JOURNAL

OF THE

HOUSE OF REPRESENTATIVES

CONGRESS OF THE UNITED STATES

Begun and held at the Capitol, in the City of Washington, in the District of Columbia, on Tuesday, the third day of January, in the year of our Lord two thousand and six, being the *second session* of the ONE HUNDRED NINTH CONGRESS, held under the Constitution of the United States, and in the two hundred and thirtieth year of the independence of the United States.

TUESDAY, JANUARY 3, 2006 (1)

¶1.1 SECOND SESSION OF THE 109TH CONGRESS

The SPEAKER pro tempore, Mr. WOLF, announced that this being the day fixed pursuant to the 20th Amendment of the Constitution of the United States for the assembly of the Second Session of the One Hundred Ninth Congress, and called the House to order.

¶1.2 APPOINTMENT OF SPEAKER PRO TEMPORE

The SPEAKER pro tempore, Mr. WOLF, laid before the House the following communication:

WASHINGTON, DC,
January 3, 2006.

I hereby appoint the Honorable FRANK R. WOLF to act as Speaker pro tempore on this day.

J. DENNIS HASTERT,
Speaker of the House of Representatives.

¶1.3 ORGANIZATIONAL AND LEGISLATIVE BUSINESS DISPENSED WITH

The SPEAKER pro tempore, Mr. WOLF, announced that pursuant to section 2 of the House Resolution 619, One Hundred Ninth Congress, organizational and legislative business is dispensed with on this day.

The House will follow the practice announced by the Speaker at the convening of the Second Session of the One Hundred Sixth Congress under a similar order. Bills and resolution introduced today will be numbered today but will not be noted in the CONGRESSIONAL RECORD or referred by the Speaker until January 31, 2006. Executive Communications, Petitions and Memorials will not be numbered or referred until January 31, 2006.

¶1.4 ENROLLED BILLS SIGNED

The SPEAKER pro tempore, Mr. WOLF, announced that pursuant to clause 4, rule I, the Speaker pro tempore, Mr. Tom DAVIS of Virginia, signed the following enrolled bills on Friday, December 30, 2005.

H.R. 972. An Act to authorize appropriations for fiscal years 2006 and 2007 for the Trafficking Victims Protection Act of 2000, and for other purposes.

H.R. 1815. An Act to authorize appropriations for fiscal year 2006 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe military personnel strengths for such fiscal year, and for other purposes.

H.R. 2017. An Act to amend the Torture of Victims Relief Act of 1998 to authorize appropriations to provide assistance for domestic and foreign programs and centers for the treatment of victims of torture, and for other purposes.

H.R. 3179. An Act to reauthorize and amend the Junior Duck Stamp Conservation and Design Program Act of 1994.

H.R. 3402. An Act to authorize appropriations for the Department of Justice for fiscal years 2006 through 2009, and for other puruposes.

H.R. 4501. An Act to amend the Passport Act of June 4, 1920, to authorize the Secretary of State to establish and collect a surcharge to cover the costs of meeting the increased demand for passports as a result of actions taken to comply with section 7209(b) of the Intelligence Reform and Terrorism Prevention Act of 2004.

H.R. 4637. An Act to make certain technical corrections in amendments made by the Energy Policy Act of 2005.

¶1.5 BILLS PRESENTED TO THE PRESIDENT

Karen L. Haas, Clerk of the House reports that on January 3, 2006, she presented to the President of the United States, for his approval, the following bills:

H.R. 972. An Act to authorize appropriations for fiscal years 2006 and 2007 for the Trafficking Victims Protection Act of 2000, and for other purposes.

H.R. 1815. An Act to authorize appropriations for fiscal year 2006 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe military personnel strengths for such fiscal year.

H.R. 2017. An Act to amend the Torture Victims Relief Act of 1998 to authorize appropriations to provide assistance for domestic and foreign programs and centers for the treatment of victims of torture, and for other purposes.

H.R. 3179. An Act to reauthorize and amend the Junior Duck Stamp Conservation and Design Program Act of 1994.

H.R. 3402. An Act to authorize appropriations for the Department of Justice for fiscal years 2006 through 2009, and for other purposes.

H.R. 4340. An Act to implement the United States-Bahrain Free Trade Agreement

H.R. 4501. An Act to amend the Passport Act of June 4, 1920, to authorize the Secretary of State to establish and collect a surcharge to cover the costs of meeting the increased demand for passports as a result of actions taken to comply with section 7209(b) of the Intelligence Reform and Terrorism Prevention Act of 2004.

H.R. 4637. An Act to make certain technical corrections in amendments made by the Energy Policy Act of 2005.

¶1.6 ADJOURNMENT

On motion of Mr. KILDEE, at 12 o'clock and 5 minutes p.m., pursuant to House Concurrent Resolution 326, One Hundred Ninth Congress, the House adjourned, until noon on Tuesday, January 31, 2006.

¶1.7 PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XII, public bills and resolutions were introduced and severally referred, as follows:

By Mr. SCHIFF:

H.R. 4654. A bill to provide a national innovation initiative; referred to the Committee on Science, and in addition to the Committees on Energy and Commerce, Ways and Means, Armed Services, the Judiciary, Transportation and Infrastructure, and Financial Services, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as

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fall within the jurisdiction of the committee concerned.

¶1.8 ADDITIONAL SPONSORS

Under clause 7 of rule XII, sponsors were added to public bills and resolutions as follows:

H.R. 1372: Mr. SCHWARZ of Michigan.
H.R. 1742: Mr. PRICE of North Carolina.
H.R. 3858: Mr. RANGEL.

TUESDAY, JANUARY 31, 2006 (2)

The House was called to order by the SPEAKER.

¶2.1 RESIGNATION AS MEMBER OF HOUSE OF REPRESENTATIVES

The SPEAKER laid before the House the following communication, which was read as follows:

CONGRESS OF THE UNITED STATES,
HOUSE OF REPRESENTATIVES,
Washington, DC, January 16, 2006.

Hon. J. DENNIS HASTERT,
Speaker, House of Representatives, Washington, DC.

Mr. SPEAKER: For the past thirteen years I have had the great honor and privilege of serving the people of New Jersey as a Member of the United States House of Representatives.

As Governor Jon S. Corzine of New Jersey has told me his intention to appoint me to fulfill the remainder of his term in the United States Senate upon his inauguration as Governor, I submit my resignation as a Member from the House of Representatives, effective close of business on Monday, January 16, 2006.

I accept my new position with enthusiasm but also a sense of gratitude for the trust and confidence the voters of the Thirteenth Congressional District have placed in me over the years. I have always tried to reflect credit on the District, the great state of New Jersey, and this body. It has been a distinct pleasure to work and serve with many good friends and colleagues in the House of Representatives.

I look forward to continuing my service to the people of the State of New Jersey through my service as a Member of the United States Senate.

Sincerely,

ROBERT MENENDEZ,
Member of Congress.

¶2.2 WHOLE NUMBER OF THE HOUSE OF REPRESENTATIVES ADJUSTED

The SPEAKER, pursuant to clause 5(d) of rule XX, announced that the whole number of the House is 433.

¶2.3 COMMUNICATION FROM THE CLERK—MESSAGE FROM THE SENATE

The SPEAKER laid before the House a communication, which was read as follows:

OFFICE OF THE CLERK,
HOUSE OF REPRESENTATIVES,
Washington, DC, January 26, 2006.

Hon. J. DENNIS HASTERT,
Speaker, House of Representatives, Washington, DC.

DEAR MR. SPEAKER: Pursuant to the permission granted in Clause 2(h) of rule II of the Rules of the U.S. House of Representatives, the Clerk received the following message from the Secretary of the Senate on January 26, 2006, at 10:15 am:

That the Senate agreed to S. Con. Res. 77.

Appointments:

Board of Visitors of the United States Military Academy.

Board of Visitors of the United States Naval Academy.

Board of Visitors of the United States Air Force Academy.

With best wishes, I am

Sincerely,

KAREN L. HAAS,
Clerk of the House.

¶2.4 COMMUNICATION FROM THE CLERK—MESSAGE FROM THE SENATE

The SPEAKER laid before the House a communication, which was read as follows:

OFFICE OF THE CLERK,
HOUSE OF REPRESENTATIVES,
Washington, DC, January 27, 2006.

Hon. J. DENNIS HASTERT,
Speaker, House of Representatives, Washington, DC

DEAR MR. SPEAKER: Pursuant to the permission granted in Clause 2(h) of rule II of the Rules of the U.S. House of Representatives, the Clerk received the following message from the Secretary of the Senate on January 27, 2006, at 3:00 pm:

That the Senate agreed to S. Con. Res. 78.

With best wishes, I am

Sincerely,

KAREN L. HAAS,
Clerk of the House.

¶2.5 RECESS—12:05 P.M.

The SPEAKER, pursuant to clause 12(a) of rule I, declared the House in recess at 12 o'clock and 5 minutes p.m., until approximately 3:30 p.m.

¶2.6 AFTER RECESS—3:30 P.M.

The SPEAKER called the House to order.

¶2.7 CALL OF THE HOUSE

The SPEAKER ordered that the Clerk utilize the electronic system to ascertain the presence of a quorum, and the following-named Members responded.

¶2.8 [Roll No. 1]

Abercrombie
Ackerman
Aderholt
Akin
Alexander
Allen
Andrews
Baca
Bachus
Baird
Baker
Baldwin
Barrett (SC)
Barrow
Bartlett (MD)
Barton (TX)
Bass
Bean
Beauprez
Becerra
Berkley
Berry
Biggert
Bilirakis
Bishop (GA)
Bishop (NY)
Bishop (UT)
Blackburn
Blumenauer
Blunt
Boehlert
Boehner
Bonilla
Bonner
Bono
Boozman
Boren
Boswell
Boucher
Boustany
Boyd
Bradley (NH)
Brady (TX)
Brown (OH)
Brown (SC)
Brown, Corrine
Brown-Waite, Ginny
Burgess
Burton (IN)
Buyer
Calvert
Camp (MI)
Campbell (CA)
Cannon
Cantor
Capito
Capps
Capuano
Cardin
Cardoza
Carnahan
Carson
Carter
Case
Castle
Chabot
Chandler
Chocola
Clay
Cleaver
Clyburn
Coble
Cole (OK)
Conaway
Cooper
Costa
Costello
Cramer
Crenshaw
Crowley
Cubin
Cuellar
Cummings
Davis (AL)
Davis (CA)
Davis (IL)
Davis (KY)
Davis (TN)
Davis, Jo Ann
Davis, Tom
Deal (GA)
DeFazio
Delahunt
DeLauro
Dent
Diaz-Balart, M.
Dicks
Dingell
Doggett
Doolittle
Doyle
Drake
Dreier
Duncan
Ehlers
Emanuel
Emerson
Engel
English (PA)
Eshoo
Etheridge
Evans
Everett
Farr
Fattah
Feeney
Ferguson
Filner
Fitzpatrick (PA)
Flake
Foley
Forbes
Ford
Fortenberry
Foxx
Frank (MA)
Franks (AZ)
Frelinghuysen
Gallegly
Garrett (NJ)
Gerlach
Gibbons
Gilchrest
Gillmor
Gingrey
Gohmert
Gonzalez
Goode
Goodlatte
Gordon
Granger
Graves
Green (WI)
Green, Al
Green, Gene
Gutierrez
Gutknecht
Hall
Harman
Harris
Hart
Hastert
Hastings (FL)
Hastings (WA)
Hayes
Hayworth
Hefley
Hensarling
Herger
Herseth
Higgins
Hinojosa
Hobson
Hoekstra
Holden
Holt
Honda
Hostettler
Hoyer
Hulshof
Inglis (SC)
Inslee
Israel
Issa
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Jenkins
Jindal
Johnson (CT)
Johnson (IL)
Johnson, E. B.
Jones (NC)
Jones (OH)
Kanjorski
Kaptur
Keller
Kelly
Kennedy (MN)
Kennedy (RI)
Kildee
Kilpatrick (MI)
Kind
King (NY)
Kingston
Kirk
Kline
Knollenberg
Kolbe
Kucinich
Kuhl (NY)
LaHood
Langevin
Lantos
Larsen (WA)
Larson (CT)
Latham
LaTourette
Leach
Lee
Levin
Lewis (CA)
Lewis (GA)
Lewis (KY)
Lipinski
LoBiondo
Lofgren, Zoe
Lowey
Lucas
Lungren, Daniel E.
Mack
Maloney
Marchant
Markey
Marshall
Matheson
Matsui
McCarthy
McCaul (TX)
McCollum (MN)
McCotter
McCrery
McDermott
McGovern
McHenry
McHugh
McIntyre
McKeon
McKinney
McMorris
McNulty
Meek (FL)
Meeks (NY)
Mica
Michaud
Millender-McDonald
Miller (FL)
Miller (MI)
Miller (NC)
Mollohan
Moore (KS)
Moore (WI)
Moran (VA)
Murphy
Murtha
Musgrave
Myrick
Nadler
Napolitano
Neugebauer
Ney
Norwood
Nunes
Nussle
Oberstar
Obey
Olver
Ortiz
Osborne
Otter
Owens
Oxley
Pallone
Pascrell
Pastor
Paul
Pearce
Pelosi
Pence
Peterson (MN)
Peterson (PA)
Petri
Platts
Poe
Pombo
Pomeroy
Porter
Price (GA)
Price (NC)
Pryce (OH)
Putnam
Radanovich
Rahall
Ramstad
Regula
Rehberg
Reichert
Renzi
Reyes
Reynolds
Rogers (AL)
Rogers (MI)
Rohrabacher
Ros-Lehtinen
Ross
Rothman
Roybal-Allard
Royce
Ruppersberger
Ryan (OH)
Ryan (WI)
Ryun (KS)
Sabo
Salazar
Sánchez, Linda T.
Sanchez, Loretta
Saxton
Schakowsky
Schiff
Schmidt
Schwartz (PA)
Schwarz (MI)
Scott (GA)
Scott (VA)
Sensenbrenner
Serrano
Sessions
Shadegg
Shaw
Shays
Sherman
Sherwood
Shimkus
Shuster
Simmons
Simpson
Skelton
Smith (TX)
Snyder
Sodrel
Solis
Souder
Spratt
Stearns
Stupak
Sullivan
Sweeney
Tancredo
Tanner
Tauscher
Taylor (MS)
Terry
Thomas
Thompson (CA)
Thompson (MS)
Thornberry
Tiahrt
Tiberi
Tierney
Towns
Turner
Udall (CO)
Udall (NM)
Upton
Van Hollen
Velázquez
Visclosky
Walden (OR)
Walsh
Wamp
Wasserman Schultz
Waters
Watt
Waxman
Weiner
Weldon (PA)
Weller
Westmoreland
Wexler
Whitfield
Wicker
Wilson (NM)
Wilson (SC)
Wolf
Woolsey
Wu
Wynn
Young (AK)
Young (FL)

Thereupon, the SPEAKER announced that 389 Members had been recorded, a quorum.

Further proceedings under the call were dispensed with.

¶2.9 APPROVAL OF THE JOURNAL

The SPEAKER announced he had examined and approved the Journal of the proceedings of Tuesday, January 3, 2006.

Pursuant to clause 1, rule I, the Journal was approved.

¶2.10 COMMUNICATIONS

Executive and other communications, pursuant to clause 8, rule XII, were referred as follows:

5955. A letter from the Administrator, AMS, Department of Agriculture, transmitting the Department's final rule — Revision of Fees for the Fresh Fruit and Vegtables Terminal Market Inspection Services [Docket Number FV-04-310] (RIN: 0581-AC46) received January 3, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

5956. A letter from the Administrator, AMS, Department of Agriculture, transmitting the Department's final rule — Fresh Bartlett Pears Grown in Oregon and Washington; Termination of Marketing Order No. 931 [Docket No. FV05-931-1 FR] received January 3, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

5957. A letter from the Administrator, AMS, Department of Agriculture, transmitting the Department's final rule — USDA Farmers Market Operating Procedures [Docket No. TM-04-09] (RIN: 0581-AC39) received January 3, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

5958. A letter from the Administrator, AMS, Department of Agriculture, transmitting the Department's final rule — Dried Prunes Produced in California; Decreased Assessment Rate [Docket No. FV05-993-5 FIR] received January 3, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

5959. A letter from the Administrator, FSIS, Department of Agriculture, transmitting the Department's final rule — Addition of Chile to the List of Countries Eligible to Export Meat and Meat Products to the United States [Docket No. 02-019F] (RIN: 0583-AD16) received January 6, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

5960. A letter from the Director, Regulations Policy and Management Staff, Food and Drug Administration, transmitting the Administration's final rule — Biological Products; Bacterial Vaccines and Toxoids; Implementation of Efficacy Review [Docket No. 1980N-0208] received January 6, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

5961. A communication from the President of the United States, transmitting a request for an emergency designation for FY 2006 budget amendments for the Department of Veterans Affairs; (H. Doc. No. 109–86); to the Committee on Appropriations and ordered to be printed.

5962. A letter from the Acting Director, DPAP, Department of Defense, transmitting the Department's final rule — Defense Federal Acquisition Regulation Supplement; Contract Financing [DFARS Case 2003-D043] received January 3, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Armed Services.

5963. A letter from the Assistant to the Board, Board of Governors of the Federal Reserve System, transmitting the Board's final rule — Home Mortgage Disclosure [Regulation C; Docket No. R-1245] received January 3, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Financial Services.

5964. A letter from the General Counsel, FEMA, Department of Homeland Security, transmitting the Department's final rule — Changes in Flood Elevation Determinations — received January 6, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Financial Services.

5965. A letter from the General Counsel, FEMA, Department of Homeland Security, transmitting the Department's final rule — Changes in Flood Elevation Determinations — received January 6, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Financial Services.

5966. A letter from the General Counsel, FEMA, Department of Homeland Security, transmitting the Department's final rule — Changes in Flood Elevation Determinations [Docket No. FEMA-D-7579] received January 6, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Financial Services.

5967. A letter from the General Counsel, FEMA, Department of Homeland Security, transmitting the Department's final rule — Changes in Flood Elevation Determinations [Docket No. FEMA-P-7646] received January 6, 2005, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Financial Services.

5968. A letter from the General Counsel, FEMA, Department of Homeland Security, transmitting the Department's final rule — Final Flood Elevation Determinations — received January 6, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Financial Services.

5969. A letter from the General Counsel, FEMA, Department of Homeland Security, transmitting the Department's final rule — Final Flood Elevation Determinations — received January 6, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Financial Services.

5970. A letter from the General Counsel, FEMA, Department of Homeland Security, transmitting the Department's final rule — Suspension of Community Eligibility [Docket No. FEMA-7895] received January 6, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Financial Services.

5971. A letter from the General Counsel, FEMA, Department of Homeland Security, transmitting the Department's final rule — List of Communities Eligible for the Sale of Flood Insurance [Docket No. FEMA-7782] received January 6, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Financial Services.

5972. A letter from the General Counsel, FEMA, Department of Homeland Security, transmitting the Department's final rule — Changes in Flood Elevation Determinations [Docket No. FEMA-B-7455] received January 6, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Financial Services.

5973. A letter from the General Counsel, FEMA, Department of Homeland Security, transmitting the Department's final rule — Suspension of Community Eligibility [Docket No. FEMA-7899] received January 6, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Financial Services.

5974. A letter from the General Counsel, FEMA, Department of Homeland Security, transmitting the Department's final rule — Suspension of Community Eligibility [Docket No. FEMA-7903] received January 4, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Financial Services.

5975. A letter from the Counsel for Legislation and Regulations, Department of Housing and Urban Development, transmitting the Department's final rule — Electronic Submission of Applications for Grants and Other HUD Financial Assistance [Docket No. FR-4875-F-02] (RIN: 2501-AD02) received January 3, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Financial Services.

5976. A letter from the Secretary, Federal Trade Commission, transmitting the Commission's final rule — Notice Regarding Charges for Certain Disclosures — received January 6, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Financial Services.

5977. A letter from the Secretary, Securities and Exchange Commission, transmitting the Commission's final rule — Revisions to Accelerated Filer Definition and Accelerated Deadlines for Filing Periodic Reports [Release Nos. 33-8644; 34-52989; File No. S7-08-05] (RIN: 3235-AJ29) received December 27, 2005, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Financial Services.

5978. A letter from the Assistant Deputy Secretary for Innovation and Improvement, Department of Education, transmitting the Department's final rule — State Charter School Facilities Incentive Program — received January 4, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Education and the Workforce.

5979. A letter from the Deputy Executive Director, Pension Benefit Guaranty Corporation, transmitting the Corporation's final rule — Benefits Payable in Terminated Single-Employer Plans; Allocation of Assets in Single-Employer Plans; Interest Assumptions for Valuing and Paying Benefits — received December 27, 2005, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Education and the Workforce.

5980. A letter from the Secretary, Federal Trade Commission, transmitting the Commission's final rule — Rules and Regulations Under the Textile Fiber Products Identification Act — received January 3, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

5981. A communication from the President of the United States, transmitting notification stating that the emergency declared with respect to foreign terrorists who threaten to disrupt the Middle East peace process is to continue in effect beyond January 23, 2006, pursuant to 50 U.S.C. 1622(d); (H. Doc. No. 109–84); to the Committee on International Relations and ordered to be printed.

5982. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting pursuant to section 36(c) of the Arms Export Control Act, certification regarding the proposed license for the export of defense articles and services to the Republic of Korea (Transmittal No. DDTC 043-05); to the Committee on International Relations.

5983. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting pursuant to section 36(c) of the Arms Export Control Act, certification regarding the proposed license for the export of defense articles and services to the Government of the United Kingdom (Transmittal No. DDTC 069-05); to the Committee on International Relations.

5984. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting pursuant to section 36(c) and (d) of the Arms Export Control Act, certification of a proposed manufacturing license agreement for the manufacture of military equipment abroad and the export of defense articles and services to the Government of Japan (Transmittal No. DDTC 065-05); to the Committee on International Relations.

5985. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting pursuant to section 36(c) and (d) of the Arms Export Control Act, certification of a proposed manufacturing license agreement for the manufacture of military equipment abroad and the export of defense articles and services to the Government of Japan (Transmittal No. DDTC 066-05); to the Committee on International Relations.

5986. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting pursuant to section 36(d) of the Arms Export Control Act, certification regarding the proposed license for the manufacture of defense equipment from the Government of the United Kingdom to the Government of the Netherlands (Transmittal No.

DDTC 068-05); to the Committee on International Relations.

5987. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting pursuant to section 36(c) of the Arms Export Control Act, certification regarding the proposed license for the export of defense articles and services to the Government of Japan (Transmittal No. DDTC 061-05); to the Committee on International Relations.

5988. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting pursuant to section 36(c) of the Arms Export Control Act, certification regarding the proposed license for the export of defense equipment and articles to the Government of Switzerland (Transmittal No. DDTC 047-05); to the Committee on International Relations.

5989. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting pursuant to section 36(c) and (d) of the Arms Export Control Act, certification of a proposed manufacturing license agreement for the export of defense articles and services to the Government of Japan (Transmittal No. DDTC 060-05); to the Committee on International Relations.

5990. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting pursuant to section 36(c) of the Arms Export Control Act, certification regarding the proposed license for the export of defense articles and services to the Government of Taiwan (Transmittal No. DDTC 067-05); to the Committee on International Relations.

5991. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting pursuant to section 36(c) of the Arms Export Control Act, certification regarding the proposed license for the export of defense articles and services to the Government of the Netherlands (Transmittal No. DDTC 063-05); to the Committee on International Relations.

5992. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting pursuant to Section 620C(c) of the Foreign Assistance Act of 1961, as amended, and in accordance with section 1(a)(6) of Executive Order 13313, a report prepared by the Department of State and the National Security Council on the progress toward a negotiated solution of the Cyprus questioncovering the period October 1, 2005 through November 30, 2005; to the Committee on International Relations.

5993. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting a Memorandum of Justification for a drawdown to provide international disaster relief assistance to Pakistan, pursuant to Sections 506 and 652 of the Foreign Assistance Act of 1961, as amended; to the Committee on International Relations.

5994. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting pursuant to section 3(d) of the Arms Export Control Act, certification regarding the proposed transfer of major defense equipment from the Government of the Australia (Transmittal No. RSAT-04-05); to the Committee on International Relations.

5995. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting pursuant to Section 620C(c) of the Foreign Assistance Act of 1961, as amended, and in accordance with section 1(a)(6) of Executive Order 13313, a report prepared by the Department of State and the National Security Council on the progress toward a negotiated solution of the Cyprus question covering the period June 1, 2005 through July 31, 2005 and August 1, 2005 through September 30,2005; to the Committee on International Relations.

5996. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting pursuant to Section 620C(c) of the Foreign Assistance Act of 1961, as amended, and in accordance with section 1(a)(6) of Executive Order 13313, a report prepared by the Department of State and the National Security Council on the progress toward a negotiated solution of the Cyprus question covering the period June 1, 2005 through July 31, 2005 and August 1, 2005 through September 30, 2005; to the Committee on International Relations.

5997. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting a copy of a determination pursuant to Section 1306 of the National Defense Authorization Act for FY 2003; to the Committee on International Relations.

5998. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting a report pursuant to Paragraph (5)(D) of the Senate's May 1997 resolution of advice and consent to the ratification of the Conventional Armed Forces in Europe Treaty Flank Document of May 31, 1996; to the Committee on International Relations.

5999. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting the Department's report on CWC Compliance; to the Committee on International Relations.

6000. A letter from the Secretary, Department of Commerce, transmitting the semiannual report on the activities of the Inspector General for the period March 31 through September 30, 2005, pursuant to 5 U.S.C. app. (Insp. Gen. Act) section 5(b); to the Committee on Government Reform.

6001. A letter from the Chairman, Council of the District of Columbia, transmitting a copy of D.C. ACT 16-248, ''Vending Licensing Moratorium Amendment Act of 2005,'' pursuant to D.C. Code section 1–233(c)(1); to the Committee on Government Reform.

6002. A letter from the Chairman, Council of the District of Columbia, transmitting a copy of D.C. ACT 16-233, ''District of Columbia Health Professional Recruitment Program Act of 2005,'' pursuant to D.C. Code section 1–233(c)(1); to the Committee on Government Reform.

6003. A letter from the Chairman, Council of the District of Columbia, transmitting a copy of D.C. ACT 16-232, ''Dedication of Portions of the Alley System in Square 5252, S.O. 03-1707, Act of 2005,'' pursuant to D.C. Code section 1–233(c)(1); to the Committee on Government Reform.

6004. A letter from the Chairman, Council of the District of Columbia, transmitting a copy of D.C. ACT 16-230, ''Stevie Sellows Intermediate Care Facility for the Mentally Retarded Quality Improvement Act of 2005,'' pursuant to D.C. Code section 1–233(c)(1); to the Committee on Government Reform.

6005. A letter from the Chairman, Council of the District of Columbia, transmitting a copy of D.C. ACT 16-231, ''Grandparent Caregivers Pilot Program Establishment Act of 2005,'' pursuant to D.C. Code section 1–233(c)(1); to the Committee on Government Reform.

6006. A letter from the Chairman, Council of the District of Columbia, transmitting a copy of D.C. ACT 16-299, ''Karyn Barquin Adult Protective Services Self-Neglect Expansion Amendment Act of 2005,'' pursuant to D.C. Code section 1–233(c)(1); to the Committee on Government Reform.

6007. A letter from the Chairman, Council of the District of Columbia, transmitting a copy of D.C. ACT 16-228, ''Highway Trust Fund and District Department of Transportation Temporary Amendment Act of 2005,'' pursuant to D.C. Code section 1–233(c)(1); to the Committee on Government Reform.

6008. A letter from the Chairman, Council of the District of Columbia, transmitting a copy of D.C. ACT 16-226, ''Operation Enduring Freedom and Operation Iraqi Freedom Active Duty Pay Differential Extension Temporary Amendment Act of 2005,'' pursuant to D.C. Code section 1–233(c)(1); to the Committee on Government Reform.

6009. A letter from the Chairman, Council of the District of Columbia, transmitting a copy of D.C. ACT 16-224, ''Estate and Inheritance Tax Clarification Temporary Act of 2005,'' pursuant to D.C. Code section 1–233(c)(1); to the Committee on Government Reform.

6010. A letter from the Chairman, Council of the District of Columbia, transmitting a copy of D.C. ACT 16-225, ''Public Assistance Confidentiality of Information Temporary Amendment Act of 2005,'' pursuant to D.C. Code section 1–233(c)(1); to the Committee on Government Reform.

6011. A letter from the Chairman, Council of the District of Columbia, transmitting a copy of D.C. ACT 16-222, ''National Community Reinvestment Coalition Real Property Tax Exemption Act of 2005,'' pursuant to D.C. Code section 1–233(c)(1); to the Committee on Government Reform.

6012. A letter from the Chairman, Council of the District of Columbia, transmitting a copy of D.C. ACT 16-223, ''Real Property Disposition Economic Analysis Temporary Amendment Act of 2005,'' pursuant to D.C. Code section 1–233(c)(1); to the Committee on Government Reform.

6013. A letter from the Chairman, Council of the District of Columbia, transmitting a copy of D.C. ACT 16-219, ''Water Pollution Control Amendment Act of 2005,'' pursuant to D.C. Code section 1–233(c)(1); to the Committee on Government Reform.

6014. A letter from the Chairman, Council of the District of Columbia, transmitting a copy of D.C. ACT 16-220, ''Human Rights Clarification Amendment Act of 2005,'' pursuant to D.C. Code section 1–233(c)(1); to the Committee on Government Reform.

6015. A letter from the Chairman, Council of the District of Columbia, transmitting a copy of D.C. ACT 16-221, ''Domestic Partner Health Care Benefits Tax Exemption Act of 2005,'' pursuant to D.C. Code section 1–233(c)(1); to the Committee on Government Reform.

6016. A letter from the Chairman, Council of the District of Columbia, transmitting a copy of D.C. ACT 16-215, ''Full Service Grocery Store Alcohol License Exception Act of 2005,'' pursuant to D.C. Code section 1–233(c)(1); to the Committee on Government Reform.

6017. A letter from the Chairman, Council of the District of Columbia, transmitting a copy of D.C. ACT 16-216, ''Walt Whitman Designation Act of 2005,'' pursuant to D.C. Code section 1–233(c)(1); to the Committee on Government Reform.

6018. A letter from the Chairman, Council of the District of Columbia, transmitting a copy of D.C. ACT 16-217, ''Producer Summary Suspension Amendment Act of 2005,'' pursuant to D.C. Code section 1–233(c)(1); to the Committee on Government Reform.

6019. A letter from the Chairman, Council of the District of Columbia, transmitting a copy of D.C. ACT 16-218, ''Adams Morgan Business Improvement District Amendment Act of 2005,'' pursuant to D.C. Code section 1–233(c)(1); to the Committee on Government Reform.

6020. A letter from the Chairman, Council of the District of Columbia, transmitting a copy of D.C. ACT 16-214, ''Old Morgan School Place Designation Act of 2005,'' pursuant to D.C. Code section 1–233(c)(1); to the Committee on Government Reform.

6021. A letter from the Chairman, Council of the District of Columbia, transmitting a copy of D.C. ACT 16-227, ''Criminal Background Checks for the Protection of Children Clarification Temporary Amendment Act of 2005,'' pursuant to D.C. Code section 1–

233(c)(1); to the Committee on Government Reform.

6022. A letter from the Federal Co-Chair, Appalachian Regional Commission, transmitting the semiannual report on the activities of the Office of Inspector General for the period April 1, 2005, through September 30, 2005, pursuant to 5 U.S.C. app. (Insp. Gen. Act) section 8G(h)(2); to the Committee on Government Reform.

6023. A letter from the Chairman, Broadcasting Board of Governors, transmitting in accordance with the requirements of the Accountability of Tax Dollars Act of 2002 (Pub. L. 107-289), the Board's FY 2005 Performance and Accountability Report; to the Committee on Government Reform.

6024. A letter from the Chairman, Broadcasting Board of Governors, transmitting the semiannual report on the activities of the Office of Inspector General for the period from April 1, 2005 to September 30, 2005, pursuant to 5 U.S.C. app. (Insp. Gen. Act) section 5(b); to the Committee on Government Reform.

6025. A letter from the General Manager, Defense Nuclear Facilities Safety Board, transmitting in accordance with Section 647(b) of Title VI of the Consolidated Appropriations Act, FY 2004, Pub. L. 108-199, the Board's Report to Congress on FY 2005 Competitive Sourcing Efforts; to the Committee on Government Reform.

6026. A letter from the Secretary, Department of Energy, transmitting the Department's Performance and Accountability Report for FY 2005; to the Committee on Government Reform.

6027. A letter from the Secretary, Department of Labor, transmitting in accordance with Section 647(b) of Title VI of the Consolidated Appropriations Act, FY 2004, Pub. L. 108-199, the Department's Report to Congress on FY 2005 Competitive Sourcing Efforts; to the Committee on Government Reform.

6028. A letter from the Inspector General, Department of Labor, transmitting in accordance with Section 647(b) of Title VI of the Consolidated Appropriations Act, FY 2004, Pub. L. 108-199, the Department's Report to Congress on FY 2005 Competitive Sourcing Efforts; to the Committee on Government Reform.

6029. A letter from the Chairman and Chief Executive Officer, Farm Credit Administration, transmitting the semiannual report on the activities of the Office of Inspector General for the period April 1, 2005 through September 30, 2005, pursuant to 5 U.S.C. app. (Insp. Gen. Act) section 8G(h)(2); to the Committee on Government Reform.

6030. A letter from the Acting Chief Financial Officer, Federal Trade Commission, transmitting the Commission's FY 2005 Performance and Accountability Report, as requiredby The Government Performance and Results Act of 1993 and The Accountability of Tax Dollars Act of FY 2002; to the Committee on Government Reform.

6031. A letter from the Assistant Administrator, Office of Legislative Affairs, National Aeronautics and Space Administration, transmitting in accordance with Section 647(b) of Division F of the Consolidated Appropriations Act, FY 2004, Pub. L. 108-199, and the Office of Management and Budget Memorandum 06-01, the Administration's report on competitive sourcing efforts for FY 2005; to the Committee on Government Reform.

6032. A letter from the Director, Office of Personnel Management, transmitting in accordance with Section 647(b) of Division F of the Consolidated Appropriations Act, FY 2004, Pub. L. 108-199, and the Office of Management and Budget Memorandum 05-01, the Office's report on competitive sourcing efforts for FY 2005; to the Committee on Government Reform.

6033. A letter from the Director, SHRP, Office of Personnel Management, transmitting the Office's final rule — General Schedule Locality Pay Areas (RIN: 3206-AK78) received January 6, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Government Reform.

6034. A letter from the Chief Administrative Officer, transmitting the quarterly report of receipts and expenditures of appropriations and other funds for the period October 1, 2005 through December 31, 2005 as compiled by the Chief Administrative Officer, pursuant to 2 U.S.C. 104a Public Law 88–454; (H. Doc. No. 109–83); to the Committee on House Administration and ordered to be printed.

6035. A letter from the Clerk, U.S. House of Representatives, transmitting list of reports pursuant to clause 2, Rule II of the Rules of the House of Representatives, pursuant to Rule II, clause 2(b), of the Rules of the House; (H. Doc. No. 109–81); to the Committee on House Administration and ordered to be printed.

6036. A letter from the Director, Office of Surface Mining, Department of the Interior, transmitting the Department's final rule — West Virginia Regulatory Program [WV-108-FOR] received December 27, 2005, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Resources.

6037. A letter from the Director, Office of Sustainable Fisheries, National Oceanic and Atmospheric Administration, transmitting the Administration's final rule — Atlantic Highly Migratory Species; Atlantic Bluefin Tuna Fisheries [I.D. 121205F] received January 6, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Resources.

6038. A letter from the Acting Director, Office of Sustainable Fisheries, National Oceanic and Atmospheric Administration, transmitting the Administration's final rule — Fisheries Off West Coast States and in the Western Pacific; Pacific Coast Groundfish Fishery; Specifications and Management Measures; Inseason Adjustments [Docket No. 040830250-5062-03; I.D. 112305B] received January 3, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Resources.

6039. A letter from the Deputy Assistant Administrator for Regulatory Programs, NMFS, National Oceanic and Atmospheric Administration, transmitting the Administration's final rule — Fisheries Off West Coast States and in the Western Pacific; Western Pacific Pelagic Fisheries; Sea Turtle Mitigation Measures [Docket No. 050801214-5283-02; I.D. 072105D] (RIN: 0648-AQ91) received January 3, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Resources.

6040. A letter from the Deputy Assistant Administrator for Regulatory Programs, NMFS, National Oceanic and Atmospheric Administration, transmitting the Administration's final rule — Fisheries Off West Coast States and in the Western Pacific; Pelagic Fisheries; Additional Measures to Reduce the Incidental Catch of Seabirds in the Hawaii Pelagic Longline Fishery [Docket No. 050620162-5326-02; I.D. 061505D] (RIN: 0648-AS30) received January 6, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Resources.

6041. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Anchorage Regulations; Mississippi River Below Baton Rouge, LA, Including South and Southwest Passes [CGD08-05-016] (RIN: 1625-AA01) received December 28, 2005, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

6042. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Security Zones; Oahu, Maui, Hawaii, and Kauai, HI [CGD14-04-116] (RIN: 1625-AA87) received December 28, 2005, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

6043. A letter from the Attorney, USCG, Department of Homeland Security, transmitting the Department's final rule — Marine Casualties and Investigations; Chemical Testing Following Serious Marine Incidents [USCG-2001-8773] (RIN: 1625-AA27) (Formerly RIN: 2115-AG07) received December 28, 2005, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

6044. A letter from the Attorney-Advisor, USCG, Department of Homeland Security, transmitting the Department's final rule — Reporting Marine Casualties [USCG-2000-6927] (RIN: 1625-AA04) (Formerly RIN: 2115-AD98) received December 28, 2005, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

6045. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Regulated Navigation Area; East Rockaway Inlet to Atlantic Beach Bridge, Nassau County, Long Island, New York [CGD01-05-106] (RIN: 1625-AA11) received December 28, 2005, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

6046. A letter from the Assistant Administrator for Procurement, National Aeronautics and Space Administration, transmitting the Administration's final rule — NASA Research Announcements — Small Business Subcontracting Plans and Publication Acknowledgements and Disclaimers (RIN: 2700-AD03) received January 3, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Science.

6047. A letter from the Assistant Administrator for Procurement, National Aeronautics and Space Administration, transmitting the Administration's final rule — Property Administration and Reporting for Interagency Acquisitions (RIN: 2700-AD20) received January 3, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Science.

6048. A letter from the National Adjutant, Disabled American Veterans, transmitting 2005 National Convention Proceedings Of The Disabled American Veterans, pursuant to 36 U.S.C. 90i and 44 U.S.C. 1332; (H. Doc. No. 109–77); to the Committee on Veterans' Affairs and ordered to be printed.

6049. A letter from the Office of Regulation Policy and Management, Veterans Benefits Administration, Department of Veterans' Affairs, transmitting the Department's final rule — Use of Diagnostic Code Numbers; Schedule of Ratings-Neurological Conditions and Convulsive Disorders (RIN: 2900-AM32) received January 3, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Veterans' Affairs.

6050. A letter from the Director, Office of Personnel Management, transmitting the Office's Fiscal Year 2004 annual report on Veteran's Employment in the Federal Government, pursuant to 38 U.S.C. 4214(e)(1); to the Committee on Veterans' Affairs.

6051. A letter from the Acting Chief, Publications and Regulations Branch, Internal Revenue Service, transmitting the Service's final rule — Information Reporting and Other Guidelines Regarding Distributions With Respect to Securities Issued by Foreign Corporations [Notice 2006-3] received December 28, 2005, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

6052. A letter from the Acting Chief, Publications and Regulations Branch, Internal Revenue Service, transmitting the Service's final rule — Administrative, Procedural, and Miscellaneous (Rev. Proc. 2006-3) received

December 28, 2005, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

6053. A letter from the Acting Chief, Publications and Regulations Branch, Internal Revenue Service, transmitting the Service's final rule — Uniform Capitalization of Costs (temporary), (Rev. Proc. 2006-11) received December 28, 2005, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

6054. A letter from the Acting Chief, Publications and Regulations Branch, Internal Revenue Service, transmitting the Service's final rule — Changes in Accounting Periods and in Methods of Accounting (Rev. Proc. 2006-12) received December 28, 2005, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

6055. A letter from the Acting Chief, Publications and Regulations Branch, Internal Revenue Service, transmitting the Service's final rule — Guidance Under Section 7874 for Determining Ownership by Former Shareholders or Partners of Domestic Entities [TD 9238] (RIN: 1545-BE94) received December 28, 2005, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

6056. A letter from the Acting Chief, Publications and Regulations Branch, Internal Revenue Service, transmitting the Service's final rule — Weighted Average Interest Rates Update [Notice 2005-96] received December 28, 2005, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

6057. A letter from the Acting Chief, Publications and Regulations Branch, Internal Revenue Service, transmitting the Service's final rule — Administrative, Procedural, and Miscellaneous (Rev. Proc. 2006-13) received December 28, 2005, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

6058. A letter from the Acting Chief, Publications and Regulations Branch, Internal Revenue Service, transmitting the Service's final rule — 2005 Cumulative List of Changes in Plan Qualification Requirements [Notice 2005-101] received December 28, 2005, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

6059. A letter from the Regulations Officer, Social Security Administration, transmitting the Administration's final rule — Medicare Part D Subsidies (RIN: 0960-AG03) received December 28, 2005, pursuant to 5 U.S.C. 801(a)(1)(A); jointly to the Committees on Energy and Commerce and Ways and Means.

¶2.11 COMMITTEE TO NOTIFY THE PRESIDENT

Mr. DREIER submitted the following privileged resolution (H. Res. 649):

Resolved, That a committee of two Members be appointed by the Speaker on the part of the House of Representatives to join with a committee on the part of the Senate to notify the President of the United States that a quorum of each House has assembled and Congress is ready to receive any communication that he may be pleased to make.

When said resolution was considered and agreed to.

A motion to reconsider the vote whereby said resolution was agreed to was, by unanimous consent, laid on the table.

¶2.12 APPOINTMENT OF COMMITTEE TO NOTIFY THE PRESIDENT

The SPEAKER, pursuant to the foregoing resolution, announced the appointment of Mr. BLUNT and Ms. PELOSI as members of the committee on the part of the House to join a like committee on the part of the Senate to notify the President of the United States that a quorum of each House has been assembled and that Congress is ready to receive any communication that he may be pleased to make.

¶2.13 CLERK TO NOTIFY SENATE OF A QUORUM

Mr. DREIER submitted the following privileged resolution (H. Res. 650):

Resolved, That the Clerk of the House inform the Senate that a quorum of the House is present and that the House is ready to proceed with business.

When said resolution was considered and agreed to.

A motion to reconsider the vote whereby said resolution was agreed to was, by unanimous consent, laid on the table.

¶2.14 HOUR OF MEETING

Mr. DREIER submitted the following privileged resolution (H. Res. 651):

Resolved, That unless otherwise ordered, before Monday, May 15, 2006, the hour of daily meeting of the House shall be 2 p.m. on Mondays; noon on Tuesdays; and 10 a.m. on all other days of the week; and from Monday, May 15, 2006, for the remainder of the 109th Congress, the hour of daily meeting of the House shall be noon on Mondays, 10 a.m. on Tuesdays, Wednesdays and Thursdays; and 9 a.m. on all other days of the week.

When said resolution was considered and agreed to.

A motion to reconsider the vote whereby said resolution was agreed to was, by unanimous consent, laid on the table.

¶2.15 PROVIDING FOR A JOINT SESSION-STATE OF THE UNION

The SPEAKER laid before the House the following privileged concurrent resolution of the Senate (S. Con. Res. 77):

Resolved by the Senate (the House of Representatives concurring), That the two Houses of Congress assemble in the Hall of the House of Representatives on Tuesday, January 31, 2006, at 9 p.m., for purpose of receiving such communication as the President of the United States shall be pleased to make to them.

When said concurrent resolution was considered and agreed to.

A motion to reconsider the vote whereby said concurrent resolution was agreed to was, by unanimous consent, laid on the table.

Ordered, That the Clerk notify the Senate thereof.

¶2.16 MORNING HOUR OF DEBATE

On motion of Mr. DREIER, by unanimous consent,

Ordered, That the Order of the House of January 4, 2005, providing for morning-hour debate be extended for the remainder of the 109th Congress, except that the date of May 15, 2006, shall be used in lieu of May 16, 2005.

¶2.17 EXTENSION OF REMARKS

On motion of Mr. DREIER, by unanimous consent,

Ordered, That for the remainder of the 109th Congress, all Members be permitted to extend their remarks and to include extraneous material within the permitted limit in that section of the CONGRESSIONAL RECORD entitled ''Extensions of Remarks''.

¶2.18 CALENDAR WEDNESDAY BUSINESS DISPENSED WITH

On motion of Mr. DREIER, by unanimous consent,

Ordered, That business in order for consideration on Wednesday, February 1, 2006, under clause 6, rule XV, the Calendar Wednesday rule, be dispensed with.

¶2.19 RELATING TO CONSIDERATION OF S. 1932

Mr. DREIER, by direction of the Committee on Rules, reported (Rept. No. 109–366) the resolution (H. Res. 653) relating to consideration of the bill of the Senate (S. 1932) to provide for reconciliation pursuant to section 202(a) of the concurrent resolution on the budget for fiscal year 2006 (H. Con. Res. 95).

When said resolution and report were referred to the House Calendar and ordered printed.

¶2.20 WAIVING A REQUIREMENT OF CLAUSE 6(A) OF RULE XIII

Mr. DREIER, by direction of the Committee on Rules, reported (Rept. No. 109–367) the resolution (H. Res. 654) waiving a requirement of clause 6(a) of rule XIII with respect to consideration of certain resolutions reported from the Committee on Rules.

When said resolution and report were referred to the House Calendar and ordered printed.

¶2.21 MOMENT OF SILENCE IN MEMORY OF MRS. CORETTA SCOTT KING

The SPEAKER requested that Members rise and join in a moment of silence in memory of Mrs. Coretta Scott King.

¶2.22 ORDER OF BUSINESS—CONSIDERATION OF H. RES. 655

On motion of Mr. SENSENBRENNER, submitted a resolution (H. Res. 655) honoring the life and accomplishments of Mrs. Coretta Scott King and her contributions as a leader in the struggle for civil rights, and expressing condolences to the King family on her passing, and by unanimous consent,

Ordered, That it may be in order for the immediate consideration of the resolution in the following order: (1) the resolution shall be considered as read; (2) the previous question shall be considered as ordered on the resolution and the preamble to its adoption without intervening motion except one hour of debate equally divided and controlled by the chairman and ranking minority member of the Committee on the Judiciary; and (3) notwithstanding the operation of the previous question, the Chair may postpone further consideration of the resolution to a time designated by the Speaker.

¶2.23 HONORING THE LIFE OF MRS. CORETTA SCOTT KING

Mr. SENSENBRENNER, pursuant to the previous order of the House, called up the following resolution (H. Res. 655):

Whereas Coretta Scott King was an inspirational figure and a woman of great strength, grace, and dignity who came to personify the ideals of the Civil Rights Movement, for which she and her husband fought.

Whereas Coretta Scott was born on April 27, 1927, to parents Obadiah and Bernice Scott, was raised in rural Alabama, graduated valedictorian from Lincoln High School, and received a B.A. from Antioch College in Yellow Springs, Ohio;

Whereas Coretta Scott came of age in the segregated South, took an active interest in the emerging Civil Rights Movement as an undergraduate, and joined the Antioch chapter of the NAACP, and the Race Relations and Civil Liberties Committees of Antioch College;

Whereas Coretta Scott won a scholarship to study concert singing at Boston's New England Conservatory of Music;

Whereas while in Boston, Coretta Scott met Martin Luther King, Jr., who was a graduate student studying for his doctorate at Boston University;

Whereas after Coretta Scott and Martin Luther King, Jr. were married on June 18, 1953, Mrs. Coretta Scott King completed her degree in voice and violin at the New England Conservatory of Music, and the young couple moved in September 1954 to Montgomery, Alabama, where Martin Luther King, Jr. had accepted an appointment as Pastor of the Dexter Avenue Baptist Church.

Whereas their first child, Yolanda, was born in 1955, just two weeks before the beginning of the Montgomery bus boycott, during which the King house was bombed;

Whereas the Kings had four children: Yolanda Denise, Martin Luther, III, Dexter Scott, and Bernice Albertine;

Whereas during Dr. King's lifetime, Mrs. King served as an equal partner in the Civil Rights Movement, balancing the demands of raising their four children, serving as a pastor's wife, and speaking before church, civic, college, fraternal, and peace groups;

Whereas Mrs. King established and performed in more than 30 successful ''Freedom Concerts'' that combined prose and poetry narration with musical selections to increase awareness and understanding of the Movement and the Southern Christian Leadership Conference, of which Dr. King served as the first president;

Whereas Mrs. King stood side-by-side with her husband during many civil rights marches and on other notable occasions, including a 1957 trip to Ghana to mark that country's independence, a 1959 trip to India to visit sites associated with Mahatma Gandhi, and a 1964 trip to Oslo, Norway, to accept Dr. King's Nobel Peace Prize;

Whereas just four days after her husband's assassination on April 4, 1968, Mrs. King led a march of 50,000 people through the streets of Memphis, Tennessee, and later that year took his place in the Poor People's March to Washington, D.C.;

Whereas Mrs. King devoted her energy to carrying on her husband's legacy of nonviolence and his work to create an America in which all people have equal rights;

Whereas Mrs. King dedicated herself to developing and building the Atlanta-based Martin Luther King, Jr. Center for Nonviolent Social Change as an enduring memorial to her husband's life and their dream of nonviolent social change and full civil rights for all Americans and, as its founding President, Chair, and Chief Executive Officer, she guided the creation and housing of the largest archive of documents from the Civil Rights Movement;

Whereas Mrs. King was instrumental in seeing her husband's birthday honored as a Federal holiday, an occasion first marked in 1986;

Whereas Mrs. King received honorary doctorates from over 60 colleges and universities and authored three books;

Whereas Mrs. King worked to advance the cause of justice and human rights around the world and spoke out on behalf of a number of important issues, including racial and economic justice, women's and children's rights, religious freedom, full employment, health care, and education; and

Whereas Mrs. Coretta Scott King was a civil rights icon and one of the most influential African Americans in history, and her work brought us closer to achieving the ''Beloved Community'': Now, therefore, be it

Resolved, That the House of Representatives honors the life and accomplishments of Mrs. Coretta Scott King and her contributions as a leader in the struggle for civil rights, and expresses condolences to the King family on her passing.

When said resolution was considered.

After debate,

The SPEAKER pro tempore, Mr. LAHOOD, announced that, pursuant to the previous order of the House, further proceedings on the resolution were postponed until Wednesday, February 1, 2006.

¶2.24 SOCIAL SECURITY ADVISORY BOARD

The SPEAKER pro tempore, Mr. LAHOOD, announced that the Speaker, pursuant to section 703 of the Social Security Act (42 United States Code 903 note), the order of the House of December 18, 2005, and upon the recommendation of the Minority Leader, on January 18, 2006, appointed the following Member on the part of the House to the Social Security Advisory Board for a term of six years: Mrs. Barbara Kennelly, Connecticut.

Ordered, That the Clerk notify the Senate of the foregoing appointment.

¶2.25 BOARD OF TRUSTEES OF THE AMERICAN FOLKLIFE CENTER IN THE LIBRARY OF CONGRESS

The SPEAKER pro tempore, Mr. LAHOOD, announced that the Speaker, pursuant to 20 United States Code 2103(b), and the order of the House of December 18, 2005, on January 23, 2006, made the following appointments from private life to the Board of Trustees of the American Folklife Center in the Library of Congress on the part of the House for a term of six years: appointed Mr. Charlie Seeman, Spring Creek, Nevada, and reappointed Ms. Kay Kaufman Shelemay, Cambridge, Massachusetts.

Ordered, That the Clerk notify the Senate of the foregoing appointments.

¶2.26 NATIONAL SURFACE TRANSPORTATION POLICY AND REVENUE STUDY COMMISSION

The SPEAKER pro tempore, Mr. LAHOOD, announced that the Speaker, pursuant to section 1909(b) of SAFETEA-LU (Public Law 109-59), and the order of the House of December 18, 2005, on January 23, 2006, appointed the following Members on the part of the House to the National Surface Transportation Policy and Revenue Study Commission: Mr. Jack L. Schenendorf, Chevy Chase, Maryland, and Mr. Matthew K. Rose, Westlake, Texas.

Ordered, That the Clerk notify the Senate of the foregoing appointments.

¶2.27 UNITED STATES-CHINA ECONOMIC AND SECURITY REVIEW COMMISSION

The SPEAKER pro tempore, Mr. LAHOOD, announced that the Speaker, pursuant to section 1238(b)(3) of the Floyd D. Spence National Defense Authorization Act for fiscal year 2001 (22 United States Code 7002), amended by Division P of the Consolidated Appropriations Resolution, 2003 (22 United States Code 6901), and the order of the House of December 18, 2005, on January 25, 2006, appointed the following Members on the part of the House to the United States-China Economic and Security Review Commission for terms to expire December 31, 2007: Mr. Peter T. R. Brookes, Springfield, Virginia, and Ms. Kerri Houston, Great Falls, Virginia.

Ordered, That the Clerk notify the Senate of the foregoing appointments.

¶2.28 COMMUNICATION REGARDING SUBPOENA

The SPEAKER pro tempore, Mr. LAHOOD, laid before the House the following communication from Mr. STUPAK:

CONGRESS OF THE UNITED STATES,
HOUSE OF REPRESENTATIVES,
Washington, DC, January 10, 2006.

Hon. J. DENNIS HASTERT,
Speaker, House of Representatives,
Washington, DC.

DEAR MR. SPEAKER: This is to notify you formally, pursuant to Rule VIII of the Rules of the House of Representatives, that I have been served with a subpoena, issued by the District Court for the District of Columbia, for documents.

I will make the determinations required by Rule VIII.

Sincerely,

BART STUPAK,
Member of Congress.

¶2.29 COMMUNICATION REGARDING SUBPOENA

The SPEAKER pro tempore, Mr. LAHOOD, laid before the House the following communication from Bonnie Walsh, Casework Director for Honorable J. Dennis Hastert, Speaker of the House of Representatives:

CONGRESS OF THE UNITED STATES,
HOUSE OF REPRESENTATIVES,
Washington, DC, January 18, 2006.

Hon. J. DENNIS HASTERT,
Speaker, House of Representatives,
Washington, DC.

DEAR MR. SPEAKER: This is to notify you formally, pursuant to Rule VIII of the Rules of the House of Representatives, that I have been served with a criminal subpoena, issued by the Circuit Court for the 16th Judicial Circuit, DeKalb County, Illinois, for testimony.

After consultation with the Office of General Counsel, I have determined that compliance with the subpoena is consistent with the precedents and privileges of the House.

Sincerely,

BONNIE WALSH,
Casework Director for J. Dennis Hastert, Speaker.

¶2.30 COMMUNICATION REGARDING SUBPOENA

The SPEAKER pro tempore, Mr. LAHOOD, laid before the House the following communication from Derek Scott, Sales Clerk, Office Supply Service, office of the Chief Administrative Officer:

OFFICE OF THE CHIEF ADMINISTRATIVE OFFICER, HOUSE OF REPRESENTATIVES,
Washington, DC, January 23, 2006.

Hon. J. DENNIS HASTERT,
Speaker, House of Representatives,
Washington, DC.

DEAR MR. SPEAKER: This is to notify you formally, pursuant to Rule VIII of the Rules of the House of Representatives, that I have been served with a criminal subpoena, issued by the Superior Court of the District of Columbia, for testimony.

After consultation with the Office of General Counsel, I have determined that compliance with the subpoena is consistent with the precedents and privileges of the House.

Sincerely,

DEREK SCOTT,
Sales Clerk, Office Supply Service, House of Representatives.

¶2.31 RECESS—5:22 P.M.

The SPEAKER pro tempore, Mr. LAHOOD, pursuant to clause 12(a) of rule I, declared the House in recess at 5 o'clock and 22 minutes p.m., until approximately 8:40 p.m., for the purpose of receiving in joint session the President of the United States.

¶2.32 AFTER RECESS—8:43 P.M.

The SPEAKER called the House to order.

¶2.33 JOINT SESSION TO RECEIVE A MESSAGE FROM THE PRESIDENT

The Assistant Sergeant-at-Arms announced the Vice President and Members of the Senate, who entered the Hall of the House and took seats assigned to them, the Vice President taking the Chair to the right of the Speaker.

Whereupon, pursuant to Senate Concurrent Resolution 77, the SPEAKER called the joint session of the two Houses to order.

The SPEAKER announced the appointment of Mr. BLUNT, Ms. PRYCE of Ohio, Mr. DREIER, Ms. PELOSI, Messrs. HOYER, and CLYBURN as members of the Committee on the part of the House to escort the President into the Hall of the House.

The Vice President announced the appointment of Messrs. FRIST, MCCONNELL, SANTORUM, Mrs. HUTCHINSON, Mr. KYL, Mrs. DOLE, Messrs. SPECTER, REID, DURBIN, Ms. STABENOW, Messrs. SCHUMER, OBAMA, SALAZAR, and MENENDEZ as members of the committee on the part of the Senate to escort the President into the Hall of the House.

The Assistant Sergeant-at-Arms announced the Dean of the Diplomatic Corps, who entered the Hall of the House and took seats assigned to them.

The Assistant Sergeant-at-Arms announced the Chief Justice of the United States and Associate Justices of the Supreme Court, who entered the Hall of the House and took seats assigned to them.

The Assistant Sergeant-at-Arms announced the Members of the President's Cabinet, who entered the Hall of the House and took seats assigned to them.

The Sergeant-at-Arms announced the President of the United States at 9 o'clock and 7 minutes p.m., escorted by the committees of the two Houses, entered the Hall of the House and, at the Clerk's desk, delivered the following message:

Mr. Speaker, Vice President CHENEY, Members of Congress, members of the Supreme Court and Diplomatic Corps, distinguished guests and fellow citizens:

Today our Nation lost a beloved, graceful, courageous woman who called America to its founding ideals and carried on a noble dream. Tonight we are comforted by the hope of a glad reunion with the husband who was taken from her so long ago, and we are grateful for the good life of Coretta Scott King.

Every time I am invited to this rostrum, I am humbled by the privilege, and mindful of the history we have seen together. We have gathered under this Capitol dome in moments of national mourning and national achievement. We have served America through one of the most consequential periods of our history, and it has been my honor to serve with you.

In a system of two parties, two chambers, and two elected branches, there will always be differences and debate. But even tough debates can be conducted in a civil tone, and our differences cannot be allowed to harden into anger. To confront the great issues before us, we must act in a spirit of good will and respect for one another, and I will do my part. Tonight the state of our Union is strong, and together we will make it stronger.

In this decisive year, you and I will make choices that determine both the future and the character of our country. We will choose to act confidently in pursuing the enemies of freedom, or retreat from our duties in the hope of an easier life. We will choose to build our prosperity by leading the world economy, or shut ourselves off from trade and opportunity. In a complex and challenging time, the road of isolationism and protectionism may seem broad and inviting, yet it ends in danger and decline. The only way to protect our people, the only way to secure the peace, the only way to control our destiny is by our leadership, so the United States of America will continue to lead.

Abroad, our Nation is committed to a historic, long-term goal. We seek the end of tyranny in our world. Some dismiss that goal as misguided idealism. In reality, the future security of America depends on it. On September 11, 2001, we found that problems originating in a failed and oppressive state 7,000 miles away could bring murder and destruction to our country. Dictatorships shelter terrorists, feed resentment and radicalism, and seek weapons of mass destruction. Democracies replace resentment with hope, respect the rights of their citizens and their neighbors, and join the fight against terror. Every step toward freedom in the world makes our country safer, and so we will act boldly in freedom's cause.

Far from being a hopeless dream, the advance of freedom is the great story of our time. In 1945, there were about two dozen lonely democracies in the world. Today, there are 122. And we are writing a new chapter in the story of self-government, with women lining up to vote in Afghanistan, and millions of Iraqis marking their liberty with purple ink, and men and women from Lebanon to Egypt debating the rights of individuals and the necessity of freedom. At the start of 2006, more than half the people of our world live in democratic nations. And we do not forget the other half, in places like Syria, Burma, Zimbabwe, North Korea, and Iran, because the demands of justice, and the peace of this world, require their freedom as well.

No one can deny the success of freedom, but some men rage and fight against it. And one of the main sources of reaction and opposition is radical Islam, the perversion by a few of a noble faith into an ideology of terror and death. Terrorists like bin Laden are serious about mass murder, and all of us must take their declared intentions seriously. They seek to impose a heartless system of totalitarian control throughout the Middle East and arm themselves with weapons of mass murder. Their aim is to seize power in Iraq and use it as a safe haven to launch attacks against America and the world. Lacking the military strength to challenge us directly, the terrorists have chosen the weapon of fear. When they murder children at a school in Beslan, or blow up commuters in London, or behead a bound captive, the terrorists hope these horrors will break our will, allowing the violent to inherit the Earth. But they have miscalculated: we love our freedom, and we will fight to keep it.

In a time of testing, we cannot find security by abandoning our commitments and retreating within our borders. If we were to leave these vicious attackers alone, they would not leave us alone. They would simply move the battlefield to our own shores. There is no peace in retreat. And there is no honor in retreat. By allowing radical Islam to work its will, by leaving an assaulted world to fend for itself, we would signal to all that we no longer believe in our own ideals, or even in our own courage. But our enemies and

our friends can be certain: the United States will not retreat from the world, and we will never surrender to evil.

America rejects the false comfort of isolationism. We are the Nation that saved liberty in Europe, and liberated death camps, and helped raise up democracies, and faced down an evil empire. Once again, we accept the call of history to deliver the oppressed, and move this world toward peace.

We remain on the offensive against terror networks. We have killed or captured many of their leaders. And for the others, their day will come. We remain on the offensive in Afghanistan, where a fine president and national assembly are fighting terror while building the institutions of a new democracy.

And we are on the offensive in Iraq, with a clear plan for victory. First, we are helping Iraqis build an inclusive government, so that old resentments will be eased and the insurgency will be marginalized. Second, we are continuing reconstruction efforts and helping the Iraqi government to fight corruption and build a modern economy, so all Iraqis can experience the benefits of freedom. Third, we are striking terrorist targets while we train Iraqi forces that are increasingly capable of defeating the enemy. Iraqis are showing their courage every day, and we are proud to be their allies in the cause of freedom.

Our work in Iraq is difficult because our enemy is brutal. But that brutality has not stopped the dramatic progress of a new democracy. In less than 3 years, that nation has gone from dictatorship, to liberation, to sovereignty, to a constitution, to national elections. At the same time, our coalition has been relentless in shutting off terrorist infiltration, clearing out insurgent strongholds, and turning over territory to Iraqi security forces. I am confident in our plan for victory. I am confident in the will of the Iraqi people. I am confident in the skill and spirit of our military. Fellow citizens, we are in this fight to win, and we are winning.

The road of victory is the road that will take our troops home. As we make progress on the ground, and Iraqi forces increasingly take the lead, we should be able to further decrease our troop levels; but those decisions will be made by our military commanders, not by politicians in Washington, D.C.

Our coalition has learned from our experience in Iraq. We have adjusted our military tactics and changed our approach to reconstruction. Along the way, we have benefited from responsible criticism and counsel offered by Members of Congress of both parties. In the coming year, I will continue to reach out and seek your good advice.

Yet there is a difference between responsible criticism that aims for success and defeatism that refuses to acknowledge anything but failure. Hindsight alone is not wisdom. And second-guessing is not a strategy.

With so much in the balance, those of us in public office have a duty to speak with candor. A sudden withdrawal of our forces from Iraq would abandon our Iraqi allies to death and prison, put men like bin Laden and Zarqawi in charge of a strategic country, and show that a pledge from America means little. Members of Congress: however we feel about the decisions and debates of the past, our Nation has only one option: we must keep our word, defeat our enemies, and stand behind the American military in its vital mission.

Our men and women in uniform are making sacrifices and showing a sense of duty stronger than all fear. They know what it is like to fight house to house in a maze of streets, to wear heavy gear in the desert heat, to see a comrade killed by a roadside bomb. And those who know the costs also know the stakes. Marine Staff Sergeant Dan Clay was killed last month fighting in Fallujah. He left behind a letter to his family, but his words could just as well be addressed to every American. Here is what Dan wrote: 'I know what honor is. It has been an honor to protect and serve all of you. I faced death with the secure knowledge that you would not have to. Never falter. Don't hesitate to honor and support those of us who have the honor of protecting that which is worth protecting'.

Staff Sergeant Dan Clay's wife, Lisa, and his mom and dad, Sara Jo and Bud, are with us this evening. Welcome. Our Nation is grateful to the fallen, who live in the memory of our country. We are grateful to all who volunteer to wear our Nation's uniform; and as we honor our brave troops, let us never forget the sacrifices of America's military families.

Our offensive against terror involves more than military action. Ultimately, the only way to defeat the terrorists is to defeat their dark vision of hatred and fear by offering the hopeful alternative of political freedom and peaceful change. So the United States of America supports democratic reform across the broader Middle East. Elections are vital, but they are only the beginning. Raising up a democracy requires the rule of law, protection of minorities, and strong, accountable institutions that last longer than a single vote. The great people of Egypt have voted in a multiparty presidential election, and now their government should open paths of peaceful opposition that will reduce the appeal of radicalism. The Palestinian people have voted in elections, and now the leaders of Hamas must recognize Israel, disarm, reject terrorism, and work for lasting peace. Saudi Arabia has taken the first steps of reform. Now it can offer its people a better future by pressing forward with those efforts.

Democracies in the Middle East will not look like our own, because they will reflect the traditions of their own citizens. Yet liberty is the future of every nation in the Middle East, because liberty is the right and hope of all humanity.

The same is true of Iran, a nation now held hostage by a small clerical elite that is isolating and repressing its people. The regime in that country sponsors terrorists in the Palestinian territories and in Lebanon, and that must come to an end. The Iranian government is defying the world with its nuclear ambitions, and the nations of the world must not permit the Iranian regime to gain nuclear weapons. America will continue to rally the world to confront these threats. And tonight, let me speak directly to the citizens of Iran: America respects you, and we respect your country. We respect your right to choose your own future and win your own freedom. And our Nation hopes one day to be the closest of friends with a free and democratic Iran.

To overcome dangers in our world, we must also take the offensive by encouraging economic progress, fighting disease, and spreading hope in hopeless lands. Isolationism would not only tie our hands in fighting enemies; it would keep us from helping our friends in desperate need. We show compassion abroad because Americans believe in the God-given dignity and worth of a villager with HIV/AIDS, or an infant with malaria, or a refugee fleeing genocide, or a young girl sold into slavery. We also show compassion abroad because regions overwhelmed by poverty, corruption, and despair are sources of terrorism, organized crime, human trafficking, and the drug trade.

In recent years, you and I have taken unprecedented action to fight AIDS and malaria, expand the education of girls, and reward developing nations that are moving forward with economic and political reform. For people everywhere, the United States is a partner for a better life. Shortchanging these efforts would increase the suffering and chaos of our world, undercut our long-term security, and dull the conscience of our country. I urge Members of Congress to serve the interests of America by showing the compassion of America.

Our country must also remain on the offensive against terrorism here at home. The enemy has not lost the desire or capability to attack us. Fortunately, this Nation has superb professionals in law enforcement, intelligence, the military, and homeland security. These men and women are dedicating their lives to protecting us all, and they deserve our support and our thanks. They also deserve the same tools they already use to fight drug trafficking and organized crime, so I ask you to reauthorize the PATRIOT Act.

It is said that prior to the attacks of September 11, our government failed to connect the dots of the conspiracy. We now know that two of the hijackers in the United States placed telephone calls to al Qaeda operatives overseas. But we did not know about their plans until it was too late. So to prevent another attack, based on authority given

to me by the Constitution and by statute, I have authorized a terrorist surveillance program to aggressively pursue the international communications of suspected al Qaeda operatives and affiliates to and from America. Previous Presidents have used the same constitutional authority I have, and Federal courts have approved the use of that authority. Appropriate Members of Congress have been kept informed. This terrorist surveillance program has helped prevent terrorist attacks. It remains essential to the security of America. If there are people inside our country who are talking with al Qaeda, we want to know about it, because we will not sit back and wait to be hit again.

In all these areas, from the disruption of terror networks, to victory in Iraq, to the spread of freedom and hope in troubled regions, we need the support of our friends and allies. To draw that support, we must always be clear in our principles and willing to act. The only alternative to American leadership is a dramatically more dangerous and anxious world. Yet we also choose to lead because it is a privilege to serve the values that gave us birth. American leaders, from Roosevelt to Truman to Kennedy to Reagan, rejected isolation and retreat because they knew that America is always more secure when freedom is on the march. Our own generation is in a long war against a determined enemy, a war that will be fought by Presidents of both parties, who will need steady bipartisan support from the Congress. And tonight I ask for yours. Together, let us protect our country, support the men and women who defend us, and lead this world toward freedom.

Here at home, America also has a great opportunity: we will build the prosperity of our country by strengthening our economic leadership in the world.

Our economy is healthy and vigorous and growing faster than other major industrialized nations. In the last 2½ years, America has created 4.6 million new jobs, more than Japan and the European Union combined. Even in the face of higher energy prices and natural disasters, the American people have turned in an economic performance that is the envy of the world.

The American economy is preeminent, but we cannot afford to be complacent. In a dynamic world economy, we are seeing new competitors like China and India. This creates uncertainty, which makes it easier to feed people's fears. And so we are seeing some old temptations return. Protectionists want to escape competition, pretending that we can keep our high standard of living while walling off our economy. Others say that the government needs to take a larger role in directing the economy, centralizing more power in Washington and increasing taxes. We hear claims that immigrants are somehow bad for the economy, even though this economy could not function without them. All these are forms of economic retreat, and they lead in the same direction, toward a stagnant and second-rate economy.

Tonight I will set out a better path, an agenda for a Nation that competes with confidence, an agenda that will raise standards of living and generate new jobs. Americans should not fear our economic future, because we intend to shape it.

Keeping America competitive begins with keeping our economy growing, and our economy grows when Americans have more of their own money to spend, save, and invest. In the last 5 years, the tax relief you passed has left $880 billion in the hands of American workers, investors, small businesses, and families; and they have used it to help produce more than 4 years of uninterrupted economic growth. Yet the tax relief is set to expire in the next few years. If we do nothing, American families will face a massive tax increase they do not expect and will not welcome.

Because America needs more than a temporary expansion, we need more than temporary tax relief. I urge the Congress to act responsibly and make the tax cuts permanent.

Keeping America competitive requires us to be good stewards of tax dollars. Every year of my Presidency, we have reduced the growth of nonsecurity discretionary spending, and last year you passed bills that cut this spending. This year my budget will cut it again and reduce or eliminate more than 140 programs that are performing poorly or not fulfilling essential priorities. By passing these reforms, we will save the American taxpayer another $14 billion next year and stay on track to cut the deficit in half by 2009. I am pleased that Members of Congress are working on earmark reform, because the Federal budget has too many special interest projects. And we can tackle this problem together, if you pass the line-item veto.

We must also confront the larger challenge of mandatory spending, or entitlements. This year, the first of about 78 million baby boomers turn 60, including two of my dad's favorite people, me and President Clinton. This milestone is more than a personal crisis; it is a national challenge. The retirement of the baby boom generation will put unprecedented strains on the Federal Government. By 2030, spending for Social Security, Medicare, and Medicaid alone will be almost 60 percent of the entire Federal budget. And that will present future Congresses with impossible choices, staggering tax increases, immense deficits, or deep cuts in every category of spending.

Congress did not act last year on my proposal to save Social Security; yet the rising cost of entitlements is a problem that is not going away. And with every year we fail to act, the situation gets worse. So tonight, I ask you to join me in creating a commission to examine the full impact of baby boom retirements on Social Security, Medicare, and Medicaid. This commission should include Members of Congress of both parties, and offer bipartisan solutions. We need to put aside partisan politics, work together, and get this problem solved.

Keeping America competitive requires us to open more markets for all that Americans make and grow. One out of every five factory jobs in America is related to global trade, and we want people everywhere to buy American. With open markets and a level playing field, no one can outproduce or outcompete the American worker.

Keeping America competitive requires an immigration system that upholds our laws, reflects our values, and serves the interests of our economy. Our Nation needs orderly and secure borders. To meet this goal, we must have stronger immigration enforcement and border protection. And we must have a rational, humane guest worker program that rejects amnesty, allows temporary jobs for people who seek them legally, and reduces smuggling and crime at the border.

Keeping America competitive requires affordable health care. Our government has a responsibility to help provide health care for the poor and the elderly, and we are meeting that responsibility. For all Americans, we must confront the rising cost of care, strengthen the doctor-patient relationship, and help people afford the insurance coverage they need. We will make wider use of electronic records and other health information technology to help control costs and reduce dangerous medical errors. We will strengthen health savings accounts by making sure individuals and small business employees can buy insurance with the same advantages that people working for big businesses now get. We will do more to make this coverage portable, so workers can switch jobs without having to worry about losing their health insurance. And because lawsuits are driving many good doctors out of practice, leaving women in nearly 1,500 American counties without a single OB–GYN, I ask the Congress to pass medical liability reform this year.

Keeping America competitive requires affordable energy. Here we have a serious problem: America is addicted to oil, which is often imported from unstable parts of the world.

The best way to break this addiction is through technology. Since 2001, we have spent nearly $10 billion to develop cleaner, cheaper, and more reliable alternative energy sources; and we are on the threshold of incredible advances. So tonight, I announce the Advanced Energy Initiative, a 22 percent increase in clean energy research at the Department of Energy, to push for breakthroughs in two vital areas. To change how we power our homes and offices, we will invest more in zero-emission coal-fired plants; revolutionary solar and wind technologies; and clean, safe nuclear energy.

We must also change how we power our automobiles. We will increase our research in better batteries for hybrid

and electric cars and in pollution-free cars that run on hydrogen. We will also fund additional research in cutting-edge methods of producing ethanol, not just from corn but from wood chips, stalks, or switch grass. Our goal is to make this new kind of ethanol practical and competitive within 6 years. Breakthroughs on this and other new technologies will help us reach another great goal: to replace more than 75 percent of our oil imports from the Middle East by 2025. By applying the talent and technology of America, this country can dramatically improve our environment, move beyond a petroleum-based economy, and make our dependence on Middle Eastern oil a thing of the past.

And to keep America competitive, one commitment is necessary above all: we must continue to lead the world in human talent and creativity. Our greatest advantage in the world has always been our educated, hardworking, ambitious people; and we are going to keep that edge. Tonight I announce the American Competitiveness Initiative, to encourage innovation throughout our economy and to give our Nation's children a firm grounding in math and science.

First: I propose to double the Federal commitment to the most critical basic research programs in the physical sciences over the next 10 years. This funding will support the work of America's most creative minds as they explore promising areas such as nanotechnology, supercomputing, and alternative energy sources.

Second: I propose to make permanent the research and development tax credit, to encourage bolder private-sector investment in technology. With more research in both the public and private sectors, we will improve our quality of life and ensure that America will lead the world in opportunity and innovation for decades to come.

Third: We need to encourage children to take more math and science and make sure those courses are rigorous enough to compete with other nations. We have made a good start in the early grades with the No Child Left Behind Act, which is raising standards and lifting test scores across our country. Tonight, I propose to train 70,000 high school teachers to lead advanced placement courses in math and science; bring 30,000 math and science professionals to teach in classrooms; and give early help to students who struggle with math, so they have a better chance at good high-wage jobs. If we ensure that America's children succeed in life, they will ensure that America succeeds in the world.

Preparing our Nation to compete in the world is a goal that all of us can share. I urge you to support the American Competitiveness Initiative, and together we will show the world what the American people can achieve.

America is a great force for freedom and prosperity. Yet our greatness is not measured in power or luxuries, but by who we are and how we treat one another. So we strive to be a compassionate, decent, hopeful society.

In recent years, America has become a more hopeful Nation. Violent crime rates have fallen to their lowest levels since the 1970s. Welfare cases have dropped by more than half over the past decade. Drug use among youth is down 19 percent since 2001. There are fewer abortions in America than at any point in the last three decades, and the number of children born to teenage mothers has been falling for a dozen years in a row.

These gains are evidence of a quiet transformation, a revolution of conscience, in which a rising generation is finding that a life of personal responsibility is a life of fulfillment. Government has played a role. Wise policies such as welfare reform, drug education, and support for abstinence and adoption have made a difference in the character of our country. And everyone here tonight, Democrat and Republican, has a right to be proud of this record.

Yet many Americans, especially parents, still have deep concerns about the direction of our culture and the health of our most basic institutions. They are concerned about unethical conduct by public officials, and discouraged by activist courts that try to redefine marriage. And they worry about children in our society who need direction and love, and about fellow citizens still displaced by natural disaster, and about suffering caused by treatable diseases.

As we look at these challenges, we must never give in to the belief that America is in decline or that our culture is doomed to unravel. The American people know better than that. We have proven the pessimists wrong before, and we will do it again.

A hopeful society depends on courts that deliver equal justice under the law. The Supreme Court now has two superb new members on its bench, Chief Justice John Roberts and Justice Sam Alito. I thank the Senate for confirming both of them. I will continue to nominate men and women who understand that judges must be servants of the law, and not legislate from the bench. Today marks the official retirement of a very special American. For 24 years of faithful service to our Nation, the United States is grateful to Justice Sandra Day O'Connor.

A hopeful society has institutions of science and medicine that do not cut ethical corners and that recognize the matchless value of every life. Tonight, I ask you to pass legislation to prohibit the most egregious abuses of medical research: human cloning in all its forms, creating or implanting embryos for experiments, creating human-animal hybrids, and buying, selling or patenting human embryos. Human life is a gift from our Creator, and that gift should never be discarded, devalued, or put up for sale.

A hopeful society expects elected officials to uphold the public trust. Honorable people in both parties are working on reforms to strengthen the ethical standards of Washington, and I support your efforts. Each of us has made a pledge to be worthy of public responsibility, and that is a pledge we must never forget, never dismiss, and never betray.

As we renew the promise of our institutions, let us also show the character of America in our compassion and care for one another.

A hopeful society gives special attention to children who lack direction and love. Through the Helping America's Youth Initiative, we are encouraging caring adults to get involved in the life of a child, and this good work is being led by our First Lady, Laura Bush. This year we will add resources to encourage young people to stay in school, so more of America's youth can raise their sights and achieve their dreams.

A hopeful society comes to the aid of fellow citizens in times of suffering and emergency and stays at it until they are back on their feet. So far the Federal Government has committed $85 billion to the people of the gulf coast and New Orleans. We are removing debris, repairing highways, and building stronger levees. We are providing business loans and housing assistance. Yet as we meet these immediate needs, we must also address deeper challenges that existed before the storm arrived. In New Orleans and in other places, many of our fellow citizens have felt excluded from the promise of our country. The answer is not only temporary relief, but schools that teach every child and job skills that bring upward mobility and more opportunities to own a home and start a business. As we recover from a disaster, let us also work for the day when all Americans are protected by justice, equal in hope, and rich in opportunity.

A hopeful society acts boldly to fight diseases like HIV/AIDS, which can be prevented and treated and defeated. More than a million Americans live with HIV, and half of all AIDS cases occur among African Americans. I ask Congress to reform and reauthorize the Ryan White Act and provide new funding to States so we end the waiting lists for AIDS medicines in America. We will also lead a nationwide effort, working closely with African American churches and faith-based groups, to deliver rapid HIV tests to millions, end the stigma of AIDS, and come closer to the day when there are no new infections in America.

Fellow citizens, we have been called to leadership in a period of consequence. We have entered a great ideological conflict we did nothing to invite. We see great changes in science and commerce that will influence all our lives. And sometimes it can seem that history is turning in a wide arc, toward an unknown shore.

Yet the destination of history is determined by human action, and every great movement of history comes to a point of choosing. Lincoln could have accepted peace at the cost of disunity and continued slavery. Martin Luther

King could have stopped at Birmingham or at Selma and achieved only half a victory over segregation. The United States could have accepted the permanent division of Europe and been complicit in the oppression of others. Today, having come far in our own historical journey, we must decide: Will we turn back, or finish well?

Before history is written down in books, it is written in courage. Like Americans before us, we will show that courage, and we will finish well. We will lead freedom's advance. We will compete and excel in the global economy. We will renew the defining moral commitments of this land. And so we move forward, optimistic about our country, faithful to its cause, and confident of the victories to come.

May God bless America.

At 10 o'clock and 5 minutes p.m., the President of the United States retired from the Hall of the House, followed by his Cabinet.

The Chief Justice of the United States and Associate Justices of the Supreme Court retired from the Hall of the House.

The SPEAKER, at 10 o'clock and 10 minutes p.m., then declared the joint session of the two Houses dissolved.

The Vice President and Members of the Senate retired from the Hall of the House.

¶2.34 REFERENCE OF THE PRESIDENT'S MESSAGE

On motion of Mr. GOODLATTE, the message of the President, as delivered, together with the accompanying documents, was referred to the Committee of the Whole House on the state of the Union and ordered to be printed (H. Doc. 109–80).

¶2.35 SENATE CONCURRENT RESOLUTION REFERRED

A concurrent resolution of the Senate of the following title was taken from the Speaker's table and, under the rule, referred as follows:

S. Con. Res. 78. A concurrent resolution condemning the Government of Iran for violating its international nuclear nonproliferation obligations and expressing support for efforts to report Iran to the United Nations Security Council; to the Committee on International Relations.

¶2.36 LEAVE OF ABSENCE

By unanimous consent, leave of absence was granted—

To Mr. LYNCH, for today before 5 p.m.;

To Mr. Gary G. MILLER of California, for today; and

To Mr. NEAL of Massachusetts for today before 5 p.m.

And then,

¶2.37 ADJOURNMENT

On motion of Mr. GOODLATTE, at 10 o'clock and 11 minutes p.m., the House adjourned.

¶2.38 REPORTS OF COMMITTEES ON PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XIII, reports of committees were delivered to the Clerk for printing and reference to the proper calendar, as follows:

Mr. TOM DAVIS of Virginia: Committee on Government Reform. Bringing Communities into the 21st Century: A Report on Improving the Community Development Block Grant Program (Rept. 109–365). Referred to the Committee of the Whole House on the State of the Union.

Mr. PUTNAM: Committee on Rules. House Resolution 653. Resolution relating to consideration of the bill (S. 1932) to provide for reconciliation pursuant to section 202(a) of the concurrent resolution on the budget for fiscal year 2006 (H. Con. Res. 95) (Rept. 109–366). Referred to the House Calendar.

Mrs. CAPITO: Committee on Rules. House Resolution 654. Resolution waiving a requirement of clause 6(a) of rule XIII with respect to consideration of certain resolutions reported from the Committee on Rules (Rept. 109–367). Referred to the House Calendar.

Mr. POMBO: Committee on Resources. H.R. 3897. A bill to authorize the Secretary of the Interior, acting through the Bureau of Reclamation to enter into a cooperative agreement with the Madera Irrigation District for purposes of supporting the Madera Water Supply and Groundwater Enhancement Project; with an amendment (Rept. 109–368). Referred to the Committee of the Whole House on the State of the Union.

Mr. DREIER: Committee on Rules. House Resolution 648. Resolution to eliminate floor privileges and access to Member exercise facilities for registered lobbyists who are former Members or officers of the House (Rept. 109–369 Pt. 1). Referred to the House Calendar.

¶2.39 COMMITTEE DISCHARGED

Pursuant to clause 2 of rule XII the Committee on House Administration discharged from further consideration of H. Res. 648.

¶2.40 PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XII, public bills and resolutions were introduced and severally referred, as follows:

By Mr. JONES of North Carolina (for himself, Ms. BORDALLO, and Mr. TAYLOR of Mississippi):

H.R. 4655. A bill to amend the Federal Election Campaign Act of 1971 to require political committees which are associated but not affiliated with a Federal candidate or officeholder to include in the statements of organization and the reports such committees file with the Federal Election Commission the identification of each candidate or officeholder with which the committee is associated, and for other purposes; to the Committee on House Administration.

By Mr. JINDAL:

H.R. 4656. A bill to increase the borrowing authority of the Federal Emergency Management Agency for carrying out the national flood insurance program; to the Committee on Financial Services.

By Mr. LIPINSKI (for himself and Mr. CASE):

H.R. 4657. A bill to amend title 18, United States Code, to prevent the selling of telephone customer proprietary network information; to the Committee on the Judiciary.

By Mr. KENNEDY of Minnesota:

H.R. 4658. A bill to amend title 18, United States Code, to prohibit former Members of Congress from engaging in certain lobbying activities; to the Committee on the Judiciary.

By Mr. SENSENBRENNER:

H.R. 4659. A bill to amend the USA PATRIOT ACT to extend the sunset of certain provisions of such Act; to the Committee on the Judiciary, and in addition to the Committee on Intelligence (Permanent Select), for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. ALLEN (for himself, Mr. BROWN of Ohio, Mr. BERRY, Mr. ROSS, Mr. MICHAUD, Mr. STRICKLAND, and Mr. WYNN):

H.R. 4660. A bill to provide for necessary beneficiary protections in order to ensure access to coverage under the Medicare part D prescription drug program; to the Committee on Energy and Commerce, and in addition to the Committee on Ways and Means, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. ANDREWS:

H.R. 4661. A bill to prohibit the provision of Federal funds to any entity for the construction of a Federal facility unless the entity has in effect a policy of conducting a criminal background check on an employee before allowing the employee to participate in the construction of a public elementary school or secondary school, and for other purposes; to the Committee on Transportation and Infrastructure, and in addition to the Committee on Government Reform, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mrs. BLACKBURN (for herself, Mr. INSLEE, Mr. DICKS, Mr. HIGGINS, Mr. WEINER, Mrs. DRAKE, Mr. ROSS, Mr. WILSON of South Carolina, Mr. REICHERT, Mrs. MUSGRAVE, Ms. HARRIS, Ms. MATSUI, Mr. GILLMOR, Mr. GENE GREEN of Texas, Mr. POMBO, Mr. DEFAZIO, Mr. KLINE, Ms. CARSON, and Mr. DAVIS of Florida):

H.R. 4662. A bill to prohibit the obtaining of customer information from telecommunications carriers by false pretenses, and the sale or disclosure of such records obtained by false pretenses; to the Committee on Energy and Commerce.

By Mr. BRADLEY of New Hampshire:

H.R. 4663. A bill to authorize the Secretary of Health and Human Services to reimburse States for expenditures associated with the implementation of the Medicare prescription drug benefit for dual eligible individuals; to the Committee on Energy and Commerce.

By Mr. CAPUANO:

H.R. 4664. A bill to amend the Federal Election Campaign Act of 1971 to reduce certain contribution limits under such Act; to the Committee on House Administration.

By Mr. CARDIN (for himself, Ms. PELOSI, Mr. HOYER, Mr. RANGEL, Mr. STARK, Mr. WAXMAN, Mr. GEORGE MILLER of California, Ms. HOOLEY, Mrs. CAPPS, Mr. WEXLER, Ms. NORTON, Mr. THOMPSON of California, Mr. ROSS, Mr. DAVIS of Florida, Ms. MATSUI, Ms. WOOLSEY, Mr. SANDERS, Mr. MCDERMOTT, Ms. ESHOO, Ms. HARMAN, Mr. GUTIERREZ, Mr. HASTINGS of Florida, Mr. NADLER, Mr. ENGEL, Mr. VAN HOLLEN, Mrs. MALONEY, Ms. MOORE of Wisconsin, Mr. KANJORSKI, Mr. HIGGINS, Mr. JEFFERSON, Mr. BISHOP of New York, Mr. DELAHUNT, Ms. BALDWIN, Mr. HINCHEY, Mr. GRIJALVA, Ms. LEE, Mr. DEFAZIO, Mr. LANTOS, Mr. DOYLE, Ms. DEGETTE, Mr. FARR, Mr. MCGOVERN, Mr. ORTIZ, Ms. ZOE LOFGREN of California, Mr. KILDEE, Mr. WYNN, Mr. CLEAVER, Mr. KENNEDY of Rhode Island, Mr. PAYNE, Mr.

FILNER, Mr. MICHAUD, Mr. RUPPERSBERGER, Mr. FORD, Mr. CUMMINGS, Mr. CROWLEY, Mr. HONDA, Mr. BERRY, Mr. FRANK of Massachusetts, Ms. SCHAKOWSKY, and Mr. PRICE of North Carolina):

H.R. 4665. A bill to amend title XIX of the Social Security Act to provide for an offset from the Medicaid clawback for State emergency prescription drug expenditures for Medicare dual-eligible individuals; to the Committee on Energy and Commerce, and in addition to the Committee on Ways and Means, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. FITZPATRICK of Pennsylvania (for himself, Mr. HOLDEN, Mr. HOLT, Mr. PETERSON of Pennsylvania, Mr. PLATTS, and Ms. SCHWARTZ of Pennsylvania):

H.R. 4666. A bill to amend the Help America Vote Act of 2002 to extend until November 2006 the deadline by which States which received payments under such Act for the replacement of punch card or lever voting systems must ensure that all such systems are replaced; to the Committee on House Administration.

By Mr. FITZPATRICK of Pennsylvania:

H.R. 4667. A bill to provide greater transparency with respect to lobbying activities, and for other purposes; to the Committee on the Judiciary, and in addition to the Committees on Standards of Official Conduct, Rules, Resources, and Government Reform, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. FOSSELLA (for himself, Ms. BERKLEY, Mr. CANTOR, Mr. GARRETT of New Jersey, Mr. GERLACH, Mr. BROWN of South Carolina, Mrs. JOANN DAVIS of Virginia, Mr. SENSENBRENNER, Mr. NORWOOD, Mr. HENSARLING, Mr. MCNULTY, Mr. ENGEL, Mr. OTTER, Mr. KLINE, and Mr. JONES of North Carolina):

H.R. 4668. A bill to limit assistance to the Palestinian Authority unless the President certifies to Congress that the Palestinian Authority is not controlled by a foreign terrorist organization, and for other purposes; to the Committee on International Relations.

By Mr. GARRETT of New Jersey:

H.R. 4669. A bill to amend the Ethics in Government Act of 1978 to require Members and staff of the House of Representatives to verify their compliance with the gift rule; to the Committee on House Administration.

By Mr. GARRETT of New Jersey:

H.R. 4670. A bill to impose additional restrictions on lobbying activities; to the Committee on the Judiciary.

By Mr. GARRETT of New Jersey:

H.R. 4671. A bill to amend the Lobbying Disclosure Act of 1995 to require reporting of the congressional offices to which gifts are provided; to the Committee on the Judiciary.

By Ms. GRANGER:

H.R. 4672. A bill to amend the Internal Revenue Code of 1986 to allow a credit for the purchase of idling reduction systems for diesel-powered on-highway vehicles; to the Committee on Ways and Means.

By Mr. MARKEY (for himself, Mr. INSLEE, and Ms. KAPTUR):

H.R. 4673. A bill to require that an increasing percentage of new automobiles be dual fueled automobiles, to revise the method for calculating corporate average fuel economy for such vehicles, and for other purposes; to the Committee on Energy and Commerce.

By Mr. MOORE of Kansas (for himself, Mr. TIAHRT, Mr. RYUN of Kansas, and Mr. MORAN of Kansas):

H.R. 4674. A bill to designate the facility of the United States Postal Service located at 110 North Chestnut Street in Olathe, Kansas, as the ''Governor John Anderson, Jr. Post Office Building''; to the Committee on Government Reform.

By Mr. PALLONE (for himself, Ms. MCCOLLUM of Minnesota, Mr. JEFFERSON, Ms. BALDWIN, Mr. HOLT, Mr. SANDERS, Mr. MCDERMOTT, Mr. HIGGINS, Mr. BOREN, Mr. HONDA, Mr. STARK, Mr. ANDREWS, Mr. GRIJALVA, Mr. BROWN of Ohio, Mr. MICHAUD, Ms. JACKSON-LEE of Texas, Mr. BERRY, Mr. LYNCH, Mr. KUCINICH, Mr. CONYERS, Mr. FRANK of Massachusetts, Mr. NADLER, Mr. COSTA, and Ms. LEE):

H.R. 4675. A bill to amend title XIX of the Social Security Act to provide for an offset from the Medicaid clawback for State emergency prescription drug expenditures for covered part D drugs for Medicare beneficiaries; to the Committee on Energy and Commerce, and in addition to the Committee on Ways and Means, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. PASCRELL:

H.R. 4676. A bill to direct the Secretary of the Interior to conduct a study to determine the feasibility and suitability of designating the 9-11 Memorial in West Orange, New Jersey, as unit of the National Park System, and for other purposes; to the Committee on Resources.

By Mr. ROGERS of Michigan (for himself, Mr. EHLERS, and Mr. WOLF):

H.R. 4677. A bill to impose a two year moratorium on the approval by the Secretary of the Interior of new Tribal-State compacts for gaming under the Indian Gaming Regulatory Act; to the Committee on Resources.

By Ms. SCHAKOWSKY (for herself, Mr. HINCHEY, Ms. KILPATRICK of Michigan, and Mr. GUTIERREZ):

H.R. 4678. A bill to prohibit fraudulent access to telephone records; to the Committee on Energy and Commerce.

By Mrs. SCHMIDT:

H.R. 4679. A bill to amend the Foreign Agents Registration Act of 1938, as amended, to require the Attorney General to make available on the Internet website of the Department of Justice all registration statements and other documents filed with the Attorney General under such Act; to the Committee on the Judiciary.

By Mrs. CAPITO (for herself, Mr. RAHALL, Mr. MOLLOHAN, Mr. BOEHNER, and Mr. GEORGE MILLER of California):

H. Con. Res. 331. Concurrent resolution honoring the sacrifice and courage of the 12 coal miners killed and the stamina and courage of the one who survived the mine disaster in Sago, West Virginia, and the sacrifice and courage of the two coal miners killed in the Aracoma Alma mine disaster, and recognizing the rescue crews for their outstanding efforts in the aftermath of the tragedies; to the Committee on Education and the Workforce.

By Mr. JONES of North Carolina (for himself, Mr. JINDAL, and Mr. FLAKE):

H. Res. 646. A resolution denying the entitlement to the privilege of admission to the Hall of the House to any former Member of the House who is a registered lobbyist; to the Committee on Rules.

By Mr. JONES of North Carolina (for himself and Mr. FLAKE):

H. Res. 647. A resolution requiring the Clerk of the House of Representatives to post on the Internet for public review all travel disclosure reports submitted by Members, officers, and employees of the House; to the Committee on Rules.

By Mr. DREIER:

H. Res. 648. A resolution to eliminate floor privileges and access to Member exercise facilities for registered lobbyists who are former Members or officers of the House; to the Committee on Rules, and in addition to the Committee on House Administration, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. DREIER:

H. Res. 649. A resolution providing for a committee to notify the President of the assembly of the Congress; considered and agreed to.

By Mr. DREIER:

H. Res. 650. A resolution to inform the Senate that a quorum of the House has assembled; considered and agreed to.

By Mr. DREIER:

H. Res. 651. A resolution providing for the hour of meeting of the House; considered and agreed to.

By Mrs. JO ANN DAVIS of Virginia:

H. Res. 652. A resolution expressing the sense of the House of Representatives that there should be established a National Inflammatory Skin Disease Awareness Month; to the Committee on Government Reform.

By Ms. HERSETH (for herself and Mr. RAHALL):

H. Res. 655. A resolution honoring the life and accomplishments of Mrs. Coretta Scott King and her contributions as a leader in the struggle for civil rights, and expressing condolences to the King family on her passing.

By Mr. SENSENBRENNER:

H. Res. 656. A resolution expressing the sense of the House that the Secretary of Health and Human Services, acting through the Director of Indian Health Service, should maintain the current operating hours of the Wagner Service Unit until the Secretary submits to Congress a new report that accurately describes the current conditions at the Wagner Service Unit; to the Committee on Resources, and in addition to the Committee on Energy and Commerce, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. KENNEDY of Minnesota (for himself, Mr. LIPINSKI, Mr. FOSSELLA, Mr. BAKER, Ms. BORDALLO, Mr. FITZPATRICK of Pennsylvania, Mr. FOLEY, Mr. LANTOS, Mr. EHLERS, Mr. ENGLISH of Pennsylvania, Mr. CHABOT, Mr. MCCOTTER, Mr. RYAN of Ohio, Mr. HOLDEN, Mr. MCCAUL of Texas, Ms. KAPTUR, Ms. HART, Mr. GILLMOR, Mr. DAVIS of Kentucky, Mr. CASE, Mr. BOEHNER, Mr. WILSON of South Carolina, Mr. WEINER, Mr. HOLT, Mrs. CHRISTENSEN, Mr. CLEAVER, Mr. GONZALEZ, Mr. ROTHMAN, Mr. MURPHY, Mrs. BIGGERT, Mr. WOLF, Mr. NEAL of Massachusetts, Mr. RAMSTAD, Mr. OXLEY, Mr. HAYWORTH, Mr. MCGOVERN, Mr. KLINE, and Ms. ESHOO):

H. Res. 657. A resolution honoring the contributions of Catholic schools; to the Committee on Education and the Workforce.

By Ms. EDDIE BERNICE JOHNSON of Texas (for herself and Mr. BLUMENAUER):

H. Res. 658. A resolution supporting the goals and ideals of World Water Day; to the Committee on International Relations.

By Mr. OBEY (for himself, Mr. FRANK of Massachusetts, Mr. PRICE of North Carolina, Mr. ALLEN, Mr. ABERCROMBIE, Mr. ACKERMAN, Mr. BACA, Mr. BAIRD, Ms. BALDWIN, Mr. BARROW, Mr. BECERRA, Ms. BERKLEY, Mr. BERMAN, Mr. BERRY, Mr. BISHOP of New York, Mr. BLUMENAUER, Mr.

BOSWELL, Mr. BOREN, Mr. BOYD, Mr. BROWN of Ohio, Mr. BUTTERFIELD, Mrs. CAPPS, Mr. CARDOZA, Ms. CARSON, Mr. CASE, Mr. CHANDLER, Mr. CLEAVER, Mr. COOPER, Mr. COSTELLO, Mr. CROWLEY, Mr. DAVIS of Alabama, Mr. DAVIS of Illinois, Mrs. DAVIS of California, Mr. DEFAZIO, Ms. DEGETTE, Mr. DELAHUNT, Ms. DELAURO, Mr. DINGELL, Mr. DOGGETT, Ms. ESHOO, Mr. ETHERIDGE, Mr. EVANS, Mr. FARR, Mr. FILNER, Mr. FORD, Mr. GONZALEZ, Mr. GUTIERREZ, Mr. GORDON, Mr. GENE GREEN of Texas, Mr. GRIJALVA, Ms. HARMAN, Mr. HASTINGS of Florida, Ms. HERSETH, Mr. HIGGINS, Mr. HINCHEY, Mr. HINOJOSA, Mr. HOLT, Mr. HONDA, Mr. HOYER, Mr. ISRAEL, Mr. JACKSON of Illinois, Ms. JACKSON-LEE of Texas, Ms. EDDIE BERNICE JOHNSON of Texas, Ms. KAPTUR, Mr. KENNEDY of Rhode Island, Mr. KILDEE, Mr. KUCINICH, Mr. LANGEVIN, Mr. LANTOS, Mr. LARSEN of Washington, Mr. LARSON of Connecticut, Ms. LEE, Mr. LEVIN, Mr. LEWIS of Georgia, Mrs. MALONEY, Mr. MARKEY, Mr. MARSHALL, Ms. MATSUI, Mrs. MCCARTHY, Ms. MCCOLLUM of Minnesota, Mr. MCDERMOTT, Mr. MCGOVERN, Mr. MCINTYRE, Mr. MEEHAN, Mr. MICHAUD, Mr. MILLER of North Carolina, Mr. GEORGE MILLER of California, Ms. MILLENDER-MCDONALD, Mr. MOORE of Kansas, Ms. MOORE of Wisconsin, Mr. MORAN of Virginia, Mr. NADLER, Mrs. NAPOLITANO, Ms. NORTON, Mr. OLVER, Mr. ORTIZ, Mr. OWENS, Ms. PELOSI, Mr. PETERSON of Minnesota, Mr. RANGEL, Mr. REYES, Mr. ROSS, Mr. ROTHMAN, Mr. RUPPERSBERGER, Mr. RYAN of Ohio, Mr. SALAZAR, Ms. LINDA T. SÁNCHEZ of California, Ms. LORETTA SANCHEZ of California, Mr. SANDERS, Mr. SCOTT of Virginia, Ms. SCHAKOWSKY, Mr. SCHIFF, Mr. SERRANO, Mr. SHERMAN, Mr. SKELTON, Mr. SNYDER, Ms. SOLIS, Mr. SPRATT, Mr. STRICKLAND, Mr. STUPAK, Mrs. TAUSCHER, Mr. TAYLOR of Mississippi, Mr. TIERNEY, Mr. UDALL of Colorado, Mr. UDALL of New Mexico, Mr. VAN HOLLEN, Ms. VELÁZQUEZ, Ms. WATSON, Mr. WATT, Mr. WAXMAN, Ms. WOOLSEY, and Mr. WU):

H. Res. 659. A resolution amending the Rules of the House of Representatives to protect the integrity of the institution; to the Committee on Rules, and in addition to the Committee on Standards of Official Conduct, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. OSBORNE (for himself, Ms. MCCOLLUM of Minnesota, Mr. HONDA, Mr. BOSWELL, Mr. VAN HOLLEN, Mrs. TAUSCHER, Mr. SIMPSON, Mr. WAXMAN, Mr. KELLER, Mr. CRENSHAW, Mr. GRIJALVA, Mr. SCHIFF, Mr. DAVIS of Illinois, and Mrs. BIGGERT):

H. Res. 660. A resolution supporting the goals and ideals of National Mentoring Month; to the Committee on Education and the Workforce.

By Mr. PALLONE (for himself, Mrs. JONES of Ohio, Mr. FITZPATRICK of Pennsylvania, Mr. SALAZAR, Mr. GRIJALVA, Ms. HARRIS, Mrs. MCCARTHY, and Mrs. CHRISTENSEN):

H. Res. 661. A resolution encouraging States to establish programs to award high school diplomas to veterans who left high school before receiving diplomas in order to serve in the Armed Forces during a time of war; to the Committee on Education and the Workforce.

By Mr. PRICE of Georgia (for himself, Mr. AKIN, Mr. BARTLETT of Maryland, Mrs. BLACKBURN, Mr. BURGESS, Mr. CANTOR, Mr. CARTER, Mr. CHABOT, Mr. CULBERSON, Mr. FORTUÑO, Ms. FOXX, Mr. FRANKS of Arizona, Mr. GINGREY, Mr. GOHMERT, Mr. GUTKNECHT, Mr. HENSARLING, Mr. HERGER, Mr. DANIEL E. LUNGREN of California, Mr. MCKEON, Mrs. MUSGRAVE, Mr. NEUGEBAUER, Mr. RYAN of Wisconsin, Mr. PEARCE, Mr. PENCE, Mr. PITTS, Mr. SODREL, Mr. KING of Iowa, Mr. TIAHRT, Mr. WAMP, Mr. WELDON of Florida, Mr. WICKER, Mr. WILSON of South Carolina, Mr. COLE of Oklahoma, Mr. BACHUS, Mr. BARRETT of South Carolina, and Mr. KLINE):

H. Res. 662. A resolution amending the Rules of the House of Representatives to require that general appropriation bills contain a separate list of all earmarks in the accompanying report and the name of the sponsoring Member of each such earmark; to the Committee on Rules.

By Mr. SNYDER:

H. Res. 663. A resolution amending the Rules of the House of Representatives to prohibit former Members and former officers of the House who are registered lobbyists from admission to the Hall of the House, and for other purposes; to the Committee on Rules, and in addition to the Committee on House Administration, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

¶2.41 ADDITIONAL SPONSORS

Under clause 7 of rule XII, sponsors were added to public bills and resolutions as follows:

H.R. 25: Mr. BACHUS and Mr. SULLIVAN.
H.R. 40: Mr. WYNN.
H.R. 63: Mr. HIGGINS.
H.R. 65: Mr. FLAKE and Mr. RAMSTAD.
H.R. 111: Mr. MEEHAN.
H.R. 147: Mr. JONES of North Carolina, Ms. MCKINNEY, and Mr. SHAYS.
H.R. 219: Ms. FOXX.
H.R. 503: Mr. WEXLER, Mr. MCCOTTER, Mr. LANTOS, Ms. KAPTUR, Ms. KILPATRICK of Michigan, Mr. CLYBURN, Ms. LINDA T. SÁNCHEZ of California, Mr. EMANUEL, and Mr. RUPPERSBERGER.
H.R. 550: Mr. FATTAH.
H.R. 552: Mr. FITZPATRICK of Pennsylvania.
H.R. 558: Mr. LIPINSKI.
H.R. 602: Mr. KELLER.
H.R. 699: Mr. MARKEY.
H.R. 735: Mr. STARK.
H.R. 752: Mr. HASTINGS of Florida, Mr. DELAHUNT, Ms. MCCOLLUM of Minnesota, Mrs. DAVIS of California, Ms. BALDWIN, Mrs. LOWEY, Mrs. CAPPS, and Mr. DOGGETT.
H.R. 769: Mr. ROTHMAN, Ms. HART, Mr. BRADY of Pennsylvania, and Mr. EMANUEL.
H.R. 772: Mr. BERMAN, Mr. LATHAM, Mr. CARDIN, Mr. MURPHY, and Mr. DOYLE.
H.R. 791: Mr. MEEHAN.
H.R. 858: Mr. STEARNS.
H.R. 886: Ms. WATSON, Mrs. MALONEY, Mr. WALSH, Mr. SESSIONS, Mr. MORAN of Virginia, Mr. TIERNEY, Mr. MCDERMOTT, Mr. SMITH of Washington, Mr. BLUMENAUER, Mr. GEORGE MILLER of California, Mr. KIRK, and Mrs. BIGGERT.
H.R. 910: Mr. FATTAH.
H.R. 917: Mr. MICHAUD.
H.R. 941: Mr. SIMMONS.
H.R. 944: Mr. MCCOTTER, Mr. LARSEN of Washington, and Mr. CUMMINGS.
H.R. 952: Ms. MATSUI.
H.R. 986: Mr. PALLONE and Mr. WYNN.
H.R. 994: Mr. NEAL of Massachusetts, Mr. CROWLEY, Mr. STRICKLAND, and Mr. KIND.
H.R. 998: Mr. FILNER, and Mr. REICHERT.
H.R. 1020: Mr. FILNER.
H.R. 1059: Mr. SHERMAN and Mr. WU.
H.R. 1079: Mr. FORTENBERRY.
H.R. 1107: Mr. BOSWELL.
H.R. 1108: Mr. FORD and Mr. EMANUEL.
H.R. 1120: Mr. BROWN of Ohio, Ms. ZOE LOFGREN of California, Mr. PAYNE, Mr. MCCOTTER, Ms. SCHWARTZ of Pennsylvania, and Mr. SKELTON.
H.R. 1124: Mr. SMITH of Washington and Mr. ROTHMAN.
H.R. 1131: Mrs. EMERSON and Mr. PEARCE.
H.R. 1143: Mr. BROWN of South Carolina and Mr. HASTINGS of Florida.
H.R. 1144: Mr. STRICKLAND, Mr. CUMMINGS, and Mr. FATTAH.
H.R. 1172: Mr. VAN HOLLEN, Ms. MILLENDER-MCDONALD, and Mr. WELDON of Pennsylvania.
H.R. 1177: Mrs. EMERSON.
H.R. 1188: Mrs. DAVIS of California.
H.R. 1217: Mr. AL GREEN of Texas.
H.R. 1227: Mr. TOM DAVIS of Virginia.
H.R. 1255: Mr. ROSS.
H.R. 1259: Mr. ENGLISH of Pennsylvania, Mr. DAVIS of Florida, Mr. ADERHOLT, Mr. HALL, Mr. LINDER, Mr. CASE, Mr. DOYLE, Ms. HOOLEY, Mr. LANGEVIN, Mr. POMEROY, Mr. VISCLOSKY, Mr. KENNEDY of Minnesota, Mr. MOORE of Kansas, Mr. FOLEY, Ms. PRYCE of Ohio, Ms. HERSETH, Mr. LYNCH, Mr. MCHUGH, Mr. CALVERT, Mr. CHANDLER, Mr. GIBBONS, Mr. SAXTON, Mr. SHAW, Mr. MCCRERY, Mr. TURNER, Mr. RAMSTAD, Mr. BOREN, Mr. WELLER, Mr. FOSSELLA, Mr. FRANKS of Arizona, Mr. SHIMKUS, Mrs. JOHNSON of Connecticut, Mr. TOM DAVIS of Virginia, Mr. COSTELLO, Mr. DAVIS of Tennessee, Mr. PETERSON of Pennsylvania, Mr. DENT, Mr. BARTLETT of Maryland, Mr. HEFLEY, Mr. DOOLITTLE, Mr. INSLEE, Mr. PETERSON of Minnesota, Mr. BLUMENAUER, Mr. BOUCHER, Mr. MOLLOHAN, Mr. OLVER, Mr. KIND, Mr. HAYWORTH, Mr. STUPAK, Mr. RAHALL, Mr. GINGREY, Mr. KIRK, Mr. BURTON of Indiana, Mr. BILIRAKIS, and Mr. KINGSTON.
H.R. 1290: Mr. KUCINICH and Mr. BAIRD.
H.R. 1393: Mr. KLINE.
H.R. 1426: Mr. DAVIS of Tennessee.
H.R. 1431: Mrs. CAPPS, Mr. LANTOS, Mr. GRIJALVA, Mr. BLUMENAUER, Mr. GEORGE MILLER of California, Ms. CORRINE BROWN of Florida, and Ms. LORETTA SANCHEZ of California.
H.R. 1518: Mr. WELLER and Mr. HINOJOSA.
H.R. 1558: Mr. SHAYS and Mr. DOYLE.
H.R. 1594: Mr. MORAN of Kansas.
H.R. 1619: Mr. ANDREWS.
H.R. 1642: Mr. BASS, Mr. GEORGE MILLER of California, Mr. PLATTS, Mr. LEWIS of Kentucky, Mr. KLINE, Mr. SHAYS, Mr. FORD, Mr. CHABOT, Mr. BARTLETT of Maryland, Mr. UDALL of Colorado, Mr. SIMMONS, Mr. BRADLEY of New Hampshire, Mr. TIAHRT, Mr. RYAN of Wisconsin, Ms. LORETTA SANCHEZ of California, Ms. HART, Mr. WAMP, Mr. AKIN, Mr. WAXMAN, Mr. PETRI, Mr. CHOCOLA, and Mr. BECERRA.
H.R. 1657: Mr. WESTMORELAND.
H.R. 1668: Mr. KENNEDY of Rhode Island.
H.R. 1671: Mr. BROWN of Ohio and Mr. BRADLEY of New Hampshire.
H.R. 1689: Mr. NORWOOD.
H.R. 1696: Mr. TANNER.
H.R. 1823: Mr. GRIJALVA.
H.R. 1861: Mr. SIMMONS and Ms. BALDWIN.
H.R. 2037: Mrs. JONES of Ohio.
H.R. 2047: Mr. SHIMKUS and Mrs. CUBIN.
H.R. 2052: Mr. DAVIS of Kentucky.
H.R. 2088: Mr. GENE GREEN of Texas.
H.R. 2233: Mr. BAIRD.
H.R. 2237: Mr. ANDREWS.
H.R. 2238: Mr. CARDIN.
H.R. 2328: Mr. MCINTYRE, Mr. PLATTS, and Mr. CONYERS.
H.R. 2378: Mr. EVANS.
H.R. 2390: Mr. ENGEL.
H.R. 2429: Mr. FATTAH and Mr. SMITH of Washington.

H.R. 2512: Mr. WOLF and Mr. BOUCHER.
H.R. 2558: Mr. WOLF.
H.R. 2567: Ms. BALDWIN.
H.R. 2717: Mrs. DAVIS of California, Mr. BAKER, Mr. MEEHAN, Mr. CASTLE, and Ms. DEGETTE.
H.R. 2719: Mr. MEEHAN.
H.R. 2799: Mr. CUELLAR.
H.R. 2828: Mr. MEEHAN, Mr. MCGOVERN, Mr. SANDERS, and Ms. MATSUI.
H.R. 2872: Mr. ENGEL, Mr. SHAW, Mr. BOEHLERT, Mr. INSLEE, Mr. BLUNT, Mr. FATTAH, Mrs. MCCARTHY, Mr. DAVIS of Alabama, Mr. BISHOP of New York, Mr. MCINTYRE, Mr. BROWN of South Carolina, Mr. BARTLETT of Maryland, Mr. FRANK of Massachusetts, Mr. FALEOMAVAEGA, Mr. KENNEDY of Rhode Island, Ms. LINDA T. SÁNCHEZ of California, Mrs. WILSON of New Mexico, Mrs. DRAKE, Mr. POMBO, Mr. ROGERS of Alabama, Mr. STARK, Mr. WOLF, Mr. KIND, and Mr. VISCLOSKY.
H.R. 2926: Mr. DENT.
H.R. 2961: Mr. MARSHALL.
H.R. 2963: Ms. DEGETTE and Mr. CUMMINGS.
H.R. 3049: Mr. KIRK.
H.R. 3059: Mr. ROSS.
H.R. 3080: Mr. POMBO.
H.R. 3142: Ms. ZOE LOFGREN of California.
H.R. 3151: Mr. KENNEDY of Rhode Island.
H.R. 3173: Mr. FILNER.
H.R. 3196: Mr. FILNER, Mr. MELANCON, and Mr. HONDA.
H.R. 3255: Mr. KILDEE.
H.R. 3272: Mr. HIGGINS.
H.R. 3334: Mr. DANIEL E. LUNGREN of California, Mr. BOUCHER, Mr. ROTHMAN, and Mr. INSLEE.
H.R. 3352: Mr. UDALL of New Mexico.
H.R. 3404: Mrs. MCCARTHY.
H.R. 3420: Mr. CASE and Mr. MEEHAN.
H.R. 3476: Mr. MARCHANT, Mr. YOUNG of Alaska, Mr. HALL, Mr. MEEHAN, and Ms. HARRIS.
H.R. 3492: Mr. TIERNEY, Mrs. NAPOLITANO, Ms. WOOLSEY, Ms. ESHOO, Mr. ANDREWS, Mr. ABERCROMBIE, and Ms. KILPATRICK of Michigan.
H.R. 3639: Mr. BARROW and Mr. BAIRD.
H.R. 3684: Mr. BARTLETT of Maryland and Mr. CALVERT.
H.R. 3701: Mr. HINCHEY.
H.R. 3725: Mr. PAUL.
H.R. 3782: Mr. GILCHREST.
H.R. 3858: Mr. FORTUÑO, Mr. SIMMONS, and Mrs. CHRISTENSEN.
H.R. 3861: Mr. RUSH, Mr. CUMMINGS, Mr. CHANDLER, Mr. REYES, Mr. STRICKLAND, Mr. LARSEN of Washington, Mr. BACA, Mr. MORAN of Kansas, Mrs. LOWEY, Mr. BOSWELL, Mr. MARSHALL, Mr. SMITH of Washington, Mr. SCOTT of Georgia, and Mr. SALAZAR.
H.R. 3883: Mr. BEAUPREZ, Mr. GALLEGLY, Mr. INSLEE, Mr. GORDON, and Mr. PORTER.
H.R. 3917: Mr. JEFFERSON and Mr. KILDEE.
H.R. 3923: Mr. SENSENBRENNER.
H.R. 3924: Mr. SENSENBRENNER.
H.R. 3931: Mr. FATTAH and Mr. HASTINGS of Florida.
H.R. 3940: Mr. SCOTT of Georgia.
H.R. 3954: Mr. ORTIZ.
H.R. 4005: Mr. BACA and Mr. HINCHEY.
H.R. 4015: Mr. CASE and Mr. DAVIS of Alabama.
H.R. 4030: Mr. NADLER and Mr. CONYERS.
H.R. 4036: Mr. OTTER.
H.R. 4042: Mr. ORTIZ.
H.R. 4049: Mrs. DAVIS of California.
H.R. 4089: Mr. SENSENBRENNER.
H.R. 4158: Mr. PALLONE.
H.R. 4179: Mr. UDALL of Colorado.
H.R. 4183: Ms. HARMAN.
H.R. 4184: Ms. HARMAN.
H.R. 4196: Ms. MCCOLLUM of Minnesota.
H.R. 4197: Mr. ANDREWS and Mr. CARDIN.
H.R. 4211: Mr. BERMAN.
H.R. 4222: Mr. GORDON, Mr. UDALL of New Mexico, and Ms. SCHAKOWSKY.
H.R. 4223: Mr. OWENS and Mr. KILDEE.
H.R. 4232: Mr. CONYERS.
H.R. 4242: Mr. SAXTON, Mr. MCCOTTER, and Mr. TANCREDO.
H.R. 4258: Mr. ENGLISH of Pennsylvania.
H.R. 4259: Ms. HARMAN.
H.R. 4264: Mr. ISRAEL.
H.R. 4272: Mr. WAXMAN.
H.R. 4282: Ms. MCKINNEY.
H.R. 4291: Mr. BAIRD.
H.R. 4298: Mr. BARROW, Mr. GORDON, and Ms. MCCOLLUM of Minnesota.
H.R. 4313: Mr. BACHUS.
H.R. 4315: Ms. PRYCE of Ohio, Mr. CASTLE, Ms. HERSETH, Mr. JOHNSON of Illinois, and Mr. BEAUPREZ.
H.R. 4319: Mr. WYNN and Mr. MCDERMOTT.
H.R. 4332: Mr. SKELTON and Mr. ROSS.
H.R. 4347: Mr. FATTAH, Mr. RUPPERSBERGER, and Mr. CUMMINGS.
H.R. 4348: Mr. EVANS.
H.R. 4351: Mr. CUMMINGS.
H.R. 4361: Mr. ROHRABACHER, Mr. HINOJOSA, Mr. EMANUEL, and Mr. PALLONE.
H.R. 4365: Mr. SALAZAR.
H.R. 4372: Mr. EVANS.
H.R. 4392: Mr. EVANS.
H.R. 4395: Mr. OWENS, Mr. HINOJOSA, and Ms. LEE.
H.R. 4405: Mr. GENE GREEN of Texas, Mr. BOEHLERT, Mr. COBLE, Mr. CAPUANO, Mr. NORWOOD, Mr. KILDEE, Mr. KUCINICH, Mr. BARTLETT of Maryland, and Mr. SANDERS.
H.R. 4411: Mr. WICKER and Mr. MCCOTTER.
H.R. 4427: Mr. AL GREEN of Texas.
H.R. 4447: Mr. KUCINICH.
H.R. 4448: Mr. SERRANO, Mr. GONZALEZ, Mr. MCDERMOTT, Mr. FARR, and Mr. PAYNE.
H.R. 4452: Mr. SMITH of Washington, Mr. HAYWORTH, Ms. HARMAN, Ms. ROYBAL-ALLARD, Mr. ABERCROMBIE, Ms. SCHAKOWSKY, Mr. ISRAEL, and Mr. FILNER.
H.R. 4463: Mr. GONZALEZ, Mr. HINCHEY, Mr. WAXMAN, and Mr. CUMMINGS.
H.R. 4479: Mr. RANGEL, Ms. SCHAKOWSKY, Ms. EDDIE BERNICE JOHNSON of Texas, and Mr. ACKERMAN.
H.R. 4491: Mrs. MCCARTHY and Mr. MCCOTTER.
H.R. 4493: Mrs. NAPOLITANO.
H.R. 4520: Mr. WEXLER and Ms. SCHAKOWSKY.
H.R. 4535: Mr. WOLF, Mr. SHERMAN, and Mr. FITZPATRICK of Pennsylvania.
H.R. 4542: Mr. CROWLEY, Mr. LEVIN, Mr. MCCOTTER, Mr. GOODE, and Mr. SMITH of Washington.
H.R. 4546: Mr. BACHUS, Mr. CONAWAY, Mr. FEENEY, Mr. GARRETT of New Jersey, Mr. JINDAL, Mr. KLINE, Mr. DANIEL E. LUNGREN of California, Mr. MCHENRY, Mr. ROGERS of Michigan, Mr. SODREL, Mr. TANCREDO, and Mr. MURPHY.
H.R. 4548: Mr. KELLER, Mr. ENGLISH of Pennsylvania, Mr. WELLER, Mr. LEWIS of Kentucky, Mr. SAXTON, Mr. COBLE, Mr. MILLER of Florida, Mr. WELDON of Florida, Mr. SENSENBRENNER, Mr. KLINE, Mr. OTTER, and Mr. GARRETT of New Jersey.
H.R. 4561: Mr. MARCHANT and Mr. HALL.
H.R. 4575: Mrs. WILSON of New Mexico, Mr. CHABOT, Mr. FITZPATRICK of Pennsylvania, and Mr. JONES of North Carolina.
H.R. 4576: Mr. HERGER and Mr. NORWOOD.
H.R. 4578: Mr. OBERSTAR and Mr. PETERSON of Minnesota.
H.R. 4597: Mr. KENNEDY of Minnesota, Mr. MCGOVERN, Ms. BORDALLO, Mr. CALVERT, and Mr. UPTON.
H.R. 4604: Mr. MEEKS of New York and Mr. MATHESON.
H.R. 4612: Ms. PRYCE of Ohio.
H.R. 4619: Mr. MCCOTTER.
H.R. 4649: Mr. WELDON of Pennsylvania.
H. J. Res. 55: Mr. INSLEE.
H. Con. Res. 99: Ms. CORRINE BROWN of Florida, Ms. SOLIS, Mr. HALL, and Mr. FARR.
H. Con. Res. 106: Mr. SPRATT.
H. Con. Res. 137: Ms. LEE and Mr. POMBO.
H. Con. Res. 172: Mr. TIERNEY and Mr. CUMMINGS.
H. Con. Res. 174: Mr. DOGGETT, Mrs. TAUSCHER, Mr. STARK, and Mr. MURTHA.
H. Con. Res. 231: Mr. LARSEN of Washington and Mr. BRADLEY of New Hampshire.
H. Con. Res. 278: Mr. ISRAEL, Ms. MCCOLLUM of Minnesota, and Ms. HERSETH.
H. Con. Res. 316: Mrs. WILSON of New Mexico.
H. Con. Res. 317: Mr. EVANS.
H. Res. 81: Mr. CHABOT.
H. Res. 85: Mr. BACA, Mr. SCOTT of Georgia, Ms. BORDALLO, and Mr. SESSIONS.
H. Res. 305: Mr. MCCOTTER, Mr. PLATTS, Mr. MORAN of Virginia, Mr. REYES, and Mr. FILNER.
H. Res. 477: Mr. SMITH of Washington and Mr. ROTHMAN.
H. Res. 489: Mr. KUCINICH and Mr. UDALL of Colorado.
H. Res. 507: Mr. INGLIS of South Carolina and Mr. MICHAUD.
H. Res. 526: Mr. BRADLEY of New Hampshire, Mr. MCCOTTER, and Mr. OLVER.
H. Res. 552: Mr. GREEN of Wisconsin.
H. Res. 555: Mr. ROTHMAN.
H. Res. 556: Mr. MOORE of Kansas, Mr. KING of Iowa, Mr. CONYERS, Mr. MCDERMOTT, Mr. CARDOZA, Mr. POMEROY, Mr. DOOLITTLE, Mr. MORAN of Kansas, Mr. GORDON, Mr. OBERSTAR, Ms. BORDALLO, Mr. DAVIS of Tennessee, Mr. MICHAUD, Mr. STUPAK, Mr. LATHAM, Mr. FORD, and Mr. INSLEE.
H. Res. 573: Mr. GONZALEZ.
H. Res. 590: Mr. STRICKLAND, Mr. FALEOMAVAEGA, and Mr. BLUMENAUER.
H. Res. 613: Mr. MCNULTY.
H. Res. 628: Mr. ANDREWS, Mrs. MALONEY, Mr. KUCINICH, Mr. GEORGE MILLER of California, Mr. MCGOVERN, Mr. HIGGINS, Mr. SERRANO, Mr. HINCHEY, Mrs. MCCARTHY, Mr. ABERCROMBIE, Mr. LANTOS, and Mr. MOLLOHAN.
H. Res. 629: Mr. SCHWARZ of Michigan, Mr. SIMMONS, Mrs. BLACKBURN, Mr. HINOJOSA, Mrs. JONES of Ohio, Mr. CALVERT, Mr. MEEKS of New York, Mr. MORAN of Virginia, Mr. MELANCON, Mr. UPTON, Mr. KILDEE, Mr. PICKERING, Mr. SESSIONS, Mr. BACHUS, Mr. ROGERS of Alabama, Mr. SHIMKUS, Mr. JINDAL, Mr. GIBBONS, Mr. BOUSTANY, Mr. DAVIS of Kentucky, Mr. WILSON of South Carolina, Mr. FORTENBERRY, Mr. SNYDER, Mr. JENKINS, Mrs. MYRICK, Mr. WALDEN of Oregon, Mr. HAYWORTH, Mr. WELDON of Florida, Mr. FORTUÑO, Mr. FITZPATRICK of Pennsylvania, Mr. JONES of North Carolina, Mr. BURTON of Indiana, Mr. MOORE of Kansas, Mr. ISSA, Mr. KUHL of New York, Mr. BURGESS, Ms. FOXX Mr. CLEAVER, Mr. JEFFERSON, Mr. SIMPSON, Mr. PAYNE, and Mr. WHITFIELD.
H. Res. 635: Mr. MCDERMOTT, Mr. ABERCROMBIE, Mr. OWENS, Mr. CLAY, Mr. NADLER, Ms. BALDWIN, Mr. STARK, and Ms. SCHAKOWSKY.
H. Res. 636: Mr. MCDERMOTT, Mr. CLAY, Mr. NADLER, Mr. OWENS, Mr. STARK, and Ms. SCHAKOWSKY.
H. Res. 637: Mr. MCDERMOTT, Mr. CLAY, Mr. NADLER, Mr. OWENS, Mr. STARK, and Ms. SCHAKOWSKY.
H. Res. 643: Mr. AL GREEN of Texas, Mr. SMITH of Washington, Mr. STARK, Mr. FARR, Mr. BAIRD, Mr. SANDERS, and Mr. PRICE of North Carolina.

¶2.42 DELETIONS OF SPONSORS FROM PUBLIC BILLS AND RESOLUTIONS

Under clause 7 of rule XII, sponsors were deleted from public bills and resolutions as follows:

H.R. 3855: Mrs. CUBIN and Mr. OTTER.
H.R. 4354: Ms. ROS-LEHTINEN.
H. Res. 635: Ms. ZOE LOFGREN of California.
H. Res. 636: Ms. ZOE LOFGREN of California.
H. Res. 637: Ms. ZOE LOFGREN of California.

WEDNESDAY, FEBRUARY 1, 2006 (3)

¶3.1 APPOINTMENT OF SPEAKER PRO TEMPORE

The House was called to order by the SPEAKER pro tempore, Mrs. MILLER of Michigan, who laid before the House the following communication:

WASHINGTON, DC,
February 1, 2006.

I hereby appoint the Honorable CANDICE S. MILLER to act as Speaker pro tempore on this day.

J. DENNIS HASTERT,
Speaker of the House of Representatives.

¶3.2 APPROVAL OF THE JOURNAL

The SPEAKER pro tempore, Mrs. MILLER of Michigan, announced she had examined and approved the Journal of the proceedings of Tuesday, January 31, 2006.

Pursuant to clause 1, rule I, the Journal was approved.

¶3.3 COMMUNICATIONS

Executive and other communications, pursuant to clause 8, rule XII, were referred as follows:

6060. A letter from the Director, Financial Crimes Enforcement Network, Department of the Treasury, transmitting the Department's final rule — Financial Crimes Enforcement Network; Anti-Money Laundering Programs; Special Due Diligence Programs for Certain Foreign Accounts (RIN: 1506-AA29) received January 6, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Financial Services.

6061. A letter from the Chairman, Council of the District of Columbia, transmitting a copy of D.C. ACT 16–249, ''Brentwood Retail Center Real Property Tax Exemption Act of 2006,'' pursuant to D.C. Code section 1–233(c)(1); to the Committee on Government Reform.

6062. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Standard Instrument Approach Procedures; Miscellaneous Amendments [Docket No. 30472; Amdt. No. 3147] received January 24, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

6063. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Standard Instrument Approach Procedures; Miscellaneous Amendments [Docket No. 30474; Amdt. No. 3149] received January 24, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

6064. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Pratt & Whitney JT9D-7R4 Turbofan Engines [Docket No. FAA-2005-23072; Directorate Identifier 2005-NE-38-AD; Amendment 39-14430; AD 2005-26-09] (RIN: 2120-AA64) received January 24, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

6065. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Establishment of Class D Airspace, Modification to Class E; Galveston, TX [Docket No. FAA-2005-22999; Airspace Docket No. 2004-ASW-20] received January 24, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

6066. A letter from the Chief, Publications and Regulations Branch, Internal Revenue Service, transmitting the Service's final rule — Treatment of Certain Travel, Lodging, and Other Allowances Paid by Federal Executive Agencies to Employees Evacuated from Hurricane Katrina Core Disaster Area [Notice 2006-10] received January 18, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

6067. A letter from the Chief, Publications and Regulations Branch, Internal Revenue Service, transmitting the Service's final rule — Determination of Basis of Stock or Securities received in Exchange For, or With Respect to, Stock or Securities in Certain Transactions; Treatment of Excess Loss Accounts [TD 9244] (RIN: 1545-BC05) (RIN: 1545-BE88) received January 25, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

6068. A letter from the Chief, Publications and Regulations Branch, Internal Revenue Service, transmitting the Service's final rule — Statutory Mergers and Consolidations [TD 9242] (RIN: 1545-BA06) (RIN: 1545-BD76) received January 25, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

6069. A letter from the Chief, Publications and Regulations Branch, Internal Revenue Service, transmitting the Service's final rule — Reporting for Widely Held Fixed Investment Trusts [TD 9241] (RIN: 1545-BA83) received January 25, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

6070. A letter from the Acting Chief, Publications and Regulations Branch, Internal Revenue Service, transmitting the Service's final rule — Administrative, Procedural, and Miscellaneous Matters (Rev. Proc. 2006-5) received January 6, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

6071. A letter from the Acting Chief, Publications and Regulations Branch, Internal Revenue Service, transmitting the Service's final rule — Administrative, Procedural, and Miscellaneous (Rev. Proc. 2005-4) received January 6, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

6072. A letter from the Acting Chief, Publications and Regulations Branch, Internal Revenue Service, transmitting the Service's final rule — Administrative, Procedural, and Miscellaneous (Rev. Proc. 2006-6) received January 6, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

6073. A letter from the Acting Chief, Publications and Regulations Branch, Internal Revenue Service, transmitting the Service's final rule — Administrative, Procedural, and Miscellaneous (Rev. Proc. 2006-8) received January 6, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

6074. A letter from the Acting Chief, Publications and Regulations Branch, Internal Revenue Service, transmitting the Service's final rule — Administrative, Procedural, and Miscellaneous (Rev. Proc. 2006-14) received January 9, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

6075. A letter from the Acting Chief, Publications and Regulations Branch, Internal Revenue Service, transmitting the Service's final rule — Credit for New Qualified Alternative Motor Vehicles (Advanced Lean Burn Technology Motor Vehicles and Qualified Hybrid Motor Vehicles) [Notice 2006-9] received January 18, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

6076. A letter from the Acting Chief, Publications and Regulations Branch, Internal Revenue Service, transmitting the Service's final rule — Low-Income Housing Credit (Rev. Rul. 2006-5) received January 18, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

6077. A letter from the Acting Chief, Publications and Regulations Branch, Internal Revenue Service, transmitting the Service's final rule — Guidance Under Subpart F Relating to Partnerships [TD 9240] (RIN: 1545-BF15) received January 18, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

6078. A letter from the Acting Chief, Publications and Regulations Branch, Internal Revenue Service, transmitting the Service's final rule — Determination of Issue Price in the Case of Certain Debt Instruments Issued for Property (Rev. Rul. 2006-7) received January 20, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

6079. A letter from the Acting Chief, Publications and Regulations Branch, Internal Revenue Service, transmitting the Service's final rule — Determination of Issue Price in the Case of Certain Debt Instruments Issued for Property (Rev. Rul. 2006-7) received January 25, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

¶3.4 RECESS—10:12 A.M.

The SPEAKER pro tempore, Mrs. MILLER of Michigan, pursuant to clause 12(a) of rule I, declared the House in recess at 10 o'clock and 12 minutes a.m., subject to the call of the Chair.

¶3.5 AFTER RECESS—1:05 P.M.

The SPEAKER pro tempore, Mr. LAHOOD, called the House to order.

¶3.6 HOUSE FLOOR PRIVILEGES

Mr. DREIER moved to suspend the rules and agree to the following resolution (H. Res. 648):

Resolved,

SECTION 1. FLOOR PRIVILEGES OF FORMER MEMBERS AND OFFICERS.

Clause 4 of rule IV of the Rules of the House of Representatives is amended to read as follows:

''4. (a) A former Member, Delegate, or Resident Commissioner; a former Parliamentarian of the House; or a former elected officer of the House or former minority employee nominated as an elected officer of the House shall not be entitled to the privilege of admission to the Hall of the House and rooms leading thereto if he or she—

''(1) is a registered lobbyist or agent of a foreign principal as those terms are defined in clause 5 of rule XXV;

''(2) has any direct personal or pecuniary interest in any legislative measure pending before the House or reported by a committee; or

''(3) is in the employ of or represents any party or organization for the purpose of influencing, directly or indirectly, the passage, defeat, or amendment of any legislative proposal.

''(b) The Speaker may promulgate regulations that exempt ceremonial or educational functions from the restrictions of this clause.''.

SEC. 2. PROHIBITING ACCESS TO MEMBER EXERCISE FACILITIES FOR LOBBYISTS WHO ARE FORMER MEMBERS OR OFFICERS.

(a) IN GENERAL.—The House of Representatives may not provide access to any exercise facility which is made available exclusively to Members and former Members, officers and former officers of the House of Representatives, and their spouses to any former Member, former officer, or spouse who is a lobbyist registered under the Lobbying Disclosure Act of 1995 or any successor statute or agent of a foreign principal as defined in clause 5 of rule XXV. For purposes of this section, the term ''Member of the House of Representatives'' includes a Delegate or Resident Commissioner to the Congress.

(b) REGULATIONS.—The Committee on House Administration shall promulgate regulations to carry out this section.

The SPEAKER pro tempore, Mr. LAHOOD, recognized Mr. DREIER and Ms. SLAUGHTER, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and agree to said resolution?

The SPEAKER pro tempore, Mr. LAHOOD, announced that two-thirds of the Members present had voted in the affirmative.

Mr. DREIER demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mr. LAHOOD, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed.

¶3.7 RELATING TO CONSIDERATION OF S. 1932

Mr. PUTNAM, by direction of the Committee on Rules, called up the following resolution (H. Res. 653):

Resolved, That the House hereby concurs in the Senate amendment to the House amendment to the bill (S. 1932) to provide for reconciliation pursuant to section 202(a) of the concurrent resolution on the budget for fiscal year 2006 (H. Con. Res. 95).

Pending consideration of said resolution,

¶3.8 POINT OF ORDER

Mr. MCDERMOTT made a point of order, pursuant to section 426 of the Congressional Budget Act of 1974, against consideration of said resolution, and said:

''Mr. Speaker, pursuant to section 426 of the Congressional Budget Act of 1974, I make a point of order against consideration of this rule, H. Res. 653. Section 425 of that same act states that a point of order lies against legislation which imposes an unfunded mandate in excess of specified amounts against State or local governments. Section 426 of the Budget Act specifically states that a rule may not waive the application of section 425.

''H. Res. 653 states that the House hereby concurs in the Senate amendment to the bill S. 1932 to provide for reconciliation. This self-executing rule effectively waives the application of section 425 to provisions in the underlying bill on child support enforcement which the Congressional Budget Office informs us impose an intergovernmental mandate as defined by the Unfunded Mandates Reform Act.

''Therefore, I make a point of order that the rule may not be considered pursuant to section 426.''

The SPEAKER pro tempore, Mr. LaHOOD, spoke and said:

''The gentleman from Washington [Mr. MCDERMOTT] makes a point of order that the resolution violates section 426(a) of the Congressional Budget Act of 1974.

''In accordance with section 426(b)(2) of the Act, the gentleman has met the threshold burden to identify the specific language in the resolution on which the point of order is predicated.

''Under section 426(b)(4) of the Act, the gentleman from Washington [Mr. MCDERMOTT] and the gentleman from Florida [Mr. PUTNAM] each will control 10 minutes of debate on the question of consideration.

''Pursuant to section 426(b)(3) of the Act, after that debate, the Chair will put the question of consideration, to wit: 'Will the House now consider the resolution?'.''

After debate,

The question being put,

Shall the House now consider said resolution?

The SPEAKER pro tempore, Mr. SIMPSON, announced that the ayes had it.

Mr. MCDERMOTT demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The vote was taken by electronic device.

It was decided in the affirmative { Yeas ..... 226 / Nays 201

¶3.9 [Roll No. 2]

YEAS—226

Aderholt
Akin
Alexander
Bachus
Baker
Barrett (SC)
Bartlett (MD)
Barton (TX)
Bass
Beauprez
Biggert
Bilirakis
Bishop (UT)
Blackburn
Blunt
Boehlert
Boehner
Bonilla
Bonner
Bono
Boozman
Boustany
Bradley (NH)
Brady (TX)
Brown (SC)
Brown-Waite, Ginny
Burgess
Burton (IN)
Buyer
Calvert
Camp (MI)
Campbell (CA)
Cannon
Cantor
Capito
Carter
Castle
Chabot
Chocola
Coble
Cole (OK)
Conaway
Crenshaw
Cubin
Culberson
Davis (KY)
Davis, Jo Ann
Davis, Tom
Deal (GA)
DeLay
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Doolittle
Drake
Dreier
Duncan
Ehlers
Emerson
English (PA)
Everett
Feeney
Ferguson
Fitzpatrick (PA)
Flake
Foley
Forbes
Fortenberry
Fossella
Foxx
Franks (AZ)
Frelinghuysen
Gallegly
Garrett (NJ)
Gerlach
Gibbons
Gilchrest
Gillmor
Gingrey
Gohmert
Goode
Goodlatte
Granger
Graves
Green (WI)
Gutknecht
Hall
Harris
Hart
Hastings (WA)
Hayes
Hayworth
Hefley
Hensarling
Herger
Hobson
Hoekstra
Hostettler
Hulshof
Hyde
Inglis (SC)
Issa
Jenkins
Jindal
Johnson (CT)
Johnson (IL)
Johnson, Sam
Jones (NC)
Keller
Kelly
Kennedy (MN)
King (IA)
King (NY)
Kingston
Kirk
Kline
Knollenberg
Kolbe
Kuhl (NY)
LaHood
Latham
LaTourette
Leach
Lewis (CA)
Lewis (KY)
Linder
LoBiondo
Lucas
Lungren, Daniel E.
Mack
Manzullo
Marchant
McCaul (TX)
McCotter
McCrery
McHenry
McHugh
McKeon
McMorris
Mica
Miller (FL)
Miller (MI)
Moran (KS)
Murphy
Musgrave
Myrick
Neugebauer
Ney
Northup
Norwood
Nunes
Nussle
Osborne
Otter
Oxley
Paul
Pearce
Pence
Peterson (PA)
Petri
Pickering
Pitts
Platts
Poe
Pombo
Porter
Price (GA)
Pryce (OH)
Putnam
Radanovich
Ramstad
Regula
Rehberg
Reichert
Renzi
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Ros-Lehtinen
Royce
Ryan (WI)
Ryun (KS)
Saxton
Schmidt
Schwarz (MI)
Sensenbrenner
Sessions
Shadegg
Shaw
Shays
Sherwood
Shuster
Simmons
Simpson
Smith (NJ)
Smith (TX)
Sodrel
Souder
Stearns
Sullivan
Sweeney
Tancredo
Taylor (NC)
Terry
Thomas
Thornberry
Tiahrt
Tiberi
Turner
Upton
Walden (OR)
Walsh
Wamp
Weldon (FL)
Weldon (PA)
Weller
Westmoreland
Whitfield
Wicker
Wilson (NM)
Wilson (SC)
Wolf
Young (AK)
Young (FL)

NAYS—201

Abercrombie
Ackerman
Allen
Andrews
Baca
Baird
Baldwin
Barrow
Bean
Becerra
Berkley
Berman
Berry
Bishop (GA)
Bishop (NY)
Blumenauer
Boren
Boswell
Boucher
Boyd
Brady (PA)
Brown (OH)
Brown, Corrine
Butterfield
Capps
Capuano
Cardin
Cardoza
Carnahan
Carson
Case
Chandler
Clay
Cleaver
Clyburn
Conyers
Cooper
Costa
Costello
Cramer
Crowley
Cuellar
Cummings
Davis (AL)
Davis (CA)
Davis (FL)
Davis (IL)
Davis (TN)
DeFazio
DeGette
Delahunt
DeLauro
Dicks
Dingell
Doggett
Doyle
Edwards
Emanuel
Engel
Eshoo
Etheridge
Evans
Farr
Fattah
Filner
Ford
Frank (MA)
Gonzalez
Gordon
Green, Al
Green, Gene
Grijalva
Gutierrez
Harman
Hastings (FL)
Herseth
Higgins
Hinchey
Hinojosa
Holden
Holt
Honda
Hoyer
Inslee
Israel
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Johnson, E. B.
Jones (OH)
Kanjorski
Kaptur
Kennedy (RI)
Kildee
Kilpatrick (MI)
Kind
Kucinich
Langevin
Lantos
Larsen (WA)
Larson (CT)
Lee
Levin
Lewis (GA)
Lipinski
Lofgren, Zoe
Lowey
Lynch
Maloney
Markey
Marshall
Matheson
Matsui
McCarthy
McCollum (MN)
McDermott
McGovern
McIntyre
McKinney
McNulty
Meehan
Meek (FL)
Meeks (NY)
Melancon
Michaud
Millender-McDonald
Miller (NC)
Miller, George
Mollohan
Moore (KS)
Moore (WI)
Moran (VA)
Murtha
Nadler
Napolitano
Neal (MA)
Oberstar
Obey
Olver
Ortiz
Owens
Pallone
Pascrell
Pastor
Payne
Pelosi
Peterson (MN)
Pomeroy
Price (NC)
Rahall
Rangel
Reyes
Ross
Rothman
Roybal-Allard
Ruppersberger
Rush
Ryan (OH)
Sabo
Salazar
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Schakowsky
Schiff
Schwartz (PA)
Scott (GA)
Scott (VA)
Serrano
Sherman
Skelton
Slaughter
Smith (WA)
Snyder
Solis
Spratt
Stark
Strickland
Stupak
Tanner
Tauscher
Taylor (MS)
Thompson (CA)
Thompson (MS)
Tierney
Towns
Udall (CO)
Udall (NM)
Van Hollen
Velázquez
Visclosky
Wasserman Schultz
Waters
Watson
Watt
Waxman
Weiner
Wexler
Woolsey
Wu
Wynn

NOT VOTING—6

Hastert
Hooley
Hunter
Istook
Miller, Gary
Shimkus

So the House decided to consider said resolution.

When said resolution was considered.

After debate,

On motion of Mr. PUTNAM, the previous question was ordered on the resolution to its adoption or rejection.

The question being put, viva voce,

Will the House agree to said resolution?

The SPEAKER pro tempore, Mr. SIMPSON, announced that the yeas had it.

Ms. SLAUGHTER demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mr. SIMPSON, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed.

¶3.10 AMENDING THE USA PATRIOT ACT

Mr. SENSENBRENNER moved to suspend the rules and pass the bill (H.R. 4659) to amend the USA PATRIOT ACT to extend the sunset of certain provisions of such Act.

The SPEAKER pro tempore, Mr. SIMPSON, recognized Mr. SENSENBRENNER and Mr. SCOTT of Virginia, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and pass said bill?

The SPEAKER pro tempore, Mr. FOLEY, announced that two-thirds of the Members present had voted in the affirmative.

Mr. SENSENBRENNER demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mr. FOLEY, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed.

¶3.11 H. RES. 648—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mr. FOLEY, pursuant to clause 8, rule XX, announced the unfinished business to be the motion to suspend the rules and agree to the resolution (H. Res. 648) to eliminate floor privileges and access to Member exercise facilities for registered lobbyists who are former Members or officers of the House.

The question being put,

Will the House suspend the rules and agree to said resolution?

The vote was taken by electronic device.

It was decided in the affirmative ..... { Yeas ..... 379; Nays ..... 50; Answered present 1

¶3.12 [Roll No. 3]

YEAS—379

Ackerman, Aderholt, Alexander, Allen, Andrews, Baca, Bachus, Baldwin, Barrett (SC), Barrow, Bass, Bean, Beauprez, Becerra, Berkley, Berman, Berry, Biggert, Bilirakis, Bishop (GA), Bishop (NY), Bishop (UT), Blackburn, Blunt, Boehlert, Boehner, Bonner, Bono, Boozman, Boren, Boswell, Boucher, Boustany, Boyd, Bradley (NH), Brady (PA), Brown (OH), Brown (SC), Brown, Corrine, Brown-Waite, Ginny, Butterfield, Buyer, Calvert, Camp (MI), Campbell (CA), Cantor, Capito, Capps, Cardin, Cardoza, Carnahan, Carson, Carter, Case, Castle, Chabot, Chandler, Chocola, Cleaver, Clyburn, Coble, Cole (OK), Conaway, Conyers, Cooper, Costa, Costello, Cramer, Crenshaw, Crowley, Cuellar, Culberson, Cummings, Davis (AL), Davis (CA), Davis (FL), Davis (IL), Davis (KY), Davis (TN), Davis, Jo Ann, Davis, Tom, Deal (GA), DeFazio, DeGette, Delahunt, DeLauro, Dent, Diaz-Balart, L., Diaz-Balart, M., Dicks, Dingell, Doggett, Doolittle, Doyle, Drake, Dreier, Duncan, Edwards, Ehlers, Emanuel, Emerson, Engel, English (PA), Eshoo, Etheridge, Evans, Everett, Farr, Fattah, Feeney, Ferguson, Filner, Fitzpatrick (PA), Foley, Forbes, Ford, Fortenberry, Fossella, Foxx, Frank (MA), Franks (AZ), Frelinghuysen, Gallegly, Gerlach, Gibbons, Gilchrest, Gingrey, Gohmert, Gonzalez, Goode, Goodlatte, Gordon, Granger, Graves, Green (WI), Green, Al, Green, Gene, Grijalva, Gutierrez, Hall, Harman, Harris, Hart, Hastert, Hastings (WA), Hayes, Hayworth, Hensarling, Herger, Herseth, Higgins, Hinchey, Hinojosa, Hobson, Hoekstra, Holden, Holt, Honda, Hooley, Hostettler, Hoyer, Hulshof, Hunter, Hyde, Inglis (SC), Inslee, Israel, Issa, Jackson-Lee (TX), Jefferson, Jenkins, Jindal, Johnson (CT), Johnson (IL), Jones (NC), Kanjorski, Kaptur, Keller, Kelly, Kennedy (MN), Kennedy (RI), Kildee, Kilpatrick (MI), Kind, King (NY), Kirk, Kline, Knollenberg, Kolbe, Kuhl (NY), LaHood, Langevin, Lantos, Larsen (WA), Larson (CT), Latham, LaTourette, Leach, Lee, Levin, Lewis (CA), Lewis (GA), Lewis (KY), Linder, Lipinski, LoBiondo, Lofgren, Zoe, Lowey, Lucas, Lungren, Daniel E., Lynch, Mack, Maloney, Manzullo, Marchant, Markey, Marshall, Matheson, Matsui, McCarthy, McCaul (TX), McCollum (MN), McCotter, McCrery, McGovern, McHenry, McHugh, McIntyre, McKeon, McMorris, McNulty, Meehan, Meek (FL), Meeks (NY), Melancon, Mica, Michaud, Millender-McDonald, Miller (MI), Miller (NC), Miller, George, Moore (KS), Moore (WI), Moran (KS), Murphy, Musgrave, Myrick, Nadler, Napolitano, Neal (MA), Neugebauer, Ney, Northup, Norwood, Nunes, Nussle, Oberstar, Obey, Olver, Ortiz, Osborne, Pallone, Pascrell, Pastor, Payne, Pelosi, Pence, Peterson (MN), Peterson (PA), Petri, Pickering, Platts, Poe, Pombo, Pomeroy, Porter, Price (GA), Price (NC), Pryce (OH), Putnam, Radanovich, Rahall, Ramstad, Rangel, Regula, Rehberg, Reichert, Renzi, Reyes, Reynolds, Rogers (AL), Rogers (KY), Rogers (MI), Rohrabacher, Ros-Lehtinen, Ross, Rothman, Roybal-Allard, Royce, Ruppersberger, Rush, Ryan (OH), Ryan (WI), Ryun (KS), Salazar, Sánchez, Linda T., Sanchez, Loretta, Sanders, Saxton, Schakowsky, Schiff, Schmidt, Schwartz (PA), Schwarz (MI), Scott (GA), Scott (VA), Sensenbrenner, Serrano, Shadegg, Shaw, Shays, Sherman, Sherwood, Shimkus, Simmons, Skelton, Slaughter, Smith (NJ), Smith (TX), Smith (WA), Snyder, Sodrel, Solis, Souder, Spratt, Stark, Stearns, Strickland, Sullivan, Sweeney, Tancredo, Tauscher, Taylor (MS), Taylor (NC), Terry, Thompson (CA), Thompson (MS), Thornberry, Tiahrt, Tiberi, Tierney, Turner, Udall (CO), Udall (NM), Upton, Van Hollen, Velázquez, Visclosky, Walden (OR), Walsh, Wamp, Wasserman Schultz, Waters, Watson, Watt, Waxman, Weiner, Weldon (FL), Weldon (PA), Weller, Westmoreland, Wexler, Wicker, Wilson (NM), Wilson (SC), Wolf, Woolsey, Wu, Young (FL)

NAYS—50

Abercrombie, Akin, Baird, Baker, Bartlett (MD), Barton (TX), Bonilla, Brady (TX), Burgess, Burton (IN), Cannon, Capuano, Clay, Cubin, DeLay, Flake, Garrett (NJ), Gillmor, Gutknecht, Hastings (FL), Hefley, Jackson (IL), Johnson, E. B., Johnson, Sam, Jones (OH), King (IA), Kingston, Kucinich, McDermott, McKinney, Miller (FL), Mollohan, Moran (VA), Murtha, Otter, Oxley, Paul, Pearce, Pitts, Sabo, Sessions, Shuster, Simpson, Stupak, Tanner, Thomas, Towns, Whitfield, Wynn, Young (AK)

ANSWERED ''PRESENT''—1

Owens

NOT VOTING—3

Blumenauer, Istook, Miller, Gary

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said resolution was agreed to.

A motion to reconsider the vote whereby the rules were suspended and said resolution was agreed to was, by unanimous consent, laid on the table.

¶3.13 H. RES. 653—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mr. FOLEY, pursuant to clause 8, rule XX, announced the further unfinished business to be the question on agreeing to the resolution (H. Res. 653) relating to consideration of the bill (S. 1932) to provide for reconciliation pursuant to section 202(a) of the concurrent resolution on the budget for fiscal year 2006 (H. Con. Res. 95).

The question being put,

Will the House agree to said resolution?

The vote was taken by electronic device.

It was decided in the affirmative ..... { Yeas ..... 216; Nays 214

¶3.14 [Roll No. 4]

YEAS—216

Aderholt, Akin, Alexander, Bachus, Baker, Barrett (SC), Bartlett (MD), Barton (TX), Bass, Beauprez, Biggert, Bilirakis, Bishop (UT), Blackburn, Blunt, Boehlert, Boehner, Bonilla, Bonner, Bono, Boozman, Boustany, Bradley (NH), Brady (TX), Brown (SC), Brown-Waite, Ginny, Burgess, Burton (IN), Buyer, Calvert, Camp (MI), Campbell (CA), Cannon, Cantor, Capito, Carter, Castle, Chabot, Chocola, Coble, Cole (OK), Conaway, Crenshaw, Cubin, Culberson, Davis (KY), Davis, Jo Ann, Davis, Tom, Deal (GA), DeLay, Dent, Diaz-Balart, L., Diaz-Balart, M., Doolittle, Drake, Dreier, Duncan, Ehlers, Emerson, English (PA), Everett, Feeney, Ferguson, Fitzpatrick (PA), Flake, Foley, Forbes, Fortenberry, Fossella, Foxx, Franks (AZ), Frelinghuysen, Gallegly, Garrett (NJ), Gibbons, Gilchrest, Gillmor, Gingrey, Gohmert, Goode, Goodlatte, Granger, Graves

Green (WI)
Gutknecht
Hall
Harris
Hart
Hastert
Hastings (WA)
Hayes
Hayworth
Hefley
Hensarling
Herger
Hobson
Hoekstra
Hostettler
Hulshof
Hunter
Hyde
Inglis (SC)
Issa
Jenkins
Jindal
Johnson (CT)
Johnson, Sam
Keller
Kelly
Kennedy (MN)
King (IA)
King (NY)
Kingston
Kirk
Kline
Knollenberg
Kolbe
Kuhl (NY)
LaHood
Latham
Lewis (CA)
Lewis (KY)
Linder
LoBiondo
Lucas
Lungren, Daniel E.
Mack
Manzullo
Marchant
McCaul (TX)
McCotter
McCrery
McHenry
McKeon
McMorris
Mica
Miller (FL)
Miller (MI)
Moran (KS)
Murphy
Musgrave
Myrick
Neugebauer
Northup
Norwood
Nunes
Nussle
Osborne
Otter
Oxley
Pearce
Pence
Peterson (PA)
Petri
Pickering
Pitts
Platts
Poe
Pombo
Porter
Price (GA)
Pryce (OH)
Putnam
Radanovich
Regula
Rehberg
Reichert
Renzi
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Ros-Lehtinen
Royce
Ryan (WI)
Ryun (KS)
Saxton
Schmidt
Schwarz (MI)
Sensenbrenner
Sessions
Shadegg
Shaw
Shays
Sherwood
Shimkus
Shuster
Simpson
Smith (TX)
Sodrel
Souder
Stearns
Sullivan
Tancredo
Taylor (NC)
Terry
Thomas
Thornberry
Tiahrt
Tiberi
Turner
Upton
Walden (OR)
Walsh
Wamp
Weldon (FL)
Weldon (PA)
Weller
Westmoreland
Whitfield
Wicker
Wilson (SC)
Wolf
Young (AK)
Young (FL)

NAYS—214

Abercrombie
Ackerman
Allen
Andrews
Baca
Baird
Baldwin
Barrow
Bean
Becerra
Berkley
Berman
Berry
Bishop (GA)
Bishop (NY)
Boren
Boswell
Boucher
Boyd
Brady (PA)
Brown (OH)
Brown, Corrine
Butterfield
Capps
Capuano
Cardin
Cardoza
Carnahan
Carson
Case
Chandler
Clay
Cleaver
Clyburn
Conyers
Cooper
Costa
Costello
Cramer
Crowley
Cuellar
Cummings
Davis (AL)
Davis (CA)
Davis (FL)
Davis (IL)
Davis (TN)
DeFazio
DeGette
Delahunt
DeLauro
Dicks
Dingell
Doggett
Doyle
Edwards
Emanuel
Engel
Eshoo
Etheridge
Evans
Farr
Fattah
Filner
Ford
Frank (MA)
Gerlach
Gonzalez
Gordon
Green, Al
Green, Gene
Grijalva
Gutierrez
Harman
Hastings (FL)
Herseth
Higgins
Hinchey
Hinojosa
Holden
Holt
Honda
Hooley
Hoyer
Inslee
Israel
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Johnson (IL)
Johnson, E. B.
Jones (NC)
Jones (OH)
Kanjorski
Kaptur
Kennedy (RI)
Kildee
Kilpatrick (MI)
Kind
Kucinich
Langevin
Lantos
Larsen (WA)
Larson (CT)
LaTourette
Leach
Lee
Levin
Lewis (GA)
Lipinski
Lofgren, Zoe
Lowey
Lynch
Maloney
Markey
Marshall
Matheson
Matsui
McCarthy
McCollum (MN)
McDermott
McGovern
McHugh
McIntyre
McKinney
McNulty
Meehan
Meek (FL)
Meeks (NY)
Melancon
Michaud
Millender-McDonald
Miller (NC)
Miller, George
Mollohan
Moore (KS)
Moore (WI)
Moran (VA)
Murtha
Nadler
Napolitano
Neal (MA)
Ney
Oberstar
Obey
Olver
Ortiz
Owens
Pallone
Pascrell
Pastor
Paul
Payne
Pelosi
Peterson (MN)
Pomeroy
Price (NC)
Rahall
Ramstad
Rangel
Reyes
Ross
Rothman
Roybal-Allard
Ruppersberger
Rush
Ryan (OH)
Sabo
Salazar
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Schakowsky
Schiff
Schwartz (PA)
Scott (GA)
Scott (VA)
Serrano
Sherman
Simmons
Skelton
Slaughter
Smith (NJ)
Smith (WA)
Snyder
Solis
Spratt
Stark
Strickland
Stupak
Sweeney
Tanner
Tauscher
Taylor (MS)
Thompson (CA)
Thompson (MS)
Tierney
Towns
Udall (CO)
Udall (NM)
Van Hollen
Velázquez
Visclosky
Wasserman Schultz
Waters
Watson
Watt
Waxman
Weiner
Wexler
Wilson (NM)
Woolsey
Wu
Wynn

NOT VOTING—3

Blumenauer
Istook
Miller, Gary

So the resolution was agreed to.

A motion to reconsider the vote whereby said resolution was agreed to was, by unanimous consent, laid on the table.

Pursuant to House Resolution 653, the House agreed to the following amendment of the Senate to the House amendment to S. 1932:

In lieu of the matter proposed to be inserted by the House amendment to the text of the bill, insert:

SECTION 1. SHORT TITLE.

This Act may be cited as the ''Deficit Reduction Act of 2005''.

SEC. 2. TABLE OF TITLES.

The table of titles is as follows:

TITLE I—AGRICULTURE PROVISIONS
TITLE II—HOUSING AND DEPOSIT INSURANCE PROVISIONS
TITLE III—DIGITAL TELEVISION TRANSITION AND PUBLIC SAFETY
TITLE IV—TRANSPORTATION PROVISIONS
TITLE V—MEDICARE
TITLE VI—MEDICAID AND SCHIP
TITLE VII—HUMAN RESOURCES AND OTHER PROVISIONS
TITLE VIII—EDUCATION AND PENSION BENEFIT PROVISIONS
TITLE IX—LIHEAP PROVISIONS
TITLE X—JUDICIARY RELATED PROVISIONS

TITLE I—AGRICULTURE PROVISIONS

SECTION 1001. SHORT TITLE.

This title may be cited as the ''Agricultural Reconciliation Act of 2005''.

Subtitle A—Commodity Programs

SEC. 1101. NATIONAL DAIRY MARKET LOSS PAYMENTS.

(a) AMOUNT.—Section 1502(c) of the Farm Security and Rural Investment Act of 2002 (7 U.S.C. 7982(c)) is amended by striking paragraph (3) and inserting the following new paragraph:

''(3)(A) during the period beginning on the first day of the month the producers on a dairy farm enter into a contract under this section and ending on September 30, 2005, 45 percent;

''(B) during the period beginning on October 1, 2005, and ending on August 31, 2007, 34 percent; and

''(C) during the period beginning on September 1, 2007, 0 percent.''.

(b) DURATION.—Section 1502 of the Farm Security and Rural Investment Act of 2002 (7 U.S.C. 7982) is amended by striking ''2005'' each place it appears in subsections (f) and (g)(1) and inserting ''2007''.

(c) CONFORMING AMENDMENTS.—Section 1502 of the Farm Security and Rural Investment Act of 2002 (7 U.S.C. 7982) is amended—

(1) in subsection (g)(1), by striking ''and subsection (h)''; and

(2) by striking subsection (h).

SEC. 1102. ADVANCE DIRECT PAYMENTS.

(a) COVERED COMMODITIES.—Section 1103(d)(2) of the Farm Security and Rural Investment Act of 2002 (7 U.S.C. 7913(d)(2)) is amended in the first sentence by striking ''2007 crop years'' and inserting ''2005 crop years, up to 40 percent of the direct payment for a covered commodity for the 2006 crop year, and up to 22 percent of the direct payment for a covered commodity for the 2007 crop year,''.

(b) PEANUTS.—Section 1303(e)(2) of the Farm Security and Rural Investment Act of 2002 (7 U.S.C. 7953(e)(2)) is amended in the first sentence by striking ''2007 crop years'' and inserting ''2005 crop years, up to 40 percent of the direct payment for the 2006 crop year, and up to 22 percent of the direct payment for the 2007 crop year,''.

SEC. 1103. COTTON COMPETITIVENESS PROVISIONS.

(a) REPEAL OF AUTHORITY TO ISSUE COTTON USER MARKETING CERTIFICATES.—Section 1207 of the Farm Security and Rural Investment Act of 2002 (7 U.S.C. 7937) is amended—

(1) by striking subsection (a); and

(2) in subsection (b)(1)—

(A) in subparagraph (B), by striking '', adjusted for the value of any certificate issued under subsection (a),''; and

(B) in subparagraph (C), by striking '', for the value of any certificates issued under subsection (a)''.

(b) EFFECTIVE DATE.—The amendments made by this section take effect on August 1, 2006.

Subtitle B—Conservation

SEC. 1201. WATERSHED REHABILITATION PROGRAM.

The authority to obligate funds previously made available under section 14(h)(1) of the Watershed Protection and Flood Prevention Act (16 U.S.C. 1012(h)(1)) for a fiscal year and unobligated as of October 1, 2006, is hereby cancelled effective on that date.

SEC. 1202. CONSERVATION SECURITY PROGRAM.

(a) EXTENSION.—Section 1238A(a) of the Food Security Act of 1985 (16 U.S.C. 3838a(a)) is amended by striking ''2007'' and inserting ''2011''.

(b) FUNDING.—Section 1241(a)(3) of the Food Security Act of 1985 (16 U.S.C. 3841(a)(3)) is amended by striking ''not more than $6,037,000,000'' and all that follows through ''2014.'' and inserting the following: ''not more than—

''(A) $1,954,000,000 for the period of fiscal years 2006 through 2010; and

''(B) $5,650,000,000 for the period of fiscal years 2006 through 2015.''.

SEC. 1203. ENVIRONMENTAL QUALITY INCENTIVES PROGRAM.

(a) EXTENSION.—Section 1240B(a)(1) of the Food Security Act of 1985 (16 U.S.C. 3839aa–2(a)(1)) is amended by striking ''2007'' and inserting ''2010''.

(b) LIMITATION ON PAYMENTS.—Section 1240G of the Food Security Act of 1985 (16 U.S.C. 3839aa–7) is amended by striking ''the period of fiscal years 2002 through 2007'' and inserting ''any six-year period''.

(c) FUNDING.—Section 1241(a)(6) of the Food Security Act of 1985 (16 U.S.C. 3841(a)(6)) is amended—

(1) by striking ''and'' at the end of subparagraph (D); and

(2) by striking subparagraph (E) and inserting the following new subparagraphs:

''(E) $1,270,000,000 in each of fiscal years 2007 through 2009; and

''(F) $1,300,000,000 in fiscal year 2010.''.

Subtitle C—Energy

SEC. 1301. RENEWABLE ENERGY SYSTEMS AND ENERGY EFFICIENCY IMPROVEMENTS PROGRAM.

Section 9006(f) of the Farm Security and Rural Investment Act of 2002 (7 U.S.C. 8106(f)) is amended by striking ''2007'' and inserting ''2006 and $3,000,000 for fiscal year 2007''.

Subtitle D—Rural Development

SEC. 1401. ENHANCED ACCESS TO BROADBAND TELECOMMUNICATIONS SERVICES IN RURAL AREAS.

The authority to obligate funds previously made available under section 601(j)(1) of the Rural Electrification Act of 1936 for a fiscal year and unobligated as of October 1, 2006, is hereby cancelled effective on that date.

SEC. 1402. VALUE-ADDED AGRICULTURAL PRODUCT MARKET DEVELOPMENT GRANTS.

The authority to obligate funds previously made available under section 231(b)(4) of the Agricultural Risk Protection Act of 2000 (Pub. L. 106–224; 7 U.S.C. 1621 note) for a fiscal year and unobligated as of October 1, 2006, is hereby cancelled effective on that date.

SEC. 1403. RURAL BUSINESS INVESTMENT PROGRAM.

(a) TERMINATION OF FISCAL YEAR 2007 AND SUBSEQUENT FUNDING.—Subsection (a)(1) of section 384S of the Consolidated Farm and Rural Development Act (7 U.S.C. 2009cc–18) is amended by inserting after ''necessary'' the following: ''through fiscal year 2006''.

(b) CANCELLATION OF UNOBLIGATED PRIOR-YEAR FUNDS.—The authority to obligate funds previously made available under such section and unobligated as of October 1, 2006, is hereby cancelled effective on that date.

SEC. 1404. RURAL BUSINESS STRATEGIC INVESTMENT GRANTS.

The authority to obligate funds previously made available under section 385E of the Consolidated Farm and Rural Development Act and unobligated as of October 1, 2006, is hereby cancelled effective on that date.

SEC. 1405. RURAL FIREFIGHTERS AND EMERGENCY PERSONNEL GRANTS.

(a) TERMINATION OF FISCAL YEAR 2007 FUNDING.—Subsection (c) of section 6405 of the Farm Security and Rural Investment Act of 2002 (7 U.S.C. 2655) is amended by striking ''2007'' and inserting ''2006''.

(b) CANCELLATION OF UNOBLIGATED PRIOR-YEAR FUNDS.—The authority to obligate funds previously made available under such section for a fiscal year and unobligated as of October 1, 2006, is hereby cancelled effective on that date.

Subtitle E—Research

SEC. 1501. INITIATIVE FOR FUTURE FOOD AND AGRICULTURE SYSTEMS.

(a) TERMINATION OF FISCAL YEAR 2007, 2008, AND 2009 TRANSFERS.—Subsection (b)(3)(D) of section 401 of the Agricultural Research, Extension, and Education Reform Act of 1998 (7 U.S.C. 7621) is amended by striking ''2006'' and inserting ''2009''.

(b) TERMINATION OF MULTI-YEAR AVAILABILITY OF FISCAL YEAR 2006 FUNDS.—Paragraph (6) of subsection (f) of such section is amended to read as follows:

''(6) AVAILABILITY OF FUNDS.—

''(A) TWO-YEAR AVAILABILITY.—Except as provided in subparagraph (B), funds for grants under this section shall be available to the Secretary for obligation for a 2-year period beginning on the date of the transfer of the funds under subsection (b).

''(B) EXCEPTION FOR FISCAL YEAR 2006 TRANSFER.—In the case of the funds required to be transferred by subsection (b)(3)(C), the funds shall be available to the Secretary for obligation for the 1-year period beginning on October 1, 2005.''

TITLE II—HOUSING AND DEPOSIT INSURANCE PROVISIONS

Subtitle A—FHA Asset Disposition

SEC. 2001. DEFINITIONS.

For purposes of this subtitle, the following definitions shall apply:

(1) The term ''affordability requirements'' means any requirements or restrictions imposed by the Secretary, at the time of sale, on a multifamily real property or a multifamily loan, such as use restrictions, rent restrictions, and rehabilitation requirements.

(2) The term ''discount sale'' means the sale of a multifamily real property in a transaction, such as a negotiated sale, in which the sale price is lower than the property market value and is set outside of a competitive bidding process that has no affordability requirements.

(3) The term ''discount loan sale'' means the sale of a multifamily loan in a transaction, such as a negotiated sale, in which the sale price is lower than the loan market value and is set outside of a competitive bidding process that has no affordability requirements.

(4) The term ''loan market value'' means the value of a multifamily loan, without taking into account any affordability requirements.

(5) The term ''multifamily real property'' means any rental or cooperative housing project of 5 or more units owned by the Secretary that prior to acquisition by the Secretary was security for a loan or loans insured under title II of the National Housing Act.

(6) The term ''multifamily loan'' means a loan held by the Secretary and secured by a multifamily rental or cooperative housing project of 5 or more units that was formerly insured under title II of the National Housing Act.

(7) The term ''property market value'' means the value of a multifamily real property for its current use, without taking into account any affordability requirements.

(8) The term ''Secretary'' means the Secretary of Housing and Urban Development.

SEC. 2002. APPROPRIATED FUNDS REQUIREMENT FOR BELOW-MARKET SALES.

(a) DISCOUNT SALES.—Notwithstanding any other provision of law, except for affordability requirements for the elderly and disabled required by statute, disposition by the Secretary of a multifamily real property during fiscal years 2006 through 2010 through a discount sale under sections 207(l) or 246 of the National Housing Act (12 U.S.C. 1713(l), 1715z–11), section 203 of the Housing and Community Development Amendments of 1978 (12 U.S.C. 1701z–11), or section 204 of the Departments of Veterans Affairs and Housing and Urban Development, and Independent Agencies Appropriations Act, 1997 (12 U.S.C. 1715z–11a), shall be subject to the availability of appropriations to the extent that the property market value exceeds the sale proceeds. If the multifamily real property is sold, during such fiscal years, for an amount equal to or greater than the property market value then the transaction is not subject to the availability of appropriations.

(b) DISCOUNT LOAN SALES.—Notwithstanding any other provision of law and in accordance with the Federal Credit Reform Act of 1990 (2 U.S.C. 661 et seq.), a discount loan sale during fiscal years 2006 through 2010 under section 207(k) of the National Housing Act (12 U.S.C. 1713(k)), section 203(k) of the Housing and Community Development Amendments of 1978 (12 U.S.C. 1701z–11(k)), or section 204(a) of the Departments of Veterans Affairs and Housing and Urban Development, and Independent Agencies Appropriations Act, 1997 (12 U.S.C. 1715z–11a(a)), shall be subject to the availability of appropriations to the extent that the loan market value exceeds the sale proceeds. If the multifamily loan is sold, during such fiscal years, for an amount equal to or greater than the loan market value then the transaction is not subject to the availability of appropriations.

(c) APPLICABILITY.—This section shall not apply to any transaction that formally commences within one year prior to the enactment of this section.

SEC. 2003. UP-FRONT GRANTS.

(a) 1997 ACT.—Section 204(a) of the Departments of Veterans Affairs and Housing and Urban Development, and Independent Agencies Appropriations Act, 1997 (12 U.S.C. 1715z–11a(a)) is amended by adding at the end the following new sentence: ''A grant provided under this subsection during fiscal years 2006 through 2010 shall be available only to the extent that appropriations are made in advance for such purposes and shall not be derived from the General Insurance Fund.''.

(b) 1978 ACT.—Section 203(f)(4) of the Housing and Community Development Amendments of 1978 (12 U.S.C. 1701z–11(f)(4)) is amended by adding at the end the following new sentence: ''This paragraph shall be effective during fiscal years 2006 through 2010 only to the extent that such budget authority is made available for use under this paragraph in advance in appropriation acts.''.

(c) APPLICABILITY.—The amendments made by this section shall not apply to any transaction that formally commences within one year prior to the enactment of this section.

Subtitle B—Deposit Insurance

SEC. 2101. SHORT TITLE.

This subtitle may be cited as the ''Federal Deposit Insurance Reform Act of 2005''.

SEC. 2102. MERGING THE BIF AND SAIF.

(a) IN GENERAL.—

(1) MERGER.—The Bank Insurance Fund and the Savings Association Insurance Fund shall be merged into the Deposit Insurance Fund.

(2) DISPOSITION OF ASSETS AND LIABILITIES.—All assets and liabilities of the Bank Insurance Fund and the Savings Association Insurance Fund shall be transferred to the Deposit Insurance Fund.

(3) NO SEPARATE EXISTENCE.—The separate existence of the Bank Insurance Fund and the Savings Association Insurance Fund shall cease on the effective date of the merger thereof under this section.

(b) REPEAL OF OUTDATED MERGER PROVISION.—Section 2704 of the Deposit Insurance Funds Act of 1996 (12 U.S.C. 1821 note) is repealed.

(c) EFFECTIVE DATE.—This section shall take effect no later than the first day of the first calendar quarter that begins after the end of the 90-day period beginning on the date of the enactment of this Act.

SEC. 2103. INCREASE IN DEPOSIT INSURANCE COVERAGE.

(a) IN GENERAL.—Section 11(a)(1) of the Federal Deposit Insurance Act (12 U.S.C. 1821(a)(1)) is amended—

(1) by striking subparagraph (B) and inserting the following new subparagraph:

''(B) NET AMOUNT OF INSURED DEPOSIT.—The net amount due to any depositor at an insured depository institution shall not exceed the standard maximum deposit insurance amount as determined in accordance with subparagraphs (C), (D), (E) and (F) and paragraph (3).''; and

(2) by adding at the end the following new subparagraphs:

''(E) STANDARD MAXIMUM DEPOSIT INSURANCE AMOUNT DEFINED.—For purposes of this Act, the term 'standard maximum deposit insurance amount' means $100,000, adjusted as provided under subparagraph (F) after March 31, 2010.

''(F) INFLATION ADJUSTMENT.—

''(i) IN GENERAL.—By April 1 of 2010, and the 1st day of each subsequent 5-year period, the Board of Directors and the National Credit Union Administration Board shall jointly consider the factors set forth under clause (v), and, upon determining that an inflation adjustment is appropriate, shall jointly prescribe the amount by which the standard maximum deposit insurance amount and the standard maximum share insurance amount (as defined in section 207(k) of the Federal Credit Union Act) applicable to any depositor at an insured depository institution shall be increased by calculating the product of—

''(I) $100,000; and

''(II) the ratio of the published annual value of the Personal Consumption Expenditures Chain-Type Price Index (or any successor index thereto), published by the Department of Commerce, for the calendar year preceding the year in which the adjustment is calculated under this clause, to the published annual value of such

index for the calendar year preceding the date this subparagraph takes effect under the Federal Deposit Insurance Reform Act of 2005.

The values used in the calculation under subclause (II) shall be, as of the date of the calculation, the values most recently published by the Department of Commerce.

''(ii) ROUNDING.—If the amount determined under clause (ii) for any period is not a multiple of $10,000, the amount so determined shall be rounded down to the nearest $10,000.

''(iii) PUBLICATION AND REPORT TO THE CONGRESS.—Not later than April 5 of any calendar year in which an adjustment is required to be calculated under clause (i) to the standard maximum deposit insurance amount and the standard maximum share insurance amount under such clause, the Board of Directors and the National Credit Union Administration Board shall—

''(I) publish in the Federal Register the standard maximum deposit insurance amount, the standard maximum share insurance amount, and the amount of coverage under paragraph (3)(A) and section 207(k)(3) of the Federal Credit Union Act, as so calculated; and

''(II) jointly submit a report to the Congress containing the amounts described in subclause (I).

''(iv) 6-MONTH IMPLEMENTATION PERIOD.—Unless an Act of Congress enacted before July 1 of the calendar year in which an adjustment is required to be calculated under clause (i) provides otherwise, the increase in the standard maximum deposit insurance amount and the standard maximum share insurance amount shall take effect on January 1 of the year immediately succeeding such calendar year.

''(v) INFLATION ADJUSTMENT CONSIDERATION.—In making any determination under clause (i) to increase the standard maximum deposit insurance amount and the standard maximum share insurance amount, the Board of Directors and the National Credit Union Administration Board shall jointly consider—

''(I) the overall state of the Deposit Insurance Fund and the economic conditions affecting insured depository institutions;

''(II) potential problems affecting insured depository institutions; or

''(III) whether the increase will cause the reserve ratio of the fund to fall below 1.15 percent of estimated insured deposits.''.

(b) COVERAGE FOR CERTAIN EMPLOYEE BENEFIT PLAN DEPOSITS.—Section 11(a)(1)(D) of the Federal Deposit Insurance Act (12 U.S.C. 1821(a)(1)(D)) is amended to read as follows:

''(D) COVERAGE FOR CERTAIN EMPLOYEE BENEFIT PLAN DEPOSITS.—

''(i) PASS-THROUGH INSURANCE.—The Corporation shall provide pass-through deposit insurance for the deposits of any employee benefit plan.

''(ii) PROHIBITION ON ACCEPTANCE OF BENEFIT PLAN DEPOSITS.—An insured depository institution that is not well capitalized or adequately capitalized may not accept employee benefit plan deposits.

''(iii) DEFINITIONS.—For purposes of this subparagraph, the following definitions shall apply:

''(I) CAPITAL STANDARDS.—The terms 'well capitalized' and 'adequately capitalized' have the same meanings as in section 38.

''(II) EMPLOYEE BENEFIT PLAN.—The term 'employee benefit plan' has the same meaning as in paragraph (5)(B)(ii), and includes any eligible deferred compensation plan described in section 457 of the Internal Revenue Code of 1986.

''(III) PASS-THROUGH DEPOSIT INSURANCE.—The term 'pass-through deposit insurance' means, with respect to an employee benefit plan, deposit insurance coverage based on the interest of each participant, in accordance with regulations issued by the Corporation.''.

(c) INCREASED AMOUNT OF DEPOSIT INSURANCE FOR CERTAIN RETIREMENT ACCOUNTS.—Section 11(a)(3)(A) of the Federal Deposit Insurance Act (12 U.S.C. 1821(a)(3)(A)) is amended by striking ''$100,000'' and inserting ''$250,000 (which amount shall be subject to inflation adjustments as provided in paragraph (1)(F), except that $250,000 shall be substituted for $100,000 wherever such term appears in such paragraph)''.

(d) EFFECTIVE DATE.—This section and the amendments made by this section shall take effect on the date the final regulations required under section 9(a)(2) take effect.

SEC. 2104. SETTING ASSESSMENTS AND REPEAL OF SPECIAL RULES RELATING TO MINIMUM ASSESSMENTS AND FREE DEPOSIT INSURANCE.

(a) SETTING ASSESSMENTS.—Section 7(b)(2) of the Federal Deposit Insurance Act (12 U.S.C. 1817(b)(2)) is amended—

(1) by striking subparagraphs (A) and (B) and inserting the following new subparagraphs:

''(A) IN GENERAL.—The Board of Directors shall set assessments for insured depository institutions in such amounts as the Board of Directors may determine to be necessary or appropriate, subject to subparagraph (D).

''(B) FACTORS TO BE CONSIDERED.—In setting assessments under subparagraph (A), the Board of Directors shall consider the following factors:

''(i) The estimated operating expenses of the Deposit Insurance Fund.

''(ii) The estimated case resolution expenses and income of the Deposit Insurance Fund.

''(iii) The projected effects of the payment of assessments on the capital and earnings of insured depository institutions.

''(iv) The risk factors and other factors taken into account pursuant to paragraph (1) under the risk-based assessment system, including the requirement under such paragraph to maintain a risk-based system.

''(v) Any other factors the Board of Directors may determine to be appropriate.''; and

(2) by inserting after subparagraph (C) the following new subparagraph:

''(D) NO DISCRIMINATION BASED ON SIZE.—No insured depository institution shall be barred from the lowest-risk category solely because of size.''.

(b) ASSESSMENT RECORDKEEPING PERIOD SHORTENED.—Paragraph (5) of section 7(b) of the Federal Deposit Insurance Act (12 U.S.C. 1817(b)) is amended to read as follows:

''(5) DEPOSITORY INSTITUTION REQUIRED TO MAINTAIN ASSESSMENT-RELATED RECORDS.—Each insured depository institution shall maintain all records that the Corporation may require for verifying the correctness of any assessment on the insured depository institution under this subsection until the later of—

''(A) the end of the 3-year period beginning on the due date of the assessment; or

''(B) in the case of a dispute between the insured depository institution and the Corporation with respect to such assessment, the date of a final determination of any such dispute.''.

(c) INCREASE IN FEES FOR LATE ASSESSMENT PAYMENTS.—Subsection (h) of section 18 of the Federal Deposit Insurance Act (12 U.S.C. 1828(h)) is amended to read as follows:

''(h) PENALTY FOR FAILURE TO TIMELY PAY ASSESSMENTS.—

''(1) IN GENERAL.—Subject to paragraph (3), any insured depository institution which fails or refuses to pay any assessment shall be subject to a penalty in an amount of not more than 1 percent of the amount of the assessment due for each day that such violation continues.

''(2) EXCEPTION IN CASE OF DISPUTE.—Paragraph (1) shall not apply if—

''(A) the failure to pay an assessment is due to a dispute between the insured depository institution and the Corporation over the amount of such assessment; and

''(B) the insured depository institution deposits security satisfactory to the Corporation for payment upon final determination of the issue.

''(3) SPECIAL RULE FOR SMALL ASSESSMENT AMOUNTS.—If the amount of the assessment which an insured depository institution fails or refuses to pay is less than $10,000 at the time of such failure or refusal, the amount of any penalty to which such institution is subject under paragraph (1) shall not exceed $100 for each day that such violation continues.

''(4) AUTHORITY TO MODIFY OR REMIT PENALTY.—The Corporation, in the sole discretion of the Corporation, may compromise, modify or remit any penalty which the Corporation may assess or has already assessed under paragraph (1) upon a finding that good cause prevented the timely payment of an assessment.''.

(d) STATUTE OF LIMITATIONS FOR ASSESSMENT ACTIONS.—Subsection (g) of section 7 of the Federal Deposit Insurance Act (12 U.S.C. 1817(g)) is amended to read as follows:

''(g) ASSESSMENT ACTIONS.—

''(1) IN GENERAL.—The Corporation, in any court of competent jurisdiction, shall be entitled to recover from any insured depository institution the amount of any unpaid assessment lawfully payable by such insured depository institution.

''(2) STATUTE OF LIMITATIONS.—The following provisions shall apply to actions relating to assessments, notwithstanding any other provision in Federal law, or the law of any State:

''(A) Any action by an insured depository institution to recover from the Corporation the overpaid amount of any assessment shall be brought within 3 years after the date the assessment payment was due, subject to the exception in subparagraph (E).

''(B) Any action by the Corporation to recover from an insured depository institution the underpaid amount of any assessment shall be brought within 3 years after the date the assessment payment was due, subject to the exceptions in subparagraphs (C) and (E).

''(C) If an insured depository institution has made a false or fraudulent statement with intent to evade any or all of its assessment, the Corporation shall have until 3 years after the date of discovery of the false or fraudulent statement in which to bring an action to recover the underpaid amount.

''(D) Except as provided in subparagraph (C), assessment deposit information contained in records no longer required to be maintained pursuant to subsection (b)(4) shall be considered conclusive and not subject to change.

''(E) Any action for the underpaid or overpaid amount of any assessment that became due before the amendment to this subsection under the Federal Deposit Insurance Reform Act of 2005 took effect shall be subject to the statute of limitations for assessments in effect at the time the assessment became due.''.

(e) EFFECTIVE DATE.—This section and the amendments made by this section shall take effect on the date that the final regulations required under section 9(a)(5) take effect.

SEC. 2105. REPLACEMENT OF FIXED DESIGNATED RESERVE RATIO WITH RESERVE RANGE.

(a) IN GENERAL.—Section 7(b)(3) of the Federal Deposit Insurance Act (12 U.S.C. 1817(b)(3)) is amended to read as follows:

''(3) DESIGNATED RESERVE RATIO.—

''(A) ESTABLISHMENT.—

''(i) IN GENERAL.—Before the beginning of each calendar year, the Board of Directors shall designate the reserve ratio applicable with respect to the Deposit Insurance Fund and publish the reserve ratio so designated.

''(ii) RULEMAKING REQUIREMENT.—Any change to the designated reserve ratio shall be made by the Board of Directors by regulation after notice and opportunity for comment.

''(B) RANGE.—The reserve ratio designated by the Board of Directors for any year—

''(i) may not exceed 1.5 percent of estimated insured deposits; and

''(ii) may not be less than 1.15 percent of estimated insured deposits.

''(C) FACTORS.—In designating a reserve ratio for any year, the Board of Directors shall—

''(i) take into account the risk of losses to the Deposit Insurance Fund in such year and future years, including historic experience and potential and estimated losses from insured depository institutions;

''(ii) take into account economic conditions generally affecting insured depository institutions so as to allow the designated reserve ratio to increase during more favorable economic conditions and to decrease during less favorable economic conditions, notwithstanding the increased risks of loss that may exist during such less favorable conditions, as determined to be appropriate by the Board of Directors;

''(iii) seek to prevent sharp swings in the assessment rates for insured depository institutions; and

''(iv) take into account such other factors as the Board of Directors may determine to be appropriate, consistent with the requirements of this subparagraph.

''(D) PUBLICATION OF PROPOSED CHANGE IN RATIO.—In soliciting comment on any proposed change in the designated reserve ratio in accordance with subparagraph (A), the Board of Directors shall include in the published proposal a thorough analysis of the data and projections on which the proposal is based.''.

(b) EFFECTIVE DATE.—This section and the amendments made by this section shall take effect on the date that the final regulations required under section 9(a)(1) take effect.

SEC. 2106. REQUIREMENTS APPLICABLE TO THE RISK-BASED ASSESSMENT SYSTEM.

Section 7(b)(1) of the Federal Deposit Insurance Act (12 U.S.C. 1817(b)(1)) is amended by adding at the end the following new subparagraphs:

''(E) INFORMATION CONCERNING RISK OF LOSS AND ECONOMIC CONDITIONS.—

''(i) SOURCES OF INFORMATION.—For purposes of determining risk of losses at insured depository institutions and economic conditions generally affecting depository institutions, the Corporation shall collect information, as appropriate, from all sources the Board of Directors considers appropriate, such as reports of condition, inspection reports, and other information from all Federal banking agencies, any information available from State bank supervisors, State insurance and securities regulators, the Securities and Exchange Commission (including information described in section 35), the Secretary of the Treasury, the Commodity Futures Trading Commission, the Farm Credit Administration, the Federal Trade Commission, any Federal reserve bank or Federal home loan bank, and other regulators of financial institutions, and any information available from credit rating entities, and other private economic or business analysts.

''(ii) CONSULTATION WITH FEDERAL BANKING AGENCIES.—

''(I) IN GENERAL.—Except as provided in subclause (II), in assessing the risk of loss to the Deposit Insurance Fund with respect to any insured depository institution, the Corporation shall consult with the appropriate Federal banking agency of such institution.

''(II) TREATMENT ON AGGREGATE BASIS.—In the case of insured depository institutions that are well capitalized (as defined in section 38) and, in the most recent examination, were found to be well managed, the consultation under subclause (I) concerning the assessment of the risk of loss posed by such institutions may be made on an aggregate basis.

''(iii) RULE OF CONSTRUCTION.—No provision of this paragraph shall be construed as providing any new authority for the Corporation to require submission of information by insured depository institutions to the Corporation.

''(F) MODIFICATIONS TO THE RISK-BASED ASSESSMENT SYSTEM ALLOWED ONLY AFTER NOTICE AND COMMENT.—In revising or modifying the risk-based assessment system at any time after the date of the enactment of the Federal Deposit Insurance Reform Act of 2005, the Board of Directors may implement such revisions or modification in final form only after notice and opportunity for comment.''.

SEC. 2107. REFUNDS, DIVIDENDS, AND CREDITS FROM DEPOSIT INSURANCE FUND.

(a) IN GENERAL.—Subsection (e) of section 7 of the Federal Deposit Insurance Act (12 U.S.C. 1817(e)) is amended to read as follows:

''(e) REFUNDS, DIVIDENDS, AND CREDITS.—

''(1) REFUNDS OF OVERPAYMENTS.—In the case of any payment of an assessment by an insured depository institution in excess of the amount due to the Corporation, the Corporation may—

''(A) refund the amount of the excess payment to the insured depository institution; or

''(B) credit such excess amount toward the payment of subsequent assessments until such credit is exhausted.

''(2) DIVIDENDS FROM EXCESS AMOUNTS IN DEPOSIT INSURANCE FUND.—

''(A) RESERVE RATIO IN EXCESS OF 1.5 PERCENT OF ESTIMATED INSURED DEPOSITS.—If, at the end of a calendar year, the reserve ratio of the Deposit Insurance Fund exceeds 1.5 percent of estimated insured deposits, the Corporation shall declare the amount in the Fund in excess of the amount required to maintain the reserve ratio at 1.5 percent of estimated insured deposits, as dividends to be paid to insured depository institutions.

''(B) RESERVE RATIO EQUAL TO OR IN EXCESS OF 1.35 PERCENT OF ESTIMATED INSURED DEPOSITS AND NOT MORE THAN 1.5 PERCENT.—If, at the end of a calendar year, the reserve ratio of the Deposit Insurance Fund equals or exceeds 1.35 percent of estimated insured deposits and is not more than 1.5 percent of such deposits, the Corporation shall declare the amount in the Fund that is equal to 50 percent of the amount in excess of the amount required to maintain the reserve ratio at 1.35 percent of the estimated insured deposits as dividends to be paid to insured depository institutions.

''(C) BASIS FOR DISTRIBUTION OF DIVIDENDS.—

''(i) IN GENERAL.—Solely for the purposes of dividend distribution under this paragraph, the Corporation shall determine each insured depository institution's relative contribution to the Deposit Insurance Fund (or any predecessor deposit insurance fund) for calculating such institution's share of any dividend declared under this paragraph, taking into account the factors described in clause (ii).

''(ii) FACTORS FOR DISTRIBUTION.—In implementing this paragraph in accordance with regulations, the Corporation shall take into account the following factors:

''(I) The ratio of the assessment base of an insured depository institution (including any predecessor) on December 31, 1996, to the assessment base of all eligible insured depository institutions on that date.

''(II) The total amount of assessments paid on or after January 1, 1997, by an insured depository institution (including any predecessor) to the Deposit Insurance Fund (and any predecessor deposit insurance fund).

''(III) That portion of assessments paid by an insured depository institution (including any predecessor) that reflects higher levels of risk assumed by such institution.

''(IV) Such other factors as the Corporation may determine to be appropriate.

''(D) NOTICE AND OPPORTUNITY FOR COMMENT.—The Corporation shall prescribe by regulation, after notice and opportunity for comment, the method for the calculation, declaration, and payment of dividends under this paragraph.

''(E) LIMITATION.—The Board of Directors may suspend or limit dividends paid under subparagraph (B), if the Board determines in writing that—

''(i) a significant risk of losses to the Deposit Insurance Fund exists over the next 1-year period; and

''(ii) it is likely that such losses will be sufficiently high as to justify a finding by the Board that the reserve ratio should temporarily be allowed—

''(I) to grow without requiring dividends under subparagraph (B); or

''(II) to exceed the maximum amount established under subsection (b)(3)(B)(i).

''(F) CONSIDERATIONS.—In making a determination under subparagraph (E), the Board shall consider—

''(i) national and regional conditions and their impact on insured depository institutions;

''(ii) potential problems affecting insured depository institutions or a specific group or type of depository institution;

''(iii) the degree to which the contingent liability of the Corporation for anticipated failures of insured institutions adequately addresses concerns over funding levels in the Deposit Insurance Fund; and

''(iv) any other factors that the Board determines are appropriate.

''(G) REVIEW OF DETERMINATION.—

''(i) ANNUAL REVIEW.—A determination to suspend or limit dividends under subparagraph (E) shall be reviewed by the Board of Directors annually.

''(ii) ACTION BY BOARD.—Based on each annual review under clause (i), the Board of Directors shall either renew or remove a determination to suspend or limit dividends under subparagraph (E), or shall make a new determination in accordance with this paragraph. Unless justified under the terms of the renewal or new determination, the Corporation shall be required to provide cash dividends under subparagraph (A) or (B), as appropriate.

''(3) ONE-TIME CREDIT BASED ON TOTAL ASSESSMENT BASE AT YEAR-END 1996.—

''(A) IN GENERAL.—Before the end of the 270-day period beginning on the date of the enactment of the Federal Deposit Insurance Reform Act of 2005, the Board of Directors shall, by regulation after notice and opportunity for comment, provide for a credit to each eligible insured depository institution (or a successor insured depository institution), based on the assessment base of the institution on December 31, 1996, as compared to the combined aggregate assessment base of all eligible insured depository institutions, taking into account such factors as the Board of Directors may determine to be appropriate.

''(B) CREDIT LIMIT.—The aggregate amount of credits available under subparagraph (A) to all eligible insured depository institutions shall equal the amount that the Corporation could collect if the Corporation imposed an assessment of 10.5 basis points on the combined assessment base of the Bank Insurance Fund and the Savings Association Insurance Fund as of December 31, 2001.

''(C) ELIGIBLE INSURED DEPOSITORY INSTITUTION DEFINED.—For purposes of this paragraph, the term 'eligible insured depository institution' means any insured depository institution that—

''(i) was in existence on December 31, 1996, and paid a deposit insurance assessment prior to that date; or

''(ii) is a successor to any insured depository institution described in clause (i).

''(D) APPLICATION OF CREDITS.—

''(i) IN GENERAL.—Subject to clause (ii), the amount of a credit to any eligible insured depository institution under this paragraph shall be applied by the Corporation, subject to subsection (b)(3)(E), to the assessments imposed on such institution under subsection (b) that become due for assessment periods beginning after the effective date of regulations prescribed under subparagraph (A).

''(ii) TEMPORARY RESTRICTION ON USE OF CREDITS.—The amount of a credit to any eligible insured depository institution under this paragraph may not be applied to more than 90 percent of the assessments imposed on such institution under subsection (b) that become due for assessment periods beginning in fiscal years 2008, 2009, and 2010.

''(iii) REGULATIONS.—The regulations prescribed under subparagraph (A) shall establish the qualifications and procedures governing the application of assessment credits pursuant to clause (i).

''(E) LIMITATION ON AMOUNT OF CREDIT FOR CERTAIN DEPOSITORY INSTITUTIONS.—In the case of an insured depository institution that exhibits financial, operational, or compliance weaknesses ranging from moderately severe to unsatisfactory, or is not adequately capitalized (as defined in section 38) at the beginning of an assessment period, the amount of any credit allowed under this paragraph against the assessment on that depository institution for such period may not exceed the amount calculated by applying to that depository institution the average assessment rate on all insured depository institutions for such assessment period.

''(F) SUCCESSOR DEFINED.—The Corporation shall define the term 'successor' for purposes of this paragraph, by regulation, and may consider any factors as the Board may deem appropriate.

''(4) ADMINISTRATIVE REVIEW.—

''(A) IN GENERAL.—The regulations prescribed under paragraphs (2)(D) and (3) shall include provisions allowing an insured depository institution a reasonable opportunity to challenge administratively the amount of the credit or dividend determined under paragraph (2) or (3) for such institution.

''(B) ADMINISTRATIVE REVIEW.—Any review under subparagraph (A) of any determination of the Corporation under paragraph (2) or (3) shall be final and not subject to judicial review.''.

(b) DEFINITION OF RESERVE RATIO.—Section 3(y) of the Federal Deposit Insurance Act (12 U.S.C. 1813(y)) (as amended by section 2105(b) of this subtitle) is amended by adding at the end the following new paragraph:

''(3) RESERVE RATIO.—The term 'reserve ratio', when used with regard to the Deposit Insurance Fund other than in connection with a reference to the designated reserve ratio, means the ratio of the net worth of the Deposit Insurance Fund to the value of the aggregate estimated insured deposits.''.

SEC. 2108. DEPOSIT INSURANCE FUND RESTORATION PLANS.

Section 7(b)(3) of the Federal Deposit Insurance Act (12 U.S.C. 1817(b)(3)) (as amended by section 2105(a) of this subtitle) is amended by adding at the end the following new subparagraph:

''(E) DIF RESTORATION PLANS.—

''(i) IN GENERAL.—Whenever—

''(I) the Corporation projects that the reserve ratio of the Deposit Insurance Fund will, within 6 months of such determination, fall below the minimum amount specified in subparagraph (B)(ii) for the designated reserve ratio; or

''(II) the reserve ratio of the Deposit Insurance Fund actually falls below the minimum amount specified in subparagraph (B)(ii) for the designated reserve ratio without any determination under subclause (I) having been made,

the Corporation shall establish and implement a Deposit Insurance Fund restoration plan within 90 days that meets the requirements of clause (ii) and such other conditions as the Corporation determines to be appropriate.

''(ii) REQUIREMENTS OF RESTORATION PLAN.—A Deposit Insurance Fund restoration plan meets the requirements of this clause if the plan provides that the reserve ratio of the Fund will meet or exceed the minimum amount specified in subparagraph (B)(ii) for the designated reserve ratio before the end of the 5-year period beginning upon the implementation of the plan (or such longer period as the Corporation may determine to be necessary due to extraordinary circumstances).

''(iii) RESTRICTION ON ASSESSMENT CREDITS.—As part of any restoration plan under this subparagraph, the Corporation may elect to restrict the application of assessment credits provided under subsection (e)(3) for any period that the plan is in effect.

''(iv) LIMITATION ON RESTRICTION.—Notwithstanding clause (iii), while any restoration plan under this subparagraph is in effect, the Corporation shall apply credits provided to an insured depository institution under subsection (e)(3) against any assessment imposed on the institution for any assessment period in an amount equal to the lesser of—

''(I) the amount of the assessment; or

''(II) the amount equal to 3 basis points of the institution's assessment base.

''(v) TRANSPARENCY.—Not more than 30 days after the Corporation establishes and implements a restoration plan under clause (i), the Corporation shall publish in the Federal Register a detailed analysis of the factors considered and the basis for the actions taken with regard to the plan.''.

SEC. 2109. REGULATIONS REQUIRED.

(a) IN GENERAL.—Not later than 270 days after the date of the enactment of this Act, the Board of Directors of the Federal Deposit Insurance Corporation shall prescribe final regulations, after notice and opportunity for comment—

(1) designating the reserve ratio for the Deposit Insurance Fund in accordance with section 7(b)(3) of the Federal Deposit Insurance Act (as amended by section 2105 of this subtitle);

(2) implementing increases in deposit insurance coverage in accordance with the amendments made by section 2103 of this subtitle;

(3) implementing the dividend requirement under section 7(e)(2) of the Federal Deposit Insurance Act (as amended by section 2107 of this subtitle);

(4) implementing the 1-time assessment credit to certain insured depository institutions in accordance with section 7(e)(3) of the Federal Deposit Insurance Act, as amended by section 2107 of this subtitle, including the qualifications and procedures under which the Corporation would apply assessment credits; and

(5) providing for assessments under section 7(b) of the Federal Deposit Insurance Act, as amended by this subtitle.

(b) TRANSITION PROVISIONS.—

(1) CONTINUATION OF EXISTING ASSESSMENT REGULATIONS.—No provision of this subtitle or any amendment made by this subtitle shall be construed as affecting the authority of the Corporation to set or collect deposit insurance assessments pursuant to any regulations in effect before the effective date of the final regulations prescribed under subsection (a).

(2) TREATMENT OF DIF MEMBERS UNDER EXISTING REGULATIONS.—As of the date of the merger of the Bank Insurance Fund and the Savings Association Insurance Fund pursuant to section 2102, the assessment regulations in effect immediately before the date of the enactment of this Act shall continue to apply to all members of the Deposit Insurance Fund, until such regulations are modified by the Corporation, notwithstanding that such regulations may refer to ''Bank Insurance Fund members'' or ''Savings Association Insurance Fund members''.

TITLE III—DIGITAL TELEVISION TRANSITION AND PUBLIC SAFETY

SEC. 3001. SHORT TITLE; DEFINITION.

(a) SHORT TITLE.—This title may be cited as the ''Digital Television Transition and Public Safety Act of 2005''.

(b) DEFINITION.—As used in this Act, the term ''Assistant Secretary'' means the Assistant Secretary for Communications and Information of the Department of Commerce.

SEC. 3002. ANALOG SPECTRUM RECOVERY: FIRM DEADLINE.

(a) AMENDMENTS.—Section 309(j)(14) of the Communications Act of 1934 (47 U.S.C. 309(j)(14)) is amended—

(1) in subparagraph (A)—

(A) by inserting ''full-power'' before ''television broadcast license''; and

(B) by striking ''December 31, 2006'' and inserting ''February 17, 2009'';

(2) by striking subparagraph (B);

(3) in subparagraph (C)(i)(I), by striking ''or (B)'';

(4) in subparagraph (D), by striking ''subparagraph (C)(i)'' and inserting ''subparagraph (B)(i)''; and

(5) by redesignating subparagraphs (C) and (D) as subparagraphs (B) and (C), respectively.

(b) TERMINATIONS OF ANALOG LICENSES AND BROADCASTING.—The Federal Communications Commission shall take such actions as are necessary—

(1) to terminate all licenses for full-power television stations in the analog television service, and to require the cessation of broadcasting by full-power stations in the analog television service, by February 18, 2009; and

(2) to require by February 18, 2009, that all broadcasting by Class A stations, whether in the analog television service or digital television service, and all broadcasting by full-power stations in the digital television service, occur only on channels between channels 2 and 36, inclusive, or 38 and 51, inclusive (between frequencies 54 and 698 megahertz, inclusive).

(c) CONFORMING AMENDMENTS.—

(1) Section 337(e) of the Communications Act of 1934 (47 U.S.C. 337(e)) is amended—

(A) in paragraph (1)—

(i) by striking ''CHANNELS 60 TO 69'' and inserting ''CHANNELS 52 TO 69'';

(ii) by striking ''person who'' and inserting ''full-power television station licensee that'';

(iii) by striking ''746 and 806 megahertz'' and inserting ''698 and 806 megahertz''; and

(iv) by striking ''the date on which the digital television service transition period terminates, as determined by the Commission'' and inserting ''February 17, 2009''; and

(B) in paragraph (2), by striking ''746 megahertz'' and inserting ''698 megahertz''.

SEC. 3003. AUCTION OF RECOVERED SPECTRUM.

(a) DEADLINE FOR AUCTION.—Section 309(j) of the Communications Act of 1934 (47 U.S.C. 309(j)) is amended—

(1) by redesignating the second paragraph (15) of such section (as added by section 203(b) of the Commercial Spectrum Enhancement Act (Pub. L. 108–494; 118 Stat. 3993)), as paragraph (16) of such section; and

(2) in the first paragraph (15) of such section (as added by section 3(a) of the Auction Reform Act of 2002 (Pub. L. 107–195; 116 Stat. 716)), by adding at the end of subparagraph (C) the following new clauses:

''(v) ADDITIONAL DEADLINES FOR RECOVERED ANALOG SPECTRUM.—Notwithstanding subparagraph (B), the Commission shall conduct the auction of the licenses for recovered analog spectrum by commencing the bidding not later than January 28, 2008, and shall deposit the proceeds of such auction in accordance with paragraph (8)(E)(ii) not later than June 30, 2008.

''(vi) RECOVERED ANALOG SPECTRUM.—For purposes of clause (v), the term 'recovered analog spectrum' means the spectrum between channels 52 and 69, inclusive (between frequencies 698 and 806 megahertz, inclusive) reclaimed from analog television service broadcasting under paragraph (14), other than—

''(I) the spectrum required by section 337 to be made available for public safety services; and

''(II) the spectrum auctioned prior to the date of enactment of the Digital Television Transition and Public Safety Act of 2005.''.

(b) EXTENSION OF AUCTION AUTHORITY.—Section 309(j)(11) of such Act (47 U.S.C. 309(j)(11)) is amended by striking ''2007'' and inserting ''2011''.

SEC. 3004. RESERVATION OF AUCTION PROCEEDS.

Section 309(j)(8) of the Communications Act of 1934 (47 U.S.C. 309(j)(8)) is amended—

(1) in subparagraph (A), by striking ''subparagraph (B) or subparagraph (D)'' and inserting ''subparagraphs (B), (D), and (E)'';

(2) in subparagraph (C)(i), by inserting before the semicolon at the end the following: '', except as otherwise provided in subparagraph (E)(ii)''; and

(3) by adding at the end the following new subparagraph:

''(E) TRANSFER OF RECEIPTS.—

''(i) ESTABLISHMENT OF FUND.—There is established in the Treasury of the United States a

fund to be known as the Digital Television Transition and Public Safety Fund.

''(ii) PROCEEDS FOR FUNDS.—Notwithstanding subparagraph (A), the proceeds (including deposits and upfront payments from successful bidders) from the use of a competitive bidding system under this subsection with respect to recovered analog spectrum shall be deposited in the Digital Television Transition and Public Safety Fund.

''(iii) TRANSFER OF AMOUNT TO TREASURY.—On September 30, 2009, the Secretary shall transfer $7,363,000,000 from the Digital Television Transition and Public Safety Fund to the general fund of the Treasury.

''(iv) RECOVERED ANALOG SPECTRUM.—For purposes of clause (i), the term 'recovered analog spectrum' has the meaning provided in paragraph (15)(C)(vi).''.

SEC. 3005. DIGITAL-TO-ANALOG CONVERTER BOX PROGRAM.

(a) CREATION OF PROGRAM.—The Assistant Secretary shall—

(1) implement and administer a program through which households in the United States may obtain coupons that can be applied toward the purchase of digital-to-analog converter boxes; and

(2) make payments of not to exceed $990,000,000, in the aggregate, through fiscal year 2009 to carry out that program from the Digital Television Transition and Public Safety Fund established under section 309(j)(8)(E) of the Communications Act of 1934 (47 U.S.C. 309(j)(8)(E)).

(b) CREDIT.—The Assistant Secretary may borrow from the Treasury beginning on October 1, 2006 such sums as may be necessary, but not to exceed $1,500,000,000, to implement this section. The Assistant Secretary shall reimburse the Treasury, without interest, as funds are deposited into the Digital Television Transition and Public Safety Fund.

(c) PROGRAM SPECIFICATIONS.—

(1) LIMITATIONS.—

(A) TWO-PER-HOUSEHOLD MAXIMUM.—A household may obtain coupons by making a request as required by the regulations under this section between January 1, 2008, and March 31, 2009, inclusive. The Assistant Secretary shall ensure that each requesting household receives, via the United States Postal Service, no more than two coupons.

(B) NO COMBINATIONS OF COUPONS.—Two coupons may not be used in combination toward the purchase of a single digital-to-analog converter box.

(C) DURATION.—All coupons shall expire 3 months after issuance.

(2) DISTRIBUTION OF COUPONS.—The Assistant Secretary shall expend not more than $100,000,000 on administrative expenses and shall ensure that the sum of—

(A) all administrative expenses for the program, including not more than $5,000,000 for consumer education concerning the digital television transition and the availability of the digital-to-analog converter box program; and

(B) the total maximum value of all the coupons redeemed, and issued but not expired, does not exceed $990,000,000.

(3) USE OF ADDITIONAL AMOUNT.—If the Assistant Secretary transmits to the Committee on Energy and Commerce of the House of Representatives and Committee on Commerce, Science, and Transportation of the Senate a statement certifying that the sum permitted to be expended under paragraph (2) will be insufficient to fulfill the requests for coupons from eligible households—

(A) paragraph (2) shall be applied—

(i) by substituting ''$160,000,000'' for ''$100,000,000''; and

(ii) by substituting ''$1,500,000,000'' for ''$990,000,000'';

(B) subsection (a)(2) shall be applied by substituting ''$1,500,000,000'' for ''$990,000,000''; and

(C) the additional amount permitted to be expended shall be available 60 days after the Assistant Secretary sends such statement.

(4) COUPON VALUE.—The value of each coupon shall be $40.

(d) DEFINITION OF DIGITAL-TO-ANALOG CONVERTER BOX.—For purposes of this section, the term ''digital-to-analog converter box'' means a stand-alone device that does not contain features or functions except those necessary to enable a consumer to convert any channel broadcast in the digital television service into a format that the consumer can display on television receivers designed to receive and display signals only in the analog television service, but may also include a remote control device.

SEC. 3006. PUBLIC SAFETY INTEROPERABLE COMMUNICATIONS.

(a) CREATION OF PROGRAM.—The Assistant Secretary, in consultation with the Secretary of the Department of Homeland Security—

(1) may take such administrative action as is necessary to establish and implement a grant program to assist public safety agencies in the acquisition of, deployment of, or training for the use of interoperable communications systems that utilize, or enable interoperability with communications systems that can utilize, reallocated public safety spectrum for radio communication; and

(2) shall make payments of not to exceed $1,000,000,000, in the aggregate, through fiscal year 2010 to carry out that program from the Digital Television Transition and Public Safety Fund established under section 309(j)(8)(E) of the Communications Act of 1934 (47 U.S.C. 309(j)(8)(E)).

(b) CREDIT.—The Assistant Secretary may borrow from the Treasury beginning on October 1, 2006 such sums as may be necessary, but not to exceed $1,000,000,000, to implement this section. The Assistant Secretary shall reimburse the Treasury, without interest, as funds are deposited into the Digital Television Transition and Public Safety Fund.

(c) CONDITION OF GRANTS.—In order to obtain a grant under the grant program, a public safety agency shall agree to provide, from non-Federal sources, not less than 20 percent of the costs of acquiring and deploying the interoperable communications systems funded under the grant program.

(d) DEFINITIONS.—For purposes of this section:

(1) PUBLIC SAFETY AGENCY.—The term ''public safety agency'' means any State, local, or tribal government entity, or nongovernmental organization authorized by such entity, whose sole or principal purpose is to protect the safety of life, health, or property.

(2) INTEROPERABLE COMMUNICATIONS SYSTEMS.—The term ''interoperable communications systems'' means communications systems which enable public safety agencies to share information amongst local, State, Federal, and tribal public safety agencies in the same area via voice or data signals.

(3) REALLOCATED PUBLIC SAFETY SPECTRUM.—The term ''reallocated public safety spectrum'' means the bands of spectrum located at 764–776 megahertz and 794–806 megahertz, inclusive.

SEC. 3007. NYC 9/11 DIGITAL TRANSITION.

(a) FUNDS AVAILABLE.—From the Digital Television Transition and Public Safety Fund established under section 309(j)(8)(E) of the Communications Act of 1934 (47 U.S.C. 309(j)(8)(E)) the Assistant Secretary shall make payments of not to exceed $30,000,000, in the aggregate, which shall be available to carry out this section for fiscal years 2007 through 2008. The Assistant Secretary may borrow from the Treasury beginning October 1, 2006 such sums as may be necessary not to exceed $30,000,000 to implement and administer the program in accordance with this section. The Assistant Secretary shall reimburse the Treasury, without interest, as funds are deposited into the Digital Television Transition and Public Safety Fund.

(b) USE OF FUNDS.—The sums available under subsection (a) shall be made available by the Assistant Secretary by grant to be used to reimburse the Metropolitan Television Alliance for costs incurred in the design and deployment of a temporary digital television broadcast system to ensure that, until a permanent facility atop the Freedom Tower is constructed, the members of the Metropolitan Television Alliance can provide the New York City area with an adequate digital television signal as determined by the Federal Communications Commission.

(c) DEFINITIONS.—For purposes of this section:

(1) METROPOLITAN TELEVISION ALLIANCE.—The term ''Metropolitan Television Alliance'' means the organization formed by New York City television broadcast station licensees to locate new shared facilities as a result of the attacks on September 11, 2001 and the loss of use of shared facilities that housed broadcast equipment.

(2) NEW YORK CITY AREA.—The term ''New York City area'' means the five counties comprising New York City and counties of northern New Jersey in immediate proximity to New York City (Bergen, Essex, Union, and Hudson Counties) .

SEC. 3008. LOW-POWER TELEVISION AND TRANSLATOR DIGITAL-TO-ANALOG CONVERSION.

(a) CREATION OF PROGRAM.—The Assistant Secretary shall make payments of not to exceed $10,000,000, in the aggregate, during the fiscal year 2008 and 2009 period from the Digital Television Transition and Public Safety Fund established under section 309(j)(8)(E) of the Communications Act of 1934 (47 U.S.C. 309(j)(8)(E)) to implement and administer a program through which each eligible low-power television station may receive compensation toward the cost of the purchase of a digital-to-analog conversion device that enables it to convert the incoming digital signal of its corresponding full-power television station to analog format for transmission on the low-power television station's analog channel. An eligible low-power television station may receive such compensation only if it submits a request for such compensation on or before February 17, 2009. Priority compensation shall be given to eligible low-power television stations in which the license is held by a nonprofit corporation and eligible low-power television stations that serve rural areas of fewer than 10,000 viewers.

(b) CREDIT.—The Assistant Secretary may borrow from the Treasury beginning October 1, 2006 such sums as may be necessary, but not to exceed $10,000,000, to implement this section. The Assistant Secretary shall reimburse the Treasury, without interest, as funds are deposited into the Digital Television Transition and Public Safety Fund.

(c) ELIGIBLE STATIONS.—For purposes of this section, the term ''eligible low-power television station'' means a low-power television broadcast station, Class A television station, television translator station, or television booster station—

(1) that is itself broadcasting exclusively in analog format; and

(2) that has not purchased a digital-to-analog conversion device prior to the date of enactment of the Digital Television Transition and Public Safety Act of 2005.

SEC. 3009. LOW-POWER TELEVISION AND TRANSLATOR UPGRADE PROGRAM.

(a) ESTABLISHMENT.—The Assistant Secretary shall make payments of not to exceed $65,000,000, in the aggregate, during fiscal year 2009 the Digital Television Transition and Public Safety Fund established under section 309(j)(8)(E) of the Communications Act of 1934 (47 U.S.C. 309(j)(8)(E)) to implement and administer a program through which each licensee of an eligible low-power television station may receive reimbursement for equipment to upgrade low-power television stations from analog to digital in eligible rural communities, as that term is defined in section 610(b)(2) of the Rural Electrification Act of 1937 (7 U.S.C. 950bb(b)(2)). Such reimbursements shall be issued to eligible stations no earlier than October 1, 2010. Priority

reimbursements shall be given to eligible low-power television stations in which the license is held by a non-profit corporation and eligible low-power television stations that serve rural areas of fewer than 10,000 viewers.

(b) ELIGIBLE STATIONS.—For purposes of this section, the term ''eligible low-power television station'' means a low-power television broadcast station, Class A television station, television translator station, or television booster station—

(1) that is itself broadcasting exclusively in analog format; and

(2) that has not converted from analog to digital operations prior to the date of enactment of the Digital Television Transition and Public Safety Act of 2005.

SEC. 3010. NATIONAL ALERT AND TSUNAMI WARNING PROGRAM.

The Assistant Secretary shall make payments of not to exceed $156,000,000, in the aggregate, during the fiscal year 2007 through 2012 period from the Digital Television Transition and Public Safety Fund established under section 309(j)(8)(E) of the Communications Act of 1934 (47 U.S.C. 309(j)(8)(E)) to implement a unified national alert system capable of alerting the public, on a national, regional, or local basis to emergency situations by using a variety of communications technologies. The Assistant Secretary shall use $50,000,000 of such amounts to implement a tsunami warning and coastal vulnerability program.

SEC. 3011. ENHANCE 911.

The Assistant Secretary shall make payments of not to exceed $43,500,000, in the aggregate, from the Digital Television Transition and Public Safety Fund established under section 309(j)(8)(E) of the Communications Act of 1934 (47 U.S.C. 309(j)(8)(E)) to implement the ENHANCE 911 Act of 2004.

SEC. 3012. ESSENTIAL AIR SERVICE PROGRAM.

(a) IN GENERAL.—If the amount appropriated to carry out the essential air service program under subchapter II of chapter 417 of title 49, United States Code, equals or exceeds $110,000,000 for fiscal year 2007 or 2008, then the Secretary of Commerce shall make $15,000,000 available, from the Digital Television Transition and Public Safety Fund established by section 309(j)(8)(E) of the Communications Act of 1934 (47 U.S.C. 309(j)(8)(E)), to the Secretary of Transportation for use in carrying out the essential air service program for that fiscal year.

(b) APPLICATION WITH OTHER FUNDS.—Amounts made available under subsection (a) for any fiscal year shall be in addition to any amounts—

(1) appropriated for that fiscal year; or

(2) derived from fees collected pursuant to section 45301(a)(1) of title 49, United States Code, that are made available for obligation and expenditure to carry out the essential air service program for that fiscal year.

(c) ADVANCES.—The Secretary of Transportation may borrow from the Treasury such sums as may be necessary, but not to exceed $30,000,000 on a temporary and reimbursable basis to implement subsection (a). The Secretary of Transportation shall reimburse the Treasury, without interest, as funds are deposited into the Digital Television Transition and Public Safety Fund under section 309(j)(8)(E) of the Communications Act of 1934 (47 U.S.C. 309(j)(8)(E)) and made available to the Secretary under subsection (a).

SEC. 3013. SUPPLEMENTAL LICENSE FEES.

In addition to any fees assessed under the Communications Act of 1934 (47 U.S.C. 151 et seq.), the Federal Communications Commission shall assess extraordinary fees for licenses in the aggregate amount of $10,000,000, which shall be deposited in the Treasury during fiscal year 2006 as offsetting receipts.

TITLE IV—TRANSPORTATION PROVISIONS

SEC. 4001. EXTENSION OF VESSEL TONNAGE DUTIES.

(a) EXTENSION OF DUTIES.—Section 36 of the Act entitled ''An Act to provide revenue, equalize duties and encourage the industries of the United States, and for other purposes'', approved August 5, 1909 (36 Stat. 111; 46 U.S.C. App. 121), is amended—

(1) by striking ''9 cents per ton'' and all that follows through ''2002,'' the first place it appears and inserting ''4.5 cents per ton, not to exceed in the aggregate 22.5 cents per ton in any one year, for fiscal years 2006 through 2010,''; and

(2) by striking ''27 cents per ton'' and all that follows through ''2002,'' and inserting ''13.5 cents per ton, not to exceed 67.5 cents per ton per annum, for fiscal years 2006 through 2010,''.

(b) CONFORMING AMENDMENT.—The Act entitled ''An Act concerning tonnage duties on vessels entering otherwise than by sea'', approved March 8, 1910 (36 Stat. 234; 46 U.S.C. App. 132), is amended by striking ''9 cents per ton'' and all that follows through ''and 2 cents'' and inserting ''4.5 cents per ton, not to exceed in the aggregate 22.5 cents per ton in any one year, for fiscal years 2006 through 2010, and 2 cents''.

TITLE V—MEDICARE

Subtitle A—Provisions Relating to Part A

SEC. 5001. HOSPITAL QUALITY IMPROVEMENT.

(a) SUBMISSION OF HOSPITAL DATA.—Section 1886(b)(3)(B) of the Social Security Act (42 U.S.C. 1395ww(b)(3)(B)) is amended—

(1) in clause (i)—

(A) in subclause (XIX), by striking ''2007'' and inserting ''2006''; and

(B) in subclause (XX), by striking ''for fiscal year 2008 and each subsequent fiscal year,'' and inserting ''for each subsequent fiscal year, subject to clause (viii),'';

(2) in clause (vii)—

(A) in subclause (I), by striking ''for each of fiscal years 2005 through 2007'' and inserting ''for fiscal years 2005 and 2006''; and

(B) in subclause (II), by striking ''Each'' and inserting ''For fiscal years 2005 and 2006, each''; and

(3) by adding at the end the following new clauses:

''(viii)(I) For purposes of clause (i) for fiscal year 2007 and each subsequent fiscal year, in the case of a subsection (d) hospital that does not submit, to the Secretary in accordance with this clause, data required to be submitted on measures selected under this clause with respect to such a fiscal year, the applicable percentage increase under clause (i) for such fiscal year shall be reduced by 2.0 percentage points. Such reduction shall apply only with respect to the fiscal year involved and the Secretary shall not take into account such reduction in computing the applicable percentage increase under clause (i) for a subsequent fiscal year, and the Secretary and the Medicare Payment Advisory Commission shall carry out the requirements under section 5001(b) of the Deficit Reduction Act of 2005.

''(II) Each subsection (d) hospital shall submit data on measures selected under this clause to the Secretary in a form and manner, and at a time, specified by the Secretary for purposes of this clause.

''(III) The Secretary shall expand, beyond the measures specified under clause (vii)(II) and consistent with the succeeding subclauses, the set of measures that the Secretary determines to be appropriate for the measurement of the quality of care furnished by hospitals in inpatient settings.

''(IV) Effective for payments beginning with fiscal year 2007, in expanding the number of measures under subclause (III), the Secretary shall begin to adopt the baseline set of performance measures as set forth in the November 2005 report by the Institute of Medicine of the National Academy of Sciences under section 238(b) of the Medicare Prescription Drug, Improvement, and Modernization Act of 2003.

''(V) Effective for payments beginning with fiscal year 2008, the Secretary shall add other measures that reflect consensus among affected parties and, to the extent feasible and practicable, shall include measures set forth by one or more national consensus building entities.

''(VI) For purposes of this clause and clause (vii), the Secretary may replace any measures or indicators in appropriate cases, such as where all hospitals are effectively in compliance or the measures or indicators have been subsequently shown not to represent the best clinical practice.

''(VII) The Secretary shall establish procedures for making data submitted under this clause available to the public. Such procedures shall ensure that a hospital has the opportunity to review the data that are to be made public with respect to the hospital prior to such data being made public. The Secretary shall report quality measures of process, structure, outcome, patients' perspectives on care, efficiency, and costs of care that relate to services furnished in inpatient settings in hospitals on the Internet website of the Centers for Medicare & Medicaid Services.''.

(b) PLAN FOR HOSPITAL VALUE BASED PURCHASING PROGRAM.—

(1) IN GENERAL.—The Secretary of Health and Human Services shall develop a plan to implement a value based purchasing program for payments under the Medicare program for subsection (d) hospitals beginning with fiscal year 2009.

(2) DETAILS.—Such a plan shall include consideration of the following issues:

(A) The on-going development, selection, and modification process for measures of quality and efficiency in hospital inpatient settings.

(B) The reporting, collection, and validation of quality data.

(C) The structure of value based payment adjustments, including the determination of thresholds or improvements in quality that would substantiate a payment adjustment, the size of such payments, and the sources of funding for the value based payments.

(D) The disclosure of information on hospital performance.

In developing such a plan, the Secretary shall consult with relevant affected parties and shall consider experience with such demonstrations that are relevant to the value based purchasing program under this subsection.

(c) QUALITY ADJUSTMENT IN DRG PAYMENTS FOR CERTAIN HOSPITAL ACQUIRED INFECTIONS.—

(1) IN GENERAL.—Section 1886(d)(4) of the Social Security Act (42 U.S.C. 1395ww(d)(4)) is amended by adding at the end the following new subparagraph:

''(D)(i) For discharges occurring on or after October 1, 2008, the diagnosis-related group to be assigned under this paragraph for a discharge described in clause (ii) shall be a diagnosis-related group that does not result in higher payment based on the presence of a secondary diagnosis code described in clause (iv).

''(ii) A discharge described in this clause is a discharge which meets the following requirements:

''(I) The discharge includes a condition identified by a diagnosis code selected under clause (iv) as a secondary diagnosis.

''(II) But for clause (i), the discharge would have been classified to a diagnosis-related group that results in a higher payment based on the presence of a secondary diagnosis code selected under clause (iv).

''(III) At the time of admission, no code selected under clause (iv) was present.

''(iii) As part of the information required to be reported by a hospital with respect to a discharge of an individual in order for payment to be made under this subsection, for discharges occurring on or after October 1, 2007, the information shall include the secondary diagnosis of the individual at admission.

''(iv) By not later than October 1, 2007, the Secretary shall select diagnosis codes associated with at least two conditions, each of which codes meets all of the following requirements (as determined by the Secretary):

''(I) Cases described by such code have a high cost or high volume, or both, under this title.

''(II) The code results in the assignment of a case to a diagnosis-related group that has a higher payment when the code is present as a secondary diagnosis.

''(III) The code describes such conditions that could reasonably have been prevented through the application of evidence-based guidelines.

The Secretary may from time to time revise (through addition or deletion of codes) the diagnosis codes selected under this clause so long as there are diagnosis codes associated with at least two conditions selected for discharges occurring during any fiscal year.

''(v) In selecting and revising diagnosis codes under clause (iv), the Secretary shall consult with the Centers for Disease Control and Prevention and other appropriate entities.

''(vi) Any change resulting from the application of this subparagraph shall not be taken into account in adjusting the weighting factors under subparagraph (C)(i) or in applying budget neutrality under subparagraph (C)(iii).''.

(2) NO JUDICIAL REVIEW.—Section 1886(d)(7)(B) of such Act (42 U.S.C. 1395ww(d)(7)(B)) is amended by inserting before the period the following: '', including the selection and revision of codes under paragraph (4)(D)''.

SEC. 5002. CLARIFICATION OF DETERMINATION OF MEDICAID PATIENT DAYS FOR DSH COMPUTATION.

(a) IN GENERAL.—Section 1886(d)(5)(F)(vi) of the Social Security Act (42 U.S.C. 1395ww(d)(5)(F)(vi)) is amended by adding after and below subclause (II) the following:

''In determining under subclause (II) the number of the hospital's patient days for such period which consist of patients who (for such days) were eligible for medical assistance under a State plan approved under title XIX, the Secretary may, to the extent and for the period the Secretary determines appropriate, include patient days of patients not so eligible but who are regarded as such because they receive benefits under a demonstration project approved under title XI.''.

(b) RATIFICATION AND PROSPECTIVE APPLICATION OF PREVIOUS REGULATIONS.—

(1) IN GENERAL.—Subject to paragraph (2), regulations described in paragraph (3), insofar as such regulations provide for the treatment of individuals eligible for medical assistance under a demonstration project approved under title XI of the Social Security Act under section 1886(d)(5)(F)(vi) of such Act, are hereby ratified, effective as of the date of their respective promulgations.

(2) NO APPLICATION TO CLOSED COST REPORTS.—Paragraph (1) shall not be applied in a manner that requires the reopening of any cost reports which are closed as of the date of the enactment of this Act.

(3) REGULATIONS DESCRIBED.—For purposes of paragraph (1), the regulations described in this paragraph are as follows:

(A) 2000 REGULATION.—Regulations promulgated on January 20, 2000, at 65 Federal Register 3136 et seq., including the policy in such regulations regarding discharges occurring prior to January 20, 2000.

(B) 2003 REGULATION.—Regulations promulgated on August 1, 2003, at 68 Federal Register 45345 et seq.

SEC. 5003. IMPROVEMENTS TO THE MEDICARE-DEPENDENT HOSPITAL (MDH) PROGRAM.

(a) 5-YEAR EXTENSION.—

(1) EXTENSION OF PAYMENT METHODOLOGY.—Section 1886(d)(5)(G) of the Social Security Act (42 U.S.C. 1395ww(d)(5)(G)) is amended—

(A) in clause (i), by striking ''October 1, 2006'' and inserting ''October 1, 2011''; and

(B) in clause (ii)(II)—

(i) by striking ''October 1, 2006'' and inserting ''October 1, 2011''; and

(ii) by inserting ''or for discharges in the fiscal year'' after ''for the cost reporting period''.

(2) CONFORMING AMENDMENTS.—

(A) EXTENSION OF TARGET AMOUNT.—Section 1886(b)(3)(D) of such Act (42 U.S.C. 1395ww(b)(3)(D)) is amended—

(i) in the matter preceding clause (i)—

(I) by striking ''beginning'' and inserting ''occurring''; and

(II) by striking ''October 1, 2006'' and inserting ''October 1, 2011''; and

(ii) in clause (iv), by striking ''through fiscal year 2005'' and inserting ''through fiscal year 2011''.

(B) PERMITTING HOSPITALS TO DECLINE RECLASSIFICATION.—Section 13501(e)(2) of the Omnibus Budget Reconciliation Act of 1993 (42 U.S.C. 1395ww note) is amended by striking ''through fiscal year 2005'' and inserting ''through fiscal year 2011''.

(b) OPTION TO USE 2002 AS BASE YEAR.—Section 1886(b)(3) of such Act (42 U.S.C. 1395ww(b)(3)) is amended—

(1) in subparagraph (D), by inserting ''subject to subparagraph (K),'' after ''(d)(5)(G)),''; and

(2) by adding at the end the following new subparagraph:

''(K)(i) With respect to discharges occurring on or after October 1, 2006, in the case of a medicare-dependent, small rural hospital, for purposes of applying subparagraph (D)—

''(I) there shall be substituted for the base cost reporting period described in subparagraph (D)(i) the 12-month cost reporting period beginning during fiscal year 2002; and

''(II) any reference in such subparagraph to the 'first cost reporting period' described in such subparagraph is deemed a reference to the first cost reporting period beginning on or after October 1, 2006.

''(ii) This subparagraph shall only apply to a hospital if the substitution described in clause (i)(I) results in an increase in the target amount under subparagraph (D) for the hospital.''.

(c) ENHANCED PAYMENT FOR AMOUNT BY WHICH THE TARGET EXCEEDS THE PPS RATE.—Section 1886(d)(5)(G)(ii)(II) of such Act (42 U.S.C. 1395ww(d)(5)(G)(iv)(II)) is amended by inserting ''(or 75 percent in the case of discharges occurring on or after October 1, 2006)'' after ''50 percent''.

(d) ENHANCED DISPROPORTIONATE SHARE HOSPITAL (DSH) TREATMENT FOR MEDICARE-DEPENDENT HOSPITALS.—Section 1886(d)(5)(F)(xiv)(II) of such Act (42 U.S.C. 1395ww(d)(5)(F)(xiv)(II)) is amended by inserting ''or, in the case of discharges occurring on or after October 1, 2006, as a medicare-dependent, small rural hospital under subparagraph (G)(iv)'' before the period at the end.

SEC. 5004. REDUCTION IN PAYMENTS TO SKILLED NURSING FACILITIES FOR BAD DEBT.

(a) IN GENERAL.—Section 1861(v)(1) of the Social Security Act (42 U.S.C. 1395x(v)(1)) is amended by adding at the end the following new subparagraph:

''(V) In determining such reasonable costs for skilled nursing facilities with respect to cost reporting periods beginning on or after October 1, 2005, the amount of bad debts otherwise treated as allowed costs which are attributable to the coinsurance amounts under this title for individuals who are entitled to benefits under part A and—

''(i) are not described in section 1935(c)(6)(A)(ii) shall be reduced by 30 percent of such amount otherwise allowable; and

''(ii) are described in such section shall not be reduced.''.

(b) TECHNICAL AMENDMENT.—Section 1861(v)(1)(T) of such Act (42 U.S.C. 1395x(v)(1)(T)) is amended by striking ''section 1833(t)(5)(B)'' and inserting ''section 1833(t)(8)(B)''.

SEC. 5005. EXTENDED PHASE-IN OF THE INPATIENT REHABILITATION FACILITY CLASSIFICATION CRITERIA.

(a) IN GENERAL.—Notwithstanding section 412.23(b)(2) of title 42, Code of Federal Regulations, the Secretary of Health and Human Services shall apply the applicable percent specified in subsection (b) in the classification criterion used under the IRF regulation (as defined in subsection (c)) to determine whether a hospital or unit of a hospital is an inpatient rehabilitation facility under the Medicare program under title XVIII of the Social Security Act.

(b) APPLICABLE PERCENT.—For purposes of subsection (a), the applicable percent specified in this subsection for cost reporting periods—

(1) beginning during the 12-month period beginning on July 1, 2006, is 60 percent;

(2) beginning during the 12-month period beginning on July 1, 2007, is 65 percent; and

(3) beginning on or after July 1, 2008, is 75 percent.

(c) IRF REGULATION.—For purposes of subsection (a), the term ''IRF regulation'' means the rule published in the Federal Register on May 7, 2004, entitled ''Medicare Program; Final Rule; Changes to the Criteria for Being Classified as an Inpatient Rehabilitation Facility'' (69 Fed. Reg. 25752).

SEC. 5006. DEVELOPMENT OF A STRATEGIC PLAN REGARDING PHYSICIAN INVESTMENT IN SPECIALTY HOSPITALS.

(a) DEVELOPMENT.—

(1) IN GENERAL.—The Secretary of Health and Human Services (in this section referred to as the ''Secretary'') shall develop a strategic and implementing plan to address issues described in paragraph (2) regarding physician investment in specialty hospitals (as defined in section 1877(h)(7)(A) of the Social Security Act (42 U.S.C. 1395nn(h)(7)(A)).

(2) ISSUES DESCRIBED.—The issues described in this paragraph are the following:

(A) Proportionality of investment return.

(B) Bona fide investment.

(C) Annual disclosure of investment information.

(D) The provision by specialty hospitals of—

(i) care to patients who are eligible for medical assistance under a State plan approved under title XIX of the Social Security Act, including patients not so eligible but who are regarded as such because they receive benefits under a demonstration project approved under title XI of such Act; and

(ii) charity care.

(E) Appropriate enforcement.

(b) REPORTS.—

(1) INTERIM REPORT.—Not later than 3 months after the date of the enactment of this Act, the Secretary shall submit an interim report to the appropriate committees of jurisdiction of Congress on the status of the development of the plan under subsection (a).

(2) FINAL REPORT.—Not later than six months after the date of the enactment of this Act, the Secretary shall submit a final report to the appropriate committees of jurisdiction of Congress on the plan developed under subsection (a) together with recommendations for such legislation and administrative actions as the Secretary considers appropriate.

(c) CONTINUATION OF SUSPENSION ON ENROLLMENT.—

(1) IN GENERAL.—Subject to paragraph (2), the Secretary shall continue the suspension on enrollment of new specialty hospitals (as so defined) under title XVIII of the Social Security Act until the earlier of—

(A) the date that the Secretary submits the final report under subsection (b)(2); or

(B) the date that is six months after the date of the enactment of this Act.

(2) EXTENSION OF SUSPENSION.—If the Secretary fails to submit the final report described in subsection (b)(2) by the date required under such subsection, the Secretary shall—

(A) extend the suspension on enrollment under paragraph (1) for an additional two months; and

(B) provide a certification to the appropriate committees of jurisdiction of Congress of such failure.

(d) WAIVER.—In developing the plan and report required under this section, the Secretary may waive such requirements of section 553 of

title 5, United States Code, as the Secretary determines necessary.

(e) FUNDING.—Out of any funds in the Treasury not otherwise appropriated, there are appropriated to the Secretary for fiscal year 2006, $2,000,000 to carry out this section.

SEC. 5007. MEDICARE DEMONSTRATION PROJECTS TO PERMIT GAINSHARING ARRANGEMENTS.

(a) ESTABLISHMENT.—The Secretary shall establish under this section a qualified gainsharing demonstration program under which the Secretary shall approve demonstration projects by not later than November 1, 2006, to test and evaluate methodologies and arrangements between hospitals and physicians designed to govern the utilization of inpatient hospital resources and physician work to improve the quality and efficiency of care provided to Medicare beneficiaries and to develop improved operational and financial hospital performance with sharing of remuneration as specified in the project. Such projects shall be operational by not later than January 1, 2007.

(b) REQUIREMENTS DESCRIBED.—A demonstration project under this section shall meet the following requirements for purposes of maintaining or improving quality while achieving cost savings:

(1) ARRANGEMENT FOR REMUNERATION AS SHARE OF SAVINGS.—The demonstration project shall involve an arrangement between a hospital and a physician under which the hospital provides remuneration to the physician that represents solely a share of the savings incurred directly as a result of collaborative efforts between the hospital and the physician.

(2) WRITTEN PLAN AGREEMENT.—The demonstration project shall be conducted pursuant to a written agreement that—

(A) is submitted to the Secretary prior to implementation of the project; and

(B) includes a plan outlining how the project will achieve improvements in quality and efficiency.

(3) PATIENT NOTIFICATION.—The demonstration project shall include a notification process to inform patients who are treated in a hospital participating in the project of the participation of the hospital in such project.

(4) MONITORING QUALITY AND EFFICIENCY OF CARE.—The demonstration project shall provide measures to ensure that the quality and efficiency of care provided to patients who are treated in a hospital participating in the demonstration project is continuously monitored to ensure that such quality and efficiency is maintained or improved.

(5) INDEPENDENT REVIEW.—The demonstration project shall certify, prior to implementation, that the elements of the demonstration project are reviewed by an organization that is not affiliated with the hospital or the physician participating in the project.

(6) REFERRAL LIMITATIONS.—The demonstration project shall not be structured in such a manner as to reward any physician participating in the project on the basis of the volume or value of referrals to the hospital by the physician.

(c) WAIVER OF CERTAIN RESTRICTIONS.—

(1) IN GENERAL.—An incentive payment made by a hospital to a physician under and in accordance with a demonstration project shall not constitute—

(A) remuneration for purposes of section 1128B of the Social Security Act (42 U.S.C. 1320a–7b);

(B) a payment intended to induce a physician to reduce or limit services to a patient entitled to benefits under Medicare or a State plan approved under title XIX of such Act in violation of section 1128A of such Act (42 U.S.C. 1320a–7a); or

(C) a financial relationship for purposes of section 1877 of such Act (42 U.S.C. 1395nn).

(2) PROTECTION FOR EXISTING ARRANGEMENTS.—In no case shall the failure to comply with the requirements described in paragraph (1) affect a finding made by the Inspector General of the Department of Health and Human Services prior to the date of the enactment of this Act that an arrangement between a hospital and a physician does not violate paragraph (1) or (2) of section 1128A(a) of the Social Security Act (42 U.S.C. 1320a–7(a)).

(d) PROGRAM ADMINISTRATION.—

(1) SOLICITATION OF APPLICATIONS.—By not later than 90 days after the date of the enactment of this Act, the Secretary shall solicit applications for approval of a demonstration project, in such form and manner, and at such time specified by the Secretary.

(2) NUMBER OF PROJECTS APPROVED.—The Secretary shall approve not more than 6 demonstration projects, at least 2 of which shall be located in a rural area.

(3) DURATION.—The qualified gainsharing demonstration program under this section shall be conducted for the period beginning on January 1, 2007, and ending on December 31, 2009.

(e) REPORTS.—

(1) INITIAL REPORT.—By not later than December 1, 2006, the Secretary shall submit to Congress a report on the number of demonstration projects that will be conducted under this section.

(2) PROJECT UPDATE.—By not later than December 1, 2007, the Secretary shall submit to Congress a report on the details of such projects (including the project improvements towards quality and efficiency described in subsection (b)(2)(B)).

(3) QUALITY IMPROVEMENT AND SAVINGS.—By not later than December 1, 2008, the Secretary shall submit to Congress a report on quality improvement and savings achieved as a result of the qualified gainsharing demonstration program established under subsection (a).

(4) FINAL REPORT.—By not later than May 1, 2010, the Secretary shall submit to Congress a final report on the information described in paragraph (3).

(f) FUNDING.—

(1) IN GENERAL.—Out of any funds in the Treasury not otherwise appropriated, there are appropriated to the Secretary for fiscal year 2006 $6,000,000, to carry out this section.

(2) AVAILABILITY.—Funds appropriated under paragraph (1) shall remain available for expenditure through fiscal year 2010.

(g) DEFINITIONS.—For purposes of this section:

(1) DEMONSTRATION PROJECT.—The term ''demonstration project'' means a project implemented under the qualified gainsharing demonstration program established under subsection (a).

(2) HOSPITAL.—The term ''hospital'' means a hospital that receives payment under section 1886(d) of the Social Security Act (42 U.S.C. 1395ww(d)), and does not include a critical access hospital (as defined in section 1861(mm) of such Act (42 U.S.C. 1395x(mm))).

(3) MEDICARE.—The term ''Medicare'' means the programs under title XVIII of the Social Security Act.

(4) PHYSICIAN.—The term ''physician'' means, with respect to a demonstration project, a physician described in paragraph (1) or (3) of section 1861(r) of the Social Security Act (42 U.S.C. 1395x(r)) who is licensed as such a physician in the area in which the project is located and meets requirements to provide services for which benefits are provided under Medicare. Such term shall be deemed to include a practitioner described in section 1842(e)(18)(C) of such Act (42 U.S.C. 1395u(e)(18)(C)).

(5) SECRETARY.—The term ''Secretary'' means the Secretary of Health and Human Services.

SEC. 5008. POST-ACUTE CARE PAYMENT REFORM DEMONSTRATION PROGRAM.

(a) ESTABLISHMENT.—

(1) IN GENERAL.—By not later than January 1, 2008, the Secretary of Health and Human Services (in this section referred to as the ''Secretary'') shall establish a demonstration program for purposes of understanding costs and outcomes across different post-acute care sites. Under such program, with respect to diagnoses specified by the Secretary, an individual who receives treatment from a provider for such a diagnosis shall receive a single comprehensive assessment on the date of discharge from a subsection (d) hospital (as defined in section 1886(d)(1)(B) of the Social Security Act (42 U.S.C. 1395ww(d)(1)(B))) of the needs of the patient and the clinical characteristics of the diagnosis to determine the appropriate placement of such patient in a post-acute care site. The Secretary shall use a standardized patient assessment instrument across all post-acute care sites to measure functional status and other factors during the treatment and at discharge from each provider. Participants in the program shall provide information on the fixed and variable costs for each individual. An additional comprehensive assessment shall be provided at the end of the episode of care.

(2) NUMBER OF SITES.—The Secretary shall conduct the demonstration program under this section with sufficient numbers to determine statistically reliable results.

(3) DURATION.—The Secretary shall conduct the demonstration program under this section for a 3-year period.

(b) WAIVER AUTHORITY.—The Secretary may waive such requirements of titles XI and XVIII of the Social Security Act (42 U.S.C. 1301 et seq.; 42 U.S.C. 1395 et seq.) as may be necessary for the purpose of carrying out the demonstration program under this section.

(c) REPORT.—Not later than 6 months after the completion of the demonstration program under this section, the Secretary shall submit to Congress a report on such program, that includes the results of the program and recommendations for such legislation and administrative action as the Secretary determines to be appropriate.

(d) FUNDING.—The Secretary shall provide for the transfer from the Federal Hospital Insurance Trust Fund established under section 1817 of the Social Security Act (42 U.S.C. 1395i), $6,000,000 for the costs of carrying out the demonstration program under this section.

Subtitle B—Provisions Relating to Part B

CHAPTER 1—PAYMENT PROVISIONS

SEC. 5101. BENEFICIARY OWNERSHIP OF CERTAIN DURABLE MEDICAL EQUIPMENT (DME).

(a) DME.—

(1) IN GENERAL.—Section 1834(a)(7)(A) of the Social Security Act (42 U.S.C. 1395m(a)(7)(A)) is amended to read as follows:

''(A) PAYMENT.—In the case of an item of durable medical equipment not described in paragraphs (2) through (6), the following rules shall apply:

''(i) RENTAL.—

''(I) IN GENERAL.—Except as provided in clause (iii), payment for the item shall be made on a monthly basis for the rental of the item during the period of medical need (but payments under this clause may not extend over a period of continuous use (as determined by the Secretary) of longer than 36 months).

''(II) PAYMENT AMOUNT.—Subject to subparagraph (B), the amount recognized for the item, for each of the first 3 months of such period, is 10 percent of the purchase price recognized under paragraph (8) with respect to the item, and, for each of the remaining months of such period, is 7.5 percent of such purchase price.

''(ii) OWNERSHIP AFTER RENTAL.—On the first day that begins after the 36th continuous month during which payment is made for the rental of an item under clause (i), the supplier of the item shall transfer title to the item to the individual.

''(iii) PURCHASE AGREEMENT OPTION FOR POWER-DRIVEN WHEELCHAIRS.—In the case of a power-driven wheelchair, at the time the supplier furnishes the item, the supplier shall offer the individual the option to purchase the item, and payment for such item shall be made on a lump-sum basis if the individual exercises such option.

''(iv) MAINTENANCE AND SERVICING.—After the supplier transfers title to the item under clause (ii) or in the case of a power-driven wheelchair for which a purchase agreement has been entered into under clause (iii), maintenance and servicing payments shall, if the Secretary determines such payments are reasonable and necessary, be made (for parts and labor not covered by the supplier's or manufacturer's warranty, as determined by the Secretary to be appropriate for the particular type of durable medical equipment), and such payments shall be in an amount determined to be appropriate by the Secretary.''.

(2) EFFECTIVE DATE.—The amendment made by paragraph (1) shall apply to items furnished for which the first rental month occurs on or after January 1, 2006.

(b) OXYGEN EQUIPMENT.—

(1) IN GENERAL.—Section 1834(a)(5) of such Act (42 U.S.C. 1395m(a)(5)) is amended—

(A) in subparagraph (A), by striking ''and (E)'' and inserting ''(E), and (F)''; and

(B) by adding at the end the following new subparagraph:

''(F) OWNERSHIP OF EQUIPMENT.—

''(i) IN GENERAL.—Payment for oxygen equipment (including portable oxygen equipment) under this paragraph may not extend over a period of continuous use (as determined by the Secretary) of longer than 36 months.

''(ii) OWNERSHIP.—

''(I) TRANSFER OF TITLE.—On the first day that begins after the 36th continuous month during which payment is made for the equipment under this paragraph, the supplier of the equipment shall transfer title to the equipment to the individual.

''(II) PAYMENTS FOR OXYGEN AND MAINTENANCE AND SERVICING.—After the supplier transfers title to the equipment under subclause (I)—

''(aa) payments for oxygen shall continue to be made in the amount recognized for oxygen under paragraph (9) for the period of medical need; and

''(bb) maintenance and servicing payments shall, if the Secretary determines such payments are reasonable and necessary, be made (for parts and labor not covered by the supplier's or manufacturer's warranty, as determined by the Secretary to be appropriate for the equipment), and such payments shall be in an amount determined to be appropriate by the Secretary.''.

(2) EFFECTIVE DATE.—

(A) IN GENERAL.—The amendments made by paragraph (1) shall take effect on January 1, 2006.

(B) APPLICATION TO CERTAIN INDIVIDUALS.—In the case of an individual receiving oxygen equipment on December 31, 2005, for which payment is made under section 1834(a) of the Social Security Act (42 U.S.C. 1395m(a)), the 36-month period described in paragraph (5)(F)(i) of such section, as added by paragraph (1), shall begin on January 1, 2006.

SEC. 5102. ADJUSTMENTS IN PAYMENT FOR IMAGING SERVICES.

(a) MULTIPLE PROCEDURE PAYMENT REDUCTION FOR IMAGING EXEMPTED FROM BUDGET NEUTRALITY.—Section 1848(c)(2)(B) of the Social Security Act (42 U.S.C. 1395w–4(c)(2)(B)) is amended—

(1) in clause (ii)(II), by striking ''clause (iv)'' and inserting ''clauses (iv) and (v)'';

(2) in clause (iv) in the heading, by inserting ''OF CERTAIN ADDITIONAL EXPENDITURES'' after ''EXEMPTION''; and

(3) by adding at the end the following new clause:

''(v) EXEMPTION OF CERTAIN REDUCED EXPENDITURES FROM BUDGET-NEUTRALITY CALCULATION.—The following reduced expenditures, as estimated by the Secretary, shall not be taken into account in applying clause (ii)(II):

''(I) REDUCED PAYMENT FOR MULTIPLE IMAGING PROCEDURES.—Effective for fee schedules established beginning with 2007, reduced expenditures attributable to the multiple procedure payment reduction for imaging under the final rule published by the Secretary in the Federal Register on November 21, 2005 (42 CFR 405, et al.) insofar as it relates to the physician fee schedules for 2006 and 2007.''.

(b) REDUCTION IN PHYSICIAN FEE SCHEDULE TO OPD PAYMENT AMOUNT FOR IMAGING SERVICES.—Section 1848 of such Act (42 U.S.C. 1395w–4) is amended—

(1) in subsection (b), by adding at the end the following new paragraph:

''(4) SPECIAL RULE FOR IMAGING SERVICES.—

''(A) IN GENERAL.—In the case of imaging services described in subparagraph (B) furnished on or after January 1, 2007, if—

''(i) the technical component (including the technical component portion of a global fee) of the service established for a year under the fee schedule described in paragraph (1) without application of the geographic adjustment factor described in paragraph (1)(C), exceeds

''(ii) the Medicare OPD fee schedule amount established under the prospective payment system for hospital outpatient department services under paragraph (3)(D) of section 1833(t) for such service for such year, determined without regard to geographic adjustment under paragraph (2)(D) of such section,

the Secretary shall substitute the amount described in clause (ii), adjusted by the geographic adjustment factor described in paragraph (1)(C), for the fee schedule amount for such technical component for such year.

''(B) IMAGING SERVICES DESCRIBED.—For purposes of subparagraph (A), imaging services described in this subparagraph are imaging and computer-assisted imaging services, including X-ray, ultrasound (including echocardiography), nuclear medicine (including positron emission tomography), magnetic resonance imaging, computed tomography, and fluoroscopy, but excluding diagnostic and screening mammography.''; and

(2) in subsection (c)(2)(B)(v), as added by subsection (a)(3), by adding at the end the following new subclause:

''(II) OPD PAYMENT CAP FOR IMAGING SERVICES.—Effective for fee schedules established beginning with 2007, reduced expenditures attributable to subsection (b)(4).''.

SEC. 5103. LIMITATION ON PAYMENTS FOR PROCEDURES IN AMBULATORY SURGICAL CENTERS.

Section 1833(i)(2) of the Social Security Act (42 U.S.C. 1395l(i)(2)) is amended—

(1) in subparagraph (A), by inserting ''subject to subparagraph (E),'' after ''subparagraph (D),'';

(2) in subparagraph (D)(ii), by inserting before the period at the end the following: ''and taking into account reduced expenditures that would apply if subparagraph (E) were to continue to apply, as estimated by the Secretary''; and

(3) by adding at the end the following new subparagraph:

''(E) With respect to surgical procedures furnished on or after January 1, 2007, and before the effective date of the implementation of a revised payment system under subparagraph (D), if—

''(i) the standard overhead amount under subparagraph (A) for a facility service for such procedure, without the application of any geographic adjustment, exceeds

''(ii) the Medicare OPD fee schedule amount established under the prospective payment system for hospital outpatient department services under paragraph (3)(D) of section 1833(t) for such service for such year, determined without regard to geographic adjustment under paragraph (2)(D) of such section,

the Secretary shall substitute under subparagraph (A) the amount described in clause (ii) for the standard overhead amount for such service referred to in clause (i).''.

SEC. 5104. UPDATE FOR PHYSICIANS' SERVICES FOR 2006.

(a) UPDATE FOR 2006.—Section 1848(d) of the Social Security Act (42 U.S.C. 1395w–4(d)) is amended—

(1) in paragraph (4)(B), in the matter preceding clause (i), by striking ''paragraph (5)'' and inserting ''paragraphs (5) and (6)''; and

(2) by adding at the end the following new paragraph:

''(6) UPDATE FOR 2006.—The update to the single conversion factor established in paragraph (1)(C) for 2006 shall be 0 percent.''.

(b) NOT TREATED AS CHANGE IN LAW AND REGULATION IN SUSTAINABLE GROWTH RATE DETERMINATION.—The amendments made by subsection (a) shall not be treated as a change in law for purposes of applying section 1848(f)(2)(D) of the Social Security Act (42 U.S.C. 1395w–4(f)(2)(D)).

(c) MEDPAC REPORT.—

(1) IN GENERAL.—By not later than March 1, 2007, the Medicare Payment Advisory Commission shall submit a report to Congress on mechanisms that could be used to replace the sustainable growth rate system under section 1848(f) of the Social Security Act (42 U.S.C. 1395w–4(f)).

(2) REQUIREMENTS.—The report required under paragraph (1) shall—

(A) identify and examine alternative methods for assessing volume growth;

(B) review options to control the volume of physicians' services under the Medicare program while maintaining access to such services by Medicare beneficiaries;

(C) examine the application of volume controls under the Medicare physician fee schedule under section 1848 of the Social Security Act (42 U.S.C. 1395w–4);

(D) identify levels of application of volume controls, such as group practice, hospital medical staff, type of service, geographic area, and outliers;

(E) examine the administrative feasibility of implementing the options reviewed under subparagraph (B), including the availability of data and time lags;

(F) examine the extent to which the alternative methods identified and examined under subparagraph (A) should be specified in such section 1848; and

(G) identify the appropriate level of discretion for the Secretary of Health and Human Services to change payment rates under the Medicare physician fee schedule or otherwise take steps that affect physician behavior.

Such report shall include such recommendations on alternative mechanisms to replace the sustainable growth rate system as the Medicare Payment Advisory Commission determines appropriate.

(3) FUNDING.—Out of any funds in the Treasury not otherwise appropriated, there are appropriated to the Medicare Payment Advisory Commission $550,000, to carry out this subsection.

SEC. 5105. THREE-YEAR TRANSITION OF HOLD HARMLESS PAYMENTS FOR SMALL RURAL HOSPITALS UNDER THE PROSPECTIVE PAYMENT SYSTEM FOR HOSPITAL OUTPATIENT DEPARTMENT SERVICES.

Section 1833(t)(7)(D)(i) of the Social Security Act (42 U.S.C. 1395l(t)(7)(D)(i)) is amended—

(1) by inserting ''(I)'' before ''In the case''; and

(2) by adding at the end the following new subclause:

''(II) In the case of a hospital located in a rural area and that has not more than 100 beds and that is not a sole community hospital (as defined in section 1886(d)(5)(D)(iii)), for covered OPD services furnished on or after January 1, 2006, and before January 1, 2009, for which the PPS amount is less than the pre-BBA amount, the amount of payment under this subsection shall be increased by the applicable percentage of the amount of such difference. For purposes of the previous sentence, with respect to covered

OPD services furnished during 2006, 2007, or 2008, the applicable percentage shall be 95 percent, 90 percent, and 85 percent, respectively.''.

SEC. 5106. UPDATE TO THE COMPOSITE RATE COMPONENT OF THE BASIC CASE-MIX ADJUSTED PROSPECTIVE PAYMENT SYSTEM FOR DIALYSIS SERVICES.

Section 1881(b)(12) of the Social Security Act (42 U.S.C. 1395rr(b)(12)) is amended—

(1) in subparagraph (F), in the flush matter at the end, by striking ''Nothing'' and inserting ''Except as provided in subparagraph (G), nothing'';

(2) by redesignating subparagraph (G) as subparagraph (H); and

(3) by inserting after subparagraph (F) the following new subparagraph:

''(G) The Secretary shall increase the amount of the composite rate component of the basic case-mix adjusted system under subparagraph (B) for dialysis services furnished on or after January 1, 2006, by 1.6 percent above the amount of such composite rate component for such services furnished on December 31, 2005.''.

SEC. 5107. REVISIONS TO PAYMENTS FOR THERAPY SERVICES.

(a) EXCEPTION TO CAPS FOR 2006.—

(1) IN GENERAL.—Section 1833(g) of the Social Security Act (42 U.S.C. 1395l(g)) is amended—

(A) in each of paragraphs (1) and (3), by striking ''paragraph (4)'' and inserting ''paragraphs (4) and (5)''; and

(B) by adding at the end the following new paragraph:

''(5) With respect to expenses incurred during 2006 for services, the Secretary shall implement a process under which an individual enrolled under this part may, upon request of the individual or a person on behalf of the individual, obtain an exception from the uniform dollar limitation specified in paragraph (2), for services described in paragraphs (1) and (3) if the provision of such services is determined to be medically necessary. Under such process, if the Secretary does not make a decision on such a request for an exception within 10 business days of the date of the Secretary's receipt of the request, the Secretary shall be deemed to have found the services to be medically necessary.''.

(2) TIMELY IMPLEMENTATION.—The Secretary of Health and Human Services shall waive such provisions of law and regulation (including those described in section 110(c) of Pub. L. 108–173) as are necessary to implement the amendments made by paragraph (1) on a timely basis and, notwithstanding any other provision of law, may implement such amendments by program instruction or otherwise. There shall be no administrative or judicial review under section 1869 or section 1878 of the Social Security Act (42 U.S.C. 1395ff and 1395oo), or otherwise of the process (including the establishment of the process) under section 1833(g)(5) of such Act, as added by paragraph (1).

(b) IMPLEMENTATION OF CLINICALLY APPROPRIATE CODE EDITS IN ORDER TO IDENTIFY AND ELIMINATE IMPROPER PAYMENTS FOR THERAPY SERVICES.—By not later than July 1, 2006, the Secretary of Health and Human Services shall implement clinically appropriate code edits with respect to payments under part B of title XVIII of the Social Security Act for physical therapy services, occupational therapy services, and speech-language pathology services in order to identify and eliminate improper payments for such services, including edits of clinically illogical combinations of procedure codes and other edits to control inappropriate billings.

CHAPTER 2—MISCELLANEOUS

SEC. 5111. ACCELERATED IMPLEMENTATION OF INCOME-RELATED REDUCTION IN PART B PREMIUM SUBSIDY.

Section 1839(i)(3)(B) of the Social Security Act (42 U.S.C. 1395r(i)(3)(B)) is amended—

(1) in the heading, by striking ''5-YEAR'' and inserting ''3-YEAR'';

(2) in the matter preceding clause (i), by striking ''2011'' and inserting ''2009'';

(3) in clause (i), by striking ''20 percent'' and inserting ''33 percent'';

(4) in clause (ii), by striking ''40 percent'' and inserting ''67 percent''; and

(5) by striking clauses (iii) and (iv).

SEC. 5112. MEDICARE COVERAGE OF ULTRASOUND SCREENING FOR ABDOMINAL AORTIC ANEURYSMS.

(a) IN GENERAL.—Section 1861 of the Social Security Act (42 U.S.C. 1395x) is amended—

(1) in subsection (s)(2)—

(A) by striking ''and'' at the end of subparagraph (Y);

(B) by adding ''and'' at the end of subparagraph (Z) and moving such subparagraph 2 ems to the left; and

(C) by adding at the end the following new subparagraph:

''(AA) ultrasound screening for abdominal aortic aneurysm (as defined in subsection (bbb)) for an individual—

''(i) who receives a referral for such an ultrasound screening as a result of an initial preventive physical examination (as defined in section 1861(ww)(1));

''(ii) who has not been previously furnished such an ultrasound screening under this title; and

''(iii) who—

''(I) has a family history of abdominal aortic aneurysm; or

''(II) manifests risk factors included in a beneficiary category recommended for screening by the United States Preventive Services Task Force regarding abdominal aortic aneurysms;''; and

(2) by adding at the end the following new subsection:

''Ultrasound Screening for Abdominal Aortic Aneurysm

''(bbb) The term 'ultrasound screening for abdominal aortic aneurysm' means—

''(1) a procedure using sound waves (or such other procedures using alternative technologies, of commensurate accuracy and cost, that the Secretary may specify) provided for the early detection of abdominal aortic aneurysm; and

''(2) includes a physician's interpretation of the results of the procedure.''.

(b) INCLUSION OF ULTRASOUND SCREENING FOR ABDOMINAL AORTIC ANEURYSM IN INITIAL PREVENTIVE PHYSICAL EXAMINATION.—Section 1861(ww)(2) of such Act (42 U.S.C. 1395x(ww)(2)) is amended by adding at the end the following new subparagraph:

''(L) Ultrasound screening for abdominal aortic aneurysm as defined in section 1861(bbb).''.

(c) PAYMENT FOR ULTRASOUND SCREENING FOR ABDOMINAL AORTIC ANEURYSM.—Section 1848(j)(3) of such Act (42 U.S.C. 1395w–4(j)(3)) is amended by inserting ''(2)(AA),'' after ''(2)(W),''.

(d) FREQUENCY.—Section 1862(a)(1) of such Act (42 U.S.C. 1395y(a)(1)) is amended—

(1) by striking ''and'' at the end of subparagraph (L);

(2) by striking the semicolon at the end of subparagraph (M) and inserting '', and''; and

(3) by adding at the end the following new subparagraph:

''(N) in the case of ultrasound screening for abdominal aortic aneurysm which is performed more frequently than is provided for under section 1861(s)(2)(AA);''.

(e) NON-APPLICATION OF PART B DEDUCTIBLE.—Section 1833(b) of such Act (42 U.S.C. 1395l(b)) is amended in the first sentence—

(1) by striking ''and'' before ''(6)''; and

(2) by inserting '', and (7) such deductible shall not apply with respect to ultrasound screening for abdominal aortic aneurysm (as defined in section 1861(bbb))'' before the period at the end.

(f) EFFECTIVE DATE.—The amendments made by this section shall apply to services furnished on or after January 1, 2007.

SEC. 5113. IMPROVING PATIENT ACCESS TO, AND UTILIZATION OF, COLORECTAL CANCER SCREENING.

(a) NON-APPLICATION OF DEDUCTIBLE FOR COLORECTAL CANCER SCREENING TESTS.—Section 1833(b) of the Social Security Act (42 U.S.C. 1395l(b)), as amended by section 5112(e), is amended in the first sentence—

(1) by striking ''and'' before ''(7)''; and

(2) by inserting '', and (8) such deductible shall not apply with respect to colorectal cancer screening tests (as described in section 1861(pp)(1))'' before the period at the end.

(b) CONFORMING AMENDMENTS.—Paragraphs (2)(C)(ii) and (3)(C)(ii) of section 1834(d) of such Act (42 U.S.C. 1395m(d)) are each amended—

(1) by striking ''DEDUCTIBLE AND'' in the heading; and

(2) in subclause (I), by striking ''deductible or'' each place it appears.

(c) EFFECTIVE DATE.—The amendments made by this section shall apply to services furnished on or after January 1, 2007.

SEC. 5114. DELIVERY OF SERVICES AT FEDERALLY QUALIFIED HEALTH CENTERS.

(a) COVERAGE.—

(1) IN GENERAL.—Section 1861(aa)(3) of the Social Security Act (42 U.S.C. 1395x(aa)(3)) is amended—

(A) in subparagraph (A), by striking '', and'' and inserting ''and services described in subsections (qq) and (vv); and'';

(B) in subparagraph (B), by striking ''sections 329, 330, and 340'' and inserting ''section 330''; and

(C) in the flush matter at the end, by inserting ''by the center or by a health care professional under contract with the center'' after ''outpatient of a Federally qualified health center''.

(2) CONSOLIDATED BILLING.—The first sentence of section 1842(b)(6)(F) of such Act (42 U.S.C. 1395u(b)(6)(F)) is amended—

(A) by striking ''and (G)'' and inserting ''(G)''; and

(B) by inserting before the period at the end the following: '', and (H) in the case of services described in section 1861(aa)(3) that are furnished by a health care professional under contract with a Federally qualified health center, payment shall be made to the center''.

(b) TECHNICAL CORRECTIONS.—Clauses (i) and (ii)(II) of section 1861(aa)(4)(A) of such Act (42 U.S.C. 1395x(aa)(4)(A)) are each amended by striking ''(other than subsection (h))''.

(c) EFFECTIVE DATES.—The amendments made by this section shall apply to services furnished on or after January 1, 2006.

SEC. 5115. WAIVER OF PART B LATE ENROLLMENT PENALTY FOR CERTAIN INTERNATIONAL VOLUNTEERS.

(a) IN GENERAL.—

(1) WAIVER OF PENALTY.—Section 1839(b) of the Social Security Act (42 U.S.C. 1395r(b)) is amended in the second sentence by inserting the following before the period at the end: ''or months for which the individual can demonstrate that the individual was an individual described in section 1837(k)(3)''.

(2) SPECIAL ENROLLMENT PERIOD.—

(A) IN GENERAL.—Section 1837 of such Act (42 U.S.C. 1395p) is amended by adding at the end the following new subsection:

''(k)(1) In the case of an individual who—

''(A) at the time the individual first satisfies paragraph (1) or (2) of section 1836, is described in paragraph (3), and has elected not to enroll (or to be deemed enrolled) under this section during the individual's initial enrollment period; or

''(B) has terminated enrollment under this section during a month in which the individual is described in paragraph (3),

there shall be a special enrollment period described in paragraph (2).

''(2) The special enrollment period described in this paragraph is the 6-month period beginning on the first day of the month which includes the date that the individual is no longer described in paragraph (3).

''(3) For purposes of paragraph (1), an individual described in this paragraph is an individual who—

''(A) is serving as a volunteer outside of the United States through a program—

''(i) that covers at least a 12-month period; and

''(ii) that is sponsored by an organization described in section 501(c)(3) of the Internal Revenue Code of 1986 and exempt from taxation under section 501(a) of such Code; and

''(B) demonstrates health insurance coverage while serving in the program.''.

(B) COVERAGE PERIOD.—Section 1838 of such Act (42 U.S.C. 1395q) is amended by adding at the end the following new subsection:

''(f) Notwithstanding subsection (a), in the case of an individual who enrolls during a special enrollment period pursuant to section 1837(k), the coverage period shall begin on the first day of the month following the month in which the individual so enrolls.''.

(b) EFFECTIVE DATE.—The amendment made by subsection (a)(1) shall apply to months beginning with January 2007 and the amendments made by subsection (a)(2) shall take effect on January 1, 2007.

Subtitle C—Provisions Relating to Parts A and B

SEC. 5201. HOME HEALTH PAYMENTS.

(a) 2006 UPDATE.—Section 1895(b)(3)(B)(ii) of the Social Security Act (42 U.S.C. 1395fff(b)(3)(B)(ii)) is amended—

(1) in subclause (III), by striking ''each of 2005 and 2006'' and inserting ''all of 2005'';

(2) by striking ''or'' at the end of subclause (III);

(3) in subclause (IV), by striking ''2007 and'' and by redesignating such subclause as subclause (V); and

(4) by inserting after subclause (III) the following new subclause:

''(IV) 2006, 0 percent; and''.

(b) APPLYING RURAL ADD-ON POLICY FOR 2006.—Section 421(a) of Medicare Prescription Drug, Improvement, and Modernization Act of 2003 (Pub. L. 108–173; 117 Stat. 2283) is amended by inserting ''and episodes and visits beginning on or after January 1, 2006, and before January 1, 2007,'' after ''April 1, 2005,''.

(c) HOME HEALTH CARE QUALITY IMPROVEMENT.—Section 1895(b)(3)(B) of the Social Security Act (42 U.S.C. 1395fff(b)(3)(B)) is amended—

(1) in clause (ii)(V), as redesignated by subsection (a)(3), by inserting ''subject to clause (v),'' after ''subsequent year,''; and

(2) by adding at the end the following new clause:

''(v) ADJUSTMENT IF QUALITY DATA NOT SUBMITTED.—

''(I) ADJUSTMENT.—For purposes of clause (ii)(V), for 2007 and each subsequent year, in the case of a home health agency that does not submit data to the Secretary in accordance with subclause (II) with respect to such a year, the home health market basket percentage increase applicable under such clause for such year shall be reduced by 2 percentage points. Such reduction shall apply only with respect to the year involved, and the Secretary shall not take into account such reduction in computing the prospective payment amount under this section for a subsequent year, and the Medicare Payment Advisory Commission shall carry out the requirements under section 5201(d) of the Deficit Reduction Act of 2005.

''(II) SUBMISSION OF QUALITY DATA.—For 2007 and each subsequent year, each home health agency shall submit to the Secretary such data that the Secretary determines are appropriate for the measurement of health care quality. Such data shall be submitted in a form and manner, and at a time, specified by the Secretary for purposes of this clause.

''(III) PUBLIC AVAILABILITY OF DATA SUBMITTED.—The Secretary shall establish procedures for making data submitted under subclause (II) available to the public. Such procedures shall ensure that a home health agency has the opportunity to review the data that is to be made public with respect to the agency prior to such data being made public.''.

(d) MEDPAC REPORT ON VALUE BASED PURCHASING.—

(1) IN GENERAL.—Not later than June 1, 2007, the Medicare Payment Advisory Commission shall submit to Congress a report that includes recommendations on a detailed structure of value based payment adjustments for home health services under the Medicare program under title XVIII of the Social Security Act. Such report shall include recommendations concerning the determination of thresholds, the size of such payments, sources of funds, and the relationship of payments for improvement and attainment of quality.

(2) FUNDING.—Out of any funds in the Treasury not otherwise appropriated, there are appropriated to the Medicare Payment Advisory Commission $550,000, to carry out this subsection.

SEC. 5202. REVISION OF PERIOD FOR PROVIDING PAYMENT FOR CLAIMS THAT ARE NOT SUBMITTED ELECTRONICALLY.

(a) REVISION.—

(1) PART A.—Section 1816(c)(3)(B)(ii) of the Social Security Act (42 U.S.C. 1395h(c)(3)(B)(ii)) is amended by striking ''26 days'' and inserting ''28 days''.

(2) PART B.—Section 1842(c)(3)(B)(ii) of such Act (42 U.S.C. 1395u(c)(3)(B)(ii)) is amended by striking ''26 days'' and inserting ''28 days''.

(b) EFFECTIVE DATE.—The amendments made by this section shall apply to claims submitted on or after January 1, 2006.

SEC. 5203. TIMEFRAME FOR PART A AND B PAYMENTS.

Notwithstanding sections 1816(c) and 1842(c)(2) of the Social Security Act or any other provision of law—

(1) any payment from the Federal Hospital Insurance Trust Fund under section 1817 of the Social Security Act (42 U.S.C. 1395i) or from the Federal Supplementary Medical Insurance Trust Fund under section 1841 of such Act (42 U.S.C. 1395t) for claims submitted under part A or B of title XVIII of such Act for items and services furnished under such part A or B, respectively, that would otherwise be payable during the period beginning on September 22, 2006, and ending on September 30, 2006, shall be paid on the first business day of October 2006; and

(2) no interest or late penalty shall be paid to an entity or individual for any delay in a payment by reason of the application of paragraph (1).

SEC. 5204. MEDICARE INTEGRITY PROGRAM FUNDING.

Section 1817(k)(4) of the Social Security Act (42 U.S.C. 1395i(k)(4)) is amended—

(1) in subparagraph (B), by striking ''The amount'' and inserting ''Subject to subparagraph (C), the amount''; and

(2) by adding at the end the following new subparagraph:

''(C) ADJUSTMENTS.—The amount appropriated under subparagraph (A) for a fiscal year is increased as follows:

''(i) For fiscal year 2006, $100,000,000.''.

Subtitle D—Provisions Relating to Part C

SEC. 5301. PHASE-OUT OF RISK ADJUSTMENT BUDGET NEUTRALITY IN DETERMINING THE AMOUNT OF PAYMENTS TO MEDICARE ADVANTAGE ORGANIZATIONS.

(a) IN GENERAL.—Section 1853 of the Social Security Act (42 U.S.C. 1395w–23) is amended—

(1) in subsection (j)(1)—

(A) in subparagraph (A)—

(i) by inserting ''(or, beginning with 2007, 1/12 of the applicable amount determined under subsection (k)(1))'' after ''1853(c)(1)''; and

(ii) by inserting ''(for years before 2007)'' after ''adjusted as appropriate'';

(B) in subparagraph (B), by inserting ''(for years before 2007)'' after ''adjusted as appropriate''; and

(2) by adding at the end the following new subsection:

''(k) DETERMINATION OF APPLICABLE AMOUNT FOR PURPOSES OF CALCULATING THE BENCHMARK AMOUNTS.—

''(1) APPLICABLE AMOUNT DEFINED.—For purposes of subsection (j), subject to paragraph (2), the term 'applicable amount' means for an area—

''(A) for 2007—

''(i) if such year is not specified under subsection (c)(1)(D)(ii), an amount equal to the amount specified in subsection (c)(1)(C) for the area for 2006—

''(I) first adjusted by the rescaling factor for 2006 for the area (as made available by the Secretary in the announcement of the rates on April 4, 2005, under subsection (b)(1), but excluding any national adjustment factors for coding intensity and risk adjustment budget neutrality that were included in such factor); and

''(II) then increased by the national per capita MA growth percentage, described in subsection (c)(6) for 2007, but not taking into account any adjustment under subparagraph (C) of such subsection for a year before 2004;

''(ii) if such year is specified under subsection (c)(1)(D)(ii), an amount equal to the greater of—

''(I) the amount determined under clause (i) for the area for the year; or

''(II) the amount specified in subsection (c)(1)(D) for the area for the year; and

''(B) for a subsequent year—

''(i) if such year is not specified under subsection (c)(1)(D)(ii), an amount equal to the amount determined under this paragraph for the area for the previous year (determined without regard to paragraph (2)), increased by the national per capita MA growth percentage, described in subsection (c)(6) for that succeeding year, but not taking into account any adjustment under subparagraph (C) of such subsection for a year before 2004; and

''(ii) if such year is specified under subsection (c)(1)(D)(ii), an amount equal to the greater of—

''(I) the amount determined under clause (i) for the area for the year; or

''(II) the amount specified in subsection (c)(1)(D) for the area for the year.

''(2) PHASE-OUT OF BUDGET NEUTRALITY FACTOR.—

''(A) IN GENERAL.—Except as provided in subparagraph (D), in the case of 2007 through 2010, the applicable amount determined under paragraph (1) shall be multiplied by a factor equal to 1 plus the product of—

''(i) the percent determined under subparagraph (B) for the year; and

''(ii) the applicable phase-out factor for the year under subparagraph (C).

''(B) PERCENT DETERMINED.—

''(i) IN GENERAL.—For purposes of subparagraph (A)(i), subject to clause (iv), the percent determined under this subparagraph for a year is a percent equal to a fraction the numerator of which is described in clause (ii) and the denominator of which is described in clause (iii).

''(ii) NUMERATOR BASED ON DIFFERENCE BETWEEN DEMOGRAPHIC RATE AND RISK RATE.—

''(I) IN GENERAL.—The numerator described in this clause is an amount equal to the amount by which the demographic rate described in subclause (II) exceeds the risk rate described in subclause (III).

''(II) DEMOGRAPHIC RATE.—The demographic rate described in this subclause is the Secretary's estimate of the total payments that would have been made under this part in the year if all the monthly payment amounts for all MA plans were equal to 1/12 of the annual MA capitation rate under subsection (c)(1) for the area and year, adjusted pursuant to subsection (a)(1)(C).

''(III) RISK RATE.—The risk rate described in this subclause is the Secretary's estimate of the total payments that would have been made under this part in the year if all the monthly payment amounts for all MA plans were equal to the amount described in subsection (j)(1)(A) (determined as if this paragraph had not applied) under subsection (j) for the area and year, adjusted pursuant to subsection (a)(1)(C).

''(iii) DENOMINATOR BASED ON RISK RATE.—The denominator described in this clause is

equal to the total amount estimated for the year under clause (ii)(III).

''(iv) REQUIREMENTS.—In estimating the amounts under the previous clauses, the Secretary shall—

''(I) use a complete set of the most recent and representative Medicare Advantage risk scores under subsection (a)(3) that are available from the risk adjustment model announced for the year;

''(II) adjust the risk scores to reflect changes in treatment and coding practices in the fee-for-service sector;

''(III) adjust the risk scores for differences in coding patterns between Medicare Advantage plans and providers under the original Medicare fee-for-service program under parts A and B to the extent that the Secretary has identified such differences, as required in subsection (a)(1)(C);

''(IV) as necessary, adjust the risk scores for late data submitted by Medicare Advantage organizations;

''(V) as necessary, adjust the risk scores for lagged cohorts; and

''(VI) as necessary, adjust the risk scores for changes in enrollment in Medicare Advantage plans during the year.

''(v) AUTHORITY.—In computing such amounts the Secretary may take into account the estimated health risk of enrollees in preferred provider organization plans (including MA regional plans) for the year.

''(C) APPLICABLE PHASE-OUT FACTOR.—For purposes of subparagraph (A)(ii), the term 'applicable phase-out factor' means—

''(i) for 2007, 0.55;

''(ii) for 2008, 0.40;

''(iii) for 2009, 0.25; and

''(iv) for 2010, 0.05.

''(D) TERMINATION OF APPLICATION.—Subparagraph (A) shall not apply in a year if the amount estimated under subparagraph (B)(ii)(III) for the year is equal to or greater than the amount estimated under subparagraph (B)(ii)(II) for the year.

''(3) NO REVISION IN PERCENT.—

''(A) IN GENERAL.—The Secretary may not make any adjustment to the percent determined under paragraph (2)(B) for any year.

''(B) RULE OF CONSTRUCTION.—Nothing in this subsection shall be construed to limit the authority of the Secretary to make adjustments to the applicable amounts determined under paragraph (1) as appropriate for purposes of updating data or for purposes of adopting an improved risk adjustment methodology.''.

(b) REFINEMENTS TO HEALTH STATUS ADJUSTMENT.—Section 1853(a)(1)(C) of such Act (42 U.S.C. 1395w–23) is amended—

(1) by designating the matter after the heading as a clause (i) with the following heading: ''IN GENERAL.—'' and indenting appropriately; and

(2) by adding at the end the following:

''(ii) APPLICATION DURING PHASE-OUT OF BUDGET NEUTRALITY FACTOR.—For 2006 through 2010:

''(I) In applying the adjustment under clause (i) for health status to payment amounts, the Secretary shall ensure that such adjustment reflects changes in treatment and coding practices in the fee-for-service sector and reflects differences in coding patterns between Medicare Advantage plans and providers under part A and B to the extent that the Secretary has identified such differences.

''(II) In order to ensure payment accuracy, the Secretary shall conduct an analysis of the differences described in subclause (I). The Secretary shall complete such analysis by a date necessary to ensure that the results of such analysis are incorporated into the risk scores only for 2008, 2009, and 2010. In conducting such analysis, the Secretary shall use data submitted with respect to 2004 and subsequent years, as available.''.

SEC. 5302. RURAL PACE PROVIDER GRANT PROGRAM.

(a) DEFINITIONS.—In this section:

(1) CMS.—The term ''CMS'' means the Centers for Medicare & Medicaid Services.

(2) PACE PROGRAM.—The term ''PACE program'' has the meaning given that term in sections 1894(a)(2) and 1934(a)(2) of the Social Security Act (42 U.S.C. 1395eee(a)(2); 1396u–4(a)(2)).

(3) PACE PROVIDER.—The term ''PACE provider'' has the meaning given that term in section 1894(a)(3) or 1934(a)(3) of the Social Security Act (42 U.S.C. 1395eee(a)(3); 1396u–4(a)(3)).

(4) RURAL AREA.—The term ''rural area'' has the meaning given that term in section 1886(d)(2)(D) of the Social Security Act (42 U.S.C. 1395ww(d)(2)(D)).

(5) RURAL PACE PILOT SITE.—The term ''rural PACE pilot site'' means a PACE provider that has been approved to provide services in a geographic service area that is, in whole or in part, a rural area, and that has received a site development grant under this section.

(6) SECRETARY.—The term ''Secretary'' means the Secretary of Health and Human Services.

(b) SITE DEVELOPMENT GRANTS AND TECHNICAL ASSISTANCE PROGRAM.—

(1) SITE DEVELOPMENT GRANTS.—

(A) IN GENERAL.—The Secretary shall establish a process and criteria to award site development grants to qualified PACE providers that have been approved to serve a rural area.

(B) AMOUNT PER AWARD.—A site development grant awarded under subparagraph (A) to any individual rural PACE pilot site shall not exceed $750,000.

(C) NUMBER OF AWARDS.—Not more than 15 rural PACE pilot sites shall be awarded a site development grant under subparagraph (A).

(D) USE OF FUNDS.—Funds made available under a site development grant awarded under subparagraph (A) may be used for the following expenses only to the extent such expenses are incurred in relation to establishing or delivering PACE program services in a rural area:

(i) Feasibility analysis and planning.

(ii) Interdisciplinary team development.

(iii) Development of a provider network, including contract development.

(iv) Development or adaptation of claims processing systems.

(v) Preparation of special education and outreach efforts required for the PACE program.

(vi) Development of expense reporting required for calculation of outlier payments or reconciliation processes.

(vii) Development of any special quality of care or patient satisfaction data collection efforts.

(viii) Establishment of a working capital fund to sustain fixed administrative, facility, or other fixed costs until the provider reaches sufficient enrollment size.

(ix) Startup and development costs incurred prior to the approval of the rural PACE pilot site's PACE provider application by CMS.

(x) Any other efforts determined by the rural PACE pilot site to be critical to its successful startup, as approved by the Secretary.

(E) APPROPRIATION.—

(i) IN GENERAL.—Out of funds in the Treasury not otherwise appropriated, there are appropriated to the Secretary to carry out this subsection for fiscal year 2006, $7,500,000.

(ii) AVAILABILITY.—Funds appropriated under clause (i) shall remain available for expenditure through fiscal year 2008.

(2) TECHNICAL ASSISTANCE PROGRAM.—The Secretary shall establish a technical assistance program to provide—

(A) outreach and education to State agencies and provider organizations interested in establishing PACE programs in rural areas; and

(B) technical assistance necessary to support rural PACE pilot sites.

(c) COST OUTLIER PROTECTION FOR RURAL PACE PILOT SITES.—

(1) ESTABLISHMENT OF FUND FOR REIMBURSEMENT OF OUTLIER COSTS.—Notwithstanding any other provision of law, the Secretary shall establish an outlier fund to reimburse rural PACE pilot sites for recognized outlier costs (as defined in paragraph (3)) incurred for eligible outlier participants (as defined in paragraph (2)) in an amount, subject to paragraph (4), equal to 80 percent of the amount by which the recognized outlier costs exceeds $50,000.

(2) ELIGIBLE OUTLIER PARTICIPANT.—For purposes of this subsection, the term ''eligible outlier participant'' means a PACE program eligible individual (as defined in sections 1894(a)(5) and 1934(a)(5) of the Social Security Act (42 U.S.C. 1395eee(a)(5); 1396u–4(a)(5))) who resides in a rural area and with respect to whom the rural PACE pilot site incurs more than $50,000 in recognized costs in a 12-month period.

(3) RECOGNIZED OUTLIER COSTS DEFINED.—

(A) IN GENERAL.—For purposes of this subsection, the term ''recognized outlier costs'' means, with respect to services furnished to an eligible outlier participant by a rural PACE pilot site, the least of the following (as documented by the site to the satisfaction of the Secretary) for the provision of inpatient and related physician and ancillary services for the eligible outlier participant in a given 12-month period:

(i) If the services are provided under a contract between the pilot site and the provider, the payment rate specified under the contract.

(ii) The payment rate established under the original Medicare fee-for-service program for such service.

(iii) The amount actually paid for the services by the pilot site.

(B) INCLUSION IN ONLY ONE PERIOD.—Recognized outlier costs may not be included in more than one 12-month period.

(3) OUTLIER EXPENSE PAYMENT.—

(A) PAYMENT FOR OUTLIER COSTS.—Subject to subparagraph (B), in the case of a rural PACE pilot site that has incurred outlier costs for an eligible outlier participant, the rural PACE pilot site shall receive an outlier expense payment equal to 80 percent of such costs that exceed $50,000.

(4) LIMITATIONS.—

(A) COSTS INCURRED PER ELIGIBLE OUTLIER PARTICIPANT.—The total amount of outlier expense payments made under this subsection to a rural PACE pilot site with respect to an eligible outlier participant for any 12-month period shall not exceed $100,000 for the 12-month period used to calculate the payment.

(B) COSTS INCURRED PER PROVIDER.—No rural PACE pilot site may receive more than $500,000 in total outlier expense payments in a 12-month period.

(C) LIMITATION OF OUTLIER COST REIMBURSEMENT PERIOD.—A rural PACE pilot site shall only receive outlier expense payments under this subsection with respect to costs incurred during the first 3 years of the site's operation.

(5) REQUIREMENT TO ACCESS RISK RESERVES PRIOR TO PAYMENT.—A rural PACE pilot site shall access and exhaust any risk reserves held or arranged for the provider (other than revenue or reserves maintained to satisfy the requirements of section 460.80(c) of title 42, Code of Federal Regulations) and any working capital established through a site development grant awarded under subsection (b)(1), prior to receiving any payment from the outlier fund.

(6) APPLICATION.—In order to receive an outlier expense payment under this subsection with respect to an eligible outlier participant, a rural PACE pilot site shall submit an application containing—

(A) documentation of the costs incurred with respect to the participant;

(B) a certification that the site has complied with the requirements under paragraph (4); and

(C) such additional information as the Secretary may require.

(7) APPROPRIATION.—

(A) IN GENERAL.—Out of funds in the Treasury not otherwise appropriated, there are appropriated to the Secretary to carry out this subsection for fiscal year 2006, $10,000,000.

(B) AVAILABILITY.—Funds appropriated under subparagraph (A) shall remain available for expenditure through fiscal year 2010.

(d) EVALUATION OF PACE PROVIDERS SERVING RURAL SERVICE AREAS.—Not later than 60 months after the date of enactment of this Act, the Secretary shall submit a report to Congress containing an evaluation of the experience of rural PACE pilot sites.

(e) AMOUNTS IN ADDITION TO PAYMENTS UNDER SOCIAL SECURITY ACT.—Any amounts paid under the authority of this section to a PACE provider shall be in addition to payments made to the provider under section 1894 or 1934 of the Social Security Act (42 U.S.C. 1395eee; 1396u–4).

TITLE VI—MEDICAID AND SCHIP

Subtitle A—Medicaid

CHAPTER 1—PAYMENT FOR PRESCRIPTION DRUGS

SEC. 6001. FEDERAL UPPER PAYMENT LIMIT FOR MULTIPLE SOURCE DRUGS AND OTHER DRUG PAYMENT PROVISIONS.

(a) MODIFICATION OF FEDERAL UPPER PAYMENT LIMIT FOR MULTIPLE SOURCE DRUGS; DEFINITION OF MULTIPLE SOURCE DRUGS.—Section 1927 of the Social Security Act (42 U.S.C. 1396r–8) is amended—

(1) in subsection (e)(4)—

(A) by striking ''The Secretary'' and inserting ''Subject to paragraph (5), the Secretary''; and

(B) by inserting ''(or, effective January 1, 2007, two or more)'' after ''three or more'';

(2) by adding at the end of subsection (e) the following new paragraph:

''(5) USE OF AMP IN UPPER PAYMENT LIMITS.—Effective January 1, 2007, in applying the Federal upper reimbursement limit under paragraph (4) and section 447.332(b) of title 42 of the Code of Federal Regulations, the Secretary shall substitute 250 percent of the average manufacturer price (as computed without regard to customary prompt pay discounts extended to wholesalers) for 150 percent of the published price.'';

(3) in subsection (k)(7)(A)(i), in the matter preceding subclause (I), by striking ''are 2 or more drug products'' and inserting ''at least 1 other drug product''; and

(4) in subclauses (I), (II), and (III) of subsection (k)(7)(A)(i), by striking ''are'' and inserting ''is'' each place it appears.

(b) DISCLOSURE OF PRICE INFORMATION TO STATES AND THE PUBLIC.—Subsection (b)(3) of such section is amended—

(1) in subparagraph (A)—

(A) in clause (i), by inserting ''month of a'' after ''last day of each''; and

(B) by adding at the end the following: ''Beginning July 1, 2006, the Secretary shall provide on a monthly basis to States under subparagraph (D)(iv) the most recently reported average manufacturer prices for single source drugs and for multiple source drugs and shall, on at least a quarterly basis, update the information posted on the website under subparagraph (D)(v).''; and

(2) in subparagraph (D)—

(A) by striking ''and'' at the end of clause (ii);

(B) by striking the period at the end of clause (iii) and inserting a comma; and

(C) by inserting after clause (iii) the following new clauses:

''(iv) to States to carry out this title, and

''(v) to the Secretary to disclose (through a website accessible to the public) average manufacturer prices.''.

(c) DEFINITION OF AVERAGE MANUFACTURER PRICE.—

(1) EXCLUSION OF CUSTOMARY PROMPT PAY DISCOUNTS EXTENDED TO WHOLESALERS.—Subsection (k)(1) of such section is amended—

(A) by striking ''The term'' and inserting the following:

''(A) IN GENERAL.—Subject to subparagraph (B), the term'';

(B) by striking '', after deducting customary prompt pay discounts''; and

(C) by adding at the end the following:

''(B) EXCLUSION OF CUSTOMARY PROMPT PAY DISCOUNTS EXTENDED TO WHOLESALERS.—The average manufacturer price for a covered outpatient drug shall be determined without regard to customary prompt pay discounts extended to wholesalers.''.

(2) MANUFACTURER REPORTING OF PROMPT PAY DISCOUNTS.—Subsection (b)(3)(A)(i) of such section is amended by inserting '', customary prompt pay discounts extended to wholesalers,'' after ''(k)(1))''.

(3) REQUIREMENT TO PROMULGATE REGULATION.—

(A) INSPECTOR GENERAL RECOMMENDATIONS.—Not later than June 1, 2006, the Inspector General of the Department of Health and Human Services shall—

(i) review the requirements for, and manner in which, average manufacturer prices are determined under section 1927 of the Social Security Act, as amended by this section; and

(ii) shall submit to the Secretary of Health and Human Services and Congress such recommendations for changes in such requirements or manner as the Inspector General determines to be appropriate.

(B) DEADLINE FOR PROMULGATION.—Not later than July 1, 2007, the Secretary of Health and Human Services shall promulgate a regulation that clarifies the requirements for, and manner in which, average manufacturer prices are determined under section 1927 of the Social Security Act, taking into consideration the recommendations submitted to the Secretary in accordance with subparagraph (A)(ii).

(d) EXCLUSION OF SALES AT A NOMINAL PRICE FROM DETERMINATION OF BEST PRICE.—

(1) MANUFACTURER REPORTING OF SALES.—Subsection (b)(3)(A)(iii) of such section is amended by inserting before the period at the end the following: '', and, for calendar quarters beginning on or after January 1, 2007 and only with respect to the information described in subclause (III), for covered outpatient drugs''.

(2) LIMITATION ON SALES AT A NOMINAL PRICE.—Subsection (c)(1) of such section is amended by adding at the end the following new subparagraph:

''(D) LIMITATION ON SALES AT A NOMINAL PRICE.—

''(i) IN GENERAL.—For purposes of subparagraph (C)(ii)(III) and subsection (b)(3)(A)(iii)(III), only sales by a manufacturer of covered outpatient drugs at nominal prices to the following shall be considered to be sales at a nominal price or merely nominal in amount:

''(I) A covered entity described in section 340B(a)(4) of the Public Health Service Act.

''(II) An intermediate care facility for the mentally retarded.

''(III) A State-owned or operated nursing facility.

''(IV) Any other facility or entity that the Secretary determines is a safety net provider to which sales of such drugs at a nominal price would be appropriate based on the factors described in clause (ii).

''(ii) FACTORS.—The factors described in this clause with respect to a facility or entity are the following:

''(I) The type of facility or entity.

''(II) The services provided by the facility or entity.

''(III) The patient population served by the facility or entity.

''(IV) The number of other facilities or entities eligible to purchase at nominal prices in the same service area.

''(iii) NONAPPLICATION.—Clause (i) shall not apply with respect to sales by a manufacturer at a nominal price of covered outpatient drugs pursuant to a master agreement under section 8126 of title 38, United States Code.''.

(e) RETAIL SURVEY PRICES; STATE PAYMENT AND UTILIZATION RATES; AND PERFORMANCE RANKINGS.—Such section is further amended by inserting after subsection (e) the following new subsection:

''(f) SURVEY OF RETAIL PRICES; STATE PAYMENT AND UTILIZATION RATES; AND PERFORMANCE RANKINGS.—

''(1) SURVEY OF RETAIL PRICES.—

''(A) USE OF VENDOR.—The Secretary may contract services for—

''(i) the determination on a monthly basis of retail survey prices for covered outpatient drugs that represent a nationwide average of consumer purchase prices for such drugs, net of all discounts and rebates (to the extent any information with respect to such discounts and rebates is available); and

''(ii) the notification of the Secretary when a drug product that is therapeutically and pharmaceutically equivalent and bioequivalent becomes generally available.

''(B) SECRETARY RESPONSE TO NOTIFICATION OF AVAILABILITY OF MULTIPLE SOURCE PRODUCTS.—If contractor notifies the Secretary under subparagraph (A)(ii) that a drug product described in such subparagraph has become generally available, the Secretary shall make a determination, within 7 days after receiving such notification, as to whether the product is now described in subsection (e)(4).

''(C) USE OF COMPETITIVE BIDDING.—In contracting for such services, the Secretary shall competitively bid for an outside vendor that has a demonstrated history in—

''(i) surveying and determining, on a representative nationwide basis, retail prices for ingredient costs of prescription drugs;

''(ii) working with retail pharmacies, commercial payers, and States in obtaining and disseminating such price information; and

''(iii) collecting and reporting such price information on at least a monthly basis.

In contracting for such services, the Secretary may waive such provisions of the Federal Acquisition Regulation as are necessary for the efficient implementation of this subsection, other than provisions relating to confidentiality of information and such other provisions as the Secretary determines appropriate.

''(D) ADDITIONAL PROVISIONS.—A contract with a vendor under this paragraph shall include such terms and conditions as the Secretary shall specify, including the following:

''(i) The vendor must monitor the marketplace and report to the Secretary each time there is a new covered outpatient drug generally available.

''(ii) The vendor must update the Secretary no less often than monthly on the retail survey prices for covered outpatient drugs.

''(iii) The contract shall be effective for a term of 2 years.

''(E) AVAILABILITY OF INFORMATION TO STATES.—Information on retail survey prices obtained under this paragraph, including applicable information on single source drugs, shall be provided to States on at least a monthly basis. The Secretary shall devise and implement a means for providing access to each State agency designated under section 1902(a)(5) with responsibility for the administration or supervision of the administration of the State plan under this title of the retail survey price determined under this paragraph.

''(2) ANNUAL STATE REPORT.—Each State shall annually report to the Secretary information on—

''(A) the payment rates under the State plan under this title for covered outpatient drugs;

''(B) the dispensing fees paid under such plan for such drugs; and

''(C) utilization rates for noninnovator multiple source drugs under such plan.

''(3) ANNUAL STATE PERFORMANCE RANKINGS.—

''(A) COMPARATIVE ANALYSIS.—The Secretary annually shall compare, for the 50 most widely prescribed drugs identified by the Secretary, the national retail sales price data (collected under paragraph (1)) for such drugs with data on prices under this title for each such drug for each State.

''(B) AVAILABILITY OF INFORMATION.—The Secretary shall submit to Congress and the States full information regarding the annual rankings made under subparagraph (A).

''(4) APPROPRIATION.—Out of any funds in the Treasury not otherwise appropriated, there is appropriated to the Secretary of Health and Human Services $5,000,000 for each of fiscal years 2006 through 2010 to carry out this subsection.''.

(f) MISCELLANEOUS AMENDMENTS.—

(1) IN GENERAL.—Sections 1927(g)(1)(B)(i)(II) and 1861(t)(2)(B)(ii)(I) of such Act are each amended by inserting ''(or its successor publications)'' after ''United States Pharmacopoeia-Drug Information''.

(2) PAPERWORK REDUCTION.—The last sentence of section 1927(g)(2)(A)(ii) of such Act (42 U.S.C. 1396r–8(g)(2)(A)(ii)) is amended by inserting before the period at the end the following: '', or to require verification of the offer to provide consultation or a refusal of such offer''.

(3) EFFECTIVE DATE.—The amendments made by this subsection shall take effect on the date of the enactment of this Act.

(g) EFFECTIVE DATE.—Except as otherwise provided, the amendments made by this section shall take effect on January 1, 2007, without regard to whether or not final regulations to carry out such amendments have been promulgated by such date.

SEC. 6002. COLLECTION AND SUBMISSION OF UTILIZATION DATA FOR CERTAIN PHYSICIAN ADMINISTERED DRUGS.

(a) IN GENERAL.—Section 1927(a) of the Social Security Act (42 U.S.C. 1396r–8(a)) is amended by adding at the end the following new paragraph:

''(7) REQUIREMENT FOR SUBMISSION OF UTILIZATION DATA FOR CERTAIN PHYSICIAN ADMINISTERED DRUGS.—

''(A) SINGLE SOURCE DRUGS.—In order for payment to be available under section 1903(a) for a covered outpatient drug that is a single source drug that is physician administered under this title (as determined by the Secretary), and that is administered on or after January 1, 2006, the State shall provide for the collection and submission of such utilization data and coding (such as J-codes and National Drug Code numbers) for each such drug as the Secretary may specify as necessary to identify the manufacturer of the drug in order to secure rebates under this section for drugs administered for which payment is made under this title.

''(B) MULTIPLE SOURCE DRUGS.—

''(i) IDENTIFICATION OF MOST FREQUENTLY PHYSICIAN ADMINISTERED MULTIPLE SOURCE DRUGS.—Not later than January 1, 2007, the Secretary shall publish a list of the 20 physician administered multiple source drugs that the Secretary determines have the highest dollar volume of physician administered drugs dispensed under this title. The Secretary may modify such list from year to year to reflect changes in such volume.

''(ii) REQUIREMENT.—In order for payment to be available under section 1903(a) for a covered outpatient drug that is a multiple source drug that is physician administered (as determined by the Secretary), that is on the list published under clause (i), and that is administered on or after January 1, 2008, the State shall provide for the submission of such utilization data and coding (such as J-codes and National Drug Code numbers) for each such drug as the Secretary may specify as necessary to identify the manufacturer of the drug in order to secure rebates under this section.

''(C) USE OF NDC CODES.—Not later than January 1, 2007, the information shall be submitted under subparagraphs (A) and (B)(ii) using National Drug Code codes unless the Secretary specifies that an alternative coding system should be used.

''(D) HARDSHIP WAIVER.—The Secretary may delay the application of subparagraph (A) or (B)(ii), or both, in the case of a State to prevent hardship to States which require additional time to implement the reporting system required under the respective subparagraph.''.

(b) LIMITATION ON PAYMENT.—Section 1903(i)(10) of such Act (42 U.S.C. 1396b(i)(10)), is amended—

(1) by striking ''and'' at the end of subparagraph (A);

(2) by striking ''or'' at the end of subparagraph (B) and inserting ''and''; and

(3) by adding at the end the following new subparagraph:

''(C) with respect to covered outpatient drugs described in section 1927(a)(7), unless information respecting utilization data and coding on such drugs that is required to be submitted under such section is submitted in accordance with such section; or''.

SEC. 6003. IMPROVED REGULATION OF DRUGS SOLD UNDER A NEW DRUG APPLICATION APPROVED UNDER SECTION 505(c) OF THE FEDERAL FOOD, DRUG, AND COSMETIC ACT.

(a) INCLUSION WITH OTHER REPORTED AVERAGE MANUFACTURER AND BEST PRICES.—Section 1927(b)(3)(A) of the Social Security Act (42 U.S.C. 1396r–8(b)(3)(A)) is amended—

(1) by striking clause (i) and inserting the following:

''(i) not later than 30 days after the last day of each rebate period under the agreement—

''(I) on the average manufacturer price (as defined in subsection (k)(1)) for covered outpatient drugs for the rebate period under the agreement (including for all such drugs that are sold under a new drug application approved under section 505(c) of the Federal Food, Drug, and Cosmetic Act); and

''(II) for single source drugs and innovator multiple source drugs (including all such drugs that are sold under a new drug application approved under section 505(c) of the Federal Food, Drug, and Cosmetic Act), on the manufacturer's best price (as defined in subsection (c)(1)(C)) for such drugs for the rebate period under the agreement;''; and

(2) in clause (ii), by inserting ''(including for such drugs that are sold under a new drug application approved under section 505(c) of the Federal Food, Drug, and Cosmetic Act)'' after ''drugs''.

(b) CONFORMING AMENDMENTS.—Section 1927 of such Act (42 U.S.C. 1396r–8) is amended—

(1) in subsection (c)(1)(C)—

(A) in clause (i), in the matter preceding subclause (I), by inserting after ''or innovator multiple source drug of a manufacturer'' the following: ''(including the lowest price available to any entity for any such drug of a manufacturer that is sold under a new drug application approved under section 505(c) of the Federal Food, Drug, and Cosmetic Act)''; and

(B) in clause (ii)—

(i) in subclause (II), by striking ''and'' at the end;

(ii) in subclause (III), by striking the period at the end and inserting ''; and''; and

(iii) by adding at the end the following:

''(IV) in the case of a manufacturer that approves, allows, or otherwise permits any other drug of the manufacturer to be sold under a new drug application approved under section 505(c) of the Federal Food, Drug, and Cosmetic Act, shall be inclusive of the lowest price for such authorized drug available from the manufacturer during the rebate period to any manufacturer, wholesaler, retailer, provider, health maintenance organization, nonprofit entity, or governmental entity within the United States, excluding those prices described in subclauses (I) through (IV) of clause (i).''; and

(2) in subsection (k), as amended by section 6001(c)(1), by adding at the end the following:

''(C) INCLUSION OF SECTION 505(c) DRUGS.—In the case of a manufacturer that approves, allows, or otherwise permits any drug of the manufacturer to be sold under a new drug application approved under section 505(c) of the Federal Food, Drug, and Cosmetic Act, such term shall be inclusive of the average price paid for such drug by wholesalers for drugs distributed to the retail pharmacy class of trade.''.

(c) EFFECTIVE DATE.—The amendments made by this section take effect on January 1, 2007.

SEC. 6004. CHILDREN'S HOSPITAL PARTICIPATION IN SECTION 340B DRUG DISCOUNT PROGRAM.

(a) IN GENERAL.—Section 1927(a)(5)(B) of the Social Security Act (42 U.S.C. 1396r–8(a)(5)(B)) is amended by inserting before the period at the end the following: ''and a children's hospital described in section 1886(d)(1)(B)(iii) which meets the requirements of clauses (i) and (iii) of section 340B(b)(4)(L) of the Public Health Service Act and which would meet the requirements of clause (ii) of such section if that clause were applied by taking into account the percentage of care provided by the hospital to patients eligible for medical assistance under a State plan under this title''.

(b) EFFECTIVE DATE.—The amendment made by subsection (a) shall apply to drugs purchased on or after the date of the enactment of this Act.

CHAPTER 2—LONG-TERM CARE UNDER MEDICAID

Subchapter A—Reform of Asset Transfer Rules

SEC. 6011. LENGTHENING LOOK-BACK PERIOD; CHANGE IN BEGINNING DATE FOR PERIOD OF INELIGIBILITY.

(a) LENGTHENING LOOK-BACK PERIOD FOR ALL DISPOSALS TO 5 YEARS.—Section 1917(c)(1)(B)(i) of the Social Security Act (42 U.S.C. 1396p(c)(1)(B)(i)) is amended by inserting ''or in the case of any other disposal of assets made on or after the date of the enactment of the Deficit Reduction Act of 2005'' before '', 60 months''.

(b) CHANGE IN BEGINNING DATE FOR PERIOD OF INELIGIBILITY.—Section 1917(c)(1)(D) of such Act (42 U.S.C. 1396p(c)(1)(D)) is amended—

(1) by striking ''(D) The date'' and inserting ''(D)(i) In the case of a transfer of asset made before the date of the enactment of the Deficit Reduction Act of 2005, the date''; and

(2) by adding at the end the following new clause:

''(ii) In the case of a transfer of asset made on or after the date of the enactment of the Deficit Reduction Act of 2005, the date specified in this subparagraph is the first day of a month during or after which assets have been transferred for less than fair market value, or the date on which the individual is eligible for medical assistance under the State plan and would otherwise be receiving institutional level care described in subparagraph (C) based on an approved application for such care but for the application of the penalty period, whichever is later, and which does not occur during any other period of ineligibility under this subsection.''.

(c) EFFECTIVE DATE.—The amendments made by this section shall apply to transfers made on or after the date of the enactment of this Act.

(d) AVAILABILITY OF HARDSHIP WAIVERS.—Each State shall provide for a hardship waiver process in accordance with section 1917(c)(2)(D) of the Social Security Act (42 U.S.C. 1396p(c)(2)(D))—

(1) under which an undue hardship exists when application of the transfer of assets provision would deprive the individual—

(A) of medical care such that the individual's health or life would be endangered; or

(B) of food, clothing, shelter, or other necessities of life; and

(2) which provides for—

(A) notice to recipients that an undue hardship exception exists;

(B) a timely process for determining whether an undue hardship waiver will be granted; and

(C) a process under which an adverse determination can be appealed.

(e) ADDITIONAL PROVISIONS ON HARDSHIP WAIVERS.—

(1) APPLICATION BY FACILITY.—Section 1917(c)(2) of the Social Security Act (42 U.S.C. 1396p(c)(2)) is amended—

(A) by striking the semicolon at the end of subparagraph (D) and inserting a period; and

(B) by adding after and below such subparagraph the following:

''The procedures established under subparagraph (D) shall permit the facility in which the institutionalized individual is residing to file an undue hardship waiver application on behalf of the individual with the consent of the individual or the personal representative of the individual.''.

(2) AUTHORITY TO MAKE BED HOLD PAYMENTS FOR HARDSHIP APPLICANTS.—Such section is further amended by adding at the end the following: ''While an application for an undue hardship waiver is pending under subparagraph (D) in the case of an individual who is a resident of a nursing facility, if the application meets such criteria as the Secretary specifies, the State may provide for payments for nursing facility services in order to hold the bed for the individual at the facility, but not in excess of payments for 30 days.''.

SEC. 6012. DISCLOSURE AND TREATMENT OF ANNUITIES.

(a) IN GENERAL.—Section 1917 of the Social Security Act (42 U.S.C. 1396p) is amended by redesignating subsection (e) as subsection (f) and by inserting after subsection (d) the following new subsection:

''(e)(1) In order to meet the requirements of this section for purposes of section 1902(a)(18), a State shall require, as a condition for the provision of medical assistance for services described in subsection (c)(1)(C)(i) (relating to long-term care services) for an individual, the application of the individual for such assistance (including any recertification of eligibility for such assistance) shall disclose a description of any interest the individual or community spouse has in an annuity (or similar financial instrument, as may be specified by the Secretary), regardless of whether the annuity is irrevocable or is treated as an asset. Such application or recertification form shall include a statement that under paragraph (2) the State becomes a remainder beneficiary under such an annuity or similar financial instrument by virtue of the provision of such medical assistance.

''(2)(A) In the case of disclosure concerning an annuity under subsection (c)(1)(F), the State shall notify the issuer of the annuity of the right of the State under such subsection as a preferred remainder beneficiary in the annuity for medical assistance furnished to the individual. Nothing in this paragraph shall be construed as preventing such an issuer from notifying persons with any other remainder interest of the State's remainder interest under such subsection.

''(B) In the case of such an issuer receiving notice under subparagraph (A), the State may require the issuer to notify the State when there is a change in the amount of income or principal being withdrawn from the amount that was being withdrawn at the time of the most recent disclosure described in paragraph (1). A State shall take such information into account in determining the amount of the State's obligations for medical assistance or in the individual's eligibility for such assistance.

''(3) The Secretary may provide guidance to States on categories of transactions that may be treated as a transfer of asset for less than fair market value.

''(4) Nothing in this subsection shall be construed as preventing a State from denying eligibility for medical assistance for an individual based on the income or resources derived from an annuity described in paragraph (1).''.

(b) REQUIREMENT FOR STATE TO BE NAMED AS A REMAINDER BENEFICIARY.—Section 1917(c)(1) of such Act (42 U.S.C. 1396p(c)(1)), is amended by adding at the end the following:

''(F) For purposes of this paragraph, the purchase of an annuity shall be treated as the disposal of an asset for less than fair market value unless—

''(i) the State is named as the remainder beneficiary in the first position for at least the total amount of medical assistance paid on behalf of the annuitant under this title; or

''(ii) the State is named as such a beneficiary in the second position after the community spouse or minor or disabled child and is named in the first position if such spouse or a representative of such child disposes of any such remainder for less than fair market value.''.

(c) INCLUSION OF TRANSFERS TO PURCHASE BALLOON ANNUITIES.—Section 1917(c)(1) of such Act (42 U.S.C. 1396p(c)(1)), as amended by subsection (b), is amended by adding at the end the following:

''(G) For purposes of this paragraph with respect to a transfer of assets, the term 'assets' includes an annuity purchased by or on behalf of an annuitant who has applied for medical assistance with respect to nursing facility services or other long-term care services under this title unless—

''(i) the annuity is—

''(I) an annuity described in subsection (b) or (q) of section 408 of the Internal Revenue Code of 1986; or

''(II) purchased with proceeds from—

''(aa) an account or trust described in subsection (a), (c), or (p) of section 408 of such Code;

''(bb) a simplified employee pension (within the meaning of section 408(k) of such Code); or

''(cc) a Roth IRA described in section 408A of such Code; or

''(ii) the annuity—

''(I) is irrevocable and nonassignable;

''(II) is actuarially sound (as determined in accordance with actuarial publications of the Office of the Chief Actuary of the Social Security Administration); and

''(III) provides for payments in equal amounts during the term of the annuity, with no deferral and no balloon payments made.''.

(d) EFFECTIVE DATE.—The amendments made by this section shall apply to transactions (including the purchase of an annuity) occurring on or after the date of the enactment of this Act.

SEC. 6013. APPLICATION OF "INCOME-FIRST" RULE IN APPLYING COMMUNITY SPOUSE'S INCOME BEFORE ASSETS IN PROVIDING SUPPORT OF COMMUNITY SPOUSE.

(a) IN GENERAL.—Section 1924(d) of the Social Security Act (42 U.S.C. 1396r–5(d)) is amended by adding at the end the following new subparagraph:

''(6) APPLICATION OF 'INCOME FIRST' RULE TO REVISION OF COMMUNITY SPOUSE RESOURCE ALLOWANCE.—For purposes of this subsection and subsections (c) and (e), a State must consider that all income of the institutionalized spouse that could be made available to a community spouse, in accordance with the calculation of the community spouse monthly income allowance under this subsection, has been made available before the State allocates to the community spouse an amount of resources adequate to provide the difference between the minimum monthly maintenance needs allowance and all income available to the community spouse.''.

(b) EFFECTIVE DATE.—The amendment made by subsection (a) shall apply to transfers and allocations made on or after the date of the enactment of this Act by individuals who become institutionalized spouses on or after such date.

SEC. 6014. DISQUALIFICATION FOR LONG-TERM CARE ASSISTANCE FOR INDIVIDUALS WITH SUBSTANTIAL HOME EQUITY.

(a) IN GENERAL.—Section 1917 of the Social Security Act, as amended by section 6012(a), is further amended by redesignating subsection (f) as subsection (g) and by inserting after subsection (e) the following new subsection:

''(f)(1)(A) Notwithstanding any other provision of this title, subject to subparagraphs (B) and (C) of this paragraph and paragraph (2), in determining eligibility of an individual for medical assistance with respect to nursing facility services or other long-term care services, the individual shall not be eligible for such assistance if the individual's equity interest in the individual's home exceeds $500,000.

''(B) A State may elect, without regard to the requirements of section 1902(a)(1) (relating to statewideness) and section 1902(a)(10)(B) (relating to comparability), to apply subparagraph (A) by substituting for '$500,000', an amount that exceeds such amount, but does not exceed $750,000.

''(C) The dollar amounts specified in this paragraph shall be increased, beginning with 2011, from year to year based on the percentage increase in the consumer price index for all urban consumers (all items; United States city average), rounded to the nearest $1,000.

''(2) Paragraph (1) shall not apply with respect to an individual if—

''(A) the spouse of such individual, or

''(B) such individual's child who is under age 21, or (with respect to States eligible to participate in the State program established under title XVI) is blind or permanently and totally disabled, or (with respect to States which are not eligible to participate in such program) is blind or disabled as defined in section 1614,

is lawfully residing in the individual's home.

''(3) Nothing in this subsection shall be construed as preventing an individual from using a reverse mortgage or home equity loan to reduce the individual's total equity interest in the home.

''(4) The Secretary shall establish a process whereby paragraph (1) is waived in the case of a demonstrated hardship.''.

(b) EFFECTIVE DATE.—The amendment made by subsection (a) shall apply to individuals who are determined eligible for medical assistance with respect to nursing facility services or other long-term care services based on an application filed on or after January 1, 2006.

SEC. 6015. ENFORCEABILITY OF CONTINUING CARE RETIREMENT COMMUNITIES (CCRC) AND LIFE CARE COMMUNITY ADMISSION CONTRACTS.

(a) ADMISSION POLICIES OF NURSING FACILITIES.—Section 1919(c)(5) of the Social Security Act (42 U.S.C. 1396r(c)(5)) is amended—

(1) in subparagraph (A)(i)(II), by inserting ''subject to clause (v),'' after ''(II)''; and

(2) by adding at the end of subparagraph (B) the following new clause:

''(v) TREATMENT OF CONTINUING CARE RETIREMENT COMMUNITIES ADMISSION CONTRACTS.—Notwithstanding subclause (II) of subparagraph (A)(i), subject to subsections (c) and (d) of section 1924, contracts for admission to a State licensed, registered, certified, or equivalent continuing care retirement community or life care community, including services in a nursing facility that is part of such community, may require residents to spend on their care resources declared for the purposes of admission before applying for medical assistance.''.

(b) TREATMENT OF ENTRANCE FEES.—Section 1917 of such Act (42 U.S.C. 1396p), as amended by sections 6012(a) and 6014(a), is amended by redesignating subsection (g) as subsection (h) and by inserting after subsection (f) the following new subsection:

''(g) TREATMENT OF ENTRANCE FEES OF INDIVIDUALS RESIDING IN CONTINUING CARE RETIREMENT COMMUNITIES.—

''(1) IN GENERAL.—For purposes of determining an individual's eligibility for, or amount of, benefits under a State plan under this title, the rules specified in paragraph (2) shall apply to individuals residing in continuing care retirement communities or life care communities that collect an entrance fee on admission from such individuals.

''(2) TREATMENT OF ENTRANCE FEE.—For purposes of this subsection, an individual's entrance fee in a continuing care retirement community or life care community shall be considered a resource available to the individual to the extent that—

''(A) the individual has the ability to use the entrance fee, or the contract provides that the entrance fee may be used, to pay for care should other resources or income of the individual be insufficient to pay for such care;

''(B) the individual is eligible for a refund of any remaining entrance fee when the individual

dies or terminates the continuing care retirement community or life care community contract and leaves the community; and

''(C) the entrance fee does not confer an ownership interest in the continuing care retirement community or life care community.''.

SEC. 6016. ADDITIONAL REFORMS OF MEDICAID ASSET TRANSFER RULES.

(a) REQUIREMENT TO IMPOSE PARTIAL MONTHS OF INELIGIBILITY.—Section 1917(c)(1)(E) of the Social Security Act (42 U.S.C. 1396p(c)(1)(E)) is amended by adding at the end the following:

''(iv) A State shall not round down, or otherwise disregard any fractional period of ineligibility determined under clause (i) or (ii) with respect to the disposal of assets.''.

(b) AUTHORITY FOR STATES TO ACCUMULATE MULTIPLE TRANSFERS INTO ONE PENALTY PERIOD.—Section 1917(c)(1) of such Act (42 U.S.C. 1396p(c)(1)), as amended by subsections (b) and (c) of section 6012, is amended by adding at the end the following:

''(H) Notwithstanding the preceding provisions of this paragraph, in the case of an individual (or individual's spouse) who makes multiple fractional transfers of assets in more than 1 month for less than fair market value on or after the applicable look-back date specified in subparagraph (B), a State may determine the period of ineligibility applicable to such individual under this paragraph by—

''(i) treating the total, cumulative uncompensated value of all assets transferred by the individual (or individual's spouse) during all months on or after the look-back date specified in subparagraph (B) as 1 transfer for purposes of clause (i) or (ii) (as the case may be) of subparagraph (E); and

''(ii) beginning such period on the earliest date which would apply under subparagraph (D) to any of such transfers.''.

(c) INCLUSION OF TRANSFER OF CERTAIN NOTES AND LOANS ASSETS.—Section 1917(c)(1) of such Act (42 U.S.C. 1396p(c)(1)), as amended by subsection (b), is amended by adding at the end the following:

''(I) For purposes of this paragraph with respect to a transfer of assets, the term 'assets' includes funds used to purchase a promissory note, loan, or mortgage unless such note, loan, or mortgage—

''(i) has a repayment term that is actuarially sound (as determined in accordance with actuarial publications of the Office of the Chief Actuary of the Social Security Administration);

''(ii) provides for payments to be made in equal amounts during the term of the loan, with no deferral and no balloon payments made; and

''(iii) prohibits the cancellation of the balance upon the death of the lender.

In the case of a promissory note, loan, or mortgage that does not satisfy the requirements of clauses (i) through (iii), the value of such note, loan, or mortgage shall be the outstanding balance due as of the date of the individual's application for medical assistance for services described in subparagraph (C).''.

(d) INCLUSION OF TRANSFERS TO PURCHASE LIFE ESTATES.—Section 1917(c)(1) of such Act (42 U.S.C. 1396p(c)(1)), as amended by subsection (c), is amended by adding at the end the following:

''(J) For purposes of this paragraph with respect to a transfer of assets, the term 'assets' includes the purchase of a life estate interest in another individual's home unless the purchaser resides in the home for a period of at least 1 year after the date of the purchase.''.

(e) EFFECTIVE DATES.—

(1) IN GENERAL.—Except as provided in paragraphs (2) and (3), the amendments made by this section shall apply to payments under title XIX of the Social Security Act (42 U.S.C. 1396 et seq.) for calendar quarters beginning on or after the date of enactment of this Act, without regard to whether or not final regulations to carry out such amendments have been promulgated by such date.

(2) EXCEPTIONS.—The amendments made by this section shall not apply—

(A) to medical assistance provided for services furnished before the date of enactment;

(B) with respect to assets disposed of on or before the date of enactment of this Act; or

(C) with respect to trusts established on or before the date of enactment of this Act.

(3) EXTENSION OF EFFECTIVE DATE FOR STATE LAW AMENDMENT.—In the case of a State plan under title XIX of the Social Security Act (42 U.S.C. 1396 et seq.) which the Secretary of Health and Human Services determines requires State legislation in order for the plan to meet the additional requirements imposed by the amendments made by a provision of this section, the State plan shall not be regarded as failing to comply with the requirements of such title solely on the basis of its failure to meet these additional requirements before the first day of the first calendar quarter beginning after the close of the first regular session of the State legislature that begins after the date of the enactment of this Act. For purposes of the previous sentence, in the case of a State that has a 2-year legislative session, each year of the session is considered to be a separate regular session of the State legislature.

Subchapter B—Expanded Access to Certain Benefits

SEC. 6021. EXPANSION OF STATE LONG-TERM CARE PARTNERSHIP PROGRAM.

(a) EXPANSION AUTHORITY.—

(1) IN GENERAL.—Section 1917(b) of the Social Security Act (42 U.S.C. 1396p(b)) is amended—

(A) in paragraph (1)(C)—

(i) in clause (ii), by inserting ''and which satisfies clause (iv), or which has a State plan amendment that provides for a qualified State long-term care insurance partnership (as defined in clause (iii))'' after ''1993,''; and

(ii) by adding at the end the following new clauses:

''(iii) For purposes of this paragraph, the term 'qualified State long-term care insurance partnership' means an approved State plan amendment under this title that provides for the disregard of any assets or resources in an amount equal to the insurance benefit payments that are made to or on behalf of an individual who is a beneficiary under a long-term care insurance policy if the following requirements are met:

''(I) The policy covers an insured who was a resident of such State when coverage first became effective under the policy.

''(II) The policy is a qualified long-term care insurance policy (as defined in section 7702B(b) of the Internal Revenue Code of 1986) issued not earlier than the effective date of the State plan amendment.

''(III) The policy meets the model regulations and the requirements of the model Act specified in paragraph (5).

''(IV) If the policy is sold to an individual who—

''(aa) has not attained age 61 as of the date of purchase, the policy provides compound annual inflation protection;

''(bb) has attained age 61 but has not attained age 76 as of such date, the policy provides some level of inflation protection; and

''(cc) has attained age 76 as of such date, the policy may (but is not required to) provide some level of inflation protection.

''(V) The State Medicaid agency under section 1902(a)(5) provides information and technical assistance to the State insurance department on the insurance department's role of assuring that any individual who sells a long-term care insurance policy under the partnership receives training and demonstrates evidence of an understanding of such policies and how they relate to other public and private coverage of long-term care.

''(VI) The issuer of the policy provides regular reports to the Secretary, in accordance with regulations of the Secretary, that include notification regarding when benefits provided under the policy have been paid and the amount of such benefits paid, notification regarding when the policy otherwise terminates, and such other information as the Secretary determines may be appropriate to the administration of such partnerships.

''(VII) The State does not impose any requirement affecting the terms or benefits of such a policy unless the State imposes such requirement on long-term care insurance policies without regard to whether the policy is covered under the partnership or is offered in connection with such a partnership.

In the case of a long-term care insurance policy which is exchanged for another such policy, subclause (I) shall be applied based on the coverage of the first such policy that was exchanged. For purposes of this clause and paragraph (5), the term 'long-term care insurance policy' includes a certificate issued under a group insurance contract.

''(iv) With respect to a State which had a State plan amendment approved as of May 14, 1993, such a State satisfies this clause for purposes of clause (ii) if the Secretary determines that the State plan amendment provides for consumer protection standards which are no less stringent than the consumer protection standards which applied under such State plan amendment as of December 31, 2005.

''(v) The regulations of the Secretary required under clause (iii)(VI) shall be promulgated after consultation with the National Association of Insurance Commissioners, issuers of long-term care insurance policies, States with experience with long-term care insurance partnership plans, other States, and representatives of consumers of long-term care insurance policies, and shall specify the type and format of the data and information to be reported and the frequency with which such reports are to be made. The Secretary, as appropriate, shall provide copies of the reports provided in accordance with that clause to the State involved.

''(vi) The Secretary, in consultation with other appropriate Federal agencies, issuers of long-term care insurance, the National Association of Insurance Commissioners, State insurance commissioners, States with experience with long-term care insurance partnership plans, other States, and representatives of consumers of long-term care insurance policies, shall develop recommendations for Congress to authorize and fund a uniform minimum data set to be reported electronically by all issuers of long-term care insurance policies under qualified State long-term care insurance partnerships to a secure, centralized electronic query and report-generating mechanism that the State, the Secretary, and other Federal agencies can access.''; and

(B) by adding at the end the following:

''(5)(A) For purposes of clause (iii)(III), the model regulations and the requirements of the model Act specified in this paragraph are:

''(i) In the case of the model regulation, the following requirements:

''(I) Section 6A (relating to guaranteed renewal or noncancellability), other than paragraph (5) thereof, and the requirements of section 6B of the model Act relating to such section 6A.

''(II) Section 6B (relating to prohibitions on limitations and exclusions) other than paragraph (7) thereof.

''(III) Section 6C (relating to extension of benefits).

''(IV) Section 6D (relating to continuation or conversion of coverage).

''(V) Section 6E (relating to discontinuance and replacement of policies).

''(VI) Section 7 (relating to unintentional lapse).

''(VII) Section 8 (relating to disclosure), other than sections 8F, 8G, 8H, and 8I thereof.

''(VIII) Section 9 (relating to required disclosure of rating practices to consumer).

''(IX) Section 11 (relating to prohibitions against post-claims underwriting).

''(X) Section 12 (relating to minimum standards).

''(XI) Section 14 (relating to application forms and replacement coverage).

''(XII) Section 15 (relating to reporting requirements).

''(XIII) Section 22 (relating to filing requirements for marketing).

''(XIV) Section 23 (relating to standards for marketing), including inaccurate completion of medical histories, other than paragraphs (1), (6), and (9) of section 23C.

''(XV) Section 24 (relating to suitability).

''(XVI) Section 25 (relating to prohibition against preexisting conditions and probationary periods in replacement policies or certificates).

''(XVII) The provisions of section 26 relating to contingent nonforfeiture benefits, if the policyholder declines the offer of a nonforfeiture provision described in paragraph (4).

''(XVIII) Section 29 (relating to standard format outline of coverage).

''(XIX) Section 30 (relating to requirement to deliver shopper's guide).

''(ii) In the case of the model Act, the following:

''(I) Section 6C (relating to preexisting conditions).

''(II) Section 6D (relating to prior hospitalization).

''(III) The provisions of section 8 relating to contingent nonforfeiture benefits.

''(IV) Section 6F (relating to right to return).

''(V) Section 6G (relating to outline of coverage).

''(VI) Section 6H (relating to requirements for certificates under group plans).

''(VII) Section 6J (relating to policy summary).

''(VIII) Section 6K (relating to monthly reports on accelerated death benefits).

''(IX) Section 7 (relating to incontestability period).

''(B) For purposes of this paragraph and paragraph (1)(C)—

''(i) the terms 'model regulation' and 'model Act' mean the long-term care insurance model regulation, and the long-term care insurance model Act, respectively, promulgated by the National Association of Insurance Commissioners (as adopted as of October 2000);

''(ii) any provision of the model regulation or model Act listed under subparagraph (A) shall be treated as including any other provision of such regulation or Act necessary to implement the provision; and

''(iii) with respect to a long-term care insurance policy issued in a State, the policy shall be deemed to meet applicable requirements of the model regulation or the model Act if the State plan amendment under paragraph (1)(C)(iii) provides that the State insurance commissioner for the State certifies (in a manner satisfactory to the Secretary) that the policy meets such requirements.

''(C) Not later than 12 months after the National Association of Insurance Commissioners issues a revision, update, or other modification of a model regulation or model Act provision specified in subparagraph (A), or of any provision of such regulation or Act that is substantively related to a provision specified in such subparagraph, the Secretary shall review the changes made to the provision, determine whether incorporating such changes into the corresponding provision specified in such subparagraph would improve qualified State long-term care insurance partnerships, and if so, shall incorporate the changes into such provision.''.

(2) STATE REPORTING REQUIREMENTS.—Nothing in clauses (iii)(VI) and (v) of section 1917(b)(1)(C) of the Social Security Act (as added by paragraph (1)) shall be construed as prohibiting a State from requiring an issuer of a long-term care insurance policy sold in the State (regardless of whether the policy is issued under a qualified State long-term care insurance partnership under section 1917(b)(1)(C)(iii) of such Act) to require the issuer to report information or data to the State that is in addition to the information or data required under such clauses.

(3) EFFECTIVE DATE.—A State plan amendment that provides for a qualified State long-term care insurance partnership under the amendments made by paragraph (1) may provide that such amendment is effective for long-term care insurance policies issued on or after a date, specified in the amendment, that is not earlier than the first day of the first calendar quarter in which the plan amendment was submitted to the Secretary of Health and Human Services.

(b) STANDARDS FOR RECIPROCAL RECOGNITION AMONG PARTNERSHIP STATES.—In order to permit portability in long-term care insurance policies purchased under State long-term care insurance partnerships, the Secretary of Health and Human Services shall develop, not later than January 1, 2007, and in consultation with the National Association of Insurance Commissioners, issuers of long-term care insurance policies, States with experience with long-term care insurance partnership plans, other States, and representatives of consumers of long-term care insurance policies, standards for uniform reciprocal recognition of such policies among States with qualified State long-term care insurance partnerships under which—

(1) benefits paid under such policies will be treated the same by all such States; and

(2) States with such partnerships shall be subject to such standards unless the State notifies the Secretary in writing of the State's election to be exempt from such standards.

(c) ANNUAL REPORTS TO CONGRESS.—

(1) IN GENERAL.—The Secretary of Health and Human Services shall annually report to Congress on the long-term care insurance partnerships established in accordance with section 1917(b)(1)(C)(ii) of the Social Security Act (42 U.S.C. 1396p(b)(1)(C)(ii)) (as amended by subsection (a)(1)). Such reports shall include analyses of the extent to which such partnerships expand or limit access of individuals to long-term care and the impact of such partnerships on Federal and State expenditures under the Medicare and Medicaid programs. Nothing in this section shall be construed as requiring the Secretary to conduct an independent review of each long-term care insurance policy offered under or in connection with such a partnership.

(2) APPROPRIATION.—Out of any funds in the Treasury not otherwise appropriated, there is appropriated to the Secretary of Health and Human Services, $1,000,000 for the period of fiscal years 2006 through 2010 to carry out paragraph (1).

(d) NATIONAL CLEARINGHOUSE FOR LONG-TERM CARE INFORMATION.—

(1) ESTABLISHMENT.—The Secretary of Health and Human Services shall establish a National Clearinghouse for Long-Term Care Information. The Clearinghouse may be established through a contract or interagency agreement.

(2) DUTIES.—

(A) IN GENERAL.—The National Clearinghouse for Long-Term Care Information shall—

(i) educate consumers with respect to the availability and limitations of coverage for long-term care under the Medicaid program and provide contact information for obtaining State-specific information on long-term care coverage, including eligibility and estate recovery requirements under State Medicaid programs;

(ii) provide objective information to assist consumers with the decisionmaking process for determining whether to purchase long-term care insurance or to pursue other private market alternatives for purchasing long-term care and provide contact information for additional objective resources on planning for long-term care needs; and

(iii) maintain a list of States with State long-term care insurance partnerships under the Medicaid program that provide reciprocal recognition of long-term care insurance policies issued under such partnerships.

(B) REQUIREMENT.—In providing information to consumers on long-term care in accordance with this subsection, the National Clearinghouse for Long-Term Care Information shall not advocate in favor of a specific long-term care insurance provider or a specific long-term care insurance policy.

(3) APPROPRIATION.—Out of any funds in the Treasury not otherwise appropriated, there is appropriated to carry out this subsection, $3,000,000 for each of fiscal years 2006 through 2010.

CHAPTER 3—ELIMINATING FRAUD, WASTE, AND ABUSE IN MEDICAID

SEC. 6031. ENCOURAGING THE ENACTMENT OF STATE FALSE CLAIMS ACTS.

(a) IN GENERAL.—Title XIX of the Social Security Act (42 U.S.C. 1396 et seq.) is amended by inserting after section 1908A the following:

''STATE FALSE CLAIMS ACT REQUIREMENTS FOR INCREASED STATE SHARE OF RECOVERIES

''SEC. 1909. (a) IN GENERAL.—Notwithstanding section 1905(b), if a State has in effect a law relating to false or fraudulent claims that meets the requirements of subsection (b), the Federal medical assistance percentage with respect to any amounts recovered under a State action brought under such law, shall be decreased by 10 percentage points.

''(b) REQUIREMENTS.—For purposes of subsection (a), the requirements of this subsection are that the Inspector General of the Department of Health and Human Services, in consultation with the Attorney General, determines that the State has in effect a law that meets the following requirements:

''(1) The law establishes liability to the State for false or fraudulent claims described in section 3729 of title 31, United States Code, with respect to any expenditure described in section 1903(a).

''(2) The law contains provisions that are at least as effective in rewarding and facilitating qui tam actions for false or fraudulent claims as those described in sections 3730 through 3732 of title 31, United States Code.

''(3) The law contains a requirement for filing an action under seal for 60 days with review by the State Attorney General.

''(4) The law contains a civil penalty that is not less than the amount of the civil penalty authorized under section 3729 of title 31, United States Code.

''(c) DEEMED COMPLIANCE.—A State that, as of January 1, 2007, has a law in effect that meets the requirements of subsection (b) shall be deemed to be in compliance with such requirements for so long as the law continues to meet such requirements.

''(d) NO PRECLUSION OF BROADER LAWS.—Nothing in this section shall be construed as prohibiting a State that has in effect a law that establishes liability to the State for false or fraudulent claims described in section 3729 of title 31, United States Code, with respect to programs in addition to the State program under this title, or with respect to expenditures in addition to expenditures described in section 1903(a), from being considered to be in compliance with the requirements of subsection (a) so long as the law meets such requirements.''.

(b) EFFECTIVE DATE.—Except as provided in section 6035(e), the amendments made by this section take effect on January 1, 2007.

SEC. 6032. EMPLOYEE EDUCATION ABOUT FALSE CLAIMS RECOVERY.

(a) IN GENERAL.—Section 1902(a) of the Social Security Act (42 U.S.C. 1396a(a)) is amended—

(1) in paragraph (66), by striking ''and'' at the end;

(2) in paragraph (67) by striking the period at the end and inserting ''; and''; and

(3) by inserting after paragraph (67) the following:

''(68) provide that any entity that receives or makes annual payments under the State plan of at least $5,000,000, as a condition of receiving such payments, shall—

''(A) establish written policies for all employees of the entity (including management), and of any contractor or agent of the entity, that provide detailed information about the False Claims Act established under sections 3729 through 3733 of title 31, United States Code, administrative remedies for false claims and statements established under chapter 38 of title 31, United States Code, any State laws pertaining to civil or criminal penalties for false claims and statements, and whistleblower protections under such laws, with respect to the role of such laws in preventing and detecting fraud, waste, and abuse in Federal health care programs (as defined in section 1128B(f));

''(B) include as part of such written policies, detailed provisions regarding the entity's policies and procedures for detecting and preventing fraud, waste, and abuse; and

''(C) include in any employee handbook for the entity, a specific discussion of the laws described in subparagraph (A), the rights of employees to be protected as whistleblowers, and the entity's policies and procedures for detecting and preventing fraud, waste, and abuse.''.

(b) EFFECTIVE DATE.—Except as provided in section 6035(e), the amendments made by subsection (a) take effect on January 1, 2007.

SEC. 6033. PROHIBITION ON RESTOCKING AND DOUBLE BILLING OF PRESCRIPTION DRUGS.

(a) IN GENERAL.—Section 1903(i)(10) of the Social Security Act (42 U.S.C. 1396b(i)), as amended by section 6002(b), is amended—

(1) in subparagraph (B), by striking ''and'' at the end;

(2) in subparagraph (C), by striking ''; or'' at the end and inserting '', and''; and

(3) by adding at the end the following:

''(D) with respect to any amount expended for reimbursement to a pharmacy under this title for the ingredient cost of a covered outpatient drug for which the pharmacy has already received payment under this title (other than with respect to a reasonable restocking fee for such drug); or''.

(b) EFFECTIVE DATE.—The amendments made by subsection (a) take effect on the first day of the first fiscal year quarter that begins after the date of enactment of this Act.

SEC. 6034. MEDICAID INTEGRITY PROGRAM.

(a) ESTABLISHMENT OF MEDICAID INTEGRITY PROGRAM.—Title XIX of the Social Security Act (42 U.S.C. 1396 et seq.) is amended—

(1) by redesignating section 1936 as section 1937; and

(2) by inserting after section 1935 the following:

''MEDICAID INTEGRITY PROGRAM

''SEC. 1936. (a) IN GENERAL.—There is hereby established the Medicaid Integrity Program (in this section referred to as the 'Program') under which the Secretary shall promote the integrity of the program under this title by entering into contracts in accordance with this section with eligible entities to carry out the activities described in subsection (b).

''(b) ACTIVITIES DESCRIBED—Activities described in this subsection are as follows:

''(1) Review of the actions of individuals or entities furnishing items or services (whether on a fee-for-service, risk, or other basis) for which payment may be made under a State plan approved under this title (or under any waiver of such plan approved under section 1115) to determine whether fraud, waste, or abuse has occurred, is likely to occur, or whether such actions have any potential for resulting in an expenditure of funds under this title in a manner which is not intended under the provisions of this title.

''(2) Audit of claims for payment for items or services furnished, or administrative services rendered, under a State plan under this title, including—

''(A) cost reports;

''(B) consulting contracts; and

''(C) risk contracts under section 1903(m).

''(3) Identification of overpayments to individuals or entities receiving Federal funds under this title.

''(4) Education of providers of services, managed care entities, beneficiaries, and other individuals with respect to payment integrity and quality of care.

''(c) ELIGIBLE ENTITY AND CONTRACTING REQUIREMENTS.—

''(1) IN GENERAL.—An entity is eligible to enter into a contract under the Program to carry out any of the activities described in subsection (b) if the entity satisfies the requirements of paragraphs (2) and (3).

''(2) ELIGIBILITY REQUIREMENTS.—The requirements of this paragraph are the following:

''(A) The entity has demonstrated capability to carry out the activities described in subsection (b).

''(B) In carrying out such activities, the entity agrees to cooperate with the Inspector General of the Department of Health and Human Services, the Attorney General, and other law enforcement agencies, as appropriate, in the investigation and deterrence of fraud and abuse in relation to this title and in other cases arising out of such activities.

''(C) The entity complies with such conflict of interest standards as are generally applicable to Federal acquisition and procurement.

''(D) The entity meets such other requirements as the Secretary may impose.

''(3) CONTRACTING REQUIREMENTS.—The entity has contracted with the Secretary in accordance with such procedures as the Secretary shall by regulation establish, except that such procedures shall include the following:

''(A) Procedures for identifying, evaluating, and resolving organizational conflicts of interest that are generally applicable to Federal acquisition and procurement.

''(B) Competitive procedures to be used—

''(i) when entering into new contracts under this section;

''(ii) when entering into contracts that may result in the elimination of responsibilities under section 202(b) of the Health Insurance Portability and Accountability Act of 1996; and

''(iii) at any other time considered appropriate by the Secretary.

''(C) Procedures under which a contract under this section may be renewed without regard to any provision of law requiring competition if the contractor has met or exceeded the performance requirements established in the current contract.

The Secretary may enter into such contracts without regard to final rules having been promulgated.

''(4) LIMITATION ON CONTRACTOR LIABILITY.—The Secretary shall by regulation provide for the limitation of a contractor's liability for actions taken to carry out a contract under the Program, and such regulation shall, to the extent the Secretary finds appropriate, employ the same or comparable standards and other substantive and procedural provisions as are contained in section 1157.

''(d) COMPREHENSIVE PLAN FOR PROGRAM INTEGRITY.—

''(1) 5-YEAR PLAN.—With respect to the 5-fiscal year period beginning with fiscal year 2006, and each such 5-fiscal year period that begins thereafter, the Secretary shall establish a comprehensive plan for ensuring the integrity of the program established under this title by combatting fraud, waste, and abuse.

''(2) CONSULTATION.—Each 5-fiscal year plan established under paragraph (1) shall be developed by the Secretary in consultation with the Attorney General, the Director of the Federal Bureau of Investigation, the Comptroller General of the United States, the Inspector General of the Department of Health and Human Services, and State officials with responsibility for controlling provider fraud and abuse under State plans under this title.

''(e) APPROPRIATION.—

''(1) IN GENERAL.—Out of any money in the Treasury of the United States not otherwise appropriated, there are appropriated to carry out the Medicaid Integrity Program under this section, without further appropriation—

''(A) for fiscal year 2006, $5,000,000;

''(B) for each of fiscal years 2007 and 2008, $50,000,000; and

''(C) for each fiscal year thereafter, $75,000,000.

''(2) AVAILABILITY.—Amounts appropriated pursuant to paragraph (1) shall remain available until expended.

''(3) INCREASE IN CMS STAFFING DEVOTED TO PROTECTING MEDICAID PROGRAM INTEGRITY.—From the amounts appropriated under paragraph (1), the Secretary shall increase by 100 the number of full-time equivalent employees whose duties consist solely of protecting the integrity of the Medicaid program established under this section by providing effective support and assistance to States to combat provider fraud and abuse.

''(4) ANNUAL REPORT.—Not later than 180 days after the end of each fiscal year (beginning with fiscal year 2006), the Secretary shall submit a report to Congress which identifies—

''(A) the use of funds appropriated pursuant to paragraph (1); and

''(B) the effectiveness of the use of such funds.''.

(b) STATE REQUIREMENT TO COOPERATE WITH INTEGRITY PROGRAM EFFORTS.—Section 1902(a) of such Act (42 U.S.C. 1396a(a)), as amended by section 6033(a), is amended—

(1) in paragraph (67), by striking ''and'' at the end;

(2) in paragraph (68), by striking the period at the end and inserting ''; and''; and

(3) by inserting after paragraph (68), the following:

''(69) provide that the State must comply with any requirements determined by the Secretary to be necessary for carrying out the Medicaid Integrity Program established under section 1936.''.

(c) INCREASED FUNDING FOR MEDICAID FRAUD AND ABUSE CONTROL ACTIVITIES.—

(1) IN GENERAL.—Out of any money in the Treasury of the United States not otherwise appropriated, there are appropriated to the Office of the Inspector General of the Department of Health and Human Services, without further appropriation, $25,000,000 for each of fiscal years 2006 through 2010, for activities of such Office with respect to the Medicaid program under title XIX of the Social Security Act (42 U.S.C. 1396 et seq.).

(2) AVAILABILITY; AMOUNTS IN ADDITION TO OTHER AMOUNTS APPROPRIATED FOR SUCH ACTIVITIES.—Amounts appropriated pursuant to paragraph (1) shall—

(A) remain available until expended; and

(B) be in addition to any other amounts appropriated or made available to the Office of the Inspector General of the Department of Health and Human Services for activities of such Office with respect to the Medicaid program.

(3) ANNUAL REPORT.—Not later than 180 days after the end of each fiscal year (beginning with fiscal year 2006), the Inspector General of the Department of Health and Human Services shall submit a report to Congress which identifies—

(A) the use of funds appropriated pursuant to paragraph (1); and

(B) the effectiveness of the use of such funds.

(d) NATIONAL EXPANSION OF THE MEDICARE-MEDICAID (MEDI-MEDI) DATA MATCH PILOT PROGRAM.—

(1) REQUIREMENT OF THE MEDICARE INTEGRITY PROGRAM.—Section 1893 of the Social Security Act (42 U.S.C. 1395ddd) is amended—

(A) in subsection (b), by adding at the end the following:

''(6) The Medicare-Medicaid Data Match Program in accordance with subsection (g).''; and

(B) by adding at the end the following:

''(g) MEDICARE-MEDICAID DATA MATCH PROGRAM.—

''(1) EXPANSION OF PROGRAM.—

''(A) IN GENERAL.—The Secretary shall enter into contracts with eligible entities for the purpose of ensuring that, beginning with 2006, the Medicare-Medicaid Data Match Program (commonly referred to as the 'Medi-Medi Program') is conducted with respect to the program established under this title and State Medicaid programs under title XIX for the purpose of—

''(i) identifying program vulnerabilities in the program established under this title and the Medicaid program established under title XIX through the use of computer algorithms to look for payment anomalies (including billing or billing patterns identified with respect to service, time, or patient that appear to be suspect or otherwise implausible);

''(ii) working with States, the Attorney General, and the Inspector General of the Department of Health and Human Services to coordinate appropriate actions to protect the Federal and State share of expenditures under the Medicaid program under title XIX, as well as the program established under this title; and

''(iii) increasing the effectiveness and efficiency of both such programs through cost avoidance, savings, and recoupments of fraudulent, wasteful, or abusive expenditures.

''(B) REPORTING REQUIREMENTS.—The Secretary shall make available in a timely manner any data and statistical information collected by the Medi-Medi Program to the Attorney General, the Director of the Federal Bureau of Investigation, the Inspector General of the Department of Health and Human Services, and the States (including a Medicaid fraud and abuse control unit described in section 1903(q)). Such information shall be disseminated no less frequently than quarterly.

''(2) LIMITED WAIVER AUTHORITY.—The Secretary shall waive only such requirements of this section and of titles XI and XIX as are necessary to carry out paragraph (1).''.

(2) FUNDING.—Section 1817(k)(4) of such Act (42 U.S.C. 1395i(k)(4)), as amended by section 5204 of this Act, is amended—

(A) in subparagraph (A), by striking ''subparagraph (B)'' and inserting ''subparagraphs (B), (C), and (D)''; and

(B) by adding at the end the following:

''(D) EXPANSION OF THE MEDICARE-MEDICAID DATA MATCH PROGRAM.—The amount appropriated under subparagraph (A) for a fiscal year is further increased as follows for purposes of carrying out section 1893(b)(6) for the respective fiscal year:

''(i) $12,000,000 for fiscal year 2006.

''(ii) $24,000,000 for fiscal year 2007.

''(iii) $36,000,000 for fiscal year 2008.

''(iv) $48,000,000 for fiscal year 2009.

''(v) $60,000,000 for fiscal year 2010 and each fiscal year thereafter.''.

(e) DELAYED EFFECTIVE DATE FOR CHAPTER.—Except as otherwise provided in this chapter, in the case of a State plan under title XIX of the Social Security Act which the Secretary determines requires State legislation in order for the plan to meet the additional requirements imposed by the amendments made by a provision of this chapter, the State plan shall not be regarded as failing to comply with the requirements of such Act solely on the basis of its failure to meet these additional requirements before the first day of the first calendar quarter beginning after the close of the first regular session of the State legislature that begins after the date of enactment of this Act. For purposes of the previous sentence, in the case of a State that has a 2-year legislative session, each year of the session shall be considered to be a separate regular session of the State legislature.

SEC. 6035. ENHANCING THIRD PARTY IDENTIFICATION AND PAYMENT.

(a) CLARIFICATION OF THIRD PARTIES LEGALLY RESPONSIBLE FOR PAYMENT OF A CLAIM FOR A HEALTH CARE ITEM OR SERVICE.—Section 1902(a)(25) of the Social Security Act (42 U.S.C. 1396a(a)(25)) is amended—

(1) in subparagraph (A), in the matter preceding clause (i)—

(A) by inserting '', self-insured plans'' after ''health insurers''; and

(B) by striking ''and health maintenance organizations'' and inserting ''managed care organizations, pharmacy benefit managers, or other parties that are, by statute, contract, or agreement, legally responsible for payment of a claim for a health care item or service''; and

(2) in subparagraph (G)—

(A) by inserting ''a self-insured plan,'' after ''1974,''; and

(B) by striking ''and a health maintenance organization'' and inserting ''a managed care organization, a pharmacy benefit manager, or other party that is, by statute, contract, or agreement, legally responsible for payment of a claim for a health care item or service''.

(b) REQUIREMENT FOR THIRD PARTIES TO PROVIDE THE STATE WITH COVERAGE ELIGIBILITY AND CLAIMS DATA.—Section 1902(a)(25) of such Act (42 U.S.C. 1396a(a)(25)) is amended—

(1) in subparagraph (G), by striking ''and'' at the end;

(2) in subparagraph (H), by adding ''and'' after the semicolon at the end; and

(3) by inserting after subparagraph (H), the following:

''(I) that the State shall provide assurances satisfactory to the Secretary that the State has in effect laws requiring health insurers, including self-insured plans, group health plans (as defined in section 607(1) of the Employee Retirement Income Security Act of 1974), service benefit plans, managed care organizations, pharmacy benefit managers, or other parties that are, by statute, contract, or agreement, legally responsible for payment of a claim for a health care item or service, as a condition of doing business in the State, to—

''(i) provide, with respect to individuals who are eligible for, or are provided, medical assistance under the State plan, upon the request of the State, information to determine during what period the individual or their spouses or their dependents may be (or may have been) covered by a health insurer and the nature of the coverage that is or was provided by the health insurer (including the name, address, and identifying number of the plan) in a manner prescribed by the Secretary;

''(ii) accept the State's right of recovery and the assignment to the State of any right of an individual or other entity to payment from the party for an item or service for which payment has been made under the State plan;

''(iii) respond to any inquiry by the State regarding a claim for payment for any health care item or service that is submitted not later than 3 years after the date of the provision of such health care item or service; and

''(iv) agree not to deny a claim submitted by the State solely on the basis of the date of submission of the claim, the type or format of the claim form, or a failure to present proper documentation at the point-of-sale that is the basis of the claim, if—

''(I) the claim is submitted by the State within the 3-year period beginning on the date on which the item or service was furnished; and

''(II) any action by the State to enforce its rights with respect to such claim is commenced within 6 years of the State's submission of such claim;''.

(c) EFFECTIVE DATE.—Except as provided in section 6035(e), the amendments made by this section take effect on January 1, 2006.

SEC. 6036. IMPROVED ENFORCEMENT OF DOCUMENTATION REQUIREMENTS.

(a) IN GENERAL.—Section 1903 of the Social Security Act (42 U.S.C. 1396b) is amended—

(1) in subsection (i), as amended by section 104 of Public Law 109–91—

(A) by striking ''or'' at the end of paragraph (20);

(B) by striking the period at the end of paragraph (21) and inserting ''; or''; and

(C) by inserting after paragraph (21) the following new paragraph:

''(22) with respect to amounts expended for medical assistance for an individual who declares under section 1137(d)(1)(A) to be a citizen or national of the United States for purposes of establishing eligibility for benefits under this title, unless the requirement of subsection (x) is met.''; and

(2) by adding at the end the following new subsection:

''(x)(1) For purposes of subsection (i)(23), the requirement of this subsection is, with respect to an individual declaring to be a citizen or national of the United States, that, subject to paragraph (2), there is presented satisfactory documentary evidence of citizenship or nationality (as defined in paragraph (3)) of the individual.

''(2) The requirement of paragraph (1) shall not apply to an alien who is eligible for medical assistance under this title—

''(A) and is entitled to or enrolled for benefits under any part of title XVIII;

''(B) on the basis of receiving supplemental security income benefits under title XVI; or

''(C) on such other basis as the Secretary may specify under which satisfactory documentary evidence of citizenship or nationality had been previously presented.

''(3)(A) For purposes of this subsection, the term 'satisfactory documentary evidence of citizenship or nationality' means—

''(i) any document described in subparagraph (B); or

''(ii) a document described in subparagraph (C) and a document described in subparagraph (D).

''(B) The following are documents described in this subparagraph:

''(i) A United States passport.

''(ii) Form N–550 or N–570 (Certificate of Naturalization).

''(iii) Form N–560 or N–561 (Certificate of United States Citizenship).

''(iv) A valid State-issued driver's license or other identity document described in section 274A(b)(1)(D) of the Immigration and Nationality Act, but only if the State issuing the license or such document requires proof of United States citizenship before issuance of such license or document or obtains a social security number from the applicant and verifies before certification that such number is valid and assigned to the applicant who is a citizen.

''(v) Such other document as the Secretary may specify, by regulation, that provides proof of United States citizenship or nationality and that provides a reliable means of documentation of personal identity.

''(C) The following are documents described in this subparagraph:

''(i) A certificate of birth in the United States.

''(ii) Form FS–545 or Form DS–1350 (Certification of Birth Abroad).

''(iii) Form I–97 (United States Citizen Identification Card).

''(iv) Form FS–240 (Report of Birth Abroad of a Citizen of the United States).

''(v) Such other document (not described in subparagraph (B)(iv)) as the Secretary may specify that provides proof of United States citizenship or nationality.

''(D) The following are documents described in this subparagraph:

''(i) Any identity document described in section 274A(b)(1)(D) of the Immigration and Nationality Act.

''(ii) Any other documentation of personal identity of such other type as the Secretary finds, by regulation, provides a reliable means of identification.

''(E) A reference in this paragraph to a form includes a reference to any successor form.''.

(b) EFFECTIVE DATE.—The amendments made by subsection (a) shall apply to determinations of initial eligibility for medical assistance made on or after July 1, 2006, and to redeterminations of eligibility made on or after such date in the

case of individuals for whom the requirement of section 1903(z) of the Social Security Act, as added by such amendments, was not previously met.

(c) IMPLEMENTATION REQUIREMENT.—As soon as practicable after the date of enactment of this Act, the Secretary of Health and Human Services shall establish an outreach program that is designed to educate individuals who are likely to be affected by the requirements of subsections (i)(23) and (x) of section 1903 of the Social Security Act (as added by subsection (a)) about such requirements and how they may be satisfied.

CHAPTER 4—FLEXIBILITY IN COST SHARING AND BENEFITS

SEC. 6041. STATE OPTION FOR ALTERNATIVE MEDICAID PREMIUMS AND COST SHARING.

(a) IN GENERAL.—Title XIX of the Social Security Act is amended by inserting after section 1916 the following new section:

''STATE OPTION FOR ALTERNATIVE PREMIUMS AND COST SHARING

''SEC. 1916A. (a) STATE FLEXIBILITY.—

''(1) IN GENERAL.—Notwithstanding sections 1916 and 1902(a)(10)(B), a State, at its option and through a State plan amendment, may impose premiums and cost sharing for any group of individuals (as specified by the State) and for any type of services (other than drugs for which cost sharing may be imposed under subsection (c)), and may vary such premiums and cost sharing among such groups or types, consistent with the limitations established under this section. Nothing in this section shall be construed as superseding (or preventing the application of) section 1916(g).

''(2) DEFINITIONS.—In this section:

''(A) PREMIUM.—The term 'premium' includes any enrollment fee or similar charge.

''(B) COST SHARING.—The term 'cost sharing' includes any deduction, copayment, or similar charge.

''(b) LIMITATIONS ON EXERCISE OF AUTHORITY.—

''(1) INDIVIDUALS WITH FAMILY INCOME BETWEEN 100 AND 150 PERCENT OF THE POVERTY LINE.—In the case of an individual whose family income exceeds 100 percent, but does not exceed 150 percent, of the poverty line applicable to a family of the size involved, subject to subsections (c)(2) and (e)(2)(A)—

''(A) no premium may be imposed under the plan; and

''(B) with respect to cost sharing—

''(i) the cost sharing imposed under subsection (a) with respect to any item or service may not exceed 10 percent of the cost of such item or service; and

''(ii) the total aggregate amount of cost sharing imposed under this section (including any cost sharing imposed under subsection (c) or (e)) for all individuals in the family may not exceed 5 percent of the family income of the family involved, as applied on a quarterly or monthly basis (as specified by the State).

''(2) INDIVIDUALS WITH FAMILY INCOME ABOVE 150 PERCENT OF THE POVERTY LINE.—In the case of an individual whose family income exceeds 150 percent of the poverty line applicable to a family of the size involved, subject to subsections (c)(2) and (e)(2)(A)—

''(A) the total aggregate amount of premiums and cost sharing imposed under this section (including any cost sharing imposed under subsection (c) or (e)) for all individuals in the family may not exceed 5 percent of the family income of the family involved, as applied on a quarterly or monthly basis (as specified by the State); and

''(B) with respect to cost sharing, the cost sharing imposed with respect to any item or service under subsection (a) may not exceed 20 percent of the cost of such item or service.

''(3) ADDITIONAL LIMITATIONS.—

''(A) PREMIUMS.—No premiums shall be imposed under this section with respect to the following:

''(i) Individuals under 18 years of age that are required to be provided medical assistance under section 1902(a)(10)(A)(i), and including individuals with respect to whom aid or assistance is made available under part B of title IV to children in foster care and individuals with respect to whom adoption or foster care assistance is made available under part E of such title, without regard to age.

''(ii) Pregnant women.

''(iii) Any terminally ill individual who is receiving hospice care (as defined in section 1905(o)).

''(iv) Any individual who is an inpatient in a hospital, nursing facility, intermediate care facility for the mentally retarded, or other medical institution, if such individual is required, as a condition of receiving services in such institution under the State plan, to spend for costs of medical care all but a minimal amount of the individual's income required for personal needs.

''(v) Women who are receiving medical assistance by virtue of the application of sections 1902(a)(10)(A)(ii)(XVIII) and 1902(aa).

''(B) COST SHARING.—Subject to the succeeding provisions of this section, no cost sharing shall be imposed under subsection (a) with respect to the following:

''(i) Services furnished to individuals under 18 years of age that are required to be provided medical assistance under section 1902(a)(10)(A)(i), and including services furnished to individuals with respect to whom aid or assistance is made available under part B of title IV to children in foster care and individuals with respect to whom adoption or foster care assistance is made available under part E of such title, without regard to age.

''(ii) Preventive services (such as well baby and well child care and immunizations) provided to children under 18 years of age regardless of family income.

''(iii) Services furnished to pregnant women, if such services relate to the pregnancy or to any other medical condition which may complicate the pregnancy.

''(iv) Services furnished to a terminally ill individual who is receiving hospice care (as defined in section 1905(o)).

''(v) Services furnished to any individual who is an inpatient in a hospital, nursing facility, intermediate care facility for the mentally retarded, or other medical institution, if such individual is required, as a condition of receiving services in such institution under the State plan, to spend for costs of medical care all but a minimal amount of the individual's income required for personal needs.

''(vi) Emergency services (as defined by the Secretary for purposes of section 1916(a)(2)(D)).

''(vii) Family planning services and supplies described in section 1905(a)(4)(C).

''(viii) Services furnished to women who are receiving medical assistance by virtue of the application of sections 1902(a)(10)(A)(ii)(XVIII) and 1902(aa).

''(C) CONSTRUCTION.—Nothing in this paragraph shall be construed as preventing a State from exempting additional classes of individuals from premiums under this section or from exempting additional individuals or services from cost sharing under subsection (a).

''(4) DETERMINATIONS OF FAMILY INCOME.—In applying this subsection, family income shall be determined in a manner specified by the State for purposes of this subsection, including the use of such disregards as the State may provide. Family income shall be determined for such period and at such periodicity as the State may provide under this title.

''(5) POVERTY LINE DEFINED.—For purposes of this section, the term 'poverty line' has the meaning given such term in section 673(2) of the Community Services Block Grant Act (42 U.S.C. 9902(2)), including any revision required by such section.

''(6) CONSTRUCTION.—Nothing in this section shall be construed—

''(A) as preventing a State from further limiting the premiums and cost sharing imposed under this section beyond the limitations provided under this section;

''(B) as affecting the authority of the Secretary through waiver to modify limitations on premiums and cost sharing under this section; or

''(C) as affecting any such waiver of requirements in effect under this title before the date of the enactment of this section with regard to the imposition of premiums and cost sharing.

''(d) ENFORCEABILITY OF PREMIUMS AND OTHER COST SHARING.—

''(1) PREMIUMS.—Notwithstanding section 1916(c)(3) and section 1902(a)(10)(B), a State may, at its option, condition the provision of medical assistance for an individual upon prepayment of a premium authorized to be imposed under this section, or may terminate eligibility for such medical assistance on the basis of failure to pay such a premium but shall not terminate eligibility of an individual for medical assistance under this title on the basis of failure to pay any such premium until such failure continues for a period of not less than 60 days. A State may apply the previous sentence for some or all groups of beneficiaries as specified by the State and may waive payment of any such premium in any case where the State determines that requiring such payment would create an undue hardship.

''(2) COST SHARING.—Notwithstanding section 1916(e) or any other provision of law, a State may permit a provider participating under the State plan to require, as a condition for the provision of care, items, or services to an individual entitled to medical assistance under this title for such care, items, or services, the payment of any cost sharing authorized to be imposed under this section with respect to such care, items, or services. Nothing in this paragraph shall be construed as preventing a provider from reducing or waiving the application of such cost sharing on a case-by-case basis.''.

(b) INDEXING NOMINAL COST SHARING AND CONFORMING AMENDMENT.—Section 1916 of such Act (42 U.S.C. 1396o) is amended—

(1) in subsection (f), by inserting ''and section 1916A'' after ''(b)(3)''; and

(2) by adding at the end the following new subsection:

''(h) In applying this section and subsections (c) and (e) of section 1916A, with respect to cost sharing that is 'nominal' in amount, the Secretary shall increase such 'nominal' amounts for each year (beginning with 2006) by the annual percentage increase in the medical care component of the consumer price index for all urban consumers (U.S. city average) as rounded up in an appropriate manner.''.

(c) EFFECTIVE DATE.—The amendments made by this section shall apply to cost sharing imposed for items and services furnished on or after March 31, 2006.

SEC. 6042. SPECIAL RULES FOR COST SHARING FOR PRESCRIPTION DRUGS.

(a) IN GENERAL.—Section 1916A of the Social Security Act, as inserted by section 6041(a), is amended by inserting after subsection (b) the following new subsection:

''(c) SPECIAL RULES FOR COST SHARING FOR PRESCRIPTION DRUGS.—

''(1) IN GENERAL.—In order to encourage beneficiaries to use drugs (in this subsection referred to as 'preferred drugs') identified by the State as the least (or less) costly effective prescription drugs within a class of drugs (as defined by the State), with respect to one or more groups of beneficiaries specified by the State, subject to paragraph (2), the State may—

''(A) provide cost sharing (instead of the level of cost sharing otherwise permitted under section 1916, but subject to paragraphs (2) and (3)) with respect to drugs that are not preferred drugs within a class; and

''(B) waive or reduce the cost sharing otherwise applicable for preferred drugs within such class and shall not apply any such cost sharing for such preferred drugs for individuals for whom cost sharing may not otherwise be imposed under subsection (b)(3)(B).

''(2) LIMITATIONS.—

''(A) BY INCOME GROUP.—In no case may the cost sharing under paragraph (1)(A) with respect to a non-preferred drug exceed—

''(i) in the case of an individual whose family income does not exceed 150 percent of the poverty line applicable to a family of the size involved, the amount of nominal cost sharing (as otherwise determined under section 1916); or

''(ii) in the case of an individual whose family income exceeds 150 percent of the poverty line applicable to a family of the size involved, 20 percent of the cost of the drug.

''(B) LIMITATION TO NOMINAL FOR EXEMPT POPULATIONS.—In the case of an individual who is otherwise not subject to cost sharing due to the application of subsection (b)(3)(B), any cost sharing under paragraph (1)(A) with respect to a non-preferred drug may not exceed a nominal amount (as otherwise determined under section 1916).

''(C) CONTINUED APPLICATION OF AGGREGATE CAP.—In addition to the limitations imposed under subparagraphs (A) and (B), any cost sharing under paragraph (1)(A) continues to be subject to the aggregate cap on cost sharing applied under paragraph (1) or (2) of subsection (b), as the case may be.

''(3) WAIVER.—In carrying out paragraph (1), a State shall provide for the application of cost sharing levels applicable to a preferred drug in the case of a drug that is not a preferred drug if the prescribing physician determines that the preferred drug for treatment of the same condition either would not be as effective for the individual or would have adverse effects for the individual or both.

''(4) EXCLUSION AUTHORITY.—Nothing in this subsection shall be construed as preventing a State from excluding specified drugs or classes of drugs from the application of paragraph (1).''.

(b) EFFECTIVE DATE.—The amendment made by subsection (a) shall apply to cost sharing imposed for items and services furnished on or after March 31, 2006.

SEC. 6043. EMERGENCY ROOM COPAYMENTS FOR NON-EMERGENCY CARE.

(a) IN GENERAL.—Section 1916A of the Social Security Act, as inserted by section 6041 and as amended by section 6042, is further amended by adding at the end the following new subsection:

''(e) STATE OPTION FOR PERMITTING HOSPITALS TO IMPOSE COST SHARING FOR NON-EMERGENCY CARE FURNISHED IN AN EMERGENCY DEPARTMENT.—

''(1) IN GENERAL.—Notwithstanding section 1916 and section 1902(a)(1) or the previous provisions of this section, but subject to the limitations of paragraph (2), a State may, by amendment to its State plan under this title, permit a hospital to impose cost sharing for non-emergency services furnished to an individual (within one or more groups of individuals specified by the State) in the hospital emergency department under this subsection if the following conditions are met:

''(A) ACCESS TO NON-EMERGENCY ROOM PROVIDER.—The individual has actually available and accessible (as such terms are applied by the Secretary under section 1916(b)(3)) an alternate non-emergency services provider with respect to such services.

''(B) NOTICE.—The hospital must inform the beneficiary after receiving an appropriate medical screening examination under section 1867 and after a determination has been made that the individual does not have an emergency medical condition, but before providing the non-emergency services, of the following:

''(i) The hospital may require the payment of the State specified cost sharing before the service can be provided.

''(ii) The name and location of an alternate non-emergency services provider (described in subparagraph (A)) that is actually available and accessible (as described in such subparagraph).

''(iii) The fact that such alternate provider can provide the services without the imposition of cost sharing described in clause (i).

''(iv) The hospital provides a referral to coordinate scheduling of this treatment.

Nothing in this subsection shall be construed as preventing a State from applying (or waiving) cost sharing otherwise permissible under this section to services described in clause (iii).

''(2) LIMITATIONS.—

''(A) FOR POOREST BENEFICIARIES.—In the case of an individual described in subsection (b)(1), the cost sharing imposed under this subsection may not exceed twice the amount determined to be nominal under section 1916, subject to the percent of income limitation otherwise applicable under subsection (b)(1).

''(B) APPLICATION TO EXEMPT POPULATIONS.—In the case of an individual who is otherwise not subject to cost sharing under subsection (b)(3), a State may impose cost sharing under paragraph (1) for care in an amount that does not exceed a nominal amount (as otherwise determined under section 1916) so long as no cost sharing is imposed to receive such care through an outpatient department or other alternative health care provider in the geographic area of the hospital emergency department involved.

''(C) CONTINUED APPLICATION OF AGGREGATE CAP; RELATION TO OTHER COST SHARING.—In addition to the limitations imposed under subparagraphs (A) and (B), any cost sharing under paragraph (1) is subject to the aggregate cap on cost sharing applied under paragraph (1) or (2) of subsection (b), as the case may be. Cost sharing imposed for services under this subsection shall be instead of any cost sharing that may be imposed for such services under subsection (a).

''(3) CONSTRUCTION.—Nothing in this section shall be construed—

''(A) to limit a hospital's obligations with respect to screening and stabilizing treatment of an emergency medical condition under section 1867; or

''(B) to modify any obligations under either State or Federal standards relating to the application of a prudent-layperson standard with respect to payment or coverage of emergency services by any managed care organization.

''(4) DEFINITIONS.—For purposes of this subsection:

''(A) NON-EMERGENCY SERVICES.—The term 'non-emergency services' means any care or services furnished in an emergency department of a hospital that the physician determines do not constitute an appropriate medical screening examination or stabilizing examination and treatment required to be provided by the hospital under section 1867.

''(B) ALTERNATE NON-EMERGENCY SERVICES PROVIDER.—The term 'alternative non-emergency services provider' means, with respect to non-emergency services for the diagnosis or treatment of a condition, a health care provider, such as a physician's office, health care clinic, community health center, hospital outpatient department, or similar health care provider, that can provide clinically appropriate services for the diagnosis or treatment of a condition contemporaneously with the provision of the non-emergency services that would be provided in an emergency department of a hospital for the diagnosis or treatment of a condition, and that is participating in the program under this title.''.

(b) GRANT FUNDS FOR ESTABLISHMENT OF ALTERNATE NON-EMERGENCY SERVICES PROVIDERS.—Section 1903 of the Social Security Act (42 U.S.C. 1396b), as amended by section 6037(a)(2), is amended by adding at the end the following new subsection:

''(y) PAYMENTS FOR ESTABLISHMENT OF ALTERNATE NON-EMERGENCY SERVICES PROVIDERS.—

''(1) PAYMENTS.—In addition to the payments otherwise provided under subsection (a), subject to paragraph (2), the Secretary shall provide for payments to States under such subsection for the establishment of alternate non-emergency service providers (as defined in section 1916A(e)(5)(B)), or networks of such providers.

''(2) LIMITATION.—The total amount of payments under this subsection shall not exceed $50,000,000 during the 4-year period beginning with 2006. This subsection constitutes budget authority in advance of appropriations Acts and represents the obligation of the Secretary to provide for the payment of amounts provided under this subsection.

''(3) PREFERENCE.—In providing for payments to States under this subsection, the Secretary shall provide preference to States that establish, or provide for, alternate non-emergency services providers or networks of such providers that—

''(A) serve rural or underserved areas where beneficiaries under this title may not have regular access to providers of primary care services; or

''(B) are in partnership with local community hospitals.

''(4) FORM AND MANNER OF PAYMENT.—Payment to a State under this subsection shall be made only upon the filing of such application in such form and in such manner as the Secretary shall specify. Payment to a State under this subsection shall be made in the same manner as other payments under section 1903(a).''.

(c) EFFECTIVE DATE.—The amendments made by this section shall apply to non-emergency services furnished on or after January 1, 2007.

SEC. 6044. USE OF BENCHMARK BENEFIT PACKAGES.

(a) IN GENERAL.—Title XIX of the Social Security Act, as amended by section 6035, is amended by redesignating section 1937 as section 1938 and by inserting after section 1936 the following new section:

''STATE FLEXIBILITY IN BENEFIT PACKAGES

''SEC. 1937. (a) STATE OPTION OF PROVIDING BENCHMARK BENEFITS.—

''(1) AUTHORITY.—

''(A) IN GENERAL.—Notwithstanding any other provision of this title, a State, at its option as a State plan amendment, may provide for medical assistance under this title to individuals within one or more groups of individuals specified by the State through enrollment in coverage that provides—

''(i) benchmark coverage described in subsection (b)(1) or benchmark equivalent coverage described in subsection (b)(2); and

''(ii) for any child under 19 years of age who is covered under the State plan under section 1902(a)(10)(A), wrap-around benefits to the benchmark coverage or benchmark equivalent coverage consisting of early and periodic screening, diagnostic, and treatment services defined in section 1905(r).

''(B) LIMITATION.—The State may only exercise the option under subparagraph (A) for an individual eligible under an eligibility category that had been established under the State plan on or before the date of the enactment of this section.

''(C) OPTION OF WRAP-AROUND BENEFITS.—In the case of coverage described in subparagraph (A), a State, at its option, may provide such wrap-around or additional benefits as the State may specify.

''(D) TREATMENT AS MEDICAL ASSISTANCE.—Payment of premiums for such coverage under this subsection shall be treated as payment of other insurance premiums described in the third sentence of section 1905(a).

''(2) APPLICATION.—

''(A) IN GENERAL.—Except as provided in subparagraph (B), a State may require that a full-benefit eligible individual (as defined in subparagraph (C)) within a group obtain benefits under this title through enrollment in coverage described in paragraph (1)(A). A State may apply the previous sentence to individuals within 1 or more groups of such individuals.

''(B) LIMITATION ON APPLICATION.—A State may not require under subparagraph (A) an individual to obtain benefits through enrollment described in paragraph (1)(A) if the individual is within one of the following categories of individuals:

''(i) MANDATORY PREGNANT WOMEN.—The individual is a pregnant woman who is required to be covered under the State plan under section 1902(a)(10)(A)(i).

''(ii) BLIND OR DISABLED INDIVIDUALS.—The individual qualifies for medical assistance under the State plan on the basis of being blind or disabled (or being treated as being blind or disabled) without regard to whether the individual is eligible for supplemental security income benefits under title XVI on the basis of being blind or disabled and including an individual who is eligible for medical assistance on the basis of section 1902(e)(3).

''(iii) DUAL ELIGIBLES.—The individual is entitled to benefits under any part of title XVIII.

''(iv) TERMINALLY ILL HOSPICE PATIENTS.—The individual is terminally ill and is receiving benefits for hospice care under this title.

''(v) ELIGIBLE ON BASIS OF INSTITUTIONALIZATION.—The individual is an inpatient in a hospital, nursing facility, intermediate care facility for the mentally retarded, or other medical institution, and is required, as a condition of receiving services in such institution under the State plan, to spend for costs of medical care all but a minimal amount of the individual's income required for personal needs.

''(vi) MEDICALLY FRAIL AND SPECIAL MEDICAL NEEDS INDIVIDUALS.—The individual is medically frail or otherwise an individual with special medical needs (as identified in accordance with regulations of the Secretary).

''(vii) BENEFICIARIES QUALIFYING FOR LONG-TERM CARE SERVICES.—The individual qualifies based on medical condition for medical assistance for long-term care services described in section 1917(c)(1)(C).

''(viii) CHILDREN IN FOSTER CARE RECEIVING CHILD WELFARE SERVICES AND CHILDREN RECEIVING FOSTER CARE OR ADOPTION ASSISTANCE.—The individual is an individual with respect to whom aid or assistance is made available under part B of title IV to children in foster care and individuals with respect to whom adoption or foster care assistance is made available under part E of such title, without regard to age.

''(ix) TANF AND SECTION 1931 PARENTS.—The individual qualifies for medical assistance on the basis of eligibility to receive assistance under a State plan funded under part A of title IV (as in effect on or after the welfare reform effective date defined in section 1931(i)).

''(x) WOMEN IN THE BREAST OR CERVICAL CANCER PROGRAM.—The individual is a woman who is receiving medical assistance by virtue of the application of sections 1902(a)(10)(A)(ii)(XVIII) and 1902(aa).

''(xi) LIMITED SERVICES BENEFICIARIES.—The individual—

''(I) qualifies for medical assistance on the basis of section 1902(a)(10)(A)(ii)(XII); or

''(II) is not a qualified alien (as defined in section 431 of the Personal Responsibility and Work Opportunity Reconciliation Act of 1996) and receives care and services necessary for the treatment of an emergency medical condition in accordance with section 1903(v).

''(C) FULL-BENEFIT ELIGIBLE INDIVIDUALS.—

''(i) IN GENERAL.—For purposes of this paragraph, subject to clause (ii), the term 'full-benefit eligible individual' means for a State for a month an individual who is determined eligible by the State for medical assistance for all services defined in section 1905(a) which are covered under the State plan under this title for such month under section 1902(a)(10)(A) or under any other category of eligibility for medical assistance for all such services under this title, as determined by the Secretary.

''(ii) EXCLUSION OF MEDICALLY NEEDY AND SPEND-DOWN POPULATIONS.—Such term shall not include an individual determined to be eligible by the State for medical assistance under section 1902(a)(10)(C) or by reason of section 1902(f) or otherwise eligible based on a reduction of income based on costs incurred for medical or other remedial care.

''(b) BENCHMARK BENEFIT PACKAGES.—

''(1) IN GENERAL.—For purposes of subsection (a)(1), each of the following coverages shall be considered to be benchmark coverage:

''(A) FEHBP-EQUIVALENT HEALTH INSURANCE COVERAGE.—The standard Blue Cross/Blue Shield preferred provider option service benefit plan, described in and offered under section 8903(1) of title 5, United States Code.

''(B) STATE EMPLOYEE COVERAGE.—A health benefits coverage plan that is offered and generally available to State employees in the State involved.

''(C) COVERAGE OFFERED THROUGH HMO.—The health insurance coverage plan that—

''(i) is offered by a health maintenance organization (as defined in section 2791(b)(3) of the Public Health Service Act), and

''(ii) has the largest insured commercial, non-medicaid enrollment of covered lives of such coverage plans offered by such a health maintenance organization in the State involved.

''(D) SECRETARY-APPROVED COVERAGE.—Any other health benefits coverage that the Secretary determines, upon application by a State, provides appropriate coverage for the population proposed to be provided such coverage.

''(2) BENCHMARK-EQUIVALENT COVERAGE.—For purposes of subsection (a)(1), coverage that meets the following requirement shall be considered to be benchmark-equivalent coverage:

''(A) INCLUSION OF BASIC SERVICES.—The coverage includes benefits for items and services within each of the following categories of basic services:

''(i) Inpatient and outpatient hospital services.

''(ii) Physicians' surgical and medical services.

''(iii) Laboratory and x-ray services.

''(iv) Well-baby and well-child care, including age-appropriate immunizations.

''(v) Other appropriate preventive services, as designated by the Secretary.

''(B) AGGREGATE ACTUARIAL VALUE EQUIVALENT TO BENCHMARK PACKAGE.—The coverage has an aggregate actuarial value that is at least actuarially equivalent to one of the benchmark benefit packages described in paragraph (1).

''(C) SUBSTANTIAL ACTUARIAL VALUE FOR ADDITIONAL SERVICES INCLUDED IN BENCHMARK PACKAGE.—With respect to each of the following categories of additional services for which coverage is provided under the benchmark benefit package used under subparagraph (B), the coverage has an actuarial value that is equal to at least 75 percent of the actuarial value of the coverage of that category of services in such package:

''(i) Coverage of prescription drugs.

''(ii) Mental health services.

''(iii) Vision services.

''(iv) Hearing services.

''(3) DETERMINATION OF ACTUARIAL VALUE.—The actuarial value of coverage of benchmark benefit packages shall be set forth in an actuarial opinion in an actuarial report that has been prepared—

''(A) by an individual who is a member of the American Academy of Actuaries;

''(B) using generally accepted actuarial principles and methodologies;

''(C) using a standardized set of utilization and price factors;

''(D) using a standardized population that is representative of the population involved;

''(E) applying the same principles and factors in comparing the value of different coverage (or categories of services);

''(F) without taking into account any differences in coverage based on the method of delivery or means of cost control or utilization used; and

''(G) taking into account the ability of a State to reduce benefits by taking into account the increase in actuarial value of benefits coverage offered under this title that results from the limitations on cost sharing under such coverage.

The actuary preparing the opinion shall select and specify in the memorandum the standardized set and population to be used under subparagraphs (C) and (D).

''(4) COVERAGE OF RURAL HEALTH CLINIC AND FQHC SERVICES.—Notwithstanding the previous provisions of this section, a State may not provide for medical assistance through enrollment of an individual with benchmark coverage or benchmark equivalent coverage under this section unless—

''(A) the individual has access, through such coverage or otherwise, to services described in subparagraphs (B) and (C) of section 1905(a)(2); and

''(B) payment for such services is made in accordance with the requirements of section 1902(bb).''.

(b) EFFECTIVE DATE.—The amendment made by subsection (a) takes effect on March 31, 2006.

CHAPTER 5—STATE FINANCING UNDER MEDICAID

SEC. 6051. MANAGED CARE ORGANIZATION PROVIDER TAX REFORM.

(a) IN GENERAL.—Section 1903(w)(7)(A)(viii) of the Social Security Act (42 U.S.C. 1396b(w)(7)(A)(viii)) is amended to read as follows:

''(viii) Services of managed care organizations (including health maintenance organizations, preferred provider organizations, and such other similar organizations as the Secretary may specify by regulation).''.

(b) EFFECTIVE DATE.—

(1) IN GENERAL.—Subject to paragraph (2), the amendment made by subsection (a) shall be effective as of the date of the enactment of this Act.

(2) DELAY IN EFFECTIVE DATE.—

(A) IN GENERAL.—Subject to subparagraph (B), in the case of a State specified in subparagraph (B), the amendment made by subsection (a) shall be effective as of October 1, 2009.

(B) SPECIFIED STATES.—For purposes of subparagraph (A), the States specified in this subparagraph are States that have enacted a law providing for a tax on the services of a Medicaid managed care organization with a contract under section 1903(m) of the Social Security Act as of December 8, 2005.

(c) CLARIFICATION REGARDING NON-REGULATION OF TRANSFERS.—

(1) IN GENERAL.—Nothing in section 1903(w) of the Social Security Act (42 U.S.C. 1396b(w)) shall be construed by the Secretary of Health and Human Services as prohibiting a State's use of funds as the non-Federal share of expenditures under title XIX of such Act where such funds are transferred from or certified by a publicly-owned regional medical center located in another State and described in paragraph (2), so long as the Secretary determines that such use of funds is proper and in the interest of the program under title XIX.

(2) CENTER DESCRIBED.—A center described in this paragraph is a publicly-owned regional medical center that—

(A) provides level 1 trauma and burn care services;

(B) provides level 3 neonatal care services;

(C) is obligated to serve all patients, regardless of State of origin;

(D) is located within a Standard Metropolitan Statistical Area (SMSA) that includes at least 3 States, including the States described in paragraph (1);

(E) serves as a tertiary care provider for patients residing within a 125-mile radius; and

(F) meets the criteria for a disproportionate share hospital under section 1923 of such Act in at least one State other than the one in which the center is located.

(3) EFFECTIVE PERIOD.—This subsection shall apply through December 31, 2006.

SEC. 6052. REFORMS OF CASE MANAGEMENT AND TARGETED CASE MANAGEMENT.

(a) IN GENERAL.—Section 1915(g) of the Social Security Act (42 U.S.C. 1396n(g)(2)) is amended by striking paragraph (2) and inserting the following:

''(2) For purposes of this subsection:

''(A)(i) The term 'case management services' means services which will assist individuals eligible under the plan in gaining access to needed medical, social, educational, and other services.

''(ii) Such term includes the following:

''(I) Assessment of an eligible individual to determine service needs, including activities that focus on needs identification, to determine the need for any medical, educational, social, or other services. Such assessment activities include the following:

''(aa) Taking client history.

''(bb) Identifying the needs of the individual, and completing related documentation.

''(cc) Gathering information from other sources such as family members, medical providers, social workers, and educators, if necessary, to form a complete assessment of the eligible individual.

''(II) Development of a specific care plan based on the information collected through an assessment, that specifies the goals and actions to address the medical, social, educational, and other services needed by the eligible individual, including activities such as ensuring the active participation of the eligible individual and working with the individual (or the individual's authorized health care decision maker) and others to develop such goals and identify a course of action to respond to the assessed needs of the eligible individual.

''(III) Referral and related activities to help an individual obtain needed services, including activities that help link eligible individuals with medical, social, educational providers or other programs and services that are capable of providing needed services, such as making referrals to providers for needed services and scheduling appointments for the individual.

''(IV) Monitoring and followup activities, including activities and contacts that are necessary to ensure the care plan is effectively implemented and adequately addressing the needs of the eligible individual, and which may be with the individual, family members, providers, or other entities and conducted as frequently as necessary to help determine such matters as—

''(aa) whether services are being furnished in accordance with an individual's care plan;

''(bb) whether the services in the care plan are adequate; and

''(cc) whether there are changes in the needs or status of the eligible individual, and if so, making necessary adjustments in the care plan and service arrangements with providers.

''(iii) Such term does not include the direct delivery of an underlying medical, educational, social, or other service to which an eligible individual has been referred, including, with respect to the direct delivery of foster care services, services such as (but not limited to) the following:

''(I) Research gathering and completion of documentation required by the foster care program.

''(II) Assessing adoption placements.

''(III) Recruiting or interviewing potential foster care parents.

''(IV) Serving legal papers.

''(V) Home investigations.

''(VI) Providing transportation.

''(VII) Administering foster care subsidies.

''(VIII) Making placement arrangements.

''(B) The term 'targeted case management services' are case management services that are furnished without regard to the requirements of section 1902(a)(1) and section 1902(a)(10)(B) to specific classes of individuals or to individuals who reside in specified areas.

''(3) With respect to contacts with individuals who are not eligible for medical assistance under the State plan or, in the case of targeted case management services, individuals who are eligible for such assistance but are not part of the target population specified in the State plan, such contacts—

''(A) are considered an allowable case management activity, when the purpose of the contact is directly related to the management of the eligible individual's care; and

''(B) are not considered an allowable case management activity if such contacts relate directly to the identification and management of the noneligible or nontargeted individual's needs and care.

''(4)(A) In accordance with section 1902(a)(25), Federal financial participation only is available under this title for case management services or targeted case management services if there are no other third parties liable to pay for such services, including as reimbursement under a medical, social, educational, or other program.

''(B) A State shall allocate the costs of any part of such services which are reimbursable under another federally funded program in accordance with OMB Circular A–87 (or any related or successor guidance or regulations regarding allocation of costs among federally funded programs) under an approved cost allocation program.

''(5) Nothing in this subsection shall be construed as affecting the application of rules with respect to third party liability under programs, or activities carried out under title XXVI of the Public Health Service Act or by the Indian Health Service.''.

(b) REGULATIONS.—The Secretary shall promulgate regulations to carry out the amendment made by subsection (a) which may be effective and final immediately on an interim basis as of the date of publication of the interim final regulation. If the Secretary provides for an interim final regulation, the Secretary shall provide for a period of public comments on such regulation after the date of publication. The Secretary may change or revise such regulation after completion of the period of public comment.

(c) EFFECTIVE DATE.—The amendment made by subsection (a) shall take effect on January 1, 2006.

SEC. 6053. ADDITIONAL FMAP ADJUSTMENTS.

(a) HOLD HARMLESS FOR CERTAIN DECREASE.—Notwithstanding the first sentence of section 1905(b) of the Social Security Act (42 U.S.C. 1396d(b)), if, for purposes of titles XIX and XXI of the Social Security Act (42 U.S.C. 1396 et seq., 1397aa et seq.), the Federal medical assistance percentage determined for the State specified in section 4725(a) of Public Law 105–33 for fiscal year 2006 or fiscal year 2007 is less than the Federal medical assistance percentage determined for such State for fiscal year 2005, the Federal medical assistance percentage determined for such State for fiscal year 2005 shall be substituted for the Federal medical assistance percentage otherwise determined for such State for fiscal year 2006 or fiscal year 2007, as the case may be.

(b) HOLD HARMLESS FOR KATRINA IMPACT.—Notwithstanding any other provision of law, for purposes of titles XIX and XXI of the Social Security Act, the Secretary of Health and Human Services, in computing the Federal medical assistance percentage under section 1905(b) of such Act (42 U.S.C. 1396d(b)) for any year after 2006 for a State that the Secretary determines has a significant number of evacuees who were evacuated to, and live in, the State as a result of Hurricane Katrina as of October 1, 2005, shall disregard such evacuees (and income attributable to such evacuees) from such computation.

SEC. 6054. DSH ALLOTMENT FOR THE DISTRICT OF COLUMBIA.

(a) IN GENERAL.—For purposes of determining the DSH allotment for the District of Columbia under section 1923 of the Social Security Act (42 U.S.C. 1396r–4) for fiscal year 2006 and each subsequent fiscal year, the table in subsection (f)(2) of such section is amended under each of the columns for fiscal year 2000, fiscal year 2001, and fiscal year 2002, in the entry for the District of Columbia by striking ''32'' and inserting ''49''.

(b) EFFECTIVE DATE.—The amendments made by subsection (a) shall take effect as if enacted on October 1, 2005, and shall only apply to disproportionate share hospital adjustment expenditures applicable to fiscal year 2006 and subsequent fiscal years made on or after that date.

SEC. 6055. INCREASE IN MEDICAID PAYMENTS TO INSULAR AREAS.

Section 1108(g) of the Social Security Act (42 U.S.C. 1308(g)) is amended—

(1) in paragraph (2), by inserting ''and subject to paragraph (3)'' after ''subsection (f)''; and

(2) by adding at the end the following new paragraph:

''(3) FISCAL YEARS 2006 AND 2007 FOR CERTAIN INSULAR AREAS.—The amounts otherwise determined under this subsection for Puerto Rico, the Virgin Islands, Guam, the Northern Mariana Islands, and American Samoa for fiscal year 2006 and fiscal year 2007 shall be increased by the following amounts:

''(A) For Puerto Rico, $12,000,000 for fiscal year 2006 and $12,000,000 for fiscal year 2007.

''(B) For the Virgin Islands, $2,500,000 for fiscal year 2006 and $5,000,000 for fiscal year 2007.

''(C) For Guam, $2,500,000 for fiscal year 2006 and $5,000,000 for fiscal year 2007.

''(D) For the Northern Mariana Islands, $1,000,000 for fiscal year 2006 and $2,000,000 for fiscal year 2007.

''(E) For American Samoa, $2,000,000 for fiscal year 2006 and $4,000,000 for fiscal year 2007.

Such amounts shall not be taken into account in applying paragraph (2) for fiscal year 2007 but shall be taken into account in applying such paragraph for fiscal year 2008 and subsequent fiscal years.''.

CHAPTER 6—OTHER PROVISIONS

Subchapter A—Family Opportunity Act

SEC. 6061. SHORT TITLE OF SUBCHAPTER.

This subchapter may be cited as the ''Family Opportunity Act of 2005'' or the ''Dylan Lee James Act''.

SEC. 6062. OPPORTUNITY FOR FAMILIES OF DISABLED CHILDREN TO PURCHASE MEDICAID COVERAGE FOR SUCH CHILDREN.

(a) STATE OPTION TO ALLOW FAMILIES OF DISABLED CHILDREN TO PURCHASE MEDICAID COVERAGE FOR SUCH CHILDREN.—

(1) IN GENERAL.—Section 1902 of the Social Security Act (42 U.S.C. 1396a) is amended—

(A) in subsection (a)(10)(A)(ii)—

(i) by striking ''or'' at the end of subclause (XVII);

(ii) by adding ''or'' at the end of subclause (XVIII); and

(iii) by adding at the end the following new subclause:

''(XIX) who are disabled children described in subsection (cc)(1);''; and

(B) by adding at the end the following new subsection:

''(cc)(1) Individuals described in this paragraph are individuals—

''(A) who are children who have not attained 19 years of age and are born—

''(i) on or after January 1, 2001 (or, at the option of a State, on or after an earlier date), in the case of the second, third, and fourth quarters of fiscal year 2007;

''(ii) on or after October 1, 1995 (or, at the option of a State, on or after an earlier date), in the case of each quarter of fiscal year 2008; and

''(iii) after October 1, 1989, in the case of each quarter of fiscal year 2009 and each quarter of any fiscal year thereafter;

''(B) who would be considered disabled under section 1614(a)(3)(C) (as determined under title XVI for children but without regard to any income or asset eligibility requirements that apply under such title with respect to children); and

''(C) whose family income does not exceed such income level as the State establishes and does not exceed—

''(i) 300 percent of the poverty line (as defined in section 2110(c)(5)) applicable to a family of the size involved; or

''(ii) such higher percent of such poverty line as a State may establish, except that—

''(I) any medical assistance provided to an individual whose family income exceeds 300 percent of such poverty line may only be provided with State funds; and

''(II) no Federal financial participation shall be provided under section 1903(a) for any medical assistance provided to such an individual.''.

(2) INTERACTION WITH EMPLOYER-SPONSORED FAMILY COVERAGE.—Section 1902(cc) of such Act (42 U.S.C. 1396a(cc)), as added by paragraph (1)(B), is amended by adding at the end the following new paragraph:

''(2)(A) If an employer of a parent of an individual described in paragraph (1) offers family coverage under a group health plan (as defined in section 2791(a) of the Public Health Service Act), the State shall—

''(i) notwithstanding section 1906, require such parent to apply for, enroll in, and pay premiums for such coverage as a condition of such parent's child being or remaining eligible for medical assistance under subsection (a)(10)(A)(ii)(XIX) if the parent is determined eligible for such coverage and the employer contributes at least 50 percent of the total cost of annual premiums for such coverage; and

''(ii) if such coverage is obtained—

''(I) subject to paragraph (2) of section 1916(h), reduce the premium imposed by the State under that section in an amount that reasonably reflects the premium contribution made by the parent for private coverage on behalf of a child with a disability; and

''(II) treat such coverage as a third party liability under subsection (a)(25).

''(B) In the case of a parent to which subparagraph (A) applies, a State, notwithstanding section 1906 but subject to paragraph (1)(C)(ii), may provide for payment of any portion of the annual premium for such family coverage that the parent is required to pay. Any payments made by the State under this subparagraph shall be considered, for purposes of section 1903(a), to be payments for medical assistance.''.

(b) STATE OPTION TO IMPOSE INCOME-RELATED PREMIUMS.—Section 1916 of such Act (42 U.S.C. 1396o) is amended—

(1) in subsection (a), by striking ''subsection (g)'' and inserting ''subsections (g) and (i)''; and

(2) by adding at the end, as amended by section 6041(b)(2), the following new subsection:

''(i)(1) With respect to disabled children provided medical assistance under section 1902(a)(10)(A)(ii)(XIX), subject to paragraph (2), a State may (in a uniform manner for such children) require the families of such children to pay monthly premiums set on a sliding scale based on family income.

''(2) A premium requirement imposed under paragraph (1) may only apply to the extent that—

''(A) in the case of a disabled child described in that paragraph whose family income—

''(i) does not exceed 200 percent of the poverty line, the aggregate amount of such premium and any premium that the parent is required to pay for family coverage under section 1902(cc)(2)(A)(i) and other cost-sharing charges do not exceed 5 percent of the family's income; and

''(ii) exceeds 200, but does not exceed 300, percent of the poverty line, the aggregate amount of such premium and any premium that the parent is required to pay for family coverage under section 1902(cc)(2)(A)(i) and other cost-sharing charges do not exceed 7.5 percent of the family's income; and

''(B) the requirement is imposed consistent with section 1902(cc)(2)(A)(ii)(I).

''(3) A State shall not require prepayment of a premium imposed pursuant to paragraph (1) and shall not terminate eligibility of a child under section 1902(a)(10)(A)(ii)(XIX) for medical assistance under this title on the basis of failure to pay any such premium until such failure continues for a period of at least 60 days from the date on which the premium became past due. The State may waive payment of any such premium in any case where the State determines that requiring such payment would create an undue hardship.''.

(c) CONFORMING AMENDMENTS.—(1) Section 1903(f)(4) of such Act (42 U.S.C. 1396b(f)(4)) is amended in the matter preceding subparagraph (A), by inserting ''1902(a)(10)(A)(ii)(XIX),'' after ''1902(a)(10)(A)(ii)(XVIII),''.

(2) Section 1905(u)(2)(B) of such Act (42 U.S.C. 1396d(u)(2)(B)) is amended by adding at the end the following sentence: ''Such term excludes any child eligible for medical assistance only by reason of section 1902(a)(10)(A)(ii)(XIX).''.

(d) EFFECTIVE DATE.—The amendments made by this section shall apply to medical assistance for items and services furnished on or after January 1, 2007.

SEC. 6063. DEMONSTRATION PROJECTS REGARDING HOME AND COMMUNITY-BASED ALTERNATIVES TO PSYCHIATRIC RESIDENTIAL TREATMENT FACILITIES FOR CHILDREN.

(a) IN GENERAL.—The Secretary is authorized to conduct, during each of fiscal years 2007 through 2011, demonstration projects (each in the section referred to as a ''demonstration project'') in accordance with this section under which up to 10 States (as defined for purposes of title XIX of the Social Security Act) are awarded grants, on a competitive basis, to test the effectiveness in improving or maintaining a child's functional level and cost-effectiveness of providing coverage of home and community-based alternatives to psychiatric residential treatment for children enrolled in the Medicaid program under title XIX of such Act.

(b) APPLICATION OF TERMS AND CONDITIONS.—

(1) IN GENERAL.—Subject to the provisions of this section, for the purposes of the demonstration projects, and only with respect to children enrolled under such demonstration projects, a psychiatric residential treatment facility (as defined in section 483.352 of title 42 of the Code of Federal Regulations) shall be deemed to be a facility specified in section 1915(c) of the Social Security Act (42 U.S.C. 1396n(c)), and to be included in each reference in such section 1915(c) to hospitals, nursing facilities, and intermediate care facilities for the mentally retarded.

(2) STATE OPTION TO ASSURE CONTINUITY OF MEDICAID COVERAGE.—Upon the termination of a demonstration project under this section, the State that conducted the project may elect, only with respect to a child who is enrolled in such project on the termination date, to continue to provide medical assistance for coverage of home and community-based alternatives to psychiatric residential treatment for the child in accordance with section 1915(c) of the Social Security Act (42 U.S.C. 1396n(c)), as modified through the application of paragraph (1). Expenditures incurred for providing such medical assistance shall be treated as a home and community-based waiver program under section 1915(c) of the Social Security Act (42 U.S.C. 1396n(c)) for purposes of payment under section 1903 of such Act (42 U.S.C. 1396b).

(c) TERMS OF DEMONSTRATION PROJECTS.—

(1) IN GENERAL.—Except as otherwise provided in this section, a demonstration project shall be subject to the same terms and conditions as apply to a waiver under section 1915(c) of the Social Security Act (42 U.S.C. 1396n(c)), including the waiver of certain requirements under the first sentence of paragraph (3) of such section but not applying the second sentence of such paragraph.

(2) BUDGET NEUTRALITY.—In conducting the demonstration projects under this section, the Secretary shall ensure that the aggregate payments made by the Secretary under title XIX of the Social Security Act (42 U.S.C. 1396 et seq.) do not exceed the amount which the Secretary estimates would have been paid under that title if the demonstration projects under this section had not been implemented.

(3) EVALUATION.—The application for a demonstration project shall include an assurance to provide for such interim and final evaluations of the demonstration project by independent third parties, and for such interim and final reports to the Secretary, as the Secretary may require.

(d) PAYMENTS TO STATES; LIMITATIONS TO SCOPE AND FUNDING.—

(1) IN GENERAL.—Subject to paragraph (2), a demonstration project approved by the Secretary under this section shall be treated as a home and community-based waiver program under section 1915(c) of the Social Security Act (42 U.S.C. 1396n(c)) for purposes of payment under section 1903 of such Act (42 U.S.C. 1396b).

(2) LIMITATION.—In no case may the amount of payments made by the Secretary under this section for State demonstration projects for a fiscal year exceed the amount available under subsection (f)(2)(A) for such fiscal year.

(e) SECRETARY'S EVALUATION AND REPORT.—The Secretary shall conduct an interim and final evaluation of State demonstration projects under this section and shall report to the President and Congress the conclusions of such evaluations within 12 months of completing such evaluations.

(f) FUNDING.—

(1) IN GENERAL.—For the purpose of carrying out this section, there are appropriated, from amounts in the Treasury not otherwise appropriated, for fiscal years 2007 through 2011, a total of $218,000,000, of which—

(A) the amount specified in paragraph (2) shall be available for each of fiscal years 2007 through 2011; and

(B) a total of $1,000,000 shall be available to the Secretary for the evaluations and report under subsection (e).

(2) FISCAL YEAR LIMIT.—

(A) IN GENERAL.—For purposes of paragraph (1), the amount specified in this paragraph for a fiscal year is the amount specified in subparagraph (B) for the fiscal year plus the difference, if any, between the total amount available under this paragraph for prior fiscal years and the total amount previously expended under paragraph (1)(A) for such prior fiscal years.

(B) FISCAL YEAR AMOUNTS.—The amount specified in this subparagraph for—

(i) fiscal year 2007 is $21,000,000;

(ii) fiscal year 2008 is $37,000,000;

(iii) fiscal year 2009 is $49,000,000;

(iv) fiscal year 2010 is $53,000,000; and

(v) fiscal year 2011 is $57,000,000.

SEC. 6064. DEVELOPMENT AND SUPPORT OF FAMILY-TO-FAMILY HEALTH INFORMATION CENTERS.

Section 501 of the Social Security Act (42 U.S.C. 701) is amended by adding at the end the following new subsection:

''(c)(1)(A) For the purpose of enabling the Secretary (through grants, contracts, or otherwise) to provide for special projects of regional and national significance for the development and support of family-to-family health information centers described in paragraph (2), there is appropriated to the Secretary, out of any money in the Treasury not otherwise appropriated—

''(i) $3,000,000 for fiscal year 2007;

''(ii) $4,000,000 for fiscal year 2008; and

''(iii) $5,000,000 for fiscal year 2009.

''(B) Funds appropriated or authorized to be appropriated under subparagraph (A) shall—

''(i) be in addition to amounts appropriated under subsection (a) and retained under section 502(a)(1) for the purpose of carrying out activities described in subsection (a)(2); and

''(ii) remain available until expended.

''(2) The family-to-family health information centers described in this paragraph are centers that—

''(A) assist families of children with disabilities or special health care needs to make informed choices about health care in order to promote good treatment decisions, cost-effectiveness, and improved health outcomes for such children;

''(B) provide information regarding the health care needs of, and resources available for, such children;

''(C) identify successful health delivery models for such children;

''(D) develop with representatives of health care providers, managed care organizations, health care purchasers, and appropriate State agencies, a model for collaboration between families of such children and health professionals;

''(E) provide training and guidance regarding caring for such children;

''(F) conduct outreach activities to the families of such children, health professionals, schools, and other appropriate entities and individuals; and

''(G) are staffed—

''(i) by such families who have expertise in Federal and State public and private health care systems; and

''(ii) by health professionals.

''(3) The Secretary shall develop family-to-family health information centers described in paragraph (2) in accordance with the following:

''(A) With respect to fiscal year 2007, such centers shall be developed in not less than 25 States.

''(B) With respect to fiscal year 2008, such centers shall be developed in not less than 40 States.

''(C) With respect to fiscal year 2009 and each fiscal year thereafter, such centers shall be developed in all States.

''(4) The provisions of this title that are applicable to the funds made available to the Secretary under section 502(a)(1) apply in the same manner to funds made available to the Secretary under paragraph (1)(A).

''(5) For purposes of this subsection, the term 'State' means each of the 50 States and the District of Columbia.''.

SEC. 6065. RESTORATION OF MEDICAID ELIGIBILITY FOR CERTAIN SSI BENEFICIARIES.

(a) IN GENERAL.—Section 1902(a)(10)(A)(i)(II) of the Social Security Act (42 U.S.C. 1396a(a)(10)(A)(i)(II)) is amended—

(1) by inserting ''(aa)'' after ''(II)'';

(2) by striking '') and'' and inserting ''and'';

(3) by striking ''section or who are'' and inserting ''section), (bb) who are''; and

(4) by inserting before the comma at the end the following: '', or (cc) who are under 21 years of age and with respect to whom supplemental security income benefits would be paid under title XVI if subparagraphs (A) and (B) of section 1611(c)(7) were applied without regard to the phrase 'the first day of the month following' ''.

(b) EFFECTIVE DATE.—The amendments made by subsection (a) shall apply to medical assistance for items and services furnished on or after the date that is 1 year after the date of enactment of this Act.

Subchapter B—Money Follows the Person Rebalancing Demonstration

SEC. 6071. MONEY FOLLOWS THE PERSON REBALANCING DEMONSTRATION.

(a) PROGRAM PURPOSE AND AUTHORITY.—The Secretary is authorized to award, on a competitive basis, grants to States in accordance with this section for demonstration projects (each in this section referred to as an ''MFP demonstration project'') designed to achieve the following objectives with respect to institutional and home and community-based long-term care services under State Medicaid programs:

(1) REBALANCING.—Increase the use of home and community-based, rather than institutional, long-term care services.

(2) MONEY FOLLOWS THE PERSON.—Eliminate barriers or mechanisms, whether in the State law, the State Medicaid plan, the State budget, or otherwise, that prevent or restrict the flexible use of Medicaid funds to enable Medicaid-eligible individuals to receive support for appropriate and necessary long-term services in the settings of their choice.

(3) CONTINUITY OF SERVICE.—Increase the ability of the State Medicaid program to assure continued provision of home and community-based long-term care services to eligible individuals who choose to transition from an institutional to a community setting.

(4) QUALITY ASSURANCE AND QUALITY IMPROVEMENT.—Ensure that procedures are in place (at least comparable to those required under the qualified HCB program) to provide quality assurance for eligible individuals receiving Medicaid home and community-based long-term care services and to provide for continuous quality improvement in such services.

(b) DEFINITIONS.—For purposes of this section:

(1) HOME AND COMMUNITY-BASED LONG-TERM CARE SERVICES.—The term ''home and community-based long-term care services'' means, with respect to a State Medicaid program, home and community-based services (including home health and personal care services) that are provided under the State's qualified HCB program or that could be provided under such a program but are otherwise provided under the Medicaid program.

(2) ELIGIBLE INDIVIDUAL.—The term ''eligible individual'' means, with respect to an MFP demonstration project of a State, an individual in the State—

(A) who, immediately before beginning participation in the MFP demonstration project—

(i) resides (and has resided, for a period of not less than 6 months or for such longer minimum period, not to exceed 2 years, as may be specified by the State) in an inpatient facility;

(ii) is receiving Medicaid benefits for inpatient services furnished by such inpatient facility; and

(iii) with respect to whom a determination has been made that, but for the provision of home and community-based long-term care services, the individual would continue to require the level of care provided in an inpatient facility and, in any case in which the State applies a more stringent level of care standard as a result of implementing the State plan option permitted under section 1915(i) of the Social Security Act, the individual must continue to require at least the level of care which had resulted in admission to the institution; and

(B) who resides in a qualified residence beginning on the initial date of participation in the demonstration project.

(3) INPATIENT FACILITY.—The term ''inpatient facility'' means a hospital, nursing facility, or intermediate care facility for the mentally retarded. Such term includes an institution for mental diseases, but only, with respect to a State, to the extent medical assistance is available under the State Medicaid plan for services provided by such institution.

(4) MEDICAID.—The term ''Medicaid'' means, with respect to a State, the State program under title XIX of the Social Security Act (including any waiver or demonstration under such title or under section 1115 of such Act relating to such title).

(5) QUALIFIED HCB PROGRAM.—The term ''qualified HCB program'' means a program providing home and community-based long-term care services operating under Medicaid, whether or not operating under waiver authority.

(6) QUALIFIED RESIDENCE.—The term ''qualified residence'' means, with respect to an eligible individual—

(A) a home owned or leased by the individual or the individual's family member;

(B) an apartment with an individual lease, with lockable access and egress, and which includes living, sleeping, bathing, and cooking areas over which the individual or the individual's family has domain and control; and

(C) a residence, in a community-based residential setting, in which no more than 4 unrelated individuals reside.

(7) QUALIFIED EXPENDITURES.—The term ''qualified expenditures'' means expenditures by the State under its MFP demonstration project for home and community-based long-term care services for an eligible individual participating in the MFP demonstration project, but only with respect to services furnished during the 12-month period beginning on the date the individual is discharged from an inpatient facility referred to in paragraph (2)(A)(i).

(8) SELF-DIRECTED SERVICES.—The term ''self-directed'' means, with respect to home and community-based long-term care services for an eligible individual, such services for the individual which are planned and purchased under the direction and control of such individual or the individual's authorized representative (as defined by the Secretary), including the amount, duration, scope, provider, and location of such services, under the State Medicaid program consistent with the following requirements:

(A) ASSESSMENT.—There is an assessment of the needs, capabilities, and preferences of the individual with respect to such services.

(B) SERVICE PLAN.—Based on such assessment, there is developed jointly with such individual or the individual's authorized representative a plan for such services for such individual that is approved by the State and that—

(i) specifies those services, if any, which the individual or the individual's authorized representative would be responsible for directing;

(ii) identifies the methods by which the individual or the individual's authorized representative or an agency designated by an individual or representative will select, manage, and dismiss providers of such services;

(iii) specifies the role of family members and others whose participation is sought by the individual or the individual's authorized representative with respect to such services;

(iv) is developed through a person-centered process that—

(I) is directed by the individual or the individual's authorized representative;

(II) builds upon the individual's capacity to engage in activities that promote community life and that respects the individual's preferences, choices, and abilities; and

(III) involves families, friends, and professionals as desired or required by the individual or the individual's authorized representative;

(v) includes appropriate risk management techniques that recognize the roles and sharing of responsibilities in obtaining services in a self-directed manner and assure the appropriateness of such plan based upon the resources and capabilities of the individual or the individual's authorized representative; and

(vi) may include an individualized budget which identifies the dollar value of the services and supports under the control and direction of the individual or the individual's authorized representative.

(C) BUDGET PROCESS.—With respect to individualized budgets described in subparagraph (B)(vi), the State application under subsection (c)—

(i) describes the method for calculating the dollar values in such budgets based on reliable costs and service utilization;

(ii) defines a process for making adjustments in such dollar values to reflect changes in individual assessments and service plans; and

(iii) provides a procedure to evaluate expenditures under such budgets.

(9) STATE.—The term ''State'' has the meaning given such term for purposes of title XIX of the Social Security Act.

(c) STATE APPLICATION.—A State seeking approval of an MFP demonstration project shall submit to the Secretary, at such time and in such format as the Secretary requires, an application meeting the following requirements and containing such additional information, provisions, and assurances, as the Secretary may require:

(1) ASSURANCE OF A PUBLIC DEVELOPMENT PROCESS.—The application contains an assurance that the State has engaged, and will continue to engage, in a public process for the design, development, and evaluation of the MFP demonstration project that allows for input from eligible individuals, the families of such individuals, authorized representatives of such individuals, providers, and other interested parties.

(2) OPERATION IN CONNECTION WITH QUALIFIED HCB PROGRAM TO ASSURE CONTINUITY OF SERVICES.—The State will conduct the MFP demonstration project for eligible individuals in conjunction with the operation of a qualified HCB program that is in operation (or approved) in the State for such individuals in a manner that assures continuity of Medicaid coverage for such individuals so long as such individuals continue to be eligible for medical assistance.

(3) DEMONSTRATION PROJECT PERIOD.—The application shall specify the period of the MFP demonstration project, which shall include at least 2 consecutive fiscal years in the 5-fiscal-year period beginning with fiscal year 2007.

(4) SERVICE AREA.—The application shall specify the service area or areas of the MFP demonstration project, which may be a statewide area or 1 or more geographic areas of the State.

(5) TARGETED GROUPS AND NUMBERS OF INDIVIDUALS SERVED.—The application shall specify—

(A) the target groups of eligible individuals to be assisted to transition from an inpatient facility to a qualified residence during each fiscal year of the MFP demonstration project;

(B) the projected numbers of eligible individuals in each targeted group of eligible individuals to be so assisted during each such year; and

(C) the estimated total annual qualified expenditures for each fiscal year of the MFP demonstration project.

(6) INDIVIDUAL CHOICE, CONTINUITY OF CARE.—The application shall contain assurances that—

(A) each eligible individual or the individual's authorized representative will be provided the opportunity to make an informed choice regarding whether to participate in the MFP demonstration project;

(B) each eligible individual or the individual's authorized representative will choose the qualified residence in which the individual will reside and the setting in which the individual will receive home and community-based long-term care services;

(C) the State will continue to make available, so long as the State operates its qualified HCB program consistent with applicable requirements, home and community-based long-term care services to each individual who completes participation in the MFP demonstration project for as long as the individual remains eligible for medical assistance for such services under such qualified HCB program (including meeting a requirement relating to requiring a level of care provided in an inpatient facility and continuing to require such services, and, if the State applies a more stringent level of care standard as a result of implementing the State plan option permitted under section 1915(i) of the Social Security Act, meeting the requirement for at least the level of care which had resulted in the individual's admission to the institution).

(7) REBALANCING.—The application shall—

(A) provide such information as the Secretary may require concerning the dollar amounts of State Medicaid expenditures for the fiscal year, immediately preceding the first fiscal year of the State's MFP demonstration project, for long-term care services and the percentage of such expenditures that were for institutional long-term care services or were for home and community-based long-term care services;

(B)(i) specify the methods to be used by the State to increase, for each fiscal year during the MFP demonstration project, the dollar amount of such total expenditures for home and community-based long-term care services and the percentage of such total expenditures for long-term care services that are for home and community-based long-term care services; and

(ii) describe the extent to which the MFP demonstration project will contribute to accomplishment of objectives described in subsection (a).

(8) MONEY FOLLOWS THE PERSON.—The application shall describe the methods to be used by the State to eliminate any legal, budgetary, or other barriers to flexibility in the availability of Medicaid funds to pay for long-term care services for eligible individuals participating in the project in the appropriate settings of their choice, including costs to transition from an institutional setting to a qualified residence.

(9) MAINTENANCE OF EFFORT AND COST-EFFECTIVENESS.—The application shall contain or be accompanied by such information and assurances as may be required to satisfy the Secretary that—

(A) total expenditures under the State Medicaid program for home and community-based long-term care services will not be less for any fiscal year during the MFP demonstration project than for the greater of such expenditures for—

(i) fiscal year 2005; or

(ii) any succeeding fiscal year before the first year of the MFP demonstration project; and

(B) in the case of a qualified HCB program operating under a waiver under subsection (c) or (d) of section 1915 of the Social Security Act (42 U.S.C. 1396n), but for the amount awarded under a grant under this section, the State program would continue to meet the cost-effectiveness requirements of subsection (c)(2)(D) of such section or comparable requirements under subsection (d)(5) of such section, respectively.

(10) WAIVER REQUESTS.—The application shall contain or be accompanied by requests for any modification or adjustment of waivers of Medicaid requirements described in subsection (d)(3), including adjustments to the maximum numbers of individuals included and package of benefits, including one-time transitional services, provided.

(11) QUALITY ASSURANCE AND QUALITY IMPROVEMENT.—The application shall include—

(A) a plan satisfactory to the Secretary for quality assurance and quality improvement for home and community-based long-term care services under the State Medicaid program, including a plan to assure the health and welfare of individuals participating in the MFP demonstration project; and

(B) an assurance that the State will cooperate in carrying out activities under subsection (f) to develop and implement continuous quality assurance and quality improvement systems for home and community-based long-term care services.

(12) OPTIONAL PROGRAM FOR SELF-DIRECTED SERVICES.—If the State elects to provide for any home and community-based long-term care services as self-directed services (as defined in subsection (b)(8)) under the MFP demonstration project, the application shall provide the following:

(A) MEETING REQUIREMENTS.—A description of how the project will meet the applicable requirements of such subsection for the provision of self-directed services.

(B) VOLUNTARY ELECTION.—A description of how eligible individuals will be provided with the opportunity to make an informed election to receive self-directed services under the project and after the end of the project.

(C) STATE SUPPORT IN SERVICE PLAN DEVELOPMENT.—Satisfactory assurances that the State will provide support to eligible individuals who self-direct in developing and implementing their service plans.

(D) OVERSIGHT OF RECEIPT OF SERVICES.—Satisfactory assurances that the State will provide oversight of eligible individual's receipt of such self-directed services, including steps to assure the quality of services provided and that the provision of such services are consistent with the service plan under such subsection.

Nothing in this section shall be construed as requiring a State to make an election under the project to provide for home and community-based long-term care services as self-directed services, or as requiring an individual to elect to receive self-directed services under the project.

(13) REPORTS AND EVALUATION.—The application shall provide that—

(A) the State will furnish to the Secretary such reports concerning the MFP demonstration project, on such timetable, in such uniform format, and containing such information as the Secretary may require, as will allow for reliable comparisons of MFP demonstration projects across States; and

(B) the State will participate in and cooperate with the evaluation of the MFP demonstration project.

(d) SECRETARY'S AWARD OF COMPETITIVE GRANTS.—

(1) IN GENERAL.—The Secretary shall award grants under this section on a competitive basis to States selected from among those with applications meeting the requirements of subsection (c), in accordance with the provisions of this subsection.

(2) SELECTION AND MODIFICATION OF STATE APPLICATIONS.—In selecting State applications for the awarding of such a grant, the Secretary—

(A) shall take into consideration the manner in which, and extent to which, the State proposes to achieve the objectives specified in subsection (a);

(B) shall seek to achieve an appropriate national balance in the numbers of eligible individuals, within different target groups of eligible individuals, who are assisted to transition to qualified residences under MFP demonstration projects, and in the geographic distribution of States operating MFP demonstration projects;

(C) shall give preference to State applications proposing—

(i) to provide transition assistance to eligible individuals within multiple target groups; and

(ii) to provide eligible individuals with the opportunity to receive home and community-based long-term care services as self-directed services, as defined in subsection (b)(8); and

(D) shall take such objectives into consideration in setting the annual amounts of State grant awards under this section.

(3) WAIVER AUTHORITY.—The Secretary is authorized to waive the following provisions of title XIX of the Social Security Act, to the extent necessary to enable a State initiative to meet the requirements and accomplish the purposes of this section:

(A) STATEWIDENESS.—Section 1902(a)(1), in order to permit implementation of a State initiative in a selected area or areas of the State.

(B) COMPARABILITY.—Section 1902(a)(10)(B), in order to permit a State initiative to assist a selected category or categories of individuals described in subsection (b)(2)(A).

(C) INCOME AND RESOURCES ELIGIBILITY.—Section 1902(a)(10)(C)(i)(III), in order to permit a State to apply institutional eligibility rules to individuals transitioning to community-based care.

(D) PROVIDER AGREEMENTS.—Section 1902(a)(27), in order to permit a State to implement self-directed services in a cost-effective manner.

(4) CONDITIONAL APPROVAL OF OUTYEAR GRANT.—In awarding grants under this section, the Secretary shall condition the grant for the second and any subsequent fiscal years of the grant period on the following:

(A) NUMERICAL BENCHMARKS.—The State must demonstrate to the satisfaction of the Secretary that it is meeting numerical benchmarks specified in the grant agreement for—

(i) increasing State Medicaid support for home and community-based long-term care services under subsection (c)(5); and

(ii) numbers of eligible individuals assisted to transition to qualified residences.

(B) QUALITY OF CARE.—The State must demonstrate to the satisfaction of the Secretary that it is meeting the requirements under subsection (c)(11) to assure the health and welfare of MFP demonstration project participants.

(e) PAYMENTS TO STATES; CARRYOVER OF UNUSED GRANT AMOUNTS.—

(1) PAYMENTS.—For each calendar quarter in a fiscal year during the period a State is awarded a grant under subsection (d), the Secretary shall pay to the State from its grant award for such fiscal year an amount equal to the lesser of—

(A) the MFP-enhanced FMAP (as defined in paragraph (5)) of the amount of qualified expenditures made during such quarter; or

(B) the total amount remaining in such grant award for such fiscal year (taking into account the application of paragraph (2)).

(2) CARRYOVER OF UNUSED AMOUNTS.—Any portion of a State grant award for a fiscal year under this section remaining at the end of such fiscal year shall remain available to the State for the next 4 fiscal years, subject to paragraph (3).

(3) REAWARDING OF CERTAIN UNUSED AMOUNTS.—In the case of a State that the Secretary determines pursuant to subsection (d)(4) has failed to meet the conditions for continuation of a MFP demonstration project under this section in a succeeding year or years, the Secretary shall rescind the grant awards for such succeeding year or years, together with any unspent portion of an award for prior years, and shall add such amounts to the appropriation for the immediately succeeding fiscal year for grants under this section.

(4) PREVENTING DUPLICATION OF PAYMENT.—The payment under a MFP demonstration project with respect to qualified expenditures shall be in lieu of any payment with respect to such expenditures that could otherwise be paid under Medicaid, including under section 1903(a) of the Social Security Act. Nothing in the previous sentence shall be construed as preventing the payment under Medicaid for such expenditures in a grant year after amounts available to pay for such expenditures under the MFP demonstration project have been exhausted.

(5) MFP-ENHANCED FMAP.—For purposes of paragraph (1)(A), the ''MFP-enhanced FMAP'', for a State for a fiscal year, is equal to the Federal medical assistance percentage (as defined in the first sentence of section 1905(b)) for the State increased by a number of percentage points equal to 50 percent of the number of percentage points by which (A) such Federal medical assistance percentage for the State, is less than (B) 100 percent; but in no case shall the MFP-enhanced FMAP for a State exceed 90 percent.

(f) QUALITY ASSURANCE AND IMPROVEMENT; TECHNICAL ASSISTANCE; OVERSIGHT.—

(1) IN GENERAL.—The Secretary, either directly or by grant or contract, shall provide for technical assistance to, and oversight of, States for purposes of upgrading quality assurance and quality improvement systems under Medicaid home and community-based waivers, including—

(A) dissemination of information on promising practices;

(B) guidance on system design elements addressing the unique needs of participating beneficiaries;

(C) ongoing consultation on quality, including assistance in developing necessary tools, resources, and monitoring systems; and

(D) guidance on remedying programmatic and systemic problems.

(2) FUNDING.—From the amounts appropriated under subsection (h)(1) for the portion of fiscal year 2007 that begins on January 1, 2007, and ends on September 30, 2007, and for fiscal year 2008, not more than $2,400,000 shall be available to the Secretary to carry out this subsection during the period that begins on January 1, 2007, and ends on September 30, 2011.

(g) RESEARCH AND EVALUATION.—

(1) IN GENERAL.—The Secretary, directly or through grant or contract, shall provide for research on, and a national evaluation of, the program under this section, including assistance to the Secretary in preparing the final report required under paragraph (2). The evaluation shall include an analysis of projected and actual savings related to the transition of individuals to qualified residences in each State conducting an MFP demonstration project.

(2) FINAL REPORT.—The Secretary shall make a final report to the President and Congress, not later than September 30, 2011, reflecting the evaluation described in paragraph (1) and providing findings and conclusions on the conduct and effectiveness of MFP demonstration projects.

(3) FUNDING.—From the amounts appropriated under subsection (h)(1) for each of fiscal years 2008 through 2011, not more than $1,100,000 per year shall be available to the Secretary to carry out this subsection.

(h) APPROPRIATIONS.—

(1) IN GENERAL.—There are appropriated, from any funds in the Treasury not otherwise appropriated, for grants to carry out this section—

(A) $250,000,000 for the portion of fiscal year 2007 beginning on January 1, 2007, and ending on September 30, 2007;

(B) $300,000,000 for fiscal year 2008;

(C) $350,000,000 for fiscal year 2009;

(D) $400,000,000 for fiscal year 2010; and

(E) $450,000,000 for fiscal year 2011.

(2) AVAILABILITY.—Amounts made available under paragraph (1) for a fiscal year shall remain available for the awarding of grants to States by not later than September 30, 2011.

Subchapter C—Miscellaneous

SEC. 6081. MEDICAID TRANSFORMATION GRANTS.

(a) IN GENERAL.—Section 1903 of the Social Security Act (42 U.S.C. 1396b), as amended by sections 6037(a)(2) and 6043(b), is amended by adding at the end the following new subsection:

''(z) MEDICAID TRANSFORMATION PAYMENTS.—

''(1) IN GENERAL.—In addition to the payments provided under subsection (a), subject to paragraph (4), the Secretary shall provide for payments to States for the adoption of innovative methods to improve the effectiveness and efficiency in providing medical assistance under this title.

''(2) PERMISSIBLE USES OF FUNDS.—The following are examples of innovative methods for which funds provided under this subsection may be used:

''(A) Methods for reducing patient error rates through the implementation and use of electronic health records, electronic clinical decision support tools, or e-prescribing programs.

''(B) Methods for improving rates of collection from estates of amounts owed under this title.

''(C) Methods for reducing waste, fraud, and abuse under the program under this title, such as reducing improper payment rates as measured by annual payment error rate measurement (PERM) project rates.

''(D) Implementation of a medication risk management program as part of a drug use review program under section 1927(g).

''(E) Methods in reducing, in clinically appropriate ways, expenditures under this title for covered outpatient drugs, particularly in the categories of greatest drug utilization, by increasing the utilization of generic drugs through the use of education programs and other incentives to promote greater use of generic drugs.

''(F) Methods for improving access to primary and specialty physician care for the uninsured using integrated university-based hospital and clinic systems.

''(3) APPLICATION; TERMS AND CONDITIONS.—

''(A) IN GENERAL.—No payments shall be made to a State under this subsection unless the State applies to the Secretary for such payments in a form, manner, and time specified by the Secretary.

''(B) TERMS AND CONDITIONS.—Such payments are made under such terms and conditions consistent with this subsection as the Secretary prescribes.

''(C) ANNUAL REPORT.—Payment to a State under this subsection is conditioned on the State submitting to the Secretary an annual report on the programs supported by such payment. Such report shall include information on—

''(i) the specific uses of such payment;

''(ii) an assessment of quality improvements and clinical outcomes under such programs; and

''(iii) estimates of cost savings resulting from such programs.

''(4) FUNDING.—

''(A) LIMITATION ON FUNDS.—The total amount of payments under this subsection shall be equal to, and shall not exceed—

''(i) $75,000,000 for fiscal year 2007; and

''(ii) $75,000,000 for fiscal year 2008.

This subsection constitutes budget authority in advance of appropriations Acts and represents the obligation of the Secretary to provide for the payment of amounts provided under this subsection.

''(B) ALLOCATION OF FUNDS.—The Secretary shall specify a method for allocating the funds made available under this subsection among States. Such method shall provide preference for States that design programs that target health providers that treat significant numbers of Medicaid beneficiaries. Such method shall provide that not less than 25 percent of such funds shall be allocated among States the population of which (as determined according to data collected by the United States Census Bureau) as of July 1, 2004, was more than 105 percent of the population of the respective State (as so determined) as of April 1, 2000.

''(C) FORM AND MANNER OF PAYMENT.—Payment to a State under this subsection shall be made in the same manner as other payments under section 1903(a). There is no requirement for State matching funds to receive payments under this subsection.

''(5) MEDICATION RISK MANAGEMENT PROGRAM.—

''(A) IN GENERAL.—For purposes of this subsection, the term 'medication risk management program' means a program for targeted beneficiaries that ensures that covered outpatient drugs are appropriately used to optimize therapeutic outcomes through improved medication use and to reduce the risk of adverse events.

''(B) ELEMENTS.—Such program may include the following elements:

''(i) The use of established principles and standards for drug utilization review and best practices to analyze prescription drug claims of targeted beneficiaries and identify outlier physicians.

''(ii) On an ongoing basis provide outlier physicians—

''(I) a comprehensive pharmacy claims history for each targeted beneficiary under their care;

''(II) information regarding the frequency and cost of relapses and hospitalizations of targeted beneficiaries under the physician's care; and

''(III) applicable best practice guidelines and empirical references.

''(iii) Monitor outlier physician's prescribing, such as failure to refill, dosage strengths, and provide incentives and information to encourage the adoption of best clinical practices.

''(C) TARGETED BENEFICIARIES.—For purposes of this paragraph, the term 'targeted beneficiaries' means Medicaid eligible beneficiaries who are identified as having high prescription drug costs and medical costs, such as individuals with behavioral disorders or multiple chronic diseases who are taking multiple medications.''.

SEC. 6082. HEALTH OPPORTUNITY ACCOUNTS.

Title XIX of the Social Security Act, as amended by sections 6035 and 6044, is amended—

(1) by redesignating section 1938 as section 1939; and

(2) by inserting after section 1937 the following new section:

''HEALTH OPPORTUNITY ACCOUNTS

''SEC. 1938. (a) AUTHORITY.—

''(1) IN GENERAL.—Notwithstanding any other provision of this title, the Secretary shall establish a demonstration program under which States may provide under their State plans under this title (including such a plan operating under a statewide waiver under section 1115) in accordance with this section for the provision of alternative benefits consistent with subsection (c) for eligible population groups in one or more geographic areas of the State specified by the State. An amendment under the previous sentence is referred to in this section as a 'State demonstration program'.

''(2) INITIAL DEMONSTRATION.—

''(A) IN GENERAL.—The demonstration program under this section shall begin on January 1, 2007. During the first 5 years of such program, the Secretary shall not approve more than 10 States to conduct demonstration programs under this section, with each State demonstration program covering 1 or more geographic areas specified by the State. After such 5-year period—

''(i) unless the Secretary finds, taking into account cost-effectiveness, quality of care, and other criteria that the Secretary specifies, that a State demonstration program previously implemented has been unsuccessful, such a demonstration program may be extended or made permanent in the State; and

''(ii) unless the Secretary finds, taking into account cost-effectiveness, quality of care, and other criteria that the Secretary specifies, that all State demonstration programs previously implemented were unsuccessful, other States may implement State demonstration programs.

''(B) GAO REPORT.—

''(i) IN GENERAL.—Not later than 3 months after the end of the 5-year period described in subparagraph (A), the Comptroller General of the United States shall submit a report to Congress evaluating the demonstration programs conducted under this section during such period.

''(ii) APPROPRIATION.—Out of any funds in the Treasury not otherwise appropriated, there is appropriated to the Comptroller General of the United States, $550,000 for the period of fiscal years 2007 through 2010 to carry out clause (i).

''(3) APPROVAL.—The Secretary shall not approve a State demonstration program under paragraph (1) unless the program includes the following:

''(A) Creating patient awareness of the high cost of medical care.

''(B) Providing incentives to patients to seek preventive care services.

''(C) Reducing inappropriate use of health care services.

''(D) Enabling patients to take responsibility for health outcomes.

''(E) Providing enrollment counselors and ongoing education activities.

''(F) Providing transactions involving health opportunity accounts to be conducted electronically and without cash.

''(G) Providing access to negotiated provider payment rates consistent with this section.

Nothing in this section shall be construed as preventing a State demonstration program from providing incentives for patients obtaining appropriate preventive care (as defined for purposes of section 223(c)(2)(C) of the Internal Revenue Code of 1986), such as additional account contributions for an individual demonstrating healthy prevention practices.

''(4) NO REQUIREMENT FOR STATEWIDENESS.—Nothing in this section or any other provision of law shall be construed to require that a State must provide for the implementation of a State demonstration program on a Statewide basis.

''(b) ELIGIBLE POPULATION GROUPS.—

''(1) IN GENERAL.—A State demonstration program under this section shall specify the eligible population groups consistent with paragraphs (2) and (3).

''(2) ELIGIBILITY LIMITATIONS DURING INITIAL DEMONSTRATION PERIOD.—During the initial 5 years of the demonstration program under this section, a State demonstration program shall not apply to any of the following individuals:

''(A) Individuals who are 65 years of age or older.

''(B) Individuals who are disabled, regardless of whether or not their eligibility for medical assistance under this title is based on such disability.

''(C) Individuals who are eligible for medical assistance under this title only because they are (or were within the previous 60 days) pregnant.

''(D) Individuals who have been eligible for medical assistance for a continuous period of less than 3 months.

''(3) ADDITIONAL LIMITATIONS.—A State demonstration program shall not apply to any individual within a category of individuals described in section 1937(a)(2)(B).

''(4) LIMITATIONS.—

''(A) STATE OPTION.—This subsection shall not be construed as preventing a State from further limiting eligibility.

''(B) ON ENROLLEES IN MEDICAID MANAGED CARE ORGANIZATIONS.—Insofar as the State provides for eligibility of individuals who are enrolled in Medicaid managed care organizations, such individuals may participate in the State demonstration program only if the State provides assurances satisfactory to the Secretary that the following conditions are met with respect to any such organization:

''(i) In no case may the number of such individuals enrolled in the organization who participate in the program exceed 5 percent of the total number of individuals enrolled in such organization.

''(ii) The proportion of enrollees in the organization who so participate is not significantly disproportionate to the proportion of such enrollees in other such organizations who participate.

''(iii) The State has provided for an appropriate adjustment in the per capita payments to the organization to account for such participation, taking into account differences in the likely use of health services between enrollees who so participate and enrollees who do not so participate.

''(5) VOLUNTARY PARTICIPATION.—An eligible individual shall be enrolled in a State demonstration program only if the individual voluntarily enrolls. Except in such hardship cases as the Secretary shall specify, such an enrollment shall be effective for a period of 12 months, but may be extended for additional periods of 12 months each with the consent of the individual.

''(6) 1-YEAR MORATORIUM FOR REENROLLMENT.—An eligible individual who, for any reason, is disenrolled from a State demonstration program conducted under this section shall not be permitted to reenroll in such program before the end of the 1-year period that begins on the effective date of such disenrollment.

''(c) ALTERNATIVE BENEFITS.—

''(1) IN GENERAL.—The alternative benefits provided under this section shall consist, consistent with this subsection, of at least—

''(A) coverage for medical expenses in a year for items and services for which benefits are otherwise provided under this title after an annual deductible described in paragraph (2) has been met; and

''(B) contribution into a health opportunity account.

Nothing in subparagraph (A) shall be construed as preventing a State from providing for coverage of preventive care (referred to in subsection (a)(3)) within the alternative benefits without regard to the annual deductible.

''(2) ANNUAL DEDUCTIBLE.—The amount of the annual deductible described in paragraph (1)(A) shall be at least 100 percent, but no more than 110 percent, of the annualized amount of contributions to the health opportunity account under subsection (d)(2)(A)(i), determined without regard to any limitation described in subsection (d)(2)(C)(i)(II).

''(3) ACCESS TO NEGOTIATED PROVIDER PAYMENT RATES.—

''(A) FEE-FOR-SERVICE ENROLLEES.—In the case of an individual who is participating in a State demonstration program and who is not enrolled with a Medicaid managed care organization, the State shall provide that the individual may obtain demonstration program Medicaid services from—

''(i) any participating provider under this title at the same payment rates that would be applicable to such services if the deductible described in paragraph (1)(A) was not applicable; or

''(ii) any other provider at payment rates that do not exceed 125 percent of the payment rate that would be applicable to such services furnished by a participating provider under this title if the deductible described in paragraph (1)(A) was not applicable.

''(B) TREATMENT UNDER MEDICAID MANAGED CARE PLANS.—In the case of an individual who is participating in a State demonstration program and is enrolled with a Medicaid managed care organization, the State shall enter into an arrangement with the organization under which the individual may obtain demonstration program Medicaid services from any provider described in clause (ii) of subparagraph (A) at payment rates that do not exceed the payment rates that may be imposed under that clause.

''(C) COMPUTATION.—The payment rates described in subparagraphs (A) and (B) shall be computed without regard to any cost sharing that would be otherwise applicable under sections 1916 and 1916A.

''(D) DEFINITIONS.—For purposes of this paragraph:

''(i) The term 'demonstration program Medicaid services' means, with respect to an individual participating in a State demonstration program, services for which the individual would be provided medical assistance under this title but for the application of the deductible described in paragraph (1)(A).

''(ii) The term 'participating provider' means—

''(I) with respect to an individual described in subparagraph (A), a health care provider that has entered into a participation agreement with the State for the provision of services to individuals entitled to benefits under the State plan; or

''(II) with respect to an individual described in subparagraph (B) who is enrolled in a Medicaid managed care organization, a health care provider that has entered into an arrangement for the provision of services to enrollees of the organization under this title.

''(4) NO EFFECT ON SUBSEQUENT BENEFITS.—Except as provided under paragraphs (1) and (2), alternative benefits for an eligible individual shall consist of the benefits otherwise provided to the individual, including cost sharing relating to such benefits.

''(5) OVERRIDING COST SHARING AND COMPARABILITY REQUIREMENTS FOR ALTERNATIVE BENEFITS.—The provisions of this title relating to cost sharing for benefits (including sections 1916 and 1916A) shall not apply with respect to benefits to which the annual deductible under paragraph (1)(A) applies. The provisions of section 1902(a)(10)(B) (relating to comparability) shall not apply with respect to the provision of alternative benefits (as described in this subsection).

''(6) TREATMENT AS MEDICAL ASSISTANCE.—Subject to subparagraphs (D) and (E) of subsection (d)(2), payments for alternative benefits under this section (including contributions into a health opportunity account) shall be treated as medical assistance for purposes of section 1903(a).

''(7) USE OF TIERED DEDUCTIBLE AND COST SHARING.—

''(A) IN GENERAL.—A State—

''(i) may vary the amount of the annual deductible applied under paragraph (1)(A) based on the income of the family involved so long as it does not favor families with higher income over those with lower income; and

''(ii) may vary the amount of the maximum out-of-pocket cost sharing (as defined in subparagraph (B)) based on the income of the family involved so long as it does not favor families with higher income over those with lower income.

''(B) MAXIMUM OUT-OF-POCKET COST SHARING.—For purposes of subparagraph (A)(ii), the term 'maximum out-of-pocket cost sharing' means, for an individual or family, the amount by which the annual deductible level applied under paragraph (1)(A) to the individual or family exceeds the balance in the health opportunity account for the individual or family.

''(8) CONTRIBUTIONS BY EMPLOYERS.—Nothing in this section shall be construed as preventing

an employer from providing health benefits coverage consisting of the coverage described in paragraph (1)(A) to individuals who are provided alternative benefits under this section.

''(d) HEALTH OPPORTUNITY ACCOUNT.—

''(1) IN GENERAL.—For purposes of this section, the term 'health opportunity account' means an account that meets the requirements of this subsection.

''(2) CONTRIBUTIONS.—

''(A) IN GENERAL.—No contribution may be made into a health opportunity account except—

''(i) contributions by the State under this title; and

''(ii) contributions by other persons and entities, such as charitable organizations, as permitted under section 1903(w).

''(B) STATE CONTRIBUTION.—A State shall specify the contribution amount that shall be deposited under subparagraph (A)(i) into a health opportunity account.

''(C) LIMITATION ON ANNUAL STATE CONTRIBUTION PROVIDED AND PERMITTING IMPOSITION OF MAXIMUM ACCOUNT BALANCE.—

''(i) IN GENERAL.—A State—

''(I) may impose limitations on the maximum contributions that may be deposited under subparagraph (A)(i) into a health opportunity account in a year;

''(II) may limit contributions into such an account once the balance in the account reaches a level specified by the State; and

''(III) subject to clauses (ii) and (iii) and subparagraph (D)(i), may not provide contributions described in subparagraph (A)(i) to a health opportunity account on behalf of an individual or family to the extent the amount of such contributions (including both State and Federal shares) exceeds, on an annual basis, $2,500 for each individual (or family member) who is an adult and $1,000 for each individual (or family member) who is a child.

''(ii) INDEXING OF DOLLAR LIMITATIONS.—For each year after 2006, the dollar amounts specified in clause (i)(III) shall be annually increased by the Secretary by a percentage that reflects the annual percentage increase in the medical care component of the consumer price index for all urban consumers.

''(iii) BUDGET NEUTRAL ADJUSTMENT.—A State may provide for dollar limitations in excess of those specified in clause (i)(III) (as increased under clause (ii)) for specified individuals if the State provides assurances satisfactory to the Secretary that contributions otherwise made to other individuals will be reduced in a manner so as to provide for aggregate contributions that do not exceed the aggregate contributions that would otherwise be permitted under this subparagraph.

''(D) LIMITATIONS ON FEDERAL MATCHING.—

''(i) STATE CONTRIBUTION.—A State may contribute under subparagraph (A)(i) amounts to a health opportunity account in excess of the limitations provided under subparagraph (C)(i)(III), but no Federal financial participation shall be provided under section 1903(a) with respect to contributions in excess of such limitations.

''(ii) NO FFP FOR PRIVATE CONTRIBUTIONS.—No Federal financial participation shall be provided under section 1903(a) with respect to any contributions described in subparagraph (A)(ii) to a health opportunity account.

''(E) APPLICATION OF DIFFERENT MATCHING RATES.—The Secretary shall provide a method under which, for expenditures made from a health opportunity account for medical care for which the Federal matching rate under section 1903(a) exceeds the Federal medical assistance percentage, a State may obtain payment under such section at such higher matching rate for such expenditures.

''(3) USE.—

''(A) GENERAL USES.—

''(i) IN GENERAL.—Subject to the succeeding provisions of this paragraph, amounts in a health opportunity account may be used for payment of such health care expenditures as the State specifies.

''(ii) GENERAL LIMITATION.—Subject to subparagraph (B)(ii), in no case shall such account be used for payment for health care expenditures that are not payment of medical care (as defined by section 213(d) of the Internal Revenue Code of 1986).

''(iii) STATE RESTRICTIONS.—In applying clause (i), a State may restrict payment for—

''(I) providers of items and services to providers that are licensed or otherwise authorized under State law to provide the item or service and may deny payment for such a provider on the basis that the provider has been found, whether with respect to this title or any other health benefit program, to have failed to meet quality standards or to have committed 1 or more acts of fraud or abuse; and

''(II) items and services insofar as the State finds they are not medically appropriate or necessary.

''(iv) ELECTRONIC WITHDRAWALS.—The State demonstration program shall provide for a method whereby withdrawals may be made from the account for such purposes using an electronic system and shall not permit withdrawals from the account in cash.

''(B) MAINTENANCE OF HEALTH OPPORTUNITY ACCOUNT AFTER BECOMING INELIGIBLE FOR PUBLIC BENEFIT.—

''(i) IN GENERAL.—Notwithstanding any other provision of law, if an account holder of a health opportunity account becomes ineligible for benefits under this title because of an increase in income or assets—

''(I) no additional contribution shall be made into the account under paragraph (2)(A)(i);

''(II) subject to clause (iii), the balance in the account shall be reduced by 25 percent; and

''(III) subject to the succeeding provisions of this subparagraph, the account shall remain available to the account holder for 3 years after the date on which the individual becomes ineligible for such benefits for withdrawals under the same terms and conditions as if the account holder remained eligible for such benefits, and such withdrawals shall be treated as medical assistance in accordance with subsection (c)(6).

''(ii) SPECIAL RULES.—Withdrawals under this subparagraph from an account—

''(I) shall be available for the purchase of health insurance coverage; and

''(II) may, subject to clause (iv), be made available (at the option of the State) for such additional expenditures (such as job training and tuition expenses) specified by the State (and approved by the Secretary) as the State may specify.

''(iii) EXCEPTION FROM 25 PERCENT SAVINGS TO GOVERNMENT FOR PRIVATE CONTRIBUTIONS.—Clause (i)(II) shall not apply to the portion of the account that is attributable to contributions described in paragraph (2)(A)(ii). For purposes of accounting for such contributions, withdrawals from a health opportunity account shall first be attributed to contributions described in paragraph (2)(A)(i).

''(iv) CONDITION FOR NON-HEALTH WITHDRAWALS.—No withdrawal may be made from an account under clause (ii)(II) unless the account holder has participated in the program under this section for at least 1 year.

''(v) NO REQUIREMENT FOR CONTINUATION OF COVERAGE.—An account holder of a health opportunity account, after becoming ineligible for medical assistance under this title, is not required to purchase high-deductible or other insurance as a condition of maintaining or using the account.

''(4) ADMINISTRATION.—A State may coordinate administration of health opportunity accounts through the use of a third party administrator and reasonable expenditures for the use of such administrator shall be reimbursable to the State in the same manner as other administrative expenditures under section 1903(a)(7).

''(5) TREATMENT.—Amounts in, or contributed to, a health opportunity account shall not be counted as income or assets for purposes of determining eligibility for benefits under this title.

''(6) UNAUTHORIZED WITHDRAWALS.—A State may establish procedures—

''(A) to penalize or remove an individual from the health opportunity account based on nonqualified withdrawals by the individual from such an account; and

''(B) to recoup costs that derive from such nonqualified withdrawals.''.

SEC. 6083. STATE OPTION TO ESTABLISH NON-EMERGENCY MEDICAL TRANSPORTATION PROGRAM.

(a) IN GENERAL.—Section 1902(a) of the Social Security Act (42 U.S.C. 1396a(a)), as amended by sections 6033(a) and 6035(b), is amended—

(1) in paragraph (68), by striking ''and'' at the end;

(2) in paragraph (69) by striking the period at the end and inserting ''; and''; and

(3) by inserting after paragraph (69) the following:

''(70) at the option of the State and notwithstanding paragraphs (1), (10)(B), and (23), provide for the establishment of a non-emergency medical transportation brokerage program in order to more cost-effectively provide transportation for individuals eligible for medical assistance under the State plan who need access to medical care or services and have no other means of transportation which—

''(A) may include a wheelchair van, taxi, stretcher car, bus passes and tickets, secured transportation, and such other transportation as the Secretary determines appropriate; and

''(B) may be conducted under contract with a broker who—

''(i) is selected through a competitive bidding process based on the State's evaluation of the broker's experience, performance, references, resources, qualifications, and costs;

''(ii) has oversight procedures to monitor beneficiary access and complaints and ensure that transport personnel are licensed, qualified, competent, and courteous;

''(iii) is subject to regular auditing and oversight by the State in order to ensure the quality of the transportation services provided and the adequacy of beneficiary access to medical care and services; and

''(iv) complies with such requirements related to prohibitions on referrals and conflict of interest as the Secretary shall establish (based on the prohibitions on physician referrals under section 1877 and such other prohibitions and requirements as the Secretary determines to be appropriate).''.

(b) EFFECTIVE DATE.—The amendments made by subsection (a) take effect on the date of the enactment of this Act.

SEC. 6084. EXTENSION OF TRANSITIONAL MEDICAL ASSISTANCE (TMA) AND ABSTINENCE EDUCATION PROGRAM.

Effective as if enacted on December 31, 2005, activities authorized by sections 510 and 1925 of the Social Security Act shall continue through December 31, 2006, in the manner authorized for fiscal year 2005, notwithstanding section 1902(e)(1)(A) of such Act, and out of any money in the Treasury of the United States not otherwise appropriated, there are hereby appropriated such sums as may be necessary for such purpose. Grants and payments may be made pursuant to this authority through the first quarter of fiscal year 2007 at the level provided for such activities through the first quarter of fiscal year 2006.

SEC. 6085. EMERGENCY SERVICES FURNISHED BY NON-CONTRACT PROVIDERS FOR MEDICAID MANAGED CARE ENROLLEES.

(a) IN GENERAL.—Section 1932(b)(2) of the Social Security Act (42 U.S.C. 1396u–2(b)(2)) is amended by adding at the end the following new subparagraph:

''(D) EMERGENCY SERVICES FURNISHED BY NON-CONTRACT PROVIDERS.—Any provider of emergency services that does not have in effect a contract with a Medicaid managed care entity that establishes payment amounts for services furnished to a beneficiary enrolled in the entity's Medicaid managed care plan must accept as

payment in full no more than the amounts (less any payments for indirect costs of medical education and direct costs of graduate medical education) that it could collect if the beneficiary received medical assistance under this title other than through enrollment in such an entity. In a State where rates paid to hospitals under the State plan are negotiated by contract and not publicly released, the payment amount applicable under this subparagraph shall be the average contract rate that would apply under the State plan for general acute care hospitals or the average contract rate that would apply under such plan for tertiary hospitals.''.

(b) EFFECTIVE DATE.—The amendment made by subsection (a) shall take effect on January 1, 2007.

SEC. 6086. EXPANDED ACCESS TO HOME AND COMMUNITY-BASED SERVICES FOR THE ELDERLY AND DISABLED.

(a) HOME AND COMMUNITY-BASED SERVICES AS AN OPTIONAL BENEFIT FOR ELDERLY AND DISABLED INDIVIDUALS.—Section 1915 of the Social Security Act (42 U.S.C. 1396n) is amended by adding at the end the following new subsection:

''(i) STATE PLAN AMENDMENT OPTION TO PROVIDE HOME AND COMMUNITY-BASED SERVICES FOR ELDERLY AND DISABLED INDIVIDUALS.—

''(1) IN GENERAL.—Subject to the succeeding provisions of this subsection, a State may provide through a State plan amendment for the provision of medical assistance for home and community-based services (within the scope of services described in paragraph (4)(B) of subsection (c) for which the Secretary has the authority to approve a waiver and not including room and board or such other services requested by the State as the Secretary may approve) for individuals eligible for medical assistance under the State plan whose income does not exceed 150 percent of the poverty line (as defined in section 2110(c)(5)), without determining that but for the provision of such services the individuals would require the level of care provided in a hospital or a nursing facility or intermediate care facility for the mentally retarded, but only if the State meets the following requirements:

''(A) NEEDS-BASED CRITERIA FOR ELIGIBILITY FOR, AND RECEIPT OF, HOME AND COMMUNITY-BASED SERVICES.—The State establishes needs-based criteria for determining an individual's eligibility under the State plan for medical assistance for such home and community-based services, and if the individual is eligible for such services, the specific home and community-based services that the individual will receive.

''(B) ESTABLISHMENT OF MORE STRINGENT NEEDS-BASED ELIGIBILITY CRITERIA FOR INSTITUTIONALIZED CARE.—The State establishes needs-based criteria for determining whether an individual requires the level of care provided in a hospital, a nursing facility, or an intermediate care facility for the mentally retarded under the State plan or under any waiver of such plan that are more stringent than the needs-based criteria established under subparagraph (A) for determining eligibility for home and community-based services.

''(C) PROJECTION OF NUMBER OF INDIVIDUALS TO BE PROVIDED HOME AND COMMUNITY-BASED SERVICES.—

''(i) IN GENERAL.—The State submits to the Secretary, in such form and manner, and upon such frequency as the Secretary shall specify, the projected number of individuals to be provided home and community-based services.

''(ii) AUTHORITY TO LIMIT NUMBER OF ELIGIBLE INDIVIDUALS.—A State may limit the number of individuals who are eligible for such services and may establish waiting lists for the receipt of such services.

''(D) CRITERIA BASED ON INDIVIDUAL ASSESSMENT.—

''(i) IN GENERAL.—The criteria established by the State for purposes of subparagraphs (A) and (B) requires an assessment of an individual's support needs and capabilities, and may take into account the inability of the individual to perform 2 or more activities of daily living (as defined in section 7702B(c)(2)(B) of the Internal Revenue Code of 1986) or the need for significant assistance to perform such activities, and such other risk factors as the State determines to be appropriate.

''(ii) ADJUSTMENT AUTHORITY.—The State plan amendment provides the State with the option to modify the criteria established under subparagraph (A) (without having to obtain prior approval from the Secretary) in the event that the enrollment of individuals eligible for home and community-based services exceeds the projected enrollment submitted for purposes of subparagraph (C), but only if—

''(I) the State provides at least 60 days notice to the Secretary and the public of the proposed modification;

''(II) the State deems an individual receiving home and community-based services on the basis of the most recent version of the criteria in effect prior to the effective date of the modification to be eligible for such services for a period of at least 12 months beginning on the date the individual first received medical assistance for such services; and

''(III) after the effective date of such modification, the State, at a minimum, applies the criteria for determining whether an individual requires the level of care provided in a hospital, a nursing facility, or an intermediate care facility for the mentally retarded under the State plan or under any waiver of such plan which applied prior to the application of the more stringent criteria developed under subparagraph (B).

''(E) INDEPENDENT EVALUATION AND ASSESSMENT.—

''(i) ELIGIBILITY DETERMINATION.—The State uses an independent evaluation for making the determinations described in subparagraphs (A) and (B).

''(ii) ASSESSMENT.—In the case of an individual who is determined to be eligible for home and community-based services, the State uses an independent assessment, based on the needs of the individual to—

''(I) determine a necessary level of services and supports to be provided, consistent with an individual's physical and mental capacity;

''(II) prevent the provision of unnecessary or inappropriate care; and

''(III) establish an individualized care plan for the individual in accordance with subparagraph (G).

''(F) ASSESSMENT.—The independent assessment required under subparagraph (E)(ii) shall include the following:

''(i) An objective evaluation of an individual's inability to perform 2 or more activities of daily living (as defined in section 7702B(c)(2)(B) of the Internal Revenue Code of 1986) or the need for significant assistance to perform such activities.

''(ii) A face-to-face evaluation of the individual by an individual trained in the assessment and evaluation of individuals whose physical or mental conditions trigger a potential need for home and community-based services.

''(iii) Where appropriate, consultation with the individual's family, spouse, guardian, or other responsible individual.

''(iv) Consultation with appropriate treating and consulting health and support professionals caring for the individual.

''(v) An examination of the individual's relevant history, medical records, and care and support needs, guided by best practices and research on effective strategies that result in improved health and quality of life outcomes.

''(vi) If the State offers individuals the option to self-direct the purchase of, or control the receipt of, home and community-based service, an evaluation of the ability of the individual or the individual's representative to self-direct the purchase of, or control the receipt of, such services if the individual so elects.

''(G) INDIVIDUALIZED CARE PLAN.—

''(i) IN GENERAL.—In the case of an individual who is determined to be eligible for home and community-based services, the State uses the independent assessment required under subparagraph (E)(ii) to establish a written individualized care plan for the individual.

''(ii) PLAN REQUIREMENTS.—The State ensures that the individualized care plan for an individual—

''(I) is developed—

''(aa) in consultation with the individual, the individual's treating physician, health care or support professional, or other appropriate individuals, as defined by the State, and, where appropriate the individual's family, caregiver, or representative; and

''(bb) taking into account the extent of, and need for, any family or other supports for the individual;

''(II) identifies the necessary home and community-based services to be furnished to the individual (or, if the individual elects to self-direct the purchase of, or control the receipt of, such services, funded for the individual); and

''(III) is reviewed at least annually and as needed when there is a significant change in the individual's circumstances.

''(iii) STATE OPTION TO OFFER ELECTION FOR SELF-DIRECTED SERVICES.—

''(I) INDIVIDUAL CHOICE.—At the option of the State, the State may allow an individual or the individual's representative to elect to receive self-directed home and community-based services in a manner which gives them the most control over such services consistent with the individual's abilities and the requirements of subclauses (II) and (III).

''(II) SELF-DIRECTED SERVICES.—The term 'self-directed' means, with respect to the home and community-based services offered under the State plan amendment, such services for the individual which are planned and purchased under the direction and control of such individual or the individual's authorized representative, including the amount, duration, scope, provider, and location of such services, under the State plan consistent with the following requirements:

''(aa) ASSESSMENT.—There is an assessment of the needs, capabilities, and preferences of the individual with respect to such services.

''(bb) SERVICE PLAN.—Based on such assessment, there is developed jointly with such individual or the individual's authorized representative a plan for such services for such individual that is approved by the State and that satisfies the requirements of subclause (III).

''(III) PLAN REQUIREMENTS.—For purposes of subclause (II)(bb), the requirements of this subclause are that the plan—

''(aa) specifies those services which the individual or the individual's authorized representative would be responsible for directing;

''(bb) identifies the methods by which the individual or the individual's authorized representative will select, manage, and dismiss providers of such services;

''(cc) specifies the role of family members and others whose participation is sought by the individual or the individual's authorized representative with respect to such services;

''(dd) is developed through a person-centered process that is directed by the individual or the individual's authorized representative, builds upon the individual's capacity to engage in activities that promote community life and that respects the individual's preferences, choices, and abilities, and involves families, friends, and professionals as desired or required by the individual or the individual's authorized representative;

''(ee) includes appropriate risk management techniques that recognize the roles and sharing of responsibilities in obtaining services in a self-directed manner and assure the appropriateness of such plan based upon the resources and capabilities of the individual or the individual's authorized representative; and

''(ff) may include an individualized budget which identifies the dollar value of the services and supports under the control and direction of

the individual or the individual's authorized representative.

''(IV) BUDGET PROCESS.—With respect to individualized budgets described in subclause (III)(ff), the State plan amendment—

''(aa) describes the method for calculating the dollar values in such budgets based on reliable costs and service utilization;

''(bb) defines a process for making adjustments in such dollar values to reflect changes in individual assessments and service plans; and

''(cc) provides a procedure to evaluate expenditures under such budgets.

''(H) QUALITY ASSURANCE; CONFLICT OF INTEREST STANDARDS.—

''(i) QUALITY ASSURANCE.—The State ensures that the provision of home and community-based services meets Federal and State guidelines for quality assurance.

''(ii) CONFLICT OF INTEREST STANDARDS.—The State establishes standards for the conduct of the independent evaluation and the independent assessment to safeguard against conflicts of interest.

''(I) REDETERMINATIONS AND APPEALS.—The State allows for at least annual redeterminations of eligibility, and appeals in accordance with the frequency of, and manner in which, redeterminations and appeals of eligibility are made under the State plan.

''(J) PRESUMPTIVE ELIGIBILITY FOR ASSESSMENT.—The State, at its option, elects to provide for a period of presumptive eligibility (not to exceed a period of 60 days) only for those individuals that the State has reason to believe may be eligible for home and community-based services. Such presumptive eligibility shall be limited to medical assistance for carrying out the independent evaluation and assessment under subparagraph (E) to determine an individual's eligibility for such services and if the individual is so eligible, the specific home and community-based services that the individual will receive.

''(2) DEFINITION OF INDIVIDUAL'S REPRESENTATIVE.—In this section, the term 'individual's representative' means, with respect to an individual, a parent, a family member, or a guardian of the individual, an advocate for the individual, or any other individual who is authorized to represent the individual.

''(3) NONAPPLICATION.—A State may elect in the State plan amendment approved under this section to not comply with the requirements of section 1902(a)(1) (relating to statewideness) and section 1902(a)(10)(C)(i)(III) (relating to income and resource rules applicable in the community), but only for purposes of provided home and community-based services in accordance with such amendment. Any such election shall not be construed to apply to the provision of services to an individual receiving medical assistance in an institutionalized setting as a result of a determination that the individual requires the level of care provided in a hospital or a nursing facility or intermediate care facility for the mentally retarded.

''(4) NO EFFECT ON OTHER WAIVER AUTHORITY.—Nothing in this subsection shall be construed as affecting the option of a State to offer home and community-based services under a waiver under subsections (c) or (d) of this section or under section 1115.

''(5) CONTINUATION OF FEDERAL FINANCIAL PARTICIPATION FOR MEDICAL ASSISTANCE PROVIDED TO INDIVIDUALS AS OF EFFECTIVE DATE OF STATE PLAN AMENDMENT.—Notwithstanding paragraph (1)(B), Federal financial participation shall continue to be available for an individual who is receiving medical assistance in an institutionalized setting, or home and community-based services provided under a waiver under this section or section 1115 that is in effect as of the effective date of the State plan amendment submitted under this subsection, as a result of a determination that the individual requires the level of care provided in a hospital or a nursing facility or intermediate care facility for the mentally retarded, without regard to whether such individuals satisfy the more stringent eligibility criteria established under that paragraph, until such time as the individual is discharged from the institution or waiver program or no longer requires such level of care.''.

(b) QUALITY OF CARE MEASURES.—

(1) IN GENERAL.—The Secretary, acting through the Director of the Agency for Healthcare Research and Quality, shall consult with consumers, health and social service providers and other professionals knowledgeable about long-term care services and supports to develop program performance indicators, client function indicators, and measures of client satisfaction with respect to home and community-based services offered under State Medicaid programs.

(2) BEST PRACTICES.—The Secretary shall—

(A) use the indicators and measures developed under paragraph (1) to assess such home and community-based services, the outcomes associated with the receipt of such services (particularly with respect to the health and welfare of the recipient of the services), and the overall system for providing home and community-based services under the Medicaid program under title XIX of the Social Security Act; and

(B) make publicly available the best practices identified through such assessment and a comparative analyses of the system features of each State.

(3) APPROPRIATION.—Out of any funds in the Treasury not otherwise appropriated, there is appropriated to the Secretary of Health and Human Services, $1,000,000 for the period of fiscal years 2006 through 2010 to carry out this subsection.

(c) EFFECTIVE DATE.—The amendments made by subsections (a) and (b) take effect on January 1, 2007, and apply to expenditures for medical assistance for home and community-based services provided in accordance with section 1915(i) of the Social Security Act (as added by subsections (a) and (b)) on or after that date.

SEC. 6087. OPTIONAL CHOICE OF SELF-DIRECTED PERSONAL ASSISTANCE SERVICES (CASH AND COUNSELING).

(a) EXEMPTION FROM CERTAIN REQUIREMENTS.—Section 1915 of the Social Security Act (42 U.S.C. 1396n), as amended by section 6086(a), is amended by adding at the end the following new subsection:

''(j)(1) A State may provide, as 'medical assistance', payment for part or all of the cost of self-directed personal assistance services (other than room and board) under the plan which are provided pursuant to a written plan of care to individuals with respect to whom there has been a determination that, but for the provision of such services, the individuals would require and receive personal care services under the plan, or home and community-based services provided pursuant to a waiver under subsection (c). Self-directed personal assistance services may not be provided under this subsection to individuals who reside in a home or property that is owned, operated, or controlled by a provider of services, not related by blood or marriage.

''(2) The Secretary shall not grant approval for a State self-directed personal assistance services program under this section unless the State provides assurances satisfactory to the Secretary of the following:

''(A) Necessary safeguards have been taken to protect the health and welfare of individuals provided services under the program, and to assure financial accountability for funds expended with respect to such services.

''(B) The State will provide, with respect to individuals who—

''(i) are entitled to medical assistance for personal care services under the plan, or receive home and community-based services under a waiver granted under subsection (c);

''(ii) may require self-directed personal assistance services; and

''(iii) may be eligible for self-directed personal assistance services,

an evaluation of the need for personal care under the plan, or personal services under a waiver granted under subsection (c).

''(C) Such individuals who are determined to be likely to require personal care under the plan, or home and community-based services under a waiver granted under subsection (c) are informed of the feasible alternatives, if available under the State's self-directed personal assistance services program, at the choice of such individuals, to the provision of personal care services under the plan, or personal assistance services under a waiver granted under subsection (c).

''(D) The State will provide for a support system that ensures participants in the self-directed personal assistance services program are appropriately assessed and counseled prior to enrollment and are able to manage their budgets. Additional counseling and management support may be provided at the request of the participant.

''(E) The State will provide to the Secretary an annual report on the number of individuals served and total expenditures on their behalf in the aggregate. The State shall also provide an evaluation of overall impact on the health and welfare of participating individuals compared to non-participants every three years.

''(3) A State may provide self-directed personal assistance services under the State plan without regard to the requirements of section 1902(a)(1) and may limit the population eligible to receive these services and limit the number of persons served without regard to section 1902(a)(10)(B).

''(4)(A) For purposes of this subsection, the term 'self-directed personal assistance services' means personal care and related services, or home and community-based services otherwise available under the plan under this title or subsection (c), that are provided to an eligible participant under a self-directed personal assistance services program under this section, under which individuals, within an approved self-directed services plan and budget, purchase personal assistance and related services, and permits participants to hire, fire, supervise, and manage the individuals providing such services.

''(B) At the election of the State—

''(i) a participant may choose to use any individual capable of providing the assigned tasks including legally liable relatives as paid providers of the services; and

''(ii) the individual may use the individual's budget to acquire items that increase independence or substitute (such as a microwave oven or an accessibility ramp) for human assistance, to the extent that expenditures would otherwise be made for the human assistance.

''(5) For purpose of this section, the term 'approved self-directed services plan and budget' means, with respect to a participant, the establishment of a plan and budget for the provision of self-directed personal assistance services, consistent with the following requirements:

''(A) SELF-DIRECTION.—The participant (or in the case of a participant who is a minor child, the participant's parent or guardian, or in the case of an incapacitated adult, another individual recognized by State law to act on behalf of the participant) exercises choice and control over the budget, planning, and purchase of self-directed personal assistance services, including the amount, duration, scope, provider, and location of service provision.

''(B) ASSESSMENT OF NEEDS.—There is an assessment of the needs, strengths, and preferences of the participants for such services.

''(C) SERVICE PLAN.—A plan for such services (and supports for such services) for the participant has been developed and approved by the State based on such assessment through a person-centered process that—

''(i) builds upon the participant's capacity to engage in activities that promote community life and that respects the participant's preferences, choices, and abilities; and

''(ii) involves families, friends, and professionals in the planning or delivery of services or supports as desired or required by the participant.

''(D) SERVICE BUDGET.—A budget for such services and supports for the participant has been developed and approved by the State based on such assessment and plan and on a methodology that uses valid, reliable cost data, is open to public inspection, and includes a calculation of the expected cost of such services if those services were not self-directed. The budget may not restrict access to other medically necessary care and services furnished under the plan and approved by the State but not included in the budget.

''(E) APPLICATION OF QUALITY ASSURANCE AND RISK MANAGEMENT.—There are appropriate quality assurance and risk management techniques used in establishing and implementing such plan and budget that recognize the roles and responsibilities in obtaining services in a self-directed manner and assure the appropriateness of such plan and budget based upon the participant's resources and capabilities.

''(6) A State may employ a financial management entity to make payments to providers, track costs, and make reports under the program. Payment for the activities of the financial management entity shall be at the administrative rate established in section 1903(a).''.

(b) EFFECTIVE DATE.—The amendment made by subsection (a) shall apply to services furnished on or after January 1, 2007.

Subtitle B—SCHIP

SEC. 6101. ADDITIONAL ALLOTMENTS TO ELIMINATE FISCAL YEAR 2006 FUNDING SHORTFALLS.

(a) IN GENERAL.—Section 2104 of the Social Security Act (42 U.S.C. 1397dd) is amended by inserting after subsection (c) the following:

''(d) ADDITIONAL ALLOTMENTS TO ELIMINATE FUNDING SHORTFALLS.—

''(1) APPROPRIATION; ALLOTMENT AUTHORITY.—For the purpose of providing additional allotments to shortfall States described in paragraph (2), there is appropriated, out of any money in the Treasury not otherwise appropriated, $283,000,000 for fiscal year 2006.

''(2) SHORTFALL STATES DESCRIBED.—For purposes of paragraph (1), a shortfall State described in this paragraph is a State with a State child health plan approved under this title for which the Secretary estimates, on the basis of the most recent data available to the Secretary as of December 16, 2005, that the projected expenditures under such plan for such State for fiscal year 2006 will exceed the sum of—

''(A) the amount of the State's allotments for each of fiscal years 2004 and 2005 that will not be expended by the end of fiscal year 2005;

''(B) the amount, if any, that is to be redistributed to the State during fiscal year 2006 in accordance with subsection (f); and

''(C) the amount of the State's allotment for fiscal year 2006.

''(3) ALLOTMENTS.—In addition to the allotments provided under subsections (b) and (c), subject to paragraph (4), of the amount available for the additional allotments under paragraph (1) for fiscal year 2006, the Secretary shall allot—

''(A) to each shortfall State described in paragraph (2) such amount as the Secretary determines will eliminate the estimated shortfall described in such paragraph for the State; and

''(B) to each commonwealth or territory described in subsection (c)(3), the same proportion as the proportion of the commonwealth's or territory's allotment under subsection (c) (determined without regard to subsection (f)) to 1.05 percent of the amount appropriated under paragraph (1).

''(4) USE OF ADDITIONAL ALLOTMENT.—Additional allotments provided under this subsection are only available for amounts expended under a State plan approved under this title for child health assistance for targeted low-income children.

''(5) 1-YEAR AVAILABILITY; NO REDISTRIBUTION OF UNEXPENDED ADDITIONAL ALLOTMENTS.—Notwithstanding subsections (e) and (f), amounts allotted to a State pursuant to this subsection for fiscal year 2006 shall only remain available for expenditure by the State through September 30, 2006. Any amounts of such allotments that remain unexpended as of such date shall not be subject to redistribution under subsection (f) and shall revert to the Treasury on October 1, 2006.''.

(b) CONFORMING AMENDMENTS.—Section 2104 of the Social Security Act (42 U.S.C. 1397dd) is amended—

(1) in subsection (a), by inserting ''subject to subsection (d),'' after ''under this section,'';

(2) in subsection (b)(1), by inserting ''and subsection (d)'' after ''Subject to paragraph (4)''; and

(3) in subsection (c)(1), by inserting ''subject to subsection (d),'' after ''for a fiscal year,''.

(c) EFFECTIVE DATE.—The amendments made by this section apply to items and services furnished on or after October 1, 2005, without regard to whether or not regulations implementing such amendments have been issued.

SEC. 6102. PROHIBITION AGAINST COVERING NONPREGNANT CHILDLESS ADULTS WITH SCHIP FUNDS.

(a) PROHIBITION ON USE OF SCHIP FUNDS.—Section 2107 of the Social Security Act (42 U.S.C. 1397gg) is amended by adding at the end the following:

''(f) LIMITATION OF WAIVER AUTHORITY.—Notwithstanding subsection (e)(2)(A) and section 1115(a), the Secretary may not approve a waiver, experimental, pilot, or demonstration project that would allow funds made available under this title to be used to provide child health assistance or other health benefits coverage to a nonpregnant childless adult. For purposes of the preceding sentence, a caretaker relative (as such term is defined for purposes of carrying out section 1931) shall not be considered a childless adult.''.

(b) CONFORMING AMENDMENTS.—Section 2105(c)(1) of such Act (42 U.S.C. 1397ee(c)(1)) is amended—

(1) by inserting ''and may not include coverage of a nonpregnant childless adult'' after ''section 2101)''; and

(2) by adding at the end the following: ''For purposes of the preceding sentence, a caretaker relative (as such term is defined for purposes of carrying out section 1931) shall not be considered a childless adult.''.

(c) RULE OF CONSTRUCTION.—Nothing in this section or the amendments made by this section shall be construed to—

(1) authorize the waiver of any provision of title XIX or XXI of the Social Security Act (42 U.S.C. 1396 et seq., 1397aa et seq.) that is not otherwise authorized to be waived under such titles or under title XI of such Act (42 U.S.C. 1301 et seq.) as of the date of enactment of this Act;

(2) imply congressional approval of any waiver, experimental, pilot, or demonstration project affecting funds made available under the State children's health insurance program under title XXI of the Social Security Act (42 U.S.C. 1397aa et. seq.) or any amendment to such a waiver or project that has been approved as of such date of enactment; or

(3) apply to any waiver, experimental, pilot, or demonstration project that would allow funds made available under title XXI of the Social Security Act (42 U.S.C. 1397aa et seq.) to be used to provide child health assistance or other health benefits coverage to a nonpregnant childless adult that is approved before the date of enactment of this Act or to any extension, renewal, or amendment of such a waiver or project that is approved on or after such date of enactment.

(d) EFFECTIVE DATE.—This section and the amendments made by this section shall take effect as if enacted on October 1, 2005, and shall apply to any waiver, experimental, pilot, or demonstration project that is approved on or after that date.

SEC. 6103. CONTINUED AUTHORITY FOR QUALIFYING STATES TO USE CERTAIN FUNDS FOR MEDICAID EXPENDITURES.

(a) IN GENERAL.—Section 2105(g)(1)(A) of the Social Security Act (42 U.S.C. 1397ee(g)(1)(A)) is amended by striking ''or 2001'' and inserting ''2001, 2004, or 2005''.

(b) EFFECTIVE DATE.—The amendment made by subsection (a) shall apply to expenditures made under title XIX of the Social Security Act (42 U.S.C. 1396 et seq.) on or after October 1, 2005.

Subtitle C—Katrina Relief

SEC. 6201. ADDITIONAL FEDERAL PAYMENTS UNDER HURRICANE-RELATED MULTI-STATE SECTION 1115 DEMONSTRATIONS.

(a) IN GENERAL.—The Secretary of Health and Human Services shall pay to each eligible State, from amounts appropriated pursuant to subsection (e), amounts for the following purposes:

(1) Under the authority of an approved Multi-State Section 1115 Demonstration Project (in this section referred to as an ''section 1115 project'')—

(A) with respect to evacuees receiving health care under such project, for the non-Federal share of expenditures:

(i) for medical assistance furnished under title XIX of the Social Security Act, and

(ii) for child health assistance furnished under title XXI of such Act;

(B) with respect to evacuees who do not have other coverage for such assistance through insurance, including (but not limited to) private insurance, under title XIX or title XXI of the Social Security Act, or under State-funded health insurance programs, for the total uncompensated care costs incurred for medically necessary services and supplies or premium assistance for such persons, and for those evacuees receiving medical assistance under the project for the total uncompensated care costs incurred for medically necessary services and supplies beyond those included as medical assistance or child health assistance under the State's approved plan under title XIX or title XXI of the Social Security Act;

(C) with respect to affected individuals receiving health care under such project for the non-Federal share of the following expenditures:

(i) for medical assistance furnished under title XIX of the Social Security Act, and

(ii) for child health assistance furnished under title XXI of such Act; and

(D) with respect to affected individuals who do not have other coverage for such assistance through insurance, including (but not limited to) private insurance, under title XIX or title XXI of the Social Security Act, or under State-funded health insurance programs, for the total uncompensated care costs incurred for medically necessary services and supplies or premium assistance for such persons, and for those affected individuals receiving medical assistance under the project for the total uncompensated care costs incurred for medically necessary services and supplies beyond those included as medical assistance or child health assistance under the State's approved plan under title XIX or title XXI of the Social Security Act.

(2) For reimbursement of the reasonable administrative costs related to subparagraphs (A) through (D) of paragraph (1) as determined by the Secretary.

(3) Only with respect to affected counties or parishes, for reimbursement with respect to individuals receiving medical assistance under existing State plans approved by the Secretary of Health and Human Services for the following non-Federal share of expenditures:

(A) For medical assistance furnished under title XIX of the Social Security Act.

(B) For child health assistance furnished under title XXI of such Act.

(4) For other purposes, if approved by the Secretary under the Secretary's authority, to restore access to health care in impacted communities.

(b) DEFINITIONS.—For purposes of this section:

(1) The term ''affected individual'' means an individual who resided in an individual assistance designation county or parish pursuant to section 408 of the Robert T. Stafford Disaster Relief and Emergency Assistance Act, as declared by the President as a result of Hurricane Katrina and continues to reside in the same State that such county or parish is located in.

(2) The term ''affected counties or parishes'' means a county or parish described in paragraph (1).

(3) The term ''evacuee'' means an affected individual who has been displaced to another State.

(4) The term ''eligible State'' means a State that has provided care to affected individuals or evacuees under a section 1115 project.

(c) APPLICATION TO MATCHING REQUIREMENTS.—The non-Federal share paid under this section shall not be regarded as Federal funds for purposes of Medicaid matching requirements, the effect of which is to provide fiscal relief to the State in which the Medicaid eligible individual originally resided.

(d) TIME LIMITS ON PAYMENTS.—

(1) No payments shall be made by the Secretary under subsection (a)(1)(A) or (a)(1)(C), for costs of health care provided to an eligible evacuee or affected individual for services for such individual incurred after June 30, 2006.

(2) No payments shall be made by the Secretary under subsection (a)(1)(B) or (a)(1)(D) for costs of health care incurred after January 31, 2006.

(3) No payments may be made under subsection (a)(1)(B) or (a)(1)(D) for an item or service that an evacuee or an affected individual has received from an individual or organization as part of a public or private hurricane relief effort.

(e) APPROPRIATIONS.—For the purpose of providing funds for payments under this section, in addition to any funds made available for the National Disaster Medical System under the Department of Homeland Security for health care costs related to Hurricane Katrina, including under a section 1115 project, there is appropriated out of any money in the Treasury not otherwise appropriated, $2,000,000,000, to remain available to the Secretary until expended. The total amount of payments made under subsection (a) may not exceed the total amount appropriated under this subsection.

SEC. 6202. STATE HIGH RISK HEALTH INSURANCE POOL FUNDING.

(a) IN GENERAL.—There are hereby authorized and appropriated for fiscal year 2006—

(1) $75,000,000 for grants under subsection (b)(1) of section 2745 of the Public Health Service Act (42 U.S.C. 300gg-45); and

(2) $15,000,000 for grants under subsection (a) of such section.

(b) TREATMENT.—The amount appropriated under—

(1) paragraph (1) shall be treated as if it had been appropriated under subsection (c)(2) of such section; and

(2) paragraph (2) shall be treated as if it had been appropriated under subsection (c)(1) of such section.

(c) REFERENCES.—Effective upon the enactment of the State High Risk Pool Funding Extension Act of 2005—

(1) subsection (a)(1) shall be applied by substituting ''subsections (b)(2) and (c)(3)'' for ''subsection ''(b)(1)'';

(2) subsection (b)(1) shall be applied by substituting ''(d)(1)(B)'' for ''(c)(2)''; and

(3) subsection (b)(2) shall be applied by substituting ''(d)(1)(A)'' for ''(c)(1)''.

SEC. 6203. IMPLEMENTATION FUNDING.

For purposes of implementing the provisions of, and amendments made by, title V of this Act and this title—

(1) the Secretary of Health and Human Services shall provide for the transfer, in appropriate part from the Federal Hospital Insurance Trust Fund established under section 1817 of the Social Security Act (42 U.S.C. 1395i) and the Federal Supplementary Medical Insurance Trust Fund established under section 1841 of such Act (42 U.S.C. 1395t), of $30,000,000 to the Centers for Medicare & Medicaid Services Program Management Account for fiscal year 2006; and

(2) out of any funds in the Treasury not otherwise appropriated, there are appropriated to such Secretary for the Centers for Medicare & Medicaid Services Program Management Account, $30,000,000 for fiscal year 2006.

TITLE VII—HUMAN RESOURCES AND OTHER PROVISIONS

SEC. 7001. REFERENCES.

Except as otherwise expressly provided, wherever in this title an amendment or repeal is expressed in terms of an amendment to, or repeal of, a section or other provision, the amendment or repeal shall be considered to be made to a section or other provision of the Social Security Act.

Subtitle A—TANF

SEC. 7101. TEMPORARY ASSISTANCE FOR NEEDY FAMILIES AND RELATED PROGRAMS FUNDING THROUGH SEPTEMBER 30, 2010.

(a) IN GENERAL.—Activities authorized by part A of title IV and section 1108(b) of the Social Security Act (adjusted, as applicable, by or under this subtitle, the amendments made by this subtitle, and the TANF Emergency Response and Recovery Act of 2005) shall continue through September 30, 2010, in the manner authorized for fiscal year 2004, and out of any money in the Treasury of the United States not otherwise appropriated, there are hereby appropriated such sums as may be necessary for such purpose. Grants and payments may be made pursuant to this authority on a quarterly basis through fiscal year 2010 at the level provided for such activities for the corresponding quarter of fiscal year 2004 (or, as applicable, at such greater level as may result from the application of this subtitle, the amendments made by this subtitle, and the TANF Emergency Response and Recovery Act of 2005), except that in the case of section 403(a)(3) of the Social Security Act, grants and payments may be made pursuant to this authority only through fiscal year 2008 and in the case of section 403(a)(4) of the Social Security Act, no grants shall be made for any fiscal year occurring after fiscal year 2005.

(b) CONFORMING AMENDMENTS.—Part A of title IV (42 U.S.C. 601 et seq.) is amended—

(1) in section 403(a)(3)(H)(ii), by striking ''December, 31, 2005'' and inserting ''fiscal year 2008'';

(2) in section 403(b)(3)(C)(ii), by striking ''2006'' and inserting ''2010''; and

(3) in section 409(a)(7)—

(A) in subparagraph (A), by striking ''or 2007'' and inserting ''2007, 2008, 2009, 2010, or 2011''; and

(B) in subparagraph (B)(ii), by striking ''2006'' and inserting ''2010''.

(c) EXTENSION OF THE NATIONAL RANDOM SAMPLE STUDY OF CHILD WELFARE THROUGH SEPTEMBER 30, 2010.—Activities authorized by section 429A of the Social Security Act shall continue through September 30, 2010, in the manner authorized for fiscal year 2004, and out of any money in the Treasury of the United States not otherwise appropriated, there are hereby appropriated such sums as may be necessary for such purpose. Grants and payments may be made pursuant to this authority on a quarterly basis through fiscal year 2010 at the level provided for such activities for the corresponding quarter of fiscal year 2004.

SEC. 7102. IMPROVED CALCULATION OF WORK PARTICIPATION RATES AND PROGRAM INTEGRITY.

(a) RECALIBRATION OF CASELOAD REDUCTION CREDIT.—

(1) IN GENERAL.—Section 407(b)(3)(A) (42 U.S.C. 607(b)(3)(A)) is amended—

(A) in clause (i), by inserting ''or any other State program funded with qualified State expenditures (as defined in section 409(a)(7)(B)(i))'' after ''this part''; and

(B) by striking clause (ii) and inserting the following:

''(ii) the average monthly number of families that received assistance under any State program referred to in clause (i) during fiscal year 2005.''.

(2) CONFORMING AMENDMENT.—Section 407(b)(3)(B) (42 U.S.C. 607(b)(3)(B)) is amended by striking ''and eligibility criteria'' and all that follows through the close parenthesis and inserting ''and the eligibility criteria in effect during fiscal year 2005''.

(b) INCLUSION OF FAMILIES RECEIVING ASSISTANCE UNDER SEPARATE STATE PROGRAMS IN CALCULATION OF PARTICIPATION RATES.—

(1) Section 407 (42 U.S.C. 607) is amended in each of subsections (a)(1), (a)(2), (b)(1)(B)(i), (c)(2)(A)(i), (e)(1), and (e)(2), by inserting ''or any other State program funded with qualified State expenditures (as defined in section 409(a)(7)(B)(i))'' after ''this part''.

(2) Section 411(a)(1) (42 U.S.C. 611(a)(1)) is amended—

(A) in subparagraph (A), by inserting ''or any other State program funded with qualified State expenditures (as defined in section 409(a)(7)(B)(i))'' before the colon; and

(B) in subparagraph (B)(ii), by inserting ''and any other State programs funded with qualified State expenditures (as defined in section 409(a)(7)(B)(i))'' after ''this part''.

(c) IMPROVED VERIFICATION AND OVERSIGHT OF WORK PARTICIPATION.—

(1) IN GENERAL.—Section 407(i) (42 U.S.C. 607(i)) is amended to read as follows:

''(i) VERIFICATION OF WORK AND WORK-ELIGIBLE INDIVIDUALS IN ORDER TO IMPLEMENT REFORMS.—

''(1) SECRETARIAL DIRECTION AND OVERSIGHT.—

''(A) REGULATIONS FOR DETERMINING WHETHER ACTIVITIES MAY BE COUNTED AS 'WORK ACTIVITIES', HOW TO COUNT AND VERIFY REPORTED HOURS OF WORK, AND DETERMINING WHO IS A WORK-ELIGIBLE INDIVIDUAL.—

''(i) IN GENERAL.—Not later than June 30, 2006, the Secretary shall promulgate regulations to ensure consistent measurement of work participation rates under State programs funded under this part and State programs funded with qualified State expenditures (as defined in section 409(a)(7)(B)(i)), which shall include information with respect to—

''(I) determining whether an activity of a recipient of assistance may be treated as a work activity under subsection (d);

''(II) uniform methods for reporting hours of work by a recipient of assistance;

''(III) the type of documentation needed to verify reported hours of work by a recipient of assistance; and

''(IV) the circumstances under which a parent who resides with a child who is a recipient of assistance should be included in the work participation rates.

''(ii) ISSUANCE OF REGULATIONS ON AN INTERIM FINAL BASIS.—The regulations referred to in clause (i) may be effective and final immediately on an interim basis as of the date of publication of the regulations. If the Secretary provides for an interim final regulation, the Secretary shall provide for a period of public comment on the regulation after the date of publication. The Secretary may change or revise the regulation after the public comment period.

''(B) OVERSIGHT OF STATE PROCEDURES.—The Secretary shall review the State procedures established in accordance with paragraph (2) to ensure that such procedures are consistent with the regulations promulgated under subparagraph (A) and are adequate to ensure an accurate measurement of work participation under the State programs funded under this part and any other State programs funded with qualified State expenditures (as so defined).

''(2) REQUIREMENT FOR STATES TO ESTABLISH AND MAINTAIN WORK PARTICIPATION VERIFICATION PROCEDURES.—Not later than September 30, 2006, a State to which a grant is made under section 403 shall establish procedures for determining, with respect to recipients of assistance under the State program funded under this part or under any State programs funded with qualified State expenditures (as so defined), whether activities may be counted as work activities, how to count and verify reported hours of work, and who is a work-eligible individual, in accordance with the regulations promulgated pursuant to paragraph (1)(A)(i) and shall establish internal controls to ensure compliance with the procedures.''.

(2) STATE PENALTY FOR FAILURE TO ESTABLISH OR COMPLY WITH WORK PARTICIPATION VERIFICATION PROCEDURES.—Section 409(a) (42 U.S.C. 609(a)) is amended by adding at the end the following:

''(15) PENALTY FOR FAILURE TO ESTABLISH OR COMPLY WITH WORK PARTICIPATION VERIFICATION PROCEDURES.—

''(A) IN GENERAL.—If the Secretary determines that a State to which a grant is made under section 403 in a fiscal year has violated section 407(i)(2) during the fiscal year, the Secretary shall reduce the grant payable to the State under section 403(a)(1) for the immediately succeeding fiscal year by an amount equal to not less than 1 percent and not more than 5 percent of the State family assistance grant.

''(B) PENALTY BASED ON SEVERITY OF FAILURE.—The Secretary shall impose reductions under subparagraph (A) with respect to a fiscal year based on the degree of noncompliance.''.

(d) EFFECTIVE DATE.—The amendments made by subsections (a) and (b) shall take effect on October 1, 2006.

SEC. 7103. GRANTS FOR HEALTHY MARRIAGE PROMOTION AND RESPONSIBLE FATHERHOOD.

(a) HEALTHY MARRIAGE AND FAMILY FUNDS.—Section 403(a)(2) (42 U.S.C. 603(a)(2)) is amended to read as follows:

''(2) HEALTHY MARRIAGE PROMOTION AND RESPONSIBLE FATHERHOOD GRANTS.—

''(A) IN GENERAL.—

''(i) USE OF FUNDS.—Subject to subparagraphs (B) and (C), the Secretary may use the funds made available under subparagraph (D) for the purpose of conducting and supporting research and demonstration projects by public or private entities, and providing technical assistance to States, Indian tribes and tribal organizations, and such other entities as the Secretary may specify that are receiving a grant under another provision of this part.

''(ii) LIMITATIONS.—The Secretary may not award funds made available under this paragraph on a noncompetitive basis, and may not provide any such funds to an entity for the purpose of carrying out healthy marriage promotion activities or for the purpose of carrying out activities promoting responsible fatherhood unless the entity has submitted to the Secretary an application which—

''(I) describes—

''(aa) how the programs or activities proposed in the application will address, as appropriate, issues of domestic violence; and

''(bb) what the applicant will do, to the extent relevant, to ensure that participation in the programs or activities is voluntary, and to inform potential participants that their participation is voluntary; and

''(II) contains a commitment by the entity—

''(aa) to not use the funds for any other purpose; and

''(bb) to consult with experts in domestic violence or relevant community domestic violence coalitions in developing the programs and activities.

''(iii) HEALTHY MARRIAGE PROMOTION ACTIVITIES.—In clause (ii), the term 'healthy marriage promotion activities' means the following:

''(I) Public advertising campaigns on the value of marriage and the skills needed to increase marital stability and health.

''(II) Education in high schools on the value of marriage, relationship skills, and budgeting.

''(III) Marriage education, marriage skills, and relationship skills programs, that may include parenting skills, financial management, conflict resolution, and job and career advancement, for non-married pregnant women and non-married expectant fathers.

''(IV) Pre-marital education and marriage skills training for engaged couples and for couples or individuals interested in marriage.

''(V) Marriage enhancement and marriage skills training programs for married couples.

''(VI) Divorce reduction programs that teach relationship skills.

''(VII) Marriage mentoring programs which use married couples as role models and mentors in at-risk communities.

''(VIII) Programs to reduce the disincentives to marriage in means-tested aid programs, if offered in conjunction with any activity described in this subparagraph.

''(B) LIMITATION ON USE OF FUNDS FOR DEMONSTRATION PROJECTS FOR COORDINATION OF PROVISION OF CHILD WELFARE AND TANF SERVICES TO TRIBAL FAMILIES AT RISK OF CHILD ABUSE OR NEGLECT.—

''(i) IN GENERAL.—Of the amounts made available under subparagraph (D) for a fiscal year, the Secretary may not award more than $2,000,000 on a competitive basis to fund demonstration projects designed to test the effectiveness of tribal governments or tribal consortia in coordinating the provision to tribal families at risk of child abuse or neglect of child welfare services and services under tribal programs funded under this part.

''(ii) LIMITATION ON USE OF FUNDS.—A grant made pursuant to clause (i) to such a project shall not be used for any purpose other than—

''(I) to improve case management for families eligible for assistance from such a tribal program;

''(II) for supportive services and assistance to tribal children in out-of-home placements and the tribal families caring for such children, including families who adopt such children; and

''(III) for prevention services and assistance to tribal families at risk of child abuse and neglect.

''(iii) REPORTS.—The Secretary may require a recipient of funds awarded under this subparagraph to provide the Secretary with such information as the Secretary deems relevant to enable the Secretary to facilitate and oversee the administration of any project for which funds are provided under this subparagraph.

''(C) LIMITATION ON USE OF FUNDS FOR ACTIVITIES PROMOTING RESPONSIBLE FATHERHOOD.—

''(i) IN GENERAL.—Of the amounts made available under subparagraph (D) for a fiscal year, the Secretary may not award more than $50,000,000 on a competitive basis to States, territories, Indian tribes and tribal organizations, and public and nonprofit community entities, including religious organizations, for activities promoting responsible fatherhood.

''(ii) ACTIVITIES PROMOTING RESPONSIBLE FATHERHOOD.—In this paragraph, the term 'activities promoting responsible fatherhood' means the following:

''(I) Activities to promote marriage or sustain marriage through activities such as counseling, mentoring, disseminating information about the benefits of marriage and 2-parent involvement for children, enhancing relationship skills, education regarding how to control aggressive behavior, disseminating information on the causes of domestic violence and child abuse, marriage preparation programs, premarital counseling, marital inventories, skills-based marriage education, financial planning seminars, including improving a family's ability to effectively manage family business affairs by means such as education, counseling, or mentoring on matters related to family finances, including household management, budgeting, banking, and handling of financial transactions and home maintenance, and divorce education and reduction programs, including mediation and counseling.

''(II) Activities to promote responsible parenting through activities such as counseling, mentoring, and mediation, disseminating information about good parenting practices, skills-based parenting education, encouraging child support payments, and other methods.

''(III) Activities to foster economic stability by helping fathers improve their economic status by providing activities such as work first services, job search, job training, subsidized employment, job retention, job enhancement, and encouraging education, including career-advancing education, dissemination of employment materials, coordination with existing employment services such as welfare-to-work programs, referrals to local employment training initiatives, and other methods.

''(IV) Activities to promote responsible fatherhood that are conducted through a contract with a nationally recognized, nonprofit fatherhood promotion organization, such as the development, promotion, and distribution of a media campaign to encourage the appropriate involvement of parents in the life of any child and specifically the issue of responsible fatherhood, and the development of a national clearinghouse to assist States and communities in efforts to promote and support marriage and responsible fatherhood.

''(D) APPROPRIATION.—Out of any money in the Treasury of the United States not otherwise appropriated, there are appropriated $150,000,000 for each of fiscal years 2006 through 2010, for expenditure in accordance with this paragraph.''.

(b) COUNTING OF SPENDING ON CERTAIN PRO-FAMILY ACTIVITIES.—Section 409(a)(7)(B)(i) (42 U.S.C. 609(a)(7)(B)(i)) is amended by adding at the end the following:

''(V) COUNTING OF SPENDING ON CERTAIN PRO-FAMILY ACTIVITIES.—The term 'qualified State expenditures' includes the total expenditures by the State during the fiscal year under all State programs for a purpose described in paragraph (3) or (4) of section 401(a).''.

Subtitle B—Child Care

SEC. 7201. ENTITLEMENT FUNDING.

Section 418(a)(3) (42 U.S.C. 618(a)(3)) is amended—

(1) by striking ''and'' at the end of subparagraph (E);

(2) by striking the period at the end of subparagraph (F) and inserting a semicolon; and

(3) by adding at the end the following:

''(G) $2,917,000,000 for each of fiscal years 2006 through 2010.''.

Subtitle C—Child Support

SEC. 7301. ASSIGNMENT AND DISTRIBUTION OF CHILD SUPPORT.

(a) MODIFICATION OF RULE REQUIRING ASSIGNMENT OF SUPPORT RIGHTS AS A CONDITION OF RECEIVING TANF.—Section 408(a)(3) (42 U.S.C. 608(a)(3)) is amended to read as follows:

''(3) NO ASSISTANCE FOR FAMILIES NOT ASSIGNING CERTAIN SUPPORT RIGHTS TO THE STATE.—A State to which a grant is made under section 403 shall require, as a condition of paying assistance to a family under the State program funded under this part, that a member of the family assign to the State any right the family member may have (on behalf of the family member or of any other person for whom the family member has applied for or is receiving such assistance) to support from any other person, not exceeding the total amount of assistance so paid to the family, which accrues during the period that the family receives assistance under the program.''.

(b) INCREASING CHILD SUPPORT PAYMENTS TO FAMILIES AND SIMPLIFYING CHILD SUPPORT DISTRIBUTION RULES.—

(1) DISTRIBUTION RULES.—

(A) IN GENERAL.—Section 457(a) (42 U.S.C. 657(a)) is amended to read as follows:

''(a) IN GENERAL.—Subject to subsections (d) and (e), the amounts collected on behalf of a family as support by a State pursuant to a plan approved under this part shall be distributed as follows:

''(1) FAMILIES RECEIVING ASSISTANCE.—In the case of a family receiving assistance from the State, the State shall—

''(A) pay to the Federal Government the Federal share of the amount collected, subject to paragraph (3)(A);

''(B) retain, or pay to the family, the State share of the amount collected, subject to paragraph (3)(B); and

''(C) pay to the family any remaining amount.

''(2) FAMILIES THAT FORMERLY RECEIVED ASSISTANCE.—In the case of a family that formerly received assistance from the State:

''(A) CURRENT SUPPORT.—To the extent that the amount collected does not exceed the current support amount, the State shall pay the amount to the family.

''(B) ARREARAGES.—Except as otherwise provided in an election made under section 454(34), to the extent that the amount collected exceeds the current support amount, the State—

''(i) shall first pay to the family the excess amount, to the extent necessary to satisfy support arrearages not assigned pursuant to section 408(a)(3);

''(ii) if the amount collected exceeds the amount required to be paid to the family under clause (i), shall—

''(I) pay to the Federal Government the Federal share of the excess amount described in this clause, subject to paragraph (3)(A); and

''(II) retain, or pay to the family, the State share of the excess amount described in this clause, subject to paragraph (3)(B); and

''(iii) shall pay to the family any remaining amount.

''(3) LIMITATIONS.—

''(A) FEDERAL REIMBURSEMENTS.—The total of the amounts paid by the State to the Federal Government under paragraphs (1) and (2) of this subsection with respect to a family shall not exceed the Federal share of the amount assigned with respect to the family pursuant to section 408(a)(3).

''(B) STATE REIMBURSEMENTS.—The total of the amounts retained by the State under paragraphs (1) and (2) of this subsection with respect to a family shall not exceed the State share of the amount assigned with respect to the family pursuant to section 408(a)(3).

''(4) FAMILIES THAT NEVER RECEIVED ASSISTANCE.—In the case of any other family, the State shall distribute to the family the portion of the amount so collected that remains after withholding any fee pursuant to section 454(6)(B)(ii).

''(5) FAMILIES UNDER CERTAIN AGREEMENTS.—Notwithstanding paragraphs (1) through (3), in the case of an amount collected for a family in accordance with a cooperative agreement under section 454(33), the State shall distribute the amount collected pursuant to the terms of the agreement.''.

(B) STATE OPTION TO PASS THROUGH ADDITIONAL SUPPORT WITH FEDERAL FINANCIAL PARTICIPATION BEGINNING WITH FISCAL YEAR 2009.—

(i) IN GENERAL.—Section 457(a) (42 U.S.C. 657(a)) is amended by adding at the end the following:

''(7) STATE OPTION TO PASS THROUGH ADDITIONAL SUPPORT WITH FEDERAL FINANCIAL PARTICIPATION.—

''(A) FAMILIES THAT FORMERLY RECEIVED ASSISTANCE.—Notwithstanding paragraph (2), a State shall not be required to pay to the Federal Government the Federal share of an amount collected on behalf of a family that formerly received assistance from the State to the extent that the State pays the amount to the family.

''(B) FAMILIES THAT CURRENTLY RECEIVE ASSISTANCE.—

''(i) IN GENERAL.—Notwithstanding paragraph (1), in the case of a family that receives assistance from the State, a State shall not be required to pay to the Federal Government the Federal share of the excepted portion (as defined in clause (ii)) of any amount collected on behalf of such family during a month to the extent that—

''(I) the State pays the excepted portion to the family; and

''(II) the excepted portion is disregarded in determining the amount and type of assistance provided to the family under such program.

''(ii) EXCEPTED PORTION DEFINED.—For purposes of this subparagraph, the term ''excepted portion'' means that portion of the amount collected on behalf of a family during a month that does not exceed $100 per month, or in the case of a family that includes 2 or more children, that does not exceed an amount established by the State that is not more than $200 per month.''.

(ii) EFFECTIVE DATE.—The amendment made by clause (i) shall take effect on October 1, 2008.

(iii) REDESIGNATION.—Effective October 1, 2009, paragraph (7) of section 457(a) of the Social Security Act (as added by clause (i)) is redesignated as paragraph (6).

(C) STATE PLAN TO INCLUDE ELECTION AS TO WHICH RULES TO APPLY IN DISTRIBUTING CHILD SUPPORT ARREARAGES COLLECTED ON BEHALF OF FAMILIES FORMERLY RECEIVING ASSISTANCE.—Section 454 (42 U.S.C. 654) is amended—

(i) by striking ''and'' at the end of paragraph (32);

(ii) by striking the period at the end of paragraph (33) and inserting ''; and''; and

(iii) by inserting after paragraph (33) the following:

''(34) include an election by the State to apply section 457(a)(2)(B) of this Act or former section 457(a)(2)(B) of this Act (as in effect for the State immediately before the date this paragraph first applies to the State) to the distribution of the amounts which are the subject of such sections and, for so long as the State elects to so apply such former section, the amendments made by subsection (b)(1) of section 7301 of the Deficit Reduction Act of 2005 shall not apply with respect to the State, notwithstanding subsection (e) of such section 7301.''.

(2) CURRENT SUPPORT AMOUNT DEFINED.—Section 457(c) (42 U.S.C. 657(c)) is amended by adding at the end the following:

''(5) CURRENT SUPPORT AMOUNT.—The term 'current support amount' means, with respect to amounts collected as support on behalf of a family, the amount designated as the monthly support obligation of the noncustodial parent in the order requiring the support or calculated by the State based on the order.''.

(c) STATE OPTION TO DISCONTINUE OLDER SUPPORT ASSIGNMENTS.—Section 457(b) (42 U.S.C. 657(b)) is amended to read as follows:

''(b) CONTINUATION OF ASSIGNMENTS.—

''(1) STATE OPTION TO DISCONTINUE PRE-1997 SUPPORT ASSIGNMENTS.—

''(A) IN GENERAL.—Any rights to support obligations assigned to a State as a condition of receiving assistance from the State under part A and in effect on September 30, 1997 (or such earlier date on or after August 22, 1996, as the State may choose), may remain assigned after such date.

''(B) DISTRIBUTION OF AMOUNTS AFTER ASSIGNMENT DISCONTINUATION.—If a State chooses to discontinue the assignment of a support obligation described in subparagraph (A), the State may treat amounts collected pursuant to the assignment as if the amounts had never been assigned and may distribute the amounts to the family in accordance with subsection (a)(4).

''(2) STATE OPTION TO DISCONTINUE POST-1997 ASSIGNMENTS.—

''(A) IN GENERAL.—Any rights to support obligations accruing before the date on which a family first receives assistance under part A that are assigned to a State under that part and in effect before the implementation date of this section may remain assigned after such date.

''(B) DISTRIBUTION OF AMOUNTS AFTER ASSIGNMENT DISCONTINUATION.—If a State chooses to discontinue the assignment of a support obligation described in subparagraph (A), the State may treat amounts collected pursuant to the assignment as if the amounts had never been assigned and may distribute the amounts to the family in accordance with subsection (a)(4).''.

(d) CONFORMING AMENDMENTS.—Section 6402(c) of the Internal Revenue Code of 1986 (relating to offset of past-due support against overpayments) is amended—

(1) in the first sentence, by striking ''the Social Security Act.'' and inserting ''of such Act.''; and

(2) by striking the third sentence and inserting the following: ''The Secretary shall apply a reduction under this subsection first to an amount certified by the State as past due support under section 464 of the Social Security Act before any other reductions allowed by law.''.

(e) EFFECTIVE DATE.—

(1) IN GENERAL.—Except as otherwise provided in this section, the amendments made by the preceding provisions of this section shall take effect on October 1, 2009, and shall apply to payments under parts A and D of title IV of the Social Security Act for calendar quarters beginning on or after such date, and without regard to whether regulations to implement the amendments (in the case of State programs operated under such part D) are promulgated by such date.

(2) STATE OPTION TO ACCELERATE EFFECTIVE DATE.—Notwithstanding paragraph (1), a State may elect to have the amendments made by the preceding provisions of this section apply to the State and to amounts collected by the State (and the payments under parts A and D), on and after such date as the State may select that is not earlier than October 1, 2008, and not later than September 30, 2009.

(f) USE OF TAX REFUND INTERCEPT PROGRAM TO COLLECT PAST-DUE CHILD SUPPORT ON BEHALF OF CHILDREN WHO ARE NOT MINORS.—

(1) IN GENERAL.—Section 464 (42 U.S.C. 664) is amended—

(A) in subsection (a)(2)(A), by striking ''(as that term is defined for purposes of this paragraph under subsection (c))''; and

(B) in subsection (c)—

(i) in paragraph (1)—

(I) by striking ''(1) Except as provided in paragraph (2), as used in'' and inserting ''In''; and

(II) by inserting ''(whether or not a minor)'' after ''a child'' each place it appears; and

(ii) by striking paragraphs (2) and (3).

(2) EFFECTIVE DATE.—The amendments made by paragraph (1) shall take effect on October 1, 2007.

(g) STATE OPTION TO USE STATEWIDE AUTOMATED DATA PROCESSING AND INFORMATION RETRIEVAL SYSTEM FOR INTERSTATE CASES.—Section 466(a)(14)(A)(iii) (42 U.S.C. 666(a)(14)(A)(iii)) is amended by inserting before the semicolon the following: ''(but the assisting State may establish a corresponding case based on such other State's request for assistance)''.

SEC. 7302. MANDATORY REVIEW AND ADJUSTMENT OF CHILD SUPPORT ORDERS FOR FAMILIES RECEIVING TANF.

(a) IN GENERAL.—Section 466(a)(10)(A)(i) (42 U.S.C. 666(a)(10)(A)(i)) is amended—

(1) by striking ''parent, or,'' and inserting ''parent or''; and

(2) by striking ''upon the request of the State agency under the State plan or of either parent,''.

(b) EFFECTIVE DATE.—The amendments made by subsection (a) shall take effect on October 1, 2007.

SEC. 7303. DECREASE IN AMOUNT OF CHILD SUPPORT ARREARAGE TRIGGERING PASSPORT DENIAL.

(a) IN GENERAL.—Section 452(k)(1) (42 U.S.C. 652(k)(1)) is amended by striking ''$5,000'' and inserting ''$2,500''.

(b) CONFORMING AMENDMENT.—Section 454(31) (42 U.S.C. 654(31)) is amended by striking ''$5,000'' and inserting ''$2,500''.

(c) EFFECTIVE DATE.—The amendments made by this section shall take effect on October 1, 2006.

SEC. 7304. MAINTENANCE OF TECHNICAL ASSISTANCE FUNDING.

Section 452(j) (42 U.S.C. 652(j)) is amended by inserting ''or the amount appropriated under

this paragraph for fiscal year 2002, whichever is greater'' before '', which shall be available''.

SEC. 7305. MAINTENANCE OF FEDERAL PARENT LOCATOR SERVICE FUNDING.

Section 453(o) (42 U.S.C. 653(o)) is amended—

(1) in the first sentence, by inserting ''or the amount appropriated under this paragraph for fiscal year 2002, whichever is greater'' before '', which shall be available''; and

(2) in the second sentence, by striking ''for each of fiscal years 1997 through 2001''.

SEC. 7306. INFORMATION COMPARISONS WITH INSURANCE DATA.

(a) DUTIES OF THE SECRETARY.—Section 452 (42 U.S.C. 652) is amended by adding at the end the following:

''(l) COMPARISONS WITH INSURANCE INFORMATION.—

''(1) IN GENERAL.—The Secretary, through the Federal Parent Locator Service, may—

''(A) compare information concerning individuals owing past-due support with information maintained by insurers (or their agents) concerning insurance claims, settlements, awards, and payments; and

''(B) furnish information resulting from the data matches to the State agencies responsible for collecting child support from the individuals.

''(2) LIABILITY.—An insurer (including any agent of an insurer) shall not be liable under any Federal or State law to any person for any disclosure provided for under this subsection, or for any other action taken in good faith in accordance with this subsection.''.

(b) STATE REIMBURSEMENT OF FEDERAL COSTS.—Section 453(k)(3) (42 U.S.C. 653(k)(3)) is amended by inserting ''or section 452(l)'' after ''pursuant to this section''.

SEC. 7307. REQUIREMENT THAT STATE CHILD SUPPORT ENFORCEMENT AGENCIES SEEK MEDICAL SUPPORT FOR CHILDREN FROM EITHER PARENT.

(a) STATE AGENCIES REQUIRED TO SEEK MEDICAL SUPPORT FROM EITHER PARENT.—

(1) IN GENERAL.—Section 466(a)(19)(A) (42 U.S.C. 666(a)(19)(A)) is amended by striking ''which include a provision for the health care coverage of the child are enforced'' and inserting ''shall include a provision for medical support for the child to be provided by either or both parents, and shall be enforced''.

(2) CONFORMING AMENDMENTS.—

(A) TITLE IV–D.—

(i) Section 452(f) (42 U.S.C. 652(f)) is amended by striking ''include medical support as part of any child support order and enforce medical support'' and inserting ''enforce medical support included as part of a child support order''.

(ii) Section 466(a)(19) (42 U.S.C. 666(a)(19)), as amended by paragraph (1) of this subsection, is amended—

(I) in subparagraph (A)—

(aa) by striking ''section 401(e)(3)(C)'' and inserting ''section 401(e)''; and

(bb) by striking ''section 401(f)(5)(C)'' and inserting ''section 401(f)'';

(II) in subparagraph (B)—

(aa) by striking ''noncustodial'' each place it appears; and

(bb) in clause (iii), by striking ''section 466(b)'' and inserting ''subsection (b)''; and

(III) in subparagraph (C), by striking ''noncustodial'' each place it appears and inserting ''obligated''.

(B) STATE OR LOCAL GOVERNMENTAL GROUP HEALTH PLANS.—Section 401(e)(2) of the Child Support Performance and Incentive Act of 1998 (29 U.S.C. 1169 note) is amended, in the matter preceding subparagraph (A), by striking ''who is a noncustodial parent of the child''.

(C) CHURCH PLANS.—Section 401(f)(5)(C) of the Child Support Performance and Incentive Act of 1998 (29 U.S.C. 1169 note) is amended by striking ''noncustodial'' each place it appears.

(b) ENFORCEMENT OF MEDICAL SUPPORT REQUIREMENTS.—Section 452(f) (42 U.S.C. 652(f)), as amended by subsection (a)(2)(A)(i), is amended by inserting after the first sentence the following: ''A State agency administering the program under this part may enforce medical support against a custodial parent if health care coverage is available to the custodial parent at a reasonable cost, notwithstanding any other provision of this part.''.

(c) DEFINITION OF MEDICAL SUPPORT.—Section 452(f) (42 U.S.C. 652(f)), as amended by subsections (a)(2)(A)(i) and (b) of this section, is amended by adding at the end the following: ''For purposes of this part, the term 'medical support' may include health care coverage, such as coverage under a health insurance plan (including payment of costs of premiums, co-payments, and deductibles) and payment for medical expenses incurred on behalf of a child.''.

SEC. 7308. REDUCTION OF FEDERAL MATCHING RATE FOR LABORATORY COSTS INCURRED IN DETERMINING PATERNITY.

(a) IN GENERAL.—Section 455(a)(1)(C) (42 U.S.C. 655(a)(1)(C)) is amended by striking ''90 percent (rather than the percentage specified in subparagraph (A))'' and inserting ''66 percent''.

(b) EFFECTIVE DATE.—The amendment made by subsection (a) shall take effect on October 1, 2006, and shall apply to costs incurred on or after that date.

SEC. 7309. ENDING FEDERAL MATCHING OF STATE SPENDING OF FEDERAL INCENTIVE PAYMENTS.

(a) IN GENERAL.—Section 455(a)(1) (42 U.S.C. 655(a)(1)) is amended by inserting ''from amounts paid to the State under section 458 or'' before ''to carry out an agreement''.

(b) EFFECTIVE DATE.—The amendment made by subsection (a) shall take effect on October 1, 2007.

SEC. 7310. MANDATORY FEE FOR SUCCESSFUL CHILD SUPPORT COLLECTION FOR FAMILY THAT HAS NEVER RECEIVED TANF.

(a) IN GENERAL.—Section 454(6)(B) (42 U.S.C. 654(6)(B)) is amended—

(1) by inserting ''(i)'' after ''(B)'';

(2) by redesignating clauses (i) and (ii) as subclauses (I) and (II), respectively;

(3) by adding ''and'' after the semicolon; and

(4) by adding after and below the end the following new clause:

''(ii) in the case of an individual who has never received assistance under a State program funded under part A and for whom the State has collected at least $500 of support, the State shall impose an annual fee of $25 for each case in which services are furnished, which shall be retained by the State from support collected on behalf of the individual (but not from the 1st $500 so collected), paid by the individual applying for the services, recovered from the absent parent, or paid by the State out of its own funds (the payment of which from State funds shall not be considered as an administrative cost of the State for the operation of the plan, and the fees shall be considered income to the program);''.

(b) CONFORMING AMENDMENTS.—Section 457(a)(3) (42 U.S.C. 657(a)(3)) is amended to read as follows:

''(3) FAMILIES THAT NEVER RECEIVED ASSISTANCE.—In the case of any other family, the State shall distribute to the family the portion of the amount so collected that remains after withholding any fee pursuant to section 454(6)(B)(ii).''.

(c) EFFECTIVE DATE.—The amendments made by this section shall take effect on October 1, 2006.

SEC. 7311. EXCEPTION TO GENERAL EFFECTIVE DATE FOR STATE PLANS REQUIRING STATE LAW AMENDMENTS.

In the case of a State plan under part D of title IV of the Social Security Act which the Secretary determines requires State legislation in order for the plan to meet the additional requirements imposed by the amendments made by this subtitle, the effective date of the amendments imposing the additional requirements shall be 3 months after the first day of the first calendar quarter beginning after the close of the first regular session of the State legislature that begins after the date of the enactment of this Act. For purposes of the preceding sentence, in the case of a State that has a 2-year legislative session, each year of the session shall be considered to be a separate regular session of the State legislature.

Subtitle D—Child Welfare

SEC. 7401. STRENGTHENING COURTS.

(a) COURT IMPROVEMENT GRANTS.—

(1) IN GENERAL.—Section 438(a) (42 U.S.C. 629h(a)) is amended—

(A) by striking ''and'' at the end of paragraph (1);

(B) by striking the period at the end of paragraph (2) and inserting a semicolon; and

(C) by adding at the end the following:

''(3) to ensure that the safety, permanence, and well-being needs of children are met in a timely and complete manner; and

''(4) to provide for the training of judges, attorneys and other legal personnel in child welfare cases.''.

(2) APPLICATIONS.—Section 438(b) (42 U.S.C. 629h(b)) is amended to read as follows:

''(b) APPLICATIONS.—

''(1) IN GENERAL.—In order to be eligible to receive a grant under this section, a highest State court shall submit to the Secretary an application at such time, in such form, and including such information and assurances as the Secretary may require, including—

''(A) in the case of a grant for the purpose described in subsection (a)(3), a description of how courts and child welfare agencies on the local and State levels will collaborate and jointly plan for the collection and sharing of all relevant data and information to demonstrate how improved case tracking and analysis of child abuse and neglect cases will produce safe and timely permanency decisions;

''(B) in the case of a grant for the purpose described in subsection (a)(4), a demonstration that a portion of the grant will be used for cross-training initiatives that are jointly planned and executed with the State agency or any other agency under contract with the State to administer the State program under the State plan under subpart 1, the State plan approved under section 434, or the State plan approved under part E; and

''(C) in the case of a grant for any purpose described in subsection (a), a demonstration of meaningful and ongoing collaboration among the courts in the State, the State agency or any other agency under contract with the State who is responsible for administering the State program under part B or E, and, where applicable, Indian tribes.

''(2) SEPARATE APPLICATIONS.—A highest State court desiring grants under this section for 2 or more purposes shall submit separate applications for the following grants:

''(A) A grant for the purposes described in paragraphs (1) and (2) of subsection (a).

''(B) A grant for the purpose described in subsection (a)(3).

''(C) A grant for the purpose described in subsection (a)(4).''.

(3) ALLOTMENTS.—Section 438(c) (42 U.S.C. 429h(c)) is amended—

(A) in paragraph (1)—

(i) by inserting ''of this section for a grant described in subsection (b)(2)(A) of this section'' after ''subsection (b)''; and

(ii) by striking ''paragraph (2) of this subsection'' and inserting ''subparagraph (B) of this paragraph'';

(B) in paragraph (2)—

(i) by striking ''this paragraph'' and inserting ''this subparagraph'';

(ii) by striking ''paragraph (1) of this subsection'' and inserting ''subparagraph (A) of this paragraph''; and

(iii) by inserting ''for such a grant'' after ''subsection (b)'';

(C) by redesignating and indenting paragraphs (1) and (2) as subparagraphs (A) and (B), respectively;

(D) by inserting before and above such subparagraph (A) the following:

''(1) GRANTS TO ASSESS AND IMPROVE HANDLING OF COURT PROCEEDINGS RELATING TO FOSTER CARE AND ADOPTION.—''; and

(E) by adding at the end the following:

''(2) GRANTS FOR IMPROVED DATA COLLECTION AND TRAINING.—

''(A) IN GENERAL.—Each highest State court which has an application approved under subsection (b) of this section for a grant referred to in subparagraph (B) or (C) of subsection (b)(2) shall be entitled to payment, for each of fiscal years 2006 through 2010, from the amount made available under whichever of paragraph (1) or (2) of subsection (e) applies with respect to the grant, of an amount equal to the sum of $85,000 plus the amount described in subparagraph (B) of this paragraph for the fiscal year with respect to the grant.

''(B) FORMULA.—The amount described in this subparagraph for any fiscal year with respect to a grant referred to in subparagraph (B) or (C) of subsection (b)(2) is the amount that bears the same ratio to the amount made available under subsection (e) for such a grant (reduced by the dollar amount specified in subparagraph (A) of this paragraph) as the number of individuals in the State who have not attained 21 years of age bears to the total number of such individuals in all States the highest State courts of which have approved applications under subsection (b) for such a grant.''.

(4) FUNDING.—Section 438 (42 U.S.C. 629h) is amended by adding at the end the following:

''(e) FUNDING FOR GRANTS FOR IMPROVED DATA COLLECTION AND TRAINING.—Out of any money in the Treasury of the United States not otherwise appropriated, there are appropriated to the Secretary, for each of fiscal years 2006 through 2010—

''(1) $10,000,000 for grants referred to in subsection (b)(2)(B); and

''(2) $10,000,000 for grants referred to in subsection (b)(2)(C).''.

(b) REQUIREMENT TO DEMONSTRATE MEANINGFUL COLLABORATION BETWEEN COURTS AND AGENCIES IN CHILD WELFARE SERVICES PROGRAMS.—Section 422(b) (42 U.S.C. 622(b)) is amended—

(1) by striking ''and'' at the end of paragraph (13);

(2) by striking the period at the end of paragraph (14) and inserting ''; and''; and

(3) by adding at the end the following:

''(15) demonstrate substantial, ongoing, and meaningful collaboration with State courts in the development and implementation of the State plan under subpart 1, the State plan approved under subpart 2, and the State plan approved under part E, and in the development and implementation of any program improvement plan required under section 1123A.''.

(c) USE OF CHILD WELFARE RECORDS IN STATE COURT PROCEEDINGS.—Section 471 (42 U.S.C. 671) is amended—

(1) in subsection (a)(8), by inserting ''subject to subsection (c),'' after ''(8)''; and

(2) by adding at the end the following:

''(c) USE OF CHILD WELFARE RECORDS IN STATE COURT PROCEEDINGS.—Subsection (a)(8) shall not be construed to limit the flexibility of a State in determining State policies relating to public access to court proceedings to determine child abuse and neglect or other court hearings held pursuant to part B or this part, except that such policies shall, at a minimum, ensure the safety and well-being of the child, parents, and family.''.

SEC. 7402. FUNDING OF SAFE AND STABLE FAMILIES PROGRAMS.

Section 436(a) (42 U.S.C. 629f(a)) is amended to read as follows:

''(a) AUTHORIZATION.—In addition to any amount otherwise made available to carry out this subpart, there are authorized to be appropriated to carry out this subpart $345,000,000 for fiscal year 2006. Notwithstanding the preceding sentence, the total amount authorized to be so appropriated for fiscal year 2006 under this subsection and under this subsection (as in effect before the date of the enactment of the Deficit Reduction Act of 2005) is $345,000,000.''.

SEC. 7403. CLARIFICATION REGARDING FEDERAL MATCHING OF CERTAIN ADMINISTRATIVE COSTS UNDER THE FOSTER CARE MAINTENANCE PAYMENTS PROGRAM.

(a) ADMINISTRATIVE COSTS RELATING TO UNLICENSED CARE.—Section 472 (42 U.S.C. 672) is amended by inserting after subsection (h) the following:

''(i) ADMINISTRATIVE COSTS ASSOCIATED WITH OTHERWISE ELIGIBLE CHILDREN NOT IN LICENSED FOSTER CARE SETTINGS.—Expenditures by a State that would be considered administrative expenditures for purposes of section 474(a)(3) if made with respect to a child who was residing in a foster family home or child-care institution shall be so considered with respect to a child not residing in such a home or institution—

''(1) in the case of a child who has been removed in accordance with subsection (a) of this section from the home of a relative specified in section 406(a) (as in effect on July 16, 1996), only for expenditures—

''(A) with respect to a period of not more than the lesser of 12 months or the average length of time it takes for the State to license or approve a home as a foster home, in which the child is in the home of a relative and an application is pending for licensing or approval of the home as a foster family home; or

''(B) with respect to a period of not more than 1 calendar month when a child moves from a facility not eligible for payments under this part into a foster family home or child care institution licensed or approved by the State; and

''(2) in the case of any other child who is potentially eligible for benefits under a State plan approved under this part and at imminent risk of removal from the home, only if—

''(A) reasonable efforts are being made in accordance with section 471(a)(15) to prevent the need for, or if necessary to pursue, removal of the child from the home; and

''(B) the State agency has made, not less often than every 6 months, a determination (or redetermination) as to whether the child remains at imminent risk of removal from the home.''.

(b) CONFORMING AMENDMENT.—Section 474(a)(3) (42 U.S.C. 674(a)(3)) is amended by inserting ''subject to section 472(i)'' before ''an amount equal to''.

SEC. 7404. CLARIFICATION OF ELIGIBILITY FOR FOSTER CARE MAINTENANCE PAYMENTS AND ADOPTION ASSISTANCE.

(a) FOSTER CARE MAINTENANCE PAYMENTS.—Section 472(a) (42 U.S.C. 672(a)) is amended to read as follows:

''(a) IN GENERAL.—

''(1) ELIGIBILITY.—Each State with a plan approved under this part shall make foster care maintenance payments on behalf of each child who has been removed from the home of a relative specified in section 406(a) (as in effect on July 16, 1996) into foster care if—

''(A) the removal and foster care placement met, and the placement continues to meet, the requirements of paragraph (2); and

''(B) the child, while in the home, would have met the AFDC eligibility requirement of paragraph (3).

''(2) REMOVAL AND FOSTER CARE PLACEMENT REQUIREMENTS.—The removal and foster care placement of a child meet the requirements of this paragraph if—

''(A) the removal and foster care placement are in accordance with—

''(i) a voluntary placement agreement entered into by a parent or legal guardian of the child who is the relative referred to in paragraph (1); or

''(ii) a judicial determination to the effect that continuation in the home from which removed would be contrary to the welfare of the child and that reasonable efforts of the type described in section 471(a)(15) for a child have been made;

''(B) the child's placement and care are the responsibility of—

''(i) the State agency administering the State plan approved under section 471; or

''(ii) any other public agency with which the State agency administering or supervising the administration of the State plan has made an agreement which is in effect; and

''(C) the child has been placed in a foster family home or child-care institution.

''(3) AFDC ELIGIBILITY REQUIREMENT.—

''(A) IN GENERAL.—A child in the home referred to in paragraph (1) would have met the AFDC eligibility requirement of this paragraph if the child—

''(i) would have received aid under the State plan approved under section 402 (as in effect on July 16, 1996) in the home, in or for the month in which the agreement was entered into or court proceedings leading to the determination referred to in paragraph (2)(A)(ii) of this subsection were initiated; or

''(ii)(I) would have received the aid in the home, in or for the month referred to in clause (i), if application had been made therefor; or

''(II) had been living in the home within 6 months before the month in which the agreement was entered into or the proceedings were initiated, and would have received the aid in or for such month, if, in such month, the child had been living in the home with the relative referred to in paragraph (1) and application for the aid had been made.

''(B) RESOURCES DETERMINATION.—For purposes of subparagraph (A), in determining whether a child would have received aid under a State plan approved under section 402 (as in effect on July 16, 1996), a child whose resources (determined pursuant to section 402(a)(7)(B), as so in effect) have a combined value of not more than $10,000 shall be considered a child whose resources have a combined value of not more than $1,000 (or such lower amount as the State may determine for purposes of section 402(a)(7)(B)).

''(4) ELIGIBILITY OF CERTAIN ALIEN CHILDREN.—Subject to title IV of the Personal Responsibility and Work Opportunity Reconciliation Act of 1996, if the child is an alien disqualified under section 245A(h) or 210(f) of the Immigration and Nationality Act from receiving aid under the State plan approved under section 402 in or for the month in which the agreement described in paragraph (2)(A)(i) was entered into or court proceedings leading to the determination described in paragraph (2)(A)(ii) were initiated, the child shall be considered to satisfy the requirements of paragraph (3), with respect to the month, if the child would have satisfied the requirements but for the disqualification.''.

(b) ADOPTION ASSISTANCE.—Section 473(a)(2) (42 U.S.C. 673(a)(2)) is amended to read as follows:

''(2)(A) For purposes of paragraph (1)(B)(ii), a child meets the requirements of this paragraph if the child—

''(i)(I)(aa) was removed from the home of a relative specified in section 406(a) (as in effect on July 16, 1996) and placed in foster care in accordance with a voluntary placement agreement with respect to which Federal payments are provided under section 474 (or section 403, as such section was in effect on July 16, 1996), or in accordance with a judicial determination to the effect that continuation in the home would be contrary to the welfare of the child; and

''(bb) met the requirements of section 472(a)(3) with respect to the home referred to in item (aa) of this subclause;

''(II) meets all of the requirements of title XVI with respect to eligibility for supplemental security income benefits; or

''(III) is a child whose costs in a foster family home or child-care institution are covered by the foster care maintenance payments being made with respect to the minor parent of the child as provided in section 475(4)(B); and

''(ii) has been determined by the State, pursuant to subsection (c) of this section, to be a child with special needs.

''(B) Section 472(a)(4) shall apply for purposes of subparagraph (A) of this paragraph, in any case in which the child is an alien described in such section.

''(C) A child shall be treated as meeting the requirements of this paragraph for the purpose of paragraph (1)(B)(ii) if the child—

''(i) meets the requirements of subparagraph (A)(ii);

''(ii) was determined eligible for adoption assistance payments under this part with respect to a prior adoption;

''(iii) is available for adoption because—

''(I) the prior adoption has been dissolved, and the parental rights of the adoptive parents have been terminated; or

''(II) the child's adoptive parents have died; and

''(iv) fails to meet the requirements of subparagraph (A) but would meet such requirements if—

''(I) the child were treated as if the child were in the same financial and other circumstances the child was in the last time the child was determined eligible for adoption assistance payments under this part; and

''(II) the prior adoption were treated as never having occurred.''.

Subtitle E—Supplemental Security Income

SEC. 7501. REVIEW OF STATE AGENCY BLINDNESS AND DISABILITY DETERMINATIONS.

Section 1633 (42 U.S.C. 1383b) is amended by adding at the end the following:

''(e)(1) The Commissioner of Social Security shall review determinations, made by State agencies pursuant to subsection (a) in connection with applications for benefits under this title on the basis of blindness or disability, that individuals who have attained 18 years of age are blind or disabled as of a specified onset date. The Commissioner of Social Security shall review such a determination before any action is taken to implement the determination.

''(2)(A) In carrying out paragraph (1), the Commissioner of Social Security shall review—

''(i) at least 20 percent of all determinations referred to in paragraph (1) that are made in fiscal year 2006;

''(ii) at least 40 percent of all such determinations that are made in fiscal year 2007; and

''(iii) at least 50 percent of all such determinations that are made in fiscal year 2008 or thereafter.

''(B) In carrying out subparagraph (A), the Commissioner of Social Security shall, to the extent feasible, select for review the determinations which the Commissioner of Social Security identifies as being the most likely to be incorrect.''.

SEC. 7502. PAYMENT OF CERTAIN LUMP SUM BENEFITS IN INSTALLMENTS UNDER THE SUPPLEMENTAL SECURITY INCOME PROGRAM.

(a) IN GENERAL.—Section 1631(a)(10)(A)(i) (42 U.S.C. 1383(a)(10)(A)(i)) is amended by striking ''12'' and inserting ''3''.

(b) EFFECTIVE DATE.—The amendment made by subsection (a) shall take effect 3 months after the date of the enactment of this Act.

Subtitle F—Repeal of Continued Dumping and Subsidy Offset

SEC. 7601. REPEAL OF CONTINUED DUMPING AND SUBSIDY OFFSET.

(a) REPEAL.—Effective upon the date of enactment of this Act, section 754 of the Tariff Act of 1930 (19 U.S.C. 1675c), and the item relating to section 754 in the table of contents of title VII of that Act, are repealed.

(b) DISTRIBUTIONS ON CERTAIN ENTRIES.—All duties on entries of goods made and filed before October 1, 2007, that would, but for subsection (a) of this section, be distributed under section 754 of the Tariff Act of 1930, shall be distributed as if section 754 of the Tariff Act of 1930 had not been repealed by subsection (a).

Subtitle G—Effective Date

SEC. 7701. EFFECTIVE DATE.

Except as otherwise provided in this title, this title and the amendments made by this title shall take effect as if enacted on October 1, 2005.

TITLE VIII—EDUCATION AND PENSION BENEFIT PROVISIONS

Subtitle A—Higher Education Provisions

SEC. 8001. SHORT TITLE; REFERENCE; EFFECTIVE DATE.

(a) SHORT TITLE.—This subtitle may be cited as the ''Higher Education Reconciliation Act of 2005''.

(b) REFERENCES.—Except as otherwise expressly provided, whenever in this subtitle an amendment or repeal is expressed in terms of an amendment to, or repeal of, a section or other provision, the reference shall be considered to be made to a section or other provision of the Higher Education Act of 1965 (20 U.S.C. 1001 et seq.).

(c) EFFECTIVE DATE.—Except as otherwise provided in this subtitle or the amendments made by this subtitle, the amendments made by this subtitle shall be effective July 1, 2006.

SEC. 8002. MODIFICATION OF 50/50 RULE.

Section 102(a)(3) (20 U.S.C. 1002(a)(3)) is amended—

(1) in subparagraph (A), by inserting ''(excluding courses offered by telecommunications as defined in section 484(l)(4))'' after ''courses by correspondence''; and

(2) in subparagraph (B), by inserting ''(excluding courses offered by telecommunications as defined in section 484(l)(4))'' after ''correspondence courses''.

SEC. 8003. ACADEMIC COMPETITIVENESS GRANTS.

Subpart 1 of part A of title IV (20 U.S.C. 1070a) is amended by adding after section 401 the following new section:

''SEC. 401A. ACADEMIC COMPETITIVENESS GRANTS.

''(a) ACADEMIC COMPETITIVENESS GRANT PROGRAM.—

''(1) ACADEMIC COMPETITIVENESS GRANTS AUTHORIZED.—The Secretary shall award grants, in the amounts specified in subsection (d)(1), to eligible students to assist the eligible students in paying their college education expenses.

''(2) ACADEMIC COMPETITIVENESS COUNCIL.—

''(A) ESTABLISHMENT.—There is established an Academic Competitiveness Council (referred to in this paragraph as the 'Council'). From the funds made available under subsection (e) for fiscal year 2006, $50,000 shall be available to the Council to carry out the duties described in subparagraph (B). The Council shall be chaired by the Secretary of Education, and the membership of the Council shall consist of officials from Federal agencies with responsibilities for managing existing Federal programs that promote mathematics and science (or designees of such officials with significant decision-making authority).

''(B) DUTIES.—The Council shall—

''(i) identify all Federal programs with a mathematics or science focus;

''(ii) identify the target populations being served by such programs;

''(iii) determine the effectiveness of such programs;

''(iv) identify areas of overlap or duplication in such programs; and

''(v) recommend ways to efficiently integrate and coordinate such programs.

''(C) REPORT.—Not later than one year after the date of enactment of the Higher Education Reconciliation Act of 2005, the Council shall transmit a report to each committee of Congress with jurisdiction over a Federal program identified under subparagraph (B)(i), detailing the findings and recommendations under subparagraph (B), including recommendations for legislative or administrative action.

''(b) DESIGNATION.—A grant under this section—

''(1) for the first or second academic year of a program of undergraduate education shall be known as an 'Academic Competitiveness Grant'; and

''(2) for the third or fourth academic year of a program of undergraduate education shall be known as a 'National Science and Mathematics Access to Retain Talent Grant' or a 'National SMART Grant'.

''(c) DEFINITION OF ELIGIBLE STUDENT.—In this section the term 'eligible student' means a full-time student who, for the academic year for which the determination of eligibility is made—

''(1) is a citizen of the United States;

''(2) is eligible for a Federal Pell Grant; and

''(3) in the case of a student enrolled or accepted for enrollment in—

''(A) the first academic year of a program of undergraduate education at a two- or four-year degree-granting institution of higher education—

''(i) has successfully completed, after January 1, 2006, a rigorous secondary school program of study established by a State or local educational agency and recognized as such by the Secretary; and

''(ii) has not been previously enrolled in a program of undergraduate education;

''(B) the second academic year of a program of undergraduate education at a two- or four-year degree-granting institution of higher education—

''(i) has successfully completed, after January 1, 2005, a rigorous secondary school program of study established by a State or local educational agency and recognized as such by the Secretary; and

''(ii) has obtained a cumulative grade point average of at least 3.0 (or the equivalent as determined under regulations prescribed by the Secretary) at the end of the first academic year of such program of undergraduate education; or

''(C) the third or fourth academic year of a program of undergraduate education at a four-year degree-granting institution of higher education—

''(i) is pursuing a major in—

''(I) the physical, life, or computer sciences, mathematics, technology, or engineering (as determined by the Secretary pursuant to regulations); or

''(II) a foreign language that the Secretary, in consultation with the Director of National Intelligence, determines is critical to the national security of the United States; and

''(ii) has obtained a cumulative grade point average of at least 3.0 (or the equivalent as determined under regulations prescribed by the Secretary) in the coursework required for the major described in clause (i).

''(d) GRANT AWARD.—

''(1) AMOUNTS.—

''(A) The Secretary shall award a grant under this section in the amount of—

''(i) $750 for an eligible student under subsection (c)(3)(A);

''(ii) $1,300 for an eligible student under subsection (c)(3)(B); or

''(iii) $4,000 for an eligible student under subsection (c)(3)(C).

''(B) Notwithstanding subparagraph (A)—

''(i) the amount of such grant, in combination with the Federal Pell Grant assistance and other student financial assistance available to such student, shall not exceed the student's cost of attendance;

''(ii) if the amount made available under subsection (e) for any fiscal year is less than the amount required to be provided grants to all eligible students in the amounts determined under subparagraph (A) and clause (i) of this subparagraph, then the amount of the grant to each eligible student shall be ratably reduced; and

''(iii) if additional amounts are appropriated for any such fiscal year, such reduced amounts shall be increased on the same basis as they were reduced.

''(2) LIMITATIONS.—The Secretary shall not award a grant under this section—

''(A) to any student for an academic year of a program of undergraduate education described in subparagraph (A), (B), or (C) of subsection (c)(3) for which the student received credit before the date of enactment of the Higher Education Reconciliation Act of 2005; or

''(B) to any student for more than—

''(i) one academic year under subsection (c)(3)(A);

''(ii) one academic year under subsection (c)(3)(B); or

''(iii) two academic years under subsection (c)(3)(C).

''(e) FUNDING.—

''(1) AUTHORIZATION AND APPROPRIATION OF FUNDS.—There are authorized to be appropriated, and there are appropriated, out of any money in the Treasury not otherwise appropriated, for the Department of Education to carry out this section—

''(A) $790,000,000 for fiscal year 2006;

''(B) $850,000,000 for fiscal year 2007;

''(C) $920,000,000 for fiscal year 2008;

''(D) $960,000,000 for fiscal year 2009; and

''(E) $1,010,000,000 for fiscal year 2010.

''(2) USE OF EXCESS FUNDS.—If, at the end of a fiscal year, the funds available for awarding grants under this section exceed the amount necessary to make such grants in the amounts authorized by subsection (d), then all of the excess funds shall remain available for awarding grants under this section during the subsequent fiscal year.

''(f) RECOGNITION OF PROGRAMS OF STUDY.—The Secretary shall recognize at least one rigorous secondary school program of study in each State under subsection (c)(3)(A) and (B) for the purpose of determining student eligibility under such subsection.

''(g) SUNSET PROVISION.—The authority to make grants under this section shall expire at the end of academic year 2010–2011.''.

SEC. 8004. REAUTHORIZATION OF FEDERAL FAMILY EDUCATION LOAN PROGRAM.

(a) AUTHORIZATION OF APPROPRIATIONS.—Section 421(b)(5) (20 U.S.C. 1071(b)(5)) is amended by striking ''an administrative cost allowance'' and inserting ''a loan processing and issuance fee''.

(b) EXTENSION OF AUTHORITY.—

(1) FEDERAL INSURANCE LIMITATIONS.—Section 424(a) (20 U.S.C. 1074(a)) is amended—

(A) by striking ''2004'' and inserting ''2012''; and

(B) by striking ''2008'' and inserting ''2016''.

(2) GUARANTEED LOANS.—Section 428(a)(5) (20 U.S.C. 1078(a)(5)) is amended—

(A) by striking ''2004'' and inserting ''2012''; and

(B) by striking ''2008'' and inserting ''2016''.

(3) CONSOLIDATION LOANS.—Section 428C(e) (20 U.S.C. 1078–3(e)) is amended by striking ''2004'' and inserting ''2012''.

SEC. 8005. LOAN LIMITS.

(a) FEDERAL INSURANCE LIMITS.—Section 425(a)(1)(A) (20 U.S.C. 1075(a)(1)(A)) is amended—

(1) in clause (i)(I), by striking ''$2,625'' and inserting ''$3,500''; and

(2) in clause (ii)(I), by striking ''$3,500'' and inserting ''$4,500''.

(b) GUARANTEE LIMITS.—Section 428(b)(1)(A) (20 U.S.C. 1078(b)(1)(A)) is amended—

(1) in clause (i)(I), by striking ''$2,625'' and inserting ''$3,500''; and

(2) in clause (ii)(I), by striking ''$3,500'' and inserting ''$4,500''.

(c) FEDERAL PLUS LOANS.—Section 428B (20 U.S.C. 1078–2) is amended—

(1) in subsection (a)(1)—

(A) in the matter preceding subparagraph (A), by striking ''Parents'' and inserting ''A graduate or professional student or the parents'';

(B) in subparagraph (A), by striking ''the parents'' and inserting ''the graduate or professional student or the parents''; and

(C) in subparagraph (B), by striking ''the parents'' and inserting ''the graduate or professional student or the parents'';

(2) in subsection (b), by striking ''any parent'' and inserting ''any graduate or professional student or any parent'';

(3) in subsection (c)(2), by striking ''parent'' and inserting ''graduate or professional student or parent''; and

(4) in subsection (d)(1), by striking ''the parent'' and inserting ''the graduate or professional student or the parent''.

(d) UNSUBSIDIZED STAFFORD LOANS FOR GRADUATE OR PROFESSIONAL STUDENTS.—Section 428H(d)(2) (20 U.S.C. 1078–8(d)(2)) is amended—

(1) in subparagraph (C), by striking ''$10,000'' and inserting ''$12,000''; and

(2) in subparagraph (D)—

(A) in clause (i), by striking ''$5,000'' and inserting ''$7,000''; and

(B) in clause (ii), by striking ''$5,000'' and inserting ''$7,000''.

(e) EFFECTIVE DATE OF INCREASES.—The amendments made by subsections (a), (b), and (d) shall be effective July 1, 2007.

SEC. 8006. PLUS LOAN INTEREST RATES AND ZERO SPECIAL ALLOWANCE PAYMENT.

(a) PLUS LOANS.—Section 427A(l)(2) (20 U.S.C. 1077a(l)(2)) is amended by striking ''7.9 percent'' and inserting ''8.5 percent''.

(b) CONFORMING AMENDMENTS FOR SPECIAL ALLOWANCES.—

(1) AMENDMENTS.—Subparagraph (I) of section 438(b)(2) (20 U.S.C. 1087–1(b)(2)) is amended—

(A) in clause (iii), by striking '', subject to clause (v) of this subparagraph'';

(B) in clause (iv), by striking '', subject to clause (vi) of this subparagraph''; and

(C) by striking clauses (v), (vi), and (vii) and inserting the following:

''(v) RECAPTURE OF EXCESS INTEREST.—

''(I) EXCESS CREDITED.—With respect to a loan on which the applicable interest rate is determined under subsection (k) or (l) of section 427A and for which the first disbursement of principal is made on or after April 1, 2006, if the applicable interest rate for any 3-month period exceeds the special allowance support level applicable to such loan under this subparagraph for such period, then an adjustment shall be made by calculating the excess interest in the amount computed under subclause (II) of this clause, and by crediting the excess interest to the Government not less often than annually.

''(II) CALCULATION OF EXCESS.—The amount of any adjustment of interest on a loan to be made under this subsection for any quarter shall be equal to—

''(aa) the applicable interest rate minus the special allowance support level determined under this subparagraph; multiplied by

''(bb) the average daily principal balance of the loan (not including unearned interest added to principal) during such calendar quarter; divided by

''(cc) four.

''(III) SPECIAL ALLOWANCE SUPPORT LEVEL.—For purposes of this clause, the term 'special allowance support level' means, for any loan, a number expressed as a percentage equal to the sum of the rates determined under subclauses (I) and (III) of clause (i), and applying any substitution rules applicable to such loan under clauses (ii), (iii), and (iv) in determining such sum.''.

(2) EFFECTIVE DATE.—The amendments made by this subsection shall not apply with respect to any special allowance payment made under section 438 of the Higher Education Act of 1965 (20 U.S.C. 1087–1) before April 1, 2006.

SEC. 8007. DEFERMENT OF STUDENT LOANS FOR MILITARY SERVICE.

(a) FEDERAL FAMILY EDUCATION LOANS.—Section 428(b)(1)(M) (20 U.S.C. 1078(b)(1)(M)) is amended—

(1) by striking ''or'' at the end of clause (ii);

(2) by redesignating clause (iii) as clause (iv); and

(3) by inserting after clause (ii) the following new clause:

''(iii) not in excess of 3 years during which the borrower—

''(I) is serving on active duty during a war or other military operation or national emergency; or

''(II) is performing qualifying National Guard duty during a war or other military operation or national emergency; or''.

(b) DIRECT LOANS.—Section 455(f)(2) (20 U.S.C. 1087e(f)(2)) is amended—

(1) by redesignating subparagraph (C) as subparagraph (D); and

(2) by inserting after subparagraph (B) the following new subparagraph:

''(C) not in excess of 3 years during which the borrower—

''(i) is serving on active duty during a war or other military operation or national emergency; or

''(ii) is performing qualifying National Guard duty during a war or other military operation or national emergency; or''.

(c) PERKINS LOANS.—Section 464(c)(2)(A) (20 U.S.C. 1087dd(c)(2)(A)) is amended—

(1) by redesignating clauses (iii) and (iv) as clauses (iv) and (v), respectively; and

(2) by inserting after clause (ii) the following new clause:

''(iii) not in excess of 3 years during which the borrower—

''(I) is serving on active duty during a war or other military operation or national emergency; or

''(II) is performing qualifying National Guard duty during a war or other military operation or national emergency;''.

(d) DEFINITIONS.—Section 481 (20 U.S.C. 1088) is amended by adding at the end the following new subsection:

''(d) DEFINITIONS FOR MILITARY DEFERMENTS.—For purposes of parts B, D, and E of this title:

''(1) ACTIVE DUTY.—The term 'active duty' has the meaning given such term in section 101(d)(1) of title 10, United States Code, except that such term does not include active duty for training or attendance at a service school.

''(2) MILITARY OPERATION.—The term 'military operation' means a contingency operation as such term is defined in section 101(a)(13) of title 10, United States Code.

''(3) NATIONAL EMERGENCY.—The term 'national emergency' means the national emergency by reason of certain terrorist attacks declared by the President on September 14, 2001, or subsequent national emergencies declared by the President by reason of terrorist attacks.

''(4) SERVING ON ACTIVE DUTY.—The term 'serving on active duty during a war or other military operation or national emergency' means service by an individual who is—

''(A) a Reserve of an Armed Force ordered to active duty under section 12301(a), 12301(g), 12302, 12304, or 12306 of title 10, United States Code, or any retired member of an Armed Force ordered to active duty under section 688 of such title, for service in connection with a war or other military operation or national emergency, regardless of the location at which such active duty service is performed; and

''(B) any other member of an Armed Force on active duty in connection with such emergency or subsequent actions or conditions who has been assigned to a duty station at a location other than the location at which such member is normally assigned.

''(5) QUALIFYING NATIONAL GUARD DUTY.—The term 'qualifying National Guard duty during a war or other military operation or national emergency' means service as a member of the National Guard on full-time National Guard duty (as defined in section 101(d)(5) of title 10, United States Code) under a call to active service authorized by the President or the Secretary of Defense for a period of more than 30 consecutive days under section 502(f) of title 32, United States Code, in connection with a war, other military operation, or a national emergency declared by the President and supported by Federal funds.''.

(e) RULE OF CONSTRUCTION.—Nothing in the amendments made by this section shall be construed to authorize any refunding of any repayment of a loan.

(f) EFFECTIVE DATE.—The amendments made by this section shall apply with respect to loans for which the first disbursement is made on or after July 1, 2001.

SEC. 8008. ADDITIONAL LOAN TERMS AND CONDITIONS.

(a) DISBURSEMENT.—Section 428(b)(1)(N) (20 U.S.C. 1078(b)(1)(N)) is amended—

(1) by striking ''or'' at the end of clause (i); and

(2) by striking clause (ii) and inserting the following:

''(ii) in the case of a student who is studying outside the United States in a program of study abroad that is approved for credit by the home institution at which such student is enrolled, and only after verification of the student's enrollment by the lender or guaranty agency, are, at the request of the student, disbursed directly to the student by the means described in clause (i), unless such student requests that the check be endorsed, or the funds transfer be authorized, pursuant to an authorized power-of-attorney; or

''(iii) in the case of a student who is studying outside the United States in a program of study at an eligible foreign institution, are, at the request of the foreign institution, disbursed directly to the student, only after verification of the student's enrollment by the lender or guaranty agency by the means described in clause (i).''.

(b) REPAYMENT PLANS: DIRECT LOANS.—Section 455(d)(1) (20 U.S.C. 1087e(d)(1)) is amended by striking subparagraphs (A), (B), and (C) and inserting the following:

''(A) a standard repayment plan, consistent with subsection (a)(1) of this section and with section 428(b)(9)(A)(i);

''(B) a graduated repayment plan, consistent with section 428(b)(9)(A)(ii);

''(C) an extended repayment plan, consistent with section 428(b)(9)(A)(v), except that the borrower shall annually repay a minimum amount determined by the Secretary in accordance with section 428(b)(1)(L); and''.

(c) ORIGINATION FEES.—

(1) FFEL PROGRAM.—Paragraph (2) of section 438(c) (20 U.S.C. 1087–1(c)) is amended—

(A) by striking the designation and heading of such paragraph and inserting the following:

''(2) AMOUNT OF ORIGINATION FEES.—

''(A) IN GENERAL.—''; and

(B) by adding at the end the following new subparagraph:

''(B) SUBSEQUENT REDUCTIONS.—Subparagraph (A) shall be applied to loans made under this part (other than loans made under sections 428C and 439(o))—

''(i) by substituting '2.0 percent' for '3.0 percent' with respect to loans for which the first disbursement of principal is made on or after July 1, 2006, and before July 1, 2007;

''(ii) by substituting '1.5 percent' for '3.0 percent' with respect to loans for which the first disbursement of principal is made on or after July 1, 2007, and before July 1, 2008;

''(iii) by substituting '1.0 percent' for '3.0 percent' with respect to loans for which the first disbursement of principal is made on or after July 1, 2008, and before July 1, 2009;

''(iv) by substituting '0.5 percent' for '3.0 percent' with respect to loans for which the first disbursement of principal is made on or after July 1, 2009, and before July 1, 2010; and

''(v) by substituting '0.0 percent' for '3.0 percent' with respect to loans for which the first disbursement of principal is made on or after July 1, 2010.''.

(2) DIRECT LOAN PROGRAM.—Subsection (c) of section 455 (20 U.S.C. 1087e(c)) is amended—

(A) by striking ''(c) LOAN FEE.—'' and inserting the following:

''(c) LOAN FEE.—

''(1) IN GENERAL.—''; and

(B) by adding at the end the following:

''(2) SUBSEQUENT REDUCTION.—Paragraph (1) shall be applied to loans made under this part, other than Federal Direct Consolidation loans and Federal Direct PLUS loans—

''(A) by substituting '3.0 percent' for '4.0 percent' with respect to loans for which the first disbursement of principal is made on or after the date of enactment of the Higher Education Reconciliation Act of 2005, and before July 1, 2007;

''(B) by substituting '2.5 percent' for '4.0 percent' with respect to loans for which the first disbursement of principal is made on or after July 1, 2007, and before July 1, 2008;

''(C) by substituting '2.0 percent' for '4.0 percent' with respect to loans for which the first disbursement of principal is made on or after July 1, 2008, and before July 1, 2009;

''(D) by substituting '1.5 percent' for '4.0 percent' with respect to loans for which the first disbursement of principal is made on or after July 1, 2009, and before July 1, 2010; and

''(E) by substituting '1.0 percent' for '4.0 percent' with respect to loans for which the first disbursement of principal is made on or after July 1, 2010.''.

(3) CONFORMING AMENDMENT.—Section 455(b)(8)(A) (20 U.S.C. 1087e(b)(8)(A)) is amended by inserting ''or origination fee'' after ''reductions in the interest rate''.

SEC. 8009. CONSOLIDATION LOAN CHANGES.

(a) CONSOLIDATION BETWEEN PROGRAMS.—Section 428C (20 U.S.C. 1078–3) is amended—

(1) in subsection (a)(3)(B)(i)—

(A) by inserting ''or under section 455(g)'' after ''under this section'' both places it appears;

(B) by inserting ''under both sections'' after ''terminates''

(C) by striking ''and'' at the end of subclause (III);

(D) by striking the period at the end of subclause (IV) and inserting ''; and''; and

(E) by adding at the end the following new subclause:

''(V) an individual may obtain a subsequent consolidation loan under section 455(g) only for the purposes of obtaining an income contingent repayment plan, and only if the loan has been submitted to the guaranty agency for default aversion.''; and

(2) in subsection (b)(5), by striking the first sentence and inserting the following: ''In the event that a lender with an agreement under subsection (a)(1) of this section denies a consolidation loan application submitted to the lender by an eligible borrower under this section, or denies an application submitted to the lender by such a borrower for a consolidation loan with income-sensitive repayment terms, the Secretary shall offer any such borrower who applies for it, a Federal Direct Consolidation loan. The Secretary shall offer such a loan to a borrower who has defaulted, for the purpose of resolving the default.''.

(b) REPEAL OF IN-SCHOOL CONSOLIDATION.—

(1) DEFINITION OF REPAYMENT PERIOD.—Section 428(b)(7)(A) (20 U.S.C. 1078(b)(7)(A)) is amended by striking ''shall begin—'' and all that follows through ''earlier date.'' and inserting the following: ''shall begin the day after 6 months after the date the student ceases to carry at least one-half the normal full-time academic workload (as determined by the institution).''.

(2) CONFORMING CHANGE TO ELIGIBLE BORROWER DEFINITION.—Section 428C(a)(3)(A)(ii)(I) (20 U.S.C. 1078–3(a)(3)(A)(ii)(I)) is amended by inserting ''as determined under section 428(b)(7)(A)'' after ''repayment status''.

(c) ADDITIONAL AMENDMENTS.—Section 428C (20 U.S.C. 1078–3) is amended in subsection (a)(3), by striking subparagraph (C).

(d) CONFORMING AMENDMENTS TO DIRECT LOAN PROGRAM.—Section 455 (20 U.S.C. 1087e) is amended—

(1) in subsection (a)(1) by inserting ''428C,'' after ''428B,'';

(2) in subsection (a)(2)—

(A) by striking ''and'' at the end of subparagraph (B);

(B) by redesignating subparagraph (C) as subparagraph (D); and

(C) by inserting after subparagraph (B) the following:

''(C) section 428C shall be known as 'Federal Direct Consolidation Loans'; and ''; and

(3) in subsection (g)—

(A) by striking the second sentence; and

(B) by adding at the end the following new sentences: ''To be eligible for a consolidation loan under this part, a borrower shall meet the eligibility criteria set forth in section 428C(a)(3). The Secretary, upon application for such a loan, shall comply with the requirements applicable to a lender under section 428C(b)(1)(F).''.

SEC. 8010. REQUIREMENTS FOR DISBURSEMENTS OF STUDENT LOANS.

Section 428G (20 U.S.C. 1078–7) is amended—

(1) in subsection (a)(3), by adding at the end the following: ''Notwithstanding section 422(d) of the Higher Education Amendments of 1998, this paragraph shall be effective beginning on the date of enactment of the Higher Education Reconciliation Act of 2005.'';

(2) in subsection (b)(1), by adding at the end the following: ''Notwithstanding section 422(d) of the Higher Education Amendments of 1998, the second sentence of this paragraph shall be effective beginning on the date of enactment of the Higher Education Reconciliation Act of 2005.''; and

(3) in subsection (e), by striking '', made to a student to cover the cost of attendance at an eligible institution outside the United States''.

SEC. 8011. SCHOOL AS LENDER.

Paragraph (2) of section 435(d) (20 U.S.C. 1085(d)(2)) is amended to read as follows:

''(2) REQUIREMENTS FOR ELIGIBLE INSTITUTIONS.—

''(A) IN GENERAL.—To be an eligible lender under this part, an eligible institution—

''(i) shall employ at least one person whose full-time responsibilities are limited to the administration of programs of financial aid for students attending such institution;

''(ii) shall not be a home study school;

''(iii) shall not—

''(I) make a loan to any undergraduate student;

''(II) make a loan other than a loan under section 428 or 428H to a graduate or professional student; or

''(III) make a loan to a borrower who is not enrolled at that institution;

''(iv) shall award any contract for financing, servicing, or administration of loans under this title on a competitive basis;

''(v) shall offer loans that carry an origination fee or an interest rate, or both, that are less than such fee or rate authorized under the provisions of this title;

''(vi) shall not have a cohort default rate (as defined in section 435(m)) greater than 10 percent;

''(vii) shall, for any year for which the institution engages in activities as an eligible lender, provide for a compliance audit conducted in accordance with section 428(b)(1)(U)(iii)(I), and the regulations thereunder, and submit the results of such audit to the Secretary;

''(viii) shall use any proceeds from special allowance payments and interest payments from borrowers, interest subsidies received from the Department of Education, and any proceeds from the sale or other disposition of loans, for need-based grant programs; and

''(ix) shall have met the requirements of subparagraphs (A) through (F) of this paragraph as in effect on the day before the date of enactment of the Higher Education Reconciliation Act of 2005, and made loans under this part, on or before April 1, 2006.

''(B) ADMINISTRATIVE EXPENSES.—An eligible lender under subparagraph (A) shall be permitted to use a portion of the proceeds described in subparagraph (A)(viii) for reasonable and direct administrative expenses.

''(C) SUPPLEMENT, NOT SUPPLANT.—An eligible lender under subparagraph (A) shall ensure

that the proceeds described in subparagraph (A)(viii) are used to supplement, and not to supplant, non-Federal funds that would otherwise be used for need-based grant programs.''.

SEC. 8012. REPAYMENT BY THE SECRETARY OF LOANS OF BANKRUPT, DECEASED, OR DISABLED BORROWERS; TREATMENT OF BORROWERS ATTENDING SCHOOLS THAT FAIL TO PROVIDE A REFUND, ATTENDING CLOSED SCHOOLS, OR FALSELY CERTIFIED AS ELIGIBLE TO BORROW.

Section 437 (20 U.S.C. 1087) is amended—

*(1) in the section heading, by striking ''**CLOSED SCHOOLS OR FALSELY CERTIFIED AS ELIGIBLE TO BORROW**'' and inserting ''**SCHOOLS THAT FAIL TO PROVIDE A REFUND, ATTENDING CLOSED SCHOOLS, OR FALSELY CERTIFIED AS ELIGIBLE TO BORROW**''; and*

(2) in the first sentence of subsection (c)(1), by inserting ''or was falsely certified as a result of a crime of identity theft'' after ''falsely certified by the eligible institution''.

SEC. 8013. ELIMINATION OF TERMINATION DATES FROM TAXPAYER-TEACHER PROTECTION ACT OF 2004.

(a) EXTENSION OF LIMITATIONS ON SPECIAL ALLOWANCE FOR LOANS FROM THE PROCEEDS OF TAX EXEMPT ISSUES.—Section 438(b)(2)(B) (20 U.S.C. 1087–1(b)(2)(B)) is amended—

(1) in clause (iv), by striking ''and before January 1, 2006,''; and

(2) in clause (v)(II)—

(A) by striking ''and before January 1, 2006,'' each place it appears in divisions (aa) and (bb); and

(B) by striking '', and before January 1, 2006'' in division (cc).

(b) ADDITIONAL LIMITATION ON SPECIAL ALLOWANCE FOR LOANS FROM THE PROCEEDS OF TAX EXEMPT ISSUES.—Section 438(b)(2)(B) (20 U.S.C 1087–1(b)(2)(B)) is further amended by adding at the end thereof the following new clauses:

''(vi) Notwithstanding clauses (i), (ii), and (v), but subject to clause (vii), the quarterly rate of the special allowance shall be the rate determined under subparagraph (A), (E), (F), (G), (H), or (I) of this paragraph, as the case may be, for a holder of loans—

''(I) that were made or purchased on or after the date of enactment of the Higher Education Reconciliation Act of 2005; or

''(II) that were not earning a quarterly rate of special allowance determined under clauses (i) or (ii) of subparagraph (B) of this paragraph (20 U.S.C. 1087–1(b)(2)(b)) as of the date of enactment of the Higher Education Reconciliation Act of 2005.

''(vii) Clause (vi) shall be applied by substituting 'December 31, 2010' for 'the date of enactment of the Higher Education Reconciliation Act of 2005' in the case of a holder of loans that—

''(I) was, as of the date of enactment of the Higher Education Reconciliation Act of 2005, and during the quarter for which the special allowance is paid, a unit of State or local government or a nonprofit private entity;

''(II) was, as of such date of enactment, and during such quarter, not owned or controlled by, or under common ownership or control with, a for-profit entity; and

''(III) held, directly or through any subsidiary, affiliate, or trustee, a total unpaid balance of principal equal to or less than $100,000,000 on loans for which special allowances were paid under this subparagraph in the most recent quarterly payment prior to September 30, 2005.''.

(c) ELIMINATION OF EFFECTIVE DATE LIMITATION ON HIGHER TEACHER LOAN FORGIVENESS BENEFITS.—

(1) TECHNICAL CLARIFICATION.—The matter preceding paragraph (1) of section 2 of the Taxpayer-Teacher Protection Act of 2004 (Pub. L. 108–409; 118 Stat. 2299) is amended by inserting ''of the Higher Education Act of 1965'' after ''Section 438(b)(2)(B)''.

(2) AMENDMENT.—Paragraph (3) of section 3(b) of the Taxpayer-Teacher Protection Act of 2004 (20 U.S.C. 1078–10 note) is amended by striking '', and before October 1, 2005''.

(3) EFFECTIVE DATES.—The amendment made by paragraph (1) shall be effective as if enacted on October 30, 2004, and the amendment made by paragraph (2) shall be effective as if enacted on October 1, 2005.

(d) COORDINATION WITH SECOND HIGHER EDUCATION EXTENSION ACT OF 2005.—

(1) REPEAL.—Section 2 of the Second Higher Education Extension Act of 2005 is amended by striking subsections (b) and (c).

(2) EFFECT ON AMENDMENTS.—The amendments made by subsections (a) and (c) of this section shall be effective as if the amendments made in subsections (b) and (c) of section 2 of the Second Higher Education Extension Act of 2005 had not been enacted.

(e) ADDITIONAL CHANGES TO TEACHER LOAN FORGIVENESS PROVISIONS.—

(1) FFEL PROVISIONS.—Section 428J (20 U.S.C. 1078–10) is amended—

(A) in subsection (b)(1)(B), by inserting after ''1965'' the following: '', or meets the requirements of subsection (g)(3)''; and

(B) in subsection (g), by adding at the end the following new paragraph:

''(3) PRIVATE SCHOOL TEACHERS.—An individual who is employed as a teacher in a private school and is exempt from State certification requirements (unless otherwise applicable under State law), may, in lieu of the requirement of subsection (b)(1)(B), have such employment treated as qualifying employment under this section if such individual is permitted to and does satisfy rigorous subject knowledge and skills tests by taking competency tests in the applicable grade levels and subject areas. For such purposes, the competency tests taken by such a private school teacher shall be recognized by 5 or more States for the purpose of fulfilling the highly qualified teacher requirements under section 9101 of the Elementary and Secondary Education Act of 1965, and the score achieved by such teacher on each test shall equal or exceed the average passing score of those 5 States.''.

(2) DIRECT LOAN PROVISIONS.—Section 460 (20 U.S.C. 1087j) is amended—

(A) in subsection (b)(1)(A)(ii), by inserting after ''1965'' the following: '', or meets the requirements of subsection (g)(3)''; and

(B) in subsection (g), by adding at the end the following new paragraph:

''(3) PRIVATE SCHOOL TEACHERS.—An individual who is employed as a teacher in a private school and is exempt from State certification requirements (unless otherwise applicable under State law), may, in lieu of the requirement of subsection (b)(1)(A)(ii), have such employment treated as qualifying employment under this section if such individual is permitted to and does satisfy rigorous subject knowledge and skills tests by taking competency tests in the applicable grade levels and subject areas. For such purposes, the competency tests taken by such a private school teacher shall be recognized by 5 or more States for the purpose of fulfilling the highly qualified teacher requirements under section 9101 of the Elementary and Secondary Education Act of 1965, and the score achieved by such teacher on each test shall equal or exceed the average passing score of those 5 States.''.

SEC. 8014. ADDITIONAL ADMINISTRATIVE PROVISIONS.

(a) INSURANCE PERCENTAGE.—

(1) AMENDMENT.—Subparagraph (G) of section 428(b)(1) (20 U.S.C. 1078(b)(1)(G)) is amended to read as follows:

''(G) insures 98 percent of the unpaid principal of loans insured under the program, except that—

''(i) such program shall insure 100 percent of the unpaid principal of loans made with funds advanced pursuant to section 428(j) or 439(q);

''(ii) for any loan for which the first disbursement of principal is made on or after July 1, 2006, the preceding provisions of this subparagraph shall be applied by substituting '97 percent' for '98 percent'; and

''(iii) notwithstanding the preceding provisions of this subparagraph, such program shall insure 100 percent of the unpaid principal amount of exempt claims as defined in subsection (c)(1)(G);''.

(2) EFFECTIVE DATE OF AMENDMENT.—The amendment made by this subsection shall apply with respect to loans for which the first disbursement of principal is made on or after July 1, 2006.

(b) FEDERAL DEFAULT FEES.—

(1) IN GENERAL.—Subparagraph (H) of section 428(b)(1) (20 U.S.C. 1078(b)(1)(H)) is amended to read as follows:

''(H) provides—

''(i) for loans for which the date of guarantee of principal is before July 1, 2006, for the collection of a single insurance premium equal to not more than 1.0 percent of the principal amount of the loan, by deduction proportionately from each installment payment of the proceeds of the loan to the borrower, and ensures that the proceeds of the premium will not be used for incentive payments to lenders; or

''(ii) for loans for which the date of guarantee of principal is on or after July 1, 2006, for the collection, and the deposit into the Federal Student Loan Reserve Fund under section 422A of a Federal default fee of an amount equal to 1.0 percent of the principal amount of the loan, which fee shall be collected either by deduction from the proceeds of the loan or by payment from other non-Federal sources, and ensures that the proceeds of the Federal default fee will not be used for incentive payments to lenders;''.

(2) UNSUBSIDIZED LOANS.—Section 428H(h) (20 U.S.C. 1078–8(h)) is amended by adding at the end the following new sentences: ''Effective for loans for which the date of guarantee of principal is on or after July 1, 2006, in lieu of the insurance premium authorized under the preceding sentence, each State or nonprofit private institution or organization having an agreement with the Secretary under section 428(b)(1) shall collect and deposit into the Federal Student Loan Reserve Fund under section 422A, a Federal default fee of an amount equal to 1.0 percent of the principal amount of the loan, which fee shall be collected either by deduction from the proceeds of the loan or by payment from other non-Federal sources. The Federal default fee shall not be used for incentive payments to lenders.''.

(3) VOLUNTARY FLEXIBLE AGREEMENTS.—Section 428A(a)(1) (20 U.S.C. 1078–1(a)(1)) is amended—

(A) by striking ''or'' at the end of subparagraph (A);

(B) by striking the period at the end of subparagraph (B) and inserting ''; or''; and

(C) by adding at the end the following new subparagraph:

''(C) the Federal default fee required by section 428(b)(1)(H) and the second sentence of section 428H(h).''.

(c) TREATMENT OF EXEMPT CLAIMS.—

(1) AMENDMENT.—Section 428(c)(1) (20 U.S.C. 1078(c)(1)) is amended—

(A) by redesignating subparagraph (G) as subparagraph (H), and moving such subparagraph 2 em spaces to the left; and

(B) by inserting after subparagraph (F) the following new subparagraph:

''(G)(i) Notwithstanding any other provisions of this section, in the case of exempt claims, the Secretary shall apply the provisions of—

''(I) the fourth sentence of subparagraph (A) by substituting '100 percent' for '95 percent';

''(II) subparagraph (B)(i) by substituting '100 percent' for '85 percent'; and

''(III) subparagraph (B)(ii) by substituting '100 percent' for '75 percent'.

''(ii) For purposes of clause (i) of this subparagraph, the term 'exempt claims' means claims with respect to loans for which it is determined that the borrower (or the student on

whose behalf a parent has borrowed), without the lender's or the institution's knowledge at the time the loan was made, provided false or erroneous information or took actions that caused the borrower or the student to be ineligible for all or a portion of the loan or for interest benefits thereon.''.

(2) EFFECTIVE DATE OF AMENDMENTS.—The amendments made by this subsection shall apply with respect to loans for which the first disbursement of principal is made on or after July 1, 2006.

(d) CONSOLIDATION OF DEFAULTED LOANS.—Section 428(c) (20 U.S.C. 1078(c)) is further amended—

(1) in paragraph (2)(A)—

(A) by inserting ''(i)'' after ''including''; and

(B) by inserting before the semicolon at the end the following: ''and (ii) requirements establishing procedures to preclude consolidation lending from being an excessive proportion of guaranty agency recoveries on defaulted loans under this part'';

(2) in paragraph (2)(D), by striking ''paragraph (6)'' and inserting ''paragraph (6)(A)''; and

(3) in paragraph (6)—

(A) by redesignating subparagraphs (A) and (B) as clauses (i) and (ii), respectively;

(B) by inserting ''(A)'' before ''For the purpose of paragraph (2)(D),''; and

(C) by adding at the end the following new subparagraphs:

''(B) A guaranty agency shall—

''(i) on or after October 1, 2006—

''(I) not charge the borrower collection costs in an amount in excess of 18.5 percent of the outstanding principal and interest of a defaulted loan that is paid off through consolidation by the borrower under this title; and

''(II) remit to the Secretary a portion of the collection charge under subclause (I) equal to 8.5 percent of the outstanding principal and interest of such defaulted loan; and

''(ii) on and after October 1, 2009, remit to the Secretary the entire amount charged under clause (i)(I) with respect to each defaulted loan that is paid off with excess consolidation proceeds.

''(C) For purposes of subparagraph (B), the term 'excess consolidation proceeds' means, with respect to any guaranty agency for any Federal fiscal year beginning on or after October 1, 2009, the proceeds of consolidation of defaulted loans under this title that exceed 45 percent of the agency's total collections on defaulted loans in such Federal fiscal year.''.

(e) DOCUMENTATION OF FORBEARANCE AGREEMENTS.—Section 428(c) (20 U.S.C. 1078(c)) is further amended—

(1) in paragraph (3)(A)(i)—

(A) by striking ''in writing''; and

(B) by inserting ''and documented in accordance with paragraph (10)'' after ''approval of the insurer''; and

(2) by adding at the end the following new paragraph:

''(10) DOCUMENTATION OF FORBEARANCE AGREEMENTS.—For the purposes of paragraph (3), the terms of forbearance agreed to by the parties shall be documented by confirming the agreement of the borrower by notice to the borrower from the lender, and by recording the terms in the borrower's file.''.

(f) VOLUNTARY FLEXIBLE AGREEMENTS.—Section 428A(a) (20 U.S.C. 1078–1(a)) is further amended—

(1) in paragraph (1)(B), by striking ''unless the Secretary'' and all that follows through ''designated guarantor'';

(2) by striking paragraph (2);

(3) by redesignating paragraph (3) as paragraph (2); and

(4) by striking paragraph (4).

(g) FRAUD; REPAYMENT REQUIRED.—Section 428B(a)(1) (20 U.S.C. 1078–2(a)(1)) is further amended—

(1) by striking ''and'' at the end of subparagraph (A);

(2) by redesignating subparagraph (B) as subparagraph (C); and

(3) by inserting after subparagraph (A) the following new subparagraph:

''(B) in the case of a graduate or professional student or parent who has been convicted of, or has pled nolo contendere or guilty to, a crime involving fraud in obtaining funds under this title, such graduate or professional student or parent has completed the repayment of such funds to the Secretary, or to the holder in the case of a loan under this title obtained by fraud; and''.

(h) DEFAULT REDUCTION PROGRAM.—Section 428F(a)(1) (20 U.S.C. 1078–6(a)(1)) is amended—

(1) in subparagraph (A), by striking ''consecutive payments for 12 months'' and inserting ''9 payments made within 20 days of the due date during 10 consecutive months'';

(2) by redesignating subparagraph (C) as subparagraph (D); and

(3) by inserting after subparagraph (B) the following new subparagraph:

''(C) A guaranty agency may charge the borrower and retain collection costs in an amount not to exceed 18.5 percent of the outstanding principal and interest at the time of sale of a loan rehabilitated under subparagraph (A).''.

(i) EXCEPTIONAL PERFORMANCE INSURANCE RATE.—Section 428I(b)(1) (20 U.S.C. 1078–9(b)(1)) is amended—

(1) in the heading, by striking ''100 PERCENT'' and inserting ''99 PERCENT''; and

(2) by striking ''100 percent of the unpaid'' and inserting ''99 percent of the unpaid''.

(j) UNIFORM ADMINISTRATIVE AND CLAIMS PROCEDURE.—Section 432(l)(1)(H) (20 U.S.C. 1082(l)(1)(H)) is amended by inserting ''and anticipated graduation date'' after ''status change''.

(1) Section 428(a)(3)(A)(v) (20 U.S.C. 1078(a)(3)(A)(v)) is amended—

(A) by striking ''or'' at the end of subclause (I);

(B) by striking the period at the end of subclause (II) and inserting ''; or''; and

(C) by adding after subclause (II) the following new subclause:

''(III) in the case of a loan disbursed through an escrow agent, 3 days before the first disbursement of the loan.''.

(2) Section 428(c)(1)(A) (20 U.S.C. 1078(c)(1)(A)) is amended by striking ''45 days'' in the last sentence and inserting ''30 days''.

(3) Section 428(i)(1) (20 U.S.C. 1078(i)(1)) is amended by striking ''21 days'' in the third sentence and inserting ''10 days''.

SEC. 8015. FUNDS FOR ADMINISTRATIVE EXPENSES.

Section 458 is amended to read as follows:

''SEC. 458. FUNDS FOR ADMINISTRATIVE EXPENSES.

''(a) ADMINISTRATIVE EXPENSES.—

''(1) MANDATORY FUNDS FOR FISCAL YEAR 2006.—For fiscal year 2006, there shall be available to the Secretary, from funds not otherwise appropriated, funds to be obligated for—

''(A) administrative costs under this part and part B, including the costs of the direct student loan programs under this part; and

''(B) account maintenance fees payable to guaranty agencies under part B and calculated in accordance with subsections (b) and (c),

not to exceed (from such funds not otherwise appropriated) $820,000,000 in fiscal year 2006.

''(2) AUTHORIZATION FOR ADMINISTRATIVE COSTS BEGINNING IN FISCAL YEARS 2007 THROUGH 2011.—For each of the fiscal years 2007 through 2011, there are authorized to be appropriated such sums as may be necessary for administrative costs under this part and part B, including the costs of the direct student loan programs under this part.

''(3) CONTINUING MANDATORY FUNDS FOR ACCOUNT MAINTENANCE FEES.—For each of the fiscal years 2007 through 2011, there shall be available to the Secretary, from funds not otherwise appropriated, funds to be obligated for account maintenance fees payable to guaranty agencies under part B and calculated in accordance with subsection (b).

''(4) ACCOUNT MAINTENANCE FEES.—Account maintenance fees under paragraph (3) shall be paid quarterly and deposited in the Agency Operating Fund established under section 422B.

''(5) CARRYOVER.—The Secretary may carry over funds made available under this section to a subsequent fiscal year.

''(b) CALCULATION BASIS.—Account maintenance fees payable to guaranty agencies under subsection (a)(3) shall not exceed the basis of 0.10 percent of the original principal amount of outstanding loans on which insurance was issued under part B.

''(c) BUDGET JUSTIFICATION.—No funds may be expended under this section unless the Secretary includes in the Department of Education's annual budget justification to Congress a detailed description of the specific activities for which the funds made available by this section have been used in the prior and current years (if applicable), the activities and costs planned for the budget year, and the projection of activities and costs for each remaining year for which administrative expenses under this section are made available.''.

SEC. 8016. COST OF ATTENDANCE.

Section 472 (20 U.S.C. 1087ll) is amended—

(1) by striking paragraph (4) and inserting the following:

''(4) for less than half-time students (as determined by the institution), tuition and fees and an allowance for only—

''(A) books, supplies, and transportation (as determined by the institution);

''(B) dependent care expenses (determined in accordance with paragraph (8)); and

''(C) room and board costs (determined in accordance with paragraph (3)), except that a student may receive an allowance for such costs under this subparagraph for not more than 3 semesters or the equivalent, of which not more than 2 semesters or the equivalent may be consecutive;'';

(2) in paragraph (11), by striking ''and'' after the semicolon;

(3) in paragraph (12), by striking the period and inserting ''; and''; and

(4) by adding at the end the following:

''(13) at the option of the institution, for a student in a program requiring professional licensure or certification, the one-time cost of obtaining the first professional credentials (as determined by the institution).''.

SEC. 8017. FAMILY CONTRIBUTION.

(a) FAMILY CONTRIBUTION FOR DEPENDENT STUDENTS.—

(1) AMENDMENTS.—Section 475 (20 U.S.C. 1087oo) is amended—

(A) in subsection (g)(2)(D), by striking ''$2,200'' and inserting ''$3,000''; and

(B) in subsection (h), by striking ''35'' and inserting ''20''.

(2) EFFECTIVE DATE.—The amendments made by paragraph (1) shall apply with respect to determinations of need for periods of enrollment beginning on or after July 1, 2007.

(b) FAMILY CONTRIBUTION FOR INDEPENDENT STUDENTS WITHOUT DEPENDENTS OTHER THAN A SPOUSE.—

(1) AMENDMENTS.—Section 476 (20 U.S.C. 1087pp) is amended—

(A) in subsection (b)(1)(A)(iv)—

(i) in subclause (I), by striking ''$5,000'' and inserting ''$6,050'';

(ii) in subclause (II), by striking ''$5,000'' and inserting ''$6,050''; and

(iii) in subclause (III), by striking ''$8,000'' and inserting ''$9,700''; and

(B) in subsection (c)(4), by striking ''35'' and inserting ''20''.

(2) EFFECTIVE DATE.—The amendments made by paragraph (1) shall apply with respect to determinations of need for periods of enrollment beginning on or after July 1, 2007.

(c) FAMILY CONTRIBUTION FOR INDEPENDENT STUDENTS WITH DEPENDENTS OTHER THAN A SPOUSE.—

(1) AMENDMENT.—Section 477(c)(4) (20 U.S.C. 1087qq(c)(4)) is amended by striking ''12'' and inserting ''7''.

(2) EFFECTIVE DATE.—The amendment made by paragraph (1) shall apply with respect to determinations of need for periods of enrollment beginning on or after July 1, 2007.

(d) REGULATIONS; UPDATED TABLES.—Section 478(b) (20 U.S.C. 1087rr(b)) is amended—

(1) in paragraph (1), by adding at the end the following: ''For the 2007–2008 academic year, the Secretary shall revise the tables in accordance with this paragraph, except that the Secretary shall increase the amounts contained in the table in section 477(b)(4) by a percentage equal to the greater of the estimated percentage increase in the Consumer Price Index (as determined under the preceding sentence) or 5 percent.''; and

(2) in paragraph (2)—

(A) by striking ''2000–2001'' and inserting ''2007–2008''; and

(B) by striking ''1999'' and inserting ''2006''.

(e) EMPLOYMENT EXPENSE ALLOWANCE.—Section 478(h) (20 U.S.C. 1087rr(h)) is amended—

(1) by striking ''476(b)(4)(B),''; and

(2) by striking ''meals away from home, apparel and upkeep, transportation, and housekeeping services'' and inserting ''food away from home, apparel, transportation, and household furnishings and operations''.

SEC. 8018. SIMPLIFIED NEED TEST AND AUTOMATIC ZERO IMPROVEMENTS.

(a) AMENDMENTS.—Section 479 (20 U.S.C. 1087ss) is amended—

(1) in subsection (b)—

(A) in paragraph (1)—

(i) in subparagraph (A), by striking clause (i) and inserting the following:

''(i) the student's parents—

''(I) file, or are eligible to file, a form described in paragraph (3);

''(II) certify that the parents are not required to file a Federal income tax return; or

''(III) received, or the student received, benefits at some time during the previous 12-month period under a means-tested Federal benefit program as defined under subsection (d); and''; and

(ii) in subparagraph (B), by striking clause (i) and inserting the following:

''(i) the student (and the student's spouse, if any)—

''(I) files, or is eligible to file, a form described in paragraph (3);

''(II) certifies that the student (and the student's spouse, if any) is not required to file a Federal income tax return; or

''(III) received benefits at some time during the previous 12-month period under a means-tested Federal benefit program as defined under subsection (d); and''; and

(B) in the matter preceding subparagraph (A) of paragraph (3), by striking ''A student or family files a form described in this subsection, or subsection (c), as the case maybe, if the student or family, respectively, files'' and inserting ''In the case of an independent student, the student, or in the case of a dependent student, the family, files a form described in this subsection, or subsection (c), as the case may be, if the student or family, as appropriate, files'';

(2) in subsection (c)—

(A) in paragraph (1)—

(i) by striking subparagraph (A) and inserting the following:

''(A) the student's parents—

''(i) file, or are eligible to file, a form described in subsection (b)(3);

''(ii) certify that the parents are not required to file a Federal income tax return; or

''(iii) received, or the student received, benefits at some time during the previous 12-month period under a means-tested Federal benefit program as defined under subsection (d); and''; and

(ii) by striking subparagraph (B) and inserting the following:

''(B) the sum of the adjusted gross income of the parents is less than or equal to $20,000; or''; and

(B) in paragraph (2)—

(i) by striking subparagraph (A) and inserting the following:

''(A) the student (and the student's spouse, if any)—

''(i) files, or is eligible to file, a form described in subsection (b)(3);

''(ii) certifies that the student (and the student's spouse, if any) is not required to file a Federal income tax return; or

''(iii) received benefits at some time during the previous 12-month period under a means-tested Federal benefit program as defined under subsection (d); and''; and

(ii) by striking subparagraph (B) and inserting the following:

''(B) the sum of the adjusted gross income of the student and spouse (if appropriate) is less than or equal to $20,000.''; and

(3) by adding at the end the following:

''(d) DEFINITION OF MEANS-TESTED FEDERAL BENEFIT PROGRAM.—In this section, the term 'means-tested Federal benefit program' means a mandatory spending program of the Federal Government, other than a program under this title, in which eligibility for the program's benefits, or the amount of such benefits, are determined on the basis of income or resources of the individual or family seeking the benefit, and may include such programs as—

''(1) the supplemental security income program under title XVI of the Social Security Act (42 U.S.C. 1381 et seq.);

''(2) the food stamp program under the Food Stamp Act of 1977 (7 U.S.C. 2011 et seq.);

''(3) the free and reduced price school lunch program established under the Richard B. Russell National School Lunch Act (42 U.S.C. 1751 et seq.);

''(4) the program of block grants for States for temporary assistance for needy families established under part A of title IV of the Social Security Act (42 U.S.C. 601 et seq.);

''(5) the special supplemental nutrition program for women, infants, and children established by section 17 of the Child Nutrition Act of 1966 (42 U.S.C. 1786); and

''(6) other programs identified by the Secretary.''.

(b) EVALUATION OF SIMPLIFIED NEEDS TEST.—

(1) ELIGIBILITY GUIDELINES.—The Secretary of Education shall regularly evaluate the impact of the eligibility guidelines in subsections (b)(1)(A)(i), (b)(1)(B)(i), (c)(1)(A), and (c)(2)(A) of section 479 of the Higher Education Act of 1965 (20 U.S.C. 1087ss(b)(1)(A)(i), (b)(1)(B)(i), (c)(1)(A), and (c)(2)(A)).

(2) MEANS-TESTED FEDERAL BENEFIT PROGRAM.—For each 3-year period, the Secretary of Education shall evaluate the impact of including the receipt of benefits by a student or parent under a means-tested Federal benefit program (as defined in section 479(d) of the Higher Education Act of 1965 (20 U.S.C. 1087ss(d)) as a factor in determining eligibility under subsections (b) and (c) of section 479 of the Higher Education Act of 1965 (20 U.S.C. 1087ss(b) and (c)).

SEC. 8019. ADDITIONAL NEED ANALYSIS AMENDMENTS.

(a) TREATING ACTIVE DUTY MEMBERS OF THE ARMED FORCES AS INDEPENDENT STUDENTS.—Section 480(d)(3) (20 U.S.C. 1087vv(d)(3)) is amended by inserting before the semicolon at the end the following: ''or is currently serving on active duty in the Armed Forces for other than training purposes''.

(b) DEFINITION OF ASSETS.—Section 480(f)(1) (20 U.S.C. 1087vv(f)(1)) is amended by inserting ''qualified education benefits (except as provided in paragraph (3)),'' after ''tax shelters,''.

(c) TREATMENT OF FAMILY OWNERSHIP OF SMALL BUSINESSES.—Section 480(f)(2) (20 U.S.C. 1087vv(f)(2)) is amended—

(1) in subparagraph (A), by striking ''or'';

(2) in subparagraph (B), by striking the period at the end and inserting ''; or''; and

(3) by adding at the end the following new subparagraph:

''(C) a small business with not more than 100 full-time or full-time equivalent employees (or any part of such a small business) that is owned and controlled by the family.''.

(d) ADDITIONAL DEFINITIONS.—Section 480(f) is further amended by adding at the end the following new paragraphs:

''(3) A qualified education benefit shall not be considered an asset of a student for purposes of section 475.

''(4) In determining the value of assets in a determination of need under this title (other than for subpart 4 of part A), the value of a qualified education benefit shall be—

''(A) the refund value of any tuition credits or certificates purchased under a qualified education benefit; and

''(B) in the case of a program in which contributions are made to an account that is established for the purpose of meeting the qualified higher education expenses of the designated beneficiary of the account, the current balance of such account.

''(5) In this subsection:

''(A) The term 'qualified education benefit' means—

''(i) a qualified tuition program (as defined in section 529(b)(1)(A) of the Internal Revenue Code of 1986) or other prepaid tuition plan offered by a State; and

''(ii) a Coverdell education savings account (as defined in section 530(b)(1) of the Internal Revenue Code of 1986).

''(B) The term 'qualified higher education expenses' has the meaning given the term in section 529(e) of the Internal Revenue Code of 1986.''.

(e) DESIGNATED ASSISTANCE.—Section 480(j) (20 U.S.C. 1087vv(j)) is amended—

(1) in the subsection heading, by striking ''; TUITION PREPAYMENT PLANS'';

(2) by striking paragraph (2);

(3) by redesignating paragraph (3) as paragraph (2); and

(4) by adding at the end the following new paragraph:

''(3) Notwithstanding paragraph (1) and section 472, assistance not received under this title may be excluded from both estimated financial assistance and cost of attendance, if that assistance is provided by a State and is designated by such State to offset a specific component of the cost of attendance. If that assistance is excluded from either estimated financial assistance or cost of attendance, it shall be excluded from both.''.

SEC. 8020. GENERAL PROVISIONS.

(a) ACADEMIC YEAR.—Paragraph (2) of section 481(a) (20 U.S.C. 1088(a)) is amended to read as follows:

''(2)(A) For the purpose of any program under this title, the term 'academic year' shall—

''(i) require a minimum of 30 weeks of instructional time for a course of study that measures its program length in credit hours; or

''(ii) require a minimum of 26 weeks of instructional time for a course of study that measures its program length in clock hours; and

''(iii) require an undergraduate course of study to contain an amount of instructional time whereby a full-time student is expected to complete at least—

''(I) 24 semester or trimester hours or 36 quarter credit hours in a course of study that measures its program length in credit hours; or

''(II) 900 clock hours in a course of study that measures its program length in clock hours.

''(B) The Secretary may reduce such minimum of 30 weeks to not less than 26 weeks for good cause, as determined by the Secretary on a case-by-case basis, in the case of an institution of higher education that provides a 2-year or 4-year program of instruction for which the institution awards an associate or baccalaureate degree.''.

(b) DISTANCE EDUCATION: ELIGIBLE PROGRAM.—Section 481(b) (20 U.S.C. 1088(b)) is amended by adding at the end the following new paragraphs:

''(3) An otherwise eligible program that is offered in whole or in part through telecommunications is eligible for the purposes of this title if the program is offered by an institution, other than a foreign institution, that has been evaluated and determined (before or after the date of enactment of the Higher Education Reconciliation Act of 2005) to have the capability to effectively deliver distance education programs by an accrediting agency or association that—

''(A) is recognized by the Secretary under subpart 2 of part H; and

''(B) has evaluation of distance education programs within the scope of its recognition, as described in section 496(n)(3).

''(4) For purposes of this title, the term 'eligible program' includes an instructional program that, in lieu of credit hours or clock hours as the measure of student learning, utilizes direct assessment of student learning, or recognizes the direct assessment of student learning by others, if such assessment is consistent with the accreditation of the institution or program utilizing the results of the assessment. In the case of a program being determined eligible for the first time under this paragraph, such determination shall be made by the Secretary before such program is considered to be an eligible program.''.

(c) CORRESPONDENCE COURSES.—Section 484(l)(1) (20 U.S.C. 1091(l)(1)) is amended—

(1) in subparagraph (A)—

(A) by striking ''for a program of study of 1 year or longer''; and

(B) by striking ''unless the total'' and all that follows through ''courses at the institution''; and

(2) by amending subparagraph (B) to read as follows:

''(B) EXCEPTION.—Subparagraph (A) shall not apply to an institution or school described in section 3(3)(C) of the Carl D. Perkins Vocational and Technical Education Act of 1998.''.

SEC. 8021. STUDENT ELIGIBILITY.

(a) FRAUD: REPAYMENT REQUIRED.—Section 484(a) (20 U.S.C. 1091(a)) is amended—

(1) by striking the period at the end of paragraph (5) and inserting ''; and''; and

(2) by adding at the end the following new paragraph:

''(6) if the student has been convicted of, or has pled nolo contendere or guilty to, a crime involving fraud in obtaining funds under this title, have completed the repayment of such funds to the Secretary, or to the holder in the case of a loan under this title obtained by fraud.''.

(b) VERIFICATION OF INCOME DATE.—Paragraph (1) of section 484(q) (20 U.S.C. 1091(q)) is amended to read as follows:

''(1) CONFIRMATION WITH IRS.—The Secretary of Education, in cooperation with the Secretary of the Treasury, is authorized to confirm with the Internal Revenue Service the information specified in section 6103(l)(13) of the Internal Revenue Code of 1986 reported by applicants (including parents) under this title on their Federal income tax returns for the purpose of verifying the information reported by applicants on student financial aid applications.''.

(c) SUSPENSION OF ELIGIBILITY FOR DRUG OFFENSES.—Section 484(r)(1) (20 U.S.C. 1091(r)(1)) is amended by striking everything preceding the table and inserting the following:

''(1) IN GENERAL.—A student who is convicted of any offense under any Federal or State law involving the possession or sale of a controlled substance for conduct that occurred during a period of enrollment for which the student was receiving any grant, loan, or work assistance under this title shall not be eligible to receive any grant, loan, or work assistance under this title from the date of that conviction for the period of time specified in the following table:''.

SEC. 8022. INSTITUTIONAL REFUNDS.

Section 484B (20 U.S.C. 1091b) is amended—

(1) in the matter preceding clause (i) of subsection (a)(2)(A), by striking ''a leave of'' and inserting ''1 or more leaves of'';

(2) in subsection (a)(3)(B)(ii), by inserting ''(as determined in accordance with subsection (d))'' after ''student has completed'';

(3) in subsection (a)(3)(C)(i), by striking ''grant or loan assistance under this title'' and inserting ''grant assistance under subparts 1 and 3 of part A, or loan assistance under parts B, D, and E,'';

(4) in subsection (a)(4), by amending subparagraph (A) to read as follows:

''(A) IN GENERAL.—After determining the eligibility of the student for a late disbursement or post-withdrawal disbursement (as required in regulations prescribed by the Secretary), the institution of higher education shall contact the borrower and obtain confirmation that the loan funds are still required by the borrower. In making such contact, the institution shall explain to the borrower the borrower's obligation to repay the funds following any such disbursement. The institution shall document in the borrower's file the result of such contact and the final determination made concerning such disbursement.'';

(5) in subsection (b)(1), by inserting ''not later than 45 days from the determination of withdrawal'' after ''return'';

(6) in subsection (b)(2), by amending subparagraph (C) to read as follows:

''(C) GRANT OVERPAYMENT REQUIREMENTS.—

''(i) IN GENERAL.—Notwithstanding subparagraphs (A) and (B), a student shall only be required to return grant assistance in the amount (if any) by which—

''(I) the amount to be returned by the student (as determined under subparagraphs (A) and (B)), exceeds

''(II) 50 percent of the total grant assistance received by the student under this title for the payment period or period of enrollment.

''(ii) MINIMUM.—A student shall not be required to return amounts of $50 or less.'';

(7) in subsection (d), by striking ''(a)(3)(B)(i)'' and inserting ''(a)(3)(B)''; and

(8) in subsection (d)(2), by striking ''clock hours—'' and all that follows through the period and inserting ''clock hours scheduled to be completed by the student in that period as of the day the student withdrew.''.

SEC. 8023. COLLEGE ACCESS INITIATIVE.

Part G is further amended by inserting after section 485C (20 U.S.C. 1092c) the following new section:

''SEC. 485D. COLLEGE ACCESS INITIATIVE.

''(a) STATE-BY-STATE INFORMATION.—The Secretary shall direct each guaranty agency with which the Secretary has an agreement under section 428(c) to provide to the Secretary the information necessary for the development of Internet web links and access for students and families to a comprehensive listing of the postsecondary education opportunities, programs, publications, Internet web sites, and other services available in the States for which such agency serves as the designated guarantor.

''(b) GUARANTY AGENCY ACTIVITIES.—

''(1) PLAN AND ACTIVITY REQUIRED.—Each guaranty agency with which the Secretary has an agreement under section 428(c) shall develop a plan, and undertake the activity necessary, to gather the information required under subsection (a) and to make such information available to the public and to the Secretary in a form and manner as prescribed by the Secretary.

''(2) ACTIVITIES.—Each guaranty agency shall undertake such activities as are necessary to promote access to postsecondary education for students through providing information on college planning, career preparation, and paying for college. The guaranty agency shall publicize such information and coordinate such activities with other entities that either provide or distribute such information in the States for which such guaranty agency serves as the designated guarantor.

''(3) FUNDING.—The activities required by this section may be funded from the guaranty agency's Operating Fund established pursuant to section 422B and, to the extent funds remain, from earnings on the restricted account established pursuant to section 422(h)(4).

''(4) RULE OF CONSTRUCTION.—Nothing in this subsection shall be construed to require a guaranty agency to duplicate any efforts under way on the date of enactment of the Higher Education Reconciliation Act of 2005 that meet the requirements of this section.

''(c) ACCESS TO INFORMATION.—

''(1) SECRETARY'S RESPONSIBILITY.—The Secretary shall ensure the availability of the information provided, by the guaranty agencies in accordance with this section, to students, parents, and other interested individuals, through Internet web links or other methods prescribed by the Secretary.

''(2) GUARANTY AGENCY RESPONSIBILITY.—The guaranty agencies shall ensure that the information required by this section is available without charge in printed format for students and parents requesting such information.

''(3) PUBLICITY.—Not later than 270 days after the date of enactment of the Higher Education Reconciliation Act of 2005, the Secretary and guaranty agencies shall publicize the availability of the information required by this section, with special emphasis on ensuring that populations that are traditionally underrepresented in postsecondary education are made aware of the availability of such information.''.

SEC. 8024. WAGE GARNISHMENT REQUIREMENT.

Section 488A(a)(1) (20 U.S.C. 1095a(a)(1)) is amended by striking ''10 percent'' and inserting ''15 percent''.

Subtitle B—Pensions

SEC. 8201. INCREASES IN PBGC PREMIUMS.

(a) FLAT-RATE PREMIUMS.—

(1) SINGLE-EMPLOYER PLANS.—

(A) IN GENERAL.—Clause (i) of section 4006(a)(3)(A) of the Employee Retirement Income Security Act of 1974 (29 U.S.C. 1306(a)(3)(A)) is amended by striking ''$19'' and inserting ''$30''.

(B) ADJUSTMENT FOR INFLATION.—Section 4006(a)(3) of such Act (29 U.S.C. 1306(a)(3)) is amended by adding at the end the following new subparagraph:

''(F) For each plan year beginning in a calendar year after 2006, there shall be substituted for the premium rate specified in clause (i) of subparagraph (A) an amount equal to the greater of—

''(i) the product derived by multiplying the premium rate specified in clause (i) of subparagraph (A) by the ratio of—

''(I) the national average wage index (as defined in section 209(k)(1) of the Social Security Act) for the first of the 2 calendar years preceding the calendar year in which such plan year begins, to

''(II) the national average wage index (as so defined) for 2004; and

''(ii) the premium rate in effect under clause (i) of subparagraph (A) for plan years beginning in the preceding calendar year.

If the amount determined under this subparagraph is not a multiple of $1, such product shall be rounded to the nearest multiple of $1.''.

(2) MULTIEMPLOYER PLANS.—

(A) IN GENERAL.—Section 4006(a)(3)(A) of such Act (29 U.S.C. 1306(a)(3)(A)) is amended—

(i) in clause (iii)—

(I) by inserting ''and before January 1, 2006,'' after ''Act of 1980,''; and

(II) by striking the period at the end and inserting '', or''; and

(ii) by adding at the end the following:

''(iv) in the case of a multiemployer plan, for plan years beginning after December 31, 2005, $8.00 for each individual who is a participant in such plan during the applicable plan year.''.

(B) ADJUSTMENT FOR INFLATION.—Section 4006(a)(3) of such Act (29 U.S.C. 1306(a)(3)), as amended by this subsection, is amended by adding at the end the following new subparagraph:

''(G) For each plan year beginning in a calendar year after 2006, there shall be substituted for the premium rate specified in clause (iv) of

subparagraph (A) an amount equal to the greater of—

''(i) the product derived by multiplying the premium rate specified in clause (iv) of subparagraph (A) by the ratio of—

''(I) the national average wage index (as defined in section 209(k)(1) of the Social Security Act) for the first of the 2 calendar years preceding the calendar year in which such plan year begins, to

''(II) the national average wage index (as so defined) for 2004; and

''(ii) the premium rate in effect under clause (iv) of subparagraph (A) for plan years beginning in the preceding calendar year.

If the amount determined under this subparagraph is not a multiple of $1, such product shall be rounded to the nearest multiple of $1.''.

(b) PREMIUM RATE FOR CERTAIN TERMINATED SINGLE-EMPLOYER PLANS.—Subsection (a) of section 4006 of such Act (29 U.S.C. 1306) is amended by adding at the end the following:

''(7) PREMIUM RATE FOR CERTAIN TERMINATED SINGLE-EMPLOYER PLANS.—

''(A) IN GENERAL.—If there is a termination of a single-employer plan under clause (ii) or (iii) of section 4041(c)(2)(B) or section 4042, there shall be payable to the corporation, with respect to each applicable 12-month period, a premium at a rate equal to $1,250 multiplied by the number of individuals who were participants in the plan immediately before the termination date. Such premium shall be in addition to any other premium under this section.

''(B) SPECIAL RULE FOR PLANS TERMINATED IN BANKRUPTCY REORGANIZATION.—In the case of a single-employer plan terminated under section 4041(c)(2)(B)(ii) or under section 4042 during pendency of any bankruptcy reorganization proceeding under chapter 11 of title 11, United States Code, or under any similar law of a State or a political subdivision of a State (or a case described in section 4041(c)(2)(B)(i) filed by or against such person has been converted, as of such date, to such a case in which reorganization is sought), subparagraph (A) shall not apply to such plan until the date of the discharge or dismissal of such person in such case.

''(C) APPLICABLE 12-MONTH PERIOD.—For purposes of subparagraph (A)—

''(i) IN GENERAL.—The term 'applicable 12-month period' means—

''(I) the 12-month period beginning with the first month following the month in which the termination date occurs, and

''(II) each of the first two 12-month periods immediately following the period described in subclause (I).

''(ii) PLANS TERMINATED IN BANKRUPTCY REORGANIZATION.—In any case in which the requirements of subparagraph (B)(i)(I) are met in connection with the termination of the plan with respect to 1 or more persons described in such subparagraph, the 12-month period described in clause (i)(I) shall be the 12-month period beginning with the first month following the month which includes the earliest date as of which each such person is discharged or dismissed in the case described in such clause in connection with such person.

''(D) COORDINATION WITH SECTION 4007.—

''(i) Notwithstanding section 4007—

''(I) premiums under this paragraph shall be due within 30 days after the beginning of any applicable 12-month period, and

''(II) the designated payor shall be the person who is the contributing sponsor as of immediately before the termination date.

''(ii) The fifth sentence of section 4007(a) shall not apply in connection with premiums determined under this paragraph.

''(E) TERMINATION.—Subparagraph (A) shall not apply with respect to any plan terminated after December 31, 2010.''.

(c) CONFORMING AMENDMENT.—Section 4006(a)(3)(B) of such Act (29 U.S.C. 1306(a)(3)(B)) is amended by striking ''subparagraph (A)(iii)'' and inserting ''clause (iii) or (iv) of subparagraph (A)''.

(d) EFFECTIVE DATES.—

(1) IN GENERAL.—Except as otherwise provided in this subsection, the amendments made by this section shall apply to plan years beginning after December 31, 2005.

(2) PREMIUM RATE FOR CERTAIN TERMINATED SINGLE-EMPLOYER PLANS.—

(A) IN GENERAL.—Except as provided in subparagraph (B), the amendment made by subsection (b) shall apply to plans terminated after December 31, 2005.

(B) SPECIAL RULE FOR PLANS TERMINATED IN BANKRUPTCY.—The amendment made by subsection (b) shall not apply to a termination of a single-employer plan that is terminated during the pendency of any bankruptcy reorganization proceeding under chapter 11 of title 11, United States Code (or under any similar law of a State or political subdivision of a State), if the proceeding is pursuant to a bankruptcy filing occurring before October 18, 2005.

TITLE IX—LIHEAP PROVISIONS

SEC. 9001. FUNDING AVAILABILITY.

(a) IN GENERAL.—In addition to amounts otherwise made available, there are appropriated, out of any money in the Treasury not otherwise appropriated, to the Secretary of Health and Human Services for a 1-time only obligation and expenditure—

(1) $250,000,000 for fiscal year 2007 for allocation under section 2604(a) through (d) of the Low-Income Home Energy Assistance Act of 1981 (42 U.S.C. 8623(a) through (d)); and

(2) $750,000,000 for fiscal year 2007 for allocation under section 2604(e) of the Low-Income Home Energy Assistance Act of 1981 (42 U.S.C. 8623(e)).

(b) SUNSET.—The provisions of this section shall terminate, be null and void, and have no force and effect whatsoever after September 30, 2007. No monies provided for under this section shall be available after such date.

TITLE X—JUDICIARY RELATED PROVISIONS

Subtitle A—Civil Filing Adjustments

SEC. 10001. CIVIL CASE FILING FEE INCREASES.

(a) CIVIL ACTIONS FILED IN DISTRICT COURTS.—Section 1914(a) of title 28, United States Code, is amended by striking ''$250'' and inserting ''$350''.

(b) APPEALS FILED IN COURTS OF APPEALS.—The $250 fee for docketing a case on appeal or review, or docketing any other proceeding, in a court of appeals, as prescribed by the Judicial Conference, effective as of January 1, 2005, under section 1913 of title 28, United States Code, shall be increased to $450.

(c) EXPENDITURE LIMITATION.—Incremental amounts collected by reason of the enactment of this section shall be deposited in a special fund in the Treasury to be established after the enactment of this Act. Such amounts shall be available for the purposes specified in section 1931(a) of title 28, United States Code, but only to the extent specifically appropriated by an Act of Congress enacted after the enactment of this Act.

(d) EFFECTIVE DATE.—This section and the amendment made by this section shall take effect 60 days after the date of the enactment of this Act.

Subtitle B—Bankruptcy Fees

SEC. 11101. BANKRUPTCY FEES.

(a) BANKRUPTCY FILING FEES.—Section 1930(a) of title 28, United States Code, is amended—

(1) in paragraph (1)—

(A) in subparagraph (A) by striking ''$220'' and inserting ''$245''; and

(B) in subparagraph (B) by striking ''$150'' and inserting ''$235''; and

(2) in paragraph (2) by striking ''$1,000'' and inserting ''$2,750''.

(b) EXPENDITURE LIMITATION.—Incremental amounts collected by reason of the amendments made by subsection (a) shall be deposited in a special fund in the Treasury to be established after the enactment of this Act. Such amounts shall be available for the purposes specified in section 1931(a) of title 28, United States Code, but only to the extent specifically appropriated by an Act of Congress enacted after the enactment of this Act.

(c) EFFECTIVE DATE.—This section and the amendments made by this section shall take effect 60 days after the date of the enactment of this Act.

¶3.15 PROCEEDINGS VACATED—H.R. 4659

On motion of Mr. SENSENBRENNER, by unanimous consent, requested that the proceedings ordering the yeas and nays on the motion to suspend the rules and pass the bill (H.R. 4659) to amend the USA PATRIOT ACT to extend the sunset of certain provisions of such Act, be vacated, to the end that the Chair put the question on the bill de novo.

Accordingly.

The question being put,

Will the House suspend the rules and pass said bill?

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

¶3.16 COMMITTEE RESIGNATION-MAJORITY

The SPEAKER pro tempore, Mr. BOUSTANY, laid before the House the following communication, which was read as follows:

CONGRESS OF THE UNITED STATES,
HOUSE OF REPRESENTATIVES, COMMITTEE ON HOUSE ADMINISTRATION,
Washington, DC, January 17, 2006.

Hon. J. DENNIS HASTERT,
Speaker of the House of Representatives, the Capitol, Washington, DC.

DEAR MR. SPEAKER: It has been an honor and a privilege to serve you and the House as Chairman of the Committee on House Administration for the past five years. I am grateful to you for the opportunity you gave me to serve in this position, and am very proud of my record of service.

Over the course of the past year, there have been numerous reports questioning the propriety of certain actions I have taken. I assure you that I have done absolutely nothing wrong, and I am convinced this truth will ultimately be shown and the accusations made against me will be proven groundless.

However, it has become clear to me that the allegations surrounding me and ensuing investigations have become a distraction within the Committee and our Conference. Therefore to preserve the integrity of the Committee on House Administration, I regret to inform you that I have decided to step down from the Chair at this time. My love and respect for this institution and the Committee is too great for me to allow this distraction to interfere with our ability to get our important work done.

Our Conference has important issues to address for the American people in the upcoming year. I will continue to support the ideals of this party and country and assist you in any way I can as we move forward on our agenda. Once the allegations that have

been made against me have been shown to be false, I look forward to resuming the Chair for the rest of my appointed term and continuing the important work of the Committee.

Sincerely,

BOB NEY.

By unanimous consent, the resignation was accepted.

¶3.17 COMMITTEE ELECTION—MAJORITY

Ms. PRYCE of Ohio, by unanimous consent, submitted the following resolution (H. Res. 664):

Resolved, That the following named Member be, and that he hereby is, elected to the following standing committee of the House of Representatives:

Committee on House Administration: Mr. Ehlers, Chairman.

Resolved, That the following named Member be, and that he hereby is, ranked as follows on the following standing committee of the House of Representatives:

Committee on House Administration: Mr. Ney, after Mr. Ehlers.

When said resolution was considered and agreed to.

A motion to reconsider the vote whereby said resolution was agreed to was, by unanimous consent, laid on the table.

¶3.18 ADJOURNMENT OF THE HOUSE

On motion of Ms. PRYCE of Ohio, submitted the following privileged concurrent resolution (H. Con. Res. 332):

Resolved by the House of Representatives (the Senate concurring), That when the House adjourns on the legislative day of Wednesday, February 1, 2006, on a motion offered pursuant to this concurrent resolution by its Majority Leader or his designee, it stand adjourned until 2 p.m. on Tuesday, February 7, 2006, or until the time of any reassembly pursuant to section 2 of this concurrent resolution, whichever occurs first; and that when the House adjourns on the legislative day of Wednesday, February 8, 2006, or Thursday, February 9, 2006, on a motion offered pursuant to this concurrent resolution by its Majority Leader or his designee, it stand adjourned until 2 p.m. on Tuesday, February 14, 2006, or until the time of any reassembly pursuant to section 2 of this concurrent resolution, whichever occurs first.

SEC. 2. The Speaker or his designee, after consultation with the Minority Leader, shall notify the Members of the House to reassemble at such place and time as he may designate if, in his opinion, the public interest shall warrant it.

When said concurrent resolution was considered and agreed to.

A motion to reconsider the vote whereby said concurrent resolution was agreed to was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said concurrent resolution.

¶3.19 ORDER OF BUSINESS—ADJOURNMENT OF THE HOUSE

On motion of Ms. PRYCE of Ohio, by unanimous consent,

Ordered, That when the House adjourns today, it adjourn to meet at 2 p.m. on Friday, February 3, 2006, unless it sooner has received a message from the Senate transmitting its concurrence in House Concurrent Resolution 332, in which case the House shall stand adjourned pursuant to that concurrent resolution.

¶3.20 CALENDAR WEDNESDAY BUSINESS DISPENSED WITH

On motion of Ms. PRYCE of Ohio, by unanimous consent,

Ordered, That business in order for consideration on Wednesday, February 8, 2006, under clause 6, rule XV, the Calendar Wednesday rule, be dispensed with.

¶3.21 APPOINTMENT OF SPEAKER PRO TEMPORE TO SIGN ENROLLMENTS

The SPEAKER pro tempore, Mr. BOUSTANY, laid before the House a communication, which was read as follows:

HOUSE OF REPRESENTATIVES,
Washington, DC, February 1, 2006.

I hereby appoint the Honorable Mac THORNBERRY and the Honorable Tom DAVIS to act as Speaker pro tempore to sign enrolled bills and joint resolutions through February 7, 2006.

J. DENNIS HASTERT
Speaker of the House of Representatives.

By unanimous consent, the appointments were approved.

¶3.22 HONORING THE LIFE OF MRS. CORETTA SCOTT KING

The SPEAKER pro tempore, Mr. BOUSTANY, pursuant to the order of the House of January 31, 2006, called up for further consideration the resolution (H. Res. 655) honoring the life and accomplishments of Mrs. Coretta Scott King and her contributions as a leader in the struggle for civil rights, and expressing condolences to the King family on her passing.

Pending further consideration of said resolution.

On motion of Mr. SENSENBRENNER, by unanimous consent,

Ordered, That the time for debate on the pending resolution be extended by 30 minutes, equally divided and controlled by the chairman and the ranking minority member of the Committee on the Judiciary.

When said resolution was further considered.

After debate,

Pursuant to the order of the House of January 31, 2006, the previous question was ordered on the resolution and preamble.

The question being put, viva voce,

Will the House agree to said resolution?

The SPEAKER announced that the yeas had it.

So the resolution was agreed to.

A motion to reconsider the vote whereby said resolution was agreed to was, by unanimous consent, laid on the table.

¶3.23 REVISION TO CLAUSE 4 OF RULE IV

The SPEAKER announced that the House has just adopted a revision to the rule regarding admission to the Floor and the rooms leading thereto. Clause 4 of rule IV provides that a former Member, Delegate, or Resident Commissioner; a former Parliamentarian of the House; or a former elected officer of the House or former minority employee nominated as an elected officer of the House shall not be entitled to the privilege of admission to the Hall of the House and rooms leading thereto if he or she: (1) is a registered lobbyist or an agent of a foreign principal; (2) has any direct personal or pecuniary interest in any legislative measure pending before the House or reported by a committee; or (3) is in the employ of, or represents, any party or organization for the purpose of influencing, directly or indirectly, the passage, defeat, or amendment of any legislative proposal.

This restriction extends not only to the House Floor, but adjacent rooms, the cloakrooms, and the Speaker's lobby.

Clause 4 of rule IV also allows the Speaker to exempt ceremonial and educational functions from the restrictions of this clause. These restrictions shall not apply to attendance at joint meetings or joint sessions, Former Member's Day proceedings, educational tours, and other occasions as the Speaker may designate.

Members who have reason to know that a person is on the Floor, inconsistent with clause 4 of rule IV, should notify the Sergeant at Arms promptly.

¶3.24 LEAVE OF ABSENCE

By unanimous consent, leave of absence was granted to Mr. Gary G. MILLER of California, for today.

And then,

¶3.25 ADJOURNMENT

Mr. MEEK of Florida, pursuant to the previous order, moved that the House do now adjourn.

The question being put, viva voce,

Will the House now adjourn?

The SPEAKER pro tempore, Mr. WESTMORELAND, announced that the yeas had it.

So the motion to adjourn was agreed to.

Accordingly,

Pursuant to the previous order of the House, at 8 o'clock and 50 minutes p.m., the House stands adjourned until 2 p.m. on Friday, February 3, 2006, unless it sooner has received a message from the Senate transmitting its adoption of House Concurrent Resolution 332, in which case the House shall stand adjourned pursuant to that concurrent resolution.

¶3.26 REPORTS OF COMMITTEES ON PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XIII, reports of committees were delivered to the Clerk for printing and reference to the proper calendar, as follows:

Mr. OXLEY: Committee on Financial Services. H.R. 4320. A bill to restore the financial solvency of the national flood insurance program, and for other purposes; with an amendment (Rept. 109–370). Referred to the Committee of the Whole House on the State of the Union.

¶3.27 PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XII, public bills and resolutions were introduced and severally referred, as follows:

By Mr. WELLER (for himself and Mr. MORAN of Virginia):

H.R. 4680. A bill to provide temporary duty suspension on products from Sri Lanka; to the Committee on Ways and Means.

By Ms. ROS-LEHTINEN (for herself, Mr. LANTOS, Mr. CANTOR, Mr. CHABOT, Mr. ACKERMAN, Mr. ENGEL, Mr. PENCE, Mr. WELLER, Ms. HARRIS, Mr. BURTON of Indiana, Mrs. MCCARTHY, Mr. CARDOZA, Mr. MACK, Ms. BEAN, Mr. CROWLEY, Mr. LYNCH, Mrs. JO ANN DAVIS of Virginia, Mr. CHANDLER, Mr. BROWN of South Carolina, Mr. MCCAUL of Texas, Mr. KING of New York, Mr. ISRAEL, Ms. BERKLEY, Mr. POE, Mr. ROYCE, Mrs. BLACKBURN, Mr. TANCREDO, Mr. SCHIFF, Mr. SHERMAN, and Mr. NADLER):

H.R. 4681. A bill to promote the development of democratic institutions in areas under the administrative control of the Palestinian Authority, and for other purposes; to the Committee on International Relations, and in addition to the Committees on the Judiciary, and Financial Services, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Ms. PELOSI (for herself, Mr. HOYER, Mr. CLYBURN, Mr. GEORGE MILLER of California, Ms. DELAURO, Mr. EMANUEL, Mr. DINGELL, Mr. CONYERS, Mr. OBEY, Mr. RANGEL, Mr. WAXMAN, Mr. SKELTON, Mr. FRANK of Massachusetts, Mr. LANTOS, Mr. BERMAN, Mr. SPRATT, Ms. SLAUGHTER, Mr. EVANS, Mr. PETERSON of Minnesota, Ms. MILLENDER-MCDONALD, Ms. HARMAN, Mr. ACKERMAN, Mr. ALLEN, Mr. ANDREWS, Mr. BACA, Mr. BAIRD, Ms. BALDWIN, Mr. BARROW, Ms. BEAN, Mr. BECERRA, Ms. BERKLEY, Mr. BERRY, Mr. BISHOP of New York, Mr. BISHOP of Georgia, Mr. BLUMENAUER, Ms. BORDALLO, Mr. BOSWELL, Mr. BROWN of Ohio, Mr. BUTTERFIELD, Mrs. CAPPS, Mr. CARDIN, Mr. CARNAHAN, Ms. CARSON, Mr. CASE, Mr. CHANDLER, Mr. CLAY, Mr. CLEAVER, Mr. COOPER, Mr. CROWLEY, Mr. CUELLAR, Mr. CUMMINGS, Mr. DAVIS of Alabama, Mrs. DAVIS of California, Mr. DAVIS of Florida, Mr. DAVIS of Illinois, Mr. DAVIS of Tennessee, Mr. DEFAZIO, Ms. DEGETTE, Mr. DELAHUNT, Mr. DICKS, Mr. DOGGETT, Mr. EDWARDS, Mr. ETHERIDGE, Ms. ESHOO, Mr. FALEOMAVAEGA, Mr. FARR, Mr. FATTAH, Mr. FILNER, Mr. FORD, Mr. GONZALEZ, Mr. GORDON, Mr. AL GREEN of Texas, Mr. GENE GREEN of Texas, Mr. GRIJALVA, Mr. GUTIERREZ, Mr. HASTINGS of Florida, Ms. HERSETH, Mr. HIGGINS, Mr. HINCHEY, Mr. HINOJOSA, Mr. HONDA, Mr. HOLT, Ms. HOOLEY, Mr. INSLEE, Mr. ISRAEL, Mr. JACKSON of Illinois, Ms. JACKSON-LEE of Texas, Ms. EDDIE BERNICE JOHNSON of Texas, Mr. KENNEDY of Rhode Island, Mr. KILDEE, Mr. KIND, Mr. KUCINICH, Mr. LANGEVIN, Mr. LARSEN of Washington, Mr. LARSON of Connecticut, Ms. LEE, Mr. LEVIN, Mr. LEWIS of Georgia, Mr. LIPINSKI, Ms. ZOE LOFGREN of California, Mrs. LOWEY, Mr. LYNCH, Mrs. MCCARTHY, Ms. MCCOLLUM of Minnesota, Mr. MCDERMOTT, Mr. MCGOVERN, Mr. MCNULTY, Mrs. MALONEY, Mr. MARKEY, Ms. MATSUI, Mr. MEEHAN, Mr. MEEK of Florida, Mr. MELANCON, Mr. MICHAUD, Mr. MILLER of North Carolina, Mr. MOORE of Kansas, Mr. MORAN of Virginia, Mr. NADLER, Mrs. NAPOLITANO, Ms. NORTON, Mr. OLVER, Mr. ORTIZ, Mr. OWENS, Mr. PALLONE, Mr. PASCRELL, Mr. POMEROY, Mr. PRICE of North Carolina, Mr. REYES, Mr. ROSS, Mr. ROTHMAN, Ms. ROYBAL-ALLARD, Mr. RUPPERSBERGER, Mr. RYAN of Ohio, Mr. SALAZAR, Ms. LINDA T. SÁNCHEZ of California, Mr. SANDERS, Ms. SCHAKOWSKY, Mr. SCHIFF, Mr. SCOTT of Georgia, Mr. SCOTT of Virginia, Ms. SCHWARTZ of Pennsylvania, Mr. SHERMAN, Mr. SMITH of Washington, Ms. SOLIS, Mr. STARK, Mr. STRICKLAND, Mrs. TAUSCHER, Mr. TAYLOR of Mississippi, Mr. THOMPSON of California, Mr. TIERNEY, Mr. TOWNS, Mr. UDALL of Colorado, Mr. UDALL of New Mexico, Mr. VAN HOLLEN, Mr. VISCLOSKY, Ms. WASSERMAN SCHULTZ, Ms. WATERS, Ms. WATSON, Mr. WEINER, Mr. WEXLER, Ms. WOOLSEY, and Mr. WU):

H.R. 4682. A bill to provide more rigorous requirements with respect to disclosure and enforcement of ethics and lobbying laws and regulations, and for other purposes; to the Committee on the Judiciary, and in addition to the Committees on Rules, Government Reform, Standards of Official Conduct, Armed Services, and House Administration, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. DINGELL (for himself, Mr. STARK, Mr. BROWN of Ohio, Mr. WAXMAN, Mr. RANGEL, Mr. WYNN, Mr. STRICKLAND, Mr. BOUCHER, Ms. BALDWIN, Ms. SCHAKOWSKY, Mr. RUSH, Mr. TOWNS, Mr. ROSS, Mr. MARKEY, Mr. GENE GREEN of Texas, and Mr. ALLEN):

H.R. 4683. A bill to provide quality, affordable health care for all Americans; to the Committee on Ways and Means, and in addition to the Committees on Energy and Commerce, and Government Reform, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. CRAMER:

H.R. 4684. A bill to amend the Small Business Act to provide for an increase in the amount of awards under the first and second phases of the Small Business Innovation Research program; to the Committee on Small Business, and in addition to the Committee on Science, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. DINGELL (for himself, Mr. RANGEL, Mr. SPRATT, Mr. WAXMAN, Mr. BROWN of Ohio, Mr. STARK, Ms. PELOSI, Mr. MARKEY, Mrs. CAPPS, Mr. BOUCHER, Ms. SCHAKOWSKY, Ms. DEGETTE, Mr. PALLONE, Ms. SOLIS, Ms. BALDWIN, Mr. GENE GREEN of Texas, Mr. GORDON, Mr. ALLEN, Mr. INSLEE, Mr. CLEAVER, Ms. SLAUGHTER, Mr. EMANUEL, Mr. NEAL of Massachusetts, Mr. DELAHUNT, Mr. DOGGETT, Mr. CONYERS, Ms. MATSUI, Mr. BERMAN, Mr. LARSON of Connecticut, Mr. CARDIN, Mr. MCNULTY, Mr. HOLDEN, Mr. OWENS, Ms. HERSETH, and Mrs. MCCARTHY):

H.R. 4685. A bill to amend titles XVIII and XIX of the Social Security Act to assure uninterrupted access to necessary medicines under the Medicare prescription drug program; to the Committee on Energy and Commerce, and in addition to the Committee on Ways and Means, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. GILCHREST (for himself and Mr. POMBO):

H.R. 4686. A bill to reauthorize various fisheries management laws, and for other purposes; to the Committee on Resources.

By Mr. GREEN of Wisconsin:

H.R. 4687. A bill to ease the transition of National Guard and Reserve members adversely affected by the closure or realignment of reserve component facilities by authorizing their temporary detail to duty with other reserve component units; to the Committee on Armed Services.

By Mr. HAYES (for himself, Mrs. MYRICK, Mr. PRICE of North Carolina, Mr. COBLE, Mr. WATT, Mr. MILLER of North Carolina, Mr. BUTTERFIELD, Mr. MCHENRY, Mr. JONES of North Carolina, Mr. ETHERIDGE, Ms. FOXX, Mr. MCINTYRE, and Mr. TAYLOR of North Carolina):

H.R. 4688. A bill to designate the facility of the United States Postal Service located at 1 Boyden Street in Badin, North Carolina, as the ''Mayor John Thompson 'Tom' Garrison Memorial Post Office''; to the Committee on Government Reform.

By Ms. HERSETH (for herself, Mrs. CUBIN, and Ms. KAPTUR):

H.R. 4689. A bill to amend the Federal Meat Inspection Act to provide that a quality grade label issued by the Secretary of Agriculture for beef and lamb may not be used for imported beef or imported lamb; to the Committee on Agriculture.

By Ms. KAPTUR:

H.R. 4690. A bill to amend section 207 of title 18, United States Code, to further restrict Federal officers and employees from representing or advising foreign entities after leaving Government service; to the Committee on the Judiciary.

By Ms. KAPTUR (for herself and Mr. THOMPSON of Mississippi):

H.R. 4691. A bill to establish a Gulf Coast Region Redevelopment Commission to coordinate and manage the Federal response to and cooperate with State and local entities in rebuilding that part of the Gulf Coast region damaged by Hurricanes Katrina and Rita; to the Committee on Transportation and Infrastructure.

By Ms. KAPTUR:

H.R. 4692. A bill to amend the Federal Election Campaign Act of 1971 to prohibit contributions and expenditures by multicandidate political committees controlled by foreign-owned corporations, and for other purposes; to the Committee on House Administration, and in addition to the Committee on the Judiciary, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Ms. NORTON:

H.R. 4693. A bill to amend title III of the Higher Education Act of 1965 to include the University of the District of Columbia as an eligible graduate institution, and for other purposes; to the Committee on Education and the Workforce.

By Mr. OBEY (for himself, Mr. FRANK of Massachusetts, Ms. DELAURO, Mr. FILNER, Mr. ISRAEL, Mr. MCGOVERN, Mr. RYAN of Ohio, and Mr. WAXMAN):

H.R. 4694. A bill to amend the Federal Election Campaign Act of 1971 to provide for expenditure limitations and public financing for House of Representatives general elections, and for other purposes; to the Committee on House Administration, and in addition to the Committees on Ways and Means, and Rules, for a period to be subsequently determined by the Speaker, in each

case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. RAHALL (for himself, Mr. MOLLOHAN, and Mrs. CAPITO):

H.R. 4695. A bill to direct the Secretary of Labor to prescribe additional coal mine safety standards, to require additional penalties for habitual violators, and for other purposes; to the Committee on Education and the Workforce.

By Mr. ROGERS of Michigan:

H.R. 4696. A bill to make certain reforms in lobbying, ethics, and campaign finance laws, and for other purposes; to the Committee on the Judiciary, and in addition to the Committees on Government Reform, House Administration, Rules, and Resources, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. SANDERS (for himself, Mr. KUCINICH, Mr. DEFAZIO, Mr. OWENS, Ms. LEE, Mr. HINCHEY, Mr. PAYNE, Mr. GRIJALVA, Mr. OLVER, Mr. STARK, Ms. WOOLSEY, Mr. NADLER, Mr. MCGOVERN, Ms. KAPTUR, Mr. CONYERS, Ms. CORRINE BROWN of Florida, Mrs. EMERSON, and Mr. TIERNEY):

H.R. 4697. A bill to amend title XVIII of the Social Security Act to replace the Medicare prescription drug benefit adopted by the Medicare Prescription Drug, Improvement, and Modernization Act of 2003 with a revised and simplified prescription benefit program for all Medicare beneficiaries; to the Committee on Energy and Commerce, and in addition to the Committee on Ways and Means, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. SENSENBRENNER:

H.R. 4698. A bill to provide liability protection for individuals who volunteer to assist victims of national disasters; to the Committee on the Judiciary.

By Mr. UDALL of Colorado (for himself, Mr. COOPER, and Mrs. MUSGRAVE):

H.R. 4699. A bill to facilitate Presidential leadership and Congressional accountability regarding reduction of spending; to the Committee on the Budget, and in addition to the Committee on Rules, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. UPTON:

H.R. 4700. A bill to provide for the conditional conveyance of any interest retained by the United States in St. Joseph Memorial Hall in St. Joseph, Michigan; to the Committee on Transportation and Infrastructure.

By Ms. KAPTUR:

H.J. Res. 76. A joint resolution proposing an amendment to the Constitution of the United States relating to limitations on the amounts of contributions and expenditures that may be made in connection with campaigns for election to public office; to the Committee on the Judiciary.

By Ms. PRYCE of Ohio:

H. Con. Res. 332. Concurrent resolution providing for a conditional adjournment of the House of Representatives; considered and agreed to.

By Ms. KAPTUR:

H. Con. Res. 333. Concurrent resolution expressing the sense of Congress that the Supreme Court misinterpreted the First Amendment to the Constitution in the case of Buckley v. Valeo; to the Committee on the Judiciary.

By Ms. PRYCE of Ohio:

H. Res. 664. A resolution electing a certain Member to a certain standing committee of the House of Representatives; considered and agreed to.

By Mr. FORD (for himself, Mr. CARDOZA, and Mr. DAVIS of Tennessee):

H. Res. 665. A resolution honoring the service of the National Guard and requesting consultation by the Department of Defense with Congress and the chief executive officers of the States prior offering proposals to change the National Guard force structure; to the Committee on Armed Services.

By Mr. GOODE (for himself and Mr. MCCOTTER):

H. Res. 666. A resolution amending the Rules of the House of Representatives to prohibit privately-funded travel by any Member, Delegate, Resident Commissioner, officer, or employee of the House; to the Committee on Rules.

By Mr. KUHL of New York:

H. Res. 667. A resolution commending hospice care providers such as Hospeace House for allowing people with life-limiting illness or injury to die pain-free and with dignity; to the Committee on Energy and Commerce.

By Mr. REYES (for himself, Mr. BARTON of Texas, Mr. BONILLA, Mr. COLE of Oklahoma, Mr. CONAWAY, Mr. CONYERS, Mr. CUELLAR, Mr. CULBERSON, Mr. CUMMINGS, Mr. DOGGETT, Mr. EDWARDS, Mr. EVANS, Mr. FORD, Mr. GONZALEZ, Ms. GRANGER, Mr. GRAVES, Mr. AL GREEN of Texas, Mr. GENE GREEN of Texas, Mr. GRIJALVA, Mr. HALL, Mr. HASTINGS of Florida, Mr. HINOJOSA, Ms. JACKSON-LEE of Texas, Mr. JEFFERSON, Ms. EDDIE BERNICE JOHNSON of Texas, Ms. KILPATRICK of Michigan, Mr. LUCAS, Mr. MCDERMOTT, Ms. MCKINNEY, Mr. MEEKS of New York, Mr. MORAN of Kansas, Mr. ORTIZ, Mr. RANGEL, Mr. RUPPERSBERGER, Ms. SCHAKOWSKY, Mr. SERRANO, Mr. SMITH of Texas, Mr. SNYDER, and Mr. THOMPSON of Mississippi):

H. Res. 668. A resolution celebrating the 40th anniversary of Texas Western's 1966 NCAA Basketball Championship and recognizing the groundbreaking impact of the title game victory on diversity in sports and civil rights in America; to the Committee on Education and the Workforce.

By Mr. STARK:

H. Res. 669. A resolution directing the Sergeant-at Arms of the House of Representatives to report to the House on the circumstances surrounding the removal of two individuals from the gallery of the House prior to the beginning of the State of the Union address on January 31, 2006, based on the allegation that the individuals were engaging in protest solely because the individuals wore shirts with printing on the front; to the Committee on House Administration.

¶3.28 ADDITIONAL SPONSORS

Under clause 7 of rule XII, sponsors were added to public bills and resolutions as follows:

H.R. 47: Ms. HARRIS.
H.R. 136: Mr. BOOZMAN.
H.R. 156: Mr. EDWARDS.
H.R. 215: Mr. MCCOTTER and Mr. CLYBURN.
H.R. 303: Mr. THOMPSON of California, Mr. DAVIS of Tennessee and Mr. FRANK of Massachusetts.
H.R. 328: Mr. MARSHALL.
H.R. 356: Mr. MELANCON, Mr. ROGERS of Michigan, Mr. BRADY of Texas, Mr. MARIO DIAZ-BALART of Florida and Mr. OSBORNE.
H.R. 389: Mr. CASE.
H.R. 398: Mr. CASE, Mr. PALLONE, Mr. HONDA, Mr. GUTIERREZ and Mr. OBERSTAR.
H.R. 503: Mr. DENT.
H.R. 566: Mr. ISRAEL.
H.R. 615: Mr. LIPINSKI, Mr. FITZPATRICK of Pennsylvania, Mr. ISRAEL, Mr. MEEKS of New York and Mr. JOHNSON of Illinois.
H.R. 625: Mr. MEEHAN and Mr. SHERMAN.
H.R. 676: Mr. WEXLER and Mr. BROWN of Ohio.
H.R. 691: Mr. FARR, Mrs. DAVIS of California and Mr. PEARCE.
H.R. 698: Mr. GOODLATTE.
H.R. 699: Mr. WATT.
H.R. 717: Mr. WALSH.
H.R. 752: Mr. GENE GREEN of Texas.
H.R. 759: Mr. DAVIS of Illinois.
H.R. 799: Mr. WAXMAN.
H.R. 817: Ms. HOOLEY, Ms. PRYCE of Ohio, Mr. FATTAH, Mr. GIBBONS, Mrs. MILLER of Michigan, Mr. FORD, Mr. MCCOTTER, Mr. ENGLISH of Pennsylvania, Mr. THOMPSON of Mississippi, Mr. GENE GREEN of Texas, Mr. BRADY of Pennsylvania, Mr. MEEKS of New York, Mr. ETHERIDGE, Mr. PITTS and Mr. SPRATT.
H.R. 831: Mr. CUMMINGS.
H.R. 867: Mr. RAHALL.
H.R. 872: Mr. FATTAH.
H.R. 884: Mr. DOGGETT.
H.R. 896: Mr. MORAN of Kansas, Mr. DEFAZIO and Mr. DAVIS of Florida.
H.R. 916: Mrs. TAUSCHER, Mr. BISHOP of Georgia, Ms. DELAURO, Ms. MOORE of Wisconsin and Mr. BISHOP of New York.
H.R. 925: Mr. WELDON of Pennsylvania and Mr. MURPHY.
H.R. 947: Mr. CALVERT.
H.R. 955: Mr. SHAYS.
H.R. 986: Mrs. CAPITO.
H.R. 995: Mr. BROWN of Ohio and Mr. ROSS.
H.R. 1000: Mr. SCHWARZ of Michigan.
H.R. 1029: Mr. ROTHMAN and Mr. MEEHAN.
H.R. 1053: Mr. DAVIS of Illinois, Mr. KIRK and Mr. SIMMONS.
H.R. 1088: Mr. UDALL of Colorado.
H.R. 1105: Mr. MCNULTY.
H.R. 1106: Mr. MICHAUD.
H.R. 1120: Mr. BAIRD.
H.R. 1150: Mr. BEAUPREZ.
H.R. 1186: Mr. MCCOTTER and Mr. JINDAL.
H.R. 1252: Mr. VAN HOLLEN.
H.R. 1254: Mr. FILNER.
H.R. 1259: Mr. REYNOLDS, Mr. NEY, Mr. SAM JOHNSON of Texas, Mr. DEFAZIO and Mr. UDALL of New Mexico.
H.R. 1262: Ms. WATERS and Ms. KAPTUR.
H.R. 1298: Mr. pascrell, Ms. ROYBAL-ALLARD and Mr. CLAY.
H.R. 1306: Mr. NORWOOD, Mr. LARSON of Connecticut, Mr. CARTER, Mr. REYES and Mr. WALSH.
H.R. 1310: Mr. AL GREEN of Texas, Mr. MEEHAN, Ms. HARMAN and Mr. PRICE of North Carolina.
H.R. 1323: Mr. MCHUGH.
H.R. 1370: Mr. HERGER, Mr. GIBBONS and Mr. BUTTERFIELD.
H.R. 1413: Mr. MILLER of North Carolina.
H.R. 1462: Mr. PAUL.
H.R. 1591: Mr. GEORGE MILLER of California and Mr. MEEHAN.
H.R. 1615: Mr. MEEHAN.
H.R. 1642: Mr. STARK, Mr. LEACH, Mr. KENNEDY of Minnesota, Mr. RAMSTAD, Mr. MCCAUL of Texas and Mr. BLUMENAUER.
H.R. 1652: Ms. HOOLEY.
H.R. 1704: Mr. ENGLISH of Pennsylvania and Mr. EMANUEL.
H.R. 1709: Mr. KENNEDY of Rhode Island and Mr. MEEHAN.
H.R. 1736: Mr. KLINE and Mr. DAVIS of Kentucky.
H.R. 1849: Mr. GERLACH.
H.R. 1850: Mr. VAN HOLLEN and Mr. MEEHAN.
H.R. 1871: Mr. CHOCOLA.
H.R. 1951: Mr. ANDREWS and Ms. Matsui.
H.R. 2048: Mr. BERMAN, Ms. LORETTA SANCHEZ of California, Mr. LEWIS of Georgia, Mr. SABO, Mr. ETHERIDGE, Mr. FORD, Mr. PETERSON of Minnesota, Ms. CORRINE BROWN of Florida and Mrs. JO ANN DAVIS of Virginia.

H.R. 2076: Mr. PRICE of North Carolina.
H.R. 2088: Mr. BEAUPREZ.
H.R. 2193: Mr. MEEHAN.
H.R. 2230: Mr. HASTINGS of Florida.
H.R. 2231: Ms. GINNY BROWN-WAITE of Florida.
H.R. 2317: Mr. ABERCROMBIE.
H.R. 2369: Mr. TANCREDO, Mrs. BLACKBURN, Mr. GORDON, Mr. MICHAUD, Mr. EDWARDS, Mr. DAVIS of Tennessee and Mr. BURTON of Indiana.
H.R. 2412: Mr. MICHAUD.
H.R. 2521: Mrs. JONES of Ohio and Mr. LAHOOD.
H.R. 2553: Mr. DELAHUNT, Mr. MEEHAN and Mr. BISHOP of New York.
H.R. 2554: Mr. BISHOP of Georgia, Mr. CLAY, Mr. CLEAVER, Mr. CLYBURN, Mr. DEFAZIO, Mr. GUTIERREZ, Mr. HASTINGS of Florida, Mr. KUCINICH, Ms. MCCOLLUM of Minnesota, Mr. MEEK of Florida, Mr. MEEKS of New York, Ms. NORTON, Mr. SANDERS, Ms. SCHAKOWSKY, Mr. SERRANO, Ms. WATERS, Ms. WATSON and Mr. WATT.
H.R. 2669: Mr. ENGLISH of Pennsylvania, Mr. UDALL of Colorado, Mrs. BIGGERT, Mr. KENNEDY of Rhode Island, Mr. FATTAH, Mr. SNYDER, Mrs. JONES of Ohio, Mr. BOUCHER and Mr. PRICE of North Carolina.
H.R. 2682: Mr. ROSS.
H.R. 2694: Mr. BOUCHER and Mr. RUSH.
H.R. 2727: Ms. EDDIE BERNICE JOHNSON of Texas, Mrs. TAUSCHER, Mr. PLATTS and Mr. BACHUS.
H.R. 2803: Mr. SULLIVAN and Mr. MORAN of Kansas.
H.R. 2811: Mr. SHAYS.
H.R. 2841: Mr. WAXMAN.
H.R. 2861: Mr. PALLONE, Mr. COSTELLO, Mr. SMITH of Washington, Mr. BONILLA and Mr. KNOLLENBERG.
H.R. 2872: Mr. UDALL of New Mexico, Mrs. CAPPS, Mr. SIMMONS, Mr. HUNTER, Mr. BONNER, Mr. WALSH, Mr. CAMP of Michigan, Mr. TOM DAVIS of Virginia, Mr. TANCREDO, Ms. BEAN, Mr. CARDOZA, Mr. WHITFIELD, Mr. SULLIVAN and Mr. MEEK of Florida.
H.R. 2895: Mr. BAIRD.
H.R. 2928: Mr. MEEHAN.
H.R. 2989: Mr. ANDREWS, Mr. LANTOS, Mr. BACHUS, Mr. ACKERMAN and Mr. STRICKLAND.
H.R. 3000: Mr. FATTAH.
H.R. 3005: Mrs. MUSGRAVE, Mr. BEAUPREZ and Mr. SALAZAR.
H.R. 3061: Mr. LATOURETTE.
H.R. 3099: Mr. HONDA, Mr. FILNER and Mr. KUCINICH.
H.R. 3147: Mrs. CUBIN.
H.R. 3187: Mr. BLUMENAUER.
H.R. 3255: Ms. HOOLEY.
H.R. 3267: Mr. LANTOS.
H.R. 3312: Mr. KANJORSKI.
H.R. 3313: Ms. WOOLSEY.
H.R. 3326: Mr. ISRAEL.
H.R. 3361: Mr. BASS.
H.R. 3385: Ms. BERKLEY.
H.R. 3417: Mr. CUMMINGS.
H.R. 3427: Ms. WOOLSEY, Mr. KENNEDY of Rhode Island, Mr. FRANK of Massachusetts, Ms. HOOLEY and Mrs. MCCARTHY.
H.R. 3449: Mr. GUTIERREZ.
H.R. 3476: Mr. OLVER and Mr. BASS.
H.R. 3478: Ms. BORDALLO and Mr. CUMMINGS.
H.R. 3545: Mr. STARK.
H.R. 3547: Mr. REYES and Mr. OTTER.
H.R. 3559: Mr. SIMMONS, Mr. LEACH, Mrs. DAVIS of California, Mr. REYES, Mr. PLATTS, Mr. CROWLEY and Mr. KUHL of New York.
H.R. 3569: Mr. LARSEN of Washington.
H.R. 3579: Mr. MCGOVERN.
H.R. 3616: Mrs. LOWEY, Ms. BALDWIN, Mr. FATTAH, Mrs. MCCARTHY, Mr. FORBES, Mr. KENNEDY of Rhode Island, Mrs. JO ANN DAVIS of Virginia and Mr. BOEHLERT.
H.R. 3625: Mr. SMITH of Washington.
H.R. 3628: Mr. MOORE of Kansas.
H.R. 3639: Mr. PASTOR.
H.R. 3779: Mrs. JONES of Ohio.
H.R. 3795: Mr. BOEHLERT, Mr. FATTAH, Mr. KILDEE and Mr. BISHOP of New York.
H.R. 3837: Ms. MCCOLLUM of Minnesota.
H.R. 3852: Ms. BEAN and Ms. SCHWARTZ of Pennsylvania.
H.R. 3861: Mr. NADLER, Ms. Moore of Wisconsin and Mr. VAN HOLLEN.
H.R. 3907: Mr. CALVERT.
H.R. 3949: Mr. THOMPSON of Mississippi, Ms. JACKSON-LEE of Texas, Mrs. MCCARTHY, Mr. BOREN, Mr. SCHIFF, Mr. SIMMONS and Mr. COSTELLO.
H.R. 3957: Mr. BISHOP of Georgia and Mr. PASTOR.
H.R. 3973: Mr. VAN HOLLEN and Mr. FRANK of Massachusetts.
H.R. 4019: Mr. PENCE, Mr. HENSARLING and Mr. COBLE.
H.R. 4030: Ms. JACKSON-LEE of Texas.
H.R. 4042: Mr. HALL.
H.R. 4049: Mr. GALLEGLY.
H.R. 4059: Mrs. MALONEY, Mr. CROWLEY, Ms. JACKSON-LEE of Texas, Mr. HINCHEY, Ms. ROS-LEHTINEN, Mr. MCNULTY and Mr. TURNER.
H.R. 4063: Mr. PLATTS, Mr. FRANK of Massachusetts and Mr. KENNEDY of Rhode Island.
H.R. 4072: Mr. FITZPATRICK of Pennsylvania.
H.R. 4098: Mr. SOUDER, Mr. GOODE, Mrs. MCCARTHY, Mr. ROTHMAN and Mr. ROGERS of Alabama.
H.R. 4140: Mr. CUMMINGS, Mr. FILNER, Mr. GONZALEZ, Mr. HASTINGS of Florida, Ms. JACKSON-LEE of Texas, Mr. THOMPSON of Mississippi, Mr. ABERCROMBIE, Mr. JEFFERSON, Ms. MATSUI, Mr. RANGEL, Mr. SNYDER, Ms. WOOLSEY and Mr. CLAY.
H.R. 4141: Mr. FILNER, Mr. HASTINGS of Florida, Ms. JACKSON-LEE of Texas, Ms. Matsui and Ms. WOOLSEY.
H.R. 4166: Mr. JEFFERSON, Mr. MCNULTY and Mr. MCDERMOTT.
H.R. 4170: Mr. INGLIS of South Carolina and Mrs. MYRICK.
H.R. 4186: Mr. EVANS.
H.R. 4228: Mr. POMEROY, Mr. HIGGINS and Ms. SLAUGHTER.
H.R. 4229: Ms. MOORE of Wisconsin.
H.R. 4233: Mr. SENSENBRENNER.
H.R. 4236: Mr. TURNER.
H.R. 4239: Mr. SULLIVAN.
H.R. 4294: Mr. CASE.
H.R. 4300: Mr. EHLERS.
H.R. 4315: Mr. FORD.
H.R. 4318: Mr. PLATTS, Mr. WHITFIELD, Mr. HASTINGS of Washington, Mr. TANNER and Mrs. MYRICK.
H.R. 4341: Mr. UPTON, Mrs. EMERSON, Mr. BURTON of Indiana, Mr. BARTLETT of Maryland, Mr. PENCE, Mr. REHBERG, Mr. DENT, Mrs. CAPITO, Mrs. JO ANN DAVIS of Virginia, Mr. MCCAUL of Texas and Mr. BAKER.
H.R. 4398: Mr. VAN HOLLEN.
H.R. 4416: Mr. FOLEY and Mr. ROTHMAN.
H.R. 4434: Mr. KENNEDY of Rhode Island, Mr. RUPPERSBERGER and Ms. MATSUI.
H.R. 4435: Mr. RUPPERSBERGER and Ms. MATSUI.
H.R. 4453: Mr. SENSENBRENNER.
H.R. 4465: Ms. LINDA T. SÁNCHEZ of California, Mr. MOORE of Kansas, Mr. SMITH of Washington, Mr. INSLEE and Ms. HOOLEY.
H.R. 4472: Mr. DELAY, Mr. MCCOTTER and Mr. WELDON of Pennsylvania.
H.R. 4479: Mr. INSLEE and Mr. MCNULTY.
H.R. 4497: Ms. GINNY BROWN-WAITE of Florida and Mr. GARRETT of New Jersey.
H.R. 4507: Mrs. MCCARTHY.
H.R. 4511: Mr. DUNCAN, Mr. SESSIONS, Mr. WILSON of South Carolina, and Mr. BACHUS.
H.R. 4524: Mr. EVANS and Mr. MICHAUD.
H.R. 4533: Mr. CARDIN, Mr. GONZALEZ, and Mr. OWENS.
H.R. 4547: Mr. ROGERS of Alabama, Ms. FOXX, Mr. ENGLISH of Pennsylvania, Mr. GOODE, Mr. WILSON of South Carolina, Mrs. MUSGRAVE, and Mr. DAVIS of Kentucky.
H.R. 4551: Mr. WILSON of South Carolina, Mr. WESTMORELAND, Mrs. MYRICK, Mr. PITTS, Mr. WAMP, Mr. SULLIVAN, Mr. WELDON of Florida, Mr. FEENEY, Mr. FRANKS of Arizona, Mr. BROWN of South Carolina, and Mr. PRICE of Georgia.
H.R. 4585: Mr. JINDAL.
H.R. 4596: Mr. FORD, Ms. MATSUI, and Mr. LIPINSKI.
H.R. 4603: Ms. WOOLSEY and Mrs. MCCARTHY.
H.R. 4604: Mr. SHAYS, Mr. EVANS, Mr. SCOTT of Georgia, and Mr. MICHAUD.
H.R. 4606: Mr. CLEAVER, Ms. JACKSON-LEE of Texas, Ms. EDDIE BERNICE JOHNSON of Texas, Mrs. MCCARTHY, Mr. MARSHALL, Mr. RANGEL, and Mr. BERMAN.
H.R. 4609: Mr. STRICKLAND, Mrs. JONES of Ohio, and Mr. EVANS.
H.R. 4619: Mr. WALSH, Mr. SIMMONS and Mr. DELAHUNT.
H.R. 4623: Mr. INSLEE.
H.R. 4625: Mr. BACHUS, Mr. CARTER, Mr. FORBES, Mr. PLATTS, and Mr. RENZI.
H.R. 4655: Mr. ENGLISH of Pennsylvania and Mr. BASS.
H.R. 4662: Mr. WOLF, Ms. SCHWARTZ of Pennsylvania, Mr. CLAY, and Mr. CARDIN.
H.R. 4665: Mr. MCNULTY, Mr. BERMAN, Mr. LEWIS of Georgia, and Ms. HERSETH.
H.R. 4672: Mr. BOOZMAN.
H.R. 4675: Mr. MCGOVERN and Mr. MCNULTY.
H.J. Res. 37: Mr. SNYDER.
H.J. Res. 67: Mr. DENT.
H.J. Res. 71: Mr. GRAVES and Mr. SHIMKUS.
H. Con. Res. 50: Mr. CALVERT.
H. Con. Res. 90: Mr. MEEHAN and Mr. VISCLOSKY.
H. Con. Res. 138: Mr. HINCHEY and Mr. BUTTERFIELD.
H. Con. Res. 158: Mr. PRICE of North Carolina.
H. Con. Res. 197: Ms. MATSUI.
H. Con. Res. 282: Mr. FATTAH, Ms. CARSON, Mr. HINCHEY, Mr. HONDA, Mr. CLAY, Mr. FRANK of Massachusetts, and Mr. RANGEL.
H. Con. Res. 306: Mr. BRADLEY of New Hampshire.
H. Con. Res. 313: Mr. JEFFERSON.
H. Res. 97: Mr. WALDEN of Oregon.
H. Res. 189: Mr. ROTHMAN.
H. Res. 322: Mr. ANDREWS.
H. Res. 323: Mr. JINDAL, Mr. PETERSON of Minnesota, Mr. LARSEN of Washington, Mr. REYES, Mr. HOLDEN, Ms. LEE, Mr. BAIRD, Mr. NEAL of Massachusetts, Mr. LEACH, Mr. JEFFERSON, Mr. EMANUEL, Mr. DAVIS of Tennessee, Mr. SMITH of Washington, and Mr. KLINE.
H. Res. 335: Mr. BRADLEY of New Hampshire, Mr. RAHALL, Mr. DENT, and Mr. LARSEN of Washington.
H. Res. 475: Mr. STARK, Mr. CROWLEY, Mr. MCNULTY, Mr. GRIJALVA, Mr. KUCINICH, Mr. BLUMENAUER, and Mr. EVANS.
H. Res. 490: Mr. FATTAH, Mr. SNYDER, Mr. FILNER, Mr. OWENS, Mr. MCNULTY, Ms. WOOLSEY, Mr. CLAY, and Ms. ROS-LEHTINEN.
H. Res. 498: Mr. SHIMKUS, Mr. PALLONE, Mr. GERLACH, Mr. ISSA, Mr. SIMMONS, and Mr. BISHOP of New York.
H. Res. 521: Mr. BRADLEY of New Hampshire, Mr. WEINER, Mr. BROWN of South Carolina, Mr. FATTAH, and Ms. LORETTA SANCHEZ of California.
H. Res. 556: Mr. RYAN of Ohio, Mrs. CAPITO, Mr. WOLF, Ms. CARSON, Mr. SCHWARZ of Michigan, Mr. KENNEDY of Minnesota, and Mr. JEFFERSON.
H. Res. 561: Mr. GONZALEZ.
H. Res. 566: Mr. LEWIS of Kentucky and Ms. LORETTA SANCHEZ of California.
H. Res. 576: Mr. ROTHMAN.
H. Res. 600: Mr. FERGUSON, Mr. NADLER, Mr. ENGEL, Mr. CONYERS, Mr. TOWNS, Ms. SCHAKOWSKY, and Mr. MICHAUD.
H. Res. 628: Mr. THOMPSON of California.
H. Res. 629: Mr. BOOZMAN and Mr. WELLER.
H. Res. 635: Mr. OBERSTAR and Ms. LEE.
H. Res. 636: Ms. LEE.

H. Res. 637: Ms. LEE.

H. Res. 641: Mr. PALLONE, Ms. MOORE of Wisconsin, Mr. HOLT, Mrs. CHRISTENSEN, Mr. STARK, Ms. SCHAKOWSKY, Ms. KILPATRICK of Michigan, Ms. WATSON, Mr. CLEAVER, Mrs. TAUSCHER and Ms. LINDA T. SÁNCHEZ of California.

H. Res. 644: Mr. HOLT.

H. Res. 645: Mr. HOLT.

H. Res. 655: Mr. BURGESS, Mr. TURNER, Mr. PORTER, Ms. PELOSI, Mr. LEWIS of Georgia, Mr. CONYERS, Mr. HOYER, Mr. CLYBURN, Mr. WATT, Mr. ACKERMAN, Mr. ALLEN, Mr. BACA, Ms. BALDWIN, Mr. BARROW, Ms. BEAN, Mr. BECERRA, Ms. BERKLEY, Mr. BERMAN, Mr. BERRY, Mr. BISHOP of Georgia, Mr. BLUMENAUER, Ms. BORDALLO, Mr. BOYD, Mr. BRADY of Pennsylvania, Ms. CORRINE BROWN of Florida, Mr. BROWN of Ohio, Mr. BUTTERFIELD, Mrs. CAPPS, Mr. CAPUANO, Mr. CARDIN, Mr. CARNAHAN, Ms. CARSON, Mr. CASE, Mr. CHANDLER, Mr. CLAY, Mr. CLEAVER, Mr. COOPER, Mr. COSTA, Mr. COSTELLO, Mr. CROWLEY, Mr. CUELLAR, Mr. CUMMINGS, Mr. DAVIS of Alabama, Mr. DAVIS of Illinois, Mr. DAVIS of Florida, Mrs. DAVIS of California, Mr. DELAHUNT, Ms. DELAURO, Mr. DICKS, Mr. DINGELL, Mr. DOYLE, Mr. EDWARDS, Mr. EMANUEL, Mr. ENGEL, Ms. ESHOO, Mr. ETHERIDGE, Mr. EVANS, Mr. FALEOMAVAEGA, Mr. FARR, Mr. FATTAH, Mr. FILNER, Mr. FORD, Mr. FRANK of Massachusetts, Mr. GONZALEZ, Mr. AL GREEN of Texas, Mr. GRIJALVA, Mr. GUTIERREZ, Ms. HARMAN, Mr. HASTINGS of Florida, Mr. HIGGINS, Mr. HINCHEY, Mr. HINOJOSA, Mr. HOLDEN, Mr. HOLT, Mr. HONDA, Mr. ISRAEL, Mr. JACKSON of Illinois, Ms. JACKSON-LEE of Texas, Mr. JEFFERSON, Ms. EDDIE BERNICE JOHNSON of Texas, Mrs. JONES of Ohio, Mr. KANJORSKI, Ms. KAPTUR, Mr. KILDEE, Ms. KILPATRICK of Michigan, Mr. KUCINICH, Mr. LANTOS, Mr. LARSEN of Washington, Mr. LARSON of Connecticut, Ms. LEE, Mr. LEVIN, Mr. LIPINSKI, Ms. ZOE LOFGREN of California, Mr. LYNCH, Mrs. MALONEY, Mr. MARSHALL, Mr. MATHESON, Ms. MATSUI, Mrs. MCCARTHY, Ms. MCCOLLUM of Minnesota, Mr. MCINTYRE, Ms. MCKINNEY, Mr. MCNULTY, Mr. MEEHAN, Mr. MEEK of Florida, Mr. MEEKS of New York, Mr. MELANCON, Mr. MICHAUD, Ms. MILLENDER-MCDONALD, Mr. MILLER of North Carolina, Mr. GEORGE MILLER of California, Mr. MOORE of Kansas, Ms. MOORE of Wisconsin, Mr. NADLER, Mrs. NAPOLITANO, Mr. NEAL of Massachusetts, Ms. NORTON, Mr. OBERSTAR, Mr. ORTIZ, Mr. OWENS, Mr. PALLONE, Mr. PASCRELL, Mr. PASTOR, Mr. PAYNE, Mr. PRICE of North Carolina, Mr. RAHALL, Mr. REYES, Mr. ROSS, Ms. ROYBAL-ALLARD, Mr. RUPPERSBERGER, Mr. RUSH, Mr. RYAN of Ohio, Mr. SABO, Mr. SALAZAR, Ms. LINDA T. SÁNCHEZ of California, Ms. LORETTA SANCHEZ of California, Ms. SCHAKOWSKY, Mr. SCHIFF, Mr. SCOTT of Georgia, Mr. SCOTT of Virginia, Mr. SERRANO, Mr. SHERMAN, Mr. SMITH of Washington, Mr. SNYDER, Ms. SOLIS, Mr. SPRATT, Mr. STARK, Mr. STRICKLAND, Mr. STUPAK, Mr. TANNER, Mrs. TAUSCHER, Mr. THOMPSON of Mississippi, Mr. TOWNS, Mr. UDALL of Colorado, Mr. UDALL of New Mexico, Mr. VAN HOLLEN, Ms. VELÁZQUEZ, Mr. VISCLOSKY, Ms. WASSERMAN SCHULTZ, Ms. WATERS, Ms. WATSON, Mr. WAXMAN, Mr. WEINER, Mr. WEXLER, Ms. WOOLSEY, Mr. WU, Mr. WYNN and Mr. REGULA.

H. Res. 657: Mr. SMITH of New Jersey, Mr. BOUSTANY, Mr. CLAY, Mr. RADANOVICH, Mr. MANZULLO, Ms. MCCOLLUM of Minnesota, Mr. KING of New York and Mr. NEUGEBAUER.

H. Res. 659: Mr. BISHOP of Georgia.

TUESDAY, FEBRUARY 7, 2006 (4)

¶4.1 APPOINTMENT OF SPEAKER PRO TEMPORE

The House was called to order by the SPEAKER pro tempore, Mr. CAMPBELL of California, who laid before the House the following communication:

WASHINGTON, DC,
February 7, 2006.

I hereby appoint the Honorable JOHN CAMPBELL to act as Speaker pro tempore on this day.

J. DENNIS HASTERT,
Speaker of the House of Representatives.

¶4.2 APPROVAL OF THE JOURNAL

The SPEAKER pro tempore, Mr. CAMPBELL of California, announced he had examined and approved the Journal of the proceedings of Wednesday, February 1, 2006.

Pursuant to clause 1, rule I, the Journal was approved.

¶4.3 COMMUNICATIONS

Executive and other communications, pursuant to clause 8, rule XII, were referred as follows:

6080. A letter from the Under Secretary for Personnel and Readiness, Department of Defense, transmitting a letter on the approved retirement of General Lance W. Lord, United States Air Force, and his advancement to the grade of general on the retired list; to the Committee on Armed Services.

6081. A letter from the Secretary, Department of Defense, transmitting a letter on the approved retirement of Lieutenant General Philip R. Kensinger, Jr., United States Army, and his advancement to the grade of lieutenant general on the retired list; to the Committee on Armed Services.

6082. A letter from the Under Secretary for Personnel and Readiness, Department of Defense, transmitting authorization of Colonel John D. Johnson, United States Army,to wear the insignia of the grade of brigadier general in accordance with title 10, United States Code, section 777; to the Committee on Armed Services.

6083. A letter from the Under Secretary for Personnel and Readiness, Department of Defense, transmitting authorization of Major General Gary D. Speer, United States Army, to wear the insignia of the grade of lieutenant general in accordance with title 10 United States Code, section 777; to the Committee on Armed Services.

6084. A letter from the Legal Advisor to the Bureau Chief, MB, Federal Communications Commission, transmitting the Commission's final rule—Amendment of Section 73.202(b), Table of Allotments, FM Broadcast Stations. (Wheatland, Rock River, Lusk, Gillette, Moorcroft, Pine Haven, Upton, Wyoming, and Edgemont, Custer, Murdo, Wall and Ellsworth AFB, South Dakota) [MB Docket No. 05–98] (RM–11187; RM–11252; RM–11253) received January 20, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

6085. A letter from the Principal Deputy General Counsel, Federal Energy Regulatory Commission, transmitting the Commission's final rule—Accounting and Financial Reporting for Public Utilities Including RTOs [Docket No. RM04–12–000; Order No. 668] received January 17, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

6086. A letter from the Regulations Coordinator, Food and Drug Administration, transmitting the Administration's final rule—Requirements on Content and Format of Labeling for Human Prescription Drug and Biological Products [Docket No. 2000N–1269] (formerly Docket No. 00N–1269) (RIN: 0910–AA94) received January 24, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

6087. A letter from the Secretary, Department of the Treasury, transmitting as required by section 401(c) of the National Emergency Act, 50 U.S.C. 1641(c), and section 204(c) of the International Emergency Economic Powers Act, 50 U.S.C. 1703(c), and pursuant to Executive Order 13313 of July 31, 2003, a six-month periodic report on the national emergency with respect to terrorists who threaten to disrupt the Middle East peace process that was declared in Executive Order 12947 of January 23, 1995, pursuant to 50 U.S.C. 1641(c); to the Committee on International Relations.

6088. A letter from the Secretary, Department of Commerce, transmitting a six-month report prepared by the Department of Commerce's Bureau of Industry and Security on the national emergency declared by Executive Order 13222 of August 17, 2001, and continued on August 14, 2002, August 7, 2003,and August 6, 2004 to deal with the threat to the national security, foreign policy, and economy of the United States caused by the lapse of the Export Administration Act of 1979, pursuant to 50 U.S.C. 1641(c); to the Committee on International Relations.

6089. A letter from the Director, International Cooperation, Department of Defense, transmitting pursuant to Section 27(f) of the Arms Export Control Act and Section 1(f) of Executive Order 11958, a copy of Transmittal No. 01-06 which informs of an intent to sign a Memorandum of Agreement (MOA) between the United States and the United Kingdom concerning Joint U.S./UK Sea-Ballistic Missile Defense Studies, pursuant to 22 U.S.C. 2767(f); to the Committee on International Relations.

6090. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting a six-month periodic report on the national emergency with respect to the proliferation of weapons of mass destruction that was declared in Executive Order 12938 of November 14, 1994, pursuant to 50 U.S.C. 1641(c); to the Committee on International Relations.

6091. A letter from the Assistant Legal Adviser for Treaty Affairs, Department of State, transmitting copies of international agreements, other than treaties, entered into by the United States, pursuant to 1 U.S.C. 112b(a); to the Committee on International Relations.

6092. A letter from the Assistant Legal Adviser for Treaty Affairs, Department of State, transmitting copies of international agreements, other than treaties, entered into by the United States, pursuant to 1 U.S.C. 112b(a); to the Committee on International Relations.

6093. A letter from the Assistant Legal Adviser for Treaty Affairs, Department of State, transmitting copies of international agreements, other than treaties, entered into by the United States, pursuant to 1 U.S.C. 112b(a); to the Committee on International Relations.

6094. A letter from the Secretary, Department of the Treasury, transmitting as required by section 401(c) of the National Emergencies Act, 50 U.S.C. 1641(c), and section 204(c) of the International Emergency Economic Powers Act, 50 U.S.C. 1703(c), and pursuant to Executive Order 13313 of July 31, 2003, a six-month periodic report of the national emergency with respect to the Western Balkans that was declared in Executive Order 13219 of June 26, 2001; to the Committee on International Relations.

6095. A letter from the Secretary, Department of the Treasury, transmitting as required by section 401(c) of the National Emergencies Act, 50 U.S.C. 1641(c), and section 204(c) of the International Economic Powers Act, 50 U.S.C. 1703(c), and pursuant to Executive Order 13313 of July 31, 2003, a six-month periodic report on the national emergency with respect to the risk of nuclear proliferation created by the accumulation of weapons-usable fissile material in the

territory of the Russian Federation that was declared in Executive Order 13159 of June 21, 2000; to the Committee on International Relations.

6096. A letter from the Secretary, Department of Commerce, transmitting consistent with the resolution of advice and consent to ratification of the Convention on the Prohibition of the Development, Production, Stockpiling, and Use of Chemical Weapons and on Their Destruction, adopted by the Senate of the United States on April 24, 1997, and Executive Order 13346 of July 8, 2004, certification for calendar year 2005; to the Committee on International Relations.

6097. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting a Memorandum of Justification for a drawdown to support the Transitional Islamic State of Afghanistan, pursuant to Section 202 and other relevant provisions of the Afghanistan Freedom Support Act (Pub. L. 107–327, as amended) and Sections 506 and 652 of the Foreign Assistance Act of 1961, as amended; to the Committee on International Relations.

6098. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting consistent with the resolution of advice and consent to ratification of the Convention on the Prohibition of the Development, Production, Stockpiling, and Use of Chemical Weapons and on Their Destruction, adopted by the Senate of the United States on April 24, 1997, and Executive Order 13346 of July 8, 2004, certification pursuant to Condition 7(C)(i), Effectiveness of the Australia Group; to the Committee on International Relations.

6099. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting the Department's final rule—Amendment to the International Traffic in Arms Regulations: Registration Fee Change (RIN: 1400–AB97) received January 21, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on International Relations.

6100. A letter from the U.S. Global AIDS Coordinator, Department of State, transmitting on behalf of the President, the report, ''the President's Emergency Plan for AIDS Relief: Annual Report on the Global Fund to Fight AIDS, Tuberculosis, and Malaria,'' pursuant to Public Law 108–25; to the Committee on International Relations.

6101. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting the Department's report entitled, ''Report on Congress on Arms Control, Nonproliferation and Disarmament Studies,'' pursuant to 31 U.S. 1113 note; to the Committee on International Relations.

6102. A letter from the Chairman, Council of the District of Columbia, transmitting a copy of D.C. ACT 16–270, ''Parkside Terrace Economic Development Act of 2006,'' pursuant to D.C. Code section 1–233(c)(1); to the Committee on Government Reform.

6103. A letter from the Chairman, Council of the District of Columbia, transmitting a copy of D.C. ACT 16–266, ''Terrorism Prevention in Hazardous Materials Transportation Act of 2006'' pursuant to D.C. Code section 1–233(c)(1); to the Committee on Government Reform.

6104. A letter from the Chairman, Council of the District of Columbia, transmitting a copy of D.C. ACT 16–267, ''Nuisance Abatement Reform Amendment Act of 2006,'' pursuant to D.C. Code section 1–233(c)(1); to the Committee on Government Reform.

6105. A letter from the Chairman, Council of the District of Columbia, transmitting a copy of D.C. ACT 16–276, ''Department of Health Functions Clarification Amendment Act of 2006,'' pursuant to D.C. Code section 1–233(c)(1); to the Committee on Government Reform.

6106. A letter from the Chairman, Council of the District of Columbia, transmitting a copy of D.C. ACT 16–275, ''Office of Gay, Lesbian, Bisexual, and Transgender Affairs Act of 2006,'' pursuant to D.C. Code section 1–233(c)(1); to the Committee on Government Reform.

6107. A letter from the Chairman, Council of the District of Columbia, transmitting a copy of D.C. ACT 16–274, ''Low-Emissions Motor Vehicle Tax Exemption Temporary Amendment Act of 2006,'' pursuant to D.C. Code section 1–233(c)(1); to the Committee on Government Reform.

6108. A letter from the Chairman, Council of the District of Columbia, transmitting a copy of D.C. ACT 16–272, ''Contracting and Procurement Reform Task Force Establishment Temporary Act of 2006,'' pursuant to D.C. Code section 1–233(c)(1); to the Committee on Government Reform.

6109. A letter from the Chairman, Council of the District of Columbia, transmitting a copy of D.C. ACT 16–273, ''Uniform Mediation Act of 2006,'' pursuant to D.C. Code section 1–233(c)(1); to the Committee on Government Reform.

6110. A letter from the Chairman, Council of the District of Columbia, transmitting a copy of D.C. ACT 16–271, ''Motor Vehicle Definition Electric Personal Assistive Mobility Device Exemption Temporary Amendment Act of 2006,'' pursuant to D.C. Code section 1–233(c)(1); to the Committee on Government Reform.

6111. A letter from the Chairman, Council of the District of Columbia, transmitting a copy of D.C. ACT 16–269, ''Office of Administrative Hearings Term Amendment Act of 2006,'' pursuant to D.C. Code section 1–233(c)(1); to the Committee on Government Reform.

6112. A letter from the Chairman, Council of the District of Columbia, transmitting a copy of D.C. ACT 16–265, ''Domestic Partnership Equality Amendment Act of 2006,'' pursuant to D.C. Code section 1–233(c)(1); to the Committee on Government Reform.

6113. A letter from the Chairman, Council of the District of Columbia, transmitting a copy of D.C. ACT 16–264, ''Library Enhancement, Assessment, and Development Amendment Act of 2006,'' pursuant to D.C. Code section 1–233(c)(1); to the Committee on Government Reform.

6114. A letter from the Chairman, Council of the District of Columbia, transmitting a copy of D.C. ACT 16–251, ''New Columbia Community Land Trust 22nd and Channing Streets, N.E. Tax Exemption Temporary Act of 2006,'' pursuant to D.C. Code section 1–233(c)(1); to the Committee on Government Reform.

6115. A letter from the Chairman, Council of the District of Columbia, transmitting a copy of D.C. ACT 16–253, ''DC–USA Economic Development Temporary Act of 2006,'' pursuant to D.C. Code section 1–233(c)(1); to the Committee on Government Reform.

6116. A letter from the Chairman, Council of the District of Columbia, transmitting a copy of D.C. ACT 16–250, ''Washington Convention Center Authority Advisory Committee Continuity Second Temporary Amendment Act of 2006,'' pursuant to D.C. Code section 1–233(c)(1); to the Committee on Government Reform.

6117. A letter from the Chairman, Council of the District of Columbia, transmitting a copy of D.C. ACT 16–268, ''Health Care Benefits Expansion Amendment Act of 2006,'' pursuant to D.C. Code section 1–233(c)(1); to the Committee on Government Reform.

6118. A letter from the Chief Human Capital Officer/Director, HR, Department of Energy, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Government Reform.

6119. A letter from the American Legion, transmitting the financial statement and independent audit of The American Legion proceedings of the 87th annual National Convention of the American Legion, held in Honolulu, Hawaii from August 23, 24, and 25, 2006 and a report on the Organization's activities for the year preceding the Convention, pursuant to 36 U.S.C. 49; (H. Doc. No. 109–87); to the Committee on Veterans' Affairs and ordered to be printed.

¶4.4 COMMUNICATION FROM THE CLERK—MESSAGE FROM THE SENATE

The SPEAKER pro tempore, Mr. CAMPBELL of California, laid before the House a communication, which was read as follows:

OFFICE OF THE CLERK,
HOUSE OF REPRESENTATIVES,
Washington, DC, February 2, 2006.

Hon. J. DENNIS HASTERT,
The Speaker, House of Representatives, Washington, DC.

DEAR MR. SPEAKER: Pursuant to the permission granted in Clause 2(h) of Rule II of the Rules of the U.S. House of Representatives, the Clerk received the following message from the Secretary of the Senate on February 2, 2006, at 9:15 pm:

That the Senate agreed to without amendment H. Con. Res. 332.

That the Senate passed without amendment H.R. 4519.

That the Senate passed S. 1219.

That the Senate agreed to S. Con. Res. 79.

With best wishes, I am

Sincerely,

KAREN L. HAAS,
Clerk of the House.

¶4.5 HOUR OF MEETING

On motion of Mr. DREIER, by unanimous consent,

Ordered, That when the House adjourns today, it adjourn to meet at 2 p.m. on Wednesday, February 8, 2006.

¶4.6 COMMUNICATION FROM THE CLERK—MESSAGE FROM THE SENATE

The SPEAKER pro tempore, Mr. CAMPBELL of California, laid before the House a communication, which was read as follows:

OFFICE OF THE CLERK,
HOUSE OF REPRESENTATIVES,
Washington, DC, February 3, 2006.

Hon. J. DENNIS HASTERT,
The Speaker, House of Representatives, Washington, DC.

DEAR MR. SPEAKER: Pursuant to the permission granted in Clause 2(h) of Rule II of the Rules of the U.S. House of Representatives, the Clerk received the following message from the Secretary of the Senate on February 3, 2006, at 9:12 am:

That the Senate passed without amendment H.R. 4659.

With best wishes, I am

Sincerely,

KAREN L. HAAS,
Clerk of the House.

¶4.7 COMMUNICATION FROM THE CLERK—MESSAGE FROM THE SENATE

The SPEAKER pro tempore, Mr. CAMPBELL of California, laid before the House a communication, which was read as follows:

OFFICE OF THE CLERK,
HOUSE OF REPRESENTATIVES,
Washington, DC, February 6, 2006.

Hon. J. DENNIS HASTERT,
The Speaker, House of Representatives, Washington, DC.

DEAR MR. SPEAKER: Pursuant to the permission granted in Clause 2(h) of Rule II of

the Rules of the U.S. House of Representatives, the Clerk received the following message from the Secretary of the Senate on February 6, 2006, at 5:56 pm:

That the Senate passed with amendment H.R. 4297.

With best wishes, I am

Sincerely,

KAREN L. HAAS,
Clerk of the House.

¶4.8 ENROLLED BILLS SIGNED

The SPEAKER pro tempore, Mr. CAMPBELL of California, announced that pursuant to clause 4, rule I, the Speaker signed the following enrolled bills on Friday, February 3, 2006:

H.R. 4519. An Act to amend the Public Health Service Act to extend funding for the operation of State high risk health insurance pools.

H.R. 4659. An Act to amend the USA PATRIOT ACT to extend the sunset of certain provisions of such Act.

¶4.9 COMMUNICATION FROM THE CLERK—MESSAGE FROM THE PRESIDENT

The SPEAKER pro tempore, Mr. CAMPBELL of California, laid before the House a communication, which was read as follows:

OFFICE OF THE CLERK,
HOUSE OF REPRESENTATIVES,
Washington, DC, February 6, 2006.

Hon. J. DENNIS HASTERT,
The Speaker, House of Representatives, Washington, DC.

DEAR MR. SPEAKER: Pursuant to the permission granted in Clause 2(h) of Rule II of the Rules of the U.S. House of Representatives, I have the honor to transmit a sealed envelope received from the White House on February 6, 2006, at 2 p.m. and said to contain a message from the President whereby he submits his Budget of the United States Government for Fiscal Year 2007.

With best wishes, I am

Sincerely,

KAREN L. HAAS,
Clerk of the House.

¶4.10 BUDGET FY 2007

The Clerk then read the message from the President, as follows:

THE BUDGET MESSAGE OF THE PRESIDENT

America's economy is growing at a healthy pace, and more Americans are working than ever. In the face of a series of challenges, including most recently devastating natural disasters, Americans have stood firm, and America's economy has demonstrated its strength and resilience time and again.

My Administration has focused the Nation's resources on our highest priority: protecting our citizens and our homeland. Working with Congress, we have given our men and women on the frontlines in the War on Terror the funding they need to defeat the enemy and detect, disrupt, and dismantle terrorist plots and operations. We continue to help emerging democracies in Afghanistan and Iraq stand on their own. As the Afghan and Iraqi peoples assume greater responsibility for their own security and for defeating the terrorists, our troops will come home with the honor they have earned.

My Administration has responded to major economic challenges by following this vital principle: the American economy grows when people are allowed to keep more of what they earn, to save and spend as they see fit. The results are clear.

Since May 2003, when I signed into law major tax relief, America has added more than four and a half million new jobs. Productivity is high, disposable income is up, household wealth is at record levels, consumer confidence has climbed, small businesses are expanding, and more Americans own their homes than at any time in our Nation's history.

Our economy is the envy of the industrialized world. To build and maintain our competitive edge, my Administration has a broad agenda to promote America's long-term economic strength. We are opening new markets to American-made goods and services through trade agreements. We are proposing reforms to prevent needless litigation and burdensome regulations. Through major reforms of our public schools, we are preparing our children to compete and succeed in the global economy. And my Budget includes an American Competitiveness Initiative that targets funding to advance technology, better prepare American children in math and science, develop and train a high-tech workforce, and further strengthen the environment for private-sector innovation and entrepreneurship.

In our efforts to keep our economy strong and competitive, we will resist calls to raise taxes on America's workers, families, and businesses. Unless we act to make tax relief permanent, income tax rates eventually will rise, the marriage penalty will climb, the child tax credit will be cut, savers and investors will be hit with higher taxes, and the death tax will come back to life.

With a growing economy, tax receipts are on the rise, helping to bring down the deficit in 2005. To stay on track to meet my goal of cutting the deficit in half by 2009, we must maintain our pro-growth policies and insist on spending restraint.

Last year, I proposed to hold overall discretionary spending growth below the rate of inflation—and Congress delivered on that goal. Last year, I proposed that we focus our resources on defense and homeland security and cut elsewhere—and Congress delivered on that goal. And also last year, my Budget proposed major cuts in or eliminations of 154 programs that were not getting results and not fulfilling essential priorities. Thanks to the work of Congress, we delivered savings to the taxpayer of $6.5 billion on 89 of my Administration's recommendations.

The 2007 Budget builds on these efforts. Again, I am proposing to hold overall discretionary spending below the rate of inflation and to cut spending in non-security discretionary programs below 2006 levels. My Administration has identified 141 programs that should be terminated or significantly reduced in size. To help bring greater accountability and transparence to the budget process, my Budget proposed reforms so that firm spending limits are put in place, and public funds are used for the best purposes with the broadest benefits.

The 2007 Budget also continues our efforts to improve performance and make sure the taxpayers get the most for their money. My Administration expects to be held accountable for significantly improving the way the Government works. In every program, and in every agency, we are measuring success not by good intentions or by dollars spent, but rather by results achieved.

In the long term, the biggest challenge to our Nation's fiscal health comes from unsustainable growth in entitlement spending. Entitlement programs such as Social Security and Medicare are growing faster than our ability to pay for them, faster than the economy, faster than the rate of inflation, and faster than the population. As more baby boomers retire and collect their benefits, our deficits are projected to grow. There will be fewer people paying into the system, and more retirees collecting benefits. These unfunded liabilities will put an increasing burden on our children and our grandchildren. We do not need to cut these programs, but we do need to slow their growth. We can solve this problem and still meet our Nation's commitment to the elderly, disabled, and poor.

Acting on my recommendations, both houses of Congress have taken an important first step, passing legislation that would produce $40 billion in savings from mandatory programs and entitlement reforms—the first such savings in nearly a decade. My budget builds on this progress by proposing $65 billion more in savings in entitlement programs.

My Budget also includes proposals to address the longer-term challenge arising from unsustainable growth in Medicare, while ensuring modern health care for our seniors. In addition, I will continue to call on Congress to enact comprehensive reform of Social Security for future generations, so that we return the system to firm financial footing, protect the benefits of today's retirees and near-retirees, provide the opportunity for today's young workers to build a secure nest egg they can call their own, and assure our children and grandchildren a retirement benefit that is as good as is available today.

As this budget shows, we have set clear priorities that meet the most pressing needs of the American people while addressing the long-term challenges that lie ahead. The 2007 Budget will ensure that future generations of Americans have the opportunity to live in a Nation that is more prosperous and more secure. With this Budget, we are protecting our highest ideals and building a brighter future for all.

GEORGE W. BUSH, *February 6, 2006.*

By unanimous consent, the message, together with the accompanying papers, was referred to the Committee on Appropriations and ordered to be printed (H. Doc. 109–79).

¶4.11 COMMITTEE RESIGNATION—MAJORITY

The SPEAKER pro tempore, Mr. CAMPBELL of California, laid before the House the following communication, which was read as follows:

COMMITTEE ON EDUCATION AND THE WORKFORCE, HOUSE OF REPRESENTATIVES,
Washington, DC, February 6, 2006.

Hon. J. DENNIS HASTERT,
Speaker, House of Representatives,
Washington, DC.

DEAR MR. SPEAKER: As a result of my election Thursday as Majority Leader, this letter is to inform you that I resign as Chairman of the Committee on Education and the Workforce and from further service on that Committee. During my five years of service as Chairman on the Committee on Education and the Workforce, the Committee has overseen and enacted 131 public laws designed to improve the lives of all Americans.

I also resign from the Committee on Agriculture on which I have served since being elected to Congress. I would ask that Conference Rule 2 be invoked with respect to my status on both Committees. I am humbled by my peers' decision to elect me as our Majority Leader and I look forward to working with you in that capacity.

Sincerely,

JOHN A. BOEHNER,
Chairman.

By unanimous consent, the resignation was accepted.

¶4.12 COMMUNICATION REGARDING SUBPOENA

The SPEAKER pro tempore, Mr. CAMPBELL of California, laid before the House the following communication from Julie Merz, District Director, office of the Honorable Dennis Moore:

CONGRESS OF THE UNITED STATES,
HOUSE OF REPRESENTATIVES,
Washington, DC, February 1, 2006.

Hon. J. DENNIS HASTERT,
Speaker, House of Representatives,
Washington, DC.

DEAR MR. SPEAKER: This is to notify you formally, pursuant to Rule VIII of the Rules of the House of Representatives, that I have been served with a subpoena, issued by the District Court of Johnson County, Kansas, for testimony in a criminal case.

After consultation with the Office of General Counsel, I have determined that compliance with the subpoena is consistent with the precedents and privileges of the House.

Sincerely,

JULIE MERZ,
District Director.

¶4.13 COMMITTEE RESIGNATION—MAJORITY

The SPEAKER pro tempore, Mr. CAMPBELL of California, laid before the House the following communication, which was read as follows:

CONGRESS OF THE UNITED STATES,
HOUSE OF REPRESENTATIVES,
Washington, DC, February 7, 2006.

Hon. J. DENNIS HASTERT,
Speaker, House of the Representatives,
Washington, DC.

DEAR MR. SPEAKER: I hereby respectfully resign my seat on the House Energy and Commerce Committee effective February 7, 2006. I would like to express my deep gratitude to you and Chairman Barton for the opportunity to serve and look forward to continuing to work with you in the future.

Sincerely,

J. GRESHAM BARRETT,
Member of Congress.

By unanimous consent, the resignation was accepted.

¶4.14 SENATE BILL AND CONCURRENT RESOLUTION REFERRED

A bill and a concurrent resolution of the Senate of the following titles were taken from the Speaker's table and, under the rule, referred as follows:

S. 1219. An Act to authorize certain tribes in the State of Montana to enter into a lease or other temporary conveyance of water rights to meet the water needs of the Dry Prairie Rural Water Association, Inc.; to the Committee on Resources.

S. Con. Res. 79. A concurrent resolution expressing the sense of Congress that no United States assistance should be provided directly to the Palestinian Authority if any representative political party holding a majority of parliamentary seats within the Palestinian Authority maintains a position calling for the destruction of Israel; to the Committee on International Relations.

¶4.15 BILLS PRESENTED TO THE PRESIDENT

Karen L. Haas, Clerk of the House, reports that on February 3, 2006, she presented to the President of the United States, for his approval, the following bills:

H.R. 4519. An Act to amend the Public Health Service Act to extend funding for the operation of State high risk health insurance pools.

H.R. 4659. An Act to amend the USA PATRIOT Act to extend the sunset of certain provisions of such act.

And then,

¶4.16 ADJOURNMENT

On motion of Mr. DREIER, pursuant to the previous order of the House, at 2 o'clock and 11 minutes p.m., the House adjourned until 2 p.m. on Wednesday, February 8, 2006.

¶4.17 REPORTS OF COMMITTEES ON PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XIII, reports of committees were delivered to the Clerk for printing and reference to the proper calendar, as follows:

[The following action occurred on February 3, 2006]

Mr. THOMAS: Committee on Ways and Means. H.R. 1631. A bill to provide for the financing of high-speed rail infrastructure, and for other purposes: with an amendment (Rept. 109–314 Pt. 2). Referred to the Committee of the Whole House on the State of the Union, and ordered to be printed.

¶4.18 TIME LIMITATION OF REFERRED BILL

Pursuant to clause 2 of rule XII the following action was taken by the Speaker:

H.R. 921. Referral to the Committee on Education and the Workforce extended for a period ending not later than March 3, 2006.

H.R. 2829. Referral to the Committee on the Judiciary, Energy and Commerce, Intelligence (Permanent Select), and Education and the Workforce extended for a period ending not later than March 3, 2006.

H.R. 3505. Referral to the Committee on the Judiciary extended for a period ending not later than February 24, 2006.

¶4.19 SUBSEQUENT ACTION ON REPORTED BILLS SEQUENTIALLY REFERRED

Under clause 2 of rule XIII, reports of committees were delivered to the Clerk for printing and reference to the proper calendar, as follows:

Mr. JOE BARTON of Texas: Committee on Energy and Commerce. H.R. 3699. A bill to provide for the sale, acquisition, conveyance, and exchange of certain real property in the District of Columbia to facilitate the utilization, development, and redevelopment of such property, and for other purposes: with amendments (Rept. 109–316 Pt. 3). Referred to the Committee of the Whole House on the State of the Union.

¶4.20 COMMITTEE DISCHARGED

Pursuant to clause 2 of rule XII the Committee on Resources discharged from further consideration. H.R. 3699 committed to the Committee of the Whole House on the State of the Union and ordered to be printed.

¶4.21 PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XII, public bills and resolutions were introduced and severally referred, as follows:

By Mr. CHABOT:

H.R. 4701. A bill to amend the Ethics in Government Act of 1978 (5 U.S.C. App.) to extend the authorization of appropriations for the Office of Government Ethics through fiscal year 2011; to the Committee on Government Reform, and in addition to the Committee on the Judiciary, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. FRANK of Massachusetts:

H.R. 4702. A bill to amend title II of the Social Security Act to eliminate the time limitation for corrections to wage and self-employment income records; to the Committee on Ways and Means.

By Mr. GINGREY (for himself and Mr. TIERNEY):

H.R. 4703. A bill to provide meaningful civil remedies for victims of the sexual exploitation of children; to the Committee on the Judiciary.

By Mr. LANGEVIN (for himself, Mr. WELDON of Pennsylvania, and Mr. RAMSTAD):

H.R. 4704. A bill to address the needs of individuals with disabilities in emergency planning requirements and relief efforts in the event of a major disaster, to increase the accessibility of replacement housing built with Federal funds following Hurricane Katrina and other major disasters, and for other purposes; to the Committee on Transportation and Infrastructure, and in addition to the Committee on Small Business, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. SAXTON:

H.R. 4705. A bill to establish the Math and Science Teaching Corps; to the Committee on Education and the Workforce.

By Mr. STARK (for himself, Mr. EMANUEL, Mr. DEFAZIO, Mr. DOGGETT, Mr. HINCHEY, and Mr. MCDERMOTT):

H.R. 4706. A bill to amend the Internal Revenue Code of 1986 to deny any deduction for certain gifts and benefits provided to physicians by prescription drug manufacturers; to the Committee on Ways and Means.

By Mr. MURPHY (for himself and Ms. HART):

H. Res. 670. A resolution congratulating the National Football League champion Pittsburgh Steelers for winning Super Bowl XL and completing one of the greatest postseason runs in professional sports history; to the Committee on Government Reform.

¶4.22 ADDITIONAL SPONSORS

Under clause 7 of rule XII, sponsors were added to public bills and resolutions as follows:

H.R. 198: Mr. FATTAH and Mr. BACHUS.
H.R. 200: Mr. FATTAH.
H.R. 356: Mr. FORTENBERRY, Mr. BOEHNER, and Mr. LINCOLN DIAZ-BALART of Florida.
H.R. 389: Mrs. CUBIN and Mr. NEUGEBAUER.
H.R. 1026: Mr. ROGERS of Michigan.
H.R. 1130: Mr. MEEHAN.
H.R. 1143: Mr. MILLER of Florida.
H.R. 1262: Mr. FATTAH.
H.R. 1290: Mr. FATTAH.
H.R. 1470: Mr. GONZALEZ.
H.R. 1498: Mr. AL GREEN of Texas and Mr. DAVIS of Tennessee.
H.R. 1578: Mr. BROWN of Ohio, Mr. GORDON, Mr. GUTKNECHT, Ms. HERSETH, Mr. KNOLLENBERG, and Mr. SCHWARZ of Michigan.
H.R. 1849: Mr. PETERSON of Minnesota.
H.R. 2089: Mr. BURTON of Indiana.
H.R. 2193: Mr. KING of New York.
H.R. 2206: Mr. HINCHEY and Mrs. BONO.
H.R. 2230: Ms. WASSERMAN SCHULTZ.
H.R. 2389: Mr. MORAN of Kansas.
H.R. 2716: Mr. FATTAH.
H.R. 2970: Mr. WALSH and Mrs. KELLY.
H.R. 3196: Mr. MICHAUD.
H.R. 3198: Ms. HOOLEY.
H.R. 3427: Mr. LANGEVIN.
H.R. 3590: Mr. HAYWORTH.
H.R. 3641: Mrs. MCCARTHY and Mr. GUTIERREZ.
H.R. 3642: Ms. LORETTA SANCHEZ of California.
H.R. 3762: Mr. ANDREWS, Mr. MEEHAN, Ms. ZOE LOFGREN of California, and Mr. ROTHMAN.
H.R. 3883: Mrs. NORTHUP and Mr. TERRY.
H.R. 3940: Mrs. JO ANN DAVIS of Virginia.
H.R. 4025: Mr. CLAY.
H.R. 4059: Mr. LAHOOD, Mr. WEINER, Mr. KING of New York, and Mr. REYES.
H.R. 4072: Mrs. DRAKE.
H.R. 4073: Mr. FATTAH.
H.R. 4099: Mr. ALEXANDER.
H.R. 4197: Mr. REYES, Mr. KILDEE, Ms. BERKLEY, and Mr. MELANCON.
H.R. 4202: Ms. MCKINNEY.
H.R. 4217: Mr. KOLBE.
H.R. 4238: Mr. ALEXANDER.
H.R. 4239: Mr. WILSON of South Carolina.
H.R. 4242: Mr. CLAY.
H.R. 4347: Mr. WEXLER.
H.R. 4395: Mr. MCNULTY and Ms. WOOLSEY.
H.R. 4408: Mr. MILLER of Florida.
H.R. 4474: Mr. RANGEL, Mr. DOGGETT, Mr. HOYER, and Mr. BROWN of Ohio.
H.R. 4547: Mr. YOUNG of Alaska, Mr. WICKER, Mr. BURTON of Indiana, Mr. SCHWARZ of Michigan and Mr. MILLER of Florida.
H.R. 4548: Mr. SHERMAN.
H.R. 4551: Mr. SESSIONS.
H.R. 4606: Mr. FATTAH.
H.R. 4619: Mr. ENGEL and Mr. CAPUANO.
H.R. 4646: Ms. LEE, Mr. MCINTYRE, Mr. CARDOZA, Ms. WATSON, Ms. HARMAN, Mr. LEWIS of California, Mrs. NAPOLITANO, Ms. LINDA T. SÁNCHEZ of California, Mr. SCHIFF, Mr. WAXMAN, Mr. BERMAN, Mrs. CAPPS, Mr. FARR, Mr. FILNER, Ms. KILPATRICK of Michigan, Mr. LANTOS, Mr. BECERRA, Ms. ZOE LOFGREN of California, Ms. MILLENDER-MCDONALD, Mr. GEORGE MILLER of California, Mr. RYAN of Ohio, Ms. ROYBAL-ALLARD, Mr. DOOLITTLE, Mrs. TAUSCHER, Mr. THOMPSON of California, Mr. STARK, Mr. SANDERS, Mr. BACA, Ms. ESHOO, Mr. BARROW, Mr. BROWN of Ohio, Mr. BUTTERFIELD, Mr. ENGEL, Mr. GALLEGLY, Mrs. MCCARTHY, Mr. POMEROY, Mr. RANGEL, Mr. SNYDER, Mr. WYNN, Mr. CLAY, Mr. MEEK of Florida, Mr. MORAN of Virginia, Mr. PETERSON of Pennsylvania, Mr. SERRANO, and Mr. CLEAVER.
H.R. 4662: Mr. WESTMORELAND, Mrs. MYRICK, Mr. PITTS, Mr. BROWN of South Carolina, Mr. KUHL of New York, Mr. BARRETT of South Carolina, Mr. GOODE, Mr. COLE of Oklahoma, Mr. FRANKS of Arizona, Mr. FORTUÑO, and Ms. FOXX.
H.R. 4665: Mr. KUCINICH, Mr. BOREN, Mr. CARDOZA, Mr. REYES, Mr. ALLEN, Ms. WASSERMAN SCHULTZ, and Mr. LANGEVIN.
H.R. 4668: Mr. KENNEDY of Minnesota, Mr. PORTER, and Mr. WEXLER.
H.R. 4672: Mr. BURGESS.
H. Con. Res. 282: Mr. KUCINICH.
H. Con. Res. 317: Mr. KUCINICH.
H. Con. Res. 318: Mr. KUCINICH and Mr. MCGOVERN.
H. Con. Res. 331: Mr. MURPHY and Mr. OWENS.
H. Res. 495: Mr. FOSSELLA.
H. Res. 507: Mr. ENGLISH of Pennsylvania.
H. Res. 556: Ms. JACKSON-LEE of Texas, Mr. OSBORNE, Mr. ETHERIDGE, Mr. CHANDLER, Mr. MATHESON, and Mr. OTTER.
H. Res. 593: Ms. MCCOLLUM of Minnesota.
H. Res. 635: Ms. MCKINNEY, Mr. HINCHEY, Mrs. MALONEY, Mr. LEWIS of Georgia, and Mr. FARR.
H. Res. 636: Mr. HINCHEY, Mrs. MALONEY, and Mr. FARR.
H. Res. 637: Mr. HINCHEY, Mrs. MALONEY, and Mr. FARR.
H. Res. 643: Mr. INSLEE and Mr. HINCHEY.
H. Res. 662: Mr. EHLERS, Mr. FEENEY, Mr. FORTENBERRY, Mr. GARRETT of New Jersey, Mr. GOODE, Ms. HARRIS, Mr. HOSTETTLER, Mr. INGLIS of South Carolina, Mr. KELLER, Mr. KUHL of New York, Mrs. MYRICK, Mr. TERRY, Mr. WESTMORELAND, and Mr. SENSENBRENNER.

WEDNESDAY, FEBRUARY 8, 2006 (5)

The House was called to order by the SPEAKER.

¶5.1 APPROVAL OF THE JOURNAL

The SPEAKER announced he had examined and approved the Journal of the proceedings of Tuesday, February 7, 2006.

Pursuant to clause 1, rule I, the Journal was approved.

¶5.2 COMMUNICATIONS

Executive and other communications, pursuant to clause 8, rule XII, were referred as follows:

6120. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting a report on U.S. military personnel and U.S. individual civilians retained as contractors involved in supporting Plan Colombia, pursuant to Public Law 106–246, section 3204(f) (114 Stat. 577); to the Committee on Armed Services.

6121. A letter from the Secretary, Department of Health and Human Services, transmitting as required by Sections 913(b)(2) and Section 902(g) of the Healthcare Research and Quality Act of 1999 (Pub. L. 106–129), reports entitled ''The National Healthcare Quality Report 2005'' (NHQR) and ''The National Healthcare Disparities Report 2005'' (NHDR); to the Committee on Energy and Commerce.

6122. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting a report pursuant to the Cooperative Threat Reduction Act of 1993 and the FREEDOM Support Act, pursuant to Public Law 103–160, section 1203(d) of Title XII Public Law 102–511, section 502; to the Committee on International Relations.

6123. A letter from the Secretary, Department of Housing and Urban Development, transmitting the Inspector General's semiannual report for the period April 1, 2005 through September 30, 2005, pursuant to 5 U.S.C. app. (Insp. Gen. Act) section 5(b); to the Committee on Government Reform.

6124. A letter from the White House Liaison, Department of Education, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Government Reform.

6125. A letter from the White House Liaison, Department of Education, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Government Reform.

6126. A letter from the White House Liaison, Department of Education, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Government Reform.

6127. A letter from the White House Liaison, Department of Education, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Government Reform.

6128. A letter from the White House Liaison, Department of Education, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Government Reform.

6129. A letter from the White House Liaison, Department of Education, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Government Reform.

6130. A letter from the Assistant Attorney General for Administration, Department of Justice, transmitting in accordance with Section 647(b) of Division F of the Consolidated Appropriations Act, FY 2004, Pub. L. 108–199, and the Office of Management and Budget Memorandum 05–01, the Department's report on competitive sourcing efforts for FY 2005; to the Committee on Government Reform.

6131. A letter from the Deputy Director of Communications and Legislative Affairs, Equal Employment Opportunity Commission, transmitting in accordance with Section 647(b) of Title VI of the Consolidated Appropriations Act, FY 2004, Pub. L. 108–199, the Commission's Report to Congress on FY 2005 Competitive Sourcing Efforts; to the Committee on Government Reform.

6132. A letter from the Chairman and Chief Executive Officer, Farm Credit Administration, transmitting the FY 2005 annual report under the Federal Managers' Financial Integrity Act (FMFIA), pursuant to 31 U.S.C. 3512(c)(3); to the Committee on Government Reform.

6133. A letter from the Acting Chief of Staff, Federal Mediation and Conciliation Service, transmitting the FY 2005 annual report under the Federal Managers' Financial Integrity Act (FMFIA) of 1982, pursuant to 31 U.S.C. 3512(c)(3); to the Committee on Government Reform.

6134. A letter from the Acting Administrator, General Services Administration, transmitting in accordance with Section 647(b) of Division F of the Consolidated Appropriations Act, FY 2004, Pub. L. 108–199, the Administration's report on competitive sourcing efforts for FY 2005; to the Committee on Government Reform.

6135. A letter from the President and CEO, Inter-American Foundation, transmitting in accordance with Section 647(b) of Title VI of the Consolidated Appropriations Act, FY 2004, Pub. L. 108–199, the Foundation's Report to Congress on FY 2005 Competitive Sourcing Efforts; to the Committee on Government Reform.

6136. A letter from the Director, National Gallery of Art, transmitting in accordance with Section 647(b) of Division F of the Consolidated Appropriations Act, FY 2004, Pub. L. 108–199, the Gallery's report on competitive sourcing efforts for FY 2003 and 2004; to the Committee on Government Reform.

6137. A letter from the Chairman, Occupational Safety and Health Review Commission, transmitting in accordance with Section 647(b) of Division F of the Consolidated Appropriations Act, FY 2004, Pub. L. 108–199, the Commission's Report to Congress on FY 2005 Competitive Sourcing Activities; to the Committee on Government Reform.

6138. A letter from the Executive Secretary/Chief of Staff, U.S. Agency for International Development, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Government Reform.

6139. A letter from the Assistant Administrator, Bureau for Legislative and Public Affairs, U.S. Agency for International Development, transmitting in accordance with Section 647(b) of Division F of the Consolidated Appropriations Act, FY 2004, Pub. L. 108–199, the Agency's report on competitive sourcing efforts for FY 2005; to the Committee on Government Reform.

¶5.3 COMMUNICATION FROM THE CLERK—MESSAGE FROM THE SENATE

The SPEAKER pro tempore, Mr. GINGREY, laid before the House a communication, which was read as follows:

OFFICE OF THE CLERK,
HOUSE OF REPRESENTATIVES,
Washington, DC, February 8, 2006.

Hon. J. DENNIS HASTERT,
Speaker, House of Representatives,
Washington, DC.

DEAR MR. SPEAKER: Pursuant to the permission granted in Clause 2(h) of Rule II of the Rules of the U.S. House of Representatives, the Clerk received the following message from the Secretary of the Senate on February 8, 2006, at 9:30 a.m.:

That the Senate passed without amendment H.R. 4636.

That the Senate agreed to S. Con. Res. 69

With best wishes, I am

Sincerely,

KAREN L. HAAS,
Clerk of the House.

¶5.4 ENROLLED BILL SIGNED

The SPEAKER pro tempore, Mr. GINGREY, announced that pursuant to clause 4, rule I, the Speaker signed the following enrolled bill on Tuesday, February 7, 2006:

S. 1932. An Act to provide for reconciliation pursuant to section 202(a) of the concurrent resolution on the budget for fiscal year 2006 (H. Con. Res. 95).

¶5.5 COMMITTEE RESIGNATION—MAJORITY

The SPEAKER pro tempore, Mr. GINGREY, laid before the House the following communication, which was read as follows:

CONGRESS OF THE UNITED STATES,
HOUSE OF REPRESENTATIVES,
Washington, DC, February 8, 2006.

DEAR SPEAKER HASTERT: I respectfully resign my seat on the House Budget Committee effective immediately. Thank you very much for giving me the opportunity to serve on this important committee.

Sincerely,

ILEANA ROS-LEHTINEN,
Member of Congress.

By unanimous consent, the resignation was accepted.

¶5.6 PITTSBURGH STEELERS FOR WINNING SUPER BOWL XL

Ms. FOXX moved to suspend the rules and agree to the following resolution (H. Res. 670):

Whereas the Pittsburgh Steelers won Super Bowl XL by defeating the Seattle Seahawks 21–10 in Detroit, Michigan, on February 5, 2006;

Whereas, with this victory, the Pittsburgh Steelers franchise has tied the San Francisco 49ers and the Dallas Cowboys for the most Super Bowl championships in National Football League history with 5 each;

Whereas the Steelers became the first 6th-seed in the playoffs to not only reach the Super Bowl, but to win the Super Bowl;

Whereas the Steelers closed their season by winning 8 consecutive games, including the Super Bowl, and became the first team to win 3 playoff games and the Super Bowl away from their home field;

Whereas the Steelers' path to the championship required defeating the top 3 teams in the American Football Conference—the Cincinnati Bengals, the Indianapolis Colts and the Denver Broncos—at their respective home fields;

Whereas finally, in the Super Bowl, the Steelers faced and overcame the National Football Conference champion Seahawks and the year's Most Valuable Player in the National Football League, Shaun Alexander;

Whereas team owner Dan Rooney and team president Art Rooney II, the son and grandson, respectively, of Pittsburgh Steelers' founder Art Rooney, have remarkable loyalty to Steelers fans and the City of Pittsburgh, and have assembled a tremendous team of coaches, players, and staff that made achieving the championship victory possible;

Whereas head coach Bill Cowher won his first Super Bowl in 14 seasons of leading the Pittsburgh Steelers, and brought the Vince Lombardi Trophy back to his hometown of Pittsburgh;

Whereas defensive coordinator Dick LeBeau orchestrated a defensive unit including stars Troy Polamalu, Deshea Townsend, Chris Hope, Ike Taylor, Joey Porter, Larry Foote, Clark Haggans, James Farrior, Kimo von Oelhoffen, Aaron Smith, and Casey Hampton, that personified the blue-collar work ethic of Pittsburghers;

Whereas offensive coordinator Ken Whisenhunt's creativity and attention to detail helped the Steelers' offense, featuring starters Ben Roethlisberger—the youngest starting quarterback ever to win a Super Bowl—Dan Kreider, Willie Parker, Heath Miller, Max Starks, Kendall Simmons, Jeff Hartings, Alan Faneca, Marvel Smith, and Antwaan Randle El, to take the team to unexpected success;

Whereas the Most Valuable Player of the Super Bowl, Hines Ward, led the offense during the championship game by catching 5 passes for 123 yards and 1 touchdown;

Whereas running back Jerome Bettis, one of the National Football League's all-time leading rushers, returned to his hometown of Detroit to win his first Super Bowl, and then announced his retirement following the game;

Whereas the Steeler Nation is comprised of the greatest fans in professional football; and

Whereas for 73 years, the people of the City of Pittsburgh have seen themselves in the grit, tenacity, and achievement of the Pittsburgh Steelers franchise, and they proudly celebrate the team's 5th Super Bowl championship: Now, therefore, be it

Resolved, That the House of Representatives congratulates the National Football League champion Pittsburgh Steelers for winning Super Bowl XL and completing one of the greatest postseason runs in professional sports history.

The SPEAKER pro tempore, Mr. GINGREY, recognized Ms. FOXX and Mr. DAVIS of Illinois, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and agree to said resolution?

The SPEAKER pro tempore, Mr. GINGREY, announced that two-thirds of the Members present had voted in the affirmative.

Mr. CHABOT objected to the vote on the ground that a quorum was not present and not voting.

The SPEAKER pro tempore, Mr. GINGREY, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed.

The point of no quorum was considered as withdrawn.

¶5.7 HATTIE CARAWAY STATION POST OFFICE

Ms. FOXX moved to suspend the rules and pass the bill (H.R. 4456) to designate the facility of the United States Postal Service located at 2404 Race Street in Jonesboro, Arkansas, as the ''Hattie Caraway Station''; as amended.

The SPEAKER pro tempore, Mr. GINGREY, recognized Ms. FOXX and Mr. DAVIS of Illinois, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and pass said bill, as amended?

The SPEAKER pro tempore, Mr. GUTKNECHT, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill, as amended, was passed.

By unanimous consent, the title was amended so as to read: ''An Act to designate the facility of the United States Postal Service located at 2404 Race Street in Jonesboro, Arkansas, as the 'Hattie W. Caraway Station'.''.

A motion to reconsider the votes whereby the rules were suspended and said bill, as amended, was passed and the title was amended was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

¶5.8 YEAR OF THE MUSEUM

Ms. FOXX moved to suspend the rules and agree to the following resolution (H. Res. 389):

Whereas museums are institutions of public service and education that foster exploration, study, observation, critical thinking, contemplation and dialogue to advance a greater public knowledge, understanding, and appreciation of history, science, the arts, and the natural world;

Whereas Americans, according to survey data, view museums as one of the most important resources for educating our children;

and museums have a long-standing tradition of inspiring curiosity in our Nation's schoolchildren by devoting more than $1 billion and more than 18 million instructional hours annually for elementary and secondary education programs in communities across America through creative partnerships with schools; and by involving professional development for teachers, bringing traveling exhibits to local schools, digitizing materials for access nationwide, creating electronic and printed educational materials that use local and State curriculum standards; and by and hosting interactive school field trips;

Whereas museums serve as community landmarks that contribute to the livability and economic vitality of communities through expanding tourism; and that museums rank in the top three family vacation destinations; revitalize downtowns, often with signature buildings; attract relocating businesses, by enhancing quality of life; provide shared community experiences and meeting places; and serve as a repository and resource for each community's unique history, culture, achievements, and values;

Whereas the Nation's more than 16,000 museums found in 9 out of every 10 counties in the United States receive approximately 865,000,000 visits annually from people of all ages and backgrounds, with attendance being free at more than half of these museums;

Whereas research indicates Americans view museums as one of the most trustworthy sources of objective information and believe that authentic artifacts in history museums and historic sites are second only to their family in significance to creating a strong connection to the past;

Whereas museums enhance the public's ability to engage as citizens, through developing a deeper sense of identity and a broader judgment about the world, and by holding more than 750 million objects and living specimens in the public trust to preserve and protect our cultural and natural heritage for our current and future generations;

Whereas museums are increasingly entering into new partnerships with community educational institutions that include schools, universities, libraries, public broadcasting, and 21st Century Community Learning Centers, which then, as partners, reach across community boundaries to provide broader impact and synergy for their educational programming;

Whereas supporting the goals and ideals of The Year of the Museum would give Americans the opportunity to celebrate the contributions museums have made to American culture and life over the past 100 years; and

Whereas in 2006, American museums are celebrating 100 years of cooperation as a profession and their collective contribution to our communities: Now, therefore, be it

Resolved, That the House of Representatives—

(1) supports the goals and ideals of The Year of the Museum; and

(2) requests that the President issue a proclamation calling upon the people of the United States to observe such a year with appropriate programs and activities.

The SPEAKER pro tempore, Mr. GUTKNECHT, recognized Ms. FOXX and Mr. DAVIS of Illinois, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and agree to said resolution?

The SPEAKER pro tempore, Mr. GUTKNECHT, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said resolution was agreed to.

A motion to reconsider the vote whereby the rules were suspended and said resolution was agreed to was, by unanimous consent, laid on the table.

¶5.9 NATIONAL MENTORING MONTH

Mr. OSBORNE moved to suspend the rules and agree to the following resolution (H. Res. 660):

Whereas youth mentoring is a centuries-old concept, through which a dependable adult provides guidance, support, and encouragement to help a young person become a responsible, productive adult;

Whereas mentoring, when done well, helps young people stay in school and improve academically, boosts self-esteem and communication skills, and improves the chances of going on to higher education;

Whereas there are thousands of mentoring programs in communities of all sizes across the United States, focused on building strong, effective relationships between caring and responsible adults and young people who need positive adult role models;

Whereas in spite of the great benefits mentoring provides, America has a serious mentoring gap, with more than 15 million young people currently in need of caring adult role models;

Whereas the demand for mentoring far exceeds the current capacity of local mentoring programs and the number of adults who currently volunteer as mentors;

Whereas on December 22, 2005, the President designated January 2006 as National Mentoring Month to focus the Nation's attention on the essential role mentoring plays in the lives of young people;

Whereas the month-long celebration of mentoring will encourage more individuals and organizations, including schools, businesses, nonprofit organizations, faith institutions, and foundations, to become engaged in mentoring; and

Whereas National Mentoring Month will, most importantly, build awareness of mentoring and recruit more individuals to become mentors, helping close our Nation's mentoring gap: Now, therefore, be it

Resolved, That the House of Representatives—

(1) supports the goals and ideals of National Mentoring Month;

(2) acknowledges the hard work of individuals and groups who promote mentoring and who are observing the month with appropriate ceremonies and activities that promote awareness of and volunteer involvement with youth mentoring; and

(3) recognizes with gratitude the contributions of the millions of caring adults who are already serving as mentors and encourages more adults to volunteer as mentors.

The SPEAKER pro tempore, Mr. GUTKNECHT, recognized Mr. OSBORNE and Mr. DAVIS of Illinois, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and agree to said resolution?

The SPEAKER pro tempore, Mr. GUTKNECHT, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said resolution was agreed to.

A motion to reconsider the vote whereby the rules were suspended and said resolution was agreed to was, by unanimous consent, laid on the table.

¶5.10 CATHOLIC SCHOOLS

Mr. CASTLE moved to suspend the rules and agree to the following resolution (H. Res. 657):

Whereas America's Catholic schools are internationally acclaimed for their academic excellence, but provide students more than a superior scholastic education;

Whereas Catholic schools ensure a broad, values-added education emphasizing the lifelong development of moral, intellectual, physical, and social values in America's young people;

Whereas the total Catholic school student enrollment for the 2005–2006 academic year is about 2.5 million and the student-teacher ratio is 15 to 1;

Whereas Catholic schools teach a diverse group of students;

Whereas more than 27 percent of school children enrolled in Catholic schools are from minority backgrounds, and nearly 14 percent are non-Catholics;

Whereas Catholic schools produce students strongly dedicated to their faith, values, families, and communities by providing an intellectually stimulating environment rich in spiritual, character, and moral development;

Whereas in the 1972 pastoral message concerning Catholic education, the National Conference of Catholic Bishops stated: ''Education is one of the most important ways by which the Church fulfills its commitment to the dignity of the person and building of community. Community is central to education ministry, both as a necessary condition and an ardently desired goal. The educational efforts of the Church, therefore, must be directed to forming persons-in-community; for the education of the individual Christian is important not only to his solitary destiny, but also the destinies of the many communities in which he lives.''; and

Whereas January 29 to February 4, 2006, has been designated as Catholic Schools Week by the National Catholic Educational Association and the United States Conference of Catholic Bishops: Now, therefore, be it

Resolved, That the House of Representatives—

(1) supports the goals of Catholic Schools Week, an event co-sponsored by the National Catholic Educational Association and the United States Conference of Catholic Bishops and established to recognize the vital contributions of America's thousands of Catholic elementary and secondary schools; and

(2) congratulates Catholic schools, students, parents, and teachers across the Nation for their ongoing contributions to education, and for the key role they play in promoting and ensuring a brighter, stronger future for this Nation.

The SPEAKER pro tempore, Mr. GUTKNECHT, recognized Mr. CASTLE and Mr. KILDEE, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and agree to said resolution?

The SPEAKER pro tempore, Mr. BONNER, announced that two-thirds of the Members present had voted in the affirmative.

Mr. CASTLE demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mr. BONNER, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed.

¶5.11 SAGO, WEST VIRGINIA COAL MINERS

Mrs. DRAKE moved to suspend the rules and agree to the following concurrent resolution (H. Con. Res. 331); as amended:

Whereas coal generates more than half of domestic electricity, providing millions of Americans with energy for their homes and businesses;

Whereas West Virginia is the Nation's second largest coal producing State;

Whereas an average of 7,600 pounds of coal per person per year is used in the United States;

Whereas the United States has an estimated 275,000,000,000 tons of recoverable coal reserves representing about 95 percent of all fossil fuel reserves in the Nation;

Whereas coal continues to be the economic engine for many communities;

Whereas coal miners are among the most productive of all American workers, producing 7 tons of coal per miner per day, which results in coal consistently being the most cost-effective choice for generating electricity in the United States;

Whereas during the last century over 100,000 coal miners have been killed in mining accidents in the Nation's coal mines;

Whereas the Nation is greatly indebted to coal miners for the difficult and dangerous work they perform to provide the fuel needed to operate the Nation's industries and to provide energy to homes and businesses;

Whereas 13 West Virginia miners were trapped 260 feet below the surface in the Sago mine for over 40 hours following an explosion on January 2, 2006;

Whereas Federal, State, and local rescue crews worked relentlessly in an attempt to save the miners;

Whereas many residents of Upshur County, West Virginia, and the surrounding areas came together at the Sago Baptist Church to support the miners' families;

Whereas 12 miners, Thomas Anderson, Alva Martin Bennett, Jim Bennett, Jerry Groves, George Hamner Jr., Terry Helms, David Lewis, Martin Toler, Fred Ware Jr., Jack Weaver, Jesse Jones, and Marshall Winans, lost their lives on January 3, 2006;

Whereas only one miner, Randal McCloy, was safely rescued;

Whereas 2 West Virginia miners were trapped by a fire in the Aracoma Alma Mine on January 19, 2006;

Whereas Don Israel Bragg and Ellery ''Elvis'' Hatfield lost their lives in the Aracoma Alma Mine;

Whereas 2 West Virginia miners lost their lives in separate incidents in Boone County on February 1, 2006; and

Whereas Edmund Vance perished in the Long Branch No. 18 Mine and Paul Moss perished at the Elk Run Black Castle mine: Now, therefore, be it

Resolved by the House of Representatives (the Senate concurring), That Congress—

(1) recognizes Thomas Anderson, Alva Martin Bennett, Jim Bennett, Jerry Groves, George Hamner Jr., Terry Helms, David Lewis, Martin Toler, Fred Ware Jr., Jack Weaver, Jesse Jones, and Marshall Winans for their sacrifice in the Sago, West Virginia, coal mine;

(2) recognizes Don Israel Bragg and Ellery ''Elvis'' Hatfield for their sacrifice in the Aracoma Alma, West Virginia coal mine;

(3) recognizes Edmund Vance and Paul Moss for their sacrifice in the Boone County, West Virginia, coal mines;

(4) extends the deepest condolences of the Nation to the families of these men;

(5) recognizes Randal McCloy for his stamina and courage that enabled him to survive in severe conditions for over 40 hours;

(6) recognizes the rescue crews for their outstanding effort resulting in the safe rescue of Randal McCloy; and

(7) recognizes the many volunteers who provided support for the miners' families during the rescue operations.

The SPEAKER pro tempore, Mr. BONNER, recognized Mrs. DRAKE and Mr. George MILLER of California, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and agree to said concurrent resolution, as amended?

The SPEAKER pro tempore, Mr. BONNER, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said concurrent resolution, as amended, was agreed to.

By unanimous consent, the title was amended so as to read: ''A concurrent resolution honoring the sacrifice and courage of the 16 coal miners killed in various mine disasters in West Virginia, and recognizing the rescue crews for their outstanding efforts in the aftermath of the tragedies.''.

A motion to reconsider the votes whereby the rules were suspended and said concurrent resolution, as amended, was agreed to and the title was amended was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said concurrent resolution.

¶5.12 MESSAGES FROM THE PRESIDENT

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

¶5.13 RECESS—4:40 P.M.

The SPEAKER pro tempore, Mr. BONNER, pursuant to clause 12(a) of rule I, declared the House in recess at 4 o'clock and 40 minutes p.m., subject to the call of the Chair.

¶5.14 AFTER RECESS—5:12 P.M.

The SPEAKER pro tempore, Mr. REHBERG, called the House to order.

¶5.15 TAX RELIEF EXTENSION

On motion of Mr. THOMAS, by unanimous consent, the bill (H.R. 4297) to provide for reconciliation pursuant to section 201(b) of the concurrent resolution on the budget for fiscal year 2006; together with the amendment of the Senate thereto, was taken from the Speaker's table.

When on motion of Mr. THOMAS, it was,

Resolved, That the House disagree to the amendment of the Senate and ask for a conference with the Senate on the disagreeing votes of the two Houses thereon.

Ordered, That the Clerk notify the Senate thereof.

¶5.16 MOTION TO INSTRUCT CONFEREES—H.R. 4297

Mr. NEAL of Massachusetts moved that the managers on the part of the House at the conference on the disagreeing votes of the two Houses on the amendment of the Senate to the bill (H.R. 4297) to provide for reconciliation pursuant to section 201(b) of the concurrent resolution on the budget for fiscal year 2006; be instructed as follows: (1) The House conferees shall agree to the provisions of section 106 of the amendment of the Senate (relating to extension and increase in minimum tax relief to individuals); (2) the House conferees shall recede from the provisions of the House bill that extend the lower tax rate on dividends and capital gains that would otherwise terminate at the close of 2008; and (3) to the maximum extent possible within the scope of conference, the House conferees shall insist on a conference report that would not increase the Federal deficit for any year.

After debate,

By unanimous consent, the previous question was ordered on the motion to instruct the managers on the part of the House.

The question being put, viva voce,

Will the House agree to said motion?

The SPEAKER pro tempore, Mr. REHBERG, announced that the nays had it.

Mr. NEAL of Massachusetts demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mr. REHBERG, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed.

¶5.17 COMMITTEE RESIGNATION—MAJORITY

The SPEAKER pro tempore, Mr. REHBERG, laid before the House the following communication, which was read as follows:

CONGRESS OF THE UNITED STATES,
HOUSE OF REPRESENTATIVES,
Washington, DC, February 8, 2006.

Hon. DENNIS HASTERT,
Speaker of the House,
Washington, DC.

DEAR SPEAKER HASTERT: I hereby respectfully resign my seat on the Committee on Financial Services, effective immediately. Thank you for the opportunity to serve on this important committee.

Sincerely,

PETER T. KING,
Member of Congress

By unanimous consent, the resignation was accepted.

¶5.18 MESSAGE FROM THE PRESIDENT—NATIONAL EMERGENCY WITH RESPECT TO COTE D'IVOIRE

The SPEAKER pro tempore, Mr. REHBERG, laid before the House a message from the President, which was read as follows:

To the Congress of the United States:

Consistent with subsection 204(b) of the International Emergency Economic Powers Act, 50 U.S.C. 1703(b) (IEEPA), and section 301 of the National Emergencies Act, 50 U.S.C. 1631 (NEA), I hereby report that I have issued an Executive Order (the ''order'') blocking the property of certain persons contributing to the conflict in Côte d'Ivoire. In that order, I declared a national emergency to deal with the unusual and extraordinary threat to the national security and foreign policy of the United States posed by that conflict, as described below.

The United Nations Security Council, in Resolution 1572 of November 15, 2004, expressed deep concern over the resumption of hostilities in Côte d'Ivoire, the public incitement of hatred and violence, and the repeated violations of the ceasefire agreement of May 3, 2003. United Nations Security Council Resolution (UNSCR) 1572 determined that the situation in Côte d'Ivoire poses a threat to international peace and security in the region and called on member States to take certain measures against persons responsible for the continuing conflict. The United Nations Security Council has continued to express serious concern at the persistence of the crisis in Côte d'Ivoire and of obstacles to the peace and national reconciliation process from all sides in UNSCRs 1643 of December 15, 2005, and 1652 of January 24, 2006.

Despite the intervention and efforts of the international community, there have been massacres of large numbers of civilians, widespread human rights abuses, significant political violence and unrest, and attacks against international peacekeeping forces in Côte d'Ivoire. Such activity includes the killing of large numbers of civilians in Korhogo in June 2004, and in Abidjan in March 2004; significant violence and unrest, including public incitements to violence, in Abidjan in November 2004; human rights violations, including extrajudicial killings, in western Côte d'Ivoire in April and June 2005; attacks on a police station and prison in July 2005 in Anyama and Agboville, and violent protests in Abidjan and attacks on U.N. and international nongovernmental organization facilities in western Côte d'Ivoire in January 2006. Also, notwithstanding the Linas-Marcoussis Agreement signed by the Ivorian political forces on January 24, 2003, the related ceasefire agreement of May 3, 2003, the Accra III Agreement of July 30, 2004, the Pretoria Agreement of April 6, 2005, and the Declaration on the Implementation of the Pretoria Agreement of June 29, 2005, consolidating the implementation of the Linas-Marcoussis peace and national reconciliation process, Ivorian parties have continued to engage in military operations and attacks against peacekeeping forces in Côte d'Ivoire leading to fatalities.

Pursuant to the IEEPA and the NEA, I have determined that these actions and circumstances constitute an unusual and extraordinary threat to the national security and foreign policy of the United States and declared a national emergency to deal with that threat and have issued an Executive Order to deal with the threat to U.S. national security and foreign policy posed by the situation in or in relation to Côte d'Ivoire.

The order blocks the property and interests in property in the United States, or in the possession or control of United States persons, of the persons listed in the Annex to the order, as well as of any person determined by the Secretary of the Treasury, after consultation with the Secretary of State, to constitute a threat to the peace and national reconciliation process in Côte d'Ivoire, such as by blocking the implementation of the Linas-Marcoussis, Accra III, and Pretoria Agreements; to be responsible for serious violations of international law in Côte d'Ivoire; to have directly or indirectly supplied, sold or transferred to Côte d'Ivoire arms or any related materiel or any assistance, advice, or training related to military activities; or to have publicly incited violence and hatred contributing to the conflict in Côte d'Ivoire.

The designation criteria will be applied in accordance with applicable domestic law, including where appropriate, the First Amendment to the United States Constitution.

The order also authorizes the Secretary of the Treasury, after consultation with the Secretary of State, to designate for blocking any person determined to have materially assisted, sponsored, or provided financial, material, or technological support for, or goods or services in support of, the activities listed above or any person listed in or designated pursuant to the order. I further authorized the Secretary of the Treasury, after consultation with the Secretary of State, to designated for blocking any person determined to be owned or controlled by, or acting or purporting to act for or on behalf of, directly or indirectly, any person listed in or designated pursuant to the order. The Secretary of the Treasury, after consultation with the Secretary of State, is also authorized to remove any persons from the Annex to the order as circumstances warrant.

I delegated to the Secretary of the Treasury, after consultation with the Secretary of State, the authority to take such actions, including the promulgation of rules and regulations, and to employ all powers granted to the President by the IEEPA and the United Nations Participation Act, as may be necessary to carry out the purposes of the order. All executive agencies are directed to take all appropriate measures within their authority to carry out the provisions of the order.

The order, a copy of which is enclosed, became effective at 12:01 a.m. eastern standard time on February 8, 2006.

GEORGE W. BUSH.

THE WHITE HOUSE, *February 8, 2006*.

By unanimous consent, the message, together with the accompanying papers, was referred to the Committee on International Relations and ordered to be printed (H. Doc. 109–88).

¶5.19 MESSAGE FROM THE PRESIDENT—NATIONAL DRUG CONTROL STRATEGY

The SPEAKER pro tempore, Mr. REHBERG, laid before the House a message from the President, which was read as follows:

To the Congress of the United States:

I am pleased to transmit the 2006 National Drug Control Strategy prepared by my Administration, consistent with the Office of National Drug Control Reauthorization Act of 1998 (21 U.S.C. 1705).

Four years ago, my Administration issued its first National Drug Control Strategy. That Strategy set out an ambitious, balanced plan to reduce drug use in our Nation. Since 2001, drug use by 8th, 10th, and 12th graders has dropped by 19 percent, translating to nearly 700,000 fewer young people using drugs.

I appreciate the support the Congress has given for previous Strategies. I look forward to your continued support as we work together on this critical endeavor.

GEORGE W. BUSH.

THE WHITE HOUSE, *February 8, 2006*.

By unanimous consent, the message, together with the accompanying papers, was referred to the Committee on Education and the Workforce, the Committee on Energy and Commerce, the Committee on Government Reform, the Committee on Homeland Security, the Committee on International Relations, the Committee on the Judiciary, the Committee on Transportation and Infrastructure, and the Permanent Select Committee on Intelligence.

¶5.20 H. RES. 670—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mr. REHBERG, pursuant to clause 8, rule XX, announced the unfinished business to be the motion to suspend the rules and agree to the resolution (H. Res. 670) congratulating the National Football League champion Pittsburgh Steelers for winning Super Bowl XL and completing one of the greatest postseason runs in professional sports history.

The question being put, viva voce,

Will the House suspend the rules and agree to said resolution?

The SPEAKER pro tempore, Mr. REHBERG, announced that two-thirds of those present had voted in the affirmative.

Mr. HOEKSTRA objected to the vote on the ground that a quorum was not present and not voting.

A quorum not being present,

The roll was called under clause 6, rule XX, and the call was taken by electronic device.

It was decided in the affirmative ..... { Yeas ..... 384; Nays ..... 0; Answered present 10

¶5.21 [Roll No. 5]

YEAS—384

Abercrombie
Aderholt
Akin
Alexander
Allen
Andrews
Baca
Bachus
Baird
Baker
Baldwin
Barrett (SC)
Barrow
Bartlett (MD)
Barton (TX)
Bass
Bean
Beauprez
Becerra
Berkley
Berry
Biggert
Bishop (GA)
Bishop (NY)
Bishop (UT)
Blackburn
Blunt
Boehlert
Boehner
Bonilla
Bonner
Boozman
Boren
Boswell
Boucher
Boustany
Bradley (NH)
Brady (PA)
Brady (TX)
Brown (OH)
Brown (SC)
Brown, Corrine
Brown-Waite, Ginny
Burgess
Burton (IN)
Butterfield
Calvert
Camp (MI)
Campbell (CA)
Cantor
Capito
Capuano
Cardin
Cardoza
Carnahan
Carson
Carter
Case
Castle
Chandler
Chocola
Clay
Cleaver
Clyburn
Coble
Cole (OK)
Conaway
Conyers
Cooper
Cramer
Crenshaw
Crowley
Cubin
Cuellar
Culberson
Cummings
Davis (AL)
Davis (CA)
Davis (FL)
Davis (IL)
Davis (KY)
Davis (TN)
Davis, Jo Ann
Davis, Tom
Deal (GA)
DeFazio
Delahunt
DeLauro
DeLay
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Dingell
Doggett
Doolittle
Drake
Dreier
Duncan
Edwards
Ehlers
Emanuel
Emerson
Engel
English (PA)
Eshoo
Etheridge
Evans
Farr
Fattah
Feeney
Ferguson
Filner
Fitzpatrick (PA)
Flake
Forbes
Ford
Fortenberry
Fossella
Foxx
Frank (MA)
Franks (AZ)
Frelinghuysen
Garrett (NJ)
Gerlach
Gibbons
Gillmor
Gingrey
Gohmert
Goodlatte
Gordon
Granger
Graves
Green (WI)
Green, Al
Green, Gene
Grijalva
Gutierrez
Gutknecht
Hall
Harman
Harris
Hart
Hastings (FL)
Hayes
Hayworth
Hefley
Hensarling
Herger
Herseth
Higgins
Hinojosa
Hobson
Hoekstra
Holden
Holt
Honda
Hostettler
Hoyer
Hulshof
Hunter
Hyde
Inglis (SC)
Israel
Issa
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Jindal
Johnson (CT)
Johnson (IL)
Johnson, E. B.
Johnson, Sam
Jones (NC)
Jones (OH)
Kanjorski
Kaptur
Keller
Kelly
Kennedy (MN)
Kennedy (RI)
Kildee
Kilpatrick (MI)
Kind
King (IA)
King (NY)
Kingston
Kirk
Kline
Knollenberg
Kolbe
Kucinich
Kuhl (NY)
Langevin
Lantos
Larson (CT)
Latham
LaTourette
Leach
Levin
Lewis (CA)
Lewis (KY)
Linder
Lipinski
LoBiondo
Lofgren, Zoe
Lowey
Lucas
Lungren, Daniel E.
Lynch
Mack
Maloney
Manzullo
Marchant
Markey
Marshall
Matheson
Matsui
McCarthy
McCaul (TX)
McCotter
McCrery
McGovern
McHenry
McHugh
McIntyre
McKeon
McKinney
McMorris
McNulty
Meehan
Meek (FL)
Meeks (NY)
Melancon
Mica
Michaud
Millender-McDonald
Miller (FL)
Miller (MI)
Miller (NC)
Miller, George
Mollohan
Moore (KS)
Moore (WI)
Moran (VA)
Murphy
Murtha
Musgrave
Myrick
Nadler
Napolitano
Neal (MA)
Neugebauer
Ney
Northup
Norwood
Nunes
Nussle
Oberstar
Obey
Olver
Ortiz
Osborne
Owens
Oxley
Pallone
Pascrell
Pastor
Paul
Payne
Pearce
Pelosi
Peterson (MN)
Peterson (PA)
Petri
Pickering
Pitts
Platts
Poe
Pombo
Pomeroy
Porter
Price (GA)
Price (NC)
Pryce (OH)
Putnam
Radanovich
Rahall
Ramstad
Rangel
Regula
Rehberg
Reichert
Renzi
Reyes
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Ros-Lehtinen
Ross
Rothman
Roybal-Allard
Royce
Ruppersberger
Ryan (OH)
Ryan (WI)
Ryun (KS)
Sabo
Salazar
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Saxton
Schakowsky
Schiff
Schwartz (PA)
Schwarz (MI)
Scott (GA)
Scott (VA)
Sensenbrenner
Serrano
Sessions
Shadegg
Shays
Sherman
Sherwood
Shimkus
Shuster
Simmons
Skelton
Smith (NJ)
Smith (TX)
Smith (WA)
Snyder
Sodrel
Solis
Souder
Spratt
Stark
Stearns
Strickland
Sweeney
Tancredo
Tanner
Tauscher
Taylor (MS)
Taylor (NC)
Terry
Thomas
Thompson (CA)
Thompson (MS)
Thornberry
Tiahrt
Tiberi
Tierney
Towns
Turner
Udall (CO)
Udall (NM)
Upton
Van Hollen
Velázquez
Walden (OR)
Walsh
Wasserman Schultz
Waters
Watson
Watt
Weiner
Weldon (FL)
Weldon (PA)
Weller
Westmoreland
Wexler
Whitfield
Wicker
Wilson (NM)
Wilson (SC)
Wolf
Wu
Wynn
Young (AK)
Young (FL)

ANSWERED "PRESENT"—10

Chabot
Dicks
Hastings (WA)
Inslee
Larsen (WA)
McDermott
Otter
Pence
Schmidt
Simpson

NOT VOTING—38

Ackerman
Berman
Bilirakis
Blumenauer
Bono
Boyd
Buyer
Cannon
Capps
Costa
Costello
DeGette
Doyle
Everett
Foley
Gallegly
Gilchrest
Gonzalez
Goode
Hinchey
Hooley
Istook
Jenkins
LaHood
Lee
Lewis (GA)
McCollum (MN)
Miller, Gary
Moran (KS)
Rush
Shaw
Slaughter
Stupak
Sullivan
Visclosky
Wamp
Waxman
Woolsey

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said resolution was agreed to.

A motion to reconsider the vote whereby the rules were suspended and said resolution was agreed to was, by unanimous consent, laid on the table.

¶5.22 H. RES. 657—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mr. REHBERG, pursuant to clause 8, rule XX, announced the further unfinished business to be the motion to suspend the rules and agree to the resolution (H. Res. 657) honoring the contributions of Catholic schools.

The question being put,

Will the House suspend the rules and agree to said resolution?

The vote was taken by electronic device.

It was decided in the affirmative ..... { Yeas ..... 392; Nays 0

¶5.23 [Roll No. 6]

YEAS—392

Abercrombie
Aderholt
Akin
Alexander
Allen
Andrews
Baca
Bachus
Baird
Baker
Baldwin
Barrett (SC)
Barrow
Bartlett (MD)
Barton (TX)
Bass
Bean
Beauprez
Becerra
Berkley
Berry
Biggert
Bishop (GA)
Bishop (NY)
Bishop (UT)
Blackburn
Blunt
Boehlert
Boehner
Bonilla
Bonner
Boozman
Boren
Boswell
Boucher
Boustany
Bradley (NH)
Brady (PA)
Brady (TX)
Brown (OH)
Brown (SC)
Brown, Corrine
Brown-Waite, Ginny
Burgess
Burton (IN)
Butterfield
Buyer
Calvert
Camp (MI)
Campbell (CA)
Cantor
Capito
Capuano
Cardin
Cardoza
Carnahan
Carson
Carter
Case
Castle
Chabot
Chandler
Chocola
Clay
Cleaver
Clyburn
Coble
Cole (OK)
Conaway
Conyers
Cooper
Cramer
Crenshaw
Crowley
Cubin
Cuellar
Culberson
Cummings
Davis (AL)
Davis (CA)
Davis (FL)
Davis (IL)
Davis (KY)
Davis (TN)
Davis, Jo Ann
Davis, Tom
Deal (GA)
DeFazio
Delahunt
DeLauro
DeLay
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Dicks
Dingell
Doggett
Doolittle
Drake
Dreier
Duncan
Edwards
Ehlers
Emanuel
Emerson
Engel
English (PA)
Eshoo
Etheridge
Evans
Farr
Fattah
Feeney
Ferguson
Filner
Fitzpatrick (PA)
Flake
Forbes
Ford
Fortenberry
Fossella
Foxx
Frank (MA)
Franks (AZ)
Frelinghuysen
Garrett (NJ)
Gerlach
Gibbons
Gillmor
Gingrey
Gohmert
Goodlatte
Gordon
Granger
Graves
Green (WI)
Green, Al
Green, Gene
Grijalva
Gutierrez
Gutknecht
Hall
Harris
Hart
Hastings (FL)
Hastings (WA)
Hayes
Hayworth
Hefley
Hensarling
Herger
Herseth
Higgins
Hinojosa
Hobson
Hoekstra
Holden
Holt
Honda
Hostettler
Hoyer
Hulshof
Hunter
Hyde
Inglis (SC)
Inslee
Israel
Issa
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Jindal
Johnson (CT)
Johnson (IL)
Johnson, E. B.
Johnson, Sam
Jones (NC)
Jones (OH)
Kanjorski
Kaptur
Keller
Kelly
Kennedy (MN)
Kennedy (RI)
Kildee
Kilpatrick (MI)
Kind
King (IA)
King (NY)
Kingston
Kirk
Kline
Knollenberg
Kolbe
Kucinich
Kuhl (NY)
Langevin
Lantos
Larsen (WA)
Larson (CT)
Latham
LaTourette
Leach
Levin
Lewis (CA)
Lewis (KY)
Linder
Lipinski
LoBiondo
Lofgren, Zoe
Lowey
Lucas
Lungren, Daniel E.
Lynch
Mack
Maloney
Manzullo
Marchant
Markey
Marshall
Matheson
Matsui
McCarthy
McCaul (TX)
McCotter
McCrery
McDermott
McGovern
McHenry
McHugh
McIntyre
McKeon
McKinney
McMorris
McNulty
Meehan
Meek (FL)
Meeks (NY)
Melancon
Mica
Michaud
Millender-McDonald
Miller (FL)
Miller (MI)
Miller (NC)
Miller, George
Mollohan
Moore (KS)
Moore (WI)
Moran (VA)
Murphy
Murtha
Musgrave
Myrick
Nadler
Napolitano
Neal (MA)
Neugebauer
Ney
Northup
Norwood
Nunes
Nussle
Oberstar
Obey
Olver
Ortiz
Osborne
Otter
Owens
Oxley
Pallone
Pascrell
Pastor
Paul
Payne
Pearce
Pelosi
Pence
Peterson (PA)
Petri
Pickering
Pitts
Platts
Poe
Pombo
Pomeroy
Porter
Price (GA)
Price (NC)
Pryce (OH)
Putnam
Radanovich
Rahall
Ramstad
Rangel
Regula
Rehberg
Reichert
Renzi
Reyes
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Ros-Lehtinen
Ross

Rothman
Roybal-Allard
Royce
Ruppersberger
Ryan (OH)
Ryan (WI)
Ryun (KS)
Sabo
Salazar
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Saxton
Schakowsky
Schiff
Schmidt
Schwartz (PA)
Schwarz (MI)
Scott (GA)
Scott (VA)
Sensenbrenner
Serrano
Sessions
Shadegg
Shays
Sherman
Sherwood
Shimkus
Shuster
Simmons
Simpson
Skelton
Smith (NJ)
Smith (TX)
Smith (WA)
Snyder
Sodrel
Solis
Souder
Spratt
Stark
Stearns
Strickland
Sweeney
Tancredo
Tanner
Tauscher
Taylor (MS)
Taylor (NC)
Terry
Thomas
Thompson (CA)
Thompson (MS)
Thornberry
Tiahrt
Tiberi
Tierney
Towns
Turner
Udall (CO)
Udall (NM)
Upton
Van Hollen
Velázquez
Walden (OR)
Walsh
Wasserman Schultz
Waters
Watson
Watt
Weiner
Weldon (FL)
Weldon (PA)
Weller
Westmoreland
Wexler
Whitfield
Wicker
Wilson (NM)
Wilson (SC)
Wu
Wynn
Young (AK)
Young (FL)

NOT VOTING—40

Ackerman
Berman
Bilirakis
Blumenauer
Bono
Boyd
Cannon
Capps
Costa
Costello
DeGette
Doyle
Everett
Foley
Gallegly
Gilchrest
Gonzalez
Goode
Harman
Hinchey
Hooley
Istook
Jenkins
LaHood
Lee
Lewis (GA)
McCollum (MN)
Miller, Gary
Moran (KS)
Peterson (MN)
Rush
Shaw
Slaughter
Stupak
Sullivan
Visclosky
Wamp
Waxman
Wolf
Woolsey

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said resolution was agreed to.

A motion to reconsider the vote whereby the rules were suspended and said resolution was agreed to was, by unanimous consent, laid on the table.

¶5.24 SELECTION OF MAJORITY LEADER

Ms. PRYCE of Ohio, notified the House of the selection of the Republican Conference of Mr. John A. BOEHNER as Majority Leader.

¶5.25 MOTION TO INSTRUCT CONFEREES TO H.R. 4297—UNFINISHED BUSINESS

The SPEAKER, pursuant to clause 8 of rule XX, announced the unfinished business to be the question on the motion, by Mr. NEAL of Massachusetts, to instruct the managers on the part of the House at the conference on the disagreeing votes of the two Houses on the amendment of the Senate to the bill (H.R. 4297) to provide for reconciliation pursuant to section 201(b) of the concurrent resolution on the budget for fiscal year 2006.

The question being put,

Will the House agree to said motion?

The vote was taken by electronic device.

It was decided in the negative ..... { Yeas ..... 185 / Nays 207

¶5.26 [Roll No. 7]

YEAS—185

Abercrombie
Allen
Andrews
Baca
Baird
Baldwin
Barrow
Becerra
Berkley
Berry
Bishop (GA)
Bishop (NY)
Boehlert
Boswell
Boucher
Brady (PA)
Brown (OH)
Brown, Corrine
Butterfield
Capuano
Cardin
Cardoza
Carnahan
Carson
Case
Chandler
Clay
Cleaver
Clyburn
Conyers
Cooper
Crowley
Cuellar
Cummings
Davis (AL)
Davis (CA)
Davis (FL)
Davis (IL)
Davis (TN)
DeFazio
Delahunt
DeLauro
Dicks
Dingell
Doggett
Edwards
Emanuel
Emerson
Engel
Eshoo
Etheridge
Evans
Farr
Fattah
Filner
Ford
Frank (MA)
Gordon
Green, Al
Green, Gene
Grijalva
Gutierrez
Harman
Hastings (FL)
Herseth
Higgins
Hinojosa
Holden
Holt
Hoyer
Inslee
Israel
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Johnson, E. B.
Jones (OH)
Kanjorski
Kaptur
Kennedy (RI)
Kildee
Kilpatrick (MI)
Kind
Kucinich
Langevin
Lantos
Larsen (WA)
Larson (CT)
Leach
Levin
Lipinski
Lofgren, Zoe
Lowey
Lynch
Maloney
Markey
Marshall
Matheson
Matsui
McCarthy
McDermott
McGovern
McIntyre
McKinney
McNulty
Meehan
Meek (FL)
Meeks (NY)
Melancon
Michaud
Millender-McDonald
Miller (NC)
Miller, George
Mollohan
Moore (KS)
Moore (WI)
Moran (VA)
Murtha
Nadler
Napolitano
Neal (MA)
Oberstar
Obey
Olver
Ortiz
Owens
Pallone
Pascrell
Pastor
Payne
Pelosi
Peterson (MN)
Pomeroy
Price (NC)
Rahall
Rangel
Reyes
Ross
Rothman
Roybal-Allard
Ruppersberger
Ryan (OH)
Sabo
Salazar
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Schakowsky
Schiff
Schwartz (PA)
Scott (GA)
Scott (VA)
Serrano
Sherman
Shuster
Skelton
Smith (WA)
Snyder
Solis
Spratt
Stark
Strickland
Tanner
Tauscher
Taylor (MS)
Thompson (CA)
Thompson (MS)
Tierney
Towns
Udall (CO)
Udall (NM)
Upton
Van Hollen
Velázquez
Wasserman Schultz
Waters
Watson
Watt
Weiner
Weldon (PA)
Wexler
Whitfield
Wilson (NM)
Wu
Wynn

NAYS—207

Aderholt
Akin
Alexander
Bachus
Baker
Barrett (SC)
Bartlett (MD)
Barton (TX)
Bass
Bean
Beauprez
Biggert
Bishop (UT)
Blackburn
Blunt
Boehner
Bonilla
Bonner
Boozman
Boren
Boustany
Bradley (NH)
Brady (TX)
Brown (SC)
Brown-Waite, Ginny
Burgess
Burton (IN)
Buyer
Calvert
Camp (MI)
Campbell (CA)
Cantor
Capito
Carter
Castle
Chabot
Chocola
Coble
Cole (OK)
Conaway
Cramer
Crenshaw
Cubin
Culberson
Davis (KY)
Davis, Jo Ann
Davis, Tom
Deal (GA)
DeLay
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Doolittle
Drake
Dreier
Duncan
Ehlers
English (PA)
Feeney
Ferguson
Fitzpatrick (PA)
Flake
Forbes
Fortenberry
Fossella
Foxx
Franks (AZ)
Frelinghuysen
Garrett (NJ)
Gerlach
Gibbons
Gillmor
Gingrey
Gohmert
Goodlatte
Granger
Graves
Green (WI)
Gutknecht
Hall
Harris
Hart
Hastings (WA)
Hayes
Hayworth
Hefley
Hensarling
Herger
Hobson
Hoekstra
Hostettler
Hulshof
Hunter
Hyde
Inglis (SC)
Issa
Jindal
Johnson (CT)
Johnson (IL)
Johnson, Sam
Jones (NC)
Keller
Kelly
Kennedy (MN)
King (IA)
King (NY)
Kingston
Kirk
Kline
Knollenberg
Kolbe
Kuhl (NY)
Latham
LaTourette
Lewis (CA)
Lewis (KY)
Linder
LoBiondo
Lucas
Lungren, Daniel E.
Mack
Manzullo
Marchant
McCaul (TX)
McCotter
McCrery
McHenry
McHugh
McKeon
McMorris
Mica
Miller (FL)
Miller (MI)
Murphy
Musgrave
Myrick
Neugebauer
Ney
Northup
Norwood
Nunes
Nussle
Otter
Oxley
Paul
Pearce
Pence
Peterson (PA)
Petri
Pickering
Pitts
Platts
Poe
Pombo
Porter
Price (GA)
Pryce (OH)
Putnam
Radanovich
Ramstad
Regula
Rehberg
Reichert
Renzi
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Ros-Lehtinen
Royce
Ryan (WI)
Ryun (KS)
Saxton
Schmidt
Schwarz (MI)
Sensenbrenner
Sessions
Shadegg
Shays
Sherwood
Shimkus
Simmons
Simpson
Smith (NJ)
Smith (TX)
Sodrel
Souder
Stearns
Sweeney
Tancredo
Taylor (NC)
Terry
Thomas
Thornberry
Tiahrt
Tiberi
Turner
Walden (OR)
Walsh
Weldon (FL)
Weller
Westmoreland
Wicker
Wilson (SC)
Young (AK)
Young (FL)

NOT VOTING—40

Ackerman
Berman
Bilirakis
Blumenauer
Bono
Boyd
Cannon
Capps
Costa
Costello
DeGette
Doyle
Everett
Foley
Gallegly
Gilchrest
Gonzalez
Goode
Hinchey
Honda
Hooley
Istook
Jenkins
LaHood
Lee
Lewis (GA)
McCollum (MN)
Miller, Gary
Moran (KS)
Osborne
Rush
Shaw
Slaughter
Stupak
Sullivan
Visclosky
Wamp
Waxman
Wolf
Woolsey

So the motion to instruct the managers on the part of the House was not agreed to.

A motion to reconsider the vote whereby said motion was not agreed to was, by unanimous consent, laid on the table.

¶5.27 APPOINTMENT OF CONFEREES—H.R. 4297

Thereupon, the SPEAKER pro tempore, Mr. REHBERG, by unanimous consent, appointed Messrs. THOMAS, MCCRERY, CAMP of Michigan, RANGEL, and STARK, as managers on the part of the House at said conference.

Ordered, That the Clerk notify the Senate of the foregoing appointments.

¶5.28 COMMITTEE ELECTION—MAJORITY

Mr. GINGREY, by unanimous consent, submitted the following resolution (H. Res. 671):

Resolved, That the following Members be and are hereby elected to the following standing committees of the House of Representatives:

Committee on Appropriations: Mr. DeLay to rank after Mr. Wolf.

Committee on the Budget: Mr. Campbell of California.

Committee on Energy and Commerce: Mr. Blunt to rank after Mr. Fossella.

Committee on Financial Services: Mr. Campbell of California.

Committee on Veterans' Affairs: Mr. Campbell of California.

When said resolution was considered and agreed to.

A motion to reconsider the vote whereby said resolution was agreed to was, by unanimous consent, laid on the table.

¶5.29 CALENDAR WEDNESDAY BUSINESS DISPENSED WITH

On motion of Mr. GINGREY, by unanimous consent,

Ordered, That business in order for consideration on Wednesday, February 15, 2006, under clause 6, rule XV, the Calendar Wednesday rule, be dispensed with.

¶5.30 MESSAGE FROM THE SENATE

A message from the Senate by Ms. Curtis, one of its clerks, announced that the Senate has agreed to a concurrent resolution of the following title in which the concurrence of the House is requested:

S. Con. Res. 80. A concurrent resolution relating to the enrollment of S. 1932.

¶5.31 ENROLLED BILL SIGNED

Mrs. Haas, Clerk of the House, reported and found truly enrolled a bill of the House of the following title, which was thereupon signed by the Speaker:

H.R. 4636. An Act to enact the technical and conforming amendments necessary to implement the Federal Deposit Insurance Reform Act of 2005, and for other purposes.

¶5.32 LEAVE OF ABSENCE

By unanimous consent, leave of absence was granted—

To Mr. ACKERMAN, for today;

To Mr. BLUMENAUER, for today;

To Mr. COSTA, for today;

To Mr. HINCHEY, for today;

To Ms. McCOLLUM of Minnesota, for today;

To Mr. Gary G. MILLER of California, for today;

To Mr. STUPAK, for today;

To Mr. WAMP, for today and balance of the week; and

To Ms. WOOLSEY, for today.

And then,

¶5.33 ADJOURNMENT

On motion of Ms. WASSERMAN SCHULTZ, pursuant to House Concurrent Resolution 332, at 11 o'clock and 21 minutes p.m., the House adjourned until 2 p.m. on Tuesday, February 14, 2006.

¶5.34 REPORTS OF COMMITTEES ON PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XIII, reports of committees were delivered to the Clerk for printing and reference to the proper calender, as follows:

Mr. SENSENBRENNER: Committee on the Judiciary. H.R. 3729. A bill to provide emergency authority to delay or toll judicial proceedings in the United States district and circuit courts; with the amendment (Rept. 109–371). Referred to the Committee of the Whole House on the State of the Union.

Mr. SENSENBRENNER: Committee on the Judiciary. H.R. 2791. A bill to amend title 35, United States Code, with respect to patent fees, and for other purposes (Rept. 109–372). Referred to the Committee of the Whole House on the State of the Union.

Mr. SENSENBRENNER: Committee on the Judiciary. H.R. 4093. A bill to provide for the appointment of additional Federal circuit and district judges, to improve the administration of justice, and for other purposes; with an amendment (Rept. 109–373). Referred to the Committee of the Whole House on the State of the Union.

¶5.35 PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XII, public bills and resolutions were introduced and severally referred, as follows:

By Mr. ENGLISH of Pennsylvania:

H.R. 4707. A bill to amend the Internal Revenue Code of 1986 to restructure and replace the income tax system of the United States to meet national priorities, and for other purposes; to the Committee on Ways and Means.

By Mr. RANGEL (for himself, Ms. DeLAURO, Mr. JEFFERSON, Mr. EMANUEL, and Mr. MELANCON):

H.R. 4708. A bill to increase the refundable amount of the child credit in the case of taxpayers who had a primary residence in the Hurricane Katrina disaster area on August 28, 2005; to the Committee on Ways and Means.

By Mr. SMITH of Texas (for himself, Mr. CONYERS, Mr. GOODLATTE, Mr. SCOTT of Virginia, Mr. CANNON, Ms. ZOE LOFGREN of California, Mr. WILSON of South Carolina, Ms. HERSETH, and Mr. REICHERT):

H.R. 4709. A bill to amend title 18, United States Code, to strengthen protections for law enforcement officers and the public by providing criminal penalties for the fraudulent acquisition or unauthorized disclosure of phone records; to the Committee on the Judiciary.

By Mr. SENSENBRENNER (for himself and Mr. SMITH of Texas):

H.R. 4710. A bill to amend title 28, United States Code, to improve the delivery of Federal judicial services by requiring the equitable and rational calculation of rent to be paid to the General Services Administration; to the Committee on Transportation and Infrastructure, and in addition to the Committee on the Judiciary, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. FALEOMAVAEGA:

H.R. 4711. A bill to establish a Federal District Court of American Samoa; to the Committee on the Judiciary.

By Mr. BAIRD:

H.R. 4712. A bill to amend the Surface Transportation Assistance Act of 1982 to clarify that the Buy America provision applies to an entire bridge project, and for other purposes; to the Committee on Transportation and Infrastructure.

By Mr. BOSWELL:

H.R. 4713. A bill to amend the Packers and Stockyards Act, 1921, to make it unlawful for a packer to own, feed, or control livestock intended for slaughter; to the Committee on Agriculture.

By Mr. BOSWELL:

H.R. 4714. A bill to make the sale or fraudulent transfer of telephone records a criminal offense; to the Committee on the Judiciary.

By Mr. BRADLEY of New Hampshire (for himself, Mr. JEFFERSON, Mr. GOODE, and Mr. SCOTT of Georgia):

H.R. 4715. A bill to amend title XVIII of the Social Security Act to extend the 2006 annual coordinated election period for Medicare prescription drug plans through August 15, 2006; to the Committee on Energy and Commerce, and in addition to the Committee on Ways and Means, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. COLE of Oklahoma (for himself, Mr. REHBERG, Mr. GOODE, Mr. UDALL of Colorado, Mr. CONAWAY, Mr. SANDERS, Mr. CASE, Mr. GILLMOR, and Mr. LUCAS):

H.R. 4716. A bill to amend the Internal Revenue Code of 1986 to provide credits for individuals and businesses for the installation of certain wind energy property; to the Committee on Ways and Means.

By Mrs. CUBIN:

H.R. 4717. A bill to designate the National Museum of Wildlife Art, located at 2820 Rungius Road, Jackson, Wyoming, as the National Museum of Wildlife Art of the United States; to the Committee on Resources.

By Mr. DeFAZIO:

H.R. 4718. A bill to require prescription drug manufacturers, packers, and distributors to disclose certain gifts provided in connection with detailing, promotional, or other marketing activities, and for other purposes; to the Committee on Energy and Commerce.

By Mr. DINGELL (for himself, Mr. WAXMAN, Mr. RANGEL, Mr. STARK, and Mr. BROWN of Ohio):

H.R. 4719. A bill to amend titles XVIII and XIX of the Social Security Act to make improvements to payments to Medicare Advantage plans and to reinstate protections in the Medicaid program for working families, their children, and the disabled against excessive out-of-pocket costs, inadequate benefits, and health care coverage loss; to the Committee on Energy and Commerce, and in addition to the Committee on Ways and Means, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. DOOLITTLE:

H.R. 4720. A bill to designate the facility of the United States Postal Service located at 200 Gateway Drive in Lincoln, California, as the ''Beverly J. Wilson Post Office Building''; to the Committee on Government Reform.

By Mr. EMANUEL (for himself and Ms. DeLAURO):

H.R. 4721. A bill to require the Secretary of Health and Human Services to provide Federal Medicaid funding for State costs associated with ensuring access to prescription drug benefits to part D eligible individuals; to the Committee on Energy and Commerce.

By Mr. ENGEL (for himself, Mr. BROWN of Ohio, Mr. WAXMAN, Mr. BOUCHER, Mr. TOWNS, Mr. PALLONE, Mr. RUSH, Mr. STUPAK, Mr. STRICKLAND, Ms. DeGETTE, Mrs. CAPPS, Mr. ALLEN, Ms. SCHAKOWSKY, Mr. McNULTY, Mr. JEFFERSON, Mr. EMANUEL, and Mr. KENNEDY of Rhode Island):

H.R. 4722. A bill to amend title XVIII of the Social Security Act to eliminate cost-sharing under part D of such title for certain full-benefit dual eligible individuals; to the Committee on Energy and Commerce, and in addition to the Committee on Ways and Means, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. FORD:

H.R. 4723. A bill to amend title XVIII of the Social Security Act to extend the 2006 open enrollment period for Medicare prescription drug plans and MA-PD plans through September 30, 2006; to the Committee on Ways and Means, and in addition to the Committee on Energy and Commerce, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. INSLEE (for himself and Mr. GILCHREST):

H.R. 4724. A bill to establish requirements with respect to the transfer of oil to or from

an onshore or offshore facility, or a vessel with a capacity of over 250 barrels in United States waters, and for other purposes; to the Committee on Transportation and Infrastructure.

By Mr. GOODLATTE (for himself, Mr. PETERSON of Minnesota, Mr. NEUGEBAUER, Mrs. JO ANN DAVIS of Virginia, Mr. TANCREDO, Mr. HEFLEY, Mr. BARTLETT of Maryland, Mrs. BIGGERT, Mr. GOODE, Mr. MICA, Mr. SENSENBRENNER, Mr. TIAHRT, Mr. BARRETT of South Carolina, Mr. CHOCOLA, Mr. BONNER, and Mr. HOSTETTLER):

H.R. 4725. A bill to terminate the Internal Revenue Code of 1986; to the Committee on Ways and Means.

By Mr. ISSA:

H.R. 4726. A bill to enhance the adoption of a nationwide interoperable health information technology system and to improve the quality and reduce the costs of health care in the United States; to the Committee on Energy and Commerce.

By Mr. FARR (for himself, Mr. ABERCROMBIE, Mr. BISHOP of Georgia, Mr. BILIRAKIS, Mr. BOSWELL, Mr. BURTON of Indiana, Ms. CARSON, Mr. CONYERS, Mr. CASE, Mr. DOGGETT, Mr. EVANS, Mr. FILNER, Mr. AL GREEN of Texas, Mr. GRIJALVA, Ms. HERSETH, Mr. HIGGINS, Mr. HONDA, Mr. HOLT, Mrs. MALONEY, Ms. MATSUI, Ms. MCCOLLUM of Minnesota, Mr. PETERSON of Minnesota, Mr. SCHIFF, Mr. SPRATT, Mr. UDALL of New Mexico, Ms. WASSERMAN SCHULTZ, Mr. WAXMAN, Mr. NEY, Mr. RANGEL, Mr. SKELTON, Ms. SCHAKOWSKY, and Mr. KENNEDY of Rhode Island):

H.R. 4727. A bill to amend the Internal Revenue Code of 1986 to provide for an extension of the period of limitation to file claims for refunds on account of disability determinations by the Department of Veterans Affairs; to the Committee on Ways and Means.

By Ms. EDDIE BERNICE JOHNSON of Texas (for herself and Mr. MARCHANT):

H.R. 4728. A bill to authorize the Director of the Federal Emergency Management Agency to provide caseworker assistance to persons evacuated from their homes as a result of Hurricane Katrina or Hurricane Rita; to the Committee on Transportation and Infrastructure.

By Mr. LATOURETTE (for himself, Mr. MEEHAN, Mr. BROWN of Ohio, Mr. RYAN of Ohio, Mr. MCCOTTER, Mr. TIBERI, Mr. NEY, Mr. SIMMONS, Mr. RUSH, Mr. DOYLE, Mr. EVANS, Mr. MCHUGH, Mrs. MILLER of Michigan, Mrs. JONES of Ohio, Mr. REYNOLDS, and Mr. KUCINICH):

H.R. 4729. A bill to provide a refundable tax credit for certain home energy costs; to the Committee on Ways and Means.

By Mr. LEWIS of Kentucky:

H.R. 4730. A bill to amend title 37, United States Code, to require the phased recovery of overpayments of pay and allowances made to members of the uniformed services, to delay the start of overpayment recovery from members who are wounded or injured, or who incur an illness, in a combat operation or combat zone, and for other purposes; to the Committee on Armed Services.

By Mr. MARKEY:

H.R. 4731. A bill to require owners of Internet websites to destroy obsolete data containing personal information; to the Committee on Energy and Commerce.

By Mr. PORTER:

H.R. 4732. A bill to amend title 18, United States Code, to provide Federal penalties for killing federally funded public safety officers; to the Committee on the Judiciary.

By Mr. RANGEL (for himself, Mr. CARDIN, Mr. STARK, Mr. LEVIN, Mr. MCDERMOTT, Mr. NEAL of Massachusetts, Mr. MCNULTY, Mr. BECERRA, Mr. POMEROY, and Mr. DAVIS of Alabama):

H.R. 4733. A bill to establish the Office of the Congressional Trade Enforcer, and for other purposes; to the Committee on Ways and Means, and in addition to the Committee on Rules, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. REYES:

H.R. 4734. A bill to establish a comprehensive education program to bolster the economic competitiveness and national security of the United States by promoting science, technology, engineering, and math education, careers, and capacity, as well as foreign language acquisition; to the Committee on Education and the Workforce, and in addition to the Committee on Science, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. ROYCE:

H.R. 4735. A bill to create a national commission, modeled after the successful Defense Base Closure and Realignment Commission, to establish a timely, independent, and fair process for realigning or closing outdated, ineffective, or inefficient executive agencies; to the Committee on Government Reform.

By Mr. SIMMONS (for himself, Mr. MOORE of Kansas, Mrs. BIGGERT, Mr. KIRK, Mr. OBERSTAR, Mr. RYAN of Ohio, Mr. MICHAUD, and Mr. SNYDER):

H.R. 4736. A bill to amend the Foreign Assistance Act of 1961 to authorize assistance to provide contraceptives in developing countries in order to prevent unintended pregnancies, abortions, and the transmission of sexually transmitted infections, including HIV/AIDS; to the Committee on International Relations.

By Mr. THOMPSON of California (for himself, Mr. RANGEL, Mr. STARK, Mr. BROWN of Ohio, Mr. WAXMAN, Mr. LEVIN, Mr. CARDIN, Mr. MCDERMOTT, Mr. LEWIS of Georgia, Mr. NEAL of Massachusetts, Mr. MCNULTY, Mr. JEFFERSON, Mr. TANNER, Mr. BECERRA, Mr. DOGGETT, Mr. POMEROY, Mrs. JONES of Ohio, Mr. LARSON of Connecticut, Mr. EMANUEL, Mr. TAYLOR of Mississippi, Mr. CASE, Mr. ABERCROMBIE, Mr. MOORE of Kansas, Mr. CARDOZA, Mr. BOSWELL, Ms. WOOLSEY, Mr. MCGOVERN, Mrs. TAUSCHER, Mr. COOPER, Mr. MELANCON, Mr. SCHIFF, Ms. HERSETH, Mr. BOYD, Mr. BISHOP of Georgia, Mr. BARROW, Mr. BERRY, and Mr. SALAZAR):

H.R. 4737. A bill to provide additional funding for State health insurance counseling programs for Medicare part D enrollment; to the Committee on Appropriations, and in addition to the Committees on Ways and Means, and Energy and Commerce, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. UDALL of Colorado:

H.R. 4738. A bill to establish a commission to strengthen confidence in Congress; to the Committee on House Administration.

By Mr. WEXLER (for himself, Mr. FOLEY, and Mr. EVANS):

H.R. 4739. A bill to provide compensation to individuals who, during the Vietnam conflict, were employees of the Federal Government or contractor employees of the Department of Defense and suffered disability or death from exposure to Agent Orange; to the Committee on the Judiciary.

By Mr. STEARNS:

H.J. Res. 77. A joint resolution proposing an amendment to the Constitution of the United States to authorize the President to reduce or disapprove any appropriation or authorization of new direct spending in any bill presented by Congress; to the Committee on the Judiciary.

By Mr. MORAN of Kansas (for himself, Mr. MOORE of Kansas, Mr. THORNBERRY, Mr. BOSWELL, Mr. RYUN of Kansas, Mr. TIAHRT, and Mr. DINGELL):

H.J. Res. 78. A joint resolution approving the location of the commemorative work in the District of Columbia honoring former President Dwight D. Eisenhower; to the Committee on Resources.

By Mr. FILNER:

H. Con. Res. 334. Concurrent resolution commending the persons who were inducted for service in the United States Armed Forces during World War II; to the Committee on Armed Services.

By Mr. AL GREEN of Texas (for himself, Mr. HYDE, Mr. BUTTERFIELD, Mr. CLEAVER, Ms. CORRINE BROWN of Florida, Ms. CARSON, Mr. JEFFERSON, Ms. EDDIE BERNICE JOHNSON of Texas, Mr. CUMMINGS, Mr. MEEKS of New York, Ms. NORTON, Ms. JACKSON-LEE of Texas, Mr. HASTINGS of Florida, Mr. THOMPSON of Mississippi, Mr. WYNN, Mr. SCOTT of Georgia, Mr. CLAY, Mr. PAYNE, Mr. TOWNS, Mr. SCOTT of Virginia, Mr. HOLT, Mr. VAN HOLLEN, Mr. MCDERMOTT, Mr. FATTAH, Mr. GRIJALVA, Ms. SCHAKOWSKY, Mr. SERRANO, Mr. HONDA, Mr. DOGGETT, Ms. MCCOLLUM of Minnesota, Mr. ISRAEL, Mr. KUCINICH, Mr. SABO, Mr. FARR, Mr. WATT, Mr. CROWLEY, Ms. WATERS, Mr. MELANCON, Ms. SOLIS, Mr. BROWN of Ohio, Mr. PRICE of North Carolina, Mr. MOORE of Kansas, Mr. NADLER, Mr. CAPUANO, and Ms. WATSON):

H. Con. Res. 335. Concurrent resolution honoring and praising the National Association for the Advancement of Colored People on the occasion of its 97th anniversary; to the Committee on the Judiciary.

By Mr. HOLT (for himself and Mr. MARKEY):

H. Con. Res. 336. Concurrent resolution commending the Bulletin of the Atomic Scientists on the 60th anniversary of publication; to the Committee on Government Reform.

By Mr. RADANOVICH (for himself, Mr. FORD, Mr. ADERHOLT, Mr. BACHUS, Mr. BARRETT of South Carolina, Mr. BARTLETT of Maryland, Mr. BASS, Mrs. BIGGERT, Mr. BILIRAKIS, Mr. BISHOP of Utah, Mr. BLUNT, Mr. BOEHNER, Mrs. BONO, Mr. BOOZMAN, Mr. BOUSTANY, Mr. BRADY of Texas, Ms. GINNY BROWN-WAITE of Florida, Mr. BURTON of Indiana, Mr. CALVERT, Mr. CANNON, Mr. CANTOR, Mrs. CAPITO, Mr. CARDOZA, Mr. CARTER, Mr. CASTLE, Mr. CHABOT, Mr. COBLE, Mr. COLE of Oklahoma, Mr. CONAWAY, Mr. COSTA, Mr. CULBERSON, Mr. DEAL of Georgia, Mr. DENT, Mr. LINCOLN DIAZ-BALART of Florida, Mr. MARIO DIAZ-BALART of Florida, Mr. DOOLITTLE, Mr. DREIER, Mr. DUNCAN, Mr. EVERETT, Ms. FOXX, Mr. FRELINGHUYSEN, Mr. GARRETT of New Jersey, Mr. GERLACH, Mr. GILCHREST, Mr. GILLMOR, Mr. GINGREY, Mr. GREEN of Wisconsin, Ms. HART, Mr. HAYES, Mr. HAYWORTH, Mr. HEFLEY, Mr. HERGER, Mr. HOSTETTLER, Mr. HULSHOF, Mr. INGLIS of South Carolina, Mr. ISSA, Mr. ISTOOK, Mr. JONES of North Carolina, Mr. KELLER, Mr. KINGSTON, Mr. KOLBE, Mr. LAHOOD, Mr. LATHAM, Mr.

GARY G. MILLER of California, Mr. MILLER of Florida, Mr. PITTS, Mr. REHBERG, Mr. RENZI, Mr. SESSIONS, Mr. SHADEGG, Mr. SHUSTER, Mr. SOUDER, Mr. TIBERI, Mr. WELDON of Pennsylvania, Mr. BROWN of South Carolina, Mr. FRANKS of Arizona, Mr. GUTKNECHT, Mr. WHITFIELD, Mr. WICKER, and Mr. WILSON of South Carolina):

H. Con. Res. 337. Concurrent resolution encouraging all Americans to increase their charitable giving, with the goal of increasing the annual amount of charitable giving in the United States by one percent; to the Committee on Ways and Means.

By Ms. ROS-LEHTINEN (for herself, Mr. LANTOS, Mr. BURTON of Indiana, and Mr. CHABOT):

H. Con. Res. 338. Concurrent resolution expressing the sense of Congress regarding the activities of Islamist terrorist organizations in the Western Hemisphere; to the Committee on International Relations.

By Mr. GINGREY:

H. Res. 671. A resolution electing Members to certain standing committees of the House of Representatives; considered and agreed to.

By Mr. PALLONE:

H. Res. 672. A resolution urging the Government of Sri Lanka and the Liberation Tigers of Tamil Eelam to engage positively in the forthcoming peace talks and prevent a return to armed conflict in Sri Lanka; to the Committee on International Relations.

¶5.36 ADDITIONAL SPONSORS

Under clause 7 of rule XII, sponsors were added to public bills and resolutions as follows:

H.R. 25: Mr. TIAHRT.
H.R. 111: Mr. CARDIN.
H.R. 115: Mr. SCHWARZ of Michigan.
H.R. 202: Mr. MCGOVERN.
H.R. 282: Mr. FRANK of Massachusetts, Mrs. JONES of Ohio, and Mr. FOSSELLA.
H.R. 390: Mr. BISHOP of Georgia, Mr. CROWLEY, and Mr. RUPPERSBERGER.
H.R. 398: Mr. MCGOVERN, Ms. MCCOLLUM of Minnesota, Mr. COSTELLO, and Mr. LARSON of Connecticut.
H.R. 503: Ms. PRYCE of Ohio.
H.R. 517: Mr. PEARCE, Mr. YOUNG of Alaska, Mr. POE and Mr. LUCAS.
H.R. 547: Mr. MEEHAN.
H.R. 550: Mr. MURPHY.
H.R. 551: Ms. MATSUI and Mrs. CAPPS.
H.R. 552: Mr. BISHOP of Utah and Mr. RYAN of Wisconsin.
H.R. 591: Mr. FOSSELLA and Mr. TANCREDO.
H.R. 654: Mr. FARR.
H.R. 676: Ms. ROYBAL-ALLARD.
H.R. 698: Mr. ADERHOLT.
H.R. 759: Mr. PALLONE.
H.R. 761: Mr. MEEHAN.
H.R. 769: Mr. LYNCH.
H.R. 799: Mr. OWENS, Mr. GRIJALVA, and Mr. BRADY of Pennsylvania.
H.R. 910: Mr. KENNEDY of Rhode Island.
H.R. 916: Mr. MELANCON.
H.R. 964: Mr. CAPUANO, Mr. JEFFERSON, Mr. CASE, Ms. BALDWIN, Mr. GOODLATTE, Mr. MORAN of Virginia, Mr. MICHAUD, and Mr. CHANDLER.
H.R. 995: Mr. TANCREDO.
H.R. 997: Mr. MICA and Mr. MCCOTTER.
H.R. 999: Mr. BACHUS and Mr. MICHAUD.
H.R. 1053: Mr. PASCRELL.
H.R. 1106: Mr. REYES.
H.R. 1107: Mr. HIGGINS.
H.R. 1227: Mr. BARTLETT of Maryland and Mr. GALLEGLY.
H.R. 1245: Mr. SIMPSON, Mrs. NAPOLITANO, Mr. ROSS, Mr. SCHWARZ of Michigan, Mr. OBERSTAR, Ms. HOOLEY, and Mr. VISCLOSKY.
H.R. 1259: Mr. WALSH, Mr. STEARNS, Mr. GILCHREST, Mr. FORBES, Mr. LEWIS of Kentucky, Mr. TIERNEY, Mr. JOHNSON of Illinois, Mr. REICHERT, Mr. FORTENBERRY, Mr. MCKEON, Mr. EHLERS, Mr. BOEHLERT, Mr. WOLF, Mr. KNOLLENBERG, Mr. CAMP of Michigan, Mr. FRELINGHUYSEN, Mr. GOODE, Mr. HULSHOF, Mr. ROGERS of Michigan, Mr. THOMAS, Mr. HOBSON, Mrs. KELLY, Mr. SWEENEY, Ms. HARRIS, Mr. GERLACH, Mr. DREIER, Mr. HYDE, Mr. PRICE of Georgia, Mr. BURGESS, and Mr. GILLMOR.
H.R. 1264: Mr. BOSWELL, Mr. PICKERING, and Mr. MCGOVERN.
H.R. 1277: Mr. SHERMAN.
H.R. 1310: Ms. ZOE LOFGREN of California.
H.R. 1317: Mr. BOUCHER.
H.R. 1322: Mr. DELAHUNT.
H.R. 1356: Mr. COOPER.
H.R. 1360: Mr. WELDON of Pennsylvania.
H.R. 1366: Mr. MILLER of Florida.
H.R. 1375: Mr. MILLER of Florida.
H.R. 1384: Mr. HERGER.
H.R. 1554: Mr. MEEHAN and Mr. HALL.
H.R. 1558: Mr. MORAN of Virginia.
H.R. 1561: Mr. MORAN of Virginia, Mr. BARROW, Mr. SIMMONS, Mr. ROTHMAN, and Mr. SNYDER.
H.R. 1562: Mr. ALEXANDER.
H.R. 1632: Mr. FATTAH.
H.R. 1642: Mr. BEAUPREZ, Mr. BACHUS, Mrs. MYRICK, Mr. DANIEL E. LUNGREN of California, Mr. RADANOVICH, Ms. BORDALLO, Ms. HARRIS, Ms. NORTON, Mr. MORAN of Kansas, Ms. ESHOO, and Mr. DEFAZIO.
H.R. 1646: Mr. TIERNEY.
H.R. 1652: Mr. LEVIN.
H.R. 1696: Mr. BOYD and Mr. BUTTERFIELD.
H.R. 1749: Mr. CHOCOLA.
H.R. 1807: Mr. CUMMINGS, Ms. MOORE of Wisconsin, Mr. HONDA, Mr. EVANS, Mrs. MCCARTHY, Mr. MEEKS of New York, Ms. EDDIE BERNICE JOHNSON of Texas, Mr. NADLER, Mr. HINCHEY, and Mr. AL GREEN of Texas.
H.R. 1951: Mr. SPRATT and Mr. HALL.
H.R. 2014: Mr. SWEENEY.
H.R. 2063: Mr. OTTER and Mr. PITTS.
H.R. 2071: Mr. WYNN.
H.R. 2355: Mr. PLATTS.
H.R. 2369: Mr. NEAL of Massachusetts, Mr. OSBORNE, Mr. PAYNE, Mr. PAUL, Mr. SANDERS, Ms. SCHWARTZ of Pennsylvania, Mr. WEINER, Mr. WHITFIELD, Mr. WOLF, Mr. THOMPSON of Mississippi, Mr. ALEXANDER, Mr. BACHUS, Mr. BUTTERFIELD, Mr. CONYERS, Mr. GRIJALVA, Ms. MATSUI, Mr. MCGOVERN, Mr. NEY, Ms. NORTON, Mr. OWENS, Mr. PETERSON of Minnesota, Ms. ROYBAL-ALLARD, Mr. SALAZAR, Mr. SENSENBRENNER, Ms. BERKLEY, Ms. CARSON, Mr. DOYLE, Mr. FOSSELLA, Mr. HONDA, Ms. JACKSON-LEE of Texas, Mr. MEEKS of New York, Mr. MILLER of Florida, Mrs. MCCARTHY, Mr. RYAN of Ohio, Mr. GEORGE MILLER of California, Mr. LEWIS of Georgia, Mr. LYNCH, Mrs. MALONEY, Mr. HINCHEY, Ms. MILLENDER-MCDONALD, Mr. MCDERMOTT, Mr. LIPINSKI, Mr. CUMMINGS, Mr. BISHOP of Georgia, Mr. BOSWELL, Ms. CORRINE BROWN of Florida, Mr. BERRY, Mr. ACKERMAN, Mr. ABERCROMBIE, Mr. CASE, Mr. CAPUANO, Mr. WELLER, and Mr. SERRANO.
H.R. 2389: Mr. TANCREDO.
H.R. 2533: Mr. SIMMONS.
H.R. 2561: Mr. REYES.
H.R. 2642: Mr. SCOTT of Georgia and Ms. JACKSON-LEE of Texas.
H.R. 2669: Ms. PRYCE of Ohio.
H.R. 2671: Mr. FATTAH.
H.R. 2694: Mrs. MCCARTHY, Mr. EVANS, and Mr. HOLDEN.
H.R. 2730: Mr. SCHWARZ of Michigan and Mr. RAMSTAD.
H.R. 2828: Mr. LANTOS.
H.R. 2861: Mr. PICKERING, Mr. CHANDLER, Ms. ROYBAL-ALLARD, and Mr. FATTAH.
H.R. 2869: Mr. WEXLER.
H.R. 2872: Ms. EDDIE BERNICE JOHNSON of Texas, Mr. ROGERS of Kentucky, Mr. CUELLAR, Mr. BOUCHER, Mr. PETRI, Mr. KING of Iowa, Mr. EDWARDS, Ms. MATSUI, Ms. ZOE LOFGREN of California, Mr. DAVIS of Tennessee, Mr. INGLIS of South Carolina, Mr. GALLEGLY, Ms. ESHOO, Mrs. NORTHUP, Mr. CLAY, Mr. REYNOLDS, Mr. WU, Mr. LATHAM, Mr. TAYLOR of North Carolina, Mr. COBLE, and Mr. STEARNS.
H.R. 2943: Mr. RUSH, Mr. SMITH of Washington, Mrs. EMERSON, Mr. BERRY, Mr. DENT, Mr. MCCOTTER, and Mr. FITZPATRICK of Pennsylvania.
H.R. 2962: Mr. ALLEN and Mr. GRIJALVA.
H.R. 3006: Mr. DOYLE and Mr. MCGOVERN.
H.R. 3038: Mr. GONZALEZ.
H.R. 3052: Mr. ROTHMAN.
H.R. 3072: Mr. OWENS and Ms. MCKINNEY.
H.R. 3127: Mrs. TAUSCHER, Mr. KIRK, Mr. DENT, Ms. MOORE of Wisconsin, Mr. BROWN of Ohio, and Mr. BAIRD.
H.R. 3137: Mr. GOODLATTE.
H.R. 3142: Ms. BALDWIN.
H.R. 3145: Mr. OWENS, Mr. CLEAVER, Mr. CASE, Ms. LEE, Mr. ETHERIDGE, and Mr. INSLEE.
H.R. 3162: Mr. CARNAHAN.
H.R. 3195: Mr. HINOJOSA.
H.R. 3255: Mr. OWENS, Mrs. BLACKBURN, and Mr. DAVIS of Kentucky.
H.R. 3307: Mr. SIMMONS, Mr. MICHAUD, Mr. STARK, and Mr. ABERCROMBIE.
H.R. 3334: Mr. MELANCON, Mr. MICHAUD, Mr. CASE, and Mr. SCOTT of Virginia.
H.R. 3337: Mr. CONYERS.
H.R. 3352: Ms. CARSON.
H.R. 3358: Mr. VAN HOLLEN and Mr. EVANS.
H.R. 3373: Mr. BRADLEY of New Hampshire and Mrs. BIGGERT.
H.R. 3379: Mr. MOORE of Kansas.
H.R. 3380: Mr. MOORE of Kansas.
H.R. 3449: Mr. GRIJALVA.
H.R. 3468: Mr. ABERCROMBIE.
H.R. 3470: Mr. MOORE of Kansas.
H.R. 3471: Mr. MOORE of Kansas.
H.R. 3476: Mr. SESSIONS, Mr. HENSARLING, Mr. BRADLEY of New Hampshire, Mr. GERLACH, and Ms. GRANGER.
H.R. 3499: Mrs. MYRICK.
H.R. 3559: Mr. MCNULTY, Mr. OWENS, Mr. HIGGINS, Mr. ISRAEL, Mr. LAHOOD, Ms. SLAUGHTER, Mr. SOUDER, Mr. GRIJALVA, and Ms. PRYCE of Ohio.
H.R. 3565: Mr. EMANUEL.
H.R. 3601: Mr. MEEHAN.
H.R. 3760: Ms. VELÁZQUEZ.
H.R. 3858: Mr. KENNEDY of Rhode Island, Mr. SAXTON, Mr. WEINER, and Ms. PRYCE of Ohio.
H.R. 3876: Ms. HERSETH.
H.R. 3933: Mr. KIRK, Mr. ANDREWS, and Mr. ALLEN.
H.R. 3940: Mr. JEFFERSON.
H.R. 3944: Ms. MCKINNEY.
H.R. 4005: Mr. GALLEGLY, Ms. BERKLEY, Mr. SERRANO, Mr. CUMMINGS, and Mr. CARDOZA.
H.R. 4019: Mr. FORBES, Mr. BAKER, and Mr. BOUCHER.
H.R. 4023: Mr. EVANS and Mr. MORAN of Kansas.
H.R. 4030: Mr. GONZALEZ.
H.R. 4033: Mr. FRANK of Massachusetts and Ms. LORETTA SANCHEZ of California.
H.R. 4042: Mr. SESSIONS, Mr. MILLER of Florida, and Mr. MICHAUD.
H.R. 4045: Mr. EVANS.
H.R. 4071: Mr. MILLER of Florida.
H.R. 4091: Mr. REHBERG.
H.R. 4098: Mr. BURTON of Indiana and Mr. BOOZMAN.
H.R. 4129: Mr. MCCOTTER.
H.R. 4156: Mr. LIPINSKI.
H.R. 4229: Mr. WEXLER.
H.R. 4264: Mr. JONES of North Carolina.
H.R. 4272: Mr. FATTAH.
H.R. 4304: Mr. EVANS.
H.R. 4315: Mr. KILDEE.
H.R. 4318: Mrs. CAPITO, Mr. SODREL, Mr. MCCAUL of Texas, Mr. GRAVES, Mr. CAMP of Michigan, and Mr. ROSS.
H.R. 4350: Mr. EVANS.
H.R. 4357: Mr. FITZPATRICK of Pennsylvania.

H.R. 4361: Mr. FATTAH, Mr. GENE GREEN of Texas, and Ms. JACKSON-LEE of Texas.
H.R. 4366: Mrs. MCCARTHY, Mr. ISRAEL, Ms. HARRIS, Mr. FEENEY, and Mr. KNOLLENBERG.
H.R. 4399: Mrs. JO ANN DAVIS of Virginia.
H.R. 4447: Mr. FATTAH.
H.R. 4448: Mr. RANGEL and Mr. KUCINICH.
H.R. 4450: Mrs. BLACKBURN and Mr. INGLIS of South Carolina.
H.R. 4452: Mr. MURPHY, Mr. GEORGE MILLER of California, Mr. MICHAUD, Mr. STARK, Mr. BOSWELL, Mr. RENZI, and Ms. LEE.
H.R. 4472: Mr. REICHERT, Mr. SMITH of Texas, Mr. SESSIONS, Mr. BURTON of Indiana, Mr. BOSWELL, Mr. BAKER, and Mr. SMITH of New Jersey.
H.R. 4507: Mr. OWENS.
H.R. 4535: Mr. FOLEY.
H.R. 4542: Mr. WEINER, Ms. DELAURO, Ms. BALDWIN, Mrs. KELLY, Mr. MCGOVERN, Ms. MATSUI, MR. CARDOZA, Mr. JONES of North Carolina, Ms. SOLIS, Mr. NADLER, Mr. THOMPSON of Mississippi, Ms. EDDIE BERNICE JOHNSON of Texas, Ms. PELOSI, Mr. WEXLER, Mr. STARK, and Mr. DINGELL.
H.R. 4547: Mr. NEY.
H.R. 4550: Mr. BERMAN, Mr. FATTAH, Mr. GERLACH, Mr. MCNULTY, Mr. OBERSTAR, Mr. WU, Mr. TOM DAVIS of Virginia, Mr. FITZPATRICK of Pennsylvania, Mr. MCDERMOTT, Mr. OWENS, and Mr. WAXMAN.
H.R. 4565: Mr. OWENS, Mr. FALEOMAVAEGA, MS. KILPATRICK of Michigan, Mr. ENGEL, Mr. WYNN, and Mr. BROWN of Ohio.
H.R. 4573: Mr. COSTELLO and Mr. EVANS.
H.R. 4597: Mr. COLE of Oklahoma.
H.R. 4604: Ms. SCHWARTZ of Pennsylvania.
H.R. 4608: Mr. SIMMONS, Mr. MICA, Mr. BOYD, Mr. CASE, Mr. ABERCROMBIE, Mr. GOODE, and Mr. SHAYS.
H.R. 4619: Mr. SERRANO.
H.R. 4622: Mr. OWENS, Mr. PAYNE, and Mr. MCINTYRE.
H.R. 4623: Mrs. MCCARTHY, Mr. GRAVES, and Mr. EVANS.
H.R. 4629: Mr. EVANS.
H.R. 4650: Mr. HERGER.
H.R. 4662: Mr. MCDERMOTT.
H.R. 4663: Mr. MILLER of Florida.
H.R. 4665: Ms. MCCOLLUM of Minnesota.
H.R. 4666: Mr. SHUSTER and Mr. WELDON of Pennsylvania.
H.R. 4668: Mr. ANDREWS.
H.R. 4672: Mr. TERRY.
H.R. 4677: Mr. HERGER.
H.R. 4681: Mr. DOOLITTLE, Mr. MCNULTY, Mr. REYNOLDS, Mr. WILSON of South Carolina, Mr. SHAYS, Mr. GERLACH, Mr. SCOTT of Georgia, Mr. TERRY, Mr. KING of Iowa, Mr. NORWOOD, Mrs. MILLER of Michigan, Mr. MCHENRY, Mr. CUELLAR, Mr. PRICE of Georgia, Mr. HASTINGS of Florida, Mr. LINCOLN DIAZ-BALART of Florida, and Mr. CULBERSON.
H.R. 4682: Mr. NEAL of Massachusetts.
H.R. 4683: Mr. GRIJALVA.
H.R. 4685: Mr. STRICKLAND, Mr. MCDERMOTT, Mr. STUPAK, Mr. JEFFERSON, Mr. FARR, Mr. DEFAZIO, Ms. DELAURO, Mr. WYNN, Mr. LANGEVIN, Mr. MCGOVERN, and Mr. GRIJALVA.
H.R. 4695: Mr. DAVIS of Alabama, Mrs. CAPPS, Ms. KAPTUR, Mr. DOYLE, Mr. CAPUANO, Mr. STRICKLAND, Mr. BROWN of Ohio, Mr. OWENS, Mr. GEORGE MILLER of California, Mr. LARSON of Connecticut, Mr. COSTELLO, and Mr. EVANS.
H.R. 4697: Mr. MCNULTY and Mr. PASTOR.
H.R. 4704: Mr. WOLF, Mr. OWENS, Mr. MCDERMOTT, and Mr. VAN HOLLEN.
H.J. Res. 67: Mr. GOODE, Mr. ALEXANDER, and Mr. ROYCE.
H.J. Res. 71: Mr. MILLER of Florida, Mr. SENSENBRENNER, and Mr. SCHWARZ of Michigan.
H. Con. Res. 42: Mr. HALL and Mr. RAHALL.
H. Con. Res. 197: Ms. BALDWIN, Mr. LYNCH, Mr. JEFFERSON, Mr. MEEKS of New York, and Ms. HOOLEY.
H. Con. Res. 235: Mr. WYNN and Mr. PITTS.
H. Con. Res. 323: Ms. LORETTA SANCHEZ of California and Mr. MILLER of Florida.
H. Res. 85: Mr. SHIMKUS and Mr. BISHOP of Georgia.
H. Res. 222: Mr. ROTHMAN and Mr. PASTOR.
H. Res. 477: Mr. SABO.
H. Res. 498: Mr. OSBORNE, Mr. CALVERT, Ms. DELAURO, and Mr. NEAL of Massachusetts.
H. Res. 518: Mr. WAMP, Mr. ADERHOLT, Mr. VAN HOLLEN, and Mr. KILDEE.
H. Res. 521: Mr. SCOTT of Virginia and Mrs. CAPPS.
H. Res. 556: Mrs. BIGGERT and Mr. SMITH of Washington.
H. Res. 566: Mr. FORTENBERRY, Mr. BISHOP of Georgia, Mr. DAVIS of Tennessee, and Mr. MICHAUD.
H. Res. 573: Mr. EVANS.
H. Res. 593: Mr. DELAHUNT and Mr. PAYNE.
H. Res. 600: Mrs. MALONEY, Ms. BERKLEY, Mrs. LOWEY, and Mrs. MCCARTHY.
H. Res. 608: Ms. ROS-LEHTINEN, Mr. SOUDER, Mr. BURTON of Indiana, Mr. ROHRABACHER, Mr. BARTLETT of Maryland, Mr. ROGERS of Michigan, Mr. ANDREWS, Mr. TANCREDO, Mr. CHABOT, Mr. MCNULTY, and Ms. JACKSON-LEE of Texas.
H. Res. 628: Mr. EVANS.
H. Res. 635: Mr. HONDA.
H. Res. 636: Mr. HONDA.
H. Res. 637: Mr. HONDA.
H. Res. 642: Mr. MCGOVERN, Mr. BERMAN, Mr. PAYNE, Mr. ACKERMAN, Mr. MEEKS of New York, Ms. WOOLSEY, Mr. KUCINICH, Mr. STARK, Mr. HONDA, Mr. GRIJALVA, Mr. DEFAZIO, Mr. EVANS, and Mr. ENGEL.
H. Res. 657: Mr. NUSSLE, Ms. ROYBAL-ALLARD, Ms. MOORE of Wisconsin, Mr. TIBERI, Mr. AKIN, and Mr. OSBORNE.
H. Res. 660: Mr. FORD, Mrs. JONES of Ohio, Mr. OWENS, Mr. RUSH, Mr. MARSHALL, Ms. BORDALLO, and Mrs. DAVIS of California.
H. Res. 665: Mrs. CAPITO.
H. Res. 670: Mr. PETERSON of Pennsylvania, Mr. SHUSTER, Mr. DOYLE, and Mr. OXLEY.

TUESDAY, FEBRUARY 14, 2006 (6)

¶6.1 APPOINTMENT OF SPEAKER PRO TEMPORE

The House was called to order by the SPEAKER pro tempore, Mr. ISSA, who laid before the House the following communication:

WASHINGTON, DC.
February 14, 2006.

I hereby appoint the Honorable DARRELL E. ISSA to act as Speaker pro tempore on this day.

J. DENNIS HASTERT
Speaker of the House of Representatives.

¶6.2 APPROVAL OF THE JOURNAL

The SPEAKER pro tempore, Mr. ISSA, announced he had examined and approved the Journal of the proceedings of Wednesday, February 8, 2006.

Pursuant to clause 1, rule I, the Journal was approved.

¶6.3 COMMUNICATIONS

Executive and other communications, pursuant to clause 8, rule XII, were referred as follows:

6140. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Imazethapyr; Pesticide Tolerance [EPA-HQ-OPP-2005-0508; FRL-7755-8] received February 1, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

6141. A letter from the Comptroller, Department of Defense, transmitting a report of a violation of the Antideficiency Act by the Department of the Army, Case Number 02-06, pursuant to 31 U.S.C. 1517(b); to the Committee on Appropriations.

6142. A letter from the Comptroller, Department of Defense, transmitting a report of a violation of the Antideficiency Act by the Department of the Navy, Case Number 04-01, pursuant to 31 U.S.C. 1517(b); to the Committee on Appropriations.

6143. A letter from the Under Secretary for Acquisition, Technology and Logistics, Department of Defense, transmitting the Department's report on the amount of purchases from foreign entities for Fiscal Year 2005, pursuant to Public Law 104–201, section 827 (110 Stat. 2611); to the Committee on Armed Services.

6144. A letter from the Senior Vice President for Congressional Affairs, Export-Import Bank, transmitting the Bank's FY 2005 annual report for the Sub-Saharan Africa Initiative; to the Committee on Financial Services.

6145. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Approval and Promulgation of Air Quality Implementation Plans; Maine; Nitrogen Oxides Exemption Request for Northern Maine [EPA-R01-OAR-2005-ME-0007; A-1-FRL-8027-5] received February 1, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

6146. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Approval and Promulgation of Implementation Plans; Wisconsin; General and Registration Permit Programs [EPA-R05-OAR-2005-WI-0003; FRL-8020-1] received February 1, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

6147. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Final Rule Making Findings of Failure to Submit Required State Implementation Plans for Phase II of the NOx SIP Call [Docket No. OAR-2005-0154; FRL-8028-8] received February 1, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

6148. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Interim Final Determination to Stay and/or Defer Sanctions, Yolo-Solano Air Quality Management District [EPA-R09-OAR-2005-0557c; FRL-8024-9] received February 1, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

6149. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — National Emission Standards for Hazardous Air Pollutants: Plywood and Composite Wood Products; List of Hazardous Air Pollutants, Lesser Quantity Designations, Source Category List [OAR-2003-0048; FRL-8028-9] (RIN: 2060-AN05) received February 1, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

6150. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Protection of Stratospheric Ozone; The 2006 Critical Use of Exemption from the Phaseout of Methyl Bromide [FRL-8028-2] (RIN: 2060-AN18) received February 1, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

6151. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Revisions to the California

State Implementation Plan, Ventura County Air Pollution Control District, Yolo-Solano Air Quality Management District [EPA-R09-OAR-2005-0557a; FRL-8025-2] received February 1, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

6152. A letter from the Director, International Cooperation, Department of Defense, transmitting pursuant to Section 27(f) of the Arms Export Control Act and Section 1(f) of Executive Order 11958, a copy of Transmittal No. 04-06 which informs of an intent to sign an Memorandum of Agreement (MOA) Concerning Combating Terrorism Research and Development with Singapore, pursuant to 22 U.S.C. 2767(f); to the Committee on International Relations.

6153. A letter from the Director, International Cooperation, Department of Defense, transmitting pursuant to Section 27(f) of the Arms Export Control Act and Section 1(f) of Executive Order 11958, a copy of Transmittal No. 02-06 which informs of an intent to sign an Memorandum of Agreement (MOA) regarding the Organizational Structure and Exploitation Systems (BICES) between the United States and Belgium, Bulgaria, Canada, Czech Republic, Denmark, Estonia, France, Germany, Greece, Hungary, Iceland, Italy, Latvia, Lithuania, Luxembourg, Netherlands, Norway, Poland, Portugal, Romania, Slovakia, Slovenia, Spain, Turkey and the United Kingdom, pursuant to 22 U.S.C. 2767(f); to the Committee on International Relations.

6154. A letter from the Director, International Cooperation, Department of Defense, transmitting pursuant to Section 27(f) of the Arms Export Control Act and Section 1(f) of Executive Order 11958, a copy of Transmittal No. 03-06 which informs of an intent to sign an Memorandum of Agreement (MOA) Concerning Combating Terrorism Research and Development with Australia, pursuant to 22 U.S.C. 2767(f); to the Committee on International Relations.

6155. A letter from the Director, International Cooperation, Department of Defense, transmitting pursuant to Section 27(f) of the Arms Export Control Act and Section 1(f) of Executive Order 11958, a copy of Transmittal No. 05-06 which informs of an intent to sign a Project Arrangement concerning the U.S./U.K. Missile Defense Situational Awareness Node, pursuant to 22 U.S.C. 2767(f); to the Committee on International Relations.

6156. A letter from the Assistant Secretary for International Security Policy, Department of Defense, transmitting a Report on Proposed Obligations for Weapons Destruction and Non-Proliferation in the Former Soviet Union and the Republic of Albania, pursuant to Public Law 104–106, section 1206(a) (110 Stat. 471); to the Committee on International Relations.

6157. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting intention to support a resolution in the United Nations Security Council to authorize maintaining the personnel ceiling of the United Nations Operation in Cote d'Ivoire (UNOCI) at its current level until after nationwide presidential and parliamentary elections, pursuant to 22 U.S.C. 287(d) Public Law 109–108, section 4(d); to the Committee on International Relations.

6158. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting a report on gifts given by the United States to foreign individuals for the period October 1, 2004 through September 30, 2005, pursuant to Public Law 95–105; to the Committee on International Relations.

6159. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting consistent with the Authorization for Use of Military Force Against Iraq Resolution of 2002 (Pub. L. 107–243), the Authorization for the Use of Force Against Iraq Resolution (Pub. L. 102–1), and in order to keep the Congress fully informed, a report prepared by the Department of State for the August 15, 2005 — October 15, 2005 reporting period including matters relating to post-liberation Iraq under Section 7 of the Iraq Liberation Act of 1998 (Pub. L. 105–338); to the Committee on International Relations.

6160. A letter from the Acting Assistant Secretary for Legislative Affairs, Department of State, transmitting a Memorandum of Justification for the waiver of loan default assistance restrictions under Section 620(q) of the Foreign Assistance Act to support the government of the Democratic Republic of Congo; to the Committee on International Relations.

6161. A letter from the Office of the Independent Counsel, transmitting the 2005 annual report for the Office of Independent Counsel-Barrett, pursuant to 28 U.S.C. 595(a)(2); to the Committee on Government Reform.

6162. A letter from the Federal Co-Chair, Appalachian Regional Commission, transmitting in accordance with Section 647(b) of Title VI of the Consolidated Appropriations Act, FY 2004, Pub. L. 108–199, the Commission's report on FY 2005 Competitive Sourcing Efforts; to the Committee on Government Reform.

6163. A letter from the Assistant Secretary for Administration and Management, Department of Health and Human Services, transmitting in accordance with Section 647(b) of Title VI of the Consolidated Appropriations Act, FY 2004, Pub. L. 108–199, the Department's Report to Congress on FY 2005 Competitive Sourcing Efforts; to the Committee on Government Reform.

6164. A letter from the Administrator, Environmental Protection Agency, transmitting the semiannual report on the activities of the Office of Inspector General for the period April 1, 2005, through September 30, 2005, pursuant to 5 U.S.C. app. (Insp. Gen. Act) section 5(b); to the Committee on Government Reform.

6165. A letter from the Chairman, Federal Maritime Commission, transmitting in accordance with Section 647(b) of Title VI of the Consolidated Appropriations Act, FY 2004, Pub. L. 108–199, the Commission's report on FY 2005 Competitive Sourcing Efforts; to the Committee on Government Reform.

6166. A letter from the Chairman and Acting General Counsel, National Labor Relations Board, transmitting in accordance with Section 645 of Division F, Title VI, of the Consolidated Appropriations Act, FY 2004, Pub. L. 108–199, the Board's report covering fiscal year 2004; to the Committee on Government Reform.

6167. A letter from the General Counsel, Office of Government Ethics, transmitting the FY 2005 annual report under the Federal Managers' Financial Integrity Act (FMFIA), pursuant to 31 U.S.C. 3512(c)(3); to the Committee on Government Reform.

6168. A letter from the Deputy Director for Administration and Information Management, Office of Government Ethics, transmitting in accordance with Section 647(b) of Title VI of the Consolidated Appropriations Act, FY 2004, Pub. L. 108–199, the Office's Report to Congress on FY 2005 Competitive Sourcing Efforts; to the Committee on Government Reform.

6169. A letter from the Chairman, Postal Rate Commission, transmitting a copy of the annual report in compliance with the Government in the Sunshine Act during the calendar year 2005, pursuant to 5 U.S.C. 552b(j); to the Committee on Government Reform.

6170. A letter from the Secretary to the Board, Railroad Retirement Board, transmitting in accordance with Section 647(b) of Division F of the Consolidated Appropriations Act, FY 2004, Pub. L. 108–199, and the Office of Management and Budget Memorandum M-06-01, the Board's report on competitive sourcing efforts for FY 2005; to the Committee on Government Reform.

6171. A letter from the Commissioner, Social Security Administration, transmitting the Administration's report to on Fiscal Year 2005 Competitive Sourcing Efforts as required by the Consolidated Appropriations Act of FY 2004; to the Committee on Government Reform.

6172. A letter from the Acting Director, FEMA, Department of Homeland Security, transmitting notification that funding under Title V, subsection 503(b)(3) of the Robert T. Stafford Disaster Relief and Emergency Assistance Act, as amended, has exceeded $5 million for the response to the emergency declared as a result of Tropical Storm Rita on September 18 through October 23, 2005 in the state of Florida, pursuant to 42 U.S.C. 5193; to the Committee on Transportation and Infrastructure.

6173. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Establishment of Class D Airspace, Modification to Class E; Galveston, TX [Docket No. FAA-2005-22999; Airspace Docket No. 2004-ASW-20] received January 25, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

6174. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Establishment of Class D Airspace, Modification to Class E; Rogers, AR [Docket No. FAA-2004-19599; Airspace Docket No. 2004-ASW-12] received January 24, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

6175. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Standard Instrument Approach Procedures; Miscellaneous Amendments [Docket No. 30470; Amdt. No. 3145] received January 24, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

6176. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Standard Instrument Approach Procedures, Weather Takeoff Minimums; Miscellaneous Amendments [Docket No. 30471; Amdt. No. 3146] received February 7, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

6177. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Standard Instrument Approach Procedures, Weather Takeoff Minimums, Miscellaneous Amendments [Docket No. 30469; Amdt. No. 3144] received February 7, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

6178. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Boeing Model 767-200 and -300 Series Airplanes [Docket No. FAA-2005-20357; Directorate Identifier 2004-NM-120-AD; Amendment 39-14377; AD 2005-23-19] received January 24, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

6179. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Fokker Model F27 Mark 050 Airplanes [Docket No. FAA-2005-23214; Directorate Identifier 2001-NM-338-AD; Amendment 39-14399; AD 2005-25-06] (RIN: 2120-AA64) received January 24, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

6180. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Amendment to Class E Airspace, Wenatchee, WA [Docket FAA 2005-20417; Airspace Docket No. 05-ANM-06] received February 7, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

6181. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Establishment of Class E Airspace; Hillsboro, TX [Docket No. FAA-2005-22998; Airspace Docket No. 2005-ASW-19] received February 7, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

6182. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Revision of Class E Airspace; Egeglik, AK [Docket No. FAA-2005-22023; Airspace Docket No. 05-AAL-22] received February 7, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

6183. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Modification of Class E Airspace; Kennett, MO [Docket No. FAA-2005-22746; Airspace Docket No. 05-ACE-32] received February 7, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

6184. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Revision of Class E Airspace; Nikolai, AK [Docket No. FAA-2005-22094; Airspace Docket No. 05-AAL-28] received February 7, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

6185. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Modification of the Norton Sound Low Offshore Airspace Area; AK [Docket No. FAA-2005-22399; Airspace Docket No. 05-AAL-27] (RIN: 2120-AA66) received February 7, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

6186. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Establishment of Class E Airspace; Nenana, AK [Docket No. FAA-2005-22022; Airspace Docket No. 05-AAL-21] received February 7, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

6187. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Establishment of Class E Enroute Domestic Airspace Area, San Luis Obispo, CA [Airspace Docket No. 05-AWP-12] received February 7, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

6188. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Establishment of Class E Airspace; Artic Village, AK [Docket No. FAA-2005-22021; Airspace Docket No. 04-AAL-06] received February 7, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

¶6.4 COMMUNICATION FROM THE CLERK—MESSAGE FROM THE PRESIDENT

The SPEAKER pro tempore, Mr. ISSA, laid before the House a communication, which was read as follows:

OFFICE OF THE CLERK,
HOUSE OF REPRESENTATIVES,
Washington DC, February 13, 2006.

Hon. J. DENNIS HASTERT,
The Speaker, House of Representatives, Washington, DC.

DEAR MR. SPEAKER: Pursuant to the permission granted in Clause 2(h) of Rule II of the Rules of the U.S. House of Representatives, I have the honor to transmit a sealed envelope received from the White House on February 13, 2006, at 3 p.m. and said to contain a message from the President whereby he submits the Economic Report of the President together with the 2006 Annual Report of the Council of Economic Advisers.

With best wishes, I am

Sincerely,

KAREN L. HAAS,
Clerk of the House.

¶6.5 ECONOMIC REPORT OF THE PRESIDENT

The Clerk then read the message from the President, as follows:

To the Congress of the United States:

The United States economy continues to demonstrate remarkable resilience, flexibility, and growth. Having previously endured a stock market collapse, recession, terrorist attacks, and corporate scandals, this year the economy showed strong growth and robust job creation in the face of higher energy prices and devastating natural disasters. This is the result of the hard work of America's workers, supported by pro-growth tax policies.

In 2005, the Nation's real gross domestic product (GDP) grew 3.5 percent for the year, above the historical average. About 2 million payroll jobs were added in 2005, and the unemployment rate dropped to 4.7 percent last month, well below the averages of the 1970s, 1980s, and 1990s. Real disposable personal income increased, and real household net worth reached an all-time high. This growth comes on top of an already strong expansion. More than 4.7 million payroll jobs have been added since August 2003.

Compared with the performance of other nations' economies, our economic growth is especially impressive. The United States has added more jobs in the past two-and-a-half years than Japan and the European Union combined. Real GDP growth in the United States has been faster than in any other major industrialized country since 2001, and America is forecasted to continue as the fastest-growing country over the next two years.

Our economy's fundamental strength comes from the ingenuity and hard work of our workers. Productivity—how much workers produce per hour—has accelerated since 2000. In the past five years, productivity has grown faster than in any other five-year period since the mid-1960s. The productivity of the United States is increasing faster than any other major industrialized country.

Productivity growth raises our standard of living and plays a central role in our competitiveness in the worldwide economy. Productivity growth will be even more important as new technologies accelerate global economic integration and as the American population ages.

We must now build on this fundamental strength by making robust investments in physical sciences, improving private incentives for research and development, and boosting math and science education and worker training. The American Competitiveness Initiative will help us remain a world leader in science and technology, which means good high-paying jobs for the American people.

We must also continue to pursue pro-growth economic policies and foster a culture of entrepreneurship. To adopt innovations effectively, our companies and workers need the incentives and flexibility that support a thriving free-market economy.

Maintaining a low tax burden is essential for our economic growth and competitiveness. Tax relief has helped our economy, and raising taxes will increase the burden on our families and small businesses. To keep our economy growing, Congress needs to make the tax relief permanent.

Two years ago, I called for cutting the budget deficit in half by 2009 by restraining spending and spurring economic growth. Every year of my presidency, we have reduced the growth of non-security discretionary spending, and last year Congress passed bills that cut this spending. This year, my budget will cut it again, and it will reduce or eliminate more than 140 programs that are performing poorly or not fulfilling essential priorities. By passing these reforms, we will save the American taxpayer another $14 billion next year, and we will stay on track to cut the deficit in half by 2009.

Controlling discretionary spending alone is not enough, however. We have recently passed significant savings in mandatory spending programs. We need to do more because the only way to solve our Nation's fiscal challenges is to address the explosions in growth of entitlement programs like Social Security, Medicare, and Medicaid. I have called for a bipartisan commission to examine the full impact of the Baby Boom retirement and help us come up with bipartisan answers. The longer Congress waits to act, the more difficult the choices will become.

Working together, we accomplished other significant pro-growth reforms that will help our Nation's economy grow stronger and create more jobs. More remains to be done.

Growth in spending on health care has been more rapid than general inflation, straining consumers, employers, and government budgets. Two years ago, we created Health Savings Accounts (HSAs) to help give patients more control over their health care decisions and to make health care more available and affordable. This year, I am proposing to enhance HSAs to make them more widely available, valuable to consumers, and attractive to small businesses—and to make it easier for people to keep their insurance policies when they change jobs. Last year,

we worked with Congress to pass a patient safety bill that will help reduce medical errors. Getting doctors and patients the information they need on the quality, cost, and effectiveness of different treatments will help Americans get the highest quality and highest value care. This year, my Administration will push to make more information about price and quality available to consumers, and move forward on these and other policies to lower the cost of health care.

Out Nation's liability laws allow too many frivolous lawsuits and raise costs for consumers and businesses. A year ago, we worked with Congress to pass bipartisan class action reform to help curb lawsuit abuse. I urge Congress in the coming year to pass other essential legal reforms, including asbestos and medical liability reforms.

Energy prices have risen in the last year, but the underlying causes of high prices are long-standing. Last year, we passed the first major energy bill in over a decade. It encourages new technologies and updates government regulations. Over time, the new law will help increase the reliability of our energy supply and the efficient use of the energy we have. We must continue to find new ways to diversify our sources of energy. I have proposed the Advanced Energy Initiative to help increase research in alternative energy sources and technology and to make America less dependent on foreign sources of energy.

Because 95 percent of the world's customers live outside of our borders, opening international markets to our goods and services is critical for our economy. My Administration will continue to work tirelessly to open markets and knock down barriers to free and fair trade so that American farmers and workers can compete on a level playing field worldwide.

These and other issues are discussed in the 2006 Annual Report of the Council of Economic Advisers. This report is prepared by CEA to help policymakers understand the economic context of a variety of issues and trends as our Government makes decisions regarding our economic future. By adopting sound economic policies that build on our strengths, we will keep our economy moving forward and extend prosperity for all Americans.

GEORGE W. BUSH.
THE WHITE HOUSE, *February 2006*.

By unanimous consent, the message, together with the accompanying papers, was referred to the Joint Economic Committee and ordered to be printed (H. Doc. 109–78).

¶6.6 COMMUNICATION FROM THE CLERK—MESSAGE FROM THE SENATE

The SPEAKER pro tempore, Mr. ISSA, laid before the House a communication, which was read as follows:

OFFICE OF THE CLERK,
HOUSE OF REPRESENTATIVES,
Washington, DC, February 13, 2006.

Hon. J. DENNIS HASTERT,
The Speaker, House of Representatives, Washington, DC.

DEAR MR. SPEAKER: Pursuant to the permission granted in Clause 2(h) of rule II of the rules of the U.S. House of Representatives, the Clerk received the following message from the Secretary of the Senate on February 13, 2006, at 2:50 pm:

That the Senate passed S. 2275.

With best wishes, I am,

Sincerely,

KAREN L. HAAS,
Clerk of the House

¶6.7 COMMUNICATION FROM THE CLERK—MESSAGE FROM THE SENATE

The SPEAKER pro tempore, Mr. ISSA, laid before the House a communication, which was read as follows:

OFFICE OF THE CLERK,
HOUSE OF REPRESENTATIVES,
Washington, DC, February 13, 2006.

Hon. J. DENNIS HASTERT,
The Speaker, House of Representatives, Washington, DC.

DEAR MR. SPEAKER: Pursuant to the permission granted in Clause 2(h) of rule II of the Rules of the U.S. House of Representatives, the Clerk received the following message from the Secretary of the Senate on February 10, 2006, at 10:05 a.m.:

That the Senate passed with an amendment H.R. 22.

That the Senate agreed to H. Con. Res 331.

That the Senate passed S. 2166.

Appointment:

United States-China Economic Security Review Commission.

With best wishes, I am,

Sincerely,

KAREN L. HAAS,
Clerk of the House.

¶6.8 NATIONAL SURFACE TRANSPORTATION INFRASTRUCTURE FINANCING COMMISSION

The SPEAKER pro tempore, Mr. ISSA, laid before the House the following communication, which was read as follows:

HOUSE OF REPRESENTATIVES
COMMITTEE ON WAYS AND MEANS,
Washington DC, February 13, 2006.

DEAR SPEAKER HASTERT: Pursuant to section 11142 of SAFETEA–LU (P.L. 109–59), I hereby appoint to the National Surface Transportation Infrastructure Financing Commission the following individuals:

Mr. Elliot (Lee) Sander, Director of the Rudin Center for Transportation Policy and Management at New York University, and Senior Vice President and Director of Strategic Development at DMJM Harris, of New York City, New York.

Mr. Craig Lentzsch, CEO of Coach USA and KBUS Holdings, of Dallas, Texas.

Sincerely,

CHARLES B. RANGEL,
Ranking Member.

Ordered, That the Clerk notify the Senate of the foregoing appointments.

¶6.9 COMMUNICATION REGARDING SUBPOENA

The SPEAKER pro tempore, Mr. ISSA, laid before the House the following communication from Nancy Lifset, office of the 50th District of California:

CONGRESS OF THE UNITED STATES,
Washington, DC, February 8, 2006.

Hon. DENNIS HASTERT,
Speaker of the House, House of Representatives, Washington, DC.

DEAR MR. SPEAKER: This is to notify you formally, pursuant to Rule VIII of the Rules of the House of Representatives, that I have been served with a grand jury subpoena, issued by the U.S. District Court for the Southern District of California, for testimony.

After consultation with counsel, I have determined that compliance with the subpoena is consistent with the precedents and privileges of the House.

Sincerely,

NANCY LIFSET,
Office of the 50th District of California.

¶6.10 MESSAGE FROM THE PRESIDENT

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

¶6.11 USO CONTRIBUTIONS

Mr. MILLER of Florida moved to suspend the rules and agree to the following concurrent resolution (H. Con. Res. 322); as amended:

Whereas the United Service Organizations, Incorporated (the USO), a nonprofit, charitable organization, was founded in 1941 to provide morale and recreation services to military personnel and in 2006 is celebrating its 65th anniversary of service to United States servicemembers around the world;

Whereas the USO is chartered by Congress and is endorsed by the President and the Department of Defense to provide morale, welfare, and recreation-type services to members of the Armed Forces and their families;

Whereas the USO operates 124 centers around the world, including six mobile canteens, through which support is provided to members of the Armed Forces and their families, who visit those facilities more than 5,000,000 times per year;

Whereas the USO relies on over 33,000 volunteers providing approximately 400,000 hours of service per year, in both peacetime and time of conflict;

Whereas the USO plays an important role in contributing to the success of the Nation's military mission by providing a reliable private connection directly supporting the morale, welfare, and recreational needs of the members of the Armed Forces; and

Whereas the crucial link to home provided by the USO is made possible through the generous contributions of more than 1,000,000 American citizens and scores of corporations: Now, therefore, be it

Resolved by the House of Representatives (the Senate concurring), That Congress extends its appreciation to the United Service Organizations, Incorporated (the USO), on its 65th anniversary and recognizes that the work of that organization in supporting the members of the Armed Forces and their families is a valued contribution to the success and mission of the Armed Forces.

The SPEAKER pro tempore, Mr. ISSA, recognized Mr. MILLER of Florida and Mr. REYES, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and agree to said concurrent resolution, as amended?

The SPEAKER pro tempore, Mr. ISSA, announced that two-thirds of the

Members present had voted in the affirmative.

Mr. MILLER of Florida demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mr. ISSA, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed.

¶6.12 DAY OF HEARTS, CONGENITAL HEART DEFECT DAY

Mrs. MILLER of Michigan moved to suspend the rules and agree to the following resolution (H. Res. 629):

Whereas congenital heart defects are structural problems with the heart that are present at birth;

Whereas such defects range in severity from simple problems, such as ''holes'' between chambers of the heart, to very severe malformations, such as the complete absence of one or more chambers or valves of the heart;

Whereas more than one million Americans have some form of a congenital heart defect and such defect is the number one cause of death in infants;

Whereas out of 1000 births, eight babies will have some form of a congenital heart disorder, and approximately 35,000 babies are born with such defects each year;

Whereas twice as many children die each year from congenital heart disease compared with childhood cancers, yet funding for pediatric cancer research is five times higher than such funding for congenital heart disease;

Whereas cardiovascular disease is the Nation's leading killer in both men and women among all racial and ethnic groups;

Whereas the United States has a severe shortage of cardiac centers that are fully equipped to provide care for adults living with complex heart defects;

Whereas almost one million Americans die of cardiovascular disease each year, resulting in up to 42 percent of all deaths in the United States;

Whereas the presence of a serious congenital heart defect often results in an enormous emotional and financial strain on young families who are already in a vulnerable stage of their lives;

Whereas severe congenital heart disease requires that families dedicate extensive financial resources for assistance and care both within and outside of a hospital environment;

Whereas congenial heart defects exceed more than $2.2 million a year for inpatient surgery alone; and

Whereas February 14, 2006, would be an appropriate day to recognize A Day for Hearts: Congenital Heart Defect Awareness Day: Now, therefore, be it

Resolved, That the House of Representatives supports the goals and ideals of A Day of Hearts: Congenital Heart Defect Awareness Day to—

(1) increase awareness about congenital heart defects;

(2) encourage research with respect to the disease; and

(3) support the millions of Americans who are affected by this disease.

The SPEAKER pro tempore, Mr. ISSA, recognized Mrs. MILLER of Michigan and Mr. DAVIS of Illinois, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and agree to said resolution?

The SPEAKER pro tempore, Mr. ISSA, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said resolution was agreed to.

A motion to reconsider the vote whereby the rules were suspended and said resolution was agreed to was, by unanimous consent, laid on the table.

¶6.13 RAYMOND J. SALMON POST OFFICE

Mrs. MILLER of Michigan moved to suspend the rules and pass the bill (H.R. 4152) to designate the facility of the United States Postal Service located at 320 High Street in Clinton, Massachusetts, as the ''Raymond J. Salmon Post Office''.

The SPEAKER pro tempore, Mr. ISSA, recognized Mrs. MILLER of Michigan and Mr. DAVIS of Illinois, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and pass said bill?

The SPEAKER pro tempore, Mr. BRADLEY of New Hampshire, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

¶6.14 HOLLY A. CHARETTE POST OFFICE

Mrs. MILLER of Michigan moved to suspend the rules and pass the bill of the Senate (S. 1989) to designate the facility of the United States Postal Service located at 57 Rolfe Square in Cranston, Rhode Island, shall be known and designated as the ''Holly A. Charette Post Office''.

The SPEAKER pro tempore, Mr. BRADLEY of New Hampshire, recognized Mrs. MILLER of Michigan and Mr. DAVIS of Illinois, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and pass said bill?

The SPEAKER pro tempore, Mr. BRADLEY of New Hampshire, announced that two-thirds of the Members present had voted in the affirmative.

Mrs. MILLER of Michigan demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mr. BRADLEY of New Hampshire, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed.

¶6.15 MESSAGE FROM THE PRESIDENT—SCIENCE AND ENGINEERING INDICATORS 2006

The SPEAKER pro tempore, Mr. BRADLEY of New Hampshire, laid before the House a message from the President, which was read as follows:

To the Congress of the United States:

Consistent with 42 U.S.C. 1863(j)(1), I transmit herewith a report prepared for the Congress and the Administration by the National Science Board entitled, ''Science and Engineering Indicators—2006.'' This report represents the seventeenth in the series examining key aspects of the status of science and engineering in the United States.

GEORGE W. BUSH.

THE WHITE HOUSE, *February 14, 2006*.

By unanimous consent, the message, together with the accompanying papers, was referred to the Committee on Science.

¶6.16 RECESS—3:10 P.M.

The SPEAKER pro tempore, Mr. BRADLEY of New Hampshire, pursuant to clause 12(a) of rule I, declared the House in recess at 3 o'clock and 10 minutes p.m., until approximately 6:30 p.m.

¶6.17 AFTER RECESS—6:30 P.M.

The SPEAKER pro tempore, Mr. PRICE of Georgia, called the House to order.

¶6.18 MESSAGE FROM THE SENATE

A message from the Senate by Ms. Curtis, one of its clerks, announced that the Senate has passed with an amendment in which the concurrence of the House is requested, a bill of the House of the following title:

H.R. 4297. An Act to provide for reconciliation pursuant to section 201(b) of the concurrent resolution on the budget for fiscal year 2006.

The message also announced that the Senate insists upon its amendment to the bill (H.R. 4297) ''An Act to provide for reconciliation pursuant to section 201(b) of the concurrent resolution on the budget for fiscal year 2006,'' requests a conference with the House on the disagreeing votes of the two Houses thereon, and appoints Messrs. GRASSLEY, KYL, and BAUCUS, to be the conferees on the part of the Senate.

The message also announced that pursuant to Public Law 109–59, the Chair, on behalf of the Majority Leader, appoints the following individuals to serve as members of the National Surface Transportation Policy and Revenue Study Commission: Paul Weyrich of Virginia and Patrick E. Quinn of Tennessee.

¶6.19 H. CON. RES. 322—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mr. PRICE of Georgia, pursuant to clause 8, rule XX, announced the unfinished business to be the motion to suspend the rules and agree to the concurrent resolution (H. Con. Res. 322) expressing the sense of Congress regarding the

contribution of the USO to the morale and welfare of our servicemen and women of our armed forces and their families; as amended.

The question being put,

Will the House suspend the rules and agree to said concurrent resolution, as amended?

The vote was taken by electronic device.

It was decided in the affirmative ..... { Yeas ..... 407 / Nays 0

¶6.20 [Roll No. 8]

YEAS—407

Abercrombie
Ackerman
Aderholt
Akin
Alexander
Allen
Andrews
Baca
Bachus
Baird
Baker
Baldwin
Barrett (SC)
Barrow
Bartlett (MD)
Barton (TX)
Bass
Bean
Beauprez
Becerra
Berkley
Berman
Berry
Biggert
Bilirakis
Bishop (GA)
Bishop (NY)
Blackburn
Blumenauer
Blunt
Boehlert
Boehner
Bonilla
Bonner
Bono
Boozman
Boren
Boswell
Boucher
Boustany
Boyd
Bradley (NH)
Brady (PA)
Brady (TX)
Brown (OH)
Brown (SC)
Brown-Waite, Ginny
Burgess
Burton (IN)
Butterfield
Buyer
Calvert
Camp (MI)
Cannon
Cantor
Capito
Capps
Capuano
Cardin
Cardoza
Carnahan
Carson
Carter
Case
Castle
Chabot
Chocola
Clay
Cleaver
Clyburn
Coble
Cole (OK)
Conaway
Conyers
Cooper
Costa
Costello
Cramer
Crenshaw
Crowley
Cubin
Cuellar
Culberson
Cummings
Davis (AL)
Davis (CA)
Davis (IL)
Davis (KY)
Davis (TN)
Davis, Jo Ann
Davis, Tom
Deal (GA)
DeFazio
DeGette
Delahunt
DeLauro
DeLay
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Dicks
Dingell
Doggett
Doolittle
Doyle
Drake
Dreier
Duncan
Edwards
Ehlers
Emanuel
Emerson
Engel
English (PA)
Eshoo
Etheridge
Evans
Everett
Farr
Fattah
Feeney
Ferguson
Filner
Fitzpatrick (PA)
Flake
Foley
Forbes
Fortenberry
Foxx
Frank (MA)
Franks (AZ)
Frelinghuysen
Gallegly
Garrett (NJ)
Gerlach
Gilchrest
Gillmor
Gingrey
Gohmert
Gonzalez
Goode
Goodlatte
Gordon
Granger
Graves
Green (WI)
Green, Al
Green, Gene
Grijalva
Gutknecht
Hall
Harman
Harris
Hart
Hastings (FL)
Hastings (WA)
Hayes
Hayworth
Hefley
Hensarling
Herger
Herseth
Higgins
Hinojosa
Hobson
Hoekstra
Holden
Holt
Honda
Hooley
Hostettler
Hoyer
Hulshof
Hyde
Inglis (SC)
Inslee
Israel
Issa
Istook
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Jenkins
Jindal
Johnson (CT)
Johnson (IL)
Johnson, E. B.
Johnson, Sam
Jones (NC)
Jones (OH)
Kanjorski
Kaptur
Keller
Kelly
Kennedy (MN)
Kennedy (RI)
Kildee
Kind
King (IA)
King (NY)
Kingston
Kirk
Kline
Knollenberg
Kolbe
Kucinich
Langevin
Lantos
Larsen (WA)
Larson (CT)
Latham
LaTourette
Levin
Lewis (CA)
Lewis (GA)
Lewis (KY)
Linder
LoBiondo
Lofgren, Zoe
Lowey
Lucas
Lungren, Daniel E.
Lynch
Mack
Maloney
Manzullo
Marchant
Markey
Marshall
Matheson
Matsui
McCarthy
McCaul (TX)
McCollum (MN)
McCotter
McCrery
McDermott
McGovern
McHenry
McHugh
McIntyre
McKeon
McKinney
McMorris
McNulty
Meehan
Meek (FL)
Meeks (NY)
Melancon
Mica
Michaud
Millender-McDonald
Miller (FL)
Miller (MI)
Miller (NC)
Miller, George
Mollohan
Moore (KS)
Moore (WI)
Moran (KS)
Murphy
Murtha
Musgrave
Myrick
Nadler
Napolitano
Neal (MA)
Neugebauer
Ney
Northup
Norwood
Nunes
Nussle
Oberstar
Obey
Olver
Ortiz
Osborne
Otter
Oxley
Pallone
Pascrell
Pastor
Paul
Payne
Pearce
Pelosi
Pence
Peterson (MN)
Peterson (PA)
Petri
Pickering
Pitts
Platts
Poe
Pombo
Pomeroy
Porter
Price (GA)
Price (NC)
Pryce (OH)
Putnam
Radanovich
Rahall
Ramstad
Rangel
Regula
Rehberg
Reichert
Renzi
Reyes
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Ros-Lehtinen
Ross
Rothman
Roybal-Allard
Royce
Ruppersberger
Rush
Ryan (OH)
Ryan (WI)
Ryun (KS)
Sabo
Salazar
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Saxton
Schakowsky
Schiff
Schmidt
Schwartz (PA)
Schwarz (MI)
Scott (GA)
Scott (VA)
Sensenbrenner
Serrano
Sessions
Shadegg
Shaw
Shays
Sherman
Sherwood
Shimkus
Shuster
Simmons
Simpson
Skelton
Slaughter
Smith (NJ)
Smith (TX)
Smith (WA)
Snyder
Sodrel
Solis
Souder
Spratt
Stark
Stearns
Strickland
Stupak
Sweeney
Tancredo
Tanner
Tauscher
Taylor (MS)
Taylor (NC)
Terry
Thomas
Thompson (CA)
Thompson (MS)
Thornberry
Tiahrt
Tiberi
Tierney
Towns
Turner
Udall (CO)
Udall (NM)
Upton
Van Hollen
Velázquez
Visclosky
Walden (OR)
Walsh
Waters
Watson
Watt
Waxman
Weiner
Weldon (FL)
Weldon (PA)
Weller
Westmoreland
Wexler
Whitfield
Wicker
Wilson (NM)
Wilson (SC)
Wolf
Wynn
Young (AK)
Young (FL)

NOT VOTING—25

Bishop (UT)
Brown, Corrine
Campbell (CA)
Chandler
Davis (FL)
Ford
Fossella
Gibbons
Gutierrez
Hinchey
Hunter
Kilpatrick (MI)
Kuhl (NY)
LaHood
Leach
Lee
Lipinski
Miller, Gary
Moran (VA)
Owens
Sullivan
Wamp
Wasserman Schultz
Woolsey
Wu

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said concurrent resolution, as amended, was agreed to.

By unanimous consent, the title was amended so as to read: ''A concurrent resolution expressing the appreciation of the Congress for the contributions of the United Service Organizations, Incorporated (the USO), to the morale and welfare of the members of the Armed Forces and their families.''.

A motion to reconsider the votes whereby the rules were suspended and said concurrent resolution, as amended, was agreed to and the title was amended was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said concurrent resolution.

¶6.21 S. 1989—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mr. PRICE of Georgia, pursuant to clause 8, rule XX, announced the further unfinished business to be the motion to suspend the rules and pass the bill of the Senate (S. 1989) to designate the facility of the United States Postal Service located at 57 Rolfe Square in Cranston, Rhode Island, shall be known and designated as the ''Holly A. Charette Post Office''.

The question being put,

Will the House suspend the rules and pass said bill?

The vote was taken by electronic device.

It was decided in the affirmative ..... { Yeas ..... 408 / Nays 0

¶6.22 [Roll No. 9]

YEAS—408

Abercrombie
Ackerman
Aderholt
Akin
Alexander
Allen
Andrews
Baca
Bachus
Baird
Baker
Baldwin
Barrett (SC)
Barrow
Bartlett (MD)
Barton (TX)
Bass
Bean
Beauprez
Becerra
Berkley
Berman
Berry
Biggert
Bilirakis
Bishop (GA)
Bishop (NY)
Blackburn
Blumenauer
Blunt
Boehlert
Boehner
Bonner
Bono
Boozman
Boren
Boswell
Boucher
Boustany
Boyd
Bradley (NH)
Brady (PA)
Brady (TX)
Brown (OH)
Brown (SC)
Brown-Waite, Ginny
Burgess
Burton (IN)
Butterfield
Buyer
Calvert
Camp (MI)
Cannon
Cantor
Capito
Capps
Capuano
Cardin
Cardoza
Carnahan
Carson
Carter
Case
Castle
Chabot
Chocola
Clay
Cleaver
Clyburn
Coble
Cole (OK)
Conaway
Conyers
Cooper
Costa
Costello
Cramer
Crenshaw
Crowley
Cubin
Cuellar
Culberson
Cummings
Davis (AL)
Davis (CA)
Davis (IL)
Davis (KY)
Davis (TN)
Davis, Jo Ann
Davis, Tom
Deal (GA)
DeFazio
DeGette
Delahunt
DeLauro
DeLay
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Dicks
Dingell
Doggett
Doolittle
Doyle
Drake
Dreier
Duncan
Ehlers
Emanuel
Emerson
Engel
English (PA)
Eshoo
Etheridge
Evans
Everett
Farr
Fattah
Feeney
Ferguson
Filner
Fitzpatrick (PA)
Flake
Foley
Forbes
Fortenberry
Fossella
Foxx
Frank (MA)
Franks (AZ)
Frelinghuysen
Gallegly
Garrett (NJ)
Gerlach
Gilchrest
Gillmor
Gingrey
Gohmert
Gonzalez
Goode
Goodlatte
Gordon
Granger
Graves
Green (WI)
Green, Al
Green, Gene
Grijalva
Gutknecht
Hall
Harman
Harris
Hart
Hastings (FL)
Hastings (WA)
Hayes
Hayworth
Hefley
Hensarling
Herger
Herseth
Higgins
Hinojosa
Hobson
Hoekstra
Holden
Holt
Honda
Hooley
Hostettler
Hoyer
Hulshof
Hyde
Inglis (SC)
Inslee
Israel
Issa
Istook
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Jenkins
Jindal
Johnson (CT)
Johnson (IL)
Johnson, E. B.
Johnson, Sam
Jones (NC)
Jones (OH)
Kanjorski
Kaptur
Keller
Kelly
Kennedy (MN)
Kennedy (RI)
Kildee
Kind
King (IA)
King (NY)
Kingston
Kirk
Kline
Knollenberg
Kolbe
Kucinich
Kuhl (NY)
Langevin
Lantos
Larsen (WA)
Larson (CT)
Latham

LaTourette
Leach
Levin
Lewis (CA)
Lewis (GA)
Lewis (KY)
Linder
LoBiondo
Lofgren, Zoe
Lowey
Lucas
Lungren, Daniel E.
Lynch
Mack
Maloney
Manzullo
Marchant
Markey
Marshall
Matheson
Matsui
McCarthy
McCaul (TX)
McCollum (MN)
McCotter
McCrery
McDermott
McGovern
McHenry
McHugh
McIntyre
McKeon
McKinney
McMorris
McNulty
Meehan
Meek (FL)
Meeks (NY)
Melancon
Mica
Michaud
Millender-McDonald
Miller (FL)
Miller (MI)
Miller (NC)
Miller, George
Mollohan
Moore (KS)
Moore (WI)
Moran (KS)
Murphy
Murtha
Musgrave
Myrick
Nadler
Napolitano
Neal (MA)
Neugebauer
Ney
Northup
Norwood
Nunes
Nussle
Oberstar
Obey
Olver
Ortiz
Osborne
Otter
Oxley
Pallone
Pascrell
Pastor
Paul
Payne
Pearce
Pelosi
Pence
Peterson (MN)
Peterson (PA)
Petri
Pickering
Pitts
Platts
Poe
Pombo
Pomeroy
Porter
Price (GA)
Price (NC)
Pryce (OH)
Putnam
Radanovich
Rahall
Ramstad
Rangel
Regula
Rehberg
Reichert
Renzi
Reyes
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Ros-Lehtinen
Ross
Rothman
Roybal-Allard
Royce
Ruppersberger
Rush
Ryan (OH)
Ryan (WI)
Ryun (KS)
Salazar
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Saxton
Schakowsky
Schiff
Schmidt
Schwartz (PA)
Schwarz (MI)
Scott (GA)
Scott (VA)
Sensenbrenner
Serrano
Sessions
Shadegg
Shaw
Shays
Sherman
Sherwood
Shimkus
Shuster
Simmons
Simpson
Skelton
Slaughter
Smith (NJ)
Smith (TX)
Smith (WA)
Snyder
Sodrel
Solis
Souder
Spratt
Stark
Stearns
Strickland
Stupak
Sweeney
Tancredo
Tanner
Tauscher
Taylor (MS)
Taylor (NC)
Terry
Thomas
Thompson (CA)
Thompson (MS)
Thornberry
Tiahrt
Tiberi
Tierney
Towns
Turner
Udall (CO)
Udall (NM)
Upton
Van Hollen
Velázquez
Visclosky
Walden (OR)
Walsh
Waters
Watson
Watt
Waxman
Weiner
Weldon (FL)
Weldon (PA)
Weller
Westmoreland
Wexler
Whitfield
Wicker
Wilson (NM)
Wilson (SC)
Wolf
Wu
Wynn
Young (AK)
Young (FL)

NOT VOTING—24

Bishop (UT)
Bonilla
Brown, Corrine
Campbell (CA)
Chandler
Davis (FL)
Edwards
Ford
Gibbons
Gutierrez
Hinchey
Hunter
Kilpatrick (MI)
LaHood
Lee
Lipinski
Miller, Gary
Moran (VA)
Owens
Sabo
Sullivan
Wamp
Wasserman Schultz
Woolsey

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk notify the Senate thereof.

¶6.23 FURTHER MESSAGE FROM THE SENATE

A further message from the Senate by Ms. Curtis, one of its clerks, announced that the Senate has passed without amendment concurrent resolutions of the House of the following titles:

H. Con. Res. 71. A concurrent resolution expressing the sense of Congress that there should be established a Caribbean-American Heritage Month.

H. Con. Res. 315. A concurrent resolution urging the President to issue a proclamation for the observance of an American Jewish History Month.

¶6.24 SENATE BILL REFERRED

A bill of the Senate of the following title was taken from the Speaker's table and, under the rule, referred as follows:

S. 2166. An Act to direct the Election Assistance Commission to make grants to States to restore and replace election administration supplies, materials, records, equipment, and technology which were damaged, destroyed, or dislocated as a result of Hurricane Katrina or Hurricane Rita; to the Committee on House Administration.

¶6.25 BILL PRESENTED TO THE PRESIDENT

Karen L. Haas, Clerk of the House reports that on February 9, 2006, she presented to the President of the United States, for his approval, the following bill:

H.R. 4636. An Act to enact the technical and conforming amendments necessary to implement the Federal Deposit Insurance Reform Act of 2005, and for other purposes.

¶6.26 LEAVE OF ABSENCE

By unanimous consent, leave of absence was granted—

To Mr. CAMPBELL of California, for today and balance of the week;

To Mr. GIBBONS, for today;

To Mr. HINCHEY, for today and February 15;

To Mr. Gary G. MILLER of California, for today and balance of the week;

To Mr. WAMP, for today and balance of the week;

To Ms. WASSERMAN SCHULTZ, for today and balance of the week; and

To Ms. WOOLSEY, for today and balance of the week.

And then,

¶6.27 ADJOURNMENT

On motion of Mr. KING of Iowa, at 11 o'clock and 55 minutes p.m., the House adjourned.

¶6.28 REPORTS OF COMMITTEES ON PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XIII, reports of committees were delivered to the Clerk for printing and reference to the proper calendar, as follows:

[Filed on February 10, 2006]

Mr. HYDE: Committee on International Relations. House Resolution 593. Resolution directing the Secretary of State, the Secretary of Defense, the Secretary of Homeland Security, and the Attorney General, and requesting the President, to provide certain information to the House of Representatives relating to extraordinary rendition of certain foreign persons (Rept. 109–374), adversely. Referred to the House Calendar.

Mr. HYDE: Committee on International Relations. House Resolution 624. Resolution requesting the President of the United States and directing the Secretary of State to provide to the House of Representatives certain documents in their possession relating to United States policies under the United Nations Convention Against Torture and Other Cruel, Inhuman or Degrading Treatment or Punishment and the Geneva Conventions (Rept. 109–375), adversely. Referred to the House Calendar.

Mr. HYDE: Committee on International Relations. House Resolution 642. Resolution requesting the President and directing the Secretary of State to provide to the House of Representatives certain documents in their possession relating to the Secretary of State's trip to Europe in December 2005. (Rept. 109–376), adversely. Referred to the House Calendar.

¶6.29 PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XII, public bills and resolutions were introduced and severally referred, as follows:

By Mr. BASS (for himself, Mr. GILCHREST, Mr. DELAHUNT, Mr. ORTIZ, Mr. CARDIN, Mr. FLAKE, Ms. HERSETH, Mr. MORAN of Kansas, Mr. STUPAK, Mr. WYNN, Ms. BORDALLO, Mr. SIMMONS, Mr. OLVER, Mr. RYUN of Kansas, Mr. POMEROY, Mr. BRADLEY of New Hampshire, Mr. BOUSTANY, Mr. VAN HOLLEN, Mr. MELANCON, Mr. JONES of North Carolina, Mr. KIND, Mr. CANNON, Mr. RYAN of Wisconsin, Mr. LARSON of Connecticut, Mr. CAPUANO, Mr. BAKER, Ms. BALDWIN, Mr. KENNEDY of Minnesota, Mr. ALLEN, Mr. RUPPERSBERGER, Mr. MOORE of Kansas, Mr. WILSON of South Carolina, Mr. SWEENEY, Mr. BISHOP of New York, and Mr. MICHAUD):

H.R. 4740. A bill to extend the termination date for the exemption of returning workers from the numerical limitations for temporary workers; to the Committee on the Judiciary.

By Ms. ROS-LEHTINEN (for herself, Mr. LANTOS, Mr. SAXTON, Mr. WELLER, Mr. SCHIFF, Mr. ACKERMAN, Mr. WOLF, Mr. BURTON of Indiana, Mr. ISSA, Mr. MCCOTTER, Mrs. MUSGRAVE, and Mr. SIMMONS):

H.R. 4741. A bill to develop and deploy technologies to defeat Internet jamming; to the Committee on International Relations.

By Mr. SMITH of Texas (for himself, Mr. BERMAN, and Mr. GOODLATTE):

H.R. 4742. A bill to amend title 35, United States Code, to allow the Director of the Patent and Trademark Office to waive statutory provisions governing patents and trademarks in certain emergencies; to the Committee on the Judiciary.

By Mr. FORD:

H.R. 4743. A bill to amend part D of title XVIII of the Social Security Act to require prescription drug plans to provide enrollee notice of less expensive part D covered drugs that may be substituted for dispensed drugs; to the Committee on Energy and Commerce, and in addition to the Committee on Ways and Means, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. SULLIVAN (for himself, Mr. LUCAS, Mr. COLE of Oklahoma, Mr. BOREN, and Mr. ISTOOK):

H.R. 4744. A bill to designate the Department of Veterans Affairs Outpatient Clinic in Tulsa, Oklahoma, as the Ernest Childers Department of Veterans Affairs Outpatient

Clinic; to the Committee on Veterans' Affairs.

By Mr. LEWIS of California:

H.R. 4745. A bill making supplemental appropriations for fiscal year 2006 for the Small Business Administration's disaster loans program, and for other purposes; to the Committee on Appropriations, and in addition to the Committee on the Budget, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. BRADLEY of New Hampshire (for himself, Mr. MCCOTTER, Mr. STRICKLAND, Ms. CORRINE BROWN of Florida, Mr. SIMMONS, Ms. HERSETH, Mr. FILNER, Mr. KUHL of New York, Mr. WEXLER, Mr. MCDERMOTT, and Ms. JACKSON-LEE of Texas):

H.R. 4746. A bill to amend title 38, United States Code, to establish a financial assistance program to facilitate the provision of supportive services for very low-income veteran families in permanent housing, and for other purposes; to the Committee on Veterans' Affairs.

By Mrs. CAPPS (for herself and Mrs. CUBIN):

H.R. 4747. A bill to amend the Public Health Service Act to improve the prevention, diagnosis, and treatment of heart disease, stroke, and other cardiovascular diseases in women; to the Committee on Energy and Commerce, and in addition to the Committee on Ways and Means, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. JINDAL:

H.R. 4748. A bill to require the Secretary of the Army to submit to Congress a report identifying activities for hurricane and flood protection in Lake Pontchartrain, Louisiana, and for other purposes; to the Committee on Transportation and Infrastructure.

By Mr. MARKEY (for himself, Mrs. MALONEY, Mr. GEORGE MILLER of California, Mr. EMANUEL, Mr. INSLEE, Mr. WAXMAN, Mr. PALLONE, and Mr. GRIJALVA):

H.R. 4749. A bill to suspend the application of any provision of Federal law under which persons are relieved from the requirement to pay royalties for production of oil or natural gas from Federal lands in periods of high oil and natural gas prices, to require the Secretary to seek to renegotiate existing oil and natural gas leases to similarly limit suspension of royalty obligations under such leases, and for other purposes; to the Committee on Resources.

By Mr. OSBORNE (for himself and Mr. MORAN of Kansas):

H.R. 4750. A bill to authorize the Secretary of the Interior to conduct a study to determine the feasibility of implementing a water supply and conservation project to improve water supply reliability, increase the capacity of water storage, and improve water management efficiency in the Republican River Basin between Harlan County Lake in Nebraska and Milford Lake in Kansas; to the Committee on Resources.

By Mr. PITTS (for himself, Mrs. JONES of Ohio, Mr. ENGLISH of Pennsylvania, Mr. MCINTYRE, Ms. HART, and Ms. HARMAN):

H.R. 4751. A bill to establish and provide for the treatment of Individual Development Accounts, and for other purposes; to the Committee on Ways and Means.

By Mr. RANGEL:

H.R. 4752. A bill to provide for the common defense by requiring all persons in the United States, including women, between the ages of 18 and 42 to perform a period of military service or a period of civilian service in furtherance of the national defense and homeland security, and for other purposes; to the Committee on Armed Services.

By Mr. STARK:

H.R. 4753. A bill to establish a congressional commemorative medal for organ donors and their families; to the Committee on Financial Services, and in addition to the Committee on Energy and Commerce, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. DOOLITTLE (for himself, Mr. WHITFIELD, Mr. MCCOTTER, Mr. WILSON of South Carolina, Mr. BROWN of South Carolina, Mr. TIAHRT, Mr. HERGER, Mr. GERLACH, Mr. AKIN, Mr. BONILLA, Mr. BUYER, Mr. SWEENEY, Ms. HARRIS, Mr. SCHWARZ of Michigan, Mr. KENNEDY of Minnesota, and Mr. FORBES):

H. Con. Res. 339. Concurrent resolution expressing the sense of Congress in support of military recruiting; to the Committee on Armed Services, and in addition to the Committee on Education and the Workforce, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. GERLACH:

H. Con. Res. 340. Concurrent resolution expressing the sense of the Congress with respect to the effective treatment of and access to care for individuals with psoriasis and psoriatic arthritis, and for other purposes; to the Committee on Energy and Commerce.

By Mr. SHIMKUS (for himself and Mr. GALLEGLY):

H. Res. 673. A resolution expressing support for the efforts of the people of the Republic of Belarus to establish a full democracy, the rule of law, and respect for human rights and urging the Government of Belarus to conduct a free and fair presidential election on March 19, 2006; to the Committee on International Relations.

By Mr. LEWIS of Kentucky:

H. Res. 674. A resolution amending the Rules of the House of Representatives to require parity and transparency in the earmark process; to the Committee on Rules, and in addition to the Committee on Government Reform, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. PALLONE (for himself, Mr. TANCREDO, Mr. PAYNE, Mr. LANTOS, Mr. BURTON of Indiana, Ms. LEE, Mr. MCCOTTER, Ms. WATSON, Ms. ROS-LEHTINEN, Mr. DELAHUNT, Mr. ROHRABACHER, Ms. MCCOLLUM of Minnesota, Mr. WILSON of South Carolina, Mr. ACKERMAN, Mr. BROWN of Ohio, Mr. ENGEL, Mr. CAPUANO, Mr. WOLF, Mr. HASTINGS of Florida, Ms. JACKSON-LEE of Texas, Mr. RANGEL, Mr. HOLT, Mr. WYNN, Ms. EDDIE BERNICE JOHNSON of Texas, Mr. DOYLE, Mr. ISRAEL, Mr. HONDA, Mr. MCNULTY, Mr. EVANS, Mrs. MALONEY, Mr. AL GREEN of Texas, Mr. MCGOVERN, Ms. SCHAKOWSKY, Ms. BORDALLO, Mr. NADLER, Mr. DOGGETT, and Ms. LINDA T. SÁNCHEZ of California):

H. Res. 675. A resolution expressing disapproval of the Arab League's decision to hold its 2006 summit in Khartoum, Sudan and calling on the Arab League, the Government of Sudan, the Sudanese rebels, and the world community to do all they can to end acts of genocide in the Darfur region of Sudan; to the Committee on International Relations.

By Mr. POE:

H. Res. 676. A resolution amending rule XXV of the Rules of the House of Representatives to prohibit Members, officers, and employees of the House from accepting gifts from registered lobbyists; to the Committee on Rules.

By Mr. ROGERS of Alabama (for himself, Mr. WATT, Mr. OWENS, Mr. BURGESS, Mr. HASTINGS of Florida, Mr. PAYNE, Mr. ETHERIDGE, Mr. MCCAUL of Texas, Mr. BISHOP of Georgia, Mr. DAVIS of Alabama, Mr. RAHALL, Mr. MARSHALL, Mr. MCGOVERN, Ms. NORTON, Mr. LEWIS of Georgia, Ms. CARSON, Ms. KILPATRICK of Michigan, Mr. MCINTYRE, Mr. JONES of North Carolina, Mr. BUTTERFIELD, Ms. LEE, Mr. TOWNS, Mr. RANGEL, Mr. MEEKS of New York, Mr. WYNN, Mr. MCHENRY, Ms. MILLENDER-MCDONALD, Mr. PRICE of North Carolina, Mr. HAYES, Mr. MILLER of North Carolina, Mrs. MYRICK, Mr. COBLE, Ms. FOXX, Mrs. CHRISTENSEN, Mr. CLEAVER, Mr. JEFFERSON, Mr. FOLEY, Mr. FATTAH, Mr. SCOTT of Virginia, Mr. TAYLOR of North Carolina, and Mr. ENGLISH of Pennsylvania):

H. Res. 677. A resolution recognizing the creation of the NASCAR-Historically Black Colleges and Universities Consortium; to the Committee on Education and the Workforce.

¶6.30 ADDITIONAL SPONSORS

Under clause 7 of rule XII, sponsors were added to public bills and resolutions as follows:

H.R. 198: Ms. SCHAKOWSKY and Ms. WASSERMAN SCHULTZ.

H.R. 202: Mr. CLAY and Mr. WEXLER.

H.R. 282: Mr. BLUNT.

H.R. 333: Mr. BISHOP of Georgia.

H.R. 398: Mr. BERMAN.

H.R. 408: Mr. LANTOS.

H.R. 414: Mr. MEEHAN, Mr. BARTLETT of Maryland, and Mr. CANNON.

H.R. 415: Mr. SHUSTER.

H.R. 503: Mr. CASE.

H.R. 550: Mr. DAVIS of Tennessee.

H.R. 591: Mr. KUHL of New York, Mr. GOODE, Mr. MCCOTTER, Mr. ENGLISH of Pennsylvania, and Mr. PETERSON of Minnesota.

H.R. 601: Ms. BERKLEY.

H.R. 602: Mr. LATOURETTE.

H.R. 676: Ms. KAPTUR and Mr. REYES.

H.R. 698: Mr. PENCE.

H.R. 752: Mr. RAHALL, Mr. FRANK of Massachusetts, Mr. CLAY, and Mr. MCGOVERN.

H.R. 764: Mr. ENGLISH of Pennsylvania.

H.R. 791: Mr. MICHAUD.

H.R. 815: Mr. MILLER of Florida and Mr. ENGLISH of Pennsylvania.

H.R. 819: Mr. PASTOR and Mr. KLINE.

H.R. 839: Mr. MEEHAN and Mr. ENGEL.

H.R. 898: Mr. CLAY, Mr. DAVIS of Florida, Mr. BROWN of Ohio, Mr. BOEHLERT, Mr. NADLER, Mr. DAVIS of Tennessee, Mr. STARK, Mr. DINGELL, and Mr. PALLONE.

H.R. 939: Mr. ROTHMAN.

H.R. 941: Mr. HOSTETTLER.

H.R. 963: Mr. CALVERT and Mr. JEFFERSON.

H.R. 968: Mr. WAMP.

H.R. 986: Mr. ROGERS of Kentucky and Mr. CUELLAR.

H.R. 1002: Mr. ORTIZ, Mr. SCHIFF, Mr. HOYER, and Mr. WOLF.

H.R. 1053: Ms. CORRINE BROWN of Florida, Mr. MORAN of Virginia, and Mr. GUTIERREZ.

H.R. 1105: Mr. KILDEE.

H.R. 1108: Mr. STARK, Mr. HONDA, Mrs. CAPPS, Mr. OWENS, Mr. BARROW, Mr. LEWIS of Georgia, Mr. CUMMINGS, and Mr. GERLACH.

H.R. 1188: Mr. OLVER, Ms. NORTON, and Mr. HONDA.

H.R. 1217: Mr. HOLDEN.

H.R. 1227: Mr. ENGLISH of Pennsylvania.

H.R. 1259: Ms. ROS-LEHTINEN, Mr. PITTS, Mr. LAHOOD, Mr. NORWOOD, Mr. YOUNG of Florida, Mrs. BONO, and Mr. SOUDER.
H.R. 1333: Ms. DELAURO.
H.R. 1345: Mr. MCCRERY, Ms. PRYCE of Ohio, and Mr. SHAYS.
H.R. 1357: Mr. DOOLITTLE.
H.R. 1426: Mr. JEFFERSON.
H.R. 1431: Mr. OWENS, Mr. WAXMAN, Mr. FILNER, and Mr. WYNN.
H.R. 1494: Mr. PUTNAM.
H.R. 1578: Mr. DOGGETT and Mr. SHUSTER.
H.R. 1707: Mr. WEXLER, Mr. ROTHMAN, and Mr. LYNCH.
H.R. 1708: Mr. MURPHY and Mr. LEWIS of Georgia.
H.R. 1816: Mrs. NORTHUP.
H.R. 1849: Mr. MEEKS of New York.
H.R. 1898: Mr. STUPAK.
H.R. 1951: Mr. OWENS.
H.R. 2048: Mr. NEAL of Massachusetts, and Mr. SKELTON.
H.R. 2051: Ms. WOOLSEY.
H.R. 2052: Mr. WYNN.
H.R. 2063: Mrs. NORTHUP.
H.R. 2072: Mr. FATTAH and Ms. MCKINNEY.
H.R. 2101: Mr. BISHOP of Georgia.
H.R. 2129: Mr. STRICKLAND.
H.R. 2177: Mrs. WILSON of New Mexico.
H.R. 2233: Mr. KILDEE.
H.R. 2237: Mr. FRANK of Massachusetts.
H.R. 2345: Ms. WOOLSEY and Mr. FATTAH.
H.R. 2369: Mr. POMBO, Ms. ROS-LEHTINEN, Mrs. BONO, Mr. PENCE, Mr. CHANDLER, Mr. PITTS, Mr. BARROW, Mrs. CHRISSTENSEN, Mr. FALEOMAVAEGA, Mr. KIRK, Mr. JEFFERSON, Mr. REYES, Mr. AL GREEN of Texas, Mr. COOPER, Mr. GUTIERREZ, Mr. DOGGETT, Ms. MOORE of Wisconsin, Mr. AKIN, Mr. EMANUEL, Ms. LINDA T. SÁNCHEZ of California, Ms. MCCOLLUM of Minnesota, Mr. MCINTYRE, Mr. OTTER, Mr. LANGEVIN, Mr. CARDIN, Mr. POMEROY, Mr. MELANCON, Mr. ENGEL, Mr. ROTHMAN, Mr. GALLEGLY, Mr. RAMSTAD, Mr. BOUCHER, Mrs. NAPOLITANO, Mr. BRADY of Pennsylvania, Mr. KING of New York, Mr. PORTER, Mr. OBERSTAR, Mr. FOLEY, Mrs. NORTHUP, Ms. HOOLEY, Mr. PALLONE, Mr. BAIRD, Mr. EHLERS, Mr. SCHWARZ of Michigan, Mr. DELAHUNT, Mr. CLEAVER, Mrs. DAVIS of California, Mr. MARKEY, Mr. BOUSTANY, Mr. EVANS, and Mr. DEFAZIO.
H.R. 2386: Ms. HARRIS, Mr. GILCHREST, and Mrs. NORTHUP.
H.R. 2390: Mr. NADLER, Ms. MILLENDER-MCDONALD, Ms. WATSON, Mr. FARR, Mrs. TAUSCHER, Mr. BLUMENAUER, Ms. BALDWIN, and Mr. MORAN of Virginia.
H.R. 2553: Mr. ISRAEL.
H.R. 2658: Mr. MARCHANT and Mr. BACHUS.
H.R. 2716: Mr. MICHAUD.
H.R. 2717: Mr. WELDON of Pennsylvania.
H.R. 2793: Mr. SABO and Mr. SULLIVAN.
H.R. 2803: Ms. PRYCE of Ohio.
H.R. 2872: Mr. PASTOR, Mr. CONAWAY, Mr. MCCRERY, Ms. WATERS, Mr. KIRK, Mr. MARCHANT, Mr. GRAVES, Mr. NUSSLE, and Mr. REICHERT.
H.R. 2874: Mr. MELANCON and Mr. HINCHEY.
H.R. 3061: Mr. GRAVES.
H.R. 3111: Mr. RYAN of Wisconsin.
H.R. 3145: Mr. LOBIONDO, Ms. HOOLEY, Mr. BISHOP of Georgia, Mr. WYNN, Mr. MCINTYRE, and Ms. ZOE LOFGREN of California.
H.R. 3157: Mr. CONYERS.
H.R. 3186: Mr. CROWLEY and Mr. PAUL.
H.R. 3255: Mr. WELDON of Pennsylvania.
H.R. 3307: Mr. BARROW and Mr. CASE.
H.R. 3334: Mr. LARSON of Connecticut, Mr. AL GREEN of Texas, and Mr. DAVIS of Tennessee.
H.R. 3337: Mrs. TAUSCHER.
H.R. 3352: Mr. POE and Mr. DOGGETT.
H.R. 3401: Mr. RANGEL.
H.R. 3442: Mr. WEXLER.
H.R. 3476: Mr. PETERSON of Minnesota, Mr. PLATTS, and Mr. HOLDEN.
H.R. 3478: Mrs. DRAKE, Mr. SPRATT, Mr. CASE, Mr. ISRAEL, Mr. AKIN, Mr. COSTELLO, Mr. FATTAH, Ms. KILPATRICK of Michigan, and Mr. HOSTETTLER.
H.R. 3502: Ms. SCHAKOWSKY.
H.R. 3579: Mr. ALLEN and Mr. DOYLE.
H.R. 3681: Mr. DAVIS of Illinois.
H.R. 3753: Mr. WILSON of South Carolina and Mr. BACHUS.
H.R. 3778: Mr. KILDEE, Mrs. JOHNSON of Connecticut, Mr. MORAN of Virginia, Mrs. CAPPS, and Mr. FILNER.
H.R. 3861: Mr. TIERNEY, Ms. MCKINNEY, Mr. CLAY, Mr. DAVIS of Illinois, and Mr. CROWLEY.
H.R. 3883: Mr. KINGSTON, Mr. COBLE, Ms. FOXX, Mr. CALVERT, Ms. HART, Mr. ISTOOK, and Mr. COLE of Oklahoma.
H.R. 3888: Ms. DEGETTE and Mr. LYNCH.
H.R. 3917: Mr. CUMMINGS.
H.R. 3933: Mr. EVANS.
H.R. 3972: Mr. MCCOTTER.
H.R. 4005: Mr. GERLACH and Mr. CARDIN.
H.R. 4030: Ms. SCHWARTZ of Pennsylvania.
H.R. 4033: Mr. MCGOVERN and Mr. BARROW.
H.R. 4035: Mrs. MUSGRAVE.
H.R. 4063: Mr. DEFAZIO.
H.R. 4075: Mr. MCCOTTER.
H.R. 4140: Mr. BRADY of Pennsylvania, Mr. BROWN of Ohio, Mr. GRIJALVA, Ms. EDDIE BERNICE JOHNSON of Texas, Mrs. LOWEY, and Mr. SCOTT of Virginia.
H.R. 4141: Mr. BRADY of Pennsylvania, Mr. GRIJALVA, Ms. EDDIE BERNICE JOHNSON of Texas, and Mr. SCOTT of Virginia.
H.R. 4186: Ms. HOOLEY and Mrs. MILLER of Michigan.
H.R. 4197: Mr. STARK.
H.R. 4222: Mr. CARDOZA and Mr. MICHAUD.
H.R. 4236: Mr. CONAWAY.
H.R. 4265: Mr. MOLLOHAN, Ms. ROS-LEHTINEN, Mr. FERGUSON, Mr. WELDON of Pennsylvania, Mr. MURPHY, Mr. OBERSTAR, and Ms. KAPTUR.
H.R. 4298: Mr. SANDERS and Mr. DOGGETT.
H.R. 4304: Mr. CASE.
H.R. 4351: Mr. FARR.
H.R. 4366: Mr. BILIRAKIS.
H.R. 4409: Mr. SIMMONS, Ms. SCHWARTZ of Pennsylvania, Ms. WASSERMAN SCHULTZ, Mr. BROWN of South Carolina, Mr. MCCOTTER, Mr. SHUSTER, Mr. FITZPATRICK of Pennsylvania, and Mr. PLATTS.
H.R. 4411: Mr. WILSON of South Carolina and Mr. UPTON.
H.R. 4424: Mr. MARSHALL, Ms. SCHAKOWSKY, and Mr. GRIJALVA.
H.R. 4448: Ms. ZOE LOFGREN of California and Ms. SCHAKOWSKY.
H.R. 4460: Mr. PALLONE and Mr. WILSON of South Carolina.
H.R. 4463: Mr. BERMAN.
H.R. 4465: Mr. FATTAH, Mr. WU, Ms. ZOE LOFGREN of California, Ms. SCHAKOWSKY, Mr. DEFAZIO, Mr. PAYNE, Mr. PASTOR, Mr. BRADY of Pennsylvania, Ms. SCHWARTZ of Pennsylvania, Mr. WAXMAN, and Mr. MICHAUD.
H.R. 4472: Mr. REYNOLDS, Mr. WHITFIELD, and Mr. CRAMER.
H.R. 4479: Ms. PELOSI, Mr. NEAL of Massachusetts, and Mr. CUMMINGS.
H.R. 4494: Mr. BARROW.
H.R. 4511: Mr. SAM JOHNSON of Texas.
H.R. 4520: Mr. FATTAH.
H.R. 4526: Mr. BROWN of South Carolina.
H.R. 4542: Mr. CHANDLER, Mr. BERMAN, Mr. CAPUANO, and Ms. LORETTA SANCHEZ of California.
H.R. 4547: Mr. MURTHA, Mr. MCHENRY, Mrs. SCHMIDT, Mr. LARSEN of Washington, and Mr. BISHOP of Georgia.
H.R. 4574: Ms. BERKLEY.
H.R. 4625: Mr. POMBO, Mr. NORWOOD, and Mr. WELDON of Pennsylvania.
H.R. 4655: Mr. MILLER of Florida, Mr. CAPUANO, and Mrs. BIGGERT.
H.R. 4662: Mr. FOSSELLA.
H.R. 4663: Mr. SIMMONS.
H.R. 4665: Mr. CUELLAR.
H.R. 4666: Mr. GOODE, Mr. DOYLE, and Mr. CASE.
H.R. 4668: Mr. PRICE of Georgia.
H.R. 4672: Mr. BERRY, Mr. WYNN, Mr. CUELLAR, Mr. MCHUGH, and Mr. COSTA.
H.R. 4675: Ms. WOOLSEY.
H.R. 4676: Mr. PAYNE.
H.R. 4679: Mr. ENGLISH of Pennsylvania.
H.R. 4681: Ms. HART, Mrs. KELLY, Mr. KENNEDY of Minnesota, Mr. SULLIVAN, Mr. HENSARLING, Mr. FITZPATRICK of Pennsylvania, Mr. SOUDER, Mr. FOSSELLA, Mr. MARIO DIAZ-BALART of Florida, Mr. WESTMORELAND, Mr. DAVIS of Florida, Mr. RUPPERSBERGER, Mr. BLUNT, and Mrs. MALONEY.
H.R. 4685: Mr. SCHIFF and Mr. CLAY.
H.R. 4704: Mr. FRANK of Massachusetts, Mr. DAVIS of Tennessee, Mr. KILDEE, Mr. GRIJALVA, Mrs. DAVIS of California, and Mrs. MCCARTHY.
H.R. 4705: Mr. HINOJOSA.
H.R. 4708: Ms. MATSUI and Mr. MCDERMOTT.
H.R. 4722: Ms. SOLIS.
H.J. Res. 67: Mr. BRADLEY of New Hampshire, and Ms. HARRIS.
H. Con. Res. 68: Mr. FATTAH and Mrs. MCCARTHY.
H. Con. Res. 210: Mr. CHANDLER.
H. Con. Res. 231: Mr. WICKER.
H. Con. Res. 235: Mr. BOOZMAN.
H. Con. Res. 277: Mr. MCINTYRE, Mrs. MCCARTHY, and Mr. BOEHLERT.
H. Con. Res. 298: Mr. WAXMAN.
H. Con. Res. 299: Ms. LEE and Mr. MCDERMOTT.
H. Con. Res. 302: Mr. MCCOTTER, Mr. ALEXANDER, and Mr. CANTOR.
H. Con. Res. 306: Mr. BROWN of South Carolina and Mr. GENE GREEN of Texas.
H. Con. Res. 318: Mr. MEEHAN and Mr. FARR.
H. Con. Res. 322: Mrs. JO ANN DAVIS of Virginia.
H. Con. Res. 335: Mr. MORAN of Virginia, Mr. LEWIS of Georgia, Mr. SCHIFF, Mr. CONYERS, Mr. BERMAN, Mrs. JONES of Ohio, Mr. FILNER, Mr. SMITH of Washington, Mr. KILDEE, Mrs. MALONEY, Ms. LEE, and Ms. MOORE of Wisconsin.
H. Res. 116: Mrs. MALONEY and Mr. ACKERMAN.
H. Res. 323: Mr. ROGERS of Michigan, Mr. LANGEVIN, and Mr. RAMSTAD.
H. Res. 357: Mr. SCHIFF.
H. Res. 521: Mr. MEEKS of New York and Mr. GENE GREEN of Texas.
H. Res. 526: Mr. VAN HOLLEN.
H. Res. 544: Mr. GRIJALVA and Mr. POMEROY.
H. Res. 556: Mr. HENSARLING.
H. Res. 561: Mr. EVANS.
H. Res. 578: Mr. NORWOOD, Mr. MORAN of Virginia, Mr. GALLEGLY, Mr. MCINTYRE, Mr. OBERSTAR, Mr. AKIN, and Mr. LEACH.
H. Res. 628: Mr. ENGLISH of Pennsylvania.
H. Res. 635: Ms. VELÁZQUEZ and Ms. MOORE of Wisconsin.
H. Res. 641: Ms. BALDWIN.
H. Res. 643: Mr. ACKERMAN, Mr. KUCINICH, Mr. SERRANO, Mrs. MALONEY, Mr. CLEAVER, Mr. WATT, Mr. CAPUANO, Mrs. DAVIS of California, Ms. WATSON, and Mr. GEORGE MILLER of California.
H. Res. 647: Mr. MILLER of Florida and Mr. GUTKNECHT.
H. Res. 658: Mr. DOGGETT, Mr. MCDERMOTT, Mr. HONDA, Mr. LANTOS, Mr. GEORGE MILLER of California, Ms. MCCOLLUM of Minnesota, Mr. MORAN of Virginia, Mr. WEXLER, and Mr. ENGLISH of Pennsylvania.
H. Res. 665: Mr. WAMP, Mr. COOPER, Mr. ETHERIDGE, Mrs. CHRISTENSEN, Mr. DOYLE, Ms. KILPATRICK of Michigan, Mr. TANNER, Mr. HOLT, Ms. SCHWARTZ of Pennsylvania, Mr. MCINTYRE, Mr. SMITH of Washington, Mr. MCGOVERN, Mrs. MALONEY, and Mr. GORDON.

WEDNESDAY, FEBRUARY 15, 2006 (7)

The House was called to order by the SPEAKER.

¶7.1 APPROVAL OF THE JOURNAL

The SPEAKER announced he had examined and approved the Journal of the proceedings of Tuesday, February 14, 2006.

Pursuant to clause 1, rule I, the Journal was approved.

¶7.2 COMMUNICATIONS

Executive and other communications, pursuant to clause 8, rule XII, were referred as follows:

6189. A letter from the Secretary, Department of Commerce, transmitting a report of a violation of the Antideficiency Act by the National Oceanic and Atmospheric Administration, pursuant to 31 U.S.C. 1517(b); to the Committee on Appropriations.

6190. A letter from the Under Secretary for Personnel and Readiness, Department of Defense, transmitting a letter on the approved retirement of Vice Admiral David L. Brewer III, United States Navy, and his advancement to the grade of vice admiral on the retired list; to the Committee on Armed Services.

6191. A letter from the Acting President and Chairman, Export-Import Bank of the United States, transmitting a report on transactions involving U.S. exports to the Kingdom of the Netherlands pursuant to Section 2(b)(3) of the Export-Import Bank Act of 1945, as amended; to the Committee on Financial Services.

6192. A letter from the Director, Child Nutrition Division, FNS, Department of Agriculture, transmitting the Department's final rule — Child and Adult Care Food Program: Age Limits for Children Receiving Meals in Emergency Shelters (RIN: 0584-AD56) received January 17, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Education and the Workforce.

6193. A letter from the Acting Director, OSRV, MSHA, Department of Labor, transmitting the Department's final rule — Training Standards for Shaft and Slope Construction Workers at Underground Mines and Surface Areas of Underground Mines (RIN: 1219-AB35) received January 24, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Education and the Workforce.

6194. A letter from the Acting Director, OSRV, MSHA, Department of Labor, transmitting the Department's final rule — Low- and Medium-Voltage Diesel-Powered Electrical Generators (RIN: 1219-AA98) received January 24, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Education and the Workforce.

6195. A letter from the Acting Director, OSHA Directorate of Standards and Guidance, Department of Labor, transmitting the Department's final rule — Roll-Over Protective Structures [Docket No. S-270-A] (RIN: 1218-AC15) received January 9, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Education and the Workforce.

6196. A letter from the Assistant Secretary, Employee Benefits Security Administration, Department of Labor, transmitting the Department's final rule — Annual Funding Notice for Multiemployer Defined Benefit Pension Plans (RIN: 1210-AB00) received January 11, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Education and the Workforce.

6197. A letter from the Deputy Executive Director, Pension Benefit Guaranty Corporation, transmitting the Corporation's final rule — Valuation of Benefits; Mortality Assumptions (RIN: 1212-AA55) received January 9, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Education and the Workforce.

6198. A letter from the Deputy Executive Director, Pension Benefit Guaranty Corporation, transmitting the Corporation's final rule — Disclosure to Participants; Benefits Payable in Terminated Single-Employer Plans — received January 9, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Education and the Workforce.

6199. A letter from the Deputy Executive Director, Pension Benefit Guaranty Corporation, transmitting the Corporation's final rule — Benefits Payable in Terminated Single-Employer Plans; Allocation of Assets in Single Employer Plans; Interest Assumptions for Valuing and Paying Benefits — received January 9, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Education and the Workforce.

6200. A letter from the Deputy Executive Director, Pension Benefit Guaranty Corporation, transmitting the Corporation's final rule — Benefits Payable in Terminated Single-Employer Plans; Allocation of Assets in Single-Employer Plans; Interest Assumptions for Valuing and Paying Benefits — February 8, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Education and the Workforce.

6201. A letter from the Deputy Director, Defense Security Cooperation Agency, transmitting the annual report on Military Assistance, Military Exports, and Military Imports for Fiscal Year 2005, as required by Section 655 of the Foreign Assistance Act of 1961 (FAA), as enacted 10 February 1996, by Section 1324 of Pub. L. 104–106, and 21 July 1996, by Section 148 of Pub. L. 104–164; to the Committee on International Relations.

6202. A letter from the Associate Director, PP&I, OFAC, Department of the Treasury, transmitting the Department's final rule — Economic Sanctions Enforcement Procedures for Banking Institutions — January 11, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on International Relations.

6203. A letter from the Associate Director, PP&I, OFAC, Department of the Treasury, transmitting the Department's final rule — Partial Withdrawal of Proposed Rule — January 11, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on International Relations.

6204. A letter from the Assistant Secretary, Legislative Affairs, Department of State, transmitting the Department's final rule — Hague Convention on Intercountry Adoption; Inventory Adoption Act of 2000; Accreditation of Agencies; Approval of Persons (RIN: 1400-AA-88) received January 30, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on International Relations.

6205. A letter from the Acting Secretary to the Council, Council of the District of Columbia, transmitting a copy of Council Resolution 16-443 the, ''Transfer of Jurisdiction Over a Portion of U.S. Reservation 475, Fort Mahan Park Approval Resolution of 2006,'' pursuant to D.C. Code section 1–233(c)(1); to the Committee on Government Reform.

6206. A letter from the General Counsel, General Accounting Office, transmitting the FY 2005 report of the instances in which a federal agency did not fully implement a recommendation made by the GAO in connection with a bid protest decided the prior fiscal year, pursuant to 31 U.S.C. 3554(e)(2); to the Committee on Government Reform.

6207. A letter from the Chairman, Christopher Columbus Fellowship Foundation, transmitting pursuant to the Accountability of Tax Dollars Act, the Foundation's Form and Content Reports for the fourth quarter of FY 2005 and the first quarter of FY 2006 as prepared by the U.S. General Services Administration; to the Committee on Government Reform.

6208. A letter from the Deputy CHCO/Director, HCM, Department of Energy, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Government Reform.

6209. A letter from the General Counsel, Department of Health and Human Services, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Government Reform.

6210. A letter from the Presidential Appointments Officer, Department of State, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Government Reform.

6211. A letter from the Presidential Appointments Officer, Department of State, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Government Reform.

6212. A letter from the Presidential Appointments Officer, Department of State, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Government Reform.

6213. A letter from the Presidential Appointments Officer, Department of State, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Government Reform.

6214. A letter from the Presidential Appointments Officer, Department of State, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Government Reform.

6215. A letter from the Presidential Appointments Officer, Department of State, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Government Reform.

6216. A letter from the Presidential Appointments Officer, Department of State, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Government Reform.

6217. A letter from the Presidential Appointments Officer, Department of State, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Government Reform.

6218. A letter from the Attorney Advisor, Department of Transportation, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Government Reform.

6219. A letter from the Attorney Advisor, Department of Transportation, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Government Reform.

6220. A letter from the Attorney Advisor, Department of Transportation, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Government Reform.

6221. A letter from the Attorney Advisor, Department of Transportation, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Government Reform.

6222. A letter from the Attorney Advisor, Department of Transportation, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Government Reform.

6223. A letter from the Chairman and Chief Executive Officer, Farm Credit Administration, transmitting a report on the proposed fiscal year 2007 budget; to the Committee on Government Reform.

6224. A letter from the Director, Office of Personnel Management, transmitting the Office's Congressional Budget Justification and Performance Budget for FY 2007; to the Committee on Government Reform.

6225. A letter from the Secretary, Smithsonian Institution, transmitting in accordance with Section 647(b) of Division F of the Consolidated Appropriations Act, FY 2004, Pub. L. 108-199, the Institution's report on competitive sourcing efforts for FY 2005; to the Committee on Government Reform.

6226. A letter from the Executive Secretary/Chief of Staff, U.S. Agency for International Development, transmitting a report

pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Government Reform.

6227. A letter from the Acting Assistant Secretary for Fish and Wildlife and Parks, Department of the Interior, transmitting the Department's final rule — Migratory Bird Hunting; Approval of Tungsten-Iron-Copper-Nickel, Iron-Tungsten-Nickel Alloy, Tungsten-Bronze (Additional Formulation), and Tungsten-Tin-Iron Shot Types as Nontoxic for Hunting Waterfowl and Coots; Availability of Environmental Assessments (RIN: 1018-AU04; RIN: 1018-AU09; RIN: 1018-AU13; RIN: 1018-AU28) received January 25, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Resources.

6228. A letter from the Acting Director, Office of Surface Mining, Department of the Interior, transmitting the Department's final rule — Iowa Regulatory Program [Docket No. IA-015-FOR] received January 26, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Resources.

6229. A letter from the Acting Deputy Assistant Administrator for Regulatory Programs, NMFS, National Oceanic and Atmospheric Administration, transmitting the Administration's final rule — Groundfish Fisheries of the Exclusive Economic Zone Off the Coast of Alaska; Recordkeeping and Reporting [Docket No. 050628170-5328-02; I.D. 062105B] (RIN: 0648-AR67) received January 17, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Resources.

6230. A letter from the Deputy Assistant Administrator for Operations, NMFS, National Oceanic and Atmospheric Administration, transmitting the Administration's final rule — Fisheries of the Exclusive Economic Zone Off Alaska; Cape Sarlchef Research Restriction Area Opening for the Groundfish Fisheries of the Bering Sea and Aleutian Islands Management Area [Docket No. 051017269-6002-02; I.D. 100705C] (RIN: 0648-AT54) received January 24, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Resources.

6231. A letter from the Acting Director, Office of Sustainable Fisheries, NMFS, National Oceanic and Atmospheric Administration, transmitting the Department's final rule — Fisheries of the Northeastern United States; Atlantic Herring Fishery; Total Allowable Catch Harvested for Management Area 1B [Docket No. 050112008-5102-02; I.D. 121205D] received January 9, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Resources.

6232. A letter from the Acting Director, Office of Sustainable Fisheries, NMFS, National Oceanic and Atmospheric Administration, transmitting the Administration's final rule — Fisheries of the Exclusive Economic Zone Off Alaska; Pacific Cod by Catcher Vessels 60 feet (18.3 Meters) Length Overall and Longer Using Hook-and-line Gear in the Bering Sea and Aleutian Islands Management Area [Docket No. 041126332-5039-02; I.D. 120705A] received January 24, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Resources.

6233. A letter from the Director, Office of Sustainable Fisheries, NMFS, National Oceanic and Atmospheric Administration, transmitting the Administration's final rule — Fisheries of the Northeastern United States; Tilefish Fishery; Adjustment to the Fishing Year 2006 Tilefish Full-time Tier 1 Permit Category Commercial Quota [Docket No. 010319075-1217-02; I.D. 122905B] received January 24, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Resources.

6234. A letter from the Director, Office of Sustainable Fisheries, NMFS, National Oceanic and Atmospheric Administration, transmitting the Administration's final rule — Atlantic Highly Migratory Species; Atlantic Bluefin Tuna Fisheries [I.D. 010406B] received January 24, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Resources.

6235. A letter from the Director, Office of Sustainable Fisheries, NMFS, National Oceanic and Atmospheric Administration, transmitting the Administration's final rule — Magnuson-Stevens Fishery Conservation and Management Act Provisions; Fisheries of the Northeastern United States; Northeast Multispecies Fishery; Quota Adjustment for the Closed Area 1 Hook Gear Haddock Special Access Program [Docket No. 050630174-5234-02; I.D. 121505A] received January 9, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Resources.

6236. A letter from the Deputy Assistant Administrator for Regulatory Programs, NMFS, National Oceanic and Atmospheric Administration, transmitting the Administration's final rule — Fisheries of the Caribbean, Gulf of Mexico, and South Atlantic; Gulf of Mexico Essential Fish Habitat Amendment [Docket No. 050915240-5332-02; I.D. 090905A] (RIN: 0648-AS66) received January 17, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Resources.

6237. A letter from the Deputy Assistant Administrtaor for Regulatory Programs, NMFS, National Oceanic and Atmospheric Administration, transmitting the Administration's final rule — Fisheries of the Caribbean, Gulf of Mexico, and South Atlantic; Gulf of Mexico Commercial Grouper Fishery Trip Limit [Docket No. 051114298-5338-02; I.D. 110105C] (RIN: 0648-AT12) received January 17, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Resources.

6238. A letter from the Acting Director, Office of Sustainable Fisheries, NMFS, National Oceanic and Atmospheric Administration, transmitting the Administration's final rule — Fisheries Off West Coast States and in the Western Pacific; West Coast Salmon Fisheries; Inseason Action #10 — Adjustment of the Recreational Fishery from Leadbetter Point, Washington, to Cape Falcon, Oregon [Docket No. 050426117-5117-01; ID. 110905E] received January 17, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Resources.

6239. A letter from the Acting Director, Office of Sustainable Fisheries, NMFS, National Oceanic and Atmospheric Administration, transmitting the Administration's final rule — Fisheries of the Exclusive Economic Zone Off Alaska; Groundfish in the Bering Sea and Aleutian Islands Management Area [Docket No. 041126332-5039-02; I.D. 122305A] received January 9, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Resources.

¶7.3 PALESTINIAN AUTHORITY ASSISTANCE

Mr. HYDE moved to suspend the rules and agree to the following concurrent resolution of the Senate (S. Con. Res. 79):

Resolved by the Senate (the House of Representatives concurring), That it is the sense of Congress that no United States assistance should be provided directly to the Palestinian Authority if any representative political party holding a majority of parliamentary seats within the Palestinian Authority maintains a position calling for the destruction of Israel.

The SPEAKER pro tempore, Mr. KOLBE, recognized Mr. HYDE and Mr. ACKERMAN, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and agree to said concurrent resolution?

The SPEAKER pro tempore, Mr. KOLBE, announced that two-thirds of the Members present had voted in the affirmative.

Ms. ROS-LEHTINEN demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mr. KOLBE, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed.

¶7.4 SHIRLEY HORN

Mr. PORTER moved to suspend the rules and agree to the following concurrent resolution (H. Con. Res. 300); as amended:

Whereas on October 20, 2005, the United States lost jazz legend Shirley Horn, who contributed greatly to the musical landscape of the Nation through her artistry and musical talent;

Whereas Shirley Horn was born in 1934 in Washington, DC, and started her musical career at the age of four on her grandmother's piano;

Whereas at the tender age of 12, Shirley Horn studied composition and piano at Howard University and was invited to attend the prestigious Juilliard School in New York City when she was 18;

Whereas jazz gives a powerful voice to the American experience and is born of a diverse society, uniting people across the divides of race, region, and national boundaries, and draws from life experience and human emotion;

Whereas over her long and distinguished career, Shirley Horn performed and worked with jazz legends, including Miles Davis and Quincy Jones;

Whereas Shirley Horn recorded over two dozen albums and was lauded with numerous honors, including the Grammy Award for best jazz vocal performance in 1998, election into the Lionel Hampton Jazz Hall of Fame in 1996, an honorary doctorate from the Berklee College of Music in 1998, the 2003 Jazz at Lincoln Center Award, inclusion in ASCAP's Wall of Fame as the 2005 living legend, and the 2005 NEA Jazz Master, the Nation's highest honor in jazz;

Whereas Shirley Horn never forgot her roots and continued to support and perform in her local community of Washington, DC, receiving the Mayor's Arts Award for Excellence in an Artistic Discipline; and

Whereas Shirley Horn's voice and piano had a profound effect on her listeners around the world: Now, therefore, be it

Resolved by the House of Representatives (the Senate concurring), That Congress—

(1) notes with deep sorrow the death of Shirley Horn and extends heartfelt sympathy to her husband and family; and

(2) recognizes Shirley Horn's many achievements and contributions to the world of jazz and American culture and notes the loss to American culture with her passing.

The SPEAKER pro tempore, Mr. KOLBE, recognized Mr. PORTER and Mr. DAVIS of Illinois, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and agree to said concurrent resolution, as amended?

The SPEAKER pro tempore, Mr. GILLMOR, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said concurrent resolution, as amended, was agreed to.

A motion to reconsider the vote whereby the rules were suspended and said concurrent resolution, as amended, was agreed to was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said concurrent resolution.

¶7.5 FEDERAL EMERGENCY MANAGEMENT AGENCY BORROWING AUTHORITY

Mr. NEY moved to suspend the rules and pass the bill of the Senate (S. 2275) to temporarily increase the borrowing authority of the Federal Emergency Management Agency for carrying out the national flood insurance program; as amended.

The SPEAKER pro tempore, Mr. GILLMOR, recognized Mr. NEY and Mr. FRANK of Massachusetts, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and pass said bill, as amended?

The SPEAKER pro tempore, Mr. GILLMOR, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill, as amended, was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill, as amended, was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk notify the Senate thereof.

¶7.6 SMALL BUSINESS ADMINISTRATION SUPPLEMENTAL APPROPRIATIONS FY 2006

Mr. LEWIS of California moved to suspend the rules and pass the bill (H.R. 4745) making supplemental appropriations for fiscal year 2006 for the Small Business Administration's disaster loans program, and for other purposes.

The SPEAKER pro tempore, Mr. GILLMOR, recognized Mr. LEWIS of California and Mr. OBEY, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and pass said bill?

The SPEAKER pro tempore, Mr. GILLMOR, announced that two-thirds of the Members present had voted in the affirmative.

Mr. OBEY demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mr. GILLMOR, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed.

¶7.7 RECESS—11:44 A.M.

The SPEAKER pro tempore, Mr. GILLMOR, pursuant to clause 12(a) of rule I, declared the House in recess at 11 o'clock and 44 minutes a.m., subject to the call of the Chair.

¶7.8 AFTER RECESS—5:46 P.M.

The SPEAKER pro tempore, Mr. WESTMORELAND, called the House to order.

¶7.9 ORDER OF BUSINESS—CONSIDERATION OF H. CON. RES. 341

On motion of Mr. Lincoln DIAZ-BALART of Florida, by unanimous consent,

Ordered, That it may be in order at any time to consider in the House the concurrent resolution (H. Con. Res. 341) condemning the Government of Iran for violating its international nuclear nonproliferation obligations and expressing support for efforts to report Iran to the United Nations Security Council; that the concurrent resolution be considered as read; and that the previous question be considered as ordered on the concurrent resolution and preamble to final adoption without intervening motion or demand for division of the question except (1) one hour of debate equally divided and controlled by the chairman and ranking minority member of the Committee on International Relations and (2) one motion to recommit which may not contain instructions.

¶7.10 S. CON. RES. 79—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mr. WESTMORELAND, pursuant to clause 8, rule XX, announced the unfinished business to be the motion to suspend the rules and agree to the concurrent resolution of the Senate (S. Con. Res. 79) expressing the sense of Congress that no United States assistance should be provided directly to the Palestinian Authority if any representative political party holding a majority of parliamentary seats within the Palestinian Authority maintains a position calling for destruction of Israel.

The question being put,

Will the House suspend the rules and agree to said concurrent resolution?

The vote was taken by electronic device.

It was decided in the affirmative ..... { Yeas ..... 418 / Nays ..... 1 }

¶7.11 [Roll No. 10]

YEAS—418

Ackerman
Aderholt
Akin
Alexander
Allen
Andrews
Baca
Bachus
Baird
Baker
Baldwin
Barrett (SC)
Barrow
Bartlett (MD)
Barton (TX)
Bass
Bean
Beauprez
Becerra
Berkley
Berry
Biggert
Bilirakis
Bishop (GA)
Bishop (NY)
Blackburn
Blunt
Boehlert
Boehner
Bonilla
Bonner
Bono
Boozman
Boren
Boswell
Boucher
Boustany
Boyd
Bradley (NH)
Brady (PA)
Brady (TX)
Brown (OH)
Brown (SC)
Brown, Corrine
Brown-Waite, Ginny
Burgess
Burton (IN)
Butterfield
Buyer
Calvert
Camp (MI)
Cannon
Cantor
Capito
Capps
Capuano
Cardin
Cardoza
Carnahan
Carson
Carter
Case
Castle
Chabot
Chandler
Chocola
Clay
Cleaver
Clyburn
Coble
Cole (OK)
Conaway
Conyers
Cooper
Costa
Costello
Cramer
Crenshaw
Crowley
Cubin
Cuellar
Culberson
Cummings
Davis (AL)
Davis (CA)
Davis (FL)
Davis (IL)
Davis (KY)
Davis (TN)
Davis, Jo Ann
Davis, Tom
Deal (GA)
DeFazio
DeGette
Delahunt
DeLauro
DeLay
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Dicks
Dingell
Doggett
Doolittle
Doyle
Drake
Dreier
Duncan
Edwards
Ehlers
Emanuel
Emerson
Engel
English (PA)
Eshoo
Etheridge
Everett
Farr
Fattah
Feeney
Ferguson
Filner
Fitzpatrick (PA)
Flake
Foley
Forbes
Ford
Fortenberry
Fossella
Foxx
Frank (MA)
Franks (AZ)
Frelinghuysen
Gallegly
Garrett (NJ)
Gerlach
Gibbons
Gilchrest
Gillmor
Gingrey
Gohmert
Gonzalez
Goode
Goodlatte
Gordon
Granger
Graves
Green (WI)
Green, Al
Green, Gene
Grijalva
Gutierrez
Gutknecht
Hall
Harman
Harris
Hart
Hastings (FL)
Hastings (WA)
Hayes
Hayworth
Hefley
Hensarling
Herger
Herseth
Higgins
Hinojosa
Hobson
Hoekstra
Holden
Holt
Honda
Hooley
Hostettler
Hoyer
Hulshof
Hyde
Inglis (SC)
Inslee
Israel
Issa
Istook
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Jenkins
Jindal
Johnson (CT)
Johnson (IL)
Johnson, E. B.
Johnson, Sam
Jones (NC)
Jones (OH)
Kanjorski
Kaptur
Keller
Kelly
Kennedy (MN)
Kennedy (RI)
Kildee
Kilpatrick (MI)
Kind
King (IA)
King (NY)
Kingston
Kirk
Kline
Knollenberg
Kolbe
Kucinich
Kuhl (NY)
LaHood
Langevin
Lantos
Larsen (WA)
Larson (CT)
Latham
LaTourette
Leach
Lee
Levin
Lewis (CA)
Lewis (GA)
Lewis (KY)
Linder
Lipinski
LoBiondo
Lofgren, Zoe
Lowey
Lucas
Lungren, Daniel E.
Lynch
Mack
Maloney
Manzullo
Marchant
Markey
Marshall
Matheson
Matsui
McCarthy
McCaul (TX)
McCollum (MN)
McCotter
McCrery
McDermott
McGovern
McHenry
McHugh
McIntyre
McKeon
McKinney
McMorris
McNulty
Meehan
Meek (FL)
Meeks (NY)
Melancon
Mica
Michaud
Millender-McDonald
Miller (FL)
Miller (MI)
Miller (NC)
Miller, George
Mollohan
Moore (KS)
Moore (WI)
Moran (KS)
Moran (VA)
Murphy
Murtha
Musgrave
Myrick
Nadler
Napolitano
Neal (MA)
Neugebauer
Ney
Northup
Norwood
Nunes
Nussle
Oberstar
Obey
Olver
Ortiz
Otter
Owens
Oxley
Pallone
Pascrell
Pastor
Paul
Payne
Pearce
Pelosi
Pence
Peterson (MN)
Peterson (PA)
Petri
Pickering
Platts
Poe
Pombo
Pomeroy
Porter
Price (GA)
Price (NC)
Pryce (OH)
Putnam
Radanovich
Rahall
Ramstad
Rangel
Regula
Rehberg
Reichert
Renzi
Reyes
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Ros-Lehtinen
Ross
Rothman
Roybal-Allard
Royce
Ruppersberger
Rush
Ryan (OH)
Ryan (WI)
Ryun (KS)
Sabo
Salazar
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Saxton
Schakowsky
Schiff
Schmidt
Schwartz (PA)
Schwarz (MI)
Scott (GA)
Scott (VA)
Sensenbrenner
Serrano
Sessions
Shadegg
Shaw
Shays
Sherman
Sherwood
Shimkus
Shuster

Simmons
Simpson
Skelton
Slaughter
Smith (NJ)
Smith (TX)
Smith (WA)
Snyder
Sodrel
Solis
Souder
Spratt
Stark
Stearns
Strickland
Stupak
Sullivan
Sweeney
Tancredo
Tanner
Tauscher
Taylor (MS)
Taylor (NC)
Terry
Thomas
Thompson (CA)
Thompson (MS)
Thornberry
Tiahrt
Tiberi
Tierney
Towns
Turner
Udall (CO)
Udall (NM)
Upton
Van Hollen
Velázquez
Visclosky
Walden (OR)
Walsh
Waters
Watson
Watt
Waxman
Weiner
Weldon (FL)
Weldon (PA)
Weller
Westmoreland
Wexler
Whitfield
Wicker
Wilson (NM)
Wilson (SC)
Wolf
Wu
Wynn
Young (AK)
Young (FL)

NAYS—1

Abercrombie

NOT VOTING—13

Berman
Bishop (UT)
Blumenauer
Campbell (CA)
Evans
Hinchey
Hunter
Miller, Gary
Osborne
Pitts
Wamp
Wasserman Schultz
Woolsey

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said concurrent resolution was agreed to.

A motion to reconsider the vote whereby the rules were suspended and said concurrent resolution was agreed to was, by unanimous consent, laid on the table.

Ordered, That the Clerk notify the Senate thereof.

¶7.12 H.R. 4745—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mr. WESTMORELAND, pursuant to clause 8, rule XX, announced the further unfinished business to be the motion to suspend the rules and pass the bill (H.R. 4745) making supplemental appropriations for fiscal year 2006 for the Small Business Administration's disaster loans program, and for other purposes.

The question being put,

Will the House suspend the rules and pass said bill?

The vote was taken by electronic device.

It was decided in the affirmative ..... { Yeas ..... 410 / Nays 5

¶7.13 [Roll No. 11]

YEAS—410

Abercrombie
Ackerman
Aderholt
Akin
Alexander
Allen
Andrews
Baca
Bachus
Baird
Baker
Baldwin
Barrett (SC)
Barrow
Bartlett (MD)
Barton (TX)
Bass
Bean
Beauprez
Becerra
Berkley
Berry
Biggert
Bilirakis
Bishop (GA)
Bishop (NY)
Blackburn
Blunt
Boehlert
Boehner
Bonilla
Bonner
Bono
Boozman
Boren
Boswell
Boucher
Boustany
Boyd
Bradley (NH)
Brady (PA)
Brady (TX)
Brown (OH)
Brown (SC)
Brown, Corrine
Brown-Waite, Ginny
Burgess
Burton (IN)
Butterfield
Buyer
Calvert
Camp (MI)
Cannon
Cantor
Capito
Capps
Capuano
Cardin
Cardoza
Carnahan
Carson
Carter
Case
Castle
Chabot
Chandler
Chocola
Clay
Cleaver
Clyburn
Coble
Cole (OK)
Conaway
Conyers
Cooper
Costa
Costello
Cramer
Crenshaw
Crowley
Cubin
Cuellar
Culberson
Cummings
Davis (AL)
Davis (CA)
Davis (FL)
Davis (IL)
Davis (KY)
Davis (TN)
Davis, Jo Ann
Davis, Tom
Deal (GA)
DeGette
Delahunt
DeLauro
DeLay
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Dicks
Dingell
Doggett
Doolittle
Doyle
Drake
Dreier
Edwards
Ehlers
Emanuel
Emerson
Engel
English (PA)
Eshoo
Etheridge
Everett
Farr
Fattah
Feeney
Ferguson
Filner
Fitzpatrick (PA)
Foley
Forbes
Ford
Fortenberry
Fossella
Foxx
Frank (MA)
Franks (AZ)
Frelinghuysen
Gallegly
Garrett (NJ)
Gerlach
Gibbons
Gilchrest
Gillmor
Gingrey
Gohmert
Gonzalez
Goode
Goodlatte
Gordon
Granger
Graves
Green (WI)
Green, Al
Green, Gene
Grijalva
Gutierrez
Hall
Harman
Harris
Hart
Hastings (FL)
Hastings (WA)
Hayes
Hayworth
Hefley
Hensarling
Herger
Herseth
Higgins
Hinojosa
Hobson
Hoekstra
Holden
Holt
Honda
Hooley
Hostettler
Hoyer
Hulshof
Hyde
Inglis (SC)
Inslee
Israel
Issa
Istook
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Jenkins
Jindal
Johnson (CT)
Johnson (IL)
Johnson, E. B.
Johnson, Sam
Jones (NC)
Jones (OH)
Kanjorski
Kaptur
Keller
Kelly
Kennedy (MN)
Kennedy (RI)
Kildee
Kilpatrick (MI)
Kind
King (IA)
King (NY)
Kingston
Kirk
Kline
Knollenberg
Kolbe
Kucinich
Kuhl (NY)
LaHood
Langevin
Lantos
Larsen (WA)
Larson (CT)
Latham
LaTourette
Lee
Levin
Lewis (CA)
Lewis (GA)
Lewis (KY)
Linder
Lipinski
LoBiondo
Lofgren, Zoe
Lowey
Lucas
Lungren, Daniel E.
Lynch
Mack
Maloney
Manzullo
Marchant
Markey
Matheson
Matsui
McCarthy
McCaul (TX)
McCollum (MN)
McCotter
McCrery
McDermott
McGovern
McHenry
McHugh
McIntyre
McKeon
McKinney
McMorris
McNulty
Meehan
Meek (FL)
Meeks (NY)
Melancon
Mica
Michaud
Millender-McDonald
Miller (FL)
Miller (MI)
Miller (NC)
Miller, George
Mollohan
Moore (KS)
Moore (WI)
Moran (KS)
Moran (VA)
Murphy
Musgrave
Myrick
Nadler
Napolitano
Neal (MA)
Neugebauer
Ney
Northup
Norwood
Nunes
Nussle
Oberstar
Obey
Olver
Ortiz
Otter
Owens
Oxley
Pallone
Pascrell
Pastor
Paul
Payne
Pearce
Pelosi
Pence
Peterson (MN)
Peterson (PA)
Petri
Pickering
Platts
Poe
Pombo
Pomeroy
Porter
Price (GA)
Price (NC)
Pryce (OH)
Putnam
Radanovich
Rahall
Ramstad
Rangel
Regula
Rehberg
Reichert
Renzi
Reyes
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Ros-Lehtinen
Ross
Rothman
Roybal-Allard
Ruppersberger
Rush
Ryan (OH)
Ryan (WI)
Ryun (KS)
Sabo
Salazar
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Saxton
Schakowsky
Schiff
Schmidt
Schwartz (PA)
Schwarz (MI)
Scott (GA)
Scott (VA)
Sensenbrenner
Serrano
Sessions
Shadegg
Shaw
Shays
Sherman
Sherwood
Shimkus
Shuster
Simmons
Simpson
Skelton
Slaughter
Smith (NJ)
Smith (TX)
Smith (WA)
Snyder
Sodrel
Solis
Souder
Spratt
Stark
Stearns
Strickland
Stupak
Sullivan
Sweeney
Tanner
Tauscher
Taylor (MS)
Taylor (NC)
Terry
Thomas
Thompson (CA)
Thompson (MS)
Thornberry
Tiahrt
Tiberi
Tierney
Towns
Turner
Udall (CO)
Udall (NM)
Upton
Van Hollen
Velázquez
Visclosky
Walden (OR)
Walsh
Waters
Watson
Watt
Waxman
Weiner
Weldon (FL)
Weldon (PA)
Weller
Westmoreland
Wexler
Whitfield
Wicker
Wilson (NM)
Wilson (SC)
Wolf
Wu
Wynn
Young (AK)
Young (FL)

NAYS—5

Duncan
Flake
Gutknecht
Royce
Tancredo

NOT VOTING—17

Berman
Bishop (UT)
Blumenauer
Campbell (CA)
DeFazio
Evans
Hinchey
Hunter
Leach
Marshall
Miller, Gary
Murtha
Osborne
Pitts
Wamp
Wasserman Schultz
Woolsey

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

¶7.14 COMMITTEE ELECTION—MINORITY

Mr. CLYBURN, by direction of the Democratic Caucus, submitted the following privileged resolution (H. Res. 678):

Resolved, That the following named Members be and are hereby elected to the following standing committees of the House of Representatives:

(1) COMMITTEE ON INTERNATIONAL RELATIONS.—Mr. Carnahan.

(2) COMMITTEE ON TRANSPORTATION AND INFRASTRUCTURE.—Mr. Barrow.

(3) COMMITTEE ON VETERANS AFFAIRS.—Mr. Salazar.

When said resolution was considered and agreed to.

A motion to reconsider the vote whereby said resolution was agreed to was, by unanimous consent, laid on the table.

¶7.15 COMMITTEE ELECTION—MAJORITY

Ms. PRYCE of Ohio, by direction of the Republican Conference, submitted the following privileged resolution (H. Res. 679):

Resolved, That the following Member be, and is hereby, elected to the following standing committee of the House of Representatives:

COMMITTEE ON EDUCATION AND THE WORKFORCE: Mr. McKeon, Chairman.

When said resolution was considered and agreed to.

A motion to reconsider the vote whereby said resolution was agreed to was, by unanimous consent, laid on the table.

¶7.16 MESSAGE FROM THE SENATE

A message from the Senate by Ms. Curtis, one of its clerks, announced that the Senate has passed with an amendment in which the concurrence of the House is requested, a bill of the House of the following title:

H.R. 32. An Act to amend title 18, United States Code, to provide criminal penalties for trafficking in counterfeit marks.

The message also announced that the Senate has passed a bill of the following title in which the concurrence of the House is requested:

S. 1777. An Act to provide relief for the victims of Hurricane Katrina.

¶7.17 SENATE BILL REFERRED

A bill of the Senate of the following title was taken from the Speaker's table and, under the rule, referred as follows:

S. 1777. An Act to provide relief for the victims of Hurricane Katrina; to the Committee on Transportation and Infrastructure, in addition to the Committee on the Judiciary for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

¶7.18 LEAVE OF ABSENCE

By unanimous consent, leave of absence was granted—

To Mr. HINCHEY, for today and balance of the week; and

To Mr. OSBORNE, for today and balance of the week.

And then,

¶7.19 ADJOURNMENT

On motion of Mr. MEEK of Florida, at 11 o'clock and 20 minutes p.m., the House adjourned.

¶7.20 REPORTS OF COMMITTEES ON PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XIII, reports of committees were delivered to the Clerk for printing and reference to the proper calendar, as follows:

Mr. TOM DAVIS of Virginia: Select Bipartisan Committee to Investigate the Preparation for and Response to Hurricane Katrina. Final Report of the Select Bipartisan Committee to Investigate the Preparation for and Response to Hurricane Katrina (Rept. 109–377). Referred to the Committee of the Whole House on the State of the Union.

¶7.21 PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XII, public bills and resolutions were introduced and severally referred, as follows:

By Mr. TANCREDO (for himself, Mr. PAYNE, Mr. JEFFERSON, Mr. BISHOP of Georgia, Mr. MCNULTY, Mr. HOLT, Mr. WOLF, and Mr. AL GREEN of Texas):

H.R. 4754. A bill to establish a student loan forgiveness program for members of the Sudanese Diaspora to enable them to return to southern Sudan and contribute to the reconstruction effort of southern Sudan; to the Committee on Education and the Workforce.

By Mrs. KELLY (for herself, Mr. COSTELLO, Mr. KING of New York, Mr. DAVIS of Kentucky, Mr. ENGLISH of Pennsylvania, Mr. WALSH, Mr. NEY, Mr. LOBIONDO, Mr. SWEENEY, Mr. SIMMONS, Mr. RENZI, Mr. MCHUGH, Mr. GERLACH, Mr. BOEHLERT, Mrs. EMERSON, Mr. DEFAZIO, Ms. BERKLEY, Mr. PASCRELL, Mr. SALAZAR, Mr. HOLDEN, Mr. ANDREWS, Mr. SCHIFF, Mr. BISHOP of New York, Mr. CONYERS, Mr. HONDA, Mr. PALLONE, Mr. PASTOR, Mr. MICHAUD, Mr. BOSWELL, Ms. BEAN, Mr. DAVIS of Illinois, and Mr. LARSEN of Washington):

H.R. 4755. A bill to amend title 49, United States Code, to modify the mediation and implementation requirements of section 40122 regarding changes in the Federal Aviation Administration personnel management system, and for other purposes; to the Committee on Transportation and Infrastructure.

By Mr. BUTTERFIELD (for himself, Mr. JONES of North Carolina, Mr. BISHOP of Georgia, and Mr. BERRY):

H.R. 4756. A bill to amend the Internal Revenue Code of 1986 to limit the agri-biodiesel credit to oils produced from plants and animals; to the Committee on Ways and Means.

By Mrs. JO ANN DAVIS of Virginia:

H.R. 4757. A bill to amend title XVIII of the Social Security Act to provide for a permanent hold harmless provision for sole community hospitals under the Medicare prospective payment system for covered outpatient department services; to the Committee on Energy and Commerce, and in addition to the Committee on Ways and Means, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. DEAL of Georgia:

H.R. 4758. A bill to amend the Tennessee Valley Authority Act of 1933 to increase the membership of the Board of Directors and require that each State in the service area of the Tennessee Valley Authority be represented by at least 1 member; to the Committee on Transportation and Infrastructure.

By Mr. DOOLITTLE (for himself, Mr. HERGER, Mr. SAM JOHNSON of Texas, and Mr. MCKEON):

H.R. 4759. A bill to amend the Federal Election Campaign Act of 1971 to reform the financing of campaigns for election for Federal office; to the Committee on House Administration, and in addition to the Committee on Ways and Means, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. EMANUEL (for himself, Ms. SCHAKOWSKY, Mr. RUSH, Mr. GUTIERREZ, Mr. DAVIS of Illinois, and Mr. EVANS):

H.R. 4760. A bill to amend title XXI of the Social Security Act to make all uninsured children eligible for the State children's health insurance program, to encourage States to increase the number of children enrolled in the Medicaid and State children's health insurance programs by simplifying the enrollment and renewal procedures for those programs, and for other purposes; to the Committee on Energy and Commerce, and in addition to the Committee on Ways and Means, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. JINDAL (for himself, Mr. BAKER, Mr. BOUSTANY, and Mrs. DRAKE):

H.R. 4761. A bill to provide for exploration, development, and production activities for mineral resources on the outer Continental Shelf, and for other purposes; to the Committee on Resources.

By Ms. MILLENDER-MCDONALD:

H.R. 4762. A bill to secure the Federal voting rights of a person upon the unconditional release of that person from prison and the completion of sentence, including parole; to the Committee on the Judiciary.

By Mr. OBERSTAR:

H.R. 4763. A bill to provide a comprehensive Federal response to problems relating to methamphetamine abuse; to the Committee on the Judiciary, and in addition to the Committees on Energy and Commerce, Science, Education and the Workforce, and Transportation and Infrastructure, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. SIMMONS (for himself, Mr. ABERCROMBIE, Mr. SHAYS, Mr. WELDON of Pennsylvania, Mr. FARR, Mr. DELAHUNT, Mr. GRIJALVA, Mr. OLVER, Mr. PETERSON of Minnesota, and Mrs. JOHNSON of Connecticut):

H.R. 4764. A bill to amend section 1368 of title 18, United States Code, to include rescue dogs in its protection; to the Committee on the Judiciary.

By Mr. WEINER:

H.R. 4765. A bill to require the Secretary of Homeland Security to designate high threat helicopter flight areas and to provide special rules for screening of passengers and property to be transported on passenger helicopters operating to or from such areas and for helicopters flights in such areas, and for other purposes; to the Committee on Homeland Security, and in addition to the Committee on Transportation and Infrastructure, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mrs. WILSON of New Mexico (for herself and Mr. RENZI):

H.R. 4766. A bill to amend the Native American Languages Act to provide for the support of Native American language survival schools, and for other purposes; to the Committee on Education and the Workforce.

By Ms. ROS-LEHTINEN (for herself, Mr. HYDE, Mr. LANTOS, Mr. ACKERMAN, Mr. MACK, Mrs. JO ANN DAVIS of Virginia, Ms. HARRIS, Mr. WILSON of South Carolina, Mr. PENCE, Mr. BURTON of Indiana, Mr. MCCAUL of Texas, Mr. ISSA, Mr. POE, Mr. CHABOT, Mr. SHERMAN, Mr. BERMAN, Ms. SCHAKOWSKY, Mr. TANCREDO, Mr. CROWLEY, Mr. FALEOMAVAEGA, Mr. SCHIFF, Mr. ENGEL, Mr. MCCOTTER, Mr. CARDOZA, Mr. KING of New York, Mr. MARIO DIAZ-BALART of Florida, and Mr. LINCOLN DIAZ-BALART of Florida):

H. Con. Res. 341. Concurrent resolution condemning the Government of Iran for violating its international nuclear nonproliferation obligations and expressing support for efforts to report Iran to the United Nations Security Council; to the Committee on International Relations.

By Mr. ANDREWS:

H. Con. Res. 342. Concurrent resolution expressing the sense of Congress relating to a free trade agreement between the United States and Taiwan; to the Committee on Ways and Means.

By Mr. BOEHLERT (for himself, Mr. HINCHEY, Mr. FOSSELLA, Mrs. MCCARTHY, Mr. WALSH, Mr. ENGEL, Mr. SWEENEY, Mr. NADLER, Mr. BISHOP of New York, Mr. MCHUGH, and Mr. MCNULTY):

H. Con. Res. 343. Concurrent resolution recognizing the 50th anniversary of the Commission on Independent Colleges and Universities; to the Committee on Education and the Workforce.

By Mr. PALLONE (for himself and Mr. CROWLEY):

H. Con. Res. 344. Concurrent resolution expressing the sense of Congress that the Government of the Republic of India and the State Government of Jammu and Kashmir should take immediate steps to remedy the situation of the Kashmiri Pandits and should act to ensure the physical, political, and economic security of this embattled community; to the Committee on International Relations.

By Mr. KIND (for himself, Mr. OXLEY, Ms. WOOLSEY, and Mr. LAHOOD):

H. Res. 680. A resolution recognizing Dr. I. King Jordan for his contributions to Gallaudet University and the deaf and hard of hearing community; to the Committee on Education and the Workforce.

By Mr. LIPINSKI (for himself and Mr. INGLIS of South Carolina):

H. Res. 681. A resolution supporting the goals and ideals of National Engineers Week, and for other purposes; to the Committee on Science.

By Mr. BLUMENAUER (for himself, Mr. WALDEN of Oregon, Mr. DEFAZIO, Ms. HOOLEY, Mr. WU, Mr. KENNEDY of Minnesota, Mr. LANTOS, Mr. SHADEGG, Mr. GEORGE MILLER of California, Mrs. MCCARTHY, Mr. HUNTER, and Mr. BAIRD):

H. Res. 682. A resolution congratulating the University of Portland Pilots women's soccer team for winning the 2005 National Collegiate Athletic Association Division I Women's Soccer Championship; to the Committee on Education and the Workforce.

By Mr. FOSSELLA (for himself and Mr. FORD):

H. Res. 683. A resolution honoring Benjamin Franklin on the 300th anniversary of his birth; to the Committee on Government Reform.

By Mr. GILLMOR (for himself and Mr. SHIMKUS):

H. Res. 684. A resolution supporting the goals of National Manufacturing Week, congratulating manufacturers and their employees for their contributions growth and innovation, and recognizing the challenges facing the manufacturing sector; to the Committee on Energy and Commerce.

By Mr. KUCINICH:

H. Res. 685. A resolution requesting the President and directing the Secretary of State and Secretary of Defense provide to the House of Representatives certain documents in their possession relating to any entity with which the United States has contracted for public relations purposes concerning Iraq; to the Committee on Armed Services.

¶7.22 ADDITIONAL SPONSORS

Under clause 7 of rule XII, sponsors were added to public bills and resolutions as follows:

H.R. 69: Mrs. NORTHUP and Ms. FOXX.
H.R. 216: Ms. FOXX.
H.R. 219: Mr. PETRI.
H.R. 282: Mr. ETHERIDGE.
H.R. 303: Mr. DOYLE, Mr. LANTOS, and Mr. TAYLOR of North Carolina.
H.R. 356: Mr. FITZPATRICK of Pennsylvania.
H.R. 398: Ms. BALDWIN.
H.R. 450: Mr. HAYWORTH, Mr. HOLT, and Mr. HINOJOSA.
H.R. 503: Mr. FATTAH and Mr. KLINE.
H.R. 515: Mr. RAHALL and Ms. BALDWIN.
H.R. 550: Mr. WOLF.
H.R. 561: Mr. BROWN of Ohio.
H.R. 697: Mr. LANTOS.
H.R. 783: Mr. ROSS.
H.R. 839: Ms. BEAN and Mr. CLAY.
H.R. 874: Mrs. NORTHUP and Mr. HEFLEY.
H.R. 896: Mr. MCINTYRE, Mr. LEWIS of Kentucky, and Ms. GINNY BROWN-WAITE of Florida.
H.R. 930: Mr. KLINE.
H.R. 986: Mr. WELDON of Pennsylvania.
H.R. 1120: Mr. BOEHLERT.
H.R. 1124: Mrs. NAPOLITANO.
H.R. 1172: Mr. GUTIERREZ, Mr. WU, and Mr. ABERCROMBIE.
H.R. 1227: Mr. JOHNSON of Illinois.
H.R. 1249: Mrs. WILSON of New Mexico, Mr. ROTHMAN, Mr. EMANUEL, and Mr. LANTOS.
H.R. 1259: Mr. JONES of North Carolina and Mrs. BLACKBURN.
H.R. 1269: Mr. FRANK of Massachusetts.
H.R. 1290: Mr. EHLERS.
H.R. 1384: Mr. BISHOP of Georgia.
H.R. 1418: Mr. PRICE of North Carolina.
H.R. 1498: Mr. HIGGINS, Mr. AKIN, Ms. BALDWIN, Mr. COBLE, and Mr. RENZI.
H.R. 1642: Mr. GREEN of Wisconsin, Mr. FILNER, Mr. KELLER, Mr. FRANK of Massachusetts, Mr. GINGREY, Mr. POE, and Ms. BEAN.
H.R. 1749: Mr. SODREL.
H.R. 2052: Ms. NORTON.
H.R. 2076: Mr. FRANK of Massachusetts.
H.R. 2234: Mr. WELDON of Pennsylvania, Mr. LIPINSKI, and Mr. VAN HOLLEN.
H.R. 2331: Mr. NADLER.
H.R. 2348: Mr. WILSON of South Carolina.
H.R. 2533: Mr. MCINTYRE.
H.R. 2561: Mr. BARROW.
H.R. 2617: Mr. MEEHAN.
H.R. 2727: Mr. WYNN.
H.R. 2835: Mr. JEFFERSON.
H.R. 2861: Mr. MOORE of Kansas, Ms. SCHAKOWSKY, and Mr. ANDREWS.
H.R. 2960: Ms. ESHOO.
H.R. 3063: Mr. PLATTS and Mrs. MCCARTHY.
H.R. 3111: Mr. GOODLATTE.
H.R. 3127: Mr. GARRETT of New Jersey, Mr. SAXTON, Mr. SABO, Mr. REYNOLDS, Mr. BOOZMAN, Mr. FATTAH, Mr. BISHOP of New York, and Ms. HOOLEY.
H.R. 3145: Ms. BORDALLO, Mr. ABERCROMBIE, and Mr. BOSWELL.
H.R. 3183: Mr. TIAHRT.
H.R. 3255: Mr. AKIN.
H.R. 3284: Mr. ANDREWS.
H.R. 3334: Mr. ALLEN.
H.R. 3352: Mr. FORD.
H.R. 3442: Mr. OLVER.
H.R. 3476: Mr. MURTHA.
H.R. 3524: Mr. PASTOR and Mr. HASTINGS of Florida.
H.R. 3591: Mr. CHOCOLA.
H.R. 3656: Mr. ORTIZ.
H.R. 3659: Mr. ORTIZ.
H.R. 3854: Mr. SMITH of Washington.
H.R. 3858: Mr. ACKERMAN, Mr. GILCHREST, and Mr. STARK.
H.R. 3888: Mr. FORD.
H.R. 3940: Mr. BUTTERFIELD.
H.R. 3949: Mr. BISHOP of New York and Mrs. LOWEY.
H.R. 3962: Mr. GILLMOR.
H.R. 3997: Mr. NEY.
H.R. 4005: Mr. CLAY, Mr. KENNEDY of Rhode Island, and Mr. SHAW.
H.R. 4050: Mr. NUSSLE.
H.R. 4098: Mr. BONNER, Mr. MCCOTTER, and Mr. CUMMINGS.
H.R. 4106: Mr. CONYERS.
H.R. 4156: Mr. FRANK of Massachusetts.
H.R. 4166: Mr. MCGOVERN and Mr. KILDEE.
H.R. 4197: Mr. DOGGETT, Mr. PRICE of North Carolina, Ms. MCCOLLUM of Minnesota, Mr. LARSON of Connecticut, Mr. OLVER, and Ms. PELOSI.
H.R. 4222: Mr. STARK.
H.R. 4239: Mr. ENGLISH of Pennsylvania.
H.R. 4242: Mr. ENGLISH of Pennsylvania.
H.R. 4300: Ms. MCKINNEY, Mr. FORTENBERRY, and Mr. FITZPATRICK of Pennsylvania.
H.R. 4315: Mr. RYAN of Wisconsin, Mr. OBERSTAR, Mr. GORDON, Mr. BROWN of Ohio, and Mr. KIND.
H.R. 4332: Mrs. EMERSON.
H.R. 4341: Mr. SODREL, Mr. MILLER of Florida, Mr. GOODE, Mrs. CUBIN, Mr. BOOZMAN, Ms. HART, Mr. ENGLISH of Pennsylvania, and Mr. RAHALL.
H.R. 4361: Mrs. MALONEY, Mr. SOUDER, and Mr. CONYERS.
H.R. 4364: Mr. PENCE, Mr. ALEXANDER, Mr. RYUN of Kansas, Mr. NORWOOD, Mr. HENSARLING, MR. BISHOP of Georgia, Mr. LEWIS of Kentucky, and Mr. AKIN.
H.R. 4394: Mr. BROWN of Ohio and Mr. CONYERS.
H.R. 4411: Mr. INGLIS of South Carolina and Mr. PETRI.
H.R. 4450: Mr. KING of Iowa.
H.R. 4452: Mr. HASTINGS of Florida, Mr. KILDEE, Mr. LEWIS of Georgia, Ms. WASSERMAN SCHULTZ, and Mr. MCGOVERN.
H.R. 4491: Mr. CUMMINGS.
H.R. 4526: Mr. FEENEY, Mr. FLAKE, Mr. KING of Iowa, and Mr. INGLIS of South Carolina.
H.R. 4542: Mr. BARROW, Mr. GONZALEZ, Mr. POE, and Ms. SCHWARTZ of Pennsylvania.
H.R. 4547: Mr. ROGERS of Michigan, Mr. GRAVES, and Mr. MCCOTTER.
H.R. 4574: Ms. SOLIS, Ms. WATSON, Mr. GUTIERREZ, and Ms. PELOSI.
H.R. 4582: Mr. MARKEY.
H.R. 4621: Mr. WILSON of South Carolina, Mr. CARDOZA, Mr. PAUL, Mr. PLATTS, Mr. WELDON of Pennsylvania, and Mr. PETERSON of Minnesota.
H.R. 4623: Mr. FOLEY and Mr. MORAN of Virginia.
H.R. 4625: Ms. HARRIS.
H.R. 4669: Mr. MILLER of Florida and Mr. BARTLETT of Maryland.
H.R. 4670: Mr. MILLER of Florida and Mr. WOLF.
H.R. 4671: Mr. BARTLETT of Maryland, Mr. MILLER of Florida, and Mr. SMITH of New Jersey.
H.R. 4681: Mrs. NORTHUP, Mr. FERGUSON, Mr. WELDON of Pennsylvania, Mr. SESSIONS, Mr. MEEKS of New York, Ms. HARMAN, and Mr. WAXMAN.
H.R. 4696: Mr. KUHL of New York.
H.R. 4704: Mr. THOMPSON of Mississippi.
H.R. 4708: Mr. CONYERS, Mr. WEXLER, and Mr. WAXMAN.
H.R. 4710: Mr. CONYERS and Mr. BERMAN.
H.R. 4713: Mr. KUCINICH and Mrs. CUBIN.
H.R. 4714: Mr. PETERSON of Minnesota.
H.R. 4722: Mr. GENE GREEN of Texas.
H.R. 4727: Mr. MCDERMOTT.
H.R. 4729: Mr. GILLMOR.
H.R. 4736: Mr. MCGOVERN and Ms. LEE.
H.R. 4737: Mr. FARR, Mr. BERMAN, and Mrs. CAPPS.
H.R. 4741: Mr. BASS and Mr. ENGLISH of Pennsylvania.
H.J. Res. 39: Mr. HUNTER and Mr. JONES of North Carolina.
H.J. Res. 71: Mr. HAYWORTH, Mr. FOLEY, Mr. GREEN of Wisconsin, Mr. FITZPATRICK of Pennsylvania, and Mr. GOODE.
H.J. Res. 73: Mr. DEFAZIO and Mr. ALLEN.
H. Con. Res. 10: Mr. RAHALL.
H. Con. Res. 42: Mr. SHAYS.
H. Con. Res. 90: Mrs. DAVIS of California and Mr. NADLER.
H. Con. Res. 137: Mr. BROWN of South Carolina.
H. Con. Res. 179: Mr. PETRI.
H. Con. Res. 235: Ms. CARSON.
H. Con. Res. 278: Mr. SABO, Mr. KILDEE, and Mr. WEXLER.
H. Con. Res. 299: Ms. SCHWARTZ of Pennsylvania.
H. Con. Res. 301: Mr. SCHWARZ of Michigan.
H. Res. 116: Mr. GEORGE MILLER of California.
H. Res. 127: Mr. DOYLE and Mr. FARR.
H. Res. 295: Mr. FOSSELLA.
H. Res. 498: Mr. DAVIS of Illinois, Mr. CARDIN, and Mr. BOEHLERT.
H. Res. 556: Mr. GIBBONS.
H. Res. 561: Mr. WEXLER.
H. Res. 566: Mr. JEFFERSON, Mr. COSTELLO, Mr. GORDON, Ms. WOOLSEY, and Mr. ENGLISH of Pennsylvania.
H. RES. 589: MR. LATOURETTE, Mr. TIBERI, and Mr. BARRETT of South Carolina.
H. Res. 608: Mr. MEEKS of New York and Mr. AKIN.
H. Res. 641: Mr. CLAY, Mr. DEFAZIO, Ms. JACKSON-LEE of Texas, Ms. NORTON, Mrs. JONES of Ohio, Ms. WATERS, Mr. LEWIS of Georgia, and Mr. TOWNS.
H. Res. 662: Mr. SIMMONS, Mr. KENNEDY of Minnesota, Mr. FITZPATRICK of Pennsylvania, Mr. BOUSTANY, Mr. PLATTS, Mr. GERLACH, Mr. UPTON, Mrs. DRAKE, Mr. ROGERS of Alabama, and Mr. LEWIS of Kentucky.

H. Res. 672: Mr. WEXLER and Mr. PAYNE.

H. Res. 673: Mr. ROGERS of Michigan, Mr. MCCOTTER, and Mr. ISSA.

THURSDAY, FEBRUARY 16, 2006 (8)

¶8.1 APPOINTMENT OF SPEAKER PRO TEMPORE

The House was called to order by the SPEAKER pro tempore, Mrs. MILLER of Michigan, who laid before the House the following communication:

WASHINGTON, DC,
February 16, 2006.

I hereby appoint the Honorable CANDICE S. MILLER to act as Speaker pro tempore on this day.

J. DENNIS HASTERT,
Speaker of the House of Representatives.

¶8.2 APPROVAL OF THE JOURNAL

The SPEAKER pro tempore, Mrs. MILLER of Michigan, announced she had examined and approved the Journal of the proceedings of Wednesday, February 15, 2006.

Pursuant to clause 1, rule I, the Journal was approved.

¶8.3 COMMUNICATIONS

Executive and other communications, pursuant to clause 8, rule XII, were referred as follows:

6240. A letter from the Executive Director, Commodity Futures Trading Commission, transmitting the Commission's final rule—Technical and Clarifying Amendments to Rules for Exempt Markets, Derivatives Transaction Execution Facilities and Designated Contract Markets, and Procedural Changes for Derivatives Clearing Organization Registration Applications (RIN: 3038-AC23) received February 3, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

6241. A letter from the Executive Director, Commodity Futures Trading Commission, transmitting the Commission's final rule—Foreign Futures and Options Transactions—February 3, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

6242. A letter from the Congressional Review Coordinator, APHIS, Department of Agriculture, transmitting the Department's final rule—Black Stem Rust; Movement Restrictions and Addition of Rust-Resistent Varieties [Docket No. 04-003-2] received February 6, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

6243. A letter from the Congressional Review Coordinator, APHIS, Department of Agriculture, transmitting the Department's final rule—Add Argentina to the List of Regions Considered Free of Exotic Newcastle Disease [Docket No. 04-083-3] received February 3, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

6244. A letter from the Congressional Review Coordinator, APHIS, Department of Agriculture, transmitting the Administration's final rule—Tuberculosis in Cattle and Bison; State and Zone Designations; Minnesota [Docket No. APHIS-2006-0004] received February 3, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

6245. A letter from the Congressional Review Coordinator, APHIS, Department of Agriculture, transmitting the Department's final rule—Brucellosis in Cattle; State and Area Classifications; ID [Docket No. APHIS-2006-0001] received January 24, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

6246. A letter from the Congressional Review Coordinator, APHIS, Department of Agriculture, transmitting the Department's final rule—Treatments for Fruits and Vegtables [Docket No. 03-077-2] received January 30, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

6247. A letter from the Administrator, Agricultural Marketing Service, Department of Agriculture, transmitting the Department's final rule—Walnuts Grown in California; Increased Assessment Rate [Docket No. FV05-984-2 FR] received January 7, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

6248. A letter from the Administrator, Agricultural Marketing Service, Department of Agriculture, transmitting the Department's final rule—Marketing Order Regulating the Handling of Spearmint Oil Produced in the Far West; Revision of the Salable Quantity and Allotment Percentage for Class 3 (Native) Spearment Oil for the 2005-2006 Marketing Year [Docket No. FV05-985-IFR A] received January 17, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

6249. A letter from the Administrator, Agricultural Marketing Service, Department of Agriculture, transmitting the Department's final rule—Milk in the Upper Midwest Marketing Area; Order Amending the Order [Docket No. AO-361-A39; DA-04-03-A] received January 17, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

6250. A letter from the Administrator, Agricultural Marketing Service, Department of Agriculture, transmitting the Department's final rule—Hazelnuts Grown in Oregon and Washington; Establishment of Final Free and Restricted Percentages for the 2005-2006 Marketing Year [Docket No. FV06-982-1 IFR] received January 17, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

6251. A letter from the Administrator, Agricultural Marketing Service, Department of Agriculture, transmitting the Department's final rule—Tart Cherries Grown in the States of Michigan, et al.; Final Free and Restricted Percentages for the 2005-2006 Crop Year for Tart Cherries [Docket No. FV05-930-1 FR] received January 17, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

6252. A letter from the Administrator, Agricultural Marketing Service, Department of Agriculture, transmitting the Department's final rule—Oranges, Grapefruit, Tangerines, and Tangelos Grown in Florida; Increased Assessment Rate [Docket No. FV06-905-1 IFR] received February 8, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

6253. A letter from the Director, Regulations Policy and Management Staff, Food and Drug Administration, transmitting the Administration's final rule—Food Additives Permitted for Direct Addition to Food for Human Consumption; Synthetic Fatty Alcohols [Docket No. 1994F-0153] (formerly Docket No. 94F-0153) received January 4, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

6254. A letter from the Director, Regulations Policy and Management Staff, Food and Drug Administration, transmitting the Administration's final rule—Food Labeling: Health Claims; Soluble Dietary Fiber From Certain Foods and Coronary Heart Disease [Docket No. 2004P-0512] received January 9, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

6255. A letter from the Director, Regulations Policy and Management Staff, Food and Drug Administration, transmitting the Administration's final rule—Food Labeling; Ingredient Labeling of Dietary Supplements That Contain Botanicals; Withdrawal [Docket No. 2003N-0346] received January 9, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

6256. A letter from the Director, Defense Research and Engineering, Department of Defense, transmitting Notification of intent to obligate funds for an additional project for inclusion in the Fiscal Year 2006 Foreign Comparative Testing (FCT) Program, pursuant to 10 U.S.C. 2350a(g); to the Committee on Armed Services.

6257. A letter from the Secretary of the Air Force, Department of Defense, transmitting notification that the Program Acquisition Unit Cost for the Global Hawk System Program exceeds the Acquisition Program Baseline values by more than 15 percent, pursuant to 10 U.S.C. 2433; to the Committee on Armed Services.

6258. A letter from the Under Secretary for Acquisition, Technology, and Logistics, Department of Defense, transmitting the Department's certification that the survivability and lethality of the LHA(R) Flight O Amphibious Assault Ship would be unreasonably expensive and impracticable, pursuant to 10 U.S.C. 2366(c)(1); to the Committee on Armed Services.

6259. A letter from the Under Secretary for Acquisition, Technology, and Logistics, Department of Defense, transmitting the Department's certification that the survivability testing of the lead DD(X) Destroyer would be unreasonably expensive, pursuant to 10 U.S.C. 2366(c)(1); to the Committee on Armed Services.

6260. A letter from the Comptroller, Department of Defense, transmitting the Department's quarterly report as of December 31, 2005, entitled, ''Acceptance of contributions for defense programs, projects and activities; Defense Cooperation Account''; to the Committee on Armed Services.

6261. A letter from the General Counsel, FEMA, Department of Homeland Security, transmitting the Department's final rule—Suspension of Community Eligibility [Docket No. FEMA-7905] received January 4, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Financial Services.

6262. A letter from the General Counsel, FEMA, Department of Homeland Security, transmitting the Department's final rule—Suspension of Community Eligibility [Docket No. FEMA-7897] received February 7, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Financial Services.

6263. A letter from the Counsel for Legislation and Regulations, Department of Housing and Urban Development, transmitting the Department's final rule—Prohibition on Use of Community Development Block Grant Assistance for Job-Pirating Activities [Docket No. FR-4556-I-02; HUD-2005-0076] (RIN: 2506-AC04) received January 9, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Financial Services.

6264. A letter from the Assistant to the Board, Federal Reserve Board, transmitting the Board's final rule—Electronic Fund Transfers [Regulation E; Docket Nos. R-1210 and R-1234] received January 11, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Financial Services.

6265. A letter from the Assistant to the Board, Federal Reserve Board, transmitting the Board's final rule—Electronic Fund Transfers [Regulation E; Docket No. R-1247] received January 11, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Financial Services.

6266. A letter from the General Counsel, National Credit Union Administration, transmitting the Administration's final rule—Fidelity Bond and Insurance Coverage

for Federal Credit Union—received January 17, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Financial Services.

6267. A letter from the General Counsel, National Credit Union Administration, transmitting the Administration's final rule—Post-Employment Restrictions for Certain NCUA Examiners—received January 11, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Financial Services.

6268. A letter from the General Counsel, National Credit Union Administration, transmitting the Administration's final rule—Requirements for Insurance (RIN: 3133-AD14) received January 11, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Financial Services.

6269. A letter from the General Counsel, National Credit Union Administration, transmitting the Administration's final rule—Audit Requirement for Credit Union Service Organizations—January 17, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Financial Services.

6270. A letter from the Secretary, Department of the Treasury, transmitting a six month periodic report on the national emergency with respect to Liberia that was declared in Executive Order 13348 of July 22, 2004, pursuant to 50 U.S.C. 1641(c) 50 U.S.C. 1703(c); to the Committee on International Relations.

6271. A letter from the Deputy Director, Defense Security Cooperation Agency, transmitting pursuant to Section 62(a) of the Arms Export Control Act (AECA), notification concerning the Department of the Army's proposed lease of defense articles to the Government of Singapore (Transmittal No. 01-06); to the Committee on International Relations.

6272. A letter from the Director, Defense Security Cooperation Agency, transmitting pursuant to Section 62(a) of the Arms Export Control Act (AECA), notification concerning the Department of the Air Force's proposed lease of defense articles to the Government of Italy (Transmittal No. 05-06); to the Committee on International Relations.

6273. A letter from the Assistant Secretary for International Security Policy, Department of Defense, transmitting the Department's FY 2007 Cooperative Threat Reduction Annual Report; to the Committee on International Relations.

6274. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting Memorandum of Justification regarding the determination under Title II of the Foreign Operations, Export Financing and Related Programs Appropriations Act, 2002, pursuant to Public Law 107-115; to the Committee on International Relations.

6275. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting the Department's final rule—Intercountry Adoption—Preservation of Convention Records (RIN: 1400-AB69) received January 31, 2005, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on International Relations.

6276. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting pursuant to section 36(c) and (d) of the Arms Export Control Act, certification of a proposed manufacturing license agreement for the export of defense articles and services to the Government of Russia (Transmittal No. DDTC 003-06); to the Committee on International Relations.

6277. A letter from the Chairman, U.S.-China Commission, transmitting the record of the Commission's September 15, 2005 hearing on ''China's Military Modernization and the Cross-Strait Balance''; to the Committee on International Relations.

6278. A letter from the Chairman, Broadcasting Board of Governors, transmitting in accordance with Section 641 5(a) of Division F of the Consolidated Appropriations Act, FY 2004, Pub. L. 108-199, the Board's report on competitive sourcing efforts for FY 2004; to the Committee on Government Reform.

6279. A letter from the Assistant Secretary, Department of the Treasury, transmitting pursuant to Section 647(b) of Division F of the Consolidated Appropriations Act, FY 2004, Pub. L. 108-199, a report on the Department's competitive sourcing efforts for FY 2005; to the Committee on Government Reform.

6280. A letter from the Secretary, Mississippi River Commission, Department of the Army, Department of Defense, transmitting a copy of the annual report in compliance with the Government in the Sunshine Act covering the calendar year 2005, pursuant to 5 U.S.C. 552b(j); to the Committee on Government Reform.

6281. A letter from the Secretary, Department of Energy, transmitting in accordance with Section 647(b) of Division F of the Consolidated Appropriations Act, FY 2004, Pub. L. 108-199, the Department's report on competitive sourcing efforts for FY 2005; to the Committee on Government Reform.

6282. A letter from the Acting Deputy Chief Financial Officer, Department of Housing and Urban Development, transmitting in accordance with Section 647(b) of Division F of the Consolidated Appropriations Act, FY 2004, Pub. L. 108-199, the Department's report on competitive sourcing efforts for FY 2005; to the Committee on Government Reform.

6283. A letter from the Assistant Administrator, Environmental Protection Agency, transmitting in accordance with Section 645 of Division F of the Consolidated Appropriations Act, FY 2004, Pub. L. 108-199, the Agency's report on competitive sourcing efforts for FY 2004; to the Committee on Government Reform.

6284. A letter from the Director of Administration, National Labor Relations Board, transmitting pursuant to Section 647(b) of Division F of the Consolidated Appropriations Act, FY 2004, Pub. L. 108-199, a report on the Department's competitive sourcing efforts for FY 2005; to the Committee on Government Reform.

6285. A letter from the Director, U.S. Trade and Development Agency, transmitting in accordance with Section 645 of the Consolidated Appropriations Act, FY 2004, Pub. L. 108-199, and Section 641 of Division H of Pub. L. 108-447, the Agency's report on competitive sourcing efforts for FY 20054; to the Committee on Government Reform.

6286. A letter from the Director, U.S. Trade and Development Agency, transmitting in accordance with Section 647(b) of Division F of the Consolidated Appropriations Act, FY 2004, Pub. L. 108-199, the Agency's report on competitive sourcing efforts for FY 2005; to the Committee on Government Reform.

6287. A letter from the Director, U.S. Trade and Development Agency, transmitting the Agency's Annual Report for FY 2005, pursuant to 5 U.S.C. app. (Insp. Gen. Act) section 5(b); to the Committee on Government Reform.

6288. A letter from the Board of Governors, United States Postal Service, transmitting a copy of the annual report in compliance with the Government in the Sunshine Act during the calendar year 2005, pursuant to 5 U.S.C. 552b(j); to the Committee on Government Reform.

6289. A letter from the Public Printer, Government Printing Office, transmitting the Office's Annual Report for Fiscal Year 2005; to the Committee on House Administration.

¶8.4 INTERNATIONAL NUCLEAR NONPROLIFERATION OF IRAN

On motion of Ms. ROS-LEHTINEN, pursuant to the order of the House of February 15, 2006, called up for consideration the following concurrent resolution (H. Con. Res. 341):

Whereas Iran is a non-nuclear-weapon State Party to the Treaty on the Non-Proliferation of Nuclear Weapons, done at Washington, London, and Moscow July 1, 1968 (commonly referred to as the ''Nuclear Non-Proliferation Treaty''), under which Iran is obligated, pursuant to Article II of the Treaty, ''not to receive the transfer from any transferor whatsoever of nuclear weapons or other nuclear explosive devices or of control over such weapons or explosive devices directly, or indirectly; not to manufacture or otherwise acquire nuclear weapons or other nuclear explosive devices; and not to seek or receive any assistance in the manufacture of nuclear weapons or other nuclear explosive devices'';

Whereas Iran signed the Agreement Between Iran and the International Atomic Energy Agency for the Application of Safeguards in Connection with the Treaty on the Non- Proliferation of Nuclear Weapons, done at Vienna June 19, 1973 (commonly referred to as the ''Safeguards Agreement''), which requires Iran to report the importation and use of nuclear material, to declare nuclear facilities, and to accept safeguards on nuclear materials and activities to ensure that such materials and activities are not diverted to any military purpose and are used for peaceful purposes and activities;

Whereas the International Atomic Energy Agency (IAEA) reported in November 2003 that Iran had been developing an undeclared nuclear enrichment program for 18 years and had covertly imported nuclear material and equipment, carried out over 110 unreported experiments to produce uranium metal, separated plutonium, and concealed many other aspects of its nuclear facilities and activities;

Whereas the Government of Iran informed the Director General of the IAEA on November 10, 2003, of its decision to suspend enrichment-related and reprocessing activities, and stated that the suspension would cover all activities at the Natanz enrichment facility, the production of all feed material for enrichment, and the importation of any enrichment-related items;

Whereas in a Note Verbale dated December 29, 2003, the Government of Iran specified the scope of suspension of its enrichment and reprocessing activities, which the IAEA was invited to verify, including the suspension of the operation or testing or any centrifuges, either with or without nuclear material, at the Pilot Fuel Enrichment Plant at Natanz, the suspension of further introduction of nuclear material into any centrifuges, the suspension of the installation of new centrifuges at the Pilot Fuel Enrichment Plant and the installation of centrifuges at the Fuel Enrichment Plant at Natanz, and, to the extent practicable, the withdrawal of nuclear material from any centrifuge enrichment facility;

Whereas on February 24, 2004, the Government of Iran informed the IAEA of its decision to expand the scope and clarify the nature of its decision to suspend to the furthest extent possible the assembly and testing of centrifuges and the domestic manufacture of centrifuge components, including those related to existing contracts, informed the IAEA that any components that are manufactured under existing contracts that cannot be suspended will be stored and placed under IAEA seal, invited the IAEA to verify these measures, and confirmed that the suspension of enrichment activities applied to all facilities in Iran;

Whereas the IAEA Board of Governors' resolution of March 13, 2004, which was adopted unanimously, noted with ''serious concern

that the declarations made by Iran in October 2003 did not amount to the complete and final picture of Iran's past and present nuclear programme considered essential by the Board's November 2003 resolution'', and also noted that the IAEA has discovered that Iran had hidden more advanced centrifuge associated research, manufacturing, and testing activities, two mass spectrometers used in the laser enrichment program, and designs for hot cells to handle highly radioactive materials;

Whereas the same resolution also noted ''with equal concern that Iran has not resolved all questions regarding the development of its enrichment technology to its current extent, and that a number of other questions remain unresolved'';

Whereas in November 2004, the Governments of the United Kingdom, France, and Germany entered into an agreement with Iran on Iran's nuclear program (commonly referred to as the ''Paris Agreement''), securing a formal commitment from the Government of Iran to voluntarily suspend uranium enrichment operations in exchange for discussions on economic, technological, political, and security issues;

Whereas on August 29, 2005, Iran's Atomic Energy Organization announced it has mastered the technique of using biotechnology to extract purer uranium, adding that this method ''substantially decreases the cost . . . in the process that leads to the production of yellowcake'', which is a part of the early stages of the nuclear fuel cycle;

Whereas Article XII.C of the Statute of the IAEA requires the IAEA Board of Governors to report the noncompliance of any member of the IAEA with its IAEA safeguards obligations to all members and to the Security Council and General Assembly of the United Nations;

Whereas Article III.B–4 of the Statute of the IAEA specifies that ''if in connection with the activities of the Agency there should arise questions that are within the competence of the Security Council, the Agency shall notify the Security Council, as the organ bearing the main responsibility for the maintenance of international peace and security'';

Whereas on September 24, 2005, the IAEA Board of Governors adopted a resolution finding that Iran's many failures and breaches of its obligations to comply with the Safeguards Agreement constitute noncompliance in the context of Article XII.C of the Statute of the IAEA and that matters concerning Iran's nuclear program have given rise to questions that are within the competence of the Security Council as the organ bearing the primary responsibility for the maintenance of international peace and security;

Whereas President of Iran Mahmoud Ahmadinejad expressed, in an October 26, 2005, speech, his hope for ''a world without America'' and his desire ''to wipe Israel off the map'' and has subsequently denied the existence of the Holocaust;

Whereas on January 3, 2006, the Government of Iran announced that it planned to restart its nuclear research efforts;

Whereas in January 2006, Iranian officials, in the presence of IAEA inspectors, began to remove IAEA seals from the enrichment facility in Natanz, Iran;

Whereas Secretary of State Condoleezza Rice stated, ''[i]t is obvious that if Iran cannot be brought to live up to its international obligations, in fact, the IAEA Statute would indicate that Iran would have to be referred to the U.N. Security Council'';

Whereas President Ahmadinejad stated, ''The Iranian government and nation has no fear of the Western ballyhoo and will continue its nuclear programs with decisiveness and wisdom.'';

Whereas the United States joined with the Governments of Britain, France, and Germany in calling for a meeting of the IAEA Board of Governors to discuss Iran's noncompliance with its IAEA safeguards obligations;

Whereas on February 4, 2006, Resolution GOV/2006/14 of the IAEA Board of Governors relayed an ''absence of confidence that Iran's nuclear programme is exclusively for peaceful purposes resulting from the history of concealment of Iran's nuclear activities, the nature of those activities and other issues arising from the Agency's verification of declarations made by Iran since September 2002'';

Whereas Resolution GOV/2006/14 further expressed ''serious concern that the Agency is not yet in a position to clarify some important issues relating to Iran's nuclear programme, including the fact that Iran has in its possession a document on the production of uranium metal hemispheres, since, as reported by the Secretariat, this process is related to the fabrication of nuclear weapon components'';

Whereas on February 4, 2006, the IAEA Board of Governors reported Iran's noncompliance with its IAEA safeguards obligations to the Security Council;

Whereas Iran has, since February 4, 2006, taken additional steps confirming its unwillingness to comply with its nuclear nonproliferation obligations; and

Whereas Iran has been designated a state sponsor of terrorism for over two decades and the Department of State has declared in its most recent Country Reports on Terrorism that Iran ''remained the most active state sponsor of terrorism'': Now, therefore, be it

Resolved by the House of Representatives (the Senate concurring), That Congress—

(1) condemns in the strongest possible terms the many breaches and failures of the Government of Iran to comply faithfully with its nuclear nonproliferation obligations, including its obligations under the Agreement Between Iran and the International Atomic Energy Agency for the Application of Safeguards in Connection with the Treaty on the Non- Proliferation of Nuclear Weapons, done at Vienna June 19, 1973 (commonly referred to as the ''Safeguards Agreement''), as reported by the Director General of the IAEA to the IAEA Board of Governors since 2003;

(2) commends the efforts of the Governments of France, Germany, and the United Kingdom to seek a meaningful and credible suspension of Iran's enrichment- and reprocessing-related activities and to find a diplomatic means to address the non-compliance of the Government of Iran with its obligations, requirements, and commitments related to nuclear nonproliferation;

(3) calls on all members of the United Nations Security Council, in particular the Russian Federation and the People's Republic of China, to expeditiously consider and take action in response to the report of Iran's noncompliance in fulfillment of the mandate of the Security Council to respond to and deal with situations bearing on the maintenance of international peace and security;

(4) declares that Iran, through its many breaches for almost 20 years of its obligations under the Safeguards Agreement, has forfeited the right to develop any aspect of a nuclear fuel cycle, especially with uranium conversion and enrichment and plutonium reprocessing technology, equipment, and facilities;

(5) calls on all responsible members of the international community to impose economic sanctions designed to deny Iran the ability to develop nuclear weapons; and

(6) urges the President to keep Congress fully and currently informed concerning Iran's violation of its international nuclear nonproliferation obligations.

When said concurrent resolution was considered.

After debate,

Pursuant to the order of the House of February 15, 2006, the previous question was ordered on the concurrent resolution and the preamble.

The question being put, viva voce,

Will the House agree to said concurrent resolution?

The SPEAKER pro tempore, Mr. HASTINGS of Washington, announced that the yeas had it.

Mr. LANTOS demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The vote was taken by electronic device.

It was decided in the affirmative .....

Yeas	404
Nays	4
Answered present	4

¶8.5 [Roll No. 12]

YEAS—404

Ackerman	Castle	Forbes
Aderholt	Chabot	Ford
Akin	Chandler	Fortenberry
Alexander	Chocola	Fossella
Allen	Clay	Foxx
Andrews	Cleaver	Frank (MA)
Baca	Clyburn	Franks (AZ)
Bachus	Coble	Frelinghuysen
Baird	Cole (OK)	Gallegly
Baker	Conaway	Garrett (NJ)
Baldwin	Conyers	Gerlach
Barrett (SC)	Cooper	Gibbons
Barrow	Costa	Gilchrest
Bartlett (MD)	Costello	Gillmor
Barton (TX)	Cramer	Gingrey
Bass	Crenshaw	Gohmert
Bean	Crowley	Gonzalez
Beauprez	Cubin	Goode
Becerra	Cuellar	Goodlatte
Berkley	Culberson	Gordon
Berry	Davis (AL)	Granger
Biggert	Davis (CA)	Graves
Bilirakis	Davis (FL)	Green (WI)
Bishop (GA)	Davis (KY)	Green, Al
Bishop (NY)	Davis (TN)	Green, Gene
Blackburn	Davis, Jo Ann	Grijalva
Blunt	Davis, Tom	Gutierrez
Boehlert	Deal (GA)	Gutknecht
Boehner	DeFazio	Hall
Bonilla	DeGette	Harman
Bonner	Delahunt	Harris
Bono	DeLauro	Hart
Boozman	DeLay	Hastings (FL)
Boren	Dent	Hastings (WA)
Boswell	Diaz-Balart, L.	Hayes
Boucher	Diaz-Balart, M.	Hayworth
Boustany	Dicks	Hefley
Boyd	Dingell	Hensarling
Bradley (NH)	Doggett	Herger
Brady (PA)	Doolittle	Herseth
Brady (TX)	Doyle	Higgins
Brown (OH)	Drake	Hobson
Brown (SC)	Dreier	Hoekstra
Brown, Corrine	Duncan	Holden
Brown-Waite, Ginny	Edwards	Holt
Burgess	Ehlers	Honda
Burton (IN)	Emanuel	Hooley
Butterfield	Emerson	Hostettler
Buyer	Engel	Hoyer
Calvert	English (PA)	Hulshof
Camp (MI)	Eshoo	Hyde
Cannon	Etheridge	Inglis (SC)
Cantor	Everett	Inslee
Capito	Farr	Israel
Capps	Fattah	Issa
Cardin	Feeney	Istook
Cardoza	Ferguson	Jackson (IL)
Carnahan	Filner	Jackson-Lee (TX)
Carter	Fitzpatrick (PA)	Jefferson
Case	Flake	Jenkins
	Foley	

Jindal
Johnson (CT)
Johnson (IL)
Johnson, E. B.
Johnson, Sam
Jones (NC)
Jones (OH)
Kanjorski
Keller
Kelly
Kennedy (MN)
Kennedy (RI)
Kildee
Kilpatrick (MI)
Kind
King (IA)
King (NY)
Kingston
Kirk
Kline
Knollenberg
Kolbe
Kuhl (NY)
LaHood
Langevin
Lantos
Larsen (WA)
Larson (CT)
Latham
LaTourette
Leach
Levin
Lewis (CA)
Lewis (GA)
Lewis (KY)
Linder
Lipinski
LoBiondo
Lofgren, Zoe
Lowey
Lucas
Lungren, Daniel E.
Lynch
Mack
Maloney
Manzullo
Marchant
Markey
Marshall
Matheson
Matsui
McCarthy
McCaul (TX)
McCollum (MN)
McCotter
McCrery
McGovern
McHenry
McHugh
McIntyre
McKeon
McMorris
McNulty
Meehan
Meek (FL)
Meeks (NY)
Melancon
Mica
Michaud
Millender-McDonald
Miller (FL)
Miller (MI)
Miller (NC)
Miller, George
Mollohan
Moore (KS)
Moore (WI)
Moran (KS)
Moran (VA)
Murphy
Murtha
Musgrave
Myrick
Nadler
Napolitano
Neal (MA)
Neugebauer
Ney
Northup
Norwood
Nunes
Nussle
Oberstar
Obey
Olver
Ortiz
Otter
Owens
Oxley
Pallone
Pascrell
Pastor
Payne
Pearce
Pelosi
Pence
Peterson (MN)
Peterson (PA)
Petri
Pickering
Pitts
Platts
Poe
Pombo
Pomeroy
Porter
Price (GA)
Price (NC)
Pryce (OH)
Putnam
Radanovich
Rahall
Ramstad
Regula
Rehberg
Reichert
Renzi
Reyes
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Ros-Lehtinen
Ross
Rothman
Roybal-Allard
Royce
Ruppersberger
Rush
Ryan (OH)
Ryan (WI)
Ryun (KS)
Sabo
Salazar
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Saxton
Schakowsky
Schiff
Schmidt
Schwartz (PA)
Schwarz (MI)
Scott (GA)
Scott (VA)
Sensenbrenner
Serrano
Sessions
Shadegg
Shaw
Shays
Sherman
Sherwood
Shimkus
Shuster
Simmons
Skelton
Slaughter
Smith (NJ)
Smith (TX)
Smith (WA)
Snyder
Sodrel
Solis
Souder
Spratt
Stearns
Strickland
Stupak
Sullivan
Sweeney
Tancredo
Tanner
Tauscher
Taylor (MS)
Taylor (NC)
Terry
Thomas
Thompson (CA)
Thompson (MS)
Thornberry
Tiahrt
Tiberi
Tierney
Towns
Turner
Udall (CO)
Udall (NM)
Upton
Van Hollen
Velázquez
Visclosky
Walden (OR)
Walsh
Waters
Watson
Watt
Waxman
Weiner
Weldon (FL)
Weldon (PA)
Weller
Wexler
Whitfield
Wicker
Wilson (NM)
Wilson (SC)
Wolf
Wu
Wynn
Young (AK)
Young (FL)

NAYS—4

Kucinich
McDermott
Paul
Stark

ANSWERED ''PRESENT''—4

Abercrombie
Capuano
Kaptur
Lee

NOT VOTING—20

Berman
Bishop (UT)
Blumenauer
Campbell (CA)
Carson
Cummings
Davis (IL)
Evans
Hinchey
Hinojosa
Hunter
McKinney
Miller, Gary
Osborne
Rangel
Simpson
Wamp
Wasserman Schultz
Westmoreland
Woolsey

So the concurrent resolution was agreed to.

A motion to reconsider the vote whereby said concurrent resolution was agreed to was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said concurrent resolution.

¶8.6 PRIVILEGES OF THE HOUSE

Ms. PELOSI, pursuant to rule IX, rose to a question of the privileges of the House and submitted the following resolution (H. Res. 687):

Whereas the Republican Leadership has engaged in a continuing pattern of withholding accurate information vital for Members of the House of Representatives to have before voting on legislation, and has inserted numerous controversial provisions into completed conference reports in the dead of night without notifying Democratic Members of the House, the press, or the public;

Whereas on February 1, 2006 the Republican Leadership permitted a vote on House Resolution 653 to concur in a Senate amendment to the conference agreement on Budget Reconciliation, despite the inclusion of inaccurate numbers in provisions that cost the Medicare program an additional $2 billion dollars;

Whereas although the Senate Enrolling Clerk had mistakenly changed critical numbers which had a major financial significance for Medicare, and had notified the House of those errors two weeks prior to the vote on February 1, the Republican Leadership deliberately chose to ignore that notification and instead allowed the House to vote on an incorrect version of this legislation;

Whereas the conference agreement on Budget Reconciliation passed the House by the narrowest of margins, 216–214, with every Democrat voting in opposition, and knowledge of this mistake may have influenced the outcome of this vote, which is why the Republican Leadership chose not to pursue the proper course in correcting this legislation;

Whereas as a result of the concealment of these errors in the enrollment of the bill, the law signed by the President of the United States on February 8, 2006 is not the same as the text cleared by the House on February 1, 2006;

Whereas the effect of these actions raises serious constitutional questions and jeopardizes the legal status of this legislation and The Washington Post has reported: ''Now there are questions about the legality of signing a bill the House technically did not pass'' (The Washington Post, February 9, 2006);

Whereas Republican incompetence led to numerous errors in this legislation, and two additional errors in the Senate amendment that was agreed to by House Resolution 653 were found by the Congressional Budget Office in a report dated January 27, 2006, five days BEFORE the House voted on the final conference report: ''The (conference report on Budget Reconciliation) contains two apparent errors in legislative language: one in section 8006 regarding direct loans to parents of postsecondary students, and one in section 10002 regarding bankruptcy fees.'' (CBO Report on S. 1932, January 27, 2006);

Whereas in this ongoing pattern of abuse of power, the Republican Leadership on December 17, 2005 deliberately misled Members of the House by inserting into a completed conference report without debate or notification a provision granting liability protection for drug companies from cases involving consumers injured by avian flu vaccine; (HR 2863, the Defense Appropriations Conference Report);

Whereas the Republican Leadership inserted this liability vaccine provision at midnight, AFTER conferees signed what they understood to be the final document seven hours earlier, thereby breaking their word and assurances that ''Avian Flu shall be funded at the House level, and will not include either indemnity or compensation provisions.'' (House Appropriations Committee Summary, December 17, 2005, 4:40 PM);

Whereas during passage of the Prescription Drug bill in 2003, the Republican Leadership and the committees of jurisdiction ignored the warnings from knowledgeable experts that the true cost of the legislation was potentially hundreds of billions of dollars higher than the official estimate, and intentionally misled Members of the House by withholding information for the sole purpose of winning passage of this extremely controversial bill by a single vote in the middle of the night; and

Whereas the Republican Leadership's culture of corruption and its repeated efforts to thwart the normal legislative process by cutting corners, inserting hand-written provisions into completed conference reports in the dead of night, and rushing through legislation with major errors, forces Members to vote on controversial legislation without thorough time for review and must be denounced: Now, therefore, be it

Resolved, That the Committee on Standards of Official Conduct shall begin an immediate investigation into the abuse of power surrounding the inaccuracies in the process and enrollment of the Budget Reconciliation legislation cleared for the President on February 1, 2006.

The SPEAKER pro tempore, Mr. LAHOOD, ruled that the resolution submitted did present a question of the privileges of the House under rule IX, and said:

''The resolution qualifies.''.

Mr. BOEHNER moved to lay the resolution on the table.

The question being put, viva voce,

Will the House lay the resolution on the table?

The SPEAKER pro tempore, Mr. LAHOOD, announced that the yeas had it.

Ms. PELOSI demanded a recorded vote on said motion, which demand was supported by one-fifth of a quorum, so a recorded vote was ordered.

The vote was taken by electronic device.

It was decided in the affirmative ..... { Yeas ..... 219; Nays ..... 187; Answered present 6 }

¶8.7 [Roll No. 13]

AYES—219

Aderholt
Akin
Alexander
Bachus
Baker
Barrett (SC)
Bartlett (MD)
Barton (TX)
Bass
Beauprez
Biggert
Bilirakis
Blackburn
Blunt
Boehlert
Boehner
Bonilla
Bonner
Bono
Boozman
Boustany
Bradley (NH)
Brady (TX)
Brown (SC)
Brown-Waite, Ginny
Burgess
Burton (IN)
Buyer
Calvert
Camp (MI)
Cannon
Cantor
Capito
Carter
Castle
Chabot
Chocola
Coble
Cole (OK)
Conaway
Crenshaw
Cubin
Culberson
Davis (KY)
Davis, Jo Ann
Davis, Tom
Deal (GA)
DeLay
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Doolittle
Drake
Dreier
Duncan
Ehlers
Emerson
English (PA)
Everett
Feeney
Ferguson
Fitzpatrick (PA)
Flake
Foley
Forbes
Fortenberry
Fossella
Foxx
Franks (AZ)
Frelinghuysen
Gallegly

Garrett (NJ)
Gerlach
Gibbons
Gilchrest
Gillmor
Gingrey
Gohmert
Goode
Goodlatte
Granger
Graves
Green (WI)
Gutknecht
Hall
Harris
Hart
Hastings (WA)
Hayes
Hayworth
Hefley
Hensarling
Herger
Hobson
Hoekstra
Hostettler
Hulshof
Hyde
Inglis (SC)
Issa
Istook
Jenkins
Jindal
Johnson (CT)
Johnson (IL)
Johnson, Sam
Jones (NC)
Keller
Kelly
Kennedy (MN)
King (IA)
King (NY)
Kirk
Kline
Knollenberg
Kolbe
Kuhl (NY)
LaHood
Latham
LaTourette
Leach
Lewis (CA)
Lewis (KY)
Linder
LoBiondo
Lucas
Lungren, Daniel E.
Mack
Manzullo
Marchant
McCaul (TX)
McCotter
McCrery
McHenry
McHugh
McKeon
McMorris
Mica
Miller (FL)
Miller (MI)
Moran (KS)
Murphy
Musgrave
Myrick
Neugebauer
Ney
Northup
Norwood
Nunes
Nussle
Otter
Oxley
Paul
Pearce
Pence
Peterson (PA)
Petri
Pickering
Pitts
Platts
Poe
Pombo
Porter
Pryce (OH)
Putnam
Radanovich
Ramstad
Regula
Rehberg
Reichert
Renzi
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Ros-Lehtinen
Royce
Ryan (WI)
Ryun (KS)
Saxton
Schmidt
Schwarz (MI)
Sensenbrenner
Sessions
Shadegg
Shaw
Shays
Sherwood
Shimkus
Shuster
Simmons
Smith (NJ)
Smith (TX)
Sodrel
Souder
Stearns
Sullivan
Sweeney
Tancredo
Taylor (NC)
Terry
Thornberry
Tiahrt
Tiberi
Turner
Upton
Walden (OR)
Walsh
Weldon (FL)
Weldon (PA)
Weller
Westmoreland
Wicker
Wilson (NM)
Wilson (SC)
Wolf
Young (AK)
Young (FL)

NOES—187

Abercrombie
Ackerman
Allen
Andrews
Baca
Baird
Baldwin
Barrow
Bean
Becerra
Berkley
Berry
Bishop (GA)
Bishop (NY)
Boren
Boswell
Boucher
Boyd
Brady (PA)
Brown (OH)
Brown, Corrine
Butterfield
Capps
Capuano
Cardin
Cardoza
Carnahan
Case
Chandler
Clay
Cleaver
Clyburn
Conyers
Cooper
Costa
Costello
Cramer
Crowley
Cuellar
Cummings
Davis (AL)
Davis (CA)
Davis (FL)
Davis (IL)
Davis (TN)
DeFazio
DeGette
Delahunt
DeLauro
Dicks
Dingell
Doggett
Edwards
Emanuel
Engel
Eshoo
Etheridge
Farr
Fattah
Filner
Ford
Frank (MA)
Gonzalez
Gordon
Green, Al
Grijalva
Gutierrez
Harman
Hastings (FL)
Herseth
Higgins
Holden
Holt
Honda
Hooley
Hoyer
Inslee
Israel
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Johnson, E. B.
Kanjorski
Kaptur
Kennedy (RI)
Kildee
Kilpatrick (MI)
Kind
Kucinich
Langevin
Lantos
Larsen (WA)
Larson (CT)
Lee
Levin
Lewis (GA)
Lipinski
Lofgren, Zoe
Lowey
Lynch
Maloney
Markey
Marshall
Matheson
Matsui
McCarthy
McCollum (MN)
McDermott
McGovern
McIntyre
McKinney
McNulty
Meehan
Meek (FL)
Meeks (NY)
Michaud
Millender-McDonald
Miller (NC)
Miller, George
Moore (KS)
Moore (WI)
Moran (VA)
Murtha
Nadler
Napolitano
Neal (MA)
Oberstar
Obey
Olver
Ortiz
Owens
Pallone
Pascrell
Pastor
Payne
Pelosi
Peterson (MN)
Pomeroy
Price (NC)
Rahall
Rangel
Reyes
Ross
Rothman
Ruppersberger
Rush
Ryan (OH)
Sabo
Salazar
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Schakowsky
Schiff
Schwartz (PA)
Scott (GA)
Scott (VA)
Serrano
Sherman
Skelton
Slaughter
Smith (WA)
Snyder
Solis
Spratt
Stark
Strickland
Tanner
Tauscher
Taylor (MS)
Thompson (CA)
Thompson (MS)
Tierney
Towns
Udall (CO)
Udall (NM)
Van Hollen
Velázquez
Visclosky
Waters
Watson
Watt
Waxman
Weiner
Wexler
Wu
Wynn

ANSWERED ''PRESENT''—6

Doyle
Green, Gene
Jones (OH)
Mollohan
Roybal-Allard
Stupak

NOT VOTING—20

Berman
Bishop (UT)
Blumenauer
Campbell (CA)
Carson
Evans
Hinchey
Hinojosa
Hunter
Kingston
Melancon
Miller, Gary
Osborne
Price (GA)
Simpson
Thomas
Wamp
Wasserman Schultz
Whitfield
Woolsey

So the motion to lay the resolution on the table was agreed to.

A motion to reconsider the vote whereby said motion was agreed to was, by unanimous consent, laid on the table.

¶8.8 ADJOURNMENT OF THE TWO HOUSES

Mr. BOEHNER submitted the following privileged concurrent resolution (H. Con. Res. 345):

Resolved by the House of Representatives (the Senate concurring), That when the House adjourns on the legislative day of Thursday, February 16, 2006, on a motion offered pursuant to this concurrent resolution by its Majority Leader or his designee, it stand adjourned until 2 p.m. on Tuesday, February 28, 2006, or until the time of any reassembly pursuant to section 2 of this concurrent resolution, whichever occurs first; and that when the Senate recesses or adjourns on any day from Friday, February 17, 2006, through Tuesday, February 21, 2006, on a motion offered pursuant to this concurrent resolution by its Majority Leader or his designee, it stand recessed or adjourned until noon on Monday, February 27, 2006, or such other time on that day as may be specified by its Majority Leader or his designee in the motion to recess or adjourn, or until the time of any reassembly pursuant to section 2 of this concurrent resolution, whichever occurs first.

Sec. 2. The Speaker of the House and the Majority Leader of the Senate, or their respective designees, acting jointly after consultation with the Minority Leader of the House and the Minority Leader of the Senate, shall notify the Members of the House and the Senate, respectively, to reassemble at such place and time as they may designate if, in their opinion, the public interest shall warrant it.

When said concurrent resolution was considered and agreed to.

A motion to reconsider the vote whereby said concurrent resolution was agreed to was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said concurrent resolution.

¶8.9 ORDER OF BUSINESS—ADJOURNMENT OF THE TWO HOUSES

On motion of Mr. BOEHNER, by unanimous consent,

Ordered, That when the House adjourns today, it adjourn to meet at 2 p.m. on Monday, February 20, 2006, unless it sooner has received a message from the Senate transmitting its concurrence in House Concurrent Resolution 345, in which case the House shall stand adjourned pursuant to that concurrent resolution.

¶8.10 ORDER OF BUSINESS—PROVIDING FOR A JOINT MEETING

On motion of Mr. BOEHNER, by unanimous consent,

Ordered, That at any time on Wednesday, March 1, 2006, for the Speaker to declare a recess, subject to the call of the Chair, for the purpose of receiving in joint meeting the Honorable Silvio Berlusconi, Prime Minister of the Republic of Italy.

¶8.11 CALENDAR WEDNESDAY BUSINESS DISPENSED WITH

On motion of Mr. BOEHNER, by unanimous consent,

Ordered, That business in order for consideration on Wednesday, March 1, 2006, under clause 6, rule XV, the Calendar Wednesday rule, be dispensed with.

¶8.12 APPOINTMENT OF SPEAKER PRO TEMPORE TO SIGN ENROLLMENTS

The SPEAKER pro tempore, Mr. REHBERG, laid before the House a communication, which was read as follows:

WASHINGTON, DC,
February 16, 2006.

I hereby appoint the Honorable MAC THORNBERRY, the Honorable FRANK R. WOLF, and the Honorable TOM DAVIS to act as Speaker pro tempore to sign enrolled bills and joint resolutions through February 28, 2006.

J. DENNIS HASTERT,
Speaker of the House of Representatives.

By unanimous consent, the appointments were approved.

¶8.13 COMMITTEE RESIGNATION—MINORITY

The SPEAKER pro tempore, Mr. FITZPATRICK of Pennsylvania, laid before the House the following communication, which was read as follows:

CONGRESS OF THE UNITED STATES,
HOUSE OF REPRESENTATIVES,
Washington, DC, February 15, 2006.

Hon. J. DENNIS HASTERT,
Speaker, House of Representatives, Washington, DC.

DEAR MR. SPEAKER: Effective today, February 15th, I resign my seat on the Committee on Science pending my appointment to the Committee on International Relations.

Sincerely,

RUSS CARNAHAN,
Member of Congress.

By unanimous consent, the resignation was accepted.

¶8.14 DESIGNATION OF SPEAKER IN AN EMERGENCY

The SPEAKER pro tempore, Mr. CONAWAY, laid before the House the following communication, which was read as follows:

HOUSE OF REPRESENTATIVES,
OFFICE OF THE SPEAKER,
Washington, DC, February 16, 2006.

Hon. KAREN HAAS,
Clerk of the House,
Washington, DC.

DEAR MADAM CLERK: Pursuant to House Concurrent Resolution 1, and also for purposes of such concurrent resolutions of the current Congress as may contemplate my designation of Members to act in similar circumstances, I hereby designate Representative Boehner to act jointly with the Majority Leader of the Senate or his designee, in the event of my death or inability, to notify the Members of the House and the Senate, respectively, of any reassembly under any such concurrent resolution. In the event of the death or inability of that designee, the alternate Members of the House listed in a letter placed with the Clerk are designated, in turn, for the same purposes.

Sincerely,

J. DENNIS HASTERT,
Speaker of the House of Representatives.

¶8.15 DESIGNATION OF SPEAKER PRO TEMPORE

The SPEAKER pro tempore, Mr. CONAWAY, announced that the Speaker had delivered a letter to the Clerk of the House listing Members in the order which each shall act as Speaker pro tempore under clause 8(b)(3) of rule I.

¶8.16 SENATE ENROLLED BILL SIGNED

The SPEAKER announced his signature to an enrolled bill of the Senate of the following title:

S. 1989. An Act to designate the facility of the United States Postal Service located at 57 Rolfe Square in Cranston, Rhode Island, shall be known and designated as the ''Holly A. Charette Post Office''.

¶8.17 LEAVE OF ABSENCE

By unanimous consent, leave of absence was granted to Mr. SIMPSON, for today.

And then,

¶8.18 ADJOURNMENT

Mr. KING of Iowa, pursuant to the previous order, moved that the House do now adjourn.

The question being put, viva voce,

Will the House now adjourn?

The SPEAKER pro tempore, Mr. CONAWAY, announced that the yeas had it.

So the motion to adjourn was agreed to.

Accordingly,

Pursuant to the previous order of the House, at 4 o'clock and 57 minutes p.m., the House stands adjourned until 2 p.m. on Monday, February 20, 2006, unless it sooner has received a message from the Senate transmitting its adoption of House Concurrent Resolution 345, in which case the House shall stand adjourned pursuant to that concurrent resolution.

¶8.19 REPORTS OF COMMITTEES ON PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XIII, reports of committees were delivered to the Clerk for printing and reference to the proper calendar, as follows:

Mr. SENSENBRENNER: Committee on the Judiciary. H.R. 3505. A bill to provide regulatory relief and improve productivity for insured depository institutions, and for other purposes; with an amendment (Rept. 109–356, Pt. 2). Referred to the Committee of the Whole House on the State of the Union.

Mr. BARTON of Texas: Committee on Energy and Commerce. H.R. 2355. A bill to amend the Public Health Service Act to provide for cooperative governing of individual health insurance coverage offered in interstate commerce; with an amendment (Rept. 109–378). Referred to the Committee of the Whole House on the State of the Union.

¶8.20 PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XII, public bills and resolutions were introduced and severally referred, as follows:

By Mrs. MALONEY (for herself and Ms. GINNY BROWN-WAITE of Florida):

H.R. 4767. A bill to require the Food and Drug Administration to conduct consumer testing to determine the appropriateness of the current labeling requirements for indoor tanning devices and determine whether such requirements provide sufficient information to consumers regarding the risks that the use of such devices pose for the development of irreversible damage to the skin, including skin cancer, and for other purposes; to the Committee on Energy and Commerce.

By Ms. HART (for herself, Mr. ENGLISH of Pennsylvania, Mr. PETERSON of Pennsylvania, Mr. GERLACH, Mr. SHUSTER, Mr. SHERWOOD, Ms. SCHWARTZ of Pennsylvania, Mr. DENT, Mr. PITTS, Mr. HOLDEN, Mr. MURPHY, Mr. PLATTS, and Mr. FITZPATRICK of Pennsylvania):

H.R. 4768. A bill to designate the facility of the United States Postal Service located at 777 Corporation Street in Beaver, Pennsylvania, as the ''Robert Linn Memorial Post Office Building''; to the Committee on Government Reform.

By Mr. NORWOOD (for himself and Mr. STRICKLAND):

H.R. 4769. A bill to amend the Federal Food, Drug, and Cosmetic Act, the Controlled Substances Import and Export Act, and the Public Health Service Act to impose requirements respecting Internet pharmacies, to require manufacturers to implement chain-of-custody procedures, to restrict an exemption respecting the importation of controlled substances for personal use, and for other purposes; to the Committee on Energy and Commerce.

By Ms. PRYCE of Ohio (for herself and Mr. LEWIS of Georgia):

H.R. 4770. A bill to require the Secretary of the Treasury to mint coins in commemoration of the semicentennial of the enactment of the Civil Rights Act of 1964; to the Committee on Financial Services.

By Mr. KIRK (for himself, Mr. MCHUGH, Mr. EMANUEL, Mrs. MILLER of Michigan, Mr. CASE, Mr. EHLERS, Ms. SLAUGHTER, Mr. MILLER of Florida, Ms. MCCOLLUM of Minnesota, Mr. KLINE, Mrs. BIGGERT, Mr. EVANS, Mrs. JOHNSON of Connecticut, Ms. SCHAKOWSKY, Mr. GRIJALVA, Mr. SCHWARZ of Michigan, and Ms. BEAN):

H.R. 4771. A bill to amend the Nonindigenous Aquatic Nuisance Prevention and Control Act of 1990 to require application to all vessels equipped with ballast water tanks, including vessels that are not carrying ballast water, the requirement to carry out exchange of ballast water or alternative ballast water management methods prior to entry into any port within the Great Lakes, and for other purposes; to the Committee on Transportation and Infrastructure.

By Mr. CHABOT (for himself, Mr. GORDON, Mr. GALLEGLY, Mr. FLAKE, Mr. SENSENBRENNER, Mr. BOYD, Mr. FEENEY, and Mr. POMBO):

H.R. 4772. A bill to simplify and expedite access to the Federal courts for injured parties whose rights and privileges under the United States Constitution have been deprived by final actions of Federal agencies or other government officials or entities acting under color of State law, and for other purposes; to the Committee on the Judiciary.

By Mr. EMANUEL:

H.R. 4773. A bill to direct the Secretary of Education to make grants to States and local educational agencies to establish teacher mentoring programs; to the Committee on Education and the Workforce.

By Mr. UPTON (for himself, Mr. DOYLE, Mr. HOLDEN, Mr. GILLMOR, Mr. SCHWARZ of Michigan, Mr. LEACH, Mr. BASS, Mr. CAMP of Michigan, Mr. EHLERS, Mr. COBLE, Mr. GILCHREST, and Mr. KILDEE):

H.R. 4774. A bill to amend the Clean Air Act to require that, after the year 2012, all gasoline sold to consumers in the United States for motor vehicles contain not less than 10 percent renewable fuel and for other purposes; to the Committee on Energy and Commerce.

By Mr. THORNBERRY:

H.R. 4775. A bill to extend all of the authorizations of appropriations and direct spending programs of the Farm Security and Rural Investment Act of 2002 until after implementing legislation for the Doha Development Round of World Trade Organization negotiations is enacted into law, and for other purposes; to the Committee on Agriculture.

By Mr. SODREL (for himself, Mr. BURTON of Indiana, Mr. BUYER, Mr. HOSTETTLER, Mr. SOUDER, Mr. PENCE, Mr. MCHENRY, Mr. BARRETT of South Carolina, Mr. KING of Iowa, Mr. GOODE, Mr. WELDON of Florida, Mr. FEENEY, Mr. GARRETT of New Jersey, Mr. ISSA, Mr. JINDAL, Mr. KUHL of New York, Mr. AKIN, Mrs. MYRICK, Mr. SHADEGG, Mrs. MUSGRAVE, Mr. PITTS, Mr. POE, Mr. CULBERSON, Mr. HENSARLING, Ms. FOXX, Mr. CONAWAY, Mr. GOHMERT, Mr. COLE of Oklahoma, Mr. HAYWORTH, Mr. FORTENBERRY, Mrs. SCHMIDT, Mrs. DRAKE, Mr. LEWIS of Kentucky, and Mr. PAUL):

H.R. 4776. A bill to amend title 28, United States Code, with respect to the jurisdiction of Federal courts over certain cases and controversies involving the content of speech occurring during sessions of State legislative bodies, and for other purposes; to the Committee on the Judiciary.

By Mr. GOODLATTE (for himself, Mr. BOUCHER, Mr. WOLF, Mr. MCINTYRE, Mr. PITTS, Mr. PENCE, Mr. SHADEGG, Mr. ADERHOLT, Mr. AKIN, Mr. ALEXANDER, Mr. BACHUS, Mr. BAKER, Mr. BARRETT of South Carolina, Mr. BARTLETT of Maryland, Mr. BASS, Mr. BOEHLERT, Mr. BONNER, Mr. BOOZMAN, Mr. BOUSTANY, Mr. BURGESS, Mr. BURTON of Indiana, Mr. BUYER, Mr. CANTOR, Mrs. CAPITO, Mr. CHABOT, Mr. COBLE, Mr. CONAWAY, Mr. CRENSHAW, Mr. CULBERSON, Mrs. JO ANN DAVIS of Virginia, Mr. TOM DAVIS of Virginia, Mr. DEAL of Georgia, Mr. DEFAZIO, Mr. LINCOLN DIAZ-BALART of Florida, Mrs. DRAKE, Mr. DUNCAN, Mr. EHLERS, Mrs. EMERSON, Mr. EVERETT, Mr. FORBES, Mr. FORTENBERRY, Mr. FRANKS of Arizona, Mr. FORTUÑO, Mr. FRELINGHUYSEN, Ms. FOXX, Mr. GALLEGLY, Mr. GILCHREST, Mr. GILLMOR, Mr. GINGREY, Mr. GOHMERT, Mr. GOODE, Mr. GUTKNECHT, Ms. HART, Mr. HAYES, Mr. HEFLEY, Mr. HERGER, Mr.

HOBSON, Mr. HOEKSTRA, Mr. HOSTETTLER, Mr. INGLIS of South Carolina, Mr. ISTOOK, Mr. JENKINS, Mr. JINDAL, Mrs. JOHNSON of Connecticut, Mr. JONES of North Carolina, Mr. KELLER, Mrs. KELLY, Mr. KENNEDY of Minnesota, Mr. KING of Iowa, Mr. KINGSTON, Mr. KUHL of New York, Mr. LEWIS of California, Mr. LINDER, Mr. LUCAS, Mr. DANIEL E. LUNGREN of California, Mr. MCCRERY, Mr. MCKEON, Mr. MILLER of Florida, Mr. MORAN of Kansas, Mr. MORAN of Virginia, Mrs. MUSGRAVE, Mrs. MYRICK, Mr. NEUGEBAUER, Mr. NORWOOD, Mr. NUSSLE, Mr. OSBORNE, Mr. PETERSON of Minnesota, Mr. POE, Mr. PUTNAM, Mr. RAMSTAD, Mr. REGULA, Mr. REHBERG, Mr. REYNOLDS, Mr. ROGERS of Alabama, Mr. ROGERS of Michigan, Mr. SCHWARZ of Michigan, Mr. SHIMKUS, Mr. SHUSTER, Mr. SIMMONS, Mr. SMITH of Texas, Mr. SODREL, Mr. SOUDER, Mr. SULLIVAN, Mr. TERRY, Mr. THOMAS, Mr. TIAHRT, Mr. WALDEN of Oregon, Mr. WALSH, Mr. WELDON of Florida, Mr. WESTMORELAND, Mr. WICKER, Mr. WILSON of South Carolina, Mrs. WILSON of New Mexico, Mr. BRADY of Texas, Mr. DELAY, and Mr. LAHOOD):

H.R. 4777. A bill to amend title 18, United States Code, to expand and modernize the prohibition against interstate gambling, and for other purposes; to the Committee on the Judiciary.

By Mr. ABERCROMBIE:

H.R. 4778. A bill to require the Secretary of the Army to conduct a survey and monitoring of off-shore sites in the vicinity of the Hawaiian Islands where chemical munitions were disposed of by the Armed Forces, to support research regarding the public and environmental health impacts of chemical munitions disposal in the ocean, and to require the preparation of a report on remediation plans for such disposal sites; to the Committee on Armed Services.

By Mr. BURGESS (for himself and Mr. GENE GREEN of Texas):

H.R. 4779. A bill to award a Congressional gold medal to Byron Nelson in recognition of his significant contributions, to the game of golf as a player, a teacher, and a commentator; to the Committee on Financial Services.

By Mr. SMITH of New Jersey (for himself, Mr. LANTOS, Mr. WOLF, Mr. PAYNE, Mr. ROHRABACHER, and Mr. RYAN of Ohio):

H.R. 4780. A bill to promote freedom of expression on the Internet, to protect United States businesses from coercion to participate in repression by authoritarian foreign governments, and for other purposes; to the Committee on International Relations, and in addition to the Committee on Energy and Commerce, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mrs. CAPITO (for herself and Mr. GILLMOR):

H.R. 4781. A bill to authorize the Secretary of Labor to make grants for the establishment of information technology centers in rural areas; to the Committee on Education and the Workforce.

By Mrs. CAPPS (for herself, Mr. GEORGE MILLER of California, Mr. THOMPSON of California, Mr. FARR, Ms. PELOSI, Ms. ESHOO, Mrs. DAVIS of California, Ms. SOLIS, Ms. WOOLSEY, Ms. HARMAN, Ms. MILLENDER-MCDONALD, Ms. LORETTA SANCHEZ of California, Ms. LEE, Mr. CARDOZA, Mr. STARK, Mr. BECERRA, Mr. BERMAN, Mr. SHERMAN, Mr. LANTOS, Mrs. NAPOLITANO, Mr. HONDA, Ms. MATSUI, Ms. ZOE LOFGREN of California, Mr. FILNER, Mr. SCHIFF, Ms. LINDA T. SÁNCHEZ of California, Mrs. TAUSCHER, Ms. WATSON, Ms. ROYBAL-ALLARD, Ms. WATERS, Mr. WAXMAN, and Mr. BACA):

H.R. 4782. A bill to permanently prohibit oil and gas leasing off the coast of the State of California, and for other purposes; to the Committee on Resources.

By Mr. DAVIS of Florida (for himself, Mr. HASTINGS of Florida, Mr. BOYD, and Ms. CORRINE BROWN of Florida):

H.R. 4783. A bill to prohibit offshore drilling on the outer Continental Shelf off the State of Florida, and for other purposes; to the Committee on Resources.

By Mr. DEFAZIO:

H.R. 4784. A bill to direct the Secretary of Interior to convey certain Bureau of Land Management Land to the City of Eugene, Oregon; to the Committee on Resources.

By Ms. DELAURO:

H.R. 4785. A bill to make available funds included in the Deficit Reduction Act of 2005 for the Low-Income Home Energy Assistance Act of 1981 program for fiscal year 2006, and for other purposes; to the Committee on Energy and Commerce, and in addition to the Committee on Education and the Workforce, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. DENT (for himself, Mr. BRADY of Pennsylvania, Mr. FATTAH, Mr. ENGLISH of Pennsylvania, Ms. HART, Mr. PETERSON of Pennsylvania, Mr. GERLACH, Mr. WELDON of Pennsylvania, Mr. FITZPATRICK of Pennsylvania, Mr. SHUSTER, Mr. SHERWOOD, Mr. KANJORSKI, Mr. MURTHA, Ms. SCHWARTZ of Pennsylvania, Mr. DOYLE, Mr. PITTS, Mr. HOLDEN, Mr. MURPHY, and Mr. PLATTS):

H.R. 4786. A bill to designate the facility of the United States Postal Service located at 535 Wood Street in Bethlehem, Pennsylvania, as the ''H. Gordon Payrow Post Office Building''; to the Committee on Government Reform.

By Mr. DOOLITTLE:

H.R. 4787. A bill to amend the Lobbying Disclosure Act of 1995 to require reporting of Federal funds received by clients of lobbyists; to the Committee on the Judiciary.

By Mr. FALEOMAVAEGA (for himself, Mr. PALLONE, Mr. ABERCROMBIE, Mr. CASE, Ms. BORDALLO, and Mr. FORTUÑO):

H.R. 4788. A bill to reauthorize the Coral Reef Conservation Act of 2000, and for other purposes; to the Committee on Resources.

By Mr. HASTINGS of Washington:

H.R. 4789. A bill to require the Secretary of the Interior to convey certain public land located wholly or partially within the boundaries of the Wells Hydroelectric Project of Public Utility District No. 1 of Douglas County, Washington, to the utility district; to the Committee on Resources.

By Mr. HERGER (for himself, Mr. CHOCOLA, Mr. LEWIS of Kentucky, and Mrs. MUSGRAVE):

H.R. 4790. A bill to amend the Internal Revenue Code of 1986 to expand expensing for small business; to the Committee on Ways and Means.

By Ms. HERSETH (for herself, Mr. CASE, Mr. EVANS, Ms. CORRINE BROWN of Florida, Mr. GUTIERREZ, Mr. SERRANO, Mr. FILNER, Mr. STRICKLAND, Ms. CARSON, Mr. KUCINICH, Mr. WEXLER, Mr. CONYERS, Mr. PETERSON of Minnesota, Ms. MATSUI, Mr. AL GREEN of Texas, and Mr. FARR):

H.R. 4791. A bill to amend title 38, United States Code, to increase the amount of assistance available to disabled veterans for specially adapted housing and to provide for annual increases in such amount; to the Committee on Veterans' Affairs.

By Mr. LARSEN of Washington (for himself and Mr. MCDERMOTT):

H.R. 4792. A bill to fix the Medicare Part D prescription drug program by requiring the Secretary of Health and Human Services to negotiate fair prices for prescription drugs on behalf of Medicare beneficiaries, to further reduce drug costs to consumers by allowing the importation of prescription drugs under the Federal Food, Drug, and Cosmetic Act, to provide seniors with adequate time to consider their options under Medicare part D by extending the 2006 Medicare prescription drug enrollment period through December 31, 2006, without penalty, and for other purposes; to the Committee on Energy and Commerce, and in addition to the Committees on Ways and Means, and the Judiciary, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. LATOURETTE (for himself and Mr. MEEHAN):

H.R. 4793. A bill to make available funds included in the Deficit Reduction Act of 2005 for the Low-Income Home Energy Assistance Act of 1981 program for fiscal year 2006, and for other purposes; to the Committee on Energy and Commerce, and in addition to the Committee on Education and the Workforce, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. MCDERMOTT (for himself, Mr. EMANUEL, and Mr. LEVIN):

H.R. 4794. A bill to repeal a provision enacted to end Federal matching of State spending of child support incentive payments; to the Committee on Ways and Means.

By Ms. MILLENDER-MCDONALD:

H.R. 4795. A bill to amend the Higher Education Act of 1965 to require accrediting agencies and associations to comply with due process throughout the accreditation process, and for other purposes; to the Committee on Education and the Workforce.

By Mr. MORAN of Kansas (for himself, Mr. JONES of North Carolina, and Mrs. EMERSON):

H.R. 4796. A bill to amend title XVIII of the Social Security Act to improve implementation of the Medicare prescription drug benefit; to the Committee on Ways and Means, and in addition to the Committee on Energy and Commerce, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. PAUL:

H.R. 4797. A bill to protect America's citizen soldiers; to the Committee on Armed Services.

By Mr. POMBO:

H.R. 4798. A bill to facilitate remediation of perchlorate contamination in water sources in the State of California, and for other purposes; to the Committee on Energy and Commerce, and in addition to the Committee on Transportation and Infrastructure, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. SHAYS (for himself and Mr. MEEHAN):

H.R. 4799. A bill to establish the Office of Public Integrity as an independent office within the legislative branch of the Government, to reduce the duties of the Committee on Standards of Official Conduct of the House of Representatives and the Select

Committee on Ethics of the Senate, and for other purposes; to the Committee on House Administration, and in addition to the Committees on Rules, and the Judiciary, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Ms. SOLIS (for herself, Mr. PALLONE, Mrs. CAPPS, Mr. TOWNS, Ms. SCHAKOWSKY, Mr. WYNN, Mr. WAXMAN, Mr. DINGELL, Mr. ALLEN, Mr. BROWN of Ohio, and Ms. DEGETTE):

H.R. 4800. A bill to amend the Toxic Substances Control Act to implement the Stockholm Convention on Persistent Organic Pollutants, the Protocol on Persistent Organic Pollutants to the Convention on Long-Range Transboundary Air Pollution, and the Rotterdam Convention on the Prior Informed Consent Procedure for Certain Hazardous Chemicals and Pesticides in International Trade; to the Committee on Energy and Commerce.

By Mr. STUPAK:

H.R. 4801. A bill to extend the deadlines for distributing certain funds secured by the Michigan Indian Land Claims Settlement Act and for other purposes; to the Committee on Resources.

By Mr. STUPAK:

H.R. 4802. A bill to reaffirm and clarify the Federal relationship of the Burt Lake Band as a distinct federally recognized Indian Tribe, and for other purposes; to the Committee on Resources.

By Mr. THOMAS (for himself, Mr. HERGER, and Mr. DANIEL E. LUNGREN of California):

H.R. 4803. A bill to amend title 28, United States Code, to provide for an additional place of holding court in the eastern district of California, and for other purposes; to the Committee on the Judiciary.

By Mr. TIBERI (for himself and Mr. FRANK of Massachusetts):

H.R. 4804. A bill to modernize the manufactured housing loan insurance program under title I of the National Housing Act; to the Committee on Financial Services.

By Mr. BOEHNER:

H. Con. Res. 345. Concurrent resolution providing for an adjournment or recess of the two Houses; considered and agreed to.

By Mr. RAMSTAD (for himself and Mr. JEFFERSON):

H. Con. Res. 346. Concurrent resolution expressing the sense of Congress relating to a free trade agreement between the United States and Taiwan; to the Committee on Ways and Means.

By Mr. SIMMONS (for himself and Mr. NEAL of Massachusetts):

H. Con. Res. 347. Concurrent resolution honoring the National Association of State Veterans Homes and the 119 State veterans homes providing long-term care to veterans that are represented by that association for their contributions to the health care of veterans and the health-care system of the Nation; to the Committee on Veterans' Affairs.

By Ms. SLAUGHTER (for herself, Mr. MCGOVERN, Mr. HASTINGS of Florida, and Ms. MATSUI):

H. Res. 686. A resolution amending the Rules of the House to restore transparency, accountability, and oversight, and for other purposes; to the Committee on Rules, and in addition to the Committee on Standards of Official Conduct, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Ms. PELOSI:

H. Res. 687. A resolution raising a question of the privileges of the House; which was laid on the table.

By Mr. BAIRD:

H. Res. 688. A resolution amending the Rules of the House of Representatives to require that legislation and conference reports be available on the Internet for 72 hours before consideration by the House, and for other purposes; to the Committee on Rules.

By Mr. SMITH of Texas (for himself, Mr. DOGGETT, and Mr. MCCAUL of Texas):

H. Res. 689. A resolution expressing the sense of the House with respect to the 10th anniversary of the beginning of the National Domestic Violence Hotline; to the Committee on Education and the Workforce.

By Mr. CONAWAY (for himself, Mr. AKIN, Mr. BARRETT of South Carolina, Mr. BARTLETT of Maryland, Mrs. BLACKBURN, Mr. CANTOR, Mr. CHABOT, Mr. CULBERSON, Mr. FLAKE, Ms. FOXX, Mr. GARRETT of New Jersey, Mr. GOHMERT, Mr. GOODE, Mr. HENSARLING, Mr. HOSTETTLER, Mr. ISSA, Mr. JINDAL, Mr. KING of Iowa, Mr. MCHENRY, Mrs. MUSGRAVE, Mrs. MYRICK, Mr. NEUGEBAUER, Mr. POE, Mr. PRICE of Georgia, Mr. SESSIONS, Mr. SHADEGG, and Mr. SODREL):

H. Res. 690. A resolution amending the Rules of the House of Representatives to curtail the growth of Government programs; to the Committee on Rules.

By Mr. ENGEL (for himself, Mr. EVANS, Mrs. MALONEY, Mr. MCGOVERN, Mr. WEINER, Ms. JACKSON-LEE of Texas, Mr. LYNCH, Mr. MCNULTY, Mr. HASTINGS of Florida, Ms. SCHAKOWSKY, Mr. WEXLER, and Mr. HOLT):

H. Res. 691. A resolution supporting the goals and ideals of Anti-Slavery Day; to the Committee on International Relations.

By Mr. FALEOMAVAEGA (for himself and Mr. FLAKE):

H. Res. 692. A resolution commending the people of the Republic of the Marshall Islands for the contributions and sacrifices they made to the United States nuclear testing program in the Marshall Islands, solemnly acknowledging the first detonation of a hydrogen bomb by the United States on March 1, 1954, on the Bikini Atoll in the Marshall Islands, and remembering that 60 years ago the United States began its nuclear testing program in the Marshall Islands; to the Committee on International Relations.

By Ms. EDDIE BERNICE JOHNSON of Texas (for herself, Mr. OWENS, Mr. GRIJALVA, Mrs. CHRISTENSEN, and Mr. KILDEE):

H. Res. 693. A resolution expressing the sense of the House of Representatives with respect to childhood stroke; to the Committee on Energy and Commerce.

By Mr. MICHAUD:

H. Res. 694. A resolution expressing the sense of the House of Representatives that, following a year of record setting profits, major petroleum products companies should incorporate the Low Income Home Energy Assistance Program into their corporate citizenship and responsibility programs; to the Committee on Energy and Commerce, and in addition to the Committee on Education and the Workforce, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Ms. SOLIS (for herself, Mrs. CAPPS, Mrs. MALONEY, Ms. JACKSON-LEE of Texas, Ms. LEE, Mr. NADLER, Ms. MILLENDER-MCDONALD, Ms. MCCOLLUM of Minnesota, Ms. WATERS, Mr. GRIJALVA, Mr. EVANS, Ms. DELAURO, Ms. BALDWIN, Mr. FARR, Ms. PELOSI, Ms. SLAUGHTER, Mr. MCDERMOTT, Mrs. JONES of Ohio, and Ms. SCHAKOWSKY):

H. Res. 695. A resolution honoring the life and accomplishments of Betty Friedan; to the Committee on Government Reform.

By Mr. UDALL of Colorado (for himself and Mr. WAMP):

H. Res. 696. A resolution expressing the sense of the House of Representatives that there should be established a National Physical Education and Sports Week and a National Physical Education and Sports Month; to the Committee on Government Reform.

¶8.21 ADDITIONAL SPONSORS

Under clause 7 of rule XII, sponsors were added to public bills and resolutions as follows:

H.R. 147: Mr. DENT and Mr. UPTON.
H.R. 376: Mr. BOYD and Mr. MICHAUD.
H.R. 390: Mr. CONYERS.
H.R. 500: Mr. LEWIS of Kentucky and Mr. HUNTER.
H.R. 515: Mr. JEFFERSON, Mr. PASCRELL, and Mr. SALAZAR.
H.R. 517: Mr. GIBBONS.
H.R. 552: Mrs. SCHMIDT.
H.R. 561: Mr. SCHWARZ of Michigan.
H.R. 591: Mrs. LOWEY.
H.R. 676: Mr. AL GREEN of Texas.
H.R. 752: Mr. PASTOR, Mr. DAVIS of Illinois, and Ms. KAPTUR.
H.R. 916: Mr. GALLEGLY and Mr. DOYLE.
H.R. 952: Mr. SCHIFF.
H.R. 963: Mr. SAXTON.
H.R. 994: Mr. CONYERS, Mr. CHOCOLA, Mrs. MUSGRAVE, Mr. ENGLISH of Pennsylvania, Mr. SAM JOHNSON of Texas, Mr. TOWNS, Mr. BERMAN, and Mrs. LOWEY.
H.R. 1053: Mr. GONZALEZ.
H.R. 1200: Mr. GUTIERREZ.
H.R. 1259: Mr. BRADLEY of New Hampshire and Mr. HOSTETTLER.
H.R. 1282: Mr. BERMAN.
H.R. 1306: Mr. DEAL of Georgia.
H.R. 1310: Mr. UDALL of Colorado and Mr. BROWN of Ohio.
H.R. 1323: Mr. EMANUEL.
H.R. 1375: Mr. YOUNG of Florida.
H.R. 1426: Mr. GORDON and Mr. NADLER.
H.R. 1471: Mr. ALLEN.
H.R. 1506: Mr. BLUMENAUER.
H.R. 1595: Mr. MCCOTTER.
H.R. 1632: Ms. SCHAKOWSKY.
H.R. 1655: Mr. MCNULTY.
H.R. 1704: Mr. MOORE of Kansas.
H.R. 1806: Mr. DINGELL and Mr. KILDEE.
H.R. 2014: Mr. LATOURETTE and Mr. WU.
H.R. 2101: Mr. BRADY of Pennsylvania.
H.R. 2122: Ms. HOOLEY and Mr. WU.
H.R. 2390: Mr. FRANK of Massachusetts and Mr. PASCRELL.
H.R. 2410: Mr. CLAY.
H.R. 2684: Mr. GONZALEZ.
H.R. 2872: Mr. GIBBONS and Mr. BLUMENAUER.
H.R. 2943: Mr. POE and Mr. WESTMORELAND.
H.R. 3096: Mr. STUPAK, Mr. CLAY, and Ms. SCHAKOWSKY.
H.R. 3099: Mr. HASTINGS of Florida, Mr. CASE, Mr. CAPUANO, Mr. ABERCROMBIE, and Mr. CONYERS.
H.R. 3127: Mrs. MCCARTHY.
H.R. 3142: Mr. SCHIFF, Ms. MCCOLLUM of Minnesota, and Mr. KUCINICH.
H.R. 3145: Mr. BOEHLERT, Mr. DAVIS of Illinois, and Mr. CHANDLER.
H.R. 3159: Mr. LANGEVIN, Mr. FITZPATRICK of Pennsylvania, Mr. PLATTS, Mr. FILNER, Mr. EHLERS, Mr. MCINTYRE, Ms. SCHWARTZ of Pennsylvania, Mr. SHUSTER, Mr. SMITH of Texas, and Mr. MOORE of Kansas.
H.R. 3312: Mr. HASTINGS of Florida, Ms. EDDIE BERNICE JOHNSON of Texas, Mr. BROWN of Ohio, Mr. MCDERMOTT, Mr. BOSWELL, Mr. BOUCHER, Ms. BORDALLO, Mr. HINCHEY, Mr. PAYNE, and Mr. ABERCROMBIE.
H.R. 3334: Mr. CONYERS.
H.R. 3352: Mr. BROWN of Ohio, Ms. HOOLEY, Ms. WATSON, Mrs. MCCARTHY, Mr. ROTHMAN, and Mr. BOEHLERT.

H.R. 3381: Mr. PASCRELL.
H.R. 3476: Mr. DOYLE and Mr. ISRAEL.
H.R. 3478: Mr. KENNEDY of Minnesota, Mr. LATHAM, Mr. SENSENBRENNER, Mr. ORTIZ, and Mr. YOUNG of Florida.
H.R. 3509: Ms. FOXX.
H.R. 3559: Mr. PASTOR, Ms. BALDWIN, and Mr. THOMPSON of Mississippi.
H.R. 3628: Mr. EDWARDS, Ms. DELAURO, Mr. MCCOTTER, Mr. DOGGETT, and Mr. LAHOOD.
H.R. 3630: Mr. BACHUS.
H.R. 3644: Mr. GORDON.
H.R. 3875: Mr. MARCHANT, Mrs. WILSON of New Mexico, Mr. SENSENBRENNER, and Mr. HAYES.
H.R. 3962: Mr. TAYLOR of Mississippi and Mr. SNYDER.
H.R. 4005: Mr. YOUNG of Florida.
H.R. 4042: Mr. BEAUPREZ.
H.R. 4059: Mr. CUMMINGS.
H.R. 4188: Mr. LANTOS and Mr. GRIJALVA.
H.R. 4197: Mrs. MALONEY and Mr. CASE.
H.R. 4200: Mr. KENNEDY of Minnesota.
H.R. 4229: Mr. GEORGE MILLER of California, Mr. TIERNEY, and Mr. WEINER.
H.R. 4231: Mr. MICHAUD.
H.R. 4239: Ms. BALDWIN.
H.R. 4242: Mr. FRANKS of Arizona.
H.R. 4315: Mr. UDALL of Colorado.
H.R. 4460: Mr. PAYNE and Mr. RUPPERSBERGER.
H.R. 4479: Mr. KILDEE, Ms. MCCOLLUM of Minnesota, and Ms. MOORE of Wisconsin.
H.R. 4526: Mr. MILLER of Florida.
H.R. 4533: Ms. SCHAKOWSKY.
H.R. 4537: Mr. GENE GREEN of Texas.
H.R. 4542: Mr. GERLACH and Ms. SLAUGHTER.
H.R. 4547: Mr. BARRETT of South Carolina and Mrs. MYRICK.
H.R. 4548: Mr. NUSSLE.
H.R. 4551: Mr. SAM JOHNSON of Texas and Mr. KUHL of New York.
H.R. 4573: Mr. LEWIS of Kentucky and Mr. GRAVES.
H.R. 4622: Mr. RUPPERSBERGER.
H.R. 4641: Mr. GOODE.
H.R. 4657: Mr. BISHOP of New York and Mr. DAVIS of Tennessee.
H.R. 4679: Mr. GOODE.
H.R. 4681: Mr. JOHNSON of Illinois.
H.R. 4685: Mr. GONZALEZ.
H.R. 4699: Mr. CHABOT, Mr. FLAKE, and Mr. FORD.
H.R. 4705: Mr. MCNULTY.
H.R. 4706: Mr. OWENS.
H.R. 4708: Mr. GENE GREEN of Texas.
H.R. 4709: Mr. CHABOT, Mr. CASE, Mr. ROTHMAN, Mr. BERMAN, Mr. BOUCHER, and Mr. KUCINICH.
H.R. 4715: Mr. MCHUGH.
H.R. 4729: Mr. MCGOVERN, Mr. STUPAK, and Mr. BOSWELL.
H.R. 4730: Mr. TOM DAVIS of Virginia.
H.R. 4740: Mr. SCHWARZ of Michigan and Mr. KLINE.
H.R. 4746: Mr. BISHOP of Georgia and Mr. ENGLISH of Pennsylvania.
H.R. 4748: Mr. BAKER.
H.R. 4749: Mr. MCDERMOTT, Mr. MORAN of Virginia, Mr. SANDERS, Mr. KUCINICH, Mr. HINCHEY, and Ms. MCCOLLUM of Minnesota.
H.R. 4755: Mr. LEWIS of Kentucky, Mr. TIBERI, Mr. NADLER, and Mr. FITZPATRICK of Pennsylvania.
H.R. 4761: Mr. ALEXANDER, Mr. BROWN of South Carolina, Mr. FORTUÑO, Mr. WICKER, Mr. GIBBONS, Mr. BONNER, Mr. PICKERING, Mr. FALEOMAVAEGA, Mr. JEFFERSON, and Mr. MCCRERY.
H.J. Res. 71: Mr. KUHL of New York.
H.J. Res. 78: Mr. PLATTS.
H. Con. Res. 179: Mr. JEFFERSON.
H. Con. Res. 277: Mr. TOM DAVIS of Virginia and Mr. KING of New York.
H. Con. Res. 299: Mr. GORDON.
H. Con. Res. 323: Ms. WASSERMAN SCHULTZ and Mr. PAYNE.
H. Con. Res. 341: Mr. BARRETT of South Carolina, Ms. WATSON, and Mr. WEXLER.
H. Res. 81: Mr. NUSSLE.
H. Res. 158: Mr. MEEHAN and Mr. UDALL of Colorado.
H. Res. 295: Mr. THOMPSON of Mississippi and Mr. CONYERS.
H. Res. 323: Mr. RAHALL.
H. Res. 521: Mr. CARDIN, Mr. FILNER, Mr. MCINTYRE, Ms. KAPTUR, Ms. ESHOO, Mr. CARDOZA, Mr. WAXMAN, and Mr. LINCOLN DIAZ-BALART of Florida.
H. Res. 578: Ms. BEAN and Mr. SHAYS.
H. Res. 589: Mr. PEARCE.
H. Res. 600: Ms. WASSERMAN SCHULTZ, Mr. OWENS, and Mr. GUTIERREZ.
H. Res. 608: Mr. PEARCE.
H. Res. 635: Mr. OLVER and Mr. TIERNEY.
H. Res. 641: Ms. WOOLSEY, Mr. AL GREEN of Texas, Mr. DAVIS of Illinois, Mr. MEEKS of New York, and Mr. WATT.
H. Res. 643: Mr. BACA, Mr. MORAN of Virginia, and Mr. ABERCROMBIE.
H. Res. 675: Mr. ANDREWS, Mr. SMITH of New Jersey, and Mr. BERMAN.

TUESDAY, FEBRUARY 28, 2006 (9)

¶9.1 APPOINTMENT OF SPEAKER PRO TEMPORE

The House was called to order by the SPEAKER pro tempore, Mr. ADERHOLT, who laid before the House the following communication:

HOUSE OF REPRESENTATIVES,
Washington, DC, February 28, 2006.

I hereby appoint the Honorable ROBERT B. ADERHOLT to act as Speaker pro tempore on this day.

J. DENNIS HASTERT,
Speaker of the House of Representatives.

¶9.2 APPROVAL OF THE JOURNAL

The SPEAKER pro tempore, Mr. ADERHOLT, announced he had examined and approved the Journal of the proceedings of Thursday, February 16, 2006.

Pursuant to clause 1, rule I, the Journal was approved.

¶9.3 COMMUNICATIONS

Executive and other communications, pursuant to clause 8, rule XII, were referred as follows:

6290. A communication from the President of the United States, transmitting requests for FY 2006 supplemental appropriations for the Departments of Agriculture, Commerce. Defense, Homeland Security, Housing and Urban Development, Interior, Justice, Veterans Affairs, the Corps of Engineers, the Environmental Protection Agency, the General Services Administration and the Small Business Administration; (H. Doc. No. 109–89); to the Committee on Appropriations and ordered to be printed.

6291. A communication from the President of the United States, transmitting a request for FY 2006 supplemental appropriations for ongoing military and intelligence operations in support of Operation Iraqi Freedom, Operation Enduring Freedom, and selected other international activities; (H. Doc. No. 109–90); to the Committee on Appropriations and ordered to be printed.

6292. A letter from the Under Secretary for Acquisition, Technology, and Logistics, Department of Defense, transmitting the required report on the Warranty Claims Recovery Pilot Program, pursuant to Public Law 105–85, section 391; to the Committee on Armed Services.

6293. A letter from the Under Secretary for Personnel and Readiness, Department of Defense, transmitting authorization of the enclosed list of officers to wear the insignia of the grade of brigadier general accordance with title 10, United States Code, section 777; to the Committee on Armed Services.

6294. A letter from the Under Secretary for Acquisition, Technology and Logistics, Department of Defense, transmitting notification that the T700-GE-401 and -401C Turboshaft engines are commercial items and, therefore, are excluded from core logistics capability requirements, as well as the justification for such a decision, pursuant to 10 U.S.C. 2464(c); to the Committee on Armed Services.

6295. A letter from the Secretary, Department of Defense, transmitting a letter on the approved retirement of Lieutenant General David W. Barno, United States Army, and his advancement to the grade of lieutenant general on the retired list; to the Committee on Armed Services.

6296. A letter from the Chairman, Board of Governors of the Federal Reserve System, transmitting the Board's semiannual Monetary Policy Report pursuant to Pub. L. 106–569; to the Committee on Financial Services.

6297. A letter from the Secretary, Department of Commerce, transmitting the annual report on the Emergency Steel Loan Guarantee Program, as required by Section 101(i) of Chapter 1 of Pub. L. 106-51; to the Committee on Financial Services.

6298. A letter from the Secretary, Department of Commerce, transmitting the annual report on the Emergency Oil and Gas Guaranteed Loan Program as required by Section 201(h) of Chapter 2 of Pub. L. 106-51; to the Committee on Financial Services.

6299. A letter from the Acting Chairman and President, Export-Import Bank, transmitting a draft of the legislation necessary to reauthorize the Export-Import Bank of the United States; to the Committee on Financial Services.

6300. A letter from the Deputy Director, Defense Security Cooperation Agency, transmitting reports in accordance with Section 36(a) of the Arms Export Control Act, pursuant to 22 U.S.C. 2776(a); to the Committee on International Relations.

6301. A letter from the Deputy Director, Defense Security Cooperation Agency, transmitting reports in accordance with Section 36(a) of the Arms Export Control Act, pursuant to 22 U.S.C. 2776(a); to the Committee on International Relations.

6302. A letter from the Principal Deputy for Personnel and Readiness, Department of Defense, transmitting a report on the audit of the American Red Cross for the financial year ending June 30, 2005, pursuant to 36 U.S.C. 300110; to the Committee on International Relations.

6303. A letter from the Assistant Sectrary for Legislative Affairs, Department of State, transmitting notification that effective December 11, 2005, the 15% Danger Pay Allowance for Dushanbe, Tajikistan was terminated based on improved security conditions, pursuant to 5 U.S.C. 5928; to the Committee on International Relations.

6304. A letter from the Assistant Legal Adviser for Treaty Affairs, Department of State, transmitting Copies of international agreements, other than treaties, entered into by the United States, pursuant to 1 U.S.C. 112b(a); to the Committee on International Relations.

6305. A communication from the President of the United States, transmitting a report including matters relating to the interdiction of aircraft engaged in illicit drug trafficking, pursuant to 22 U.S.C. 2291–4; (H. Doc. No. 109–91); to the Committee on International Relations and ordered to be printed.

6306. A letter from the Deputy Director, Defense Security Cooperation Agency, transmitting the FY 2005 annual report on Military Assistance, Military Exports, and Military Imports for Fiscal Year 2005, as required

by Section 655 of the Foreign Assistance Act of 1961 (FAA), as enacted 10 February 1996, by Section 1324 of Pub. L. 104-106, and 21 July 1996, by Section 148 of Pub. L. 104-164; to the Committee on International Relations.

6307. A letter from the Under Secretary for Acquisition, Technology and Logistics, Department of Defense, transmitting in accordance with Section 647(b) of Division F of the Consolidated Appropriations Act, FY 2004, Pub. L. 108-199, the Department's report on competitive sourcing efforts for FY 2005; to the Committee on Government Reform.

6308. A letter from the General Counsel, Department of Housing and Urban Development, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Government Reform.

6309. A letter from the Secretary, Department of Housing and Urban Development, transmitting a copy of the Government National Mortgage Association (Ginnie Mae) management report for the fiscal year ended September 30, 2005, pursuant to 31 U.S.C. 9106; to the Committee on Government Reform.

6310. A letter from the Director, Office of Management and Budget, transmitting the 2006 Federal Financial Management Report as required by the Chief Financial Officers (CFO) Act of 1990, marking the 14th report submitted by the Office of Management and Budget (OMB) on the government-wide status of financial management, pursuant to 31 U.S.C. 3512; to the Committee on Government Reform.

6311. A letter from the Acting Assistant Secretary for Fish and Wildlife and Parks, Department of the Interior, transmitting a draft of a joint resolution entitled, ''Approving the location of a Dwight D. Eisenhower Memorial in the Nation's Capital.''; to the Committee on Resources.

6312. A letter from the Director, Department of the Interior, transmitting the Department's final rule — Implementation of the Equal Access to Justice Act in Agency Proceedings (RIN: 1094-AA49) received February 8, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Resources.

6313. A letter from the Acting Assistant Secretary for Land and Minerals Management, Department of the Interior, transmitting a copy of the report entitled, ''Comprehensive Inventory of U.S. OCS Oil and Natural Gas Resources'' as required by Section 357 of the Energy Policy Act of 2005; to the Committee on Resources.

6314. A letter from the Deputy Chief for National Forest System, Department of Agriculture, transmitting the 2004 Report to Congress for Granite Watershed Enhancement and Protection Stewardship Project, pursuant to Public Law 105–821; to the Committee on Resources.

6315. A letter from the Director, National Oceanic and Atmospheric Administration, transmitting the 2005 report on the Apportionment of Membership on the Regional Fishery Management Councils pursuant to section 302 (b)(2)(B) of the Magnuson-Stevens Fishery Conservation and Management Act; to the Committee on Resources.

6316. A letter from the President and Chief Executive Officer, Little League Baseball, transmitting the Annual Report of Little League Baseball, Incorporated for the fiscal year ending September 30, 2005, pursuant to 36 U.S.C. 1084(b); to the Committee on the Judiciary.

6317. A letter from the Director, Office of Legislative Affairs, Railroad Retirement Board, transmitting a copy of a draft bill entitled, ''To amend the Railroad Retirement Act to provide for continued payment of railroad retirement annuities by the Department of the Treasury and for other purposes''; to the Committee on Transportation and Infrastructure.

6318. A communication from the President of the United States, transmitting notification of his intention to designate Liberia as a beneficiary developing country under the Generalized System of Preferences (GSP), pursuant to Public Law 104–188, section 1952(a)(110 Stat. 1917); (H. Doc. No. 109–92); to the Committee on Ways and Means and ordered to be printed.

6319. A letter from the United States Trade Representative, Executive Office of the President, transmitting a report on supplementary views from the agricultural policy and technical advisory committees (Grains, Feed and Oilseeds; Processed Foods; Sweeteners; and Tobacco, Cotton and Peanuts) on the United States-Peru Trade Promotion Agreement; to the Committee on Ways and Means.

6320. A letter from the United States Trade Representative, Executive Office of the President, transmitting the reports of the Advisory Committee for Trade Policy and Negotiations, and the policy, sectoral and functional trade committees chartered under those Acts, on the United States-Peru Trade Promotion Agreement, pursuant to Section 2104(e) of the Trade Act of 2002 and Section 135(e) of the Trade Act of 1974, as amended; to the Committee on Ways and Means.

6321. A letter from the Acting Chief, Publications and Regulations Branch, Internal Revenue Service, transmitting the Service's final rule — Weighted Average Interest Rate Update [Notice 2006-8] received January 20, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

6322. A letter from the Acting Chief, Publications and Regulations Branch, Internal Revenue Service, transmitting the Service's final rule — Designated Roth contributions to cash or deferred arrangements under section 401(k) [TD 9237] (RIN: 1545-BE05) received January 4, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

6323. A letter from the Acting Chief, Publications and Regulations Branch, Internal Revenue Service, transmitting the Service's final rule — Revenue Procedure Updates (Rev. Proc. 2006-7) received January 3, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

6324. A letter from the Chief, Publications and Regulations Branch, Internal Revenue Service, transmitting the Service's final rule — Time for Filing Employment Tax Returns and Modifications to the Deposit Rules [TD 9239] (RIN: 1545-BE00) received January 4, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

6325. A letter from the Chief, Publications and Regulations Branch, Internal Revenue Service, transmitting the Service's final rule — Revision of Income Tax Regulations under sections 367, 884, and 6038B dealing with statutory mergers or consolidations under section 368(a)(1)(A) involving one or more foreign corporations, and guidance necessary to facilitate business electronic filing under section 6038B [TD 9243] (RIN: 1545-BA65) received January 26, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

6326. A letter from the Chief, Publications and Regulations Branch, Internal Revenue Service, transmitting the Service's final rule — Allocation and Apportionment of Expenses Alternative Method for Determining Tax Book Value of Assets [TD 9247] (RIN: 1545-BF23) received January 30, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

6327. A letter from the Chief, Publications and Regulations Branch, Internal Revenue Service, transmitting the Service's final rule — Clarification of Definitions [TD 9246] (RIN: 1545-BD37) received January 30, 3006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

6328. A letter from the Chief, Publications and Regulations Branch, Internal Revenue Service, transmitting the Service's final rule — Last-in, First-out Inventories (Rev. Rul. 2006-6) received January 30, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

6329. A letter from the Chief, Publications and Regulations Branch, Internal Revenue Service, transmitting the Service's final rule — Escrow Funds and Other Similar Funds [TD 9249] (RIN: 1545-AR82) received February 6, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

6330. A letter from the Chief, Publications and Regulations Branch, Internal Revenue Service, transmitting the Service's final rule — Residence Rules Involving U.S. Possessions [TD 9248] (RIN: 1545-BC86) received February 6, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

6331. A letter from the Chief, Publications and Regulations Branch, Internal Revenue Service, transmitting the Service's final rule — Announcement of rules adopting a reasonable cause standard for section 1503(d) filings [Notice 2006-13] received February 6, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

6332. A letter from the Chief, Publications and Regulations Branch, Internal Revenue Service, transmitting the Service's final rule — Redemption Bogus Optional Basis Tax Shelter (UIL No: 9300.42-00) received February 6, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

6333. A letter from the Chief, Publications and Regulations Branch, Internal Revenue Service, transmitting the Service's final rule — Extension of June 28, 2005, Safe Harbor Date [Notice 2006-15] received February 6, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

6334. A letter from the Chief, Publications and Regulations Branch, Internal Revenue Service, transmitting the Service's final rule — Administrative, Procedural, and Miscellaneous (Rev. Proc. 2006-16) received February 6, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

6335. A letter from the Chief, Publications and Regulations Branch, Internal Revenue Service, transmitting the Service's final rule — Recomputed Differential Earnings Rate for Mutual Life Insurance Companies [Notice 2006-18] received February 6, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

6336. A letter from the Chief, Publications and Regulations Branch, Internal Revenue Service, transmitting the Service's final rule — Weighted Average Interest Rate Update [Notice 2006-19] received February 16, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

6337. A letter from the Chief, Publications and Regulations Branch, Internal Revenue Service, transmitting the Service's final rule — Electricity Produced From Certain Renewable Resources (Rev. Rul. 2006-9) received February 8, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

6338. A letter from the Chief, Publications and Regulations Branch, Internal Revenue Service, transmitting the Service's final rule — Appeals Settlement Guidelines: Notional Principal Contracts (UIL No. 9300.20-00) received February 16, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

6339. A letter from the Chief, Publications and Regulations Branch, Internal Revenue Service, transmitting the Service's final rule — Tax Avoidance Using Notional Principal Contacts [Notice 2006-16] received February 16, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

6340. A letter from the Chief, Publications and Regulations Branch, Internal Revenue Service, transmitting the Service's final rule — Postponement of Deadline for Making an Election to Deduct Certain Losses Attributable to Hurricane Katrina, Rita, and Wilma [Notice 2006-17] received February 22, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

6341. A letter from the Chief, Publications and Regulations Branch, Internal Revenue Service, transmitting the Service's final rule — Determination of Issue Price in the Case of Certain Debt Instruments Issued for Property (Rev. Rul. 2006-10) received February 22, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

6342. A letter from the Chief, Publications and Regulations Branch, Internal Revenue Service, transmitting the Service's final rule — Clean Renewable Energy Bonds [Notice 2006-7] received February 22, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

6343. A letter from the Chief, Publications and Regulations Branch, Internal Revenue Service, transmitting the Service's final rule — Application of Section 367 in Cross Border Section 304 Transactions; Certain Transfers of Stock Involving Foreign Corporations [TD 9250] (RIN: 1545-BD46) received February 22, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

6344. A letter from the Regulations Officer, Social Security Administration, transmitting the Administration's final rule — Work Activity of Persons Working as Members of Advisory Committees Established Under the Federal Advisory Committee Act (FACA) (RIN: 0960-AG07) received January 30, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

6345. A letter from the Regulations Officer, Social Security Administration, transmitting the Administration's final rule — Revised Medical Criteria for Evaluating Cardiovascular Impairments (RIN: 0960-AD48) received January 17, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

6346. A letter from the Regulations Officer, Social Security Administration, transmitting the Administration's final rule — Representation of Parties; Recognition, Disqualification, and Reinstatement of Representative (RIN: 0960-AG15) received January 11, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

¶9.4 COMMUNICATION FROM THE CLERK—MESSAGE FROM THE SENATE

The SPEAKER pro tempore, Mr. ADERHOLT, laid before the House a communication, which was read as follows:

OFFICE OF THE CLERK,
HOUSE OF REPRESENTATIVES,
Washington, DC, February 17, 2006.

Hon. J. DENNIS HASTERT,
The Speaker, House of Representatives, Washington, DC.

DEAR MR. SPEAKER: Pursuant to the permission granted in Clause 2(h) of Rule II of the Rules of the U.S. House of Representatives, the Clerk received the following message from the Secretary of the Senate on February 17, 2006, at 1:45 p.m.:

That the Senate agreed to H. Con. Res. 345.

With best wishes, I am,

Sincerely,

KAREN L. HAAS,
Clerk of the House.

¶9.5 COMMITTEE RESIGNATION—MINORITY

The SPEAKER pro tempore, Mr. ADERHOLT, laid before the House the following communication, which was read as follows:

HOUSE OF REPRESENTATIVES,
Washington, DC, February 16, 2006.

Hon. J. DENNIS HASTERT,
Speaker, U.S. House of Representatives, U.S. Capitol, Washington, DC.

DEAR MR. SPEAKER, Effective today, February 16th, I resign my seat on the Committee on Education pending my appointment to the Committee on Transportation and Infrastructure.

Sincerely,

JOHN BARROW.

By unanimous consent, the resignations was accepted.

¶9.6 COMMUNICATION FROM THE CLERK—MESSAGE FROM THE SENATE

The SPEAKER pro tempore, Mr. ADERHOLT, laid before the House a communication, which was read as follows:

OFFICE OF THE CLERK,
HOUSE OF REPRESENTATIVES,
Washington, DC, February 17, 2006.

Hon. J. DENNIS HASTERT,
The Speaker, House of Representatives, Washington, DC.

DEAR MR. SPEAKER: Pursuant to the permission granted in Clause 2(h) of Rule II of the Rules of the U.S. House of Representatives, the Clerk received the following message from the Secretary of the Senate on February 17, 2006, at 1:25 p.m.:

That the Senate passed without amendment H.R. 4745.

With best wishes, I am,

Sincerely,

KAREN L. HAAS,
Clerk of the House.

¶9.7 ENROLLED BILL SIGNED

The SPEAKER pro tempore, Mr. ADERHOLT, announced that pursuant to clause 4, rule I, the Speaker pro tempore, Mr. Tom DAVIS of Virginia, signed the following enrolled bill on Friday, February 17, 2006:

H.R. 4745. An Act making supplemental appropriations for fiscal year 2006 for the Small Business Administration's disaster loans program, and for other purposes.

¶9.8 MEXICO-UNITED STATES INTERPARLIAMENTARY GROUP

The SPEAKER pro tempore, Mr. ADERHOLT, announced that the Speaker, pursuant to 22 United States Code 276h, and the order of the House of December 18, 2005, on February 16, 2006, appointed the following Members of the House to the Mexico-United States Interparliamentary Group: Messrs. KOLBE, Chairman, and MCCAUL of Texas, Vice Chairman.

Ordered, That the Clerk notify the Senate of the foregoing appointments.

¶9.9 COMMUNICATION REGARDING SUBPOENA

The SPEAKER pro tempore, Mr. ADERHOLT, laid before the House the following communication from Mr. WELDON of Pennsylvania:

CONGRESS OF THE UNITED STATES,
HOUSE OF REPRESENTATIVES,
Washington, DC, February 17, 2006.

Hon. J. DENNIS HASTERT,
Speaker, House of Representatives, Washington, DC.

DEAR MR. SPEAKER: This is to notify you formally, pursuant to Rule VIII of the Rules of the House of Representatives, that I have been served with a subpoena for testimony and documents issued by the U.S. District Court for the Eastern District of Pennsylvania.

After consultation with the Office of General Counsel, I have determined that compliance with the subpoena is inconsistent with the precedents and privileges of the House.

Sincerely,

CURT WELDON,
Member of Congress.

¶9.10 SETTLEMENT COMMON STOCK

Mr. RENZI moved to suspend the rules and pass the bill of the Senate (S. 449) to facilitate shareholder consideration of proposals to make Settlement Common Stock under the Alaska Native Claims Settlement Act available to missed enrollees, eligible elders, and eligible persons born after December 18, 1971, and for other purposes.

The SPEAKER pro tempore, Mr. ADERHOLT, recognized Mr. RENZI and Mr. RAHALL, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and pass said bill?

The SPEAKER pro tempore, Mr. ADERHOLT, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk notify the Senate thereof.

¶9.11 THOMAS EDISON NATIONAL HISTORICAL PARK

Mr. RENZI moved to suspend the rules and pass the bill (H.R. 1096) to establish the Thomas Edison National Historical Park in the State of New Jersey as the successor to the Edison National Historic Site; as amended.

The SPEAKER pro tempore, Mr. ADERHOLT, recognized Mr. RENZI and Mr. RAHALL, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and pass said bill, as amended?

The SPEAKER pro tempore, Mr. ADERHOLT, announced that two-thirds of the Members present had voted in the affirmative.

Mr. RENZI demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mr. ADERHOLT, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed.

¶9.12 FRENCH COLONIAL HERITAGE NATIONAL HISTORIC SITE STUDY

Mr. RENZI moved to suspend the rules and pass the bill (H.R. 1728) to authorize the Secretary of the Interior to

study the suitability and feasibility of designative the French Colonial Heritage Area in the State of Missouri as a unit of the National Park System, and for other purposes; as amended.

The SPEAKER pro tempore, Mr. ADERHOLT, recognized Mr. RENZI and Mr. RAHALL, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and pass said bill, as amended?

The SPEAKER pro tempore, Mr. ADERHOLT, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill, as amended, was passed.

By unanimous consent, the title was amended so as to read: ''An Act to authorize the Secretary of the Interior to study the suitability and feasibility of designating portions of Ste. Genevieve County in the State of Missouri as a unit of the National Park System, and for other purposes.''.

A motion to reconsider the votes whereby the rules were suspended and said bill, as amended, was passed and the title was amended was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

¶9.13 NASCAR-HISTORICALLY BLACK COLLEGES AND UNIVERSITIES CONSORTIUM

Mr. KELLER moved to suspend the rules and agree to the following resolution (H. Res. 677):

Whereas the Bureau of Labor Statistics reports that, while there are 1.3 million automotive technicians currently employed, industry figures confirm that an additional 50,000 technicians are needed to fill open positions each year;

Whereas the National Automotive Dealers Association reports that 57 percent of their dealers' operating profit is generated by their parts and service departments; that dealers consider it difficult to find a qualified technician; and that 42 percent of all dealer technicians have been engaged in that line of work less than one year;

Whereas the National Association for Stock Car Auto Racing, Inc. (''NASCAR''), the NASCAR Universal Technical Institute, and a collaboration of Historically Black Colleges and Universities (''HBCUs'') have agreed to create a strategic alliance focused on increasing the number and quality of job opportunities for African-American students in key racing and other related automotive business activities including automotive engineering and technology, automotive safety, sports marketing, and other automotive industry areas;

Whereas NASCAR and its partner HBCUs are establishing a formal structure to increase the number and quality of job opportunities for African-American students with NASCAR in key racing and other related automotive business activities through the NASCAR Universal Training Institute and the NASCAR Diversity Internship Program;

Whereas NASCAR has agreed to efforts to enhance the identification of employment opportunities with NASCAR such as Internships, full time jobs, including entry level management positions, part-time jobs for college students, and post-graduate job placement for students pursuing undergraduate and graduate degrees at partner HBCUs;

Whereas NASCAR and its partner HBCUs have developed a program to increase awareness, access to, and participation by African-American students in the NASCAR Universal Training Institute and NASCAR Diversity Internship Program by partner HBCUs for the racing and other related automotive industries; and

Whereas NASCAR and the partner HBCUs will seek opportunities to establish and enhance the funding of targeted job development activities by partner HBCUs, and to generate support for the HBCUs in their efforts to enhance curriculum development in sports marketing, finance, human resource management and other automotive industry areas: Now, therefore, be it

Resolved, That the House of Representatives—

(1) recognizes the National Association for Stock Car Auto Racing, Inc., the NASCAR Universal Technical Institute, and a collaboration of Historically Black Colleges and Universities, and their creation of a strategic alliance to increase the number and quality of job opportunities for African-American students in key racing and other related automotive business activities;

(2) commends NASCAR, the NASCAR Universal Technical Institute, the NASCAR Technical Training Institute, and the Historically Black Colleges and Universities, for their efforts to increase the number and quality of job opportunities for African-American students in key racing and other related automotive business activities; and

(3) encourages the Departments of Education and Labor and other appropriate agencies of the Federal government to support this effort.

The SPEAKER pro tempore, Mr. ADERHOLT, recognized Mr. KELLER and Mr. DAVIS of Illinois, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and agree to said resolution?

The SPEAKER pro tempore, Mr. CONAWAY, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said resolution was agreed to.

A motion to reconsider the vote whereby the rules were suspended and said resolution was agreed to was, by unanimous consent, laid on the table.

¶9.14 TEXAS WESTERN 1966 NCAA CHAMPIONSHIP

Mr. KELLER moved to suspend the rules and agree to the following resolution (H. Res. 668); as amended:

Whereas Don Haskins was a high school basketball star at Enid High School in Enid, Oklahoma, a college standout at Oklahoma A&M (now Oklahoma State) under his mentor, Coach Hank Iba, and a successful Texas high school basketball coach, amassing a 157–41 win-loss record coaching Benjamin, Hedley, and Dumas High Schools;

Whereas in 1961 Don Haskins became the coach of the men's basketball team at Texas Western College, which was later renamed the University of Texas at El Paso;

Whereas early in the 1965–1966 basketball season Don Haskins told Texas Western president Joseph Ray, ''The way our boys line up now, my six best boys are black. If I leave two or three of them out because they're black, they'll know it. [And] the white boys will know it.'';

Whereas the 1966 Texas Western team of Bobby Joe Hill (Detroit, Michigan), Orsten Artis (Gary, Indiana), Togo Railey (El Paso, Texas), Willie Worsley (New York, New York), David Palacio (El Paso, Texas), Dick Myers (Peabody, Kansas), Harry Flournoy (Gary, Indiana), Louis Baudoin (Albuquerque, New Mexico), Nevil Shed (New York, New York), Jerry Armstrong (Eagleville, Missouri), Willie Cager (New York, New York), and David ''Big Daddy'' Lattin (Houston, Texas) finished the basketball season 28–1;

Whereas on March 19, 1966, Coach Don Haskins' all-black starting line-up, the first such line-up to ever appear in a major championship contest, defeated the heavily-favored University of Kentucky to win the NCAA Basketball Championship, an event defined by many as the ''Brown v. Board of Education of athletics'';

Whereas the Miners' victory accelerated the pace of racial integration in college athletics and contributed to the expansion of the civil rights movement into the realm of sports;

Whereas when recounting his historic impact on diversity in college sports, Don Haskins said, ''I just played my best guys, like any coach would do.''; and

Whereas over the course of his career Don Haskins also coached the Miners to 32 winning seasons, seven Western Athletic Conference championships, four Western Athletic Conference tournament titles, and 21 post-season appearances, creating a proud tradition of college basketball success and community spirit in El Paso that persists to this day and winning entry into the Naismith Memorial Basketball Hall of Fame in 1997: Now, therefore, be it

Resolved, That the House of Representatives celebrates the 40th anniversary of Texas Western's 1966 NCAA Basketball Championship and recognizes the groundbreaking impact of the title game victory on diversity in sports and civil rights in America.

The SPEAKER pro tempore, Mr. CONAWAY, recognized Mr. KELLER and Mr. HINOJOSA, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and agree to said resolution, as amended?

The SPEAKER pro tempore, Mr. CONAWAY, announced that two-thirds of the Members present had voted in the affirmative.

Mr. KELLER demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mr. CONAWAY, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed.

¶9.15 LOUIS BRAILLE COMMEMORATIVE COIN

Mr. NEY moved to suspend the rules and pass the bill (H.R. 2872) to require the Secretary of the Treasury to mint coins in commemoration of Louis Braille; as amended.

The SPEAKER pro tempore, Mr. CONAWAY, recognized Mr. NEY and Mr. FRANK of Massachusetts, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and pass said bill, as amended?

The SPEAKER pro tempore, Mr. CONAWAY, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill, as amended, was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill, as amended, was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

¶9.16 MESSAGE FROM THE PRESIDENT

A message in writing from the President of the United States was communicated to the House by Mr. Sherman Williams, one of his secretaries.

¶9.17 TUSKEGEE AIRMEN GOLD MEDAL

Mr. NEY moved to suspend the rules and pass the bill (H.R. 1259) to authorize the President to award a gold medal on behalf of the Congress, collectively, to the Tuskegee Airmen in recognition of their unique military record, which inspired revolutionary reform in the Armed Forces; as amended.

The SPEAKER pro tempore, Mr. CONAWAY, recognized Mr. NEY and Mr. WATT, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and pass said bill, as amended?

The SPEAKER pro tempore, Mr. CONAWAY, announced that two-thirds of the Members present had voted in the affirmative.

Mr. NEY demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mr. CONAWAY, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed.

¶9.18 MESSAGE FROM THE PRESIDENT—NATIONAL EMERGENCY WITH RESPECT TO ZIMBABWE

The SPEAKER pro tempore, Mr. CONAWAY, laid before the House a message from the President, which was read as follows:

To the Congress of the United States:

Section 202(d) of the National Emergencies Act (50 U.S.C. 1622(d)) provides for the automatic termination of a national emergency unless, prior to the anniversary date of its declaration, the President publishes in the *Federal Register* and transmits to the Congress a notice stating that the emergency is to continue in effect beyond the anniversary date. In accordance with this provision, I have sent to the *Federal Reqister* for publication the enclosed notice stating that the national emergency blocking the property of persons undermining democratic processes or institutions in Zimbabwe is to continue in effect beyond March 6, 2006. The most recent notice continuing this emergency was published in the *Federal Register* on March 4, 2005 (70 FR 10859).

The crisis constituted by the actions and policies of certain members of the Government of Zimbabwe and other persons to undermine Zimbabwe's democratic processes or institutions has not been resolved. These actions and policies pose a continuing unusual and extraordinary threat to the foreign policy of the United States. For these reasons, I have determined that it is necessary to continue this national emergency and to maintain in force the sanctions to respond to this threat.

GEORGE W. BUSH.

THE WHITE HOUSE, *February 27, 2006*.

By unanimous consent, the message, together with the accompanying papers, was referred to the Committee on International Relations and ordered to be printed (H. Doc. 109–93).

¶9.19 RECESS—4:15 P.M.

The SPEAKER pro tempore, Mr. CONAWAY, pursuant to clause 12(a) of rule I, declared the House in recess at 4 o'clock and 15 minutes p.m., until approximately 6:30 p.m.

¶9.20 AFTER RECESS—6:30 P.M.

The SPEAKER pro tempore, Mr. DENT, called the House to order.

¶9.21 H.R. 1096—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mr. DENT, pursuant to clause 8, rule XX, announced the unfinished business to be the motion to suspend the rules and pass the bill (H.R. 1096) to establish the Thomas Edison National Historical Park in the State of New Jersey as the successor to the Edison National Historic Site; as amended.

The question being put,

Will the House suspend the rules and pass said bill, as amended?

The vote was taken by electronic device.

It was decided in the affirmative	Yeas	399
	Nays	1

¶9.22 [Roll No. 14]

YEAS—399

Ackerman
Aderholt
Akin
Alexander
Andrews
Baca
Bachus
Baird
Baker
Baldwin
Barrett (SC)
Barrow
Bartlett (MD)
Barton (TX)
Bass
Bean
Becerra
Berkley
Berman
Berry
Bilirakis
Bishop (GA)
Bishop (NY)
Bishop (UT)
Blackburn
Blumenauer
Blunt
Boehlert
Boehner
Bonilla
Bono
Boozman
Boren
Boswell
Boucher
Boustany
Boyd
Bradley (NH)
Brady (PA)
Brady (TX)
Brown (OH)
Brown (SC)
Brown-Waite, Ginny
Burgess
Burton (IN)
Butterfield
Buyer
Calvert
Camp (MI)
Campbell (CA)
Cannon
Cantor
Capito
Capps
Capuano
Cardin
Cardoza
Carnahan
Carson
Carter
Case
Castle
Chabot
Chandler
Chocola
Clay
Cleaver
Clyburn
Coble
Cole (OK)
Conaway
Conyers
Cooper
Cramer
Crenshaw
Crowley
Cubin
Cuellar
Culberson
Cummings
Davis (AL)
Davis (CA)
Davis (IL)
Davis (KY)
Davis (TN)
Davis, Jo Ann
Davis, Tom
Deal (GA)
DeFazio
DeGette
Delahunt
DeLauro
Dent
Diaz-Balart, L.
Dicks
Dingell
Doggett
Doyle
Drake
Dreier
Duncan
Edwards
Ehlers
Emanuel
Emerson
Engel
English (PA)
Eshoo
Etheridge
Everett
Farr
Fattah
Feeney
Ferguson
Filner
Fitzpatrick (PA)
Flake
Foley
Forbes
Fortenberry
Fossella
Foxx
Frank (MA)
Franks (AZ)
Frelinghuysen
Gallegly
Garrett (NJ)
Gerlach
Gibbons
Gilchrest
Gillmor
Gingrey
Gohmert
Gonzalez
Goode
Goodlatte
Gordon
Granger
Graves
Green (WI)
Green, Al
Green, Gene
Grijalva
Gutknecht
Hall
Harman
Harris
Hart
Hastings (FL)
Hastings (WA)
Hayes
Hayworth
Hefley
Hensarling
Herger
Herseth
Higgins
Hinojosa
Hobson
Hoekstra
Holden
Holt
Honda
Hooley
Hostettler
Hoyer
Hulshof
Hunter
Hyde
Inglis (SC)
Inslee
Israel
Issa
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Jenkins
Jindal
Johnson (CT)
Johnson (IL)
Johnson, E. B.
Johnson, Sam
Jones (NC)
Jones (OH)
Kanjorski
Kaptur
Keller
Kelly
Kennedy (MN)
Kennedy (RI)
Kildee
Kilpatrick (MI)
Kind
King (IA)
King (NY)
Kingston
Kirk
Kline
Knollenberg
Kolbe
Kucinich
Kuhl (NY)
LaHood
Langevin
Lantos
Larsen (WA)
Larson (CT)
Latham
LaTourette
Leach
Lee
Levin
Lewis (CA)
Lewis (GA)
Lewis (KY)
Linder
Lipinski
LoBiondo
Lofgren, Zoe
Lowey
Lungren, Daniel E.
Lynch
Mack
Maloney
Manzullo
Marchant
Markey
Marshall
Matheson
Matsui
McCarthy
McCaul (TX)
McCotter
McCrery
McDermott
McGovern
McHenry
McHugh
McIntyre
McKeon
McKinney
McMorris
McNulty
Meehan
Meek (FL)
Meeks (NY)
Melancon
Mica
Michaud
Miller (FL)
Miller (MI)
Miller (NC)
Miller, George
Mollohan
Moore (KS)
Moore (WI)
Moran (KS)
Murphy
Murtha
Musgrave
Napolitano
Neal (MA)
Neugebauer
Ney
Northup
Norwood
Nunes
Nussle
Oberstar
Obey
Olver
Ortiz
Otter
Oxley
Pallone
Pascrell
Pastor
Payne
Pearce
Pelosi
Pence
Peterson (MN)
Peterson (PA)
Petri
Pickering
Pitts
Platts
Poe
Pombo
Pomeroy
Porter
Price (GA)
Price (NC)
Pryce (OH)
Putnam
Radanovich
Rahall
Ramstad
Rangel
Regula
Rehberg
Reichert
Renzi
Reyes
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Ros-Lehtinen
Ross
Rothman
Royce
Ruppersberger
Ryan (OH)
Ryan (WI)
Ryun (KS)
Sabo
Salazar
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Saxton
Schakowsky
Schiff
Schmidt
Schwartz (PA)
Schwarz (MI)
Scott (GA)
Scott (VA)
Sensenbrenner
Serrano
Sessions
Shadegg
Shaw
Shays
Sherman
Sherwood
Shimkus
Shuster
Simmons
Simpson
Slaughter
Smith (NJ)
Smith (TX)
Smith (WA)
Snyder
Sodrel
Solis
Souder
Spratt
Stark
Stearns
Strickland
Stupak
Sullivan
Tancredo
Tanner
Tauscher
Taylor (MS)
Taylor (NC)
Terry
Thomas
Thompson (CA)
Thompson (MS)
Thornberry
Tiahrt
Tiberi
Towns

Turner
Udall (CO)
Udall (NM)
Upton
Van Hollen
Velázquez
Visclosky
Walden (OR)
Walsh
Wamp
Wasserman Schultz
Waters
Watson
Watt
Waxman
Weiner
Weldon (FL)
Weldon (PA)
Weller
Westmoreland
Wexler
Whitfield
Wicker
Wilson (NM)
Wilson (SC)
Wolf
Woolsey
Wu
Wynn
Young (AK)
Young (FL)

NAYS—1

Paul

NOT VOTING—32

Abercrombie
Allen
Beauprez
Biggert
Bonner
Brown, Corrine
Costa
Costello
Davis (FL)
DeLay
Diaz-Balart, M.
Doolittle
Evans
Ford
Gutierrez
Hinchey
Istook
Lucas
McCollum (MN)
Millender-McDonald
Miller, Gary
Moran (VA)
Myrick
Nadler
Osborne
Owens
Rohrabacher
Roybal-Allard
Rush
Skelton
Sweeney
Tierney

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill, as amended, was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill, as amended, was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

¶9.23 H. RES. 668—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mr. DENT, pursuant to clause 8, rule XX, announced the further unfinished business to be the motion to suspend the rules and agree to the resolution (H. Res. 668) celebrating the 40th anniversary of Texas Western's 1966 NCAA Basketball Championship and recognizing the groundbreaking impact of the title game victory on diversity in sports and civil rights in America; as amended.

The question being put,

Will the House suspend the rules and agree to said resolution, as amended?

The vote was taken by electronic device.

It was decided in the affirmative ..... { Yeas ..... 397 / Nays ..... 0 }

¶9.24 [Roll No. 15]

YEAS—397

Ackerman
Aderholt
Akin
Alexander
Allen
Andrews
Baca
Bachus
Baird
Baker
Baldwin
Barrett (SC)
Barrow
Bartlett (MD)
Barton (TX)
Bean
Becerra
Berkley
Berman
Berry
Bilirakis
Bishop (GA)
Bishop (NY)
Bishop (UT)
Blackburn
Blumenauer
Blunt
Boehlert
Boehner
Bonilla
Bono
Boozman
Boren
Boswell
Boucher
Boustany
Boyd
Bradley (NH)
Brady (PA)
Brady (TX)
Brown (OH)
Brown (SC)
Brown-Waite, Ginny
Burgess
Burton (IN)
Butterfield
Buyer
Calvert
Camp (MI)
Campbell (CA)
Cannon
Cantor
Capito
Capps
Capuano
Cardin
Cardoza
Carnahan
Carson
Carter
Case
Castle
Chabot
Chandler
Chocola
Clay
Cleaver
Clyburn
Coble
Cole (OK)
Conaway
Conyers
Cooper
Cramer
Crenshaw
Crowley
Cubin
Cuellar
Culberson
Cummings
Davis (AL)
Davis (CA)
Davis (IL)
Davis (KY)
Davis (TN)
Davis, Jo Ann
Davis, Tom
Deal (GA)
DeFazio
DeGette
Delahunt
DeLauro
Dent
Diaz-Balart, L.
Dicks
Dingell
Doggett
Doyle
Drake
Dreier
Duncan
Edwards
Ehlers
Emanuel
Emerson
Engel
English (PA)
Eshoo
Etheridge
Everett
Farr
Fattah
Feeney
Ferguson
Filner
Fitzpatrick (PA)
Flake
Foley
Forbes
Fortenberry
Fossella
Foxx
Frank (MA)
Franks (AZ)
Frelinghuysen
Gallegly
Garrett (NJ)
Gerlach
Gibbons
Gilchrest
Gillmor
Gingrey
Gonzalez
Goode
Goodlatte
Gordon
Granger
Graves
Green (WI)
Green, Al
Green, Gene
Grijalva
Gutknecht
Hall
Harman
Harris
Hart
Hastings (FL)
Hastings (WA)
Hayes
Hayworth
Hefley
Hensarling
Herger
Herseth
Higgins
Hinojosa
Hobson
Hoekstra
Holden
Holt
Honda
Hooley
Hostettler
Hoyer
Hulshof
Hunter
Hyde
Inglis (SC)
Inslee
Israel
Issa
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Jenkins
Jindal
Johnson (CT)
Johnson (IL)
Johnson, E. B.
Johnson, Sam
Jones (NC)
Jones (OH)
Kanjorski
Kaptur
Keller
Kelly
Kennedy (MN)
Kennedy (RI)
Kildee
Kilpatrick (MI)
Kind
King (IA)
King (NY)
Kingston
Kirk
Kline
Knollenberg
Kolbe
Kucinich
Kuhl (NY)
LaHood
Langevin
Lantos
Larsen (WA)
Larson (CT)
Latham
LaTourette
Leach
Lee
Levin
Lewis (CA)
Lewis (GA)
Lewis (KY)
Linder
Lipinski
LoBiondo
Lofgren, Zoe
Lowey
Lungren, Daniel E.
Lynch
Mack
Maloney
Manzullo
Marchant
Markey
Marshall
Matheson
Matsui
McCarthy
McCaul (TX)
McCotter
McCrery
McDermott
McGovern
McHenry
McHugh
McIntyre
McKeon
McKinney
McMorris
McNulty
Meehan
Meek (FL)
Meeks (NY)
Mica
Michaud
Miller (FL)
Miller (MI)
Miller (NC)
Miller, George
Mollohan
Moore (KS)
Moore (WI)
Moran (KS)
Murphy
Murtha
Musgrave
Napolitano
Neal (MA)
Neugebauer
Ney
Northup
Norwood
Nunes
Nussle
Oberstar
Obey
Olver
Ortiz
Oxley
Pallone
Pascrell
Pastor
Paul
Payne
Pearce
Pelosi
Pence
Peterson (MN)
Peterson (PA)
Petri
Pickering
Pitts
Platts
Poe
Pombo
Pomeroy
Porter
Price (GA)
Price (NC)
Pryce (OH)
Putnam
Radanovich
Rahall
Ramstad
Rangel
Regula
Rehberg
Reichert
Renzi
Reyes
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Ros-Lehtinen
Ross
Rothman
Royce
Ruppersberger
Ryan (OH)
Ryan (WI)
Ryun (KS)
Sabo
Salazar
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Saxton
Schakowsky
Schiff
Schmidt
Schwartz (PA)
Schwarz (MI)
Scott (GA)
Scott (VA)
Sensenbrenner
Serrano
Sessions
Shadegg
Shaw
Shays
Sherman
Sherwood
Shimkus
Shuster
Simmons
Simpson
Slaughter
Smith (NJ)
Smith (TX)
Smith (WA)
Snyder
Sodrel
Solis
Souder
Spratt
Stark
Stearns
Strickland
Stupak
Sullivan
Tancredo
Tanner
Tauscher
Taylor (MS)
Taylor (NC)
Thomas
Thompson (CA)
Thompson (MS)
Thornberry
Tiahrt
Tiberi
Tierney
Towns
Turner
Udall (CO)
Udall (NM)
Upton
Van Hollen
Velázquez
Visclosky
Walden (OR)
Walsh
Wamp
Wasserman Schultz
Waters
Watson
Watt
Waxman
Weiner
Weldon (FL)
Weldon (PA)
Weller
Westmoreland
Wexler
Whitfield
Wicker
Wilson (NM)
Wilson (SC)
Wolf
Woolsey
Wu
Wynn
Young (AK)
Young (FL)

NOT VOTING—35

Abercrombie
Bass
Beauprez
Biggert
Bonner
Brown, Corrine
Costa
Costello
Davis (FL)
DeLay
Diaz-Balart, M.
Doolittle
Evans
Ford
Gohmert
Gutierrez
Hinchey
Istook
Lucas
McCollum (MN)
Melancon
Millender-McDonald
Miller, Gary
Moran (VA)
Myrick
Nadler
Osborne
Otter
Owens
Rohrabacher
Roybal-Allard
Rush
Skelton
Sweeney
Terry

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said resolution, as amended, was agreed to.

A motion to reconsider the vote whereby the rules were suspended and said resolution, as amended, was agreed to was, by unanimous consent, laid on the table.

¶9.25 H.R. 1259—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mr. DENT, pursuant to clause 8, rule XX, announced the further unfinished business to be the motion to suspend the rules and pass the bill (H.R. 1259) to authorize the President to award a gold medal on behalf of the Congress, collectively, to the Tuskegee Airmen in recognition of their unique military record, which inspired revolutionary reform in the Armed Forces; as amended.

The question being put,

Will the House suspend the rules and pass said bill, as amended?

The vote was taken by electronic device.

It was decided in the affirmative ..... { Yeas ..... 400 / Nays ..... 0 }

¶9.26 [Roll No. 16]

YEAS—400

Ackerman
Aderholt
Akin
Alexander
Allen
Andrews
Baca
Bachus
Baird
Baker
Baldwin
Barrett (SC)
Barrow
Bartlett (MD)
Barton (TX)
Bass
Bean
Becerra
Berkley
Berman
Berry
Bilirakis
Bishop (GA)
Bishop (NY)
Bishop (UT)
Blackburn
Blumenauer
Blunt
Boehlert
Boehner
Bonilla
Bono
Boozman
Boren
Boswell
Boucher
Boustany
Boyd
Bradley (NH)
Brady (PA)
Brady (TX)
Brown (OH)
Brown (SC)
Brown-Waite, Ginny
Burgess
Burton (IN)
Butterfield
Buyer
Calvert
Camp (MI)
Campbell (CA)
Cannon
Cantor
Capito
Capps
Capuano
Cardin
Cardoza
Carnahan
Carson
Carter
Case
Castle
Chabot
Chandler
Chocola
Clay
Cleaver
Clyburn
Coble
Cole (OK)
Conaway
Conyers
Cooper
Cramer
Crenshaw
Crowley
Cubin
Cuellar
Culberson
Cummings
Davis (AL)
Davis (CA)
Davis (IL)
Davis (KY)
Davis (TN)
Davis, Jo Ann
Davis, Tom
Deal (GA)
DeFazio
DeGette
Delahunt
DeLauro
Dent
Diaz-Balart, L.
Dicks
Dingell
Doggett
Doyle
Drake
Dreier
Duncan
Edwards
Ehlers
Emanuel
Emerson
Engel
English (PA)
Eshoo
Etheridge

Everett
Farr
Fattah
Feeney
Ferguson
Filner
Fitzpatrick (PA)
Flake
Foley
Forbes
Fortenberry
Fossella
Foxx
Frank (MA)
Franks (AZ)
Frelinghuysen
Gallegly
Garrett (NJ)
Gerlach
Gibbons
Gilchrest
Gillmor
Gohmert
Gonzalez
Goode
Goodlatte
Gordon
Granger
Graves
Green (WI)
Green, Al
Green, Gene
Grijalva
Gutknecht
Hall
Harman
Harris
Hart
Hastings (FL)
Hastings (WA)
Hayes
Hayworth
Hefley
Hensarling
Herger
Herseth
Higgins
Hinojosa
Hobson
Hoekstra
Holden
Holt
Honda
Hooley
Hostettler
Hoyer
Hulshof
Hunter
Hyde
Inglis (SC)
Inslee
Israel
Issa
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Jenkins
Jindal
Johnson (CT)
Johnson (IL)
Johnson, E. B.
Johnson, Sam
Jones (NC)
Jones (OH)
Kanjorski
Kaptur
Keller
Kelly
Kennedy (MN)
Kennedy (RI)
Kildee
Kilpatrick (MI)
Kind
King (IA)
King (NY)
Kingston
Kline
Knollenberg
Kolbe
Kucinich
Kuhl (NY)
LaHood
Langevin
Lantos
Larsen (WA)
Larson (CT)
Latham
LaTourette
Leach
Lee
Levin
Lewis (CA)
Lewis (GA)
Lewis (KY)
Linder
Lipinski
LoBiondo
Lofgren, Zoe
Lowey
Lungren, Daniel E.
Lynch
Mack
Maloney
Manzullo
Marchant
Markey
Marshall
Matheson
Matsui
McCarthy
McCaul (TX)
McCotter
McCrery
McDermott
McGovern
McHenry
McHugh
McIntyre
McKeon
McKinney
McMorris
McNulty
Meehan
Meek (FL)
Meeks (NY)
Melancon
Mica
Michaud
Miller (FL)
Miller (MI)
Miller (NC)
Miller, George
Mollohan
Moore (KS)
Moore (WI)
Moran (KS)
Murphy
Murtha
Musgrave
Napolitano
Neal (MA)
Neugebauer
Ney
Northup
Norwood
Nunes
Nussle
Oberstar
Obey
Olver
Ortiz
Otter
Oxley
Pallone
Pascrell
Pastor
Paul
Payne
Pearce
Pelosi
Pence
Peterson (MN)
Peterson (PA)
Petri
Pickering
Pitts
Platts
Poe
Pombo
Pomeroy
Porter
Price (GA)
Price (NC)
Pryce (OH)
Putnam
Radanovich
Rahall
Ramstad
Rangel
Regula
Rehberg
Reichert
Renzi
Reyes
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Ros-Lehtinen
Ross
Rothman
Royce
Ruppersberger
Ryan (OH)
Ryan (WI)
Ryun (KS)
Sabo
Salazar
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Saxton
Schakowsky
Schiff
Schmidt
Schwartz (PA)
Schwarz (MI)
Scott (GA)
Scott (VA)
Sensenbrenner
Serrano
Sessions
Shadegg
Shaw
Shays
Sherman
Sherwood
Shimkus
Shuster
Simmons
Simpson
Slaughter
Smith (NJ)
Smith (TX)
Smith (WA)
Snyder
Sodrel
Solis
Souder
Spratt
Stark
Stearns
Strickland
Stupak
Sullivan
Tancredo
Tanner
Tauscher
Taylor (MS)
Taylor (NC)
Terry
Thomas
Thompson (CA)
Thompson (MS)
Thornberry
Tiahrt
Tiberi
Tierney
Towns
Turner
Udall (CO)
Udall (NM)
Upton
Van Hollen
Velázquez
Visclosky
Walden (OR)
Walsh
Wamp
Wasserman Schultz
Waters
Watson
Watt
Waxman
Weiner
Weldon (FL)
Weldon (PA)
Weller
Westmoreland
Wexler
Whitfield
Wicker
Wilson (NM)
Wilson (SC)
Wolf
Woolsey
Wu
Wynn
Young (AK)
Young (FL)

NOT VOTING—32

Abercrombie
Beauprez
Biggert
Bonner
Brown, Corrine
Costa
Costello
Davis (FL)
DeLay
Diaz-Balart, M.
Doolittle
Evans
Ford
Gingrey
Gutierrez
Hinchey
Istook
Kirk
Lucas
McCollum (MN)
Millender-McDonald
Miller, Gary
Moran (VA)
Myrick
Nadler
Osborne
Owens
Rohrabacher
Roybal-Allard
Rush
Skelton
Sweeney

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill, as amended, was passed.

By unanimous consent, the title was amended so as to read: ''An Act to award a congressional gold medal on behalf of the Tuskegee Airmen, collectively, in recognition of their unique military record, which inspired revolutionary reform in the Armed Forces.''.

A motion to reconsider the votes whereby the rules were suspended and said bill, as amended, was passed and the title was amended was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

¶9.27 SENATE BILL REFERRED

A bill of the Senate of the following title was take from the Speaker's table and, under the rule, referred as follows:

S. 2141. An Act to make improvements to the Federal Deposit Insurance Act; to the Committee on Financial Services; in addition to the Committee on the Judiciary for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

¶9.28 BILL PRESENTED TO THE PRESIDENT

Karen L. Haas, Clerk of the House reports that on February 17, 2006, she presented to the President of the United States, for his approval, the following bill:

H.R. 4745. An Act making supplemental appropriations for fiscal year 2006 for the Small Business Administration's disaster loans program, and for other purposes.

¶9.29 LEAVE OF ABSENCE

By unanimous consent, leave of absence was granted—

To Mr. ABERCROMBIE, for today;

To Mrs. BIGGERT, for today;

To Mr. HINCHEY, for today and March 1;

To Ms. McCOLLUM of Minnesota, for today;

To Ms. MILLENDER-McDONALD, for today;

To Mr. Gary G. MILLER of California, for today and balance of the week;

To Mr. OSBORNE, for today;

To Mr. ROHRABACHER, for today; and

To Ms. ROYBAL-ALLARD, for today.

And then,

¶9.30 ADJOURNMENT

On motion of Mr. WATT, at 11 o'clock and 54 minutes p.m., the House adjourned.

¶9.31 REPORTS OF COMMITTEES ON PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XIII, reports of committees were delivered to the Clerk for printing and reference to the proper calendar, as follows:

Mr. BARTON of Texas: Committee on Energy and Commerce. H.R. 4167. A bill to amend the Federal Food, Drug, and Cosmetic Act to provide for uniform food safety warning notification requirements, and for other purposes (Rept. 109–379). Referred to the Committee of the Whole House on the State of the Union.

¶9.32 REPORTED BILL SEQUENTIALLY REFERRED

Under clause 2 of rule XII, bills and reports were delivered to the Clerk for printing, and bills referred as follows:

Mr. POMBO: Committee on Resources. H.R. 1071. A bill to direct the Secretary of Energy to make incentive payments to the owners or operators of qualified desalination facilities to partially offset the cost of electrical energy required to operate such facilities, and for other purposes; with an amendment, (Rept. 109–380, Pt. 1); Referred to the Committee on Energy and Commerce for a period ending not later than March 31, 2006, for consideration of such provisions of the bill and amendment as fall within the jurisdiction of that committee pursuant to clause 1(f), rule X Ordered to be printed.

¶9.33 PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XII, public bills and resolutions were introduced and severally referred, as follows:

By Mr. JOHNSON of Illinois (for himself, Mr. HASTERT, Mr. KIRK, Mr. EMANUEL, Mrs. BIGGERT, Mr. LIPINSKI, Mr. DAVIS of Illinois, Mr. SHIMKUS, Mr. WELLER, Mr. COSTELLO, Mr. GUTIERREZ, Mr. MANZULLO, Ms. BEAN, Mr. EVANS, Mr. LAHOOD, Ms. SCHAKOWSKY, Mr. RUSH, Mr. JACKSON of Illinois, and Mr. HYDE):

H.R. 4805. A bill to designate the facility of the United States Postal Service located at 105 North Quincy Street in Clinton, Illinois, as the ''Gene Vance Post Office Building''; to the Committee on Government Reform.

By Mr. ANDREWS:

H.R. 4806. A bill to prohibit defense contractors from requiring licenses or fees for use of military likenesses and designations; to the Committee on Armed Services.

By Mr. KING of New York (for himself, Mr. ADERHOLT, Mr. BACHUS, Mr. BARROW, Mr. BERRY, Mr. BILIRAKIS, Mr. BOSWELL, Mr. BRADLEY of New Hampshire, Mr. BROWN of South Carolina, Mr. BROWN of Ohio, Ms. GINNY BROWN-WAITE of Florida, Mr. CAPUANO, Mr. CLEAVER, Mr. COLE of Oklahoma, Mr. CUMMINGS, Mrs. JO ANN DAVIS of Virginia, Mr. DAVIS of Florida, Mr. DEFAZIO, Ms. DELAURO, Mr. DICKS, Mr. DOOLITTLE, Mr. FRANK of Massachusetts, Mr. GARRETT of New Jersey, Mr. GIBBONS, Mr. GOHMERT, Mr. GORDON, Mr. GENE GREEN of Texas, Mr. AL GREEN of Texas, Ms. HARMAN, Ms. HERSETH, Mr. HOLT, Ms. HOOLEY, Ms. JACKSON-LEE of Texas, Mr. JINDAL, Mr. SAM JOHNSON of Texas, Mr. KENNEDY of Rhode Island, Mr. KING of Iowa, Mr. LANGEVIN, Mr. LANTOS, Mr. LARSON of Connecticut, Mr. LOBIONDO, Mrs. LOWEY, Mr. LYNCH, Mr. MARKEY, Mr. MARSHALL, Ms. MATSUI, Mrs. MCCARTHY, Mr. MCCAUL of Texas, Mr. MCCOTTER, Mr. MCDERMOTT, Mr.

McGOVERN, Mr. McNULTY, Mr. MEEK of Florida, Mr. MICHAUD, Mr. NADLER, Mr. NEY, Mr. ORTIZ, Mr. PALLONE, Mr. PASCRELL, Mr. PENCE, Mr. PLATTS, Mr. POMEROY, Mr. RAMSTAD, Mr. REICHERT, Mr. REYNOLDS, Mr. ROTHMAN, Mr. RUPPERSBERGER, Mr. SHAYS, Mr. SIMMONS, Mr. SMITH of New Jersey, Mr. SOUDER, Mr. SWEENEY, Mr. TANCREDO, Mr. THOMPSON of Mississippi, Mr. TIBERI, Mr. UDALL of New Mexico, Mr. VAN HOLLEN, Ms. WASSERMAN SCHULTZ, Mr. WELDON of Pennsylvania, Mr. WESTMORELAND, and Mr. WOLF):

H.R. 4807. A bill to require an investigation under the Defense Production Act of 1950 of the acquisition by Dubai Ports World of the Peninsular and Oriental Steam Navigation Company, and for other purposes; to the Committee on Financial Services, and in addition to the Committees on Energy and Commerce, International Relations, and Homeland Security, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. JONES of North Carolina (for himself and Mr. KILDEE):

H.R. 4808. A bill to prohibit the importation of motor vehicles of the People's Republic of China until the tariff rates that China imposes on motor vehicles of the United States are equal to the rates of duty applicable to motor vehicles of the People's Republic of China under the Harmonized Tariff Schedule of the United States; to the Committee on Ways and Means.

By Mrs. MILLER of Michigan (for herself and Mr. LYNCH):

H.R. 4809. A bill to amend the provisions of chapter 35 of title 44, United States Code, commonly referred to as the Paperwork Reduction Act, to ensure usability and clarity of information disseminated by Federal agencies, and to facilitate compliance with Federal paperwork requirements; to the Committee on Government Reform.

By Mr. BISHOP of Utah:

H.R. 4810. A bill to amend the provisions of the Higher Education Act of 1965 relating to Academic Competitiveness Grants to preserve State authority over secondary school curricula; to the Committee on Education and the Workforce.

By Mr. BOOZMAN (for himself, Mr. HASTERT, Mr. YOUNG of Alaska, Mr. OBERSTAR, Mr. ACKERMAN, Mr. BACHUS, Mr. BAIRD, Mr. BAKER, Ms. BERKLEY, Mr. BERMAN, Mr. BERRY, Mr. BILIRAKIS, Mr. BISHOP of New York, Mr. BLUMENAUER, Mr. BOEHLERT, Mr. BOSWELL, Mr. BOUSTANY, Mr. BRADLEY of New Hampshire, Mr. BRADY of Pennsylvania, Ms. CORRINE BROWN of Florida, Mr. BROWN of South Carolina, Ms. CARSON, Mr. CHANDLER, Mr. COBLE, Mr. CONYERS, Mr. COSTELLO, Mr. CUMMINGS, Mr. DEFAZIO, Mr. DENT, Mr. DICKS, Mr. DINGELL, Mr. DREIER, Mr. DUNCAN, Mr. EHLERS, Mr. EVANS, Mr. ENGLISH of Pennsylvania, Mr. FILNER, Mr. FORTUÑO, Mr. FRANK of Massachusetts, Mr. GALLEGLY, Mr. GERLACH, Mr. GILCHREST, Mr. GORDON, Mr. GRAVES, Mr. HALL, Mr. HAYES, Mr. HEFLEY, Mr. HERGER, Ms. HERSETH, Mr. HIGGINS, Mr. HOEKSTRA, Mr. HOLDEN, Mr. HONDA, Mr. HOYER, Mr. HYDE, Ms. EDDIE BERNICE JOHNSON of Texas, Mr. JOHNSON of Illinois, Ms. KAPTUR, Mrs. KELLY, Mr. KENNEDY of Minnesota, Mr. KOLBE, Mr. LANTOS, Mr. LARSEN of Washington, Mr. LATOURETTE, Mr. LEACH, Mr. LEWIS of California, Mr. McCOTTER, Mr. McCRERY, Mr. MACK, Mr. MARCHANT, Mr. MICA, Mr. MICHAUD, Mr. GARY G. MILLER of California, Mr. GEORGE MILLER of California, Mr. MILLER of Florida, Mr. MORAN of Kansas, Mr. NADLER, Mr. NEY, Ms. NORTON, Mr. OBEY, Mr. ORTIZ, Mr. OSBORNE, Mr. PASCRELL, Mr. PETRI, Mr. PORTER, Mr. REGULA, Mr. PLATTS, Mr. RAHALL, Mr. RANGEL, Mr. ROGERS of Kentucky, Mr. ROSS, Mr. SALAZAR, Mr. SAXTON, Mrs. SCHMIDT, Ms. SCHWARTZ of Pennsylvania, Mr. SENSENBRENNER, Mr. SHAW, Mr. SHERWOOD, Mr. SHIMKUS, Mr. SMITH of New Jersey, Mr. SHUSTER, Mr. SIMMONS, Mr. SKELTON, Mr. SNYDER, Mr. SODREL, Mrs. TAUSCHER, Mr. THOMAS, Mr. TOWNS, Mr. UPTON, Mr. WALSH, Mr. WAXMAN, Mr. WEINER, Mr. WELDON of Pennsylvania, Mr. WESTMORELAND, Mr. WICKER, Mr. WOLF, and Mr. YOUNG of Florida):

H.R. 4811. A bill to designate the facility of the United States Postal Service located at 215 West Industrial Park Road in Harrison, Arkansas, as the ''John Paul Hammerschmidt Post Office Building''; to the Committee on Government Reform.

By Mr. BROWN of Ohio (for himself, Mr. MICHAUD, Mr. STRICKLAND, Ms. LEE, Mr. GRIJALVA, and Mr. HOLDEN):

H.R. 4812. A bill to provide greater accountability in reviewing the national security considerations of free trade agreements; to the Committee on Ways and Means, and in addition to the Committee on Rules, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. FOLEY (for himself, Mr. THOMPSON of Mississippi, Mr. BROWN of Ohio, Mrs. BONO, Mr. McCOTTER, Mr. RUPPERSBERGER, Mr. FOSSELLA, Mr. BERRY, Mr. SAM JOHNSON of Texas, Mr. MICHAUD, Mr. WU, Mr. TIBERI, Mr. SHAYS, Mr. FEENEY, Mr. DAVIS of Tennessee, Mr. LOBIONDO, Mr. WOLF, Mr. RYAN of Wisconsin, Mr. WAMP, Mr. WEXLER, Mr. DEFAZIO, Mr. TERRY, Mr. HOLDEN, Mr. SIMMONS, Mr. SANDERS, Mr. ROSS, Mrs. EMERSON, Mr. BROWN of South Carolina, Mr. McGOVERN, Ms. HARRIS, and Mr. DAVIS of Kentucky):

H.R. 4813. A bill to amend the Defense Production Act of 1950 to improve national security and clarify congressional intent with respect to the review process for certain mergers and acquisitions, and for other purposes; to the Committee on Financial Services, and in addition to the Committees on Energy and Commerce, and International Relations, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. GARRETT of New Jersey:

H.R. 4814. A bill to amend section 721 of the Defense Production Act of 1950 to suspend all proposed mergers, acquisitions, or takeovers by foreign persons until certain determinations are made; to the Committee on Financial Services, and in addition to the Committees on Energy and Commerce, and International Relations, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. GILLMOR:

H.R. 4815. A bill to establish a National Sex Offender Risk Classification Task Force to create guidelines for the establishment of a risk-based sex offender classification system for use in sex offender registries; to the Committee on the Judiciary.

By Mr. HAYWORTH:

H.R. 4816. A bill to amend chapter 27 of title 18, United States Code, to prohibit the unauthorized construction of tunnels between the United States and another country; to the Committee on the Judiciary.

By Mr. HAYWORTH:

H.R. 4817. A bill to prohibit entities owned or controlled by foreign governments from carrying out operations at seaports in the United States; to the Committee on Transportation and Infrastructure, and in addition to the Committee on International Relations, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. HEFLEY:

H.R. 4818. A bill to establish the South Park National Heritage Area in the State of Colorado, and for other purposes; to the Committee on Resources.

By Mr. LEACH:

H.R. 4819. A bill to amend the Federal Election Campaign Act of 1971 to prohibit nonparty multicandidate political committees from making contributions in support of campaigns for election for Federal office, and for other purposes; to the Committee on House Administration.

By Mr. MARKEY:

H.R. 4820. A bill to amend the Defense Production Act of 1950 to strengthen the requirements relating to investigations under such Act, and for other purposes; to the Committee on Financial Services, and in addition to the Committees on Energy and Commerce, International Relations, and Homeland Security, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. PALLONE (for himself, Mr. LOBIONDO, Mr. SAXTON, Mr. ANDREWS, Mr. PAYNE, and Mr. HINCHEY):

H.R. 4821. A bill to amend section 10501 of title 49, United States Code, to exclude solid waste disposal from the jurisdiction of the Surface Transportation Board; to the Committee on Transportation and Infrastructure.

By Mr. SESSIONS:

H.R. 4822. A bill to amend the Energy Policy and Conservation Act to permit development of necessary technology to reduce energy demand through more efficient torchiere lighting; to the Committee on Energy and Commerce.

By Mr. VISCLOSKY (for himself and Mr. EMANUEL):

H.R. 4823. A bill to establish a United States-Poland parliamentary youth exchange program, and for other purposes; to the Committee on International Relations.

By Ms. HARMAN:

H.J. Res. 79. A joint resolution disapproving the results of the review conducted by the Committee on Foreign Investment in the United States (CFIUS) into the purchase of Peninsular and Oriental Steam Navigation (P&O) by Dubai Ports World (DP World); to the Committee on Financial Services, and in addition to the Committees on Energy and Commerce, and International Relations, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. THOMPSON of California:

H. Con. Res. 348. Concurrent resolution expressing the sense of Congress with respect to accomplishing the mission in Iraq; to the Committee on International Relations, and in addition to the Committee on Armed Services, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. HYDE (for himself and Mr. LANTOS):

H. Res. 697. A resolution congratulating the people and Government of Italy, the Torino Olympic Organizing Committee, the International Olympic Committee, the United States Olympic Committee, the 2006 United States Olympic Team, and all international athletes upon the successful completion of the 2006 Olympic Winter Games in Turin, Italy; to the Committee on International Relations.

By Mr. KNOLLENBERG:

H. Res. 698. A resolution expressing the sense of the House of Representatives that all Americans should participate in a moment of silence to reflect upon the service and sacrifice of members of the United States Armed Forces both at home and abroad; to the Committee on Armed Services.

By Mr. PRICE of North Carolina (for himself, Mr. MOLLOHAN, Mr. RAHALL, Mr. OSBORNE, Mr. LANGEVIN, Mr. KENNEDY of Rhode Island, Mr. BROWN of Ohio, Ms. BORDALLO, Mr. ETHERIDGE, Mr. CHANDLER, Mr. GRIJALVA, Mr. HIGGINS, Ms. ESHOO, Mr. HOLT, Ms. MATSUI, Mr. OTTER, Mr. PETERSON of Minnesota, Mr. MCINTYRE, and Mr. DAVIS of Illinois):

H. Res. 699. A resolution supporting the goals and ideals of National Entrepreneurship Week and encouraging the implementation of entrepreneurship education programs in elementary and secondary schools and institutions of higher education through the United States; to the Committee on Education and the Workforce.

By Ms. ROS-LEHTINEN (for herself and Mr. WEXLER):

H. Res. 700. A resolution supporting an upgrade in Israel's relationship with NATO to that of a leading member of NATO's Individual Cooperation Program, as a first step toward Israel's inclusion in NATO as a full member with all corresponding rights, privileges, and responsibilities; to the Committee on International Relations.

¶9.34 ADDITIONAL SPONSORS

Under clause 7 of rule XII, sponsors were added to public bills and resolutions as follows:

H.R. 23: Mrs. CAPITO.
H.R. 25: Mr. MORAN of Kansas.
H.R. 30: Mr. NEY and Mr. BISHOP of Georgia.
H.R. 87: Mr. ANDREWS, Mr. Pascrell, and Mr. LOBIONDO.
H.R. 110: Mr. FATTAH.
H.R. 115: Mr. FATTAH.
H.R. 198: Mr. LEWIS of Georgia.
H.R. 282: Mr. HOLDEN, Mr. DEAL of Georgia, and Mr. OLVER.
H.R. 303: Mr. SIMMONS, Mr. SULLIVAN, and Mr. SCOTT of Virginia.
H.R. 363: Mr. WYNN, Mr. BROWN of Ohio, and Mr. REYES.
H.R. 398: Mr. CLAY.
H.R. 500: Mr. ISTOOK, Mr. FOLEY, and Mr. GOHMERT.
H.R. 515: Mr. KUHL of New York, Mr. MEEK of Florida, and Mr. ROSS.
H.R. 550: Mr. WALDEN of Oregon.
H.R. 552: Mr. JENKINS and Mr. ALEXANDER.
H.R. 561: Ms. SCHAKOWSKY.
H.R. 615: Ms. MCCOLLUM of Minnesota and Ms. HART.
H.R. 633: Mr. KILDEE.
H.R. 769: Mr. EVANS, Ms. SCHAKOWSKY, and Mr. FRANK of Massachusetts.
H.R. 857: Mr. BROWN of South Carolina.
H.R. 865: Mr. TANCREDO.
H.R. 874: Mr. GOODLATTE and Mr. GINGREY.
H.R. 880: Mr. KENNEDY of Minnesota and Mr. JEFFERSON.
H.R. 884: Mr. GUTIERREZ and Mr. SALAZAR.
H.R. 898: Mr. FOSSELLA, Mr. YOUNG of Florida, Mr. GRIJALVA, Mr. CUELLAR, and Mr. WALSH.
H.R. 986: Mr. CUMMINGS.
H.R. 998: Mr. GOHMERT and Ms. JACKSON-LEE of Texas.
H.R. 1002: Mr. CARDIN and Mr. LIPINSKI.
H.R. 1053: Ms. SCHAKOWSKY, Mrs. MILLER of Michigan, and Mr. MCKEON.
H.R. 1100: Mr. MCCOTTER.
H.R. 1188: Mr. PAYNE, Mr. ANDREWS, Mr. BISHOP of New York, and Ms. MCKINNEY.
H.R. 1249: Mr. RYAN of Wisconsin, Mr. PLATTS, and Mr. WELLER.
H.R. 1258: Mrs. CUBIN.
H.R. 1259: Mr. MURPHY and Mr. DEAL of Georgia.
H.R. 1288: Mrs. BIGGERT.
H.R. 1290: Mr. BISHOP of New York.
H.R. 1322: Mr. WYNN, Mr. ALLEN, Mr. MURTHA, and Mr. PAYNE.
H.R. 1323: Mr. WYNN and Mr. BARROW.
H.R. 1330: Mr. GRIJALVA and Mr. CONYERS.
H.R. 1357: Mr. BEAUPREZ, Mrs. DRAKE, Mr. GOHMERT, Mr. DANIEL E. LUNGREN of California, Miss MCMORRIS, Mr. BONNER, Mr. CARTER, Mr. COLE of Oklahoma, Mr. CULBERSON, Mr. Fortuño, Mr. FLAKE, Ms. HARRIS, and Mr. ISSA.
H.R. 1375: Mr. KUCINICH.
H.R. 1418: Mr. FILNER.
H.R. 1424: Mr. THOMPSON of California.
H.R. 1431: Mr. CONYERS, Mr. RUSH, Mr. MCGOVERN, Mr. DOYLE, Mr. DOGGETT, Mr. KILDEE, Mr. ROTHMAN, Mr. ENGLISH of Pennsylvania, Mr. LEWIS of Georgia, Ms. KAPTUR, Mr. SCOTT of Virginia, Mr. KUCINICH, Mr. FITZPATRICK of Pennsylvania, and Ms. SCHAKOWSKY.
H.R. 1462: Mr. ENGLISH of Pennsylvania and Mr. MCCOTTER.
H.R. 1558: Mrs. MCCARTHY.
H.R. 1578: Mr. WILSON of South Carolina, Mr. GARRETT of New Jersey, Mr. ORTIZ, Ms. ESHOO, Mr. POMEROY, Ms. CORRINE BROWN of Florida, and Mr. TANCREDO.
H.R. 1591: Mr. JOHNSON of Illinois.
H.R. 1607: Mrs. MUSGRAVE.
H.R. 1621: Mr. BROWN of Ohio.
H.R. 1690: Mrs. WILSON of New Mexico.
H.R. 1696: Mr. SWEENEY.
H.R. 1704: Ms. HART.
H.R. 1709: Mr. CAPUANO.
H.R. 1951: Mr. MILLER of North Carolina, Mr. AKIN, Ms. CARSON, Mr. TURNER, Mr. PAUL, and Mr. KILDEE.
H.R. 1955: Mr. BROWN of Ohio.
H.R. 1957: Mr. BASS.
H.R. 2048: Ms. CARSON and Mr. HONDA.
H.R. 2063: Mr. PUTNAM and Mr. SOUDER.
H.R. 2178: Ms. MCKINNEY.
H.R. 2206: Mr. FATTAH, Mr. THOMPSON of California, Mrs. NAPOLITANO, Mrs. CAPPS, Mr. JOHNSON of Illinois, and Ms. BALDWIN.
H.R. 2317: Mr. POE.
H.R. 2369: Mr. FITZPATRICK of Pennsylvania, Ms. WATSON, Mr. STRICKLAND, Ms. BORDALLO, Mr. POE, Mr. JONES of North Carolina, Mr. LEWIS of Kentucky, Mr. GILCHREST, Mr. BISHOP of New York, Mr. HOSTETTLER, Mr. TIERNEY, Mr. DUNCAN, Mr. TANNER, Mr. RUPPERSBERGER, Mr. GARRETT of New Jersey, Mr. FERGUSON, Mr. SPRATT, Mr. GIBBONS, Mr. SIMPSON, Mr. KUHL of New York, Mr. FORD, Mr. CONAWAY, Mr. FLAKE, Mr. MORAN of Kansas, Mrs. LOWEY, Ms. BALDWIN, Mr. LOBIONDO, Mr. SHIMKUS, Mrs. CAPPS, Mr. UPTON, Mrs. MILLER of Michigan, Mr. PUTNAM, Mrs. MUSGRAVE, Mr. MILLER of North Carolina, Mr. CUELLAR, Mr. PETRI, Ms. EDDIE BERNICE JOHNSON of Texas, Mr. BONILLA, Mr. BECERRA, Mr. PICKERING, Ms. PRYCE of Ohio, Mr. SHUSTER, Mr. CALVERT, Mrs. JONES of Ohio, Ms. WOOLSEY, Mr. WILSON of South Carolina, Mr. SIMMONS, Mr. HIGGINS, Ms. LORETTA SANCHEZ of California, Mr. MEEHAN, Mr. HOLDEN, Mr. YOUNG of Alaska, Mrs. WILSON of New Mexico, Mr. UDALL of New Mexico, Mr. SCHIFF, of New Mexico, Mr. SCHIFF, Mr. ISRAEL, and Mr. GILLMOR.
H.R. 2421: Mr. WYNN, Mr. PLATTS, Mr. MEEHAN, Mr. CUMMINGS, Mr. UDALL of Colorado, and Mrs. MCCARTHY.
H.R. 2471: Mr. FORD.
H.R. 2488: Mr. MOORE of Kansas.
H.R. 2521: Mr. FATTAH and Mr. LATOURETTE.
H.R. 2534: Mr. HEFLEY.
H.R. 2553: Ms. DELAURO.
H.R. 2561: Mr. PRICE of North Carolina.
H.R. 2568: Mr. RAHALL.
H.R. 2669: Mr. CASTLE.
H.R. 2679: Mr. PLATTS, Mr. RADANOVICH, Mr. MORAN of Kansas, Mr. RYUN of Kansas, and Mr. TANCREDO.
H.R. 2684: Mr. KUHL of New York, Mr. MCDERMOTT, Mr. CASE, Mrs. JOHNSON of Connecticut, Mr. MOORE of Kansas, Mr. SAXTON, Ms. BALDWIN, Mr. KUCINICH, and Mr. LAHOOD.
H.R. 2716: Mr. KIND and Ms. SCHAKOWSKY.
H.R. 2717: Mr. GORDON.
H.R. 2719: Mrs. TAUSCHER.
H.R. 2727: Ms. SLAUGHTER.
H.R. 2788: Mr. MURTHA.
H.R. 2872: Mr. BILIRAKIS, Mr. REHBERG, Ms. DEGETTE, Mr. FORTENBERRY, Mr. TIERNEY, Mr. GINGREY, and Mr. NEAL of Massachusetts.
H.R. 3038: Ms. JACKSON-LEE of Texas.
H.R. 3063: Ms. DEGETTE.
H.R. 3145: Ms. CORRINE BROWN of Florida and Mr. SCOTT of Georgia.
H.R. 3189: Mr. PAYNE.
H.R. 3248: Ms. SCHAKOWSKY, Mr. MICHAUD, Mr. SHAYS, Mr. KIND, Mr. RAHALL, Mr. BONNER, Mr. SOUDER, and Mr. BACHUS.
H.R. 3255: Mr. WILSON of South Carolina and Mr. EHLERS.
H.R. 3307: Mr. RAHALL.
H.R. 3352: Mr. ENGLISH of Pennsylvania, Mr. MCCOTTER, Mr. ALEXANDER, and Mr. RAHALL.
H.R. 3361: Mr. STRICKLAND.
H.R. 3427: Mr. SAXTON.
H.R. 3476: Mr. PASTOR, Mr. BRADY of Pennsylvania, Mr. ALEXANDER, Mr. EVANS, Mr. ALLEN, and Mr. BISHOP of Georgia.
H.R. 3478: Mr. LOBIONDO, Mr. BROWN of Ohio, Mr. ROHRABACHER, and Mr. HOLDEN.
H.R. 3547: Mr. JEFFERSON.
H.R. 3590: Mr. PASTOR.
H.R. 3616: Mr. SESSIONS.
H.R. 3639: Ms. DEGETTE.
H.R. 3658: Mr. HASTINGS of Florida, Mr. OWENS, Ms. KILPATRICK of Michigan, Mr. LYNCH, Mr. RUSH, Ms. WASSERMAN SCHULTZ, and Mr. LINCOLN DIAZ-BALART of Florida.
H.R. 3734: Ms. JACKSON-LEE of Texas.
H.R. 3762: Ms. Linda T. Sánchez of California and Mr. NADLER.
H.R. 3779: Mr. MOORE of Kansas and Mr. KILDEE.
H.R. 3837: Mr. STARK and Mr. MOORE of Kansas.
H.R. 3883: Mr. MILLER of North Carolina, Mr. LUCAS, Mr. YOUNG of Alaska, and Mr. ABERCROMBIE.
H.R. 3962: Mr. BURGESS, Mr. UPTON, Mr. SANDERS, and Ms. BORDALLO.
H.R. 3964: Ms. MCKINNEY.
H.R. 3973: Ms. SCHAKOWSKY.
H.R. 4005: Mr. PLATTS, Ms. CARSON, Mr. BROWN of Ohio, Ms. CORRINE BROWN of Florida, Mr. TOWNS, Mr. ACKERMAN, Mr. DENT, and Ms. SCHAKOWSKY.
H.R. 4019: Mr. TANNER, Mr. MATHESON, Mr. ROYCE, Mr. HOLDEN, Mr. SOUDER, and Ms. HART.
H.R. 4023: Ms. HERSETH, Mr. CROWLEY, Mr. HASTINGS of Florida, Mr. UDALL of Colorado, Mr. BAIRD, Mr. MEEK of Florida, Mr. TIERNEY, Mrs. MALONEY, Ms. ESHOO, Ms. MATSUI, Mr. RAMSTAD, Ms. LORETTA SANCHEZ of California, Mr. OWENS, Mr. CUMMINGS, Ms. WATSON, Mr. SHAYS, Mr. CLAY, Mr. CAPUANO, Mr. FORD, and Mr. BISHOP of Georgia.
H.R. 4025: Mr. GREEN of Wisconsin.
H.R. 4026: Mr. ACKERMAN.
H.R. 4059: Mr. HIGGINS and Mr. SANDERS.
H.R. 4158: Mr. MCGOVERN.
H.R. 4166: Mr. WEXLER.
H.R. 4188: Mr. MICHAUD and Mr. FORD.

H.R. 4197: Mr. BROWN of Ohio, Ms. MATSUI, Mr. HOYER, and Ms. SOLIS.
H.R. 4211: Mr. RUSH and Ms. KILPATRICK of Michigan.
H.R. 4229: Mr. MOORE of Kansas, Ms. ROYBAL-ALLARD, Mr. OLVER, and Mrs. TAUSCHER.
H.R. 4259: Mr. REYES.
H.R. 4298: Mrs. CHRISTENSEN, Mr. MCCOTTER, Ms. JACKSON-LEE of Texas, and Mr. ABERCROMBIE.
H.R. 4341: Mr. KING of Iowa, Mr. BUTTERFIELD, Mr. BONNER, and Mr. RENZI.
H.R. 4384: Mr. VAN HOLLEN and Ms. LEE.
H.R. 4398: Mr. CLAY.
H.R. 4422: Mrs. WILSON of New Mexico.
H.R. 4452: Ms. KILPATRICK of Michigan and Ms. MATSUI.
H.R. 4479: Mr. TIERNEY and Ms. LEE.
H.R. 4493: Mr. ORTIZ.
H.R. 4517: Mr. LEWIS of Georgia, Ms. ROS-LEHTINEN, and Mr. FEENEY.
H.R. 4542: Mr. MORAN of Virginia, Mr. BECERRA, Mrs. MALONEY, Mr. MCCAUL of Texas, Mr. NEAL of Massachusetts, Mr. SABO, and Ms. SCHAKOWSKY.
H.R. 4546: Mr. WALSH.
H.R. 4547: Mr. PICKERING, Mr. CUELLAR, Mr. CANNON, Mr. ALEXANDER, Mr. FEENEY, Mr. PETERSON of Minnesota, Mr. ROSS, Mr. BRADLEY of New Hampshire, Mr. RAHALL, Mr. WESTMORELAND, and Mr. GINGREY.
H.R. 4597: Ms. JACKSON-LEE of Texas, Mr. BISHOP of Georgia, Mr. GEORGE MILLER of California, Mr. HONDA, Mr. RAHALL, Mr. SULLIVAN, and Mr. ROHRABACHER.
H.R. 4621: Mrs. MYRICK, Mr. JONES of North Carolina, Mr. DAVIS of Tennessee, Mr. BOYD, and Mr. POE.
H.R. 4623: Ms. MOORE of Wisconsin.
H.R. 4672: Mr. GORDON.
H.R. 4673: Mr. LEACH.
H.R. 4677: Mr. DENT.
H.R. 4681: Mr. YOUNG of Florida, Mr. BUTTERFIELD, Mr. ENGLISH of Pennsylvania, Mr. KINGSTON, Mr. SHAW, Mr. BONNER, Mr. PLATTS, Mr. DEAL of Georgia, Mr. HOLDEN, Mr. ETHERIDGE, Mr. LOBIONDO, Mr. SAXTON, Mr. MARCHANT, Mr. STEARNS, Mr. SENSENBRENNER, Ms. SCHAKOWSKY, Mr. TOM DAVIS of Virginia, Mr. FORD, and Mr. ALEXANDER.
H.R. 4685: Mr. CUELLAR.
H.R. 4695: Ms. SCHAKOWSKY, Mrs. MCCARTHY, Mr. WAXMAN, Mr. GRIJALVA, Ms. MCKINNEY, and Mr. RANGEL.
H.R. 4696: Mr. DENT.
H.R. 4708: Ms. JACKSON-LEE of Texas.
H.R. 4725: Mr. PAUL, Mr. CAMP of Michigan, Mr. COBLE, Mr. GUTKNECHT, Mr. SAXTON, Mr. SMITH of Texas, Mr. THORNBERRY, Mr. WICKER, Mrs. CAPITO, and Mr. COLE of Oklahoma.
H.R. 4729: Mr. LYNCH, Mr. HIGGINS, Mr. ENGLISH of Pennsylvania, Mr. CONYERS, and Mr. KILDEE.
H.R. 4736: Mr. SHAYS.
H.R. 4737: Mr. WEXLER.
H.R. 4747: Ms. MILLENDER-MCDONALD, Ms. ROS-LEHTINEN, Mr. MCNULTY, Mrs. MCCARTHY, Mrs. LOWEY, Mr. SAXTON, Mr. SANDERS, Mr. WAXMAN, and Ms. SOLIS.
H.R. 4749: Mr. SKELTON and Ms. MATSUI.
H.R. 4755: Mr. ACKERMAN, Mr. MATHESON, Mr. DOYLE, Mr. POE, Mr. BAIRD, Mr. CLAY, Ms. DEGETTE, Ms. PRYCE of Ohio, Ms. WASSERMAN SCHULTZ, Mrs. MCCARTHY, Mr. CLEAVER, Mrs. CAPPS, Ms. LEE, Mr. FORTUÑO, Mr. RUPPERSBERGER, Ms. CORRINE BROWN of Florida, Mrs. TAUSCHER, Mr. BOUCHER, Mr. POMEROY, Mr. COSTA, Mr. MCDERMOTT, Mr. KLINE, Mr. DAVIS of Florida, Mr. HASTINGS of Florida, Mr. CARNAHAN, Mr. WOLF, Mr. DICKS, Ms. HART, Mr. MEEKS of New York, Mr. OWENS, Mr. SABO, Mr. BARRETT of South Carolina, and Mr. CROWLEY.
H.R. 4761: Mr. BACHUS, Mr. COLE of Oklahoma, and Mr. CANTOR.
H.R. 4772: Mr. NEUGEBAUER.
H.R. 4774: Mrs. MILLER of Michigan and Mr. KIRK.
H.R. 4778: Mr. CASE.
H.R. 4793: Mr. BASS, Ms. HERSETH, Mr. SANDERS, Mr. FOSSELLA, Mr. MARKEY, Mr. MCHUGH, Mr. WALSH, Mr. BRADLEY of New Hampshire, Mr. KIND, Mr. SIMMONS, Mr. NEAL of Massachusetts, Mr. RYAN of Ohio, Mr. DELAHUNT, Mr. COSTELLO, Mr. MCNULTY, Mr. SWEENEY, and Mr. KING of New York.
H.R. 4800: Mr. STUPAK.
H.J. Res. 3: Mr. BEAUPREZ.
H.J. Res. 16: Mr. GOHMERT.
H.J. Res. 67: Mr. NORWOOD.
H.J. Res. 78: Mr. WILSON of South Carolina and Mrs. EMERSON.
H. Con. Res. 42: Mr. MARCHANT and Mr. GREEN of Wisconsin.
H. Con. Res. 172: Mr. FORD and Mr. WEXLER.
H. Con. Res. 299: Mr. GRIJALVA and Ms. DEGETTE.
H. Con. Res. 318: Mr. GRIJALVA.
H. Con. Res. 320: Mr. BURTON of Indiana, Mr. TOM DAVIS of Virginia, Mr. FRANKS of Arizona, Mr. LANTOS, Ms. ZOE LOFGREN of California, Mr. MCCOTTER, Mr. PAYNE, Mr. PITTS, Mr. ROHRABACHER, Mr. ROTHMAN, Ms. ROS-LEHTINEN, Ms. LORETTA SANCHEZ of California, and Mr. WEXLER.
H. Con. Res. 335: Ms. MATSUI, Mr. WEXLER, Mr. DAVIS of Alabama, Mr. DELAHUNT, Mr. CARDOZA, Mr. WAXMAN, Ms. MILLENDER-MCDONALD, Ms. SLAUGHTER, Ms. BALDWIN, Mrs. NAPOLITANO, and Mr. SANDERS.
H. Con. Res. 336: Mr. MCGOVERN and Mr. GORDON.
H. Con. Res. 338: Mr. MCCOTTER, Mr. ENGEL, and Mr. WELLER.
H. Con. Res. 340: Mr. MCNULTY, Mr. WU, Mr. LYNCH, Ms. WASSERMAN SCHULTZ, Mrs. MALONEY, Mr. TOM DAVIS of Virginia, Mr. WEXLER, Mr. MARKEY, and Mr. VAN HOLLEN.
H. Con. Res. 343: Mr. HIGGINS.
H. Con. Res. 346: Mr. GARRETT of New Jersey, Mr. WELLER, Mr. SESSIONS, Mr. FOSSELLA, and Mr. BONNER.
H. Res. 85: Mr. GRIJALVA, Mr. UDALL of Colorado, Ms. MILLENDER-MCDONALD, and Mrs. EMERSON.
H. Res. 526: Ms. MILLENDER-MCDONALD, Mr. MCKEON, and Mr. WICKER.
H. Res. 556: Ms. MCKINNEY.
H. Res. 589: Ms. HART.
H. Res. 608: Mr. GORDON and Mr. SMITH of New Jersey.
H. Res. 638: Mr. ALLEN, Mr. BECERRA, Mr. BOSWELL, Ms. CORRINE BROWN of Florida, Mr. BUTTERFIELD, Mrs. CAPPS, Mr. CAPUANO, Mr. CARNAHAN, Mr. COOPER, Mr. DELAHUNT, Ms. DELAURO, Mr. EDWARDS, Mr. ENGEL, Mr. FATTAH, Mr. FRANK of Massachusetts, Mr. AL GREEN of Texas, Mr. GRIJALVA, Mr. HINCHEY, Mr. HINOJOSA, Mr. HONDA, Mr. INSLEE, Mr. JACKSON of Illinois, Ms. JACKSON-LEE of Texas, Ms. KAPTUR, Mr. KUCINICH, Mr. LARSON of Connecticut, Ms. LEE, Mr. LEVIN, Mr. LEWIS of Georgia, Ms. MCCOLLUM of Minnesota, Mr. MCDERMOTT, Mr. MCGOVERN, Ms. MCKINNEY, Ms. MATSUI, Mrs. NAPOLITANO, Mr. OWENS, Mr. PASTOR, Mr. PAYNE, Ms. PELOSI, Mr. PRICE of North Carolina, Mr. REICHERT, Mr. RUSH, Ms. LORETTA SANCHEZ of California, Mr. SCOTT of Virginia, Mr. SERRANO, Mr. SHERMAN, Mr. SMITH of Washington, Mr. SNYDER, Ms. SOLIS, Mr. TIERNEY, Mr. TOWNS, Ms. VELÁZQUEZ, Ms. WATSON, Mr. WATT, and Ms. WOOLSEY.
H. Res. 641: Mr. OWENS.
H. Res. 643: Mr. WAXMAN and Mr. MICHAUD.
H. Res. 645: Ms. LEE.
H. Res. 647: Ms. BORDALLO.
H. Res. 658: Mr. REYES, Mr. GRIJALVA, Mr. FARR, Mrs. NAPOLITANO, Mr. KUCINICH, Mr. BAIRD, Mr. ACKERMAN, Mr. PAYNE, Ms. LEE, and Ms. SCHAKOWSKY.
H. Res. 672: Mr. FALEOMAVAEGA.
H. Res. 673: Mr. BOOZMAN, Mr. LIPINSKI, Mr. SHAYS, Mr. WELLER, Mr. PALLONE, Mr. CONAWAY, Ms. BEAN, Mrs. BIGGERT, Mr. LINCOLN DIAZ-BALART of Florida, Mr. BURTON of Indiana, Mr. LANTOS, Mr. LAHOOD, Mr. DAVIS of Kentucky, Mr. SMITH of New Jersey, Mr. EVANS, Mr. BURGESS, Mr. KIRK, Mr. CROWLEY, Mr. TERRY, Mr. SULLIVAN, Mr. BRADY of Texas, Mr. BARRETT of South Carolina, Mr. HULSHOF, and Ms. ROS-LEHTINEN.
H. Res. 675: Mr. MEEKS of New York, Mr. ROTHMAN, Mr. OBERSTAR, and Ms. WASSERMAN SCHULTZ.
H. Res. 677: Mr. SCOTT of Georgia, Mr. FORD, Mrs. JONES of Ohio, and Ms. WATERS.
H. Res. 691: Mr. LEWIS of Georgia, Mr. MCCOTTER, and Mr. PAYNE.
H. Res. 693: Mr. NEAL of Massachusetts, Ms. BORDALLO, Ms. JACKSON-LEE of Texas, Ms. NORTON, and Mr. CLEAVER.

WEDNESDAY, MARCH 1, 2006 (10)

¶10.1 APPOINTMENT OF SPEAKER PRO TEMPORE

The House was called to order by the SPEAKER pro tempore, Mr. PORTER, who laid before the House the following communication:

WASHINGTON, DC,
March 1, 2006.

I hereby appoint the Honorable JON C. PORTER to act as Speaker pro tempore on this day.

J. DENNIS HASTERT,
Speaker of the House of Representatives.

¶10.2 APPROVAL OF THE JOURNAL

The SPEAKER pro tempore, Mr. PORTER, announced he had examined and approved the Journal of the proceedings of Tuesday, February 28, 2006.

Pursuant to clause 1, rule I, the Journal was approved.

¶10.3 COMMUNICATIONS

Executive and other communications, pursuant to clause 8, rule XII, were referred as follows:

6347. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Boscalid; Pesticide Tolerance [EPA-HQ-OPP-2005-0145; FRL-7757-9] received February 15, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

6348. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Pesticide Management and Disposal; Standards for Pesticide Containers and Containment; Notification to the Secretary of Agriculture [EPA-HQ-OPP-2005-0327; FRL-7749-1] (RIN: 2070-AB95) received February 23, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

6349. A letter from the Secretary of the Air Force, Department of Defense, transmitting notification that the National Polar-orbiting Operational Environmental Satellite System Program Acquisition Unit Cost (PAUC) and Acquisition Procurement Unit Cost (APUC) will exceed the 25 percent certification threshold against its Acquisition Program Baseline, pursuant to 10 U.S.C. 2433(e)(1); to the Committee on Armed Services.

6350. A letter from the Secretary, Department of Defense, transmitting the Department's Report of the 2006 Quadrennial Defense Review; to the Committee on Armed Services.

6351. A letter from the Assistant Secretary for Homeland Defense, Department of Defense, transmitting a report on assistance provided by the Department of Defense to civilian sporting events in support of essential security and safety, covering the period of calendar year 2005, pursuant to 10 U.S.C. 2564(e); to the Committee on Armed Services.

6352. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting a copy of Presidential Determination No. 2006-06, Waiving Conditions on Obligation and Expenditure of Funds for Planning, Design, and Construction of a Chemical Weapons Destruction Facility in Russia for Calendar Year 2006; to the Committee on Armed Services.

6353. A letter from the Secretary, Department of Health and Human Services, transmitting the Department's report entitled, ''Report to Congress on Head Start Monitoring for Fiscal Year 2004,'' as required by Section 641(e) of the Head Start Act; to the Committee on Education and the Workforce.

6354. A letter from the Secretary, Department of Health and Human Services, transmitting the Department's report on the Community Food and Nutrition Program for Fiscal Year 2002; to the Committee on Education and the Workforce.

6355. A letter from the Administrator, Energy Information Administration, Department of Energy, transmitting a copy of the Energy Information Administration's report entitled ''Annual Energy Outlook 2006,'' pursuant to 15 U.S.C. 790f(a)(1); to the Committee on Energy and Commerce.

6356. A letter from the President and Chief Executive Officer, Corporation for Public Broadcasting, transmitting the Annual Report of the Corporation for Public Broadcasting for Fiscal Year 2004, pursuant to 47 U.S.C. 396(k)(3)(B)(iii)(V); to the Committee on Energy and Commerce.

6357. A letter from the President and Chief Executive Officer, Corporation for Public Broadcasting, transmitting the Corporation's annual report on the provision of services to minority and diverse audiences by public broadcasting entities and public telecommunications entities, pursuant to 47 U.S.C. 396 (m) (2); to the Committee on Energy and Commerce.

6358. A letter from the Secretary, Department of Energy, transmitting the Department's report entitled, ''Data Collection in Response to Section 1404 of the Energy Policy Act of 2005''; to the Committee on Energy and Commerce.

6359. A letter from the Secretary, Department of Energy, transmitting a copy of the Department's Energy Fleet Alternative Fuel Vehicle Acquisition Report, Compliance with EPAct and E.O. 13149 in Fiscal Year 2005; to the Committee on Energy and Commerce.

6360. A letter from the Secretary, Department of Energy, transmitting the Department's report on the benefits of enhanced demand response in electricity markets in compliance with Section 1252 of the Energy Policy Act of 2005; to the Committee on Energy and Commerce.

6361. A letter from the Secretary, Department of Energy, transmitting the Department's report on the steps taken along with the Federal Energy Regulatory Commission to establish a system to make available to all transmission system owners and Regional Transmission Organizations within the Eastern and Western Interconnections real-time information on the functional status of all transmission lines within such Interconnections, pursuant to Section 1839 of the Energy Policy Act of 2005; to the Committee on Energy and Commerce.

6362. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Approval and Promulgation of Implementation Plans; Designation of Areas for Air Quality Planning Purposes; State of Arizona; Finding of Attainment for Ajo Particulate Matter of 10 Microns or Less (PM10) Nonattainment Area; Determination Regarding Applicability of Certain Clean Air Act Requirements [EPA-R09-OAR-2005-AZ-0006; RL-8029-2] received February 15, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

6363. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Revisions to the California State Implementaion Plan, South Coast Air Quality Management District [EPA-R09-OAR-2005-CA-0014; FRL-8027-9] received February 15, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

6364. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — National Emission Standards for Hazardous Air Pollutants for Refractory Products Manufacturing [OAR-2002-0088; FRL-8008-02] (RIN: 2060-AM90) received February 15, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

6365. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Revision to Toxic Substances Compliance Monitoring Grants (TSCA Section 28) Regulation [OECA-2005-0082; FRL-8031-4] (RIN: 2070-AJ24) received February 15, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

6366. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Approval and Promulgation of Air Quality Implemtation Plans; Georgia Update to Materials Incorporated by Reference [GA-200533; FRL-8022-4] received February 23, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

6367. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Approval and Promulgation of Air Quality Implementation Plans; Indiana; Dearborn County Sulfur Dioxide Emission Limits [EPA-R05-OAR-2005-IN-0007; FRL-8036-3] received February 23, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

6368. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Approval and Promulgation of Implementation Plans and Designation of Areas for Air Quality Planning Purposes; Arizona [EPA-R09-OAR-2005-AZ- 008; FRL-8022-5] received February 25, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

6369. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Approval and Promulgation of Implementation Plans; State of Iowa [EPA-R07-OAR-2006-0086; FRL-8037-9] received February 23, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

6370. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Approval and Promulgation of Implementation Plans; Wisconsin; Wisconsin Construction Pemit Permanency SIP Revision [EPA-R05-OAR-2005-056 3; FRL-8037-4] received February 23, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

6371. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — New Hampshire: Final Authorization of State Hazardous Waste Management Program Revisions [EPA-R01-RCRA-2006-0062; FRL-8038-3] received February 23, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

6372. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — State Implementation Plan Revision and Alternate Permit Program; Territory of Guam [EPA-R09-OAR-2005-0506; FRL-8030-3] received February 23, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

6373. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Approval and Disapproval and Promulgation of Air Quality Implementation Plans; Colorado; Affirmative Defense Provisions for Startup and Shutdown; Common Provisions Regulation and Regulation No. 1 [EPA-R08-OAR-2005-CO-0004; FRL-8029-7] received February 17, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

6374. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Approval and Promulgation of State Implementation Plans; Texas; Revision to the Rate of Progress Plan for the Beaumont/Port Arthur Ozone Nonattainment Area [EPA-R06-OAR-2005-TX-0003; FRL-8034-7] received February 17, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

6375. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Regulation of Fuels and Fuel Additives; Removal of Reformulated Gasoline Oxygen Content Requirement for California Gasoline and Revision of Commingling Prohibition to Address Non-Oxygenated Reformulated Gasoline in California [EPA-HQ-OAR-2005-0170; FRL-8035-2] received February 17, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

6376. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Regulation of Fuels and Fuel Additives; Removal of Reformulated Gasoline Oxygen Content Requirement and Revision of Commingling Prohibition to Address Non-Oxygenated Reformulated Gasoline [EPA-HQ-OAR-2005-0170; FRL-8035-1] received February 17, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

6377. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — TSCA Inventory Update Reporting Partially Exempted Chemicals List; Addition of Certain Vegtable-based Oils, Soybean Meal, and Xylitol [EPA-HQ-OPPT-2006-0025; FRL-7760-7] (RIN: 2070-AC61) received February 17, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

6378. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Standards of Performance for Stationary Combustion Turbines [EPA-HQ-OAR-2004-0490; FRL-8033-4] (RIN: 2060-AM79) received February 14, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

6379. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Revisions to the California State Implementation Plan, San Joaquin Valley Unified Air Pollution Control District [EPA-R09-OAR-2006-0055; FRL-8030-7] received February 14, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

6380. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Standards of Performance for Electric Utility Steam Generating Units for Which Construction is Commenced After September 18, 1978; Standards of Performance for Industrial-Commercial-Institutional Steam Generating Units; and Standards of Performance for Small Industrial-Commercial-Institutional Steam Genrating Units [EPA-HQ-OAR-2005-0031; FRL-8033-3] (RIN: 2060-AM80) received February 14, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

6381. A letter from the Chairman, Federal Energy Regulatory Commission, transmitting a report on the Commission's actions taken to date and a timetable for further actions needed to conclude its investigation into the unjust or unreasonable charges incurred by California during the 2000-2001 electricity crisis, pursuant to Section 1824 of the Energy Policy Act of 2005; to the Committee on Energy and Commerce.

6382. A letter from the Chairman, Nuclear Waste Technical Review Board, transmitting the second report of 2005, as required by the Nuclear Waste Policy Amendments Act of 1987, Public Law 100-203, pursuant to 42 U.S.C. 10268; to the Committee on Energy and Commerce.

6383. A letter from the Chairman, Nuclear Waste Technical Review Board, transmitting the second report of 2005, as required by the Nuclear Waste Policy Amendments Act of 1987, Public Law 100-203, pursuant to 42 U.S.C. 10268; to the Committee on Energy and Commerce.

6384. A letter from the Secretary, Department of Agriculture, transmitting the Department's Report to Congress on Fiscal Year 2005 Competitive Sourcing Efforts in accordance with section 647(b) of Division F of the Consolidated Appropriations Act, 2004, Pub. L. 108-199; to the Committee on Government Reform.

6385. A letter from the Comptroller General, Government Accountability Office, transmitting information concerning GAO employees who were assigned to congressional committees during fiscal year 2005; to the Committee on Government Reform.

6386. A letter from the Assistant General Counsel, Federal Election Commission, transmitting the Commission's final rule — Definition of Federal Election Activity [Notice 2006-2] received February 13, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on House Administration.

6387. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Indian General Assistance Program 2006 Grants Administration Guidance [FRL-8024-7] received February 23, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Resources.

6388. A letter from the Assistant Attorney General, Department of Justice, transmitting the annual report of the Office of Justice Programs' Bureau of Justice Assistance for Fiscal Year 2004, pursuant to 42 U.S.C. 3712(b); to the Committee on the Judiciary.

6389. A letter from the Secretary, Department of Transportation, transmitting the Department's biennial report entitled "2004 Status of the Nation's Surface Transportation System: Condition and Performance Report," pursuant to 49 U.S.C. 308(e)(1); to the Committee on Transportation and Infrastructure.

6390. A letter from the Assistant Secretary of the Army, Civil Works, Department of the Army, transmitting the Department's plans to implement improvements to the Inland waterway navigation projects on the Ohio River at John T. Myers Locks and Dam, Indiana and Kentucky, and Greenup Locks and Dam, Ohio and Kentucky; to the Committee on Transportation and Infrastructure.

6391. A letter from the Administrator, FAA, Department of Transportation, transmitting the Department's report on the foreign aviation authorities to which the Federal Aviation Administration provided services for Fiscal Year 2005, pursuant to Public Law 103–305, section 202; to the Committee on Transportation and Infrastructure.

6392. A letter from the Acting Deputy Director, Bureau of Transportation Statistics, Department of Transportation, transmitting the Transportation Statistics Annual Report 2005, pursuant to 49 U.S.C. 111(j); to the Committee on Transportation and Infrastructure.

6393. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Notice of Availibility of Final Aquatic Life Ambient Water Quality Criteria for Nonylphenol [FRL-OW-8035-8] received February 23, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

6394. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Notice of Availibility of Final Recommended Aquatic Life Ambient Water Quality Criteria for Diazinon [FRL-OW-8035-9] received February 23, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

6395. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Oil Pollution Prevention; Non-Transportation Related Onshore Facilities [EPA-HQ-OPA-2005-0003; FRL-8033-9] (RIN: 2050-AG28) received February 14, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

6396. A letter from the Board of Trustees, National Railroad Retirement Investment Trust, transmitting the National Railroad Retirement Investment Trust's annual management report covering FY 2005, pursuant to 45 U.S.C. 231n Public Law 107–90, section 105; to the Committee on Transportation and Infrastructure.

¶10.4 RECESS FOR JOINT MEETING TO RECEIVE THE HONORABLE SILVIO BERLUSCONI, PRIME MINISTER OF THE REPUBLIC OF ITALY—10:03 A.M.

The SPEAKER pro tempore, Mr. PORTER, pursuant to the special order of the House agreed to on February 16, 2006, declared the House in recess at 10 o'clock and 3 minutes a.m., subject to the call of the Chair.

¶10.5 AFTER RECESS—12:45 P.M.

The SPEAKER pro tempore, Mrs. CAPITO, called the House to order.

¶10.6 PROCEEDINGS DURING RECESS

On motion of Mrs. KELLY, by unanimous consent, the proceedings had during the recess to receive the Honorable Silvio Berlusconi, Prime Minister of the Republic of Italy, were ordered to be printed in the CONGRESSIONAL RECORD.

¶10.7 SUPREME COURT JUSTICE SANDRA DAY O'CONNOR

Mr. SENSENBRENNER moved to suspend the rules and agree to the following resolution (H. Res. 357):

Whereas Justice Sandra Day O'Connor was born on March 26, 1930, in El Paso, Texas, and grew up in both El Paso and southeastern Arizona on her family's ranch;

Whereas Justice Sandra Day O'Connor graduated magna cum laude from Stanford University in 1950 with a baccalaureate degree in economics;

Whereas Justice Sandra Day O'Connor graduated from Stanford Law School and was ranked third in a class of 102 graduates;

Whereas Justice Sandra Day O'Connor completed law school in 2 years, instead of the customary 3, and served on the Stanford Law Review;

Whereas Justice Sandra Day O'Connor entered the public sector after her graduation from Stanford Law School as a deputy county attorney for San Mateo County in California, after she was unable to secure a position in a number of private law firms that employed very few, if any, women as attorneys;

Whereas Justice Sandra Day O'Connor served as Assistant Attorney General of Arizona from 1965 to 1969;

Whereas Justice Sandra Day O'Connor was appointed to the Arizona State Senate in 1969 and was subsequently reelected to 2 2-year terms;

Whereas Justice Sandra Day O'Connor became the State Senate Majority Leader in Arizona in 1973, the first woman to serve in that position in any State;

Whereas Justice Sandra Day O'Connor was elected in 1975 as a judge on the Maricopa County Superior Court in Arizona, and served in that position until 1979;

Whereas Justice Sandra Day O'Connor was appointed to the Arizona Court of Appeals in 1979 and served in that position until her confirmation as an Associate Supreme Court Justice;

Whereas in 1981, President Ronald Reagan nominated Sandra Day O'Connor to be the 102d Supreme Court justice and the first female member of the Supreme Court;

Whereas Sandra Day O'Connor was confirmed by the United States Senate unanimously on September 21, 1981, and took her seat on the Supreme Court on September 25, 1981;

Whereas the elevation of Sandra Day O'Connor as the first female justice of the Supreme Court helped pave the way for more women to enter into the legal profession;

Whereas in 2004, women accounted for approximately half of all students enrolled in law school, compared to 35 percent of law students in 1981 and just 4 percent of law students when Justice O'Connor graduated from Stanford Law School in 1952;

Whereas Justice Sandra Day O'Connor has left a thoughtful and enduring mark on American jurisprudence, which has been molded through her wisdom and strong character; and

Whereas Justice Sandra Day O'Connor blazed new trails for her gender and is a role model for all Americans; Now, therefore, be it

Resolved, That the House of Representatives—

(1) honors Justice Sandra Day O'Connor on the occasion of her retirement from the United States Supreme Court;

(2) commends Justice Sandra Day O'Connor for her hard work and dedication to the law; and

(3) recognizes Justice Sandra Day O'Connor as a pioneer for women in law, helping women become a permanent and integral part of the legal profession.

The SPEAKER pro tempore, Mrs. CAPITO, recognized Mr. SENSENBRENNER and Ms. LOFGREN of California, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and agree to said resolution?

The SPEAKER pro tempore, Mr. BRADLEY of New Hampshire, announced that two-thirds of the Members present had voted in the affirmative.

Mr. SENSENBRENNER demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mr. BRADLEY of New Hampshire, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed.

¶10.8 NATIONAL ASSOCIATION FOR THE ADVANCEMENT OF COLORED PEOPLE

Mr. SENSENBRENNER moved to suspend the rules and agree to the following concurrent resolution (H. Con. Res. 335):

Whereas the National Association for the Advancement of Colored People (NAACP), originally known as the National Negro Committee, was founded in New York City on February 12, 1909, the centennial of Abraham Lincoln's birth, by a multiracial group of activists who answered ''The Call'' for a national conference to discuss the civil and political rights of African Americans;

Whereas the National Association for the Advancement of Colored People was founded by a distinguished group of leaders in the struggle for civil and political liberty, including Ida Wells-Barnett, W.E.B. DuBois, Henry Moscowitz, Mary White Ovington, Oswald Garrison Villiard, and William English Walling;

Whereas the NAACP is the oldest and largest civil rights organization in the United States;

Whereas the mission of the NAACP is to ensure the political, educational, social, and economic equality of rights of all persons and to eliminate racial hatred and racial discrimination;

Whereas the NAACP is committed to achieving its goals through nonviolence;

Whereas the NAACP advances its mission through reliance upon the press, the petition, the ballot, and the courts, and has been persistent in the use of legal and moral persuasion, even in the face of overt and violent racial hostility;

Whereas the NAACP has used political pressure, marches, demonstrations, and effective lobbying to serve the voice, as well as the shield, for minority Americans;

Whereas after years of fighting segregation in public schools, the NAACP, under the leadership of Special Counsel Thurgood Marshall, won one of its greatest legal victories in the Supreme Court's 1954 decision in Brown v. Board of Education;

Whereas in 1955, NAACP member Rosa Parks was arrested and fined for refusing to give up her seat on a segregated bus in Montgomery, Alabama—an act of courage that would serve as the catalyst for the largest grassroots civil rights movement in the history of the United States;

Whereas the NAACP was prominent in lobbying for the passage of the Civil Rights Acts of 1957, 1960, and 1964, the Voting Rights Act of 1965, and the Fair Housing Act, laws which ensured Government protection for legal victories achieved; and

Whereas in 2005, the National Association for the Advancement of Colored People launched the Disaster Relief Fund to help survivors in Louisiana, Mississippi, Texas, Florida, and Alabama to rebuild their lives: Now, therefore, be it

Resolved by the House of Representatives (the Senate concurring), That the Congress—

(1) recognizes the 97th anniversary of the historic founding of the National Association for the Advancement of Colored People; and

(2) honors and praises the National Association for the Advancement of Colored People on the occasion of its anniversary for its work to ensure the political, educational, social, and economic equality of all persons.

The SPEAKER pro tempore, Mr. BRADLEY of New Hampshire, recognized Mr. SENSENBRENNER and Mr. Al GREEN of Texas, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and agree to said concurrent resolution?

The SPEAKER pro tempore, Mr. BRADLEY of New Hampshire, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said concurrent resolution was agreed to.

A motion to reconsider the vote whereby the rules were suspended and said concurrent resolution was agreed to was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said concurrent resolution.

¶10.9 MESSAGE FROM THE SENATE

A message from the Senate by Ms. Curtis, one of its clerks, announced that the Senate has passed a bill of the following title in which the concurrence of the House is requested:

S. 2271. An Act to clarify that individuals who receive FISA orders can challenge nondisclosure requirements, that individuals who receive national security letters are not required to disclose the name of their attorney, that libraries are not wire or electronic communication service providers unless they provide specific services, and for other purposes.

¶10.10 RECESS—1:40 P.M.

The SPEAKER pro tempore, Mr. BRADLEY of New Hampshire, pursuant to clause 12(a) of rule I, declared the House in recess at 1 o'clock and 40 minutes p.m., subject to the call of the Chair.

¶10.11 AFTER RECESS—3:01 P.M.

The SPEAKER pro tempore, Mr. SIMPSON, called the House to order.

¶10.12 H. RES. 357—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mr. SIMPSON, pursuant to clause 8, rule XX, announced the unfinished business to be the motion to suspend the rules and agree to the resolution (H. Res. 357) honoring Justice Sandra Day O'Connor.

The question being put,

Will the House suspend the rules and agree to said resolution?

The vote was taken by electronic device.

It was decided in the affirmative { Yeas ..... 410 / Nays ..... 0 }

¶10.13 [Roll No. 17]

YEAS—410

Abercrombie
Ackerman
Aderholt
Akin
Alexander
Allen
Andrews
Baca
Bachus
Baird
Baker
Baldwin
Barrett (SC)
Barrow
Bartlett (MD)
Barton (TX)
Bass
Bean
Beauprez
Becerra
Berkley
Berman
Berry
Biggert
Bilirakis
Bishop (GA)
Bishop (NY)
Bishop (UT)
Blackburn
Blumenauer
Blunt
Boehlert
Boehner
Bonilla
Bonner
Bono
Boozman
Boren
Boswell
Boucher
Boustany
Boyd
Bradley (NH)
Brady (PA)
Brady (TX)
Brown (OH)
Brown (SC)
Brown, Corrine
Brown-Waite, Ginny
Burgess
Butterfield
Buyer
Calvert
Camp (MI)
Campbell (CA)
Cannon
Cantor
Capito
Capps
Capuano
Cardin
Cardoza
Carnahan
Carson
Carter
Case
Castle
Chabot
Chandler
Chocola
Clay
Cleaver
Clyburn
Coble
Cole (OK)
Conaway
Conyers
Cooper
Costello
Cramer
Crenshaw
Crowley
Cubin
Cuellar
Culberson
Cummings
Davis (AL)
Davis (CA)
Davis (FL)
Davis (IL)
Davis (KY)
Davis (TN)
Davis, Jo Ann
Davis, Tom
Deal (GA)
DeFazio
DeGette
Delahunt
DeLauro
Dent
Diaz-Balart, L.
Dicks
Dingell
Doggett
Doolittle
Doyle
Drake
Dreier
Duncan
Edwards
Ehlers
Emanuel
Emerson
Engel
Eshoo
Etheridge
Everett
Farr
Fattah
Feeney
Ferguson
Filner
Fitzpatrick (PA)
Flake
Foley
Forbes
Fossella
Foxx
Frank (MA)
Franks (AZ)
Frelinghuysen
Gallegly
Garrett (NJ)
Gerlach
Gibbons
Gilchrest
Gillmor
Gingrey
Gohmert
Gonzalez
Goode
Goodlatte
Gordon
Granger
Graves
Green (WI)
Green, Al
Green, Gene
Grijalva
Gutierrez
Gutknecht
Hall
Harman
Harris
Hart
Hastings (FL)
Hastings (WA)
Hayes
Hayworth
Hefley
Hensarling
Herger
Herseth
Higgins
Hinojosa
Hobson
Hoekstra
Holden
Holt
Honda
Hooley
Hostettler
Hoyer
Hulshof
Hunter
Hyde
Inglis (SC)
Inslee
Israel
Issa
Istook
Jackson (IL)
Jefferson
Jenkins
Jindal
Johnson (CT)
Johnson (IL)
Johnson, E. B.
Johnson, Sam
Jones (NC)
Jones (OH)
Kanjorski
Kaptur
Keller
Kelly
Kennedy (MN)
Kennedy (RI)
Kildee
Kilpatrick (MI)
Kind
King (IA)
King (NY)
Kingston
Kirk
Kline
Knollenberg
Kolbe
Kuhl (NY)
LaHood
Langevin
Lantos
Larsen (WA)
Larson (CT)
Latham
Leach
Lee
Levin
Lewis (CA)
Lewis (GA)
Lewis (KY)
Linder
Lipinski
LoBiondo
Lofgren, Zoe
Lowey
Lungren, Daniel E.
Lynch
Mack
Maloney
Manzullo
Marchant
Markey
Marshall
Matheson
Matsui
McCarthy
McCaul (TX)
McCollum (MN)
McCotter
McCrery
McDermott
McGovern
McHenry
McHugh
McIntyre
McKeon
McKinney
McMorris
McNulty
Meehan
Meek (FL)
Meeks (NY)
Melancon
Mica
Michaud
Miller (FL)
Miller (MI)
Miller (NC)
Mollohan
Moore (KS)
Moore (WI)
Moran (KS)
Moran (VA)
Murphy
Murtha
Musgrave
Nadler
Napolitano
Neal (MA)
Neugebauer
Ney
Northup
Norwood
Nunes
Nussle
Oberstar
Obey
Olver
Ortiz
Osborne

Otter
Owens
Oxley
Pallone
Pascrell
Pastor
Paul
Payne
Pearce
Pelosi
Pence
Peterson (MN)
Peterson (PA)
Petri
Pickering
Pitts
Platts
Poe
Pombo
Pomeroy
Porter
Price (GA)
Price (NC)
Pryce (OH)
Putnam
Radanovich
Rahall
Ramstad
Rangel
Regula
Rehberg
Renzi
Reyes
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Ros-Lehtinen
Ross
Rothman
Royce
Ruppersberger
Rush
Ryan (OH)
Ryan (WI)
Ryun (KS)
Sabo
Salazar
Sánchez, Linda T.
Sanchez, Loretta
Saxton
Schakowsky
Schiff
Schmidt
Schwartz (PA)
Schwarz (MI)
Scott (GA)
Scott (VA)
Sensenbrenner
Serrano
Sessions
Shadegg
Shaw
Shays
Sherman
Sherwood
Shimkus
Shuster
Simmons
Simpson
Skelton
Slaughter
Smith (TX)
Smith (WA)
Snyder
Sodrel
Solis
Souder
Spratt
Stark
Stearns
Strickland
Stupak
Sullivan
Tancredo
Tanner
Tauscher
Taylor (MS)
Taylor (NC)
Terry
Thomas
Thompson (CA)
Thompson (MS)
Thornberry
Tiahrt
Tiberi
Tierney
Towns
Turner
Udall (CO)
Udall (NM)
Upton
Van Hollen
Velázquez
Visclosky
Walden (OR)
Walsh
Wamp
Wasserman Schultz
Waters
Watson
Watt
Waxman
Weiner
Weldon (FL)
Weldon (PA)
Weller
Westmoreland
Wexler
Whitfield
Wicker
Wilson (NM)
Wilson (SC)
Wolf
Woolsey
Wu
Wynn
Young (AK)
Young (FL)

NOT VOTING—22

Burton (IN)
Costa
DeLay
Diaz-Balart, M.
English (PA)
Evans
Ford
Fortenberry
Hinchey
Jackson-Lee (TX)
Kucinich
LaTourette
Lucas
Millender-McDonald
Miller, Gary
Miller, George
Myrick
Reichert
Roybal-Allard
Sanders
Smith (NJ)
Sweeney

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said resolution was agreed to.

A motion to reconsider the vote whereby the rules were suspended and said resolution was agreed to was, by unanimous consent, laid on the table.

¶10.14 PROVIDING FOR CONSIDERATION OF H.R. 4167

Mr. GINGREY, by direction of the Committee on Rules, reported (Rept. No. 109–381) the resolution (H. Res. 702) providing for consideration of the bill (H.R. 4167) to amend the Federal Food, Drug, and Cosmetic Act to provide for uniform food safety warning notification requirements, and for other purposes.

When said resolution and report were referred to the House Calendar and ordered printed.

¶10.15 MEXICO-UNITED STATES INTERPARLIAMENTARY GROUP

The SPEAKER pro tempore, Mr. FITZPATRICK of Pennsylvania, announced that the Speaker, pursuant to 22 United States Code 276h, and the order of the House of December 18, 2005, appointed the following Members of the House to the Mexico-United States Interparliamentary Group, in addition to Messrs. KOLBE, Chairman, and MCCAUL of Texas, Vice Chairman, appointed on February 16, 2006: Messrs. DREIER, MANZULLO, DELAHUNT, FALEOMAVAEGA, ENGLISH of Pennsylvania, WELLER, REYES, Mrs. DAVIS of California, and Mr. FORTUNO.

Ordered, That the Clerk notify the Senate of the foregoing appointments.

¶10.16 ORDER OF BUSINESS—CONSIDERATION OF S. 1777

On motion of Mr. SOUDER, by unanimous consent,

Ordered, That it may be in order at any time to consider in the House the bill of the Senate (S. 1777) to provide relief for the victims of Hurricane Katrina; that the bill be considered as read; that the amendment placed at the desk be considered as adopted; and that the previous question be considered as ordered on the bill, as amended, to final passage without intervening motion except (1) one hour of debate equally divided and controlled by the chairman and ranking minority member of the Committee on Transportation and Infrastructure and (2) one motion to recommit which may not contain instructions.

¶10.17 SENATE BILL REFERRED

A bill of the Senate of the following title was taken from the Speaker's table and, under the rule, referred as follows:

S. 2771. An Act to clarify that individuals who receive FISA orders can challenge nondisclosure requirements, that individuals who receive national security letters are not required to disclose the name of their attorney, that libraries are not wire or electronic communication service providers unless they provide specific services, and for other purposes; to the Committee on the Judiciary; in addition to the Permanent-Select Committee on Intelligence and to the Committee on Financial Institutions for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

¶10.18 LEAVE OF ABSENCE

By unanimous consent, leave of absence was granted—

To Mr. Mario DIAZ-BALART of Florida, for today;

To Mr. LATOURETTE, for today;

To Mr. LUCAS, for today; and

To Ms. ROYBAL-ALLARD, for today.

And then,

¶10.19 ADJOURNMENT

On motion of Mr. SOUDER, at 9 o'clock and 7 minutes p.m., the House adjourned.

¶10.20 REPORTS OF COMMITTEES ON PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XIII, reports of committees were delivered to the Clerk for printing and reference to the proper calendar, as follows:

Mr. GINGREY: Committee on Rules. House Resolution 702. Resolution providing for consideration of the bill (H.R. 4167) to amend the Federal Food, Drug, and Cosmetic Act to provide for uniform food safety warning notification requirements, and for other purposes (Rept. 109–381). Referred to the House Calendar.

¶10.21 PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XII, public bills and resolutions were introduced and severally referred, as follows:

By Mr. PICKERING (for himself and Mr. LEWIS of Georgia):

H.R. 4824. A bill to amend title XVIII of the Social Security Act to provide coverage for cardiac rehabilitation and pulmonary rehabilitation services; to the Committee on Energy and Commerce, and in addition to the Committee on Ways and Means, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. WELLER:

H.R. 4825. A bill to amend the Atomic Energy Act of 1954 to require a licensee to notify the State, county, and public in which a facility is located whenever there is an unplanned release of fission products in excess of allowable limits; to the Committee on Energy and Commerce.

By Mr. BAIRD (for himself, Mr. DOOLITTLE, Mr. DICKS, Mrs. TAUSCHER, Mr. INSLEE, Mr. LARSEN of Washington, Mr. HASTINGS of Washington, Miss MCMORRIS, Mr. MCDERMOTT, Mr. REICHERT, Mr. SMITH of Washington, Mr. THOMPSON of California, Mr. DANIEL E. LUNGREN of California, Mr. HERGER, Ms. MATSUI, Mr. SIMPSON, Ms. HOOLEY, Mr. BLUMENAUER, Mr. DEFAZIO, Mr. OTTER, Mr. WALDEN of Oregon, and Mr. WU):

H.R. 4826. A bill to extend through December 31, 2006, the authority of the Secretary of the Army to accept and expend funds contributed by non-Federal public entities to expedite the processing of permits; to the Committee on Transportation and Infrastructure.

By Mrs. BONO (for herself and Mr. GRIJALVA):

H.R. 4827. A bill to authorize a land exchange involving the acquisition of private land adjacent to the Cibola National Wildlife Refuge in Arizona for inclusion in the refuge in exchange for certain Bureau of Land Management lands in Riverside County, California, and for other purposes; to the Committee on Resources.

By Mr. BOSWELL:

H.R. 4828. A bill to provide grants to units of local government and States to hire personnel to monitor the activities of sex offenders; to the Committee on the Judiciary.

By Mr. BURTON of Indiana (for himself, Mr. GUTKNECHT, Mr. SANDERS, Mr. EMANUEL, Ms. HERSETH, Mrs. NORTHUP, Mr. JONES of North Carolina, Mr. DEFAZIO, and Mr. SOUDER):

H.R. 4829. A bill to direct the Secretary of Health and Human Services to require the incorporation of counterfeit-resistant technologies into the packaging of prescription drugs, and for other purposes; to the Committee on Energy and Commerce.

By Mr. DREIER (for himself, Mr. HUNTER, Mr. SCHIFF, Mr. GALLEGLY, Mrs. DAVIS of California, and Ms. HARMAN):

H.R. 4830. A bill to amend chapter 27 of title 18, United States Code, to prohibit the unauthorized construction, financing, or reckless permitting (on one's land) the construction or use of a tunnel or subterranean passageway between the United States and another country; to the Committee on the Judiciary.

By Mr. CANNON:

H.R. 4831. A bill to confirm as authorized, valid, and enforceable certain contractual

rights of water users and water users organizations under the Strawberry Valley Project, Utah; to the Committee on Resources.

By Mr. CLAY (for himself and Mr. PORTER):

H.R. 4832. A bill to amend the Social Security Act to establish an Office of Health Information Technology for the purpose of creating a national interoperable health information infrastructure, to provide loans to health care entities seeking to implement such infrastructure, and to provide exceptions to certain health anti-kickback laws to encourage the dissemination of health information technology; to the Committee on Energy and Commerce, and in addition to the Committee on Ways and Means, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. DOOLITTLE:

H.R. 4833. A bill to require that only United States persons may control security operations at seaports in the United States or enter into agreements to conduct such security operations; to the Committee on Homeland Security.

By Mr. ENGLISH of Pennsylvania (for himself and Mr. PICKERING):

H.R. 4834. A bill to amend the Internal Revenue Code of 1986 to allow a business tax credit for contributions to education scholarship organizations; to the Committee on Ways and Means.

By Mr. ENGLISH of Pennsylvania:

H.R. 4835. A bill to amend the Internal Revenue Code of 1986 to provide tax relief to promote investments in mine safety; to the Committee on Ways and Means.

By Mr. FEENEY (for himself, Ms. HARRIS, Mr. MARIO DIAZ-BALART of Florida, Mr. LINCOLN DIAZ-BALART of Florida, Ms. GINNY BROWN-WAITE of Florida, Mr. KELLER, Mr. MACK, Mr. MILLER of Florida, Mr. FOLEY, Ms. WASSERMAN SCHULTZ, Mr. WEXLER, Mr. BILIRAKIS, Mr. HASTINGS of Florida, Mr. DAVIS of Florida, and Ms. ROS-LEHTINEN):

H.R. 4836. A bill to amend the Internal Revenue Code of 1986 to create Catastrophe Savings Accounts; to the Committee on Ways and Means.

By Ms. ZOE LOFGREN of California:

H.R. 4837. A bill to amend the Internal Revenue Code of 1986 to expand the tax incentives for higher education; to the Committee on Ways and Means.

By Mr. SHAW:

H.R. 4838. A bill to improve patient access to health care services and provide improved medical care by reducing the excessive burden the liability system places on the health care delivery system; to the Committee on the Judiciary, and in addition to the Committee on Energy and Commerce, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. SHAW (for himself, Mr. CARDIN, and Mr. WELLER):

H.R. 4839. A bill to prohibit entities owned or controlled by foreign governments from conducting certain operations at seaports in the United States, and from entering into agreements to conduct such operations; to the Committee on Transportation and Infrastructure, and in addition to the Committee on International Relations, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. THOMPSON of Mississippi (for himself, Mr. PASCRELL, Mr. MEEK of Florida, Mr. LANGEVIN, Mr. ETHERIDGE, Ms. JACKSON-LEE of Texas, Mr. MARKEY, Mr. AL GREEN of Texas, Mrs. CHRISTENSEN, Mr. DEFAZIO, Mr. BROWN of Ohio, and Mr. GRIJALVA):

H.R. 4840. A bill to amend the Homeland Security Act of 2002 to establish requirements for appointment of the Director of the Federal Emergency Management Agency, and for other purposes; to the Committee on Transportation and Infrastructure, and in addition to the Committee on Homeland Security, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. UDALL of New Mexico:

H.R. 4841. A bill to amend the Ojito Wilderness Act to make a technical correction; to the Committee on Resources.

By Ms. WASSERMAN SCHULTZ (for herself, Mr. POE, Mr. CLYBURN, Mr. PALLONE, Mr. NADLER, and Mr. MCNULTY):

H.R. 4842. A bill to ensure the security of United States ports, and for other purposes; to the Committee on Financial Services, and in addition to the Committees on Energy and Commerce, and International Relations, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. HOYER (for himself, Mr. WOLF, Mr. MORAN of Virginia, Ms. NORTON, Mr. WYNN, and Mr. VAN HOLLEN):

H. Con. Res. 349. Concurrent resolution authorizing the use of the Capitol Grounds for the Greater Washington Soap Box Derby; to the Committee on Transportation and Infrastructure.

By Mr. CHABOT (for himself, Mr. AKIN, Mr. BARRETT of South Carolina, Mr. BARTLETT of Maryland, Mrs. BLACKBURN, Mr. CANNON, Mr. CHOCOLA, Mr. COLE of Oklahoma, Mr. FLAKE, Mr. FORTUÑO, Ms. FOXX, Mr. FRANKS of Arizona, Mr. GARRETT of New Jersey, Mr. GINGREY, Mr. GOHMERT, Mr. GUTKNECHT, Mr. HENSARLING, Mr. HOSTETTLER, Mr. ISSA, Mr. SAM JOHNSON of Texas, Mr. KINGSTON, Mr. KLINE, Mr. KING of Iowa, Mr. KUHL of New York, Mr. MARCHANT, Mr. MILLER of Florida, Mrs. MUSGRAVE, Mr. NEUGEBAUER, Mr. PAUL, Mr. PENCE, Mr. ROHRABACHER, Mr. SENSENBRENNER, Mr. SHADEGG, Mr. SULLIVAN, and Mr. UDALL of Colorado):

H. Res. 701. A resolution amending the Rules of the House of Representatives to prohibit the consideration of conference reports on omnibus appropriation bills; to the Committee on Rules.

By Mr. GALLEGLY (for himself, Mr. HYDE, Mr. LANTOS, and Mr. WEXLER):

H. Res. 703. A resolution recognizing the 20th anniversary of the Chernobyl nuclear disaster and supporting continued efforts to control radiation and mitigate the adverse health consequences related to the Chernobyl nuclear power plant; to the Committee on International Relations.

By Mr. HOYER (for himself, Mr. CARDIN, Mr. GILCHREST, Mr. BARTLETT of Maryland, Mr. WYNN, Mr. CUMMINGS, Mr. RUPPERSBERGER, and Mr. VAN HOLLEN):

H. Res. 704. A resolution congratulating the University of Maryland on the occasion of its 150th anniversary; to the Committee on Education and the Workforce.

By Mr. MCDERMOTT:

H. Res. 705. A resolution recognizing and congratulating Apolo Anton Ohno for his historic performances in short track speedskating at the 2006 and 2002 Olympic Winter Games; to the Committee on Government Reform.

¶10.22 ADDITIONAL SPONSORS

Under clause 7 of rule XII, sponsors were added to public bills and resolutions as follows:

H.R. 97: Mr. FARR, Mr. GALLEGLY, and Mr. KUHL of New York.

H.R. 354: Mr. SPRATT, Mr. PASCRELL, Mr. PETERSON of Minnesota, Mr. PALLONE, Mr. COSTELLO, Mr. WELDON of Pennsylvania, Mr. RENZI, Mr. BISHOP of Georgia, and Mr. DOYLE.

H.R. 363: Mr. GENE GREEN of Texas.

H.R. 376: Ms. GINNY BROWN-WAITE of Florida.

H.R. 450: Mr. DENT, Mr. UPTON, and Mr. WILSON of South Carolina.

H.R. 633: Mr. OBERSTAR.

H.R. 717: Mr. DAVIS of Tennessee.

H.R. 791: Mr. BAIRD.

H.R. 839: Mr. ANDREWS.

H.R. 933: Mr. MCINTYRE.

H.R. 998: Mr. DAVIS of Illinois, Mr. DUNCAN, Mr. MOORE of Kansas, and Mr. EVERETT.

H.R. 999: Mrs. DRAKE.

H.R. 1053: Mr. KNOLLENBERG.

H.R. 1108: Mr. COSTA, Mr. HIGGINS, Mr. MARSHALL, and Mr. MCNULTY.

H.R. 1131: Mr. SANDERS.

H.R. 1136: Mr. MEEHAN and Mr. MCGOVERN.

H.R. 1219: Mr. CAMPBELL of California.

H.R. 1330: Mr. JEFFERSON.

H.R. 1414: Mr. FRANK of Massachusetts.

H.R. 1517: Mr. SHIMKUS and Mrs. KELLY.

H.R. 1518: Mr. WESTMORELAND, Ms. JACKSON-LEE of Texas, Mr. ALEXANDER, and Mr. CUMMINGS.

H.R. 1545: Mr. FRANKS of Arizona.

H.R. 1561: Mr. WAXMAN.

H.R. 1595: Ms. SCHWARTZ of Pennsylvania.

H.R. 1615: Ms. LORETTA SANCHEZ of California.

H.R. 1639: Mr. CONYERS.

H.R. 1642: Mr. FORTUÑO, Mr. NORWOOD, Mr. GRIJALVA, and Ms. GINNY BROWN-WAITE of Florida.

H.R. 1696: Mr. MELANCON.

H.R. 1704: Ms. ZOE LOFGREN of California.

H.R. 1956: Mr. JENKINS, Mr. FEENEY, and Mr. DANIEL E. LUNGREN of California.

H.R. 2231: Mr. ENGLISH of Pennsylvania, Mr. SPRATT, Ms. LORETTA SANCHEZ of California, and Ms. MCKINNEY.

H.R. 2290: Mr. CAMPBELL of California.

H.R. 2348: Mr. ALEXANDER.

H.R. 2389: Mr. DAVIS of Kentucky.

H.R. 2390: Ms. JACKSON-LEE of Texas, Mr. SIMMONS, and Ms. DELAURO.

H.R. 2554: Mr. DOGGETT, Mr. GONZALEZ, Mr. SCOTT of Georgia, Mr. CROWLEY, Mrs. MALONEY, Mr. RYAN of Ohio, and Mr. STRICKLAND.

H.R. 2567: Ms. JACKSON-LEE of Texas.

H.R. 2646: Mr. PENCE, Mr. LANGEVIN, and Ms. BERKLEY.

H.R. 2788: Mr. WALDEN of Oregon.

H.R. 2804: Mr. CANNON.

H.R. 2861: Mr. KILDEE, Mr. RUPPERSBERGER, Ms. DEGETTE, Mrs. CAPPS, Mr. JEFFERSON, and Mr. BLUMENAUER.

H.R. 2962: Mr. ROSS.

H.R. 3072: Ms. SCHAKOWSKY.

H.R. 3096: Mr. MICHAUD.

H.R. 3127: Mr. SHERMAN, Mr. TURNER, Mr. ROHRABACHER, Mr. AKIN, Ms. ZOE LOFGREN of California, and Mr. FERGUSON.

H.R. 3352: Mr. KUHL of New York and Mr. GARRETT of New Jersey.

H.R. 3361: Ms. WOOLSEY.

H.R. 3476: Ms. HART, Mr. FATTAH, and Mr. ROTHMAN.

H.R. 3547: Mr. MARSHALL.

H.R. 3565: Ms. MCKINNEY.

H.R. 3569: Mr. CUMMINGS.

H.R. 3628: Mr. INSLEE, Mr. PRICE of North Carolina, Mr. LARSON of Connecticut, Mr. SOUDER, and Mr. MCHUGH.

H.R. 3774: Ms. MATSUI.

H.R. 3861: Mr. DICKS, Mr. PRICE of North Carolina, Mr. COSTELLO, and Mr. BISHOP of Georgia.
H.R. 3931: Ms. PRYCE of Ohio.
H.R. 3940: Mr. RUPPERSBERGER.
H.R. 3957: Mr. SHAYS.
H.R. 4030: Ms. MCKINNEY.
H.R. 4062: Mr. DOGGETT.
H.R. 4063: Mr. BROWN of Ohio, Mr. STARK, Mr. BARROW, Mr. LANGEVIN, Mrs. WILSON of New Mexico, Ms. ESHOO, Mr. SHERWOOD, Ms. SCHAKOWSKY, and Mr. KUHL of New York.
H.R. 4085: Mr. CONYERS and Mr. JEFFERSON.
H.R. 4139: Mr. CONYERS, Mr. LEWIS of Georgia, Mr. FILNER, and Ms. KAPTUR.
H.R. 4156: Mr. LEWIS of Georgia, Mr. BRADY of Pennsylvania, and Ms. SLAUGHTER.
H.R. 4166: Mr. PAYNE.
H.R. 4201: Mr. BISHOP of Georgia and Mr. CUMMINGS.
H.R. 4211: Mr. JEFFERSON and Mr. DAVIS of Florida.
H.R. 4217: Mr. WELLER and Mr. HOBSON.
H.R. 4259: Mr. JONES of North Carolina.
H.R. 4298: Mr. HOLDEN.
H.R. 4315: Mr. HOLDEN, Mr. SIMPSON, Mr. MCHUGH, and Mr. STRICKLAND.
H.R. 4318: Mrs. BLACKBURN, Mr. HYDE, Mr. MARCHANT, Mr. MORAN of Kansas, and Mr. NUNES.
H.R. 4361: Mr. BRADY of Pennsylvania and Mrs. CHRISTENSEN.
H.R. 4366: Mr. MILLER of Florida and Mr. HASTINGS of Florida.
H.R. 4407: Mr. JONES of North Carolina.
H.R. 4411: Mr. BLUNT, Mr. SHAYS, and Ms. WASSERMAN SCHULTZ.
H.R. 4465: Ms. DEGETTE, Mr. SABO, Mr. ALLEN, and Mr. SCHIFF.
H.R. 4493: Mr. HASTINGS of Florida and Mr. DINGELL.
H.R. 4517: Mr. FOLEY.
H.R. 4537: Mr. WEXLER.
H.R. 4561: Ms. GRANGER and Mr. BRADY of Texas.
H.R. 4582: Mr. MCCOTTER.
H.R. 4621: Ms. HART.
H.R. 4623: Ms. LORETTA SANCHEZ of California.
H.R. 4672: Mr. ROSS.
H.R. 4706: Mr. KUCINICH, Mr. BERRY, and Mr. CONYERS.
H.R. 4715: Mr. LOBIONDO.
H.R. 4716: Mr. RENZI and Mr. ISTOOK.
H.R. 4725: Mr. MCINTYRE and Mr. YOUNG of Alaska.
H.R. 4737: Mr. HOLDEN.
H.R. 4738: Mr. CASE.
H.R. 4746: Mr. BRADY of Pennsylvania.
H.R. 4749: Ms. SCHWARTZ of Pennsylvania.
H.R. 4751: Mr. OBERSTAR, Mr. BISHOP of Georgia, Mr. SHUSTER, and Mr. EHLERS.
H.R. 4756: Mr. THOMPSON of Mississippi, Mr. BARROW, Mr. GRAVES, Mr. WYNN, and Mr. MCINTYRE.
H.R. 4761: Mr. SAM JOHNSON of Texas, Mr. BLUNT, Mr. HERGER, Mr. MCCAUL of Texas, and Mr. CONAWAY.
H.R. 4774: Mr. BROWN of South Carolina, Mr. MCCOTTER, and Mr. HOEKSTRA.
H.R. 4777: Mr. HUNTER, Mr. BLUNT, and Mr. GENE GREEN of Texas.
H.R. 4794: Mr. BROWN of Ohio and Mr. CONYERS.
H.R. 4800: Ms. BALDWIN.
H.R. 4807: Mrs. WILSON of New Mexico, Mr. KUHL of New York, Ms. ROS-LEHTINEN, Mrs. MALONEY, Mrs. MUSGRAVE, Mrs. CAPITO, and Mr. HIGGINS.
H.R. 4813: Mr. HERGER.
H. J. Res. 53: Mr. TURNER.
H. Con. Res. 52: Mr. SAM JOHNSON of Texas.
H. Con. Res. 179: Mr. TERRY.
H. Con. Res. 299: Mr. LEWIS of Georgia.
H. Con. Res. 339: Mr. ROHRABACHER, Mr. MCKEON, Mr. RADANOVICH, Mr. DREIER, Mr. LEWIS of California, Mr. ISSA, Mrs. BONO, Mr. CALVERT, Mr. DANIEL E. LUNGREN of California, Mr. GALLEGLY, Mr. STEARNS, Mr. ROGERS of Alabama, Mr. YOUNG of Florida, Mr. ALEXANDER, Mr. GARY G. MILLER of California, and Mr. KINGSTON.
H. Con. Res. 346: Mr. CLAY.
H. Res. 116: Mr. COSTA.
H. Res. 305: Mr. BROWN of South Carolina, Mr. NORWOOD, Mr. FITZPATRICK of Pennsylvania, and Mr. LYNCH.
H. Res. 498: Mr. COSTELLO, Mr. ENGEL, Mr. STRICKLAND, Mr. HINCHEY, Mr. RUPPERSBERGER, and Mr. SABO.
H. Res. 521: Mr. CONYERS, Mr. CARNAHAN, and Mr. HASTINGS of Florida.
H. Res. 526: Mr. CONYERS.
H. Res. 566: Mr. TANNER, Mr. TOWNS, Mr. LANTOS, and Ms. CARSON.
H. Res. 578: Mr. SULLIVAN.
H. Res. 601: Mr. ANDREWS, Ms. LORETTA SANCHEZ of California, Mr. MCNULTY, Mr. ENGLISH of Pennsylvania, Mr. TOM DAVIS of Virginia, Mr. SCOTT of Georgia, Mr. DOYLE, and Ms. SCHAKOWSKY.
H. Res. 658: Mr. CROWLEY and Mr. CONYERS.
H. Res. 662: Mr. MILLER of Florida.
H. Res. 665: Mr. DELAHUNT and Mr. CASE.
H. Res. 673: Mr. MARIO DIAZ-BALART of Florida, Mr. TOWNS, Mr. FOLEY, and Mr. DOOLITTLE.
H. Res. 681: Mr. HOLT, Mr. NEAL of Massachusetts, Mr. WELDON of Pennsylvania, Mr. RYAN of Ohio, Mr. GORDON, Mr. HONDA, Ms. EDDIE BERNICE JOHNSON of Texas, Mr. COSTELLO, Mr. MCGOVERN, Mr. DENT, Mr. KENNEDY of Minnesota, Mr. MANZULLO, Mr. EHLERS, Mr. PICKERING, Mr. SIMMONS, and Mr. KUHL of New York.
H. Res. 690: Mr. CARTER, Mr. MARCHANT, Mr. MILLER of Florida, and Mr. PAUL.
H. Res. 693: Mr. RANGEL, Mr. CONYERS, and Mr. CAPUANO.
H. Res. 694: Mr. CONYERS and Mr. BRADLEY of New Hampshire.

THURSDAY, MARCH 2, 2006 (11)

The House was called to order by the SPEAKER.

¶11.1 APPROVAL OF THE JOURNAL

The SPEAKER announced he had examined and approved the Journal of the proceedings of Wednesday, March 1, 2006.

Pursuant to clause 1, rule I, the Journal was approved.

¶11.2 COMMUNICATIONS

Executive and other communications, pursuant to clause 8, rule XII, were referred as follows:

6397. A letter from the Secretary, Department of Energy, transmitting the Department's report on the United States Radiological Threat Reduction Program, pursuant to Public Law 109–58, section 631(b)(2); to the Committee on Energy and Commerce.

6398. A letter from the Secretary, Department of Energy, transmitting the Department's report entitled, ''Impact of Energy Policy Act of 2005 Section 206 Rebates on Consumers and Renewable Energy Consumption, With Projections to 2010,'' pursuant to Public Law 109–58, section 206(d); to the Committee on Energy and Commerce.

6399. A letter from the Secretary, Department of Energy, transmitting the Department's report on the Failure to Comply with Deadlines for New or Revised Energy Conservation Standards, pursuant to Public Law 109–58, section 141; to the Committee on Energy and Commerce.

6400. A letter from the Assistant Attorney General, Department of Justice, transmitting a copy of a report required by Section 202(a)(1)(C) of Pub. L. 107–273, the ''21st Century Department of Justice Appropriations Authorization Act,'' related to certain settlements and injunctive relief, pursuant to 28 U.S.C. 530D; to the Committee on the Judiciary.

6401. A letter from the Assistant Attorney General, Department of Justice, transmitting a copy of a report required by Section 202(a)(1)(C) of Pub. L. 107–273, the ''21st Century Department of Justice Appropriations Authorization Act,'' related to certain settlements and injunctive relief, pursuant to 28 U.S.C. 530D; to the Committee on the Judiciary.

6402. A letter from the Assistant Attorney General, Department of Justice, transmitting a copy of a report required by Section 202(a)(1)(C) of Pub. L. 107–273, the ''21st Century Department of Justice Appropriations Authorization Act,'' related to certain settlements and injunctive relief, pursuant to 28 U.S.C. 530D; to the Committee on the Judiciary.

6403. A letter from the Assistant Attorney General, Department of Justice, transmitting the report on the administration of the Foreign Agents Registration Act covering the six months ended June 30, 2004, pursuant to 22 U.S.C. 621; to the Committee on the Judiciary.

6404. A letter from the Solicitor General, Department of Justice, transmitting Determination not to petition for a writ of certiorari in the case Ramirez-Landeros v. Gonzalez, No. 03–71743 (9th Cir. 2005); to the Committee on the Judiciary.

6405. A letter from the Assistant Attorney General, Department of Justice, transmitting a letter concerning grants made during FY 2005 under Section 2806(b) of the Paul Coverdell National Forensic Science Improvement Act of 2000 (Pub L. 106–561) to improve forensic science services; to the Committee on the Judiciary.

6406. A letter from the Office of Public Information, Supreme Court of the United States, transmitting a copy of the 2005 Year-End Report on the Federal Judiciary; to the Committee on the Judiciary.

6407. A letter from the Assistant Secretary of the Army, Civil Works, Department of the Army, transmitting a copy of the the Final Feasibility Report of the Stillaguamish River Ecosystem Restoration project in Snohomish County, Washington; to the Committee on Transportation and Infrastructure.

6408. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Safety Zone; Chicago New Year's Celebration, Lake Michigan, Chicago, IL [CGD09–05–135] (RIN: 1625–AA00) received December 28, 2005, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

6409. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Notification of Arrival in U.S. Ports; Certain Dangerous Cargoes; Electronic Submission [USCG–2004–19963] (RIN: 1625–AA93) received January 10, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

6410. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Drawbridge Operation Regulations; Atlantic Intracoastal Waterway (AICW), Cape Fear River, Northeast Cape Fear River, NC [CGD05–05–102] (RIN: 1625–AA09) received February 23, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

6411. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Safety Zone; North

Portland Harbor Dredging Operations; Portland, Oregon [CGD 13–06–002] (RIN: 1625–AA00) received January 24, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

6412. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Safety Zone; Town Creek Channel, Grace Memorial and Silas Pearman Bridges, Charleston, South Carolina [COTP Charleston 05–143] (RIN: 1625–AA97) received January 24, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

6413. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Safety Zone; Cooper River, Hog Island Channel, Grace Memorial and Silas Pearman Bridges, Charleston, South Carolina [COTP Charleston 06–003] (RIN: 1625–AA00) received January 24, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

6414. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Safety Zone Regulation; Tampa Bay, FL [COTP ST Petersburg 05–163] (RIN: 1625–AA00) received January 24, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

6415. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Safety Zone; Mission Creek Waterway, China Basin, San Francisco Bay, California [COTP San Francisco Bay 05–011] (RIN: 1625–AA00) received January 24, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

6416. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Drawbridge Operation Regulation; Bayou Lafourche, LA [CGD08–05–049] (RIN: 1625–AA09) received January 24, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

6417. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Drawbridge Operation Regulations: Housatonic River, CT [CGD01–05–102] (RIN: 1625–AA09) received January 24, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

6418. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Drawbridge Operation Regulations; Niantic River, Niantic, CT [CGD01–06–011] received February 23, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

6419. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Drawbridge Operation Regulations: Connecticut River, Old Lyme, CT [CGD01–06–005] received February 23, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

6420. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Drawbridge Operation Regulations; Shark River (South Channel), Avon, NJ [CGD05–06–005] (RIN: 1625–AA–09) received February 23, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

6421. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Security Zones; Pearl Harbor and adjacent waters, Honolulu, HI [COTP Honolulu 06–002] (RIN: 1625–AA87) received February 23, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

6422. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Security Zone; Choptank River, Cambridge, Maryland [CGD05–06–009] (RIN: 1625–AA00) received February 23, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

6423. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Security Zone; Superbowl XL, Detroit River, Detroit, MI [CGD09–06–001] (RIN: 1625–AA87) received February 23, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

6424. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Safety Zone; Chicago Sanitary and Ship Canal; Romeoville, IL [CGD09–05–142] (RIN: 1625–AA00) received February 23, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

6425. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Safety Zones; North Portland Harbor Dredging Operations; Portland, OR [CGD 13–06–002] (RIN: 1625–AA00) received February 23, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

6426. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Safety Zone; Alaska, South Central, Cook Inlet, Kamishak Bay [COTP Western Alaska–6–001] (RIN: 1625–AA00) received February 23, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

6427. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Safety Zone; Cuyahoga River, Cleveland, OH [CGD09–06–002] (RIN: 1625–AA00) received February 23, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

6428. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Safety Zone; Gulf of Alaska, Narrow Cape, Kodiak Island, AK [COTP Western Alaska–06–002] (RIN: 1625–AA00) received February 23, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

6429. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Drawbridge Operation Regulations; Willamette River, Portland, OR [CGD13–05–023] (RIN: 1625–AA09) received December 23, 2005, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

6430. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Drawbridge Operation Regulations: Mianus River, CT [CGD01–00–228] (RIN: 1625–AA09) (Formelry 2115–AE47) received December 28, 2005, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

6431. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Drawbridge Operation Regulations; Sacramento River, Isleton, CA [CGD 11–05–035] received December 28, 2005, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

6432. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Drawbridge Operation Regulations: Connecticut River, CT [CGD01–05–110] received December 28, 2005, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

6433. A letter from the Administrator, National Aeronautics and Space Administration, transmitting a letter of support for the Iran Nonproliferation Amendments Act of 2005, Pub. L. 109–112; to the Committee on Science.

6434. A letter from the Assistant Secretary for Import Administration, Department of Commerce, transmitting the annual report on the activities of the Foreign-Trade Zones Board for fiscal year 2004, pursuant to 19 U.S.C. 81p(c); to the Committee on Ways and Means.

6435. A letter from the Secretary, Department of Labor, transmitting the Department's twelfth report on the impact of the Andean Trade Preference Act on U.S. trade and employment for 2005, pursuant to 19 U.S.C. 3205; to the Committee on Ways and Means.

6436. A letter from the Secretary, Department of Health and Human Services, transmitting the Department's report entitled, ''Report to Congress on Adoption and Other Permanency Outcomes for Children in Foster Care: Focus on Older Children,'' pursuant to Public Law 108–145; to the Committee on Ways and Means.

6437. A letter from the Principal Deputy Director, Office of the Director of National Intelligence, transmitting the Office's report containing an Information Plan for the Information Sharing Environment, pursuant to Public Law 108–458, section 1016(e); to the Committee on Intelligence (Permanent Select).

6438. A letter from the Director, Office of Legacy Management, Department of Energy, transmitting the Annual Report on Contractor Work Force Restructuring for Fiscal Year 2004, pursuant to 42 U.S.C. 7274h; jointly to the Committees on Armed Services and Energy and Commerce.

6439. A letter from the Director, Office of National Drug Control Policy, transmitting the ''Plan Colombia/Andean Ridge Counterdrug Initiative Semi-Annual Obligation Report, 1st and 2nd Quarters Fiscal Year 2005,'' pursuant to section 3204(e) of Pub. L. 106–246; jointly to the Committees on International Relations and Appropriations.

6440. A letter from the Administrator, General Services Administration, transmitting a copy of a draft bill entitled, ''To amend 40 U.S.C. 590 relative to child care services for Federal employees in Federal buildings''; jointly to the Committees on Government Reform and Transportation and Infrastructure.

6441. A letter from the General Counsel, Office of Government Ethics, transmitting the report to the President and to Congressional Committees on the Conflict of Interest Laws relating to Executive branch emplyment, pursuant to Public Law 108–458; jointly to the Committees on Government Reform and the Judiciary.

6442. A letter from the Acting Assistant Secretary for Economic Development, Department of Commerce, transmitting the annual report on the activities of the Economic

Development Administration for Fiscal Year 2004, pursuant to 42 U.S.C. 3217; jointly to the Committees on Transportation and Infrastructure and Financial Services.

6443. A letter from the Architect of the Capitol, transmitting the Report on the Requirements of the Energy Act of 2005 Related to Congressional Facilities; jointly to the Committees on Transportation and Infrastructure and Energy and Commerce.

6444. A letter from the Chairperson, National Council on Disability, transmitting a copy of the Council's report entitled, ''The State of 21st Century Long-Term Services and Supports: Financing and Systems Reform for Americans with Disabilities''; jointly to the Committees on Ways and Means and Energy and Commerce.

6445. A letter from the Board Members, Railroad Retirement Board, transmitting the Board's Congressional Justification of Budget Estimates for Fiscal Year 2007, pursuant to 45 U.S.C. 231f(f); jointly to the Committees on Appropriations, Transportation and Infrastructure, and Ways and Means.

¶11.3 HURRICANE KATRINA VICTIMS

On motion of Mr. SHUSTER, pursuant to the order of the House of March 1, 2006, called up for consideration the bill of the Senate (S. 1777) to provide relief for the victims of Hurricane Katrina.

Pending consideration of said bill.

Pursuant to the order of the House of March 1, 2006, the bill was considered as read, and the following House amendment was considered as agreed to:

Strike out all after the enacting clause and insert:

SECTION 1. SHORT TITLE.

This Act may be cited as the ''Katrina Emergency Assistance Act of 2006''.

SEC. 2. EXTENSION OF UNEMPLOYMENT ASSISTANCE.

Notwithstanding any other provision of law, in the case of an individual eligible to receive unemployment assistance under section 410(a) of the Robert T. Stafford Disaster Relief and Emergency Assistance Act (42 U.S.C. 5177(a)) as a result of a disaster declaration made for Hurricane Katrina or Hurricane Rita on or after August 29, 2005, the President shall make such assistance available for 39 weeks after the date of the disaster declaration.

When said bill, as amended, was considered.

After debate,

Pursuant to the order of the House of March 1, 2006, the previous question was ordered on the bill, as amended.

The bill, as amended, was ordered to be read a third time, was read a third time by title.

The question being put, viva voce,

Will the House pass said bill, as amended?

The SPEAKER pro tempore, Mr. BOOZMAN, announced that the yeas had it.

So the bill, as amended, was passed.

A motion to reconsider the vote whereby said bill, as amended, was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said amendment.

¶11.4 ADVERSE REPORT ON H. RES. 643

Mr. SENSENBRENNER, by direction of the Committee on the Judiciary, submitted an adverse privileged report (Rept. No. 109–382) the resolution (H. Res. 643) directing the Attorney General to submit to the House of Representatives all documents in the possession of the Attorney General relating to warrantless electronic surveillance of telephone conversations and electronic communications of persons in the United States conducted by the National Security Agency; referred to the House Calendar and ordered printed.

¶11.5 ADVERSE REPORT ON H. RES. 644

Mr. SENSENBRENNER, by direction of the Committee on the Judiciary, submitted an adverse privileged report (Rept. No. 109–383) the resolution (H. Res. 644) requesting the President and directing the Attorney General to transmit to the House of Representatives not later than 14 days after the date of the adoption of this resolution documents in the possession of those officials relating to the authorization of electronic surveillance of citizens of the United States without court approved warrants; referred to the House Calendar and ordered printed.

¶11.6 PROVIDING FOR THE CONSIDERATION OF H.R. 4167

Mr. GINGREY, by direction of the Committee on Rules, called up the following resolution (H. Res. 702):

Resolved, That at any time after the adoption of this resolution the Speaker may, pursuant to clause 2(b) of rule XVIII, declare the House resolved into the Committee of the Whole House on the state of the Union for consideration of the bill (H.R. 4167) to amend the Federal Food, Drug, and Cosmetic Act to provide for uniform food safety warning notification requirements, and for other purposes. The first reading of the bill shall be dispensed with. All points of order against consideration of the bill are waived. General debate shall be confined to the bill and shall not exceed one hour equally divided and controlled by the chairman and ranking minority member of the Committee on Energy and Commerce. After general debate the Committee of the Whole shall rise without motion. No further consideration of the bill shall be in order except pursuant to a subsequent order of the House.

When said resolution was considered.

After debate,

Mr. GINGREY moved the previous question on the resolution to its adoption or rejection.

The question being put, viva voce,

Will the House now order the previous question?

The SPEAKER pro tempore, Mr. BOOZMAN, announced that the yeas had it.

Ms. MATSUI objected to the vote on the ground that a quorum was not present and not voting.

A quorum not being present,

The roll was called under clause 6, rule XX, and the call was taken by electronic device.

When there appeared { Yeas ..... 216 / Nays ..... 197 }

¶11.7 [Roll No. 18]

YEAS—216

Aderholt
Akin
Alexander
Bachus
Baker
Barrett (SC)
Bartlett (MD)
Barton (TX)
Bass
Beauprez
Biggert
Bilirakis
Bishop (UT)
Blackburn
Blunt
Boehlert
Boehner
Bonilla
Bonner
Boozman
Boustany
Bradley (NH)
Brady (TX)
Brown (SC)
Brown-Waite, Ginny
Burgess
Buyer
Calvert
Camp (MI)
Campbell (CA)
Cannon
Cantor
Capito
Carter
Castle
Chabot
Chocola
Coble
Cole (OK)
Conaway
Crenshaw
Cubin
Culberson
Davis (KY)
Davis, Jo Ann
Davis, Tom
Deal (GA)
Dent
Diaz-Balart, L.
Doolittle
Drake
Dreier
Duncan
Ehlers
Emerson
English (PA)
Everett
Feeney
Ferguson
Fitzpatrick (PA)
Flake
Foley
Forbes
Fortenberry
Fossella
Foxx
Franks (AZ)
Frelinghuysen
Gallegly
Garrett (NJ)
Gibbons
Gilchrest
Gillmor
Gingrey
Goode
Goodlatte
Granger
Graves
Green (WI)
Gutknecht
Hall
Harris
Hart
Hastings (WA)
Hayes
Hayworth
Hefley
Hensarling
Herger
Hobson
Hoekstra
Hostettler
Hulshof
Hunter
Hyde
Inglis (SC)
Jenkins
Jindal
Johnson (CT)
Johnson (IL)
Johnson, Sam
Jones (NC)
Keller
Kelly
Kennedy (MN)
King (IA)
King (NY)
Kingston
Kirk
Kline
Knollenberg
Kolbe
Kuhl (NY)
LaHood
Latham
LaTourette
Leach
Lewis (CA)
Lewis (KY)
Linder
LoBiondo
Lucas
Lungren, Daniel E.
Mack
Manzullo
Marchant
McCaul (TX)
McCotter
McCrery
McHenry
McHugh
McKeon
McMorris
Mica
Miller (FL)
Miller (MI)
Moran (KS)
Murphy
Musgrave
Neugebauer
Ney
Northup
Nunes
Nussle
Osborne
Otter
Oxley
Paul
Pearce
Pence
Peterson (PA)
Petri
Pickering
Pitts
Poe
Pombo
Porter
Price (GA)
Pryce (OH)
Putnam
Radanovich
Ramstad
Regula
Rehberg
Reichert
Renzi
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Ros-Lehtinen
Royce
Ryan (WI)
Ryun (KS)
Saxton
Schmidt
Schwarz (MI)
Sensenbrenner
Sessions
Shadegg
Shaw
Shays
Sherwood
Shimkus
Shuster
Simmons
Simpson
Smith (NJ)
Smith (TX)
Sodrel
Souder
Stearns
Sullivan
Tancredo
Taylor (NC)
Thomas
Thornberry
Tiahrt
Tiberi
Turner
Upton
Walden (OR)
Walsh
Wamp
Weldon (FL)
Weldon (PA)
Weller
Westmoreland
Whitfield
Wicker
Wilson (NM)
Wilson (SC)
Wolf
Young (AK)
Young (FL)

NAYS—197

Abercrombie
Ackerman
Allen
Andrews
Baca
Baird
Baldwin
Barrow
Bean
Becerra
Berkley
Berman
Berry
Bishop (GA)
Bishop (NY)
Blumenauer
Boren
Boswell
Boucher
Boyd
Brady (PA)
Brown (OH)
Brown, Corrine
Butterfield
Capps
Capuano
Cardin
Cardoza
Carnahan
Carson
Case
Chandler
Clay
Cleaver
Clyburn
Conyers
Cooper
Costello
Cramer
Crowley
Cuellar
Cummings
Davis (AL)
Davis (CA)
Davis (FL)
Davis (IL)
Davis (TN)
DeFazio
DeGette
Delahunt
DeLauro
Dicks
Dingell
Doyle

Edwards
Emanuel
Engel
Eshoo
Etheridge
Farr
Fattah
Filner
Ford
Frank (MA)
Gerlach
Gonzalez
Gordon
Green, Al
Green, Gene
Grijalva
Gutierrez
Harman
Hastings (FL)
Herseth
Higgins
Holden
Holt
Honda
Hooley
Hoyer
Inslee
Israel
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Johnson, E. B.
Kanjorski
Kaptur
Kennedy (RI)
Kildee
Kilpatrick (MI)
Kind
Kucinich
Langevin
Lantos
Larsen (WA)
Larson (CT)
Lee
Levin
Lewis (GA)
Lipinski
Lofgren, Zoe
Lowey
Lynch
Maloney
Markey
Marshall
Matheson
Matsui
McCarthy
McCollum (MN)
McDermott
McGovern
McIntyre
McKinney
McNulty
Meehan
Meek (FL)
Meeks (NY)
Melancon
Michaud
Millender-McDonald
Miller (NC)
Miller, George
Mollohan
Moore (KS)
Moore (WI)
Moran (VA)
Murtha
Nadler
Napolitano
Neal (MA)
Oberstar
Obey
Olver
Ortiz
Owens
Pallone
Pascrell
Pastor
Payne
Pelosi
Peterson (MN)
Platts
Pomeroy
Price (NC)
Rahall
Rangel
Reyes
Ross
Rothman
Ruppersberger
Rush
Ryan (OH)
Sabo
Salazar
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Schakowsky
Schiff
Schwartz (PA)
Scott (GA)
Scott (VA)
Serrano
Sherman
Skelton
Slaughter
Smith (WA)
Snyder
Solis
Spratt
Stark
Strickland
Stupak
Tanner
Tauscher
Taylor (MS)
Thompson (CA)
Thompson (MS)
Tierney
Towns
Udall (CO)
Udall (NM)
Van Hollen
Velázquez
Visclosky
Wasserman Schultz
Waters
Watson
Watt
Waxman
Weiner
Wexler
Woolsey
Wu
Wynn

NOT VOTING—19

Bono
Burton (IN)
Costa
DeLay
Diaz-Balart, M.
Doggett
Evans
Gohmert
Hinchey
Hinojosa
Issa
Istook
Jones (OH)
Miller, Gary
Myrick
Norwood
Roybal-Allard
Sweeney
Terry

So the previous question on the resolution was ordered.

The question being put, viva voce,

Will the House agree to said resolution?

The SPEAKER pro tempore, Mr. BOOZMAN, announced that the yeas had it.

So the resolution was agreed to.

A motion to reconsider the vote whereby said resolution was agreed to was, by unanimous consent, laid on the table.

¶11.8 FOOD SAFETY WARNING

The SPEAKER pro tempore, Mr. PRICE of Georgia, pursuant to House Resolution 702 and rule XVIII, declared the House resolved into the Committee of the Whole House on the state of the Union for the consideration of the bill (H.R. 4167) to amend the Federal Food, Drug, and Cosmetic Act to provide for uniform food safety warning notification requirements, and for other purposes.

The SPEAKER pro tempore, Mr. PRICE of Georgia, by unanimous consent, designated Mr. BOOZMAN as Chairman of the Committee of the Whole; and after some time spent therein.

The SPEAKER pro tempore, Mr. DEAL of Georgia, assumed the Chair.

When Mrs. DRAKE, Acting Chairman, reported that the Committee, having had under consideration said bill, had come to no resolution thereon.

¶11.9 ADJOURNMENT OVER

On motion of Mr. PRICE of Georgia, by unanimous consent,

Ordered, That when the House adjourns today, it adjourn to meet on Monday, March 6, 2006, at noon; and further, when the House adjourns on Monday, March 6, 2006, it adjourn to meet at 12:30 p.m. on Tuesday, March 7, 2006, for morning-hour debate.

¶11.10 CALENDAR WEDNESDAY BUSINESS DISPENSED WITH

On motion of Mr. PRICE of Georgia, by unanimous consent,

Ordered, That business in order for consideration on Wednesday, March 8, 2006, under clause 6, rule XV, the Calendar Wednesday rule, be dispensed with.

¶11.11 APPOINTMENT OF SPEAKER PRO TEMPORE TO SIGN ENROLLMENTS

The SPEAKER pro tempore, Mrs. DRAKE, laid before the House a communication, which was read as follows:

U.S. HOUSE OF REPRESENTATIVES,
Washington, DC, March 2, 2006.

I hereby appoint the Honorable MAC THORNBERRY and the Honorable FRANK R. WOLF to act as Speaker pro tempore to sign enrolled bills and joint resolutions through March 7, 2006.

J. DENNIS HASTERT,
Speaker of the House of Representatives.

By unanimous consent, the appointments were approved.

¶11.12 INSPECTOR GENERAL FOR THE UNITED STATES HOUSE OF REPRESENTATIVES

The SPEAKER pro tempore, Ms. FOXX, pursuant to clause 6 of rule II, and the order of the House of December 18, 2005, announced the joint appointment by the Speaker, Majority Leader, and Minority Leader of Mr. James J. Cornell of Springfield, Virginia, as Inspector General for the United States House of Representatives, to fill the existing vacancy.

Ordered, That the Clerk notify the Senate of the foregoing appointment.

¶11.13 SENATE ENROLLED BILL SIGNED

The SPEAKER announced his signature to an enrolled bill of the Senate of the following title:

S. 449. An Act to facilitate shareholder consideration of proposals to make Settlement Common Stock under the Alaska Native Calims Settlement Act available to missed enrollees, eligible elders, and eligible persons born after December 18, 1971, and for other purposes.

¶11.14 LEAVE OF ABSENCE

By unanimous consent, leave of absence was granted—

To Mrs. BONO, for today;

To Mr. GOHMERT, for today;

To Mr. HINCHEY, for today;

To Mr. HINOJOSA, for today;

To Mr. NORWOOD for today;

To Ms. ROYBAL-ALLARD, for today; and

To Mr. SWEENEY, for February 28 and balance of the week.

And then,

¶11.15 ADJOURNMENT

On motion of Mr. MEEK of Florida, pursuant to the previous order of the House, at 5 o'clock and 20 minutes p.m., the House adjourned until noon on Monday, March 6, 2006.

¶11.16 REPORTS OF COMMITTEES ON PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XIII, reports of committees were delivered to the Clerk for printing and reference to the proper calendar, as follows:

Mr. SENSENBRENNER: Committee on the Judiciary. House Resolution 643. Resolution directing the Attorney General to submit to the House of Representatives all documents in the possession of the Attorney General relating to warrantless electronic surveillance of telephone conversations and electronic communications of persons in the United States conducted by the National Security Agency; adversely (Rept. 109–382). Referred to the House Calendar.

Mr. SENSENBRENNER: Committee on the Judiciary. House Resolution 644. Resolution requesting the President and directing the Attorney General to transmit to the House of Representatives not later than 14 days after the date of the adoption of this resolution documents in the possession of those officials relating to the authorization of electronic surveillance of citizens of the United States without court approved warrants; adversely (Rep. 109–383). Referred to the House Calendar.

¶11.17 PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XII, public bills and resolutions were introduced and severally referred, as follows:

By Mr. MILLER of Florida (for himself, Ms. BERKLEY, Mr. BUYER, and Mr. EVANS):

H.R. 4843. A bill to increase, effective as of December 1, 2006, the rates of disability compensation for veterans with service-connected disabilities and the rates of dependency and indemnity compensation for survivors of certain service-connected disabled veterans, and for other purposes; to the Committee on Veterans' Affairs.

By Mr. HYDE:

H.R. 4844. A bill to amend the National Voter Registration Act of 1993 to require any individual who desires to register or re-register to vote in an election for Federal office to provide the appropriate State election official with proof that the individual is a citizen of the United States to prevent fraud in Federal elections, and for other purposes; to the Committee on House Administration.

By Mr. GOODLATTE (for himself, Mr. SMITH of Texas, Mrs. JOHNSON of Connecticut, Mr. PUTNAM, Mr. SWEENEY, and Mr. TIAHRT):

H.R. 4845. A bill to better prepare and develop the United States workforce for the global economy, and remove barriers that stifle innovation; to the Committee on the Judiciary, and in addition to the Committees on Ways and Means, Science, Education and the Workforce, and Energy and Commerce, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. GOODLATTE (for himself, Mr. GOODE, Mrs. JO ANN DAVIS of Virginia, Mr. TOM DAVIS of Virginia, Mr.

FORBES, Mr. WOLF, Mr. CANTOR, Mrs. DRAKE, Mr. BOUCHER, Mr. SCOTT of Virginia, and Mr. SMITH of Texas):

H.R. 4846. A bill to authorize a grant for contributions toward the establishment of the Woodrow Wilson Presidential Library; to the Committee on Government Reform.

By Mr. OWENS:

H.R. 4847. A bill to amend the Immigration and Nationality Act to provide for legal permanent resident status for certain undocumented or nonimmigrant aliens; to the Committee on the Judiciary.

By Mr. OWENS:

H.R. 4848. A bill to provide for permanent resident status for any alien orphan physically present in the United States who is less than 12 years of age and to provide for deferred enforced departure status for any alien physically present in the United States who is the natural and legal parent of a child born in the United States who is less than 18 years of age; to the Committee on the Judiciary.

By Mr. OWENS:

H.R. 4849. A bill to amend title 49, United States Code, to provide that individuals who are eligible to join the Armed Forces of the United States are also eligible to be security screening personnel; to the Committee on Homeland Security.

By Mr. OWENS:

H.R. 4850. A bill to provide for prices of pharmaceutical products that are fair to the producer and the consumer, and for other purposes; to the Committee on Energy and Commerce, and in addition to the Committee on the Judiciary, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. OWENS:

H.R. 4851. A bill to provide for general revenue sharing and assistance for education for States and their local governments; to the Committee on Education and the Workforce, and in addition to the Committee on Government Reform, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. OWENS:

H.R. 4852. A bill to curtail the use of high-stakes tests in elementary and secondary schools; to the Committee on Education and the Workforce.

By Mr. OWENS:

H.R. 4853. A bill to amend the Internal Revenue Code of 1986 to impose an additional tax on taxable income attributable to contracts with the United States for goods and services for the war in Iraq; to the Committee on Ways and Means.

By Mr. LEWIS of Kentucky (for himself and Mr. OSBORNE):

H.R. 4854. A bill to amend the Internal Revenue Code of 1986 to exclude from gross income interest received on loans secured by agricultural real estate and rural housing; to the Committee on Ways and Means.

By Mr. TOM DAVIS of Virginia (for himself and Ms. NORTON):

H.R. 4855. A bill to amend the District of Columbia College Access Act of 1999 to reauthorize for 5 additional years the public and private school tuition assistance programs established under the Act; to the Committee on Government Reform.

By Ms. BEAN:

H.R. 4856. A bill to amend the Internal Revenue Code of 1986 to allow a credit to homeowners for Energy Star qualified homes; to the Committee on Ways and Means.

By Miss MCMORRIS (for herself, Mr. DICKS, Mr. OTTER, Mr. SIMPSON, Mr. HASTINGS of Washington, and Mr. WALDEN of Oregon):

H.R. 4857. A bill to better inform consumers regarding costs associated with compliance for protecting endangered and threatened species under the Endangered Species Act of 1973; to the Committee on Resources.

By Mr. JEFFERSON (for himself, Mrs. CHRISTENSEN, Mr. CLAY, Mr. CLYBURN, Mr. RANGEL, Mr. DAVIS of Illinois, Mr. MEEKS of New York, Mrs. JONES of Ohio, Ms. LEE, Mr. BISHOP of Georgia, Ms. EDDIE BERNICE JOHNSON of Texas, Mr. LEWIS of Georgia, Mr. AL GREEN of Texas, Ms. CORRINE BROWN of Florida, Mr. HASTINGS of Florida, Mr. SCOTT of Virginia, Ms. WATERS, Ms. MOORE of Wisconsin, Ms. MILLENDER-MCDONALD, Mr. WYNN, Mr. SCOTT of Georgia, Mr. MEEK of Florida, Ms. NORTON, Ms. JACKSON-LEE of Texas, Mr. CLEAVER, Mr. CUMMINGS, Ms. KILPATRICK of Michigan, and Mr. OWENS):

H.R. 4858. A bill to provide for the restoration of health care-related services in Hurricane Katrina-affected areas, and for other purposes; to the Committee on Energy and Commerce, and in addition to the Committee on Ways and Means, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. PORTER (for himself and Mr. CLAY):

H.R. 4859. A bill to amend chapter 89 of title 5, United States Code, to provide for the implementation of a system of electronic health records under the Federal Employees Health Benefits Program; to the Committee on Government Reform.

By Ms. GRANGER (for herself and Mr. HOYER):

H.R. 4860. A bill to reduce and prevent childhood obesity by encouraging schools and school districts to develop and implement local, school-based programs designed to reduce and prevent childhood obesity, promote increased physical activity, and improve nutritional choices; to the Committee on Energy and Commerce, and in addition to the Committee on Education and the Workforce, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. FERGUSON (for himself, Mr. TOWNS, Mrs. BONO, Mr. GORDON, and Mrs. BLACKBURN):

H.R. 4861. A bill to authorize the Federal Communications Commission to impose licensing conditions on digital audio radio to protect against the unauthorized distribution of transmitted content; to the Committee on Energy and Commerce.

By Mr. CAMPBELL of California (for himself, Mrs. BLACKBURN, Mr. BOUSTANY, Mr. CALVERT, Mr. CHABOT, Mr. TOM DAVIS of Virginia, Mr. DREIER, Ms. ESHOO, Mr. FOSSELLA, Mr. GARRETT of New Jersey, Ms. HARRIS, Mr. HAYWORTH, Mr. HERGER, Mr. KENNEDY of Minnesota, Mr. KIRK, Ms. ZOE LOFGREN of California, Mr. MACK, Mr. MCCAUL of Texas, Mr. MCHENRY, Mr. GARY G. MILLER of California, Mr. MILLER of Florida, Mrs. MUSGRAVE, Mr. OTTER, Mr. RADANOVICH, Mr. SIMMONS, Mr. UPTON, Mr. WELDON of Florida, Mr. WESTMORELAND, Mr. WILSON of South Carolina, Mr. SAM JOHNSON of Texas, Mr. AKIN, Mr. FEENEY, Mr. KLINE, Mr. BARTLETT of Maryland, Mr. BARRETT of South Carolina, Mr. GRAVES, Mr. ROHRABACHER, Mr. KUHL of New York, Mr. GINGREY, Mr. PITTS, Ms. FOXX, Mr. DOOLITTLE, Mr. PENCE, Mr. FORTUÑO, and Mr. MCHUGH):

H.R. 4862. A bill to amend the Internet Tax Freedom Act to make permanent the moratorium on certain taxes relating to the Internet and to electronic commerce; to the Committee on the Judiciary.

By Mr. MARIO DIAZ-BALART of Florida:

H.R. 4863. A bill to establish a pilot program in the Department of State for improvement of government-to-government relations with the Miccosukee Tribe of Indians of Florida; to the Committee on Resources.

By Mr. EVERETT:

H.R. 4864. A bill to direct the Secretary of the Interior to study the suitability and feasibility of establishing the Chattahoochee Trace National Heritage Corridor in Alabama and Georgia, and for other purposes; to the Committee on Resources.

By Mr. CONAWAY:

H.R. 4865. A bill to require every Senator and Representative in, and Delegate and Resident Commissioner to, the Congress to obtain copies of the Constitution of the United States of America and distribute them to their staff and require that they all read such document; to the Committee on House Administration.

By Mr. FORD:

H.R. 4866. A bill to promote responsibility by improving development education; to the Committee on Ways and Means, and in addition to the Committees on Financial Services, Education and the Workforce, and the Judiciary, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. FORTUÑO (for himself, Mr. SERRANO, Ms. PRYCE of Ohio, Mr. CANTOR, Mr. YOUNG of Alaska, Mr. BURTON of Indiana, Mr. RAHALL, Mr. HOYER, Mr. LINCOLN DIAZ-BALART of Florida, Ms. ROS-LEHTINEN, Mr. MARIO DIAZ-BALART of Florida, Mr. KENNEDY of Rhode Island, Mr. HYDE, Mr. PUTNAM, Mr. FLAKE, Mr. PENCE, Mr. TOM DAVIS of Virginia, Mr. KILDEE, Mr. WELLER, Mr. MCKEON, Mr. FEENEY, Mr. BROWN of South Carolina, Mr. BONILLA, Mr. ABERCROMBIE, Mr. FOLEY, Mr. CALVERT, Mr. CANNON, Mr. GILCHREST, Mr. PEARCE, Mr. NUNES, Ms. LORETTA SANCHEZ of California, Mr. PETERSON of Pennsylvania, Mr. RENZI, Mrs. DRAKE, Mr. DOOLITTLE, Ms. BORDALLO, Mr. DENT, Ms. HARRIS, Mr. WESTMORELAND, Mr. POE, Mr. PETERSON of Minnesota, Mr. CONAWAY, Mr. MARCHANT, Mr. WILSON of South Carolina, Mr. MICA, Mr. CROWLEY, Mr. BOUSTANY, Mrs. BLACKBURN, Mr. SCHWARZ of Michigan, Ms. HART, Mr. FATTAH, Mr. MACK, Mr. WELDON of Florida, Mr. MCCAUL of Texas, Mr. FITZPATRICK of Pennsylvania, Mr. CRAMER, Mr. FOSSELLA, Mr. HENSARLING, Mr. WAMP, Mr. COBLE, Mr. MOLLOHAN, Mr. HOSTETTLER, Mr. MCCOTTER, Mr. KELLER, Mr. KUHL of New York, Mr. GOHMERT, Mr. MORAN of Virginia, Mr. WYNN, Mr. KIND, Mr. CONYERS, Mr. NADLER, Mr. WALDEN of Oregon, Mrs. TAUSCHER, and Mr. GENE GREEN of Texas):

H.R. 4867. A bill to provide for a federally sanctioned self-determination process for the people of Puerto Rico; to the Committee on Resources.

By Mr. GORDON:

H.R. 4868. A bill to amend the Internal Revenue Code of 1986 to allow certain agricultural employers a credit against income tax for a portion of wages paid to nonimmigrant H–2A workers; to the Committee on Ways and Means.

By Mr. HOEKSTRA:

H.R. 4869. A bill to require the Director of National Intelligence to release documents captured in Afghanistan or Iraq during Operation Desert Storm, Operation Enduring Freedom, or Operation Iraqi Freedom; to the Committee on Intelligence (Permanent Select).

By Mrs. KELLY:

H.R. 4870. A bill to establish certain rules for Surface Transportation Board approval of waste management company applications to become rail carriers; to the Committee on Transportation and Infrastructure.

By Mr. PALLONE:

H.R. 4871. A bill to ensure the coordination and integration of Indian tribes in the National Homeland Security strategy and to establish an Office of Tribal Government Homeland Security within the Department of Homeland Security, and for other purposes; to the Committee on Resources, and in addition to the Committee on Homeland Security, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. PAUL:

H.R. 4872. A bill to amend the Internal Revenue Code of 1986 to allow medical care providers a credit against income tax for uncompensated emergency medical care and to allow hospitals a deduction for such care; to the Committee on Ways and Means.

By Mr. RAMSTAD:

H.R. 4873. A bill to amend the Internal Revenue Code of 1986 to encourage investment in affordable housing; to the Committee on Ways and Means.

By Mr. ROSS:

H.R. 4874. A bill to authorize the Federal Emergency Management Agency to provide relief to the victims of Hurricane Katrina and Hurricane Rita by placing manufactured homes in flood plains, and for other purposes; to the Committee on Transportation and Infrastructure.

By Mr. UDALL of Colorado (for himself and Mr. SALAZAR):

H.R. 4875. A bill to amend the Healthy Forests Restoration Act of 2003 to help reduce the increased risk of severe wildfires to communities in forested areas affected by infestations of bark beetles and other insects, and for other purposes; to the Committee on Agriculture, and in addition to the Committees on Resources, Ways and Means, and Science, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. UDALL of New Mexico:

H.R. 4876. A bill to ratify a conveyance of a portion of the Jicarilla Apache Reservation to Rio Arriba County, State of New Mexico, pursuant to the settlement of litigation between the Jicarilla Apache Nation and Rio Arriba County, State of New Mexico, to authorize issuance of a patent for said lands, and to change the exterior boundary of the Jicarilla Apache Reservation accordingly, and for other purposes; to the Committee on Resources.

By Mrs. WILSON of New Mexico (for herself and Mr. LANTOS):

H.R. 4877. A bill to direct the Attorney General to study how private entities and State and local government agencies store explosives, and to issue regulations providing for the safe and secure storage of explosives by such entities and agencies, and for other purposes; to the Committee on the Judiciary.

By Mr. OWENS:

H.J. Res. 80. A joint resolution proposing an amendment the Constitution of the United States limiting the number of consecutive terms that a Senator or Representative may serve and providing for 4-year terms for Representatives; to the Committee on the Judiciary.

By Mr. CANTOR (for himself, Mr. EHLERS, Mr. LANTOS, and Ms. MILLENDER-MCDONALD):

H. Con. Res. 350. Concurrent resolution permitting the use of the rotunda of the Capitol for a ceremony as part of the commemoration of the days of remembrance of victims of the Holocaust; to the Committee on House Administration.

By Mr. COSTA (for himself, Mr. REGULA, Mr. GILLMOR, Mr. HOBSON, and Mr. SHADEGG):

H. Con. Res. 351. Concurrent resolution recognizing and honoring the 150th anniversary of the founding of the Sigma Alpha Epsilon Fraternity; to the Committee on Education and the Workforce.

By Mr. BERRY (for himself, Mr. ROSS, Mr. BONNER, Mr. DAVIS of Alabama, Mrs. EMERSON, Mr. PETERSON of Minnesota, Mr. BUTTERFIELD, Mr. BISHOP of Georgia, Mr. LAHOOD, Mr. OBERSTAR, Mr. SALAZAR, Mr. SKELTON, Mr. EDWARDS, Mr. CUELLAR, Mr. UDALL of Colorado, Mr. MELANCON, Ms. HERSETH, Ms. KAPTUR, Mr. ETHERIDGE, Mr. MARSHALL, Mr. KIND, Mr. GRAVES, Mr. HINOJOSA, Mr. TAYLOR of Mississippi, Ms. DELAURO, Mr. FILNER, Mr. EVANS, Mr. BOOZMAN, Mr. CARDOZA, Mr. LEACH, Mr. FORD, and Mr. CLAY):

H. Res. 706. A resolution expressing the sense of the House of Representatives that Congress should enact legislation to provide direct emergency assistance to American farmers who were adversely affected by natural disasters and unforeseen production costs during the 2005 crop year; to the Committee on Agriculture.

By Mr. GARRETT of New Jersey:

H. Res. 707. A resolution condemning the Government of Iran's offer of assistance to Hamas, a known terrorist organization which currently controls the Palestinian Authority, and its call for other Arab nations to do the same, and the anti-Israeli and anti-American statements of the leaders of Iran; to the Committee on International Relations.

By Mr. GUTIERREZ:

H. Res. 708. A resolution recognizing the centennial of Christopher House in Chicago; to the Committee on Government Reform.

By Mr. PAUL:

H. Res. 709. A resolution amending the Rules of the House of Representatives to ensure that Members have a reasonable amount of time to read legislation that will be voted upon; to the Committee on Rules.

¶11.18 PRIVATE BILLS AND RESOLUTIONS

Under clause 3 of rule XII, private bills and resolutions of the following titles were introduced and severally referred, as follows:

By Mr. LATOURETTE:

H.R. 4878. A bill for the relief of Karen Poppell; to the Committee on the Judiciary.

By Mr. MICHAUD:

H.R. 4879. A bill to reliquidate certain entries of salmon; to the Committee on Ways and Means.

¶11.19 ADDITIONAL SPONSORS

Under clause 7 of rule XII, sponsors were added to public bills and resolutions as follows:

H.R. 94: Mr. TIBERI, Ms. PRYCE of Ohio, and Mr. BROWN of Ohio.

H.R. 147: Mr. RENZI and Mr. DEAL of Georgia.

H.R. 182: Mr. ISTOOK.

H.R. 198: Mr. JEFFERSON.

H.R. 215: Mr. ANDREWS.

H.R. 224: Mr. WYNN.

H.R. 282: Mr. OSBORNE.

H.R. 390: Ms. MCKINNEY and Mr. FATTAH.

H.R. 450: Mr. KUHL of New York, Mr. KENNEDY of Minnesota, Mr. JEFFERSON, Mr. KLINE, and Miss MCMORRIS.

H.R. 503: Mr. YOUNG of Florida.

H.R. 521: Mr. EVERETT.

H.R. 552: Miss MCMORRIS.

H.R. 583: Mr. RAHALL, Mrs. BONO, Mr. SAXTON, Mr. ROSS, Mr. MEEKS of New York, Mr. SANDERS, Mr. BECERRA, Mr. OBERSTAR, Ms. CARSON, Mr. WALDEN of Oregon, Mr. OTTER, Ms. SCHWARTZ of Pennsylvania, and Mr. LEWIS of Kentucky.

H.R. 591: Mr. BUTTERFIELD.

H.R. 625: Mr. FATTAH.

H.R. 693: Mr. FRANK of Massachusetts.

H.R. 699: Mr. LANGEVIN.

H.R. 807: Mr. FORD and Ms. HOOLEY.

H.R. 880: Mr. MORAN of Kansas.

H.R. 994: Mr. OWENS and Mr. WEINER.

H.R. 995: Mr. CONYERS, Mr. MCCOTTER, and Mr. MURPHY.

H.R. 998: Mrs. CAPITO and Mr. MCCRERY.

H.R. 1002: Mr. SERRANO.

H.R. 1016: Mr. MORAN of Kansas and Mr. JEFFERSON.

H.R. 1053: Mr. ISSA.

H.R. 1125: Mr. WYNN.

H.R. 1249: Mr. GERLACH, Mr. RENZI, Mr. BROWN of Ohio, Mr. LOBIONDO, Mr. BRADY of Pennsylvania, and Mr. FATTAH.

H.R. 1298: Mr. MICHAUD, Mr. SAXTON, Mr. CLYBURN, Mr. LAHOOD, Mrs. DRAKE, and Mr. WYNN.

H.R. 1351: Mr. FORD.

H.R. 1356: Ms. MOORE of Wisconsin, Mr. FITZPATRICK of Pennsylvania, and Ms. BEAN.

H.R. 1393: Mr. FORD.

H.R. 1426: Mr. BOOZMAN and Mr. BOUCHER.

H.R. 1578: Mr. WELDON of Florida, Mr. POMBO, and Mr. DAVIS of Illinois.

H.R. 1592: Mr. JOHNSON of Illinois.

H.R. 1603: Mr. GOODE.

H.R. 1634: Mr. TIERNEY, Mr. OTTER, Mr. WALSH, and Mr. POMBO.

H.R. 1663: Mr. PALLONE and Mr. CANNON.

H.R. 1707: Mrs. MALONEY and Mr. LEWIS of Georgia.

H.R. 1749: Mr. JONES of North Carolina.

H.R. 1806: Mr. LEVIN.

H.R. 1823: Mr. ALLEN.

H.R. 1950: Mr. SHAW.

H.R. 1951: Mr. COLE of Oklahoma and Mr. LEWIS of Kentucky.

H.R. 2014: Mr. LUCAS.

H.R. 2238: Mr. DAVIS of Kentucky.

H.R. 2305: Mr. BROWN of Ohio.

H.R. 2317: Mr. LANTOS and Ms. EDDIE BERNICE JOHNSON of Texas.

H.R. 2328: Mr. JEFFERSON.

H.R. 2345: Mr. CONYERS.

H.R. 2356: Mr. BISHOP of Georgia.

H.R. 2369: Mr. STUPAK, Ms. SCHAKOWSKY, Mr. BRADLEY of New Hampshire, Mr. LINCOLN DIAZ-BALART of Florida, Mr. COSTELLO, Mr. BEAUPREZ, Mr. KUCINICH, and Mr. WU.

H.R. 2370: Ms. SCHAKOWSKY.

H.R. 2389: Mr. MCCAUL of Texas.

H.R. 2421: Mr. MEEKS of New York.

H.R. 2525: Mr. KLINE.

H.R. 2671: Mr. LAHOOD.

H.R. 2684: Ms. LINDA T. SÁNCHEZ of California, Ms. DEGETTE, and Mr. STARK.

H.R. 2727: Mr. VAN HOLLEN.

H.R. 2943: Ms. SCHAKOWSKY.

H.R. 3142: Mr. CONYERS.

H.R. 3145: Ms. BALDWIN.

H.R. 3278: Mr. MICHAUD.

H.R. 3307: Mr. MILLER of North Carolina.

H.R. 3312: Mr. WAXMAN and Ms. SCHAKOWSKY.

H.R. 3413: Mr. SWEENEY and Mr. KUHL of New York.

H.R. 3449: Mr. ANDREWS.

H.R. 3559: Ms. ROS-LEHTINEN, Mr. SHERWOOD, Mr. JONES of North Carolina, Mr.

DELAHUNT, Mr. NADLER, Mr. CAPUANO, Mr. LARSEN of Washington, Mr. MILLER of North Carolina, and Mr. MORAN of Kansas.

H.R. 3778: Mr. PUTNAM, Mr. AKIN, and Ms. CORRINE BROWN of Florida.

H.R. 3917: Ms. MCKINNEY.

H.R. 3933: Mr. ROTHMAN.

H.R. 3949: Mr. PETRI.

H.R. 3997: Mr. SHAYS.

H.R. 4005: Ms. WATERS, Ms. SCHWARTZ of Pennsylvania, Mr. ROTHMAN, Mr. LANTOS, and Mr. UPTON.

H.R. 4156: Mr. CUMMINGS.

H.R. 4188: Mr. BLUMENAUER.

H.R. 4197: Mr. VAN HOLLEN.

H.R. 4215: Mr. BROWN of Ohio.

H.R. 4228: Mr. SCHWARZ of Michigan.

H.R. 4239: Mr. GREEN of Wisconsin.

H.R. 4265: Mr. FITZPATRICK of Pennsylvania, Mr. MCCOTTER, and Mr. FORTUÑO.

H.R. 4296: Mr. SOUDER.

H.R. 4298: Mr. JEFFERSON.

H.R. 4303: Mr. MCHUGH, Mr. OWENS, Mr. DAVIS of Illinois, Mr. GRIJALVA, Ms. CARSON, Mr. CASE, Ms. NORTON, and Ms. DEGETTE.

H.R. 4343: Mr. WEXLER, Mrs. MALONEY, Mr. GRIJALVA, Mr. PETERSON of Minnesota, Mr. REYES, Mr. MCDERMOTT, Mrs. MCCARTHY, Mr. GENE GREEN of Texas, Mr. MILLER of Florida, Mr. SKELTON, and Mr. EVANS.

H.R. 4366: Mr. FARR.

H.R. 4394: Mr. GONZALEZ.

H.R. 4408: Mr. GARY G. MILLER of California and Mr. GOODE.

H.R. 4434: Mr. SIMMONS, Mr. KILDEE, Ms. MOORE of Wisconsin, Mr. COOPER, Mr. FATTAH, Mr. ALLEN, and Mr. LEVIN.

H.R. 4435: Ms. MOORE of Wisconsin, Mr. FATTAH, and Ms. HARMAN.

H.R. 4450: Mr. TOM DAVIS of Virginia.

H.R. 4452: Ms. HART and Mr. FITZPATRICK of Pennsylvania.

H.R. 4460: Mr. LANTOS and Mr. BUTTERFIELD.

H.R. 4466: Mr. CONYERS, Mr. WYNN, Mr. TOWNS, Mr. ENGEL, and Mr. GONZALEZ.

H.R. 4542: Mr. FRANK of Massachusetts, Mr. CLAY, Ms. MOORE of Wisconsin, Mr. CRAMER, Mr. POMEROY, and Mr. ACKERMAN.

H.R. 4561: Mr. NEUGEBAUER.

H.R. 4575: Mr. GERLACH.

H.R. 4596: Ms. MOORE of Wisconsin and Mr. CARNAHAN.

H.R. 4597: Mr. TERRY.

H.R. 4604: Ms. ROS-LEHTINEN.

H.R. 4606: Mr. CONYERS.

H.R. 4608: Ms. GINNY BROWN-WAITE of Florida and Mrs. LOWEY.

H.R. 4621: Mr. FITZPATRICK of Pennsylvania.

H.R. 4622: Mr. FORTUÑO, and Ms. MCKINNEY.

H.R. 4657: Ms. MOORE of Wisconsin and Mr. ABERCROMBIE.

H.R. 4666: Mr. MURPHY, Mr. PAUL, Mr. BROWN of Ohio, Mr. ENGLISH of Pennsylvania, Mr. GORDON, Mr. FILNER, and Mr. MORAN of Virginia.

H.R. 4675: Mr. PAYNE.

H.R. 4681: Mr. LINDER, Mr. BERMAN, Mr. GARRETT of New Jersey, Mr. GONZALEZ, and Mr. ROSS.

H.R. 4685: Ms. LINDA T. SÁNCHEZ of California and Mr. LEVIN.

H.R. 4704: Mr. MURTHA and Mr. CLEAVER.

H.R. 4729: Mr. KUHL of New York and Ms. JACKSON-LEE of Texas.

H.R. 4732: Mr. GIBBONS.

H.R. 4740: Mr. LEVIN.

H.R. 4749: Mr. HONDA and Ms. DEGETTE.

H.R. 4755: Mr. MELANCON, Mr. MANZULLO, Ms. SCHWARTZ of Pennsylvania, Ms. MCCOLLUM of Minnesota, Mr. GORDON, Mr. ROTHMAN, Mrs. MALONEY, Mr. FOLEY, Mr. KIRK, and Mrs. CAPITO.

H.R. 4760: Ms. NORTON, Mr. OWENS, Mr. BISHOP of New York, Mr. PAYNE, Mr. CONYERS, Mr. MCDERMOTT, Mr. MCNULTY, Mr. JEFFERSON, Mr. CLAY, Mr. GRIJALVA, and Ms. MCCOLLUM of Minnesota.

H.R. 4761: Mr. MCHENRY and Mr. WESTMORELAND.

H.R. 4773: Mr. MCGOVERN, Mr. CONYERS, Mr. GENE GREEN of Texas, and Mr. JEFFERSON.

H.R. 4776: Ms. HARRIS and Mr. MCCOTTER.

H.R. 4780: Mr. BURTON of Indiana.

H.R. 4792: Mr. DICKS.

H.R. 4793: Mr. KUHL of New York, Mr. WEXLER, Mr. LEWIS of Georgia, Mr. EVANS, Mr. PAYNE, and Ms. JACKSON-LEE of Texas.

H.R. 4798: Mr. BACA.

H.R. 4799: Mr. GERLACH.

H.R. 4800: Mr. INSLEE and Ms. LEE.

H.R. 4807: Ms. SLAUGHTER, Mr. KILDEE, Mr. BOREN, Mr. MEEHAN, Mr. FOLEY, Mr. SPRATT, Mr. CAMP of Michigan, Ms. NORTON, and Mr. NEAL of Massachusetts.

H.R. 4813: Mr. MEEKS of New York and Mr. CAMP of Michigan.

H.R. 4824: Mr. GERLACH.

H. J. Res. 16: Mr. PRICE of Georgia.

H. Con. Res. 85: Mr. GERLACH.

H. Con. Res. 137: Mr. CLAY.

H. Con. Res. 272: Mr. HONDA.

H. Con. Res. 299: Mr. WAMP and Mr. KUCINICH.

H. Con. Res. 314: Mr. FARR.

H. Con. Res. 318: Mr. STARK and Ms. WOOLSEY.

H. Con. Res. 343: Mr. KUHL of New York.

H. Res. 521: Mr. DAVIS of Illinois and Mr. MARIO DIAZ-BALART of Florida.

H. Res. 603: Ms. WOOLSEY.

H. Res. 635: Mr. SABO.

H. Res. 643: Ms. HOOLEY.

H. Res. 658: Mr. MEEKS of New York.

H. Res. 681: Mr. BOEHLERT.

H. Res. 685: Mr. PALLONE, Ms. SCHAKOWSKY, Mr. PAYNE, Ms. LEE, Mr. GRIJALVA, Ms. KAPTUR, Mr. OBERSTAR, Mr. CONYERS, Mrs. MALONEY, Mr. ABERCROMBIE, Mr. MEEKS of New York, Ms. WATERS, Ms. MCKINNEY and Mr. STARK.

H. Res. 691: Mr. OWENS, Mr. CONYERS, Mr. BURTON of Indiana and Mr. MCDERMOTT.

H. Res. 698: Mr. HOEKSTRA, Mr. EHLERS, Mr. CAMP of Michigan, Mr. UPTON, Mr. ROGERS of Michigan, Mrs. MILLER of Michigan, Mr. MCCOTTER, Mr. KILDEE, Mr. LEVIN, and Mr. SCHWARZ of Michigan.

H. Res. 699: Mr. FOLEY.

H. Res. 703: Mr. MCCOTTER.

MONDAY, MARCH 6, 2006 (12)

¶12.1 APPOINTMENT OF SPEAKER PRO TEMPORE

The House was called to order by the SPEAKER pro tempore, Mr. CULBERSON, who laid before the House the following communication:

WASHINGTON, DC,
March 6, 2006.

I hereby appoint the Honorable JOHN ABNEY CULBERSON to act as Speaker pro tempore on this day.

J. DENNIS HASTERT,
Speaker of the House of Representatives.

¶12.2 APPROVAL OF THE JOURNAL

The SPEAKER pro tempore, Mr. CULBERSON, announced he had examined and approved the Journal of the proceedings of Thursday, March 2, 2006.

Pursuant to clause 1, rule I, the Journal was approved.

¶12.3 COMMUNICATIONS

Executive and other communications, pursuant to clause 8, rule XII, were referred as follows:

6446. A letter from the Assistant Secretary of the Army, Civil Works, Department of the Army, transmitting a copy of the final Feasibility Report and Supplement 1 Final Supplmental Environmental Impact Statement for the Chickamauga Lock and Dam, Tennessee, pursuant to Public Law 106—451, section 455; to the Committee on Transportation and Infrastructure.

6447. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Airbus Model A330-300, A340-200, and A340-300 Series Airplanes [Docket No. FAA-2005-23251; Directorate Identifier 2002-NM-20-AD; Amendment 39-14413; AD 2005-25-20] received February 13, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

6448. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Empresa Brasileira de Aeronautics S.A. (EMBRAER) Model EMB-135 Airplanes and Model EMB-145, -145ER, -145MR, -145LR, -145XR, -145MP, and -145EP Airlines [Docket No. FAA-2005-22033; Directorate Identifier 2004-NM-218-AD; Amendment 39-14391; AD 2005-24-11] (RIN: 2120-AA64) received February 13, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

6449. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Empresa Brasileira de Aeronautica S.A. (EMBRAER) Model EMB-120, -120ER, -120FC, -120QC, and -120RT Airplanes [Docket No. FAA-2005-22631; Directorate Identifier 2005-NM-183-AD; Amendment 39-14394; AD 2005-25-01] (RIN: 2120-AA64) received February 13, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

6450. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Airbus Model A330-243, -341, -342, and -343 Airplanes Equipped with Rolls-Royce RB211 TRENT 700 Engines [Docket No. FAA-2005-23252; Directorate Identifier 2004-NM-146-AD; Amendment 39-14414; AD 2005-25-21] (RIN: 2120-AA64) received February 13, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

6451. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Boeing Model 767-300 Series Airplanes [Docket No. FAA-2005-20629; Directorate Identifier 2004-NM-266-AD; Amendment 39-14384; AD 2005-24-04] (RIN: 2120-AA64) received February 13, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

6452. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Boeing Model 737-600, -700, -700C, and -800 Series Airplanes [Docket No. FAA-2005-19682; Directorate Identifier 2004-NM-88-AD; Amendment 39-14383; AD 2005-24-03] (RIN: 2120-AA64) received February 13, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

6453. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Empresa Brasileira de Aeronautica S.A. (EMBRAER) Model EMB-135BJ, -135ER, -135KE, -135KL, and -135LR Airplanes; and Model EMB-145, -145ER, -145MR. -145LR, -145XR, -145MP, and -145EP Airplanes [Docket No. FAA-2005-22525; Directorate Identifier 2005-NM-149-AD; Amendment 39-14410; AD 2005-25-17] (RIN: 2120-AA64) received February 13, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

6454. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Pratt & Whitney PW4000 Series Turbofan Engines [Docket No. 98-ANE-66-AD; Amendment 39-14402; AD 2005-25-09] (RIN: 2120-AA64) received February 13, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

6455. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Boeing Model 767-200 and -300 Series Airplanes [Docket No. FAA-2005-21715; Directorate Identifier 2004-NM-277-AD; Amendment 39-14416; AD 2005-25-23] (RIN: 2120-AA64) received February 13, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

6456. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Airbus Model A300 B2 Series Airplanes, Model A300 B4 Series Airplanes, Model A310-200 Series Airplanes, Model A310-300 Series Airplanes; and Model A300 B4-600, B4-600R, and F4-600R Series Airplanes, and Model C4-605R Variant F Airplanes (Collectively Called A300-600 Series Airplanes) [Docket No. FAA-2005-22384; Directorate Identifier 2005-NM-131-AD; Amendment 39-14412; AD 2005-25-19] (RIN: 2120-AA64) received February 13, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

6457. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Boeing Model 737 Airplanes [Docket No. FAA-2005-21712; Directorate Identifier 2005-NM-070-AD; Amendment 39-14424; AD 2005-26-03] (RIN: 2120-AA64) received February 13, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

6458. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Airbus Model A330-200, A330-300, A340-200, and A340-300 Series Airplanes [Docket No. FAA-2005-21860; Directorate Identifier 2005-NM-032-AD; Amendment 39-14445; AD 2006-01-06] (RIN: 2120-AA64) received February 13, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

6459. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Boeing Model 767-200, -300, and -300F Series Airplanes [Docket No. FAA-2005-21716; Directorate Identifier 2005-NM-080-AD; Amendment 39-14418; AD 2005-25-25] (RIN: 2120-AA64) received February 13, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

6460. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Boeing Model 777-200 and -300 Series Airplanes [Docket No. FAA-2005-21356; Directorate Identifier 2004-NM-223-AD; Amendment 39-14417; AD 2005-25-24] (RIN: 2120-AA64) received February 13, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

6461. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Boeing Model 747-400, 747-400D, and 747-400F Series Airplanes [Docket No. FAA-2005-22437; Directorate Identifier 2005-NM-082-AD; Amendment 39-14419; AD 2005-25-26] (RIN: 2120-AA64) received February 13, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

6462. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Dassault Model Falcon 2000 Airplanes Equipped with CFE Company CFE738-1-1B Turbofan Engines [Docket No. FAA-2005-22560; Directorate Identifier 2005-NM-061-AD; Amendment 39-14408; AD 2005-25-15] (RIN: 2120-AA64) received February 13, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

6463. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; BAE Systems (Operations) Limited (Jetstream) Model 4101 Airplanes [Docket No. FAA-2005-22290; Directorate Identifier 2005-NM-129-AD; Amendment 39-14407; AD 2005-25-14] (RIN: 2120-AA64) received February 13, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

6464. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Sabreliner Model NA-265, NA-265-20, NA-265-30, NA-265-40, NA-265-50, NA-265-60, NA-265-65, NA-265-70, and NA-265-80 Series Airplanes [Docket No. FAA-2005-22402; Directorate Identifier 2005-NM-133-AD; Amendment 39-14411; AD 2005-25-18] (RIN: 2120-AA64) received February 13, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

6465. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Empresa Brasileira de Aeronautica S.A. (EMBRAER) Model ERJ 170 Airplanes [Docket No. FAA-2005-22561; Directorate Identifier 2005-NM-136-AD; Amendment 39-14409; AD 2005-25-16] (RIN: 2120-AA64) received February 13, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

6466. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Airbus Model A300 B2 and A300 B4 Series Airplanes; A300 B4-600, B4-600R, and F4-600R Series Airplanes, and C4-605R Variant F Airplanes (Collectively Called A300-600 Series Airplanes); and Airbus Model A310-200 and A310-300 Series Airplanes [Docket No. FAA-2005-22148; Directorate Identifier 2005-NM-033-AD; Amendment 39-14437; AD 2005-26-16] (RIN: 2120-AA64) received February 13, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

6467. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Empresa Brasileira de Aeronautica S.A. (EMBRAER) Model EMB-135 Airplanes; and Model EMB-145, -145ER, -145MR, -145LR, -145XR, -145MP, and -145EP Airplanes [Docket No. 2002-NM-89-AD; Amendment 39-14436; AD 2005-26-15] (RIN: 2120-AA64) received February 13, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

6468. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Airbus Model A300-B4-600, B4-600R, and F4-600R Series Airplanes, and Model A300 C4-605R Variant F Airplanes (Collectively Called A300-600 Series Airplanes); and Model A310-200 and -300 Series Airplanes [Docket No. FAA-2005-21611; Directorate Identifier 2004-NM-234-AD; Amendment 39-14438; AD 2005-26-17] (RIN: 2120-AA64) received February 13, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

6469. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Airbus Model A300 B2 Series Airplanes ; A300 B4-103 and B4-203 Airplanes; and A310-203 Airplanes [Docket No. FAA-2005-22527; Directorate Identifier 2004-NM-04-AD; Amendment 39-14420; AD 2005-25-27] (RIN: 2120-AA64) received February 13, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

6470. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Dassault Model Falcon 2000 Airplanes [Docket No. FAA-2005-22633; Directorate Identifier 2005-NM-155-AD; Amendment 39-14422; AD 2005-26-01] (RIN: 2120-AA64) received February 13, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

6471. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Engine Components Inc. (ECi) Reciprocating Engine Cylinder Assemblies [Docket No. FAA-2005-22358; Directorate Identifier 2005-NE-20-AD; Amendment 39-14431; AD-2005-26-10] (RIN: 2120-AA64) received February 13, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

6472. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting a semi-annual report concerning emigration laws and policies of Azerbaijan, Kazakhstan, Moldova, the Russian Federation, Tajikistan, Ukraine, and Uzbekistan, as required by Sections 402 and 409 of the 1974 Trade Act, as amended, pursuant to 19 U.S.C. 2432(c) and (d); to the Committee on Ways and Means.

¶12.4 COMMUNICATION FROM THE CLERK—MESSAGE FROM THE SENATE

The SPEAKER pro tempore, Mr. CULBERSON, laid before the House a communication, which was read as follows:

OFFICE OF THE CLERK,
HOUSE OF REPRESENTATIVES,
Washington, DC, March 3, 2006.

Hon. J. DENNIS HASTERT,
The Speaker, House of Representatives, Washington, DC.

DEAR MR. SPEAKER: Pursuant to the permission granted in Clause 2(h) of Rule II of the Rules of the U.S. House of Representatives, the Clerk received the following message from the Secretary of the Senate on March 3, 2006, at 2:42 p.m.:

That the Senate agreed to the amendment S. 1777.

With best wishes, I am,
Sincerely,

KAREN L. HAAS,
Clerk of the House.

¶12.5 ENROLLED BILL SIGNED

The SPEAKER pro tempore, Mr. CULBERSON, announced that pursuant to clause 4, rule I, the SPEAKER pro tempore, Mr. THORNBERRY, signed the following enrolled bill on Friday, March 3, 2006:

S. 1777. An Act to provide relief for the victims of Hurricane Katrina.

¶12.6 COMMUNICATION FROM THE CLERK—MESSAGE FROM THE SENATE

The SPEAKER pro tempore, Mr. CULBERSON, laid before the House a communication, which was read as follows:

OFFICE OF THE CLERK,
HOUSE OF REPRESENTATIVES,
Washington, DC, March 3, 2006.

Hon. J. DENNIS HASTERT,
The Speaker, House of Representatives, Washington, DC.

DEAR MR. SPEAKER: Pursuant to the permission granted in Clause 2(h) of Rule II of the Rules of the U.S. House of Representatives, the Clerk received the following message from the Secretary of the Senate on March 3, 2006, at 3:15 p.m.;

That the Senate passed S. 1445.
That the Senate passed S. 1792.
That the Senate passed S. 1820.
That the Senate passed S. 2064.
That the Senate passed S. 2089.

With best wishes, I am,
Sincerely,

KAREN L. HAAS,
Clerk of the House.

¶12.7 COMMUNICATION FROM THE CLERK—MESSAGE FROM THE SENATE

The SPEAKER pro tempore, Mr. CULBERSON, laid before the House a communication, which was read as follows:

OFFICE OF THE CLERK,
HOUSE OF REPRESENTATIVES,
Washington, DC, March 3, 2006.

Hon. J. DENNIS HASTERT,
The Speaker, House of Representatives, Washington, DC.

DEAR MR. SPEAKER: Pursuant to the permission granted in Clause 2(h) of Rule II of the Rules of the U.S. House of Representatives, the Clerk received the following message from the Secretary of the Senate on March 3, 2006, at 3 p.m.:

That the Senate passed without amendment H.R. 3770.
That the Senate passed without amendment H.R. 3825.
That the Senate passed without amendment H.R. 3830.
That the Senate passed without amendment H.R. 3989.
That the Senate passed without amendment H.R. 4053.
That the Senate passed without amendment H.R. 4152.
That the Senate passed without amendment H.R. 4515.
That the Senate passed without amendment H.R. 1287.
That the Senate passed without amendment H.R. 4107.
That the Senate passed without amendment H.R. 4295.
That the Senate passed S. 2363.

With best wishes, I am,
Sincerely,

KAREN L. HAAS,
Clerk of the House.

¶12.8 COMMUNICATION FROM THE CLERK—MESSAGE FROM THE SENATE

The SPEAKER pro tempore, Mr. CULBERSON, laid before the House a communication, which was read as follows:

OFFICE OF THE CLERK,
HOUSE OF REPRESENTATIVES,
Washington, DC, March 3, 2006.

Hon. J. DENNIS HASTERT,
The Speaker, House of Representatives, Washington, DC.

DEAR MR. SPEAKER: Pursuant to the permission granted in Clause 2(h) of Rule II of the Rules of the U.S. House of Representatives, the Clerk received the following message from the Secretary of the Senate on March 3, 2006, at 3:00 p.m.:

That the Senate passed without amendment H.R. 2113.
That the Senate passed without amendment H.R. 2346.
That the Senate passed without amendment H.R. 2413.
That the Senate passed without amendment H.R. 2630.
That the Senate passed without amendment H.R. 2894.
That the Senate passed without amendment H.R. 3256.
That the Senate passed without amendment H.R. 3368.
That the Senate passed without amendment H.R. 3439.
That the Senate passed without amendment H.R. 3548.
That the Senate passed without amendment H.R. 3703.

With best wishes, I am,
Sincerely,

KAREN L. HAAS,
Clerk of the House.

¶12.9 PUBLIC WORKS PROJECTS

The SPEAKER pro tempore, Mr. CULBERSON, laid before the House a communication, which was read as follows:

HOUSE OF REPRESENTATIVES, COMMITTEE ON TRANSPORTATION AND INFRASTRUCTURE,
Washington, DC, February 28, 2006.

Hon. J. DENNIS HASTERT,
Speaker of the House, Washington, DC.

DEAR MR. SPEAKER: Enclosed please find two resolutions approved by the Committee on Transportation and Infrastructure on February 16, 2006, in accordance with 40 U.S.C. §3307.

Sincerely,

DON YOUNG,
Chairman.

LEASE—DEPARTMENT OF JUSTICE—MIAMI/MIRAMAR, FL

Resolved by the Committee on Transportation and Infrastructure of the U.S. House of Representatives, That pursuant to title 40 U.S.C. §3307, appropriations are authorized to lease up to approximately 723,780 rentable square feet of space and 1,155 outside parking spaces for the Department of Justice, currently located in multiple leased locations throughout South Florida, at a proposed total annual cost of $25,332,300 for a lease term of 15 years, a prospectus for which is attached to and included in this resolution.

Approval of this prospectus constitutes authority to execute an interim lease for all tenants, if necessary, prior to execution of the new lease.

Provided, That the General Services Administration shall not delegate to any other agency the authority granted by this resolution.

AMENDED PROSPECTUS—ALTERNATIONS—EMANUEL CELLER COURTHOUSE—BROOKLYN, NY

Resolved by the Committee on Transportation and Infrastructure of the U.S. House of Representatives, That pursuant to 40 U.S.C. §3307, additional appropriations are authorized for the alteration of the Emanuel Celler Courthouse located at 225 Cadman Plaza East, in Brooklyn, NY at an additional design and review cost of $3,511,000 (design and review cost of $3,791,000 was previously authorized), an additional estimated construction cost of $27,193,000 (estimated construction cost of $61,046,000 was previously authorized), and additional management and inspection cost of $4,220,000 (management and inspection cost of $4,465,000 was previously authorized) for a combined estimated total project cost of $104,226,000, a prospectus for which is attached to, and included in, this resolution. This resolution amends Committee resolutions dated July 18, 2001, authorizing $3,791,000 for design and July 23, 2003, authorizing $65,511,000 for management and inspection and construction.

The communication, together with the accompanying papers, was referred to the Committee on Appropriations.

¶12.10 SENATE BILL REFERRED

A bill of the Senate of the following title was taken from the Speaker's table and, under the rule, referred as follows:

S. 1445. An Act to designate the facility of the United States Postal Service located at 520 Colorado Avenue in Arriba, Colorado, as the ''William H. Emery Post Office''; to the Committee on Government Reform.

And then,

¶12.11 ADJOURNMENT

The SPEAKER pro tempore, Mr. CULBERSON, by unanimous consent and pursuant to the special order of the House agreed to on March 2, 2006, at 12 o'clock and 5 minutes p.m., declared the House adjourned until 12:30 p.m. on Tuesday, March 7, 2006.

¶12.12 REPORTS OF COMMITTEES ON PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XIII, reports of committees were delivered to the Clerk for printing and reference to the proper calendar, as follows:

[The following reports were filed on March 3, 2006]

Mr. BARTON of Texas: Committee on Energy and Commerce. H.R. 2829. A bill to reauthorize the Office of National Drug Control Policy Act; with an amendment (Rept. 109–315, Pt. 2). Ordered to be printed.

Mr. SENSENBRENNER. Committee on the Judiciary. H.R. 2829. A bill to reauthorize the Office of National Drug Control Policy Act; with an amendment (Rept. 109–315, Pt. 3).

¶12.13 TIME LIMITATION OF REFERRED BILL

Pursuant to clause 2 of rule XII the following action was taken by the Speaker:

[The following action occurred on March 3, 2006]

H.R. 921. Referral to the Committee on Education and the Workforce extended for a period ending not later than March 31, 2006.

¶12.14 COMMITTEE DISCHARGED

[The following action occurred on March 3, 2006]

Pursuant to clause 2 of rule XII the Permanent Select Committee on Intelligence and the Committee on Education and the Workforce discharged from further consideration. H.R. 2829 referred to the Committee of the Whole House on the State of the Union and ordered to be printed.

¶12.15 PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XII,

Mr. LOBIONDO (for himself, Mr. PASCRELL, Mr. JONES of North Carolina, Mr. MCCOTTER, Mr. GERLACH, Mr. DAVIS of Kentucky, Mr. KENNEDY of Minnesota, Mr. DAVIS of Tennessee, Mr. HOLDEN, Mr. BERRY, Mr.

LATOURETTE, Mr. ENGEL, Mr. MICHAUD, Mr. SCHWARZ of Michigan, Mr. KUHL of New York, Mr. BISHOP of New York, Mr. SAXTON, Mr. FOSSELLA, Mr. GARY G. MILLER of California, Mr. BROWN of South Carolina, Ms. JACKSON-LEE of Texas, Mr. ROTHMAN, Mr. FOLEY, and Mr. BRADY of Pennsylvania): introduced a bill (H.R. 4880) to direct the Commandant of the Coast Guard to require that a security plan for a maritime facility be resubmitted for approval upon transfer of ownership or operation of such facility, and for other purposes; which was referred to the Committee on Transportation and Infrastructure, and in addition to the Committee on Homeland Security, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

¶12.16 MEMORIALS

Under clause 3 of rule XII, memorials were presented and referred as follows:

248. The SPEAKER presented a memorial of the House of Representatives of the State of Illinois, relative to House Resolution No. 824 urging the Congress of the United States to defeat the Responsible Lending Act and all other proposals that would undermine Illinois predatory lending laws and the important protections they provide; to the Committee on Financial Services.

249. Also, a memorial of the House of Representatives of the State of Illinois, relative to a resolution expressing opposition to H.R. 1295 and urging preservation of States' Rights to protect borrowers from predatory lending; to the Committee on Financial Services.

250. Also, a memorial of the Senate of the State of Louisiana, relative to Senate Resolution No. 13 memorializing the Congress of the United States to adopt legislation that would provide funding through the Department of Housing and Urban Development in the form of Community Development Black Grants to investor owned utilities for the restoration of electric and gas service damaged by hurricanes Katrina and Rita; to the Committee on Financial Services.

251. Also, a memorial of the Senate of the State of Louisiana, relative to Senate Concurrent Resolution No. 46 memorializing the Congress of the United States to pass the Family Education Reimbursement Act; to the Committee on Education and the Workforce.

252. Also, a memorial of the Senate of the State of Michigan, relative to Senate Resolution No. 43 memorializing the Congress of the United States to enact H.R. 593 to provide the states with authority to regulate the flow and importation of solid waste from outside the country; to the Committee on Energy and Commerce.

253. Also, a memorial of the House of Representatives of the State of Michigan, relative to House Resolution No. 165 memorializing the Congress of the United States to support policies to protect and encourage the cultural autonomy of the people of Macedonia; to the Committee on International Relations.

254. Also, a memorial of the Senate of the Commonwealth of Massachusetts, relative to a Senate resolution supporting the United States Conference of Mayors' Resolution and the "Mayors For Peace" Initiative; to the Committee on International Relations.

255. Also, a memorial of the House of Representatives of the State of Michigan, relative to House Resolution No. 143 urging the Great Lakes Regional Collaboration and the Congress of the United States to implement the action plan to restore and protect the Great Lakes; to the Committee on Resources.

256. Also, a memorial of the Senate of the State of Louisiana, relative to Senate Concurrent Resolution No. 41 urging the Congress of the United States to change the coastline by which the state receives tax and mineral revenue from three miles to twelve miles to be consistent with the states of Texas and Mississippi as it relates to the receipt of federal tax and mineral revenue; to the Committee on Resources.

257. Also, a memorial of the Senate of the State of Louisiana, relative to Senate Concurrent Resolution No. 30 memorializing the Congress of the United States to adopt S. 520 and H.R. 1070, the Constitution Restoration Act of 2005; to the Committee on the Judiciary.

258. Also, a memorial of the Legislature of Virgin Islands, relative to Resolution No. 1690 petitioning the Congress of the United States and the Department of Homeland Security to amend 33 Code of Federal Regulations, Part 160 to exemt the Virgin Islands from the passenger information reporting requirements; to the Committee on Transportation and Infrastructure.

259. Also, a memorial of the Senate of the State of Michigan, relative to Senate Concurrent Resolution No. 34 urging the Great Lakes Regional Collaboration and the Congress of the United States to implement the action plan to restore and protect the Great Lakes; to the Committee on Transportation and Infrastructure.

260. Also, a memorial of the House of Representatives of the Commonwealth of Pennsylvania, relative to House Resolution No. 529 urging the Congress of the United States to amend the provisions of the law requiring applicants for hunting and fishing licenses to provide their Social Security numbers or other identifying numbers by exempting applicants age 16 and under; to the Committee on Ways and Means.

261. Also, a memorial of the House of Representatives of the State of Michigan, relative to House Resolution No. 149 memorializing the Congress of the United States to increase efforts to protect our borders; to the Committee on Homeland Security.

¶12.17 ADDITIONAL SPONSORS

Under clause 7 of rule XII, sponsors were added to public bills and resolutions as follows:

H.R. 354: Mr. BRADY of Pennsylvania, Mr. FATTAH, and Ms. BERKLEY.

H.R. 687: Mr. BOOZMAN.

H.R. 713: Mr. PAUL and Mr. PETERSON of Minnesota.

H.R. 1177: Mr. HAYES, Mr. BISHOP of Utah, Mr. DAVIS of Kentucky, and Mr. OTTER.

H.R. 2178: Mr. RYAN of Ohio.

H.R. 4547: Mr. HAYES.

H.R. 4619: Mr. GREEN of Wisconsin.

H.R. 4672: Mr. GONZALEZ.

H.R. 4756: Mr. CLAY and Mr. MORAN of Kansas.

H.R. 4842: Mr. DAVIS of Alabama.

H. Con. Res. 235: Ms. BERKLEY.

H. Con. Res. 346: Ms. BERKLEY, Mr. SIMPSON, and Mr. ROYCE.

H. Res. 507: Mr. STARK.

¶12.18 PETITIONS

Under clause 3 of rule XII, petitions and papers were laid on the clerk's desk and referred as follows:

104. The SPEAKER presented a petition of the Chicago City Clerk, Illinois, relative to a resolution urging the Congress of the United States to exercise caution in decision to convert the USS Iowa and USS Wisconsin into museums; to the Committee on Armed Services.

105. Also, a petition of the City Commission of Belle Glade, Florida, relative to Resolution No. 2488, urging the Congress of the United States to protect and enhance the Community Development Block Grant (CDBG) Program; to the Committee on Financial Services.

106. Also, a petition of the Common Council of the City of New Britain, Connecticut, relative to a resolution petitioning the Congress of the United States to defeat cuts and defeat any future measure aimed at cutting critical expenditures that benefit low and middle income Americans in order to fund tax breaks for the wealthiest citizens; to the Committee on the Budget.

107. Also, a petition of the Legislature of Rockland County, New York, relative to Resolution No. 628 of 2005 requeseting the Congress of the United States pass H.R. 3017, To Provide Certain Requirements For The Licensing of Commercial Nuclear Facilities; to the Committee on Energy and Commerce.

108. Also, a petition of the Municipal Council of the Township of Edison, New Jersey, relative to Resolution R. 576-122005 supporting Senate Bill S. 925 and House of Representative Bill H.R. 87 known as the "Crossroads of the American Revolution National Heritage Area Act"; to the Committee on Resources.

109. Also, a petition of the Henry County Board of Henry County, Illinois, relative to a proclamation supporting the passage of S. 1233 and H.R. 2902 to allow Diana Engstrom to become a permanent resident of the United States of America; to the Committee on the Judiciary.

110. Also, a petition of the Lauderdale Lakes City Commission, Florida, relative to Resolution No. 06-02 encouraging the Congress of the United States to pass the Debris Removal Act of 2005; to the Committee on Transportation and Infrastructure.

111. Also, a petition of the City Commission of the City of Hallandale Beach, Florida, relative to Resolution No. 2005-32 requesting the Federal Emergency Management Agency (FEMA) be removed from the Department of Homeland Security and returned to FEMA's former independent status; jointly to the Committees on Homeland Security and Transportation and Infrastructure.

TUESDAY, MARCH 7, 2006 (13)

¶13.1 APPOINTMENT OF SPEAKER PRO TEMPORE

The House was called to order at 12:30 p.m. by the SPEAKER pro tempore, Mr. PRICE of Georgia, who laid before the House the following communication:

WASHINGTON, DC,
March 7, 2006.

I hereby appoint the Honorable TOM PRICE to act as Speaker pro tempore on this day.

J. DENNIS HASTERT,
Speaker of the House of Representatives.

Whereupon, pursuant to the order of the House of Tuesday, January 31, 2006, Members were recognized for morning-hour debate.

¶13.2 RECESS—12:45 P.M.

The SPEAKER pro tempore, Mr. PRICE of Georgia, pursuant to clause 12(a) of rule I, declared the House in recess at 12 o'clock and 45 minutes p.m., until 2 p.m.

¶13.3 AFTER RECESS—2 P.M.

The SPEAKER pro tempore, Mr. PUTNAM, called the House to order.

¶13.4 APPROVAL OF THE JOURNAL

The SPEAKER pro tempore, Mr. PUTNAM, announced he had examined

and approved the Journal of the proceedings of Monday, March 6, 2006.

Pursuant to clause 1, rule I, the Journal was approved.

¶13.5 COMMUNICATIONS

Executive and other communications, pursuant to clause 8, rule XII, were referred as follows:

6473. A letter from the President and Chairman, Export-Import Bank of the United States, transmitting a report on transactions involving U.S. exports to India pursuant to Section 2(b)(3) of the Export-Import Bank Act of 1945, as amended, pursuant to 12 U.S.C. 635(b)(3)(i); to the Committee on Financial Services.

6474. A letter from the Secretary, Deparment of the Threasury, transmitting a six month periodic report on the national emergency with respect to Zimbabwe that was declared in Executive Order 13288 of March 6, 2003, pursuant to 50 U.S.C. 1641(c); to the Committee on International Relations.

6475. A letter from the Director, International Cooperation, Department of Defense, transmitting pursuant to Section 27(f) of the Arms Export Control Act and Section 1(f) of Executive Order 11958, a copy of Transmittal No. 06-06 which informs of an intent to sign a Project Arrangement between the United States and Singapore for Analysis and Testing of Braided Composite Structures and Joints, pursuant to 22 U.S.C. 2767(f); to the Committee on International Relations.

6476. A letter from the Director, International Cooperation, Department of Defense, transmitting pursuant to Section 27(f) of the Arms Export Control Act and Section 1(f) of Executive Order 11958, a copy of Transmittal No. 07-06 which informs of an intent to sign a Project Arrangement between the United States and Singapore for Motheye Antireflective Structure for ZGP Crystal, pursuant to 22 U.S.C. 2767(f); to the Committee on International Relations.

6477. A letter from the Director, International Cooperation, Department of Defense, transmitting pursuant to Section 27(f) of the Arms Export Control Act and Section 1(f) of Executive Order 11958, a copy of Transmittal No. 01-06 which informs of an intent to sign a Project Arrangement to the Research and Development Projects Memorandum of Understanding between the United States and the United Kingdom, pursuant to 22 U.S.C. 2767(f); to the Committee on International Relations.

6478. A letter from the Assistant Legal Adviser for Treaty Affairs, Department of State, transmitting Copies of international agreements, other than treaties, entered into by the United States, pursuant to 1 U.S.C. 112b(a); to the Committee on International Relations.

6479. A letter from the White House Liaison, Department of Education, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Government Reform.

6480. A letter from the Assistant Secretary for Administration & Management, Department of Labor, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Government Reform.

6481. A letter from the Attorney Advisor, Department of Transportation, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Government Reform.

6482. A letter from the Attorney, Department of Transportation, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Government Reform.

6483. A letter from the Assistant Administrator, OARM, Environmental Protection Agency, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Government Reform.

6484. A letter from the Assistant Administrator, OARM, Environmental Protection Agency, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Government Reform.

6485. A letter from the Assistant Administrator, OARM, Environmental Protection Agency, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Government Reform.

6486. A letter from the Assistant Administrator, OARM, Environmental Protection Agency, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Government Reform.

6487. A letter from the General Counsel, Office of Management and Budget, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Government Reform.

6488. A letter from the Deputy Director, Office of Protected Resources, National Oceanic and Atmospheric Administration, transmitting the Administration's final rule — Taking and Importing Marine Mammals Incidental to Rocket Launches from Kodiak Island, AK [Docket No. 011011247-6006-03; I.D. 082701E] (RIN: 0648-AP62) received February 13, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Resources.

6489. A letter from the Assistant Administrator for Fisheries, NMFS, National Oceanic and Atmospheric Administration, transmitting the Administration's final rule — Pacific Halibut Fisheries; Subsistence Fishing [Docket No. 040607171-5078-02; I.D. 051804C] (RIN: 0648-AR88) received February 14, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Resources.

6490. A letter from the Deputy Assistant Administrator for Operations, NMFS, National Oceanic and Atmospheric Administration, transmitting the Administration's final rule — Magnuson-Stevens Fishery Conservation and Management Act Provisions; Fisheries of the Northeastern United States; Atlantic Surfclam and Ocean Quahog Fishery; 2006 and 2007 Fishing Quotas for Ocean Quahogs [Docket No. 051017270-5339-02; I.D. 093005B] (RIN: 0648-AT85) received February 27, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Resources.

6491. A letter from the Deputy Assistant Administrator for Operations, NMFS, National Oceanic and Atmospheric Administration, transmitting the Administration's final rule — Magnuson-Stevens Fishery Conservation and Management Act Provisions; Fisheries of the Northeastern United States; Extension of Emergency Fishery Closure Due to the Presence of the Toxin That Causes Paralytic Shellfish Poisoning [Docket No. 050613158-5262-03; I.D. 090105A] (RIN: 0648-AT48) received February 27, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Resources.

6492. A letter from the Deputy Assistant Administrator for Operations, NMFS, National Oceanic and Atmospheric Administration, transmitting the Administration's final rule — Atlantic Highly Migratory Species; Atlantic Bluefin Tuna Fisheries [I.D. 122805B] received January 17, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Resources.

6493. A letter from the Director, Office of Sustainable Fisheries, NMFS, National Oceanic and Atmospheric Administration, transmitting the Administration's final rule — Fisheries of the Exclusive Economic Zone Off Alaska; Atka Mackerel Lottery in Areas 542 and 543 [Docket No. 041126332-5039-02; I.D. 011306A] received February 3, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Resources.

6494. A letter from the Director, Office of Sustainable Fisheries, NMFS, National Oceanic and Atmospheric Administration, transmitting the Administration's final rule — Atlantic Highly Migratory Species; Atlantic Bluefin Tuna Fisheries [I.D. 011206I] received February 3, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Resources.

6495. A letter from the Director, Office of Sustainable Fisheries, NMFS, National Oceanic and Atmospheric Administration, transmitting the Administration's final rule — Atlantic Highly Migratory Species; Atlantic Bluefin Tuna Fisheries [I.D. 011906B] received February 3, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Resources.

6496. A letter from the Deputy Assistant Administrator for Regulatory Programs, NMFS, National Oceanic and Atmospheric Administration, transmitting the Administration's final rule — Magnuson-Stevens Fishery Conservation and Management Act Provisions; Fisheries of the Northeastern United States; Northeast Multispecies Fishery; Haddock Incidental Catch Allowance for the Atlantic Herring Fishery [Docket No. 050517132-5132-01; I.D. 051105D] (RIN: 0648-AT36) received January 3, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Resources.

6497. A letter from the Deputy Assistant Administrator for Regulatory Programs, NMFS, National Oceanic and Atmospheric Administration, transmitting the Administration's final rule — Fisheries of the Caribbean, Gulf of Mexico, and South Atlantic; Shrimp Fishery Off the Southern Atlantic States; Amendment 6 [Docket No. 050314071-5230-02; I.D. 030105E] (RIN: 0648-AS16) received January 17, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Resources.

6498. A letter from the Deputy Assistant Administrator for Regulatory Programs, NMFS, National Oceanic and Atmospheric Administration, transmitting the Administration's final rule — Fisheries of the Exclusive Economic Zone Off Alaska; Allocating Bering Sea and Aleutian Islands King and Tanner Crab Fishery Resources; Correction [Docket No. 040831251-5309-05; I.D. 082504A] (RIN: 0648-AS47) received January 17, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Resources.

6499. A letter from the Deputy Assistant Administrator for Regulatory Programs, NMFS, National Oceanic and Atmospheric Administration, transmitting the Administration's final rule — Fisheries of the Northeatsern United States; Atlantic Bluefish and Summer Flounder Fisheries [Docket No. 050708184-5235-02; I.D. 070105B] (RIN: 0648-AT50) received January 23, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Resources.

6500. A letter from the Deputy Assistant Administrator for Regulatory Programs, NMFS, National Oceanic and Atmospheric Administration, transmitting the Administration's final rule — Fisheries of the Caribbean, Gulf of Mexico, and South Atlantic; Reef Fish Fishery of the Gulf of Mexico; Gulf Grouper Recreational Management Measures [Docket No. 050708183-5183-01; I.D. 070505D] (RIN: 0648-AT45) received February 3, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Resources.

6501. A letter from the Deputy Assistant Administrator for Regulatory Programs, NMFS, National Oceanic and Atmospheric Administration, transmitting the Administration's final rule — Fisheries of the Northeastern United States; Spiny Dogfish; Framework Adjustment 1; Establishing a Multiple-year Specifications Process [Docket No. 051104291-5350-02; I.D. 100405F] (RIN: 0648-AT29] received February 6, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Resources.

6502. A letter from the Deputy Assistant Administrator for Regulatory Programs,

NMFS, National Oceanic and Atmospheric Administration, transmitting the Administration's final rule — Fisheries of the Northeastern United States; Summer Flounder, Scup, and Black Sea Bass Fisheries; 2006 Summer Flounder, Scrup, and Black Sea Bass Specifications; Preliminary 2006 Quota Adjustments; 2006 Summer Flounder Quota for Delaware [Docket No. 051104293-5344-02; I.D. 102705B] (RIN: 0648-AT27) received February 27, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Resources.

6503. A letter from the Acting Director, Office of Sustainable Fisheries, NMFS, National Oceanic and Atmospheric Administration, transmitting the Administration's final rule — Fisheries of the Exclusive Economic Zone Off Alaska; North Pacific Halibut and Sablefish Individual Fishing Quota Cost Recovery Program [I.D. 120805C] received February 3, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Resources.

6504. A letter from the Acting Director, Office of Sustainable Fisheries, NMFS, National Oceanic and Atmospheric Administration, transmitting the Administration's final rule — Fisheries of the Exclusive Economic Zone Off Alaska; Pollock in Statistical Area 610 of the Gulf of Alaska [Docket No. 041126333-5040-02; I.D. 012006A] received February 8, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Resources.

6505. A letter from the Acting Director, Office of Sustainable Fisheries, NMFS, National Oceanic and Atmospheric Administration, transmitting the Administration's final rule — Fisheries of the Exlcusive Economic Zone Off Alaska; Atka Mackerel in the Bering Sea and Aleutian Islands Management Area [Docket No. 041126332-5039-02; I.D. 011806K] received February 8, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Resources.

6506. A letter from the Acting Director, Office of Sustainable Fisheries, NMFS, National Oceanic and Atmospheric Administration, transmitting the Administration's final rule — Fisheries of the Exculsive Economic Zone Off Alaska; Pollock in Statistical Area 630 of the Gulf of Alaska [Docket No. 041126333-5040-02; I.D. 030805C] received February 8, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Resources.

6507. A letter from the Acting Director, Office of Sustainable Fisheries, NMFS, National Oceanic and Atmospheric Administration, transmitting the Administration's final rule — Fisheries of the Caribbean, Gulf of Mexico, and South Atlantic; Coastal Migratory Pelagic Resources of the Gulf of Mexico and South Atlantic; Trip Limit Increases [Docket No. 001005281-0369-02; I.D. 012406A] received February 14, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Resources.

6508. A letter from the Acting Director, Office of Sustainable Fisheries, NMFS, National Oceanic and Atmospheric Administration, transmitting the Administration's final rule — Fisheries of the Exclusive Economic Zone Off Alaska; Pollock in Statistical Area 610 of the Gulf of Alaska [Docket No. 041126333-5040-02; I.D. 012506A] received February 17, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Resources.

6509. A letter from the Acting Director, Office of Sustainable Fisheries, NMFS, National Oceanic and Atmospheric Administration, transmitting the Administration's final rule — Fisheries of the Exclusive Economic Zone Off Alaska; Pacific Cod by Catcher Vessels 60 Feet (18.3 Meters) Length Overall and Using Pot Gear in the Bering Sea and Aleutian Islands Management Area [Docket No. 041126332-5039-02; I.D. 020106A] received February 17, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Resources.

6510. A letter from the Acting Director, Office of Sustainable Fisheries, NMFS, National Oceanic and Atmospheric Administration, transmitting the Administration's final rule — Fisheries of the Exclusive Economic Zone Off Alaska; Sablefish Managed Under the Individual Fishing Quota Program [I.D. 020606B] received February 22, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Resources.

6511. A letter from the Acting Director, Office of Sustainable Fisheries, NMFS, National Oceanic and Atmospheric Administration, transmitting the Administration's final rule — Fisheries of the Exclusive Economic Zone Off Alaska; Reallocation of Pollock from the Aleutian Islands Subarea to the Bering Sea Subarea [Docket No. 041126332-5039-02; I.D. 020606A] received February 22, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Resources.

6512. A letter from the Acting Director, Office of Sustainable Fisheries, NMFS, National Oceanic and Atmospheric Administration, transmitting the Administration's final rule — Magnuson-Stevens Fishery Conservation and Management Act Provisios; Fisheries of the Northeastern United States; Northeast Multispecies Fishery; Modification of the Yellowtail Flounder Landing Limit for Western and Eastern U.S./Canada Areas [Docket No. 040804229-4300-02; I.D. 010606A] received February 22, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Resources.

6513. A letter from the Acting Director, Office of Sustainable Fisheries, NMFS, National Oceanic and Atmospheric Administration, transmitting the Administration's final rule — Fisheries of the Northeastern United States; Atlantic Mackerel, Squid, and Butterfish Fisheries; Closure of the Quarter I Fishery for Loligo Squid [Docket No. 051209329-5329-01; I.D. 020306B] received February 27, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Resources.

6514. A letter from the Acting Director, FEMA, Department of Homeland Security, transmitting notification that funding under Title V, subsection 503(b)(3) of the Robert T. Stafford Disaster Relief and Emergency Assistance Act, as amended, has exceeded $5 million for the response to the emergency declared as a result the influx of evacuees from areas struck by Hurricane Katrina beginning on August 29, 2005 in the State of Florida, pursuant to 42 U.S.C. 5193; to the Committee on Transportation and Infrastructure.

6515. A letter from the Assistant Secretary of the Army, Civil Works, Department of the Army, transmitting a copy of the Central and Southern Florida Project Indian River Lagoon-South Feasibility Study; to the Committee on Transportation and Infrastructure.

¶13.6 COMMUNICATION FROM THE CLERK—MESSAGE FROM THE SENATE

The SPEAKER pro tempore, Mr. PUTNAM, laid before the House a communication, which was read as follows:

OFFICE OF THE CLERK,
HOUSE OF REPRESENTATIVES,
Washington, DC, March 6, 2006.

Hon. J. DENNIS HASTERT,
Speaker, House of Representatives,
Washington, DC.

DEAR MR. SPEAKER: Pursuant to the permission granted in Clause 2(h) of Rule II of the Rules of the U.S. House of Representatives, the Clerk received the following message from the Secretary of the Senate on March 6, 2006, at 11:05 am:

That the Senate Passed with an amendment and requests a conference with the House on H.R. 2830.

With best wishes, I am,
Sincerely,

KAREN L. HAAS,
Clerk of the House.

¶13.7 INTELLIGENCE INFORMATION GATHERING

Mr. THORNBERRY, by direction of the Committee on Armed Services, reported (Rept. No. 109–384) a privileged resolution (H. Res. 645) requesting the President and directing the Secretary of Defense to transmit to the House of Representatives all information in the possession of the President or the Secretary of Defense relating to the collection of intelligence information pertaining to persons inside the United States without obtaining court-ordered warrants authorizing the collection of such information and relating to the policy of the United States with respect to the gathering of counterterrorism intelligence within the United States; referred to the House Calendar and ordered printed.

¶13.8 ELECTRONIC SURVEILLANCE

Mr. THORNBERRY, by direction of the Permanent Select Committee on Intelligence, reported (Rept. No. 109–385) a privileged resolution (H. Res. 641) requesting the President to provide to the House of Representatives certain documents in his possession relating to electronic surveillance without search warrants on individuals in the United States; referred to the House Calendar and ordered printed.

¶13.9 COMMUNICATION FROM THE CLERK—MESSAGE FROM THE PRESIDENT

The SPEAKER pro tempore, Mr. PUTNAM, laid before the House a communication, which was read as follows:

OFFICE OF THE CLERK,
HOUSE OF REPRESENTATIVES,
Washington, DC., March 6, 2006.

Hon. J. DENNIS HASTERT,
Speaker, House of Representatives,
Washington, DC.

DEAR MR. SPEAKER: Pursuant to the permission granted in Clause 2(h) of Rule II of the Rules of the U.S. House of Representatives, I have the honor to transmit a sealed envelope received from the White House on March 6, 2006, at 4:42 p.m. and said to contain a message from the President whereby he submits draft legislation entitled, ''Legislative Line Item Veto Act of 2006''.

With best wishes, I am
Sincerely,

KAREN L. HAAS,
Clerk of the House.

¶13.10 LEGISLATIVE LINE ITEM VETO

The Clerk then read the message from the President, as follows:

To the Congress of the United States:

In my State of the Union Address, I asked the Congress to give the President a line item veto. Today, I am sending the Congress a legislative proposal to give the President line item authority to reduce wasteful spending. This legislation will help to limit spending and ensure accountability and transparency in the expenditure of taxpayer funds.

Although the Congress achieved significant spending restraint this past year, appropriations and other bills that are sent to my desk still contain spending that is not fully justified, is a

low priority, or is earmarked to avoid the discipline of competitive or merit-based reviews. When this legislation is presented to me, I now have no ability to line out unnecessary spending. In 1996, the Congress gave the President a line item veto—an important tool to limit wasteful spending—but the Supreme Court struck down that version of the law in 1998.

My proposed legislation, the ''Legislative Line Item Veto Act of 2006,'' would provide a fast-track procedure to require the Congress to vote up-or-down on rescissions proposed by the President. There has been broad bipartisan support for similar proposals in the past. Under this proposal, the President could propose legislation to rescind wasteful spending, and the Congress would be obligated to vote quickly on that package of rescissions, without amendment. The same procedure would apply to new mandatory spending and to special interest tax breaks given to small numbers of individuals.

Forty-three Governors have a line item veto to reduce spending. The President needs similar authority to help control unjustified and wasteful spending in the Federal budget. I urge you to promptly consider and send me this legislation for enactment to reduce unnecessary spending and help achieve my goal of cutting the deficit in half by 2009.

GEORGE W. BUSH,
THE WHITE HOUSE, *March 6, 2006*.

The message, together with the accompanying papers, was referred to the Committee on the Budget and the Committee on Rules and ordered to be printed (H. Doc. 109–94).

¶13.11 COMMUNICATION REGARDING SUBPOENA

The SPEAKER pro tempore, Mr. PUTNAM, laid before the House the following communication from Mrs. CUBIN:

CONGRESS OF THE UNITED STATES,
HOUSE OF REPRESENTATIVES,
Washington, DC, March 1, 2006.

Hon. J. DENNIS HASTERT,
Speaker, House of Representatives,
Washington, DC.

DEAR MR. SPEAKER: This is to notify you formally, pursuant to Rule VIII of the Rules of the House of Representatives, that I have been served with a civil subpoena, issued by the U.S. District Court for the District of Columbia, for documents.

After consultation with the Office of General Counsel, I have determined that compliance with the subpoena is consistent with the precedents and privileges of the House.

Sincerely,

BARBARA CUBIN,
Member of Congress.

¶13.12 GERARD A. FIORENZA POST OFFICE BUILDING

Mr. DENT moved to suspend the rules and pass the bill (H.R. 3934) to designate the facility of the United States Postal Service located at 80 Killian Road in Massapequa, New York, as the ''Gerard A. Fiorenza Post Office Building''.

The SPEAKER pro tempore, Mr. PUTNAM, recognized Mr. DENT and Mr. DAVIS of Illinois, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and pass said bill?

The SPEAKER pro tempore, Mr. PUTNAM, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

¶13.13 DEWEY F. BARTLETT POST OFFICE

Mr. DENT moved to suspend the rules and pass the bill (H.R. 4054) to designate the facility of the United States Postal Service located at 6110 East 51st Place in Tulsa, Oklahoma, as the ''Dewey F. Bartlett Post Office''.

The SPEAKER pro tempore, Mr. PUTNAM, recognized Mr. DENT and Mr. DAVIS of Illinois, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and pass said bill?

The SPEAKER pro tempore, Mr. PUTNAM, announced that two-thirds of the Members present had voted in the affirmative.

Mr. DENT demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mr. PUTNAM, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed.

¶13.14 HIRAM L. FONG POST OFFICE BUILDING

Mr. DENT moved to suspend the rules and pass the bill of the Senate (S. 2089) a bill to designate the facility of the United States Postal Service located at 1271 North King Street in Honolulu, Oahu, Hawaii, as the ''Hiram L. Fong Post Office Building''.

The SPEAKER pro tempore, Mr. PUTNAM, recognized Mr. DENT and Mr. DAVIS of Illinois, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and pass said bill?

The SPEAKER pro tempore, Mr. PUTNAM, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk notify the Senate thereof.

¶13.15 USA PATRIOT REAUTHORIZATION

Mr. SENSENBRENNER moved to suspend the rules and pass the bill of the Senate (S. 2271) to clarify that individuals who receive FISA orders can challenge nondisclosure requirements, that individuals who receive national security letters are not required to disclose the name of their attorney, that libraries are not wire or electronic communication service providers unless they provide specific services, and for other purposes.

The SPEAKER pro tempore, Mr. PUTNAM, recognized Mr. SENSENBRENNER and Mr. CONYERS, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and pass said bill?

The SPEAKER pro tempore, Mrs. BIGGERT, announced that two-thirds of the Members present had voted in the affirmative.

Mr. SENSENBRENNER demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mrs. BIGGERT, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed.

¶13.16 STOP COUNTERFEITING IN MANUFACTURED GOODS

Mr. SENSENBRENNER moved to suspend the rules and agree to the following amendment of the Senate to the bill (H.R. 32) to amend title 18, United States Code, to provide criminal penalties for trafficking in counterfeit marks:

Strike out all after the enacting clause and insert:

SECTION 1. TRAFFICKING IN COUNTERFEIT MARKS.

(a) SHORT TITLE; FINDINGS.—

(1) SHORT TITLE.—This section may be cited as the ''Stop Counterfeiting in Manufactured Goods Act''.

(2) FINDINGS.—The Congress finds that—

(A) the United States economy is losing millions of dollars in tax revenue and tens of thousands of jobs because of the manufacture, distribution, and sale of counterfeit goods;

(B) the Bureau of Customs and Border Protection estimates that counterfeiting costs the United States $200 billion annually;

(C) counterfeit automobile parts, including brake pads, cost the auto industry alone billions of dollars in lost sales each year;

(D) counterfeit products have invaded numerous industries, including those producing auto parts, electrical appliances, medicines, tools, toys, office equipment, clothing, and many other products;

(E) ties have been established between counterfeiting and terrorist organizations that use the sale of counterfeit goods to raise and launder money;

(F) ongoing counterfeiting of manufactured goods poses a widespread threat to public health and safety; and

(G) strong domestic criminal remedies against counterfeiting will permit the United States to seek stronger anticounterfeiting provisions in bilateral and international agreements with trading partners.

(b) TRAFFICKING IN COUNTERFEIT MARKS.—Section 2320 of title 18, United States Code, is amended as follows:

(1) Subsection (a) is amended by inserting after ''such goods or services'' the following: '', or intentionally traffics or attempts to traffic in labels, patches, stickers, wrappers, badges, emblems, medallions, charms, boxes, containers, cans, cases, hangtags, documentation, or packaging of any type or nature, knowing that a counterfeit mark has been applied thereto, the use of which is likely to cause confusion, to cause mistake, or to deceive,''.

(2) Subsection (b) is amended to read as follows:

''(b)(1) The following property shall be subject to forfeiture to the United States and no property right shall exist in such property:

''(A) Any article bearing or consisting of a counterfeit mark used in committing a violation of subsection (a).

''(B) Any property used, in any manner or part, to commit or to facilitate the commission of a violation of subsection (a).

''(2) The provisions of chapter 46 of this title relating to civil forfeitures, including section 983 of this title, shall extend to any seizure or civil forfeiture under this section. At the conclusion of the forfeiture proceedings, the court, unless otherwise requested by an agency of the United States, shall order that any forfeited article bearing or consisting of a counterfeit mark be destroyed or otherwise disposed of according to law.

''(3)(A) The court, in imposing sentence on a person convicted of an offense under this section, shall order, in addition to any other sentence imposed, that the person forfeit to the United States—

''(i) any property constituting or derived from any proceeds the person obtained, directly or indirectly, as the result of the offense;

''(ii) any of the person's property used, or intended to be used, in any manner or part, to commit, facilitate, aid, or abet the commission of the offense; and

''(iii) any article that bears or consists of a counterfeit mark used in committing the offense.

''(B) The forfeiture of property under subparagraph (A), including any seizure and disposition of the property and any related judicial or administrative proceeding, shall be governed by the procedures set forth in section 413 of the Comprehensive Drug Abuse Prevention and Control Act of 1970 (21 U.S.C. 853), other than subsection (d) of that section. Notwithstanding section 413(h) of that Act, at the conclusion of the forfeiture proceedings, the court shall order that any forfeited article or component of an article bearing or consisting of a counterfeit mark be destroyed.

''(4) When a person is convicted of an offense under this section, the court, pursuant to sections 3556, 3663A, and 3664, shall order the person to pay restitution to the owner of the mark and any other victim of the offense as an offense against property referred to in section 3663A(c)(1)(A)(ii).

''(5) The term 'victim', as used in paragraph (4), has the meaning given that term in section 3663A(a)(2).''.

(3) Subsection (e)(1) is amended—

(A) by striking subparagraph (A) and inserting the following:

''(A) a spurious mark—

''(i) that is used in connection with trafficking in any goods, services, labels, patches, stickers, wrappers, badges, emblems, medallions, charms, boxes, containers, cans, cases, hangtags, documentation, or packaging of any type or nature;

''(ii) that is identical with, or substantially indistinguishable from, a mark registered on the principal register in the United States Patent and Trademark Office and in use, whether or not the defendant knew such mark was so registered;

''(iii) that is applied to or used in connection with the goods or services for which the mark is registered with the United States Patent and Trademark Office, or is applied to or consists of a label, patch, sticker, wrapper, badge, emblem, medallion, charm, box, container, can, case, hangtag, documentation, or packaging of any type or nature that is designed, marketed, or otherwise intended to be used on or in connection with the goods or services for which the mark is registered in the United States Patent and Trademark Office; and

''(iv) the use of which is likely to cause confusion, to cause mistake, or to deceive; or''; and

(B) by amending the matter following subparagraph (B) to read as follows:

''but such term does not include any mark or designation used in connection with goods or services, or a mark or designation applied to labels, patches, stickers, wrappers, badges, emblems, medallions, charms, boxes, containers, cans, cases, hangtags, documentation, or packaging of any type or nature used in connection with such goods or services, of which the manufacturer or producer was, at the time of the manufacture or production in question, authorized to use the mark or designation for the type of goods or services so manufactured or produced, by the holder of the right to use such mark or designation.''.

(4) Section 2320 is further amended—

(A) by redesignating subsection (f) as subsection (g); and

(B) by inserting after subsection (e) the following:

''(f) Nothing in this section shall entitle the United States to bring a criminal cause of action under this section for the repackaging of genuine goods or services not intended to deceive or confuse.''.

(c) SENTENCING GUIDELINES.—

(1) REVIEW AND AMENDMENT.—Not later than 180 days after the date of enactment of this Act, the United States Sentencing Commission, pursuant to its authority under section 994 of title 28, United States Code, and in accordance with this subsection, shall review and, if appropriate, amend the Federal sentencing guidelines and policy statements applicable to persons convicted of any offense under section 2318 or 2320 of title 18, United States Code.

(2) AUTHORIZATION.—The United States Sentencing Commission may amend the Federal sentencing guidelines in accordance with the procedures set forth in section 21(a) of the Sentencing Act of 1987 (28 U.S.C. 994 note) as though the authority under that section had not expired.

(3) RESPONSIBILITIES OF UNITED STATES SENTENCING COMMISSION.—In carrying out this subsection, the United States Sentencing Commission shall determine whether the definition of ''infringement amount'' set forth in application note 2 of section 2B5.3 of the Federal sentencing guidelines is adequate to address situations in which the defendant has been convicted of one of the offenses listed in paragraph (1) and the item in which the defendant trafficked was not an infringing item but rather was intended to facilitate infringement, such as an anti-circumvention device, or the item in which the defendant trafficked was infringing and also was intended to facilitate infringement in another good or service, such as a counterfeit label, documentation, or packaging, taking into account cases such as U.S. v. Sung, 87 F.3d 194 (7th Cir. 1996).

SEC. 2. TRAFFICKING DEFINED.

(a) SHORT TITLE.—This section may be cited as the ''Protecting American Goods and Services Act of 2005''.

(b) COUNTERFEIT GOODS OR SERVICES.—Section 2320(e) of title 18, United States Code, is amended—

(1) by striking paragraph (2) and inserting the following:

''(2) the term 'traffic' means to transport, transfer, or otherwise dispose of, to another, for purposes of commercial advantage or private financial gain, or to make, import, export, obtain control of, or possess, with intent to so transport, transfer, or otherwise dispose of;'';

(2) by redesignating paragraph (3) as paragraph (4); and

(3) by inserting after paragraph (2) the following:

''(3) the term 'financial gain' includes the receipt, or expected receipt, of anything of value; and''.

(c) CONFORMING AMENDMENTS.—

(1) SOUND RECORDINGS AND MUSIC VIDEOS OF LIVE MUSICAL PERFORMANCES.—Section 2319A(e) of title 18, United States Code, is amended by striking paragraph (2) and inserting the following:

''(2) the term 'traffic' has the same meaning as in section 2320(e) of this title.''.

(2) COUNTERFEIT LABELS FOR PHONORECORDS, COMPUTER PROGRAMS, ETC.—Section 2318(b) of title 18, United States Code, is amended by striking paragraph (2) and inserting the following:

''(2) the term 'traffic' has the same meaning as in section 2320(e) of this title;''.

(3) ANTI-BOOTLEGGING.—Section 1101 of title 17, United States Code, is amended by striking subsection (b) and inserting the following:

''(b) DEFINITION.—In this section, the term 'traffic' has the same meaning as in section 2320(e) of title 18.''.

The SPEAKER pro tempore, Mrs. BIGGERT, recognized Mr. SENSENBRENNER and Mr. CONYERS, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and agree to said amendment of the Senate?

The SPEAKER pro tempore, Mrs. BIGGERT, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said amendment of the Senate was agreed to.

A motion to reconsider the vote whereby the rules were suspended and said amendment of the Senate was agreed to was, by unanimous consent, laid on the table.

Ordered, That the Clerk notify the Senate thereof.

¶13.17 NATIONAL ENGINEERS WEEK

Mr. INGLIS of South Carolina moved to suspend the rules and agree to the following resolution (H. Res. 681):

Whereas engineers use their scientific and technical knowledge and skills in creative and innovative ways to fulfill society's needs;

Whereas in just this past year, engineers have helped meet the major technological challenges of our time—from rebuilding towns devastated by natural disasters to designing an information superhighway that will speed our country into the next century;

Whereas engineers are a crucial link in research, development, and demonstration and in transforming scientific discoveries into useful products, and we will look more than ever to engineers and their knowledge and skills to meet the challenges of the future;

Whereas engineers play a crucial role in developing the consensus engineering standards that permit modern economies and societies to exist;

Whereas the recent National Academy of Sciences report entitled ''Rising Above the Gathering Storm'' highlighted the worrisome trend that fewer students are now focusing on engineering in college at a time when increasing numbers of today's 2,000,000 United States engineers are nearing retirement;

Whereas the National Society of Professional Engineers through National Engineers Week and other activities is raising public awareness of engineers' positive contributions to our quality of life;

Whereas National Engineering Week activities at engineering schools and in other forums are encouraging our young math and science students to see themselves as possible future engineers and to realize the practical power of their knowledge;

Whereas National Engineers Week has grown into a formal coalition of more than 70 engineering, education, and cultural societies, and more than 50 major corporations and government agencies;

Whereas National Engineers Week is celebrated during the week of George Washington's birthday to honor the contributions that our first President, a military engineer and land surveyor, made to engineering; and

Whereas February 19 to 25, 2006, has been designated by the President as National Engineers Week: Now, therefore, be it

Resolved, That the House of Representatives—

(1) will work with the engineering community to make sure that the creativity and contribution of that community can be expressed through research, development, standardization, and innovation; and

(2) supports the goals and ideals of National Engineers Week and its aims to increase understanding of and interest in engineering and technology careers and to promote literacy in math and science.

The SPEAKER pro tempore, Mrs. BIGGERT, recognized Mr. INGLIS of South Carolina and Mr. LIPINSKI, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and agree to said resolution?

The SPEAKER pro tempore, Mrs. BIGGERT, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said resolution was agreed to.

A motion to reconsider the vote whereby the rules were suspended and said resolution was agreed to was, by unanimous consent, laid on the table.

¶13.18 RECESS—4:02 P.M.

The SPEAKER pro tempore, Mrs. BIGGERT, pursuant to clause 12(a) of rule I, declared the House in recess at 4 o'clock and 2 minutes p.m., until approximately 6:30 p.m.

¶13.19 AFTER RECESS—6:30 P.M.

The SPEAKER pro tempore, Mr. ADERHOLT, called the House to order.

¶13.20 H.R. 4054—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mr. ADERHOLT, pursuant to clause 8, rule XX, announced the unfinished business to be the motion to suspend the rules and pass the bill (H.R. 4054) to designate the facility of the United States Postal Service located at 6110 East 51st Place in Tulsa, Oklahoma, as the ''Dewey F. Bartlett Post Office''.

The question being put,

Will the House suspend the rules and pass said bill?

The vote was taken by electronic device.

It was decided in the affirmative ..... { Yeas ..... 413 / Nays 1

¶13.21 [Roll No. 19]

YEAS—413

Ackerman
Aderholt
Akin
Alexander
Allen
Andrews
Baca
Bachus
Baird
Baker
Baldwin
Barrett (SC)
Barrow
Bartlett (MD)
Barton (TX)
Bass
Bean
Beauprez
Becerra
Berkley
Berman
Berry
Biggert
Bilirakis
Bishop (GA)
Bishop (NY)
Bishop (UT)
Blackburn
Blumenauer
Blunt
Boehlert
Boehner
Bonilla
Bonner
Bono
Boozman
Boren
Boswell
Boucher
Boustany
Boyd
Bradley (NH)
Brady (PA)
Brown (OH)
Brown (SC)
Brown, Corrine
Brown-Waite, Ginny
Burgess
Butterfield
Buyer
Calvert
Camp (MI)
Campbell (CA)
Cannon
Cantor
Capito
Capps
Capuano
Cardin
Cardoza
Carnahan
Carson
Carter
Case
Castle
Chabot
Chandler
Chocola
Clay
Cleaver
Clyburn
Coble
Cole (OK)
Conaway
Conyers
Cooper
Costello
Cramer
Crenshaw
Crowley
Cubin
Culberson
Cummings
Davis (AL)
Davis (CA)
Davis (IL)
Davis (KY)
Davis (TN)
Davis, Jo Ann
Davis, Tom
Deal (GA)
DeFazio
DeGette
Delahunt
DeLauro
DeLay
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Dicks
Dingell
Doggett
Doolittle
Doyle
Drake
Dreier
Duncan
Edwards
Ehlers
Emanuel
Emerson
Engel
English (PA)
Eshoo
Etheridge
Everett
Farr
Fattah
Feeney
Ferguson
Filner
Fitzpatrick (PA)
Flake
Foley
Forbes
Ford
Fortenberry
Fossella
Foxx
Frank (MA)
Franks (AZ)
Frelinghuysen
Gallegly
Garrett (NJ)
Gerlach
Gibbons
Gilchrest
Gillmor
Gingrey
Gohmert
Goode
Goodlatte
Gordon
Granger
Graves
Green (WI)
Green, Al
Green, Gene
Grijalva
Gutknecht
Hall
Harman
Harris
Hart
Hastings (FL)
Hastings (WA)
Hayes
Hayworth
Hefley
Hensarling
Herger
Herseth
Higgins
Hinchey
Hobson
Hoekstra
Holden
Holt
Honda
Hooley
Hostettler
Hoyer
Hulshof
Hunter
Hyde
Inglis (SC)
Inslee
Israel
Issa
Istook
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Jenkins
Jindal
Johnson (CT)
Johnson (IL)
Johnson, E. B.
Jones (NC)
Jones (OH)
Kanjorski
Kaptur
Keller
Kelly
Kennedy (MN)
Kennedy (RI)
Kildee
Kilpatrick (MI)
Kind
King (IA)
King (NY)
Kingston
Kirk
Kline
Knollenberg
Kolbe
Kucinich
Kuhl (NY)
LaHood
Langevin
Lantos
Larsen (WA)
Larson (CT)
Latham
LaTourette
Leach
Lee
Levin
Lewis (CA)
Lewis (GA)
Lewis (KY)
Linder
Lipinski
LoBiondo
Lofgren, Zoe
Lowey
Lucas
Lungren, Daniel E.
Lynch
Mack
Maloney
Manzullo
Marchant
Markey
Marshall
Matheson
Matsui
McCarthy
McCaul (TX)
McCollum (MN)
McCotter
McCrery
McDermott
McGovern
McHenry
McHugh
McIntyre
McKeon
McKinney
McMorris
McNulty
Meehan
Meek (FL)
Melancon
Mica
Michaud
Millender-McDonald
Miller (FL)
Miller (MI)
Miller (NC)
Miller, Gary
Miller, George
Mollohan
Moore (KS)
Moore (WI)
Moran (KS)
Moran (VA)
Murphy
Murtha
Musgrave
Myrick
Nadler
Napolitano
Neal (MA)
Neugebauer
Ney
Northup
Norwood
Nunes
Nussle
Oberstar
Obey
Olver
Ortiz
Osborne
Otter
Owens
Oxley
Pallone
Pascrell
Pastor
Paul
Pearce
Pelosi
Pence
Peterson (MN)
Peterson (PA)
Petri
Pickering
Pitts
Platts
Poe
Pombo
Pomeroy
Porter
Price (GA)
Price (NC)
Pryce (OH)
Putnam
Radanovich
Rahall
Ramstad
Rangel
Regula
Rehberg
Reichert
Renzi
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Ros-Lehtinen
Ross
Rothman
Roybal-Allard
Royce
Ruppersberger
Ryan (OH)
Ryan (WI)
Ryun (KS)
Sabo
Salazar
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Saxton
Schakowsky
Schiff
Schmidt
Schwartz (PA)
Schwarz (MI)
Scott (GA)
Scott (VA)
Sensenbrenner
Serrano
Sessions
Shadegg
Shaw
Shays
Sherman
Sherwood
Shimkus
Shuster
Simmons
Simpson
Skelton
Slaughter
Smith (NJ)
Smith (TX)
Smith (WA)
Snyder
Sodrel
Souder
Spratt
Stark
Stearns
Strickland
Stupak
Sullivan
Tancredo
Tanner
Tauscher
Taylor (MS)
Taylor (NC)
Terry
Thomas
Thompson (CA)
Thompson (MS)
Thornberry
Tiahrt
Tiberi
Tierney
Towns
Turner
Udall (CO)
Udall (NM)
Upton
Van Hollen
Velázquez
Visclosky
Walden (OR)
Walsh
Wamp
Wasserman Schultz
Waters
Watson
Watt
Waxman
Weldon (FL)
Weldon (PA)
Weller
Westmoreland
Whitfield
Wicker
Wilson (NM)
Wilson (SC)
Wolf
Woolsey
Wu
Wynn
Young (AK)
Young (FL)

NAYS—1

Abercrombie

NOT VOTING—18

Brady (TX)
Burton (IN)
Costa
Cuellar
Davis (FL)
Evans
Gonzalez
Gutierrez
Hinojosa
Johnson, Sam
Meeks (NY)
Payne
Reyes
Rush
Solis
Sweeney
Weiner
Wexler

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

¶13.22 S. 2271—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mr. ADERHOLT, pursuant to clause 8, rule XX, announced the further unfinished business to be the motion to suspend the rules and pass the bill of the Senate (S. 2271) to clarify that individuals who receive FISA orders can challenge nondisclosure requirements, that individuals who receive national security letters are not required to disclose the name of their attorney, that libraries are not wire or electronic communication service providers unless they provide specific services, and for other purposes.

The question being put,

Will the House suspend the rules and pass said bill?

The vote was taken by electronic device.

It was decided in the affirmative ..... { Yeas ..... 280 / Nays 138

¶13.23 [Roll No. 20]

YEAS—280

Aderholt
Akin
Alexander
Andrews
Bachus
Baird
Baker
Barrett (SC)
Barrow
Barton (TX)
Bass
Bean
Beauprez
Berry
Biggert
Bilirakis
Bishop (GA)
Bishop (NY)
Blackburn
Blunt
Boehlert
Boehner
Bonilla
Bonner
Bono
Boozman
Boren
Boswell
Boustany
Boyd
Bradley (NH)
Brady (TX)
Brown (SC)
Brown-Waite, Ginny
Burgess
Buyer
Calvert
Camp (MI)
Campbell (CA)
Cannon
Cantor
Capito
Cardin
Cardoza
Carnahan
Carter
Case
Castle
Chabot
Chandler
Chocola
Coble
Cole (OK)
Conaway
Cooper
Cramer
Crenshaw
Cubin
Culberson
Davis (AL)
Davis (KY)
Davis (TN)
Davis, Jo Ann
Davis, Tom
Deal (GA)
DeLay
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Dicks
Doolittle
Drake
Dreier
Edwards
Ehlers
Emanuel
Emerson
English (PA)
Etheridge
Everett
Feeney
Ferguson
Fitzpatrick (PA)
Flake
Foley
Forbes
Ford
Fortenberry
Fossella
Foxx
Franks (AZ)
Frelinghuysen
Gallegly
Garrett (NJ)
Gerlach
Gibbons
Gilchrest
Gillmor
Gingrey
Gohmert
Goode
Goodlatte
Granger
Graves
Green (WI)
Green, Gene
Gutknecht
Hall
Harman
Harris
Hart
Hastings (WA)
Hayes
Hayworth
Hefley
Hensarling
Herger
Herseth
Higgins
Hobson
Hoekstra
Holden
Hostettler
Hoyer
Hulshof
Hunter
Hyde
Inglis (SC)
Israel
Issa
Istook
Jenkins
Jindal
Johnson (CT)
Kanjorski
Kaptur
Keller
Kelly
Kennedy (MN)
Kind
King (IA)
King (NY)
Kingston
Kirk
Kline
Knollenberg
Kolbe
Kuhl (NY)
LaHood
Langevin
Larsen (WA)
Latham
LaTourette
Leach
Levin
Lewis (CA)
Lewis (KY)
Linder
Lipinski
LoBiondo
Lungren, Daniel E.
Marchant
Marshall
Matheson
McCarthy
McCaul (TX)
McCotter
McCrery
McHenry
McHugh
McIntyre
McKeon
McMorris
Melancon
Mica
Miller (FL)
Miller (MI)
Miller (NC)
Miller, Gary
Moore (KS)
Moran (KS)
Murphy
Murtha
Musgrave
Myrick
Neugebauer
Ney
Northup
Norwood
Nunes
Nussle
Ortiz
Osborne
Pascrell
Pearce
Pence
Peterson (PA)
Petri
Pickering
Pitts
Platts
Poe
Pombo
Pomeroy
Porter
Price (GA)
Pryce (OH)
Putnam
Radanovich
Ramstad
Regula
Rehberg
Reichert
Renzi
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Ros-Lehtinen
Ross
Rothman
Royce
Ruppersberger
Ryan (WI)
Ryun (KS)
Salazar
Saxton
Schiff
Schmidt
Schwartz (PA)
Schwarz (MI)
Scott (GA)
Sensenbrenner
Sessions
Shadegg
Shaw
Shays
Sherman
Sherwood
Shimkus
Shuster
Simmons
Simpson
Skelton
Smith (NJ)
Smith (TX)
Smith (WA)
Snyder
Sodrel
Souder
Spratt
Stearns
Strickland
Sullivan
Tancredo
Taylor (MS)
Taylor (NC)
Terry
Thomas
Thornberry
Tiahrt
Tiberi
Turner
Udall (CO)
Upton
Van Hollen
Walden (OR)
Walsh
Wamp
Weldon (FL)
Weldon (PA)
Weller
Westmoreland
Whitfield
Wicker
Wilson (NM)
Wilson (SC)
Wolf
Wynn
Young (FL)

NAYS—138

Abercrombie
Ackerman
Allen
Baca
Baldwin
Bartlett (MD)
Becerra
Berkley
Berman
Bishop (UT)
Blumenauer
Boucher
Brady (PA)
Brown (OH)
Brown, Corrine
Butterfield
Capps
Capuano
Carson
Clay
Cleaver
Clyburn
Conyers
Costello
Crowley
Cummings
Davis (CA)
Davis (IL)
DeFazio
DeGette
Delahunt
DeLauro
Dingell
Doggett
Doyle
Duncan
Engel
Eshoo
Farr
Fattah
Filner
Frank (MA)
Gordon
Green, Al
Grijalva
Hastings (FL)
Hinchey
Holt
Honda
Hooley
Inslee
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Johnson (IL)
Johnson, E. B.
Jones (NC)
Jones (OH)
Kennedy (RI)
Kildee
Kilpatrick (MI)
Kucinich
Lantos
Larson (CT)
Lee
Lewis (GA)
Lofgren, Zoe
Lowey
Lucas
Lynch
Mack
Maloney
Manzullo
Markey
Matsui
McCollum (MN)
McDermott
McGovern
McKinney
McNulty
Meehan
Meek (FL)
Michaud
Millender-McDonald
Miller, George
Mollohan
Moore (WI)
Moran (VA)
Nadler
Napolitano
Neal (MA)
Oberstar
Obey
Olver
Otter
Owens
Oxley
Pallone
Pastor
Paul
Pelosi
Peterson (MN)
Price (NC)
Rahall
Rangel
Rohrabacher
Roybal-Allard
Rush
Ryan (OH)
Sabo
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Schakowsky
Scott (VA)
Serrano
Slaughter
Solis
Stark
Stupak
Tanner
Tauscher
Thompson (CA)
Thompson (MS)
Tierney
Towns
Udall (NM)
Velázquez
Visclosky
Wasserman Schultz
Waters
Watson
Watt
Waxman
Weiner
Woolsey
Wu
Young (AK)

NOT VOTING—14

Burton (IN)
Costa
Cuellar
Davis (FL)
Evans
Gonzalez
Gutierrez
Hinojosa
Johnson, Sam
Meeks (NY)
Payne
Reyes
Sweeney
Wexler

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk notify the Senate thereof.

¶13.24 PROVIDING FOR THE FURTHER CONSIDERATION OF H.R. 4167

Mr. GINGREY, by direction of the Committee on Rules, reported (Rept. No. 109–386) the resolution (H. Res. 710) providing for the further consideration of the bill (H.R. 4167) to amend the Federal Food, Drug, and Cosmetic Act to provide for uniform food safety warning notification requirements, and for other purposes.

When said resolution and report were referred to the House Calendar and ordered printed.

¶13.25 MESSAGE FROM THE SENATE

A message from the Senate by Ms. Curtis, one of its clerks, announced that the Senate has passed a bill of the following title in which the concurrence of the House is requested:

S. 2320. An Act to make available funds included in the Deficit Reduction Act of 2005 for the Low-Income Home Energy Assistance Program for fiscal year 2006, and for other purposes.

The message also announced that the Senate agree to the report of the committee of conference on the disagreeing votes of the two Houses on the amendment of the Senate to the bill (H.R. 3199) entitled ''An Act to extend and modify authorities needed to combat terrorism, and for other purposes.''.

¶13.26 SENATE BILL REFERRED

A bill of the Senate of the following title was taken from the Speaker's table and, under the rule, referred as follows:

S. 2320. An Act to make available funds included in the Deficit Reduction Act of 2005 for the Low-Income Home Energy Assistance Program for fiscal year 2006, and for other purposes; to the Committee on Energy and Commerce in addition to the Committee on Education and the Workforce for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

¶13.27 LEAVE OF ABSENCE

By unanimous consent, leave of absence was granted—

To Mr. BURTON of Indiana, for today;

To Mr. COSTA, for today and balance of the week;

To Mr. CUELLAR, for today;

To Mr. HINOJOSA, for today and March 8;

To Mr. REYES, for today; and

To Mr. SWEENEY, for today.

And then,

¶13.28 ADJOURNMENT

On motion of Mr. MEEK of Florida, at 11 o'clock and 45 minutes p.m., the House adjourned.

¶13.29 REPORTS OF COMMITTEES ON PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XIII, reports of committees were delivered to the Clerk for printing and reference to the proper calendar, as follows:

Mr. HUNTER: Committee on Armed Services. House Resolution 645. Resolution requesting the President and directing the Secretary of Defense to transmit to the House of Representatives all information in the possession of the President or the Secretary of Defense relating to the collection of intelligence information pertaining to persons inside the United States without obtaining court-ordered warrants authorizing the collection of such information and relating to the policy of the United States with respect to the gathering of counterterrorism intelligence within the United States; adversely (Rept. 109–384). Referred to the House Calendar.

Mr. HOEKSTRA: Permanent Select Committee on Intelligence. House Resolution 641. Resolution requesting the President to provide to the House of Representatives certain documents in his possession relating to electronic surveillance without search warrants on individuals in the United States; adversely (Rept. 109–385). Referred to the House Calendar.

Mr. GINGREY: Committee on Rules. House Resolution 710. Resolution providing for further consideration of the bill (H.R. 4167) to

amend the Federal Food, Drug, and Cosmetic Act to provide for uniform food safety warning notification requirements, and for other purposes (Rept. 109–386). Referred to the House Calendar.

¶13.30 PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XII, public bills and resolutions were introduced and severally referred, as follows:

By Mr. HUNTER (for himself, Mr. SAXTON, Mr. SKELTON, Mr. DAVIS of Kentucky, Mrs. JO ANN DAVIS of Virginia, Mr. JONES of North Carolina, Mr. LOBIONDO, Mr. MILLER of Florida, Mr. SMITH of New Jersey, Mr. POE, Mr. BACHUS, Mr. HEFLEY, Mr. NEY, Mr. TURNER, and Mr. DUNCAN):

H.R. 4881. A bill to promote the national defense by establishing requirements for the ownership, management, and operation of critical infrastructure in the United States, and for other purposes; to the Committee on Financial Services, and in addition to the Committees on Armed Services, Energy and Commerce, International Relations, and Homeland Security, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. POMBO (for himself, Mr. RAHALL, Mr. PEARCE, and Mrs. CHRISTENSEN):

H.R. 4882. A bill to ensure the proper remembrance of Vietnam veterans and the Vietnam War by providing a deadline for the designation of a visitor center for the Vietnam Veterans Memorial; to the Committee on Resources.

By Mr. FITZPATRICK of Pennsylvania (for himself and Mr. SCHIFF):

H.R. 4883. A bill to provide justice for crime victims' families, and for other purposes; to the Committee on the Judiciary.

By Mr. KENNEDY of Minnesota:

H.R. 4884. A bill to amend the Internal Revenue Code of 1986 to include in gross income the value of assets set aside under an employer nonqualified deferred compensation plan when the employer defined benefit plan has a funding target attainment percentage of less than 80 percent; to the Committee on Ways and Means.

By Ms. BERKLEY:

H.R. 4885. A bill to amend the Defense Production Act of 1950 to prohibit acquisitions, mergers, or takeovers of persons engaged in interstate commerce in the United States by entities controlled by or acting on behalf of foreign governments that do not recognize countries that are member states of the United Nations, participate in boycotts against countries that are friendly to the United States, or provide support for international terrorism; to the Committee on Financial Services, and in addition to the Committees on Energy and Commerce, and International Relations, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. MCGOVERN (for himself, Mr. GRIJALVA, Mr. KUCINICH, and Mr. DELAHUNT):

H.R. 4886. A bill to designate Colombia under section 244 of the Immigration and Nationality Act in order to make nationals of Colombia eligible for temporary protected status under such section; to the Committee on the Judiciary.

By Ms. BERKLEY:

H.R. 4887. A bill to amend the Internal Revenue Code of 1986 to exclude from gross income amounts awarded to qui tam plaintiffs; to the Committee on Ways and Means.

By Mr. BOUSTANY (for himself, Mr. BAKER, Mr. ALEXANDER, Mr. MELANCON, and Mr. JINDAL):

H.R. 4888. A bill to amend the provision regarding the emergency watershed protection program in the Department of Defense, Emergency Supplemental Appropriations to Address Hurricanes in the Gulf of Mexico, and Pandemic Influenza Act, 2006, to restore the discretion of the Secretary of Agriculture to waive or reduce the non-Federal cost share requirements of the program; to the Committee on Agriculture.

By Mr. GINGREY:

H.R. 4889. A bill to grant the power to the President to reduce budget authority; to the Committee on the Budget, and in addition to the Committees on Rules, and Ways and Means, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. RYAN of Wisconsin (for himself, Mr. DREIER, Mr. FEENEY, Mr. CHOCOLA, Mr. GREEN of Wisconsin, Mr. KINGSTON, Mr. HENSARLING, Mr. HERGER, Mr. HAYWORTH, Mr. ISTOOK, Mr. SHAYS, Mr. WILSON of South Carolina, Mr. SESSIONS, Mr. RYUN of Kansas, Mr. GARRETT of New Jersey, Mr. FLAKE, Mr. CANTOR, Mrs. MUSGRAVE, Mr. CONAWAY, Mr. MATHESON, Mr. INGLIS of South Carolina, Mr. PENCE, Mr. FORTUÑO, Mr. BACHUS, Mr. UPTON, Mr. PLATTS, Mr. BURTON of Indiana, Mr. MCHENRY, Mr. MORAN of Kansas, Mr. PITTS, Mr. ROYCE, Mr. POMBO, Mr. SHADEGG, Mr. BEAUPREZ, Mrs. BONO, Mr. KIRK, Mr. MACK, Mr. TERRY, Mr. KENNEDY of Minnesota, Mr. PUTNAM, Mr. KLINE, Mr. CANNON, Mr. RENZI, Mr. GALLEGLY, Mrs. BLACKBURN, Mr. SENSENBRENNER, Mr. ENGLISH of Pennsylvania, and Mr. UDALL of Colorado):

H.R. 4890. A bill to amend the Congressional and Impoundment Control Act of 1974 to provide for the expedited consideration of certain proposed rescissions of budget authority; to the Committee on the Budget, and in addition to the Committee on Rules, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. HINCHEY (for himself, Mr. SHAYS, Mrs. LOWEY, Mr. ENGEL, and Mrs. KELLY):

H.R. 4891. A bill to require the Nuclear Regulatory Commission to conduct an Independent Safety Assessment of the Indian Point Nuclear Power Plant; to the Committee on Energy and Commerce.

By Mr. PAUL (for himself and Mr. JONES of North Carolina):

H.R. 4892. A bill to require the Board of Governors of the Federal Reserve System to continue to make available to the public on a weekly basis information on the measure of the M3 monetary aggregate, and its components, and for other purposes; to the Committee on Financial Services.

By Mr. POMBO:

H.R. 4893. A bill to amend section 20 of the Indian Gaming Regulatory Act to restrict off-reservation gaming; to the Committee on Resources.

By Mr. PORTER:

H.R. 4894. A bill to provide for certain access to national crime information databases by schools and educational agencies for employment purposes, with respect to individuals who work with children; to the Committee on the Judiciary.

By Mr. ROHRABACHER:

H.R. 4895. A bill to amend the Foreign Assistance Act of 1961 to limit the provision of United States military assistance and the sale, transfer, or licensing of United States military equipment or technology to Ethiopia; to the Committee on International Relations.

By Ms. SCHAKOWSKY (for herself, Mr. BROWN of Ohio, Mrs. MCCARTHY, Mr. LANTOS, Ms. NORTON, Ms. MILLENDER-MCDONALD, Ms. KILPATRICK of Michigan, Mrs. CHRISTENSEN, Mr. GRIJALVA, Mr. SERRANO, Mr. MCDERMOTT, and Mr. GUTIERREZ):

H.R. 4896. A bill to direct the Consumer Product Safety Commission to promulgate a consumer product safety standard for each durable infant or toddler product, and for other purposes; to the Committee on Energy and Commerce.

By Mr. UDALL of Colorado (for himself and Mr. LATHAM):

H.R. 4897. A bill to reauthorize the Renewable Energy Systems and Energy Efficiency Improvements Program of the Department of Agriculture through fiscal year 2011 and to increase the annual level of Commodity Credit Corporation funding for the program; to the Committee on Agriculture.

By Mr. REGULA (for himself, Mr. SAM JOHNSON of Texas, and Mr. BECERRA):

H.J. Res. 81. A joint resolution providing for the appointment of Phillip Frost as a citizen regent of the Board of Regents of the Smithsonian Institution; to the Committee on House Administration.

By Mr. REGULA (for himself, Mr. SAM JOHNSON of Texas, and Mr. BECERRA):

H.J. Res. 82. A joint resolution providing for the reappointment of Alan G. Spoon as a citizen regent of the Board of Regents of the Smithsonian Institution; to the Committee on House Administration.

By Mr. RANGEL:

H. Con. Res. 352. Concurrent resolution recognizing the contributions of the New York Public Library's Schomburg Center for Research in Black Culture in educating the people of the United States about the African-American migration experience, and for other purposes; to the Committee on the Judiciary.

By Mr. COSTA (for himself, Mr. GILLMOR, Mr. REGULA, Mr. HOBSON, and Mr. SHADEGG):

H. Res. 711. A resolution recognizing and honoring the 150th anniversary of the founding of the Sigma Alpha Epsilon Fraternity; to the Committee on Education and the Workforce.

By Mr. PETERSON of Minnesota:

H. Res. 712. A resolution commending the United States men's and women's curling teams on their accomplishments at the 2006 Winter Olympic Games in Torino, Italy; to the Committee on Government Reform.

¶13.31 MEMORIALS

Under clause 3 of rule XII, memorials were presented and referred as follows:

262. The SPEAKER presented a memorial of the Legislature of the State of Louisiana, relative to House Concurrent Resolution No. 30 memorializing the Congress of the United States to take such actions as are necessary to amend the No Child Left Behind Act to provide that paraprofessionals who are employed in Title I schools prior to the enactment of the No Child Left Behind Act shall be deemed to have met the definition of ''highly qualified'' for purposes of such legislation due to such employment and the experience gained as a result of such employment; to the Committee on Education and the Workforce.

263. Also, a memorial of the Legislature of the State of Louisiana, relative to House Concurrent Resolution No. 32 memorializing the Congress of the United States to take such actions as are necessary to close the Mississippi River Gulf Outlet; to the Committee on Transportation and Infrastructure.

264. Also, a memorial of the Legislature of the State of Louisiana, relative to House Concurrent Resolution No. 5 memorializing the Congress of the United States to take such actions as are necessary to require the Federal Emergency Management Agency to honor the preferences of local governing authorities in determining the location of temporary housing sites; to the Committee on Transportation and Infrastructure.

265. Also, a memorial of the Legislature of the State of Louisiana, relative to House Concurrent Resolution No. 20 urging the Louisiana congressional delegation to ensure enactment of legislation to require the Federal Emergency Management Agency to provide the same level assistance to the residents of certain parishes who were affected by Hurricane Rita as the residents of Louisiana affected by Hurricane Katrina, including funding assistance with demolition and removal of damaged housing; to the Committee on Transportation and Infrastructure.

266. Also, a memorial of the Legislature of the State of Louisiana, relative to House Concurrent Resolution No. 24 memorializing the Congress of the United States to take such actions as are necessary to immediately close the Mississippi River Gulf Outlet and return the are to essential coastal wetlands and marshes; to the Committee on Transportation and Infrastructure.

267. Also, a memorial of the Legislature of the State of Louisiana, relative to House Concurrent Resolution No. 26 urging the United States Army Corps of Engineers to provide a listing of all Hurricane Katrina and Hurricane Rita related projects, including specific details including the type of work, the name of the contractor, and the total price of the contract; to the Committee on Transportation and Infrastructure.

268. Also, a memorial of the Legislature of the State of Louisiana, relative to House Concurrent Resolution No. 17 memorializing the Congress of the United States to take such actions as are necessary to allow a five hundred dollar federal tax deduction for people who housed evacuees rent free for at least sixty continuous days as a result of Hurricane Rita; to the Committee on Ways and Means.

¶13.32 ADDITIONAL SPONSORS

Under clause 7 of rule XII, sponsors were added to public bills and resolutions as follows:

H.R. 23: Mr. MEEK of Florida.
H.R. 95: Mr. HOLT and Mr. LATOURETTE.
H.R. 147: Mrs. NORTHUP.
H.R. 198: Mr. MCCOTTER.
H.R. 200: Mrs. WILSON of New Mexico.
H.R. 282: Mr. PETERSON of Minnesota, Mr. MARKEY, and Mr. PAYNE.
H.R. 283: Mr. MOORE of Kansas.
H.R. 354: Mr. ENGLISH of Pennsylvania.
H.R. 363: Ms. SCHAKOWSKY, Mr. BACA, and Mr. EMANUEL.
H.R. 503: Mr. GREEN of Wisconsin and Mr. GERLACH.
H.R. 515: Mr. MURPHY.
H.R. 517: Mrs. CAPPS, Mr. BACA, and Mr. BRADY of Texas.
H.R. 550: Ms. NORTON, Mr. STRICKLAND, and Mr. ENGLISH of Pennsylvania.
H.R. 552: Mr. LATHAM and Mr. ROGERS of Kentucky.
H.R. 586: Mr. BOOZMAN.
H.R. 611: Ms. WATERS and Mr. BURTON of Indiana.
H.R. 615: Mr. CONYERS.
H.R. 669, Mr. KING of New York.
H.R. 752: Ms. WASSERMAN SCHULTZ, Mr. PRICE of North Carolina, Mr. GORDON, Mr. WEXLER, Mr. NEAL of Massachusetts, Ms. PELOSI, Mr. CARNAHAN, Mr. HONDA, Mr. PAYNE, Ms. LINDA T. SÁNCHEZ of California, Mr. Dingell, and Mr. GONZALEZ.
H.R. 769: Mr. DELAHUNT.
H.R. 791: Mr. DAVIS of Tennessee.
H.R. 807: Mr. ANDREWS, Mr. CONYERS, and Mr. NADLER.
H.R. 808: Mr. RYAN of Ohio, Mrs. KELLY, Mr. DELAHUNT, and Mr. RAHALL.
H.R. 838: Mr. BISHOP of New York.
H.R. 888: Mr. MURPHY.
H.R. 898: Mr. RANGEL, Mr. JEFFERSON, and Mr. LARSON of Connecticut.
H.R. 998: Ms. BERKLEY, Mr. WILSON of South Carolina, Mr. AL GREEN of Texas, and Mr. PUTNAM.
H.R. 1053: Mr. SMITH of Washington, Mr. HYDE, Mr. ROHRABACHER, Mr. FATTAH, Ms. SLAUGHTER, Mrs. TAUSCHER, Mr. KIND, Mr. WILSON of South Carolina, Ms. HART, Ms. HARRIS, Mr. BRADY of Pennsylvania, and Ms. WATSON.
H.R. 1120: Mr. ROTHMAN.
H.R. 1188: Mr. STRICKLAND.
H.R. 1227: Mr. BOUSTANY and Mr. FARR.
H.R. 1262: Ms. LORETTA SANCHEZ of California.
H.R. 1345: Ms. DEGETTE.
H.R. 1366: Mr. BARROW.
H.R. 1393: Mr. KILDEE, Mr. DOYLE, Mr. GUTKNECHT, Mrs. CUBIN, Mr. DAVIS of Tennessee, and Mrs. MCCARTHY.
H.R. 1447: Mr. ROTHMAN.
H.R. 1494: Mr. MARSHALL, Mr. GREEN of Wisconsin, Mr. BAKER, and Mr. BASS.
H.R. 1498: Mrs. MALONEY, Ms. LEE, Mr. BONNER, Mrs. MCCARTHY, and Mr. GONZALEZ.
H.R. 1558: Mr. PLATTS.
H.R. 1578: Mr. SHAYS, Mr. OWENS, and Mr. RYUN of Kansas.
H.R. 1588: Mr. PAYNE.
H.R. 1621: Mr. WEXLER, Mr. BISHOP of Utah, Mr. LYNCH, Mr. MCGOVERN, and Mr. EMANUEL.
H.R. 1649: Mr. FATTAH.
H.R. 1671: Mr. SODREL.
H.R. 1806: Mr. ANDREWS.
H.R. 1951: Mr. BACA.
H.R. 2045: Mr. WILSON of South Carolina.
H.R. 2073: Mr. MEEHAN.
H.R. 2230: Mrs. MCCARTHY.
H.R. 2317: Mr. MOLLOHAN and Ms. KILPATRICK of Michigan.
H.R. 2348: Mr. RENZI.
H.R. 2369: Mr. FATTAH, Mr. REHBERG, Mr. ROGERS of Kentucky, Mr. HAYES, Mr. KLINE, Mr. BERMAN, Mr. MURPHY, and Mr. ENGLISH of Pennsylvania.
H.R. 2390: Mr. MARKEY.
H.R. 2421: Mrs. CAPITO and Ms. MOORE of Wisconsin.
H.R. 2534, Mr. JONES of North Carolina.
H.R. 2592: Ms. SCHAKOWSKY.
H.R. 2642: Mr. BARROW.
H.R. 2669: Mr. TOWNS.
H.R. 2684: Ms. MCCOLLUM of Minnesota and Ms. BERKLEY.
H.R. 2716: Mr. VAN HOLLEN and Ms. BALDWIN.
H.R. 2793: Mr. OBEY and Mr. FATTAH.
H.R. 2804: Mr. PUTNAM.
H.R. 2939: Mr. VAN HOLLEN.
H.R. 3004: Mr. GRAVES.
H.R. 3167: Mr. WELDON of Florida.
H.R. 3255: Ms. GINNY BROWN-WAITE of Florida.
H.R. 3318: Mr. PETERSON of Minnesota.
H.R. 3352: Mr. HOSTETTLER.
H.R. 3361: Ms. HERSETH and Ms. WATSON.
H.R. 3476: Mr. MCCOTTER, Mr. HOLT, Mr. DAVIS of Florida, Mr. MEEKS of New York, Mr. WALSH, Mr. BACA, Mr. ENGLISH of Pennsylvania, Mrs. CAPPS, and Mr. FILNER.
H.R. 3478: Mr. ROGERS of Kentucky, Miss MCMORRIS, Mr. SALAZAR, and Ms. HARRIS.
H.R. 3861: Mr. RYAN of Ohio and Mr. GONZALEZ.
H.R. 3954: Ms. SLAUGHTER.
H.R. 3986: Mr. GONZALEZ.
H.R. 4005: Mr. CHANDLER, Mr. GILLMOR, Mr. SABO, Mr. VAN HOLLEN, Mr. MARSHALL, Mrs. MCCARTHY, Ms. MOORE of Wisconsin, and Mr. RYAN of Ohio.
H.R. 4015: Mr. BISHOP of Georgia, and Mr. WILSON of South Carolina.
H.R. 4019: Mr. PRICE of Georgia, Ms. GINNY BROWN-WAITE of Florida, and Mr. GOODLATTE.
H.R. 4188: Ms. SCHAKOWSKY, and Mr. SANDERS.
H.R. 4197: Mr. BECERRA.
H.R. 4201: Mr. MCDERMOTT, and Ms. MATSUI.
H.R. 4211: Mr. BROWN of Ohio, Ms. CORRINE BROWN of Florida, Ms. JACKSON-LEE of Texas, Mr. TOWNS, Mr. MEEKS of New York, and Ms. EDDIE BERNICE JOHNSON of Texas.
H.R. 4217: Mr. KLINE.
H.R. 4236: Mr. BARTLETT of Maryland, and Mr. MORAN of Kansas.
H.R. 4244: Mr. LATOURETTE.
H.R. 4291: Mr. CLAY, Ms. MOORE of Wisconsin, and Ms. SCHAKOWSKY.
H.R. 4315: Mr. MCCAUL of Texas.
H.R. 4319: Mr. MORAN of Virginia.
H.R. 4338: Mr. BISHOP of Georgia.
H.R. 4341: Mr. HOEKSTRA, Mr. HULSHOF, Mrs. MUSGRAVE, Mr. DAVIS of Alabama, Mr. MURTHA, and Mr. SHUSTER.
H.R. 4357: Ms. MCKINNEY, and Mr. JONES of North Carolina.
H.R. 4364: Mr. CONAWAY, Mr. MCCOTTER, Mr. OTTER, Mr. SULLIVAN, Ms. FOXX, Mr. FRANKS of Arizona, Mr. SAM JOHNSON of Texas, and Mr. RAHALL.
H.R. 4403: Mr. KILDEE.
H.R. 4423: Mr. TOWNS, Mr. WOLF, Mr. ROYCE, Mr. ROHRABACHER, Mr. TANCREDO, Mr. SABO, Mr. MORAN of Virginia, and Mr. BOYD.
H.R. 4434: Mr. SHAYS.
H.R. 4460: Mr. MILLER of Florida.
H.R. 4474: Ms. DEGETTE.
H.R. 4493: Mr. MCGOVERN, Mrs. MCCARTHY, and Ms. KAPTUR.
H.R. 4542: Mr. HOLT, Mr. DELAHUNT, Mr. AL GREEN of Texas, Mr. INSLEE, and Mr. KILDEE.
H.R. 4547: Mr. BOREN, Mr. HERGER, Mr. GORDON, and Ms. HART.
H.R. 4551: Mr. GARRETT of New Jersey.
H.R. 4562: Mr. RYAN of Ohio, Mr. MCCOTTER, Mr. KIND, Mr. ROTHMAN, Ms. HARRIS, Mr. FALEOMAVAEGA, Mr. MCNULTY, and Mr. BURTON of Indiana.
H.R. 4623: Mr. TERRY and Mr. FATTAH.
H.R. 4625: Mr. BOUSTANY.
H.R. 4646: Mr. RADANOVICH, Mr. ROHRABACHER, Mr. MATHESON, Mr. SCOTT of Virginia, Mr. DANIEL E. LUNGREN of California, Mr. POMBO, Mrs. LOWEY, Ms. SOLIS, Ms. SCHAKOWSKY, Mrs. DAVIS of California, Mrs. BONO, Mr. MARKEY, Mr. JONES of North Carolina, Mr. HONDA, Mr. NEAL of Massachusetts, Ms. MATSUI, Ms. WOOLSEY, Ms. PELOSI, Mr. COSTA, Mr. MCKEON, Ms. WATERS, Ms. LORETTA SANCHEZ of California, Mr. GARY G. MILLER of California, Mr. OSBORNE, Mr. HERGER, Mr. NUNES, Mr. CALVERT, Mr. ISSA, Mr. BUYER, and Mr. GRIJALVA.
H.R. 4662: Mr. WYNN and Mr. ENGLISH of Pennsylvania.
H.R. 4668: Mr. LOBIONDO and Mr. SAXTON.
H.R. 4681: Mr. LUCAS, Ms. GINNY BROWN-WAITE of Florida, Mr. HIGGINS, Mr. BOSWELL, Mr. MATHESON, Mrs. SCHMIDT, Mr. CARDIN, Mr. MURPHY, Mrs. EMERSON, Miss MCMORRIS, Mrs. LOWEY, Mr. BARTLETT of Maryland, Mr. STRICKLAND, Mr. WYNN, Mr. PORTER, Mr. BARROW, Mr. DAVIS of Kentucky, Mr. SIMMONS, Mr. KLINE, Mr. DENT, Mrs. NAPOLITANO, Ms. CORRINE BROWN of Florida, Mr. PUTNAM, Mr. FOLEY, and Mr. GORDON.
H.R. 4685: Mr. FATTAH and Mr. RYAN of Ohio.
H.R. 4687: Ms. MOORE of Wisconsin.
H.R. 4696: Mr. GERLACH.
H.R. 4704: Mr. JEFFERSON and Ms. JACKSON-LEE of Texas.
H.R. 4709: Mr. KLINE.
H.R. 4727: Ms. BERKLEY.
H.R. 4736: Mr. GRIJALVA and Ms. MCCOLLUM of Minnesota.

H.R. 4740: Mr. BROWN of South Carolina and Mr. BARTLETT of Maryland.

H.R. 4747: Mr. RANGEL, Mr. KILDEE, Ms. KILPATRICK of Michigan, Ms. SCHAKOWSKY, Mr. MCGOVERN, and Mr. GRIJALVA.

H.R. 4751: Mr. MCHUGH and Mr. MCCOTTER.

H.R. 4755: Mr. STARK, Mr. RYAN of Wisconsin, Mr. KUCINICH, Mr. MCCOTTER, Ms. VELÁZQUEZ, Mr. RUSH, and Ms. DELAURO.

H.R. 4761: Mr. WAMP, Mr. DOOLITTLE, Mr. ROGERS of Alabama, and Mr. YOUNG of Alaska

H.R. 4764: Mr. DAVIS of Illinois, Mr. JEFFERSON, Mr. BROWN of South Carolina, Mr. BISHOP of Georgia, and Mr. ENGLISH of Pennsylvania.

H.R. 4774: Mr. FORD, Mr. PLATTS, Mr. ENGLISH of Pennsylvania, and Mr. SABO.

H.R. 4780: Mr. MCCOTTER, Mr. TANCREDO, Mr. CASE, and Ms. HARRIS.

H.R. 4790: Mr. SESSIONS.

H.R. 4799: Mr. ENGLISH of Pennsylvania, and Mrs. WILSON of New Mexico.

H.R. 4800: Mr. RUSH.

H.R. 4807: Mr. ROGERS of Michigan, Mr. WALSH, Mr. JONES of North Carolina, Mr. RENZI, Ms. VELÁZQUEZ, Mr. WAMP, Mr. WEINER, Mr. ENGLISH of Pennsylvania, Mr. UDALL of Colorado, and Mr. MOORE of Kansas.

H.R. 4808: Mr. SANDERS, Mr. TANCREDO, Mr. RYAN of Ohio, Mr. DINGELL, Mr. MCCOTTER, Ms. KILPATRICK of Michigan, Mr. GOODE, Mr. DOYLE, and Ms. KAPTUR.

H.R. 4813: Ms. ROS-LEHTINEN, Mr. NEAL of Massachusetts, Mr. JONES of North Carolina, Mr. SIMPSON, and Mr. UDALL of Colorado.

H.R. 4820: Mr. EMANUEL, Mr. ALLEN, Mr. SANDERS, Mr. MCDERMOTT, and Mr. FILNER.

H.R. 4830: Mrs. MYRICK, Mr. FORD, Mr. GIBBONS, Mr. ENGLISH of Pennsylvania, Mr. SOUDER, and Mr. CONAWAY.

H.R. 4843: Mr. BURTON of Indiana, Mr. BRADLEY of New Hampshire, Mr. BROWN of South Carolina, Mr. BAKER, and Mr. BILIRAKIS.

H.R. 4859: Mr. BURTON of Indiana.

H.R. 4864: Mr. BISHOP of Georgia and Mr. ROGERS of Alabama.

H.J. Res. 78: Mr. MCGOVERN.

H. Con. Res. 3: Ms. BORDALLO.

H. Con. Res. 24: Mr. ANDREWS.

H. Con. Res. 222: Mr. ANDREWS.

H. Con. Res. 235: Mr. GERLACH and Mr. PETERSON of Minnesota.

H. Con. Res. 320: Mr. TOWNS, Mr. SAM JOHNSON of Texas, and Mr. FORTENBERRY.

H. Con. Res. 336: Ms. JACKSON-LEE of Texas.

H. Con. Res. 338: Mr. WEXLER.

H. Con. Res. 346: Mr. BACHUS, Mr. BURTON of Indiana, and Mr. HALL.

H. Res. 295: Mr. OWENS and Mr. PALLONE.

H. Res. 316: Mrs. MUSGRAVE and Mr. MCINTYRE.

H. Res. 566: Mr. MATHESON, Mr. SIMMONS, Mr. RENZI, Mr. KUCINICH, Mr. HINCHEY, and Mr. MORAN of Kansas.

H. Res. 578: Mr. MORAN of Kansas, Mr. DELAHUNT, and Ms. SCHAKOWSKY.

H. Res. 608: Mr. RYAN of Ohio, Ms. BORDALLO, Ms. HARRIS, Ms. HART, Mr. KELLER, Mr. SULLIVAN, Mr. NUNES, Mr. SHIMKUS, Mr. BARRETT of South Carolina, Mr. WELLER, Mr. RENZI, Mr. CONAWAY, and Mr. SHUSTER.

H. Res. 616: Mr. VAN HOLLEN and Mr. MICHAUD.

H. Res. 658: Mr. COSTELLO and Mr. SERRANO.

H. Res. 673: Ms. HART, Mr. VAN HOLLEN, Mr. WAXMAN, Mr. ENGLISH of Pennsylvania, and Mr. CARDIN.

H. Res. 680: Mr. MCDERMOTT.

H. Res. 681: Mr. CARNAHAN.

H. Res. 698: Ms. KILPATRICK of Michigan and Mr. DINGELL.

H. Res. 699: Ms. LORETTA SANCHEZ of California.

H. Res. 700: Ms. HARRIS, Mr. CROWLEY, Mr. ENGEL, Mr. ROGERS of Michigan, Mr. ACKERMAN, Mr. DENT, and Mr. ENGLISH of Pennsylvania.

H. Res. 701: Mr. INGLIS of South Carolina.

¶13.33 DELETIONS OF SPONSORS FROM PUBLIC BILLS AND RESOLUTIONS

Under clause 7 of rule XII, sponsors were deleted from public bills and resolutions as follows:

H.R. 415: Mr. LEWIS of Georgia.

WEDNESDAY, MARCH 8, 2006 (14)

The House was called to order by the SPEAKER.

¶14.1 APPROVAL OF THE JOURNAL

The SPEAKER announced he had examined and approved the Journal of the proceedings of Tuesday, March 7, 2006.

Pursuant to clause 1, rule I, the Journal was approved.

¶14.2 COMMUNICATIONS

Executive and other communications, pursuant to clause 8, rule XII, were referred as follows:

6516. A letter from the Congressional Review Coordinator, Department of Agriculture, transmitting the Department's final rule—Mediterranean Fruit Fly; Add Portions of Los Angeles, San Bernardino, and Santa Clara Counties, CA, to the List of Quarantied Areas [Docket No. APHIS-2005-0116] received February 15, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

6517. A letter from the Chief, Regulatory Review Group, Department of Agriculture, transmitting the Department's final rule—Cottonseed Payment Program (RIN: 0560-AH29) received January 30, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

6518. A letter from the Chairman and CEO, Farm Credit Administration, transmitting the Administration's final rule—Organization; Standards of Conduct and Referral of Known or Suspected Criminal Violations; Loan Policies and Operations, Funding and Fiscal Affairs, Loan Policies and Operations, and Funding Operations; General Provisions; Definitions; Disclosure to Shareholders; Disclosure to Investors in System-wide and Consolidated Bank Debt Obligations of the Farm Credit System (RIN: 3052-AC19) received February 17, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

6519. A letter from the Comptroller, Department of Defense, transmitting a report of a violation of the Antideficiency Act by the Department of the Army, Case Number 05-04, pursuant to 31 U.S.C. 1517(b); to the Committee on Appropriations.

6520. A letter from the Comptroller, Department of Defense, transmitting a report of two violations of the Antideficiency Act by the Department of the Air Force, Case Number 04-01, pursuant to 31 U.S.C. 1517(b); to the Committee on Appropriations.

6521. A letter from the Comptroller, Department of Defense, transmitting a report of a violation of the Antideficiency Act by the Department of the Army, Case Number 04-10, pursuant to 31 U.S.C. 1517(b); to the Committee on Appropriations.

6522. A letter from the Comptroller, Department of Defense, transmitting a report of a violation of the Antideficiency Act by the Department of the Army, Case Number 04-06, pursuant to 31 U.S.C. 1517(b); to the Committee on Appropriations.

6523. A letter from the Assistant Secretary of the Army (Installations, Logistics, and Financial Management), Department of Defense, transmitting notification of emergency munitions disposal, pursuant to 50 U.S.C. 1518; to the Committee on Armed Services.

6524. A letter from the Assistant Secretary for Legislative Affairs, Department of Homeland Security, transmitting the Department's report on the Critical Skills Retention Bonus (CSRB) program, pursuant to 37 U.S.C. 323 (h) Public Law 106–398, section 633 (a); to the Committee on Armed Services.

6525. A letter from the Director, Legislative Liaison, Department of Defense, transmitting the Department's revised interim guidelines concerning the free exercise of religion; to the Committee on Armed Services.

6526. A letter from the Deputy Secretary, Department of Defense, transmitting a report pursuant to Section 9010 of the Department of Defense Appropriations Act, 2005 (Pub. L. 108–287); to the Committee on Armed Services.

6527. A letter from the General Counsel, National Credit Union Administration, transmitting the Administration's final rule—Security Program and Appendix B—Guidance on Response Programs for Unauthorized Access to Member Information and Member Notice—received January 7, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Financial Services.

6528. A letter from the Regulatory Specialist, Office of the Comptroller of the Currency, transmitting the Office's final rule—Risk-Based Capital Guidelines; Market Risk Measure; Securities Borrowing Transactions [Docket No. 06-02] (RIN: 1557-AC90) received February 22, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Financial Services.

6529. A letter from the Deputy Executive Director, Pension Benefit Guaranty Corporation, transmitting the Corporation's final rule—Allocation of Assets in Single-Employer Plans; Valuation of Benefits and Assets; Expected Retirement Age—received January 9, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Education and the Workforce.

6530. A letter from the Chief Financial Officer, Department of Energy, transmitting the Department's report on Carryover Balances for Fiscal Year Ended 2005; to the Committee on Energy and Commerce.

6531. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting a copy of the Department's Alternative Fuel Vehicle (AFV) Program Report, pursuant to 42 U.S.C. 13211–13219 Public Law 105–388; to the Committee on Energy and Commerce.

6532. A letter from the General Counsel, Federal Energy Regulatory Commission, transmitting the Commission's final rule—Transactions Subject to FPA Section 203 [Docket No. RM05-34-000; Order No. 669) received January 23, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

6533. A letter from the General Counsel, Federal Energy Regulatory Commission, transmitting the Commission's final rule—Amendments to Codes of Conduct for Unbundled Sales Service and for Persons Holding Blanket Marketing Certificate [Docket No. RM06-5-000; Order No. 673] received March 6, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

6534. A letter from the General Counsel, Federal Energy Regulatory Commission, transmitting the Commission's final rule—Rules Concerning Certification of the Electric Reliability Organization; and Procedures for the Establishment, Approval, and Enforcement of Electric Reliability Standards [Docket No. RM05-30-000] received February 17, 2006, pursuant to 5 U.S.C.

801(a)(1)(A); to the Committee on Energy and Commerce.

6535. A letter from the General Counsel, Federal Energy Regulatory Commission, transmitting the Commission's final rule—Prohibition of Energy Market Manipulation [Docket No. RM06-3-000; Order No. 670] received February 8, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

6536. A letter from the Executive Director, Federal Energy Regulatory Commission, transmitting the Commission's final rule—Update of the Federal Energy Regulatory Commission's Fees Schedule for Annual Charges for the Use of Government Lands [Docket No. RM06-9-000] received February 6, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

6537. A letter from the Director, Office of Congressional Affairs, Nuclear Regulatory Commission, transmitting the Commission's final rule—AP1000 Design Certification (RIN: 3150-AH56) received February 3, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

6538. A letter from the Chairman, Nuclear Waste Technical Review Board, transmitting the second report of 2005, as required by the Nuclear Waste Policy Amendments Act of 1987, Public Law 100–203, pursuant to 42 U.S.C. 10268; to the Committee on Energy and Commerce.

6539. A letter from the Secretary, Department of the Treasury, transmitting as required by Executive Order 13313 of July 31, 2003, a 6-month periodic report on the national emergency with respect to Iran that was declared in Executive Order 12957 on March 15, 1995, pursuant to 50 U.S.C. 1641(c); to the Committee on International Relations.

6540. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting the March 2006 International Narcotics Control Strategy Report, pursuant to 22 U.S.C. 2291(b)(2); to the Committee on International Relations.

6541. A letter from the U.S. Global AIDS Coordinator, Department of State, transmitting a certification related to the Global Fund to Fight AIDS, Tuberculosis, and Malaria, as request under Section 525 of the Foreign Operations, Export Financing and related Programs Appropriations Act, 2005; to the Committee on International Relations.

6542. A letter from the Chairman, Council of the District of Columbia, transmitting a copy of D.C. ACT 16-305, ''Department of Mental Health Collective Bargaining Agreements Temporary Act of 2006,'' pursuant to D.C. Code section 1–233(c)(1); to the Committee on Government Reform.

6543. A letter from the Chairman, Council of the District of Columbia, transmitting a copy of D.C. ACT 16-306, ''DC USA Parking Garage Bond Security Documents Approval Temporary Act of 2006,'' pursuant to D.C. Code section 1–233(c)(1); to the Committee on Government Reform.

6544. A letter from the Chairman, Council of the District of Columbia, transmitting a copy of D.C. ACT 16-304, ''Finance and Revenue Technical Amendments Temporary Amendment Act of 2006,'' pursuant to D.C. Code section 1–233(c)(1); to the Committee on Government Reform.

6545. A letter from the Chairman, Council of the District of Columbia, transmitting a copy of D.C. ACT 16-303, ''Non-Health Related Occupations and Professions Licensure Temporary Act fo 2006,'' pursuant to D.C. Code section 1–233(c)(1); to the Committee on Government Reform.

6546. A letter from the Chairman, Council of the District of Columbia, transmitting a copy of D.C. ACT 16-287, ''National Opera Street Designation Act of 2006,'' pursuant to D.C. Code section 1–233(c)(1); to the Committee on Government Reform.

6547. A letter from the Chairman, Council of the District of Columbia, transmitting a copy of D.C. ACT 16-288, ''Dishonored Check Act of 2006,'' pursuant to D.C. Code section 1–233(c)(1); to the Committee on Government Reform.

6548. A letter from the Chairman, Council of the District of Columbia, transmitting a copy of D.C. ACT 16-289, ''Other Tobacco Products Tax Act of 2006,'' pursuant to D.C. Code section 1–233(c)(1); to the Committee on Government Reform.

6549. A letter from the Chairman, Council of the District of Columbia, transmitting a copy of D.C. ACT 16-290, ''Uniform Environmental Covenants Act of 2006,'' pursuant to D.C. Code section 1–233(c)(1); to the Committee on Government Reform.

6550. A letter from the Chairman, Council of the District of Columbia, transmitting a copy of D.C. ACT 16-291, ''Illegal Dumping Enforcement Act of 2006,'' pursuant to D.C. Code section 1–233(c)(1); to the Committee on Government Reform.

6551. A letter from the Chairman, Council of the District of Columbia, transmitting a copy of D.C. ACT 16-292, ''Residential Energy Conservation Tax Credit Act of 2006,'' pursuant to D.C. Code section 1–233(c)(1); to the Committee on Government Reform.

6552. A letter from the Chairman, Council of the District of Columbia, transmitting a copy of D.C. ACT 16-294, ''Fiscal Year 2007 Budget Tax Relief Priorities Act of 2006,'' pursuant to D.C. Code section 1–233(c)(1); to the Committee on Government Reform.

6553. A letter from the Chairman, Council of the District of Columbia, transmitting a copy of D.C. ACT 16-302, ''Income Withholding Transfer and Revision Amendment Act of 2006,'' pursuant to D.C. Code section 1–233(c)(1); to the Committee on Government Reform.

6554. A letter from the Chairman, Council of the District of Columbia, transmitting a copy of D.C. ACT 16-295,''Drug Offense Driving Privileges Revocation and Disqualification Temporary Amendment Act of 2006,'' pursuant to D.C. Code section 1–233(c)(1); to the Committee on Government Reform.

6555. A letter from the Chairman, Council of the District of Columbia, transmitting a copy of D.C. ACT 16-296, ''Identity Theft Technical Temporary Amendment Act of 2006,'' pursuant to D.C. Code section 1–233(c)(1); to the Committee on Government Reform.

6556. A letter from the Mayor, District of Columbia, transmitting a copy of the report entitled: ''The Comprehensive Annual Financial Report Fiscal Year 2005,'' pursuant to D.C. Code section 47–119(c); to the Committee on Government Reform.

6557. A letter from the Chairman, Commission on Civil Rights, transmitting the Commission's Performance and Accountability Report for fiscal year 2005, pursuant to the Government Performance and Results Act of 1993 and the Office of Management and Budget Memorandum M-04-20; to the Committee on Government Reform.

6558. A letter from the Secretary, Department of Education, transmitting in accordance with Section 647(b) of Division F of the Consolidated Appropriations Act, FY 2004, Pub. L. 108–199, the Department's Report to Congress on FY 2005 Competitive Sourcing Efforts; to the Committee on Government Reform.

6559. A letter from the Chairman, Federal Election Commission, transmitting a copy of the annual report in compliance with the Government in the Sunshine Act for the calendar year 2005, pursuant to 5 U.S.C. 552b(j); to the Committee on Government Reform.

6560. A letter from the Inspector General, General Services Administration, transmitting the Audit Report Register, including all financial recommendations, for the period ending September 20, 2005, pursuant to 5 U.S.C. app. (Insp. Gen. Act) section 5(b); to the Committee on Government Reform.

6561. A letter from the General Counsel, National Credit Union Administration, transmitting the Administration's final rule—Member Business Loans—received February 3, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Government Reform.

6562. A letter from the Acting Director Equal Employment Opportunity, National Endowment for the Humanities, transmitting the Endowment's annual report for FY 2005 prepared in accordance with Section 203 of the Notification and Federal Employee Antidiscrimination andRetaliation Act of 2002 (No FEAR Act), Public Law 107–174; to the Committee on Government Reform.

6563. A letter from the Chairman, Nuclear Regulatory Commission, transmitting a copy of the annual report in compliance with the Government in the Sunshine Act during the calendar year 2005, pursuant to 5 U.S.C. 552b(j); to the Committee on Government Reform.

6564. A letter from the Director, Office of Personnel Management, transmitting the Office's final rule—Federal Employees Health Benefits Acquisition Regulation: Technical Amendments (RIN: 3206-AJ20) received February 3, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Government Reform.

6565. A letter from the Director, Office of Personnel Management, transmitting the Office's final rule—Prevailing Rate Systems; Change in the Survey Cycle for the Harrison, Mississippi, Nonappropriated Fund Federal Wage System Wage Area (RIN: 3206-AK96) received January 30, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Government Reform.

6566. A letter from the Director, Office of Personnel Management, transmitting the Office's final rule—Suspension of Enrollment in the Federal Employees Health Benefits (FEHB) Program for Peace Corp Volunteers (RIN: 3203-AK90) received January 3, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Government Reform.

6567. A letter from the Chairman, Federal Election Commission, transmitting the Commission's final rule—Definition of Federal Election Activity [Notice 2006-2] received February 13, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on House Administration.

6568. A letter from the Chairman, Federal Election Commission, transmitting the Commission's final rule—$5,000 Exemption for Disbursements of Levin Funds by State, District, and Local Party Committees and Organizations [Notice 2005-26] received January 17, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on House Administration.

6569. A letter from the Assistant Attorney General, Department of Justice, transmitting the Department's 2005 Annual Report to Congress on the Transitional Housing Assistance Grant Program, pursuant to 42 U.S.C. 13975; to the Committee on the Judiciary.

6570. A letter from the Secretary, Federal Trade Commission, transmitting the Commission's final rule—Premerger Notification; Reporting and Waiting Period Requirements—received January 17, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on the Judiciary.

6571. A letter from the Secretary, Federal Trade Commission, transmitting the Commission's final rule—Premerger Notification; Reporting and Waiting Period Requirements—received January 3, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on the Judiciary.

6572. A letter from the Secretary, Federal Trade Commission, transmitting the Commission's final rule—Revised Jurisdictional

Tresholds for Section 8 of the Clayton Act—received January 30, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on the Judiciary.

6573. A letter from the Secretary, Federal Trade Commission, transmitting the Commission's final rule—Revised Jurisdictional Tresholds for Section 7A of the Clayton Act—received January 30, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on the Judiciary.

6574. A letter from the President and CEO, National Safety Council, transmitting a copy of the Council's 2005 annual report; to the Committee on the Judiciary.

6575. A letter from the Secretary, Department of Transportation, transmitting the Department's final report titled, ''Aviation and the Environment: A National Vision Statement, Framework for Goals and Recommended Action'' as required by Section 321 of Vision 100-Century of Aviation Reauthorization Act, Pub. L. 108–176; to the Committee on Transportation and Infrastructure.

6576. A letter from the Secretary, Department of Transportation, transmitting the Department's report to Congress entitled, ''Design-Build Effectiveness Study'' submitted in accordance with Section 1307(f) of the Transportation Equity Act for the 21st Century; to the Committee on Transportation and Infrastructure.

6577. A letter from the Deputy General Counsel, Small Business Administration, transmitting the Administration's final rule—Small Business Technology Transfer Program Policy Directive (RIN: 3245-AE96) received January 11, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Small Business.

6578. A letter from the Deputy General Counsel, Small Business Administration, transmitting the Administration's final rule—Small Business Size Standards, Inflation Adjustment to Size Standards; Business Loan Program; Disaster Assistance Loan Program (RIN: 3245-AF41) received January 11, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Small Business.

6579. A letter from the Deputy General Counsel, Small Business Administration, transmitting the Administration's final rule—Cosponsorships, Fee and Non-Fee Based SBA-Sponsored Activities, and Gifts (RIN: 3245-AF37) received January 11, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Small Business.

6580. A letter from the U.S. Trade Representative, Executive Office of the President, transmitting the 2006 Trade Policy Agenda and 2005 Annual Report on the Trade Agreements Program, pursuant to 19 U.S.C. 2213(a); to the Committee on Ways and Means.

6581. A letter from the Director, Regulations & Rulings Division, Alcohol & Tobacco Tax & Trade Bureau, transmitting the Bureau's final rule—Quarterly Excise Tax Filing for Small Alcohol Excise Taxpayers (2005R-441P) [T.D. TTB-41] (RIN: 1513-AB17) received February 13, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

6582. A letter from the Chairperson, National Council on Disability, transmitting the Council's report entitled, ''The Social Security Administration 's Efforts to Promote Employment for People with Disabilities: New Solutions for Old Problems''; to the Committee on Ways and Means.

6583. A letter from the Chairman, Farm Credit System Insurance Corporation, transmitting the Corporation's final rule—Golden Parachute and Indemnification Payments (RIN: 3055-AA08) received February 17, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); jointly to the Committees on Government Reform and Agriculture.

¶14.3 UNITED STATES NAVAL ACADEMY

The SPEAKER pro tempore, Mrs. CAPITO, announced that the Speaker, pursuant to 10 United States Code 6968(a), and the order of the House of December 18, 2005, appointed the following Member of the House to the Board of Visitors to the United States Naval Academy, to fill the existing vacancy thereon: Mr. KLINE.

Ordered, That the Clerk notify the Senate of the foregoing appointment.

¶14.4 C.W. 'BILL' JONES PUMPING PLANT

Mr. GOHMERT moved to suspend the rules and pass the bill (H.R. 2383) to redesignate the facility of the Bureau of Reclamation located at 19550 Kelso Road in Byron, California, as the ''C.W. 'Bill' Jones Pumping Plant''.

The SPEAKER pro tempore, Mrs. CAPITO, recognized Mr. GOHMERT and Mrs. CHRISTENSEN, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and pass said bill?

The SPEAKER pro tempore, Mrs. CAPITO, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

¶14.5 SAN DIEGO WATER STORAGE AND EFFICIENCY

Mr. GOHMERT moved to suspend the rules and pass the bill (H.R. 1190) to direct the Secretary of the Interior to conduct a feasibility study to design and construct a four reservoir intertie system for the purposes of improving the water storage opportunities, water supply reliability, and water yield of San Vicente, El Capitan, Murray, and Loveland Reservoirs in San Diego County, California in consultation and cooperation with the City of San Diego and the Sweetwater Authority, and for other purposes; as amended.

The SPEAKER pro tempore, Mrs. CAPITO, recognized Mr. GOHMERT and Mrs. CHRISTENSEN, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and pass said bill, as amended?

The SPEAKER pro tempore, Mrs. CAPITO, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill, as amended, was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill, as amended, was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

¶14.6 UPPER COLORADO AND SAN JUAN RIVER BASIN ENDANGERED FISH RECOVERY PROGRAMS

Mr. GOHMERT moved to suspend the rules and pass the bill of the Senate (S. 1578) to reauthorize the Upper Colorado and San Juan River Basin endangered fish recovery implementation programs.

The SPEAKER pro tempore, Mrs. CAPITO, recognized Mr. GOHMERT and Mrs. CHRISTENSEN, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and pass said bill?

The SPEAKER pro tempore, Mrs. CAPITO, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk notify the Senate thereof.

¶14.7 PRESIDENT WILLIAM JEFFERSON CLINTON BIRTHPLACE

Mr. GOHMERT moved to suspend the rules and pass the bill (H.R. 4192) to authorize the Secretary of the Interior to designate the President William Jefferson Clinton Birthplace Home in Hope, Arkansas, as a National Historic Site and unit of the National Park System, and for other purposes.

The SPEAKER pro tempore, Mrs. CAPITO, recognized Mr. GOHMERT and Mrs. CHRISTENSEN, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and pass said bill?

The SPEAKER pro tempore, Mrs. CAPITO, announced that two-thirds of the Members present had voted in the affirmative.

Ms. Ginny BROWN-WAITE of Florida demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mrs. CAPITO, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed.

¶14.8 CHILDREN'S SAFETY AND VIOLENT CRIME REDUCTION

Mr. SENSENBRENNER moved to suspend the rules and pass the bill (H.R. 4472) to protect children, to secure the safety of judges, prosecutors, law enforcement officers, and their family members, to reduce and prevent gang violence, and for other purposes; as amended.

The SPEAKER pro tempore, Mrs. CAPITO, recognized Mr. SENSENBRENNER and Mr. CONYERS, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and pass said bill, as amended?

The SPEAKER pro tempore, Mr. FEENEY, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill, as amended, was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill, as amended, was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

¶14.9 TRADE RELATIONS TREATMENT TO PRODUCTS OF UKRAINE

Mr. THOMAS moved to suspend the rules and pass the bill (H.R. 1053) to authorize the extension of nondiscriminatory treatment (normal trade relations treatment) to the products of the Ukraine; as amended.

The SPEAKER pro tempore, Mr. FEENEY, recognized Mr. THOMAS and Mr. CARDIN, each for 20 minutes.

After debate,

By unanimous consent, the time for debate was extended by 20 minutes to be equally divided and controlled by Mr. THOMAS and Mr. CARDIN.

After further debate,

The question being put, viva voce,

Will the House suspend the rules and pass said bill, as amended?

The SPEAKER pro tempore, Mr. FEENEY, announced that two-thirds of the Members present had voted in the affirmative.

Mr. SHAW demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mr. FEENEY, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed.

¶14.10 PRESIDENTIAL ELECTION IN BELARUS

Mr. SMITH of New Jersey moved to suspend the rules and agree to the resolution (H. Res. 673):

Whereas the establishment of a democratic, transparent, and fair election process for the 2006 presidential election in the Republic of Belarus and of a genuinely democratic political system are prerequisites for that country's integration into the Western community of nations;

Whereas the Government of Belarus has accepted numerous specific commitments governing the conduct of elections as a participating State of the Organization for Security and Cooperation in Europe (OSCE), including provisions of the 1990 Copenhagen Document;

Whereas these commitments, which encourage transparency, balance, and impartiality in an election process, have become the standard by which observers determine whether elections have been conducted freely and fairly;

Whereas the election on March 19, 2006, of the next president of Belarus will provide an unambiguous test of the extent of the commitment of the Belarusian authorities to implement these standards and build a democratic society based on free elections and the rule of law;

Whereas previous elections in Belarus have not met international standards;

Whereas the 2004 vote on the constitutional referendum in Belarus did not meet international standards;

Whereas it is the duty of government and public authorities at all levels to act in a manner consistent with all laws and regulations governing election procedures and to ensure free and fair elections throughout the entire country, including preventing activities aimed at undermining the free exercise of political rights;

Whereas a genuinely free and fair election requires a period of political campaigning conducted in an environment in which neither administrative action nor violence, intimidation, or detention hinder the parties, political associations, and the candidates from presenting their views and qualifications to the citizenry, including organizing supporters, conducting public meetings and events throughout the country, and enjoying unimpeded access to television, radio, print, and Internet media on an equal basis;

Whereas a genuinely free and fair election requires that citizens be guaranteed the right and effective opportunity to exercise their civil and political rights, including the right to vote free from intimidation, threats of political retribution, or other forms of coercion by national or local authorities or others;

Whereas a genuinely free and fair election requires the full transparency of laws and regulations governing elections, multiparty representation on election commissions, and unobstructed access by candidates, political parties, and domestic and international observers to all election procedures, including voting and vote-counting in all areas of the country;

Whereas control and manipulation of the media by national and local officials and others acting at their behest could raise grave concerns regarding the commitment of the Belarusian authorities to free and fair elections;

Whereas efforts by national and local officials and others acting at their behest to impose obstacles to free assembly, free speech, and a free and fair political campaign will call into question the fairness of the upcoming election in Belarus; and

Whereas the arrest or intimidation of opposition political parties and candidates, such as the leader of the Unified Democratic Forces and other people involved with the opposition, represents a deliberate assault on the democratic process: Now, therefore, be it

Resolved, That the House of Representatives—

(1) looks forward to the development of cordial relations between the United States and the Republic of Belarus;

(2) emphasizes that a precondition for the integration of Belarus into the Western community of nations is its establishment of a genuinely democratic political system;

(3) expresses its strong and continuing support for the efforts of the Belarusian people to establish a full democracy, the rule of law, and respect for human rights in Belarus;

(4) urges the Government of Belarus to guarantee freedom of association and assembly, including the right of candidates, members of political parties, and others to freely assemble, to organize and conduct public events, and to exercise these and other rights free from intimidation or harassment by national or local officials or others acting at their behest;

(5) urges the Government of Belarus to meet its Organization for Security and Cooperation in Europe (OSCE) standards and commitments on democratic elections, including the standards on free and fair elections as defined in the 1990 Copenhagen Document;

(6) urges the Belarusian authorities to ensure—

(A) the full transparency of election procedures before, during, and after the 2006 presidential election;

(B) unobstructed access by election monitors from the Office of Democratic Institutions and Human Rights (ODIHR), other participating States of the OSCE, Belarusian political parties, candidates' representatives, nongovernmental organizations, and other private institutions and organizations—both foreign and domestic—to all aspects of the election process, including unimpeded access to public campaign events, candidates, news media, voting, and post-election tabulation of results and processing of election challenges and complaints;

(C) multiparty representation on all election commissions;

(D) unimpeded access by all parties and candidates to print, radio, television, and Internet media on a non-discriminatory basis;

(E) freedom of candidates, members of opposition parties, and independent media organizations from intimidation or harassment by government officials at all levels via selective tax audits and other regulatory and bureaucratic procedures, and in the case of media, license revocations and libel suits, among other measures;

(F) a transparent process for complaint and appeals through electoral commissions and within the court system that provides timely and effective remedies; and

(G) vigorous prosecution of any individual or organization responsible for violations of election laws or regulations, including the application of appropriate administrative or criminal penalties;

(7) encourages the international community, including the Council of Europe, the OSCE, and the OSCE Parliamentary Assembly, to continue their efforts to support democracy in Belarus and urges countries such as Lithuania and other Baltic countries and Nordic countries to continue to provide assistance to nongovernmental organizations and other Belarusian organizations involved in promoting democracy and fair elections in Belarus; and

(8) pledges its support to the Belarusian people, their commitment to a fully free and open democratic system, their creation of a prosperous free market economy, and their country's assumption of its rightful place as a full and equal member of the Western community of democracies.

The SPEAKER pro tempore, Mr. FEENEY, recognized Mr. SMITH of New Jersey and Mr. LANTOS, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and agree to said resolution?

The SPEAKER pro tempore, Mr. TERRY, announced that two-thirds of the Members present had voted in the affirmative.

Mr. SMITH of New Jersey demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mr. TERRY, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed.

¶14.11 FINANCIAL SERVICES REGULATORY RELIEF

Mr. OXLEY moved to suspend the rules and pass the bill (H.R. 3505) to provide regulatory relief and improve productivity for insured depository institutions, and for other purposes; as amended.

The SPEAKER pro tempore, Mr. TERRY, recognized Mr. OXLEY and Mr. MOORE of Kansas, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and pass said bill, as amended?

The SPEAKER pro tempore, Mr. TERRY, announced that two-thirds of the Members present had voted in the affirmative.

Mr. OXLEY demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mr. TERRY, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed.

¶14.12 EMPLOYEE RETIREMENT INCOME SECURITY

On motion of Mr. McKEON, by unanimous consent, the bill (H.R. 2830) to amend the Employee Retirement Income Security Act of 1974 and the Internal Revenue Code of 1986 to reform the pension funding rules, and for other purposes; together with the amendment of the Senate thereto, was taken from the Speaker's table.

When on motion of Mr. McKEON, it was,

Resolved, That the House disagree to the amendment of the Senate and agree to the conference asked by the Senate on the disagreeing votes of the two Houses thereon.

Ordered, That the Clerk notify the Senate thereof.

¶14.13 MOTION TO INSTRUCT CONFEREES—H.R. 2830

Mr. George MILLER of California, moved that the managers on the part of the House at the conference on the disagreeing votes of the two Houses on the amendment of the Senate to H.R. 2830 be instructed, (1) to agree to the provisions contained in section 403 of the amendment of the Senate (relating to special funding rules for plans maintained by commercial airlines that are amended to cease future benefits accruals) and section 413 of the amendment of the Senate (relating to plan benefits guaranteed when regulations prescribed by the Federal Aviation Administration require an individual to separate from service after attaining any age before 65); (2) to insist on the provisions contained in section 907 of the bill as passed the House (relating to direct payment of tax refunds to individual retirement plans); (3) to insist on the provisions contained in section 902 of the bill as passed the House (relating to making the saver's credit permanent); and (4) to insist on a conference report that imposes the smallest additional funding requirements (permitted within the scope of conference) on companies that sponsor pension plans if there is no reasonable likelihood the termination of the plan would impose additional liabilities to the Pension Benefit Guaranty Corporation or there is no reasonable likelihood the plan sponsor would terminate the plan in bankruptcy.

After debate,

By unanimous consent, the previous question was ordered on the motion to instruct the managers on the part of the House.

The question being put, viva voce,

Will the House agree to said motion?

The SPEAKER pro tempore, Mr. TERRY, announced that the nays had it.

Mr. George MILLER of California, demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mr. TERRY, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed.

¶14.14 PROVIDING FOR THE FURTHER CONSIDERATION OF H.R. 4167

Mr. GINGREY, by direction of the Committee on Rules, called up the following resolution (H. Res. 710):

Resolved, That at any time after the adoption of this resolution the Speaker may, pursuant to clause 2(b) of rule XVIII, declare the House resolved into the Committee of the Whole House on the state of the Union for further consideration of the bill (H.R. 4167) to amend the Federal Food, Drug, and Cosmetic Act to provide for uniform food safety warning notification requirements, and for other purposes. No further general debate shall be in order. The bill shall be considered as read. The bill shall be considered for amendment under the five-minute rule. Notwithstanding clause 11 of rule XVIII, no amendment shall be in order except those printed in the report of the Committee on Rules accompanying this resolution. Each such amendment may be offered only in the order printed in the report, may be offered only by a Member designated in the report, shall be considered as read, shall be debatable for the time specified in the report equally divided and controlled by the proponent and an opponent, shall not be subject to amendment, and shall not be subject to a demand for division of the question in the House or in the Committee of the Whole. All points of order against such amendments are waived. At the conclusion of consideration of the bill for amendment the Committee shall rise and report the bill to the House with such amendments as may have been adopted. The previous question shall be considered as ordered on the bill and amendments thereto to final passage without intervening motion except one motion to recommit with or without instructions.

When said resolution was considered.

After debate,

Mr. GINGREY moved the previous question on the resolution to its adoption or rejection.

The question being put, viva voce,

Will the House now order the previous question?

The SPEAKER pro tempore, Mr. GUTKNECHT, announced that the yeas had it.

Ms. SLAUGHTER objected to the vote on the ground that a quorum was not present and not voting.

A quorum not being present,

The roll was called under clause 6, rule XX, and the call was taken by electronic device.

When there appeared { Yeas ..... 223 / Nays ..... 198 }

¶14.15 [Roll No. 21]

YEAS—223

Aderholt
Akin
Alexander
Bachus
Baker
Barrett (SC)
Bartlett (MD)
Barton (TX)
Bass
Beauprez
Biggert
Bilirakis
Bishop (UT)
Blackburn
Blunt
Boehlert
Boehner
Bonilla
Bonner
Bono
Boozman
Boustany
Bradley (NH)
Brady (TX)
Brown (SC)
Brown-Waite, Ginny
Burgess
Buyer
Calvert
Camp (MI)
Campbell (CA)
Cannon
Cantor
Capito
Carter
Castle
Chabot
Chocola
Coble
Cole (OK)
Conaway
Crenshaw
Culberson
Davis (KY)
Davis, Jo Ann
Davis, Tom
Deal (GA)
DeLay
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Doolittle
Drake
Dreier
Duncan
Ehlers
Emerson
English (PA)
Everett
Feeney
Ferguson
Fitzpatrick (PA)
Flake
Foley
Forbes
Fortenberry
Fossella
Foxx
Franks (AZ)
Frelinghuysen
Gallegly
Garrett (NJ)
Gibbons
Gilchrest
Gillmor
Gingrey
Gohmert
Goode
Goodlatte
Granger
Graves
Green (WI)
Gutknecht
Hall
Harris
Hart
Hastings (WA)
Hayes
Hayworth
Hefley
Hensarling
Herger
Hobson
Hoekstra
Hostettler
Hulshof
Hunter
Hyde
Inglis (SC)
Issa
Istook
Jenkins
Jindal
Johnson (CT)
Johnson (IL)
Johnson, Sam
Jones (NC)
Keller
Kelly
Kennedy (MN)
King (IA)
King (NY)
Kingston
Kirk
Kline
Knollenberg
Kolbe
Kuhl (NY)
LaHood
Latham
LaTourette
Leach
Lewis (CA)
Lewis (KY)
Linder
LoBiondo
Lucas
Lungren, Daniel E.
Mack
Manzullo
Marchant
McCaul (TX)
McCotter
McCrery
McHenry
McHugh
McKeon
McMorris
Mica
Miller (FL)
Miller (MI)
Miller, Gary
Moran (KS)
Murphy
Musgrave
Myrick
Neugebauer
Ney
Northup
Nunes
Nussle
Osborne
Otter
Oxley
Paul
Pearce
Pence
Peterson (PA)
Petri
Pickering
Pitts
Poe
Pombo
Porter
Price (GA)
Pryce (OH)
Putnam
Radanovich
Ramstad
Regula
Rehberg
Reichert
Renzi
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Ros-Lehtinen
Royce
Ryan (WI)
Ryun (KS)
Saxton
Schwarz (MI)
Sensenbrenner
Sessions
Shadegg
Shaw
Shays
Sherwood
Shimkus
Shuster
Simmons
Simpson
Smith (NJ)
Smith (TX)
Sodrel
Souder
Stearns
Sullivan
Tancredo
Taylor (NC)
Terry
Thomas
Thornberry
Tiahrt
Tiberi
Turner
Upton
Walden (OR)
Walsh
Wamp
Weldon (FL)
Weldon (PA)
Weller
Westmoreland
Whitfield
Wicker
Wilson (NM)
Wilson (SC)
Wolf
Young (AK)
Young (FL)

NAYS—198

Abercrombie
Ackerman
Allen
Andrews
Baca
Baird
Baldwin
Barrow
Bean
Becerra
Berkley
Berman
Berry
Bishop (GA)
Bishop (NY)
Blumenauer
Boren
Boswell
Boucher
Boyd
Brady (PA)
Brown (OH)
Brown, Corrine
Butterfield
Capps
Capuano
Cardin
Cardoza
Carnahan
Carson
Case
Chandler
Clay
Cleaver
Clyburn
Conyers
Cooper
Costello
Cramer
Crowley
Cuellar
Cummings
Davis (AL)
Davis (CA)
Davis (FL)
Davis (IL)
Davis (TN)
DeFazio
DeGette
Delahunt
DeLauro
Dicks
Dingell
Doggett
Doyle
Edwards
Emanuel
Engel
Eshoo
Etheridge
Farr
Fattah
Filner
Ford
Frank (MA)
Gordon
Green, Al
Green, Gene
Grijalva
Gutierrez
Harman
Hastings (FL)
Herseth
Higgins
Holden
Holt
Honda
Hooley
Hoyer
Inslee
Israel
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Johnson, E. B.
Jones (OH)
Kanjorski
Kaptur
Kennedy (RI)
Kildee
Kilpatrick (MI)
Kind
Kucinich
Langevin
Lantos
Larsen (WA)
Larson (CT)
Lee
Levin
Lewis (GA)
Lipinski
Lofgren, Zoe
Lowey
Lynch
Maloney
Markey
Marshall
Matheson
Matsui
McCarthy
McCollum (MN)
McDermott
McGovern
McIntyre
McKinney
McNulty
Meehan
Meek (FL)
Meeks (NY)
Melancon
Michaud
Millender-McDonald
Miller (NC)
Miller, George
Mollohan
Moore (KS)
Moore (WI)
Moran (VA)
Murtha
Nadler
Napolitano
Neal (MA)
Oberstar
Obey
Olver
Ortiz
Owens
Pallone
Pascrell
Pastor
Payne
Pelosi
Peterson (MN)
Platts
Pomeroy
Price (NC)
Rahall
Rangel
Reyes
Ross
Rothman
Roybal-Allard
Ruppersberger
Rush
Ryan (OH)
Sabo
Salazar
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Schakowsky
Schiff
Schwartz (PA)
Scott (GA)
Scott (VA)
Serrano
Sherman
Skelton
Slaughter
Smith (WA)
Snyder
Solis
Spratt
Stark
Strickland
Stupak
Tanner
Tauscher
Taylor (MS)
Thompson (CA)
Thompson (MS)
Tierney
Towns
Udall (CO)
Udall (NM)
Van Hollen
Velázquez
Visclosky
Wasserman Schultz
Waters
Watson
Watt
Waxman
Weiner
Wexler
Woolsey
Wu
Wynn

NOT VOTING—11

Burton (IN)
Costa
Cubin
Evans
Gerlach
Gonzalez
Hinchey
Hinojosa
Norwood
Schmidt
Sweeney

So the previous question on the resolution was ordered.

The question being put, viva voce,

Will the House agree to said resolution?

The SPEAKER pro tempore, Mr. GUTKNECHT, announced that the yeas had it.

So the resolution was agreed to.

A motion to reconsider the vote whereby said resolution was agreed to was, by unanimous consent, laid on the table.

¶14.16 MOTION TO INSTRUCT CONFEREES TO H.R. 2830—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mr. GUTKNECHT, pursuant to clause 8 of rule XX, announced the unfinished business to be the question on the motion, by Mr. George MILLER of California to instruct the managers on the part of the House at the conference on the disagreeing votes of the two Houses on the amendment of the Senate to the bill (H.R. 2830) to amend the Employee Retirement Income Security Act of 1974 and the Internal Revenue Code of 1986 to reform the pension funding rules, and for other purposes.

The question being put,

Will the House agree to said motion?

The vote was taken by electronic device.

It was decided in the affirmative ..... { Yeas ..... 265 / Nays 158

¶14.17 [Roll No. 22]

YEAS—265

Abercrombie
Ackerman
Allen
Andrews
Baca
Baird
Baldwin
Barrow
Bean
Becerra
Berkley
Berman
Berry
Bilirakis
Bishop (GA)
Bishop (NY)
Blumenauer
Boehlert
Bonner
Bono
Boren
Boswell
Boucher
Boyd
Brady (PA)
Brown (OH)
Brown, Corrine
Brown-Waite, Ginny
Butterfield
Capps
Capuano
Cardin
Cardoza
Carnahan
Carson
Case
Chandler
Clay
Cleaver
Clyburn
Conyers
Cooper
Costello
Cramer
Crowley
Cuellar
Cummings
Davis (AL)
Davis (CA)
Davis (FL)
Davis (IL)
Davis (TN)
Davis, Tom
DeFazio
DeGette
Delahunt
DeLauro
Diaz-Balart, L.
Diaz-Balart, M.
Dicks
Dingell
Doggett
Doyle
Duncan
Edwards
Emanuel
Emerson
Engel
Eshoo
Etheridge
Everett
Farr
Fattah
Feeney
Filner
Fitzpatrick (PA)
Foley
Ford
Frank (MA)
Gerlach
Gibbons
Goode
Gordon
Graves
Green (WI)
Green, Al
Green, Gene
Grijalva
Gutierrez
Harman
Hastings (FL)
Herseth
Higgins
Hinchey
Hobson
Holden
Holt
Honda
Hooley
Hoyer
Inslee
Israel
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Jenkins
Johnson (IL)
Johnson, E. B.
Johnson, Sam
Jones (NC)
Jones (OH)
Kanjorski
Kaptur
Keller
Kennedy (MN)
Kennedy (RI)
Kildee
Kilpatrick (MI)
Kind
Kirk
Kline
Kucinich
LaHood
Langevin
Lantos
Larsen (WA)
Larson (CT)
LaTourette
Lee
Levin
Lewis (GA)
Lipinski
LoBiondo
Lofgren, Zoe
Lowey
Lynch
Mack
Maloney
Manzullo
Marchant
Markey
Marshall
Matheson
Matsui
McCarthy
McCollum (MN)
McCotter
McDermott
McGovern
McHugh
McIntyre
McKinney
McNulty
Meehan
Meek (FL)
Meeks (NY)
Melancon
Michaud
Millender-McDonald
Miller (MI)
Miller (NC)
Miller, George
Mollohan
Moore (KS)
Moore (WI)
Moran (KS)
Moran (VA)
Murphy
Murtha
Musgrave
Nadler
Napolitano
Neal (MA)
Ney
Oberstar
Obey
Olver
Ortiz
Otter
Owens
Pallone
Pascrell
Pastor
Paul
Payne
Pelosi
Peterson (MN)
Petri
Pickering
Platts
Poe
Pombo
Pomeroy
Price (GA)
Price (NC)
Radanovich
Rahall
Ramstad
Rangel
Regula
Reichert
Reyes
Rogers (MI)
Rohrabacher
Ros-Lehtinen
Ross
Rothman
Roybal-Allard
Royce
Ruppersberger
Rush
Ryan (OH)
Sabo
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Saxton
Schakowsky
Schiff
Schwartz (PA)
Schwarz (MI)
Scott (GA)
Scott (VA)
Serrano
Shaw
Shays
Sherman
Skelton
Slaughter
Smith (NJ)
Smith (WA)
Snyder
Solis
Spratt
Stark
Strickland
Stupak
Tancredo
Tanner
Tauscher
Taylor (MS)
Thompson (CA)
Thompson (MS)
Tierney
Towns
Udall (CO)
Udall (NM)
Upton
Van Hollen
Velázquez
Visclosky
Walden (OR)
Wamp
Wasserman Schultz
Waters
Watson
Watt
Waxman
Weiner
Weldon (PA)
Wexler
Wolf
Woolsey
Wu
Wynn

NAYS—158

Aderholt
Akin
Alexander
Bachus
Baker
Barrett (SC)
Bartlett (MD)
Barton (TX)
Bass
Beauprez
Biggert
Bishop (UT)
Blackburn
Blunt
Boehner
Bonilla
Boozman
Boustany
Bradley (NH)
Brady (TX)
Brown (SC)
Burgess
Buyer
Calvert
Camp (MI)
Campbell (CA)
Cannon
Cantor
Capito
Carter
Castle
Chabot
Chocola
Coble
Cole (OK)
Conaway
Crenshaw
Culberson
Davis (KY)
Davis, Jo Ann
Deal (GA)
DeLay
Dent
Doolittle
Drake
Dreier
Ehlers
English (PA)
Ferguson
Flake
Forbes
Fortenberry
Fossella
Foxx
Franks (AZ)
Frelinghuysen
Gallegly
Garrett (NJ)
Gilchrest
Gillmor
Gingrey
Gohmert
Goodlatte
Granger
Gutknecht
Hall
Harris
Hart
Hastings (WA)
Hayes
Hayworth
Hefley
Hensarling
Herger
Hoekstra
Hostettler
Hulshof
Hunter
Hyde
Inglis (SC)
Issa
Istook
Jindal
Johnson (CT)
Kelly
King (IA)
King (NY)
Kingston
Knollenberg
Kolbe
Kuhl (NY)
Latham
Leach
Lewis (CA)
Lewis (KY)
Linder
Lucas
Lungren, Daniel E.
McCaul (TX)
McCrery
McHenry
McKeon
McMorris
Mica
Miller (FL)
Miller, Gary
Myrick
Neugebauer
Northup
Nunes
Nussle
Osborne
Oxley
Pearce
Pence
Peterson (PA)
Pitts
Porter
Pryce (OH)
Putnam
Rehberg
Renzi
Reynolds
Rogers (AL)
Rogers (KY)
Ryan (WI)
Ryun (KS)
Schmidt
Sensenbrenner
Sessions
Shadegg
Sherwood
Shimkus
Shuster
Simmons
Simpson
Smith (TX)
Sodrel
Souder
Stearns
Sullivan
Taylor (NC)
Terry
Thomas
Thornberry
Tiahrt
Tiberi
Turner
Walsh
Weldon (FL)
Weller
Westmoreland
Whitfield
Wicker
Wilson (NM)
Wilson (SC)
Young (AK)
Young (FL)

NOT VOTING—9

Burton (IN)
Costa
Cubin
Evans
Gonzalez
Hinojosa
Norwood
Salazar
Sweeney

So the motion to instruct the managers on the part of the House was agreed to.

A motion to reconsider the vote whereby said motion was agreed to was, by unanimous consent, laid on the table.

¶14.18 H.R. 4192—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mr. GUTKNECHT, pursuant to clause 8, rule XX, announced the further unfinished business to be the motion to suspend the rules and pass the bill (H.R. 4192) to authorize the Secretary of the Interior to designate the President William Jefferson Clinton Birthplace Home in Hope, Arkansas, as a National

Historic Site and unit of the National Park System, and for other purposes.

The question being put,

Will the House suspend the rules and pass said bill?

The vote was taken by electronic device.

It was decided in the affirmative ..... { Yeas ..... 409 / Nays 12

¶14.19 [Roll No. 23]

YEAS—409

Abercrombie
Ackerman
Aderholt
Akin
Alexander
Allen
Andrews
Baca
Bachus
Baird
Baker
Baldwin
Barrett (SC)
Barrow
Bartlett (MD)
Barton (TX)
Bass
Bean
Beauprez
Becerra
Berkley
Berman
Berry
Biggert
Bilirakis
Bishop (GA)
Bishop (NY)
Bishop (UT)
Blumenauer
Blunt
Boehlert
Boehner
Bonilla
Bonner
Bono
Boozman
Boren
Boswell
Boucher
Boustany
Boyd
Bradley (NH)
Brady (PA)
Brady (TX)
Brown (OH)
Brown (SC)
Brown, Corrine
Burgess
Butterfield
Buyer
Calvert
Camp (MI)
Campbell (CA)
Cantor
Capito
Capuano
Cardin
Cardoza
Carnahan
Carson
Carter
Case
Castle
Chabot
Chandler
Chocola
Clay
Cleaver
Clyburn
Coble
Cole (OK)
Conaway
Conyers
Cooper
Costello
Cramer
Crenshaw
Crowley
Cuellar
Culberson
Cummings
Davis (AL)
Davis (CA)
Davis (FL)
Davis (IL)
Davis (TN)
Davis, Jo Ann
Davis, Tom
Deal (GA)
DeFazio
DeGette
Delahunt
DeLauro
DeLay
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Dicks
Dingell
Doggett
Doyle
Drake
Dreier
Duncan
Edwards
Ehlers
Emanuel
Emerson
Engel
English (PA)
Eshoo
Etheridge
Everett
Farr
Fattah
Feeney
Ferguson
Filner
Fitzpatrick (PA)
Flake
Foley
Forbes
Ford
Fortenberry
Fossella
Frank (MA)
Franks (AZ)
Frelinghuysen
Gallegly
Garrett (NJ)
Gerlach
Gibbons
Gilchrest
Gillmor
Gingrey
Gohmert
Goodlatte
Gordon
Granger
Graves
Green (WI)
Green, Al
Green, Gene
Grijalva
Gutierrez
Gutknecht
Hall
Harman
Harris
Hart
Hastings (FL)
Hastings (WA)
Hayes
Hayworth
Hefley
Hensarling
Herger
Herseth
Higgins
Hinchey
Hobson
Hoekstra
Holden
Holt
Honda
Hooley
Hostettler
Hoyer
Hulshof
Hunter
Hyde
Inglis (SC)
Inslee
Israel
Issa
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Jenkins
Jindal
Johnson (CT)
Johnson (IL)
Johnson, E. B.
Johnson, Sam
Jones (OH)
Kanjorski
Kaptur
Keller
Kelly
Kennedy (MN)
Kennedy (RI)
Kildee
Kilpatrick (MI)
Kind
King (IA)
King (NY)
Kingston
Kirk
Kline
Knollenberg
Kolbe
Kucinich
Kuhl (NY)
LaHood
Langevin
Lantos
Larsen (WA)
Larson (CT)
Latham
LaTourette
Leach
Lee
Levin
Lewis (CA)
Lewis (GA)
Lewis (KY)
Linder
Lipinski
LoBiondo
Lofgren, Zoe
Lowey
Lucas
Lungren, Daniel E.
Lynch
Mack
Maloney
Manzullo
Marchant
Markey
Marshall
Matheson
Matsui
McCarthy
McCaul (TX)
McCollum (MN)
McCotter
McCrery
McDermott
McGovern
McHugh
McIntyre
McKeon
McKinney
McMorris
McNulty
Meehan
Meek (FL)
Meeks (NY)
Melancon
Mica
Michaud
Millender-McDonald
Miller (FL)
Miller (MI)
Miller (NC)
Miller, Gary
Miller, George
Mollohan
Moore (KS)
Moore (WI)
Moran (KS)
Moran (VA)
Murphy
Murtha
Musgrave
Myrick
Nadler
Napolitano
Neal (MA)
Neugebauer
Ney
Northup
Nunes
Nussle
Oberstar
Obey
Olver
Ortiz
Osborne
Otter
Owens
Oxley
Pallone
Pascrell
Pastor
Payne
Pearce
Pelosi
Pence
Peterson (MN)
Peterson (PA)
Petri
Pickering
Pitts
Platts
Poe
Pombo
Pomeroy
Porter
Price (GA)
Price (NC)
Pryce (OH)
Putnam
Radanovich
Rahall
Ramstad
Rangel
Regula
Rehberg
Reichert
Renzi
Reyes
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Ros-Lehtinen
Ross
Rothman
Roybal-Allard
Royce
Ruppersberger
Rush
Ryan (OH)
Ryan (WI)
Ryun (KS)
Sabo
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Saxton
Schakowsky
Schiff
Schmidt
Schwartz (PA)
Schwarz (MI)
Scott (GA)
Scott (VA)
Sensenbrenner
Serrano
Sessions
Shadegg
Shaw
Shays
Sherman
Sherwood
Shimkus
Simmons
Simpson
Skelton
Slaughter
Smith (NJ)
Smith (TX)
Smith (WA)
Snyder
Sodrel
Solis
Souder
Spratt
Stark
Stearns
Strickland
Stupak
Sullivan
Tancredo
Tanner
Tauscher
Taylor (MS)
Taylor (NC)
Terry
Thomas
Thompson (CA)
Thompson (MS)
Thornberry
Tiahrt
Tiberi
Tierney
Towns
Turner
Udall (CO)
Udall (NM)
Upton
Van Hollen
Velázquez
Visclosky
Walden (OR)
Walsh
Wamp
Wasserman Schultz
Waters
Watson
Watt
Waxman
Weiner
Weldon (FL)
Weldon (PA)
Weller
Wexler
Whitfield
Wicker
Wilson (NM)
Wilson (SC)
Wolf
Woolsey
Wu
Wynn
Young (AK)
Young (FL)

NAYS—12

Blackburn
Brown-Waite, Ginny
Cannon
Doolittle
Foxx
Goode
Istook
Jones (NC)
McHenry
Paul
Shuster
Westmoreland

NOT VOTING—11

Burton (IN)
Capps
Costa
Cubin
Davis (KY)
Evans
Gonzalez
Hinojosa
Norwood
Salazar
Sweeney

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

¶14.20 H.R. 1053—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mr. GUTKNECHT, pursuant to clause 8, rule XX, announced the further unfinished business to be the motion to suspend the rules and pass the bill (H.R. 1053) to authorize the extension of nondiscriminatory treatment (normal trade relations treatment) to the products of the Ukraine; as amended.

The question being put,

Will the House suspend the rules and pass said bill, as amended?

The vote was taken by electronic device.

It was decided in the affirmative ..... { Yeas ..... 417 / Nays ..... 2 / Answered present 3

¶14.21 [Roll No. 24]

YEAS—417

Abercrombie
Ackerman
Aderholt
Akin
Alexander
Allen
Andrews
Baca
Bachus
Baird
Baker
Baldwin
Barrett (SC)
Barrow
Bartlett (MD)
Barton (TX)
Bass
Bean
Beauprez
Becerra
Berkley
Berman
Berry
Biggert
Bilirakis
Bishop (GA)
Bishop (NY)
Bishop (UT)
Blackburn
Blumenauer
Blunt
Boehlert
Boehner
Bonilla
Bonner
Bono
Boozman
Boren
Boswell
Boucher
Boustany
Boyd
Bradley (NH)
Brady (PA)
Brady (TX)
Brown (OH)
Brown (SC)
Brown, Corrine
Brown-Waite, Ginny
Burgess
Butterfield
Buyer
Calvert
Camp (MI)
Campbell (CA)
Cannon
Cantor
Capito
Capps
Capuano
Cardin
Cardoza
Carnahan
Carson
Carter
Case
Castle
Chabot
Chandler
Chocola
Clay
Cleaver
Clyburn
Coble
Cole (OK)
Conaway
Conyers
Cooper
Costello
Cramer
Crenshaw
Crowley
Cuellar
Culberson
Cummings
Davis (AL)
Davis (CA)
Davis (FL)
Davis (IL)
Davis (KY)
Davis (TN)
Davis, Jo Ann
Davis, Tom
Deal (GA)
DeFazio
DeGette
Delahunt
DeLauro
DeLay
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Dicks
Dingell
Doggett
Doolittle
Doyle
Dreier
Duncan
Edwards
Ehlers
Emanuel
Emerson
Engel
English (PA)
Eshoo
Etheridge
Everett
Farr
Fattah
Feeney
Ferguson
Filner
Fitzpatrick (PA)
Flake
Foley
Forbes
Ford
Fortenberry
Fossella
Foxx
Frank (MA)
Franks (AZ)
Frelinghuysen
Gallegly
Garrett (NJ)
Gerlach
Gibbons
Gilchrest
Gillmor
Gingrey
Gohmert
Goodlatte
Gordon
Granger
Graves
Green (WI)
Green, Al
Green, Gene
Grijalva
Gutierrez
Gutknecht
Hall
Harman
Harris
Hart
Hastings (WA)
Hayes
Hayworth
Hefley
Hensarling
Herger
Herseth
Higgins
Hinchey
Hobson
Hoekstra
Holden
Holt
Honda
Hooley
Hostettler
Hoyer
Hulshof
Hunter
Hyde
Inglis (SC)
Inslee
Israel
Issa
Istook
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Jenkins
Jindal
Johnson (CT)
Johnson (IL)
Johnson, E. B.
Johnson, Sam
Jones (NC)
Jones (OH)
Kanjorski
Keller
Kelly
Kennedy (MN)
Kennedy (RI)
Kildee
Kilpatrick (MI)
Kind
King (IA)
King (NY)
Kingston
Kirk
Kline
Knollenberg
Kolbe
Kuhl (NY)
LaHood
Langevin
Lantos
Larsen (WA)
Larson (CT)
Latham
LaTourette
Leach
Lee
Levin
Lewis (CA)
Lewis (GA)
Lewis (KY)
Linder
Lipinski
LoBiondo
Lofgren, Zoe
Lowey
Lucas
Lungren, Daniel E.
Lynch
Mack
Maloney
Manzullo
Marchant
Markey
Marshall
Matheson
Matsui
McCarthy
McCaul (TX)
McCollum (MN)
McCotter
McCrery
McDermott
McGovern
McHenry
McHugh
McIntyre
McKeon
McKinney
McMorris
McNulty
Meehan
Meek (FL)
Meeks (NY)
Melancon
Mica
Michaud
Millender-McDonald
Miller (FL)
Miller (MI)
Miller (NC)
Miller, Gary
Miller, George
Mollohan
Moore (KS)
Moore (WI)
Moran (KS)
Moran (VA)
Murphy

Murtha
Musgrave
Myrick
Nadler
Napolitano
Neal (MA)
Neugebauer
Ney
Northup
Nunes
Nussle
Oberstar
Obey
Olver
Ortiz
Osborne
Otter
Owens
Oxley
Pallone
Pascrell
Pastor
Paul
Payne
Pearce
Pelosi
Pence
Peterson (MN)
Peterson (PA)
Petri
Pickering
Pitts
Platts
Poe
Pombo
Pomeroy
Porter
Price (GA)
Price (NC)
Pryce (OH)
Putnam
Radanovich
Rahall
Ramstad
Rangel
Regula
Rehberg
Reichert
Renzi
Reyes
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Ros-Lehtinen
Ross
Rothman
Roybal-Allard
Royce
Ruppersberger
Rush
Ryan (OH)
Ryan (WI)
Ryun (KS)
Sabo
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Saxton
Schakowsky
Schiff
Schmidt
Schwartz (PA)
Schwarz (MI)
Scott (GA)
Scott (VA)
Sensenbrenner
Serrano
Sessions
Shadegg
Shaw
Shays
Sherman
Sherwood
Shimkus
Shuster
Simmons
Simpson
Skelton
Slaughter
Smith (NJ)
Smith (TX)
Smith (WA)
Snyder
Sodrel
Solis
Souder
Spratt
Stark
Stearns
Strickland
Stupak
Sullivan
Tancredo
Tanner
Tauscher
Taylor (NC)
Terry
Thomas
Thompson (CA)
Thompson (MS)
Thornberry
Tiahrt
Tiberi
Tierney
Towns
Turner
Udall (CO)
Udall (NM)
Upton
Van Hollen
Velázquez
Visclosky
Walden (OR)
Walsh
Wamp
Wasserman Schultz
Waters
Watson
Watt
Waxman
Weiner
Weldon (FL)
Weldon (PA)
Weller
Westmoreland
Wexler
Whitfield
Wicker
Wilson (NM)
Wilson (SC)
Wolf
Woolsey
Wu
Wynn
Young (AK)
Young (FL)

NAYS—2

Goode
Taylor (MS)

ANSWERED ''PRESENT''—3

Hastings (FL)
Kaptur
Kucinich

NOT VOTING—10

Burton (IN)
Costa
Cubin
Drake
Evans
Gonzalez
Hinojosa
Norwood
Salazar
Sweeney

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill, as amended, was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill, as amended, was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

¶14.22 H. RES. 673—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mr. GUTKNECHT, pursuant to clause 8, rule XX, announced the further unfinished business to be the motion to suspend the rules and agree to the resolution (H. Res. 673) expressing support for the efforts of the people of the Republic of Belarus to establish a full democracy, the rule of law, and respect for human rights and urging the Government of Belarus to conduct a free and fair presidential election on March 19, 2006.

The question being put,

Will the House suspend the rules and agree to said resolution?

The vote was taken by electronic device.

It was decided in the affirmative ..... { Yeas ..... 419; Nays ..... 1; Answered present 2 }

¶14.23 [Roll No. 25]

YEAS—419

Abercrombie
Ackerman
Aderholt
Akin
Alexander
Allen
Andrews
Baca
Bachus
Baird
Baker
Baldwin
Barrett (SC)
Barrow
Bartlett (MD)
Barton (TX)
Bass
Bean
Beauprez
Becerra
Berkley
Berman
Berry
Biggert
Bilirakis
Bishop (GA)
Bishop (NY)
Bishop (UT)
Blackburn
Blumenauer
Blunt
Boehlert
Boehner
Bonilla
Bonner
Bono
Boozman
Boren
Boswell
Boucher
Boustany
Boyd
Bradley (NH)
Brady (PA)
Brady (TX)
Brown (OH)
Brown (SC)
Brown, Corrine
Brown-Waite, Ginny
Burgess
Butterfield
Buyer
Calvert
Camp (MI)
Campbell (CA)
Cannon
Cantor
Capito
Capps
Capuano
Cardin
Cardoza
Carnahan
Carson
Carter
Case
Castle
Chabot
Chandler
Chocola
Clay
Cleaver
Clyburn
Coble
Cole (OK)
Conaway
Conyers
Cooper
Costello
Cramer
Crenshaw
Crowley
Cuellar
Culberson
Cummings
Davis (AL)
Davis (CA)
Davis (FL)
Davis (IL)
Davis (KY)
Davis (TN)
Davis, Jo Ann
Davis, Tom
Deal (GA)
DeFazio
DeGette
Delahunt
DeLauro
DeLay
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Dicks
Dingell
Doggett
Doolittle
Doyle
Drake
Dreier
Duncan
Edwards
Ehlers
Emanuel
Emerson
Engel
English (PA)
Eshoo
Etheridge
Everett
Farr
Fattah
Feeney
Ferguson
Filner
Fitzpatrick (PA)
Flake
Foley
Forbes
Ford
Fortenberry
Fossella
Foxx
Frank (MA)
Franks (AZ)
Frelinghuysen
Gallegly
Garrett (NJ)
Gerlach
Gibbons
Gilchrest
Gillmor
Gingrey
Gohmert
Goode
Goodlatte
Gordon
Granger
Graves
Green (WI)
Green, Al
Green, Gene
Grijalva
Gutierrez
Gutknecht
Hall
Harman
Harris
Hart
Hastings (WA)
Hayes
Hayworth
Hefley
Hensarling
Herseth
Higgins
Hinchey
Hobson
Hoekstra
Holden
Holt
Honda
Hooley
Hostettler
Hoyer
Hulshof
Hunter
Hyde
Inglis (SC)
Inslee
Israel
Issa
Istook
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Jenkins
Jindal
Johnson (CT)
Johnson (IL)
Johnson, E. B.
Johnson, Sam
Jones (NC)
Jones (OH)
Kanjorski
Kaptur
Keller
Kelly
Kennedy (MN)
Kennedy (RI)
Kildee
Kilpatrick (MI)
Kind
King (IA)
King (NY)
Kingston
Kirk
Kline
Knollenberg
Kolbe
Kuhl (NY)
LaHood
Langevin
Lantos
Larsen (WA)
Larson (CT)
Latham
LaTourette
Leach
Lee
Levin
Lewis (CA)
Lewis (GA)
Lewis (KY)
Linder
Lipinski
LoBiondo
Lofgren, Zoe
Lowey
Lucas
Lungren, Daniel E.
Lynch
Mack
Maloney
Manzullo
Marchant
Markey
Marshall
Matheson
Matsui
McCarthy
McCaul (TX)
McCollum (MN)
McCotter
McCrery
McDermott
McGovern
McHenry
McHugh
McIntyre
McKeon
McKinney
McMorris
McNulty
Meehan
Meek (FL)
Meeks (NY)
Melancon
Mica
Michaud
Millender-McDonald
Miller (FL)
Miller (MI)
Miller (NC)
Miller, Gary
Miller, George
Mollohan
Moore (KS)
Moore (WI)
Moran (KS)
Moran (VA)
Murphy
Murtha
Musgrave
Myrick
Nadler
Napolitano
Neal (MA)
Neugebauer
Ney
Northup
Nunes
Nussle
Oberstar
Obey
Olver
Ortiz
Osborne
Otter
Owens
Oxley
Pallone
Pascrell
Pastor
Payne
Pearce
Pelosi
Pence
Peterson (MN)
Peterson (PA)
Petri
Pickering
Pitts
Platts
Poe
Pombo
Pomeroy
Porter
Price (GA)
Price (NC)
Pryce (OH)
Putnam
Radanovich
Rahall
Ramstad
Rangel
Regula
Rehberg
Reichert
Renzi
Reyes
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Ros-Lehtinen
Ross
Rothman
Roybal-Allard
Royce
Ruppersberger
Rush
Ryan (OH)
Ryan (WI)
Ryun (KS)
Sabo
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Saxton
Schakowsky
Schiff
Schmidt
Schwartz (PA)
Schwarz (MI)
Scott (GA)
Scott (VA)
Sensenbrenner
Serrano
Sessions
Shadegg
Shaw
Shays
Sherman
Sherwood
Shimkus
Shuster
Simmons
Simpson
Skelton
Slaughter
Smith (NJ)
Smith (TX)
Smith (WA)
Snyder
Sodrel
Solis
Souder
Spratt
Stark
Stearns
Strickland
Stupak
Sullivan
Tancredo
Tanner
Tauscher
Taylor (MS)
Taylor (NC)
Terry
Thomas
Thompson (CA)
Thompson (MS)
Thornberry
Tiahrt
Tiberi
Tierney
Towns
Turner
Udall (CO)
Udall (NM)
Upton
Van Hollen
Velázquez
Visclosky
Walden (OR)
Walsh
Wamp
Wasserman Schultz
Waters
Watson
Watt
Waxman
Weiner
Weldon (FL)
Weldon (PA)
Weller
Westmoreland
Wexler
Whitfield
Wicker
Wilson (NM)
Wilson (SC)
Wolf
Woolsey
Wu
Wynn
Young (AK)
Young (FL)

NAYS—1

Paul

ANSWERED ''PRESENT''—2

Hastings (FL)
Kucinich

NOT VOTING—10

Burton (IN)
Costa
Cubin
Evans
Gonzalez
Herger
Hinojosa
Norwood
Salazar
Sweeney

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said resolution was agreed to.

A motion to reconsider the vote whereby the rules were suspended and said resolution was agreed to was, by unanimous consent, laid on the table.

¶14.24 H.R. 3505—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mr. GUTKNECHT, pursuant to clause 8, rule XX, announced the further unfinished business to be the motion to suspend the rules and pass the bill (H.R. 3505) to provide for regulatory relief and improve productivity for insured depository institutions, and for other purposes; as amended.

The question being put,

Will the House suspend the rules and pass said bill, as amended?

The vote was taken by electronic device.

It was decided in the affirmative ..... { Yeas ..... 415 / Nays 2

¶14.25 [Roll No. 26]

YEAS—415

Abercrombie
Aderholt
Akin
Alexander
Allen
Andrews
Baca
Bachus
Baird
Baker
Baldwin
Barrett (SC)
Barrow
Bartlett (MD)
Barton (TX)
Bass
Beauprez
Becerra
Berkley
Berman
Berry
Biggert
Bilirakis
Bishop (GA)
Bishop (NY)
Bishop (UT)
Blackburn
Blumenauer
Blunt
Boehlert
Boehner
Bonilla
Bonner
Bono
Boozman
Boren
Boswell
Boucher
Boustany
Boyd
Bradley (NH)
Brady (PA)
Brady (TX)
Brown (OH)
Brown (SC)
Brown, Corrine
Brown-Waite, Ginny
Burgess
Butterfield
Buyer
Calvert
Camp (MI)
Campbell (CA)
Cannon
Cantor
Capito
Capps
Capuano
Cardin
Cardoza
Carnahan
Carson
Carter
Case
Castle
Chabot
Chandler
Chocola
Clay
Cleaver
Clyburn
Coble
Cole (OK)
Conaway
Conyers
Cooper
Costello
Cramer
Crenshaw
Crowley
Cuellar
Culberson
Cummings
Davis (AL)
Davis (CA)
Davis (FL)
Davis (IL)
Davis (KY)
Davis (TN)
Davis, Jo Ann
Davis, Tom
Deal (GA)
DeFazio
DeGette
Delahunt
DeLauro
DeLay
Dent
Dicks
Dingell
Doggett
Doolittle
Doyle
Drake
Dreier
Duncan
Edwards
Ehlers
Emanuel
Emerson
Engel
English (PA)
Eshoo
Etheridge
Everett
Farr
Fattah
Feeney
Ferguson
Filner
Fitzpatrick (PA)
Flake
Foley
Forbes
Ford
Fortenberry
Fossella
Foxx
Frank (MA)
Franks (AZ)
Frelinghuysen
Gallegly
Garrett (NJ)
Gerlach
Gibbons
Gilchrest
Gillmor
Gingrey
Gohmert
Goode
Goodlatte
Gordon
Granger
Graves
Green (WI)
Green, Al
Green, Gene
Grijalva
Gutierrez
Gutknecht
Hall
Harman
Harris
Hart
Hastings (FL)
Hastings (WA)
Hayes
Hayworth
Hefley
Hensarling
Herseth
Higgins
Hinchey
Hobson
Hoekstra
Holden
Holt
Honda
Hooley
Hostettler
Hoyer
Hulshof
Hunter
Hyde
Inglis (SC)
Inslee
Israel
Issa
Istook
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Jenkins
Jindal
Johnson (CT)
Johnson (IL)
Johnson, E. B.
Johnson, Sam
Jones (NC)
Jones (OH)
Kanjorski
Kaptur
Keller
Kelly
Kennedy (MN)
Kennedy (RI)
Kildee
Kilpatrick (MI)
Kind
King (IA)
King (NY)
Kingston
Kirk
Kline
Knollenberg
Kolbe
Kucinich
Kuhl (NY)
LaHood
Langevin
Lantos
Larsen (WA)
Larson (CT)
Latham
LaTourette
Leach
Lee
Levin
Lewis (CA)
Lewis (GA)
Lewis (KY)
Linder
Lipinski
LoBiondo
Lofgren, Zoe
Lowey
Lucas
Lungren, Daniel E.
Lynch
Mack
Maloney
Manzullo
Marchant
Markey
Marshall
Matheson
Matsui
McCarthy
McCaul (TX)
McCollum (MN)
McCotter
McCrery
McDermott
McGovern
McHenry
McHugh
McIntyre
McKeon
McKinney
McMorris
McNulty
Meehan
Meek (FL)
Meeks (NY)
Melancon
Mica
Michaud
Millender-McDonald
Miller (FL)
Miller (MI)
Miller (NC)
Miller, Gary
Miller, George
Mollohan
Moore (KS)
Moore (WI)
Moran (KS)
Moran (VA)
Murphy
Murtha
Musgrave
Myrick
Nadler
Napolitano
Neal (MA)
Neugebauer
Ney
Northup
Nunes
Nussle
Oberstar
Obey
Olver
Ortiz
Osborne
Otter
Owens
Oxley
Pallone
Pascrell
Pastor
Paul
Payne
Pearce
Pelosi
Pence
Peterson (MN)
Peterson (PA)
Petri
Pickering
Pitts
Platts
Poe
Pombo
Pomeroy
Porter
Price (GA)
Price (NC)
Pryce (OH)
Putnam
Radanovich
Rahall
Ramstad
Rangel
Regula
Rehberg
Reichert
Renzi
Reyes
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Ross
Rothman
Roybal-Allard
Ruppersberger
Rush
Ryan (OH)
Ryan (WI)
Ryun (KS)
Sabo
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Saxton
Schakowsky
Schiff
Schmidt
Schwartz (PA)
Schwarz (MI)
Scott (GA)
Scott (VA)
Sensenbrenner
Serrano
Sessions
Shadegg
Shaw
Shays
Sherman
Sherwood
Shimkus
Shuster
Simmons
Simpson
Skelton
Slaughter
Smith (NJ)
Smith (TX)
Smith (WA)
Snyder
Sodrel
Solis
Souder
Spratt
Stark
Stearns
Strickland
Stupak
Sullivan
Tancredo
Tanner
Tauscher
Taylor (NC)
Terry
Thomas
Thompson (CA)
Thompson (MS)
Thornberry
Tiahrt
Tiberi
Tierney
Towns
Turner
Udall (CO)
Udall (NM)
Upton
Van Hollen
Velázquez
Visclosky
Walden (OR)
Walsh
Wamp
Wasserman Schultz
Waters
Watson
Watt
Waxman
Weiner
Weldon (FL)
Weldon (PA)
Weller
Westmoreland
Wexler
Whitfield
Wicker
Wilson (NM)
Wilson (SC)
Wolf
Woolsey
Wu
Wynn
Young (AK)
Young (FL)

NAYS—2

Royce
Taylor (MS)

NOT VOTING—15

Ackerman
Bean
Burton (IN)
Costa
Cubin
Diaz-Balart, L.
Diaz-Balart, M.
Evans
Gonzalez
Herger
Hinojosa
Norwood
Ros-Lehtinen
Salazar
Sweeney

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill, as amended, was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill, as amended, was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

¶14.26 APPOINTMENT OF CONFEREES—H.R. 2830

The SPEAKER pro tempore, Mr. GUTKENECHT, by unanimous consent, appointed the following Members as managers on the part of the House to the conference with the Senate on the disagreeing votes of the two Houses on the amendment of the Senate to the bill (H.R. 2830) to amend the Employee Retirement Income Security Act of 1974 and the Internal Revenue Code of 1986 to reform the pension funding rules, and for other purposes:

From the Committee on Education and the Workforce, for consideration of the House bill and the Senate amendment thereto, and modifications committed to conference: Messrs. MCKEON, Sam JOHNSON of Texas, KLINE, TIBERI, George MILLER of California, PAYNE, and ANDREWS.

From the Committee on Ways and Means, for consideration of the House bill and the Senate amendment thereto, and modifications committed to conference: Messrs. THOMAS, CAMP of Michigan, and RANGEL.

For consideration of the House bill and the Senate amendment thereto, and modifications committed to conference: Mr. BOEHNER.

Ordered, That the Clerk notify the Senate of the foregoing appointments.

¶14.27 FOOD SAFETY WARNING

The SPEAKER pro tempore, Mr. GUTKNECHT, pursuant to House Resolution 710 and rule XVIII, declared the House resolved into the Committee of the Whole House on the state of the Union for the further consideration of the bill (H.R. 4167) to amend the Federal Food, Drug, and Cosmetic Act to provide for uniform food safety warning notification requirements, and for other purposes.

Mr. SIMMONS, Acting Chairman, assumed the chair; and after some time spent therein,

¶14.28 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment numbered 2, printed in House Report 109-386, submitted by Mr. CARDOZA:

Page 11, after line 7, insert the following:

''(C) EXPEDITED CONSIDERATION.—The Secretary shall expedite the consideration of any petition under paragraphs (1) or (2) that involves a request for a notification requirement for a food that provides a warning where the health effect to be addressed by the warning relates to cancer or reproductive or birth defects or is intended to provide information that will allow parents or guardians to understand, monitor, or limit a child's exposure to cancer-causing agents or reproductive or developmental toxins.''.

It was decided in the affirmative ..... { Yeas ..... 417 / Nays 0

¶14.29 [Roll No. 27]

AYES—417

Abercrombie
Ackerman
Aderholt
Akin
Alexander
Allen
Andrews
Baca
Bachus
Baird
Baker
Baldwin
Barrett (SC)
Barrow
Bartlett (MD)
Barton (TX)
Bass
Bean
Beauprez
Becerra
Berkley
Berman
Berry
Biggert
Bilirakis
Bishop (GA)
Bishop (NY)
Bishop (UT)
Blackburn
Blumenauer
Blunt
Boehlert
Boehner
Bonilla
Bonner
Bono
Boozman
Boren
Boswell
Boucher
Boustany
Boyd
Bradley (NH)
Brady (PA)
Brady (TX)
Brown (OH)
Brown (SC)
Brown, Corrine
Brown-Waite, Ginny
Burgess
Butterfield
Buyer
Calvert
Camp (MI)
Campbell (CA)
Cannon
Cantor
Capito
Capps
Capuano
Cardin
Cardoza
Carnahan
Carson
Carter
Case
Castle
Chabot
Chandler
Chocola
Clay
Cleaver
Clyburn
Coble
Cole (OK)
Conaway
Conyers
Cooper
Costello
Cramer
Crenshaw
Crowley
Cuellar
Culberson
Davis (AL)
Davis (CA)
Davis (FL)
Davis (IL)
Davis (KY)
Davis (TN)
Davis, Jo Ann
Davis, Tom
Deal (GA)
DeFazio
DeGette
Delahunt
DeLauro
DeLay

Dent
Dicks
Dingell
Doggett
Doolittle
Doyle
Drake
Dreier
Duncan
Edwards
Ehlers
Emanuel
Emerson
Engel
English (PA)
Eshoo
Etheridge
Everett
Farr
Fattah
Feeney
Ferguson
Filner
Fitzpatrick (PA)
Flake
Foley
Forbes
Ford
Fortenberry
Fossella
Foxx
Frank (MA)
Franks (AZ)
Frelinghuysen
Gallegly
Garrett (NJ)
Gerlach
Gibbons
Gilchrest
Gillmor
Gingrey
Gohmert
Goode
Goodlatte
Gordon
Granger
Graves
Green (WI)
Green, Al
Green, Gene
Grijalva
Gutierrez
Gutknecht
Hall
Harman
Harris
Hart
Hastings (FL)
Hastings (WA)
Hayes
Hayworth
Hefley
Hensarling
Herger
Herseth
Higgins
Hinchey
Hinojosa
Hobson
Hoekstra
Holden
Holt
Honda
Hooley
Hostettler
Hoyer
Hulshof
Hunter
Hyde
Inglis (SC)
Inslee
Israel
Issa
Istook
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Jenkins
Jindal
Johnson (CT)
Johnson (IL)
Johnson, E. B.
Johnson, Sam
Jones (NC)
Jones (OH)
Kanjorski
Kaptur
Keller
Kelly
Kennedy (MN)
Kennedy (RI)
Kildee
Kilpatrick (MI)
Kind
King (IA)
King (NY)
Kingston
Kirk
Kline
Knollenberg
Kolbe
Kucinich
Kuhl (NY)
LaHood
Langevin
Lantos
Larsen (WA)
Larson (CT)
Latham
LaTourette
Leach
Lee
Levin
Lewis (CA)
Lewis (GA)
Lewis (KY)
Linder
Lipinski
LoBiondo
Lofgren, Zoe
Lowey
Lucas
Lungren, Daniel E.
Lynch
Mack
Maloney
Manzullo
Marchant
Markey
Marshall
Matheson
Matsui
McCarthy
McCaul (TX)
McCollum (MN)
McCotter
McCrery
McDermott
McGovern
McHenry
McHugh
McIntyre
McKeon
McKinney
McMorris
McNulty
Meehan
Meek (FL)
Meeks (NY)
Melancon
Mica
Michaud
Millender-McDonald
Miller (FL)
Miller (MI)
Miller (NC)
Miller, Gary
Miller, George
Mollohan
Moore (KS)
Moore (WI)
Moran (KS)
Moran (VA)
Murphy
Murtha
Musgrave
Myrick
Nadler
Napolitano
Neal (MA)
Neugebauer
Ney
Northup
Nunes
Oberstar
Obey
Olver
Ortiz
Osborne
Otter
Owens
Oxley
Pallone
Pascrell
Pastor
Paul
Payne
Pearce
Pelosi
Pence
Peterson (MN)
Peterson (PA)
Petri
Pickering
Pitts
Platts
Poe
Pombo
Pomeroy
Porter
Price (GA)
Price (NC)
Pryce (OH)
Putnam
Radanovich
Rahall
Ramstad
Rangel
Regula
Rehberg
Reichert
Renzi
Reyes
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Ross
Rothman
Roybal-Allard
Royce
Ruppersberger
Rush
Ryan (OH)
Ryan (WI)
Ryun (KS)
Sabo
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Saxton
Schakowsky
Schiff
Schmidt
Schwartz (PA)
Schwarz (MI)
Scott (GA)
Scott (VA)
Sensenbrenner
Serrano
Sessions
Shadegg
Shaw
Shays
Sherman
Sherwood
Shimkus
Shuster
Simmons
Simpson
Skelton
Slaughter
Smith (NJ)
Smith (TX)
Smith (WA)
Snyder
Sodrel
Solis
Souder
Spratt
Stark
Stearns
Strickland
Stupak
Sullivan
Tancredo
Tanner
Tauscher
Taylor (MS)
Taylor (NC)
Terry
Thomas
Thompson (CA)
Thompson (MS)
Thornberry
Tiahrt
Tiberi
Tierney
Towns
Turner
Udall (CO)
Udall (NM)
Upton
Van Hollen
Velázquez
Visclosky
Walden (OR)
Walsh
Wamp
Wasserman Schultz
Waters
Watson
Watt
Waxman
Weiner
Weldon (FL)
Weller
Westmoreland
Wexler
Wicker
Wilson (NM)
Wilson (SC)
Wolf
Woolsey
Wu
Wynn
Young (AK)
Young (FL)

NOT VOTING—15

Burton (IN)
Costa
Cubin
Cummings
Diaz-Balart, L.
Diaz-Balart, M.
Evans
Gonzalez
Norwood
Nussle
Ros-Lehtinen
Salazar
Sweeney
Weldon (PA)
Whitfield

So the amendment was agreed to.

¶14.30 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment numbered 4, printed in House Report 109-386, submitted by Mr. WAXMAN:

At the end of the bill, add the following:

SEC. 3. PROTECTION AGAINST BIOTERRORISM.

Nothing in this Act or the amendments made by this Act shall have any effect upon a State law, regulation, action, or proposition if a Governor or State legislature certifies that such law, regulation, action, or proposition is useful in establishing or maintaining a food supply that is adequately protected from bioterrorism attack.

It was decided in the negative ..... { Yeas ..... 164 / Nays 255

¶14.31 [Roll No. 28]

AYES—164

Abercrombie
Ackerman
Allen
Andrews
Baca
Baird
Baldwin
Becerra
Berkley
Berman
Bishop (NY)
Blumenauer
Boehlert
Bono
Brady (PA)
Brown (OH)
Brown, Corrine
Capps
Capuano
Cardin
Carnahan
Carson
Case
Cleaver
Clyburn
Conyers
Cooper
Cummings
Davis (CA)
Davis (FL)
Davis, Jo Ann
Davis, Tom
DeFazio
DeGette
Delahunt
DeLauro
Dent
Dicks
Dingell
Doggett
Edwards
Emanuel
Engel
Eshoo
Farr
Filner
Fitzpatrick (PA)
Foley
Frank (MA)
Granger
Green, Al
Green, Gene
Grijalva
Gutierrez
Harman
Hastings (FL)
Hinchey
Holt
Honda
Hooley
Hoyer
Inslee
Israel
Jackson (IL)
Jackson-Lee (TX)
Jones (NC)
Jones (OH)
Kaptur
Kelly
Kennedy (RI)
Kildee
Kilpatrick (MI)
Kind
Kucinich
Langevin
Lantos
Larsen (WA)
Larson (CT)
Lee
Levin
Lewis (GA)
Lipinski
Lofgren, Zoe
Lowey
Lynch
Maloney
Markey
Matsui
McCarthy
McCollum (MN)
McDermott
McGovern
McKinney
McNulty
Meehan
Miller (NC)
Miller, George
Mollohan
Moore (KS)
Moore (WI)
Moran (VA)
Myrick
Nadler
Napolitano
Neal (MA)
Oberstar
Obey
Olver
Owens
Pallone
Pascrell
Pastor
Paul
Payne
Pelosi
Peterson (PA)
Pomeroy
Price (NC)
Rahall
Rangel
Reyes
Ross
Rothman
Roybal-Allard
Rush
Ryan (OH)
Sabo
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Schakowsky
Schiff
Schwartz (PA)
Scott (VA)
Serrano
Sherman
Slaughter
Smith (NJ)
Smith (WA)
Solis
Stark
Strickland
Stupak
Tauscher
Thompson (CA)
Thompson (MS)
Tierney
Towns
Udall (CO)
Udall (NM)
Upton
Van Hollen
Velázquez
Visclosky
Wasserman Schultz
Waters
Watson
Watt
Waxman
Weiner
Wexler
Wolf
Woolsey
Wu

NOES—255

Aderholt
Akin
Alexander
Bachus
Baker
Barrett (SC)
Barrow
Bartlett (MD)
Barton (TX)
Bass
Bean
Beauprez
Berry
Biggert
Bilirakis
Bishop (GA)
Bishop (UT)
Blackburn
Blunt
Boehner
Bonilla
Bonner
Boozman
Boren
Boswell
Boucher
Boustany
Boyd
Bradley (NH)
Brady (TX)
Brown (SC)
Brown-Waite, Ginny
Burgess
Butterfield
Buyer
Calvert
Camp (MI)
Campbell (CA)
Cannon
Cantor
Capito
Cardoza
Carter
Castle
Chabot
Chandler
Chocola
Clay
Coble
Cole (OK)
Conaway
Costello
Cramer
Crenshaw
Crowley
Cuellar
Culberson
Davis (AL)
Davis (IL)
Davis (KY)
Davis (TN)
Deal (GA)
DeLay
Doolittle
Doyle
Drake
Dreier
Duncan
Ehlers
Emerson
English (PA)
Etheridge
Everett
Fattah
Feeney
Ferguson
Flake
Forbes
Ford
Fortenberry
Fossella
Foxx
Franks (AZ)
Frelinghuysen
Gallegly
Garrett (NJ)
Gerlach
Gibbons
Gilchrest
Gillmor
Gingrey
Gohmert
Goode
Goodlatte
Gordon
Graves
Green (WI)
Gutknecht
Hall
Harris
Hart
Hastings (WA)
Hayes
Hayworth
Hefley
Hensarling
Herger
Herseth
Higgins
Hinojosa
Hobson
Hoekstra
Holden
Hostettler
Hulshof
Hunter
Hyde
Inglis (SC)
Issa
Istook
Jefferson
Jenkins
Jindal
Johnson (CT)
Johnson (IL)
Johnson, E. B.
Johnson, Sam
Kanjorski
Keller
Kennedy (MN)
King (IA)
King (NY)
Kingston
Kirk
Kline
Knollenberg
Kolbe
Kuhl (NY)
LaHood
Latham
LaTourette
Leach
Lewis (CA)
Lewis (KY)
Linder
LoBiondo
Lucas
Lungren, Daniel E.
Mack
Manzullo
Marchant
Marshall
Matheson
McCaul (TX)
McCotter
McCrery
McHenry
McHugh
McIntyre
McKeon
McMorris
Meeks (NY)
Melancon
Mica
Michaud
Miller (FL)
Miller (MI)
Miller, Gary
Moran (KS)
Murphy
Murtha
Musgrave
Neugebauer
Ney
Northup
Nunes
Nussle
Ortiz
Osborne
Otter
Oxley
Pearce
Pence
Peterson (MN)
Petri
Pickering
Pitts
Platts
Poe
Pombo
Porter
Price (GA)
Pryce (OH)
Putnam
Radanovich
Ramstad
Regula
Rehberg
Reichert
Renzi
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Royce
Ruppersberger
Ryan (WI)
Ryun (KS)
Saxton
Schmidt
Schwarz (MI)
Scott (GA)
Sensenbrenner
Sessions
Shadegg
Shaw
Shays
Sherwood
Shimkus
Shuster
Simmons
Simpson
Skelton
Smith (TX)
Snyder
Sodrel
Souder
Spratt
Stearns
Sullivan
Tancredo
Tanner
Taylor (MS)
Taylor (NC)
Terry
Thomas
Thornberry
Tiahrt
Tiberi
Turner
Walden (OR)
Walsh
Wamp
Weldon (FL)
Weldon (PA)
Weller
Westmoreland
Whitfield
Wicker
Wilson (NM)
Wilson (SC)
Wynn
Young (AK)
Young (FL)

NOT VOTING—13

Burton (IN)
Costa
Cubin
Diaz-Balart, L.
Diaz-Balart, M.
Evans
Gonzalez
Meek (FL)
Millender-McDonald
Norwood
Ros-Lehtinen
Salazar
Sweeney

So the amendment was not agreed to.

¶14.32 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment numbered 5, printed in House Report 109-386, submitted by Mrs. CAPPS:

Page 4, beginning on line 1, strike ''Except as provided in subsections (c) and (d),'' and insert ''Except as provided in paragraphs (4) through (6) and subsections (c) and (d),''.

Page 5, after line 16, insert the following:

''(4) NOTIFICATIONS REGARDING CANCER.—Paragraph (1) does not apply to a notification described in such paragraph if the notification warns that the food involved may cause cancer.

''(5) NOTIFICATIONS REGARDING BIRTH DEFECTS OR REPRODUCTIVE HEALTH PROBLEMS.—Paragraph (1) does not apply to a notification described in such paragraph if the notification warns that the food involved may cause birth defects, or warns that the food may cause reproductive health problems, or both.

''(6) NOTIFICATIONS REGARDING ALLERGENIC SULFITING AGENTS.—Paragraph (1) does not apply to a notification described in such paragraph if the notification warns that the food involved contains a sulfiting agent that may cause an allergic reaction.''.

At the end of the bill, add the following:

SECTION 3. ENSURING ADEQUATE PROTECTION FOR KIDS.

Nothing in this Act or the amendments made by this Act shall have any effect upon a State law, regulation, proposition or other action that—

(1) establishes a notification requirement that will allow parents or guardians to understand, monitor, or limit a child's exposure to cancer-causing agents, reproductive or developmental toxins, or food-borne pathogens; or

(2) offers protection to children from foods bearing or containing cancer-causing agents, reproductive or developmental toxins, or food-borne pathogens.

It was decided in the negative { Yeas ..... 161 / Nays ..... 259 }

¶14.33 [Roll No. 29]

AYES—161

Abercrombie
Ackerman
Allen
Andrews
Baca
Baird
Bean
Becerra
Berkley
Berman
Bishop (NY)
Blumenauer
Boehlert
Bono
Boucher
Brady (PA)
Brown (OH)
Brown, Corrine
Capps
Capuano
Cardin
Carnahan
Carson
Case
Cleaver
Conyers
Cooper
Cummings
Davis (CA)
Davis (FL)
DeFazio
DeGette
Delahunt
DeLauro
Dicks
Dingell
Doggett
Emanuel
Engel
Eshoo
Farr
Fattah
Filner
Fitzpatrick (PA)
Foley
Frank (MA)
Gerlach
Gilchrest
Green, Al
Green, Gene
Grijalva
Gutierrez
Harman
Hastings (FL)
Hinchey
Holt
Honda
Hoyer
Inslee
Israel
Issa
Jackson (IL)
Jackson-Lee (TX)
Johnson (CT)
Johnson, E. B.
Jones (NC)
Jones (OH)
Kaptur
Kelly
Kennedy (RI)
Kildee
Kilpatrick (MI)
Kind
Kucinich
Langevin
Lantos
Larson (CT)
Lee
Levin
Lewis (GA)
LoBiondo
Lofgren, Zoe
Lowey
Lungren, Daniel E.
Lynch
Maloney
Markey
Matsui
McCarthy
McCollum (MN)
McDermott
McGovern
McKinney
McNulty
Meehan
Miller, George
Mollohan
Moore (WI)
Nadler
Napolitano
Neal (MA)
Oberstar
Obey
Olver
Owens
Pallone
Pascrell
Pastor
Paul
Payne
Pelosi
Pomeroy
Price (NC)
Rahall
Rangel
Reyes
Ross
Rothman
Roybal-Allard
Rush
Sabo
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Saxton
Schakowsky
Schiff
Schwartz (PA)
Scott (VA)
Serrano
Shays
Sherman
Simmons
Slaughter
Smith (NJ)
Smith (WA)
Snyder
Solis
Stark
Stupak
Tauscher
Taylor (MS)
Thompson (CA)
Tierney
Towns
Udall (CO)
Udall (NM)
Van Hollen
Velázquez
Visclosky
Wasserman Schultz
Waters
Watson
Watt
Waxman
Weiner
Weldon (PA)
Wexler
Wolf
Woolsey
Wu

NOES—259

Aderholt
Akin
Alexander
Bachus
Baker
Baldwin
Barrett (SC)
Barrow
Bartlett (MD)
Barton (TX)
Bass
Beauprez
Berry
Biggert
Bilirakis
Bishop (GA)
Bishop (UT)
Blackburn
Blunt
Boehner
Bonilla
Bonner
Boozman
Boren
Boswell
Boustany
Boyd
Bradley (NH)
Brady (TX)
Brown (SC)
Brown-Waite, Ginny
Burgess
Butterfield
Buyer
Calvert
Camp (MI)
Campbell (CA)
Cannon
Cantor
Capito
Cardoza
Carter
Castle
Chabot
Chandler
Chocola
Clay
Clyburn
Coble
Cole (OK)
Conaway
Costello
Cramer
Crenshaw
Crowley
Cuellar
Culberson
Davis (AL)
Davis (IL)
Davis (KY)
Davis (TN)
Davis, Jo Ann
Davis, Tom
Deal (GA)
DeLay
Dent
Doolittle
Doyle
Drake
Dreier
Duncan
Edwards
Ehlers
Emerson
English (PA)
Etheridge
Everett
Feeney
Ferguson
Flake
Forbes
Ford
Fortenberry
Fossella
Foxx
Franks (AZ)
Frelinghuysen
Gallegly
Garrett (NJ)
Gibbons
Gillmor
Gingrey
Gohmert
Goode
Goodlatte
Gordon
Granger
Graves
Green (WI)
Gutknecht
Hall
Harris
Hart
Hastings (WA)
Hayes
Hayworth
Hefley
Hensarling
Herger
Herseth
Higgins
Hinojosa
Hobson
Hoekstra
Holden
Hooley
Hostettler
Hulshof
Hunter
Hyde
Inglis (SC)
Istook
Jefferson
Jenkins
Jindal
Johnson (IL)
Johnson, Sam
Kanjorski
Keller
Kennedy (MN)
King (IA)
King (NY)
Kingston
Kirk
Kline
Knollenberg
Kolbe
Kuhl (NY)
LaHood
Larsen (WA)
Latham
LaTourette
Leach
Lewis (CA)
Lewis (KY)
Linder
Lipinski
Lucas
Mack
Manzullo
Marchant
Marshall
Matheson
McCaul (TX)
McCotter
McCrery
McHenry
McHugh
McIntyre
McKeon
McMorris
Meek (FL)
Meeks (NY)
Melancon
Mica
Michaud
Miller (FL)
Miller (MI)
Miller (NC)
Miller, Gary
Moore (KS)
Moran (KS)
Moran (VA)
Murphy
Murtha
Musgrave
Myrick
Neugebauer
Ney
Northup
Nunes
Nussle
Ortiz
Osborne
Otter
Oxley
Pearce
Pence
Peterson (MN)
Peterson (PA)
Petri
Pickering
Pitts
Platts
Poe
Pombo
Porter
Price (GA)
Pryce (OH)
Putnam
Radanovich
Ramstad
Regula
Rehberg
Reichert
Renzi
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Royce
Ruppersberger
Ryan (OH)
Ryan (WI)
Ryun (KS)
Schmidt
Schwarz (MI)
Scott (GA)
Sensenbrenner
Sessions
Shadegg
Shaw
Sherwood
Shimkus
Shuster
Simpson
Skelton
Smith (TX)
Sodrel
Souder
Spratt
Stearns
Strickland
Sullivan
Tancredo
Tanner
Taylor (NC)
Terry
Thomas
Thompson (MS)
Thornberry
Tiahrt
Tiberi
Turner
Upton
Walden (OR)
Walsh
Wamp
Weldon (FL)
Weller
Westmoreland
Whitfield
Wicker
Wilson (NM)
Wilson (SC)
Wynn
Young (AK)
Young (FL)

NOT VOTING—12

Burton (IN)
Costa
Cubin
Diaz-Balart, L.
Diaz-Balart, M.
Evans
Gonzalez
Millender-McDonald
Norwood
Ros-Lehtinen
Salazar
Sweeney

So the amendment was not agreed to.

¶14.34 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment numbered 6, printed in House Report 109-386, submitted by Ms. WASSERMAN SCHULTZ:

At the end of the bill, add the following section:

SEC. 3. ENSURING ADEQUATE INFORMATION FOR INFANTS, CHILDREN, AND WOMEN OF CHILD-BEARING AGE.

Nothing in this Act or the amendments made by this Act shall have any effect upon a State law, regulation, proposition or other action that establishes a notification requirement regarding the presence or potential effects of mercury in fish and shellfish.

It was decided in the affirmative { Yeas ..... 253 / Nays ..... 168 }

¶14.35 [Roll No. 30]

AYES—253

Abercrombie
Ackerman
Allen
Andrews
Baca
Baird
Baldwin
Barrow
Bartlett (MD)
Bean
Becerra
Berkley
Berman
Bilirakis
Bishop (GA)
Bishop (NY)
Blumenauer
Boehlert
Bonner
Bono
Boswell
Bradley (NH)
Brady (PA)
Brown (OH)
Brown, Corrine
Brown-Waite, Ginny
Butterfield
Camp (MI)
Capito
Capps
Capuano
Cardin
Cardoza
Carnahan
Carson
Case
Castle
Chabot
Chandler
Cleaver
Clyburn
Conyers
Cooper
Crowley
Cuellar
Culberson
Cummings
Davis (AL)
Davis (CA)
Davis (FL)
Davis (IL)
Davis (TN)
Davis, Jo Ann
DeFazio
DeGette
Delahunt
DeLauro
Dent
Dicks
Dingell
Doggett
Duncan
Emanuel
Emerson
Engel
English (PA)
Eshoo
Etheridge
Farr
Fattah
Ferguson
Filner
Fitzpatrick (PA)
Foley
Ford
Fortenberry
Fossella
Frank (MA)
Frelinghuysen
Gerlach
Gilchrest
Gingrey
Goode
Green, Al
Green, Gene
Grijalva
Gutierrez
Harman
Harris
Hart
Hastings (FL)
Hefley
Herseth
Higgins
Hinchey
Hinojosa
Holden
Holt
Honda
Hooley
Hoyer
Inslee
Israel
Issa
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Johnson (CT)
Jones (NC)
Jones (OH)
Kanjorski
Kaptur
Keller
Kelly
Kennedy (RI)
Kildee
Kilpatrick (MI)
Kind
Kirk
Kucinich
Kuhl (NY)
LaHood
Langevin
Lantos
Larson (CT)
LaTourette
Leach
Lee
Levin
Lewis (CA)
Lewis (GA)
LoBiondo
Lofgren, Zoe
Lowey
Lungren, Daniel E.
Lynch
Mack
Maloney
Markey
Marshall
Matheson
Matsui
McCarthy
McCollum (MN)
McCotter
McDermott
McGovern
McHugh
McIntyre
McKinney
McNulty
Meehan
Meek (FL)
Meeks (NY)
Melancon
Michaud
Millender-McDonald
Miller (MI)
Miller (NC)
Miller, George
Mollohan

Moore (WI)
Moran (VA)
Myrick
Nadler
Napolitano
Neal (MA)
Oberstar
Obey
Olver
Otter
Owens
Pallone
Pascrell
Pastor
Paul
Payne
Pelosi
Platts
Pomeroy
Price (GA)
Price (NC)
Putnam
Rahall
Ramstad
Rangel
Regula
Reyes
Ross
Rothman
Roybal-Allard
Rush
Ryan (OH)
Ryan (WI)
Sabo
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Saxton
Schakowsky
Schiff
Schwartz (PA)
Schwarz (MI)
Scott (GA)
Scott (VA)
Sensenbrenner
Serrano
Shaw
Shays
Sherman
Simmons
Skelton
Slaughter
Smith (NJ)
Smith (WA)
Snyder
Solis
Spratt
Stark
Strickland
Stupak
Tauscher
Taylor (MS)
Thompson (CA)
Thompson (MS)
Tierney
Towns
Turner
Udall (CO)
Udall (NM)
Upton
Van Hollen
Velázquez
Visclosky
Walsh
Wamp
Wasserman Schultz
Waters
Watson
Watt
Waxman
Weiner
Weldon (FL)
Weldon (PA)
Weller
Wexler
Whitfield
Wilson (NM)
Wolf
Woolsey
Wu
Wynn
Young (FL)

NOES—168

Aderholt
Akin
Alexander
Bachus
Baker
Barrett (SC)
Barton (TX)
Bass
Beauprez
Berry
Biggert
Bishop (UT)
Blackburn
Blunt
Boehner
Bonilla
Boozman
Boren
Boucher
Boustany
Boyd
Brady (TX)
Brown (SC)
Burgess
Buyer
Calvert
Campbell (CA)
Cannon
Cantor
Carter
Chocola
Clay
Coble
Cole (OK)
Conaway
Costello
Cramer
Crenshaw
Davis (KY)
Davis, Tom
Deal (GA)
DeLay
Doolittle
Doyle
Drake
Dreier
Edwards
Ehlers
Everett
Feeney
Flake
Forbes
Foxx
Franks (AZ)
Gallegly
Garrett (NJ)
Gibbons
Gillmor
Gohmert
Goodlatte
Gordon
Granger
Graves
Green (WI)
Gutknecht
Hall
Hastings (WA)
Hayes
Hayworth
Hensarling
Herger
Hobson
Hoekstra
Hostettler
Hulshof
Hunter
Hyde
Inglis (SC)
Istook
Jenkins
Jindal
Johnson (IL)
Johnson, E. B.
Johnson, Sam
Kennedy (MN)
King (IA)
King (NY)
Kingston
Kline
Knollenberg
Kolbe
Larsen (WA)
Latham
Lewis (KY)
Linder
Lipinski
Lucas
Manzullo
Marchant
McCaul (TX)
McCrery
McHenry
McKeon
McMorris
Mica
Miller (FL)
Miller, Gary
Moore (KS)
Moran (KS)
Murphy
Murtha
Musgrave
Neugebauer
Ney
Northup
Nunes
Nussle
Ortiz
Osborne
Oxley
Pearce
Pence
Peterson (MN)
Peterson (PA)
Petri
Pickering
Pitts
Poe
Pombo
Porter
Pryce (OH)
Radanovich
Rehberg
Reichert
Renzi
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Royce
Ruppersberger
Ryun (KS)
Schmidt
Sessions
Shadegg
Sherwood
Shimkus
Shuster
Simpson
Smith (TX)
Sodrel
Souder
Stearns
Sullivan
Tancredo
Tanner
Taylor (NC)
Terry
Thomas
Thornberry
Tiahrt
Tiberi
Walden (OR)
Westmoreland
Wicker
Wilson (SC)
Young (AK)

NOT VOTING—11

Burton (IN)
Costa
Cubin
Diaz-Balart, L.
Diaz-Balart, M.
Evans
Gonzalez
Norwood
Ros-Lehtinen
Salazar
Sweeney

So the amendment was agreed to.

After some further time,

The SPEAKER pro tempore, Mr. DAVIS of Kentucky, assumed the Chair.

When Mr. PRICE of Georgia, Acting Chairman, pursuant to House Resolution 710, reported the bill back to the House with sundry amendments adopted by the Committee.

The previous question having been ordered by said resolution.

The following amendments, reported from the Committee of the Whole House on the state of the Union, were agreed to:

Page 2, line 7, strike ''403A(a)'' and insert ''403A''.

Page 2, beginning on line 8, strike ''343–1(a)'' and insert ''343–1''.

Page 2, line 10, strike ''in paragraph (4)'' and insert ''in subsection (a)(4)''.

Page 2, line 12, strike ''in paragraph (5)'' and insert ''in subsection (a)(5)''.

Page 2, line 14, insert ''in subsection (a),'' after ''(3)''.

Page 3, strike lines 5 through 15 and insert the following:

(4) by adding at the end the following:

''(c)(1) For purposes of subsection (a)(6) and section 403B, the term 'identical' means that the language under the laws of a State or a political subdivision of a State is substantially the same language as the comparable provision under this Act and that any differences in language do not result in the imposition of materially different requirements. For purposes of subsection (a)(6), the term 'any requirement for a food' does not refer to provisions of this Act that relate to procedures for Federal action under this Act.

''(2) For purposes of subsection (a)(6), a State or political subdivision of a State may enforce a State law that contains a requirement that is identical to a requirement in a section of Federal law referred to in subsection (a)(6) if—

''(A) the Secretary has promulgated a regulation or adopted a final guidance relating to the requirement and the State applies the State requirement in a manner that conforms to the regulation or guidance; or

''(B) the Secretary has not promulgated a regulation or adopted a final guidance relating to the requirement, except that if the Secretary has considered a proposal for a regulation or final guidance relating to the requirement and has, after soliciting public comment, made a determination not to promulgate such regulation or adopt such guidance, which determination is published in the Federal Register, the State may not enforce any requirements in State law that are policies rejected by the Secretary through such determination.''.

Page 13, strike lines 13 through 19.

Page 13, line 20, strike ''(g)'' and insert ''(f)''.

Page 14, line 4, strike ''or'' after ''pricing,''.

Page 14, line 5, insert before the semicolon the following: '', or dietary supplements''.

Page 14, line 13, strike ''(h)'' and insert ''(g)''.

Page 11, after line 7, insert the following:

''(C) EXPEDITED CONSIDERATION.—The Secretary shall expedite the consideration of any petition under paragraphs (1) or (2) that involves a request for a notification requirement for a food that provides a warning where the health effect to be addressed by the warning relates to cancer or reproductive or birth defects or is intended to provide information that will allow parents or guardians to understand, monitor, or limit a child's exposure to cancer-causing agents or reproductive or developmental toxins.''.

At the end of the bill, add the following section:

SEC. 3. CONDITIONS.

The amendments made by this Act take effect only if the Secretary of Health and Human Services certifies to the Congress, after consultation with the Secretary of Homeland Security, that the implementation of such amendments will pose no additional risk to the public health or safety from terrorists attacks relating to the food supply.

At the end of the bill, add the following section:

SEC. 3. ENSURING ADEQUATE INFORMATION FOR INFANTS, CHILDREN, AND WOMEN OF CHILD-BEARING AGE.

Nothing in this Act or the amendments made by this Act shall have any effect upon a State law, regulation, proposition or other action that establishes a notification requirement regarding the presence or potential effects of mercury in fish and shellfish.

The bill, as amended, was ordered to be engrossed and read a third time, was read a third time by title.

Mr. STUPAK moved to recommit the bill to the Committee on Energy and Commerce with instructions to report the bill back to the House forthwith with the following amendments:

Page 4, beginning on line 1, strike ''Except as provided in subsections (c) and (d),'' and insert ''Except as provided in paragraph (4) and subsections (c) and (c),''.

Page 5, after line 16, insert the following:

''(4) NOTIFICATION REGARDING TREATMENT OF MEAT, POULTRY, OR FISH WITH CARBON MONOXIDE.—Paragraph (1) does not apply to a notification described in such paragraph if the notification concerns meat, poultry, or fish and warns that such food has been treated with carbon monoxide.''.

After debate,

By unanimous consent, the previous question was ordered on the motion to recommit with instructions.

The question being put, viva voce,

Will the House recommit said bill with instructions?

The SPEAKER pro tempore, Mr. DAVIS of Kentucky, announced that the nays had it.

Mr. STUPAK demanded a recorded vote on agreeing to said motion, which demand was supported by one-fifth of a quorum, so a recorded vote was ordered.

The vote was taken by electronic device.

It was decided in the negative ..... { Yeas ..... 170 / Nays 254

¶14.36 [Roll No. 31]

AYES—170

Abercrombie
Ackerman
Allen
Andrews
Baca
Baird
Baldwin
Barrow
Bean
Becerra
Berkley
Berman
Bishop (NY)
Blumenauer
Brady (PA)
Brown (OH)
Brown, Corrine
Butterfield
Capps
Capuano
Cardin
Carnahan
Carson
Case
Cleaver
Clyburn
Conyers
Cooper
Crowley
Cuellar
Cummings
Davis (CA)
Davis (FL)
DeFazio
DeGette
Delahunt
DeLauro
Dicks
Dingell
Doggett
Doyle
Emanuel
Engel
Eshoo
Etheridge
Farr
Fattah
Filner
Ford
Frank (MA)
Green, Al
Green, Gene
Grijalva
Gutierrez
Harman
Hastings (FL)
Higgins
Hinchey
Holden
Holt
Honda
Hooley
Hoyer
Inslee
Israel
Jackson (IL)
Jackson-Lee (TX)
Jefferson

Johnson, E. B.
Jones (OH)
Kanjorski
Kaptur
Kennedy (RI)
Kildee
Kilpatrick (MI)
Kind
Kucinich
Langevin
Lantos
Larsen (WA)
Larson (CT)
Lee
Levin
Lewis (GA)
Lipinski
Lofgren, Zoe
Lowey
Lynch
Maloney
Markey
Marshall
Matsui
McCarthy
McCollum (MN)
McDermott
McGovern
McKinney
McNulty
Meehan
Meek (FL)
Meeks (NY)
Millender-McDonald
Miller (NC)
Miller, George
Mollohan
Moore (KS)
Moore (WI)
Moran (VA)
Murtha
Nadler
Napolitano
Neal (MA)
Oberstar
Obey
Olver
Owens
Pallone
Pascrell
Pastor
Payne
Pelosi
Pomeroy
Price (NC)
Rahall
Rangel
Reyes
Ross
Rothman
Roybal-Allard
Ruppersberger
Rush
Ryan (OH)
Sabo
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Schakowsky
Schiff
Schwartz (PA)
Scott (VA)
Serrano
Sherman
Skelton
Slaughter
Smith (WA)
Snyder
Solis
Spratt
Stark
Strickland
Stupak
Tauscher
Taylor (MS)
Thompson (CA)
Thompson (MS)
Tierney
Towns
Udall (NM)
Van Hollen
Velázquez
Visclosky
Wasserman Schultz
Waters
Watson
Watt
Waxman
Weiner
Wexler
Woolsey
Wu

NOES—254

Aderholt
Akin
Alexander
Bachus
Baker
Barrett (SC)
Bartlett (MD)
Barton (TX)
Bass
Beauprez
Berry
Biggert
Bilirakis
Bishop (GA)
Bishop (UT)
Blackburn
Blunt
Boehlert
Boehner
Bonilla
Bonner
Bono
Boozman
Boren
Boswell
Boucher
Boustany
Boyd
Bradley (NH)
Brady (TX)
Brown (SC)
Brown-Waite, Ginny
Burgess
Buyer
Calvert
Camp (MI)
Campbell (CA)
Cannon
Cantor
Capito
Cardoza
Carter
Castle
Chabot
Chandler
Chocola
Clay
Coble
Cole (OK)
Conaway
Costello
Cramer
Crenshaw
Culberson
Davis (AL)
Davis (IL)
Davis (KY)
Davis (TN)
Davis, Jo Ann
Davis, Tom
Deal (GA)
DeLay
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Doolittle
Drake
Dreier
Duncan
Edwards
Ehlers
Emerson
English (PA)
Everett
Feeney
Ferguson
Fitzpatrick (PA)
Flake
Foley
Forbes
Fortenberry
Fossella
Foxx
Franks (AZ)
Frelinghuysen
Gallegly
Garrett (NJ)
Gerlach
Gibbons
Gilchrest
Gillmor
Gingrey
Gohmert
Goode
Goodlatte
Gordon
Granger
Graves
Green (WI)
Gutknecht
Hall
Harris
Hart
Hastings (WA)
Hayes
Hayworth
Hefley
Hensarling
Herger
Herseth
Hinojosa
Hobson
Hoekstra
Hostettler
Hulshof
Hunter
Hyde
Inglis (SC)
Issa
Istook
Jenkins
Jindal
Johnson (CT)
Johnson (IL)
Johnson, Sam
Jones (NC)
Keller
Kelly
Kennedy (MN)
King (IA)
King (NY)
Kingston
Kirk
Kline
Knollenberg
Kolbe
Kuhl (NY)
LaHood
Latham
LaTourette
Leach
Lewis (CA)
Lewis (KY)
Linder
LoBiondo
Lucas
Lungren, Daniel E.
Mack
Manzullo
Marchant
Matheson
McCaul (TX)
McCotter
McCrery
McHenry
McHugh
McIntyre
McKeon
McMorris
Melancon
Mica
Michaud
Miller (FL)
Miller (MI)
Miller, Gary
Moran (KS)
Murphy
Musgrave
Myrick
Neugebauer
Ney
Northup
Nunes
Nussle
Ortiz
Osborne
Otter
Oxley
Paul
Pearce
Pence
Peterson (MN)
Peterson (PA)
Petri
Pickering
Pitts
Platts
Poe
Pombo
Porter
Price (GA)
Pryce (OH)
Putnam
Radanovich
Ramstad
Regula
Rehberg
Reichert
Renzi
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Ros-Lehtinen
Royce
Ryan (WI)
Ryun (KS)
Saxton
Schmidt
Schwarz (MI)
Scott (GA)
Sensenbrenner
Sessions
Shadegg
Shaw
Shays
Sherwood
Shimkus
Shuster
Simmons
Simpson
Smith (NJ)
Smith (TX)
Sodrel
Souder
Stearns
Sullivan
Tancredo
Tanner
Taylor (NC)
Terry
Thomas
Thornberry
Tiahrt
Tiberi
Turner
Udall (CO)
Upton
Walden (OR)
Walsh
Wamp
Weldon (FL)
Weldon (PA)
Weller
Westmoreland
Whitfield
Wicker
Wilson (NM)
Wilson (SC)
Wolf
Wynn
Young (AK)
Young (FL)

NOT VOTING—8

Burton (IN)
Costa
Cubin
Evans
Gonzalez
Norwood
Salazar
Sweeney

So the motion to recommit with instructions was not agreed to.

The question being put, viva voce,

Will the House pass said bill?

The SPEAKER pro tempore, Mr. DAVIS of Kentucky, announced that the yeas had it.

Mr. MARKEY demanded a recorded vote on passage of said bill, which demand was supported by one-fifth of a quorum, so a recorded vote was ordered.

The vote was taken by electronic device.

It was decided in the affirmative ..... { Yeas ..... 283 / Nays 139

¶14.37 [Roll No. 32]

AYES—283

Aderholt
Akin
Alexander
Bachus
Baker
Barrett (SC)
Barrow
Bartlett (MD)
Barton (TX)
Bass
Bean
Beauprez
Berry
Biggert
Bilirakis
Bishop (GA)
Bishop (UT)
Blackburn
Blunt
Boehlert
Boehner
Bonilla
Bonner
Boozman
Boren
Boswell
Boucher
Boustany
Boyd
Bradley (NH)
Brady (TX)
Brown (SC)
Brown-Waite, Ginny
Burgess
Butterfield
Buyer
Calvert
Camp (MI)
Campbell (CA)
Cannon
Cantor
Capito
Cardoza
Carter
Castle
Chabot
Chandler
Chocola
Clay
Cleaver
Coble
Cole (OK)
Conaway
Costello
Cramer
Crenshaw
Crowley
Cuellar
Culberson
Davis (AL)
Davis (IL)
Davis (KY)
Davis (TN)
Davis, Jo Ann
Davis, Tom
Deal (GA)
Delahunt
DeLay
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Doolittle
Doyle
Drake
Dreier
Duncan
Edwards
Ehlers
Emanuel
Emerson
English (PA)
Etheridge
Everett
Feeney
Ferguson
Forbes
Fortenberry
Fossella
Foxx
Franks (AZ)
Frelinghuysen
Gallegly
Gerlach
Gibbons
Gilchrest
Gillmor
Gingrey
Gohmert
Goode
Goodlatte
Gordon
Granger
Graves
Green (WI)
Green, Al
Gutknecht
Hall
Harris
Hart
Hastings (WA)
Hayes
Hayworth
Hefley
Hensarling
Herger
Herseth
Higgins
Hinojosa
Hobson
Hoekstra
Holden
Hooley
Hostettler
Hulshof
Hunter
Hyde
Inglis (SC)
Israel
Issa
Istook
Jackson-Lee (TX)
Jefferson
Jenkins
Jindal
Johnson (CT)
Johnson (IL)
Johnson, E. B.
Johnson, Sam
Jones (OH)
Kanjorski
Keller
Kennedy (MN)
King (IA)
King (NY)
Kingston
Kirk
Kline
Knollenberg
Kolbe
Kuhl (NY)
LaHood
Larsen (WA)
Latham
LaTourette
Leach
Lewis (CA)
Lewis (KY)
Linder
Lipinski
LoBiondo
Lucas
Mack
Manzullo
Marchant
Marshall
Matheson
McCaul (TX)
McCotter
McCrery
McHenry
McHugh
McIntyre
McKeon
McMorris
Meek (FL)
Meeks (NY)
Melancon
Mica
Michaud
Millender-McDonald
Miller (FL)
Miller (MI)
Miller (NC)
Miller, Gary
Moore (KS)
Moran (KS)
Moran (VA)
Murphy
Murtha
Musgrave
Myrick
Neugebauer
Ney
Northup
Nunes
Nussle
Ortiz
Osborne
Otter
Oxley
Pearce
Pence
Peterson (MN)
Peterson (PA)
Petri
Pickering
Pitts
Platts
Poe
Pombo
Porter
Price (GA)
Price (NC)
Pryce (OH)
Putnam
Radanovich
Ramstad
Regula
Rehberg
Reichert
Renzi
Reyes
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Ros-Lehtinen
Ross
Royce
Ruppersberger
Rush
Ryan (OH)
Ryan (WI)
Ryun (KS)
Saxton
Schmidt
Schwarz (MI)
Scott (GA)
Sensenbrenner
Sessions
Shadegg
Shaw
Sherwood
Shimkus
Shuster
Simmons
Simpson
Skelton
Smith (TX)
Sodrel
Souder
Spratt
Stearns
Strickland
Sullivan
Tancredo
Tanner
Taylor (MS)
Taylor (NC)
Terry
Thompson (MS)
Thornberry
Tiahrt
Tiberi
Towns
Turner
Upton
Velázquez
Walden (OR)
Walsh
Wamp
Watt
Weldon (FL)
Weldon (PA)
Weller
Westmoreland
Whitfield
Wicker
Wilson (NM)
Wilson (SC)
Wynn
Young (AK)

NOES—139

Abercrombie
Ackerman
Allen
Andrews
Baca
Baird
Baldwin
Becerra
Berkley
Berman
Bishop (NY)
Blumenauer
Bono
Brady (PA)
Brown (OH)
Brown, Corrine
Capps
Capuano
Cardin
Carnahan
Carson
Case
Clyburn
Conyers
Cooper
Cummings
Davis (CA)
Davis (FL)
DeFazio
DeGette
DeLauro
Dicks
Dingell
Doggett
Engel
Eshoo
Farr
Fattah
Filner
Fitzpatrick (PA)
Flake
Foley
Ford
Frank (MA)
Garrett (NJ)
Green, Gene
Grijalva
Gutierrez
Harman
Hastings (FL)
Hinchey
Holt
Honda
Hoyer
Inslee
Jackson (IL)
Jones (NC)
Kaptur
Kelly
Kennedy (RI)
Kildee
Kilpatrick (MI)
Kind
Kucinich
Langevin
Lantos
Lee
Levin
Lewis (GA)
Lofgren, Zoe
Lowey
Lungren, Daniel E.
Lynch
Maloney
Markey
Matsui
McCarthy
McCollum (MN)
McDermott
McGovern
McKinney
McNulty
Meehan
Miller, George
Mollohan
Moore (WI)
Nadler
Napolitano
Neal (MA)
Oberstar
Obey
Olver
Owens
Pallone
Pascrell
Pastor
Paul
Payne
Pelosi
Pomeroy
Rahall
Rangel
Rothman
Roybal-Allard
Sabo
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Schakowsky
Schiff
Schwartz (PA)
Scott (VA)
Serrano
Shays
Sherman
Slaughter
Smith (NJ)
Smith (WA)
Snyder
Solis
Stark
Stupak
Tauscher
Thompson (CA)
Tierney
Udall (CO)
Udall (NM)
Van Hollen
Visclosky
Wasserman Schultz
Waters
Watson
Waxman
Weiner
Wexler
Wolf
Woolsey
Wu
Young (FL)

NOT VOTING—10

Burton (IN)	Gonzalez	Sweeney
Costa	Larson (CT)	Thomas
Cubin	Norwood	
Evans	Salazar	

So the bill was passed.

A motion to reconsider the vote whereby said bill was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

¶14.38 MESSAGE FROM THE SENATE

A message from the Senate by Ms. Curtis, one of its clerks, announced that the Senate has passed with an amendment in which the concurrence of the House is requested, a bill of the House of the following title:

H.R. 683. An Act to amend the Trademark Act of 1946 with respect to dilution by blurring or tarnishment.

¶14.39 PROVIDING FOR THE CONSIDERATION OF H.R. 2829

Mr. SESSIONS, by direction of the Committee on Rules, reported (Rept. No. 109–387) the resolution (H. Res. 713) providing for the consideration of the bill (H.R. 2829) to reauthorize the Office of National Drug Control Policy Act.

When said resolution and report were referred to the House Calendar and ordered printed.

¶14.40 ENROLLED BILLS SIGNED

Mrs. Haas, Clerk of the House, reported and found truly enrolled bills of the House of the following titles, which were thereupon signed by the Speaker:

H.R. 32. An Act to amend title 18, United States Code, to provide criminal penalties for trafficking in counterfeit marks.

H.R. 1287. An Act to designate the facility of the United States Postal Service located at 312 East North Avenue in Flora, Illinois, as the ''Robert T. Ferguson Post Office Building''.

H.R. 2113. An Act to designate the facility of the United States Postal Service located at 2000 McDonough Street in Joliet, Illinois, as the ''John F. Whiteside Joliet Post Office Building''.

H.R. 2346. An Act to designate the facility of the United States Postal Service located at 105 NW Railroad Avenue in Hammond, Louisiana, as the ''John J. Hainkel, Jr. Post Office Building''.

H.R. 2413. An Act to designate the facility of the United States Postal Service located at 1202 1st Street in Humble, Texas, as the ''Lillian McKay Post Office Building''.

H.R. 2630. An Act to redesignate the facility of the United States Postal Service located at 1927 Sangamon Avenue in Springfield, Illinois, as the ''J.M. Dietrich Northeast Annex''.

H.R. 2894. An Act to designate the facility of the United States Postal Service located at 102 South Walters Avenue in Hodgenville, Kentucky, as the ''Abraham Lincoln Birthplace Post Office Building''.

H.R. 3199. An Act to extend and modify authorities needed to combat terrorism, and for other purposes.

H.R. 3256. An Act to designate the facility of the United States Postal Service located at 3038 West Liberty Avenue in Pittsburgh, Pennsylvania, as the ''Congressman James Grove Fulton Memorial Post Office Building''.

H.R. 3368. An Act to designate the facility of the United States Postal Service located at 6483 Lincoln Street in Gagetown, Michigan, as the ''Gagetown Veterans Memorial Post Office''.

H.R. 3439. An Act to designate the facility of the United States Postal Service located at 201 North 3rd Street in Smithfield, North Carolina, as the ''Ava Gardner Post Office''.

H.R. 3548. An Act to designate the facility of the United States Postal Service located on Franklin Avenue in Pearl River, New York, as the ''Heinz Ahlmeyer, Jr. Post Office Building''.

H.R. 3703. An Act to designate the facility of the United States Postal Service located at 8501 Philatelic Drive in Spring Hill, Florida, as the ''Staff Sergeant Michael Schafer Post Office Building''.

H.R. 3770. An Act to designate the facility of the United States Postal Service located at 205 West Washington Street in Knox, Indiana, as the ''Grant W. Green Post Office Building''.

H.R. 3825. An Act to designate the facility of the United States Postal Service located at 770 Trumbull Drive in Pittsburgh, Pennsylvania, as the ''Clayton J. Smith Memorial Post Office Building''.

H.R. 3830. An Act to designate the facility of the United States Postal Service located at 130 East Marion Avenue in Punta Gorda, Florida, as the ''U.S. Cleveland Post Office Building''.

H.R. 3989. An Act to designate the facility of the United States Postal Service located at 37598 Goodhue Avenue in Dennison, Minnesota, as the ''Albert H. Quie Post Office''.

H.R. 4053. An Act to designate the facility of the United States Postal Service located at 545 North Rimsdale Avenue in Covina, California, as the ''Lillian Kinkella Keil Post Office''.

H.R. 4107. An Act to designate the facility of the United States Postal Service located at 1826 Pennsylvania Avenue in Baltimore, Maryland, as the ''Maryland State Delegate Lena K. Lee Post Office Building''.

H.R. 4152. An Act to designate the facility of the United States Postal Service located at 320 High Street in Clinton, Massachusetts, as the ''Raymond J. Salmon Post Office''.

H.R. 4295. An Act to designate the facility of the United States Postal Service located at 12760 South Park Avenue in Riverton, Utah, as the ''Mont and Mark Stephensen Veterans Memorial Post Office Building''.

H.R. 4515. An Act to designate the facility of the United States Postal Service located at 4422 West Sciota Street in Scio, New York, as the ''Corporal Jason L. Dunham Post Office''.

¶14.41 SENATE ENROLLED BILLS SIGNED

The SPEAKER announced his signature to enrolled bills of the Senate of the following titles:

S. 1578. An Act to reauthorize the Upper Colorado and San Juan River Basin endangered fish recovery implementation programs.

S. 2089. An Act to designate the facility of the United States Postal Service located at 1271 North King Street in Honolulu, Oahu, Hawaii, as the ''Hiram L. Fong Post Office Building.''

S. 2271. An Act to clarify that individuals who receive FISA orders can challenge nondisclosure requirements, that individuals who receive national security letters are not required to disclose the name of their attorney, that libraries are not wire or electronic communication service providers unless they provide specific services, and for other purposes.

¶14.42 LEAVE OF ABSENCE

By unanimous consent, leave of absence was granted—

To Mr. BURTON of Indiana, for today;

To Mr. NORWOOD, for today; and

To Mr. SALAZAR, for today after 3:30 p.m. and balance of the week.

And then,

¶14.43 ADJOURNMENT

On motion of Mr. KING of Iowa, at 11 o'clock and 55 minutes p.m., the House adjourned.

¶14.44 REPORTS OF COMMITTEES ON PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XIII, reports of committees were delivered to the Clerk for printing and reference to the proper calendar, as follows:

Mr. SESSIONS: Committee on Rules. House Resolution 713. Resolution providing for consideration of the bill (H.R. 2829) to reauthorize the Office of National Drug Control Policy Act (Rept. 109–387). Referred to the House Calendar.

¶14.45 PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XII, public bills and resolutions were introduced and severally referred, as follows:

By Ms. WOOLSEY (for herself, Ms. LEE, Mr. GRIJALVA, Mr. KUCINICH, Mr. DAVIS of Illinois, Mr. NADLER, Mr. MCDERMOTT, Mr. OWENS, Mr. MCGOVERN, Mr. CLAY, Mr. CONYERS, Mr. HONDA, Ms. JACKSON-LEE of Texas, Mr. STARK, Ms. SCHAKOWSKY, and Ms. MCKINNEY):

H.R. 4898. A bill to reallocate funds toward sensible priorities such as improved children's education, increased children's access to health care, expanded job training, and increased energy efficiency and conservation through a reduction of wasteful defense spending, and for other purposes; to the Committee on Armed Services, and in addition to the Committees on Energy and Commerce, Education and the Workforce, Homeland Security, and International Relations, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. NADLER (for himself, Mr. OBERSTAR, Mr. BRADY of Pennsylvania, Mr. PAYNE, Mr. WEINER, Mr. HASTINGS of Florida, Mr. SANDERS, Mr. ENGEL, Mrs. MALONEY, Mr. BISHOP of New York, Ms. SCHWARTZ of Pennsylvania, Mr. DEFAZIO, and Mr. HONDA):

H.R. 4899. A bill to prohibit the entry of ocean shipping containers into the United States unless such containers have been scanned and sealed before loading on the vessel for shipment to the United States, either directly or via a foreign port; to the Committee on Homeland Security.

By Mr. ALLEN (for himself and Mr. BASS):

H.R. 4900. A bill to amend the Federal Election Campaign Act of 1971 to exclude certain communications made over the Internet from certain requirements of such Act, and for other purposes; to the Committee on House Administration.

By Mr. BECERRA (for himself, Mr. DANIEL E. LUNGREN of California, and Mr. HONDA):

H.R. 4901. A bill to establish a fact-finding Commission to extend the study of a prior Commission to investigate and determine facts and circumstances surrounding the relocation, internment, and deportation to Axis countries of Latin Americans of Japanese descent from December 1941 through

February 1948, and the impact of those actions by the United States, and to recommend appropriate remedies, and for other purposes; to the Committee on the Judiciary.

By Mr. BURGESS (for himself and Mr. GENE GREEN of Texas):

H.R. 4902. A bill to award a Congressional gold medal to Byron Nelson in recognition of his significant contributions to the game of golf as a player, a teacher, and a commentator; to the Committee on Financial Services.

By Mrs. CAPPS:

H.R. 4903. A bill to amend the Public Health Service Act to establish an Office of the National Nurse; to the Committee on Energy and Commerce.

By Mr. FERGUSON (for himself, Mr. MORAN of Virginia, Mr. PLATTS, Ms. LEE, Mr. SMITH of New Jersey, Mr. KUCINICH, and Mr. SIMMONS):

H.R. 4904. A bill to amend the Fur Product Labeling Act to require labeling of all fur products, regardless of value; to the Committee on Energy and Commerce.

By Mr. FOLEY (for himself and Mr. CRAMER):

H.R. 4905. A bill to provide for the registration of sex offenders and for appropriate notification of their whereabouts, and for other purposes; to the Committee on the Judiciary.

By Mr. FORD:

H.R. 4906. A bill to improve science, technology, engineering, and mathematics education, and for other purposes; to the Committee on Science, and in addition to the Committees on Education and the Workforce, and the Judiciary, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. HEFLEY (for himself, Mr. SALAZAR, Mr. UDALL of Colorado, Mr. TANCREDO, Mrs. MUSGRAVE, Mr. BEAUPREZ, and Ms. DEGETTE):

H.R. 4907. A bill to direct the Secretary of Veterans Affairs to establish a national cemetery for veterans in the Pikes Peak region of Colorado; to the Committee on Veterans' Affairs.

By Mr. POE:

H.R. 4908. A bill to require the Secretary of the Interior to offer the 181 Area of the Gulf of Mexico for oil and gas leasing; to the Committee on Resources.

By Mr. STARK:

H.R. 4909. A bill to repeal the transition and grandfather provisions relating to foreign sales corporations and extraterritorial income; to the Committee on Ways and Means.

By Mr. WHITFIELD (for himself and Mr. ENGEL):

H.R. 4910. A bill to prohibit the manufacture, sale, marketing, or distribution of products or substances designed or intended to defraud a drug test; to the Committee on Energy and Commerce.

By Ms. WATERS (for herself, Mr. LANTOS, Mr. BURTON of Indiana, Mr. ENGEL, Mr. SMITH of New Jersey, Mr. PAYNE, Ms. ROS-LEHTINEN, Mr. DELAHUNT, Mr. FOLEY, and Ms. LEE):

H. Con. Res. 353. Concurrent resolution commending the people of the Republic of Haiti for holding democratic elections on February 7, 2006, and congratulating President-elect Rene Garcia Preval on his victory in these elections; to the Committee on International Relations.

By Mr. POMBO (for himself, Mr. BUYER, Mr. SWEENEY, Mr. CARTER, Mr. BURTON of Indiana, Mr. CALVERT, Mrs. JO ANN DAVIS of Virginia, Mr. FORTUÑO, Mr. HUNTER, Mr. BACHUS, Mr. ISSA, Mr. POE, and Mr. SULLIVAN):

H. Con. Res. 354. Concurrent resolution expressing the continued support of Congress for requiring an institution of higher education to provide military recruiters with access to the institution's campus and students at least equal in quality and scope to that which is provided to any other employer in order to be eligible for the receipt of certain Federal funds; to the Committee on Armed Services, and in addition to the Committee on Education and the Workforce, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Ms. HARRIS:

H. Res. 714. A resolution urging the replacement of the United Nations Human Rights Commission with a new Human Rights Council; to the Committee on International Relations.

¶14.46 ADDITIONAL SPONSORS

Under clause 7 of rule XII, sponsors were added to public bills and resolutions as follows:

H.R. 97: Mr. YOUNG of Florida and Mr. CLEAVER.
H.R. 226: Mr. PRICE of North Carolina.
H.R. 282: Mr. DICKS.
H.R. 303: Mr. GALLEGLY and Mrs. BIGGERT.
H.R. 311: Mrs. KELLY and Mr. HOYER.
H.R. 352: Mr. PRICE of North Carolina.
H.R. 354: Mr. EMANUEL.
H.R. 421: Mr. PRICE of North Carolina.
H.R. 450: Mr. BARTLETT of Maryland, Mr. RUPPERSBERGER, and Mr. WELDON of Pennsylvania.
H.R. 500: Miss MCMORRIS, Mr. SHAW, and Mrs. SCHMIDT.
H.R. 503: Mr. BRADY of Pennsylvania.
H.R. 558: Mr. GALLEGLY.
H.R. 561: Mr. KILDEE.
H.R. 583: Mr. PITTS and Mr. FORD.
H.R. 611: Ms. LEE.
H.R. 669: Mr. SHIMKUS.
H.R. 783: Mr. BARROW.
H.R. 788: Mr. MCDERMOTT.
H.R. 896: Mr. DAVIS of Tennessee.
H.R. 930: Mr. KENNEDY of Minnesota.
H.R. 952: Mr. ROTHMAN.
H.R. 968: Mr. RUPPERSBERGER, Mr. SOUDER, Mr. BONNER, and Mr. GALLEGLY.
H.R. 995: Mrs. KELLY.
H.R. 998: Mr. MCDERMOTT.
H.R. 1002: Mr. FITZPATRICK of Pennsylvania and Mr. BOYD.
H.R. 1053: Mr. FLAKE and Mr. SHAYS.
H.R. 1131: Ms. WASSERMAN SCHULTZ.
H.R. 1345: Mr. KLINE.
H.R. 1402: Ms. WATSON and Mr. LOBIONDO.
H.R. 1518: Mr. JEFFERSON.
H.R. 1549: Mr. PLATTS, Mr. MEEHAN, Mr. KUCINICH, and Ms. LORETTA SANCHEZ of California.
H.R. 1764: Mr. VAN HOLLEN.
H.R. 1998: Mr. SAM JOHNSON of Texas.
H.R. 2048: Mr. KUHL of New York.
H.R. 2178: Mr. RUPPERSBERGER and Mr. GEORGE MILLER of California.
H.R. 2230: Mr. BRADLEY of New Hampshire and Mr. RANGEL.
H.R. 2328: Mr. PAYNE.
H.R. 2533: Ms. MCCOLLUM of Minnesota.
H.R. 2567: Mr. HASTINGS of Florida and Mr. VAN HOLLEN.
H.R. 2671: Mr. PETERSON of Minnesota.
H.R. 2684: Ms. HART.
H.R. 2735: Ms. HARRIS.
H.R. 2793: Mr. CAMP of Michigan and Mr. BISHOP of New York.
H.R. 2842: Mr. CAMPBELL of California, Mr. PUTNAM, and Mr. WICKER.
H.R. 2943: Mr. SHUSTER.
H.R. 3006: Mr. AL GREEN of Texas.
H.R. 3099: Mr. DEFAZIO.
H.R. 3127: Mrs. NAPOLITANO, Mr. BEAUPREZ, and Mr. BISHOP of Georgia.
H.R. 3209: Mr. EVANS.
H.R. 3358: Mr. DICKS.
H.R. 3401: Mrs. JO ANN DAVIS of Virginia.
H.R. 3434: Mr. STARK.
H.R. 3442: Mr. MOORE of Kansas.
H.R. 3476: Mr. FOSSELLA, Mr. HASTINGS of Florida, Ms. LINDA T. SÁNCHEZ of California, and Mr. BOUCHER.
H.R. 3569: Mr. MEEHAN.
H.R. 3616: Mr. ANDREWS and Ms. NORTON.
H.R. 3779: Mr. HONDA, Mr. CUMMINGS, Mr. RUPPERSBERGER, and Mr. PAYNE.
H.R. 3861: Ms. LINDA T. SÁNCHEZ of California.
H.R. 3957: Ms. MOORE of Wisconsin.
H.R. 3962: Mr. JEFFERSON, Mr. MCNULTY, and Mr. PAYNE.
H.R. 3966: Mr. INGLIS of South Carolina.
H.R. 3973: Mr. ANDREWS.
H.R. 4013: Mr. BISHOP of Utah.
H.R. 4063: Mr. BILIRAKIS.
H.R. 4092: Mr. LAHOOD.
H.R. 4140: Mr. HONDA, Mr. ISRAEL, Mr. MCGOVERN, Mr. OWENS, Mr. DAVIS of Alabama, Ms. DEGETTE, Mr. OLVER, and Mr. BISHOP of Georgia.
H.R. 4170: Mr. HALL.
H.R. 4197: Mrs. CAPPS and Mr. MCDERMOTT.
H.R. 4200: Mr. MELANCON.
H.R. 4272: Mrs. CAPPS.
H.R. 4304: Mr. CROWLEY.
H.R. 4341: Mr. MURPHY, Mr. MCINTYRE, and Mr. EVERETT.
H.R. 4366: Mr. YOUNG of Florida.
H.R. 4372: Ms. LEE.
H.R. 4424: Mr. LANTOS.
H.R. 4472: Miss MCMORRIS and Mr. CHANDLER.
H.R. 4561: Mr. PAUL, Mr. POE, Mr. MCCAUL of Texas, Mr. DELAY, Mr. BONILLA, Mr. THORNBERRY, Mr. CULBERSON, Mr. HENSARLING, Mr. GOHMERT, Mr. CONAWAY, Mr. BARTON of Texas, Ms. JACKSON-LEE of Texas, Mr. BURGESS, and Mr. SMITH of Texas.
H.R. 4663: Mr. KUHL of New York.
H.R. 4708: Mr. MCGOVERN.
H.R. 4729: Ms. SCHAKOWSKY.
H.R. 4753: Mr. VAN HOLLEN.
H.R. 4755: Mr. BASS, Mr. BLUMENAUER, and Mr. KIND.
H.R. 4774: Mr. JONES of North Carolina.
H.R. 4780: Mr. MCNULTY and Mrs. JO ANN DAVIS of Virginia.
H.R. 4790: Mr. MILLER of Florida.
H.R. 4793: Ms. DEGETTE, Mr. GREEN of Wisconsin, Mr. CUMMINGS, Mr. LARSON of Connecticut, Mr. BOUCHER, Mr. HOLDEN, Mr. NEY, and Ms. MCCOLLUM of Minnesota.
H.R. 4806: Mr. PALLONE.
H.R. 4807: Mr. LEWIS of Kentucky and Ms. BERKLEY.
H.R. 4808: Mr. ROHRABACHER and Mr. ABERCROMBIE.
H.R. 4824: Mr. GILLMOR, Mr. MCCOTTER, and Mr. MICHAUD.
H.R. 4828: Mr. VAN HOLLEN, Mr. CHANDLER, Mr. CARDOZA, Mr. KILDEE, Mr. KENNEDY of Rhode Island, Ms. BORDALLO, and Mr. MCINTYRE.
H.R. 4830: Mr. ISSA, Mr. ROGERS of Michigan, Mr. KUHL of New York, Mr. CALVERT, and Mr. ROYCE.
H.R. 4842: Ms. BERKLEY.
H.R. 4843: Mr. FILNER, Mr. GUTIERREZ, Ms. CORRINE BROWN of Florida, Mr. MICHAUD, and Mr. STRICKLAND.
H.R. 4844: Mr. MCCOTTER and Mr. PUTNAM.
H.R. 4862: Ms. GINNY BROWN-WAITE of Florida.
H.R. 4881: Mr. FORD, Mr. PETERSON of Minnesota, Mr. SCOTT of Georgia, Mr. ROGERS of Alabama, Mr. TAYLOR of Mississippi, Mr. MARCHANT, Mr. FRANKS of Arizona, Mr. RENZI, and Mr. SAM JOHNSON of Texas.
H.R. 4889: Mr. GOHMERT, Mr. FRANKS of Arizona, Mr. GOODE, Ms. FOXX, Mr. KING of Iowa, Mr. PENCE, Mr. COLE of Oklahoma, Mr. PITTS, and Mr. GARRETT of New Jersey.
H.R. 4890: Mr. SHIMKUS, Mr. GERLACH, Mr. HOSTETTLER, Mr. ISSA, Mr. BRADLEY of New

Hampshire, Mr. CAMPBELL of California, Mr. BRADY of Texas, Mr. JINDAL, Mrs. MYRICK, Mr. CHABOT, Mr. NEUGEBAUER, Mr. COLE of Oklahoma, Mr. KING of Iowa, Ms. FOXX, Mr. GOODE, Mr. DOOLITTLE, Mr. BARRETT of South Carolina, Mr. BARTLETT of Maryland, Mr. GOHMERT, Mr. PRICE of Georgia, Mr. MARCHANT, Mr. RAMSTAD, Mr. BASS, Mr. MILLER of Florida, Mrs. SCHMIDT, Mr. NORWOOD, and Ms. GINNY BROWN-WAITE of Florida.

H.J. Res. 3: Mr. ROTHMAN.

H.J. Res. 28: Mr. ANDREWS and Mr. HONDA.

H.J. Res. 53: Mr. HOBSON and Mr. CHABOT.

H.J. Res. 57: Mr. PUTNAM.

H. Con. Res. 42: Mr. PUTNAM.

H. Con. Res. 90: Mr. MICHAUD.

H. Con. Res. 296: Mr. AL GREEN of Texas.

H. Con. Res. 301: Mrs. BLACKBURN and Mr. HERGER.

H. Con. Res. 314: Ms. WOOLSEY.

H. Con. Res. 318: Ms. JACKSON-LEE of Texas and Mr. ABERCROMBIE.

H. Con. Res. 319: Mrs. BONO and Mr. GALLEGLY.

H. Con. Res. 339: Mrs. NORTHUP, Mr. KLINE, Mr. CANNON, Mr. ENGLISH of Pennsylvania, Mr. NORWOOD, Mrs. JO ANN DAVIS of Virginia, and Mr. SULLIVAN.

H. Res. 116: Mr. GUTKNECHT and Mr. VAN HOLLEN.

H. Res. 322: Mr. BACA.

H. Res. 415: Mr. MCCOTTER.

H. Res. 658: Ms. JACKSON-LEE of Texas.

H. Res. 672: Mr. ANDREWS and Mr. ISRAEL.

H. Res. 673: Mr. ENGEL.

H. Res. 690: Mr. FEENEY and Mr. HERGER.

H. Res. 691: Mr. SANDERS, Mr. RUSH, Mr. BROWN of Ohio, Mrs. DRAKE, Mr. ENGLISH of Pennsylvania, and Mr. MEEHAN.

H. Res. 695: Mr. WEXLER, Mr. BAIRD, Ms. WATSON, Mr. CONYERS, and Mr. VAN HOLLEN.

H. Res. 696: Mr. RYAN of Ohio, Mr. ETHERIDGE, Mr. MCGOVERN, Mrs. CAPPS, and Ms. BORDALLO.

THURSDAY, MARCH 9, 2006 (15)

¶15.1 APPOINTMENT OF SPEAKER PRO TEMPORE

The House was called to order by the SPEAKER pro tempore, Mr. DENT, who laid before the House the following communication:

WASHINGTON, DC,
March 9, 2006.

I hereby appoint the Honorable CHARLES W. DENT to act as Speaker pro tempore on this day.

J. DENNIS HASTERT,
Speaker of the House of Representatives.

¶15.2 APPROVAL OF THE JOURNAL

The SPEAKER pro tempore, Mr. DENT, announced he had examined and approved the Journal of the proceedings of Wednesday, March 8, 2006.

Pursuant to clause 1, rule I, the Journal was approved.

¶15.3 COMMUNICATIONS

Executive and other communications, pursuant to clause 8, rule XII, were referred as follows:

6584. A letter from the Secretary, Department of Health and Human Services, transmitting the Department's report of surplus real property transferred for public health purposes, including purposes authorized by the McKinney/Vento Homeless Assistance Act, pursuant to 40 U.S.C. 484(o); to the Committee on Financial Services.

6585. A letter from the Secretary, Department of Transportation, transmitting the Department's Fiscal Year 2005 annual report as required by the Superfund Amendments and Reauthorization Act (SARA) of 1986, as amended, pursuant to 42 U.S.C. 9620; to the Committee on Energy and Commerce.

6586. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — National Emission Standards for Hazardous Air Pollutants: Surface Coating of Metal Cans [OAR-2003-0005; FRL-8018-9] (RIN: 2060-AM28) received January 3, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

6587. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Emission Durability Procedures for New Light-Duty Vehicles, Light-Duty Trucks and Heavy-Duty Trucks [FRL-8019-2] (RIN: 2060-AK76) received January 3, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

6588. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Determination of Attainment, Approval and Promulgation of Implementation Plans and Designation of Areas for Air Quality Planning Purposes; Indiana; Redesignation of the Vigo County Nonattainment Area to Attainment of the 8-Hour Ozone Standard [EPA-R05-OAR-2005-IN-0010; FRL-8019-5] received January 3, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

6589. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Approval and Promulgation of Air Quality Implementation Plans; West Virginia; Emission Reductions to Meet Phase II of the Nitrogen Oxides (NOx) SIP Call [EPA-R03-OAR-2005-WV-0002; FRL-8020-4] received January 11, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

6590. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Approval and Promulgation of Air Quality Implementation Plans; Maryland; Update to Materials Incorporated by Reference [MD200-3116; FRL-8021-7] received January 11, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

6591. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Revisions to the California State Implementation Plan, San Diego County Air Pollution Control District [EPA-R09-OAR-2005-CA-0016; FRL-8007-6] received December 28, 2005, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

6592. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Revisions to the California State Implementation Plan, South Coast Air Quality Management District [EPA-R09-OAR-2005-CA-0015; FRL-8010-7] received December 28, 2005, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

6593. A letter from the Registrar of Copyrights, Copyright Office, transmitting a schedule of proposed Copyright Office fees and the accompanying analysis, pursuant to 17 U.S.C. 708(b); to the Committee on the Judiciary.

6594. A letter from the Ombudsman for Part E, Department of Labor, transmitting the First Annual Report of the Ombudsman for Part E of the Energy Employees Occupational Illness Compensation Program, pursuant to 42 U.S.C. 7385s–15(e); to the Committee on the Judiciary.

6595. A letter from the Assistant Secretary for Civil Works, Department of the Army, transmitting a copy of the reports of the Chief Engineers on the projects listed, consistent with Section 109 of Pub. L. 109–103; to the Committee on Transportation and Infrastructure.

6596. A letter from the Assistant Secretary for Civil Works, Department of the Army, transmitting the draft and final Programmatic Envionmental Impact Statment and Ecosystem Restoration Plan for Green/Duamish River Basin in King County, Washington; to the Committee on Transportation and Infrastructure.

6597. A letter from the Assistant Secretary for Civil Works, Department of the Army, transmitting the Hurricane and Storm Damage Reducation Project Report for the Dare County Beaches, North Carolina; to the Committee on Transportation and Infrastructure.

6598. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Regulated Navigation Area, Chicago Sanitary and Ship Canal, Romeoville, IL [CGD09-05-131] (RIN: 1625-AA11) received January 24, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

6599. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Validation of Merchant Mariners' Vital Information and Issuance of Coast Guard Merchant Mariner's Licenses and Certificates of Registry [USCG-2004-17455] (RIN: 1625-AA85) received January 24, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

6600. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Shipping Technical, Organizational and Conforming Amendments [USCG-2005-22329] (RIN: 1625-ZA05) received January 24, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

6601. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Anchorage Regulations; San Pedro Bay, CA [CGD11-04-007] (RIN: 1625-AA01) received January 24, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

6602. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; DG Flugzeugbau GmbH Models DG-800B and DG-500MB Sailplanes [Docket No. FAA-2005-22206; Directorate Identifier 2005-CE-45-AD; Amendment 39-14432; AD 2005-26-11] (RIN: 2120-AA64) received February 13, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

6603. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; BURKHARDT GROB LUFT-UND RAUMFAHRT GmbH & CO KG Model G103 TWIN ASTIR Sailplanes [Docket No. FAA-2005-22156; Directorate Identifier 2005-CE-43-AD; Amendment 39-14435; AD 2005-26-14] (RIN: 2120-AA64) received February 13, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

6604. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; BURKHARDT GROB LUFT-UND RAUMFAHRT GmbH & CO KG Models G103 TWIN ASTIR, G103 TWIN II, G103A TWIN II ACRO, G103C TWIN III ACRO, and G 103 C Twin III SL Sailplanes [Docket

No. FAA-2005-20803; Directorate Identifier 2005-CE-19-AD; Amendment 39-14433; AD 2005-26-12] (RIN: 2120-AA64) received February 13, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

6605. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; The Cessna Aircraft Company Models 208 and 208B Airplanes [Docket No. FAA-2005-21275; Directorate Identifier 2005-CE-28-AD; Amendment 39-14450; AD 2006-01-11] (RIN: 2120-AA64) received February 13, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

6606. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Frakes Aviation (Gulfstream American) Model G-73 (Mallard) series airplanes and Model G-73 airplanes that have been converted to have turbine engines [Docket No. FAA-2005-23440; Directorate Identifier 2005-NM-256-AD; Amendment 39-14452; AD 2006-01-51] (RIN: 2120-AA64) received February 13, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

6607. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Pacific Aerospace Corporation Ltd. Model 750XL Airplanes [Docket No. FAA-2005-23473; Directorate Identifier 2005-CE-54-AD; Amendment 39-14451; AD 2005-26-53] (RIN: 2120-AA64) received February 13, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

6608. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; American Champion Aircraft Corporation Models 7AC, 7ACA, S7AC, 7BCM, 7CCM, S7CCM, 7DC, S7DC, 7EC, S7EC, 7ECA, 7FC, 7GC, 7GCA, 7GCAA, 7GCB, 7GCBA, 7GCBC, 7HC, 7JC, 7KC, 7KCAB, 8KCAB, and 8GCBC Airlines [Docket No. FAA-2005-23025; Directorate Identifier 2005-CE-50-AD; Amendment 39-14390; AD 2005-24-10] (RIN: 2120-AA64) received February 13, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

6609. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Boeing Model 727 Airplanes [Docket No. FAA-2005-21975; Directorate Identifier 2005-NM-122-AD; Amendment 39-14365; AD 2005-23-07] (RIN: 2120-AA64) received February 13, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

6610. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Pilatus Aircraft Ltd. Models PC-12 and PC-12/45 Airplanes [Docket No. FAA-2005-21835; Directorate Identifier 2005-CE-35-AD; Amendment 39-14357; AD 2005-22-13] (RIN: 2120-AA64) received February 13, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

6611. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Hamilton Sundstrand Power Systems (formerly Sundstrand Power Systems) Auxiliary Power Units Models T-62T-46C2, T-62T-46C2A, T-62T-46C3, T-62T-46C7, and T-62T-46C7A [Docket No. FAA-2005-21719; Directorate Identifier 2005-NE-19-AD; Amendment 39-14369; AD 2005-23-11] (RIN: 2120-AA64) received February 13, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

6612. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; General Electric Company (GE) CF6-80E1A1, -801E1A2, -80E1A3, -80E1A4, and -80E1A4/B Turbofan Engines [Docket No. FAA-2005-22712; Directorate Identifier 2005-NE-24-AD; Amendment 39-14367; AD 2005-23-09] (RIN: 2120-AA64) received February 13, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

6613. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Supplemental Oxygen [Docket No. FAA-2005-22915; Amendment No. 121-322] (RIN: 2120-ai65) received January 24, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

6614. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Turbomeca Astazou XIV B and XIV H Turboshaft Engines [Docket No. FAA-2005-23004; Directorate Identifier 2005-NE-42-AD; Amendment 39-14405; AD 2005-25-12] (RIN: 2120-AA64) received January 24, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

6615. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Rolls-Royce plc RB211 Trent 800 Series Turbofan Engines [Docket No. 2003-NE-38-AD; Amendment 39-14404; AD 2005-25-11] (RIN: 2120-AA64) received January 24, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

6616. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Dowty Propellers Type R321/4-82-F/8, R324/4-82-F/9, R333/4-82-F/12, and R334/4-82-F/13 Propeller Assemblies [Docket No. 2001-NE-50-AD; Amendment 39-14403; AD 2005-25-10] (RIN: 2120-AA64) received January 24, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

6617. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; CENTRAIR 101 Series Gliders [Docket No. FAA-2005-21951; Directorate Identifier 2005-CE-39-AD; Amendment 39-14381; AD 2005-24-01] (RIN: 2120-AA64) received January 24, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

6618. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Empresa Brasileira de Aeronautica S.A. (EMBRAER) Model EMB-135 Airplanes, and Model EMB-145, -145ER, -145MR, -145LR, -145XR, -145MP, and -145EP Airplanes [Docket No. FAA-2005-22256; Directorate Identifier 2005-NM-113-AD; Amendment 39-14378; AD 2005-23-20] (RIN: 2120-AA64) received January 24, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

6619. A letter from the Secretary, Department of Transportation, transmitting the Department's annual report on the regulatory status of the National Transportation Safety Board's (NTSB) ''Most Wanted'' Recommendations tothe Department and its Operating Administrations for calendar year ended 2005, pursuant to 49 U.S.C. 1135(d) Public Law 108—168, section 6; to the Committee on Transportation and Infrastructure.

6620. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Federal Register Dispositions of Petitions for Exemption [Docket No. FAA-2005-22982; Amendment No. 11-51] (RIN: 2120-AI69) received February 27, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

6621. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Noise Stringency Increase for Single-Engine Propeller-Driven Small Airplanes [Docket No. FAA-2004-17041; Amendment No. 36-28] (RIN: 2120-AH44) received February 27, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

6622. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Maintenance Recording Requirements [Docket No. FAA-2005-23495; Amendment No. 21-87, 121-321, 135-104] (RIN: 2120-AI67) received February 27, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

6623. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Anti-drug and Alcohol Misuse Prevention Programs for Personnel Engaged in Specified Aviation Activities [Docket No. FAA-2002-11301; Amendment No. 121-315] (RIN: 2120-AH14) received February 27, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

6624. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Service Difficulty Reports [Docket No. FAA-2000-7952; Amendment Nos. 121-319, 125-49, 135-102, and 145-26] (RIN: 2120-AI08) received February 27, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

6625. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Guidelines for Awarding Clean Water Act Section 319 Base Grants to Indian Tribes in FY 2006; Request for Proposals from Indian Tribes for Competetive Grants under Clean Water Act Section 319 in FY 2006 (CFDA66.460-Nonpoint Source Implementation Grants; Funding Opportunity Number EPA-OW-OWOW-06-2) [FRL-8021-6] received January 11, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

6626. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Beaches Environmental Assessment and Coastal Health Act [OW-FRL-8020-3] received January 11, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

6627. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Allotment Formula for Clean Water Act (CWA) Section 106 Funds; Amendment [EPA-HQ-OW-2005-0038; FRL-8017-9] received December 28, 2005, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

6628. A letter from the Secretary, Department of Commerce, transmitting the Department's Propane Consumer Impact Analysis regarding the operations of the Propane Education and Research Council, pursuant to Public Law 104–284, section 12; jointly to the Committees on Energy and Commerce and Science.

¶15.4 PROVIDING FOR THE CONSIDERATION OF H.R. 2829

Mr. SESSIONS, by direction of the Committee on Rules, called up the following resolution (H. Res. 713):

Resolved, That at any time after the adoption of this resolution the Speaker may, pursuant to clause 2(b) of rule XVIII, declare the

House resolved into the Committee of the Whole House on the state of the Union for consideration of the bill (H.R. 2829) to reauthorize the Office of National Drug Control Policy Act. The first reading of the bill shall be dispensed with. All points of order against consideration of the bill are waived. General debate shall be confined to the bill and shall not exceed one hour equally divided and controlled by the chairman and ranking minority member of the Committee on Government Reform. After general debate the bill shall be considered for amendment under the five-minute rule. It shall be in order to consider as an original bill for the purpose of amendment under the five-minute rule the amendment in the nature of a substitute recommended by the Committee on the Judiciary now printed in the bill. The committee amendment in the nature of a substitute shall be considered as read. All points of order against the committee amendment in the nature of a substitute are waived. Notwithstanding clause 11 of rule XVIII, no amendment to the committee amendment in the nature of a substitute shall be in order except those printed in the report of the Committee on Rules accompanying this resolution. Each such amendment may be offered only in the order printed in the report, may be offered only by a Member designated in the report, shall be considered as read, shall be debatable for the time specified in the report equally divided and controlled by the proponent and an opponent, shall not be subject to amendment, and shall not be subject to a demand for division of the question in the House or in the Committee of the Whole. All points of order against such amendments are waived. At the conclusion of consideration of the bill for amendment the Committee shall rise and report the bill to the House with such amendments as may have been adopted. Any Member may demand a separate vote in the House on any amendment adopted in the Committee of the Whole to the bill or to the committee amendment in the nature of a substitute. The previous question shall be considered as ordered on the bill and amendments thereto to final passage without intervening motion except one motion to recommit with or without instructions.

When said resolution was considered.

After debate,

Mr. SESSIONS moved the previous question on the resolution to its adoption or rejection.

The question being put, viva voce,

Will the House now order the previous question?

The SPEAKER pro tempore, Mr. DENT, announced that the yeas had it.

Mr. HASTINGS of Florida objected to the vote on the ground that a quorum was not present and not voting.

A quorum not being present,

The roll was called under clause 6, rule XX, and the call was taken by electronic device.

When there appeared { Yeas ..... 223 / Nays ..... 195 }

¶15.5 [Roll No. 33]

YEAS—223

Aderholt
Akin
Alexander
Bachus
Baker
Barrett (SC)
Bartlett (MD)
Barton (TX)
Bass
Beauprez
Biggert
Bilirakis
Bishop (UT)
Blackburn
Blunt
Boehlert
Boehner
Bonilla
Bonner
Bono
Boozman
Boustany
Bradley (NH)
Brady (TX)
Brown (SC)
Brown-Waite, Ginny
Burgess
Buyer
Calvert
Camp (MI)
Campbell (CA)
Cannon
Cantor
Capito
Carter
Castle
Chabot
Chocola
Coble
Cole (OK)
Crenshaw
Cubin
Culberson
Davis (KY)
Davis, Jo Ann
Davis, Tom
Deal (GA)
DeLay
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Doolittle
Drake
Dreier
Duncan
Ehlers
Emerson
English (PA)
Everett
Feeney
Ferguson
Flake
Foley
Forbes
Fortenberry
Fossella
Foxx
Franks (AZ)
Frelinghuysen
Gallegly
Garrett (NJ)
Gibbons
Gilchrest
Gillmor
Gingrey
Gohmert
Goode
Goodlatte
Granger
Graves
Green (WI)
Gutknecht
Hall
Harris
Hart
Hastings (WA)
Hayes
Hayworth
Hefley
Hensarling
Herger
Hobson
Hoekstra
Hostettler
Hulshof
Hunter
Hyde
Inglis (SC)
Issa
Istook
Jenkins
Jindal
Johnson (CT)
Johnson (IL)
Johnson, Sam
Jones (NC)
Keller
Kelly
Kennedy (MN)
King (IA)
King (NY)
Kingston
Kirk
Kline
Knollenberg
Kolbe
Kuhl (NY)
LaHood
Latham
LaTourette
Leach
Lewis (CA)
Lewis (KY)
Linder
LoBiondo
Lucas
Lungren, Daniel E.
Mack
Manzullo
Marchant
McCaul (TX)
McCotter
McCrery
McHenry
McHugh
McKeon
McMorris
Mica
Miller (FL)
Miller (MI)
Miller, Gary
Moran (KS)
Murphy
Musgrave
Myrick
Neugebauer
Ney
Northup
Nunes
Nussle
Osborne
Otter
Oxley
Paul
Pearce
Pence
Peterson (PA)
Petri
Pickering
Pitts
Poe
Pombo
Porter
Price (GA)
Pryce (OH)
Putnam
Radanovich
Ramstad
Regula
Rehberg
Reichert
Renzi
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Ros-Lehtinen
Royce
Ryan (WI)
Ryun (KS)
Saxton
Schmidt
Schwarz (MI)
Sensenbrenner
Sessions
Shadegg
Shaw
Sherwood
Shimkus
Shuster
Simmons
Simpson
Smith (NJ)
Smith (TX)
Sodrel
Souder
Stearns
Stupak
Sullivan
Tancredo
Taylor (NC)
Terry
Thomas
Thornberry
Tiahrt
Tiberi
Turner
Upton
Walden (OR)
Walsh
Wamp
Weldon (FL)
Weldon (PA)
Weller
Westmoreland
Whitfield
Wicker
Wilson (NM)
Wilson (SC)
Wolf
Young (AK)
Young (FL)

NAYS—195

Abercrombie
Ackerman
Allen
Andrews
Baca
Baird
Baldwin
Barrow
Bean
Becerra
Berkley
Berman
Berry
Bishop (GA)
Bishop (NY)
Blumenauer
Boren
Boswell
Boucher
Boyd
Brady (PA)
Brown (OH)
Brown, Corrine
Butterfield
Capps
Capuano
Cardin
Cardoza
Carnahan
Carson
Case
Chandler
Clay
Cleaver
Clyburn
Conyers
Cooper
Costello
Cramer
Crowley
Cuellar
Cummings
Davis (AL)
Davis (CA)
Davis (IL)
Davis (TN)
DeFazio
DeGette
Delahunt
DeLauro
Dicks
Dingell
Doggett
Doyle
Edwards
Emanuel
Engel
Eshoo
Etheridge
Farr
Fattah
Filner
Frank (MA)
Gerlach
Gordon
Green, Al
Green, Gene
Grijalva
Gutierrez
Harman
Hastings (FL)
Herseth
Higgins
Hinchey
Hinojosa
Holden
Holt
Honda
Hooley
Hoyer
Inslee
Israel
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Johnson, E. B.
Jones (OH)
Kanjorski
Kaptur
Kennedy (RI)
Kildee
Kilpatrick (MI)
Kind
Kucinich
Langevin
Lantos
Larsen (WA)
Larson (CT)
Lee
Levin
Lewis (GA)
Lipinski
Lofgren, Zoe
Lowey
Lynch
Maloney
Markey
Marshall
Matheson
Matsui
McCarthy
McCollum (MN)
McDermott
McGovern
McIntyre
McNulty
Meehan
Meek (FL)
Meeks (NY)
Melancon
Michaud
Millender-McDonald
Miller (NC)
Miller, George
Mollohan
Moore (KS)
Moore (WI)
Moran (VA)
Murtha
Nadler
Napolitano
Neal (MA)
Oberstar
Obey
Olver
Ortiz
Owens
Pallone
Pascrell
Pastor
Payne
Pelosi
Peterson (MN)
Platts
Pomeroy
Price (NC)
Rahall
Rangel
Reyes
Ross
Rothman
Roybal-Allard
Ruppersberger
Rush
Ryan (OH)
Sabo
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Schakowsky
Schiff
Schwartz (PA)
Scott (GA)
Scott (VA)
Serrano
Sherman
Skelton
Slaughter
Smith (WA)
Snyder
Solis
Spratt
Stark
Strickland
Tanner
Tauscher
Taylor (MS)
Thompson (CA)
Thompson (MS)
Tierney
Towns
Udall (CO)
Udall (NM)
Van Hollen
Velázquez
Visclosky
Wasserman Schultz
Waters
Watson
Watt
Waxman
Wexler
Woolsey
Wu
Wynn

NOT VOTING—14

Burton (IN)
Conaway
Costa
Davis (FL)
Evans
Fitzpatrick (PA)
Ford
Gonzalez
McKinney
Norwood
Salazar
Shays
Sweeney
Weiner

So the previous question on the resolution was ordered.

The question being put, viva voce,

Will the House agree to said resolution?

The SPEAKER pro tempore, Mr. REHBERG, announced that the yeas had it.

So the resolution was agreed to.

A motion to reconsider the vote whereby said resolution was agreed to was, by unanimous consent, laid on the table.

¶15.6 NATIONAL DRUG CONTROL POLICY

The SPEAKER pro tempore, Mr. REHBERG, pursuant to House Resolution 713 and rule XVIII, declared the House resolved into the Committee of the Whole House on the state of the Union for the consideration of the bill (H.R. 2829) to reauthorize the Office of National Drug Control Policy Act.

The SPEAKER pro tempore, Mr. REHBERG, by unanimous consent, designated Mr. BONNER, Chairman of the Committee of the Whole; and after some time spent therein,

¶15.7 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment numbered 4, printed in House Report 109-387, submitted by Mr. CHABOT:

Page 161, after line 2, insert the following:

(n) REQUIREMENT TO SUBMIT NATIONAL SYNTHETIC DRUGS ACTION STRATEGY.—Not later than 120 days after the date of the enactment of this Act, the Director of National Drug Control Policy shall submit to Congress the National Synthetic Drugs Action Strategy outlined in the National Synthetic Drugs Action Plan submitted by the Director in October 2004.

(o) REQUIREMENT FOR STUDY OF STATE PRECURSOR CHEMICAL CONTROL LAWS.—

(1) STUDY.—The Director of National Drug Control Policy shall conduct a study of State

laws with respect to precursor chemical controls.

(2) REPORT.—Not later than six months after the date of the enactment of this Act, the Director of National Drug Control Policy shall submit a report to Congress on the results of the study under paragraph (1), including—

(A) a comparison of the State laws studied and the effectiveness of each such law; and

(B) a list of best practices observed with respect to such laws.

(p) REQUIREMENT FOR STUDY OF DRUG ENDANGERED CHILDREN PROGRAMS.—

(1) STUDY.—The Director of National Drug Control Policy shall conduct a study of methamphetamine-related activities that are conducted by different Drug Endangered Children programs administered by States.

(2) REPORT.—Not later than six months after the date of the enactment of this Act, the Director of National Drug Control Policy shall submit to Congress a report on the results of the study under paragraph (1). Such report shall include—

(A) an analysis of the best practices of the activities studied; and

(B) recommendations for establishing a national policy to address drug endangered children, based on the Drug Endangered Children programs administered by States.

(3) DEFINITIONS.—In this subsection—

(A) the term ''methamphetamine-related activity'' means any activity related to the production, use, or effects of methamphetamine; and

(B) the term ''drug endangered children'' means children whose physical, mental, or emotional health are at risk because of the production, use, or effects of methamphetamine by another person.

At the end of the bill, add the following new sections (and conform the table of contents accordingly):

SEC. 20. NATIONAL METHAMPHETAMINE INFORMATION CLEARINGHOUSE.

(a) SHORT TITLE.—This Act may be cited as the ''National Methamphetamine Information Clearinghouse Act of 2005''.

(b) DEFINITIONS.—In this section—

(1) the term ''Council'' means the National Methamphetamine Advisory Council established under subsection (c)(2)(A);

(2) the term ''drug endangered children'' means children whose physical, mental, or emotional health are at risk because of the production, use, or effects of methamphetamine by another person;

(3) the term ''National Methamphetamine Information Clearinghouse'' or ''NMIC'' means the information clearinghouse established under subsection (c)(1); and

(4) the term ''qualified entity'' means a State or local government, school board, or public health, law enforcement, nonprofit, or other nongovernmental organization providing services related to methamphetamine.

(c) ESTABLISHMENT OF CLEARINGHOUSE AND ADVISORY COUNCIL.—

(1) CLEARINGHOUSE.—There is established, under the supervision of the Director of National Drug Control Policy, an information clearinghouse to be known as the National Methamphetamine Information Clearinghouse.

(2) ADVISORY COUNCIL.—

(A) IN GENERAL.—There is established an advisory council to be known as the National Methamphetamine Advisory Council.

(B) MEMBERSHIP.—The Council shall consist of 10 members appointed by the Director of National Drug Control Policy—

(i) not fewer than three of whom shall be representatives of law enforcement agencies;

(ii) not fewer than four of whom shall be representatives of nongovernmental and nonprofit organizations providing services related to methamphetamine; and

(iii) one of whom shall be a representative of the Department of Health and Human Services.

(C) PERIOD OF APPOINTMENT; VACANCIES.—Members shall be appointed for three years. Any vacancy in the Council shall not affect its powers, but shall be filled in the same manner as the original appointment.

(d) NMIC REQUIREMENTS AND REVIEW.—

(1) IN GENERAL.—The NMIC shall promote sharing information regarding successful law enforcement, treatment, environmental, social services, and other programs related to the production, use, or effects of methamphetamine and grants available for such programs.

(2) COMPONENTS.—The NMIC shall include—

(A) a toll-free number; and

(B) a website that—

(i) provides information on the short-term and long-term effects of methamphetamine use;

(ii) provides information regarding methamphetamine treatment programs and programs for drug endangered children, including descriptions of successful programs and contact information for such programs;

(iii) provides information regarding grants for methamphetamine-related programs, including contact information and links to websites;

(iv) allows a qualified entity to submit items to be posted on the website regarding successful public or private programs or other useful information related to the production, use, or effects of methamphetamine;

(v) includes a restricted section that may only be accessed by a law enforcement organization that contains successful strategies, training techniques, and other information that the Council determines helpful to law enforcement agency efforts to combat the production, use or effects of methamphetamine;

(vi) allows public access to all information not in a restricted section; and

(vii) contains any additional information the Council determines may be useful in combating the production, use, or effects of methamphetamine.

(3) REVIEW OF POSTED INFORMATION.—

(A) IN GENERAL.—Not later than 30 days after the date of submission of an item by a qualified entity, the Council shall review an item submitted for posting on the website described in paragraph (2)(B)—

(i) to evaluate and determine whether the item, as submitted or as modified, meets the requirements for posting; and

(ii) in consultation with the Director of National Drug Control Policy, to determine whether the item should be posted in a restricted section of the website.

(B) DETERMINATION.—Not later than 45 days after the date of submission of an item, the Council shall—

(i) post the item on the website described in paragraph (2)(B); or

(ii) notify the qualified entity that submitted the item regarding the reason such item shall not be posted and modifications, if any, that the qualified entity may make to allow the item to be posted.

(4) AUTHORIZATION OF APPROPRIATIONS.—There are authorized to be appropriated—

(A) for fiscal year 2007—

(i) $1,000,000 to establish the NMIC and Council; and

(ii) such sums as are necessary for the operation of the NMIC and Council; and

(B) for each of fiscal years 2008 through 2011, such sums as are necessary for the operation of the NMIC and Council.

SEC. 21. REPORT ON SCHOOL DRUG TESTING.

(a) REPORT REQUIREMENT.—The Director of National Drug Control Policy shall prepare a report on drug testing in schools. The report shall include a list of secondary schools that have initiated drug testing from among those schools that have attended conferences on drug testing sponsored by the Office of National Drug Control Policy.

(b) DEADLINE.—Not later than 120 days after the date of the enactment of this Act, the Director of National Drug Control Policy shall submit to Congress the report required under subsection (a).

SEC. 22. REPORT ON METHAMPHETAMINE EPIDEMIC.

(a) REPORT REQUIREMENT.—The Director of National Drug Control Policy shall prepare a report on methamphetamine usage in the United States. The report shall describe the usage by zip code based on information obtained from industrial and school drug testing and seizures of clandestine laboratories.

(b) DEADLINE.—Not later than 120 days after the date of the enactment of this Act, the Director of National Drug Control Policy shall submit to Congress the report required under subsection (a).

SEC. 23. REPORT ON ONDCP PERFORMANCE BONUSES.

(a) REPORT REQUIREMENT.—The Director of National Drug Control Policy shall prepare a report on performance bonuses at the Office of National Drug Control Policy. The report shall include a list of employees who received performance bonuses, and the amount of such bonuses, for the period beginning on October 1, 2004, and ending on the date of submission of the report.

(b) DEADLINE.—Not later than 120 days after the date of the enactment of this Act, the Director of National Drug Control Policy shall submit to Congress the report required under subsection (a).

It was decided in the affirmative ..... { Yeas ..... 403 / Nays ..... 2 }

¶15.8 [Roll No. 34]

AYES—403

Abercrombie
Ackerman
Aderholt
Akin
Alexander
Allen
Andrews
Baca
Baird
Baker
Baldwin
Barrett (SC)
Barrow
Bartlett (MD)
Barton (TX)
Bass
Bean
Beauprez
Becerra
Berkley
Berman
Berry
Biggert
Bilirakis
Bishop (GA)
Bishop (NY)
Bishop (UT)
Blackburn
Blumenauer
Blunt
Boehlert
Boehner
Bonilla
Bonner
Bono
Boozman
Boren
Boswell
Boucher
Boustany
Boyd
Bradley (NH)
Brady (PA)
Brady (TX)
Brown (OH)
Brown (SC)
Brown, Corrine
Brown-Waite, Ginny
Burgess
Butterfield
Buyer
Calvert
Camp (MI)
Campbell (CA)
Cannon
Capito
Capps
Capuano
Cardin
Cardoza
Carnahan
Carson
Carter
Case
Castle
Chabot
Chandler
Chocola
Clay
Cleaver
Clyburn
Coble
Cole (OK)
Conaway
Conyers
Cooper
Costello
Cramer
Crenshaw
Crowley
Cubin
Cuellar
Culberson
Cummings
Davis (AL)
Davis (CA)
Davis (IL)
Davis (KY)
Davis (TN)
Davis, Jo Ann
Davis, Tom
DeFazio
DeGette
Delahunt
DeLauro
DeLay
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Dicks
Dingell
Doggett
Doolittle
Doyle
Drake
Dreier
Duncan
Edwards
Ehlers
Emanuel
Emerson
Engel
English (PA)
Eshoo
Etheridge
Everett
Farr
Fattah
Feeney
Ferguson
Filner
Fitzpatrick (PA)
Foley
Forbes
Fortenberry
Fossella
Foxx
Frank (MA)
Franks (AZ)
Frelinghuysen
Gallegly
Garrett (NJ)
Gerlach
Gibbons
Gilchrest
Gillmor
Gohmert
Goode
Goodlatte
Gordon
Granger
Graves

Green (WI)
Green, Al
Green, Gene
Grijalva
Gutierrez
Gutknecht
Hall
Harman
Harris
Hart
Hastings (FL)
Hastings (WA)
Hayes
Hayworth
Hefley
Hensarling
Herger
Herseth
Higgins
Hinchey
Hinojosa
Hobson
Hoekstra
Holden
Holt
Hooley
Hostettler
Hoyer
Hulshof
Hunter
Hyde
Inglis (SC)
Inslee
Israel
Issa
Istook
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Jindal
Johnson (CT)
Johnson (IL)
Johnson, E. B.
Johnson, Sam
Jones (NC)
Jones (OH)
Kanjorski
Kaptur
Keller
Kelly
Kennedy (MN)
Kennedy (RI)
Kildee
Kilpatrick (MI)
Kind
King (IA)
King (NY)
Kingston
Kirk
Kline
Knollenberg
Kolbe
Kucinich
Kuhl (NY)
LaHood
Langevin
Lantos
Larsen (WA)
Larson (CT)
Latham
LaTourette
Leach
Lee
Levin
Lewis (CA)
Lewis (GA)
Lewis (KY)
Lipinski
LoBiondo
Lofgren, Zoe
Lowey
Lucas
Lungren, Daniel E.
Lynch
Mack
Maloney
Manzullo
Marchant
Markey
Marshall
Matheson
Matsui
McCarthy
McCaul (TX)
McCollum (MN)
McCotter
McCrery
McDermott
McGovern
McHenry
McHugh
McIntyre
McKeon
McKinney
McMorris
McNulty
Meehan
Meek (FL)
Meeks (NY)
Melancon
Mica
Michaud
Millender-McDonald
Miller (FL)
Miller (MI)
Miller (NC)
Miller, Gary
Miller, George
Mollohan
Moore (KS)
Moore (WI)
Moran (KS)
Moran (VA)
Murphy
Murtha
Musgrave
Myrick
Nadler
Napolitano
Neal (MA)
Neugebauer
Ney
Northup
Nunes
Nussle
Oberstar
Obey
Olver
Ortiz
Osborne
Otter
Owens
Pascrell
Pastor
Payne
Pearce
Pence
Peterson (MN)
Petri
Pickering
Pitts
Platts
Poe
Pombo
Pomeroy
Porter
Price (NC)
Pryce (OH)
Putnam
Radanovich
Rahall
Ramstad
Rangel
Regula
Rehberg
Reichert
Renzi
Reyes
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Ros-Lehtinen
Ross
Rothman
Roybal-Allard
Ruppersberger
Rush
Ryan (OH)
Ryan (WI)
Ryun (KS)
Sabo
Sánchez, Linda T.
Sanders
Saxton
Schakowsky
Schiff
Schmidt
Schwartz (PA)
Schwarz (MI)
Scott (GA)
Scott (VA)
Sensenbrenner
Serrano
Sessions
Shadegg
Shaw
Sherman
Sherwood
Shimkus
Shuster
Simmons
Simpson
Skelton
Slaughter
Smith (NJ)
Smith (TX)
Smith (WA)
Snyder
Sodrel
Solis
Souder
Spratt
Stark
Stearns
Strickland
Stupak
Sullivan
Tanner
Tauscher
Taylor (MS)
Taylor (NC)
Terry
Thomas
Thompson (CA)
Thompson (MS)
Thornberry
Tiahrt
Tiberi
Tierney
Towns
Turner
Udall (CO)
Udall (NM)
Upton
Van Hollen
Velázquez
Visclosky
Walden (OR)
Walsh
Wamp
Wasserman Schultz
Waters
Watson
Watt
Waxman
Weiner
Weldon (FL)
Weldon (PA)
Weller
Wexler
Whitfield
Wicker
Wilson (NM)
Wilson (SC)
Wolf
Woolsey
Wu
Wynn
Young (AK)
Young (FL)

NOES—2

Flake
Paul

NOT VOTING—27

Bachus
Burton (IN)
Cantor
Costa
Davis (FL)
Deal (GA)
Evans
Ford
Gingrey
Gonzalez
Honda
Jenkins
Linder
Norwood
Oxley
Pallone
Pelosi
Peterson (PA)
Price (GA)
Reynolds
Royce
Salazar
Sanchez, Loretta
Shays
Sweeney
Tancredo
Westmoreland

So the amendment was agreed to.

¶15.9 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment numbered 8, printed in House Report 109-387, submitted by Ms. HOOLEY:

Page 161, after line 2, insert the following new subsection:

(n) REQUIREMENT FOR METHAMPHETAMINE STRATEGY.—

(1) IN GENERAL.—Not later than 90 days after the date of the enactment of this Act, the Director of the Office of National Drug Control Policy shall submit to Congress a comprehenisve strategy that addresses the increased threat from methamphetamine.

(2) MATTERS COVERED.—The strategy shall include—

(A) interdiction and precursor chemical controls;

(B) demand reduction and treatment;

(C) alternative development programs;

(D) efforts to prevent the diversion of precursor chemicals on an international level; and

(E) an assessment of the specific level of funding and resources necessary to significantly to reduce the production and trafficking of methamphetamine.

(3) TREATMENT OF CLASSIFIED OR LAW ENFORCEMENT SENSITIVE INFORMATION.—Any content of the strategy that involves information classified under criteria established by an Executive order, or whose public disclosure, as determined by the Director or the head of any relevant Federal agency, would be detrimental to the law enforcement or national security activities of any Federal, foreign, or international agency, shall be presented to Congress separately from the rest of the strategy.

It was decided in the affirmative ..... { Yeas ..... 403 / Nays 3

¶15.10 [Roll No. 35]

AYES—403

Abercrombie
Ackerman
Aderholt
Akin
Alexander
Allen
Andrews
Baca
Baird
Baker
Baldwin
Barrett (SC)
Barrow
Bartlett (MD)
Barton (TX)
Bass
Bean
Beauprez
Becerra
Berkley
Berman
Berry
Biggert
Bilirakis
Bishop (GA)
Bishop (NY)
Bishop (UT)
Blackburn
Blumenauer
Blunt
Boehlert
Boehner
Bonilla
Bonner
Bono
Boozman
Boren
Boswell
Boucher
Boustany
Boyd
Bradley (NH)
Brady (PA)
Brown (OH)
Brown (SC)
Brown, Corrine
Brown-Waite, Ginny
Burgess
Butterfield
Buyer
Calvert
Camp (MI)
Campbell (CA)
Cannon
Capito
Capps
Capuano
Cardin
Cardoza
Carnahan
Carson
Carter
Case
Castle
Chabot
Chandler
Chocola
Clay
Cleaver
Clyburn
Coble
Cole (OK)
Conaway
Conyers
Cooper
Costello
Cramer
Crenshaw
Crowley
Cubin
Cuellar
Culberson
Cummings
Davis (AL)
Davis (CA)
Davis (IL)
Davis (KY)
Davis (TN)
Davis, Jo Ann
Davis, Tom
DeFazio
DeGette
Delahunt
DeLauro
DeLay
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Dicks
Dingell
Doggett
Doolittle
Doyle
Drake
Dreier
Duncan
Edwards
Ehlers
Emanuel
Emerson
Engel
English (PA)
Eshoo
Etheridge
Everett
Farr
Fattah
Feeney
Ferguson
Filner
Fitzpatrick (PA)
Foley
Forbes
Fortenberry
Fossella
Foxx
Frank (MA)
Franks (AZ)
Frelinghuysen
Gallegly
Garrett (NJ)
Gerlach
Gibbons
Gilchrest
Gillmor
Gohmert
Goode
Goodlatte
Gordon
Granger
Graves
Green (WI)
Green, Al
Green, Gene
Grijalva
Gutierrez
Gutknecht
Hall
Harman
Harris
Hart
Hastings (FL)
Hastings (WA)
Hayes
Hayworth
Hefley
Hensarling
Herger
Herseth
Higgins
Hinchey
Hinojosa
Hobson
Hoekstra
Holden
Holt
Honda
Hooley
Hostettler
Hoyer
Hulshof
Hunter
Hyde
Inglis (SC)
Inslee
Israel
Issa
Istook
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Jindal
Johnson (CT)
Johnson (IL)
Johnson, E. B.
Johnson, Sam
Jones (NC)
Jones (OH)
Kanjorski
Kaptur
Keller
Kelly
Kennedy (MN)
Kennedy (RI)
Kildee
Kilpatrick (MI)
Kind
King (IA)
King (NY)
Kingston
Kirk
Kline
Knollenberg
Kolbe
Kucinich
Kuhl (NY)
LaHood
Langevin
Lantos
Larsen (WA)
Larson (CT)
Latham
LaTourette
Leach
Lee
Levin
Lewis (CA)
Lewis (GA)
Lewis (KY)
Lipinski
LoBiondo
Lofgren, Zoe
Lowey
Lucas
Lungren, Daniel E.
Lynch
Mack
Maloney
Manzullo
Marchant
Markey
Marshall
Matheson
Matsui
McCarthy
McCaul (TX)
McCollum (MN)
McCotter
McCrery
McDermott
McGovern
McHenry
McHugh
McIntyre
McKeon
McKinney
McMorris
McNulty
Meehan
Meek (FL)
Meeks (NY)
Melancon
Mica
Michaud
Millender-McDonald
Miller (FL)
Miller (MI)
Miller (NC)
Miller, Gary
Miller, George
Mollohan
Moore (KS)
Moore (WI)
Moran (KS)
Moran (VA)
Murphy
Murtha
Musgrave
Myrick
Nadler
Napolitano
Neal (MA)
Neugebauer
Ney
Northup
Nunes
Nussle
Oberstar
Obey
Olver
Ortiz
Osborne
Otter
Owens
Pascrell
Pastor
Payne
Pearce
Pelosi
Pence
Peterson (MN)
Petri
Pickering
Pitts
Platts
Poe
Pombo
Pomeroy
Porter
Price (NC)
Pryce (OH)
Putnam
Radanovich
Rahall
Ramstad
Rangel
Regula
Rehberg
Reichert
Renzi
Reyes
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Ros-Lehtinen
Ross
Rothman
Roybal-Allard
Royce
Ruppersberger
Rush
Ryan (OH)
Ryan (WI)
Ryun (KS)
Sabo
Sánchez, Linda T.
Sanders
Saxton
Schakowsky
Schiff
Schmidt
Schwartz (PA)
Schwarz (MI)
Scott (GA)
Scott (VA)
Sensenbrenner
Serrano
Sessions
Shadegg
Shaw
Sherman
Sherwood
Shimkus
Shuster
Simmons
Simpson
Skelton
Slaughter
Smith (NJ)
Smith (TX)
Smith (WA)
Snyder
Solis
Souder
Spratt
Stark
Stearns
Strickland
Stupak
Tanner
Tauscher
Taylor (MS)
Terry
Thomas
Thompson (CA)
Thompson (MS)
Thornberry
Tiahrt
Tiberi
Tierney
Towns
Turner
Udall (CO)
Udall (NM)
Upton
Van Hollen
Velázquez
Visclosky
Walden (OR)
Walsh
Wamp
Wasserman Schultz
Waters
Watson
Watt
Waxman
Weiner
Weldon (FL)
Weldon (PA)
Weller
Wexler
Whitfield
Wicker
Wilson (NM)
Wilson (SC)
Wolf
Woolsey
Wu
Wynn
Young (AK)
Young (FL)

NOES—3

Flake
Paul
Taylor (NC)

NOT VOTING—26

Bachus
Brady (TX)
Burton (IN)
Cantor
Costa
Davis (FL)
Deal (GA)
Evans
Ford
Gingrey
Gonzalez
Jenkins
Linder
Norwood
Oxley
Pallone
Peterson (PA)
Price (GA)
Salazar
Sanchez, Loretta
Shays
Sodrel
Sullivan
Sweeney
Tancredo
Westmoreland

So the amendment was agreed to.

¶15.11 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment numbered 12, printed in House Report 109-387, submitted by Mr. PAUL:

At the end of the bill, add the following new section (and conform the table of contents accordingly):

SEC. 20. SUNSET.

After section 716, as redesignated by section 14 of this Act, insert the following:

"SEC. 717. SUNSET.

"This Act shall not be in effect after September 30, 2011.".

It was decided in the negative ..... { Yeas ..... 85 / Nays 322

¶15.12 [Roll No. 36]

AYES—85

Abercrombie
Alexander
Baker
Baldwin
Barrett (SC)
Bartlett (MD)
Barton (TX)
Boustany
Boyd
Brown-Waite, Ginny
Burgess
Campbell (CA)
Capuano
Conaway
Culberson
Davis (KY)
Delahunt
Doggett
Duncan
Feeney
Flake
Foxx
Frank (MA)
Garrett (NJ)
Gillmor
Gohmert
Hayworth
Hensarling
Hinchey
Holt
Honda
Hostettler
Hunter
Inglis (SC)
Jackson (IL)
Jackson-Lee (TX)
Jindal
Johnson, E. B.
Jones (NC)
Kaptur
King (IA)
Kingston
Kolbe
Kucinich
LaHood
Lee
Lofgren, Zoe
Mack
Manzullo
Markey
McCarthy
McCaul (TX)
McCrery
McGovern
McKinney
Meehan
Miller, George
Moore (WI)
Moran (VA)
Neal (MA)
Nussle
Obey
Olver
Otter
Paul
Payne
Poe
Pombo
Rohrabacher
Royce
Rush
Ryan (WI)
Sánchez, Linda T.
Schakowsky
Scott (VA)
Sensenbrenner
Shimkus
Slaughter
Stearns
Sullivan
Tanner
Taylor (MS)
Tierney
Watson
Wilson (SC)

NOES—322

Ackerman
Aderholt
Akin
Allen
Andrews
Baca
Baird
Barrow
Bass
Bean
Beauprez
Becerra
Berkley
Berman
Berry
Biggert
Bilirakis
Bishop (GA)
Bishop (NY)
Bishop (UT)
Blackburn
Blumenauer
Blunt
Boehlert
Boehner
Bonilla
Bonner
Bono
Boozman
Boren
Boswell
Boucher
Bradley (NH)
Brady (PA)
Brady (TX)
Brown (OH)
Brown (SC)
Brown, Corrine
Butterfield
Buyer
Calvert
Camp (MI)
Cannon
Capito
Capps
Cardin
Cardoza
Carnahan
Carson
Carter
Case
Castle
Chabot
Chandler
Chocola
Clay
Cleaver
Clyburn
Coble
Cole (OK)
Conyers
Cooper
Costello
Cramer
Crenshaw
Crowley
Cubin
Cuellar
Cummings
Davis (AL)
Davis (CA)
Davis (IL)
Davis (TN)
Davis, Jo Ann
Davis, Tom
DeFazio
DeGette
DeLauro
DeLay
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Dingell
Doolittle
Doyle
Drake
Dreier
Edwards
Ehlers
Emanuel
Emerson
Engel
English (PA)
Eshoo
Etheridge
Everett
Farr
Fattah
Ferguson
Filner
Fitzpatrick (PA)
Forbes
Fortenberry
Fossella
Franks (AZ)
Frelinghuysen
Gallegly
Gerlach
Gibbons
Gilchrest
Goode
Goodlatte
Gordon
Granger
Graves
Green (WI)
Green, Al
Green, Gene
Grijalva
Gutierrez
Gutknecht
Hall
Harman
Harris
Hart
Hastings (FL)
Hastings (WA)
Hayes
Hefley
Herger
Herseth
Higgins
Hinojosa
Hobson
Hoekstra
Holden
Hooley
Hoyer
Hulshof
Hyde
Inslee
Israel
Issa
Istook
Jefferson
Johnson (CT)
Johnson (IL)
Johnson, Sam
Jones (OH)
Kanjorski
Keller
Kelly
Kennedy (MN)
Kennedy (RI)
Kildee
Kilpatrick (MI)
Kind
King (NY)
Kirk
Kline
Knollenberg
Kuhl (NY)
Langevin
Lantos
Larsen (WA)
Larson (CT)
Latham
LaTourette
Leach
Levin
Lewis (CA)
Lewis (GA)
Lewis (KY)
Lipinski
LoBiondo
Lowey
Lucas
Lungren, Daniel E.
Lynch
Maloney
Marchant
Marshall
Matheson
Matsui
McCollum (MN)
McCotter
McDermott
McHenry
McHugh
McIntyre
McKeon
McMorris
McNulty
Meek (FL)
Meeks (NY)
Melancon
Mica
Michaud
Millender-McDonald
Miller (FL)
Miller (MI)
Miller (NC)
Miller, Gary
Mollohan
Moore (KS)
Moran (KS)
Murphy
Murtha
Musgrave
Myrick
Nadler
Napolitano
Neugebauer
Ney
Northup
Nunes
Oberstar
Ortiz
Osborne
Owens
Pascrell
Pastor
Pearce
Pelosi
Pence
Peterson (MN)
Petri
Pickering
Pitts
Platts
Pomeroy
Porter
Price (NC)
Pryce (OH)
Putnam
Radanovich
Rahall
Ramstad
Rangel
Regula
Rehberg
Reichert
Renzi
Reyes
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Ros-Lehtinen
Ross
Rothman
Roybal-Allard
Ruppersberger
Ryan (OH)
Ryun (KS)
Sabo
Sanders
Saxton
Schiff
Schmidt
Schwartz (PA)
Schwarz (MI)
Scott (GA)
Serrano
Sessions
Shadegg
Shaw
Sherman
Sherwood
Shuster
Simmons
Simpson
Skelton
Smith (NJ)
Smith (TX)
Smith (WA)
Snyder
Sodrel
Solis
Souder
Spratt
Stark
Strickland
Stupak
Tauscher
Taylor (NC)
Terry
Thomas
Thompson (CA)
Thompson (MS)
Thornberry
Tiahrt
Tiberi
Towns
Turner
Udall (CO)
Udall (NM)
Upton
Van Hollen
Velázquez
Visclosky
Walden (OR)
Walsh
Wamp
Wasserman Schultz
Waters
Watt
Waxman
Weiner
Weldon (FL)
Weldon (PA)
Weller
Wexler
Whitfield
Wicker
Wilson (NM)
Wolf
Woolsey
Wu
Wynn
Young (AK)
Young (FL)

NOT VOTING—25

Bachus
Burton (IN)
Cantor
Costa
Davis (FL)
Deal (GA)
Dicks
Evans
Foley
Ford
Gingrey
Gonzalez
Jenkins
Linder
Norwood
Oxley
Pallone
Peterson (PA)
Price (GA)
Salazar
Sanchez, Loretta
Shays
Sweeney
Tancredo
Westmoreland

So the amendment was not agreed to.

¶15.13 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment numbered 13, printed in House Report 109-387, submitted by Mr. REHBERG:

Page 213, after line 6, insert the following new subsection:

"(k) PREVENTION OF METHAMPHETAMINE ABUSE AND OTHER EMERGING DRUG ABUSE THREATS.—

"(1) REQUIREMENT TO USE 10 PERCENT OF FUNDS FOR METHAMPHETAMINE ABUSE PREVENTION.—The Director shall ensure that, of the amounts appropriated under this section for the national media campaign for a fiscal year, not less than 10 percent shall be expended solely for—

"(A) the activities described subsection (b)(1) with respect to advertisements specifically intended to reduce the use of methamphetamine; and

"(B) grants under paragraph (2).

"(2) GRANT AUTHORITY.—The Director may award grants to private entities for purposes of methamphetamine media projects. Any such project—

"(A) shall have as its goal the significant reduction of the prevalence of first-time methamphetamine use among young people; and

"(B) shall focus solely on the prevention of methamphetamine use, through, at a minimum, public service messages that are based on research showing what is effective in substantially reducing such use among young people, including public service messages in both print and electronic media and on websites.

"(3) AUTHORITY TO USE FUNDS FOR OTHER DRUG ABUSE UPON CERTIFICATION THAT METHAMPHETAMINE ABUSE FELL DURING FISCAL YEAR 2007.—With respect to fiscal year 2008 and any fiscal year thereafter, if the Director certifies in writing to Congress that domestic methamphetamine laboratory seizures (as reported to the El Paso Intelligence Center of the Drug Enforcement Administration) decreased by at least 75 percent from the 2006 level, the Director may apply paragraph (1)(A) for that fiscal year with respect to advertisements specifically intended to reduce the use of such other drugs as the Director considers appropriate.

Page 213, line 7, strike "(k)" and insert "(l)".

It was decided in the affirmative ..... { Yeas ..... 399 / Nays 9

¶15.14 [Roll No. 37]

AYES—399

Abercrombie
Ackerman
Aderholt
Akin
Alexander
Allen
Andrews
Baca
Baird
Baker
Baldwin
Barrett (SC)
Barrow
Bartlett (MD)
Barton (TX)
Bass
Bean
Beauprez
Becerra
Berkley
Berman
Berry
Biggert
Bilirakis
Bishop (GA)
Bishop (NY)
Bishop (UT)
Blackburn
Blumenauer
Blunt
Boehlert
Boehner
Bonilla
Bonner
Bono
Boozman
Boren
Boswell
Boucher
Boustany
Boyd
Bradley (NH)
Brady (PA)
Brady (TX)
Brown (OH)
Brown (SC)
Brown, Corrine
Brown-Waite, Ginny
Burgess
Butterfield
Buyer
Calvert
Camp (MI)
Campbell (CA)
Cannon
Capito
Capps
Capuano
Cardin
Cardoza
Carnahan
Carson
Carter
Case
Castle
Chabot
Chandler
Chocola
Clay
Cleaver
Clyburn
Coble
Cole (OK)
Conaway
Conyers
Cooper
Costello
Cramer
Crenshaw
Crowley
Cubin
Cuellar
Culberson

Cummings
Davis (AL)
Davis (CA)
Davis (IL)
Davis (KY)
Davis (TN)
Davis, Jo Ann
Davis, Tom
DeFazio
DeGette
DeLauro
DeLay
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Dicks
Dingell
Doggett
Doolittle
Doyle
Drake
Dreier
Duncan
Edwards
Ehlers
Emanuel
Emerson
Engel
English (PA)
Eshoo
Etheridge
Everett
Farr
Fattah
Feeney
Ferguson
Filner
Fitzpatrick (PA)
Foley
Forbes
Fortenberry
Fossella
Foxx
Frank (MA)
Franks (AZ)
Frelinghuysen
Gallegly
Garrett (NJ)
Gerlach
Gibbons
Gilchrest
Gillmor
Gohmert
Goode
Goodlatte
Gordon
Granger
Graves
Green (WI)
Green, Al
Green, Gene
Grijalva
Gutierrez
Gutknecht
Hall
Harman
Harris
Hart
Hastings (FL)
Hastings (WA)
Hayes
Hayworth
Hefley
Hensarling
Herger
Herseth
Higgins
Hinchey
Hinojosa
Hobson
Hoekstra
Holden
Holt
Honda
Hooley
Hostettler
Hoyer
Hulshof
Hunter
Hyde
Inglis (SC)
Inslee
Israel
Issa
Istook
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Jindal
Johnson (CT)
Johnson (IL)
Johnson, E. B.
Johnson, Sam
Jones (NC)
Jones (OH)
Kanjorski
Kaptur
Keller
Kelly
Kennedy (MN)
Kildee
Kilpatrick (MI)
Kind
King (IA)
King (NY)
Kingston
Kirk
Kline
Knollenberg
Kolbe
Kucinich
Kuhl (NY)
LaHood
Langevin
Lantos
Larsen (WA)
Larson (CT)
Latham
LaTourette
Leach
Lee
Levin
Lewis (CA)
Lewis (GA)
Lewis (KY)
Lipinski
LoBiondo
Lofgren, Zoe
Lowey
Lucas
Lungren, Daniel E.
Lynch
Mack
Maloney
Manzullo
Marchant
Marshall
Matheson
Matsui
McCarthy
McCaul (TX)
McCollum (MN)
McCotter
McCrery
McDermott
McGovern
McHenry
McHugh
McIntyre
McKeon
McKinney
McMorris
McNulty
Meehan
Meek (FL)
Meeks (NY)
Melancon
Mica
Michaud
Millender-McDonald
Miller (FL)
Miller (MI)
Miller (NC)
Miller, Gary
Miller, George
Mollohan
Moore (KS)
Moran (KS)
Murphy
Murtha
Musgrave
Myrick
Nadler
Napolitano
Neal (MA)
Neugebauer
Ney
Northup
Nunes
Nussle
Oberstar
Obey
Olver
Ortiz
Osborne
Otter
Owens
Pascrell
Pastor
Payne
Pearce
Pelosi
Pence
Peterson (MN)
Petri
Pickering
Pitts
Platts
Poe
Pombo
Pomeroy
Porter
Price (NC)
Pryce (OH)
Putnam
Radanovich
Rahall
Ramstad
Rangel
Regula
Rehberg
Reichert
Renzi
Reyes
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Ros-Lehtinen
Ross
Rothman
Roybal-Allard
Royce
Ruppersberger
Rush
Ryan (OH)
Ryan (WI)
Ryun (KS)
Sabo
Sánchez, Linda T.
Sanders
Saxton
Schakowsky
Schiff
Schmidt
Schwartz (PA)
Schwarz (MI)
Scott (GA)
Sensenbrenner
Serrano
Sessions
Shadegg
Shaw
Sherman
Sherwood
Shimkus
Shuster
Simmons
Simpson
Skelton
Slaughter
Smith (NJ)
Smith (TX)
Smith (WA)
Snyder
Sodrel
Solis
Souder
Spratt
Stark
Stearns
Strickland
Stupak
Sullivan
Tanner
Tauscher
Taylor (MS)
Taylor (NC)
Terry
Thomas
Thompson (CA)
Thompson (MS)
Thornberry
Tiahrt
Tiberi
Tierney
Towns
Turner
Udall (CO)
Udall (NM)
Upton
Van Hollen
Visclosky
Walden (OR)
Walsh
Wamp
Wasserman Schultz
Waters
Watson
Waxman
Weiner
Weldon (FL)
Weldon (PA)
Weller
Wexler
Whitfield
Wicker
Wilson (NM)
Wilson (SC)
Wolf
Woolsey
Wu
Wynn
Young (AK)
Young (FL)

NOES—9

Delahunt
Flake
Kennedy (RI)
Moore (WI)
Moran (VA)
Paul
Scott (VA)
Velázquez
Watt

NOT VOTING—24

Bachus
Burton (IN)
Cantor
Costa
Davis (FL)
Deal (GA)
Evans
Ford
Gingrey
Gonzalez
Jenkins
Linder
Markey
Norwood
Oxley
Pallone
Peterson (PA)
Price (GA)
Salazar
Sanchez, Loretta
Shays
Sweeney
Tancredo
Westmoreland

So the amendment was agreed to.

The SPEAKER pro tempore, Mr. LAHOOD, assumed the Chair.

When Mr. SIMPSON, Acting Chairman, pursuant to House Resolution 713, reported the bill back to the House with an amendment adopted by the Committee.

The previous question having been ordered by said resolution.

The following amendment, reported from the Committee of the Whole House on the state of the Union, was agreed to:

Strike out all after the enacting clause and insert:

SECTION 1. SHORT TITLE; TABLE OF CONTENTS.

(a) SHORT TITLE.—This Act may be cited as the ''Office of National Drug Control Policy Reauthorization Act of 2005''.

(b) TABLE OF CONTENTS.—The table of contents for this Act is as follows:

Sec. 1. Short title; table of contents.
Sec. 2. Amendment of Office of National Drug Control Policy Reauthorization Act of 1998.
Sec. 3. Repeal of termination provision.
Sec. 4. Amendments to definitions.
Sec. 5. Amendments relating to establishment of Office of National Drug Control Policy and designation of officers.
Sec. 6. Amendments relating to appointment and duties of Director and Deputy Director.
Sec. 7. Amendments relating to coordination with other agencies.
Sec. 8. Development, submission, implementation, and assessment of National Drug Control Strategy.
Sec. 9. High Intensity Drug Trafficking Areas Program.
Sec. 10. Funding for certain High Intensity Drug Trafficking Areas.
Sec. 11. Amendments relating to Counter-Drug Technology Assessment Center.
Sec. 12. National youth antidrug media campaign.
Sec. 13. Drug interdiction.
Sec. 14. Awards for demonstration programs by local partnerships to shut down illicit drug market hotspots by deterring drug dealers or altering the dynamic of drug sales.
Sec. 15. Awards for demonstration programs by local partnerships to coerce abstinence in chronic hard-drug users under community supervision through the use of drug testing and sanctions.
Sec. 16. Authorization of appropriations.
Sec. 17. Technical amendments and repeal.
Sec. 18. Requirement for disclosure of Federal sponsorship of all Federal advertising or other communication materials.
Sec. 19. Policy relating to syringe exchange programs.
Sec. 20. International summit on methamphetamine threat.
Sec. 21. Study on drug court hearings in nontraditional places.
Sec. 22. Report on government-sponsored methamphetamine conference.
Sec. 23. Study on prescription drugs associated with iatrogenic addiction.
Sec. 24. Report on tribal government participation in HIDTA process.
Sec. 25. National methamphetamine information clearinghouse.
Sec. 26. Report on school drug testing.
Sec. 27. Report on methamphetamine epidemic.
Sec. 28. Report on ONDCP performance bonuses.

SEC. 2. AMENDMENT OF OFFICE OF NATIONAL DRUG CONTROL POLICY REAUTHORIZATION ACT OF 1998.

Except as otherwise expressly provided, whenever in this Act an amendment or repeal is expressed in terms of an amendment to, or repeal of, a section or other provision, the reference shall be considered to be made to a section or other provision of the Office of National Drug Control Policy Reauthorization Act of 1998 (Public Law 105–277; 21 U.S.C. 1701 et seq.).

SEC. 3. REPEAL OF TERMINATION PROVISION.

Section 715 (21 U.S.C. 1712) is repealed, and the law shall read as if such section was never in effect.

SEC. 4. AMENDMENTS TO DEFINITIONS.

(a) AMENDMENTS TO DEFINITIONS.—Section 702 (21 U.S.C. 1701) is amended—

(1) in paragraph (1)—

(A) by striking ''and'' at the end of subparagraph (F);

(B) by striking the period at the end of subparagraph (G) and inserting '', including the testing of employees;''; and

(C) by adding at the end the following:

''(H) interventions for drug abuse and dependence; and

''(I) international drug control coordination and cooperation with respect to activities described in this paragraph.'';

(2) in paragraph (6), by adding before the period at the end: '', including any activities involving supply reduction, demand reduction, or State and local affairs'';

(3) in paragraph (7)—

(A) by striking ''Agency'' and inserting ''agency'';

(B) by striking ''National Foreign Intelligence Program,'' and inserting ''National Intelligence Program,''; and

(C) by inserting a comma before ''or Tactical'';

(4) in paragraph (9), by striking ''implicates'' and inserting ''indicates'';

(5) in paragraph (10)—

(A) by adding ''National Drug Control Program agencies and'' after ''among'' in subparagraph (B);

(B) by striking ''and'' at the end of subparagraph (B);

(C) by striking the period at the end of subparagraph (C) and inserting a semicolon; and

(D) by adding at the end the following:

''(D) domestic drug law enforcement, including domestic drug interdiction and law enforcement directed at drug users; and

''(E) coordination and enhancement of Federal, State, and local law enforcement initiatives to gather, analyze, and disseminate information and intelligence relating to drug control among domestic law enforcement agencies.'';

(6) in paragraph (11)—

(A) by inserting before the semicolon in subparagraph (A) the following: ", including—

"(i) law enforcement outside the United States; and

"(ii) source country programs, including economic development programs primarily intended to reduce the production or trafficking of illicit drugs";

(B) by striking subparagraph (B) and inserting the following:

"(B) facilitating and enhancing the sharing of foreign and domestic information and law enforcement intelligence relating to drug production and trafficking among National Drug Control Program agencies, and between those agencies and foreign law enforcement agencies; and";

(C) by striking "; and" at the end of subparagraph (C) and inserting a period; and

(D) by striking subparagraph (D); and

(7) by adding at the end the following:

"(12) APPROPRIATE CONGRESSIONAL COMMITTEES.—Except where otherwise provided, the term 'appropriate congressional committees' means the Committee on the Judiciary, the Committee on Appropriations, and the Caucus on International Narcotics Control of the Senate and the Committee on Government Reform, the Committee on the Judiciary, and the Committee on Appropriations of the House of Representatives.

"(13) LAW ENFORCEMENT.—The term 'law enforcement' or 'drug law enforcement' means all efforts by a Federal, State, or local government agency to enforce the drug laws of the United States or any State, including investigation, arrest, prosecution, and incarceration or other punishments or penalties.".

(b) CONFORMING AMENDMENTS.—Section 703(b)(3) (21 U.S.C. 1702(b)(3)) is amended—

(1) in subparagraph (A), by striking "(G)" and inserting "(I)"; and

(2) in subparagraph (C)—

(A) by striking "through (C)" and inserting "through (E)";

(B) by striking "and subparagraph (D) of section 702(11)"; and

(C) by adding before the period at the end the following: ", and sections 707 and 708 of this Act".

SEC. 5. AMENDMENTS RELATING TO ESTABLISHMENT OF OFFICE OF NATIONAL DRUG CONTROL POLICY AND DESIGNATION OF OFFICERS.

(a) RESPONSIBILITIES.—Paragraph (4) of section 703(a) (21 U.S.C. 1702(a)) is amended to read as follows:

"(4) evaluate the effectiveness of the national drug control policy and the National Drug Control Program agencies' programs, by developing and applying specific goals and performance measurements.".

(b) RANK OF DIRECTOR.—Section 703(b) (21 U.S.C. 1702(b)) is amended in paragraph (1) by adding before the period the following: ", who shall hold the same rank and status as the head of an executive department listed in section 101 of title 5, United States Code".

(c) DEPUTY DIRECTORS.—Section 703(b) (21 U.S.C. 1702(b)) is amended in paragraph (3)—

(1) by striking "Office—" and inserting "Office the following additional Deputy Directors—"; and

(2) in subparagraph (B), by striking "who shall" and inserting the following: "who shall have substantial experience and expertise in drug interdiction operations and other supply reduction activities, and who shall serve as the United States Interdiction Coordinator and".

SEC. 6. AMENDMENTS RELATING TO APPOINTMENT AND DUTIES OF DIRECTOR AND DEPUTY DIRECTOR.

(a) DESIGNATION OF OTHER OFFICERS.—Section 704(a)(3) (21 U.S.C. 1703(a)(3)) is amended—

(1) by striking "permanent employee" and inserting "officer or employee"; and

(2) by striking "serve as the Director" and inserting "serve as the acting Director".

(b) RESPONSIBILITIES OF DIRECTOR.—Section 704(b) (21 U.S.C. 1703(b)) is amended—

(1) in paragraph (4), by striking "Federal departments and agencies engaged in drug enforcement," and inserting "National Drug Control Program agencies,";

(2) in paragraph (7), by inserting after "President" the following: "and the appropriate congressional committees";

(3) in paragraph (13), by striking "(beginning in 1999)";

(4) in paragraph (14)—

(A) by striking "Appropriations" and all that follows through "Senate" and inserting "appropriate congressional committees"; and

(B) by striking "and" after the semicolon at the end;

(5) in paragraph (15), by striking subparagraph (C) and inserting the following:

"(C) supporting the substance abuse information clearinghouse administered by the Administrator of the Substance Abuse and Mental Health Services Administration and established in section 501(d)(16) of the Public Health Service Act by—

"(i) encouraging all National Drug Control Program agencies to provide all appropriate and relevant information; and

"(ii) supporting the dissemination of information to all interested entities;"; and

(6) by inserting at the end the following:

"(16) shall coordinate with the private sector to promote private research and development of medications to treat addiction;

"(17) shall seek the support and commitment of State and local officials in the formulation and implementation of the National Drug Control Strategy;

"(18) shall monitor and evaluate the allocation of resources among Federal law enforcement agencies in response to significant local and regional drug trafficking and production threats;

"(19) shall submit an annual report to Congress detailing how the Office of National Drug Control Policy has consulted with and assisted State and local governments with respect to the formulation and implementation of the National Drug Control Strategy and other relevant issues; and

"(20) shall, within one year after the date of the enactment of the Office of National Drug Control Policy Reauthorization Act of 2005, report to Congress on the impact of each Federal drug reduction strategy upon the availability, addiction rate, use rate, and other harms of illegal drugs.".

(c) SUBMISSION OF DRUG CONTROL BUDGET REQUESTS.—Section 704(c)(1) is amended by adding at the end the following:

"(C) CONTENT OF DRUG CONTROL BUDGET REQUESTS.—A drug control budget request submitted by a department, agency, or program under this paragraph shall include all requests for funds for any drug control activity undertaken by that department, agency, or program, including demand reduction, supply reduction, and State and local affairs, including any drug law enforcement activities. If an activity has both drug control and nondrug control purposes or applications, the department, agency, or program shall estimate by a documented calculation the total funds requested for that activity that would be used for drug control, and shall set forth in its request the basis and method for making the estimate.".

(d) NATIONAL DRUG CONTROL BUDGET PROPOSAL.—

(1) Section 704(c)(2) is amended by inserting "and the head of each major national organization that represents law enforcement officers, agencies, or associations" after "agency".

(2) Section 704(c)(2) is amended in subparagraph (A) by inserting before the semicolon: "and to inform Congress and the public about the total amount proposed to be spent on all supply reduction, demand reduction, State and local affairs, including any drug law enforcement, and other drug control activities by the Federal Government, which shall conform to the content requirements set forth in subparagraph (C) of paragraph (1) of this subsection".

(e) REVIEW AND CERTIFICATION OF NATIONAL DRUG CONTROL PROGRAM BUDGET.—Section 704(c)(3) (21 U.S.C. 1703(c)(3)) is amended—

(1) by redesignating subparagraphs (C) and (D) as subparagraphs (D) and (E), respectively;

(2) by inserting after subparagraph (B) the following new subparagraph:

"(C) SPECIFIC REQUESTS.—The Director shall not confirm the adequacy of any budget request that—

"(i) requests funding for Federal law enforcement activities that do not adequately compensate for transfers of drug enforcement resources and personnel to law enforcement and investigation activities not related to drug enforcement as determined by the Director;

"(ii) requests funding for law enforcement activities on the borders of the United States that do not adequately direct resources to drug interdiction and enforcement as determined by the Director;

"(iii) requests funding for drug treatment activities that do not provide adequate result and accountability measures as determined by the Director;

"(iv) requests funding for any activities of the Safe and Drug Free Schools Program that do not include a clear antidrug message or purpose intended to reduce drug use;

"(v) requests funding for drug treatment activities that do not adequately support and enhance Federal drug treatment programs and capacity, as determined by the Director;

"(vi) requests funding for fiscal year 2007 for activities of the Department of Education, unless it is accompanied by a report setting forth a plan for providing expedited consideration of student loan applications for all individuals who submitted an application for any Federal grant, loan, or work assistance that was rejected or denied pursuant to 484(r)(1) of the Higher Education Act of 1965 (20 U.S.C. 1091(r)(1)) by reason of a conviction for a drug-related offense not occurring during a period of enrollment for which the individual was receiving any Federal grant, loan, or work assistance; and

"(vii) requests funding for the operations and management of the Department of Homeland Security that does not include a specific request for funds for the Office of Counternarcotics Enforcement to carry out its responsibilities under section 878 of the Homeland Security Act of 2002 (6 U.S.C. 458).";

(3) in subparagraph (D)(iii), as so redesignated, by inserting "and the appropriate congressional committees" after "House of Representatives"; and

(4) in subparagraph (E)(ii)(II)(bb), as so redesignated, by inserting "and the appropriate congressional committees" after "House of Representatives".

(f) REPROGRAMMING AND TRANSFER REQUESTS.—Section 704(c)(4)(A) (21 U.S.C. 1703(c)(4)(A)) is amended by striking "$5,000,000" and inserting "$1,000,000".

(g) POWERS OF DIRECTOR.—Section 704(d) (21 U.S.C. 1703(d)) is amended—

(1) in paragraph (8)(D), by striking "have been authorized by Congress;" and inserting "authorized by law;";

(2) in paragraph (9)—

(A) by inserting "notwithstanding any other provision of law," after "(9)"; and

(B) by striking ''Strategy; and'' and inserting ''Strategy and notify the appropriate congressional committees of any fund control notice issued;'';

(3) in paragraph (10), by striking ''(22 U.S.C. 2291j).'' and inserting ''(22 U.S.C. 2291j) and section 706 of the Foreign Relations Authorization Act, Fiscal Year 2003 (22 U.S.C. 2291j–1); and''; and

(4) by adding at the end the following new paragraph:

''(11) not later than August 1 of each year, submit to the President a report, and transmit copies of the report to the Secretary of State and the appropriate congressional committees, that—

''(A) provides the Director's assessment of which countries are major drug transit countries or major illicit drug producing countries as defined in section 481(e) of the Foreign Assistance Act of 1961 (22 U.S.C. 2291(e));

''(B) provides the Director's assessment of whether each country identified under subparagraph (A) has cooperated fully with the United States or has taken adequate steps on its own to achieve full compliance with the goals and objectives established by the United Nations Convention Against Illicit Traffic in Narcotic Drugs and Psychotropic Substances and otherwise has assisted in reducing the supply of illicit drugs to the United States; and

''(C) provides the Director's assessment of whether application of procedures set forth in section 490 of the Foreign Assistance Act of 1961 (22 U.S.C. 2291j), as provided in section 706 of the Foreign Relations Authorization Act, Fiscal Year 2003 (22 U.S.C. 2291j–1), is warranted with respect to countries the Director assesses have not cooperated fully.''.

(h) FUND CONTROL NOTICES.—Section 704(f) (21 U.S.C. 1703(f)) is amended by adding at the end the following:

''(4) CONGRESSIONAL NOTICE.—A copy of each fund control notice shall be transmitted to the appropriate congressional committees.

''(5) RESTRICTIONS.—The Director shall not issue a fund control notice to direct that all or part of an amount appropriated to the National Drug Control Program agency account be obligated, modified, or altered in any manner contrary, in whole or in part, to a specific appropriation or statute.''.

(i) TECHNICAL AMENDMENTS.—Section 704 (21 U.S.C. 1703) is amended—

(1) by amending subsection (g) to read as follows:

''(g) INAPPLICABILITY TO CERTAIN PROGRAMS.—The provisions of this section shall not apply to the National Intelligence Program, the Joint Military Intelligence Program, and Tactical and Related Activities unless such program or an element of such program is designated as a National Drug Control Program—

''(1) by the President; or

''(2) jointly by—

''(A) in the case of the National Intelligence Program, the Director and the Director of National Intelligence; or

''(B) in the case of the Joint Military Intelligence Program and Tactical and Related Activities, the Director, the Director of National Intelligence, and the Secretary of Defense. ''; and

(2) by amending subsection (h) to read as follows:

''(h) CONSTRUCTION.—Nothing in this Act shall be construed as derogating the authorities and responsibilities of the Director of National Intelligence or the Director of the Central Intelligence Agency contained in the National Security Act of 1947 (50 U.S.C. 401 et seq.), the Central Intelligence Agency Act of 1949 (50 U.S.C. 403a et seq.), or any other law.''.

(j) REQUIREMENT FOR SOUTH AMERICAN HEROIN STRATEGY.—

(1) IN GENERAL.—Not later than 90 days after the date of the enactment of this Act, the Director of National Drug Control Policy shall submit to the Congress a comprehensive strategy that addresses the increased threat from South American heroin, and in particular Colombian heroin and the emerging threat from opium poppy grown in Peru and often intended for transit to Columbia for processing into heroin.

(2) CONTENTS.—The strategy shall include—

(A) opium eradication efforts to eliminate the problem at the source to prevent heroin from entering the stream of commerce;

(B) interdiction and precursor chemical controls;

(C) demand reduction and treatment;

(D) alternative development programs, including direct assistance to regional governments to demobilize and provide alternative livelihoods to former members of insurgent or other groups engaged in heroin, coca, or other illicit drug production or trafficking;

(E) efforts to inform and involve local citizens in the programs described in subparagraphs (A) through (D), such as through leaflets advertising rewards for information;

(F) provisions that ensure the maintenance at current levels of efforts to eradicate coca in Colombia; and

(G) assessment of the specific level of funding and resources necessary to simultaneously address the threat from South American heroin and the threat from Colombian and Peruvian coca.

(3) TREATMENT OF CLASSIFIED OR LAW ENFORCEMENT SENSITIVE INFORMATION.—Any content of the strategy that involves information classified under criteria established by an Executive order, or whose public disclosure, as determined by the Director or the head of any relevant Federal agency, would be detrimental to the law enforcement or national security activities of any Federal, foreign, or international agency, shall be presented to Congress separately from the rest of the strategy.

(k) REQUIREMENT FOR AFGHAN HEROIN STRATEGY.—

(1) IN GENERAL.—Not later than 90 days after the date of the enactment of this Act, the Director of the Office of National Drug Control Policy shall submit to the Congress a comprehensive strategy that addresses the increased threat from Afghan heroin.

(2) CONTENTS.—The strategy shall include—

(A) opium crop eradication efforts to eliminate the problem at the source to prevent heroin from entering the stream of commerce;

(B) destruction or other direct elimination of stockpiles of heroin and raw opium, and heroin production and storage facilities;

(C) interdiction and precursor chemical controls;

(D) demand reduction and treatment;

(E) alternative development programs;

(F) measures to improve cooperation and coordination between Federal Government agencies, and between such agencies, agencies of foreign governments, and international organizations with responsibility for the prevention of heroin production in, or trafficking out of, Afghanistan; and

(G) an assessment of the specific level of funding and resources necessary significantly to reduce the production and trafficking of heroin.

(3) TREATMENT OF CLASSIFIED OR LAW ENFORCEMENT SENSITIVE INFORMATION.—Any content of the strategy that involves information classified under criteria established by an Executive order, or whose public disclosure, as determined by the Director or the head of any relevant Federal agency, would be detrimental to the law enforcement or national security activities of any Federal, foreign, or international agency, shall be presented to Congress separately from the rest of the strategy.

(l) REQUIREMENT FOR GENERAL COUNTERDRUG INTELLIGENCE PLAN.—

(1) IN GENERAL.—Not later than 120 days after the date of enactment of this Act, and not later than every two years thereafter, the Director of the Office of National Drug Control Policy, with the concurrence of the Director of National Intelligence, shall submit to the appropriate congressional committees, a general counterdrug intelligence plan to improve coordination, and eliminate unnecessary duplication, among the counterdrug intelligence centers and information sharing systems, and counterdrug activities of the Federal Government, including the centers, systems, and activities of the following departments and agencies:

(A) The Department of Defense, including the Defense Intelligence Agency, and the joint interagency task forces.

(B) The Department of the Treasury, including the Financial Crimes Enforcement Network (FinCEN).

(C) The Central Intelligence Agency.

(D) The National Security Agency.

(E) The Department of Homeland Security, including the United States Coast Guard, the bureau of Customs and Border Protection, and the bureau of Immigration and Customs Enforcement.

(F) The Department of Justice, including the National Drug Intelligence Center (NDIC); the Drug Enforcement Administration, including the El Paso Intelligence Center (EPIC); the Federal Bureau of Investigation; the Organized Crime Drug Enforcement Task Force; and the Regional Information Sharing System.

(G) The Office of National Drug Control Policy, including the High Intensity Drug Trafficking Areas Program.

(H) The Counterdrug Intelligence Executive Secretariat.

(2) PURPOSE.—The purpose of the plan under paragraph (1) is to maximize the effectiveness of the centers and activities referred to in that paragraph in achieving the objectives of the National Drug Control Strategy promulgated under 21 U.S.C. 1705. In order to maximize such effectiveness, the plan shall—

(A) articulate clear and specific mission statements (including purpose and scope of activity) for each counterdrug intelligence center, system, and activity, including the manner in which responsibility for counterdrug intelligence activities will be allocated among the counterdrug intelligence centers and systems;

(B) specify each government agency (whether Federal, State, or local) that participates in each such center, system, and activity, including a description of the extent and nature of that participation;

(C) specify the relationship between such centers, systems, and activities;

(D) specify the means by which proper oversight of such centers, systems, and activities will be assured;

(E) specify the means by which counterdrug intelligence and information will be forwarded effectively to all levels of officials responsible for United States counterdrug policy; and

(F) specify mechanisms to ensure that State and local law enforcement agencies are apprised of counterdrug intelligence and information acquired by Federal law enforcement agencies in a manner which—

(i) facilitates effective counterdrug activities by State and local law enforcement agencies; and

(ii) provides such State and local law enforcement agencies with the information relating to the safety of officials involved in their counterdrug activities.

(3) DEFINITIONS.—As used in this subsection—

(A) the term ''center'' refers to any center, office, task force, or other coordinating organization engaged in counterdrug intelligence or information analyzing or sharing activities;

(B) the term ''system'' refers to any computerized database or other electronic system used for counterdrug intelligence or information analyzing or sharing activities; and

(C) the term ''appropriate congressional committees'' means the following:

(i) The Committee on Appropriations, the Committee on Foreign Relations, the Committee on the Judiciary, the Committee on Homeland Security and Governmental Affairs, the Caucus on International Narcotics Control, and the Select Committee on Intelligence of the Senate.

(ii) The Committee on Appropriations, the Committee on International Relations, the Committee on the Judiciary, the Committee on Government Reform, the Committee on Homeland Security, and the Permanent Select Committee on Intelligence of the House of Representatives.

(4) LIMITATION.—The general counterdrug intelligence plan shall not—

(A) change existing agency authorities or the laws governing interagency relationships, but may include recommendations about changes to such authorities or laws; or

(B) include any information about specific methods of obtaining, or sources of, intelligence or information, or any information about specific individuals, cases, investigations, or operations.

(5) CLASSIFIED OR LAW ENFORCEMENT SENSITIVE INFORMATION.—Any content of the general counterdrug intelligence plan that involves information classified under criteria established by an Executive order, or whose public disclosure, as determined by the Director of the Office of National Drug Control Policy, the Director of National Intelligence, or the head of any Federal Government agency whose activities are described in the plan, would be detrimental to the law enforcement or national security activities of any Federal, State, or local agency, shall be presented to Congress separately from the rest of the report.

(m) REQUIREMENT FOR SOUTHWEST BORDER COUNTERNARCOTICS STRATEGY.—

(1) IN GENERAL.—Not later than 120 days after the date of enactment of this Act, and every two years thereafter, the Director of National Drug Control Policy shall submit to the Congress a Southwest Border Counternarcotics Strategy.

(2) PURPOSES.—The Southwest Border Counternarcotics Strategy shall—

(A) set forth the Government's strategy for preventing the illegal trafficking of drugs across the international border between the United States and Mexico, including through ports of entry and between ports of entry on that border;

(B) state the specific roles and responsibilities of the relevant National Drug Control Program agencies (as defined in section 702 of the Office of National Drug Control Policy Reauthorization Act of 1998 (21 U.S.C. 1701)) for implementing that strategy; and

(C) identify the specific resources required to enable the relevant National Drug Control Program agencies to implement that strategy.

(3) SPECIFIC CONTENT RELATED TO DRUG TUNNELS BETWEEN THE UNITED STATES AND MEXICO.—The Southwest Border Counternarcotics Strategy shall include—

(A) a strategy to end the construction and use of tunnels and subterranean passages that cross the international border between the United States and Mexico for the purpose of illegal trafficking of drugs across such border; and

(B) recommendations for criminal penalties for persons who construct or use such a tunnel or subterranean passage for such a purpose.

(4) CONSULTATION WITH OTHER AGENCIES.—The Director shall issue the Southwest Border Counternarcotics Strategy in consultation with the heads of the relevant National Drug Control Program agencies.

(5) LIMITATION.—The Southwest Border Counternarcotics Strategy shall not change existing agency authorities or the laws governing interagency relationships, but may include recommendations about changes to such authorities or laws.

(6) REPORT TO CONGRESS.—The Director shall provide a copy of the Southwest Border Counternarcotics Strategy to the appropriate congressional committees (as defined in section 702 of the Office of National Drug Control Policy Reauthorization Act of 1998 (21 U.S.C. 1701)), and to the Committee on Armed Services and the Committee on Homeland Security of the House of Representatives, and the Committee on Homeland Security and Governmental Affairs and the Committee on Armed Services of the Senate.

(7) TREATMENT OF CLASSIFIED OR LAW ENFORCEMENT SENSITIVE INFORMATION.—Any content of the Southwest Border Counternarcotics Strategy that involves information classified under criteria established by an Executive order, or whose public disclosure, as determined by the Director or the head of any relevant National Drug Control Program agency, would be detrimental to the law enforcement or national security activities of any Federal, State, or local agency, shall be presented to Congress separately from the rest of the strategy.

(n) REQUIREMENT FOR SCIENTIFIC STUDY OF MYCOHERBICIDE IN ILLICIT DRUG CROP ERADICATION.—Not later than 90 days after the date of enactment of this Act, the Director of the Office of National Drug Control Policy shall submit to the Congress a report that includes a plan to conduct, on an expedited basis, a scientific study of the use of mycoherbicide as a means of illicit drug crop elimination by an appropriate Government scientific research entity, including a complete and thorough scientific peer review. The study shall include an evaluation of the likely human health and environmental impacts of such use. The report shall also include a plan to conduct controlled scientific testing in a major drug producing nation of mycoherbicide naturally existing in the producing nation.

(o) STUDY OF PERSONS KIDNAPPED, KILLED, AND MISSING ALONG THE BORDER BETWEEN THE UNITED STATES AND MEXICO.—

(1) IN GENERAL.—The Director of National Drug Control Policy shall study the specific impact on citizens of the United States of violence related to drug-trafficking along the international border between the United States and Mexico.

(2) REPORT.—Not later than 180 days after the date of the enactment of this Act, and annually thereafter, the Director of National Drug Control Policy shall submit to Congress a report, including recommendations on methods to solve the offenses described in such paragraph and to reduce the occurrence of such offenses.

(3) AUTHORIZATION OF APPROPRIATIONS.—There is authorized to be appropriated to carry out this subsection $1,000,000 for each of fiscal years 2007 through 2011.

(p) REQUIREMENT FOR AN ASSESSMENT OF ILLICIT DRUG AND ALCOHOL USE BY CHILDREN, AND APPROPRIATE INTERVENTION METHODS.—

(1) IN GENERAL.—The Director of National Drug Control Policy shall complete an assessment of report materials, studies, and statistics with respect to the 5-year period before the date of enactment of this Act, to determine the extent to which children who are 12 to 17 years of age—

(A) experiment with and regularly use marijuana, alcohol, cigarettes, prescription drugs without a prescription, designer drugs (such as ecstasy), and other illicit drugs (such as cocaine); and

(B) have access to intervention services or programs, including drug testing, counseling, rehabilitation, legal representation, and other services or programs associated with prevention, treatment, and punishment of substance abuse.

(2) ASSESSMENT PROCEDURE.—In completing the assessment under paragraph (1), the Director—

(A) shall consider relevant public health and academic research materials and studies, and may also consider relevant statistics concerning illicit drug and alcohol use, and criminal convictions related to such use; and

(B) shall make findings, based on the information considered under subparagraph (A), regarding the nature and extent of illicit drug and alcohol use among children who are 12 to 17 years of age, and the availability of preventative, intervention, and rehabilitation services and programs to such children.

(3) REPORT TO CONGRESS.—Not later than 1 year after the date of enactment of this Act, the Director shall submit a report to Congress regarding the assessment under this subsection and the findings under paragraph (2)(B). Such report shall include, with respect to children who are 12 to 17 years of age, the following information:

(A) Services and programs that have been effective in preventing such children from experimenting with and beginning the regular use of illicit drugs and alcohol.

(B) The extent to which chronic drug and alcohol use occurs in such children.

(C) The extent to which schools and other public institutions provide intervention for such children who are chronic users of illicit drugs and alcohol, the specific roles such schools and institutions play, and the extent to which such interventions are successful.

(D) Additional resources schools and other public institutions need to provide successful intervention to such children, including funding.

(E) The role of Federal agencies in providing intervention to such children who are chronic users of illicit drugs and alcohol, and the extent to which Federal agency intervention is successful.

(F) Additional resources Federal agencies need to provide successful intervention to such children, including funding.

(G) The role of the Federal, State, and local criminal justice systems in providing intervention to such children who are chronic users of illicit drugs and alcohol, and the extent to which criminal justice interventions are successful.

(q) MODEL STATE DRUG LAWS.—

(1) IN GENERAL.—The Director of the Office of National Drug Control Policy shall provide for a corporation that is described in section 501(c)(3) of the Internal Revenue Code of 1986 and exempt from tax under section 501(a) of such Code to—

(A) advise States on establishing laws and policies to address alcohol and other drug issues, based on the model State drug laws developed by the President's Commission on Model State Drug Laws in 1993; and

(B) revise such model State drug laws and draft supplementary model State laws to

take into consideration changes in the alcohol and drug abuse problems in the State involved.

(2) AUTHORIZATION OF APPROPRIATIONS.—There is authorized to be appropriated to carry out this subsection $1,500,000 for each of fiscal years 2007 through 2011.

(r) REQUIREMENT TO SUBMIT NATIONAL SYNTHETIC DRUGS ACTION STRATEGY.—Not later than 120 days after the date of the enactment of this Act, the Director of National Drug Control Policy shall submit to Congress the National Synthetic Drugs Action Strategy outlined in the National Synthetic Drugs Action Plan submitted by the Director in October 2004.

(s) REQUIREMENT FOR STUDY OF STATE PRECURSOR CHEMICAL CONTROL LAWS.—

(1) STUDY.—The Director of National Drug Control Policy shall conduct a study of State laws with respect to precursor chemical controls.

(2) REPORT.—Not later than six months after the date of the enactment of this Act, the Director of National Drug Control Policy shall submit a report to Congress on the results of the study under paragraph (1), including—

(A) a comparison of the State laws studied and the effectiveness of each such law; and

(B) a list of best practices observed with respect to such laws.

(t) REQUIREMENT FOR STUDY OF DRUG ENDANGERED CHILDREN PROGRAMS.—

(1) STUDY.—The Director of National Drug Control Policy shall conduct a study of methamphetamine-related activities that are conducted by different Drug Endangered Children programs administered by States.

(2) REPORT.—Not later than six months after the date of the enactment of this Act, the Director of National Drug Control Policy shall submit to Congress a report on the results of the study under paragraph (1). Such report shall include—

(A) an analysis of the best practices of the activities studied; and

(B) recommendations for establishing a national policy to address drug endangered children, based on the Drug Endangered Children programs administered by States.

(3) DEFINITIONS.—In this subsection—

(A) the term ''methamphetamine-related activity'' means any activity related to the production, use, or effects of methamphetamine; and

(B) the term ''drug endangered children'' means children whose physical, mental, or emotional health are at risk because of the production, use, or effects of methamphetamine by another person.

(u) REQUIREMENT FOR METHAMPHETAMINE STRATEGY.—

(1) IN GENERAL.—Not later than 90 days after the date of the enactment of this Act, the Director of the Office of National Drug Control Policy shall submit to Congress a comprehensive strategy that addresses the increased threat from methamphetamine.

(2) MATTERS COVERED.—The strategy shall include—

(A) interdiction and precursor chemical controls;

(B) demand reduction and treatment;

(C) alternative development programs;

(D) efforts to prevent the diversion of precursor chemicals on an international level; and

(E) an assessment of the specific level of funding and resources necessary to significantly to reduce the production and trafficking of methamphetamine.

(3) TREATMENT OF CLASSIFIED OR LAW ENFORCEMENT SENSITIVE INFORMATION.—Any content of the strategy that involves information classified under criteria established by an Executive order, or whose public disclosure, as determined by the Director or the head of any relevant Federal agency, would be detrimental to the law enforcement or national security activities of any Federal, foreign, or international agency, shall be presented to Congress separately from the rest of the strategy.

SEC. 7. AMENDMENTS RELATING TO COORDINATION WITH OTHER AGENCIES.

Section 705 (21 U.S.C. 1704) is amended—

(1) in subsection (a)(1)(A), by striking ''abuse'';

(2) in subsection (a)(2)(A), by striking ''Director of Central Intelligence'' and inserting ''Director of National Intelligence'';

(3) in subsection (a)(2)(B), by striking ''Director of Central Intelligence'' and inserting ''Director of National Intelligence and the Director of the Central Intelligence Agency'';

(4) by amending paragraph (3) of subsection (a) to read as follows:

''(3) REQUIRED REPORTS.—

''(A) SECRETARIES OF THE INTERIOR AND AGRICULTURE.—The Secretaries of Agriculture and Interior shall, by July 1 of each year, jointly submit to the Director, the appropriate congressional committees, the Committee on Agriculture and the Committee on Resources of the House of Representatives, and the Committee on Agriculture and the Committee on Energy and Natural Resources of the Senate, an assessment of the quantity of illegal drug cultivation and manufacturing in the United States on lands owned or under the jurisdiction of the Federal Government for the preceding year.

''(B) ATTORNEY GENERAL.—The Attorney General shall, by July 1 of each year, submit to the Director and the appropriate congressional committees information for the preceding year regarding the number and type of—

''(i) arrests for drug violations;

''(ii) prosecutions for drug violations by United States Attorneys; and

''(iii) seizures of drugs by each component of the Department of Justice seizing drugs, as well as statistical information on the geographic areas of such seizures.

''(C) SECRETARY OF HOMELAND SECURITY.—The Secretary of Homeland Security shall, by July 1 of each year, submit to the Director, the appropriate congressional committees, and the Committee on Homeland Security of the House of Representatives, and the Committee on Homeland Security and Governmental Affairs of the Senate, information for the preceding year regarding—

''(i) the number and type of seizures of drugs by each component of the Department of Homeland Security seizing drugs, as well as statistical information on the geographic areas of such seizures; and

''(ii) the number of air and maritime patrol hours undertaken by each component of that Department primarily dedicated to drug supply reduction missions.

''(D) SECRETARY OF DEFENSE.—The Secretary of Defense shall, by July 1 of each year, submit to the Director, the appropriate congressional committees, the Committee on Armed Services of the House of Representatives, and the Committee on Armed Services of the Senate, information for the preceding year regarding the number of air and maritime patrol hours primarily dedicated to drug supply reduction missions undertaken by each component of the Department of Defense.'';

(5) in subsection (b)(2)(B), by striking ''Program.'' and inserting ''Strategy.''; and

(6) in subsection (c), by striking ''in'' and inserting ''on''.

SEC. 8. DEVELOPMENT, SUBMISSION, IMPLEMENTATION, AND ASSESSMENT OF NATIONAL DRUG CONTROL STRATEGY.

Section 706 (21 U.S.C. 1705) is amended to read as follows:

''SEC. 706. DEVELOPMENT, SUBMISSION, IMPLEMENTATION, AND ASSESSMENT OF NATIONAL DRUG CONTROL STRATEGY.

''(a) TIMING, CONTENTS, AND PROCESS FOR DEVELOPMENT AND SUBMISSION OF NATIONAL DRUG CONTROL STRATEGY.—

''(1) IN GENERAL.—Not later than February 1 of each year, the President shall submit to Congress a National Drug Control Strategy, which shall set forth a comprehensive plan for reducing illicit drug use and the consequences of illicit drug use in the United States by reducing the demand for illegal drugs, limiting the availability of illegal drugs, and conducting law enforcement activities with respect to illegal drugs.

''(2) CONTENTS.—

''(A) IN GENERAL.—The National Drug Control Strategy submitted under paragraph (1) shall include the following:

''(i) Comprehensive, research-based, long-range, and quantifiable goals for reducing illicit drug use and the consequences of illicit drug use in the United States.

''(ii) Annual quantifiable objectives for demand reduction, supply reduction, and law enforcement activities, specific targets to accomplish long-range quantifiable reduction in illicit drug use as determined by the Director, and specific measurements to evaluate progress toward the targets and strategic goals.

''(iii) A strategy to reduce the availability and purity of illegal drugs and the level of drug-related crime in the United States.

''(iv) An assessment of Federal effectiveness in achieving the National Drug Control Strategy for the previous year, including a specific evaluation of whether the objectives and targets for reducing illicit drug use for the previous year were met and reasons for the success or failure of the previous year's Strategy.

''(v) A general review of the status of, and trends in, international, State, and local drug control activities to ensure that the United States pursues well-coordinated and effective drug control at all levels of government.

''(vi) A general review of the status of, and trends in, demand reduction activities by private sector entities and community-based organizations, including faith-based organizations, to determine their effectiveness and the extent of cooperation, coordination, and mutual support between such entities and organizations and Federal, State, and local government agencies.

''(vii) An assessment of current illicit drug use (including inhalants and steroids) and availability, impact of illicit drug use, and treatment availability, which assessment shall include—

''(I) estimates of drug prevalence and frequency of use as measured by national, State, and local surveys of illicit drug use and by other special studies of nondependent and dependent illicit drug use;

''(II) illicit drug use in the workplace and the productivity lost by such use; and

''(III) illicit drug use by arrestees, probationers, and parolees.

''(viii) An assessment of the reduction of illicit drug availability, as measured by—

''(I) the quantities of cocaine, heroin, marijuana, methamphetamine, ecstasy, and other drugs available for consumption in the United States;

''(II) the amount of marijuana, cocaine, heroin, methamphetamine, ecstasy, and precursor chemicals and other drugs entering the United States;

''(III) the number of illicit drug manufacturing laboratories seized and destroyed and the number of hectares of marijuana, poppy, and coca cultivated and destroyed domestically and in other countries;

''(IV) the number of metric tons of marijuana, heroin, cocaine, and methamphetamine seized and other drugs; and

''(V) changes in the price and purity of heroin, methamphetamine, and cocaine, changes in the price of ecstasy, and changes in tetrahydrocannabinol level of marijuana and other drugs.

''(ix) An assessment of the reduction of the consequences of illicit drug use and availability, which shall include—

''(I) the burden illicit drug users place on hospital emergency departments in the United States, such as the quantity of illicit drug-related services provided;

''(II) the annual national health care cost of illicit drug use;

''(III) the extent of illicit drug-related crime and criminal activity; and

''(IV) the effect of illicit drug use on children of substance abusers.

''(x) A general review of the status of, and trends in, of drug treatment in the United States, by assessing—

''(I) public and private treatment utilization; and

''(II) the number of illicit drug users the Director estimates meet diagnostic criteria for treatment.

''(xi) A review of the research agenda of the Counterdrug Technology Assessment Center to reduce the availability and abuse of drugs.

''(xii) A summary of the efforts made by Federal agencies to coordinate with private sector entities to conduct private research and development of medications to treat addiction by—

''(I) screening chemicals for potential therapeutic value;

''(II) developing promising compounds;

''(III) conducting clinical trials;

''(IV) seeking, where appropriate, Food and Drug Administration approval for drugs to treat addiction;

''(V) marketing, where appropriate, the drug for the treatment of addiction;

''(VI) urging physicians, where appropriate, to use the drug in the treatment of addiction; and

''(VII) encouraging, where appropriate, insurance companies to reimburse the cost of the drug for the treatment of addiction.

''(xiii) Such additional statistical data and information as the Director considers appropriate to demonstrate and assess trends relating to illicit drug use, the effects and consequences of illicit drug use (including the effects on children of substance abusers), supply reduction, demand reduction, drug-related law enforcement, and the implementation of the National Drug Control Strategy.

''(xiv) A supplement reviewing the activities of each individual National Drug Control Program agency during the previous year with respect to the National Drug Control Strategy and the Director's assessment of the progress of each National Drug Control Program agency in meeting its responsibilities under the National Drug Control Strategy.

''(B) CLASSIFIED INFORMATION.—Any contents of the National Drug Control Strategy that involve information properly classified under criteria established by an Executive order shall be presented to Congress separately from the rest of the National Drug Control Strategy.

''(C) SELECTION OF DATA AND INFORMATION.—In selecting data and information for inclusion under subparagraph (A), the Director shall ensure—

''(i) the inclusion of data and information that will permit analysis of current trends against previously compiled data and information where the Director believes such analysis enhances long-term assessment of the National Drug Control Strategy; and

''(ii) the inclusion of data and information to permit a standardized and uniform assessment of the effectiveness of drug treatment programs in the United States.

''(3) PROCESS FOR DEVELOPMENT AND SUBMISSION.—

''(A) CONSULTATION.—In developing and effectively implementing the National Drug Control Strategy, the Director—

''(i) shall consult with—

''(I) the heads of the National Drug Control Program agencies;

''(II) Congress;

''(III) State and local officials;

''(IV) private citizens and organizations, including community- and faith-based organizations, with experience and expertise in demand reduction;

''(V) private citizens and organizations with experience and expertise in supply reduction;

''(VI) private citizens and organizations with experience and expertise in law enforcement; and

''(VII) appropriate representatives of foreign governments;

''(ii) with the concurrence of the Attorney General, may require the El Paso Intelligence Center to undertake specific tasks or projects to implement the National Drug Control Strategy;

''(iii) with the concurrence of the Director of National Intelligence and the Attorney General, may request that the National Drug Intelligence Center undertake specific tasks or projects to implement the National Drug Control Strategy; and

''(iv) may make recommendations to the Secretary of Health and Human Services on research that supports or advances the National Drug Control Strategy.

''(B) COMMITMENT TO SUPPORT STRATEGY.—In satisfying the requirements of subparagraph (A)(i), the Director shall ensure, to the maximum extent possible, that State and local officials and relevant private organizations commit to support and take steps to achieve the goals and objectives of the National Drug Control Strategy.

''(C) RECOMMENDATIONS.—Recommendations under subparagraph (A)(iv) may include recommendations of research to be performed at the National Institutes of Health, including the National Institute on Drug Abuse, or any other appropriate agency within the Department of Health and Human Services.

''(D) INCLUSION IN STRATEGY.—The National Drug Control Strategy under this subsection shall include a list of each entity consulted under subparagraph (A)(i).

''(4) SUBMISSION OF REVISED STRATEGY.—The President may submit to Congress a revised National Drug Control Strategy that meets the requirements of this section—

''(A) at any time, upon a determination by the President, in consultation with the Director, that the National Drug Control Strategy in effect is not sufficiently effective; or

''(B) if a new President or Director takes office.

''(b) PERFORMANCE MEASUREMENT SYSTEM.—Not later than February 1 of each year, the Director shall submit to Congress, as part of the National Drug Control Strategy, a description of a national drug control performance measurement system that—

''(1) develops 2-year and 5-year performance measures and targets for each National Drug Control Strategy goal and objective established for reducing drug use, drug availability, and the consequences of drug use;

''(2) describes the sources of information and data that will be used for each performance measure incorporated into the performance measurement system;

''(3) identifies major programs and activities of the National Drug Control Program agencies that support the goals and annual objectives of the National Drug Control Strategy;

''(4) evaluates the contribution of demand reduction and supply reduction activities implemented by each National Drug Control Program agency in support of the National Drug Control Strategy;

''(5) monitors consistency of drug-related goals and objectives among the National Drug Control Program agencies and ensures that each agency's goals, objectives, and budgets support and are fully consistent with the National Drug Control Strategy; and

''(6) coordinates the development and implementation of national drug control data collection and reporting systems to support policy formulation and performance measurement, including an assessment of—

''(A) the quality of current drug use measurement instruments and techniques to measure supply reduction and demand reduction activities;

''(B) the adequacy of the coverage of existing national drug use measurement instruments and techniques to measure the illicit drug user population, and groups that are at risk for illicit drug use; and

''(C) the adequacy of the coverage of existing national treatment outcome monitoring systems to measure the effectiveness of drug abuse treatment in reducing illicit drug use and criminal behavior during and after the completion of substance abuse treatment; and

''(7) identifies the actions the Director shall take to correct any inadequacies, deficiencies, or limitations identified in the assessment described in paragraph (6).

''(c) MODIFICATIONS.—A description of any modifications made during the preceding year to the national drug performance measurement system described in subsection (b) shall be included in each report submitted under subsection (a).''.

SEC. 9. HIGH INTENSITY DRUG TRAFFICKING AREAS PROGRAM.

Section 707 (21 U.S.C. 1706) is amended to read as follows:

''SEC. 707. HIGH INTENSITY DRUG TRAFFICKING AREAS PROGRAM.

''(a) ESTABLISHMENT.—

''(1) IN GENERAL.—There is established in the Office a program to be known as the High Intensity Drug Trafficking Areas Program (in this section referred to as the 'Program').

''(2) PURPOSE.—The purpose of the Program is to reduce drug trafficking and drug production in the United States by—

''(A) facilitating cooperation among Federal, State, and local law enforcement agencies to share information and implement coordinated enforcement activities;

''(B) enhancing intelligence sharing among Federal, State, and local law enforcement agencies;

''(C) providing reliable intelligence to law enforcement agencies needed to design effective enforcement strategies and operations; and

''(D) supporting coordinated law enforcement strategies which maximize use of available resources to reduce the supply of illegal drugs in designated areas and in the United States as a whole.

''(b) DESIGNATION.—The Director, upon consultation with the Attorney General, the Secretary of the Treasury, the Secretary of Homeland Security, heads of the National Drug Control Program agencies, and the Governor of each applicable State, may designate any specified area of the United States as a high intensity drug trafficking area. After making such a designation and in order to provide Federal assistance to the area so designated, the Director may—

''(1) obligate such sums as are appropriated for the Program;

''(2) direct the temporary reassignment of Federal personnel to such area, subject to the approval of the head of the department or agency that employs such personnel;

''(3) take any other action authorized under section 704 to provide increased Federal assistance to those areas; and

''(4) coordinate activities under this section (specifically administrative, recordkeeping, and funds management activities) with State and local officials.

''(c) PETITIONS FOR DESIGNATION.—The Director shall establish regulations under which a coalition of interested law enforcement agencies from an area may petition for designation as a high intensity drug trafficking area. Such regulations shall provide for a regular review by the Director of the petition, including a recommendation regarding the merit of the petition to the Director by a panel of qualified, independent experts.

''(d) FACTORS FOR CONSIDERATION.—In considering whether to designate an area under this section as a high intensity drug trafficking area, the Director shall consider, in addition to such other criteria as the Director considers to be appropriate, the extent to which—

''(1) the area is a significant center of illegal drug production, manufacturing, importation, or distribution;

''(2) State and local law enforcement agencies have committed resources to respond to the drug trafficking problem in the area, thereby indicating a determination to respond aggressively to the problem;

''(3) drug-related activities in the area are having a significant harmful impact in the area, and in other areas of the country; and

''(4) a significant increase in allocation of Federal resources is necessary to respond adequately to drug-related activities in the area.

''(e) ORGANIZATION OF HIGH INTENSITY DRUG TRAFFICKING AREAS.—

''(1) EXECUTIVE BOARD AND OFFICERS.—To be eligible for funds appropriated under this section, each high intensity drug trafficking area shall be governed by an Executive Board. The Executive Board shall designate a chairman, vice chairman, and any other officers to the Executive Board that it determines are necessary.

''(2) RESPONSIBILITIES.—The Executive Board of a high intensity drug trafficking area shall be responsible for—

''(A) providing direction and oversight in establishing and achieving the goals of the high intensity drug trafficking area;

''(B) managing the funds of the high intensity drug trafficking area;

''(C) reviewing and approving all funding proposals consistent with the overall objective of the high intensity drug trafficking area; and

''(D) reviewing and approving all reports to the Director on the activities of the high intensity drug trafficking area.

''(3) BOARD REPRESENTATION.—None of the funds appropriated under this section may be expended for any high intensity drug trafficking area, or for a partnership or region of a high intensity drug trafficking area, if that area's, region's or partnership's Executive Board does not apportion an equal number of votes between representatives of participating Federal agencies and representatives of participating State and local agencies. Where it is impractical for a equal number of representatives of Federal agencies and State and local agencies to attend a meeting of an Executive Board in person, the Executive Board may use a system of proxy votes or weighted votes to achieve the voting balance required by this paragraph.

''(4) NO AGENCY RELATIONSHIP.—The eligibility requirements of this section are intended to ensure the responsible use of Federal funds. Nothing in this section is intended to create an agency relationship between individual high intensity drug trafficking areas and the Federal Government.

''(f) USE OF FUNDS.—The Director shall ensure that no Federal funds appropriated for the Program are expended for the establishment or expansion of drug treatment programs, and shall ensure that not more than five percent of the Federal funds appropriated for the Program are expended for the establishment of drug prevention programs.

''(g) COUNTERTERRORISM ACTIVITIES.—

''(1) ASSISTANCE AUTHORIZED.—The Director may authorize use of resources available for the Program to assist Federal, State, and local law enforcement agencies in investigations and activities related to terrorism and prevention of terrorism, especially but not exclusively with respect to such investigations and activities that are also related to drug trafficking.

''(2) LIMITATION.—The Director shall ensure—

''(A) that assistance provided under paragraph (1) remains incidental to the purpose of the Program to reduce drug availability and carry out drug-related law enforcement activities; and

''(B) that significant resources of the Program are not redirected to activities exclusively related to terrorism, except on a temporary basis under extraordinary circumstances, as determined by the Director.

''(h) ROLE OF DRUG ENFORCEMENT ADMINISTRATION.—The Director, in consultation with the Attorney General, shall ensure that a representative of the Drug Enforcement Administration is included in the Intelligence Support Center for each high intensity drug trafficking area.

''(i) ANNUAL HIDTA PROGRAM BUDGET SUBMISSIONS.—As part of the documentation that supports the President's annual budget request for the Office, the Director shall submit to Congress a budget justification that includes the following:

''(1) The amount requested for each high intensity drug trafficking area with supporting narrative descriptions and rationale for each request.

''(2) A detailed justification for each funding request that explains the reasons for the requested funding level, how such funding level was determined based on a current assessment of the drug trafficking threat in each high intensity drug trafficking area, how such funding will ensure that the goals and objectives of each such area will be achieved, and how such funding supports the National Drug Control Strategy.

''(j) EMERGING THREAT RESPONSE FUND.—

''(1) IN GENERAL.—Subject to the availability of appropriations, the Director may expend up to 10 percent of the amounts appropriated under this section on a discretionary basis, to respond to any emerging drug trafficking threat in an existing high intensity drug trafficking area, or to establish a new high intensity drug trafficking area or expand an existing high intensity drug trafficking area, in accordance with the criteria established under paragraph (2).

''(2) CONSIDERATION OF IMPACT.—In allocating funds under this subsection, the Director shall consider—

''(A) the impact of activities funded on reducing overall drug traffic in the United States, or minimizing the probability that an emerging drug trafficking threat will spread to other areas of the United States; and

''(B) such other criteria as the Director considers appropriate.

''(k) EVALUATION.—

''(1) INITIAL REPORT.—Not later than 90 days after the date of the enactment of this subsection, the Director shall, after consulting with the Executive Boards of each designated high intensity drug trafficking area, submit a report to Congress that describes, for each designated high intensity drug trafficking area—

''(A) the specific purposes for the high intensity drug trafficking area;

''(B) the specific long-term and short-term goals and objectives for the high intensity drug trafficking area;

''(C) the measurements that will be used to evaluate the performance of the high intensity drug trafficking area in achieving the long-term and short-term goals; and

''(D) the reporting requirements needed to evaluate the performance of the high intensity drug trafficking area in achieving the long-term and short-term goals.

''(2) EVALUATION OF HIDTA PROGRAM AS PART OF NATIONAL DRUG CONTROL STRATEGY.—For each designated high intensity drug trafficking area, the Director shall submit, as part of the annual National Drug Control Strategy report, a report that—

''(A) describes—

''(i) the specific purposes for the high intensity drug trafficking area; and

''(ii) the specific long-term and short-term goals and objectives for the high intensity drug trafficking area; and

''(B) includes an evaluation of the performance of the high intensity drug trafficking area in accomplishing the specific long-term and short-term goals and objectives identified under paragraph (1)(B).

''(l) ASSESSMENT OF DRUG ENFORCEMENT TASK FORCES IN HIGH INTENSITY DRUG TRAFFICKING AREAS.—Not later than 180 days after the date of enactment of this subsection, and as part of each subsequent annual National Drug Control Strategy report, the Director shall submit to Congress a report—

''(1) assessing the number and operation of all federally funded drug enforcement task forces within each high intensity drug trafficking area; and

''(2) describing—

''(A) each Federal, State, and local drug enforcement task force operating in the high intensity drug trafficking area;

''(B) how such task forces coordinate with each other, with any high intensity drug trafficking area task force, and with investigations receiving funds from the Organized Crime and Drug Enforcement Task Force;

''(C) what steps, if any, each such task force takes to share information regarding drug trafficking and drug production with other federally funded drug enforcement task forces in the high intensity drug trafficking area;

''(D) the role of the high intensity drug trafficking area in coordinating the sharing of such information among task forces;

''(E) the nature and extent of cooperation by each Federal, State, and local participant in ensuring that such information is shared among law enforcement agencies and with the high intensity drug trafficking area;

''(F) the nature and extent to which information sharing and enforcement activities are coordinated with joint terrorism task forces in the high intensity drug trafficking area; and

''(G) any recommendations for measures needed to ensure that task force resources are utilized efficiently and effectively to reduce the availability of illegal drugs in the high intensity drug trafficking areas.

''(m) ASSESSMENT OF INTELLIGENCE SHARING IN HIGH INTENSITY DRUG TRAFFICKING AREAS—PROGRAM.—Not later than 180 days

after the date of the enactment of this subsection, and as part of each subsequent annual National Drug Control Strategy report, the Director, in consultation with the Director of National Intelligence, shall submit to Congress a report—

''(1) evaluating existing and planned intelligence systems supported by each high intensity drug trafficking area, or utilized by task forces receiving any funding under the Program, including the extent to which such systems ensure access and availability of intelligence to Federal, State, and local law enforcement agencies within the high intensity drug trafficking area and outside of it;

''(2) the extent to which Federal, State, and local law enforcement agencies participating in each high intensity drug trafficking area are sharing intelligence information to assess current drug trafficking threats and design appropriate enforcement strategies; and

''(3) the measures needed to improve effective sharing of information and intelligence regarding drug trafficking and drug production among Federal, State, and local law enforcement participating in a high intensity drug trafficking area, and between such agencies and similar agencies outside the high intensity drug trafficking area.

''(n) COORDINATION OF INTELLIGENCE SHARING WITH ORGANIZED CRIME DRUG ENFORCEMENT TASK FORCE PROGRAM.—The Director, in consultation with the Attorney General, shall ensure that any drug enforcement intelligence obtained by the Intelligence Support Center for each high intensity drug trafficking area is shared, on a timely basis, with the drug intelligence fusion center operated by the Organized Crime Drug Enforcement Task Force of the Department of Justice.

''(o) USE OF FUNDS TO COMBAT METHAMPHETAMINE TRAFFICKING.—

''(1) IN GENERAL.—

''(A) REQUIREMENT.—The Director shall ensure that, of the amounts appropriated for a fiscal year for the Program, at least $15,000,000 is allocated to combat the trafficking of methamphetamine in areas designated by the Director as high intensity drug trafficking areas.

''(B) ACTIVITIES.—In meeting the requirement in subparagraph (A), the Director shall transfer funds to appropriate Federal, State, and local governmental agencies for employing additional Federal law enforcement personnel, or facilitating the employment of additional State and local law enforcement personnel, including agents, investigators, prosecutors, laboratory technicians, chemists, investigative assistants, and drug prevention specialists.

''(2) APPORTIONMENT OF FUNDS.—

''(A) FACTORS IN APPORTIONMENT.—The Director shall apportion amounts allocated under paragraph (1) among areas designated by the Director as high intensity drug trafficking areas based on the following factors:

''(i) The number of methamphetamine manufacturing facilities discovered by Federal, State, or local law enforcement officials in the area during the previous fiscal year.

''(ii) The number of methamphetamine prosecutions in Federal, State, or local courts in the area during the previous fiscal year.

''(iii) The number of methamphetamine arrests by Federal, State, or local law enforcement officials in the area during the previous fiscal year.

''(iv) The amounts of methamphetamine or listed chemicals (as that term is defined in section 102(33) of the Controlled Substances Act (21 U.S.C. 802(33)) seized by Federal, State, or local law enforcement officials in the area during the previous fiscal year.

''(v) Intelligence and predictive data from the Drug Enforcement Administration showing patterns and trends in abuse, trafficking, and transportation in methamphetamine and listed chemicals (as that term is so defined).

''(B) CERTIFICATION.—Before the Director apportions any funds under this paragraph to a high intensity drug trafficking area, the Director shall certify that the law enforcement entities responsible for clandestine methamphetamine laboratory seizures in that area are providing laboratory seizure data to the national clandestine laboratory database at the El Paso Intelligence Center.

''(p) AUTHORIZATION OF APPROPRIATIONS.—There is authorized to be appropriated to the Office of National Drug Control Policy to carry out this section—

''(1) $280,000,000 for fiscal year 2007;

''(2) $290,000,000 for each of fiscal years 2008 and 2009; and

''(3) $300,000,000 for each of fiscal years 2010 and 2011.''.

SEC. 10. FUNDING FOR CERTAIN HIGH INTENSITY DRUG TRAFFICKING AREAS.

(a) SHORT TITLE.—This section may be cited as the ''Dawson Family Community Protection Act''.

(b) FINDINGS.—Congress finds the following:

(1) In the early morning hours of October 16, 2002, the home of Carnell and Angela Dawson was firebombed in apparent retaliation for Mrs. Dawson's notification of police about persistent drug distribution activity in their East Baltimore City neighborhood.

(2) The arson claimed the lives of Mr. and Mrs. Dawson and their 5 young children, aged 9 to 14.

(3) The horrific murder of the Dawson family is a stark example of domestic narcoterrorism.

(4) In all phases of counter-narcotics law enforcement—from prevention to investigation to prosecution to reentry—the voluntary cooperation of ordinary citizens is a critical component.

(5) Voluntary cooperation is difficult for law enforcement officials to obtain when citizens feel that cooperation carries the risk of violent retaliation by illegal drug trafficking organizations and their affiliates.

(6) Public confidence that law enforcement is doing all it can to make communities safe is a prerequisite for voluntary cooperation among people who may be subject to intimidation or reprisal (or both).

(7) Witness protection programs are insufficient on their own to provide security because many individuals and families who strive every day to make distressed neighborhoods livable for their children, other relatives, and neighbors will resist or refuse offers of relocation by local, State, and Federal prosecutorial agencies and because, moreover, the continued presence of strong individuals and families is critical to preserving and strengthening the social fabric in such communities.

(8) Where (as in certain sections of Baltimore City) interstate trafficking of illegal drugs has severe ancillary local consequences within areas designated as high intensity drug trafficking areas, it is important that supplementary High Intensity Drug Trafficking Areas Program funds be committed to support initiatives aimed at making the affected communities safe for the residents of those communities and encouraging their cooperation with local, State, and Federal law enforcement efforts to combat illegal drug trafficking.

(c) FUNDING FOR CERTAIN HIGH INTENSITY DRUG TRAFFICKING AREAS.—Section 707 (21 U.S.C. 1706), as amended by section 9, is further amended by adding at the end the following new subsection:

''(q) SPECIFIC PURPOSES.—

''(1) IN GENERAL.—The Director shall ensure that, of the amounts appropriated for a fiscal year for the Program, at least $7,000,000 is used in high intensity drug trafficking areas with severe neighborhood safety and illegal drug distribution problems.

''(2) REQUIRED USES.—The funds used under paragraph (1) shall be used—

''(A) to ensure the safety of neighborhoods and the protection of communities, including the prevention of the intimidation of potential witnesses of illegal drug distribution and related activities; and

''(B) to combat illegal drug trafficking through such methods as the Director considers appropriate, such as establishing or operating (or both) a toll-free telephone hotline for use by the public to provide information about illegal drug-related activities.''.

SEC. 11. AMENDMENTS RELATING TO COUNTERDRUG TECHNOLOGY ASSESSMENT CENTER.

(a) CHIEF SCIENTIST.—Section 708(b) (21 U.S.C. 1707(b)) is amended—

(1) in the heading by striking ''DIRECTOR OF TECHNOLOGY.—'' and inserting ''CHIEF SCIENTIST.—''; and

(2) by striking ''Director of Technology,'' and inserting ''Chief Scientist,''.

(b) ADDITIONAL RESPONSIBILITIES OF DIRECTOR.—Section 708(c) (21 U.S.C. 1707(c)) is amended to read as follows:

''(c) ADDITIONAL RESPONSIBILITIES OF THE DIRECTOR OF NATIONAL DRUG CONTROL POLICY.—

''(1) IN GENERAL.—The Director, acting through the Chief Scientist shall—

''(A) identify and define the short-, medium-, and long-term scientific and technological needs of Federal, State, and local law enforcement agencies relating to drug enforcement, including—

''(i) advanced surveillance, tracking, and radar imaging;

''(ii) electronic support measures;

''(iii) communications;

''(iv) data fusion, advanced computer systems, and artificial intelligence; and

''(v) chemical, biological, radiological (including neutron, electron, and graviton), and other means of detection;

''(B) identify demand reduction (including drug prevention) basic and applied research needs and initiatives, in consultation with affected National Drug Control Program agencies, including—

''(i) improving treatment through neuroscientific advances;

''(ii) improving the transfer of biomedical research to the clinical setting; and

''(iii) in consultation with the National Institute on Drug Abuse and the Substance Abuse and Mental Health Services Administration, and through interagency agreements or grants, examining addiction and rehabilitation research and the application of technology to expanding the effectiveness or availability of drug treatment;

''(C) make a priority ranking of such needs identified in subparagraphs (A) and (B) according to fiscal and technological feasibility, as part of a National Counterdrug Research and Development Program;

''(D) oversee and coordinate counterdrug technology initiatives with related activities of other Federal civilian and military departments;

''(E) provide support to the development and implementation of the national drug control performance measurement system established under subsection (b) of section 706;

''(F) with the advice and counsel of experts from State and local law enforcement agencies, oversee and coordinate a technology transfer program for the transfer of

technology to State and local law enforcement agencies; and

''(G) pursuant to the authority of the Director of National Drug Control Policy under section 704, submit requests to Congress for the reprogramming or transfer of funds appropriated for counterdrug technology research and development.

''(2) PRIORITIES IN TRANSFERRING TECHNOLOGY.—

''(A) IN GENERAL.—The Chief Scientist shall give priority, in transferring technology under paragraph (1)(F), based on the following criteria:

''(i) the need of potential recipients for such technology;

''(ii) the effectiveness of the technology to enhance current counterdrug activities of potential recipients; and

''(iii) the ability and willingness of potential recipients to evaluate transferred technology.

''(B) INTERDICTION AND BORDER DRUG LAW ENFORCEMENT TECHNOLOGIES.—The Chief Scientist shall give priority, in transferring technologies most likely to assist in drug interdiction and border drug law enforcement, to State, local, and tribal law enforcement agencies in southwest border areas and northern border areas with significant traffic in illicit drugs.

''(3) LIMITATION ON AUTHORITY.—The authority granted to the Director under this subsection shall not extend to the direct management of individual projects or other operational activities.

''(4) REPORT.—On or before July 1 of each year, the Director shall submit a report to the appropriate congressional committees that addresses the following:

''(A) The number of requests received during the previous 12 months, including the identity of each requesting agency and the type of technology requested.

''(B) The number of requests fulfilled during the previous 12 months, including the identity of each recipient agency and the type of technology transferred.

''(C) A summary of the criteria used in making the determination on what requests were funded and what requests were not funded, except that such summary shall not include specific information on any individual requests.

''(D) A general assessment of the future needs of the program, based on expected changes in threats, expected technologies, and likely need from potential recipients.

''(E) An assessment of the effectiveness of the technologies transferred, based in part on the evaluations provided by the recipients, with a recommendation whether the technology should continue to be offered through the program.''.

(c) ASSISTANCE FROM SECRETARY OF HOMELAND SECURITY.—Section 708(d) (21 U.S.C. 1707(d)) is amended by inserting '', the Secretary of Homeland Security,'' after ''The Secretary of Defense''.

SEC. 12. NATIONAL YOUTH ANTIDRUG MEDIA CAMPAIGN.

(a) IN GENERAL.—Section 709 (21 U.S.C. 1708) is amended to read as follows:

''SEC. 709. NATIONAL YOUTH ANTIDRUG MEDIA CAMPAIGN.

''(a) IN GENERAL.—The Director shall conduct a national youth anti-drug media campaign (referred to in this subtitle as the 'national media campaign') in accordance with this section for the purposes of—

''(1) preventing drug abuse among young people in the United States;

''(2) increasing awareness of adults of the impact of drug abuse on young people; and

''(3) encouraging parents and other interested adults to discuss with young people the dangers of illegal drug use.

''(b) USE OF FUNDS.—

''(1) IN GENERAL.—Amounts made available to carry out this section for the national media campaign may only be used for the following:

''(A) The purchase of media time and space, including the strategic planning for, and accounting of, such purchases.

''(B) Creative and talent costs, consistent with paragraph (2)(A).

''(C) Advertising production costs.

''(D) Testing and evaluation of advertising.

''(E) Evaluation of the effectiveness of the national media campaign.

''(F) The negotiated fees for the winning bidder on requests for proposals issued either by the Office or its designee to enter into contracts to carry out activities authorized by this section.

''(G) Partnerships with professional and civic groups, community-based organizations, including faith-based organizations, and government organizations related to the national media campaign.

''(H) Entertainment industry outreach, interactive outreach, media projects and activities, public information, news media outreach, and corporate sponsorship and participation.

''(I) Operational and management expenses.

''(2) SPECIFIC REQUIREMENTS.—

''(A) CREATIVE SERVICES.—

''(i) In using amounts for creative and talent costs under paragraph (1)(B), the Director shall use creative services donated at no cost to the Government (including creative services provided by the Partnership for a Drug-Free America) wherever feasible and may only procure creative services for advertising—

''(I) responding to high-priority or emergent campaign needs that cannot timely be obtained at no cost; or

''(II) intended to reach a minority, ethnic, or other special audience that cannot reasonably be obtained at no cost; or

''(III) the Director determines that the Partnership for a Drug-Free America is unable to provide, pursuant to subsection (d)(2)(B).

''(ii) Subject to the availability of appropriations, no more than $1,500,000 may be expended under this section each fiscal year on creative services, except that the Director may expend up to $2,000,000 in a fiscal year on creative services to meet urgent needs of the national media campaign with advance approval from the Committee on Appropriations of the House of Representatives and of the Senate upon a showing of the circumstances causing such urgent needs of the national media campaign.

''(B) TESTING AND EVALUATION OF ADVERTISING.—In using amounts for testing and evaluation of advertising under paragraph (1)(D), the Director shall test all advertisements prior to use in the national media campaign to ensure that the advertisements are effective and meet industry-accepted standards. The Director may waive this requirement for advertisements using no more than 10 percent of the purchase of advertising time purchased under this section in a fiscal year and no more than 10 percent of the advertising space purchased under this section in a fiscal year, if the advertisements respond to emergent and time-sensitive campaign needs or the advertisements will not be widely utilized in the national media campaign.

''(C) EVALUATION OF EFFECTIVENESS OF MEDIA CAMPAIGN.—In using amounts for the evaluation of the effectiveness of the national media campaign under paragraph (1)(E), the Director shall—

''(i) designate an independent entity to evaluate annually the effectiveness of the national media campaign based on data from—

''(I) the Monitoring the Future Study published by the Department of Health and Human Services;

''(II) the Attitude Tracking Study published by the Partnership for a Drug Free America;

''(III) the National Household Survey on Drug Abuse; and

''(IV) other relevant studies or publications, as determined by the Director, including tracking and evaluation data collected according to marketing and advertising industry standards; and

''(ii) ensure that the effectiveness of the national media campaign is evaluated in a manner that enables consideration of whether the national media campaign has contributed to reduction of illicit drug use among youth and such other measures of evaluation as the Director determines are appropriate.

''(3) PURCHASE OF ADVERTISING TIME AND SPACE.—Subject to the availability of appropriations, for each fiscal year, not less than 77 percent of the amounts appropriated under this section shall be used for the purchase of advertising time and space for the national media campaign, subject to the following exceptions:

''(A) In any fiscal year for which less than $125,000,000 is appropriated for the national media campaign, not less than 82 percent of the amounts appropriated under this section shall be used for the purchase of advertising time and space for the national media campaign.

''(B) In any fiscal year for which more than $195,000,000 is appropriated under this section, not less than 72 percent shall be used for advertising production costs and the purchase of advertising time and space for the national media campaign.

''(c) ADVERTISING.—In carrying out this section, the Director shall ensure that sufficient funds are allocated to meet the stated goals of the national media campaign.

''(d) DIVISION OF RESPONSIBILITIES AND FUNCTIONS UNDER THE PROGRAM.—

''(1) IN GENERAL.—The Director, in consultation with the Partnership for a Drug-Free America, shall determine the overall purposes and strategy of the national media campaign.

''(2) RESPONSIBILITIES.—

''(A) DIRECTOR.—The Director shall be responsible for implementing a focused national media campaign to meet the purposes set forth in subsection (a), and shall approve—

''(i) the strategy of the national media campaign;

''(ii) all advertising and promotional material used in the national media campaign; and

''(iii) the plan for the purchase of advertising time and space for the national media campaign.

''(B) THE PARTNERSHIP FOR A DRUG-FREE AMERICA.—The Director shall request that the Partnership for a Drug-Free America—

''(i) develop and recommend strategies to achieve the goals of the national media campaign, including addressing national and local drug threats in specific regions or States, such as methamphetamine and ecstasy;

''(ii) create all advertising to be used in the national media campaign, except advertisements that are—

''(I) provided by other nonprofit entities pursuant to subsection (f);

''(II) intended to respond to high-priority or emergent campaign needs that cannot timely be obtained at no cost (not including production costs and talent reuse payments), provided that any such advertising material is reviewed by the Partnership for a Drug-Free America;

''(III) intended to reach a minority, ethnic, or other special audience that cannot be obtained at no cost (not including production costs and talent reuse payments), provided that any such advertising material is reviewed by the Partnership for a Drug-Free America; or

''(IV) any other advertisements that the Director determines that the Partnership for a Drug-Free America is unable to provide.

''(C) MEDIA BUYING CONTRACTOR.—The Director shall enter into a contract with a media buying contractor to plan and purchase advertising time and space for the national media campaign. The media buying contractor shall not provide any other service or material, or conduct any other function or activity which the Director determines should be provided by the Partnership for a Drug-Free America.

''(e) PROHIBITIONS.—None of the amounts made available under subsection (b) may be obligated or expended for any of the following:

''(1) To supplant current antidrug community-based coalitions.

''(2) To supplant pro bono public service time donated by national and local broadcasting networks for other public service campaigns.

''(3) For partisan political purposes, or express advocacy in support of or to defeat any clearly identified candidate, clearly identified ballot initiative, or clearly identified legislative or regulatory proposal.

''(4) To fund advertising that features any elected officials, persons seeking elected office, cabinet level officials, or other Federal officials employed pursuant to section 213 of Schedule C of title 5, Code of Federal Regulations.

''(5) To fund advertising that does not contain a primary message intended to reduce or prevent illicit drug use.

''(6) To fund advertising containing a primary message intended to promote support for the media campaign or private sector contributions to the media campaign.

''(f) MATCHING REQUIREMENT.—

''(1) IN GENERAL.—Amounts made available under subsection (b) for media time and space shall be matched by an equal amount of non-Federal funds for the national media campaign, or be matched with in-kind contributions of the same value.

''(2) NO-COST MATCH ADVERTISING DIRECT RELATIONSHIP REQUIREMENT.—The Director shall ensure that at least 70 percent of no-cost match advertising provided directly relates to substance abuse prevention consistent with the specific purposes of the national media campaign, except that in any fiscal year in which less than $125,000,000 is appropriated to the national media campaign, the Director shall ensure that at least 85 percent of no-cost match advertising directly relates to substance abuse prevention consistent with the specific purposes of the national media campaign.

''(3) NO-COST MATCH ADVERTISING NOT DIRECTLY RELATED.—The Director shall ensure that no-cost match advertising that does not directly relate to substance abuse prevention consistent with the purposes of the national media campaign includes a clear antidrug message. Such message is not required to be the primary message of the match advertising.

''(g) FINANCIAL AND PERFORMANCE ACCOUNTABILITY.—The Director shall cause to be performed—

''(1) audits and reviews of costs of the national media campaign pursuant to section 304C of the Federal Property and Administrative Services Act of 1949 (41 U.S.C. 254d); and

''(2) an audit to determine whether the costs of the national media campaign are allowable under section 306 of such Act (41 U.S.C. 256).

''(h) REPORT TO CONGRESS.—The Director shall submit on an annual basis a report to Congress that describes—

''(1) the strategy of the national media campaign and whether specific objectives of the media campaign were accomplished;

''(2) steps taken to ensure that the national media campaign operates in an effective and efficient manner consistent with the overall strategy and focus of the national media campaign;

''(3) plans to purchase advertising time and space;

''(4) policies and practices implemented to ensure that Federal funds are used responsibly to purchase advertising time and space and eliminate the potential for waste, fraud, and abuse; and

''(5) all contracts entered into with a corporation, partnership, or individual working on behalf of the national media campaign.

''(i) LOCAL TARGET REQUIREMENT.—The Director shall, to the maximum extent feasible, use amounts made available under this section for media that focuses on, or includes specific information on, prevention or treatment resources for consumers within specific local areas.

''(j) PREVENTION OF MARIJUANA USE.—

''(1) FINDINGS.—The Congress finds the following:

''(A) 60 percent of adolescent admissions for drug treatment are based on marijuana use.

''(B) Potency levels of contemporary marijuana, particularly hydroponically grown marijuana, are significantly higher than in the past, rising from under 1 percent of THC in the mid-1970s to as high as 30 percent today.

''(C) Contemporary research has demonstrated that youths smoking marijuana early in life may be up to five times more likely to use hard drugs.

''(D) Contemporary research has demonstrated clear detrimental effects in adolescent educational achievement resulting from marijuana use.

''(E) Contemporary research has demonstrated clear detrimental effects in adolescent brain development resulting from marijuana use.

''(F) An estimated 9,000,000 Americans a year drive while under the influence of illegal drugs, including marijuana.

''(G) Marijuana smoke contains 50 to 70 percent more of certain cancer causing chemicals than tobacco smoke.

''(H) Teens who use marijuana are up to four times more likely to have a teen pregnancy than teens who have not.

''(I) Federal law enforcement agencies have identified clear links suggesting that trade in hydroponic marijuana facilitates trade by criminal organizations in hard drugs, including heroin.

''(J) Federal law enforcement agencies have identified possible links between trade in cannabis products and financing for terrorist organizations.

''(2) EMPHASIS ON PREVENTION OF YOUTH MARIJUANA USE.—In conducting advertising and activities otherwise authorized under this section, the Director may emphasize prevention of youth marijuana use.

''(k) PREVENTION OF METHAMPHETAMINE ABUSE AND OTHER EMERGING DRUG ABUSE THREATS.—

''(1) REQUIREMENT TO USE 10 PERCENT OF FUNDS FOR METHAMPHETAMINE ABUSE PREVENTION.—The Director shall ensure that, of the amounts appropriated under this section for the national media campaign for a fiscal year, not less than 10 percent shall be expended solely for—

''(A) the activities described subsection (b)(1) with respect to advertisements specifically intended to reduce the use of methamphetamine; and

''(B) grants under paragraph (2).

''(2) GRANT AUTHORITY.—The Director may award grants to private entities for purposes of methamphetamine media projects. Any such project—

''(A) shall have as its goal the significant reduction of the prevalence of first-time methamphetamine use among young people; and

''(B) shall focus solely on the prevention of methamphetamine use, through, at a minimum, public service messages that are based on research showing what is effective in substantially reducing such use among young people, including public service messages in both print and electronic media and on websites.

''(3) AUTHORITY TO USE FUNDS FOR OTHER DRUG ABUSE UPON CERTIFICATION THAT METHAMPHETAMINE ABUSE FELL DURING FISCAL YEAR 2007.—With respect to fiscal year 2008 and any fiscal year thereafter, if the Director certifies in writing to Congress that domestic methamphetamine laboratory seizures (as reported to the El Paso Intelligence Center of the Drug Enforcement Administration) decreased by at least 75 percent from the 2006 level, the Director may apply paragraph (1)(A) for that fiscal year with respect to advertisements specifically intended to reduce the use of such other drugs as the Director considers appropriate.

''(l) AUTHORIZATION OF APPROPRIATIONS.—There is authorized to be appropriated to the Office to carry out this section, $195,000,000 for each of fiscal years 2007 and 2008 and $210,000,000 for each of fiscal years 2009 through 2011.''.

(b) REPEAL OF SUPERSEDED PROVISIONS.—The Drug-Free Media Campaign Act of 1998 (21 U.S.C. 1801 et seq.) is repealed.

SEC. 13. DRUG INTERDICTION.

(a) IN GENERAL.—Subsections (a) and (b) of section 711 (21 U.S.C. 1710) are amended to read as follows:

''(a) UNITED STATES INTERDICTION COORDINATOR.—

''(1) IN GENERAL.—The Deputy Director for Supply Reduction in the Office shall serve as the United States Interdiction Coordinator, and shall perform the duties of that position described in paragraph (2) and such other duties as may be determined by the Director with respect to coordination of efforts to interdict illicit drugs from entering the United States.

''(2) RESPONSIBILITIES.—The United States Interdiction Coordinator shall be responsible to the Director for—

''(A) coordinating the interdiction activities of the National Drug Control Program agencies to ensure consistency with the National Drug Control Strategy;

''(B) on behalf of the Director, developing and issuing, on or before March 1 of each year and in accordance with paragraph (3), a National Interdiction Command and Control Plan to ensure the coordination and consistency described in subparagraph (A);

''(C) assessing the sufficiency of assets committed to illicit drug interdiction by the relevant National Drug Control Program agencies; and

''(D) advising the Director on the efforts of each National Drug Control Program agency to implement the National Interdiction Command and Control Plan.

''(3) STAFF.—The Director shall assign such permanent staff of the Office as he considers appropriate to assist the United States Interdiction Coordinator to carry out the responsibilities described in paragraph (2), and may also, at his discretion, request that appropriate National Drug Control Program agencies detail or assign staff to the Office of Supply Reduction for that purpose.

''(4) NATIONAL INTERDICTION COMMAND AND CONTROL PLAN.—

''(A) PURPOSES.—The National Interdiction Command and Control Plan shall—

''(i) set forth the Government's strategy for drug interdiction;

''(ii) state the specific roles and responsibilities of the relevant National Drug Control Program agencies for implementing that strategy; and

''(iii) identify the specific resources required to enable the relevant National Drug Control Program agencies to implement that strategy.

''(B) CONSULTATION WITH OTHER AGENCIES.—The United States Interdiction Coordinator shall issue the National Interdiction Command and Control Plan in consultation with the other members of the Interdiction Committee described in subsection (b).

''(C) LIMITATION.—The National Interdiction Command and Control Plan shall not change existing agency authorities or the laws governing interagency relationships, but may include recommendations about changes to such authorities or laws.

''(D) REPORT TO CONGRESS.—On or before March 1 of each year, the United States Interdiction Coordinator shall provide a report on behalf of the Director to the appropriate congressional committees, to the Committee on Armed Services and the Committee on Homeland Security of the House of Representatives, and to the Committee on Homeland Security and Governmental Affairs and the Committee on Armed Services of the Senate, which shall include—

''(i) a copy of that year's National Interdiction Command and Control Plan;

''(ii) information for the previous 10 years regarding the number and type of seizures of drugs by each National Drug Control Program agency conducting drug interdiction activities, as well as statistical information on the geographic areas of such seizures; and

''(iii) information for the previous 10 years regarding the number of air and maritime patrol hours undertaken by each National Drug Control Program agency conducting drug interdiction activities, as well as statistical information on the geographic areas in which such patrol hours took place.

''(E) TREATMENT OF CLASSIFIED OR LAW ENFORCEMENT SENSITIVE INFORMATION.—Any content of the report described in subparagraph (D) that involves information classified under criteria established by an Executive order, or the public disclosure of which, as determined by the Director, the Director of National Intelligence, or the head of any Federal Government agency the activities of which are described in the plan, would be detrimental to the law enforcement or national security activities of any Federal, State, or local agency, shall be presented to Congress separately from the rest of the report.

''(b) INTERDICTION COMMITTEE.—

''(1) IN GENERAL.—The Interdiction Committee shall meet to—

''(A) discuss and resolve issues related to the coordination, oversight and integration of international, border, and domestic drug interdiction efforts in support of the National Drug Control Strategy;

''(B) review the annual National Interdiction Command and Control Plan, and provide advice to the Director and the United States Interdiction Coordinator concerning that plan; and

''(C) provide such other advice to the Director concerning drug interdiction strategy and policies as the committee determines is appropriate.

''(2) MEMBERSHIP.—The membership of the Interdiction Committee shall consist of—

''(A) the Commissioner of the bureau of Customs and Border Protection at the Department of Homeland Security;

''(B) the Assistant Secretary of the bureau of Immigration and Customs Enforcement at the Department of Homeland Security;

''(C) the Commandant of the United States Coast Guard;

''(D) the Director of the Office of Counternarcotics Enforcement at the Department of Homeland Security;

''(E) the Administrator of the Drug Enforcement Administration;

''(F) the Assistant Secretary of State for International Narcotics and Law Enforcement Affairs;

''(G) the Assistant Secretary of Defense for Special Operations and Low Intensity Conflict;

''(H) the Deputy Director for Supply Reduction of the Office of National Drug Control Policy, acting in his role as the United States Interdiction Coordinator;

''(I) the director of the Crime and Narcotics Center of the Central Intelligence Agency;

''(J) the Deputy Director for State and Local Affairs of the Office of National Drug Control Policy;

''(K) the Chief of the National Guard Bureau's Counterdrug Program; and

''(L) such additional persons as may be determined by the Director.

''(3) CHAIRMAN.—The Director shall designate one of the members of the Interdiction Committee to serve as chairman.

''(4) MEETINGS.—The members of the Interdiction Committee shall meet, in person and not through any delegate or representative, at least once per calendar year, prior to March 1. At the call of either the Director or the current chairman, the Interdiction Committee may hold additional meetings, which shall be attended by the members either in person, or through such delegates or representatives as they may choose.

''(5) REPORT.—Not later than September 30 of each year, the chairman of the Interdiction Committee shall submit a report to the Director and to the appropriate congressional committees describing the results of the meetings and any significant findings of the Committee during the previous 12 months. Any content of such a report that involves information classified under criteria established by an Executive order, or whose public disclosure, as determined by the Director, the chairman, or any member, would be detrimental to the law enforcement or national security activities of any Federal, State, or local agency, shall be presented to Congress separately from the rest of the report.''.

(b) CONFORMING AMENDMENT TO HOMELAND SECURITY ACT OF 2002.—Section 878 of the Homeland Security Act of 2002 (6 U.S.C. 458) is amended—

(1) in subsection (c), by striking ''Except as provided in subsection (d), the'' and inserting ''The''; and

(2) by striking subsection (d) and redesignating subsections (e), (f), and (g) as subsections (d), (e), and (f), respectively.

SEC. 14. AWARDS FOR DEMONSTRATION PROGRAMS BY LOCAL PARTNERSHIPS TO SHUT DOWN ILLICIT DRUG MARKET HOT-SPOTS BY DETERRING DRUG DEALERS OR ALTERING THE DYNAMIC OF DRUG SALES.

Sections 713 and 714 (21 U.S.C. 1711) are redesignated as sections 715 and 716, respectively, and after section 712 (21 U.S.C. 1710) insert the following new section:

"SEC. 713 AWARDS FOR DEMONSTRATION PROGRAMS BY LOCAL PARTNERSHIPS TO SHUT DOWN ILLICIT DRUG MARKET HOT-SPOTS BY DETERRING DRUG DEALERS OR ALTERING THE DYNAMIC OF DRUG SALES.

''(a) AWARDS REQUIRED.—The Director shall make competitive awards for demonstration programs by eligible partnerships for the purpose of shutting down local illicit drug market hot-spots and reducing drug-related crime through evidence-based, strategic problem-solving interventions that deter drug dealers or alter the dynamic of drug sales.

''(b) USE OF AWARD AMOUNTS.—Award amounts received under this section shall be used—

''(1) to support the efforts of the agencies, organizations, and researchers included in the eligible partnership;

''(2) to develop and field a directed and credible deterrent threat; and

''(3) to strengthen rehabilitation efforts through such means as job training, drug treatment, or other services.

''(c) ELIGIBLE PARTNERSHIP DEFINED.—In this section, the term 'eligible partnership' means a working group whose application to the Director—

''(1) identifies the roles played, and certifies the involvement of, three or more agencies or organizations, which may include—

''(A) State or local agencies (such as those carrying out police, probation, prosecution, courts, corrections, parole, or treatment functions);

''(B) Federal agencies (such as the Drug Enforcement Agency, the Bureau of Alcohol, Tobacco, Firearms, and Explosives, and United States Attorney offices); and

''(C) community-based organizations;

''(2) includes a qualified researcher;

''(3) includes a plan for identifying the impact players in, and assessing the nature and dynamic of, the local drug market and its related crime through information gathering and analysis;

''(4) includes a plan for developing an evidence-based strategic intervention aimed at quickly and sustainably eradicating the local drug market by deterring drug dealers or altering the dynamic of drug sales; and

''(5) includes a plan that describes the methodology and outcome measures proposed for evaluating the impact of that strategic intervention on drug sales, neighborhood disorder, and crime.

''(d) REPORTS TO CONGRESS.—

''(1) INTERIM REPORT.—Not later than June 1, 2009, the Director shall submit to Congress a report that identifies the best practices in drug market eradication, including the best practices identified through the activities funded under this section.

''(2) FINAL REPORT.—Not later than June 1, 2010, the Director shall submit to Congress a report on the demonstration programs funded under this section, including on the matters specified in paragraph (1).

''(e) AUTHORIZATION OF APPROPRIATIONS.—There is authorized to be appropriated to carry out this section $10,000,000 for each of fiscal years 2007 through 2009.''.

SEC. 15. AWARDS FOR DEMONSTRATION PROGRAMS BY LOCAL PARTNERSHIPS TO COERCE ABSTINENCE IN CHRONIC HARD-DRUG USERS UNDER COMMUNITY SUPERVISION THROUGH THE USE OF DRUG TESTING AND SANCTIONS.

After section 713, as inserted by section 14 of this Act, insert the following new section:

"SEC. 714. AWARDS FOR DEMONSTRATION PROGRAMS BY LOCAL PARTNERSHIPS TO COERCE ABSTINENCE IN CHRONIC HARD-DRUG USERS UNDER COMMUNITY SUPERVISION THROUGH THE USE OF DRUG TESTING AND SANCTIONS.

''(a) AWARDS REQUIRED.—The Director shall make competitive awards to fund demonstration programs by eligible partnerships for the purpose of reducing the use of illicit drugs by chronic hard-drug users living in the community while under the supervision of the criminal justice system.

''(b) USE OF AWARD AMOUNTS.—Award amounts received under this section shall be used—

''(1) to support the efforts of the agencies, organizations, and researchers included in the eligible partnership;

''(2) to develop and field a drug testing and graduated sanctions program for chronic hard-drug users living in the community under criminal justice supervision; and

''(3) to assist individuals described in subsection (a) by strengthening rehabilitation efforts through such means as job training, drug treatment, or other services.

''(c) ELIGIBLE PARTNERSHIP DEFINED.—In this section, the term 'eligible partnership' means a working group whose application to the Director—

''(1) identifies the roles played, and certifies the involvement of, two or more agencies or organizations, which may include—

''(A) State or local agencies (such as those carrying out police, probation, prosecution, courts, corrections, parole, or treatment functions);

''(B) Federal agencies (such as the Drug Enforcement Agency, the Bureau of Alcohol, Tobacco, Firearms, and Explosives, and United States Attorney offices); and

''(C) community-based organizations;

''(2) includes a qualified researcher;

''(3) includes a plan for using judicial or other criminal justice authority to administer drug tests to individuals described in subsection (a) at least twice a week, and to swiftly and certainly impose a known set of graduated sanctions for non-compliance with community-release provisions relating to drug abstinence (whether imposed as a pretrial, probation, or parole condition or otherwise);

''(4) includes a strategy for responding to a range of substance use and abuse problems and a range of criminal histories;

''(5) includes a plan for integrating data infrastructure among the agencies and organizations included in the eligible partnership to enable seamless, real-time tracking of individuals described in subsection (a);

''(6) includes a plan to monitor and measure the progress toward reducing the percentage of the population of individuals described in subsection (a) who, upon being summoned for a drug test, either fail to show up or who test positive for drugs.

''(d) REPORTS TO CONGRESS.—

''(1) INTERIM REPORT.—Not later than June 1, 2009, the Director shall submit to Congress a report that identifies the best practices in reducing the use of illicit drugs by chronic hard-drug users, including the best practices identified through the activities funded under this section.

''(2) FINAL REPORT.—Not later than June 1, 2010, the Director shall submit to Congress a report on the demonstration programs funded under this section, including on the matters specified in paragraph (1).

''(e) AUTHORIZATION OF APPROPRIATIONS.—There is authorized to be appropriated to carry out this section $10,000,000 for each of fiscal years 2007 through 2009.''.

SEC. 16. AUTHORIZATION OF APPROPRIATIONS.

Section 716 (21 U.S.C. 1711), as redesignated by section 14 of this Act, is amended—

(1) by striking ''title,'' and inserting ''title, except activities for which amounts are otherwise specifically authorized by this title,''; and

(2) by striking ''1999 through 2003'' and inserting ''2007 through 2011''.

SEC. 17. TECHNICAL AMENDMENTS AND REPEAL.

(a) AMENDMENT TO PUBLIC HEALTH SERVICE ACT TO REPLACE OBSOLETE REFERENCES.—Section 464P(c) of the Public Health Service Act (42 U.S.C. 285o–4(c)) is amended—

(1) in paragraph (1), by striking ''under section 1002 of the Anti-Drug Abuse Act of 1988 (21 U.S.C. 1501)'' and inserting ''under section 703 of the Office of National Drug Control Policy Reauthorization Act of 1998 (21 U.S.C. 1702)''; and

(2) in paragraph (2), by striking ''under section 1005 of the Anti-Drug Abuse Act of 1988 (21 U.S.C. 1504)'' and inserting ''under section 706 of the Office of National Drug Control Policy Reauthorization Act of 1998 (21 U.S.C. 1705)''.

(b) REPEAL OF SPECIAL FORFEITURE FUND.—Section 6073 of the Asset Forfeiture Amendments Act of 1988 (21 U.S.C. 1509) is repealed.

SEC. 18. REQUIREMENT FOR DISCLOSURE OF FEDERAL SPONSORSHIP OF ALL FEDERAL ADVERTISING OR OTHER COMMUNICATION MATERIALS.

Section 712 is amended to read as follows:

"SEC. 712. REQUIREMENT FOR DISCLOSURE OF FEDERAL SPONSORSHIP OF ALL FEDERAL ADVERTISING OR OTHER COMMUNICATION MATERIALS.

''(a) REQUIREMENT.—Each advertisement or other communication paid for by the Office, either directly or through a contract awarded by the Office, shall include a prominent notice informing the target audience that the advertisement or other communication is paid for by the Office.

''(b) ADVERTISEMENT OR OTHER COMMUNICATION.—In this section, the term 'advertisement or other communication' includes—

''(1) an advertisement disseminated in any form, including print or by any electronic means; and

''(2) a communication by an individual in any form, including speech, print, or by any electronic means.''.

SEC. 19. POLICY RELATING TO SYRINGE EXCHANGE PROGRAMS.

Section 703(a) (21 U.S.C. 1702(a)) is amended by adding at the end the following: ''When developing the national drug control policy, any policy of the Director relating to syringe exchange programs for intravenous drug users shall be based on the best available medical and scientific evidence regarding their effectiveness in promoting individual health and preventing the spread of infectious disease, and their impact on drug addiction and use. In making any policy relating to syringe exchange programs, the Director shall consult with the National Institutes of Health and the National Academy of Sciences.''.

SEC. 20. INTERNATIONAL SUMMIT ON METHAMPHETAMINE THREAT.

(a) SUMMIT REQUIREMENT.—The Director of the Office of National Drug Control Policy in the Executive Office of the President shall, in consultation with the Secretary of State, the Attorney General, the Secretary of Homeland Security, the Secretary of Health and Human Services, and the United States Trade Representative, seek to convene an international summit on the threat of methamphetamine and synthetic drug precursor chemicals.

(b) PARTICIPATION OF OTHER COUNTRIES.—The Director shall seek to convene the summit with the participation and involvement of government leaders at the highest level from all countries that are direct sources of precursor chemicals and from all countries that are affected by methamphetamine production, trafficking, and use, to intensify and coordinate an effective international response in order to prevent methamphetamine production and precursor diversion.

(c) INTERNATIONAL AGREEMENTS.—The Director shall encourage the negotiation, drafting, and ratification of multilateral or bilateral agreements that may contain information-sharing treaties concerning provisions for precursor importation and exportation and additional provisions for annual assessments of medical and scientific needs of each signatory country.

(d) MATTERS ADDRESSED BY THE SUMMIT.—The summit may address the following:

(1) The greater involvement of international policing and customs organizations, such as Interpol, the United Nations Office on Drugs and Crime, and the World Customs Organization.

(2) Expanding resources and hired persons to track international shipments of ephedrine, pseudoephedrine, and other precursor substances as controlled by the International Narcotics Control Board.

(3) Working with the private sector and Federal agencies, as well as the World Health Organization, to support the research and development of substances that can effectively replace primary precursors used in the manufacture of synthetic drugs.

(e) DEADLINE.—The Director shall seek to convene the summit not later than 12 months after the date of the enactment of this Act and follow-up summits in subsequent years as the Director finds necessary.

(f) AUTHORIZATION OF APPROPRIATIONS.—There are authorized to be appropriated to the Director $1,000,000 to carry out this section.

SEC. 21. STUDY ON DRUG COURT HEARINGS IN NONTRADITIONAL PLACES.

(a) FINDING.—Congress finds that encouraging drug courts and schools to enter into partnerships that allow students to see the repercussions of drug abuse by non-violent offenders may serve as a strong deterrent and promote demand reduction.

(b) STUDY.—The Director of the Office of National Drug Control Policy shall conduct a study on drug court programs that conduct hearings in nontraditional public places, such as schools. At a minimum, the study shall evaluate similar programs in operation, such as the program operated in the Fourth Judicial District Drug Court, in Washington County, Arkansas.

(c) REQUIREMENT.—At the same time the President submits to Congress the National Drug Control Strategy due February 1, 2007, pursuant to section 706 of the Office of National Drug Control Policy Reauthorization Act of 1998, the President shall submit to Congress a report on the study conducted under subsection (b). The report shall include an evaluation of the results of the study and such recommendations as the President considers appropriate.

(d) DEMAND REDUCTION.—In this section, the term ''demand reduction'' has the meaning provided in section 702(1) of the Office of National Drug Control Policy Reauthorization Act of 1998 (21 U.S.C. 1701(1)).

SEC. 22. REPORT ON GOVERNMENT-SPONSORED METHAMPHETAMINE CONFERENCE.

(a) REPORT.—Not later than 30 days after the date of the enactment of this Act, the Director of the Office of National Drug Control Policy shall submit to Congress a report explaining the rationale and circumstances leading to the sponsorship by the Department of Health and Human Resources, and the participation by employees of such department, in a conference conducted by the Harm Reduction Coalition and the Harm Reduction Project on August 19th and 20th,

2005, in Salt Lake City, Utah, titled the ''1st National Conference on Methamphetamine, HIV, and Hepatitis Science & Response''.

(b) ADDITIONAL MATTERS COVERED.—The report shall include a description of the management and reporting systems of the Office of National Drug Control Policy that are in place or that will be put in place to ensure that the policy of the Federal Government is consistently supportive of efforts to prevent the use of methamphetamine.

SEC. 23. STUDY ON PRESCRIPTION DRUGS ASSOCIATED WITH IATROGENIC ADDICTION.

(a) IN GENERAL.—The Director of the Office of National Drug Control Policy shall request the Institute of Medicine of the National Academy of Sciences to enter into an agreement under which the Institute agrees to conduct a study examining certain aspects of prescription drugs associated with iatrogenic addiction, including oxycodone hydrochloride controlled-release tablets.

(b) REQUIREMENTS.—The study conducted pursuant to this section shall evaluate—

(1) the rate and impact of iatrogenic addiction associated with the use of prescription drugs described in subsection (a); and

(2) the relative addictiveness of prescription drugs described in subsection (a) when compared with other opioids and other substances included in schedule I or II of the schedules of controlled substances established by section 202 of the Controlled Substances Act (21 U.S.C. 812).

(c) REPORT.—The Director of the Office of National Drug Control Policy shall ensure that the agreement under subsection (a) provides for the submission of a report to the Congress, not later than one year after the date of the enactment of this Act, on the results of the study conducted pursuant to this section.

SEC. 24. REPORT ON TRIBAL GOVERNMENT PARTICIPATION IN HIDTA PROCESS.

(a) REPORT REQUIREMENT.—The Director of the Office of National Drug Control Policy shall prepare a report for Congress on the representation of tribal governments in the High Intensity Drug Trafficking Areas Program and in high intensity drug trafficking areas designated under that Program. The report shall include—

(1) a list of the tribal governments represented in the Program and a description of the participation by such governments in the Program;

(2) an explanation of the rationale for the level of representation by such governments; and

(3) recommendations by the Director for methods for increasing the number of tribal governments represented in the Program.

(b) DEADLINE.—The report prepared under subsection (a) shall be submitted not later than 1 year after the date of the enactment of this Act.

(c) DEFINITION.—In this section, the term ''High Intensity Drug Trafficking Areas Program'' means the program established under section 707 of the Office of National Drug Control Policy Reauthorization Act of 1998 (21 U.S.C. 1706)

SEC. 25. NATIONAL METHAMPHETAMINE INFORMATION CLEARINGHOUSE.

(a) SHORT TITLE.—This Act may be cited as the ''National Methamphetamine Information Clearinghouse Act of 2005''.

(b) DEFINITIONS.—In this section—

(1) the term ''Council'' means the National Methamphetamine Advisory Council established under subsection (c)(2)(A);

(2) the term ''drug endangered children'' means children whose physical, mental, or emotional health are at risk because of the production, use, or effects of methamphetamine by another person;

(3) the term ''National Methamphetamine Information Clearinghouse'' or ''NMIC'' means the information clearinghouse established under subsection (c)(1); and

(4) the term ''qualified entity'' means a State or local government, school board, or public health, law enforcement, nonprofit, or other nongovernmental organization providing services related to methamphetamine.

(c) ESTABLISHMENT OF CLEARINGHOUSE AND ADVISORY COUNCIL.—

(1) CLEARINGHOUSE.—There is established, under the supervision of the Director of National Drug Control Policy, an information clearinghouse to be known as the National Methamphetamine Information Clearinghouse.

(2) ADVISORY COUNCIL.—

(A) IN GENERAL.—There is established an advisory council to be known as the National Methamphetamine Advisory Council.

(B) MEMBERSHIP.—The Council shall consist of 10 members appointed by the Director of National Drug Control Policy—

(i) not fewer than three of whom shall be representatives of law enforcement agencies;

(ii) not fewer than four of whom shall be representatives of nongovernmental and nonprofit organizations providing services related to methamphetamine; and

(iii) one of whom shall be a representative of the Department of Health and Human Services.

(C) PERIOD OF APPOINTMENT; VACANCIES.—Members shall be appointed for three years. Any vacancy in the Council shall not affect its powers, but shall be filled in the same manner as the original appointment.

(d) NMIC REQUIREMENTS AND REVIEW.—

(1) IN GENERAL.—The NMIC shall promote sharing information regarding successful law enforcement, treatment, environmental, social services, and other programs related to the production, use, or effects of methamphetamine and grants available for such programs.

(2) COMPONENTS.—The NMIC shall include—

(A) a toll-free number; and

(B) a website that—

(i) provides information on the short-term and long-term effects of methamphetamine use;

(ii) provides information regarding methamphetamine treatment programs and programs for drug endangered children, including descriptions of successful programs and contact information for such programs;

(iii) provides information regarding grants for methamphetamine-related programs, including contact information and links to websites;

(iv) allows a qualified entity to submit items to be posted on the website regarding successful public or private programs or other useful information related to the production, use, or effects of methamphetamine;

(v) includes a restricted section that may only be accessed by a law enforcement organization that contains successful strategies, training techniques, and other information that the Council determines helpful to law enforcement agency efforts to combat the production, use or effects of methamphetamine;

(vi) allows public access to all information not in a restricted section; and

(vii) contains any additional information the Council determines may be useful in combating the production, use, or effects of methamphetamine.

(3) REVIEW OF POSTED INFORMATION.—

(A) IN GENERAL.—Not later than 30 days after the date of submission of an item by a qualified entity, the Council shall review an item submitted for posting on the website described in paragraph (2)(B)—

(i) to evaluate and determine whether the item, as submitted or as modified, meets the requirements for posting; and

(ii) in consultation with the Director of National Drug Control Policy, to determine whether the item should be posted in a restricted section of the website.

(B) DETERMINATION.—Not later than 45 days after the date of submission of an item, the Council shall—

(i) post the item on the website described in paragraph (2)(B); or

(ii) notify the qualified entity that submitted the item regarding the reason such item shall not be posted and modifications, if any, that the qualified entity may make to allow the item to be posted.

(4) AUTHORIZATION OF APPROPRIATIONS.—There are authorized to be appropriated—

(A) for fiscal year 2007—

(i) $1,000,000 to establish the NMIC and Council; and

(ii) such sums as are necessary for the operation of the NMIC and Council; and

(B) for each of fiscal years 2008 through 2011, such sums as are necessary for the operation of the NMIC and Council.

SEC. 26. REPORT ON SCHOOL DRUG TESTING.

(a) REPORT REQUIREMENT.—The Director of National Drug Control Policy shall prepare a report on drug testing in schools. The report shall include a list of secondary schools that have initiated drug testing from among those schools that have attended conferences on drug testing sponsored by the Office of National Drug Control Policy.

(b) DEADLINE.—Not later than 120 days after the date of the enactment of this Act, the Director of National Drug Control Policy shall submit to Congress the report required under subsection (a).

SEC. 27. REPORT ON METHAMPHETAMINE EPIDEMIC.

(a) REPORT REQUIREMENT.—The Director of National Drug Control Policy shall prepare a report on methamphetamine usage in the United States. The report shall describe the usage by zip code based on information obtained from industrial and school drug testing and seizures of clandestine laboratories.

(b) DEADLINE.—Not later than 120 days after the date of the enactment of this Act, the Director of National Drug Control Policy shall submit to Congress the report required under subsection (a).

SEC. 28. REPORT ON ONDCP PERFORMANCE BONUSES.

(a) REPORT REQUIREMENT.—The Director of National Drug Control Policy shall prepare a report on performance bonuses at the Office of National Drug Control Policy. The report shall include a list of employees who received performance bonuses, and the amount of such bonuses, for the period beginning on October 1, 2004, and ending on the date of submission of the report.

(b) DEADLINE.—Not later than 120 days after the date of the enactment of this Act, the Director of National Drug Control Policy shall submit to Congress the report required under subsection (a).

The bill, as amended, was ordered to be engrossed and read a third time, was read a third time by title.

The question being put, viva voce,

Will the House pass said bill?

The SPEAKER pro tempore, Mr. LAHOOD, announced that the yeas had it.

Mr. CUMMINGS demanded a recorded vote on passage of said bill, which demand was supported by one-fifth of a quorum, so a recorded vote was ordered.

The vote was taken by electronic device.

It was decided in the affirmative ..... { Yeas ..... 399 / Nays 5

¶15.15 [Roll No. 38]

AYES—399

Abercrombie
Ackerman
Aderholt
Akin
Alexander
Allen
Andrews
Baca
Baird
Baker
Baldwin
Barrett (SC)
Barrow
Bartlett (MD)
Barton (TX)
Bass
Bean
Beauprez
Becerra
Berkley
Berry
Biggert
Bilirakis
Bishop (NY)
Bishop (UT)
Blackburn
Blumenauer
Blunt
Boehlert
Boehner
Bonilla
Bonner
Bono
Boozman
Boren
Boswell
Boucher
Boustany
Boyd
Bradley (NH)
Brady (PA)
Brady (TX)
Brown (OH)
Brown (SC)
Brown, Corrine
Brown-Waite, Ginny
Burgess
Butterfield
Buyer
Calvert
Camp (MI)
Campbell (CA)
Cannon
Capito
Capps
Capuano
Cardin
Cardoza
Carnahan
Carson
Carter
Case
Castle
Chabot
Chandler
Chocola
Clay
Cleaver
Clyburn
Coble
Cole (OK)
Conaway
Conyers
Cooper
Costello
Cramer
Crenshaw
Crowley
Cubin
Cuellar
Culberson
Cummings
Davis (AL)
Davis (CA)
Davis (IL)
Davis (KY)
Davis (TN)
Davis, Jo Ann
Davis, Tom
DeFazio
DeGette
Delahunt
DeLauro
DeLay
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Dicks
Dingell
Doggett
Doolittle
Doyle
Drake
Dreier
Duncan
Edwards
Ehlers
Emanuel
Emerson
Engel
English (PA)
Eshoo
Etheridge
Everett
Farr
Fattah
Feeney
Ferguson
Filner
Fitzpatrick (PA)
Foley
Forbes
Fortenberry
Fossella
Foxx
Franks (AZ)
Frelinghuysen
Gallegly
Garrett (NJ)
Gerlach
Gibbons
Gilchrest
Gillmor
Gohmert
Goode
Goodlatte
Gordon
Granger
Graves
Green (WI)
Green, Al
Green, Gene
Grijalva
Gutierrez
Gutknecht
Hall
Harman
Harris
Hart
Hastings (FL)
Hastings (WA)
Hayes
Hayworth
Hefley
Hensarling
Herger
Herseth
Higgins
Hinchey
Hinojosa
Hobson
Hoekstra
Holden
Holt
Honda
Hooley
Hostettler
Hoyer
Hulshof
Hunter
Hyde
Inglis (SC)
Inslee
Israel
Issa
Istook
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Jindal
Johnson (CT)
Johnson (IL)
Johnson, E. B.
Johnson, Sam
Jones (OH)
Kanjorski
Kaptur
Keller
Kelly
Kennedy (MN)
Kennedy (RI)
Kildee
Kilpatrick (MI)
Kind
King (IA)
King (NY)
Kingston
Kirk
Kline
Knollenberg
Kolbe
Kucinich
Kuhl (NY)
LaHood
Langevin
Lantos
Larsen (WA)
Larson (CT)
Latham
LaTourette
Leach
Lee
Levin
Lewis (CA)
Lewis (GA)
Lewis (KY)
Lipinski
LoBiondo
Lofgren, Zoe
Lowey
Lucas
Lungren, Daniel E.
Lynch
Mack
Maloney
Manzullo
Marchant
Markey
Marshall
Matheson
Matsui
McCarthy
McCaul (TX)
McCollum (MN)
McCotter
McCrery
McGovern
McHenry
McHugh
McIntyre
McKeon
McKinney
McMorris
McNulty
Meehan
Meek (FL)
Meeks (NY)
Melancon
Mica
Michaud
Millender-McDonald
Miller (FL)
Miller (MI)
Miller (NC)
Miller, Gary
Miller, George
Mollohan
Moore (KS)
Moore (WI)
Moran (KS)
Moran (VA)
Murphy
Murtha
Musgrave
Myrick
Nadler
Napolitano
Neal (MA)
Neugebauer
Ney
Northup
Nunes
Nussle
Oberstar
Obey
Olver
Ortiz
Osborne
Otter
Owens
Pascrell
Pastor
Payne
Pearce
Pelosi
Pence
Peterson (MN)
Petri
Pickering
Pitts
Platts
Poe
Pombo
Pomeroy
Porter
Price (NC)
Pryce (OH)
Putnam
Radanovich
Rahall
Ramstad
Rangel
Regula
Rehberg
Reichert
Renzi
Reyes
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Ros-Lehtinen
Ross
Rothman
Roybal-Allard
Royce
Ruppersberger
Rush
Ryan (OH)
Ryan (WI)
Ryun (KS)
Sabo
Sánchez, Linda T.
Sanders
Saxton
Schakowsky
Schiff
Schmidt
Schwartz (PA)
Schwarz (MI)
Scott (GA)
Scott (VA)
Sensenbrenner
Serrano
Sessions
Shadegg
Shaw
Sherman
Sherwood
Shimkus
Shuster
Simmons
Simpson
Skelton
Slaughter
Smith (NJ)
Smith (TX)
Snyder
Sodrel
Solis
Souder
Spratt
Stearns
Strickland
Stupak
Sullivan
Tanner
Tauscher
Taylor (MS)
Taylor (NC)
Terry
Thomas
Thompson (CA)
Thompson (MS)
Thornberry
Tiahrt
Tiberi
Tierney
Towns
Turner
Udall (CO)
Udall (NM)
Upton
Van Hollen
Velázquez
Visclosky
Walden (OR)
Walsh
Wamp
Wasserman Schultz
Watson
Watt
Waxman
Weiner
Weldon (FL)
Weldon (PA)
Weller
Wexler
Whitfield
Wicker
Wilson (NM)
Wilson (SC)
Wolf
Woolsey
Wu
Wynn
Young (AK)
Young (FL)

NOES—5

Frank (MA)
McDermott
Paul
Stark
Waters

NOT VOTING—28

Bachus
Berman
Bishop (GA)
Burton (IN)
Cantor
Costa
Davis (FL)
Deal (GA)
Evans
Flake
Ford
Gingrey
Gonzalez
Jenkins
Jones (NC)
Linder
Norwood
Oxley
Pallone
Peterson (PA)
Price (GA)
Salazar
Sanchez, Loretta
Shays
Smith (WA)
Sweeney
Tancredo
Westmoreland

So the bill was passed.

A motion to reconsider the vote whereby said bill was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

¶15.16 ADJOURNMENT OVER

On motion of Mr. BOEHNER, by unanimous consent,

Ordered, That when the House adjourns today, it adjourn to meet on Monday, March 13, 2006, at 2 p.m.; and further, when the House adjourns on Monday, March 13, 2006, it adjourn to meet at 12:30 p.m. on Tuesday, March 14, 2006, for morning-hour debate.

¶15.17 ORDER OF BUSINESS—PROVIDING FOR A JOINT MEETING

On motion of Mr. BOEHNER, by unanimous consent,

Ordered, That at any time on Wednesday, March 15, 2006, for the Speaker to declare a recess, subject to the call of the Chair, for the purpose of receiving in joint meeting Her Excellency Ellen Johnson Sirleaf, President of the Republic of Liberia.

¶15.18 CALENDAR WEDNESDAY BUSINESS DISPENSED WITH

On motion of Mr. BOEHNER, by unanimous consent,

Ordered, That business in order for consideration on Wednesday, March 15, 2006, under clause 6, rule XV, the Calendar Wednesday rule, be dispensed with.

¶15.19 COMMITTEE ELECTION—MAJORITY

Mr. BOEHNER, by unanimous consent, submitted the following resolution (H. Res. 715):

Resolved, That the following Member be and is hereby elected to the following standing committee of the House of Representatives:

Committee on Agriculture: Mr. Sodrel.

When said resolution was considered and agreed to.

A motion to reconsider the vote whereby said resolution was agreed to was, by unanimous consent, laid on the table.

¶15.20 COMMITTEE RESIGNATION—MAJORITY

The SPEAKER pro tempore, Mr. CAMPBELL of California, laid before the House the following communication, which was read as follows:

CONGRESS OF THE UNITED STATES,
HOUSE OF REPRESENTATIVES,
Washington, DC, February 13, 2006.

Hon. J. DENNIS HASTERT,
Speaker of the House, House of Representatives, The Capitol, Washington, DC.

DEAR MR. SPEAKER, I hereby resign my position as a member of the House Office Building Commission effective immediately.

Sincerely,

TOM DELAY,
Member of Congress.

By unanimous consent, the resignation was accepted.

¶15.21 HOUSE OFFICE BUILDING COMMISSION

The SPEAKER pro tempore, Mr. CAMPBELL of California, announced that the Speaker, pursuant to 2 United States Code 2001, and the order of the House of December 18, 2005, on February 13, 2006, appointed the following Member of the House to the House Office Building Commission, to fill the existing vacancy thereon: Mr. BOEHNER.

Ordered, That the Clerk notify the Senate of the foregoing appointment.

¶15.22 MESSAGE FROM THE SENATE

A message from the Senate by Ms. Curtis, one of its clerks, announced that the Senate has passed without amendment a bill of the House of the following title:

H.R. 1053. An Act to authorize the extension of nondiscriminatory treatment (normal trade relations treatment) to the products of Ukraine.

¶15.23 BILL PRESENTED TO THE PRESIDENT

Karen L. Haas, Clerk of the House reports that on March 8, 2006, she presented to the President of the United States, for his approval, the following bill:

H.R. 3199. An Act to extend and modify authorities needed to combat terrorism, and for other purposes.

¶15.24 LEAVE OF ABSENCE

By unanimous consent, leave of absence was granted—

To Mr. BURTON of Indiana, for today;

To Mr. NORWOOD, for today; and

To Mr. SWEENEY, for today.

And then,

¶15.25 ADJOURNMENT

On motion of Mr. MEEK of Florida, pursuant to the previous order of the House, at 7 p.m., the House adjourned until 2 p.m. on Monday, March 13, 2006.

¶15.26 PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XII, public bills and resolutions were introduced and severally referred, as follows:

By Mr. MCKEON (for himself, Mr. TIBERI, Mr. KELLER, Mr. GEORGE MILLER of California, Mr. KILDEE, and Mr. HINOJOSA):

H.R. 4911. A bill to temporarily extend the programs under the Higher Education Act of 1965, and for other purposes; to the Committee on Education and the Workforce.

By Mr. NEY (for himself, Mr. FRANK of Massachusetts, Ms. WATERS, Mr. DAVIS of Alabama, Mr. NEUGEBAUER, and Mr. RENZI):

H.R. 4912. A bill to amend section 242 of the National Housing Act to extend the exemption for critical access hospitals under the FHA program for mortgage insurance for hospitals; to the Committee on Financial Services.

By Mr. FITZPATRICK of Pennsylvania (for himself and Mr. AL GREEN of Texas):

H.R. 4913. A bill to amend the Internal Revenue Code of 1986 to encourage the use of corrosion prevention and mitigation measures in the construction and maintenance of business property; to the Committee on Ways and Means.

By Mr. EVANS (for himself and Ms. BERKLEY):

H.R. 4914. A bill to amend title 38, United States Code, to remove certain limitations on attorney representation of claimants for veterans benefits in administrative proceedings before the Department of Veterans Affairs, and for other purposes; to the Committee on Veterans' Affairs.

By Mrs. MALONEY (for herself, Mr. SHAYS, Mr. FRANK of Massachusetts, and Mr. GUTIERREZ):

H.R. 4915. A bill to amend section 721 of the Defense Production Act of 1950 to implement certain recommendations relating to the review of certain mergers, acquisitions, or takeovers by or with any foreign person, and for other purposes; to the Committee on Financial Services, and in addition to the Committees on Energy and Commerce, and International Relations, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Ms. PRYCE of Ohio (for herself, Mr. FRANK of Massachusetts, Mrs. MALONEY, and Mrs. BIGGERT):

H.R. 4916. A bill to authorize United States participation in, and appropriations for, the United States contribution to the first replenishment of the resources of the Enterprise for the Americas Multilateral Investment Fund; to the Committee on Financial Services.

By Mr. BARROW (for himself, Mr. THOMPSON of Mississippi, and Mr. SKELTON):

H.R. 4917. A bill to amend the Defense Production Act of 1950 to require notification to Congress after receipt of written notification of proposed or pending mergers, acquisitions, or takeovers subject to investigation under such Act, and for other purposes; to the Committee on Financial Services, and in addition to the Committees on International Relations, Energy and Commerce, and Homeland Security, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. BRADY of Texas:

H.R. 4918. A bill to permit the issuance of tax-exempt bonds for air and water pollution control facilities; to the Committee on Ways and Means.

By Mr. CASTLE (for himself, Mrs. MUSGRAVE, and Mr. PLATTS):

H.R. 4919. A bill to extend the educational flexibility program under section 4 of the Education Flexibility Partnership Act of 1999; to the Committee on Education and the Workforce.

By Mr. CASTLE:

H.R. 4920. A bill to amend the Rules of the House of Representatives to reform the ethics process, and for other purposes; to the Committee on the Judiciary, and in addition to the Committees on House Administration, and Rules, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. DOGGETT (for himself and Mr. LEWIS of Georgia):

H.R. 4921. A bill to amend the Act popularly known as the Death on the High Seas Act to limit application of that Act to maritime accidents, and for other purposes; to the Committee on the Judiciary.

By Mrs. KELLY:

H.R. 4922. A bill to amend title 4, United States Code, to add National Korean War Veterans Armistice Day to the list of days on which the flag should especially be displayed; to the Committee on the Judiciary.

By Mr. KUCINICH (for himself, Mr. ABERCROMBIE, Ms. BALDWIN, Mr. CAPUANO, Ms. CARSON, Mr. CLAY, Mr. CLEAVER, Mr. CLYBURN, Mr. CONYERS, Mr. CUMMINGS, Mr. DAVIS of Illinois, Mr. DELAHUNT, Mr. FARR, Mr. FILNER, Mr. GRIJALVA, Mr. GUTIERREZ, Mr. HASTINGS of Florida, Mr. HINCHEY, Mr. HONDA, Ms. EDDIE BERNICE JOHNSON of Texas, Mr. KILDEE, Ms. KILPATRICK of Michigan, Mr. LANGEVIN, Ms. LEE, Mr. LEWIS of Georgia, Mr. MCGOVERN, Ms. MCKINNEY, Mr. MARKEY, Mr. MEEKS of New York, Ms. MOORE of Wisconsin, Mr. OBERSTAR, Mr. OLVER, Mr. OWENS, Mr. RANGEL, Mr. RUSH, Mr. SABO, Ms. SCHAKOWSKY, Mr. SERRANO, Mr. STARK, Mr. TOWNS, Ms. WATERS, Ms. WATSON, Mr. WATT, and Ms. WOOLSEY):

H.R. 4923. A bill to abolish the death penalty under Federal law; to the Committee on the Judiciary.

By Mr. LATHAM (for himself, Mr. LEACH, Mr. KING of Iowa, Mr. BOSWELL, Mr. NUSSLE, Mr. SABO, Mr. KENNEDY of Minnesota, Mr. PETERSON of Minnesota, Mr. GUTKNECHT, Mr. OBERSTAR, Mr. KLINE, and Mr. RAMSTAD):

H.R. 4924. A bill to award a Congressional Gold Medal to Dr. Norman E. Borlaug; to the Committee on Financial Services.

By Mr. MARKEY (for himself and Mrs. MALONEY):

H.R. 4925. A bill to improve whistleblower protections; to the Committee on Education and the Workforce, and in addition to the Committees on Armed Services, Government Reform, and the Judiciary, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Ms. NORTON:

H.R. 4926. A bill to amend the District of Columbia Home Rule Act to eliminate Congressional review of newly-passed District laws; to the Committee on Government Reform, and in addition to the Committee on Rules, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Ms. PRYCE of Ohio (for herself, Mr. MCCAUL of Texas, and Mr. CANNON):

H.R. 4927. A bill to amend the Public Health Service Act to advance medical research and treatments into pediatric cancers, ensure patients and families have access to the current treatments and information regarding pediatric cancers, establish a population-based national childhood cancer database, and promote public awareness of pediatric cancers; to the Committee on Energy and Commerce.

By Mr. ROSS (for himself, Mr. SCOTT of Virginia, Mr. DOYLE, and Mr. BERRY):

H.R. 4928. A bill to amend part D of title XVIII of the Social Security Act to provide for counting expenses for nonformulary drugs against the Medicare annual out-of-pocket threshold for costs for covered part D drugs; to the Committee on Energy and Commerce, and in addition to the Committee on Ways and Means, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. SABO:

H.R. 4929. A bill to amend section 721 of the Defense Production Act of 1950 to enhance the effectiveness of the investigations of certain mergers, acquisitions, and takeovers for national security implications, and for other purposes; to the Committee on Financial Services, and in addition to the Committees on Energy and Commerce, International Relations, and Intelligence (Permanent Select), for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. SAXTON (for himself and Mr. LOBIONDO):

H.R. 4930. A bill to amend title 49, United States Code, to clarify that State and local permitting requirements relating to the processing, sorting, or transporting of solid waste apply to rail carriers; to the Committee on Transportation and Infrastructure.

By Mr. SHAW (for himself, Mr. SWEENEY, Mr. KNOLLENBERG, and Mr. ROGERS of Kentucky):

H.R. 4931. A bill to direct the Federal Trade Commission to revise the regulations regarding the Do-not-call registry to prohibit politically-oriented recorded message telephone calls to telephone numbers listed on that registry; to the Committee on Energy and Commerce.

By Mr. STRICKLAND:

H.R. 4932. A bill to require businesses operating a call center to either initiate or receive telephone calls to disclose the location of such call center, and for other purposes; to the Committee on Energy and Commerce.

By Mr. STUPAK:

H.R. 4933. A bill to prevent acid mine drainage from sulfide mining into the Great Lakes; to the Committee on Transportation and Infrastructure.

By Mr. UDALL of Colorado:

H.R. 4934. A bill to amend the Carl D. Perkins Vocational and Technical Education

Act of 1998 to modify the definition of ''Indian student count''; to the Committee on Education and the Workforce.

By Mr. UDALL of Colorado:

H.R. 4935. A bill to designate as wilderness certain lands within the Rocky Mountain National Park and to adjust the boundaries of the Indian Peaks Wilderness and the Arapaho National Recreation Area on the Arapaho National Forest in the State of Colorado; to the Committee on Resources.

By Mr. UDALL of Colorado:

H.R. 4936. A bill to amend the Indian Self-Determination and Education Assistance Act to modify provisions relating to the National Fund for Excellence in American Indian Education; to the Committee on Education and the Workforce, and in addition to the Committee on Resources, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mrs. WILSON of New Mexico:

H.R. 4937. A bill to amend part D of title XVIII of the Social Security Act to provide for continuity of coverage of prescription drugs under Medicare prescription drug plans for full-benefit dual eligible individuals; to the Committee on Energy and Commerce, and in addition to the Committee on Ways and Means, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. WU:

H.R. 4938. A bill to amend title XVIII of the Social Security Act to extend the 2006 open enrollment period for Medicare prescription drug plans and to eliminate any late enrollment penalty for enrollments in such plans at any time during 2006; to the Committee on Energy and Commerce, and in addition to the Committee on Ways and Means, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. COOPER (for himself and Mr. PORTER):

H. Con. Res. 355. Concurrent resolution recognizing the benefits and importance of school-based music education, and for other purposes; to the Committee on Education and the Workforce.

By Mr. BOEHNER:

H. Res. 715. A resolution electing a certain Member to a certain standing committee of the House of Representatives; considered and agreed to.

By Mr. CANNON (for himself and Mr. DUNCAN):

H. Res. 716. A resolution expressing the sense of the House of Representatives regarding the establishment of a National Blood Reserve, and for other purposes; to the Committee on Energy and Commerce.

By Mr. GORDON (for himself, Mr. COSTELLO, Ms. EDDIE BERNICE JOHNSON of Texas, Ms. WOOLSEY, Ms. HOOLEY, Mr. UDALL of Colorado, Mr. WU, Mr. HONDA, Mr. MILLER of North Carolina, Mr. DAVIS of Tennessee, Mr. LIPINSKI, Ms. JACKSON-LEE of Texas, Mr. SHERMAN, Mr. BAIRD, Mr. MATHESON, Mr. COSTA, Mr. AL GREEN of Texas, Mr. MELANCON, Mr. MOORE of Kansas, and Mr. CARNAHAN):

H. Res. 717. A resolution directing the Secretary of Commerce to transmit to the House of Representatives a copy of a workforce globalization final draft report produced by the Technology Administration; to the Committee on Science.

By Mr. KUCINICH (for himself, Mr. LARSON of Connecticut, and Mr. BRADY of Pennsylvania):

H. Res. 718. A resolution requesting the President and directing the Secretary of Homeland Security to provide to the House of Representatives certain documents in their possession relating to the Dubai Ports World acquisition of 6 United States commercial ports leases; to the Committee on Financial Services.

By Mr. NADLER (for himself, Mrs. MALONEY, Mrs. LOWEY, Mrs. MCCARTHY, Mr. ENGEL, Mr. CROWLEY, Mr. ACKERMAN, Mr. HINCHEY, Mr. HIGGINS, Mr. SHAYS, Ms. BERKLEY, Mr. BROWN of Ohio, Mr. MCGOVERN, Mr. HOLT, and Mr. GRIJALVA):

H. Res. 719. A resolution honoring the life and legacy of Wendy Wasserstein; to the Committee on Government Reform.

By Mr. RYUN of Kansas (for himself, Mr. MOORE of Kansas, Mr. SCOTT of Georgia, Mr. TIAHRT, Mr. MORAN of Kansas, Mr. MEEKS of New York, Mrs. CHRISTENSEN, Mr. OWENS, Ms. MOORE of Wisconsin, Mrs. JONES of Ohio, Mr. BISHOP of Georgia, Mr. FORD, and Ms. WATSON):

H. Res. 720. A resolution honoring the life of Gordon Roger Alexander Buchanan Parks; to the Committee on Government Reform.

By Ms. SOLIS (for herself, Mr. SERRANO, Mr. MORAN of Virginia, Mr. HONDA, Mr. TOWNS, Ms. JACKSON-LEE of Texas, Mr. BACA, Mr. BECERRA, Mr. CARDOZA, Mr. COSTA, Mr. CUELLAR, Mr. GONZALEZ, Mr. GUTIERREZ, Mr. HINOJOSA, Mr. LANTOS, Mrs. NAPOLITANO, Mr. ORTIZ, Mr. PASTOR, Mr. CONYERS, Mr. GRIJALVA, Mr. HASTINGS of Florida, Mr. REYES, Ms. ROYBAL-ALLARD, Ms. KAPTUR, Mr. SALAZAR, Ms. LINDA T. SÃNCHEZ of California, Ms. LORETTA SANCHEZ of California, Ms. VELÃZQUEZ, Ms. BERKLEY, Ms. LEE, Ms. WASSERMAN SCHULTZ, Mr. WEXLER, Ms. WATSON, Mr. MEEKS of New York, Mr. BERMAN, Mr. MARKEY, Mr. KUCINICH, Mr. MCGOVERN, Ms. HARRIS, Mr. MCDERMOTT, Mrs. CHRISTENSEN, Ms. SCHAKOWSKY, Mr. CROWLEY, Mr. ENGEL, and Mr. VAN HOLLEN):

H. Res. 721. A resolution supporting the goals and ideals of a Salvadoran-American Day (El Dia del Salvadoreno) in recognition of all Salvadoran-Americans for their hard work, dedication, and contribution to the stability and well-being of the United States; to the Committee on Government Reform.

¶15.27 MEMORIALS

Under clause 3 of rule XII, memorials were presented and referred as follows:

269. The SPEAKER presented a memorial of the Senate of the State of Michigan, relative to Senate Resolution No. 95 memorializing the Congress of the United States to enact legislation reauthorizing the Ryan White CARE Act to provide comprehensive care for the neediest victims of HIV/AIDS; to the Committee on Energy and Commerce.

270. Also, a memorial of the House of Representatives of the Commonwealth of Pennsylvania, relative to House Resolution No. 411 memorializing the Congress of the United States to authorize the development of a secure electronic balloting system for active duty military personnel; to the Committee on House Administration.

271. Also, a memorial of the House of Representatives of the Commonwealth of Pennsylvania, relative to House Resolution No. 565 supporting the CORRIDORone regional rail proposal and encouraging its support by counties and municipalities in the region of the CORRIDORone project; to the Committee on Transportation and Infrastructure.

272. Also, a memorial of the Legislature of the State of Louisiana, relative to House Concurrent Resolution No. 24 memorializing the Congress of the United States to take such actions as are necessary to immediately close the Mississippi River Gulf Outlet and return the area to essential coastal wetlands and marshes and memorializing the Louisiana congressional delegation to file the necessary legislation to accomplish this closure; to the Committee on Transportation and Infrastructure.

273. Also, a memorial of the Legislature of the State of Louisiana, relative to House Concurrent Resolution No. 32 memorializing the Congress of the United States to take such actions as are necessary to close the Mississippi River Gulf Outlet; to the Committee on Transportation and Infrastructure.

274. Also, a memorial of the House of Representatives of the Commonwealth of Pennsylvania, relative to House Resolution No. 461 memorializing the Congress of the United States to revise the requirement that applicants for hunting and fishing licenses provide their Social Security numbers; to the Committee on Ways and Means.

¶15.28 ADDITIONAL SPONSORS

Under clause 7 of rule XII, sponsors were added to public bills and resolutions as follows:

H.R. 65: Mr. HAYES.
H.R. 97: Mr. CONYERS.
H.R. 159: Mr. FATTAH.
H.R. 161: Mr. FATTAH.
H.R. 164: Mr. FATTAH.
H.R. 170: Mr. YOUNG of Florida.
H.R. 202: Mr. CASE.
H.R. 282: Mr. PASTOR and Mr. CAMPBELL of California.
H.R. 303: Mr. RAMSTAD.
H.R. 311: Mr. CLYBURN.
H.R. 398: Mr. THOMPSON of Mississippi.
H.R. 475: Ms. LEE.
H.R. 478: Mr. MARKEY, Mr. BISHOP of Georgia, Mr. WYNN, Mr. HASTINGS of Florida, Mrs. MALONEY, Mr. BERMAN, Mr. BROWN of Ohio, Ms. WOOLSEY, Mr. LEWIS of Georgia, and Mr. CLAY.
H.R. 533: Mr. MEEHAN.
H.R. 550: Mr. RUPPERSBERGER.
H.R. 552: Mr. PICKERING and Mr. CANNON.
H.R. 561: Mr. GRIJALVA.
H.R. 583: Mr. WICKER, Mr. SENSENBRENNER, and Mr. WOLF.
H.R. 801: Mr. VAN HOLLEN.
H.R. 817: Mr. FOLEY, Mr. DENT, Mr. CRAMER, and Mr. BARRETT of South Carolina.
H.R. 838: Mr. HIGGINS and Mr. DINGELL.
H.R. 864: Mr. MICHAUD, Mr. FITZPATRICK of Pennsylvania, Mr. SNYDER, and Mr. MOORE of Kansas.
H.R. 874: Mr. FEENEY.
H.R. 880: Mr. DAVIS of Tennessee.
H.R. 898: Mr. LEACH, Mr. TOWNS, and Ms. JACKSON-LEE of Texas.
H.R. 986: Mr. MURPHY.
H.R. 1241: Mr. GRIJALVA and Mr. KUHL of New York.
H.R. 1302: Mr. SHERMAN.
H.R. 1306: Mrs. TAUSCHER, Mr. CRENSHAW, and Mr. PASTOR.
H.R. 1329: Mr. PLATTS.
H.R. 1333: Mr. LEWIS of Kentucky.
H.R. 1356: Mr. SIMMONS and Mrs. JOHNSON of Connecticut.
H.R. 1401: Mr. VAN HOLLEN.
H.R. 1504: Mr. CONYERS.
H.R. 1548: Mr. ROTHMAN and Mr. HOYER.
H.R. 1578: Ms. LINDA T. SANCHEZ of California.
H.R. 1633: Mrs. JO ANN DAVIS of Virginia.
H.R. 1639: Mr. MCINTYRE and Mr. MORAN of Virginia.
H.R. 1652: Mrs. BIGGERT.
H.R. 1814: Mrs. BIGGERT.
H.R. 1951: Mr. CONYERS.
H.R. 2047: Mr. RENZI.
H.R. 2070: Mr. MEEHAN.

H.R. 2121: Mr. ENGEL and Mr. BONNER.
H.R. 2134: Mr. HOYER.
H.R. 2177: Ms. BEAN.
H.R. 2257: Mr. NEAL of Massachusetts.
H.R. 2330: Mr. SIMMONS, Mr. WELDON of Pennsylvania, Mr. FILNER, Mr. EMANUEL, and Mr. RANGEL.
H.R. 2386: Mr. KINGSTON, Mr. CHANDLER, Mr. UDALL of Colorado, and Mr. ROGERS of Kentucky.
H.R. 2410: Mr. ROTHMAN.
H.R. 2416: Mr. VISCLOSKY.
H.R. 2421: Mr. SNYDER.
H.R. 2429: Ms. HERSETH and Mrs. LOWEY.
H.R. 2471: Mr. BAKER.
H.R. 2561: Mr. FATTAH and Mr. PETERSON of Minnesota.
H.R. 2719: Mr. SCHIFF.
H.R. 2780: Mr. EVANS.
H.R. 2861: Mr. LANTOS, Mr. DAVIS of Illinois, Mr. SANDERS, and Mr. BACHUS.
H.R. 2928: Mr. BAIRD and Mr. MOORE of Kansas.
H.R. 2952: Ms. HARMAN.
H.R. 2962: Mr. CONYERS.
H.R. 3019: Mr. LEWIS of Kentucky, Mr. SAM JOHNSON of Texas, Mr. HERGER, and Mr. BECERRA.
H.R. 3037: Mr. HINCHEY and Ms. WOOLSEY.
H.R. 3098: Mr. BOOZMAN, Mr. KLINE, and Mr. HINOJOSA.
H.R. 3127: Mr. REICHERT, Mr. CONYERS, Mr. DELAHUNT, Mr. RUSH, and Mr. LOBIONDO.
H.R. 3145: Ms. JACKSON-LEE of Texas and Mr. BARROW.
H.R. 3159: Mr. COSTELLO, Mr. WELDON of Pennsylvania, Ms. CARSON, Mr. KIND, Mr. LAHOOD, and Mr. RAHALL.
H.R. 3248: Mr. FATTAH, Mr. WAXMAN, Mr. GENE GREEN of Texas, and Mr. MCINTYRE.
H.R. 3267: Ms. LINDA T. SÁNCHEZ of California.
H.R. 3352: Mr. CONYERS.
H.R. 3361: Mr. CAMP of Michigan.
H.R. 3380: Ms. SCHAKOWSKY.
H.R. 3476: Mr. RANGEL.
H.R. 3550: Ms. SOLIS, Ms. WOOLSEY, Mr. HINCHEY, Mr. RAMSTAD, Mr. SNYDER, Mr. PLATTS, Mr. GENE GREEN of Texas, Mr. BAIRD, Mr. LYNCH, Mr. STUPAK, Mrs. MCCARTHY, Mrs. CAPPS, Ms. BORDALLO, Mr. PALLONE, Mr. DENT, Ms. LINDA T. SÁNCHEZ of California, Mr. ROSS, Mr. MCINTYRE, Mr. DICKS, Mr. CARDIN, Mr. VAN HOLLEN, and Mr. KUCINICH.
H.R. 3559: Mr. LARSON of Connecticut.
H.R. 3576: Mr. RUPPERSBERGER, Mr. PAYNE, Ms. WOOLSEY, Ms. SCHAKOWSKY, Mr. JEFFERSON, and Mr. WAXMAN.
H.R. 3579: Mr. MILLER of Florida.
H.R. 3598: Mr. FATTAH.
H.R. 3628: Mr. CLAY.
H.R. 3640: Mrs. LOWEY.
H.R. 3641: Mrs. LOWEY.
H.R. 3658: Ms. CORRINE BROWN of Florida, Mr. CROWLEY, Ms. SCHAKOWSKY, and Mr. SERRANO.
H.R. 3717: Mr. LEWIS of Kentucky.
H.R. 3838: Ms. SOLIS.
H.R. 3858: Mr. DENT.
H.R. 3907: Mrs. CUBIN.
H.R. 3936: Mr. MEEHAN.
H.R. 4005: Mr. NEY, Mrs. CAPPS, Mr. PORTER, and Mr. LOBIONDO.
H.R. 4019: Mr. CAMP of Michigan.
H.R. 4022: Mr. PRICE of North Carolina and Mr. FRANK of Massachusetts.
H.R. 4033: Mr. HONDA, Mr. FITZPATRICK of Pennsylvania and Mr. GALLEGLY.
H.R. 4042: Mr. FORD.
H.R. 4045: Mr. TOWNS and Mr. RANGEL.
H.R. 4121: Mr. PENCE.
H.R. 4140: Mr. BERMAN and Mr. GENE GREEN of Texas.
H.R. 4156: Mr. SKELTON and Mr. DOYLE.
H.R. 4211: Mr. RANGEL.
H.R. 4217: Mr. ISSA and Mr. PETRI.
H.R. 4222: Mr. MOORE of Kansas.
H.R. 4227: Mr. SHUSTER and Mr. POMEROY.
H.R. 4229: Mr. MCDERMOTT.
H.R. 4282: Mr. KUHL of New York.
H.R. 4298: Ms. SCHAKOWSKY.
H.R. 4318: Mr. MURPHY.
H.R. 4332: Mr. POE.
H.R. 4341: Mr. LUCAS.
H.R. 4366: Mr. MARIO DIAZ-BALART of Florida.
H.R. 4372: Mr. RUPPERSBERGER.
H.R. 4400: Mr. BROWN of South Carolina.
H.R. 4421: Mr. ENGLISH of Pennsylvania.
H.R. 4493: Mr. GRIJALVA.
H.R. 4547: Mr. BOUCHER, Mr. FORBES, Mr. BROWN of South Carolina, and Mrs. MILLER of Michigan.
H.R. 4609: Ms. SCHAKOWSKY.
H.R. 4666: Ms. HART and Mr. KANJORSKI.
H.R. 4681: Ms. FOXX, Mr. ROTHMAN, Mr. BROWN of Ohio, Ms. SCHWARTZ of Pennsylvania, Mr. POMBO, Ms. MATSUI, Ms. LINDA T. SÁNCHEZ of California, Mr. FEENEY, Mr. GENE GREEN of Texas, Mr. ANDREWS, Mr. NUNES, Mr. FORBES, Mr. HASTINGS of Washington, Mr. CONAWAY, Mr. RUSH, Mr. MCINTYRE, Mr. CAMPBELL of California, and Mr. BISHOP of Georgia.
H.R. 4704: Mr. MOORE of Kansas.
H.R. 4709: Mr. COSTELLO.
H.R. 4720: Mr. BERMAN, Mrs. BONO, Mr. ISSA, Mrs. NAPOLITANO, Mr. POMBO, Mr. RADANOVICH, Mr. SHERMAN, Mr. WAXMAN, Mr. CALVERT, Mr. GARY G. MILLER of California, Mr. DREIER, Mr. MCKEON, Mr. LEWIS of California, Mr. CAMPBELL of California, Mr. ROYCE, and Mr. ROHRABACHER.
H.R. 4727: Mr. PLATTS.
H.R. 4740: Mrs. CUBIN.
H.R. 4747: Mr. RUPPERSBERGER, Mr. MCDERMOTT, and Ms. JACKSON-LEE of Texas.
H.R. 4755: Mr. UDALL of Colorado, Mr. KANJORSKI, Mr. WEINER, Mr. WEXLER, Mr. SERRANO, Mr. UDALL of New Mexico, Mr. LINCOLN DIAZ-BALART of Florida, Ms. HOOLEY, and Mr. MCNULTY.
H.R. 4760: Mr. MOORE of Kansas and Mr. CLEAVER.
H.R. 4761: Mr. EVERETT, Mr. DELAY, Mr. THORNBERRY, Mr. MARCHANT, Mr. BRADY of Texas, Mr. WILSON of South Carolina, Mr. SHUSTER, Mr. CUELLAR, Mr. BONILLA, Mr. POE, Mr. GOHMERT, and Mr. BURGESS.
H.R. 4772: Mr. KELLER.
H.R. 4773: Mr. DAVIS of Illinois and Mr. RUPPERSBERGER.
H.R. 4775: Mr. POE and Mr. PETERSON of Minnesota.
H.R. 4776: Mr. WHITFIELD and Mr. SAM JOHNSON of Texas.
H.R. 4780: Mr. CLAY.
H.R. 4781: Mr. RUPPERSBERGER.
H.R. 4790: Mr. MANZULLO.
H.R. 4793: Mr. OLVER, Mr. MICHAUD, Mr. RAMSTAD, and Mr. KENNEDY of Minnesota.
H.R. 4794: Mr. SANDERS, Mr. STARK, Mr. CHANDLER, Mr. DOGGETT, Ms. JACKSON-LEE of Texas, Mr. PAYNE, Mr. JEFFERSON, and Ms. SCHAKOWSKY.
H.R. 4798: Mr. HONDA.
H.R. 4799: Mr. PLATTS.
H.R. 4806: Mr. WELDON of Pennsylvania.
H.R. 4813: Mr. PASTOR and Mr. CAPUANO.
H.R. 4824: Mr. LOBIONDO.
H.R. 4828: Mr. PETERSON of Minnesota.
H.R. 4830: Mrs. BONO and Mrs. MILLER of Michigan.
H.R. 4834: Mr. MCCOTTER.
H.R. 4859: Mr. DANIEL E. LUNGREN of California and Mr. CLEAVER.
H.R. 4867: Mr. CLAY, Mr. SAXTON, Mr. ENGLISH of Pennsylvania, Mr. HINCHEY, Mr. LARSON of Connecticut, Mrs. MILLER of Michigan, and Mr. CASTLE.
H.R. 4873: Mr. PICKERING and Mrs. MALONEY.
H.R. 4881: Mr. GORDON and Mr. BARROW.
H.R. 4890: Mr. MARIO DIAZ-BALART of Florida, Mr. HEFLEY, Mr. GINGREY, Mr. AKIN, Mr. PORTER, Mr. CASTLE, Mr. TANCREDO, Mr. MCCAUL of Texas, Mr. FRANKS of Arizona, and Mr. COBLE.
H.R. 4899: Ms. PELOSI, Mr. RAHALL, and Ms. CORRINE BROWN of Florida.
H.R. 4902: Mr. SHIMKUS, Mr. SMITH of Texas, Mr. PETRI, Mr. HAYWORTH, Mr. LAHOOD, Mr. KING of Iowa, Mr. CARTER, Mr. KLINE, Mr. SHAYS, Mr. AL GREEN of Texas, Mr. DEAL of Georgia, Mr. CONAWAY, Mr. HYDE, Mr. WHITFIELD, Mr. TIBERI, Mr. MARCHANT, Mr. BOEHLERT, Mr. MCCOTTER, Mr. FRELINGHUYSEN, Mr. WESTMORELAND, Mr. DELAY, Mr. BLUNT, Mr. HOEKSTRA, Mr. THORNBERRY, Mr. SIMMONS, Mr. GILCHREST, Mr. BAIRD, Mr. WALDEN of Oregon, Mr. DREIER, Mr. EHLERS, Mr. MANZULLO, Mr. BOUSTANY, Mr. PUTNAM, Mr. KNOLLENBERG, Mr. STUPAK, Mr. PENCE, Mr. MCGOVERN, Mr. NEUGEBAUER, Mr. WILSON of South Carolina, Mr. PITTS, Mr. GUTKNECHT, Mr. BRADY of Texas, Mr. ISSA, Mr. GINGREY, Mr. CHOCOLA, Mr. REYES, Mr. GERLACH, Mr. TANCREDO, Mr. OSBORNE, Mr. JONES of North Carolina, Mr. MCKEON, Mr. ENGLISH of Pennsylvania, Mr. HEFLEY, Mr. COLE of Oklahoma, Mr. MARSHALL, Mr. BOEHNER, Mr. KINGSTON, Mr. RANGEL, Mr. SMITH of New Jersey, Ms. JACKSON-LEE of Texas, Mr. WELDON of Florida, and Mr. CANTOR.
H.J. Res. 53: Mr. CHOCOLA.
H.J. Res. 55: Mr. PALLONE, and Ms. EDDIE BERNICE JOHNSON of Texas.
H.J. Res. 78: Mr. EVANS.
H. Con. Res. 138: Mr. LEACH.
H. Con. Res. 197: Ms. ZOE LOFGREN of California.
H. Con. Res. 282: Mrs. CHRISTENSEN.
H. Con. Res. 287: Mr. KENNEDY of Rhode Island, Mr. JEFFERSON, Mr. KIND, Mr. WYNN, Mr. MCINTYRE, and Mr. SCHIFF.
H. Con. Res. 320: Mr. ENGLISH of Pennsylvania.
H. Con. Res. 328: Mr. HAYWORTH, Mr. MCCAUL of Texas, Mr. BURTON of Indiana, Mrs. BONO, Mr. PENCE, and Mr. MARIO DIAZ-BALART of Florida.
H. Con. Res. 339: Mr. PEARCE, Mr. ISTOOK, Mr. KUHL of New York, Mr. BURTON of Indiana, and Mr. MILLER of Florida.
H. Con. Res. 340: Mr. PALLONE, Mr. WOLF, and Mr. MCGOVERN.
H. Con. Res. 353: Ms. JACKSON-LEE of Texas, Mr. CONYERS, Mr. OWENS, Mrs. JONES of Ohio, Ms. CORRINE BROWN of Florida, Mr. BISHOP of Georgia, Mr. RANGEL, Mr. RUSH, Mr. LEWIS of Georgia, Mr. WYNN, Ms. KILPATRICK of Michigan, Mr. CLYBURN, Mr. JEFFERSON, Ms. WATSON, Mr. CROWLEY, Mrs. CHRISTENSEN, and Mr. HINCHEY.
H. Con. Res. 354: Mr. MCKEON and Mr. KING of New York.
H. Res. 305: Mr. HOLT and Mr. BROWN of Ohio.
H. Res. 327: Mr. GRIJALVA.
H. Res. 498: Mr. LAHOOD, Mr. MCGOVERN, Mr. SOUDER, and Mr. WELDON of Pennsylvania.
H. Res. 526: Mr. SAXTON.
H. Res. 603: Mr. BACA.
H. Res. 635: Mr. CAPUANO and Mr. SANDERS.
H. Res. 636: Ms. MCKINNEY.
H. Res. 637: Ms. MCKINNEY.
H. Res. 675: Ms. WOOLSEY.
H. Res. 691: Mr. BERMAN, Mr. BISHOP of New York, and Mr. RANGEL.
H. Res. 700: Mr. AL GREEN of Texas, Mr. RANGEL, Mr. LINDER, and Mr. GERLACH.
H. Res. 707: Mr. MCNULTY.

MONDAY, MARCH 13, 2006 (16)

¶16.1 APPOINTMENT OF SPEAKER PRO TEMPORE

The House was called to order by the SPEAKER pro tempore, Mr. WOLF, who laid before the House the following communication:

WASHINGTON, DC,
March 13, 2006.

I hereby appoint the Honorable FRANK R. WOLF to act as Speaker pro tempore on this day.

J. DENNIS HASTERT,
Speaker of the House of Representatives

¶16.2 APPROVAL OF THE JOURNAL

The SPEAKER pro tempore, Mr. WOLF, announced he had examined and approved the Journal of the proceedings of Thursday, March 9, 2006.

Pursuant to clause 1, rule I, the Journal was approved.

¶16.3 COMMUNICATIONS

Executive and other communications, pursuant to clause 8, rule XII, were referred as follows:

6629. A letter from the Administrator, FSIS, Department of Agriculture, transmitting the Department's final rule—Ante-Mortem Inspection of Horses [Docket No. 05-0361IF; FDMS Docket Number FSIS-2005-0040] (RIN: 0583-AD21) received February 21, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

6630. A letter from the Team Chief, ABCMR, Department of Defense, transmitting the Department's final rule—Personnel Review Board (RIN: 0702-AA51) received January 30, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Armed Services.

6631. A letter from the Publications Control Officer, Department of the Army, Department of Defense, transmitting the Department's final rule—Obtaining Information From Financial Institutions (RIN: 0702-AA49) received January 17, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Armed Services.

6632. A letter from the Counsel for Legislation and Regulations, Department of Housing and Urban Development, transmitting the Department's final rule—Consolidated Plan Revisions and Updates [Docket No. FR-4923-F-02] (RIN: 2501-AD07) received February 22, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Financial Services.

6633. A letter from the Counsel for Legislation and Regulations, Department of Housing and Urban Development, transmitting the Department's final rule—Amendments to HUD Acquisition Regulations (HUDAR) [Docket No. FR-4705-P-01; HUD-2006-0002] (RIN: 2535-AA26) received January 30, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Financial Services.

6634. A letter from the Counsel for Legislation and Regulations, Department of Housing and Urban Development, transmitting the Department's final rule—Eligibility of Students for Assisted Housing Under Section 8 of the U.S. Housing Act of 1937 [Docket No. FR-5036-F-01] (RIN: 2501-AD19) received January 3, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Financial Services.

6635. A letter from the Counsel for Legislation and Regulations, Department of Housing and Urban Development, transmitting the Department's final rule—Revisions to FHA Credit Watch Termination Initiative [Docket No. FR-4625-F-03] (RIN: 2502-AH60) received February 14, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Financial Services.

6636. A letter from the Counsel for Legislation and Regulations, Department of Housing and Urban Development, transmitting the Department's final rule—Renewal of Expiring Section 8 Project-Based Assistance Contracts [Docket No. FR-4551-F-01] (RIN: 2502-AH47) received January 24, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Financial Services.

6637. A letter from the Attorney, Office of Assistant General Counsel for Legislation and Regulatory Law, Department of Energy, transmitting the Department's final rule—Chronic Beryllium Disease Prevention Program; Worker Safety and Health Program [Docket No. EH-RM-04-WSHP] (RIN: 1901-AA99) received February 14, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

6638. A letter from the Regulations Coordinator, Department of Health and Human Services, transmitting the Department's final rule—HIPAA Administrative Simplification: Enforcement (RIN: 0991-AB29) received February 17, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

6639. A letter from the Program Analyst, NHTSA, Department of Transportation, transmitting the Department's final rule—Federal Motor Vehicle Safety Standards; Transmission Shift Position Sequence, Starter Interlock, and Transmission Braking Effect [DOT Docket No. NHTSA-05-23407] (RIN: 2127-AJ74) received January 24, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

6640. A letter from the Program Analyst, NHTSA, Department of Transportation, transmitting the Department's final rule—Anthropomorphic Test Devices; Hybrid III 6-year-old Weighted Child Test Dummy [Docket No. NHTSA-2004-18075] (RIN: 2127-AJ79) received February 13, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

6641. A letter from the Program Analyst, NHTSA, Department of Transportation, transmitting the Department's final rule—Federal Motor Vehicle Safety Standards; Tires [Docket No. NHTSA-2005-23439] (RIN: 2127-AJ65) received January 24, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

6642. A letter from the Director, Office of Personnel Management, transmitting the Office's final rule—Excepted Service—Temporary Organizations (RIN: 3206-AJ70) received February 23, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Government Reform.

6643. A letter from the Director, Office of Personnel Management, transmitting the Office's final rule—Examining System (RIN: 3206-AK35) received January 20, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Government Reform.

6644. A letter from the Director, Office of Personnel Management, transmitting the Office's final rule—Prevailing Rate Systems; Environmental Differential Pay for Asbestos Exposure (RIN: 3206-AK64) received February 23, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Government Reform.

6645. A letter from the Acting Director, Office of Surfacing Mining, Department of the Interior, transmitting the Department's final rule—West Virginia Regulatory Program [WV-106-FOR] received February 27, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Resources.

6646. A letter from the Acting Director, Office of Surface Mining, Department of the Interior, transmitting the Department's final rule—West Virginia Regulatory Program [WV-106-FOR] received February 23, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Resources.

6647. A letter from the Acting Assistant Secretary for Fish and Wildlife and Parks, Department of the Interior, transmitting the Department's final rule—Migratory Bird Subsistence Harvest in Alaska; Harvest Regulations for Migratory Birds in Alaska During the 2006 Season (RIN: 1018-AU39) received March 3, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Resources.

6648. A letter from the Acting Principal Deputy Assistant Secretary, Bureau of Indian Affairs, Department of the Interior, transmitting the Department's final rule—Reindeer in Alaska (RIN: 1076-AE37) received January 9, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Resources.

6649. A letter from the Acting Director, Office of Surface Mining, Department of the Interior, transmitting the Department's final rule—Texas Regulatory Program [Docket No. TX-055-FOR] received February 17, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Resources.

6650. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule—Hazardous Materials Training Requirements; Correction [Docket No. FAA-2003-15085; Amendment Nos. 121-318 and 145-25] (RIN: 2120-AG75) received January 24, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

6651. A letter from the FMCSA Regulatory Ombudsman, Department of Transportation, transmitting the Department's final rule—Commercial Driver's License Standards; School Bus Endorsement [Docket No. FMCSA-2005-21603] (RIN: 2126-AA94) received January 24, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

6652. A letter from the Assistant Chief Counsel, PHMSA, Department of Transportation, transmitting the Department's final rule—Hazardous Materials: Requirements for Lighters and Lighter Refills [Docket No. RSPA-2004-18795; (HM-237)] (RIN: 2137-AD88) received February 13, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

6653. A letter from the Program Analyst, NHTSA, Department of Transportation, transmitting the Department's final rule—Incentive Grant Criteria for Occupant Protection Programs; final rule [Docket No. NHTSA-2005-22879] (RIN: 2127-AJ72) received January 24, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

6654. A letter from the FHWA Regulations Officer, Department of Transportation, transmitting the Department's final rule—Project Authorization and Agreements [FHWA Docket No. FHWA-2005-20764] (RIN: 2125-AF05) received February 13, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

6655. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule—FAA Accident and Incident Data System Records Expunction Policy—received February 15, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

6656. A letter from the Assistant Administrator for Procurement, National Aeronautics and Space Administration, transmitting the Administration's final rule—Change in Definition of Head of the Contracting Activity (RIN: 2700-AD21) received February 27, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Science.

6657. A letter from the Assistant Secretary for Veterans' Employment and Training, Department of Labor, transmitting the Department's final rule—Uniformed Service Employment and Reemployment Rights Act of 1994, As Amended [Docket No. VETS-U-04] (RIN: 1293-AA09) received January 17, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Veterans' Affairs.

6658. A letter from the Office of Regulation Policy and Management, Department of Veterans' Affairs, transmitting the Department's final rule—Traumatic Injury Protection Rider to Servicemembers' Group Life Insurance (RIN: 2900-AM36) received January 3, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Veterans' Affairs.

6659. A letter from the Secretary for Regulation Policy and Management, Department of Veterans' Affairs, transmitting the Department's final rule—Filipino Veterans' Benefits Improvements (RIN: 2900-AK65) received February 15, 2005, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Veterans' Affairs.

6660. A letter from the Director, Regulations and Rulings Division, Alcohol & Tobacco Tax & Trade Bureau, Department of the Treasury, transmitting the Department's final rule—Establishment of the Rattlesnake Hills Viticultural Area (2004R-678P) [T.D. TTB-43; RE: Notice No. 47] (RIN: 1513-AA77) received February 27, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

6661. A letter from the Director, Regulations and Rulings Division, Alcohol & Tobacco Tax & Trade Bureau, Department of the Treasury, transmitting the Department's final rule—Establishment of the Covelo Viticultural Area (2003R-412P) [T.D. TTB-42; Re: Notice No. 32] (RIN: 1513-AA90) received February 27, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

6662. A letter from the Chief, Trade and Commercial Regulations Bureau, Bureau of Customs and Border Protection, Department of Homeland Security, transmitting the Department's final rule—Dominican Republic—Central America—United States Free Trade Agreement [USCBP-2006-0012] (RIN: 1505-AB64) received March 3, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

6663. A letter from the Chief, Border Security Regulations Branch, Department of Homeland Security, transmitting the Department's final rule—Extension of Port Limits of Rockford, Illinois [CBP Dec. 05-38] received January 11, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

6664. A letter from the Chief, Publications and Regulations Branch, Internal Revenue Service, transmitting the Service's final rule—Energy Efficient Home Credit; Manufactured Homes [Notice 2006-28] received February 27, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

6665. A letter from the Chief, Publications and Regulations Branch, Internal Revenue Service, transmitting the Service's final rule—Credit for Nonbusiness Energy Property [Notice 2006-26] received February 27, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

6666. A letter from the Chief, Publications and Regulations Branch, Internal Revenue Service, transmitting the Service's final rule—Certification of Energy Efficient Home Credit [Notice 2006-27] received February 27, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

6667. A letter from the Chief, Publications and Regulations Branch, Internal Revenue Service, transmitting the Service's final rule—Qualifying Gasification Project Program [Notice 2006-25] received February 27, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

6668. A letter from the Chief, Publications and Regulations Branch, Internal Revenue Service, transmitting the Service's final rule—Qualifying Advanced Coal Project Program [Notice 2006-24] received February 27, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

6669. A letter from the Chief, Publications and Regulations Branch, Internal Revenue Service, transmitting the Service's final rule—Special Rules Regarding Certain Section 951 Pro Rata Share Allocations [TD 9251] (RIN: 1545-BE71) received February 27, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

6670. A letter from the Chief, Publications and Regulations Branch, Internal Revenue Service, transmitting the Service's final rule—Last-in, First-out Inventories (Rev. Rul. 2006-8) received February 27, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

6671. A letter from the Chief, Publications and Regulations Branch, Internal Revenue Service, transmitting the Service's final rule—Procedures for administrative review of a determination that an authorized recipient has failed to safeguard tax returns or return information [TD 9252] (RIN: 1545-BF22) received February 29, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

6672. A letter from the Chief, Publications and Regulations Branch, Internal Revenue Service, transmitting the Service's final rule—Guidance Regarding Reporting WHFITs [Notice 2006-29] received February 29, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

6673. A letter from the Office of Regulation Policy and Management, Department of Veterans' Affairs, transmitting the Department's final rule—Reservists' Education: Revision of Eligibility Requirements for the Montgomery GI BIll—Selected Reserve (RIN: 2900-AL69) received January 9, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); jointly to the Committees on Armed Services and Veterans' Affairs.

6674. A letter from the Acting Deputy Assistant Administrator, Office of Diversion Control, Drug Enforcement Administration, transmitting the Administration's final rule—Implementation of the Anabolic Steroid Control Act of 2004 [Docket No. DEA-264] (RIN: 1117-AA95) received January 23, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); jointly to the Committees on Energy and Commerce and the Judiciary.

¶16.4 COMMUNICATION FROM THE CLERK—MESSAGE FROM THE PRESIDENT

The SPEAKER pro tempore, Mr. WOLF, laid before the House a communication, which was read as follows:

OFFICE OF THE CLERK,
HOUSE OF REPRESENTATIVES,
Washington, DC, March 13, 2006.

Hon. J. DENNIS HASTERT,
The Speaker, House of Representatives, Washington, DC.

DEAR MR. SPEAKER: Pursuant to the permission granted in Clause 2(h) of Rule II of the Rules of the U.S. House of Representatives, I have the honor to transmit a sealed envelope received from the White House on March 13, 2006, at 12:38 p.m. and said to contain a message from the President whereby he notifies the Congress he has extended the national emergency with respect to Iran.

With best wishes, I am

Sincerely,

KAREN L. HAAS,
Clerk of the House.

¶16.5 NATIONAL EMERGENCY WITH RESPECT TO IRAN

The Clerk then read the message from the President, as follows:

To the Congress of the United States:

Section 202(d) of the National Emergencies Act (50 U.S.C. 1622(d)) provides for the automatic termination of a national emergency unless, prior to the anniversary date of its declaration, the President publishes in the *Federal Register* and transmits to the Congress a notice stating that the emergency is to continue in effect beyond the anniversary date. In accordance with this provision, I have sent the enclosed notice to the *Federal Register* for publication, stating that the Iran emergency declared on March 15, 1995, is to continue in effect beyond March 15, 2006. The most recent notice continuing this emergency was published in the *Federal Register* on March 14, 2005 (70 *FR* 12581).

The crisis between the United States and Iran constituted by the actions and policies of the Government of Iran that led to the declaration of a national emergency on March 15, 1995, has not been resolved. The actions and policies of the Government of Iran are contrary to the interests of the United States in the region and pose a continuing unusual and extraordinary threat to the national security, foreign policy, and economy of the United States.

For these reasons, I have determined that it is necessary to continue the national emergency declared with respect to Iran and maintain in force comprehensive sanctions against Iran to respond to this threat.

GEORGE W. BUSH.

THE WHITE HOUSE, *March 13, 2006.*

By unanimous consent, the message, together with the accompanying papers, was referred to the Committee on International Relations and ordered to be printed (H. Doc. 109–95).

¶16.6 EMERGENCY SUPPLEMENTAL APPROPRIATIONS FY 2006

Mr. LEWIS of California submitted a privileged report (Rept. No. 109–388) on the bill (H.R. 4939) making emergency supplemental appropriations for the fiscal year ending September 30, 2006, and for other purposes.

When said bill and report were referred to the Union Calendar and ordered printed.

Pursuant to clause 1 of rule XXI, all points of order were reserved.

¶16.7 BILLS PRESENTED TO THE PRESIDENT

Karen L. Haas, Clerk of the House, reports that on March 10, 2006, she presented to the President of the United States, for his approval, the following bills:

H.R. 32. An Act to amend title 18, United States Code, to provide criminal penalties for trafficking in counterfeit marks.

H.R. 1287. An Act designating the facility of the United States Postal Service located at 312 East North Avenue in Flora, Illinois, as the ''Robert T. Ferguson Post Office Building''.

H.R. 2113. An Act to designate the facility of the United States Postal Service located at 2000 McDonough Street in Joliet, Illinois, as the ''John F. Whiteside Joliet Post Office Building''.

H.R. 2346. An Act to designate the facility of the United States Postal Service located at 105 NW Railroad Avenue in Hammond, Louisiana, as the ''John J. Hainkel, Jr. Post Office Building''.

H.R. 2413. An Act to designate the facility of the United States Postal Service located at 1202 1st Street in Humble, Texas, as the ''Lillian McKay Post Office Building''.

H.R. 2630. An Act to redesignate the facility of the United States Postal Service located at 1927 Sangamon Avenue in Springfield, Illinois, as the ''J.M. Dietrich Northeast Annex''.

H.R. 2894. An Act to designate the facility of the United States Postal Service located at 102 South Walters Avenue in Hodgenville, Kentucky, as the ''Abraham Lincoln Birthplace Post Office Building''.

H.R. 3256. An Act to designate the facility of the United States Postal Service located at 3038 West Liberty Avenue in Pittsburgh, Pennsylvania, as the ''Congressman James Grove Fulton Memorial Post Office Building''.

H.R. 3368. An Act to designate the facility of the United States Postal Service located at 6483 Lincoln Street in Gagetown, Michigan, as the ''Gagetown Veterans Memorial Post Office''.

H.R. 3439. An Act to designate the facility of the United States Postal Service located at 201 North 3rd Street in Smithfield, North Carolina, as the ''Ava Gardner Post Office''.

H.R. 3548. An Act to designate the facility of the United States Postal Service located on Franklin Avenue in Pearl River, New York, as the ''Heinz Ahlmeyer, Jr. Post Office Building''.

H.R. 3703. An Act to designate the facility of the United States Postal Service located at 8501 Philatelic Drive in Spring Hill, Florida, as the ''Staff Sergeant Michael Schafer Post Office Building''.

H.R. 3770. An Act to designate the facility of the United States Postal Service located at 205 West Washington Street in Knox, Indiana, as the ''Grant W. Green Post Office Building''.

H.R. 3825. An Act to designate the facility of the United States Postal Service located at 770 Trumbull Drive in Pittsburgh, Pennsylvania, as the ''Clayton J. Smith Memorial Post Office Building''.

H.R. 3830. An Act to designate the facility of the United States Postal Service located at 130 East Marion Avenue in Punta Gorda, Florida, as the ''U.S. Cleveland Post Office Building''.

H.R. 3989. An Act to designate the facility of the United States Postal Service located at 37598 Goodhue Avenue in Dennison, Minnesota, as the ''Albert H. Quie Post Office''.

H.R. 4053. An Act to designate the facility of the United States Postal Service located at 545 North Rimsdale Avenue in Covina, California, as the ''Lillian Kinkella Keil Post Office''.

H.R. 4107. An Act to designate the facility of the United States Postal Service located at 1826 Pennsylvania Avenue in Baltimore, Maryland, as the ''Maryland State Delegate Lena K. Lee Post Office Building''.

H.R. 4152. An Act to designate the facility of the United States Postal Service located at 320 High Street in Clinton, Massachusetts, as the ''Raymond J. Salmon Post Office''.

H.R. 4295. An Act to designate the facility of the United States Postal Service located at 12760 South Park Avenue in Riverton, Utah, as the ''Mont and Mark Stephensen Veterans Memorial Post Office Building''.

H.R. 4515. An Act to designate the facility of the United States Postal Service located at 4422 West Sciota Street in Scio, New York, as the ''Corporal Jason L. Dunham Post Office''.

And then,

¶16.8 ADJOURNMENT

On motion of Mr. LEWIS of California, and pursuant to the special order of the House agreed to on March 9, 2006, at 2 o'clock and 6 minutes p.m., the House adjourned until 12:30 p.m. on Tuesday, March 14, 2006.

¶16.9 REPORTS OF COMMITTEES ON PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XIII, reports of committees were delivered to the Clerk for printing and reference to the proper calendar, as follows:

Mr. LEWIS of California: Committee on Appropriations. H.R. 4939. A bill making emergency supplemental appropriations for the fiscal year ending September 30, 2006, and for other purposes (Rept. 109–388). Referred to the Committee of the Whole House on the State of the Union.

Mr. EHLERS: Committee on House Administration. H.R. 1606. A bill to amend the Federal Election Campaign Act of 1971 to exclude communications over the Internet from the definition of public communication (Rept. 109–389). Referred to the Committee of the Whole House on the State of the Union.

¶16.10 PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XII, public bills and resolutions were introduced and severally referred, as follows:

By Mr. FRANK of Massachusetts (for himself and Mr. TIERNEY):

H.R. 4940. A bill to amend the Magnuson-Stevens Fishery Conservation and Management Act, and for other purposes; to the Committee on Resources.

By Ms. WATERS (for herself, Mrs. JONES of Ohio, Mr. BISHOP of Georgia, Ms. CORRINE BROWN of Florida, Mr. RANGEL, Mr. RUSH, Mr. LEWIS of Georgia, Ms. LEE, Mr. OWENS, Mrs. CHRISTENSEN, Mr. JEFFERSON, Mr. PAYNE, Mr. CLYBURN, Ms. WATSON, Mr. SCOTT of Virginia, Mr. MEEK of Florida, Mr. AL GREEN of Texas, Ms. JACKSON-LEE of Texas, Mr. MELANCON, Mr. ABERCROMBIE, Mr. HONDA, and Mr. WATT):

H. Con. Res. 356. Concurrent resolution calling upon the President to meet with a joint session of Congress to discuss the Government's plan for post-Hurricane Katrina recovery efforts; to the Committee on Transportation and Infrastructure.

¶16.11 ADDITIONAL SPONSORS

Under clause 7 of rule XII, sponsors were added to public bills and resolutions as follows:

H.R. 198: Mr. BERMAN.

H.R. 625: Mr. MOORE of Kansas.

H.R. 807: Ms. ESHOO.

H.R. 808: Mr. DOGGETT, Mr. LEACH, and Mr. LARSON of Connecticut.

H.R. 880: Mr. THORNBERRY.

H.R. 998: Mr. BONILLA.

H.R. 2073: Mr. EVANS.

H.R. 2989: Ms. ROYBAL-ALLARD and Mr. CARDIN.

H.R. 3127: Mrs. SCHMIDT, Mr. WYNN, Mr. RYAN of Wisconsin, and Mr. SCOTT of Georgia.

H.R. 3533: Mr. ENGLISH of Pennsylvania.

H.R. 3883: Mr. SPRATT and Ms. BERKLEY.

H.R. 4186: Mr. FOLEY and Mr. GONZALEZ.

H.R. 4547: Mr. CONAWAY.

H.R. 4646: Mr. THOMAS, Mr. DREIER, Mr. ROYCE, Mr. CAMPBELL of California, and Mr. HUNTER.

H.R. 4708: Ms. SCHAKOWSKY and Ms. BERKLEY.

H.R. 4733: Mr. DINGELL.

H.R. 4740: Mr. CLEAVER.

H.R. 4780: Mr. GERLACH.

H.R. 4917: Mr. MARSHALL.

H. Con. Res. 318: Mr. ROTHMAN.

H. Con. Res. 320: Mr. BROWN of Ohio.

H. Con. Res. 343: Ms. SLAUGHTER.

H. Con. Res. 353: Mr. FORTENBERRY, Mr. GRIJALVA, Mr. MEEKS of New York, Mr. HASTINGS of Florida, Mr. KUCINICH, Mr. LYNCH, Mr. WEXLER, Mr. MORAN of Virginia, and Mr. BROWN of Ohio.

H. Con. Res. 354: Mrs. MUSGRAVE, Mr. PEARCE, and Mr. MCCOTTER.

H. Res. 85: Mr. PICKERING.

H. Res. 544: Mr. WILSON of South Carolina.

H. Res. 638: Mr. BAIRD, Mrs. MALONEY, Ms. SCHAKOWSKY, Ms. EDDIE BERNICE JOHNSON of Texas, Ms. KILPATRICK of Michigan, Mr. RANGEL, and Mr. WEXLER.

H. Res. 720: Ms. CARSON, Mr. CUMMINGS, Ms. KILPATRICK of Michigan, and Ms. JACKSON-LEE of Texas.

TUESDAY, MARCH 14, 2006 (17)

¶17.1 APPOINTMENT OF SPEAKER PRO TEMPORE

The House was called to order at 12:30 p.m. by the SPEAKER pro tempore, Mr. BRADLEY of New Hampshire, who laid before the House the following communication:

WASHINGTON, DC,
March 14, 2006.

I hereby appoint the Honorable JEB BRADLEY to act as Speaker pro tempore on this day.

J. DENNIS HASTERT,
Speaker of the House of Representatives.

Whereupon, pursuant to the order of the House of Tuesday, January 31, 2006, Members were recognized for morning-hour debate.

¶17.2 RECESS— 12:40 P.M.

The SPEAKER pro tempore, Mr. BRADLEY of New Hampshire, pursuant to clause 12(a) of rule I, declared the House in recess at 12 o'clock and 40 minutes p.m., until 2 p.m.

¶17.3 AFTER RECESS—2 P.M.

The SPEAKER pro tempore, Mr. SHIMKUS, called the House to order.

¶17.4 APPROVAL OF THE JOURNAL

The SPEAKER pro tempore, Mr. SHIMKUS, announced he had examined and approved the Journal of the proceedings of Monday, March 13, 2006.

Pursuant to clause 1, rule I, the Journal was approved.

¶17.5 COMMUNICATIONS

Executive and other communications, pursuant to clause 8, rule XII, were referred as follows:

6675. A letter from the Deputy Bureau Chief, CGB, Federal Communications Commission, transmitting the Commission's final rule—Telecommunications Relay Services and Speech-to-Speech Services for Individuals with Hearing and Speech Disabilities [CG Docket No. 03-123] received January 17, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Armed Services.

6676. A letter from the Legal Advisor, WTB, Federal Communications Commission, transmitting the Commission's final rule—Implementation of the Commercial Spectrum Enhancement Act and Modernization of the Commission's Competitive Bidding Rules and Procedures [WT Docket No. 05-211] received February 15, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

6677. A letter from the Legal Advisor to the Bureau Chief, Media Bureau, Federal Communications Commission, transmitting the Commission's final rule—Amendment of Section 73.202(b) Table of Allotments, FM Broadcast Stations. (Randsburg, California) [MB Docket No. 04-276; RM-11033] (Mooreland, Oklahoma) [MB Docket No. 04-279; RM-11036] received February 15, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

6678. A letter from the Legal Advisor to the Bureau Chief, Media Bureau, Federal Communications Commission, transmitting the Commission's final rule—Amendment of Section 73.202(b) Table of Allotments, FM Broadcast Stations. (Lovelady, Texas) [MB Docket No. 05-36; RM-11030]; (Oil City, Louisiana) [MB Docket No. 05-37; RM-10790]; Reclassification of License of FM Station KYKS, Lufkin, Texas [BLH-19900827KA] received February 15, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

6679. A letter from the Legal Advisor to the Bureau Chief, Media Bureau, Federal Communications Commission, transmitting the Commission's final rule—Amendment of Section 73.202(b) Table of Allotments, FM Broadcast Stations. (Ringwood, Oklahoma) [MB Docket No. 04-277; RM-11034]; (Taos Pueblo, New Mexico) [MB Docket No. 04-278; RM-11035] received February 15, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

6680. A letter from the Legal Advisor to the Bureau Chief, Media Bureau, Federal Communications Commission, transmitting the Commission's final rule—Amendment of Section 73.202(b), Tale of Allotments, FM Broadcast Stations. [Shorter, Orrville, Selma, and Birmingham, Alabama) [MB Docket No. 04-201; RM-10972; RM-11103] received February 15, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

6681. A letter from the Legal Advisor to the Bureau Chief, Media Bureau, Federal Communications Commission, transmitting the Commission's final rule—Amendment of Section 73.202(b), Table of Allotments, FM Broadcast Stations. (La Grange, Richlands, Shallotte, Swansboro, Topsail Beach, and Wrightsville Beach, North Carolina) [MB Docket No. 05-16; RM-11143; RM-11295] received February 15, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

6682. A letter from the Legal Advisor to the Bureau Chief, Media Bureau, Federal Communications Commission, transmitting the Commission's final rule—Amendment of Section 73.202(b), Table of Allotments, FM Broadcast Stations. (Stateville and Clemmons, North Carolina, Iron Gate, Virginia) [MB Docket No. 03-219; RM-10797; RM-11094] received February 15, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

6683. A letter from the Legal Advisor to the Bureau Chief, Media Bureau, Federal Communications Commission, transmitting the Commission's final rule—Amendment of Section 73.202(b), Table of Allotments, FM Broadcast Stations. (Dubach, Natchitoches, Oil City and Shreveport, Louisiana, and Groesbeck, Longview, Nacogdoches, Tennessee Colony and Waskom, Texas) [MB Docket No. 05-47; RM-11157; RM-11179; RM-11232] received February 15, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

6684. A letter from the Legal Advisor to the Bureau Chief, Media Bureau, Federal Communications Commission, transmitting the Commission's final rule—Amendment of Section 73.202(b), Table of Allotments, FM Broadcast Stations. (Eden, Texas) [MB Docket No. 03-74; RM-10676] received February 15, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

6685. A letter from the Legal Advisor to the Bureau Chief, Media Bureau, Federal Communications Commission, transmitting the Commission's final rule—Amendment of Section 73.202(b) Table of Allotments, FM Broadcast Stations. (Naples and Sanibel, Florida) [MB Docket No. 05-134; RM-11207] received February 17, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

6686. A letter from the Legal Advisor to the Bureau Chief, Media Bureau, Federal Communications Commission, transmitting the Commission's final rule—Amendment of Section 73.202(b), Table of Allotments, FM Broadcast Stations. (Prospect, Kentucky, and Salem, Indiana) [MB Docket No. 05-120; RM-11194] received February 17, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

6687. A letter from the Legal Advisor to the Bureau Chief, Media Bureau, Federal Communications Commission, transmitting the Commission's final rule—Amendment of Section 73.202(b), Table of Allotments, FM Broadcast Stations. (Grand Portage, Minnesota) [MB Docket No. 04-433; RM-11122] received February 17, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

6688. A letter from the Legal Advisor to the Bureau Chief, Media Bureau, Federal Communications Commission, transmitting the Commission's final rule—Amendment of Section 73.202(b), Table of Allotments, FM Broadcast Stations. (Beaumont and Mont Belvieu, Texas) [MB Docket No. 04-426; RM-11125] received February 17, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

6689. A letter from the Legal Advisor to the Bureau Chief, Media Bureau, Federal Communications Commission, transmitting the Commission's final rule—Amendment of Section 73.202(b) Table of Allotments, FM Broadcast Stations. (St. Simons Island, Georgia) [MB Docket No. 05-267; RM-10365; RM-11278]; Reclassification of License of Station WOGK(FM), Ocala, Florida [BLH-19870915KA] received February 17, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

6690. A letter from the Legal Advisor to the Bureau Chief, Media Bureau, Federal Communications Commission, transmitting the Commission's final rule—Amendment of Section 73.202(b), Table of Allotments, FM Broadcast Stations. (Memphis and Arlington, Tennessee, and Saint Florian, Alabama) [MB Docket No. 05-140; RM-11225] received February 17, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

6691. A letter from the Legal Advisor to the Bureau Chief, Media Bureau, Federal Communications Commission, transmitting the Commission's final rule—Amendment of Section 73.202(b), Table of Allotments, FM Broadcast Stations. (Water Mill and Noyack, New York) [MB Docket No. 03-44; RM-10650] received February 17, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

6692. A letter from the Legal Advisor to the Bureau Chief, Media Bureau, Federal Communications Commission, transmitting the Commission's final rule—Amendment of Section 73.202(b), Table of Allotments, FM Broadcast Stations. (Roma, Texas) [MB Docket No. 05-142; RM-11220] received February 17, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

6693. A letter from the Legal Advisor to the Bureau Chief, Media Bureau, Federal Communications Commission, transmitting the Commission's final rule—Amendment of Section 73.622(b), Table of Allotments, Digital Television Broadcast Stations. (Johnstown and Jeanette, Pennsylvania) [MB Docket No. 05-52; RM-10300] received February 17, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

6694. A letter from the Legal Advisor to the Bureau Chief, Media Bureau, Federal Communictaions Commission, transmitting the Commission's final rule—Amendment of Section 73.202(b) Table of Alottments, FM Broadcast Stations. (Hartford and South Haven, Michigan) [MB Docket No. 03-257; RM-10814] received February 15, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

6695. A letter from the Legal Advisor to the Bureau Chief, Media Bureau, Federal Communictaions Commission, transmitting the Commission's final rule—Amendment of Section 73.202(b) Table of Allotments, FM Broadcast Stations. (Barstow, California) [MB Docket No. 03-147; RM-10722); (Newcastle, Texas) [MB Docket No. 03-148; RM-10724]; (Anacoco, Louisiana) [MB Docket No. 03-177; RM-10749]; (Erie, Pennsylvania) [MB Docket No. 03-178; RM-10750]; (Greenfield, California) [MB Docket No. 03-180; RM-10753] received February 15, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

¶17.6 COMMUNICATION FROM THE CLERK—MESSAGE FROM THE SENATE

The SPEAKER pro tempore, Mr. SHIMKUS, laid before the House a communication, which was read as follows:

OFFICE OF THE CLERK,
HOUSE OF REPRESENTATIVES,
Washington, DC, March 14, 2006.

Hon. J. DENNIS HASTERT,
The Speaker, House of Representatives, Washington, DC.

DEAR MR. SPEAKER: Pursuant to the permission granted in Clause 2(h) of Rule II of the Rules of the U.S. House of Representatives, the Clerk received the following message from the Secretary of the Senate on March 14, 2006, at 10:00 a.m.:

That the Senate passed without amendment H.R. 1691.

With best wishes, I am,

Sincerely,

KAREN L. HAAS,
Clerk of the House.

¶17.7 MALCOLM MELVILLE 'MAC' LAWRENCE POST OFFICE

Mr. ISSA moved to suspend the rules and pass the bill of the Senate (S. 2064) to designate the facility of the United States Postal Service located at 122 South Bill Street in Francesville, Indiana, as the Malcolm Melville ''Mac'' Lawrence Post Office.

The SPEAKER pro tempore, Mr. SHIMKUS, recognized Mr. ISSA and Mr. UDALL of New Mexico, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and pass said bill?

The SPEAKER pro tempore, Mr. SHIMKUS, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk notify the Senate thereof.

¶17.8 OJITO WILDERNESS AMENDMENT

Mr. RENZI moved to suspend the rules and pass the bill (H.R. 4841) to amend the Ojito Wilderness Act to make a technical correction.

The SPEAKER pro tempore, Mr. SHIMKUS, recognized Mr. RENZI and Mr. UDALL of New Mexico, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and pass said bill?

The SPEAKER pro tempore, Mr. SHIMKUS, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

¶17.9 HIGHER EDUCATION EXTENSION

Mr. McKEON moved to suspend the rules and pass the bill (H.R. 4911) to temporarily extend the programs under the Higher Education Act of 1965, and for other purposes.

The SPEAKER pro tempore, Mr. SHIMKUS, recognized Mr. McKEON and Mr. KILDEE, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and pass said bill?

The SPEAKER pro tempore, Mr. SHIMKUS, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

¶17.10 EDUCATION FLEXIBILITY PROGRAM

Mr. CASTLE moved to suspend the rules and pass the bill of the Senate (S. 2363) to extend the educational flexibility program under section 4 of the Education Flexibility Partnership Act of 1999.

The SPEAKER pro tempore, Mr. SHIMKUS, recognized Mr. CASTLE and Mr. KILDEE, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and pass said bill?

The SPEAKER pro tempore, Mr. SHIMKUS, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk notify the Senate thereof.

¶17.11 MOMENT OF SILENCE FOR ARMED FORCES

Mrs. DRAKE moved to suspend the rules and agree to the following resolution (H. Res. 698):

Whereas it was through the brave and noble efforts of the Nation's forefathers that the United States first gained freedom and became a sovereign nation;

Whereas there are more than 1,300,000 active component and more than 1,100,000 reserve component members of the Armed Forces serving the Nation in support and defense of the values and freedom that all Americans cherish;

Whereas the members of the Armed Forces deserve the utmost respect and admiration of their fellow Americans for putting their lives in danger for the sake of the freedoms enjoyed by all Americans;

Whereas members of the Armed Forces are defending freedom and democracy around the globe and are playing a vital role in protecting the safety and security of all Americans;

Whereas the nation officially celebrates and honors the accomplishments and sacrifices of veterans, patriots, and leaders who fought for freedom, but does not yet officially pay tribute to those who currently serve in the Armed Forces;

Whereas all Americans should participate in a moment of silence to support the troops; and

Whereas March 26th, 2006, is designated as ''National Support the Troops Day'': Now, therefore, be it

Resolved, That it is the sense of the House of Representatives that all Americans should participate in a moment of silence to reflect upon the service and sacrifice of members of the United States Armed Forces both at home and abroad.

The SPEAKER pro tempore, Mr. SHIMKUS, recognized Mrs. DRAKE and Mr. BUTTERFIELD, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and agree to said resolution?

The SPEAKER pro tempore, Mr. SHIMKUS, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said resolution was agreed to.

A motion to reconsider the vote whereby the rules were suspended and said resolution was agreed to was, by unanimous consent, laid on the table.

¶17.12 MILITARY RECRUITERS ACCESS

Mrs. DRAKE moved to suspend the rules and agree to the following concurrent resolution (H. Con. Res. 354):

Whereas on March 6, 2006, the Supreme Court ruled 8–0 in favor of the Government in the case of Rumsfeld v. Forum for Academic and Institutional Rights, Inc., upholding the authority of Congress to withhold Federal funds from an institution of higher education that prevents military recruiters from gaining access to the institution's campus and students in a manner that is at least equal in quality and scope to that which is provided to any other employer;

Whereas this important decision comes at a time when the Nation finds itself at war and reaffirms the constitutional obligation of the Government to provide for the defense of the Nation;

Whereas the decision recognizes the authority of Congress under section 8 of article I of the Constitution to raise and support armies, provide and maintain a navy, and make rules for the government and regulation of the land and naval forces;

Whereas the national security interests of the United States are best served by a high level of military personnel readiness;

Whereas the ability of the Armed Forces to recruit the best possible candidates from the widest available pool of talent is of paramount importance to national security;

Whereas institutions of higher education are an important source of recruits for the Armed Forces;

Whereas an institution of higher education that prevents military recruiters from gaining access to the institution's campus or students in a manner that is at least equal in quality and scope to that which is provided to any other employer does a disservice to those students who desire the opportunity to serve in the Armed Forces; and

Whereas section 983 of title 10, United States Code, requires institutions of higher education to provide such equal access to military recruiters in order to be eligible for the receipt of certain Federal funds: Now, therefore, be it

Resolved by the House of Representatives (the Senate concurring), That Congress expresses continued support for requiring an institution of higher education to provide military recruiters with access to the institution's campus and students at least equal in quality and scope to that which is provided to any other employer in order to be eligible for the receipt of certain Federal funds.

The SPEAKER pro tempore, Mr. SHIMKUS, recognized Mrs. DRAKE and Mr. BUTTERFIELD, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and agree to said concurrent resolution?

The SPEAKER pro tempore, Mr. SHIMKUS, announced that two-thirds of the Members present had voted in the affirmative.

Mrs. DRAKE demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mr. SHIMKUS, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed.

¶17.13 ARMED FORCES PASSPORT FEE WAIVER

Mr. SMITH of New Jersey moved to suspend the rules and pass the bill of the Senate (S. 1184) to waive the passport fees for a relative of a deceased member of the Armed Forces proceeding abroad to visit the grave of such member or to attend a funeral or memorial service for such member.

The SPEAKER pro tempore, Mr. SHIMKUS, recognized Mr. SMITH of

New Jersey and Mr. LANTOS, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and pass said bill?

The SPEAKER pro tempore, Mr. SHIMKUS, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk notify the Senate thereof.

¶17.14 FREEDOMS OF THE RUSSIAN FEDERATION

Mr. SMITH of New Jersey moved to suspend the rules and agree to the following concurrent resolution (H. Con. Res. 190):

Whereas the Russian Federation is a participating State of the Organization for Security and Cooperation in Europe (OSCE) and has freely committed to fully respect the rights of individuals, whether alone or in community with others, to profess and practice religion or belief;

Whereas the Russian Federation specifically committed in the 1989 Vienna Concluding Document to ''take effective measures to prevent and eliminate discrimination against individuals or communities on the grounds of religion or belief'' and to ''grant upon their request to communities of believers, practicing or prepared to practice their faith within the constitutional framework of their States, recognition of the status provided for them in the respective countries'';

Whereas Article 28 of the Constitution of the Russian Federation declares ''everyone shall be guaranteed the right to freedom of conscience, to freedom of religious worship, including the right to profess, individually or jointly with others, any religion'' and Article 8 of the 1997 Law on Freedom of Conscience and Religious Associations provides for registration for religious communities as ''religious organizations,'' if they have at least 10 members and have operated within the Russian Federation with legal status for at least 15 years;

Whereas registration is critical for religious groups to fully enjoy their religious freedoms, as many rights and privileges afforded to religious communities in the Russian Federation are contingent on obtaining registration;

Whereas many religious groups refuse to seek registration on theological or other grounds, while other communities have been unjustly denied registration or had their registration improperly terminated by local authorities;

Whereas many of the unregistered communities in the Russian Federation today were never registered under the Soviet system because they refused to collaborate with that government's anti-religious policies and they are now experiencing renewed discrimination and repression from the authorities;

Whereas over the past 2 years there have been an estimated ten arson attacks on unregistered Protestant churches, with little or no effective response by law enforcement officials to bring the perpetrators to justice;

Whereas in some areas of the Russian Federation law enforcement personnel have carried out violent actions against believers from unregistered communities peacefully practicing their faith; and

Whereas the United States has sought to protect the fundamental and inalienable human right to seek, know, and serve God according to the dictates of one's own conscience, in accordance with the international agreements committing nations to respect individual freedom of thought, conscience, and belief: Now, therefore, be it

Resolved by the House of Representatives (the Senate concurring), That it is the sense of the Congress that the United States should—

(1) urge the Russian Federation to ensure full protection of freedoms for all religious communities without distinction, whether registered and unregistered, and end the harassment of unregistered religious groups by the security apparatus and other government agencies;

(2) urge the Russian Federation to ensure that law enforcement officials vigorously investigate acts of violence against unregistered religious communities, as well as make certain that authorities are not complicit in such attacks;

(3) continue to raise concerns with the Government of the Russian Federation over violations of religious freedom, including those against unregistered religious communities, especially indigenous denominations not well known in the United States;

(4) ensure that United States Embassy officials engage local officials throughout the Russian Federation, especially when violations of freedom of religion occur, and undertake outreach activities to educate local officials about the rights of unregistered religious communities;

(5) urge both the Personal Representative of the OSCE Chair-in-Office on Combating Racism, Xenophobia and Discrimination, also focusing on Intolerance and Discrimination against Christians and Members of Other Religions, and the United Nations Special Rapporteur on Freedom of Religion or Belief to visit the Russian Federation and raise with federal and local officials concerns about the free practice of unregistered religious communities; and

(6) urge the Council of Europe and its member countries to raise with Russian Federation officials issues relating to freedom of religion, especially in light of the Russian Federation's responsibilities as President of the Council in 2006.

The SPEAKER pro tempore, Mr. SHIMKUS, recognized Mr. SMITH of New Jersey and Mr. LANTOS, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and agree to said concurrent resolution?

The SPEAKER pro tempore, Mr. WALDEN of Oregon, announced that two-thirds of the Members present had voted in the affirmative.

Mr. SMITH of New Jersey demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mr. WALDEN of Oregon, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed until Wednesday, March 15, 2006.

¶17.15 CAPITOL ROTUNDA USE

Mr. EHLERS moved to suspend the rules and agree to the following concurrent resolution (H. Con. Res. 350):

Resolved by the House of Representatives (the Senate concurring),

SECTION 1. USE OF ROTUNDA FOR HOLOCAUST DAYS OF REMEMBRANCE CEREMONY.

The rotunda of the Capitol is authorized to be used on April 27, 2006, for a ceremony as part of the commemoration of the days of remembrance of victims of the Holocaust. Physical preparations for the ceremony shall be carried out in accordance with such conditions as the Architect of the Capitol may prescribe.

The SPEAKER pro tempore, Mr. WALDEN of Oregon, recognized Mr. EHLERS and Ms. MILLENDER-McDONALD, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and agree to said concurrent resolution?

The SPEAKER pro tempore, Mr. WALDEN of Oregon, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said concurrent resolution was agreed to.

A motion to reconsider the vote whereby the rules were suspended and said concurrent resolution was agreed to was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said concurrent resolution.

¶17.16 AUTHORITY OF THE SECRETARY OF THE ARMY

Mr. BOUSTANY moved to suspend the rules and pass the bill (H.R. 4826) to extend through December 31, 2006, the authority of the Secretary of the Army to accept and expend funds contributed by non-Federal public entities to expedite the processing of permits.

The SPEAKER pro tempore, Mr. WALDEN of Oregon, recognized Mr. BOUSTANY and Ms. Eddie Bernice JOHNSON of Texas, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and pass said bill?

The SPEAKER pro tempore, Mr. WALDEN of Oregon, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

¶17.17 RECESS—4:02 P.M.

The SPEAKER pro tempore, Mr. WALDEN of Oregon, pursuant to clause 12(a) of rule I, declared the House in recess at 4 o'clock and 2 minutes p.m., subject to the call of the Chair.

¶17.18 AFTER RECESS—6:10 P.M.

The SPEAKER pro tempore, Mr. REHBERG, called the House to order.

¶17.19 MISCELLANEOUS TRADE BILL

Mr. THOMAS moved to suspend the rules and pass the bill (H.R. 4944) to amend the Harmonized Tariff Schedule of the United States to modify temporarily certain rates of duty, to make other technical amendments to the trade laws, and for other purposes.

The SPEAKER pro tempore, Mr. REHBERG, recognized Mr. THOMAS and Mr. CARDIN, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and pass said bill?

The SPEAKER pro tempore, Mr. REHBERG, announced that two-thirds of the Members present had voted in the affirmative.

Mr. SHAW demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mr. REHBERG, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed until Wednesday, March 15, 2006.

¶17.20 RECESS—6:18 P.M.

The SPEAKER pro tempore, Mr. REHBERG, pursuant to clause 12(a) of rule I, declared the House in recess at 6 o'clock and 18 minutes p.m., until approximately 6:30 p.m.

¶17.21 AFTER RECESS—6:30 P.M.

The SPEAKER pro tempore, Mr. REHBERG, called the House to order.

¶17.22 H. CON. RES. 354—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mr. REHBERG, pursuant to clause 8, rule XX, announced the unfinished business to be the motion to suspend the rules and agree to the concurrent resolution (H. Con. Res. 354) expressing the continued support of Congress for requiring an institution of higher education to provide military recruiters with the access to the institution's campus and students at least equal in quality and scope to that which is provided to any other employer in order to be eligible for the receipt of certain Federal funds.

The question being put,

Will the House suspend the rules and agree to said concurrent resolution?

The vote was taken by electronic device.

It was decided in the affirmative ..... { Yeas ..... 347; Nays ..... 65; Answered present 2 }

¶17.23 [Roll No. 39]

YEAS—347

Aderholt, Akin, Alexander, Allen, Andrews, Baca, Bachus, Baird, Baker, Barrett (SC), Barrow, Bartlett (MD), Barton (TX), Bass, Bean, Beauprez, Becerra, Berkley, Berman, Berry, Biggert, Bilirakis, Bishop (GA), Bishop (NY), Bishop (UT), Blackburn, Blumenauer, Blunt, Boehlert, Boehner, Bonilla, Bonner, Bono, Boozman, Boren, Boswell, Boucher, Boustany, Boyd, Bradley (NH), Brady (PA), Brady (TX), Brown (OH), Brown (SC), Brown, Corrine, Brown-Waite, Ginny, Burgess, Burton (IN), Butterfield, Buyer, Calvert, Camp (MI), Campbell (CA), Cannon, Cantor, Capito, Cardin, Cardoza, Carnahan, Carter, Case, Castle, Chabot, Chandler, Chocola, Clay, Cleaver, Clyburn, Coble, Cole (OK), Conaway, Cooper, Costa, Costello, Cramer, Crenshaw, Crowley, Cubin, Cuellar, Cummings, Davis (AL), Davis (CA), Davis (KY), Davis (TN), Davis, Jo Ann, Davis, Tom, DeFazio, DeLay, Dent, Diaz-Balart, L., Diaz-Balart, M., Dicks, Dingell, Doggett, Doolittle, Doyle, Drake, Dreier, Edwards, Ehlers, Emanuel, Engel, English (PA), Eshoo, Etheridge, Everett, Fattah, Feeney, Ferguson, Fitzpatrick (PA), Flake, Foley, Forbes, Fortenberry, Foxx, Franks (AZ), Frelinghuysen, Gallegly, Garrett (NJ), Gerlach, Gibbons, Gilchrest, Gillmor, Gingrey, Gohmert, Gonzalez, Goode, Goodlatte, Gordon, Granger, Graves, Green (WI), Green, Gene, Gutknecht, Hall, Harman, Hart, Hastings (WA), Hayes, Hayworth, Hefley, Hensarling, Herger, Herseth, Higgins, Hinojosa, Hobson, Hoekstra, Holden, Hooley, Hostettler, Hoyer, Hulshof, Hunter, Hyde, Inglis (SC), Inslee, Israel, Issa, Istook, Jefferson, Jenkins, Jindal, Johnson (CT), Johnson (IL), Johnson, E. B., Johnson, Sam, Jones (NC), Jones (OH), Kanjorski, Kaptur, Keller, Kelly, Kennedy (MN), Kennedy (RI), Kildee, Kind, King (IA), King (NY), Kingston, Kirk, Kline, Knollenberg, Kolbe, Kuhl (NY), LaHood, Langevin, Larsen (WA), Larson (CT), Latham, LaTourette, Leach, Lewis (CA), Lewis (KY), Linder, Lipinski, LoBiondo, Lowey, Lucas, Lungren, Daniel E., Lynch, Mack, Manzullo, Marchant, Marshall, Matheson, Matsui, McCarthy, McCaul (TX), McCollum (MN), McCotter, McCrery, McHenry, McHugh, McIntyre, McKeon, McMorris, McNulty, Meek (FL), Melancon, Mica, Millender-McDonald, Miller (FL), Miller (MI), Miller (NC), Miller, Gary, Mollohan, Moore (KS), Moran (KS), Murphy, Murtha, Musgrave, Myrick, Neugebauer, Ney, Northup, Norwood, Nunes, Nussle, Oberstar, Obey, Ortiz, Osborne, Otter, Oxley, Paul, Pearce, Pence, Peterson (MN), Peterson (PA), Petri, Pickering, Pitts, Platts, Poe, Pombo, Pomeroy, Porter, Price (GA), Price (NC), Pryce (OH), Putnam, Rahall, Ramstad, Regula, Rehberg, Reichert, Renzi, Reyes, Reynolds, Rogers (AL), Rogers (KY), Rogers (MI), Rohrabacher, Ros-Lehtinen, Ross, Roybal-Allard, Royce, Ruppersberger, Ryan (OH), Ryan (WI), Ryun (KS), Sabo, Salazar, Sanchez, Loretta, Saxton, Schiff, Schmidt, Schwartz (PA), Schwarz (MI), Scott (GA), Sensenbrenner, Sessions, Shadegg, Shaw, Shays, Sherman, Sherwood, Shimkus, Shuster, Simmons, Simpson, Slaughter, Smith (NJ), Smith (TX), Smith (WA), Snyder, Sodrel, Souder, Spratt, Stearns, Stupak, Sullivan, Tancredo, Tanner, Tauscher, Taylor (MS), Taylor (NC), Terry, Thomas, Thompson (CA), Thompson (MS), Thornberry, Tiahrt, Tiberi, Turner, Udall (CO), Udall (NM), Upton, Van Hollen, Visclosky, Walden (OR), Walsh, Wamp, Weldon (FL), Weldon (PA), Weller, Westmoreland, Whitfield, Wicker, Wilson (NM), Wilson (SC), Wolf, Wu, Wynn, Young (AK), Young (FL)

NAYS—65

Abercrombie, Ackerman, Baldwin, Capps, Capuano, Carson, Conyers, DeGette, Delahunt, DeLauro, Farr, Frank (MA), Grijalva, Gutierrez, Hastings (FL), Hinchey, Holt, Honda, Jackson (IL), Jackson-Lee (TX), Kucinich, Lantos, Lee, Levin, Lewis (GA), Lofgren, Zoe, Maloney, Markey, McDermott, McGovern, Meehan, Meeks (NY), Michaud, Miller, George, Moore (WI), Moran (VA), Nadler, Napolitano, Neal (MA), Olver, Owens, Pallone, Pascrell, Pastor, Payne, Pelosi, Rangel, Rothman, Rush, Sánchez, Linda T., Sanders, Schakowsky, Scott (VA), Serrano, Solis, Stark, Tierney, Towns, Velázquez, Waters, Watson, Waxman, Weiner, Wexler, Woolsey

ANSWERED "PRESENT"—2

Green, Al, Watt

NOT VOTING—18

Culberson, Davis (FL), Davis (IL), Deal (GA), Duncan, Emerson, Evans, Filner, Ford, Fossella, Harris, Kilpatrick (MI), McKinney, Radanovich, Skelton, Strickland, Sweeney, Wasserman Schultz

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said concurrent resolution was agreed to.

A motion to reconsider the vote whereby the rules were suspended and said concurrent resolution was agreed to was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said concurrent resolution.

¶17.24 NOTICE—MOTION TO INSTRUCT CONFEREES—H.R. 4297

Mr. TANNER, pursuant to clause 7(c)(1) of rule XXII, announced his intention to instruct the managers on the part of the House at the conference with the Senate on the disagreeing votes of the two Houses on the amendment of the Senate to the bill (H.R. 4297) to provide for reconciliation pursuant to section 201(b) of the concurrent resolution on the budget for fiscal year 2006, to the manimum extent possible within the scope of conference, to insist on a conference report which will neither increase the Federal budget deficit nor increase the amount of the debt subject to the public debt limit.

¶17.25 PROVIDING FOR THE CONSIDERATION OF H.R. 4939

Mr. COLE of Oklahoma, by direction of the Committee on Rules, reported (Rept. No. 109–391) the resolution (H. Res. 725) providing for consideration of the bill (H.R. 4939) making emergency supplemental appropriations for the fiscal year ending September 30, 2006, and for other purposes.

When said resolution and report were referred to the House Calendar and ordered printed.

¶17.26 ENROLLED BILLS SIGNED

Mrs. Haas, Clerk of the House, reported and found truly enrolled bills of the House of the following titles, which were thereupon signed by the Speaker:

H.R. 1053. An Act to authorize the extension of nondiscriminatory treatment (normal trade relations treatment) to the products of Ukraine.

H.R. 1691. An Act to designate the Department of Veterans Affairs outpatient clinic in Appleton, Wisconsin, as the ''John H. Bradley Department of Veterans Affairs Outpatient Clinic''.

¶17.27 LEAVE OF ABSENCE

By unanimous consent, leave of absence was granted—

To Mr. CULBERSON, for today;

To Mr. DAVIS of Illinois, for today and balance of the week;

To Ms. KILPATRICK of Michigan, for today;

To Ms. MCKINNEY, for today;

To Mr. SWEENEY, for today; and

To Ms. WASSERMAN SCHULTZ, for today.

And then,

¶17.28 ADJOURNMENT

On motion of Mr. GOHMERT, at midnight, the House adjourned.

¶17.29 REPORTS OF COMMITTEES ON PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XIII, reports of committees were delivered to the Clerk for printing and reference to the proper calendar, as follows:

Mr. TOM DAVIS of Virginia: Committee on Government Reform. H.R. 4057. A bill to provide that attorneys employed by the Department of Justice shall be eligible for compensatory time off for travel under section 5550b of title 5, United States Code (Rept. 109–390). Referred to the Committee of the Whole House on the State of the Union.

Mr. COLE of Oklahoma: Committee on Rules. House Resolution 725. Resolution providing for consideration of the bill (H.R. 4939) making emergency supplemental appropriations for the fiscal year ending September 30, 2006, and for other purposes (Rept. 109–391). Referred to the House Calendar.

¶17.30 REPORTED BILL SEQUENTIALLY REFERRED

Under clause 2 of rule XIII, bills and reports were delivered to the Clerk for printing, and bills referred as follows:

Mr. HYDE: Committee on International Relations. H.R. 3127. A bill to impose sanctions against individuals responsible for genocide, war crimes, and crimes against humanity, to support measures for the protection of civilians and humanitarian operations, and to support peace efforts in the Darfur region of Sudan, and for other purposes, with an amendment; referred to the Committee on Judiciary for a period ending not later than March 28, 2006, for consideration of such provisions of the bill and the amendment as fall within the jurisdiction of that committee pursuant to clause 1(1), rule X (Rept. 109–392, Pt. 1). Ordered to be printed.

¶17.31 PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XII, public bills and resolutions were introduced and severally referred, as follows:

By Mr. REICHERT (for himself and Mr. PASCRELL):

H.R. 4941. A bill to reform the science and technology programs and activities of the Department of Homeland Security, and for other purposes; to the Committee on Homeland Security.

By Mr. KING of New York (for himself, Mr. THOMPSON of Mississippi, Mr. REICHERT, and Mr. PASCRELL):

H.R. 4942. A bill to establish a capability and office to promote cooperation between entities of the United States and its allies in the global war on terrorism for the purpose of engaging in cooperative endeavors focused on the research, development, and commercialization of high-priority technologies intended to detect, prevent, respond to, recover from, and mitigate against acts of terrorism and other high consequence events and to address the homeland security needs of Federal, State, and local governments; to the Committee on Homeland Security.

By Mr. BARTON of Texas (for himself, Mr. DINGELL, Mr. UPTON, Mr. MARKEY, Mr. STEARNS, Ms. SCHAKOWSKY, Mr. GILLMOR, Mr. GENE GREEN of Texas, Mr. SHIMKUS, Mr. ROSS, Mrs. WILSON of New Mexico, Mr. BROWN of Ohio, Mr. FOSSELLA, Ms. BALDWIN, Mr. BUYER, Mrs. CAPPS, Mrs. BONO, Mr. DOYLE, Mr. WALDEN of Oregon, Ms. SOLIS, Mr. BURGESS, Mr. RUSH, Mr. WAXMAN, Mr. STUPAK, Mr. GORDON, Mr. INSLEE, Mrs. EMERSON, Mr. LIPINSKI, and Mr. WILSON of South Carolina):

H.R. 4943. A bill to prohibit fraudulent access to telephone records; to the Committee on Energy and Commerce.

By Mr. SHAW:

H.R. 4944. A bill to amend the Harmonized Tariff Schedule of the United States to modify temporarily certain rates of duty, to make other technical amendments to the trade laws, and for other purposes; to the Committee on Ways and Means.

By Ms. LORETTA SANCHEZ of California (for herself, Mr. OWENS, Mr. CASE, Ms. MILLENDER-MCDONALD, Ms. JACKSON-LEE of Texas, Ms. LEE, Mr. PAUL, Mr. BOUCHER, Mr. SHERMAN, Mrs. CHRISTENSEN, Ms. ROYBAL-ALLARD, Mr. HONDA, Ms. CORRINE BROWN of Florida, Mr. KUCINICH, and Ms. MCKINNEY):

H.R. 4945. A bill to amend the Internal Revenue Code of 1986 to encourage new school construction through the creation of a new class of bond; to the Committee on Ways and Means.

By Mr. HAYES (for himself, Mr. ROGERS of Kentucky, Mr. HUNTER, Mr. MCGOVERN, Mr. SPRATT, Mr. WILSON of South Carolina, Mrs. MYRICK, Ms. FOXX, Mr. COBLE, Mr. GOODE, Mr. GORDON, Mr. MARSHALL, Mr. MCCOTTER, Mr. WAMP, Mr. JONES of North Carolina, Mr. DAVIS of Tennessee, Mr. SIMMONS, Mr. ISTOOK, Ms. BORDALLO, Mr. MCHENRY, Mr. TURNER, and Mr. PUTNAM):

H.R. 4946. A bill to prohibit the Department of Homeland Security from procuring certain items directly related to the national security unless the items are grown, reprocessed, reused, or produced in the United States; to the Committee on Homeland Security.

By Mr. BACHUS:

H.R. 4947. A bill to expand the boundaries of the Cahaba River National Wildlife Refuge, and for other purposes; to the Committee on Resources.

By Mr. BLUMENAUER (for himself and Mr. WALDEN of Oregon):

H.R. 4948. A bill to abolish the Committee on Standards of Official Conduct in the House of Representatives, establish an Independent Ethics Commission, and provide for the transfer of the duties and functions of the committee to the Commission; to the Committee on House Administration, and in addition to the Committees on Rules, and the Judiciary, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. EDWARDS (for himself, Mr. JONES of North Carolina, Mrs. CHRISTENSEN, Mr. LARSON of Connecticut, Mr. BARTLETT of Maryland, Mr. MCGOVERN, Mr. BOUCHER, Mr. SCOTT of Virginia, Mr. BISHOP of Georgia, Mr. ALLEN, Mrs. MCCARTHY, Ms. BORDALLO, Mr. BERRY, Mr. DEFAZIO, Mr. FORD, Mr. BISHOP of New York, Mr. VAN HOLLEN, Mr. ABERCROMBIE, Mr. RYAN of Ohio, Mr. HONDA, Mr. ROTHMAN, Mr. TAYLOR of Mississippi, Mrs. CAPPS, Mr. LARSEN of Washington, Mr. JEFFERSON, Mrs. MALONEY, Mrs. DRAKE, Mr. LYNCH, Mr. GENE GREEN of Texas, Mr. BLUMENAUER, Mr. HINCHEY, Mr. FILNER, Mr. CHANDLER, Mr. CLEAVER, Mr. GINGREY, Mr. BARROW, Mr. FRANK of Massachusetts, Mr. FARR, Mr. GOODE, Mr. SIMMONS, Mr. BONNER, Mrs. DAVIS of California, Ms. HERSETH, Mr. GORDON, Mr. MCCOTTER, Mr. HIGGINS, Mr. PAYNE, and Mr. BILIRAKIS):

H.R. 4949. A bill to amend title 10, United States Code, to prohibit increases in fees for military health care; to the Committee on Armed Services.

By Mr. EMANUEL (for himself, Mr. SHERMAN, Ms. JACKSON-LEE of Texas, Ms. EDDIE BERNICE JOHNSON of Texas, Mr. JEFFERSON, Mr. OWENS, Ms. WASSERMAN SCHULTZ, Mr. COSTA, and Mr. CONYERS):

H.R. 4950. A bill to establish the Commission on Economic Indicators to conduct a study and submit a report containing recommendations concerning the appropriateness and accuracy of the methodology, calculations, and reporting used by the Government relating to certain economic indicators; to the Committee on Government Reform.

By Mr. GRIJALVA:

H.R. 4951. A bill to direct the Secretary of the Interior to take lands in Yuma County, Arizona, into trust as part of the reservation of the Cocopah Indian Tribe, and for other purposes; to the Committee on Resources.

By Mr. JINDAL:

H.R. 4952. A bill to amend the Internal Revenue Code of 1986 to expand the combat zone income tax exclusion to include income for the period of transit to the combat zone and to remove the limitation on such exclusion for commissioned officers; to the Committee on Ways and Means.

By Mr. KILDEE (for himself and Mr. KIRK):

H.R. 4953. A bill to amend the Great Lakes Fish and Wildlife Restoration Act of 1990 to provide for implementation of recommendations of the United States Fish and Wildlife Service contained in the Great Lakes Fishery Resources Restoration Study; to the Committee on Resources.

By Mr. DANIEL E. LUNGREN of California (for himself, Ms. HARMAN, Mr. PEARCE, Mr. THOMPSON of Mississippi, Mr. BOEHLERT, Ms. LORETTA SANCHEZ of California, Mr. MCCAUL of Texas, Mr. DICKS, Mr. SOUDER, Mr. HOYER, Ms. HARRIS, Mr. DEFAZIO, Mr. JINDAL, Ms. JACKSON-LEE of Texas, Mr. SHAYS, Mr. LANGEVIN, Mr. DENT, Ms. NORTON, Mr. SIMMONS, Mr. ETHERIDGE, Ms. GINNY BROWN-WAITE of Florida, Mr. BROWN of South Carolina, Mr. MEEK of Florida, Mrs. BONO,

Mr. LARSEN of Washington, Mr. FERGUSON, Mr. RUPPERSBERGER, Mr. GIBBONS, Mr. SMITH of Washington, Mr. PALLONE, Mr. CARDOZA, Mrs. MALONEY, Mrs. NAPOLITANO, Mr. BROWN of Ohio, Mr. SCHIFF, Mr. BERRY, Ms. EDDIE BERNICE JOHNSON of Texas, Ms. LEE, Ms. KILPATRICK of Michigan, Mr. FORD, Mr. PRICE of North Carolina, Mr. MCDERMOTT, Ms. ROYBAL-ALLARD, Mr. BRADY of Pennsylvania, Mr. BISHOP of Georgia, and Mr. WU):

H.R. 4954. A bill to improve maritime and cargo security through enhanced layered defenses, and for other purposes; to the Committee on Homeland Security.

By Mrs. MCCARTHY:

H.R. 4955. A bill to suspend temporarily the duty on Hydrated Hydroxypropyl Methylcellulose; to the Committee on Ways and Means.

By Mr. MORAN of Kansas (for himself, Mr. MOORE of Kansas, Mr. BACHUS, Mr. ISRAEL, Mr. RAMSTAD, Mr. SCHIFF, Mrs. EMERSON, and Ms. BEAN):

H.R. 4956. A bill to provide for the mandatory revocation of passports of individuals who are more than $5,000 in arrears in child support payments; to the Committee on Ways and Means, and in addition to the Committee on International Relations, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. PETERSON of Pennsylvania:

H.R. 4957. A bill to direct the Secretary of the Interior to convey the Tylersville division of the Lamar National Fish Hatchery and Fish Technology Center to the State of Pennsylvania; to the Committee on Resources.

By Mr. ROGERS of Alabama (for himself, Mr. MEEK of Florida, Mr. MCCAUL of Texas, and Mr. THOMPSON of Mississippi):

H.R. 4958. A bill to increase the number of trained detection canines of the Department of Homeland Security, and for other purposes; to the Committee on Homeland Security, and in addition to the Committees on the Judiciary, and Transportation and Infrastructure, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. TURNER (for himself, Mr. KING of Iowa, Mr. MCCOTTER, Mr. LATOURETTE, Mr. NEY, Mr. WELDON of Pennsylvania, Mr. HAYWORTH, Mr. MCHUGH, Mr. WAMP, Mr. ROGERS of Michigan, Mr. HOBSON, Mr. HUNTER, and Mr. GARRETT of New Jersey):

H.R. 4959. A bill to impose limitations on investment and certain operations by foreign entities in the United States; to the Committee on Financial Services, and in addition to the Committees on International Relations, and Energy and Commerce, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. STEARNS (for himself, Mr. MARKEY, Mr. TOWNS, Mr. VAN HOLLEN, Mr. KILDEE, Mr. LEWIS of Georgia, Mr. BASS, Mr. MCCOTTER, Mr. MCNULTY, Mrs. BLACKBURN, Ms. BORDALLO, Mr. UPTON, Mr. PALLONE, Mr. WEXLER, Mr. JEFFERSON, Mr. GRIJALVA, Mrs. DRAKE, Mr. CONYERS, Ms. EDDIE BERNICE JOHNSON of Texas, Mr. WAXMAN, Mrs. JO ANN DAVIS of Virginia, Mr. RADANOVICH, Mrs. BONO, Mr. MCGOVERN, and Mr. OXLEY):

H. Con. Res. 357. Concurrent resolution supporting the goals and ideals of National Cystic Fibrosis Awareness Month; to the Committee on Energy and Commerce.

By Mr. BRADLEY of New Hampshire (for himself and Mr. ALLEN):

H. Res. 722. A resolution expressing the sense of the Congress regarding the importance of oral health, and for other purposes; to the Committee on Energy and Commerce.

By Mr. LANTOS (for himself, Mr. PITTS, Mr. TANCREDO, Mr. PAYNE, Mr. RANGEL, Mr. BERMAN, Mr. BURTON of Indiana, Mrs. MALONEY, Mr. MCGOVERN, Mr. MCCOTTER, Ms. LEE, Mr. RYAN of Ohio, Mr. ADERHOLT, Mr. MCNULTY, Mr. GORDON, Mr. BROWN of Ohio, Ms. LINDA T. SÁNCHEZ of California, Mr. KILDEE, Mr. WAXMAN, Mr. CROWLEY, Ms. NORTON, Mr. RUSH, Ms. WATSON, Mr. CARDOZA, Mr. NEAL of Massachusetts, Mr. OWENS, Mr. ENGEL, Mr. CLAY, Mr. ACKERMAN, Mr. VAN HOLLEN, Mr. VISCLOSKY, Mr. WEXLER, and Mr. CONYERS):

H. Res. 723. A resolution calling on the President to take immediate steps to help improve the security situation in Darfur, Sudan, with a specific emphasis on civilian protection; to the Committee on International Relations.

By Mr. SENSENBRENNER (for himself, Mr. CONYERS, Mr. CANNON, Mr. SMITH of Texas, Mr. INGLIS of South Carolina, Mr. FEENEY, Mr. SCOTT of Virginia, and Mr. COBLE):

H. Res. 724. A resolution honoring Leonidas Ralph Mecham, Director of the Administrative Office of the United States Courts and Secretary of the Judicial Conference of the United States; to the Committee on the Judiciary.

By Mr. DANIEL E. LUNGREN of California (for himself, Mr. OBERSTAR, Mrs. TAUSCHER, Mr. MORAN of Virginia, Mr. GORDON, Mr. KLINE, Mr. GRIJALVA, Ms. BORDALLO, Mr. SCOTT of Georgia, Mr. CUMMINGS, Mr. COSTELLO, Mr. ISRAEL, Mr. GRAVES, Ms. NORTON, Ms. BERKLEY, Mr. KILDEE, Mr. HONDA, Mrs. CHRISTENSEN, Mr. LANTOS, Mr. ABERCROMBIE, Mr. PEARCE, and Mr. PASTOR):

H. Res. 726. A resolution honoring the life and achievements of Charles Edward Taylor and recognizing the essential role of aviation maintenance technicians in ensuring the safety and security of civil and military aircraft, and for other purposes; to the Committee on Transportation and Infrastructure, and in addition to the Committee on Armed Services, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Ms. WATERS (for herself, Mr. ENGEL, Mr. PAYNE, Ms. LEE, Mr. BROWN of Ohio, Mr. MEEKS of New York, Mr. CROWLEY, Mrs. CHRISTENSEN, Mr. GRIJALVA, Mr. OWENS, Ms. CORRINE BROWN of Florida, Ms. WATSON, Mr. MEEK of Florida, Mr. WEXLER, Mr. SERRANO, Mr. JEFFERSON, Mr. SHERMAN, Ms. VELÁZQUEZ, Mr. HONDA, Mr. BECERRA, Mr. BACA, Mr. BISHOP of Georgia, Mr. REYES, Ms. SOLIS, Ms. JACKSON-LEE of Texas, Ms. WOOLSEY, Mrs. NAPOLITANO, Mr. ACKERMAN, Mr. SCHIFF, Mr. COSTA, Mr. MOLLOHAN, Mr. CLEAVER, Ms. ROYBAL-ALLARD, Mr. KUCINICH, Ms. ESHOO, Mr. FARR, Mr. NADLER, and Ms. CARSON):

H. Res. 727. A resolution congratulating Prime Minister-designate Portia Simpson Miller for becoming the first female Prime Minister-designate of Jamaica; to the Committee on International Relations.

¶17.32 ADDITIONAL SPONSORS

Under clause 7 of rule XII, sponsors were added to public bills and resolutions as follows:

H.R. 25: Mr. FEENEY and Mr. BONNER.
H.R. 56: Mr. FATTAH.
H.R. 115: Mr. WU.
H.R. 282: Mr. UDALL of New Mexico, Mrs. SCHMIDT, and Mr. NUSSLE.
H.R. 356: Mr. WELDON of Pennsylvania and Mr. ISTOOK.
H.R. 363: Ms. WASSERMAN SCHULTZ, Mr. EVANS, and Ms. EDDIE BERNICE JOHNSON of Texas.
H.R. 378: Mr. WEXLER.
H.R. 450: Mr. COLE of Oklahoma.
H.R. 503: Mr. EHLERS and Ms. BORDALLO.
H.R. 517: Mr. EVANS.
H.R. 582: Mr. EVANS.
H.R. 586: Mr. GORDON.
H.R. 591: Ms. MCKINNEY.
H.R. 602: Mr. TAYLOR of North Carolina and Mrs. MYRICK.
H.R. 699: Mr. WILSON of South Carolina.
H.R. 807: Ms. LINDA T. SÁNCHEZ of California.
H.R. 824: Mr. RYAN of Ohio, Mr. MILLER of Florida, and Mr. AL GREEN of Texas.
H.R. 838: Mr. ALLEN.
H.R. 865: Mr. CLAY.
H.R. 874: Mr. PICKERING and Mr. ISSA.
H.R. 994: Mr. HONDA, Mr. OTTER, and Mr. GREEN of Wisconsin.
H.R. 1000: Mr. LATOURETTE, Mr. PRICE of North Carolina, Mr. FORTUÑO, and Mr. RAHALL.
H.R. 1059: Mr. DOYLE.
H.R. 1120: Mrs. MALONEY.
H.R. 1227: Mr. HALL.
H.R. 1241: Mrs. JOHNSON of Connecticut, Mr. GILLMOR, and Mr. SANDERS.
H.R. 1290: Ms. DEGETTE.
H.R. 1375: Mr. VAN HOLLEN.
H.R. 1426: Mr. CASTLE, Ms. CARSON, and Mr. TOWNS.
H.R. 1432: Mr. BARROW, Mr. MCNULTY, Mr. BISHOP of Georgia, Mr. CUMMINGS, Mr. BERMAN, Mr. AL GREEN of Texas, Ms. CARSON, Mr. NEAL of Massachusetts, Mr. MCDERMOTT, and Mr. WEXLER.
H.R. 1433: Mr. LEWIS of Georgia, Mr. KUCINICH, Mr. MCNULTY, Mr. BISHOP of Georgia, Mr. GONZALEZ, Mr. AL GREEN of Texas, Ms. CARSON, Mr. MCDERMOTT, Mr. WEXLER, and Mr. CUMMINGS.
H.R. 1434: Mr. PAYNE, Mr. ACKERMAN, and Mr. MCNULTY.
H.R. 1445: Mr. BERMAN.
H.R. 1578: Mr. AL GREEN of Texas and Mr. EMANUEL.
H.R. 1603: Mrs. MUSGRAVE.
H.R. 1621: Mr. LAHOOD.
H.R. 1823: Mr. KUCINICH.
H.R. 1951: Mr. UDALL of New Mexico, Ms. MCKINNEY, and Mr. LEWIS of California.
H.R. 2047: Mr. KIND.
H.R. 2048: Ms. ROYBAL-ALLARD.
H.R. 2353: Mr. FRANKS of Arizona.
H.R. 2357: Mr. COLE of Oklahoma.
H.R. 2421: Mr. BLUNT.
H.R. 2561: Mr. MORAN of Kansas.
H.R. 2684: Mr. MILLER of North Carolina.
H.R. 2939: Ms. ROYBAL-ALLARD.
H.R. 2963: Mr. DOGGETT.
H.R. 3142: Ms. HARMAN and Ms. MCKINNEY.
H.R. 3156: Mr. VAN HOLLEN.
H.R. 3196: Mrs. LOWEY.
H.R. 3267: Mr. WEXLER and Mr. DOYLE.
H.R. 3318: Mr. JEFFERSON.
H.R. 3352: Mr. BONILLA, Mr. EMANUEL, Mr. MANZULLO, and Mr. RENZI.
H.R. 3361: Mrs. MILLER of Michigan.
H.R. 3401: Mr. TOWNS.
H.R. 3476: Mr. EMANUEL and Mr. CONYERS.
H.R. 3541: Ms. WATERS.
H.R. 3638: Mr. KING of New York.
H.R. 3658: Ms. ROS-LEHTINEN, Mr. MCGOVERN, Mr. GRIJALVA, and Mrs. CHRISTENSEN.

H.R. 3715: Mr. MICHAUD.
H.R. 3854: Ms. WATERS.
H.R. 3857: Mr. LEWIS of Kentucky.
H.R. 3858: Mr. WELDON of Pennsylvania.
H.R. 4085: Mr. EVANS.
H.R. 4197: Mrs. NAPOLITANO and Mr. ROTHMAN.
H.R. 4298: Mr. JENKINS and Mr. RAHALL.
H.R. 4341: Mr. DOOLITTLE, Mr. KUHL of New York, Mr. PLATTS, and Mr. CRAMER.
H.R. 4349: Ms. HARMAN.
H.R. 4384: Mr. SIMMONS.
H.R. 4423: Mr. RANGEL, Mr. BARROW, and Ms. MCKINNEY.
H.R. 4434: Mr. MCINTYRE.
H.R. 4542: Mr. DOGGETT.
H.R. 4561: Mr. CARTER and Mr. SAM JOHNSON of Texas.
H.R. 4573: Mrs. LOWEY, Mr. ENGEL, Ms. SCHAKOWSKY, Mr. TERRY, and Mr. FORTUÑO.
H.R. 4629: Mr. WU and Mr. HASTINGS of Florida.
H.R. 4681: Ms. WASSERMAN SCHULTZ, Mr. WEXLER, Mrs. MYRICK, Mr. GOHMERT, Mr. SHADEGG, Mr. LARSEN of Washington, Mr. BONILLA, Mr. AKIN, Mr. WELDON of Florida, Mr. RENZI, Mr. OWENS, Mr. MICA, and Mr. NUSSLE.
H.R. 4705: Ms. JACKSON-LEE of Texas.
H.R. 4710: Mr. SCHIFF and Mr. WALSH.
H.R. 4736: Mr. MCNULTY, Mr. BERMAN, Mr. DAVIS of Illinois, and Mr. SANDERS.
H.R. 4751: Mr. COLE OF OKLAHOMA AND MS. MCKINNEY.
H.R. 4755: Mr. MOORE OF KANSAS, Mr. WELDON of Pennsylvania, Mr. ABERCROMBIE, Mr. THOMPSON of Mississippi, Mr. SMITH of Washington, Mr. BISHOP of Georgia, Mr. CHANDLER, Ms. LINDA T. SÁNCHEZ of California, Mr. PAUL, and Ms. HERSETH.
H.R. 4756: Mr. FORTENBERRY.
H.R. 4761: Mr. OTTER.
H.R. 4769: Mr. JEFFERSON, Mr. CLEAVER, Mr. GINGREY, and Mr. LYNCH.
H.R. 4772: Mr. HERGER and Mr. SMITH of Texas.
H.R. 4774: Mr. KINGSTON and Ms. SCHAKOWSKY.
H.R. 4777: Mr. CAMP of Michigan, Mr. EDWARDS, Mr. ETHERIDGE, Mr. PETERSON of Pennsylvania, Mr. PRICE of North Carolina, Mr. SESSIONS, Mr. MARCHANT, Mr. DAVIS of Tennessee, Mr. CARDOZA, Mr. CHANDLER, and Mr. MCCAUL of Texas.
H.R. 4790: Mr. FOSSELLA, Mr. COLE of Oklahoma, and Mr. LAHOOD.
H.R. 4796: Mr. MOORE of Kansas.
H.R. 4826: Mr. HONDA.
H.R. 4830: Ms. GINNY BROWN-WAITE of Florida and Mr. CARDOZA.
H.R. 4843: Mr. REYES and Ms. GINNY BROWN-WAITE of Florida.
H.R. 4859: Mr. BISHOP of Utah and Mr. JEFFERSON.
H.R. 4860: Mr. WOLF, Mr. GORDON, Mr. REYES, and Mr. SANDERS.
H.R. 4861: Mr. DAVIS of Tennessee.
H.R. 4865: Mr. ENGLISH of Pennsylvania, Mr. BISHOP of Utah, Mr. OTTER, and Mr. GARRETT of New Jersey.
H.R. 4873: Mr. MICHAUD.
H.R. 4880: Mr. FERGUSON, Mr. CUMMINGS, and Mr. DEFAZIO.
H.R. 4881: Mr. KUHL of New York and Mr. BISHOP of Georgia.
H.R. 4882: Mr. MARKEY.
H.R. 4890: Mr. DENT, Mrs. DRAKE, Mrs. JO ANN DAVIS of Virginia, Mr. THORNBERRY, Mr. RADANOVICH, Mr. PEARCE, Mr. WELDON of Florida, and Mr. SAM JOHNSON of Texas.
H.R. 4899: Ms. CARSON, Ms. MILLENDER-MCDONALD, Mr. GRIJALVA, Mr. AL GREEN of Texas, Ms. LEE, and Mr. LARSON of Connecticut.
H.R. 4900: Mr. BERMAN.
H.R. 4902: Mr. MEEKS of New York, Mr. FALEOMAVAEGA, Mr. BURTON of Indiana, Mr. BISHOP of Georgia, and Mr. CLAY.
H.R. 4903: Mr. BLUMENAUER.
H.R. 4912: Mr. HINOJOSA.
H.J. Res. 53: Mr. GILLMOR.
H. Con. Res. 90: Mr. SMITH of Washington, Mrs. MCCARTHY, and Ms. NORTON.
H. Con. Res. 235: Mr. DEFAZIO.
H. Con. Res. 318: Mr. PAYNE.
H. Con. Res. 319: Mr. GOODLATTE.
H. Con. Res. 320: Mr. WAMP, Mr. SAXTON, Mr. EDWARDS, Mr. SHIMKUS, Mr. HUNTER, Mrs. BIGGERT, Mr. KING of Iowa, Mr. DANIEL E. LUNGREN of California, Mr. LINCOLN DIAZ-BALART of Florida, Mr. MARIO DIAZ-BALART of Florida, and Mrs. JO ANN DAVIS of Virginia.
H. Con. Res. 338: Mr. BERMAN, Mr. FALEOMAVAEGA, Mr. MCCAUL of Texas, Mr. MACK, Ms. WATSON, Mr. MARIO DIAZ-BALART of Florida, Mr. CARNAHAN, and Mr. LINCOLN DIAZ-BALART of Florida.
H. Con. Res. 346: Mr. SIMMONS, Mr. MARIO DIAZ-BALART of Florida, and Mr. LUCAS.
H. Con. Res. 353: Mr. BERMAN.
H. Con. Res. 354: Mr. CAMPBELL of California, Mr. STEARNS, and Mrs. DRAKE.
H. Res. 415: Ms. BORDALLO.
H. Res. 608: Mr. BERMAN, Mr. WOLF, Mrs. SCHMIDT, and Mr. LINCOLN DIAZ-BALART of Florida.
H. Res. 635: Mr. WU and Ms. MCCOLLUM of Minnesota.
H. Res. 658: Ms. MCKINNEY.
H. Res. 662: Mr. OTTER.
H. Res. 675: Ms. WATERS, Mr. MICHAUD, Ms. SLAUGHTER, and Mr. PRICE of North Carolina.
H. Res. 685: Mr. HINCHEY.
H. Res. 691: Mr. KUCINICH, Mr. GORDON, and Mr. CAPUANO.
H. Res. 698: Mrs. DRAKE.
H. Res. 700: Mr. MANZULLO, Mr. MCNULTY, Ms. BERKLEY, Mr. BROWN of South Carolina, Ms. JACKSON-LEE of Texas, Mr. BROWN of Ohio, Mr. BURTON of Indiana, Mr. DAVIS of Alabama, Mr. GENE GREEN of Texas, Mr. MCCOTTER, and Mr. LINCOLN DIAZ-BALART of Florida.
H. Res. 707: Mr. KUHL of New York and Mr. ENGLISH of Pennsylvania.

¶17.33 DELETIONS OF SPONSORS FROM PUBLIC BILLS AND RESOLUTIONS

Under clause 7 of rule XII, sponsors were deleted from public bills and resolutions as follows:

H.R. 4857: Mr. DICKS.

WEDNESDAY, MARCH 15, 2006 (18)

The House was called to order by the SPEAKER.

¶18.1 APPROVAL OF THE JOURNAL

The SPEAKER announced he had examined and approved the Journal of the proceedings of Tuesday, March 14, 2006.

Pursuant to clause 1, rule I, the Journal was approved.

¶18.2 COMMUNICATIONS

Executive and other communications, pursuant to clause 8, rule XII, were referred as follows:

6696. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Flumiclorac Pentyl; Pesticide Tolerance [EPA-HQ-OPP-2005-0311; FRL-7764-1] received March 6, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

6697. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Pesticides; Emergency Exemption Process Revisions [EPA-HQ-OPP-2004-0038; FRL-7749-3] (RIN: 2070-AD36) received January 24, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

6698. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule—Sorbitol Octanoate; Exemption from the Requirement of a Tolerance [EPA-HQ-OPP-2005-0515; FRL-7757-2] received January 24, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

6699. A letter from the Acting Director, Defense Procurement and Acquisition Policy, Department of Defense, transmitting the Department's final rule — Defense Federal Acquisition Regulation Supplement; Simplified Acquisition Procedures [DFARS Case 2003-D075] received January 24, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Armed Services.

6700. A letter from the Acting Director, Defense Procurement and Acquisition Policy, Department of Defense, transmitting the Department's final rule — Defense Federal Acquisition Regulation Supplement; Contracting by Negotiation [DFARS Case 2003-D077] received January 24, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Armed Services.

6701. A letter from the Acting Director, Defense Procurement and Acquisition Policy, Department of Defense, transmitting the Department's final rule — Defense Federal Acquisition Regulation Supplement; DoD Pilot Mentor-Protege Program [DFARS Case 2004-D028] received January 30, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Armed Services.

6702. A letter from the Acting Director, Defense Procurement and Acquisition Policy, Department of Defense, transmitting the Department's final rule — Defense Federal Acquisition Regulation Supplement; Specialized Service Contracting [DFARS Case 2003-D041] received January 30, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Armed Services.

6703. A letter from the Acting Director, Defense Procurement and Acquisition Policy, Department of Defense, transmitting the Department's final rule — Defense Federal Acquisition Regulation Supplement; Acquisition of Utility Services [DFARS Case 2003-D069] received January 30, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Armed Services.

6704. A letter from the Acting Director, Defense Procurement and Acquisition Policy, Department of Defense, transmitting the Department's final rule — Defense Federal Acquisition Regulation Supplement; Utility Rates Established by Regulatory Bodies [DFARS Case 2003-D096] received January 30, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Armed Services.

6705. A letter from the Assistant Secretary, Employee Benefits Security Administration, Department of Labor, transmitting the Department's final rule — Amendment of Prohibited Transaction Exemption 84-24 (PTE 84-24) For Certain Transactions Involving Insurance Agents and Brokers, Pension Consultants, Insurance Companies, Investment Companies and Investment Company Principal Underwriters [Exemption Application D-11069] received February 3, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Education and the Workforce.

6706. A letter from the Assistant Secretary, Employee Benefits Security Administration, Department of Labor, transmitting the Department's final rule — Amendment to Prohibited Transaction Exemption (PTE) 75-1, Exemptions From Prohibitions Respecting Certain Classes of Transactions Involving Employee Benefit Plans and Certain Broker-

Dealers, Reporting Dealers and Banks [Application No. D-11184] received February 3, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Education and the Workforce.

6707. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Approval and Promulgation of Implementation Plans Alabama: State Implementation Plan Revision [EPA-R04-OAR-2005-AL-0002-200528a; FRL-8042-9] received March 6, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

6708. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Incorporation By Reference of Approval State Hazardous Waste Management Program [EPA-R08-RCRA-2006-0048; FRL-8035-5] received March 6, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

6709. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — South Dakota: Final Authorization of State Hazardous Waste Management Program Revision and Incorporation By Reference of Approved State Hazardous Waste Management Program [EPA-R08-RCRA-2006-0047; FRL-8035-4] received March 6, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

6710. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Approval and Promulgation of Implementation Plans; New Jersey Consumer Products Rule; [Region 2 Docket No. EPA-R02-OAR-2004-NJ-0004, FRL-8020-6] received January 24, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

6711. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Approval and Promulgation of Implementation Plans; New Mexico, Visibility [NM-4-1-5208a; FRL-8025-5] received January 24, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

6712. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Disapproval of Air Quality Implementation Plans; Montana; Maintenance of Air Pollution Control Equipment For Existing Aluminum Plants [EPA-R08-OAR-2006-0017; FRL-8026-1] received January 24, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

6713. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Standards of Performance for Stationary Gas Turbines [EPA-OAR-2002-0053; FRL-8025-9] (RIN: 2060-AK35) received January 24, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

6714. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Standard Instrument Approach Procedures; Miscellaneous Amendments [Docket No. 30465; Amdt. No. 3141] received February 15, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

6715. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Revocation of Class E Airspace; Eagle, CO [Docket No. FAA-2005-22845; Airspace Docket No. 05-ANM-14] received February 15, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

6716. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Establishment and Revision of Area Navigation (RNAV) Routes; Western United States [Docket No. FAA-2005-20322; Airspace Docket No. 05-ANM-1] (RIN: 2120-AA66) received February 15, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

6717. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Modification of Class D and Class E Airspace; Salina Municipal Airport, KS; Correction [Docket No. FAA-2005-21873; Airspace Docket No. 05-ACE-27] received February 15, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

6718. A letter from the Director, NIST, Department of Commerce, transmitting the Department's final rule — Small Grants Programs and Precision Measurement Grants Program; Availability of Funds [Docket No. 051202321-5335-02] received January 17, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Science.

6719. A letter from the Chief, Trade and Commercial Regulations Branch, Customs and Border Protection, Department of Homeland Security, transmitting the Department's final rule — Extension of Import Restrictions Imposed on Archaeological Material Originating in Italy and Representing the Pre-Clasical, Classical, and Imperial Roman Periods [USCBP-2006-0016] (RIN: 1505-AB63) received March 3, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

6720. A letter from the Regulations Coordinator, Department of Health and Human Services, transmitting the Department's final rule — Medicare and Medicaid Programs; Requirements for Long Term Care Facilities; Nursing Services; Posting of Nurse Staffing Information [CMS-3121-F] (RIN: 0938-AM55) received February 8, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); jointly to the Committees on Energy and Commerce and Ways and Means.

¶18.3 PROVIDING FOR THE CONSIDERATION OF H.R. 4939

Mr. COLE of Oklahoma, by direction of the Committee on Rules, called up the following resolution (H. Res. 725):

Resolved, That at any time after the adoption of this resolution the Speaker may, pursuant to clause 2(b) of rule XVIII, declare the House resolved into the Committee of the Whole House on the state of the Union for consideration of the bill (H.R. 4939) making emergency supplemental appropriations for the fiscal year ending September 30, 2006, and for other purposes. The first reading of the bill shall be dispensed with. All points of order against consideration of the bill are waived. General debate shall be confined to the bill and shall not exceed one hour equally divided and controlled by the chairman and ranking minority member of the Committee on Appropriations. After general debate the bill shall be considered for amendment under the five-minute rule. When the reading for amendment reaches title II, such title shall be considered as read. During consideration of the bill for amendment, the Chairman of the Committee of the Whole may accord priority in recognition on the basis of whether the Member offering an amendment has caused it to be printed in the portion of the Congressional Record designated for that purpose in clause 8 of rule XVIII. Amendments so printed shall be considered as read. When the committee rises and reports the bill back to the House with a recommendation that the bill do pass, the previous question shall be considered as ordered on the bill and amendments thereto to final passage without intervening motion except one motion to recommit with or without instructions.

When said resolution was considered.

After debate,

Mr. COLE of Oklahoma moved the previous question on the resolution to its adoption or rejection.

The question being put, viva voce,

Will the House now order the previous question?

The SPEAKER pro tempore, Mr. GILLMOR, announced that the yeas had it.

Ms. SLAUGHTER objected to the vote on the ground that a quorum was not present and not voting.

A quorum not being present,

The roll was called under clause 6, rule XX, and the call was taken by electronic device.

When there appeared { Yeas ..... 224 / Nays ..... 192 }

¶18.4 [Roll No. 40]

YEAS—224

Aderholt
Akin
Alexander
Bachus
Baker
Barrett (SC)
Bartlett (MD)
Barton (TX)
Bass
Beauprez
Biggert
Bilirakis
Bishop (UT)
Blackburn
Blunt
Boehlert
Boehner
Bonilla
Bonner
Bono
Boozman
Boustany
Bradley (NH)
Brady (TX)
Brown (SC)
Brown-Waite, Ginny
Burgess
Burton (IN)
Buyer
Calvert
Camp (MI)
Campbell (CA)
Cannon
Cantor
Capito
Carter
Castle
Chabot
Chocola
Coble
Cole (OK)
Conaway
Crenshaw
Cubin
Culberson
Davis (KY)
Davis, Jo Ann
Davis, Tom
Deal (GA)
DeLay
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Doolittle
Drake
Dreier
Ehlers
Emerson
English (PA)
Everett
Feeney
Ferguson
Fitzpatrick (PA)
Flake
Foley
Forbes
Fortenberry
Fossella
Foxx
Franks (AZ)
Frelinghuysen
Gallegly
Garrett (NJ)
Gerlach
Gibbons
Gilchrest
Gillmor
Gingrey
Gohmert
Goode
Goodlatte
Granger
Graves
Green (WI)
Gutknecht
Hall
Hart
Hastings (WA)
Hayes
Hayworth
Hefley
Hensarling
Herger
Hobson
Hoekstra
Hostettler
Hulshof
Hunter
Hyde
Inglis (SC)
Issa
Jenkins
Jindal
Johnson (CT)
Johnson (IL)
Johnson, Sam
Jones (NC)
Keller
Kelly
Kennedy (MN)
King (IA)
King (NY)
Kingston
Kirk
Kline
Knollenberg
Kolbe
Kuhl (NY)
LaHood
Latham
LaTourette
Leach
Lewis (CA)
Lewis (KY)
Linder
LoBiondo
Lucas
Lungren, Daniel E.
Mack
Manzullo
Marchant
McCaul (TX)
McCotter
McCrery
McHenry
McHugh
McKeon
McMorris
Mica
Miller (FL)
Miller (MI)
Miller, Gary
Moran (KS)
Murphy
Musgrave
Myrick
Neugebauer
Ney
Northup
Nunes
Nussle
Osborne
Otter
Oxley
Paul
Pearce
Pence
Peterson (PA)
Petri
Pickering
Pitts
Platts
Poe
Pombo
Porter
Price (GA)
Pryce (OH)
Putnam
Radanovich
Ramstad
Regula
Rehberg
Reichert
Renzi
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Ros-Lehtinen
Royce

Ryan (WI)
Ryun (KS)
Saxton
Schmidt
Schwarz (MI)
Sensenbrenner
Sessions
Shadegg
Shaw
Shays
Sherwood
Shimkus
Shuster
Simmons
Simpson
Smith (NJ)
Smith (TX)
Sodrel
Souder
Stearns
Sullivan
Tancredo
Taylor (NC)
Terry
Thomas
Thornberry
Tiahrt
Tiberi
Turner
Upton
Walden (OR)
Walsh
Wamp
Weldon (PA)
Weller
Westmoreland
Whitfield
Wicker
Wilson (NM)
Wilson (SC)
Wolf
Young (AK)
Young (FL)

NAYS—192

Abercrombie
Ackerman
Allen
Baca
Baldwin
Barrow
Bean
Becerra
Berkley
Berman
Berry
Bishop (GA)
Bishop (NY)
Blumenauer
Boren
Boswell
Boucher
Boyd
Brady (PA)
Brown (OH)
Brown, Corrine
Butterfield
Capps
Capuano
Cardin
Cardoza
Carnahan
Carson
Case
Chandler
Clay
Cleaver
Clyburn
Conyers
Cooper
Costa
Costello
Cramer
Crowley
Cuellar
Cummings
Davis (AL)
Davis (FL)
Davis (TN)
DeFazio
DeGette
Delahunt
DeLauro
Dicks
Dingell
Doggett
Doyle
Edwards
Emanuel
Engel
Eshoo
Etheridge
Farr
Fattah
Filner
Frank (MA)
Gonzalez
Gordon
Green, Al
Green, Gene
Grijalva
Gutierrez
Harman
Hastings (FL)
Herseth
Higgins
Hinchey
Hinojosa
Holden
Holt
Honda
Hooley
Hoyer
Inslee
Israel
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Johnson, E. B.
Jones (OH)
Kanjorski
Kaptur
Kennedy (RI)
Kildee
Kilpatrick (MI)
Kind
Kucinich
Langevin
Lantos
Larsen (WA)
Larson (CT)
Lee
Levin
Lewis (GA)
Lipinski
Lofgren, Zoe
Lowey
Lynch
Maloney
Markey
Marshall
Matheson
Matsui
McCarthy
McDermott
McGovern
McIntyre
McKinney
McNulty
Meehan
Meek (FL)
Meeks (NY)
Melancon
Michaud
Millender-McDonald
Miller (NC)
Miller, George
Mollohan
Moore (KS)
Moore (WI)
Moran (VA)
Murtha
Nadler
Napolitano
Neal (MA)
Oberstar
Obey
Olver
Ortiz
Owens
Pallone
Pascrell
Pastor
Payne
Pelosi
Pomeroy
Price (NC)
Rahall
Rangel
Reyes
Ross
Rothman
Roybal-Allard
Rush
Ryan (OH)
Sabo
Salazar
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Schakowsky
Schiff
Schwartz (PA)
Scott (VA)
Serrano
Sherman
Skelton
Slaughter
Smith (WA)
Snyder
Solis
Spratt
Stark
Strickland
Stupak
Tanner
Tauscher
Taylor (MS)
Thompson (CA)
Thompson (MS)
Tierney
Towns
Udall (CO)
Udall (NM)
Van Hollen
Velázquez
Visclosky
Wasserman Schultz
Waters
Watson
Watt
Waxman
Weiner
Wexler
Woolsey
Wu
Wynn

NOT VOTING—16

Andrews
Baird
Davis (CA)
Davis (IL)
Duncan
Evans
Ford
Harris
Istook
McCollum (MN)
Norwood
Peterson (MN)
Ruppersberger
Scott (GA)
Sweeney
Weldon (FL)

So the previous question on the resolution was ordered.

The question being put, viva voce,

Will the House agree to said resolution?

The SPEAKER pro tempore, Mr. GILLMOR, announced that the yeas had it.

Mr. FLAKE demanded a recorded vote on agreeing to said resolution, which demand was supported by one-fifth of a quorum, so a recorded vote was ordered.

The vote was taken by electronic device.

It was decided in the affirmative ..... { Yeas ..... 218 / Nays 200

¶18.5 [Roll No. 41]

AYES—218

Aderholt
Alexander
Allen
Bachus
Baker
Barrett (SC)
Barrow
Bartlett (MD)
Barton (TX)
Bass
Bean
Beauprez
Biggert
Bilirakis
Bishop (UT)
Blackburn
Blunt
Boehlert
Boehner
Bonilla
Bonner
Bono
Boozman
Boustany
Bradley (NH)
Brady (TX)
Brown (SC)
Brown-Waite, Ginny
Burgess
Burton (IN)
Buyer
Calvert
Camp (MI)
Campbell (CA)
Cannon
Cantor
Capito
Carter
Case
Castle
Chandler
Chocola
Coble
Cole (OK)
Conaway
Crenshaw
Cubin
Culberson
Davis (KY)
Davis (TN)
Davis, Tom
Deal (GA)
DeLay
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Dicks
Doolittle
Drake
Dreier
Ehlers
Emerson
English (PA)
Everett
Feeney
Ferguson
Fitzpatrick (PA)
Foley
Fortenberry
Fossella
Frank (MA)
Frelinghuysen
Gallegly
Gerlach
Gibbons
Gilchrest
Gillmor
Gingrey
Goode
Goodlatte
Granger
Graves
Hall
Hart
Hastings (WA)
Hayes
Herger
Herseth
Higgins
Hobson
Hoekstra
Hulshof
Hunter
Hyde
Inglis (SC)
Issa
Jenkins
Jindal
Johnson (CT)
Johnson (IL)
Johnson, Sam
Kaptur
Keller
Kelly
Kennedy (MN)
King (NY)
Kingston
Kirk
Kline
Knollenberg
Kolbe
Kuhl (NY)
LaHood
Larsen (WA)
Latham
LaTourette
Leach
Lewis (CA)
Lewis (KY)
Linder
LoBiondo
Lucas
Mack
Manzullo
Marchant
Marshall
Matheson
McCaul (TX)
McCotter
McCrery
McHenry
McHugh
McIntyre
McKeon
McMorris
Melancon
Mica
Michaud
Miller (FL)
Miller (MI)
Miller, Gary
Mollohan
Moran (KS)
Murphy
Murtha
Myrick
Ney
Northup
Nunes
Nussle
Oberstar
Osborne
Oxley
Paul
Pearce
Peterson (PA)
Petri
Pickering
Pitts
Platts
Pombo
Pomeroy
Porter
Price (GA)
Pryce (OH)
Putnam
Radanovich
Ramstad
Regula
Rehberg
Reichert
Renzi
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Ros-Lehtinen
Royce
Salazar
Saxton
Schmidt
Schwarz (MI)
Sensenbrenner
Sessions
Shaw
Shays
Sherwood
Shimkus
Shuster
Simmons
Simpson
Smith (NJ)
Smith (TX)
Sodrel
Souder
Sullivan
Taylor (NC)
Terry
Thomas
Thornberry
Tiahrt
Tiberi
Turner
Upton
Walden (OR)
Walsh
Wamp
Weldon (FL)
Weldon (PA)
Weller
Whitfield
Wicker
Wilson (NM)
Wilson (SC)
Wolf
Young (AK)
Young (FL)

NOES—200

Abercrombie
Ackerman
Akin
Baca
Baldwin
Becerra
Berkley
Berman
Berry
Bishop (GA)
Bishop (NY)
Blumenauer
Boren
Boswell
Boucher
Boyd
Brady (PA)
Brown (OH)
Brown, Corrine
Butterfield
Capps
Capuano
Cardin
Cardoza
Carnahan
Carson
Chabot
Clay
Cleaver
Clyburn
Conyers
Cooper
Costa
Costello
Cramer
Crowley
Cuellar
Cummings
Davis (AL)
Davis (FL)
Davis, Jo Ann
DeFazio
DeGette
Delahunt
DeLauro
Dingell
Doggett
Doyle
Edwards
Emanuel
Engel
Eshoo
Etheridge
Farr
Fattah
Filner
Flake
Forbes
Foxx
Franks (AZ)
Garrett (NJ)
Gohmert
Gonzalez
Gordon
Green (WI)
Green, Al
Green, Gene
Grijalva
Gutierrez
Gutknecht
Harman
Hastings (FL)
Hayworth
Hefley
Hensarling
Hinchey
Hinojosa
Holden
Holt
Honda
Hooley
Hostettler
Hoyer
Inslee
Israel
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Johnson, E. B.
Jones (NC)
Jones (OH)
Kanjorski
Kennedy (RI)
Kildee
Kilpatrick (MI)
Kind
King (IA)
Kucinich
Langevin
Lantos
Larson (CT)
Lee
Levin
Lewis (GA)
Lipinski
Lofgren, Zoe
Lowey
Lungren, Daniel E.
Lynch
Maloney
Markey
Matsui
McCarthy
McDermott
McGovern
McKinney
McNulty
Meehan
Meek (FL)
Meeks (NY)
Millender-McDonald
Miller (NC)
Miller, George
Moore (KS)
Moore (WI)
Moran (VA)
Musgrave
Nadler
Napolitano
Neal (MA)
Neugebauer
Obey
Olver
Ortiz
Otter
Owens
Pallone
Pascrell
Pastor
Payne
Pelosi
Pence
Poe
Price (NC)
Rahall
Rangel
Reyes
Ross
Rothman
Roybal-Allard
Rush
Ryan (OH)
Ryan (WI)
Ryun (KS)
Sabo
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Schakowsky
Schiff
Schwartz (PA)
Scott (GA)
Scott (VA)
Serrano
Shadegg
Sherman
Skelton
Slaughter
Smith (WA)
Snyder
Solis
Spratt
Stark
Stearns
Strickland
Stupak
Tancredo
Tanner
Tauscher
Taylor (MS)
Thompson (CA)
Thompson (MS)
Tierney
Towns
Udall (CO)
Udall (NM)
Van Hollen
Velázquez
Visclosky
Wasserman Schultz
Waters
Watson
Watt
Waxman
Weiner
Westmoreland
Wexler
Woolsey
Wu
Wynn

NOT VOTING—14

Andrews
Baird
Davis (CA)
Davis (IL)
Duncan
Evans
Ford
Harris
Istook
McCollum (MN)
Norwood
Peterson (MN)
Ruppersberger
Sweeney

So the resolution was agreed to.

A motion to reconsider the vote whereby said resolution was agreed to was, by unanimous consent, laid on the table.

¶18.6 H. CON. RES. 190—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mr. GILLMOR, pursuant to clause 8, rule XX, announced the unfinished business to be the motion to suspend the rules and agree to the concurrent resolution (H. Con. Res. 190) expressing the sense of the Congress that the Russian Federation should fully protect the freedoms of all religious communities without distinction, whether registered and unregistered, as stipulated by the Russian Constitution and international standards.

The question being put,

Will the House suspend the rules and agree to said concurrent resolution?

The vote was taken by electronic device.

It was decided in the affirmative ..... { Yeas ..... 411; Nays ..... 1; Answered present 1 }

¶18.7 [Roll No. 42]

YEAS—411

Abercrombie
Ackerman
Aderholt
Akin
Alexander
Allen
Baca
Bachus
Baker
Baldwin
Barrett (SC)
Barrow
Bartlett (MD)
Barton (TX)
Bass
Bean
Beauprez
Becerra
Berkley
Berman
Berry
Biggert
Bilirakis
Bishop (GA)
Bishop (NY)
Bishop (UT)
Blackburn
Blumenauer
Blunt
Boehlert
Boehner
Bonilla
Bonner
Bono
Boozman
Boren
Boswell
Boucher
Boustany
Boyd
Bradley (NH)
Brady (PA)
Brady (TX)
Brown (OH)
Brown (SC)
Brown, Corrine
Brown-Waite, Ginny
Burgess
Burton (IN)
Butterfield
Buyer
Camp (MI)
Campbell (CA)
Cannon
Cantor
Capito
Capps
Capuano
Cardin
Cardoza
Carnahan
Carson
Carter
Case
Castle
Chabot
Chandler
Chocola
Clay
Cleaver
Clyburn
Coble
Cole (OK)
Conaway
Conyers
Cooper
Costa
Costello
Cramer
Crenshaw
Crowley
Cubin
Cuellar
Culberson
Cummings
Davis (AL)
Davis (FL)
Davis (KY)
Davis (TN)
Davis, Jo Ann
Davis, Tom
Deal (GA)
DeFazio
DeGette
Delahunt
DeLauro
DeLay
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Dicks
Dingell
Doggett
Doolittle
Doyle
Drake
Dreier
Edwards
Ehlers
Emanuel
Emerson
Engel
English (PA)
Eshoo
Etheridge
Everett
Farr
Fattah
Feeney
Ferguson
Filner
Fitzpatrick (PA)
Flake
Foley
Forbes
Fortenberry
Fossella
Foxx
Frank (MA)
Franks (AZ)
Frelinghuysen
Gallegly
Garrett (NJ)
Gerlach
Gibbons
Gilchrest
Gillmor
Gingrey
Gohmert
Gonzalez
Goode
Goodlatte
Gordon
Granger
Graves
Green (WI)
Green, Al
Green, Gene
Grijalva
Gutierrez
Gutknecht
Hall
Harman
Hart
Hastings (FL)
Hastings (WA)
Hayes
Hayworth
Hefley
Hensarling
Herger
Herseth
Higgins
Hinchey
Hinojosa
Hobson
Hoekstra
Holden
Holt
Honda
Hooley
Hostettler
Hoyer
Hulshof
Hunter
Hyde
Inglis (SC)
Inslee
Israel
Issa
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Jenkins
Jindal
Johnson (CT)
Johnson (IL)
Johnson, E. B.
Johnson, Sam
Jones (NC)
Jones (OH)
Kanjorski
Kaptur
Keller
Kelly
Kennedy (MN)
Kennedy (RI)
Kildee
Kilpatrick (MI)
Kind
King (IA)
King (NY)
Kingston
Kirk
Kline
Knollenberg
Kolbe
Kuhl (NY)
LaHood
Langevin
Lantos
Larsen (WA)
Larson (CT)
Latham
LaTourette
Leach
Lee
Levin
Lewis (CA)
Lewis (GA)
Lewis (KY)
Linder
Lipinski
LoBiondo
Lofgren, Zoe
Lowey
Lucas
Lungren, Daniel E.
Lynch
Mack
Maloney
Manzullo
Marchant
Markey
Marshall
Matheson
Matsui
McCarthy
McCaul (TX)
McCotter
McCrery
McDermott
McGovern
McHenry
McHugh
McIntyre
McKeon
McKinney
McMorris
McNulty
Meehan
Meek (FL)
Meeks (NY)
Melancon
Mica
Michaud
Millender-McDonald
Miller (FL)
Miller (MI)
Miller (NC)
Miller, Gary
Miller, George
Mollohan
Moore (KS)
Moore (WI)
Moran (KS)
Moran (VA)
Murphy
Musgrave
Myrick
Nadler
Napolitano
Neal (MA)
Neugebauer
Ney
Northup
Nunes
Nussle
Oberstar
Obey
Olver
Ortiz
Osborne
Otter
Owens
Oxley
Pallone
Pascrell
Pastor
Payne
Pearce
Pelosi
Pence
Peterson (PA)
Petri
Pickering
Pitts
Platts
Poe
Pombo
Pomeroy
Porter
Price (GA)
Price (NC)
Pryce (OH)
Putnam
Radanovich
Rahall
Ramstad
Regula
Rehberg
Reichert
Renzi
Reyes
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Ros-Lehtinen
Ross
Rothman
Roybal-Allard
Royce
Rush
Ryan (OH)
Ryan (WI)
Ryun (KS)
Sabo
Salazar
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Saxton
Schakowsky
Schiff
Schmidt
Schwartz (PA)
Schwarz (MI)
Scott (GA)
Scott (VA)
Sensenbrenner
Serrano
Sessions
Shadegg
Shaw
Shays
Sherman
Sherwood
Shimkus
Shuster
Simmons
Simpson
Skelton
Slaughter
Smith (NJ)
Smith (TX)
Smith (WA)
Snyder
Sodrel
Solis
Souder
Spratt
Stark
Stearns
Strickland
Stupak
Sullivan
Tancredo
Tanner
Tauscher
Taylor (MS)
Taylor (NC)
Terry
Thomas
Thompson (CA)
Thompson (MS)
Thornberry
Tiahrt
Tiberi
Tierney
Towns
Turner
Udall (CO)
Udall (NM)
Upton
Van Hollen
Velázquez
Visclosky
Walden (OR)
Walsh
Wamp
Wasserman Schultz
Watson
Watt
Waxman
Weiner
Weldon (FL)
Weldon (PA)
Weller
Westmoreland
Wexler
Wicker
Wilson (NM)
Wilson (SC)
Wolf
Woolsey
Wu
Wynn
Young (AK)
Young (FL)

NAYS—1

Paul

ANSWERED ''PRESENT''—1

Kucinich

NOT VOTING—19

Andrews
Baird
Calvert
Davis (CA)
Davis (IL)
Duncan
Evans
Ford
Harris
Istook
McCollum (MN)
Murtha
Norwood
Peterson (MN)
Rangel
Ruppersberger
Sweeney
Waters
Whitfield

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said concurrent resolution was agreed to.

A motion to reconsider the vote whereby the rules were suspended and said concurrent resolution was agreed to was, by unanimous consent, laid on the table.

¶18.8 EMERGENCY SUPPLEMENTAL APPROPRIATIONS FY 2006

The SPEAKER pro tempore, Mr. KIRK, pursuant to House Resolution 725 and rule XVIII, declared the House resolved into the Committee of the Whole House on the state of the Union for the consideration of the bill (H.R. 4939) making emergency supplemental appropriations for the fiscal year ending September 30, 2006, and for other purposes.

The SPEAKER pro tempore, Mr. KIRK, by unanimous consent, designated Mr. GILLMOR as Chairman of the Committee of the Whole; and after some time spent therein,

The SPEAKER pro tempore, Mr. SIMPSON, assumed the Chair.

When Mr. GILLMOR, Chairman, reported that the Committee, having had under consideration said bill, had come to no resolution thereon.

¶18.9 RECESS FOR JOINT MEETING TO RECEIVE HER EXCELLENCY ELLEN JOHNSON SIRLEAF, PRESIDENT OF THE REPUBLIC OF LIBERIA—12:49 P.M.

The SPEAKER pro tempore, Mr. SIMPSON, pursuant to the special order of the House agreed to on March 9, 2006, declared the House in recess at 12 o'clock and 49 minutes p.m., subject to the call of the Chair.

¶18.10 AFTER RECESS—3:44 P.M.

The SPEAKER pro tempore, Mr. BOOZMAN, called the House to order.

¶18.11 PROCEEDINGS DURING RECESS

On motion of Mr. KOLBE, by unanimous consent, the proceedings had during the recess were ordered to be printed in the CONGRESSIONAL RECORD.

¶18.12 RECESS—3:45 P.M.

The SPEAKER pro tempore, Mr. BOOZMAN, pursuant to clause 12(a) of rule I, declared the House in recess at 3 o'clock and 45 minutes p.m., subject to the call of the Chair.

¶18.13 AFTER RECESS—4:44 P.M.

The SPEAKER pro tempore, Mr. BOUSTANY, called the House to order.

¶18.14 ORDER OF BUSINESS—FURTHER CONSIDERATION OF H.R. 4939

On motion of Mr. LEWIS of California, by unanimous consent,

Ordered, That, during further consideration of the bill (H.R. 4939) making emergency supplemental appropriations for the fiscal year ending September 30, 2006, and for other purposes, all points of order against provisions in the bill are waived.

¶18.15 ORDER OF BUSINESS—FURTHER CONSIDERATION OF H.R. 4939

On motion of Mr. LEWIS of California, by unanimous consent,

Ordered, That, during further consideration of the bill (H.R. 4939) making emergency supplemental appropriations for the fiscal year ending September 30, 2006, and for other purposes, in the Committee of the Whole House on the state of the Union, pursuant to House Resolution 725, that the following amendments may be offered at any point in the reading: an amendment by Mr. GILCHREST regarding section 3011; and an amendment by Mr. SABO, regarding the Defense Production Act; and that each such amendment may be offered only by the Member named in this request or a designee, shall be considered as read, shall not be subject to amendment except that the chairman and ranking minority member of the Committee on Appropriations each may offer one pro forma amendment for the purpose of

debate; and shall not be subject to a demand for division of the question in the House or in the Committee of the Whole House on the state of the Union; and that each amendment shall be debatable for 20 minutes and controlled by the proponent and an opponent.

¶18.16 EMERGENCY SUPPLEMENTAL APPROPRIATIONS FY 2006

The SPEAKER pro tempore, Mr. BOUSTANY, pursuant to House Resolution 725 and rule XVIII, declared the House resolved into the Committee of the Whole House on the state of the Union for the further consideration of the bill (H.R. 4939) making emergency supplemental appropriations for the fiscal year ending September 30, 2006, and for other purposes.

The Acting Chairman, Mr. BOOZMAN, assumed the chair; and after some time spent therein,

¶18.17 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment submitted by Mr. GILCHREST:

Strike section 3011.

It was decided in the negative ..... { Yeas ..... 38 / Nays 377

¶18.18 [Roll No. 43]

AYES—38

Bartlett (MD)
Barton (TX)
Blumenauer
Brady (TX)
Campbell (CA)
Cannon
Conaway
Davis, Tom
Ehlers
Flake
Franks (AZ)
Gilchrest
Gillmor
Hensarling
Hoekstra
Jefferson
Kline
Kolbe
Linder
Lungren, Daniel E.
McCrery
McDermott
Miller (MI)
Moran (VA)
Neugebauer
Olver
Oxley
Rahall
Reichert
Rohrabacher
Sabo
Schwarz (MI)
Shadegg
Smith (WA)
Thomas
Thornberry
Wilson (SC)
Young (AK)

NOES—377

Abercrombie
Ackerman
Aderholt
Akin
Alexander
Allen
Baca
Bachus
Baird
Baker
Baldwin
Barrett (SC)
Barrow
Bass
Bean
Beauprez
Berkley
Berman
Berry
Biggert
Bilirakis
Bishop (GA)
Bishop (NY)
Bishop (UT)
Blackburn
Blunt
Boehlert
Boehner
Bonilla
Bonner
Bono
Boozman
Boswell
Boucher
Boustany
Boyd
Bradley (NH)
Brady (PA)
Brown (OH)
Brown (SC)
Brown, Corrine
Brown-Waite, Ginny
Burgess
Burton (IN)
Butterfield
Calvert
Camp (MI)
Cantor
Capito
Capps
Capuano
Cardin
Cardoza
Carnahan
Carson
Carter
Case
Castle
Chabot
Chandler
Chocola
Clay
Cleaver
Clyburn
Coble
Cole (OK)
Conyers
Cooper
Costa
Costello
Cramer
Crenshaw
Crowley
Cubin
Cuellar
Culberson
Cummings
Davis (AL)
Davis (FL)
Davis (KY)
Davis (TN)
Davis, Jo Ann
Deal (GA)
DeFazio
DeGette
Delahunt
DeLauro
DeLay
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Dicks
Dingell
Doggett
Doolittle
Doyle
Drake
Dreier
Edwards
Emanuel
Emerson
Engel
English (PA)
Eshoo
Etheridge
Everett
Farr
Fattah
Feeney
Ferguson
Filner
Fitzpatrick (PA)
Foley
Forbes
Ford
Fortenberry
Fossella
Foxx
Frank (MA)
Frelinghuysen
Gallegly
Garrett (NJ)
Gerlach
Gibbons
Gingrey
Gohmert
Gonzalez
Goode
Goodlatte
Gordon
Granger
Graves
Green (WI)
Green, Al
Green, Gene
Grijalva
Gutierrez
Gutknecht
Hall
Harman
Hart
Hastings (WA)
Hayes
Hayworth
Hefley
Herger
Herseth
Higgins
Hinchey
Hinojosa
Hobson
Holden
Holt
Honda
Hooley
Hostettler
Hoyer
Hulshof
Hunter
Hyde
Inglis (SC)
Inslee
Israel
Issa
Istook
Jackson (IL)
Jackson-Lee (TX)
Jenkins
Jindal
Johnson (CT)
Johnson (IL)
Johnson, E. B.
Johnson, Sam
Jones (NC)
Jones (OH)
Kanjorski
Kaptur
Keller
Kelly
Kennedy (MN)
Kennedy (RI)
Kildee
Kilpatrick (MI)
Kind
King (IA)
King (NY)
Kingston
Kirk
Knollenberg
Kucinich
Kuhl (NY)
LaHood
Langevin
Larsen (WA)
Larson (CT)
Latham
LaTourette
Leach
Lee
Levin
Lewis (CA)
Lewis (GA)
Lewis (KY)
Lipinski
LoBiondo
Lofgren, Zoe
Lowey
Lucas
Lynch
Mack
Maloney
Manzullo
Marchant
Markey
Marshall
Matheson
McCarthy
McCaul (TX)
McCotter
McGovern
McHenry
McHugh
McIntyre
McKeon
McKinney
McMorris
McNulty
Meehan
Meek (FL)
Meeks (NY)
Melancon
Mica
Michaud
Millender-McDonald
Miller (FL)
Miller (NC)
Miller, Gary
Miller, George
Mollohan
Moore (KS)
Moore (WI)
Moran (KS)
Murphy
Murtha
Musgrave
Myrick
Nadler
Napolitano
Neal (MA)
Ney
Northup
Nunes
Nussle
Oberstar
Obey
Ortiz
Osborne
Otter
Owens
Pallone
Pascrell
Pastor
Paul
Payne
Pearce
Pelosi
Pence
Peterson (PA)
Petri
Pickering
Pitts
Platts
Poe
Pombo
Pomeroy
Porter
Price (GA)
Price (NC)
Pryce (OH)
Putnam
Radanovich
Ramstad
Rangel
Regula
Rehberg
Renzi
Reyes
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Ros-Lehtinen
Ross
Rothman
Roybal-Allard
Royce
Ruppersberger
Rush
Ryan (OH)
Ryan (WI)
Ryun (KS)
Salazar
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Saxton
Schakowsky
Schiff
Schmidt
Schwartz (PA)
Scott (GA)
Scott (VA)
Sensenbrenner
Serrano
Sessions
Shaw
Shays
Sherman
Sherwood
Shimkus
Shuster
Simmons
Simpson
Skelton
Slaughter
Smith (NJ)
Smith (TX)
Snyder
Sodrel
Solis
Souder
Spratt
Stark
Stearns
Strickland
Stupak
Sullivan
Tancredo
Tanner
Tauscher
Taylor (MS)
Taylor (NC)
Terry
Thompson (CA)
Thompson (MS)
Tiahrt
Tiberi
Tierney
Towns
Turner
Udall (CO)
Udall (NM)
Upton
Van Hollen
Velázquez
Visclosky
Walden (OR)
Walsh
Wamp
Wasserman Schultz
Waters
Watson
Watt
Waxman
Weiner
Weldon (FL)
Weldon (PA)
Weller
Wexler
Whitfield
Wicker
Wilson (NM)
Wolf
Woolsey
Wu
Wynn
Young (FL)

NOT VOTING—17

Andrews
Becerra
Boren
Buyer
Davis (CA)
Davis (IL)
Duncan
Evans
Harris
Hastings (FL)
Lantos
Matsui
McCollum (MN)
Norwood
Peterson (MN)
Sweeney
Westmoreland

So the amendment was not agreed to.

The SPEAKER pro tempore, Mr. GINGREY, assumed the Chair.

When Mr. BOOZMAN, Acting Chairman, reported that the Committee, having had under consideration said bill, had come to no resolution thereon.

¶18.19 H.R. 4944—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mr. GINGREY, pursuant to clause 8, rule XX, announced the unfinished business to be the motion to suspend the rules and pass the bill (H.R. 4944) to amend the Harmonized Tariff Schedule of the United States to modify temporarily certain rates of duty, to make other technical amendments to the trade laws, and for other purposes.

The question being put,

Will the House suspend the rules and pass said bill?

The vote was taken by electronic device.

It was decided in the affirmative ..... { Yeas ..... 412 / Nays 2

¶18.20 [Roll No. 44]

YEAS—412

Abercrombie
Ackerman
Aderholt
Akin
Alexander
Allen
Baca
Bachus
Baird
Baker
Baldwin
Barrett (SC)
Barrow
Bartlett (MD)
Barton (TX)
Bass
Bean
Beauprez
Becerra
Berkley
Berman
Berry
Biggert
Bilirakis
Bishop (GA)
Bishop (NY)
Bishop (UT)
Blackburn
Blumenauer
Blunt
Boehlert
Boehner
Bonilla
Bonner
Bono
Boozman
Boswell
Boucher
Boustany
Boyd
Bradley (NH)
Brady (PA)
Brady (TX)
Brown (OH)
Brown (SC)
Brown, Corrine
Brown-Waite, Ginny
Burgess
Burton (IN)
Butterfield
Calvert
Camp (MI)
Campbell (CA)
Cannon
Cantor
Capito
Capps
Capuano
Cardin
Cardoza
Carnahan
Carson
Carter
Case
Castle
Chabot
Chandler
Chocola
Clay
Cleaver
Clyburn
Coble
Cole (OK)
Conaway
Conyers
Cooper
Costa
Costello
Cramer
Crenshaw
Crowley
Cubin
Cuellar
Culberson
Cummings
Davis (AL)
Davis (FL)
Davis (KY)
Davis (TN)
Davis, Jo Ann
Davis, Tom
Deal (GA)
DeFazio
DeGette
Delahunt
DeLauro
DeLay
Dent
Diaz-Balart, L.
Dicks
Dingell
Doggett
Doolittle
Doyle
Drake
Dreier
Edwards
Ehlers
Emanuel
Emerson
Engel
English (PA)
Eshoo
Etheridge
Everett
Farr
Fattah
Feeney
Ferguson
Filner
Fitzpatrick (PA)
Flake
Foley
Forbes
Ford
Fortenberry
Fossella
Foxx
Frank (MA)
Franks (AZ)
Frelinghuysen
Gallegly
Garrett (NJ)
Gerlach
Gibbons
Gilchrest
Gillmor
Gingrey
Gohmert
Gonzalez
Goodlatte
Gordon
Granger
Graves
Green (WI)
Green, Al
Green, Gene
Grijalva
Gutierrez
Gutknecht
Hall
Harman
Hart
Hastings (WA)
Hayes
Hayworth
Hefley
Hensarling
Herger
Herseth
Higgins
Hinchey
Hinojosa
Hobson
Hoekstra
Holden
Holt
Honda
Hooley
Hostettler
Hoyer
Hulshof
Hunter
Hyde
Inglis (SC)
Inslee
Israel
Issa
Istook
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Jenkins
Jindal
Johnson (CT)
Johnson (IL)
Johnson, E. B.
Johnson, Sam
Jones (NC)
Jones (OH)

Kanjorski
Kaptur
Keller
Kelly
Kennedy (MN)
Kennedy (RI)
Kildee
Kilpatrick (MI)
Kind
King (IA)
King (NY)
Kingston
Kirk
Kline
Knollenberg
Kolbe
Kucinich
Kuhl (NY)
LaHood
Langevin
Lantos
Larsen (WA)
Larson (CT)
Latham
LaTourette
Leach
Lee
Levin
Lewis (CA)
Lewis (GA)
Lewis (KY)
Linder
Lipinski
LoBiondo
Lofgren, Zoe
Lowey
Lucas
Lungren, Daniel E.
Lynch
Mack
Maloney
Manzullo
Marchant
Markey
Marshall
Matheson
McCarthy
McCaul (TX)
McCotter
McCrery
McDermott
McGovern
McHenry
McHugh
McIntyre
McKeon
McKinney
McMorris
McNulty
Meek (FL)
Meeks (NY)
Melancon
Mica
Michaud
Millender-McDonald
Miller (FL)
Miller (MI)
Miller (NC)
Miller, Gary
Miller, George
Mollohan
Moore (KS)
Moore (WI)
Moran (KS)
Moran (VA)
Murphy
Murtha
Musgrave
Myrick
Nadler
Napolitano
Neal (MA)
Neugebauer
Ney
Northup
Nunes
Nussle
Oberstar
Obey
Olver
Ortiz
Osborne
Otter
Owens
Oxley
Pallone
Pascrell
Pastor
Paul
Payne
Pearce
Pence
Peterson (PA)
Petri
Pickering
Pitts
Platts
Poe
Pombo
Pomeroy
Porter
Price (GA)
Price (NC)
Pryce (OH)
Putnam
Radanovich
Rahall
Ramstad
Rangel
Regula
Rehberg
Reichert
Renzi
Reyes
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Ros-Lehtinen
Ross
Rothman
Roybal-Allard
Royce
Ruppersberger
Rush
Ryan (OH)
Ryan (WI)
Ryun (KS)
Sabo
Salazar
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Saxton
Schakowsky
Schiff
Schmidt
Schwartz (PA)
Schwarz (MI)
Scott (GA)
Scott (VA)
Sensenbrenner
Serrano
Sessions
Shadegg
Shaw
Shays
Sherman
Sherwood
Shimkus
Shuster
Simmons
Simpson
Skelton
Slaughter
Smith (NJ)
Smith (TX)
Smith (WA)
Snyder
Sodrel
Solis
Souder
Spratt
Stark
Stearns
Strickland
Stupak
Sullivan
Tancredo
Tanner
Tauscher
Taylor (NC)
Terry
Thomas
Thompson (CA)
Thompson (MS)
Thornberry
Tiahrt
Tierney
Towns
Turner
Udall (CO)
Udall (NM)
Upton
Van Hollen
Velázquez
Visclosky
Walden (OR)
Walsh
Wamp
Wasserman Schultz
Waters
Watson
Watt
Waxman
Weiner
Weldon (FL)
Weldon (PA)
Weller
Westmoreland
Wexler
Whitfield
Wicker
Wilson (NM)
Wilson (SC)
Wolf
Woolsey
Wu
Wynn
Young (AK)
Young (FL)

NAYS—2

Goode
Taylor (MS)

NOT VOTING—18

Andrews
Boren
Buyer
Davis (CA)
Davis (IL)
Diaz-Balart, M.
Duncan
Evans
Harris
Hastings (FL)
Matsui
McCollum (MN)
Meehan
Norwood
Pelosi
Peterson (MN)
Sweeney
Tiberi

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

¶18.21 EMERGENCY SUPPLEMENTAL APPROPRIATIONS FY 2006

The SPEAKER pro tempore, Mr. CONAWAY, pursuant to House Resolution 725 and rule XVIII, declared the House resolved into the Committee of the Whole House on the state of the Union for the further consideration of the bill (H.R. 4939) making emergency supplemental appropriations for the fiscal year ending September 30, 2006, and for other purposes.

Mr. GINGREY, Acting Chairman, assumed the chair; and after some time spent therein,

The SPEAKER pro tempore, Mr. GARRETT of New Jersey, assumed the Chair.

When Mr. GINGREY, Acting Chairman, reported that the Committee, having had under consideration said bill, had come to no resolution thereon.

¶18.22 ORDER OF BUSINESS—FURTHER CONSIDERATION OF H.R. 4939

On motion of Mr. LEWIS of California, by unanimous consent,

Ordered, That, during further consideration of the bill (H.R. 4939) making emergency supplemental appropriations for the fiscal year ending September 30, 2006, and for other purposes, in the Committee of the Whole House on the state of the Union, pursuant to House Resolution 725, notwithstanding clause 11 of rule XVIII, no further amendment to the bill may be offered except: pro forma amendments offered at any point in the reading by the chairman or ranking minority member of the Committee on Appropriations or their designees for the purpose of debate; an amendment by Ms. MILLENDER-MCDONALD, regarding funding for election activities under FEMA; an amendment by Mr. HINCHEY, regarding limitations on foreign media; an amendment by Mr. HINCHEY, regarding funding for contracts using other than competitive procedures; an amendment by Mr. MELANCON, regarding funding for flood control programs; an amendment by MELANCON, regarding agriculture disaster relief for Louisiana; an amendment by Mr. JEFFERSON, regarding funding for HUD and FEMA disaster relief; an amendment by Mr. JEFFERSON, regarding increased funding for HUD; an amendment by Ms. JACKSON-LEE of Texas, regarding increased funding for rental housing under HUD; an amendment by Ms. JACKSON-LEE of Texas to strike certain Secretarial authorities to waive low-and moderate income requirements; an amendment by Ms. JACKSON-LEE of Texas, regarding limiting certain funds on Gulf Coast elections; an amendment by Ms. JACKSON-LEE of Texas, regarding approval of disaster loans; an amendment by Mr. PAUL, regarding funding for the State of Texas; an amendment by Mr. TIERNEY, regarding establishment of a House select committee; an amendment by Mr. CONAWAY, to strike section 3010; an amendment by Mr. CONAWAY, regarding LIHEAP funding and ANWR and OCS drilling; an amendment by Mr. KENNEDY of Minnesota, regarding demonstrations within cemeteries; an amendment by Mr. NADLER, regarding ocean shipping containers; an amendment by Ms. VELAZQUEZ, regarding deadlines for SBA loans; an amendment by Ms. VELAZQUEZ, regarding SBA loan rates; an amendment by Mr. HALL of Texas, regarding child care subsidies; an amendment by Ms. DELAURO to repeal avian flu liability provisions; an amendment by Mr. BERRY of Arkansas, regarding the enrollment period for Medicare benefits; an amendment by Ms. KAPTUR, regarding establishment of a House select committee; an amendment by Ms. LEE of California, regarding FEMA termination of housing activities; an amendment by Mr. DEFAZIO, regarding limitation on funds with an exception for constitutional activities; an amendment by Mr. REYES, regarding funding for pandemic flu; an amendment by Mr. REYES, regarding the Veterans Administration; an amendment by Mr. GINGREY, to strike funding for the Historic Preservation Fund; an amendment by Mr. WESTMORELAND, to strike section 3006; an amendment by Ms. FOXX, to strike funding for the Broadcasting Board of Governors; an amendment by Mr. FLAKE, to strike section 3007; an amendment by Mr. INSLEE, regarding FISA; an amendment by Mr. BRADY of Texas, to strike certain language regarding HUD funding distribution; an amendment by Mr. BRADY of Texas, regarding HUD funding distribution among the states; an amendment by Mr. BRADY of Texas, regarding additional funding for Texas; an amendment by Mr. BRADY of Texas, regarding additional funding for Texas offset by State Department and FEMA disaster relief funds; an amendment by Mr. BRADY of Texas, regarding redirection of HUD funding for educational costs in Texas; an amendment by Mr. GARRETT of New Jersey, regarding educational and cultural exchange programs; an amendment by Mr. WAXMAN regarding DOD contracts which shall be debatable for 20 minutes; an amendment by Mr. NEUGEBAUER, eliminating funding in title II, which shall be debatable for 30 minutes; an amendment by Mr. OBEY, regarding availability of certain LIHEAP funds which shall be debatable for 30 minutes; an amendment by Mr. SABO, regarding funding for homeland security which shall be debatable for 20 minutes (and which shall be in order at any point in the reading); an amendment by Ms. LEE of California, regarding Iraq which shall be debatable for 30 minutes; an amendment by Mr. JINDAL, regarding funding for VA offset from FEMA disaster relief; an amendment by Mr. JINDAL, regarding defense programs offset from FEMA disaster relief; an amendment by Mr. JINDAL, regarding funding for military construction offset by FEMA disaster relief; and an amendment by Mr. TAYLOR of Mississippi, regarding military construction.

Ordered further, That each amendment may be offered only by the Member named in the request or a designee, or by the Member who caused it to be printed in the CONGRESSIONAL RECORD or a designee, shall be considered read, shall not be subject to amendment except that the chairman and ranking minority member of the Committee on Appropriations each may offer one pro forma amendment for the purpose of debate; and shall not be subject to a demand for division of the question in the House or in the Committee of the Whole House on the state of the Union.

Ordered further, Except as otherwise specified, each amendment shall be debatable for 10 minutes, equally divided and controlled by the proponent and an opponent. An amendment shall be considered to fit the description stated in this request if it addresses, in whole or in part, the object described.

¶18.23 EMERGENCY SUPPLEMENTAL APPROPRIATIONS FY 2006

The SPEAKER pro tempore, Mr. GARRETT of New Jersey, pursuant to House Resolution 725 and rule XVIII, declared the House resolved into the Committee of the Whole House on the state of the Union for the further consideration of the bill (H.R. 4939) making emergency supplemental appropriations for the fiscal year ending September 30, 2006, and for other purposes.

Mr. GINGREY, Acting Chairman, assumed the chair; and after some time spent therein,

The SPEAKER pro tempore, Mr. CONAWAY, assumed the Chair.

When Mrs. DRAKE, Acting Chairman, reported that the Committee, having had under consideration said bill, had come to no resolution thereon.

¶18.24 LOW-INCOME HOME ENERGY ASSISTANCE PROGRAM FY 2006

Mr. BARTON of Texas moved to suspend the rules and pass the bill of the Senate (S. 2320) to make available funds included in the Deficit Reduction Act of 2005 for the Low-Income Home Energy Assistance Program for fiscal year 2006, and for other purposes.

The SPEAKER pro tempore, Mr. CONAWAY, recognized Mr. BARTON of Texas and Mr. Gene GREEN of Texas, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and pass said bill?

The SPEAKER pro tempore, Mrs. DRAKE, announced that two-thirds of the Members present had voted in the affirmative.

Mr. REGULA demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mrs. DRAKE, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed, until Thursday, March 16, 2006.

¶18.25 MOTION TO INSTRUCT CONFEREES—H.R. 4297

Mr. TANNER submitted the privileged motion to instruct the managers on the part of the House at the conference with the Senate on the disagreeing votes of the two Houses on the amendment of the Senate to the bill (H.R. 4297) to provide for reconciliation pursuant to section 201(b) of the concurrent resolution on the budget for fiscal year 2006, to the maximum extent possible within the scope of conference, to insist on a conference report which will neither increase the Federal budget deficit nor increase the amount of the debt subject to the public debt limit.

After debate,

By unanimous consent, the previous question was ordered on the motion to instruct the managers on the part of the House.

The question being put, viva voce,

Will the House agree to said motion?

The SPEAKER pro tempore, Mrs. DRAKE, announced that the nays had it.

Mr. TANNER demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mrs. DRAKE, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed, until Thursday, March 16, 2006.

¶18.26 SENATE ENROLLED BILLS SIGNED

The SPEAKER announced his signature to enrolled bills of the Senate of the following titles:

S. 1184. An Act to waive the passport fees for a relative of a deceased member of the Armed Forces proceeding abroad to visit the grave of such member or to attend a funeral or memorial service for such member.

S. 2064. An Act to designate the facility of the United States Postal Service located at 122 South Bill Street in Francesville, Indiana, as the Malcolm Melville ''Mac'' Lawrence Post Office.

S. 2363. An Act to extend the educational flexibility program under section 4 of the Education Flexibility Partnership Act of 1999.

¶18.27 LEAVE OF ABSENCE

By unanimous consent, leave of absence was granted—

To Mr. ANDREWS, for today;

To Mr. BOREN, for today after 4:20 p.m. and balance of the week;

To Mrs. DAVIS of California, for today;

To Mr. HASTINGS of Florida, for today after 2 p.m. and balance of the week;

To Ms. McCOLLUM of Minnesota, for today;

To Mr. NORWOOD, for today; and

To Mr. PETERSON of Minnesota, for today.

And then,

¶18.28 ADJOURNMENT

On motion of Mr. POE, at 11 o'clock and 53 minutes p.m., the House adjourned.

¶18.29 REPORTS OF COMMITTEES ON PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XIII, reports of committees were delivered to the Clerk for printing and reference to the proper calendar, as follows:

Mr. SENSENBRENNER: Committee on the Judiciary. H.R. 1176. A bill to provide immunity for nonprofit athletic organizations in lawsuits arising from claims of ordinary negligence relating to the passage, adoption, or failure to adopt rules of play for athletic competitions and practices (Rept. 109–393). Referred to the Committee of the Whole House on the State of the Union.

Mr. SENSENBRENNER: Committee on the Judiciary. H.R. 1871. A bill to provide liability protection to nonprofit volunteer pilot organizations flying for public benefit and to the pilots and staff of such organizations; with an amendment (Rept. 109–394). Referred to the Committee of the Whole House on the State of the Union.

¶18.30 PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XII, public bills and resolutions were introduced and severally referred, as follows:

By Mr. CANTOR (for himself and Mr. POMEROY):

H.R. 4960. A bill to amend the Internal Revenue Code of 1986 to allow 5-year amortization of goodwill and other section 197 intangibles that are acquired from a small business; to the Committee on Ways and Means.

By Ms. HART (for herself and Mr. MANZULLO):

H.R. 4961. A bill to amend the Internal Revenue Code of 1986 to provide that the deduction for the health insurance costs of self-employed individuals be allowed in determining self-employment tax; to the Committee on Ways and Means.

By Mr. BOEHLERT:

H.R. 4962. A bill to designate the facility of the United States Postal Service located at 100 Pitcher Street in Utica, New York, as the ''Captain George A. Wood Post Office Building''; to the Committee on Government Reform.

By Mr. DUNCAN (for himself, Mr. JONES of North Carolina, Mr. WICKER, Mr. PICKERING, Mr. BONNER, Mr. GUTKNECHT, Mr. BACHUS, Ms. VELÁZQUEZ, Mr. FALEOMAVAEGA, Mrs. CHRISTENSEN, Mr. GRIJALVA, Mr. HONDA, Mr. MEEKS of New York, Mr. OBERSTAR, Ms. SOLIS, Mr. LARSON of Connecticut, and Mr. UDALL of New Mexico):

H.R. 4963. A bill to recognize the right of the Commonwealth of Puerto Rico to call a constitutional convention through which the people of Puerto Rico would exercise their right to self-determination, and to establish a mechanism for congressional consideration of such decision; to the Committee on Resources.

By Mr. FLAKE (for himself, Mr. COOPER, Mr. GUTKNECHT, Mr. WAXMAN, Mr. BASS, Ms. NORTON, Mr. SOUDER, Mr. FORD, Mr. WESTMORELAND, Ms. LORETTA SANCHEZ of California, Mr. PLATTS, Mr. FRANK of Massachusetts, Mr. MARCHANT, Mr. UDALL of Colorado, Mr. PENCE, Mr. HENSARLING, Mr. MILLER of Florida, Mr. SAM JOHNSON of Texas, Mr. JONES of North Carolina, and Mr. POE):

H.R. 4964. A bill to prohibit Federal agencies from obligating funds for earmarks included only in congressional reports, and for

other purposes; to the Committee on Government Reform, and in addition to the Committee on Rules, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. GOHMERT:

H.R. 4965. A bill to amend title II of the Social Security Act to provide that a duty of the Board of Trustees of the Social Security Trust funds is to hold them in trust for the beneficiaries and to ensure that the assets of such trust funds are not diverted, and to authorize investment of such trust funds in securities that are not limited to obligations of the United States or obligations guaranteed as to principal and interest by the United States; to the Committee on Ways and Means.

By Mr. HASTINGS of Florida (for himself, Ms. HARMAN, Mr. REYES, Mr. BOSWELL, Mr. CRAMER, Ms. ESHOO, Mr. HOLT, Mr. RUPPERSBERGER, and Mr. TIERNEY):

H.R. 4966. A bill to require the President to include a line item regarding the Privacy and Civil Liberties Oversight Board in the budget submitted pursuant to title 31, United States Code, and for other purposes; to the Committee on the Budget, and in addition to the Committees on Government Reform, and the Judiciary, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. KING of Iowa:

H.R. 4967. A bill to amend the Ethics in Government Act of 1978 and the Rules of the House of Representatives to strengthen financial disclosures and to require precertification of privately-funded travel, and for other purposes; to the Committee on House Administration, and in addition to the Committee on Rules, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Ms. MCKINNEY:

H.R. 4968. A bill to provide for the expeditious disclosure of records relevant to the life and death of Tupac Amaru Shakur; to the Committee on Government Reform, and in addition to the Committee on Rules, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Ms. NORTON:

H.R. 4969. A bill to amend title 5, United States Code, to eliminate the discriminatory treatment of the District of Columbia under the provisions of law commonly referred to as the ''Hatch Act''; to the Committee on Government Reform.

By Mr. OTTER (for himself, Mr. SIMPSON, Mr. HASTINGS of Washington, and Mr. FLAKE):

H.R. 4970. A bill to ensure general aviation aircraft access to Federal land and to the airspace over Federal land; to the Committee on Resources, and in addition to the Committees on Agriculture, and Transportation and Infrastructure, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. VAN HOLLEN:

H.R. 4971. A bill to amend title 5, United States Code, to exempt certain individuals under the Civil Service Retirement System from the requirement to pay interest on the repayment of amounts received as refunds of retirement contributions as a condition of receiving credit under such System for the service covered by the refund; to the Committee on Government Reform, and in addition to the Committee on House Administration, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. CASTLE:

H. Con. Res. 358. Concurrent resolution amending the Rules of the House of Representatives and the Standing Rules of the Senate to require the full payment and disclosure of charter flights provided to Members of Congress; to the Committee on Rules.

By Mr. FLAKE (for himself, Mr. DANIEL E. LUNGREN of California, and Ms. BORDALLO):

H. Res. 728. A resolution amending the Rules of the House of Representatives to require preapproval of privately-funded travel and the inclusion of such travel information on the public website of the Office of the Clerk of the House of Representatives, and for other purposes; to the Committee on Rules.

¶18.31 ADDITIONAL SPONSORS

Under clause 7 of rule XII, sponsors were added to public bills and resolutions as follows:

H.R. 40: Mr. FILNER.
H.R. 65: Mr. KIRK.
H.R. 115: Mr. GEORGE MILLER of California and Mr. KENNEDY of Rhode Island.
H.R. 282: Ms. LEE and Mr. ROYCE.
H.R. 303: Mr. ROSS.
H.R. 378: Mr. KUCINICH.
H.R. 414: Mr. ROTHMAN and Mr. PRICE of North Carolina.
H.R. 500: Mr. OXLEY, Mr. BARTON of Texas, Mr. OSBORNE, and Mr. CAMPBELL of California.
H.R. 521: Mr. BAIRD.
H.R. 583: Mr. PRICE of North Carolina.
H.R. 586: Mr. REHBERG.
H.R. 665: Mr. VAN HOLLEN.
H.R. 670: Mr. ROTHMAN.
H.R. 857: Mr. BACA.
H.R. 898: Ms. WOOLSEY.
H.R. 944: Mr. ROTHMAN.
H.R. 951: Mr. GERLACH, Mr. PETERSON of Minnesota, Mr. MCGOVERN, Mr. MORAN of Virginia, Mr. KUCINICH, Mr. FATTAH, Ms. JACKSON-LEE of Texas, and Mr. WYNN.
H.R. 960: Mrs. DRAKE.
H.R. 987: Mr. BERMAN, Mr. MCGOVERN, Ms. WASSERMAN SCHULTZ, Mr. SANDERS, Mrs. DAVIS of California, Ms. SOLIS, Mr. BRADY of Pennsylvania, Ms. MCKINNEY, Mr. WATT, Mr. BISHOP of Georgia, Mr. BOUCHER, Mr. HONDA, Mr. JACKSON of Illinois, Mr. MEEK of Florida, Mrs. CAPPS, Mr. SCHIFF, Mr. JEFFERSON, Ms. SCHAKOWSKY, Mr. REYES, and Mr. BISHOP of Utah.
H.R. 995: Mr. MANZULLO.
H.R. 1002: Ms. HERSETH.
H.R. 1016: Mr. DAVIS of Tennessee.
H.R. 1105: Mr. CASE.
H.R. 1200: Mr. JEFFERSON.
H.R. 1426: Mr. JONES of North Carolina and Mrs. KELLY.
H.R. 1431: Mrs. NAPOLITANO and Ms. WATERS.
H.R. 1504: Mrs. DRAKE, Mr. ALLEN, and Mr. PRICE of North Carolina.
H.R. 1671: Mr. CAMP of Michigan.
H.R. 1707: Mr. REYES.
H.R. 1708: Mr. SCHIFF, Mr. PLATTS, and Mr. LEWIS of Kentucky.
H.R. 1871: Mr. HAYES.
H.R. 2047: Mr. GONZALEZ.
H.R. 2177: Mr. MEEHAN and Mr. BECERRA.
H.R. 2206: Mr. OBERSTAR, Mr. MARKEY, Mr. MCINTYRE, Mr. LUCAS, and Mr. FARR.
H.R. 2332: Mr. PETRI.
H.R. 2356: Mr. BLUMENAUER.
H.R. 2369: Mr. FORTUÑO, Mr. MOORE of Kansas, and Mrs. CUBIN.
H.R. 2534: Mr. FOLEY.
H.R. 2553: Mr. MOORE of Kansas and Mr. DOYLE.
H.R. 2561: Mr. LATHAM.
H.R. 2635: Mr. MOORE of Kansas.
H.R. 2671: Mr. BOUCHER, Ms. CARSON, and Mr. STRICKLAND.
H.R. 2683: Mr. ALLEN, Mr. DINGELL, Mr. FATTAH, Mr. PAYNE, Mr. BERRY, Mr. GUTIERREZ, and Mr. LARSON of Connecticut.
H.R. 2684: Mr. ENGLISH of Pennsylvania.
H.R. 2943: Ms. ZOE LOFGREN of California and Mr. HOLDEN.
H.R. 2963: Mr. ISRAEL.
H.R. 3005: Mr. LARSON of Connecticut.
H.R. 3061: Mr. LEWIS of Kentucky and Mrs. MILLER of Michigan.
H.R. 3127: Mr. LINCOLN DIAZ-BALART of Florida, Ms. WATERS, and Ms. BALDWIN.
H.R. 3146: Ms. NORTON.
H.R. 3177: Mr. GERLACH and Mr. GREEN of Wisconsin.
H.R. 3194: Ms. LINDA T. SÁNCHEZ of California, Mr. GONZALEZ, and Ms. BERKLEY.
H.R. 3255: Mr. BOYD.
H.R. 3478: Mr. SCHWARZ of Michigan, Mr. CAMPBELL of California, Mr. COLE of Oklahoma, Mrs. LOWEY, and Mr. PUTNAM.
H.R. 3492: Mr. ALLEN and Ms. WATSON.
H.R. 3576: Mr. GRIJALVA.
H.R. 3644: Mr. MCGOVERN, Mr. OWENS, Mr. DOYLE, and Mr. MOLLOHAN.
H.R. 3658: Mr. CUMMINGS, Mr. TOWNS, Mr. MARIO DIAZ-BALART of Florida, and Mr. JEFFERSON.
H.R. 3778: Mr. BLUMENAUER, Mr. KUCINICH, and Ms. LINDA T. SÁNCHEZ of California.
H.R. 4092: Mr. HYDE and Mr. SMITH of New Jersey.
H.R. 4147: Mr. FORTUÑO.
H.R. 4157: Mr. HASTINGS of Washington, Mr. PORTER, Mr. KUHL of New York, and Mr. LEACH.
H.R. 4315: Ms. LINDA T. SÁNCHEZ of California.
H.R. 4341: Ms. FOXX.
H.R. 4357: Mr. OSBORNE.
H.R. 4411: Ms. BORDALLO and Mr. BARRETT of South Carolina.
H.R. 4452: Mr. INSLEE, Mr. LYNCH, Mr. WEXLER, Mr. GENE GREEN of Texas, Ms. NORTON, Mr. FORD, Ms. WOOLSEY, and Mr. AL GREEN of Texas.
H.R. 4460: Mr. PETRI.
H.R. 4547: Mr. BOOZMAN.
H.R. 4569: Mr. COBLE.
H.R. 4621: Mr. WELLER, Mr. LEWIS of Kentucky, and Mr. FOSSELLA.
H.R. 4629: Mr. GEORGE MILLER of California.
H.R. 4662: Mr. PLATTS.
H.R. 4668: Ms. WASSERMAN SCHULTZ.
H.R. 4695: Mr. ROSS, Mr. ROTHMAN, and Mr. MURTHA.
H.R. 4704: Mr. GENE GREEN of Texas, Mr. LYNCH, Mrs. JO ANN DAVIS of Virginia, Mr. EMANUEL, and Mr. RAHALL.
H.R. 4737: Mr. PALLONE and Mr. GORDON.
H.R. 4747: Ms. BERKLEY, Mr. AL GREEN of Texas, Mr. CONYERS, Ms. WASSERMAN SCHULTZ, and Ms. BORDALLO.
H.R. 4755: Ms. GINNY BROWN-WAITE of Florida, Mr. ALLEN, Mr. BILIRAKIS, Mr. BROWN of Ohio, Mr. HOLT, Mr. GONZALEZ, and Mr. MCGOVERN.
H.R. 4761: Mr. NUNES, Mr. GOODLATTE, Mr. CRAMER, Mr. DAVIS of Alabama, Ms. GRANGER, and Mr. SESSIONS.
H.R. 4774: Mr. LEWIS of Kentucky.
H.R. 4777: Mr. FEENEY.
H.R. 4781: Mr. EVANS.
H.R. 4794: Ms. MCKINNEY and Ms. HERSETH.
H.R. 4796: Mr. BOOZMAN.
H.R. 4807: Mr. CONYERS.
H.R. 4808: Mr. UPTON.
H.R. 4814: Mrs. JO ANN DAVIS of Virginia, Mr. KUHL of New York, and Mr. MCCOTTER.
H.R. 4821: Mr. ROTHMAN.
H.R. 4824: Mr. HOLDEN.

H.R. 4830: Mr. PUTNAM and Mr. FOLEY.
H.R. 4833: Mrs. JO ANN DAVIS of Virginia.
H.R. 4838: Mr. MILLER of Florida and Mr. KELLER.
H.R. 4864: Mr. MARSHALL.
H.R. 4882: Mr. WELDON of Pennsylvania.
H.R. 4902: Mr. HALL, Mr. SESSIONS, Mr. MURTHA, Mr. ROSS, Mr. ALEXANDER, Mr. YOUNG of Alaska, Mr. COBLE, Ms. PRYCE of Ohio, Mr. DELAHUNT, Mr. TAYLOR of Mississippi, Mr. GRIJALVA, Mr. MURPHY, and Mr. PETERSON of Pennsylvania.
H.R. 4903: Mr. KILDEE and Mr. DEFAZIO.
H.R. 4922: Mr. SHUSTER.
H.R. 4949: Mr. ENGLISH of Pennsylvania, Mr. BACHUS, Mrs. WILSON of New Mexico, Mr. BOREN, Mr. RANGEL, Mr. HOLDEN, Mr. RAHALL, Mrs. JO ANN DAVIS of Virginia, Mr. ORTIZ, Mr. ROSS, Mr. CARDOZA, Mr. REYES, Mr. GONZALEZ, Mr. BROWN of Ohio, Mr. SANDERS, Mrs. TAUSCHER, and Mr. GUTIERREZ.
H. Con. Res. 197: Mr. GUTIERREZ.
H. Con. Res. 247: Mr. CLAY.
H. Con. Res. 282: Ms. WOOLSEY, Ms. CORRINE BROWN of Florida, and Mr. GUTIERREZ.
H. Con. Res. 320: Mrs. MYRICK.
H. Con. Res. 348: Mr. PAUL, Mr. JONES of North Carolina, Mr. ABERCROMBIE, Mr. RANGEL, and Ms. MATSUI.
H. Con. Res. 353: Ms. MCKINNEY and Ms. WASSERMAN SCHULTZ.
H. Res. 116: Mr. SMITH of Washington and Mr. JONES of North Carolina.
H. Res. 295: Ms. MCKINNEY and Mr. OLVER.
H. Res. 498: Ms. MCCOLLUM of Minnesota.
H. Res. 672: Ms. MCKINNEY.
H. Res. 693: Mr. JEFFERSON and Mr. SANDERS.
H. Res. 720: Mr. CONYERS, Mr. MCDERMOTT, and Ms. MCCOLLUM of Minnesota.
H. Res. 724: Ms. WATERS.
H. Res. 727: Mr. TOWNS and Ms. MCKINNEY.

THURSDAY, MARCH 16, 2006 (19)

¶19.1 APPOINTMENT OF SPEAKER PRO TEMPORE

The House was called to order by the SPEAKER pro tempore, Mrs. MILLER of Michigan, who laid before the House the following communication:

WASHINGTON, DC.
March 16, 2006.

I hereby appoint the Honorable CANDICE S. MILLER to act as Speaker pro tempore on this day.

J. DENNIS HASTERT,
Speaker of the House of Representatives.

¶19.2 APPROVAL OF THE JOURNAL

The SPEAKER pro tempore, Mrs. MILLER of Michigan, announced she had examined and approved the Journal of the proceedings of Wednesday, March 15, 2006.

Pursuant to clause 1, rule I, the Journal was approved.

¶19.3 COMMUNICATIONS

Executive and other communications, pursuant to clause 8, rule XII, were referred as follows:

6721. A letter from the Administrator, FSIS, Department of Agriculture, transmitting the Department's final rule—Changes in Fees for Meat, Poultry, and Egg Products Inspection Services—Fiscal Years 2006-2008 [Docket No. 03-027F; FDMS Docket Number FSIS-2005-0025] (RIN: 0583-AD12) received February 21, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

6722. A letter from the Congressional Review Coordinator, Department of Agriculture, transmitting the Department's final rule—Add Kazakhstan, Romania, Russia, Turkey, and Ukraine to List of Regions in Which Highly Pathogenic Avian Influenza Subtype H5N1 is Considered to Exist [Docket No. APHIS-2006-0010] received February 15, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

6723. A letter from the Alternate OSD Federal Register Liaison Officer, Department of Defense, transmitting the Department's final rule—TRICARE; Revision of Participating Providers Reimbursement Rate; TRICARE Dental Program (TDP) [DOD-2006-OS-002] (RIN: 0720-AA92) received February 22, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Armed Services.

6724. A letter from the Counsel for Legislation and Regulations, Department of Housing and Urban Development, transmitting the Department's final rule—Delegation of Insuring Authority to Direct Endorsement Mortgages; Announcement of Information Collection Effective Date [Docket No. FR-4169-F-04] (RIN: 2502-AG87) received February 27, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Financial Services.

6725. A letter from the Assistant to the Board, Federal Reserve Board, transmitting the Board's final rule—Risk-Based Capital Guidelines; Market Risk Measure; Securities Borrowing Transactions [Regulation H and Y; Docket No. R-1087] received February 27, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Financial Services.

6726. A letter from the General Counsel, Federal Energy Commission, transmitting the Commission's final rule—Revised Regulations Governing Small Power Production and Co-generation Facilities [Docket No. RM05-36-000; Order No. 671) received February 27, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

6727. A letter from the Director, Regulations Policy and Management Staff, Food and Drug Administration, transmitting the Administration's final rule—Microbiology Devices; Reclassification of Hepatitis A Virus Serological Assays [Docket No. 2003P-0564] received February 28, 2006], pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

6728. A letter from the Deputy Assistant Secretary for Export Administration, Department of Commerce, transmitting the Department's final rule—Clarification to the Export Administration Regulations; General Order to Implement the Syria Accountability and Lebanese Sovereignty Act [Docket No. 051230351-5351-01] (RIN: 0694-AD68) received February 22, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on International Relations.

6729. A letter from the Chairman, Council of the District of Columbia, transmitting a copy of D.C. ACT 16-293, ''DC-USA Economic Development Act of 2006,'' pursuant to D.C. Code section 1–233(c)(1); to the Committee on Government Reform.

6730. A letter from the Assistant Attorney General for Administration, Department of Justice, transmitting the Department's final rule—Privacy Act of 1974; Implementation [AAG/A Order No. 004-2006] received February 27, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Government Reform.

6731. A letter from the Assistant Attorney General for Administration, Department of Justice, transmitting the Department's final rule—Privacy Act of 1974; Implementation [AAG/A Order No. 019-2005] received January 6, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Government Reform.

6732. A letter from the Director, Office of Surface Mining, Department of the Interior, transmitting the Department's final rule—Termination of Federal Enforcement for Parts of the Misssouri Permanent Regulatory Program and Return of Full Regulatory Authority to the State of Missouri [Docket No. MO-738] received January 26, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Resources.

6733. A letter from the Director, NIST, Department of Commerce, transmitting the Department's final rule—Summer Undergraduate Research Fellowships (SURF) Gaithersburg and Boulder Programs; Availability of Funds [Docket No. 051222346-5346-01] received February 3, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Science.

6734. A letter from the Office of Regulations Policy and Management, VBA, Department of Veterans Affairs, transmitting the Department's final rule—Dependency and Indemnity Compensation: Surving Spouse's Rate; Payments Based on Veteran's Entitlement to Compensation for Service-Connected Disability Rated Totally Disabling for Specified Periods Prior to Death (RIN: 2900-AL86) received February 1, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Veterans' Affairs.

6735. A letter from the Assistant Director, Directives and Regulations Branch, Office of Regulatory and Management Services, USDA Forest Service, Department of Agriculture, transmitting the Department's final rule—Travel Management; Designated Routes and Areas for Motor Vehicle Use (RIN: 0596-AC11) received January 24, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); jointly to the Committees on Agriculture and Resources.

6736. A letter from the Regulations Coordinator, Department of Health and Human Services, transmitting the Department's final rule—Medicare Program; Medicare Secondary Payer Amendments [CMS-6272-IFC] (RIN: 0938-AN27) received February 27, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); jointly to the Committees on Energy and Commerce and Ways and Means.

¶19.4 EMERGENCY SUPPLEMENTAL APPROPRIATIONS FY 2006

The SPEAKER pro tempore, Mr. PUTNAM, pursuant to House Resolution 725 and rule XVIII, declared the House resolved into the Committee of the Whole House on the state of the Union for the further consideration of the bill (H.R. 4939) making emergency supplemental appropriations for the fiscal year ending September 30, 2006, and for other purposes.

The Acting Chairman, Mrs. MILLER of Michigan, assumed the chair; and after some time spent therein,

¶19.5 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment submitted by Mr. BURTON of Indiana:

Page 28, line 9, after the dollar amount, insert the following: ''(reduced by $26,300,000) (increased by $26,300,000)''.

It was decided in the affirmative ..... { Yeas ..... 250 / Nays 172

¶19.6 [Roll No. 45]

AYES—250

Aderholt	Beauprez	Boehner
Akin	Berkley	Bonilla
Alexander	Biggert	Bonner
Bachus	Bilirakis	Bono
Baker	Bishop (GA)	Boozman
Barrow	Bishop (UT)	Boustany
Bartlett (MD)	Blackburn	Boyd
Barton (TX)	Blunt	Bradley (NH)
Bass	Boehlert	Brady (TX)

Brown (SC)
Burgess
Burton (IN)
Buyer
Camp (MI)
Campbell (CA)
Cannon
Cantor
Capito
Cardoza
Carter
Chabot
Chandler
Chocola
Coble
Cole (OK)
Conaway
Costa
Cramer
Crenshaw
Crowley
Cubin
Cuellar
Culberson
Cummings
Davis (FL)
Davis (KY)
Davis (TN)
Davis, Jo Ann
Davis, Tom
Deal (GA)
Delahunt
DeLay
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Dingell
Doolittle
Drake
Dreier
Ehlers
Emerson
Engel
English (PA)
Etheridge
Everett
Feeney
Ferguson
Fitzpatrick (PA)
Foley
Forbes
Fortenberry
Fossella
Foxx
Franks (AZ)
Frelinghuysen
Gallegly
Garrett (NJ)
Gerlach
Gibbons
Gilchrest
Gillmor
Gingrey
Gohmert
Goode
Goodlatte
Granger
Graves
Green (WI)
Green, Gene
Gutknecht
Hall
Harris
Hastert
Hastings (WA)
Hayes
Hayworth
Hensarling
Herger
Hinchey
Hobson
Hoekstra
Hostettler
Hulshof
Hunter
Hyde
Inglis (SC)
Issa
Istook
Jackson-Lee (TX)
Jenkins
Jindal
Johnson (CT)
Johnson (IL)
Johnson, Sam
Jones (NC)
Keller
Kelly
Kennedy (MN)
Kennedy (RI)
King (IA)
King (NY)
Kingston
Kirk
Kline
Knollenberg
Kolbe
Kuhl (NY)
LaHood
Lantos
Latham
LaTourette
Lewis (CA)
Lewis (KY)
Linder
LoBiondo
Lucas
Lungren, Daniel E.
Mack
Maloney
Manzullo
Marshall
Matheson
McCaul (TX)
McCotter
McCrery
McHenry
McHugh
McIntyre
McKeon
McMorris
Meeks (NY)
Melancon
Mica
Miller (FL)
Miller (MI)
Mollohan
Moore (KS)
Moran (VA)
Murphy
Musgrave
Myrick
Neugebauer
Ney
Northup
Norwood
Nunes
Nussle
Osborne
Oxley
Pascrell
Pastor
Pearce
Pence
Peterson (MN)
Peterson (PA)
Petri
Pickering
Pitts
Platts
Poe
Pombo
Porter
Price (GA)
Pryce (OH)
Putnam
Radanovich
Rangel
Regula
Rehberg
Reichert
Renzi
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Ros-Lehtinen
Royce
Ruppersberger
Ryan (WI)
Ryun (KS)
Saxton
Schmidt
Schwarz (MI)
Scott (GA)
Sessions
Shadegg
Shaw
Shays
Sherwood
Shimkus
Shuster
Simmons
Simpson
Smith (NJ)
Smith (TX)
Sodrel
Souder
Stearns
Stupak
Sullivan
Taylor (NC)
Terry
Thomas
Thornberry
Tiahrt
Towns
Turner
Walden (OR)
Walsh
Wamp
Weldon (FL)
Weldon (PA)
Weller
Westmoreland
Whitfield
Wicker
Wilson (NM)
Wilson (SC)
Wolf
Wynn
Young (FL)

NOES—172

Abercrombie
Ackerman
Allen
Andrews
Baca
Baird
Baldwin
Barrett (SC)
Bean
Becerra
Berman
Berry
Bishop (NY)
Blumenauer
Boswell
Boucher
Brady (PA)
Brown (OH)
Brown, Corrine
Brown-Waite, Ginny
Butterfield
Calvert
Capps
Capuano
Cardin
Carnahan
Carson
Case
Castle
Clay
Cleaver
Clyburn
Conyers
Cooper
Costello
Davis (AL)
DeFazio
DeGette
DeLauro
Dicks
Doggett
Doyle
Edwards
Emanuel
Eshoo
Farr
Fattah
Filner
Flake
Ford
Frank (MA)
Gonzalez
Gordon
Green, Al
Grijalva
Gutierrez
Harman
Hart
Hefley
Herseth
Higgins
Hinojosa
Holden
Holt
Honda
Hooley
Hoyer
Inslee
Israel
Jackson (IL)
Jefferson
Johnson, E. B.
Kanjorski
Kaptur
Kildee
Kilpatrick (MI)
Kind
Kucinich
Langevin
Larsen (WA)
Larson (CT)
Leach
Lee
Levin
Lewis (GA)
Lipinski
Lofgren, Zoe
Lowey
Lynch
Markey
Matsui
McCarthy
McCollum (MN)
McDermott
McGovern
McKinney
McNulty
Meehan
Meek (FL)
Michaud
Millender-McDonald
Miller (NC)
Miller, Gary
Miller, George
Moore (WI)
Moran (KS)
Murtha
Nadler
Napolitano
Neal (MA)
Oberstar
Obey
Olver
Ortiz
Otter
Owens
Pallone
Paul
Payne
Pelosi
Pomeroy
Price (NC)
Rahall
Ramstad
Reyes
Ross
Rothman
Roybal-Allard
Rush
Ryan (OH)
Sabo
Salazar
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Schakowsky
Schiff
Schwartz (PA)
Scott (VA)
Sensenbrenner
Serrano
Sherman
Skelton
Slaughter
Smith (WA)
Snyder
Solis
Spratt
Stark
Tancredo
Tanner
Tauscher
Taylor (MS)
Thompson (CA)
Thompson (MS)
Tiberi
Tierney
Udall (CO)
Udall (NM)
Upton
Van Hollen
Velázquez
Visclosky
Wasserman Schultz
Waters
Watson
Watt
Waxman
Weiner
Wexler
Woolsey
Wu

NOT VOTING—11

Boren
Davis (CA)
Davis (IL)
Duncan
Evans
Hastings (FL)
Jones (OH)
Marchant
Strickland
Sweeney
Young (AK)

So the amendment was agreed to.

¶19.7 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment submitted by Mr. CAPUANO:

Page 29, line 10, after the dollar amount, insert the following: ''(increased by $50,000,000)''.

It was decided in the affirmative { Yeas ..... 213 / Nays ..... 208 }

¶19.8 [Roll No. 46]

AYES—213

Abercrombie
Ackerman
Allen
Andrews
Baca
Baird
Baldwin
Barrow
Bass
Bean
Becerra
Berkley
Berman
Berry
Bishop (GA)
Bishop (NY)
Blumenauer
Boswell
Bradley (NH)
Brady (PA)
Brown (OH)
Brown, Corrine
Butterfield
Capps
Capuano
Cardin
Cardoza
Carnahan
Carson
Case
Chandler
Clay
Cleaver
Clyburn
Conyers
Costa
Costello
Cramer
Crowley
Cuellar
Cummings
Davis (AL)
Davis (FL)
Davis (TN)
DeFazio
DeGette
Delahunt
DeLauro
Dent
Dicks
Dingell
Doggett
Doyle
Edwards
Emanuel
Engel
English (PA)
Eshoo
Etheridge
Farr
Fattah
Ferguson
Filner
Fitzpatrick (PA)
Foley
Forbes
Ford
Frank (MA)
Gerlach
Gonzalez
Gordon
Green, Al
Green, Gene
Grijalva
Gutierrez
Harman
Herseth
Higgins
Hinchey
Holden
Holt
Honda
Hooley
Hoyer
Inslee
Israel
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Johnson, E. B.
Jones (NC)
Kanjorski
Kaptur
Kennedy (RI)
Kildee
Kilpatrick (MI)
Kind
Kirk
Kucinich
Langevin
Lantos
Larsen (WA)
Larson (CT)
LaTourette
Lee
Levin
Lewis (GA)
Lipinski
Lofgren, Zoe
Lowey
Lynch
Maloney
Markey
Matheson
Matsui
McCarthy
McCollum (MN)
McCotter
McDermott
McGovern
McIntyre
McKinney
McNulty
Meehan
Meek (FL)
Meeks (NY)
Melancon
Michaud
Millender-McDonald
Miller (NC)
Miller, George
Moore (KS)
Moore (WI)
Moran (VA)
Murtha
Nadler
Napolitano
Neal (MA)
Ney
Oberstar
Obey
Olver
Ortiz
Owens
Pallone
Pascrell
Pastor
Payne
Pelosi
Platts
Pomeroy
Porter
Price (NC)
Radanovich
Rahall
Rangel
Reichert
Renzi
Reyes
Reynolds
Ross
Rothman
Roybal-Allard
Royce
Ruppersberger
Rush
Ryan (OH)
Sabo
Salazar
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Schakowsky
Schiff
Schwartz (PA)
Scott (GA)
Scott (VA)
Serrano
Shays
Sherman
Skelton
Slaughter
Smith (NJ)
Smith (WA)
Snyder
Solis
Spratt
Stark
Stupak
Tancredo
Tanner
Tauscher
Taylor (MS)
Thompson (CA)
Thompson (MS)
Tierney
Towns
Udall (CO)
Udall (NM)
Van Hollen
Velázquez
Visclosky
Wasserman Schultz
Waters
Watson
Watt
Waxman
Weiner
Wexler
Wilson (NM)
Woolsey
Wu
Wynn

NOES—208

Aderholt
Akin
Alexander
Bachus
Baker
Barrett (SC)
Bartlett (MD)
Barton (TX)
Beauprez
Biggert
Bilirakis
Bishop (UT)
Blackburn
Blunt
Boehlert
Boehner
Bonilla
Bonner
Bono
Boucher
Boustany
Boyd
Brady (TX)
Brown (SC)
Brown-Waite, Ginny
Burgess
Burton (IN)
Buyer
Calvert
Camp (MI)
Campbell (CA)
Cannon
Cantor
Capito
Carter
Castle
Chabot
Chocola
Coble
Cole (OK)
Conaway
Cooper
Crenshaw
Cubin
Culberson
Davis (KY)
Davis, Jo Ann
Davis, Tom
Deal (GA)
DeLay
Diaz-Balart, L.
Diaz-Balart, M.
Doolittle
Drake
Dreier
Ehlers
Emerson
Everett
Feeney
Flake
Fossella
Foxx
Franks (AZ)
Frelinghuysen
Gallegly
Garrett (NJ)
Gibbons
Gilchrest
Gillmor
Gingrey
Gohmert
Goode
Goodlatte
Granger
Graves
Green (WI)
Gutknecht
Hall
Harris
Hart
Hastings (WA)
Hayes
Hayworth
Hefley
Hensarling
Herger
Hinojosa
Hobson
Hoekstra
Hostettler
Hulshof
Hunter
Hyde
Inglis (SC)
Issa
Istook
Jenkins
Jindal
Johnson (CT)
Johnson (IL)
Johnson, Sam
Keller
Kelly
Kennedy (MN)
King (IA)
King (NY)
Kingston
Kline
Knollenberg
Kolbe
Kuhl (NY)
LaHood
Latham
Leach
Lewis (CA)
Lewis (KY)
Linder
LoBiondo
Lucas
Lungren, Daniel E.
Mack
Manzullo
Marchant
Marshall
McCaul (TX)
McCrery
McHenry
McHugh
McKeon
McMorris
Mica
Miller (FL)
Miller (MI)
Miller, Gary
Mollohan
Moran (KS)
Murphy
Musgrave
Myrick
Neugebauer
Northup
Norwood
Nunes
Nussle
Osborne
Otter
Oxley
Paul
Pearce
Pence
Peterson (MN)
Peterson (PA)
Petri
Pickering
Pitts
Poe
Pombo
Price (GA)
Pryce (OH)
Putnam
Ramstad
Regula
Rehberg
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Ros-Lehtinen
Ryan (WI)
Ryun (KS)
Saxton
Schmidt
Schwarz (MI)
Sensenbrenner
Sessions
Shadegg
Shaw
Sherwood
Shimkus
Shuster
Simmons
Simpson
Smith (TX)
Sodrel
Souder
Stearns
Sullivan

Taylor (NC)
Terry
Thomas
Thornberry
Tiahrt
Tiberi
Turner
Upton
Walden (OR)
Walsh
Wamp
Weldon (FL)
Weldon (PA)
Weller
Westmoreland
Whitfield
Wicker
Wilson (SC)
Wolf
Young (AK)
Young (FL)

NOT VOTING—11

Boozman
Boren
Davis (CA)
Davis (IL)
Duncan
Evans
Fortenberry
Hastings (FL)
Jones (OH)
Strickland
Sweeney

So the amendment was agreed to.

¶19.9 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment numbered 8 submitted by Mr. DOGGETT:

Page 35, line 20, after the dollar amount, insert the following: ''(increased by $7,800,000)''.

It was decided in the negative { Yeas ..... 198 / Nays ..... 221 }

¶19.10 [Roll No. 47]

AYES—198

Abercrombie
Ackerman
Allen
Andrews
Baca
Baird
Baldwin
Barrow
Barton (TX)
Becerra
Berkley
Berman
Berry
Bishop (GA)
Bishop (NY)
Blumenauer
Boswell
Boucher
Brady (PA)
Brady (TX)
Brown (OH)
Brown, Corrine
Burgess
Butterfield
Capps
Capuano
Cardin
Cardoza
Carnahan
Carson
Case
Chandler
Clay
Cleaver
Clyburn
Conyers
Cooper
Costa
Cramer
Crowley
Cuellar
Cummings
Davis (AL)
Davis (FL)
Davis (TN)
DeFazio
DeGette
Delahunt
DeLauro
Dicks
Dingell
Doggett
Doyle
Edwards
Emanuel
Engel
Eshoo
Etheridge
Farr
Fattah
Feeney
Filner
Ford
Frank (MA)
Gonzalez
Gordon
Green, Al
Green, Gene
Grijalva
Gutierrez
Hall
Harman
Herseth
Higgins
Hinchey
Hinojosa
Holden
Holt
Honda
Hooley
Hoyer
Inslee
Israel
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Johnson, E. B.
Jones (NC)
Kanjorski
Kaptur
Kennedy (RI)
Kildee
Kilpatrick (MI)
Kind
Kucinich
Langevin
Lantos
Larsen (WA)
Larson (CT)
Lee
Levin
Lewis (GA)
Lofgren, Zoe
Lowey
Lynch
Maloney
Markey
Marshall
Matheson
Matsui
McCarthy
McCaul (TX)
McCollum (MN)
McDermott
McGovern
McIntyre
McKinney
McNulty
Meehan
Meek (FL)
Meeks (NY)
Melancon
Michaud
Millender-McDonald
Miller (NC)
Miller, George
Mollohan
Moore (KS)
Moore (WI)
Moran (VA)
Murtha
Nadler
Napolitano
Neal (MA)
Oberstar
Obey
Olver
Ortiz
Otter
Owens
Pallone
Pascrell
Pastor
Paul
Payne
Pelosi
Poe
Pomeroy
Price (NC)
Rahall
Rangel
Reyes
Ross
Rothman
Roybal-Allard
Ruppersberger
Rush
Ryan (OH)
Sabo
Salazar
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Schakowsky
Schiff
Schwartz (PA)
Scott (GA)
Scott (VA)
Serrano
Sherman
Skelton
Slaughter
Smith (TX)
Solis
Spratt
Stark
Stupak
Tauscher
Taylor (MS)
Thompson (CA)
Thompson (MS)
Tierney
Towns
Udall (CO)
Udall (NM)
Van Hollen
Velázquez
Visclosky
Wasserman Schultz
Watson
Watt
Waxman
Weiner
Weldon (PA)
Wexler
Woolsey
Wu
Wynn

NOES—221

Akin
Alexander
Bachus
Baker
Barrett (SC)
Bartlett (MD)
Bass
Bean
Beauprez
Biggert
Bilirakis
Bishop (UT)
Blackburn
Blunt
Boehlert
Boehner
Bonilla
Bonner
Bono
Boozman
Boustany
Boyd
Bradley (NH)
Brown (SC)
Burton (IN)
Buyer
Calvert
Camp (MI)
Campbell (CA)
Cannon
Cantor
Capito
Carter
Castle
Chabot
Chocola
Coble
Cole (OK)
Conaway
Costello
Crenshaw
Cubin
Culberson
Davis (KY)
Davis, Jo Ann
Davis, Tom
Deal (GA)
DeLay
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Doolittle
Drake
Dreier
Ehlers
Emerson
English (PA)
Everett
Ferguson
Fitzpatrick (PA)
Flake
Foley
Forbes
Fortenberry
Fossella
Foxx
Franks (AZ)
Frelinghuysen
Gallegly
Garrett (NJ)
Gerlach
Gibbons
Gilchrest
Gillmor
Gingrey
Gohmert
Goode
Goodlatte
Granger
Graves
Green (WI)
Gutknecht
Harris
Hart
Hastings (WA)
Hayes
Hayworth
Hefley
Hensarling
Herger
Hobson
Hoekstra
Hostettler
Hulshof
Hunter
Hyde
Inglis (SC)
Issa
Istook
Jenkins
Jindal
Johnson (CT)
Johnson (IL)
Johnson, Sam
Keller
Kelly
Kennedy (MN)
King (IA)
King (NY)
Kingston
Kirk
Kline
Knollenberg
Kolbe
Kuhl (NY)
LaHood
Latham
LaTourette
Leach
Lewis (CA)
Lewis (KY)
Linder
Lipinski
LoBiondo
Lucas
Lungren, Daniel E.
Mack
Manzullo
Marchant
McCotter
McCrery
McHenry
McHugh
McKeon
McMorris
Mica
Miller (FL)
Miller (MI)
Miller, Gary
Moran (KS)
Murphy
Musgrave
Myrick
Neugebauer
Ney
Northup
Norwood
Nunes
Nussle
Osborne
Oxley
Pearce
Pence
Peterson (MN)
Peterson (PA)
Petri
Pickering
Pitts
Platts
Pombo
Porter
Price (GA)
Pryce (OH)
Putnam
Radanovich
Ramstad
Regula
Rehberg
Reichert
Renzi
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Ros-Lehtinen
Royce
Ryan (WI)
Ryun (KS)
Saxton
Schmidt
Schwarz (MI)
Sensenbrenner
Sessions
Shadegg
Shaw
Shays
Sherwood
Shimkus
Shuster
Simmons
Simpson
Smith (WA)
Snyder
Sodrel
Souder
Stearns
Sullivan
Tancredo
Tanner
Taylor (NC)
Terry
Thomas
Thornberry
Tiahrt
Tiberi
Turner
Upton
Walden (OR)
Walsh
Wamp
Weldon (FL)
Weller
Westmoreland
Whitfield
Wicker
Wilson (NM)
Wilson (SC)
Wolf
Young (AK)
Young (FL)

NOT VOTING—13

Aderholt
Boren
Brown-Waite, Ginny
Davis (CA)
Davis (IL)
Duncan
Evans
Hastings (FL)
Jones (OH)
Smith (NJ)
Strickland
Sweeney
Waters

So the amendment was not agreed to.

¶19.11 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment submitted by Mr. GARRETT of New Jersey:

Page 35, line 20, after the dollar amount, insert the following: ''(reduced by $5,000,000)''.

It was decided in the negative { Yeas ..... 75 / Nays ..... 344 }

¶19.12 [Roll No. 48]

AYES—75

Abercrombie
Baird
Barrett (SC)
Barrow
Bartlett (MD)
Barton (TX)
Beauprez
Berry
Bishop (UT)
Blackburn
Boyd
Brown-Waite, Ginny
Campbell (CA)
Chabot
Chocola
Coble
Conaway
Cubin
Davis (TN)
Davis, Jo Ann
Feeney
Flake
Fossella
Foxx
Franks (AZ)
Garrett (NJ)
Gibbons
Gingrey
Goode
Graves
Green (WI)
Gutknecht
Hall
Hart
Hayworth
Hensarling
Hinchey
Hinojosa
Hostettler
Istook
Johnson, Sam
Jones (NC)
Kind
King (IA)
Kuhl (NY)
Linder
Marchant
Marshall
McHenry
McKinney
Meehan
Miller, Gary
Moran (KS)
Musgrave
Myrick
Neugebauer
Otter
Paul
Pearce
Pence
Peterson (MN)
Petri
Pitts
Poe
Reynolds
Ryun (KS)
Sensenbrenner
Sessions
Shadegg
Shuster
Sodrel
Stark
Tancredo
Tanner
Westmoreland

NOES—344

Ackerman
Aderholt
Akin
Alexander
Allen
Andrews
Baca
Bachus
Baker
Baldwin
Bass
Bean
Becerra
Berkley
Berman
Biggert
Bilirakis
Bishop (GA)
Bishop (NY)
Blumenauer
Blunt
Boehlert
Boehner
Bonilla
Bonner
Bono
Boozman
Boswell
Boucher
Boustany
Bradley (NH)
Brady (PA)
Brady (TX)
Brown (OH)
Brown (SC)
Brown, Corrine
Burgess
Burton (IN)
Butterfield
Buyer
Calvert
Camp (MI)
Cannon
Cantor
Capito
Capps
Capuano
Cardin
Cardoza
Carnahan
Carson
Carter
Case
Castle
Chandler
Clay
Cleaver
Clyburn
Cole (OK)
Conyers
Cooper
Costa
Costello
Cramer
Crenshaw
Crowley
Cuellar
Culberson
Cummings
Davis (AL)
Davis (FL)
Davis (KY)
Davis, Tom
Deal (GA)
DeFazio
DeGette
Delahunt
DeLauro
DeLay
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Dicks
Dingell
Doggett
Doolittle
Doyle
Drake
Dreier
Edwards
Ehlers
Emanuel
Emerson
Engel
English (PA)
Eshoo
Etheridge
Everett
Farr
Fattah
Ferguson
Filner
Fitzpatrick (PA)
Foley
Forbes
Ford
Fortenberry
Frank (MA)
Frelinghuysen
Gallegly
Gerlach
Gilchrest
Gillmor
Gohmert
Gonzalez
Goodlatte
Gordon
Granger
Green, Al
Green, Gene
Grijalva
Gutierrez
Harman
Harris
Hastings (WA)
Hayes
Hefley
Herger
Herseth
Higgins
Hobson
Hoekstra
Holden
Holt
Honda
Hooley
Hoyer
Hulshof
Hunter
Hyde
Inglis (SC)
Inslee
Israel
Issa
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Jenkins
Jindal
Johnson (IL)
Johnson, E. B.
Kanjorski
Kaptur
Keller
Kelly
Kennedy (MN)
Kennedy (RI)
Kildee
Kilpatrick (MI)
King (NY)
Kingston
Kirk
Kline
Knollenberg
Kolbe
Kucinich
LaHood
Langevin
Lantos
Larsen (WA)
Larson (CT)
Latham
LaTourette
Leach
Lee
Levin
Lewis (CA)
Lewis (GA)
Lewis (KY)
Lipinski
LoBiondo
Lofgren, Zoe
Lowey
Lucas
Lungren, Daniel E.
Lynch
Mack
Maloney
Manzullo
Markey
Matheson
Matsui
McCarthy

McCaul (TX)
McCollum (MN)
McCotter
McCrery
McDermott
McGovern
McHugh
McIntyre
McKeon
McMorris
McNulty
Meek (FL)
Meeks (NY)
Melancon
Mica
Michaud
Millender-McDonald
Miller (FL)
Miller (MI)
Miller (NC)
Miller, George
Mollohan
Moore (KS)
Moore (WI)
Moran (VA)
Murphy
Murtha
Nadler
Napolitano
Neal (MA)
Ney
Northup
Norwood
Nunes
Nussle
Oberstar
Obey
Olver
Ortiz
Osborne
Owens
Oxley
Pallone
Pascrell
Pastor
Payne
Pelosi
Peterson (PA)
Pickering
Platts
Pombo
Pomeroy
Porter
Price (GA)
Price (NC)
Pryce (OH)
Radanovich
Rahall
Ramstad
Rangel
Regula
Rehberg
Reichert
Renzi
Reyes
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Ros-Lehtinen
Ross
Rothman
Roybal-Allard
Royce
Ruppersberger
Rush
Ryan (OH)
Ryan (WI)
Sabo
Salazar
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Saxton
Schakowsky
Schiff
Schmidt
Schwartz (PA)
Schwarz (MI)
Scott (GA)
Scott (VA)
Serrano
Shaw
Shays
Sherman
Sherwood
Shimkus
Simmons
Simpson
Skelton
Slaughter
Smith (NJ)
Smith (TX)
Smith (WA)
Snyder
Solis
Souder
Spratt
Stearns
Stupak
Tauscher
Taylor (MS)
Taylor (NC)
Terry
Thomas
Thompson (CA)
Thornberry
Tiahrt
Tiberi
Tierney
Towns
Turner
Udall (CO)
Udall (NM)
Upton
Van Hollen
Velázquez
Visclosky
Walden (OR)
Walsh
Wamp
Wasserman Schultz
Waters
Watson
Watt
Waxman
Weiner
Weldon (FL)
Weldon (PA)
Weller
Wexler
Whitfield
Wicker
Wilson (NM)
Wilson (SC)
Wolf
Woolsey
Wu
Wynn
Young (AK)
Young (FL)

NOT VOTING—13

Boren
Davis (CA)
Davis (IL)
Duncan
Evans
Hastings (FL)
Johnson (CT)
Jones (OH)
Putnam
Strickland
Sullivan
Sweeney
Thompson (MS)

So the amendment was not agreed to.

¶19.13 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment submitted by Mr. GARRETT of New Jersey:

Page 36, strike line 14 and all that follows through line 21.

It was decided in the negative ..... { Yeas ..... 78 / Nays 343

¶19.14 [Roll No. 49]

AYES—78

Barrett (SC)
Barrow
Bartlett (MD)
Beauprez
Berry
Bishop (UT)
Blackburn
Boyd
Brady (TX)
Campbell (CA)
Chabot
Chocola
Coble
Conaway
Cubin
Davis, Jo Ann
Deal (GA)
Feeney
Flake
Fossella
Foxx
Franks (AZ)
Garrett (NJ)
Gibbons
Gingrey
Gohmert
Goode
Goodlatte
Graves
Green (WI)
Gutknecht
Hart
Hayworth
Hefley
Hensarling
Hostettler
Istook
Jindal
Johnson, Sam
Jones (NC)
Kennedy (MN)
Kind
King (IA)
Kingston
Kline
Kuhl (NY)
Linder
Marchant
McHenry
McKinney
Miller, Gary
Moran (KS)
Musgrave
Myrick
Neugebauer
Norwood
Otter
Paul
Pearce
Pence
Peterson (MN)
Petri
Poe
Porter
Reynolds
Ryun (KS)
Sensenbrenner
Sessions
Shadegg
Shuster
Sodrel
Stearns
Tancredo
Tanner
Taylor (MS)
Upton
Walden (OR)
Westmoreland

NOES—343

Abercrombie
Ackerman
Aderholt
Akin
Alexander
Allen
Andrews
Baca
Bachus
Baird
Baker
Baldwin
Barton (TX)
Bass
Bean
Becerra
Berkley
Berman
Biggert
Bilirakis
Bishop (GA)
Bishop (NY)
Blumenauer
Blunt
Boehlert
Boehner
Bonilla
Bonner
Bono
Boozman
Boswell
Boucher
Boustany
Bradley (NH)
Brady (PA)
Brown (OH)
Brown (SC)
Brown, Corrine
Brown-Waite, Ginny
Burgess
Burton (IN)
Butterfield
Buyer
Calvert
Camp (MI)
Cannon
Cantor
Capito
Capps
Capuano
Cardin
Cardoza
Carnahan
Carson
Carter
Case
Castle
Chandler
Clay
Cleaver
Clyburn
Cole (OK)
Conyers
Cooper
Costa
Costello
Cramer
Crenshaw
Crowley
Cuellar
Culberson
Cummings
Davis (AL)
Davis (FL)
Davis (KY)
Davis (TN)
Davis, Tom
DeFazio
DeGette
Delahunt
DeLauro
DeLay
Dent
Dicks
Dingell
Doggett
Doolittle
Doyle
Drake
Dreier
Edwards
Ehlers
Emanuel
Emerson
Engel
English (PA)
Eshoo
Etheridge
Everett
Farr
Fattah
Ferguson
Filner
Fitzpatrick (PA)
Foley
Forbes
Ford
Fortenberry
Frank (MA)
Frelinghuysen
Gallegly
Gerlach
Gilchrest
Gillmor
Gonzalez
Gordon
Granger
Green, Al
Green, Gene
Grijalva
Gutierrez
Hall
Harman
Harris
Hastings (WA)
Hayes
Herger
Herseth
Higgins
Hinchey
Hinojosa
Hobson
Hoekstra
Holden
Holt
Honda
Hooley
Hoyer
Hulshof
Hunter
Hyde
Inglis (SC)
Inslee
Israel
Issa
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Jenkins
Johnson (CT)
Johnson (IL)
Johnson, E. B.
Jones (OH)
Kanjorski
Kaptur
Keller
Kelly
Kennedy (RI)
Kildee
Kilpatrick (MI)
King (NY)
Kirk
Knollenberg
Kolbe
Kucinich
LaHood
Langevin
Lantos
Larsen (WA)
Larson (CT)
Latham
LaTourette
Leach
Lee
Levin
Lewis (CA)
Lewis (GA)
Lewis (KY)
Lipinski
LoBiondo
Lofgren, Zoe
Lowey
Lucas
Lungren, Daniel E.
Lynch
Mack
Maloney
Manzullo
Markey
Marshall
Matheson
Matsui
McCarthy
McCaul (TX)
McCollum (MN)
McCotter
McCrery
McDermott
McGovern
McHugh
McIntyre
McKeon
McMorris
McNulty
Meehan
Meek (FL)
Meeks (NY)
Melancon
Mica
Michaud
Millender-McDonald
Miller (FL)
Miller (MI)
Miller (NC)
Miller, George
Mollohan
Moore (KS)
Moore (WI)
Moran (VA)
Murphy
Murtha
Nadler
Napolitano
Neal (MA)
Ney
Northup
Nunes
Nussle
Oberstar
Obey
Olver
Ortiz
Osborne
Owens
Oxley
Pallone
Pascrell
Pastor
Payne
Pelosi
Peterson (PA)
Pickering
Pitts
Platts
Pombo
Pomeroy
Price (GA)
Price (NC)
Pryce (OH)
Putnam
Radanovich
Rahall
Ramstad
Regula
Rehberg
Reichert
Renzi
Reyes
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Ros-Lehtinen
Ross
Rothman
Roybal-Allard
Royce
Ruppersberger
Rush
Ryan (OH)
Ryan (WI)
Sabo
Salazar
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Saxton
Schakowsky
Schiff
Schmidt
Schwartz (PA)
Schwarz (MI)
Scott (GA)
Scott (VA)
Serrano
Shaw
Shays
Sherman
Sherwood
Shimkus
Simmons
Simpson
Skelton
Slaughter
Smith (NJ)
Smith (TX)
Smith (WA)
Snyder
Solis
Souder
Spratt
Stark
Stupak
Sullivan
Tauscher
Taylor (NC)
Terry
Thomas
Thompson (CA)
Thompson (MS)
Thornberry
Tiahrt
Tiberi
Tierney
Towns
Turner
Udall (CO)
Udall (NM)
Van Hollen
Velázquez
Visclosky
Walsh
Wamp
Wasserman Schultz
Waters
Watson
Watt
Waxman
Weiner
Weldon (FL)
Weldon (PA)
Weller
Wexler
Whitfield
Wicker
Wilson (NM)
Wilson (SC)
Wolf
Woolsey
Wu
Wynn
Young (AK)
Young (FL)

NOT VOTING—11

Boren
Davis (CA)
Davis (IL)
Diaz-Balart, L.
Diaz-Balart, M.
Duncan
Evans
Hastings (FL)
Rangel
Strickland
Sweeney

So the amendment was not agreed to.

¶19.15 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment submitted by Ms. FOXX:

Page 37, strike lines 6 through 21 (relating to Broadcasting Capital Improvements).

It was decided in the negative ..... { Yeas ..... 88 / Nays 333

¶19.16 [Roll No. 50]

AYES—88

Ackerman
Akin
Baker
Barrett (SC)
Bartlett (MD)
Bass
Beauprez
Berry
Bilirakis
Bishop (UT)
Blackburn
Brown-Waite, Ginny
Campbell (CA)
Chabot
Chocola
Coble
Cole (OK)
Conaway
Crowley
Cubin
Deal (GA)
DeFazio
Feeney
Flake
Fossella
Foxx
Garrett (NJ)
Gibbons
Gingrey
Gohmert
Goode
Graves
Green (WI)
Gutknecht
Hall
Hayes
Hayworth
Hefley
Hensarling
Hinchey
Hostettler
Istook
Jenkins
Jindal
Johnson, Sam
Jones (NC)
Kaptur
Kind
King (IA)
Kuhl (NY)
Linder
Marchant
McHenry
McKinney
McMorris
Miller, Gary
Moran (KS)
Musgrave
Myrick
Neugebauer
Otter
Paul
Pearce
Pence
Petri
Poe
Porter
Renzi
Reynolds
Ryun (KS)
Sensenbrenner
Sessions
Shadegg
Sherwood
Shuster
Sodrel
Stark
Stearns
Sullivan
Tancredo
Tanner
Taylor (MS)
Taylor (NC)
Terry
Towns
Upton
Westmoreland
Young (AK)

NOES—333

Abercrombie
Aderholt
Allen
Andrews
Baca
Bachus
Baird
Baldwin
Barrow
Barton (TX)
Bean
Becerra
Berkley
Berman
Biggert
Bishop (GA)
Bishop (NY)
Blumenauer
Blunt
Boehlert
Boehner
Bonilla
Bonner
Bono
Boozman
Boswell
Boucher
Boustany
Boyd
Bradley (NH)
Brady (PA)
Brady (TX)
Brown (OH)
Brown (SC)
Brown, Corrine
Burgess
Burton (IN)
Butterfield
Buyer
Calvert
Camp (MI)
Cannon
Cantor
Capito
Capps
Capuano
Cardin
Cardoza
Carnahan
Carson
Carter
Case
Castle
Chandler

Clay
Cleaver
Clyburn
Conyers
Cooper
Costa
Costello
Cramer
Crenshaw
Cuellar
Culberson
Cummings
Davis (AL)
Davis (FL)
Davis (KY)
Davis (TN)
Davis, Jo Ann
Davis, Tom
DeGette
Delahunt
DeLauro
DeLay
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Dicks
Dingell
Doggett
Doolittle
Doyle
Drake
Dreier
Edwards
Ehlers
Emanuel
Emerson
Engel
English (PA)
Eshoo
Etheridge
Everett
Farr
Fattah
Ferguson
Filner
Fitzpatrick (PA)
Foley
Forbes
Ford
Fortenberry
Frank (MA)
Frelinghuysen
Gallegly
Gerlach
Gilchrest
Gillmor
Gonzalez
Goodlatte
Gordon
Granger
Green, Al
Green, Gene
Grijalva
Gutierrez
Harman
Harris
Hart
Hastings (WA)
Herger
Herseth
Higgins
Hinojosa
Hobson
Hoekstra
Holden
Holt
Honda
Hooley
Hoyer
Hulshof
Hunter
Hyde
Inglis (SC)
Inslee
Israel
Issa
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Johnson (CT)
Johnson (IL)
Johnson, E. B.
Jones (OH)
Kanjorski
Keller
Kelly
Kennedy (MN)
Kennedy (RI)
Kildee
Kilpatrick (MI)
King (NY)
Kingston
Kirk
Kline
Knollenberg
Kolbe
Kucinich
LaHood
Langevin
Lantos
Larsen (WA)
Larson (CT)
Latham
LaTourette
Leach
Lee
Levin
Lewis (CA)
Lewis (GA)
Lewis (KY)
Lipinski
LoBiondo
Lofgren, Zoe
Lowey
Lucas
Lungren, Daniel E.
Lynch
Mack
Maloney
Manzullo
Markey
Marshall
Matheson
Matsui
McCarthy
McCaul (TX)
McCollum (MN)
McCotter
McCrery
McDermott
McGovern
McHugh
McIntyre
McKeon
McNulty
Meehan
Meek (FL)
Meeks (NY)
Melancon
Mica
Michaud
Millender-McDonald
Miller (FL)
Miller (MI)
Miller (NC)
Miller, George
Mollohan
Moore (KS)
Moran (VA)
Murphy
Murtha
Nadler
Napolitano
Neal (MA)
Ney
Northup
Norwood
Nunes
Nussle
Oberstar
Obey
Olver
Ortiz
Osborne
Owens
Oxley
Pallone
Pascrell
Pastor
Payne
Pelosi
Peterson (MN)
Peterson (PA)
Pickering
Pitts
Platts
Pombo
Pomeroy
Price (GA)
Price (NC)
Pryce (OH)
Putnam
Radanovich
Rahall
Ramstad
Rangel
Regula
Rehberg
Reichert
Reyes
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Ros-Lehtinen
Ross
Rothman
Roybal-Allard
Royce
Ruppersberger
Rush
Ryan (OH)
Ryan (WI)
Sabo
Salazar
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Saxton
Schakowsky
Schiff
Schmidt
Schwartz (PA)
Schwarz (MI)
Scott (GA)
Scott (VA)
Serrano
Shaw
Shays
Sherman
Shimkus
Simmons
Simpson
Skelton
Slaughter
Smith (NJ)
Smith (TX)
Smith (WA)
Snyder
Solis
Souder
Spratt
Stupak
Tauscher
Thomas
Thompson (CA)
Thompson (MS)
Thornberry
Tiahrt
Tiberi
Tierney
Turner
Udall (CO)
Udall (NM)
Van Hollen
Velázquez
Visclosky
Walden (OR)
Walsh
Wamp
Wasserman Schultz
Waters
Watson
Watt
Waxman
Weiner
Weldon (FL)
Weldon (PA)
Weller
Wexler
Whitfield
Wicker
Wilson (NM)
Wilson (SC)
Wolf
Woolsey
Wu
Wynn
Young (FL)

NOT VOTING—11

Alexander
Boren
Davis (CA)
Davis (IL)
Duncan
Evans
Franks (AZ)
Hastings (FL)
Moore (WI)
Strickland
Sweeney

So the amendment was not agreed to.

¶19.17 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment submitted by Mr. MELANCON:

Page 54, line 15, after the dollar amount, insert the following: ''(increased by $465,000,000)''.

It was decided in the negative ..... { Yeas ..... 199 / Nays 215

¶19.18 [Roll No. 51]

AYES—199

Abercrombie
Ackerman
Allen
Andrews
Baca
Baird
Baker
Baldwin
Barrow
Bean
Becerra
Berkley
Berman
Berry
Bishop (NY)
Blumenauer
Boswell
Boucher
Boustany
Boyd
Brady (PA)
Brown (OH)
Brown, Corrine
Butterfield
Capps
Capuano
Cardin
Cardoza
Carnahan
Carson
Case
Chandler
Clay
Cleaver
Clyburn
Conyers
Cooper
Costa
Costello
Cramer
Crowley
Cuellar
Cummings
Davis (AL)
Davis (FL)
Davis (TN)
Davis, Tom
DeFazio
DeGette
Delahunt
DeLauro
Dicks
Dingell
Doggett
Doyle
Edwards
Emanuel
Engel
Eshoo
Etheridge
Farr
Fattah
Ferguson
Filner
Fitzpatrick (PA)
Ford
Fossella
Frank (MA)
Gonzalez
Gordon
Green, Al
Green, Gene
Grijalva
Gutierrez
Harman
Herseth
Higgins
Hinchey
Hinojosa
Holden
Holt
Honda
Hooley
Hoyer
Inslee
Israel
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Jindal
Johnson, E. B.
Jones (NC)
Jones (OH)
Kanjorski
Kaptur
Kennedy (RI)
Kildee
Kilpatrick (MI)
Kind
Kucinich
Langevin
Lantos
Larsen (WA)
Larson (CT)
Lee
Levin
Lewis (GA)
Lipinski
LoBiondo
Lofgren, Zoe
Lowey
Lynch
Maloney
Markey
Matheson
Matsui
McCarthy
McCollum (MN)
McDermott
McGovern
McIntyre
McKinney
McNulty
Meehan
Meek (FL)
Meeks (NY)
Melancon
Michaud
Millender-McDonald
Miller (NC)
Moore (KS)
Moore (WI)
Moran (VA)
Nadler
Napolitano
Oberstar
Obey
Olver
Ortiz
Owens
Pallone
Pascrell
Pastor
Payne
Pelosi
Peterson (MN)
Pickering
Pombo
Pomeroy
Price (NC)
Rahall
Rangel
Reyes
Ross
Rothman
Roybal-Allard
Ruppersberger
Rush
Ryan (OH)
Sabo
Salazar
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Schakowsky
Schiff
Schwartz (PA)
Scott (GA)
Scott (VA)
Sherman
Skelton
Slaughter
Smith (WA)
Snyder
Solis
Spratt
Stark
Stupak
Tanner
Tauscher
Taylor (MS)
Thompson (CA)
Thompson (MS)
Tierney
Towns
Udall (CO)
Udall (NM)
Van Hollen
Velázquez
Wasserman Schultz
Waters
Watson
Watt
Waxman
Weiner
Wexler
Woolsey
Wu
Wynn

NOES—215

Aderholt
Akin
Alexander
Bachus
Barrett (SC)
Bartlett (MD)
Barton (TX)
Bass
Beauprez
Biggert
Bilirakis
Bishop (UT)
Blackburn
Blunt
Boehlert
Boehner
Bonilla
Bonner
Bono
Boozman
Bradley (NH)
Brady (TX)
Brown (SC)
Brown-Waite, Ginny
Burgess
Burton (IN)
Buyer
Calvert
Campbell (CA)
Cannon
Cantor
Capito
Carter
Castle
Chabot
Chocola
Coble
Cole (OK)
Conaway
Crenshaw
Cubin
Culberson
Davis (KY)
Davis, Jo Ann
Deal (GA)
DeLay
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Doolittle
Drake
Dreier
Ehlers
Emerson
English (PA)
Everett
Feeney
Flake
Foley
Forbes
Fortenberry
Foxx
Frelinghuysen
Gallegly
Garrett (NJ)
Gerlach
Gibbons
Gilchrest
Gillmor
Gingrey
Gohmert
Goode
Goodlatte
Granger
Graves
Green (WI)
Gutknecht
Hall
Harris
Hart
Hastings (WA)
Hayes
Hayworth
Hefley
Hensarling
Herger
Hobson
Hoekstra
Hostettler
Hulshof
Hunter
Hyde
Inglis (SC)
Issa
Istook
Johnson (CT)
Johnson (IL)
Johnson, Sam
Keller
Kelly
Kennedy (MN)
King (IA)
King (NY)
Kingston
Kirk
Kline
Knollenberg
Kolbe
Kuhl (NY)
LaHood
Latham
Leach
Lewis (CA)
Lewis (KY)
Linder
Lucas
Lungren, Daniel E.
Mack
Manzullo
Marchant
Marshall
McCaul (TX)
McCotter
McCrery
McHenry
McHugh
McKeon
McMorris
Mica
Miller (FL)
Miller (MI)
Miller, Gary
Mollohan
Moran (KS)
Murphy
Murtha
Musgrave
Myrick
Neugebauer
Ney
Northup
Norwood
Nunes
Nussle
Osborne
Otter
Oxley
Paul
Pearce
Pence
Peterson (PA)
Petri
Pitts
Platts
Poe
Porter
Price (GA)
Pryce (OH)
Radanovich
Ramstad
Regula
Rehberg
Reichert
Renzi
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Ros-Lehtinen
Royce
Ryan (WI)
Ryun (KS)
Saxton
Schmidt
Schwarz (MI)
Sensenbrenner
Serrano
Sessions
Shadegg
Shaw
Shays
Sherwood
Shimkus
Shuster
Simmons
Simpson
Smith (TX)
Sodrel
Souder
Stearns
Sullivan
Tancredo
Taylor (NC)
Terry
Thomas
Thornberry
Tiahrt
Tiberi
Turner
Upton
Visclosky
Walden (OR)
Walsh
Wamp
Weldon (FL)
Weller
Westmoreland
Whitfield
Wicker
Wilson (NM)
Wilson (SC)
Wolf
Young (AK)
Young (FL)

NOT VOTING—18

Bishop (GA)
Boren
Camp (MI)
Davis (CA)
Davis (IL)
Duncan
Evans
Franks (AZ)
Hastings (FL)
Jenkins
LaTourette
Miller, George
Neal (MA)
Putnam
Smith (NJ)
Strickland
Sweeney
Weldon (PA)

So the amendment was not agreed to.

¶19.19 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment numbered 6 submitted by Mr. JEFFERSON:

In chapter 4 of title II, in the item relating to ''FEDERAL EMERGENCY MANAGEMENT AGENCY—DISASTER RELIEF'', after the aggregate dollar amount, insert the following: ''(reduced by $2,000,000,000)''.

In chapter 8 of title II, in the item relating to ''COMMUNITY PLANNING AND DEVELOPMENT—COMMUNITY DEVELOPMENT FUND—(INCLUDING TRANSFER OF FUNDS)'', after the aggregate dollar amount, insert the following: ''(increased by $2,000,000,000)''.

It was decided in the negative ..... { Yeas ..... 174 / Nays 248

¶19.20 [Roll No. 52]

AYES—174

Abercrombie
Ackerman
Allen
Andrews
Baca
Baird
Baker
Baldwin
Bean
Becerra
Berkley
Berman
Berry
Bishop (GA)
Bishop (NY)
Boswell
Boustany
Boyd
Brady (PA)
Brown, Corrine
Butterfield
Capps
Capuano
Cardin
Cardoza
Carnahan
Carson
Case
Chandler
Clay
Cleaver
Clyburn
Conyers
Cooper
Costa
Costello
Crowley
Cubin
Cuellar
Cummings
Davis (AL)
Davis (KY)
Davis (TN)
Davis, Jo Ann
DeFazio
DeGette
Delahunt
DeLauro
Dingell
Doggett
Doyle
Emanuel
Engel
Eshoo
Farr
Fattah
Filner
Fitzpatrick (PA)
Ford
Gonzalez
Green, Al
Grijalva
Gutierrez
Higgins
Holden
Holt
Honda
Hooley
Hoyer
Inslee
Israel
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Jindal
Jones (NC)
Jones (OH)
Kanjorski
Kennedy (RI)
Kildee
Kilpatrick (MI)
Kind
Kucinich
Langevin
Lantos
Larsen (WA)
Larson (CT)
Lee
Levin
Lewis (GA)
Lipinski
Lofgren, Zoe
Lowey
Lynch
Maloney
Markey
Matsui
McCarthy
McCollum (MN)
McDermott
McGovern
McKinney
McNulty
Meehan
Meek (FL)
Meeks (NY)
Melancon
Michaud
Millender-McDonald
Miller (NC)
Miller, George
Moore (KS)
Moran (VA)
Nadler
Napolitano
Neal (MA)
Oberstar
Olver
Ortiz
Owens
Pallone
Pascrell
Pastor
Payne
Pearce
Pelosi
Peterson (MN)
Poe
Pomeroy
Price (NC)
Rahall
Rangel
Reyes
Ross
Rothman
Roybal-Allard
Ruppersberger
Rush
Ryan (OH)
Sabo
Salazar
Sanders
Schakowsky
Schiff
Schwartz (PA)
Scott (GA)
Scott (VA)
Serrano
Sherman
Simmons
Slaughter
Sodrel
Solis
Spratt
Stark
Stupak
Tanner
Tauscher
Taylor (MS)
Thompson (CA)
Thompson (MS)
Towns
Udall (CO)
Van Hollen
Velázquez
Wasserman Schultz
Waters
Watson
Watt
Waxman
Weiner
Woolsey
Wu
Wynn

NOES—248

Aderholt
Akin
Alexander
Bachus
Barrett (SC)
Barrow
Bartlett (MD)
Barton (TX)
Bass
Beauprez
Biggert
Bilirakis
Bishop (UT)
Blackburn
Blumenauer
Blunt
Boehlert
Boehner
Bonilla
Bonner
Bono
Boozman
Boucher
Bradley (NH)
Brady (TX)
Brown (OH)
Brown (SC)
Brown-Waite, Ginny
Burgess
Burton (IN)
Buyer
Calvert
Camp (MI)
Campbell (CA)
Cannon
Cantor
Capito
Carter
Castle
Chabot
Chocola
Coble
Cole (OK)
Conaway
Cramer
Crenshaw
Culberson
Davis (FL)
Davis, Tom
Deal (GA)
DeLay
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Dicks
Doolittle
Drake
Dreier
Edwards
Ehlers
Emerson
English (PA)
Etheridge
Everett
Feeney
Ferguson
Flake
Foley
Forbes
Fortenberry
Fossella
Foxx
Frank (MA)
Frelinghuysen
Gallegly
Garrett (NJ)
Gerlach
Gibbons
Gilchrest
Gillmor
Gingrey
Gohmert
Goode
Goodlatte
Gordon
Granger
Graves
Green (WI)
Green, Gene
Gutknecht
Hall
Harman
Harris
Hart
Hastings (WA)
Hayes
Hayworth
Hefley
Hensarling
Herger
Herseth
Hinchey
Hinojosa
Hobson
Hoekstra
Hostettler
Hulshof
Hunter
Hyde
Inglis (SC)
Issa
Istook
Jenkins
Johnson (CT)
Johnson (IL)
Johnson, E. B.
Johnson, Sam
Kaptur
Keller
Kelly
Kennedy (MN)
King (IA)
King (NY)
Kingston
Kirk
Kline
Knollenberg
Kolbe
Kuhl (NY)
LaHood
Latham
LaTourette
Leach
Lewis (CA)
Lewis (KY)
Linder
LoBiondo
Lucas
Lungren, Daniel E.
Mack
Manzullo
Marchant
Marshall
Matheson
McCaul (TX)
McCotter
McCrery
McHenry
McHugh
McIntyre
McKeon
McMorris
Mica
Miller (FL)
Miller (MI)
Miller, Gary
Mollohan
Moore (WI)
Moran (KS)
Murphy
Murtha
Musgrave
Myrick
Neugebauer
Ney
Northup
Norwood
Nunes
Nussle
Obey
Osborne
Otter
Oxley
Paul
Pence
Peterson (PA)
Petri
Pickering
Pitts
Platts
Pombo
Porter
Price (GA)
Pryce (OH)
Putnam
Radanovich
Ramstad
Regula
Rehberg
Reichert
Renzi
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Ros-Lehtinen
Royce
Ryan (WI)
Ryun (KS)
Sánchez, Linda T.
Sanchez, Loretta
Saxton
Schmidt
Schwarz (MI)
Sensenbrenner
Sessions
Shadegg
Shaw
Shays
Sherwood
Shimkus
Shuster
Simpson
Skelton
Smith (NJ)
Smith (TX)
Smith (WA)
Snyder
Souder
Stearns
Sullivan
Tancredo
Terry
Thomas
Thornberry
Tiahrt
Tiberi
Tierney
Turner
Udall (NM)
Upton
Visclosky
Walden (OR)
Walsh
Wamp
Weldon (FL)
Weldon (PA)
Weller
Westmoreland
Wexler
Whitfield
Wicker
Wilson (NM)
Wilson (SC)
Wolf
Young (AK)
Young (FL)

NOT VOTING—10

Boren
Davis (CA)
Davis (IL)
Duncan
Evans
Franks (AZ)
Hastings (FL)
Strickland
Sweeney
Taylor (NC)

So the amendment was not agreed to.

¶19.21 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment numbered 7 submitted by Mr. JEFFERSON:

Page 72, line 18, after the dollar amount insert the following: ''(increased by $1,900,000,000)''.

It was decided in the negative ..... { Yeas ..... 210 / Nays 212

¶19.22 [Roll No. 53]

AYES—210

Abercrombie
Ackerman
Allen
Andrews
Baca
Baird
Baker
Baldwin
Barrow
Bean
Becerra
Berkley
Berman
Berry
Bishop (GA)
Bishop (NY)
Blumenauer
Boswell
Boucher
Boustany
Boyd
Brady (PA)
Brady (TX)
Brown (OH)
Brown, Corrine
Burgess
Butterfield
Capps
Capuano
Cardin
Cardoza
Carnahan
Carson
Case
Chandler
Clay
Cleaver
Clyburn
Conyers
Cooper
Costa
Costello
Cramer
Crowley
Cuellar
Cummings
Davis (AL)
Davis (FL)
Davis (KY)
Davis (TN)
DeFazio
DeGette
Delahunt
DeLauro
Dicks
Dingell
Doggett
Doyle
Edwards
Emanuel
Engel
Eshoo
Etheridge
Farr
Fattah
Filner
Fitzpatrick (PA)
Ford
Frank (MA)
Gerlach
Gohmert
Gonzalez
Gordon
Green, Al
Green, Gene
Grijalva
Gutierrez
Hall
Harman
Herseth
Higgins
Hinchey
Hinojosa
Holden
Holt
Honda
Hooley
Hoyer
Inslee
Israel
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Jindal
Johnson, E. B.
Jones (NC)
Jones (OH)
Kanjorski
Kaptur
Kennedy (RI)
Kildee
Kilpatrick (MI)
Kind
Kucinich
Langevin
Lantos
Larsen (WA)
Larson (CT)
Lee
Levin
Lewis (GA)
Lipinski
Lofgren, Zoe
Lowey
Lynch
Maloney
Markey
Marshall
Matheson
Matsui
McCarthy
McCollum (MN)
McDermott
McGovern
McIntyre
McKinney
McNulty
Meehan
Meek (FL)
Meeks (NY)
Melancon
Michaud
Millender-McDonald
Miller (NC)
Miller, George
Mollohan
Moore (KS)
Moore (WI)
Moran (VA)
Murtha
Nadler
Napolitano
Neal (MA)
Oberstar
Obey
Olver
Ortiz
Owens
Pallone
Pascrell
Pastor
Payne
Pelosi
Peterson (MN)
Platts
Poe
Pomeroy
Price (NC)
Rahall
Rangel
Reyes
Ross
Rothman
Roybal-Allard
Ruppersberger
Rush
Ryan (OH)
Sabo
Salazar
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Schakowsky
Schiff
Schwartz (PA)
Scott (GA)
Scott (VA)
Serrano
Sherman
Simmons
Skelton
Slaughter
Smith (WA)
Snyder
Solis
Spratt
Stark
Stupak
Tanner
Tauscher
Taylor (MS)
Thompson (CA)
Thompson (MS)
Tierney
Towns
Udall (CO)
Udall (NM)
Van Hollen
Velázquez
Visclosky
Wasserman Schultz
Waters
Watson
Watt
Waxman
Weiner
Wexler
Woolsey
Wu
Wynn

NOES—212

Aderholt
Akin
Alexander
Bachus
Barrett (SC)
Bartlett (MD)
Barton (TX)
Bass
Beauprez
Biggert
Bilirakis
Bishop (UT)
Blackburn
Blunt
Boehlert
Boehner
Bonilla
Bonner
Bono
Boozman
Bradley (NH)
Brown (SC)
Brown-Waite, Ginny
Burton (IN)
Buyer
Calvert
Camp (MI)
Campbell (CA)
Cannon
Cantor
Capito
Carter
Castle
Chabot
Chocola
Coble
Cole (OK)
Conaway
Crenshaw
Cubin
Culberson
Davis, Jo Ann
Davis, Tom
Deal (GA)
DeLay
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Doolittle
Drake
Dreier
Ehlers
Emerson
English (PA)
Everett
Feeney
Ferguson
Flake
Foley
Forbes
Fortenberry
Fossella
Foxx
Frelinghuysen
Gallegly
Garrett (NJ)
Gibbons
Gilchrest
Gillmor
Gingrey
Goode
Goodlatte
Granger
Graves
Green (WI)
Gutknecht
Harris
Hart
Hastings (WA)
Hayes
Hayworth
Hefley
Hensarling
Herger
Hobson
Hoekstra
Hostettler
Hulshof
Hunter
Hyde
Inglis (SC)
Issa
Istook
Jenkins
Johnson (CT)
Johnson (IL)
Johnson, Sam
Keller
Kelly
Kennedy (MN)
King (IA)
King (NY)
Kingston
Kirk
Kline
Knollenberg
Kolbe
Kuhl (NY)
LaHood
Latham
LaTourette
Leach
Lewis (CA)
Lewis (KY)
Linder
LoBiondo
Lucas
Lungren, Daniel E.
Mack
Manzullo
Marchant
McCaul (TX)
McCotter
McCrery
McHenry
McHugh
McKeon
McMorris
Mica
Miller (FL)

Miller (MI)
Miller, Gary
Moran (KS)
Murphy
Musgrave
Myrick
Neugebauer
Ney
Northup
Norwood
Nunes
Nussle
Osborne
Otter
Oxley
Paul
Pearce
Pence
Peterson (PA)
Petri
Pickering
Pitts
Pombo
Porter
Price (GA)
Pryce (OH)
Putnam
Radanovich
Ramstad
Regula
Rehberg
Reichert
Renzi
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Ros-Lehtinen
Royce
Ryan (WI)
Ryun (KS)
Saxton
Schmidt
Schwarz (MI)
Sensenbrenner
Shadegg
Shaw
Shays
Sherwood
Shimkus
Shuster
Simpson
Smith (NJ)
Smith (TX)
Sodrel
Souder
Stearns
Sullivan
Tancredo
Taylor (NC)
Terry
Thomas
Thornberry
Tiahrt
Tiberi
Turner
Upton
Walden (OR)
Walsh
Wamp
Weldon (FL)
Weldon (PA)
Weller
Westmoreland
Whitfield
Wicker
Wilson (NM)
Wilson (SC)
Wolf
Young (AK)
Young (FL)

NOT VOTING—10

Boren
Davis (CA)
Davis (IL)
Duncan
Evans
Franks (AZ)
Hastings (FL)
Sessions
Strickland
Sweeney

So the amendment was not agreed to.

¶19.23 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment submitted by Mr. TAYLOR of Mississippi:

Page 65, line 10, after the dollar amount, insert the following: ''(increased by $15,890,000)''.

It was decided in the affirmative ..... { Yeas ..... 250 / Nays 171

¶19.24 [Roll No. 54]

AYES—250

Abercrombie
Ackerman
Akin
Allen
Andrews
Baca
Baird
Baker
Baldwin
Barrow
Bartlett (MD)
Bean
Becerra
Berkley
Berman
Berry
Bishop (GA)
Bishop (NY)
Blumenauer
Bonner
Boswell
Boucher
Boustany
Boyd
Bradley (NH)
Brady (PA)
Brown (OH)
Brown, Corrine
Burgess
Burton (IN)
Butterfield
Buyer
Capps
Capuano
Cardin
Cardoza
Carson
Case
Chandler
Clay
Cleaver
Clyburn
Conyers
Cooper
Costa
Costello
Cramer
Crowley
Cubin
Cuellar
Cummings
Davis (AL)
Davis (FL)
Davis (TN)
Davis, Jo Ann
Davis, Tom
DeFazio
DeGette
Delahunt
DeLauro
Dicks
Dingell
Doggett
Doyle
Edwards
Emanuel
Engel
Eshoo
Etheridge
Everett
Farr
Fattah
Ferguson
Filner
Fitzpatrick (PA)
Foley
Forbes
Ford
Fortenberry
Frank (MA)
Gerlach
Gonzalez
Gordon
Green, Al
Green, Gene
Grijalva
Gutierrez
Hayworth
Hefley
Herseth
Higgins
Hinchey
Hinojosa
Holden
Holt
Honda
Hooley
Hostettler
Hoyer
Hulshof
Hunter
Inslee
Israel
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Jenkins
Jindal
Johnson, E. B.
Jones (NC)
Jones (OH)
Kanjorski
Kaptur
Kennedy (MN)
Kennedy (RI)
Kildee
Kilpatrick (MI)
Kind
Kline
Kucinich
Langevin
Lantos
Larsen (WA)
Larson (CT)
LaTourette
Leach
Lee
Levin
Lewis (GA)
Lipinski
LoBiondo
Lofgren, Zoe
Lowey
Lynch
Maloney
Marchant
Markey
Marshall
Matheson
Matsui
McCarthy
McCollum (MN)
McCotter
McCrery
McDermott
McGovern
McHugh
McIntyre
McKinney
McMorris
McNulty
Meehan
Meek (FL)
Meeks (NY)
Melancon
Michaud
Millender-McDonald
Miller (MI)
Miller (NC)
Miller, George
Mollohan
Moore (KS)
Moore (WI)
Moran (VA)
Murtha
Nadler
Napolitano
Neal (MA)
Ney
Oberstar
Obey
Olver
Ortiz
Owens
Pallone
Pascrell
Pastor
Paul
Payne
Pelosi
Peterson (MN)
Pickering
Platts
Pomeroy
Porter
Price (NC)
Rahall
Rangel
Renzi
Reyes
Rohrabacher
Ross
Rothman
Roybal-Allard
Ruppersberger
Rush
Ryan (OH)
Sabo
Salazar
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Saxton
Schakowsky
Schiff
Schwartz (PA)
Schwarz (MI)
Scott (GA)
Scott (VA)
Serrano
Sherman
Shimkus
Simmons
Skelton
Slaughter
Smith (NJ)
Smith (WA)
Snyder
Solis
Spratt
Stark
Stupak
Sullivan
Tanner
Tauscher
Taylor (MS)
Terry
Thomas
Thompson (CA)
Thompson (MS)
Tierney
Towns
Turner
Udall (CO)
Udall (NM)
Van Hollen
Velázquez
Visclosky
Wasserman Schultz
Waters
Watson
Watt
Waxman
Weiner
Weldon (PA)
Wexler
Wicker
Woolsey
Wu
Wynn

NOES—171

Aderholt
Alexander
Bachus
Barrett (SC)
Barton (TX)
Bass
Beauprez
Biggert
Bilirakis
Bishop (UT)
Blackburn
Blunt
Boehlert
Boehner
Bonilla
Bono
Boozman
Brady (TX)
Brown (SC)
Brown-Waite, Ginny
Calvert
Camp (MI)
Campbell (CA)
Cannon
Cantor
Capito
Carter
Castle
Chabot
Chocola
Coble
Cole (OK)
Conaway
Crenshaw
Culberson
Davis (KY)
Deal (GA)
DeLay
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Doolittle
Drake
Dreier
Ehlers
Emerson
English (PA)
Feeney
Flake
Fossella
Foxx
Frelinghuysen
Gallegly
Garrett (NJ)
Gibbons
Gilchrest
Gillmor
Gingrey
Gohmert
Goode
Goodlatte
Granger
Graves
Green (WI)
Gutknecht
Hall
Harris
Hart
Hastings (WA)
Hayes
Hensarling
Herger
Hobson
Hoekstra
Hyde
Inglis (SC)
Issa
Istook
Johnson (CT)
Johnson (IL)
Johnson, Sam
Keller
Kelly
King (IA)
King (NY)
Kingston
Kirk
Knollenberg
Kolbe
Kuhl (NY)
LaHood
Latham
Lewis (CA)
Lewis (KY)
Linder
Lucas
Lungren, Daniel E.
Mack
Manzullo
McCaul (TX)
McHenry
McKeon
Mica
Miller (FL)
Miller, Gary
Moran (KS)
Murphy
Musgrave
Myrick
Neugebauer
Northup
Norwood
Nunes
Nussle
Osborne
Otter
Oxley
Pearce
Pence
Peterson (PA)
Petri
Pitts
Poe
Pombo
Price (GA)
Pryce (OH)
Putnam
Radanovich
Ramstad
Regula
Rehberg
Reichert
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Ros-Lehtinen
Royce
Ryan (WI)
Ryun (KS)
Schmidt
Sensenbrenner
Sessions
Shadegg
Shaw
Shays
Sherwood
Shuster
Simpson
Smith (TX)
Sodrel
Souder
Stearns
Tancredo
Taylor (NC)
Thornberry
Tiahrt
Tiberi
Upton
Walden (OR)
Walsh
Wamp
Weldon (FL)
Weller
Westmoreland
Whitfield
Wilson (NM)
Wilson (SC)
Wolf
Young (AK)
Young (FL)

NOT VOTING—11

Boren
Carnahan
Davis (CA)
Davis (IL)
Duncan
Evans
Franks (AZ)
Harman
Hastings (FL)
Strickland
Sweeney

So the amendment was agreed to.

The SPEAKER pro tempore, Mr. MARCHANT, assumed the Chair.

When Mr. CHOCOLA, Acting Chairman, reported that the Committee, having had under consideration said bill, had come to no resolution thereon.

¶19.25 ORDER OF BUSINESS—FURTHER CONSIDERATION OF H.R. 4939

On motion of Mr. BOEHNER, by unanimous consent,

Ordered, That, during further consideration of the bill (H.R. 4939) making emergency supplemental appropriations for the fiscal year ending September 30, 2006, and for other purposes, the Chairman of the Committee of the Whole House on the state of the Union may reduce to two minutes the minimum time for electronic voting on any postponed question that follows another electronic vote without intervening business, provided that the minimum time for electronic voting on the first in any series shall be fifteen minutes.

¶19.26 MESSAGE FROM THE SENATE

A message from the Senate by Ms. Curtis, one of its clerks, announced that the Senate has passed without amendment a joint resolution of the House of the following title:

H.J. Res. 47. A joint resolution increasing the statutory limit on the public debt.

¶19.27 EMERGENCY SUPPLEMENTAL APPROPRIATIONS FY 2006

The SPEAKER pro tempore, Mr. MARCHANT, pursuant to House Resolution 725 and rule XVIII, declared the House resolved into the Committee of the Whole House on the state of the Union for the further consideration of the bill (H.R. 4939) making emergency supplemental appropriations for the fiscal year ending September 30, 2006, and for other purposes.

The Acting Chairman, Mr. CHOCOLA, assumed the chair; and after some time spent therein,

¶19.28 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the question raised by an appeal in the Committee, to wit: ''Shall the decision of the Chair stand as the judgment of the Committee?''.

It was decided in the affirmative ..... { Yeas ..... 223 / Nays 193

¶19.29 [Roll No. 55]

AYES—223

Aderholt
Akin
Alexander
Bachus
Baker
Barrett (SC)
Bartlett (MD)
Barton (TX)
Bass
Beauprez
Biggert
Bilirakis
Bishop (UT)
Blackburn
Blunt
Boehlert
Boehner
Bonilla
Bonner
Bono
Boozman

Boustany
Bradley (NH)
Brady (TX)
Brown (SC)
Brown-Waite, Ginny
Burgess
Burton (IN)
Buyer
Calvert
Camp (MI)
Campbell (CA)
Cannon
Cantor
Capito
Carter
Castle
Chabot
Chocola
Coble
Cole (OK)
Conaway
Crenshaw
Cubin
Culberson
Davis (KY)
Davis, Jo Ann
Davis, Tom
Deal (GA)
DeLay
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Doolittle
Drake
Dreier
Ehlers
Emerson
English (PA)
Everett
Feeney
Ferguson
Fitzpatrick (PA)
Flake
Foley
Forbes
Fortenberry
Fossella
Foxx
Franks (AZ)
Frelinghuysen
Gallegly
Garrett (NJ)
Gerlach
Gibbons
Gilchrest
Gillmor
Gingrey
Gohmert
Goode
Goodlatte
Granger
Graves
Green (WI)
Gutknecht
Hall
Harris
Hart
Hastings (WA)
Hayes
Hayworth
Hefley
Hensarling
Herger
Hobson
Hoekstra
Hostettler
Hulshof
Hunter
Hyde
Inglis (SC)
Issa
Istook
Jenkins
Johnson (CT)
Johnson (IL)
Johnson, Sam
Jones (NC)
Keller
Kelly
Kennedy (MN)
King (IA)
King (NY)
Kingston
Kirk
Kline
Kolbe
Kuhl (NY)
LaHood
Latham
LaTourette
Leach
Lewis (CA)
Lewis (KY)
Linder
LoBiondo
Lucas
Lungren, Daniel E.
Mack
Manzullo
Marchant
McCaul (TX)
McCotter
McCrery
McHenry
McHugh
McKeon
McMorris
Mica
Miller (FL)
Miller (MI)
Miller, Gary
Moran (KS)
Murphy
Musgrave
Myrick
Neugebauer
Ney
Northup
Norwood
Nunes
Nussle
Osborne
Otter
Paul
Pearce
Pence
Peterson (PA)
Petri
Pickering
Pitts
Platts
Poe
Pombo
Porter
Price (GA)
Pryce (OH)
Radanovich
Ramstad
Regula
Rehberg
Reichert
Renzi
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Ros-Lehtinen
Royce
Ryan (WI)
Ryun (KS)
Saxton
Schmidt
Schwarz (MI)
Sessions
Shadegg
Shaw
Shays
Sherwood
Shimkus
Shuster
Simmons
Simpson
Smith (NJ)
Smith (TX)
Sodrel
Souder
Stearns
Sullivan
Tancredo
Taylor (NC)
Terry
Thomas
Thornberry
Tiahrt
Tiberi
Turner
Upton
Walden (OR)
Walsh
Wamp
Weldon (FL)
Weldon (PA)
Weller
Westmoreland
Whitfield
Wicker
Wilson (NM)
Wilson (SC)
Wolf
Young (AK)
Young (FL)

NOES—193

Abercrombie
Ackerman
Allen
Andrews
Baca
Baird
Baldwin
Barrow
Bean
Becerra
Berkley
Berman
Berry
Bishop (GA)
Bishop (NY)
Blumenauer
Boswell
Boucher
Boyd
Brady (PA)
Brown (OH)
Brown, Corrine
Butterfield
Capps
Capuano
Cardin
Cardoza
Carnahan
Carson
Case
Chandler
Clay
Cleaver
Clyburn
Conyers
Cooper
Costa
Costello
Cramer
Crowley
Cuellar
Cummings
Davis (AL)
Davis (FL)
Davis (TN)
DeFazio
DeGette
Delahunt
DeLauro
Dicks
Dingell
Doggett
Doyle
Edwards
Emanuel
Engel
Eshoo
Etheridge
Farr
Fattah
Filner
Ford
Frank (MA)
Gonzalez
Gordon
Green, Al
Green, Gene
Grijalva
Gutierrez
Harman
Herseth
Hinchey
Hinojosa
Holden
Holt
Honda
Hooley
Hoyer
Inslee
Israel
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Johnson, E. B.
Jones (OH)
Kanjorski
Kaptur
Kennedy (RI)
Kildee
Kilpatrick (MI)
Kind
Langevin
Lantos
Larsen (WA)
Larson (CT)
Lee
Levin
Lewis (GA)
Lipinski
Lofgren, Zoe
Lowey
Lynch
Maloney
Markey
Marshall
Matheson
Matsui
McCarthy
McCollum (MN)
McDermott
McGovern
McIntyre
McKinney
McNulty
Meehan
Meek (FL)
Meeks (NY)
Melancon
Michaud
Millender-McDonald
Miller (NC)
Miller, George
Mollohan
Moore (KS)
Moore (WI)
Moran (VA)
Murtha
Nadler
Napolitano
Neal (MA)
Oberstar
Obey
Olver
Ortiz
Owens
Pallone
Pascrell
Pastor
Payne
Pelosi
Peterson (MN)
Pomeroy
Price (NC)
Rahall
Rangel
Reyes
Ross
Rothman
Roybal-Allard
Ruppersberger
Rush
Ryan (OH)
Sabo
Salazar
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Schakowsky
Schiff
Schwartz (PA)
Scott (GA)
Serrano
Sherman
Skelton
Slaughter
Smith (WA)
Snyder
Solis
Spratt
Stark
Stupak
Tanner
Tauscher
Taylor (MS)
Thompson (CA)
Thompson (MS)
Tierney
Towns
Udall (CO)
Udall (NM)
Van Hollen
Velázquez
Visclosky
Wasserman Schultz
Waters
Watson
Watt
Waxman
Weiner
Wexler
Woolsey
Wu
Wynn

NOT VOTING—16

Boren
Davis (CA)
Davis (IL)
Duncan
Evans
Hastings (FL)
Higgins
Jindal
Knollenberg
Kucinich
Oxley
Putnam
Scott (VA)
Sensenbrenner
Strickland
Sweeney

So the decision of the Chair stood as the judgment of the Committee.

¶19.30 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment submitted by Mr. SABO:

Page 56, line 11, after the dollar amount, insert the following: ''(increased by $700,000,000)''.

Page 57, line 7, after the dollar amount, insert the following: ''(increased by $125,000,000)''.

Page 58, line 8, after the dollar amount, insert the following: ''(increased by $300,000,000)''.

Page 58, line 18, after the dollar amount, insert the following: ''(increased by $100,000,000)''.

It was decided in the negative ..... { Yeas ..... 208 / Nays 210

¶19.31 [Roll No. 56]

AYES—208

Abercrombie
Ackerman
Allen
Andrews
Baca
Baird
Baldwin
Barrow
Bean
Becerra
Berkley
Berman
Berry
Bishop (GA)
Bishop (NY)
Blumenauer
Boswell
Boucher
Boyd
Brady (PA)
Brown (OH)
Brown, Corrine
Butterfield
Capps
Capuano
Cardin
Cardoza
Carnahan
Carson
Case
Chandler
Clay
Cleaver
Clyburn
Conyers
Cooper
Costa
Costello
Cramer
Crowley
Cuellar
Cummings
Davis (AL)
Davis (FL)
Davis (TN)
DeFazio
DeGette
Delahunt
DeLauro
Dicks
Dingell
Doggett
Doyle
Edwards
Emanuel
Engel
Eshoo
Etheridge
Farr
Fattah
Ferguson
Filner
Fitzpatrick (PA)
Ford
Frank (MA)
Garrett (NJ)
Gerlach
Gonzalez
Gordon
Green, Al
Green, Gene
Grijalva
Gutierrez
Harman
Hayworth
Herseth
Higgins
Hinchey
Hinojosa
Holden
Holt
Honda
Hooley
Hoyer
Inslee
Israel
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Johnson, E. B.
Jones (OH)
Kanjorski
Kaptur
Kennedy (RI)
Kildee
Kilpatrick (MI)
Kind
Kucinich
Langevin
Lantos
Larsen (WA)
Larson (CT)
Lee
Levin
Lewis (GA)
Lipinski
LoBiondo
Lofgren, Zoe
Lowey
Lynch
Maloney
Markey
Marshall
Matheson
Matsui
McCarthy
McCollum (MN)
McDermott
McGovern
McIntyre
McKinney
McNulty
Meehan
Meek (FL)
Meeks (NY)
Melancon
Michaud
Millender-McDonald
Miller (NC)
Miller, George
Mollohan
Moore (KS)
Moore (WI)
Moran (VA)
Murtha
Nadler
Napolitano
Neal (MA)
Oberstar
Obey
Olver
Ortiz
Owens
Pallone
Pascrell
Pastor
Payne
Pelosi
Peterson (MN)
Pomeroy
Porter
Price (NC)
Rahall
Rangel
Renzi
Reyes
Ross
Rothman
Roybal-Allard
Ruppersberger
Rush
Ryan (OH)
Sabo
Salazar
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Saxton
Schakowsky
Schiff
Schwartz (PA)
Scott (GA)
Serrano
Shadegg
Sherman
Simmons
Skelton
Slaughter
Smith (NJ)
Smith (WA)
Snyder
Solis
Spratt
Stark
Stupak
Tanner
Tauscher
Taylor (MS)
Thompson (CA)
Thompson (MS)
Tierney
Towns
Udall (CO)
Udall (NM)
Van Hollen
Velázquez
Visclosky
Wasserman Schultz
Waters
Watson
Watt
Waxman
Weiner
Wexler
Wilson (NM)
Woolsey
Wu
Wynn

NOES—210

Aderholt
Akin
Alexander
Bachus
Baker
Barrett (SC)
Bartlett (MD)
Barton (TX)
Bass
Beauprez
Biggert
Bilirakis
Bishop (UT)
Blackburn
Blunt
Boehlert
Boehner
Bonilla
Bonner
Bono
Boozman
Boustany
Bradley (NH)
Brady (TX)
Brown (SC)
Brown-Waite, Ginny
Burgess
Burton (IN)
Calvert
Camp (MI)
Campbell (CA)
Cannon
Cantor
Capito
Carter
Castle
Chabot
Chocola
Coble
Cole (OK)
Conaway
Crenshaw
Cubin
Culberson
Davis (KY)
Davis, Jo Ann
Davis, Tom
Deal (GA)
DeLay
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Doolittle
Drake
Dreier
Ehlers
Emerson
English (PA)
Everett
Feeney
Flake
Foley
Forbes
Fortenberry
Fossella
Foxx
Franks (AZ)
Frelinghuysen
Gallegly
Gibbons
Gilchrest
Gillmor
Gingrey
Gohmert
Goode
Goodlatte
Granger
Graves
Green (WI)
Gutknecht
Hall
Harris
Hart
Hastings (WA)
Hayes
Hefley
Hensarling
Herger
Hobson
Hoekstra
Hostettler
Hulshof
Hunter
Hyde
Inglis (SC)
Issa
Istook
Jenkins
Jindal
Johnson (IL)
Johnson, Sam
Jones (NC)
Keller
Kelly
Kennedy (MN)
King (IA)
King (NY)
Kingston
Kirk
Kline
Kolbe
Kuhl (NY)
LaHood
Latham
LaTourette
Leach
Lewis (CA)
Lewis (KY)
Linder
Lucas
Lungren, Daniel E.
Mack
Manzullo
Marchant
McCaul (TX)
McCotter
McCrery
McHenry
McHugh
McKeon
McMorris
Mica
Miller (MI)
Miller, Gary
Moran (KS)
Murphy
Musgrave
Myrick
Neugebauer
Ney
Northup
Norwood
Nunes
Nussle
Osborne
Otter
Oxley
Paul
Pearce
Pence
Peterson (PA)

Petri
Pickering
Pitts
Platts
Poe
Pombo
Price (GA)
Pryce (OH)
Putnam
Radanovich
Ramstad
Regula
Rehberg
Reichert
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Ros-Lehtinen
Royce
Ryan (WI)
Ryun (KS)
Schmidt
Schwarz (MI)
Sessions
Shaw
Shays
Sherwood
Shimkus
Shuster
Simpson
Smith (TX)
Sodrel
Souder
Stearns
Sullivan
Tancredo
Taylor (NC)
Terry
Thomas
Thornberry
Tiahrt
Tiberi
Turner
Upton
Walden (OR)
Walsh
Wamp
Weldon (FL)
Weldon (PA)
Weller
Westmoreland
Whitfield
Wicker
Wilson (SC)
Wolf
Young (AK)
Young (FL)

NOT VOTING—14

Boren
Buyer
Davis (CA)
Davis (IL)
Duncan
Evans
Hastings (FL)
Johnson (CT)
Knollenberg
Miller (FL)
Scott (VA)
Sensenbrenner
Strickland
Sweeney

So the amendment was not agreed to.

¶19.32 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment numbered 12 submitted by Mr. NEUGEBAUER:

At the end of title II, insert the following:

CHAPTER 9

GENERAL PROVISIONS—THIS TITLE

ELIMINATION OF FUNDING

SEC. 2901. Each amount appropriated or otherwise made available by this title is hereby reduced to $0.

It was decided in the negative { Yeas ..... 89 / Nays ..... 332 }

¶19.33 [Roll No. 57]

AYES—89

Akin
Barrett (SC)
Bartlett (MD)
Barton (TX)
Beauprez
Biggert
Bishop (UT)
Blackburn
Brown-Waite, Ginny
Burgess
Buyer
Camp (MI)
Campbell (CA)
Cannon
Chabot
Coble
Conaway
Cubin
Davis, Jo Ann
Deal (GA)
Flake
Foley
Forbes
Fortenberry
Fossella
Foxx
Franks (AZ)
Garrett (NJ)
Gibbons
Gingrey
Gohmert
Goode
Graves
Gutknecht
Hayes
Hayworth
Hefley
Hensarling
Herger
Hostettler
Inglis (SC)
Istook
Johnson, Sam
Jones (NC)
King (IA)
Kingston
Kline
Kuhl (NY)
Lewis (KY)
Linder
Mack
Manzullo
Marchant
McCaul (TX)
McHenry
McKinney
Miller (FL)
Miller (MI)
Miller, Gary
Moran (KS)
Musgrave
Neugebauer
Norwood
Nussle
Osborne
Otter
Paul
Pearce
Pence
Petri
Pitts
Poe
Price (GA)
Rogers (AL)
Rohrabacher
Royce
Ryan (WI)
Ryun (KS)
Sessions
Shadegg
Shuster
Sodrel
Stearns
Sullivan
Tancredo
Terry
Tiahrt
Westmoreland
Young (AK)

NOES—332

Abercrombie
Ackerman
Aderholt
Alexander
Allen
Andrews
Baca
Bachus
Baird
Baker
Baldwin
Barrow
Bass
Bean
Becerra
Berkley
Berman
Berry
Bilirakis
Bishop (GA)
Bishop (NY)
Blumenauer
Blunt
Boehlert
Boehner
Bonilla
Bonner
Bono
Boozman
Boswell
Boucher
Boustany
Boyd
Bradley (NH)
Brady (PA)
Brady (TX)
Brown (OH)
Brown (SC)
Brown, Corrine
Burton (IN)
Butterfield
Calvert
Cantor
Capito
Capps
Capuano
Cardin
Cardoza
Carnahan
Carson
Carter
Case
Castle
Chandler
Chocola
Clay
Cleaver
Clyburn
Cole (OK)
Conyers
Cooper
Costa
Costello
Cramer
Crenshaw
Crowley
Cuellar
Culberson
Cummings
Davis (AL)
Davis (FL)
Davis (KY)
Davis (TN)
Davis, Tom
DeFazio
DeGette
Delahunt
DeLauro
DeLay
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Dicks
Dingell
Doggett
Doolittle
Doyle
Drake
Dreier
Edwards
Ehlers
Emanuel
Emerson
Engel
English (PA)
Eshoo
Etheridge
Everett
Farr
Fattah
Feeney
Ferguson
Filner
Fitzpatrick (PA)
Ford
Frank (MA)
Frelinghuysen
Gallegly
Gerlach
Gilchrest
Gillmor
Gonzalez
Goodlatte
Gordon
Granger
Green (WI)
Green, Al
Green, Gene
Grijalva
Gutierrez
Hall
Harman
Harris
Hart
Hastings (WA)
Herseth
Higgins
Hinchey
Hinojosa
Hobson
Hoekstra
Holden
Holt
Honda
Hooley
Hoyer
Hulshof
Hunter
Hyde
Inslee
Israel
Issa
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Jenkins
Jindal
Johnson (CT)
Johnson (IL)
Johnson, E. B.
Jones (OH)
Kanjorski
Kaptur
Keller
Kelly
Kennedy (MN)
Kennedy (RI)
Kildee
Kilpatrick (MI)
Kind
King (NY)
Kirk
Kolbe
Kucinich
LaHood
Langevin
Lantos
Larsen (WA)
Larson (CT)
Latham
LaTourette
Leach
Lee
Levin
Lewis (CA)
Lewis (GA)
Lipinski
LoBiondo
Lofgren, Zoe
Lowey
Lucas
Lungren, Daniel E.
Lynch
Maloney
Markey
Marshall
Matheson
Matsui
McCarthy
McCollum (MN)
McCotter
McCrery
McDermott
McGovern
McHugh
McIntyre
McKeon
McMorris
McNulty
Meehan
Meek (FL)
Meeks (NY)
Melancon
Mica
Michaud
Millender-McDonald
Miller (NC)
Miller, George
Mollohan
Moore (KS)
Moore (WI)
Moran (VA)
Murphy
Murtha
Myrick
Nadler
Napolitano
Neal (MA)
Ney
Northup
Nunes
Oberstar
Obey
Olver
Ortiz
Owens
Oxley
Pallone
Pascrell
Pastor
Payne
Pelosi
Peterson (MN)
Peterson (PA)
Pickering
Platts
Pombo
Pomeroy
Porter
Price (NC)
Pryce (OH)
Putnam
Radanovich
Rahall
Ramstad
Rangel
Regula
Rehberg
Reichert
Renzi
Reyes
Reynolds
Rogers (KY)
Rogers (MI)
Ros-Lehtinen
Ross
Rothman
Roybal-Allard
Ruppersberger
Rush
Ryan (OH)
Sabo
Salazar
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Saxton
Schakowsky
Schiff
Schmidt
Schwartz (PA)
Schwarz (MI)
Scott (GA)
Serrano
Shaw
Shays
Sherman
Sherwood
Shimkus
Simmons
Simpson
Skelton
Slaughter
Smith (NJ)
Smith (TX)
Smith (WA)
Snyder
Solis
Souder
Spratt
Stark
Stupak
Tanner
Tauscher
Taylor (MS)
Taylor (NC)
Thomas
Thompson (CA)
Thompson (MS)
Thornberry
Tiberi
Tierney
Towns
Turner
Udall (CO)
Udall (NM)
Upton
Van Hollen
Velázquez
Visclosky
Walden (OR)
Walsh
Wamp
Wasserman Schultz
Waters
Watson
Watt
Waxman
Weiner
Weldon (FL)
Weldon (PA)
Weller
Wexler
Whitfield
Wicker
Wilson (NM)
Wilson (SC)
Wolf
Woolsey
Wu
Wynn
Young (FL)

NOT VOTING—11

Boren
Davis (CA)
Davis (IL)
Duncan
Evans
Hastings (FL)
Knollenberg
Scott (VA)
Sensenbrenner
Strickland
Sweeney

So the amendment was not agreed to.

¶19.34 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment submitted by Ms. MILLENDER-McDONALD:

Page 59, line 1, insert ''(increased by $50,000,000)'' after the dollar figure.

It was decided in the negative { Yeas ..... 194 / Nays ..... 227 }

¶19.35 [Roll No. 58]

AYES—194

Abercrombie
Ackerman
Allen
Andrews
Baca
Baird
Baldwin
Barrow
Bean
Becerra
Berkley
Berman
Berry
Bishop (GA)
Bishop (NY)
Blumenauer
Boswell
Boucher
Boyd
Brady (PA)
Brown (OH)
Brown, Corrine
Butterfield
Capps
Capuano
Cardin
Cardoza
Carnahan
Carson
Case
Chandler
Clay
Cleaver
Clyburn
Conyers
Cooper
Costa
Costello
Cramer
Crowley
Cuellar
Cummings
Davis (AL)
Davis (FL)
Davis (TN)
DeFazio
DeGette
Delahunt
DeLauro
Dicks
Dingell
Doggett
Doyle
Edwards
Emanuel
Engel
Eshoo
Etheridge
Farr
Fattah
Filner
Ford
Frank (MA)
Gonzalez
Gordon
Green, Al
Green, Gene
Grijalva
Gutierrez
Harman
Herseth
Higgins
Hinchey
Hinojosa
Holden
Holt
Honda
Hooley
Hoyer
Inslee
Israel
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Johnson, E. B.
Jones (OH)
Kanjorski
Kaptur
Kennedy (RI)
Kildee
Kilpatrick (MI)
Kind
Kucinich
Langevin
Lantos
Larsen (WA)
Larson (CT)
Lee
Levin
Lewis (GA)
Lipinski
Lofgren, Zoe
Lowey
Lynch
Maloney
Markey
Marshall
Matheson
Matsui
McCarthy
McCollum (MN)
McDermott
McGovern
McIntyre
McKinney
McNulty
Meehan
Meek (FL)
Meeks (NY)
Melancon
Michaud
Millender-McDonald
Miller (NC)
Miller, George
Mollohan
Moore (KS)
Moore (WI)
Moran (VA)
Murtha
Nadler
Napolitano
Neal (MA)
Ney
Oberstar
Obey
Olver
Ortiz
Owens
Pallone
Pascrell
Pastor
Payne
Pelosi
Pomeroy
Price (NC)
Rahall
Rangel
Reyes
Ross
Rothman
Roybal-Allard
Ruppersberger
Rush
Ryan (OH)
Sabo
Salazar
Sánchez, Linda T.
Sanders
Schakowsky
Schiff
Schwartz (PA)
Scott (GA)
Serrano
Sherman
Skelton
Slaughter
Smith (WA)
Snyder
Solis
Spratt
Stark
Stupak
Tanner
Tauscher
Taylor (MS)
Thompson (CA)
Thompson (MS)
Tierney
Towns
Udall (CO)
Udall (NM)
Van Hollen
Velázquez
Visclosky
Wasserman Schultz
Waters
Watson
Watt
Waxman
Weiner
Wexler
Woolsey
Wu
Wynn

NOES—227

Aderholt
Akin
Alexander
Bachus
Baker
Barrett (SC)
Bartlett (MD)
Barton (TX)
Bass
Beauprez
Biggert
Bilirakis
Bishop (UT)
Blackburn
Blunt
Boehlert
Boehner
Bonilla

Bonner
Bono
Boozman
Boustany
Bradley (NH)
Brady (TX)
Brown (SC)
Brown-Waite, Ginny
Burgess
Burton (IN)
Buyer
Calvert
Camp (MI)
Campbell (CA)
Cannon
Cantor
Capito
Carter
Castle
Chabot
Chocola
Coble
Cole (OK)
Conaway
Crenshaw
Cubin
Culberson
Davis (KY)
Davis, Jo Ann
Davis, Tom
Deal (GA)
DeLay
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Doolittle
Drake
Dreier
Ehlers
Emerson
English (PA)
Everett
Feeney
Ferguson
Fitzpatrick (PA)
Flake
Foley
Forbes
Fortenberry
Fossella
Foxx
Franks (AZ)
Frelinghuysen
Gallegly
Garrett (NJ)
Gerlach
Gibbons
Gilchrest
Gillmor
Gingrey
Gohmert
Goode
Goodlatte
Granger
Graves
Green (WI)
Gutknecht
Hall
Harris
Hart
Hastings (WA)
Hayes
Hayworth
Hefley
Hensarling
Herger
Hobson
Hoekstra
Hostettler
Hulshof
Hunter
Hyde
Inglis (SC)
Issa
Istook
Jenkins
Jindal
Johnson (CT)
Johnson (IL)
Johnson, Sam
Jones (NC)
Keller
Kelly
Kennedy (MN)
King (IA)
King (NY)
Kingston
Kirk
Kline
Kolbe
Kuhl (NY)
LaHood
Latham
LaTourette
Leach
Lewis (CA)
Lewis (KY)
Linder
LoBiondo
Lucas
Lungren, Daniel E.
Mack
Manzullo
Marchant
McCaul (TX)
McCotter
McCrery
McHenry
McHugh
McKeon
McMorris
Mica
Miller (FL)
Miller (MI)
Miller, Gary
Moran (KS)
Murphy
Musgrave
Myrick
Neugebauer
Northup
Norwood
Nunes
Nussle
Osborne
Otter
Oxley
Paul
Pearce
Pence
Peterson (MN)
Peterson (PA)
Petri
Pickering
Pitts
Platts
Poe
Pombo
Porter
Price (GA)
Pryce (OH)
Putnam
Radanovich
Ramstad
Regula
Rehberg
Reichert
Renzi
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Ros-Lehtinen
Royce
Ryan (WI)
Ryun (KS)
Sanchez, Loretta
Saxton
Schmidt
Schwarz (MI)
Sessions
Shadegg
Shaw
Shays
Sherwood
Shimkus
Shuster
Simmons
Simpson
Smith (NJ)
Smith (TX)
Sodrel
Souder
Stearns
Sullivan
Tancredo
Taylor (NC)
Terry
Thomas
Thornberry
Tiahrt
Tiberi
Turner
Upton
Walden (OR)
Walsh
Wamp
Weldon (FL)
Weldon (PA)
Weller
Westmoreland
Whitfield
Wicker
Wilson (NM)
Wilson (SC)
Wolf
Young (AK)
Young (FL)

NOT VOTING—11

Boren
Davis (CA)
Davis (IL)
Duncan
Evans
Hastings (FL)
Knollenberg
Scott (VA)
Sensenbrenner
Strickland
Sweeney

So the amendment was not agreed to.

¶19.36 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment submitted by Mr. CONAWAY:

Page 81, beginning on line 21, strike section 3010 (relating to LIHEAP).

It was decided in the negative { Yeas ..... 76 / Nays ..... 342 }

¶19.37 [Roll No. 59]

AYES—76

Baker
Barrett (SC)
Bartlett (MD)
Barton (TX)
Bishop (UT)
Blackburn
Brady (TX)
Burton (IN)
Buyer
Campbell (CA)
Cantor
Chabot
Coble
Conaway
Cubin
Culberson
Davis, Jo Ann
Deal (GA)
DeLay
Diaz-Balart, M.
Feeney
Flake
Forbes
Foxx
Franks (AZ)
Garrett (NJ)
Gibbons
Gingrey
Gohmert
Goode
Goodlatte
Gutknecht
Harris
Hefley
Hensarling
Herger
Hostettler
Hunter
Inglis (SC)
Johnson, Sam
King (IA)
Kingston
Kolbe
Linder
Lucas
Mack
Manzullo
Marchant
McCaul (TX)
McHenry
Mica
Miller (FL)
Miller, Gary
Moran (KS)
Musgrave
Myrick
Neugebauer
Norwood
Otter
Paul
Pearce
Pence
Pitts
Price (GA)
Rohrabacher
Royce
Ryun (KS)
Sessions
Shadegg
Shimkus
Tancredo
Thornberry
Tiahrt
Wamp
Westmoreland
Wilson (SC)

NOES—342

Abercrombie
Ackerman
Aderholt
Akin
Alexander
Allen
Andrews
Baca
Bachus
Baird
Baldwin
Barrow
Bass
Bean
Beauprez
Becerra
Berkley
Berman
Berry
Biggert
Bilirakis
Bishop (GA)
Bishop (NY)
Blumenauer
Blunt
Boehlert
Boehner
Bonilla
Bonner
Bono
Boozman
Boswell
Boucher
Boustany
Boyd
Bradley (NH)
Brady (PA)
Brown (OH)
Brown (SC)
Brown, Corrine
Brown-Waite, Ginny
Burgess
Butterfield
Calvert
Camp (MI)
Cannon
Capito
Capps
Capuano
Cardin
Cardoza
Carnahan
Carson
Carter
Case
Castle
Chandler
Chocola
Clay
Cleaver
Clyburn
Cole (OK)
Conyers
Cooper
Costa
Costello
Cramer
Crenshaw
Crowley
Cuellar
Cummings
Davis (AL)
Davis (FL)
Davis (KY)
Davis (TN)
Davis, Tom
DeFazio
DeGette
Delahunt
DeLauro
Dent
Diaz-Balart, L.
Dicks
Dingell
Doggett
Doolittle
Doyle
Drake
Dreier
Edwards
Ehlers
Emanuel
Emerson
Engel
English (PA)
Eshoo
Etheridge
Everett
Farr
Fattah
Ferguson
Filner
Fitzpatrick (PA)
Foley
Ford
Fortenberry
Fossella
Frank (MA)
Frelinghuysen
Gallegly
Gerlach
Gilchrest
Gillmor
Gonzalez
Gordon
Granger
Graves
Green (WI)
Green, Al
Green, Gene
Grijalva
Gutierrez
Hall
Harman
Hart
Hastings (WA)
Hayes
Hayworth
Herseth
Higgins
Hinchey
Hinojosa
Hobson
Hoekstra
Holden
Holt
Honda
Hooley
Hoyer
Hulshof
Hyde
Inslee
Israel
Issa
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Jenkins
Jindal
Johnson (CT)
Johnson (IL)
Johnson, E. B.
Jones (NC)
Jones (OH)
Kanjorski
Kaptur
Keller
Kelly
Kennedy (MN)
Kennedy (RI)
Kildee
Kilpatrick (MI)
Kind
King (NY)
Kirk
Kline
Kucinich
Kuhl (NY)
LaHood
Langevin
Lantos
Larsen (WA)
Larson (CT)
Latham
LaTourette
Leach
Lee
Levin
Lewis (CA)
Lewis (GA)
Lewis (KY)
Lipinski
LoBiondo
Lofgren, Zoe
Lowey
Lungren, Daniel E.
Lynch
Maloney
Markey
Marshall
Matheson
Matsui
McCarthy
McCollum (MN)
McCotter
McCrery
McDermott
McGovern
McHugh
McIntyre
McKeon
McKinney
McMorris
McNulty
Meehan
Meek (FL)
Meeks (NY)
Melancon
Michaud
Millender-McDonald
Miller (MI)
Miller (NC)
Miller, George
Mollohan
Moore (KS)
Moore (WI)
Moran (VA)
Murphy
Murtha
Nadler
Napolitano
Neal (MA)
Ney
Northup
Nunes
Nussle
Oberstar
Obey
Olver
Ortiz
Osborne
Owens
Oxley
Pallone
Pascrell
Pastor
Payne
Pelosi
Peterson (MN)
Petri
Platts
Poe
Pombo
Pomeroy
Porter
Price (NC)
Pryce (OH)
Putnam
Radanovich
Rahall
Ramstad
Rangel
Regula
Rehberg
Reichert
Renzi
Reyes
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Ros-Lehtinen
Ross
Rothman
Roybal-Allard
Ruppersberger
Rush
Ryan (OH)
Ryan (WI)
Sabo
Salazar
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Saxton
Schakowsky
Schiff
Schmidt
Schwartz (PA)
Schwarz (MI)
Scott (GA)
Serrano
Shaw
Shays
Sherman
Sherwood
Shuster
Simmons
Simpson
Skelton
Slaughter
Smith (NJ)
Smith (TX)
Smith (WA)
Snyder
Sodrel
Solis
Souder
Spratt
Stark
Stearns
Stupak
Sullivan
Tanner
Tauscher
Taylor (MS)
Taylor (NC)
Terry
Thomas
Thompson (CA)
Thompson (MS)
Tiberi
Tierney
Towns
Turner
Udall (CO)
Udall (NM)
Upton
Van Hollen
Velázquez
Visclosky
Walden (OR)
Walsh
Wasserman Schultz
Waters
Watson
Watt
Waxman
Weiner
Weldon (FL)
Weldon (PA)
Weller
Wexler
Whitfield
Wicker
Wilson (NM)
Wolf
Woolsey
Wu
Wynn
Young (AK)
Young (FL)

NOT VOTING—14

Boren
Davis (CA)
Davis (IL)
Duncan
Evans
Hastings (FL)
Istook
Knollenberg
Peterson (PA)
Pickering
Scott (VA)
Sensenbrenner
Strickland
Sweeney

So the amendment was not agreed to.

The Committee rose informally to receive a message from the President.

The SPEAKER pro tempore, Mr. LUNGREN of California, assumed the Chair.

¶19.38 MESSAGE FROM THE PRESIDENT

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

The Committee resumed its sitting; and after some further time spent therein,

¶19.39 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment submitted by Mr. WAXMAN:

At the end of the bill (before the short title), insert the following:

SEC. ____. None of the funds appropriated or otherwise made available by this Act shall be obligated or expended by the Secretary of the Army or his designee to award a contract to any contractor if the Defense Contract Audit Agency has determined that more than $100,000,000 of the contractor's costs for contracts involving work in Iraq under one or more Army contracts were unreasonable.

It was decided in the negative { Yeas ..... 193 / Nays ..... 225 }

¶19.40 [Roll No. 60]

AYES—193

Abercrombie
Ackerman
Allen
Andrews
Baca
Baird
Baldwin
Bean
Becerra
Berkley
Berman
Berry

Bishop (GA)
Bishop (NY)
Blumenauer
Boswell
Boucher
Boyd
Bradley (NH)
Brady (PA)
Brown (OH)
Brown, Corrine
Butterfield
Capps
Capuano
Cardin
Cardoza
Carnahan
Carson
Case
Chabot
Chandler
Clay
Cleaver
Clyburn
Conyers
Cooper
Costello
Cramer
Crowley
Cuellar
Cummings
Davis (AL)
Davis (FL)
Davis (TN)
DeFazio
DeGette
Delahunt
DeLauro
Dingell
Doggett
Emanuel
Engel
Eshoo
Etheridge
Farr
Fattah
Filner
Fitzpatrick (PA)
Foley
Frank (MA)
Gerlach
Gonzalez
Gordon
Green, Al
Green, Gene
Grijalva
Gutierrez
Harman
Herseth
Higgins
Hinchey
Hinojosa
Holden
Holt
Honda
Hooley
Hoyer
Inslee
Israel
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Johnson, E. B.
Jones (OH)
Kennedy (RI)
Kildee
Kilpatrick (MI)
Kind
Kucinich
Langevin
Lantos
Larsen (WA)
Leach
Lee
Levin
Lewis (GA)
Lipinski
Lofgren, Zoe
Lowey
Lynch
Maloney
Markey
Marshall
Matheson
Matsui
McCarthy
McCollum (MN)
McDermott
McGovern
McIntyre
McKinney
McNulty
Meehan
Meek (FL)
Meeks (NY)
Melancon
Michaud
Millender-McDonald
Miller (NC)
Miller, George
Moore (KS)
Moore (WI)
Moran (KS)
Moran (VA)
Nadler
Napolitano
Neal (MA)
Oberstar
Obey
Olver
Ortiz
Owens
Pallone
Pascrell
Pastor
Paul
Payne
Pelosi
Peterson (MN)
Platts
Pomeroy
Price (NC)
Rahall
Rangel
Reyes
Ross
Rothman
Roybal-Allard
Ruppersberger
Rush
Salazar
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Schakowsky
Schiff
Schwartz (PA)
Scott (GA)
Scott (VA)
Serrano
Sherman
Simmons
Skelton
Slaughter
Smith (WA)
Snyder
Solis
Spratt
Stark
Strickland
Stupak
Tanner
Tauscher
Taylor (MS)
Thompson (CA)
Thompson (MS)
Tierney
Udall (CO)
Udall (NM)
Van Hollen
Velázquez
Wasserman Schultz
Waters
Watson
Watt
Waxman
Weiner
Wexler
Wilson (NM)
Woolsey
Wu
Wynn

NOES—225

Aderholt
Akin
Alexander
Bachus
Baker
Barrett (SC)
Barrow
Bartlett (MD)
Barton (TX)
Bass
Beauprez
Biggert
Bilirakis
Bishop (UT)
Blackburn
Blunt
Boehlert
Boehner
Bonilla
Bonner
Bono
Boozman
Boustany
Brady (TX)
Brown (SC)
Brown-Waite, Ginny
Burgess
Burton (IN)
Buyer
Calvert
Camp (MI)
Campbell (CA)
Cannon
Cantor
Capito
Carter
Castle
Chocola
Coble
Cole (OK)
Conaway
Costa
Crenshaw
Cubin
Culberson
Davis (KY)
Davis, Jo Ann
Davis, Tom
Deal (GA)
DeLay
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Dicks
Doolittle
Doyle
Drake
Dreier
Edwards
Ehlers
Emerson
English (PA)
Everett
Feeney
Ferguson
Flake
Forbes
Fortenberry
Fossella
Foxx
Franks (AZ)
Frelinghuysen
Gallegly
Garrett (NJ)
Gibbons
Gilchrest
Gillmor
Gingrey
Gohmert
Goode
Goodlatte
Granger
Graves
Green (WI)
Gutknecht
Hall
Harris
Hart
Hastings (WA)
Hayes
Hayworth
Hefley
Hensarling
Herger
Hobson
Hoekstra
Hostettler
Hulshof
Hunter
Hyde
Inglis (SC)
Issa
Istook
Jenkins
Jindal
Johnson (CT)
Johnson (IL)
Johnson, Sam
Jones (NC)
Kanjorski
Kaptur
Keller
Kelly
Kennedy (MN)
King (IA)
King (NY)
Kingston
Kirk
Kline
Knollenberg
Kolbe
Kuhl (NY)
LaHood
Larson (CT)
Latham
LaTourette
Lewis (CA)
Lewis (KY)
Linder
LoBiondo
Lucas
Lungren, Daniel E.
Mack
Manzullo
Marchant
McCaul (TX)
McCotter
McCrery
McHugh
McKeon
Mica
Miller (FL)
Miller (MI)
Miller, Gary
Mollohan
Murphy
Murtha
Musgrave
Myrick
Neugebauer
Ney
Northup
Norwood
Nunes
Nussle
Osborne
Otter
Oxley
Pearce
Pence
Peterson (PA)
Petri
Pickering
Pitts
Poe
Pombo
Porter
Price (GA)
Pryce (OH)
Putnam
Ramstad
Regula
Rehberg
Reichert
Renzi
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Ros-Lehtinen
Royce
Ryan (WI)
Ryun (KS)
Sabo
Saxton
Schmidt
Schwarz (MI)
Sensenbrenner
Sessions
Shadegg
Shaw
Shays
Sherwood
Shuster
Simpson
Smith (NJ)
Smith (TX)
Sodrel
Souder
Stearns
Sullivan
Tancredo
Taylor (NC)
Terry
Thomas
Thornberry
Tiahrt
Tiberi
Towns
Turner
Upton
Visclosky
Walden (OR)
Walsh
Wamp
Weldon (PA)
Weller
Westmoreland
Whitfield
Wicker
Wilson (SC)
Wolf
Young (AK)
Young (FL)

NOT VOTING—14

Boren
Davis (CA)
Davis (IL)
Duncan
Evans
Ford
Hastings (FL)
McHenry
McMorris
Radanovich
Ryan (OH)
Shimkus
Sweeney
Weldon (FL)

So the amendment was not agreed to.

¶19.41 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment submitted by Ms. VELAZQUEZ:

At the end of the bill (before the short title), insert the following:

SEC. ____. (a) None of the funds made available in this Act may be used to enforce a deadline described in subsection (b) under section 7(b) of the Small Business Act (15 U.S.C. 636(b)).

(b) Subsection (a) applies to any of the following deadlines:

(1) The deadline of April 10, 2006, for physical loan applications and the deadline of May 29, 2006, for economic injury disaster loan applications, as noticed by the Small Business Administration for Major Disaster Declaration numbers 1603 and 1604.

(2) The deadline of March 11, 2006, for physical loan applications and the deadline of May 29, 2006, for economic injury disaster loan applications, as noticed by the Small Business Administration for Major Disaster Declaration number 1605.

(3) The deadline of April 10, 2006, for physical loan applications and the deadline of June 26, 2006, for economic injury disaster loan applications, as noticed by the Small Business Administration for Major Disaster Declaration numbers 1606 and 1607.

It was decided in the negative ..... { Yeas ..... 201 / Nays ..... 213 }

¶19.42 [Roll No. 61]

AYES—201

Abercrombie
Ackerman
Allen
Andrews
Baca
Baird
Baldwin
Barrow
Bean
Becerra
Berkley
Berman
Berry
Bishop (GA)
Bishop (NY)
Blumenauer
Boswell
Boucher
Boyd
Brady (PA)
Brady (TX)
Brown (OH)
Brown, Corrine
Butterfield
Capps
Capuano
Cardin
Cardoza
Carnahan
Carson
Case
Chandler
Clay
Cleaver
Clyburn
Conyers
Cooper
Costa
Costello
Cramer
Crowley
Cuellar
Cummings
Davis (AL)
Davis (FL)
Davis (TN)
DeFazio
DeGette
Delahunt
DeLauro
Dicks
Dingell
Doggett
Doyle
Edwards
Emanuel
Engel
Eshoo
Etheridge
Farr
Fattah
Filner
Ford
Frank (MA)
Gerlach
Gonzalez
Gordon
Green, Al
Green, Gene
Grijalva
Gutierrez
Harman
Herseth
Higgins
Hinchey
Hinojosa
Holden
Holt
Honda
Hooley
Hoyer
Inslee
Israel
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Jindal
Johnson, E. B.
Jones (NC)
Jones (OH)
Kanjorski
Kaptur
Kildee
Kilpatrick (MI)
Kind
Kucinich
Langevin
Lantos
Larson (CT)
Lee
Levin
Lewis (GA)
Lipinski
Lofgren, Zoe
Lowey
Lynch
Maloney
Markey
Marshall
Matheson
Matsui
McCarthy
McCollum (MN)
McCrery
McDermott
McGovern
McIntyre
McKeon
McKinney
McNulty
Meehan
Meek (FL)
Meeks (NY)
Melancon
Michaud
Millender-McDonald
Miller (NC)
Miller, George
Mollohan
Moore (KS)
Moore (WI)
Moran (VA)
Murtha
Nadler
Napolitano
Neal (MA)
Oberstar
Obey
Olver
Ortiz
Owens
Pallone
Pascrell
Pastor
Paul
Payne
Pelosi
Peterson (MN)
Pomeroy
Porter
Price (NC)
Rahall
Rangel
Reyes
Ross
Rothman
Roybal-Allard
Ruppersberger
Rush
Sabo
Salazar
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Schakowsky
Schiff
Schwartz (PA)
Scott (GA)
Scott (VA)
Serrano
Sherman
Skelton
Slaughter
Smith (WA)
Snyder
Solis
Spratt
Stark
Strickland
Stupak
Tanner
Tauscher
Taylor (MS)
Thompson (CA)
Thompson (MS)
Tierney
Towns
Udall (CO)
Udall (NM)
Van Hollen
Velázquez
Visclosky
Wasserman Schultz
Watson
Watt
Waxman
Weiner
Wexler
Woolsey
Wu
Wynn

NOES—213

Aderholt
Akin
Alexander
Bachus
Baker
Barrett (SC)
Bartlett (MD)
Barton (TX)
Bass
Beauprez
Biggert
Bilirakis
Bishop (UT)
Blackburn
Blunt
Boehlert
Boehner
Bonilla
Bonner
Bono
Boozman
Boustany
Bradley (NH)
Brown (SC)
Brown-Waite, Ginny
Burgess
Burton (IN)
Buyer
Calvert
Camp (MI)
Campbell (CA)
Cannon
Cantor
Capito
Carter
Castle
Chabot
Chocola
Coble
Cole (OK)
Conaway
Crenshaw
Cubin
Culberson
Davis (KY)
Davis, Jo Ann
Davis, Tom
Deal (GA)
DeLay
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Doolittle
Drake
Dreier
Ehlers
Emerson
English (PA)
Everett
Feeney
Ferguson
Fitzpatrick (PA)
Flake
Foley
Forbes
Fortenberry
Fossella
Foxx
Franks (AZ)
Frelinghuysen
Gallegly
Garrett (NJ)
Gibbons
Gilchrest
Gillmor
Gingrey
Gohmert
Goode
Goodlatte
Granger
Graves
Green (WI)
Gutknecht
Hall
Harris
Hart
Hastings (WA)
Hayes
Hayworth
Hefley
Hensarling
Herger
Hobson
Hoekstra
Hostettler
Hulshof
Hyde
Inglis (SC)
Istook
Jenkins
Johnson (CT)

Johnson (IL)
Johnson, Sam
Keller
Kelly
Kennedy (MN)
King (IA)
King (NY)
Kingston
Kirk
Kline
Knollenberg
Kolbe
Kuhl (NY)
LaHood
Latham
LaTourette
Leach
Lewis (CA)
Linder
LoBiondo
Lucas
Lungren, Daniel E.
Mack
Manzullo
Marchant
McCaul (TX)
McCotter
McHenry
McHugh
Mica
Miller (FL)
Miller (MI)
Miller, Gary
Moran (KS)
Murphy
Musgrave
Myrick
Neugebauer
Ney
Northup
Norwood
Nunes
Nussle
Osborne
Otter
Oxley
Pearce
Pence
Peterson (PA)
Petri
Pickering
Pitts
Platts
Poe
Pombo
Price (GA)
Pryce (OH)
Putnam
Ramstad
Regula
Rehberg
Reichert
Renzi
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Ros-Lehtinen
Royce
Ryan (WI)
Ryun (KS)
Saxton
Schmidt
Schwarz (MI)
Sensenbrenner
Sessions
Shadegg
Shaw
Shays
Sherwood
Shuster
Simmons
Simpson
Smith (NJ)
Smith (TX)
Sodrel
Souder
Stearns
Sullivan
Tancredo
Taylor (NC)
Terry
Thomas
Thornberry
Tiahrt
Tiberi
Turner
Upton
Walden (OR)
Walsh
Wamp
Weldon (PA)
Weller
Westmoreland
Whitfield
Wicker
Wilson (NM)
Wilson (SC)
Wolf
Young (AK)
Young (FL)

NOT VOTING—18

Boren
Davis (CA)
Davis (IL)
Duncan
Evans
Hastings (FL)
Hunter
Issa
Kennedy (RI)
Larsen (WA)
Lewis (KY)
McMorris
Radanovich
Ryan (OH)
Shimkus
Sweeney
Waters
Weldon (FL)

So the amendment was not agreed to.

¶19.43 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment submitted by Ms. VELAZQUEZ:

At the end of the bill (before the short title), insert the following:

SEC. ____. None of the funds made available in this Act may be used to make or guarantee a loan under section 7(b) of the Small Business Act (15 U.S.C. 636(b)) other than a loan for which the borrower is charged an interest rate in accordance with section 7(c)(5) of such Act, as in effect on the date of the enactment of this Act.

It was decided in the negative ..... { Yeas ..... 200 / Nays ..... 219 }

¶19.44 [Roll No. 62]

AYES—200

Abercrombie
Ackerman
Allen
Andrews
Baca
Baird
Baldwin
Barrow
Bartlett (MD)
Bean
Becerra
Berkley
Berman
Berry
Bishop (GA)
Bishop (NY)
Blumenauer
Boswell
Boucher
Brady (PA)
Brown (OH)
Brown, Corrine
Butterfield
Capps
Capuano
Cardin
Cardoza
Carnahan
Carson
Case
Chandler
Clay
Cleaver
Clyburn
Conyers
Cooper
Costa
Costello
Cramer
Crowley
Cuellar
Cummings
Davis (AL)
Davis (FL)
Davis (TN)
DeFazio
DeGette
Delahunt
DeLauro
Dicks
Dingell
Doggett
Doyle
Edwards
Emanuel
Engel
Eshoo
Etheridge
Farr
Fattah
Filner
Ford
Frank (MA)
Gonzalez
Gordon
Green, Al
Green, Gene
Grijalva
Gutierrez
Harman
Herseth
Higgins
Hinchey
Hinojosa
Holden
Holt
Honda
Hooley
Hoyer
Inslee
Israel
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Jindal
Johnson, E. B.
Jones (NC)
Jones (OH)
Kanjorski
Kaptur
Kennedy (RI)
Kildee
Kilpatrick (MI)
Kind
Kucinich
Langevin
Lantos
Larsen (WA)
Larson (CT)
Lee
Levin
Lewis (GA)
Lipinski
Lofgren, Zoe
Lowey
Lynch
Maloney
Markey
Marshall
Matheson
Matsui
McCarthy
McCollum (MN)
McDermott
McGovern
McIntyre
McKinney
McNulty
Meehan
Meek (FL)
Meeks (NY)
Melancon
Michaud
Millender-McDonald
Miller (NC)
Miller, George
Mollohan
Moore (KS)
Moore (WI)
Moran (VA)
Murtha
Nadler
Napolitano
Neal (MA)
Oberstar
Obey
Olver
Ortiz
Owens
Pallone
Pascrell
Pastor
Payne
Pelosi
Peterson (MN)
Pomeroy
Price (NC)
Rahall
Rangel
Reyes
Ross
Rothman
Roybal-Allard
Ruppersberger
Rush
Ryan (OH)
Sabo
Salazar
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Schakowsky
Schiff
Schwartz (PA)
Scott (GA)
Scott (VA)
Serrano
Sherman
Skelton
Slaughter
Smith (WA)
Snyder
Solis
Spratt
Stark
Strickland
Stupak
Tanner
Tauscher
Taylor (MS)
Thompson (CA)
Thompson (MS)
Tierney
Towns
Udall (CO)
Udall (NM)
Van Hollen
Velázquez
Visclosky
Wasserman Schultz
Waters
Watson
Watt
Waxman
Weiner
Wexler
Whitfield
Woolsey
Wu
Wynn

NOES—219

Aderholt
Akin
Alexander
Bachus
Baker
Barrett (SC)
Barton (TX)
Bass
Beauprez
Biggert
Bilirakis
Bishop (UT)
Blackburn
Blunt
Boehlert
Boehner
Bonilla
Bonner
Bono
Boozman
Boustany
Boyd
Bradley (NH)
Brady (TX)
Brown (SC)
Brown-Waite, Ginny
Burgess
Burton (IN)
Buyer
Calvert
Camp (MI)
Campbell (CA)
Cannon
Cantor
Capito
Carter
Castle
Chabot
Chocola
Coble
Cole (OK)
Conaway
Crenshaw
Cubin
Culberson
Davis (KY)
Davis, Jo Ann
Davis, Tom
Deal (GA)
DeLay
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Doolittle
Drake
Dreier
Ehlers
Emerson
English (PA)
Everett
Feeney
Ferguson
Fitzpatrick (PA)
Flake
Foley
Forbes
Fortenberry
Fossella
Foxx
Franks (AZ)
Frelinghuysen
Gallegly
Garrett (NJ)
Gerlach
Gibbons
Gilchrest
Gillmor
Gingrey
Gohmert
Goode
Goodlatte
Granger
Graves
Green (WI)
Gutknecht
Hall
Harris
Hart
Hastings (WA)
Hayes
Hayworth
Hefley
Hensarling
Herger
Hobson
Hoekstra
Hostettler
Hulshof
Hunter
Hyde
Inglis (SC)
Issa
Istook
Jenkins
Johnson (CT)
Johnson (IL)
Johnson, Sam
Keller
Kelly
Kennedy (MN)
King (IA)
King (NY)
Kingston
Kline
Knollenberg
Kolbe
Kuhl (NY)
LaHood
Latham
LaTourette
Leach
Lewis (CA)
Lewis (KY)
Linder
LoBiondo
Lucas
Lungren, Daniel E.
Mack
Manzullo
Marchant
McCaul (TX)
McCotter
McCrery
McHenry
McHugh
McKeon
Mica
Miller (FL)
Miller (MI)
Miller, Gary
Moran (KS)
Murphy
Musgrave
Myrick
Neugebauer
Ney
Northup
Norwood
Nunes
Nussle
Osborne
Otter
Oxley
Paul
Pearce
Pence
Peterson (PA)
Petri
Pickering
Pitts
Platts
Poe
Pombo
Porter
Price (GA)
Pryce (OH)
Putnam
Ramstad
Regula
Rehberg
Reichert
Renzi
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Ros-Lehtinen
Royce
Ryan (WI)
Ryun (KS)
Saxton
Schmidt
Schwarz (MI)
Sensenbrenner
Sessions
Shadegg
Shaw
Shays
Sherwood
Shuster
Simmons
Simpson
Smith (NJ)
Smith (TX)
Sodrel
Souder
Stearns
Sullivan
Tancredo
Taylor (NC)
Terry
Thomas
Thornberry
Tiahrt
Tiberi
Turner
Upton
Walden (OR)
Walsh
Wamp
Weller
Westmoreland
Wicker
Wilson (NM)
Wilson (SC)
Wolf
Young (AK)
Young (FL)

NOT VOTING—13

Boren
Davis (CA)
Davis (IL)
Duncan
Evans
Hastings (FL)
Kirk
McMorris
Radanovich
Shimkus
Sweeney
Weldon (FL)
Weldon (PA)

So the amendment was not agreed to.

¶19.45 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment submitted by Ms. LEE:

At the end of the bill (before the short title), insert the following:

SEC. ____. None of the funds made available in this Act may be used by the Federal Emergency Management Agency (FEMA) to implement, administer, or enforce the termination of the hotel and motel emergency sheltering program established by FEMA for families displaced by Hurricane Katrina and other hurricanes of the 2005 season.

It was decided in the negative ..... { Yeas ..... 189 / Nays ..... 230 }

¶19.46 [Roll No. 63]

AYES—189

Abercrombie
Ackerman
Allen
Andrews
Baca
Baird
Baldwin
Barrow
Bean
Becerra
Berkley
Berman
Berry
Bishop (GA)
Bishop (NY)
Blumenauer
Boswell
Brady (PA)
Brown (OH)
Brown, Corrine
Butterfield
Capps
Capuano
Cardin
Cardoza
Carnahan
Carson
Case
Chandler
Clay
Cleaver
Clyburn
Conyers
Costa
Costello
Crowley
Cuellar
Cummings
Davis (AL)
Davis (FL)
Davis (TN)
DeFazio
DeGette
Delahunt
DeLauro
Dicks
Dingell
Doggett
Doyle
Edwards
Emanuel
Engel
Eshoo
Etheridge
Farr
Fattah
Filner
Ford
Frank (MA)
Gonzalez
Green, Al
Green, Gene
Grijalva
Gutierrez
Harman
Herseth
Higgins
Hinchey
Hinojosa
Holden
Holt
Honda
Hooley
Hoyer
Inslee
Israel
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Jindal
Johnson, E. B.
Jones (OH)
Kanjorski
Kaptur
Kennedy (RI)
Kildee
Kilpatrick (MI)
Kind
Kucinich
Langevin
Lantos
Larsen (WA)
Larson (CT)
Lee
Levin
Lewis (GA)
Lipinski
Lofgren, Zoe
Lowey
Lynch
Maloney
Markey
Matsui
McCarthy
McCollum (MN)
McDermott
McGovern
McIntyre
McKinney
McNulty
Meehan
Meek (FL)
Meeks (NY)
Melancon
Michaud
Millender-McDonald
Miller (NC)
Miller, George
Mollohan
Moore (KS)
Moore (WI)
Moran (VA)
Murtha
Nadler
Napolitano
Neal (MA)
Oberstar
Obey
Olver
Ortiz

Owens
Pallone
Pascrell
Pastor
Payne
Pelosi
Pomeroy
Price (NC)
Rahall
Rangel
Reichert
Reyes
Ross
Rothman
Roybal-Allard
Ruppersberger
Rush
Ryan (OH)
Sabo
Salazar
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Schakowsky
Schiff
Schwartz (PA)
Scott (GA)
Scott (VA)
Serrano
Sherman
Simmons
Skelton
Slaughter
Smith (WA)
Snyder
Solis
Stark
Strickland
Stupak
Tauscher
Thompson (CA)
Thompson (MS)
Tierney
Towns
Udall (CO)
Udall (NM)
Van Hollen
Velázquez
Visclosky
Wasserman Schultz
Waters
Watson
Watt
Waxman
Weiner
Wexler
Woolsey
Wu
Wynn

NOES—230

Aderholt
Akin
Alexander
Bachus
Baker
Barrett (SC)
Bartlett (MD)
Barton (TX)
Bass
Beauprez
Biggert
Bilirakis
Bishop (UT)
Blackburn
Blunt
Boehlert
Boehner
Bonilla
Bonner
Bono
Boozman
Boucher
Boustany
Boyd
Bradley (NH)
Brady (TX)
Brown (SC)
Brown-Waite, Ginny
Burgess
Burton (IN)
Buyer
Calvert
Camp (MI)
Campbell (CA)
Cannon
Cantor
Capito
Carter
Castle
Chabot
Chocola
Coble
Cole (OK)
Conaway
Cooper
Cramer
Crenshaw
Cubin
Culberson
Davis (KY)
Davis, Jo Ann
Davis, Tom
Deal (GA)
DeLay
Dent
Diaz-Balart, L.
Doolittle
Drake
Dreier
Ehlers
Emerson
English (PA)
Everett
Feeney
Ferguson
Fitzpatrick (PA)
Flake
Foley
Forbes
Fortenberry
Fossella
Foxx
Franks (AZ)
Frelinghuysen
Gallegly
Garrett (NJ)
Gerlach
Gibbons
Gilchrest
Gillmor
Gingrey
Gohmert
Goode
Goodlatte
Gordon
Granger
Graves
Green (WI)
Gutknecht
Hall
Hart
Hastings (WA)
Hayes
Hayworth
Hefley
Hensarling
Herger
Hobson
Hoekstra
Hostettler
Hulshof
Hunter
Hyde
Inglis (SC)
Issa
Istook
Jenkins
Johnson (CT)
Johnson (IL)
Johnson, Sam
Jones (NC)
Keller
Kelly
Kennedy (MN)
King (IA)
King (NY)
Kingston
Kirk
Kline
Knollenberg
Kolbe
Kuhl (NY)
LaHood
Latham
LaTourette
Leach
Lewis (CA)
Lewis (KY)
Linder
LoBiondo
Lucas
Lungren, Daniel E.
Mack
Manzullo
Marchant
Marshall
Matheson
McCaul (TX)
McCotter
McCrery
McHenry
McHugh
McKeon
Mica
Miller (FL)
Miller (MI)
Miller, Gary
Moran (KS)
Murphy
Musgrave
Myrick
Neugebauer
Ney
Northup
Norwood
Nunes
Nussle
Osborne
Otter
Oxley
Paul
Pearce
Pence
Peterson (MN)
Peterson (PA)
Petri
Pickering
Pitts
Platts
Poe
Pombo
Porter
Price (GA)
Pryce (OH)
Putnam
Ramstad
Regula
Rehberg
Renzi
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Ros-Lehtinen
Royce
Ryan (WI)
Ryun (KS)
Saxton
Schmidt
Schwarz (MI)
Sensenbrenner
Sessions
Shadegg
Shaw
Shays
Sherwood
Shuster
Simpson
Smith (NJ)
Sodrel
Souder
Spratt
Stearns
Sullivan
Tancredo
Tanner
Taylor (MS)
Taylor (NC)
Terry
Thomas
Thornberry
Tiahrt
Tiberi
Turner
Upton
Walden (OR)
Walsh
Wamp
Weldon (FL)
Weldon (PA)
Weller
Westmoreland
Whitfield
Wicker
Wilson (NM)
Wilson (SC)
Wolf
Young (AK)
Young (FL)

NOT VOTING—13

Boren
Davis (CA)
Davis (IL)
Diaz-Balart, M.
Duncan
Evans
Harris
Hastings (FL)
McMorris
Radanovich
Shimkus
Smith (TX)
Sweeney

So the amendment was not agreed to.

The SPEAKER pro tempore, Mrs. DRAKE, assumed the Chair.

When Mr. POE, Acting Chairman, reported the bill back to the House with sundry amendments adopted by the Committee with the recommendation that the amendments be agreed to and the bill, as amended, do pass.

Pursuant to House Resolution 725, the previous question was ordered.

The following amendments, reported from the Committee of the Whole House on the state of the Union, were agreed to:

In chapter 2 of title I, in the item relating to ''Defense Health Program'', insert after the dollar amount the following: ''(reduced by $20,000,000) (increased by $20,000,000)''.

Page 27, line 17, after the dollar amount, insert the following: ''(reduced by $10,000,000) (increased by $10,000,000)''.

Page 28, line 9, after the dollar amount, insert the following: ''(reduced by $26,300,000) (increased by $26,300,000)''.

Page 29, line 10, after the dollar amount, insert the following: ''(increased by $50,000,000)''.

Page 34, line 22, after the dollar amount, insert the following: ''(increased by $9,200,000)''.

Page 59, line 1, after the dollar amount, insert the following: ''(reduced by $2,000,000)''.

Page 49, line 16, after the dollar amount insert the following: ''(increased by $2,000,000)''.

Page 65, line 10, after the dollar amount, insert the following: ''(increased by $15,890,000)''.

At the end of the bill, and before the short title, insert the following:

SEC. 3013. None of the funds made available by this Act may be used to prohibit registered and legal, but displaced, residents of the Gulf Coast region from the right to legally vote in any officially designated election of the Gulf Coast region.

At the end of the bill (before the short title), insert the following:

SEC. ——. None of the funds made available in this Act may be used by the Government of the United States to enter into a basing rights agreement between the United States and Iraq.

The bill, as amended, was ordered to be engrossed and read a third time, was read a third time by title.

Mr. HINCHEY moved to recommit the bill to the Committee on Appropriations with instructions to report the bill back to the House forthwith with the following amendment:

''On page 82, line 4, strike ''2007'' and insert ''2006''.

After debate,

By unanimous consent, the previous question was ordered on the motion to recommit with instructions.

The question being put, viva voce,

Will the House recommit said bill with instructions?

The SPEAKER pro tempore, Mrs. DRAKE, announced that the nays had it.

Mr. HINCHEY demanded a recorded vote on agreeing to said motion to recommit, which demand was supported by one-fifth of a quorum, so a recorded vote was ordered.

The vote was taken by electronic device.

It was decided in the negative ..... { Yeas ..... 188 / Nays 233

¶19.47 [Roll No. 64]

AYES—188

Abercrombie
Ackerman
Allen
Andrews
Baca
Baird
Baldwin
Barrow
Bean
Becerra
Berkley
Berman
Berry
Bishop (GA)
Bishop (NY)
Blumenauer
Boswell
Boucher
Boyd
Brown (OH)
Brown, Corrine
Butterfield
Capps
Capuano
Cardin
Cardoza
Carnahan
Carson
Case
Chandler
Clay
Cleaver
Clyburn
Conyers
Costa
Costello
Crowley
Cuellar
Cummings
Davis (AL)
Davis (FL)
Davis (TN)
DeFazio
DeGette
Delahunt
DeLauro
Dicks
Dingell
Doggett
Edwards
Emanuel
Engel
Eshoo
Etheridge
Farr
Fattah
Filner
Ford
Frank (MA)
Gonzalez
Gordon
Green, Al
Green, Gene
Grijalva
Gutierrez
Harman
Herseth
Higgins
Hinchey
Hinojosa
Holt
Honda
Hooley
Hoyer
Inslee
Israel
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Johnson, E. B.
Jones (OH)
Kaptur
Kennedy (RI)
Kildee
Kilpatrick (MI)
Kind
Kucinich
Langevin
Lantos
Larsen (WA)
Larson (CT)
Lee
Levin
Lewis (GA)
Lipinski
Lofgren, Zoe
Lowey
Lynch
Maloney
Markey
Marshall
Matheson
Matsui
McCarthy
McCollum (MN)
McDermott
McGovern
McIntyre
McKinney
McNulty
Meehan
Meek (FL)
Meeks (NY)
Melancon
Michaud
Millender-McDonald
Miller (NC)
Miller, George
Moore (KS)
Moore (WI)
Moran (VA)
Nadler
Napolitano
Neal (MA)
Oberstar
Obey
Olver
Ortiz
Owens
Pallone
Pascrell
Pastor
Payne
Pelosi
Peterson (MN)
Pomeroy
Price (NC)
Rangel
Reyes
Ross
Rothman
Roybal-Allard
Ruppersberger
Rush
Ryan (OH)
Sabo
Salazar
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Schakowsky
Schiff
Schwartz (PA)
Scott (GA)
Scott (VA)
Serrano
Sherman
Skelton
Slaughter
Smith (WA)
Snyder
Solis
Spratt
Stark
Strickland
Stupak
Tanner
Tauscher
Taylor (MS)
Thompson (CA)
Thompson (MS)
Tierney
Towns
Udall (CO)
Udall (NM)
Van Hollen
Velázquez
Visclosky
Wasserman Schultz
Waters
Watson
Watt
Waxman
Weiner
Wexler
Woolsey
Wu
Wynn

NOES—233

Aderholt
Akin
Alexander
Bachus
Baker
Barrett (SC)
Bartlett (MD)
Barton (TX)
Bass
Beauprez
Biggert
Bilirakis
Bishop (UT)
Blackburn
Blunt
Boehlert
Boehner
Bonilla
Bonner
Bono
Boozman
Boustany
Bradley (NH)
Brady (PA)
Brady (TX)
Brown (SC)
Brown-Waite, Ginny
Burgess
Burton (IN)
Buyer
Calvert
Camp (MI)
Campbell (CA)
Cannon
Cantor
Capito
Carter
Castle
Chabot
Chocola
Coble
Cole (OK)
Conaway
Cooper
Crenshaw
Cubin
Culberson
Davis (KY)
Davis, Jo Ann
Davis, Tom
Deal (GA)
DeLay
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Doolittle
Doyle
Drake
Dreier
Ehlers
Emerson
English (PA)

Everett
Feeney
Ferguson
Fitzpatrick (PA)
Flake
Foley
Forbes
Fortenberry
Fossella
Foxx
Franks (AZ)
Frelinghuysen
Gallegly
Garrett (NJ)
Gerlach
Gibbons
Gilchrest
Gillmor
Gingrey
Gohmert
Goode
Goodlatte
Granger
Graves
Green (WI)
Gutknecht
Hall
Harris
Hart
Hastings (WA)
Hayes
Hayworth
Hefley
Hensarling
Herger
Hobson
Hoekstra
Holden
Hostettler
Hulshof
Hunter
Hyde
Inglis (SC)
Issa
Istook
Jenkins
Jindal
Johnson (CT)
Johnson (IL)
Johnson, Sam
Jones (NC)
Kanjorski
Keller
Kelly
Kennedy (MN)
King (IA)
King (NY)
Kingston
Kirk
Kline
Knollenberg
Kolbe
Kuhl (NY)
LaHood
Latham
LaTourette
Leach
Lewis (CA)
Lewis (KY)
Linder
LoBiondo
Lucas
Lungren, Daniel E.
Mack
Manzullo
Marchant
McCaul (TX)
McCotter
McCrery
McHenry
McHugh
McKeon
Mica
Miller (FL)
Miller (MI)
Miller, Gary
Mollohan
Moran (KS)
Murphy
Murtha
Musgrave
Myrick
Neugebauer
Ney
Northup
Norwood
Nunes
Nussle
Osborne
Otter
Oxley
Paul
Pearce
Pence
Peterson (PA)
Petri
Pickering
Pitts
Platts
Poe
Pombo
Porter
Price (GA)
Pryce (OH)
Putnam
Rahall
Ramstad
Regula
Rehberg
Reichert
Renzi
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Ros-Lehtinen
Royce
Ryan (WI)
Ryun (KS)
Saxton
Schmidt
Schwarz (MI)
Sensenbrenner
Sessions
Shadegg
Shaw
Shays
Sherwood
Shuster
Simmons
Simpson
Smith (NJ)
Smith (TX)
Sodrel
Souder
Stearns
Sullivan
Tancredo
Taylor (NC)
Terry
Thomas
Thornberry
Tiahrt
Tiberi
Turner
Upton
Walden (OR)
Walsh
Wamp
Weldon (FL)
Weldon (PA)
Weller
Westmoreland
Whitfield
Wicker
Wilson (NM)
Wilson (SC)
Wolf
Young (AK)
Young (FL)

NOT VOTING—11

Boren
Cramer
Davis (CA)
Davis (IL)
Duncan
Evans
Hastings (FL)
McMorris
Radanovich
Shimkus
Sweeney

So the motion to recommit with instructions was not agreed to.

The question being put,

Will the House pass said bill?

The SPEAKER pro tempore, Mrs. DRAKE, announced that pursuant to clause 10 of rule XX, the yeas and nays were ordered, and the call was taken by electronic device.

It was decided in the affirmative ..... { Yeas ..... 348 / Nays 71

¶19.48 [Roll No. 65]

YEAS—348

Ackerman
Aderholt
Akin
Alexander
Allen
Andrews
Baca
Bachus
Baird
Baker
Barrett (SC)
Barrow
Bartlett (MD)
Barton (TX)
Bass
Bean
Beauprez
Becerra
Berkley
Berman
Berry
Biggert
Bilirakis
Bishop (GA)
Bishop (NY)
Bishop (UT)
Blunt
Boehlert
Boehner
Bonilla
Bonner
Bono
Boozman
Boswell
Boucher
Boustany
Boyd
Bradley (NH)
Brady (PA)
Brady (TX)
Brown (OH)
Brown (SC)
Brown, Corrine
Brown-Waite, Ginny
Burgess
Burton (IN)
Butterfield
Buyer
Calvert
Camp (MI)
Cantor
Capito
Capuano
Cardin
Cardoza
Carnahan
Carson
Carter
Case
Castle
Chabot
Chandler
Chocola
Cleaver
Clyburn
Cole (OK)
Conaway
Costa
Crenshaw
Crowley
Cuellar
Culberson
Cummings
Davis (AL)
Davis (FL)
Davis (KY)
Davis (TN)
Davis, Jo Ann
Davis, Tom
DeFazio
DeGette
Delahunt
DeLauro
DeLay
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Dicks
Dingell
Doggett
Doolittle
Doyle
Drake
Dreier
Edwards
Ehlers
Emanuel
Engel
English (PA)
Etheridge
Everett
Fattah
Feeney
Ferguson
Filner
Fitzpatrick (PA)
Foley
Forbes
Ford
Fortenberry
Fossella
Foxx
Franks (AZ)
Frelinghuysen
Gallegly
Garrett (NJ)
Gerlach
Gibbons
Gilchrest
Gillmor
Gingrey
Gonzalez
Goode
Goodlatte
Gordon
Granger
Graves
Green (WI)
Green, Al
Green, Gene
Gutknecht
Hall
Harman
Harris
Hart
Hastings (WA)
Hayes
Hayworth
Hefley
Herger
Herseth
Higgins
Hinojosa
Hobson
Hoekstra
Holden
Honda
Hooley
Hostettler
Hoyer
Hulshof
Hunter
Hyde
Inglis (SC)
Israel
Issa
Istook
Jackson (IL)
Jefferson
Jenkins
Jindal
Johnson (CT)
Johnson (IL)
Johnson, E. B.
Jones (NC)
Jones (OH)
Kanjorski
Kaptur
Keller
Kelly
Kennedy (MN)
Kennedy (RI)
Kildee
Kilpatrick (MI)
Kind
King (NY)
Kingston
Kirk
Kline
Knollenberg
Kolbe
Kuhl (NY)
LaHood
Langevin
Lantos
Larsen (WA)
Larson (CT)
Latham
LaTourette
Leach
Levin
Lewis (CA)
Lewis (KY)
Linder
Lipinski
LoBiondo
Lofgren, Zoe
Lowey
Lucas
Lungren, Daniel E.
Lynch
Mack
Manzullo
Marchant
Marshall
Matheson
Matsui
McCarthy
McCaul (TX)
McCotter
McCrery
McHugh
McIntyre
McKeon
Meek (FL)
Meeks (NY)
Melancon
Mica
Millender-McDonald
Miller (FL)
Miller (MI)
Miller (NC)
Miller, Gary
Mollohan
Moore (KS)
Moran (KS)
Moran (VA)
Murphy
Murtha
Musgrave
Myrick
Nadler
Napolitano
Ney
Northup
Norwood
Nunes
Nussle
Oberstar
Obey
Ortiz
Osborne
Otter
Oxley
Pascrell
Pastor
Pearce
Pelosi
Peterson (MN)
Peterson (PA)
Pitts
Platts
Poe
Pombo
Pomeroy
Porter
Price (GA)
Price (NC)
Pryce (OH)
Putnam
Rahall
Ramstad
Regula
Rehberg
Reichert
Renzi
Reyes
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Ros-Lehtinen
Ross
Roybal-Allard
Royce
Ruppersberger
Rush
Ryan (OH)
Ryan (WI)
Ryun (KS)
Sabo
Salazar
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Saxton
Schiff
Schmidt
Schwartz (PA)
Schwarz (MI)
Scott (GA)
Scott (VA)
Sessions
Shadegg
Shaw
Shays
Sherman
Sherwood
Shuster
Simmons
Simpson
Skelton
Slaughter
Smith (NJ)
Smith (TX)
Smith (WA)
Snyder
Sodrel
Souder
Spratt
Stearns
Strickland
Stupak
Sullivan
Tanner
Tauscher
Taylor (MS)
Taylor (NC)
Terry
Thomas
Thompson (MS)
Thornberry
Tiahrt
Tiberi
Towns
Turner
Udall (CO)
Udall (NM)
Upton
Van Hollen
Visclosky
Walden (OR)
Walsh
Wamp
Wasserman Schultz
Weldon (FL)
Weldon (PA)
Weller
Wexler
Whitfield
Wicker
Wilson (NM)
Wilson (SC)
Wolf
Wynn
Young (AK)
Young (FL)

NAYS—71

Abercrombie
Baldwin
Blackburn
Blumenauer
Campbell (CA)
Cannon
Capps
Clay
Coble
Conyers
Cooper
Costello
Cubin
Deal (GA)
Eshoo
Farr
Flake
Frank (MA)
Gohmert
Grijalva
Gutierrez
Hensarling
Hinchey
Holt
Inslee
Jackson-Lee (TX)
Johnson, Sam
King (IA)
Kucinich
Lee
Lewis (GA)
Maloney
Markey
McCollum (MN)
McDermott
McGovern
McHenry
McKinney
McNulty
Meehan
Michaud
Miller, George
Moore (WI)
Neal (MA)
Neugebauer
Olver
Owens
Pallone
Paul
Payne
Pence
Petri
Rangel
Rothman
Schakowsky
Sensenbrenner
Serrano
Solis
Stark
Tancredo
Thompson (CA)
Tierney
Velázquez
Waters
Watson
Watt
Waxman
Weiner
Westmoreland
Woolsey
Wu

NOT VOTING—13

Boren
Cramer
Davis (CA)
Davis (IL)
Duncan
Emerson
Evans
Hastings (FL)
McMorris
Pickering
Radanovich
Shimkus
Sweeney

So the bill was passed.

A motion to reconsider the vote whereby said bill was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

¶19.49 S. 2320—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mrs. DRAKE, pursuant to clause 8, rule XX, announced the unfinished business to be the motion to suspend the rules and pass the bill of the Senate (S. 2320) to make available funds included in the Deficit Reduction Act of 2005 for the Low-Income Home Energy Assistance Program for fiscal year 2006, and for other purposes.

The question being put,

Will the House suspend the rules and pass said bill?

The vote was taken by electronic device.

It was decided in the affirmative ..... { Yeas ..... 287 / Nays 128

¶19.50 [Roll No. 66]

YEAS—287

Abercrombie
Allen
Andrews
Baca
Bachus
Baird
Baldwin
Barrow
Bartlett (MD)
Barton (TX)
Bass
Bean
Beauprez
Becerra
Berkley
Berman
Berry
Bilirakis
Bishop (GA)
Bishop (NY)
Blumenauer
Boehlert
Boozman
Boswell
Boucher
Boyd
Bradley (NH)
Brady (PA)
Brady (TX)
Brown (OH)
Brown, Corrine
Burgess
Butterfield
Camp (MI)
Capito
Capps
Capuano
Cardin
Cardoza
Carnahan
Carson
Case
Castle
Chandler
Clay
Cleaver
Clyburn
Conyers
Cooper
Costa
Costello
Crowley
Cuellar
Culberson
Cummings
Davis (AL)
Davis (FL)
Davis (KY)
Davis (TN)
Davis, Jo Ann
Davis, Tom
DeFazio
DeGette
Delahunt
DeLauro
DeLay
Dent
Dicks
Dingell
Doggett
Doyle
Drake
Dreier
Edwards
Ehlers
Emanuel
Engel
English (PA)
Eshoo
Etheridge
Farr
Fattah
Ferguson
Filner

Fitzpatrick (PA)
Foley
Ford
Fortenberry
Fossella
Frank (MA)
Gerlach
Gilchrest
Gillmor
Gonzalez
Gordon
Graves
Green (WI)
Green, Al
Green, Gene
Grijalva
Gutierrez
Harman
Hart
Hayes
Herseth
Higgins
Hinchey
Hinojosa
Holden
Holt
Honda
Hooley
Hoyer
Hulshof
Inglis (SC)
Inslee
Israel
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Jenkins
Jindal
Johnson (CT)
Johnson (IL)
Johnson, E. B.
Jones (NC)
Jones (OH)
Kanjorski
Kaptur
Keller
Kelly
Kennedy (MN)
Kennedy (RI)
Kildee
Kilpatrick (MI)
Kind
King (NY)
Kirk
Kline
Kucinich
Kuhl (NY)
Langevin
Lantos
Larsen (WA)
Larson (CT)
LaTourette
Leach
Lee
Levin
Lewis (GA)
Lewis (KY)
Lipinski
LoBiondo
Lowey
Lynch
Maloney
Marchant
Markey
Marshall
Matheson
Matsui
McCarthy
McCaul (TX)
McCollum (MN)
McCotter
McDermott
McGovern
McHugh
McIntyre
McKeon
McKinney
McNulty
Meehan
Meek (FL)
Meeks (NY)
Melancon
Michaud
Millender-McDonald
Miller (MI)
Miller (NC)
Miller, George
Mollohan
Moore (KS)
Moore (WI)
Moran (VA)
Murphy
Murtha
Musgrave
Nadler
Napolitano
Neal (MA)
Ney
Nussle
Oberstar
Obey
Olver
Ortiz
Osborne
Owens
Pallone
Pascrell
Pastor
Payne
Pelosi
Peterson (MN)
Petri
Pickering
Platts
Poe
Pombo
Pomeroy
Porter
Price (NC)
Pryce (OH)
Rahall
Ramstad
Rangel
Reichert
Reyes
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Ross
Rothman
Roybal-Allard
Ruppersberger
Rush
Ryan (OH)
Sabo
Salazar
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Saxton
Schakowsky
Schiff
Schwartz (PA)
Schwarz (MI)
Scott (GA)
Scott (VA)
Serrano
Shaw
Sherman
Shuster
Simmons
Skelton
Slaughter
Smith (NJ)
Smith (TX)
Smith (WA)
Snyder
Solis
Spratt
Stark
Strickland
Stupak
Tanner
Tauscher
Taylor (MS)
Thompson (CA)
Thompson (MS)
Tierney
Towns
Turner
Udall (CO)
Udall (NM)
Upton
Van Hollen
Velázquez
Visclosky
Walden (OR)
Walsh
Wasserman Schultz
Waters
Watson
Watt
Waxman
Weiner
Weldon (PA)
Weller
Wexler
Whitfield
Wilson (NM)
Woolsey
Wu
Wynn

NAYS—128

Aderholt
Akin
Alexander
Baker
Barrett (SC)
Biggert
Bishop (UT)
Blackburn
Blunt
Boehner
Bonilla
Bonner
Bono
Boustany
Brown (SC)
Brown-Waite, Ginny
Burton (IN)
Buyer
Calvert
Campbell (CA)
Cannon
Cantor
Carter
Chabot
Chocola
Cole (OK)
Conaway
Crenshaw
Cubin
Deal (GA)
Diaz-Balart, L.
Diaz-Balart, M.
Doolittle
Emerson
Everett
Feeney
Flake
Forbes
Foxx
Franks (AZ)
Frelinghuysen
Gallegly
Garrett (NJ)
Gibbons
Gingrey
Gohmert
Goode
Goodlatte
Granger
Gutknecht
Hall
Harris
Hastings (WA)
Hayworth
Hefley
Hensarling
Herger
Hobson
Hoekstra
Hostettler
Hunter
Hyde
Issa
Johnson, Sam
King (IA)
Kingston
Knollenberg
Kolbe
LaHood
Latham
Lewis (CA)
Linder
Lucas
Lungren, Daniel E.
Mack
Manzullo
McCrery
McHenry
Mica
Miller (FL)
Miller, Gary
Moran (KS)
Myrick
Neugebauer
Northup
Norwood
Nunes
Otter
Oxley
Paul
Pearce
Pence
Peterson (PA)
Pitts
Price (GA)
Putnam
Regula
Rehberg
Renzi
Rohrabacher
Ros-Lehtinen
Royce
Ryan (WI)
Ryun (KS)
Schmidt
Sensenbrenner
Sessions
Shadegg
Shays
Sherwood
Simpson
Sodrel
Souder
Stearns
Taylor (NC)
Terry
Thomas
Thornberry
Tiahrt
Tiberi
Wamp
Weldon (FL)
Westmoreland
Wicker
Wilson (SC)
Wolf
Young (AK)
Young (FL)

NOT VOTING—17

Ackerman
Boren
Coble
Cramer
Davis (CA)
Davis (IL)
Duncan
Evans
Hastings (FL)
Istook
Lofgren, Zoe
McMorris
Radanovich
Shimkus
Sullivan
Sweeney
Tancredo

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk notify the Senate thereof.

¶19.51 MOTION TO INSTRUCT CONFEREES TO H.R. 4297—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mrs. DRAKE, pursuant to clause 8 of rule XX, announced the further unfinished business to be the question on the motion, by Mr. TANNER, to instruct the managers on the part of the House at the conference on the disagreeing votes of the two Houses on the amendment of the Senate to the bill (H.R. 4297) to provide for reconciliation pursuant to section 201(b) of the concurrent resolution on the budget for fiscal year 2006.

The question being put,

Will the House agree to said motion?

The vote was taken by electronic device.

It was decided in the affirmative ..... { Yeas ..... 222 / Nays 187

¶19.52 [Roll No. 67]

YEAS—222

Abercrombie
Allen
Andrews
Baca
Baird
Baldwin
Barrow
Bean
Becerra
Berkley
Berman
Berry
Bilirakis
Bishop (GA)
Bishop (NY)
Blumenauer
Boswell
Boucher
Boyd
Bradley (NH)
Brady (PA)
Brown (OH)
Brown, Corrine
Brown-Waite, Ginny
Butterfield
Capito
Capps
Capuano
Cardin
Cardoza
Carnahan
Carson
Case
Chandler
Clay
Cleaver
Clyburn
Conyers
Cooper
Costa
Costello
Crowley
Cuellar
Cummings
Davis (AL)
Davis (FL)
Davis (TN)
Davis, Tom
DeFazio
DeGette
Delahunt
DeLauro
Dicks
Dingell
Doggett
Doyle
Edwards
Ehlers
Emanuel
Emerson
Engel
Eshoo
Etheridge
Farr
Fattah
Feeney
Ferguson
Filner
Fitzpatrick (PA)
Flake
Foley
Ford
Frank (MA)
Gerlach
Gingrey
Gonzalez
Gordon
Green, Al
Green, Gene
Grijalva
Gutierrez
Gutknecht
Harman
Hefley
Herseth
Higgins
Hinchey
Hinojosa
Hoekstra
Holden
Holt
Honda
Hooley
Hoyer
Inslee
Israel
Jackson (IL)
Jackson-Lee (TX)
Jenkins
Johnson, E. B.
Jones (NC)
Jones (OH)
Kanjorski
Kaptur
Kennedy (RI)
Kildee
Kind
Kucinich
Langevin
Lantos
Larsen (WA)
Larson (CT)
Leach
Lee
Levin
Lewis (GA)
LoBiondo
Lowey
Lynch
Maloney
Markey
Marshall
Matheson
Matsui
McCarthy
McCollum (MN)
McDermott
McGovern
McHugh
McIntyre
McKinney
McNulty
Meehan
Meek (FL)
Meeks (NY)
Melancon
Michaud
Millender-McDonald
Miller (NC)
Miller, George
Mollohan
Moore (KS)
Moore (WI)
Moran (KS)
Moran (VA)
Nadler
Napolitano
Neal (MA)
Oberstar
Obey
Olver
Ortiz
Owens
Pallone
Pascrell
Pastor
Payne
Pelosi
Peterson (MN)
Platts
Pomeroy
Price (GA)
Price (NC)
Rahall
Rangel
Reyes
Ross
Rothman
Roybal-Allard
Ruppersberger
Rush
Ryan (OH)
Sabo
Salazar
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Schakowsky
Schiff
Schwartz (PA)
Scott (GA)
Scott (VA)
Serrano
Sherman
Simmons
Skelton
Slaughter
Smith (NJ)
Smith (WA)
Snyder
Solis
Spratt
Stark
Strickland
Stupak
Tanner
Tauscher
Taylor (MS)
Thompson (CA)
Thompson (MS)
Tierney
Towns
Udall (CO)
Udall (NM)
Upton
Van Hollen
Velázquez
Visclosky
Wamp
Wasserman Schultz
Waters
Watson
Watt
Waxman
Weiner
Weldon (PA)
Wexler
Whitfield
Wolf
Woolsey
Wu
Wynn

NAYS—187

Aderholt
Akin
Alexander
Bachus
Baker
Barrett (SC)
Bartlett (MD)
Barton (TX)
Bass
Beauprez
Biggert
Bishop (UT)
Blackburn
Blunt
Boehlert
Boehner
Bonilla
Bonner
Bono
Boozman
Boustany
Brown (SC)
Burgess
Burton (IN)
Buyer
Calvert
Camp (MI)
Campbell (CA)
Cannon
Cantor
Carter
Castle
Chabot
Chocola
Cole (OK)
Conaway
Crenshaw
Cubin
Culberson
Davis (KY)
Davis, Jo Ann
Deal (GA)
DeLay
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Doolittle
Drake
Dreier
English (PA)
Forbes
Fortenberry
Fossella
Foxx
Franks (AZ)
Frelinghuysen
Gallegly
Garrett (NJ)
Gibbons
Gilchrest
Gillmor
Gohmert
Goode
Goodlatte
Graves
Green (WI)
Hall
Harris
Hart
Hastert
Hastings (WA)
Hayes
Hayworth
Hensarling
Herger
Hobson
Hostettler
Hulshof
Hunter
Hyde
Inglis (SC)
Issa
Jindal
Johnson (CT)
Johnson (IL)
Johnson, Sam
Keller
Kelly
Kennedy (MN)
King (IA)
King (NY)
Kingston
Kirk
Kline
Knollenberg
Kolbe
Kuhl (NY)
LaHood
Latham
LaTourette
Lewis (CA)
Lewis (KY)
Linder
Lucas
Lungren, Daniel E.
Mack
Manzullo
Marchant
McCaul (TX)
McCotter
McCrery
McHenry
Mica
Miller (FL)
Miller (MI)
Miller, Gary
Murphy
Murtha
Musgrave
Myrick
Neugebauer
Ney
Northup
Norwood
Nunes
Nussle
Osborne
Otter
Oxley
Paul
Pearce
Pence
Peterson (PA)
Petri
Pickering
Pitts
Poe
Porter
Pryce (OH)
Putnam
Ramstad
Regula
Rehberg
Reichert
Renzi
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Ros-Lehtinen
Royce
Ryan (WI)
Ryun (KS)
Saxton
Schmidt
Schwarz (MI)
Sensenbrenner
Sessions
Shadegg
Shaw

Shays	Taylor (NC)	Weldon (FL)
Sherwood	Terry	Weller
Shuster	Thomas	Westmoreland
Simpson	Thornberry	Wicker
Smith (TX)	Tiahrt	Wilson (NM)
Sodrel	Tiberi	Wilson (SC)
Souder	Turner	Young (AK)
Stearns	Walden (OR)	Young (FL)
Tancredo	Walsh	

NOT VOTING—24

Ackerman	Evans	Lofgren, Zoe
Boren	Everett	McKeon
Brady (TX)	Granger	McMorris
Coble	Hastings (FL)	Pombo
Cramer	Istook	Radanovich
Davis (CA)	Jefferson	Shimkus
Davis (IL)	Kilpatrick (MI)	Sullivan
Duncan	Lipinski	Sweeney

So the motion to instruct the managers on the part of the House was agreed to.

A motion to reconsider the vote whereby said motion was agreed to was, by unanimous consent, laid on the table.

¶19.53 ADVERSE REPORT ON H. RES. 685

Mr. HUNTER, by direction of the Committee on Armed Services, submitted a privileged adverse report (Rept. No. 109–397) on the resolution (H. Res. 685) requesting the President and directing the Secretary of State and Secretary of Defense provide to the House of Representatives certain documents in their possession relating to any entity with which the United States has contracted for public relations purposes concerning Iraq; referred to the House Calendar and ordered printed.

¶19.54 ADJOURNMENT OF THE TWO HOUSES

Mr. HUNTER submitted the following privileged concurrent resolution (H. Con. Res. 361):

Resolved by the House of Representatives (the Senate concurring), That when the House adjourns on the legislative day of Thursday, March 16, 2006, on a motion offered pursuant to this concurrent resolution by its Majority Leader or his designee, it stand adjourned until 2 p.m. on Tuesday, March 28, 2006, or until the time of any reassembly pursuant to section 2 of this concurrent resolution, whichever occurs first; and that when the Senate recesses or adjourns on Thursday, March 16, 2006, Friday, March 17, 2006, or Saturday, March 18, 2006, on a motion offered pursuant to this concurrent resolution by its Majority Leader or his designee, it stand recessed or adjourned until noon on Monday, March 27, 2006, or such other time on that day as may be specified by its Majority Leader or his designee in the motion to recess or adjourn, or until the time of any reassembly pursuant to section 2 of this concurrent resolution, whichever occurs first.

SEC. 2. The Speaker of the House and the Majority Leader of the Senate, or their respective designees, acting jointly after consultation with the Minority Leader of the House and the Minority Leader of the Senate, shall notify the Members of the House and the Senate, respectively, to reassemble at such place and time as they may designate if, in their opinion, the public interest shall warrant it.

When said concurrent resolution was considered and agreed to.

A motion to reconsider the vote whereby said concurrent resolution was agreed to was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said concurrent resolution.

¶19.55 ORDER OF BUSINESS—ADJOURNMENT OF THE TWO HOUSES

On motion of Mr. HUNTER, by unanimous consent,

Ordered, That when the House adjourns today, pursuant to this order, it adjourn to meet at noon on Monday, March 20, 2006, unless it sooner has received a message from the Senate transmitting its concurrence in House Concurrent Resolution 361, in which case the House shall stand adjourned pursuant to that concurrent resolution.

¶19.56 CALENDAR WEDNESDAY BUSINESS DISPENSED WITH

On motion of Mr. HUNTER, by unanimous consent,

Ordered, That business in order for consideration on Wednesday, March 29, 2006, under clause 6, rule XV, the Calendar Wednesday rule, be dispensed with.

¶19.57 APPOINTMENT OF SPEAKER PRO TEMPORE TO SIGN ENROLLMENTS

The SPEAKER pro tempore, Mrs. DRAKE, laid before the House a communication, which was read as follows:

HOUSE OF REPRESENTATIVES,
Washington, DC, March 16, 2006.

I hereby appoint the Honorable ROBERT B. ADERHOLT, the Honorable MICHAEL K. SIMPSON, and the Honorable WAYNE T. GILCHREST to act as Speaker pro tempore to sign enrolled bills and joint resolutions through March 28, 2006.

J. DENNIS HASTERT,
Speaker of the House of Representatives.

By unanimous consent, the appointments were approved.

¶19.58 MESSAGE FROM THE PRESIDENT—NATIONAL SECURITY STRATEGY OF UNITED STATES

The SPEAKER pro tempore, Mrs. DRAKE, laid before the House a message from the President, which was read as follows:

To the Congress of the United States:

Consistent with section 108 of the National Security Act of 1947, as amended (50 U.S.C. 404a), I am transmitting a report prepared by my Administration on the National Security Strategy of the United States.

GEORGE W. BUSH.
THE WHITE HOUSE, *March 16, 2006.*

By unanimous consent, the message, together with the accompanying papers, was referred to the Committee on Armed Services.

¶19.59 ENROLLED JOINT RESOLUTION SIGNED

Mrs. Haas, Clerk of the House, reported and found truly enrolled a joint resolution of the House of the following title, which were thereupon signed by the Speaker:

H.J. Res. 47. A joint resolution increasing the statutory limit on the public debt.

¶19.60 LEAVE OF ABSENCE

By unanimous consent, leave of absence was granted—

To Mr. SHIMKUS, for today after 3 p.m.; and

To Mrs. DAVIS of California, for today.

And then,

¶19.61 ADJOURNMENT

Mr. KENNEDY of Rhode Island moved that the House do now adjourn.

The question being put, viva voce,

Will the House now adjourn?

The SPEAKER pro tempore, Mrs. DRAKE, announced that the yeas had it.

So the motion to adjourn was agreed to.

Accordingly,

Pursuant to the previous order of the House, at 7 o'clock and 27 minutes p.m., the House adjourned until noon on Monday, March 20, 2006, unless it sooner has received a message from the Senate transmitting its adoption of House Concurrent Resolution 361, in which case the House shall stand adjourned pursuant to that concurrent resolution.

¶19.62 REPORTS OF COMMITTEES ON PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XIII, reports of committees were delivered to the Clerk for printing and reference to the proper calendar, as follows:

Mr. SENSENBRENNER: Committee on the Judiciary. H.R. 4709. A bill to amend title 18, United States Code, to strengthen protections for law enforcement officers and the public by providing criminal penalties for the fraudulent acquisition or unauthorized disclosure of phone records (Rept. 109–395). Referred to the Committee of the Whole House on the State of the Union.

Mr. TOM DAVIS of Virginia: Supplementary Report and Document Annex by the Select Bipartisan Committee to Investigate the Preparation for and Response to Hurricane Katrina (Rept. 109–396). Referred to the Committee of the Whole House on the State of the Union.

Mr. HUNTER: Committee on Armed Services. House Resolution 685. Resolution requesting the President and directing the Secretary of State and Secretary of Defense provide to the House of Representatives certain documents in their possession relating to any entity with which the United States has contracted for public relations purposes concerning Iraq; adversely (Rept. 109–397). Referred to the House Calendar.

Mr. BARTON of Texas: Committee on Energy and Commerce. H.R. 4943. A bill to prohibit fraudulent access to telephone records (Rept. 109–398). Referred to the Committee of the Whole House on the State of the Union.

¶19.63 PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XII, public bills and resolutions were introduced and severally referred, as follows:

By Mr. KIRK:

H.R. 4972. A bill to permit certain school districts in Illinois to be reconstituted for purposes of determining assistance under the Impact Aid program; to the Committee on Education and the Workforce.

By Mr. BAKER (for himself and Mr. FRANK of Massachusetts):

H.R. 4973. A bill to restore the financial solvency of the national flood insurance program, and for other purposes; to the Committee on Financial Services.

By Mr. HYDE (for himself and Mr. LANTOS) (both by request):

H.R. 4974. A bill to authorize the President to waive the application of certain requirements under the Atomic Energy Act of 1954 with respect to India; to the Committee on International Relations, and in addition to the Committee on Rules, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. DREIER (for himself, Mr. HASTERT, Mr. BOEHNER, Mr. BLUNT, Ms. PRYCE of Ohio, Mr. REYNOLDS, Mr. CANTOR, Mr. KINGSTON, Mr. PUTNAM, Mr. EHLERS, Mr. TOM DAVIS of Virginia, and Mr. HASTINGS of Washington):

H.R. 4975. A bill to provide greater transparency with respect to lobbying activities, and for other purposes; to the Committee on the Judiciary, and in addition to the Committees on House Administration, Rules, Government Reform, and Standards of Official Conduct, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. SCHIFF (for himself and Mr. FLAKE):

H.R. 4976. A bill to reiterate that chapters 119 and 121 of title 18, United States Code, and the Foreign Intelligence Surveillance Act of 1978 are the exclusive means by which domestic electronic surveillance may be conducted, and for other purposes; to the Committee on the Judiciary, and in addition to the Committee on Intelligence (Permanent Select), for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Ms. JACKSON-LEE of Texas (for herself, Mr. HALL, Mr. REYES, Mr. CROWLEY, Mr. CUELLAR, Mr. BACA, and Mr. ORTIZ):

H.R. 4977. A bill to place a 2-year moratorium on certain contracts to conduct port operations in the United States, and for other purposes; to the Committee on Transportation and Infrastructure, and in addition to the Committees on International Relations, and Homeland Security, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Ms. JACKSON-LEE of Texas:

H.R. 4978. A bill to require the Comptroller General to conduct a study on the extent to which security operations at United States seaports are managed by nationals of foreign countries and other related matters; to the Committee on Transportation and Infrastructure.

By Mr. PICKERING:

H.R. 4979. A bill to amend the Robert T. Stafford Disaster Relief and Emergency Assistance Act to clarify the preference for local firms in the award of certain contracts for disaster relief activities; to the Committee on Transportation and Infrastructure.

By Mr. BASS (for himself, Mr. DAVIS of Illinois, Mr. WICKER, Mr. BOEHLERT, and Mr. GENE GREEN of Texas):

H.R. 4980. A bill to allow employees of Federally-qualified health centers to obtain health coverage under chapter 89 of title 5, United States Code; to the Committee on Government Reform.

By Mr. KUHL of New York (for himself, Mr. MATHESON, and Mr. ABERCROMBIE):

H.R. 4981. A bill to amend the National Dam Safety Program Act; to the Committee on Transportation and Infrastructure.

By Ms. BEAN:

H.R. 4982. A bill to improve public awareness in the United States regarding safe use of the Internet through the establishment of an Office of Internet Safety and Public Awareness within the Federal Trade Commission; to the Committee on Energy and Commerce.

By Mr. BLUMENAUER:

H.R. 4983. A bill to recognize the exemplary service of the National Guard in Iraq and to direct the President to begin the redeployment of United States military forces from Iraq, starting with National Guard units; to the Committee on International Relations, and in addition to the Committee on Armed Services, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. BRADY of Pennsylvania:

H.R. 4984. A bill to amend the Servicemembers Civil Relief Act to enhance the protection of credit ratings of active duty military personnel who are activated for military service; to the Committee on Veterans' Affairs.

By Mr. BRADY of Texas (for himself, Mr. POMEROY, Mr. SAM JOHNSON of Texas, Mr. CARDIN, Mr. RAMSTAD, Mr. ENGLISH of Pennsylvania, and Mr. HULSHOF):

H.R. 4985. A bill to amend the Internal Revenue Code of 1986 to clarify the employment tax treatment and reporting of wages paid by professional employer organizations; to the Committee on Ways and Means.

By Mr. FRELINGHUYSEN:

H.R. 4986. A bill to amend title 46, United States Code, to require the Secretary of Homeland Security to prioritize maritime transportation security grants based on the risks and vulnerabilities of ports and the proximity of ports to critical infrastructure or urban or sensitive areas; to the Committee on Homeland Security.

By Mr. HAYES:

H.R. 4987. A bill to amend title 18, United States Code, to provide an increased maximum penalty for telemarketing fraud targeting seniors, and for other purposes; to the Committee on the Judiciary, and in addition to the Committees on Government Reform, and Energy and Commerce, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. HEFLEY (for himself, Mr. HULSHOF, Mr. GUTKNECHT, Mr. LATOURETTE, Mr. JONES of North Carolina, Mr. PETERSON of Minnesota, Mr. ENGLISH of Pennsylvania, Mr. SHADEGG, Mr. WELDON of Pennsylvania, Mr. BEAUPREZ, and Mr. UDALL of Colorado):

H.R. 4988. A bill to amend the Rules of the House of Representatives to strengthen the ethics process, and for other purposes; to the Committee on Rules, and in addition to the Committees on Standards of Official Conduct, and the Judiciary, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. HOLT:

H.R. 4989. A bill to amend the Help America Vote Act of 2002 to clarify the treatment of provisional ballots cast in elections for Federal office, to ensure that polling places are adequately staffed and have sufficient equipment, to direct States to issue durable voter registration cards to each individual who registers to vote in elections for Federal office in the State, and for other purposes; to the Committee on House Administration.

By Mr. ISRAEL:

H.R. 4990. A bill to provide for the establishment by the Secretary of Energy of a program of Federal support for local governments that establish Clean Energy Bond Acts; to the Committee on Energy and Commerce.

By Mr. JEFFERSON (for himself, Mr. TAYLOR of Mississippi, Mr. MELANCON, Mr. DAVIS of Alabama, Mr. BISHOP of Georgia, Mr. MCDERMOTT, Mr. FORD, Mr. WATT, Mr. OWENS, Ms. KILPATRICK of Michigan, and Mr. TOWNS):

H.R. 4991. A bill to require the Secretary of the Treasury to carry out a program to temporarily make payments under residential mortgage loans for properties significantly damaged by Hurricane Katrina; to the Committee on Financial Services.

By Mrs. KELLY (for herself and Mr. BASS):

H.R. 4992. A bill to provide for Medicare reimbursement for health care services provided to Medicare-eligible veterans in facilities of the Department of Veterans Affairs; to the Committee on Ways and Means, and in addition to the Committees on Energy and Commerce, and Veterans' Affairs, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. KING of New York (for himself, Mr. EMANUEL, Mr. MCHUGH, Mr. LANTOS, Mrs. MALONEY, Ms. SCHAKOWSKY, Mr. KIND, Ms. BALDWIN, Mrs. NAPOLITANO, Mr. STARK, Mr. VAN HOLLEN, Mr. WEINER, Mr. OBERSTAR, Mr. OWENS, Mr. GRIJALVA, Mr. MORAN of Virginia, Mr. DOGGETT, Mr. KENNEDY of Rhode Island, Mr. DELAHUNT, Mr. MCNULTY, Mr. TOWNS, and Mr. RANGEL):

H.R. 4993. A bill to amend the Social Security Act to enhance the Social Security of the Nation by ensuring adequate public-private infrastructure and to resolve to prevent, detect, treat, intervene in, and prosecute elder abuse, neglect, and exploitation, and for other purposes; to the Committee on Ways and Means, and in addition to the Committees on the Judiciary, Energy and Commerce, and Education and the Workforce, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. LEWIS of Kentucky:

H.R. 4994. A bill to amend title XVIII of the Social Security Act to exempt complex rehabilitation products and assistive technology products from the Medicare competitive acquisition program; to the Committee on Energy and Commerce, and in addition to the Committee on Ways and Means, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mrs. LOWEY (for herself, Mr. KUHL of New York, Mr. OWENS, Mrs. MALONEY, Mr. FOSSELLA, Mr. ISRAEL, Mr. CROWLEY, Mr. BOEHLERT, Mr. ACKERMAN, Mr. HIGGINS, Mrs. MCCARTHY, Mrs. KELLY, Mr. HINCHEY, Mr. ENGEL, Mr. WEINER, Mr. SWEENEY, Mr. MCHUGH, Mr. NADLER, Ms. VELÁZQUEZ, Mr. RANGEL, Mr. SERRANO, Mr. MCNULTY, Mr. WALSH, Mr. REYNOLDS, Ms. SLAUGHTER, Mr. KING of New York, Mr. MEEKS of New York, and Mr. TOWNS):

H.R. 4995. A bill to designate the facility of the United States Postal Service located at 7 Columbus Avenue in Tuckahoe, New York, as the ''Ronald Bucca Post Office''; to the Committee on Government Reform.

By Mrs. LOWEY (for herself and Mr. BISHOP of New York):

H.R. 4996. A bill to amend title XVIII of the Social Security Act to extend the employer subsidy payment provisions under the Medicare prescription drug program to State Pharmaceutical Assistance Programs; to the Committee on Energy and Commerce, and in addition to the Committee on Ways and Means, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. MORAN of Kansas (for himself and Mr. POMEROY):

H.R. 4997. A bill to permanently authorize amendments made by the Immigration and Nationality Technical Corrections Act of 1994 for the purpose of permitting waivers of the foreign country residence requirement with respect to certain international medical graduates; to the Committee on the Judiciary.

By Ms. SCHWARTZ of Pennsylvania (for herself, Mr. ENGEL, Mr. JEFFERSON, Mr. HONDA, Mr. BROWN of Ohio, Mr. INSLEE, Mr. ORTIZ, Mr. BISHOP of New York, Mr. KANJORSKI, Mr. MURTHA, Mr. HOLDEN, Mr. FATTAH, Mr. BRADY of Pennsylvania, Mr. BUTTERFIELD, Mr. THOMPSON of Mississippi, Mr. FARR, Mr. WU, Mr. PASCRELL, Mr. STUPAK, Mr. KUCINICH, Mr. STARK, Mrs. MCCARTHY, Ms. LINDA T. SÁNCHEZ of California, and Mr. MEEHAN):

H.R. 4998. A bill to amend the Robert T. Stafford Disaster Relief and Emergency Assistance Act to protect disaster assistance employee reservists when activated by the Federal Emergency Management Agency for work at a specific disaster site from termination or demotion in their places of employment; to the Committee on Transportation and Infrastructure.

By Mr. SHAYS (for himself and Mr. LANGEVIN):

H.R. 4999. A bill to enhance security and protect against terrorist attacks at chemical facilities; to the Committee on Homeland Security, and in addition to the Committee on Energy and Commerce, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. SHAYS (for himself, Mrs. MALONEY, Mr. UDALL of New Mexico, Mr. CASE, Mr. OWENS, Mr. STARK, and Mr. THOMPSON of Mississippi):

H.R. 5000. A bill to amend the Intelligence Reform and Terrorism Prevention Act of 2004 with respect to the Privacy and Civil Liberties Oversight Board, and for other purposes; to the Committee on Government Reform, and in addition to the Committees on the Budget, the Judiciary, Homeland Security, and Intelligence (Permanent Select), for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. SIMMONS (for himself and Ms. ZOE LOFGREN of California):

H.R. 5001. A bill to amend the Homeland Security Act of 2002 to enhance homeland security information sharing, and for other purposes; to the Committee on Homeland Security.

By Mr. SIMMONS (for himself and Ms. ZOE LOFGREN of California):

H.R. 5002. A bill to amend the Homeland Security Act of 2002 to provide for information sharing partnerships, and for other purposes; to the Committee on Homeland Security.

By Mr. SIMMONS (for himself and Ms. ZOE LOFGREN of California):

H.R. 5003. A bill to amend the Homeland Security Act of 2002 to provide for the full and efficient use of open-source intelligence; to the Committee on Homeland Security.

By Mr. SIMMONS (for himself and Ms. ZOE LOFGREN of California):

H.R. 5004. A bill to amend the Homeland Security Act of 2002 to provide for an Office of Intelligence and Analysis and an Office of Infrastructure Protection, and for other purposes; to the Committee on Homeland Security, and in addition to the Committee on Intelligence (Permanent Select), for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. SMITH of Texas:

H.R. 5005. A bill to make technical changes to Federal firearms laws and for other purposes; to the Committee on the Judiciary.

By Ms. SOLIS:

H.R. 5006. A bill to designate certain public land as wilderness and certain rivers as wild and scenic rivers in the State of California, to designate Salmon Restoration Areas, to establish the Sacramento River National Recreation Area and Ancient Bristlecone Pine Forest, and for other purposes; to the Committee on Resources.

By Ms. SOLIS:

H.R. 5007. A bill to require the Department of Veterans Affairs to provide mental health services in languages other than English, as needed, for veterans and family members with limited English proficiency, to expand the scope of mental health services provided to family members of veterans, and for other purposes; to the Committee on Veterans' Affairs.

By Mr. WALDEN of Oregon:

H.R. 5008. A bill to authorize the Under Secretary of Technology of the Department of Commerce to award grants to establish up to eight Nanoscience to Commercialization Institutes throughout the United States to develop commercial applications for nanotechnology; to the Committee on Energy and Commerce, and in addition to the Committee on Science, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. WELDON of Florida (for himself and Mr. SOUDER):

H.R. 5009. A bill to reauthorize the HIV Health Care Services Program under title XXVI of the Public Health Service Act; to the Committee on Energy and Commerce, and in addition to the Committee on Financial Services, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mrs. WILSON of New Mexico (for herself, Mr. SIMPSON, Mr. OTTER, Mr. BROWN of Ohio, and Mr. TERRY):

H.R. 5010. A bill to amend the Internal Revenue Code of 1986 to extend the credit for electricity produced from certain renewable resources, and for other purposes; to the Committee on Ways and Means.

By Ms. WOOLSEY:

H.R. 5011. A bill to award posthumously a congressional gold medal to John Pehle in recognition of his contributions to the Nation in helping rescue Jews and other minorities from the Holocaust during World War II; to the Committee on Financial Services.

By Mr. SHUSTER (for himself and Ms. NORTON):

H. Con. Res. 359. Concurrent resolution authorizing the use of the Capitol Grounds for the District of Columbia Special Olympics Law Enforcement Torch Run; to the Committee on Transportation and Infrastructure.

By Mr. SHUSTER (for himself and Ms. NORTON):

H. Con. Res. 360. Concurrent resolution authorizing the use of the Capitol Grounds for the National Peace Officers' Memorial Service; to the Committee on Transportation and Infrastructure.

By Ms. JACKSON-LEE of Texas:

H. Con. Res. 362. Concurrent resolution congratulating Prime Minister Portia Simpson-Miller for becoming the first democratically-elected female Prime Minister of Jamaica and the first female head of state; to the Committee on International Relations.

By Mr. FOSSELLA (for himself and Ms. ESHOO):

H. Con. Res. 363. Concurrent resolution expressing the sense of Congress that the Secretary of Health and Human Services should promulgate as expeditiously as possible regulations required under the Public Health Service Act, relating to protections for residents of certain facilities with respect to the use of restraints and involuntary seclusion; to the Committee on Energy and Commerce.

By Mr. KUCINICH (for himself, Mr. HASTERT, Mr. MCHUGH, Mr. MEEHAN, Mr. KUHL of New York, Mr. RYAN of Ohio, Mr. BOEHLERT, and Mr. LYNCH):

H. Con. Res. 364. Concurrent resolution supporting the goals and ideals of St. Patrick's Day; to the Committee on Government Reform.

By Mr. FOLEY (for himself, Mr. FARR, Mr. ABERCROMBIE, Mrs. BONO, Ms. BORDALLO, Mrs. EMERSON, Mr. GIBBONS, Mr. BOUCHER, Mr. BROWN of South Carolina, Mr. CASE, Mrs. CHRISTENSEN, Mr. RAHALL, Mr. TANNER, Mr. WELDON of Florida, Mr. WILSON of South Carolina, Mr. KUHL of New York, Mr. JONES of North Carolina, Mr. SIMMONS, Mr. THOMPSON of California, Mr. SPRATT, Mr. PAYNE, Mr. LANGEVIN, Mr. OBERSTAR, Mr. PUTNAM, Mr. GONZALEZ, Ms. NORTON, Ms. BERKLEY, Mr. RAMSTAD, Mr. BOOZMAN, Mr. PORTER, Mr. KELLER, Mr. ALLEN, Mr. HIGGINS, Mr. SHAW, Mr. FERGUSON, Mr. HONDA, Mrs. CAPPS, Mrs. CUBIN, Mr. ORTIZ, Mr. PICKERING, Mr. UDALL of New Mexico, Mr. BAKER, Ms. LORETTA SANCHEZ of California, Mr. LANTOS, and Mr. MCINTYRE):

H. Res. 729. A resolution supporting National Tourism Week; to the Committee on Government Reform.

By Ms. EDDIE BERNICE JOHNSON of Texas (for herself, Ms. BERKLEY, Mr. GENE GREEN of Texas, Mr. PAUL, Mr. CONYERS, Mr. DOGGETT, Mr. REYES, Ms. JACKSON-LEE of Texas, Mr. BURGESS, Mr. AL GREEN of Texas, Mr. RANGEL, Mr. HINOJOSA, and Mrs. CAPITO):

H. Res. 730. A resolution recognizing the efforts and contributions of The Women's Museum: An Institute for the Future; to the Committee on House Administration.

By Mr. MORAN of Kansas (for himself, Mr. BURGESS, Mr. SULLIVAN, Mr. BURTON of Indiana, Ms. BORDALLO, Mr. EVANS, Mr. MOORE of Kansas, Mr. MCCOTTER, Mr. TANNER, Mr. TIAHRT, Mr. BOOZMAN, Mr. KING of Iowa, Mr. LEWIS of Kentucky, Mr. LUCAS, Mr. TERRY, Mr. OSBORNE, Mr. HULSHOF, Mr. SHIMKUS, Mrs. BLACKBURN, Mrs. KELLY, and Mr. RYUN of Kansas):

H. Res. 731. A resolution commending the Patriot Guard Riders for shielding mourning military families from protesters and preserving the memory of fallen service members at funerals; to the Committee on Armed Services.

By Ms. NORTON:

H. Res. 732. A resolution congratulating the Public Broadcasting Service as it celebrates the 15th anniversary season of the nationally televised broadcast program, Public Broadcasting Service's To The Contrary, with Bonnie Erbe; to the Committee on Government Reform.

By Mr. RYAN of Ohio (for himself, Mr. MCCOTTER, Mr. RYAN of Wisconsin, Mr. PAYNE, Mr. WOLF, Mr. MCDERMOTT, Mr. KUCINICH, Ms. SCHAKOWSKY, Mr. RANGEL, Mr. BURTON of Indiana, Mr. BROWN of South Carolina, Mr. HASTINGS of Florida, Mr. HIGGINS, Mr. KENNEDY of Minnesota, Mrs. MALONEY, Mr. FITZPATRICK of Pennsylvania, Ms. MCCOLLUM of Minnesota, Mr. FOLEY, Mr. ROTHMAN, Ms. EDDIE BERNICE JOHNSON of Texas, Mr. LARSON of Connecticut, Mr. MORAN of Virginia, Mr. ENGLISH of Pennsylvania, Ms. HART, Mr. GARRETT of New Jersey, Mr. SWEENEY, Mr. LYNCH, Mr. WELDON of Pennsylvania, Mr. CARNAHAN, Mr. MCHUGH, Mr. PUTNAM, Mr. GONZALEZ, Mr. HONDA, and Mr. CROWLEY):

H. Res. 733. A resolution expressing the sense of the House of Representatives that there should be established an Irish-American Heritage Month; to the Committee on Government Reform.

By Mr. SMITH of New Jersey (for himself, Mr. KING of New York, Mr. NEAL of Massachusetts, Mr. PAYNE, Mr. PALLONE, Mr. PASCRELL, Mr. CROWLEY, Mrs. MCCARTHY, Mrs. MALONEY, Mr. SWEENEY, Mr. WALSH, Mr. MCNULTY, and Mr. ENGEL):

H. Res. 734. A resolution calling on the Government of the United Kingdom to immediately establish a full, independent, public judicial inquiry into the murder of Northern Ireland defense attorney Pat Finucane, as recommended by international Judge Peter Cory as part of the Weston Park agreement and a way forward for the Northern Ireland Peace Process; to the Committee on International Relations.

By Ms. WOOLSEY (for herself, Mr. SHAYS, Ms. SOLIS, Mrs. JOHNSON of Connecticut, Mrs. CAPPS, Mr. BOEHLERT, Mr. GEORGE MILLER of California, Mr. SIMMONS, Ms. PELOSI, Mr. PETERSON of Minnesota, Ms. BALDWIN, Ms. MOORE of Wisconsin, Mr. AL GREEN of Texas, Ms. MCCOLLUM of Minnesota, Mr. FARR, Mr. BROWN of Ohio, Ms. MATSUI, Ms. WATSON, Ms. MILLENDER-MCDONALD, Mr. NADLER, Ms. SLAUGHTER, Mr. FRANK of Massachusetts, Mr. CAPUANO, Mr. OLVER, Mr. LEWIS of Georgia, Mr. CARDIN, Ms. HERSETH, Ms. BEAN, Mr. KUCINICH, Ms. WASSERMAN SCHULTZ, Mr. GRIJALVA, Ms. DEGETTE, Mrs. MALONEY, Mr. CONYERS, Ms. HOOLEY, Mr. CASE, Ms. SCHAKOWSKY, Mrs. TAUSCHER, Ms. ROYBAL-ALLARD, Ms. JACKSON-LEE of Texas, Ms. ZOE LOFGREN of California, Mr. SABO, Mrs. CAPITO, Mr. OWENS, Mr. VAN HOLLEN, Mr. PAYNE, and Mr. DAVIS of Illinois):

H. Res. 735. A resolution expressing the sense of the House of Representatives that the ''Additional Clarification of Intercollegiate Athletics Policy: Three-Part Test-part Three'', issued by the United States Department of Education without notice or opportunity for public comment on March 17, 2005, is inconsistent with longstanding Department policies and fundamental principles of equality, is a disservice to our Nation's young women, and should be withdrawn by the Department of Education; to the Committee on Education and the Workforce.

¶19.64 PRIVATE BILLS AND RESOLUTIONS

Under clause 3 of rule XII,

Ms. WATERS introduced a bill (H.R. 5012) for the relief of Rafael Camacho, Rosa B. Camacho, and Rosa Camacho; which was referred to the Committee on the Judiciary.

¶19.65 ADDITIONAL SPONSORS

Under clause 7 of rule XII, sponsors were added to public bills and resolutions as follows:

H.R. 23: Ms. ROYBAL-ALLARD.
H.R. 25: Mr. CRENSHAW.
H.R. 115: Mr. PETERSON of Minnesota.
H.R. 269: Mr. BILIRAKIS.
H.R. 354: Mrs. JO ANN DAVIS of Virginia.
H.R. 363: Mr. CARNAHAN.
H.R. 376: Mr. BLUMENAUER.
H.R. 475: Mr. LEWIS of Georgia, Mr. FILNER, Mr. DOYLE, Mr. WEXLER, Ms. MCCOLLUM of Minnesota, and Mr. PRICE of North Carolina.
H.R. 503: Mr. FRELINGHUYSEN.
H.R. 517: Mr. BONNER.
H.R. 552: Mr. SHADEGG.
H.R. 717: Mr. FILNER.
H.R. 735: Mr. FILNER, and Mr. PRICE of North Carolina.
H.R. 791: Ms. HARMAN.
H.R. 792: Mr. FRANK of Massachusetts and Mr. RUSH.
H.R. 819: Mr. RUPPERSBERGER and Mr. LINCOLN DIAZ-BALART of Florida.
H.R. 857: Mr. LEWIS of Georgia.
H.R. 916: Mr. MANZULLO.
H.R. 964: Mr. MOORE of Kansas, Mr. GERLACH, Mr. OBERSTAR, Mr. SPRATT, Mr. HINCHEY, Mr. MCHUGH, Mr. KILDEE, Mr. CUMMINGS, and Mr. BOEHLERT.
H.R. 1070: Mrs. MUSGRAVE.
H.R. 1106: Mr. MOORE of Kansas and Ms. BERKLEY.
H.R. 1298: Mr. GERLACH.
H.R. 1306: Mr. ROSS and Mr. CARDOZA.
H.R. 1310: Ms. JACKSON-LEE of Texas and Ms. DEGETTE.
H.R. 1329: Mr. MOORE of Kansas.
H.R. 1402: Ms. MOORE of Wisconsin.
H.R. 1451: Mr. REYES, Mr. BERMAN, Mr. ROTHMAN, Ms. ESHOO, and Mr. MORAN of Virginia.
H.R. 1498: Ms. BEAN.
H.R. 1545: Mr. WEXLER.
H.R. 1578: Mr. YOUNG of Alaska, Mr. FLAKE, Ms. MILLENDER-MCDONALD, and Mr. WALDEN of Oregon.
H.R. 1588: Mr. MCINTYRE.
H.R. 1598: Mr. MCINTYRE.
H.R. 1639: Ms. SCHAKOWSKY and Ms. ROYBAL-ALLARD.
H.R. 1807: Mr. REYES, Mr. CLAY, Mr. MCGOVERN, and Mr. CONYERS.
H.R. 1950: Mr. TAYLOR of North Carolina.
H.R. 1951: Mr. BOUCHER.
H.R. 2059: Mr. ROTHMAN.
H.R. 2231: Ms. SCHWARTZ of Pennsylvania.
H.R. 2317: Ms. SOLIS, Mr. LIPINSKI, Ms. ESHOO, and Ms. ZOE LOFGREN of California.
H.R. 2358: Mr. RUPPERSBERGER.
H.R. 2369: Mr. MANZULLO, Mr. SMITH of Washington, Mr. CARDOZA, and Mr. OBEY.
H.R. 2386: Mr. MCKEON, Mr. WHITFIELD, and Mr. CAMP of Michigan.
H.R. 2592: Mr. MEEK of Florida.
H.R. 2683: Mr. ETHERIDGE.
H.R. 2684: Mr. MCHUGH.
H.R. 2793: Mr. RUSH.
H.R. 2811: Mr. PASTOR and Mr. LEWIS of Georgia.
H.R. 2943: Mr. ENGLISH of Pennsylvania.
H.R. 3127: Mr. GEORGE MILLER of California.
H.R. 3159: Mr. SPRATT, Mr. BONNER, Mr. FORD, and Mr. HOLT.
H.R. 3164: Mrs. KELLY and Mr. MCHUGH.
H.R. 3265: Mr. BROWN of Ohio.
H.R. 3352: Mr. ROGERS of Michigan.
H.R. 3361: Ms. SCHWARTZ of Pennsylvania.
H.R. 3385: Mr. WELLER and Mr. CHOCOLA.
H.R. 3413: Mr. WALSH.
H.R 3559: Mr. SMITH of Washington, Mr. SHUSTER, Ms. DEGETTE, Mr. MCINTYRE, Mr. PRICE of Georgia, Mr. BERRY, Mr. HOLDEN and Mr. JENKINS.
H.R. 3628: Ms. MOORE of Wisconsin and Mr. RENZI.
H.R. 3644: Mr. SPRATT and Mr. BOSWELL.
H.R. 3779: Mr. KUCINICH, Ms. CARSON, Ms. WATERS, Mr. CARNAHAN and Mr. JEFFERSON.
H.R. 3861: Mr. ROTHMAN.
H.R. 3883: Mr. WHITFIELD, Mr. SULLIVAN and Mr. ROYCE.
H.R. 3907: Mrs. JO ANN DAVIS of Virginia and Mr. CULBERSON.
H.R. 4030: Mr. EVANS.
H.R. 4063: Mr. FATTAH and Mr. SOUDER.
H.R. 4067: Mr. EVANS and Mr. OWENS.
H.R. 4085: Mr. BLUMENAUER.
H.R. 4092: Mr. JOHNSON of Illinois.
H.R. 4098: Mrs. NAPOLITANO and Mr. WALSH.
H.R. 4140: Mr. VAN HOLLEN and Mr. CUELLAR.
H.R. 4186: Mr. SCHWARZ of Michigan.
H.R. 4226: Mr. ABERCROMBIE.
H.R. 4239: Mr. BEAUPREZ.
H.R. 4318: Mr. BACHUS, Mr. BUYER, Mr. EVERETT, Mr. GINGREY, Mr. ISTOOK, Mr. KOLBE, Mr. LEWIS of Kentucky, Mr. TAYLOR of Mississippi, Mr. HULSHOF, Mr. ISSA, and Ms. JACKSON-LEE of Texas.
H.R. 4341: Mr. LATHAM and Mr. WALDEN of Oregon.
H.R. 4371: Mr. MORAN of Kansas.
H.R. 4409: Mr. ACKERMAN, Mr. FILNER, Ms. ZOE LOFGREN of California, Mr. MOORE of Kansas, and Mr. ROTHMAN.
H.R. 4450: Mr. SOUDER.
H.R. 4465: Ms. HARMAN, Mr. ROTHMAN, and Mr. FRANK of Massachusetts.
H.R. 4511: Mr. RAMSTAD and Mr. BEAUPREZ.
H.R. 4542: Mr. SHERMAN, Mrs. TAUSCHER, and Mr. PETERSON of Minnesota.
H.R. 4547: Mr. TAYLOR of North Carolina.
H.R. 4551: Mr. JENKINS.
H.R. 4562: Mr. BERMAN, Mr. MCGOVERN, Mr. CHANDLER, Mr. ABERCROMBIE, Mr. LEWIS of Georgia, Mr. KUCINICH, Mr. HASTINGS of Florida, Mr. WELDON of Pennsylvania, and Ms. ZOE LOFGREN of California.
H.R. 4574: Mr. CASE.
H.R. 4603: Mr. SHERMAN.
H.R. 4651: Mr. FRANK of Massachusetts.
H.R. 4657: Ms. BORDALLO.
H.R. 4681: Mr. JINDAL, Mrs. CAPITO, Mrs. BONO, Mr. TIBERI, Mr. MCHUGH,
Mr. KIRK, Mr. SIMPSON, Mr. HAYWORTH, and Mr. GINGREY.
H.R. 4683: Mr. DOGGETT.
H.R. 4685: Mr. HONDA and Mr. BERRY.
H.R. 4725: Mr. HASTINGS of Washington, Mr. JONES of North Carolina, Mr. INGLIS of South Carolina, Mr. CULBERSON, Mr. MARCHANT, Mr. DOOLITTLE, Mr. HALL, Mr. MCKEON, Mr. UPTON, Mr. GREEN of Wisconsin, and Mr. MILLER of Florida.
H.R. 4737: Mr. OWENS and Mr. HONDA.
H.R. 4740: Mr. COSTA, Mrs. JO ANN DAVIS of Virginia, Mr. NEAL of Massachusetts, and Mr. TOM DAVIS of Virginia.
H.R. 4755: Mr. PETERSON of Minnesota.
H.R. 4760: Mr. MCGOVERN.
H.R. 4761: Mr. SOUDER and Mr. GINGREY.
H.R. 4773: Ms. MCKINNEY.
H.R. 4813: Mrs. JO ANN DAVIS of Virginia.
H.R. 4830: Mr. HERGER and Mr. MILLER of Florida.
H.R. 4834: Mr. EHLERS, Mr. PAUL, and Mr. LEWIS of Kentucky.
H.R. 4859: Mr. ENGLISH of Pennsylvania.
H.R. 4867: Mr. GERLACH, Mr. RADANOVICH, Mr. ENGEL, Mrs. MALONEY, Mr. DEFAZIO, Mr. DOYLE, Mr. MCGOVERN, Mr. MCNULTY, Mr. WAXMAN, Mr. WEXLER, Mr. WU, Ms. BERKLEY, Mr. HIGGINS, Mr. MURTHA, Mr. OLVER, Ms. MCKINNEY, and Mr. TAYLOR of Mississippi.
H.R. 4874: Mr. SCOTT of Georgia, Mr. SCHIFF, Mr. CARDOZA, Mr. BOYD, Mr. SALAZAR, Mr. COSTA, Mr. CONYERS, Mr. CHANDLER, Mr. SNYDER, Mr. ETHERIDGE, Mr. EDWARDS, and Mrs. EMERSON.
H.R. 4881: Mr. SANDERS and Mr. PLATTS.
H.R. 4890: Mr. COOPER, Mr. MCCRERY, Mr. CUELLAR, and Mr. HASTINGS of Washington.
H.R. 4899: Mr. HOYER and Mr. MCNULTY.
H.R. 4900: Mr. ABERCROMBIE, and Mr. BLUMENAUER.

H. R. 4902: Mr. BILIRAKIS, Mr. BONILLA, Mr. BONNER, Mr. COOPER, Mr. CRENSHAW, Mr. FOLEY, Mr. FORTUÑO, Ms. HART, Mr. HAYES, Mr. HUNTER, Mr. JACKSON of Illinois, Mr. JEFFERSON, Ms. EDDIE BERNICE JOHNSON of Texas, Mr. KUCINICH, Ms. LEE, Mr. LIPINSKI, Mr. DANIEL E. LUNGREN of California, Mr. MARKEY, Mr. OTTER, Mr. OXLEY, Mr. POE, Mr. PRICE of Georgia, Ms. ROS-LEHTINEN, Mrs. SCHMIDT, Mr. SHUSTER, Mr. WELDON of Pennsylvania, Mr. WELLER, Mr. WEXLER, Mr. WOLF, Mr. AKIN, Mrs. BIGGERT, Mrs. BLACKBURN, Mr. BOOZMAN, Mr. BROWN of South Carolina, Mr. CALVERT, Mrs. CAPITO, Mr. CUELLAR, Mr. CULBERSON, Mr. TOM DAVIS of Virginia, Mr. FORBES, Mr. GARRETT of New Jersey, Mr. GIBBONS, Mr. GOODLATTE, Mrs. JOHNSON of Connecticut, Mr. KIRK, Mr. LATOURETTE, Mr. MCCRERY, Mr. MEEHAN, Mr. MILLER of Florida, Mr. MORAN of Virginia, Mr. REGULA, Mr. SAXTON, Mr. SCHWARZ of Michigan, Mr. SNYDER, Mr. TERRY, Mr. THOMAS, Mr. UPTON, Mr. WICKER, Mr. BACA, Mr. BAKER, Mr. BISHOP of Utah, Mr. BLUMENAUER, Mr. BRADLEY of New Hampshire, Mr. CHABOT, Mr. CROWLEY, Mr. CRAMER, Mr. DENT, Mr. DOOLITTLE, Mr. FRANKS of Arizona, Mr. GONZALEZ, Ms. GRANGER, Mr. HONDA, Mr. HOSTETTLER, Mr. JENKINS, Mr. KING of New York, Mrs. MUSGRAVE, Mr. RENZI, Mr. REYNOLDS, Mr. RUSH, Mr. SULLIVAN, Mr. MCCAUL of Texas, and Mr. SAM JOHNSON of Texas.

H.R. 4904: Ms. SCHAKOWSKY.

H.R. 4914: Mr. FILNER.

H.R. 4915: Mr. MCNULTY and Ms. DELAURO.

H.R. 4943: Mr. SHADEGG.

H.R. 4945: Mr. EVANS.

H.R. 4946: Mr. INGLIS of South Carolina, Mr. LOBIONDO, and Mr. MILLER of Florida.

H.R. 4949: Mr. FORBES, Mr. CARDIN, Ms. KILPATRICK of Michigan, Mrs. LOWEY, Mr. RUPPERSBERGER, Mr. GEORGE MILLER of California, Mr. PASTOR, Mr. PRICE of North Carolina, Mr. DELAHUNT, Mr. VISCLOSKY, Mr. MILLER of Florida, Ms. BALDWIN, and Mr. BONILLA.

H.R. 4950: Mr. BROWN of Ohio.

H.R. 4953: Mr. DINGELL and Mr. EHLERS.

H.R. 4956: Mrs. MCCARTHY, Mr. MARSHALL, Mr. JONES of North Carolina, Mr. DAVIS of Alabama, Mrs. JO ANN DAVIS of Virginia, Mr. FRANK of Massachusetts, Mrs. MALONEY, Mr. NADLER, Ms. EDDIE BERNICE JOHNSON of Texas, and Mr. CLEAVER.

H.J. Res. 78: Mr. MILLER of Florida.

H. Con. Res. 179: Mr. BRADLEY of New Hampshire.

H. Con. Res. 282: Mr. LANTOS.

H. Con. Res. 318: Mr. NEAL of Massachusetts, Mr. FRANK of Massachusetts, Mr. OLVER, Mr. CONYERS, and Mr. NADLER.

H. Con. Res. 340: Mr. MORAN of Virginia.

H. Con. Res. 346: Mr. CUELLAR and Mr. PENCE.

H. Con. Res. 348: Mr. DOGGETT, Ms. ESHOO, Mr. FARR, Mr. GEORGE MILLER of California, and Ms. ZOE LOFGREN of California.

H. Con. Res. 357: Mr. BAIRD, Mr. GOODLATTE, and Mr. DICKS.

H. Res. 116: Mr. MORAN of Virginia and Mr. GONZALEZ.

H. Res. 521: Mrs. KELLY and Mr. RUSH.

H. Res. 526: Mr. PENCE.

H. Res. 544: Mr. PAUL and Mr. DELAHUNT.

H. Res. 686: Mr. BISHOP of Georgia, Ms. CARSON, Mr. MCNULTY, Mr. FILNER, Mr. LANTOS, Mr. MCDERMOTT, Ms. MCCOLLUM of Minnesota, Mrs. MALONEY, Mr. BERMAN, Mr. MARSHALL, Ms. SCHAKOWSKY, Mr. SABO, Mr. WAXMAN, Mrs. CAPPS, Mr. NADLER, and Mr. DINGELL.

H. Res. 691: Mr. GONZALEZ.

H. Res. 701: Mr. BASS.

H. Res. 703: Mr. LEVIN, Mr. BARTLETT of Maryland, and Ms. KAPTUR.

H. Res. 719: Mr. MCHUGH.

H. Res. 723: Ms. SCHWARTZ of Pennsylvania, Ms. MILLENDER-MCDONALD, and Mr. LANGEVIN.

H. Res. 728: Mr. PITTS.

TUESDAY, MARCH 28, 2006 (20)

¶20.1 APPOINTMENT OF SPEAKER PRO TEMPORE

The House was called to order by the SPEAKER pro tempore, Mr. SCHWARZ of Michigan, who laid before the House the following communication:

WASHINGTON, DC,
March 28, 2006.

I hereby appoint the Honorable JOHN J.H. ''JOE'' SCHWARZ to act as Speaker pro tempore on this day.

J. DENNIS HASTERT,
Speaker of the House of Representatives.

¶20.2 APPROVAL OF THE JOURNAL

The SPEAKER pro tempore, Mr. SCHWARZ of Michigan, announced he had examined and approved the Journal of the proceedings of Thursday, March 16, 2006.

Pursuant to clause 1, rule I, the Journal was approved.

¶20.3 COMMUNICATIONS

Executive and other communications, pursuant to clause 8, rule XII, were referred as follows:

6737. A letter from the Director, Defense Research and Engineering, Department of Defense, transmitting Notification of intent to obligate funds for an additional project for inclusion in the Fiscal Year 2006 Foreign Comparative Testing (FCT) Program, pursuant to 10 U.S.C. 2350a(g); to the Committee on Armed Services.

6738. A letter from the Under Secretary for Personnel and Readiness, Department of Defense, transmitting a letter on the approved retirement of Lieutenant General Anthony R. Jones, United States Army, and his advancement to the grade of lieutenant general on the retired list; to the Committee on Armed Services.

6739. A letter from the Secretary, Department of the Treasury, transmitting the semiannual report detailing payments made to Cuba as a result of the provision of telecommunications services pursuant to Department of the Treasury specific licenses, pursuant to 22 U.S.C. 6004(e)(6); to the Committee on International Relations.

6740. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting an annual report required by section 655 of the Foreign Assistance Act of 1961, pursuant to Public Law 104–164, section 655(a) (110 Stat. 1435); to the Committee on International Relations.

6741. A letter from the Assistant Legal Adviser for Treaty Affairs, Department of State, transmitting Copies of international agreements, other than treaties, entered into by the United States, pursuant to 1 U.S.C. 112b(a); to the Committee on International Relations.

6742. A letter from the Deputy Secretary, Department of Defense, transmitting the report on Measuring Stability and Security in Iraq pursuant to Section 9010 of the Department of Defense Appropriations Act, 2006, Pub. L. 109–148; to the Committee on International Relations.

6743. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting a report pursuant to the Cooperative Threat Reduction Act of 1993 and the FREEDOM Support Act, pursuant to Public Law 103–160, section 1203(d) of Title XII Public Law 102–511, section 502; to the Committee on International Relations.

6744. A letter from the White House Liaison, Department of the Treasury, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Government Reform.

6745. A letter from the Director, U.S. Census Bureau, Department of Commerce, transmitting a copy of two Bureau publications entitled, ''Consolidated Federal Funds for Fiscal Year 2004 (State and County Areas)'' and ''Federal Aid to States for Fiscal Year 2004''; to the Committee on Government Reform.

6746. A letter from the Political Personnel and Adv. Comm. Mgmt. Spec., Department of Health and Human Services, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Government Reform.

6747. A letter from the Political Personnel and Adv. Comm. Mgmt. Spec., Department of Health and Human Services, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Government Reform.

6748. A letter from the Political Personnel and Adv. Comm. Mgmt. Spec., Department of Health and Human Services, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Government Reform.

6749. A letter from the Political Personnel and Adv. Comm. Mgmt. Spec., Department of Health and Human Services, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Government Reform.

6750. A letter from the Political Personnel and Adv. Comm. Mgmt. Spec., Department of Health and Human Services, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Government Reform.

6751. A letter from the Political Personnel and Adv. Comm. Mgmt. Spec., Department of Health and Human Services, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Government Reform.

6752. A letter from the Political Personnel and Adv. Comm. Mgmt. Spec., Department of Health and Human Services, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Government Reform.

6753. A letter from the Political Personnel and Adv. Comm. Mgmt. Spec., Department of Health and Human Services, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Government Reform.

6754. A letter from the Political Personnel and Adv. Comm. Mgmt. Spec., Department of Health and Human Services, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Government Reform.

6755. A letter from the Political Personnel and Adv. Comm. Mgmt. Spec., Department of Health and Human Services, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Government Reform.

6756. A letter from the Assistant Secretary for Administration and Management, Competitive Sourcing Official, Department of Labor, transmitting pursuant to the provisions of the Federal Activities Inventory Reform (FAIR) Act of 1998 (Pub. L. 105–270), the Department's Inventory of Inherently Governmental Activities and Inventory of Commercial Activities for 2005; to the Committee on Government Reform.

6757. A letter from the Deputy Director for Legislative Affairs, Office of the Director of National Intelligence, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Government Reform.

6758. A letter from the Office of the District of Columbia Auditor, transmitting a report entitled, ''Certification of the Fiscal Year 2006 Revised General Purpose General Fund Revenue Estimate in Support of the District's $331,210,000 General Obligation Bonds (Series 2005A)''; to the Committee on Government Reform.

6759. A letter from the President and CEO, Overseas Private Investment Corporation, transmitting in accordance with Section 645 of Division F of the Consolidated Appropriations Act, FY 2004, Pub. L. 108–199, and Section 641 of Division H of the Fiscal Year 2005 Consolidated Appropriations Act, Pub. L. 108–447, the Corportation's report on competitive sourcing efforts for FY 2004 and FY 2005; to the Committee on Government Reform.

6760. A letter from the Commissioner, Social Security Administration, transmitting the Adminstration's annual inventory as required by Public Law 105–270, the Federal Activites Inventory Reform (FAIR) Act of 1998 and OMB Circular A–76; to the Committee on Government Reform.

6761. A letter from the Executive Secretary and Chief of Staff, U.S. Agency for International Development, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Government Reform.

6762. A letter from the Office of Sustainable Fisheries, NMFS, National Oceanic and Atmospheric Administration, transmitting the Administration's final rule—Fisheries of the Exclusive Economic Zone Off Alaska; Shallow-Water Species Fishery by Vessels Using Trawl Gear in the Gulf of Alaska [Docket No. 041126333–5040–02; I.D. 022406B] received March 22, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Resources.

6763. A letter from the Alternate Federal Liaison Officer, Patent and Trademark Office, Department of Commerce, transmitting the Department's final rule—Clarification of Filing Date Requirements for Ex Parte and Inter Partes Reexamination Proceedings [Docket No.: PTO–P–2006–0007] (RIN: 0651–AC02) received February 28, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on the Judiciary.

6764. A letter from the Acting Director, FEMA, Department of Homeland Security, transmitting notification that funding under Title V, subsection 503(b)(3) of the Robert T. Stafford Disaster Relief and Emergency Assistance Act, as amended, has exceeded $5 million for the response to the emergency declared as a result the influx of evacuees from areas struck by Hurricane Katrina beginning on August 29, 2005 in the State of Oklahoma, pursuant to 42 U.S.C. 5193; to the Committee on Transportation and Infrastructure.

6765. A letter from the Acting Assistant to the Secretary for Regulation Policy and Management, Department of Veterans Affairs, transmitting the Department's final rule—Eligibility for Health Care Benefits for Certain Filipino Veterans in the United States (RIN: 2900–AM03) received February 13, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Veterans' Affairs.

6766. A letter from the Chief, Publications and Regulations Branch, Internal Revenue Service, transmitting the Service's final rule—2006 Calendar Year Resident Population Estimates [Notice 2006–22] received March 16, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

6767. A letter from the Inspector General, Railroad Retirement Board, transmitting the Board's budget justification for the Office of Inspector General for fiscal year 2007, prepared in compliance with Office of Management and Budget (OMB) Circular No. A–11; jointly to the Committees on Appropriations, Transportation and Infrastructure, and Ways and Means.

¶20.4 COMMUNICATION FROM THE CLERK—MESSAGE FROM THE SENATE

The SPEAKER pro tempore, Mr. SCHWARZ of Michigan, laid before the House a communication, which was read as follows:

OFFICE OF THE CLERK,
HOUSE OF REPRESENTATIVES,
Washington, DC, March 17, 2006.

Hon. J. DENNIS HASTERT,
The Speaker, House of Representatives, Washington, DC.

DEAR MR. SPEAKER: Pursuant to the permission granted in Clause 2(h) of Rule II of the Rules of the U.S. House of Representatives, the Clerk received the following message from the Secretary of the Senate on March 17, 2006, at 9:30 a.m.:

That the Senate concur on House amendment to the bill S. 2275.

That the Senate passed S. 166.

That the Senate passed S. 1608.

That the Senate passed S. 2447.

That the Senate agreed to without amendment H. Con. Res. 350.

That the Senate passed without amendment H.R. 4826.

That the Senate agreed to without amendment H. Con. Res. 361.

With best wishes, I am,

Sincerely,

KAREN L. HAAS,
Clerk of the House.

¶20.5 COMMUNICATION FROM THE CLERK—MESSAGE FROM THE SENATE

The SPEAKER pro tempore, Mr. SCHWARZ of Michigan, laid before the House a communication, which was read as follows:

OFFICE OF THE CLERK,
HOUSE OF REPRESENTATIVES,
Washington, DC, March 23, 2006.

Hon. J. DENNIS HASTERT,
The Speaker, U.S. House of Representatives, Washington, DC.

DEAR MR. SPEAKER: Pursuant to the permission granted in Clause 2(h) of Rule II of the Rules of the U.S. House of Representatives, the Clerk received the following message from the Secretary of the Senate on March 23, 2006, at 1:56 p.m.:

That the Senate agreed to S. Con. Res. 83.

With best wishes, I am,

Sincerely,

KAREN L. HAAS,
Clerk of the House.

¶20.6 COMMUNICATION FROM THE CLERK—MESSAGE FROM THE SENATE

The SPEAKER pro tempore, Mr. SCHWARZ of Michigan, laid before the House a communication, which was read as follows:

OFFICE OF THE CLERK,
HOUSE OF REPRESENTATIVES,
Washington, DC, March 28, 2006.

Hon. J. DENNIS HASTERT,
The Speaker, House of Representatives, Washington, DC.

DEAR MR. SPEAKER: Pursuant to the permission granted in Clause 2(h) of Rule II of the Rules of the U.S. House of Representatives, the Clerk received the following message from the Secretary of the Senate on March 28, 2006, at 9:30 a.m.:

That the Senate passed without amendment H.R. 1259.

With best wishes, I am,

Sincerely,

KAREN L. HAAS,
Clerk of the House.

¶20.7 ENROLLED BILLS SIGNED

The SPEAKER pro tempore, Mr. SCHWARZ of Michigan, announced that pursuant to clause 4, rule I, that the SPEAKER pro tempore, Mr. ADERHOLT, signed the following enrolled bills on Friday, March 17, 2006:

H.R. 4826. An Act to extend through December 31, 2006, the authority of the Secretary of the Army to accept and expend funds contributed by non-Federal public entities to expedite the processing of permits.

S. 2275. An Act to temporarily increase the borrowing authority of the Federal Emergency Management Agency for carrying out the National Flood Insurance Program.

S. 2320. An Act to make available funds included in the Deficit Reduction Act of 2005 for the Low-income Home Energy Assistance Program for fiscal year 2006, and for other purposes.

¶20.8 VIETNAM VETERANS MEMORIAL VISITOR CENTER

Mr. PEARCE moved to suspend the rules and pass the bill (H.R. 4882) to ensure the proper remembrance of Vietnam veterans and the Vietnam War by providing a deadline for the designation of a visitor center for the Vietnam Veterans Memorial; as amended.

The SPEAKER pro tempore, Mr. SCHWARZ of Michigan, recognized Mr. PEARCE and Mr. RAHALL, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and pass said bill, as amended?

The SPEAKER pro tempore, Mr. SCHWARZ of Michigan, announced that two-thirds of the Members present had voted in the affirmative.

Mr. PEARCE demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mr. SCHWARZ of Michigan, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed.

¶20.9 H. GORDON PAYROW POST OFFICE BUILDING

Mr. DENT moved to suspend the rules and pass the bill (H.R. 4786) to designate the facility of the United States Postal Service located at 535 Wood Street in Bethlehem, Pennsylvania, as the ''H. Gordon Payrow Post Office Building''.

The SPEAKER pro tempore, Mr. SCHWARZ of Michigan, recognized Mr. DENT and Mr. DAVIS of Illinois, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and pass said bill?

The SPEAKER pro tempore, Mr. SCHWARZ of Michigan, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

¶20.10 DR. JOSE CELSO BARBOSA POST OFFICE BUILDING

Mr. DENT moved to suspend the rules and pass the bill (H.R. 3440) to designate the facility of the United States Postal Service located at 100 Avenida RL Rodriquez in Bayamon, Puerto Rico, as the ''Dr. Jose Celso Barbosa Post Office Building''.

The SPEAKER pro tempore, Mr. SCHWARZ of Michigan, recognized Mr. DENT and Mr. DAVIS of Illinois, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and pass said bill?

The SPEAKER pro tempore, Mr. SCHWARZ of Michigan, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

¶20.11 GENE VANCE POST OFFICE BUILDING

Mr. DENT moved to suspend the rules and pass the bill (H.R. 4805) to designate the facility of the United States Postal Service located at 105 North Quincy Street in Clinton, Illinois, as the ''Gene Vance Post Office Building''.

The SPEAKER pro tempore, Mr. SCHWARZ of Michigan, recognized Mr. DENT and Mr. DAVIS of Illinois, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and pass said bill?

The SPEAKER pro tempore, Mr. SCHWARZ of Michigan, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

¶20.12 NATIONAL MPS DAY

Mr. DENT moved to suspend the rules and agree to the following resolution (H. Res. 85):

Whereas mucopolysaccharidoses and mucolipidoses (commonly known as ''MPS disorders'') are genetically determined lysosomal storage disorders that result in the inability of the body to produce certain enzymes needed to break down complex carbohydrates;

Whereas in individuals with MPS disorders, complex carbohydrates are stored in virtually every cell in the body and progressively cause damage to the cells, affecting multiple systems, including the bones, heart and other internal organs, respiratory system, and central nervous system;

Whereas the cellular damage caused by MPS disorders results in mental retardation, short stature, corneal damage, joint stiffness, loss of mobility, speech and hearing impairment, heart disease, hyperactivity, chronic respiratory problems, and, most importantly, drastically shortened life span;

Whereas the nature of MPS disorders is usually not apparent at birth, and, without treatment, life expectancy is usually very short;

Whereas the multisystemic damage that is caused by MPS disorders makes the disorders ideal models for many other degenerative genetic disorders;

Whereas recent research developments have resulted in limited treatments for some MPS disorders, and promising advancements are underway in pursuit of treatments for additional MPS disorders;

Whereas treatments and research advancements for MPS disorders are limited by lack of awareness about the disorders, even within the medical community;

Whereas the development of early detection and intervention techniques, effective treatments, and a potential cure for MPS disorders can be accomplished by research, data collection, and information distribution;

Whereas increased public and professional awareness and continued public funding will assist in the development of new techniques, treatments, and cures for MPS disorders, which will greatly enhance the quality of life for individuals with MPS disorders;

Whereas the National MPS Society, Inc., a group ultimately dedicated to finding a cure for MPS disorders, has designated February 25 of each year as ''National MPS Day''; and

Whereas the designation of ''National MPS Day'' provides an opportunity to increase public and professional awareness about mucopolysaccharidoses and mucolipidoses, and to encourage research for early diagnosis, effective treatments, and a potential cure for MPS disorders: Now, therefore, be it

Resolved, That the House of Representatives supports the goals and ideals of ''National MPS Day''.

The SPEAKER pro tempore, Mr. SCHWARZ of Michigan, recognized Mr. DENT and Mr. DAVIS of Illinois, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and agree to said resolution?

The SPEAKER pro tempore, Mr. BRADLEY of New Hampshire, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said resolution was agreed to.

A motion to reconsider the vote whereby the rules were suspended and said resolution was agreed to was, by unanimous consent, laid on the table.

¶20.13 WELLINGTON TIMOTHY MARA

Mr. DENT moved to suspend the rules and agree to the following resolution (H. Res. 517):

Whereas Wellington Timothy Mara was born on August 14, 1916, in New York City;

Whereas Wellington Mara graduated from Loyola High School in New York and proceeded to Fordham University, from which he graduated in 1937;

Whereas Wellington Mara was closely involved with the Fordham University football teams of 1936 through 1938, which at one point won 25 straight games, and it was at Fordham University that Mara befriended future National Football League Hall of Fame coach Vince Lombardi;

Whereas Wellington Mara was a vital participant in the New York Giants Football Club since its inception and inclusion in the National Football League in 1925 under the original leadership of his father Timothy;

Whereas, in 1930, Wellington Mara acquired part-ownership of the New York Giants when his father divided the team between Wellington Mara and his brother Jack;

Whereas under the co-leadership of Wellington and Jack Mara, the New York Giants appeared in five National Football League Championship games between 1958 and 1963, and Wellington Mara was in charge of accumulating the player talent that engineered this remarkable accomplishment;

Whereas, by supporting the agreement to share television revenues equally among the teams of the National Football League, Wellington and Jack Mara gave up significant revenue for their own team, but put the National Football League on the path to collective success;

Whereas, after the untimely death of his brother Jack in 1965, Wellington Mara became the principal owner of the New York Giants;

Whereas, under his leadership, the New York Giants have 26 postseason appearances, 18 National Football League divisional championships, and six National Football League championships, including the Super Bowl XXI and Super Bowl XXV titles;

Whereas the only time Mara was away from the New York Giants was during World War II, when he served honorably in the United States Navy in both the Atlantic and Pacific theaters and earned the rank of Lieutenant Commander;

Whereas, in addition to his outstanding leadership of the New York Giants, Wellington Mara also made outstanding contributions to the National Football League as a whole, including serving on its Executive Committee, Hall of Fame Committee, and Competition Committee;

Whereas Wellington Mara has been inducted into the Fordham Athletic Hall of Fame, and, in 2002, he was honored at the Fordham Founder's dinner, which is Fordham's highest honor;

Whereas Wellington Mara was inducted into the National Football League Hall of Fame in 1997;

Whereas Wellington Mara served his community as a member of the board of the Giants Foundation, a charitable organization founded by the New York Giants to provide financial and social support for disadvantaged youths in the New York Metropolitan Area; and

Whereas, on October 25, 2005, Wellington Mara succumbed to cancer at his home in Rye, New York: Now, therefore, be it

Resolved, That the House of Representatives, on the occasion of the death of Wellington Timothy Mara—

(1) expresses its deepest condolences to his wife of 61 years, Ann, his 11 children, and his 40 grandchildren; and

(2) recognizes the outstanding contributions that Wellington Timothy Mara made to the New York Giants Football Club, the National Football League, and the United States.

The SPEAKER pro tempore, Mr. BRADLEY of New Hampshire, recognized Mr. DENT and Mr. DAVIS of Illinois, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and agree to said resolution?

The SPEAKER pro tempore, Mr. BRADLEY of New Hampshire, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said resolution was agreed to.

A motion to reconsider the vote whereby the rules were suspended and said resolution was agreed to was, by unanimous consent, laid on the table.

¶20.14 JUSTICE ATTORNEYS

Mr. PORTER moved to suspend the rules and pass the bill (H.R. 4057) to provide that attorneys employed by the Department of Justice shall be eligible for compensatory time off for travel under section 5550b of title 5, United States Code; as amended.

The SPEAKER pro tempore, Mr. BRADLEY of New Hampshire, recognized Mr. PORTER and Mr. DAVIS of Illinois, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and pass said bill, as amended?

The SPEAKER pro tempore, Mr. BRADLEY of New Hampshire, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill, as amended, was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill, as amended, was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

¶20.15 DR. I. KING JORDAN

Mr. KELLER moved to suspend the rules and agree to the following resolution (H. Res. 680):

Whereas in 1988, Dr. I. King Jordan became the first deaf President of Gallaudet University, and the first deaf president of any institution of higher education in the United States;

Whereas Gallaudet University grants more bachelor's degrees to deaf people than any other institution of higher learning in the world, is the only such institution serving primarily deaf and hard of hearing students, and provides groundbreaking research in the field of deafness;

Whereas deaf and hard of hearing graduates of Gallaudet University serve as leaders around the globe;

Whereas Dr. I. King Jordan graduated from Gallaudet University in 1970 with a B.A. in Psychology, and received both a master's degree and a doctorate in Psychology from University of Tennessee by 1973;

Whereas before his appointment as president, Dr. I. King Jordan served as the Chair of the Department of Psychology and Dean of the College of Liberal Arts and Science at Gallaudet University;

Whereas Dr. I. King Jordan was a research fellow at Donaldson's School for the Deaf in Edinburgh, Scotland, an exchange scholar at Jagiellonian University in Krakow, Poland, and a lecturer at schools in Paris, Toulouse, and Marseille, France;

Whereas from 1997 to 2001, Dr. I. King Jordan led the first comprehensive capital campaign for Gallaudet University and successfully raised nearly $40,000,000, which was used by the University to strengthen academic programs, increase the endowment, and construct the Student Academic Center;

Whereas Dr. I. King Jordan established the President's Fellow program to increase the number of deaf and hard of hearing faculty members by providing support for deaf and hard of hearing college graduates to complete their terminal degree;

Whereas in 1988, Dr. I. King Jordan proclaimed to the world, "Deaf people can do anything, except hear.";

Whereas Dr. I. King Jordan is a strong advocate on the national and international level for deaf people and people of all disabilities, and was a lead witness in support of the Americans with Disabilities Act (ADA) during a joint session of Congress prior to the passage of ADA;

Whereas in July 2005, Dr. I. King Jordan received the George Bush Medal for the Empowerment of People with Disabilities, an award established to honor those individuals who perform outstanding service to encourage the spirit of ADA throughout the world;

Whereas Dr. I. King Jordan served in the Navy from 1962 to 1966;

Whereas Dr. I. King Jordan has shared nearly 38 years of marriage with Linda Kephart, with whom he has two children, King and Heidi;

Whereas Dr. I. King Jordan is a strong supporter of physical fitness and has completed more than 200 marathons and 40 100-mile marathons;

Whereas Dr. I. King Jordan will retire as the first deaf president of Gallaudet University on December 31, 2006; and

Whereas Dr. I. King Jordan is an accomplished, respected leader who devoted his life to Gallaudet University and efforts to improve the quality of life for individuals who are deaf or hard of hearing, and individuals with disabilities: Now, therefore, be it

Resolved, That the House of Representatives—

(1) congratulates Dr. I. King Jordan on his retirement; and

(2) expresses appreciation to Dr. I. King Jordan for his many years of dedicated service to Gallaudet University, to the deaf and hard of hearing community, and to all individuals with disabilities.

The SPEAKER pro tempore, Mr. BRADLEY of New Hampshire, recognized Mr. KELLER and Mr. KIND, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and agree to said resolution?

The SPEAKER pro tempore, Mr. BRADLEY of New Hampshire, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said resolution was agreed to.

A motion to reconsider the vote whereby the rules were suspended and said resolution was agreed to was, by unanimous consent, laid on the table.

¶20.16 SUPREME COURT GROUNDS TRANSFER

Mr. SHUSTER moved to suspend the rules and pass the bill of the Senate (S. 2116) to transfer jurisdiction of certain real property to the Supreme Court.

The SPEAKER pro tempore, Mr. BRADLEY of New Hampshire, recognized Mr. SHUSTER and Ms. NORTON, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and pass said bill?

The SPEAKER pro tempore, Mr. BRADLEY of New Hampshire, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk notify the Senate thereof.

¶20.17 MILK REGULATORY EQUITY

Mr. GOODLATTE moved to suspend the rules and pass the bill of the Senate (S. 2120) to ensure regulatory equity between and among all dairy farmers and handlers for sales of packaged fluid milk in federally regulated milk marketing areas and into certain non-federally regulated milk marketing areas from federally regulated areas, and for other purposes.

The SPEAKER pro tempore, Mr. BRADLEY of New Hampshire, recognized Mr. GOODLATTE and Mr. LEWIS of California, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and pass said bill?

The SPEAKER pro tempore, Mr. CULBERSON, announced that two-thirds of the Members present had voted in the affirmative.

Mr. LEWIS of California demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mr. CULBERSON, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed.

¶20.18 LOCAL COMMUNITY RECOVERY

Mr. SHUSTER moved to suspend the rules and pass the bill (H.R. 4979) to amend the Robert T. Stafford Disaster Relief and Emergency Assistance Act to clarify the preference for local firms in the award of certain contracts for disaster relief activities; as amended.

The SPEAKER pro tempore, Mr. CULBERSON, recognized Mr. SHUSTER and Mr. OBERSTAR, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and pass said bill, as amended?

The SPEAKER pro tempore, Mr. CULBERSON, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill, as amended, was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill, as amended, was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

¶20.19 REPUBLIC OF HAITI DEMOCRATIC ELECTIONS

Ms. ROS-LEHTINEN moved to suspend the rules and agree to the following concurrent resolution (H. Con. Res. 353):

Whereas the Republic of Haiti held democratic presidential and legislative elections on February 7, 2006;

Whereas reports indicate that the elections were peaceful and that 2.2 million Haitians—more than 60 percent of registered voters—participated in the elections;

Whereas many Haitians walked miles on election day to reach a polling station and waited for hours in line to exercise their right to vote;

Whereas the participation of an overwhelming number of Haitians in the elections demonstrates the commitment of the Haitian people to democracy;

Whereas on February 16, 2006, Rene Garcia Preval was declared the winner of the presidential election with 51.15 percent of the vote;

Whereas on February 23, 2006, the White House announced that President George W. Bush phoned President-elect Rene Garcia Preval to congratulate him on his victory in the elections and to discuss cooperation in Haiti's economic development and the fight against the illegal drug trade;

Whereas the elections of February 7, 2006, are a sign of hope for the future of the people of Haiti;

Whereas violence and natural disasters have caused tremendous suffering and loss of life in Haiti;

Whereas the people of Haiti would benefit from efforts to achieve national reconciliation; and

Whereas the elected government of Haiti will need the support and assistance of the United States and the international community to ensure social and economic development and to improve the lives of the Haitian people: Now, therefore, be it

Resolved by the House of Representatives (the Senate concurring), That Congress—

(1) commends the people of the Republic of Haiti for holding democratic elections on February 7, 2006;

(2) congratulates President-elect Rene Garcia Preval on his victory in these historic elections; and

(3) pledges its support and assistance for national reconciliation, democracy, and development for the people of Haiti.

The SPEAKER pro tempore, Mr. CULBERSON, recognized Ms. ROS-LEHTINEN and Mr. FALEOMAVAEGA, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and agree to said concurrent resolution?

The SPEAKER pro tempore, Mr. WAMP, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said concurrent resolution was agreed to.

A motion to reconsider the vote whereby the rules were suspended and said concurrent resolution was agreed to was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said concurrent resolution.

¶20.20 RECESS—5:36 P.M.

The SPEAKER pro tempore, Mr. WAMP, pursuant to clause 12(a) of rule I, declared the House in recess at 5 o'clock and 36 minutes p.m., until approximately 6:30 p.m.

¶20.21 AFTER RECESS—6:33 P.M.

The SPEAKER pro tempore, Mrs. MILLER of Michigan, called the House to order.

¶20.22 H.R. 4882—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mrs. MILLER of Michigan, pursuant to clause 8, rule XX, announced the unfinished business to be the motion to suspend the rules and pass the bill (H.R. 4882) to ensure the proper remembrance of Vietnam veterans and the Vietnam War by providing a deadline for the designation of a visitor center for the Vietnam Veterans Memorial; as amended.

The question being put,

Will the House suspend the rules and pass said bill, as amended?

The vote was taken by electronic device.

It was decided in the affirmative ..... { Yeas ..... 404 / Nays 4

¶20.23 [Roll No. 68]

YEAS—404

Abercrombie
Ackerman
Aderholt
Akin
Alexander
Allen
Andrews
Baca
Bachus
Baird
Baker
Baldwin
Barrett (SC)
Barrow
Bartlett (MD)
Barton (TX)
Bass
Bean
Becerra
Berkley
Berman
Berry
Biggert
Bilirakis
Bishop (GA)
Bishop (NY)
Bishop (UT)
Blackburn
Blunt
Boehlert
Boehner
Bonilla
Bonner
Bono
Boozman
Boren
Boucher
Boustany
Bradley (NH)
Brady (PA)
Brady (TX)
Brown (OH)
Brown (SC)
Brown, Corrine
Brown-Waite, Ginny
Burgess
Burton (IN)
Butterfield
Buyer
Calvert
Camp (MI)
Campbell (CA)
Cannon
Cantor
Capito
Capps
Cardin
Cardoza
Carnahan
Carson
Carter
Case
Castle
Chabot
Chandler
Chocola
Clay
Cleaver
Clyburn
Coble
Cole (OK)
Conaway
Conyers
Cooper
Costa
Costello
Cramer
Crenshaw
Cubin
Cuellar
Culberson
Cummings
Davis (AL)
Davis (CA)
Davis (IL)
Davis (KY)
Davis (TN)
Davis, Jo Ann
Davis, Tom
DeFazio
DeGette
Delahunt
DeLauro
DeLay
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Dicks
Dingell
Doggett
Doolittle
Doyle
Drake
Dreier
Duncan
Edwards
Ehlers
Emanuel
Emerson
Engel
English (PA)
Eshoo
Etheridge
Everett
Farr
Fattah
Feeney
Ferguson
Filner
Flake
Foley
Fortenberry
Fossella
Foxx
Frank (MA)
Franks (AZ)
Frelinghuysen
Gallegly
Garrett (NJ)
Gerlach
Gilchrest
Gingrey
Gohmert
Gonzalez
Goode
Goodlatte
Granger
Graves
Green (WI)
Green, Al
Green, Gene
Grijalva
Gutierrez
Gutknecht
Hall
Harman
Harris
Hart
Hastings (FL)
Hastings (WA)
Hayes
Hayworth
Hefley
Hensarling
Herger
Herseth
Higgins
Hinchey
Hinojosa
Hobson
Hoekstra
Holden
Holt
Honda
Hooley
Hostettler
Hoyer
Hulshof
Hunter
Hyde
Inglis (SC)
Inslee
Israel
Issa
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Jindal
Johnson (CT)
Johnson (IL)
Johnson, E. B.
Johnson, Sam
Jones (NC)
Jones (OH)
Kanjorski
Kaptur
Keller
Kelly
Kennedy (MN)
Kennedy (RI)
Kildee
Kilpatrick (MI)
Kind
King (IA)
King (NY)
Kingston
Kirk
Kline
Knollenberg
Kolbe
Kucinich
Kuhl (NY)
LaHood
Langevin
Lantos
Larsen (WA)
Larson (CT)
Latham
LaTourette
Leach
Lee
Levin
Lewis (CA)
Lewis (GA)
Lewis (KY)
Linder
Lipinski
LoBiondo
Lofgren, Zoe
Lowey
Lucas
Lungren, Daniel E.
Lynch
Mack
Maloney
Manzullo
Markey
Marshall
Matheson
Matsui
McCarthy
McCaul (TX)
McCollum (MN)
McCotter
McCrery
McDermott
McGovern
McHenry
McHugh
McIntyre
McKeon
McKinney
McMorris
McNulty
Meehan
Meek (FL)
Meeks (NY)
Melancon
Mica
Michaud
Millender-McDonald
Miller (FL)
Miller (MI)
Miller (NC)
Miller, Gary
Miller, George
Mollohan
Moore (KS)
Moore (WI)
Moran (KS)
Moran (VA)
Murphy
Murtha
Myrick
Nadler
Napolitano
Neal (MA)
Neugebauer
Ney
Northup
Norwood
Nussle
Oberstar
Obey
Olver
Osborne
Otter
Owens
Oxley
Pallone
Pascrell
Pastor
Paul
Payne
Pearce
Pelosi
Pence
Peterson (MN)
Peterson (PA)
Petri
Pickering
Pitts
Platts
Poe
Pombo
Pomeroy
Porter
Price (GA)
Price (NC)
Pryce (OH)
Putnam
Radanovich
Rahall
Ramstad
Rangel
Regula
Rehberg
Reichert
Renzi
Reyes
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Ros-Lehtinen
Ross
Rothman
Roybal-Allard
Royce
Ruppersberger
Ryan (OH)
Ryan (WI)
Ryun (KS)
Sabo
Salazar
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Saxton
Schakowsky
Schiff
Schmidt
Schwartz (PA)
Schwarz (MI)
Scott (GA)
Scott (VA)
Sensenbrenner
Serrano
Sessions
Shadegg
Shaw
Shays
Sherman
Sherwood
Shimkus
Shuster
Simmons
Simpson
Skelton
Slaughter
Smith (NJ)
Smith (TX)
Smith (WA)
Snyder
Sodrel
Solis
Souder
Spratt
Stark
Stearns
Strickland
Stupak
Sullivan
Tancredo
Tanner
Tauscher
Taylor (MS)
Taylor (NC)
Thomas
Thompson (CA)
Thompson (MS)
Thornberry
Tiahrt
Tiberi
Tierney
Towns
Turner
Udall (CO)
Udall (NM)
Upton
Van Hollen
Velázquez
Visclosky
Walden (OR)
Walsh
Wamp
Wasserman Schultz
Waters
Watson
Watt
Weiner
Weldon (FL)
Weldon (PA)
Westmoreland
Wexler

Wicker
Wilson (NM)
Wilson (SC)
Wolf
Woolsey
Wynn
Young (AK)
Young (FL)

NAYS—4

Blumenauer
Waxman
Weller
Wu

NOT VOTING—24

Beauprez
Boswell
Boyd
Capuano
Crowley
Davis (FL)
Deal (GA)
Evans
Fitzpatrick (PA)
Forbes
Ford
Gibbons
Gillmor
Gordon
Istook
Jenkins
Marchant
Musgrave
Nunes
Ortiz
Rush
Sweeney
Terry
Whitfield

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill, as amended, was passed.

By unanimous consent, the title was amended so as to read: ''An Act to ensure the proper remembrance of Vietnam veterans and the Vietnam War by designating a site for a visitor center for the Vietnam Veterans Memorial.''.

A motion to reconsider the votes whereby the rules were suspended and said bill, as amended, was passed and the title was amended was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

¶20.24 S. 2120—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mrs. MILLER of Michigan, pursuant to clause 8, rule XX, announced the further unfinished business to be the motion to suspend the rules and pass the bill of the Senate (S. 2120) to ensure regulatory equity between and among all dairy farmers and handlers for sales of packaged fluid milk in federally regulated milk marketing areas and into certain non-federally regulated milk marketing areas from federally regulated areas, and for other purposes.

The question being put,

Will the House suspend the rules and pass said bill?

The vote was taken by electronic device.

It was decided in the affirmative ..... { Yeas ..... 285 / Nays 128

¶20.25 [Roll No. 69]

YEAS—285

Ackerman
Akin
Allen
Andrews
Baca
Baird
Barrett (SC)
Barrow
Bartlett (MD)
Barton (TX)
Bass
Bean
Becerra
Berkley
Berman
Berry
Bishop (UT)
Blackburn
Boehlert
Boehner
Boozman
Boren
Boucher
Boustany
Bradley (NH)
Brown (OH)
Brown (SC)
Brown, Corrine
Burgess
Burton (IN)
Buyer
Camp (MI)
Cannon
Cantor
Capito
Capps
Cardin
Cardoza
Carnahan
Carson
Carter
Case
Castle
Chabot
Chandler
Chocola
Cleaver
Coble
Conaway
Cooper
Costa
Costello
Crenshaw
Crowley
Cubin
Cuellar
Cummings
Davis (AL)
Davis (CA)
Davis (KY)
Davis (TN)
Davis, Jo Ann
Davis, Tom
DeGette
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Dingell
Doolittle
Drake
Duncan
Edwards
Ehlers
Emanuel
Engel
English (PA)
Eshoo
Etheridge
Everett
Farr
Fattah
Feeney
Filner
Fitzpatrick (PA)
Flake
Foley
Fortenberry
Fossella
Foxx
Franks (AZ)
Gallegly
Garrett (NJ)
Gerlach
Gilchrest
Gingrey
Gohmert
Gonzalez
Goode
Goodlatte
Graves
Green (WI)
Green, Al
Green, Gene
Grijalva
Gutierrez
Gutknecht
Hall
Harman
Harris
Hart
Hastings (WA)
Hayes
Hayworth
Hensarling
Herger
Herseth
Higgins
Hinchey
Hinojosa
Hoekstra
Holden
Honda
Hostettler
Hoyer
Hulshof
Inglis (SC)
Inslee
Israel
Issa
Jindal
Johnson (CT)
Johnson (IL)
Johnson, Sam
Jones (NC)
Kanjorski
Keller
Kelly
Kennedy (MN)
Kildee
Kind
King (IA)
King (NY)
Kline
Kuhl (NY)
Lantos
Larsen (WA)
Latham
Leach
Levin
Lewis (GA)
Lewis (KY)
Linder
Lipinski
Lofgren, Zoe
Lowey
Lucas
Lungren, Daniel E.
Mack
Manzullo
Marshall
Matheson
Matsui
McCaul (TX)
McCollum (MN)
McCotter
McHugh
McIntyre
McMorris
McNulty
Meehan
Melancon
Mica
Michaud
Miller (MI)
Miller, Gary
Miller, George
Moore (KS)
Moran (KS)
Murphy
Myrick
Napolitano
Neugebauer
Ney
Northup
Norwood
Nunes
Nussle
Oberstar
Ortiz
Osborne
Otter
Owens
Oxley
Pastor
Pearce
Pelosi
Pence
Peterson (MN)
Peterson (PA)
Petri
Pickering
Pitts
Platts
Poe
Pombo
Pomeroy
Porter
Price (GA)
Price (NC)
Pryce (OH)
Putnam
Radanovich
Ramstad
Reichert
Renzi
Reyes
Reynolds
Rogers (AL)
Rogers (MI)
Ross
Roybal-Allard
Ruppersberger
Ryan (OH)
Ryan (WI)
Ryun (KS)
Sabo
Salazar
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Schakowsky
Schiff
Schmidt
Schwartz (PA)
Schwarz (MI)
Scott (VA)
Sensenbrenner
Sessions
Shadegg
Shays
Sherman
Sherwood
Shimkus
Shuster
Simmons
Simpson
Skelton
Slaughter
Smith (TX)
Sodrel
Solis
Souder
Spratt
Stearns
Strickland
Sullivan
Tanner
Tauscher
Taylor (MS)
Thomas
Thompson (CA)
Thompson (MS)
Thornberry
Tiahrt
Tiberi
Turner
Udall (NM)
Upton
Van Hollen
Velázquez
Walden (OR)
Wamp
Wasserman Schultz
Waters
Watt
Weiner
Weldon (PA)
Westmoreland
Wexler
Whitfield
Wilson (NM)
Wilson (SC)
Woolsey
Wu
Wynn

NAYS—128

Abercrombie
Aderholt
Alexander
Bachus
Baker
Baldwin
Biggert
Bilirakis
Bishop (GA)
Bishop (NY)
Blumenauer
Blunt
Bonilla
Bonner
Bono
Brady (PA)
Brady (TX)
Brown-Waite, Ginny
Butterfield
Calvert
Campbell (CA)
Clay
Clyburn
Cole (OK)
Conyers
Cramer
Culberson
Davis (IL)
DeFazio
Delahunt
DeLauro
DeLay
Dicks
Doggett
Doyle
Dreier
Emerson
Ferguson
Frank (MA)
Frelinghuysen
Granger
Hastings (FL)
Hefley
Hobson
Holt
Hooley
Hunter
Hyde
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Johnson, E. B.
Jones (OH)
Kaptur
Kennedy (RI)
Kilpatrick (MI)
Kingston
Kirk
Knollenberg
Kolbe
Kucinich
LaHood
Langevin
Larson (CT)
LaTourette
Lee
Lewis (CA)
LoBiondo
Lynch
Maloney
Markey
McCarthy
McCrery
McDermott
McGovern
McHenry
McKeon
McKinney
Meek (FL)
Meeks (NY)
Millender-McDonald
Miller (FL)
Miller (NC)
Mollohan
Moore (WI)
Moran (VA)
Murtha
Nadler
Neal (MA)
Obey
Olver
Pallone
Pascrell
Paul
Payne
Rahall
Rangel
Regula
Rehberg
Rogers (KY)
Rohrabacher
Ros-Lehtinen
Rothman
Royce
Saxton
Scott (GA)
Serrano
Shaw
Smith (NJ)
Smith (WA)
Snyder
Stark
Stupak
Tancredo
Taylor (NC)
Tierney
Towns
Udall (CO)
Visclosky
Walsh
Watson
Waxman
Weldon (FL)
Weller
Wicker
Wolf
Young (AK)
Young (FL)

NOT VOTING—19

Beauprez
Boswell
Boyd
Capuano
Davis (FL)
Deal (GA)
Evans
Forbes
Ford
Gibbons
Gillmor
Gordon
Istook
Jenkins
Marchant
Musgrave
Rush
Sweeney
Terry

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk notify the Senate thereof.

¶20.26 NOTICE—MOTION TO INSTRUCT CONFEREES—H.R. 4297

Mr. RANGEL, pursuant to clause 7(c)(1) of rule XXII, announced his intention to instruct the managers on the part of the House at the conference with the Senate on the disagreeing votes of the two Houses on the amendment of the Senate to the bill (H.R. 4297) to provide for reconciliation pursuant to section 201(b) of the concurrent resolution on the budget for fiscal year 2006, (1) to insist on the provisions of section 106 of the amendment of the Senate (relating to extension and increase in minimum tax relief to idividuals), (2) to recede from the provisions of the House bill that extend the lower tax rate on dividends and capital gains that would otherwise terminate at the close of 2008, and (3) to the maximum extent possible within the scope of conference, to insist on a conference report which will neither increase the Federal budget deficit nor increase the amount of the debt subject to the public debt limit.

¶20.27 PROVIDING FOR THE CONSIDERATION OF H.R. 609

Mr. BISHOP of Utah, by direction of the Committee on Rules, reported (Rept. No. 109–399) the resolution (H. Res. 741) providing for consideration of the bill (H.R. 609) to amend and extend the Higher Education Act of 1965.

When said resolution and report were referred to the House Calendar and ordered printed.

¶20.28 SENATE BILLS REFERRED

Bills of the Senate of the following titles were taken from the Speaker's table, and, under the rule, referred as follows:

S. 166. An Act to amend the Oregon Resource Conservation Act of 1996 to reauthorize the participation of the Bureau of Reclamation in the Deschutes River Conservancy, and for other purposes; to the Committee on Resources.

S. 1608. An Act to enhance Federal Trade Commission enforcement against illegal spam, spyware, and cross-border fraud and deception, and for other purposes; to the Committee on Energy and Commerce.

S. 2447. An Act to redesignate the White Rocks National Recreation Area in the State of Vermont as the ''Robert T. Stafford White Rocks National Recreation Area''; to the Committee on Resources.

¶20.29 BILLS AND JOINT RESOLUTION PRESENTED TO THE PRESIDENT

Karen L. Haas, Clerk of the House reports that on March 17, 2006, she presented to the President of the United States, for his approval, the following bills:

H.J. Res 47. A joint resolution increasing the statutory limit on the public debt.

H.R. 1053. An Act to authorize the extension of nondiscriminatory treatment (normal trade relations treatment) to the products of Ukraine.

H.R. 1691. An Act to designate the Department of Veterans Affairs outpatient clinic in Appleton, Wisconsin, as the ''John H. Bradley Department of Veterans Affairs Outpatient Clinic''.

Karen L. Haas, Clerk of the House reports that on March 21, 2006, she presented to the President of the United States, for his approval, the following bills:

H.R. 4826. An Act to extend through December 31, 2006, the authority of the Secretary of the Army to accept and expend funds contributed by non-Federal public entities to expedite the processing of permits.

¶20.30 LEAVE OF ABSENCE

By unanimous consent, leave of absence was granted—

To Mr. BOSWELL, for today;

To Mr. CAPUANO, for today; and

To Mr. GIBBONS, for today.

And then,

¶20.31 ADJOURNMENT

On motion of Mr. MEEK of Florida, at 11 o'clock and 54 minutes p.m., the House adjourned.

¶20.32 REPORTS OF COMMITTEES ON PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XIII, reports of committees were delivered to the Clerk for printing and reference to the proper calendar, as follows:

Mr. BISHOP of Utah: Committee on Rules. House Resolution 741. Resolution providing for consideration of the bill (H.R. 609) to amend and extend the Higher Education Act of 1965 (Rept. 109–399). Referred to the House Calendar.

Mr. POMBO: Committee on Resources. H.R. 4882. A bill to ensure the proper remembrance of Vietnam veterans and the Vietnam War by providing a deadline for the designation of a visitor center for the Vietnam Veterans Memorial (Rept. 109–400). Referred to the Committee of the Whole House on the State of the Union.

¶20.33 TIME LIMITATION OF REFERRED BILL

Pursuant to clause 2 of rule XII the following action was taken by the Speaker:

H.R. 3127. Referral to the Committee on the Judiciary extended for a period ending not later than March 29, 2006.

¶20.34 PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XII, public bills and resolutions were introduced and severally referred, as follows:

By Mr. JINDAL:

H.R. 5013. A bill to amend the Robert T. Stafford Disaster Relief and Emergency Assistance Act to prohibit the confiscation of firearms during certain national emergencies; to the Committee on Transportation and Infrastructure.

By Mr. SCHIFF (for himself and Mrs. BIGGERT):

H.R. 5014. A bill to provide for fairness for the Federal judiciary; to the Committee on the Judiciary.

By Mr. BAIRD (for himself and Ms. SLAUGHTER):

H.R. 5015. A bill to prohibit securities trading based on nonpublic information relating to Congress, and to require additional reporting by Members and employees of Congress of securities transaction, and for other purposes; to the Committee on Financial Services, and in addition to the Committees on House Administration, the Judiciary, and Agriculture, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. KOLBE:

H.R. 5016. A bill to provide for the exchange of certain Bureau of Land Management land in Pima County, Arizona, and for other purposes; to the Committee on Resources.

By Mr. SHAYS (for himself and Mrs. MALONEY):

H.R. 5017. A bill to ensure the implementation of the recommendations of the National Commission on Terrorist Attacks Upon the United States; to the Committee on Homeland Security, and in addition to the Committees on Intelligence (Permanent Select), Government Reform, Armed Services, the Judiciary, International Relations, Financial Services, Transportation and Infrastructure, Rules, Energy and Commerce, Ways and Means, and the Budget, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. POMBO (for himself, Mr. FRANK of Massachusetts, and Mr. YOUNG of Alaska):

H.R. 5018. A bill to reauthorize the Magnuson-Stevens Fishery Conservation and Management Act, and for other purposes; to the Committee on Resources.

By Mr. WALDEN of Oregon:

H.R. 5019. A bill to authorize the Bureau of Reclamation to participate in the rehabilitation of the Wallowa Lake Dam in Oregon, and for other purposes; to the Committee on Resources.

By Mr. HOEKSTRA:

H.R. 5020. A bill to authorize appropriations for fiscal year 2007 for intelligence and intelligence-related activities of the United States Government, the Community Management Account, and the Central Intelligence Agency Retirement and Disability System, and for other purposes; to the Committee on Intelligence (Permanent Select).

By Ms. BERKLEY:

H.R. 5021. A bill to amend the Energy Employees Occupational Illness Compensation Program Act of 2000 to provide for certain nuclear weapons program workers to be included in the Special Exposure Cohort under the compensation program established by that Act; to the Committee on the Judiciary, and in addition to the Committee on Education and the Workforce, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. BROWN of Ohio (for himself, Mr. LEACH, Mrs. WILSON of New Mexico, Mr. UDALL of New Mexico, Ms. LEE, Ms. MCCOLLUM of Minnesota, Mr. BERMAN, Mr. HONDA, Mr. MCNULTY, Mr. CROWLEY, Mr. MCDERMOTT, Ms. SCHAKOWSKY, Mr. WAXMAN, Mr. GEORGE MILLER of California, Mr. INSLEE, Mr. GRIJALVA, Mr. ANDREWS, and Mr. HOLT):

H.R. 5022. A bill to amend the Foreign Assistance Act of 1961 to provide increased assistance for the prevention, treatment, and control of tuberculosis, and for other purposes; to the Committee on International Relations, and in addition to the Committee on Energy and Commerce, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mrs. CHRISTENSEN (for herself, Mr. JEFFERSON, Ms. NORTON, Mr. RANGEL, Mr. OWENS, Ms. LEE, Ms. SOLIS, Mr. HONDA, Mr. MEEKS of New York, and Mr. LEWIS of Georgia):

H.R. 5023. A bill to amend title XIX of the Social Security Act to repeal the amendments made by the Deficit Reduction Act of 2005 requiring documentation evidencing citizenship or nationality as a condition for receipt of medical assistance under the Medicaid Program; to the Committee on Energy and Commerce.

By Mr. DAVIS of Kentucky (for himself, Mr. SCOTT of Georgia, and Mr. ISRAEL):

H.R. 5024. A bill to require annual oral testimony before the Financial Services Committee of the Chairperson or a designee of the Chairperson of the Securities and Exchange Commission, the Financial Accounting Standards Board, and the Public Company Accounting Oversight Board, relating to their efforts to promote transparency in financial reporting; to the Committee on Financial Services.

By Mr. WALDEN of Oregon (for himself, Mr. BLUMENAUER, Ms. HOOLEY, and Mr. DEFAZIO):

H.R. 5025. A bill to protect for future generations the recreational opportunities, forests, timber, clean water, wilderness and scenic values, and diverse habitat of Mount Hood National Forest, Oregon, and for other purposes; to the Committee on Resources, and in addition to the Committee on Agriculture, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. FORTUÑO:

H.R. 5026. A bill to designate the Investigations Building of the Food and Drug Administration located at 466 Fernandez Juncos Avenue in San Juan, Puerto Rico, as the ''Andres Toro Building''; to the Committee on Transportation and Infrastructure.

By Mr. JINDAL:

H.R. 5027. A bill to amend the Internal Revenue Code of 1986 to provide a credit against tax proportional to the number of million British thermal units of natural gas produced by a high Btu fuel facility; to the Committee on Ways and Means.

By Mr. LINDER (for himself, Mr. LANGEVIN, Mr. MCCAUL of Texas, Mr.

SHAYS, Mr. SIMMONS, Mr. THOMPSON of Mississippi, Mr. DICKS, Mr. DENT, and Ms. JACKSON-LEE of Texas):

H.R. 5028. A bill to amend the Public Health Service Act to improve and expedite the assessment and determination of chemical, biological, radiological and nuclear material threats by the Secretary of Homeland Security under the Project BioShield program; to the Committee on Homeland Security, and in addition to the Committee on Energy and Commerce, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. LINDER (for himself, Mr. LANGEVIN, Mr. KING of New York, Mr. MCCAUL of Texas, Mr. SHAYS, Mr. SIMMONS, Mr. THOMPSON of Mississippi, Mr. DICKS, Mr. DENT, Mr. DANIEL E. LUNGREN of California, and Ms. JACKSON-LEE of Texas):

H.R. 5029. A bill to establish in the Department of Homeland Security a Domestic Nuclear Detection Office to improve the ability of the United States to detect and prevent acts of nuclear and radiological terrorism and to enhance coordination of such efforts across Federal agencies, and for other purposes; to the Committee on Homeland Security.

By Mrs. MILLER of Michigan:

H.R. 5030. A bill to amend the Nonindigenous Aquatic Nuisance Prevention and Control Act of 1990 to establish vessel ballast water management requirements, and for other purposes; to the Committee on Transportation and Infrastructure, and in addition to the Committee on Resources, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. MOLLOHAN:

H.R. 5031. A bill to extend Corridor O of the Appalachian Development Highway System from its current southern terminus at I-68 near Cumberland to Corridor H, which stretches from Weston, West Virginia, to Strasburg, Virginia; to the Committee on Transportation and Infrastructure.

By Mr. NEY (for himself, Mr. MCNULTY, and Mr. CROWLEY):

H.R. 5032. A bill to amend the Internal Revenue Code of 1986 to expand the income tax forgiveness for members of the Armed Forces who die as a result of wounds, disease, or injury incurred while serving in a combat zone to include forgiveness for the last taxable year ending before the wounds, disease, or injury are incurred; to the Committee on Ways and Means.

By Mr. ROTHMAN:

H.R. 5033. A bill to permit access to certain information in the Firearms Trace System database; to the Committee on the Judiciary.

By Mr. SANDERS:

H.R. 5034. A bill to redesignate the White Rocks National Recreation Area in the State of Vermont as the ''Robert T. Stafford White Rocks National Recreation Area''; to the Committee on Resources.

By Mr. SERRANO:

H.R. 5035. A bill to provide discretionary authority to an immigration judge to determine that an alien parent of a United States citizen child should not be ordered removed from the United States; to the Committee on the Judiciary.

By Mr. KENNEDY of Minnesota (for himself, Mr. CARDOZA, Mr. SMITH of New Jersey, and Mr. GRIJALVA):

H. Con. Res. 365. Concurrent resolution urging the Government of China to reinstate all licenses of Gao Zhisheng and his law firm, remove all legal and political obstacles for lawyers attempting to defend criminal cases in China, including politically sensitive cases, and revise law and practice in China so that it conforms to international standards; to the Committee on International Relations.

By Mr. PENCE (for himself, Mr. HYDE, Mr. LANTOS, Ms. ROS-LEHTINEN, Mr. SMITH of New Jersey, Mr. BURTON of Indiana, Mr. ANDREWS, and Mr. FITZPATRICK of Pennsylvania):

H. Res. 736. A resolution expressing the sense of the House of Representatives that legal action in Afghanistan against citizens who have already converted or plan to convert to other religions is deplorable and unjust; to the Committee on International Relations.

By Mrs. BIGGERT (for herself, Mr. HINOJOSA, Ms. PRYCE of Ohio, Mr. BASS, Mr. DREIER, Ms. MOORE of Wisconsin, Ms. LEE, Mrs. MCCARTHY, Mr. BOEHLERT, Mr. POMEROY, Mr. SHAYS, Mr. JONES of North Carolina, Mr. HENSARLING, Mr. FEENEY, Mrs. JOHNSON of Connecticut, Mr. RAMSTAD, Mr. GUTKNECHT, Mr. ENGLISH of Pennsylvania, Mr. EHLERS, Mr. GARRETT of New Jersey, Mr. FITZPATRICK of Pennsylvania, Mr. HOLT, Mr. OWENS, Ms. WASSERMAN SCHULTZ, Mr. BAKER, Mr. REICHERT, Ms. MILLENDER-MCDONALD, Mr. TOM DAVIS of Virginia, Ms. HARRIS, Mr. AL GREEN of Texas, Mr. GILCHREST, Mr. TIBERI, Mr. FORD, Mr. SCOTT of Georgia, Mr. RYAN of Ohio, Mr. OXLEY, Mr. GILLMOR, Mr. HONDA, Mr. BACHUS, Mr. CROWLEY, Mr. WELDON of Pennsylvania, Ms. MATSUI, Mr. CASTLE, Mr. JOHNSON of Illinois, Mr. LATOURETTE, Mr. MEEKS of New York, Ms. HOOLEY, Mr. MOORE of Kansas, Ms. BEAN, Ms. WATERS, Mr. FRANK of Massachusetts, Mr. CLAY, Mr. NEY, Mr. BACA, Mr. DANIEL E. LUNGREN of California, Mr. RYUN of Kansas, Mr. CAMPBELL of California, Mr. LYNCH, Mr. DENT, Mr. GUTIERREZ, Mr. KANJORSKI, and Mr. ISRAEL):

H. Res. 737. A resolution supporting the goals and ideals of Financial Literacy Month, and for other purposes; to the Committee on Government Reform.

By Ms. NORTON (for herself and Mr. CARDIN):

H. Res. 738. A resolution congratulating Jason Kamras for his exceptional dedication to the students of John Philip Sousa Middle School in Washington, D.C., resulting in his selection as National Teacher of the Year, 2005-2006, in recognition of his work; to the Committee on Government Reform.

By Mr. SHAW:

H. Res. 739. A resolution expressing the sense of the House of Representatives that the President should declare lung cancer a public health priority and should implement a comprehensive inter-agency program that will reduce lung cancer mortality by at least 50 percent by 2015; to the Committee on Energy and Commerce.

By Mr. SMITH of New Jersey (for himself, Mr. KING of New York, Mr. GALLEGLY, Mr. NEAL of Massachusetts, Mr. PAYNE, Mr. PALLONE, Mr. PASCRELL, Mr. CROWLEY, Mrs. MCCARTHY, Mrs. MALONEY, Mr. SWEENEY, Mr. WALSH, Mr. MCNULTY, and Mr. ENGEL):

H. Res. 740. A resolution calling on the Government of the United Kingdom to immediately establish a full, independent, public judicial inquiry into the murder of Northern Ireland defense attorney Pat Finucane, as recommended by international Judge Peter Cory as part of the Weston Park agreement and a way forward for the Northern Ireland Peace Process; to the Committee on International Relations.

¶20.35 ADDITIONAL SPONSORS

Under clause 7 of rule XII, sponsors were added to public bills and resolutions as follows:

H.R. 11: Mr. JEFFERSON and Mr. DAVIS of Tennessee.

H.R. 23: Mr. SHAYS and Ms. GINNY BROWN-WAITE of Florida.

H.R. 47: Mr. BEAUPREZ.

H.R. 97: Mr. STRICKLAND.

H.R. 115: Mr. SCOTT of Georgia.

H.R. 147: Mr. DAVIS of Kentucky, Mr. POE, Ms. JACKSON-LEE of Texas, and Ms. GINNY BROWN-WAITE of Florida.

H.R. 226: Mr. WOLF.

H.R. 282: Mr. TOWNS and Mr. MCKEON.

H.R. 284: Mr. BOUCHER.

H.R. 303: Mrs. CAPITO.

H.R. 341: Mr. LAHOOD.

H.R. 354: Mr. CLEAVER.

H.R. 356: Mr. CANNON.

H.R. 363: Mr. GONZALEZ.

H.R. 376: Mr. MOLLOHAN and Mr. COSTA.

H.R. 378: Mr. HONDA and Ms. JACKSON-LEE of Texas.

H.R. 408: Mr. THOMPSON of California.

H.R. 478: Mr. AL GREEN of Texas.

H.R. 503: Mr. DOGGETT.

H.R. 517: Mr. MCKEON, Mr. BOREN, and Mrs. CHRISTENSEN.

H.R. 559: Mr. CONYERS.

H.R. 616: Mr. POMBO.

H.R. 633: Mr. HIGGINS.

H.R. 697: Mr. DOYLE, Mr. FARR, Mr. WYNN, Mrs. WILSON of New Mexico, Ms. ESHOO, Mr. JEFFERSON, Mr. TOWNS, and Mr. LYNCH.

H.R. 699: Mr. LYNCH, Mr. MICHAUD, Mr. ROYCE, Mrs. MALONEY, Mr. BOSWELL, Mr. BARROW, Mr. NEAL of Massachusetts, and Mr. MCGOVERN.

H.R. 735: Mrs. MALONEY.

H.R. 752: Mr. LYNCH and Mr. BLUMENAUER.

H.R. 805: Mr. EMANUEL.

H.R. 807: Mr. LAHOOD.

H.R. 865: Mr. GERLACH.

H.R. 867: Ms. WATSON.

H.R. 881: Mr. MEEHAN.

H.R. 994: Mr. CLEAVER, Mr. JINDAL, and Mr. TAYLOR of North Carolina.

H.R. 998: Mr. JEFFERSON, Mr. BAIRD, Mr. RENZI, Mr. BEAUPREZ, Mr. SALAZAR, and Mrs. MYRICK.

H.R. 1059: Ms. MCKINNEY and Ms. CARSON.

H.R. 1175: Mr. NEAL of Massachusetts.

H.R. 1182: Ms. WATERS.

H.R. 1188: Mr. SCOTT of Virginia.

H.R. 1204: Mr. SIMMONS.

H.R. 1217: Mr. MICHAUD and Mr. ACKERMAN.

H.R. 1227: Mr. GRIJALVA, Mr. LUCAS, Mr. SPRATT, and Mr. HUNTER.

H.R. 1241: Mr. LARSON of Connecticut and Ms. JACKSON-LEE of Texas.

H.R. 1249: Mr. CLEAVER.

H.R. 1298: Mr. MCHUGH.

H.R. 1339: Mr. JINDAL.

H.R. 1356: Mr. CLEAVER and Mr. BRADY of Pennsylvania.

H.R. 1366: Mr. FILNER and Mr. FEENEY.

H.R. 1408: Mr. KUCINICH.

H.R. 1415: Mrs. CAPPS.

H.R. 1425: Mr. BERMAN.

H.R. 1471: Mr. LAHOOD and Mr. LEWIS of Georgia.

H.R. 1505: Mr. FORD.

H.R. 1546: Mr. SHAYS.

H.R. 1558: Mr. PRICE of North Carolina and Mr. MOORE of Kansas.

H.R. 1578: Mr. RANGEL.

H.R. 1582: Mr. FORD, Mr. MCNULTY, Mrs. JONES of Ohio, Mr. GERLACH, Mr. BISHOP of Georgia, Mr. MOORE of Kansas, Mr. BUTTERFIELD, Mr. OBERSTAR, Mr. MARKEY, Mr. PLATTS, Mr. MELANCON, Mr. CASTLE, and Ms. WOOLSEY.

H.R. 1621: Mr. WELDON of Pennsylvania.

H.R. 1634: Ms. HARRIS, Mr. PAYNE, Mr. SIMMONS, Mr. RAHALL, Mrs. KELLY, Mr. HYDE, Mr. LYNCH, and Mr. BEAUPREZ.

H.R. 1696: Mr. WALSH.
H.R. 1792: Mrs. MALONEY, Mr. HONDA, Mr. SAXTON, Ms. WOOLSEY, Mr. WAXMAN, and Mr. BISHOP of Georgia.
H.R. 1872: Mr. BONNER.
H.R. 1951: Mr. LEWIS of Georgia, Mr. STRICKLAND, and Mr. ABERCROMBIE.
H.R. 2034: Mr. RAHALL.
H.R. 2052: Mr. TOM DAVIS of Virginia.
H.R. 2103: Mr. PETRI.
H.R. 2177: Mr. LEVIN, Mr. RYAN of Ohio, Mr. PLATTS, and Mr. HALL.
H.R. 2292: Ms. MCCOLLUM of Minnesota.
H.R. 2351: Mr. HONDA.
H.R. 2369: Mr. MARSHALL, Mr. WALDEN of Oregon, Mr. ROSS, and Mr. GERLACH.
H.R. 2429: Ms. ROYBAL-ALLARD and Mrs. CAPPS.
H.R. 2534: Mr. GERLACH.
H.R. 2567: Mr. SULLIVAN and Mr. FOLEY.
H.R. 2568: Mr. GORDON.
H.R. 2635: Ms. HARMAN.
H.R. 2669: Mr. RUSH.
H.R. 2671: Ms. ESHOO.
H.R. 2684: Mr. GERLACH, Mr. RUPPERSBERGER, and Mr. WYNN.
H.R. 2716: Ms. HARMAN.
H.R. 2841: Mr. CASTLE.
H.R. 2861: Ms. HERSETH, Mrs. MCCARTHY, Mr. ROTHMAN, and Mr. CASE.
H.R. 2943: Mr. CLEAVER and Ms. MATSUI.
H.R. 2961: Mr. COSTA.
H.R. 2962: Mr. KUCINICH and Mr. PETERSON of Minnesota.
H.R. 2963: Ms. CARSON, Mr. HOLDEN, Mr. PAYNE, Mr. LEWIS of Georgia, Mr. HIGGINS, and Mr. ABERCROMBIE.
H.R. 3127: Ms. MATSUI, Mr. WU, Ms. CORRINE BROWN of Florida, and Mr. GERLACH.
H.R. 3131: Mr. DOYLE.
H.R. 3164: Mr. SOUDER.
H.R. 3255: Mr. MARCHANT.
H.R. 3307: Mr. GERLACH, Ms. HART, and Mr. WELLER.
H.R. 3358: Mr. BARROW.
H.R. 3385: Mr. INSLEE.
H.R. 3442: Mr. WAXMAN.
H.R. 3476: Mr. GRIJALVA, Mr. SHUSTER, Mr. FALEOMAVAEGA, and Mr. MORAN of Virginia.
H.R. 3478: Mr. SOUDER, Mr. GRIJALVA, and Mr. SKELTON.
H.R. 3502: Mr. KUCINICH.
H.R. 3588: Mr. ANDREWS and Mr. ENGLISH of Pennsylvania.
H.R. 3602: Ms. LEE.
H.R. 3644: Mr. FITZPATRICK of Pennsylvania, Mr. WYNN, Mr. ENGLISH of Pennsylvania, and Ms. HART.
H.R. 3658: Ms. WATERS, Mr. KUCINICH, Mr. WEXLER, Mr. ENGEL, Mr. RANGEL, Mr. MEEKS of New York, and Ms. LEE.
H.R. 3701: Mr. RANGEL.
H.R. 3715: Mr. MARSHALL.
H.R. 3883: Mr. DAVIS of Kentucky.
H.R. 3888: Mr. WAXMAN.
H.R. 3931: Mr. PLATTS.
H.R. 4005: Mr. EHLERS, Ms. GINNY BROWN-WAITE of Florida, and Mr. FERGUSON.
H.R. 4015: Mrs. SCHMIDT.
H.R. 4025: Mr. SOUDER, Mr. CONYERS, Mr. BOUCHER, Ms. CARSON, Mr. WYNN, and Mr. MCGOVERN.
H.R. 4033: Mr. MARKEY and Mr. MELANCON.
H.R. 4166: Mr. GORDON.
H.R. 4188: Mr. LEACH, Mr. MOORE of Kansas, and Ms. LEE.
H.R. 4197: Mr. PALLONE.
H.R. 4200: Mr. HALL and Mr. BOREN.
H.R. 4211: Mr. OWENS, Mr. WEXLER, and Mr. AL GREEN of Texas.
H.R. 4229: Mr. PRICE of North Carolina.
H.R. 4236: Mr. STRICKLAND and Mr. CALVERT.
H.R. 4259: Mr. ABERCROMBIE and Mr. CASE.
H.R. 4264: Mr. POMBO.
H.R. 4298: Mr. PETERSON of Minnesota, Mr. LEACH, Mr. GRIJALVA, Mrs. MALONEY, Mr. SCOTT of Virginia, Mr. STRICKLAND, and Mr. SERRANO.
H.R. 4332: Mr. OBERSTAR.
H.R. 4341: Mr. BISHOP of Utah, Mr. BOUSTANY, Mr. GUTKNECHT, Mr. ISTOOK, Mr. SCHWARZ of Michigan, Mr. CUELLAR, Mr. ROGERS of Alabama, Mr. CALVERT, and Mr. THOMPSON of Mississippi.
H.R. 4372: Mrs. NAPOLITANO, Mrs. MALONEY, and Mr. CLEAVER.
H.R. 4384: Ms. BALDWIN.
H.R. 4390: Mr. CONYERS.
H.R. 4399: Mr. GERLACH.
H.R. 4403: Mr. AKIN.
H.R. 4413: Mr. SAXTON and Mr. LOBIONDO.
H.R. 4434: Mr. VAN HOLLEN.
H.R. 4435: Mr. VAN HOLLEN.
H.R. 4460: Ms. JACKSON-LEE of Texas.
H.R. 4517: Mr. PAUL and Mr. ALEXANDER.
H.R. 4542: Ms. LEE, Mr. CLYBURN, Ms. WASSERMAN SCHULTZ, Mr. DAVIS of Florida, Mr. BUTTERFIELD, and Mrs. CAPPS.
H.R. 4547: Mr. CARTER, Mr. MARCHANT, and Mr. PLATTS.
H.R. 4548: Mr. SCHWARZ of Michigan.
H.R. 4562: Ms. JACKSON-LEE of Texas, Mr. SIMMONS, Mr. TANCREDO, and Mr. STARK.
H.R. 4565: Ms. EDDIE BERNICE JOHNSON of Texas, Ms. MCKINNEY, Mr. LEWIS of Georgia, Mr. UDALL of New Mexico, and Ms. SCHAKOWSKY.
H.R. 4596: Mr. VAN HOLLEN.
H.R. 4619: Mr. CARNAHAN and Mr. HINCHEY.
H.R. 4641: Mr. PAUL and Mr. BOEHLERT.
H.R. 4672: Mr. CALVERT.
H.R. 4681: Mr. TURNER, Mr. VISCLOSKY, Mr. RANGEL, Mr. TOWNS, Mr. DAVIS of Tennessee, Mr. CRENSHAW, Mrs. JONES of Ohio, Mr. KELLER, Mr. THOMPSON of California, Mr. SMITH of New Jersey, Mr. NEUGEBAUER, Mr. ADERHOLT, Mr. GRAVES, Mr. BISHOP of Utah, Mr. PICKERING, Mr. PETERSON of Pennsylvania, Mrs. DRAKE, Mr. BOREN, Mr. GREEN of Wisconsin, Mr. KUHL of New York, Mr. RYAN of Wisconsin, Mr. EDWARDS, Mr. FILNER, Mr. BAKER, Mr. HOLT, Mr. COLE of Oklahoma, Mr. BURGESS, Mr. HEFLEY, Mr. BISHOP of New York, Mr. BRADY of Pennsylvania, Mr. MICHAUD, Mr. ROGERS of Michigan, and Mr. MOORE of Kansas.
H.R. 4685: Mr. VAN HOLLEN.
H.R. 4694: Mr. STARK.
H.R. 4712: Mr. VISCLOSKY.
H.R. 4715: Mr. CHABOT.
H.R. 4736: Ms. WOOLSEY, Mr. DEFAZIO, Mr. STARK, Mr. MCDERMOTT, Mr. AL GREEN of Texas, Ms. JACKSON-LEE of Texas, and Mr. BROWN of Ohio.
H.R. 4740: Mr. LATOURETTE, Ms. DEGETTE, Mr. EHLERS, Mrs. MILLER of Michigan, and Mr. CUMMINGS.
H.R. 4741: Mr. ROGERS of Michigan and Mr. WELDON of Pennsylvania.
H.R. 4751: Mr. SOUDER.
H.R. 4755: Mr. PAYNE, Mr. FILNER, Mr. MORAN of Virginia, Mr. DELAHUNT, Mr. LIPINSKI, Mr. RAHALL, Mr. HEFLEY, Mrs. BONO, Mr. MARCHANT, Ms. SLAUGHTER, Mr. RAMSTAD, Mr. REICHERT, Mr. JEFFERSON, Mr. CAPUANO, Mr. STRICKLAND, and Ms. CARSON.
H.R. 4760: Ms. LEE, Mr. JACKSON of Illinois, and Mr. SCHIFF.
H.R. 4761: Mr. GILCHREST, Mr. ROGERS of Michigan, Mr. SULLIVAN, Mr. ISTOOK, and Mr. ADERHOLT.
H.R. 4764: Mrs. BONO, Mr. KUHL of New York, Mr. KUCINICH, and Mr. FOLEY.
H.R. 4772: Mr. CALVERT.
H.R. 4774: Mr. SOUDER and Mr. BISHOP of Georgia.
H.R. 4775: Mr. ALEXANDER and Mr. BAKER.
H.R. 4790: Mr. PETERSON of Pennsylvania, Mr. SOUDER, Mr. BURTON of Indiana, and Mr. BARTLETT of Maryland.
H.R. 4810: Mr. GUTKNECHT, Mr. WELDON of Florida, Mr. CANTOR, Mr. GINGREY, Mr. MARCHANT, Mr. SHADEGG, Mr. GOHMERT, Mr. BARTLETT of Maryland, Ms. FOXX, Mr. PENCE, Mr. CANNON, Mr. PAUL, Mrs. JO ANN DAVIS of Virginia, Mr. HOSTETTLER, Mr. CULBERSON, Mr. NEUGEBAUER, Mr. WESTMORELAND, and Mr. KINGSTON.
H.R. 4843: Mr. MORAN of Kansas.
H.R. 4844: Mr. MILLER of Florida.
H.R. 4861: Mr. WAXMAN.
H.R. 4867: Mr. CLYBURN, Mr. CUMMINGS, Mr. MEEHAN, Mr. THOMPSON of Mississippi, and Ms. JACKSON-LEE of Texas.
H.R. 4868: Mr. GOODE.
H.R. 4882: Mr. DOOLITTLE.
H.R. 4889: Mr. LINDER.
H.R. 4898: Mr. EVANS, Ms. CARSON, Ms. KILPATRICK of Michigan, Mr. SERRANO, and Mr. HINCHEY.
H.R. 4900: Mr. OWENS and Mr. BRADLEY of New Hampshire.
H.R. 4902: Mr. BARRETT of South Carolina, Mr. BUYER, Mr. CASTLE, Mr. CONYERS, Mr. LINCOLN DIAZ-BALART of Florida, Mr. MARIO DIAZ-BALART of Florida, Mr. FEENEY, Mr. GOHMERT, Mr. HENSARLING, Mr. HERGER, Mr. HOBSON, Mr. HOYER, Mr. LINDER, Mr. MCDERMOTT, Mr. MCHUGH, Mr. MOORE of Kansas, Mrs. MYRICK, Mr. NUNES, Mr. PEARCE, Mr. PETERSON of Minnesota, Mr. PORTER, Mr. ROGERS of Alabama, Mr. SODREL, Mr. VAN HOLLEN, Mr. WU, and Mr. YOUNG of Florida.
H.R. 4904: Mr. FILNER and Mr. SAXTON.
H.R. 4917: Mr. SCOTT of Georgia.
H.R. 4922: Mr. PETERSON of Minnesota, Mr. BROWN of South Carolina, and Mr. ABERCROMBIE.
H.R. 4924: Ms. EDDIE BERNICE JOHNSON of Texas and Mr. EDWARDS.
H.R. 4937: Mr. TAYLOR of North Carolina and Mr. JEFFERSON.
H.R. 4949: Mr. COSTELLO, Mr. FITZPATRICK of Pennsylvania, Mr. HEFLEY, Mr. MURPHY, Mr. WEXLER, Mr. ROGERS of Alabama, Mr. KILDEE, Mr. TANNER, Ms. JACKSON-LEE of Texas, Mr. BRADLEY of New Hampshire, Mr. STRICKLAND, Mr. PICKERING, Mr. STRICKLAND, Mr. PICKERING, Mrs. EMERSON, Mr. MELANCON, Mr. BASS, Mr. PETERSON of Minnesota, Mr. BISHOP of Utah, and Mr. MOORE of Kansas.
H.R. 4953: Mr. MCCOTTER and Mr. LEVIN.
H.R. 4962: Mrs. MCCARTHY, Mr. ACKERMAN, Mr. MEEKS of New York, Mr. CROWLEY, Mr. TOWNS, Mr. FOSSELLA, Mrs. MALONEY, Mr. SERRANO, Mr. MCNULTY, Mr. HINCHEY, Mr. HIGGINS, and Mr. ISRAEL.
H.R. 4976: Mr. BERMAN.
H.R. 4988: Mr. TANCREDO and Mr. SHAYS.
H.R. 5000: Mr. ABERCROMBIE, Mr. GEORGE MILLER of California, Mr. MEEHAN and Ms. WATSON.
H.R. 5007: Mr. SALAZAR, Mr. GUTIERREZ, Ms. CORRINE BROWN of Florida, Mr. REYES, and Mr. FILNER.
H. Con. Res. 235: Mr. SMITH of Texas and Mr. ALLEN.
H. Con. Res. 282: Mr. GEORGE MILLER of California, Mr. LEWIS of Georgia, and Ms. SOLIS.
H. Con. Res. 299: Mr. RUPPERSBERGER.
H. Con. Res. 318: Ms. LEE.
H. Con. Res. 342: Mr. MEEKS of New York.
H. Con. Res. 346: Mr. STARK, Mr. CULBERSON, Mr. WU, and Mr. SCOTT of Georgia.
H. Con. Res. 348: Mr. MICHAUD.
H. Con. Res. 355: Mr. JACKSON of Illinois, Mr. MCGOVERN, Mr. GRIJALVA, Mr. MCCOTTER, Mr. PETERSON of Minnesota, Mr. PAYNE, Mr. NEAL of Massachusetts, Mr. NADLER, Mr. CHANDLER, and Mr. DAVIS of Tennessee.
H. Con. Res. 357: Mr. KENNEDY of Rhode Island, Mr. DELAHUNT, and Mr. GORDON.
H. Res. 127: Mrs. CAPPS, Ms. MATSUI, and Ms. KILPATRICK of Michigan.
H. Res. 316: Ms. BEAN.
H. Res. 490: Mr. WEXLER, Mr. BERMAN, Mr. EVANS, Mrs. MALONEY, Ms. SCHAKOWSKY, Mr. ENGLISH of Pennsylvania, and Mr. SCHIFF.
H. Res. 600: Mr. WAXMAN.
H. Res. 605: Mr. KUHL of New York and Mr. GARRETT of New Jersey.
H. Res. 680: Mr. BURGESS, Mr. LANGEVIN, and Ms. NORTON.

H. Res. 688: Mr. BLUMENAUER, Mr. TAYLOR of Mississippi, Mr. VAN HOLLEN, and Mr. COOPER.

H. Res. 699: Mr. POMEROY.

H. Res. 700: Mr. SCOTT of Georgia, Ms. SCHWARTZ of Pennsylvania, and Mr. DAVIS of Kentucky.

H. Res. 703: Mr. GRIJALVA, Mr. WELDON of Pennsylvania, Mr. BERMAN, Mr. ENGEL, Mr. SCHIFF, Mr. UDALL of Colorado, and Mr. SMITH of New Jersey.

H. Res. 709: Mr. DUNCAN and Mr. BARTLETT of Maryland.

H. Res. 717: Mr. MCDERMOTT, Mr. CONYERS, Mr. GRIJALVA, and Mr. RYAN of Ohio.

H. Res. 720: Mr. ADERHOLT, Mr. AL GREEN of Texas, Mrs. MUSGRAVE, Mr. BRADY of Pennsylvania, Mr. SERRANO, Mrs. MCCARTHY, Mr. BERMAN, and Mr. GRIJALVA.

H. Res. 729: Mr. UPTON and Mr. FEENEY.

¶20.36 DELETIONS OF SPONSORS FROM PUBLIC BILLS AND RESOLUTIONS

Under clause 7 of rule XII, sponsors were deleted from public bills and resolutions as follows:

H.R. 4200: Mr. SAXTON.

WEDNESDAY, MARCH 29, 2006 (21)

¶21.1 APPOINTMENT OF SPEAKER PRO TEMPORE

The House was called to order by the SPEAKER pro tempore, Mr. ISSA, who laid before the House the following communication:

WASHINGTON, DC,
March 29, 2006.

I hereby appoint the Honorable DARRELL E. ISSA to act as Speaker pro tempore on this day.

J. DENNIS HASTERT,
Speaker of the House of Representatives.

¶21.2 APPROVAL OF THE JOURNAL

The SPEAKER pro tempore, Mr. ISSA, announced he had examined and approved the Journal of the proceedings of Tuesday, March 28, 2006.

Pursuant to clause 1, rule I, the Journal was approved.

¶21.3 COMMUNICATIONS

Executive and other communications, pursuant to clause 8, rule XII, were referred as follows:

6768. A letter from the Executive Director, Commodity Futures Trading Commission, transmitting the Commission's final rule—Definition of ''Client'' of a Commodity Trading Advisor (RIN: 3038-AC20) received March 14, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

6769. A letter from the Congressional Review Coordinator, APHIS, Department of Agriculture, transmitting the Department's final rule—Emerald Ash Borer; Quarantined Areas [Docket No. 05-067-2] received March 20, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

6770. A letter from the Administrator, AMS, Department of Agriculture, transmitting the Department's final rule—Olives Grown in California; Decreased Assessment Rate [Docket No. FV06-932-IFR] received March 14, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

6771. A letter from the Administrator, AMS, Department of Agriculture, transmitting the Department's final rule—Update and Clarify a Shell Egg Grading Definition [Docket No. PY-05-003] (RIN: 0581-AC47) received March 14, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

6772. A letter from the Administrator, AMS, Department of Agriculture, transmitting the Department's final rule—Amendments to the Potato Research and Promotion Plan [Doc. No. FV-05-702-IFR] received March 14, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

6773. A letter from the Administrator, AMS, Department of Agriculture, transmitting the Department's final rule—Marketing Order Regulating the Handling of Avocados Grown in South Florida; Florida Avocado Maturity Requirements; Correction [Docket No. FV06-915-1 C] received March 14, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

6774. A letter from the Assistant to the Board, Board of Governors of the Federal Reserve System, transmitting the Board's final rule—International Banking Operations [Regulation K; Docket No. R-1147] received March 16, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Financial Services.

6775. A letter from the Director, Office of Legislative Affairs, Federal Deposit Insurance Corporation, transmitting the Corporation's final rule—Risk-Based Capital Guidelines; Market Risk Measure; Securities Borrowing Transactions (RIN: 3064-AC46) received March 9, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Financial Services.

6776. A letter from the Director, Office of Legislative Affairs, Federal Deposit Insurance Corporation, transmitting the Corporation's final rule—Certification of Assumption of Deposits and Notification of Changes of Insured Status (RIN: 3064-AC93) received March 9, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Financial Services.

6777. A letter from the Acting Director, OSHA Directorate of Standards and Guidance, Department of Labor, transmitting the Department's final rule—Occupational Exposure to Hexavalent Chromium [Docket No. H054A] (RIN: 1218-AB45) received March 10, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Education and the Workforce.

6778. A letter from the Deputy Executive Director, Pension Benefit Guaranty Corporation, transmitting the Corporation's final rule—Benefits Payable in Terminated Single-Employer Plans; Allocation of Assets in Single-Employer Plans; Interest Assumptions for Valuing and Paying Benefits—received March 6, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Education and the Workforce.

6779. A letter from the Environmental Protection Agency, transmitting the Agency's final rule—Protections for Subjects in Human Research [EPA-HQ-OPP-2003-0132; FRL-7759-8] (RIN: 2070-AD57) received March 17, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

6780. A letter from the Director, Regulations Policy and Management Staff, Food and Drug Administration, transmitting the Administration's final rule—Medical Devices; Cardiovascular Devices; Classification of Implantable Intra-Aneurysm Pressure Measurement System [Docket No. 2005N-0506] received February 28, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

6781. A letter from the Director, Office of Personnel Management, transmitting the Office's final rule—Notification of Post-Employment Restrictions (RIN: 3206-AK60) received March 13, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Government Reform.

6782. A letter from the Chairman, Federal Election Commission, transmitting the Commission's final rule—Definitions of ''Solicit'' and ''Direct'' [Notice 2006-6] received March 16, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on House Administration.

6783. A letter from the Acting Assistant Secretary, Land and Mineral Management, Department of the Interior, transmitting the Department's final rule—Application Procedures, Execution and Filing of Forms: Correction of State Office Address for Filings and Recordings, Proper Offices for Recording of Mining Claims [MT 980-0777-XG] (RIN: 1004-AB85) received March 17, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Resources.

6784. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule—IFR Altitudes; Miscellaneous Amendments [Docket No. 30477; Amdt. No. 459] received March 17, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

6785. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule—Standard Instrument Approach Procedures, Weather Takeoff Minimums; Miscellaneous Amendments [Docket No. 30473; Amdt. No. 3148] received March 17, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

6786. A letter from the Assistant Administrator for Procurement, National Aeronautics and Space Administration, transmitting the Administration's final rule—Safety and Health—Alternate I to Major Breach of Safety or Security Clause (RIN: 2700-AD12) received March 6, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Science.

6787. A letter from the Chief, Trade and Commercial Regulations Branch, Department of Homeland Security, transmitting the Department's final rule—Import Restrictions Imposed on Certain Archaeological and Ethnological Materials from Columbia [CBP Dec. 06-09] (RIN: 1505-AB59) received March 14, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

6788. A letter from the Chief, Publications and Regulations Branch, Internal Revenue Service, transmitting the Service's final rule—Taxation of Cross Licensing Arrangements [Notice 2006-34] received March 16, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

6789. A letter from the Chief, Publications and Regulations Branch, Internal Revenue Service, transmitting the Service's final rule—Revisions to Regulations Relating to Withholding of Tax on Certain U.S. Source Income Paid to Foreign Persons and Revisions of Information, Reporting Regulations [TD 9253] (RIN: 1545-AY92) received March 16, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

6790. A letter from the Chief, Publications and Regulations Branch, Internal Revenue Service, transmitting the Service's final rule—Weighted Average Interest Rate Update [Notice 2006-32] received March 16, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

6791. A letter from the Chief, Publications and Regulations Branch, Internal Revenue Service, transmitting the Service's final rule—Agent for a Consolidated Group with Foreign Common Parent [TD 9255] (RIN: 1545-BF31) received March 16, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

6792. A letter from the Chief, Publications and Regulations Branch, Internal Revenue Service, transmitting the Service's final rule—Guidance Under Section 1502; Suspension of Losses on Certain Stock Dispositions [TD 9254] (RIN: 1545-BB25) received March 16, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

6793. A letter from the Regulations Officer, Social Security Administration, transmitting the Administration's final rule—Evidentiary Requirements for Making Findings About Medical Equivalence (RIN: 0960-AF19) received March 6, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); jointly to the Committees on Energy and Commerce and Ways and Means.

¶21.4 PROVIDING FOR THE CONSIDERATION OF H.R. 609

Mr. BISHOP of Utah, by direction of the Committee on Rules, called up the following resolution (H. Res. 741):

Resolved, That at any time after the adoption of this resolution the Speaker may, pursuant to clause 2(b) of rule XVIII, declare the House resolved into the Committee of the Whole House on the state of the Union for consideration of the bill (H.R. 609) to amend and extend the Higher Education Act of 1965. The first reading of the bill shall be dispensed with. All points of order against consideration of the bill are waived. General debate shall be confined to the bill and shall not exceed one hour equally divided and controlled by the chairman and ranking minority member of the Committee on Education and the Workforce. After general debate the bill shall be considered for amendment under the five-minute rule. In lieu of the amendment recommended by the Committee on Education and the Workforce now printed in the bill, it shall be in order to consider as an original bill for the purpose of amendment under the five-minute rule an amendment in the nature of a substitute consisting of the text of the Rules Committee Print dated March 22, 2006. That amendment in the nature of a substitute shall be considered as read. All points of order against that amendment in the nature of a substitute are waived. Notwithstanding clause 11 of rule XVIII, no amendment to that amendment in the nature of a substitute shall be in order except those printed in the report of the Committee on Rules accompanying this resolution. Each such amendment may be offered only in the order printed in the report, may be offered only by a Member designated in the report, shall be considered as read, shall be debatable for the time specified in the report equally divided and controlled by the proponent and an opponent, shall not be subject to amendment, and shall not be subject to a demand for division of the question in the House or in the Committee of the Whole. All points of order against such amendments are waived. After disposition of the amendments printed in the report of the Committee on Rules, the Committee of the Whole shall rise without motion. No further consideration of the bill shall be in order except pursuant to a subsequent order of the House.

When said resolution was considered.

After debate,

On motion of Mr. BISHOP of Utah, the previous question was ordered on the resolution to its adoption or rejection.

The question being put, viva voce,

Will the House agree to said resolution?

The SPEAKER pro tempore, Mr. ISSA, announced that the yeas had it.

Ms. MATSUI objected to the vote on the ground that a quorum was not present and not voting.

A quorum not being present,

The roll was called under clause 6, rule XX, and the call was taken by electronic device.

When there appeared { Yeas ..... 225 / Nays 198

¶21.5 [Roll No. 70]

YEAS—225

Aderholt
Akin
Alexander
Bachus
Baker
Barrett (SC)
Bartlett (MD)
Barton (TX)
Bass
Beauprez
Biggert
Bilirakis
Bishop (UT)
Blackburn
Boehlert
Boehner
Bonilla
Bonner
Bono
Boozman
Boustany
Bradley (NH)
Brady (TX)
Brown (SC)
Brown-Waite, Ginny
Burgess
Burton (IN)
Buyer
Calvert
Camp (MI)
Campbell (CA)
Cannon
Cantor
Capito
Carter
Castle
Chabot
Chocola
Coble
Cole (OK)
Conaway
Crenshaw
Cubin
Culberson
Davis, Jo Ann
Davis, Tom
Deal (GA)
DeLay
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Doolittle
Drake
Dreier
Duncan
Ehlers
Emerson
English (PA)
Everett
Feeney
Ferguson
Fitzpatrick (PA)
Flake
Foley
Forbes
Fortenberry
Fossella
Foxx
Franks (AZ)
Frelinghuysen
Gallegly
Garrett (NJ)
Gerlach
Gibbons
Gilchrest
Gillmor
Gingrey
Gohmert
Goode
Goodlatte
Granger
Graves
Green (WI)
Gutknecht
Harris
Hart
Hastings (WA)
Hayes
Hayworth
Hefley
Hensarling
Herger
Hobson
Hoekstra
Hostettler
Hulshof
Hunter
Hyde
Inglis (SC)
Issa
Jenkins
Jindal
Johnson (CT)
Johnson (IL)
Johnson, Sam
Jones (NC)
Keller
Kelly
Kennedy (MN)
King (IA)
King (NY)
Kingston
Kirk
Kline
Knollenberg
Kolbe
Kuhl (NY)
LaHood
Latham
LaTourette
Leach
Lewis (CA)
Lewis (KY)
Linder
LoBiondo
Lucas
Lungren, Daniel E.
Mack
Manzullo
Marchant
McCaul (TX)
McCotter
McCrery
McHenry
McHugh
McKeon
McMorris
Mica
Miller (FL)
Miller (MI)
Miller, Gary
Moran (KS)
Murphy
Musgrave
Myrick
Neugebauer
Ney
Northup
Norwood
Nunes
Nussle
Osborne
Otter
Oxley
Paul
Pearce
Pence
Peterson (PA)
Petri
Pickering
Pitts
Platts
Poe
Pombo
Porter
Price (GA)
Pryce (OH)
Putnam
Radanovich
Ramstad
Regula
Rehberg
Reichert
Renzi
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Ros-Lehtinen
Royce
Ryan (WI)
Ryun (KS)
Saxton
Schmidt
Schwarz (MI)
Sensenbrenner
Sessions
Shadegg
Shaw
Shays
Sherwood
Shimkus
Shuster
Simmons
Simpson
Smith (NJ)
Smith (TX)
Sodrel
Souder
Stearns
Sullivan
Tancredo
Taylor (NC)
Terry
Thomas
Thornberry
Tiahrt
Tiberi
Turner
Upton
Walden (OR)
Walsh
Wamp
Weldon (FL)
Weldon (PA)
Weller
Westmoreland
Whitfield
Wicker
Wilson (NM)
Wilson (SC)
Wolf
Young (AK)
Young (FL)

NAYS—198

Abercrombie
Ackerman
Allen
Andrews
Baca
Baird
Baldwin
Barrow
Bean
Becerra
Berkley
Berman
Berry
Bishop (GA)
Bishop (NY)
Blumenauer
Boren
Boswell
Boucher
Boyd
Brady (PA)
Brown (OH)
Brown, Corrine
Butterfield
Capps
Capuano
Cardin
Cardoza
Carnahan
Carson
Case
Chandler
Clay
Cleaver
Clyburn
Conyers
Cooper
Costa
Costello
Cramer
Crowley
Cuellar
Cummings
Davis (AL)
Davis (CA)
Davis (IL)
Davis (TN)
DeFazio
DeGette
Delahunt
DeLauro
Dicks
Dingell
Doggett
Doyle
Edwards
Emanuel
Engel
Eshoo
Etheridge
Farr
Fattah
Filner
Ford
Frank (MA)
Gonzalez
Gordon
Green, Al
Green, Gene
Grijalva
Gutierrez
Hall
Harman
Hastings (FL)
Herseth
Higgins
Hinchey
Hinojosa
Holden
Holt
Honda
Hooley
Hoyer
Inslee
Israel
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Johnson, E. B.
Jones (OH)
Kanjorski
Kaptur
Kennedy (RI)
Kildee
Kilpatrick (MI)
Kind
Kucinich
Langevin
Lantos
Larsen (WA)
Larson (CT)
Lee
Levin
Lewis (GA)
Lipinski
Lofgren, Zoe
Lowey
Lynch
Maloney
Markey
Marshall
Matheson
Matsui
McCarthy
McDermott
McGovern
McIntyre
McKinney
McNulty
Meehan
Meek (FL)
Meeks (NY)
Melancon
Michaud
Millender-McDonald
Miller (NC)
Miller, George
Mollohan
Moore (KS)
Moore (WI)
Moran (VA)
Murtha
Nadler
Napolitano
Neal (MA)
Oberstar
Obey
Olver
Ortiz
Owens
Pallone
Pascrell
Pastor
Payne
Pelosi
Peterson (MN)
Pomeroy
Price (NC)
Rahall
Rangel
Reyes
Ross
Rothman
Roybal-Allard
Ryan (OH)
Sabo
Salazar
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Schakowsky
Schiff
Schwartz (PA)
Scott (GA)
Scott (VA)
Serrano
Sherman
Skelton
Slaughter
Smith (WA)
Snyder
Solis
Spratt
Stark
Strickland
Stupak
Tanner
Tauscher
Taylor (MS)
Thompson (CA)
Thompson (MS)
Tierney
Towns
Udall (CO)
Udall (NM)
Van Hollen
Velázquez
Visclosky
Wasserman Schultz
Waters
Watson
Watt
Waxman
Weiner
Wexler
Woolsey
Wu
Wynn

NOT VOTING—9

Blunt
Davis (FL)
Davis (KY)
Evans
Istook
McCollum (MN)
Ruppersberger
Rush
Sweeney

So the resolution was agreed to.

A motion to reconsider the vote whereby said resolution was agreed to was, by unanimous consent, laid on the table.

¶21.6 COMMUNICATION FROM THE CLERK—MESSAGE FROM THE SENATE

The SPEAKER pro tempore, Mr. ISSA, laid before the House a communication, which was read as follows:

OFFICE OF THE CLERK,
HOUSE OF REPRESENTATIVES,
Washington, DC, March 29, 2006.

Hon. J. DENNIS HASTERT,
The Speaker, House of Representatives, Washington, DC.

DEAR MR. SPEAKER: Pursuant to the permission granted in Clause 2(h) of Rule II of the Rules of the U.S. House of Representatives, the Clerk received the following message from the Secretary of the Senate on March 29, 2006, at 9:10 am: That the Senate passed without amendment H.R. 4911.

With best wishes, I am,

Sincerely,

KAREN L. HAAS,
Clerk of the House.

¶21.7 ORDER OF BUSINESS—CONSIDERATION OF H.R. 609

On motion of Mr. MCKEON, by unanimous consent,

Ordered, That it may be in order during consideration of the bill (H.R. 609)

to amend and extend the Higher Education Act of 1965, pursuant to House Resolution 741, the following amendments be permitted to be offered out of the specified order: amendment numbered 9 by Mr. FOSSELLA; amendment numbered 12 by Mr. PORTER; amendment numbered 14 by Mrs. WILSON of New Mexico; and amendment numbered 15 by Miss MCMORRIS.

¶21.8 HIGHER EDUCATION

The SPEAKER pro tempore, Mr. ISSA, pursuant to House Resolution 741 and rule XVIII, declared the House resolved into the Committee of the Whole House on the state of the Union for the consideration of the bill (H.R. 609) to amend and extend the Higher Education Act of 1965.

The SPEAKER pro tempore, Mr. ISSA, by unanimous consent, designated Mr. BISHOP of Utah as Chairman of the Committee of the Whole; and after some time spent therein,

The SPEAKER pro tempore, Mr. SESSIONS, assumed the Chair.

When Mrs. MILLER of Michigan, Acting Chairman, reported that the Committee, having had under consideration said bill, had come to no resolution thereon.

¶21.9 AFGHANISTAN LEGAL ACTION

Mr. PENCE moved to suspend the rules and agree to the following resolution (H. Res. 736):

Whereas the United States, at great cost in blood and treasure, helped the people of Afghanistan liberate themselves from the tyranny of the Taliban and adopt free institutions and practices, including respect for rule of law and internationally recognized human rights;

Whereas the preamble of the Constitution of the Islamic Republic of Afghanistan affirms that the people of Afghanistan are ''for creation of a civil society free of oppression, atrocity, discrimination, and violence and based on the rule of law, social justice, protection of human rights, and dignity, and ensuring the fundamental rights and freedoms of the people'';

Whereas Article 7 of the Constitution of the Islamic Republic of Afghanistan provides that ''the state shall observe the United Nations Charter, inter-state agreements, as well as international treaties to which Afghanistan has joined, and the Universal Declaration of Human Rights,'' which includes the right to freedom of thought, conscience, and religion and the freedom to change one's religion or belief;

Whereas Article 18 of the International Covenant on Civil and Political Rights, to which Afghanistan has acceded, provides that ''[e]veryone shall have the right to freedom of thought, conscience and religion . . . [t]his right shall include freedom to have or to adopt a religion or belief of his choice, and freedom, either individually or in community with others and in public or private, to manifest his religion or belief in worship, observance, practice and teaching''; and

Whereas the President of the United States has expressed his concern about the Abdul Rahman apostasy case, stating that ''[i]t is deeply troubling that a country we helped liberate would hold a person to account, because they chose a particular religion over another'': Now, therefore, be it

Resolved, That the House of Representatives—

(1) condemns, in the strongest possible terms, the enforcement of laws against apostasy;

(2) requests the President to continue to work with the Government of Afghanistan to establish better protections for religious minorities, including converts to minority religions, and to enhance human rights protections in Afghanistan; and

(3) calls upon the Government of Afghanistan, and especially President Hamid Karzai, to continue to conform Afghan laws to Afghanistan's international human rights treaty obligations, thereby protecting Afghan citizens who have converted or plan to convert to other religions from prosecution.

The SPEAKER pro tempore, Mrs. MILLER of Michigan, recognized Mr. PENCE and Mr. LANTOS, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and agree to said resolution?

The SPEAKER pro tempore, Mrs. MILLER of Michigan, announced that two-thirds of the Members present had voted in the affirmative.

Mr. LANTOS demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mrs. MILLER of Michigan, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed.

¶21.10 MOTION TO INSTRUCT CONFEREES—H.R. 4297

Mr. RANGEL moved that the managers on the part of the House at the conference on the disagreeing votes of the two Houses on the amendment of the Senate to the bill (H.R. 4297) to provide for reconciliation pursuant to section 201(b) of the concurrent resolution on the budget for fiscal year 2006; be instructed as follows: (1) to insist on the provisions of section 106 of the amendment of the Senate (relating to extension and increase in minimum tax relief to individuals); (2) to recede from the provisions of the House bill that extend the lower tax rate on dividends and capital gains that would otherwise terminate at the close of 2008; and (3) to the maximum extent possible within the scope of conference, to insist on a conference report which will neither increase the Federal budget deficit nor increase the amount of the debt subject to the public debt limit.

After debate,

By unanimous consent, the previous question was ordered on the motion to instruct the managers on the part of the House.

The question being put, viva voce,

Will the House agree to said motion?

The SPEAKER pro tempore, Mrs. MILLER of Michigan, announced that the nays had it.

Mr. BECERRA demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mrs. MILLER of Michigan, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed.

¶21.11 RECESS—4:07 P.M.

The SPEAKER pro tempore, Mrs. MILLER of Michigan, pursuant to clause 12(a) of rule I, declared the House in recess at 4 o'clock and 7 minutes p.m., subject to the call of the Chair.

¶21.12 AFTER RECESS—5:45 P.M.

The SPEAKER pro tempore, Mrs. EMERSON, called the House to order.

¶21.13 HIGHER EDUCATION

The SPEAKER pro tempore, Mrs. EMERSON, pursuant to House Resolution 741 and rule XVIII, declared the House resolved into the Committee of the Whole House on the state of the Union for the further consideration of the bill (H.R. 609) to amend and extend the Higher Education Act of 1965.

The Acting Chairman, Mr. DUNCAN assumed the Chair; and after some time spent therein,

¶21.14 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment numbered 15, printed in House Report 109-399, submitted by Miss MCMORRIS:

Page 56, after line 2, insert the following new paragraph:

''(16) ADVANCED PLACEMENT.—Implementing strategies to increase the number of teachers qualified to teach advanced placement and pre-advanced placement courses in mathematics, science, and critical foreign languages, and other strategies to increase the availability of those courses, particularly for low-income students.

Page 69, after line 9, insert the following new paragraph:

''(16) ADVANCED PLACEMENT.—Implementing strategies to increase the number of teachers qualified to teach advanced placement and pre-advanced placement courses in mathematics, science, and critical foreign languages, and other strategies to increase the availability of those courses, particularly for low-income students.

Page 160, line 5, strike ''**Honors Scholarship**'' and insert ''**American Competitiveness**'' .

Page 162, line 18, and page 178, line 25, strike ''419D'' and insert ''419F''.

Page 183, line 3, redesignate section 419D as section 419F, and before such line insert the following new sections:

''SEC. 419D. ADJUNCT TEACHER CORPS.

''(a) PURPOSE.—It is the purpose of this section to create opportunities for professionals and other individuals with subject-matter expertise to teach secondary school courses in mathematics, science, and critical foreign languages, on an adjunct basis.

''(b) PROGRAM AUTHORIZED.—The Secretary is authorized to award grants to eligible entities to recruit and place well-qualified individuals to serve as adjunct teachers in secondary school mathematics, science, and critical foreign language courses.

''(c) ELIGIBLE ENTITY.—For the purpose of this section, an eligible entity is—

''(1) a local educational agency;

''(2) a public or private educational organization (which may be a State educational agency); or

''(3) a partnership consisting of a local educational agency and a public or private educational organization.

''(d) DURATION OF GRANTS.—The Secretary may award grants under this section for a period of not more than five years.

''(e) PRIORITIES.—In awarding grants under this section, the Secretary shall give priority to eligible entities that propose to—

''(1) serve local educational agencies that have a large number or percentage of students performing below grade level in mathematics, science, and critical foreign language courses;

''(2) serve local educational agencies that have a large number or percentage of students from families with incomes below the poverty line; and

''(3) recruit adjunct faculty to serve in schools that have an insufficient number of teachers in mathematics, science, and critical foreign languages.

''(f) APPLICATIONS.—

''(1) APPLICATION REQUIRED.—To be considered for a grant under this section, an eligible entity shall submit an application to the Secretary at such time, in such manner, and containing such information as the Secretary may reasonably require.

''(2) CONTENTS.—The Application shall, at a minimum, include a description of—

''(A) the need for, and expected benefits of using, adjunct teachers in the participating schools, which may include information on the difficulty participating schools face in recruiting qualified faculty in mathematics, science, and critical foreign language courses;

''(B) measurable objectives for the project, including the number of adjunct teachers the eligible entity intends to place in classrooms and gains in academic achievement intended to be achieved;

''(C) how the eligible entity will recruit qualified individuals and public or private educational organizations to participate in the program;

''(D) how the eligible entity will use funds received under this section, including how the eligible entity will evaluate the success of its program;

''(E) how the eligible entity will support and continue the program after the grant has expired, including how it will seek support from other sources, such as State and local government, foundations, and the private sector;

''(F) how the eligible entity will address legal, contractual, or administrative barriers to employment of adjunct faculty in the participating State or local educational agency or agencies; and

''(G) how the eligible entity will provide pre-service training to selected adjunct teachers, including the on-going mentoring of such teachers by highly qualified teachers.

''(g) USES OF FUNDS.—An eligible entity that receives a grant under this section is authorized to use grant funds to carry out one or more of the following activities:

''(1) To develop the capacity of the local educational agency or the State educational agency, or both, to identify, recruit, and train qualified individuals outside of the elementary and secondary education system (including individuals in business and government, and individuals who would participate through distance-learning arrangements) to become adjunct teachers in mathematics, science, and critical foreign language courses.

''(2) To provide signing bonuses and other financial incentives to encourage individuals to become adjunct teachers in mathematics, science, and critical foreign language courses.

''(3) To provide pre-service training to adjunct teachers, including the on-going mentoring of such teachers by highly qualified teachers.

''(4) To reimburse outside entities for the costs associated with allowing an employee to serve as an adjunct teacher, except that these costs shall not exceed the total cost of salary and benefits for teachers with comparable experience or expertise in the local educational agency.

''(h) MATCHING REQUIREMENT.—Each eligible entity that receives a grant under this section shall provide, from non-Federal sources, an amount equal to 100 percent of the amount of the grant (in cash or in kind) to carry out the activities supported by the grant.

''(i) PROGRAM PERFORMANCE.—Each eligible entity receiving a grant under this section shall prepare and submit to the Secretary a final report on the results of the project that contains such information as the Secretary may require including improvements in academic achievement as a result of instruction from adjunct teachers.

''(j) EVALUATION.—The Secretary shall evaluate the activities funded under this section including the impact of the program on student academic achievement and shall report the results of the evaluation to the appropriate Committees of Congress.

''(k) DEFINITIONS.—As used in this section:

''(1) ADJUNCT TEACHER.—The term 'adjunct teacher' means a teacher who

''(A) possesses, at a minimum, a bachelor's degree;

''(B) has demonstrated expertise in mathematics, science, or a critical foreign language by having met the requirements of section 9101(23)(B)(ii) of the Elementary and Secondary Education Act of 1965; and

''(C) is not required to meet the other requirements of section 9101(23) of the Elementary and Secondary Education Act of 1965.

''(2) CRITICAL FOREIGN LANGUAGE.—The term 'critical foreign language' has the same meaning given such term under section 428K(h).

"SEC. 419E. FOREIGN LANGUAGE PARTNERSHIPS.

''(a) PURPOSE.—The purpose of this section is to increase the number of highly qualified teachers in, and the number of United States' students who achieve the highest level of proficiency in, foreign languages critical to the security and competitiveness of the Nation.

''(b) PROGRAM AUTHORIZED.—The Secretary is authorized to award grants to institutions of higher education, in partnership with one or more local educational agencies, to establish teacher preparation programs in critical foreign languages, and activities that will enable successful students to advance from elementary school through college to achieve proficiency in those languages.

''(c) APPLICATIONS.—

''(1) APPLICATION REQUIRED.—Any institution of higher education that desires to receive a grant under this section shall submit an application to the Secretary at such time, in such manner, and containing such information as the Secretary may require.

''(2) CONTENTS.—Each Application shall—

''(A) identify each local educational agency partner and describe each such partner's responsibilities (including how they will be involved in planning and implementing the program, what resources they will provide, and how they will ensure continuity of student progress from elementary school to the postsecondary level); and

''(B) describe how the applicant will support and continue the program after the grant has expired, including how it will seek support from other sources, such as State and local government, foundations, and the private sector.

''(d) USES OF FUNDS.—Funds awarded under this section shall be used to develop and implement programs consistent with the purpose of this section by carrying out one or more of the following activities:

''(1) To recruit highly qualified teachers in critical foreign languages and professional development activities for such teachers at the elementary through high school level.

''(2) To provide innovative opportunities for students that will allow for critical language learning, such as immersion environments, intensive study opportunities, internships, and distance learning.

''(e) MATCHING REQUIREMENT.—Each grantee under this section shall provide, from non-Federal sources, an amount equal to 100 percent of the amount of the grant (in cash or in kind) to carry out the activities supported by the grant.

''(f) EVALUATION.—The Secretary shall evaluate the activities funded under this section and report the results of the evaluation to the appropriate Committees of Congress.

''(g) DEFINITION.—As used in this section the term 'critical foreign language' has the same meaning given such term under section 428K(h)(2).

It was decided in the affirmative ..... { Yeas ..... 293 / Nays 134

¶21.15 [Roll No. 71]

AYES—293

Aderholt
Akin
Alexander
Allen
Andrews
Bachus
Baird
Baker
Barrett (SC)
Bartlett (MD)
Barton (TX)
Bass
Bean
Beauprez
Berman
Biggert
Bilirakis
Bishop (GA)
Blackburn
Blumenauer
Blunt
Boehlert
Boehner
Bonilla
Bonner
Bono
Boozman
Boucher
Boustany
Bradley (NH)
Brady (TX)
Brown (SC)
Brown-Waite, Ginny
Burgess
Burton (IN)
Butterfield
Buyer
Calvert
Camp (MI)
Campbell (CA)
Cannon
Cantor
Capito
Capps
Carnahan
Carson
Carter
Case
Castle
Chabot
Chocola
Cleaver
Clyburn
Coble
Cole (OK)
Conaway
Cooper
Costa
Cramer
Crenshaw
Cubin
Cuellar
Culberson
Cummings
Davis (AL)
Davis (CA)
Davis (KY)
Davis, Jo Ann
Davis, Tom
Deal (GA)
DeLay
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Dicks
Doggett
Doolittle
Drake
Dreier
Duncan
Edwards
Ehlers
Emanuel
Emerson
Eshoo
Everett
Farr
Feeney
Fitzpatrick (PA)
Foley
Forbes
Ford
Fortenberry
Fossella
Foxx
Franks (AZ)
Frelinghuysen
Gallegly
Gibbons
Gilchrest
Gillmor
Gingrey
Gohmert
Gonzalez
Goode
Goodlatte
Granger
Graves
Green (WI)
Gutknecht
Hall
Harman
Harris
Hart
Hastings (FL)
Hastings (WA)
Hayes
Hayworth
Hensarling
Herger
Herseth
Higgins
Hobson
Holt
Honda
Hooley
Hostettler
Hoyer
Hulshof
Hunter
Hyde
Inglis (SC)
Inslee
Israel
Issa
Istook
Jenkins
Jindal
Johnson (CT)
Johnson (IL)
Johnson, Sam
Kanjorski
Kaptur
Keller
Kelly
Kennedy (MN)
Kind
King (IA)
King (NY)
Kingston
Kline
Knollenberg
Kolbe
Kuhl (NY)
LaHood
Lantos
Larsen (WA)
Latham
LaTourette
Lewis (CA)
Lewis (KY)
Linder
Lipinski
Lofgren, Zoe
Lucas
Lungren, Daniel E.
Lynch
Mack
Manzullo
Marchant
Marshall
McCarthy
McCaul (TX)
McCollum (MN)
McCotter
McCrery
McHenry
McIntyre
McKeon
McMorris
Meehan
Meek (FL)
Meeks (NY)
Mica
Millender-McDonald
Miller (FL)
Miller (MI)
Miller, Gary
Miller, George
Moore (KS)
Moore (WI)
Moran (KS)
Murphy
Murtha
Musgrave
Myrick
Neal (MA)
Neugebauer
Ney
Northup
Norwood
Nunes
Nussle
Oberstar

Obey
Otter
Oxley
Pascrell
Paul
Pearce
Pelosi
Pence
Peterson (MN)
Peterson (PA)
Petri
Pickering
Pitts
Poe
Pombo
Porter
Price (GA)
Pryce (OH)
Putnam
Radanovich
Rangel
Regula
Rehberg
Reichert
Renzi
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Ros-Lehtinen
Royce
Ryan (OH)
Ryan (WI)
Ryun (KS)
Sanchez, Loretta
Schiff
Schmidt
Schwarz (MI)
Sensenbrenner
Sessions
Shadegg
Shaw
Sherman
Sherwood
Shimkus
Shuster
Simpson
Skelton
Smith (NJ)
Smith (TX)
Smith (WA)
Snyder
Sodrel
Souder
Spratt
Stearns
Sullivan
Tauscher
Taylor (MS)
Taylor (NC)
Terry
Thomas
Thornberry
Tiahrt
Tiberi
Tierney
Turner
Upton
Van Hollen
Walden (OR)
Walsh
Wamp
Watson
Watt
Waxman
Weldon (FL)
Weldon (PA)
Weller
Westmoreland
Wexler
Whitfield
Wicker
Wilson (NM)
Wilson (SC)
Wolf
Wu
Wynn
Young (AK)
Young (FL)

NOES—134

Abercrombie
Ackerman
Baca
Baldwin
Barrow
Becerra
Berkley
Berry
Bishop (NY)
Bishop (UT)
Boren
Boswell
Boyd
Brady (PA)
Brown (OH)
Brown, Corrine
Capuano
Cardin
Cardoza
Chandler
Clay
Conyers
Costello
Crowley
Davis (IL)
Davis (TN)
DeFazio
DeGette
Delahunt
DeLauro
Dingell
Doyle
Engel
English (PA)
Etheridge
Fattah
Ferguson
Filner
Flake
Frank (MA)
Garrett (NJ)
Gerlach
Gordon
Green, Al
Green, Gene
Grijalva
Gutierrez
Hefley
Hinchey
Hinojosa
Hoekstra
Holden
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Johnson, E. B.
Jones (NC)
Jones (OH)
Kennedy (RI)
Kildee
Kilpatrick (MI)
Kirk
Kucinich
Langevin
Larson (CT)
Leach
Lee
Levin
Lewis (GA)
LoBiondo
Lowey
Maloney
Markey
Matheson
Matsui
McDermott
McGovern
McHugh
McKinney
McNulty
Melancon
Michaud
Miller (NC)
Mollohan
Moran (VA)
Nadler
Napolitano
Olver
Ortiz
Osborne
Owens
Pallone
Pastor
Payne
Platts
Pomeroy
Price (NC)
Rahall
Ramstad
Reyes
Rohrabacher
Ross
Rothman
Roybal-Allard
Rush
Sabo
Salazar
Sánchez, Linda T.
Sanders
Saxton
Schakowsky
Schwartz (PA)
Scott (GA)
Scott (VA)
Serrano
Shays
Simmons
Slaughter
Solis
Stark
Strickland
Stupak
Tancredo
Tanner
Thompson (CA)
Thompson (MS)
Towns
Udall (CO)
Udall (NM)
Velázquez
Visclosky
Waters
Weiner
Woolsey

NOT VOTING—5

Davis (FL)
Evans
Ruppersberger
Sweeney
Wasserman Schultz

So the amendment was agreed to.

¶21.16 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment numbered 3, printed in House Report 109-399, submitted by Mr. BURTON of Indiana:

At the end of title VI of the Amendment, add the following new section:

SEC. _____. CONDITIONS ON PROGRAM GRANTS AND CONTRACTS.

Title VI of the Higher Education Act of 1965 (20 U.S.C. 1122) is amended by adding at the end the following new section:

"SEC. 632. GIFT REPORTS BY RECIPIENT INSTITUTIONS.

"(a) REPORTING BY INSTITUTIONS.—

"(1) REPORT REQUIRED.—The Secretary shall require, as part of the Integrated Postsecondary Education Data System (IPEDS) annual data collection, that each institution receiving funds under this title include the following data:

"(A) the total cost of establishing or operating a program or center assisted under this title;

"(B) the names and addresses of all State and private sector corporations, foundations, or any other entities or individuals that contribute cash or any other property for the institution, programs, or centers receiving funds under this title;

"(C) the amount of cash or the fair market value of the property that each contributor contributes to the institution, programs, or centers receiving funds under this title; and

"(D) the use made of each contribution by each such contributor.

"(2) DEADLINE.—Any report under paragraph (1) shall be made no later than such date as the Secretary shall require.

"(3) CONSEQUENCES OF FAILURE TO REPORT.—In the case of any institution from which a report is requested under paragraph (1), if the Secretary does not receive a report in accordance with the deadline established under paragraph (2), the Secretary shall—

"(A) make a determination that the institution of higher education has failed to make the report required by this paragraph;

"(B) transmit a notice of the determination to Congress; and

"(C) publish in the Federal Register a notice of the determination and the effect of the determination on the eligibility of the institution of higher education for contracts and grants under this title.

"(b) REPORTS BY SECRETARY.—The Secretary shall annually prepare a report summarizing the information collected from institutions of higher education under subsection (a)(1), including all of the information required by subparagraphs (A) through (D) of such subsection. The Secretary of Education shall publish such report in the Federal Register and transmit a copy of such report to the Committee on Education and the Workforce of the House of Representatives and the Committee on Health, Education, Labor, and Pensions of the Senate.

"(c) RETROSPECTIVE INFORMATION.—The data collected from institutions of higher education under subsection (a)(1) in the first submission after the date of enactment of this section, and the Secretary's first report under subsection (b), shall include the information required by subparagraphs (B), (C), and (D) of subsection (a)(1) regarding contributions made on or after September 11, 2001, and before the end of the first reporting period under such subsection.".

It was decided in the negative { Yeas ..... 120 / Nays ..... 306 }

¶21.17 [Roll No. 72]

AYES—120

Ackerman
Aderholt
Akin
Bachus
Barrett (SC)
Barrow
Barton (TX)
Berkley
Berman
Bishop (UT)
Blackburn
Blunt
Brown, Corrine
Burton (IN)
Buyer
Cantor
Carter
Chabot
Chandler
Chocola
Coble
Crenshaw
Crowley
Cubin
Culberson
Davis (TN)
Deal (GA)
Delahunt
DeLay
Doolittle
Duncan
Emanuel
Emerson
Engel
Feeney
Forbes
Fossella
Foxx
Franks (AZ)
Gallegly
Garrett (NJ)
Gingrey
Goode
Graves
Green (WI)
Gutknecht
Harman
Hart
Hastings (WA)
Hayes
Hayworth
Hefley
Hensarling
Herger
Hoekstra
Hostettler
Hulshof
Hunter
Hyde
Inglis (SC)
Israel
Istook
Jenkins
Jones (NC)
Kennedy (MN)
King (IA)
King (NY)
Kingston
LaHood
Lantos
Linder
LoBiondo
Lowey
Lucas
Lynch
Mack
Maloney
McHenry
McNulty
Mica
Miller (FL)
Musgrave
Nadler
Neugebauer
Norwood
Otter
Oxley
Pearce
Pence
Pitts
Poe
Rehberg
Reichert
Renzi
Rogers (MI)
Rohrabacher
Rothman
Royce
Ryan (WI)
Saxton
Sensenbrenner
Shadegg
Shaw
Shays
Simmons
Smith (NJ)
Sodrel
Stearns
Sullivan
Tancredo
Taylor (MS)
Taylor (NC)
Wamp
Weiner
Weldon (FL)
Weldon (PA)
Weller
Westmoreland
Wolf
Young (AK)

NOES—306

Abercrombie
Alexander
Allen
Andrews
Baca
Baird
Baker
Baldwin
Bartlett (MD)
Bass
Bean
Beauprez
Becerra
Berry
Biggert
Bilirakis
Bishop (GA)
Bishop (NY)
Blumenauer
Boehlert
Boehner
Bonilla
Bonner
Bono
Boozman
Boren
Boswell
Boucher
Boustany
Boyd
Bradley (NH)
Brady (PA)
Brady (TX)
Brown (OH)
Brown (SC)
Brown-Waite, Ginny
Burgess
Butterfield
Calvert
Camp (MI)
Campbell (CA)
Cannon
Capito
Capps
Capuano
Cardin
Cardoza
Carnahan
Carson
Case
Castle
Clay
Cleaver
Clyburn
Cole (OK)
Conaway
Conyers
Cooper
Costa
Costello
Cramer
Cuellar
Cummings
Davis (AL)
Davis (CA)
Davis (IL)
Davis (KY)
Davis, Jo Ann
Davis, Tom
DeFazio
DeGette
DeLauro
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Dicks
Dingell
Doggett
Doyle
Drake
Dreier
Edwards
Ehlers
English (PA)
Eshoo
Etheridge
Everett
Farr
Fattah
Ferguson
Filner
Fitzpatrick (PA)
Flake
Foley
Ford
Fortenberry
Frank (MA)
Frelinghuysen
Gerlach
Gibbons
Gilchrest
Gillmor
Gonzalez
Goodlatte
Gordon
Granger
Green, Al
Green, Gene
Grijalva
Gutierrez
Hall
Harris
Hastings (FL)
Herseth
Higgins
Hinchey
Hinojosa
Hobson
Holden
Holt
Honda
Hooley
Hoyer
Inslee
Issa
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Jindal
Johnson (CT)
Johnson (IL)
Johnson, E. B.
Johnson, Sam
Jones (OH)
Kanjorski
Kaptur
Keller
Kelly
Kennedy (RI)
Kildee
Kilpatrick (MI)
Kind
Kirk
Kline
Knollenberg
Kolbe
Kucinich
Kuhl (NY)
Langevin
Larsen (WA)
Larson (CT)
Latham
LaTourette
Leach
Lee
Levin
Lewis (CA)
Lewis (GA)
Lewis (KY)
Lipinski
Lofgren, Zoe
Lungren, Daniel E.
Manzullo
Marchant
Markey
Marshall
Matheson
Matsui
McCarthy
McCaul (TX)
McCollum (MN)
McCotter
McCrery
McDermott
McGovern
McHugh
McIntyre
McKeon
McKinney
McMorris
Meehan
Meek (FL)
Meeks (NY)
Melancon
Michaud
Millender-McDonald
Miller (MI)
Miller (NC)
Miller, Gary
Miller, George
Mollohan
Moore (KS)
Moore (WI)
Moran (KS)
Moran (VA)
Murphy
Murtha
Myrick
Napolitano
Neal (MA)

Ney
Northup
Nunes
Nussle
Oberstar
Obey
Olver
Ortiz
Osborne
Owens
Pallone
Pascrell
Pastor
Paul
Payne
Pelosi
Peterson (MN)
Peterson (PA)
Petri
Pickering
Platts
Pombo
Pomeroy
Porter
Price (GA)
Price (NC)
Pryce (OH)
Putnam
Radanovich
Rahall
Ramstad
Rangel
Regula
Reyes
Reynolds
Rogers (AL)
Rogers (KY)
Ros-Lehtinen
Ross
Roybal-Allard
Rush
Ryan (OH)
Ryun (KS)
Sabo
Salazar
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Schakowsky
Schiff
Schmidt
Schwartz (PA)
Schwarz (MI)
Scott (GA)
Scott (VA)
Serrano
Sessions
Sherman
Sherwood
Shimkus
Shuster
Simpson
Skelton
Slaughter
Smith (TX)
Smith (WA)
Snyder
Solis
Souder
Spratt
Stark
Strickland
Stupak
Tanner
Tauscher
Terry
Thomas
Thompson (CA)
Thompson (MS)
Thornberry
Tiahrt
Tiberi
Tierney
Towns
Turner
Udall (CO)
Udall (NM)
Upton
Van Hollen
Velázquez
Visclosky
Walden (OR)
Walsh
Waters
Watson
Watt
Waxman
Wexler
Whitfield
Wicker
Wilson (NM)
Wilson (SC)
Woolsey
Wu
Wynn
Young (FL)

NOT VOTING—6

Davis (FL)
Evans
Gohmert
Ruppersberger
Sweeney
Wasserman
Schultz

So the amendment was not agreed to.

The SPEAKER pro tempore, Mr. KUHL of New York, assumed the Chair.

When Mr. DUNCAN, Acting Chairman, reported that the Committee, having had under consideration said bill, had come to no resolution thereon.

¶21.18 H. RES. 736—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mr. KUHL of New York, pursuant to clause 8, rule XX, announced the unfinished business to be the motion to suspend the rules and agree to the resolution (H. Res. 736) expressing the sense of the House of Representatives that legal action in Afghanistan against citizens who have already converted or plan to convert to other religions is deplorable and unjust.

The question being put,

Will the House suspend the rules and agree to said resolution?

The vote was taken by electronic device.

It was decided in the affirmative ..... { Yeas ..... 427 / Nays 0

¶21.19 [Roll No. 73]

YEAS—427

Abercrombie
Ackerman
Aderholt
Akin
Alexander
Allen
Andrews
Baca
Bachus
Baird
Baker
Baldwin
Barrett (SC)
Barrow
Bartlett (MD)
Barton (TX)
Bass
Bean
Beauprez
Becerra
Berkley
Berman
Berry
Biggert
Bilirakis
Bishop (GA)
Bishop (NY)
Bishop (UT)
Blackburn
Blumenauer
Blunt
Boehlert
Boehner
Bonilla
Bonner
Bono
Boozman
Boren
Boswell
Boucher
Boustany
Boyd
Bradley (NH)
Brady (PA)
Brady (TX)
Brown (OH)
Brown (SC)
Brown, Corrine
Brown-Waite, Ginny
Burgess
Burton (IN)
Butterfield
Buyer
Calvert
Camp (MI)
Campbell (CA)
Cannon
Cantor
Capito
Capps
Capuano
Cardin
Cardoza
Carnahan
Carson
Carter
Case
Castle
Chabot
Chandler
Chocola
Clay
Cleaver
Clyburn
Coble
Cole (OK)
Conaway
Conyers
Cooper
Costa
Costello
Cramer
Crenshaw
Crowley
Cubin
Cuellar
Culberson
Cummings
Davis (AL)
Davis (CA)
Davis (IL)
Davis (KY)
Davis (TN)
Davis, Jo Ann
Davis, Tom
Deal (GA)
DeFazio
DeGette
Delahunt
DeLauro
DeLay
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Dicks
Dingell
Doggett
Doolittle
Doyle
Drake
Dreier
Duncan
Edwards
Ehlers
Emanuel
Emerson
Engel
English (PA)
Eshoo
Etheridge
Everett
Farr
Fattah
Feeney
Ferguson
Filner
Fitzpatrick (PA)
Flake
Foley
Forbes
Ford
Fortenberry
Fossella
Foxx
Frank (MA)
Franks (AZ)
Frelinghuysen
Gallegly
Garrett (NJ)
Gerlach
Gibbons
Gilchrest
Gillmor
Gingrey
Gohmert
Gonzalez
Goode
Goodlatte
Gordon
Granger
Graves
Green (WI)
Green, Al
Green, Gene
Grijalva
Gutierrez
Gutknecht
Hall
Harman
Harris
Hart
Hastings (FL)
Hastings (WA)
Hayes
Hayworth
Hefley
Hensarling
Herger
Herseth
Higgins
Hinchey
Hinojosa
Hobson
Hoekstra
Holden
Holt
Honda
Hooley
Hostettler
Hoyer
Hulshof
Hunter
Hyde
Inglis (SC)
Inslee
Israel
Issa
Istook
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Jenkins
Jindal
Johnson (CT)
Johnson (IL)
Johnson, E. B.
Johnson, Sam
Jones (NC)
Jones (OH)
Kanjorski
Kaptur
Keller
Kelly
Kennedy (MN)
Kennedy (RI)
Kildee
Kilpatrick (MI)
Kind
King (IA)
King (NY)
Kingston
Kirk
Kline
Knollenberg
Kolbe
Kucinich
Kuhl (NY)
LaHood
Langevin
Lantos
Larsen (WA)
Larson (CT)
Latham
LaTourette
Leach
Lee
Levin
Lewis (CA)
Lewis (GA)
Lewis (KY)
Linder
Lipinski
LoBiondo
Lofgren, Zoe
Lowey
Lucas
Lungren, Daniel E.
Lynch
Mack
Maloney
Manzullo
Marchant
Markey
Marshall
Matheson
Matsui
McCarthy
McCaul (TX)
McCollum (MN)
McCotter
McCrery
McDermott
McGovern
McHenry
McHugh
McIntyre
McKeon
McKinney
McMorris
McNulty
Meehan
Meek (FL)
Meeks (NY)
Melancon
Mica
Michaud
Millender-McDonald
Miller (FL)
Miller (MI)
Miller (NC)
Miller, Gary
Miller, George
Mollohan
Moore (KS)
Moore (WI)
Moran (KS)
Moran (VA)
Murphy
Murtha
Musgrave
Myrick
Nadler
Napolitano
Neal (MA)
Neugebauer
Ney
Northup
Norwood
Nunes
Nussle
Oberstar
Obey
Olver
Ortiz
Osborne
Otter
Owens
Oxley
Pallone
Pascrell
Pastor
Paul
Payne
Pearce
Pelosi
Pence
Peterson (MN)
Peterson (PA)
Petri
Pickering
Pitts
Platts
Poe
Pombo
Pomeroy
Porter
Price (GA)
Price (NC)
Pryce (OH)
Putnam
Radanovich
Rahall
Ramstad
Rangel
Regula
Rehberg
Reichert
Renzi
Reyes
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Ros-Lehtinen
Ross
Rothman
Roybal-Allard
Royce
Rush
Ryan (OH)
Ryan (WI)
Ryun (KS)
Sabo
Salazar
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Saxton
Schakowsky
Schiff
Schmidt
Schwartz (PA)
Schwarz (MI)
Scott (GA)
Scott (VA)
Sensenbrenner
Serrano
Sessions
Shadegg
Shaw
Shays
Sherman
Sherwood
Shimkus
Shuster
Simmons
Simpson
Skelton
Slaughter
Smith (NJ)
Smith (TX)
Smith (WA)
Snyder
Sodrel
Solis
Souder
Spratt
Stark
Stearns
Strickland
Stupak
Sullivan
Tancredo
Tanner
Tauscher
Taylor (MS)
Taylor (NC)
Terry
Thomas
Thompson (CA)
Thompson (MS)
Thornberry
Tiahrt
Tiberi
Tierney
Towns
Turner
Udall (CO)
Udall (NM)
Upton
Van Hollen
Velázquez
Visclosky
Walden (OR)
Walsh
Wamp
Waters
Watson
Watt
Waxman
Weiner
Weldon (FL)
Weldon (PA)
Weller
Westmoreland
Wexler
Whitfield
Wicker
Wilson (NM)
Wilson (SC)
Wolf
Woolsey
Wu
Wynn
Young (AK)
Young (FL)

NOT VOTING—5

Davis (FL)
Evans
Ruppersberger
Sweeney
Wasserman
Schultz

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said resolution was agreed to.

A motion to reconsider the vote whereby the rules were suspended and said resolution was agreed to was, by unanimous consent, laid on the table.

¶21.20 MOTION TO INSTRUCT CONFEREES TO H.R. 4297—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mr. KUHL of New York, pursuant to clause 8 of rule XX, announced the further unfinished business to be the question on the motion, by Mr. RANGEL, to instruct the managers on the part of the House at the conference on the disagreeing votes of the two Houses on the amendment of the Senate to the bill (H.R. 4297) to provide for reconciliation pursuant to section 201(b) of the concurrent resolution on the budget for fiscal year 2006.

The question being put,

Will the House agree to said motion?

The vote was taken by electronic device.

It was decided in the negative ..... { Yeas ..... 192 / Nays 229

¶21.21 [Roll No. 74]

YEAS—192

Abercrombie
Ackerman
Allen
Andrews
Baca
Baird
Baldwin
Barrow
Becerra
Berkley
Berman
Berry
Bishop (GA)
Bishop (NY)
Blumenauer
Boehlert
Boswell
Boucher
Boyd
Brady (PA)
Brown (OH)
Brown, Corrine
Butterfield
Capps
Capuano
Cardin
Cardoza
Carnahan
Carson
Case
Chandler
Clay
Cleaver
Clyburn
Conyers
Cooper
Costa
Costello
Crowley
Cummings
Davis (AL)
Davis (CA)
Davis (IL)
Davis (TN)
DeFazio
DeGette
Delahunt
DeLauro
Dicks
Dingell
Doggett
Doyle
Edwards
Emanuel
Engel
Eshoo
Etheridge
Farr
Fattah
Filner
Ford
Frank (MA)
Gonzalez
Gordon
Green, Al
Green, Gene
Grijalva
Harman
Hastings (FL)
Herseth
Higgins
Hinchey
Hinojosa
Holden
Holt
Honda
Hooley
Hoyer
Inslee
Israel
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Johnson, E. B.
Jones (OH)
Kanjorski

Kennedy (RI)
Kildee
Kilpatrick (MI)
Kind
Kucinich
Langevin
Lantos
Larsen (WA)
Larson (CT)
Leach
Lee
Levin
Lewis (GA)
Lipinski
Lofgren, Zoe
Lowey
Lynch
Maloney
Markey
Marshall
Matheson
Matsui
McCarthy
McCollum (MN)
McDermott
McGovern
McIntyre
McKinney
McNulty
Meehan
Meek (FL)
Meeks (NY)
Melancon
Michaud
Millender-McDonald
Miller (NC)
Miller, George
Moore (KS)
Moore (WI)
Moran (VA)
Nadler
Napolitano
Neal (MA)
Oberstar
Obey
Olver
Ortiz
Owens
Pallone
Pascrell
Pastor
Payne
Pelosi
Pomeroy
Price (NC)
Rahall
Rangel
Reyes
Ross
Rothman
Roybal-Allard
Rush
Ryan (OH)
Sabo
Salazar
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Schakowsky
Schiff
Schwartz (PA)
Scott (GA)
Serrano
Sherman
Skelton
Slaughter
Smith (WA)
Snyder
Solis
Spratt
Stark
Strickland
Stupak
Tanner
Tauscher
Taylor (MS)
Thompson (CA)
Thompson (MS)
Tierney
Towns
Udall (CO)
Udall (NM)
Upton
Van Hollen
Velázquez
Visclosky
Waters
Watson
Watt
Waxman
Weiner
Wexler
Wilson (NM)
Woolsey
Wu
Wynn

NAYS—229

Aderholt
Akin
Alexander
Bachus
Baker
Barrett (SC)
Bartlett (MD)
Barton (TX)
Bass
Bean
Beauprez
Biggert
Bilirakis
Bishop (UT)
Blackburn
Blunt
Boehner
Bonilla
Bonner
Bono
Boozman
Boren
Boustany
Bradley (NH)
Brady (TX)
Brown (SC)
Brown-Waite, Ginny
Burgess
Burton (IN)
Buyer
Calvert
Camp (MI)
Campbell (CA)
Cannon
Cantor
Capito
Carter
Castle
Chabot
Chocola
Coble
Cole (OK)
Conaway
Cramer
Crenshaw
Cubin
Cuellar
Culberson
Davis (KY)
Davis, Jo Ann
Davis, Tom
Deal (GA)
DeLay
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Doolittle
Drake
Dreier
Duncan
Ehlers
Emerson
English (PA)
Everett
Feeney
Ferguson
Fitzpatrick (PA)
Flake
Foley
Forbes
Fortenberry
Fossella
Foxx
Franks (AZ)
Frelinghuysen
Gallegly
Garrett (NJ)
Gerlach
Gibbons
Gilchrest
Gillmor
Gingrey
Gohmert
Goode
Goodlatte
Granger
Graves
Green (WI)
Gutierrez
Gutknecht
Hall
Harris
Hart
Hastings (WA)
Hayes
Hayworth
Hefley
Hensarling
Herger
Hobson
Hoekstra
Hostettler
Hunter
Hyde
Inglis (SC)
Issa
Istook
Jenkins
Jindal
Johnson (CT)
Johnson (IL)
Johnson, Sam
Jones (NC)
Keller
Kelly
Kennedy (MN)
King (IA)
King (NY)
Kingston
Kirk
Kline
Knollenberg
Kolbe
Kuhl (NY)
LaHood
Latham
LaTourette
Lewis (CA)
Lewis (KY)
Linder
LoBiondo
Lucas
Lungren, Daniel E.
Mack
Manzullo
Marchant
McCaul (TX)
McCotter
McCrery
McHenry
McHugh
McKeon
McMorris
Mica
Miller (FL)
Miller (MI)
Miller, Gary
Mollohan
Moran (KS)
Murphy
Murtha
Musgrave
Myrick
Neugebauer
Ney
Northup
Norwood
Nunes
Nussle
Osborne
Otter
Paul
Pearce
Pence
Peterson (PA)
Petri
Pickering
Pitts
Platts
Poe
Pombo
Porter
Price (GA)
Pryce (OH)
Putnam
Radanovich
Ramstad
Regula
Rehberg
Reichert
Renzi
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Ros-Lehtinen
Royce
Ryan (WI)
Ryun (KS)
Saxton
Schmidt
Schwarz (MI)
Sensenbrenner
Sessions
Shadegg
Shaw
Shays
Sherwood
Shimkus
Shuster
Simmons
Simpson
Smith (NJ)
Smith (TX)
Sodrel
Souder
Stearns
Sullivan
Tancredo
Taylor (NC)
Terry
Thomas
Thornberry
Tiahrt
Tiberi
Turner
Walden (OR)
Walsh
Wamp
Weldon (PA)
Weller
Westmoreland
Whitfield
Wicker
Wilson (SC)
Wolf
Young (AK)
Young (FL)

NOT VOTING—11

Davis (FL)
Evans
Hulshof
Kaptur
Oxley
Peterson (MN)
Ruppersberger
Scott (VA)
Sweeney
Wasserman Schultz
Weldon (FL)

So the motion to instruct the managers on the part of the House was not agreed to.

A motion to reconsider the vote whereby said motion was not agreed to was, by unanimous consent, laid on the table.

¶21.22 PERMANENT SELECT COMMITTEE ON INTELLIGENCE

The SPEAKER pro tempore, Mr. KUHL of New York, announced that the Speaker, pursuant to clause 11 of rule X, clause 11 of rule I, and the order of the House of December 18, 2005, appointed the following Member of the House to the Permanent Select Committee on Intelligence to fill the existing vacancy thereon: Mr. ISSA.

¶21.23 BOARD OF TRUSTEES OF THE AMERICAN FOLKLIFE CENTER

The SPEAKER pro tempore, Mr. KUHL of New York, announced that the Speaker, pursuant to 20 United States Code 2103(b), the order of the House of December 18, 2005, and upon the recommendation of the Minority Leader, reappointed the following individual on the part of the House from private life to the Board of Trustees of the American Folklife Center in the Library of Congress for a term of six years, effective April 1, 2006: Mr. William L. Kinney, South Carolina.

Ordered, That the Clerk notify the Senate of the foregoing appointment.

¶21.24 PROVIDING FOR FURTHER CONSIDERATION OF H.R. 609

Mr. BISHOP of Utah, by direction of the Committee on Rules, reported (Rept. No. 109–401) the resolution (H. Res. 742) providing for the further consideration of the bill (H.R. 609) to amend and extend the Higher Education Act of 1965.

When said resolution and report were referred to the House Calendar and ordered printed.

¶21.25 SENATE ENROLLED BILLS SIGNED

The SPEAKER announced his signature to enrolled bills of the Senate of the following titles:

S. 2116. An Act to transfer jurisdiction of certain real property to the Supreme Court.

S. 2120. An Act to ensure regulatory equity between and among all dairy farmers and handlers for sales of packaged fluid milk in federally regulated milk marketing areas and into certain non-federally regulated milk marketing areas from federally regulated areas, and for other purposes.

¶21.26 LEAVE OF ABSENCE

By unanimous consent, leave of absence was granted—

To Mr. RUPPERSBERGER, for today and balance of the week;

To Mr. SWEENEY, for today; and

To Ms. WASSSERMAN SCHULTZ, for today after 12:30 p.m.

And then,

¶21.27 ADJOURNMENT

On motion of Mr. PRICE of Georgia, at 10 o'clock and 43 minutes p.m., the House adjourned.

¶21.28 REPORTS OF COMMITTEES ON PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XIII, reports of committees were delivered to the Clerk for printing and reference to the proper calendar, as follows:

Mr. SENSENBRENNER: Committee on the Judiciary. H.R. 3127. A bill to impose sanctions against individuals responsible for genocide, war crimes, and crimes against humanity, to support measures for the protection of civilians and humanitarian operations, and to support peace efforts in the Darfur region of Sudan, and for other purposes; with an amendment (Rept. 109–392, Pt. 2). Referred to the Committee of the Whole House on the State of the Union.

Mr. BISHOP of Utah: Committee on Rules. House Resolution 742. Resolution providing for further consideration of the bill (H.R. 609) to amend and extend the Higher Education Act of 1965 (Rept. 109–401). Referred to the House Calendar.

¶21.29 PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XII, public bills and resolutions were introduced and severally referred, as follows:

By Ms. BORDALLO (for herself and Mr. JONES of North Carolina):

H.R. 5036. A bill to amend the Lobbying Disclosure Act of 1995 to require the disclosure of the original source of funds made payable to a lobbyist who is subcontracted to engage in lobbying activities on behalf of a third person or entity, and the disclosure of the identity of that third person or entity; to the Committee on the Judiciary.

By Mr. ROGERS of Michigan (for himself, Mr. BUYER, Mr. MILLER of Florida, Mr. REYES, Mr. NEY, Mr. CHOCOLA, Mr. KENNEDY of Minnesota, Mr. WELLER, Mr. KILDEE, Mr. SHIMKUS, Mr. SODREL, Mr. HAYWORTH, Mr. WALDEN of Oregon, Mr. SIMMONS, Ms. BORDALLO, Mr. KLINE, Mr. GERLACH, Mr. MCCOTTER, Mr. SCHWARZ of Michigan, Mr. ROGERS of Alabama, Mr. BROWN of South Carolina, Mr. RYUN of Kansas, Mr. DAVIS of Kentucky, Mr. BISHOP of Georgia, Mrs. MUSGRAVE, Mr. KNOLLENBERG, Mr. EVANS, Mr. CHABOT, Mrs. MILLER of Michigan, Mr. BERRY, Mr. PORTER, Mr. REICHERT, Ms. CORRINE BROWN of Florida, Mr. STRICKLAND, Mr. ORTIZ, Mr. PLATTS, Mr. EDWARDS, Mr. BILIRAKIS, Mr. FILNER, Mr. KING of Iowa, Mr. CHANDLER, Mr. TANNER, Mr. HEFLEY, and Mr. HOSTETTLER):

H.R. 5037. A bill to amend titles 38 and 18, United States Code, to prohibit certain demonstrations at cemeteries under the control of the National Cemetery Administration

and at Arlington National Cemetery, and for other purposes; to the Committee on Veterans' Affairs, and in addition to the Committee on the Judiciary, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. MILLER of Florida (for himself and Ms. BERKLEY):

H.R. 5038. A bill to amend title 38, United States Code, to extend and expand the application of the Department of Veterans Affairs benefit for Government markers for marked graves of veterans buried in private cemeteries and to provide Government markers or memorial headstones for deceased dependent children of veterans whose remains are unavailable for burial; to the Committee on Veterans' Affairs.

By Mr. DAVIS of Kentucky (for himself, Mr. FRANK of Massachusetts, Mr. NEY, Mr. DAVIS of Alabama, Mr. GARY G. MILLER of California, Mr. HINOJOSA, and Mr. RENZI):

H.R. 5039. A bill to establish a program to revitalize rural multifamily housing assisted under the Housing Act of 1949; to the Committee on Financial Services.

By Mr. GOHMERT:

H.R. 5040. A bill to modify the law with respect to the death penalty, and for other purposes; to the Committee on the Judiciary.

By Mr. RENZI (by request):

H.R. 5041. A bill to amend the McKinney Vento Homeless Assistance Act to reauthorize the Act, and for other purposes; to the Committee on Financial Services.

By Ms. CORRINE BROWN of Florida:

H.R. 5042. A bill to authorize a land conveyance at the former Department of Labor Job Corps Training Center, Jacksonville, Florida; to the Committee on Transportation and Infrastructure.

By Mr. CARDIN (for himself and Mr. LEVIN):

H.R. 5043. A bill to amend United States trade laws to address more effectively import crises, and for other purposes; to the Committee on Ways and Means.

By Mrs. JO ANN DAVIS of Virginia:

H.R. 5044. A bill to amend the Internal Revenue Code of 1986 to allow taxpayers to designate that income tax overpayments be paid over for veterans' health benefits; to the Committee on Ways and Means, and in addition to the Committee on Veterans' Affairs, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. LYNCH:

H.R. 5045. A bill to amend the Community Reinvestment Act of 1977 to allow community reinvestment credit for investments and other financial support to enable veterans to purchase residential homes or to assist organizations with the establishment of housing opportunities and assisted living facilities for veterans; to the Committee on Financial Services.

By Ms. MILLENDER-MCDONALD:

H.R. 5046. A bill to promote youth financial education; to the Committee on Education and the Workforce.

By Ms. SOLIS (for herself, Mrs. CAPPS, Mr. GRIJALVA, Mr. KUCINICH, Ms. LEE, Mr. MCDERMOTT, Ms. NORTON, Mr. OWENS, Mr. PAYNE, Ms. LINDA T. SÁNCHEZ of California, Mr. SERRANO, Mr. SNYDER, Mr. TOWNS, Mr. WAXMAN, Mr. RANGEL, Mr. SCHIFF, Mr. CONYERS, Mr. GENE GREEN of Texas, Mrs. CHRISTENSEN, Ms. ZOE LOFGREN of California, Mr. REYES, Mr. BERMAN, Ms. DELAURO, Mr. MEEKS of New York, Mr. JEFFERSON, Ms. ROYBAL-ALLARD, Mr. MARKEY, Mr. HONDA, Mr. SHERMAN, Mr. GEORGE MILLER of California, Ms. ESHOO, Mr. WEXLER, Mr. HASTINGS of Florida, Mr. GUTIERREZ, Ms. BORDALLO, Mr. GONZALEZ, Mr. MCGOVERN, Ms. EDDIE BERNICE JOHNSON of Texas, Ms. SCHAKOWSKY, Mr. LANTOS, Mr. DOGGETT, Ms. MCCOLLUM of Minnesota, and Mr. BISHOP of New York):

H.R. 5047. A bill to authorize the Secretary of the Interior to conduct a special resource study of sites associated with the life of Cesar Estrada Chavez and the farm labor movement; to the Committee on Resources.

By Mr. TANCREDO:

H.R. 5048. A bill to direct the Secretary of Energy to undertake a study of the need for and feasibility of establishing a strategic natural gas reserve; to the Committee on Energy and Commerce.

By Mr. UDALL of New Mexico (for himself and Mr. PETRI):

H.R. 5049. A bill to establish a market-based system to regulate greenhouse gas emissions and to promote advanced energy research and technology development and deployment, and for other purposes; to the Committee on Energy and Commerce, and in addition to the Committees on Science, International Relations, and Education and the Workforce, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. CALVERT (for himself, Mr. DELAY, Mr. BOEHLERT, Mr. HALL, Mr. GORDON, Mr. SMITH of Texas, Mr. CULBERSON, Mr. FEENEY, Mr. CRAMER, Ms. JACKSON-LEE of Texas, Mr. ROHRABACHER, Mr. LIPINSKI, Mr. COSTELLO, Mr. EHLERS, Mr. COSTA, Mr. UDALL of Colorado, Mr. MCCAUL of Texas, Mr. WELDON of Florida, and Mr. ADERHOLT):

H. Con. Res. 366. Concurrent resolution to congratulate the National Aeronautics and Space Administration on the 25th anniversary of the first flight of the Space Transportation System, to honor Commander John Young and the Pilot Robert Crippen, who flew Space Shuttle Columbia on April 12-14, 1981, on its first orbital test flight, and to commend the men and women of the National Aeronautics and Space Administration and all those supporting America's space program for their accomplishments and their role in inspiring the American people; to the Committee on Science.

By Mr. COBLE (for himself, Mr. MILLER of North Carolina, and Mr. SKELTON):

H. Con. Res. 367. Concurrent resolution honoring and praising the National Society of the Sons of the American Revolution on the 100th anniversary of being granted its Congressional Charter; to the Committee on the Judiciary.

By Mr. GERLACH:

H. Con. Res. 368. Concurrent resolution expressing the sense of the Congress with respect to honoring the goals and ideals of Alex's Lemonade Stand Days, June 9 through 11, 2006; to the Committee on Energy and Commerce.

By Mrs. MUSGRAVE (for herself and Mr. TANCREDO):

H. Con. Res. 369. Concurrent resolution expressing the support of Congress for the ''25 by 25 Initiative'', which envisions that farm, forestry, and ranch lands in the United States will provide by 2025 at least 25 percent of the energy consumed in the United States, and, in furtherance of the ''25 x 25 Initiative'', promoting the increased production of renewable energy by the forestry and agricultural communities; to the Committee on Agriculture, and in addition to the Committees on Energy and Commerce, and Resources, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. SHAW (for himself and Mr. CARDIN):

H. Con. Res. 370. Concurrent resolution expressing the sense of the Congress that Saudi Arabia should fully live up to its World Trade Organization commitments and end all aspects of any boycott on Israel; to the Committee on Ways and Means, and in addition to the Committee on International Relations, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. TOM DAVIS of Virginia:

H. Res. 743. A resolution supporting the goals and ideals of a National Children and Families Day, in order to encourage adults in the United States to support and listen to children and to help children throughout the Nation achieve their hopes and dreams, and for other purposes; to the Committee on Education and the Workforce.

By Mr. HYDE (for himself, Mr. LANTOS, Mr. GALLEGLY, Mr. WALSH, Mr. SMITH of New Jersey, Mr. KING of New York, Mr. NEAL of Massachusetts, Mr. CROWLEY, Mr. MCCOTTER, Mrs. MCCARTHY, Mr. PAYNE, Mr. SWEENEY, Mr. HIGGINS, and Mr. ROTHMAN):

H. Res. 744. A resolution expressing support for the Good Friday Agreement of 1998 as the blueprint for lasting peace in Northern Ireland and support for continued police reform in Northern Ireland as a critical element in the peace process; to the Committee on International Relations.

By Mr. PLATTS:

H. Res. 745. A resolution supporting the goals and ideals of Pancreatic Cancer Awareness Month; to the Committee on Government Reform.

¶21.30 ADDITIONAL SPONSORS

Under clause 7 of rule XII, sponsors were added to public bills and resolutions as follows:

H.R. 198: Mr. HASTINGS of Florida.
H.R. 307: Ms. SLAUGHTER.
H.R. 475: Mr. MARKEY and Mr. DELAHUNT.
H.R. 552: Mr. WELLER and Mr. BILIRAKIS.
H.R. 583: Mr. WU, Ms. JACKSON-LEE of Texas, and Mr. SIMPSON.
H.R. 615: Mr. SWEENEY.
H.R. 652: Mr. BARTLETT of Maryland.
H.R. 653: Mr. COSTA.
H.R. 783: Mr. KUCINICH.
H.R. 788: Ms. DEGETTE.
H.R. 807: Mr. BOOZMAN.
H.R. 822: Mr. RAHALL.
H.R. 865: Mr. DAVIS of Alabama.
H.R. 874: Mr. BILIRAKIS.
H.R. 897: Mr. MCCOTTER.
H.R. 964: Mr. EMANUEL and Mr. MELANCON.
H.R. 968: Mr. WYNN and Mr. SANDERS.
H.R. 995: Mr. GORDON.
H.R. 998: Mr. SKELTON.
H.R. 1059: Mr. BOEHLERT.
H.R. 1105: Mr. MCGOVERN.
H.R. 1108: Mr. SNYDER.
H.R. 1175: Ms. HERSETH.
H.R. 1380: Mr. MICHAUD, Mr. MURPHY, and Mr. LATHAM.
H.R. 1425: Mr. TOWNS.
H.R. 1426: Mr. BUTTERFIELD, Mr. COSTELLO, Mr. NEY, and Mr. LEWIS of Kentucky.
H.R. 1462: Mr. GORDON.
H.R. 1494: Mr. SCHWARZ of Michigan.

H.R. 1554: Mr. HONDA.
H.R. 1558: Mr. SHERMAN.
H.R. 1578: Mr. RAHALL.
H.R. 1598: Mr. STRICKLAND.
H.R. 1603: Mr. MCCOTTER.
H.R. 1642: Mr. BARRETT of South Carolina.
H.R. 1663: Mr. RAMSTAD.
H.R. 1951: Mr. WALSH.
H.R. 2000: Ms. LEE and Ms. KAPTUR.
H.R. 2048: Mr. JEFFERSON, Mrs. LOWEY, and Mr. WELLER.
H.R. 2089: Mr. PORTER.
H.R. 2188: Ms. BERKLEY.
H.R. 2458: Mr. KLINE.
H.R. 2662: Mr. DOYLE and Mr. MARKEY.
H.R. 2683: Ms. CORRINE BROWN of Florida, Ms. JACKSON-LEE of Texas, Mr. RUSH, and Ms. KAPTUR.
H.R. 2804: Mr. GOODLATTE.
H.R. 2928: Ms. LEE and Mr. MCNULTY.
H.R. 3194: Mr. BACA and Mrs. MALONEY.
H.R. 3267: Mr. DELAHUNT, Mr. MOORE of Kansas, and Mr. CONYERS.
H.R. 3352: Mr. GORDON, Mrs. KELLY, and Mr. KILDEE.
H.R. 3361: Mr. ACKERMAN and Mr. LIPINSKI.
H.R. 3401: Mr. CARDOZA.
H.R. 3427: Mr. BAIRD.
H.R. 3509: Mr. GREEN of Wisconsin.
H.R. 3511: Ms. HERSETH.
H.R. 3553: Mr. WAMP, Mrs. MYRICK, Mr. CONAWAY, Mr. CULBERSON, Mr. SAM JOHNSON of Texas, Mr. PITTS, Mr. CHABOT, Mrs. MUSGRAVE, Mr. GOHMERT, Mr. KINGSTON, Mr. WELDON of Florida, Mr. FEENEY, Mr. AKIN, and Mr. MARCHANT.
H.R. 3762: Mr. DOGGETT.
H.R. 3850: Mr. WYNN, Mr. JEFFERSON, Mr. WEXLER, and Mr. LYNCH.
H.R. 3949: Mr. GORDON.
H.R. 3954: Mr. MICHAUD and Mr. KUCINICH.
H.R. 3997: Mr. PRICE of Georgia, Mr. SCOTT of Georgia, Ms. BEAN, Mr. MCHUGH, and Mr. CLEAVER.
H.R. 4011: Mr. DEFAZIO, Mr. CHANDLER, and Mr. MORAN of Virginia.
H.R. 4059: Mr. RUPPERSBERGER and Mr. JEFFERSON.
H.R. 4140: Mr. GUTIERREZ.
H.R. 4186: Mr. SMITH of Washington.
H.R. 4202: Ms. LEE.
H.R. 4217: Mr. KING of Iowa and Mrs. BLACKBURN.
H.R. 4236: Mr. OSBORNE, Mr. NEUGEBAUER, and Mr. RAHALL.
H.R. 4259: Mr. GORDON.
H.R. 4272: Ms. WATSON.
H.R. 4303: Mr. BARROW.
H.R. 4341: Mr. LAHOOD, Mr. TIAHRT, Mrs. BONO, Mr. BOSWELL, and Mr. JENKINS.
H.R. 4371: Mr. BOUCHER.
H.R. 4384: Ms. SCHWARTZ of Pennsylvania.
H.R. 4409: Mr. SCHIFF, Mr. FORD, Mr. Fortuño, Mr. MCKEON, Mr. DUNCAN, and Mr. EVANS.
H.R. 4416: Mr. LEWIS of Georgia, Mr. NEAL of Massachusetts, Mr. RUPPERSBERGER, Mr. CLEAVER, Mr. GRIJALVA, Mrs. MCCARTHY, Mr. GORDON, Mr. PETERSON of Minnesota, Mr. MCGOVERN, Mr. TOWNS, Ms. WOOLSEY, Mrs. MALONEY, and Ms. CARSON.
H.R. 4534: Mr. SOUDER.
H.R. 4586: Mr. BASS, Mr. BOEHLERT, Mr. BOUSTANY, Mr. CANTOR, Ms. CARSON, Mr. DELAHUNT, Mr. DENT, Mr. DINGELL, Mr. EHLERS, Mr. ENGLISH of Pennsylvania, Mr. FATTAH, Mr. FITZPATRICK of Pennsylvania, Mr. GERLACH, Mr. GILCHREST, Mr. HOLDEN, Ms. HOOLEY, Mrs. JOHNSON of Connecticut, Mr. KANJORSKI, Mrs. KELLY, Mr. KIRK, Mr. KUHL of New York, Mr. LAHOOD, Mr. LEACH, Mr. LOBIONDO, Mr. MARKEY, Mr. MCHUGH, Mr. MCKEON, Mr. NEAL of Massachusetts, Mr. OSBORNE, Mr. PAYNE, Mr. PETERSON of Pennsylvania, Mr. PLATTS, Mr. RAMSTAD, Mr. REGULA, Ms. SCHWARTZ of Pennsylvania, Mr. SCHWARZ of Michigan, Mr. SIMMONS, Mr. SOUDER, Mr. TIBERI, Mr. UPTON, Mr. WALSH, Mr. WELDON of Pennsylvania, Mr. FRELINGHUYSEN, Ms. HART, Mr. KINGSTON, Mr. LYNCH, Mr. DOYLE, Mr. MURTHA, Mr. SHERWOOD, Mr. BRADY of Pennsylvania, Mr. ENGEL, and Mr. PITTS.
H.R. 4608: Mr. CRENSHAW and Mr. EHLERS.
H.R. 4625: Mr. CAMP of Michigan.
H.R. 4650: Mr. MCGOVERN.
H.R. 4668: Mrs. DRAKE.
H.R. 4737: Mr. GRIJALVA.
H.R. 4755: Mr. SPRATT, Mr. POMBO, Ms. KAPTUR, Mr. CARDOZA, and Mr. EVANS.
H.R. 4761: Mr. REHBERG, Mr. TOM DAVIS of Virginia, Mr. HALL, and Mr. PEARCE.
H.R. 4769: Mr. PUTNAM and Mr. GORDON.
H.R. 4796: Mr. STARK.
H.R. 4808: Mr. GRIJALVA.
H.R. 4813: Ms. JACKSON-LEE of Texas and Mr. STRICKLAND.
H.R. 4824: Mr. ANDREWS, Mr. SHIMKUS, Mr. DOYLE, Mr. FITZPATRICK of Pennsylvania, Mr. SAXTON, Mr. ENGLISH of Pennsylvania, and Mr. PLATTS.
H.R. 4834: Mr. FRANKS of Arizona.
H.R. 4840: Mr. CONYERS.
H.R. 4860: Mr. HOLDEN and Mr. PLATTS.
H.R. 4890: Mr. CAMP of Michigan and Mr. GILLMOR.
H.R. 4902: Mr. DEFAZIO, Mr. FILNER, Mr. FOSSELLA, Mr. LEWIS of California, Miss MCMORRIS, Mr. SHADEGG, Mr. WYNN, Mr. BROWN of Ohio, Mr. KOLBE, Mr. LANTOS, Mr. OWENS, Mr. POMBO, Ms. SCHAKOWSKY, and Mr. SIMPSON.
H.R. 4903: Mr. WU.
H.R. 4915: Mr. BROWN of Ohio and Mr. BERMAN.
H.R. 4922: Mr. NEY and Mr. BISHOP of Georgia.
H.R. 4924: Ms. MCCOLLUM of Minnesota, Mr. REHBERG, and Mr. GOHMERT.
H.R. 4932: Mr. MURPHY.
H.R. 4949: Mr. RENZI, Ms. CARSON, Mr. DAVIS of Tennessee, Mr. WYNN, Mr. NEAL of Massachusetts, Mr. PALLONE, Mr. LEWIS of Kentucky, Mr. MICHAUD, Mr. HINOJOSA, Mr. OBERSTAR, Mr. DAVIS of Alabama, Mr. REICHERT, Ms. GINNY BROWN-WAITE of Florida, Mr. CANNON, Mr. CASE, Mr. LEVIN, and Mr. MILLER of North Carolina.
H.R. 4954: Mr. LINDER, Mr. FOLEY, Mrs. JO ANN DAVIS of Virginia, Mr. PLATTS, Mr. BACHUS, Mr. WELDON of Pennsylvania, Mrs. MYRICK, Mr. KLINE, Mr. CUMMINGS, Ms. BERKLEY, Mr. WEINER, Mr. MCNULTY, Ms. WASSERMAN SCHULTZ, Mr. SCOTT of Virginia, Mr. CASE, Mrs. TAUSCHER, Mr. BAIRD, and Mr. SWEENEY.
H.R. 4956: Ms. WOOLSEY and Ms. JACKSON-LEE of Texas.
H.R. 4962: Mr. MCHUGH.
H.R. 4963: Mr. NADLER and Mr. DELAHUNT.
H.R. 4970: Mr. REHBERG.
H.R. 4981: Mr. MCGOVERN.
H.R. 4991: Mr. FRANK of Massachusetts and Mr. ABERCROMBIE.
H.R. 4992: Mr. BISHOP of Georgia.
H.R. 5000: Ms. WOOLSEY and Mr. PAYNE.
H.R. 5009: Mr. SHADEGG, Mr. GOHMERT, Mr. GOODE, Mr. TANCREDO, and Mr. FEENEY.
H.R. 5018: Mr. ORTIZ and Mr. BROWN of South Carolina.
H.R. 5024: Mr. CASTLE.
H.R. 5032: Mrs. BONO, Ms. BORDALLO, Mr. LATOURETTE, and Mr. GALLEGLY.
H.R. 5033: Mr. SHAYS.
H. Con. Res. 184: Mr. CARNAHAN.
H. Con. Res. 231: Mr. KUCINICH.
H. Con. Res. 302: Mr. GORDON.
H. Con. Res. 318: Mr. FILNER.
H. Con. Res. 336: Mr. MCDERMOTT.
H. Con. Res. 340: Ms. JACKSON-LEE of Texas and Ms. LEE.
H. Con. Res. 346: Mr. DELAY.
H. Con. Res. 357: Mr. BROWN of Ohio.
H. Res. 137: Mr. SCHWARZ of Michigan.
H. Res. 295: Mr. GERLACH and Mr. GORDON.
H. Res. 316: Ms. DEGETTE.
H. Res. 498: Mr. MCINTYRE and Mr. BRADLEY of New Hampshire.
H. Res. 555: Mr. GARRETT of New Jersey.
H. Res. 578: Mr. MCCOTTER, Mrs. MYRICK, and Mr. CLAY.
H. Res. 600: Mr. BERMAN.
H. Res. 605: Mr. PASCRELL and Mr. MCHUGH.
H. Res. 701: Ms. JACKSON-LEE of Texas.
H. Res. 707: Mr. FEENEY, Mr. MILLER of Florida, Mr. NORWOOD, Mr. KING of Iowa, and Mr. TOWNS.
H. Res. 731: Mr. GREEN of Wisconsin and Mr. STRICKLAND.
H. Res. 733: Mr. MCNULTY.
H. Res. 736: Mr. ADERHOLT, Mr. BAKER, Mrs. BLACKBURN, Mr. SAM JOHNSON of Texas, and Mr. FRANKS of Arizona.
H. Res. 737: Mr. ORTIZ, Mr. SMITH of Washington, Ms. LORETTA SANCHEZ of California, Ms. CARSON, Mr. SHERMAN, Mr. FORBES, Mr. CONYERS, and Mr. LEWIS of Kentucky.

¶21.31 DELETIONS OF SPONSORS FROM PUBLIC BILLS AND RESOLUTIONS

Under clause 7 of rule XII, sponsors were deleted from public bills and resolutions as follows:

H.R. 4011: Mr. LEWIS of Georgia.
H.R. 4881: Mr. POE.

THURSDAY, MARCH 30, 2006 (22)

The House was called to order by the SPEAKER.

¶22.1 APPROVAL OF THE JOURNAL

The SPEAKER announced he had examined and approved the Journal of the proceedings of Wednesday, March 29, 2006.

Pursuant to clause 1, rule I, the Journal was approved.

¶22.2 COMMUNICATIONS

Executive and other communications, pursuant to clause 8, rule XII, were referred as follows:

6794. A letter from the Assistant Secretary, Office of Special Education and Rehabilitative Services, Department of Education, transmitting the Department's final rule — National Institute on Disability and Rehabilitation Research — Disability and Rehabilitation Research Projects and Centers Program — Spinal Cord Injury Model Systems Centers (SCIMS Centers) and Disability Rehabilitation Research Projects (DRRPs) — received March 7, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Education and the Workforce.

6795. A letter from the Chief Financial Officer, Department of Energy, transmitting the Department's report entitled, ''Report on Carryover Balances,'' pursuant to Public Law 102–486; to the Committee on Energy and Commerce.

6796. A letter from the Secretary, Department of Health and Human Services, transmitting the Department's report on the Community Services Block Grant Discretionary Activities: Community Economic Development Program (CEDP) Projects Funded During Fiscal Year 2001; to the Committee on Energy and Commerce.

6797. A letter from the Secretary, Department of Veterans Affairs, transmitting a copy of the Department's vehicle fleet report on alternative fueled vehicles for Fiscal Year 2005, pursuant to Public Law 106–419; to the Committee on Energy and Commerce.

6798. A letter from the Administrator, Environmental Protection Agency, transmitting the Superfund Five-Year Review Report to Congress-FY 2004, in accordance with the requirements in Section 121(c) of the Comprehensive Environmental Response, Compensation, and Liability Act, as amended by

the Superfund Amendments and Reauthorization Act of 1986; to the Committee on Energy and Commerce.

6799. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting the text of ILO Recommendation No. 195 Concerning Human Resources Development: Education, Training and Lifelong Learning, adopted by the International Labor Conference at its 92nd Session, at Geneva, June 17, 2004, pursuant to Art. 19 of the Constitution of the International Labor Organization; to the Committee on International Relations.

6800. A letter from the Deputy Director, Defense Security Cooperation Agency, transmitting a report in accordance with Section 25(a)(6) of the Arms Export Control Act(AECA), describing and analyzing services performed during FY 2005 by full-time USG employees who are performing services for which reimbursement is provided under Section 21(a) or Section 43(b) of the AECA; to the Committee on International Relations.

6801. A letter from the Deputy Director, Defense Security Cooperation Agency, transmitting the Agency's reports containing the 30 September 2005 status of loans and guarantees issued under Section 25(a)(11) of the Arms Export Control Act; to the Committee on International Relations.

6802. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting the quarterly report of obligations and outlays of FY2004 and FY2005 funds under the Emergency Plan for AIDS Relief through September 30, 2005 pursuant to Division D, Pub. L. 108–199; to the Committee on International Relations.

6803. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting the Department's criteria used to determine appropriate adjustments in post differentials and danger pay allowances, pursuant to 5 U.S.C. 5925(a) and 5928 Public Law 109–140, section 4(d); to the Committee on International Relations.

6804. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting the Department's report entitled ''Country Reports on Human Rights Practices for 2005,'' pursuant to (90 Stat. 748); to the Committee on International Relations.

6805. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting the Department's final rule — Amendments to the International Traffic in Arms Regulations: Office Names, Corrected Cross-Referencing, Reference to Wassenaar Arrangement, and other Corrections/Administrative Changes — received March 7, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on International Relations.

6806. A letter from the Secretary, Department of Agriculture, transmitting the semiannual report of the Inspector General for the 6-month period ending September 30, 2005, pursuant to 5 U.S.C. app. (Insp. Gen. Act) section 5(b); to the Committee on Government Reform.

6807. A letter from the Assistant Attorney General, Office of Legislative Affairs, Department of Justice, transmitting the Department's annual report for fiscal years 2000 through 2004, in accordance with Section 203 of the Notification and Federal Employee Antidiscrimination and Retaliation Act of 2002 (No FEAR Act), Public Law 107–174; to the Committee on Government Reform.

6808. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting in accordance with Section 647 of Division F of the Consolidated Appropriations Act, FY 2004, Pub. L. 108–199, the Department's report on competitive sourcing efforts for FY 2005; to the Committee on Government Reform.

6809. A letter from the Acting Assistant Secretary for Administration, Department of Transportation, transmitting a copy of the inventories of commercial and inherently governmental positions in the Department of Transportation, as required by the Federal Activities Inventory Reform Act of 1998; to the Committee on Government Reform.

6810. A letter from the Deputy Director of Communications and Legislative Affairs, Equal Employment Opportunity Commission, transmitting the Commission's annual report on the Government in the Sunshine Act for Calendar Year 2005, pursuant to 5 U.S.C. 552b(j); to the Committee on Government Reform.

6811. A letter from the Secretary, Department of the Interior, transmitting a copy of a draft bill titled, the ''Reclamation Water Management Improvement Act''; to the Committee on Resources.

6812. A letter from the Acting Principal Deputy Assistant Secretary for Indian Affairs, Department of the Interior, transmitting a proposed plan pursuant to the Indian Tribal Judgement Funds Act for the White Mountain Apache Tribe in Docket No. 99-148L, pursuant to 25 U.S.C. 1401; to the Committee on Resources.

6813. A letter from the Assistant Attorney General, Department of Justice, transmitting the report on the administration of the Foreign Agents Registration Act covering the six months ended June 30, 2005, pursuant to 22 U.S.C. 621; to the Committee on the Judiciary.

6814. A letter from the Assistant Attorney General, Department of Justice, transmitting a copy of the Office of Victims of Crime (OVC) International Terrorism Victim Expense Reimbursement (ITVERP) Report to Congress 2005; to the Committee on the Judiciary.

6815. A letter from the Secretary, Department of Transportation, transmitting the Twenty-First Annual Report of Accomplishments Under the Airport Improvement Program for Fiscal Year 2004; to the Committee on Transportation and Infrastructure.

6816. A letter from the Acting Administrator, General Services Administration, transmitting an informational copy of the Administration's Fiscal Year 2007 Leasing Program report, pursuant to 19 U.S.C. 2213(b); to the Committee on Transportation and Infrastructure.

6817. A letter from the Assistant Secretary, Transportation Security Administration, Department of Homeland Security, transmitting the Administration's ceritification that the level of screening services and protection provided at the Jackson Hole Airport will be equal to or greater than the level that would be provided at the airport by TSA Transportation Security Officers, pursuant to 49 U.S.C. 44920(d); to the Committee on Homeland Security.

6818. A letter from the Assistant Secretary, Transportation Security Administration, Department of Homeland Security, transmitting the Administration's certification that the level of screening services and protection provided at Sioux Falls Regional Airport will be equal to or greater than the level that would be provided at the aiport by TSA Transportation Security Officers, pursuant to 49 U.S.C. 44920(d); to the Committee on Homeland Security.

¶22.3 PROVIDING FOR THE FURTHER CONSIDERATION OF H.R. 609

Mr. BISHOP of Utah, by direction of the Committee on Rules, called up the following resolution (H. Res. 742):

Resolved, That at any time after the adoption of this resolution the Speaker may, pursuant to clause 2(b) of rule XVIII, declare the House resolved into the Committee of the Whole House on the state of the Union for further consideration of the bill (H.R. 609) to amend and extend the Higher Education Act of 1965. No further general debate shall be in order. Notwithstanding clause 11 of rule XVIII, no further amendment shall be in order except those printed in the report of the Committee on Rules accompanying this resolution. Each such amendment may be offered only in the order printed in the report, may be offered only by a Member designated in the report, shall be considered as read, shall be debatable for the time specified in the report equally divided and controlled by the proponent and an opponent, shall not be subject to amendment, and shall not be subject to a demand for division of the question in the House or in the Committee of the Whole. All points of order against such amendments are waived. At the conclusion of consideration of the bill for amendment the Committee shall rise and report the bill to the House with such amendments as may have been adopted. Any Member may demand a separate vote in the House on any amendment adopted in the Committee of the Whole to the bill or to the amendment in the nature of a substitute made in order as original text. The previous question shall be considered as ordered on the bill and amendments thereto to final passage without intervening motion except one motion to recommit with or without instructions.

When said resolution was considered.

After debate,

On motion of Mr. BISHOP of Utah, the previous question was ordered on the resolution to its adoption or rejection.

The question being put, viva voce,

Will the House agree to said resolution?

The SPEAKER pro tempore, Mr. LATOURETTE, announced that the yeas had it.

Ms. MATSUI objected to the vote on the ground that a quorum was not present and not voting.

A quorum not being present,

The roll was called under clause 6, rule XX, and the call was taken by electronic device.

When there appeared { Yeas ..... 224 / Nays ..... 188 }

¶22.4 [Roll No. 75]

YEAS—224

Aderholt	Cantor	Fortenberry
Akin	Capito	Fossella
Alexander	Carter	Foxx
Bachus	Castle	Franks (AZ)
Baker	Chabot	Frelinghuysen
Barrett (SC)	Chocola	Gallegly
Bartlett (MD)	Coble	Garrett (NJ)
Barton (TX)	Cole (OK)	Gerlach
Bass	Conaway	Gibbons
Beauprez	Crenshaw	Gillmor
Biggert	Cubin	Gingrey
Bilirakis	Culberson	Gohmert
Bishop (UT)	Davis (KY)	Goode
Blackburn	Davis, Jo Ann	Goodlatte
Blunt	Davis, Tom	Granger
Boehlert	Deal (GA)	Graves
Boehner	DeLay	Green (WI)
Bonilla	Dent	Gutknecht
Bonner	Diaz-Balart, L.	Hall
Bono	Diaz-Balart, M.	Harris
Boozman	Doolittle	Hart
Boustany	Drake	Hastings (WA)
Bradley (NH)	Dreier	Hayes
Brady (TX)	Duncan	Hayworth
Brown (SC)	Ehlers	Hefley
Brown-Waite, Ginny	Emerson	Hensarling
	English (PA)	Herger
Burgess	Everett	Hobson
Burton (IN)	Feeney	Hoekstra
Buyer	Ferguson	Hostettler
Calvert	Fitzpatrick (PA)	Hulshof
Camp (MI)	Flake	Hunter
Campbell (CA)	Foley	Hyde
Cannon	Forbes	Inglis (SC)

Istook
Jenkins
Jindal
Johnson (CT)
Johnson (IL)
Johnson, Sam
Jones (NC)
Keller
Kelly
Kennedy (MN)
King (IA)
King (NY)
Kingston
Kirk
Kline
Knollenberg
Kolbe
Kuhl (NY)
LaHood
Latham
LaTourette
Leach
Lewis (CA)
Lewis (KY)
Linder
LoBiondo
Lucas
Lungren, Daniel E.
Mack
Manzullo
Marchant
McCaul (TX)
McCotter
McCrery
McHenry
McHugh
McKeon
McMorris
Mica
Miller (MI)
Miller, Gary
Moran (KS)
Murphy
Musgrave
Myrick
Neugebauer
Ney
Northup
Norwood
Nunes
Nussle
Osborne
Otter
Paul
Pearce
Pence
Peterson (PA)
Petri
Pickering
Pitts
Platts
Poe
Pombo
Porter
Price (GA)
Pryce (OH)
Putnam
Radanovich
Ramstad
Regula
Rehberg
Reichert
Renzi
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Ros-Lehtinen
Royce
Ryan (WI)
Ryun (KS)
Saxton
Schmidt
Schwarz (MI)
Sensenbrenner
Sessions
Shadegg
Shaw
Shays
Sherwood
Shimkus
Shuster
Simmons
Simpson
Smith (NJ)
Smith (TX)
Sodrel
Souder
Stearns
Sullivan
Tancredo
Taylor (NC)
Terry
Thomas
Thornberry
Tiahrt
Tiberi
Turner
Upton
Walden (OR)
Walsh
Wamp
Weldon (FL)
Weldon (PA)
Weller
Westmoreland
Wicker
Wilson (NM)
Wilson (SC)
Wolf
Young (AK)
Young (FL)

NAYS—188

Abercrombie
Ackerman
Allen
Andrews
Baca
Baird
Baldwin
Barrow
Bean
Becerra
Berkley
Berman
Berry
Bishop (GA)
Bishop (NY)
Blumenauer
Boren
Boswell
Boucher
Boyd
Brady (PA)
Brown (OH)
Brown, Corrine
Butterfield
Capps
Capuano
Cardin
Carnahan
Carson
Case
Chandler
Cleaver
Clyburn
Conyers
Cooper
Costa
Costello
Cramer
Crowley
Cuellar
Cummings
Davis (AL)
Davis (CA)
Davis (IL)
Davis (TN)
DeFazio
DeGette
Delahunt
DeLauro
Dicks
Dingell
Doggett
Doyle
Edwards
Emanuel
Engel
Eshoo
Etheridge
Farr
Fattah
Filner
Ford
Frank (MA)
Gonzalez
Gordon
Green, Al
Green, Gene
Grijalva
Gutierrez
Harman
Hastings (FL)
Herseth
Higgins
Hinchey
Hinojosa
Holden
Holt
Honda
Hooley
Hoyer
Inslee
Israel
Jackson (IL)
Jefferson
Johnson, E. B.
Jones (OH)
Kanjorski
Kaptur
Kennedy (RI)
Kildee
Kilpatrick (MI)
Kind
Kucinich
Langevin
Lantos
Larsen (WA)
Larson (CT)
Lee
Levin
Lewis (GA)
Lipinski
Lofgren, Zoe
Lowey
Lynch
Maloney
Markey
Matheson
Matsui
McCarthy
McCollum (MN)
McDermott
McGovern
McIntyre
McNulty
Meehan
Meek (FL)
Melancon
Michaud
Millender-McDonald
Miller (NC)
Miller, George
Mollohan
Moore (KS)
Moore (WI)
Moran (VA)
Murtha
Nadler
Napolitano
Neal (MA)
Oberstar
Obey
Olver
Ortiz
Pallone
Pascrell
Pastor
Payne
Pelosi
Peterson (MN)
Pomeroy
Price (NC)
Rahall
Reyes
Ross
Rothman
Roybal-Allard
Rush
Ryan (OH)
Sabo
Salazar
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Schiff
Schwartz (PA)
Scott (GA)
Scott (VA)
Serrano
Sherman
Skelton
Slaughter
Smith (WA)
Snyder
Solis
Spratt
Stark
Strickland
Stupak
Tanner
Tauscher
Taylor (MS)
Thompson (CA)
Thompson (MS)
Tierney
Towns
Udall (CO)
Udall (NM)
Van Hollen
Velázquez
Visclosky
Wasserman Schultz
Watt
Waxman
Weiner
Wexler
Woolsey
Wu
Wynn

NOT VOTING—20

Cardoza
Clay
Davis (FL)
Evans
Gilchrest
Issa
Jackson-Lee (TX)
Marshall
McKinney
Meeks (NY)
Miller (FL)
Owens
Oxley
Rangel
Ruppersberger
Schakowsky
Sweeney
Waters
Watson
Whitfield

So the resolution was agreed to.

A motion to reconsider the vote whereby said resolution was agreed to was, by unanimous consent, laid on the table.

¶22.5 PRIVILEGES OF THE HOUSE

Ms. PELOSI, pursuant to rule IX, rose to a question of the privileges of the House and submitted the following resolution (H. Res. 746):

Whereas, it has been two years since credible reports of misconduct by Mr. Jack Abramoff and Members of Congress began appearing regularly in the public record, including reports closely linking Republican Members of Congress with the documented misconduct of Mr. Abramoff;

Whereas, in the first session of the 109th Congress, for the first time in the history of the House of Representatives, the rules of procedure of the Committee on Standards of Official Conduct were changed on a partisan basis, the Chairman of the Committee and two of his Republican Colleagues were dismissed from the Committee, the newly appointed Chairman of the Committee improperly and unilaterally fired non-partisan staff, and the Chairman attempted to appoint supervisory staff without a vote of the Committee in direct contravention of the intent of the bi-partisan procedures adopted in 1997;

Whereas, because of these actions, the Committee on Standards of Official Conduct conducted no investigative activities in the first session of the 109th Congress and has not yet conducted such activities;

Whereas, the Senate Committee on Indian Affairs and the Senate Committee on Finance have both undertaken investigations of Mr. Jack Abramoff's activities, yet no House Committee has begun any such investigation;

Whereas, on March 29th, 2006, Mr. Jack Abramoff was sentenced to 5 years and 10 months in prison after pleading guilty to conspiracy and wire fraud;

Whereas, a Justice Department press release reported that Mr. Jack Abramoff ''corruptly provid[ed] things of value to public officials . . . including, but not limited to, a lavish trip to Scotland to play golf on worldfamous courses, tickets to sporting events and other entertainment, regular meals at Abramoff s upscale restaurant, and campaign contributions for [a] Representative, his political action committee, his campaign committee, and other political committees on behalf of [that] Representative.'' (Department of Justice press release, January 3, 2006);

Whereas, Mr. Jack Abramoffs plea agreement states that he and his colleagues ''provided things of value to public officials in exchange for a series of official acts and influence . . . including agreements to support and pass legislation (and) agreements to place statements in the Congressional Record.'' (Abramoff Plea Agreement);

Whereas, on November 5, 2005, in the United States District Court for the District of Columbia, a former Congressional staff member and business partner of Mr. Jack Abramoff pled guilty to conspiracy to violate Federal laws and admitted that, beginning in January, 2000, he offered and provided things of value to public officials, including Members of Congress and staff, in exchange for a series of official acts;

Resolved, That the Committee on Standards of Official Conduct shall immediately initiate an investigation of the misconduct by Members of Congress and their staff implicated in the scandals associated with Mr. Jack Abramoff's criminal activity.

The SPEAKER pro tempore, Mr. LATOURETTE, ruled that the resolution submitted did present a question of the privileges of the House under rule IX.

Mr. BISHOP of Utah moved to lay the resolution on the table.

The question being put, viva voce,

Will the House lay the resolution on the table?

The SPEAKER pro tempore, Mr. LATOURETTE, announced that the yeas had it.

Ms. PELOSI demanded a recorded vote on said motion, which demand was supported by one-fifth of a quorum, so a recorded vote was ordered.

The vote was taken by electronic device.

It was decided in the affirmative ..... { Yeas ..... 216; Nays ..... 193; Answered present 7 }

¶22.6 [Roll No. 76]

AYES—216

Aderholt
Akin
Alexander
Bachus
Baker
Barrett (SC)
Bartlett (MD)
Barton (TX)
Bass
Beauprez
Biggert
Bilirakis
Bishop (UT)
Blackburn
Blunt
Boehlert
Boehner
Bonilla
Bonner
Bono
Boozman
Boustany
Bradley (NH)
Brown (SC)
Brown-Waite, Ginny
Burgess
Burton (IN)
Buyer
Calvert
Camp (MI)
Campbell (CA)
Cannon
Cantor
Capito
Carter
Castle
Chabot
Chocola
Coble
Cole (OK)
Conaway
Crenshaw
Cubin
Culberson
Davis (KY)
Davis, Jo Ann
Davis, Tom
Deal (GA)
DeLay
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Doolittle
Drake
Dreier
Duncan
Ehlers
Emerson
English (PA)
Everett
Feeney
Ferguson
Fitzpatrick (PA)
Flake
Foley
Forbes
Fortenberry
Fossella
Foxx
Franks (AZ)
Frelinghuysen
Gallegly
Garrett (NJ)
Gibbons
Gillmor
Gingrey
Gohmert
Goode
Goodlatte
Granger
Graves
Gutknecht
Hall
Harris
Hart
Hastings (WA)
Hayes
Hayworth
Hefley
Hensarling
Herger
Hobson
Hoekstra
Hostettler
Hulshof
Hunter
Hyde
Inglis (SC)
Istook
Jenkins
Jindal
Johnson (CT)
Johnson (IL)
Johnson, Sam
Keller
Kelly
Kennedy (MN)
King (IA)
King (NY)
Kingston
Kirk
Kline
Knollenberg
Kolbe
Kuhl (NY)
LaHood
Latham
LaTourette
Lewis (CA)
Lewis (KY)
Linder
LoBiondo
Lucas
Lungren, Daniel E.
Mack
Manzullo
Marchant
McCaul (TX)
McCotter
McCrery
McHenry
McHugh
McKeon
McMorris
Mica
Miller (MI)
Miller, Gary
Moran (KS)
Murphy
Musgrave
Myrick
Neugebauer
Ney
Northup
Norwood
Nunes
Nussle
Osborne
Otter
Pearce
Pence

Peterson (PA)
Petri
Pickering
Pitts
Poe
Pombo
Porter
Price (GA)
Pryce (OH)
Putnam
Radanovich
Ramstad
Regula
Rehberg
Reichert
Renzi
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Ros-Lehtinen
Royce
Ryan (WI)
Ryun (KS)
Saxton
Schmidt
Schwarz (MI)
Sensenbrenner
Sessions
Shadegg
Shaw
Sherwood
Shimkus
Shuster
Simmons
Simpson
Smith (NJ)
Smith (TX)
Sodrel
Stearns
Sullivan
Tancredo
Taylor (NC)
Terry
Thomas
Thornberry
Tiahrt
Tiberi
Turner
Upton
Walden (OR)
Walsh
Wamp
Weldon (FL)
Weldon (PA)
Weller
Westmoreland
Whitfield
Wicker
Wilson (NM)
Wilson (SC)
Wolf
Young (AK)
Young (FL)

NOES—193

Abercrombie
Ackerman
Allen
Andrews
Baca
Baird
Baldwin
Barrow
Bean
Becerra
Berkley
Berman
Berry
Bishop (GA)
Bishop (NY)
Blumenauer
Boren
Boswell
Boucher
Boyd
Brady (PA)
Brown (OH)
Brown, Corrine
Butterfield
Capps
Capuano
Cardin
Carnahan
Carson
Case
Chandler
Cleaver
Clyburn
Conyers
Cooper
Costa
Costello
Cramer
Crowley
Cuellar
Cummings
Davis (AL)
Davis (CA)
Davis (IL)
Davis (TN)
DeFazio
DeGette
Delahunt
DeLauro
Dicks
Dingell
Doggett
Edwards
Emanuel
Engel
Eshoo
Etheridge
Farr
Fattah
Filner
Ford
Frank (MA)
Gerlach
Gonzalez
Gordon
Green (WI)
Green, Al
Grijalva
Gutierrez
Harman
Hastings (FL)
Herseth
Higgins
Hinchey
Hinojosa
Holden
Holt
Honda
Hooley
Hoyer
Inslee
Israel
Jackson (IL)
Jefferson
Johnson, E. B.
Kanjorski
Kaptur
Kennedy (RI)
Kildee
Kilpatrick (MI)
Kind
Kucinich
Langevin
Lantos
Larsen (WA)
Larson (CT)
Leach
Lee
Levin
Lewis (GA)
Lipinski
Lofgren, Zoe
Lowey
Lynch
Maloney
Markey
Marshall
Matheson
Matsui
McCarthy
McCollum (MN)
McDermott
McGovern
McIntyre
McKinney
McNulty
Meehan
Meek (FL)
Melancon
Michaud
Millender-McDonald
Miller (NC)
Miller, George
Moore (KS)
Moore (WI)
Moran (VA)
Murtha
Nadler
Napolitano
Neal (MA)
Oberstar
Olver
Ortiz
Owens
Pallone
Pascrell
Pastor
Payne
Pelosi
Peterson (MN)
Platts
Pomeroy
Price (NC)
Rahall
Reyes
Ross
Rothman
Rush
Ryan (OH)
Sabo
Salazar
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Schakowsky
Schiff
Schwartz (PA)
Scott (GA)
Scott (VA)
Serrano
Shays
Sherman
Skelton
Slaughter
Smith (WA)
Snyder
Solis
Souder
Spratt
Stark
Strickland
Stupak
Tanner
Tauscher
Taylor (MS)
Thompson (CA)
Thompson (MS)
Tierney
Towns
Udall (CO)
Udall (NM)
Van Hollen
Velázquez
Visclosky
Wasserman Schultz
Waters
Watt
Waxman
Weiner
Wexler
Woolsey
Wu
Wynn

ANSWERED ''PRESENT''—7

Doyle
Green, Gene
Jones (NC)
Jones (OH)
Mollohan
Paul
Roybal-Allard

NOT VOTING—16

Brady (TX)
Cardoza
Clay
Davis (FL)
Evans
Gilchrest
Issa
Jackson-Lee (TX)
Meeks (NY)
Miller (FL)
Obey
Oxley
Rangel
Ruppersberger
Sweeney
Watson

So the motion to lay the resolution on the table was agreed to.

A motion to reconsider the vote whereby said motion was agreed to was, by unanimous consent, laid on the table.

¶22.7 HIGHER EDUCATION

The SPEAKER pro tempore, Mr. LATOURETTE, pursuant to House Resolution 742 and rule XVIII, declared the House resolved into the Committee of the Whole House on the state of the Union for the further consideration of the bill (H.R. 609) to amend and extend the Higher Education Act of 1965.

The Acting Chairman, Mr. CHOCOLA assumed the Chair; and after some time spent therein,

¶22.8 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment numbered 2, printed in House Report 109-401, submitted by Mr. GOHMERT:

Page 31, beginning on line 20, strike subsection (f) and insert the following:

(f) OUTCOMES AND ACTIONS.—

(1) RESPONSE FROM INSTITUTION.—Effective on June 30, 2010, an institution that has a college affordability index that exceeds 2.0 for any 3-year interval ending on or after that date shall provide a report to the Secretary, in such a form, at such time, and containing such information as the Secretary may require. Such report shall include—

(A) a description of the factors contributing to the increase in the institution's costs and in the tuition and fees charged to students; and

(B) if determinations of tuition and fee increases are not within the exclusive control of the institution, a description of the agency or instrumentality of State government or other entity that participates in such determinations and the authority exercised by such agency, instrumentality, or entity.

(2) QUALITY-EFFICIENCY TASK FORCES.—

(A) REQUIRED.—Each institution subject to paragraph (1) that has a college affordability index that is in the highest 5 percent of such indexes of all institutions subject to paragraph (1) shall establish a quality-efficiency task force to review the operations of such institution.

(B) MEMBERSHIP.—Such task force shall include administrators and business and civic leaders and may include faculty, students, trustees, parents of students, and alumni of such institution.

(C) FUNCTIONS.—Such task force shall analyze institutional operating costs in comparison with such costs at other institutions within the class of institutions. Such analysis should identify areas where, in comparison with other institutions in such class, the institution operates more expensively to produce a similar result. Any identified areas should then be targeted for in-depth analysis for cost reduction opportunities.

(D) REPORT.—The results of the analysis by a quality-efficiency task force under this paragraph shall be included in the report to the Secretary under paragraph (1).

(3) CONSEQUENCES FOR 2-YEAR CONTINUATION OF FAILURE.—If the Secretary determines that the institution has failed to reduce the college affordability index below 2.0 for such 2 academic years, the Secretary shall place the institution on an affordability alert status and shall make the information regarding the institution's failure available in accordance with subsection (d).

(4) INFORMATION TO STATE AGENCIES.—Any institution that reports under paragraph (1)(A) that an agency or instrumentality of State government or other entity participates in the determinations of tuition and fee increases shall, prior to submitting any information to the Secretary under this subsection, submit such information to, and request the comments and input of, such agency, instrumentality, or entity. With respect to any such institution, the Secretary shall provide a copy of any communication by the Secretary with that institution to such agency, instrumentality, or entity.

(5) EXEMPTIONS.—

(A) RELATIVE PRICE EXEMPTION.—The Secretary shall, for any 3-year interval for which college affordability indexes are computed under paragraph (1), determine and publish the dollar amount that, for each class of institution described in paragraph (6) represents the maximum tuition and fees charged for a full-time undergraduate student in the least costly quartile of institutions within each such class during the last year of such 3-year interval. An institution that has a college affordability index computed under paragraph (1) that exceeds 2.0 for any such 3-year interval, but that, on average during such 3-year interval, charges less than such maximum tuition and fees shall not be subject to the actions required by paragraph (3), unless such institution, for a subsequent 3-year interval, charges more than such maximum tuition and fees.

(B) DOLLAR INCREASE EXEMPTION.—An institution that has a college affordability index computed under paragraph (1) that exceeds 2.0 for any 3-year interval, but that exceeds such 2.0 by a dollar amount that is less than $500, shall not be subject to the actions required by paragraph (3), unless such institution has a college affordability index for a subsequent 3-year interval that exceeds 2.0 by more than such dollar amount.

(6) CLASSES OF INSTITUTIONS.—For purposes of this subsection, the classes of institutions shall be those sectors used by the Integrated Postsecondary Education Data System, based on whether the institution is public, nonprofit private, or for-profit private, and whether the institution has a 4-year, 2-year, or less than 2-year program of instruction.

(7) DATA REJECTION.—Nothing in this subsection shall be construed as allowing the Secretary to reject the data submitted by an individual institution of higher education.

Page 37, after line 2, insert the following new subsection (and redesignate the succeeding subsections accordingly):

''(g) INFORMATION TO THE PUBLIC.—Upon receipt of an institution's report required under subsection (f), the Secretary shall make the information in the report available to the public in accordance with subsection (d) on the COOL website under subsection (b).

Page 262, beginning on line 19, strike paragraph (1) and redesignate the succeeding paragraphs accordingly.

It was decided in the affirmative ..... { Yeas ..... 418 / Nays 2

¶22.9 [Roll No. 77]

AYES—418

Abercrombie
Ackerman
Aderholt
Akin
Alexander
Allen
Andrews
Baca
Bachus
Baird
Baker
Baldwin
Barrett (SC)
Barrow
Bartlett (MD)
Barton (TX)
Bass
Bean
Becerra
Berkley
Berman
Berry
Biggert
Bilirakis
Bishop (GA)
Bishop (NY)
Bishop (UT)
Blackburn
Blumenauer
Blunt
Boehlert
Boehner
Bonilla

Bonner
Bono
Boozman
Boren
Boswell
Boucher
Boustany
Boyd
Bradley (NH)
Brady (PA)
Brady (TX)
Brown (OH)
Brown (SC)
Brown, Corrine
Brown-Waite, Ginny
Burgess
Burton (IN)
Butterfield
Buyer
Calvert
Camp (MI)
Campbell (CA)
Cannon
Cantor
Capito
Capps
Capuano
Cardin
Cardoza
Carnahan
Carson
Carter
Case
Castle
Chabot
Chandler
Chocola
Cleaver
Clyburn
Coble
Cole (OK)
Conaway
Conyers
Cooper
Costa
Costello
Cramer
Crenshaw
Crowley
Cubin
Cuellar
Culberson
Cummings
Davis (AL)
Davis (CA)
Davis (IL)
Davis (KY)
Davis (TN)
Davis, Jo Ann
Davis, Tom
Deal (GA)
DeFazio
DeGette
Delahunt
DeLauro
DeLay
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Dicks
Dingell
Doggett
Doolittle
Doyle
Drake
Dreier
Duncan
Ehlers
Emanuel
Emerson
Engel
English (PA)
Eshoo
Etheridge
Everett
Farr
Fattah
Feeney
Ferguson
Filner
Fitzpatrick (PA)
Flake
Foley
Forbes
Ford
Fortenberry
Fossella
Foxx
Frank (MA)
Frelinghuysen
Gallegly
Garrett (NJ)
Gerlach
Gibbons
Gillmor
Gingrey
Gohmert
Gonzalez
Goode
Goodlatte
Gordon
Granger
Graves
Green (WI)
Green, Al
Green, Gene
Grijalva
Gutierrez
Gutknecht
Hall
Harman
Harris
Hart
Hastings (FL)
Hastings (WA)
Hayes
Hayworth
Hefley
Hensarling
Herger
Herseth
Higgins
Hinchey
Hinojosa
Hobson
Hoekstra
Holden
Holt
Honda
Hooley
Hostettler
Hoyer
Hulshof
Hunter
Hyde
Inglis (SC)
Inslee
Israel
Istook
Jackson (IL)
Jefferson
Jenkins
Jindal
Johnson (CT)
Johnson (IL)
Johnson, E. B.
Johnson, Sam
Jones (NC)
Jones (OH)
Kanjorski
Kaptur
Keller
Kelly
Kennedy (MN)
Kennedy (RI)
Kildee
Kilpatrick (MI)
Kind
King (IA)
King (NY)
Kingston
Kirk
Kline
Knollenberg
Kolbe
Kucinich
Kuhl (NY)
LaHood
Langevin
Lantos
Larsen (WA)
Larson (CT)
Latham
LaTourette
Leach
Lee
Levin
Lewis (CA)
Lewis (GA)
Lewis (KY)
Linder
Lipinski
LoBiondo
Lofgren, Zoe
Lowey
Lucas
Lungren, Daniel E.
Lynch
Mack
Maloney
Manzullo
Marchant
Markey
Marshall
Matheson
Matsui
McCarthy
McCaul (TX)
McCollum (MN)
McCotter
McCrery
McDermott
McGovern
McHenry
McHugh
McIntyre
McKeon
McKinney
McMorris
McNulty
Meehan
Meek (FL)
Melancon
Mica
Michaud
Millender-McDonald
Miller (MI)
Miller (NC)
Miller, Gary
Miller, George
Mollohan
Moore (KS)
Moore (WI)
Moran (KS)
Moran (VA)
Murphy
Murtha
Myrick
Nadler
Napolitano
Neal (MA)
Neugebauer
Ney
Northup
Norwood
Nunes
Nussle
Oberstar
Obey
Olver
Ortiz
Osborne
Otter
Owens
Oxley
Pallone
Pascrell
Pastor
Paul
Payne
Pearce
Pelosi
Pence
Peterson (MN)
Peterson (PA)
Petri
Pickering
Pitts
Platts
Poe
Pombo
Pomeroy
Porter
Price (GA)
Price (NC)
Pryce (OH)
Putnam
Radanovich
Rahall
Ramstad
Rangel
Regula
Rehberg
Reichert
Renzi
Reyes
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Ros-Lehtinen
Ross
Rothman
Roybal-Allard
Royce
Rush
Ryan (OH)
Ryan (WI)
Ryun (KS)
Sabo
Salazar
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Saxton
Schakowsky
Schiff
Schmidt
Schwartz (PA)
Schwarz (MI)
Scott (GA)
Scott (VA)
Sensenbrenner
Serrano
Sessions
Shadegg
Shaw
Shays
Sherman
Sherwood
Shimkus
Shuster
Simmons
Simpson
Skelton
Slaughter
Smith (NJ)
Smith (TX)
Smith (WA)
Snyder
Sodrel
Solis
Souder
Spratt
Stark
Stearns
Strickland
Stupak
Sullivan
Sweeney
Tancredo
Tanner
Tauscher
Taylor (MS)
Taylor (NC)
Terry
Thomas
Thompson (CA)
Thompson (MS)
Thornberry
Tiahrt
Tiberi
Tierney
Towns
Turner
Udall (CO)
Udall (NM)
Upton
Van Hollen
Velázquez
Visclosky
Walden (OR)
Walsh
Wamp
Wasserman Schultz
Waters
Watt
Waxman
Weiner
Weldon (FL)
Weldon (PA)
Weller
Westmoreland
Wexler
Whitfield
Wicker
Wilson (NM)
Wilson (SC)
Wolf
Woolsey
Wu
Wynn
Young (AK)
Young (FL)

NOES—2

Edwards
Musgrave

NOT VOTING—12

Beauprez
Clay
Davis (FL)
Evans
Franks (AZ)
Gilchrest
Issa
Jackson-Lee (TX)
Meeks (NY)
Miller (FL)
Ruppersberger
Watson

So the amendment was agreed to.

¶22.10 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment numbered 3, printed in House Report 109-401, submitted by Mr. KENNEDY of Rhode Island:

Page 189, line 13, redesignate subparagraph (I) as subparagraph (J), and before such subparagraph insert the following new subparagraph:

''(I) CHILD OR ADOLESCENT MENTAL HEALTH PROFESSIONALS.—An individual who is employed as child or adolescent mental health professional and is currently providing a majority of their clinical services to children or adolescents.

Page 194, after line 14, insert the following new paragraphs:

''(8) CHILD OR ADOLESCENT MENTAL HEALTH PROFESSIONAL.—The term 'child or adolescent mental health professional' means an individual who is employed as a psychiatrist, psychologist, school psychologist, psychiatric nurse, social worker, school social worker, marriage and family therapist, school counselor, or professional counselor and holds an advanced degree in one of the above areas with specialized training in child or adolescent mental health.

''(9) SPECIALIZED TRAINING IN CHILD OR ADOLESCENT MENTAL HEALTH.—The term 'specialized training in child or adolescent mental health' means training that

''(A) is part of or occurs after completion of an accredited graduate program in the United States for training mental health service professionals;

''(B) consists of at least 500 hours of training or clinical experience in treating children or adolescents; and

''(C) is comprehensive, coordinated, developmentally appropriate, and of high quality to address the unique ethnic and cultural diversity of the United States population.

It was decided in the affirmative { Yeas ..... 380 / Nays ..... 38 }

¶22.11 [Roll No. 78]

AYES—380

Abercrombie
Ackerman
Aderholt
Alexander
Allen
Andrews
Baca
Bachus
Baird
Baker
Baldwin
Barrett (SC)
Barrow
Bartlett (MD)
Barton (TX)
Bass
Bean
Beauprez
Becerra
Berkley
Berman
Berry
Biggert
Bilirakis
Bishop (GA)
Bishop (NY)
Blackburn
Blumenauer
Blunt
Boehlert
Boehner
Bonilla
Bonner
Bono
Boozman
Boren
Boswell
Boucher
Boustany
Boyd
Bradley (NH)
Brady (PA)
Brown (OH)
Brown (SC)
Brown, Corrine
Burgess
Burton (IN)
Butterfield
Buyer
Calvert
Camp (MI)
Capito
Capps
Capuano
Cardin
Cardoza
Carnahan
Carson
Case
Castle
Chabot
Chandler
Chocola
Cleaver
Clyburn
Coble
Cole (OK)
Conaway
Cooper
Costa
Costello
Cramer
Crenshaw
Crowley
Cubin
Cuellar
Cummings
Davis (AL)
Davis (CA)
Davis (IL)
Davis (KY)
Davis (TN)
Davis, Jo Ann
Davis, Tom
Deal (GA)
DeFazio
DeGette
Delahunt
DeLauro
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Dicks
Dingell
Doggett
Doyle
Drake
Dreier
Edwards
Emanuel
Emerson
Engel
English (PA)
Eshoo
Etheridge
Everett
Farr
Fattah
Ferguson
Filner
Fitzpatrick (PA)
Foley
Forbes
Ford
Fortenberry
Fossella
Foxx
Frank (MA)
Frelinghuysen
Gallegly
Gerlach
Gibbons
Gillmor
Gingrey
Gohmert
Gonzalez
Goode
Goodlatte
Gordon
Granger
Graves
Green (WI)
Green, Al
Green, Gene
Grijalva
Gutierrez
Gutknecht
Hall
Harman
Harris
Hart
Hastings (FL)
Hastings (WA)
Hayes
Hayworth
Herger
Herseth
Higgins
Hinchey
Hinojosa
Hobson
Hoekstra
Holden
Holt
Honda
Hooley
Hoyer
Hulshof
Hyde
Inglis (SC)
Inslee
Israel
Jackson (IL)
Jefferson
Jenkins
Jindal
Johnson (CT)
Johnson (IL)
Johnson, E. B.
Jones (NC)
Jones (OH)
Kanjorski
Kaptur
Keller
Kelly
Kennedy (MN)
Kennedy (RI)
Kildee
Kilpatrick (MI)
Kind
King (NY)
Kirk
Kline
Knollenberg
Kolbe
Kucinich
Kuhl (NY)
LaHood
Langevin
Lantos
Larsen (WA)
Larson (CT)
Latham
LaTourette
Leach
Lee
Levin
Lewis (CA)
Lewis (GA)
Lewis (KY)
Linder
Lipinski
LoBiondo
Lofgren, Zoe
Lowey
Lucas
Lungren, Daniel E.
Lynch
Mack
Maloney
Marchant
Markey
Marshall
Matheson
Matsui
McCarthy
McCaul (TX)
McCollum (MN)
McCotter
McDermott
McGovern
McHugh
McIntyre
McKeon
McKinney
McMorris
McNulty
Meehan
Meek (FL)
Melancon
Mica
Michaud
Millender-McDonald
Miller (NC)
Miller, Gary
Miller, George
Mollohan
Moore (KS)
Moore (WI)
Moran (KS)
Moran (VA)
Murphy
Murtha
Musgrave
Myrick
Nadler
Napolitano
Neal (MA)
Ney
Northup
Norwood
Nunes
Nussle
Oberstar
Obey
Olver
Ortiz
Osborne
Otter
Owens
Oxley
Pallone
Pascrell
Pastor
Paul
Payne
Pearce
Pelosi
Peterson (MN)
Peterson (PA)
Pickering
Platts
Poe
Pombo
Pomeroy
Porter
Price (GA)
Price (NC)
Pryce (OH)
Rahall

Ramstad
Rangel
Regula
Rehberg
Reichert
Renzi
Reyes
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Ros-Lehtinen
Ross
Rothman
Roybal-Allard
Rush
Ryan (OH)
Ryan (WI)
Ryun (KS)
Sabo
Salazar
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Saxton
Schakowsky
Schiff
Schmidt
Schwartz (PA)
Schwarz (MI)
Scott (GA)
Scott (VA)
Sensenbrenner
Serrano
Sessions
Shaw
Shays
Sherman
Sherwood
Shimkus
Shuster
Simmons
Simpson
Skelton
Slaughter
Smith (NJ)
Smith (TX)
Smith (WA)
Snyder
Sodrel
Solis
Spratt
Stark
Strickland
Stupak
Sullivan
Sweeney
Tancredo
Tanner
Tauscher
Taylor (MS)
Taylor (NC)
Terry
Thomas
Thompson (CA)
Thompson (MS)
Thornberry
Tiahrt
Tiberi
Tierney
Towns
Turner
Udall (CO)
Udall (NM)
Upton
Van Hollen
Velázquez
Visclosky
Walden (OR)
Walsh
Wasserman Schultz
Waters
Watt
Waxman
Weiner
Weldon (FL)
Weldon (PA)
Weller
Westmoreland
Wexler
Whitfield
Wicker
Wilson (NM)
Wilson (SC)
Wolf
Woolsey
Wu
Wynn
Young (AK)
Young (FL)

NOES—38

Akin
Bishop (UT)
Brady (TX)
Campbell (CA)
Cannon
Carter
Culberson
DeLay
Doolittle
Duncan
Ehlers
Feeney
Flake
Franks (AZ)
Garrett (NJ)
Hefley
Hensarling
Hostettler
Hunter
Johnson, Sam
King (IA)
Kingston
Manzullo
McCrery
McHenry
Miller (MI)
Neugebauer
Pence
Petri
Pitts
Putnam
Radanovich
Rohrabacher
Royce
Shadegg
Souder
Stearns
Wamp

NOT VOTING—14

Brown-Waite, Ginny
Cantor
Clay
Conyers
Davis (FL)
Evans
Gilchrest
Issa
Istook
Jackson-Lee (TX)
Meeks (NY)
Miller (FL)
Ruppersberger
Watson

So the amendment was agreed to.

¶22.12 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment numbered 4, printed in House Report 109-401, submitted by Mr. KING of Iowa:

At the end of part B of title IX of the Amendment add the following new section:

SEC. _____. RACIAL AND ETHNIC PREFERENCES.

(a) FINDINGS.—The Congress finds the following:

(1) Title VI of the Civil Rights Act of 1964 forbids discrimination on the basis of race, color, or national origin by Federally-funded institutions, which includes nearly all colleges and universities.

(2) The United States Supreme Court has recently set out limitations on such considerations of race, color, and national origin.

(3) In order to ensure that these limitations are followed, schools must make public their use of race, color, and national origin, for admissions decisions so that Federal and State enforcement agencies and interested persons can monitor the schools.

(4) Citizens and taxpayers have a right to know whether Federally-funded institutions of higher education are treating student applications differently depending on the student's race, color, or national origin, and, if so, the way in which these factors are weighted and the consequences to students and prospective students of these decisions.

(b) REPORTS ON ADMISSIONS PROCESS REQUIRED.—

(1) REPORT REQUIRED.—Every academic year, each institution of higher education that receives funds from the Federal Government shall provide to the Office for Civil Rights of the Department of Education a report regarding its students admissions process, and the report shall be made publicly available.

(2) DISCLOSURE OF CONSIDERATION OF RACE, COLOR, OR NATIONAL ORIGIN.—

(A) DISCLOSURE.—The report required by this section shall begin with a statement of whether race, color, or national origin is given any weight in the student admissions process.

(B) DEPARTMENTAL DISCLOSURES.—If different departments within the institution have separate admission processes and any of those departments give any weight to race, color, and national origin, then the report shall provide the information required by subparagraph (A) of this paragraph and paragraph (3) for each department separately.

(3) ADDITIONAL DISCLOSURES.—If the disclosure required by paragraph (2) states that race, color, or national origin is given weight in the student admission process, then the report under this section shall also provide the following information:

(A) The racial, color, and national origin groups for which membership is considered a plus factor or a minus factor and, in addition, how membership in a group is determined for individual students.

(B) A description of how group membership is considered, including the weight given to such consideration and whether targets, goals, or quotas are used.

(C) A statement of why group membership is given weight, including the determination of the desired level claimed and, with respect to the diversity rationale, its relationship to the particular institution's educational mission.

(D) A description of the consideration that has been given to racially neutral alternatives as a means for achieving the same goals for which group membership is considered.

(E) A description of how frequently the need to give weight to group membership is reassessed and how that reassessment is conducted.

(F) A statement of the factors other than race, color, or national origin that are collected in the admissions process. Where those factors include grades or class rank in high school, scores on standardized tests (including the ACT and SAT), legacy status, sex, State residency, economic status, or other quantifiable criteria, then all raw admissions data for applicants regarding these factors, along with each individual applicant's race, color, and national origin and the admissions decision made by the school regarding that applicant, shall accompany the report in computer-readable form, with the name of the individual student redacted but with appropriate links, so that it is possible for the Office for Civil Rights or other interested persons to determine through statistical analysis the weight being given to race, color, and national origin, relative to other factors.

(G) An analysis, and also the underlying data needed to perform an analysis, of whether there is a correlation—

(i) between membership in a group favored on account of race, color, or national origin and the likelihood of enrollment in a remediation program, relative to membership in other groups;

(ii) between such membership and graduation rates, relative to membership in other groups; and

(iii) between such membership and the likelihood of defaulting on education loans, relative to membership in other groups.

(4) RULE OF CONSTRUCTION.—Nothing in this Act shall be construed to allow or permit preference or discrimination on the basis of race, color, or national origin.

It was decided in the negative { Yeas ..... 83 / Nays 337

¶22.13 [Roll No. 79]

AYES—83

Aderholt
Bachus
Barrett (SC)
Bartlett (MD)
Blackburn
Boehner
Bonner
Bono
Brady (TX)
Brown-Waite, Ginny
Burton (IN)
Campbell (CA)
Cannon
Cantor
Carter
Chabot
Chocola
Coble
Conaway
Crenshaw
Cubin
Culberson
Deal (GA)
DeLay
Doolittle
Dreier
Duncan
Feeney
Foxx
Franks (AZ)
Garrett (NJ)
Gillmor
Gingrey
Goode
Graves
Gutknecht
Hall
Hastings (WA)
Hayworth
Hefley
Hensarling
Herger
Hostettler
Istook
Jenkins
Johnson, Sam
Jones (NC)
Keller
King (IA)
Kingston
Kline
Knollenberg
Lungren, Daniel E.
Mack
McHenry
McMorris
Miller, Gary
Musgrave
Myrick
Neugebauer
Norwood
Otter
Pearce
Pence
Petri
Pitts
Poe
Putnam
Radanovich
Rohrabacher
Royce
Ryun (KS)
Sensenbrenner
Sessions
Shuster
Souder
Stearns
Sullivan
Tancredo
Tiahrt
Weldon (FL)
Wicker
Young (AK)

NOES—337

Abercrombie
Ackerman
Akin
Alexander
Allen
Andrews
Baca
Baird
Baker
Baldwin
Barrow
Barton (TX)
Bass
Bean
Beauprez
Becerra
Berkley
Berman
Berry
Biggert
Bilirakis
Bishop (GA)
Bishop (NY)
Bishop (UT)
Blumenauer
Blunt
Boehlert
Bonilla
Boozman
Boren
Boswell
Boucher
Boustany
Boyd
Bradley (NH)
Brady (PA)
Brown (OH)
Brown (SC)
Brown, Corrine
Burgess
Butterfield
Buyer
Calvert
Camp (MI)
Capito
Capps
Capuano
Cardin
Cardoza
Carnahan
Carson
Case
Castle
Chandler
Cleaver
Clyburn
Cole (OK)
Conyers
Cooper
Costa
Costello
Cramer
Crowley
Cuellar
Cummings
Davis (AL)
Davis (CA)
Davis (IL)
Davis (KY)
Davis (TN)
Davis, Jo Ann
Davis, Tom
DeFazio
DeGette
Delahunt
DeLauro
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Dicks
Dingell
Doggett
Doyle
Drake
Edwards
Ehlers
Emanuel
Emerson
Engel
English (PA)
Eshoo
Etheridge
Everett
Farr
Fattah
Ferguson
Filner
Fitzpatrick (PA)
Flake
Foley
Forbes
Ford
Fortenberry
Fossella
Frank (MA)
Frelinghuysen
Gallegly
Gerlach
Gibbons
Gonzalez
Goodlatte
Gordon
Granger
Green (WI)
Green, Al
Green, Gene
Grijalva
Gutierrez
Harman
Harris
Hart
Hastings (FL)
Hayes
Herseth
Higgins
Hinchey
Hinojosa
Hobson
Hoekstra
Holden
Holt
Honda
Hooley
Hoyer
Hulshof
Hunter
Hyde
Inglis (SC)
Inslee
Israel
Jackson (IL)
Jefferson
Jindal
Johnson (IL)
Johnson, E. B.
Jones (OH)
Kanjorski
Kaptur
Kelly
Kennedy (MN)
Kennedy (RI)
Kildee
Kilpatrick (MI)
Kind
King (NY)
Kirk
Kolbe
Kucinich
Kuhl (NY)
LaHood
Langevin
Lantos
Larsen (WA)
Larson (CT)
Latham
LaTourette
Leach
Lee
Levin
Lewis (CA)
Lewis (GA)
Lewis (KY)
Linder
Lipinski

LoBiondo
Lofgren, Zoe
Lowey
Lucas
Lynch
Maloney
Manzullo
Marchant
Markey
Marshall
Matheson
Matsui
McCarthy
McCaul (TX)
McCollum (MN)
McCotter
McCrery
McDermott
McGovern
McHugh
McIntyre
McKeon
McKinney
McNulty
Meehan
Meek (FL)
Melancon
Mica
Michaud
Millender-McDonald
Miller (MI)
Miller (NC)
Miller, George
Mollohan
Moore (KS)
Moore (WI)
Moran (KS)
Moran (VA)
Murphy
Murtha
Nadler
Napolitano
Neal (MA)
Ney
Northup
Nunes
Nussle
Oberstar
Obey
Olver
Ortiz
Osborne
Owens
Oxley
Pallone
Pascrell
Pastor
Paul
Payne
Pelosi
Peterson (MN)
Peterson (PA)
Pickering
Platts
Pombo
Pomeroy
Porter
Price (GA)
Price (NC)
Pryce (OH)
Rahall
Ramstad
Rangel
Regula
Rehberg
Reichert
Renzi
Reyes
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Ros-Lehtinen
Ross
Rothman
Roybal-Allard
Rush
Ryan (OH)
Ryan (WI)
Sabo
Salazar
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Saxton
Schakowsky
Schiff
Schmidt
Schwartz (PA)
Schwarz (MI)
Scott (GA)
Scott (VA)
Serrano
Shadegg
Shaw
Shays
Sherman
Sherwood
Shimkus
Simmons
Simpson
Skelton
Slaughter
Smith (NJ)
Smith (TX)
Smith (WA)
Snyder
Sodrel
Solis
Spratt
Stark
Strickland
Stupak
Sweeney
Tanner
Tauscher
Taylor (MS)
Taylor (NC)
Terry
Thomas
Thompson (CA)
Thompson (MS)
Thornberry
Tiberi
Tierney
Towns
Turner
Udall (CO)
Udall (NM)
Upton
Van Hollen
Velázquez
Visclosky
Walden (OR)
Walsh
Wamp
Wasserman Schultz
Waters
Watt
Waxman
Weiner
Weldon (PA)
Weller
Westmoreland
Wexler
Whitfield
Wilson (NM)
Wilson (SC)
Wolf
Woolsey
Wu
Wynn
Young (FL)

NOT VOTING—12

Clay
Davis (FL)
Evans
Gilchrest
Gohmert
Issa
Jackson-Lee (TX)
Johnson (CT)
Meeks (NY)
Miller (FL)
Ruppersberger
Watson

So the amendment was not agreed to.

¶22.14 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment in the nature of a substitute numbered 7, printed in House Report 109-401, submitted by Mr. George MILLER of California:

Strike all after the enacting clause and insert the following:

SECTION 1. SHORT TITLE.

This Act may be cited as the ''Reverse the Raid on Student Aid Act of 2006''.

SEC. 2. REFERENCES; EFFECTIVE DATE.

(a) REFERENCES.—Except as otherwise expressly provided, whenever in this Act an amendment or repeal is expressed in terms of an amendment to, or repeal of, a section or other provision, the reference shall be considered to be made to a section or other provision of the Higher Education Act of 1965 (20 U.S.C. 1001 et seq.).

(b) EFFECTIVE DATE.—Except as otherwise provided in this Act, the amendments made by this Act shall take effect on the date of enactment of this Act.

SEC. 3. CENTERS OF EXCELLENCE.

Title II (20 U.S.C. 1021 et seq.) is amended by adding at the end the following:

''PART C—CENTERS OF EXCELLENCE

''SEC. 231. PURPOSES; DEFINITIONS.

''(a) PURPOSES.—The purposes of this part are—

''(1) to help recruit and prepare teachers, including minority teachers, to meet the national demand for a highly qualified teacher in every classroom; and

''(2) to increase opportunities for Americans of all educational, ethnic, class, and geographic backgrounds to become highly qualified teachers.

''(b) DEFINITIONS.—As used in this part:

''(1) ELIGIBLE INSTITUTION.—The term 'eligible institution' means—

''(A) an institution of higher education that has a teacher preparation program that meets the requirements of section 203(b)(2) and that is—

''(i) a part B institution (as defined in section 322);

''(ii) a Hispanic-serving institution (as defined in section 502);

''(iii) a Tribal College or University (as defined in section 316);

''(iv) an Alaska Native-serving institution (as defined in section 317(b)); or

''(v) a Native Hawaiian-serving institution (as defined in section 317(b));

''(B) a consortium of institutions described in subparagraph (A); or

''(C) an institution described in subparagraph (A), or a consortium described in subparagraph (B), in partnership with any other institution of higher education, but only if the center of excellence established under section 232 is located at an institution described in subparagraph (A).

''(2) HIGHLY QUALIFIED.—The term 'highly qualified' when used with respect to an individual means that the individual is highly qualified as determined under section 9101 of the Elementary and Secondary Education Act of 1965 (20 U.S.C. 7801) or section 602 of the Individuals with Disabilities Education Act (20 U.S.C. 1401).

''(3) SCIENTIFICALLY BASED READING RESEARCH.—The term 'scientifically based reading research' has the meaning given such term in section 1208 of the Elementary and Secondary Education Act of 1965 (20 U.S.C. 6368).

''(4) SCIENTIFICALLY BASED RESEARCH.—The term 'scientifically based research' has the meaning given such term in section 9101 of the Elementary and Secondary Education Act of 1965 (20 U.S.C. 7801).

''SEC. 232. CENTERS OF EXCELLENCE.

''(a) PROGRAM AUTHORIZED.—From the amounts appropriated to carry out this part, the Secretary is authorized to award competitive grants to eligible institutions to establish centers of excellence.

''(b) USE OF FUNDS.—Grants provided by the Secretary under this part shall be used to ensure that current and future teachers are highly qualified, by carrying out one or more of the following activities:

''(1) Implementing reforms within teacher preparation programs to ensure that such programs are preparing teachers who are highly qualified, are able to understand scientifically based research, and are able to use advanced technology effectively in the classroom, including use for instructional techniques to improve student academic achievement, by—

''(A) retraining faculty; and

''(B) designing (or redesigning) teacher preparation programs that—

''(i) prepare teachers to close student achievement gaps, are based on rigorous academic content, scientifically based research (including scientifically based reading research), and challenging State student academic content standards; and

''(ii) promote strong teaching skills.

''(2) Providing sustained and high-quality preservice clinical experience, including the mentoring of prospective teachers by exemplary teachers, substantially increasing interaction between faculty at institutions of higher education and new and experienced teachers, principals, and other administrators at elementary schools or secondary schools, and providing support, including preparation time, for such interaction.

''(3) Developing and implementing initiatives to promote retention of highly qualified teachers and principals, including minority teachers and principals, including programs that provide—

''(A) teacher or principal mentoring from exemplary teachers or principals; or

''(B) induction and support for teachers and principals during their first 3 years of employment as teachers or principals, respectively.

''(4) Awarding scholarships based on financial need to help students pay the costs of tuition, room, board, and other expenses of completing a teacher preparation program.

''(5) Disseminating information on effective practices for teacher preparation and successful teacher certification and licensure assessment preparation strategies.

''(6) Activities authorized under sections 202, 203, and 204.

''(c) APPLICATION.—Any eligible institution desiring a grant under this section shall submit an application to the Secretary at such a time, in such a manner, and accompanied by such information the Secretary may require.

''(d) MINIMUM GRANT AMOUNT.—The minimum amount of each grant under this part shall be $500,000.

''(e) LIMITATION ON ADMINISTRATIVE EXPENSES.—An eligible institution that receives a grant under this part may not use more than 2 percent of the grant funds for purposes of administering the grant.

''(f) REGULATIONS.—The Secretary shall prescribe such regulations as may be necessary to carry out this part.

''SEC. 233. AUTHORIZATION OF APPROPRIATIONS.

''There are authorized to be appropriated to carry out this part $10,000,000 for fiscal year 2007 and such sums as may be necessary for each of the 5 succeeding fiscal years.''.

SEC. 4. TITLE III GRANTS FOR AMERICAN INDIAN TRIBALLY CONTROLLED COLLEGES AND UNIVERSITIES.

(a) ELIGIBLE INSTITUTIONS.—Subsection (b) of section 316 (20 U.S.C. 1059c(b)) is amended to read as follows:

''(b) DEFINITIONS.—

''(1) ELIGIBLE INSTITUTIONS.—For purposes of this section, Tribal Colleges and Universities are the following:

''(A) any of the following institutions that qualify for funding under the Tribally Controlled College or University Assistance Act of 1978 or is listed in Equity in Educational Land Grant Status Act of 1994 (7 U.S.C. 301 note): Bay Mills Community College; Blackfeet Community College; Cankdeska Cikana Community College; Chief Dull Knife College; College of Menominee Nation; Crownpoint Institute of Technology; Diné College; D–Q University; Fond du Lac Tribal and Community College; Fort Belknap College; Fort Berthold Community College; Fort Peck Community College; Haskell Indian Nations University; Institute of American Indian and Alaska Native Culture and Arts Development; Lac Courte Oreilles Ojibwa Community College; Leech Lake Tribal College; Little Big Horn College; Little Priest Tribal College; Nebraska Indian Community College; Northwest Indian College; Oglala Lakota College; Saginaw Chippewa Tribal College; Salish Kootenai College; Si Tanka University—Eagle Butte Campus; Sinte Gleska University; Sisseton Wahpeton Community College; Sitting Bull College; Southwestern Indian Polytechnic Institute;

Stone Child College; Tohono O'Odham Community College; Turtle Mountain Community College; United Tribes Technical College; and White Earth Tribal and Community College; and

''(B) any other institution that meets the definition of tribally controlled college or university in section 2 of the Tribally Controlled College or University Assistance Act of 1978, and meets all other requirements of this section.

''(2) INDIAN.—The term 'Indian' has the meaning given the term in section 2 of the Tribally Controlled College or University Assistance Act of 1978.''.

(b) DISTANCE LEARNING.—Subsection (c)(2) of such section is amended—

(1) by amending subparagraph (B) to read as follows:

''(B) construction, maintenance, renovation, and improvement in classrooms, libraries, laboratories, and other instructional facilities, including purchase or rental of telecommunications technology equipment or services, and the acquisition of real property adjacent to the campus of the institution on which to construct such facilities;'';

(2) in subparagraph (C), by inserting before the semicolon at the end the following: '', or advanced degrees in tribal governance or tribal public policy'';

(3) in subparagraph (D), by inserting before the semicolon at the end the following: '', in tribal governance, or tribal public policy'';

(4) by striking ''and'' at the end of subparagraph (K);

(5) by redesignating subparagraph (L) as subparagraph (M); and

(6) by inserting after subparagraph (K) the following new subparagraph:

''(L) developing or improving facilities for Internet use or other distance learning academic instruction capabilities; and''.

(c) APPLICATION AND ALLOTMENT.—Subsection (d) of such section is amended to read as follows:

''(d) APPLICATION AND ALLOTMENT.—

''(1) INSTITUTIONAL ELIGIBILITY.—To be eligible to receive assistance under this section, a Tribal College or University shall be an eligible institution under section 312(b).

''(2) APPLICATION.—Any Tribal College or University desiring to receive assistance under this section shall submit an application to the Secretary at such time, and in such manner, as the Secretary may reasonably require.

''(3) MINIMUM GRANT.—The amount allotted to each institution under this section shall not be less than $500,000.

''(4) SPECIAL RULES.—

''(A) CONCURRENT FUNDING.—For the purposes of this part, no Tribal College or University that is eligible for and receives funds under this section shall concurrently receive funds under other provisions of this part or part B.

''(B) EXEMPTION.—Section 313(d) shall not apply to institutions that are eligible to receive funds under this section.''.

(d) CONSTRUCTION GRANTS.—After subsection (d) of section 316 (20 U.S.C. 1059c(d)), as amended by subsection (c) of this section, add the following new subsections:

''(e) CONSTRUCTION GRANTS.—

''(1) IN GENERAL.—Of the amount appropriated to carry out this section for any fiscal year, the Secretary may reserve 30 percent of such amount for the purpose of awarding 1-year grants of not less than $1,000,000 to address construction, maintenance, and renovation needs at eligible institutions.

''(2) PREFERENCE.—In providing grants under paragraph (1), the Secretary shall give preference to eligible institutions that have not yet received an award under this section.

''(f) ALLOTMENT OF REMAINING FUNDS.—The Secretary shall distribute any funds appropriated to carry out this section for any fiscal year that remain available after the Secretary has awarded grants under subsection (e), to each eligible institution as follows:

''(1) 60 percent of the remaining appropriated funds shall be distributed among the eligible Tribal Colleges and Universities on a pro rata basis, based on the respective Indian student counts (as defined in section 2(a) of the Tribally Controlled College or University Assistance Act of 1978 (25 U.S.C. 1801(a)) of the Tribal Colleges and Universities; and

''(2) the remaining 40 percent shall be distributed in equal shares to the eligible Tribal Colleges and Universities. ''.

SEC. 5. PREDOMINANTLY BLACK INSTITUTIONS.

(a) PREDOMINANTLY BLACK INSTITUTIONS.—Part A of title III is amended by inserting after section 317 (20 U.S.C. 1059d) the following new section:

''SEC. 318. PREDOMINANTLY BLACK INSTITUTIONS.

''(a) FINDINGS AND PURPOSE.—

''(1) FINDINGS.—The Congress finds that—

''(A) although Black Americans have made significant progress in closing the 'gap' between black and white enrollment in higher education—

''(i) Black Americans continue to trail whites in the percentage of the college-age cohort who enroll and graduate from college;

''(ii) the college participation rate of whites was 46 percent from 2000–2002, while that for blacks was only 39 percent; and

''(iii) the gap between white and black baccalaureate degree attainment rates also remains high, continuing to exceed 10 percent;

''(B) a growing number of Black American students are participating in higher education and are enrolled at a growing number of urban and rural Predominantly Black Institutions that have included in their mission the provision of academic training and education for both traditional and non-traditional minority students;

''(C) the overwhelming majority of students attending Predominantly Black Institutions come from low- and middle-income families and qualify for participation in the Federal student assistance programs or other need-based Federal programs; and recent data from the National Postsecondary Student Aid Study indicate that 47 percent of Pell grant recipients were black compared to only 21 percent of whites;

''(D) many of these students are also 'first generation' college students who lack the appropriate academic preparation for success in college and whose parents lack the ordinary knowledge and information regarding financing a college education;

''(E) there is a particular national need to aid institutions of higher education that have become Predominantly Black Institutions by virtue of the fact that they have expanded opportunities for Black American and other minority students;

''(F) Predominantly Black Institutions fulfill a unique mission and represent a vital component of the American higher education landscape, far beyond that which was initially envisioned;

''(G) Predominantly Black Institutions serve the cultural and social advancement of low-income, Black American and other minority students and are a significant access point for these students to higher education and the opportunities offered by American society;

''(H) the concentration of these students in a limited number of two-year and four-year Predominantly Black Institutions and their desire to secure a degree to prepare them for a successful career places special burdens on those institutions who attract, retain, and graduate these students; and

''(I) financial assistance to establish or strengthen the physical plants, financial management, academic resources, and endowments of the Predominantly Black Institutions are appropriate methods to enhance these institutions and facilitate a decrease in reliance on governmental financial support and to encourage reliance on endowments and private sources.

''(2) PURPOSE.—It is the purpose of this section to assist Predominantly Black Institutions in expanding educational opportunity through a program of Federal assistance.

''(b) DEFINITIONS.—For purposes of this section:

''(1) PREDOMINANTLY BLACK INSTITUTION.—The term 'Predominantly Black Institution' means an institution of higher education—

''(A) that is an eligible institution (as defined in paragraph (5)(A) of this subsection) with a minimum of 1,000 undergraduate students;

''(B) at which at least 50 percent of the undergraduate students enrolled at the institution are low-income individuals or first-generation college students (as that term is defined in section 402A(g)); and

''(C) at which at least 50 percent of the undergraduate students are enrolled in an educational program leading to a bachelor's or associate's degree that the institution is licensed to award by the State in which it is located.

''(2) LOW-INCOME INDIVIDUAL.—The term 'low-income individual' has the meaning given such term in section 402A(g).

''(3) MEANS-TESTED FEDERAL BENEFIT PROGRAM.—The term 'means-tested Federal benefit program' means a program of the Federal Government, other than a program under title IV, in which eligibility for the programs' benefits, or the amount of such benefits, or both, are determined on the basis of income or resources of the individual or family seeking the benefit.

''(4) STATE.—The term 'State' means each of the 50 States and the District of Columbia.

''(5) OTHER DEFINITIONS.—For purposes of this section, the terms defined by section 312 have the meanings provided by that section, except as follows:

''(A) ELIGIBLE INSTITUTION.—

''(i) The term 'eligible institution' means an institution of higher education that—

''(I) has an enrollment of needy undergraduate students as required and defined by subparagraph (B);

''(II) except as provided in section 392(b), the average educational and general expenditure of which are low, per full-time equivalent undergraduate student in comparison with the average educational and general expenditure per full-time equivalent undergraduate student of institutions that offer similar instruction;

''(III) has an enrollment of undergraduate students that is at least 40 percent Black American students;

''(IV) is legally authorized to provide, and provides within the State, an educational program for which the institution awards a bachelors degree, or in the case of a junior or community college, an associate's degree; and

''(V) is accredited by a nationally recognized accrediting agency or association determined by the Secretary to be a reliable authority as to the quality of training offered, or is, according to such an agency or association, making reasonable progress toward accreditation.

''(ii) For purposes of the determination of whether an institution is an eligible institution under this subparagraph, the factor described under clause (i)(I) shall be given twice the weight of the factor described under clause (i)(III).

''(B) ENROLLMENT OF NEEDY STUDENTS.—The term 'enrollment of needy students' means the enrollment at an eligible institution with respect to which at least 50 percent

of the undergraduate students enrolled in an academic program leading to a degree—

''(i) in the second fiscal year preceding the fiscal year for which the determination is made, were Pell Grant recipients in such year;

''(ii) come from families that receive benefits under a means-tested Federal benefits program (as defined in subsection (b)(3));

''(iii) attended a public or nonprofit private secondary school which is in the school district of a local educational agency which was eligible for assistance pursuant to title I of the Elementary and Secondary Education Act of 1965 in any year during which the student attended that secondary school, and which for the purpose of this paragraph and for that year was determined by the Secretary (pursuant to regulations and after consultation with the State educational agency of the State in which the school is located) to be a school in which the enrollment of children counted under section 1113(a)(5) of the Elementary and Secondary Education Act of 1965 exceeds 30 percent of the total enrollment of that school; or

''(iv) are 'first-generation college students' as that term is defined in section 402A(g), and a majority of such first-generation college students are low-income individuals.

''(c) AUTHORIZED ACTIVITIES.—

''(1) TYPES OF ACTIVITIES AUTHORIZED.—Grants awarded pursuant to subsection (d) shall be used by Predominantly Black Institutions—

''(A) to assist the institution to plan, develop, undertake, and implement programs to enhance the institution's capacity to serve more low- and middle-income Black American students;

''(B) to expand higher education opportunities for title IV eligible students by encouraging college preparation and student persistence in secondary and postsecondary education; and

''(C) to strengthen the institution's financial ability to serve the academic needs of the students described in subparagraphs (A) and (B).

''(2) AUTHORIZED ACTIVITIES.—Grants made to an institution under subsection (d) shall be used for one or more of the following activities:

''(A) The activities described in section 311(a)(1) through (11).

''(B) Academic instruction in disciplines in which Black Americans are underrepresented.

''(C) Establishing or enhancing a program of teacher education designed to qualify students to teach in a public elementary or secondary school in the State that shall include, as part of such program, preparation for teacher certification.

''(D) Establishing community outreach programs which will encourage elementary and secondary students to develop the academic skills and the interest to pursue postsecondary education.

''(E) Other activities proposed in the application submitted pursuant to subsection (e) that—

''(i) contribute to carrying out the purposes of this section; and

''(ii) are approved by the Secretary as part of the review and acceptance of such application.

''(3) ENDOWMENT FUND.—

''(A) IN GENERAL.—A Predominantly Black Institution may use not more than 20 percent of the grant funds provided under this section to establish or increase an endowment fund at the institution.

''(B) MATCHING REQUIREMENT.—In order to be eligible to use grant funds in accordance with subparagraph (A), the Predominantly Black Institution shall provide matching funds from non-Federal sources, in an amount equal to or greater than the Federal funds used in accordance with subparagraph (A), for the establishment or increase of the endowment fund.

''(C) COMPARABILITY.—The provisions of part C regarding the establishment or increase of an endowment fund, that the Secretary determines are not inconsistent with this subsection, shall apply to funds used under subparagraph (A).

''(4) LIMITATION.—Not more than 50 percent of the allotment of any Predominantly Black Institution may be available for the purpose of constructing or maintaining a classroom, library, laboratory, or other instructional facility.

''(d) ALLOTMENTS TO PREDOMINANTLY BLACK INSTITUTIONS.—

''(1) ALLOTMENT: PELL GRANT BASIS.—From the amounts appropriated to carry out this section for any fiscal year, the Secretary shall allot to each Predominantly Black Institution a sum which bears the same ratio to one-half that amount as the number of Pell Grant recipients in attendance at such institution at the end of the academic year preceding the beginning of that fiscal year bears to the total number of Pell Grant recipients at all institutions eligible under this section.

''(2) ALLOTMENT: GRADUATES BASIS.—From the amounts appropriated to carry out this section for any fiscal year, the Secretary shall allot to each Predominantly Black Institution a sum which bears the same ratio to one-fourth that amount as the number of graduates for such school year at such institution bears to the total number of graduates for such school year at all intuitions eligible under this section.

''(3) ALLOTMENT: GRADUATES SEEKING A HIGHER DEGREE BASIS.—From the amounts appropriated to carry out this section for any fiscal year, the Secretary shall allot to each Predominantly Black Institution a sum which bears the same ratio to one-fourth of that amount as the percentage of graduates per institution who are admitted to and in attendance at, within 2 years of graduation with an associates degree or a baccalaureate degree, either a baccalaureate degree-granting institution or a graduate or professional school in a degree program in disciplines in which Black American students are underrepresented, bears to the percentage of such graduates per institution for all eligible institutions.

''(4) MINIMUM ALLOTMENT.—(A) Notwithstanding paragraphs (1), (2), and (3), the amount allotted to each Predominantly Black Institution under this section shall not be less than $250,000.

''(B) If the amount appropriated pursuant to section 399 for any fiscal year is not sufficient to pay the minimum allotment, the amount of such minimum allotment shall be ratably reduced. If additional sums become available for such fiscal year, such reduced allocation shall be increased on the same basis as it was reduced until the amount allotted equals the minimum allotment required by subparagraph (A).

''(5) REALLOTMENT.—The amount of a Predominantly Black Institution's allotment under paragraph (1), (2), (3), or (4) for any fiscal year, which the Secretary determines will not be required for such institution for the period such allotment is available, shall be available for reallotment to other Predominantly Black Institutions in proportion to the original allotment to such other institutions under this section for such fiscal year. The Secretary shall reallot such amounts from time to time, on such date and during such period as the Secretary deems appropriate.

''(e) APPLICATIONS.—No Predominantly Black Institution shall be entitled to its allotment of Federal funds for any grant under subsection (d) for any period unless the institution submits an application to the Secretary at such time, in such manner, and containing or accompanied by such information as the Secretary may reasonably require.

''(f) APPLICATION REVIEW PROCESS.—Section 393 shall not apply to applications under this section.

''(g) PROHIBITION.—No Predominantly Black Institution that applies for and receives a grant under this section may apply for or receive funds under any other program under this part or part B of this title.

''(h) DURATION AND CARRYOVER.—Any funds paid to a Predominantly Black Institution under this section and not expended or used for the purposes for which the funds were paid within 10 years following the date of the grant awarded to such institution under this section shall be repaid to the Treasury of the United States.''.

(b) AUTHORIZATION OF APPROPRIATIONS.—Section 399(a)(1) (20 U.S.C. 1068h(a)(1)) is amended by adding at the end the following new subparagraph:

''(D) There are authorized to be appropriated to carry out section 318, $25,000,000 for fiscal year 2007 and such sums as may be necessary for each of the 5 succeeding fiscal years.''.

SEC. 6. GRANTS TO PART B INSTITUTIONS.

(a) USE OF FUNDS.—

(1) FACILITIES AND EQUIPMENT.—

(A) UNDERGRADUATE INSTITUTIONS.—Paragraph (2) of section 323(a) (20 U.S.C. 1062(a)) is amended to read as follows:

''(2) Construction, maintenance, renovation, and improvement in classrooms, libraries, laboratories, and other instructional facilities, including purchase or rental of telecommunications technology equipment or services, and the acquisition of real property adjacent to the campus of the institution on which to construct such facilities.''.

(B) GRADUATE AND PROFESSIONAL SCHOOLS.—Paragraph (2) of section 326(c) is amended to read as follows:

''(2) construction, maintenance, renovation, and improvement in classrooms, libraries, laboratories, and other instructional facilities, including purchase or rental of telecommunications technology equipment or services, and the acquisition of real property adjacent to the campus of the institution on which to construct such facilities;''.

(2) OUTREACH AND COLLABORATION.—Paragraph (11) of section 323(a) is amended to read as follows:

''(11) Establishing community outreach programs and collaborative partnerships between part B institutions and local elementary or secondary schools. Such partnerships may include mentoring, tutoring, or other instructional opportunities that will boost student academic achievement and assist elementary and secondary school students in developing the academic skills and the interest to pursue postsecondary education.''.

(b) TECHNICAL ASSISTANCE.—Section 323 (20 U.S.C. 1062) is amended—

(1) by redesignating subsection (c) as subsection (d); and

(2) by inserting after subsection (b) the following new subsection:

''(c) TECHNICAL ASSISTANCE.—

''(1) IN GENERAL.—An institution may not use more than 2 percent of the grant funds provided under this part to secure technical assistance services.

''(2) TECHNICAL ASSISTANCE SERVICES.—Technical assistance services may include assistance with enrollment management, financial management, and strategic planning.

''(3) REPORT.—The institution shall report to the Secretary on an annual basis, in such form as the Secretary requires, on the use of funds under this subsection.''.

(c) DISTANCE LEARNING.—Section 323(a)(2) (20 U.S.C. 1062(a)(2)) (as amended by subsection (a)(1)(A)) is further amended by inserting ''development or improvement of facilities for Internet use or other distance learning academic instruction capabilities and'' after ''including''.

(d) MINIMUM GRANTS.—Section 324(d)(1) (20 U.S.C. 1063(d)(1)) is amended by inserting before the period at the end the following: '', except that, if the amount appropriated to carry out this part for any fiscal year exceeds the amount required to provide to each institution an amount equal to the total amount received by such institution under subsections (a), (b), and (c) for the preceding fiscal year, then the amount of such excess appropriation shall first be applied to increase the minimum allotment under this subsection to $750,000''.

(e) ELIGIBLE GRADUATE OR PROFESSIONAL SCHOOLS.—

(1) GENERAL AUTHORITY.—Section 326(a)(1) (20 U.S.C. 1063b(a)(1)) is amended—

(A) by inserting ''(A)'' after ''subsection (e) that'';

(B) by inserting before the period at the end the following: '', (B) is accredited by a nationally recognized accrediting agency or association determined by the Secretary to be a reliable authority as to the quality of training offered, and (C) according to such an agency or association, is in good standing''.

(2) ELIGIBLE INSTITUTIONS.—Section 326(e)(1) (20 U.S.C. 1063b(e)(1)) is amended—

(A) by striking ''and'' at the end of subparagraph (Q);

(B) by striking the period at the end of subparagraph (R) and inserting a semicolon; and

(C) by adding at the end the following new subparagraphs:

''(S) Alabama State University qualified graduate program;

''(T) Prairie View A & M University qualified graduate program;

''(U) Coppin State University qualified graduate program; and

''(V) Delaware State University qualified graduate program.''.

(3) CONFORMING AMENDMENT.—Section 326(e)(3) (20 U.S.C. 1063b(e)(3)) is amended—

(A) by striking ''1998'' and inserting ''2005''; and

(B) by striking ''(Q) and (R)'' and inserting ''(S), (T), (U), and (V)''.

(f) PROFESSIONAL OR GRADUATE INSTITUTIONS.—Section 326(f) (20 U.S.C. 1063b(f)) is amended—

(1) in paragraph (1)—

(A) by striking ''$26,600,000'' and inserting ''$54,500,000''; and

(B) by striking ''(P)'' and inserting ''(R)'';

(2) in paragraph (2)—

(A) by striking ''$26,600,000, but not in excess of $28,600,000'' and inserting ''$54,500,000, but not in excess of $58,500,000''; and

(B) by striking ''subparagraphs (Q) and (R)'' and inserting ''subparagraphs (S), (T), (U), and (V)''; and

(3) in paragraph (3)—

(A) by striking ''$28,600,000'' and inserting ''$58,500,000''; and

(B) by striking ''(R)'' and inserting ''(V)''.

(g) HOLD HARMLESS.—Section 326(g) (20 U.S.C. 1063b(g)) is amended by striking ''1998'' each place it appears and inserting ''2005''.

SEC. 7. PELL GRANTS.

(a) TUITION SENSITIVITY.—Section 401(b) is further amended—

(1) by striking paragraph (3); and

(2) by redesignating paragraphs (4) through (8) as paragraphs (3) through (7), respectively.

(b) MULTIPLE GRANTS.—Paragraph (5) of section 401(b) (as redesignated by subsection (a)(2)) is amended to read as follows:

''(5) YEAR-ROUND PELL GRANTS.—

''(A) IN GENERAL.—The Secretary shall, for students enrolled full time in a baccalaureate or associate's degree program of study at an eligible institution, award such students two Pell grants during a single award year to permit such students to accelerate progress toward their degree objectives by enrolling in academic programs for 12 months rather than 9 months.

''(B) LIMITATION.—The Secretary shall limit the awarding of additional Pell grants under this paragraph in a single award year to students attending—

''(i) baccalaureate degree granting institutions that have a graduation rate as reported by the Integrated Postsecondary Education Data System for the 4 preceding academic years of at least 30 percent; or

''(ii) two-year institutions that have a graduation rate as reported by the Integrated Postsecondary Education Data Systems, in at least one of the last 3 years for which data is available, that is above the average for the applicable year for the institution's type and control.

''(C) EVALUATION.—The Secretary shall conduct an evaluation of the program under this paragraph and submit to the Congress an evaluation report no later than October 1, 2011.

''(D) REGULATIONS REQUIRED.—The Secretary shall promulgate regulations implementing this paragraph.''.

SEC. 8. INTEREST RATE REDUCTIONS.

(a) FFEL INTEREST RATES.—Section 427A(*l*)(1) of the Higher Education Act of 1965 (20 U.S.C. 1077a(*l*)(1)) is amended—

(1) by striking ''6.8 percent'' and inserting ''3.4 percent''; and

(2) by inserting before the period at the end the following: '', except that for any loan made pursuant to section 428H for which the first disbursement is made on or after July 1, 2006, the applicable rate of interest shall be 6.8 percent on the unpaid principal balance of the loan''.

(b) DIRECT LOANS.—Section 455(b)(7)(A) of the Higher Education Act of 1965 (20 U.S.C. 1087e(b)(7)(A)) is amended—

(1) by striking ''and Federal Direct Unsubsidized Stafford Loans'';

(2) by striking ''6.8 percent'' and inserting ''3.4 percent''; and

(3) by inserting before the period at the end the following: '', and for any Federal Direct Unsubsidized Loan made for which the first disbursement is made on or after July 1, 2006, the applicable rate of interest shall be 6.8 percent on the unpaid principal balance of the loan''.

(c) EFFECTIVE DATE.—The amendments made by this section shall be effective for loans made on or after July 1, 2006 and before July 1, 2007.

SEC. 9. LOAN FORGIVENESS FOR SERVICE IN AREAS OF NATIONAL NEED.

Section 428K (20 U.S.C. 1078–11) is amended to read as follows:

''SEC. 428K. LOAN FORGIVENESS FOR SERVICE IN AREAS OF NATIONAL NEED.

''(a) PURPOSES.—The purposes of this section are—

''(1) to encourage highly trained individuals to enter and continue in service in areas of national need; and

''(2) to reduce the burden of student debt for Americans who dedicate their careers to service in areas of national need.

''(b) PROGRAM AUTHORIZED.—

''(1) IN GENERAL.—The Secretary is authorized to carry out a program of assuming the obligation to repay, pursuant to paragraphs (2) of subsection (c) and subsection (d), a qualified loan amount for a loan made, insured, or guaranteed under this part or part D (other than loans made under section 428B and 428C and comparable loans made under part D), for any new borrower after the date of enactment of the Reverse the Raid on Student Aid Act of 2006, who—

''(A) has been employed full-time for at least 5 consecutive complete school, academic, or calendar years, as appropriate, in an area of national need described in subsection (c); and

''(B) is not in default on a loan for which the borrower seeks forgiveness.

''(2) AWARD BASIS.—Loan repayment under this section shall be on a first-come, first-served basis pursuant to the designation under subsection (c) and subject to the availability of appropriations.

''(3) REGULATIONS.—The Secretary is authorized to issue such regulations as may be necessary to carry out the provisions of this section.

''(c) AREAS OF NATIONAL NEED.—

''(1) STATUTORY CATEGORIES.—For purposes of this section, an individual shall be treated as employed in an area of national need if the individual is employed full time and is any of the following:

''(A) EARLY CHILDHOOD EDUCATORS.—An individual who is employed as an early childhood educator in an eligible preschool program or child care facility in a low-income community, and who is involved directly in the care, development and education of infants, toddlers, or young children through age five.

''(B) NURSES.—An individual who is employed—

''(i) as a nurse in a clinical setting; or

''(ii) as a member of the nursing faculty at an accredited school of nursing (as those terms are defined in section 801 of the Public Health Service Act (42 U.S.C. 296)).

''(C) FOREIGN LANGUAGE SPECIALISTS.—An individual who has obtained a baccalaureate degree in a critical foreign language and is employed—

''(i) in an elementary or secondary school as a teacher of a critical foreign language; or

''(ii) in an agency of the United States Government in a position that regularly requires the use of such critical foreign language.

''(D) LIBRARIANS.—An individual who is employed full-time as a libarian in—

''(i) a public library that serves a geographic area within which the public schools have a combined average of 30 percent or more of their total student enrollments composed of children counted under section 1113(a)(5) of the Elementary and Secondary Education Act of 1965; or

''(ii) an elementary or secondary school which is in the school district of a local educational agency which is eligible in such year for assistance pursuant to title I of the Elementary and Secondary Education Act of 1965, and which for the purpose of this paragraph and for that year has been determined by the Secretary (pursuant to regulations and after consultation with the State educational agency of the State in which the school is located) to be a school in which the enrollment of children counted under section 1113(a)(5) of the Elementary and Secondary Education Act of 1965 exceeds 30 percent of the total enrollment of that school.

''(E) HIGHLY QUALIFIED TEACHERS: BILINGUAL EDUCATION AND LOW-INCOME COMMUNITIES.—An individual who—

''(i) is highly qualified as such term is defined in section 9101 of the Elementary and Secondary Education Act of 1965; and

''(ii)(I) is employed as a full-time teacher of bilingual education; or

''(II) is employed as a teacher for service in a public or nonprofit private elementary or secondary school which is in the school district of a local educational agency which is eligible in such year for assistance pursuant to title I of the Elementary and Secondary

Education Act of 1965, and which for the purpose of this paragraph and for that year has been determined by the Secretary (pursuant to regulations and after consultation with the State educational agency of the State in which the school is located) to be a school in which the enrollment of children counted under section 1113(a)(5) of the Elementary and Secondary Education Act of 1965 exceeds 40 percent of the total enrollment of that school.

''(F) FIRST RESPONDERS IN LOW-INCOME COMMUNITIES.—An individual who—

''(i) is employed as a firefighter, police officer, or emergency medical technician; and

''(ii) serves as such in a low-income community.

''(G) CHILD WELFARE WORKERS.—An individual who—

''(i) has obtained a degree in social work or a related field with a focus on serving children and families; and

''(ii) is employed in public or private child welfare services.

''(H) SPEECH-LANGUAGE PATHOLOGISTS.—An individual who is a speech-language pathologist, who is employed in an eligible preschool program or an elementary or secondary school, and who has, at a minimum, a graduate degree in speech-language pathology, or communication sciences and disorders.

''(I) ADDITIONAL AREAS OF NATIONAL NEED.—An individual who is employed in an area designated by the Secretary under paragraph (2) and has completed a baccalaureate or advanced degree related to such area.

''(2) DESIGNATION OF AREAS OF NATIONAL NEED.—After consultation with appropriate Federal, State, and community-based agencies and organizations, the Secretary shall designate areas of national need. In making such designations, the Secretary shall take into account the extent to which—

''(A) the national interest in the area is compelling;

''(B) the area suffers from a critical lack of qualified personnel; and

''(C) other Federal programs support the area concerned.

''(d) QUALIFIED LOAN AMOUNT.—The Secretary shall repay not more than $5,000 in the aggregate of the loan obligation on a loan made under section 428 or 428H that is outstanding after the completion of the fifth consecutive school, academic, or calendar year, as appropriate, described in subsection (b)(1).

''(e) CONSTRUCTION.—Nothing in this section shall be construed to authorize the refunding of any repayment of a loan made under section 428 or 428H.

''(f) INELIGIBILITY OF NATIONAL SERVICE AWARD RECIPIENTS.—No student borrower may, for the same service, receive a benefit under both this section and subtitle D of title I of the National and Community Service Act of 1990 (42 U.S.C. 12601 et seq.).

''(g) INELIGIBILITY FOR DOUBLE BENEFITS.—No borrower may receive a reduction of loan obligations under both this section and section 428J or 460.

''(h) DEFINITIONS.—In this section

''(1) CHILD CARE FACILITY.—The term 'child care facility' means a facility, including a home, that—

''(A) provides for the education and care of children from birth through age 5; and

''(B) meets any applicable State or local government licensing, certification, approval, or registration requirements.

''(2) CRITICAL FOREIGN LANGUAGE.—The term 'critical foreign language' includes the languages of Arabic, Korean, Japanese, Chinese, Pashto, Persian-Farsi, Serbian-Croatian, Russian, Portuguese, and any other language identified by the Secretary of Education, in consultation with the Defense Language Institute, the Foreign Service Institute, and the National Security Education Program, as a critical foreign language need.

''(3) EARLY CHILDHOOD EDUCATOR.—The term 'early childhood educator' means an early childhood educator employed in an eligible preschool program who has completed a baccalaureate or advanced degree in early childhood development, early childhood education, or in a field related to early childhood education.

''(4) ELIGIBLE PRESCHOOL PROGRAM.—The term 'eligible preschool program' means a program that provides for the care, development, and education of infants, toddlers, or young children through age 5, meets any applicable State or local government licensing, certification, approval, and registration requirements, and is operated by—

''(A) a public or private school that may be supported, sponsored, supervised, or administered by a local educational agency;

''(B) a Head Start agency serving as a grantee designated under the Head Start Act (42 U.S.C. 9831 et seq.);

''(C) a nonprofit or community based organization; or

''(D) a child care program, including a home.

''(5) LOW-INCOME COMMUNITY.—In this subsection, the term 'low-income community' means a community in which 70 percent of households earn less than 85 percent of the State median household income.

''(6) NURSE.—The term 'nurse' means a nurse who meets all of the following:

''(A) The nurse graduated from—

''(i) an accredited school of nursing (as those terms are defined in section 801 of the Public Health Service Act (42 U.S.C. 296));

''(ii) a nursing center; or

''(iii) an academic health center that provides nurse training.

''(B) The nurse holds a valid and unrestricted license to practice nursing in the State in which the nurse practices in a clinical setting.

''(C) The nurse holds one or more of the following:

''(i) A graduate degree in nursing, or an equivalent degree.

''(ii) A nursing degree from a collegiate school of nursing (as defined in section 801 of the Public Health Service Act (42 U.S.C. 296)).

''(iii) A nursing degree from an associate degree school of nursing (as defined in section 801 of the Public Health Service Act (42 U.S.C. 296)).

''(iv) A nursing degree from a diploma school of nursing (as defined in section 801 of the Public Health Service Act (42 U.S.C. 296)).

''(7) SPEECH-LANGUAGE PATHOLOGIST.—The term 'speech-language pathologist' means a speech-language pathologist who meets all of the following:

''(A) the speech-language pathologist has received, at a minimum, a graduate degree in speech-language pathology or communication sciences and disorders from an institution of higher education accredited by an agency or association recognized by the Secretary pursuant to section 496(a) of this Act; and

''(B) the speech-language pathologist meets or exceeds the qualifications as defined in section 1861(ll) of the Social Security Act (42 U.S.C. 1395x).

''(i) AUTHORIZATION OF APPROPRIATIONS.—There are authorized to be appropriated to carry out this section such sums as may be necessary for fiscal year 2007 and such sums as may be necessary for each of the 5 succeeding fiscal years.''.

SEC. 10. ADDITIONAL CONSOLIDATION LOAN CHANGES.

(a) ADDITIONAL AMENDMENTS.—Section 428C(b)(1) (20 U.S.C. 1078–3(b)(1)) is amended—

(1) by striking everything after ''under this section'' the first place it appears in subparagraph (A);

(2) by striking ''(i) which'' and all that follows through ''and (ii)'' in subparagraph (C);

(3) by striking ''and'' at the end of subparagraph (E);

(4) by redesignating subparagraph (F) as subparagraph (G); and

(5) by inserting after subparagraph (E) the following new subparagraph:

''(F) that the lender of the consolidation loan shall, upon application for such loan, provide the borrower with a clear and conspicuous notice of at least the following information:

''(i) the effects of consolidation on total interest to be paid, fees to be paid, and length of repayment;

''(ii) the effects of consolidation on a borrower's underlying loan benefits, including loan forgiveness, cancellation, deferment, and reduced interest rates on those underlying loans;

''(iii) the ability of the borrower to prepay the loan, pay on a shorter schedule, and to change repayment plans;

''(iv) that borrower benefit programs may vary among different loan holders, and a description of how the borrower benefits may vary among different loan holders;

''(v) the tax benefits for which borrowers may be eligible;

''(vi) the consequences of default; and

''(vii) that by making the application the applicant is not obligated to agree to take the consolidation loan; and''.

(b) EFFECTIVE DATE FOR SINGLE HOLDER AMENDMENT.—The amendment made by subsection (a)(1) shall apply with respect to any loan made under section 428C of the Higher Education Act of 1965 (20 U.S.C. 1078–3) for which the application is received by an eligible lender on or after July 1, 2006.

SEC. 11. SIGNIFICANTLY SIMPLIFYING THE STUDENT AID APPLICATION PROCESS.

(a) IMPROVEMENTS TO PAPER AND ELECTRONIC FORMS.—

(1) COMMON FINANCIAL AID FORM DEVELOPMENT AND PROCESSING.—Section 483(a) (20 U.S.C. 1090(a)) is amended—

(A) by striking paragraphs (1), (2), and (5);

(B) by redesignating paragraphs (3), (4), (6), and (7), as paragraphs (9), (10), (11), and (12), respectively;

(C) by inserting before paragraph (9), as redesignated by subparagraph (B), the following:

''(1) IN GENERAL.—The Secretary, in cooperation with representatives of agencies and organizations involved in student financial assistance, shall produce, distribute, and process free of charge common financial reporting forms as described in this subsection to be used for application and reapplication to determine the need and eligibility of a student for financial assistance under parts A through E (other than subpart 4 of part A). These forms shall be made available to applicants in both paper and electronic formats and shall be referred to as the 'Free Application for Federal Student Aid' or the 'FAFSA'.

''(2) EARLY ESTIMATES.—

''(A) IN GENERAL.—The Secretary shall permit applicants to complete such forms as described in this subsection in the 4 years prior to enrollment in order to obtain a non-binding estimate of the family contribution, as defined in section 473. The estimate shall clearly and conspicuously indicate that it is only an estimate of family contribution, and may not reflect the actual family contribution of the applicant that shall be used to determine the grant, loan, or work assistance that the applicant may receive under this title when enrolled in a program of postsecondary education. Such applicants shall be

permitted to update information submitted on forms described in this subsection using the process required under paragraph (5)(A).

''(B) EVALUATION.—Two years after the early estimates are implemented under this paragraph and from data gathered from the early estimates, the Secretary shall evaluate the differences between initial, non-binding early estimates and the final financial aid award made available under this title.

''(C) REPORT.—The Secretary shall provide a report to the authorizing committees on the results of the evaluation.

''(3) PAPER FORMAT.—

''(A) IN GENERAL.—The Secretary shall produce, distribute, and process common forms in paper format to meet the requirements of paragraph (1). The Secretary shall develop a common paper form for applicants who do not meet the requirements of subparagraph (B).

''(B) EZ FAFSA.—

''(i) IN GENERAL.—The Secretary shall develop and use a simplified paper application form, to be known as the 'EZ FAFSA', to be used for applicants meeting the requirements of section 479(c).

''(ii) REDUCED DATA REQUIREMENTS.—The form under this subparagraph shall permit an applicant to submit, for financial assistance purposes, only the data elements required to make a determination of whether the applicant meets the requirements under section 479(c).

''(iii) STATE DATA.—The Secretary shall include on the form under this subparagraph such data items as may be necessary to award State financial assistance, as provided under paragraph (6), except that the Secretary shall not include a State's data if that State does not permit its applicants for State assistance to use the form under this subparagraph.

''(iv) FREE AVAILABILITY AND PROCESSING.—The provisions of paragraph (7) shall apply to the form under this subparagraph, and the data collected by means of the form under this subparagraph shall be available to institutions of higher education, guaranty agencies, and States in accordance with paragraph (9).

''(v) TESTING.—The Secretary shall conduct appropriate field testing on the form under this subparagraph.

''(C) PROMOTING THE USE OF ELECTRONIC FAFSA.—

''(i) IN GENERAL.—The Secretary shall make an effort to encourage applicants to utilize the electronic forms described in paragraph (4).

''(ii) MAINTENANCE OF THE FAFSA IN A PRINTABLE ELECTRONIC FILE.—The Secretary shall maintain a version of the paper forms described in subparagraphs (A) and (B) in a printable electronic file that is easily portable. The printable electronic file will be made easily accessible and downloadable to students on the same website used to provide students with the electronic application forms described in paragraph (4) of this subsection. The Secretary shall enable students to submit a form created under this subparagraph that is downloaded and printed from an electronic file format in order to meet the filing requirements of this section and in order to receive aid from programs under this title.

''(iii) REPORTING REQUIREMENT.—The Secretary shall report annually to Congress on the impact of the digital divide on students completing applications for title IV aid described under this paragraph and paragraph (4). The Secretary will also report on the steps taken to eliminate the digital divide and phase out the paper form described in subparagraph (A) of this paragraph. The Secretary's report will specifically address the impact of the digital divide on the following student populations: dependent students, independent students without dependents, and independent students with dependents other than a spouse.

''(4) ELECTRONIC FORMAT.—

''(A) IN GENERAL.—The Secretary shall produce, distribute, and process common forms in electronic format to meet the requirements of paragraph (1). The Secretary shall develop common electronic forms for applicants who do not meet the requirements of subparagraph (C) of this paragraph.

''(B) STATE DATA.—The Secretary shall include on the common electronic forms space for information that needs to be submitted from the applicant to be eligible for State financial assistance, as provided under paragraph (6), except the Secretary shall not require applicants to complete data required by any State other than the applicant's State of residence.

''(C) SIMPLIFIED APPLICATIONS: FAFSA ON THE WEB.—

''(i) IN GENERAL.—The Secretary shall develop and use a simplified electronic application form to be used by applicants meeting the requirements under subsection (c) of section 479 and an additional, separate simplified electronic application form to be used by applicants meeting the requirements under subsection (b) of section 479.

''(ii) REDUCED DATA REQUIREMENTS.—The simplified electronic application forms shall permit an applicant to submit for financial assistance purposes, only the data elements required to make a determination of whether the applicant meets the requirements under subsection (b) or (c) of section 479.

''(iii) STATE DATA.—The Secretary shall include on the simplified electronic application forms such data items as may be necessary to award state financial assistance, as provided under paragraph (6), except that the Secretary shall not require applicants to complete data required by any State other than the applicant's State of residence.

''(iv) AVAILABILITY AND PROCESSING.—The data collected by means of the simplified electronic application forms shall be available to institutions of higher education, guaranty agencies, and States in accordance with paragraph (9).

''(v) TESTING.—The Secretary shall conduct appropriate field testing on the forms developed under this subparagraph.

''(D) USE OF FORMS.—Nothing in this subsection shall be construed to prohibit the use of the forms developed by the Secretary pursuant to this paragraph by an eligible institution, eligible lender, guaranty agency, State grant agency, private computer software provider, a consortium thereof, or such other entities as the Secretary may designate.

''(E) PRIVACY.—The Secretary shall ensure that data collection under this paragraph complies with section 552a of title 5, United States Code, and that any entity using the electronic version of the forms developed by the Secretary pursuant to this paragraph shall maintain reasonable and appropriate administrative, technical, and physical safeguards to ensure the integrity and confidentiality of the information, and to protect against security threats, or unauthorized uses or disclosures of the information provided on the electronic version of the forms. Data collected by such electronic version of the forms shall be used only for the application, award, and administration of aid awarded under this title, State aid, or aid awarded by eligible institutions or such entities as the Secretary may designate. No data collected by such electronic version of the forms shall be used for making final aid awards under this title until such data have been processed by the Secretary or a contractor or designee of the Secretary, except as may be permitted under this title.

''(F) SIGNATURE.—Notwithstanding any other provision of this Act, the Secretary may permit an electronic form under this paragraph to be submitted without a signature, if a signature is subsequently submitted by the applicant.

''(5) STREAMLINING.—

''(A) STREAMLINED REAPPLICATION PROCESS.—

''(i) IN GENERAL.—The Secretary shall develop streamlined reapplication forms and processes, including both paper and electronic reapplication processes, consistent with the requirements of this subsection, for an applicant who applies for financial assistance under this title—

''(I) in the academic year succeeding the year in which such applicant first applied for financial assistance under this title; or

''(II) in any succeeding academic years.

''(ii) MECHANISMS FOR REAPPLICATION.—The Secretary shall develop appropriate mechanisms to support reapplication.

''(iii) IDENTIFICATION OF UPDATED DATA.—The Secretary shall determine, in cooperation with States, institutions of higher education, agencies, and organizations involved in student financial assistance, the data elements that can be updated from the previous academic year's application.

''(iv) REDUCED DATA AUTHORIZED.—Nothing in this title shall be construed as limiting the authority of the Secretary to reduce the number of data elements required of reapplicants.

''(v) ZERO FAMILY CONTRIBUTION.—Applicants determined to have a zero family contribution pursuant to section 479(c) shall not be required to provide any financial data in a reapplication form, except that which is necessary to determine eligibility under such section.

''(B) REDUCTION OF DATA ELEMENTS.—

''(i) REDUCTION ENCOURAGED.—Of the number of data elements on the FAFSA on the date of enactment of the Reverse the Raid on Student Aid Act of 2006 (including questions on the FAFSA for the purposes described in paragraph (6)), the Secretary, in cooperation with representatives of agencies and organizations involved in student financial assistance, shall continue to reduce the number of such data elements following the date of enactment. Reductions of data elements under paragraph (3)(B), (4)(C), or (5)(A)(iv) shall not be counted towards the reduction referred to in this paragraph unless those data elements are reduced for all applicants.

''(ii) REPORT.—The Secretary shall annually report to the House of Representatives and the Senate on the progress made of reducing data elements.

''(6) STATE REQUIREMENTS.—

''(A) IN GENERAL.—The Secretary shall include on the forms developed under this subsection, such State-specific data items as the Secretary determines are necessary to meet State requirements for State need-based financial aid under section 415C, except as provided in paragraphs (3)(B)(iii) and (4)(C)(iii) of this subsection. Such items shall be selected in consultation with State agencies in order to assist in the awarding of State financial assistance in accordance with the terms of this subsection, except as provided in paragraphs (3)(B)(iii) and (4)(C)(iii) of this subsection. The number of such data items shall not be less than the number included on the form on October 7, 1998, unless a State notifies the Secretary that the State no longer requires those data items for the distribution of State need-based financial aid.

''(B) ANNUAL REVIEW.—The Secretary shall conduct an annual review process to determine which forms and data items the States require to award State need-based financial aid and other application requirements that the States may impose.

''(C) STATE USE OF SIMPLIFIED FORMS.—The Secretary shall encourage States to take such steps as necessary to encourage the use of simplified application forms, including those described in paragraphs (3)(B) and (4)(C), to meet the requirements under subsection (b) or (c) of section 479.

''(D) FEDERAL REGISTER NOTICE.—The Secretary shall publish on an annual basis a notice in the Federal Register requiring State agencies to inform the Secretary—

''(i) if the State agency is unable to permit applicants to utilize the simplified application forms described in paragraphs (3)(B) and (4)(C); and

''(ii) of the State-specific data that the State agency requires for delivery of State need-based financial aid.

''(E) STATE NOTIFICATION TO THE SECRETARY.—

''(i) IN GENERAL.—Each State agency shall notify the Secretary—

''(I) whether the State permits an applicant to file a form described in paragraph (3)(B) or paragraph (4)(C) of this subsection for purposes of determining eligibility for State need-based financial aid; and

''(II) the State-specific data that the State agency requires for delivery of State need-based financial aid.

''(ii) ACCEPTANCE OF FORMS.—In the event that a State does not permit an applicant to file a form described in paragraph (3)(B) or paragraph (4)(C) of this subsection for purposes of determining eligibility for State need-based financial aid—

''(I) the State shall notify the Secretary if the State is not permitted to do so because of either State law or because of agency policy; and

''(II) the notification under subclause (I) shall include an estimate of the program cost to permit applicants to complete simplified application forms under paragraphs (3)(B) and paragraph (4)(C) of this subsection.

''(iii) LACK OF NOTIFICATION BY THE STATE.—If a State does not notify the Secretary pursuant to clause (i), the Secretary shall—

''(I) permit residents of that State to complete simplified application forms under paragraphs (3)(B) and paragraph (4)(C) of this subsection; and

''(II) not require any resident of that State to complete any data previously required by that State under this section.

''(7) CHARGES TO STUDENTS AND PARENTS FOR USE OF FORMS PROHIBITED.—

''(A) FEES PROHIBITED.—The FAFSA, in whatever form (including the EZ–FAFSA, paper, electronic, simplified, or reapplication), shall be produced, distributed, and processed by the Secretary and no parent or student shall be charged a fee for the collection, processing, or delivery of financial aid through the use of the FAFSA. The need and eligibility of a student for financial assistance under parts A through E of this title (other than under subpart 4 of part A) may only be determined by using the FAFSA developed by the Secretary pursuant to this subsection. No student may receive assistance under parts A through E of this title (other than under subpart 4 of part A), except by use of the FAFSA developed by the Secretary pursuant to this subsection. No data collected on a form for which a fee is charged shall be used to complete the FAFSA.

''(B) NOTICE.—Any entity that provides to students or parents, or charges students or parents for, any value-added services with respect to or in connection with the FAFSA, such as completion of the FAFSA, submission of the FAFSA, or tracking of the FAFSA for a student, shall provide to students and parents clear and conspicuous notice that—

''(i) the FAFSA is a free Federal student aid application;

''(ii) the FAFSA can be completed without professional assistance; and

''(iii) includes the current Internet address for the FAFSA on the Department's web site.

''(8) APPLICATION PROCESSING CYCLE.—The Secretary shall enable students to submit a form created under this subsection in order to meet the filing requirements of this section and in order to receive aid from programs under this title and shall initiate the processing of applications under this subsection as early as practicable prior to January 1 of the student's planned year of enrollment.''.

(2) MASTER CALENDAR.—Section 482(a)(1)(B) (20 U.S.C. 1089) is amended to read as follows:

''(B) by March 1: proposed modifications, updates, and notices pursuant to sections 478, 479(c)(2)(C), and 483(a)(6) published in the Federal Register;''.

(b) INCREASING ACCESS TO TECHNOLOGY.—Section 483 (20 U.S.C. 1090) is further amended by adding at the end the following:

''(f) ADDRESSING THE DIGITAL DIVIDE.—The Secretary shall utilize savings accrued by moving more applicants to the electronic forms described in subsection (a)(4) to improve access to the electronic forms described in subsection (a)(4) for applicants meeting the requirements of section 479(c).''.

(c) EXPANDING THE DEFINITION OF AN INDEPENDENT STUDENT.—Section 480(d) (20 U.S.C.1087vv(d)) is amended by striking paragraph (2) and inserting the following:

''(2) is an orphan, in foster care, or a ward of the court, or was in foster care or a ward of the court until the individual reached the age of 18;''.

SEC. 12. DISCRETION OF STUDENT FINANCIAL AID ADMINISTRATORS.

Section 479A(a) (20 U.S.C. 1087tt(a)) is amended—

(1) by striking ''(a) IN GENERAL.—'' and inserting the following:

''(a) AUTHORITY TO MAKE ADJUSTMENTS.—

''(1) ADJUSTMENTS FOR SPECIAL CIRCUMSTANCES.—'';

(2) by inserting before ''Special circumstances may'' the following:

''(2) SPECIAL CIRCUMSTANCES DEFINED.—'';

(3) by inserting ''a student's status as a ward of the court at any time prior to attaining 18 years of age, a student's status as an individual who was adopted at or after age 13, a student's status as a homeless or unaccompanied youth (as defined in section 725 of the McKinney-Vento Homeless Assistance Act),'' after ''487,'';

(4) by inserting before ''Adequate documentation'' the following:

''(3) DOCUMENTATION AND USE OF SUPPLEMENTARY INFORMATION.—''; and

(5) by inserting before ''No student'' the following:

''(4) FEES FOR SUPPLEMENTARY INFORMATION PROHIBITED.—''.

SEC. 13. POSTBACCALAUREATE OPPORTUNITIES FOR HISPANIC AMERICANS.

(a) ESTABLISHMENT OF PROGRAM.—Title V is amended—

(1) by redesignating part B as part C;

(2) by redesignating sections 511 through 518 as sections 521 through 528, respectively; and

(3) by inserting after section 505 (20 U.S.C. 1101d) the following new part:

''PART B—PROMOTING POSTBACCALAUREATE OPPORTUNITIES FOR HISPANIC AMERICANS

''SEC. 511. PURPOSES.

''The purposes of this part are—

''(1) to expand postbaccalaureate educational opportunities for, and improve the academic attainment of, Hispanic students; and

''(2) to expand the postbaccalaureate academic offerings and enhance the program quality in the institutions that are educating the majority of Hispanic college students and helping large numbers of Hispanic and low-income students complete postsecondary degrees.

''SEC. 512. PROGRAM AUTHORITY AND ELIGIBILITY.

''(a) PROGRAM AUTHORIZED.—Subject to the availability of funds appropriated to carry out this part, the Secretary shall award competitive grants to Hispanic-serving institutions determined by the Secretary to be making substantive contributions to graduate educational opportunities for Hispanic students.

''(b) ELIGIBILITY.—For the purposes of this part, an 'eligible institution' means an institution of higher education that—

''(1) is an eligible institution under section 502(a)(2); and

''(2) offers a postbaccalaureate certificate or degree granting program.

''SEC. 513. AUTHORIZED ACTIVITIES.

''Grants awarded under this part shall be used for one or more of the following activities:

''(1) Purchase, rental, or lease of scientific or laboratory equipment for educational purposes, including instructional and research purposes.

''(2) Construction, maintenance, renovation, and improvement of classrooms, libraries, laboratories, and other instructional facilities, including purchase or rental of telecommunications technology equipment or services.

''(3) Purchase of library books, periodicals, technical and other scientific journals, microfilm, microfiche, and other educational materials, including telecommunications program materials.

''(4) Support for needy postbaccalaureate students including outreach, academic support services, mentoring, scholarships, fellowships, and other financial assistance to permit the enrollment of such students in postbaccalaureate certificate and degree granting programs.

''(5) Support of faculty exchanges, faculty development, faculty research, curriculum development, and academic instruction.

''(6) Creating or improving facilities for Internet or other distance learning academic instruction capabilities, including purchase or rental of telecommunications technology equipment or services.

''(7) Collaboration with other institutions of higher education to expand postbaccalaureate certificate and degree offerings.

''(8) Other activities proposed in the application submitted pursuant to section 514 that—

''(A) contribute to carrying out the purposes of this part; and

''(B) are approved by the Secretary as part of the review and acceptance of such application.

''SEC. 514. APPLICATION AND DURATION.

''(a) APPLICATION.—Any eligible institution may apply for a grant under this part by submitting an application to the Secretary at such time and in such manner as determined by the Secretary. Such application shall demonstrate how the grant funds will be used to improve postbaccalaureate education opportunities in programs and professions in which Hispanic Americans are underrepresented.

''(b) DURATION.—Grants under this part shall be awarded for a period not to exceed 5 years.

''(c) LIMITATION.—The Secretary shall not award more than one grant under this part in any fiscal year to any Hispanic-serving institution.''.

(b) COOPERATIVE ARRANGEMENTS.—Section 524(a) (as redesignated by subsection (a)(2)) (20 U.S.C. 1103c(a)) is amended by inserting ''and section 513'' after ''section 503''.

(c) AUTHORIZATION OF APPROPRIATIONS.—Subsection (a) of section 528 (as redesignated by subsection (a)(2) of this section) (20 U.S.C. 1103g) is amended to read as follows:

''(a) AUTHORIZATIONS.—

''(1) PART A.—There are authorized to be appropriated to carry out part A and part C of this title $96,000,000 for fiscal year 2006 and such sums as may be necessary for each of the 5 succeeding fiscal years.

''(2) PART B.—There are authorized to be appropriated to carry out part B of this title $59,000,000 for fiscal year 2006 and such sums as may be necessary for each of the 5 succeeding fiscal years.''.

SEC. 14. CANCELLATION OF STUDENT LOAN INDEBTEDNESS FOR SURVIVORS OF VICTIMS OF THE SEPTEMBER 11, 2001, ATTACKS.

(a) DEFINITIONS.—For purposes of this section:

(1) ELIGIBLE PUBLIC SERVANT.—The term ''eligible public sesrvant'' means an individual who, as determined in accordance with regulations of the Secretary—

(A) served as a police officer, firefighter, other safety or rescue personnel, or as a member of the Armed Forces; and

(B) died (or dies) or became (or becomes) permanently and totally disabled due to injuries suffered in the terrorist attack on September 11, 2001.

(2) ELIGIBLE VICTIM.—The term ''eligible victim'' means an individual who, as determined in accordance with regulations of the Secretary, died (or dies) or became (or becomes) permanently and totally disabled due to injuries suffered in the terrorist attack on September 11, 2001.

(3) ELIGIBLE PARENT.—The term ''eligible parent'' means the parent of an eligible victim if—

(A) the parent owes a Federal student loan that is a consolidation loan that was used to repay a PLUS loan incurred on behalf of such eligible victim; or

(B) the parent owes a Federal student loan that is a PLUS loan incurred on behalf of an eligible victim.

(4) SECRETARY.—The term ''Secretary'' means the Secretary of Education.

(5) FEDERAL STUDENT LOAN.—The term ''Federal student loan'' means any loan made, insured, or guaranteed under part B, D, or E of title IV of the Higher Education Act of 1965.

(b) RELIEF FROM INDEBTEDNESS.—

(1) IN GENERAL.—The Secretary shall provide for the discharge or cancellation of—

(A) the Federal student loan indebtedness of the spouse of an eligible public servant, as determined in accordance with regulations of the Secretary, including any consolidation loan that was used jointly by the eligible public servant and his or her spouse to repay the Federal student loans of the spouse and the eligible public servant;

(B) the portion incurred on behalf of the eligible victim (other than an eligible public servant), of a Federal student loan that is a consolidation loan that was used jointly by the eligible victim and his or her spouse, as determined in accordance with regulations of the Secretary, to repay the Federal student loans of the eligible victim and his or her spouse;

(C) the portion of the consolidation loan indebtedness of an eligible parent that was incurred on behalf of an eligible victim; and

(D) the PLUS loan indebtedness of an eligible parent that was incurred on behalf of an eligible victim.

(2) METHOD OF DISCHARGE OR CANCELLATION.—A loan required to be discharged or canceled under paragraph (1) shall be discharged or canceled by the method used under section 437(a), 455(a)(1), or 464(c)(1)(F) of the Higher Education Act of 1965 (20 U.S.C. 1087(a), 1087e(a)(1), 1087dd(c)(1)(F)), whichever is applicable to such loan.

(c) FACILITATION OF CLAIMS.—The Secretary shall—

(1) establish procedures for the filing of applications for discharge or cancellation under this section by regulations that shall be prescribed and published within 90 days after the date of enactment of this Act and without regard to the requirements of section 553 of title 5, United States Code; and

(2) take such actions as may be necessary to publicize the availability of discharge or cancellation of Federal student loan indebtedness under this section.

(d) AVAILABILITY OF FUNDS FOR PAYMENTS.—Funds available for the purposes of making payments to lenders in accordance with section 437(a) for the discharge of indebtedness of deceased or disabled individuals shall be available for making payments under section 437(a) to lenders of loans as required by this section.

(e) APPLICABLE TO OUTSTANDING DEBT.—The provisions of this section shall be applied to discharge or cancel only Federal student loans (including consolidation loans) on which amounts were owed on September 11, 2001. Nothing in this section shall be construed to authorize any refunding of any repayment of a loan.

SEC. 15. GENERAL EXTENSION OF HIGHER EDUCATION PROGRAMS.

(a) EXTENSION OF DURATION.—Except as otherwise provided in this Act, the authorization of appropriations for, and the duration of, each program authorized under the Higher Education Act of 1965 (20 U.S.C. 1001 et seq.) shall be extended through July 1, 2012.

(b) PERFORMANCE OF REQUIRED AND AUTHORIZED FUNCTIONS.—If the Secretary of Education, a State, an institution of higher education, a guaranty agency, a lender, or another person or entity—

(1) is required, in or for fiscal year 2004, to carry out certain acts or make certain determinations or payments under a program under the Higher Education Act of 1965, such acts, determinations, or payments shall be required to be carried out, made, or continued during the period of the extension under this section; or

(2) is permitted or authorized, in or for fiscal year 2004, to carry out certain acts or make certain determinations or payments under a program under the Higher Education Act of 1965, such acts, determinations, or payments are permitted or authorized to be carried out, made, or continued during the period of the extension under this section.

(c) EXTENSION AT CURRENT LEVELS.—Unless the amount authorized to be appropriated for a program described in subsection (a) is otherwise amended by another section of this Act, the amount authorized to be appropriated for such a program during the period of extension under this section shall be the amount authorized to be appropriated for such program for fiscal year 2004, or the amount appropriated for such program for such fiscal year, whichever is greater. Except as provided in any amendment to the Higher Education Act of 1965 enacted during fiscal year 2005 or 2006, the amount of any payment required or authorized under subsection (b) in or for the period of the extension under this section shall be determined in the same manner as the amount of the corresponding payment required or authorized in or for fiscal year 2004.

(d) ADVISORY COMMITTEES AND OTHER ENTITIES CONTINUED.—Any advisory committee, interagency organization, or other entity that was, during fiscal year 2004, authorized or required to perform any function under the Higher Education Act of 1965 (20 U.S.C. 1001 et seq.), or in relation to programs under that Act, shall continue to exist and is authorized or required, respectively, to perform such function for the period of the extension under this section.

It was decided in the negative { Yeas ..... 200 / Nays 220

¶22.15 [Roll No. 80]

AYES—200

Abercrombie
Ackerman
Allen
Andrews
Baca
Baird
Baldwin
Barrow
Bean
Becerra
Berkley
Berman
Berry
Bishop (GA)
Bishop (NY)
Blumenauer
Boren
Boswell
Boucher
Boyd
Brady (PA)
Brown (OH)
Brown, Corrine
Butterfield
Capps
Capuano
Cardin
Cardoza
Carnahan
Carson
Case
Chandler
Cleaver
Clyburn
Conyers
Cooper
Costa
Costello
Cramer
Crowley
Cuellar
Cummings
Davis (AL)
Davis (IL)
Davis (TN)
DeFazio
DeGette
Delahunt
DeLauro
Dicks
Dingell
Doggett
Doyle
Edwards
Emanuel
Engel
Eshoo
Etheridge
Farr
Fattah
Filner
Ford
Frank (MA)
Gonzalez
Green, Al
Green, Gene
Grijalva
Gutierrez
Harman
Hastings (FL)
Herseth
Higgins
Hinchey
Hinojosa
Holden
Holt
Honda
Hooley
Hoyer
Inslee
Israel
Jackson (IL)
Jefferson
Johnson (CT)
Johnson (IL)
Johnson, E. B.
Jones (OH)
Kanjorski
Kaptur
Kennedy (RI)
Kildee
Kilpatrick (MI)
Kind
Kucinich
Langevin
Lantos
Larsen (WA)
Larson (CT)
Leach
Lee
Levin
Lewis (GA)
Lipinski
LoBiondo
Lofgren, Zoe
Lowey
Lynch
Maloney
Markey
Marshall
Matheson
Matsui
McCarthy
McCollum (MN)
McDermott
McGovern
McIntyre
McKinney
McNulty
Meehan
Meek (FL)
Melancon
Michaud
Miller (NC)
Miller, George
Mollohan
Moore (KS)
Moore (WI)
Moran (VA)
Murtha
Nadler
Napolitano
Neal (MA)
Oberstar
Obey
Olver
Ortiz
Owens
Pallone
Pascrell
Pastor
Payne
Pelosi
Peterson (MN)
Platts
Pomeroy
Price (NC)
Rahall
Rangel
Reichert
Reyes
Ross
Rothman
Roybal-Allard
Rush
Ryan (OH)
Sabo
Salazar
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Schakowsky
Schiff
Schwartz (PA)
Scott (GA)
Scott (VA)
Serrano
Shays
Sherman
Simmons
Skelton
Slaughter
Smith (WA)
Snyder
Solis
Spratt
Stark
Strickland
Stupak
Tanner
Tauscher
Taylor (MS)
Thompson (CA)
Thompson (MS)
Tierney
Towns
Udall (CO)
Udall (NM)
Van Hollen
Velázquez
Visclosky
Wasserman Schultz
Waters
Watt
Waxman
Weiner
Wexler
Woolsey
Wu
Wynn

NOES—220

Aderholt
Akin
Alexander
Bachus
Baker
Barrett (SC)
Bartlett (MD)
Barton (TX)
Bass
Beauprez
Biggert
Bilirakis
Bishop (UT)
Blackburn
Blunt
Boehlert
Boehner
Bonilla
Bonner
Bono
Boozman
Boustany
Bradley (NH)
Brady (TX)
Brown (SC)
Brown-Waite, Ginny
Burgess
Burton (IN)
Buyer
Calvert
Camp (MI)
Campbell (CA)
Cannon
Cantor
Capito
Carter
Castle
Chabot
Chocola
Coble
Conaway
Crenshaw
Cubin
Culberson
Davis (KY)
Davis, Jo Ann
Davis, Tom
Deal (GA)
DeLay
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Doolittle
Drake
Dreier
Duncan

Ehlers
Emerson
English (PA)
Everett
Feeney
Ferguson
Fitzpatrick (PA)
Flake
Foley
Forbes
Fortenberry
Fossella
Foxx
Franks (AZ)
Frelinghuysen
Gallegly
Garrett (NJ)
Gerlach
Gibbons
Gillmor
Gingrey
Gohmert
Goode
Goodlatte
Gordon
Granger
Graves
Green (WI)
Gutknecht
Hall
Harris
Hart
Hastings (WA)
Hayes
Hayworth
Hefley
Hensarling
Herger
Hobson
Hoekstra
Hostettler
Hulshof
Hunter
Hyde
Inglis (SC)
Istook
Jenkins
Jindal
Johnson, Sam
Jones (NC)
Keller
Kelly
Kennedy (MN)
King (IA)
King (NY)
Kingston
Kirk
Kline
Knollenberg
Kolbe
Kuhl (NY)
LaHood
Latham
LaTourette
Lewis (CA)
Lewis (KY)
Linder
Lucas
Lungren, Daniel E.
Mack
Manzullo
Marchant
McCaul (TX)
McCotter
McCrery
McHenry
McHugh
McKeon
McMorris
Mica
Millender-McDonald
Miller (MI)
Miller, Gary
Moran (KS)
Murphy
Musgrave
Myrick
Neugebauer
Ney
Northup
Norwood
Nunes
Nussle
Osborne
Otter
Oxley
Paul
Pearce
Pence
Peterson (PA)
Petri
Pickering
Pitts
Poe
Pombo
Porter
Price (GA)
Pryce (OH)
Putnam
Radanovich
Ramstad
Regula
Rehberg
Renzi
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Ros-Lehtinen
Royce
Ryan (WI)
Ryun (KS)
Saxton
Schmidt
Schwarz (MI)
Sensenbrenner
Sessions
Shadegg
Shaw
Sherwood
Shimkus
Shuster
Simpson
Smith (NJ)
Smith (TX)
Sodrel
Souder
Stearns
Sullivan
Sweeney
Tancredo
Taylor (NC)
Terry
Thomas
Thornberry
Tiahrt
Tiberi
Turner
Upton
Walden (OR)
Walsh
Wamp
Weldon (FL)
Weldon (PA)
Weller
Westmoreland
Whitfield
Wicker
Wilson (NM)
Wilson (SC)
Wolf
Young (AK)
Young (FL)

NOT VOTING—12

Clay
Cole (OK)
Davis (CA)
Davis (FL)
Evans
Gilchrest
Issa
Jackson-Lee (TX)
Meeks (NY)
Miller (FL)
Ruppersberger
Watson

So the amendment was not agreed to.

The SPEAKER pro tempore, Mr. BOOZMAN, assumed the Chair.

When Mr. BASS, Acting Chairman, pursuant to House Resolution 742, reported the bill back to the House with an amendment adopted by the Committee.

The previous question having been ordered by said resolution.

The following amendment, reported from the Committee of the Whole House on the state of the Union, was agreed to:

Strike out all after the enacting clause and insert:

SECTION 1. SHORT TITLE; TABLE OF CONTENTS.

(a) SHORT TITLE.—This Act may be cited as the ''College Access and Opportunity Act of 2006''.

(b) TABLE OF CONTENTS.—The table of contents for this Act is as follows:

Sec. 1. Short title; table of contents.
Sec. 2. References; effective date.

TITLE I—GENERAL PROVISIONS

Sec. 101. Definition of institution of higher education.
''Sec. 101. Definition of institution of higher education.
''Sec. 102. Institutions outside the United States.
''Sec. 123. Restrictions on funds for for-profit schools.
Sec. 102. New borrower definition.
Sec. 103. Student speech and association rights.
Sec. 104. National Advisory Committee on Institutional Quality and Integrity.
Sec. 105. Alcohol and drug abuse prevention.
Sec. 106. Prior rights and obligations.
Sec. 107. Limitation on certain uses of funds.
''Sec. 124. Limitation on certain uses of funds.
Sec. 108. Consumer information and public accountability in higher education.
''Sec. 131. Consumer information and public accountability in higher education.
Sec. 109. Databases of student information.
''Sec. 132. Databases of student information prohibited.
Sec. 110. Performance-based organization.
Sec. 111. Treatment of territories and territorial student assistance.

TITLE II—TEACHER PREPARATION

Sec. 201. Teacher quality enhancement grants.
''PART A—TEACHER QUALITY ENHANCEMENT GRANTS FOR STATES AND PARTNERSHIPS
''Sec. 201. Purposes; definitions.
''Sec. 202. State grants.
''Sec. 203. Partnership grants.
''Sec. 204. Teacher recruitment grants.
''Sec. 205. Administrative provisions.
''Sec. 206. Accountability and evaluation.
''Sec. 207. Accountability for programs that prepare teachers.
''Sec. 208. State functions.
''Sec. 209. General provisions.
''Sec. 210. Authorization of appropriations.
Sec. 202. Preparing tomorrow's teachers to use technology.
Sec. 203. Centers of excellence.
''PART C—CENTERS OF EXCELLENCE
''Sec. 231. Purposes; definitions.
''Sec. 232. Centers of excellence.
''Sec. 233. Authorization of appropriations.
Sec. 204. Teacher incentive fund program.
''PART D—TEACHER INCENTIVE FUND PROGRAM
''Sec. 241. Purpose; definitions.
''Sec. 242. Teacher incentive fund grants.
''Sec. 243. Evaluations.
''Sec. 244. Authorization of appropriations.
Sec. 205. National teacher corps.
''PART E—NATIONAL TEACHER CORPS
''Sec. 251. Purposes.
''Sec. 252. Definitions.
''Sec. 253. Grant program authorized.
''Sec. 254. Grant requirements.
''Sec. 255. Authorized activities.
''Sec. 256. Evaluation.
''Sec. 257. Authorization of appropriations.
Sec. 206. Transition.

TITLE III—INSTITUTIONAL AID

Sec. 301. Title III grants for American Indian Tribally Controlled Colleges and Universities.
Sec. 302. Alaska Native and Native Hawaiian-serving institutions.
Sec. 303. Grants to part B institutions.
Sec. 304. Technical amendments.
Sec. 305. Title III authorizations.

TITLE IV—STUDENT ASSISTANCE

PART A—GRANTS TO STUDENTS

Sec. 401. Pell Grants.
''Sec. 401A. Pell Grants Plus: achievement grants for State scholars.
Sec. 402. TRIO programs.
Sec. 403. TRIO reform.
''Sec. 402G. Staff development activities.
''Sec. 402H. Evaluations.
Sec. 404. GEARUP.
Sec. 405. Federal Supplemental Educational Opportunity Grants.
Sec. 406. LEAP.
Sec. 407. HEP/CAMP program.
Sec. 408. Robert C. Byrd Honors Scholarship Program.
''SUBPART 6—ROBERT C. BYRD HONORS SCHOLARSHIP PROGRAM
''Sec. 419A. Robert C. Byrd mathematics and science honors scholarship program.
''Sec. 419B. Mathematics and science incentive program.
''Sec. 419C. Mathematics and science education coordinating council grants.
''Sec. 419D. Adjunct teacher corps.
''Sec. 419E. Foreign language partnerships.
''Sec. 419F. Authorization of appropriations.
Sec. 409. Child care access.
Sec. 410. Learning anytime anywhere partnerships.

PART B—FEDERAL FAMILY EDUCATION LOAN PROGRAM

Sec. 421. Loan forgiveness for service in areas of national need.
''Sec. 428K. Loan forgiveness for service in areas of national need.
Sec. 422. Additional administrative provisions.

PART C—FEDERAL WORK-STUDY PROGRAMS

Sec. 441. Authorization of appropriations.
Sec. 442. Community service.
Sec. 443. Allocation of funds.
Sec. 444. Books and supplies.
Sec. 445. Job location and development.
Sec. 446. Work colleges.
Sec. 447. Work assistance for students in comprehensive postsecondary programs for students with mental retardation.
''Sec. 449. Work assistance for students in comprehensive postsecondary programs for students with mental retardation.

PART D—FEDERAL DIRECT LOAN PROGRAM

Sec. 451. Income contingent repayment.

PART E—FEDERAL PERKINS LOAN PROGRAM

Sec. 461. Reauthorization of program.
Sec. 462. Loan terms and conditions.
Sec. 463. Loan cancellation.
Sec. 464. Technical amendments.

PART F—NEED ANALYSIS

Sec. 471. Significantly simplifying the student aid application process.
Sec. 472. Discretion of student financial aid administrators.

PART G—GENERAL PROVISIONS RELATING TO STUDENT FINANCIAL ASSISTANCE

Sec. 481. Expanding information dissemination regarding eligibility for Pell Grants.
Sec. 482. Student eligibility.
Sec. 483. Institutional refunds.
Sec. 484. Institutional and financial assistance information for students.
Sec. 485. Distance education demonstration program.
Sec. 486. College affordability demonstration program.
''Sec. 486A. College affordability demonstration program.
Sec. 487. Program participation agreements.
Sec. 488. Additional technical and conforming amendments.
Sec. 489. Pell grant eligibility provision.

PART H—PROGRAM INTEGRITY

Sec. 495. Accreditation.

Sec. 496. Report to Congress on prevention of fraud and abuse in student financial aid programs.
''Sec. 499. Report to Congress on prevention of fraud and abuse in student financial aid programs.
Sec. 497. Report to Congress on compliance with the Paperwork Reduction Act of 1995.
''Sec. 499A. Report to Congress on the Compliance of the student aid application process with the requirements of the Paperwork Reduction Act of 1995.

TITLE V—DEVELOPING INSTITUTIONS

Sec. 501. Definitional changes.
Sec. 502. Assurance of enrollment of needy students.
Sec. 503. Additional amendments.
Sec. 504. Postbaccalaureate opportunities for Hispanic Americans.

''PART B—PROMOTING POSTBACCALAUREATE OPPORTUNITIES FOR HISPANIC AMERICANS

''Sec. 511. Purposes.
''Sec. 512. Program authority and eligibility.
''Sec. 513. Authorized activities.
''Sec. 514. Application and duration.
Sec. 505. Authorization of appropriations.

TITLE VI—TITLE VI AMENDMENTS

Sec. 601. International and foreign language studies.
Sec. 602. Business and international education programs.
Sec. 603. Institute for International Public Policy.
''Sec. 621. Program for foreign service professionals.
Sec. 604. Evaluation, outreach, and dissemination.
''Sec. 632. Evaluation, outreach, and dissemination.
Sec. 605. Advisory Board.
''Sec. 633. International Higher Education Advisory Board.
Sec. 606. Recruiter access to students and student recruiting information; safety.
''Sec. 634. Recruiter access to students and student recruiting information.
''Sec. 635. Student safety.
Sec. 607. National study of foreign language heritage communities.
''Sec. 636. National study of foreign language heritage communities.

TITLE VII—TITLE VII AMENDMENTS

Sec. 701. Javits fellowship program.
Sec. 702. Graduate assistance in areas of national need.
Sec. 703. Thurgood Marshall legal educational opportunity program.
Sec. 704. Fund for the improvement of postsecondary education.
Sec. 705. Urban community service.
Sec. 706. Demonstration projects to ensure students with disabilities receive a quality higher education.

TITLE VIII—CLERICAL AMENDMENTS

Sec. 801. Clerical amendments.

TITLE IX—AMENDMENTS TO OTHER EDUCATION LAWS

PART A—EDUCATION OF THE DEAF ACT OF 1986

Sec. 901. Laurent Clerc National Deaf Education Center.
Sec. 902. Agreement with Gallaudet University.
Sec. 903. Authority.
Sec. 903. Agreement for the National Technical Institute for the Deaf.
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Sec. 906. Audit.
Sec. 907. Reports.
Sec. 908. Monitoring, evaluation, and reporting.
Sec. 909. Liaison for educational programs.
Sec. 910. Federal endowment programs for Gallaudet University and the National Technical Institute for the Deaf.
Sec. 911. Oversight and effect of agreements.
Sec. 913. International students.
Sec. 913. Research priorities.
Sec. 914. Authorization of appropriations.
''Sec. 1. Short title.

PART B—ADDITIONAL EDUCATION LAWS

Sec. 921. Cancellation of student loan indebtedness for survivors of victims of the September 11, 2001, attacks.
Sec. 922. Amendment to Higher Education Amendments of 1998.
Sec. 923. Tribally Controlled College or University Assistance Act of 1978.
Sec. 924. Navajo Community College Act.
Sec. 925. Education Amendments of 1992.
Sec. 926. Study of student learning outcomes and public accountability.
Sec. 927. Study of minority graduation rates.
Sec. 928. Study of education-related indebtedness of medical school graduates.
Sec. 929. Study of adult learners.
Sec. 930. Increase in college textbook prices.
Sec. 931. Independent evaluation of distance education programs.
Sec. 932. Study of campus-based program allocation of funds.
Sec. 933. Summit on sustainability.
Sec. 934. Study of residency applications.

SEC. 2. REFERENCES; EFFECTIVE DATE.

(a) REFERENCES.—Except as otherwise expressly provided, whenever in this Act an amendment or repeal is expressed in terms of an amendment to, or repeal of, a section or other provision, the reference shall be considered to be made to a section or other provision of the Higher Education Act of 1965 (20 U.S.C. 1001 et seq.).

(b) EFFECTIVE DATE.—Except as otherwise provided in this Act, the amendments made by this Act shall take effect on the date of enactment of this Act.

TITLE I—GENERAL PROVISIONS

SEC. 101. DEFINITION OF INSTITUTION OF HIGHER EDUCATION.

(a) AMENDMENT.—Title I is amended by striking sections 101 and 102 (20 U.S.C. 1001, 1002) and inserting the following:

"SEC. 101. DEFINITION OF INSTITUTION OF HIGHER EDUCATION.

''(a) INSTITUTION OF HIGHER EDUCATION.—For purposes of this Act, the term 'institution of higher education' means an educational institution in any State that—

''(1) admits as regular students only individuals who—

''(A) meet the requirements of section 484(d)(3), or have a certificate of graduation from a school providing secondary education, or the recognized equivalent of such a certificate;

''(B) are beyond the age of compulsory school attendance in the State in which the institution is located; or

''(C) will be dually enrolled in that institution and a secondary school;

''(2) is legally authorized within such State to provide a program of education beyond secondary education;

''(3)(A) is accredited by a nationally recognized accrediting agency or association; or

''(B) if not so accredited, is a public or nonprofit institution that has been granted preaccreditation status by such an agency or association that has been recognized by the Secretary for the granting of preaccreditation status, and the Secretary has determined that there is satisfactory assurance that the institution will meet the accreditation standards of such an agency or association within a reasonable time; and

''(4) meets either of the following criteria:

''(A) is a nonprofit, for-profit, or public institution that—

''(i) provides an educational program for which the institution awards a bachelor's, graduate, or professional degree;

''(ii) provides not less than a 2-year educational program which is acceptable for full credit towards such a degree;

''(iii) provides not less than a 1-year program of training that prepares students for gainful employment in a recognized occupation; or

''(iv) awards a degree that is acceptable for admission to graduate or professional degree programs, subject to the review and approval of the Secretary; or

''(B) is a nonprofit, for-profit, or public institution that provides an eligible program (as defined in section 481)—

''(i) for which the institution awards a certificate; and

''(ii) that prepares students for gainful employment in a recognized occupation.

''(b) ADDITIONAL LIMITATIONS.—

''(1) FOR-PROFIT POSTSECONDARY INSTITUTIONS.—

''(A) DURATION OF ACCREDITATION.—A for-profit institution shall not be considered to be an institution of higher education unless such institution is accredited by a nationally recognized accrediting agency or association and such institution has been in existence for at least 2 years.

''(B) INSTITUTIONAL ELIGIBILITY ONLY FOR COMPETITIVE GRANTS.—For the purposes of any program providing grants to institutions for use by the institution (and not for distribution among students), a for-profit institution shall not be considered to be an institution of higher education under this section if such grants are awarded on any basis other than competition on the merits of the grant proposal or application.

''(2) POSTSECONDARY VOCATIONAL INSTITUTIONS.—A nonprofit or public institution that meets the criteria of subsection (a)(4)(B) shall not be considered to be an institution of higher education unless such institution has been in existence for at least 2 years.

''(3) LIMITATIONS BASED ON MANAGEMENT.—An institution shall not be considered to meet the definition of an institution of higher education in this section if—

''(A) the institution, or an affiliate of the institution that has the power, by contract or ownership interest, to direct or cause the direction of the management or policies of the institution, has filed for bankruptcy, except that this paragraph shall not apply to a nonprofit institution, the primary function of which is to provide health care educational services (or an affiliate of such an institution that has the power, by contract or ownership interest, to direct or cause the direction of the institution's management or policies) that filed for bankruptcy under chapter 11 of title 11, United States Code, between July 1, 1998, and December 1, 1998; or

''(B) the institution, the institution's owner, or the institution's chief executive officer has been convicted of, or has pled nolo contendere or guilty to, a crime involving the acquisition, use, or expenditure of Federal, State, or local government funds, or has been judicially determined to have committed a crime involving the acquisition, use, or expenditure involving Federal, State, or local government funds.

''(4) LIMITATION ON COURSE OF STUDY OR ENROLLMENT.—An institution shall not be considered to meet the definition of an institution of higher education in subsection (a) if such institution—

''(A) offers more than 50 percent of such institution's courses by correspondence (excluding courses offered by telecommunications as defined in section 484(*l*)(4)), unless

the institution is an institution that meets the definition in section 3(3)(C) of the Carl D. Perkins Vocational and Technical Education Act of 1998;

''(B) enrolls 50 percent or more of the institution's students in correspondence courses (excluding courses offered by telecommunications as defined in section 484(*l*)(4)), unless the institution is an institution that meets the definition in section 3(3)(C) of the Carl D. Perkins Vocational and Technical Education Act of 1998, except that the Secretary, at the request of the institution, may waive the applicability of this subparagraph to the institution for good cause, as determined by the Secretary in the case of an institution of higher education that provides a 2- or 4-year program of instruction (or both) for which the institution awards an associate or baccalaureate degree, respectively;

''(C) has a student enrollment in which more than 25 percent of the students are incarcerated, except that the Secretary may waive the limitation contained in this subparagraph for an institution that provides a 2- or 4-year program of instruction (or both) for which the institution awards a bachelor's degree, or an associate's degree or a postsecondary certificate, respectively; or

''(D) has a student enrollment in which more than 50 percent of the students either do not meet the requirements of section 484(d)(3) or do not have a secondary school diploma or its recognized equivalent, and does not provide a 2- or 4-year program of instruction (or both) for which the institution awards an associate's degree or a bachelor's degree, respectively, except that the Secretary may waive the limitation contained in this subparagraph if an institution demonstrates to the satisfaction of the Secretary that the institution exceeds such limitation because the institution serves, through contracts with Federal, State, or local government agencies, significant numbers of students who do not meet the requirements of section 484(d)(3) or do not have a secondary school diploma or its recognized equivalent.

''(c) LIST OF ACCREDITING AGENCIES.—For purposes of this section, the Secretary shall publish a list of nationally recognized accrediting agencies or associations that the Secretary determines, pursuant to subpart 2 of part H of title IV, to be reliable authority as to the quality of the education or training offered.

''(d) CERTIFICATION.—The Secretary shall certify, for the purposes of participation in title IV, an institution's qualification as an institution of higher education in accordance with the requirements of subpart 3 of part H of title IV.

''(e) LOSS OF ELIGIBILITY.—An institution of higher education shall not be considered to meet the definition of an institution of higher education in this section for the purposes of participation in title IV if such institution is removed from eligibility for funds under title IV as a result of an action pursuant to part H of title IV.

''SEC. 102. INSTITUTIONS OUTSIDE THE UNITED STATES.

''(a) INSTITUTIONS OUTSIDE THE UNITED STATES.—

''(1) IN GENERAL.—An institution outside the United States shall be considered to be an institution of higher education only for purposes of part B of title IV if the institution is comparable to an institution of higher education, as defined in section 101, is legally authorized by the education ministry (or comparable agency) of the country in which the school is located, and has been approved by the Secretary for purposes of that part. The Secretary shall establish criteria by regulation for that approval and that determination of comparability. An institution may not be so approved or determined to be comparable unless such institution is a public or nonprofit institution, except that, subject to paragraph (2)(B), a graduate medical school or veterinary school located outside the United States may be a for-profit institution.

''(2) MEDICAL AND VETERINARY SCHOOL CRITERIA.—In the case of a graduate medical or veterinary school outside the United States, such criteria shall include a requirement that a student attending such school outside the United States is ineligible for loans made, insured, or guaranteed under part B of title IV unless—

''(A) in the case of a graduate medical school located outside the United States—

''(i)(I) at least 60 percent of those enrolled in, and at least 60 percent of the graduates of, the graduate medical school outside the United States were not persons described in section 484(a)(5) in the year preceding the year for which a student is seeking a loan under part B of title IV; and

''(II) at least 60 percent of the individuals who were students or graduates of the graduate medical school outside the United States or Canada (both nationals of the United States and others) taking the examinations administered by the Educational Commission for Foreign Medical Graduates received a passing score in the year preceding the year for which a student is seeking a loan under part B of title IV; or

''(ii) the institution has or had a clinical training program that was approved by a State as of January 1, 1992, and continues to operate a clinical training program in at least one State, which is approved by that State; or

''(B) in the case of a veterinary school located outside the United States that is not a public or nonprofit institution, the institution's students complete their clinical training at an approved veterinary school located in the United States.

''(b) ADVISORY PANEL.—

''(1) IN GENERAL.—For the purpose of qualifying a foreign medical school as an institution of higher education only for purposes of part B of title IV, the Secretary shall publish qualifying criteria by regulation and establish an advisory panel of medical experts that shall—

''(A) evaluate the standards of accreditation applied to applicant foreign medical schools; and

''(B) determine the comparability of those standards to standards for accreditation applied to United States medical schools.

''(2) FAILURE TO RELEASE INFORMATION.—The failure of an institution outside the United States to provide, release, or authorize release to the Secretary of such information as may be required by subsection (a)(2) shall render such institution ineligible for the purpose of part B of title IV.''.

(b) RESTRICTIONS ON FUNDS FOR FOR-PROFIT SCHOOLS.—Part B of title I is amended by inserting after section 122 (20 U.S.C. 1011k) the following new section:

''SEC. 123. RESTRICTIONS ON FUNDS FOR FOR-PROFIT SCHOOLS.

''(a) IN GENERAL.—Notwithstanding any other provision of this Act authorizing the use of funds by an institution of higher education that receives funds under this Act, none of the funds made available under this Act to a for-profit institution of higher education may be used for—

''(1) construction, maintenance, renovation, repair, or improvement of classrooms, libraries, laboratories, or other facilities;

''(2) establishing, improving, or increasing an endowment fund; or

''(3) establishing or improving an institutional development office to strengthen or improve contributions from alumni and the private sector.

''(b) EXCEPTION.—Subsection (a) shall not apply to funds received by the institution from the grant, loan, or work assistance that is awarded under title IV to the students attending such institution.

''(c) INELIGIBILITY FOR CERTAIN PROGRAMS.—Notwithstanding section 101, a for-profit institution of higher education shall not be considered an eligible institution for the programs under titles III and V of this Act.''.

(c) CONFORMING AMENDMENTS.—

(1) Section 114(a) (20 U.S.C. 1011c(a)) is amended by striking ''(as defined in section 102)''.

(2) Section 435(a)(1) (20 U.S.C. 1085(a)(1)) is amended by striking ''section 102'' and inserting ''section 101''.

(3) Subsection (d) of section 484 (20 U.S.C. 1091(d)) is amended by striking the designation and heading of such subsection and inserting the following:

''(d) SATISFACTION OF SECONDARY EDUCATION STANDARDS.—''.

(4) Section 486(b)(2) (20 U.S.C. 1093(b)(2)) is amended by striking ''102(a)(3)(A), 102(a)(3)(B)'' and inserting ''101(b)(4)(A), 101(b)(4)(B)''.

(5) Section 487(c)(1)(A)(iii) (20 U.S.C. 1094(c)(1)(A)(iii)) is amended by striking ''section 102(a)(1)(C)'' and inserting ''section 102''.

(6) Section 487(d) (20 U.S.C. 1094(d)) is amended by striking ''section 102'' and inserting ''section 101''.

(7) Subsections (j) and (k) of section 496 (20 U.S.C. 1099b(j), (k)) are each amended by striking ''section 102'' and inserting ''section 101''.

(8) Section 498(g)(3) (20 U.S.C. 1099c(g)(3)) is amended by striking ''section 102(a)(1)(C)'' and inserting ''section 102''.

(9) Section 498(i)(1) (20 U.S.C. 1099c(i)(1)) is amended by striking ''section 102'' and inserting ''section 101''.

(10) Section 498(j)(1) (20 U.S.C. 1099c) is amended by striking ''except that such branch shall not be required to meet the requirements of sections 102(b)(1)(E) and 102(c)(1)(C) prior to seeking such certification'' and inserting ''except that such branch shall not be required to be in existence for at least 2 years prior to seeking such certification''.

(11) Section 498B(b) (20 U.S.C. 1099c–2(b)) is amended by striking ''section 102(a)(1)(C)'' and inserting ''section 102''.

(d) EFFECT ON OTHER LAWS.—

(1) INCLUSION OF FOR-PROFIT INSTITUTIONS IN DEFINITION.—The inclusion of proprietary and for-profit institutions within the definition of the term ''institution of higher education''' in section 101 of the Higher Education Act of 1965 (20 U.S.C. 1001) pursuant to the amendment made by subsection (a) of this section shall not apply to any other provision of law (other than the Higher Education Act of 1965) enacted before the date of enactment of this Act that references section 101 of the Higher Education Act of 1965 (or that term as so defined), except as expressly provided by an amendment to, or other revision of the application of, such law enacted after such date of enactment.

(2) INCLUSION OF FOR-PROFIT INSTITUTIONS AS TITLE III OR V ELIGIBLE INSTITUTION.—Any reference in any provision of law other than the Higher Education Act of 1965 to institutions of higher education that are eligible to participate in programs under title III or V of such Act (20 U.S.C. 1051 et. seq., 1101 et seq.) shall not be treated, as a consequence of the amendment to section 101 of the Higher Education Act of 1965 (20 U.S.C. 1001) by subsection (a) of this section, as including a reference to a for-profit or proprietary institution of higher education, except as expressly provided by an amendment to, or

other revision of the application of, such law enacted after such date of enactment.

SEC. 102. NEW BORROWER DEFINITION.

Paragraph (7) of section 103 (20 U.S.C. 1003) is amended to read as follows:

''(7) NEW BORROWER.—The term 'new borrower' when used with respect to any date for any loan under any provision of—

''(A) part B or part D of title IV means an individual who on that date has no outstanding balance of principal or interest owing on any loan made, insured, or guaranteed under either of those parts; and

''(B) part E of title IV means an individual who on that date has no outstanding balance of principal or interest owing on any loan made under that part.''.

SEC. 103. STUDENT SPEECH AND ASSOCIATION RIGHTS.

Section 112 (20 U.S.C. 1011a) is amended—

(1) by amending subsection (a) to read as follows:

''(a) PROTECTION OF RIGHTS.—

''(1) It is the sense of Congress that no student attending an institution of higher education on a full- or part-time basis should, on the basis of participation in protected speech or protected association, be excluded from participation in, be denied the benefits of, or be subjected to discrimination or official sanction under any education program, activity, or division of the institution directly or indirectly receiving financial assistance under this Act, whether or not such program, activity, or division is sponsored or officially sanctioned by the institution; and

''(2) It is the sense of Congress that—

''(A) the diversity of institutions and educational missions is one of the key strengths of American higher education;

''(B) individual colleges and universities have different missions and each institution should design its academic program in accordance with its educational goals;

''(C) within the context of its institutional mission, a college should promote intellectual pluralism and facilitate the free and open exchange of ideas;

''(D) students should not be intimidated, harassed, discouraged from speaking out, discriminated against, or subject to official sanction because of their personal political, ideological, or religious beliefs; and

''(E) students should be treated equally and fairly, including evaluation and grading, without regard to or consideration of their personal political views or ideological beliefs.

''(3) Nothing in paragraph (2) shall be construed to modify, change, or infringe upon any constitutionally protected religious liberty, freedom, expression, or association.''; and

(2) in subsection (b)(1), by inserting after ''higher education'' the following: '', if the imposition of such sanction is done objectively, fairly, and without regard to the student's personal political, ideological, or religious beliefs''.

SEC. 104. NATIONAL ADVISORY COMMITTEE ON INSTITUTIONAL QUALITY AND INTEGRITY.

(a) MEMBERSHIP.—Section 114(b) (20 U.S.C. 1011c(b)) is amended by adding at the end the following new sentence: ''A member of the Committee may continue to serve after the expiration of a term until a successor has been appointed.''.

(b) EXTENSION.—Section 114(g) (20 U.S.C. 1011c(g)) is amended by striking ''2004'' and inserting ''2013''.

SEC. 105. ALCOHOL AND DRUG ABUSE PREVENTION.

Section 120(e)(5) (20 U.S.C. 1011i(e)(5)) is amended—

(1) by striking ''1999'' and inserting ''2007''; and

(2) by striking ''4 succeeding fiscal years'' and inserting ''5 succeeding fiscal years''.

SEC. 106. PRIOR RIGHTS AND OBLIGATIONS.

Section 121(a) (20 U.S.C. 1011j(a)) is amended by striking ''1999 and for each of the 4'' each place it appears and inserting ''2007 and for each of the 5''.

SEC. 107. LIMITATION ON CERTAIN USES OF FUNDS.

Part B of title I is further amended by adding after section 123 (as added by section 101(b) of this Act) the following new section:

''SEC. 124. LIMITATION ON CERTAIN USES OF FUNDS.

''No funds made available to carry out this Act may be used—

''(1) for publicity or propaganda purposes not authorized by the Congress before the date of enactment of the College Access and Opportunity Act of 2006; or

''(2) unless authorized by law in effect on such date of enactment, to produce any prepackaged news story intended for broadcast or distribution unless such story includes a clear a notification contained within the text or audio of such story stating that the prepackaged news story was prepared or funded by the Department of Education.''.

SEC. 108. CONSUMER INFORMATION AND PUBLIC ACCOUNTABILITY IN HIGHER EDUCATION.

Section 131 (20 U.S.C. 1015) is amended to read as follows:

''SEC. 131. CONSUMER INFORMATION AND PUBLIC ACCOUNTABILITY IN HIGHER EDUCATION.

''(a) PURPOSE.—It is the purpose of this section to—

''(1) provide students and families with an easy-to-use, comprehensive web-based tool for researching and comparing institutions of higher education;

''(2) increase the transparency of college cost, price, and financial aid; and

''(3) raise public awareness of information available about postsecondary education, particularly among low-income families, non-traditional student populations, and first-generation college students.

''(b) COLLEGE OPPORTUNITY ON-LINE (COOL) WEBSITE RE-DESIGN PROCESS.—In carrying out this section, the Commissioner of Education Statistics—

''(1) shall identify the data elements that are of greatest importance to prospective students, enrolled students, and their families, paying particular attention to low-income, non-traditional student populations, and first-generation college students;

''(2) shall convene a group of individuals with expertise in the collection and reporting of data related to institutions of higher education, the measurement of institutional compliance costs, consumer use of data related to institutions of higher education, general consumer marketing, and college intervention services to—

''(A) determine the relevance of particular data elements to prospective students, enrolled students, and families;

''(B) assess the cost-effectiveness of various ways in which institutions of higher education might produce the data desired by consumers;

''(C) determine the general comparability of the data across institutions of higher education;

''(D) make recommendations regarding the inclusion of specific data items and the most effective and least burdensome methods of collecting and reporting useful data from institutions of higher education; and

''(3) shall ensure that the redesigned COOL website—

''(A) uses, to the extent practicable, data elements currently provided by institutions of higher education to the Secretary;

''(B) includes clear and uniform information determined to be relevant to prospective students, enrolled students, and families;

''(C) provides comparable information, by ensuring that data are based on accepted criteria and common definitions;

''(D) includes a sorting function that permits users to customize their search for and comparison of institutions of higher education based on the information identified through the process as prescribed in paragraph (1) as being of greatest relevance to choosing an institution of higher education.

''(c) DATA COLLECTION.—

''(1) DATA SYSTEM.—The Commissioner of Education Statistics shall continue to redesign the relevant parts of the Integrated Postsecondary Education Data System to include additional data as required by this section and to continue to improve the usefulness and timeliness of data collected by such systems in order to inform consumers about institutions of higher education.

''(2) COLLEGE CONSUMER PROFILE.—The Secretary shall publish, for each academic year and in accordance with standard definitions developed by the Commissioner of Education Statistics (including definitions developed under section 131(a)(3)(A) as in effect on the day before the date of enactment of the College Access and Opportunity Act of 2006), from at least all institutions of higher education participating in programs under title IV the following information:

''(A) The tuition and fees charged for a first-time, full-time, full-year undergraduate student.

''(B) The room and board charges for a first-time, full-time, full-year undergraduate student.

''(C) The price of attendance for a first-time, full-time, full-year undergraduate student, consistent with the provisions of section 472.

''(D) The average amount of financial assistance received by a first-year, full-time, full-year undergraduate student, including—

''(i) each type of assistance or benefits described in 428(a)(2)(C)(ii);

''(ii) institutional and other assistance; and

''(iii) Federal loans under parts B, D, and E of title IV.

''(E) The number of first-time, full-time, full-year undergraduate students receiving financial assistance described in each clause of subparagraph (D).

''(F) The institutional instructional expenditure per full-time equivalent student.

''(G) Student enrollment information, including information on the number and percentage of full-time and part-time students, the number and percentage of resident and non-resident students.

''(H) Faculty/student ratios.

''(I) Faculty information, including the total number of faculty and the percentage of faculty who are full-time employees of the institution and the percentage who are part-time.

''(J) Completion and graduation rates of undergraduate students, identifying whether the completion or graduation rates are from a 2-year or 4-year program of instruction and, in the case of a 2-year program of instruction, the percentage of students who transfer to 4-year institutions prior or subsequent to completion or graduation.

''(K) A link to the institution of higher education with information of interest to students including mission, accreditation, student services (including services for students with disabilities), transfer of credit policies and, if appropriate, placement rates and other measures of success in preparing students for entry into or advancement in the workforce.

''(L) Any additional information that the Secretary may require.

''(d) DATA DISSEMINATION.—The Commissioner of Education Statistics shall collect

and publish data submitted by each institution pursuant to this section, including an institution's college affordability index as calculated in accordance with subsection (e). Such data shall be selected in accordance with the requirements of section 131(b). Such data shall be presented in a form that is easily accessible and understandable and allows parents and students to make informed decisions based on the prices for typical first-time, full-time, full-year undergraduate students and the institution's rate of cost increase. Such data may be presented in combination with forms and information from the Free Application for Federal Student Aid (FAFSA) website. The Secretary shall work with public and private entities to promote broad public awareness, particularly among middle and high school students and their families, of the information made available under this section, including by distribution to students who participate in or receive benefits from Federally funded education programs and other Federal programs determined by the Secretary.

''(e) COLLEGE AFFORDABILITY INDEX.—

''(1) IN GENERAL.—The Secretary shall, on the basis of the data submitted under subsection (a), calculate a college affordability index for each institution of higher education submitting such data and shall make the index available in accordance with subsection (d) as soon as operationally possible on the Department's college opportunity online Web site. Such index shall be presented in a manner so that the index for any institution is stated in a column or cell immediately adjacent to a column or cell containing the total tuition and fees of the institution.

''(2) CALCULATION OF INDEX.—The college affordability index shall be equal to—

''(A) the percentage increase in the tuition and fees charged for a first-time, full-time, full-year undergraduate student between the first of the 3 most recent preceding academic years and the last of those 3 academic years; divided by

''(B) the percentage increase in the Consumer Price Index—All Urban Consumers (Current Series) from July of the first of those 3 academic years to July of the last of those 3 academic years.

''(f) OUTCOMES AND ACTIONS.—

''(1) RESPONSE FROM INSTITUTION.—Effective on June 30, 2010, an institution that has a college affordability index that exceeds 2.0 for any 3-year interval ending on or after that date shall provide a report to the Secretary, in such a form, at such time, and containing such information as the Secretary may require. Such report shall include—

''(A) a description of the factors contributing to the increase in the institution's costs and in the tuition and fees charged to students; and

''(B) if determinations of tuition and fee increases are not within the exclusive control of the institution, a description of the agency or instrumentality of State government or other entity that participates in such determinations and the authority exercised by such agency, instrumentality, or entity.

''(2) QUALITY-EFFICIENCY TASK FORCES.—

''(A) REQUIRED.—Each institution subject to paragraph (1) that has a college affordability index that is in the highest 5 percent of such indexes of all institutions subject to paragraph (1) shall establish a quality-efficiency task force to review the operations of such institution.

''(B) MEMBERSHIP.—Such task force shall include administrators and business and civic leaders and may include faculty, students, trustees, parents of students, and alumni of such institution.

''(C) FUNCTIONS.—Such task force shall analyze institutional operating costs in comparison with such costs at other institutions within the class of institutions. Such analysis should identify areas where, in comparison with other institutions in such class, the institution operates more expensively to produce a similar result. Any identified areas should then be targeted for in-depth analysis for cost reduction opportunities.

''(D) REPORT.—The results of the analysis by a quality-efficiency task force under this paragraph shall be included in the report to the Secretary under paragraph (1).

''(3) CONSEQUENCES FOR 2-YEAR CONTINUATION OF FAILURE.—If the Secretary determines that the institution has failed to reduce the college affordability index below 2.0 for such 2 academic years, the Secretary shall place the institution on an affordability alert status and shall make the information regarding the institution's failure available in accordance with subsection (d).

''(4) INFORMATION TO STATE AGENCIES.—Any institution that reports under paragraph (1)(A) that an agency or instrumentality of State government or other entity participates in the determinations of tuition and fee increases shall, prior to submitting any information to the Secretary under this subsection, submit such information to, and request the comments and input of, such agency, instrumentality, or entity. With respect to any such institution, the Secretary shall provide a copy of any communication by the Secretary with that institution to such agency, instrumentality, or entity.

''(5) EXEMPTIONS.—

''(A) RELATIVE PRICE EXEMPTION.—The Secretary shall, for any 3-year interval for which college affordability indexes are computed under paragraph (1), determine and publish the dollar amount that, for each class of institution described in paragraph (6) represents the maximum tuition and fees charged for a full-time undergraduate student in the least costly quartile of institutions within each such class during the last year of such 3-year interval. An institution that has a college affordability index computed under paragraph (1) that exceeds 2.0 for any such 3-year interval, but that, on average during such 3-year interval, charges less than such maximum tuition and fees shall not be subject to the actions required by paragraph (3), unless such institution, for a subsequent 3-year interval, charges more than such maximum tuition and fees.

''(B) DOLLAR INCREASE EXEMPTION.—An institution that has a college affordability index computed under paragraph (1) that exceeds 2.0 for any 3-year interval, but that exceeds such 2.0 by a dollar amount that is less than $500, shall not be subject to the actions required by paragraph (3), unless such institution has a college affordability index for a subsequent 3-year interval that exceeds 2.0 by more than such dollar amount.

''(6) CLASSES OF INSTITUTIONS.—For purposes of this subsection, the classes of institutions shall be those sectors used by the Integrated Postsecondary Education Data System, based on whether the institution is public, nonprofit private, or for-profit private, and whether the institution has a 4-year, 2-year, or less than 2-year program of instruction.

''(7) DATA REJECTION.—Nothing in this subsection shall be construed as allowing the Secretary to reject the data submitted by an individual institution of higher education.

''(g) INFORMATION TO THE PUBLIC.—Upon receipt of an institution's report required under subsection (f), the Secretary shall make the information in the report available to the public in accordance with subsection (d) on the COOL website under subsection (b).

''(h) FINES.—In addition to actions authorized in section 487(c), the Secretary may impose a fine in an amount not to exceed $25,000 on an institution of higher education for failing to provide the information required by this section in a timely and accurate manner, or for failing to otherwise cooperate with the National Center for Education Statistics regarding efforts to obtain data under subsections (c) and (j) and pursuant to the program participation agreement entered into under section 487.

''(i) GAO STUDY AND REPORT.—

''(1) GAO STUDY.—The Comptroller General shall conduct a study of the policies and procedures implemented by institutions in increasing the affordability of postsecondary education. Such study shall include information with respect to—

''(A) a list of those institutions that—

''(i) have reduced their college affordability indexes; or

''(ii) are within the least costly quartile of institutions within each class described in subsection (f)(7);

''(B) policies implemented to stem the increase in tuition and fees and institutional costs;

''(C) the extent to which room and board costs and prices changed;

''(D) the extent to which other services were altered to affect tuition and fees;

''(E) the extent to which the institution's policies affected student body demographics and time to completion;

''(F) what, if any, operational factors played a role in reducing tuition and fees;

''(G) the extent to which academic quality was affected, and how;

''(H) if the institution is a public institution, the relationship between State and local appropriations and the institution's tuition and fees;

''(I) the extent to which policies and practices reducing costs and prices may be replicated from one institution to another; and

''(J) other information as necessary to determine best practices in increasing the affordability of postsecondary education.

''(2) INTERIM AND FINAL REPORTS.—The Comptroller General shall submit an interim and a final report regarding the findings of the study required by paragraph (1) to the appropriate authorizing committees of Congress. The interim report shall be submitted not later than July 31, 2011, and the final report shall be submitted not later than July 31, 2013.

''(j) STUDENT AID RECIPIENT SURVEY.—

''(1) SURVEY REQUIRED.—The Secretary shall conduct a survey of student aid recipients under title IV on a regular cycle and State-by-State basis, but not less than once every 4 years—

''(A) to identify the population of students receiving Federal student aid;

''(B) to describe the income distribution and other socioeconomic characteristics of federally aided students;

''(C) to describe the combinations of aid from State, Federal, and private sources received by students from all income groups;

''(D) to describe the debt burden of educational loan recipients and their capacity to repay their education debts, and the impact of such debt burden on career choices;

''(E) to describe the role played by the price of postsecondary education in the determination by students of what institution to attend; and

''(F) to describe how the increased costs of textbooks and other instructional materials affects the costs of postsecondary education to students.

''(2) SURVEY DESIGN.—The survey shall be representative of full-time and part-time, undergraduate, graduate, and professional and current and former students in all types of institutions, and designed and administered in consultation with the Congress and the postsecondary education community.

''(3) DISSEMINATION.—The Commissioner of Education Statistics shall disseminate the information resulting from the survey in both printed and electronic form.

''(k) REGULATIONS.—The Secretary is authorized to issue such regulations as may be necessary to carry out the provisions of this section.''.

SEC. 109. DATABASES OF STUDENT INFORMATION.

Part C of title I is further amended by adding at the end the following new section:

''SEC. 132. DATABASES OF STUDENT INFORMATION PROHIBITED.

''(a) PROHIBITION.—Except as described in (b), nothing in this Act shall be construed to authorize the design, development, creation, implementation, or maintenance of a nationwide database of personally identifiable information on individuals receiving assistance, attending institutions receiving assistance, or otherwise involved in any studies or other collections of data under this Act, including a student unit record system, an education bar code system, or any other system that tracks individual students over time.

''(b) EXCEPTION.—The provisions of subsection (a) shall not affect the loan obligation enforcement activities described in section 485B of this Act.''.

SEC. 110. PERFORMANCE-BASED ORGANIZATION.

Section 141 (20 U.S.C. 1018) is amended—

(1) in subsection (a)(2)(B)—

(A) by inserting ''unit'' after ''to reduce the''; and

(B) by inserting ''and, to the extent practicable, the total costs of administering those programs'' after ''those programs'';

(2) in subsection (c)—

(A) in paragraph (1)(A), by striking ''Each year'' and inserting ''Each fiscal year'';

(B) in paragraph (1)(B), by inserting ''secondary markets, guaranty agencies,'' after ''lenders,''; and

(C) in paragraph (2)(B), by striking ''Chief Financial Officer Act of 1990 and'' and inserting ''Chief Financial Officers Act of 1990,'' and by inserting before the period at the end the following: '', and other relevant statutes''; and

(3) in subsection (f)(3)(A), by striking ''paragraph (1)(A)'' and inserting ''paragraph (1)''.

SEC. 111. TREATMENT OF TERRITORIES AND TERRITORIAL STUDENT ASSISTANCE.

Section 113 (20 U.S.C. 1011b) is amended—

(1) by striking ''treatment of territories and territorial student assistance'' in the heading of such section and inserting ''territorial waiver authority'';

(2) by striking ''(a) WAIVER AUTHORITY.—''; and

(3) by striking subsection (b).

TITLE II—TEACHER PREPARATION

SEC. 201. TEACHER QUALITY ENHANCEMENT GRANTS.

Part A of title II (20 U.S.C. 1021 et seq.) is amended to read as follows:

''PART A—TEACHER QUALITY ENHANCEMENT GRANTS FOR STATES AND PARTNERSHIPS

''SEC. 201. PURPOSES; DEFINITIONS.

''(a) PURPOSES.—The purposes of this part are to—

''(1) improve student academic achievement;

''(2) improve the quality of the current and future teaching force by improving the preparation of prospective teachers and enhancing professional development activities;

''(3) hold institutions of higher education accountable for preparing highly qualified teachers; and

''(4) recruit qualified individuals, including minorities and individuals from other occupations, into the teaching force.

''(b) DEFINITIONS.—In this part:

''(1) ARTS AND SCIENCES.—The term 'arts and sciences' means—

''(A) when referring to an organizational unit of an institution of higher education, any academic unit that offers one or more academic majors in disciplines or content areas corresponding to the academic subject matter areas in which teachers provide instruction; and

''(B) when referring to a specific academic subject matter area, the disciplines or content areas in which academic majors are offered by the arts and science organizational unit.

''(2) EXEMPLARY TEACHER.—The term 'exemplary teacher' has the meaning given such term in section 9101 of the Elementary and Secondary Education Act of 1965 (20 U.S.C. 7801).

''(3) HIGHLY QUALIFIED.—The term 'highly qualified' when used with respect to an individual means that the individual is highly qualified as determined under section 9101 of the Elementary and Secondary Education Act of 1965 (20 U.S.C. 7801) or section 602 of the Individuals with Disabilities Education Act (20 U.S.C. 1401).

''(4) HIGH-NEED LOCAL EDUCATIONAL AGENCY.—The term 'high-need local educational agency' means a local educational agency—

''(A)(i)(I) that serves not fewer than 10,000 children from families with incomes below the poverty line; or

''(II) for which not less than 25 percent of the children served by the agency are from families with incomes below the poverty line;

''(ii) that is among those serving the highest number or percentage of children from families with incomes below the poverty line in the State, but this clause applies only in a State that has no local educational agency meeting the requirements of clause (i); or

''(iii) with a total of less than 600 students in average daily attendance at the schools that are served by the agency and all of whose schools are designated with a school locale code of 7, as determined by the Secretary; and

''(B)(i) for which there is a high percentage of teachers not teaching in the academic subjects or grade levels that the teachers were trained to teach; or

''(ii) for which there is a high percentage of teachers with emergency, provisional, or temporary certification or licensing.

''(5) POVERTY LINE.—The term 'poverty line' means the poverty line (as defined by the Office of Management and Budget, and revised annually in accordance with section 673(2) of the Community Services Block Grant Act (42 U.S.C. 9902(2))) applicable to a family of the size involved.

''(6) PROFESSIONAL DEVELOPMENT.—The term 'professional development' has the meaning given such term in section 9101 of the Elementary and Secondary Education Act of 1965 (20 U.S.C. 7801).

''(7) SCIENTIFICALLY BASED READING RESEARCH.—The term 'scientifically based reading research' has the meaning given such term in section 1208 of the Elementary and Secondary Education Act of 1965 (20 U.S.C. 6368).

''(8) SCIENTIFICALLY BASED RESEARCH.—The term 'scientifically based research' has the meaning given such term in section 9101 of the Elementary and Secondary Education Act of 1965 (20 U.S.C. 7801).

''(9) TEACHING SKILLS.—The term 'teaching skills' means skills that—

''(A) are based on scientifically based research;

''(B) enable teachers to effectively convey and explain subject matter content;

''(C) lead to increased student academic achievement; and

''(D) use strategies that—

''(i) are specific to subject matter;

''(ii) include ongoing assessment of student learning;

''(iii) focus on identification and tailoring of academic instruction to students's specific learning needs; and

''(iv) focus on classroom management.

''SEC. 202. STATE GRANTS.

''(a) IN GENERAL.—From amounts made available under section 210(1) for a fiscal year, the Secretary is authorized to award grants under this section, on a competitive basis, to eligible States to enable the eligible States to carry out the activities described in subsection (d).

''(b) ELIGIBLE STATE.—

''(1) DEFINITION.—In this part, the term 'eligible State' means—

''(A) the Governor of a State; or

''(B) in the case of a State for which the constitution or law of such State designates another individual, entity, or agency in the State to be responsible for teacher certification and preparation activity, such individual, entity, or agency.

''(2) CONSULTATION.—The Governor or the individual, entity, or agency designated under paragraph (1)(B) shall consult with the Governor, State board of education, State educational agency, State agency for higher education, or State agency responsible for early childhood education and programs, as appropriate, with respect to the activities assisted under this section.

''(3) CONSTRUCTION.—Nothing in this subsection shall be construed to negate or supersede the legal authority under State law of any State agency, State entity, or State public official over programs that are under the jurisdiction of the agency, entity, or official.

''(c) APPLICATION.—To be eligible to receive a grant under this section, an eligible State shall submit an application to the Secretary that—

''(1) meets the requirement of this section;

''(2) demonstrates that the State is in full compliance with sections 207 and 208;

''(3) includes a description of how the eligible State intends to use funds provided under this section;

''(4) includes measurable objectives for the use of the funds provided under the grant;

''(5) demonstrates the State has submitted and is actively implementing a plan that meets the requirements of sections 1111(h)(1)(C)(viii) and 1119 of the Elementary and Secondary Education Act of 1965 (20 U.S.C. 6311(h)(1)(C)(viii) and 6319); and

''(6) contains such other information and assurances as the Secretary may require.

''(d) USES OF FUNDS.—An eligible State that receives a grant under this section shall use the grant funds to reform teacher preparation requirements, to coordinate with State activities under section 2113(c) of the Elementary and Secondary Education Act of 1965 (20 U.S.C. 6613(c)), and to ensure that current and future teachers are highly qualified, by carrying out one or more of the following activities:

''(1) REFORMS.—Ensuring that all teacher preparation programs in the State are preparing teachers who are highly qualified, are able to understand scientifically based research and its applicability, and are able to use advanced technology effectively in the classroom, including use for instructional techniques to improve student academic achievement, by assisting such programs—

''(A) to retrain faculty; and

''(B) to design (or redesign) teacher preparation programs so they—

''(i) are based on rigorous academic content, scientifically based research (including scientifically based reading research), and challenging State student academic content standards; and

''(ii) promote strong teaching skills.

''(2) CERTIFICATION OR LICENSURE REQUIREMENTS.—Reforming teacher certification (including recertification) or licensing requirements to ensure that—

''(A) teachers have the subject matter knowledge and teaching skills in the academic subjects that the teachers teach that are necessary to help students meet challenging State student academic achievement standards; and

''(B) such requirements are aligned with challenging State academic content standards.

''(3) ALTERNATIVES TO TRADITIONAL TEACHER PREPARATION AND STATE CERTIFICATION.—Providing prospective teachers with alternative routes to State certification and traditional preparation to become highly qualified teachers through—

''(A) innovative approaches that reduce unnecessary barriers to State certification while producing highly qualified teachers, which may include articulation agreements between institutions of higher education;

''(B) programs that provide support to teachers during their initial years in the profession; and

''(C) alternative routes to State certification of teachers for qualified individuals, including mid-career professionals from other occupations, former military personnel, and recent college graduates with records of academic distinction.

''(4) INNOVATIVE PROGRAMS.—Planning and implementing innovative programs to enhance the ability of institutions of higher education to prepare highly qualified teachers, such as charter colleges of education or university and local educational agency partnership schools, that—

''(A) permit flexibility in meeting State requirements as long as graduates, during their initial years in the profession, increase student academic achievement;

''(B) provide long-term data gathered from teachers' performance over multiple years in the classroom on the ability to increase student academic achievement;

''(C) ensure high-quality preparation of teachers from underrepresented groups; and

''(D) create performance measures that can be used to document the effectiveness of innovative methods for preparing highly qualified teachers.

''(5) MERIT PAY.—Developing, or assisting local educational agencies in developing—

''(A) merit-based performance systems that reward teachers who increase student academic achievement; and

''(B) strategies that provide differential and bonus pay in high-need local educational agencies to retain—

''(i) principals;

''(ii) highly qualified teachers who teach in high-need academic subjects, such as reading, mathematics, and science;

''(iii) highly qualified teachers who teach in schools identified for school improvement under section 1116(b) of the Elementary and Secondary Education Act of 1965 (20 U.S.C. 6316(b));

''(iv) special education teachers;

''(v) teachers specializing in teaching limited English proficient children; and

''(vi) highly qualified teachers in urban and rural schools or districts.

''(6) TEACHER ADVANCEMENT.—Developing, or assisting local educational agencies in developing, teacher advancement and retention initiatives that promote professional growth and emphasize multiple career paths (such as paths to becoming a highly qualified mentor teacher or exemplary teacher) and pay differentiation.

''(7) TEACHER REMOVAL.—Developing and implementing effective mechanisms to ensure that local educational agencies and schools are able to remove expeditiously incompetent or unqualified teachers consistent with procedures to ensure due process for the teachers.

''(8) TECHNICAL ASSISTANCE.—Providing technical assistance to low-performing teacher preparation programs within institutions of higher education identified under section 208(a).

''(9) TEACHER EFFECTIVENESS.—Developing—

''(A) systems to measure the effectiveness of teacher preparation programs and professional development programs; and

''(B) strategies to document gains in student academic achievement or increases in teacher mastery of the academic subjects the teachers teach as a result of such programs.

''(10) TEACHER RECRUITMENT AND RETENTION.—Undertaking activities that—

''(A) develop and implement effective mechanisms to ensure that local educational agencies and schools are able effectively to recruit and retain highly qualified teachers; or

''(B) are described in section 204(d).

''(11) EARLY CHILDHOOD EDUCATOR.—Developing strategies—

''(A) to improve the qualifications of preschool teachers, which may include State certification for such teachers;

''(B) to improve and expand preschool teacher preparation programs; and

''(C) to reduce unnecessary burdens to the attainment of a bachelor's degree in early childhood education and increase the number of bilingual early childhood educators, which may include developing articulation agreements between institutions of higher education.

''(12) GIFTED AND TALENTED STUDENTS.—Incorporating the learning needs of gifted and talented students into the activities described in paragraph (1), (2), or (3) in order to ensure that new teachers possess the basic knowledge and skills necessary to meet the educational needs of gifted and talented students.

''(13) NEW-TEACHER MENTORING ON THE NEEDS OF GIFTED AND TALENTED STUDENTS.—Establishing or expanding new-teacher mentoring and assessment programs (including induction and evaluation programs) that are a part of a licensure process which is designed to demonstrate that new teachers possess basic knowledge of the classroom indicators of giftedness, are able to identify student learning differences among gifted students, and are able to provide instruction to accommodate such differences.

''(14) SPECIAL EDUCATION, MATH, AND SCIENCE FACULTY.—Supporting the development of new special education, math, and science faculty positions in institutions of higher education dedicated to the preparation of highly qualified special education, math, and science teachers (as defined by section 9101 of the Elementary and Secondary Education Act or section 602 of the Individuals with Disabilities Education Act), with matching funds from institutions of higher education and a commitment to continue new faculty positions when Federal funding ends.

''(15) SUBJECT AREA EVALUATION.—Assessing the performance of teacher preparation programs within institutions of higher education in the State using an assessment which provides comparisons across such schools in the State based upon indicators including teacher candidate knowledge in subject areas in which such candidate has been prepared to teach. Such information shall be made publicly available and widely disseminated.

''(16) ADVANCED PLACEMENT.—Implementing strategies to increase the number of teachers qualified to teach advanced placement and pre-advanced placement courses in mathematics, science, and critical foreign languages, and other strategies to increase the availability of those courses, particularly for low-income students.

''(e) EVALUATION.—

''(1) EVALUATION SYSTEM.—An eligible State that receives a grant under this section shall develop and utilize a system to evaluate annually the effectiveness of teacher preparation programs and professional development activities within the State in producing gains in—

''(A) the teacher's annual contribution to improving student academic achievement, as measured by State academic assessments required under section 1111(b)(3) of the Elementary and Secondary Education Act of 1965 (20 U.S.C. 6311(b)(3)); and

''(B) teacher mastery of the academic subjects they teach, as measured by pre- and post-participation tests of teacher knowledge, as appropriate.

''(2) USE OF EVALUATION SYSTEM.—Such evaluation system shall be used by the State to evaluate—

''(A) activities carried out using funds provided under this section; and

''(B) the quality of its teacher education programs.

''(3) PUBLIC REPORTING.—The State shall make the information described in paragraph (1) widely available through public means, such as posting on the Internet, distribution to the media, and distribution through public agencies.

"SEC. 203. PARTNERSHIP GRANTS.

''(a) GRANTS.—From amounts made available under section 210(2) for a fiscal year, the Secretary is authorized to award grants under this section, on a competitive basis, to eligible partnerships to enable the eligible partnerships to carry out the activities described in subsections (d) and (e).

''(b) DEFINITIONS.—

''(1) ELIGIBLE PARTNERSHIPS.—In this part, the term 'eligible partnership' means an entity that—

''(A) shall include—

''(i) a partner institution;

''(ii) a school of arts and sciences;

''(iii) a high-need local educational agency; and

''(iv) a public or private educational organization; and

''(B) may include a Governor, State educational agency, the State board of education, the State agency for higher education, an institution of higher education not described in subparagraph (A), a public charter school, a public or private elementary school or secondary school, a public or private educational organization, a business, a science-, mathematics-, or technology-oriented entity, a faith-based or community organization, a prekindergarten program, a teacher organization, an education service agency, a consortia of local educational agencies, or a nonprofit telecommunications entity.

''(2) PARTNER INSTITUTION.—In this section, the term 'partner institution' means an institution of higher education, the teacher training program of which demonstrates that—

''(A) graduates from the teacher training program exhibit strong performance on State-determined qualifying assessments for new teachers through—

''(i) demonstrating that the graduates of the program who intend to enter the field of teaching have passed all of the applicable State qualification assessments for new teachers, which shall include an assessment of each prospective teacher's subject matter knowledge in the content area or areas in which the teacher intends to teach; or

''(ii) being ranked among the highest-performing teacher preparation programs in the State as determined by the State—

''(I) using criteria consistent with the requirements for the State report card under section 207(a); and

''(II) using the State report card on teacher preparation required under section 207(a); or

''(B) the teacher training program requires all the students of the program to participate in intensive clinical experience, to meet high academic standards, and—

''(i) in the case of secondary school candidates, to successfully complete an academic major in the subject area in which the candidate intends to teach or to demonstrate competence through a high level of performance in relevant content areas; and

''(ii) in the case of elementary school candidates, to successfully complete an academic major in the arts and sciences or to demonstrate competence through a high level of performance in core academic subject areas.

''(c) APPLICATION.—Each eligible partnership desiring a grant under this section shall submit an application to the Secretary at such time, in such manner, and accompanied by such information as the Secretary may require. Each such application shall—

''(1) contain a needs assessment of all the partners with respect to teaching and learning and a description of how the partnership will coordinate with other teacher training or professional development programs, and how the activities of the partnership will be consistent with State, local, and other education reform activities that promote student academic achievement;

''(2) contain a resource assessment that describes the resources available to the partnership, the intended use of the grant funds, including a description of how the grant funds will be used in accordance with subsection (f), and the commitment of the resources of the partnership to the activities assisted under this part, including financial support, faculty participation, time commitments, and continuation of the activities when the grant ends;

''(3) contain a description of—

''(A) how the partnership will meet the purposes of this part;

''(B) how the partnership will carry out the activities required under subsection (d) and any permissible activities under subsection (e);

''(C) the partnership's evaluation plan pursuant to section 206(b);

''(D) how faculty of the teacher preparation program at the partner institution will serve, over the term of the grant, with highly qualified teachers in the classrooms of the high-need local educational agency included in the partnership;

''(E) how the partnership will ensure that teachers, principals, and superintendents in private elementary and secondary schools located in the geographic areas served by an eligible partnership under this section will participate equitably in accordance with section 9501 of the Elementary and Secondary Education Act of 1965 (20 U.S.C. 7881);

''(F) how the partnership will design and implement a clinical program component that includes close supervision of student teachers by faculty of the teacher preparation program at the partner institution and mentor teachers;

''(G) how the partnership will design and implement an induction program to support all new teachers through the first 3 years of teaching that includes mentors who are trained and compensated by the partnership for their work with new teachers; and

''(H) how the partnership will collect, analyze, and use data on the retention of all teachers in schools located in the geographic areas served by the partnership to evaluate the effectiveness of its teacher support system; and

''(4) contain a certification from the high-need local educational agency included in the partnership that it has reviewed the application and determined that the grant proposed will comply with subsection (f).

''(d) REQUIRED USES OF FUNDS.—An eligible partnership that receives a grant under this section shall use the grant funds to reform teacher preparation requirements, to coordinate with State activities under section 2113(c) of the Elementary and Secondary Education Act of 1965 (20 U.S.C. 6613(c)), and to ensure that current and future teachers are highly qualified, by carrying out one or more of the following activities:

''(1) REFORMS.—Implementing reforms within teacher preparation programs to ensure that such programs are preparing teachers who are highly qualified, are able to understand scientifically based research and its applicability, and are able to use advanced technology effectively in the classroom, including use for instructional techniques to improve student academic achievement, by—

''(A) retraining faculty; and

''(B) designing (or redesigning) teacher preparation programs so they—

''(i) are based on rigorous academic content, scientifically based research (including scientifically based reading research), and challenging State student academic content standards; and

''(ii) promote strong teaching skills.

''(2) CLINICAL EXPERIENCE AND INTERACTION.—Providing sustained and high-quality preservice and in-service clinical experience, including the mentoring of prospective teachers by exemplary teachers, substantially increasing interaction between faculty at institutions of higher education and new and experienced teachers, principals, and other administrators at elementary schools or secondary schools, and providing support for teachers, including preparation time and release time, for such interaction.

''(3) PROFESSIONAL DEVELOPMENT.—Creating opportunities for enhanced and ongoing professional development that improves the academic content knowledge of teachers in the subject areas in which the teachers are certified to teach or in which the teachers are working toward certification to teach, and that promotes strong teaching skills.

''(4) TEACHER PREPARATION.—Developing, or assisting local educational agencies in developing, professional development activities that—

''(A) provide training in how to teach and address the needs of students with different learning styles, particularly students with disabilities, limited English proficient students, gifted and talented students, and students with special learning needs; and

''(B) provide training in methods of—

''(i) improving student behavior in the classroom; and

''(ii) identifying early and appropriate interventions to help students described in subparagraph (A) learn.

''(e) ALLOWABLE USES OF FUNDS.—An eligible partnership that receives a grant under this section may use such funds to carry out the following activities:

''(1) ALTERNATIVES TO TRADITIONAL TEACHER PREPARATION AND STATE CERTIFICATION.—Providing prospective teachers with alternative routes to State certification and traditional preparation to become highly qualified teachers through—

''(A) innovative approaches that reduce unnecessary barriers to teacher preparation producing highly qualified teachers, which may include articulation agreements between institutions of higher education;

''(B) programs that provide support during a teacher's initial years in the profession; and

''(C) alternative routes to State certification of teachers for qualified individuals, including mid-career professionals from other occupations, former military personnel, and recent college graduates with records of academic distinction.

''(2) DISSEMINATION AND COORDINATION.—Broadly disseminating information on effective practices used by the partnership, and coordinating with the activities of the Governor, State board of education, State higher education agency, and State educational agency, as appropriate.

''(3) MANAGERIAL AND LEADERSHIP SKILLS.—Developing and implementing professional development programs for principals and superintendents that enable them to be effective school leaders and prepare all students to meet challenging State academic content and student academic achievement standards.

''(4) TEACHER RECRUITMENT.—Activities—

''(A) to encourage students to become highly qualified teachers, such as extracurricular enrichment activities; and

''(B) activities described in section 204(d).

''(5) CLINICAL EXPERIENCE IN SCIENCE, MATHEMATICS, AND TECHNOLOGY.—Creating opportunities for clinical experience and training, by participation in the business, research, and work environments with professionals, in areas relating to science, mathematics, and technology for teachers and prospective teachers, including opportunities for use of laboratory equipment, in order for the teacher to return to the classroom for at least 2 years and provide instruction that will raise student academic achievement.

''(6) COORDINATION WITH COMMUNITY COLLEGES.—Coordinating with community colleges to implement teacher preparation programs, including through distance learning or articulation agreements, for the purposes of allowing prospective teachers—

''(A) to attain a bachelor's degree and State certification or licensure; and

''(B) to become highly qualified teachers.

''(7) TEACHER MENTORING.—Establishing or implementing a teacher mentoring program that—

''(A) includes minimum qualifications for mentors;

''(B) provides training and stipends for mentors;

''(C) provides mentoring programs for teachers in their first 3 years of teaching;

''(D) provides regular and ongoing opportunities for mentors and mentees to observe each other's teaching methods in classroom settings during the school day;

''(E) establishes an evaluation and accountability plan for activities conducted under this paragraph that includes rigorous objectives to measure the impact of such activities; and

''(F) provides for a report to the Secretary on an annual basis regarding the partnership's progress in meeting the objectives described in subparagraph (E).

''(8) COMPUTER SOFTWARE FOR MULTILINGUAL EDUCATION.—Training teachers to use computer software for multilingual education to address the needs of limited English proficient students.

''(9) GIFTED AND TALENTED STUDENTS.—Increasing the knowledge and skills of preservice teachers participating in activities under subsection (d) in the educational and related needs of gifted and talented students by, among other strategies, infusing teacher coursework with units on the characteristics of high-ability learners, using assessments to identify preexisting knowledge and skills among students, and developing teaching strategies that are driven by the learner's progress.

''(10) REDUCING THE SHORTAGE OF HIGHLY QUALIFIED SPECIAL EDUCATION, MATH, AND SCIENCE TEACHERS.—Increasing the number of

highly qualified special education, math, and science teachers (as defined by section 9101 of the Elementary and Secondary Education Act of 1965 or section 602 of the Individuals with Disabilities Education Act) through such activities as recruitment, scholarships for tuition, and new teacher mentoring.

''(11) ADVANCED PLACEMENT.—Implementing strategies to increase the number of teachers qualified to teach advanced placement and pre-advanced placement courses in mathematics, science, and critical foreign languages, and other strategies to increase the availability of those courses, particularly for low-income students.

''(f) SPECIAL RULE.—At least 50 percent of the funds made available to an eligible partnership under this section shall be used directly to benefit the high-need local educational agency included in the partnership. Any entity described in subsection (b)(1)(A) may be the fiscal agent under this section.

''(g) CONSTRUCTION.—Nothing in this section shall be construed to prohibit an eligible partnership from using grant funds to coordinate with the activities of more than one Governor, State board of education, State educational agency, local educational agency, or State agency for higher education.

''(h) SUPPLEMENT, NOT SUPPLANT.—Funds made available under this section shall be used to supplement, and not supplant, other Federal, State, and local funds that would otherwise be expended to carry out the purposes of this section.

"SEC. 204. TEACHER RECRUITMENT GRANTS.

''(a) PROGRAM AUTHORIZED.—From amounts authorized under section 210(3) for a fiscal year, the Secretary is authorized to award grants, on a competitive basis, to eligible applicants to enable the eligible applicants to carry out activities described in subsection (d).

''(b) ELIGIBLE APPLICANT DEFINED.—In this part, the term 'eligible applicant' means—

''(1) an eligible State described in section 202(b); or

''(2) an eligible partnership described in section 203(b)(1).

''(c) APPLICATION.—Any eligible applicant desiring to receive a grant under this section shall submit an application to the Secretary at such time, in such form, and containing such information as the Secretary may require, including—

''(1) a description of the assessment that the eligible applicant, and the other entities with whom the eligible applicant will carry out the grant activities, have undertaken to determine the most critical needs of the participating high-need local educational agencies;

''(2) a description of the activities the eligible applicant will carry out with the grant, including the extent to which the applicant will use funds to recruit minority students to become highly qualified teachers; and

''(3) a description of the eligible applicant's plan for continuing the activities carried out with the grant, once Federal funding ceases.

''(d) USES OF FUNDS.—Each eligible applicant receiving a grant under this section shall use the grant funds—

''(1)(A) to award scholarships to help students, such as individuals who have been accepted for their first year, or who are enrolled in their first or second year, of a program of undergraduate education at an institution of higher education, pay the costs of tuition, room, board, and other expenses of completing a teacher preparation program;

''(B) to provide support services, if needed to enable scholarship recipients—

''(i) to complete postsecondary education programs; or

''(ii) to transition from a career outside of the field of education into a teaching career; and

''(C) for follow up services provided to former scholarship recipients during the recipients first 3 years of teaching; or

''(2) to develop and implement effective mechanisms to ensure that high-need local educational agencies and schools are able effectively to recruit highly qualified teachers.

''(e) ADDITIONAL DISCRETIONARY USES OF FUNDS.—In addition to the uses described in subsection (d), each eligible applicant receiving a grant under this section may use the grant funds—

''(1) to develop and implement effective mechanisms to recruit into the teaching profession employees from—

''(A) high-demand industries, including technology industries; and

''(B) the fields of science, mathematics, and engineering;

''(2) to conduct outreach and coordinate with inner city and rural secondary schools to encourage students to pursue teaching as a career;

''(3) to develop and implement dual degree programs that enable students at institutions of higher education to earn two undergraduate degrees concurrently, one of such degrees being in education and the other in the subject matter of the student's choosing; and

''(4) to recruit high achieving students, bilingual students, and other qualified candidates into early childhood education programs.

''(f) SERVICE REQUIREMENTS.—

''(1) IN GENERAL.—The Secretary shall establish such requirements as the Secretary determines necessary to ensure that recipients of scholarships under this section who complete teacher education programs—

''(A) subsequently teach in a high-need local educational agency for a period of time equivalent to—

''(i) one year; increased by

''(ii) the period for which the recipient received scholarship assistance; or

''(B) repay the amount of the scholarship.

''(2) USE OF REPAYMENTS.—The Secretary may, subject to appropriations, use any such repayments to carry out additional activities under this section.

''(g) PRIORITY.—The Secretary shall give priority under this section to eligible applicants who provide an assurance that they will recruit a high percentage of minority students to become highly qualified teachers.

"SEC. 205. ADMINISTRATIVE PROVISIONS.

''(a) DURATION; ONE-TIME AWARDS; PAYMENTS.—

''(1) DURATION.—

''(A) ELIGIBLE STATES AND ELIGIBLE APPLICANTS.—Grants awarded to eligible States and eligible applicants under this part shall be awarded for a period not to exceed 3 years.

''(B) ELIGIBLE PARTNERSHIPS.—Grants awarded to eligible partnerships under this part shall be awarded for a period of 5 years.

''(2) ONE-TIME AWARD.—An eligible partnership may receive a grant under each of sections 203 and 204, as amended by the College Access and Opportunity Act of 2006, only once.

''(3) PAYMENTS.—The Secretary shall make annual payments of grant funds awarded under this part.

''(b) PEER REVIEW.—

''(1) PANEL.—The Secretary shall provide the applications submitted under this part to a peer review panel for evaluation. With respect to each application, the peer review panel shall initially recommend the application for funding or for disapproval.

''(2) PRIORITY.—In recommending applications to the Secretary for funding under this part, the panel shall—

''(A) with respect to grants under section 202, give priority to eligible States that—

''(i) have initiatives to reform State teacher certification requirements that are based on rigorous academic content, scientifically based research, including scientifically based reading research, and challenging State student academic content standards;

''(ii) have innovative reforms to hold institutions of higher education with teacher preparation programs accountable for preparing teachers who are highly qualified and have strong teaching skills; or

''(iii) have innovative efforts aimed at reducing the shortage of highly qualified teachers in high poverty urban and rural areas; and

''(B) with respect to grants under section 203—

''(i) give priority to applications from broad-based eligible partnerships that involve businesses and community organizations; and

''(ii) take into consideration—

''(I) providing an equitable geographic distribution of the grants throughout the United States; and

''(II) the potential of the proposed activities for creating improvement and positive change.

''(3) SECRETARIAL SELECTION.—The Secretary shall determine, based on the peer review process, which application shall receive funding and the amounts of the grants. In determining grant amounts, the Secretary shall take into account the total amount of funds available for all grants under this part and the types of activities proposed to be carried out.

''(c) MATCHING REQUIREMENTS.—

''(1) STATE GRANTS.—Each eligible State receiving a grant under section 202 or 204 shall provide, from non-Federal sources, an amount equal to 50 percent of the amount of the grant (in cash or in kind) to carry out the activities supported by the grant.

''(2) PARTNERSHIP GRANTS.—Each eligible partnership receiving a grant under section 203 or 204 shall provide, from non-Federal sources (in cash or in kind), an amount equal to 25 percent of the grant for the first year of the grant, 35 percent of the grant for the second year of the grant, and 50 percent of the grant for each succeeding year of the grant.

''(d) LIMITATION ON ADMINISTRATIVE EXPENSES.—An eligible State or eligible partnership that receives a grant under this part may not use more than 2 percent of the grant funds for purposes of administering the grant.

"SEC. 206. ACCOUNTABILITY AND EVALUATION.

''(a) STATE GRANT ACCOUNTABILITY REPORT.—An eligible State that receives a grant under section 202 shall submit an annual accountability report to the Secretary and the authorizing committees. Such report shall include a description of the degree to which the eligible State, in using funds provided under such section, has made substantial progress in meeting the following goals:

''(1) PERCENTAGE OF HIGHLY QUALIFIED TEACHERS.—Increasing the percentage of highly qualified teachers in the State as required by section 1119 of the Elementary and Secondary Education Act of 1965 (20 U.S.C. 6319) and section 602 of the Individuals with Disabilities Education Act (20 U.S.C. 1401).

''(2) STUDENT ACADEMIC ACHIEVEMENT.—Increasing student academic achievement for all students, which may be measured through the use of value-added assessments, as defined by the eligible State.

''(3) RAISING STANDARDS.—Raising the State academic standards required to enter the teaching profession as a highly qualified teacher.

''(4) INITIAL CERTIFICATION OR LICENSURE.—Increasing success in the pass rate for initial State teacher certification or licensure, or

increasing the numbers of qualified individuals being certified or licensed as teachers through alternative routes to certification and licensure.

''(5) DECREASING TEACHER SHORTAGES.—Decreasing shortages of highly qualified teachers in poor urban and rural areas.

''(6) INCREASING OPPORTUNITIES FOR RESEARCH-BASED PROFESSIONAL DEVELOPMENT.—Increasing opportunities for enhanced and ongoing professional development that—

''(A) improves the academic content knowledge of teachers in the subject areas in which the teachers are certified or licensed to teach or in which the teachers are working toward certification or licensure to teach; and

''(B) promotes strong teaching skills.

''(7) TECHNOLOGY INTEGRATION.—Increasing the number of teachers prepared effectively to integrate technology into curricula and instruction and who use technology to collect, manage, and analyze data to improve teaching, learning, decisionmaking, and parental involvement for the purpose of increasing student academic achievement.

''(b) ELIGIBLE PARTNERSHIP EVALUATION.—Each eligible partnership applying for a grant under section 203 shall establish, and include in the application submitted under section 203(c), an evaluation plan that includes strong performance objectives. The plan shall include objectives and measures for—

''(1) increased student achievement for all students, as measured by the partnership;

''(2) increased teacher retention in the first 3 years of a teacher's career;

''(3) increased success in the pass rate for initial State certification or licensure of teachers;

''(4) increased percentage of highly qualified teachers; and

''(5) increasing the number of teachers trained effectively to integrate technology into curricula and instruction and who use technology to collect, manage, and analyze data to improve teaching, learning, and decisionmaking for the purpose of improving student academic achievement.

''(c) REVOCATION OF GRANT.—

''(1) REPORT.—Each eligible State or eligible partnership receiving a grant under section 202 or 203 shall report annually on the progress of the eligible State or eligible partnership toward meeting the purposes of this part and the goals, objectives, and measures described in subsections (a) and (b).

''(2) REVOCATION.—

''(A) ELIGIBLE STATES AND ELIGIBLE APPLICANTS.—If the Secretary determines that an eligible State or eligible applicant is not making substantial progress in meeting the purposes, goals, objectives, and measures, as appropriate, by the end of the second year of a grant under this part, then the grant payment shall not be made for the third year of the grant.

''(B) ELIGIBLE PARTNERSHIPS.—If the Secretary determines that an eligible partnership is not making substantial progress in meeting the purposes, goals, objectives, and measures, as appropriate, by the end of the third year of a grant under this part, then the grant payments shall not be made for any succeeding year of the grant.

''(d) EVALUATION AND DISSEMINATION.—The Secretary shall evaluate the activities funded under this part and report annually the Secretary's findings regarding the activities to the authorizing committees. The Secretary shall broadly disseminate successful practices developed by eligible States and eligible partnerships under this part, and shall broadly disseminate information regarding such practices that were found to be ineffective.

''SEC. 207. ACCOUNTABILITY FOR PROGRAMS THAT PREPARE TEACHERS.

''(a) STATE REPORT CARD ON THE QUALITY OF TEACHER PREPARATION.—Each State that receives funds under this Act shall provide to the Secretary annually, in a uniform and comprehensible manner that conforms with the definitions and methods established by the Secretary, a State report card on the quality of teacher preparation in the State, both for traditional certification or licensure programs and for alternative certification or licensure programs, which shall include at least the following:

''(1) A description of the teacher certification and licensure assessments, and any other certification and licensure requirements, used by the State.

''(2) The standards and criteria that prospective teachers must meet in order to attain initial teacher certification or licensure and to be certified or licensed to teach particular subjects or in particular grades within the State.

''(3) A description of the extent to which the assessments and requirements described in paragraph (1) are aligned with the State's standards and assessments for students.

''(4) The percentage of students who have completed at least 50 percent of the requirements for a teacher preparation program at an institution of higher education or alternative certification program and who have taken and passed each of the assessments used by the State for teacher certification and licensure, and the passing score on each assessment that determines whether a candidate has passed that assessment.

''(5) For students who have completed at least 50 percent of the requirements for a teacher preparation program at an institution of higher education or alternative certification program, and who have taken and passed each of the assessments used by the State for teacher certification and licensure, each such institution's and each such program's average raw score, ranked by teacher preparation program, which shall be made available widely and publicly.

''(6) A description of each State's alternative routes to teacher certification, if any, and the number and percentage of teachers certified through each alternative certification route who pass State teacher certification or licensure assessments.

''(7) For each State, a description of proposed criteria for assessing the performance of teacher preparation programs in the State, including indicators of teacher candidate skills, academic content knowledge, and evidence of gains in student academic achievement.

''(8) For each teacher preparation program in the State, the number of students in the program, the number of minority students in the program, the average number of hours of supervised practice teaching required for those in the program, and the number of full-time equivalent faculty and students in supervised practice teaching.

''(b) REPORT OF THE SECRETARY ON THE QUALITY OF TEACHER PREPARATION.—

''(1) REPORT CARD.—The Secretary shall provide to Congress, and publish and make widely available, a report card on teacher qualifications and preparation in the United States, including all the information reported in paragraphs (1) through (8) of subsection (a). Such report shall identify which eligible States received a grant under this part, and the States in which eligible partnerships receiving grants are located. Such report shall be published and made available annually.

''(2) REPORT TO CONGRESS.—The Secretary shall report to Congress—

''(A) a comparison of States' efforts to improve teaching quality; and

''(B) regarding the national mean and median scores on any standardized test that is used in more than one State for teacher certification or licensure.

''(3) SPECIAL RULE.—In the case of programs with fewer than 10 students who have completed at least 50 percent of the requirements for a teacher preparation program taking any single initial teacher certification or licensure assessment during an academic year, the Secretary shall collect and publish information with respect to an average pass rate on State certification or licensure assessments taken over a 3-year period.

''(c) COORDINATION.—The Secretary, to the extent practicable, shall coordinate the information collected and published under this part among States for individuals who took State teacher certification or licensure assessments in a State other than the State in which the individual received the individual's most recent degree.

''(d) INSTITUTION AND PROGRAM REPORT CARDS ON QUALITY OF TEACHER PREPARATION.—

''(1) REPORT CARD.—Each institution of higher education or alternative certification program that conducts a teacher preparation program that enrolls students receiving Federal assistance under this Act shall report annually to the State and the general public, in a uniform and comprehensible manner that conforms with the definitions and methods established by the Secretary, both for traditional certification or licensure programs and for alternative certification or licensure programs, the following information:

''(A) PASS RATE.—(i) For the most recent year for which the information is available, the pass rate of each student who has completed at least 50 percent of the requirements for the teacher preparation program on the teacher certification or licensure assessments of the State in which the institution is located, but only for those students who took those assessments within 3 years of receiving a degree from the institution or completing the program.

''(ii) A comparison of the institution or program's pass rate for students who have completed at least 50 percent of the requirements for the teacher preparation program with the average pass rate for institutions and programs in the State.

''(iii) A comparison of the institution or program's average raw score for students who have completed at least 50 percent of the requirements for the teacher preparation program with the average raw scores for institutions and programs in the State.

''(iv) In the case of programs with fewer than 10 students who have completed at least 50 percent of the requirements for a teacher preparation program taking any single initial teacher certification or licensure assessment during an academic year, the institution shall collect and publish information with respect to an average pass rate on State certification or licensure assessments taken over a 3-year period.

''(B) PROGRAM INFORMATION.—The number of students in the program, the average number of hours of supervised practice teaching required for those in the program, and the number of full-time equivalent faculty and students in supervised practice teaching.

''(C) STATEMENT.—In States that require approval or accreditation of teacher education programs, a statement of whether the institution's program is so approved or accredited, and by whom.

''(D) DESIGNATION AS LOW-PERFORMING.—Whether the program has been designated as low-performing by the State under section 208(a).

''(2) REQUIREMENT.—The information described in paragraph (1) shall be reported

through publications such as school catalogs and promotional materials sent to potential applicants, secondary school guidance counselors, and prospective employers of the institution's program graduates, including materials sent by electronic means.

''(3) FINES.—In addition to the actions authorized in section 487(c), the Secretary may impose a fine not to exceed $25,000 on an institution of higher education for failure to provide the information described in this subsection in a timely or accurate manner.

''(e) DATA QUALITY.—Either—

''(1) the Governor of the State; or

''(2) in the case of a State for which the constitution or law of such State designates another individual, entity, or agency in the State to be responsible for teacher certification and preparation activity, such individual, entity, or agency;

shall attest annually, in writing, as to the reliability, validity, integrity, and accuracy of the data submitted pursuant to this section.

''SEC. 208. STATE FUNCTIONS.

''(a) STATE ASSESSMENT.—In order to receive funds under this Act, a State shall have in place a procedure to identify and assist, through the provision of technical assistance, low-performing programs of teacher preparation within institutions of higher education. Such State shall provide the Secretary an annual list of such low-performing institutions that includes an identification of those institutions at risk of being placed on such list. Such levels of performance shall be determined solely by the State and may include criteria based upon information collected pursuant to this part. Such assessment shall be described in the report under section 207(a). A State receiving Federal funds under this title shall develop plans to close or reconstitute underperforming programs of teacher preparation within institutions of higher education.

''(b) TERMINATION OF ELIGIBILITY.—Any institution of higher education that offers a program of teacher preparation in which the State has withdrawn the State's approval or terminated the State's financial support due to the low performance of the institution's teacher preparation program based upon the State assessment described in subsection (a)—

''(1) shall be ineligible for any funding for professional development activities awarded by the Department of Education; and

''(2) shall not be permitted to accept or enroll any student who receives aid under title IV of this Act in the institution's teacher preparation program.

''SEC. 209. GENERAL PROVISIONS.

''(a) METHODS.—In complying with sections 207 and 208, the Secretary shall ensure that States and institutions of higher education use fair and equitable methods in reporting and that the reporting methods do not allow identification of individuals.

''(b) SPECIAL RULE.—For each State in which there are no State certification or licensure assessments, or for States that do not set minimum performance levels on those assessments—

''(1) the Secretary shall, to the extent practicable, collect data comparable to the data required under this part from States, local educational agencies, institutions of higher education, or other entities that administer such assessments to teachers or prospective teachers; and

''(2) notwithstanding any other provision of this part, the Secretary shall use such data to carry out requirements of this part related to assessments or pass rates.

''(c) LIMITATIONS.—

''(1) FEDERAL CONTROL PROHIBITED.—Nothing in this part shall be construed to permit, allow, encourage, or authorize any Federal control over any aspect of any private, religious, or home school, whether or not a home school is treated as a private school or home school under State law. This section shall not be construed to prohibit private, religious, or home schools from participation in programs or services under this part.

''(2) NO CHANGE IN STATE CONTROL ENCOURAGED OR REQUIRED.—Nothing in this part shall be construed to encourage or require any change in a State's treatment of any private, religious, or home school, whether or not a home school is treated as a private school or home school under State law.

''(3) NATIONAL SYSTEM OF TEACHER CERTIFICATION PROHIBITED.—Nothing in this part shall be construed to permit, allow, encourage, or authorize the Secretary to establish or support any national system of teacher certification.

''SEC. 210. AUTHORIZATION OF APPROPRIATIONS.

''There are authorized to be appropriated to carry out this part $300,000,000 for fiscal year 2007 and such sums as may be necessary for each of the 5 succeeding fiscal years, of which—

''(1) 45 percent shall be available for each fiscal year to award grants under section 202;

''(2) 45 percent shall be available for each fiscal year to award grants under section 203; and

''(3) 10 percent shall be available for each fiscal year to award grants under section 204.''.

SEC. 202. PREPARING TOMORROW'S TEACHERS TO USE TECHNOLOGY.

(a) ELIGIBILITY.—Section 222(a)(3)(D) (20 U.S.C. 1042(a)(3)(D)) is amended by inserting ''nonprofit telecommunications entity,'' after ''community-based organization,''.

(b) PERMISSIBLE USES OF FUNDS.—Section 223(b)(1)(E) of the Higher Education Act of 1965 (20 U.S.C. 1043(b)(1)(E)) is amended to read as follows:

''(E) to use technology to collect, manage, and analyze data to improve teaching, learning, and decisionmaking for the purpose of increasing student academic achievement.''.

(c) AUTHORIZATION OF APPROPRIATIONS.—Section 224 (20 U.S.C. 1044) is amended by striking ''each of fiscal years 2002 and 2003.'' and inserting ''fiscal year 2007 and each of the 5 succeeding fiscal years.''.

SEC. 203. CENTERS OF EXCELLENCE.

Title II (20 U.S.C. 1021 et seq.) is amended by adding at the end the following:

''PART C—CENTERS OF EXCELLENCE

''SEC. 231. PURPOSES; DEFINITIONS.

''(a) PURPOSES.—The purposes of this part are—

''(1) to help recruit and prepare teachers, including minority teachers, to meet the national demand for a highly qualified teacher in every classroom; and

''(2) to increase opportunities for Americans of all educational, ethnic, class, and geographic backgrounds to become highly qualified teachers.

''(b) DEFINITIONS.—As used in this part:

''(1) ELIGIBLE INSTITUTION.—The term 'eligible institution' means—

''(A) an institution of higher education that has a teacher preparation program that meets the requirements of section 203(b)(2) and that is—

''(i) a part B institution (listed in section 322);

''(ii) a Hispanic-serving institution (as defined in section 502);

''(iii) a Tribal College or University (as listed in 316);

''(iv) an Alaska Native-serving institution (as defined in section 317(b)); or

''(v) a Native Hawaiian-serving institution (as defined in section 317(b));

''(B) a consortium of institutions described in subparagraph (A); or

''(C) an institution described in subparagraph (A), or a consortium described in subparagraph (B), in partnership with any other institution of higher education, but only if the center of excellence established under section 232 is located at an institution described in subparagraph (A).

''(2) HIGHLY QUALIFIED.—The term 'highly qualified' when used with respect to an individual means that the individual is highly qualified as determined under section 9101 of the Elementary and Secondary Education Act of 1965 (20 U.S.C. 7801) or section 602 of the Individuals with Disabilities Education Act (20 U.S.C. 1401).

''(3) SCIENTIFICALLY BASED READING RESEARCH.—The term 'scientifically based reading research' has the meaning given such term in section 1208 of the Elementary and Secondary Education Act of 1965 (20 U.S.C. 6368).

''(4) SCIENTIFICALLY BASED RESEARCH.—The term 'scientifically based research' has the meaning given such term in section 9101 of the Elementary and Secondary Education Act of 1965 (20 U.S.C. 7801).

''SEC. 232. CENTERS OF EXCELLENCE.

''(a) PROGRAM AUTHORIZED.—From the amounts appropriated to carry out this part, the Secretary is authorized to award competitive grants to eligible institutions to establish centers of excellence.

''(b) USE OF FUNDS.—Grants provided by the Secretary under this part shall be used to ensure that current and future teachers are highly qualified, by carrying out one or more of the following activities:

''(1) Implementing reforms within teacher preparation programs to ensure that such programs are preparing teachers who are highly qualified, are able to understand scientifically based research, and are able to use advanced technology effectively in the classroom, including use for instructional techniques to improve student academic achievement, by—

''(A) retraining faculty; and

''(B) designing (or redesigning) teacher preparation programs that—

''(i) prepare teachers to close student achievement gaps, are based on rigorous academic content, scientifically based research (including scientifically based reading research), and challenging State student academic content standards; and

''(ii) promote strong teaching skills.

''(2) Providing sustained and high-quality preservice clinical experience, including the mentoring of prospective teachers by exemplary teachers, substantially increasing interaction between faculty at institutions of higher education and new and experienced teachers, principals, and other administrators at elementary schools or secondary schools, and providing support, including preparation time, for such interaction.

''(3) Developing and implementing initiatives to promote retention of highly qualified teachers and principals, including minority teachers and principals, including programs that provide—

''(A) teacher or principal mentoring from exemplary teachers or principals; or

''(B) induction and support for teachers and principals during their first 3 years of employment as teachers or principals, respectively.

''(4) Awarding scholarships based on financial need to help students pay the costs of tuition, room, board, and other expenses of completing a teacher preparation program.

''(5) Disseminating information on effective practices for teacher preparation and successful teacher certification and licensure assessment preparation strategies.

''(6) Activities authorized under sections 202, 203, and 204.

''(c) APPLICATION.—Any eligible institution desiring a grant under this section shall submit an application to the Secretary at such a time, in such a manner, and accompanied by such information the Secretary may require.

''(d) MINIMUM GRANT AMOUNT.—The minimum amount of each grant under this part shall be $500,000.

''(e) LIMITATION ON ADMINISTRATIVE EXPENSES.—An eligible institution that receives a grant under this part may not use more than 2 percent of the grant funds for purposes of administering the grant.

''(f) REGULATIONS.—The Secretary shall prescribe such regulations as may be necessary to carry out this part.

''SEC. 233. AUTHORIZATION OF APPROPRIATIONS.

''There are authorized to be appropriated to carry out this part $10,000,000 for fiscal year 2007 and such sums as may be necessary for each of the 5 succeeding fiscal years.''.

SEC. 204. TEACHER INCENTIVE FUND PROGRAM.

Title II (20 U.S.C. 1021 et seq.), as amended by section 203 of this Act, is further amended by adding at the end the following:

''PART D—TEACHER INCENTIVE FUND PROGRAM

''SEC. 241. PURPOSE; DEFINITIONS.

''(a) PURPOSE.—The purpose of this part is to assist States, local educational agencies, and non-profit or for-profit organizations to develop and implement, or expand, innovative compensation systems to provide financial rewards for teachers and principals who raise student academic achievement and close the achievement gap, especially in the highest-need local educational agencies.

''(b) DEFINITIONS.—For purposes of this part:

''(1) ELIGIBLE ENTITY.—The term 'eligible entity' means—

''(A) a local educational agency, including a charter school that is a local educational agency;

''(B) a State educational agency, or other State agency designated by the chief executive of the State; or

''(C) a partnership of—

''(i) one or more agencies described in subparagraph (A) or (B), or both; and

''(ii) at least one non-profit or for-profit organization.

''(2) HIGH-NEED LOCAL EDUCATIONAL AGENCY.—The term 'high-need local educational agency' has the meaning given that term in section 201.

''SEC. 242. TEACHER INCENTIVE FUND GRANTS.

''(a) PROGRAM AUTHORIZED.—

''(1) IN GENERAL.—From the amounts appropriated to carry out this part, the Secretary is authorized to award competitive grants of up to 5 years in length to eligible entities to develop and implement, or expand, a comprehensive performance-based compensation system for teachers and principals for one or more local educational agencies.

''(2) COMPREHENSIVE PERFORMANCE-BASED COMPENSATION SYSTEMS.—A comprehensive performance-based compensation system developed and implemented, or expanded with funds under this part—

''(A) shall differentiate levels of compensation primarily on the basis of increases in student academic achievement; and

''(B) may—

''(i) differentiate levels of compensation on the basis of high-quality teachers' and principals' employment and success in hard-to-staff schools or high-need subject areas; and

''(ii) recognize teachers' and principals' skills and knowledge as demonstrated through—

''(I) successful fulfillment of additional responsibilities or job functions; and

''(II) evidence of high achievement and mastery of content knowledge and teaching skills.

''(b) USE OF FUNDS.—A grantee shall use grant funds provided under this part only to design and implement, or expand, in collaboration with teachers, principals, other school administrators, and members of the public, a compensation system consistent with the requirements of this part. Authorized activities under this part may include the following:

''(1) Developing appraisal systems that reflect clear and fair measures of student academic achievement.

''(2) Conducting outreach within the local educational agency (or agencies) or the State to gain input on how to construct the appraisal system and to develop support for it.

''(3) Paying, as part of a comprehensive performance-based compensation system, bonuses and increased salaries to teachers and principals who raise student academic achievement, so long as the grantee uses an increasing share of non-Federal funds to pay these monetary rewards each year of the grant.

''(4) Paying, as part of a comprehensive performance-based compensation system, additional bonuses to teachers who both raise student academic achievement and either teach in high-poverty schools or teach subjects that are difficult to staff, or both, so long as the grantee uses an increasing share of non-Federal funds to pay these monetary rewards each year of the grant.

''(5) Paying, as part of a comprehensive performance-based compensation system, additional bonuses to principals who both raise student academic achievement and serve in high-poverty schools, so long as the grantee uses an increasing share of non-Federal funds to pay these monetary rewards each year of the grant.

''(c) APPLICATIONS.—To be eligible to receive a grant under this part, an eligible entity shall submit an application that includes—

''(1) a description of the local educational agency or local educational agencies to be served by the project, including such demographic information as the Secretary may request;

''(2) information on student academic achievement and the quality of the teachers and principals in the local educational agency or agencies to be served by the project;

''(3) a description of the performance-based teacher and principal compensation system that the applicant proposes to develop and implement or expand;

''(4) a description of how the applicant will use grant funds under this part in each year of the grant;

''(5) an explanation of how the applicant will meet the requirement in subsection (b)(3) and how the grantee will continue its performance-based compensation system after the grant ends;

''(6) a description of the support and commitment from teachers, the community or local educational agency or agencies for the development and implementation, or expansion, of a performance-based teacher and principal compensation system;

''(7) a description of how teacher, principal and student performance will be measured and the baseline measurement units; and

''(8) a description, if applicable, of how the applicant will define the term 'high-quality' for the purposes of subsection (a)(2)(B)(i), through the use of measurable indicators, such as effectiveness in raising student academic achievement, or demonstrated mastery of subject matter knowledge.

''(d) PRIORITY.—The Secretary shall give priority to applications for projects that would establish comprehensive performance-based compensation systems in high-need local educational agencies.

''SEC. 243. EVALUATIONS.

''The Secretary shall conduct an independent evaluation of the program under this part and may use up to 1 percent of the funds made available under this part or $1,000,000, whichever is less, for any fiscal year for the cost of the evaluation.

''SEC. 244. AUTHORIZATION OF APPROPRIATIONS.

''There are authorized to be appropriated to carry out this part $100,000,000 for fiscal year 2007 and such sums as may be necessary for each of the 5 succeeding fiscal years.''.

SEC. 205. NATIONAL TEACHER CORPS.

Title II (20 U.S.C. 1021 et seq.), as amended by section 204 of this Act, is further amended by adding at the end the following:

''PART E—NATIONAL TEACHER CORPS

''SEC. 251. PURPOSES.

''The purposes of this part are—

''(1) to raise the number of highly accomplished recent college graduates teaching in underserved urban and rural communities in the United States;

''(2) to increase the number of school districts and communities served by a nationally recruited corps of outstanding new teachers; and

''(3) to build a broader pipeline of talented and experienced future leaders in public education and education reform.

''SEC. 252. DEFINITIONS.

''In this part:

''(1) IN GENERAL.—The terms 'highly qualified', 'local educational agency', and 'Secretary' have the meanings given the terms in section 9101 of the Elementary and Secondary Education Act of 1965 (20 U.S.C. 7801).

''(2) HIGH NEED.—The term 'high need', when used with respect to a local educational agency, means a local educational agency experiencing a shortage of highly qualified teachers, as determined by the Secretary.

''SEC. 253. GRANT PROGRAM AUTHORIZED.

''The Secretary is authorized to award a grant to a highly-selective national teacher corps to implement and expand its program of recruiting, selecting, training, and supporting new teachers. The grantee shall be a highly-selective national teacher corps that—

''(1) focuses a national recruitment effort on recent college graduates from all academic majors;

''(2) trains such graduates through intensive summer institutes;

''(3) places such graduates as teachers in public schools in school districts of high need local educational agencies in urban and rural communities across multiple States; and

''(4) supports and measures the progress of such teachers through intensive professional development.

''SEC. 254. GRANT REQUIREMENTS.

''In carrying out the grant program under this part, the Secretary shall enter into an agreement with the grantee under which the grantee agrees to use the grant funds—

''(1) to provide highly qualified teachers to high need local educational agencies in urban and rural communities;

''(2) to pay the cost of recruiting, selecting, training, and supporting new teachers; and

''(3) to serve a substantial number and percentage of underserved students.

''SEC. 255. AUTHORIZED ACTIVITIES.

''Grant funds provided under this part shall be used by the grantee to carry out each of the following activities:

''(1) Recruiting and selecting teachers through a highly-selective national process.

''(2) Providing preservice training to selected teachers through a rigorous summer institute that includes hands-on teaching experience and significant exposure to education coursework and theory.

''(3) Placing selected teachers in schools and positions in high need local education agencies that serve a high percentage of low-income students.

''(4) Providing ongoing professional development activities for the selected teachers in the classroom, including regular classroom observations and feedback, and ongoing training and support.

"SEC. 256. EVALUATION.

''(a) ANNUAL REPORT.—The grantee shall provide to the Secretary an annual report that includes—

''(1) data on the number and quality of the teachers provided to local educational agencies through the grant under this part;

''(2) an externally conducted analysis of the satisfaction of local educational agencies and principals with the teachers so provided; and

''(3) comprehensive data on the background of the selected teachers, the training such teachers received, the placement sites of the teachers, the professional development of the teachers, and the retention of the teachers.

''(b) STUDY.—The Secretary shall provide for a study comparing the academic achievement of students taught by the teachers selected, trained, and placed under this part with the academic achievement of students taught by other teachers in the same schools and positions. The Secretary shall provide for such a study not less than once every 3 years, and each such study shall include multiple local education agencies. Each such study shall meet the peer-review standards of the education research community.

"SEC. 257. AUTHORIZATION OF APPROPRIATIONS.

''There are authorized to be appropriated to carry out this part $12,000,000 for fiscal year 2007 and such sums as may be necessary for each succeeding fiscal year.''.

SEC. 206. TRANSITION.

The Secretary of Education shall take such actions as the Secretary determines to be appropriate to provide for the orderly implementation of this title.

TITLE III—INSTITUTIONAL AID

SEC. 301. TITLE III GRANTS FOR AMERICAN INDIAN TRIBALLY CONTROLLED COLLEGES AND UNIVERSITIES.

(a) ELIGIBLE INSTITUTIONS.—Subsection (b) of section 316 (20 U.S.C. 1059c(b)) is amended to read as follows:

''(b) DEFINITIONS.—

''(1) ELIGIBLE INSTITUTIONS.—For purposes of this section, Tribal Colleges and Universities are the following:

''(A) any of the following institutions that qualify for funding under the Tribally Controlled College or University Assistance Act of 1978 or is listed in the Equity in Educational Land-Grant Status Act of 1994 (7 U.S.C. 301 note): Bay Mills Community College; Blackfeet Community College; Cankdeska Cikana Community College; Chief Dull Knife College; College of Menominee Nation; Crownpoint Institute of Technology; Diné College; D–Q University; Fond du Lac Tribal and Community College; Fort Belknap College; Fort Berthold Community College; Fort Peck Community College; Haskell Indian Nations University; Institute of American Indian and Alaska Native Culture and Arts Development; Lac Courte Oreilles Ojibwa Community College; Leech Lake Tribal College; Little Big Horn College; Little Priest Tribal College; Nebraska Indian Community College; Northwest Indian College; Oglala Lakota College; Saginaw Chippewa Tribal College; Salish Kootenai College; Si Tanka University—Eagle Butte Campus; Sinte Gleska University; Sisseton Wahpeton Community College; Sitting Bull College; Southwestern Indian Polytechnic Institute; Stone Child College; Tohono O'odham Community College; Turtle Mountain Community College; United Tribes Technical College; and White Earth Tribal and Community College; and

''(B) any other institution of higher education that meets the definition of tribally controlled college or university in section 2 of the Tribally Controlled College or University Assistance Act of 1978, and meets all other requirements of this section.

''(2) INDIAN.—The term 'Indian' has the meaning given the term in section 2 of the Tribally Controlled College or University Assistance Act of 1978.''.

(b) DISTANCE LEARNING.—Subsection (c)(2) of such section is amended—

(1) by amending subparagraph (B) to read as follows:

''(B) construction, maintenance, renovation, and improvement in classrooms, libraries, laboratories, and other instructional facilities, including purchase or rental of telecommunications technology equipment or services, and the acquisition of real property adjacent to the campus of the institution on which to construct such facilities;'';

(2) in subparagraph (C), by inserting before the semicolon at the end the following: '', or advanced degrees in tribal governance or tribal public policy'';

(3) in subparagraph (D), by inserting before the semicolon at the end the following: '', in tribal governance, or in tribal public policy'';

(4) by striking ''and'' at the end of subparagraph (K);

(5) by redesignating subparagraph (L) as subparagraph (M); and

(6) by inserting after subparagraph (K) the following new subparagraph:

''(L) developing or improving facilities for Internet use or other distance learning academic instruction capabilities; and''.

(c) APPLICATION AND ALLOTMENT.—Subsection (d) of such section is amended to read as follows:

''(d) APPLICATION AND ALLOTMENT.—

''(1) INSTITUTIONAL ELIGIBILITY.—To be eligible to receive assistance under this section, a Tribal College or University shall be an eligible institution under section 312(b).

''(2) APPLICATION.—Any Tribal College or University desiring to receive assistance under this section shall submit an application to the Secretary at such time, and in such manner, as the Secretary may reasonably require.

''(3) ALLOTMENTS TO INSTITUTIONS.—

''(A) ALLOTMENT: PELL GRANT BASIS.—From the amount appropriated to carry out this section for any fiscal year, the Secretary shall allot to each eligible institution a sum which bears the same ratio to one-half that amount as the number of Pell Grant recipients in attendance at such institution at the end of the award year preceding the beginning of that fiscal year bears to the total number of Pell Grant recipients at all eligible institutions.

''(B) ALLOTMENT: DEGREE AND CERTIFICATE BASIS.—From the amount appropriated to carry out this section for any fiscal year, the Secretary shall allot to each eligible institution a sum which bears the same ratio to one-half that amount as the number of degrees or certificates awarded by such institution during the preceding academic year bears to the total number of degrees or certificates awarded by all eligible institutions.

''(C) MINIMUM GRANT.—Notwithstanding subparagraphs (A) and (B), the amount allotted to each institution under this section shall not be less than $500,000.

''(4) SPECIAL RULES.—

''(A) CONCURRENT FUNDING.—For the purposes of this part, no Tribal College or University that is eligible for and receives funds under this section shall concurrently receive funds under other provisions of this part or part B.

''(B) EXEMPTION.—Section 313(d) shall not apply to institutions that are eligible to receive funds under this section.''.

SEC. 302. ALASKA NATIVE AND NATIVE HAWAIIAN-SERVING INSTITUTIONS.

(a) DISTANCE LEARNING.—Section 317(c)(2) (20 U.S.C. 1059d(c)(2)) is amended—

(1) by amending subparagraph (B) to read as follows:

''(B) construction, maintenance, renovation, and improvement in classrooms, libraries, laboratories, and other instructional facilities, including purchase or rental of telecommunications technology equipment or services, and the acquisition of real property adjacent to the campus of the institution on which to construct such facilities;'';

(2) in subparagraph (C), by inserting before the semicolon at the end the following: '', or advanced degrees in tribal governance or tribal public policy'';

(3) in subparagraph (D), by inserting before the semicolon at the end the following: '', in tribal governance, or tribal public policy'';

(4) by striking ''and'' at the end of subparagraph (G);

(5) by striking the period at the end of subparagraph (H) and inserting a semicolon; and

(6) by inserting after subparagraph (H) the following new subparagraph:

''(I) development or improvement of facilities for Internet use or other distance learning academic instruction capabilities; and''.

(b) ENDOWMENT FUNDS.—Section 317(c) is further amended by adding at the end the following new paragraph:

''(3) ENDOWMENT FUNDS.—

''(A) IN GENERAL.—An Alaska Native-serving institution or Native Hawaiian-serving institution may use not more than 20 percent of the grant funds provided under this section to establish or increase an endowment fund at the institution.

''(B) MATCHING REQUIREMENT.—In order to be eligible to use grant funds in accordance with subparagraph (A), the institution shall provide to the endowment fund from non-Federal funds an amount equal to the Federal funds used in accordance with subparagraph (A), for the establishment or increase of the endowment fund.

''(C) APPLICABILITY OF OTHER PROVISIONS.—The provisions of part C regarding the establishment or increase of an endowment fund, that the Secretary determines are not inconsistent with this paragraph, shall apply to funds used under subparagraph (A).''.

(c) APPLICATION PROCESS.—Section 317(d)(2) is amended by striking everything after the first sentence.

SEC. 303. GRANTS TO PART B INSTITUTIONS.

(a) USE OF FUNDS.—

(1) FACILITIES AND EQUIPMENT.—

(A) UNDERGRADUATE INSTITUTIONS.—Paragraph (2) of section 323(a) (20 U.S.C. 1062(a)) is amended to read as follows:

''(2) Construction, maintenance, renovation, and improvement in classrooms, libraries, laboratories, and other instructional facilities, including development or improvement of facilities for Internet use or other distance learning academic instruction capabilities and purchase or rental of telecommunications technology equipment or services, and the acquisition of real property adjacent to the campus of the institution on which to construct such facilities.''.

(B) GRADUATE AND PROFESSIONAL SCHOOLS.—Paragraph (2) of section 326(c) (20 U.S.C. 1063b(c)) is amended to read as follows:

''(2) construction, maintenance, renovation, and improvement in classrooms, libraries, laboratories, and other instructional facilities, including purchase or rental of telecommunications technology equipment or

services, and the acquisition of real property adjacent to the campus of the institution on which to construct such facilities;''.

(2) OUTREACH AND COLLABORATION.—Paragraph (11) of section 323(a) (20 U.S.C. 1062(a)) is amended to read as follows:

''(11) Establishing community outreach programs and collaborative partnerships between part B institutions and local elementary or secondary schools. Such partnerships may include mentoring, tutoring, or other instructional opportunities that will boost student academic achievement and assist elementary and secondary school students in developing the academic skills and the interest to pursue postsecondary education.''.

(b) TECHNICAL ASSISTANCE.—Section 323 (20 U.S.C. 1062) is amended—

(1) by redesignating subsection (c) as subsection (d); and

(2) by inserting after subsection (b) the following new subsection:

''(c) TECHNICAL ASSISTANCE.—

''(1) IN GENERAL.—An institution may not use more than 2 percent of the grant funds provided under this part to secure technical assistance.

''(2) TECHNICAL ASSISTANCE.—Technical assistance may include assistance with enrollment management, financial management, and strategic planning.

''(3) REPORT.—The institution shall report to the Secretary on an annual basis, in such form as the Secretary requires, on the use of funds under this subsection.''.

(c) MINIMUM GRANTS.—Section 324(d)(1) (20 U.S.C. 1063(d)(1)) is amended by inserting before the period at the end the following: '', except that, if the amount appropriated to carry out this part for any fiscal year exceeds the amount needed to provide to each institution an amount equal to the total amount received by such institution under subsections (a), (b), and (c) for the preceding fiscal year, then the amount of such excess appropriation shall first be applied to increase the minimum allotment under this subsection to $750,000''.

(d) ELIGIBLE GRADUATE OR PROFESSIONAL SCHOOLS.—

(1) GENERAL AUTHORITY.—Section 326(a)(1) (20 U.S.C. 1063b(a)(1)) is amended—

(A) by inserting ''(A)'' after ''subsection (e) that''; and

(B) by inserting before the period at the end the following: '', (B) is accredited by a nationally recognized accrediting agency or association determined by the Secretary to be a reliable authority as to the quality of training offered, and (C) according to such an agency or association, is in good standing''.

(2) ELIGIBLE INSTITUTIONS.—Section 326(e)(1) (20 U.S.C. 1063b(e)(1)) is amended—

(A) by striking ''and'' at the end of subparagraph (Q);

(B) by striking the period at the end of subparagraph (R) and inserting a semicolon; and

(C) by adding at the end the following new subparagraphs:

''(S) Alabama State University qualified graduate program;

''(T) Prairie View A & M University qualified graduate program;

''(U) Coppin State University qualified graduate program;

''(V) Delaware State University qualified graduate program;

''(W) Langston University qualified graduate program;

''(X) West Virginia State University qualified graduate program; and

''(Y) Fayetteville State University qualified graduate program.''.

(3) CONFORMING AMENDMENT.—Section 326(e)(3) (20 U.S.C. 1063b(e)(3)) is amended—

(A) by striking ''1998'' and inserting ''2006''; and

(B) by striking ''(Q) and (R)'' and inserting ''(S) through (Y)''.

(e) PROFESSIONAL OR GRADUATE INSTITUTIONS.—Section 326(f) (20 U.S.C. 1063b(f)) is amended—

(1) in paragraph (1)—

(A) by striking ''$26,600,000'' and inserting ''$54,500,000''; and

(B) by striking ''(P)'' and inserting ''(R)'';

(2) in paragraph (2)—

(A) by striking ''$26,600,000, but not in excess of $28,600,000'' and inserting ''$54,500,000, but not in excess of $58,500,000''; and

(B) by striking ''subparagraphs (Q) and (R)'' and inserting ''subparagraphs (S) through (Y)''; and

(3) in paragraph (3)—

(A) by striking ''$28,600,000'' and inserting ''$58,500,000''; and

(B) by striking ''(R)'' and inserting ''(Y)''.

(f) HOLD HARMLESS.—Section 326(g) (20 U.S.C. 1063b(g)) is amended by striking ''1998'' each place it appears and inserting ''2005''.

SEC. 304. TECHNICAL AMENDMENTS.

(a) AMENDMENTS.—Title III is further amended—

(1) in section 311(c) (20 U.S.C. 1057(c))—

(A) by redesignating paragraphs (7) through (12) as paragraphs (8) through (13), respectively; and

(B) by inserting after paragraph (6) the following:

''(7) Education or counseling services designed to improve the financial literacy and economic literacy of students and, as appropriate, their parents.'';

(2) in section 312(b)(1)(A) (20 U.S.C. 1058(b)(1)(A)), by striking ''subsection (c)'' and inserting ''subsection (d)'';

(3) in section 312(b)(1)(F) (20 U.S.C. 1058(b)(1)(F)), by inserting ''which is'' before ''located'';

(4) in section 312(b)(1) (20 U.S.C. 1058(b)(1)), by redesignating subparagraphs (E) and (F) as subparagraphs (F) and (G), respectively, and by inserting after subparagraph (D) the following new subparagraph:

''(E) which provides a program that is not less than a 2-year educational program that is acceptable for full credit toward a bachelor's degree;'';

(5) in section 316(c)(2) (20 U.S.C. 1059c(c)(2))—

(A) by redesignating subparagraphs (G) through (M) (as redesignated by section 301(b)(5) of this Act) as subparagraphs (H) through (N), respectively;

(B) by inserting after subparagraph (F) the following:

''(G) education or counseling services designed to improve the financial literacy and economic literacy of students and, as appropriate, their parents;''; and

(C) in subparagraph (N), as redesignated by subparagraph (A), by striking ''subparagraphs (A) through (K)'' and inserting ''subparagraphs (A) through (M)'';

(6) in section 317(c)(2) (20 U.S.C. 1059d(c)(2)), by inserting after subparagraph (I) (as added by section 302(a)(6) of this Act) the following:

''(J) education or counseling services designed to improve the financial literacy and economic literacy of students and, as appropriate, their parents.'';

(7) in section 323(a) (20 U.S.C. 1062(a))—

(A) by striking ''section 360(a)(2)'' and inserting ''section 399(a)(2)(A)'';

(B) by redesignating paragraphs (7) through (12) as paragraphs (8) through (13), respectively; and

(C) by inserting after paragraph (6) the following:

''(7) Education or counseling services designed to improve the financial literacy and economic literacy of students and, as appropriate, their parents.'';

(8) in section 324(d)(2) (20 U.S.C. 1063(d)(2)), by striking ''section 360(a)(2)(A)'' and inserting ''section 399(a)(2)(A)'';

(9) in section 326(e)(1) (20 U.S.C. 1063b(e)(1)), in the matter preceding subparagraph (A), by inserting a colon after ''the following'';

(10) in section 327(b) (20 U.S.C. 1063c(b)), by striking ''initial'';

(11) in section 342(5)(C) (20 U.S.C. 1066a(5)(C))—

(A) by inserting a comma after ''equipment'' the first place it appears; and

(B) by striking ''technology,,'' and inserting ''technology,'';

(12) in section 343(e) (20 U.S.C. 1066b(e)), by inserting after the subsection designation the following: ''SALE OF QUALIFIED BONDS.—'';

(13) in section 351(a) (20 U.S.C. 1067a(a)), by striking ''of 1979'';

(14) in section 391(b)(7)(E) (20 U.S.C. 1068(b)(7)(E)), by striking ''subparagraph (E)'' and inserting ''subparagraph (D)''; and

(15) in section 396 (20 U.S.C. 1068e), by striking ''section 360'' and inserting ''section 399''.

(b) REPEAL.—Section 1024 (20 U.S.C. 1135b–3), as transferred by section 301(a)(5) of the Higher Education Amendments of 1998 (Public Law 105–244; 112 Stat. 1636), is repealed.

SEC. 305. TITLE III AUTHORIZATIONS.

Section 399(a) (20 U.S.C. 1068h(a)) is amended—

(1) by striking ''1999'' each place it appears and inserting ''2007'';

(2) by striking ''4 succeeding fiscal years'' each place it appears and inserting ''5 succeeding fiscal years'';

(3) in paragraph (1)—

(A) by striking ''$10,000,000'' in subparagraph (B) and inserting ''$23,800,000''; and

(B) by striking ''$5,000,000'' in subparagraph (C) and inserting ''$11,900,000'';

(4) in paragraph (2)—

(A) by striking ''$135,000,000'' in subparagraph (A) and inserting ''$241,000,000''; and

(B) by striking ''$35,000,000'' in subparagraph (B) and inserting ''$59,000,000''; and

(5) in paragraph (4), by striking ''$110,000'' and inserting ''$212,000''.

TITLE IV—STUDENT ASSISTANCE

PART A—GRANTS TO STUDENTS

SEC. 401. PELL GRANTS.

(a) EXTENSION OF AUTHORITY.—Section 401(a) (20 U.S.C. 1070a(a)) is amended by striking ''2004'' and inserting ''2013''.

(b) DIRECT PAYMENT.—Section 401(a) (20 U.S.C. 1070a(a)) is further amended—

(1) by striking paragraph (2); and

(2) by redesignating paragraph (3) as paragraph (2).

(c) MAXIMUM PELL GRANT INCREASE.—Paragraph (2)(A) of section 401(b) 20 U.S.C. 1070a(b)(2)(A)) is amended to read as follows:

''(2)(A) The amount of the Federal Pell Grant for a student eligible under this part shall be $6,000 for academic years 2007–2008 through 2013–2014, less an amount equal to the amount determined to be the expected family contribution with respect to that student for that year.''.

(d) TUITION SENSITIVITY.—Section 401(b) is further amended—

(1) by striking paragraph (3); and

(2) by redesignating paragraphs (4) through (8) as paragraphs (3) through (7), respectively.

(e) MULTIPLE GRANTS.—Paragraph (5) of section 401(b) (as redesignated by subsection (d)(2)) is amended to read as follows:

''(5) YEAR-ROUND PELL GRANTS.—

''(A) IN GENERAL.—The Secretary shall, for students enrolled full time in a baccalaureate or associate's degree program of study at an eligible institution, award such students not more than two Pell grants during an award year to permit such students to

accelerate progress toward their degree objectives by enrolling in academic programs for 12 months rather than 9 months.

''(B) LIMITATION.—The Secretary shall limit the awarding of additional Pell grants under this paragraph to students attending—

''(i) baccalaureate degree granting institutions that have a graduation rate as reported by the Integrated Postsecondary Education Data System for the 4 preceding academic years of at least 30 percent; or

''(ii) two-year institutions that have a graduation rate as reported by the Integrated Postsecondary Education Data Systems, in at least one of the last 3 years for which data is available, that is above the average for the applicable year for the institution's type and control.

''(C) EVALUATION.—The Secretary shall conduct an evaluation of the program under this paragraph and submit to the Congress an evaluation report no later than October 1, 2011.

''(D) REGULATIONS REQUIRED.—The Secretary shall promulgate regulations implementing this paragraph.''.

(f) INELIGIBILITY BASED ON INVOLUNTARY CIVIL COMMITMENT FOR SEXUAL OFFENSES.—Paragraph (7) of section 401(b) (as redesignated by subsection (d)(2)) is amended by inserting before the period the following: ''or who is subject to an involuntary civil commitment upon completion of a period of incarceration for a forcible or nonforcible sexual offense (as determined in accordance with the Federal Bureau of Investigation's Uniform Crime Reporting Program)''.

(g) PELL GRANT ELIGIBILITY DURATION.—Section 401(c) (20 U.S.C. 1070a(c)) is amended—

(1) in paragraph (1)—

(A) by striking ''The period'' and inserting in lieu thereof ''Subject to paragraph (5), the period''; and

(B) by striking the period at the end thereof and inserting ''but shall be subject to the limitation described in paragraph (5).''; and

(2) by adding at the end the following new paragraph:

''(5) The period during which a student may receive Federal Pell Grants shall not exceed the equivalent of 18 semesters or 27 quarters in duration (as determined by the Secretary by regulation), without regard to whether the student is enrolled on a full-time basis during any portion of that period, and including any period of time for which the student received Federal Pell Grants prior to the date of enactment of the College Access and Opportunity Act of 2006.''.

(h) ELIGIBILITY PERIOD.—Section 401(c)(2) (20 U.S.C. 1070a(c)(2)) is amended by inserting '', for not more than one academic year,'' after ''which are determined by the institution'' in the first sentence.

(i) ACADEMIC COMPETITIVENESS GRANT ELIGIBILITY.—Section 401A(c)(3) (as added by section 8003 of the Higher Education Reconciliation Act of 2005) is amended by striking ''established by a State or local educational agency and recognized as such by the Secretary'' each place it appears and inserting ''beyond the basic graduation requirements and recognized as such by the designated State official, or with respect to any private school or home school, the designated school official for such school''.

(j) PELL GRANTS PLUS: ACHIEVEMENT GRANTS FOR STATE SCHOLARS PROGRAM.—

(1) AMENDMENT.—Subpart 1 of part A of title IV is amended by inserting after section 401A (as added by section 8003 of the Higher Education Reconciliation Act of 2005) the following new section:

''SEC. 401B. PELL GRANTS PLUS: ACHIEVEMENT GRANTS FOR STATE SCHOLARS.

''(a) GRANTS AUTHORIZED.—Beginning in academic award year 2007–2008, the Secretary is authorized to establish a program to award Pell Grants Plus to students who—

''(1) have successfully completed a rigorous high school program of study established by a State or local educational agency in consultation with a State coalition assisted by the Center for State Scholars;

''(2) are enrolled full-time in the first academic year of undergraduate education or a certification program, and have not been previously enrolled in a program of undergraduate education after earning a high school diploma or its recognized equivalent or a certification program; and

''(3) are eligible to receive Federal Pell Grants for the year in which the grant is awarded.

''(b) AMOUNT OF GRANTS.—

''(1) IN GENERAL.—Except as provided in paragraph (2), the amount of the grant awarded under this section shall be $1,000.

''(2) ASSISTANCE NOT TO EXCEED COST OF ATTENDANCE.—A grant awarded under this section to any student, in combination with the Federal Pell Grant assistance and estimated financial assistance not received under this title (as described in section 480(j)) to such student, may not exceed the student's cost of attendance.

''(c) SELECTION OF RECIPIENTS.—

''(1) PROCEDURES ESTABLISHED BY REGULATION.—The Secretary shall establish by regulation procedures for the determination of eligibility of students for the grants awarded under this section. Such procedures shall include measures to ensure that eligibility is determined in a timely and accurate manner consistent with the requirements of section 482 and the submission of the financial aid form required by section 483.

''(2) REQUIRED INFORMATION.—Each eligible student desiring an award under this section shall submit at such time and in such manner such information as the Secretary may reasonably require.

''(3) CONTINUATION OF GRANT REQUIREMENTS.—In order for a student to continue to be eligible to receive an award under this section for the second year of undergraduate education, the eligible student must—

''(A) maintain eligibility to receive a Federal Pell Grant for that year;

''(B) obtain a grade point average of at least 3.0 (or the equivalent as determined under regulations prescribed by the Secretary) for the first year of undergraduate education; and

''(C) be enrolled full-time and fulfill the requirements for satisfactory progress as determined under the institution's standards developed in accordance with regulations prescribed by the Secretary.

''(d) EVALUATION, AND REPORTS.—The Secretary shall monitor the progress, retention, and completion rates of the students to whom awards are provided under this section. In doing so, the Secretary shall evaluate the impact of the Pell Grants Plus Program and report, not less than biennially, to the authorizing committees of the House of Representatives and the Senate.

''(e) AUTHORIZATION OF APPROPRIATIONS.—There are authorized to be appropriated to carry out this section such sums as may be necessary for fiscal year 2007 and each of the 5 succeeding fiscal years.''.

(2) CONFORMING AMENDMENT.—Chapter 3 of subpart 2 of part A of title IV (20 U.S.C. 1070a–31 through 1070a–35) is repealed.

(k) EFFECTIVE DATE.—The amendments made by this section shall be effective with respect to academic years beginning on or after July 1, 2007.

SEC. 402. TRIO PROGRAMS.

(a) DURATION OF GRANTS.—

(1) AMENDMENT.—Section 402A(b)(2) (20 U.S.C. 1070a–11(b)(2)) is amended to read as follows:

''(2) DURATION.—Grants or contracts awarded under this chapter shall be awarded for a period of 5 years, except that—

''(A) grants under section 402G shall be awarded for a period of 2 years; and

''(B) grants under section 402H shall be awarded for a period determined by the Secretary.''.

(2) TRANSITION TO SYNCHRONOUS GRANT PERIODS.—Notwithstanding section 402A(b)(2) of the Higher Education Act of 1965 (as in effect both prior to and after the amendment made by paragraph (1) of this subsection), the Secretary of Education may continue an award made before the date of enactment of this Act under section 402B, 402C, 402D, 402E, or 402F of such Act as necessary to permit all the awards made under such a section to expire at the end of the same fiscal year, and thereafter to expire at the end of 5 years as provided in the amendment made by paragraph (1) of this subsection.

(b) MINIMUM GRANTS.—Section 402A(b)(3) (20 U.S.C. 1070a–11(b)(3)) is amended to read as follows:

''(3) MINIMUM GRANTS.—Unless the institution or agency requests a smaller amount, individual grants for programs authorized under this chapter shall be no less than $200,000, except that individual grants for programs authorized under section 402G shall be no less than $170,000.''.

(c) APPLICATION STATUS; FOSTER CARE COORDINATION.—Paragraph (7) of section 402A(c) (20 U.S.C. 1070a–11(c)(7)) is amended to read as follows:

''(7) COORDINATION.—Each applicant for funds under the programs authorized by this chapter shall identify services to foster care youth as a permissible service in those programs, and ensure that such youth receive supportive services, including mentoring, tutoring, and other services provided by those programs.''.

(d) DOCUMENTATION OF STATUS.—Section 402A(e) (20 U.S.C. 1070a–11(e)) is amended by striking ''(g)(2)'' each place it appears in paragraphs (1) and (2) and inserting ''(i)(4)''.

(e) HOMELESS AND UNACCOMPANIED YOUTH.—Section 402A(e) is further amended by adding at the end the following new paragraph:

''(3) Notwithstanding this subsection and subsection (i)(4), individuals who are homeless or unaccompanied youth as defined in section 725 of the McKinney-Vento Homeless Assistance Act shall be eligible to participate in programs under sections 402B, 402C, 402D, and 402F of this chapter.''.

(f) AUTHORIZATION OF APPROPRIATIONS.—Section 402A(f) (20 U.S.C. 1070a–11(f)) is amended by striking ''$700,000,000 for fiscal year 1999, and such sums as may be necessary for each of the 4 succeeding fiscal years'' and inserting ''$836,500,000 for fiscal year 2007 and such sums as may be necessary for each of the 5 succeeding fiscal years''.

(g) DEFINITION.—Section 402A(g) (20 U.S.C. 1070a–11(g)) is amended—

(1) in paragraph (3), by striking ''by reason of such individual's age'';

(2) by redesignating paragraphs (1) through (4) as paragraphs (3) through (6), respectively; and

(3) by inserting before paragraph (3), as redesignated, the following:

''(1) DIFFERENT CAMPUS.—The term 'different campus' means an institutional site that—

''(A) is geographically apart from the main campus of the institution;

''(B) is permanent in nature; and

''(C) offers courses in educational programs leading to a degree, certificate, or other recognized educational credential.

''(2) DIFFERENT POPULATION.—The term 'different population' means a group of individuals, with respect to whom an entity seeks to serve through an application for funding under this chapter, that—

''(A) is separate and distinct from any other population that the entity seeks to serve through an application for funding under this chapter; or

''(B) while sharing some of the same needs as another population that the entity seeks to serve through an application for funding under this chapter, has distinct needs for specialized services.''.

(h) EDUCATION AND COUNSELING SERVICES.—Chapter 1 of subpart 2 of part A of title IV is further amended—

(1) in section 402B(b) (20 U.S.C. 1070a–12(b))—

(A) by redesignating paragraphs (3) through (10) as paragraphs (4) through (11), respectively;

(B) by inserting after paragraph (2) the following:

''(3) education or counseling services designed to improve the financial literacy and economic literacy of students and, as appropriate, their parents;''; and

(C) in paragraph (11), as redesignated by subparagraph (A), by striking ''paragraphs (1) through (9)'' and inserting ''paragraphs (1) through (10)'';

(2) in section 402C (20 U.S.C. 1070a–13)—

(A) in subsection (b)—

(i) by redesignating paragraphs (2) through (12) as paragraphs (3) through (13), respectively;

(ii) by inserting after paragraph (1) the following:

''(2) education or counseling services designed to improve the financial literacy and economic literacy of students and, as appropriate, their parents;'';

(iii) in paragraph (12), as redesignated by clause (i), by inserting '', specifically in the fields of math and science'' after ''postsecondary education''; and

(iv) in paragraph (13), as redesignated by clause (i), by striking ''paragraphs (1) through (11)'' and inserting ''paragraphs (1) through (12)''; and

(B) in subsection (e), by striking ''subsection (b)(10)'' and inserting ''subsection (b)(11)'';

(3) in section 402D(b) (20 U.S.C. 1070a–14(b))—

(A) by redesignating paragraphs (2) through (10) as paragraphs (3) through (11), respectively;

(B) by inserting after paragraph (1) the following:

''(2) education or counseling services designed to improve the financial literacy and economic literacy of students;''; and

(C) in paragraph (11), as redesignated by subparagraph (A), by striking ''paragraphs (1) through (9)'' and inserting ''paragraphs (1) through (10)'';

(4) in section 402E(b) (20 U.S.C. 1070a–15(b))—

(A) by redesignating paragraphs (7) and (8) as paragraphs (8) and (9), respectively; and

(B) by inserting after paragraph (6) the following:

''(7) education or counseling services designed to improve the financial literacy and economic literacy of students and, as appropriate, their parents;''; and

(5) in section 402F(b) (20 U.S.C. 1070a–16(b))—

(A) by redesignating paragraphs (4) through (10) as paragraphs (5) through (11), respectively;

(B) by inserting after paragraph (3) the following:

''(4) education or counseling services designed to improve the financial literacy and economic literacy of students and, as appropriate, their parents;''; and

(C) in paragraph (11), as redesignated by subparagraph (A), by striking ''paragraphs (1) through (9)'' and inserting ''paragraphs (1) through (10)''.

(i) MAXIMUM STIPENDS.—Section 402C(e) (20 U.S.C. 1070a–13(e)) is amended—

(1) by striking ''$60'' and inserting ''$100''; and

(2) by striking ''$40'' and inserting ''$60''.

(j) STUDENT SUPPORT SERVICES.—Section 402D(d)(6) (20 U.S.C. 1070a–14(d)(6)) is amended—

(1) by striking ''and'' at the end of subparagraph (A);

(2) by striking the period at the end of subparagraph (B) and inserting ''; and''; and

(3) by inserting after subparagraph (B) the following new subparagraph:

''(C) working with other entities that serve low-income working adults to increase access to and successful progress in postsecondary education by low-income working adults seeking their first postsecondary degree or certificate.''.

(k) POSTBACCALAUREATE ACHIEVEMENT MAXIMUM STIPENDS.—Section 402E(e)(1) (20 U.S.C. 1070a–15(e)(1)) is amended by striking ''$2,800'' and inserting ''$5,000''.

(l) EDUCATIONAL OPPORTUNITY CENTERS: APPLICATION APPROVAL.—Section 402F(c) (20 U.S.C. 1070a–16(c)) is amended—

(1) by striking ''and'' at the end of paragraph (2);

(2) by striking the period at the end of paragraph (3) and inserting ''; and''; and

(3) by inserting after paragraph (3) the following new paragraph:

''(4) consider the extent to which the proposed project would provide services to low-income working adults in the region to be served, in order to increase access to postsecondary education by low-income working adults.''.

(m) GAO STUDY OF ALLOCATION OF FUNDS.—

(1) STUDY REQUIRED.—The Comptroller General shall conduct a study of the Federal TRIO Programs under chapter 1 of subpart 2 of part A of title IV of the Higher Education Act of 1965 (20 U.S.C. 1070a-11 et seq.) to examine the allocation of funds procedures for such programs. Such study shall—

(A) examine the consideration of prior experience of service delivery and its impact on grant applicants who have prior experience as compared to those who do not have prior experience; and

(B) examine the impact of the prior experience consideration in distribution of funds across programs and the impact of maintaining continuation of older programs on the success rate of accomplishing the goals of the program.

(2) REPORT.—The Comptroller General shall submit a report on the study required by paragraph (1) within one year of the date of enactment of this Act to the Committee on Education and the Workforce of the House of Representatives and the Committee on Health, Education, Labor, and Pensions of the Senate.

SEC. 403. TRIO REFORM.

(a) PERFORMANCE MEASURES.—Section 402A (20 U.S.C. 1070a–11) is amended—

(1) by redesignating subsections (c), (d), (e), (f), and (g) as subsections (d), (e), (g), (h), and (i), respectively; and

(2) by inserting after subsection (b) the following new subsection:

''(c) PERFORMANCE MEASURES.—

''(1) IN GENERAL.—The Secretary shall establish expected program outcomes and procedures for measuring, annually and for longer periods, the quality and effectiveness of programs operated under this chapter, and the impact of these programs in supporting the attainment of higher education for students from disadvantaged backgrounds, particularly low-income individuals, prospective first-generation college students, and individuals with disabilities.

''(2) USE OF MEASURES.—The performance measures described in paragraph (1) shall consider demographic and geographic variation and be used to—

''(A) assess the impact of the specific services provided by recipients of grants or contracts under this chapter and, to the extent the Secretary finds appropriate, administrative and financial management practices of such programs;

''(B) identify strengths and weaknesses in the provision of services provided by grantees under this chapter;

''(C) identify project operations that may require training and technical assistance resources.

''(3) ADDITIONAL MEASURES.—In addition to the performance measures in paragraph (1), each grant recipient may establish local performance measures.''.

(b) SELECTION.—Subsection (d) of such section (as redesignated by subsection (a)(1) of this section) is amended—

(1) by redesignating paragraphs (2) through (6) as paragraphs (3) through (7), respectively; and

(2) by inserting after paragraph (1) the following new paragraph:

''(2) SELECTION.—

''(A) IN GENERAL.—In awarding grants from among qualified applicants, the Secretary shall consider the effectiveness of each applicant in providing services under this chapter, based on—

''(i) the plan of such applicant to deliver program services and achieve expected program outcomes established by the Secretary;

''(ii) the plan of such applicant to coordinate program services with other programs for disadvantaged students; and

''(iii) any prior experience of such applicant in achieving expected program outcomes under this chapter.

''(B) ADDITIONAL CRITERIA.—The Secretary may establish additional selection criteria as necessary to identify the most qualified applicants.''.

(c) PRIOR EXPERIENCE.—Paragraph (3) of such subsection (d) (redesignated by subsection (b)(1) of this section) is amended—

(1) by striking subparagraph (A) and inserting ''(A) In making grants under this chapter, the Secretary shall use the measures described in subsection (c)(1) to evaluate each applicant's prior experience in achieving expected program outcomes under the particular program for which funds are sought.''; and

(2) by adding at the end the following new subparagraph:

''(C) The Secretary shall not give prior experience points to any current grantee that during the then most recent period for which funds were provided—

''(i) failed to meet one or more expected program outcomes based on the performance measures described in subsection (c); or

''(ii) expended funds for indirect costs in an amount that exceeded 8 percent of the total grant award.''.

(d) ORDER OF AWARDS.—Paragraph (4) of such subsection (d) (as redesignated by subsection (b)(1) of this section) is amended—

(1) in subparagraph (A)—

(A) by striking ''under paragraph (4)'' and inserting ''under paragraph (5)''; and

(B) by striking ''with paragraph (2)'' and inserting ''with paragraph (3)''; and

(2) by amending subparagraph (B) to read as follows:

''(B) The Secretary shall not provide assistance to an entity if the Secretary has determined that such entity has involved the fraudulent use of public or private funds.''.

(e) TECHNICAL ASSISTANCE.—Paragraph (3) of subsection (e) of such section (as redesignated by subsection (a)(1) of this section) is amended to read as follows:

''(3) TECHNICAL ASSISTANCE.—The Secretary shall provide technical assistance to applicants for projects and programs authorized

under this chapter. The Secretary shall give priority to serving programs and projects that serve geographic areas and eligible populations which have been underserved by the programs assisted under this chapter. Technical training activities shall include the provision of information on authorizing legislation, goals and objectives of the program, required activities, eligibility requirements, the application process and application deadlines, and assistance in the development of program proposals and the completion of program applications.''.

(f) RECORDKEEPING AND REPORTING.—Section 402A is further amended by inserting after subsection (e) of such section (as redesignated by subsection (a)(1) of this section) the following new subsection:

''(f) RECORDKEEPING AND REPORTING.—

''(1) IN GENERAL.—The Secretary shall establish uniform reporting requirements and require each recipient of funds under this chapter to submit annually and in electronic form such information in such manner and form and at such time as the Secretary may require, except that reporting such information shall not reveal personally identifiable information about an individual student.

''(2) REPORT TO CONGRESS.—At least once every 2-year period, the Secretary shall prepare and submit to the authorizing committees, a report on the services provided to students that shall include—

''(A) a statement for the then most recently concluded fiscal year specifying—

''(i) the amount of funds received by grantees to provide services under this chapter; and

''(ii) the amount of funds received by new grantees to provide services under this chapter;

''(B) a description of the specific services provided to students;

''(C) a summary of the overall success in achieving specific program outcomes or progress toward such outcomes;

''(D) a report of the number of students served by types of service received;

''(E) information summarizing the types of organizations that received funds under this chapter; and

''(F) a summary of the research and evaluation activities under section 402H, including—

''(i) a status report on ongoing activities; and

''(ii) results, conclusions, and recommendations based on the most recent report available''.

(g) INCREASED MONITORING.—Subsection (h) of such section (as redesignated by subsection (a)(1) of this section) is amended by striking everything after the first sentence and inserting the following: ''Of the amount appropriated under this chapter, the Secretary may use no more than one half of 1 percent of such amount to support the administration of the Federal TRIO programs including to increase the level of oversight monitoring, to support impact studies, program assessments and reviews, and to provide technical assistance to prospective applicants and current grantees.''.

(h) EXPECTED PROGRAM OUTCOMES.—

(1) Section 402B (20 U.S.C. 1070a–12) is amended by adding at the end the following new subsection:

''(c) EXPECTED PROGRAM OUTCOMES.—For the purposes of assessing an applicant's performance under section 402A(c)(1), and prior experience under section 402A(d)(3), the Secretary shall consider—

''(1) the rate of college enrollment of students served by the program;

''(2) the continued secondary school enrollment of participating students;

''(3) the graduation of participating students from secondary school;

''(4) the delivery of services described in the application approved by the Secretary; and

''(5) other such outcomes the Secretary may require.''.

(2) Section 402C (20 U.S.C. 1070a–12) is amended by adding at the end the following new subsection:

''(f) EXPECTED PROGRAM OUTCOMES.—For the purposes of assessing an applicant's performance under section 402A(c)(1), and prior experience under section 402A(d)(3), the Secretary shall consider—

''(1) the rate of college enrollment of students served by the program;

''(2) the persistence of students in postsecondary education;

''(3) the delivery of services described in the application approved by the Secretary;

''(4) the academic achievement of participating students; and

''(5) other such outcomes the Secretary may require.''.

(3) Section 402D (20 U.S.C. 1070a–12) is amended by adding at the end the following new subsection:

''(e) EXPECTED PROGRAM OUTCOMES.—For the purposes of assessing an applicant's performance under section 402A(c)(1), and prior experience under section 402A(d)(3), the Secretary shall consider—

''(1) the persistence in postsecondary education of all students served by the program;

''(2)(A) in the case of a grant recipient that is an institution of higher education offering a baccalaureate degree, the number of participating students who completed degree programs in which such students were enrolled; or

''(B) in the case of a grant recipient that is an institution of higher education not offering a baccalaureate degree, the number of participating students who—

''(i) completed degree or certificate programs; and

''(ii) transferred to institutions of higher education offering baccalaureate degrees;

''(3) the delivery of services described in the application approved by the Secretary; and

''(4) other such outcomes the Secretary may require.''.

(4) Section 402E (20 U.S.C. 1070a–12) is amended by striking subsection (f) and inserting the following:

''(f) EXPECTED PROGRAM OUTCOMES.—For the purposes of assessing an applicant's performance under section 402A(c)(1), and prior experience under section 402A(d)(3), the Secretary shall consider—

''(1) the rate of graduate school enrollment of participating students;

''(2) the attainment of doctoral degrees by participating students;

''(3) the delivery of services described in the application approved by the Secretary; and

''(4) other such outcomes as required by the Secretary.''.

(5) Section 402F (20 U.S.C. 1070a–12) is amended by adding at the end the following new subsection:

''(d) EXPECTED PROGRAM OUTCOMES.—For the purposes of assessing an applicant's performance under section 402A(c)(1), and prior experience under section 402A(d)(3), the Secretary shall consider—

''(1) the rate of college enrollment of participating students;

''(2) the provision of assistance to students served by the program in completing financial aid applications and college admission applications;

''(3) the delivery of services described in the application approved by the Secretary; and

''(4) other such outcomes as required by the Secretary.''.

(i) STAFF DEVELOPMENT.—Section 402G (20 U.S.C. 1070a–17) is amended to read as follows:

''SEC. 402G. STAFF DEVELOPMENT ACTIVITIES.

''(a) SECRETARY'S AUTHORITY.—For the purpose of improving the operation of the programs and projects authorized by this chapter, the Secretary is authorized to make grants to institutions of higher education and other public and private nonprofit institutions and organizations to provide training and technical assistance for staff and leadership personnel employed in, participating in, or preparing for employment in, such programs and projects.

''(b) CONTENTS OF TRAINING PROGRAMS.—Such training shall be provided to assist programs and projects in—

''(1) achieving the expected program outcomes stated under this chapter or additional outcomes identified by individual programs or projects;

''(2) addressing any identified program weaknesses in the overall development, conduct, or administration of a grant or contract;

''(3) improving the quality of services provided to eligible students; or

''(4) additional areas in need of program improvement as identified by the Secretary or as requested by grantees in order to enhance program operations and outcomes.

''(c) CONSULTATION.—Grants for the purposes of this section shall be made only after consultation with regional and State professional associations of persons having special knowledge with respect to the needs and problems of such programs and projects.''.

(j) EVALUATIONS.—Section 402H (20 U.S.C. 1070a–18) is amended to read as follows:

''SEC. 402H. EVALUATIONS.

''(a) EVALUATIONS.—

''(1) IN GENERAL.—For the purpose of improving the effectiveness of the programs and projects assisted under this chapter, the Secretary shall make grants to or enter into contracts with one or more organizations to—

''(A) evaluate the effectiveness of the programs and projects assisted under this chapter; and

''(B) disseminate information on the impact of the programs in increasing the education level of participating students, as well as other appropriate measures.

''(2) ISSUES TO BE EVALUATED.—The evaluations described in paragraph (1) shall measure the effectiveness of programs under this chapter in—

''(A) meeting the expected program outcomes stated under this chapter and all performance measures identified by the Secretary;

''(B) enhancing the access of low-income individuals and first-generation college students to postsecondary education;

''(C) preparing individuals and students for postsecondary education;

''(D) comparing the level of education completed by students who participate in the programs funded under this chapter with the level of education completed by students of similar backgrounds who do not participate in such programs;

''(E) comparing the retention rates, dropout rates, graduation rates, and college admission and completion rates of students who participate in the programs funded under this chapter with the rates of students of similar backgrounds who do not participate in such programs; and

''(F) such other issues as the Secretary considers appropriate for inclusion in the evaluation.

''(3) PROGRAM METHODS.—Such evaluations shall also investigate the effectiveness of alternative and innovative methods within Federal TRIO programs of increasing access

to, and retention of, students in postsecondary education.

''(b) RESULTS.—The Secretary shall submit to the authorizing committees—

''(1) an annual interim report on the progress and preliminary results of the evaluation of each program funded under this chapter no later than 2 years following the date of enactment of the College Access and Opportunity Act of 2006; and

''(2) a final report not later than 3 years following the date of enactment of such Act.

''(c) PUBLIC AVAILABILITY.—All reports and underlying data gathered pursuant to this section shall be made available to the public upon request, in a timely manner following submission of the applicable reports under subsection (b), except that any personally identifiable information on students participating in any TRIO program shall not be disclosed or made available to the public.''.

SEC. 404. GEARUP.

(a) DURATION OF AWARDS.—Section 404A(b) (20 U.S.C. 1070a–21(b)) is amended—

(1) in paragraph (2)(B), by striking ''Higher Education Amendments of 1998'' and inserting ''College Access and Opportunity Act of 2006''; and

(2) by adding at the end thereof the following new paragraph:

''(3) DURATION.—An award made by the Secretary under this chapter to an eligible entity described in paragraph (1) or (2) of subsection (c) shall be for the period of 6 years.''.

(b) CONTINUING ELIGIBILITY.—Section 404A (20 U.S.C. 1070a–21) is amended by adding at the end the following new subsection:

''(d) CONTINUING ELIGIBILITY.—An eligible entity shall not cease to be an eligible entity upon the expiration of any grant under this chapter (including a continuation award).''.

(c) FOSTER CARE COORDINATION.—Section 404B(c) (20U.S.C. 1070a–22(c)) is amended by adding at the end the following new sentence:

''Each applicant for funds under the programs authorized by this chapter shall identify services to foster care youth as a permissible service in those programs, and ensure that such youth receive supportive services, including mentoring, tutoring, and other services provided by those programs.''.

(d) CONTINUITY OF SERVICE.—

(1) COHORT APPROACH.—Section 404B(g)(1)(B) (20 U.S.C. 1070a–22(g)(1)(B)) is amended by inserting ''and provide the option of continued services through the student's first year of attendance at an eligible institution of higher education'' after ''grade level''.

(2) EARLY INTERVENTION.—Section 404D (20 U.S.C. 1070a–24) is amended—

(A) in subsection (b)(2)(A), by inserting ''and students in the first year of attendance at an eligible institution of higher education'' after ''grade 12''; and

(B) in subsection (c), by inserting '', and may consider students in their first year of attendance at an eligible institution,'' after ''grade 12''.

(e) COORDINATION.—Section 404C(a)(2) (20 U.S.C. 1070a–23(a)(2)) is amended—

(1) by striking ''and'' at the end of subparagraph (A);

(2) by redesignating subparagraph (B) as subparagraph (C); and

(3) by inserting after subparagraph (A) the following new subparagraph:

''(B) describe activities for coordinating, complementing, and enhancing services under this chapter provided by other eligible entities in the State; and''.

(f) EDUCATION AND COUNSELING SERVICES.—Section 404D(b)(2)(A)(ii) (20 U.S.C. 1070a–24(b)(2)(A)(ii)) is amended by striking ''and academic counseling'' and inserting ''academic counseling, and financial literacy and economic literacy education or counseling''.

(g) HOMELESS AND UNACCOMPANIED YOUTH.—Section 404D is further amended by adding at the end the following new subsection:

''(e) HOMELESS AND UNACCOMPANIED YOUTH.—Notwithstanding any other provision of this chapter, individuals who are homeless or unaccompanied youth as defined in section 725 of the McKinney-Vento Homeless Assistance Act shall be eligible to participate in programs under this section.''.

(h) REAUTHORIZATION.—Section 404H (20 U.S.C. 1070a–28) is amended by striking ''$200,000,000 for fiscal year 1999 and such sums as may be necessary for each of the 4 succeeding fiscal years'' and inserting ''$306,500,000 for fiscal year 2007 and such sums as may be necessary for each of the 5 succeeding fiscal years''.

SEC. 405. FEDERAL SUPPLEMENTAL EDUCATIONAL OPPORTUNITY GRANTS.

(a) AUTHORIZATION OF APPROPRIATIONS.—Section 413A(b)(1) (20 U.S.C. 1070b(b)(1)) is amended by striking ''$675,000,000 for fiscal year 1999 and such sums as may be necessary for the 4 succeeding fiscal years'' and inserting ''$779,000,000 for fiscal year 2007 and such sums as may be necessary for the 5 succeeding fiscal years''.

(b) PRIORITY OF AWARDS.—Paragraph (2) of section 413C(c) (20 U.S.C. 1070b-2(c)(2)) is amended to read as follows:

''(2) In carrying out paragraph (1) of this subsection, each institution of higher education shall, in the agreement made under section 487, assure that the selection procedures—

''(A) will give a priority for supplemental grants under this subpart to students who receive Pell Grants and meet the requirements of section 484; and

''(B) will award no more than 10 percent of each institution's allocation received under section 413D to students who did not receive Federal Pell Grants in a prior year.''.

(c) ELIGIBILITY FOR ADDITIONAL ALLOCATIONS.—Section 413D(a)(4) (20 U.S.C. 1070b-3(a)(4)) is amended by striking subparagraph (B) and inserting the following:

''(B) An otherwise eligible institution may receive a portion of the allocation described in subparagraph (A) if—

''(i) not less than 10 percent of the undergraduate, degree- or certificate-seeking students attending the institution receive Federal Pell Grants; and

''(ii)(I) in the case of an institution that offers programs of at least 4 years in duration, if its graduation rate for Federal Pell Grant recipients attending the institution and graduating within the period of time equal to normal duration of the longest undergraduate program offered by the institution, as measured from the first day of their enrollment, exceeds the median rate for the class of institution (as defined in section 131(f)(7)(C)); or

''(II) in the case of an institution that offers programs of at least 2, but less than 4, years in duration, if its rate for Federal Pell Grant recipients attending the institution and graduating or transferring to an institution that offers programs of at least 4 years in duration within the period of time equal to the normal duration of the program offered, as measured from the first day of their enrollment, exceeds the median rate for the class of institution (as defined in section 131(f)(7)(C)).''.

(d) BOOKS AND SUPPLIES.—Section 413D(c)(3)(D) (20 U.S.C. 1070–3(c)(3)(D)) is amended by striking ''$450'' and inserting ''$600''.

SEC. 406. LEAP.

Section 415A(b)(1) (20 U.S.C. 1070c(b)(1)) is amended—

(1) by striking ''1999'' and inserting ''2007''; and

(2) by striking ''4 succeeding'' and inserting ''5 succeeding''.

SEC. 407. HEP/CAMP PROGRAM.

Section 418A (20 U.S.C. 1070d–2) is amended—

(1) in subsection (b)(1)(B)(i), by inserting '', or whose spouse'' after ''themselves'';

(2) in subsection (b)(3)(B), by inserting '', including preparation for college entrance exams'' after ''program'';

(3) in subsection (b)(8), by inserting '', including child care and transportation'' after ''supportive services'';

(4) by striking ''and'' at the end of subsection (b)(7), by striking the period at the end of subsection (b)(8) and inserting ''; and'', and by adding at the end of subsection (b) the following new paragraph:

''(9) follow-up activity and reporting requirements, except that not more than 2 percent of the funds provided under this section may be used for such purposes.'';

(5) in subsection (c)(1)(A), by inserting '', or whose spouse'' after ''themselves'';

(6) in subsection (c)(1)(B), by striking clause (i) and inserting the following:

''(i) personal, academic, career, and economic education or personal finance counseling as an ongoing part of the program;'';

(7) in subsection (c)(2)(B), by inserting ''(including mentoring and guidance of such students)'' after ''services'';

(8) in subsection (c)(2), by striking ''and'' at the end of subparagraph (A), by striking the period at the end of subparagraph (B) and inserting ''; and'', and by adding at the end of subsection (c)(2) the following new subparagraph:

''(C) for students in any program that does not award a bachelor's degree, encouraging the transfer to, and persistence in, such a program, and monitoring the rate of such transfer, persistence, and completion.'';

(9) in subsection (e), by striking ''section 402A(c)(1)'' and inserting ''section 402A(c)(2)'';

(10) in subsection (h)—

(A) in paragraph (1), by striking ''$15,000,000 for fiscal year 1999 and such sums as may be necessary for each of the 4 succeeding fiscal years'' and inserting ''$24,000,000 for fiscal year 2007 and such sums as may be necessary for each of the 5 succeeding fiscal years''; and

(B) in paragraph (2), by striking ''$5,000,000 for fiscal year 1999 and such sums as may be necessary for each of the 4 succeeding fiscal years'' and inserting ''$16,000,000 for fiscal year 2007 and such sums as may be necessary for each of the 5 succeeding fiscal years''; and

(11) by redesignating subsection (h) as subsections (i) and inserting before such subsection the following new subsection:

''(h) TECHNICAL ASSISTANCE.—The Secretary may reserve up to one-half of one percent of funds appropriated under subsection (i) for technical assistance activities for program improvement, including data collection and evaluation.''.

SEC. 408. ROBERT C. BYRD HONORS SCHOLARSHIP PROGRAM.

Subpart 6 of part A of title IV is amended to read as follows:

''Subpart 6—Robert C. Byrd American Competitiveness Program

''SEC. 419A. ROBERT C. BYRD MATHEMATICS AND SCIENCE HONORS SCHOLARSHIP PROGRAM.

''(a) PURPOSE.—The purpose of this section is to award scholarships to students who are enrolled in studies leading to baccalaureate and advanced degrees in physical, life, or computer sciences, mathematics, and engineering.

''(b) DEFINITIONS.—As used in this section—

''(1) the term 'computer science' means the branch of knowledge or study of computers,

including such fields of knowledge or study as computer hardware, computer software, computer engineering, information systems, and robotics;

''(2) the term 'eligible student' means a student who—

''(A) is a citizen of the United States;

''(B) is selected by the managing agent to receive a scholarship;

''(C) is enrolled full-time in an institution of higher education, other than a United States service academy; and

''(D) has shown a commitment to and is pursuing a major in studies leading to a baccalaureate, masters, or doctoral degree (or a combination thereof) in physical, life, or computer sciences, mathematics, or engineering;

''(3) the term 'engineering' means the science by which the properties of matter and the sources of energy in nature are made useful to humanity in structures, machines, and products, as in the construction of engines, bridges, buildings, mines, and chemical plants, including such fields of knowledge or study as aeronautical engineering, chemical engineering, civil engineering, electrical engineering, industrial engineering, materials engineering, manufacturing engineering, and mechanical engineering;

''(4) the term 'life sciences' means the branch of knowledge or study of living things, including such fields of knowledge or study as biology, biochemistry, biophysics, microbiology, genetics, physiology, botany, zoology, ecology, and behavioral biology, except that the term does not encompass social psychology or the health professions;

''(5) the term 'managing agent' means an entity to which an award is made under subsection (c) to manage a program of Mathematics and Science Honors Scholarships;

''(6) the term 'mathematics' means the branch of knowledge or study of numbers and the systematic treatment of magnitude, relationships between figures and forms, and relations between quantities expressed symbolically, including such fields of knowledge or study as statistics, applied mathematics, and operations research; and

''(7) the term 'physical sciences' means the branch of knowledge or study of the material universe, including such fields of knowledge or study as astronomy, atmospheric sciences, chemistry, earth sciences, ocean sciences, physics, and planetary sciences.

''(c) AWARD.—

''(1)(A) From funds authorized under section 419F to carry out this section, the Secretary is authorized, through a grant or cooperative agreement, to make an award to a private, non-profit organization, other than an institution of higher education or system of institutions of higher education, to manage, through a public and private partnership, a program of Mathematics and Science Honors Scholarships under this section.

''(B) The award under subparagraph (A) shall be for a five-year period.

''(2)(A) One hundred percent of the funds awarded under paragraph (1)(A) for any fiscal year shall be obligated and expended solely on scholarships to eligible students.

''(B) No Federal funds shall be used to provide more than 50 percent of the cost of any scholarship to an eligible student.

''(C) The maximum scholarship award shall be the difference between an eligible student's cost of attendance minus any non-loan based aid such student receives.

''(3)(A) The secretary may establish—

''(i) eligibility criteria for applicants for managing agent, including criteria regarding financial and administrative capability; and

''(ii) operational standards for the managing agent, including management and performance requirements, such as audit, recordkeeping, record retention, and reporting procedures and requirements.

''(B) The Secretary, as necessary, may review and revise any criteria, standards, and rules established under this paragraph and, through the agreement with the managing agent, see that any revisions are implemented.

''(4) If the managing agent fails to meet the requirements of this section the Secretary may terminate the award to the managing agent.

''(5) The Secretary shall conduct outreach efforts to help raise awareness of the Mathematics and Science Honors Scholarships.

''(d) DUTIES OF THE MANAGING AGENT.—The managing agent shall—

''(1) develop criteria to award Mathematics and Science Honors Scholarships based on established measurements available to secondary students who wish to pursue degrees in physical, life, or computer sciences, mathematics, and engineering;

''(2) establish a Mathematics and Science Honors Scholarship Fund in a separate, named account that clearly discloses the amount of Federal and non-Federal funds deposited in the account and used for scholarships under this section;

''(3) solicit funds for scholarships and for the administration of the program from non-Federal sources;

''(4) solicit applicants for scholarships;

''(5) from the amounts in the Fund, award scholarships to eligible students and transfer such funds to the institutions of higher education that they attend;

''(6) annually submit to the Secretary a financial audit and a report on the progress of the program, and such other documents as the Secretary may require to determine the effective management of the program; and

''(7) shall not develop a criteria that discriminates against a student based on the type of program in which the student completed his or her secondary education.

''(e) APPLICATIONS.—

''(1) Any eligible entity that desires to be the managing agent under this section shall submit an application to the Secretary, in such form and containing such information, as the Secretary may require.

''(2) Each application shall include a description of—

''(A) how the applicant meets or will meet requirements established under subsections (c)(3)(A) and (d);

''(B) how the applicant will solicit funds for scholarships and for the administration of the program from non-Federal sources;

''(C) how the applicant will provide nationwide outreach to inform students about the program and to encourage students to pursue degrees in physical, life, or computer sciences, mathematics, and engineering;

''(D) how the applicant will solicit applications for scholarships, including how the applicant will balance efforts in urban and rural areas;

''(E) the selection criteria based on established measurements available to secondary students the applicant will use to award scholarships and to renew those awards;

''(F) how the applicant will inform the institution of higher education chosen by the recipient of the name and scholarship amount of the recipient;

''(G) what procedures and assurances the applicant and the institution of higher education that the recipient attends will use to verify student eligibility, attendance, degree progress, and academic performance and to deliver and account for payments to such institution;

''(H) the management (including audit and accounting) procedures the applicant will use for the program;

''(I) the human, financial, and other resources that the applicant will need and use to manage the program;

''(J) how the applicant will evaluate the program and report to the Secretary annually; and

''(K) a description of how the entity will coordinate with, complement, and build on similar public and private mathematics and science programs.

''(f) SCHOLARSHIP RECIPIENTS.—

''(1) A student receiving a scholarship under this section shall be known as a 'Byrd Mathematics and Science Honors Scholar'.

''(2) Any student desiring to receive a scholarship under this section shall submit an application to the managing agent in such form, and containing such information, as the managing agent may require.

''(3) Any student that receives a scholarship under this section shall enter into an agreement with the managing agent to complete 5 consecutive years of service to begin no later than 12 months following completion of the final degree in a position related to the field in which the student obtained the degree.

''(4) If any student that receives a scholarship under this section fails to earn at least a baccalaureate degree in physical, life, or computer sciences, mathematics, or engineering as defined under this section, the student shall repay to the managing agent the amount of any financial assistance paid to such student.

''(5) If any student that receives a scholarship under this section fails to meet the requirements of paragraph (3), the student shall repay to the managing agent the amount of any financial assistance paid to such student.

''(6)(A) Scholarships shall be awarded for only one academic year of study at a time.

''(B)(i) A scholarship shall be renewable on an annual basis for the established length of the academic program if the student awarded the scholarship remains eligible.

''(ii) The managing agent may condition renewal of a scholarship on measures of academic progress and achievement, with the approval of the Secretary.

''(C)(i) If a student fails to either remain eligible or meet established measures of academic progress and achievement, the managing agent shall instruct the student's institution of higher education to suspend payment of the student's scholarship.

''(ii) A suspension of payment shall remain in effect until the student is able to demonstrate to the satisfaction of the managing agent that he or she is again eligible and meets the established measures of academic progress and achievement.

''(iii) A student's eligibility for a scholarship shall be terminated if a suspension period exceeds 12 months.

''(D)(i)(I) A student awarded a scholarship may, in a manner and under the terms established by, and with the approval of, the managing agent, postpone or interrupt his or her enrollment at an institution of higher education for up to 12 months.

''(II) Such a postponement or interruption shall not be considered a suspension for purposes of subparagraph (C).

''(ii) Neither a student nor the student's institution of higher education shall receive the student's scholarship payments during the period of postponement or interruption, but such payments shall resume upon enrollment or reenrollment.

''(iii) In exceptional circumstances, such as serious injury or illness or the necessity to care for family members, the student's postponement or interruption may, upon notification and approval of the managing agent, be extended beyond the 12 month period described in clause (i)(I).

''(g) RESPONSIBILITIES OF INSTITUTION OF HIGHER EDUCATION.—

''(1) The managing agent shall require any institution of higher education that enrolls a

student who receives a scholarship under this section to annually provide an assurance, prior to making any payment, that the student—

''(A) is eligible in accordance with subsection (b)(2); and

''(B) has provided the institution with a written commitment to attend, or is attending, classes and is satisfactorily meeting the institution's academic criteria for enrollment in its program of study.

''(2)(A) The managing agent shall provide the institution of higher education with payments from the Fund for selected recipients in at least two installments.

''(B) An institution of higher education shall return prorated amounts of any scholarship payment to the managing agent, who shall deposit it in to the Fund, if a recipient declines a scholarship, does not attend courses, transfers to another institution of higher education, or becomes ineligible for a scholarship.

"SEC. 419B. MATHEMATICS AND SCIENCE INCENTIVE PROGRAM.

''(a) PROGRAM.—

''(1) IN GENERAL.—The Secretary is authorized to carry out a program of assuming the obligation to pay, pursuant to the provisions of this section, the interest on a loan made, insured, or guaranteed under part B or D of this title.

''(2) ELIGIBILITY.—The Secretary may assume interest payments under paragraph (1) only for a borrower who—

''(A) has submitted an application in compliance with subsection (d);

''(B) obtained one or more loans described in paragraph (1) as an undergraduate student;

''(C) is a new borrower (within the meaning of section 103(7) of this Act) on or after the date of enactment of the College Access and Opportunity Act of 2006;

''(D) is a highly qualified teacher (as defined in section 9101 of the Elementary and Secondary Education Act of 1965) of science, technology, engineering or mathematics at an elementary or secondary school in a high need local educational agency, or is a mathematics, science, or engineering professional; and

''(E) enters into an agreement with the Secretary to complete 5 consecutive years of service in a position described in subparagraph (D), starting on the date of the agreement.

''(3) PRIOR INTEREST LIMITATIONS.—The Secretary shall not make any payments for interest that—

''(A) accrues prior to the beginning of the repayment period on a loan in the case of a loan made under section 428H or a Federal Direct Unsubsidized Stafford Loan; or

''(B) has accrued prior to the signing of an agreement under paragraph (2)(E).

''(4) INITIAL SELECTION.—In selecting participants for the program under this section, the Secretary—

''(A) shall choose among eligible applicants on the basis of—

''(i) the national security, homeland security, and economic security needs of the United States, as determined by the Secretary, in consultation with other Federal agencies, including the Departments of Labor, Defense, Homeland Security, Commerce, and Energy, the Central Intelligence Agency, and the National Science Foundation; and

''(ii) the academic record or job performance of the applicant; and

''(B) may choose among eligible applicants on the basis of—

''(i) the likelihood of the applicant to complete the 5-year service obligation;

''(ii) the likelihood of the applicant to remain in science, mathematics, or engineering after the completion of the service requirement; or

''(iii) other relevant criteria determined by the Secretary.

''(5) AVAILABILITY SUBJECT TO APPROPRIATIONS.—Loan interest payments under this section shall be subject to the availability of appropriations. If the amount appropriated for any fiscal year is not sufficient to provide interest payments on behalf of all qualified applicants, the Secretary shall give priority to those individuals on whose behalf interest payments were made during the preceding fiscal year.

''(6) REGULATIONS.—The Secretary is authorized to prescribe such regulations as may be necessary to carry out the provisions of this section.

''(b) DURATION AND AMOUNT OF INTEREST PAYMENTS.—The period during which the Secretary shall pay interest on behalf of a student borrower who is selected under subsection (a) is the period that begins on the effective date of the agreement under subsection (a)(2)(E), continues after successful completion of the service obligation, and ends on the earlier of—

''(1) the completion of the repayment period of the loan;

''(2) payment by the Secretary of a total of $5,000 on behalf of the borrower;

''(3) if the borrower ceases to fulfill the service obligation under such agreement prior to the end of the 5-year period, as soon as the borrower is determined to have ceased to fulfill such obligation in accordance with regulations of the Secretary; or

''(4) 6 months after the end of any calendar year in which the borrower's gross income equals or exceeds 4 times the national per capita disposable personal income (current dollars) for such calendar year, as determined on the basis of the National Income and Product Accounts Tables of the Bureau of Economic Analysis of the Department of Commerce, as determined in accordance with regulations prescribed by the Secretary.

''(c) REPAYMENT TO ELIGIBLE LENDERS.—Subject to the regulations prescribed by the Secretary by regulation under subsection (a)(6), the Secretary shall pay to each eligible lender or holder for each payment period the amount of the interest that accrues on a loan of a student borrower who is selected under subsection (a).

''(d) APPLICATION FOR REPAYMENT.—

''(1) IN GENERAL.—Each eligible individual desiring loan interest payment under this section shall submit a complete and accurate application to the Secretary at such time, in such manner, and containing such information as the Secretary may require.

''(2) FAILURE TO COMPLETE SERVICE AGREEMENT.—Such application shall contain an agreement by the individual that, if the individual fails to complete the 5 consecutive years of service required by subsection (a)(2)(E), the individual agrees to repay the Secretary the amount of any interest paid by the Secretary on behalf of the individual.

''(e) TREATMENT OF CONSOLIDATION LOANS.—A consolidation loan made under section 428C of this Act, or a Federal Direct Consolidation Loan made under part D of title IV of this Act, may be a qualified loan for the purpose of this section only to the extent that such loan amount was used by a borrower who otherwise meets the requirements of this section to repay—

''(1) a loan made under section 428 or 428H of this Act; or

''(2) a Federal Direct Stafford Loan, or a Federal Direct Unsubsidized Stafford Loan, made under part D of title IV of this Act.

''(f) PREVENTION OF DOUBLE BENEFITS.—No borrower may, for the same service, receive a benefit under both this section and—

''(1) any loan forgiveness program under title IV of this Act; or

''(2) subtitle D of title I of the National and Community Service Act of 1990 (42 U.S.C. 12601 et seq.).

''(g) DEFINITIONS.—As used in this section—

''(1) the term 'high need local educational agency' has the same meaning given such term in section 201(b)(4); and

''(2) the term 'mathematics, science, or engineering professional' means a person who—

''(A) holds a baccalaureate, masters, or doctoral degree (or a combination thereof) in science, mathematics, or engineering; and

''(B) works in a field the Secretary determines is closely related to that degree, which shall include working as a professor at a two- or four-year institution of higher education.

"SEC. 419C. MATHEMATICS AND SCIENCE EDUCATION COORDINATING COUNCIL GRANTS.

''(a) PURPOSES.—The purposes of this section include—

''(1) supporting programs that encourage students to enroll in and successfully complete baccalaureate and advanced degrees in science, technology, engineering, and mathematics;

''(2) achieving the common objective of organizing, leading, and implementing State-based reform agendas that support the continuing improvement of mathematics and science education;

''(3) improving collaboration in a State among the State educational agency, 2-year and 4-year institutions of higher education, and the business community through the development or improvement of a coordinating council; and

''(4) supporting regional workshops designed to permit the sharing of successful research-based strategies to improve the achievement of students in mathematics and science.

''(b) DEFINITIONS.—For the purposes of this section:

''(1) the term 'eligible State' means—

''(A) the Governor of a State; or

''(B) in the case of a State for which the constitution or laws of the State designate an individual, entity, or agency in the State, other than the Governor, to be responsible for coordination among segments of the State's educational systems, such individual, entity, or agency.

''(2) the term 'mathematics and science education coordinating council' means an organization that is charged by a State with coordinating mathematics and science education in the State. Such a council shall be composed of education, business, and community leaders working together to increase student participation and academic achievement in mathematics and science.

''(c) STATE GRANTS.—From amounts authorized under section 419D for this section, the Secretary is authorized to use not more than $5,000,000 to award grants on a competitive basis to eligible States for the purpose of carrying out activities described in subsection (d).

''(d) USES OF FUNDS.—An eligible State that receives a grant under this section is authorized to use grant funds to carry out one or more of the following activities:

''(1) In a State in which a mathematics and science education coordinating council does not exist, planning and establishing such a council.

''(2) In a State in which such a council exists, reforming or expanding the activities of the council, including implementing State-based reform agendas that support the continuing improvement of mathematics and science education, and support services that lead to better teacher recruitment and training, increased student academic achievement, and increased student enrollment and degree attainment in science, technology, engineering, and mathematics.

''(3) Coordinating with activities under part B of title II of the Elementary and Secondary Education Act of 1965 and with title II of this Act, especially pertaining to the recruitment and preparation of highly qualified mathematics and science teachers.

''(4) Supporting regional workshops designed to permit educators, administrators responsible for professional development and curriculum development, and faculty of teacher preparation programs to share successful research based strategies for—

''(A) carrying out the activities described in section 2202(c) of the Elementary and Secondary Education Act of 1965 (20 U.S.C. 6662(c)) (as amended by the No Child Left Behind Act of 2001); and

''(B) otherwise improving student achievement in mathematics and science instruction in elementary and secondary schools.

''(e) APPLICATION.—To be eligible to receive a grant under this section, an eligible State shall submit an application to the Secretary that—

''(1) describes the activities the State will carry out with the funds, which may include a plan for establishing a regional working group to conduct regional workshops to share research-based information and approaches to improving the achievements of students in mathematics and science;

''(2) contains a plan for continuing such activities once Federal funding ceases; and

''(3) contains such other information and assurances as the Secretary may require.

''(f) CONSULTATION.—The Governor of a State, or the individual, entity, or agency in the State described in subsection (b)(1)(B), shall consult with the State board of education, State educational agency, and the State agency for higher education, as appropriate, with respect to the activities assisted under this section. In the case of an individual, entity, or agency described in subsection (b)(1)(B), such consultation shall also include the Governor.

''(g) CONSTRUCTION.—Nothing in this section shall be construed to negate or supersede the legal authority under State law of any State agency, State entity, or State public official over programs that are under the jurisdiction of the agency, entity, or official.

''(h) ADMINISTRATIVE PROVISIONS.—

''(1) IN GENERAL.—

''(A) Grants awarded under this section shall be awarded for a period not to exceed 5 years.

''(B) A grantee may receive a grant under this part only once.

''(C) Payments of grant funds under this section shall be annual.

''(2) SECRETARIAL SELECTIONS.—The Secretary shall determine which applications receive funds under this section, and the amount of the grant. In determining grant amounts, the Secretary shall take into account the total amount of funds available for all grants under this section and the nature of each grant proposal, including whether funds are being sought to assist in the creation of a new State mathematics and science education coordinating council or to extend the work of an existing council. The Secretary shall also take into account the equitable geographic distribution of grants throughout the United States.

''(3) MATCHING REQUIREMENT.—Each eligible State receiving a grant under this section shall provide, from non-Federal sources, an amount equal to 50 percent of the amount of the grant (in cash or in kind) to carry out the activities supported by the grant.

''(i) ACCOUNTABILITY AND EVALUATION.—

''(1) STATE GRANT ACCOUNTABILITY REPORT.—An eligible State that receives a grant under this section shall submit an annual accountability report to the Secretary. Such report shall include a description of the degree to which the eligible State, in using grant funds, has made substantial progress in meeting its objectives.

''(2) EVALUATION AND DISSEMINATION.—The Secretary shall evaluate the activities funded under this section and report the Secretary's findings regarding such activities to the authorizing committees. The Secretary shall broadly disseminate successful practices developed by eligible States under this section, and shall broadly disseminate information regarding such practices that were found to be ineffective.

''(3) REVOCATION.—If the Secretary determines that an eligible State is not making substantial progress in meeting the purposes, objectives, and measures, as appropriate, required under this section by the end of the second year of a grant, then the grant payment shall not be made for the third year and subsequent years of the grant.

"SEC. 419D. ADJUNCT TEACHER CORPS.

''(a) PURPOSE.—It is the purpose of this section to create opportunities for professionals and other individuals with subject-matter expertise to teach secondary school courses in mathematics, science, and critical foreign languages, on an adjunct basis.

''(b) PROGRAM AUTHORIZED.—The Secretary is authorized to award grants to eligible entities to recruit and place well-qualified individuals to serve as adjunct teachers in secondary school mathematics, science, and critical foreign language courses.

''(c) ELIGIBLE ENTITY.—For the purpose of this section, an eligible entity is—

''(1) a local educational agency;

''(2) a public or private educational organization (which may be a State educational agency); or

''(3) a partnership consisting of a local educational agency and a public or private educational organization.

''(d) DURATION OF GRANTS.—The Secretary may award grants under this section for a period of not more than five years.

''(e) PRIORITIES.—In awarding grants under this section, the Secretary shall give priority to eligible entities that propose to—

''(1) serve local educational agencies that have a large number or percentage of students performing below grade level in mathematics, science, and critical foreign language courses;

''(2) serve local educational agencies that have a large number or percentage of students from families with incomes below the poverty line; and

''(3) recruit adjunct faculty to serve in schools that have an insufficient number of teachers in mathematics, science, and critical foreign languages.

''(f) APPLICATIONS.—

''(1) APPLICATION REQUIRED.—To be considered for a grant under this section, an eligible entity shall submit an application to the Secretary at such time, in such manner, and containing such information as the Secretary may reasonably require.

''(2) CONTENTS.—The Application shall, at a minimum, include a description of—

''(A) the need for, and expected benefits of using, adjunct teachers in the participating schools, which may include information on the difficulty participating schools face in recruiting qualified faculty in mathematics, science, and critical foreign language courses;

''(B) measurable objectives for the project, including the number of adjunct teachers the eligible entity intends to place in classrooms and gains in academic achievement intended to be achieved;

''(C) how the eligible entity will recruit qualified individuals and public or private educational organizations to participate in the program;

''(D) how the eligible entity will use funds received under this section, including how the eligible entity will evaluate the success of its program;

''(E) how the eligible entity will support and continue the program after the grant has expired, including how it will seek support from other sources, such as State and local government, foundations, and the private sector;

''(F) how the eligible entity will address legal, contractual, or administrative barriers to employment of adjunct faculty in the participating State or local educational agency or agencies; and

''(G) how the eligible entity will provide pre-service training to selected adjunct teachers, including the on-going mentoring of such teachers by highly qualified teachers.

''(g) USES OF FUNDS.—An eligible entity that receives a grant under this section is authorized to use grant funds to carry out one or more of the following activities:

''(1) To develop the capacity of the local educational agency or the State educational agency, or both, to identify, recruit, and train qualified individuals outside of the elementary and secondary education system (including individuals in business and government, and individuals who would participate through distance-learning arrangements) to become adjunct teachers in mathematics, science, and critical foreign language courses.

''(2) To provide signing bonuses and other financial incentives to encourage individuals to become adjunct teachers in mathematics, science, and critical foreign language courses.

''(3) To provide pre-service training to adjunct teachers, including the on-going mentoring of such teachers by highly qualified teachers.

''(4) To reimburse outside entities for the costs associated with allowing an employee to serve as an adjunct teacher, except that these costs shall not exceed the total cost of salary and benefits for teachers with comparable experience or expertise in the local educational agency.

''(h) MATCHING REQUIREMENT.—Each eligible entity that receives a grant under this section shall provide, from non-Federal sources, an amount equal to 100 percent of the amount of the grant (in cash or in kind) to carry out the activities supported by the grant.

''(i) PROGRAM PERFORMANCE.—Each eligible entity receiving a grant under this section shall prepare and submit to the Secretary a final report on the results of the project that contains such information as the Secretary may require including improvements in academic achievement as a result of instruction from adjunct teachers.

''(j) EVALUATION.—The Secretary shall evaluate the activities funded under this section including the impact of the program on student academic achievement and shall report the results of the evaluation to the appropriate Committees of Congress.

''(k) DEFINITIONS.—As used in this section:

''(1) ADJUNCT TEACHER.—The term 'adjunct teacher' means a teacher who—

''(A) possesses, at a minimum, a bachelor's degree;

''(B) has demonstrated expertise in mathematics, science, or a critical foreign language by having met the requirements of section 9101(23)(B)(ii) of the Elementary and Secondary Education Act of 1965; and

''(C) is not required to meet the other requirements of section 9101(23) of the Elementary and Secondary Education Act of 1965.

''(2) CRITICAL FOREIGN LANGUAGE.—The term 'critical foreign language' has the same meaning given such term under section 428K(h).

"SEC. 419E. FOREIGN LANGUAGE PARTNERSHIPS.

''(a) PURPOSE.—The purpose of this section is to increase the number of highly qualified

teachers in, and the number of United States' students who achieve the highest level of proficiency in, foreign languages critical to the security and competitiveness of the Nation.

''(b) PROGRAM AUTHORIZED.—The Secretary is authorized to award grants to institutions of higher education, in partnership with one or more local educational agencies, to establish teacher preparation programs in critical foreign languages, and activities that will enable successful students to advance from elementary school through college to achieve proficiency in those languages.

''(c) APPLICATIONS.—

''(1) APPLICATION REQUIRED.—Any institution of higher education that desires to receive a grant under this section shall submit an application to the Secretary at such time, in such manner, and containing such information as the Secretary may require.

''(2) CONTENTS.—Each Application shall—

''(A) identify each local educational agency partner and describe each such partner's responsibilities (including how they will be involved in planning and implementing the program, what resources they will provide, and how they will ensure continuity of student progress from elementary school to the postsecondary level); and

''(B) describe how the applicant will support and continue the program after the grant has expired, including how it will seek support from other sources, such as State and local government, foundations, and the private sector.

''(d) USES OF FUNDS.—Funds awarded under this section shall be used to develop and implement programs consistent with the purpose of this section by carrying out one or more of the following activities:

''(1) To recruit highly qualified teachers in critical foreign languages and professional development activities for such teachers at the elementary through high school level.

''(2) To provide innovative opportunities for students that will allow for critical language learning, such as immersion environments, intensive study opportunities, internships, and distance learning.

''(e) MATCHING REQUIREMENT.—Each grantee under this section shall provide, from non-Federal sources, an amount equal to 100 percent of the amount of the grant (in cash or in kind) to carry out the activities supported by the grant.

''(f) EVALUATION.—The Secretary shall evaluate the activities funded under this section and report the results of the evaluation to the appropriate Committees of Congress.

''(g) DEFINITION.—As used in this section the term 'critical foreign language' has the same meaning given such term under section 428K(h)(2).

"SEC. 419F. AUTHORIZATION OF APPROPRIATIONS.

''There are authorized to be appropriated $41,000,000 for fiscal year 2007 and such sums as may be necessary for each of the 5 succeeding fiscal years to carry out this subpart.''.

SEC. 409. CHILD CARE ACCESS.

Section 419N(g) (20 U.S.C. 1070e(g)) is amended—

(1) by striking ''1999'' and inserting ''2007''; and

(2) by striking ''4 succeeding'' and inserting ''5 succeeding''.

SEC. 410. LEARNING ANYTIME ANYWHERE PARTNERSHIPS.

(a) REPEAL.—Subpart 8 of part A of title IV (20 U.S.C. 1070f—1070f–6) is repealed.

(b) CONFORMING AMENDMENT.—Section 400(b) (20 U.S.C. 1070(b)) is amended by striking ''through 8'' and inserting ''through 7''.

PART B—FEDERAL FAMILY EDUCATION LOAN PROGRAM

SEC. 421. LOAN FORGIVENESS FOR SERVICE IN AREAS OF NATIONAL NEED.

Section 428K (20 U.S.C. 1078–11) is amended to read as follows:

"SEC. 428K. LOAN FORGIVENESS FOR SERVICE IN AREAS OF NATIONAL NEED.

''(a) PURPOSES.—The purposes of this section are—

''(1) to encourage highly trained individuals to enter and continue in service in areas of national need; and

''(2) to reduce the burden of student debt for Americans who dedicate their careers to service in areas of national need.

''(b) PROGRAM AUTHORIZED.—

''(1) IN GENERAL.—The Secretary is authorized to carry out a program of assuming the obligation to repay, subject to paragraphs (2) of subsection (c) and subsection (d), a qualified loan amount for a loan made, insured, or guaranteed under this part or part D (other than loans made under section 428B and 428C and comparable loans made under part D), for any new borrower after the date of enactment of the College Access and Opportunity Act of 2006, who—

''(A) has been employed full-time for at least 5 consecutive complete school, academic, or calendar years, as appropriate, in an area of national need described in subsection (c); and

''(B) is not in default on a loan for which the borrower seeks forgiveness.

''(2) AWARD BASIS.—Loan repayment under this section shall be on a first-come, first-served basis on behalf of borrowers employed in an area of national need described in subsection (c) and subject to the availability of appropriations.

''(3) REGULATIONS.—The Secretary is authorized to issue such regulations as may be necessary to carry out the provisions of this section.

''(c) AREAS OF NATIONAL NEED.—

''(1) STATUTORY CATEGORIES.—For purposes of this section, an individual shall be treated as employed in an area of national need if the individual is employed full time and is any of the following:

''(A) EARLY CHILDHOOD EDUCATORS.—An individual who is employed as an early childhood educator in an eligible preschool program or child care facility in a low-income community, and who is involved directly in the care, development and education of infants, toddlers, or young children through age five.

''(B) NURSES.—An individual who is employed—

''(i) as a nurse in a clinical setting; or

''(ii) as a member of the nursing faculty at an accredited school of nursing (as those terms are defined in section 801 of the Public Health Service Act (42 U.S.C. 296)).

''(C) FOREIGN LANGUAGE SPECIALISTS.—An individual who has obtained a baccalaureate degree in a critical foreign language and is employed—

''(i) in an elementary or secondary school as a highly qualified teacher (as such term is defined in section 9101 of the Elementary and Secondary Education Act of 1965) of a critical foreign language; or

''(ii) in an agency of the United States Government in a position that regularly requires the use of such critical foreign language.

''(D) LIBRARIANS.—An individual who is employed full-time as a librarian in—

''(i) a public library that serves a geographic area within which the public schools have a combined average of 30 percent or more of their total student enrollments composed of children counted under section 1113(a)(5) of the Elementary and Secondary Education Act of 1965; or

''(ii) an elementary or secondary school which is in the school district of a local educational agency which is eligible in such year for assistance pursuant to title I of the Elementary and Secondary Education Act of 1965, and which for the purpose of this paragraph and for that year has been determined by the Secretary (pursuant to regulations and after consultation with the State educational agency of the State in which the school is located) to be a school in which the enrollment of children counted under section 1113(a)(5) of the Elementary and Secondary Education Act of 1965 exceeds 30 percent of the total enrollment of that school.

''(E) HIGHLY QUALIFIED TEACHERS: BILINGUAL EDUCATION AND LOW-INCOME COMMUNITIES.—An individual who—

''(i) is highly qualified as such term is defined in section 9101 of the Elementary and Secondary Education Act of 1965; and

''(ii)(I) is employed as a full-time teacher of bilingual education; or

''(II) is employed as a teacher for service in a public or nonprofit private elementary or secondary school which is in the school district of a local educational agency which is eligible in such year for assistance pursuant to title I of the Elementary and Secondary Education Act of 1965, and which for the purpose of this paragraph and for that year has been determined by the Secretary (pursuant to regulations and after consultation with the State educational agency of the State in which the school is located) to be a school in which the enrollment of children counted under section 1113(a)(5) of the Elementary and Secondary Education Act of 1965 exceeds 40 percent of the total enrollment of that school.

''(F) FIRST RESPONDERS IN LOW-INCOME COMMUNITIES.—An individual who—

''(i) is employed as a firefighter, police officer, or emergency medical technician; and

''(ii) serves as such in a low-income community.

''(G) CHILD WELFARE WORKERS.—An individual who—

''(i) has obtained a degree in social work or a related field with a focus on serving children and families; and

''(ii) is employed in public or private child welfare services.

''(H) SPEECH-LANGUAGE PATHOLOGISTS.—An individual who is a speech-language pathologist, who is employed in an eligible preschool program or an elementary or secondary school, and who has, at a minimum, a graduate degree in speech-language pathology, or communication sciences and disorders.

''(I) PUBLIC SERVICE EMPLOYMENT.—An individual who is employed full time in by a qualified public service employer.

''(J) MEDICAL SPECIALISTS.—An individual who—

''(i) has received his or her degree from an accredited medical school (as accredited by the Liaison Committee on Medical Education or as defined by this title IV); and

''(ii)(I) has been accepted to, or currently participates in, a graduate medical education training program or fellowship (or both) to provide health care services (as recognized by the Accreditation Council for Graduate Medical Education); or

''(II) has been accepted into, or currently participates in, a graduate medical education program or fellowship (or both) to provide health care services that—

''(aa) requires more than 5 years of total graduate medical training; and

''(bb) has fewer United States medical school graduate applicants than the total number of training and fellowship positions available in the programs specified in subclause (I) of this clause.

''(K) CHILD OR ADOLESCENT MENTAL HEALTH PROFESSIONALS.—An individual who is employed as child or adolescent mental health professional and is currently providing a majority of their clinical services to children or adolescents.

''(L) ADDITIONAL AREAS OF NATIONAL NEED.—An individual who is employed in an area designated by the Secretary under paragraph (2) and has completed a baccalaureate or advanced degree related to such area.

''(2) DESIGNATION OF AREAS OF NATIONAL NEED.—After consultation with appropriate Federal, State, and community-based agencies and organizations, the Secretary shall designate areas of national need. In making such designations, the Secretary shall take into account the extent to which—

''(A) the national interest in the area is compelling;

''(B) the area suffers from a critical lack of qualified personnel; and

''(C) other Federal programs support the area concerned.

''(d) QUALIFIED LOAN AMOUNT.—Subject to subsection (b)(2), the Secretary shall repay not more than $5,000 in the aggregate of the loan obligation on a loan made under section 428 or 428H that is outstanding after the completion of the fifth consecutive school, academic, or calendar year, as appropriate, described in subsection (b)(1).

''(e) CONSTRUCTION.—Nothing in this section shall be construed to authorize the refunding of any repayment of a loan made under section 428 or 428H.

''(f) INELIGIBILITY OF NATIONAL SERVICE AWARD RECIPIENTS.—No student borrower may, for the same service, receive a benefit under both this section and subtitle D of title I of the National and Community Service Act of 1990 (42 U.S.C. 12601 et seq.).

''(g) INELIGIBILITY FOR DOUBLE BENEFITS.—No borrower may receive a reduction of loan obligations under both this section and section 428J or 460.

''(h) DEFINITIONS.—In this section

''(1) CHILD CARE FACILITY.—The term 'child care facility' means a facility, including a home, that—

''(A) provides for the education and care of children from birth through age 5; and

''(B) meets any applicable State or local government licensing, certification, approval, or registration requirements.

''(2) CRITICAL FOREIGN LANGUAGE.—The term 'critical foreign language' includes the languages of Arabic, Korean, Japanese, Chinese, Pashto, Persian-Farsi, Serbian-Croatian, Russian, Portuguese, and any other language identified by the Secretary of Education, in consultation with the Defense Language Institute, the Foreign Service Institute, and the National Security Education Program, as a critical foreign language need.

''(3) EARLY CHILDHOOD EDUCATOR.—The term 'early childhood educator' means an early childhood educator employed in an eligible preschool program who has completed a baccalaureate or advanced degree in early childhood development, early childhood education, or in a field related to early childhood education.

''(4) ELIGIBLE PRESCHOOL PROGRAM.—The term 'eligible preschool program' means a program that provides for the care, development, and education of infants, toddlers, or young children through age 5, meets any applicable State or local government licensing, certification, approval, and registration requirements, and is operated by—

''(A) a public or private school that may be supported, sponsored, supervised, or administered by a local educational agency;

''(B) a Head Start agency serving as a grantee designated under the Head Start Act (42 U.S.C. 9831 et seq.);

''(C) a nonprofit or community based organization; or

''(D) a child care program, including a home.

''(5) LOW-INCOME COMMUNITY.—In this subsection, the term 'low-income community' means a community in which 70 percent of households earn less than 85 percent of the State median household income.

''(6) NURSE.—The term 'nurse' means a nurse who meets all of the following:

''(A) The nurse graduated from an accredited school of nursing (as those terms are defined in section 801 of the Public Health Service Act (42 U.S.C. 296)).''.

''(B) The nurse holds a valid and unrestricted license to practice nursing in the State in which the nurse practices in a clinical setting or from an accredited school of nursing (as those terms are defined in section 801 of the Public Health Service Act (42 U.S.C. 296)).

''(C) The nurse holds one or more of the following:

''(i) A graduate degree in nursing, or an equivalent degree.

''(ii) A nursing degree from a collegiate school of nursing (as defined in section 801 of the Public Health Service Act (42 U.S.C. 296)).

''(iii) A nursing degree from an associate degree school of nursing (as defined in section 801 of the Public Health Service Act (42 U.S.C. 296)).

''(iv) A nursing degree from a diploma school of nursing (as defined in section 801 of the Public Health Service Act (42 U.S.C. 296)).

''(7) PUBLIC SERVICE EMPLOYMENT.—The term 'qualified public service employer' means any State, local government, Federal agency, or other organization (as such terms are defined by section 3371 of title 5, United States Code), any other office or entity of the legislative branch, and any employer that is exempt from taxation under section 501(c)(3) or section 501(c)(4) of title 26, United States Code.

''(8) SPEECH-LANGUAGE PATHOLOGIST.—The term 'speech-language pathologist' means a speech-language pathologist who meets all of the following:

''(A) the speech-language pathologist has received, at a minimum, a graduate degree in speech-language pathology or communication sciences and disorders from an institution of higher education; and

''(B) the speech-language pathologist meets or exceeds the qualifications as defined in section 1861(ll) of the Social Security Act (42 U.S.C. 1395x).

''(8) CHILD OR ADOLESCENT MENTAL HEALTH PROFESSIONAL.—The term 'child or adolescent mental health professional' means an individual who is employed as a psychiatrist, psychologist, school psychologist, psychiatric nurse, social worker, school social worker, marriage and family therapist, school counselor, or professional counselor and holds an advanced degree in one of the above areas with specialized training in child or adolescent mental health.

''(9) SPECIALIZED TRAINING IN CHILD OR ADOLESCENT MENTAL HEALTH.—The term 'specialized training in child or adolescent mental health' means training that—

''(A) is part of or occurs after completion of an accredited graduate program in the United States for training mental health service professionals;

''(B) consists of at least 500 hours of training or clinical experience in treating children or adolescents; and

''(C) is comprehensive, coordinated, developmentally appropriate, and of high quality to address the unique ethnic and cultural diversity of the United States population.

''(i) AUTHORIZATION OF APPROPRIATIONS.—There are authorized to be appropriated to carry out this section such sums as may be necessary for fiscal year 2007 and such sums as may be necessary for each of the 5 succeeding fiscal years.''.

SEC. 422. ADDITIONAL ADMINISTRATIVE PROVISIONS.

(a) REPAYMENT PLANS.—Section 428(b)(9)(A) (20 U.S.C. 1078(b)(9)(A)) is amended by inserting before the semicolon at the end of clause (ii) the following: '', and the Secretary may not restrict the proportions or ratios by which such payments may be graduated with the informed agreement of the borrower''.

(b) COUNTING OF CONSOLIDATION LOANS AGAINST LIMITS.—

(1) AMENDMENT.—Section 428C(a)(3)(B) (20 U.S.C. 1078–3(a)(3)(B)) is amended by adding at the end the following new clause:

''(ii) Loans made under this section shall, to the extent used to pay off the outstanding principal balance on loans made under this title, excluding capitalized interest, be counted against the applicable limitations on aggregate indebtedness contained in sections 425(a)(2), 428(b)(1)(B), 428H(d), 455, and 464(a)(2)(B).''.

(2) EFFECTIVE DATE.—The amendments made by this subsection shall apply with respect to any loan made, insured, or guaranteed under part B or part D of title IV of the Higher Education Act of 1965 for which the first disbursement of principal is made on or after the date of enactment of this Act.

(c) ADDITIONAL CONSOLIDATION LOAN CHANGES.—

(1) ADDITIONAL AMENDMENTS.—Section 428C(b)(1) (20 U.S.C. 1078–3(b)(1)) is amended—

(A) by striking everything after ''under this section'' the first place it appears in subparagraph (A);

(B) by striking ''(i) which'' and all that follows through ''and (ii)'' in subparagraph (C);

(C) by striking ''and'' at the end of subparagraph (E);

(D) by redesignating subparagraph (F) as subparagraph (G); and

(E) by inserting after subparagraph (E) the following new subparagraph:

''(F) that the lender of the consolidation loan shall, upon application for such loan, provide the borrower with a clear and conspicuous notice of at least the following information:

''(i) the effects of consolidation on total interest to be paid, fees to be paid, and length of repayment;

''(ii) the effects of consolidation on a borrower's underlying loan benefits, including loan forgiveness, cancellation, deferment, and reduced interest rates on those underlying loans;

''(iii) the ability of the borrower to prepay the loan, pay on a shorter schedule, and to change repayment plans;

''(iv) that borrower benefit programs may vary among different loan holders, and a description of how the borrower benefits may vary among different loan holders;

''(v) the tax benefits for which borrowers may be eligible;

''(vi) the consequences of default; and

''(vii) that by making the application the applicant is not obligated to agree to take the consolidation loan; and''.

(2) EFFECTIVE DATE FOR SINGLE HOLDER AMENDMENT.—The amendment made by paragraph (1)(A) shall apply with respect to any loan made under section 428C of the Higher Education Act of 1965 (20 U.S.C. 1078–3) for which the application is received by an eligible lender on or after July 1, 2006.

(d) VOLUNTARY FLEXIBLE AGREEMENTS.—Section 428A(c) (20 U.S.C. 1078–1(c)) is amended by striking paragraph (3) and inserting the following:

''(3) NOTICE TO INTERESTED PARTIES.—Once the Secretary reaches a tentative agreement in principle under this section, the Secretary shall publish in the Federal Register a notice

that invites interested parties to comment on the proposed agreement. The notice shall state how to obtain a copy of the tentative agreement in principle and shall give interested parties no less than 30 days to provide comments. The Secretary may consider such comments prior to providing the notices pursuant to paragraph (2).''.

(e) FINANCIAL AND ECONOMIC LITERACY.—

(1) DEFAULT REDUCTION PROGRAM.—Section 428F is amended by adding at the end the following:

''(c) FINANCIAL AND ECONOMIC LITERACY.—Where appropriate, each program described under subsection (b) shall include making available financial and economic education materials for the borrower.''.

(2) PROGRAM ASSISTANCE FOR BORROWERS.—Section 432(k)(1) (20 U.S.C. 1082(k)(1)) is amended by striking ''and offering'' and all that follows through the period and inserting '', offering loan repayment matching provisions as part of employee benefit packages, and providing employees with financial and economic education and counseling.''.

(f) CREDIT BUREAU ORGANIZATION AGREEMENTS.—Section 430A(a) (20 U.S.C. 1080a(a)) is amended by striking ''agreements with credit bureau organizations'' and inserting ''an agreement with each national credit bureau organization (as described in section 603(p) of the Fair Credit Reporting Act)''.

(g) DEFAULT REDUCTION MANAGEMENT.—Section 432 is further amended—

(1) by striking subsection (n); and

(2) by redesignating subsections (o) and (p) as subsections (n) and (o), respectively.

(h) STUDENT LOAN INFORMATION.—Section 435(m) (20 U.S.C. 1085(m)) is amended by adding at the end the following new paragraph:

''(5) STUDENT LOAN INFORMATION.—

''(A) Notwithstanding any other provision of law or regulation, a lender, secondary market, holder, or guaranty agency shall provide, free of charge and in a timely and effective manner, any student loan information maintained by that entity that is requested by an institution of higher education and any third-party servicer (as defined in section 481(c)) working on behalf of that institution to prevent student loan defaults.

''(B) An institution and any third-party servicer obtaining access to information under subparagraph (A) shall safeguard that information in order to prevent potential abuses of that information, including identity theft.

''(C) Any third party servicer that obtains information under this subparagraph shall only use the information in a manner directly related to the default prevention work the servicer is performing on behalf of the institution of higher education.''.

(i) DISABILITY DETERMINATIONS.—Section 437(a) (20 U.S.C. 1087(a)) is amended by adding at the end the following new sentence: ''In making such determination of permanent and total disability, the Secretary shall provide that a borrower who has been certified as permanently and totally disabled by the Department of Veterans Affairs or the Social Security Administration shall not be required to present further documentation for purposes of this title.''.

(j) TREATMENT OF FALSELY CERTIFIED BORROWERS.—Section 437(c)(1) (20 U.S.C. 1087(c)(1)) is amended by inserting ''or parent's eligibility'' after ''such student's eligibility''.

(k) ADDITIONAL TECHNICAL AMENDMENTS.—

(1) Section 428(a)(2)(A) (20 U.S.C. 1078(a)(2)(A)) is amended—

(A) by striking ''and'' at the end of subclause (II) of clause (i); and

(B) by moving the margin of clause (iii) two ems to the left.

(2) Section 428G(e) (20 U.S.C. 1078–7(e)) is amended by striking '', made to a student to cover the cost of attendance at an eligible institution outside the United States,''.

PART C—FEDERAL WORK-STUDY PROGRAMS

SEC. 441. AUTHORIZATION OF APPROPRIATIONS.

Section 441(b) (42 U.S.C. 2751(b)) is amended—

(1) by striking ''1999'' and inserting ''2007''; and

(2) by striking ''4 succeeding'' and inserting ''5 succeeding''.

SEC. 442. COMMUNITY SERVICE.

Section 441(c)(1) (42 U.S.C. 2751(c)(1)) is amended by striking ''that are open and accessible to the community''.

SEC. 443. ALLOCATION OF FUNDS.

(a) ELIGIBILITY FOR ADDITIONAL ALLOCATIONS.—Section 442(a)(4) (42 U.S.C. 2752(a)(4)) is amended by striking subparagraph (B) and inserting the following:

''(B) An otherwise eligible institution may receive a portion of the allocation described in subparagraph (A) if—

''(i) not less than 10 percent of the students attending the institution receive Federal Pell Grants; and

''(ii)(I) in the case of an institution that offers programs of at least 4 years in duration, if its graduation rate for Federal Pell Grant recipients attending the institution and graduating within the period of time equal to normal duration of the longest undergraduate program offered by the institution, as measured from the first day of their enrollment, exceeds the median rate for the class of institution (as defined in section 131(f)(7)(C)); or

''(II) in the case of an institution that offers programs of at least 2, but less than 4, years in duration, if its rate for Federal Pell Grant recipients attending the institution and graduating or transferring to an institution that offers programs of at least 4 years in duration within the period of time equal to the normal duration of the program offered, as measured from the first day of their enrollment, exceeds the median rate for the class of institution (as defined in section 131(f)(7)(C)).''.

(b) EFFECTIVE DATE.—The amendment made by subsection (a) shall apply with respect to any amounts appropriated under section 441(b) of the Higher Education Act of 1965 (42 U.S.C. 2751(b)) for fiscal year 2008 or any succeeding fiscal year.

SEC. 444. BOOKS AND SUPPLIES.

Section 442(c)(4)(D) (42 U.S.C. 2752(c)(4)(D)) is amended by striking ''$450'' and inserting ''$600''.

SEC. 445. JOB LOCATION AND DEVELOPMENT.

Section 446(a)(1) (42 U.S.C. 2756(a)(1)) is amended—

(1) by striking ''10 percent or $50,000'' and inserting ''15 percent or $75,000''; and

(2) by inserting before the period at the end the following: '', except that not less than one-third of such amount shall be specifically allocated to locate and develop community service jobs''.

SEC. 446. WORK COLLEGES.

Section 448 (42 U.S.C. 2756b) is amended—

(1) by striking ''work-learning'' each place it appears and inserting ''work-learning-service'';

(2) by amending subparagraph (C) of subsection (e)(1) to read as follows:

''(C) requires all resident students, including at least one-half of all students who are enrolled on a full-time basis, to participate in a comprehensive work-learning-service program for at least 5 hours each week, or at least 80 hours during each period of enrollment, unless the student is engaged in an institutionally organized or approved study abroad or externship program; and'';

(3) by amending paragraph (2) of subsection (e) to read as follows:

''(2) the term 'comprehensive student work-learning-service program'—

''(A) means a student work-learning-service program that is an integral and stated part of the institution's educational philosophy and program;

''(B) requires participation of all resident students for enrollment and graduation;

''(C) includes learning objectives, evaluation, and a record of work performance as part of the student's college record;

''(D) provides programmatic leadership by college personnel at levels comparable to traditional academic programs;

''(E) recognizes the educational role of work-learning-service supervisors; and

''(F) includes consequences for nonperformance or failure in the work-learning-service program similar to the consequences for failure in the regular academic program.''; and

(4) in subsection (f), by striking ''1999 and such sums as may be necessary for each of the 4 succeeding fiscal years'' and inserting ''2007 and such sums as may be necessary for the 5 succeeding fiscal years''.

SEC. 447. WORK ASSISTANCE FOR STUDENTS IN COMPREHENSIVE POSTSECONDARY PROGRAMS FOR STUDENTS WITH MENTAL RETARDATION.

(a) AMENDMENT.—Part C of title IV (42 U.S.C. 2751 et seq.) is further amended by adding at the end thereof the following new section:

''SEC. 449. WORK ASSISTANCE FOR STUDENTS IN COMPREHENSIVE POSTSECONDARY PROGRAMS FOR STUDENTS WITH MENTAL RETARDATION.

''(a) PURPOSE.—It is the purpose of this section to enable an institution participating under this part that offers a comprehensive postsecondary program for students with mental retardation to provide work assistance to such students enrolled in that program in order to assist these students with the costs of postsecondary education and improve their academic and personal skills, independence, and employability.

''(b) PROGRAM AUTHORITY.—(1) An institution of higher education participating under this part may, pursuant to a plan developed in accordance with subsection (c) and approved by the Secretary, transfer funds allocated under section 442 for use under this section to award work assistance to students with mental retardation who are enrolled and maintaining satisfactory progress in a comprehensive postsecondary program for students with mental retardation at that institution.

''(2)(A) Notwithstanding any other provisions of this Act, the following requirements do not apply to students seeking work assistance under this section:

''(i) Student eligibility requirements relating to enrollment in a program leading to a recognized education credential under section 484(a)(1).

''(ii) Satisfactory progress requirements under sections 484(a)(2) and (c).

''(iii) Student eligibility requirements relating to the satisfaction of secondary education standards under section 484(d).

''(iv) Determination of need in accordance with part F.

''(v) The common financial reporting form developed and processed pursuant to section 483, and any related aid processing, disbursement, and delivery requirements as the Secretary may specify.

''(vi) Any reporting requirements that the Secretary may specify.

''(B) Notwithstanding any other provisions of this Act, the requirement that a program lead to a degree or certificate, or meet the requirements of section 481(b), shall not apply to comprehensive postsecondary programs for students with mental retardation at institutions of higher education that are otherwise eligible to participate under this part.

''(c) AGREEMENT WITH THE SECRETARY.—An institution of higher education that wishes to provide work assistance under this section shall prepare, and submit to the Secretary for approval, a plan describing how work assistance will be awarded under this section to students with mental retardation who are enrolled in a comprehensive postsecondary program for students with mental retardation at that institution. That plan shall include—

''(1) a description of how the institution will determine which students in the program will receive work assistance, including what criteria will be used for determining the student's financial need for the assistance in lieu of a determination under part F;

''(2) a description of the types of jobs in which students in the program will be employed, at what rates of compensation, and the number of hours that a student may work;

''(3) the maximum dollar amount of assistance that the institution may award to a student in the program; and

''(4) a requirement that the Federal share of the compensation of a student in the program shall not exceed 75 percent.

''(d) DEFINITIONS.—For the purpose of this section:

''(1) COMPREHENSIVE POSTSECONDARY PROGRAM FOR STUDENTS WITH MENTAL RETARDATION.—The term 'comprehensive postsecondary program for students with mental retardation' means a degree, certificate, or nondegree program offered by an institution of higher education that—

''(A) is designed for students with mental retardation who seek to continue academic, vocational, and independent living instruction at the institution to prepare for gainful employment;

''(B) includes an advising and curriculum structure; and

''(C) includes enrollment by the student (through regular enrollment, auditing courses, participation in internships, or enrollment in noncredit, nondegree courses) in the equivalent of not less than half-time enrollment, as defined by the institution.

''(2) STUDENT WITH MENTAL RETARDATION.—The term 'student with mental retardation' means a student with significantly subaverage general intellectual functioning, existing concurrently with deficits in adaptive behavior and manifested during the developmental period, that adversely affects a student's educational performance.

''(3) SATISFACTORY PROGRESS.—A student with mental retardation enrolled in a comprehensive postsecondary program for students with mental retardation is maintaining satisfactory progress if—

''(A) the institution at which that student is enrolled reviews the progress of the student at the end of each academic year, or its equivalent, as determined by the institution; and

''(B) the institution determines that the student is meeting or exceeding the program requirements and adequately progressing toward program completion.''.

(b) EFFECTIVE DATE.—The amendments made by subsection (a) shall be effective for academic year 2007–2008 and succeeding academic years.

PART D—FEDERAL DIRECT LOAN PROGRAM

SEC. 451. INCOME CONTINGENT REPAYMENT.

Section 455(e)(2) (20 U.S.C. 1087e(e)(2)) is amended by striking ''and files a Federal income tax return jointly with the borrower's spouse''.

PART E—FEDERAL PERKINS LOAN PROGRAM

SEC. 461. REAUTHORIZATION OF PROGRAM.

(a) PROGRAM AUTHORIZATION.—

(1) AUTHORIZATION OF APPROPRIATIONS.—Section 461(b) (20 U.S.C. 1087aa(b)) is amended—

(A) in paragraph (1)—

(i) by striking ''1999'' and inserting ''2007''; and

(ii) by striking ''4 succeeding'' and inserting ''5 succeeding''; and

(B) in paragraph (2), by striking ''2003'' each place it appears and inserting ''2013''.

(2) FEDERAL CAPITAL CONTRIBUTION RECOVERY.—Section 466 (20 U.S.C. 1087ff) is amended—

(A) by striking ''2004'' each place it appears in subsections (a) and (c) and inserting ''2013'';

(B) by striking ''2003'' each place it appears in subsections (a) and (b), and inserting ''2012''; and

(C) by striking ''2012'' in subsection (b) and inserting ''2013''.

(b) BOOKS AND SUPPLIES.—Section 462(c)(4)(D) (20 U.S.C. 1087bb(c)(4)(D)) is amended by striking ''$450'' and inserting ''$600''.

SEC. 462. LOAN TERMS AND CONDITIONS.

(a) LOAN LIMITS.—Section 464(a) (20 U.S.C. 1087dd(a)) is amended—

(1) in paragraph (2)(A)—

(A) by striking ''$4,000'' in clause (i) and inserting ''$5,500''; and

(B) by striking ''$6,000'' in clause (ii) and inserting ''$8,000''; and

(2) in paragraph (2)(B)—

(A) by striking ''$40,000'' in clause (i) and inserting ''$60,000'';

(B) by striking ''$20,000'' in clause (ii) and inserting ''$27,500''; and

(C) by striking ''$8,000'' in clause (iii) and inserting ''$11,000''.

(b) FORBEARANCE.—Section 464(e) (20 U.S.C. 1087dd(e)) is amended by striking '', upon written request,''.

(c) SPECIAL REPAYMENT RULE.—Paragraph (2) of section 464(f) is amended to read as follows:

''(2) No compromise repayment of a defaulted loan as authorized by paragraph (1) may be made unless agreed to by the Secretary.''.

(d) REHABILITATION.—Section 464(h)(1)(A) (20 U.S.C. 1087dd(h)(1)(A)) is amended by striking ''12 ontime'' and inserting ''9 ontime''.

SEC. 463. LOAN CANCELLATION.

Section 465(a)(3)(A) (20 U.S.C. 1087ee(a)(3)(A)) is amended—

(1) by inserting ''(D),'' after ''subparagraph (A), (C),'' in clause (i);

(2) by inserting ''or'' after the semicolon at the end of clause (ii);

(3) by striking clause (iii); and

(4) by redesignating clause (iv) as clause (iii).

SEC. 464. TECHNICAL AMENDMENTS.

Part E is further amended as follows:

(1) Section 462(g)(1)(E)(i)(I) (20 U.S.C. 1087bb(g)(1)(E)(i)(I)) is amended by inserting ''monthly'' after ''consecutive''.

(2) Section 464(c)(1)(D) (20 U.S.C. 1087dd(c)(1)(D)) is amended by redesignating subclauses (I) and (II) as clauses (i) and (ii), respectively.

(3) Section 465(a)(2) (20 U.S.C. 1087ee(a)(2)) is amended in subparagraph (A), by striking ''section 111(c)'' and inserting ''section 1113(a)(5)''.

(4) Section 467(b) (20 U.S.C. 1087gg(b)) is amended by striking ''(5)(A), (5)(B)(i), or (6)'' and inserting ''(4)(A), (4)(B), or (5)''.

(5) Section 469(c) (20 U.S.C. 1087ii(c)) is amended—

(A) by striking ''sections 602 and 632'' and inserting ''sections 602(3) and 632(5)'';

(B) by striking ''qualified professional provider of early intervention services'' and inserting ''early intervention services''; and

(C) by striking ''section 672(2)'' and inserting ''section 632(4)''.

PART F—NEED ANALYSIS

SEC. 471. SIGNIFICANTLY SIMPLIFYING THE STUDENT AID APPLICATION PROCESS.

(a) IMPROVEMENTS TO PAPER AND ELECTRONIC FORMS.—

(1) COMMON FINANCIAL AID FORM DEVELOPMENT AND PROCESSING.—Section 483(a) (20 U.S.C. 1090(a)) is amended—

(A) by striking paragraphs (1), (2), and (5);

(B) by redesignating paragraphs (3), (4), (6), and (7), as paragraphs (9), (10), (11), and (12), respectively;

(C) by inserting before paragraph (9), as redesignated by subparagraph (B), the following:

''(1) IN GENERAL.—The Secretary, in cooperation with representatives of agencies and organizations involved in student financial assistance, shall produce, distribute, and process free of charge common financial reporting forms as described in this subsection to be used for application and reapplication to determine the need and eligibility of a student for financial assistance under parts A through E (other than subpart 4 of part A). These forms shall be made available to applicants in both paper and electronic formats and shall be referred to as the 'Free Application for Federal Student Aid' or the 'FAFSA'.

''(2) EARLY ESTIMATES.—

''(A) IN GENERAL.—The Secretary shall permit applicants to complete such forms as described in this subsection in the 4 years prior to enrollment in order to obtain a non-binding estimate of the family contribution, as defined in section 473. The estimate shall clearly and conspicuously indicate that it is only an estimate of family contribution, and may not reflect the actual family contribution of the applicant that shall be used to determine the grant, loan, or work assistance that the applicant may receive under this title when enrolled in a program of postsecondary education. Such applicants shall be permitted to update information submitted on forms described in this subsection using the process required under paragraph (5)(A).

''(B) EVALUATION.—Two years after the early estimates are implemented under this paragraph and from data gathered from the early estimates, the Secretary shall evaluate the differences between initial, non-binding early estimates and the final financial aid award made available under this title.

''(C) REPORT.—The Secretary shall provide a report to the authorizing committees on the results of the evaluation.

''(3) PAPER FORMAT.—

''(A) IN GENERAL.—The Secretary shall produce, distribute, and process common forms in paper format to meet the requirements of paragraph (1). The Secretary shall develop a common paper form for applicants who do not meet the requirements of subparagraph (B).

''(B) EZ FAFSA.—

''(i) IN GENERAL.—The Secretary shall develop and use a simplified paper application form, to be known as the 'EZ FAFSA', to be used for applicants meeting the requirements of section 479(c).

''(ii) REDUCED DATA REQUIREMENTS.—The form under this subparagraph shall permit an applicant to submit, for financial assistance purposes, only the data elements required to make a determination of whether the applicant meets the requirements under section 479(c).

''(iii) STATE DATA.—The Secretary shall include on the form under this subparagraph such data items as may be necessary to award State financial assistance, as provided under paragraph (6), except that the Secretary shall not include a State's data if that State does not permit its applicants for State assistance to use the form under this subparagraph.

''(iv) FREE AVAILABILITY AND PROCESSING.—The provisions of paragraph (7) shall apply to the form under this subparagraph, and the data collected by means of the form under this subparagraph shall be available to institutions of higher education, guaranty agencies, and States in accordance with paragraph (9).

''(v) TESTING.—The Secretary shall conduct appropriate field testing on the form under this subparagraph.

''(C) PROMOTING THE USE OF ELECTRONIC FAFSA.—

''(i) IN GENERAL.—The Secretary shall—

''(I) develop a form that uses skip logic to simplify the application process for applicants; and

''(II) make all efforts to encourage applicants to utilize the electronic forms described in paragraph (4).

''(ii) MAINTENANCE OF THE FAFSA IN A PRINTABLE ELECTRONIC FILE.—The Secretary shall maintain a version of the paper forms described in subparagraphs (A) and (B) in a printable electronic file that is easily portable. The printable electronic file will be made easily accessible and downloadable to students on the same website used to provide students with the electronic application forms described in paragraph (4) of this subsection. The Secretary shall enable students to submit a form created under this subparagraph that is downloaded and printed from an electronic file format in order to meet the filing requirements of this section and in order to receive aid from programs under this title.

''(iii) REPORTING REQUIREMENT.—The Secretary shall report annually to Congress on the impact of the digital divide on students completing applications for title IV aid described under this paragraph and paragraph (4). The Secretary will also report on the steps taken to eliminate the digital divide and phase out the paper form described in subparagraph (A) of this paragraph. The Secretary's report will specifically address the impact of the digital divide on the following student populations: dependent students, independent students without dependents, and independent students with dependents other than a spouse.

''(4) ELECTRONIC FORMAT.—

''(A) IN GENERAL.—The Secretary shall produce, distribute, and process common forms in electronic format to meet the requirements of paragraph (1). The Secretary shall develop common electronic forms for applicants who do not meet the requirements of subparagraph (C) of this paragraph.

''(B) STATE DATA.—The Secretary shall include on the common electronic forms space for information that needs to be submitted from the applicant to be eligible for State financial assistance, as provided under paragraph (6), except the Secretary shall not require applicants to complete data required by any State other than the applicant's State of residence.

''(C) SIMPLIFIED APPLICATIONS: FAFSA ON THE WEB.—

''(i) IN GENERAL.—The Secretary shall develop and use a simplified electronic application form to be used by applicants meeting the requirements under subsection (c) of section 479 and an additional, separate simplified electronic application form to be used by applicants meeting the requirements under subsection (b) of section 479.

''(ii) REDUCED DATA REQUIREMENTS.—The simplified electronic application forms shall permit an applicant to submit for financial assistance purposes, only the data elements required to make a determination of whether the applicant meets the requirements under subsection (b) or (c) of section 479.

''(iii) STATE DATA.—The Secretary shall include on the simplified electronic application forms such data items as may be necessary to award state financial assistance, as provided under paragraph (6), except that the Secretary shall not require applicants to complete data required by any State other than the applicant's State of residence.

''(iv) AVAILABILITY AND PROCESSING.—The data collected by means of the simplified electronic application forms shall be available to institutions of higher education, guaranty agencies, and States in accordance with paragraph (9).

''(v) TESTING.—The Secretary shall conduct appropriate field testing on the forms developed under this subparagraph.

''(D) USE OF FORMS.—Nothing in this subsection shall be construed to prohibit the use of the forms developed by the Secretary pursuant to this paragraph by an eligible institution, eligible lender, guaranty agency, State grant agency, private computer software provider, a consortium thereof, or such other entities as the Secretary may designate.

''(E) PRIVACY.—The Secretary shall ensure that data collection under this paragraph complies with section 552a of title 5, United States Code, and that any entity using the electronic version of the forms developed by the Secretary pursuant to this paragraph shall maintain reasonable and appropriate administrative, technical, and physical safeguards to ensure the integrity and confidentiality of the information, and to protect against security threats, or unauthorized uses or disclosures of the information provided on the electronic version of the forms. Data collected by such electronic version of the forms shall be used only for the application, award, and administration of aid awarded under this title, State aid, or aid awarded by eligible institutions or such entities as the Secretary may designate. No data collected by such electronic version of the forms shall be used for making final aid awards under this title until such data have been processed by the Secretary or a contractor or designee of the Secretary, and an expected family contribution has been calculated by the Secretary, except as may be permitted under this title.

''(F) SIGNATURE.—Notwithstanding any other provision of this Act, the Secretary may permit an electronic form under this paragraph to be submitted with an electronic signature.

''(5) STREAMLINING.—

''(A) STREAMLINED REAPPLICATION PROCESS.—

''(i) IN GENERAL.—The Secretary shall develop streamlined reapplication forms and processes, including both paper and electronic reapplication processes, consistent with the requirements of this subsection, for an applicant who applies for financial assistance under this title—

''(I) in the academic year succeeding the year in which such applicant first applied for financial assistance under this title; or

''(II) in any succeeding academic years.

''(ii) MECHANISMS FOR REAPPLICATION.—The Secretary shall develop appropriate mechanisms to support reapplication.

''(iii) IDENTIFICATION OF UPDATED DATA.—The Secretary shall determine, in cooperation with States, institutions of higher education, agencies, and organizations involved in student financial assistance, the data elements that can be updated from the previous academic year's application.

''(iv) REDUCED DATA AUTHORIZED.—Nothing in this title shall be construed as limiting the authority of the Secretary to reduce the number of data elements required of reapplicants.

''(v) ZERO FAMILY CONTRIBUTION.—Applicants determined to have a zero family contribution pursuant to section 479(c) shall not be required to provide any financial data in a reapplication form, except that which is necessary to determine eligibility under such section.

''(B) REDUCTION OF DATA ELEMENTS.—

''(i) REDUCTION ENCOURAGED.—Of the number of data elements on the FAFSA on the date of enactment of the College Access and Opportunity Act of 2006 (including questions on the FAFSA for the purposes described in paragraph (6)), the Secretary, in cooperation with representatives of agencies and organizations involved in student financial assistance, shall continue to reduce the number of such data elements following the date of enactment. Reductions of data elements under paragraph (3)(B), (4)(C), or (5)(A)(iv) shall not be counted towards the reduction referred to in this paragraph unless those data elements are reduced for all applicants.

''(ii) REPORT.—The Secretary shall annually report to the House of Representatives and the Senate on the progress made of reducing data elements.

''(6) STATE REQUIREMENTS.—

''(A) IN GENERAL.—The Secretary shall include on the forms developed under this subsection, such State-specific data items as the Secretary determines are necessary to meet State requirements for State need-based financial aid under section 415C, except as provided in paragraphs (3)(B)(iii) and (4)(C)(iii) of this subsection. Such items shall be selected in consultation with State agencies in order to assist in the awarding of State financial assistance in accordance with the terms of this subsection, except as provided in paragraphs (3)(B)(iii) and (4)(C)(iii) of this subsection. The number of such data items shall not be less than the number included on the form on October 7, 1998, unless a State notifies the Secretary that the State no longer requires those data items for the distribution of State need-based financial aid.

''(B) ANNUAL REVIEW.—The Secretary shall conduct an annual review process to determine which forms and data items the States require to award State need-based financial aid and other application requirements that the States may impose.

''(C) STATE USE OF SIMPLIFIED FORMS.—The Secretary shall encourage States to take such steps as necessary to encourage the use of simplified application forms, including those described in paragraphs (3)(B) and (4)(C), to meet the requirements under subsection (b) or (c) of section 479.

''(D) FEDERAL REGISTER NOTICE.—The Secretary shall publish on an annual basis a notice in the Federal Register requiring State agencies to inform the Secretary—

''(i) if the State agency is unable to permit applicants to utilize the simplified application forms described in paragraphs (3)(B) and (4)(C); and

''(ii) of the State-specific data that the State agency requires for delivery of State need-based financial aid.

''(E) STATE NOTIFICATION TO THE SECRETARY.—

''(i) IN GENERAL.—Each State agency shall notify the Secretary—

''(I) whether the State permits an applicant to file a form described in paragraph (3)(B) or paragraph (4)(C) of this subsection for purposes of determining eligibility for State need-based financial aid; and

''(II) the State-specific data that the State agency requires for delivery of State need-based financial aid.

''(ii) ACCEPTANCE OF FORMS.—In the event that a State does not permit an applicant to file a form described in paragraph (3)(B) or paragraph (4)(C) of this subsection for purposes of determining eligibility for State need-based financial aid—

''(I) the State shall notify the Secretary if the State is not permitted to do so because of either State law or because of agency policy; and

''(II) the notification under subclause (I) shall include an estimate of the program cost to permit applicants to complete simplified application forms under paragraphs (3)(B) and paragraph (4)(C) of this subsection.

''(iii) LACK OF NOTIFICATION BY THE STATE.—If a State does not notify the Secretary pursuant to clause (i), the Secretary shall—

''(I) permit residents of that State to complete simplified application forms under paragraphs (3)(B) and paragraph (4)(C) of this subsection; and

''(II) not require any resident of that State to complete any data previously required by that State under this section.

''(7) CHARGES TO STUDENTS AND PARENTS FOR USE OF FORMS PROHIBITED.—

''(A) FEES PROHIBITED.—The FAFSA, in whatever form (including the EZ–FAFSA, paper, electronic, simplified, or reapplication), shall be produced, distributed, and processed by the Secretary and no parent or student shall be charged a fee by an entity for the collection, processing, or delivery of financial aid through the use of the FAFSA. The need and eligibility of a student for financial assistance under parts A through E of this title (other than under subpart 4 of part A) may only be determined by using the FAFSA developed by the Secretary pursuant to this subsection. No student may receive assistance under parts A through E of this title (other than under subpart 4 of part A), except by use of the FAFSA developed by the Secretary pursuant to this subsection. No data collected on a form, worksheet, or other document for which a fee is charged shall be used to complete the FAFSA.

''(B) NOTICE.—Any entity that provides to students or parents, or charges students or parents for, any value-added services with respect to or in connection with the FAFSA, such as completion of the FAFSA, submission of the FAFSA, or tracking of the FAFSA for a student, shall provide to students and parents clear and conspicuous notice that—

''(i) the FAFSA is a free Federal student aid application;

''(ii) the FAFSA can be completed without professional assistance; and

''(iii) includes the current Internet address for the FAFSA on the Department's web site.

''(8) APPLICATION PROCESSING CYCLE.—The Secretary shall enable students to submit a form created under this subsection in order to meet the filing requirements of this section and in order to receive aid from programs under this title and shall initiate the processing of applications under this subsection as early as practicable prior to January 1 of the student's planned year of enrollment.''.

(2) MASTER CALENDAR.—Section 482(a)(1)(B) (20 U.S.C. 1089) is amended to read as follows:

''(B) by March 1: proposed modifications, updates, and notices pursuant to sections 478, 479(c)(2)(C), and 483(a)(6) published in the Federal Register;''.

(b) INCREASING ACCESS TO TECHNOLOGY.—Section 483 (20 U.S.C. 1090) is further amended by adding at the end the following:

''(f) ADDRESSING THE DIGITAL DIVIDE.—The Secretary shall utilize savings accrued by moving more applicants to the electronic forms described in subsection (a)(4) to improve access to the electronic forms described in subsection (a)(4) for applicants meeting the requirements of section 479(c).''.

(c) EXPANDING THE DEFINITION OF AN INDEPENDENT STUDENT.—Section 480(d) (20 U.S.C.1087vv(d)) is amended by striking paragraph (2) and inserting the following:

''(2) is an orphan, in foster care, or a ward of the court, or was in foster care or a ward of the court until the individual reached the age of 18;''.

(d) HOMELESS YOUTH.—Section 480(d) is further amended—

(1) by redesignating paragraphs (6) and (7) as paragraphs (7) and (8), respectively; and

(2) by inserting after paragraph (5) the following new paragraph:

''(6) has been verified as both a homeless child or youth and an unaccompanied youth, as such terms are defined in section 725 of the McKinney-Vento Homeless Assistance Act (42 U.S.C. 11434a), during the school year in which the application for financial assistance is submitted, by—

''(A) a local educational agency liaison for homeless children and youths, as designated under section 722(g)(1)(J)(ii) of the McKinney-Vento Homeless Assistance Act (42 U.S.C. 11432(g)(1)(J)(ii));

''(B) a director of a homeless shelter, transitional shelter, or independent living program; or

''(C) a financial aid administrator;''.

SEC. 472. DISCRETION OF STUDENT FINANCIAL AID ADMINISTRATORS.

Section 479A(a) (20 U.S.C. 1087tt(a)) is amended—

(1) by striking ''(a) IN GENERAL.—'' and inserting the following:

''(a) AUTHORITY TO MAKE ADJUSTMENTS.—

''(1) ADJUSTMENTS FOR SPECIAL CIRCUMSTANCES.—'';

(2) by inserting before ''Special circumstances may'' the following:

''(2) SPECIAL CIRCUMSTANCES DEFINED.—'';

(3) by inserting ''a student's status as a ward of the court at any time prior to attaining 18 years of age, a student's status as an individual who was adopted at or after age 13, a student's status as a homeless or unaccompanied youth (as defined in section 725 of the McKinney-Vento Homeless Assistance Act),'' after ''487,'';

(4) by inserting before ''Adequate documentation'' the following:

''(3) DOCUMENTATION AND USE OF SUPPLEMENTARY INFORMATION.—''; and

(5) by inserting before ''No student'' the following:

''(4) FEES FOR SUPPLEMENTARY INFORMATION PROHIBITED.—''.

PART G—GENERAL PROVISIONS RELATING TO STUDENT FINANCIAL ASSISTANCE

SEC. 481. EXPANDING INFORMATION DISSEMINATION REGARDING ELIGIBILITY FOR PELL GRANTS.

Section 483(a) (20 U.S.C. 1090(a)) (as amended by section 471(a)) is further amended by adding at the end the following new paragraph:

''(13) EXPANDING INFORMATION DISSEMINATION REGARDING ELIGIBILITY FOR PELL GRANTS.—The Secretary shall make special efforts, in conjunction with State efforts, to notify students and their parents who qualify for a free lunch under the Richard B. Russell National School Lunch Act (42 U.S.C. 1751 et seq.), the Food Stamps program, or such other programs as the Secretary shall determine, of their potential eligibility for a maximum Pell Grant, and shall disseminate such informational materials as the Secretary deems appropriate.''.

SEC. 482. STUDENT ELIGIBILITY.

(a) TECHNICAL AMENDMENT.—Section 484(b)(5) (20 U.S.C. 1091(b)(5)) is amended by inserting ''or parent (on behalf of a student)'' after ''student''.

(b) REPUBLIC OF PALAU.—Section 484 (20 U.S.C. 1091) is amended—

(1) in subsection (a)—

(A) in paragraph (4), by striking ''the Republic of the Marshall Islands, the Federated States of Micronesia, or''; and

(B) in paragraph (5), by striking ''a citizen of any one of the Freely Associated States'' and inserting ''or, to the extent described in subsection (j), a citizen of the Republic of Palau''; and

(2) by amending subsection (j) to read as follows:

''(j) ASSISTANCE UNDER SUBPART 1 OF PART A FOR STUDENTS FROM PALAU.—Notwithstanding any other provision of law, a student shall be eligible until September 30, 2007, for assistance under subpart 1 of part A if the student is otherwise qualified and—

''(1) is a citizen of the Republic of Palau and attends an institution of higher education in a State or a public or nonprofit private institution of higher education in the Freely Associated States; or

''(2) meets the requirements of subsection (a)(5) and attends a public or nonprofit private institution of higher education in any one of the Freely Associated States.''.

SEC. 483. INSTITUTIONAL REFUNDS.

Section 484B(a)(1) (20 U.S.C. 1091b(a)(1)) is amended in subsection (a)(1), by inserting ''subpart 4 of part A or'' after ''received under''.

SEC. 484. INSTITUTIONAL AND FINANCIAL ASSISTANCE INFORMATION FOR STUDENTS.

(a) INFORMATION DISSEMINATION ACTIVITIES.—Section 485(a)(1) (20 U.S.C. 1092(a)(1)) is amended—

(1) by amending the second sentence to read as follows: ''The information required by this section shall be produced and be made publicly available to an enrolled student and to any prospective student, through appropriate publications, mailings, electronic media, and the reports required by the institution's accrediting agency under section 496(c)(9).'';

(2) by amending subparagraph (G) to read as follows:

''(G) the academic programs of the institution, including—

''(i) the current degree programs and other educational and training programs;

''(ii) the institution's educational mission and goals;

''(iii) the instructional, laboratory, and other physical plant facilities which relate to the academic programs; and

''(iv) the faculty and other instructional personnel;'';

(3) by striking subparagraph (L) and inserting the following:

''(L) a summary of student outcomes for full-time undergraduate students, including—

''(i) the completion or graduation rates of certificate- or degree-seeking undergraduate students entering such institutions; and

''(ii) any other student outcome data, qualitative or quantitative, including data regarding distance education, deemed by the institution to be appropriate to its stated educational mission and goals, and, when applicable, licensing and placement rates for professional and vocational programs;'';

(4) by inserting before the semicolon at the end of subparagraph (J) the following: '', and the process for students to register complaints with the accrediting agencies or associations'';

(5) in subparagraph (M), by striking ''guaranteed student loans under part B of this title or direct student loans under part E of this title, or both,'' and inserting ''student loans under part B, D, or E of this title'';

(6) by striking ''and'' at the end of subparagraph (N);

(7) by striking the period at the end of subparagraph (O) and inserting a semicolon; and

(8) by adding at the end the following new subparagraphs:

''(P) the penalties contained in subsection 484(r) regarding suspension of eligibility for drug related offenses;

''(Q) the policies of the institution regarding the acceptance or denial of academic credit earned at another institution of higher education, which shall include a statement that such decisions will not be based solely on the source of accreditation of a

sending institution, provided that the sending institution is accredited by an agency or association that is recognized by the Secretary pursuant to section 496 to be a reliable authority as to the quality of the education or training offered, and except that nothing in this subparagraph shall be construed to—

''(i) authorize an officer or employee of the Department to exercise any direction, supervision, or control over the curriculum, program of instruction, administration, or personnel of any institution of higher education, or over any accrediting agency or association;

''(ii) limit the application of the General Education Provisions Act; or

''(iii) create any legally enforceable right; and''.

(b) ADDITIONAL AMENDMENTS.—Section 485(a) is further amended by striking paragraph (6) and inserting the following:

''(6) Each institution may provide supplemental information to enrolled and prospective students showing the completion or graduation rate for students described in paragraph (4). For the purpose of this paragraph, the definitions provided in the Integrated Postsecondary Education Data System shall apply.

''(7) Each eligible institution participating in any program under this title may publicly report to currently enrolled and prospective students the voluntary information collected by the National Survey of Student Engagement (NSSE), the Community College Survey of Student Engagement (CCSSE), or other instruments that provide evidence of student participation in educationally purposeful activities. The information shall be produced and made available in a uniform and comprehensible manner, through appropriate publications, mailings, and electronic media, and may be included in reports required by the institution's accrediting agency.''.

(c) EXIT COUNSELING.—Section 485(b) (20 U.S.C. 1092(b)) is amended by adding at the end the following new paragraph:

''(3) Each eligible institution shall, during the exit interview required by this subsection, provide to a borrower of a loan made under part B, D, or E a clear and conspicuous notice describing the effect of using a consolidation loan to discharge the borrower's student loans, including—

''(A) the effects of consolidation on total interest to be paid, fees to be paid, and length of repayment;

''(B) the effects of consolidation on a borrower's underlying loan benefits, including loan forgiveness, cancellation, and deferment;

''(C) the ability for the borrower to prepay the loan, pay on a shorter schedule, and to change repayment plans, and that borrower benefit programs may vary among different loan holders;

''(D) the tax benefits for which the borrower may be eligible; and

''(E) the consequences of default.''.

(d) CAMPUS CRIME INFORMATION.—Section 485(f)(1) (20 U.S.C. 1092(f)(1)) is amended by inserting '', other than a foreign institution of higher education,'' after ''under this title''.

(e) DISCLOSURE OF FIRE SAFETY OF CAMPUS BUILDINGS.—Section 485 of the Higher Education Act of 1965 (20 U.S.C. 1092) is further amended—

(1) in subsection (a)(1), by adding after subparagraph (Q) (as added by subsection (a)(8) of this section) the following new subparagraph:

''(R) the fire safety report prepared by the institution pursuant to subsection (h).''; and

(2) by adding at the end the following new subsection:

''(h) DISCLOSURE OF FIRE SAFETY STANDARDS AND MEASURES.—

''(1) ANNUAL FIRE SAFETY REPORTS REQUIRED.—Each institution participating in any program under this title shall, beginning in the first academic year that begins after the date of enactment of the College Access and Opportunity Act of 2006, and each year thereafter, prepare, publish, and distribute, through appropriate publications (including the Internet) or mailings, to all current students and employees, and to any applicant for enrollment or employment upon request, an annual fire safety report. Such reports shall contain at least the following information with respect to the campus fire safety practices and standards of that institution:

''(A) A statement that identifies each institution-owned or controlled student housing facility, and whether or not such facility is equipped with a fire sprinkler system or other fire safety system, or has fire escape planning or protocols.

''(B) Statistics for each such facility concerning the occurrence of fires and false alarms in such facility during the 2 preceding calendar years for which data are available.

''(C) For each such occurrence in each such facility, a summary of the human injuries or deaths, structural or property damage, or combination thereof.

''(D) Information regarding rules on portable electrical appliances, smoking and open flames (such as candles), regular mandatory supervised fire drills, and planned and future improvements in fire safety.

''(E) Information about fire safety education and training provided to students, faculty, and staff.

''(F) Information concerning fire safety at any housing facility owned or controlled by a fraternity, sorority, or student group that is recognized by the institution, including—

''(i) information reported to the institution under paragraph (4); and

''(ii) a statement concerning whether and how the institution works with recognized student fraternities and sororities, and other recognized student groups owning or controlling housing facilities, to make each building and property owned or controlled by such fraternities, sororities, and groups more fire safe.

''(2) FRATERNITIES, SORORITIES, AND OTHER GROUPS.—Each institution participating in a program under this title shall request each fraternity and sorority that is recognized by the institution, and any other student group that is recognized by the institution and that owns or controls housing facilities, to collect and report to the institution the information described in subparagraphs (A) through (E) of paragraph (1), as applied to the fraternity, sorority, or recognized student group, respectively, for each building and property owned or controlled by the fraternity, sorority, or group, respectively.

''(3) CURRENT INFORMATION TO CAMPUS COMMUNITY.—Each institution participating in any program under this title shall establish and maintain a log, written in a form that can be easily understood, recording all on-campus fires, including the nature, date, time, and general location of each fire and all false fire alarms. All entries that are required pursuant to this paragraph shall, except where disclosure of such information is prohibited by law, be open to public inspection, and each such institution shall make annual reports to the campus community on such fires and false fire alarms in a manner that will aid the prevention of similar occurrences.

''(4) REPORTS TO THE SECRETARY.—On an annual basis, each institution participating in any program under this title shall submit to the Secretary a copy of the statistics required to be made available under paragraph (1)(B). The Secretary shall—

''(A) review such statistics;

''(B) make copies of the statistics submitted to the Secretary available to the public; and

''(C) in coordination with nationally recognized fire organizations and representatives of institutions of higher education, identify exemplary fire safety policies, procedures, and practices and disseminate information concerning those policies, procedures, and practices that have proven effective in the reduction of campus fires.

''(5) RULE OF CONSTRUCTION.—Nothing in this subsection shall be construed to authorize the Secretary to require particular policies, procedures, or practices by institutions of higher education with respect to fire safety.

''(6) DEFINITIONS.—In this subsection, the term 'campus' has the meaning provided in subsection (f)(6).''.

SEC. 485. DISTANCE EDUCATION DEMONSTRATION PROGRAM.

(a) ELIGIBLE APPLICANTS.—Section 486(b)(3) (20 U.S.C. 1093(b)(3)) is amended—

(1) in subparagraph (B), by striking ''section 102(a)(1)(C)'' and inserting ''section 102''; and

(2) in subparagraph (C), by striking ''subsection (a) of section 102, other than the requirement of paragraph (3)(A) or (3)(B) of such subsection,'' and inserting ''section 101, other than the requirements of subparagraph (A) or (B) of subsection (b)(4) of such section''.

(b) SELECTION.—Section 486(d)(1) (20 U.S.C. 1093(d)(1)) is amended—

(1) by striking ''the third year'' and inserting ''subsequent years'';

(2) by striking ''35 institutions'' and inserting ''100 institutions''; and

(3) by adding at the end the following new sentence: ''Not more than 5 of such institutions, systems, or consortia may be accredited, degree-granting correspondence schools.''.

SEC. 486. COLLEGE AFFORDABILITY DEMONSTRATION PROGRAM.

Part G of title IV is amended by inserting after section 486 (20 U.S.C. 1093) the following new section:

''SEC. 486A. COLLEGE AFFORDABILITY DEMONSTRATION PROGRAM.

''(a) PURPOSE.—It is the purpose of this section—

''(1) to provide, through a college affordability demonstration program, for increased innovation in the delivery of higher education and student financial aid in a manner resulting in reduced costs for students as well as the institution by employing one or more strategies including accelerating degree or program completion, increasing availability of, and access to, distance components of education delivery, engaging in collaborative arrangements with other institutions and organizations, and other alternative methodologies; and

''(2) to help determine—

''(A) the most effective means of delivering student financial aid as well as quality education;

''(B) the specific statutory and regulatory requirements that should be altered to provide for more efficient and effective delivery of student financial aid, as well as access to high quality distance education programs, resulting in a student more efficiently completing postsecondary education; and

''(C) the most effective methods of obtaining and managing institutional resources.

''(b) DEMONSTRATION PROGRAM AUTHORIZED.—

''(1) IN GENERAL.—In accordance with the purposes described in subsection (a) and the provisions of subsection (d), the Secretary is authorized to select not more than 100 institutions of higher education, including those applying as part of systems or consortia of

such institutions, for voluntary participation in the College Affordability Demonstration Program in order to enable participating institutions to carry out such purposes by providing programs of postsecondary education, and making available student financial assistance under this title to students enrolled in those programs, in a manner that would not otherwise meet the requirements of this title.

''(2) WAIVERS.—The Secretary is authorized to waive for any institutions of higher education, or any system or consortia of institutions of higher education, selected for participation in the College Affordability Demonstration Program, any requirements of this Act or the regulations thereunder as deemed necessary by the Secretary to meet the purpose described in subsection (a)(1), and shall make a determination that the waiver can reasonably be expected to result in reduced costs to students or institutions without an increase in Federal program costs. The Secretary may not waive under this paragraph the maximum award amounts for an academic year or loan period.

''(3) ELIGIBLE APPLICANTS.—

''(A) ELIGIBLE INSTITUTIONS.—Except as provided in subparagraph (B), only an institution of higher education that is eligible to participate in programs under this title shall be eligible to participate in the demonstration program authorized under this section.

''(B) PROHIBITION.—An institution of higher education described in section 102 shall not be eligible to participate in the demonstration program authorized under this section.

''(c) APPLICATION.—

''(1) IN GENERAL.—Each institution or system of institutions desiring to participate in the demonstration program under this section shall submit an application to the Secretary at such time and in such manner as the Secretary may require.

''(2) CONTENTS OF APPLICATIONS.—Each application for the college affordability demonstration program shall include at least the following:

''(A) a description of the institution or system or consortium of institutions and what quality assurance mechanisms are in place to ensure the integrity of the Federal financial aid programs;

''(B) a description of the innovation or innovations being proposed and the affected programs and students, including—

''(i) a description of any collaborative arrangements with other institutions or organizations to reduce costs;

''(ii) a description of any expected economic impact of participation in the program within the community in which the institution is located; and

''(iii) a description of any means the institution will employ to reduce the costs of instructional materials, such as textbooks;

''(C) a description of each regulatory or statutory requirement for which waivers are sought, with a reason for each waiver;

''(D) a description of the expected outcomes of the program changes proposed, including the estimated reductions in costs both for the institution and for students;

''(E) an assurance from each institution in a system or consortium of a commitment to fulfill its role as described in the application;

''(F) an assurance that the participating institution or system of institutions will offer full cooperation with the ongoing evaluations of the demonstration program provided for in this section; and

''(G) any other information or assurances the Secretary may require.

''(d) SELECTION.—In selecting institutions to participate in the demonstration program under this section, the Secretary shall take into account—

''(1) the number and quality of applications received, determined on the basis of the contents required by subsection (c)(2);

''(2) the Department's capacity to oversee and monitor each institution's participation;

''(3) an institution's—

''(A) financial responsibility;

''(B) administrative capability;

''(C) program or programs being offered via distance education, if applicable;

''(D) student completion rates; and

''(E) student loan default rates; and

''(4) the participation of a diverse group of institutions with respect to size, mission, and geographic distribution.

''(e) NOTIFICATION.—The Secretary shall make available to the public and to the authorizing committees a list of institutions selected to participate in the demonstration program authorized by this section. Such notice shall include a listing of the specific statutory and regulatory requirements being waived for each institution and a description of the innovations being demonstrated.

''(f) EVALUATIONS AND REPORTS.—

''(1) EVALUATION.—The Secretary shall evaluate the demonstration program authorized under this section on a biennial basis. Such evaluations specifically shall review—

''(A) the extent to which expected outcomes, including the estimated reductions in cost, were achieved;

''(B) the number and types of students participating in the programs offered, including the progress of participating students toward recognized certificates or degrees and the extent to which participation in such programs increased;

''(C) issues related to student financial assistance associated with the innovations undertaken;

''(D) effective technologies and alternative methodologies for delivering student financial assistance;

''(E) the extent of the cost savings to the institution, the student, and the Federal Government resulting from the waivers provided, and an estimate as to future cost savings for the duration of the demonstration program;

''(F) the extent to which students saved money by completing their postsecondary education sooner;

''(G) the extent to which the institution reduced its tuition and fees and its costs by participating in the demonstration program;

''(H) the extent to which any collaborative arrangements with other institutions or organizations have reduced the participating institution's costs; and

''(I) the extent to which statutory or regulatory requirements not waived under the demonstration program present difficulties for students or institutions.

''(2) POLICY ANALYSIS.—The Secretary shall review current policies and identify those policies that present impediments to the implementation of innovations that result in cost savings and in expanding access to education.

''(3) REPORTS.—The Secretary shall provide a report to the authorizing committees on a biennial basis regarding—

''(A) the demonstration program authorized under this section;

''(B) the results of the evaluations conducted under paragraph (1);

''(C) the cost savings to the Federal Government by the demonstration program authorized by this section; and

''(D) recommendations for changes to increase the efficiency and effective delivery of financial aid.

''(g) OVERSIGHT.—In conducting the demonstration program authorized under this section, the Secretary shall, on a continuing basis—

''(1) ensure compliance of institutions or systems of institutions with the requirements of this title (other than the sections and regulations that are waived under subsection (b)(2));

''(2) provide technical assistance to institutions in their application to and participation in the demonstration program;

''(3) monitor fluctuations in the student population enrolled in the participating institutions or systems of institutions;

''(4) monitor changes in financial assistance provided at the institution; and

''(5) consult with appropriate accrediting agencies or associations and appropriate State regulatory authorities.

''(h) TERMINATION OF AUTHORITY.—The authority of the Secretary under this section shall cease to be effective on October 1, 2012.''.

SEC. 487. PROGRAM PARTICIPATION AGREEMENTS.

(a) REFUND POLICIES.—Section 487(a) (20 U.S.C. 1094(a)) is amended—

(1) in paragraph (16), by inserting ''or other Federal, State, or local government funds'' after ''funds under this title'' each place it appears;

(2) in paragraph (22), by striking ''refund policy'' and inserting ''policy on the return of title IV funds''; and

(3) in paragraph (23)—

(A) by moving subparagraph (C) 2 em spaces to the left; and

(B) by adding after such subparagraph the following new subparagraph:

''(D) An institution shall be considered in compliance with the requirements of subparagraph (A) with respect to any student to whom the institution electronically transmits a message containing a voter registration form acceptable for use in the State in which the institution is located, or an Internet address where such a form can be downloaded, provided such information is in an electronic message devoted to voter registration.''.

(b) ENFORCING THE 90/10 RULE.—

(1) AMENDMENT.—Section 487(a) (20 U.S.C. 1094(a)) is further amended by adding at the end the following new paragraph:

''(24) The institution will, as calculated in accordance with subsection (f)(1), have at least 10 percent of its revenues from sources other than funds provided under this title, or will be subject to the sanctions described in subsection (f)(2).''.

(2) IMPLEMENTATION.—Section 487 is further amended by adding at the end the following new subsection:

''(f) IMPLEMENTATION OF NON-TITLE IV REVENUE REQUIREMENT.—

''(1) CALCULATION.—In carrying out subsection (a)(24), an institution shall use the cash basis of accounting and count the following funds toward the 10 percent of revenues from sources of funds other than funds provided under this title:

''(A) funds used by students to pay tuition, fees, and other institutional charges from sources other than funds provided under this title as long as the institution can reasonably demonstrate that such funds were used for such purposes;

''(B) institutional funds used to satisfy matching-fund requirements for programs under this title;

''(C) funds from savings plans for educational expenses established pursuant to the Internal Revenue Code of 1986;

''(D) funds paid by a student, or on behalf of a student by a party other than the institution, for an education or training program that is not eligible for funds under this title, so long as the program is approved or licensed by the appropriate State agency or an accrediting agency recognized by the Secretary; and

''(E) institutional aid, as follows:

''(i) in the case of institutional loans, only the amount of loan repayments received during the fiscal year; and

''(ii) in the case of institutional scholarships, only those provided by the institution in the form of monetary aid or tuition discounts based upon the academic achievements or financial need of students, disbursed during the fiscal year from an established restricted account, and only to the extent that the funds in that account represent designated funds from an outside source or from income earned on those funds.

''(2) SANCTIONS.—An institution that fails to meet the requirements of subsection (a)(24) for 3 consecutive years shall become ineligible to participate in the programs authorized by this title. In addition to such other means of enforcing the requirements of this title as may be available to the Secretary, if an institution fails to meet the requirements of subsection (a)(24) in any year, the Secretary may impose one or more of the following sanctions on the institution:

''(A) Place the institution on provisional certification in accordance with section 498(h) until the institution demonstrates, to the satisfaction of the Secretary, that it is in compliance with subsection (a)(24).

''(B) Require such other increased monitoring and reporting requirements as the Secretary determines necessary until the institution demonstrates, to the satisfaction of the Secretary, that it is in compliance with subsection (a)(24).

''(3) PUBLICATION ON COOL WEBSITE.—The Secretary shall identify, on the College Opportunities On-Line website established pursuant to section 131(b), any institution that fails to meet the requirements of subsection (a)(24) in any year as an institution that is failing to meet the minimum non-Federal source of revenue requirements of that subsection.''.

(c) REPORTS ON DISCIPLINARY PROCEEDINGS.—

(1) AMENDMENT.—Section 487(a) (20 U.S.C. 1094(a)) is further amended by adding after paragraph (24), as added by subsection (b) of this section, the following new paragraph:

''(25) The institution will disclose to the alleged victim of any crime of violence (as that term is defined in section 16 of title 18), or a nonforcible sex offense, the final results of any disciplinary proceeding conducted by such institution against a student who is the alleged perpetrator of such crime or offense with respect to such crime or offense. If the alleged victim of such crime or offense is deceased, the next of kin of such victim shall be treated as the alleged victim for purposes of this paragraph.''.

(2) EFFECTIVE DATE.—The amendment made by paragraph (1) shall apply with respect to any disciplinary proceeding conducted by such institution on or after one year after the date of enactment of this Act.

(d) AUDIT REQUIREMENTS.—Section 487(c)(1)(A)(i) (20 U.S.C. 1094(c)(1)(A)(i)) is amended by inserting before the semicolon at the end the following: '', except that the Secretary may modify the requirements of this clause with respect to institutions of higher education that are foreign institutions, and may waive such requirements with respect to a foreign institution whose students receive less than $500,000 in loans under this title during the award year preceding the audit period''.

SEC. 488. ADDITIONAL TECHNICAL AND CONFORMING AMENDMENTS.

Part G is further amended as follows:

(1) Section 483(d) (20 U.S.C. 1090(d)) is amended by striking ''that is authorized under section 685(d)(2)(C)'' and inserting '', or another appropriate provider of technical assistance and information on postsecondary educational services, that is supported under section 663''.

(2) Section 484 (20 U.S.C. 1091) is amended—

(A) in subsection (a)(4), by striking ''certification,,'' and inserting ''certification,''; and

(B) in subsection (b)(2)—

(i) in the matter preceding subparagraph (A), by striking ''section 428A'' and inserting ''section 428H'';

(ii) in subparagraph (A), by inserting ''and'' after the semicolon at the end thereof;

(iii) in subparagraph (B), by striking ''; and'' and inserting a period; and

(iv) by striking subparagraph (C).

(3) Section 484A(b)(2) (20 U.S.C. 1091a(b)(2)) is amended by striking ''part B of this title'' and inserting ''part B, D, or E of this title''.

(4) Section 485B(a) (20 U.S.C. 1092b(a)) is amended—

(A) by redesignating paragraphs (6) through (10) as paragraphs (7) through (11), respectively;

(B) by redesignating the paragraph (5) (as added by section 2008 of Public Law 101–239) as paragraph (6); and

(C) in paragraph (5) (as added by section 204(3) of the National Community Service Act of 1990 (Public Law 101–610))—

(i) by striking ''(22 U.S.C. 2501 et seq.)),'' and inserting ''(22 U.S.C. 2501 et seq.),''; and

(ii) by striking the period at the end thereof and inserting a semicolon.

(5) Section 487A(b) (20 U.S.C. 1094a(b)) is amended—

(A) in paragraph (1)—

(i) by striking ''Higher Education Amendments of 1998'' and inserting ''College Access and Opportunity Act of 2005''; and

(ii) by striking the second sentence;

(B) in paragraph (2)—

(i) by striking ''1993 through 1998'' and inserting ''1998 through 2004'';

(ii) by striking ''(as such section'' and all that follows through ''Amendments of 1998)''; and

(iii) by striking ''Higher Education Amendments of 1998.'' and inserting ''College Access and Opportunity Act of 2005.''; and

(C) in paragraph (3)(A)—

(i) by striking ''Upon the submission'' and all that follows through ''limited number of additional institutions for voluntary participation'' and inserting ''The Secretary is authorized to continue the voluntary participation of institutions participating as of July 1, 2005,''; and

(ii) by inserting before the period at the end the following: '', and shall continue the participation of any such institution unless the Secretary determines that such institution's participation has not been successful in carrying out the purposes of this section''.

(6) Section 491(c) (20 U.S.C. 1098(c)) is amended by adding at the end the following new paragraph:

''(3) The appointment of members under subparagraphs (A) and (B) of paragraph (1) shall be effective upon publication of the appointment in the Congressional Record.''.

(7) Section 491(h)(1) (20 U.S.C. 1098(h)(1)) is amended by striking ''the rate authorized for GS–18 of the General Schedule'' and inserting ''the maximum rate payable under section 5376 of such title''.

(8) Section 491(k) (20 U.S.C. 1098(k)) is amended by striking ''2004'' and inserting ''2012''.

(9) Section 493A (20 U.S.C. 1098c) is repealed.

(10) Section 498 (20 U.S.C. 1099c) is amended—

(A) in subsection (c)(2), by striking ''for profit,'' and inserting ''for-profit,''; and

(B) in subsection (d)(1)(B), by inserting ''and'' after the semicolon at the end thereof.

SEC. 489. PELL GRANT ELIGIBILITY PROVISION.

Section 484 is amended by adding at the end the following new subsection:

''(s) PELL GRANT ELIGIBILITY PROVISION.—A student who does not have a certificate of graduation from a school providing secondary education may be eligible for assistance under subpart 1 of Part A of this title for no more than two academic years, if such student—

''(1) meets all eligibility requirements for such assistance (other than not being enrolled in an elementary or secondary school) and is an academically gifted and talented student, as defined in section 9101 of the Elementary and Secondary Education Act;

''(2) is in the junior or senior year of secondary school, and has not received any assistance under this title;

''(3) is selected for participation and is enrolled full-time and resides on campus in a residential college gifted student program for early enrollment, leading to fully transferable college academic credit;

''(4) does not and will not participate in any secondary school course work during or after such program; and

''(5) has entered into an agreement that, if the student fails to complete the entirety of the academic program for which assistance under subpart 1 of Part A of this title was received, or participates in secondary school course work after participating in such program, the student will repay all funds received under such subpart pursuant to this subsection to the Federal Government in accordance with regulations promulgated by the Secretary.''.

PART H—PROGRAM INTEGRITY

SEC. 495. ACCREDITATION.

(a) STANDARDS FOR ACCREDITATION.—Section 496(a) (20 U.S.C. 1099b(a)) is amended—

(1) in paragraph (2), by striking subparagraph (B) and inserting the following:

''(B) is a State agency approved by the Secretary for the purpose described in subparagraph (A) and the State does not, for purposes of this title, directly or indirectly—

''(i) require any institution of higher education to obtain accreditation by such State agency, rather than another accrediting agency or association approved by the Secretary for the purpose described in subparagraph (A); or

''(ii) provide any exemption or other privilege or benefit to any institution of higher education by reason of its accreditation by such State agency rather than another accrediting agency or association approved by the Secretary for the purpose described in subparagraph (A); or'';

(2) in paragraph (4)—

(A) by inserting ''(A)'' after ''(4)'';

(B) by inserting after ''consistently applies and enforces standards'' the following: ''that consider the stated mission of the institution of higher education, including religious missions, and'';

(C) by inserting ''and'' after the semicolon at the end thereof; and

(D) by adding at the end the following new subparagraph:

''(B) if such agency or association already has or seeks to include within its scope of recognition the evaluation of the quality of institutions or programs offering distance education, such agency or association shall, in addition to meeting the other requirements of this subpart, demonstrate to the Secretary that—

''(i) the accreditation agency's or association's standards effectively address the quality of an institution's distance education programs in the areas identified in paragraph (5) of this subsection, except that the agency or association shall not be required to have separate standards, procedures, or policies for the evaluation of distance education institutions or programs in order to meet the requirements of this subparagraph; and

''(ii) the agency or association requires that an institution that offers distance education programs to have processes by which it establishes that the student who registers in a distance education course or program is the same student who participates, completes academic work, and receives academic credit;'';

(3) in paragraph (5)—

(A) by amending subparagraph (A) to read as follows:

''(A) success with respect to student achievement in relation to the institution's mission, including, as appropriate, consideration of student academic achievement as determined by the institution (in accordance with standards of the accrediting agency or association), retention, course and program completion, State licensing examinations, and job placement rates, and other student performance information selected by the institution, particularly that information used by the institution to evaluate or strengthen its programs;''; and

(B) by amending subparagraph (E) to read as follows:

''(E) fiscal, administrative capacity, as appropriate to the specified scale of operations, and, for an agency or association where its approval for such institution determines eligibility for student assistance under this title, board governance, within the context of the institution's mission;'';

(4) by striking paragraph (6) and inserting the following:

''(6) such an agency or association shall establish and apply review procedures throughout the accrediting process, including evaluation and withdrawal proceedings that comply with due process that provides for—

''(A) adequate specification of requirements and deficiencies at the institution of higher education or program being examined;

''(B) an opportunity for a written response by any such institution to be included in the evaluation and withdrawal proceedings;

''(C) upon the written request of an institution, an opportunity for the institution to appeal any adverse action at a hearing prior to such action becoming final before an appeals panel that—

''(i) shall not include current members of the agency or association's underlying decision-making body that made the adverse decision; and

''(ii) is subject to a conflict of interest of policy; and

''(D) the right to representation by counsel for an such institution;''; and

(5) by striking paragraph (8) and inserting the following:

''(8) such agency or association shall make available to the public and submit to the Secretary and the State licensing or authorizing agency, together with the comments of the affected institution, a summary of agency or association actions, involving—

''(A) final denial, withdrawal, suspension, or termination of accreditation; and

''(B) any other final adverse action taken with respect to an institution.''.

(b) OPERATING PROCEDURES.—Section 496(c) (20 U.S.C. 1099b(c)) is amended—

(1) by inserting ''(including those regarding distance education)'' before the semicolon at the end of paragraph (1);

(2) by striking ''and'' at the end of paragraph (5);

(3) by striking the period at the end of paragraph (6) and inserting a semicolon; and

(4) by inserting after paragraph (6) the following new paragraphs:

''(7) ensures that its onsite comprehensive reviews for accreditation or reaccreditation include evaluation of the substance of the information required in subparagraph (L) of section 485(a)(1);

''(8) confirms as a part of its review for accreditation or reaccreditation that the institution has transfer policies that are publicly disclosed and specifically state whether the institution denies a transfer of credit based solely on the accreditation of the institution at which the credit was earned;

''(9) develops a brief summary, available to the public, of final adverse actions in accordance with the requirements of subsection (a)(8);

''(10) monitors the enrollment growth of distance education to ensure that an institution experiencing significant growth has the capacity to serve its students effectively;

''(11) discloses publicly, on the agency's website or through other similar dissemination—

''(A) a list of the individuals who comprised the evaluation teams during the prior calendar year for each agency or association and the title and institutional affiliation of such individuals, although such list shall not be required to identify those individuals who comprised the evaluation team used for any specific institution;

''(B) a description of the agency's or association's process for selecting, preparing, and evaluating such individuals; and

''(C) any statements related to the accreditation responsibilities of such individuals; and

''(12) reviews the record of student complaints resulting from the student information process described in section 485(a)(1)(J).''.

(c) LIMITATION, SUSPENSION, AND TERMINATION OF RECOGNITION.—Section 496(l) is amended by adding at the end the following new paragraph:

''(3) The Secretary shall provide an annual report to Congress on the status of any agency or association for which the Secretary has limited, suspended or terminated recognition under this subsection.''.

(d) PROGRAM REVIEW AND DATA.—Section 498A(b) (20 U.S.C. 1099c–1(b)) is amended—

(1) by striking ''and'' at the end of paragraph (4);

(2) by striking the period at the end of paragraph (5) and inserting a semicolon; and

(3) by adding at the end the following new paragraphs:

''(6) provide to the institution adequate opportunity to review and respond to any program review report or audit finding and underlying materials related thereto before any final program review or audit determination is reached;

''(7) review and take into consideration the institution's response in any final program review or audit determination, and include in the final determination—

''(A) a written statement addressing the institution's response and stating the basis for such final determination; and

''(B) a copy of the institution's statement in response, appropriately redacted to protect confidential information;

''(8) maintain and preserve at all times the confidentiality of any program review report or audit finding until the requirements of paragraphs (6) and (7) are met, and until a final program review or audit determination has been issued, except to the extent required to comply with paragraph (5), provided, however, that the Secretary shall promptly disclose any and all program review reports and audit findings to the institution under review; and

''(9) require that the authority to approve or issue any program review report or audit finding, preliminary or otherwise, that contains any finding, determination, or proposed assessment that exceeds or may exceed $500,000 in liabilities shall not be delegated to any official beyond the Chief Operating Officer of Federal Student Aid.''.

SEC. 496. REPORT TO CONGRESS ON PREVENTION OF FRAUD AND ABUSE IN STUDENT FINANCIAL AID PROGRAMS.

Title IV is amended by adding at the end the following new section:

''SEC. 499. REPORT TO CONGRESS ON PREVENTION OF FRAUD AND ABUSE IN STUDENT FINANCIAL AID PROGRAMS.

''(a) PURPOSE.—It is the purpose of this section to require the Secretary to commission a nonpartisan, comprehensive study on the prevention of fraud and abuse in title IV student financial aid programs, and to report the results of such study to Congress.

''(b) SCOPE OF REPORT.—The study under this section shall thoroughly identify and address the following:

''(1) The impact of fraud and abuse in title IV student financial aid programs upon students and taxpayers, and the nature of such fraud and abuse.

''(2) The effectiveness of existing policies and requirements under this Act that were put in place to prevent fraud and abuse in title IV student financial aid programs, and how such policies and requirements should be improved.

''(3) The extent to which existing protections against fraud and abuse under this Act are adequately enforced, and how enforcement should be strengthened.

''(4) Areas in which additional information is needed to assess the effectiveness of current protections and enforcement against fraud and abuse.

''(5) Existing policies and requirements under this Act aimed at fraud and abuse that are ineffective, hinder innovation, or could be eliminated without reducing effectiveness.

''(6) New policies and enforcement, particularly those suited for the current higher education marketplace, needed to protect against fraud and abuse in title IV student financial aid programs.

''(7) The extent to which States are implementing regulations to protect students from fraud and abuse, and whether changes to Federal law will preempt such regulations.

''(c) REPORT.—Not later than December 31, 2007, the Secretary, after an opportunity for both the Secretary and the Inspector General of the Department of Education to review the results of the study, shall transmit to Congress a report on the study conducted under this section. Such report shall—

''(1) include clear and specific recommendations for legislative and regulatory actions that are likely to significantly reduce the fraud and abuse in title IV student financial aid programs that were identified pursuant to subsection (b); and

''(2) include both the Secretary's and the Inspector General's comments on the report.''.

SEC. 497. REPORT TO CONGRESS ON COMPLIANCE WITH THE PAPERWORK REDUCTION ACT OF 1995.

Title IV is further amended by adding after section 499, as added by section 496 of this Act, the following new section:

''SEC. 499A. REPORT TO CONGRESS ON THE COMPLIANCE OF THE STUDENT AID APPLICATION PROCESS WITH THE REQUIREMENTS OF THE PAPERWORK REDUCTION ACT OF 1995.

''(a) STUDY AND REPORT.—The Secretary shall commission a nonpartisan, comprehensive study on the degree to which the student aid application process under title IV complies with the requirements of the Paperwork Reduction Act of 1995 (44 U.S.C. 101 note). Not later one year after the date of the enactment of the College Access and Opportunity Act of 2006, the Secretary shall report the results of such study to the Congress.

''(b) SCOPE.—The study and report to the Congress under subsection (a) shall thoroughly identify and address the following:

''(1) The impact of the technical and computer literacy of prospective college students on the existing electronic capabilities offered by the student aid application process under title IV, including the Free Application for Federal Student Aid System (FAFSA).

''(2) The effectiveness of the policies and requirements of the FAFSA system that are intended to reduce the need for paper and ease the application process.

''(3) Areas in which the electronic system can be improved to help facilitate a 'one-stop shopping' goal for students seeking financial assistance.''.

TITLE V—DEVELOPING INSTITUTIONS

SEC. 501. DEFINITIONAL CHANGES.

Section 502(a) (20 U.S.C. 1101a(a)) is amended—

(1) in paragraph (5)—

(A) by inserting ''and'' after the semicolon at the end of subparagraph (A);

(B) in subparagraph (B)—

(i) by striking ''at the time of application,''; and

(ii) by inserting ''at the end of the award year immediately preceding the date of application'' after ''Hispanic students'';

(C) by striking ''; and'' at the end of subparagraph (B) and inserting a period; and

(D) by striking subparagraph (C); and

(2) by striking paragraph (7).

SEC. 502. ASSURANCE OF ENROLLMENT OF NEEDY STUDENTS.

Section 511(c) (20 U.S.C. 1103(c)) is amended—

(1) by striking paragraph (2);

(2) by redesignating paragraphs (3) through (7) as paragraphs (2) through (6); and

(3) by inserting after paragraph (6) as so redesignated the following new paragraph:

''(7) contain such assurances as the Secretary may require that the institution has an enrollment of needy students as required by section 502(b);''.

SEC. 503. ADDITIONAL AMENDMENTS.

Title V is further amended—

(1) in section 502(a)(2)(A) (20 U.S.C. 1101a(a)(2)(A)), by redesignating clauses (v) and (vi) as clauses (vi) and (vii), respectively, and inserting after clause (iv) the following new clause:

''(v) which provides a program of not less than 2 years that is acceptable for full credit toward a bachelor's degree;'';

(2) in section 503(b) (20 U.S.C. 1101b(b))—

(A) by amending paragraph (2) to read as follows:

''(2) Construction, maintenance, renovation, and improvement in classrooms, libraries, laboratories, and other instructional facilities, including purchase or rental of telecommunications technology equipment or services, and the acquisition of real property adjacent to the campus of the institution on which to construct such facilities.'';

(B) by amending paragraph (12) to read as follows:

''(12) Establishing community outreach programs and collaborative partnerships between Hispanic-serving institutions and local elementary or secondary schools. Such partnerships may include mentoring, tutoring, or other instructional opportunities that will boost student academic achievement and assist elementary and secondary school students in developing the academic skills and the interest to pursue postsecondary education.'';

(C) by redesignating paragraphs (5) through (14) as paragraphs (6) through (15), respectively; and

(D) by inserting after paragraph (4) the following:

''(5) Education or counseling services designed to improve the financial literacy and economic literacy of students and, as appropriate, their parents.'';

(3) in section 504(a) (20 U.S.C. 1101c(a))—

(A) by striking the following:

''(a) AWARD PERIOD.—

''(1) IN GENERAL.—The Secretary'' and inserting the following:

''(a) AWARD PERIOD.—The Secretary''; and

(B) by striking paragraph (2); and

(4) in section 514(c) (20 U.S.C. 1103c(c)), by striking ''section 505'' and inserting ''section 504''.

SEC. 504. POSTBACCALAUREATE OPPORTUNITIES FOR HISPANIC AMERICANS.

(a) ESTABLISHMENT OF PROGRAM.—Title V is amended—

(1) by redesignating part B as part C;

(2) by redesignating sections 511 through 518 as sections 521 through 528, respectively; and

(3) by inserting after section 505 (20 U.S.C. 1101d) the following new part:

''PART B—PROMOTING POSTBACCALAUREATE OPPORTUNITIES FOR HISPANIC AMERICANS

''SEC. 511. PURPOSES.

''The purposes of this part are—

''(1) to expand postbaccalaureate educational opportunities for, and improve the academic attainment of, Hispanic students; and

''(2) to expand the postbaccalaureate academic offerings and enhance the program quality in the institutions that are educating the majority of Hispanic college students and helping large numbers of Hispanic and low-income students complete postsecondary degrees.

''SEC. 512. PROGRAM AUTHORITY AND ELIGIBILITY.

''(a) PROGRAM AUTHORIZED.—Subject to the availability of funds appropriated to carry out this part, the Secretary shall award competitive grants to Hispanic-serving institutions determined by the Secretary to be making substantive contributions to graduate educational opportunities for Hispanic students.

''(b) ELIGIBILITY.—For the purposes of this part, an 'eligible institution' means an institution of higher education that—

''(1) is an eligible institution under section 502(a)(2); and

''(2) offers a postbaccalaureate certificate or degree granting program.

''SEC. 513. AUTHORIZED ACTIVITIES.

''Grants awarded under this part shall be used for one or more of the following activities:

''(1) Purchase, rental, or lease of scientific or laboratory equipment for educational purposes, including instructional and research purposes.

''(2) Construction, maintenance, renovation, and improvement of classrooms, libraries, laboratories, and other instructional facilities, including purchase or rental of telecommunications technology equipment or services.

''(3) Purchase of library books, periodicals, technical and other scientific journals, microfilm, microfiche, and other educational materials, including telecommunications program materials.

''(4) Support for needy postbaccalaureate students including outreach, academic support services, mentoring, scholarships, fellowships, and other financial assistance to permit the enrollment of such students in postbaccalaureate certificate and degree granting programs.

''(5) Support of faculty exchanges, faculty development, faculty research, curriculum development, and academic instruction.

''(6) Creating or improving facilities for Internet or other distance learning academic instruction capabilities, including purchase or rental of telecommunications technology equipment or services.

''(7) Collaboration with other institutions of higher education to expand postbaccalaureate certificate and degree offerings.

''(8) Other activities proposed in the application submitted pursuant to section 514 that—

''(A) contribute to carrying out the purposes of this part; and

''(B) are approved by the Secretary as part of the review and acceptance of such application.

''SEC. 514. APPLICATION AND DURATION.

''(a) APPLICATION.—Any eligible institution may apply for a grant under this part by submitting an application to the Secretary at such time and in such manner as determined by the Secretary. Such application shall demonstrate how the grant funds will be used to improve postbaccalaureate education opportunities in programs and professions in which Hispanic Americans are underrepresented.

''(b) DURATION.—Grants under this part shall be awarded for a period not to exceed 5 years.

''(c) LIMITATION.—The Secretary shall not award more than one grant under this part in any fiscal year to any Hispanic-serving institution.''.

(b) COOPERATIVE ARRANGEMENTS.—Section 524(a) (as redesignated by subsection (a)(2)) (20 U.S.C. 1103c(a)) is amended by inserting ''and section 513'' after ''section 503''.

SEC. 505. AUTHORIZATION OF APPROPRIATIONS.

Subsection (a) of section 528 (as redesignated by section 504(a)(2) of this Act) (20 U.S.C. 1103g) is amended to read as follows:

''(a) AUTHORIZATIONS.—

''(1) PART A.—There are authorized to be appropriated to carry out part A and part C of this title $96,000,000 for fiscal year 2007 and such sums as may be necessary for each of the 5 succeeding fiscal years.

''(2) PART B.—There are authorized to be appropriated to carry out part B of this title $59,000,000 for fiscal year 2007 and such sums as may be necessary for each of the 5 succeeding fiscal years.''.

TITLE VI—TITLE VI AMENDMENTS

SEC. 601. INTERNATIONAL AND FOREIGN LANGUAGE STUDIES.

(a) FINDINGS AND PURPOSES.—Section 601 (20 U.S.C. 1121) is amended—

(1) in subsection (a)—

(A) by striking ''post-Cold War'' in paragraph (3);

(B) by redesignating paragraphs (4) and (5) as paragraphs (5) and (6), respectively; and

(C) by inserting after paragraph (3) the following new paragraph:

''(4) The events and aftermath of September 11, 2001, have underscored the need for the Nation to strengthen and enhance American knowledge of international relations, world regions, and foreign languages. Homeland security and effective United States engagement abroad depend upon an increased number of Americans who have received such training and are willing to serve their Nation.'';

(2) in subsection (b)(1)—

(A) by striking ''; and'' at the end of subparagraph (D) and inserting '', including through linkages overseas with institutions of higher education and relevant organizations that contribute to the educational programs assisted under this part;'';

(B) by inserting ''and'' after the semicolon at the end of subparagraph (E);

(C) by inserting after such subparagraph (E) the following new subparagraph:

''(F) to assist the national effort to educate and train citizens to participate in the efforts of homeland security;''; and

(3) in subsection (b)(3)—

(A) by inserting ''reinforce and'' before ''coordinate''; and

(B) by inserting '', and international business and trade competitiveness'' before the period.

(b) GRADUATE AND UNDERGRADUATE LANGUAGE AND AREA CENTERS AND PROGRAMS.—Section 602(a) (20 U.S.C. 1122(a)) is amended—

(1) in paragraph (1), by striking subparagraph (A) and inserting the following:

''(A) IN GENERAL.—The Secretary is authorized to make grants to institutions of higher education or consortia of such institutions for the purpose of establishing, strengthening, and operating—

''(i) comprehensive foreign language and area or international studies centers and programs; and

''(ii) a diverse network of undergraduate foreign language and area or international studies centers and programs.'';

(2) in paragraph (2)—

(A) by striking ''and'' at the end of subparagraph (G);

(B) by striking the period at the end of subparagraph (H) and inserting a semicolon; and

(C) by inserting after subparagraph (H) the following new subparagraphs:

''(I) supporting instructors of the less commonly taught languages;

''(J) widely disseminating materials developed by the center or program to local educational agencies and public and private elementary and secondary education schools, and institutions of higher education, presented from diverse perspectives and reflective of a wide range of views on the subject matter, except that no more than 50 percent of funds awarded to an institution of higher education or consortia of such institutions for purposes under this title may be associated with the costs of dissemination; and

''(K) projects that support in students an understanding of science and technology in coordination with foreign language proficiency.''; and

(3) in paragraph (4)—

(A) by amending subparagraph (B) to read as follows:

''(B) Partnerships or programs of linkage and outreach with 2-year and 4-year colleges and universities, including colleges of education and teacher professional development programs.'';

(B) in subparagraph (C), by striking ''Programs of linkage or outreach'' and inserting ''Partnerships or programs of linkage and outreach'';

(C) in subparagraph (E)—

(i) by striking ''foreign area'' and inserting ''area studies'';

(ii) by striking ''of linkage and outreach''; and

(iii) by striking ''(C), and (D)'' and inserting ''(D), and (E)'';

(D) by redesignating subparagraphs (C), (D), and (E) as subparagraphs (D), (E), and (F), respectively; and

(E) by inserting after subparagraph (B) the following new subparagraph:

''(C) Partnerships with local educational agencies and public and private elementary and secondary education schools that are designed to increase student academic achievement in foreign language and knowledge of world regions, and to facilitate the wide dissemination of materials related to area studies, foreign languages, and international studies that are reflective of a wide range of views on the subject matter.''.

(c) LANGUAGE RESOURCE CENTERS.—Section 603(c) (20 U.S.C. 1123(c)) is amended by inserting ''reflect the purposes of this part and'' after ''shall''.

(d) UNDERGRADUATE INTERNATIONAL STUDIES AND FOREIGN LANGUAGE PROGRAMS.—Section 604 (20 U.S.C. 1124) is amended—

(1) in subsection (a)(1), by striking ''combinations'' each place it appears and inserting ''consortia'';

(2) in subsection (a)(2)—

(A) in subparagraph (B)(ii), by striking ''teacher training'' and inserting ''teacher professional development'';

(B) by redesignating subparagraphs (I) through (M) as subparagraphs (J) through (N), respectively;

(C) by inserting after subparagraph (H) the following new subparagraph:

''(I) the provision of grants for educational programs abroad that are closely linked to the program's overall goals and have the purpose of promoting foreign language fluency and knowledge of world regions, except that not more than 10 percent of a grant recipient's funds may be used for this purpose;''; and

(D) in subparagraph (M)(ii) (as redesignated by subparagraph (B) of this paragraph), by striking ''elementary and secondary education institutions'' and inserting ''local educational agencies and public and private elementary and secondary education schools'';

(3) in subsection (a)(4)(B), by inserting ''that demonstrates a need for a waiver or reduction'' before the period at the end;

(4) in subsection (a)(6), by inserting ''reflect the purposes of this part and'' after ''shall'';

(5) in subsection (a)(8), by striking ''may'' and inserting ''shall''; and

(6) by striking subsection (c).

(e) RESEARCH; STUDIES; ANNUAL REPORT.—Section 605(a) (20 U.S.C. 1125(a)) is amended by inserting before the period at the end of the first sentence the following: '', including the systematic collection, analysis, and dissemination of data''.

(f) TECHNOLOGICAL INNOVATION AND COOPERATION FOR FOREIGN INFORMATION ACCESS.—Section 606 (20 U.S.C. 1126) is amended—

(1) in subsection (a)—

(A) by striking ''or consortia of such institutions or libraries'' and inserting ''museums, or consortia of such entities'';

(B) by striking ''new''; and

(C) by inserting ''from foreign sources'' after ''disseminate information'';

(2) in subsection (b)—

(A) by inserting ''acquire and'' before ''facilitate access'' in paragraph (1);

(B) by striking ''new means of'' in paragraph (3) and inserting ''new means and standards for'';

(C) by striking ''and'' at the end of paragraph (6);

(D) by striking the period at the end of paragraph (7) and by inserting a semicolon; and

(E) by inserting after paragraph (7) the following new paragraphs:

''(8) to establish linkages between grant recipients under subsection (a) with libraries, museums, organizations, or institutions of higher education located overseas to facilitate carrying out the purposes of this section; and

''(9) to carry out other activities deemed by the Secretary to be consistent with the purposes of this section.''; and

(3) by adding at the end the following new subsection:

''(e) SPECIAL RULE.—The Secretary may waive or reduce the required non-Federal share for institutions that—

''(1) are eligible to receive assistance under part A or B of title III or under title V; and

''(2) have submitted a grant application under this section that demonstrates a need for a waiver or reduction.''.

(g) SELECTION OF GRANT RECIPIENTS.—Section 607(b) (20 U.S.C. 1127(b)) is amended—

(1) by striking ''objectives'' and inserting ''missions''; and

(2) by adding at the end the following new sentence: ''In keeping with the purposes of this part, the Secretary shall take into account the degree to which activities of centers, programs, and fellowships at institutions of higher education address national interests, generate and disseminate information, and foster debate on international issues from diverse perspectives.''.

(h) EQUITABLE DISTRIBUTION.—Section 608(a) (20 U.S.C. 1128(a)) is amended by adding at the end the following new sentence: ''Grants made under section 602 shall also reflect the purposes of this part.''.

(i) AUTHORIZATION OF APPROPRIATIONS.—Section 610 (20 U.S.C. 1128b) is amended—

(1) by striking ''1999'' and inserting ''2007''; and

(2) by striking ''4 succeeding'' and inserting ''5 succeeding''.

(j) CONFORMING AMENDMENTS.—

(1) Sections 603(a), 604(a)(5), and 612 (20 U.S.C. 1123(a), 1124(a)(5), 1130–1) are each amended by striking ''combinations'' each place it appears and inserting ''consortia''.

(2) Section 612 (20 U.S.C. 1130–1) is amended by striking ''combination'' each place it appears and inserting ''consortium''.

(k) SENSE OF THE CONGRESS.—It is the sense of the Congress that due to the diplomatic, economic, and military importance of China and the Middle East, international exchange and foreign language education programs under the Higher Education Act of 1965 should focus on the learning of Chinese and Arabic language and culture.

SEC. 602. BUSINESS AND INTERNATIONAL EDUCATION PROGRAMS.

(a) CENTERS FOR INTERNATIONAL BUSINESS EDUCATION.—Section 612 (20 U.S.C. 1130–1) is amended—

(1) in subsection (c)(1)(D), by inserting ''(including those that are eligible to receive assistance under part A or B of title III or under title V)'' after ''other institutions of higher education''; and

(2) in subsection (e), by adding at the end the following new paragraph:

''(5) SPECIAL RULE.—The Secretary may waive or reduce the required non-Federal share for institutions that—

''(A) are eligible to receive assistance under part A or B of title III or under title V; and

''(B) have submitted a grant application under this section that demonstrates a need for a waiver or reduction, as determined by the Secretary.''.

(b) EDUCATION AND TRAINING PROGRAMS.—Section 613 (20 U.S.C. 1130a) is amended by adding at the end the following new subsection:

''(e) SPECIAL RULE.—The Secretary may waive or reduce the required non-Federal share for institutions that—

''(1) are eligible to receive assistance under part A or B of title III or under title V; and

''(2) have submitted a grant application under this section that demonstrates a need for a waiver or reduction, as determined by the Secretary.''.

(c) AUTHORIZATION OF APPROPRIATIONS.—Section 614 (20 U.S.C. 1130b) is amended—

(1) by striking ''1999'' each place it appears and inserting ''2007''; and

(2) by striking ''4 succeeding'' each place it appears and inserting ''5 succeeding''.

SEC. 603. INSTITUTE FOR INTERNATIONAL PUBLIC POLICY.

(a) FOREIGN SERVICE PROFESSIONAL DEVELOPMENT.—Section 621 (20 U.S.C. 1131) is amended—

(1) by striking the heading of such section and inserting the following:

''SEC. 621. PROGRAM FOR FOREIGN SERVICE PROFESSIONALS.'';

(2) by striking the second sentence of subsection (a) and inserting the following: ''The

Institute shall conduct a program to enhance the international competitiveness of the United States by increasing the participation of underrepresented populations in the international service, including private international voluntary organizations and the foreign service of the United States.''; and

(3) in subsection (b)(1), by striking subparagraphs (A) and (B) and inserting the following:

''(A) A Tribally Controlled College or University or Alaska Native or Native Hawaiian-serving institution eligible for assistance under title III, an institution eligible for assistance under part B of title III, or a Hispanic-serving institution eligible for assistance under title V.

''(B) An institution of higher education which serves substantial numbers of underrepresented students.''.

(b) INSTITUTIONAL DEVELOPMENT.—Section 622 (20 U.S.C. 1131–1) is amended by inserting before the period at the end of subsection (a) the following: ''and promote collaboration with colleges and universities that receive funds under this title''.

(c) STUDY ABROAD PROGRAM.—Section 623(a) (20 U.S.C. 1131a(a)) is amended by inserting after ''1978,'' the following: ''Alaska Native-serving, Native Hawaiian-serving, and Hispanic-serving institutions,''.

(d) ADVANCED DEGREE IN INTERNATIONAL RELATIONS.—Section 624 (20 U.S.C. 1131b) is amended—

(1) by striking ''masters'' in the heading of such section and inserting ''advanced'';

(2) by striking ''a masters degree in international relations'' and inserting ''an advanced degree in international relations, international affairs, international economics, or other academic areas related to the Institute fellow's career objectives''; and

(3) by striking ''The masters degree program designed by the consortia'' and inserting ''The advanced degree study program shall be designed by the consortia, consistent with the fellow's career objectives, and''.

(e) INTERNSHIPS.—Section 625 (20 U.S.C. 1131c) is amended—

(1) in subsection (a), by inserting after ''1978,'' the following: ''Alaska Native-serving, Native Hawaiian-serving, and Hispanic-serving institutions,'';

(2) in subsection (b)—

(A) by inserting ''and'' after the semicolon at the end of paragraph (2);

(B) by striking ''; and'' at the end of paragraph (3) and inserting a period; and

(C) by striking paragraph (4); and

(3) by amending subsection (c) to read as follows:

''(c) RALPH J. BUNCHE FELLOWS.—In order to assure the recognition and commitment of individuals from underrepresented student populations who demonstrate special interest in international affairs and language study, eligible students who participate in the internship programs authorized under (a) and (b) shall be known as the 'Ralph J. Bunche Fellows'.''.

(f) REPORT.—Section 626 (20 U.S.C. 1131d) is amended by striking ''annually prepare a report'' and inserting ''prepare a report biennially''.

(g) AUTHORIZATION OF APPROPRIATIONS.—Section 628 (20 U.S.C. 1131f) is amended—

(1) by striking ''1999'' and inserting ''2007''; and

(2) by striking ''4 succeeding'' and inserting ''5 succeeding''.

SEC. 604. EVALUATION, OUTREACH, AND DISSEMINATION.

Part D of title VI is amended by inserting after section 631 (20 U.S.C. 1132) the following new section:

''SEC. 632. EVALUATION, OUTREACH, AND DISSEMINATION.

''The Secretary may use not more than one percent of the funds made available for this title for program evaluation, national outreach, and information dissemination activities.''.

SEC. 605. ADVISORY BOARD.

Part D of title VI is amended by inserting after section 632 (as added by section 604) the following new section:

''SEC. 633. INTERNATIONAL HIGHER EDUCATION ADVISORY BOARD.

''(a) ESTABLISHMENT AND PURPOSE.—

''(1) ESTABLISHMENT.—There is established in the Department an independent International Higher Education Advisory Board (hereafter in this section referred to as the 'International Advisory Board'). The International Advisory Board shall provide advice, counsel, and recommendations to the Secretary and the Congress on international education issues for higher education.

''(2) PURPOSE.—The purpose of the International Advisory Board is—

''(A) to provide expertise in the area of national needs for proficiency in world regions, foreign languages, international affairs, and international business;

''(B) to make recommendations that will promote the excellence of international education programs and result in the growth and development of such programs at the postsecondary education level that will reflect diverse perspectives and a wide range of views on world regions, foreign language, international affairs, and international business; and

''(C) to advise the Secretary and the Congress with respect to needs for expertise in government, the private sector, and education in order to enhance America's understanding of, and engagement in, the world.

''(b) INDEPENDENCE OF INTERNATIONAL ADVISORY BOARD.—In the exercise of its functions, powers, and duties, the International Advisory Board shall be independent of the Secretary and the other offices and officers of the Department. Except as provided in this subsection and subsection (f), the recommendations of the International Advisory Board shall not be subject to review or approval by any officer of the Federal Government. Nothing in this title shall be construed to authorize the International Advisory Board to mandate, direct, or control an institution of higher education's specific instructional content, curriculum, or program of instruction or instructor. The International Advisory Board is authorized to assess a sample of activities supported under this title, using materials that have been submitted to the Department of Education by grant recipients under this title, in order to provide recommendations to the Secretary and the Congress for the improvement of programs under the title and to ensure programs meet the purposes of the title to promote the study of and expertise in foreign language and world regions, especially with respect to diplomacy, national security, and international business and trade competitiveness. The recommendations of the International Advisory Board may address any area in need of improvement, except that any recommendation of specific legislation to Congress shall be made only if the President deems it necessary and expedient.

''(c) MEMBERSHIP.—

''(1) APPOINTMENT.—The International Advisory Board shall have 7 members of whom—

''(A) 3 members shall be appointed by the Secretary;

''(B) 2 members shall be appointed by the Speaker of the House of Representatives, upon the recommendation of the Majority Leader and the Minority Leader; and

''(C) 2 members shall be appointed by the President pro tempore of the Senate, upon the recommendation of the Majority Leader and the Minority Leader.

''(2) REPRESENTATION.—Two of the members appointed by the Secretary under paragraph (1)(A) shall be appointed to represent Federal agencies that have diplomacy, national security, international commerce, or other international activity responsibilities, after consultation with the heads of such agencies. The members of the International Advisory Board shall also include (but not be limited to) persons with international expertise representing States, institutions of higher education, cultural organizations, educational organizations, international business, local education agencies, students, and private citizens with expertise in international concerns.

''(3) QUALIFICATION.—Members of the International Advisory Board shall be individuals who have technical qualifications, professional standing, experience working in international affairs or foreign service or international business occupations, or demonstrated knowledge in the fields of higher education and international education, including foreign languages, world regions, or international affairs.

''(d) FUNCTIONS OF THE INTERNATIONAL ADVISORY BOARD.—

''(1) IN GENERAL.—The International Advisory Board shall provide recommendations in accordance with subsection (b) regarding improvement of programs under this title to the Secretary and the Congress for their review. The International Advisory Board may—

''(A) review and comment upon the regulations for grants under this title;

''(B) assess a sample of activities supported under this title based on the purposes and objectives of this title, using materials that have been submitted to the Department of Education by grant recipients under this title, in order to provide recommendations for improvement of the programs under this title;

''(C) make recommendations that will assist the Secretary and the Congress to improve the programs under this title to better reflect the national needs related to foreign languages, world regions, diplomacy, national security, and international business and trade competitiveness, including an assessment of the national needs and the training provided by the institutions of higher education that receive a grant under this title for expert and non-expert level foreign language training;

''(D) make recommendations to the Secretary and the Congress regarding such studies, surveys, and analyses of international education that will provide feedback about the programs under this title and assure that their relative authorized activities reflect diverse perspectives and a wide range of views on world regions, foreign languages, diplomacy, national security, and international business and trade competitiveness;

''(E) make recommendations that will strengthen the partnerships between local educational agencies, public and private elementary and secondary education schools, and grant recipients under this title to ensure that the research and knowledge about world regions, foreign languages, and international affairs is widely disseminated to local educational agencies;

''(F) make recommendations on how institutions of higher education that receive a grant under this title can encourage students to serve the Nation and meet national needs in an international affairs, international business, foreign language, or national security capacity;

''(G) make recommendations on how linkages between institutions of higher education and public and private organizations that are involved in international education, international business and trade competitiveness, language training, and international research capacities may fulfill the manpower and information needs of United States businesses; and

''(H) make recommendations to the Secretary and the Congress about opportunities for underrepresented populations in the areas of foreign language study, diplomacy, international business and trade competitiveness, and international economics, in order to effectively carry out the activities of the Institute under part C.

''(2) HEARINGS.—The International Advisory Board shall provide for public hearing and comment regarding the matter contained in the recommendations described in paragraph (1), prior to the submission of those recommendations to the Secretary and the Congress.

''(e) OPERATIONS OF THE COMMITTEE.—

''(1) TERMS.—Each member of the International Advisory Board shall be appointed for a term of 3 years, except that, of the members first appointed (A) 4 shall be appointed for a term of 3 years, and (B) 3 shall be appointed for a term of 4 years, as designated at the time of appointment by the Secretary. A member of the International Advisory Board may be reappointed to successive terms on the International Advisory Board.

''(2) VACANCIES.—Any member appointed to fill a vacancy occurring prior to the expiration of the term of a predecessor shall be appointed only for the remainder of such term. A member of the International Advisory Board shall, upon the Secretary's request, continue to serve after the expiration of a term until a successor has been appointed.

''(3) NO GOVERNMENTAL MEMBERS.—Except for the members appointed by the Secretary under subsection (c)(1)(A), no officers or full-time employees of the Federal Government shall serve as members of the International Advisory Board.

''(4) MEETINGS.—The International Advisory Board shall meet not less than once each year. The International Advisory Board shall hold additional meetings at the call of the Chair or upon the written request of not less than 3 voting members of the International Advisory Board.

''(5) QUORUM.—A majority of the voting members of the International Advisory Board serving at the time of a meeting shall constitute a quorum.

''(6) CHAIR.—The International Advisory Board shall elect a Chairman or Chairwoman from among the members of the International Advisory Board.

''(f) SUBMISSION TO DEPARTMENT FOR COMMENT.—The International Advisory Board shall submit its proposed recommendations to the Secretary of Education for comment for a period not to exceed 30 days in each instance.

''(g) PERSONNEL AND RESOURCES.—

''(1) COMPENSATION AND EXPENSE.—Members of the International Advisory Board shall serve without pay for such service. Members of the International Advisory Board who are officers or employees of the United States may not receive additional pay, allowances, or benefits by reason of their service on the International Advisory Board. Members of the International Advisory Board may each receive reimbursement for travel expenses incident to attending International Advisory Board meetings, including per diem in lieu of subsistence, as authorized by section 5703 of title 5, United States Code, for persons in the Government service employed intermittently.

''(2) PERSONNEL.—The International Advisory Board may appoint such personnel as may be determined necessary by the Chairman without regard to the provisions of title 5, United States Code, governing appointments in the competitive service, and may be paid without regard to the provisions of chapter 51 and subchapter III of chapter 53 of such title relating to classification and General Schedule pay rates, but no individual so appointed shall be paid in excess of the maximum rate payable under section 5376 of such title. The International Advisory Board may appoint not more than one full-time equivalent, nonpermanent, consultant without regard to the provisions of title 5, United States Code. The International Advisory Board shall not be required by the Secretary to reduce personnel to meet agency personnel reduction goals.

''(3) CONSULTATION.—In carrying out its duties under the Act, the International Advisory Board shall consult with other Federal agencies, representatives of State and local governments, and private organizations to the extent feasible.

''(4) ASSISTANCE FROM OTHER AGENCIES.—

''(A) INFORMATION.—The International Advisory Board is authorized to secure directly from any grantee under this title, executive department, bureau, agency, board, commission, office, independent establishment, or instrumentality information, suggestions, estimates, and statistics for the purpose of this section and each such grantee department, bureau, agency, board, commission, office, independent establishment, or instrumentality is authorized and directed, to the extent permitted by law, to furnish such information, suggestions, estimates, and statistics directly to the International Advisory Board, upon request made by the Chairman for the purpose of providing expertise in the area of national needs for the proficiency in world regions, foreign languages, and international affairs.

''(B) SERVICES AND PERSONNEL.—The head of each Federal agency shall, to the extent not prohibited by law, consult with the International Advisory Board in carrying out this section. The International Advisory Board is authorized to utilize, with their consent, the services, personnel, information, and facilities of other Federal, State, local, and private agencies with or without reimbursement, for the purpose of providing expertise in the area of national needs for the proficiency in world regions, foreign languages, and international affairs.

''(5) CONTRACTS; EXPERTS AND CONSULTANTS.—The International Advisory Board may enter into contracts for the acquisition of information, suggestions, estimates, and statistics for the purpose of this section. The International Advisory Board is authorized to obtain the services of experts and consultants without regard to section 3109 of title 5, United States Code and to set pay in accordance with such section.

''(h) TERMINATION.—Notwithstanding the sunset and charter provisions of the Federal Advisory Committee Act (5 U.S.C. App. I) or any other statute or regulation, the International Advisory Board shall be authorized through September 30, 2012.

''(i) FUNDS.—The Secretary shall use not more than one-half of the funds available to the Secretary under section 632 to carry out this section.''.

SEC. 606. RECRUITER ACCESS TO STUDENTS AND STUDENT RECRUITING INFORMATION; SAFETY.

Part D of title VI is amended by inserting after section 633 (as added by section 605) the following new sections:

''SEC. 634. RECRUITER ACCESS TO STUDENTS AND STUDENT RECRUITING INFORMATION.

''Each institution of higher education that receives a grant under this title shall assure that—

''(1) recruiters of the United States Government and agencies thereof are given the same access to students as is provided generally to other institutions of higher education and prospective employers of those students for the purpose of recruiting for graduate opportunities or prospective employment; and

''(2) no undue restrictions are placed upon students that seek employment with the United States Government or any agency thereof.

''SEC. 635. STUDENT SAFETY.

''Applicants seeking funds under this title to support student travel and study abroad shall submit as part of their grant application a description of safety policies and procedures for students participating in the program while abroad.''.

SEC. 607. NATIONAL STUDY OF FOREIGN LANGUAGE HERITAGE COMMUNITIES.

Part D of title VI is further amended by inserting after section 635 (as added by section 606) the following new section:

''SEC. 636. NATIONAL STUDY OF FOREIGN LANGUAGE HERITAGE COMMUNITIES.

''(a) STUDY.—The Secretary of Education, in consultation with the International Advisory Board, shall conduct a study to identify foreign language heritage communities, particularly such communities that include speakers of languages that are critical to the national security of the United States.

''(b) FOREIGN LANGUAGE HERITAGE COMMUNITY.—For purposes of this section, the term 'foreign language heritage community' means a community of residents or citizens of the United States who are native speakers of, or who have partial fluency in, a foreign language.

''(c) REPORT.—Not later than one year after the date of the enactment of this Act, the Secretary of Education shall submit a report to the Congress on the results of the study conducted under this section.''.

TITLE VII—TITLE VII AMENDMENTS

SEC. 701. JAVITS FELLOWSHIP PROGRAM.

(a) AUTHORITY AND TIMING OF AWARDS.—Section 701(a) (20 U.S.C. 1132a(a)) is amended by inserting after the second sentence the following: ''For purposes of the exception in the preceding sentence, a master's degree in fine arts shall be considered a terminal degree.''.

(b) INTERRUPTIONS OF STUDY.—Section 701(c) (20 U.S.C. 1134(c)) is amended by adding at the end the following new sentence: ''In the case of other exceptional circumstances, such as active duty military service or personal or family member illness, the institution of higher education may also permit the fellowship recipient to interrupt periods of study for the duration of the tour of duty (in the case of military service) or not more than 12 months (in any other case), but without payment of the stipend.''.

(c) ALLOCATION OF FELLOWSHIPS.—Section 702(a)(1) (20 U.S.C. 1134a(a)(1)) is amended—

(1) in the first sentence, by inserting ''from diverse geographic regions'' after ''higher education''; and

(2) by adding at the end the following new sentence: ''The Secretary shall also assure that at least one representative appointed to the Board represents an institution that is eligible for a grant under title III or V of this Act.''.

(d) STIPENDS.—Section 703 (20 U.S.C. 1134b(a)) is amended—

(1) in subsection (a)—

(A) by striking ''1999–2000'' and inserting ''2007–2008'';

(B) by striking ''shall be set'' and inserting ''may be set''; and

(C) by striking ''Foundation graduate fellowships'' and inserting ''Foundation Graduate Research Fellowship Program on February 1 of such academic year''; and

(2) in subsection (b), by amending paragraph (1)(A) to read as follows:

''(1) IN GENERAL.—(A) The Secretary shall (in addition to stipends paid to individuals under this subpart) pay to the institution of higher education, for each individual awarded a fellowship under this subpart at such institution, an institutional allowance. Except as provided in subparagraph (B), such allowance shall be, for 2007–2008 and succeeding academic years, the same amount as the institutional payment made for 2006–2007 adjusted for 2007–2008 and annually thereafter in accordance with inflation as determined by the Department of Labor's Consumer Price Index for All Urban Consumers for the previous calendar year.''.

(e) AUTHORIZATION OF APPROPRIATIONS.—Section 705 (20 U.S.C. 1134d) is amended by striking ''fiscal year 1999 and such sums as may be necessary for each of the 4 succeeding fiscal years'' and inserting ''fiscal year 2007 and such sums as may be necessary for each of the 5 succeeding fiscal years''.

SEC. 702. GRADUATE ASSISTANCE IN AREAS OF NATIONAL NEED.

(a) DESIGNATION OF AREAS OF NATIONAL NEED; PRIORITY.—Section 712 (20 U.S.C. 1135a) is amended—

(1) in the last sentence of subsection (b)—

(A) by striking ''and an assessment'' and inserting ''an assessment''; and

(B) by inserting before the period at the end the following: '', and the priority described in subsection (c) of this section''; and

(2) by adding at the end the following new subsection:

''(c) PRIORITY.—The Secretary shall establish a priority for grants in order to prepare individuals for the professoriate who will train highly-qualified elementary and secondary math and science teachers, special education teachers, and teachers who provide instruction for limited English proficient individuals. Such grants shall offer program assistance and graduate fellowships for—

''(1) post-baccalaureate study related to teacher preparation and pedagogy in math and science for students who have completed a master's degree or are pursuing a doctorate of philosophy in math and science;

''(2) post-baccalaureate study related to teacher preparation and pedagogy in special education and English language acquisition and academic proficiency for limited English proficient individuals; and

''(3) support of dissertation research in the fields of math, science, special education, or second language pedagogy and second language acquisition.''.

(b) COLLABORATION REQUIRED FOR CERTAIN APPLICATIONS.—Section 713(b) (20 U.S.C. 1135b) is amended—

(1) by striking ''and'' at the end of paragraph (9);

(2) by redesignating paragraph (10) as paragraph (11); and

(3) by inserting after paragraph (9) the following new paragraph:

''(10) in the case of an application from a department, program, or unit in education or teacher preparation, provide assurances that such department, program, or unit will collaborate with departments, programs, or units in all content areas to ensure a successful combination of training in both teaching and such content; and''.

(c) STIPENDS.—Section 714(b) (20 U.S.C. 1135c(b)) is amended—

(1) by striking ''1999–2000'' and inserting ''2007–2008'';

(2) by striking ''shall be set'' and inserting ''may be set''; and

(3) by striking ''Foundation graduate fellowships'' and inserting ''Foundation Graduate Research Fellowship Program on February 1 of such academic year''.

(d) ADDITIONAL ASSISTANCE.—Section 715(a)(1) (20 U.S.C. 1135d(a)(1)) is amended—

(1) by striking ''1999–2000'' and inserting ''2007–2008'';

(2) by striking ''1998–1999'' and inserting ''2006–2007''; and

(3) by inserting ''for All Urban Consumers'' after ''Price Index''.

(e) AUTHORIZATION OF APPROPRIATIONS.—Section 716 (20 U.S.C. 1135e) is amended by striking ''fiscal year 1999 and such sums as may be necessary for each of the 4 succeeding fiscal years'' and inserting ''fiscal year 2007 and such sums as may be necessary for each of the 5 succeeding fiscal years''.

(f) TECHNICAL AMENDMENTS.—Section 714(c) (20 U.S.C. 1135c(c)) is amended—

(1) by striking ''section 716(a)'' and inserting ''section 715(a)''; and

(2) by striking ''section 714(b)(2)'' and inserting ''section 713(b)(2)''.

SEC. 703. THURGOOD MARSHALL LEGAL EDUCATIONAL OPPORTUNITY PROGRAM.

(a) CONTRACT AND GRANT PURPOSES.—Section 721(c) (20 U.S.C. 1136(c)) is amended—

(1) by amending paragraph (2) to read as follows:

''(2) to prepare such students for study at accredited law schools and assist them with the development of analytical skills and study methods to enhance their success and promote completion of law school;'';

(2) by striking ''and'' at the end of paragraph (4);

(3) by striking the period at the end of paragraph (5) and inserting ''; and''; and

(4) by adding at the end the following new paragraph:

''(6) to award Thurgood Marshall Fellowships to eligible law school students—

''(A) who participated in summer institutes authorized by subsection (d) and who are enrolled in an accredited law school; or

''(B) who are eligible law school students who have successfully completed a comparable summer institute program certified by the Council on Legal Educational Opportunity.''.

(b) SERVICES PROVIDED.—Section 721(d)(1)(D) (20 U.S.C. 1136(d)(1)(D)) is amended by inserting ''in analytical skills and study methods'' after ''courses''.

(c) AUTHORIZATION OF APPROPRIATIONS.—Section 721(h) (20 U.S.C. 1136(h)) is amended by striking ''1999 and each of the 4 succeeding fiscal years'' and inserting ''2007 and each of the 5 succeeding fiscal years''.

(d) GENERAL PROVISIONS.—Subsection (e) of section 731 (20 U.S.C. 1137(e)) is repealed.

SEC. 704. FUND FOR THE IMPROVEMENT OF POSTSECONDARY EDUCATION.

(a) CONTRACT AND GRANT PURPOSES.—Section 741(a) (20 U.S.C. 1138(a)) is amended—

(1) by amending paragraph (1) to read as follows:

''(1) the encouragement of the reform and improvement of, and innovation in, postsecondary education and the provision of educational opportunity for all, especially for the non-traditional student populations;'';

(2) in paragraph (2), by inserting before the semicolon at the end the following: ''for postsecondary students, especially institutions, programs, and joint efforts that provide academic credit for programs'';

(3) by amending paragraph (3) to read as follows:

''(3) the establishment of institutions and programs based on the technology of communications, including delivery by distance education;'';

(4) by amending paragraph (6) to read as follows:

''(6) the introduction of institutional reforms designed to expand individual opportunities for entering and reentering postsecondary institutions and pursuing programs of postsecondary study tailored to individual needs;'';

(5) by striking ''and'' at the end of paragraph (7);

(6) by striking the period at the end of paragraph (8) and inserting a semicolon; and

(7) by adding at the end the following new paragraphs:

''(9) the provision of support and assistance to programs implementing integrated education reform services in order to improve secondary school graduation and college attendance and completion rates for disadvantaged students, and to programs that reduce postsecondary remediation rates, and improve degree attainment rates, for low-income students and former high school dropouts;

''(10) the assessment, in partnership with a public or private nonprofit institution or agency, of the performance of teacher preparation programs within institutions of higher education in a State, using an assessment which provides comparisons across such schools within the State based upon indicators including teacher candidate knowledge in subject areas in which such candidate has been prepared to teach;

''(11) supporting efforts to establish pilot programs and initiatives to help college campuses to reduce illegal downloading of copyrighted content, in order to improve the security and integrity of campus computer networks and save bandwidth costs.'';

''(12) support increased fire safety in student housing—

''(A) by establishing a demonstration incentive program for qualified student housing in institutions of higher education;

''(B) by making grants for the purpose of installing fire alarm detection, prevention, and protection technologies in student housing, dormitories, and other buildings controlled by such entities; and

''(C) by requiring, as a condition of such grants—

''(i) that such technologies be installed professionally to technical standards of the National Fire Protection Association; and

''(ii) that the recipient shall provide non-Federal matching funds in an amount equal to the amount of the grant; and

''(13) establishing and operating pregnant and parenting student services offices that—

''(A) will serve students who are pregnant or parenting, prospective parenting students who are anticipating a birth or adoption, and students who are placing or have placed a child for adoption; and

''(B) will help students with locating and utilizing child care, family housing, flexible academic scheduling such as telecommuting programs, parenting classes and programs, and post-partum counseling and support groups.''.

(b) PROHIBITION.—Section 741 (20 U.S.C. 1138) is further amended by adding at the end the following new subsection:

''(c) PROHIBITION.—No funds made available under this part may be used to provide financial assistance to students who do not meet the requirements of section 484(a)(5).''.

(c) AREAS OF NATIONAL NEED.—Section 744(c) (20 U.S.C. 1138c(c)) is amended—

(1) by amending paragraph (2) to read as follows:

''(2)(A) Development of partnerships between local educational agencies and institutions of higher education to establish or expand existing dual enrollment programs at institutions of higher education that allow high school students to earn high school and transferable college credit.

''(B) Development of consortia of institutions of higher education to create dual enrollment programs including academic and student support agreements and comprehensive articulation agreements that would allow for the seamless and timely acquisition of college credits and the transfer of postsecondary academic credits between such institutions, particularly from 2-year to 4-year institutions of higher education.''; and

(2) by striking paragraph (4) and inserting the following:

''(4) International cooperation, partnerships, or student exchange among postsecondary educational institutions in the United States and abroad.

''(5) Establishment of academic programs including graduate and undergraduate courses, seminars and lectures, support of research, and development of teaching materials for the purpose of supporting faculty and academic programs that teach traditional American history (including significant constitutional, political, intellectual, economic, diplomatic, and foreign policy trends, issues, and documents; the history, nature, and development of democratic institutions of which American democracy is a part; and significant events and individuals in the history of the United States).

''(6) Support for planning, applied research, training, resource exchanges or technology transfers, the delivery of services, or other activities the purpose of which is to design and implement programs to enable institutions of higher education to work with private and civic organizations to assist communities to meet and address their pressing and severe problems, including economic development, community infrastructure and housing, crime prevention, education, healthcare, self-sufficiency, and workforce preparation. Such activities may include support for the development of coordinated curriculum and internship opportunities for students in disadvantaged communities.''.

(d) AUTHORIZATION OF APPROPRIATIONS.—Section 745 (20 U.S.C. 1138d) is amended by striking ''$30,000,000 for fiscal year 1999 and such sums as may be necessary for each of the 4 succeeding fiscal years'' and inserting ''$40,000,000 for fiscal year 2007 and such sums as may be necessary for each of the 5 succeeding fiscal years'' .

SEC. 705. URBAN COMMUNITY SERVICE.

Part C of title VII (20 U.S.C. 1139 et seq.) is repealed.

SEC. 706. DEMONSTRATION PROJECTS TO ENSURE STUDENTS WITH DISABILITIES RECEIVE A QUALITY HIGHER EDUCATION.

(a) SERVING ALL STUDENTS WITH DISABILITIES.—Section 762(a) (20 U.S.C. 1140a(a)) is amended by striking ''students with learning disabilities'' and inserting ''students with disabilities''.

(b) AUTHORIZED ACTIVITIES.—

(1) AMENDMENT.—Section 762(b)(2) is amended—

(A) in subparagraph (A), by inserting ''in order to improve retention and completion'' after ''disabilities'';

(B) by redesignating subparagraphs (B) and (C) as subparagraphs (C) and (E), respectively;

(C) by inserting after subparagraph (A) the following new subparagraph:

''(B) EFFECTIVE TRANSITION PRACTICES.—The development of innovative, effective, and efficient teaching methods and strategies to ensure the smooth transition of students with disabilities from high school to postsecondary education.''; and

(D) by inserting after subparagraph (C) (as redesignated by subparagraph (B) of this paragraph) the following new subparagraph:

''(D) DISTANCE LEARNING.—The development of innovative, effective, and efficient teaching methods and strategies to provide faculty and administrators with the ability to provide accessible distance education programs or classes that would enhance access of students with disabilities to higher education, including the use of electronic communication for instruction and advisement.''.

(2) CONFORMING AMENDMENT.—Section 762(b)(3) is amended by striking ''subparagraphs (A) through (C)'' and inserting ''subparagraphs (A) through (E)''.

(c) APPLICATIONS.—Section 763 (20 U.S.C. 1140b) is amended—

(1) by amending paragraph (1) to read as follows:

''(1) a description of how such institution plans to address the activities allowed under this part;'';

(2) by striking ''and'' at the end of paragraph (2);

(3) by striking the period at the end of paragraph (3) and inserting ''; and''; and

(4) by adding at the end the following new paragraph:

''(4) a description of the extent to which an institution will work to replicate the best practices of institutions of higher education with demonstrated success in serving students with disabilities.''.

(d) AUTHORIZATION OF APPROPRIATIONS.—Section 765 (20 U.S.C. 1140d) is amended by striking ''fiscal year 1999 and such sums as may be necessary for each of the 4 succeeding fiscal years'' and inserting ''fiscal year 2007 and such sums as may be necessary for each of the 5 succeeding fiscal years''.

TITLE VIII—CLERICAL AMENDMENTS

SEC. 801. CLERICAL AMENDMENTS.

(a) DEFINITION.—Section 103 (20 U.S.C. 1003) (as amended by section 102) is further amended—

(1) by redesignating paragraphs (1) through (16) as paragraphs (2) through (17), respectively; and

(2) by inserting before paragraph (2) (as so redesignated) the following new paragraph:

''(1) AUTHORIZING COMMITTEES.—The term 'authorizing committees' means the Committee on Health, Education, Labor, and Pensions of the Senate and the Committee on Education and the Workforce of the House of Representatives.''.

(b) COMMITTEES.—

(1) The following provisions are each amended by striking ''Committee on Labor and Human Resources of the Senate and the Committee on Education and the Workforce of the House of Representatives'' and inserting ''authorizing committees'':

(A) Section 428(g) (20 U.S.C. 1078(g)).

(B) Section 428A(c)(2) (20 U.S.C. 1078–1(c)(2)).

(C) Section 428A(c)(5) (20 U.S.C. 1078–1(c)(5)).

(D) Section 455(b)(7)(B) (20 U.S.C. 1087e(b)(7)(B)), as redesignated by section 423(b)(3).

(E) Section 483(c) (20 U.S.C. 1090(c)).

(F) Section 486(e) (20 U.S.C. 1093(e)).

(G) Section 486(f)(3)(A) (20 U.S.C. 1093(f)(3)(A)).

(H) Section 486(f)(3)(B) (20 U.S.C. 1093(f)(3)(B)).

(I) Section 487A(a)(5) (20 U.S.C. 1094a(a)(5)).

(J) Section 487A(b)(2) (20 U.S.C. 1094a(b)(2)).

(K) Section 487A(b)(3)(B) (20 U.S.C. 1094a(b)(3)(B)).

(L) Section 498B(d)(1) (20 U.S.C. 1099c–2(d)(1)).

(M) Section 498B(d)(2) (20 U.S.C. 1099c–2(d)(2)).

(2) The following provisions are each amended by striking ''Committee on Education and the Workforce of the House of Representatives and the Committee on Labor and Human Resources of the Senate'' and inserting ''authorizing committees'':

(A) Section 141(d)(4)(B) (20 U.S.C. 1018(d)(4)(B)).

(B) Section 428(n)(4) (20 U.S.C. 1078(n)(4)).

(C) Section 437(c)(1) (20 U.S.C. 1087(c)(1)).

(D) Section 485(f)(5)(A) (20 U.S.C. 1092(f)(5)(A)).

(E) Section 485(g)(4)(B) (20 U.S.C. 1092(g)(4)(B)).

(3) Section 401(f)(3) (20 U.S.C. 1070a(f)(3)) is amended by striking ''Committee on Appropriations and the Committee on Labor and Human Resources of the Senate and the Committee on Appropriations and the Committee on Education and the Workforce of the House of Representatives'' and inserting ''Committees on Appropriations of the Senate and House of Representatives and the authorizing committees''.

(4) Section 428(c)(9)(K) (20 U.S.C. 1078(c)(9)(K)) is amended by striking ''House Committee on Education and the Workforce and the Senate Committee on Labor and Human Resources'' and inserting ''authorizing committees''.

(5) Section 432(f)(1)(C) (20 U.S.C. 1082(f)(1)(C)) is amended by striking ''Committee on Education and the Workforce of the House of Representatives or the Committee on Labor and Human Resources of the Senate'' and inserting ''either of the authorizing committees''.

(6) Section 439(d)(1)(E)(iii) (20 U.S.C. 1087–2(d)(1)(E)(iii)) is amended by striking ''Chairman and the Ranking Member on the Committee on Labor and Human Resources of the Senate and the Chairman and the Ranking Member of the Committee on Education and Labor of the House of Representatives'' and inserting ''chairpersons and ranking minority members of the authorizing committees''.

(7) Paragraphs (3) and (8)(C) of section 439(r) (20 U.S.C. 1087–2(r)) are each amended by striking ''Chairman and ranking minority member of the Committee on Labor and Human Resources of the Senate, the Chairman and ranking minority member of the Committee on Education and Labor of the House of Representatives,'' and inserting ''chairpersons and ranking minority members of the authorizing committees''.

(8) Paragraphs (5)(B) and (10) of section 439(r) (20 U.S.C. 1087–2(r)) are each amended by striking ''Chairman and ranking minority member of the Senate Committee on Labor and Human Resources and to the Chairman and ranking minority member of the House Committee on Education and Labor'' and inserting ''chairpersons and ranking minority members of the authorizing committees''.

(9) Section 439(r)(6)(B) (20 U.S.C. 1087–2(r)(6)(B)) is amended by striking ''Chairman and ranking minority member of the Committee on Labor and Human Resources of the Senate and to the Chairman and ranking minority member of the Committee on Education and Labor of the House of Representatives'' and inserting ''chairpersons and ranking minority members of the authorizing committees''.

(10) Section 439(s)(2)(A) (20 U.S.C. 1087–2(s)(2)(A)) is amended by striking ''Chairman and Ranking Member of the Committee on Labor and Human Resources of the Senate and the Chairman and Ranking Member of the Committee on Economic and Educational Opportunities of the House of Representatives'' and inserting ''chairpersons and ranking minority members of the authorizing committees''.

(11) Section 439(s)(2)(B) (20 U.S.C. 1087–2(s)(2)(B)) is amended by striking ''Chairman and Ranking Minority Member of the Committee on Labor and Human Resources of the Senate and Chairman and Ranking Minority Member of the Committee on Economic and Educational Opportunities of the House of

Representatives'' and inserting ''chairpersons and ranking minority members of the authorizing committees''.

(12) Section 482(d) (20 U.S.C. 1089(d)) is amended by striking ''Committee on Labor and Human Resources of the Senate and the Committee on Education and Labor of the House of Representatives'' and inserting ''authorizing committees''.

(c) ADDITIONAL CLERICAL AMENDMENTS.—

(1) Clauses (i) and (ii) of section 425(a)(2)(A) (20 U.S.C. 1075(a)(2)(A)) are each amended by striking ''428A or 428B'' and inserting ''428B or 428H''.

(2) Section 428(a)(2)(E) (20 U.S.C. 1078(a)(2)(E)) is amended by striking ''428A or''.

(3) Clauses (i) and (ii) of section 428(b)(1)(B) (20 U.S.C. 1078(b)(1)(B)) are each amended by striking ''428A or 428B'' and inserting ''428B or 428H''.

(4) Section 428(b)(1)(Q) (20 U.S.C. 1078(b)(1)(Q)) is amended by striking ''sections 428A and 428B'' and inserting ''section 428B or 428H''.

(5) Section 428(b)(7)(C) (20 U.S.C. 1078(b)(7)(C)) is amended by striking ''428A, 428B,'' and inserting ''428B''.

(6) Section 428G(c)(2) (20 U.S.C. 1078–7(c)(2)) is amended by striking ''428A'' and inserting ''428H''.

(7) The heading for section 433(e) (20 U.S.C. 1083(e)) is amended by striking ''SLS LOANS AND''.

(8) Section 433(e) (20 U.S.C. 1083(e)) is amended by striking ''428A, 428B,'' and inserting ''428B''.

(9) Section 435(a)(3) (20 U.S.C. 1085(a)(3)) is amended—

(A) by inserting ''or'' at the end of subparagraph (A);

(B) by striking subparagraph (B); and

(C) by redesignating subparagraph (C) as subparagraph (B).

(10) Section 435(d)(1)(G) (20 U.S.C. 1085(d)(1)(G)) is amended by striking ''428A(d), 428B(d), 428C,'' and inserting ''428B(d), 428C, 428H,''.

(11) Section 435(m) (20 U.S.C. 1085(m)) is amended—

(A) in paragraph (1)(A), by striking '', 428A,''; and

(B) in paragraph (2)(D), by striking ''428A'' each place it appears and inserting ''428H''.

(12) Section 438(b)(2)(D)(ii) (20 U.S.C. 1087–1(b)(2)(D)(ii)) is amended by striking ''division (i) of this subparagraph'' and inserting ''clause (i) of this subparagraph''.

(13) Section 438(c)(6) (20 U.S.C. 1087–1(c)(6)) is amended—

(A) by striking ''SLS AND PLUS'' in the heading and inserting ''PLUS''; and

(B) by striking ''428A or''.

(14) Section 438(c)(7) (20 U.S.C. 1087–1(c)(7)) is amended by striking ''428A or''.

(15) Nothing in the amendments made by this subsection shall be construed to alter the terms, conditions, and benefits applicable to Federal supplemental loans for students (''SLS loans'') under section 428A as in effect prior to July 1, 1994 (20 U.S.C. 1078–1).

TITLE IX—AMENDMENTS TO OTHER EDUCATION LAWS

PART A—EDUCATION OF THE DEAF ACT OF 1986

SEC. 901. LAURENT CLERC NATIONAL DEAF EDUCATION CENTER.

(a) GENERAL AUTHORITY.—Section 104(a)(1)(A) of the Education of the Deaf Act of 1986 (20 U.S.C. 4304(a)(1)(A)) is amended by inserting after ''maintain and operate'' the following: '', at the Laurent Clerc National Deaf Education Center,''.

(b) ADMINISTRATIVE REQUIREMENTS.—

(1) IN GENERAL.—Section 104(b) of the Education of the Deaf Act of 1986 (20 U.S.C. 4304(b)) is amended—

(A) in the matter preceding subparagraph (A) of paragraph (1), by striking ''elementary and secondary education programs'' and inserting ''Laurent Clerc National Deaf Education Center'';

(B) in paragraph (2), by striking ''elementary and secondary education programs'' and inserting ''Laurent Clerc National Deaf Education Center''; and

(C) in paragraph (4)(C)—

(i) in clause (i), by striking ''(6)'' and inserting ''(8)''; and

(ii) in clause (vi), by striking ''(m)'' and inserting ''(o)''.

(2) ACADEMIC CONTENT STANDARDS, ACHIEVEMENT STANDARDS, AND ASSESSMENTS.—Section 104(b) of the Education of the Deaf Act of 1986 (20 U.S.C. 4304(b)) is amended by adding at the end the following new paragraph:

''(5) The University, in consultation with the Secretary and consistent with the mission of the elementary and secondary programs operated at the Laurent Clerc National Deaf Education Center, shall—

''(A) not later than the beginning of the 2007–2008 school year, adopt and implement academic content standards, academic achievement standards, and academic assessments as described in paragraphs (1) and (3) of section 1111(b) of the Elementary and Secondary Education Act of 1965 for such Center;

''(B) develop adequate yearly progress standards for such Center as described in section 1111(b)(2)(C) of such Act; and

''(C) publicly report the results of such assessments, except in such case in which such reporting would not yield statistically reliable information or would reveal personally identifiable information about an individual student.''.

SEC. 902. AGREEMENT WITH GALLAUDET UNIVERSITY.

Section 105(b)(4) of the Education of the Deaf Act of 1986 (20 U.S.C. 4305) is amended—

(1) by striking ''the Act of March 3, 1931 (40 U.S.C. 276a–276a–5)'' and inserting ''sections 3141 through 3148 of title 40, United States Code,''; and

(2) by striking ''section 2 of the Act of June 13, 1934 (40 U.S.C. 276c)'' and inserting ''section 3145 of title 40, United States Code''.

SEC. 903. AUTHORITY.

Section 111 of the Education of the Deaf Act of 1986 (20 U.S.C. 4331) is amended by striking ''the institution of higher education with which the Secretary has an agreement under this part'' and inserting ''the Rochester Institute of Technology''.

SEC. 904. AGREEMENT FOR THE NATIONAL TECHNICAL INSTITUTE FOR THE DEAF.

(a) GENERAL AUTHORITY.—Section 112(a) of the Education of the Deaf Act of 1986 (20 U.S.C. 4332(a)) is amended—

(1) in paragraph (1)—

(A) in the first sentence—

(i) by striking ''an institution of higher education'' and inserting ''the Rochester Institute of Technology, Rochester, New York,''; and

(ii) by striking ''of a'' and inserting ''of the''; and

(B) by striking the second sentence; and

(2) in paragraph (2)—

(A) in the matter preceding subparagraph (A), by striking ''the institution of higher education with which the Secretary has an agreement under this section'' and inserting ''the Rochester Institute of Technology''; and

(B) in subparagraph (B), by striking ''the institution'' and inserting ''the Rochester Institute of Technology''.

(b) PROVISIONS OF AGREEMENT.—Section 112(b) of the Education of the Deaf Act of 1986 (20 U.S.C. 4332(b)) is amended—

(1) in paragraph (2), by striking ''or other governing body of the institution'' and inserting ''of the Rochester Institute of Technology'';

(2) in paragraph (3)—

(A) by striking ''or other governing body of the institution'' and inserting ''of the Rochester Institute of Technology'';

(B) by striking ''the institution of higher education under the agreement with the Secretary'' and inserting ''the Rochester Institute of Technology by the National Technical Institute for the Deaf''; and

(C) by striking ''Committee on Education and Labor of the House of Representatives and to the Committee on Labor and Human Resources of the Senate'' and inserting ''Committee on Education and the Workforce of the House of Representatives and to the Committee on Health, Education, Labor, and Pensions of the Senate; and

(3) in paragraph (5)—

(A) by striking ''the Act of March 3, 1931 (40 U.S.C. 276a–276a–5)'' and inserting ''sections 3141 through 3148 of title 40, United States Code,''; and

(B) by striking ''section 2 of the Act of June 13, 1934 (40 U.S.C. 276c)'' and inserting ''section 3145 of title 40, United States Code,''.

(c) LIMITATION.—Section 112(c) of the Education of the Deaf Act of 1986 (20 U.S.C. 4332(c)) is amended—

(1) in paragraphs (1) and (2), by striking ''institution'' each place it appears and inserting ''Rochester Institute of Technology''; and

(2) in the matter following paragraph (2), by striking ''the applicant'' and inserting ''RIT''.

SEC. 905. DEFINITIONS.

Section 201 of the Education of the Deaf Act of 1986 (20 U.S.C. 4351) is amended—

(1) by striking paragraph (3);

(2) by redesignating paragraphs (4) through (7) as paragraphs (3) through (6), respectively; and

(3) by adding at the end the following new paragraph:

''(7) The term 'RIT' means the Rochester Institute of Technology.''.

SEC. 906. AUDIT.

(a) GOVERNMENT ACCOUNTABILITY OFFICE AUTHORITY.—Section 203(a) of the Education of the Deaf Act of 1986 (20 U.S.C. 4353(a)) is amended—

(1) in the heading, by striking ''GENERAL ACCOUNTING OFFICE'' and inserting ''GOVERNMENT ACCOUNTABILITY OFFICE''; and

(2) in the matter following paragraph (2), by striking ''General Accounting Office'' and inserting ''Government Accountability Office''.

(b) INDEPENDENT FINANCIAL AND COMPLIANCE AUDIT.—Section 203(b)(1) of the Education of the Deaf Act of 1986 (20 U.S.C. 4353(b)(1)) is amended by striking the second sentence and inserting the following: ''NTID shall have an annual independent financial and compliance audit made of RIT programs and activities, including NTID programs and activities.''.

(c) COMPLIANCE.—Section 203(b)(2) of the Education of the Deaf Act of 1986 (20 U.S.C. 4353(b)(2)) is amended by striking ''sections'' and all that follows and inserting ''sections 102(b), 105(b)(4), 112(b)(5), 203(c), 207(b)(2), subsections (c) through (f) of section 207, and subsections (a), (b), and (c) of section 209.''.

(d) SUBMISSION OF AUDITS.—Section 203(b)(3) of the Education of the Deaf Act of 1986 (20 U.S.C. 4353(b)(3)) is amended—

(1) by inserting after ''Secretary'' the following: ''and the Committee on Education and the Workforce of the House of Representatives and the Committee on Health, Education, Labor, and Pensions of the Senate''; and

(2) by striking ''or the institution authorized to establish and operate the NTID under section 112(a)'' and inserting ''or RIT''.

(e) LIMITATIONS REGARDING EXPENDITURE OF FUNDS.—Section 203(c)(2)(A) of the Education of the Deaf Act of 1986 (20 U.S.C. 4353(c)(2)(A)) is amended in the fifth sentence by striking ''the Committee on Education and Labor of the House of Representatives and the Committee on Labor and Human Resources of the Senate'' and inserting ''the Committee on Education and the Workforce of the House of Representatives and the Committee on Health, Education, Labor, and Pensions of the Senate''.

SEC. 907. REPORTS.

(a) TECHNICAL AMENDMENTS.—Section 204 of the Education of the Deaf Act of 1986 (20 U.S.C. 4354) is amended in the matter preceding paragraph (1)—

(1) by striking ''or other governing body of the institution of higher education with which the Secretary has an agreement under section 112'' and inserting ''of RIT''; and

(2) by striking ''Committee on Education and Labor of the House of Representatives and the Committee on Labor and Human Resources of the Senate'' and inserting ''Committee on Education and the Workforce of the House of Representatives and the Committee on Health, Education, Labor, and Pensions of the Senate''.

(b) CONTENTS OF REPORT.—Section 204 of the Education of the Deaf Act of 1986 (20 U.S.C. 4354) is amended—

(1) in paragraph (1), by striking ''preparatory,'';

(2) in paragraph (2)(C), by striking ''upon graduation/completion'' and inserting ''within one year of graduation/completion''; and

(3) in paragraph (3)(B), by striking ''of the institution of higher education with which the Secretary has an agreement under section 112, including specific schedules and analyses for all NTID funds, as required under section 203'' and inserting ''of RIT programs and activities''.

SEC. 908. MONITORING, EVALUATION, AND REPORTING.

Section 205(a) of the Education of the Deaf Act of 1986 (20 U.S.C. 4305) is amended in the first sentence by striking ''preparatory,''.

SEC. 909. LIAISON FOR EDUCATIONAL PROGRAMS.

Section 206(a) of the Education of the Deaf Act of 1986 (20 U.S.C. 4356(a)) is amended by striking ''Not later than 30 days after the date of enactment of this Act, the'' and inserting ''The''.

SEC. 910. FEDERAL ENDOWMENT PROGRAMS FOR GALLAUDET UNIVERSITY AND THE NATIONAL TECHNICAL INSTITUTE FOR THE DEAF.

Section 207(a)(2) of the Education of the Deaf Act of 1986 (20 U.S.C. 4357(a)(2)) is amended by striking ''or other governing body of the institution of higher education with which the Secretary has an agreement under section 112'' and inserting ''of RIT''.

SEC. 911. OVERSIGHT AND EFFECT OF AGREEMENTS.

Section 208(a) of the Education of the Deaf Act of 1986 (20 U.S.C. 4359(a)) is amended—

(1) by striking ''the institution of higher education with which the Secretary has an agreement under part B of title I'' and inserting ''RIT''; and

(2) by striking ''Committee on Labor and Human Resources of the Senate and the Committee on Education and the Workforce of the House of Representatives'' and inserting ''Committee on Education and the Workforce of the House of Representatives and the Committee on Health, Education, Labor, and Pensions of the Senate''.

SEC. 912. INTERNATIONAL STUDENTS.

(a) ENROLLMENT.—Section 209(a) of the Education of the Deaf Act of 1986 (20 U.S.C. 4359a(a)) is amended by striking ''preparatory, undergraduate,'' and inserting ''undergraduate''.

(b) TUITION SURCHARGE.—Section 209(b) of the Education of the Deaf Act of 1986 (20 U.S.C. 4359a(b)) is amended by striking ''preparatory, undergraduate'' and inserting ''undergraduate''.

(c) DEFINITION.—Section 209(d) of the Education of the Deaf Act of 1986 (20 U.S.C. 4359a(d)) is amended by striking ''1990 per capita income'' and all that follows and inserting ''per-capita income of not more than $5,125, measured in 2002 United States dollars and adjusted by the Secretary to reflect inflation since 2002.''.

SEC. 913. RESEARCH PRIORITIES.

Section 210(b) of the Education of the Deaf Act of 1986 (20 U.S.C. 4359b(b)) is amended by striking ''Committee on Labor and Human Resources'' and inserting ''Committee on Health, Education, Labor, and Pensions''.

SEC. 914. AUTHORIZATION OF APPROPRIATIONS.

(a) MONITORING AND EVALUATION ACTIVITIES.—Section 205(c) of the Education of the Deaf Act of 1986 (20 U.S.C. 4355(c)) is amended by striking ''fiscal years 1998 through 2003'' and inserting ''fiscal years 2007 through 2012''.

(b) FEDERAL ENDOWMENT PROGRAMS FOR GALLAUDET UNIVERSITY AND THE NATIONAL TECHNICAL INSTITUTE FOR THE DEAF.—Section 207(h) of the Education of the Deaf Act of 1986 (20 U.S.C. 4357(h)) is amended in paragraphs (1) and (2) by striking ''fiscal years 1998 through 2003'' each place it appears and inserting ''fiscal years 2007 through 2012''.

(c) GENERAL AUTHORIZATION OF APPROPRIATIONS.—Section 212 of the Education of the Deaf Act of 1986 (20 U.S.C. 4360a) is amended—

(1) in the matter preceding paragraph (1) in subsection (a), by striking ''fiscal years 1998 through 2003'' and inserting ''fiscal years 2007 through 2012''; and

(2) in subsection (b), by striking ''fiscal years 1998 through 2003'' and inserting ''fiscal years 2007 through 2012''.

(d) SHORT TITLE.—

(1) IN GENERAL.—The Education of the Deaf Act of 1986 (20 U.S.C. 4301 note) is amended by striking the matter preceding title I and inserting the following:

''SEC. 1. SHORT TITLE.

''This Act may be cited as the 'Gallaudet University and National Technical Institute for the Deaf Act'.''.

(2) OTHER REFERENCES.—Any reference in a law, regulation, document, or other record of the United States to the Education of the Deaf Act of 1986 shall be deemed to be a reference to the Gallaudet University and National Technical Institute for the Deaf Act.

PART B—ADDITIONAL EDUCATION LAWS

SEC. 921. CANCELLATION OF STUDENT LOAN INDEBTEDNESS FOR SURVIVORS OF VICTIMS OF THE SEPTEMBER 11, 2001, ATTACKS.

(a) DEFINITIONS.—For purposes of this section:

(1) ELIGIBLE PUBLIC SERVANT.—The term ''eligible public servant'' means an individual who, as determined in accordance with regulations of the Secretary—

(A) served as a police officer, firefighter, other safety or rescue personnel, or as a member of the Armed Forces; and

(B) died (or dies) or became (or becomes) permanently and totally disabled due to injuries suffered in the terrorist attack on September 11, 2001.

(2) ELIGIBLE VICTIM.—The term ''eligible victim'' means an individual who, as determined in accordance with regulations of the Secretary, died (or dies) or became (or becomes) permanently and totally disabled due to injuries suffered in the terrorist attack on September 11, 2001.

(3) ELIGIBLE PARENT.—The term ''eligible parent'' means the parent of an eligible victim if—

(A) the parent owes a Federal student loan that is a consolidation loan that was used to repay a PLUS loan incurred on behalf of such eligible victim; or

(B) the parent owes a Federal student loan that is a PLUS loan incurred on behalf of an eligible victim.

(4) SECRETARY.—The term ''Secretary'' means the Secretary of Education.

(5) FEDERAL STUDENT LOAN.—The term ''Federal student loan'' means any loan made, insured, or guaranteed under part B, D, or E of title IV of the Higher Education Act of 1965.

(b) RELIEF FROM INDEBTEDNESS.—

(1) IN GENERAL.—The Secretary shall provide for the discharge or cancellation of—

(A) the Federal student loan indebtedness of the spouse of an eligible public servant, as determined in accordance with regulations of the Secretary, including any consolidation loan that was used jointly by the eligible public servant and his or her spouse to repay the Federal student loans of the spouse and the eligible public servant;

(B) the portion incurred on behalf of the eligible victim (other than an eligible public servant), of a Federal student loan that is a consolidation loan that was used jointly by the eligible victim and his or her spouse, as determined in accordance with regulations of the Secretary, to repay the Federal student loans of the eligible victim and his or her spouse;

(C) the portion of the consolidation loan indebtedness of an eligible parent that was incurred on behalf of an eligible victim; and

(D) the PLUS loan indebtedness of an eligible parent that was incurred on behalf of an eligible victim.

(2) METHOD OF DISCHARGE OR CANCELLATION.—A loan required to be discharged or canceled under paragraph (1) shall be discharged or canceled by the method used under section 437(a), 455(a)(1), or 464(c)(1)(F) of the Higher Education Act of 1965 (20 U.S.C. 1087(a), 1087e(a)(1), 1087dd(c)(1)(F)), whichever is applicable to such loan.

(c) FACILITATION OF CLAIMS.—The Secretary shall—

(1) establish procedures for the filing of applications for discharge or cancellation under this section by regulations that shall be prescribed and published within 90 days after the date of enactment of this Act and without regard to the requirements of section 553 of title 5, United States Code; and

(2) take such actions as may be necessary to publicize the availability of discharge or cancellation of Federal student loan indebtedness under this section.

(d) AVAILABILITY OF FUNDS FOR PAYMENTS.—Funds available for the purposes of making payments to lenders in accordance with section 437(a) for the discharge of indebtedness of deceased or disabled individuals shall be available for making payments under section 437(a) to lenders of loans as required by this section.

(e) APPLICABLE TO OUTSTANDING DEBT.—The provisions of this section shall be applied to discharge or cancel only Federal student loans (including consolidation loans) on which amounts were owed on September 11, 2001. Nothing in this section shall be construed to authorize any refunding of any repayment of a loan.

SEC. 922. AMENDMENT TO HIGHER EDUCATION AMENDMENTS OF 1998.

(a) REPEALS OF EXPIRED AND EXECUTED PROVISIONS.—The following provisions of the Higher Education Amendments of 1998 are repealed:

(1) STUDY OF MARKET MECHANISMS IN FEDERAL STUDENT LOAN PROGRAMS.—Section 801 (20 U.S.C. 1018 note).

(2) STUDY OF FEASIBILITY OF ALTERNATE FINANCIAL INSTRUMENTS FOR DETERMINING LENDER YIELDS.—Section 802.

(3) STUDENT RELATED DEBT STUDY.—Section 803 (20 U.S.C. 1015 note).

(4) COMMUNITY SCHOLARSHIP MOBILIZATION.—Part C of title VIII (20 U.S.C. 1070 note).

(5) INCARCERATED YOUTH.—Part D of title VIII (20 U.S.C. 1151).

(6) IMPROVING UNITED STATES UNDERSTANDING OF SCIENCE, ENGINEERING, AND TECHNOLOGY IN EAST ASIA.—Part F of title VIII (42 U.S.C. 1862 note).

(7) WEB-BASED EDUCATION COMMISSION.—Part J of title VIII.

(b) EXTENSIONS OF AUTHORIZATIONS AND STUDIES.—

(1) TRANSFER OF CREDIT.—Section 804(b) of such Act (20 U.S.C. 1099b note) is amended—

(A) by striking ''one year after the date of enactment of this Act'' and inserting ''September 30, 2007''; and

(B) by inserting ''and policies of institutions of higher education'' after ''agencies or associations''.

(2) COHORT DEFAULT RATE STUDY.—Section 806 of such Act is amended—

(A) in subsection (a), by striking ''higher education at which less'' and inserting ''higher education. The study shall also review the effect of cohort default rates specifically on institutions of higher education at which less''; and

(B) in subsection (c), by striking ''September 30, 1999,'' and inserting ''September 30, 2007,''.

(3) UNDERGROUND RAILROAD.—Subsection (c) of section 841 (20 U.S.C. 1153(c)) is amended to read as follows:

''(c) AUTHORIZATION OF APPROPRIATIONS.—There are authorized to be appropriated to carry out this section $3,000,000 for fiscal year 2007 and such sums as may be necessary for each of the 5 succeeding fiscal years.''.

SEC. 923. TRIBALLY CONTROLLED COLLEGE OR UNIVERSITY ASSISTANCE ACT OF 1978.

(a) TITLE I AUTHORIZATION.—Section 110(a) of the Tribally Controlled Community College or University Assistance Act of 1978 (25 U.S.C. 1810(a)) is amended—

(1) by striking ''1999'' each place it appears and inserting ''2007''; and

(2) by striking ''4 succeeding'' each place it appears and inserting ''5 succeeding''.

(b) TITLE III REAUTHORIZATION.—Section 306(a) of the Tribally Controlled Community College or University Assistance Act of 1978 (25 U.S.C. 1836(a)) is amended—

(1) by striking ''1999'' and inserting ''2007''; and

(2) by striking ''4 succeeding'' and inserting ''5 succeeding''.

(c) TITLE IV REAUTHORIZATION.—Section 403 of the Tribal Economic Development and Technology Related Education Assistance Act of 1990 (25 U.S.C. 1852) is amended—

(1) by striking ''1999'' and inserting ''2007''; and

(2) by striking ''4 succeeding'' and inserting ''5 succeeding''.

(d) ADDITIONAL AMENDMENTS.—The Tribally Controlled Community College or University Assistance Act of 1978 is further amended—

(1) in section 2(a)(6) (25 U.S.C. 1801(a)(6)), by striking ''in the field of Indian education'' and inserting ''in the field of Tribal Colleges and Universities and Indian higher education'';

(2) in section 2(b), by striking paragraph (5) and inserting the following:

''(5) Eligible credits earned in a continuing education program shall be determined as one credit for every 10 contact hours for institutions on a quarter system, and 15 contact hours for institutions on a semester system, of participation in an organized continuing education experience under responsible sponsorship, capable direction, and qualified instruction, as described in the criteria established by the International Association for Continuing Education and Training, and may not exceed 20 percent of an institution's total Indian student count.''; and

(3) in section 103 (25 U.S.C. 1804), by striking ''and'' at the end of paragraph (2), by striking the period at the end of paragraph (3) and inserting ''; and'', and by inserting after paragraph (3) the following new paragraph:

''(4) has been accredited by a nationally recognized accrediting agency or association determined by the Secretary of Education to be a reliable authority as to the quality of training offered, or is, according to such an agency or association, making reasonable progress toward accreditation.''.

SEC. 924. NAVAJO COMMUNITY COLLEGE ACT.

Section 5(a)(1) of the Navajo Community College Act (25 U.S.C. 640c–1(a)(1)) is amended—

(1) by striking ''1999'' and inserting ''2007''; and

(2) by striking ''4 succeeding'' and inserting ''5 succeeding''.

SEC. 925. EDUCATION AMENDMENTS OF 1992.

Section 1543(d) of the Education Amendments of 1992 (20 U.S.C. 1070 note) is amended—

(1) by striking ''1999'' and inserting ''2007''; and

(2) by striking ''4 succeeding'' and inserting ''5 succeeding''.

SEC. 926. STUDY OF STUDENT LEARNING OUTCOMES AND PUBLIC ACCOUNTABILITY.

(a) STUDY REQUIRED.—The Secretary shall provide for the conduct a study of the best practices of States in assessing undergraduate postsecondary student learning, particularly as such practices relate to public accountability systems.

(b) CHARACTERISTICS OF THE ASSOCIATION.—Such study shall be conducted by an association or organization with specific expertise and knowledge in state practices and access to necessary state officials (in this section referred to as the ''association''). The association responsible for the study under this section shall be a national, non-partisan or bi-partisan entity representing States or State officials with expertise in evaluative and qualitative policy research for best practice models, the capacity to convene experts, and to formulate policy recommendations.

(c) REQUIRED SUBJECTS OF STUDY.—In performing the study, the association shall, at a minimum, examine the following:

(1) The current status of institutional and state efforts to embed student learning assessments into the state-level public accountability frameworks.

(2) The extent to which there is commonality among educators and accrediting agencies on learning standards for the associates and bachelors degrees.

(3) The reliability, rigor, and generalizability of available instruments to assess general education at the undergraduate level.

(4) Roles and responsibilities for public accountability for student learning.

(d) CONSULTATION.—

(1) NATIONAL COMMITTEE.—The association shall establish and consult with a national committee. The committee shall meet not less than twice a year to review the research, identify best practice models, and review recommendations.

(2) MEMBERSHIP.—The national advisory committee shall consist of a representative of the Secretary of Education and individuals with expertise in—

(A) State accountability systems;

(B) student learning assessments;

(C) student flow data;

(D) transitions between K–12 and higher education; and

(E) Federal higher education policy.

(3) ADDITIONAL EXPERTISE.—The association may augment this committee with other expertise, as appropriate.

(e) CONGRESSIONAL CONSULTATION.—The association shall consult on a regular basis with the Committee on Education and the Workforce of the House of Representatives and the Committee on Health Education Labor and Pensions of the Senate in carrying out the study required by this section.

(f) REPORT.—The association shall, not later than two years after the date of enactment of this Act, prepare and submit a report on the study required by this section to the Committee on Education and the Workforce of the House of Representatives and the Committee on Health, Education, Labor, and Pensions of the Senate.

SEC. 927. STUDY OF MINORITY GRADUATION RATES.

(a) STUDY REQUIRED.—The Secretary of Education shall—

(1) commission a national study on the decreasing numbers of underrepresented minority males, particularly African American males, entering and graduating from colleges and universities; and

(2) make specific recommendations to the Congress on new approaches to increase minority male graduation rates and the number of minority males going into careers where the population is underrepresented.

(b) SUBMISSION OF REPORT.—Not later than one year after the date of the enactment this Act, the Secretary shall submit a report on the study required by subsection (a)(1), together with the recommendations required by subsection (a)(2), to the Committee on Health, Education, Labor and Pensions of the Senate and the Committee on Education and the Workforce of the House of Representatives.

SEC. 928. STUDY OF EDUCATION-RELATED INDEBTEDNESS OF MEDICAL SCHOOL GRADUATES.

(a) STUDY REQUIRED.—The Secretary of Education shall conduct a study to evaluate the higher education-related indebtedness of medical school graduates in the United States at the time of graduation.

(b) DEADLINE.—Not later than one year after the date of enactment of this Act, the Secretary shall submit a report on the study required by subsection (a) to the Committee on Education and the Workforce of the House of Representatives and the Committee on Health, Education, Labor and Pensions of the Senate, and shall make the report widely available to the public. Additional reports may be periodically prepared and released as necessary.

SEC. 929. STUDY OF ADULT LEARNERS.

The Secretary of Education shall conduct a study of the developing trends in older adult learners attending college and how institutions of higher education are addressing the needs of this specific population in terms of outreach, accessibility, financing, and student support services, including online education. The Secretary shall submit a report on the study to the Committee on Education and the Workforce of the House of Representatives that includes recommendations on measures the Federal Government can take to address the needs in regards to education and job training for the aging population and the changing demographics of our country.

SEC. 930. INCREASE IN COLLEGE TEXTBOOK PRICES.

(a) FINDINGS.—The Committee on Education and the Workforce of the House of Representatives makes the following findings:

(1) The rising costs of higher education are making a postsecondary education inaccessible for many individuals.

(2) The rise in college textbook pricing contributes to the overall costs of higher education, and many factors have contributed to the rise in textbook pricing.

(b) SENSE OF THE COMMITTEE ON EDUCATION AND THE WORKFORCE.—It is the sense of the Committee on Education and the Workforce of the House of Representatives that in order to make a higher education more accessible for all students, the following should occur to make college textbooks more affordable for students:

(1) The Congress encourages textbook publishers to provide students with the option of buying materials such as textbooks, CD–ROMs, access to websites, and workbooks, ''a la carte'' or ''unbundled''.

(2) Textbook publishers should work with faculty to understand the cost to students of purchasing the recommended textbooks.

(3) College bookstores should work with faculty to review timelines and processes for ordering and stocking selected textbooks, and disclose textbook costs to faculty and students.

(4) Colleges and universities should be encouraged to implement numerous options to address textbook affordability.

SEC. 931. INDEPENDENT EVALUATION OF DISTANCE EDUCATION PROGRAMS.

(a) INDEPENDENT EVALUATION.—The Secretary of Education shall enter into an agreement with the National Academy of Sciences to conduct a scientifically correct and statistically valid evaluation of the quality of distance education programs, as compared to campus-based education programs, at institutions of higher education. Such evaluation shall include—

(1) identification of the elements by which the quality of distance education, as compared to campus-based education, can be assessed, including elements such as subject matter, interactivity, and student outcomes;

(2) identification of distance and campus-based education program success, with respect to student achievement, in relation to the mission of the institution of higher education; and

(3) identification of the types of students (including classification of types of students based on student age) who most benefit from distance education programs, the types of students who most benefit from campus-based education programs, and the types of students who do not benefit from distance education programs, by assessing elements including access to higher education, job placement rates, undergraduate graduation rates, and graduate and professional degree attainment rates.

(b) SCOPE.—The National Academy of Sciences shall select for participation in the evaluation under subsection (a) a diverse group of institutions of higher education with respect to size, mission, and geographic distribution.

(c) INTERIM AND FINAL REPORTS.—The agreement under subsection (a) shall require that the National Academy of Sciences submit to the Secretary of Education, the Committee on Health, Education, Labor and Pensions of the Senate, and the Committee on Education and the Workforce of the House of Representatives—

(1) an interim report regarding the evaluation under subsection (a) not later than December 31, 2007; and

(2) a final report regarding such evaluation not later than December 31, 2009.

SEC. 932. STUDY OF CAMPUS-BASED PROGRAM ALLOCATION OF FUNDS.

(a) STUDY REQUIRED.—The Comptroller General shall conduct a study of the Federal Supplemental Educational Opportunity Grant program, the Federal Work-Study program, and the Federal Perkins Loan program (authorized by subpart 3 of part A, and parts C and E, respectively, of title IV of the Higher Education Act of 1965)—

(1) to examine the procedure for allocating funds to institutions;

(2) to compare among participating institutions the amount of funds allocated and the amount of aid awarded to students on a per-student basis under these programs; and

(3) to suggest any modifications to the allocation procedures to ensure appropriate distribution of funds under these programs

(b) REPORT.—The Comptroller General shall submit a report on the study required by subsection (a)within one year of the date of enactment of this Act to the Committee on Education and the Workforce of the House of Representatives and the Committee on Health, Education, Labor, and Pensions of the Senate.

SEC. 933. SUMMIT ON SUSTAINABILITY.

No later than May 2007, the Secretary of Education shall convene a summit of higher education experts working in the area of sustainable operations and programs, representatives from the agencies of the Federal Government, and business and industry leaders to focus on efforts of national distinction that—

(1) encourage faculty, staff, and students at institutions of higher education to establish both administrative and educational sustainability programs on campus;

(2) enhance research by faculty and students at institutions of higher education in sustainability practices and innovations that assist and improve sustainability;

(3) encourage institutions of higher education to work with community partners from the business, government, and nonprofit sectors to design and implement sustainability programs for application in the community and workplace; and

(4) identify opportunities for partnerships involving higher education institutions and the Federal Government to expand sustainable operations and academic programs focused on environmental and economic sustainability.

SEC. 934. STUDY OF RESIDENCY APPLICATIONS.

(a) GAO STUDY REQUIRED.—The Comptroller General shall conduct a study to evaluate the decline, and any causes thereof, in the number of individuals who have been accepted into, or currently participate in, a graduate medical education program or fellowship (or both) to provide health care services that—

(1) requires more than 5 years of total graduate medical training; and

(2) has fewer United States medical school graduate applicants than total number of training and fellowship positions.

(b) DEADLINE.—Not later than one year after the date of enactment of this Act, the Comptroller General shall submit a report on the study required by subsection (a) to the Committee on Education and the Workforce of the House of Representatives and the Committee on Health, Education, Labor, and Pensions of the Senate, and shall make the report widely available to the public. Additional reports may be periodically prepared and released as necessary.

The bill, as amended, was ordered to be engrossed and read a third time, was read a third time by title.

The question being put, viva voce,

Will the House pass said bill?

The SPEAKER pro tempore, Mr. BOOZMAN, announced that the yeas had it.

Mr. George MILLER of California demanded a recorded vote on passage of said bill, which demand was supported by one-fifth of a quorum, so a recorded vote was ordered.

The vote was taken by electronic device.

It was decided in the affirmative ..... { Yeas ..... 221 / Nays 199

¶22.16 [Roll No. 81]

AYES—221

Aderholt
Akin
Alexander
Baker
Barrett (SC)
Bartlett (MD)
Barton (TX)
Bass
Beauprez
Biggert
Bilirakis
Bishop (UT)
Blackburn
Blunt
Boehlert
Boehner
Bonilla
Bonner
Bono
Boozman
Boren
Boustany
Bradley (NH)
Brady (TX)
Brown (SC)
Brown-Waite, Ginny
Burgess
Burton (IN)
Buyer
Calvert
Camp (MI)
Cannon
Cantor
Capito
Carter
Castle
Chabot
Chocola
Coble
Cole (OK)
Conaway
Cramer
Crenshaw
Cubin
Cuellar
Culberson
Davis (KY)
Davis, Jo Ann
Davis, Tom
Deal (GA)
DeLay
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Doolittle
Drake
Dreier
Duncan
Ehlers
Emerson
English (PA)
Everett
Ferguson
Fitzpatrick (PA)
Foley
Forbes
Fortenberry
Fossella
Foxx
Franks (AZ)
Frelinghuysen
Gallegly
Gerlach
Gibbons
Gillmor
Gingrey
Gohmert
Gonzalez
Goode
Goodlatte
Granger
Graves
Green (WI)
Gutknecht
Hall
Harris
Hart
Hastings (WA)
Hayes
Hayworth
Herger
Hinojosa
Hobson
Hoekstra
Hostettler
Hulshof
Hunter
Hyde
Inglis (SC)
Istook
Jenkins
Jindal
Johnson (IL)
Johnson, Sam
Keller
Kelly
Kennedy (MN)
King (NY)
Kingston
Kirk
Kline
Knollenberg
Kolbe
Kuhl (NY)
LaHood
Latham
LaTourette
Lewis (CA)
Lewis (KY)
Linder
Lucas
Lungren, Daniel E.
Mack
Manzullo
Marchant
McCaul (TX)
McCotter
McCrery
McHenry
McHugh
McKeon
McMorris
Melancon
Mica
Miller (MI)
Miller, Gary
Murphy
Musgrave
Myrick
Neugebauer
Ney
Northup
Norwood
Nunes
Nussle
Ortiz
Osborne
Otter
Owens
Oxley
Pearce
Pence
Peterson (MN)
Peterson (PA)
Petri
Pickering
Pitts
Platts
Poe
Pombo
Porter
Price (GA)
Price (NC)
Pryce (OH)
Putnam
Radanovich
Ramstad
Regula
Rehberg
Reichert
Renzi
Reyes
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Ros-Lehtinen
Roybal-Allard
Royce
Ryan (WI)
Ryun (KS)
Salazar
Schmidt
Schwarz (MI)
Sensenbrenner
Sessions
Shaw
Shays
Sherwood
Shimkus
Shuster
Simpson
Smith (NJ)
Smith (TX)
Sodrel
Souder
Sullivan
Sweeney
Tancredo
Taylor (MS)
Taylor (NC)
Terry
Thomas
Thornberry
Tiberi
Turner
Upton
Walden (OR)
Walsh
Wamp
Weldon (PA)
Weller
Westmoreland
Whitfield
Wicker
Wilson (NM)
Wilson (SC)
Wolf
Young (AK)
Young (FL)

NOES—199

Abercrombie
Ackerman
Allen
Andrews
Baca
Baird
Baldwin
Barrow
Bean
Becerra
Berkley
Berman
Berry
Bishop (GA)
Bishop (NY)
Blumenauer
Boswell
Boucher
Boyd
Brady (PA)
Brown (OH)
Brown, Corrine
Butterfield
Campbell (CA)
Capps
Capuano
Cardin
Cardoza
Carnahan
Carson
Case
Chandler
Cleaver
Clyburn
Conyers
Cooper
Costa
Costello
Crowley
Cummings
Davis (AL)
Davis (CA)

Davis (IL)
Davis (TN)
DeFazio
DeGette
Delahunt
DeLauro
Dicks
Dingell
Doggett
Doyle
Edwards
Emanuel
Engel
Eshoo
Etheridge
Farr
Fattah
Feeney
Filner
Flake
Ford
Frank (MA)
Garrett (NJ)
Gordon
Green, Al
Green, Gene
Grijalva
Gutierrez
Harman
Hastings (FL)
Hefley
Hensarling
Herseth
Higgins
Hinchey
Holden
Holt
Honda
Hooley
Hoyer
Inslee
Israel
Jackson (IL)
Jefferson
Johnson (CT)
Johnson, E. B.
Jones (NC)
Jones (OH)
Kanjorski
Kaptur
Kennedy (RI)
Kildee
Kilpatrick (MI)
Kind
King (IA)
Kucinich
Langevin
Lantos
Larsen (WA)
Larson (CT)
Leach
Lee
Levin
Lewis (GA)
Lipinski
LoBiondo
Lofgren, Zoe
Lowey
Lynch
Maloney
Markey
Marshall
Matheson
Matsui
McCarthy
McCollum (MN)
McDermott
McGovern
McIntyre
McKinney
McNulty
Meehan
Meek (FL)
Michaud
Millender-McDonald
Miller (NC)
Miller, George
Mollohan
Moore (KS)
Moore (WI)
Moran (KS)
Moran (VA)
Murtha
Nadler
Napolitano
Neal (MA)
Oberstar
Obey
Olver
Pallone
Pascrell
Pastor
Paul
Payne
Pelosi
Pomeroy
Rahall
Rangel
Ross
Rothman
Rush
Ryan (OH)
Sabo
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Saxton
Schakowsky
Schiff
Schwartz (PA)
Scott (GA)
Scott (VA)
Serrano
Shadegg
Sherman
Simmons
Skelton
Slaughter
Smith (WA)
Snyder
Solis
Spratt
Stark
Stearns
Strickland
Stupak
Tanner
Tauscher
Thompson (CA)
Thompson (MS)
Tierney
Towns
Udall (CO)
Udall (NM)
Van Hollen
Velázquez
Visclosky
Wasserman Schultz
Waters
Watt
Waxman
Weiner
Weldon (FL)
Wexler
Woolsey
Wu
Wynn

NOT VOTING—12

Bachus
Clay
Davis (FL)
Evans
Gilchrest
Issa
Jackson-Lee (TX)
Meeks (NY)
Miller (FL)
Ruppersberger
Tiahrt
Watson

So the bill was passed.

A motion to reconsider the vote whereby said bill was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

¶22.17 MESSAGE FROM THE SENATE

A message from the Senate by Ms. Curtis, one of its clerks, announced that the Senate has passed bills of the following titles in which the concurrence of the House is requested:

S. 2349. An Act to provide greater transparency in the legislative process.

¶22.18 CALENDAR WEDNESDAY BUSINESS DISPENSED WITH

On motion of Mr. BOEHNER, by unanimous consent,

Ordered, That business in order for consideration on Wednesday, April 5, 2006, under clause 6, rule XV, the Calendar Wednesday rule, be dispensed with.

¶22.19 ADJOURNMENT OVER

On motion of Mr. BOEHNER, by unanimous consent,

Ordered, That when the House adjourns today, it adjourn to meet on Monday, April 3, 2006, at 2 p.m.; and further, when the House adjourns on Monday, April 3, 2006, it adjourn to meet at 12:30 p.m. on Tuesday, April 4, 2006, for morning-hour debate.

¶22.20 CONGRESSIONAL AWARD BOARD

The SPEAKER pro tempore, Mr. FIZPATRICK of Pennsylvania, announced that the Speaker, pursuant to section 803(a) of the Congressional Recognition for Excellence in Arts Education Act (2 United States Code 803(a)), and the order of the House of December 18, 2005, appointed the following Member of the House to the Congressional Award Board: Mr. CHOCOLA.

Ordered, That the Clerk notify the Senate of the foregoing appointment.

¶22.21 COMMUNICATION REGARDING SUBPOENA

The SPEAKER pro tempore, Mr. FITZPATRICK of Pennsylvania, laid before the House the following communication from Joyce G. Davis, Congressional Aide, office of the Honorable William J. Jefferson:

HOUSE OF REPRESENTATIVES,
Washington, DC, March 27, 2006.

Hon. J. DENNIS HASTERT,
Speaker, House of Representatives,
Washington, DC

DEAR MR. SPEAKER: this is to notify you formally, pursuant to Rule VIII of the Rules of the House of Representatives, that I have been served with a grand jury subpoena for testimony issued by the U.S. District Court for the Eastern District of Virginia.

After consultation with the Office of General Counsel, I have determined that compliance with the subpoena is consistent with the precedents and privileges of the House.

Sincerely,

JOYCE G. DAVIS,
Congressional Aide.

¶22.22 COMMUNICATION REGARDING SUBPOENA

The SPEAKER pro tempore, Mr. FITZPATRICK of Pennsylvania, laid before the House the following communication from Loretta Mahony, Congressional Aide, office of the Honorable William J. Jefferson:

HOUSE OF REPRESENTATIVES,
Washington, DC, March 27, 2006.

Hon. J. DENNIS HASTERT,
Speaker, House of Representatives,
Washington, DC.

DEAR MR. SPEAKER: This is to notify you formally, pursuant to Rule VIII of the Rules of the House of Representatives, that I have been served with a grand jury subpoena for testimony issued by the U.S. District Court for the Eastern District of Virginia.

After consultation with the Office of General Counsel, I have determined that compliance with the subpoena is consistent with the precedents and privileges of the House.

Sincerely,

LORETTA MAHONY,
Congressional Aide.

¶22.23 COMMUNICATION REGARDING SUBPOENA

The SPEAKER pro tempore, Mr. FITZPATRICK of Pennsylvania, laid before the House the following communication from Stephanie Butler, District Manager, office of the Honorable William J. Jefferson:

HOUSE OF REPRESENTATIVES,
Washington, DC, March 27, 2006.

Hon. J. DENNIS HASTERT,
Speaker, House of Representatives,
Washington, DC.

DEAR MR. SPEAKER: This is to notify you formally, pursuant to Rule VIII of the Rules of the House of Representatives, that I have been served with a grand jury subpoena for documents issued by the U.S. District Court for the Eastern District of Virginia.

After consultation with the Office of General Counsel, I have determined that compliance with the subpoena is inconsistent with the precedents and privileges of the House.

Sincerely,

STEPHANIE BUTLER,
District Manager.

¶22.24 COMMUNICATION REGARDING SUBPOENA

The SPEAKER pro tempore, Mr. FITZPATRICK of Pennsylvania, laid before the House the following communication from Angelle Kwemo, Legislative Assistant, office of the Honorable William J. Jefferson:

HOUSE OF REPRESENTATIVES,
Washington, DC, March 27, 2006.

Hon. J. DENNIS HASTERT,
Speaker, House of Representatives,
Washington, DC

DEAR MR. SPEAKER: This is to notify you formally, pursuant to Rule VIII of the Rules of the House of Representatives, that I have been served with a grand jury subpoena for documents issued by the U.S. District Court for the Eastern District of Virginia.

After consultation with the Office of General Counsel, I have determined that compliance with the subpoena is inconsistent with the precedents and privileges of the House.

Sincerely,

ANGELLE KWEMO,
Legislative Assistant.

¶22.25 COMMUNICATION REGARDING SUBPOENA

The SPEAKER pro tempore, Mr. FITZPATRICK of Pennsylvania, laid before the House the following communication from Julius Feltus, Congressional Aide, office of the Honorable William J. Jefferson:

HOUSE OF REPRESENTATIVES,
Washington, DC, March 27, 2006.

Hon. J. DENNIS HASTERT,
Speaker, House of Representatives,
Washington, DC.

DEAR MR. SPEAKER: This is to notify you formally, pursuant to Rule VIII of the Rules of the House of Representatives, that I have been served with a grand jury subpoena for testimony issued by the U.S. District Court for the Eastern District of Virginia.

After consultation with the Office of General Counsel, I have determined that compliance with the subpoena is consistent with the precedents and privileges of the House.

Sincerely,

JULIUS FELTUS,
Congressional Aide.

¶22.26 COMMUNICATION REGARDING SUBPOENA

The SPEAKER pro tempore, Mr. FITZPATRICK of Pennsylvania, laid before the House the following communication from Stephanie Butler, District Manager, office of the Honorable William J. Jefferson:

HOUSE OF REPRESENTATIVES,
Washington, DC, March 22, 2006.

The Hon. J. DENNIS HASTERT,
Speaker, House of Representatives,
Washington, DC.

DEAR MR. SPEAKER: This is to notify you formally, pursuant to Rule VIII of the Rules of the House of Representatives, that I have been served with a grand jury subpoena for testimony issued by the U.S. District Court for the Eastern District of Virginia.

After consultation with the Office of General Counsel, I have determined that compliance with the subpoena is consistent with the precedents and privileges of the House.

Sincerely,

STEPHANIE BUTLER,
District Manager.

¶22.27 COMMUNICATION REGARDING SUBPOENA

The SPEAKER pro tempore, Mr. FITZPATRICK of Pennsylvania, laid before the House the following communication from Ericka Edwards, Congressional Aide, office of the Honorable William J. Jefferson:

HOUSE OF REPRESENTATIVES,
Washington, DC, March 27, 2006.

Hon. J. DENNIS HASTERT,
Speaker, House of Representatives,
Washington, DC.

DEAR MR. SPEAKER: This is to notify you formally, pursuant to Rule VIII of the Rules of the House of Representatives, that I have been served with a grand jury subpoena for testimony issued by the U.S. District Court for the Eastern District of Virginia.

After consultation with the Office of General Counsel, I have determined that compliance with the subpoena is consistent with the precedents and privileges of the House.

Sincerely,

ERICKA EDWARDS,
Congressional Aide.

¶22.28 ENROLLED BILLS SIGNED

Mrs. Haas, Clerk of the House, reported and found truly enrolled bills of the House of the following titles, which were thereupon signed by the Speaker:

H.R. 1259. An Act to award a congressional gold medal on behalf of the Tuskogee Airmen, collectively, in recognition of their unique military record, which inspired revolutionary reform in the Armed Forces.

H.R. 4911. An Act to temporarily extend the programs under the Higher Education Act of 1965, and for other purposes.

¶22.29 LEAVE OF ABSENCE

By unanimous consent, leave of absence was granted to Mr. SWEENEY, for today until 1 p.m.

And then,

¶22.30 ADJOURNMENT

On motion of Mr. BURGESS, pursuant to the previous order of the House, at 6 o'clock and 33 minutes p.m., the House adjourned until 2 p.m. on Monday, April 3, 2006.

¶22.31 PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XII, public bills and resolutions were introduced and severally referred, as follows:

By Mr. NORWOOD:

H.R. 5050. A bill to amend title 10, United States Code, to authorize coverage for anesthesia and other costs related to dental care for children and certain other patients; to the Committee on Armed Services.

By Mr. GILCHREST (for himself, Mr. BARTLETT of Maryland, Mr. FARR, Mr. EHLERS, Mr. SHAYS, Mr. LEACH, and Mr. CASTLE):

H.R. 5051. A bill to authorize appropriations to the Secretary of Commerce for the Magnuson-Stevens Fishery Conservation and Management Act for fiscal years 2007 through 2012, and for other purposes; to the Committee on Resources.

By Mrs. MALONEY (for herself, Mr. HINCHEY, Mr. MCGOVERN, Mr. SANDERS, Mr. ACKERMAN, Ms. SCHAKOWSKY, Mr. KUCINICH, Mr. WAXMAN, Mr. WEXLER, Mrs. CAPPS, Mr. GRIJALVA, Mr. CROWLEY, and Ms. WOOLSEY):

H.R. 5052. A bill to direct the Federal Trade Commission to prescribe rules prohibiting fraudulent advertising of abortion services; to the Committee on Energy and Commerce.

By Ms. HART:

H.R. 5053. A bill to amend the National Trails System Act to extend the Lewis and Clark National Historic Trail to include additional sites associated with the preparation or return phase of the expedition, and for other purposes; to the Committee on Resources.

By Mr. LATOURETTE (for himself and Mr. KUCINICH):

H.R. 5054. A bill to fund capital projects of State and local governments, and for other purposes; to the Committee on Transportation and Infrastructure, and in addition to the Committees on Financial Services, and the Budget, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. GOODLATTE (for himself, Mr. DELAHUNT, Mr. COBLE, and Mr. WEXLER):

H.R. 5055. A bill to amend title 17, United States Code, to provide protection for fashion design; to the Committee on the Judiciary.

By Mr. FITZPATRICK of Pennsylvania (for himself, Mr. GERLACH, Mr. SIMMONS, and Mr. BLUMENAUER):

H.R. 5056. A bill to amend the Internal Revenue Code of 1986 to encourage charitable contributions of real property for conservation purposes; to the Committee on Ways and Means.

By Mr. WILSON of South Carolina (for himself, Mr. CLYBURN, Mr. BROWN of South Carolina, Mr. INGLIS of South Carolina, Mr. SPRATT, and Mr. BARRETT of South Carolina):

H.R. 5057. A bill to authorize the Marion Park Project and Committee of the Palmetto Conservation Foundation to establish a commemorative work on Federal land in the District of Columbia, and its environs to honor Brigadier General Francis Marion; to the Committee on Resources.

By Mr. ALLEN:

H.R. 5058. A bill to provide support for small business concerns, and for other purposes; to the Committee on Ways and Means, and in addition to the Committees on Small Business, the Judiciary, and Science, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. BASS (for himself and Mr. BRADLEY of New Hampshire):

H.R. 5059. A bill to designate the Wild River Wilderness in the White Mountain National Forest in the State of New Hampshire, and for other purposes; to the Committee on Resources, and in addition to the Committee on Agriculture, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. BLUNT (for himself and Mr. TOM DAVIS of Virginia):

H.R. 5060. A bill to amend the Federal Financial Assistance Management Improvement Act of 1999 to require data with respect to Federal financial assistance to be available for public access in a searchable and user friendly form; to the Committee on Government Reform.

By Mr. BOUCHER (for himself and Mr. GOODE):

H.R. 5061. A bill to direct the Secretary of the Interior to convey Paint Bank National Fish Hatchery and Wytheville National Fish Hatchery to the State of Virginia; to the Committee on Resources.

By Mr. BRADLEY of New Hampshire (for himself and Mr. BASS):

H.R. 5062. A bill to designate as wilderness certain National Forest System land in the State of New Hampshire; to the Committee on Resources, and in addition to the Committee on Agriculture, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. EDWARDS:

H.R. 5063. A bill to amend the Internal Revenue Code of 1986 to prohibit tax return preparers from requesting taxpayer consent to disclose or use return information; to the Committee on Ways and Means.

By Mrs. EMERSON:

H.R. 5064. A bill to amend title XVIII of the Social Security Act to eliminate the MA Regional Plan Stabilization Fund and to extend health status adjustment; to the Committee on Ways and Means, and in addition to the Committee on Energy and Commerce, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Ms. KAPTUR (for herself, Ms. JACKSON-LEE of Texas, Mrs. MALONEY, Ms. DELAURO, Ms. SOLIS, Mrs. JONES of Ohio, Ms. WASSERMAN SCHULTZ, Ms. MILLENDER-MCDONALD, Ms. PELOSI, Ms. LEE, Ms. CORRINE BROWN of Florida, Ms. WATERS, Ms. NORTON, Ms. MOORE of Wisconsin, Ms. BERKLEY, Mr. CASE, Mr. REHBERG, and Mr. OWENS):

H.R. 5065. A bill to provide for the issuance of a semipostal in order to afford a convenient means by which members of the public may contribute towards the acquisition of works of art to honor female pioneers in Government service; to the Committee on Government Reform, and in addition to the Committee on House Administration, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. NADLER (for himself, Mr. MARKEY, and Mr. GRIJALVA):

H.R. 5066. A bill to provide for a ''gold standard'' for the security of nuclear materials worldwide, and for other purposes; to the Committee on International Relations, and in addition to the Committee on Armed Services, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. PEARCE:

H.R. 5067. A bill to establish operational control over the international land and maritime borders of the United States, and for

other purposes; to the Committee on Homeland Security, and in addition to the Committees on the Judiciary, and Armed Services, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Ms. PRYCE of Ohio (for herself, Mr. OXLEY, Mr. FRANK of Massachusetts, Mrs. MALONEY, Mr. MANZULLO, Mrs. BIGGERT, and Ms. VELÁZQUEZ):

H.R. 5068. A bill to reauthorize the operations of the Export-Import Bank, and to reform certain operations of the Bank, and for other purposes; to the Committee on Financial Services.

By Mr. RANGEL:

H.R. 5069. A bill to require the Secretary of Homeland Security to hire additional full-time non-supervisory import specialists of the Bureau of Customs and Border Protection, and for other purposes; to the Committee on Ways and Means, and in addition to the Committee on Homeland Security, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. RANGEL (for himself, Mr. MCDERMOTT, and Mr. JEFFERSON):

H.R. 5070. A bill to extend certain trade preference programs, and for other purposes; to the Committee on Ways and Means, and in addition to the Committees on International Relations, and Financial Services, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. SALAZAR:

H.R. 5071. A bill to establish a pilot project for the remediation of abandoned and inactive hardrock mines in the Upper Animas River basin in southwestern Colorado; to the Committee on Transportation and Infrastructure.

By Mr. TERRY (for himself and Mr. BOUCHER):

H.R. 5072. A bill to reform the universal service provisions of the Communications Act of 1934, and for other purposes; to the Committee on Energy and Commerce.

By Mr. KENNEDY of Minnesota (for himself, Mr. KLINE, Ms. MCCOLLUM of Minnesota, Mr. RAMSTAD, Mr. GUTKNECHT, Mr. SABO, and Mr. OBERSTAR):

H. Con. Res. 371. Concurrent resolution honoring and congratulating the Minnesota National Guard, on its 150th anniversary, for its spirit of dedication and service to the State of Minnesota and the Nation and recognizing that the role of the National Guard, the Nation's citizen-soldier based militia, which was formed before the United States Army, has been and still is extremely important to the security and freedom of the Nation; to the Committee on Armed Services.

By Mr. YOUNG of Alaska (for himself, Mr. OBERSTAR, Mr. PETRI, Mr. DEFAZIO, Mr. BOEHLERT, Mr. RAHALL, Mr. COBLE, Mr. COSTELLO, Mr. DUNCAN, Ms. NORTON, Mr. GILCHREST, Mr. NADLER, Mr. MICA, Ms. CORRINE BROWN of Florida, Mr. HOEKSTRA, Mr. FILNER, Mr. EHLERS, Ms. EDDIE BERNICE JOHNSON of Texas, Mr. BACHUS, Mr. TAYLOR of Mississippi, Mr. LATOURETTE, Ms. MILLENDER-MCDONALD, Mrs. KELLY, Mr. CUMMINGS, Mr. BAKER, Mr. BLUMENAUER, Mr. NEY, Mrs. TAUSCHER, Mr. LOBIONDO, Mr. PASCRELL, Mr. MORAN of Kansas, Mr. BOSWELL, Mr. GARY G. MILLER of California, Mr. HOLDEN, Mr. HAYES, Mr. BAIRD, Mr. SIMMONS, Ms. BERKLEY, Mr. BROWN of South Carolina, Mr. MATHESON, Mr. JOHNSON of Illinois, Mr. HONDA, Mr. PLATTS, Mr. LARSEN of Washington, Mr. GRAVES, Mr. CAPUANO, Mr. KENNEDY of Minnesota, Mr. WEINER, Mr. SHUSTER, Ms. CARSON, Mr. BOOZMAN, Mr. BISHOP of New York, Mr. GERLACH, Mr. DAVIS of Tennessee, Mr. MARIO DIAZ-BALART of Florida, Mr. CHANDLER, Mr. PORTER, Mr. HIGGINS, Mr. OSBORNE, Mr. CARNAHAN, Mr. MARCHANT, Ms. SCHWARTZ of Pennsylvania, Mr. SODREL, Mr. SALAZAR, Mr. DENT, Mr. BARROW, Mr. POE, Mr. REICHERT, Mr. MACK, Mr. KUHL of New York, Mr. FORTUÑO, Mr. WESTMORELAND, Mr. BOUSTANY, and Mrs. SCHMIDT):

H. Con. Res. 372. Concurrent resolution recognizing the 50th Anniversary of the Interstate Highway System; to the Committee on Transportation and Infrastructure.

By Mr. HENSARLING (for himself, Mr. AKIN, Mr. BARRETT of South Carolina, Mr. BARTLETT of Maryland, Mrs. BLACKBURN, Mr. BURTON of Indiana, Mr. CAMPBELL of California, Mr. CANTOR, Mr. CHOCOLA, Mr. COLE of Oklahoma, Mr. INGLIS of South Carolina, Mr. FEENEY, Mr. FLAKE, Ms. FOXX, Mr. FRANKS of Arizona, Mr. GARRETT of New Jersey, Mr. GINGREY, Mr. GOHMERT, Mr. GUTKNECHT, Mr. ISTOOK, Mr. SAM JOHNSON of Texas, Mr. KING of Iowa, Mr. MARCHANT, Mr. MCHENRY, Mrs. MUSGRAVE, Mrs. MYRICK, Mr. PEARCE, Mr. PENCE, Mr. PITTS, Mr. POE, Mr. PRICE of Georgia, Mr. RYAN of Wisconsin, Mr. RYUN of Kansas, Mr. SESSIONS, Mr. SHADEGG, Mr. TIAHRT, Mr. WESTMORELAND, and Mr. WILSON of South Carolina):

H. Con. Res. 373. Concurrent resolution establishing the congressional budget for the United States Government for fiscal year 2007 and setting forth appropriate budgetary levels for fiscal years 2008 through 2011; to the Committee on the Budget.

By Mr. WAMP:

H. Con. Res. 374. Concurrent resolution expressing the sense of the Congress that a National Dysphagia Awareness Month should be established; to the Committee on Government Reform.

By Mr. WELDON of Pennsylvania:

H. Con. Res. 375. Concurrent resolution expressing the sense of Congress to support the decision of the United States Court of Federal Claims to award public safety officer death benefits to the family of Christopher Nicholas Kangas, a 14-year old volunteer apprentice firefighter who died as a result of serious injuries sustained en route to assist in fighting a fire; to the Committee on the Judiciary.

By Ms. PELOSI:

H. Res. 746. A resolution raising a question of the privileges of the House.

By Mr. BUYER:

H. Res. 747. A resolution amending the Rules of the House of Representatives to require that all members of the Permanent Select Committee on Intelligence and all members of the Subcommittee on Defense of the Committee on Appropriations have security clearances; to the Committee on Rules.

By Mrs. JO ANN DAVIS of Virginia (for herself, Mr. CANTOR, Mr. SCOTT of Virginia, Mr. WOLF, Mr. GOODE, Mr. BOUCHER, Mrs. DRAKE, Mr. GOODLATTE, Mr. MORAN of Virginia, Mr. TOM DAVIS of Virginia, and Mr. FORBES):

H. Res. 748. A resolution recognizing the 225th anniversary of the American and French victory at Yorktown, Virginia, during the Revolutionary War; to the Committee on Government Reform.

By Ms. KAPTUR (for herself, Ms. WATSON, Mr. DINGELL, Mr. BURTON of Indiana, Mr. HOLT, and Ms. BALDWIN):

H. Res. 749. A resolution recognizing the accomplishments of Ignacy Jan Paderewski as a musician, composer, statesman, and philanthropist on the occasion of the 65th anniversary of his death; to the Committee on International Relations.

By Ms. ZOE LOFGREN of California (for herself, Ms. PELOSI, Mr. LEWIS of California, Mr. BACA, Mr. BECERRA, Mrs. CAPPS, Mr. COSTA, Ms. ESHOO, Mr. FARR, Mr. FILNER, Ms. HARMAN, Mr. HONDA, Mr. LANTOS, Ms. LEE, Ms. MATSUI, Ms. MILLENDER-MCDONALD, Mr. GEORGE MILLER of California, Ms. ROYBAL-ALLARD, Ms. SOLIS, Mr. STARK, Mr. THOMPSON of California, Ms. WATERS, Ms. WATSON, Mr. DOOLITTLE, Mr. THOMAS, Mr. ROYCE, Mr. DREIER, Ms. LORETTA SANCHEZ of California, Mr. BERMAN, Mr. SCHIFF, Mrs. TAUSCHER, Mr. CAMPBELL of California, Mrs. NAPOLITANO, Mr. CARDOZA, Mr. SHERMAN, Mr. GARY G. MILLER of California, Mr. ROHRABACHER, Mr. GALLEGLY, Mr. RADANOVICH, Mr. CALVERT, Mrs. DAVIS of California, and Mr. WAXMAN):

H. Res. 750. A resolution honoring the life and achievements of Alfred Ernest Alquist and expressing sorrow on his death; to the Committee on Government Reform.

By Mrs. MALONEY (for herself, Mr. REYNOLDS, Mr. SHAYS, and Ms. SLAUGHTER):

H. Res. 751. A resolution recognizing the cultural and educational contributions of American Ballet Theatre throughout its 65 years of service as ''America's National Ballet Company''; to the Committee on Education and the Workforce.

By Mr. WAXMAN (for himself, Mr. LANTOS, Mr. OWENS, Mrs. MALONEY, Mr. CUMMINGS, Mr. KUCINICH, Ms. NORTON, Mr. SANDERS, Mr. VAN HOLLEN, Ms. WATSON, and Mr. CLAY):

H. Res. 752. A resolution requesting the President to transmit to the House of Representatives not later than 14 days after the date of adoption of this resolution documents in the possession of the President relating to the receipt and consideration by the Executive Office of the President of any information concerning the variation between the version of S. 1932, the Deficit Reduction Act of 2005, that the House of Representatives passed on February 1, 2006, and the version of the bill that the President signed on February 8, 2006; to the Committee on Government Reform.

¶22.32 ADDITIONAL SPONSORS

Under clause 7 of rule XII, sponsors were added to public bills and resolutions as follows:

H.R. 354: Mr. EVANS and Mr. KENNEDY of Minnesota.

H.R. 356: Mr. DELAY.

H.R. 376: Mr. RENZI and Mr. SPRATT.

H.R. 594: Ms. KAPTUR.

H.R. 663: Mr. HASTINGS of Florida, Mr. SABO, Mr. BOYD, Ms. LEE, Ms. CORRINE BROWN of Florida, and Mr. TOWNS.

H.R. 697: Mr. OSBORNE.

H.R. 699: Mr. CAMP of Michigan.

H.R. 713: Mr. LATHAM.

H.R. 752: Ms. MOORE of Wisconsin, Mr. CHANDLER, and Mr. DICKS.

H.R. 808: Mr. DAVIS of Alabama, Mr. BONNER, and Mr. CONYERS.

H.R. 817: Mr. ISRAEL and Mr. BUTTERFIELD.

H.R. 884: Ms. ESHOO and Mrs. NAPOLITANO.

H.R. 903: Ms. BEAN.

H.R. 966: Mr. PAYNE.

H.R. 1124: Mr. DAVIS of Tennessee and Mr. OBERSTAR.

H.R. 1175: Mr. HAYWORTH.

H.R. 1227: Mr. PORTER and Mr. HONDA.

H.R. 1246: Mr. MEEHAN, Mr. CASTLE, Mr. REICHERT, Mr. ROSS, Mr. OBERSTAR, Mrs. TAUSCHER, Mr. CALVERT, and Mr. KLINE.
H.R. 1264: Mr. SHAYS, Mr. KUCINICH, Mr. FATTAH, and Mr. ANDREWS.
H.R. 1288: Ms. PRYCE of Ohio.
H.R. 1338: Mr. CARNAHAN.
H.R. 1425: Ms. MATSUI.
H.R. 1545: Mr. PICKERING.
H.R. 1578: Mr. MCCAUL of Texas.
H.R. 1603: Mr. ROSS.
H.R. 1849: Mr. ROGERS of Alabama.
H.R. 1902: Mr. PRICE of North Carolina.
H.R. 1951: Mr. MCNULTY, Mr. HINCHEY, Mr. MEEKS of New York, Mr. MCINTYRE, Mr. HIGGINS, and Mr. GALLEGLY.
H.R. 2014: Mr. LEWIS of Kentucky.
H.R. 2238: Mr. BLUMENAUER.
H.R. 2363: Mr. PLATTS.
H.R. 2456: Mr. LANTOS, Mr. PAYNE, Ms. JACKSON-LEE of Texas, and Ms. LEE.
H.R. 2588: Mr. CANTOR.
H.R. 2841: Mr. SHIMKUS and Mrs. BONO.
H.R. 2943: Ms. SCHWARTZ of Pennsylvania.
H.R. 3049: Mr. EMANUEL.
H.R. 3142: Mrs. LOWEY.
H.R. 3145: Mr. WELDON of Pennsylvania, Mr. DOYLE, and Mr. RUSH.
H.R. 3164: Mr. REHBERG.
H.R. 3476: Mr. DOOLITTLE and Mr. GARRETT of New Jersey.
H.R. 3559: Mr. BACA, Mr. GENE GREEN of Texas, and Mr. MCCAUL of Texas.
H.R. 3658: Mr. GUTIERREZ and Mr. HONDA.
H.R. 3692: Mr. ANDREWS.
H.R. 3795: Mrs. MALONEY and Mr. BISHOP of Georgia.
H.R. 3858: Mr. BARTLETT of Maryland, Ms. WASSERMAN SCHULTZ, and Mr. ROSS.
H.R. 3861: Mr. PASCRELL and Mr. CARDIN.
H.R. 3883: Ms. HERSETH and Mr. MCKEON.
H.R. 3933: Mrs. JOHNSON of Connecticut.
H.R. 3962: Mrs. JO ANN DAVIS of Virginia.
H.R. 4005: Mr. KING of New York and Mr. MILLER of North Carolina.
H.R. 4025: Mr. MILLER of North Carolina.
H.R. 4098: Mr. MCCAUL of Texas.
H.R. 4127: Mr. SHADEGG.
H.R. 4211: Ms. MILLENDER-MCDONALD.
H.R. 4217: Mr. GARY G. MILLER of California.
H.R. 4226: Mr. CASE.
H.R. 4387: Mr. GRIJALVA and Mr. CONYERS.
H.R. 4408: Mrs. BLACKBURN and Mr. MCCOTTER.
H.R. 4413: Mr. GRIJALVA.
H.R. 4414: Mr. GRIJALVA.
H.R. 4415: Mr. GRIJALVA.
H.R. 4423: Ms. LORETTA SANCHEZ of California and Ms. ZOE LOFGREN of California.
H.R. 4447: Mr. PRICE of North Carolina.
H.R. 4452: Mrs. CAPPS and Ms. CARSON.
H.R. 4511: Mr. WELLER.
H.R. 4542: Mr. SPRATT and Mr. WOLF.
H.R. 4546: Mr. SCHWARZ of Michigan.
H.R. 4547: Mr. POE.
H.R. 4562: Mr. FRANK of Massachusetts.
H.R. 4574: Mr. LARSEN of Washington and Mr. VAN HOLLEN.
H.R. 4666: Mr. BISHOP of New York.
H.R. 4672: Mr. CARDOZA.
H.R. 4673: Mr. EVANS.
H.R. 4681: Mr. WAMP, Mr. CAMP of Michigan, Mr. COOPER, Mr. COBLE, Mr. EVANS, Mr. MILLER of North Carolina, Mr. BEAUPREZ, Mr. MELANCON, Mr. INGLIS of South Carolina, Mr. COSTA, and Mrs. MUSGRAVE.
H.R. 4704: Ms. HERSETH.
H.R. 4727: Mr. MILLER of North Carolina and Ms. CORRINE BROWN of Florida.
H.R. 4749: Mrs. CAPPS, Mr. FORD, Mr. WEXLER, and Mr. HIGGINS.
H.R. 4755: Mr. RYAN of Ohio and Mr. VISCLOSKY.
H.R. 4761: Mrs. CUBIN and Mr. PORTER.
H.R. 4788: Mr. ORTIZ.
H.R. 4790: Mr. CONAWAY.
H.R. 4799: Mr. RAMSTAD.
H.R. 4816: Mrs. KELLY and Mr. WELDON of Pennsylvania.
H.R. 4820: Mr. DELAHUNT and Mr. CAPUANO.
H.R. 4830: Mr. GORDON.
H.R. 4854: Mr. TERRY.
H.R. 4897: Mr. BROWN of Ohio, Mr. GRIJALVA, Mr. EDWARDS, Mr. EVANS, Mr. ENGLISH of Pennsylvania, and Mr. LEACH.
H.R. 4898: Mr. BECERRA, Ms. CORRINE BROWN of Florida, Mr. FARR, Mr. FILNER, Mr. GUTIERREZ, Mr. JACKSON of Illinois, Mrs. JONES of Ohio, Mr. LEWIS of Georgia, Mr. OLVER, Mr. RUSH, Ms. SOLIS, Mr. THOMPSON of Mississippi, Ms. VELÁZQUEZ, Ms. WATSON, and Ms. KAPTUR.
H.R. 4899: Mr. JONES of North Carolina, Mr. LANTOS, and Mr. MARKEY.
H.R. 4902: Mr. BERRY, Mr. BOSWELL, Mr. HASTINGS of Florida, Mr. MEEK of Florida, Mr. BACHUS, Mrs. KELLY, Mr. PLATTS, Mr. WALSH, Mr. CHANDLER, Mr. EDWARDS, Mr. GORDON, Mr. HOLDEN, Mr. KANJORSKI, Mr. RYAN of Ohio, Mr. BARTON of Texas, Mr. GILLMOR, Ms. HARRIS, Mr. JINDAL, Mr. JOHNSON of Illinois, Mr. LEACH, Mr. LUCAS, Mrs. MILLER of Michigan, Mr. RAMSTAD, and Mr. TIAHRT.
H.R. 4903: Ms. EDDIE BERNICE JOHNSON of Texas.
H.R. 4913: Mr. CONAWAY.
H.R. 4918: Mr. PAUL and Mr. SESSIONS.
H.R. 4920: Mr. LEACH.
H.R. 4949: Ms. PELOSI, Mr. OTTER, Mr. DOGGETT, Ms. SCHWARTZ of Pennsylvania, Mr. MCINTYRE, and Mr. SHERWOOD.
H.R. 4956: Ms. HARRIS.
H.R. 4966: Mr. UDALL of Colorado.
H.R. 4975: Mr. SMITH of Texas, Mr. MCCAUL of Texas, and Mrs. SCHMIDT.
H.R. 4980: Mrs. JO ANN DAVIS of Virginia and Mr. KUHL of New York.
H.R. 4985: Mr. POE and Mr. HAYWORTH.
H.R. 4998: Ms. BORDALLO.
H.R. 5014: Mr. HASTINGS of Florida.
H.R. 5032: Mr. DAVIS of Kentucky.
H.R. 5037: Ms. HART, Mr. RANGEL, Mr. BURTON of Indiana, Mr. SMITH of New Jersey, Ms. HERSETH, Mr. ROHRABACHER, Mr. POMBO, Mr. EHLERS, and Mr. ALEXANDER.
H.J. Res. 71: Mr. BURTON of Indiana and Mr. BASS.
H.J. Res. 73: Mr. BISHOP of New York.
H.J. Res. 78: Mr. FORTUÑO.
H. Con. Res. 197: Mrs. LOWEY.
H. Con. Res. 277: Mr. TURNER, Mr. MARSHALL, and Mr. GRIJALVA.
H. Con. Res. 278: Mr. DOGGETT.
H. Con. Res. 323: Mr. GERLACH.
H. Con. Res. 339: Mr. CAMPBELL of California.
H. Con. Res. 346: Mr. FLAKE.
H. Con. Res. 348: Mr. ALLEN.
H. Con. Res. 355: Mr. CONYERS, Mrs. JONES of Ohio, Ms. BERKLEY, Mr. FORD, Mr. WALSH, Ms. ZOE LOFGREN of California, Mr. HOLT, Mr. SANDERS, Mr. HOYER, and Mr. RANGEL.
H. Con. Res. 357: Mr. PRICE of North Carolina.
H. Con. Res. 365: Ms. BORDALLO, Mr. MCNULTY, and Mr. PAYNE.
H. Con. Res. 366: Mr. BISHOP of Utah, Mr. WU, Mr. GOODE, Mr. HASTINGS of Florida, Ms. EDDIE BERNICE JOHNSON of Texas, Mr. EDWARDS, Mr. DAVIS of Tennessee, Ms. BORDALLO, Mr. BONNER, Mr. GARY G. MILLER of California, Mr. WELDON of Pennsylvania, Mr. WALSH, and Mr. MELANCON.
H. Res. 20: Mr. MCCOTTER.
H. Res. 82: Mr. CONYERS.
H. Res. 149: Ms. BORDALLO.
H. Res. 327: Mr. VAN HOLLEN, Mr. BOUCHER, and Mr. FATTAH.
H. Res. 521: Ms. HOOLEY.
H. Res. 600: Mr. SCHIFF, Mrs. TAUSCHER, Mr. DELAHUNT, Mr. BISHOP of New York, Mr. BAIRD, Mr. FILNER, Mr. SHERMAN, Mr. MARSHALL, Mr. CAPUANO, and Mr. PASCRELL.
H. Res. 626: Mr. BUTTERFIELD, Mr. WYNN, Mr. TOWNS, Mr. MEEKS of New York, Mr. CUMMINGS, Mr. CONYERS, Mr. DELAHUNT, Mr. KELLER, Mr. POMEROY, Mr. LYNCH, Mr. SCOTT of Georgia, Mrs. MALONEY, Ms. JACKSON-LEE of Texas, Ms. WATSON, Ms. EDDIE BERNICE JOHNSON of Texas, Mrs. JONES of Ohio, Mr. MEEK of Florida, Mr. AL GREEN of Texas, Ms. MOORE of Wisconsin, Mr. LIPINSKI, Mr. WATT, Mr. PAYNE, Mr. HONDA, Mr. DAVIS of Tennessee, Mr. CHANDLER, Mr. ETHERIDGE, Mr. ROSS, Mr. WAXMAN, Mr. COOPER, Mr. BACA, Mr. SALAZAR, Mr. INSLEE, Mr. MOORE of Kansas, Ms. BERKLEY, Mr. ISRAEL, Ms. LINDA T. SÁNCHEZ of California, Mr. WU, Mr. BISHOP of New York, Mr. LARSON of Connecticut, and Ms. WASSERMAN SCHULTZ.
H. Res. 627: Mr. SCOTT of Georgia, Mr. BUTTERFIELD, Mr. WYNN, Mr. MEEKS of New York, Mr. TOWNS, Mr. CUMMINGS, Mr. CONYERS, Mr. DELAHUNT, Mr. KELLER, Mr. POMEROY, Mr. LYNCH, Mrs. MALONEY, Ms. JACKSON-LEE of Texas, Ms. WATSON, Ms. EDDIE BERNICE JOHNSON of Texas, Ms. MOORE of Wisconsin, Mrs. JONES of Ohio, Mr. MEEK of Florida, Mr. AL GREEN of Texas, Mr. LIPINSKI, Mr. PAYNE, Mr. HONDA, Mr. DAVIS of Tennessee, Mr. CHANDLER, Mr. ETHERIDGE, Mr. ROSS, Mr. WAXMAN, Mr. COOPER, Mr. BACA, Mr. SALAZAR, Mr. INSLEE, Mr. MOORE of Kansas, Ms. BERKLEY, Mr. ISRAEL, Ms. LINDA T. SÁNCHEZ of California, Mr. WU, Mr. BISHOP of New York, Mr. LARSON of Connecticut, and Ms. WASSERMAN SCHULTZ.
H. Res. 628: Mr. HONDA.
H. Res. 635: Mr. DAVIS of Illinois and Mr. FILNER.
H. Res. 636: Mr. DAVIS of Illinois.
H. Res. 637: Mr. DAVIS of Illinois.
H. Res. 692: Mr. ABERCROMBIE, Mr. ACKERMAN, Mr. BACA, Mr. BERMAN, Mr. BLUMENAUER, Ms. BORDALLO, Ms. CORRINE BROWN of Florida, Mr. BROWN of Ohio, Mr. BURTON of Indiana, Mr. CARDOZA, Mr. CASTLE, Mr. DELAHUNT, Mr. ENGEL, Mr. GALLEGLY, Mr. GUTIERREZ, Mr. HONDA, Mr. KENNEDY of Rhode Island, Mr. KIND, Mr. KUCINICH, Mr. LANTOS, Ms. LEE, Ms. JACKSON-LEE of Texas, Mr. LEACH, Mr. LEWIS of Georgia, Mr. GEORGE MILLER of California, Mrs. NAPOLITANO, Mr. PAYNE, Ms. ROS-LEHTINEN, Mr. SCHIFF, Mr. SPRATT, Mr. UDALL of New Mexico, Ms. WATERS, Ms. WATSON, Mr. WATT, and Mr. WEXLER.
H. Res. 706: Mrs. MUSGRAVE, Mr. SNYDER, Mr. ORTIZ, Mr. WICKER, and Mr. STRICKLAND.
H. Res. 717: Mr. EVANS.
H. Res. 722: Mr. PICKERING.
H. Res. 723: Mr. BRADY of Pennsylvania, Mr. ISRAEL, Mr. BLUMENAUER, Ms. MCCOLLUM of Minnesota, Mr. HOLT, and Ms. WASSERMAN SCHULTZ.
H. Res. 737: Mrs. JONES of Ohio, Mr. CLEAVER, and Mr. KENNEDY of Minnesota.

¶22.33 DELETIONS OF SPONSORS FROM PUBLIC BILLS AND RESOLUTIONS

Under clause 7 of rule XII, sponsors were deleted from public bills and resolutions as follows:

H.R. 4755: Mr. BARRETT of South Carolina.

MONDAY, APRIL 3, 2006 (23)

¶23.1 APPOINTMENT OF SPEAKER PRO TEMPORE

The House was called to order by the SPEAKER pro tempore, Mr. KOLBE, who laid before the House the following communication:

WASHINGTON, DC,
April 3, 2006.

I hereby appoint the Honorable JIM KOLBE to act as Speaker pro tempore on this day.

J. DENNIS HASTERT,
Speaker of the House of Representatives.

¶23.2 APPROVAL OF THE JOURNAL

The SPEAKER pro tempore, Mr. KOLBE, announced he had examined

and approved the Journal of the proceedings of Thursday, March 30, 2006.

Pursuant to clause 1, rule I, the Journal was approved.

¶23.3 COMMUNICATIONS

Executive and other communications, pursuant to clause 8, rule XII, were referred as follows:

6819. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Thymol; Exemption from the Requirement of a Tolerance [EPA-HQ-OPP-2005-0483; FRL-7754-9] received January 17, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

6820. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Triflumizole; Pesticide Tolerance [EPA-HQ-OPP-2006-0103; FRL-7765-3] received March 22, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

6821. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Spinosad; Pesticide Tolerance [EPA-HQ-OPP-2005-0510; FRL-7758-2] received March 1, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

6822. A letter from the Director, Office of Standards, Regulations, and Variances, Mine Safety and Health Administration, Department of Labor, transmitting the Department's final rule — Emergency Mine Evacuation (RIN: 1219-AB46) received March 21, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Education and the Workforce.

6823. A letter from the Program Analyst, NHTSA, Department of Transportation, transmitting the Department's final rule — Federal Motor Vehicle Safety Standards; Head Restraints [Docket No. NHTSA-2006-23848] (RIN: 2127-AJ84) received March 24, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

6824. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Approval and Promulgation of Air Quality Implementation Plans; Texas; Revisions to Control Volatile Organic Compound Emissions; Volatile Organic Compound Control for Facilities in the Dallas/Fort Worth Ozone Nonattainment Area [EPA-R06-OAR-2005-TX-0014; FRL-8022-2] received January 17, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

6825. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — OHIO: Final Authorization of State Hazardous Waste Management Program Revision [EPA-R05-RCRA-2006-0032; FRL-8023-3] received January 17, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

6826. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Approval and Promulgation of Air Quality Implementation Plans; Utah; Rule Recodification [EPA-R08-OAR-2005-UT-0001; FRL-8027-4] received February 9, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

6827. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Revisions to the California State Implementation Plan; San Joaquin Valley Unifed Air Pollution Control District [EPA-R09-OAR-2006-0033; FRL-8029-4] received February 9, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

6828. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Determination of Attainment, Approval and Promulgation of Implementation Plans and Designation of Areas for Air Quality Planning Purposes; Indiana; Redesignation of the Evansville Area to Attainment of the 8-Hour Ozone Standard [EPA-R05-2005-IN-0006; FRL-8015-7] received December 27, 2005, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

6829. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Protection of Stratospheric Ozone: Adjusting Allowances for Class I Substances for Export to Article 5 Countries [FRL-8017-2] (RIN: 2060-AK45) received December 27, 2005, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

6830. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Protection of Stratospheric Ozone: Extension of Global Laboratory and Analytical Use Exemption for Essential Class I Ozone Depleting Substances [FRL-8016-7] (RIN: 2060-AM56) received December 27, 2005, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

6831. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Regulation of Fuels and Fuel Additives; Renewable Fuel Standard Requirements for 2006 [EPA-OAR-2005-0161; FRL-8017-1] received December 27, 2005, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

6832. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Approval and Promulgation of Implementation Plans; Reasonably Available Control Technology for Oxides of Nitrogen for a Specific Source in the State of New Jersey [Region 2 Docket No. EPA-R02-OAR-2004-NJ-0001; FRL-8040-4] received March 22, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

6833. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Approval and Promulgation of Air Quality Implementation Plans; Texas; Control of Air Pollution by Permits for New Construction or Modification [EPA-R06-OAR-2004-TX-0006; FRL-8043-9] received March 22, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

6834. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Approval and Promulgation of Implementation Plans; State of Missouri [EPA-R07-OAR-2005-MO- 006; FRL-8044-5] received March 22, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

6835. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Approval and Promulgation of Implementation Plans; Designation of Areas for Air Quality Planning Puposes; State of Arizona; Particulate Matter of 10 Microns or Less; Finding of Attainment for Yuma Nonattainment Area; Determination Regarding Applicability of Certain Clean Air Act Requirements [EPA-R09-OAR-2006-0041; FRL-8045-1] received March 22, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

6836. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — PM2.5 and PM10 Hot-Spot Analysis in Project-level Transportation Conformity Determinations for the New PM2.5 and Existing PM10 [EPA-HQ-OAR-2003-0049; FRL-8039-5] (RIN: 2060-AN02) received March 22, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

6837. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's ''Major'' final rule — Rulemaking on Section 126 Petition from North Carolina to Reduce Interstate Transport of Fine Particulate Matter and Ozone; Federal Implementation Plans to Reduce Interstate Transport of Fine Particulate Matter and Ozone; Revisions to the Clean Air Interstate Rule; Revisions to the Acid Rain Program [EPA-HQ-OAR-2004-0076; FRL-8047-5] (RIN: 2060-AM99) received March 22, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

6838. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's ''Major'' final rule — Inclusion of Delaware and New Jersey in the Clean Air Interstate Rule [EPA-HQ-OAR-2003-0053; FRL-8048-1] (RIN: 2060-AM95) received March 22, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

6839. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Revisions to the Arizona State Implementation Plan, Pinal County Air Quality Control District [EPA-R09-OAR-2005-AZ-0007; FRL-8046-1] received March 22, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

6840. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Revisions to the California State Implementation Plan, San Joaquin Valley Unified Air Pollution Control District [EPA-R09-OAR-2005-0556a; FRL-8046-6] received March 22, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

6841. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Approval and Promulgation of Air Quality Implementation Plans; Vermont Update to Materials Incorporated by Reference [VT-19-1222c; FRL-8037-2] received March 22, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

6842. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Approval and Promulgation of Air Quality Implementation Plans; Colorado; Revisions to Regulation No. 1; Direct Final Rule [EPA-R08-OAR-2006-0125; FRL-8047-1] received March 22, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

6843. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Approval and Promulgation of Air Quality Implementation Plans; Maine; 15% and 5% Emission Reduction Plans, Inventories, and Transportation Conformity Budgets for the Portland One and Eight Hour Ozone Nonattainment Areas [EPA-R01-OAR-2005-ME-0006; A-1-FRL-8048-7] received March 22, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

6844. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Approval and Promulgation

of Implementation Plans; North Carolina: Charlotte, Raleigh-Durham, and Winston-Salem Areas Second 10-Year Maintenance Plan for the Carbon Monoxide National Ambient Air Quality Standard [EPA-R04-OAR-2005-NC-0002- 200538(a); FRL-8049-2] received March 22, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

6845. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Control of Air Pollution from New Motor Vehicles; Amendments to the Tier 2 Motor Vehicle Emission Regulations [OAR-2006-0160; FRL-8049-6] (RIN: 2060-AN67) received March 22, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

6846. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — OMB Approvals Under the Paperwork Reduction Act; Technical Amendment [EPA-HQ-OPPT-2006-0118; FRL-7760-4] received March 22, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

6847. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Revisions to the Nevada State Implementation Plan [EPA-R09-OAR-2005-NV-0001; FRL-] received March 22, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

6848. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Approval and Promulgation of Air Quality Implementation Plans; Virginia; Documents Incorporated by Reference [EPA-R03-OAR-2005-VA-0014; FRL-8039-8] received March 1, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

6849. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Approval and Promulgation of Air Quality Implementation Plans; Virginia; Amendments to the Ambient Air Quality Standards [EPA-R03-OAR-2005-VA-0016; FRL-8040-1] received March 1, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

6850. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Designation of Areas for Air Quality Planning Purposes; State of South Dakota; Approval of Redesignation Request [R08-OAR-2005-SD-0002; FRL-8039-1] received March 1, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

6851. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Michigan: Final Authorization of State Hazardous Waste Management Program Revision [EPA-R05-RCRA-2006-0043; FRL-8040-3] received March 1, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

6852. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — National Emission Standards for Hazardous Air Pollutants: Miscellaneous Organic Chemical Manufacturing [EPA-HQ-OAR-2003-0121; FRL-8039-2] (RIN: 2060-AM43) received March 1, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

6853. A letter from the Legal Advisor to the Chief, MB, Federal Communications Commission, transmitting the Commission's final rule — Amendment of Section 73.202(b), Table of Allotments, FM Broadcast Stations. (Pearsall and Dilley, Texas) [MB Docket No. 03-87; RM-10686] received March 17, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

6854. A letter from the Legal Advisor to the Bureau Chief, MB, Federal Communications Commission, transmitting the Commission's final rule — Amendment of Section 73.202(b), FM Table of Allotments, FM Broadcast Stations. (Old Forge and Black River, New York) [MB Docket No. 05-279; RM-11276] received March 24, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

6855. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Revision to the Privacy Act Regulations [OEI-2002-0009; FRL-8017-7] (RIN: 2025-AA13) received January 3, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Government Reform.

6856. A letter from the Acting General Counsel, Federal Retirement Thrift Investment Board, transmitting the Board's final rule — Death Benefits — March 7, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Government Reform.

6857. A letter from the Chairman, Federal Election Commission, transmitting the Commission's final rule — Definitions of Federal Election Activity [Notice 2006-7] received March 24, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on House Administration.

6858. A letter from the Under Secretary and Director, Patent and Trademark Office, Department of Commerce, transmitting the Department's final rule — Changes to Implement the Patent Search Fee Refund Provisions of the Consolidated Appropriations Act, 2005 [Docket No.: 2004-P-038] (RIN: 0651-AB79) received March 13, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on the Judiciary.

6859. A letter from the Liaison Officer, Office of the Secretary, Department of Defense, transmitting the Department's final rule — Criminal Jurisdiction Over Civilians Employed by or Accompanying the Armed Forces Outside the United States, Service Members, and Former Service Members [0790-AH73] received March 20, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on the Judiciary.

6860. A letter from the Acting Chief Counsel, Saint Lawrence Seaway Development Corporation, Department of Transportation, transmitting the Department's final rule — Seaway Regulations and Rules; Periodic Update, Various Categories [Docket No. SLSDC 2005-23248] (RIN: 2135-AA22) received March 24, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on the Judiciary.

6861. A letter from the Deputy Assistant Administrator, Office of Diversion Control, Drug Enforcement Administration, transmitting the Administration's final rule — Schedules of Controlled Substances; Exempt Anabolic Steroid Products [Docket No. DEA-277I] (RIN: 1117-AA98) received March 20, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on the Judiciary.

6862. A letter from the Assistance Chief Counsel, PHMSA, Department of Transportation, transmitting the Department's final rule — Hazardous Materials: Revision of Requirements for Carriage by Aircraft [Docket No. RSPA-02-11654 (HM-228)] (RIN: 2137-AD18) received March 24, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

6863. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Revised Compliance Dates for National Pollutant Discharge Elimination System Permit Regulation and Effluent Limitation Guidelines for Concentrated Animal Feeding Operations [EPA-HQ-OW-2005-0036; FRL-8031-3] (RIN: 2040-AE80) received February 9, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

6864. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Process for Requesting Waiver of Mandatory Seperation Age for Certain Federal Aviation Administration (FAA) Air Traffic Control Specialists [Docket No. FAA-2004-17334; SFAR No. 103] (RIN: 2120-AI18) received March 24, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); jointly to the Committees on Government Reform and Transportation and Infrastructure.

¶23.4 BILLS PRESENTED TO THE PRESIDENT

Karen L. Haas, Clerk of the House reports that on March 30, 2006, she presented to the President of the United States, for his approval, the following bills.

H.R. 1259. An Act to award a congressional gold medal on behalf of the Tuskegee Airmen, collectively, in recognition of their unique military record, which inspired revolutionary reform in the Armed Forces.

H.R. 4911. An Act to temporarily extend the programs under the Higher Education Act of 1965, and for other purposes.

And then,

¶23.5 ADJOURNMENT

On motion of the SPEAKER pro tempore, Mr. KOLBE, by unanimous consent and pursuant to the special order of the House agreed to on March 30, 2006, at 2 o'clock and 1 minute p.m., declared the House adjourned until 12:30 p.m. on Tuesday, April 4, 2006.

¶23.6 REPORTS OF COMMITTEES ON PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XIII, reports of committees were delivered to the Clerk for printing and reference to the proper calendar, as follows:

[Filed on March 31, 2006]

Mr. NUSSLE: Committee on the Budget. House Concurrent Resolution 376. Resolution establishing the congressional budget for the United States Government for fiscal year 2007 and setting forth appropriate budgetary levels for fiscal years 2008 through 2011 (Rept. 109–402). Referred to the Committee of the Whole House on the State of the Union.

¶23.7 TIME LIMITATION OF REFERRED BILL

Pursuant to clause 2 of rule XII the following action was taken by the Speaker:

[The following action occurred on March 31, 2006]

H.R. 921. Referral to the Committee on Education and the Workforce extended for a period ending not later than May 26, 2006.

H.R. 1071. Referral to the Committee on Energy and Commerce extended for a period ending not later than May 26, 2006.

¶23.8 PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XII,

Mr. ANDREWS introduced a bill (H.R. 5073) to amend chapter 44 of title 18, United States Code, to require microstamping of all firearms manufactured in or imported into the

United States, and ballistics testing of all firearms in the custody of the Federal Government; which was referred to the Committee on the Judiciary.

¶23.9 ADDITIONAL SPONSORS

Under clause 7 of rule XII, sponsors were added to public bills and resolutions as follows:

H.R. 198: Mr. PAYNE.
H.R. 4950: Ms. DEGETTE.
H. Con. Res. 318: Mr. CAPUANO.
H. Res. 749: Mr. EMANUEL.

TUESDAY, APRIL 4, 2006 (24)

¶24.1 APPOINTMENT OF SPEAKER PRO TEMPORE

The House was called to order at 12:30 p.m. by the SPEAKER pro tempore, Mr. MURPHY, who laid before the House the following communication:

WASHINGTON, DC,
April 4, 2006.

I hereby appoint the Honorable TIM MURPHY to act as Speaker pro tempore on this day.

J. DENNIS HASTERT,
Speaker of the House of Representatives.

Whereupon, pursuant to the order of the House of Tuesday, January 31, 2006, Members were recognized for morning-hour debate.

¶24.2 RECESS—12:55 P.M.

The SPEAKER pro tempore, Mr. MURPHY, pursuant to clause 12(a) of rule I, declared the House in recess at 12 o'clock and 55 minutes p.m., until 2 p.m.

¶24.3 AFTER RECESS—2 P.M.

The SPEAKER pro tempore, Mrs. BIGGERT, called the House to order.

¶24.4 APPROVAL OF THE JOURNAL

The SPEAKER pro tempore, Mrs. BIGGERT, announced she had examined and approved the Journal of the proceedings of Monday, April 3, 2006.

Pursuant to clause 1, rule I, the Journal was approved.

¶24.5 COMMUNICATIONS

Executive and other communications, pursuant to clause 8, rule XII, were referred as follows:

6865. A letter from the Comptroller, Department of Defense, transmitting a report of a violation of the Antideficiency Act by the Department of the Army, Case Number 05-02, pursuant to 31 U.S.C. 1517(b); to the Committee on Appropriations.

6866. A letter from the Under Secretary for Acquisition, Technology and Logistics, Department of Defense, transmitting the Department's report on the amount of purchases from foreign entities for Fiscal Year 2005, pursuant to Public Law 104–201, section 827 (110 Stat. 2611); to the Committee on Armed Services.

6867. A letter from the Under Secretary for Personnel and Readiness, Department of Defense, transmitting a letter on the approved retirement of General Charles F. Wald, United States Air Force, and his advancement to the grade of general on the retired list; to the Committee on Armed Services.

6868. A letter from the Under Secretary for Personnel and Readiness, Department of Defense, transmitting authorization of the enclosed list of officers to wear the insignia of the grade of major general accordance with title 10, United States Code, section 777; to the Committee on Armed Services.

6869. A letter from the Assistant Attorney General, Civil Rights Division, Department of Justice, transmitting the 2005 Annual Report regarding the Department's enforcement activities under the Equal Credit Opportunity Act, pursuant to 15 U.S.C. 1691f; to the Committee on Financial Services.

6870. A letter from the Assistant Legal Adviser for Treaty Affairs, Department of State, transmitting Copies of international agreements, other than treaties, entered into by the United States, pursuant to 1 U.S.C. 112b(a); to the Committee on International Relations.

6871. A letter from the Deputy Director, Defense Security Cooperation Agency, transmitting pursuant to Section 62(a) of the Arms Export Control Act (AECA), notification concerning the Department of the Air Force's proposed lease of defense articles to the Government of the Federal Republic of Germany (Transmittal No. 05-05); to the Committee on International Relations.

6872. A letter from the Deputy Director, Defense Security Cooperation Agency, transmitting pursuant to Section 62(a) of the Arms Export Control Act (AECA), notification concerning the Defense Information Services Agency's proposed lease of defense articles to the Government of Argentina (Transmittal No. 02-06); to the Committee on International Relations.

6873. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting pursuant to section 36(c) of the Arms Export Control Act, certification regarding the proposed license for the export of defense articles and services to the Government of the United Kingdom (Transmittal No. DDTC 055-05); to the Committee on International Relations.

6874. A letter from the Director, Office of Management, Department of Energy, transmitting the Department's Year 2005 Inventory of Commercial Activities, as required by the Federal Activities Reform Act of 1997, Pub. L. 105-270; to the Committee on Government Reform.

6875. A letter from the General Counsel, Department of Housing and Urban Development, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Government Reform.

6876. A letter from the Attorney Advisor, Department of Transportation, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Government Reform.

6877. A letter from the Board Members, Railroad Retirement Board, transmitting a copy of the annual report for Calendar Year 2005, in compliance with the Government in the Sunshine Act, pursuant to 5 U.S.C. 552b(j); to the Committee on Government Reform.

6878. A letter from the Chief Administrative Officer, United States Capitol Police, transmitting the semiannual report of receipts and expenditures of appropriations and other funds for the period October 1, 2005 through March 31, 2006 as compiled by the Chief Administrative Officer, pursuant to Public Law 109–55, section 1005; (H. Doc. No. 109–96); to the Committee on House Administration and ordered to be printed.

6879. A letter from the Chief Scout Executive and President, Boy Scouts of America, transmitting the Boy Scouts of America's 2005 Report to the Nation, pursuant to 36 U.S.C. 28; to the Committee on the Judiciary.

6880. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting As required by Section 417(b) of the USA Patriot Act of 2001 (Public Law 107-56), the fourth annual report on the status of the implementation of machine-readable passports (MRPs) in countries participating in the Visa Waiver Program (VWP); to the Committee on the Judiciary.

6881. A letter from the United States Trade Representative, Executive Office of the President, transmitting a report on the intent to initiate negotiations for a free trade agreement between the United States and Malaysia, pursuant to Section 2104(a)(1) of the Trade Act of 2002; to the Committee on Ways and Means.

6882. A letter from the Assistant Secretary for Legislative Affairs, Department of Homeland Security, transmitting the Department's report to Congress on Critical Infrastructure Risk Assessment and Readiness, pursuant to Public Law 108–458, section 7306; to the Committee on Homeland Security.

6883. A letter from the Under Secretary for Personnel and Readiness, Department of Defense, transmitting the Department's annual report on entitlement transfers of basic educational assistance to eligible dependents under the Montgomery GI Bill (MGIB); jointly to the Committees on Armed Services and Veterans' Affairs.

6884. A letter from the Acting Chairman, National Transportation Safety Board, transmitting a legislative proposal and justification to amend the Independent Safety Board Act of 1974 to provide authorization for the National Transportation Safety Board; jointly to the Committees on Transportation and Infrastructure and Appropriations.

6885. A letter from the Chairman, Federal Election Commission, transmitting the Commission's FY 2007 Budget Request Justification, pursuant to 2 U.S.C. 437d(d)(1); jointly to the Committees on House Administration, Appropriations, and Government Reform.

¶24.6 SMITHSONIAN INSTITUTION BOARD OF REGENTS

Mr. EHLERS moved to suspend the rules and pass the joint resolution (H.J. Res. 81) providing for the appointment of Phillip Frost as a citizen regent of the Board of Regents of the Smithsonian Institution.

The SPEAKER pro tempore, Mrs. BIGGERT, recognized Mr. EHLERS and Ms. WASSERMAN SCHULTZ, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and pass said joint resolution?

The SPEAKER pro tempore, Mrs. BIGGERT, announced that two-thirds of the Members present had voted in the affirmative.

Ms. WASSERMAN SCHULTZ demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mrs. BIGGERT, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed.

¶24.7 SMITHSONIAN INSTITUTION BOARD OF REGENTS

Mr. EHLERS moved to suspend the rules and pass the joint resolution (H.J. Res. 82) providing for the reappointment of Alan G. Spoon as a citizen regent of the Board of Regents of the Smithsonian Institution.

The SPEAKER pro tempore, Mrs. BIGGERT, recognized Mr. EHLERS and Ms. WASSERMAN SCHULTZ, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and pass said joint resolution?

The SPEAKER pro tempore, Mrs. BIGGERT, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said joint resolution was passed.

A motion to reconsider the vote whereby the rules were suspended and said joint resolution was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said joint resolution.

¶24.8 CHERNOBYL NUCLEAR DISASTER

Mr. LEACH moved to suspend the rules and agree to the following resolution (H. Res. 703):

Whereas April 26, 2006, marks the 20th anniversary of the Chernobyl nuclear disaster;

Whereas serious radiological, health, and socioeconomic consequences for the populations of Ukraine, Belarus, and Russia, as well as for the populations of other affected areas, have been identified since the disaster;

Whereas the Chernobyl Forum, an initiative launched by the International Atomic Energy Agency and supported by the World Health Organization, the United Nations Development Program, and other United Nations agencies, as well as by the governments of Ukraine, Belarus, and Russia, examined the scientific evidence of the human health affects and the environmental impact of the Chernobyl nuclear disaster;

Whereas the findings of the Chernobyl Forum, issued in September 2005, significantly added to the understanding of the health consequences and economic impact caused by the Chernobyl nuclear disaster;

Whereas the Chernobyl Forum found that approximately 5,000,000 people live in areas of Ukraine, Belarus, and Russia that were contaminated by radioactivity;

Whereas the populations of the affected areas who were exposed as children have experienced significant increases in thyroid cancer;

Whereas the lives and health of people in the affected areas continue to be heavily burdened by the aftermath of the Chernobyl nuclear disaster;

Whereas numerous charitable, humanitarian, and environmental organizations from the United States and the international community are committed to overcoming the extensive consequences of the Chernobyl nuclear disaster;

Whereas the United States has sought to help the people of the affected areas through various forms of assistance;

Whereas humanitarian assistance and public health research into the consequences of the Chernobyl nuclear disaster will continue to be needed in the coming decades when a large number of latent health effects are expected to emerge;

Whereas the United States strongly supports improving nuclear safety in Ukraine;

Whereas, in 1997, the United States, the European Union, and Ukraine developed the Shelter Implementation Plan for the purpose of protecting people and the environment from the dangers of the large quantity of highly radioactive material contained in the Chernobyl nuclear power plant;

Whereas as the United States is the largest single country donor to the Chernobyl Shelter Fund, which was created with the purpose of funding the Shelter Implementation Plan, having pledged a total of $203,000,000; and

Whereas the most critical component of the Shelter Implementation Plan will be the construction of a new shelter designed to better protect people and the environment from the radioactive remains of the Chernobyl nuclear power plant: Now, therefore, be it

Resolved, That the House of Representatives—

(1) recognizes the 20th anniversary of the Chernobyl nuclear disaster and expresses sympathy for the ongoing effects of the disaster, including adverse health consequences and deaths;

(2) calls upon national and international health organizations to focus their research into the public health consequences of the Chernobyl nuclear disaster into areas identified by the Chernobyl Shelter Fund, so that the global community can benefit from the findings of such research;

(3) supports continued United States assistance to the Chernobyl Shelter Fund, the Shelter Implementation Plan, construction of a facility to store spent nuclear fuel, and other efforts to mitigate the consequences of the Chernobyl nuclear disaster; and

(4) urges other countries and the European Union to continue to provide assistance to the Chernobyl Shelter Fund, the Shelter Implementation Plan, construction of a facility to store spent nuclear fuel, and other efforts to mitigate the consequences of the Chernobyl nuclear disaster.

The SPEAKER pro tempore, Mrs. BIGGERT, recognized Mr. LEACH and Mr. LANTOS, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and agree to said resolution?

The SPEAKER pro tempore, Mrs. BIGGERT, announced that two-thirds of the Members present had voted in the affirmative.

Mr. LANTOS demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mrs. BIGGERT, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed.

¶24.9 GOOD FRIDAY AGREEMENT OF 1998

Mr. LEACH moved to suspend the rules and agree to the following resolution (H. Res. 744):

Whereas the Good Friday Agreement, signed on April 10, 1998, in Belfast, was endorsed in a referendum by the overwhelming majority of people in Northern Ireland and the Republic of Ireland;

Whereas the parties to the Good Friday Agreement made a clear commitment to ''partnership, equality, and mutual respect'' as the basis for moving forward in pursuit of lasting peace in Northern Ireland;

Whereas the parties to the Good Friday Agreement also affirmed their ''total and absolute commitment to exclusively democratic and peaceful means'' in pursuit of lasting peace in Northern Ireland;

Whereas inclusive power-sharing based on these defining qualities is essential to the viability and advancement of the democratic process in Northern Ireland;

Whereas paramilitary activity by both traditions in a democratic society undermines the trust and confidence that are essential in a political system based on inclusive power-sharing in Northern Ireland;

Whereas on September 26, 2005, the International Independent Commission on Decommissioning (IICD) confirmed the Irish Republican Army had destroyed its full arsenal of weapons;

Whereas the Good Friday Agreement called for police reform and establishment of a ''new beginning'' in policing in Northern Ireland with an effective, accountable, and fair police service capable of attracting support from the entire community, maintaining law and order, and adhering to the principle of the protection of human rights;

Whereas the new Police Service of Northern Ireland (PSNI) has made great strides in becoming an integrated, professional, and impartial police force under civilian control and responsive to all community concerns, and has worked to protect both communities from violence;

Whereas significant further work in police reform, and in fostering community acceptance of the PSNI, must still be accomplished;

Whereas the Government of the United Kingdom and the Government of Ireland continue to strongly support the Good Friday Agreement as the way forward in the peace process and have committed themselves to its implementation; and

Whereas the Government of the United States continues to strongly support the peace process in Northern Ireland: Now, therefore, be it

Resolved, That—

(1) the House of Representatives—

(A) reiterates its support for the Good Friday Agreement, signed on April 10, 1998, in Belfast, as the blueprint for a lasting peace in Northern Ireland;

(B) commends the Prime Minister of the United Kingdom Tony Blair and the Irish Taoiseach Bertie Ahern for their leadership and persistence in seeking a peaceful resolution in Northern Ireland;

(C) commends the Sinn Fein leadership in successfully urging the Irish Republican Army to end its armed struggle and verifiably put its weapons beyond use;

(D) commends Sir Hugh S. Orde, Chief Constable of the Police Service of Northern Ireland (PSNI), for his leadership and for working to protect both communities;

(E) commends the PSNI for the institution of the Historical Enquiries Team, which will provide a thorough and independent examination of unresolved deaths that occurred in connection with the Troubles from 1968 to 1989;

(F) commends Nuala O'Loan and the Police Ombudsman's Office for the work they have done in promoting human rights in law enforcement and in fostering community confidence in the PSNI; and

(G) commends the work of the Northern Irish Policing Board and its District Partnerships for promoting genuine community policing in Northern Ireland; and

(2) it is the sense of the House of Representatives that—

(A) all groups and organizations should end their involvement in paramilitary activity;

(B) all political parties in Northern Ireland should—

(i) agree to share power with all parties according to the democratic mandate of the Good Friday Agreement; and

(ii) commit to work in good faith with all the institutions of the Good Friday Agreement, which established the Northern Ireland Assembly and an inclusive Executive, the North-South Ministerial Council, and the

British-Irish Inter-Governmental Conference, for the benefit of all the people of Northern Ireland;

(C) since policing reform is a significant part of winning public confidence and acceptance in the new form of government in Northern Ireland, all political parties should cooperate fully with the PSNI in preventing and investigating crimes; and

(D) the Government of the United Kingdom and the Government of Ireland should work to achieve full implementation of the Good Friday Agreement, including devolution of policing and justice, the normalization of the security presence, and of the Independent Commission on Policing in Northern Ireland reforms, including long-term senior-level exchanges between the Garda Siochana, the police service of the Republic of Ireland, and the PSNI.

The SPEAKER pro tempore, Mrs. BIGGERT, recognized Mr. LEACH and Mr. LANTOS, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and agree to said resolution?

The SPEAKER pro tempore, Mrs. BIGGERT, announced that two-thirds of the Members present had voted in the affirmative.

Mr. LANTOS demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mrs. BIGGERT, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed.

¶24.10 REPUBLIC OF THE MARSHALL ISLANDS

Mr. LEACH moved to suspend the rules and agree to the following resolution (H. Res. 692); as amended:

Whereas between 1946 and 1958, the United States conducted 67 nuclear tests in the Marshall Islands, 66 of which resulted in atmospheric fallout;

Whereas the most powerful of these tests was the hydrogen weapons test codenamed Bravo, a 15-megaton device detonated on March 1, 1954, at Bikini atoll;

Whereas the Bravo detonation alone was the equivalent to 1,000 Hiroshima-sized bombs;

Whereas 17 other tests in the Marshall Islands were in the megaton range, and the total yield of the 67 tests was 108 megatons, the equivalent yield of more than 7,000 Hiroshima bombs and 93 times the total of Nevada atmospheric tests;

Whereas in July 1998, the Centers for Disease Control and Prevention estimated that 6.3 billion curies of radioactive iodine-131 were released to the atmosphere as a result of the testing in the Marshall Islands;

Whereas the 12-year nuclear testing program has been the defining experience of the modern era for the people of the Marshall Islands, and these momentous events created a common bond between the people of the Marshall Islands and the United States military and civilian personnel who shared hardships and suffering with the people of the Marshall Islands during the testing program;

Whereas as a Member State of the United Nations, the world body that once had oversight of United States stewardship of the trusteeship for the people of the Marshall Islands and their island homelands, the Republic of the Marshall Islands has an unmatched record of working in conjunction with the leadership of the United States in the pursuit of international peace and security, the rights and well-being of the peoples of the world, and in the War on Terrorism: Now, therefore, be it

Resolved, That the House of Representatives—

(1) commends the people of the Republic of the Marshall Islands for the contributions and sacrifices they made to the United States nuclear testing program in the Marshall Islands;

(2) solemnly acknowledges the first detonation of a hydrogen bomb by the United States on March 1, 1954, on the Bikini Atoll in the Marshall Islands; and

(3) remembers that 60 years ago the United States began its nuclear testing program in the Marshall Islands.

The SPEAKER pro tempore, Mrs. BIGGERT, recognized Mr. LEACH and Mr. LANTOS, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and agree to said resolution, as amended?

The SPEAKER pro tempore, Mr. CAMPBELL of California, announced that two-thirds of the Members present had voted in the affirmative.

Mr. LANTOS demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mr. CAMPBELL of California, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed until Wednesday, April 5, 2006.

¶24.11 SCHOOL-BASED MUSIC EDUCATION

Mr. KELLER moved to suspend the rules and agree to the following concurrent resolution (H. Con. Res. 355); as amended:

Whereas school music programs enhance intellectual development and enrich the academic environment for students of all ages;

Whereas students who participate in school music programs are less likely to be involved with drugs, gangs, or alcohol and have better attendance in school;

Whereas the skills gained through sequential music instruction, including discipline and the ability to analyze, solve problems, communicate, and work cooperatively, are vital for success in the 21st century workplace;

Whereas the majority of students attending public schools in inner city neighborhoods have virtually no access to music education, which places them at a disadvantage compared to their peers in other communities;

Whereas local budget cuts are predicted to lead to significant curtailment of school music programs, thereby depriving millions of students of an education that includes music;

Whereas the arts are a core academic subject, and music is an essential element of the arts; and

Whereas every student in the United States should have an opportunity to reap the benefits of music education: Now, therefore, be it

Resolved by the House of Representatives (the Senate concurring), That it is the sense of the Congress that music education grounded in rigorous instruction is an important component of a well-rounded academic curriculum and should be available to every student in every school.

The SPEAKER pro tempore, Mr. CAMPBELL of California, recognized Mr. KELLER and Mr. BISHOP of New York, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and agree to said concurrent resolution, as amended?

The SPEAKER pro tempore, Mr. CAMPBELL of California, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said concurrent resolution, as amended, was agreed to.

A motion to reconsider the vote whereby the rules were suspended and said concurrent resolution, as amended, was agreed to was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said concurrent resolution.

¶24.12 RECESS—3:27 P.M.

The SPEAKER pro tempore, Mr. CAMPBELL of California, pursuant to clause 12(a) of rule I, declared the House in recess at 3 o'clock and 27 minutes p.m., until approximately 6:30 p.m.

¶24.13 AFTER RECESS—6:30 P.M.

The SPEAKER pro tempore, Mr. PRICE of Georgia, called the House to order.

¶24.14 H.J. RES. 81—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mr. PRICE of Georgia, pursuant to clause 8, rule XX, announced the unfinished business to be the motion to suspend the rules and pass the joint resolution (H.J. Res. 81) providing for the appointment of Phillip Frost as a citizen regent of the Board of Regents of the Smithsonian Institution.

The question being put,

Will the House suspend the rules and pass said joint resolution?

The vote was taken by electronic device.

It was decided in the affirmative ..... { Yeas ..... 406 / Nays 0

¶24.15 [Roll No. 82]

YEAS—406

Abercrombie	Biggert	Brown, Corrine
Ackerman	Bilirakis	Brown-Waite, Ginny
Aderholt	Bishop (NY)	Burgess
Akin	Bishop (UT)	Burton (IN)
Alexander	Blackburn	Butterfield
Allen	Blumenauer	Buyer
Andrews	Blunt	Camp (MI)
Baca	Boehlert	Campbell (CA)
Bachus	Boehner	Cannon
Baird	Bonilla	Cantor
Baker	Bonner	Capito
Baldwin	Bono	Capps
Barrett (SC)	Boozman	Capuano
Barrow	Boren	Cardin
Bartlett (MD)	Boswell	Cardoza
Barton (TX)	Boucher	Carnahan
Bass	Boustany	Carter
Bean	Boyd	Case
Beauprez	Bradley (NH)	Castle
Becerra	Brady (PA)	Chabot
Berkley	Brady (TX)	Chandler
Berman	Brown (OH)	Chocola
Berry	Brown (SC)	

Clay
Cleaver
Clyburn
Coble
Cole (OK)
Conaway
Conyers
Cooper
Costa
Cramer
Crenshaw
Crowley
Cubin
Cuellar
Cummings
Davis (AL)
Davis (CA)
Davis (FL)
Davis (IL)
Davis (KY)
Davis (TN)
Davis, Jo Ann
Davis, Tom
Deal (GA)
DeFazio
DeGette
Delahunt
DeLauro
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Dicks
Dingell
Doggett
Doolittle
Doyle
Drake
Dreier
Duncan
Edwards
Ehlers
Emanuel
Engel
English (PA)
Eshoo
Etheridge
Everett
Farr
Fattah
Feeney
Ferguson
Filner
Fitzpatrick (PA)
Flake
Foley
Forbes
Ford
Fortenberry
Foxx
Frank (MA)
Franks (AZ)
Frelinghuysen
Gallegly
Garrett (NJ)
Gerlach
Gibbons
Gillmor
Gingrey
Gohmert
Gonzalez
Goode
Goodlatte
Gordon
Graves
Green (WI)
Green, Al
Green, Gene
Grijalva
Gutierrez
Gutknecht
Hall
Harman
Harris
Hart
Hastings (FL)
Hastings (WA)
Hayes
Hayworth
Hefley
Hensarling
Herger
Herseth
Higgins
Hinchey
Hinojosa
Hobson
Holden
Holt
Honda
Hooley
Hostettler
Hoyer
Hulshof
Hunter
Hyde
Inglis (SC)
Inslee
Israel
Issa
Istook
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Jindal
Johnson (CT)
Johnson (IL)
Johnson, E. B.
Johnson, Sam
Jones (NC)
Jones (OH)
Kanjorski
Kaptur
Keller
Kelly
Kennedy (MN)
Kennedy (RI)
Kildee
Kilpatrick (MI)
Kind
King (IA)
King (NY)
Kingston
Kirk
Kline
Knollenberg
Kolbe
Kucinich
Kuhl (NY)
LaHood
Langevin
Lantos
Larsen (WA)
Larson (CT)
Latham
LaTourette
Leach
Lee
Levin
Lewis (CA)
Lewis (GA)
Lewis (KY)
Linder
Lipinski
LoBiondo
Lofgren, Zoe
Lowey
Lucas
Lungren, Daniel E.
Lynch
Mack
Maloney
Manzullo
Marchant
Markey
Marshall
Matheson
Matsui
McCarthy
McCaul (TX)
McCollum (MN)
McCotter
McCrery
McDermott
McHenry
McHugh
McIntyre
McKeon
McKinney
McMorris
McNulty
Meehan
Meek (FL)
Meeks (NY)
Melancon
Mica
Michaud
Millender-McDonald
Miller (FL)
Miller (MI)
Miller (NC)
Miller, Gary
Miller, George
Mollohan
Moore (KS)
Moore (WI)
Moran (KS)
Moran (VA)
Murphy
Murtha
Musgrave
Myrick
Nadler
Napolitano
Neal (MA)
Neugebauer
Ney
Northup
Norwood
Nunes
Nussle
Oberstar
Obey
Olver
Ortiz
Osborne
Otter
Owens
Oxley
Pallone
Pascrell
Pastor
Paul
Pearce
Pelosi
Pence
Peterson (MN)
Peterson (PA)
Petri
Pickering
Pitts
Platts
Poe
Pombo
Pomeroy
Porter
Price (GA)
Price (NC)
Pryce (OH)
Putnam
Radanovich
Rahall
Ramstad
Rangel
Regula
Rehberg
Reichert
Renzi
Reyes
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Ros-Lehtinen
Ross
Rothman
Roybal-Allard
Royce
Ruppersberger
Rush
Ryan (OH)
Ryan (WI)
Ryun (KS)
Sabo
Salazar
Sánchez, Linda T.
Sanchez, Loretta
Saxton
Schiff
Schmidt
Schwartz (PA)
Schwarz (MI)
Scott (GA)
Scott (VA)
Sensenbrenner
Serrano
Sessions
Shadegg
Shaw
Shays
Sherman
Sherwood
Shimkus
Shuster
Simmons
Simpson
Skelton
Smith (NJ)
Smith (TX)
Smith (WA)
Snyder
Sodrel
Solis
Spratt
Stark
Stearns
Strickland
Stupak
Sullivan
Tancredo
Tauscher
Taylor (NC)
Terry
Thomas
Thompson (CA)
Thompson (MS)
Thornberry
Tiahrt
Tiberi
Tierney
Towns
Turner
Udall (NM)
Upton
Van Hollen
Velázquez
Visclosky
Walden (OR)
Walsh
Wamp
Wasserman Schultz
Waters
Watt
Waxman
Weiner
Weldon (FL)
Weldon (PA)
Weller
Westmoreland
Wexler
Whitfield
Wicker
Wilson (NM)
Wilson (SC)
Woolsey
Wu
Wynn
Young (FL)

NOT VOTING—26

Bishop (GA)
Calvert
Carson
Costello
Culberson
DeLay
Emerson
Evans
Fossella
Gilchrest
Granger
Hoekstra
Jenkins
McGovern
Payne
Sanders
Schakowsky
Slaughter
Souder
Sweeney
Tanner
Taylor (MS)
Udall (CO)
Watson
Wolf
Young (AK)

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said joint resolution was passed.

A motion to reconsider the vote whereby the rules were suspended and said joint resolution was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said joint resolution.

¶24.16 H. RES. 703—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mr. PRICE of Georgia, pursuant to clause 8, rule XX, announced the further unfinished business to be the motion to suspend the rules and agree to the resolution (H. Res. 703) recognizing the 20th anniversary of the Chernobyl nuclear disaster and supporting continued efforts to control radiation and mitigate the adverse health consequences related to the Chernobyl nuclear power plant.

The question being put,

Will the House suspend the rules and agree to said resolution?

The vote was taken by electronic device.

It was decided in the affirmative ..... { Yeas ..... 402 / Nays 1

¶24.17 [Roll No. 83]

YEAS—402

Abercrombie
Ackerman
Aderholt
Akin
Alexander
Allen
Andrews
Baca
Bachus
Baird
Baker
Baldwin
Barrett (SC)
Barrow
Bartlett (MD)
Barton (TX)
Bass
Bean
Beauprez
Becerra
Berkley
Berman
Berry
Biggert
Bilirakis
Bishop (NY)
Bishop (UT)
Blackburn
Blumenauer
Blunt
Boehlert
Boehner
Bonilla
Bonner
Bono
Boozman
Boren
Boswell
Boucher
Boustany
Boyd
Bradley (NH)
Brady (PA)
Brady (TX)
Brown (OH)
Brown (SC)
Brown, Corrine
Brown-Waite, Ginny
Burgess
Burton (IN)
Butterfield
Camp (MI)
Campbell (CA)
Cannon
Cantor
Capito
Capps
Capuano
Cardin
Cardoza
Carnahan
Carter
Case
Castle
Chabot
Chandler
Chocola
Clay
Cleaver
Clyburn
Coble
Cole (OK)
Conaway
Conyers
Cooper
Costa
Cramer
Crenshaw
Crowley
Cubin
Cuellar
Cummings
Davis (AL)
Davis (CA)
Davis (FL)
Davis (IL)
Davis (KY)
Davis (TN)
Davis, Jo Ann
Davis, Tom
Deal (GA)
DeFazio
DeGette
Delahunt
DeLauro
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Dicks
Dingell
Doggett
Doolittle
Doyle
Drake
Dreier
Duncan
Edwards
Ehlers
Emanuel
Engel
English (PA)
Eshoo
Etheridge
Everett
Farr
Fattah
Feeney
Ferguson
Filner
Fitzpatrick (PA)
Flake
Foley
Forbes
Ford
Fortenberry
Foxx
Frank (MA)
Franks (AZ)
Frelinghuysen
Gallegly
Garrett (NJ)
Gerlach
Gibbons
Gillmor
Gingrey
Gohmert
Gonzalez
Goode
Goodlatte
Gordon
Graves
Green (WI)
Green, Al
Green, Gene
Grijalva
Gutierrez
Gutknecht
Hall
Harman
Harris
Hart
Hastings (FL)
Hastings (WA)
Hayes
Hayworth
Hefley
Hensarling
Herger
Herseth
Higgins
Hinchey
Hinojosa
Hobson
Holden
Holt
Honda
Hooley
Hostettler
Hoyer
Hulshof
Hunter
Hyde
Inglis (SC)
Inslee
Israel
Issa
Istook
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Jindal
Johnson (CT)
Johnson (IL)
Johnson, E. B.
Johnson, Sam
Jones (NC)
Jones (OH)
Kanjorski
Kaptur
Keller
Kelly
Kennedy (MN)
Kennedy (RI)
Kildee
Kilpatrick (MI)
Kind
King (IA)
King (NY)
Kingston
Kirk
Kline
Knollenberg
Kolbe
Kucinich
Kuhl (NY)
LaHood
Langevin
Lantos
Larsen (WA)
Larson (CT)
Latham
LaTourette
Leach
Lee
Levin
Lewis (CA)
Lewis (GA)
Lewis (KY)
Linder
Lipinski
LoBiondo
Lofgren, Zoe
Lowey
Lucas
Lungren, Daniel E.
Lynch
Mack
Maloney
Manzullo
Marchant
Markey
Marshall
Matheson
Matsui
McCarthy
McCaul (TX)
McCollum (MN)
McCotter
McCrery
McDermott
McHenry
McIntyre
McKeon
McKinney
McMorris
McNulty
Meehan
Meek (FL)
Meeks (NY)
Melancon
Mica
Michaud
Miller (FL)
Miller (MI)
Miller (NC)
Miller, Gary
Miller, George
Mollohan
Moore (KS)
Moore (WI)
Moran (KS)
Moran (VA)
Murphy
Murtha
Musgrave
Myrick
Nadler
Napolitano
Neal (MA)
Neugebauer
Ney
Northup
Norwood
Nunes
Nussle
Oberstar
Obey
Olver
Ortiz
Osborne
Otter
Owens
Oxley
Pallone
Pascrell
Pastor
Pearce
Pelosi
Pence
Peterson (MN)
Peterson (PA)
Petri
Pickering
Pitts
Platts
Poe
Pombo
Pomeroy
Porter
Price (GA)
Price (NC)
Pryce (OH)
Putnam
Radanovich
Rahall
Ramstad
Regula
Rehberg
Reichert
Renzi
Reyes
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Ros-Lehtinen
Ross
Rothman
Roybal-Allard
Royce
Ruppersberger
Rush
Ryan (OH)
Ryan (WI)
Ryun (KS)
Sabo
Salazar
Sánchez, Linda T.
Sanchez, Loretta
Saxton
Schiff
Schmidt
Schwartz (PA)
Schwarz (MI)
Scott (GA)
Scott (VA)
Sensenbrenner
Serrano
Sessions
Shadegg
Shaw
Shays
Sherman
Sherwood
Shimkus
Shuster
Simmons
Simpson
Skelton
Slaughter
Smith (NJ)
Smith (TX)
Smith (WA)
Snyder
Sodrel
Solis
Spratt
Stark
Stearns
Strickland
Stupak
Sullivan
Tancredo
Tauscher
Taylor (NC)
Terry
Thomas
Thompson (CA)
Thompson (MS)
Thornberry
Tiahrt
Tiberi
Tierney
Towns
Turner
Udall (NM)

Upton
Van Hollen
Velázquez
Visclosky
Walden (OR)
Walsh
Wamp
Wasserman Schultz
Waters
Watt
Waxman
Weiner
Weldon (FL)
Weldon (PA)
Weller
Westmoreland
Wexler
Whitfield
Wicker
Wilson (NM)
Wilson (SC)
Woolsey
Wu
Wynn
Young (FL)

NAYS—1

Paul

NOT VOTING—29

Bishop (GA)
Buyer
Calvert
Carson
Costello
Culberson
DeLay
Emerson
Evans
Fossella
Gilchrest
Granger
Hoekstra
Jenkins
McGovern
McHugh
Millender-McDonald
Payne
Rangel
Sanders
Schakowsky
Souder
Sweeney
Tanner
Taylor (MS)
Udall (CO)
Watson
Wolf
Young (AK)

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said resolution was agreed to.

A motion to reconsider the vote whereby the rules were suspended and said resolution was agreed to was, by unanimous consent, laid on the table.

¶24.18 H. RES. 744—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mr. PRICE of Georgia, pursuant to clause 8, rule XX, announced the further unfinished business to be the motion to suspend the rules and agree to the resolution (H. Res. 744) expressing support for the Good Friday Agreement of 1998 as the blueprint for lasting peace in Northern Ireland and support for continued police reform in Northern Ireland as a critical element in the peace process.

The question being put,

Will the House suspend the rules and agree to said resolution?

The vote was taken by electronic device.

It was decided in the affirmative ..... { Yeas ..... 399; Nays ..... 1; Answered present 1 }

¶24.19 [Roll No. 84]

YEAS—399

Abercrombie
Ackerman
Aderholt
Akin
Alexander
Allen
Andrews
Baca
Bachus
Baird
Baker
Baldwin
Barrett (SC)
Barrow
Bartlett (MD)
Barton (TX)
Bass
Bean
Beauprez
Becerra
Berkley
Berman
Berry
Biggert
Bilirakis
Bishop (NY)
Bishop (UT)
Blackburn
Blumenauer
Blunt
Boehlert
Boehner
Bonilla
Bonner
Bono
Boozman
Boren
Boswell
Boucher
Boustany
Boyd
Bradley (NH)
Brady (PA)
Brady (TX)
Brown (OH)
Brown (SC)
Brown, Corrine
Brown-Waite, Ginny
Burgess
Burton (IN)
Butterfield
Buyer
Camp (MI)
Campbell (CA)
Cannon
Cantor
Capito
Capps
Capuano
Cardin
Cardoza
Carnahan
Carter
Case
Castle
Chabot
Chandler
Chocola
Clay
Cleaver
Clyburn
Coble
Cole (OK)
Conaway
Conyers
Cooper
Costa
Cramer
Crenshaw
Cubin
Cuellar
Cummings
Davis (AL)
Davis (CA)
Davis (FL)
Davis (IL)
Davis (KY)
Davis (TN)
Davis, Jo Ann
Davis, Tom
Deal (GA)
DeFazio
DeGette
Delahunt
DeLauro
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Dicks
Dingell
Doggett
Doolittle
Doyle
Drake
Dreier
Duncan
Edwards
Ehlers
Emanuel
Engel
English (PA)
Eshoo
Etheridge
Everett
Farr
Fattah
Feeney
Ferguson
Filner
Fitzpatrick (PA)
Flake
Foley
Forbes
Ford
Fortenberry
Foxx
Frank (MA)
Franks (AZ)
Frelinghuysen
Gallegly
Garrett (NJ)
Gerlach
Gibbons
Gillmor
Gingrey
Gonzalez
Goode
Goodlatte
Gordon
Graves
Green (WI)
Green, Al
Green, Gene
Grijalva
Gutierrez
Gutknecht
Hall
Harman
Harris
Hart
Hastings (FL)
Hastings (WA)
Hayes
Hayworth
Hefley
Hensarling
Herger
Herseth
Higgins
Hinchey
Hinojosa
Hobson
Holden
Holt
Honda
Hooley
Hostettler
Hoyer
Hulshof
Hyde
Inglis (SC)
Inslee
Israel
Issa
Istook
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Jindal
Johnson (CT)
Johnson (IL)
Johnson, E. B.
Johnson, Sam
Jones (NC)
Kanjorski
Kaptur
Keller
Kelly
Kennedy (MN)
Kennedy (RI)
Kildee
Kilpatrick (MI)
King (IA)
King (NY)
Kingston
Kirk
Kline
Knollenberg
Kolbe
Kucinich
Kuhl (NY)
LaHood
Langevin
Lantos
Larsen (WA)
Larson (CT)
Latham
LaTourette
Leach
Lee
Levin
Lewis (CA)
Lewis (GA)
Lewis (KY)
Linder
Lipinski
LoBiondo
Lofgren, Zoe
Lowey
Lucas
Lungren, Daniel E.
Lynch
Mack
Maloney
Marchant
Markey
Marshall
Matheson
Matsui
McCarthy
McCaul (TX)
McCollum (MN)
McCotter
McCrery
McDermott
McHenry
McHugh
McIntyre
McKeon
McKinney
McMorris
McNulty
Meehan
Meek (FL)
Meeks (NY)
Melancon
Mica
Michaud
Millender-McDonald
Miller (FL)
Miller (MI)
Miller (NC)
Miller, Gary
Miller, George
Mollohan
Moore (KS)
Moore (WI)
Moran (KS)
Moran (VA)
Murphy
Murtha
Musgrave
Myrick
Nadler
Napolitano
Neal (MA)
Neugebauer
Ney
Northup
Norwood
Nunes
Nussle
Oberstar
Obey
Olver
Ortiz
Osborne
Otter
Owens
Oxley
Pallone
Pascrell
Pastor
Paul
Pearce
Pelosi
Pence
Peterson (MN)
Peterson (PA)
Petri
Pickering
Pitts
Platts
Poe
Pombo
Pomeroy
Porter
Price (GA)
Price (NC)
Pryce (OH)
Putnam
Rahall
Ramstad
Rangel
Regula
Rehberg
Reichert
Renzi
Reyes
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Ros-Lehtinen
Ross
Rothman
Roybal-Allard
Royce
Ruppersberger
Ryan (OH)
Ryan (WI)
Ryun (KS)
Sabo
Salazar
Sánchez, Linda T.
Sanchez, Loretta
Saxton
Schiff
Schmidt
Schwartz (PA)
Schwarz (MI)
Scott (GA)
Scott (VA)
Sensenbrenner
Serrano
Sessions
Shadegg
Shaw
Shays
Sherman
Sherwood
Shimkus
Shuster
Simmons
Simpson
Skelton
Slaughter
Smith (NJ)
Smith (TX)
Smith (WA)
Snyder
Sodrel
Solis
Spratt
Stark
Stearns
Strickland
Stupak
Sullivan
Tancredo
Tauscher
Taylor (NC)
Terry
Thomas
Thompson (CA)
Thompson (MS)
Thornberry
Tiahrt
Tiberi
Tierney
Towns
Turner
Udall (NM)
Upton
Van Hollen
Velázquez
Visclosky
Walden (OR)
Walsh
Wamp
Wasserman Schultz
Waters
Watt
Waxman
Weiner
Weldon (FL)
Weldon (PA)
Weller
Westmoreland
Wexler
Whitfield
Wicker
Wilson (NM)
Wilson (SC)
Woolsey
Wu
Wynn
Young (FL)

NAYS—1

Manzullo

ANSWERED ''PRESENT''—1

Gohmert

NOT VOTING—31

Bishop (GA)
Calvert
Carson
Costello
Crowley
Culberson
DeLay
Emerson
Evans
Fossella
Gilchrest
Granger
Hoekstra
Hunter
Jenkins
Jones (OH)
Kind
McGovern
Payne
Radanovich
Rush
Sanders
Schakowsky
Souder
Sweeney
Tanner
Taylor (MS)
Udall (CO)
Watson
Wolf
Young (AK)

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said resolution was agreed to.

A motion to reconsider the vote whereby the rules were suspended and said resolution was agreed to was, by unanimous consent, laid on the table.

¶24.20 NOTICE—MOTION TO INSTRUCT CONFEREES—H.R. 4297

Mr. CARDIN, pursuant to clause 7(c)(1) of rule XXII, announced his intention to instruct the managers on the part of the House at the conference with the Senate on the disagreeing votes of the two Houses on the amendment of the Senate to the bill (H.R. 4297) to provide reconciliation pursuant to section 201(b) of the concurrent resolution on the budget for fiscal year 2006, (1) to agree to the provisions of section 102 (relating to credit for elective deferrals and IRA contributions), and section 108 (relating to extension and modification of research credit), of the amendment of the Senate, (2) to agree to the provisions of section 106 of the amendment of the Senate (relating to extension and increase in minimum tax relief to individuals), (3) to recede from the provisions of the House bill that extend the lower tax rate on dividends and capital gains that would otherwise terminate at the close of 2008, and (4) to the maximum extent possible within the scope of conference, to insist on the conference report which will neither increase the Federal budget deficit nor increase the amount of the debt subject to the public debt limit.

¶24.21 COMMITTEE ELECTION—MAJORITY

Mr. LATHAM, by unanimous consent, submitted the following resolution (H. Res. 754):

Resolved, That the following Members be and are hereby elected to the following standing committee of the House of Representatives:

Committee on Science: Mr. Neugebauer to rank after Mr. Feeney, and Mr. Mario Diaz-Balart of Florida.

When said resolution was considered and agreed to.

A motion to reconsider the vote whereby said resolution was agreed to was, by unanimous consent, laid on the table.

¶24.22 PROVIDING FOR THE CONSIDERATION OF H.R. 513

Mr. DREIER, by direction of the Committee on Rules, reported (Rept. No. 109–404) the resolution (H. Res. 755) providing for the consideration of the bill (H.R. 513) to amend the Federal Election Campaign Act of 1971 to clarify when organizations described in section 527 of the Internal Revenue Code of 1986 must register as political committees, and for other purposes.

When said resolution and report were referred to the House Calendar and ordered printed.

¶24.23 MESSAGE FROM THE SENATE

A message from the Senate by Ms. Curtis, one of its clerks, announced that the Senate has passed a Joint Resolution and a Concurrent Resolution of the following titles in which the concurrence of the House is requested:

S.J. Res. 28. A joint resolution approving the location of the commemorative work in the District of Columbia honoring former President Dwight D. Eisenhower.

S. Con. Res. 60. A concurrent resolution designating the Negro Leagues Baseball Museum in Kansas City, Missouri, as America's National Negro Leagues Baseball Museum.

¶24.24 SENATE CONCURRENT RESOLUTION REFERRED

A concurrent resolution of the Senate of the following title was taken from the Speaker's table and, under the rule, referred as follows:

S. Con. Res. 60. A concurrent resolution designating the Negro Leagues Baseball Museum in Kansas City, Missouri, as America's National Negro Leagues Baseball Museum; to the Committee on Resources.

¶24.25 LEAVE OF ABSENCE

By unanimous consent, leave of absence was granted—

To Mr. CULBERSON, for today;

To Mrs. EMERSON, for today;

To Mr. McGOVERN, for today;

To Ms. SCHAKOWSKY, for today;

To Mr. TANNER, for today and balance of the week; and

To Ms. WATSON, for today and balance of the week.

And then,

¶24.26 ADJOURNMENT

On motion of Mr. KING of Iowa, at 11 o'clock and 59 minutes p.m., the House adjourned.

¶24.27 REPORTS OF COMMITTEES ON PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XIII, reports of committees were delivered to the Clerk for printing and reference to the proper calendar, as follows:

Mr. OXLEY: Committee on Financial Services. H.R. 4916. A bill to authorize United States participation in, and appropriations for, the United States contribution to the first replenishment of the resources of the Enterprise for the Americas Multilateral Investment Fund (Rept. 109–403). Referred to the Committee of the Whole House on the State of the Union.

Mr. DREIER: Committee on Rules. House Resolution 755. Resolution providing for consideration of the bill (H.R. 513) to amend the Federal Election Campaign Act of 1971 to clarify when organizations described in section 527 of the Internal Revenue Code of 1986 must register as political committees, and for other purposes (Rept. 109–404). Referred to the House Calendar.

¶24.28 PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XII, public bills and resolutions were introduced and severally referred, as follows:

By Mr. YOUNG of Alaska (for himself, Mr. OBERSTAR, Mr. LATOURETTE, and Ms. CORRINE BROWN of Florida):

H.R. 5074. A bill to amend the Railroad Retirement Act of 1974 to provide for continued payment of railroad retirement annuities by the Department of the Treasury, and for other purposes; to the Committee on Transportation and Infrastructure.

By Mr. STARK (for himself, Mr. McDERMOTT, Ms. BEAN, and Mr. INSLEE):

H.R. 5075. A bill to amend the Internal Revenue Code of 1986 to clarify the restriction on disclosures and use of information by tax return preparers; to the Committee on Ways and Means.

By Mr. YOUNG of Alaska (for himself, Mr. OBERSTAR, Mr. MICA, and Mr. COSTELLO):

H.R. 5076. A bill to amend title 49, United States Code, to authorize appropriations for fiscal years 2007, 2008, and 2009, and for other purposes; to the Committee on Transportation and Infrastructure.

By Mr. LUCAS:

H.R. 5077. A bill to amend title 31, United States Code, to provide a clear line of demarcation with regard to private ownership of any coin, medal, or numismatic item made or issued by the United States Government before January 1, 1933, that is not in the possession of the United States Government, to establish certain guidelines and requirements with respect to the inventory, preservation, public display, and disposition of certain United States coins, medals, and numismatic items that were struck or made after December 31, 1932, and for other purposes; to the Committee on Financial Services.

By Mr. BOEHLERT (for himself and Mr. MICHAUD):

H.R. 5078. A bill to elevate the Environmental Protection Agency to Cabinet-level status and redesignate such agency as the Department of Environmental Protection; to the Committee on Government Reform.

By Mr. WALDEN of Oregon:

H.R. 5079. A bill to provide for the modification of an amendatory repayment contract between the Secretary of the Interior and the North Unit Irrigation District, and for other purposes; to the Committee on Resources.

By Mr. BRADY of Texas:

H.R. 5080. A bill to provide for the expansion of human clinical trials qualifying for the orphan drug credit; to the Committee on Ways and Means.

By Mr. CARTER (for himself, Mr. REYES, Ms. JACKSON-LEE of Texas, Mr. KUHL of New York, Mr. HAYES, Mr. McGOVERN, Mr. ROTHMAN, Mr. EVANS, Mr. CALVERT, Mr. GOODE, Mr. WILSON of South Carolina, Mr. STRICKLAND, Mr. GONZALEZ, Mr. McCAUL of Texas, Mr. KLINE, Mr. LUCAS, Mr. POMBO, Mr. McKEON, Mr. REHBERG, Mr. PORTER, Mr. CULBERSON, Mr. DELAY, Mr. BURTON of Indiana, Mr. MARCHANT, Mr. JENKINS, Mr. COBLE, Mr. SAM JOHNSON of Texas, Mr. PEARCE, Mr. WALSH, Mr. SMITH of Texas, Ms. HARRIS, Mr. KINGSTON, Ms. GRANGER, Mr. BURGESS, Mr. SHIMKUS, Mr. RENZI, Mr. WAMP, Mr. CANTOR, Mr. SESSIONS, Mr. McHENRY, Mr. BRADY of Texas, Mrs. BLACKBURN, Mr. ALEXANDER, Mr. DAVIS of Tennessee, Mr. LINCOLN DIAZ-BALART of Florida, Mr. MARIO DIAZ-BALART of Florida, Mr. HAYWORTH, Mr. SHAW, Mr. BONILLA, Mr. GERLACH, Mr. KELLER, Mr. BARRETT of South Carolina, Mr. NEUGEBAUER, Mr. FEENEY, Mr. GOHMERT, Mr. MICA, Mr. GINGREY, Mr. GENE GREEN of Texas, Mr. ORTIZ, Mr. EDWARDS, Ms. GINNY BROWN-WAITE of Florida, Mr. OTTER, Mr. TERRY, Mr. ROGERS of Alabama, Mr. ROGERS of Michigan, Mr. LINDER, Mr. COLE of Oklahoma, Mr. SIMMONS, Mr. OXLEY, Mr. DOOLITTLE, Mr. HASTINGS of Washington, Mr. HUNTER, Mr. AKIN, Mr. POE, Mr. EHLERS, Mrs. MYRICK, Mr. YOUNG of Alaska, Mr. PETRI, Mr. MARSHALL, Mr. SULLIVAN, Mr. JONES of North Carolina, Mr. PAUL, Mrs. LOWEY, Mr. KING of New York, Mr. BONNER, Mr. COOPER, Mr. LAHOOD, Mrs. CUBIN, Mr. ENGLISH of Pennsylvania, Mrs. CAPITO, Mrs. MUSGRAVE, Mr. KING of Iowa, Mr. DANIEL E. LUNGREN of California, Mr. WICKER, Mr. BLUNT, Mr. BOEHNER, Mr. SHUSTER, Mr. GARRETT of New Jersey, Mr. FITZPATRICK of Pennsylvania, Mr. REYNOLDS, Mr. MARKEY, Mr. CAMP of Michigan, Mr. BISHOP of Georgia, Mr. RYUN of Kansas, Mr. LOBIONDO, and Mr. OSBORNE):

H.R. 5081. A bill to amend the Internal Revenue Code of 1986 to make employers of spouses of military personnel eligible for the work opportunity credit; to the Committee on Ways and Means.

By Mr. DAVIS of Alabama:

H.R. 5082. A bill to amend the Consolidated Farm and Rural Development Act to provide for comprehensive community and economic development in the distressed Southern Black Belt and Mississippi Delta region while leveraging existing efforts, entities, and resources; to the Committee on Agriculture, and in addition to the Committees on Transportation and Infrastructure, and Financial Services, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. DAVIS of Kentucky (for himself, Mr. BOUSTANY, and Mr. ISRAEL):

H.R. 5083. A bill to amend title 10, United States Code, to provide equity between active and reserve component members of the Armed Forces in the computation of disability retired pay for members wounded in action; to the Committee on Armed Services.

By Mr. DINGELL:

H.R. 5084. A bill to amend the Internal Revenue Code of 1986 to restrict the disclosure information by tax return preparers to third party entities and to prohibit private tax collection contracts; to the Committee on Ways and Means.

By Mr. INSLEE (for himself, Mrs. BLACKBURN, Ms. BALDWIN, Mr. GILLMOR, and Mr. BOUCHER):

H.R. 5085. A bill to amend the Communications Act of 1934 to promote and expedite wireless broadband deployment in rural and other areas, and for other purposes; to the Committee on Energy and Commerce.

By Mr. LAHOOD (for himself, Mr. HASTERT, Mr. RUSH, Mr. JACKSON of Illinois, Mr. LIPINSKI, Mr. GUTIERREZ, Mr. EMANUEL, Mr. HYDE, Mr. DAVIS of Illinois, Ms. BEAN, Ms. SCHAKOWSKY, Mr. KIRK, Mr. WELLER, Mr. COSTELLO, Mrs. BIGGERT, Mr. JOHNSON of Illinois, Mr. MANZULLO, and Mr. SHIMKUS):

H.R. 5086. A bill to designate the facility of the United States Postal Service located at

2633 11th Street in Rock Island, Illinois, as the ''Lane Evans Post Office Building''; to the Committee on Government Reform.

By Mr. PALLONE (for himself and Mr. GEORGE MILLER of California):

H.R. 5087. A bill to amend title 5, United States Code, to increase the maximum age up to which an individual may be afforded health coverage under chapter 89 of such title as a dependent child; to the Committee on Government Reform.

By Ms. SOLIS:

H.R. 5088. A bill to require Federal agencies to support health impact assessments and take other actions to improve health and the environmental quality of communities, and for other purposes; to the Committee on Energy and Commerce.

By Mr. STUPAK:

H.R. 5089. A bill to enable the Great Lakes Fishery Commission to investigate effects of migratory birds on sustained productivity of stocks of fish of common concern in the Great Lakes; to the Committee on Resources.

By Mr. POMBO:

H.J. Res. 83. A joint resolution to memorialize and honor the contribution of Chief Justice William H. Rehnquist; to the Committee on Resources.

By Mr. FATTAH:

H. Con. Res. 377. Concurrent resolution honoring the Educational Commission for Foreign Medical Graduates (ECFMG) for fifty years of distinguished service; to the Committee on Education and the Workforce.

By Mr. BOEHLERT (for himself and Mr. DEFAZIO):

H. Res. 753. A resolution commending American craft brewers; to the Committee on Government Reform.

By Mr. LATHAM:

H. Res. 754. A resolution electing Members to certain standing Committees of the House of Representatives; considered and agreed to.

By Mr. MARIO DIAZ-BALART of Florida (for himself, Mr. MCHENRY, Mr. MILLER of Florida, Mr. LINCOLN DIAZ-BALART of Florida, and Mrs. MILLER of Michigan):

H. Res. 756. A resolution expressing the gratitude and appreciation of the House of Representatives to the professionalism and dedication of the United States Capitol Police; to the Committee on House Administration.

By Mrs. DRAKE:

H. Res. 757. A resolution commending the Virginia Wesleyan College Marlins men's basketball team for winning the 2006 National Collegiate Athletic Association Division III National Basketball Championship; to the Committee on Education and the Workforce.

By Mr. DREIER (for himself, Mr. PRICE of North Carolina, Mr. KOLBE, Mr. GILLMOR, Mr. KIRK, Mr. BOOZMAN, Mr. WILSON of South Carolina, Mr. COLE of Oklahoma, Mrs. MILLER of Michigan, Mr. FORTENBERRY, Mr. REYES, Mrs. CAPPS, Mr. HOLT, Mr. SCHIFF, Mr. DAVIS of Alabama, and Ms. SCHWARTZ of Pennsylvania):

H. Res. 758. A resolution welcoming the members and staff of the parliaments of East Timor, Georgia, Indonesia, and Macedonia to the House of Representatives as the first partner parliaments of the House Democracy Assistance Commission; to the Committee on International Relations.

By Mr. EVANS (for himself and Mr. SMITH of New Jersey):

H. Res. 759. A resolution expressing the sense of the House of Representatives that the Government of Japan should formally acknowledge and accept responsibility for its sexual enslavement of young women, known to the world as ''comfort women'', during its colonial occupation of Asia and the Pacific Islands from the 1930s through the duration of World War II, and for other purposes; to the Committee on International Relations.

By Mr. PALLONE (for himself and Mr. SHAW):

H. Res. 760. A resolution supporting the goals and ideals of National Clean Beaches Week and recognizing the considerable value of American beaches and their role in American culture; to the Committee on Resources.

By Mr. STEARNS (for himself, Mr. MILLER of Florida, Ms. GINNY BROWN-WAITE of Florida, Mr. MEEK of Florida, Mr. FEENEY, Mr. MACK, Mr. CRENSHAW, Mr. BOYD, Mr. LINCOLN DIAZ-BALART of Florida, Mr. HASTINGS of Florida, Mr. DAVIS of Florida, Ms. WASSERMAN SCHULTZ, Mr. FOLEY, Ms. CORRINE BROWN of Florida, Mr. BILIRAKIS, Ms. ROS-LEHTINEN, Mr. SHAW, Mr. MICA, Mr. WELDON of Florida, Mr. YOUNG of Florida, Mr. PUTNAM, Mr. KELLER, Mr. MARIO DIAZ-BALART of Florida, and Ms. HARRIS):

H. Res. 761. A resolution to commend the University of Florida Gators for their historic win in the 2006 National Collegiate Athletic Association Division I Men's Basketball Tournament; to the Committee on Education and the Workforce.

¶24.29 PRIVATE BILLS AND RESOLUTIONS

Under clause 3 of rule XII,

Mr. GILLMOR introduced a bill (H.R. 5090) for the relief of Manuel Bartsch; which was referred to the Committee on the Judiciary.

¶24.30 ADDITIONAL SPONSORS

Under clause 7 of rule XII, sponsors were added to public bills and resolutions as follows:

H.R. 23: Mr. SCOTT of Virginia.
H.R. 94: Mrs. JONES of Ohio.
H.R. 202: Mr. MOORE of Kansas.
H.R. 294: Mr. JONES of North Carolina.
H.R. 389: Mrs. KELLY.
H.R. 450: Mr. SOUDER and Mr. PRICE of North Carolina.
H.R. 503: Mrs. DAVIS of California.
H.R. 517: Mr. GALLEGLY.
H.R. 559: Ms. EDDIE BERNICE JOHNSON of Texas and Mr. RANGEL.
H.R. 583: Mr. ROGERS of Kentucky, Mr. RYAN of Wisconsin, Mr. CAPUANO, and Mr. DOGGETT.
H.R. 697: Mrs. MCCARTHY.
H.R. 699: Mrs. CAPITO, Mr. CAPUANO, Mr. EHLERS, and Mr. JOHNSON of Illinois.
H.R. 713: Mr. DOOLITTLE.
H.R. 717: Ms. CORRINE BROWN of Florida.
H.R. 809: Mrs. NORTHUP.
H.R. 865: Mr. FILNER and Mr. AL GREEN of Texas.
H.R. 874: Mr. CAMPBELL of California.
H.R. 886: Mr. SHIMKUS, Mr. MEEKS of New York, and Mr. BERMAN.
H.R. 910: Mr. DOYLE.
H.R. 986: Mr. MARSHALL.
H.R. 998: Ms. CARSON.
H.R. 1002: Mr. LINCOLN DIAZ-BALART of Florida.
H.R. 1016: Ms. HERSETH.
H.R. 1105: Mr. KUHL of New York.
H.R. 1227: Mr. GUTKNECHT, Mr. MEEHAN, Mr. RYAN of Wisconsin, Mr. REICHERT, Ms. WOOLSEY, Mrs. BLACKBURN, and Mr. CONYERS.
H.R. 1249: Mr. EVANS.
H.R. 1288: Mr. GALLEGLY.
H.R. 1356: Ms. MATSUI, Ms. MILLENDER-MCDONALD, Mr. ACKERMAN, and Mr. ABERCROMBIE.
H.R. 1357: Mr. BOOZMAN, Mr. HUNTER, Mr. REHBERG, Mr. SMITH of Texas, Mr. HYDE, and Mr. MCCRERY.
H.R. 1393: Ms. BERKLEY, Mr. BOOZMAN, Mr. SCHWARZ of Michigan, Mr. MILLER of North Carolina, and Ms. HERSETH.
H.R. 1402: Mr. POMEROY.
H.R. 1425: Mr. FITZPATRICK of Pennsylvania.
H.R. 1426: Mrs. JO ANN DAVIS of Virginia and Mr. LATHAM.
H.R. 1548: Mr. CHABOT and Mr. CAMPBELL of California.
H.R. 1578: Mr. KANJORSKI and Mr. LAHOOD.
H.R. 1582: Mr. CAPUANO.
H.R. 1639: Mr. MCGOVERN.
H.R. 1687: Ms. HOOLEY.
H.R. 1709: Mr. SCOTT of Georgia and Mr. BISHOP of New York.
H.R. 1798: Mr. ANDREWS.
H.R. 1951: Mr. RANGEL, Mr. KING of New York, Mr. NADLER, and Mrs. MALONEY.
H.R. 2037: Mr. BROWN of Ohio.
H.R. 2071: Mr. LEVIN.
H.R. 2121: Mr. DENT and Mr. MARSHALL.
H.R. 2134: Mr. MCCOTTER.
H.R. 2206: Mr. FORD, Mr. SOUDER, Mr. FRANK of Massachusetts, Mr. BONNER, Mr. CARDIN, Mr. BAIRD, and Mr. POMEROY.
H.R. 2230: Ms. BALDWIN.
H.R. 2250: Mr. KENNEDY of Minnesota.
H.R. 2328: Mr. BISHOP of New York.
H.R. 2357: Mr. JEFFERSON.
H.R. 2369: Mr. BACA and Mr. DANIEL E. LUNGREN of California.
H.R. 2421: Mr. ORTIZ, Mr. UPTON, and Mr. DAVIS of Illinois.
H.R. 2429: Mr. MURTHA.
H.R. 2458: Mr. PETRI and Mr. POE.
H.R. 2629: Mr. CUMMINGS.
H.R. 2669: Mr. TOM DAVIS of Virginia.
H.R. 2730: Mr. HONDA.
H.R. 2793: Mr. LATHAM.
H.R. 2861: Mr. FOLEY.
H.R. 3098: Mr. BLUNT and Mr. NORWOOD.
H.R. 3131: Mr. BURGESS.
H.R. 3142: Mr. LEACH.
H.R. 3144: Mr. KENNEDY of Minnesota.
H.R. 3151: Mr. WYNN.
H.R. 3183: Mr. FEENEY and Ms. HERSETH.
H.R. 3185: Mr. CONYERS.
H.R. 3318: Mr. ALEXANDER.
H.R. 3323: Ms. HERSETH.
H.R. 3361: Mr. WELLER and Mr. KENNEDY of Minnesota.
H.R. 3385: Mr. LATHAM and Mr. VAN HOLLEN.
H.R. 3436: Mr. GALLEGLY.
H.R. 3476: Mrs. LOWEY.
H.R. 3579: Mr. HIGGINS and Ms. BERKLEY.
H.R. 3628: Mr. SCHWARZ of Michigan and Mr. CONYERS.
H.R. 3658: Ms. LINDA T. SÁNCHEZ of California, Ms. CARSON, and Ms. EDDIE BERNICE JOHNSON of Texas.
H.R. 3685: Mr. WAMP.
H.R. 3717: Mr. BOUSTANY.
H.R. 3753: Mr. EHLERS, Mr. PICKERING, Mr. LATHAM, and Mrs. CUBIN.
H.R. 3779: Mr. SANDERS.
H.R. 3883: Mr. MARCHANT and Mr. BONILLA.
H.R. 3997: Mr. WOLF, Mr. MCCOTTER, and Mr. FOLEY.
H.R. 4005: Mr. SANDERS.
H.R. 4025: Ms. MATSUI.
H.R. 4183: Mr. SANDERS.
H.R. 4184: Ms. HERSETH and Mr. MOORE of Kansas.
H.R. 4190: Mr. MARSHALL, Mr. WAXMAN, and Ms. HERSETH.
H.R. 4229: Mr. CASE.
H.R. 4259: Mr. BRADY of Pennsylvania, Mr. MICHAUD, and Mr. PUTNAM.
H.R. 4282: Mr. GOODE.
H.R. 4398: Mr. FORD.
H.R. 4399: Mr. SMITH of New Jersey.
H.R. 4421: Mr. HAYWORTH.
H.R. 4423: Ms. WATSON.
H.R. 4452: Mr. PASCRELL.
H.R. 4542: Mr. HASTINGS of Florida, Mr. SCOTT of Georgia, Mr. RUPPERSBERGER, Ms. HARMAN, Mr. SERRANO, Ms. CARSON, and Mr. MARKEY.
H.R. 4547: Mr. GALLEGLY, Mr. KINGSTON, and Mr. NORWOOD.

H.R. 4624: Mr. MICHAUD.
H.R. 4681: Mr. RYAN of Ohio, Mr. SCHWARZ of Michigan, Mr. FATTAH, Mr. CRAMER, Mr. AL GREEN of Texas, Mr. MCCOTTER, Mr. DAVIS of Alabama, Mr. FRELINGHUYSEN, Mr. SALAZAR, Mr. PASTOR, Mr. THOMPSON of Mississippi, Mr. HOYER, Mr. PALLONE, Ms. GRANGER, Mr. LEVIN, Mr. FLAKE, Mr. OTTER, Mr. WU, and Mr. SHIMKUS.
H.R. 4736: Ms. ZOE LOFGREN of California, Mr. PAYNE, Mrs. LOWEY, Mr. HONDA, Mrs. MCCARTHY, Ms. SCHAKOWSKY, Mr. ISRAEL, Mr. ROTHMAN, Ms. MATSUI, and Mr. WEXLER.
H.R. 4740: Ms. BEAN, Mr. JINDAL, Mr. LYNCH, Mrs. MUSGRAVE, and Mrs. NORTHUP.
H.R. 4746: Mr. SANDERS.
H.R. 4751: Mr. BOEHLERT and Mr. EMANUEL.
H.R. 4755: Mr. DENT, Mr. CRAMER, Mr. WU, Mr. LANGEVIN, Mr. PORTER, Ms. WATSON, Ms. ZOE LOFGREN of California, Mr. MARSHALL, Mr. GIBBONS, Mr. LANTOS, Mrs. CHRISTENSEN, Mr. LYNCH, Mr. BACA, and Mr. INSLEE.
H.R. 4761: Mr. SIMPSON, Mr. BOREN, and Mr. PRICE of Georgia.
H.R. 4790: Mr. FRANKS of Arizona and Mr. ENGLISH of Pennsylvania.
H.R. 4798: Mr. CALVERT.
H.R. 4799: Mr. SANDERS and Mr. SCHWARZ of Michigan.
H.R. 4824: Mr. SHADEGG, Mr. PRICE of North Carolina, Mr. BISHOP of Georgia, and Ms. HERSETH.
H.R. 4843: Mr. KOLBE.
H.R. 4844: Mr. FEENEY.
H.R. 4865: Mr. ORTIZ.
H.R. 4873: Ms. HERSETH.
H.R. 4890: Mr. HOEKSTRA and Mr. DEAL of Georgia.
H.R. 4898: Mrs. CHRISTENSEN, Ms. MOORE of Wisconsin, and Mrs. MALONEY.
H.R. 4903: Mrs. MCCARTHY.
H.R. 4917: Mr. LEWIS of Georgia.
H.R. 4922: Mr. FOLEY, Mr. SAM JOHNSON of Texas, and Mr. GALLEGLY.
H.R. 4924: Mr. CARTER.
H.R. 4949: Mr. UDALL of New Mexico, Mr. SERRANO, Ms. MCCOLLUM of Minnesota, Mr. MCNULTY, Mr. KENNEDY of Rhode Island, Mr. MCDERMOTT, Mr. LANGEVIN, Ms. SCHAKOWSKY, Mr. UDALL of Colorado, Mr. DOYLE, Mr. KUHL of New York, Mrs. CAPITO, Mr. EMANUEL, Ms. KAPTUR, and Ms. DELAURO.
H.R. 4953: Mr. STUPAK, Mr. GRIJALVA, Mr. BROWN of Ohio, Mr. KIND, and Mr. LIPINSKI.
H.R. 4992: Mr. PETERSON of Minnesota and Mr. GOODE.
H.R. 5007: Mr. MICHAUD.
H.R. 5013: Mr. POE, Mrs. MILLER of Michigan, Mrs. MUSGRAVE, Mr. BOUCHER, Mr. ROGERS of Alabama, and Mr. BISHOP of Utah.
H.R. 5014: Mr. DELAHUNT.
H.R. 5017: Mr. THOMPSON of Mississippi.
H.R. 5022: Mr. JEFFERSON, Mr. SMITH of Washington, Mr. STARK, Ms. ZOE LOFGREN of California, Mr. PALLONE, and Mr. DINGELL.
H.R. 5023: Mr. DAVIS of Illinois, Ms. MATSUI, Ms. MOORE of Wisconsin, and Mrs. NAPOLITANO.
H.R. 5032: Mr. BISHOP of Georgia and Mr. MCCOTTER.
H.R. 5039: Mr. CLAY.
H.R. 5043: Mr. LARSON of Connecticut.
H.R. 5063: Mr. JEFFERSON, Mr. FARR, Mr. SANDERS, and Mr. BISHOP of New York.
H.R. 5065: Mr. PALLONE and Ms. CARSON.
H. J. Res. 81: Ms. WASSERMAN SCHULTZ.
H. Con. Res. 100: Mr. MORAN of Virginia, Mr. PICKERING, Mr. BLUMENAUER, and Mr. SNYDER.
H. Con. Res. 179: Mr. GRIJALVA.
H. Con. Res. 197: Mr. SMITH of Washington.
H. Con. Res. 231: Mrs. KELLY.
H. Con. Res. 235: Mr. MILLER of Florida.
H. Con. Res. 302: Mr. POE.
H. Con. Res. 306: Mr. ANDREWS.
H. Con. Res. 340: Mr. OXLEY and Mrs. DAVIS of California.
H. Con. Res. 346: Mr. FEENEY, Ms. BORDALLO, and Mr. FRANKS of Arizona.
H. Con. Res. 348: Mr. OBERSTAR.
H. Con. Res. 355: Mr. SPRATT, Mr. PAUL, Mr. LARSEN of Washington, Mr. OWENS, Mr. FORTUÑO, Mr. KENNEDY of Rhode Island, Mr. KUHL of New York, and Ms. EDDIE BERNICE JOHNSON of Texas.
H. Con. Res. 363: Mr. ENGEL and Mr. JEFFERSON.
H. Con. Res. 365: Mr. MCCOTTER, Mr. WOLF, and Mr. RYAN of Ohio.
H. Con. Res. 366: Mr. DOYLE, Mr. INSLEE, Mr. CAPUANO, Mr. SNYDER, Mr. CARTER, Mr. MOORE of Kansas, Mr. SCHIFF, Mr. GALLEGLY, Mr. MCCOTTER, Mr. DANIEL E. LUNGREN of California, Mr. MCGOVERN, Mrs. WILSON of New Mexico, Ms. WATSON, Mr. THOMAS, Mr. BARTON of Texas, and Mr. HOLT.
H. Con. Res. 368: Mr. BROWN of Ohio and Mr. PORTER.
H. Con. Res. 370: Mr. SESSIONS, Mr. MCNULTY, and Mr. MILLER of Florida.
H. Con. Res. 371: Mr. PETERSON of Minnesota.
H. Res. 123: Mr. SIMMONS.
H. Res. 222: Mr. WOLF and Mr. POE.
H. Res. 335: Mr. ORTIZ.
H. Res. 518: Mr. GORDON, Mr. FOLEY, Mr. SOUDER, and Mr. MILLER of Florida.
H. Res. 526: Mr. FRANKS of Arizona.
H. Res. 556: Mr. COSTELLO, Miss MCMORRIS, and Mr. CALVERT.
H. Res. 600: Mr. MILLER of North Carolina, Mr. EMANUEL, Mr. SCOTT of Virginia, Mr. LEVIN, Mr. KENNEDY of Rhode Island, Mr. MCNULTY, Ms. Schwartz of Pennsylvania, Mr. BROWN of Ohio, Mr. DEFAZIO, Mr. PAYNE, and Mr. LARSEN of Washington.
H. Res. 608: Miss MCMORRIS and Mr. BISHOP of Georgia.
H. Res. 697: Mr. BURTON of Indiana, Mr. OBERSTAR, Ms. WATSON, Mr. SWEENEY, Mr. BISHOP of Utah, Mr. MCDERMOTT, Mr. CASTLE, Mr. BASS, Mr. GILCHREST, Mrs. MYRICK, Mr. SALAZAR, Mrs. MALONEY, Mr. CANNON, Mr. INSLEE, Mr. TANCREDO, Mr. CROWLEY, Mr. GIBBONS, Mr. ENGEL, Ms. SCHAKOWSKY, Mr. WILSON of South Carolina, Mr. ROTHMAN, Mr. BACHUS, Mr. BACA, Mr. POE, Mr. GALLEGLY, Mr. LAHOOD, Mr. BROWN of Ohio, Mr. FALEOMAVAEGA, Mr. SMITH of Washington, Mr. RAMSTAD, Mrs. NAPOLITANO, and Mr. RADANOVICH.
H. Res. 699: Mr. BOYD.
H. Res. 703: Mr. MCNULTY.
H. Res. 721: Mr. SHADEGG, Mr. SANDERS, and Ms. WOOLSEY.
H. Res. 723: Mr. MCDERMOTT, Mr. ANDREWS, Ms. PELOSI, Mr. SOUDER, and Mr. CLEAVER.
H. Res. 729: Mr. ROGERS of Kentucky.
H. Res. 730: Mr. GOHMERT, Mr. SESSIONS, and Mr. RUPPERSBERGER.
H. Res. 731: Ms. GINNY BROWN-WAITE of Florida, Mr. ALEXANDER, Mr. MILLER of Florida, Mr. BARTLETT of Maryland, Mr. BISHOP of Georgia, Mr. KUHL of New York, and Mr. GALLEGLY.
H. Res. 737: Mr. NEAL of Massachusetts, Ms. EDDIE BERNICE JOHNSON of Texas, Mr. PAYNE, Mrs. MALONEY, Mr. DAVIS of Illinois, Mr. COOPER, Mr. Davis of Kentucky, Ms. MCCOLLUM of Minnesota, Mr. LAHOOD, Mr. KIRK, Mr. WICKER, Mr. NEUGEBAUER, Ms. SCHWARTZ of Pennsylvania, Mr. DAVIS of Alabama, Mr. MILLER of North Carolina, Mr. SHIMKUS, and Mr. GERLACH.
H. Res. 744: Mr. ENGEL.
H. Res. 750: Ms. LINDA T. SÁNCHEZ of California.
H. Res. 752: Mr. DAVIS of Illinois.

WEDNESDAY, APRIL 5, 2006 (25)

¶25.1 APPOINTMENT OF SPEAKER PRO TEMPORE

The House was called to order by the SPEAKER pro tempore, Mrs. CAPITO, who laid before the House the following communication:

WASHINGTON, DC,
April 5, 2006.

I hereby appoint the Honorable SHELLY MOORE CAPITO to act as Speaker pro tempore on this day.

J. DENNIS HASTERT,
Speaker of the House of Representatives.

¶25.2 APPROVAL OF THE JOURNAL

The SPEAKER pro tempore, Mrs. CAPITO, announced she had examined and approved the Journal of the proceedings of Tuesday, April 4, 2006.

Pursuant to clause 1, rule I, the Journal was approved.

¶25.3 COMMUNICATIONS

Executive and other communications, pursuant to clause 8, rule XII, were referred as follows:

6886. A letter from the Chairman, Council of the District of Columbia, transmitting a copy of D.C. ACT 16-312, ''District of Columbia Bus Shelter Amendment Act of 2006,'' pursuant to D.C. Code section 1–233(c)(1); to the Committee on Government Reform.

6887. A letter from the Chairman, Council of the District of Columbia, transmitting a copy of D.C. ACT 16-309, ''Home of Walter Washington Way Designation Act of 2006,'' pursuant to D.C. Code section 1–233(c)(1); to the Committee on Government Reform.

6888. A letter from the Chairman, Council of the District of Columbia, transmitting a copy of D.C. ACT 16-308, ''Walter E. Washington Way Designation Act of 2006,'' pursuant to D.C. Code section 1–233(c)(1); to the Committee on Government Reform.

6889. A letter from the Chairman, Council of the District of Columbia, transmitting a copy of D.C. ACT 16-311, ''Carolyn Llorente Memorial Designation Act of 2006,'' pursuant to D.C. Code section 1–233(c)(1); to the Committee on Government Reform.

6890. A letter from the Chairman, Council of the District of Columbia, transmitting a copy of D.C. ACT 16-310, ''Terry Hairston Run Designation Act of 2006,'' pursuant to D.C. Code section 1–233(c)(1); to the Committee on Government Reform.

6891. A letter from the Chairman, Council of the District of Columbia, transmitting a copy of D.C. ACT 16-313, ''Office and Commission on African Affairs Act of 2006,'' pursuant to D.C. Code section 1–233(c)(1); to the Committee on Government Reform.

6892. A letter from the Chairman, Council of the District of Columbia, transmitting a copy of D.C. ACT 16-314, ''Real Property Disposition Economic Analysis Amendemnt Act of 2006,'' pursuant to D.C. Code section 1–233(c)(1); to the Committee on Government Reform.

6893. A letter from the Chairman, Council of the District of Columbia, transmitting a copy of D.C. ACT 16-315, ''Lamond-Riggs Air Quality Study Temporary Act of 2006,'' pursuant to D.C. Code section 1–233(c)(1); to the Committee on Government Reform.

6894. A letter from the Chairman, Council of the District of Columbia, transmitting a copy of D.C. ACT 16-316, ''Victims of Domestic Violence Fund Establishment Temporary Act of 2006,'' pursuant to D.C. Code section 1–233(c)(1); to the Committee on Government Reform.

6895. A letter from the Chairman, Council of the District of Columbia, transmitting a copy of D.C. ACT 16-318, ''School Without Walls Development Project Temporary Amendment Act of 2006,'' pursuant to D.C. Code section 1–233(c)(1); to the Committee on Government Reform.

6896. A letter from the Chairman, Council of the District of Columbia, transmitting a copy of D.C. ACT 16-317, ''Ballpark Hard and

Soft Costs Cap and Ballpark Lease Conditional Approval Temporary Act of 2006,'' pursuant to D.C. Code section 1–233(c)(1); to the Committee on Government Reform.

6897. A letter from the Chairman, Council of the District of Columbia, transmitting a copy of D.C. ACT 16-335, ''Way to Work Amendment Act of 2006,'' pursuant to D.C. Code section 1–233(c)(1); to the Committee on Government Reform.

6898. A letter from the Chairman, Council of the District of Columbia, transmitting a copy of D.C. ACT 16-336, ''Home Again Initiative Community Development Amendment Act of 2006,'' pursuant to D.C. Code section 1–233(c)(1); to the Committee on Government Reform.

6899. A letter from the Chairman, Council of the District of Columbia, transmitting a copy of D.C. ACT 16-337, ''Contracting and Procurement Reform Task Force Membership Authorization and Qualifications Clarification Temporary Act of 2006,'' pursuant to D.C. Code section 1–233(c)(1); to the Committee on Government Reform.

6900. A letter from the Chairman, Council of the District of Columbia, transmitting a copy of D.C. ACT 16-338, ''Unemployment Compensation Contributions Federal Conformity Temporary Amendment Act of 2006,'' pursuant to D.C. Code section 1–233(c)(1); to the Committee on Government Reform.

6901. A letter from the Chairman, Council of the District of Columbia, transmitting a copy of D.C. ACT 16-339, ''Procurement Practices Timely Competition Assurance and Direct Voucher Prohibition Amendment Act of 2006,'' pursuant to D.C. Code section 1–233(c)(1); to the Committee on Government Reform.

6902. A letter from the Chairman, Council of the District of Columbia, transmitting a copy of D.C. ACT 16-340, ''White Collar Insurance Fraud Amendment Act of 2006,'' pursuant to D.C. Code section 1–233(c)(1); to the Committee on Government Reform.

6903. A letter from the Chairman, Council of the District of Columbia, transmitting a copy of D.C. ACT 16-341, ''School Modernization Financing Act of 2006,'' pursuant to D.C. Code section 1–233(c)(1); to the Committee on Government Reform.

6904. A letter from the Chairman, Council of the District of Columbia, transmitting a copy of D.C. ACT 16-319, ''Vehicle Insurance Enforcement Amendment Act of 2006,'' pursuant to D.C. Code section 1–233(c)(1); to the Committee on Government Reform.

6905. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Federal Motor Vehicle Safety Standards; Rear Impact Guards and Rear Impact Protection [Docket No. NHTSA-2004-19523] (RIN: 2127-AJ80) received March 24, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

6906. A letter from the Chairman, Surface Transportation Board, Department of Transportation, transmitting the Department's final rule — Regulations Governing Fees for Services Performed in Connection With Licensing and Related Services — 2006 Update [STB Ex Parte No. 542 (Sub-No. 13) received March 2, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

6907. A letter from the Attorney, Pipeline & Hazardous Materials Safety Administration, Department of Transportation, transmitting the Department's final rule — Gas Gathering Line Definition; Alternative Definition for Onshore Lines and New Safety Standards [Docket No. PHMSA-1998-4868; Amdt. 192-102] (RIN: 2137-AB15) received March 24, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

6908. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Delayed Implementation of the Airspace Modification Final Rule for the Grand Canyon National Park Special Flight Rule Area and Flight Free Zones [Docket No. FAA-2001-8690] (RIN: 2120-AI71) received March 24, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

6909. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Empresa Brasileira de Aeronautica S.A. (EMBRAER) Model EMB-135BJ, -135ER, -135KE, -135KL, -135LR, -145, -145ER, -145MR, -145LR, -145XR, -145MP, and -145EP Airplanes [Docket No. FAA-2005-23187; Directorate Identifier 2002-NM-203-AD; Amendment 39-14397; AD 2005-25-04] (RIN: 2120-AA64) received January 24, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

6910. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Turbomeca Arriel 2B and 2B1 Turboshaft Engines [Docket No. FAA-2005-22928; Directorate Identifier 2005-NE-43-AD; Amendment 39-14406; AD 2005-25-13] (RIN: 2120-AA64) received January 24, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

6911. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Boeing Vertol Model 107-H Helicopters [Docket No. FAA-2005-23085; Directorate Identifier 2005-SW-25-AD; Amendment 39-14385; AD 2005-24-05] (RIN: 2120-AA64) received February 13, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

6912. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Airbus Model A319-100 Series Airplanes; Model A320-111 Airplanes; Model A320-200 Series Airplanes, and Model A321-100 and -200 Series Airplanes [Docket No. FAA-2005-20687; Directorate Identifier 2004-NM-171-AD; Amendment 39-14325; AD 2005-20-28] (RIN: 2120-AA64) received February 13, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

6913. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Airworthiness Standards: Normal, Utility, Acrobatic, and Commuter Category Airplanes; Correction — received January 24, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

6914. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Pacific Aerospace Corporation Ltd. Model 750XL Airplanes [Docket No. FAA-2005-21935; Directorate Identifier 2005-CE-37-AD; Amendment 39-14387; AD 2005-24-07] (RIN: 2120-AA64) received February 13, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

6915. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Boeing Model 747-100, 747-100B, 747-100B SUD, 747-200B, 747-300, 747SP, and 747SR Series Airplanes [Docket No. FAA-2005-20879; Directorate Identifier 2004-NM-55-AD; Amendment 39-14326; AD 2005-20-29] (RIN: 2120-AA64) received February 13, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

6916. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; SOCATA — Groupe AEROSPATIALE Model TBM 700 Airplanes [Docket No. FAA-2005-21464; Directorate Identifier 2005-CE-32-AD; Amendment 39-14320; AD-2005-20-24] (RIN: 2120-AA64) received February 23, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

6917. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Airbus Model A320-111 Airplanes [Docket No. FAA-2005-22626; Directorate Identifier 2002-NM-295-AD; Amendment 39-14332; AD 2005-20-35] (RIN: 2120-AA64) received February 13, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

6918. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Airbus Model A318-100, A319-100, A320-200, A321-100, and A321-200 Series Airplanes, and Model A320-111 Airplanes [Docket No. FAA-2005-23087; Directorate Identifier 2005-NM-225-AD; Amendment 39-14386; AD 2005-24-06] (RIN: 2120-AA64) received February 13, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

6919. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Pacific Aerospace Corporation Ltd. Model 750XL Airplanes [Docket No. FAA-2005-21935; Directorate Identifier 2005-CE-37-AD; Amendment 39-14387; AD 2005-24-07] (RIN: 2120-AA64) received February 13, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

6920. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Empresa Brasileira de Aeronautica S.A. (EMBRAER) Model EMB-135 Airplanes and Model EMB-145, -145ER, -145MR, -145LR, -145XR, -145MP, and -145EP Airplanes [Docket No. FAA-2005-20011; Directorate Identifier 2003-NM-22-AD; Amendment 39-14382; AD 2005-24-02] (RIN: 2120-AA64) received February 13, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

6921. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Standard Instrument Approach Procedures, Weather Takeoff Minimums; Miscellaneous Amendments [Docket No. 30464; Amdt. No. 3140] received February 15, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

6922. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Supplemental Oxygen [Docket No. FAA-2005-22915; Amendment No. 121-332] (RIN: 2120-ai65) received February 3, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

6923. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Airbus Model A318-100, A319-100, A320-200, A321-100, and A321-200 Series Airplanes; and Model A320-111 Airplanes [Docket No. FAA-2005-23382; Directorate Identifier 2005-NM-221-AD; Amendment 39-14428; AD 2005-26-07] (RIN: 2120-AA64) received January 24, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

6924. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Supplemental Oxygen [Docket No. FAA-2005-22915; Amendment No. 121-317] (RIN: 2120-

ai65) received January 4, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

¶25.4 DARFUR PEACE AND ACCOUNTABILITY

Mr. SMITH of New Jersey moved to suspend the rules and pass the bill (H.R. 3127) to impose sanctions against individuals responsible for genocide, war crimes, and crimes against humanity, to support measures for the protection of civilians and humanitarian operations, and to support peace efforts in the Darfur region of Sudan, and for other purposes; as amended.

The SPEAKER pro tempore, Mrs. CAPITO, recognized Mr. SMITH of New Jersey and Mr. LANTOS, each for 20 minutes.

After debate,

By unanimous consent, the time for debate was extended by 20 minutes to be equally divided and controlled by Mr. SMITH of New Jersey and Mr. LANTOS.

After further debate,

The question being put, viva voce,

Will the House suspend the rules and pass said bill, as amended?

The SPEAKER pro tempore, Mr. LAHOOD, announced that two-thirds of the Members present had voted in the affirmative.

Mr. LANTOS demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mr. LAHOOD, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed.

¶25.5 ROMANIAN CHILDREN

Mr. SMITH of New Jersey moved to suspend the rules and agree to the following resolution (H. Res. 578):

Whereas following the execution of Romanian President Nicolae Ceausescu in 1989, it was discovered that more than 100,000 underfed, neglected children throughout Romania were living in hundreds of squalid and inhumane institutions;

Whereas United States citizens responded to the dire situation of these children with an outpouring of compassion and assistance to improve conditions in those institutions and to provide for the needs of abandoned children in Romania;

Whereas, between 1990 and 2004, United States citizens adopted more than 8,200 Romanian children, with a similar response from Western Europe;

Whereas the United Nations Children's Fund (UNICEF) reported in March 2005 that more than 9,000 children a year are abandoned in Romania's maternity wards or pediatric hospitals and that child abandonment in Romania in ''2003 and 2004 was no different from that occurring 10, 20, or 30 years ago'';

Whereas there are approximately 37,000 orphaned or abandoned children in Romania today living in state institutions, an additional 49,000 living in temporary arrangements, such as foster care, and an unknown number of children living on the streets and in maternity and pediatric hospitals;

Whereas, on December 28, 1994, Romania ratified the Hague Convention on Protection of Children and Co-operation in Respect of Intercountry Adoption which recognizes that ''intercountry adoption may offer the advantage of a permanent family to a child for whom a suitable family cannot be found in his or her State of origin'';

Whereas intercountry adoption offers the hope of a permanent family for children who are orphaned or abandoned by their biological parents;

Whereas UNICEF's official position on intercountry adoption, in pertinent part, states: ''For children who cannot be raised by their own families, an appropriate alternative family environment should be sought in preference to institutional care, which should be used only as a last resort and as a temporary measure. Inter-country adoption is one of a range of care options which may be open to children, and for individual children who cannot be placed in a permanent family setting in their countries of origin, it may indeed be the best solution. In each case, the best interests of the individual child must be the guiding principle in making a decision regarding adoption.'';

Whereas unsubstantiated allegations have been made about the fate of children adopted from Romania and the qualifications and motives of those who adopt internationally;

Whereas in June 2001, the Romanian Adoption Committee imposed a moratorium on intercountry adoption, but continued to accept new intercountry adoption applications and allowed many such applications to be processed under an exception for extraordinary circumstances;

Whereas on June 21, 2004, the Parliament of Romania enacted Law 272/2004 on ''the protection and promotion of the rights of the child,'' which creates new requirements for declaring a child legally available for adoption;

Whereas on June 21, 2004, the Parliament of Romania enacted Law 273/2004 on adoption, which prohibits intercountry adoption except by a child's biological grandparent or grandparents;

Whereas there is no European Union law or regulation restricting intercountry adoptions to biological grandparents or requiring that restrictive laws be passed as a prerequisite for accession to the European Union;

Whereas the number of Romanian children adopted domestically is far less than the number abandoned and has declined further since enactment of Law 272/2004 and 273/2004 due to new, overly burdensome requirements for adoption;

Whereas prior to enactment of Law 273/2004, 211 intercountry adoption cases were pending with the Government of Romania in which children had been matched with adoptive parents in the United States, and approximately 1,500 cases were pending in which children had been matched with prospective parents in Western Europe; and

Whereas Romanian children, and all children, deserve to be raised in permanent families: Now, therefore, be it

Resolved, That the House of Representatives—

(1) supports the desire of the Government of Romania to improve the standard of care and well-being of children in Romania;

(2) urges the Government of Romania to complete the processing of the intercountry adoption cases which were pending when Law 273/2004 was enacted;

(3) urges the Government of Romania to amend its child welfare and adoption laws to decrease barriers to adoption, both domestically and intercountry, including by allowing intercountry adoption by persons other than biological grandparents;

(4) urges the Secretary of State and the Administrator of the United States Agency for International Development to work collaboratively with the Government of Romania to achieve these ends; and

(5) requests that the European Union and its member States not impede the Government of Romania's efforts to place orphaned or abandoned children in permanent homes in a manner that is consistent with Romania's obligations under the Hague Convention on Protection of Children and Co-operation in Respect of Intercountry Adoption.

The SPEAKER pro tempore, Mr. LAHOOD, recognized Mr. SMITH of New Jersey and Mr. LANTOS, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and agree to said resolution?

The SPEAKER pro tempore, Mr. HAYES, announced that two-thirds of the Members present had voted in the affirmative.

Mr. LANTOS demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mr. HAYES, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed until Thursday, April 6, 2006.

¶25.6 SOCIALIST REPUBLIC OF VIETNAM

Mr. SMITH of New Jersey moved to suspend the rules and agree to the following concurrent resolution (H. Con. Res. 320); as amended:

Whereas in March 2002, Dr. Pham Hong Son was arrested after he had translated an article entitled ''What is Democracy?'' from the Web site of the United States Embassy in Vietnam and sent it to both friends and senior party officials;

Whereas Dr. Son has written and published on the Internet articles entitled ''The Promotion of Democracy: A Key Focus in a New World Order'', ''Sovereignty and Human Rights: The Search for Reconciliation'', and ''Hopeful Signs for Democracy in Viet Nam'';

Whereas in none of his activities did Dr. Son advocate violence in his opposition to the Vietnamese Government or its policies;

Whereas Dr. Son has been arrested for the peaceful exercise of his fundamental rights to freedom of expression and association in violation of Article 69 of the Vietnamese Constitution which states: ''The citizen shall enjoy freedom of opinion and speech, freedom of the press, the right to be informed and the right to assemble, form associations and hold demonstrations in accordance with the provisions of the law'';

Whereas Dr. Son has been arrested, tried, convicted, and imprisoned in contravention of the rights enshrined in the International Covenant on Civil and Political Rights (ICCPR) to which Vietnam is a state party, specifically Article 19 (freedom of expression) and Article 22 (freedom of association);

Whereas Dr. Son did not have a trial that would be considered fair and that met even the most basic standards of internationally accepted justice, in contravention of Article 14 (right to a fair trial) of the ICCPR;

Whereas Dr. Son was sentenced in June 2003, after a half-day closed trial in Hanoi, to 13 years of imprisonment and three years of house arrest on spurious espionage charges;

Whereas such spurious charges are routinely used to suppress peaceful democracy activists, as in the notorious cases of Father Thadeus Nguyen Van Ly, his two nephews and niece, and in the cases of Pham Que Duong, Tran Khue, and Tran Dung Tien;

Whereas Dr. Son's appeal was held on August 26, 2003, in a closed trial before Vietnam's Supreme Court, from which international observers and Western journalists were barred, although diplomats from more than eight countries gathered outside the courthouse during the trial to register their concern;

Whereas, although the Vietnamese Supreme Court upheld Dr. Son's sentence, it reduced the sentence of imprisonment from 13 to five years;

Whereas Dr. Son remains imprisoned in harsh conditions, including imprisonment for more than a year in solitary confinement, which have endangered his health;

Whereas Vietnam has imprisoned, detained, placed under house arrest, or otherwise restricted numerous other peaceful democratic and religious activists for reasons related to their political or religious views, such as Do Van My, Mai Thi Dung, Nguyen Thanh Phong, Nguyen Thi Ha, Nguyen Van Dien, Nguyen Vu Binh, Phan Van Ban, To Van Manh, Vo Van Buu, Vo Van Thanh Liem (Nam Liem), Bui Thien Hue, Nguyen Lap Ma, Nguyen Nhat Thong, Nguyen Van Ly, Phan Van Loi, Thich Dong Tho, Thich Huyen Quang, Thich Nguyen Ly, Thich Nguyen Vuong, Thich Phuoc An, Thich Quang Do, Thich Tam Lien, Thich Thai Hoa, Thich Thanh Huyen, Thich Tien Hanh, Thich Tue Sy, Thich Vien Dinh, Ngo Van Ninh, Le Van Chuong, Le Van Tinh, Phuong Van Kiem, Nguyen Van Si, Tran Van Thien, Thich Thien Tam, Hoang Chinh Minh, and Do Nam Hai (Phuong Nam);

Whereas Dr. Son and other political prisoners and prisoners of conscience have been deprived of their basic human rights by being denied their ability to exercise freedom of opinion and expression;

Whereas the arbitrary imprisonment and the violation of the human rights of citizens of Vietnam are sources of continuing, grave concern to Congress;

Whereas Vietnam continues to restrict access to Western diplomats, journalists, and humanitarian organizations to the Central Highlands and the Northwest Highlands, where there are credible reports that ethnic minorities suffer serious violations of their human and civil rights, including property rights, and ongoing restrictions on religious activities, including forced conversions;

Whereas there are continuing and well-founded concerns about forcibly repatriated Montagnard refugees, access to whom is restricted;

Whereas on December 1, 2005, the European Parliament adopted a resolution calling on the Vietnamese authorities, among other measures, to undertake political and institutional reforms leading to democracy and the rule of law, starting by allowing a multiparty system and guaranteeing the right of all currents of opinion to express their views;

Whereas the resolution further calls on Vietnamese authorities to end all forms of repression against members of the Unified Buddhist Church of Vietnam and officially recognize its existence and that of other non-recognized Churches in the country;

Whereas the resolution further calls on Vietnamese authorities to release all Vietnamese political prisoners and prisoners of conscience detained for having legitimately and peacefully exercised their rights to freedom of opinion, expression, the press, and religion;

Whereas the resolution further calls on Vietnamese authorities to guarantee full enjoyment of the fundamental rights enshrined in the Vietnamese Constitution and the International Covenant on Civil and Political Rights, in particular by allowing the creation of a genuinely free press; and

Whereas the resolution further calls on Vietnamese authorities to ensure the safe repatriation, under the Cambodia-Vietnam-UNHCR Agreement, of the Montagnards who fled Vietnam, and allow proper monitoring of the situation of the returnees by the UNHCR and international nongovernmental organizations: Now, therefore, be it

Resolved by the House of Representatives (the Senate concurring), That—

(1) Congress—

(A) condemns and deplores the arbitrary detention of Dr. Pham Hong Son by the Government of the Socialist Republic of Vietnam and calls for his immediate and unconditional release, and for the immediate and unconditional release of all other political prisoners;

(B) condemns and deplores the violations of freedom of speech, religion, movement, association, and the lack of due process afforded to individuals in Vietnam;

(C) strongly urges the Government of Vietnam to consider the implications of its actions for the broader relationship between the United States and Vietnam;

(D) urges the Government of Vietnam to allow unfettered access to the Central Highlands and to the Northwest Highlands by foreign diplomats, the international press, and nongovernmental organizations; and

(E) applauds the European Parliament for its resolution of December 1, 2005, regarding human rights in Vietnam, and urges the Government of Vietnam to comply with the terms of the resolution; and

(2) it is the sense of Congress that the United States should—

(A) make the immediate release of Dr. Pham Hong Son a top concern;

(B) continue to urge the Government of Vietnam to comply with internationally recognized standards for basic freedoms and human rights;

(C) make clear to the Government of Vietnam that it must adhere to the rule of law and respect the freedom of the press in order to broaden its relations with the United States;

(D) make clear to the Government of Vietnam that the detention of Dr. Son and other persons and the infliction of human rights violations on these individuals are not in the interest of Vietnam because they create obstacles to improved bilateral relations and cooperation with the United States; and

(E) reiterate the deep concern of the United States regarding the continued imprisonment of Dr. Son and other persons whose human rights are being violated and discuss the legal status and immediate humanitarian needs of such individuals with the Government of Vietnam.

The SPEAKER pro tempore, Mr. HAYES, recognized Mr. SMITH of New Jersey and Mr. LANTOS, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and agree to said concurrent resolution, as amended?

The SPEAKER pro tempore, Mr. HAYES, announced that two-thirds of the Members present had voted in the affirmative.

Mr. LANTOS demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mr. HAYES, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed until Thursday, April 6, 2006.

¶25.7 COMMITMENTS OF SAUDI ARABIA

Mr. SHAW moved to suspend the rules and agree to the following concurrent resolution (H. Con. Res. 370):

Whereas the United States supported the accession of Saudi Arabia to the World Trade Organization (WTO) in 2005;

Whereas, as part of the working party report for the accession of Saudia Arabia to the WTO, Saudi Arabia reiterated its commitment to terminate the secondary and tertiary boycotts on Israel;

Whereas Saudi Arabia also committed not to discriminate against any WTO members and specifically did not invoke the non-application provisions of the WTO Agreement, and thus has rights and obligations to all WTO members, including Israel;

Whereas, in spite of these commitments to WTO members and United States officials, press reports indicate that an official of the Government of Saudi Arabia has stated that Saudi Arabia has not committed to ending the primary boycott on Israel, which would violate Saudi Arabia's WTO obligations toward Israel;

Whereas United States Trade Represenative Portman has testified to the Committee on Ways and Means of the House of Representatives that Saudi Arabia's application of the boycott is a ''big concern'' of the United States; that Saudi Arabia did not invoke non-application of WTO commitments to Israel, so that Saudi Arabia is required to provide nondiscriminatory treatment to Israel; and that the United States Trade Representative has received assurances from Saudi Arabia that it will abide by its WTO commitments; and

Whereas the Organization of the Islamic Conference (OIC) scheduled its ''Ninth Meeting of the Liaison Officers of Islamic Regional Officers for the Boycott of Israel'' for the week of March 13, 2006, at the OIC's headquarters in Saudi Arabia: Now, therefore, be it

Resolved by the House of Representatives (the Senate concurring), That it is the sense of the Congress that—

(1) Saudi Arabia should maintain and fully live up to its commitments under the World Trade Organization (WTO) and end all aspects of any boycott on Israel; and

(2) the President, the United States Trade Representative, and the Secretary of State—

(A) should continue their active involvement on this issue by strongly urging the Government of Saudi Arabia to comply with its WTO obligations; and

(B) should urge Saudi Arabia to end any boycott on Israel.

The SPEAKER pro tempore, Mr. HAYES, recognized Mr. SHAW and Mr. CARDIN, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and agree to said concurrent resolution?

The SPEAKER pro tempore, Mr. HAYES, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said concurrent resolution was agreed to.

A motion to reconsider the vote whereby the rules were suspended and said concurrent resolution was agreed to was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said concurrent resolution.

¶25.8 MAYOR JOHN THOMPSON 'TOM' GARRISON MEMORIAL POST OFFICE

Mr. WESTMORELAND moved to suspend the rules and pass the bill (H.R. 4688) to designate the facility of the United States Postal Service located at 1 Boyden Street in Badin, North Carolina, as the ''Mayor John Thompson 'Tom' Garrison Memorial Post Office''.

The SPEAKER pro tempore, Mr. HAYES, recognized Mr. WESTMORELAND and Mr. DAVIS of Illinois, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and pass said bill?

The SPEAKER pro tempore, Mr. SHAW, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

¶25.9 FINANCIAL LITERACY MONTH

Mr. WESTMORELAND moved to suspend the rules and agree to the following resolution (H. Res. 737):

Whereas personal financial literacy is essential to ensure that individuals are prepared to manage money, credit, and debt, and become responsible workers, heads of households, investors, entrepreneurs, business leaders, and citizens;

Whereas a 2004 survey completed by the National Council on Economic Education found that the number of States that include personal finance in education standards for students in kindergarten through high school has improved since 2002 but still falls below 2000 levels;

Whereas a study completed in 2004 by the Jump$tart Coalition for Personal Financial Literacy found that high school seniors know less about principles of basic personal finance than did high school seniors 7 years earlier;

Whereas 55 percent of college students acquire their first credit card during their first year in college, and 92 percent of college students acquire at least 1 credit card by their second year in college, yet only 26 percent of people between the ages of 13 and 21 reported that their parents actively taught them how to manage money;

Whereas studies show that as many as 10 million households in the United States are ''unbanked'' or are without access to mainstream bank products and services;

Whereas personal savings as a percentage of personal income decreased from 7.5 percent in the early 1980s to –0.2 percent in the last quarter of 2005;

Whereas, although more than 42 million people in the United States participate in qualified cash or deferred arrangements described in section 401(k) of the Internal Revenue Code of 1986 (commonly referred to as ''401(k) plans''), a Retirement Confidence Survey conducted in 2004 found that only 42 percent of workers surveyed have calculated how much money they will need to save for retirement and 37 percent of workers say that they are not currently saving for retirement;

Whereas personal financial management skills and lifelong habits develop during childhood;

Whereas financial literacy has been linked to lower delinquency rates for mortgage borrowers, higher participation and contribution rates in retirement plans, improved spending and saving habits, higher net worth, and positive knowledge, attitude, and behavior changes;

Whereas expanding access to the mainstream financial system provides individuals with lower-cost and safer options for managing finances and building wealth and is likely to lead to increased economic activity and growth;

Whereas a credit report and credit score can impact an individual's ability to, for example, obtain a job, insurance, or housing, and a March 2005, report by the Comptroller General entitled ''Credit Reporting Literacy'' found that ''educational efforts could potentially increase consumers' understanding of the credit reporting process'' and those ''efforts should target those areas in which consumers' knowledge was weakest and those subpopulations that did not score as well on GAO's survey,'' including those with ''less education, lower incomes, and less experience obtaining credit'';

Whereas public, consumer, community-based, and private sector organizations throughout the United States are working to increase financial literacy rates for Americans of all ages and walks of life through a range of outreach efforts, including media campaigns, websites, and one-on-one counseling for individuals;

Whereas Congress sought to implement a national strategy for coordination of Federal financial literacy efforts through the establishment of the Financial Literacy and Education Commission (FLEC) in 2003, the designation of the Office of Financial Education of the Department of the Treasury to provide support for the Commission, and requirements that the Commission's materials, website, toll-free hotline, annual report, and national multimedia campaign be multilingual;

Whereas Members of the United States House of Representatives established the Financial and Economic Literacy Caucus (FELC) in February 2005 to (1) provide a forum for interested Members of Congress to work in collaboration with the Financial Literacy and Education Commission, (2) highlight public and private sector best-practices, and (3) organize and promote financial literacy legislation, seminars, and events, such as Financial Literacy Month in April 2006 and the annual Financial Literacy Day fair on April 25, 2006; and

Whereas the National Council on Economic Education, its State Councils and Centers for Economic Education, the Jump$tart Coalition for Personal Financial Literacy, its State affiliates, and its partner organizations, and Junior Achievement have designated April as Financial Literacy Month to educate the public about the need for increased financial literacy for youth and adults in the United States: Now, therefore, be it

Resolved, That the House of Representatives—

(1) supports the goals and ideals of Financial Literacy Month, including raising public awareness about the importance of financial education in the United States and the serious consequences that may result from a lack of understanding about personal finances; and

(2) requests that the President issue a proclamation calling on the Federal Government, States, localities, schools, nonprofit organizations, businesses, other entities, and the people of the United States to observe the month with appropriate programs and activities with the goal of increasing financial literacy rates for individuals of all ages and walks of life.

The SPEAKER pro tempore, Mr. HAYES, recognized Mr. WESTMORELAND and Mr. DAVIS of Illinois, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and agree to said resolution?

The SPEAKER pro tempore, Mr. BOOZMAN, announced that two-thirds of the Members present had voted in the affirmative.

Mr. DAVIS of Illinois demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mr. BOOZMAN, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed until Thursday, April 6, 2006.

¶25.10 FRANCISCO 'PANCHO' MEDRANO POST OFFICE BUILDING

Mr. WESTMORELAND moved to suspend the rules and pass the bill (H.R. 4561) to designate the facility of the United States Postal Service located at 8624 Ferguson Road in Dallas, Texas, as the ''Francisco 'Pancho' Medrano Post Office Building''.

The SPEAKER pro tempore, Mr. BOOZMAN, recognized Mr. WESTMORELAND and Mr. DAVIS of Illinois, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and pass said bill?

The SPEAKER pro tempore, Mr. BOOZMAN, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

¶25.11 COACH JOHN WOODEN POST OFFICE BUILDING

Mr. WESTMORELAND moved to suspend the rules and pass the bill (H.R. 4646) to designate the facility of the United States Postal Service located at 7320 Reseda Boulevard in Reseda, California, as the ''Coach John Wooden Post Office Building''.

The SPEAKER pro tempore, Mr. BOOZMAN, recognized Mr. WESTMORELAND and Mr. DAVIS of Illinois, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and pass said bill?

The SPEAKER pro tempore, Mr. BOOZMAN, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

¶25.12 NATIONAL METHAMPHETAMINE PREVENTION WEEK

Mr. WESTMORELAND moved to suspend the rules and agree to the following resolution (H. Res. 556):

Whereas methamphetamine is a highly addictive, man-made drug that can be injected, snorted, smoked, or ingested orally, the effects of which include feelings of euphoria that last for up to 24 hours and psychotic behavior such as auditory hallucinations, mood disturbances, delusions, and paranoia, potentially causing the user to experience homicidal or suicidal thoughts as well as violent behavior and brain damage;

Whereas the number of admissions to treatment in which methamphetamine was the primary substance of abuse increased exponentially from 20,776 in 1993 to 116,604 in 2003;

Whereas methamphetamine is easily produced in clandestine laboratories, known as ''meth labs'', using a variety of volatile and toxic ingredients available in stores, and presents a danger to the individual preparing the methamphetamine, the community surrounding the laboratory, and the law enforcement personnel who discover the laboratory;

Whereas the Drug Enforcement Administration reports that domestic meth lab seizures have increased from 7,438 in 1999 to 17,170 in 2004;

Whereas studies have found that methamphetamine use is strongly linked to identity theft, domestic violence, overall crime rates, child abuse, and child neglect;

Whereas the National Association of Counties has conducted surveys with law enforcement and child welfare officials in more than 500 counties, and found that 87 percent of all law enforcement agencies surveyed reported increases in methamphetamine-related arrests in recent years, and 40 percent of all the child welfare officials in the survey reported increased out-of-home placements of children due to methamphetamine use;

Whereas methamphetamine use and production is prevalent around the world;

Whereas approximately 65 percent of the methamphetamine supply in the United States is trafficked in the form of a finished product from other countries;

Whereas the United Nations Office on Drugs and Crime reports that more than 30,000,000 people around the world use amphetamine-type stimulants, a number that eclipses the combined global use of cocaine and heroin;

Whereas methamphetamine and narcotics task forces, judges, prosecutors, defense attorneys, substance abuse treatment and rehabilitation professionals, law enforcement officials, researchers, students and educators, community leaders, parents, and others dedicated to fighting methamphetamine have a profound influence within their communities; and

Whereas the establishment of a National Methamphetamine Prevention Week would increase awareness of methamphetamine and educate the public on effective ways to help prevent methamphetamine use at the international, Federal, State, and local levels: Now, therefore, be it

Resolved, That it is the sense of the House of Representatives that—

(1) a National Methamphetamine Prevention Week should be established to increase awareness of methamphetamine and educate the public on effective ways to help prevent methamphetamine use at the international, Federal, State, and local levels; and

(2) the people of the United States and interested groups should be encouraged to observe National Methamphetamine Prevention Week with appropriate ceremonies and activities.

The SPEAKER pro tempore, Mr. BOOZMAN, recognized Mr. WESTMORELAND and Mr. DAVIS of Illinois, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and agree to said resolution?

The SPEAKER pro tempore, Mr. BOOZMAN, announced that two-thirds of the Members present had voted in the affirmative.

Mr. DAVIS of Illinois demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mr. BOOZMAN, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed until Thursday, April 6, 2006.

¶25.13 NATIONAL PEACE OFFICERS MEMORIAL SERVICE ON CAPITOL GROUNDS

Mr. SHUSTER moved to suspend the rules and agree to the following concurrent resolution (H. Con. Res. 360):

Resolved by the House of Representatives (the Senate concurring),

SECTION 1. USE OF CAPITOL GROUNDS FOR NATIONAL PEACE OFFICERS' MEMORIAL SERVICE.

(a) IN GENERAL.—The Grand Lodge of the Fraternal Order of Police and its auxiliary (in this resolution referred to as the ''sponsor'') shall be permitted to sponsor a public event, the 25th annual National Peace Officers' Memorial Service (in this resolution referred to as the ''event''), on the Capitol Grounds, in order to honor the law enforcement officers who died in the line of duty during 2005.

(b) DATE OF EVENT.—The event shall be held on May 15, 2006, or on such other date as the Speaker of the House of Representatives and the Committee on Rules and Administration of the Senate jointly designate.

SEC. 2. TERMS AND CONDITIONS.

(a) IN GENERAL.—Under conditions to be prescribed by the Architect of the Capitol and the Capitol Police Board, the event shall be—

(1) free of admission charge and open to the public; and

(2) arranged not to interfere with the needs of Congress.

(b) EXPENSES AND LIABILITIES.—The sponsor shall assume full responsibility for all expenses and liabilities incident to all activities associated with the event.

SEC. 3. EVENT PREPARATIONS.

Subject to the approval of the Architect of the Capitol, the sponsor is authorized to erect upon the Capitol Grounds such stage, sound amplification devices, and other related structures and equipment, as may be required for the event.

SEC. 4. ENFORCEMENT OF RESTRICTIONS.

The Capitol Police Board shall provide for enforcement of the restrictions contained in section 5104(c) of title 40, United States Code, concerning sales, advertisements, displays, and solicitations on the Capitol Grounds, as well as other restrictions applicable to the Capitol Grounds, in connection with the event.

The SPEAKER pro tempore, Mr. BOOZMAN, recognized Mr. SHUSTER and Mr. HIGGINS, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and agree to said concurrent resolution?

The SPEAKER pro tempore, Mr. BOOZMAN, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said concurrent resolution was agreed to.

A motion to reconsider the vote whereby the rules were suspended and said concurrent resolution was agreed to was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said concurrent resolution.

¶25.14 MINNESOTA NATIONAL GUARD

Mr. KLINE moved to suspend the rules and agree to the following concurrent resolution (H. Con. Res. 371):

Whereas the Minnesota National Guard traces its origins to the formation of the Pioneer Guard in the Minnesota territory in 1856, two years before Minnesota became the 32nd State in the Union;

Whereas the First Minnesota Infantry regiment was among the first militia regiments in the Nation to respond to President Lincoln's call for troops in April 1861 when it volunteered for three years of service during the Civil War;

Whereas during the Civil War the First Minnesota Infantry regiment saw battle at Bull Run, Antietam, and Gettysburg;

Whereas during a critical moment in the Battle of Gettysburg on July 3, 1863, 262 soldiers of the First Minnesota Infantry, along with other Union forces, bravely charged and stopped Confederate troops attacking the center of the Union position on Cemetery Ridge;

Whereas only 47 men answered the roll after this valiant charge, earning the First Minnesota Infantry the highest casualty rate of any unit in the Civil War;

Whereas the Minnesota National Guard was the first to volunteer for service in the Philippines and Cuba during the Spanish-American War of 1898, with enough men to form three regiments;

Whereas one of the three Minnesota regiments to report for duty in the War with Spain, the 13th Volunteer regiment, under the command of Major General Arthur MacArthur, saw among the heaviest fighting of the war in the battle of Manila and suffered more casualties than all other regiments combined during that key confrontation to free the Philippines;

Whereas after the cross-border raids of Pancho Villa and the attempted instigation of a war between the United States and Mexico, the border was secured in part by the Minnesota National Guard;

Whereas the Minnesota National Guard was mobilized for duty in World War I, where many Minnesotans saw duty in France, including the 151st Field Artillery, which saw duty as part of the famed 42nd ''Rainbow'' Division;

Whereas the first federally recognized Air National Guard unit in the Nation was the

109th Observation Squadron of the Minnesota National Guard, which passed its muster inspection on January 17, 1921;

Whereas a tank company of the Minnesota National Guard from Brainerd, Minnesota was shipped to the Philippines in 1941 to shore up American defenses against Japan as World War II neared;

Whereas these men from Brainerd fought hard and bravely as American forces were pushed into the Bataan Peninsula and ultimately endured the Bataan Death March;

Whereas men of the Minnesota National Guard's 175th Field Artillery, as part of the 34th ''Red Bull'' Division, became the first American Division to be deployed to Europe in January of 1942;

Whereas when the 34th Division was shipped to North Africa, it fired the first American shells against the Nazi forces;

Whereas the 34th Division participated in six major Army campaigns in North Africa, Sicily, and Italy, which led to the division being credited with taking many of the enemy-defended hills in the European Theater as well as having more combat days than any other division in Europe;

Whereas the Minnesota National Guard served with distinction on the ground and in the air during Operations Desert Shield and Desert Storm;

Whereas Minnesota National Guard troops have helped keep the peace in the former Yugoslavia, including 1,100 troops who have seen service in Bosnia, Croatia, and Kosovo;

Whereas the Minnesota National Guard has participated in keeping America safe after September 11th, 2001, in numerous ways, including airport security;

Whereas the Duluth-based 148th Fighter Wing's F–16s flew patrols over cities after September 11th for a longer time than any other air defense unit;

Whereas over 11,000 members of the Minnesota National Guard have been called up for full-time service since the September 11th terrorist attacks;

Whereas as of March 20, 2006, Minnesota National Guard troops are serving in national defense missions in Afghanistan, Pakistan, Kuwait, Qatar, Oman, and Iraq;

Whereas more than 600 Minnesota National Guard troops have been deployed to Afghanistan in Operation Enduring Freedom;

Whereas members of the Minnesota National Guard, serving in the 1st Brigade Combat Team of the 34th Infantry Division, have been a part of the State's largest troop deployment since World War II, with more than 2,600 citizen soldiers called to service in support of Operation Iraqi Freedom;

Whereas the Minnesota National Guard has greatly contributed not only to battles but to the suppressing of violent riots, such as the 1947 national meat processors strike, in which they aided helpless police officers, and the fight against natural disasters such as the Red River flood in 1997 in which they organized search and rescue missions, helped shelter people who were left homeless, ran logistics, and helped sandbagging efforts; and

Whereas on April 17, 2006, the Minnesota National Guard will celebrate its 150th anniversary along with its historical and recent accomplishments: Now, therefore, be it

Resolved by the House of Representatives (the Senate concurring), That Congress—

(1) honors and congratulates the Minnesota National Guard for its spirit of dedication and service to the State of Minnesota and to the Nation on its 150th anniversary; and

(2) recognizes that the role of the National Guard, the Nation's citizen-soldier based militia, which was formed before the United States Army, has been and still is extremely important to the security and freedom of the Nation.

The SPEAKER pro tempore, Mr. BOOZMAN, recognized Mr. KLINE and Mr. BUTTERFIELD, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and agree to said concurrent resolution?

The SPEAKER pro tempore, Mr. BOOZMAN, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said concurrent resolution was agreed to.

A motion to reconsider the vote whereby the rules were suspended and said concurrent resolution was agreed to was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said concurrent resolution.

¶25.15 PROVIDING FOR THE CONSIDERATION OF H.R. 513

Mr. DREIER, by direction of the Committee on Rules, called up the following resolution (H. Res. 755):

Resolved, That upon the adoption of this resolution it shall be in order without intervention of any point of order to consider in the House the bill (H.R. 513) to amend the Federal Election Campaign Act of 1971 to clarify when organizations described in section 527 of the Internal Revenue Code of 1986 must register as political committees, and for other purposes. The bill shall be considered as read. The amendment in the nature of a substitute recommended by the Committee on House Administration now printed in the bill, modified by the amendment printed in the report of the Committee on Rules accompanying this resolution, shall be considered as adopted. All points of order against the bill, as amended, are waived. The previous question shall be considered as ordered on the bill, as amended, to final passage without intervening motion except: (1) one hour of debate on the bill, as amended, equally divided and controlled by the chairman and ranking minority member of the Committee on House Administration; and (2) one motion to recommit with or without instructions.

When said resolution was considered.

After debate,

Mr. DREIER submitted the following amendment:

On page 2, line 6, strike ''printed in the report of the Committee on Rules accompanying this resolution'' and insert ''numbered 1 for printing in the Congressional Record pursuant to clause 8 of rule XVIII''.

On motion of Mr. DREIER, the previous question was ordered on the resolution and the amendment to their adoption or rejection.

The question being put, viva voce,

Will the House now order the previous question?

The SPEAKER pro tempore, Mr. KUHL of New York, announced that the yeas had it.

Mr. HASTINGS of Florida, objected to the vote on the ground that a quorum was not present and not voting.

A quorum not being present,

The roll was called under clause 6, rule XX, and the call was taken by electronic device.

When there appeared { Yeas ..... 226 / Nays ..... 198 }

¶25.16 [Roll No. 85]

YEAS—226

Aderholt	Gillmor	Nunes
Akin	Gingrey	Nussle
Alexander	Gohmert	Osborne
Bachus	Goode	Otter
Baker	Goodlatte	Oxley
Barrett (SC)	Granger	Paul
Bartlett (MD)	Graves	Pearce
Barton (TX)	Green (WI)	Pence
Bass	Gutknecht	Peterson (PA)
Beauprez	Hall	Petri
Biggert	Harris	Pickering
Bilirakis	Hart	Pitts
Bishop (UT)	Hastings (WA)	Platts
Blackburn	Hayes	Poe
Blunt	Hayworth	Pombo
Boehlert	Hefley	Porter
Boehner	Hensarling	Price (GA)
Bonilla	Herger	Pryce (OH)
Bonner	Hobson	Putnam
Bono	Hostettler	Radanovich
Boozman	Hulshof	Ramstad
Boustany	Hunter	Regula
Bradley (NH)	Hyde	Rehberg
Brady (TX)	Inglis (SC)	Reichert
Brown (SC)	Issa	Renzi
Brown-Waite, Ginny	Istook	Reynolds
Burgess	Jenkins	Rogers (AL)
Burton (IN)	Jindal	Rogers (KY)
Buyer	Johnson (CT)	Rogers (MI)
Calvert	Johnson (IL)	Rohrabacher
Camp (MI)	Johnson, Sam	Royce
Campbell (CA)	Jones (NC)	Ryan (WI)
Cannon	Keller	Ryun (KS)
Cantor	Kelly	Saxton
Capito	Kennedy (MN)	Schmidt
Carter	King (IA)	Schwarz (MI)
Castle	King (NY)	Sensenbrenner
Chabot	Kingston	Sessions
Chocola	Kirk	Shadegg
Coble	Kline	Shaw
Cole (OK)	Knollenberg	Shays
Conaway	Kolbe	Sherwood
Crenshaw	Kuhl (NY)	Shimkus
Cubin	LaHood	Shuster
Culberson	Latham	Simmons
Davis (KY)	LaTourette	Simpson
Davis, Jo Ann	Leach	Smith (NJ)
Davis, Tom	Lewis (CA)	Smith (TX)
Deal (GA)	Lewis (KY)	Sodrel
DeLay	Linder	Souder
Dent	LoBiondo	Stearns
Doolittle	Lucas	Sullivan
Drake	Lungren, Daniel E.	Sweeney
Dreier	Mack	Tancredo
Duncan	Manzullo	Taylor (NC)
Ehlers	Marchant	Terry
Emerson	McCaul (TX)	Thomas
English (PA)	McCotter	Thornberry
Everett	McCrery	Tiahrt
Feeney	McHenry	Tiberi
Ferguson	McHugh	Turner
Fitzpatrick (PA)	McKeon	Upton
Flake	McMorris	Walden (OR)
Foley	Mica	Walsh
Forbes	Miller (FL)	Wamp
Fortenberry	Miller (MI)	Weldon (FL)
Fossella	Miller, Gary	Weldon (PA)
Foxx	Moran (KS)	Weller
Franks (AZ)	Murphy	Westmoreland
Frelinghuysen	Musgrave	Whitfield
Gallegly	Myrick	Wicker
Garrett (NJ)	Neugebauer	Wilson (NM)
Gerlach	Ney	Wilson (SC)
Gibbons	Northup	Wolf
Gilchrest	Norwood	Young (AK)
		Young (FL)

NAYS—198

Abercrombie	Blumenauer	Case
Ackerman	Boren	Chandler
Allen	Boswell	Clay
Andrews	Boucher	Cleaver
Baca	Boyd	Clyburn
Baird	Brady (PA)	Conyers
Baldwin	Brown (OH)	Cooper
Barrow	Brown, Corrine	Costa
Bean	Butterfield	Costello
Becerra	Capps	Cramer
Berkley	Capuano	Crowley
Berman	Cardin	Cuellar
Berry	Cardoza	Cummings
Bishop (GA)	Carnahan	Davis (AL)
Bishop (NY)	Carson	Davis (CA)

Davis (FL)
Davis (IL)
Davis (TN)
DeFazio
DeGette
Delahunt
DeLauro
Dicks
Dingell
Doggett
Doyle
Edwards
Emanuel
Engel
Eshoo
Etheridge
Farr
Fattah
Filner
Ford
Frank (MA)
Gonzalez
Gordon
Green, Al
Green, Gene
Grijalva
Gutierrez
Harman
Hastings (FL)
Herseth
Higgins
Hinchey
Hinojosa
Holden
Holt
Honda
Hooley
Hoyer
Inslee
Israel
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Johnson, E. B.
Jones (OH)
Kanjorski
Kaptur
Kennedy (RI)
Kildee
Kilpatrick (MI)
Kind
Kucinich
Langevin
Lantos
Larsen (WA)
Larson (CT)
Lee
Levin
Lewis (GA)
Lipinski
Lofgren, Zoe
Lowey
Lynch
Maloney
Markey
Marshall
Matheson
Matsui
McCarthy
McCollum (MN)
McDermott
McGovern
McIntyre
McKinney
McNulty
Meehan
Meek (FL)
Meeks (NY)
Melancon
Michaud
Millender-McDonald
Miller (NC)
Miller, George
Mollohan
Moore (KS)
Moore (WI)
Moran (VA)
Murtha
Nadler
Napolitano
Neal (MA)
Oberstar
Obey
Olver
Ortiz
Owens
Pallone
Pascrell
Pastor
Payne
Pelosi
Peterson (MN)
Pomeroy
Price (NC)
Rahall
Rangel
Reyes
Ross
Rothman
Roybal-Allard
Ruppersberger
Rush
Ryan (OH)
Sabo
Salazar
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Schiff
Schwartz (PA)
Scott (GA)
Scott (VA)
Serrano
Sherman
Skelton
Slaughter
Smith (WA)
Snyder
Solis
Spratt
Stark
Strickland
Stupak
Tauscher
Taylor (MS)
Thompson (CA)
Thompson (MS)
Tierney
Towns
Udall (CO)
Udall (NM)
Van Hollen
Velázquez
Visclosky
Wasserman Schultz
Waters
Watt
Waxman
Weiner
Wexler
Woolsey
Wu
Wynn

NOT VOTING—8

Diaz-Balart, L.
Diaz-Balart, M.
Evans
Hoekstra
Ros-Lehtinen
Schakowsky
Tanner
Watson

So the previous question on the resolution and the amendment was ordered.

The question being put, viva voce,

Will the House agree to said amendment?

The SPEAKER pro tempore, Mr. KUHL of New York, announced that the yeas had it.

The question being put, viva voce,

Will the House agree to said resolution, as amended?

The SPEAKER pro tempore, Mr. KUHL of New York, announced that the yeas had it.

Mr. HASTINGS of Florida, demanded a recorded vote on agreeing to said resolution, as amended, which demand was supported by one-fifth of a quorum, so a recorded vote was ordered.

The vote was taken by electronic device.

It was decided in the affirmative ..... { Yeas ..... 223 / Nays 199

¶25.17 [Roll No. 86]

AYES—223

Aderholt
Akin
Alexander
Bachus
Baker
Barrett (SC)
Bartlett (MD)
Barton (TX)
Bass
Beauprez
Biggert
Bilirakis
Bishop (UT)
Blackburn
Blunt
Boehlert
Boehner
Bonilla
Bonner
Bono
Boozman
Boustany
Bradley (NH)
Brady (TX)
Brown (SC)
Brown-Waite, Ginny
Burgess
Burton (IN)
Buyer
Calvert
Camp (MI)
Campbell (CA)
Cannon
Cantor
Capito
Carter
Castle
Chabot
Chocola
Coble
Cole (OK)
Conaway
Crenshaw
Cubin
Culberson
Davis (KY)
Davis, Jo Ann
Davis, Tom
Deal (GA)
Dent
Doolittle
Drake
Dreier
Duncan
Ehlers
Emerson
English (PA)
Everett
Feeney
Ferguson
Fitzpatrick (PA)
Flake
Foley
Forbes
Fortenberry
Fossella
Foxx
Franks (AZ)
Frelinghuysen
Gallegly
Garrett (NJ)
Gerlach
Gibbons
Gilchrest
Gillmor
Gingrey
Gohmert
Goode
Goodlatte
Granger
Graves
Green (WI)
Gutknecht
Hall
Harris
Hart
Hastings (WA)
Hayes
Hayworth
Hefley
Hensarling
Herger
Hobson
Hulshof
Hunter
Hyde
Inglis (SC)
Issa
Istook
Jenkins
Jindal
Johnson (CT)
Johnson (IL)
Johnson, Sam
Jones (NC)
Keller
Kelly
Kennedy (MN)
King (IA)
King (NY)
Kingston
Kirk
Kline
Knollenberg
Kolbe
Kuhl (NY)
LaHood
Latham
LaTourette
Leach
Lewis (CA)
Lewis (KY)
Linder
LoBiondo
Lucas
Lungren, Daniel E.
Mack
Manzullo
Marchant
McCaul (TX)
McCotter
McCrery
McHenry
McHugh
McKeon
McMorris
Mica
Miller (FL)
Miller (MI)
Miller, Gary
Moran (KS)
Murphy
Musgrave
Myrick
Neugebauer
Ney
Northup
Norwood
Nunes
Nussle
Osborne
Otter
Oxley
Paul
Pearce
Pence
Peterson (PA)
Petri
Pickering
Platts
Poe
Pombo
Porter
Price (GA)
Pryce (OH)
Putnam
Radanovich
Ramstad
Regula
Rehberg
Reichert
Renzi
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Royce
Ryan (WI)
Ryun (KS)
Saxton
Schmidt
Schwarz (MI)
Sensenbrenner
Sessions
Shadegg
Shaw
Shays
Sherwood
Shimkus
Shuster
Simmons
Simpson
Smith (NJ)
Smith (TX)
Sodrel
Souder
Stearns
Sullivan
Sweeney
Tancredo
Taylor (NC)
Terry
Thomas
Thornberry
Tiahrt
Tiberi
Turner
Upton
Walden (OR)
Walsh
Wamp
Weldon (FL)
Weldon (PA)
Weller
Westmoreland
Whitfield
Wicker
Wilson (NM)
Wilson (SC)
Wolf
Young (AK)
Young (FL)

NOES—199

Abercrombie
Ackerman
Allen
Andrews
Baca
Baird
Baldwin
Barrow
Bean
Becerra
Berkley
Berman
Berry
Bishop (GA)
Bishop (NY)
Blumenauer
Boren
Boswell
Boucher
Boyd
Brady (PA)
Brown (OH)
Brown, Corrine
Butterfield
Capps
Capuano
Cardin
Cardoza
Carnahan
Carson
Case
Chandler
Clay
Cleaver
Clyburn
Conyers
Cooper
Costa
Costello
Cramer
Crowley
Cuellar
Cummings
Davis (AL)
Davis (CA)
Davis (FL)
Davis (IL)
Davis (TN)
DeFazio
DeGette
Delahunt
DeLauro
Dicks
Dingell
Doggett
Doyle
Edwards
Emanuel
Engel
Eshoo
Etheridge
Farr
Fattah
Filner
Ford
Frank (MA)
Gonzalez
Gordon
Green, Al
Green, Gene
Grijalva
Gutierrez
Harman
Hastings (FL)
Herseth
Higgins
Hinchey
Hinojosa
Holden
Holt
Honda
Hooley
Hostettler
Hoyer
Inslee
Israel
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Johnson, E. B.
Jones (OH)
Kanjorski
Kaptur
Kennedy (RI)
Kildee
Kilpatrick (MI)
Kind
Kucinich
Langevin
Lantos
Larsen (WA)
Larson (CT)
Lee
Levin
Lewis (GA)
Lipinski
Lofgren, Zoe
Lowey
Lynch
Maloney
Markey
Marshall
Matheson
Matsui
McCarthy
McCollum (MN)
McDermott
McGovern
McIntyre
McKinney
McNulty
Meehan
Meek (FL)
Meeks (NY)
Melancon
Michaud
Millender-McDonald
Miller (NC)
Miller, George
Mollohan
Moore (KS)
Moore (WI)
Moran (VA)
Murtha
Nadler
Napolitano
Neal (MA)
Oberstar
Obey
Olver
Ortiz
Owens
Pallone
Pascrell
Pastor
Payne
Pelosi
Peterson (MN)
Pomeroy
Price (NC)
Rahall
Rangel
Reyes
Ross
Rothman
Roybal-Allard
Ruppersberger
Rush
Ryan (OH)
Sabo
Salazar
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Schiff
Schwartz (PA)
Scott (GA)
Scott (VA)
Serrano
Sherman
Skelton
Slaughter
Smith (WA)
Snyder
Solis
Spratt
Stark
Strickland
Stupak
Tauscher
Taylor (MS)
Thompson (CA)
Thompson (MS)
Tierney
Towns
Udall (CO)
Udall (NM)
Van Hollen
Velázquez
Visclosky
Wasserman Schultz
Waters
Watt
Waxman
Weiner
Wexler
Woolsey
Wu
Wynn

NOT VOTING—10

DeLay
Diaz-Balart, L.
Diaz-Balart, M.
Evans
Hoekstra
Pitts
Ros-Lehtinen
Schakowsky
Tanner
Watson

So the resolution, as amended, was agreed to.

A motion to reconsider the vote whereby said resolution, as amended, was agreed to was, by unanimous consent, laid on the table.

¶25.18 PRIVILEGES OF THE HOUSE

Ms. PELOSI, pursuant to rule IX, rose to a question of the privileges of the House and submitted the following resolution (H. Res. 762):

Whereas, on March 31, 2006, Tony Rudy, a former top Republican Leadership staff person, pleaded guilty to charges that he conspired with Republican lobbyist Jack Abramoff to bribe public officials, including accepting money, meals, trips, and tickets to sporting events from Mr. Abramoff in exchange for official acts that included influencing legislation to aid Mr. Abramoff's clients;

Whereas The Washington Post has stated that Mr. Rudy's plea bargain is an admission of a ''far-reaching criminal enterprise operating out of'' the Republican Leader's office, ''an enterprise that helped sway legislation, influence public policy, and enrich its main players.'' (The Washington Post, April 1, 2006)

Whereas the press has reported that ''court papers point out official actions that were taken in (the Republican Leader's) office that benefited Abramoff, his clients or (the former Republican Leader's Chief of Staff Ed) Buckham.'' (Roll Call, April 3, 2006);

Whereas, according to Mr. Rudy's plea agreement, his crimes involving illegal favors and lobbying activity lasted from 1997 through 2004;

Whereas on March 31, 2006, Assistant U.S. Attorney General Alice S. Fisher stated, ''The American public loses when officials and lobbyists conspire to buy and sell influence in such a corrupt and brazen manner. By his admission in open court today, Mr. Rudy paints a picture of Washington which

the American public and law enforcement will simply not tolerate.''

Whereas Mr. Rudy is the second former high-ranking Republican Leadership staff person, in addition to Michael Scanlon, to admit wrongdoing in the corruption investigation centered on Mr. Abramoff;

Whereas, on March 29, 2006, Mr. Abramoff was sentenced to five years and ten months in prison after pleading guilty to conspiracy and wire fraud;

Whereas it is the purview of the Committee on Standards of Official Conduct to investigate allegations that relate to the official conduct of a Member or a staff person, the abuse of a Member's official position, and violations of the Rules of the House, and to take disciplinary action in cases of wrongdoing;

Whereas, the fact that cases are being investigated by the U.S. Justice Department does not preclude the Committee on Standards of Official Conduct from determining investigative steps that must be taken;

Whereas, in the first session of the 109th Congress, for the first time in the history of the House of Representatives, the rules of procedure of the Committee on Standards of Official Conduct were changed on a partisan basis, the Chairman of the Committee and two of his Republican Colleagues were dismissed from the Committee, the newly appointed Chairman of the Committee improperly and unilaterally fired non-partisan staff, and the Chairman attempted to appoint supervisory staff without a vote of the Committee in direct contravention of the intent of the bi-partisan procedures adopted in 1997;

Whereas, because of these actions, the Committee on Standards of Official Conduct conducted no investigative activities in the first session of the 109th Congress;

Resolved, That the Committee on Standards of Official Conduct shall immediately initiate an investigation of the misconduct by Members of Congress and their staff implicated in the scandals associated with Mr. Jack Abramoff's criminal activity.

The SPEAKER pro tempore, Mr. LAHOOD, ruled that the resolution submitted did present a question of the privileges of the House under rule IX.

Mr. BOEHNER moved to lay the resolution on the table.

The question being put, viva voce,

Will the House lay the resolution on the table?

The SPEAKER pro tempore, Mr. LAHOOD, announced that the yeas had it.

Ms. PELOSI demanded a recorded vote on agreeing to said motion, which demand was supported by one-fifth of a quorum, so a recorded vote was ordered.

The vote was taken by electronic device.

It was decided in the affirmative .....

Yeas	218
Nays	198
Answered present	5

¶25.19 [Roll No. 87]

AYES—218

Aderholt
Akin
Alexander
Bachus
Baker
Barrett (SC)
Bartlett (MD)
Barton (TX)
Bass
Beauprez
Biggert
Bilirakis
Bishop (UT)
Blackburn
Blunt
Boehlert
Boehner
Bonilla
Bonner
Bono
Boozman
Boustany
Bradley (NH)
Brady (TX)
Brown (SC)
Brown-Waite, Ginny
Burgess
Burton (IN)
Buyer
Calvert
Camp (MI)
Campbell (CA)
Cannon
Cantor
Capito
Carter
Castle
Chabot
Chocola
Coble
Cole (OK)
Conaway
Crenshaw
Cubin
Culberson
Davis (KY)
Davis, Jo Ann
Davis, Tom
Deal (GA)
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Doolittle
Drake
Dreier
Duncan
Ehlers
Emerson
English (PA)
Everett
Feeney
Ferguson
Fitzpatrick (PA)
Flake
Foley
Forbes
Fortenberry
Fossella
Foxx
Franks (AZ)
Frelinghuysen
Gallegly
Garrett (NJ)
Gibbons
Gilchrest
Gillmor
Gingrey
Gohmert
Goode
Goodlatte
Granger
Graves
Gutknecht
Hall
Harris
Hart
Hastings (WA)
Hayes
Hayworth
Hefley
Hensarling
Herger
Hobson
Hostettler
Hulshof
Hunter
Hyde
Inglis (SC)
Issa
Istook
Jenkins
Jindal
Johnson (CT)
Johnson (IL)
Johnson, Sam
Keller
Kelly
Kennedy (MN)
King (IA)
King (NY)
Kingston
Kirk
Kline
Knollenberg
Kolbe
Kuhl (NY)
LaHood
Latham
LaTourette
Lewis (CA)
Lewis (KY)
Linder
LoBiondo
Lucas
Lungren, Daniel E.
Mack
Manzullo
Marchant
McCaul (TX)
McCotter
McCrery
McHenry
McHugh
McKeon
McMorris
Mica
Miller (FL)
Miller (MI)
Miller, Gary
Moran (KS)
Murphy
Musgrave
Myrick
Neugebauer
Ney
Northup
Norwood
Nunes
Osborne
Otter
Oxley
Pearce
Pence
Peterson (PA)
Petri
Pickering
Pitts
Poe
Pombo
Porter
Price (GA)
Pryce (OH)
Putnam
Radanovich
Ramstad
Regula
Rehberg
Reichert
Renzi
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Royce
Ryan (WI)
Ryun (KS)
Saxton
Schmidt
Schwarz (MI)
Sensenbrenner
Sessions
Shadegg
Shaw
Sherwood
Shimkus
Shuster
Simmons
Simpson
Smith (NJ)
Smith (TX)
Sodrel
Souder
Stearns
Sullivan
Sweeney
Tancredo
Taylor (NC)
Terry
Thomas
Thornberry
Tiahrt
Tiberi
Turner
Upton
Walden (OR)
Walsh
Wamp
Weldon (FL)
Weldon (PA)
Weller
Westmoreland
Wicker
Wilson (NM)
Wilson (SC)
Wolf
Young (AK)
Young (FL)

NOES—198

Abercrombie
Ackerman
Andrews
Baca
Baird
Baldwin
Barrow
Bean
Becerra
Berkley
Berman
Berry
Bishop (GA)
Bishop (NY)
Blumenauer
Boren
Boswell
Boucher
Boyd
Brady (PA)
Brown (OH)
Brown, Corrine
Capps
Capuano
Cardin
Cardoza
Carnahan
Carson
Case
Chandler
Clay
Cleaver
Clyburn
Conyers
Cooper
Costa
Costello
Cramer
Crowley
Cuellar
Cummings
Davis (AL)
Davis (CA)
Davis (FL)
Davis (IL)
Davis (TN)
DeFazio
DeGette
Delahunt
DeLauro
Dicks
Dingell
Doggett
Edwards
Emanuel
Engel
Eshoo
Etheridge
Farr
Fattah
Filner
Ford
Frank (MA)
Gerlach
Gonzalez
Gordon
Green (WI)
Green, Al
Grijalva
Gutierrez
Harman
Hastings (FL)
Herseth
Higgins
Hinchey
Hinojosa
Holden
Holt
Honda
Hooley
Hoyer
Inslee
Israel
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Johnson, E. B.
Jones (NC)
Jones (OH)
Kanjorski
Kaptur
Kennedy (RI)
Kildee
Kilpatrick (MI)
Kind
Kucinich
Langevin
Lantos
Larsen (WA)
Larson (CT)
Leach
Lee
Levin
Lewis (GA)
Lipinski
Lofgren, Zoe
Lowey
Lynch
Maloney
Markey
Marshall
Matheson
Matsui
McCarthy
McCollum (MN)
McDermott
McGovern
McIntyre
McKinney
McNulty
Meehan
Meek (FL)
Meeks (NY)
Melancon
Michaud
Millender-McDonald
Miller (NC)
Miller, George
Moore (KS)
Moore (WI)
Moran (VA)
Murtha
Nadler
Napolitano
Neal (MA)
Oberstar
Obey
Olver
Ortiz
Owens
Pallone
Pascrell
Pastor
Payne
Pelosi
Peterson (MN)
Platts
Pomeroy
Price (NC)
Rahall
Rangel
Reyes
Ross
Rothman
Ruppersberger
Rush
Ryan (OH)
Sabo
Salazar
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Schiff
Schwartz (PA)
Scott (GA)
Scott (VA)
Serrano
Shays
Sherman
Skelton
Slaughter
Smith (WA)
Snyder
Solis
Spratt
Stark
Strickland
Stupak
Tauscher
Taylor (MS)
Thompson (CA)
Thompson (MS)
Tierney
Towns
Udall (CO)
Udall (NM)
Van Hollen
Velázquez
Visclosky
Wasserman Schultz
Waters
Watt
Waxman
Weiner
Wexler
Woolsey
Wu
Wynn

ANSWERED ''PRESENT''—5

Doyle
Green, Gene
Mollohan
Paul
Roybal-Allard

NOT VOTING—11

Allen
Butterfield
DeLay
Evans
Hoekstra
Nussle
Ros-Lehtinen
Schakowsky
Tanner
Watson
Whitfield

So the motion to lay the resolution on the table was agreed to.

A motion to reconsider the vote whereby said motion was agreed to was, by unanimous consent, laid on the table.

¶25.20 527 REFORM

On motion of Mr. EHLERS, pursuant to House Resolution 755, called up for consideration the bill (H.R. 513) to amend the Federal Election Campaign Act of 1971 to clarify when organizations described in section 527 of the Internal Revenue Code of 1986 must register as political committees, and for other purposes.

Pending consideration of said bill.

Pursuant to House Resolution 755, the following amendment in the nature of a substitute recommended by the Committee on House Administration now printed in the bill, modified by the amendment numbered 1, printed in the CONGRESSIONAL RECORD, was considered as agreed to:

Strike out all after the enacting clause and insert:

SECTION 1. SHORT TITLE.

This Act may be cited as the ''527 Reform Act of 2006''.

SEC. 2. TREATMENT OF SECTION 527 ORGANIZATIONS.

(a) DEFINITION OF POLITICAL COMMITTEE.—Section 301(4) of the Federal Election Campaign Act of 1971 (2 U.S.C. 431(4)) is amended—

(1) by striking the period at the end of subparagraph (C) and inserting ''; or''; and

(2) by adding at the end the following:

''(D) any applicable 527 organization.''.

(b) DEFINITION OF APPLICABLE 527 ORGANIZATION.—Section 301 of such Act (2 U.S.C. 431) is amended by adding at the end the following new paragraph:

''(27) APPLICABLE 527 ORGANIZATION.—

''(A) IN GENERAL.—For purposes of paragraph (4)(D), the term 'applicable 527 organization' means a committee, club, association, or group of persons that—

''(i) has given notice to the Secretary of the Treasury under section 527(i) of the Internal Revenue Code of 1986 that it is to be treated as an organization described in section 527 of such Code; and

''(ii) is not described in subparagraph (B).

''(B) EXCEPTED ORGANIZATIONS.—A committee, club, association, or other group of persons described in this subparagraph is—

''(i) an organization described in section 527(i)(5) of the Internal Revenue Code of 1986;

''(ii) an organization which is a committee, club, association or other group of persons that is organized, operated, and makes disbursements exclusively for paying expenses described in the last sentence of section 527(e)(2) of the Internal Revenue Code of 1986 or expenses of a newsletter fund described in section 527(g) of such Code;

''(iii) an organization which is a committee, club, association, or other group that consists solely of candidates for State or local office, individuals holding State or local office, or any combination of either, but only if the organization refers only to one or more non-Federal candidates or applicable State or local issues in all of its voter drive activities and does not refer to a Federal candidate or a political party in any of its voter drive activities; or

''(iv) an organization described in subparagraph (C).

''(C) APPLICABLE ORGANIZATION.—For purposes of subparagraph (B)(iv), an organization described in this subparagraph is a committee, club, association, or other group of persons whose election or nomination activities relate exclusively to—

''(i) elections where no candidate for Federal office appears on the ballot; or

''(ii) one or more of the following purposes:

''(I) Influencing the selection, nomination, election, or appointment of one or more candidates to non-Federal offices.

''(II) Influencing one or more applicable State or local issues.

''(III) Influencing the selection, appointment, nomination, or confirmation of one or more individuals to non-elected offices.

''(D) EXCLUSIVITY TEST.—A committee, club, association, or other group of persons shall not be treated as meeting the exclusivity requirement of subparagraph (C) if it makes disbursements aggregating more than $1,000 for any of the following:

''(i) A public communication that promotes, supports, attacks, or opposes a clearly identified candidate for Federal office during the 1-year period ending on the date of the general election for the office sought by the clearly identified candidate (or, if a runoff election is held with respect to such general election, on the date of the runoff election).

''(ii) Any voter drive activity during a calendar year, except that no disbursements for any voter drive activity shall be taken into account under this subparagraph if the committee, club, association, or other group of persons during such calendar year—

''(I) makes disbursements for voter drive activities with respect to elections in only 1 State and complies with all applicable election laws of that State, including laws related to registration and reporting requirements and contribution limitations;

''(II) refers to one or more non-Federal candidates or applicable State or local issues in all of its voter drive activities and does not refer to any Federal candidate or any political party in any of its voter drive activities;

''(III) does not have a candidate for Federal office, an individual who holds any Federal office, a national political party, or an agent of any of the foregoing, control or materially participate in the direction of the organization, solicit contributions to the organization (other than funds which are described under clauses (i) and (ii) of section 323(e)(1)(B)), or direct disbursements, in whole or in part, by the organization; and

''(IV) makes no contributions to Federal candidates.

''(E) CERTAIN REFERENCES TO FEDERAL CANDIDATES NOT TAKEN INTO ACCOUNT.—For purposes of subparagraphs (B)(iii) and (D)(ii)(II), a voter drive activity shall not be treated as referring to a clearly identified Federal candidate if the only reference to the candidate in the activity is—

''(i) a reference in connection with an election for a non-Federal office in which such Federal candidate is also a candidate for such non-Federal office; or

''(ii) a reference to the fact that the candidate has endorsed a non-Federal candidate or has taken a position on an applicable State or local issue, including a reference that constitutes the endorsement or position itself.

''(F) CERTAIN REFERENCES TO POLITICAL PARTIES NOT TAKEN INTO ACCOUNT.—For purposes of subparagraphs (B)(iii) and (D)(ii)(II), a voter drive activity shall not be treated as referring to a political party if the only reference to the party in the activity is—

''(i) a reference for the purpose of identifying a non-Federal candidate;

''(ii) a reference for the purpose of identifying the entity making the public communication or carrying out the voter drive activity; or

''(iii) a reference in a manner or context that does not reflect support for or opposition to a Federal candidate or candidates and does reflect support for or opposition to a State or local candidate or candidates or an applicable State or local issue.

''(G) APPLICABLE STATE OR LOCAL ISSUE.—For purposes of this paragraph, the term 'applicable State or local issue' means any State or local ballot initiative, State or local referendum, State or local constitutional amendment, State or local bond issue, or other State or local ballot issue.''.

(c) DEFINITION OF VOTER DRIVE ACTIVITY.—Section 301 of such Act (2 U.S.C. 431), as amended by subsection (b), is further amended by adding at the end the following new paragraph:

''(28) VOTER DRIVE ACTIVITY.—The term 'voter drive activity' means any of the following activities conducted in connection with an election in which a candidate for Federal office appears on the ballot (regardless of whether a candidate for State or local office also appears on the ballot):

''(A) Voter registration activity.

''(B) Voter identification.

''(C) Get-out-the-vote activity.

''(D) Generic campaign activity.

''(E) Any public communication related to activities described in subparagraphs (A) through (D).

Such term shall not include any activity described in subparagraph (A) or (B) of section 316(b)(2).''.

SEC. 3. RULES FOR ALLOCATION OF EXPENSES BETWEEN FEDERAL AND NON-FEDERAL ACTIVITIES.

(a) IN GENERAL.—Title III of the Federal Election Campaign Act of 1971 (2 U.S.C. 431 et seq.) is amended by adding at the end the following:

''SEC. 325. ALLOCATION AND FUNDING RULES FOR CERTAIN EXPENSES RELATING TO FEDERAL AND NON-FEDERAL ACTIVITIES.

''(a) IN GENERAL.—In the case of any disbursements by any political committee that is a separate segregated fund or nonconnected committee for which allocation rules are provided under subsection (b)—

''(1) the disbursements shall be allocated between Federal and non-Federal accounts in accordance with this section and regulations prescribed by the Commission; and

''(2) in the case of disbursements allocated to non-Federal accounts, may be paid only from a qualified non-Federal account.

''(b) COSTS TO BE ALLOCATED AND ALLOCATION RULES.—

''(1) IN GENERAL.—Disbursements by any separate segregated fund or nonconnected committee, other than an organization described in section 323(b)(1), for any of the following categories of activity shall be allocated as follows:

''(A) 100 percent of the expenses for public communications or voter drive activities that refer to one or more clearly identified Federal candidates, but do not refer to any clearly identified non-Federal candidates, shall be paid with funds from a Federal account, without regard to whether the communication refers to a political party.

''(B) At least 50 percent, or a greater percentage if the Commission so determines by regulation, of the expenses for public communications and voter drive activities that refer to one or more clearly identified candidates for Federal office and one or more clearly identified non-Federal candidates shall be paid with funds from a Federal account, without regard to whether the communication refers to a political party.

''(C) At least 50 percent, or a greater percentage if the Commission so determines by regulation, of the expenses for public communications or voter drive activities that refer to a political party, but do not refer to any clearly identified Federal or non-Federal candidate, shall be paid with funds from a Federal account, except that this paragraph shall not apply to communications or activities that relate exclusively to elections where no candidate for Federal office appears on the ballot.

''(D) At least 50 percent, or a greater percentage if the Commission so determines by regulation, of the expenses for public communications or voter drive activities that refer to a political party and refer to one or more clearly identified non-Federal candidates, but do not refer to any clearly identified Federal candidates, shall be paid with funds from a Federal account, except that this paragraph shall not apply to communications or activities that relate exclusively to elections where no candidate for Federal office appears on the ballot.

''(E) Unless otherwise determined by the Commission in its regulations, at least 50 percent of any administrative expenses, including rent, utilities, office supplies, and salaries not attributable to a clearly identified candidate, shall be paid with funds from a Federal account, except that for a separate segregated fund such expenses may be paid instead by its connected organization.

''(F) At least 50 percent, or a greater percentage if the Commission so determines by regulation, of the direct costs of a fundraising program or event, including disbursements for solicitation of funds and for planning and administration of actual fundraising events, where Federal and non-Federal funds are collected through such program or event shall be paid with funds from a Federal account, except that for a separate segregated fund such costs may be paid instead by its connected organization. This paragraph shall not apply to any fundraising solicitations or any other activity that constitutes a public communication.

''(2) CERTAIN REFERENCES TO FEDERAL CANDIDATES NOT TAKEN INTO ACCOUNT.—For purposes of paragraph (1), a public communication or voter drive activity shall not be treated as referring to a clearly identified Federal candidate if the only reference to

the candidate in the communication or activity is—

''(A) a reference in connection with an election for a non-Federal office in which such Federal candidate is also a candidate for such non-Federal office; or

''(B) a reference to the fact that the candidate has endorsed a non-Federal candidate or has taken a position on an applicable State or local issue (as defined in section 301(27)(G)), including a reference that constitutes the endorsement or position itself.

''(3) CERTAIN REFERENCES TO POLITICAL PARTIES NOT TAKEN INTO ACCOUNT.—For purposes of paragraph (1), a public communication or voter drive activity shall not be treated as referring to a political party if the only reference to the party in the communication or activity is—

''(A) a reference for the purpose of identifying a non-Federal candidate;

''(B) a reference for the purpose of identifying the entity making the public communication or carrying out the voter drive activity; or

''(C) a reference in a manner or context that does not reflect support for or opposition to a Federal candidate or candidates and does reflect support for or opposition to a State or local candidate or candidates or an applicable State or local issue.

''(c) QUALIFIED NON-FEDERAL ACCOUNT.—

''(1) IN GENERAL.—For purposes of this section, the term 'qualified non-Federal account' means an account which consists solely of amounts—

''(A) that, subject to the limitations of paragraphs (2) and (3), are raised by the separate segregated fund or nonconnected committee only from individuals, and

''(B) with respect to which all requirements of Federal, State, or local law (including any law relating to contribution limits) are met.

''(2) LIMITATION ON INDIVIDUAL DONATIONS.—

''(A) IN GENERAL.—A separate segregated fund or nonconnected committee may not accept more than $25,000 in funds for its qualified non-Federal account from any one individual in any calendar year.

''(B) AFFILIATION.—For purposes of this paragraph, all qualified non-Federal accounts of separate segregated funds or nonconnected committees which are directly or indirectly established, financed, maintained, or controlled by the same person or persons shall be treated as one account.

''(3) FUNDRAISING LIMITATION.—

''(A) IN GENERAL.—No donation to a qualified non-Federal account may be solicited, received, directed, transferred, or spent by or in the name of any person described in subsection (a) or (e) of section 323.

''(B) FUNDS NOT TREATED AS SUBJECT TO ACT.—Except as provided in subsection (a)(2) and this subsection, any funds raised for a qualified non-Federal account in accordance with the requirements of this section shall not be considered funds subject to the limitations, prohibitions, and reporting requirements of this Act for any purpose (including for purposes of subsection (a) or (e) of section 323 or subsection (d)(1) of this section).

''(d) DEFINITIONS.—

''(1) FEDERAL ACCOUNT.—The term 'Federal account' means an account which consists solely of contributions subject to the limitations, prohibitions, and reporting requirements of this Act. Nothing in this section or in section 323(b)(2)(B)(iii) shall be construed to infer that a limit other than the limit under section 315(a)(1)(C) applies to contributions to the account.

''(2) NONCONNECTED COMMITTEE.—The term 'nonconnected committee' shall not include a political committee of a political party.

''(3) VOTER DRIVE ACTIVITY.—The term 'voter drive activity' has the meaning given such term in section 301(28).''.

(b) REPORTING REQUIREMENTS.—Section 304(e) of the Federal Election Campaign Act of 1971 (2 U.S.C. 434(e)) is amended—

(1) by redesignating paragraphs (3) and (4) as paragraphs (4) and (5); and

(2) by inserting after paragraph (2) the following new paragraph:

''(3) RECEIPTS AND DISBURSEMENTS FROM QUALIFIED NON-FEDERAL ACCOUNTS.—In addition to any other reporting requirement applicable under this Act, a political committee to which section 325(a) applies shall report all receipts and disbursements from a qualified non-Federal account (as defined in section 325(c)).''.

SEC. 4. REPEAL OF LIMIT ON AMOUNT OF PARTY EXPENDITURES ON BEHALF OF CANDIDATES IN GENERAL ELECTIONS.

(a) REPEAL OF LIMIT.—Section 315(d) of the Federal Election Campaign Act of 1971 (2 U.S.C. 441a(d)) is amended—

(1) in paragraph (1)—

(A) by striking ''(1) Notwithstanding any other provision of law with respect to limitations on expenditures or limitations on contributions, the national committee'' and inserting ''Notwithstanding any other provision of law with respect to limitations on amounts of expenditures or contributions, a national committee'',

(B) by striking ''the general'' and inserting ''any'', and

(C) by striking ''Federal office, subject to the limitations contained in paragraphs (2), (3), and (4) of this subsection'' and inserting ''Federal office in any amount''; and

(2) by striking paragraphs (2), (3), and (4).

(b) CONFORMING AMENDMENTS.—

(1) INDEXING.—Section 315(c) of such Act (2 U.S.C. 441a(c)) is amended—

(A) in paragraph (1)(B)(i), by striking ''(d),''; and

(B) in paragraph (2)(B)(i), by striking ''subsections (b) and (d)'' and inserting ''subsection (b)''.

(2) INCREASE IN LIMITS FOR SENATE CANDIDATES FACING WEALTHY OPPONENTS.—Section 315(i) of such Act (2 U.S.C. 441a(i)(1)) is amended—

(A) in paragraph (1)(C)(iii)—

(i) by adding ''and'' at the end of subclause (I),

(ii) in subclause (II), by striking ''; and'' and inserting a period, and

(iii) by striking subclause (III);

(B) in paragraph (2)(A) in the matter preceding clause (i), by striking '', and a party committee shall not make any expenditure,'';

(C) in paragraph (2)(A)(ii), by striking ''and party expenditures previously made''; and

(D) in paragraph (2)(B), by striking ''and a party shall not make any expenditure''.

(3) INCREASE IN LIMITS FOR HOUSE CANDIDATES FACING WEALTHY OPPONENTS.—Section 315A(a) of such Act (2 U.S.C. 441a–1(a)) is amended—

(A) in paragraph (1)—

(i) by adding ''and'' at the end of subparagraph (A),

(ii) in subparagraph (B), by striking ''; and'' and inserting a period, and

(iii) by striking subparagraph (C);

(B) in paragraph (3)(A) in the matter preceding clause (i), by striking '', and a party committee shall not make any expenditure,'';

(C) in paragraph (3)(A)(ii), by striking ''and party expenditures previously made''; and

(D) in paragraph (3)(B), by striking ''and a party shall not make any expenditure''.

SEC. 5. CONSTRUCTION.

No provision of this Act, or amendment made by this Act, shall be construed—

(1) as approving, ratifying, or endorsing a regulation promulgated by the Federal Election Commission;

(2) as establishing, modifying, or otherwise affecting the definition of political organization for purposes of the Internal Revenue Code of 1986; or

(3) as affecting the determination of whether a group organized under section 501(c) of the Internal Revenue Code of 1986 is a political committee under section 301(4) of the Federal Election Campaign Act of 1971.

SEC. 6. JUDICIAL REVIEW.

(a) SPECIAL RULES FOR ACTIONS BROUGHT ON CONSTITUTIONAL GROUNDS.—If any action is brought for declaratory or injunctive relief to challenge the constitutionality of any provision of this Act or any amendment made by this Act, the following rules shall apply:

(1) The action shall be filed in the United States District Court for the District of Columbia and shall be heard by a 3-judge court convened pursuant to section 2284 of title 28, United States Code.

(2) A copy of the complaint shall be delivered promptly to the Clerk of the House of Representatives and the Secretary of the Senate.

(3) A final decision in the action shall be reviewable only by appeal directly to the Supreme Court of the United States. Such appeal shall be taken by the filing of a notice of appeal within 10 days, and the filing of a jurisdictional statement within 30 days, of the entry of the final decision.

(4) It shall be the duty of the United States District Court for the District of Columbia and the Supreme Court of the United States to advance on the docket and to expedite to the greatest possible extent the disposition of the action and appeal.

(b) INTERVENTION BY MEMBERS OF CONGRESS.—In any action in which the constitutionality of any provision of this Act or any amendment made by this Act is raised (including but not limited to an action described in subsection (a)), any Member of the House of Representatives (including a Delegate or Resident Commissioner to Congress) or Senate shall have the right to intervene either in support of or opposition to the position of a party to the case regarding the constitutionality of the provision or amendment. To avoid duplication of efforts and reduce the burdens placed on the parties to the action, the court in any such action may make such orders as it considers necessary, including orders to require intervenors taking similar positions to file joint papers or to be represented by a single attorney at oral argument.

(c) CHALLENGE BY MEMBERS OF CONGRESS.—Any Member of Congress may bring an action, subject to the special rules described in subsection (a), for declaratory or injunctive relief to challenge the constitutionality of any provision of this Act or any amendment made by this Act.

(d) APPLICABILITY.—

(1) INITIAL CLAIMS.—With respect to any action initially filed on or before December 31, 2008, the provisions of subsection (a) shall apply with respect to each action described in such subsection.

(2) SUBSEQUENT ACTIONS.—With respect to any action initially filed after December 31, 2008, the provisions of subsection (a) shall not apply to any action described in such subsection unless the person filing such action elects such provisions to apply to the action.

SEC. 7. EFFECTIVE DATE.

The amendments made by this Act shall take effect on the date of the enactment of this Act.

When said bill, as amended, was considered.

After debate,

Pursuant to House Resolution 755, the previous question was ordered on the bill, as amended.

The bill, as amended, was ordered to be engrossed and read a third time, was read a third time by title.

The question being put, viva voce,

Will the House pass said bill?

The SPEAKER pro tempore, Mr. LAHOOD, announced that the yeas had it.

Ms. MILLENDER-McDONALD objected to the vote on the ground that a quorum was not present and not voting.

A quorum not being present,

The roll was called under clause 6, rule XX, and the call was taken by electronic device.

When there appeared { Yeas ..... 218 / Nays ..... 209 }

¶25.21 [Roll No. 88]

YEAS—218

Aderholt
Akin
Alexander
Bachus
Baker
Baldwin
Barrett (SC)
Barton (TX)
Bass
Beauprez
Biggert
Bilirakis
Bishop (UT)
Blackburn
Blunt
Boehlert
Boehner
Bonilla
Bonner
Bono
Boozman
Boren
Boustany
Bradley (NH)
Brady (TX)
Brown (SC)
Brown-Waite, Ginny
Burgess
Burton (IN)
Buyer
Calvert
Camp (MI)
Campbell (CA)
Cannon
Cantor
Capito
Carter
Case
Castle
Chabot
Coble
Cole (OK)
Conaway
Crenshaw
Cubin
Culberson
Davis (KY)
Davis, Jo Ann
Davis, Tom
Deal (GA)
DeLay
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Doolittle
Drake
Dreier
Duncan
Ehlers
Emerson
English (PA)
Everett
Feeney
Ferguson
Fitzpatrick (PA)
Foley
Forbes
Fortenberry
Foxx
Frelinghuysen
Gallegly
Gerlach
Gibbons
Gilchrest
Gillmor
Gingrey
Goode
Goodlatte
Granger
Graves
Green (WI)
Gutknecht
Hall
Harris
Hart
Hastert
Hastings (WA)
Hayes
Hayworth
Hefley
Herger
Hobson
Hostettler
Hulshof
Hunter
Hyde
Inglis (SC)
Issa
Jenkins
Jindal
Johnson (CT)
Johnson (IL)
Johnson, Sam
Keller
Kelly
Kennedy (MN)
King (NY)
Kingston
Kirk
Kline
Knollenberg
Kolbe
Kuhl (NY)
LaHood
Latham
LaTourette
Leach
Lewis (CA)
Lewis (KY)
Linder
LoBiondo
Lucas
Lungren, Daniel E.
Maloney
Manzullo
Marchant
McCaul (TX)
McCotter
McCrery
McHenry
McHugh
McKeon
Meehan
Mica
Miller (FL)
Miller (MI)
Miller, Gary
Moran (KS)
Murphy
Musgrave
Myrick
Ney
Northup
Norwood
Nunes
Nussle
Osborne
Otter
Oxley
Pearce
Peterson (PA)
Petri
Pickering
Pitts
Platts
Poe
Pombo
Porter
Price (GA)
Pryce (OH)
Putnam
Radanovich
Ramstad
Regula
Rehberg
Reichert
Renzi
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Royce
Ryan (WI)
Ryun (KS)
Saxton
Schmidt
Schwarz (MI)
Sensenbrenner
Sessions
Shaw
Shays
Sherwood
Shimkus
Shuster
Simmons
Simpson
Smith (NJ)
Smith (TX)
Sodrel
Souder
Stearns
Sullivan
Sweeney
Tancredo
Taylor (MS)
Taylor (NC)
Terry
Thomas
Thornberry
Tiahrt
Tiberi
Turner
Upton
Walden (OR)
Walsh
Wamp
Weldon (FL)
Weldon (PA)
Weller
Whitfield
Wicker
Wilson (NM)
Wilson (SC)
Wolf
Wu
Young (AK)
Young (FL)

NAYS—209

Abercrombie
Ackerman
Allen
Andrews
Baca
Baird
Barrow
Bartlett (MD)
Bean
Becerra
Berkley
Berman
Berry
Bishop (GA)
Bishop (NY)
Blumenauer
Boswell
Boucher
Boyd
Brady (PA)
Brown (OH)
Brown, Corrine
Butterfield
Capps
Capuano
Cardin
Cardoza
Carnahan
Carson
Chandler
Chocola
Clay
Cleaver
Clyburn
Conyers
Cooper
Costa
Costello
Cramer
Crowley
Cuellar
Cummings
Davis (AL)
Davis (CA)
Davis (FL)
Davis (IL)
Davis (TN)
DeFazio
DeGette
Delahunt
DeLauro
Dicks
Dingell
Doggett
Doyle
Edwards
Emanuel
Engel
Eshoo
Etheridge
Farr
Fattah
Filner
Flake
Ford
Fossella
Frank (MA)
Franks (AZ)
Garrett (NJ)
Gohmert
Gonzalez
Gordon
Green, Al
Green, Gene
Grijalva
Gutierrez
Harman
Hastings (FL)
Hensarling
Herseth
Higgins
Hinchey
Hinojosa
Holden
Holt
Honda
Hooley
Hoyer
Inslee
Israel
Istook
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Johnson, E. B.
Jones (NC)
Jones (OH)
Kanjorski
Kaptur
Kennedy (RI)
Kildee
Kilpatrick (MI)
Kind
King (IA)
Kucinich
Langevin
Lantos
Larsen (WA)
Larson (CT)
Lee
Levin
Lewis (GA)
Lipinski
Lofgren, Zoe
Lowey
Lynch
Mack
Markey
Marshall
Matheson
Matsui
McCarthy
McCollum (MN)
McDermott
McGovern
McIntyre
McKinney
McMorris
McNulty
Meek (FL)
Meeks (NY)
Melancon
Michaud
Millender-McDonald
Miller (NC)
Miller, George
Mollohan
Moore (KS)
Moore (WI)
Moran (VA)
Murtha
Nadler
Napolitano
Neal (MA)
Neugebauer
Oberstar
Obey
Olver
Ortiz
Owens
Pallone
Pascrell
Pastor
Paul
Payne
Pelosi
Pence
Peterson (MN)
Pomeroy
Price (NC)
Rahall
Rangel
Reyes
Ross
Rothman
Roybal-Allard
Ruppersberger
Rush
Ryan (OH)
Sabo
Salazar
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Schiff
Schwartz (PA)
Scott (GA)
Scott (VA)
Serrano
Shadegg
Sherman
Skelton
Slaughter
Smith (WA)
Snyder
Solis
Spratt
Stark
Strickland
Stupak
Tauscher
Thompson (CA)
Thompson (MS)
Tierney
Towns
Udall (CO)
Udall (NM)
Van Hollen
Velázquez
Visclosky
Wasserman Schultz
Waters
Watt
Waxman
Weiner
Westmoreland
Wexler
Woolsey
Wynn

NOT VOTING—6

Evans
Hoekstra
Ros-Lehtinen
Schakowsky
Tanner
Watson

So the bill was passed.

A motion to reconsider the vote whereby said bill was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

¶25.22 H. RES. 692—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mr. LUNGREN of California, pursuant to clause 8, rule XX, announced the unfinished business to be the motion to suspend the rules and agree to the resolution (H. Res. 692) commending the people of the Republic of the Marshall Islands for the contributions and sacrifices they made to the United States nuclear testing program in the Marshall Islands, solemnly acknowledging the first detonation of a hydrogen bomb by the United States on March 1, 1954, on the Bikini Atoll in the Marshall Islands, and remembering that 60 years ago the United States began its nuclear testing program in the Marshall Islands; as amended.

The question being put,

Will the House suspend the rules and agree to said resolution, as amended?

The vote was taken by electronic device.

It was decided in the affirmative ..... { Yeas ..... 424 / Nays ..... 0 }

¶25.23 [Roll No. 89]

YEAS—424

Abercrombie
Ackerman
Aderholt
Akin
Alexander
Allen
Andrews
Baca
Bachus
Baird
Baker
Baldwin
Barrett (SC)
Barrow
Bartlett (MD)
Barton (TX)
Bass
Bean
Beauprez
Becerra
Berkley
Berman
Berry
Biggert
Bilirakis
Bishop (GA)
Bishop (NY)
Bishop (UT)
Blackburn
Blumenauer
Blunt
Boehlert
Boehner
Bonilla
Bonner
Bono
Boozman
Boren
Boswell
Boucher
Boustany
Boyd
Bradley (NH)
Brady (PA)
Brady (TX)
Brown (OH)
Brown (SC)
Brown, Corrine
Brown-Waite, Ginny
Burgess
Burton (IN)
Butterfield
Buyer
Calvert
Camp (MI)
Campbell (CA)
Cannon
Cantor
Capito
Capps
Capuano
Cardin
Cardoza
Carnahan
Carson
Carter
Case
Castle
Chabot
Chandler
Chocola
Clay
Cleaver
Clyburn
Coble
Cole (OK)
Conaway
Conyers
Cooper
Costa
Costello
Cramer
Crenshaw
Crowley
Cubin
Cuellar
Culberson
Cummings
Davis (AL)
Davis (CA)
Davis (FL)
Davis (IL)
Davis (KY)
Davis (TN)
Davis, Jo Ann
Davis, Tom
Deal (GA)
DeFazio
DeGette
Delahunt
DeLauro
DeLay
Dent
Diaz-Balart, M.
Dicks
Dingell
Doggett
Doolittle
Doyle
Drake
Dreier
Duncan
Edwards
Ehlers
Emanuel
Emerson
Engel
English (PA)
Eshoo
Etheridge
Everett
Farr
Fattah
Feeney
Ferguson
Filner
Fitzpatrick (PA)
Flake
Foley
Forbes
Ford
Fortenberry
Fossella
Foxx
Frank (MA)
Franks (AZ)
Frelinghuysen
Gallegly
Garrett (NJ)
Gerlach
Gibbons
Gilchrest
Gillmor
Gingrey
Gohmert
Gonzalez
Goode
Goodlatte
Gordon
Granger
Graves
Green (WI)
Green, Al
Green, Gene
Grijalva
Gutierrez
Gutknecht
Hall
Harman
Harris
Hart
Hastings (FL)
Hastings (WA)
Hayes
Hayworth
Hefley
Hensarling
Herger
Herseth
Higgins
Hinchey
Hinojosa
Hobson
Holden
Holt
Honda
Hooley
Hostettler
Hoyer
Hulshof
Hunter
Hyde
Inglis (SC)
Inslee
Israel
Issa
Istook
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Jenkins
Jindal
Johnson (CT)
Johnson (IL)
Johnson, E. B.
Johnson, Sam
Jones (NC)
Jones (OH)
Kanjorski
Kaptur
Keller
Kelly
Kennedy (MN)
Kennedy (RI)
Kildee
Kilpatrick (MI)
Kind
King (IA)

King (NY)
Kingston
Kirk
Kline
Knollenberg
Kolbe
Kucinich
Kuhl (NY)
LaHood
Langevin
Lantos
Larsen (WA)
Larson (CT)
Latham
LaTourette
Leach
Lee
Levin
Lewis (CA)
Lewis (GA)
Lewis (KY)
Linder
Lipinski
LoBiondo
Lofgren, Zoe
Lowey
Lucas
Lungren, Daniel E.
Lynch
Mack
Maloney
Manzullo
Marchant
Markey
Marshall
Matheson
Matsui
McCarthy
McCaul (TX)
McCollum (MN)
McCotter
McCrery
McDermott
McGovern
McHenry
McHugh
McIntyre
McKeon
McKinney
McMorris
McNulty
Meehan
Meek (FL)
Meeks (NY)
Melancon
Mica
Michaud
Millender-McDonald
Miller (FL)
Miller (MI)
Miller (NC)
Miller, Gary
Miller, George
Mollohan
Moore (KS)
Moore (WI)
Moran (KS)
Moran (VA)
Murphy
Murtha
Musgrave
Myrick
Nadler
Napolitano
Neal (MA)
Neugebauer
Ney
Northup
Norwood
Nunes
Nussle
Oberstar
Obey
Olver
Ortiz
Osborne
Otter
Owens
Oxley
Pallone
Pascrell
Pastor
Paul
Payne
Pearce
Pelosi
Pence
Peterson (MN)
Peterson (PA)
Petri
Pickering
Pitts
Platts
Poe
Pombo
Pomeroy
Porter
Price (GA)
Price (NC)
Pryce (OH)
Putnam
Radanovich
Rahall
Ramstad
Rangel
Regula
Rehberg
Reichert
Renzi
Reyes
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Ross
Rothman
Roybal-Allard
Royce
Ruppersberger
Rush
Ryan (OH)
Ryan (WI)
Ryun (KS)
Salazar
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Saxton
Schiff
Schmidt
Schwartz (PA)
Schwarz (MI)
Scott (GA)
Scott (VA)
Sensenbrenner
Serrano
Sessions
Shadegg
Shaw
Shays
Sherman
Sherwood
Shimkus
Shuster
Simmons
Simpson
Skelton
Slaughter
Smith (NJ)
Smith (TX)
Smith (WA)
Snyder
Sodrel
Solis
Souder
Spratt
Stark
Stearns
Strickland
Stupak
Sullivan
Sweeney
Tancredo
Tauscher
Taylor (MS)
Taylor (NC)
Terry
Thomas
Thompson (CA)
Thompson (MS)
Thornberry
Tiahrt
Tiberi
Tierney
Towns
Turner
Udall (CO)
Udall (NM)
Upton
Van Hollen
Velázquez
Visclosky
Walden (OR)
Walsh
Wamp
Wasserman Schultz
Waters
Watt
Waxman
Weiner
Weldon (FL)
Weldon (PA)
Weller
Westmoreland
Wexler
Whitfield
Wicker
Wilson (NM)
Wilson (SC)
Wolf
Woolsey
Wu
Wynn
Young (AK)
Young (FL)

NOT VOTING—8

Diaz-Balart, L.
Evans
Hoekstra
Ros-Lehtinen
Sabo
Schakowsky
Tanner
Watson

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said resolution, as amended, was agreed to.

A motion to reconsider the vote whereby the rules were suspended and said resolution, as amended, was agreed to was, by unanimous consent, laid on the table.

¶25.24 H.R. 3127—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mr. LUNGREN of California, pursuant to clause 8, rule XX, announced the further unfinished business to be the motion to suspend the rules and pass the bill (H.R. 3127) to impose sanctions against individuals responsible for genocide, war crimes, and crimes against humanity, to support measures for the protection of civilians and humanitarian operations, and to support peace efforts in the Darfur region of Sudan, and for other purposes; as amended.

The question being put,

Will the House suspend the rules and pass said bill, as amended?

The vote was taken by electronic device.

It was decided in the affirmative ..... { Yeas ..... 416 / Nays 3

¶25.25 [Roll No. 90]

YEAS—416

Abercrombie
Ackerman
Aderholt
Akin
Alexander
Allen
Andrews
Baca
Bachus
Baird
Baker
Baldwin
Barrett (SC)
Barrow
Bartlett (MD)
Barton (TX)
Bass
Bean
Beauprez
Becerra
Berkley
Berman
Berry
Biggert
Bilirakis
Bishop (GA)
Bishop (NY)
Bishop (UT)
Blackburn
Blumenauer
Blunt
Boehlert
Boehner
Bonilla
Bonner
Bono
Boozman
Boren
Boswell
Boucher
Boustany
Boyd
Bradley (NH)
Brady (PA)
Brady (TX)
Brown (OH)
Brown (SC)
Brown, Corrine
Brown-Waite, Ginny
Burgess
Burton (IN)
Butterfield
Buyer
Calvert
Camp (MI)
Campbell (CA)
Cannon
Cantor
Capito
Capps
Capuano
Cardin
Cardoza
Carnahan
Carson
Carter
Case
Castle
Chabot
Chandler
Chocola
Clay
Cleaver
Clyburn
Coble
Cole (OK)
Conaway
Conyers
Cooper
Costa
Costello
Cramer
Crowley
Cubin
Cuellar
Culberson
Cummings
Davis (AL)
Davis (CA)
Davis (FL)
Davis (IL)
Davis (KY)
Davis (TN)
Davis, Jo Ann
Davis, Tom
Deal (GA)
DeFazio
DeGette
Delahunt
DeLauro
DeLay
Dent
Diaz-Balart, M.
Dingell
Doggett
Doolittle
Doyle
Drake
Dreier
Duncan
Edwards
Ehlers
Emanuel
Emerson
Engel
English (PA)
Eshoo
Etheridge
Everett
Farr
Fattah
Feeney
Ferguson
Filner
Fitzpatrick (PA)
Foley
Forbes
Fortenberry
Fossella
Foxx
Frank (MA)
Franks (AZ)
Frelinghuysen
Gallegly
Garrett (NJ)
Gerlach
Gibbons
Gilchrest
Gillmor
Gingrey
Gohmert
Gonzalez
Goode
Goodlatte
Gordon
Granger
Graves
Green (WI)
Green, Al
Green, Gene
Grijalva
Gutierrez
Gutknecht
Hall
Harman
Harris
Hart
Hastings (FL)
Hastings (WA)
Hayes
Hayworth
Hefley
Hensarling
Herger
Higgins
Hinchey
Hinojosa
Hobson
Holden
Holt
Honda
Hooley
Hostettler
Hoyer
Hulshof
Hunter
Hyde
Inglis (SC)
Inslee
Israel
Issa
Istook
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Jenkins
Jindal
Johnson (CT)
Johnson (IL)
Johnson, E. B.
Johnson, Sam
Jones (NC)
Jones (OH)
Kanjorski
Kaptur
Keller
Kelly
Kennedy (MN)
Kennedy (RI)
Kildee
Kilpatrick (MI)
Kind
King (IA)
King (NY)
Kingston
Kirk
Kline
Knollenberg
Kucinich
Kuhl (NY)
LaHood
Langevin
Lantos
Larsen (WA)
Larson (CT)
Latham
LaTourette
Leach
Lee
Levin
Lewis (CA)
Lewis (GA)
Lewis (KY)
Linder
Lipinski
LoBiondo
Lofgren, Zoe
Lowey
Lucas
Lungren, Daniel E.
Lynch
Mack
Maloney
Manzullo
Marchant
Markey
Marshall
Matheson
Matsui
McCarthy
McCaul (TX)
McCollum (MN)
McCotter
McCrery
McDermott
McGovern
McHenry
McHugh
McIntyre
McKeon
McKinney
McMorris
McNulty
Meehan
Meek (FL)
Meeks (NY)
Melancon
Mica
Michaud
Millender-McDonald
Miller (FL)
Miller (MI)
Miller (NC)
Miller, Gary
Miller, George
Mollohan
Moore (KS)
Moore (WI)
Moran (KS)
Moran (VA)
Murphy
Murtha
Musgrave
Myrick
Nadler
Napolitano
Neal (MA)
Neugebauer
Ney
Northup
Norwood
Nunes
Nussle
Oberstar
Obey
Olver
Ortiz
Osborne
Otter
Owens
Oxley
Pallone
Pascrell
Pastor
Payne
Pearce
Pelosi
Pence
Peterson (MN)
Peterson (PA)
Petri
Pickering
Pitts
Platts
Poe
Pombo
Pomeroy
Porter
Price (GA)
Price (NC)
Pryce (OH)
Putnam
Radanovich
Rahall
Ramstad
Rangel
Regula
Rehberg
Reichert
Renzi
Reyes
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Ross
Rothman
Roybal-Allard
Royce
Ruppersberger
Rush
Ryan (WI)
Ryun (KS)
Salazar
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Saxton
Schiff
Schmidt
Schwartz (PA)
Schwarz (MI)
Scott (GA)
Scott (VA)
Sensenbrenner
Serrano
Sessions
Shadegg
Shaw
Shays
Sherman
Sherwood
Shimkus
Shuster
Simmons
Simpson
Skelton
Slaughter
Smith (NJ)
Smith (TX)
Smith (WA)
Snyder
Sodrel
Solis
Souder
Spratt
Stark
Stearns
Strickland
Stupak
Sullivan
Sweeney
Tancredo
Tauscher
Taylor (MS)
Taylor (NC)
Terry
Thomas
Thompson (CA)
Thompson (MS)
Thornberry
Tiahrt
Tiberi
Tierney
Towns
Turner
Udall (CO)
Udall (NM)
Upton
Van Hollen
Velázquez
Visclosky
Walden (OR)
Walsh
Wamp
Wasserman Schultz
Waters
Watt
Waxman
Weiner
Weldon (FL)
Weldon (PA)
Weller
Westmoreland
Wexler
Whitfield
Wicker
Wilson (NM)
Wilson (SC)
Wolf
Woolsey
Wu
Wynn
Young (AK)
Young (FL)

NAYS—3

Flake
Kolbe
Paul

NOT VOTING—13

Crenshaw
Diaz-Balart, L.
Dicks
Evans
Ford
Herseth
Hoekstra
Ros-Lehtinen
Ryan (OH)
Sabo
Schakowsky
Tanner
Watson

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill, as amended, was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill, as amended, was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

¶25.26 NOTICE—MOTION TO INSTRUCT CONFEREES—H.R. 4297

Mr. CARDIN, pursuant to clause 7(c)(1) of rule XXII, announced his intention to instruct the managers on the part of the House at the conference with the Senate on the disagreeing

votes of the two Houses on the amendment of the Senate to the bill (H.R. 4297) to provide reconciliation pursuant to section 201(b) of the concurrent resolution on the budget for fiscal year 2006, (1) to agree to the provisions of section 102 (relating to credit for elective deferrals and IRA contributions), and section 108 (relating to extension and modification of research credit), of the amendment of the Senate, (2) to agree to the provisions of section 106 of the amendment of the Senate (relating to extension and increase in minimum tax relief to individuals), (3) to recede from the provisions of the House bill that extend the lower tax rate on dividends and capital gains that would otherwise terminate at the close of 2008, and (4) to the maximum extent possible within the scope of conference, to insist on a conference report which will neither increase the Federal budget deficit nor increase the amount of the debt subject to the public debt limit.

¶25.27 NOTICE—MOTION TO INSTRUCT CONFEREES—H.R. 2830

Mr. George MILLER of California, pursuant to clause 7(c)(1) of rule XXII, announced his intention to instruct the managers on the part of the House at the conference with the Senate on the disagreeing votes of the two Houses on the amendment of the Senate to the bill (H.R. 2830) to amend the Employee Retirement Income Security Act of 1974 and the Internal Revenue Code of 1986 to reform the pension funding rules, and for other purposes, to agree to the provisions contained in the amendment of the Senate regarding the prohibition of wearaway in connection with conversions to cash balance plans and the establishment of procedures affecting participants' benefits in connection with the conversion to such plans and not to agree to the provisions contained in title VII of the bill as passed by the House.

¶25.28 NATIONAL AERONAUTICS AND SPACE ADMINISTRATION

Mr. CALVERT moved to suspend the rules and agree to the following concurrent resolution (H. Con. Res. 366):

Whereas Space Shuttle Columbia was the first manned, reusable spacecraft that was flown into orbit without benefit of previous unmanned orbital test flights;

Whereas the Space Shuttle Columbia was the first spacecraft to launch with wings, using solid rocket boosters;

Whereas the Space Shuttle Columbia was the first reentry spacecraft to land on a conventional runway;

Whereas the Space Shuttle program has allowed the United States to partner with other nations to build and to inhabit the International Space Station;

Whereas the successful return to flight of the Space Shuttle represents the first leg of the Nation's Vision for Space Exploration;

Whereas the men and women of America's Space Shuttle program have been instrumental in ensuring the Nation's preeminence in space exploration for 25 years;

Whereas the very specialized and highly valued workforce of the Space Shuttle program will contribute greatly to the Vision for Space Exploration as we return to the Moon, and go on to Mars and beyond;

Whereas, like the explorers Lewis and Clark who explored our great Nation, John Young and Robert Crippen opened a new era of human exploration beyond our planet; and

Whereas heroes such as John Young and Robert Crippen are a great inspiration to our next generation of Americans as they stimulate interest in the study of math and science: Now, therefore, be it

Resolved by the House of Representatives (the Senate concurring), That the Congress—

(1) congratulates the National Aeronautics and Space Administration on the 25th anniversary of the first flight of the Space Transportation System;

(2) honors Commander John Young and the Pilot Robert Crippen, who flew Space Shuttle Columbia on April 12–14, 1981, on its first orbital test flight; and

(3) commends the men and women of the National Aeronautics and Space Administration and all those supporting America's space program for their accomplishments and their role in inspiring the American people.

The SPEAKER pro tempore, Mr. LUNGREN of California, recognized Mr. CALVERT and Mr. BAIRD, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and agree to said concurrent resolution?

The SPEAKER pro tempore, Mr. LUNGREN of California, announced that two-thirds of the Members present had voted in the affirmative.

Mr. CALVERT demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mr. LUNGREN of California, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed until Thursday, April 6, 2006.

¶25.29 2005 WINNERS OF NOBEL PRIZE IN PHYSICS AND CHEMISTRY

Mr. EHLERS moved to suspend the rules and agree to the following resolution (H. Res. 541):

Whereas on October 10, 2005, the Royal Swedish Academy of Sciences awarded the Nobel Prize in Physics for 2005 to Drs. Roy J. Glauber, John L. Hall, and Theodor W. Hänsch for their pioneering discoveries in the field of optics;

Whereas their contributions to the quantum theory of optical coherence and development of laser-based precision spectroscopy, including the optical frequency comb technique, has led to improvements in the accuracy of precision instruments such as GPS locators, atomic clocks, and navigation systems;

Whereas John L. Hall recently retired from a long career with the National Institute of Standards and Technology (NIST), Quantum Physics Division, and was one of the founding fellows of the JILA, a joint Federal lab/university cooperative effort supporting research and post-graduate training;

Whereas the NIST, founded in 1901, and its laboratories and collaborations with academia have contributed to the achievements of present and past Nobel Prize winners by supporting research that strengthens the global economic competitiveness of the United States through the development of technologies, measurement methods, and standards;

Whereas John L. Hall is one of three NIST researchers to have received a Nobel Prize;

Whereas on October 10, 2005, the Royal Swedish Academy of Sciences awarded the Nobel Prize in Chemistry for 2005 to Drs. Yves Chauvin, Robert H. Grubbs, and Richard R. Schrock for their pioneering discoveries in the field of organic chemistry;

Whereas their research on metathesis reactions and the development of the metathesis method in organic synthesis has resulted in a major advance for "green chemistry" and the development of pharmaceuticals that can be made through methods that are more efficient and generate fewer hazardous wastes: Now, therefore, be it

Resolved, That the House of Representatives—

(1) recognizes and honors Drs. Roy J. Glauber, John L. Hall, and Theodor W. Hänsch;

(2) recognizes and honors Drs. Yves Chauvin, Robert H. Grubbs, and Richard R. Schrock; and

(3) acknowledges the importance of National Institute of Standards and Technology research and its contributions to United States industry, academia, and government.

The SPEAKER pro tempore, Mr. LUNGREN of California, recognized Mr. EHLERS and Mr. BAIRD, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and agree to said resolution?

The SPEAKER pro tempore, Mr. WESTMORELAND, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said resolution was agreed to.

A motion to reconsider the vote whereby the rules were suspended and said resolution was agreed to was, by unanimous consent, laid on the table.

¶25.30 COMMUNICATION REGARDING SUBPOENA

The SPEAKER pro tempore, Mr. WESTMORELAND, laid before the House the following communication from Troy Phillips, Senior Legislative Assistant, office of the Honorable Sam Farr:

CONGRESS OF THE UNITED STATES,
HOUSE OF REPRESENTATIVES,
Washington, DC., April 5, 2006.

Hon. J. DENNIS HASTERT,
Speaker, House of Representatives,
Washington, DC.

DEAR MR. SPEAKER: This is to notify you formally, pursuant to Rule VIII of the Rules of the House of Representatives, that I have been served with a grand jury subpoena for testimony issued by the Superior Court of the District of Columbia.

After consultation with the Office of General Counsel, I have determined that compliance with the subpoena is consistent with the precedents and privileges of the House.

Sincerely,

TROY PHILLIPS,
Senior Legislative Assistant.

¶25.31 COMMUNICATION REGARDING SUBPOENA

The SPEAKER pro tempore, Mr. WESTMORELAND, laid before the House the following communication from Mr. BARRETT of South Carolina:

CONGRESS OF THE UNITED STATES,
HOUSE OF REPRESENTATIVES,
Washington, DC., March 30, 2006.

Hon. J. DENNIS HASTERT,
Speaker, U.S. House of Representatives, Washington, DC.

DEAR MR. SPEAKER: This is to notify you formally, pursuant to Rule VIII of the Rules of the House of Representatives, that I have been served with a civil subpoena, issued by the Court of Common Pleas for Anderson County, South Carolina, for testimony.

After consultation with the Office of General Counsel, I have determined that compliance with the subpoena is inconsistent with the precedents and privileges of the House.

Sincerely,

J. GRESHAM BARRETT,
Member of Congress.

¶25.32 PROVIDING FOR THE CONSIDERATION OF H. CON. RES. 376

Mrs. CAPITO, by direction of the Committee on Rules, reported (Rept. No. 109–405) the resolution (H. Res. 766) providing for consideration of the concurrent resolution (H. Con. Res. 376) establishing the congressional budget for the United States Government for fiscal year 2007 and setting forth appropriate budgetary levels for fiscal years 2008 through 2011.

When said resolution and report were referred to the House Calendar and ordered printed.

¶25.33 WAIVING A REQUIREMENT OF CLAUSE 6(A) OF RULE XIII

Mrs. CAPITO, by direction of the Committee on Rules, reported (Rept. No. 109–406) the resolution (H. Res. 767) waiving a requirement of clause 6(a) of rule XIII with respect to consideration of certain resolutions reported from the Committee on Rules.

When said resolution and report were referred to the House Calendar and ordered printed.

¶25.34 COMMUNICATION REGARDING SUBPOENA

The SPEAKER pro tempore, Mr. WESTMORELAND, laid before the House the following communication from Lisa Subrize, Executive Assistant, office of the Honorable Thaddeus G. McCotter:

HOUSE OF REPRESENTATIVES,
April 5, 2006.

The Hon. J. DENNIS HASTERT,
Speaker, U.S. House of Representatives, Washington, DC.

DEAR MR. SPEAKER: This is to notify you formally, pursuant to Rule VIII of the Rules of the House of Representatives, that I have been served with a grand jury subpoena for testimony issued by the Superior Court of the District of Columbia.

After consultation with the Office of General Counsel, I have determined that compliance with the subpoena is consistent with the precedents and privileges of the House.

Sincerely,

LISA SUBRIZE,
Executive Assistant.

And then,

¶25.35 ADJOURNMENT

On motion of Mr. PAUL, at 10 o'clock and 51 minutes p.m., the House adjourned.

¶25.36 REPORTS OF COMMITTEES ON PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XIII, reports of committees were delivered to the Clerk for printing and reference to the proper calendar, as follows:

Mr. PUTNAM: Committee on Rules. House Resolution 766. Resolution providing for consideration of the concurrent resolution (H. Con. Res. 376) establishing the congressional budget for the United States Government for fiscal year 2007 and setting forth appropriate budgetary levels for fiscal years 2008 through 2011 (Rept. 109–405). Referred to the House Calendar.

Mr. PUTNAM: Committee on Rules. House Resolution 767. Resolution waiving a requirement of clause 6(a) of rule XIII with respect to consideration of certain resolutions reported from the Committee on Rules (Rept. 109–406). Referred to the House Calendar.

Mr. SENSENBRENNER: Committee on the Judiciary. H.R. 2955. A bill to amend title 28, United States Code, to clarify that the Court of Appeals for the Federal Circuit has exclusive jurisdiction of appeals relating to patents, plant variety protection, or copyrights, and for other purposes; with an amendment (Rept. 109–407). Referred to the Committee of the Whole House on the State of the Union.

Mr. SENSENBRENNER: Committee on the Judiciary. H.R. 4742. A bill to amend title 35, United States Code, to allow the Director of the Patent and Trademark Office to waive statutory provisions governing patents and trademarks in certain emergencies (Rept. 109–408). Referred to the Committee of the Whole House on the State of the Union.

Mr. SENSENBRENNER: Committee on the Judiciary. House Concurrent Resolution 319. Resolution expressing the sense of the Congress regarding the successful and substantial contributions of the amendments to the patent and trademark laws that were enacted in 1980 (Public Law 96–517; commonly known as the ''Bayh-Dole Act''), on the occasion of the 25th anniversary of its enactment (Rept. 109–409). Referred to the House Calendar.

¶25.37 PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XII, public bills and resolutions were introduced and severally referred, as follows:

By Mr. LANTOS (for himself, Mr. BURTON of Indiana, Mr. ENGEL, Ms. ROS-LEHTINEN, Mr. DELAHUNT, Mr. SMITH of New Jersey, Ms. LEE, Mr. WELLER, Mr. BERMAN, Mr. WEXLER, Mr. PAYNE, Mr. CROWLEY, Mrs. NAPOLITANO, and Mr. MEEKS of New York):

H.R. 5091. A bill to authorize assistance to the people of the Republic of Haiti to fund scholarships for talented disadvantaged students in Haiti to continue their education in the United States and to return to Haiti to contribute to the development of their country, and for other purposes; to the Committee on International Relations.

By Mr. COBLE (for himself and Mr. SCOTT of Virginia):

H.R. 5092. A bill to modernize and reform the Bureau of Alcohol, Tobacco, Firearms, and Explosives; to the Committee on the Judiciary.

By Mrs. KELLY:

H.R. 5093. A bill to revise the limitation on Impact Aid special payments; to the Committee on Education and the Workforce.

By Mr. JONES of North Carolina:

H.R. 5094. A bill to require the conveyance of Mattamuskeet Lodge and surrounding property, including the Mattamuskeet National Wildlife Refuge headquarters, to the State of North Carolina to permit the State to use the property as a public facility dedicated to the conservation of the natural and cultural resources of North Carolina; to the Committee on Resources.

By Mr. ENGEL (for himself and Mrs. WILSON of New Mexico):

H.R. 5095. A bill to prohibit deceptive altering or disguising of caller identification on outbound telephone calls; to the Committee on Energy and Commerce.

By Mr. BERMAN (for himself and Mr. BOUCHER):

H.R. 5096. A bill to amend title 35, United States Code, to modify certain procedures relating to patents; to the Committee on the Judiciary.

By Mr. DAVIS of Kentucky (for himself, Mr. LEWIS of Kentucky, Mr. ENGLISH of Pennsylvania, and Mr. ROGERS of Kentucky):

H.R. 5097. A bill to facilitate and expedite direct refunds to coal producers and exporters of the excise tax unconstitutionally imposed on coal exported from the United States; to the Committee on Ways and Means.

By Mr. MEEHAN:

H.R. 5098. A bill to amend the Internal Revenue Code of 1986 to extend and expand the deduction for tuition and related expenses for higher education and to reduce the maximum interest rate allowable on student loans; to the Committee on Ways and Means, and in addition to the Committee on Education and the Workforce, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. PETERSON of Minnesota (for himself, Mr. BONNER, Mr. BERRY, Mr. ROGERS of Alabama, Mr. ROSS, Mr. FOLEY, Mr. POMEROY, Mr. EVERETT, Mr. BOYD, Mr. ALEXANDER, Mr. CUELLAR, Mr. KENNEDY of Minnesota, Mr. MELANCON, Mrs. EMERSON, Mr. HINOJOSA, Mr. PICKERING, Ms. KAPTUR, Mr. BOUSTANY, Mr. SCOTT of Georgia, Mr. HULSHOF, Mr. MARSHALL, Mr. JINDAL, Ms. HERSETH, Mr. PORTER, Mr. SKELTON, and Mr. BAKER):

H.R. 5099. A bill to provide disaster assistance to agricultural producers for crop and livestock losses, and for other purposes; to the Committee on Agriculture, and in addition to the Committees on Transportation and Infrastructure, Armed Services, the Budget, and Resources, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. EHLERS (for himself, Mr. EMANUEL, Mr. REYNOLDS, Mr. KIRK, Mr. DINGELL, Mr. HOEKSTRA, Mr. BISHOP of New York, Ms. MCCOLLUM of Minnesota, Mr. RYAN of Ohio, Mr. ENGLISH of Pennsylvania, Mr. KIND, Mr. KILDEE, Ms. BEAN, Mr. HIGGINS, Ms. SLAUGHTER, Mr. STUPAK, Ms. SCHAKOWSKY, Mr. EVANS, Mr. LEVIN, Mr. BROWN of Ohio, Mr. GUTIERREZ, Ms. KAPTUR, Mr. STRICKLAND, Mr. LIPINSKI, Ms. MOORE of Wisconsin, Mr. LATOURETTE, Mr. UPTON, Mr. MCCOTTER, and Mr. CAMP of Michigan):

H.R. 5100. A bill to establish a collaborative program to protect the Great Lakes, and for other purposes; to the Committee on Transportation and Infrastructure, and in addition to the Committees on Resources, Science, and House Administration, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. BEAUPREZ:

H.R. 5101. A bill to authorize a major medical facility project for the Department of

Veterans Affairs at Denver, Colorado; to the Committee on Veterans' Affairs.

By Mr. BECERRA (for himself, Mr. DEFAZIO, Mr. SALAZAR, Mr. HONDA, Mr. JEFFERSON, Mr. KENNEDY of Rhode Island, Mr. BOUCHER, Mr. WEXLER, Mr. CARDOZA, Mr. MCGOVERN, Mr. MOLLOHAN, Mr. GENE GREEN of Texas, Mr. GRIJALVA, Mr. RANGEL, Mr. STARK, Mr. CONYERS, Mr. MCDERMOTT, Ms. HERSETH, Mr. HINCHEY, Mr. BROWN of Ohio, Mr. REYES, Mr. RUPPERSBERGER, Mr. LARSON of Connecticut, Mr. MCNULTY, Ms. MATSUI, Mr. COSTELLO, Mrs. MALONEY, Mr. MARSHALL, Mr. LEVIN, Ms. NORTON, Mr. INSLEE, Mr. LYNCH, Mr. DELAHUNT, Mr. OWENS, Mr. ORTIZ, Ms. SCHAKOWSKY, Mrs. NAPOLITANO, Mr. RYAN of Ohio, Mr. DOYLE, Mr. POMEROY, Mr. SCOTT of Virginia, Mr. BACA, Mr. SANDERS, Mr. CUMMINGS, Mr. OBERSTAR, Mr. PAYNE, Mr. GONZALEZ, Mr. EMANUEL, Mr. LANTOS, Mr. DOGGETT, Ms. WASSERMAN SCHULTZ, Mr. BRADY of Pennsylvania, Mrs. CAPPS, and Ms. MCCOLLUM of Minnesota):

H.R. 5102. A bill to amend title XVIII of the Social Security Act to prohibit removal of covered part D drugs from a prescription drug plan formulary during the plan year once an individual has enrolled in the plan; to the Committee on Energy and Commerce, and in addition to the Committee on Ways and Means, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. BOUCHER:

H.R. 5103. A bill to provide for the conveyance of the former Konnarock Lutheran Girls School in Smyth County, Virginia, which is currently owned by the United States and administered by the Forest Service, to facilitate the restoration and reuse of the property, and for other purposes; to the Committee on Agriculture.

By Mr. DAVIS of Florida:

H.R. 5104. A bill to designate the facility of the United States Postal Service located at 1750 16th Street South in St. Petersburg, Florida, as the ''Morris W. Milton Post Office''; to the Committee on Government Reform.

By Mr. HAYWORTH:

H.R. 5105. A bill to clarify that Arizona is in compliance with the Equal Educational Opportunities Act of 1974 with respect to English language learners; to the Committee on Education and the Workforce, and in addition to the Committee on the Judiciary, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. HINOJOSA:

H.R. 5106. A bill to amend the National Science Foundation Authorization Act of 2002 to authorize grants for Partnerships for Access to Laboratory Science (PALS); to the Committee on Science, and in addition to the Committee on Education and the Workforce, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. MILLER of Florida (for himself, Mr. MEEK of Florida, Mr. DAVIS of Florida, Mr. FOLEY, Mr. BOYD, Mr. MACK, Ms. GINNY BROWN-WAITE of Florida, Ms. HARRIS, Mr. CRENSHAW, Mr. FEENEY, Mr. LINCOLN DIAZ-BALART of Florida, Ms. ROS-LEHTINEN, Mr. STEARNS, Mr. PUTNAM, Mr. HASTINGS of Florida, Mr. WELDON of Florida, Mr. MICA, Mr. BILIRAKIS, Mr. MARIO DIAZ-BALART of Florida, Mr. WEXLER, Mr. KELLER, Mr. YOUNG of Florida, Ms. WASSERMAN SCHULTZ, Mr. SHAW, and Ms. CORRINE BROWN of Florida):

H.R. 5107. A bill to designate the facility of the United States Postal Service located at 1400 West Jordan Street in Pensacola, Florida, as the ''Earl D. Hutto Post Office Building''; to the Committee on Government Reform.

By Mr. POE:

H.R. 5108. A bill to designate the facility of the United States Postal Service located at 1213 East Houston Street in Cleveland, Texas, as the ''Lance Corporal Robert A. Martinez Post Office Building''; to the Committee on Government Reform.

By Mr. ROGERS of Michigan (for himself and Mr. BURGESS):

H.R. 5109. A bill to amend the Public Health Service Act to require Senate confirmation for each appointment to serve in the position of Assistant Secretary for Public Health Emergency Preparedness, Department of Health and Human Services; to the Committee on Energy and Commerce.

By Mr. UDALL of Colorado:

H.R. 5110. A bill to facilitate the use for irrigation and other purposes of water produced in connection with development of energy resources; to the Committee on Resources.

By Mr. UDALL of Colorado:

H.R. 5111. A bill to amend the Energy Policy Act of 2005 to authorize discounted sales of royalty oil and gas taken in-kind from a Federal oil or gas lease to provide additional resources to Federal low-income energy assistance programs; to the Committee on Resources.

By Mr. COSTA (for himself, Mr. POE, and Ms. HARRIS):

H. Con. Res. 378. Concurrent resolution supporting the goals and ideals of the 2006 National Crime Victims' Rights Week and efforts to increase public awareness of the rights, needs, and concerns of crime victims and survivors in the United States; to the Committee on the Judiciary.

By Mr. EMANUEL (for himself, Mr. ABERCROMBIE, Mr. VAN HOLLEN, Mr. DAVIS of Tennessee, Mr. MCDERMOTT, Mr. OWENS, Mrs. CAPPS, Mr. DOYLE, Mr. NEAL of Massachusetts, Mr. CONYERS, Mr. RYAN of Ohio, Mr. GEORGE MILLER of California, Mr. PALLONE, Mr. GRIJALVA, Ms. SCHAKOWSKY, Mr. LEWIS of Georgia, Mr. BISHOP of Georgia, Mr. CLAY, and Mr. UDALL of Colorado):

H. Con. Res. 379. Concurrent resolution directing the Architect of the Capitol to establish a temporary exhibit in the rotunda of the Capitol to honor the memory of the members of the United States Armed Forces who have lost their lives in Operation Iraqi Freedom and Operation Enduring Freedom; to the Committee on House Administration.

By Mr. SCHIFF (for himself and Mr. GOODLATTE):

H. Con. Res. 380. Concurrent resolution expressing the sense of Congress that United States intellectual property rights must be protected globally; to the Committee on International Relations, and in addition to the Committee on Ways and Means, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Ms. PELOSI:

H. Res. 762. A resolution raising a question of the privileges of the House:

By Mr. TOM DAVIS of Virginia:

H. Res. 763. A resolution supporting the goals and ideals of a National Children and Families Day, in order to encourage adults in the United States to support and listen to children and to help children throughout the Nation achieve their hopes and dreams, and for other purposes; to the Committee on Government Reform.

By Mr. WELDON of Pennsylvania:

H. Res. 764. A resolution recognizing and honoring firefighters for their many contributions throughout the history of the Nation; to the Committee on Government Reform.

By Mr. WELDON of Pennsylvania (for himself, Mr. PASCRELL, Mr. DENT, Mr. PORTER, Mr. DUNCAN, and Mrs. MALONEY):

H. Res. 765. A resolution supporting the goals and ideals of National Campus Safety Awareness Month; to the Committee on Government Reform.

By Mr. SIMMONS (for himself, Mrs. JOHNSON of Connecticut, Mr. SHAYS, Ms. DELAURO, and Mr. LARSON of Connecticut):

H. Res. 768. A resolution congratulating Geno Auriemma, the University of Connecticut women's basketball head coach, upon his selection to the Naismith Memorial Basketball Hall of Fame in Springfield, Massachusetts; to the Committee on Education and the Workforce.

¶25.38 ADDITIONAL SPONSORS

Under clause 7 of rule XII, sponsors were added to public bills and resolutions as follows:

H.R. 65: Mr. YOUNG of Alaska.

H.R. 138: Mr. WESTMORELAND, Mr. SCOTT of Georgia, Mr. MARSHALL, Mr. GINGREY, Mr. BISHOP of Georgia, Mr. DEAL of Georgia, Mr. PRICE of Georgia, Mr. BARROW, and Mr. NORWOOD.

H.R. 198: Mr. CHANDLER, Mr. MEEKS of New York, and Mrs. DRAKE.

H.R. 475: Ms. MATSUI.

H.R. 517: Mr. MCDERMOTT.

H.R. 521: Mr. MCCOTTER and Mr. BACHUS.

H.R. 586: Mr. STEARNS and Mr. HULSHOF.

H.R. 663: Ms. KILPATRICK of Michigan and Mr. CUMMINGS.

H.R. 697: Ms. BEAN.

H.R. 699: Mr. BISHOP of New York and Mr. BURTON of Indiana.

H.R. 717: Mr. PAUL.

H.R. 824: Mr. DANIEL E. LUNGREN of California.

H.R. 867: Ms. HERSETH.

H.R. 999: Mr. BONNER, Mr. BLUMENAUER, and Mr. LATHAM.

H.R. 1079: Mr. TAYLOR of North Carolina.

H.R. 1100: Mrs. SCHMIDT.

H.R. 1105: Mr. GONZALEZ.

H.R. 1120: Mrs. NORTHUP, Mr. SAXTON, Mr. ISRAEL, and Mr. LAHOOD.

H.R. 1125: Mr. FILNER and Mr. LATHAM.

H.R. 1172: Mr. FRANK of Massachusetts.

H.R. 1175: Mr. YOUNG of Alaska.

H.R. 1182: Mr. HIGGINS and Ms. ZOE LOFGREN of California.

H.R. 1243: Mr. DAVIS of Kentucky.

H.R. 1256: Mr. DUNCAN.

H.R. 1298: Mr. ROTHMAN.

H.R. 1370: Mr. BEAUPREZ.

H.R. 1405: Mr. RAMSTAD, and Mr. ISRAEL.

H.R. 1447: Mrs. DAVIS of California, Mrs. TAUSCHER, Ms. MATSUI, Mr. EHLERS, and Mr. JEFFERSON.

H.R. 1545: Mr. PAYNE and Mr. SHAYS.

H.R. 1575: Mr. ANDREWS and Mr. STRICKLAND.

H.R. 1578: Mr. BEAUPREZ and Mr. EVANS.

H.R. 1652: Mr. FATTAH.

H.R. 1704: Mr. PASTOR, and Mr. PRICE of North Carolina.

H.R. 1709: Mr. HIGGINS.

H.R. 1714: Mr. MEEK of Florida, and Ms. ROS-LEHTINEN.

H.R. 1789: Mrs. MCCARTHY.

H.R. 1792: Mr. RANGEL,

Ms. CARSON, Mr. MCHUGH, and Mr. JEFFERSON.

H.R. 1823: Ms. LEE.
H.R. 1849: Mr. WOLF.
H.R. 1850: Mr. SANDERS and Mr. ISRAEL.
H.R. 1951: Mr. BISHOP of New York, Mr. EDWARDS, Mr. VAN HOLLEN, Mr. INSLEE, and Mr. HINOJOSA.
H.R. 2034: Mr. REYES.
H.R. 2048: Mr. YOUNG of Alaska.
H.R. 2088: Mr. GALLEGLY.
H.R. 2122: Mr. BLUMENAUER.
H.R. 2317: Mrs. LOWEY.
H.R. 2421: Mr. MICHAUD, Mr. SMITH of New Jersey, and Mr. DOYLE.
H.R. 2456: Mr. CLAY, Mr. WYNN, Mr. LEWIS of Georgia, and Mr. HASTINGS of Florida.
H.R. 2568: Mr. FILNER.
H.R. 2629: Mr. BISHOP of New York.
H.R. 2679: Mr. MILLER of Florida, Mrs. CUBIN, Mr. SAXTON, Mr. BRADLEY of New Hampshire, Mr. RAHALL, and Mrs. EMERSON.
H.R. 2730: Mr. NADLER.
H.R. 2943: Mr. PLATTS.
H.R. 3103: Mr. ROTHMAN, Ms. KAPTUR, and Mr. SWEENEY.
H.R. 3190: Ms. BORDALLO, and Mr. MCNULTY.
H.R. 3307: Mr. WAXMAN.
H.R. 3352: Ms. BORDALLO and Ms. BERKLEY.
H.R. 3373: Ms. HERSETH.
H.R. 3435: Mr. GINGREY.
H.R. 3476: Mr. FOLEY, Mr. KENNEDY of Rhode Island, and Mr. KUCINICH.
H.R. 3590: Mr. GRIJALVA.
H.R. 3614: Mr. MCHUGH.
H.R. 3616: Mr. SAXTON.
H.R. 3644: Mr. BOUCHER, Ms. SCHWARTZ of Pennsylvania, Mr. BISHOP of New York, and Mr. PORTER.
H.R. 3809: Ms. MCCOLLUM of Minnesota.
H.R. 3850: Mr. PRICE of North Carolina and Mr. MCDERMOTT.
H.R. 3859: Mr. ANDREWS.
H.R. 3883: Mr. CAMPBELL of California.
H.R. 3949: Mr. ORTIZ.
H.R. 4005: Mr. RANGEL, Mr. BAIRD, and Ms. ZOE LOFGREN of California.
H.R. 4098: Mr. ALLEN.
H.R. 4166: Mr. CONYERS.
H.R. 4188: Mr. SMITH of Washington.
H.R. 4298: Mr. RUPPERSBERGER, Mr. WYNN, Mr. MCGOVERN, and Ms. HART.
H.R. 4341: Mr. MCHUGH, Mr. STEARNS, Mr. ALEXANDER, Mr. MARCHANT, Mr. MICA, Mr. WAMP, Mr. PUTNAM, Mr. DAVIS of Tennessee, Ms. GINNY BROWN-WAITE of Florida, Mr. LEWIS of Kentucky, Mr. ADERHOLT, Mr. FOLEY, Mr. GORDON, Mr. GINGREY, Mrs. SCHMIDT, Mr. SKELTON, Mr. HASTINGS of Washington, Mrs. JOHNSON of Connecticut, Mr. PEARCE, Mr. PITTS, Mr. GALLEGLY, Mr. REGULA, Mr. COBLE, Mr. WALSH, Mr. BISHOP of Georgia, and Mr. CANTOR.
H.R. 4409: Mr. GALLEGLY, Mr. DEFAZIO, Mr. KUHL of New York, Ms. HARMAN, and Mr. BEAUPREZ.
H.R. 4465: Ms. MATSUI, Mr. WEXLER, and Mr. EVANS.
H.R. 4479: Mr. FATTAH.
H.R. 4480: Mr. BONNER.
H.R. 4493: Mr. FRANK of Massachusetts.
H.R. 4547: Mr. BISHOP of Utah.
H.R. 4613: Mr. HINCHEY, Mr. EVANS, Mr. LANTOS, Ms. SOLIS, Mr. MCGOVERN, Mr. CONYERS, Mr. GEORGE MILLER of California, Mr. GRIJALVA, and Mr. KUCINICH.
H.R. 4624: Mr. CUELLAR.
H.R. 4673: Mr. HINCHEY.
H.R. 4740: Mr. HOYER.
H.R. 4749: Ms. KAPTUR and Ms. DELAURO.
H.R. 4755: Mr. KENNEDY of Rhode Island, Ms. ESHOO, Mr. BERRY, Ms. MATSUI, Mr. BRADLEY of New Hampshire, Mr. ROSS, Mr. GENE GREEN of Texas, Mr. ALEXANDER, and Mr. TIERNEY.
H.R. 4761: Mr. BEAUPREZ, Mr. OXLEY, Mr. PETERSON of Minnesota, Mr. NORWOOD, and Mr. DEAL of Georgia.
H.R. 4873: Mr. PETERSON of Minnesota.
H.R. 4894: Mr. KIRK and Mr. SESSIONS.
H.R. 4897: Mr. HOLDEN and Mr. TERRY.
H.R. 4899: Mr. ROTHMAN, Mr. FATTAH, Mr. CAPUANO, and Mr. GONZALEZ.
H.R. 4902: Mr. ADERHOLT, Mr. SHAW, Mrs. MCCARTHY, Mr. ORTIZ, Mr. BUTTERFIELD, Mr. ENGEL, Ms. ESHOO, Ms. HARMAN, Mr. MILLER of North Carolina, Mrs. NAPOLITANO, Mr. OLVER, Mr. SPRATT, Mr. BEAUPREZ, Mrs. CUBIN, Mr. GOODE, Mr. MCHENRY, Mr. RADANOVICH, Mr. ROGERS of Michigan, Mr. ROHRABACHER, Mr. GEORGE MILLER of California, Mr. DOYLE, Mr. UDALL of Colorado, Ms. MILLENDER-MCDONALD, Mr. MACK, Mr. SERRANO, Mr. GARY G. MILLER of California, and Ms. CARSON.
H.R. 4904: Mr. LEACH, Mr. BLUMENAUER, Mr. GEORGE MILLER of California, Mr. GORDON, Ms. ZOE LOFGREN of California, and Mr. LOBIONDO.
H.R. 4922: Ms. HART.
H.R. 4946: Mr. ENGEL, Mr. DAVIS of Kentucky, Ms. GINNY BROWN-WAITE of Florida, Mr. BARRETT of South Carolina, Mr. HOEKSTRA, Mr. BOUCHER, Mr. SHUSTER, and Mr. BAIRD.
H.R. 4949: Mr. SAXTON, Mr. CARNAHAN, Mr. INSLEE, Mr. SODREL, and Mr. GARRETT of New Jersey.
H.R. 4959: Mr. ROGERS of Alabama.
H.R. 4975: Mr. ISSA.
H.R. 4981: Mr. CASE and Mr. PRICE of Georgia.
H.R. 5005: Ms. FOXX, Mr. NEY, Mr. WESTMORELAND, Mr. GALLEGLY, Mr. POE, Mr. DAVIS of Tennessee, Mr. BISHOP of Georgia, Mr. GOODE, Mr. BOUCHER, Mr. JINDAL, Mr. ROGERS of Alabama, Mrs. MUSGRAVE, Mr. BURTON of Indiana, Mr. SESSIONS, Mr. YOUNG of Alaska, and Mr. CANNON.
H.R. 5009: Mr. PENCE, Mr. HENSARLING, Mr. GINGREY, Mrs. MUSGRAVE, Mr. DOOLITTLE, Ms. FOXX, Mr. MARCHANT, Mr. FRANKS of Arizona, Mr. ADERHOLT, Mr. TIAHRT, Mr. AKIN, and Mr. WICKER.
H.R. 5013: Mr. HENSARLING, Mr. WILSON of South Carolina, Mr. GUTKNECHT, Mr. DOOLITTLE, Mr. WELDON of Florida, Mr. KUHL of New York, Mr. MANZULLO, Mr. CULBERSON, Mr. BEAUPREZ, Mr. PEARCE, Mr. NEUGEBAUER, Mr. WAMP, Mr. KLINE, Mr. RYAN of Wisconsin, Mr. KING of Iowa, Mr. PENCE, Mr. KINGSTON, Mrs. MYRICK, Mr. MARCHANT, Mr. FRANKS of Arizona, Mr. FEENEY, Mr. COLE of Oklahoma, Mr. CANTOR, Mr. CHOCOLA, Mr. CONAWAY, Mr. HOSTETTLER, Mr. PRICE of Georgia, and Mr. AKIN.
H.R. 5015: Mr. EMANUEL, Mr. COOPER, Mr. JOHNSON of Illinois, Mr. MOORE of Kansas, Mr. LARSON of Connecticut, Mrs. MALONEY, and Mr. HOLT.
H.R. 5035: Mr. WEINER and Ms. LEE.
H.R. 5037: Mr. CONYERS, Mr. GENE GREEN of Texas, Mr. TAYLOR of Mississippi, Mr. LEVIN, Mr. BOOZMAN, Mr. EVERETT, Mr. BOSWELL, Ms. PELOSI, Mr. LEWIS of Kentucky, Mr. LIPINSKI, Mr. GINGREY, Mr. ANDREWS, Mr. LAHOOD, Mr. HINCHEY, Mr. SIMPSON, Mr. HOYER, Mr. CLYBURN, and Mr. LARSON of Connecticut.
H.R. 5052: Mr. LEWIS of Georgia, Mr. MCDERMOTT, Mr. CONYERS, and Mr. ROTHMAN.
H.R. 5063: Mr. MICHAUD, Mr. MCCOTTER, Mr. GONZALEZ, and Mrs. JO ANN DAVIS of Virginia.
H.R. 5065: Ms. HART.
H. Con. Res. 195: Mr. SWEENEY.
H. Con. Res. 320: Ms. BORDALLO and Ms. JACKSON-LEE of Texas.
H. Con. Res. 323: Mr. WALSH.
H. Con. Res. 343: Mrs. LOWEY.
H. Con. Res. 346: Mr. KOLBE and Mr. WEXLER.
H. Con. Res. 348: Mr. MCDERMOTT.
H. Con. Res. 366: Mr. MOLLOHAN, Mr. KUHL of New York, Mr. KUCINICH, Mr. JEFFERSON, and Mr. GONZALEZ.
H. Con. Res. 370: Mr. ENGLISH of Pennsylvania and Mr. GONZALEZ.
H. Res. 521: Ms. DELAURO.
H. Res. 566: Mr. PAYNE and Ms. MATSUI.
H. Res. 578: Mr. LANTOS.
H. Res. 675: Mr. VAN HOLLEN.
H. Res. 688: Mr. MATHESON, Mr. CLEAVER, Mr. EMANUEL, Mr. JOHNSON of Illinois, Mr. MOORE of Kansas, Ms. DELAURO, Mr. CROWLEY, Mr. LARSON of Connecticut, Mrs. MALONEY, Mr. HOLT, and Mr. GONZALEZ.
H. Res. 697: Mr. MEEKS of New York, Mr. KLINE, and Mr. BOYD.
H. Res. 699: Ms. HERSETH.
H. Res. 737: Mr. PRICE of North Carolina and Mr. DOYLE.
H. Res. 756: Mr. KING of Iowa, Mr. DELAY, Mr. WESTMORELAND, and Mr. LATHAM.
H. Res. 758: Mr. HYDE, Mr. LANTOS, Mr. BURTON of Indiana, Mr. PITTS, Mr. BERMAN, Mr. CROWLEY, Mr. WEXLER, Mr. ACKERMAN, Mr. BROWN of Ohio, Ms. BERKLEY, Ms. MCCOLLUM of Minnesota, Mr. CHANDLER, and Mr. CARNAHAN.
H. Res. 761: Mr. WEXLER.

THURSDAY, APRIL 6, 2006 (26)

The House was called to order by the SPEAKER.

¶26.1 APPROVAL OF THE JOURNAL

The SPEAKER announced he had examined and approved the Journal of the proceedings of Wednesday, April 5, 2006.

Pursuant to clause 1, rule I, the Journal was approved.

¶26.2 COMMUNICATIONS

Executive and other communications, pursuant to clause 8, rule XII, were referred as follows:

6979. A letter from the Administrator, FAA, Department of Transportation, transmitting a copy of the ''Federal Aviation Administration and National Air Traffic Controllers Association Collective Bargaining Proposal Submission to Congress,'' received April 6, 2006, pursuant to 49 U.S.C. 106(l) and 40122(a); jointly to the Committees on Transportation and Infrastructure and Government Reform.

¶26.3 MESSAGE FROM THE SENATE

A message from the Senate by Ms. Curtis, one of its clerks, announced that the Senate has passed without amendment Joint Resolutions of the House of the following titles:

H.J. Res. 81. A joint resolution providing for the appointment of Phillip Frost as a citizen regent of the Board of Regents of the Smithsonian Institution.

H.J. Res. 82. A joint resolution providing for the reappointment of Alan G. Spoon as a citizen regent of the Board of Regents of the Smithsonian Institution.

¶26.4 COMMUNICATION REGARDING SUBPOENA

The SPEAKER pro tempore, Mr. KOLBE, laid before the House the following communication from Mr. PORTER:

CONGRESS OF THE UNITED STATES,
HOUSE OF REPRESENTATIVES,
Washington, DC, April 5, 2006.

Hon. J. DENNIS HASTERT,
Speaker, House of Representatives,
Washington, DC.

DEAR MR. SPEAKER: This is to notify you formally, pursuant to Rule VIII of the Rules of the House of Representatives, that I have been served with a grand jury subpoena for documents issued by the U.S. District Court for the Western District of Pennsylvania.

After consultation with the Office of General Counsel, I have determined that compliance with the subpoena is consistent with the precedents and privileges of the House.

Sincerely,

JON C. PORTER,
Member of Congress.

¶26.5 PROVIDING FOR THE CONSIDERATION OF H. CON. RES. 376

Mr. PUTNAM, by direction of the Committee on Rules, called up the following resolution (H. Res. 766):

Resolved, That at any time after the adoption of this resolution the Speaker may, pursuant to clause 2(b) of rule XVIII, declare the House resolved into the Committee of the Whole House on the state of the Union for consideration of the concurrent resolution (H. Con. Res. 376) establishing the congressional budget for the United States Government for fiscal year 2007 and setting forth appropriate budgetary levels for fiscal years 2008 through 2011. The first reading of the concurrent resolution shall be dispensed with. All points of order against consideration of the concurrent resolution are waived. General debate shall not exceed four hours, with three hours of general debate confined to the congressional budget equally divided and controlled by the chairman and ranking minority member of the Committee on the Budget and one hour of general debate on the subject of economic goals and policies equally divided and controlled by Representative Saxton of New Jersey and Representative Maloney of New York or their designees. After general debate the Committee of the Whole shall rise without motion. No further consideration of the concurrent resolution shall be in order except pursuant to a subsequent order of the House.

When said resolution was considered.

After debate,

Mr. PUTNAM moved the previous question on the resolution to its adoption or rejection.

The question being put, viva voce,

Will the House now order the previous question?

The SPEAKER pro tempore, Mr. BONILLA, announced that the yeas had it.

Mr. MCGOVERN objected to the vote on the ground that a quorum was not present and not voting.

A quorum not being present,

The roll was called under clause 6, rule XX, and the call was taken by electronic device.

When there appeared { Yeas ..... 226 / Nays ..... 199 }

¶26.6 [Roll No. 91]

YEAS—226

Aderholt
Akin
Alexander
Bachus
Baker
Barrett (SC)
Bartlett (MD)
Barton (TX)
Bass
Beauprez
Biggert
Bilirakis
Bishop (UT)
Blackburn
Blunt
Boehlert
Boehner
Bonilla
Bonner
Bono
Boozman
Boustany
Bradley (NH)
Brady (TX)
Brown (SC)
Brown-Waite, Ginny
Burgess
Burton (IN)
Buyer
Calvert
Camp (MI)
Campbell (CA)
Cannon
Cantor
Capito
Carter
Castle
Chabot
Chocola
Coble
Cole (OK)
Conaway
Cubin
Culberson
Davis (KY)
Davis, Jo Ann
Davis, Tom
Deal (GA)
DeLay
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Doolittle
Drake
Dreier
Duncan
Ehlers
Emerson
English (PA)
Everett
Feeney
Ferguson
Fitzpatrick (PA)
Flake
Foley
Forbes
Fortenberry
Fossella
Foxx
Franks (AZ)
Frelinghuysen
Gallegly
Garrett (NJ)
Gerlach
Gibbons
Gilchrest
Gillmor
Gingrey
Gohmert
Goode
Goodlatte
Granger
Graves
Green (WI)
Gutknecht
Hall
Harris
Hart
Hastings (WA)
Hayworth
Hefley
Hensarling
Herger
Hobson
Hoekstra
Hostettler
Hulshof
Hunter
Hyde
Inglis (SC)
Issa
Istook
Jenkins
Jindal
Johnson (CT)
Johnson (IL)
Johnson, Sam
Jones (NC)
Keller
Kelly
Kennedy (MN)
King (IA)
King (NY)
Kingston
Kirk
Kline
Knollenberg
Kolbe
Kuhl (NY)
LaHood
Latham
LaTourette
Leach
Lewis (CA)
Lewis (KY)
Linder
LoBiondo
Lucas
Lungren, Daniel E.
Mack
Manzullo
Marchant
McCaul (TX)
McCotter
McCrery
McHenry
McHugh
McKeon
McMorris
Mica
Miller (FL)
Miller (MI)
Miller, Gary
Moran (KS)
Murphy
Musgrave
Myrick
Neugebauer
Ney
Northup
Norwood
Nunes
Nussle
Osborne
Otter
Oxley
Paul
Pearce
Pence
Peterson (PA)
Petri
Pickering
Pitts
Platts
Poe
Pombo
Porter
Pryce (OH)
Putnam
Radanovich
Ramstad
Regula
Rehberg
Reichert
Renzi
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Ros-Lehtinen
Royce
Ryan (WI)
Ryun (KS)
Saxton
Schmidt
Schwarz (MI)
Sensenbrenner
Sessions
Shadegg
Shaw
Shays
Sherwood
Shimkus
Shuster
Simmons
Simpson
Smith (TX)
Sodrel
Souder
Stearns
Sullivan
Sweeney
Tancredo
Taylor (NC)
Terry
Thomas
Thornberry
Tiahrt
Tiberi
Turner
Upton
Walden (OR)
Walsh
Wamp
Weldon (FL)
Weldon (PA)
Weller
Westmoreland
Whitfield
Wicker
Wilson (NM)
Wilson (SC)
Wolf
Young (AK)
Young (FL)

NAYS—199

Abercrombie
Ackerman
Allen
Andrews
Baca
Baird
Baldwin
Barrow
Bean
Becerra
Berkley
Berman
Berry
Bishop (GA)
Bishop (NY)
Blumenauer
Boren
Boswell
Boucher
Boyd
Brady (PA)
Brown (OH)
Brown, Corrine
Butterfield
Capps
Capuano
Cardin
Cardoza
Carnahan
Carson
Case
Chandler
Clay
Cleaver
Clyburn
Conyers
Cooper
Costa
Costello
Cramer
Crowley
Cuellar
Cummings
Davis (AL)
Davis (CA)
Davis (FL)
Davis (IL)
Davis (TN)
DeFazio
DeGette
Delahunt
DeLauro
Dicks
Dingell
Doggett
Doyle
Edwards
Emanuel
Engel
Eshoo
Etheridge
Farr
Fattah
Filner
Ford
Frank (MA)
Gonzalez
Gordon
Green, Al
Green, Gene
Grijalva
Gutierrez
Harman
Hastings (FL)
Herseth
Higgins
Hinchey
Hinojosa
Holden
Holt
Honda
Hooley
Hoyer
Inslee
Israel
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Johnson, E. B.
Jones (OH)
Kanjorski
Kaptur
Kennedy (RI)
Kildee
Kilpatrick (MI)
Kind
Kucinich
Langevin
Lantos
Larsen (WA)
Larson (CT)
Lee
Levin
Lewis (GA)
Lipinski
Lofgren, Zoe
Lowey
Lynch
Maloney
Markey
Marshall
Matheson
Matsui
McCarthy
McCollum (MN)
McDermott
McGovern
McIntyre
McKinney
McNulty
Meehan
Meek (FL)
Meeks (NY)
Melancon
Michaud
Millender-McDonald
Miller (NC)
Miller, George
Mollohan
Moore (KS)
Moore (WI)
Moran (VA)
Murtha
Nadler
Napolitano
Neal (MA)
Oberstar
Obey
Olver
Ortiz
Owens
Pallone
Pascrell
Pastor
Payne
Pelosi
Peterson (MN)
Pomeroy
Price (NC)
Rahall
Rangel
Reyes
Ross
Rothman
Roybal-Allard
Ruppersberger
Rush
Ryan (OH)
Sabo
Salazar
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Schakowsky
Schiff
Schwartz (PA)
Scott (GA)
Scott (VA)
Serrano
Sherman
Skelton
Slaughter
Smith (WA)
Snyder
Solis
Spratt
Stark
Strickland
Stupak
Tauscher
Taylor (MS)
Thompson (CA)
Thompson (MS)
Tierney
Towns
Udall (CO)
Udall (NM)
Van Hollen
Velázquez
Visclosky
Wasserman Schultz
Waters
Watt
Waxman
Weiner
Wexler
Woolsey
Wu
Wynn

NOT VOTING—7

Crenshaw
Evans
Hayes
Price (GA)
Smith (NJ)
Tanner
Watson

So the previous question on the resolution was ordered.

The question being put, viva voce,

Will the House agree to said resolution?

The SPEAKER pro tempore, Mr. BONILLA, announced that the yeas had it.

Mr. MCGOVERN demanded a recorded vote on agreeing to said resolution, which demand was supported by one-fifth of a quorum, so a recorded vote was ordered.

The vote was taken by electronic device.

It was decided in the affirmative { Yeas ..... 225 / Nays ..... 196 }

¶26.7 [Roll No. 92]

AYES—225

Aderholt
Akin
Alexander
Bachus
Baker
Barrett (SC)
Bartlett (MD)
Barton (TX)
Bass
Beauprez
Biggert
Bilirakis
Bishop (UT)
Blackburn
Blunt
Boehlert
Boehner
Bonilla
Bonner
Bono
Boozman
Boustany
Bradley (NH)
Brady (TX)
Brown (SC)
Brown-Waite, Ginny
Burgess
Burton (IN)
Buyer
Calvert
Camp (MI)
Campbell (CA)
Cannon
Cantor
Capito
Carter
Castle
Chabot
Chocola
Coble
Cole (OK)
Conaway
Cubin
Culberson
Davis (KY)
Davis, Jo Ann
Davis, Tom
Deal (GA)
DeLay
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Doolittle
Drake
Dreier
Duncan
Ehlers
Emerson
English (PA)
Everett
Feeney
Ferguson
Fitzpatrick (PA)
Flake
Foley
Forbes
Fortenberry
Fossella
Foxx
Franks (AZ)
Frelinghuysen
Gallegly
Garrett (NJ)
Gerlach
Gibbons
Gilchrest
Gillmor
Gingrey
Goode
Goodlatte
Granger
Graves
Green (WI)
Gutknecht
Hall
Harris
Hart
Hastings (WA)
Hayworth
Hefley
Hensarling
Herger
Hobson
Hoekstra
Hostettler
Hulshof
Hunter
Hyde
Inglis (SC)
Issa
Istook
Jackson (IL)
Jenkins
Jindal
Johnson (CT)
Johnson (IL)
Johnson, Sam
Jones (NC)
Keller
Kelly
Kennedy (MN)
King (IA)
King (NY)
Kingston
Kirk
Kline
Knollenberg
Kolbe
Kuhl (NY)
LaHood
LaTourette
Leach
Lewis (CA)
Lewis (KY)
Linder
LoBiondo
Lucas

Lungren, Daniel E.
Mack
Manzullo
Marchant
McCaul (TX)
McCotter
McCrery
McHenry
McHugh
McKeon
McMorris
Mica
Miller (FL)
Miller (MI)
Miller, Gary
Moran (KS)
Murphy
Musgrave
Myrick
Neugebauer
Ney
Northup
Norwood
Nunes
Nussle
Osborne
Otter
Oxley
Paul
Pearce
Pence
Peterson (PA)
Petri
Pickering
Pitts
Platts
Poe
Pombo
Porter
Pryce (OH)
Putnam
Radanovich
Ramstad
Regula
Rehberg
Reichert
Renzi
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Ros-Lehtinen
Royce
Ryan (WI)
Ryun (KS)
Saxton
Schmidt
Schwarz (MI)
Sensenbrenner
Sessions
Shadegg
Shaw
Shays
Sherwood
Shimkus
Shuster
Simmons
Simpson
Smith (TX)
Sodrel
Souder
Stearns
Sullivan
Sweeney
Tancredo
Taylor (NC)
Terry
Thomas
Thornberry
Tiahrt
Tiberi
Turner
Upton
Walden (OR)
Walsh
Wamp
Weldon (FL)
Weldon (PA)
Weller
Westmoreland
Whitfield
Wicker
Wilson (NM)
Wilson (SC)
Wolf
Young (AK)
Young (FL)

NOES—196

Abercrombie
Allen
Andrews
Baca
Baird
Baldwin
Barrow
Bean
Becerra
Berkley
Berman
Berry
Bishop (GA)
Bishop (NY)
Blumenauer
Boren
Boswell
Boucher
Boyd
Brady (PA)
Brown (OH)
Brown, Corrine
Butterfield
Capps
Capuano
Cardin
Cardoza
Carnahan
Carson
Case
Chandler
Clay
Cleaver
Clyburn
Conyers
Cooper
Costa
Costello
Cramer
Crowley
Cuellar
Cummings
Davis (AL)
Davis (CA)
Davis (FL)
Davis (IL)
Davis (TN)
DeFazio
DeGette
Delahunt
DeLauro
Dicks
Dingell
Doggett
Doyle
Edwards
Emanuel
Engel
Eshoo
Etheridge
Farr
Fattah
Filner
Ford
Frank (MA)
Gonzalez
Gordon
Green, Al
Green, Gene
Grijalva
Gutierrez
Harman
Hastings (FL)
Herseth
Higgins
Hinchey
Hinojosa
Holden
Holt
Honda
Hooley
Hoyer
Inslee
Israel
Jackson-Lee (TX)
Jefferson
Johnson, E. B.
Jones (OH)
Kanjorski
Kaptur
Kennedy (RI)
Kildee
Kilpatrick (MI)
Kind
Kucinich
Langevin
Lantos
Larsen (WA)
Larson (CT)
Lee
Levin
Lipinski
Lofgren, Zoe
Lowey
Lynch
Maloney
Markey
Marshall
Matheson
Matsui
McCarthy
McCollum (MN)
McDermott
McGovern
McIntyre
McKinney
McNulty
Meehan
Meek (FL)
Meeks (NY)
Melancon
Michaud
Millender-McDonald
Miller (NC)
Miller, George
Mollohan
Moore (KS)
Moore (WI)
Moran (VA)
Murtha
Nadler
Napolitano
Neal (MA)
Oberstar
Obey
Olver
Ortiz
Owens
Pallone
Pascrell
Pastor
Payne
Pelosi
Peterson (MN)
Pomeroy
Price (NC)
Rahall
Rangel
Reyes
Ross
Rothman
Roybal-Allard
Ruppersberger
Rush
Ryan (OH)
Sabo
Salazar
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Schakowsky
Schiff
Schwartz (PA)
Scott (GA)
Scott (VA)
Serrano
Sherman
Skelton
Slaughter
Smith (WA)
Snyder
Solis
Spratt
Stark
Strickland
Stupak
Tauscher
Taylor (MS)
Thompson (CA)
Thompson (MS)
Tierney
Towns
Udall (CO)
Udall (NM)
Van Hollen
Velázquez
Visclosky
Wasserman Schultz
Waters
Watt
Waxman
Weiner
Wexler
Woolsey
Wu
Wynn

NOT VOTING—11

Ackerman
Crenshaw
Evans
Gohmert
Hayes
Latham
Lewis (GA)
Price (GA)
Smith (NJ)
Tanner
Watson

So the resolution was agreed to.

A motion to reconsider the vote whereby said resolution was agreed to was, by unanimous consent, laid on the table.

¶26.8 CONGRESSIONAL BUDGET RESOLUTION

The SPEAKER pro tempore, Mr. BONILLA, pursuant to House Resolution 766 and rule XVIII, declared the House resolved into the Committee of the Whole House on the state of the Union for the consideration of the concurrent resolution (H. Con. Res. 376) establishing the congressional budget for the United States Government for fiscal year 2007 and setting forth appropriate budgetary levels for fiscal years 2008 through 2011.

The SPEAKER pro tempore, Mr. BONILLA, by unanimous consent, designated Mr. TERRY as Chairman of the Committee of the Whole; and after some time spent therein,

The SPEAKER pro tempore, Mr. BURGESS, assumed the Chair.

When Mr. BISHOP of Utah, Acting Chairman, reported that the Committee, having had under consideration said bill, had come to no resolution thereon.

¶26.9 MOTION TO INSTRUCT CONFEREES—H.R. 4297

Mr. CARDIN submitted the privileged motion to instruct the managers on the part of the House at the conference with the Senate on the disagreeing votes of the two Houses on the amendment of the Senate to the bill (H.R. 4297) to provide reconciliation pursuant to section 201(b) of the concurrent resolution on the budget for fiscal year 2006, (1) to agree to the provisions of section 102 (relating to credit for elective deferrals and IRA contributions), and section 108 (relating to extension and modification of research credit), of the amendment of the Senate, (2) to agree to the provisions of section 106 of the amendment of the Senate (relating to extension and increase in minimum tax relief to individuals), (3) to recede from the provisions of the House bill that extend the lower tax rate on dividends and capital gains that would otherwise terminate at the close of 2008, and (4) to the maximum extent possible within the scope of conference, to insist on a conference report which will neither increase the Federal budget deficit nor increase the amount of the debt subject to the public debt limit.

After debate,

By unanimous consent, the previous question was ordered on the motion to instruct the managers on the part of the House.

The question being put, viva voce,

Will the House agree to said motion?

The SPEAKER pro tempore, Mr. KUHL of New York, announced that the nays had it.

Mr. CARDIN demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mr. KUHL of New York, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed.

¶26.10 MOTION TO INSTRUCT CONFEREES—H.R. 2830

Mr. George MILLER of California, submitted the privileged motion to instruct the managers on the part of the House at the conference with the Senate on the disagreeing votes of the two Houses on the amendment of the Senate to the bill (H.R. 2830) to amend the Employee Retirement Income Security Act of 1974 and the Internal Revenue Code of 1986 to reform the pension funding rules, and for other purposes, to agree to the provisions contained in the amendment of the Senate regarding the prohibition of wearaway in connection with conversions to cash balance plans and the establishment of procedures affecting participants' benefits in connection with the conversion to such plans and not to agree to the provisions contained in title VII of the bill as passed by the House.

After debate,

By unanimous consent, the previous question was ordered on the motion to instruct the managers on the part of the House.

The question being put, viva voce,

Will the House agree to said motion?

The SPEAKER pro tempore, Mr. KUHL of New York, announced that the nays had it.

Mr. George MILLER of California demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The vote was taken by electronic device.

It was decided in the affirmative ..... { Yeas ..... 248 / Nays 178

¶26.11 [Roll No. 93]

YEAS—248

Abercrombie
Ackerman
Aderholt
Allen
Andrews
Baca
Baird
Baldwin
Barrow
Bass
Bean
Becerra
Berkley
Berman
Berry
Bilirakis
Bishop (GA)
Bishop (NY)
Blumenauer
Boehlert
Boren
Boswell
Boucher
Boyd
Brady (PA)
Brown (OH)
Brown, Corrine
Burgess
Butterfield
Capito
Capps
Capuano
Cardin
Cardoza
Carnahan
Carson
Case
Chandler
Clay
Cleaver
Clyburn
Conyers
Cooper
Costa
Costello
Cramer
Crowley
Cuellar
Cummings
Davis (AL)
Davis (CA)
Davis (FL)
Davis (IL)
Davis (KY)
Davis (TN)
Davis, Jo Ann
Davis, Tom
DeFazio
DeGette
Delahunt
DeLauro
Dent
Dicks
Dingell
Doggett
Doyle
Edwards
Ehlers
Emanuel

Emerson
Engel
Eshoo
Etheridge
Farr
Fattah
Ferguson
Filner
Fitzpatrick (PA)
Forbes
Ford
Fortenberry
Frank (MA)
Frelinghuysen
Garrett (NJ)
Gerlach
Gilchrest
Gonzalez
Goode
Gordon
Green, Al
Green, Gene
Grijalva
Gutierrez
Gutknecht
Hall
Harman
Hastings (FL)
Herseth
Higgins
Hinchey
Hinojosa
Hobson
Holden
Holt
Honda
Hooley
Hoyer
Inslee
Israel
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Johnson (IL)
Johnson, E. B.
Jones (NC)
Jones (OH)
Kanjorski
Kaptur
Kelly
Kennedy (RI)
Kildee
Kilpatrick (MI)
Kind
King (IA)
King (NY)
Kirk
Kucinich
LaHood
Lantos
Larsen (WA)
Larson (CT)
Leach
Lee
Levin
Lewis (GA)
Lipinski
LoBiondo
Lofgren, Zoe
Lowey
Lynch
Maloney
Markey
Marshall
Matheson
Matsui
McCarthy
McCollum (MN)
McDermott
McGovern
McHugh
McIntyre
McKinney
McNulty
Meehan
Meek (FL)
Meeks (NY)
Melancon
Michaud
Millender-McDonald
Miller (NC)
Miller, George
Mollohan
Moore (KS)
Moore (WI)
Moran (KS)
Moran (VA)
Murphy
Murtha
Nadler
Napolitano
Neal (MA)
Ney
Oberstar
Obey
Olver
Ortiz
Owens
Pallone
Pascrell
Pastor
Payne
Pelosi
Peterson (MN)
Platts
Price (NC)
Pryce (OH)
Rahall
Rangel
Regula
Reyes
Ross
Rothman
Roybal-Allard
Royce
Ruppersberger
Rush
Ryan (OH)
Sabo
Salazar
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Saxton
Schakowsky
Schiff
Schwartz (PA)
Scott (GA)
Scott (VA)
Serrano
Shays
Sherman
Sherwood
Simmons
Skelton
Slaughter
Smith (NJ)
Smith (WA)
Snyder
Solis
Spratt
Stark
Strickland
Stupak
Sweeney
Tauscher
Taylor (MS)
Thompson (CA)
Thompson (MS)
Tierney
Towns
Udall (CO)
Udall (NM)
Van Hollen
Velázquez
Visclosky
Wamp
Wasserman Schultz
Waters
Watt
Waxman
Weiner
Weldon (PA)
Wexler
Whitfield
Wolf
Woolsey
Wu
Wynn

NAYS—178

Akin
Alexander
Bachus
Baker
Barrett (SC)
Bartlett (MD)
Barton (TX)
Beauprez
Biggert
Bishop (UT)
Blackburn
Blunt
Boehner
Bonilla
Bonner
Bono
Boozman
Boustany
Bradley (NH)
Brady (TX)
Brown (SC)
Brown-Waite, Ginny
Burton (IN)
Calvert
Camp (MI)
Campbell (CA)
Cannon
Cantor
Carter
Castle
Chabot
Chocola
Coble
Cole (OK)
Conaway
Crenshaw
Cubin
Culberson
Deal (GA)
DeLay
Diaz-Balart, L.
Diaz-Balart, M.
Doolittle
Drake
Dreier
Duncan
English (PA)
Everett
Feeney
Flake
Foley
Fossella
Foxx
Franks (AZ)
Gallegly
Gibbons
Gillmor
Gingrey
Gohmert
Goodlatte
Granger
Graves
Green (WI)
Harris
Hart
Hastings (WA)
Hayes
Hayworth
Hefley
Hensarling
Herger
Hoekstra
Hostettler
Hulshof
Hunter
Hyde
Inglis (SC)
Issa
Istook
Jenkins
Jindal
Johnson (CT)
Johnson, Sam
Keller
Kennedy (MN)
Kingston
Kline
Knollenberg
Kolbe
Kuhl (NY)
Latham
LaTourette
Lewis (CA)
Lewis (KY)
Linder
Lucas
Lungren, Daniel E.
Mack
Manzullo
Marchant
McCaul (TX)
McCotter
McCrery
McHenry
McKeon
McMorris
Mica
Miller (FL)
Miller (MI)
Miller, Gary
Musgrave
Myrick
Neugebauer
Northup
Norwood
Nunes
Nussle
Osborne
Otter
Oxley
Paul
Pearce
Pence
Peterson (PA)
Petri
Pickering
Pitts
Poe
Pombo
Pomeroy
Porter
Price (GA)
Putnam
Radanovich
Ramstad
Rehberg
Reichert
Renzi
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Ros-Lehtinen
Ryan (WI)
Ryun (KS)
Schmidt
Sensenbrenner
Sessions
Shadegg
Shaw
Shimkus
Shuster
Simpson
Smith (TX)
Sodrel
Souder
Stearns
Sullivan
Tancredo
Taylor (NC)
Terry
Thomas
Thornberry
Tiahrt
Tiberi
Turner
Upton
Walden (OR)
Walsh
Weldon (FL)
Weller
Westmoreland
Wicker
Wilson (NM)
Wilson (SC)
Young (AK)
Young (FL)

NOT VOTING—6

Buyer
Evans
Langevin
Schwarz (MI)
Tanner
Watson

So the motion to instruct the managers on the part of the House was agreed to.

A motion to reconsider the vote whereby said motion was agreed to was, by unanimous consent, laid on the table.

¶26.12 MOTION TO INSTRUCT CONFEREES TO H.R. 4297—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mr. REHBERG, pursuant to clause 8 of rule XX, announced the unfinished business to be the question on the motion, by Mr. CARDIN, to instruct the managers on the part of the House at the conference on the disagreeing votes of the two Houses on the amendment of the Senate to the bill (H.R. 4297) to provide reconciliation pursuant to section 201(b) of the concurrent resolution on the budget for fiscal year 2006.

The question being put,

Will the House agree to said motion?

The vote was taken by electronic device.

It was decided in the negative ..... { Yeas ..... 196 / Nays 232

¶26.13 [Roll No. 94]

YEAS—196

Abercrombie
Ackerman
Allen
Andrews
Baca
Baird
Baldwin
Barrow
Becerra
Berkley
Berman
Berry
Bishop (GA)
Bishop (NY)
Blumenauer
Boehlert
Boswell
Boucher
Boyd
Brady (PA)
Brown (OH)
Brown, Corrine
Butterfield
Capps
Capuano
Cardin
Cardoza
Carnahan
Carson
Case
Chandler
Clay
Cleaver
Clyburn
Conyers
Cooper
Costa
Costello
Crowley
Cummings
Davis (AL)
Davis (CA)
Davis (FL)
Davis (IL)
Davis (TN)
DeFazio
DeGette
Delahunt
DeLauro
Dicks
Dingell
Doggett
Doyle
Edwards
Emanuel
Engel
Eshoo
Etheridge
Farr
Fattah
Filner
Ford
Frank (MA)
Gonzalez
Gordon
Green, Al
Green, Gene
Grijalva
Gutierrez
Harman
Hastings (FL)
Herseth
Higgins
Hinchey
Hinojosa
Holden
Holt
Honda
Hooley
Hoyer
Inslee
Israel
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Johnson, E. B.
Jones (OH)
Kennedy (RI)
Kildee
Kilpatrick (MI)
Kind
Kucinich
Lantos
Larsen (WA)
Larson (CT)
Leach
Lee
Levin
Lewis (GA)
Lipinski
Lofgren, Zoe
Lowey
Lynch
Maloney
Markey
Marshall
Matheson
Matsui
McCarthy
McCollum (MN)
McDermott
McGovern
McIntyre
McKinney
McNulty
Meehan
Meek (FL)
Meeks (NY)
Melancon
Michaud
Millender-McDonald
Miller (NC)
Miller, George
Mollohan
Moore (KS)
Moore (WI)
Moran (VA)
Nadler
Napolitano
Neal (MA)
Oberstar
Obey
Olver
Ortiz
Owens
Pallone
Pascrell
Pastor
Payne
Pelosi
Peterson (MN)
Pomeroy
Price (NC)
Rahall
Rangel
Reyes
Ross
Rothman
Roybal-Allard
Ruppersberger
Rush
Ryan (OH)
Sabo
Salazar
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Schakowsky
Schiff
Schwartz (PA)
Scott (GA)
Scott (VA)
Serrano
Sherman
Skelton
Slaughter
Smith (WA)
Snyder
Solis
Spratt
Stark
Strickland
Stupak
Tauscher
Taylor (MS)
Thompson (CA)
Thompson (MS)
Tierney
Towns
Udall (CO)
Udall (NM)
Upton
Van Hollen
Velázquez
Visclosky
Wasserman Schultz
Waters
Watt
Waxman
Weiner
Weldon (PA)
Wexler
Wilson (NM)
Woolsey
Wu
Wynn

NAYS—232

Aderholt
Akin
Alexander
Bachus
Baker
Barrett (SC)
Bartlett (MD)
Barton (TX)
Bass
Bean
Beauprez
Biggert
Bilirakis
Bishop (UT)
Blackburn
Blunt
Boehner
Bonilla
Bonner
Bono
Boozman
Boren
Boustany
Bradley (NH)
Brady (TX)
Brown (SC)
Brown-Waite, Ginny
Burgess
Burton (IN)
Buyer
Calvert
Camp (MI)
Campbell (CA)
Cannon
Cantor
Capito
Carter
Castle
Chabot
Chocola
Coble
Cole (OK)
Conaway
Cramer
Crenshaw
Cubin
Cuellar
Culberson
Davis (KY)
Davis, Jo Ann
Davis, Tom
Deal (GA)
DeLay
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Doolittle
Drake
Dreier
Duncan
Ehlers
Emerson
English (PA)
Everett
Feeney
Ferguson
Fitzpatrick (PA)
Flake
Foley
Forbes
Fortenberry
Fossella
Foxx
Franks (AZ)
Frelinghuysen
Gallegly
Garrett (NJ)
Gerlach
Gibbons
Gilchrest
Gillmor
Gingrey
Gohmert
Goode
Goodlatte
Granger
Graves
Green (WI)
Gutknecht
Hall
Harris
Hart
Hastings (WA)
Hayes
Hayworth
Hefley
Hensarling
Herger
Hobson
Hoekstra
Hostettler
Hulshof
Hunter
Hyde
Inglis (SC)
Issa
Istook
Jenkins
Jindal
Johnson (CT)
Johnson (IL)
Johnson, Sam
Jones (NC)
Kanjorski
Kaptur
Keller
Kelly
Kennedy (MN)
King (IA)
King (NY)
Kingston
Kirk
Kline
Knollenberg
Kolbe
Kuhl (NY)
LaHood
Latham
LaTourette
Lewis (CA)
Lewis (KY)
Linder
LoBiondo
Lucas
Lungren, Daniel E.
Mack
Manzullo
Marchant
McCaul (TX)
McCotter
McCrery
McHenry
McHugh
McKeon
McMorris
Mica
Miller (FL)
Miller (MI)
Miller, Gary
Moran (KS)
Murphy
Murtha
Musgrave
Myrick
Neugebauer
Ney
Northup
Norwood
Nunes
Nussle
Osborne
Otter
Oxley
Paul
Pearce
Pence
Peterson (PA)
Petri
Pickering
Pitts
Platts
Poe
Pombo
Porter
Price (GA)
Pryce (OH)
Putnam
Radanovich
Ramstad
Regula
Rehberg
Reichert
Renzi
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)

Rohrabacher
Ros-Lehtinen
Royce
Ryan (WI)
Ryun (KS)
Saxton
Schmidt
Schwarz (MI)
Sensenbrenner
Sessions
Shadegg
Shaw
Shays
Sherwood
Shimkus
Shuster
Simmons
Simpson
Smith (NJ)
Smith (TX)
Sodrel
Souder
Stearns
Sullivan
Sweeney
Tancredo
Taylor (NC)
Terry
Thomas
Thornberry
Tiahrt
Tiberi
Turner
Walden (OR)
Walsh
Wamp
Weldon (FL)
Weller
Westmoreland
Whitfield
Wicker
Wilson (SC)
Wolf
Young (AK)
Young (FL)

NOT VOTING—4

Evans
Langevin
Tanner
Watson

So the motion to instruct the managers on the part of the House was not agreed to.

A motion to reconsider the vote whereby said motion was not agreed to was, by unanimous consent, laid on the table.

¶26.14 H. RES. 578—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mr. REHBERG, pursuant to clause 8, rule XX, announced the further unfinished business to be the motion to suspend the rules and agree to the resolution (H. Res. 578) concerning the Government of Romania's ban on intercountry adoptions and the welfare of orphaned or abandoned children in Romania.

The question being put,

Will the House suspend the rules and agree to said resolution?

The vote was taken by electronic device.

It was decided in the affirmative ..... { Yeas ..... 428 / Nays 0

¶26.15 [Roll No. 95]

YEAS—428

Abercrombie
Ackerman
Aderholt
Akin
Alexander
Allen
Andrews
Baca
Bachus
Baird
Baker
Baldwin
Barrett (SC)
Barrow
Bartlett (MD)
Barton (TX)
Bass
Bean
Beauprez
Becerra
Berkley
Berman
Berry
Biggert
Bilirakis
Bishop (GA)
Bishop (NY)
Bishop (UT)
Blackburn
Blumenauer
Blunt
Boehlert
Boehner
Bonilla
Bonner
Bono
Boozman
Boren
Boswell
Boucher
Boustany
Boyd
Bradley (NH)
Brady (PA)
Brady (TX)
Brown (OH)
Brown (SC)
Brown, Corrine
Brown-Waite, Ginny
Burgess
Burton (IN)
Butterfield
Buyer
Calvert
Camp (MI)
Campbell (CA)
Cannon
Cantor
Capito
Capps
Capuano
Cardin
Cardoza
Carnahan
Carson
Carter
Case
Castle
Chabot
Chandler
Chocola
Clay
Cleaver
Clyburn
Coble
Cole (OK)
Conaway
Conyers
Cooper
Costa
Costello
Cramer
Crenshaw
Crowley
Cubin
Cuellar
Culberson
Cummings
Davis (AL)
Davis (CA)
Davis (FL)
Davis (IL)
Davis (KY)
Davis (TN)
Davis, Jo Ann
Davis, Tom
Deal (GA)
DeFazio
DeGette
Delahunt
DeLauro
DeLay
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Dicks
Dingell
Doggett
Doolittle
Doyle
Drake
Dreier
Duncan
Edwards
Ehlers
Emanuel
Emerson
Engel
English (PA)
Eshoo
Etheridge
Everett
Farr
Fattah
Feeney
Ferguson
Filner
Fitzpatrick (PA)
Flake
Foley
Forbes
Ford
Fortenberry
Fossella
Foxx
Frank (MA)
Franks (AZ)
Frelinghuysen
Gallegly
Garrett (NJ)
Gerlach
Gibbons
Gilchrest
Gillmor
Gingrey
Gohmert
Gonzalez
Goode
Goodlatte
Gordon
Granger
Graves
Green (WI)
Green, Al
Green, Gene
Grijalva
Gutierrez
Gutknecht
Hall
Harman
Harris
Hart
Hastings (FL)
Hastings (WA)
Hayes
Hayworth
Hefley
Hensarling
Herger
Herseth
Higgins
Hinchey
Hinojosa
Hobson
Hoekstra
Holden
Holt
Honda
Hooley
Hostettler
Hoyer
Hulshof
Hunter
Hyde
Inglis (SC)
Inslee
Israel
Issa
Istook
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Jenkins
Jindal
Johnson (CT)
Johnson (IL)
Johnson, E. B.
Johnson, Sam
Jones (NC)
Jones (OH)
Kanjorski
Kaptur
Keller
Kelly
Kennedy (MN)
Kennedy (RI)
Kildee
Kilpatrick (MI)
Kind
King (IA)
King (NY)
Kingston
Kirk
Kline
Knollenberg
Kolbe
Kucinich
Kuhl (NY)
LaHood
Lantos
Larsen (WA)
Larson (CT)
Latham
LaTourette
Leach
Lee
Levin
Lewis (CA)
Lewis (GA)
Lewis (KY)
Linder
Lipinski
LoBiondo
Lofgren, Zoe
Lowey
Lucas
Lungren, Daniel E.
Lynch
Mack
Maloney
Manzullo
Marchant
Markey
Marshall
Matheson
Matsui
McCarthy
McCaul (TX)
McCollum (MN)
McCotter
McCrery
McDermott
McGovern
McHenry
McHugh
McIntyre
McKeon
McKinney
McMorris
McNulty
Meehan
Meek (FL)
Meeks (NY)
Melancon
Mica
Michaud
Millender-McDonald
Miller (FL)
Miller (MI)
Miller (NC)
Miller, Gary
Miller, George
Mollohan
Moore (KS)
Moore (WI)
Moran (KS)
Moran (VA)
Murphy
Murtha
Musgrave
Myrick
Nadler
Napolitano
Neal (MA)
Neugebauer
Ney
Northup
Norwood
Nunes
Nussle
Oberstar
Obey
Olver
Ortiz
Osborne
Otter
Owens
Oxley
Pallone
Pascrell
Pastor
Paul
Payne
Pearce
Pelosi
Pence
Peterson (MN)
Peterson (PA)
Petri
Pickering
Pitts
Platts
Poe
Pombo
Pomeroy
Porter
Price (GA)
Price (NC)
Pryce (OH)
Putnam
Radanovich
Rahall
Ramstad
Rangel
Regula
Rehberg
Reichert
Renzi
Reyes
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Ros-Lehtinen
Ross
Rothman
Roybal-Allard
Royce
Ruppersberger
Rush
Ryan (OH)
Ryan (WI)
Ryun (KS)
Sabo
Salazar
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Saxton
Schakowsky
Schiff
Schmidt
Schwartz (PA)
Schwarz (MI)
Scott (GA)
Scott (VA)
Sensenbrenner
Serrano
Sessions
Shadegg
Shaw
Shays
Sherman
Sherwood
Shimkus
Shuster
Simmons
Simpson
Skelton
Slaughter
Smith (NJ)
Smith (TX)
Smith (WA)
Snyder
Sodrel
Solis
Souder
Spratt
Stark
Stearns
Strickland
Stupak
Sullivan
Sweeney
Tancredo
Tauscher
Taylor (MS)
Taylor (NC)
Terry
Thomas
Thompson (CA)
Thompson (MS)
Thornberry
Tiahrt
Tiberi
Tierney
Towns
Turner
Udall (CO)
Udall (NM)
Upton
Van Hollen
Velázquez
Visclosky
Walden (OR)
Walsh
Wamp
Wasserman Schultz
Waters
Watt
Waxman
Weiner
Weldon (FL)
Weldon (PA)
Weller
Westmoreland
Wexler
Whitfield
Wicker
Wilson (NM)
Wilson (SC)
Wolf
Woolsey
Wu
Wynn
Young (AK)
Young (FL)

NOT VOTING—4

Evans
Langevin
Tanner
Watson

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said resolution was agreed to.

A motion to reconsider the vote whereby the rules were suspended and said resolution was agreed to was, by unanimous consent, laid on the table.

¶26.16 H. CON. RES. 320—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mr. REHBERG, pursuant to clause 8, rule XX, announced the further unfinished business to be the motion to suspend the rules and agree to the concurrent resolution (H. Con. Res. 320) calling on the Government of the Socialist Republic of Vietnam to immediately and unconditionally release Dr. Pham Hong Son and other political prisoners and prisoners of conscience, and other purposes; as amended.

The question being put,

Will the House suspend the rules and agree to said concurrent resolution, as amended?

The vote was taken by electronic device.

It was decided in the affirmative ..... { Yeas ..... 425 / Nays 1

¶26.17 [Roll No. 96]

YEAS—425

Abercrombie
Ackerman
Aderholt
Akin
Alexander
Allen
Andrews
Baca
Bachus
Baird
Baker
Baldwin
Barrett (SC)
Barrow
Bartlett (MD)
Barton (TX)
Bass
Bean
Beauprez
Becerra
Berkley
Berman
Berry
Biggert
Bilirakis
Bishop (GA)
Bishop (NY)
Bishop (UT)
Blackburn
Blumenauer
Blunt
Boehlert
Boehner
Bonilla
Bonner
Bono
Boozman
Boren
Boswell
Boucher
Boustany
Boyd
Bradley (NH)
Brady (PA)
Brady (TX)
Brown (OH)
Brown (SC)
Brown, Corrine
Brown-Waite, Ginny
Burgess
Burton (IN)
Butterfield
Buyer
Calvert
Camp (MI)
Campbell (CA)
Cannon
Cantor
Capito
Capps
Capuano
Cardin
Cardoza
Carnahan
Carson
Carter
Case
Castle
Chabot
Chandler
Chocola
Clay
Cleaver
Clyburn
Coble
Cole (OK)
Conaway
Conyers
Cooper
Costa
Costello
Cramer
Crenshaw
Crowley
Cubin
Cuellar
Culberson
Cummings
Davis (AL)
Davis (CA)
Davis (FL)
Davis (IL)
Davis (KY)
Davis (TN)
Davis, Jo Ann
Davis, Tom
Deal (GA)
DeFazio
DeGette
Delahunt
DeLauro
DeLay
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Dicks
Dingell
Doggett
Doolittle
Doyle
Drake
Dreier
Duncan
Edwards
Ehlers
Emanuel
Emerson
Engel
English (PA)
Eshoo
Etheridge
Everett
Farr
Fattah
Feeney
Ferguson
Filner
Fitzpatrick (PA)
Flake
Foley
Forbes
Ford
Fortenberry
Fossella
Foxx
Frank (MA)
Franks (AZ)
Frelinghuysen
Gallegly
Garrett (NJ)
Gerlach
Gibbons
Gilchrest
Gillmor
Gingrey

Gonzalez
Goode
Goodlatte
Gordon
Granger
Graves
Green (WI)
Green, Al
Green, Gene
Grijalva
Gutierrez
Gutknecht
Hall
Harman
Harris
Hart
Hastings (FL)
Hastings (WA)
Hayes
Hayworth
Hefley
Hensarling
Herger
Herseth
Higgins
Hinchey
Hinojosa
Hobson
Hoekstra
Holden
Holt
Honda
Hooley
Hostettler
Hoyer
Hulshof
Hunter
Hyde
Inglis (SC)
Inslee
Israel
Issa
Istook
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Jenkins
Jindal
Johnson (CT)
Johnson (IL)
Johnson, E. B.
Johnson, Sam
Jones (NC)
Jones (OH)
Kanjorski
Kaptur
Keller
Kelly
Kennedy (MN)
Kennedy (RI)
Kildee
Kilpatrick (MI)
Kind
King (IA)
King (NY)
Kingston
Kirk
Kline
Knollenberg
Kolbe
Kucinich
Kuhl (NY)
LaHood
Lantos
Larsen (WA)
Larson (CT)
Latham
LaTourette
Leach
Lee
Levin
Lewis (CA)
Lewis (GA)
Lewis (KY)
Linder
Lipinski
LoBiondo
Lofgren, Zoe
Lowey
Lucas
Lungren, Daniel E.
Lynch
Mack
Maloney
Manzullo
Marchant
Markey
Marshall
Matheson
Matsui
McCarthy
McCaul (TX)
McCollum (MN)
McCotter
McCrery
McDermott
McGovern
McHenry
McHugh
McIntyre
McKeon
McKinney
McMorris
McNulty
Meehan
Meek (FL)
Meeks (NY)
Melancon
Mica
Michaud
Millender-McDonald
Miller (FL)
Miller (MI)
Miller (NC)
Miller, Gary
Miller, George
Mollohan
Moore (KS)
Moore (WI)
Moran (KS)
Moran (VA)
Murphy
Murtha
Musgrave
Myrick
Nadler
Napolitano
Neal (MA)
Neugebauer
Ney
Northup
Norwood
Nunes
Nussle
Oberstar
Obey
Olver
Ortiz
Osborne
Otter
Owens
Oxley
Pallone
Pascrell
Pastor
Payne
Pearce
Pelosi
Pence
Peterson (MN)
Peterson (PA)
Petri
Pickering
Pitts
Platts
Poe
Pombo
Pomeroy
Porter
Price (GA)
Price (NC)
Pryce (OH)
Putnam
Radanovich
Rahall
Ramstad
Rangel
Regula
Rehberg
Reichert
Renzi
Reyes
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Ros-Lehtinen
Ross
Rothman
Roybal-Allard
Royce
Ruppersberger
Rush
Ryan (OH)
Ryan (WI)
Ryun (KS)
Sabo
Salazar
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Saxton
Schakowsky
Schiff
Schmidt
Schwartz (PA)
Schwarz (MI)
Scott (GA)
Scott (VA)
Sensenbrenner
Serrano
Sessions
Shadegg
Shaw
Shays
Sherman
Sherwood
Shimkus
Shuster
Simmons
Simpson
Skelton
Slaughter
Smith (NJ)
Smith (TX)
Smith (WA)
Snyder
Sodrel
Solis
Souder
Spratt
Stark
Stearns
Strickland
Stupak
Sullivan
Sweeney
Tancredo
Tauscher
Taylor (MS)
Taylor (NC)
Terry
Thomas
Thompson (CA)
Thompson (MS)
Thornberry
Tiahrt
Tiberi
Tierney
Towns
Turner
Udall (CO)
Udall (NM)
Upton
Van Hollen
Velázquez
Visclosky
Walden (OR)
Walsh
Wamp
Wasserman Schultz
Waters
Watt
Waxman
Weiner
Weldon (FL)
Weldon (PA)
Westmoreland
Wexler
Whitfield
Wicker
Wilson (NM)
Wilson (SC)
Wolf
Woolsey
Wu
Wynn
Young (AK)
Young (FL)

NAYS—1

Paul

NOT VOTING—6

Evans
Gohmert
Langevin
Tanner
Watson
Weller

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said concurrent resolution, as amended, was agreed to.

A motion to reconsider the vote whereby the rules were suspended and said concurrent resolution, as amended, was agreed to was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said concurrent resolution.

¶26.18 H. RES. 737—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mr. REHBERG, pursuant to clause 8, rule XX, announced the further unfinished business to be the motion to suspend the rules and agree to the resolution (H. Res. 737) supporting the goals and ideals of Financial Literacy Month, and for other purposes.

The question being put,

Will the House suspend the rules and agree to said resolution?

The vote was taken by electronic device.

It was decided in the affirmative ..... { Yeas ..... 423 / Nays 1

¶26.19 [Roll No. 97]

YEAS—423

Abercrombie
Ackerman
Aderholt
Akin
Alexander
Allen
Andrews
Baca
Bachus
Baird
Baker
Baldwin
Barrett (SC)
Barrow
Bartlett (MD)
Barton (TX)
Bass
Bean
Beauprez
Becerra
Berkley
Berman
Berry
Biggert
Bilirakis
Bishop (GA)
Bishop (NY)
Bishop (UT)
Blackburn
Blumenauer
Blunt
Boehlert
Boehner
Bonilla
Bonner
Bono
Boozman
Boren
Boswell
Boucher
Boustany
Boyd
Bradley (NH)
Brady (PA)
Brady (TX)
Brown (OH)
Brown (SC)
Brown, Corrine
Brown-Waite, Ginny
Burgess
Burton (IN)
Butterfield
Buyer
Calvert
Camp (MI)
Campbell (CA)
Cannon
Cantor
Capito
Capps
Capuano
Cardin
Cardoza
Carnahan
Carson
Carter
Case
Castle
Chabot
Chandler
Chocola
Clay
Cleaver
Clyburn
Coble
Cole (OK)
Conaway
Conyers
Cooper
Costa
Costello
Cramer
Crenshaw
Crowley
Cubin
Cuellar
Culberson
Cummings
Davis (AL)
Davis (CA)
Davis (FL)
Davis (IL)
Davis (KY)
Davis (TN)
Davis, Jo Ann
Davis, Tom
DeFazio
DeGette
Delahunt
DeLauro
DeLay
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Dicks
Dingell
Doggett
Doolittle
Doyle
Drake
Dreier
Duncan
Edwards
Ehlers
Emanuel
Emerson
Engel
English (PA)
Eshoo
Etheridge
Everett
Farr
Fattah
Feeney
Ferguson
Filner
Fitzpatrick (PA)
Foley
Forbes
Ford
Fortenberry
Fossella
Foxx
Frank (MA)
Franks (AZ)
Frelinghuysen
Gallegly
Garrett (NJ)
Gerlach
Gibbons
Gilchrest
Gillmor
Gingrey
Gohmert
Gonzalez
Goode
Goodlatte
Gordon
Granger
Graves
Green (WI)
Green, Al
Green, Gene
Grijalva
Gutierrez
Gutknecht
Hall
Harman
Harris
Hart
Hastings (FL)
Hayes
Hayworth
Hefley
Hensarling
Herger
Herseth
Higgins
Hinchey
Hinojosa
Hobson
Hoekstra
Holden
Holt
Honda
Hooley
Hostettler
Hoyer
Hulshof
Hunter
Hyde
Inglis (SC)
Inslee
Israel
Issa
Istook
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Jenkins
Jindal
Johnson (CT)
Johnson (IL)
Johnson, E. B.
Johnson, Sam
Jones (NC)
Jones (OH)
Kanjorski
Kaptur
Keller
Kelly
Kennedy (MN)
Kennedy (RI)
Kildee
Kilpatrick (MI)
Kind
King (IA)
King (NY)
Kingston
Kirk
Kline
Knollenberg
Kolbe
Kucinich
Kuhl (NY)
LaHood
Lantos
Larsen (WA)
Larson (CT)
Latham
LaTourette
Leach
Lee
Levin
Lewis (CA)
Lewis (GA)
Lewis (KY)
Linder
Lipinski
LoBiondo
Lofgren, Zoe
Lowey
Lucas
Lungren, Daniel E.
Lynch
Mack
Maloney
Manzullo
Marchant
Markey
Marshall
Matheson
Matsui
McCarthy
McCaul (TX)
McCollum (MN)
McCotter
McCrery
McDermott
McGovern
McHenry
McHugh
McIntyre
McKeon
McKinney
McMorris
McNulty
Meehan
Meek (FL)
Meeks (NY)
Melancon
Mica
Michaud
Millender-McDonald
Miller (FL)
Miller (MI)
Miller (NC)
Miller, Gary
Miller, George
Mollohan
Moore (KS)
Moore (WI)
Moran (KS)
Moran (VA)
Murphy
Murtha
Musgrave
Myrick
Nadler
Napolitano
Neal (MA)
Neugebauer
Ney
Northup
Norwood
Nunes
Nussle
Oberstar
Obey
Olver
Ortiz
Osborne
Otter
Owens
Oxley
Pallone
Pascrell
Pastor
Paul
Payne
Pearce
Pelosi
Pence
Peterson (MN)
Peterson (PA)
Petri
Pickering
Pitts
Platts
Poe
Pombo
Pomeroy
Porter
Price (GA)
Price (NC)
Pryce (OH)
Putnam
Radanovich
Rahall
Ramstad
Rangel
Regula
Rehberg
Reichert
Renzi
Reyes
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Ros-Lehtinen
Ross
Rothman
Roybal-Allard
Royce
Ruppersberger
Rush
Ryan (OH)
Ryan (WI)
Ryun (KS)
Sabo
Salazar
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Saxton
Schakowsky
Schiff
Schmidt
Schwartz (PA)
Schwarz (MI)
Scott (GA)
Scott (VA)
Sensenbrenner
Serrano
Sessions
Shadegg
Shaw
Shays
Sherman
Sherwood
Shimkus
Shuster
Simmons
Simpson
Skelton
Slaughter
Smith (NJ)
Smith (TX)
Smith (WA)
Snyder
Sodrel
Solis
Souder
Spratt
Stark
Strickland
Stupak
Sullivan
Sweeney
Tancredo
Tauscher
Taylor (MS)
Taylor (NC)
Terry
Thomas
Thompson (CA)
Thompson (MS)
Thornberry
Tiahrt
Tiberi
Tierney
Towns
Turner
Udall (CO)
Udall (NM)
Upton
Van Hollen
Velázquez
Visclosky
Walden (OR)
Walsh
Wamp
Wasserman Schultz
Waters
Watt
Waxman
Weiner
Weldon (FL)
Weldon (PA)
Weller
Westmoreland
Wexler
Whitfield
Wilson (NM)
Wilson (SC)
Wolf
Woolsey
Wu
Wynn
Young (AK)
Young (FL)

NAYS—1

Flake

NOT VOTING—8

Deal (GA)
Evans
Hastings (WA)
Langevin
Stearns
Tanner
Watson
Wicker

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said resolution was agreed to.

A motion to reconsider the vote whereby the rules were suspended and said resolution was agreed to was, by unanimous consent, laid on the table.

¶26.20 H. RES. 556—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mr. REHBERG, pursuant to clause 8, rule XX, announced the further unfinished business to be the motion to suspend the rules and agree to the resolution (H. Res. 556) expressing the sense of the House of Representatives that a National Methamphetamine Prevention Week should be established to increase awareness of methamphetamine and to educate the public on ways to help prevent the use of that damaging narcotic.

The question being put,

Will the House suspend the rules and agree to said resolution?

The vote was taken by electronic device.

It was decided in the affirmative ..... { Yeas ..... 421 / Nays 2

¶26.21 [Roll No. 98]

YEAS—421

Abercrombie
Ackerman
Aderholt
Akin
Alexander
Allen
Andrews
Baca
Bachus
Baird
Baker
Baldwin
Barrett (SC)
Barrow
Bartlett (MD)
Barton (TX)
Bass
Bean
Beauprez
Becerra
Berkley
Berman
Berry
Biggert
Bilirakis
Bishop (GA)
Bishop (NY)
Bishop (UT)
Blackburn
Blumenauer
Blunt
Boehlert
Boehner
Bonilla
Bonner
Bono
Boozman
Boren
Boswell
Boucher
Boustany
Boyd
Bradley (NH)
Brady (PA)
Brady (TX)
Brown (OH)
Brown (SC)
Brown, Corrine
Brown-Waite, Ginny
Burgess
Burton (IN)
Butterfield
Calvert
Camp (MI)
Campbell (CA)
Cannon
Cantor
Capito
Capps
Capuano
Cardin
Cardoza
Carnahan
Carson
Carter
Case
Castle
Chabot
Chandler
Chocola
Clay
Cleaver
Clyburn
Coble
Cole (OK)
Conaway
Conyers
Cooper
Costa
Costello
Cramer
Crenshaw
Crowley
Cubin
Cuellar
Culberson
Cummings
Davis (AL)
Davis (CA)
Davis (FL)
Davis (IL)
Davis (KY)
Davis (TN)
Davis, Jo Ann
Davis, Tom
DeFazio
DeGette
Delahunt
DeLauro
DeLay
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Dicks
Dingell
Doggett
Doolittle
Doyle
Drake
Dreier
Duncan
Edwards
Ehlers
Emanuel
Emerson
Engel
English (PA)
Eshoo
Etheridge
Everett
Farr
Fattah
Feeney
Ferguson
Filner
Fitzpatrick (PA)
Foley
Forbes
Ford
Fortenberry
Fossella
Foxx
Frank (MA)
Franks (AZ)
Frelinghuysen
Gallegly
Garrett (NJ)
Gerlach
Gibbons
Gilchrest
Gillmor
Gingrey
Gohmert
Gonzalez
Goode
Goodlatte
Gordon
Granger
Graves
Green (WI)
Green, Al
Green, Gene
Grijalva
Gutierrez
Gutknecht
Hall
Harman
Harris
Hart
Hastings (FL)
Hastings (WA)
Hayes
Hayworth
Hefley
Hensarling
Herger
Herseth
Higgins
Hinchey
Hinojosa
Hobson
Hoekstra
Holden
Holt
Honda
Hooley
Hostettler
Hoyer
Hulshof
Hunter
Hyde
Inglis (SC)
Inslee
Israel
Issa
Istook
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Jenkins
Jindal
Johnson (CT)
Johnson (IL)
Johnson, E. B.
Johnson, Sam
Jones (NC)
Jones (OH)
Kanjorski
Kaptur
Keller
Kelly
Kennedy (MN)
Kennedy (RI)
Kildee
Kilpatrick (MI)
Kind
King (IA)
King (NY)
Kingston
Kirk
Kline
Knollenberg
Kolbe
Kucinich
Kuhl (NY)
LaHood
Lantos
Larsen (WA)
Larson (CT)
Latham
LaTourette
Leach
Lee
Levin
Lewis (CA)
Lewis (GA)
Lewis (KY)
Linder
Lipinski
LoBiondo
Lofgren, Zoe
Lowey
Lucas
Lungren, Daniel E.
Lynch
Mack
Maloney
Manzullo
Markey
Marshall
Matheson
Matsui
McCarthy
McCaul (TX)
McCollum (MN)
McCotter
McDermott
McGovern
McHenry
McHugh
McIntyre
McKeon
McKinney
McMorris
McNulty
Meehan
Meek (FL)
Meeks (NY)
Melancon
Mica
Michaud
Millender-McDonald
Miller (FL)
Miller (MI)
Miller (NC)
Miller, Gary
Miller, George
Mollohan
Moore (KS)
Moore (WI)
Moran (KS)
Moran (VA)
Murphy
Murtha
Musgrave
Myrick
Nadler
Napolitano
Neal (MA)
Neugebauer
Ney
Northup
Norwood
Nunes
Nussle
Oberstar
Obey
Olver
Ortiz
Osborne
Otter
Owens
Oxley
Pallone
Pascrell
Pastor
Payne
Pearce
Pelosi
Pence
Peterson (MN)
Peterson (PA)
Petri
Pickering
Pitts
Platts
Poe
Pombo
Pomeroy
Porter
Price (GA)
Price (NC)
Pryce (OH)
Putnam
Radanovich
Rahall
Ramstad
Rangel
Regula
Rehberg
Reichert
Renzi
Reyes
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Ros-Lehtinen
Ross
Rothman
Roybal-Allard
Royce
Ruppersberger
Rush
Ryan (OH)
Ryan (WI)
Ryun (KS)
Sabo
Salazar
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Saxton
Schakowsky
Schiff
Schmidt
Schwartz (PA)
Schwarz (MI)
Scott (GA)
Scott (VA)
Sensenbrenner
Serrano
Sessions
Shadegg
Shaw
Shays
Sherman
Sherwood
Shimkus
Shuster
Simmons
Simpson
Skelton
Slaughter
Smith (NJ)
Smith (TX)
Smith (WA)
Snyder
Sodrel
Solis
Souder
Spratt
Stark
Stearns
Strickland
Stupak
Sullivan
Sweeney
Tancredo
Tauscher
Taylor (MS)
Taylor (NC)
Terry
Thompson (CA)
Thompson (MS)
Thornberry
Tiahrt
Tiberi
Tierney
Towns
Turner
Udall (CO)
Udall (NM)
Upton
Van Hollen
Velázquez
Visclosky
Walden (OR)
Walsh
Wamp
Wasserman Schultz
Waters
Watt
Waxman
Weiner
Weldon (FL)
Weldon (PA)
Weller
Westmoreland
Wexler
Whitfield
Wicker
Wilson (NM)
Wilson (SC)
Wolf
Woolsey
Wu
Wynn
Young (AK)
Young (FL)

NAYS—2

Flake
Paul

NOT VOTING—9

Buyer
Deal (GA)
Evans
Langevin
Marchant
McCrery
Tanner
Thomas
Watson

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said resolution was agreed to.

A motion to reconsider the vote whereby the rules were suspended and said resolution was agreed to was, by unanimous consent, laid on the table.

¶26.22 H. CON. RES. 366—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mr. REHBERG, pursuant to clause 8, rule XX, announced the further unfinished business to be the motion to suspend the rules and agree to the concurrent resolution (H. Con. Res. 366) to congratulate the National Aeronautics and Space Administration on the 25th anniversary of the first flight of the Space Transportation System, to honor Commander John Young and the Pilot Robert Crippen, who flew Space Shuttle Columbia on April 12-14, 1981, on its first orbital test flight, and to commend the men and women of the National Aeronautics and Space Administration and all those supporting America's space program for their accomplishments and their role in inspiring the American people.

The question being put,

Will the House suspend the rules and agree to said concurrent resolution?

The vote was taken by electronic device.

It was decided in the affirmative ..... { Yeas ..... 422 / Nays 0

¶26.23 [Roll No. 99]

YEAS—422

Abercrombie
Ackerman
Aderholt
Akin
Alexander
Allen
Andrews
Baca
Bachus
Baird
Baker
Baldwin
Barrett (SC)
Barrow
Bartlett (MD)
Barton (TX)
Bass
Bean
Beauprez
Becerra
Berkley
Berman
Berry
Biggert
Bilirakis
Bishop (GA)
Bishop (NY)
Bishop (UT)
Blackburn
Blumenauer
Blunt
Boehlert
Boehner
Bonilla
Bonner
Bono
Boozman
Boren
Boswell
Boucher
Boustany
Boyd
Bradley (NH)
Brady (PA)
Brady (TX)
Brown (OH)
Brown (SC)
Brown, Corrine
Brown-Waite, Ginny
Burgess
Burton (IN)
Butterfield
Buyer
Calvert
Camp (MI)
Campbell (CA)
Cannon
Cantor
Capito
Capps
Capuano
Cardin
Cardoza
Carnahan
Carson
Carter
Case
Castle
Chabot
Chandler
Chocola
Clay
Cleaver
Clyburn
Coble
Cole (OK)
Conaway
Conyers
Cooper
Costa
Costello
Cramer
Crenshaw
Crowley
Cubin
Cuellar
Culberson
Cummings
Davis (AL)
Davis (CA)
Davis (FL)
Davis (IL)
Davis (KY)
Davis (TN)
Davis, Jo Ann
Davis, Tom
DeFazio
DeGette
Delahunt
DeLauro
DeLay
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Dicks
Dingell
Doggett
Doolittle
Doyle
Drake
Dreier
Duncan
Edwards
Ehlers
Emanuel
Emerson
Engel
English (PA)
Eshoo
Etheridge
Everett
Farr
Fattah
Feeney
Ferguson
Filner
Fitzpatrick (PA)
Flake
Foley
Forbes
Ford
Fortenberry
Fossella
Foxx
Frank (MA)
Franks (AZ)
Frelinghuysen
Gallegly
Garrett (NJ)
Gerlach
Gibbons
Gilchrest
Gillmor
Gingrey
Gohmert
Gonzalez
Goode
Goodlatte
Gordon
Granger
Graves
Green (WI)
Green, Al
Green, Gene
Grijalva
Gutierrez
Gutknecht
Hall
Harman
Harris
Hart
Hastings (FL)
Hastings (WA)
Hayes

Hayworth
Hefley
Hensarling
Herger
Herseth
Higgins
Hinchey
Hinojosa
Hobson
Hoekstra
Holden
Holt
Honda
Hooley
Hostettler
Hoyer
Hulshof
Hunter
Hyde
Inglis (SC)
Inslee
Israel
Issa
Istook
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Jenkins
Jindal
Johnson (CT)
Johnson (IL)
Johnson, E. B.
Johnson, Sam
Jones (NC)
Jones (OH)
Kanjorski
Kaptur
Keller
Kelly
Kennedy (MN)
Kennedy (RI)
Kildee
Kilpatrick (MI)
Kind
King (IA)
King (NY)
Kingston
Kirk
Kline
Knollenberg
Kolbe
Kucinich
Kuhl (NY)
LaHood
Lantos
Larsen (WA)
Larson (CT)
Latham
LaTourette
Leach
Lee
Levin
Lewis (CA)
Lewis (GA)
Lewis (KY)
Linder
Lipinski
LoBiondo
Lofgren, Zoe
Lowey
Lucas
Lungren, Daniel E.
Lynch
Mack
Maloney
Manzullo
Marchant
Markey
Marshall
Matheson
Matsui
McCarthy
McCaul (TX)
McCollum (MN)
McCotter
McDermott
McGovern
McHenry
McHugh
McIntyre
McKeon
McKinney
McMorris
McNulty
Meehan
Meek (FL)
Meeks (NY)
Melancon
Mica
Michaud
Millender-McDonald
Miller (FL)
Miller (MI)
Miller (NC)
Miller, Gary
Miller, George
Mollohan
Moore (KS)
Moore (WI)
Moran (KS)
Moran (VA)
Murphy
Murtha
Musgrave
Myrick
Nadler
Napolitano
Neal (MA)
Neugebauer
Ney
Northup
Norwood
Nunes
Nussle
Oberstar
Obey
Olver
Ortiz
Osborne
Otter
Owens
Pallone
Pascrell
Pastor
Paul
Payne
Pearce
Pelosi
Pence
Peterson (MN)
Peterson (PA)
Petri
Pickering
Pitts
Platts
Poe
Pombo
Pomeroy
Porter
Price (GA)
Price (NC)
Pryce (OH)
Putnam
Rahall
Ramstad
Rangel
Regula
Rehberg
Reichert
Renzi
Reyes
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Ros-Lehtinen
Ross
Rothman
Roybal-Allard
Royce
Ruppersberger
Rush
Ryan (OH)
Ryan (WI)
Ryun (KS)
Sabo
Salazar
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Saxton
Schakowsky
Schiff
Schmidt
Schwartz (PA)
Schwarz (MI)
Scott (GA)
Scott (VA)
Sensenbrenner
Serrano
Sessions
Shadegg
Shaw
Shays
Sherman
Sherwood
Shimkus
Shuster
Simmons
Simpson
Skelton
Slaughter
Smith (NJ)
Smith (TX)
Smith (WA)
Snyder
Sodrel
Solis
Souder
Spratt
Stark
Stearns
Strickland
Stupak
Sullivan
Sweeney
Tancredo
Tauscher
Taylor (MS)
Taylor (NC)
Terry
Thompson (CA)
Thompson (MS)
Thornberry
Tiahrt
Tiberi
Tierney
Towns
Turner
Udall (CO)
Udall (NM)
Upton
Van Hollen
Velázquez
Visclosky
Walden (OR)
Walsh
Wamp
Wasserman Schultz
Watt
Waxman
Weiner
Weldon (FL)
Weldon (PA)
Weller
Westmoreland
Wexler
Whitfield
Wicker
Wilson (NM)
Wilson (SC)
Wolf
Woolsey
Wu
Wynn
Young (AK)
Young (FL)

NOT VOTING—10

Deal (GA)
Evans
Langevin
McCrery
Oxley
Radanovich
Tanner
Thomas
Waters
Watson

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said concurrent resolution was agreed to.

A motion to reconsider the vote whereby the rules were suspended and said concurrent resolution was agreed to was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said concurrent resolution.

¶26.24 ADJOURNMENT OF THE TWO HOUSES

Mr. BOEHNER submitted the following privileged concurrent resolution (H. Con. Res. 382):

Resolved by the House of Representatives (the Senate concurring), That when the House adjourns on the legislative day of Thursday, April 6, 2006, on a motion offered pursuant to this concurrent resolution by its Majority Leader or his designee, it stand adjourned until 2 p.m. on Tuesday, April 25, 2006, or until the time of any reassembly pursuant to section 2 of this concurrent resolution, whichever occurs first; and that when the Senate recesses or adjourns on any day from Thursday, April 6, 2006, through Sunday, April 9, 2006, on a motion offered pursuant to this concurrent resolution by its Majority Leader or his designee, it stand recessed or adjourned until noon on Monday, April 24, 2006, or such other time on that day as may be specified by its Majority Leader or his designee in the motion to recess or adjourn, or until the time of any reassembly pursuant to section 2 of this concurrent resolution, whichever occurs first.

SEC. 2. The Speaker of the House and the Majority Leader of the Senate, or their respective designees, acting jointly after consultation with the Minority Leader of the House and the Minority Leader of the Senate, shall notify the Members of the House and the Senate, respectively, to reassemble at such place and time as they may designate if, in their opinion, the public interest shall warrant it.

When said concurrent resolution was considered and agreed to.

A motion to reconsider the vote whereby said concurrent resolution was agreed to was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said concurrent resolution.

¶26.25 ORDER OF BUSINESS—ADJOURNMENT OF THE TWO HOUSES

On motion of Mr. BOEHNER, by unanimous consent,

Ordered, That when the House adjourns today, it adjourn to meet at 2 p.m. on Monday, April 10, 2006, unless it sooner has received a message from the Senate transmitting its concurrence in House Concurrent Resolution 382, in which case the House shall stand adjourned pursuant to that concurrent resolution.

¶26.26 CALENDAR WEDNESDAY BUSINESS DISPENSED WITH

On motion of Mr. BOEHNER, by unanimous consent,

Ordered, That business in order for consideration on Wednesday, April 26, 2006, under clause 6, rule XV, the Calendar Wednesday rule, be dispensed with.

¶26.27 ORDER OF BUSINESS—CONSIDERATION OF H. RES. 764

On motion of Mr. Tom DAVIS of Virginia, by unanimous consent,

Ordered, That it may be in order at any time to consider in the House the resolution (H. Res. 764) recognizing and honoring firefighters for their many contributions throughout the history of the Nation, that the resolution shall be considered as read, and that the previous question shall be considered as ordered on the resolution and the preamble to its adoption, without intervening motion, except ten minutes of debate equally divided and controlled by the chairman and ranking minority member of the Committee on Government Reform.

¶26.28 RECOGNIZING AND HONORING FIREFIGHTERS

Mr. Tom DAVIS of Virginia, pursuant to the previous order of the House, called up the following resolution (H. Res. 764):

Whereas in 1736 Benjamin Franklin founded the Union Fire Company, the first volunteer fire company;

Whereas there are more than 1,100,000 firefighters in the United States;

Whereas approximately 75 percent of all firefighters are volunteers who receive little or no compensation for their heroic work;

Whereas career and combination fire departments protect 3 out of 4 Americans;

Whereas there are more than 30,000 fire departments in the United States;

Whereas approximately 100 firefighters die in the line of duty each year;

Whereas Congress recognizes that Christopher Nicholas Kangas was a heroic firefighter;

Whereas more than 340 firefighters died responding to the terrorist attacks on September 11, 2001;

Whereas firefighters respond to more than 24,000,000 calls during an average year;

Whereas firefighters also provide emergency medical services and life safety education; and

Whereas it is estimated that on April 6, 2006, more than 2,000 firefighters will attend the 18th Annual National Fire and Emergency Services Dinner and Seminars: Now, therefore, be it

Resolved, That the House of Representatives honors and recognizes the more than 1,100,000 firefighters in the United States for their contributions to and sacrifice for the Nation.

When said resolution was considered.

After debate,

Pursuant to the previous order of the House, the previous question was ordered on the resolution and preamble.

The question being put, viva voce,

Will the House agree to said resolution?

The SPEAKER pro tempore, Mr. SODREL, announced that the yeas had it.

So the resolution was agreed to.

A motion to reconsider the vote whereby said resolution was agreed to was, by unanimous consent, laid on the table.

¶26.29 APPOINTMENT OF SPEAKER PRO TEMPORE TO SIGN ENROLLMENTS

The SPEAKER pro tempore, Mr. SODREL, laid before the House a communication, which was read as follows:

HOUSE OF REPRESENTATIVES
Washington, DC, April 6, 2006.

I hereby appoint the Honorable FRANK R. WOLF to act as Speaker pro tempore to sign

enrolled bills and joint resolutions through April 25, 2006.

J. DENNIS HASTERT,
Speaker of the House of Representatives.

By unanimous consent, the appointment was approved.

¶26.30 PUBLIC WORKS PROJECTS

The SPEAKER pro tempore, Mr. FORTENBERRY, laid before the House a communication, which was read as follows:

HOUSE OF REPRESENTATIVES, COMMITTEE ON TRANSPORTATION AND INFRASTRUCTURE,
Washington, DC, April 5, 2006.

Hon. J. DENNIS HASTERT,
Speaker of the House, H232 Capitol, Washington, DC.

DEAR MR. SPEAKER: Enclosed are copies of resolutions adopted on April 5, 2006 by the Committee on Transportation and Infrastructure. Copies of the resolutions are being transmitted to the Department of the Army.

Sincerely,

DON YOUNG,
Chairman.

Enclosures.

RESOLUTION—DOCKET 2748—LOWER KAWEAH DISTRIBUTARY SYSTEM, CALIFORNIA

Resolved by the Committee on Transportation and Infrastructure of the United States House of Representatives, That the Secretary of the Army is requested to review the report of the Chief of Engineers on the Sacramento-San Joaquin Basin Streams, California, published as House Document No. 367, 81st Congress, and other pertinent reports to determine whether any modifications of the recommendations contained therein are advisable at the present time, in the interest of flood damage reduction, and related purposes in the Lower Kaweah Distributary System, California.

RESOLUTION—DOCKET 2749—CEDAR RIVER, TIME CHECK AREA, CEDAR RAPIDS, IOWA

Resolved by the Committee on Transportation and Infrastructure of the United States House of Representatives, That the Secretary of the Army is requested to review the report of the Chief of Engineers on the Iowa and Cedar Rivers, Iowa and Minnesota, published as House Document 166, 89th Congress, 1st Session, and other pertinent reports, to determine whether any modifications to the recommendations contained therein are advisable at the present time in the interest of flood damage reduction, ecosystem restoration, recreation, and related purposes along the Cedar River in Cedar Rapids, Iowa.

RESOLUTION—DOCKET 2750—NAVIGATIONAL SAFETY, DELAWARE RIVER, PENNSYLVANIA

Resolved by the Committee on Transportation and Infrastructure of the United States House of Representatives, That the Secretary of the Army is requested to review the report of the Chief of Engineers on the Delaware River and its tributaries, Pennsylvania, New Jersey and New York, published as House Document 179, 73rd Congress, 2nd Session, the report of the Chief of Engineers on the Delaware River published as House Document 522, 87th Congress, 2nd Session, and other pertinent reports to determine whether any modifications of the recommendations contained therein are advisable at the present time in the interest of improved navigational safety.

RESOLUTION—DOCKET 2751—COOS BAY, OREGON

Resolved by the Committee on Transportation and Infrastructure of the United States House of Representatives, that the Secretary of the Army is requested to review the report of the Chief of Engineers on Coos Bay, Oregon, dated December 31, 1970 and published as House Document 151, 91st Congress, 2nd Session and other pertinent reports, with a view to determine whether any modifications of the existing navigation project are advisable at the present time, with particular reference to providing increased project dimensions and an additional turning basin to accommodate existing and prospective traffic.

RESOLUTION—DOCKET 2752—VANCOUVER LAKE, CLARK COUNTY, WASHINGTON

Resolved by the Committee on Transportation and Infrastructure of the United States House of Representatives, That the Secretary of the Army is requested to review the report of the Chief of Engineers on the Columbia and Lower Willamette Rivers below Vancouver, Washington, and Portland, Oregon, published as House Document 452, 87th Congress, 2nd Session, and other pertinent reports, to determine whether any modifications to the recommendations contained therein are advisable at the present time in the interest of erosion control, ecosystem restoration, and related purposes in the vicinity of Vancouver Lake, Clark County, Washington.

RESOLUTION—DOCKET 2753—TEN MILE RIVER, CONNECTICUT AND NEW YORK

Resolved by the Committee on Transportation and Infrastructure of the United States House of Representatives, That the Secretary of the Army is requested to review the report of the Chief of Engineers on the Housatonic River, Connecticut Federal Navigation Channel submitted as House Document 449, 70th Congress, and other pertinent reports, to determine whether any modifications to the recommendations contained therein are advisable at the present time in the interest of shoreline protection, flood control, ecosystem restoration, streambank erosion protection, and other related purposes in the vicinity of Ten Mile River, Dutchess County, New York and Litchfield County, Connecticut.

RESOLUTION—DOCKET 2754—LONG BEACH, BACK BAY SHORE, NEW YORK

Resolved by the Committee on Transportation and Infrastructure of the United States House of Representatives, that the Secretary of the Army is requested to review the report of the Chief of Engineers on the Atlantic Coast of Long Island from Jones Inlet to East Rockaway Inlet, Long Beach Island, New York, dated April 5, 1996, and other pertinent reports to determine whether any modifications to the recommendations contained therein are advisable at the present time in the interest of storm damage reduction, navigation, ecosystem restoration, and related purposes on areas of Long Beach Island, New York, affected by tidal inundation from Reynolds Channel, Hempstead Bay, and other connected waterways.

The communication, together with the accompanying papers, was referred to the Committee on Appropriations.

¶26.31 SUBMISSION OF CONFERENCE REPORT—H.R. 889

Mr. LoBIONDO submitted a conference report (Rept. No. 109–413) on the bill (H.R. 889) to authorize appropriations for the Coast Guard for fiscal year 2006, to make technical corrections to various laws administered by the Coast Guard, and for other purposes; together with a statement thereon, for printing in the CONGRESSIONAL RECORD under the rule.

¶26.32 ENROLLED JOINT RESOLUTIONS SIGNED

Mrs. Hass, Clerk of the House, reported and found truly enrolled bills of the House of the following titles, which were thereupon signed by the Speaker:

H.J. Res. 81. A joint resolution providing for the appointment of Phillip Frost as a citizen regent of the Board of Regents of the Smithsonian Institution.

H.J. Res. 82. A joint resolution providing for the reappointment of Alan G. Spoon as a citizen regent of the Board of Regents of the Smithsonian Institution.

¶26.33 LEAVE OF ABSENCE

By unanimous consent, leave of absence was granted—

To Mr. LANGEVIN, for today after 5:30 p.m.; and

To Ms. SCHAKOWSKY, for April 5.

And then,

¶26.34 ADJOURNMENT

Ms. FOXX moved that the House do now adjourn.

The question being put, viva voce,

Will the House now adjourn?

The SPEAKER pro tempore, Mr. FORTENBERRY, announced that the yeas had it.

So the motion to adjourn was agreed to.

Accordingly,

Pursuant to the previous order of the House, at 11 o'clock and 45 minutes p.m., the House stands adjourned until 2 p.m. on Monday, April 10, 2006, unless it sooner has received a message from the Senate transmitting its adoption of House Concurrent Resolution 382, in which case the House shall stand adjourned pursuant to that concurrent resolution.

¶26.35 REPORTS OF COMMITTEES ON PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XIII, reports of committees were delivered to the Clerk for printing and reference to the proper calendar, as follows:

Mr. OXLEY: Committee on Financial Services. H.R. 4973. A bill to restore the financial solvency of the national flood insurance program, and for other purposes (Rept. 109–410). Referred to the Committee of the Whole House on the State of the Union.

Mr. HOEKSTRA: Permanent Select Committee on Intelligence. H.R. 5020. A bill to authorize appropriations for fiscal year 2007 for intelligence and intelligence-related activities of the United States Government, the Community Management Account, and the Central Intelligence Agency Retirement and Disability System, and for other purposes; with an amendment (Rept. 109–411). Referred to the Committee of the Whole House on the State of the Union.

Mr. YOUNG of Alaska: Committee of Conference. Conference report on H.R. 889. A bill to authorize appropriations for the Coast Guard for fiscal year 2006, to make technical corrections to various laws administered by the Coast Guard, and for other purposes (Rept. 109–413). Ordered to be printed.

¶26.36 REPORTED BILL SEQUENTIALLY REFERRED

Under clause 2 of rule XII, bills and reports were delivered to the Clerk for printing, and bills referred as follows:

Mr. OXLEY: Committee on Financial Services. H.R. 4411. A bill to prevent the use of certain payment instruments, credit cards, and fund transfers for unlawful Internet gambling, and for other purposes; with an amendment (Rept. 109–412, Pt. I). Referred to the Committee on the Judiciary for a period ending not later than May 26, 2006, for consideration of such provisions of the bill and amendment as fall within the jurisdiction of that committee pursuant to clause 1(l), rule X. Ordered to be printed.

¶26.37 PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XII, public bills and resolutions were introduced and severally referred, as follows:

By Mr. TOM DAVIS of Virginia (for himself, Mr. WAXMAN, Mr. SHAYS, Mr. LANTOS, Mr. GUTKNECHT, Mr. OWENS, Mr. PLATTS, Mr. TOWNS, Mrs. MILLER of Michigan, Mrs. MALONEY, Mr. ISSA, Mr. CUMMINGS, Mr. DENT, Mr. KUCINICH, Ms. FOXX, Mr. CLAY, Ms. WATSON, Mr. LYNCH, Mr. VAN HOLLEN, Mr. HIGGINS, Ms. NORTON, Mr. KANJORSKI, and Mr. DAVIS of Illinois):

H.R. 5112. A bill to provide for reform in the operations of the executive branch; to the Committee on Government Reform.

By Mr. CONYERS:

H.R. 5113. A bill to amend title 11, United States Code, with respect to reform of executive compensation in corporate bankruptcies; to the Committee on the Judiciary.

By Ms. HART (for herself, Ms. ESHOO, Ms. ZOE LOFGREN of California, Mr. TIAHRT, Mr. DOOLITTLE, Mrs. NORTHUP, Mr. GOODLATTE, Mr. POMBO, Mr. CLEAVER, Mr. SHIMKUS, Mr. SIMMONS, Mr. SESSIONS, Mr. GRAVES, Mr. PENCE, Mr. WESTMORELAND, Mr. CAMPBELL of California, Mr. CONAWAY, Mr. MCCAUL of Texas, Mr. CROWLEY, Mr. OTTER, Mr. PEARCE, Mr. GOODE, Miss MCMORRIS, Mr. HOEKSTRA, Mr. ISSA, Mrs. BLACKBURN, Mr. KENNEDY of Minnesota, Mr. BOOZMAN, Mrs. MILLER of Michigan, Mr. MCHUGH, Mr. BACHUS, Mr. NEUGEBAUER, Mr. SHUSTER, Mr. CANNON, Mr. MARIO DIAZ-BALART of Florida, Mr. HERGER, Ms. HARRIS, Mr. GERLACH, Mr. INGLIS of South Carolina, Mr. ENGLISH of Pennsylvania, Mr. SULLIVAN, Mr. CALVERT, Mr. CULBERSON, Mr. SIMPSON, Mr. KLINE, Mr. THOMPSON of California, Mr. ROSS, Mr. LEWIS of Kentucky, Mr. MCKEON, Mr. FLAKE, Mr. ROYCE, Mr. MANZULLO, Mrs. MYRICK, Mr. PORTER, Mr. CARTER, Mrs. MUSGRAVE, Ms. BEAN, Mr. REYNOLDS, Mr. CANTOR, Mr. LANGEVIN, Mr. MCHENRY, Mr. CARDOZA, Mr. PETERSON of Minnesota, Mr. WILSON of South Carolina, Mr. TAYLOR of North Carolina, Mr. NORWOOD, Mr. HONDA, Mr. HASTINGS of Washington, Mr. BEAUPREZ, Mr. JINDAL, Mr. SWEENEY, Mr. BOUSTANY, Mr. SOUDER, Mr. WAMP, Mr. FORBES, Mrs. CAPITO, Mr. POE, Mrs. KELLY, Mr. GARY G. MILLER of California, Mr. WALSH, Mr. MURPHY, Mr. AKIN, Mr. GALLEGLY, Mr. SAM JOHNSON of Texas, Mr. ADERHOLT, Mr. BERRY, Mr. BOYD, Mr. MELANCON, Mr. CAPUANO, Mr. FRANKS of Arizona, Mr. RENZI, Mr. ROGERS of Michigan, Mr. GUTKNECHT, Mr. HALL, Mrs. JO ANN DAVIS of Virginia, Mr. GOHMERT, Mr. LOBIONDO, Mr. CHOCOLA, Mr. WELLER, and Mr. FOLEY):

H.R. 5114. A bill to limit the development or implementation of a return-free tax system; to the Committee on Ways and Means.

By Ms. HART (for herself, Mr. ENGLISH of Pennsylvania, and Mr. WELLER):

H.R. 5115. A bill to amend the Internal Revenue Code of 1986 to modernize the tax treatment of biomedical research corporations; to the Committee on Ways and Means.

By Mrs. TAUSCHER (for herself, Mr. SMITH of Washington, Mr. DAVIS of Alabama, Mr. KIND, Mrs. MCCARTHY, Mr. INSLEE, Ms. HERSETH, Mr. CROWLEY, Mr. MEEKS of New York, Mr. EMANUEL, Ms. MILLENDER-MCDONALD, Mr. HIGGINS, Ms. HARMAN, Mr. PRICE of North Carolina, Mr. BAIRD, Ms. SCHWARTZ of Pennsylvania, Mr. MCINTYRE, Mr. ENGEL, Mr. ISRAEL, Mr. CHANDLER, Mr. BOSWELL, Ms. LORETTA SANCHEZ of California, Mr. LARSON of Connecticut, Mr. DAVIS of Florida, Mr. MOORE of Kansas, and Ms. HOOLEY):

H.R. 5116. A bill to amend title XVIII of the Social Security Act to extend the 2006 initial enrollment period for the Medicare prescription drug benefit by six months, to suspend the late enrollment penalty for such benefit during 2006, to permit Medicare beneficiaries to change enrollment in a prescription drug plan once a year, and to prevent changes in formularies other than at the time of open enrollment periods and only with advance notice; to the Committee on Energy and Commerce, and in addition to the Committee on Ways and Means, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Ms. PRYCE of Ohio (for herself, Mr. HOBSON, Mr. TIBERI, Mr. NEY, and Mr. LEACH):

H.R. 5117. A bill to exempt persons with disabilities from the prohibition against providing section 8 rental assistance to college students; to the Committee on Financial Services.

By Mr. WALDEN of Oregon (for himself, Mr. POMEROY, Mr. ALEXANDER, Mr. ALLEN, Mr. BERRY, Mr. BISHOP of Georgia, Mr. BOUCHER, Mr. BOYD, Mrs. CAPITO, Mr. CASE, Mr. COSTELLO, Mrs. JO ANN DAVIS of Virginia, Mr. DAVIS of Tennessee, Mr. DEFAZIO, Mrs. EMERSON, Mr. EVANS, Mr. GRAVES, Mr. HASTINGS of Washington, Ms. HERSETH, Mr. HINCHEY, Mr. HINOJOSA, Ms. HOOLEY, Mr. KIND, Ms. JACKSON-LEE of Texas, Mr. MARSHALL, Mr. MATHESON, Mr. MCHUGH, Mr. MCINTYRE, Miss MCMORRIS, Mr. MORAN of Kansas, Mr. OBERSTAR, Mr. ORTIZ, Mr. PAUL, Mr. PETERSON of Minnesota, Mr. PETERSON of Pennsylvania, Mr. RENZI, Mr. ROSS, Mr. SANDERS, Mr. SHUSTER, Mr. SIMPSON, Mr. SKELTON, Mr. STUPAK, Mr. SWEENEY, Mr. TANNER, Mr. TAYLOR of Mississippi, Mr. UDALL of New Mexico, Mr. WHITFIELD, Mr. WICKER, and Mr. YOUNG of Alaska):

H.R. 5118. A bill to amend title XVIII of the Social Security Act and the Medicare Prescription Drug, Improvement, and Modernization Act of 2003 to extend certain Medicare payment methodologies provided for rural health care providers; to the Committee on Energy and Commerce, and in addition to the Committee on Ways and Means, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Ms. BERKLEY (for herself, Mr. BERMAN, Mr. EVANS, Mr. FILNER, Mr. GUTIERREZ, Ms. CORRINE BROWN of Florida, Mr. STRICKLAND, Mrs. MALONEY, Mr. CHANDLER, and Mr. MICHAUD):

H.R. 5119. A bill to amend title 38, United States Code, to improve the pension program of the Department of Veterans Affairs; to the Committee on Veterans' Affairs.

By Mr. JENKINS (for himself, Mr. DELAHUNT, Mr. DUNCAN, and Mr. MEEHAN):

H.R. 5120. A bill to amend title 35, United States Code, to conform certain filing provisions within the Patent and Trademark Office; to the Committee on the Judiciary.

By Mr. NEY (for himself, Ms. WATERS, Mr. GARY G. MILLER of California, and Mr. TIBERI):

H.R. 5121. A bill to modernize and update the National Housing Act and enable the Federal Housing Administration to use risk-based pricing to more effectively reach underserved borrowers, and for other purposes; to the Committee on Financial Services.

By Mr. HUNTER (for himself and Mr. SKELTON) (both by request):

H.R. 5122. A bill to authorize appropriations for fiscal year 2007 for military activities of the Department of Defense, to prescribe military personnel strengths for fiscal year 2007, and for other purposes; to the Committee on Armed Services.

By Mr. DOGGETT (for himself, Mr. RANGEL, Mr. STARK, Mr. LEVIN, Mr. MCDERMOTT, Mr. LEWIS of Georgia, Mr. MCNULTY, Mr. JEFFERSON, Mr. BECERRA, Mr. POMEROY, Mrs. JONES of Ohio, Mr. THOMPSON of California, Mr. LARSON of Connecticut, Mr. EMANUEL, Mr. ALLEN, Mr. CONYERS, Mr. GRIJALVA, Mr. HINCHEY, Ms. EDDIE BERNICE JOHNSON of Texas, Mr. SHERMAN, Ms. SLAUGHTER, and Ms. SOLIS):

H.R. 5123. A bill to amend the Internal Revenue Code of 1986 to simplify and provide greater uniformity for child-related tax benefits and to eliminate the potential for abuse created by the uniform definition of child in the Working Families Tax Relief Act of 2004; to the Committee on Ways and Means.

By Mr. RYAN of Wisconsin (for himself and Mr. GREEN of Wisconsin):

H.R. 5124. A bill to amend the Clean Air Act to provide for a Federal Fuels List, and for other purposes; to the Committee on Energy and Commerce.

By Mr. COSTA (for himself and Mr. CARDOZA):

H.R. 5125. A bill to amend the Indian Gaming Regulatory Act to provide that the Secretary of the Interior shall not approve a Tribal-State gaming compact under that Act unless the State involved has a State law providing for a gaming master plan that has been approved by the Secretary; to the Committee on Resources.

By Mr. BARTON of Texas (for himself, Mr. ENGEL, Mr. SIMMONS, and Mr. REICHERT):

H.R. 5126. A bill to amend the Communications Act of 1934 to prohibit manipulation of caller identification information, and for other purposes; to the Committee on Energy and Commerce.

By Mr. BEAUPREZ:

H.R. 5127. A bill to prohibit the Department of Energy from obligating funds for appropriation earmarks in the Energy Efficiency and Renewable Energy program; to the Committee on Science, and in addition to the Committee on Energy and Commerce, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. CARDOZA (for himself, Mr. RADANOVICH, and Ms. MATSUI):

H.R. 5128. A bill to authorize the Secretary of the Interior and the Secretary of Agriculture to make grants to facilitate the establishment of the National Ag Science Center in Stanislaus County, California; to the Committee on Agriculture.

By Mr. CHOCOLA (for himself, Mr. KIRK, and Mr. COOPER):

H.R. 5129. A bill to amend title 31, United States Code, to require certain additional calculations to be included in the annual financial statement submitted under section 331(e) of that title; to the Committee on Government Reform.

By Mrs. JO ANN DAVIS of Virginia:

H.R. 5130. A bill to extend Federal recognition to the Rappahannock Tribe, and for other purposes; to the Committee on Resources.

By Mr. LINCOLN DIAZ-BALART of Florida (for himself, Mr. BERMAN, Ms. ROYBAL-ALLARD, Ms. HART, Mr. LEACH, Mr. LAHOOD, Mr. SKELTON, Ms. ROS-LEHTINEN, Ms. HARMAN, Mr. MARIO DIAZ-BALART of Florida, Mr. GUTIERREZ, Mr. FORTUÑO, and Mr. SABO):

H.R. 5131. A bill to amend the Illegal Immigration Reform and Immigrant Responsibility Act of 1996 to permit States to determine State residency for higher education purposes and to authorize the cancellation of removal and adjustment of status of certain alien students who are long-term United States residents and who entered the United States as children, and for other purposes; to the Committee on the Judiciary, and in addition to the Committee on Education and the Workforce, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. DINGELL:

H.R. 5132. A bill to direct the Secretary of the Interior to conduct a special resource study to determine the suitability and feasibility of including in the National Park System certain sites in Monroe County, Michigan, relating to the Battles of the River Raisin during the War of 1812; to the Committee on Resources.

By Mr. DINGELL:

H.R. 5133. A bill to direct the Secretary of the Interior to accept the donation of certain sites in Monroe County, Michigan, relating to the Battles of the River Raisin during the War of 1812 for inclusion in the National Park System; to the Committee on Resources.

By Mrs. EMERSON (for herself, Mr. BERRY, Mr. CHANDLER, Mr. BROWN of Ohio, Mr. WILSON of South Carolina, Mr. KENNEDY of Rhode Island, Ms. HERSETH, Mr. MORAN of Virginia, Mr. BOOZMAN, Mr. WALDEN of Oregon, Ms. PRYCE of Ohio, Mr. JONES of North Carolina, Mr. GUTKNECHT, Mr. PITTS, Mr. ALLEN, Mr. BOREN, Mr. ISRAEL, Mr. CARDOZA, Mr. SKELTON, Mr. CLEAVER, Ms. ESHOO, Mr. POMEROY, Mr. MURTHA, Ms. KAPTUR, Mr. SCHWARZ of Michigan, Mrs. CAPITO, Mr. OSBORNE, Mr. SIMPSON, Mr. RENZI, Mr. WELLER, Mr. WAMP, Mr. LAHOOD, Mrs. CUBIN, Mr. WICKER, Mr. SWEENEY, Mr. CAPUANO, Mr. HULSHOF, Mr. SHIMKUS, Mr. BRADY of Texas, Mr. GILCHREST, and Mrs. CAPPS):

H.R. 5134. A bill to amend the Public Health Service Act to provide for the participation of physical therapists in the National Health Service Corps Loan Repayment Program, and for other purposes; to the Committee on Energy and Commerce.

By Mr. ENGLISH of Pennsylvania:

H.R. 5135. A bill to amend the Internal Revenue Code of 1986 to add meningococcal vaccines to the list of taxable vaccines for purposes of the Vaccine Injury Compensation Trust Fund; to the Committee on Ways and Means.

By Mr. HALL (for himself and Mr. UDALL of Colorado):

H.R. 5136. A bill to establish a National Integrated Drought Information System within the National Oceanic and Atmospheric Administration to improve drought monitoring and forecasting capabilities; to the Committee on Science.

By Mr. HASTINGS of Florida:

H.R. 5137. A bill to assist first-time homebuyers to attain home ownership, and for other purposes; to the Committee on Ways and Means, and in addition to the Committee on Financial Services, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. HAYWORTH:

H.R. 5138. A bill to amend the Internal Revenue Code of 1986 to restrict the use of tax return information by preparers of returns; to the Committee on Ways and Means.

By Mr. HOLT (for himself, Mr. WELDON of Pennsylvania, Ms. ZOE LOFGREN of California, Mr. PRICE of North Carolina, Ms. LEE, Mr. SMITH of Washington, Mr. CONYERS, Mr. OWENS, Mr. KENNEDY of Minnesota, Mr. EMANUEL, Mr. HINOJOSA, Mr. PAYNE, Mr. GRIJALVA, Mr. CAPUANO, Mr. MCDERMOTT, Mr. WOLF, Ms. SCHAKOWSKY, and Mr. INSLEE):

H.R. 5139. A bill to direct the Secretary of Education to establish and maintain a public website through which individuals may find a complete database of available scholarships, fellowships, and other programs of financial assistance in the study of science, technology, engineering, and mathematics; to the Committee on Education and the Workforce.

By Mr. HOLT (for himself, Mr. CONYERS, Ms. ZOE LOFGREN of California, Mr. KENNEDY of Minnesota, Ms. LEE, Mr. GRIJALVA, Mr. EMANUEL, Mr. HINOJOSA, Mr. MCDERMOTT, Mr. WOLF, Ms. SCHAKOWSKY, Mr. MCINTYRE, and Mr. INSLEE):

H.R. 5140. A bill to establish the Congressional Teacher Award Task Force to enter into an agreement with a nonprofit entity for the operation of a program to recognize excellent elementary and secondary school teachers, and for other purposes; to the Committee on Education and the Workforce.

By Mr. HOLT (for himself, Ms. EDDIE BERNICE JOHNSON of Texas, Ms. ZOE LOFGREN of California, Mr. CAPUANO, Mr. MARKEY, Mr. SMITH of Washington, Mr. PRICE of North Carolina, Mr. OWENS, Mr. PAYNE, Mr. GRIJALVA, Ms. JACKSON-LEE of Texas, Mr. HINOJOSA, Mr. MCDERMOTT, Ms. SCHAKOWSKY, Mr. MCINTYRE, and Mr. INSLEE):

H.R. 5141. A bill to provide for the establishment of a program at the National Science Foundation to increase up to 10,000 per year the number of elementary and secondary science and mathematics teachers through a scholarship program encouraging students to obtain science, technology, engineering, and mathematics degrees with teacher certification, and for other purposes; to the Committee on Science.

By Mr. HOLT (for himself, Ms. EDDIE BERNICE JOHNSON of Texas, Ms. ZOE LOFGREN of California, Mr. MCDERMOTT, Mr. MARKEY, Mr. SMITH of Washington, Mr. INSLEE, Mr. OWENS, Mr. VAN HOLLEN, Mr. GRIJALVA, Mr. HINOJOSA, Mr. CAPUANO, Ms. SCHAKOWSKY, Mr. MCINTYRE, and Mr. JEFFERSON):

H.R. 5142. A bill to provide for the establishment of a program at the National Science Foundation to increase the population of science, technology, engineering, and mathematics undergraduate students through a scholarship program to increase the business, industrial, academic, and scientific workforce, and for other purposes; to the Committee on Science.

By Mr. INGLIS of South Carolina (for himself, Mr. LIPINSKI, Mr. KINGSTON, Mr. WAMP, Mr. WOLF, Mr. BOEHLERT, Mr. EHLERS, Mr. BARTLETT of Maryland, Mr. WYNN, Mr. DENT, Mr. LARSON of Connecticut, Mr. MCCAUL of Texas, Mr. BROWN of South Carolina, Mr. WILSON of South Carolina, and Mr. TERRY):

H.R. 5143. A bill to authorize the Secretary of Energy to establish monetary prizes for achievements in overcoming scientific and technical barriers associated with hydrogen energy; to the Committee on Science.

By Mr. JINDAL:

H.R. 5144. A bill to provide for supply chain security cooperation between Department of Homeland Security and the private sector, and for other purposes; to the Committee on Homeland Security.

By Mr. JONES of North Carolina (for himself and Mr. DELAHUNT):

H.R. 5145. A bill to authorize the National War Dogs Monument, Inc. to establish a national monument in honor of military working dog teams; to the Committee on Resources.

By Mr. KNOLLENBERG:

H.R. 5146. A bill to amend the Internal Revenue Code of 1986 to allow a credit against tax to qualified small employers who create new jobs; to the Committee on Ways and Means.

By Mrs. LOWEY:

H.R. 5147. A bill to amend part B of title XVIII of the Social Security Act to repeal the income-related increase in part B premiums that was enacted as part of the Medicare Prescription Drug, Improvement, and Modernization Act of 2003 (Public Law 108-173); to the Committee on Energy and Commerce, and in addition to the Committee on Ways and Means, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mrs. MALONEY (for herself, Mr. TOM DAVIS of Virginia, and Mr. HOYER):

H.R. 5148. A bill to ensure that at least one-half of the 12 weeks of parental leave made available to a Federal employee under subchapter V of chapter 63 of title 5, United States Code, shall be paid leave; to the Committee on Government Reform.

By Mr. MCKEON:

H.R. 5149. A bill to maintain the rural heritage of the Eastern Sierra and enhance the region's tourism economy by designating certain public lands as wilderness and certain rivers as wild and scenic rivers in the State of California, and for other purposes; to the Committee on Resources.

By Mr. GEORGE MILLER of California (for himself, Mr. KILDEE, Mr. TIERNEY, Ms. MCCOLLUM of Minnesota, Mr. GRIJALVA, and Mr. BISHOP of New York):

H.R. 5150. A bill to amend the Higher Education Act of 1965 to reduce interest rates for student and parent borrowers; to the Committee on Education and the Workforce.

By Mr. NADLER (for himself, Ms. SLAUGHTER, Mrs. LOWEY, Mr. CONYERS, Mrs. MALONEY, Ms. SCHAKOWSKY, Ms. MATSUI, Ms. BALDWIN, Mr. SHERMAN, Mr. WEXLER, Mr. GRIJALVA, Mr. OLVER, Ms. EDDIE BERNICE JOHNSON of Texas, Ms. LEE, Mr.

McDERMOTT, Ms. SOLIS, Mr. BERMAN, Mr. FILNER, Ms. HARMAN, Mr. HINCHEY, Mr. OWENS, Mr. GEORGE MILLER of California, and Mrs. CAPPS):

H.R. 5151. A bill to protect, consistent with Roe v. Wade, a woman's freedom to choose to bear a child or terminate a pregnancy, and for other purposes; to the Committee on the Judiciary.

By Mr. NADLER (for himself, Ms. BALDWIN, Mr. BERMAN, Mr. CONYERS, Mr. CROWLEY, Mr. EMANUEL, Mr. FARR, Mr. FRANK of Massachusetts, Mr. GRIJALVA, Mr. KENNEDY of Rhode Island, Mrs. MALONEY, Mr. McDERMOTT, Mr. GEORGE MILLER of California, Mr. RANGEL, Mr. STARK, Mr. WAXMAN, and Ms. WOOLSEY):

H.R. 5152. A bill to provide for entitlement to dependents' and survivors' benefits under the old-age, survivors, and disability insurance program under title II of the Social Security Act based on permanent partnership as well as marriage; to the Committee on Ways and Means.

By Ms. NORTON:

H.R. 5153. A bill to revise the number of associate judges of the Superior Court of the District of Columbia; to the Committee on Government Reform.

By Mr. POMBO:

H.R. 5154. A bill to amend the Internal Revenue Code of 1986 to allow a credit against tax for teleworking; to the Committee on Ways and Means.

By Mr. PORTER (for himself, Mr. GIBBONS, and Ms. BERKLEY):

H.R. 5155. A bill to provide for the release of certain land from the Sunrise Mountain Instant Study Area in the State of Nevada and to grant a right-of-way across the released land for the construction and maintenance of a flood control project; to the Committee on Resources.

By Mr. ROGERS of Michigan (for himself and Mr. GENE GREEN of Texas):

H.R. 5156. A bill to amend the Federal Food, Drug, and Cosmetic Act with respect to counterfeit drugs, and for other purposes; to the Committee on Energy and Commerce, and in addition to the Committee on the Judiciary, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. SANDERS:

H.R. 5157. A bill to designate certain National Forest System land in the State of Vermont for inclusion in the National Wilderness Preservation system and designate a National Recreation Area; to the Committee on Resources, and in addition to the Committee on Agriculture, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. SERRANO (for himself, Mr. WEINER, Mr. BACA, Mr. CROWLEY, Mr. GRIJALVA, Mr. HINCHEY, Mrs. MALONEY, and Mr. McNULTY):

H.R. 5158. A bill to amend the Food Stamp Act of 1977 to provide greater access to the food stamp program by reducing duplicative and burdensome administrative requirements; authorize the Secretary of Agriculture to award grants to certain community-based nonprofit feeding and anti-hunger groups for the purpose of establishing and implementing a Beyond the Soup Kitchen Pilot Program for certain socially and economically disadvantaged populations, and for other purposes; to the Committee on Agriculture.

By Mr. SHUSTER (for himself, Mr. TANCREDO, Mr. COBLE, Mr. WILSON of South Carolina, Ms. GRANGER, Mr. KUHL of New York, Mr. SIMMONS, Mr. KLINE, Mr. FITZPATRICK of Pennsylvania, Ms. HART, Mr. GENE GREEN of Texas, Mrs. JO ANN DAVIS of Virginia, Mr. HALL, Mr. BROWN of Ohio, Mr. HOBSON, Mr. PETERSON of Pennsylvania, Mr. BISHOP of Georgia, Mr. McKEON, Mr. FRANKS of Arizona, Ms. CARSON, Mr. McCAUL of Texas, and Mr. DENT):

H.R. 5159. A bill to posthumously award a Congressional gold medal on behalf of each person aboard United Airlines Flight 93 who helped resist the hijackers and caused the plane to crash; to the Committee on Financial Services.

By Mr. SIMMONS (for himself, Mr. ISRAEL, Mr. SHAYS, Mrs. JOHNSON of Connecticut, Mrs. McCARTHY, Mr. HINCHEY, Mr. KING of New York, Mr. CROWLEY, Mr. BISHOP of New York, Mr. NADLER, Mr. FOSSELLA, Mr. SERRANO, Mr. MEEKS of New York, Mr. ACKERMAN, Mr. WALSH, Mrs. MALONEY, Ms. DeLAURO, Mr. BOEHLERT, Mr. WEINER, Mr. OWENS, Mr. HIGGINS, Mrs. LOWEY, Mr. RANGEL, Mr. ENGEL, Mr. GILCHREST, and Mrs. KELLY):

H.R. 5160. A bill to establish the Long Island Sound Stewardship Initiative; to the Committee on Resources, and in addition to the Committee on Transportation and Infrastructure, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Ms. SOLIS (for herself, Mr. GUTIERREZ, Mr. BERMAN, Mr. HONDA, Mr. EMANUEL, Ms. MATSUI, Mr. LEWIS of Georgia, Ms. LEE, and Ms. ZOE LOFGREN of California):

H.R. 5161. A bill to establish a commission to study the removal of Mexican-Americans to Mexico during 1929-1941, and for other purposes; to the Committee on the Judiciary.

By Mr. STUPAK:

H.R. 5162. A bill to pay a one-time bonus to members of the Armed Forces who serve honorably in a combat zone designated for Operation Iraqi Freedom or Operation Enduring Freedom, and for other purposes; to the Committee on Armed Services, and in addition to the Committee on Transportation and Infrastructure, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. UDALL of Colorado:

H.R. 5163. A bill to direct the Administrator of the Small Business Administration to conduct a pilot program to raise awareness about telework among small business employers, and to encourage such employers to offer telework options to employees, and for other purposes; to the Committee on Small Business, and in addition to the Committee on Energy and Commerce, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Ms. VELÁZQUEZ (for herself, Mr. RANGEL, Mr. GUTIERREZ, Ms. NORTON, and Mr. MEEKS of New York):

H.R. 5164. A bill to amend the Housing and Urban Development Act of 1968 to ensure improved access to employment opportunities for low-income people; to the Committee on Financial Services.

By Mr. WEINER:

H.R. 5165. A bill to authorize the grant program under which the Secretary of Homeland Security makes discretionary grants for use in high-threat, high-density urban areas, and for other purposes; to the Committee on Homeland Security.

By Mr. WICKER (for himself, Mr. LoBIONDO, Mr. PICKERING, Mr. BONNER, Mr. BROWN of Ohio, Mr. PETERSON of Pennsylvania, Mrs. CUBIN, Mr. EVERETT, Mr. BACHUS, Mr. DAVIS of Kentucky, Mr. BOUSTANY, Mr. SODREL, Mr. CONAWAY, Mr. FORTENBERRY, Ms. HARRIS, Mr. WHITFIELD, Mr. BILIRAKIS, Mrs. EMERSON, Ms. PRYCE of Ohio, Mr. SCHWARZ of Michigan, Mr. FOLEY, Mr. LEACH, Mr. GERLACH, Mr. WALDEN of Oregon, Mrs. JO ANN DAVIS of Virginia, Mr. SHERWOOD, Mr. BOOZMAN, Mr. OSBORNE, Mr. DOOLITTLE, Mr. TIAHRT, Mr. BURGESS, Mr. AKIN, Mr. ADERHOLT, Mr. BLUNT, Mr. McHENRY, Ms. FOXX, Mr. PENCE, Mr. BISHOP of Utah, Mr. GARRETT of New Jersey, Mr. HOEKSTRA, Mr. FITZPATRICK of Pennsylvania, Ms. KAPTUR, Mr. GUTKNECHT, Ms. WASSERMAN SCHULTZ, and Mr. VAN HOLLEN):

H.R. 5166. A bill to amend title XVIII of the Social Security Act to improve payments made by prescription drug plans and MA-PD plans to pharmacies for covered part D drugs dispensed through such pharmacies; to the Committee on Ways and Means, and in addition to the Committee on Energy and Commerce, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Ms. WOOLSEY (for herself, Mr. SHAYS, Mr. CONYERS, Mrs. JOHNSON of Connecticut, Mr. GRIJALVA, Mr. FILNER, Mr. EVANS, Ms. WASSERMAN SCHULTZ, Mr. FARR, Mrs. CAPPS, Mr. POMEROY, and Ms. HERSETH):

H.R. 5167. A bill to amend the Child Nutrition Act of 1966 to improve the nutrition and health of schoolchildren by updating the definition of ''food of minimal nutritional value'' to conform to current nutrition science and to protect the Federal investment in the national school lunch and breakfast programs; to the Committee on Education and the Workforce.

By Mr. CHABOT (for himself and Mr. BROWN of Ohio):

H. Con. Res. 381. Concurrent resolution expressing the sense of Congress regarding high level visits to the United States by democratically elected officials of Taiwan; to the Committee on International Relations.

By Mr. BOEHNER:

H. Con. Res. 382. Concurrent resolution providing for a conditional adjournment of the House of Representatives and a conditional recess or adjournment of the Senate; considered and agreed to.

By Mr. FORTENBERRY:

H. Con. Res. 383. Concurrent resolution supporting the goals and ideals of the National Arbor Day Foundation and National Arbor Day; to the Committee on Government Reform.

By Mr. HINCHEY (for himself, Mr. RANGEL, Mr. SCOTT of Virginia, Mr. FATTAH, Mr. MEEKS of New York, Mr. DAVIS of Illinois, Mr. SCOTT of Georgia, Mr. AL GREEN of Texas, Mr. CLEAVER, Mr. SNYDER, Mr. CONYERS, Mr. McDERMOTT, Ms. LEE, Mr. BRADY of Pennsylvania, Mr. PRICE of North Carolina, Mr. HASTINGS of Florida, Ms. NORTON, Mr. THOMPSON of Mississippi, Mr. ROSS, Mr. ETHERIDGE, Mrs. CHRISTENSEN, Mr. LEWIS of Georgia, Mr. HOLT, Mr. JEFFERSON, Mr. CUMMINGS, Mr. OWENS, Mr. BERRY, Ms. CARSON, Ms. JACKSON-LEE of Texas, Mr. BISHOP of Georgia, Mr. CARDIN, and Mr. McGOVERN):

H. Con. Res. 384. Concurrent resolution recognizing and honoring the 100th anniversary of the founding of the Alpha Phi Alpha Fraternity, Incorporated, the first intercollegiate Greek-letter fraternity established for African Americans; to the Committee on Education and the Workforce.

By Ms. JACKSON-LEE of Texas (for herself, Mr. JEFFERSON, Ms. KILPATRICK of Michigan, Mr. BUTTERFIELD, Mr. DOGGETT, Mr. PAYNE, Ms. MCCOLLUM of Minnesota, Mr. LEWIS of Georgia, Mr. CLEAVER, Mr. CUMMINGS, Mr. HASTINGS of Florida, Mr. CONYERS, Ms. MCKINNEY, Ms. WASSERMAN SCHULTZ, Mr. DELAHUNT, Ms. CORRINE BROWN of Florida, Ms. EDDIE BERNICE JOHNSON of Texas, Mr. HONDA, Mr. OWENS, Mr. LANTOS, Ms. LEE, Mr. RANGEL, Mr. WEXLER, Ms. LINDA T. SÁNCHEZ of California, Ms. BERKLEY, Ms. DELAURO, Mr. BECERRA, Mrs. NAPOLITANO, Mr. GUTIERREZ, Mrs. LOWEY, Mr. SCOTT of Virginia, Mr. MELANCON, Mr. CROWLEY, Mr. HINCHEY, Mr. MCDERMOTT, Mr. DAVIS of Illinois, Mr. WYNN, Mr. TOWNS, Mr. WATT, Ms. SOLIS, Mr. FILNER, Ms. MILLENDER-MCDONALD, and Ms. MATSUI):

H. Con. Res. 385. Concurrent resolution expressing the sense of Congress to encourage the State of Louisiana and the Department of Justice to establish satellite voting outside the State of Louisiana for the New Orleans elections scheduled for April 22, 2006; to the Committee on the Judiciary.

By Ms. EDDIE BERNICE JOHNSON of Texas (for herself, Mr. CAPUANO, Mr. OLVER, Mrs. MCCARTHY, Mr. DAVIS of Illinois, Mrs. CAPPS, Mr. DELAHUNT, Mr. CONYERS, Mr. GRIJALVA, Mr. CLEAVER, Mr. SCOTT of Georgia, Mr. MCDERMOTT, Mr. OWENS, Mr. SCOTT of Virginia, Mr. WYNN, Mrs. CHRISTENSEN, Mr. SHIMKUS, Ms. LEE, Mr. JEFFERSON, Ms. MILLENDER-MCDONALD, Mr. PAYNE, Mr. RUSH, Mr. RANGEL, Ms. WATSON, Ms. MOORE of Wisconsin, Mr. CUMMINGS, Mr. DAVIS of Alabama, Ms. NORTON, Mr. FATTAH, Ms. CORRINE BROWN of Florida, Mr. BISHOP of Georgia, Ms. CARSON, Ms. WATERS, Mr. WATT, Mr. THOMPSON of Mississippi, Mrs. JONES of Ohio, Mr. AL GREEN of Texas, Ms. JACKSON-LEE of Texas, Mr. MEEK of Florida, and Ms. SOLIS):

H. Con. Res. 386. Concurrent resolution honoring Mary Eliza Mahoney, America's first professionally trained African-American nurse; to the Committee on Energy and Commerce.

By Ms. MILLENDER-MCDONALD:

H. Con. Res. 387. Concurrent resolution encouraging minority participation in the goals of Financial Literacy Month for April, 2006; to the Committee on Government Reform.

By Mr. WILSON of South Carolina (for himself, Mr. ACKERMAN, and Mr. GORDON):

H. Con. Res. 388. Concurrent resolution recognizing that the plight of Kashmiri Pandits has been an ongoing concern since 1989 and that their physical, political, and economic security should be safeguarded by the Government of India and the state government of Jammu and Kashmir; to the Committee on International Relations.

By Mrs. JO ANN DAVIS of Virginia (for herself, Mr. SCOTT of Virginia, Mrs. DRAKE, Mr. CANTOR, and Mr. GOODLATTE):

H. Res. 769. A resolution recognizing Virginia's James River as ''America's Founding River''; to the Committee on Resources.

By Mr. MORAN of Virginia (for himself, Mrs. DRAKE, Mr. WOLF, Mr. BOUCHER, Mr. SCOTT of Virginia, and Mr. FORBES):

H. Res. 770. A resolution commending Christian Relief Services Charities and its founder Eugene L. Krizek on the organization's 20th anniversary; to the Committee on Government Reform.

By Mr. WILSON of South Carolina (for himself, Mr. KING of Iowa, and Mr. PITTS):

H. Res. 771. A resolution expressing the sense of the House of Representatives that individuals who commit acts of sexual violence against minor children should be prosecuted to the fullest extent of the law; to the Committee on the Judiciary.

¶26.38 MEMORIALS

Under clause 3 of rule XII, memorials were presented and referred as follows:

275. The SPEAKER presented a memorial of the Senate of the Commonwealth of Pennsylvania, relative to Senate Resolution No. 229 memorializing the Congress of the United States to maintain the combat capabilities and force structure of the National Guard; to the Committee on Armed Services.

276. Also, a memorial of the Senate of the State of West Virginia, relative to Senate Resolution No. 11 requesting the United States House of Representatives defeat the Budget Reconciliations Bill; to the Committee on the Budget.

277. Also, a memorial of the Legislature of the State of Louisiana, relative to House Concurrent Resolution No. 48 memorializing the Congress of the United States to take such actions as are necessary to reduce by twenty-five percent the amount of outstanding federal student loan debt of any college graduate who resides in certain areas of Louisiana most affected by Hurricane Katrina or Hurricane Rita for at least five consecutive years immediately following graduation; to the Committee on Education and the Workforce.

278. Also, a memorial of the Senate of the State of New Jersey, relative to Senate Resolution No. 13 memorializing the Congress of the United States to enact the ''School Energy Crisis Relief Act''; to the Committee on Education and the Workforce.

279. Also, a memorial of the General Assembly of the State of Ohio, relative to House Concurrent Resolution No. 13 memorializing the Congress of the United States and the United States Secretary of Health and Human Services to reform the Medicaid program to ensure the program's solvency for future generations; to the Committee on Energy and Commerce.

280. Also, a memorial of the General Assembly of the State of Ohio, relative to House Concurrent Resolution No. 13 memorializing the Congress of the United States and the United States Secretary of Health and Human Services to reform the Medicaid program to ensure the program's solvency for future generations; to the Committee on Energy and Commerce.

281. Also, a memorial of the Legislature of the State of Idaho, relative to Senate Joint Memorial No. 114 encouraging the Department of Energy and the Congress of the United States to identify, commit and sustain the funding necessary to allow design, development, testing and demonstration in Idaho at INL of safe, state of the art, advanced nuclear energy systems that can, ultimately, be commercially replicated in other locations throughout the United States and throughout the world; to the Committee on Energy and Commerce.

282. Also, a memorial of the Senate of the State of Michigan, relative to Senate Resolution No. 72 memorializing the Congress of the United States and the United States Department of Health and Human Services to take steps to improve access to fertility preservation options for cancer patients; to the Committee on Energy and Commerce.

283. Also, a memorial of the General Assembly of the State of Ohio, relative to House Concurrent Resolution No. 19 encouraging the United States to continue its support of humanitarian efforts in and contributions of humanitarian aid to the Darfur region of Sudan and to encourage the United States to lead multilateral efforts to bring those responsible for the egregious human rights violation to justice; to the Committee on International Relations.

284. Also, a memorial of the General Assembly of the State of Ohio, relative to House Concurrent Resolution No. 19 encouraging the United States to continue its support of humanitarian efforts in and contributions of humanitarian aid to the Darfur region of Sudan and encouraging the United States to lead multilateral efforts to bring those responsible for the egregious human rights violations to justice; to the Committee on International Relations.

285. Also, a memorial of the Legislature of the State of Louisiana, relative to House Concurrent Resolution No. 67 memorializing the Congress of the United States to take such actions as are necessary, due to the many problems that have occurred in Jefferson Parish with the ZIP codes 70121 and 70123, to enact legislation to change the ZIP code in Jefferson Parish in the area currently covered by the ZIP code 70121 to 70021 and to change the ZIP code in Jefferson Parish in the area currently covered by the ZIP code 70123 to 70023 and also to assign new ZIP codes to the main post office in Metairie; to the Committee on Government Reform.

286. Also, a memorial of the Legislature of the Commonwealth of The Mariana Islands, relative to Senate Joint Resolution No. 15–01 requesting the United States House of Representatives convey non-voting delegate status to the Commonwealth of the Northern Mariana Islands; to the Committee on Resources.

287. Also, a memorial of the Legislature of the State of Louisiana, relative to House Concurrent Resolution No. 29 memorializing the Congress of the United States to take such actions as are necessary to amend the Federal Rules of Civil Procedure to recognize state law authorizing legal continuances for members of the legislature during legislative sessions and to adopt a substantially similar rule in federal court; to the Committee on the Judiciary.

288. Also, a memorial of the Legislature of the State of California, relative to Senate Joint Resolution No. 10 urging its congressional delegation to work to repeal any provisions of the USA Patriot Act that limit or impinge on rights and liberties protected equally by the United States Constitution and the California Constitution, and to oppose any pending and future federal legislation to the extent that it would infringe on Americans' rights and liberties; to the Committee on the Judiciary.

289. Also, a memorial of the Legislature of the State of West Virginia, relative to Senate Concurrent Resolution No. 60 expressing support of the United States armed forces in Iraq; jointly to the Committees on Armed Services and International Relations.

290. Also, a memorial of the House of Representatives of the Commonwealth of Massachusetts, relative to a Resolution memorializing the Congress of the United States to enact legislation regarding in-state tuition rates for in-state, undocumented immigrants who attend public institutions of higher education; jointly to the Committees on Education and the Workforce and the Judiciary.

291. Also, a memorial of the Legislature of the State of Washington, relative to House Joint Resolution No. 4038 memorializing the Congress of the United States to enact the ''Diabetes Self-Management Training Act''; jointly to the Committees on Energy and Commerce and Ways and Means.

292. Also, a memorial of the Legislature of the State of Washington, relative to House Joint Resolution No. 4023 urging the Congress of the United States to enact the ''Kidney Care Quality Improvement Act of 2005'';

jointly to the Committees on Energy and Commerce and Ways and Means.

293. Also, a memorial of the Legislature of the State of Washington, relative to House Joint Resolution No. 4031 urging the Congress of the United States to preserve section 5 of the Marine Mammal Protection Act of 1972 (33 U.S.C. 476) to continue protecting Puget Sound for current and future citizens of Washington and the United States to enjoy; jointly to the Committees on Resources and Transportation and Infrastructure.

¶26.39 PRIVATE BILLS AND RESOLUTIONS

Under clause 3 of rule XII,

Mr. PETRI (by request) introduced a bill (H.R. 5168) for the relief of Eric Westhagen; which was referred to the Committee on Resources.

¶26.40 ADDITIONAL SPONSORS

Under clause 7 of rule XII, sponsors were added to public bills and resolutions as follows:

H.R. 450: Mr. FATTAH.
H.R. 500: Mr. AKIN and Mr. PEARCE.
H.R. 550: Ms. WATERS.
H.R. 552: Mr. HAYWORTH.
H.R. 559: Mr. SERRANO, Ms. NORTON, Ms. DELAURO, Ms. JACKSON-LEE of Texas, Mr. GUTIERREZ, Mr. LANTOS, Ms. CARSON, and Mr. MCGOVERN.
H.R. 583: Mr. FATTAH.
H.R. 747: Mr. VAN HOLLEN, Mr. BOUCHER, and Mr. CASE.
H.R. 752: Ms. MATSUI, Mr. MARSHALL, and Mr. CRAMER.
H.R. 759: Ms. WATERS.
H.R. 791: Ms. DEGETTE.
H.R. 920: Mrs. MUSGRAVE.
H.R. 930: Mr. DAVIS of Kentucky and Mr. KANJORSKI.
H.R. 968: Mr. FORBES, Mr. DAVIS of Alabama, Mr. OBERSTAR, and Mrs. WILSON of New Mexico.
H.R. 994: Mrs. TAUSCHER, Mr. JOHNSON of Illinois, Mr. EHLERS, Ms. FOXX, Mr. BOUSTANY, Mr. ENGEL, Mr. SWEENEY, and Mr. SESSIONS.
H.R. 998: Mr. SMITH of Washington.
H.R. 1050: Mr. RANGEL.
H.R. 1079: Mr. CARTER.
H.R. 1105: Mr. MARKEY.
H.R. 1106: Mr. YOUNG of Alaska.
H.R. 1108: Mr. FATTAH.
H.R. 1125: Mr. YOUNG of Alaska.
H.R. 1131: Ms. EDDIE BERNICE JOHNSON of Texas and Mr. HASTINGS of Florida.
H.R. 1182: Ms. CARSON.
H.R. 1186: Ms. FOXX, Mr. GERLACH, and Mr. RAMSTAD.
H.R. 1217: Mr. CLEAVER.
H.R. 1249: Mr. BAIRD and Ms. ROYBAL-ALLARD.
H.R. 1333: Mrs. MALONEY and Mr. RUPPERSBERGER.
H.R. 1380: Mr. WELLER and Mr. YOUNG of Alaska.
H.R. 1402: Mr. YOUNG of Alaska.
H.R. 1405: Mr. BISHOP of Georgia.
H.R. 1415: Ms. BALDWIN, Mr. BISHOP of New York, Mr. MCGOVERN, Mr. PASCRELL, Ms. SCHAKOWSKY, Mr. SCHIFF, and Mr. WEINER.
H.R. 1447: Mr. FARR, Mr. DEFAZIO, and Mr. SOUDER.
H.R. 1456: Mr. HOLDEN.
H.R. 1471: Mr. KENNEDY of Minnesota.
H.R. 1498: Mr. DELAHUNT and Ms. MILLENDER-MCDONALD.
H.R. 1545: Mr. ALEXANDER and Mr. ANDREWS.
H.R. 1554: Mr. ENGEL.
H.R. 1578: Mr. MARSHALL.
H.R. 1582: Ms. HERSETH and Mr. YOUNG of Alaska.
H.R. 1603: Mr. WAMP.
H.R. 1621: Mr. ROTHMAN.
H.R. 1639: Mr. FATTAH.
H.R. 1732: Mr. COOPER and Mr. FORD.
H.R. 1733: Mr. COOPER and Mr. FORD.
H.R. 1734: Mr. COOPER and Mr. FORD.
H.R. 1946: Ms. MATSUI.
H.R. 1951: Mr. DOYLE, Ms. WATSON, Mr. ORTIZ, Ms. KILPATRICK of Michigan, and Mr. MARCHANT.
H.R. 2044: Mrs. MALONEY.
H.R. 2134: Mr. JEFFERSON.
H.R. 2177: Mr. OSBORNE.
H.R. 2206: Mr. ROGERS of Alabama, Mr. DAVIS of Alabama, Mr. POMBO, and Mr. OXLEY.
H.R. 2231: Mr. NORWOOD.
H.R. 2234: Mr. FATTAH.
H.R. 2317: Mrs. JONES of Ohio.
H.R. 2328: Mr. CRAMER, Mr. LEACH, Mr. SNYDER, and Mr. MOORE of Kansas.
H.R. 2386: Mr. POMBO.
H.R. 2418: Ms. BORDALLO and Mrs. MUSGRAVE.
H.R. 2428: Mr. SPRATT, Mr. WAXMAN, Mr. ROTHMAN, Mr. PALLONE, Mr. MORAN of Virginia, Mr. WU, and Mr. WEXLER.
H.R. 2498: Mr. BARTLETT of Maryland.
H.R. 2533: Mr. BAKER.
H.R. 2558: Mr. SIMMONS.
H.R. 2666: Mr. RAMSTAD.
H.R. 3061: Mr. SHUSTER.
H.R. 3145: Mr. KIND, Ms. HERSETH, and Mr. BISHOP of New York.
H.R. 3159: Ms. MCCOLLUM of Minnesota, Mr. BOOZMAN, and Mr. DENT.
H.R. 3185: Mr. COSTA.
H.R. 3350: Mr. FALEOMAVAEGA.
H.R. 3361: Mr. DELAHUNT.
H.R. 3476: Mr. PITTS.
H.R. 3478: Mr. SHUSTER and Mr. TIBERI.
H.R. 3628: Mr. PAYNE, Mrs. BLACKBURN, Mr. BERRY, and Mr. MILLER of North Carolina.
H.R. 3861: Mr. MURTHA.
H.R. 3875: Mr. FATTAH, Mr. FITZPATRICK of Pennsylvania, Mr. BROWN of Ohio, and Ms. ESHOO.
H.R. 3883: Mr. SOUDER, Mr. LAHOOD, and Mr. NORWOOD.
H.R. 3939: Mr. LEWIS of Kentucky.
H.R. 3949: Mr. UPTON and Mr. KILDEE.
H.R. 4033: Mr. CASTLE.
H.R. 4049: Mr. HINOJOSA.
H.R. 4127: Mr. DINGELL, Ms. SCHAKOWSKY, Ms. ESHOO, Mr. INSLEE, Ms. BALDWIN, and Mr. ROSS.
H.R. 4166: Mr. RUPPERSBERGER.
H.R. 4197: Mr. GENE GREEN of Texas.
H.R. 4212: Mr. YOUNG of Florida.
H.R. 4227: Mr. SOUDER.
H.R. 4294: Mr. UDALL of Colorado.
H.R. 4296: Mr. MCHUGH.
H.R. 4315: Mr. PALLONE.
H.R. 4318: Mr. NORWOOD, Mr. DANIEL E. LUNGREN of California, Mr. MCHENRY, Mr. NEUGEBAUER, Mr. BARRETT of South Carolina, Mr. FRANKS of Arizona, Mr. DELAY, Mr. PORTER, Mr. AKIN, Mr. CHOCOLA, and Mr. CANTOR.
H.R. 4341: Mr. DANIEL E. LUNGREN of California, Mr. WICKER, Mr. CANNON, Mr. WHITFIELD, and Mr. HEFLEY.
H.R. 4371: Mr. ENGLISH of Pennsylvania.
H.R. 4373: Mrs. MALONEY and Mr. WEINER.
H.R. 4392: Mr. CASE and Mr. DEFAZIO.
H.R. 4416: Ms. BORDALLO, Mr. LANTOS, Mr. SHIMKUS, Mr. GENE GREEN of Texas, Ms. DELAURO, Mr. LYNCH, Mr. HASTINGS of Florida, Mr. MEEK of Florida, Ms. CORRINE BROWN of Florida, Mrs. NAPOLITANO, Mr. CARDOZA, Mr. HINOJOSA, Mr. BISHOP of Georgia, Mr. JEFFERSON, Mr. DAVIS of Illinois, Ms. WATSON, and Mr. FATTAH.
H.R. 4470: Mr. EVANS, Mr. CUMMINGS, Mr. RANGEL, and Mr. JEFFERSON.
H.R. 4481: Ms. KAPTUR, Mr. OBERSTAR, Mr. INSLEE, and Ms. LEE.
H.R. 4511: Mr. HERGER.
H.R. 4542: Mr. ENGLISH of Pennsylvania, Mr. CONYERS, and Mr. FITZPATRICK of Pennsylvania.
H.R. 4560: Mr. ABERCROMBIE.
H.R. 4562: Mr. EVANS and Mr. RAHALL.
H.R. 4681: Mr. STUPAK, Mr. CARNAHAN, Mr. BACHUS, Mr. EVERETT, Mr. MEEK of Florida, Mr. ROGERS of Alabama, Mr. FRANKS of Arizona, Mr. BERRY, Mr. SHUSTER, Ms. HERSETH, Mr. CHOCOLA, Mr. HAYES, Mr. VAN HOLLEN, Mr. LEWIS of California, Mr. REYES, Mr. YOUNG of Alaska, Mr. WALSH, Mr. LEWIS of Georgia, Mr. BRADY of Texas, Mr. KENNEDY of Rhode Island, Mr. EMANUEL, Ms. PRYCE of Ohio, Mr. UDALL of Colorado, Mr. CUMMINGS, Mr. BACA, Mr. LATHAM, Mr. HERGER, Mr. UDALL of New Mexico, Mr. BILIRAKIS, Mr. REHBERG, Mr. GUTKNECHT, Mr. OSBORNE, Mr. RADANOVICH, Mr. CANNON, Mr. BARRETT of South Carolina, Mr. SMITH of Texas, Ms. SLAUGHTER, Mr. PASCRELL, Mr. WICKER, Mr. RYUN of Kansas, Mr. KNOLLENBERG, Mr. BOOZMAN, Mr. REICHERT, Ms. DELAURO, Mr. GALLEGLY, Mr. NEAL of Massachusetts, Ms. PELOSI, Ms. DEGETTE, Mr. LIPINSKI, and Mr. DANIEL E. LUNGREN of California.
H.R. 4722: Ms. CARSON.
H.R. 4739: Mr. PETERSON of Minnesota.
H.R. 4755: Mr. JOHNSON of Illinois, Ms. EDDIE BERNICE JOHNSON of Texas, Mr. DAVIS of Tennessee, Mr. DAVIS of Alabama, Mr. FATTAH, Ms. MILLENDER-MCDONALD, Mr. AL GREEN of Texas, Mr. HOYER, Mr. FARR, Mr. NEAL of Massachusetts, Ms. PELOSI, Mr. CARDIN, Mr. ORTIZ, Mr. SANDERS, Mr. HIGGINS, Mr. CUMMINGS, Mr. MEEK of Florida, Mr. MARKEY, Ms. MOORE of Wisconsin, Mr. BOYD, and Mr. KILDEE.
H.R. 4761: Mr. CARTER, Mr. GENE GREEN of Texas, Mr. DAVIS of Kentucky, and Ms. FOXX.
H.R. 4774: Ms. CARSON.
H.R. 4777: Mr. KIRK.
H.R. 4790: Mr. GREEN of Wisconsin.
H.R. 4793: Mr. SCHWARZ of Michigan, Mr. MCGOVERN, Mr. MCCOTTER, Mr. LIPINSKI, and Mr. BROWN of Ohio.
H.R. 4808: Mr. SODREL and Mr. BISHOP of Georgia.
H.R. 4824: Mr. TERRY, Mr. ALLEN, and Mr. MCNULTY.
H.R. 4834: Mr. SOUDER.
H.R. 4836: Mr. PAUL, Mr. POE, and Mr. FITZPATRICK of Pennsylvania.
H.R. 4867: Mr. SMITH of Washington and Mr. BACHUS.
H.R. 4890: Mr. WELLER.
H.R. 4894: Mr. FITZPATRICK of Pennsylvania, Mr. SOUDER, and Mr. UDALL of Colorado.
H.R. 4901: Mr. CANNON.
H.R. 4902: Mr. TANNER, Mr. BARTLETT of Maryland, Mr. INGLIS of South Carolina, Mr. RYAN of Wisconsin, Mr. PALLONE, Mr. SCOTT of Georgia, Mr. CAPUANO, Ms. HERSETH, Mr. CANNON, Mr. DUNCAN, Mr. KUHL of New York, Mr. POMEROY, Mr. TAYLOR of North Carolina, Mr. WAXMAN, Mr. OBERSTAR, Mr. OBEY, Mr. DAVIS of Tennessee, Mr. MATHESON, Mr. NEAL of Massachusetts, Mr. THOMPSON of Mississippi, Ms. KAPTUR, Mrs. JO ANN DAVIS of Virginia, Mr. PICKERING, Mr. PASTOR, Ms. BORDALLO, Mr. FATTAH, Mr. SWEENEY, Mr. BASS, Mr. DOGGETT, Mr. TURNER, Mr. HULSHOF, Mr. COSTA, Mr. HINCHEY, Mr. COSTELLO, Mr. DAVIS of Illinois, and Ms. MCCOLLUM of Minnesota.
H.R. 4903: Mr. GRIJALVA.
H.R. 4915: Mr. FORD, Mr. KUCINICH, Mr. MOORE of Kansas, Ms. WASSERMAN SCHULTZ, and Mr. BACA.
H.R. 4956: Mr. MCCAUL of Texas.
H.R. 4961: Ms. BEAN, Mr. FITZPATRICK of Pennsylvania, Mr. OTTER, Mrs. BLACKBURN, Mr. LOBIONDO, and Mr. BROWN of Ohio.
H.R. 4967: Mr. GUTKNECHT, Mr. AKIN, and Mr. FRANKS of Arizona.
H.R. 4976: Mr. INGLIS of South Carolina and Ms. ZOE LOFGREN of California.
H.R. 4980: Mr. YOUNG of Alaska.
H.R. 4988: Ms. DEGETTE.
H.R. 5005: Mr. KUHL of New York.
H.R. 5013: Mr. MCCAUL of Texas, Mrs. SCHMIDT, and Ms. GINNY BROWN-WAITE of Florida.

H.R. 5023: Mr. ABERCROMBIE and Mr. CROWLEY.

H.R. 5032: Mr. SOUDER.

H.R. 5037: Mr. GALLEGLY, Mr. MARKEY, Mr. MILLER of North Carolina, Mr. HIGGINS, Mr. BECERRA, Mr. HINOJOSA, Mr. HONDA, Mr. CUELLAR, Mr. PETERSON of Minnesota, Mr. BACA, Mr. SALAZAR, Mr. SPRATT, Mr. MURTHA, Mr. KUCINICH, Mr. DOYLE, Ms. ROYBAL-ALLARD, Mrs. NAPOLITANO, Mr. ROTHMAN, Mr. DOGGETT, Mr. STUPAK, Mr. ABERCROMBIE, Mr. CROWLEY, Mr. DAVIS of Tennessee, Mr. OTTER, Mr. SAXTON, Mr. DEFAZIO, Mr. GILLMOR, Mr. JONES OF NORTH CAROLINA, MR. DAVIS of Florida, Mr. GRIJALVA, Mr. WELDON of Pennsylvania, Ms. BALDWIN, Mr. MORAN of Kansas, Ms. EDDIE BERNICE JOHNSON of Texas, Mr. WHITFIELD, Mr. PUTNAM, Ms. GINNY BROWN-WAITE of Florida, and Mr. ROGERS of Kentucky.

H.R. 5051: Mr. WALSH, Mr. HEFLEY, Mr. JOHNSON of Illinois, Ms. MCCOLLUM of Minnesota, Mr. OLVER, and Mr. NADLER.

H.R. 5055: Mr. SENSENBRENNER.

H.R. 5075: Mrs. NAPOLITANO, Mr. CUELLAR, and Mr. HOLT.

H.R. 5087: Mr. MCGOVERN.

H.R. 5097: Mr. MELANCON.

H.R. 5099: Mr. CASE, Mr. ORTIZ, Mr. SNYDER, Mr. SALAZAR, Mr. MCINTYRE, Mr. CONYERS, Mr. BOOZMAN, Mr. ADERHOLT, and Mr. COSTA.

H.R. 5100: Mr. BOEHLERT and Mr. KUCINICH.

H.R. 5101: Mr. SALAZAR.

H.R. 5102: Mr. NADLER, Mr. KILDEE, Mr. PALLONE, Ms. LEE, and Mr. GUTIERREZ.

H.R. 5106: Mr. LEVIN, Mr. REYES, and Mr. ORTIZ.

H. Con. Res. 3: Ms. EDDIE BERNICE JOHNSON of Texas, Mr. CUMMINGS, Ms. LEE, Mr. WATT, Mr. DAVIS of Alabama, Mr. SCOTT of Virginia, Mr. SCOTT of Georgia, Mr. CLAY, Mr. CLEAVER, Mr. BUTTERFIELD, Ms. KILPATRICK of Michigan, Mr. MEEK of Florida, Mr. OWENS, Mr. CONYERS, Ms. JACKSON-LEE of Texas, Ms. WATERS, Mr. PAYNE, Mrs. JONES of Ohio, Mr. JEFFERSON, Mr. LEWIS of Georgia, Ms. NORTON, Mr. CLYBURN, Mr. THOMPSON of Mississippi, Mr. RANGEL, Mr. PEARCE, Mr. UDALL of Colorado, Mr. MEEKS of New York, Mr. TOWNS, Mr. WYNN, Mr. RUSH, Mr. DAVIS of Illinois, Mr. HASTINGS of Florida, Mr. KILDEE, Ms. MILLENDER-MCDONALD, and Mr. BISHOP of Georgia.

H. Con. Res. 100: Mr. BROWN of Ohio and Mr. ABERCROMBIE.

H. Con. Res. 197: Mr. ROTHMAN and Mr. CARDIN.

H. Con. Res. 231: Mr. YOUNG of Alaska.

H. Con. Res. 323: Mr. MCCOTTER and Mr. CONYERS.

H. Con. Res. 346: Mr. SOUDER.

H. Con. Res. 363: Mr. GUTIERREZ, and Ms. NORTON.

H. Con. Res. 365: Mr. ANDREWS.

H. Con. Res. 367: Mr. BLUNT.

H. Con. Res. 378: Mr. MOORE of Kansas, Mr. ORTIZ, Mr. REICHERT, Ms. ROYBAL-ALLARD, Ms. HART, Mr. MCCAUL of Texas, and Mr. CASE.

H. Con. Res. 380: Mr. CARTER and Mr. GORDON.

H. Res. 82: Mr. HINCHEY.

H: Res. 149: Mr. JEFFERSON.

H. Res. 327: Mr. GEORGE MILLER of California.

H. Res. 498: Mr. RYAN of Ohio, Mr. WEINER, Mr. SKELTON, and Mr. PITTS.

H. Res. 652: Mr. GOODLATTE.

H. Res. 686: Mr. GUTIERREZ and Ms. DEGETTE.

H. Res. 707: Mr. FOSSELLA.

H. Res. 731: Mr. GUTKNECHT, Mr. BRADY of Texas, Mr. AKIN, Mr. MCHENRY, Mr. COLE of Oklahoma, Mr. FEENEY, Mr. FLAKE, Mr. WAMP, Mr. ROHRABACHER, Mrs. MUSGRAVE, Mr. GARRETT of New Jersey, Mr. CONAWAY, Mr. ADERHOLT, Mr. GOHMERT, Mr. FRANKS of Arizona, Mrs. MYRICK, Mr. HENSARLING, Mr. RYAN of Wisconsin, Mr. KLINE, Mr. PETERSON of Minnesota, Mr. KENNEDY of Minnesota, Mr. ROGERS of Michigan, and Mr. PUTNAM.

H. Res. 735: Mr. CLAY.

H. Res. 753: Mr. MOORE of Kansas and Mr. MCHUGH.

H. Res. 756: Mr. CAMPBELL of California, Mr. GARRETT of New Jersey, Mrs. MUSGRAVE, Mr. MARCHANT, Mr. FRANKS of Arizona, Mr. FEENEY, Mr. COLE of Oklahoma, Mr. GINGREY, Mr. KLINE, Mr. PRICE of Georgia, Mr. TIAHRT, Mr. SODREL, Mr. AKIN, Mr. BARTLETT of Maryland, Mr. GUTKNECHT, Mr. MORAN of Kansas, Mr. DOOLITTLE, Mr. KUHL of New York, Mr. MANZULLO, Mr. CULBERSON, Mr. RYUN of Kansas, Mr. SHADEGG, Mr. PEARCE, Mr. BISHOP of Utah, Mr. CHABOT, Mr. BURGESS, Ms. FOXX, Mr. NEUGEBAUER, Mr. WAMP, Mr. PENCE, Mr. ROTHMAN, and Mr. EMANUEL.

H. Res. 764: Mr. TOM DAVIS of Virginia, Mr. LYNCH, Mr. SANDERS, Mr. LINCOLN DIAZ-BALART of Florida, Mr. SHAYS, Mr. OXLEY, Ms. HARMAN, Mr. DAVIS of Tennessee, Mr. CASTLE, Mr. RYAN of Ohio, Mr. GORDON, Mr. NEAL of Massachusetts, Mr. GERLACH, Mr. STRICKLAND, Mr. HINCHEY, Ms. EDDIE BERNICE JOHNSON of Texas, Mr. ROHRABACHER, Mr. RUPPERSBERGER, Mr. FITZPATRICK of Pennsylvania, Mr. DELAHUNT, Mr. GRIJALVA, Mr. DEFAZIO, Mr. SMITH of Washington, Mr. CAPUANO, Mr. LEVIN, Mr. HOLDEN, Ms. CORRINE BROWN of Florida, Mr. OWENS, Mr. JOHNSON of Illinois, Mr. SNYDER, Mr. NORWOOD, Mr. BISHOP of Georgia, Mr. BOUSTANY, Mr. BRADLEY of New Hampshire, Mr. HOYER, Mr. BLUMENAUER, Mr. HEFLEY, Mr. DOYLE, Mr. SCHWARZ of Michigan, Mrs. LOWEY, Mr. LANGEVIN, Mr. BRADY of Pennsylvania, Mr. REYES, Ms. Bean, Mrs. BONO, Mr. POMBO, Mr. BROWN of South Carolina, Mr. KENNEDY of Minnesota, Mr. MICHAUD, Mr. POE, and Mr. WEXLER.

¶26.41 PETITIONS

Under clause 3 of rule XII,

112. The SPEAKER presented a petition of the Essex County Board of Supervisors, New York, relative to Resolution No. 16 requesting an explanation from FEMA, SEMO and our federal representatives as to the denial of flood disaster reimbursement for the towns of Crown Point, Moriah, Ticonderoga and the County of Essex in 2005; which was referred to the Committee on Transportation and Infrastructure.

¶26.42 DELETIONS OF SPONSORS FROM PUBLIC BILLS AND RESOLUTIONS

Under clause 7 of rule XII, sponsors were deleted from public bills and resolutions as follows:

H.R. 2646: Mr. FORD.
H.R. 4542: Mr. FORD.
H.R. 4881: Mr. FORD.

TUESDAY, APRIL 25, 2006 (27)

¶27.1 APPOINTMENT OF SPEAKER PRO TEMPORE

The House was called to order by the SPEAKER pro tempore, Mrs. DRAKE, who laid before the House the following communication:

WASHINGTON, DC,
April 25, 2006.

I hereby appoint the Honorable THELMA D. DRAKE to act as Speaker pro tempore on this day.

J. DENNIS HASTERT,
Speaker of the House of Representatives.

¶27.2 APPROVAL OF THE JOURNAL

The SPEAKER pro tempore, Mrs. DRAKE, announced she had examined and approved the Journal of the proceedings of Thursday, April 6, 2006.

Pursuant to clause 1, rule I, the Journal was approved.

¶27.3 COMMUNICATIONS

Executive and other communications, pursuant to clause 8, rule XII, were referred as follows:

6925. A communication from the President of the United States, transmitting a request for FY 2007 budget amendments for the Departments of Agriculture, and State and Other International Programs; the Federal Communications Commission; and the Smithsonian Institution; (H. Doc. No. 109–97); to the Committee on Appropriations and ordered to be printed.

6926. A letter from the Deputy Director, Defense Security Cooperation Agency, transmitting reports in accordance with Section 36(a) of the Arms Export Control Act, pursuant to 22 U.S.C. 2776(a); to the Committee on International Relations.

6927. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting a report on the status of consular training with respect to travel or identity documents, pursuant to Section 7201(d) of the Intelligence Reform and Terrorism Prevention Act of 2004; to the Committee on International Relations.

6928. A letter from the Under Secretary for Acquisition, Technology and Logistics, Department of Defense, transmitting the Selected Acquisition Reports (SARs) for the quarter ending December 31, 2005, pursuant to 10 U.S.C. 2432; to the Committee on International Relations.

6929. A letter from the Deputy Director, Defense Security Cooperation Agency, transmitting pursuant to the reporting requirements of Section 36(b)(1) of the Arms Export Control Act, as amended, Transmittal No. 06-18, concerning the Department of the Navy's proposed Letter(s) of Offer and Acceptance to Korea for defense articles and services; to the Committee on International Relations.

6930. A letter from the Deputy Director, Defense Security Cooperation Agency, transmitting pursuant to the reporting requirements of Section 36(b)(1) of the Arms Export Control Act, as amended, Transmittal No. 06-22, concerning the Department of the Air Force's proposed Letter(s) of Offer and Acceptance to Australia for defense articles and services; to the Committee on International Relations.

6931. A letter from the Under Secretary for Industry and Security, Department of Commerce, transmitting the annual report for FY 2005 of the Department's Bureau of Industry and Security (BIS); to the Committee on International Relations.

6932. A letter from the U.S. Global AIDS Coordinator, Department of State, transmitting a report on the President's Emergency Plan for AIDS Relief: Education, as requested in House Report 109-152, accompanying H.R. 3057; to the Committee on International Relations.

6933. A letter from the U.S. Global AIDS Coordinator, Department of State, transmitting a report on the President's Emergency Plan for AIDS Relief: Refugees and Internally Displaced Persons, as requested in House Report 109-152, accompanying H.R. 3057; to the Committee on International Relations.

6934. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting a copy of the intention to obligate Fiscal Year 2006 Economic Support Funds (ESF) on behalf of the Bureau of Oceans and International Environmental and Scientific Affairs; to the Committee on International Relations.

6935. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting a report on ''Overseas Surplus Property,'' pursuant to Public Law 105-277, section 2215; to the Committee on International Relations.

6936. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting consistent with the Authorization for Use of Military Force Against Iraq Resolution of 2002 (Pub. L. 107-243), the Authorization for the Use of Force Against Iraq Resolution (Pub. L. 102-1), and in order to keep the Congress fully informed, a report prepared by the Department of State for the October 15, 2005 — December 15, 2005 reporting period including matters relating to post-liberation Iraq under Section 7 of the Iraq Liberation Act of 1998 (Pub. L. 105-338); to the Committee on International Relations.

6937. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting a report for 2003 on the International Atomic Energy Agency (IAEA) Activities in countries described in Section 307(a) of the Foreign Assistance Act, pursuant to Public Law 105–277, section 2809(c)(2); to the Committee on International Relations.

6938. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting pursuant to section 36(c) of the Arms Export Control Act, certification regarding the proposed license for the export of defense articles and services to the Government of Iraq (Transmittal No. DDTC 072-05); to the Committee on International Relations.

6939. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting pursuant to section 36(c) and (d) of the Arms Export Control Act, certification of a proposed manufacturing license agreement for the export of defense articles and services to the Governments of Canada, France and the United Kingdom (Transmittal No. DDTC 002-06); to the Committee on International Relations.

6940. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting pursuant to section 3(d) of the Arms Export Control Act, certification regarding the proposed transfer of major defense equipment from the Government of the Egypt (Transmittal No. DDTC-58-05); to the Committee on International Relations.

6941. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting pursuant to section 36(c) and (d) of the Arms Export Control Act, certification of a proposed manufacturing license agreement for the export of defense articles and services to the Government of Russia (Transmittal No. DDTC 057-05); to the Committee on International Relations.

6942. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting a report entitled ''Supporting Democracy and Human Rights: The U.S. Record 2005-2006,'' pursuant to Public Law 107-228, section 665; to the Committee on International Relations.

6943. A letter from the Secretary, Department of the Treasury, transmitting as required by section 401(c) of the National Emergencies Act, 50 U.S.C. 1641(c), and section 204(c) of the International Emergency Economic Powers Act, 50 U.S.C. 1703(c), and pursuant to Executive Order 13313 of July 31, 2003, a six-month periodic report on the national emergency with respect to persons who commit, threaten to commit, or support terrorism that was declared in Executive Order 13224 of September 23, 2001; to the Committee on International Relations.

6944. A letter from the White House Liaison, Department of Justice, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Government Reform.

6945. A letter from the White House Liaison, Department of Justice, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Government Reform.

6946. A letter from the White House Liaison, Department of Justice, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Government Reform.

6947. A letter from the White House Liaison, Department of Justice, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Government Reform.

6948. A letter from the White House Liaison, Department of Justice, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Government Reform.

6949. A letter from the White House Liaison, Department of Justice, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Government Reform.

6950. A letter from the White House Liaison, Department of Justice, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Government Reform.

6951. A letter from the White House Liaison, Department of Justice, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Government Reform.

6952. A letter from the White House Liaison, Department of Justice, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Government Reform.

6953. A letter from the Chief Administrative Officer, transmitting the quarterly report of receipts and expenditures of appropriations and other funds for the period January 1, 2006 through March 31, 2006 as compiled by the Chief Administrative Officer, pursuant to 2 U.S.C. 104a Public Law 88-454; (H. Doc. No. 109–98); to the Committee on House Administration and ordered to be printed.

6954. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Safety Zone; Search and Rescue Demonstration, Boston Harbor — Boston, Massachusetts [CGD01-05-093] (RIN: 1625-AA00) received April 12, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

6955. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Safety Zone; Atlantic Ocean, Virginia Beach, VA [CGD05-05-121] (RIN: 1625-AA00) received April 12, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

6956. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Safety Zone; Norfolk Harbor Entrance Reach Channel, Norfolk, VA [CGD05-05-132] (RIN: 1625-AA00) received April 12, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

6957. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Security Zone; Severn River and College Creek, Annapolis, Maryland [CGD05-05-133] (RIN: 1625-AA87) received April 12, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

6958. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Safety Zone; Kingsland Reach, James River, VA [CGD05-05-134] (RIN: 1625-AA00) received April 12, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

6959. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Safety Zone; Kingsland Reach, James River, VA [CGD05-05-135] (RIN: 1625-AA00) received April 12, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

6960. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Safety Zone; Kingsland Reach, James River, VA [CGD05-05-136] (RIN: 1625-AA00) received April 12, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

6961. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Safety Zone; Snow's Cut Channel from Cape Fear River to Intracoastal Waterway, NC [CGD05-05-500] (RIN: 1625-AA00) received April 12, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

6962. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Safety Zone; Chicago River, North Branch, Chicago, Illinois [CGD09-05-132] (RIN: 1625-AA00) received April 12, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

6963. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Safety Zone; BID 21 Fireworks display, Milwaukee River, Milwaukee, WI [CGD09-05-133] (RIN: 1625-AA00) received April 12, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

6964. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Safety Zone; Magnificent Mile Festival of Lights, Chicago, IL [CGD09-05-134] (RIN: 1625-AA00) received April 12, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

6965. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Safety Zone; Containment Concrete Blasting, Lake Michigan, Charlevoix, MI [CGD09-05-136] (RIN: 1625-AA00) received April 12, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

6966. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Safety Zone; Cuyahoga River, Cleveland, Ohio. West Third Street Bridge Transit [CGD09-05-138] (RIN: 1625-AA00) received April 12, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

6967. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Special Local Regulations for Marine Event; Rio Vista Bass Derby Fireworks Display, San Francisco Bay and Rio Vista, CA [CGD 11-05-029] (RIN: 1625-AA08) received April 12, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

6968. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Safety Zone; Atlantic Ocean, Jacksonville Beach, FL [COTP Jacksonville 05-121] (RIN: 1625-AA00) received April 12, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

6969. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Safety Zone: Ponce De Leon Inlet and Port Canaveral, FL [COTP Jacksonville 05-144] (RIN: 1625-AA97) received April 12, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

6970. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Safety Zone; West Lake Tohopekaliga, Kissimmee, FL [COTP Jacksonville 05-160] (RIN: 1625-AA00) received April 12, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

6971. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Safety Zone: St. Johns River, Jacksonville, FL [COTP Jacksonville 05-161] (RIN: 1625-AA00) received April 12, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

6972. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Safety Zone; Atlantic Ocean, Vilano Beach, FL [COTP Jacksonville 05-169] (RIN: 1625-AA00) received April 12, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

6973. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Safety Zone; Florida Bay, Money Key Channel, Monroe County, FL [COTP Key West 05-136] (RIN: 1625-AA00) received April 12, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

6974. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Safety Zone; San Francisco Bay, California [COTP San Francisco Bay 05-010] (RIN: 1625-AA00) received April 12, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

6975. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Safety Zone; Guayanilla Bay, Guayanilla, PR [COTP San Juan 05-157] (RIN: 1625-AA00) received April 12, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

6976. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Safety Zone for Albert Whitted Air Show, Tampa Bay, FL [COTP St. Petersburg 05-119] (RIN: 1625-AA00) received April 12, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

6977. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Safety Zone; Clearwater, FL [COTP St. Petersburg 05-134] (RIN: 1625-AA00) received April 12, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

6978. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Safety Zone; Caloosahatchee River, Cape Coral, FL [COTP St. Petersburg 05-152] (RIN: 1625-AA00) received April 12, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

¶27.4 COMMUNICATION FROM THE CLERK—MESSAGE FROM THE SENATE

The SPEAKER pro tempore, Mrs. DRAKE, laid before the House a communication, which was read as follows:

OFFICE OF THE CLERK,
HOUSE OF REPRESENTATIVES,
Washington, DC, April 7, 2006.

Hon. J. DENNIS HASTERT,
The Speaker, House of Representatives, Washington, DC.

DEAR MR. SPEAKER: Pursuant to the permission granted in Clause 2(h) of Rule II of the Rules of the U.S. House of Representatives, the Clerk received the following message from the Secretary of the Senate on April 7, 2006, at 3:30 p.m.:

That the Senate passed with an amendment H.R. 3351.

That the Senate agreed to without amendment H. Con. Res. 366.

That the Senate agreed to without amendment H. Con. Res. 382.

With best wishes, I am,

Sincerely,

KAREN L. HAAS,
Clerk of the House.

¶27.5 COMMUNICATION FROM THE CLERK—MESSAGE FROM THE SENATE

The SPEAKER pro tempore, Mrs. DRAKE, laid before the House a communication, which was read as follows:

OFFICE OF THE CLERK,
HOUSE OF REPRESENTATIVES,
Washington, DC, April 7, 2006.

Hon. J. DENNIS HASTERT,
The Speaker, House of Representatives, Washington, DC.

DEAR MR. SPEAKER: Pursuant to the permission granted in Clause 2(h) of rule II of the Rules of the U.S. House of Representatives, the Clerk received the following message from the Secretary of the Senate on April 7, 2006, at 9:20 a.m.:

That the Senate passed without amendment H.R. 4979.

That the Senate agreed to without amendment H. Con. Res. 360.

That the Senate agreed to without amendment H. Con. Res. 371.

That the Senate agreed to S. Con. Res. 85.

With best wishes, I am,

Sincerely,

KAREN L. HAAS,
Clerk of the House.

¶27.6 ENROLLED BILL SIGNED

The SPEAKER pro tempore, Mrs. DRAKE, announced that pursuant to clause 4, rule I, the SPEAKER pro tempore, Mr. WOLF, signed the following enrolled bill on Tuesday, April 11, 2006:

H.R. 4979. An Act to amend the Robert T. Stafford Disaster Relief and Emergency Assistance Act to clarify the preference for local firms in the award of certain contracts for disaster relief activities.

¶27.7 ORDER OF BUSINESS—FORMER MEMBERS OF CONGRESS

On motion of Mr. RENZI, by unanimous consent,

Ordered, That when the House adjourns on Wednesday, April 26, 2006, it adjourn to meet at 9 a.m. on Thursday, April 27, 2006, for the purpose of receiving in the Chamber former Members of Congress.

¶27.8 ORDER OF BUSINESS—FORMER MEMBERS OF CONGRESS

On motion of Mr. RENZI, by unanimous consent,

Ordered, That it may be in order on Thursday, April 27, 2006, for the Speaker to declare a recess subject to the call of the Chair for the purpose of receiving in the Chamber former Members of Congress.

¶27.9 CHIEF JUSTICE WILLIAM H. REHNQUIST

Mr. RENZI moved to suspend the rules and pass the joint resolution (H.J. Res. 83) to memorialize and honor the contribution of Chief Justice William H. Rehnquist.

The SPEAKER pro tempore, Mrs. DRAKE, recognized Mr. RENZI and Mrs. CHRISTENSEN, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and pass said joint resolution?

The SPEAKER pro tempore, Mrs. DRAKE, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said joint resolution was passed.

A motion to reconsider the vote whereby the rules were suspended and said joint resolution was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said joint resolution.

¶27.10 FORMER PRESIDENT DWIGHT D. EISENHOWER COMMEMORATIVE WORKS

Mr. RENZI moved to suspend the rules and pass the joint resolution of the Senate (S.J. Res. 28) approving the location of the commemorative work in the District of Columbia honoring former President Dwight D. Eisenhower.

The SPEAKER pro tempore, Mrs. DRAKE, recognized Mr. RENZI and Mrs. CHRISTENSEN, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and pass said joint resolution?

The SPEAKER pro tempore, Mrs. DRAKE, announced that two-thirds of the Members present had voted in the affirmative.

Mr. RENZI demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mrs. DRAKE, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed.

¶27.11 GLENDO UNIT OF THE MISSOURI RIVER BASIN PROJECT CONTRACT EXTENSION

Mr. RENZI moved to suspend the rules and pass the bill of the Senate (S. 592) to amend the Irrigation Project Contract Extension Act of 1998 to extend certain contracts between the Bureau of Reclamation and certain irrigation water contractors in the States of Wyoming and Nebraska.

The SPEAKER pro tempore, Mrs. DRAKE, recognized Mr. RENZI and Mrs. CHRISTENSEN, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and pass said bill?

The SPEAKER pro tempore, Mrs. DRAKE, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk notify the Senate thereof.

¶27.12 CITY OF AUSTIN WATER AND WASTEWATER UTILITY

Mr. RENZI moved to suspend the rules and pass the bill (H.R. 2341) to amend the Reclamation Wastewater and Groundwater Study and Facilities Act to authorize the Secretary of the Interior to participate in the design, planning, and construction of a project to reclaim and reuse wastewater within and outside of the service area of the City of Austin Water and Wastewater Utility, Texas; as amended.

The SPEAKER pro tempore, Mrs. DRAKE, recognized Mr. RENZI and Mrs. CHRISTENSEN, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and pass said bill, as amended?

The SPEAKER pro tempore, Mrs. DRAKE, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill, as amended, was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill, as amended, was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

¶27.13 LAW ENFORCEMENT AND PHONE PRIVACY PROTECTION

Mr. SENSENBRENNER moved to suspend the rules and pass the bill (H.R. 4709) to amend title 18, United States Code, to strengthen protections for law enforcement officers and the public by providing criminal penalties for the fraudulent acquisition or unauthorized disclosure of phone records; as amended.

The SPEAKER pro tempore, Mrs. DRAKE, recognized Mr. SENSENBRENNER and Ms. JACKSON-LEE of Texas, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and pass said bill, as amended?

The SPEAKER pro tempore, Mrs. DRAKE, announced that two-thirds of the Members present had voted in the affirmative.

Mr. SENSENBRENNER demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mrs. DRAKE, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed.

¶27.14 NATIONAL CYSTIC FIBROSIS AWARENESS MONTH

Mr. STEARNS moved to suspend the rules and agree to the following concurrent resolution (H. Con. Res. 357):

Whereas cystic fibrosis is one of the most common life-threatening genetic diseases in the United States and one for which there is no known cure;

Whereas the average life expectancy of an individual with cystic fibrosis is 35 years, an improvement from a life expectancy of 10 years in the 1960s, but still unacceptably short;

Whereas approximately 30,000 people in the United States have cystic fibrosis, more than half of them children;

Whereas one of every 3,500 babies born in the United States is born with cystic fibrosis;

Whereas more than 10,000,000 Americans are unknowing, symptom-free carriers of the cystic fibrosis gene;

Whereas the Centers for Disease Control and Prevention recommends that all States consider newborn screening for cystic fibrosis;

Whereas the Cystic Fibrosis Foundation urges all States to implement newborn screening for cystic fibrosis to facilitate early diagnosis and treatment which improves health and longevity;

Whereas prompt, aggressive treatment of the symptoms of cystic fibrosis can extend the lives of people who have the disease;

Whereas recent advances in cystic fibrosis research have produced promising leads in gene, protein, and drug therapies beneficial to people who have the disease;

Whereas innovative research is progressing faster and is being conducted more aggressively than ever before, due, in part, to the Cystic Fibrosis Foundation's establishment of a model clinical trials network;

Whereas although the Cystic Fibrosis Foundation continues to fund a research pipeline for more than two dozen potential therapies and funds a nationwide network of care centers that extend the length and quality of life for people with cystic fibrosis, lives continue to be lost to this disease every day;

Whereas education of the public about cystic fibrosis, including the symptoms of the disease, increases knowledge and understanding of cystic fibrosis and promotes early diagnosis; and

Whereas the Cystic Fibrosis Foundation will conduct activities to honor National Cystic Fibrosis Awareness Month in May, 2006: Now, therefore, be it

Resolved by the House of Representatives (the Senate concurring), That the Congress—

(1) honors the goals and ideals of National Cystic Fibrosis Awareness Month;

(2) promotes further public awareness and understanding of cystic fibrosis;

(3) advocates for increased support for people who have cystic fibrosis and their families;

(4) encourages early diagnosis and access to quality care for people with cystic fibrosis to improve the quality of their lives; and

(5) supports research to find a cure for cystic fibrosis by fostering an enhanced research program through a strong Federal commitment and expanded public-private partnerships.

The SPEAKER pro tempore, Mrs. DRAKE, recognized Mr. STEARNS and Mr. MARKEY, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and agree to said concurrent resolution?

The SPEAKER pro tempore, Mrs. DRAKE, announced that two-thirds of the Members present had voted in the affirmative.

Mr. STEARNS demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mrs. DRAKE, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed until Wednesday, April 26, 2006.

¶27.15 GREATER WASHINGTON SOAP BOX DERBY

Mr. SHUSTER moved to suspend the rules and agree to the following concurrent resolution (H. Con. Res. 349):

Resolved by the House of Representatives (the Senate concurring),

SECTION 1. AUTHORIZATION OF SOAP BOX DERBY RACES ON CAPITOL GROUNDS.

The Greater Washington Soap Box Derby Association (in this resolution referred to as the ''Association'') shall be permitted to sponsor a public event, soap box derby races, on the Capitol Grounds on June 17, 2006, or on such other date as the Speaker of the House of Representatives and the Committee on Rules and Administration of the Senate may jointly designate.

SEC. 2. CONDITIONS.

The event to be carried out under this resolution shall be free of admission charge to the public and arranged not to interfere with the needs of Congress, under conditions to be prescribed by the Architect of the Capitol and the Capitol Police Board; except that the Association shall assume full responsibility for all expenses and liabilities incident to all activities associated with the event.

SEC. 3. STRUCTURES AND EQUIPMENT.

For the purposes of this resolution, the Association is authorized to erect upon the Capitol Grounds, subject to the approval of the Architect of the Capitol, such stage, sound amplification devices, and other related structures and equipment as may be required for the event to be carried out under this resolution.

SEC. 4. ADDITIONAL ARRANGEMENTS.

The Architect of the Capitol and the Capitol Police Board are authorized to make any such additional arrangements that may be required to carry out the event under this resolution.

SEC. 5. ENFORCEMENT OF RESTRICTIONS.

The Capitol Police Board shall provide for enforcement of the restrictions contained in section 5104(c) of title 40, United States Code, concerning sales, advertisements, displays, and solicitations on the Capitol Grounds, as well as other restrictions applicable to the Capitol Grounds, with respect to the event to be carried out under this resolution.

The SPEAKER pro tempore, Mrs. DRAKE, recognized Mr. SHUSTER and Mr. DAVIS of Tennessee, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and agree to said concurrent resolution?

The SPEAKER pro tempore, Mrs. DRAKE, announced that two-thirds of the Members present had voted in the affirmative.

Mr. SHUSTER demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mrs. DRAKE, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed until Wednesday, April 26, 2006.

¶27.16 ENTERPRISE FOR THE AMERICAS MULTILATERAL INVESTMENT FUND

Ms. PRYCE of Ohio moved to suspend the rules and pass the bill (H.R. 4916) to authorize the United States participation in, and appropriations for, the United States contribution to the first replenishment of the resources of the Enterprise for the Americas Multilateral Investment Fund.

The SPEAKER pro tempore, Mrs. DRAKE, recognized Ms. PRYCE of Ohio and Mrs. MALONEY, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and pass said bill?

The SPEAKER pro tempore, Mrs. DRAKE, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

¶27.17 COMMUNICATION REGARDING SUBPOENA

The SPEAKER pro tempore, Mrs. DRAKE, laid before the House the following communication from Julia Winding, Congressional Fellow, office of the Honorable Trent Franks:

HOUSE OF REPRESENTATIVES,
Washington, DC, April 18, 2006.

Hon. J. DENNIS HASTERT,
Speaker, House of Representatives,
Washington, DC.

DEAR MR. SPEAKER: This is to notify you, pursuant to rule VIII of the Rules of the House of Representatives, that I have been served with a grand jury subpoena for testimony issued by the Superior Court of the District of Columbia.

After consultation with the Office of General Counsel, I have determined that compliance with the subpoena is consistent with the precedents and privileges of the House.

Sincerely,

JULIA WINDING,
Congressional Fellow.

¶27.18 COMMUNICATION REGARDING SUBPOENA

The SPEAKER pro tempore, Mrs. DRAKE, laid before the House the following communication from Ramesh P. Nagarajan, Legislative Correspondent, office of the Honorable Lois Capps:

HOUSE OF REPRESENTATIVES,
Washington, DC, April 18, 2006.

Hon. J. DENNIS HASTERT,
Speaker, House of Representatives,
Washington, DC.

DEAR MR. SPEAKER: This is to notify you, pursuant to Rule VIII of the rules of the House of Representatives, that I have been served with a grand jury subpoena for testimony issued by the Superior Court of the District of Columbia.

After consultation with the Office of General Counsel, I have determined that compliance with the subpoena is consistent with the precedents and privileges of the House.

Sincerely,

RAMESH P. NAGARAJAN,
Legislative Correspondent,
Congresswoman Lois Capps.

¶27.19 COMMUNICATION REGARDING SUBPOENA

The SPEAKER pro tempore, Mrs. DRAKE, laid before the House the following communication from Michelle Christensen, Congressional Fellow, office of the Honorable Barbara Lee:

HOUSE OF REPRESENTATIVES,
Washington, DC, April 19, 2006.

Hon. J. DENNIS HASTERT,
Speaker, House of Representatives,
Washington, DC.

DEAR MR. SPEAKER: This is to notify you, pursuant to Rule VIII of the rules of the House of Representatives, that I have been served with a grand jury subpoena for testimony issued by the Superior Court of the District of Columbia.

After consultation with the Office of General Counsel, I have determined that compliance with the subpoena is consistent with the precedents and privileges of the House.

Sincerely,

MICHELLE CHRISTENSEN,
Congressional Fellow.

¶27.20 COMMUNICATION REGARDING SUBPOENA

The SPEAKER pro tempore, Mrs. DRAKE, laid before the House the following communication from Deborah Greene, Congressional Fellow, office of the Honorable Donald A. Payne:

HOUSE OF REPRESENTATIVES,
Washington, DC, April 24, 2006.

Hon. J. DENNIS HASTERT,
Speaker, House of Representatives,
Washington, DC.

DEAR MR. SPEAKER: This is to notify you, pursuant to rule VIII of the Rules of the House of Representatives, that I have been served with a grand jury subpoena for testimony issued by the Superior Court of the District of Columbia.

After consultation with the Office of General Counsel, I have determined that compliance with the subpoena is consistent with the precedents and privileges of the House.

Sincerely,

DEBORAH GREENE,
Congressional Fellow.

¶27.21 RECESS—3:40 P.M.

The SPEAKER pro tempore, Mrs. DRAKE, pursuant to clause 12(a) of rule I, declared the House in recess at 3 o'clock and 40 minutes p.m., until approximately 6:30 p.m.

¶27.22 AFTER RECESS—6:30 P.M.

The SPEAKER pro tempore, Mr. PRICE of Georgia, called the House to order.

¶27.23 COMMITTEE RESIGNATION—MINORITY

The SPEAKER pro tempore, Mr. PRICE of Georgia, laid before the House the following communication, which was read as follows:

HOUSE OF REPRESENTATIVES,
Washington, DC, April 25, 2006.

Hon. J. DENNIS HASTERT,
Speaker, House of Representatives,
Washington, DC.

DEAR MR. SPEAKER: I am resigning my seat on the Committee on Standards of Official Conduct effective today.

The reasons that I am taking this action are fully set out in my letter to Democratic Leader Pelosi of April 21, 2006, which has been publicly released.

Most sincerely,

ALAN B. MOLLOHAN

By unanimous consent, the resignation was accepted.

¶27.24 PUBLIC WORKS PROJECTS

The SPEAKER pro tempore, Mr. PRICE of Georgia, laid before the House a communication, which was read as follows:

HOUSE OF REPRESENTATIVES, COMMITTEE ON TRANSPORTATION AND INFRASTRUCTURE,
Washington, DC, April 13, 2006.

Hon. J. DENNIS HASTERT,
Speaker, House of Representatives,
Washington, DC.

DEAR MR. SPEAKER: Enclosed please find thirty-five resolutions approved by the Committee on Transportation and Infrastructure on April 5, 2006, in accordance with 40 U.S.C. §3307.

Sincerely,

DON YOUNG,
Chairman.

Enclosures.

SITE ACQUISITION AND DESIGN—U.S. BORDER STATION, NOGALES, AZ

Resolved by the Committee on Transportation and Infrastructure of the U.S. House of Representatives, that pursuant to 40 U.S.C. §3307, appropriations are authorized for site acquisition and design of a 217,924 gross square foot facility and 400 outside parking spaces, located in Nogales, Arizona, at a site acquisition cost of $2,450,000 and design and review cost of $7,386,000, a prospectus for which is attached to, and included in, this resolution.

CONSTRUCTION—U.S. BORDER STATION, SAN LUIS, AZ

Resolved by the Committee on Transportation and Infrastructure of the U.S. House of Representatives, that pursuant to 40 U.S.C. §3307, appropriations are authorized for construction of a 76,794 gross square foot facility and 80 outside parking spaces, located in San

Luis, Arizona, at a design and review cost of $3,306,000, management and inspection cost of $3,854,000, and estimated construction cost of $34,869,000 for an estimated total project cost of $42,029,000, a prospectus for which is attached to, and included in, this resolution.

CONSTRUCTION—U.S. BORDER STATION CALEXICO, CA

Resolved by the Committee on Transportation and Infrastructure of the U.S. House of Representatives, that pursuant to 40 U.S.C. §3307, appropriations are authorized for site acquisition and design of a 233,943 gross square foot facility and 197 new outside parking spaces, located in Calexico, California, at a site acquisition cost of $2,000,000 and a design and review cost of $12,350,000, a prospectus for which is attached to, and included in, this resolution.

CONSTRUCTION—U.S. SECRET SERVICE—REMOTE DELIVERY FACILITY II, WASHINGTON, DC

Resolved by the Committee on Transportation and Infrastructure of the U.S. House of Representatives, that pursuant to 40 U.S.C. §3307, appropriations are authorized for construction of a mail processing and screening facility of 80,000 gross square feet and 104 outside parking spaces located in Washington, DC, at a design and review cost of $1,025,000, management and inspection cost of $2,358,000, and estimated construction cost of $36,229,000 for a combined estimated total project cost of $39,612,000, a prospectus for which is attached to, and included in, this resolution.

CONSTRUCTION—U.S. COAST GUARD CONSOLIDATION AND DEVELOPMENT OF ST. ELIZABETH'S CAMPUS, WASHINGTON, DC

Resolved by the Committee on Transportation and Infrastructure of the U.S. House of Representatives, that pursuant to 40 U.S.C. §3307, appropriations are authorized for construction of a 1,338,000 gross square foot facility and a structured parking garage containing 1,000 spaces, located in Washington, DC, at a management and inspection cost of $31,040,000, (design and review cost of $24,900,000 was previously authorized), and an estimated construction cost of $352,957,000 for an estimated total project cost of $408,897,000, a prospectus for which is attached to, and included in, this resolution.

DESIGN—U.S. BORDER STATION, COLUMBUS, NM

Resolved by the Committee on Transportation and Infrastructure of the U.S. House of Representatives, that pursuant to 40 U.S.C. §3307, additional appropriations are authorized for construction of a 114,202 gross square foot facility and 33 new outside parking spaces located in Columbus, NM, at a design and review cost of $2,629,000, a prospectus for which is attached to, and included in, this resolution.

CONSTRUCTION—U.S. BORDER STATION, EL PASO, TX

Resolved by the Committee on Transportation and Infrastructure of the U.S. House of Representatives, that pursuant to 40 U.S.C. §3307, appropriations are authorized for construction of a 190,300 gross square foot facility including 100 new outside parking spaces, located in El Paso, Texas, at a management and inspection cost of $2,051,000 (design cost of $2,491,000 was previously authorized), and estimated construction cost of $18,166,000 for an estimated total project cost of $22,708,000, a prospectus for which is attached to, and included in, this resolution.

AMENDED PROSPECTUS—CONSTRUCTION—U.S. BORDER STATION, MCALLEN, TX

Resolved by the Committee on Transportation and Infrastructure of the U.S. House of Representatives, that pursuant to 40 U.S.C. 3307, additional appropriations are authorized for construction of a 46,648 gross square foot facility and 96 outside parking spaces located in McAllen, Texas, at an additional design and review cost of $429,000 (design and review cost of $2,375,000 was previously authorized), additional management and inspection cost of $134,000 (management and inspection cost of $1,691,000 was previously authorized), and an additional estimated construction cost of $6,915,000 (construction cost of $13,872,000 was previously authorized) for a combined estimated total project cost of $25,416,000, a prospectus for which is attached to, and included in, this resolution. This resolution amends a Committee resolution dated July 23, 2003, which authorized $2,375,000 for design and review, $1,691,000 for management and inspection, and $13,872,000 for construction.

ALTERATION—EVERETT M. DIRKSEN U.S. COURTHOUSE, CHICAGO, IL

Resolved by the Committee on Transportation and Infrastructure of the U.S. House of Representatives, that pursuant to 40 U.S.C. 3307, appropriations are authorized for the alteration of the Everett M. Dirksen United States Courthouse located at 219 S. Dearborn Street, Chicago, Illinois, at an estimated construction cost of $89,629,000 and management and inspection cost of $6,942,000 (design cost of $8,152,000 was previously authorized), for a combined estimated total project cost of $104,723,000, a prospectus for which is attached to, and included in, this resolution.

AMENDED PROSPECTUS—ALTERATION—MARY E. SWITZER MEMORIAL FEDERAL BUILDING, WASHINGTON, DC

Resolved by the Committee on Transportation and Infrastructure of the U.S. House of Representatives, that pursuant to 40 U.S.C. 3307, appropriations are authorized for the alteration of the Mary E. Switzer Memorial Federal Building located at 330 C St., SW., in Washington, DC, at an estimated construction cost of $120,600,000, a design and review cost of $10,256,000, and management and inspection cost of $9,080,000, for a combined estimated total project cost of $139,936,000 (design and review, estimated construction and management and inspection cost totaling $116,325,000 were previously authorized), a prospectus for which is attached to, and included in, this resolution.

AMENDED PROSPECTUS—ALTERATION—MAIN INTERIOR BUILDING, WASHINGTON, DC

Resolved by the Committee on Transportation and Infrastructure of the U.S. House of Representatives, that pursuant to 40 U.S.C. 3307, appropriations are authorized for the alteration of the Department of Interior's main headquarters building located at 1849 C Street, NW., Washington, DC, at a design and review cost of $11,213,000, a management and inspection cost of $20,900,000, and an estimated construction cost of $211,331,000 for an estimated total project cost of $243,444,000, a prospectus for which is attached to, and included in, this resolution. This resolution amends a Committee resolution dated June 23, 2003, which authorized an estimated total project cost of $220,265,000.

ALTERATION—FOOD AND DRUG ADMINISTRATION CENTER FOR VETERINARY MEDICINE, LAUREL, MD

Resolved by the Committee on Transportation and Infrastructure of the U.S. House of Representatives, that pursuant to 40 U.S.C. 3307, appropriations are authorized for the alteration of the Food and Drug Administration Center for Veterinary Medicine located on Muirkirk Road in Laurel, Maryland at an estimated design cost of $435,000, an estimated construction cost of $5,057,000, and management and inspection cost of $536,000, for a combined estimated total project cost of $6,028,000, a prospectus for which is attached to, and included in, this resolution.

ALTERATION—WHITE OAK BUILDING 130, SILVER SPRING, MD

Resolved by the Committee on Transportation and Infrastructure of the U.S. House of Representatives, that pursuant to 40 U.S.C. 3307, appropriations are authorized for the alteration of the White Oak Building located at 130 Dahlgren Road in Silver Spring, Maryland at an estimated design cost of $296,000, an estimated construction cost of $5,265,000, and management and inspection cost of $232,000, for a combined estimated total project cost of $5,793,000, a prospectus for which is attached to, and included in, this resolution.

AMENDED PROSPECTUS—ALTERATION—RICHARD BOLLING FEDERAL BUILDING, KANSAS CITY, MO

Resolved by the Committee on Transportation and Infrastructure of the U.S. House of Representatives, that pursuant to 40 U.S.C. 3307, appropriations are authorized for the alteration of the Richard Bolling Federal Building located at 601 East 12th Street, in Kansas City, Missouri at an estimated construction cost of $225,760,000, design and review cost of $15,917,000, and management and inspection cost of $22,233,000 for a combined estimated total project cost of $263,910,000 (estimated total project cost of $199,583,000 was previously authorized), a prospectus for which is attached to, and included in, this resolution.

ALTERATION—VARIOUS BUILDINGS, ALBUQUERQUE, NM

Resolved by the Committee on Transportation and Infrastructure of the U.S. House of Representatives, that pursuant to 40 U.S.C. 3307, appropriations are authorized for the alteration of three federal buildings, one located at 517 Gold Avenue, Albuquerque, New Mexico; the Chavez Federal Building and Courthouse; and the Albuquerque Courthouse, at an estimated design cost of $543,000, an estimated construction cost of $4,821,000, and management and inspection cost of $419,000, for a combined estimated total project cost of $5,783,000, a prospectus for which is attached to, and included in, this resolution.

ALTERATION—THURGOOD MARSHALL U.S. COURTHOUSE, NEW YORK, NY

Resolved by the Committee on Transportation and Infrastructure of the U.S. House of Representatives, that pursuant to 40 U.S.C. 3307, appropriations are authorized for the alteration of the Thurgood Marshall United States Courthouse in New York, New York at an estimated design cost of $16,393,000, an estimated construction cost of $201,640,000, and management and inspection cost of $9,849,000, for a combined estimated total project cost of $227,882,000 (design and review costs totaling $13,500,000 were previously authorized) a prospectus for which is attached to, and included in, this resolution.

ALTERATION—FEDERAL BUILDING AND U.S. COURTHOUSE, MILWAUKEE, WI

Resolved by the Committee on Transportation and Infrastructure of the U.S. House of Representatives, that pursuant to 40 U.S.C. 3307, appropriations are authorized for the alteration of the Federal Building and United States Courthouse located at 517 E. Wisconsin Avenue, in Milwaukee, Wisconsin at an estimated design cost of $458,000, an estimated construction cost of $4,796,000, and management and inspection cost of $345,000, for a combined estimated total project cost

of $5,599,000, a prospectus for which is attached to, and included in, this resolution.

ALTERATION IN LEASED SPACE—SECURITY WEST BUILDING, WOODLAWN, MD

Resolved by the Committee on Transportation and Infrastructure of the U.S. House of Representatives, that pursuant to 40 U.S.C. 3307, appropriations are authorized for the alteration of the Security West Building, located at 1500 Woodlawn Drive, Woodlawn, Maryland, at a design and review cost of $1,310,000, an estimated construction cost of $16,382,000, and management and inspection cost of $2,123,000 for a combined estimated total project cost of $19,815,000, a prospectus for which is attached to, and included in, this resolution.

NEW CONSTRUCTION—MATERIAL PRICE INCREASES—VARIOUS PROJECTS

Resolved by the Committee on Transportation and Infrastructure of the U.S. House of Representatives, that pursuant to 40 U.S.C. 3307, additional appropriations are authorized for material price increases for the construction of projects located in Las Cruces, New Mexico; Del Rio, Texas; and two projects in El Paso, Texas, at an estimated additional construction cost of $19,155,000, a prospectus for which is attached to, and included in, this resolution.

DESIGN—VARIOUS LOCATIONS

Resolved by the Committee on Transportation and Infrastructure of the U.S. House of Representatives, that pursuant to 40 U.S.C. 3307, appropriations are authorized for the design of projects scheduled for the Eisenhower Executive Office Building (Phase III), located in Washington, DC at a design cost of $8,447,000; the Nebraska Avenue Complex, located in Washington, DC at a design cost of $1,200,000; the David Dyer Federal Building and Courthouse, located in Miami, Florida at a design cost $4,502,000; the George C. Young Federal Building-Courthouse, located in Orlando, Florida at a design cost of $2,563,000; the Dr. A.H. McCoy Federal Building-Post Office, located in Jackson, Mississippi at a design cost of $1,043,000; the U.S. Post Office and Courthouse, located in Brooklyn, New York at a design cost of $4,723,000; the U.S. Post Office and Courthouse, located in New Bern, North Carolina at a design cost of $1,279,000; and the Joseph P. Kinneary U.S. Courthouse, located in Columbus, Ohio at a design cost of $1,068,000 for a total design cost of $24,825,000, for which a prospectus is attached to, and included in, this resolution.

LEASE—INTERNAL REVENUE SERVICE TREASURY INSPECTOR GENERAL FOR TAX ADMINISTRATION, DENVER, CO

Resolved by the Committee on Transportation and Infrastructure of the U.S. House of Representatives, that pursuant to title 40 D.S.C. 3307, appropriations are authorized to lease up to 170,704 rentable square feet of space and 57 inside parking spaces for the Internal Revenue Service currently located in leased space at Dominion Plaza, 600 17th Street, Denver, Colorado and government-owned space at Building 53, Denver Federal Center, Lakewood Colorado, at a proposed total annual cost of $5,974,640 for a lease term of 10 years, a prospectus for which is attached to and included in this resolution.

Approval of this prospectus constitutes authority to execute an interim lease for all tenants, if necessary, prior to execution of the new lease.

Provided, That the General Services Administration shall not delegate to any other agency the authority granted by this resolution.

LEASE—U.S. EQUAL EMPLOYMENT OPPORTUNITY COMMISSION, WASHINGTON, DC

Resolved by the Committee on Transportation and Infrastructure of the U.S. House of Representatives, that pursuant to title 40 U.S.C. 3307, appropriations are authorized to lease up to 144,000 rentable square feet and 10 parking spaces for the U.S. Equal Employment Opportunity Commission, currently located in leased space at 1801 L Street, NW, Washington, DC, at a proposed total annual cost of $6,768,000 for a lease term of 10 years, a prospectus for which is attached to and included in this resolution.

Approval of this prospectus constitutes authority to execute an interim lease for all tenants, if necessary, prior to execution of the new lease.

Provided, That the General Services Administration shall not delegate to any other agency the authority granted by this resolution.

LEASE—DEPARTMENT OF JUSTICE JUDICIARY CENTER, WASHINGTON, DC

Resolved by the Committee on Transportation and Infrastructure of the U.S. House of Representatives, that pursuant to title 40 U.S.C. §3307, appropriations are authorized to lease up to approximately 376,219 rentable square feet of space for the Department of Justice currently located in leased space at 555 4th Street, NW, in Washington, DC, at a proposed total annual cost of $17,682,293 for a lease term of 10 years, a prospectus for which is attached to and included in this resolution.

Approval of this prospectus constitutes authority to execute an interim lease for all tenants, if necessary, prior to execution of the new lease.

Provided, That the General Services Administration shall not delegate to any other agency the authority granted by this resolution.

LEASE—DEPARTMENT OF AGRICULTURE CONSOLIDATION, WASHINGTON, DC

Resolved by the Committee on Transportation and Infrastructure of the U.S. House of Representatives, that pursuant to title 40 U.S.C. §3307, appropriations are authorized to lease up to approximately 330,000 rentable square feet of space and 65 parking spaces for the Department of Agriculture currently located in multiple leased locations in the Washington, DC Metropolitan Area, at a proposed total annual cost of $15,510,000 for a lease term of 15 years, a prospectus for which is attached to and included in this resolution.

Approval of this prospectus constitutes authority to execute an interim lease for all tenants, if necessary, prior to execution of the new lease.

Provided, That the General Services Administration shall not delegate to any other agency the authority granted by this resolution.

LEASE—FEDERAL EMERGENCY MANAGEMENT AGENCY, WASHINGTON, DC

Resolved by the Committee on Transportation and Infrastructure of the U.S. House of Representatives, that pursuant to title 40 U.S.C. §3307, appropriations are authorized to lease up to approximately 325,000 rentable square feet and 17 parking spaces for the Federal Emergency Management Agency, currently located in leased space at 500 C Street, SW, Washington, DC, at a proposed total annual cost of $15,275,000 for a lease term of 10 years, a prospectus for which is attached to and included in this resolution.

Approval of this prospectus constitutes authority to execute an interim lease for all tenants, if necessary, prior to execution of the new lease.

Provided, That the General Services Administration shall not delegate to any other agency the authority granted by this resolution.

LEASE—DEPARTMENT OF INTERIOR MINERALS MANAGEMENT SERVICE, METAIRIE, LA

Resolved by the Committee on Transportation and Infrastructure of the U.S. House of Representatives, that pursuant to title 40 U.S.C. §3307, appropriations are authorized for a superseding lease of up to approximately 197,084 rentable square feet and 650 parking spaces for the Department of Interior—Minerals Management Service, currently located at 1201 Elmwood Park, Metairie, Louisiana, at a proposed total annual cost of $4,730,016 for a lease term of 15 years, a prospectus for which is attached to and included in this resolution.

Approval of this prospectus constitutes authority to execute an interim lease for all tenants, if necessary, prior to execution of the new lease.

Provided, That the General Services Administration shall not delegate to any other agency the authority granted by this resolution.

LEASE—SOCIAL SECURITY ADMINISTRATION, BALTIMORE, MD

Resolved by the Committee on Transportation and Infrastructure of the U.S. House of Representatives, that pursuant to title 40 U.S.C. §3307, appropriations are authorized to lease up to approximately 538,000 rentable square feet and 1,076 parking spaces for the Social Security Administration, currently located in government-owned space at 300 N. Greene Street, Baltimore, MD, at a proposed total annual cost of $18,830,000 for a lease term of 20 years, a prospectus for which is attached to and included in this resolution.

Approval of this prospectus constitutes authority to execute an interim lease for all tenants, if necessary, prior to execution of the new lease.

Provided, That the General Services Administration shall not delegate to any other agency the authority granted by this resolution.

LEASE—FEDERAL BUREAU OF INVESTIGATION, BOSTON, MA

Resolved by the Committee on Transportation and Infrastructure of the U.S. House of Representatives, that pursuant to title 40 U.S.C. §3307, appropriations are authorized to lease up to approximately 268,452 rentable square feet and 228 secured inside and 20 outside parking spaces for the Federal Bureau of Investigation, currently located in multiple leased locations in Massachusetts, at a proposed total annual cost of $12,348,792 for a lease term of 20 years, a prospectus for which is attached to and included in this resolution.

Approval of this prospectus constitutes authority to execute an interim lease for all tenants, if necessary, prior to execution of the new lease.

Provided, That the General Services Administration shall not delegate to any other agency the authority granted by this resolution.

LEASE—DEPARTMENT OF AGRICULTURE WINCHESTER CENTER, KANSAS CITY, MO

Resolved by the Committee on Transportation and Infrastructure of the U.S. House of Representatives, that pursuant to title 40 U.S.C. §3307, appropriations are authorized to lease up to approximately 342,865 rentable square feet and 1,628 outside parking spaces for the Department of Agriculture, currently located in leased space in the Winchester Center at 6501 Beacon Drive, Kansas City, Missouri, at a proposed total annual cost of

$6,727,011 for a lease term of 10 years, a prospectus for which is attached to and included in this resolution.

Approval of this prospectus constitutes authority to execute an interim lease for all tenants, if necessary, prior to execution of the new lease.

Provided, That the General Services Administration shall not delegate to any other agency the authority granted by this resolution.

LEASE—FEDERAL BUREAU OF INVESTIGATION, PORTLAND, OR

Resolved by the Committee on Transportation and Infrastructure of the U.S. House of Representatives, that pursuant to title 40 U.S.C. § 3307, appropriations are authorized to lease up to approximately 134,159 rentable square feet of space and 200 inside secured spaces for the Federal Bureau of Investigation, currently located in multiple leased locations in the Portland area, at a proposed total annual cost of $4,695,565 for a lease term of 20 years, a prospectus for which is attached to and included in this resolution.

Approval of this prospectus constitutes authority to execute an interim lease for all tenants, if necessary, prior to execution of the new lease.

Provided, That the General Services Administration shall not delegate to any other agency the authority granted by this resolution.

LEASE—DEPARTMENT OF DEFENSE—JEFFERSON PLAZA 1 AND 2, NORTHERN VIRGINIA

Resolved by the Committee on Transportation and Infrastructure of the U.S. House of Representatives, that pursuant to title 40 U.S.C. § 3307, appropriations are authorized to lease up to approximately 347,947 rentable square feet and 2 inside parking spaces for the Department of Defense, currently located in leased space at Jefferson Plaza 1 and 2, Arlington, Virginia, at a proposed total annual cost of $10,438,410 for a lease term of 5 years, a prospectus for which is attached to and included in this resolution.

Approval of this prospectus constitutes authority to execute an interim lease for all tenants, if necessary, prior to execution of the new lease.

Provided, That the General Services Administration shall not delegate to any other agency the authority granted by this resolution.

LEASE—DEPARTMENT OF DEFENSE, 3100 CLARENDON BLVD., NORTHERN VIRGINIA

Resolved by the Committee on Transportation and Infrastructure of the U.S. House of Representatives, that pursuant to title 40 U.S.C. § 3307, appropriations are authorized to lease up to approximately 221,084 rentable square feet and 16 inside parking spaces for the Department of Defense, currently located in leased space at 3100 Clarendon Boulevard, Arlington, VA, at a proposed total annual cost of $7,737,940 for a lease term of 10 years, a prospectus for which is attached to and included in this resolution.

Approval of this prospectus constitutes authority to execute an interim lease for all tenants, if necessary, prior to execution of the new lease.

Provided, That the General Services Administration shall not delegate to any other agency the authority granted by this resolution.

LEASE—DEPARTMENT OF THE INTERIOR, ARLINGTON SQUARE, NORTHERN VIRGINIA

Resolved by the Committee on Transportation and Infrastructure of the U.S. House of Representatives, that pursuant to title 40 U.S.C. § 3307, appropriations are authorized to lease up to approximately 143,572 rentable square feet for the Department of the Interior—Fish and Wildlife Service, currently located in leased space at Arlington Square, 4401 Fairfax Avenue, Arlington, VA, at a proposed total annual cost of $5,024,985 for a lease term of 10 years, a prospectus for which is attached to and included in this resolution.

Approval of this prospectus constitutes authority to execute an interim lease for all tenants, if necessary, prior to execution of the new lease.

Provided, That the General Services Administration shall not delegate to any other agency the authority granted by this resolution.

LEASE—PATENT AND TRADEMARK OFFICE, NORTHERN VIRGINIA

Resolved by the Committee on Transportation and Infrastructure of the U.S. House of Representatives, that pursuant to title 40 U.S.C. § 3307, appropriations are authorized to lease up to approximately 325,000 rentable square feet and 2 parking spaces for the Patent and Trademark Office in Northern Virginia, at a proposed total annual cost of $11,375,000 for a lease term of 10 years, a prospectus for which is attached to and included in this resolution.

Approval of this prospectus constitutes authority to execute an interim lease for all tenants, if necessary, prior to execution of the new lease.

Provided, That the General Services Administration shall not delegate to any other agency the authority granted by this resolution.

LEASE—SOCIAL SECURITY ADMINISTRATION, NORTHERN VIRGINIA

Resolved by the Committee on Transportation and Infrastructure of the U.S. House of Representatives, that pursuant to title 40 U.S.C. § 3307, appropriations are authorized to lease up to 334,103 rentable square feet and 24 parking spaces for the Social Security Administration, currently located in leased space at 5107 and 5111 Leesburg Pike, Falls Church, Virginia, at a proposed total annual cost of $11,693,605 for a lease term of 10 years, a prospectus for which is attached to and included in this resolution.

Approval of this prospectus constitutes authority to execute an interim lease for all tenants, if necessary, prior to execution of the new lease.

Provided, That the General Services Administration shall not delegate to any other agency the authority granted by this resolution.

The communication, together with the accompanying papers, was referred to the Committee on Appropriations.

¶27.25 S.J. RES. 28—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mr. PRICE of Georgia, pursuant to clause 8, rule XX, announced the unfinished business to be the motion to suspend the rules and pass the joint resolution of the Senate (S.J. Res. 28) approving the location of the commemorative work in the District of Columbia honoring former President Dwight D. Eisenhower.

The question being put,

Will the House suspend the rules and pass said joint resolution?

The vote was taken by electronic device.

It was decided in the affirmative { Yeas ..... 411 / Nays ..... 0 }

¶27.26 [Roll No. 100]

YEAS—411

Abercrombie
Ackerman
Aderholt
Akin
Alexander
Allen
Andrews
Baca
Bachus
Baird
Baker
Baldwin
Barrett (SC)
Barrow
Bartlett (MD)
Barton (TX)
Bass
Bean
Beauprez
Becerra
Berkley
Berman
Berry
Biggert
Bilirakis
Bishop (GA)
Bishop (NY)
Blackburn
Blumenauer
Blunt
Boehlert
Boehner
Bonilla
Bonner
Bono
Boozman
Boren
Boswell
Boucher
Boustany
Boyd
Bradley (NH)
Brady (PA)
Brady (TX)
Brown (OH)
Brown (SC)
Brown, Corrine
Brown-Waite, Ginny
Burgess
Burton (IN)
Butterfield
Buyer
Calvert
Camp (MI)
Campbell (CA)
Cannon
Cantor
Capito
Capps
Capuano
Cardin
Cardoza
Carnahan
Carson
Carter
Case
Castle
Chabot
Chandler
Chocola
Clay
Cleaver
Clyburn
Coble
Cole (OK)
Conaway
Conyers
Cooper
Costa
Costello
Cramer
Crenshaw
Crowley
Cubin
Cuellar
Culberson
Cummings
Davis (AL)
Davis (CA)
Davis (IL)
Davis (KY)
Davis (TN)
Davis, Jo Ann
Davis, Tom
Deal (GA)
DeFazio
DeGette
Delahunt
DeLauro
DeLay
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Dicks
Dingell
Doggett
Doolittle
Doyle
Drake
Dreier
Duncan
Edwards
Ehlers
Emanuel
Emerson
Engel
English (PA)
Eshoo
Etheridge
Everett
Farr
Fattah
Feeney
Ferguson
Filner
Fitzpatrick (PA)
Flake
Foley
Forbes
Fortenberry
Foxx
Frank (MA)
Franks (AZ)
Frelinghuysen
Gallegly
Garrett (NJ)
Gerlach
Gibbons
Gilchrest
Gillmor
Gingrey
Gohmert
Gonzalez
Goode
Goodlatte
Gordon
Granger
Graves
Green, Al
Green, Gene
Gutknecht
Hall
Harris
Hart
Hastings (WA)
Hayes
Hayworth
Hefley
Hensarling
Herger
Herseth
Higgins
Hinchey
Hinojosa
Hobson
Hoekstra
Holden
Holt
Honda
Hooley
Hostettler
Hoyer
Hulshof
Hunter
Hyde
Inglis (SC)
Inslee
Israel
Issa
Istook
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Jindal
Johnson (CT)
Johnson (IL)
Johnson, E. B.
Johnson, Sam
Jones (NC)
Jones (OH)
Kanjorski
Kaptur
Keller
Kelly
Kennedy (MN)
Kennedy (RI)
Kildee
Kilpatrick (MI)
Kind
King (IA)
King (NY)
Kingston
Kirk
Kline
Knollenberg
Kolbe
Kucinich
Kuhl (NY)
LaHood
Langevin
Larsen (WA)
Larson (CT)
Latham
LaTourette
Leach
Lee
Levin
Lewis (CA)
Lewis (GA)
Lewis (KY)
Linder
Lipinski
LoBiondo
Lofgren, Zoe
Lowey
Lucas
Lungren, Daniel E.
Lynch
Mack
Maloney
Manzullo
Marchant
Markey
Marshall
Matheson
Matsui
McCarthy
McCaul (TX)
McCollum (MN)
McCotter
McCrery
McDermott
McGovern
McHenry
McHugh
McIntyre
McKeon
McKinney
McMorris
McNulty
Meehan
Meek (FL)
Meeks (NY)
Melancon
Mica
Michaud
Miller (FL)
Miller (MI)
Miller (NC)
Miller, Gary
Miller, George
Mollohan
Moore (KS)
Moran (KS)
Moran (VA)
Murphy
Murtha
Musgrave
Myrick
Nadler
Napolitano
Neal (MA)
Neugebauer
Ney
Northup
Norwood
Nunes
Nussle
Obey

Olver
Ortiz
Otter
Owens
Oxley
Pallone
Pascrell
Pastor
Paul
Pearce
Pelosi
Pence
Peterson (MN)
Petri
Pickering
Pitts
Poe
Pombo
Pomeroy
Porter
Price (GA)
Price (NC)
Pryce (OH)
Putnam
Radanovich
Rahall
Ramstad
Rangel
Regula
Rehberg
Reichert
Renzi
Reyes
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Ross
Rothman
Roybal-Allard
Royce
Ruppersberger
Rush
Ryan (WI)
Ryun (KS)
Sabo
Salazar
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Saxton
Schakowsky
Schiff
Schmidt
Schwartz (PA)
Schwarz (MI)
Scott (GA)
Scott (VA)
Sensenbrenner
Serrano
Sessions
Shadegg
Shaw
Shays
Sherman
Sherwood
Shimkus
Shuster
Simmons
Simpson
Skelton
Slaughter
Smith (NJ)
Smith (TX)
Smith (WA)
Snyder
Sodrel
Solis
Souder
Spratt
Stark
Stearns
Strickland
Stupak
Sullivan
Sweeney
Tancredo
Tanner
Tauscher
Taylor (MS)
Taylor (NC)
Terry
Thomas
Thompson (CA)
Thompson (MS)
Thornberry
Tiahrt
Tiberi
Tierney
Towns
Turner
Udall (CO)
Udall (NM)
Upton
Van Hollen
Velázquez
Visclosky
Walden (OR)
Walsh
Wamp
Wasserman Schultz
Waters
Watson
Watt
Waxman
Weiner
Weldon (FL)
Weldon (PA)
Weller
Westmoreland
Wexler
Whitfield
Wicker
Wilson (NM)
Wilson (SC)
Wolf
Woolsey
Wu
Wynn
Young (AK)
Young (FL)

NOT VOTING—21

Bishop (UT)
Davis (FL)
Evans
Ford
Fossella
Green (WI)
Grijalva
Gutierrez
Harman
Hastings (FL)
Jenkins
Lantos
Millender-McDonald
Moore (WI)
Oberstar
Osborne
Payne
Peterson (PA)
Platts
Ros-Lehtinen
Ryan (OH)

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said joint resolution was passed.

A motion to reconsider the vote whereby the rules were suspended and said joint resolution was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk notify the Senate thereof.

¶27.27 H.R. 4709—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mr. PRICE of Georgia, pursuant to clause 8, rule XX, announced the further unfinished business to be the motion to suspend the rules and pass the bill (H.R. 4709) to amend title 18, United States Code, to strengthen protections for law enforcement officers and the public by providing criminal penalties for the fraudulent acquisition or unauthorized disclosure of phone records; as amended.

The question being put,

Will the House suspend the rules and pass said bill, as amended?

The vote was taken by electronic device.

It was decided in the affirmative ..... { Yeas ..... 409 / Nays 0

¶27.28 [Roll No. 101]

YEAS—409

Abercrombie
Ackerman
Aderholt
Akin
Alexander
Allen
Andrews
Baca
Bachus
Baird
Baker
Baldwin
Barrett (SC)
Barrow
Bartlett (MD)
Barton (TX)
Bass
Bean
Beauprez
Becerra
Berkley
Berman
Berry
Biggert
Bilirakis
Bishop (GA)
Bishop (NY)
Blackburn
Blumenauer
Blunt
Boehlert
Boehner
Bonilla
Bonner
Bono
Boozman
Boren
Boswell
Boucher
Boustany
Boyd
Bradley (NH)
Brady (PA)
Brady (TX)
Brown (OH)
Brown (SC)
Brown, Corrine
Brown-Waite, Ginny
Burgess
Burton (IN)
Butterfield
Buyer
Calvert
Camp (MI)
Campbell (CA)
Cannon
Cantor
Capito
Capps
Capuano
Cardin
Cardoza
Carnahan
Carson
Carter
Case
Castle
Chabot
Chandler
Chocola
Clay
Cleaver
Clyburn
Coble
Cole (OK)
Conaway
Conyers
Cooper
Costa
Costello
Cramer
Crenshaw
Crowley
Cubin
Cuellar
Culberson
Cummings
Davis (AL)
Davis (CA)
Davis (IL)
Davis (KY)
Davis (TN)
Davis, Jo Ann
Davis, Tom
Deal (GA)
DeFazio
DeGette
Delahunt
DeLauro
DeLay
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Dicks
Dingell
Doggett
Doolittle
Doyle
Drake
Dreier
Duncan
Edwards
Ehlers
Emanuel
Emerson
Engel
English (PA)
Eshoo
Etheridge
Everett
Farr
Fattah
Ferguson
Filner
Fitzpatrick (PA)
Flake
Foley
Forbes
Fortenberry
Foxx
Frank (MA)
Franks (AZ)
Frelinghuysen
Gallegly
Garrett (NJ)
Gerlach
Gibbons
Gilchrest
Gillmor
Gingrey
Gohmert
Gonzalez
Goode
Goodlatte
Gordon
Granger
Graves
Green, Al
Green, Gene
Gutknecht
Hall
Harris
Hart
Hastings (WA)
Hayes
Hayworth
Hefley
Hensarling
Herger
Herseth
Higgins
Hinchey
Hinojosa
Hobson
Hoekstra
Holden
Holt
Honda
Hooley
Hostettler
Hoyer
Hulshof
Hunter
Hyde
Inglis (SC)
Inslee
Israel
Issa
Istook
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Jindal
Johnson (CT)
Johnson (IL)
Johnson, E. B.
Johnson, Sam
Jones (NC)
Jones (OH)
Kanjorski
Kaptur
Keller
Kelly
Kennedy (MN)
Kennedy (RI)
Kildee
Kilpatrick (MI)
Kind
King (IA)
King (NY)
Kingston
Kirk
Kline
Knollenberg
Kolbe
Kucinich
Kuhl (NY)
LaHood
Langevin
Larsen (WA)
Larson (CT)
Latham
LaTourette
Leach
Lee
Levin
Lewis (CA)
Lewis (GA)
Lewis (KY)
Linder
Lipinski
LoBiondo
Lofgren, Zoe
Lowey
Lucas
Lungren, Daniel E.
Lynch
Mack
Maloney
Manzullo
Marchant
Markey
Marshall
Matheson
Matsui
McCarthy
McCaul (TX)
McCollum (MN)
McCotter
McCrery
McDermott
McGovern
McHenry
McHugh
McIntyre
McKeon
McKinney
McMorris
McNulty
Meehan
Meek (FL)
Meeks (NY)
Melancon
Mica
Michaud
Miller (FL)
Miller (MI)
Miller (NC)
Miller, Gary
Miller, George
Mollohan
Moore (KS)
Moran (KS)
Moran (VA)
Murphy
Murtha
Musgrave
Myrick
Nadler
Napolitano
Neal (MA)
Neugebauer
Ney
Northup
Norwood
Nunes
Nussle
Obey
Olver
Ortiz
Otter
Owens
Oxley
Pallone
Pascrell
Pastor
Paul
Pearce
Pelosi
Pence
Peterson (MN)
Petri
Pickering
Pitts
Poe
Pombo
Pomeroy
Porter
Price (GA)
Price (NC)
Putnam
Radanovich
Rahall
Ramstad
Rangel
Regula
Rehberg
Reichert
Renzi
Reyes
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Ross
Rothman
Roybal-Allard
Royce
Ruppersberger
Rush
Ryan (WI)
Ryun (KS)
Sabo
Salazar
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Saxton
Schakowsky
Schiff
Schmidt
Schwartz (PA)
Schwarz (MI)
Scott (GA)
Scott (VA)
Sensenbrenner
Serrano
Sessions
Shadegg
Shaw
Shays
Sherman
Sherwood
Shimkus
Shuster
Simmons
Simpson
Skelton
Slaughter
Smith (NJ)
Smith (TX)
Smith (WA)
Snyder
Sodrel
Solis
Souder
Spratt
Stark
Stearns
Strickland
Stupak
Sullivan
Sweeney
Tancredo
Tanner
Tauscher
Taylor (MS)
Taylor (NC)
Terry
Thomas
Thompson (CA)
Thompson (MS)
Thornberry
Tiahrt
Tiberi
Tierney
Towns
Turner
Udall (CO)
Udall (NM)
Upton
Van Hollen
Velázquez
Visclosky
Walden (OR)
Walsh
Wamp
Wasserman Schultz
Waters
Watson
Watt
Waxman
Weiner
Weldon (FL)
Weldon (PA)
Weller
Westmoreland
Wexler
Whitfield
Wicker
Wilson (NM)
Wilson (SC)
Wolf
Woolsey
Wu
Wynn
Young (AK)
Young (FL)

NOT VOTING—23

Bishop (UT)
Davis (FL)
Evans
Feeney
Ford
Fossella
Green (WI)
Grijalva
Gutierrez
Harman
Hastings (FL)
Jenkins
Lantos
Millender-McDonald
Moore (WI)
Oberstar
Osborne
Payne
Peterson (PA)
Platts
Pryce (OH)
Ros-Lehtinen
Ryan (OH)

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill, as amended, was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill, as amended, was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

¶27.29 NOTICE—MOTION TO INSTRUCT CONFEREES—H.R. 4297

Mr. McDERMOTT, pursuant to clause 7(c)(1) of rule XXII, announced his intention to instruct the managers on the part of the House at the conference with the Senate on the disagreeing votes of the two Houses on the amendment of the Senate to the bill (H.R. 4297) to provide for reconciliation pursuant to section 201(b) of the concurrent resolution on the budget for fiscal year 2006, (1) to agree to the following provisions of the amendment of the Senate: section 461 (relating to revaluation of LIFO inventories of large integrated oil companies), section 462 (relating to elimination of amortization of geological and geophysical expenditures for major integrated oil companies), and section 470 (relating to modifications of foreign tax credit rules applicable to large integrated oil

companies which are dual capacity taxpayers), and (2) to recede from the provisions of the House bill that extend the lower tax rate on dividends and capital gains that would otherwise terminate at the close of 2008.

¶27.30 PROVIDING FOR THE CONSIDERATION OF H.R. 5020

Mr. PUTNAM, by direction of the Committee on Rules, reported (Rept. No. 109–438) the resolution (H. Res. 774) providing for the consideration of the bill (H.R. 5020) to authorize appropriations for fiscal year 2007 for intelligence and intelligence-related activities of the United States Government, the Community Management Account, and the Central Intelligence Agency Retirement and Disability System, and for other purposes.

When said resolution and report were referred to the House Calendar and ordered printed.

¶27.31 BILL AND JOINT RESOLUTIONS PRESENTED TO THE PRESIDENT

Karen L. Haas, Clerk of the House, reports that on April 7, 2006, she presented to the President of the United States, for his approval, the following joint resolutions.

H.J. Res. 81. A joint resolution providing for the appointment of Phillip Frost as a citizen regent of the Board of Regents of the Smithsonian Institution.

H.J. Res. 82. A joint resolutions providing for the reappointment of Alan G. Spoon as a citizen regent of the Board of Regents of the Smithsonian Institution.

Karen L. Haas, Clerk of the House, reports that on April 18, 2006, she presented to the President of the United States, for his approval, the following bill.

H.R. 4979. An Act to amend the Robert T. Stafford Disaster Relief and Emergency Assistance Act to clarify the preference for local firms in the award of certain contracts for disaster relief activities.

¶27.32 LEAVE OF ABSENCE

By unanimous consent, leave of absence was granted—

To Ms. MOORE of Wisconsin, for today;

To Ms. MILLENDER- McDONALD, for today;

To Mr. OSBORNE, for today and until 3:30 p.m. on April 26; and

To Ms. ROS-LEHTINEN, for today.

And then,

¶27.33 ADJOURNMENT

On motion of Mr. MEEK of Florida, at midnight, the House adjourned.

¶27.34 REPORTS OF COMMITTEES ON PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XIII, reports of committees were delivered to the Clerk for printing and reference to the proper calendar, as follows:

[Filed on April 7, 2006]

Mr. OXLEY: Committee on Financial Services. House Resolution 718. Resolution requesting the President and directing the Secretary of Homeland Security to provide to the House of Representatives certain documents in their possession relating to the Dubai Ports World acquisition of 6 United States commercial ports leases; with amendments (Rept. 109–414). Referred to the House Calendar.

[Filed on April 7, 2006]

Mr. BOEHLERT: Committee on Science. House Resolution 717. Resolution directing the Secretary of Commerce to transmit to the House of Representatives a copy of a workforce globalization final draft report produced by the Technology Administration (Rept. 109–415). Referred to the House Calendar.

[Submitted April 25, 2006]

Mr. YOUNG of Alaska: Committee on Transportation and Infrastructure. House Concurrent Resolution 349. Resolution authorizing the use of the Capitol Grounds for the Greater Washington Soap Box Derby (Rept. 109–416). Referred to the House Calendar.

Mr. HYDE: Committee on International Relations. H.R. 282. A bill to hold the current regime in Iran accountable for its threatening behavior and to support a transition to democracy in Iran; with an amendment (Rept. 109–417). Referred to the Committee of the Whole House on the State of the Union.

Mr. POMBO: Committee on Resources. H.R. 3462. A bill to provide for the conveyance of the Bureau of Land Management parcels known as the White Acre and Gambel Oak properties and related real property to Park City, Utah, and for other purpose; with an amendment (Rept. 109–418). Referred to the Committee of the Whole House on the State of the Union.

Mr. POMBO: Committee on Resources. H.R. 2978. A bill to allow the Assiniboine and Sioux Tribes of the Fort Peck Indian Reservation to enter into a lease or other temporary conveyance of water rights recognized under the Fort Peck-Montana Compact for the purpose of meeting the water needs of the Dry Prairie Rural Water Association, Incorporated, and for other purposes (Rept. 109–419). Referred to the Committee of the Whole House on the State of the Union.

Mr. POMBO: Committee on Resources. H.R. 2563. A bill to authorize the Secretary of the Interior to conduct feasibility studies to address certain water shortages within the Snake, Boise, and Payette River systems in Idaho, and for other purposes; with an amendment (Rept. 109–420). Referred to the Committee of the Whole House on the State of the Union.

Mr. POMBO: Committee on Resources. H.R. 518. A bill to require the Secretary of the Interior to refine the Department of the Interior program for providing assistance for the conservation of neotropical migratory birds, with an amendment (Rept. 109–421). Referred to the Committee of the Whole House on the State of the Union.

Mr. POMBO: Committee on Resources. H.R. 374. A bill to direct the Secretary of the Interior to take certain tribally-owned reservation land into trust for the Puyallup Tribe; with an amendment (Rept. 109–422). Referred to the Committee of the Whole House on the State of the Union.

Mr. POMBO: Committee on Resources. H.R. 122. A bill to amend the Reclamation Wastewater and Groundwater Study and Facilities Act to authorize the Secretary of the Interior to participate in the Eastern Municipal Water district Recycled Water System Pressurization and Expansion Project; with an amendment (Rept. 109–423). Referred to the Committee of the Whole House on the State of the Union.

Mr. OXLEY: Committee on Financial Services. H.R. 4912. A bill to amend section 242 of the National Housing Act to extend the exemption for critical access hospitals under the FHA program for mortgage insurance for hospitals (Rept. 109–424). Referred to the Committee of the Whole House on the State of the Union.

Mr. POMBO: Committee on Resources. House Joint Resolution 78. Resolution approving the location of the commemorative work in the District of Columbia honoring former President Dwight D. Eisenhower (Rept. 109–425). Referred to the Committee of the Whole House on the State of the Union.

Mr. POMBO: Committee on Resources. H.R. 1307. A bill to amend the Wild and Scenic Rivers Act to designate portions of the Musconetcong River in the State of New Jersey as a component of the National Wild and Scenic Rivers System, and for other purposes (Rept. 109–427). Referred to the Committee of the Whole House on the State of the Union.

Mr. POMBO: Committee on Resources. S. 1869. A Act to reauthorize the Coastal Barrier Resources Act, and for other purposes (Rept. 109–428). Referred to the Committee of the Whole House on the State of the Union.

Mr. POMBO: Committee on Resources. S. 1165. An Act to provide for the expansion of the James Campbell National Wildlife Refuge, Honolulu County, Hawaii (Rept. 109–429). Referred to the Committee of the Whole House on the State of the Union.

Mr. POMBO: Committee on Resources. H.R. 4204. A bill to direct the Secretary of the Interior to transfer ownership of the American River Pump Station Project, and for other purposes (Rept. 109–430). Referred to the Committee of the Whole House on the State of the Union.

Mr. POMBO: Committee on Resources. H.R. 3967. A bill to authorize the Secretary of the Interior to reallocate costs of the Pactola Dam and Reservoir, South Dakota, to reflect increased demands for municipal, industrial, and fish and wildlife purposes (Rept. 109–431). Referred to the Committee of the Whole House on the State of the Union.

Mr. POMBO: Committee on Resources. H.R. 4080. A bill to extend the contract for the Glendo Unit of the Missouri River Basin Project in the State of Wyoming (Rept. 109–432). Referred to the Committee of the Whole House on the State of the Union.

Mr. POMBO: Committee on Resources. H.R. 3682. A bill to redesignate the Mason Neck National Wildlife Refuge in Virginia as the Elizabeth Hartwell Mason Neck National Wildlife Refuge (Rept. 109–433). Referred to the House Calendar.

Mr. TOM DAVIS of Virginia: Committee on Government Reform. 2006 Congressional Drug Control Budget and Policy Assessment: A Review of the 2007 National Drug Control Budget and 2006 National Drug Control Strategy (Rept. 109–434). Referred to the Committee of the Whole House on the State of the Union.

Mr. TOM DAVIS of Virginia: Committee on Government Reform. Updating Nuclear Security Standards: How Long Can the Department of Energy Afford to Wait? (Rept. 109–435). Referred to the Committee of the Whole House on the State of the Union.

Mr. TOM DAVIS of Virginia: Committee on Government Reform. Strengthening Disease Surveillance (Rept. 109–436). Referred to the Committee of the Whole House on the State of the Union.

Mr. PUTNAM: Committee on Rules. House Resolution 774. Resolution providing for consideration of the bill (H.R. 5020) to authorize appropriations for fiscal year 2007 for intelligence and intelligence-related activities of the United States Government, the Community Management Account, and the Central Intelligence Agency Retirement and Disability System, and for other purposes (Rept. 109–438). Referred to the House Calendar.

Mr. SENSENBRENNER. Committee on the Judiciary. H.R. 4975. A bill to provide greater

transparency with respect to lobbying activities, and for other purposes; with an amendment (Rept. 109–439, Pt. 1). Ordered to be printed.

Mr. EHLERS. Committee on House Administration. H.R. 4975. A bill to provide greater transparency with respect to lobbying activities, and for other purposes; (Rept. 109–439, Pt. 2). Ordered to be printed.

Mr. DREIER. Committee on Rules. H.R. 4975. A bill to provide greater transparency with respect to lobbying activities, and for other purposes; with amendments (Rept. 109–439, Pt. 3). Ordered to be printed.

Mr. TOM DAVIS of Virginia. Committee on Government Reform. H.R. 4975. A bill to provide greater transparency with respect to lobbying activities, and for other purposes; with amendments (Rept. 109–439, Pt. 4). Ordered to be printed.

¶27.35 REPORTED BILL SEQUENTIALLY REFERRED

Under clause 2 of rule XII, bills and reports were delivered to the Clerk for printing, and bills referred as follows:

Mr. POMBO. Committee on Resources. H.R. 1595. A bill to implement the recommendations of the Guam War Claims Review Commission, with an amendment; referred to the Committee on Judiciary for a period ending not later than June 9, 2006, for consideration of such provisions of the bill and amendment as fall within the jurisdiction of that committee pursuant to clause 1(l), rule X (Rept. 109–437, Pt. 1). Ordered to be printed.

¶27.36 COMMITTEE DISCHARGE

Pursuant to clause 2 of rule XII the Committee on Standards of Official Conduct discharged from further consideration. H.R. 4975 referred to the Committee of the Whole House on the State of the Union and ordered to be printed.

¶27.37 PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XII, public bills and resolutions were introduced and severally referred, as follows:

By Mr. SODREL (for himself, Ms. CARSON, Mr. VISCLOSKY, Mr. BURTON of Indiana, Mr. BUYER, Mr. PENCE, Mr. CHOCOLA, Mr. HOSTETTLER, and Mr. SOUDER):

H.R. 5169. A bill to designate the facility of the United States Postal Service located at 1310 Highway 64 NW. in Ramsey, Indiana, as the ''Wilfred Edward 'Cousin Willie' Sieg, Sr. Post Office''; to the Committee on Government Reform.

By Mr. SHADEGG (for himself, Mr. SIMMONS, and Mr. HOEKSTRA):

H.R. 5170. A bill to suspend temporarily the duty on ethanol; to the Committee on Ways and Means.

By Mr. HOEKSTRA (for himself, Mr. GILLMOR, Mr. MCCOTTER, Mr. ROGERS of Michigan, Mr. EHLERS, Mr. BOOZMAN, Mr. SHADEGG, Mr. CAMP of Michigan, and Mr. LATOURETTE):

H.R. 5171. A bill to amend the Public Health Service Act to provide for community projects that will reduce the number of individuals who are uninsured with respect to health care, and for other purposes; to the Committee on Energy and Commerce.

By Mr. BLUMENAUER (for himself, Mr. FARR, Mr. PALLONE, Mr. MCDERMOTT, and Mr. CASE):

H.R. 5172. A bill to improve the effectiveness of Department of Defense programs for the remediation of unexploded ordnance on former defense sites, and for other purposes; to the Committee on Armed Services.

By Mr. BRADLEY of New Hampshire (for himself and Mr. GERLACH):

H.R. 5173. A bill to amend title XVIII of the Social Security Act to suspend the Medicare prescription drug late enrollment penalty during 2006; to the Committee on Energy and Commerce, and in addition to the Committee on Ways and Means, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mrs. DAVIS of California (for herself and Mr. EVANS):

H.R. 5174. A bill to amend the Higher Education Act of 1965 to prevent veterans' contributions to education benefits from reducing Federal student financial assistance; to the Committee on Education and the Workforce.

By Mr. DOGGETT (for himself and Mr. SHERMAN):

H.R. 5175. A bill to amend the Internal Revenue Code of 1986 to allow the Secretary of the Treasury to disclose taxpayer identity information through mass communications to notify persons entitled to tax refunds; to the Committee on Ways and Means.

By Mr. EMANUEL:

H.R. 5176. A bill to amend the Internal Revenue Code of 1986 to make the Federal income tax system simpler, fairer, and more fiscally responsible, and for other purposes; to the Committee on Ways and Means.

By Mr. ENGLISH of Pennsylvania (for himself, Mr. LEVIN, Mr. BAKER, and Mr. KANJORSKI):

H.R. 5177. A bill to amend the Internal Revenue Code of 1986 to allow bonds guaranteed by the Federal home loan banks to be treated as tax exempt bonds; to the Committee on Ways and Means.

By Mr. FOSSELLA (for himself and Mr. HOEKSTRA):

H.R. 5178. A bill to direct the Secretary of Homeland Security to conduct a study to identify best practices for the communication of information concerning a terrorist threat, and for other purposes; to the Committee on Homeland Security, and in addition to the Committee on Intelligence (Permanent Select), for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. HALL:

H.R. 5179. A bill to amend title XVIII of the Social Security Act to ensure adequate payment amounts for drugs and biologicals under part B of the Medicare Program; to the Committee on Energy and Commerce, and in addition to the Committee on Ways and Means, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. HAYWORTH (for himself, Mr. RENZI, Mr. GIBBONS, Mr. CALVERT, Mr. KOLBE, and Mr. PORTER):

H.R. 5180. A bill to authorize appropriations for the Bureau of Reclamation to carry out the Lower Colorado River Multi-Species Conservation Program in the States of Arizona, California, and Nevada, and for other purposes; to the Committee on Resources.

By Mr. JINDAL:

H.R. 5181. A bill to amend the Federal Property and Administrative Services Act of 1949 to limit the number of, and require reporting relating to, all subcontracts under contracts with the Federal Government; to the Committee on Government Reform.

By Mr. JONES of North Carolina (for himself, Mr. BERRY, Mr. RANGEL, Mr. MORAN of Kansas, Mr. WEINER, Mr. MARSHALL, Mr. TAYLOR of Mississippi, Mr. JEFFERSON, Mr. ETHERIDGE, Mr. WICKER, Mr. ROSS, Mr. WEXLER, Mr. HOLDEN, Mr. DOYLE, Mr. MOORE of Kansas, Mr. BROWN of Ohio, Mr. ABERCROMBIE, and Mr. ALLEN):

H.R. 5182. A bill to amend title XVIII of the Social Security Act to require the sponsor of a prescription drug plan or an organization offering an MA-PD plan to promptly pay claims submitted under part D, and for other purposes; to the Committee on Energy and Commerce, and in addition to the Committee on Ways and Means, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. KUHL of New York:

H.R. 5183. A bill to amend title II of the Social Security Act to exclude benefits of adopted disabled adult children from determinations of the family maximum; to the Committee on Ways and Means.

By Ms. ZOE LOFGREN of California:

H.R. 5184. A bill to require businesses to permit customers to cancel certain subscription services in the same manner and by the same means as is provided by such person to individuals to subscribe to such service; to the Committee on Energy and Commerce.

By Mrs. MALONEY:

H.R. 5185. A bill to promote the empowerment of women in Afghanistan; to the Committee on International Relations.

By Ms. NORTON:

H.R. 5186. A bill to amend the Internal Revenue Code of 1986 to replace the expired tax benefits for the DC Zone, and for other purposes; to the Committee on Ways and Means, and in addition to the Committees on the Judiciary, and Government Reform, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. OBERSTAR (for himself and Mr. YOUNG of Alaska):

H.R. 5187. A bill to amend the John F. Kennedy Center Act to authorize additional appropriations for the John F. Kennedy Center for the Performing Arts for fiscal year 2007; to the Committee on Transportation and Infrastructure.

By Mr. SWEENEY:

H.R. 5188. A bill to amend title 18, United States Code, to strengthen enforcement of spousal court-ordered property distributions, and for other purposes; to the Committee on the Judiciary.

By Mr. SWEENEY:

H.R. 5189. A bill to amend title II of the Social Security Act to provide that an individual's entitlement to any benefit thereunder shall continue through the month of his or her death (without affecting any other person's entitlement to benefits for that month) and that such individual's benefit shall be payable for such month only to the extent proportionate to the number of days in such month preceding the date of such individual's death; to the Committee on Ways and Means.

By Mr. TOWNS:

H.R. 5190. A bill to establish the Comprehensive Immigration Reform Commission; to the Committee on the Judiciary.

By Mr. WEINER:

H.R. 5191. A bill to amend the Homeland Security Act of 2002 to direct the Secretary of Homeland Security to require, as a condition of receiving a homeland security grant, that a grant recipient submit reports on each expenditure made using grant funds; to the Committee on Homeland Security.

By Mrs. WILSON of New Mexico:

H.R. 5192. A bill to authorize the Secretary of the Interior to make available cost-shared

grants and enter into cooperative agreements to further the goals of the Water 2025 Program by improving water conservation, efficiency, and management in the Reclamation States, and for other purposes; to the Committee on Resources.

By Mrs. WILSON of New Mexico:

H.R. 5193. A bill to amend titles XVIII and XIX of the Social Security Act to provide for continuity of Medicare prescription drug coverage for full-benefit dual eligible individuals, for Medicare prescription drug coverage of benzodiazepines and off-label uses of certain prescription drugs and biological products, for optional Medicaid coverage of Medicare prescription drug cost-sharing for full-benefit dual eligible individuals, for authorization to the Secretary of Health and Human Services to waive certain determinations denying Medicare prescription drug coverage, and for holding pharmacies harmless for certain costs incurred during implementation of Medicare part D; to the Committee on Energy and Commerce, and in addition to the Committee on Ways and Means, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. WOLF (for himself, Mr. MORAN of Virginia, Mrs. JO ANN DAVIS of Virginia, Mr. FORBES, Mrs. DRAKE, Mr. SCOTT of Virginia, Mr. GOODE, Mr. GOODLATTE, Mr. CANTOR, Mr. BOUCHER, and Mr. TOM DAVIS of Virginia):

H.R. 5194. A bill to designate the facility of the United States Postal Service located at 8801 Sudley Road in Manassas, Virginia, as the ''Harry J. Parrish Post Office Building''; to the Committee on Government Reform.

By Mr. WOLF (for himself, Mr. GOODE, Mrs. CAPITO, Mr. PLATTS, Mr. TOM DAVIS of Virginia, Mrs. JO ANN DAVIS of Virginia, Mr. SCOTT of Virginia, and Mr. BOUCHER):

H.R. 5195. A bill to establish the Journey Through Hallowed Ground National Heritage Area, and for other purposes; to the Committee on Resources.

By Mr. CASTLE:

H. Con. Res. 389. Concurrent resolution amending the Rules of the House of Representatives and the Standing Rules of the Senate to require the full payment and disclosure of charter flights provided to Members of Congress; to the Committee on Rules.

By Mr. DAVIS of Kentucky (for himself and Mr. SODREL):

H. Res. 772. A resolution amending the Rules of the House of Representatives to require the Committee on Standards of Official Conduct to provide regular ethics training for Members, Delegates, and the Resident Commissioner; to the Committee on Rules.

By Mr. SESSIONS (for himself, Mr. LEWIS of Georgia, and Mr. DREIER):

H. Res. 773. A resolution commending the American Jewish Committee for its century of leadership, and for other purposes; to the Committee on Government Reform.

By Mr. BURTON of Indiana (for himself, Mr. BARTLETT of Maryland, Mr. MEEKS of New York, and Mr. LANTOS):

H. Res. 775. A resolution commending the Community of Sant'Egidio for their extensive charity and generosity on behalf of the poor throughout the world; to the Committee on International Relations.

By Mr. HEFLEY:

H. Res. 776. A resolution supporting the observance of a ''National Day of the American Cowboy''; to the Committee on Government Reform.

By Mr. MEEK of Florida:

H. Res. 777. A resolution expressing the sense of the House of Representatives, in recognition of the contributions of the Haitian people to the history and culture of the United States, by establishing ''Haitian-American Heritage Month''; to the Committee on Government Reform.

¶27.38 REPORT OF COMMITTEE ON PRIVATE BILLS AND RESOLUTIONS

Under clause 2 of rule XIII, reports of committees were delivered to the Clerk for printing and reference to the proper calendar, as follows:

Mr. POMBO. Committee on Resources. S. 584. A bill to act require the Secretary of the Interior to allow the continued occupancy and use of certain land and improvements within Rocky Mountain National Park (Rept. 109–426). Referred to the Private Calendar.

¶27.39 ADDITIONAL SPONSORS

Under clause 7 of rule XII, sponsors were added to public bills and resolutions as follows:

H.R. 23: Mr. GALLEGLY and Mr. FITZPATRICK of Pennsylvania.

H.R. 97: Mr. POMEROY and Mr. MILLER of Florida.

H.R. 147: Mr. KENNEDY of Minnesota and Mr. COLE of Oklahoma.

H.R. 198: Ms. CORRINE BROWN of Florida, Mr. COOPER, Mr. EMANUEL, and Mr. SIMMONS.

H.R. 282: Ms. BORDALLO, Mr. GARY G. MILLER of California, Mr. TOM DAVIS of Virginia, Mr. YOUNG of Alaska and Ms. WATSON.

H.R. 303: Mr. ORTIZ.

H.R. 333: Mr. FILNER.

H.R. 354: Mr. LEWIS of Georgia and Mr. WAMP.

H.R. 356: Mr. MCKEON.

H.R. 363: Mr. HINCHEY.

H.R. 378: Mr. SERRANO, Mr. RANGEL, and Ms. LEE.

H.R. 521: Mr. DAVIS of Kentucky.

H.R. 533: Ms. PELOSI.

H.R. 550: Ms. ROYBAL-ALLARD, Ms. PELOSI, Mr. LEACH, Ms. MATSUI, Mr. LAHOOD, Mr. CHANDLER, Mr. LYNCH, Mr. HOLDEN, Mr. GERLACH, and Mr. AL GREEN of Texas.

H.R. 552: Mr. BOUSTANY and Mrs. CUBIN.

H.R. 558: Mr. FILNER.

H.R. 559: Ms. SOLIS, Mr. HINCHEY, and Mr. HONDA.

H.R. 583: Mr. BRADY of Pennsylvania, Mr. DENT, Mr. DAVIS of Tennessee, and Mr. GREEN of Wisconsin.

H.R. 602: Mr. LEVIN and Mr. MARKEY.

H.R. 662: Ms. JACKSON-LEE of Texas and Mr. KUCINICH.

H.R. 663: Mr. DAVIS of Illinois, Ms. WATERS, Mrs. CHRISTENSEN, and Ms. MOORE of Wisconsin.

H.R. 697: Mr. PAYNE.

H.R. 808: Mrs. WILSON of New Mexico.

H.R. 874: Mr. SIMPSON, Mr. SHAW, Mr. HOSTETTLER, Mr. COLE of Oklahoma, and Mr. MILLER of Florida.

H.R. 917: Mr. BOSWELL.

H.R. 926: Mr. GENE GREEN of Texas.

H.R. 939: Mr. LANTOS and Ms. PELOSI.

H.R. 964: Ms. MCCOLLUM of Minnesota.

H.R. 987: Mrs. CAPITO and Mr. MOORE of Kansas.

H.R. 994: Mr. OSBORNE, Mr. GUTKNECHT, Mr. SALAZAR, Ms. MOORE of Wisconsin, Mr. ISTOOK, Mr. LATOURETTE, and Mr. WICKER.

H.R. 998: Mr. ISTOOK, Mr. CHANDLER, and Mr. WAMP.

H.R. 1002: Mr. LEWIS of Kentucky and Mrs. DRAKE.

H.R. 1059: Mrs. DAVIS of California.

H.R. 1079: Mr. CULBERSON and Mr. RAHALL.

H.R. 1105: Mr. FORD.

H.R. 1131: Mr. HOEKSTRA, Mr. DAVIS of Kentucky, Mr. OBERSTAR, and Mr. FRANK of Massachusetts.

H.R. 1172: Mr. SMITH of Washington and Mr. CAPUANO.

H.R. 1175: Mrs. CAPITO, Ms. BALDWIN, and Mr. GOODLATTE.

H.R. 1188: Mr. BISHOP of Georgia, Mr. BACA, and Ms. CARSON.

H.R. 1227: Mr. FITZPATRICK of Pennsylvania, Mr. PASTOR, Mr. GERLACH, Ms. BEAN, Mr. SIMMONS, Mr. OBEY, and Mr. CASTLE.

H.R. 1245: Mr. SABO, Mr. YOUNG of Florida, Mr. PASTOR, Mr. DAVIS of Tennessee, and Mr. GERLACH.

H.R. 1352: Mr. TOWNS.

H.R. 1356: Mr. RUSH, Mr. SCOTT of Virginia, and Mr. KIRK.

H.R. 1364: Mr. CONYERS.

H.R. 1415: Ms. DEGETTE and Mr. KUCINICH.

H.R. 1426: Mr. MILLER of North Carolina.

H.R. 1431: Mr. EVANS and Mr. ABERCROMBIE.

H.R. 1432: Ms. JACKSON-LEE of Texas and Mr. MOORE of Kansas.

H.R. 1433: Ms. JACKSON-LEE of Texas and Mr. MOORE of Kansas.

H.R. 1462: Mr. FILNER.

H.R. 1498: Mr. MELANCON and Mr. WELDON of Pennsylvania.

H.R. 1514: Mr. REICHERT.

H.R. 1548: Mr. BOEHLERT, Ms. MILLENDER-MCDONALD, Mrs. MUSGRAVE, Mrs. BLACKBURN, Mr. FORTUÑO, Mrs. DAVIS of California, Mr. BONNER, Mr. DICKS, Mr. LIPINSKI, Mr. SHAW, Mr. CHANDLER, Mr. CONYERS, Mr. MCCOTTER, Mr. CALVERT, Mr. WOLF, Mr. LANTOS, Mr. LYNCH, and Mr. SMITH of New Jersey.

H.R. 1554: Mr. MCGOVERN and Mr. NEAL of Massachusetts.

H.R. 1578: Mr. SMITH of New Jersey, Mr. MURTHA, Mr. BISHOP of Georgia, Mr. SMITH of Texas, Mrs. BLACKBURN, and Mr. BISHOP of Utah.

H.R. 1582: Ms. DEGETTE and Mr. JINDAL.

H.R. 1591: Mr. STRICKLAND.

H.R. 1595: Mrs. DAVIS of California, Mr. BARTLETT of Maryland, Mr. AKIN, Mr. KOLBE, Mr. HEFLEY, Ms. PELOSI, and Mr. INSLEE.

H.R. 1633: Mr. SIMMONS.

H.R. 1671: Mr. GINGREY.

H.R. 1687: Mr. ETHERIDGE, Mr. SCHIFF, Ms. MILLENDER-MCDONALD, Mrs. CHRISTENSEN, Ms. NORTON, Ms. EDDIE BERNICE JOHNSON of Texas, and Ms. ESHOO.

H.R. 1696: Mr. SMITH of New Jersey and Mr. GERLACH.

H.R. 1707: Mr. SANDERS and Mr. RANGEL.

H.R. 1708: Mr. PAUL, Mr. SESSIONS, Mr. ENGEL, and Mrs. NAPOLITANO.

H.R. 1951: Ms. SCHWARTZ of Pennsylvania, Ms. BORDALLO, Mr. CHANDLER, Mr. BROWN of South Carolina, and Mr. FOSSELLA.

H.R. 2043: Mr. BOUCHER.

H.R. 2076: Mr. ROSS.

H.R. 2088: Mr. BARROW.

H.R. 2177: Mr. TOM DAVIS of Virginia and Mr. UDALL of Colorado.

H.R. 2230: Mr. MOORE of Kansas and Mr. FILNER.

H.R. 2231: Ms. DEGETTE, Mrs. BONO, Mr. DENT, Mr. SMITH of New Jersey, and Mr. DINGELL.

H.R. 2238: Mr. COLE of Oklahoma.

H.R. 2328: Mr. FILNER, Mr. LAHOOD, Ms. BALDWIN, Mr. MCCOTTER, Mr. CLEAVER, Mr. SWEENEY, and Mr. KING of New York.

H.R. 2350: Mrs. EMERSON.

H.R. 2353: Mr. ADERHOLT.

H.R. 2357: Mr. HINOJOSA.

H.R. 2369: Mr. ORTIZ, Mr. HERGER, Ms. WATERS, and Mr. CAMPBELL of California.

H.R. 2390: Mr. FOSSELLA.

H.R. 2421: Mrs. MALONEY, Mr. CARDIN, Mr. MARKEY, Mr. MEEK of Florida, Mr. EHLERS, Mr. OLVER, Mr. BROWN of Ohio, and Mr. GERLACH.

H.R. 2429: Mr. OBERSTAR.

H.R. 2456: Ms. MOORE of Wisconsin.

H.R. 2561: Miss MCMORRIS and Ms. HERSETH.

H.R. 2567: Mrs. NORTHUP and Mr. WELDON of Pennsylvania.

H.R. 2568: Mr. GOODE.

H.R. 2662: Ms. MATSUI.
H.R. 2669: Mr. DAVIS of Kentucky.
H.R. 2684: Mr. DOYLE.
H.R. 2716: Mr. GERLACH and Mr. ALLEN.
H.R. 2736: Mr. RAHALL.
H.R. 2793: Mr. COSTELLO and Mr. ENGLISH of Pennsylvania.
H.R. 2813: Mr. WEINER.
H.R. 2842: Mr. BRADLEY of New Hampshire.
H.R. 2861: Mr. SPRATT.
H.R. 2928: Mr. FATTAH and Mr. SCOTT of Georgia.
H.R. 2943: Mr. GERLACH and Mr. GRIJALVA.
H.R. 2960: Mr. MEEHAN.
H.R. 3151: Mr. LANGEVIN.
H.R. 3155: Ms. NORTON, Mr. WEXLER, and Ms. MILLENDER-MCDONALD.
H.R. 3164: Mr. MANZULLO.
H.R. 3312: Ms. SCHWARTZ of Pennsylvania.
H.R. 3352: Mr. WAMP.
H.R. 3380: Mr. SANDERS.
H.R. 3436: Mr. BARROW.
H.R. 3442: Mr. BAIRD.
H.R. 3476: Mr. STRICKLAND, Mr. HINCHEY, Ms. NORTON, Ms. KAPTUR, Ms. BALDWIN, Mr. CLAY, Mr. ABERCROMBIE, Mr. TOWNS, Mr. BURGESS, Mr. REYES, Mr. FARR, Mr. DINGELL, Mr. GREEN of Wisconsin, and Mr. WEXLER.
H.R. 3568: Ms. BORDALLO.
H.R. 3576: Mr. KUCINICH, Mr. FATTAH, and Mr. HINOJOSA.
H.R. 3612: Mr. TERRY.
H.R. 3614: Ms. HARRIS and Mr. CUELLAR.
H.R. 3623: Mr. CHABOT.
H.R. 3628: Mr. CASE, Mr. KENNEDY of Rhode Island, Mr. EMANUEL, and Mr. CUMMINGS.
H.R. 3656: Mr. LARSON of Connecticut.
H.R. 3689: Mr. MOORE of Kansas, Mr. TOWNS, Mr. FILNER, Mr. CONYERS, and Ms. ZOE LOFGREN of California.
H.R. 3701: Ms. MCKINNEY and Mr. SERRANO.
H.R. 3712: Mr. GRIJALVA, Mr. PAYNE, and Mr. CONYERS.
H.R. 3715: Mr. BARROW.
H.R. 3753: Mr. JINDAL.
H.R. 3762: Mr. BLUMENAUER, Ms. MATSUI, Mr. MORAN of Virginia, and Mr. ABERCROMBIE.
H.R. 3778: Mr. PAYNE and Mrs. TAUSCHER.
H.R. 3780: Mr. PALLONE.
H.R. 3854: Mrs. JOHNSON of Connecticut.
H.R. 3858: Mr. SCHIFF, Mr. MARIO DIAZ-BALART of Florida, Mr. ROTHMAN, Mr. DICKS, Mrs. TAUSCHER, Mr. PLATTS, Mr. FERGUSON, and Mrs. KELLY.
H.R. 3859: Mrs. KELLY.
H.R. 3861: Mr. ENGEL.
H.R. 3883: Mr. SHUSTER.
H.R. 3933: Mr. REICHERT.
H.R. 3936: Ms. LORETTA SANCHEZ of California, Mr. LARSON of Connecticut,
Mr. STRICKLAND, Mr. DAVIS of Alabama, Mr. REYES, Ms. Linda T. Sánchez of California, Mr. ACKERMAN, Mr. PAYNE, Mr. GORDON, Ms. WATSON, Ms. HOOLEY, Mr. GEORGE MILLER of California, and Ms. KILPATRICK of Michigan.
H.R. 3949: Mr. BONNER, Mr. NEAL of Massachusetts, Mr. MCGOVERN, Ms. EDDIE BERNICE JOHNSON of Texas, Mr. STRICKLAND, Mr. RYAN of Ohio, Mr. DAVIS of Kentucky, Mr. FRANK of Massachusetts, and Mr. PRICE of North Carolina.
H.R. 3957: Mr. CHABOT.
H.R. 4025: Mr. LAHOOD, Mr. SANDERS, Ms. MILLENDER-MCDONALD, Ms. BORDALLO, and Mr. HINOJOSA.
H.R. 4042: Mr. OTTER.
H.R. 4049: Mr. ABERCROMBIE, Mr. CONYERS, Mr. ENGLISH of Pennsylvania, and Mr. MCKEON.
H.R. 4062: Mr. LANGEVIN.
H.R. 4063: Mr. LARSEN of Washington and Ms. MCCOLLUM of Minnesota.
H.R. 4098: Mr. MORAN of Kansas, Mr. GERLACH, Mr. SULLIVAN, Ms. KILPATRICK of Michigan, and Mr. SMITH of Washington.
H.R. 4126: Mrs. JO ANN DAVIS of Virginia.
H.R. 4188: Ms. CARSON, Mr. BERMAN, Mr. MCDERMOTT, Mr. DELAHUNT, Mr. WAXMAN, Mr. LYNCH, Ms. SLAUGHTER, Mr. STARK, Mr. WEXLER, Mr. MCGOVERN, and Mr. BROWN of Ohio.
H.R. 4217: Mr. WHITFIELD, Mr. GREEN of Wisconsin, Mrs. Drake, Mr. LATOURETTE, and Mr. CARTER.
H.R. 4222: Ms. LEE and Ms. BALDWIN.
H.R. 4229: Mr. MILLER of North Carolina.
H.R. 4236: Mr. MOORE of Kansas and Mr. BOSWELL.
H.R. 4259: Mr. SCHWARZ of Michigan, and Ms. BORDALLO.
H.R. 4341: Mr. CHOCOLA, Mrs. BLACKBURN, and Mr. BUYER.
H.R. 4361: Mr. CUMMINGS.
H.R. 4371: Mr. CUELLAR and Ms. MCKINNEY.
H.R. 4384: Mrs. MALONEY.
H.R. 4398: Mr. MOORE of Kansas.
H.R. 4399: Mr. PORTER and Mr. SWEENEY.
H.R. 4409: Mr. ROGERS of Alabama, Mr. MORAN of Virginia, Mrs. BONO, Ms. PRYCE of Ohio, and Mr. BONNER.
H.R. 4424: Mr. HOYER and Mr. SCOTT of Georgia.
H.R. 4463: Mr. KUCINICH.
H.R. 4474: Mr. CARDIN.
H.R. 4479: Mrs. MALONEY, Mr. UDALL of Colorado, Mr. WEINER, Mr. WEXLER, Mr. LEVIN, Mr. DOYLE, Mr. GUTIERREZ, Mrs. MCCARTHY, Mr. LYNCH, Ms. SOLIS, Mr. OLVER; Mr. GEORGE MILLER of California, Ms. MATSUI, and Mr. SCOTT of Virginia.
H.R. 4493: Mr. REYES.
H.R. 4511: Ms. HART.
H.R. 4542: Mr. SCHWARZ of Michigan, Mr. EDWARDS, Mr. KUHL of New York, Mr. FARR, Mr. PRICE of North Carolina, and Mr. REYES.
H.R. 4547: Mrs. CUBIN, Mr. BARROW, and Mr. DAVIS of Tennessee.
H.R. 4550: Mr. FORTUÑO, Ms. ROS-LEHTINEN, Mr. SHERWOOD, Ms. VELÁZQUEZ, Mr. RAHALL, Mrs. CAPPS, Mr. SCHIFF, Mr. GRIJALVA, and Ms. ZOE LOFGREN of California.
H.R. 4574: Mr. MILLER of Florida and Ms. LINDA T. SÁNCHEZ of California.
H.R. 4582: Mr. DEFAZIO.
H.R. 4597: Mr. MOORE of Kansas.
H.R. 4600: Mr. SERRANO, Mr. CLEAVER, Mr. RUSH, Mr. OWENS, Mr. CONYERS, Mr. GRIJALVA, and Mr. FATTAH.
H.R. 4606: Mr. MCDERMOTT.
H.R. 4619: Mr. CROWLEY.
H.R. 4621: Mr. PORTER.
H.R. 4624: Mr. MEEKS of New York.
H.R. 4629: Mr. KUCINICH.
H.R. 4650: Mr. JINDAL, Mr. MURPHY, and Mr. FORD.
H.R. 4651: Ms. LEE, Mr. MOORE of Kansas, Mr. HOLT, and Ms. SCHAKOWSKY.
H.R. 4662: Mr. KENNEDY of Minnesota.
H.R. 4665: Mr. HINOJOSA.
H.R. 4666: Mrs. JOHNSON of Connecticut.
H.R. 4668: Mr. GOODLATTE.
H.R. 4672: Mr. LEWIS of Kentucky.
H.R. 4677: Mr. ADERHOLT.
H.R. 4695: Mr. CHANDLER, Mr. HOLT, and Ms. WOOLSEY.
H.R. 4696: Mr. ADERHOLT.
H.R. 4704: Mrs. JONES of Ohio and Mr. BACA.
H.R. 4705: Mr. OWENS, Mr. BISHOP of New York, Mr. JEFFERSON, and Mrs. KELLY.
H.R. 4710: Mrs. MYRICK, Mr. ABERCROMBIE, and Mr. JEFFERSON.
H.R. 4727: Mr. STRICKLAND, Mr. DELAHUNT, and Mr. ROSS.
H.R. 4730: Mr. CARTER, Mr. DAVIS of Kentucky, Mr. ROGERS of Kentucky, Mr. WAMP, Mr. WILSON of South Carolina, Mr. WHITFIELD, Mr. GIBBONS, and Mr. MILLER of Florida.
H.R. 4739: Mr. MORAN of Virginia and Mr. JEFFERSON.
H.R. 4740: Mr. PLATTS.
H.R. 4747: Mr. TERRY, Ms. BALDWIN, Mr. WEXLER, Mr. BROWN of Ohio, Ms. ESHOO, and Mr. PRICE of North Carolina.
H.R. 4749: Mr. BLUMENAUER, Mr. MEEHAN, Mr. STUPAK, and Mr. CONYERS.
H.R. 4753: Mr. BROWN of Ohio, Mr. BROWN of South Carolina, and Mr. JEFFERSON.
H.R. 4755: Mr. DINGELL, Mr. BERMAN, Mr. MCINTYRE, Mr. HINCHEY, Mr. SCHWARZ of Michigan, Mr. FRANK of Massachusetts, Mr. BARROW, Mr. CASE, Mr. SNYDER, Mr. REYES, Mr. MILLER of North Carolina, Mr. BRADY of Pennsylvania, Mr. REHBERG, Mr. BECERRA, Ms. WATERS, Mr. MCCAUL of Texas, Mr. CLYBURN, Mr. THOMPSON of California, Ms. SCHAKOWSKY, Mr. HINOJOSA, Mr. MURPHY, Mr. BOREN, Mr. LARSON of Connecticut, Ms. SOLIS, Mr. SHERMAN, Ms. LORETTA SANCHEZ of California, Mr. PLATTS, Mr. MEEHAN, Mr. SCOTT of Virginia, Mrs. LOWEY, Mr. SHAYS, and Mr. COLE of Oklahoma.
H.R. 4761: Ms. PRYCE of Ohio, Mr. TAYLOR of Mississippi, Mr. BUYER, Mrs. CAPITO, and Mr. BARRETT of South Carolina.
H.R. 4769: Mr. FATTAH, Mr. CASE, Mrs. BONO, and Mr. ROGERS of Michigan.
H.R. 4772: Mr. BROWN of South Carolina.
H.R. 4774: Ms. BEAN.
H.R. 4794: Mr. MOORE of Kansas, Mr. ABERCROMBIE, Mr. FATTAH, Mr. GRIJALVA, Mr. WYNN, Mr. FILNER, Mr. KUCINICH, and Ms. ZOE LOFGREN of California.
H.R. 4806: Mr. MCCOTTER.
H.R. 4808: Mr. HAYES, Mr. BUTTERFIELD, and Mr. MARSHALL.
H.R. 4809: Mr. TIBERI.
H.R. 4824: Mr. JEFFERSON, Mr. EMANUEL, Mr. POMEROY, and Mr. ENGEL.
H.R. 4838: Mr. FEENEY.
H.R. 4843: Mr. CAMPBELL of California.
H.R. 4854: Mr. BISHOP of Georgia and Mr. ENGLISH of Pennsylvania.
H.R. 4860: Mr. BRADY of Pennsylvania and Mr. CARNAHAN.
H.R. 4861: Mr. TERRY.
H.R. 4873: Mr. FORD.
H.R. 4894: Mr. WILSON of South Carolina, Mr. MCKEON, Mr. SHAYS, Mr. REICHERT, Mrs. MILLER of Michigan, and Mr. CAMPBELL of California.
H.R. 4897: Mr. MCHUGH and Mr. HINOJOSA.
H.R. 4902: Mr. ETHERIDGE, Mr. HIGGINS, Mr. DINGELL, Mr. REICHERT, Mr. MELANCON, Mrs. EMERSON, Mr. BOREN, Mr. EVERETT, Mr. CLYBURN, and Mr. GALLEGLY.
H.R. 4903: Mr. BROWN of Ohio.
H.R. 4922: Mr. CARTER and Mr. ENGLISH of Pennsylvania.
H.R. 4937: Mr. REICHERT and Mr. CUELLAR.
H.R. 4948: Mr. BAIRD.
H.R. 4949: Mr. MORAN of Virginia, Mr. LAHOOD, Mr. SHERMAN, Ms. ZOE LOFGREN of California, Mr. SCHIFF, Mr. BURGESS, Mr. LANTOS, Mr. BOUSTANY, Mr. MEEHAN, and Mr. PAUL.
H.R. 4956: Mr. ENGLISH of Pennsylvania.
H.R. 4959: Mrs. CAPITO.
H.R. 4960: Mr. SESSIONS.
H.R. 4962: Mr. NADLER and Mr. ENGEL.
H.R. 4963: Mr. CONYERS, Mr. HOSTETTLER, Mr. RAMSTAD, Mr. OWENS, Mr. DAVIS of Illinois, Mr. ROTHMAN, Mr. FATTAH, Mr. DEFAZIO, Mr. TOWNS, Mrs. MCCARTHY, Mr. PORTER, and Mr. CLAY.
H.R. 4974: Mr. CROWLEY, Mr. KNOLLENBERG, Ms. GRANGER, Mr. WILSON of South Carolina, Mr. ENGEL, Mr. WESTMORELAND, and Mr. ACKERMAN.
H.R. 4992: Mr. FILNER and Mr. RAHALL.
H.R. 4993: Ms. LEE, Mr. MCCOTTER, Mr. GENE GREEN of Texas, and Ms. SCHWARTZ of Pennsylvania.
H.R. 5005: Mr. MCCOTTER, Mr. WILSON of South Carolina, Mr. KING of Iowa, Mr. NORWOOD, Mr. BRADLEY of New Hampshire, Mr. SOUDER, Mr. SHUSTER, Mr. PETERSON of Minnesota, and Mr. GORDON.
H.R. 5010: Mrs. CUBIN.
H.R. 5013: Mr. SCHWARZ of Michigan, Mr. HAYES, Mr. ADERHOLT, Mr. MCHENRY, Mr. DINGELL, Mr. WESTMORELAND, Mr. SODREL, and Mr. RAHALL.
H.R. 5033: Mr. VAN HOLLEN, Mrs. MCCARTHY, Ms. WASSERMAN SCHULTZ, Mr. PAYNE, and Mr. WEXLER.

H.R. 5036: Mr. FLAKE.
H.R. 5037: Mr. BARRETT of South Carolina, Mrs. LOWEY, Mr. REYNOLDS, Mr. SENSENBRENNER, Mr. BRADLEY of New Hampshire, Mr. HASTERT, Mr. LANTOS, Mr. ACKERMAN, Mr. WAMP, Mr. LANGEVIN, Ms. LINDA T. SÁNCHEZ of California, Ms. PRYCE of Ohio, Mr. MARSHALL, Mr. BRADY of Pennsylvania, Miss MCMORRIS, Mr. FITZPATRICK of Pennsylvania, Mr. CARTER, Mr. STEARNS, Mr. SMITH of Washington, Mr. HOEKSTRA, Mr. AL GREEN of Texas, Mr. UDALL of Colorado, Mr. BARTLETT of Maryland, Mr. CASE, Mr. BOREN, Mr. MARCHANT, Mr. WILSON of South Carolina, Mr. MARIO DIAZ-BALART of Florida, Mr. CALVERT, Mr. BOUSTANY, Mr. GORDON, Ms. SCHAKOWSKY, Mr. DINGELL, Mr. BLUNT, Mr. DOOLITTLE, Mr. BONNER, and Mr. RAHALL.
H.R. 5039: Mr. CUELLAR.
H.R. 5050: Mr. WESTMORELAND, Mr. BLUNT, and Mr. ROGERS of Alabama.
H.R. 5051: Mr. BOEHLERT, Mr. LAHOOD, Mr. VAN HOLLEN, Mr. MORAN of Virginia, Mr. HINCHEY, Mr. KIRK, Mr. SCHIFF, and Mr. CUMMINGS.
H.R. 5055: Mrs. BONO.
H.R. 5056: Mr. KIRK.
H.R. 5063: Ms. DELAURO, Mr. MCGOVERN, Mr. PASTOR, Mr. BISHOP of Georgia, Mr. LIPINSKI, and Mr. VAN HOLLEN.
H.R. 5065: Mrs. LOWEY.
H.R. 5069: Mr. CARDIN.
H.R. 5075: Mr. ABERCROMBIE.
H.R. 5081: Mrs. DAVIS of California, Mr. BOOZMAN, Ms. BORDALLO, and Mr. Gallegly.
H.R. 5099: Mr. FILNER, Mr. DAVIS of Alabama, Ms. MCCOLLUM of Minnesota, Mr. LEACH, Mr. CLEAVER, Ms. DELAURO, and Mr. REHBERG.
H.R. 5113: Mr. KILDEE, Ms. CARSON, Mr. VISCLOSKY, Ms. KAPTUR, Mr. BROWN of Ohio, Mr. GRIJALVA, Mr. KUCINICH, Ms. SCHAKOWSKY, Mr. PAYNE, Mr. FARR, Mr. DELAHUNT, Mr. STRICKLAND, Ms. LEE, Mr. LEWIS of Georgia, and Mr. THOMPSON of Mississippi.
H.R. 5118: Mr. NORWOOD, Mrs. CUBIN, Mr. PICKERING, and Mr. MCNULTY.
H.R. 5119: Mr. MCINTYRE.
H.R. 5129: Mr. MCCOTTER, Mrs. BLACKBURN, Mr. ISTOOK, and Mr. CONAWAY.
H.R. 5134: Mr. TANNER, Ms. SCHAKOWSKY, Mr. REYES, Mr. HINCHEY, Mr. JEFFERSON, Mr. GERLACH, and Mr. SHUSTER.
H.R. 5136: Mr. BOEHLERT, Mr. BURGESS, Mr. BOREN, Mr. CONAWAY, and Mr. HINOJOSA.
H.R. 5137: Mr. PAYNE and Mr. GRIJALVA.
H.R. 5150: Mr. SCOTT of Virginia and Mr. RYAN of Ohio.
H.R. 5159: Mr. HOLT, Mrs. MUSGRAVE, Mr. MURPHY, Mr. FORD, Mr. HONDA, Mr. KIRK, Mr. BROWN of South Carolina, Ms. FOXX, Mr. CARTER, Mr. MILLER of Florida, and Mr. PETERSON of Minnesota.
H.R. 5160: Mr. LARSON of Connecticut, Mr. MCNULTY, and Mr. SWEENEY.
H.R. 5166: Mr. WEXLER, Mr. ENGLISH of Pennsylvania, Mr. WILSON of South Carolina, Mr. ETHERIDGE, Mr. CUELLAR, Mr. HAYES, Mr. ROGERS of Alabama, Mr. SHUSTER, Mr. ALEXANDER, Mr. MILLER of Florida, Mr. MCHUGH, Mr. BOEHLERT, Mr. RAHALL, Mr. COBLE, Mr. RENZI, Mr. GIBBONS, Mr. PORTER, Mr. DENT, Mr. PITTS, Mr. BAIRD, Mr. BISHOP of Georgia, Mr. JACKSON of Illinois, Mr. GENE GREEN of Texas, Mr. ROSS, Mr. FARR, Mr. DAVIS of Tennessee, Mr. SERRANO, Mr. WYNN, Mr. RUSH, Ms. JACKSON-LEE of Texas, Ms. WOOLSEY, Mrs. TAUSCHER, and Mrs. MCCARTHY.
H. Con. Res. 10: Mr. BERRY.
H. Con. Res. 42: Mr. BERRY and Mr. CARTER.
H. Con. Res. 85: Mr. SHAYS.
H. Con. Res. 106: Mr. STRICKLAND.
H. Con. Res. 137: Mr. ROTHMAN.
H. Con. Res. 219: Mr. FRANK of Massachusetts.
H. Con. Res. 231: Mr. EMANUEL, Ms. LINDA T. SÁNCHEZ of California, Mr. SHAYS, and Ms. ZOE LOFGREN of California.
H. Con. Res. 234: Mr. EVANS, Mr. FRANK of Massachusetts, Mr. NADLER, Mr. MCGOVERN, Mr. MARKEY, and Ms. WOOLSEY.
H. Con. Res. 235: Ms. KAPTUR.
H. Con. Res. 282: Mr. CUMMINGS.
H. Con. Res. 306: Ms. SCHAKOWSKY.
H. Con. Res. 340: Mr. CAPUANO, Mr. SCOTT of Georgia, Mr. WAXMAN, Mr. LARSEN of Washington, and Mr. BISHOP of Georgia.
H. Con. Res. 346: Mr. GONZALEZ, Mr. HENSARLING, Mr. TOM DAVIS of Virginia, Mr. ANDREWS, and Ms. ROS-LEHTINEN.
H. Con. Res. 348: Ms. SCHAKOWSKY.
H. Con. Res. 357: Mr. MCDERMOTT.
H. Con. Res. 363: Mr. DOGGETT, Mr. HOLT, and Mr. TERRY.
H. Con. Res. 368: Mr. COSTA, Mr. FATTAH, Mr. BASS, Mr. HOLDEN, Mr. WELDON of Pennsylvania, Mr. KANJORSKI, Mr. SHERWOOD, Mr. WOLF, Mr. PICKERING, Ms. HART, Mr. JEFFERSON, Mr. PALLONE, Ms. HARRIS, Mr. PITTS, Mr. GRIJALVA, and Mr. CONAWAY.
H. Con. Res. 378: Mr. MCHUGH, Ms. GINNY BROWN-WAITE of Florida, Mr. HOLT, Ms. JACKSON-LEE of Texas, Mr. FALEOMAVAEGA, Mr. PAYNE, Mr. BISHOP of Georgia, Mr. HINOJOSA, Mr. HOLDEN, Mr. SHADEGG, Mr. GRIJALVA, Mrs. TAUSCHER, and Mr. SMITH of New Jersey.
H. Con. Res. 380: Mr. VAN HOLLEN and Mr. MANZULLO.
H. Con. Res. 388: Mr. CROWLEY and Mr. WOLF.
H. Res. 67: Mr. MOORE of Kansas.
H. Res. 222: Mr. GRIJALVA and Mr. ENGLISH of Pennsylvania.
H. Res. 299: Mr. ROSS.
H. Res. 305: Mr. SNYDER.
H. Res. 316: Mr. CLEAVER.
H. Res. 335: Mr. LARSON of Connecticut.
H. Res. 498: Mr. JOHNSON of Illinois, Mrs. MALONEY, Mr. GORDON, and Mrs. JONES of Ohio.
H. Res. 521: Mr. TAYLOR of North Carolina, Mr. DUNCAN, Mr. RANGEL, Ms. ZOE LOFGREN of California, Mr. CAPUANO, and Mr. RAHALL.
H. Res. 526: Mr. LANGEVIN and Mr. BISHOP of Georgia.
H. Res. 600: Mrs. CHRISTENSEN, Mr. BISHOP of Georgia, Mr. MEEKS of New York, and Mr. WEXLER.
H. Res. 636: Mr. FILNER.
H. Res. 637: Mr. FILNER.
H. Res. 638: Ms. LINDA T. SÁNCHEZ of California, Mr. CUMMINGS, Mr. DICKS, Mr. CONYERS, and Ms. NORTON.
H. Res. 699: Mrs. MCCARTHY.
H. Res. 701: Mr. TERRY, Mr. FEENEY, and Mr. GREEN of Wisconsin.
H. Res. 722: Mr. MURTHA.
H. Res. 723: Ms. SCHAKOWSKY, Mr. DOYLE, Mr. FATTAH, Mr. FORD, Mrs. CAPPS, Mr. MEEK of Florida, Mr. BISHOP of Georgia, Ms. KILPATRICK of Michigan, and Mr. OBERSTAR.
H. Res. 727: Mr. MCNULTY, Mr. RANGEL, Ms. EDDIE BERNICE JOHNSON of Texas, Ms. NORTON, Mr. HINCHEY, Mr. CONYERS, Mr. MCDERMOTT, Ms. MILLENDER-MCDONALD, Mr. HASTINGS of Florida, Mr. SCOTT of Virginia, Mr. BERMAN, Ms. WASSERMAN SCHULTZ, Mr. MEEHAN, and Ms. DELAURO.
H. Res. 729: Mr. MARIO DIAZ-BALART of Florida, Ms. LEE, and Mr. DAVIS of Illinois.
H. Res. 739: Mr. OXLEY.
H. Res. 740: Mr. ACKERMAN.
H. Res. 745: Mrs. MYRICK, Mr. PAYNE, Mr. BROWN of Ohio, Mr. MCCOTTER, Mr. WOLF, Mr. WAXMAN, Mr. BURTON of Indiana, Mr. SMITH of Washington, Ms. JACKSON-LEE of Texas, Mr. BERMAN, Mr. RANGEL, Mr. MCNULTY, Mr. HINCHEY, Mr. BISHOP of Georgia, Mr. GRIJALVA, and Mr. BRADY of Pennsylvania.
H. Res. 771: Mr. ENGLISH of Pennsylvania.

WEDNESDAY, APRIL 26, 2006 (28)

¶28.1 APPOINTMENT OF SPEAKER PRO TEMPORE

The House was called to order by the SPEAKER pro tempore, Mrs. CAPITO, who laid before the House the following communication:

WASHINGTON, DC,
April 26, 2006.

I hereby appoint the Honorable SHELLY MOORE CAPITO to act as Speaker pro tempore on this day.

J. DENNIS HASTERT,
Speaker of the House of Representatives.

¶28.2 APPROVAL OF THE JOURNAL

The SPEAKER pro tempore, Mrs. CAPITO, announced she had examined and approved the Journal of the proceedings of Tuesday, April 25, 2006.

Pursuant to clause 1, rule I, the Journal was approved.

¶28.3 COMMUNICATIONS

Executive and other communications, pursuant to clause 8, rule XII, were referred as follows:

6980. A letter from the Director, Regulatory Review Group, Department of Agriculture, transmitting the Department's final rule — Acreage Reports and Noninsured Crop Disaster Assistance Program (RIN: 0560-AG20) received March 29, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

6981. A letter from the Administrator, U.S. Agency for International Development, transmitting a report of a violation of the Antideficiency Act by the U.S. Agency for International Development, pursuant to 31 U.S.C. 1351; to the Committee on Appropriations.

6982. A communication from the President of the United States, transmitting a request for FY 2006 budget amendments for the Army Corp of Engineers; (H. Doc. No. 109–99); to the Committee on Appropriations and ordered to be printed.

6983. A letter from the Deputy Director, Defense Security Cooperation Agency, transmitting pursuant to the reporting requirements of Section 36(b)(1) of the Arms Export Control Act, as amended, Transmittal No. 06-20, concerning the Department of the Navy's proposed Letter(s) of Offer and Acceptance to Thailand for defense articles and services; to the Committee on Armed Services.

6984. A letter from the Under Secretary for Personnel and Readiness, Department of Defense, transmitting a letter on the approved retirement of Lieutenant General Glen W. Moorhead III, United States Air Force, and his advancement to the grade of lieutenant general on the retired list; to the Committee on Armed Services.

6985. A letter from the Under Secretary for Personnel and Readiness, Department of Defense, transmitting a letter on the approved retirement of Lieutenant General Colby M. Broadwater III, United States Army, and his advancement to the grade of lieutenant general on the retired list; to the Committee on Armed Services.

6986. A letter from the Under Secretary for Personnel and Readiness, Department of Defense, transmitting a letter on the approved retirement of Lieutenant General William J. Lennox, Jr., United States Army, and his advancement to the grade of lieutenant general on the retired list; to the Committee on Armed Services.

6987. A letter from the Under Secretary for Personnel and Readiness, Department of Defense, transmitting authorization of the enclosed list of officers to wear the insignia of the grade of rear admiral accordance with title 10, United States Code, section 777; to the Committee on Armed Services.

6988. A letter from the Assistant Secretary of the Army for Acquisition, Logistics and Technology, Department of Defense, transmitting the annual status report of the U.S.

Chemical Demilitarization Program (CDP) as of September 30, 2005; to the Committee on Armed Services.

6989. A letter from the Under Secretary for Personnel and Readiness, Department of Defense, transmitting authorization of the enclosed list of officers to wear the insignia of the next higher grade in accordance with title 10, United States Code, section 777; to the Committee on Armed Services.

6990. A letter from the Under Secretary for Personnel and Readiness, Department of Defense, transmitting a letter on the approved retirement of Lieutenant General Daniel James III, Air National Guard of the United States, and his advancement to the grade of lieutenant general on the retired list; to the Committee on Armed Services.

6991. A letter from the Secretary of the Air Force, Department of Defense, transmitting notification of programs that have exceeded the newly defined significant cost growth threshold against their original baseline estimate, pursuant to 10 U.S.C. 2433; to the Committee on Armed Services.

6992. A letter from the President and Chairman, Export-Import Bank of the United States, transmitting the annual report to Congress on the operations of the Export-Import Bank of the United States for Fiscal Year 2005, pursuant to 12 U.S.C. 635g(a); to the Committee on Financial Services.

6993. A letter from the Acting Assistant Deputy Secretary, Office of Innovation and Improvement, Department of Education, transmitting the Department's final rule — Notice of final priorities and eligibility requirements — received April 4, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Education and the Workforce.

6994. A letter from the Secretary, Department of Energy, transmitting a copy of draft legislation to authorize the Secretary of Energy to use expedited procedures to promulgate rules establishing energy conservation standards; to the Committee on Energy and Commerce.

6995. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's report entitled, ''Enforcement First'' to Ensure Effective Institutional Controls at Superfund Sites; to the Committee on Energy and Commerce.

6996. A letter from the Chairman, Nuclear Regulatory Commission, transmitting proposed legislation authorizing appropriations for FY 2007, pursuant to 42 U.S.C. 2017; to the Committee on Energy and Commerce.

6997. A letter from the Acting Senior Procurement Executive, (OCAO), GSA, National Aeronautics and Space Administration, transmitting the Administration's final rule — Federal Acquisition Circular 2005-07; Introduction — received January 23, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Government Reform.

6998. A letter from the Regulatory Contact, National Archives and Records Administration, transmitting the Administration's final rule — Declassification of National Security Information (RIN: 3095-AB38) received March 29, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Government Reform.

6999. A letter from the Regulatory Contact, National Archives and Records Administration, transmitting the Administration's final rule — Records Management; Electronic Mail; Electronic Records; Disposition of Records (RIN: 3095-AB39) received March 29, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Government Reform.

7000. A letter from the Chairman, Federal Election Commission, transmitting the Commission's final rule — Internet Communications [Notice 2006-8] received March 30, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on House Administration.

7001. A letter from the Inspector General, U.S. House of Representatives, transmitting the results of an audit of the U.S. House of Representatives' annual financial statements for the year ending December 31, 2004; to the Committee on House Administration.

7002. A letter from the Secretary, Department of the Interior, transmitting the 2005 Annual Report for the Office of Surface Mining Reclamation and Enforcement, pursuant to 30 U.S.C. 1211(f), 1267(g), and 1295; to the Committee on Resources.

7003. A letter from the Acting Assistant Secretary, Land and Minerals Management, Department of the Interior, transmitting the Department's final rule — Oil and Gas Lease Acreage Limitation Exemptions and Reinstatement of Oil and Gas Leases [WO-310-1310-PP-241A] (RIN: 1004-AD83) received April 4, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Resources.

7004. A letter from the Assistant Secretary for Fish, Wildlife and Parks, Department of the Interior, transmitting the Department's final rule — Endangered and Threatened Wildlife and Plants; Designation of Critical Habitat for the California Red-legged Frog, and Special Rule Exemption Associated with Final Listing for Existing Routine Ranching Activities (RIN: 1018-AJ16) received April 4, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Resources.

7005. A letter from the Assistant Secretary for Fish, Wildlife and Parks, Department of the Interior, transmitting the Department's final rule — Endangered and Threatened Wildlfie and Plants; Designation of Critical Habitat for Astragalus lentiginosus var. coachellae (Coachella Valley milk-vetch) (RIN: 1018-AT74) received March 24, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Resources.

7006. A letter from the Acting Assistant Secretary for Fish, Wildlife and Parks, Department of the Interior, transmitting the Department's final rule — Endangered and Threatened Wildlife and Plants; Critical Habitat Designation for the Kootenai River Population of the White Sturgeon (RIN: 1018-AU47) received March 24, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Resources.

7007. A letter from the Assistant Secretary for Fish, Wildlife and Parks, Department of the Interior, transmitting the Department's final rule — Endangered and Threatened Wildlife and Plants; Designation of Critical Habitat for Navarretia fossalis (spreading navarretia) (RIN: 1018-AT86) received March 24, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Resources.

7008. A letter from the Acting Director, Office of Surface Mining, Department of the Interior, transmitting the Department's final rule — Oklahoma Regulatory Program [Docket No. OK-030-FOR] received March 22, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Resources.

7009. A letter from the Acting Director, Office of Surface Mining, Department of the Interior, transmitting the Department's final rule — Wyoming Abandoned Mine Land Reclamation Plan [WY-033-FOR] received March 22, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Resources.

7010. A letter from the Director, U.S. Fish and Wildlife Service, Department of the Interior, transmitting the Department's final rule — Endangered and Threatened Wildlife and Plants; Determination of Endangered Status for the Salt Creek Tiger Beetle (Cicindela nevadica lincoliana) (RIN: 1018-AJ13) received March 24, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Resources.

7011. A letter from the Assistant Secretary for Fish, Wildlife and Parks, Department of the Interior, transmitting the Department's final rule — Endangered and Threatened Wildlife and Plants; Designation of Critical Habitat for Atriplex coronata var. notarior (San Jacinto Valley crownscale) (RIN: 1018-AJ11) received March 24, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Resources.

7012. A letter from the Special Trustee for American Indians, Department of the Interior, transmitting the Department's final rule — American Indian Trust Fund Management Reform Act; Technical Amendments (RIN: 1035-AA05) received March 23, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Resources.

7013. A letter from the Acting Chair, Federal Subsistence Board, Department of the Interior, transmitting the Department's final rule — Subsistence Management Regulations for Public Lands in Alaska, Subpart C and Subpart D — 2006-07 Subsistence Taking of Fish and Shellfish Regulations (RIN: 1018-AU05) received March 21, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Resources.

7014. A letter from the Assistant Secretary — Land and Mineral Management, Department of the Interior, transmitting the Department's final rule — Oil and Gas and Sulphur Operations in the Outer Continental Shelf (OCS) — Minimum Blowout Prevention (BOP) System Requirements for Well-Workover Operations Performed Using Coiled Tubing with the Production Tree in Place (RIN: 1010-AC96) received March 6, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Resources.

7015. A letter from the Acting Assistant Secretary for Fish, Wildlife and Parks, Department of the Interior, transmitting the Department's final rule — Endangered and Threatened Wildlife and Plants; Designation of Critical Habitat for Four Vernal Pool Crustaceans and Eleven Vernal Pool Plants (RIN: 1018-AU06) received March 24, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Resources.

7016. A letter from the Director, Fish and Wildlife Services, Department of the Interior, transmitting the Department's final rule — Endangered and Threatened Wildlife and Plants; Final Rule to List the Tibetan Antelope as Endangered Throughout Its Range (RIN: 1018-AF49) received March 24, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Resources.

7017. A letter from the Acting Assistant Secretary for Fish, Wildlife and Parks, Department of the Interior, transmitting the Department's final rule — Endangered and Threatened Wildlife and Plants; Designation of Critical Habitat for Brodiaea filifolia (thread-leaved brodiaea) (RIN: 1018-AT75) received March 24, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Resources.

7018. A letter from the Director, National Marine Fisheries Service, National Oceanic and Atmospheric Administration, transmitting the 2005 Annual Report Regarding Atlantic Highly Migratory Species, pursuant to 16 U.S.C. 971 et seq.; to the Committee on Resources.

7019. A letter from the Assistant Attorney General, Department of Justice, transmitting a report on the activities of the Community Relations Service for Fiscal Year 2005, pursuant to 42 U.S.C. 2000g-3; to the Committee on the Judiciary.

7020. A letter from the Liaison Officer, Office of the Secretary, Department of Defense, transmitting the Department's final rule — Criminal Jurisdiction Over Civilians Employed by or Accompanying the Armed Forces Outside the United States, Service Members, and Former Service Members [0790-AH73] received April 4, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on the Judiciary.

7021. A letter from the Assistant Attorney General, Department of Justice, transmitting a legislative proposal relating to the statute of limitations for espionage offenses; to the Committee on the Judiciary.

7022. A letter from the Chief, Publications and Regulations, Internal Revenue Service, transmitting the Service's final rule — Announcement and Report Concerning Advance Pricing Agreements [Announcement 2006-22] received April 4, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

7023. A letter from the Chief, Publications and Regulations Branch, Internal Revenue Service, transmitting the Service's final rule — Revised Regulations Concerning Disclosure of Relative Values of Optional Forms of Benefit [TD 9256] (RIN: 1545-BD97) received March 29, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

7024. A letter from the Secretary, Department of the Treasury, transmitting notification of the Secretary's determination that by reason of the public debt limit, the Secretary will be unable to fully invest the the portion of the Civil Service Retirement and Disability Fund (CSRDF) not immediately required to pay beneficiaries, pursuant to 5 U.S.C. 8348(l)(2); jointly to the Committees on Government Reform and Ways and Means.

7025. A letter from the Secretary, Department of Health and Human Services, transmitting the Department's report entitled, ''National Coverage Determinations,'' pursuant to Public Law 106-554, section 522(a); jointly to the Committees on Ways and Means and Energy and Commerce.

7026. A letter from the Secretary, Department of Defense, transmitting the annual report on the National Security Education Program (NESP) for 2003 and 2004, pursuant to 50 U.S.C. 1906; jointly to the Committees on Intelligence (Permanent Select) and Education and the Workforce.

7027. A letter from the Assistant Secretary for Civil Works, Department of the Army, transmitting the results of a study of the known and potential environmental effects of gas and oil drilling activities in the Great Lakes; jointly to the Committees on Transportation and Infrastructure, Energy and Commerce, and Resources.

7028. A letter from the Acting General Counsel, Department of Defense, transmitting the Department's requested legislative proposals as part of the National Defense Authorization Bill for Fiscal Year 2007; jointly to the Committees on Armed Services, Energy and Commerce, the Judiciary, Transportation and Infrastructure, Homeland Security, Ways and Means, Government Reform, Science, Intelligence (Permanent Select), the Budget, and International Relations.

¶28.4 MESSAGE FROM THE SENATE

A message from the Senate by Ms. Curtis, one of its clerks, announced that the Senate agreed to the following resolution:

S. RES. 443

In the Senate of the United States, April 25, 2006.

Whereas Francis R. (Frank) Valeo served with distinction as chief of the Foreign Affairs Division of the Legislative Reference Service and specialist in the Far East, before beginning his service to the United States Senate in 1952 on the staff of the Committee on Foreign Relations;

Whereas Frank Valeo in 1958 became foreign policy advisor and assistant to the Majority Whip, Senator Mike Mansfield, and then served as Majority Secretary from 1963 to 1966;

Whereas Frank Valeo served as Secretary of the Senate from 1966 to 1977;

Whereas Frank Valeo accompanied many United States Senators on missions to all parts of the globe, assisted the Majority Leader in regularly reporting on conditions in Southeast Asia, and was part of the first congressional delegation to visit the People's Republic of China in 1972;

Whereas Frank Valeo represented the United States Senate on the Federal Election Commission from 1974 to 1977, and in that role participated in the 1976 landmark Supreme Court decision of Buckley v. Valeo;

Whereas Frank Valeo helped to modernize and set professional standards for service in the diverse offices that report to the Secretary of the Senate, and served as a member of the Commission on the Operation of the Senate, from 1975 to 1976, where he helped craft its proposals for structural and technological reforms in Senate operations;

Whereas Frank Valeo faithfully discharged the difficult duties and responsibilities of a wide variety of important and demanding positions in public life with honesty, integrity, loyalty, and humanity; and

Whereas Frank Valeo's clear understanding and appreciation of the challenges facing the nation have left his mark on those many areas of public life: Now, therefore, be it

Resolved, That (a) the Senate has heard with profound sorrow and deep regret the announcement of the death of Frank Valeo.

(b) The Secretary of the Senate shall communicate these resolutions of the House of Representatives and transmit an enrolled copy thereof to the family of the deceased.

(c) When the Senate adjourns today, it shall stand adjourned as a further mark of respect to the memory of Frank Valeo.

The message also announced that pursuant to section 276d–276g of title 22, United States Code, as amended, the Chair, on behalf of the Vice President, appoints the following Senators to serve as members of the Senate Delegation to the Canada-United States Interparliamentary Group during the Second Session of the One Hundred Ninth Congress: The Senator from Colorado [Mr. ALLARD] and the Senator from Ohio [Mr. VOINOVICH].

The message also announced that pursuant to section 276d–276g of title 22, United States Code, as amended, the Chair, on behalf of the Vice President, appoints the following Senators to serve as members of the Senate Delegation to the Canada-United States Interparliamentary Group during the Second Session of the One Hundred Ninth Congress: The Senator from Vermont [Mr. LEAHY] and the Senator from Hawaii [Mr. AKAKA].

The message also announced that pursuant to Public Law 105–292, as amended by Public Law 106–55, and as further amended by Public Law 107–228, the Chair, on behalf of the President pro tempore, upon the recommendation of the Democratic Leader, appoints the following individual to the United States Commission on International Religious Freedom: Preeta D. Bansal of Nebraska for a term of two years (May 15, 2006 to May 14, 2008).

¶28.5 CONFORM LAW AND PRACTICE IN CHINA TO INTERNATIONAL STANDARDS

Mr. SMITH of New Jersey moved to suspend the rules and agree to the following concurrent resolution (H. Con. Res. 365):

Whereas, since November 2005, the Beijing Judicial Bureau has shut down the law firm and suspended the license of Mr. Gao Zhisheng, one of China's best known lawyers and legal rights defenders;

Whereas Mr. Gao has represented citizens of China in lawsuits against various local and administrative governmental bodies of the People's Republic of China over corruption, land seizures, police abuse, and violations of religious freedom;

Whereas Mr. Gao wrote 3 open letters to President Hu Jintao and Premier Wen Jiabao condemning the methods employed by the Government of China in implementing its ban on ''evil cults'', such as the Falun Gong and an additional letter documenting severe persecution of Christians in Xinjiang Uighur Autonomous Region;

Whereas Mr. Gao's law practice filed a petition to appeal the verdict against Cai Zhuohua, who was found guilty of ''illegal business practices'' based upon his distribution of Bibles and religious material;

Whereas Mr. Gao's home has been constantly monitored by agents from the Ministry of State Security and Mr. Gao was prevented by the Public Security Ministry from meeting with the representatives of the United Nations Special Rapporteur on Torture during his November 2005 visit to Beijing;

Whereas agents of the Public Security Bureau of China, numbering between 10 and 20, have consistently monitored the activities and whereabouts of Mr. Gao, his wife, and his daughter since late November 2005;

Whereas, on November 10, 2005, an open letter, signed by 138 organizations worldwide, was submitted to President Bush calling on him to voice support of Mr. Gao and his legal practice during the President's November 2005 visit to China;

Whereas other human rights lawyers, collectively known as ''rights defenders'', or Wei Quan, have also faced harassment, arrest, and detention for their consistent and vigorous activities to defend the fundamental rights of the people of China, contrary to measures within the law of China protecting human rights and rights of lawyers;

Whereas Mr. Chen Guangcheng, a blind human rights lawyer who has exposed cases of violence against women, including forced abortion and forced sterilization perpetrated by authorities of China under the 1-child policy, was beaten on October 10, 2005, and currently remains under house arrest;

Whereas law professor and People's Political Consultative Congress Delegate, Xu Zhiyong, who advocates on behalf of petitioners filing grievances with the Central government in Beijing, was also beaten on October 10, 2005, when meeting with Chen Guangcheng;

Whereas Mr. Yang Maodong (also known as Guo Feixiong), a lawyer representing villagers in Taishi village who attempted to oust their village head in peaceful elections, has been arbitrarily detained repeatedly and remains under consistent surveillance by security agents;

Whereas Mr. Tang Jingling, a Guangdong based lawyer also working on the Taishi village elections case, has been fired from his law firm and was beaten on February 2, 2006, after attempting to meet with Yang Maodong;

Whereas, on February 28, 2006, the Joint United Nations Programme on HIV and AIDS (also known as ''UNAIDS'') office in China expressed concern regarding the disappearance of Mr. Hu Jia, an activist who worked to organize the legal defense of AIDS patients in Henan Province, and who has been placed in detention and has not been permitted to contact his friends and family since February 16, 2006;

Whereas, according to the Department of State 2005 Country Reports on Human Rights

Practices, lawyers who aggressively tried to defend their clients continued to face serious intimidation and abuse by police and prosecutors, and some of these lawyers were detained;

Whereas the Constitution of China states that the courts shall, in accordance with the law, exercise judicial power independently, without interference from administrative organs, social organizations, and individuals, but in practice, the judiciary is not independent and it receives policy guidance from both the Government of China and the Communist Party, whose leaders use a variety of means to direct courts on verdicts and sentences, particularly in politically sensitive cases;

Whereas the Criminal Procedure Law of China gives suspects the right to seek legal counsel, but defendants in politically sensitive cases frequently find it difficult to find an attorney;

Whereas the Lawyers Law of the People's Republic of China states that a lawyer may "accept engagement by a criminal suspect in a criminal case to provide him with legal advice and represent him in filing a petition or charge or obtaining a guarantor pending trial";

Whereas according to Article 306 of the Criminal Law of China, defense attorneys can be held responsible if their clients commit perjury, and prosecutors and judges in such cases have wide discretion in determining what constitutes perjury;

Whereas according to the All-China Lawyers Association, since 1997 more than 500 defense attorneys have been detained on similar charges, and such cases continued during the last year despite promises made by the Government of China to amend Article 306;

Whereas the State Department's 2005 Annual Report on Human Rights states that China's human rights record "remained poor", that authorities of China quickly moved to suppress those who openly expressed dissenting political views, and that writers, religious activists, dissidents, lawyers, and petitioners to the Central Government were particularly targeted;

Whereas directly following their August 2005 visit to China, the United States Commission on International Religious Freedom found that—

(1) the Government of China actively seeks to control and suppress the activities of unregistered religious organizations;

(2) China has outlawed unregistered religious organizations and provides severe penalties for engaging in unregistered religious activities;

(3) leaders of unregistered Protestant organizations have come under increased pressure to register their churches and affiliate with one of the government approved organizations, and those who refuse, for theological or other reasons, are subject to harassment, detention, arrest, and closing of their religious facilities;

(4) groups determined by the Government of China to be "evil cults", such as Falun Gong, are brutally suppressed; and

(5) practitioners of Falun Gong have experienced severe persecution, including arrests, numerous detentions, torture, irregular trials, imprisonment, and subjection to the reeducation through labor system, whereby accused criminals are subject to up to 3 years detention;

Whereas despite questions raised by the Government of the United States and others about the charges made against Pastor Cai Zhuohua, the Government of China sentenced Pastor Cai and other members of his family to 3 years in prison for "illegal business practices" for their printing and distribution of religious materials;

Whereas, according to China's Regulations on Religious Affairs, promulgated in March 2005, any religious organization that carries out activities without registering with the government is subject to civil punishment and to criminal prosecution;

Whereas since the promulgation of the Regulations on Religious Affairs, the Government of China has stepped up its efforts to eliminate unregistered religious activity, with raids on "house church" Christian groups in several provinces, resulting in detention of hundreds of leaders of the house church, dozens of whom remain in custody; and

Whereas the Government of China has, on several occasions, stated a commitment to ratify the International Covenant on Civil and Political Rights, but has delayed ratification since signing the document in 1998: Now, therefore, be it

Resolved by the House of Representatives (the Senate concurring), That —

(1) Congress—

(A) commends "rights defense" lawyers and activists of China for their courage and integrity, and expresses moral support for this grass-roots "rights defense" movement in China;

(B) urges the Government of the People's Republic of China, at all levels, to cease its harassment of Mr. Gao Zhisheng, overturn the suspension of his license to practice law, and restore his legal right to represent the clients of his choosing as protected by China's own Constitution, its Criminal Procedure Law, and its Lawyers Law;

(C) urges the Government of the People's Republic of China to repeal Article 306 of the Criminal Code of China, which provides penalties for lawyers whose clients are accused of perjury and has been used to curtail the active legal defense of individuals accused of political crimes;

(D) urges the Government of the People's Republic of China to undertake measures to further amend the Lawyers Law to ensure lawyers' rights to investigate charges brought against their clients, to provide a vigorous defense of their clients, and to remain free of harassment and intimidation throughout the course of representing clients, including clients who are charged with offenses related to political or religious activities;

(E) urges the Government of the People's Republic of China to respect fully the universality of the right to freedom of religion or belief and other human rights;

(F) urges the Government of the People's Republic of China to ratify and implement in law the International Covenant on Civil and Political Rights, and to adopt such legislative or other measures as may be necessary to give effect to the rights recognized in the Covenant;

(G) urges the Government of the People's Republic of China to amend or repeal Article 300 of the Criminal Code of China so it is consistent with international law, and to halt its crackdown on spiritual movements;

(H) urges the Government of the People's Republic of China to halt arrests, harassment, and intimidation of leaders of unregistered religious organizations on the basis that their organizations violated the law by not registering with the Government of China;

(I) urges the Government of the People's Republic of China to Amend the Regulations on Religious Affairs to conform more closely with the internationally recognized freedom of thought, conscience, religion or belief and allow all religious believers in China to practice their religion without interference from the government or from government sponsored "patriotic religious associations";

(J) urges the Government of the People's Republic of China to release Pastor Cai Zhuohua, his wife, and others imprisoned with him, and to allow Pastor Cai to resume religious activities and to resume leadership of his congregation in Beijing; and

(K) urges the Government of the People's Republic of China to invite the Special Rapporteur of the Commission on Human Rights on freedom of religion or belief to China as promised according to an agreement between the Ministry of Foreign Affairs of China and the Department of State of China in March 2005; and

(2) it is the sense of Congress that—

(A) the Government of the United States should support democracy and human rights programs that strengthen protection of basic rights and freedoms, and should initiate programs to train lawyers, judges, academics, and students in China about international human rights law, to inform citizens of China about international human rights norms, and to build organizations and associations to promote these priorities;

(B) the Government of the United States should seek grant proposals and fund programs to promote legal protections and cultural awareness of the right to the freedom of religion or belief commensurate to ongoing rule of law programs funded by the Human Rights and Democracy Fund for Chinese workers, women, and public interest law training; and

(C) the President should raise the issue of the Government of China's harassment, arrest, detention, and persecution of rights defense lawyers and activists and the need for the Government of China to respect the basic human rights of its citizens and the rule of law during his planned meeting with Chinese President Hu Jintao in April 2006.

The SPEAKER pro tempore, Mrs. CAPITO, recognized Mr. SMITH of New Jersey and Mr. LANTOS, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and agree to said concurrent resolution?

The SPEAKER pro tempore, Mrs. CAPITO, announced that two-thirds of the Members present had voted in the affirmative.

Mr. SMITH of New Jersey, demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mrs. CAPITO, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed.

¶28.6 IRAN FREEDOM SUPPORT

Mr. SMITH of New Jersey, moved to suspend the rules and pass the bill (H.R. 282) to hold the current regime in Iran accountable for its threatening behavior and to support a transition to democracy in Iran; as amended.

The SPEAKER pro tempore, Mrs. CAPITO, recognized Mr. SMITH of New Jersey and Mr. PAUL, each for 20 minutes.

After debate,

By unanimous consent, the remaining time for debate allocated to Mr. SMITH of New Jersey, be controlled by Mr. PENCE.

After further debate,

By unanimous consent, the time for debate was extended by 40 minutes to be equally divided and controlled by Mr. PENCE and Mr. PAUL.

After further debate,

The question being put, viva voce,

Will the House suspend the rules and pass said bill, as amended?

The SPEAKER pro tempore, Mrs. EMERSON, announced that two-thirds of the Members present had voted in the affirmative.

Mr. PENCE demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mrs. EMERSON, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed.

¶28.7 PROVIDING FOR THE CONSIDERATION OF H.R. 5020

Mr. PUTNAM, by direction of the Committee on Rules, called up the following resolution (H. Res. 774):

Resolved, That at any time after the adoption of this resolution the Speaker may, pursuant to clause 2(b) of rule XVIII, declare the House resolved into the Committee of the Whole House on the state of the Union for consideration of the bill (H.R. 5020) to authorize appropriations for fiscal year 2007 for intelligence and intelligence-related activities of the United States Government, the Community Management Account, and the Central Intelligence Agency Retirement and Disability System, and for other purposes. The first reading of the bill shall be dispensed with. All points of order against consideration of the bill are waived. General debate shall be confined to the bill and shall not exceed one hour equally divided and controlled by the chairman and ranking minority member of the Permanent Select Committee on Intelligence. After general debate the bill shall be considered for amendment under the five-minute rule. It shall be in order to consider as an original bill for the purpose of amendment under the five-minute rule the amendment in the nature of a substitute recommended by the Permanent Select Committee on Intelligence now printed in the bill. The committee amendment in the nature of a substitute shall be considered as read. All points of order against the committee amendment in the nature of a substitute are waived. Notwithstanding clause 11 of rule XVIII, no amendment to the committee amendment in the nature of a substitute shall be in order except those printed in the report of the Committee on Rules accompanying this resolution. Each such amendment may be offered only in the order printed in the report, may be offered only by a Member designated in the report, shall be considered as read, shall be debatable for the time specified in the report equally divided and controlled by the proponent and an opponent, shall not be subject to amendment, and shall not be subject to a demand for division of the question in the House or in the Committee of the Whole. All points of order against such amendments are waived. At the conclusion of consideration of the bill for amendment the Committee shall rise and report the bill to the House with such amendments as may have been adopted. Any Member may demand a separate vote in the House on any amendment adopted in the Committee of the Whole to the bill or to the committee amendment in the nature of a substitute. The previous question shall be considered as ordered on the bill and amendments thereto to final passage without intervening motion except one motion to recommit with or without instructions.

When said resolution was considered.

After debate,

Mr. PUTNAM moved the previous question on the resolution to its adoption or rejection.

The question being put, viva voce,

Will the House now order the previous question?

The SPEAKER pro tempore, Mr. REHBERG, announced that the yeas had it.

Mr. McGOVERN objected to the vote on the ground that a quorum was not present and not voting.

A quorum not being present,

The roll was called under clause 6, rule XX, and the call was taken by electronic device.

When there appeared { Yeas ..... 228 / Nays ..... 194 }

¶28.8 [Roll No. 102]

YEAS—228

Aderholt
Akin
Alexander
Bachus
Baker
Barrett (SC)
Bartlett (MD)
Barton (TX)
Bass
Beauprez
Biggert
Bilirakis
Bishop (UT)
Blackburn
Blunt
Boehlert
Boehner
Bonilla
Bonner
Bono
Boozman
Boustany
Bradley (NH)
Brady (TX)
Brown (SC)
Brown-Waite, Ginny
Burgess
Burton (IN)
Buyer
Calvert
Camp (MI)
Campbell (CA)
Cannon
Cantor
Capito
Carter
Castle
Chabot
Chocola
Coble
Cole (OK)
Conaway
Crenshaw
Cubin
Culberson
Davis (KY)
Davis, Jo Ann
Davis, Tom
Deal (GA)
DeLay
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Doolittle
Drake
Dreier
Duncan
Ehlers
Emerson
English (PA)
Eshoo
Everett
Feeney
Ferguson
Fitzpatrick (PA)
Flake
Foley
Forbes
Fortenberry
Fossella
Foxx
Franks (AZ)
Frelinghuysen
Gallegly
Garrett (NJ)
Gerlach
Gibbons
Gilchrest
Gillmor
Gingrey
Gohmert
Goode
Goodlatte
Granger
Graves
Green (WI)
Gutknecht
Hall
Harris
Hart
Hastings (WA)
Hayes
Hayworth
Hefley
Hensarling
Herger
Hobson
Hoekstra
Hostettler
Hulshof
Hunter
Hyde
Inglis (SC)
Issa
Istook
Jenkins
Jindal
Johnson (CT)
Johnson (IL)
Johnson, Sam
Jones (NC)
Keller
Kelly
Kennedy (MN)
King (IA)
King (NY)
Kingston
Kirk
Kline
Knollenberg
Kolbe
Kuhl (NY)
LaHood
Latham
LaTourette
Leach
Lewis (CA)
Lewis (KY)
Linder
LoBiondo
Lucas
Lungren, Daniel E.
Mack
Manzullo
Marchant
McCaul (TX)
McCotter
McCrery
McHenry
McHugh
McKeon
McMorris
Mica
Miller (FL)
Miller (MI)
Miller, Gary
Moran (KS)
Murphy
Musgrave
Myrick
Neugebauer
Ney
Northup
Norwood
Nunes
Nussle
Otter
Oxley
Paul
Pearce
Pence
Peterson (PA)
Petri
Pickering
Pitts
Platts
Poe
Pombo
Porter
Price (GA)
Pryce (OH)
Putnam
Radanovich
Ramstad
Regula
Rehberg
Reichert
Renzi
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Royce
Ryan (WI)
Ryun (KS)
Saxton
Schmidt
Schwarz (MI)
Sensenbrenner
Sessions
Shadegg
Shaw
Shays
Sherwood
Shimkus
Simmons
Simpson
Smith (NJ)
Smith (TX)
Sodrel
Souder
Stearns
Sullivan
Sweeney
Tancredo
Taylor (NC)
Terry
Thomas
Thornberry
Tiahrt
Tiberi
Turner
Upton
Walden (OR)
Walsh
Wamp
Weldon (FL)
Weldon (PA)
Weller
Westmoreland
Whitfield
Wicker
Wilson (NM)
Wilson (SC)
Wolf
Young (AK)
Young (FL)

NAYS—194

Abercrombie
Ackerman
Allen
Andrews
Baird
Baldwin
Barrow
Bean
Becerra
Berkley
Berman
Berry
Bishop (GA)
Bishop (NY)
Blumenauer
Boren
Boswell
Boucher
Boyd
Brady (PA)
Brown (OH)
Brown, Corrine
Butterfield
Capps
Capuano
Cardin
Cardoza
Carnahan
Carson
Case
Chandler
Clay
Cleaver
Clyburn
Conyers
Cooper
Costa
Costello
Cramer
Crowley
Cuellar
Cummings
Davis (AL)
Davis (CA)
Davis (FL)
Davis (IL)
Davis (TN)
DeFazio
DeGette
Delahunt
DeLauro
Dicks
Dingell
Doggett
Doyle
Edwards
Emanuel
Engel
Etheridge
Farr
Filner
Ford
Frank (MA)
Gonzalez
Gordon
Green, Al
Green, Gene
Grijalva
Gutierrez
Harman
Herseth
Higgins
Hinchey
Hinojosa
Holden
Holt
Honda
Hooley
Hoyer
Inslee
Israel
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Johnson, E. B.
Jones (OH)
Kanjorski
Kaptur
Kennedy (RI)
Kildee
Kilpatrick (MI)
Kind
Kucinich
Langevin
Lantos
Larsen (WA)
Larson (CT)
Lee
Levin
Lewis (GA)
Lipinski
Lofgren, Zoe
Lowey
Lynch
Maloney
Markey
Marshall
Matheson
Matsui
McCarthy
McCollum (MN)
McDermott
McGovern
McIntyre
McKinney
McNulty
Meehan
Meek (FL)
Meeks (NY)
Melancon
Michaud
Miller (NC)
Miller, George
Mollohan
Moore (KS)
Moran (VA)
Murtha
Nadler
Napolitano
Neal (MA)
Oberstar
Obey
Olver
Ortiz
Owens
Pallone
Pascrell
Pastor
Payne
Pelosi
Peterson (MN)
Pomeroy
Price (NC)
Rahall
Rangel
Reyes
Ross
Rothman
Roybal-Allard
Ruppersberger
Rush
Ryan (OH)
Sabo
Salazar
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Schakowsky
Schiff
Schwartz (PA)
Scott (VA)
Serrano
Sherman
Skelton
Slaughter
Smith (WA)
Snyder
Solis
Spratt
Stark
Strickland
Stupak
Tanner
Tauscher
Taylor (MS)
Thompson (CA)
Thompson (MS)
Tierney
Towns
Udall (CO)
Udall (NM)
Van Hollen
Velázquez
Visclosky
Wasserman Schultz
Waters
Watson
Watt
Waxman
Weiner
Wexler
Woolsey
Wu
Wynn

NOT VOTING—10

Baca
Evans
Fattah
Hastings (FL)
Millender-McDonald
Moore (WI)
Osborne
Ros-Lehtinen
Scott (GA)
Shuster

So the previous question on the resolution was ordered.

The question being put, viva voce,

Will the House agree to said resolution?

The SPEAKER pro tempore, Mr. REHBERG, announced that the yeas had it.

Mr. McGOVERN demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The vote was taken by electronic device.

It was decided in the affirmative ..... { Yeas ..... 227 Nays 198

¶28.9 [Roll No. 103]

YEAS—227

Aderholt
Akin
Alexander
Bachus
Baker
Barrett (SC)
Bartlett (MD)
Barton (TX)
Bass
Beauprez
Biggert
Bilirakis
Bishop (UT)
Blackburn
Blunt
Boehlert
Boehner
Bonilla
Bonner
Boozman
Boustany
Bradley (NH)
Brady (TX)
Brown (SC)
Brown-Waite, Ginny
Burgess
Burton (IN)
Buyer
Calvert
Camp (MI)
Campbell (CA)
Cannon
Cantor
Capito
Carter
Castle
Chabot
Chocola
Coble
Cole (OK)
Conaway
Crenshaw
Cubin
Culberson
Davis (KY)
Davis, Jo Ann
Davis, Tom
Deal (GA)
DeLay
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Doolittle
Drake
Dreier
Duncan
Ehlers
Emerson
English (PA)
Everett
Feeney
Ferguson
Fitzpatrick (PA)
Flake
Foley
Forbes
Fortenberry
Fossella
Foxx
Franks (AZ)
Frelinghuysen
Gallegly
Garrett (NJ)
Gerlach
Gibbons
Gilchrest
Gillmor
Gingrey
Gohmert
Goode
Goodlatte
Granger
Graves
Green (WI)
Gutknecht
Hall
Harris
Hart
Hastings (WA)
Hayes
Hayworth
Hefley
Hensarling
Herger
Hobson
Hoekstra
Hostettler
Hulshof
Hunter
Hyde
Inglis (SC)
Issa
Istook
Jenkins
Jindal
Johnson (CT)
Johnson (IL)
Johnson, Sam
Jones (NC)
Keller
Kelly
Kennedy (MN)
King (IA)
King (NY)
Kingston
Kirk
Kline
Knollenberg
Kolbe
Kuhl (NY)
LaHood
Latham
LaTourette
Leach
Lewis (CA)
Lewis (KY)
Linder
LoBiondo
Lucas
Lungren, Daniel E.
Mack
Manzullo
Marchant
McCaul (TX)
McCotter
McCrery
McHenry
McHugh
McKeon
McMorris
Mica
Miller (FL)
Miller (MI)
Miller, Gary
Moran (KS)
Murphy
Musgrave
Myrick
Neugebauer
Ney
Northup
Norwood
Nunes
Nussle
Otter
Oxley
Paul
Pearce
Pence
Peterson (PA)
Petri
Pickering
Pitts
Platts
Poe
Pombo
Porter
Price (GA)
Pryce (OH)
Putnam
Radanovich
Ramstad
Regula
Rehberg
Reichert
Renzi
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Royce
Ryan (WI)
Ryun (KS)
Saxton
Schmidt
Schwarz (MI)
Sensenbrenner
Sessions
Shadegg
Shaw
Shays
Sherwood
Shimkus
Shuster
Simmons
Simpson
Smith (NJ)
Smith (TX)
Sodrel
Souder
Stearns
Sullivan
Sweeney
Tancredo
Taylor (NC)
Terry
Thomas
Thornberry
Tiahrt
Tiberi
Turner
Upton
Walden (OR)
Walsh
Wamp
Weldon (FL)
Weldon (PA)
Weller
Westmoreland
Whitfield
Wicker
Wilson (NM)
Wilson (SC)
Wolf
Young (AK)
Young (FL)

NAYS—198

Abercrombie
Ackerman
Allen
Andrews
Baca
Baird
Baldwin
Barrow
Bean
Becerra
Berkley
Berman
Berry
Bishop (GA)
Bishop (NY)
Blumenauer
Boren
Boswell
Boucher
Boyd
Brady (PA)
Brown (OH)
Brown, Corrine
Butterfield
Capps
Capuano
Cardin
Cardoza
Carnahan
Carson
Case
Chandler
Clay
Cleaver
Clyburn
Conyers
Cooper
Costa
Costello
Cramer
Crowley
Cuellar
Cummings
Davis (AL)
Davis (CA)
Davis (FL)
Davis (IL)
Davis (TN)
DeFazio
DeGette
Delahunt
DeLauro
Dicks
Dingell
Doggett
Doyle
Edwards
Emanuel
Engel
Eshoo
Etheridge
Farr
Fattah
Filner
Ford
Frank (MA)
Gonzalez
Gordon
Green, Al
Green, Gene
Grijalva
Gutierrez
Harman
Herseth
Higgins
Hinchey
Hinojosa
Holden
Holt
Honda
Hooley
Hoyer
Inslee
Israel
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Johnson, E. B.
Jones (OH)
Kanjorski
Kaptur
Kennedy (RI)
Kildee
Kilpatrick (MI)
Kind
Kucinich
Langevin
Lantos
Larsen (WA)
Larson (CT)
Lee
Levin
Lewis (GA)
Lipinski
Lofgren, Zoe
Lowey
Lynch
Maloney
Markey
Marshall
Matheson
Matsui
McCarthy
McCollum (MN)
McDermott
McGovern
McIntyre
McKinney
McNulty
Meehan
Meek (FL)
Meeks (NY)
Melancon
Michaud
Miller (NC)
Miller, George
Mollohan
Moore (KS)
Moran (VA)
Murtha
Nadler
Napolitano
Neal (MA)
Oberstar
Obey
Olver
Ortiz
Owens
Pallone
Pascrell
Pastor
Payne
Pelosi
Peterson (MN)
Pomeroy
Price (NC)
Rahall
Rangel
Reyes
Ross
Rothman
Roybal-Allard
Ruppersberger
Rush
Ryan (OH)
Sabo
Salazar
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Schakowsky
Schiff
Schwartz (PA)
Scott (GA)
Scott (VA)
Serrano
Sherman
Skelton
Slaughter
Smith (WA)
Snyder
Solis
Spratt
Stark
Strickland
Stupak
Tanner
Tauscher
Taylor (MS)
Thompson (CA)
Thompson (MS)
Tierney
Towns
Udall (CO)
Udall (NM)
Van Hollen
Velázquez
Visclosky
Wasserman Schultz
Waters
Watson
Watt
Waxman
Weiner
Wexler
Woolsey
Wu
Wynn

NOT VOTING—7

Bono
Evans
Hastings (FL)
Millender-McDonald
Moore (WI)
Osborne
Ros-Lehtinen

So the resolution was agreed to.

A motion to reconsider the vote whereby said resolution was agreed to was, by unanimous consent, laid on the table.

¶28.10 H. CON. RES. 365—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mr. REHBERG, pursuant to clause 8, rule XX, announced the unfinished business to be the motion to suspend the rules and agree to the concurrent resolution (H. Con. Res. 365) urging the Government of China to reinstate all licenses of Gao Zhisheng and his law firm, remove all legal and political obstacles for lawyers attempting to defend criminal cases in China, including politically sensitive cases, and revise law and practice in China so that it conforms to international standards.

The question being put,

Will the House suspend the rules and agree to said concurrent resolution?

The vote was taken by electronic device.

It was decided in the affirmative ..... { Yeas ..... 421 Nays ..... 0 Answered present 1

¶28.11 [Roll No. 104]

YEAS—421

Abercrombie
Ackerman
Aderholt
Akin
Alexander
Allen
Andrews
Baca
Bachus
Baird
Baker
Baldwin
Barrett (SC)
Barrow
Bartlett (MD)
Barton (TX)
Bass
Bean
Beauprez
Becerra
Berkley
Berman
Berry
Biggert
Bilirakis
Bishop (GA)
Bishop (NY)
Bishop (UT)
Blackburn
Blumenauer
Blunt
Boehlert
Boehner
Bonilla
Bonner
Bono
Boozman
Boren
Boswell
Boucher
Boustany
Boyd
Bradley (NH)
Brady (PA)
Brady (TX)
Brown (OH)
Brown (SC)
Brown, Corrine
Brown-Waite, Ginny
Burgess
Burton (IN)
Butterfield
Buyer
Calvert
Camp (MI)
Campbell (CA)
Cannon
Cantor
Capito
Capps
Capuano
Cardin
Cardoza
Carnahan
Carson
Carter
Case
Castle
Chabot
Chandler
Chocola
Clay
Cleaver
Clyburn
Coble
Cole (OK)
Conaway
Conyers
Cooper
Costa
Costello
Cramer
Crenshaw
Crowley
Cubin
Cuellar
Culberson
Cummings
Davis (AL)
Davis (CA)
Davis (FL)
Davis (IL)
Davis (KY)
Davis (TN)
Davis, Jo Ann
Davis, Tom
Deal (GA)
DeFazio
DeGette
Delahunt
DeLauro
DeLay
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Dicks
Dingell
Doggett
Doolittle
Doyle
Drake
Dreier
Duncan
Edwards
Ehlers
Emanuel
Emerson
Engel
English (PA)
Eshoo
Etheridge
Everett
Farr
Fattah
Feeney
Ferguson
Filner
Fitzpatrick (PA)
Flake
Foley
Forbes
Ford
Fortenberry
Fossella
Foxx
Frank (MA)
Franks (AZ)
Frelinghuysen
Garrett (NJ)
Gerlach
Gibbons
Gilchrest
Gillmor
Gingrey
Gohmert
Gonzalez
Goode
Goodlatte
Gordon
Granger
Graves
Green (WI)
Green, Al
Green, Gene
Grijalva
Gutierrez
Gutknecht
Harman
Harris
Hastings (WA)
Hayes
Hayworth
Hefley
Hensarling
Herger
Herseth
Higgins
Hinchey
Hinojosa
Hobson
Hoekstra
Holden
Holt
Honda
Hooley
Hostettler
Hoyer
Hulshof
Hunter
Hyde
Inglis (SC)
Inslee
Israel
Issa
Istook
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Jenkins
Jindal
Johnson (CT)
Johnson (IL)
Johnson, E. B.
Johnson, Sam
Jones (NC)
Jones (OH)
Kanjorski
Kaptur
Keller
Kelly
Kennedy (MN)
Kennedy (RI)
Kildee
Kilpatrick (MI)
Kind
King (IA)
King (NY)
Kingston
Kirk
Kline
Knollenberg
Kolbe
Kucinich
Kuhl (NY)
LaHood
Langevin
Lantos
Larsen (WA)
Larson (CT)
Latham
LaTourette
Leach
Lee
Levin
Lewis (CA)
Lewis (GA)
Lewis (KY)
Linder
Lipinski
LoBiondo
Lofgren, Zoe
Lowey
Lucas
Lungren, Daniel E.
Lynch
Mack
Maloney
Manzullo
Marchant
Markey
Marshall
Matheson
Matsui
McCarthy
McCaul (TX)
McCollum (MN)
McCotter
McCrery
McDermott
McGovern
McHenry
McHugh
McIntyre
McKeon
McKinney
McMorris
McNulty
Meehan
Meek (FL)
Meeks (NY)
Melancon
Mica
Michaud
Miller (FL)
Miller (MI)
Miller (NC)
Miller, Gary
Miller, George
Mollohan
Moore (KS)

Moran (KS)
Moran (VA)
Murphy
Murtha
Musgrave
Myrick
Nadler
Napolitano
Neal (MA)
Neugebauer
Ney
Northup
Norwood
Nunes
Nussle
Oberstar
Obey
Olver
Ortiz
Otter
Owens
Oxley
Pallone
Pascrell
Pastor
Payne
Pearce
Pelosi
Pence
Peterson (MN)
Peterson (PA)
Petri
Pickering
Pitts
Platts
Poe
Pombo
Pomeroy
Porter
Price (GA)
Price (NC)
Pryce (OH)
Putnam
Radanovich
Rahall
Ramstad
Rangel
Regula
Rehberg
Reichert
Renzi
Reyes
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Ross
Rothman
Roybal-Allard
Royce
Ruppersberger
Rush
Ryan (OH)
Ryan (WI)
Ryun (KS)
Sabo
Salazar
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Saxton
Schakowsky
Schiff
Schmidt
Schwartz (PA)
Schwarz (MI)
Scott (GA)
Scott (VA)
Sensenbrenner
Serrano
Sessions
Shadegg
Shaw
Shays
Sherman
Sherwood
Shimkus
Shuster
Simmons
Simpson
Skelton
Slaughter
Smith (NJ)
Smith (TX)
Smith (WA)
Snyder
Sodrel
Solis
Souder
Spratt
Stark
Stearns
Strickland
Stupak
Sweeney
Tancredo
Tanner
Tauscher
Taylor (MS)
Taylor (NC)
Terry
Thomas
Thompson (CA)
Thompson (MS)
Thornberry
Tiahrt
Tiberi
Tierney
Towns
Turner
Udall (CO)
Udall (NM)
Upton
Van Hollen
Velázquez
Visclosky
Walden (OR)
Walsh
Wamp
Wasserman Schultz
Waters
Watson
Watt
Waxman
Weiner
Weldon (FL)
Weldon (PA)
Weller
Westmoreland
Wexler
Whitfield
Wicker
Wilson (NM)
Wilson (SC)
Wolf
Woolsey
Wu
Wynn
Young (AK)
Young (FL)

ANSWERED "PRESENT"—1

Paul

NOT VOTING—10

Evans
Gallegly
Hall
Hart
Hastings (FL)
Millender-McDonald
Moore (WI)
Osborne
Ros-Lehtinen
Sullivan

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said concurrent resolution was agreed to.

A motion to reconsider the vote whereby the rules were suspended and said concurrent resolution was agreed to was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said concurrent resolution.

¶28.12 H.R. 282—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mr. REHBERG, pursuant to clause 8, rule XX, announced the further unfinished business to be the motion to suspend the rules and pass the bill (H.R. 282) to hold the current regime in Iran accountable for its threatening behavior and to support a transition to democracy in Iran; as amended.

The question being put,

Will the House suspend the rules and pass said bill, as amended?

The vote was taken by electronic device.

It was decided in the affirmative ..... { Yeas ..... 397 / Nays 21

¶28.13 [Roll No. 105]

YEAS—397

Abercrombie
Ackerman
Aderholt
Akin
Alexander
Allen
Andrews
Baca
Bachus
Baird
Baker
Barrett (SC)
Barrow
Bartlett (MD)
Barton (TX)
Bass
Bean
Becerra
Berkley
Berman
Berry
Biggert
Bilirakis
Bishop (GA)
Bishop (NY)
Bishop (UT)
Blackburn
Blunt
Boehlert
Bonilla
Bonner
Bono
Boozman
Boren
Boswell
Boucher
Boustany
Bradley (NH)
Brady (PA)
Brady (TX)
Brown (OH)
Brown (SC)
Brown, Corrine
Brown-Waite, Ginny
Burgess
Burton (IN)
Butterfield
Calvert
Camp (MI)
Campbell (CA)
Cannon
Cantor
Capito
Capps
Capuano
Cardin
Cardoza
Carnahan
Carson
Carter
Case
Castle
Chabot
Chandler
Chocola
Clay
Cleaver
Clyburn
Coble
Cole (OK)
Conaway
Conyers
Cooper
Costa
Costello
Cramer
Crenshaw
Crowley
Cubin
Cuellar
Culberson
Cummings
Davis (AL)
Davis (CA)
Davis (FL)
Davis (IL)
Davis (KY)
Davis (TN)
Davis, Jo Ann
Davis, Tom
Deal (GA)
DeGette
Delahunt
DeLauro
DeLay
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Dicks
Dingell
Doggett
Doolittle
Doyle
Drake
Dreier
Edwards
Ehlers
Emanuel
Emerson
Engel
English (PA)
Eshoo
Etheridge
Everett
Farr
Fattah
Feeney
Ferguson
Filner
Fitzpatrick (PA)
Foley
Forbes
Ford
Fortenberry
Fossella
Foxx
Frank (MA)
Franks (AZ)
Frelinghuysen
Gallegly
Garrett (NJ)
Gerlach
Gibbons
Gilchrest
Gingrey
Gohmert
Gonzalez
Goode
Goodlatte
Gordon
Granger
Graves
Green (WI)
Green, Al
Green, Gene
Grijalva
Gutierrez
Gutknecht
Hall
Harman
Harris
Hart
Hastings (WA)
Hayes
Hayworth
Hefley
Hensarling
Herger
Herseth
Higgins
Hinchey
Hinojosa
Hobson
Hoekstra
Holden
Holt
Honda
Hooley
Hoyer
Hulshof
Hunter
Hyde
Inglis (SC)
Inslee
Israel
Issa
Istook
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Jenkins
Jindal
Johnson (CT)
Johnson (IL)
Johnson, E. B.
Johnson, Sam
Jones (OH)
Kanjorski
Kaptur
Keller
Kelly
Kennedy (MN)
Kennedy (RI)
Kildee
Kilpatrick (MI)
Kind
King (IA)
King (NY)
Kingston
Kirk
Kline
Knollenberg
Kolbe
Kuhl (NY)
LaHood
Langevin
Lantos
Larsen (WA)
Larson (CT)
Latham
LaTourette
Lee
Levin
Lewis (GA)
Lewis (KY)
Linder
Lipinski
LoBiondo
Lofgren, Zoe
Lowey
Lucas
Lungren, Daniel E.
Lynch
Mack
Maloney
Manzullo
Marchant
Markey
Marshall
Matheson
Matsui
McCarthy
McCaul (TX)
McCollum (MN)
McCotter
McCrery
McHenry
McHugh
McIntyre
McKeon
McMorris
McNulty
Meehan
Meek (FL)
Meeks (NY)
Melancon
Michaud
Miller (FL)
Miller (MI)
Miller (NC)
Miller, Gary
Miller, George
Mollohan
Moore (KS)
Moran (KS)
Moran (VA)
Murphy
Murtha
Musgrave
Myrick
Nadler
Napolitano
Neal (MA)
Neugebauer
Ney
Northup
Norwood
Nunes
Nussle
Ortiz
Otter
Owens
Oxley
Pallone
Pascrell
Pastor
Payne
Pearce
Pelosi
Pence
Peterson (MN)
Peterson (PA)
Petri
Pickering
Pitts
Platts
Poe
Pombo
Pomeroy
Porter
Price (GA)
Price (NC)
Pryce (OH)
Putnam
Radanovich
Ramstad
Rangel
Regula
Rehberg
Reichert
Renzi
Reyes
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Ross
Rothman
Roybal-Allard
Royce
Ruppersberger
Rush
Ryan (OH)
Ryan (WI)
Ryun (KS)
Sabo
Salazar
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Saxton
Schakowsky
Schiff
Schmidt
Schwartz (PA)
Schwarz (MI)
Scott (GA)
Scott (VA)
Sensenbrenner
Serrano
Sessions
Shadegg
Shaw
Shays
Sherman
Sherwood
Shimkus
Shuster
Simmons
Simpson
Skelton
Slaughter
Smith (NJ)
Smith (TX)
Smith (WA)
Sodrel
Solis
Souder
Spratt
Stearns
Strickland
Stupak
Sullivan
Tancredo
Tanner
Tauscher
Taylor (NC)
Terry
Thomas
Thompson (CA)
Thompson (MS)
Thornberry
Tiberi
Tierney
Towns
Turner
Udall (CO)
Udall (NM)
Upton
Van Hollen
Velázquez
Visclosky
Walden (OR)
Walsh
Wamp
Wasserman Schultz
Waters
Watson
Watt
Waxman
Weiner
Weldon (FL)
Weldon (PA)
Weller
Westmoreland
Wexler
Whitfield
Wicker
Wilson (NM)
Wilson (SC)
Wolf
Woolsey
Wu
Wynn
Young (AK)
Young (FL)

NAYS—21

Baldwin
Blumenauer
Boyd
DeFazio
Duncan
Flake
Hostettler
Jones (NC)
Kucinich
Leach
McDermott
McGovern
McKinney
Oberstar
Obey
Olver
Paul
Rahall
Snyder
Stark
Taylor (MS)

NOT VOTING—14

Beauprez
Boehner
Buyer
Evans
Gillmor
Hastings (FL)
Lewis (CA)
Mica
Millender-McDonald
Moore (WI)
Osborne
Ros-Lehtinen
Sweeney
Tiahrt

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill, as amended, was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill, as amended, was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

¶28.14 MESSAGE FROM THE PRESIDENT

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

¶28.15 COMMITTEE ELECTION—MINORITY

Mr. CLYBURN, by direction of the Democratic Caucus, submitted the following privileged resolution (H. Res. 778):

Resolved, That the following named Member be and is hereby elected to the following standing committee of the House of Representatives:

(1) COMMITTEE ON STANDARDS OF OFFICIAL CONDUCT.—Mr. Berman (to rank immediately ahead of Mrs. Jones of Ohio).

When said resolution was considered and agreed to.

A motion to reconsider the vote whereby said resolution was agreed to

was, by unanimous consent, laid on the table.

¶28.16 INTELLIGENCE AUTHORIZATION FY 2007

The SPEAKER pro tempore, Mr. HAYES, pursuant to House Resolution 774 and rule XVIII, declared the House resolved into the Committee of the Whole House on the state of the Union for the consideration of the bill (H.R. 5020) to authorize appropriations for fiscal year 2007 for intelligence and intelligence-related activities of the United States Government, the Community Management Account, and the Central Intelligence Agency Retirement and Disability System, and for other purposes.

The SPEAKER pro tempore, Mr. HAYES, by unanimous consent, designated Mr. REHBERG as Chairman of the Committee of the Whole; and after some time spent therein,

¶28.17 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment numbered 6, printed in House Report 109-438, submitted by Mr. RENZI:

At the end of the bill, add the following new section:

SEC. 510. SENSE OF CONGRESS REGARDING UNAUTHORIZED DISCLOSURE OF CLASSIFIED INFORMATION.

(a) FINDINGS.—Congress finds the following:

(1) The Supreme Court has unequivocally recognized that the Constitution vests the President with the authority to protect national security information as head of the Executive Branch and as Commander-in-Chief.

(2) The Supreme Court has recognized a compelling government interest in withholding national security information from unauthorized persons.

(3) The Supreme Court has recognized that secrecy agreements for government employees are a reasonable means for protecting this vital interest.

(4) The Supreme Court has noted that ''It should be obvious that no one has a 'right' to a security clearance''.

(5) Unauthorized disclosures of classified information relating to national security are most damaging when they have the potential to compromise intelligence sources and methods and ongoing intelligence operations.

(6) Potential unauthorized disclosures of classified information have impeded relationships with foreign intelligence services and the effectiveness of the Global War on Terrorism.

(7) Media corporations and journalists have improperly profited financially from publishing purported unauthorized disclosures of classified information.

(b) SENSE OF CONGRESS.—It is the sense of Congress that the President should utilize the constitutional authority of the President to the fullest practicable extent, where warranted, to classify and protect national security information relating to intelligence activities and information and to take effective action against persons who commit unauthorized disclosures of classified information relating to intelligence activities and information contrary to law and voluntary secrecy agreements.

It was decided in the affirmative ..... { Yeas ..... 366; Nays ..... 56; Answered present 1 }

¶28.18 [Roll No. 106]

AYES—366

Aderholt
Akin
Alexander
Allen
Andrews
Baca
Bachus
Baird
Baker
Barrett (SC)
Barrow
Bartlett (MD)
Barton (TX)
Bass
Bean
Beauprez
Becerra
Berkley
Berman
Berry
Biggert
Bilirakis
Bishop (GA)
Bishop (NY)
Bishop (UT)
Blackburn
Blunt
Boehlert
Boehner
Bonilla
Bonner
Bono
Boozman
Boren
Boswell
Boucher
Boustany
Boyd
Bradley (NH)
Brady (PA)
Brady (TX)
Brown (OH)
Brown (SC)
Brown, Corrine
Brown-Waite, Ginny
Burgess
Burton (IN)
Butterfield
Buyer
Calvert
Camp (MI)
Campbell (CA)
Cannon
Cantor
Capito
Capps
Cardin
Cardoza
Carnahan
Carson
Carter
Castle
Chabot
Chandler
Chocola
Clay
Cleaver
Clyburn
Coble
Cole (OK)
Conaway
Cooper
Costa
Cramer
Crenshaw
Crowley
Cubin
Cuellar
Culberson
Cummings
Davis (AL)
Davis (CA)
Davis (FL)
Davis (IL)
Davis (KY)
Davis (TN)
Davis, Jo Ann
Davis, Tom
Deal (GA)
DeFazio
DeGette
DeLay
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Dicks
Doolittle
Doyle
Drake
Dreier
Duncan
Edwards
Ehlers
Emanuel
Emerson
Engel
English (PA)
Eshoo
Etheridge
Everett
Fattah
Feeney
Ferguson
Fitzpatrick (PA)
Flake
Foley
Forbes
Fortenberry
Fossella
Foxx
Franks (AZ)
Frelinghuysen
Gallegly
Garrett (NJ)
Gerlach
Gibbons
Gilchrest
Gillmor
Gingrey
Gohmert
Gonzalez
Goode
Goodlatte
Gordon
Granger
Graves
Green (WI)
Green, Al
Green, Gene
Gutknecht
Hall
Harman
Harris
Hart
Hastings (WA)
Hayes
Hayworth
Hefley
Hensarling
Herger
Herseth
Higgins
Hinojosa
Hobson
Hoekstra
Holden
Holt
Honda
Hooley
Hostettler
Hoyer
Hulshof
Hunter
Hyde
Inglis (SC)
Israel
Issa
Istook
Jackson (IL)
Jefferson
Jenkins
Jindal
Johnson (CT)
Johnson (IL)
Johnson, Sam
Jones (NC)
Jones (OH)
Kanjorski
Kaptur
Keller
Kelly
Kennedy (MN)
Kennedy (RI)
Kildee
Kilpatrick (MI)
Kind
King (IA)
King (NY)
Kingston
Kirk
Kline
Knollenberg
Kolbe
Kuhl (NY)
LaHood
Langevin
Lantos
Larsen (WA)
Latham
LaTourette
Leach
Levin
Lewis (CA)
Lewis (KY)
Linder
Lipinski
LoBiondo
Lofgren, Zoe
Lowey
Lucas
Lungren, Daniel E.
Mack
Manzullo
Marchant
Marshall
Matheson
Matsui
McCarthy
McCaul (TX)
McCotter
McCrery
McHenry
McHugh
McIntyre
McKeon
McMorris
McNulty
Meek (FL)
Melancon
Mica
Michaud
Miller (FL)
Miller (MI)
Miller (NC)
Miller, Gary
Mollohan
Moore (KS)
Moran (KS)
Murphy
Murtha
Musgrave
Myrick
Napolitano
Neugebauer
Ney
Northup
Norwood
Nunes
Nussle
Ortiz
Osborne
Otter
Oxley
Pallone
Pascrell
Paul
Pearce
Pelosi
Pence
Peterson (MN)
Peterson (PA)
Petri
Pickering
Pitts
Platts
Poe
Pombo
Pomeroy
Porter
Price (GA)
Price (NC)
Pryce (OH)
Putnam
Radanovich
Rahall
Ramstad
Regula
Rehberg
Reichert
Renzi
Reyes
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Ross
Rothman
Roybal-Allard
Royce
Ruppersberger
Rush
Ryan (OH)
Ryan (WI)
Ryun (KS)
Sabo
Salazar
Sanchez, Loretta
Sanders
Saxton
Schiff
Schmidt
Schwartz (PA)
Schwarz (MI)
Scott (GA)
Sensenbrenner
Sessions
Shadegg
Shaw
Shays
Sherman
Sherwood
Shimkus
Shuster
Simmons
Simpson
Skelton
Smith (NJ)
Smith (TX)
Smith (WA)
Snyder
Sodrel
Souder
Spratt
Stearns
Strickland
Stupak
Sullivan
Sweeney
Tancredo
Tanner
Tauscher
Taylor (MS)
Taylor (NC)
Terry
Thomas
Thompson (CA)
Thompson (MS)
Thornberry
Tiahrt
Tiberi
Turner
Udall (CO)
Upton
Van Hollen
Velázquez
Visclosky
Walden (OR)
Walsh
Wamp
Wasserman Schultz
Waxman
Weiner
Weldon (FL)
Weldon (PA)
Weller
Westmoreland
Wexler
Whitfield
Wicker
Wilson (NM)
Wilson (SC)
Wolf
Wynn
Young (AK)
Young (FL)

NOES—56

Abercrombie
Ackerman
Baldwin
Blumenauer
Conyers
Costello
Delahunt
DeLauro
Dingell
Doggett
Farr
Filner
Frank (MA)
Grijalva
Gutierrez
Hinchey
Inslee
Jackson-Lee (TX)
Johnson, E. B.
Kucinich
Larson (CT)
Lee
Lewis (GA)
Lynch
Maloney
Markey
McCollum (MN)
McDermott
McGovern
McKinney
Meehan
Meeks (NY)
Moran (VA)
Nadler
Neal (MA)
Oberstar
Obey
Olver
Owens
Pastor
Payne
Rangel
Sánchez, Linda T.
Scott (VA)
Serrano
Slaughter
Solis
Stark
Tierney
Towns
Udall (NM)
Waters
Watson
Watt
Woolsey
Wu

ANSWERED ''PRESENT''—1

Capuano

NOT VOTING—9

Case
Evans
Ford
Hastings (FL)
Millender-McDonald
Miller, George
Moore (WI)
Ros-Lehtinen
Schakowsky

So the amendment was agreed to.

The SPEAKER pro tempore, Mr. KUHL of New York, assumed the Chair.

When Mr. REHBERG, Chairman, pursuant to House Resolution 774, reported the bill back to the House with an amendment adopted by the Committee.

The previous question having been ordered by said resolution.

The following amendment, reported from the Committee of the Whole House on the state of the Union, was agreed to:

Strike out all after the enacting clause and insert:

SECTION. 1. SHORT TITLE; TABLE OF CONTENTS.

(a) SHORT TITLE.—This Act may be cited as the ''Intelligence Authorization Act for Fiscal Year 2007''.

(b) TABLE OF CONTENTS.—The table of contents for this Act is as follows:

Sec. 1. Short title; table of contents.

TITLE I—INTELLIGENCE ACTIVITIES

Sec. 101. Authorization of appropriations.
Sec. 102. Classified Schedule of Authorizations.
Sec. 103. Personnel ceiling adjustments.
Sec. 104. Intelligence Community Management Account.

Sec. 105. Incorporation of reporting requirements.
TITLE II—CENTRAL INTELLIGENCE AGENCY RETIREMENT AND DISABILITY SYSTEM
Sec. 201. Authorization of appropriations.
TITLE III—INTELLIGENCE AND GENERAL INTELLIGENCE COMMUNITY MATTERS
Sec. 301. Increase in employee compensation and benefits authorized by law.
Sec. 302. Restriction on conduct of intelligence Activities.
Sec. 303. Clarification of definition of Intelligence Community under the National Security Act of 1947.
Sec. 304. Delegation of authority for travel on common carriers for intelligence collection personnel.
Sec. 305. Retention and use of amounts paid as debts to Elements of the Intelligence Community.
Sec. 306. Availability of funds for travel and transportation of personal effects, household goods, and automobiles.
Sec. 307. Purchases by elements of the intelligence community of products of federal prison industries.
Sec. 308. Accountability in Intelligence Contracting.
TITLE IV—MATTERS RELATING TO ELEMENTS OF THE INTELLIGENCE COMMUNITY
Subtitle A—Office of the Director of National Intelligence
Sec. 401. Clarification of delegation of transfer or reprogramming authority.
Sec. 402. Clarification of limitation on co-location of the Office of the Director of National Intelligence.
Sec. 403. Additional duties of the Director of Science and Technology of the Office of the Director of National Intelligence.
Sec. 404. Appointment and title of Chief Information Officer of the Intelligence Community.
Sec. 405. Leadership and location of certain offices and officials.
Sec. 406. Eligibility for incentive awards of personnel assigned to the Office of the Director of National Intelligence.
Sec. 407. Repeal of certain authorities relating to the Office of the national counterintelligence Executive.
Sec. 408. Membership of the Director of National Intelligence on the transportation security oversight Board.
Sec. 409. Temporary inapplicability to the Office of the Director of National Intelligence of certain financial reporting requirements.
Sec. 410. Comprehensive inventory of special access programs.
Sec. 411. Sense of Congress on multi-level security clearances.
Sec. 412. Access to information by staff and members of the congressional intelligence committees.
Sec. 413. Study on revoking pensions of persons who commit unauthorized disclosures of classified information.
Subtitle B—Central Intelligence Agency
Sec. 421. Enhanced protection of Central Intelligence Agency intelligence sources and methods from unauthorized disclosure.
Sec. 422. Additional exception to foreign language proficiency requirement for certain senior level positions in the Central Intelligence Agency.
Sec. 423. Additional functions and authorities for protective personnel of the central intelligence agency.
Sec. 424. Protective services for former officials of the intelligence community.
Sec. 425. Strategic review process.
Subtitle C—Defense Intelligence Components
Sec. 431. Enhancements of National Security Agency training Program.
Sec. 432. Codification of authorities of national security agency protective personnel.
Subtitle D—Other Elements
Sec. 441. Clarification of inclusion of Coast Guard and Drug Enforcement Administration elements in the Intelligence Community.
Sec. 442. Clarifying amendments relating to Section 105 of the Intelligence Authorization Act for Fiscal Year 2004.
TITLE V—OTHER MATTERS
Sec. 501. Aerial reconnaissance platforms.
Sec. 502. Elimination of certain reporting requirements.
Sec. 503. Technical amendments to the National Security Act of 1947.
Sec. 504. Technical clarification of certain references to joint military intelligence Program and tactical intelligence and related Activities.
Sec. 505. Technical amendments to the Intelligence Reform and Terrorism Prevention Act of 2004.
Sec. 506. Technical amendment to the Central Intelligence Agency Act of 1949.
Sec. 507. Technical amendments relating to the multiyear National Intelligence Program.
Sec. 508. Technical amendments to the Executive Schedule.
Sec. 509. Technical amendments relating to redesignation of the National Imagery and Mapping Agency as the national Geospatial-Intelligence Agency.
Sec. 510. Report on authorization to overthrow democratically elected governments.
Sec. 511. Report on intelligence relating to insurgent forces in Iraq.
Sec. 512. Sense of Congress regarding unauthorized disclosure of classified information.
TITLE VI—COMMUNICATION OF INFORMATION CONCERNING TERRORIST THREATS
Sec. 601. Identification of best practices.
Sec. 602. Centers of best practices.

TITLE I—INTELLIGENCE ACTIVITIES

SEC. 101. AUTHORIZATION OF APPROPRIATIONS.

Funds are hereby authorized to be appropriated for fiscal year 2007 for the conduct of the intelligence and intelligence-related activities of the following elements of the United States Government:

(1) The Office of the Director of National Intelligence.

(2) The Central Intelligence Agency.

(3) The Department of Defense.

(4) The Defense Intelligence Agency.

(5) The National Security Agency.

(6) The Department of the Army, the Department of the Navy, and the Department of the Air Force.

(7) The Department of State.

(8) The Department of the Treasury.

(9) The Department of Energy.

(10) The Department of Justice.

(11) The Federal Bureau of Investigation.

(12) The National Reconnaissance Office.

(13) The National Geospatial-Intelligence Agency.

(14) The Coast Guard.

(15) The Department of Homeland Security.

(16) The Drug Enforcement Administration.

SEC. 102. CLASSIFIED SCHEDULE OF AUTHORIZATIONS.

(a) SPECIFICATIONS OF AMOUNTS AND PERSONNEL CEILINGS.—The amounts authorized to be appropriated under section 101, and the authorized personnel ceilings as of September 30, 2007, for the conduct of the intelligence and intelligence-related activities of the elements listed in such section, are those specified in the classified Schedule of Authorizations prepared to accompany the conference report on the bill H.R. 5020 of the One Hundred Ninth Congress.

(b) AVAILABILITY OF CLASSIFIED SCHEDULE OF AUTHORIZATIONS.—The Schedule of Authorizations shall be made available to the Committees on Appropriations of the Senate and House of Representatives and to the President. The President shall provide for suitable distribution of the Schedule, or of appropriate portions of the Schedule, within the executive branch.

SEC. 103. PERSONNEL CEILING ADJUSTMENTS.

(a) AUTHORITY FOR ADJUSTMENTS.—With the approval of the Director of the Office of Management and Budget, the Director of National Intelligence may authorize employment of civilian personnel in excess of the number authorized for fiscal year 2007 under section 102 when the Director of National Intelligence determines that such action is necessary to the performance of important intelligence functions, except that the number of personnel employed in excess of the number authorized under such section may not, for any element of the intelligence community, exceed 2 percent of the number of civilian personnel authorized under such section for such element.

(b) NOTICE TO INTELLIGENCE COMMITTEES.—The Director of National Intelligence shall promptly notify the Select Committee on Intelligence of the Senate and the Permanent Select Committee on Intelligence of the House of Representatives whenever the Director exercises the authority granted by this section.

SEC. 104. INTELLIGENCE COMMUNITY MANAGEMENT ACCOUNT.

(a) AUTHORIZATION OF APPROPRIATIONS.—There is authorized to be appropriated for the Intelligence Community Management Account of the Director of National Intelligence for fiscal year 2007 the sum of $990,000,000. Within such amount, funds identified in the classified Schedule of Authorizations referred to in section 102(a) for advanced research and development shall remain available until September 30, 2008.

(b) AUTHORIZED PERSONNEL LEVELS.—The elements within the Intelligence Community Management Account of the Director of National Intelligence are authorized 1,539 full-time personnel as of September 30, 2007. Personnel serving in such elements may be permanent employees of the Intelligence Community Management Account or personnel detailed from other elements of the United States Government.

(c) CLASSIFIED AUTHORIZATIONS.—

(1) AUTHORIZATION OF APPROPRIATIONS.—In addition to amounts authorized to be appropriated for the Intelligence Community Management Account by subsection (a), there are also authorized to be appropriated for the Intelligence Community Management Account for fiscal year 2007 such additional amounts as are specified in the classified Schedule of Authorizations referred to in section 102(a). Such additional amounts for research and development shall remain available until September 30, 2007.

(2) AUTHORIZATION OF PERSONNEL.—In addition to the personnel authorized by subsection (b) for elements of the Intelligence

Community Management Account as of September 30, 2007, there are also authorized such additional personnel for such elements as of that date as are specified in the classified Schedule of Authorizations.

(d) REIMBURSEMENT.—Except as provided in section 113 of the National Security Act of 1947 (50 U.S.C. 404h), during fiscal year 2007 any officer or employee of the United States or a member of the Armed Forces who is detailed to the staff of the Intelligence Community Management Account from another element of the United States Government shall be detailed on a reimbursable basis, except that any such officer, employee, or member may be detailed on a nonreimbursable basis for a period of less than one year as the Director of National Intelligence considers necessary.

SEC. 105. INCORPORATION OF REPORTING REQUIREMENTS.

(a) IN GENERAL.—Each requirement to submit a report to the congressional intelligence committees that is included in the joint explanatory statement to accompany the conference report on the bill H.R. 5020 of the One Hundred Ninth Congress, or in the classified annex to this Act, is hereby incorporated into this Act, and is hereby made a requirement in law.

(b) CONGRESSIONAL INTELLIGENCE COMMITTEES DEFINED.—In this section, the term ''congressional intelligence committees'' means—

(1) the Select Committee on Intelligence of the Senate; and

(2) the Permanent Select Committee on Intelligence of the House of Representatives.

TITLE II—CENTRAL INTELLIGENCE AGENCY RETIREMENT AND DISABILITY SYSTEM

SEC. 201. AUTHORIZATION OF APPROPRIATIONS.

There is authorized to be appropriated for the Central Intelligence Agency Retirement and Disability Fund for fiscal year 2007 the sum of $256,400,000.

TITLE III—INTELLIGENCE AND GENERAL INTELLIGENCE COMMUNITY MATTERS

SEC. 301. INCREASE IN EMPLOYEE COMPENSATION AND BENEFITS AUTHORIZED BY LAW.

Appropriations authorized by this Act for salary, pay, retirement, and other benefits for Federal employees may be increased by such additional or supplemental amounts as may be necessary for increases in such compensation or benefits authorized by law.

SEC. 302. RESTRICTION ON CONDUCT OF INTELLIGENCE ACTIVITIES.

The authorization of appropriations by this Act shall not be deemed to constitute authority for the conduct of any intelligence activity which is not otherwise authorized by the Constitution or the laws of the United States.

SEC. 303. CLARIFICATION OF DEFINITION OF INTELLIGENCE COMMUNITY UNDER THE NATIONAL SECURITY ACT OF 1947.

Subparagraph (L) of section 3(4) of the National Security Act of 1947 (50 U.S.C. 401a(4)) is amended by striking ''other'' the second place it appears.

SEC. 304. DELEGATION OF AUTHORITY FOR TRAVEL ON COMMON CARRIERS FOR INTELLIGENCE COLLECTION PERSONNEL.

(a) DELEGATION OF AUTHORITY.—Section 116(b) of the National Security Act of 1947 (50 U.S.C. 404k(b)) is amended—

(1) by inserting ''(1)'' before ''The Director'';

(2) in paragraph (1), by striking ''may only delegate'' and all that follows and inserting ''may delegate the authority in subsection (a) to the head of any other element of the intelligence community.''; and

(3) by adding at the end the following new paragraph:

''(2) The head of an element of the intelligence community to whom the authority in subsection (a) is delegated pursuant to paragraph (1) may further delegate such authority to such senior officials of such element as are specified in guidelines prescribed by the Director of National Intelligence for purposes of this paragraph.''.

(b) SUBMITTAL OF GUIDELINES TO CONGRESS.—Not later than six months after the date of the enactment of this Act, the Director of National Intelligence shall prescribe and submit to the congressional intelligence committees the guidelines referred to in paragraph (2) of section 116(b) of the National Security Act of 1947, as added by subsection (a).

(c) CONGRESSIONAL INTELLIGENCE COMMITTEES DEFINED.—In this section, the term ''congressional intelligence committees'' means—

(1) the Select Committee on Intelligence of the Senate; and

(2) the Permanent Select Committee on Intelligence of the House of Representatives.

SEC. 305. RETENTION AND USE OF AMOUNTS PAID AS DEBTS TO ELEMENTS OF THE INTELLIGENCE COMMUNITY.

(a) IN GENERAL.—Title XI of the National Security Act of 1947 (50 U.S.C. 442 et seq.) is amended by adding at the end the following new section:

''RETENTION AND USE OF AMOUNTS PAID AS DEBTS TO ELEMENTS OF THE INTELLIGENCE COMMUNITY

''SEC. 1103. (a) AUTHORITY TO RETAIN AMOUNTS PAID.—Notwithstanding section 3302 of title 31, United States Code, or any other provision of law, the head of an element of the intelligence community may retain amounts paid or reimbursed to the United States, including amounts paid by an employee of the Federal Government from personal funds, for repayment of a debt owed to the element of the intelligence community.

''(b) CREDITING OF AMOUNTS RETAINED.—(1) Amounts retained under subsection (a) shall be credited to the current appropriation or account from which such funds were derived or whose expenditure formed the basis for the underlying activity from which the debt concerned arose.

''(2) Amounts credited to an appropriation or account under paragraph (1) shall be merged with amounts in such appropriation or account, and shall be available in accordance with subsection (c).

''(c) AVAILABILITY OF AMOUNTS.—Amounts credited to an appropriation or account under subsection (b) with respect to a debt owed to an element of the intelligence community shall be available to the head of such element, for such time as is applicable to amounts in such appropriation or account, or such longer time as may be provided by law, for purposes as follows:

''(1) In the case of a debt arising from lost or damaged property of such element, the repair of such property or the replacement of such property with alternative property that will perform the same or similar functions as such property.

''(2) The funding of any other activities authorized to be funded by such appropriation or account.

''(d) DEBT OWED TO AN ELEMENT OF THE INTELLIGENCE COMMUNITY DEFINED.—In this section, the term 'debt owed to an element of the intelligence community' means any of the following:

''(1) A debt owed to an element of the intelligence community by an employee or former employee of such element for the negligent or willful loss of or damage to property of such element that was procured by such element using appropriated funds.

''(2) A debt owed to an element of the intelligence community by an employee or former employee of such element as repayment for default on the terms and conditions associated with a scholarship, fellowship, or other educational assistance provided to such individual by such element, whether in exchange for future services or otherwise, using appropriated funds.

''(3) Any other debt or repayment owed to an element of the intelligence community by a private person or entity by reason of the negligent or willful action of such person or entity, as determined by a court of competent jurisdiction or in a lawful administrative proceeding.''.

(b) CLERICAL AMENDMENT.—The table of contents in the first section of that Act is amended by adding at the end the following new item:

''Sec. 1103. Retention and use of amounts paid as debts to elements of the intelligence community.''.

SEC. 306. AVAILABILITY OF FUNDS FOR TRAVEL AND TRANSPORTATION OF PERSONAL EFFECTS, HOUSEHOLD GOODS, AND AUTOMOBILES.

(a) FUNDS OF OFFICE OF DIRECTOR OF NATIONAL INTELLIGENCE.—Funds appropriated to the Office of the Director of National Intelligence and available for travel and transportation expenses shall be available for such expenses when any part of the travel or transportation concerned begins in a fiscal year pursuant to travel orders issued in such fiscal year, notwithstanding that such travel or transportation is or may not be completed during such fiscal year.

(b) FUNDS OF CENTRAL INTELLIGENCE AGENCY.—Funds appropriated to the Central Intelligence Agency and available for travel and transportation expenses shall be available for such expenses when any part of the travel or transportation concerned begins in a fiscal year pursuant to travel orders issued in such fiscal year, notwithstanding that such travel or transportation is or may not be completed during such fiscal year.

(c) TRAVEL AND TRANSPORTATION EXPENSES DEFINED.—In this section, the term ''travel and transportation expenses'' means the following:

(1) Expenses in connection with travel of personnel, including travel of dependents.

(2) Expenses in connection with transportation of personal effects, household goods, or automobiles of personnel.

SEC. 307. PURCHASES BY ELEMENTS OF THE INTELLIGENCE COMMUNITY OF PRODUCTS OF FEDERAL PRISON INDUSTRIES.

Section 404 of the Intelligence Authorization Act for Fiscal Year 2004 (Public Law 108–177; 117 Stat. 2632) is amended—

(1) by striking ''by the Central Intelligence Agency'' and inserting ''by an element of the intelligence community (as defined in section 3(4) of the National Security Act of 1947 (50 U.S.C. 401a(4)))''; and

(2) by striking ''the Director of the Central Intelligence Agency determines that the product or service'' and inserting ''the head of that element determines that the product or service (including a surveying or mapping service)''.

SEC. 308. ACCOUNTABILITY IN INTELLIGENCE CONTRACTING.

(a) REPORT ON REGULATIONS GOVERNING INTELLIGENCE COMMUNITY CONTRACTING.—

(1) REPORT REQUIREMENT.—Not later than 90 days after the date of the enactment of this Act, the Director of National Intelligence shall submit to the Permanent Select Committee on Intelligence of the House of Representatives and the Select Committee on Intelligence of the Senate a report on regulations governing covered contracts under the National Intelligence Program and, at the discretion of the Director of National Intelligence, the Military Intelligence Program.

(2) MATTERS COVERED.—

(A) The report required by paragraph (1) shall include a description of any relevant regulations prescribed by the Director of National Intelligence or by the heads of agencies in the intelligence community, including those relating to the following matters:

(i) Types of functions or activities that may be appropriately carried out by contractors.

(ii) Minimum standards regarding the hiring, training, security clearance, and assignment of contract personnel.

(iii) Procedures for conducting oversight of covered contracts to ensure identification and prosecution of criminal violations; financial waste, fraud, or abuse; or other abuses committed by contractors or contract personnel.

(B) The report also shall include a description of progress made by the Director of National Intelligence in standardizing the regulations described in subparagraph (A) across the different agencies of the National Intelligence Program to the extent practicable.

(3) FORM OF REPORT.—The report required by paragraph (1) shall be in unclassified form, but may contain a classified annex if necessary.

(b) ACCOUNTABILITY REQUIREMENTS FOR CONTRACTS AWARDED BY INTELLIGENCE COMMUNITY AGENCIES.—

(1) INFORMATION ON INTELLIGENCE ACTIVITIES TO BE PERFORMED.—Each covered contract in an amount greater than $1,000,000 shall require the contractor to provide to the contracting officer for the contract, not later than 5 days after award of the contract, the following information regarding intelligence activities performed under the contract:

(A) Number of persons to be used to perform such functions.

(B) A description of how such persons are trained to carry out tasks specified under the contract relating to such functions.

(C) A description of each category of activity relating to such functions required by the contract.

(2) UPDATES.—The information provided under paragraph (1) shall be updated during contract performance as necessary.

(3) INFORMATION ON COSTS.—Each covered contract shall include the following requirements:

(A) Upon award of the contract, the contractor shall provide to the contracting officer cost estimates of salary, benefits, insurance, materials, logistics, administrative costs, and other costs of carrying out intelligence activities under the contract.

(B) Before contract closeout (other than closeout of a firm, fixed price contract), the contractor shall provide to the contracting officer a report on the actual costs of carrying out intelligence activities under the contract, in the same categories as provided under subparagraph (A).

(c) ACCOUNTABILITY REQUIREMENTS FOR CONTRACTING AGENCIES OF THE INTELLIGENCE COMMUNITY.—

(1) REPORT REQUIREMENT.—Not later than 90 days after the date of the enactment of this Act, and annually thereafter, the Director of National Intelligence shall submit to the Permanent Select Committee on Intelligence of the House of Representatives and the Select Committee on Intelligence of the Senate a report containing the information described in paragraph (2) on contracting activities in the intelligence community.

(2) MATTERS COVERED.—The report required by paragraph (1) shall include the following information:

(A) A list of contracts awarded for intelligence activities by each agency in the intelligence community during the one-year period preceding the date of submission of the report.

(B) A description of the activities to be performed by contractors in fulfillment of each contract on the list under subparagraph (A), including whether such activities are classified or unclassified.

(C) The number of personnel carrying out work under each such contract.

(D) The estimated cost of performance of the work required by each such contract.

(d) RETENTION OF INTELLIGENCE COMMUNITY PROFESSIONALS.—

(1) REPORT REQUIREMENT.—Not later than 90 days after the date of the enactment of this Act, the Director of National of Intelligence shall submit to the Permanent Select Committee on Intelligence of the House of Representatives and the Select Committee on Intelligence of the Senate a report on hiring, promotion, and retention of intelligence community professionals.

(2) MATTERS COVERED.— The report required by paragraph (1) shall include the following:

(A) Recommendations regarding any bonuses, benefits, or other inducements that would help the intelligence community to hire, promote, and retain its professional workforce in order to compete effectively against the attraction of private sector opportunities.

(B) Recommendations regarding any policy changes, including changes to policies governing the awarding of security clearances, that may promote hiring, promotion, and retention of the intelligence community professional workforce.

(C) A description of any additional authority needed from Congress to implement the recommendations under subparagraphs (A) and (B).

(3) FORM OF REPORT.—The report required by paragraph (1) shall be in unclassified form, but may contain a classified annex if necessary.

(e) DEFINITIONS.—In this section:

(1) INTELLIGENCE COMMUNITY.—The term ''intelligence community'' has the meaning given the term in section 3(4) of the National Security Act of 1947 (50 U.S.C. 401a(4)).

(2) COVERED CONTRACT.—The term ''covered contract'' means—

(A) a prime contract with any agency or office that is part of the intelligence community;

(B) a subcontract at any tier under any prime contract with an office or agency referred to in subparagraph (A); or

(C) a task order issued under a task or delivery order contract entered into by an office or agency referred to in subparagraph (A, if the work to be performed under the contract, subcontract, or task order includes intelligence activities to be performed either within or outside the United States.

TITLE IV—MATTERS RELATING TO ELEMENTS OF THE INTELLIGENCE COMMUNITY

Subtitle A—Office of the Director of National Intelligence

SEC. 401. CLARIFICATION OF DELEGATION OF TRANSFER OR REPROGRAMMING AUTHORITY.

Section 102A(d)(5)(B) of the National Security Act of 1947 (50 U.S.C. 403–1(d)(5)(B)), as added by section 1011(a) of the National Security Intelligence Reform Act of 2004 (title I of Public Law 108–458; 118 Stat. 3643), is amended in the second sentence by striking ''or agency involved'' and inserting ''involved or the Director of the Central Intelligence Agency (in the case of the Central Intelligence Agency)''.

SEC. 402. CLARIFICATION OF LIMITATION ON CO-LOCATION OF THE OFFICE OF THE DIRECTOR OF NATIONAL INTELLIGENCE.

Section 103(e) of the National Security Act of 1947 (50 U.S.C. 403–3(e)) is amended—

(1) in the heading, by striking ''WITH'' and inserting ''OF HEADQUARTERS WITH HEADQUARTERS OF'' ;

(2) by inserting ''the headquarters of'' before ''the Office''; and

(3) by striking ''any other element'' and inserting ''the headquarters of any other element''.

SEC. 403. ADDITIONAL DUTIES OF THE DIRECTOR OF SCIENCE AND TECHNOLOGY OF THE OFFICE OF THE DIRECTOR OF NATIONAL INTELLIGENCE.

(a) COORDINATION AND PRIORITIZATION OF RESEARCH CONDUCTED BY ELEMENTS OF INTELLIGENCE COMMUNITY.—Subsection (d) of section 103E of the National Security Act of 1947 (50 U.S.C. 403–3e) is amended—

(1) in paragraph (3)(A), by inserting ''and prioritize'' after ''coordinate''; and

(2) by adding at the end the following new paragraph:

''(4) In carrying out paragraph (3)(A), the Committee shall identify basic, advanced, and applied research programs to be carried out by elements of the intelligence community.''.

(b) DEVELOPMENT OF TECHNOLOGY GOALS.—Such section is further amended—

(1) in subsection (c)—

(A) in paragraph (4), by striking ''and'' at the end;

(B) by redesignating paragraph (5) as paragraph (6); and

(C) by inserting after paragraph (4) the following new paragraph:

''(5) assist the Director in establishing goals for the elements of the intelligence community to meet the technology needs of the intelligence community; and''; and

(2) by adding at the end the following new subsection:

''(e) GOALS FOR TECHNOLOGY NEEDS OF INTELLIGENCE COMMUNITY.—In carrying out subsection (c)(5), the Director of Science and Technology shall—

''(1) systematically identify and assess the most significant intelligence challenges that require technical solutions; and

''(2) examine options to enhance the responsiveness of research and design programs of elements of the intelligence community to meet the requirements of the intelligence community for timely support.''.

(c) REPORT.—(1) Not later than June 30, 2007, the Director of National Intelligence shall submit to Congress a report containing a strategy for the development and use of technology in the intelligence community through 2021.

(2) The report shall include—

(A) an assessment of the highest priority intelligence gaps across the intelligence community that may be resolved by the use of technology;

(B) goals for advanced research and development and a strategy to achieve such goals;

(C) an explanation of how each advanced research and development project funded under the National Intelligence Program addresses an identified intelligence gap;

(D) a list of all current and projected research and development projects by research type (basic, advanced, or applied) with estimated funding levels, estimated initiation dates, and estimated completion dates; and

(E) a plan to incorporate technology from research and development projects into National Intelligence Program acquisition programs.

(3) The report may be submitted in classified form.

SEC. 404. APPOINTMENT AND TITLE OF CHIEF INFORMATION OFFICER OF THE INTELLIGENCE COMMUNITY.

(a) APPOINTMENT.—

(1) IN GENERAL.—Subsection (a) of section 103G of the National Security Act of 1947 (50 U.S.C. 403–3g) is amended by striking ''the

President, by and with the advice and consent of the Senate'' and inserting ''the Director of National Intelligence''.

(2) APPLICABILITY.—The amendment made by paragraph (1) shall take effect on the date of the enactment of this Act, and shall apply with respect to any nomination of an individual as Chief Information Officer of the Intelligence Community that is made on or after that date.

(b) TITLE.—Such section is further amended—

(1) in subsection (a), by inserting ''of the Intelligence Community'' after ''Chief Information Officer'';

(2) in subsection (b), by inserting ''of the Intelligence Community'' after ''Chief Information Officer'';

(3) in subsection (c), by inserting ''of the Intelligence Community'' after ''Chief Information Officer''; and

(4) in subsection (d), by inserting ''of the Intelligence Community'' after ''Chief Information Officer''.

SEC. 405. LEADERSHIP AND LOCATION OF CERTAIN OFFICES AND OFFICIALS.

(a) NATIONAL COUNTER PROLIFERATION CENTER.—Section 119A(a) of the National Security Act of 1947 (50 U.S.C. 404o–1(a)) is amended—

(1) by striking ''ESTABLISHMENT.—Not later than 18 months after the date of the enactment of the National Security Intelligence Reform Act of 2004, the'' and inserting ''(1) ESTABLISHMENT.—The''; and

(2) by adding at the end the following new paragraphs:

''(2) DIRECTOR.—The head of the National Counter Proliferation Center shall be the Director of the National Counter Proliferation Center, who shall be appointed by the Director of National Intelligence.

''(3) LOCATION.—The National Counter Proliferation Center shall be located within the Office of the Director of National Intelligence.''.

(b) OFFICERS.—Section 103(c) of that Act (50 U.S.C. 403–3(c)) is amended—

(1) by redesignating paragraph (9) as paragraph (13); and

(2) by inserting after paragraph (8) the following new paragraphs:

''(9) The Chief Information Officer of the intelligence community.

''(10) The Inspector General of the intelligence community.

''(11) The Director of the National Counterterrorism Center.

''(12) The Director of the National Counter Proliferation Center.''.

SEC. 406. ELIGIBILITY FOR INCENTIVE AWARDS OF PERSONNEL ASSIGNED TO THE OFFICE OF THE DIRECTOR OF NATIONAL INTELLIGENCE.

(a) IN GENERAL.—Subsection (a) of section 402 of the Intelligence Authorization Act for Fiscal Year 1984 (50 U.S.C. 403e–1) is amended to read as follows:

''(a) AUTHORITY FOR PAYMENT OF AWARDS.—(1) The Director of National Intelligence may exercise the authority granted in section 4503 of title 5, United States Code, with respect to Federal employees and members of the Armed Forces detailed or assigned to the Office of the Director of National Intelligence in the same manner as such authority may be exercised with respect to personnel of the Office.

''(2) The Director of the Central Intelligence Agency may exercise the authority granted in section 4503 of title 5, United States Code, with respect to Federal employees and members of the Armed Forces detailed or assigned to the Central Intelligence Agency in the same manner as such authority may be exercised with respect to personnel of the Agency.''.

(b) REPEAL OF OBSOLETE AUTHORITY.—Such section is further amended—

(1) by striking subsection (c); and

(2) by redesignating subsection (d) as subsection (c).

(c) CONFORMING AMENDMENTS.—Such section is further amended—

(1) in subsection (b), by striking ''to the Central Intelligence Agency or to the Intelligence Community Staff'' and inserting ''to the Office of the Director of National Intelligence or to the Central Intelligence Agency''; and

(2) in subsection (c), as redesignated by subsection (b)(2) of this section, by striking ''Director of Central Intelligence'' and inserting ''Director of National Intelligence or Director of the Central Intelligence Agency''.

(d) TECHNICAL AND STYLISTIC AMENDMENTS.—That section is further amended—

(1) in subsection (b)—

(A) by inserting ''PERSONNEL ELIGIBLE FOR AWARDS.—'' after ''(b)'';

(B) by striking ''subsection (a) of this section'' and inserting ''subsection (a)''; and

(C) by striking ''a date five years before the date of enactment of this section'' and inserting ''December 9, 1978''; and

(2) in subsection (c), as so redesignated, by inserting ''PAYMENT AND ACCEPTANCE OF AWARDS.—'' after ''(c)''.

SEC. 407. REPEAL OF CERTAIN AUTHORITIES RELATING TO THE OFFICE OF THE NATIONAL COUNTERINTELLIGENCE EXECUTIVE.

(a) REPEAL OF CERTAIN AUTHORITIES.—Section 904 of the Counterintelligence Enhancement Act of 2002 (title IX of Public Law 107–306; 50 U.S.C. 402c) is amended—

(1) by striking subsections (d), (g), (h), (i), and (j); and

(2) by redesignating subsections (e), (f), (k), (l), and (m) as subsections (d), (e), (f), (g), and (h), respectively.

(b) CONFORMING AMENDMENTS.—That section is further amended—

(1) in subsection (d), as redesignated by subsection (a)(2) of this section, by striking ''subsection (f)'' each place it appears in paragraphs (1) and (2) and inserting ''subsection (e)''; and

(2) in subsection (e)(2), as so redesignated, by striking ''subsection (e)(2)'' and inserting ''subsection (d)(2)''.

SEC. 408. MEMBERSHIP OF THE DIRECTOR OF NATIONAL INTELLIGENCE ON THE TRANSPORTATION SECURITY OVERSIGHT BOARD.

Subparagraph (F) of section 115(b)(1) of title 49, United States Code, is amended to read as follows:

''(F) The Director of National Intelligence, or the Director's designee.''.

SEC. 409. TEMPORARY INAPPLICABILITY TO THE OFFICE OF THE DIRECTOR OF NATIONAL INTELLIGENCE OF CERTAIN FINANCIAL REPORTING REQUIREMENTS.

The Director of National Intelligence shall not be required to submit an audited financial statement under section 3515 of title 31, United States Code, for the Office of the Director of National Intelligence with respect to fiscal year 2005 or 2006.

SEC. 410. COMPREHENSIVE INVENTORY OF SPECIAL ACCESS PROGRAMS.

Not later than January 15, 2007, the Director of National Intelligence shall submit to the congressional intelligence committees (as defined in section 3(7) of the National Security Act of 1947 (50 U.S.C. 401a(7))) a classified report providing a comprehensive inventory of all special access programs under the National Intelligence Program (as defined in section 3(6) of the National Security Act of 1947 (50 U.S.C. 401a(6))).

SEC. 411. SENSE OF CONGRESS ON MULTI-LEVEL SECURITY CLEARANCES.

It is the sense of Congress that the Director of National Intelligence should promptly establish and oversee the implementation of a multi-level security clearance system across the intelligence community to leverage the cultural and linguistic skills of subject matter experts and individuals proficient in foreign languages critical to national security.

SEC. 412. ACCESS TO INFORMATION BY STAFF AND MEMBERS OF THE CONGRESSIONAL INTELLIGENCE COMMITTEES.

Not later than 180 days after the date of the enactment of this Act, the Director of National Intelligence shall provide to the members and staff of the Permanent Select Committee on Intelligence of the House of Representatives and the Select Committee on Intelligence of the Senate accounts for and access to the Intelink System (or any successor system) through the Joint Worldwide Intelligence Communications System (or any successor system). Such access shall include access up to and including the level of sensitive compartmented information and shall be provided in the sensitive compartmented information facilities of each Committee.

SEC. 413. STUDY ON REVOKING PENSIONS OF PERSONS WHO COMMIT UNAUTHORIZED DISCLOSURES OF CLASSIFIED INFORMATION.

(a) STUDY.—The Director of National Intelligence shall conduct a study on the feasibility of revoking the pensions of personnel in the intelligence community (as defined in section 3(4) of the National Security Act of 1947 (50 U.S.C. 401a(4))) who commit unauthorized disclosures of classified information, including whether revoking such pensions is feasible under existing law or under the administrative authority of the Director of National Intelligence or any other head of an element of the intelligence community.

(b) REPORT.—Not later than 90 days after the date of the enactment of this Act, the Director of National Intelligence shall submit to the Permanent Select Committee on Intelligence of the House of Representatives and the Select Committee on Intelligence of the Senate a report containing the results of the study conducted under subsection (a).

Subtitle B—Central Intelligence Agency

SEC. 421. ENHANCED PROTECTION OF CENTRAL INTELLIGENCE AGENCY INTELLIGENCE SOURCES AND METHODS FROM UNAUTHORIZED DISCLOSURE.

(a) RESPONSIBILITY OF DIRECTOR OF CENTRAL INTELLIGENCE AGENCY UNDER NATIONAL SECURITY ACT OF 1947.—Subsection (d) of section 104A of the National Security Act of 1947 (50 U.S.C. 403–4a) is amended—

(1) in paragraph (3), by striking ''and'' at the end;

(2) by redesignating paragraph (4) as paragraph (5); and

(3) by inserting after paragraph (3) the following new paragraph:

''(4) protect intelligence sources and methods of the Central Intelligence Agency from unauthorized disclosure, consistent with any direction issued by the President or the Director of National Intelligence; and''.

(b) PROTECTION UNDER CENTRAL INTELLIGENCE AGENCY ACT OF 1949.—Section 6 of the Central Intelligence Agency Act of 1949 (50 U.S.C. 403g) is amended by striking ''section 102A(i)'' and all that follows through ''unauthorized disclosure'' and inserting ''sections 102A(i) and 104A(d)(4) of the National Security Act of 1947 (50 U.S.C. 403–1(i), 403–4a(d)(4))''.

(c) TECHNICAL AMENDMENTS TO CENTRAL INTELLIGENCE AGENCY RETIREMENT ACT.—Section 201(c) of the Central Intelligence Agency Retirement Act (50 U.S.C. 2011(c)) is amended—

(1) in the subsection heading, by striking ''OF DCI'';

(2) by striking ''section 102A(i)'' and inserting ''sections 102A(i) and 104A(d)(4)'';

(3) by striking ''of National Intelligence''; and

(4) by inserting ''of the Central Intelligence Agency'' after ''methods''.

SEC. 422. ADDITIONAL EXCEPTION TO FOREIGN LANGUAGE PROFICIENCY REQUIREMENT FOR CERTAIN SENIOR LEVEL POSITIONS IN THE CENTRAL INTELLIGENCE AGENCY.

(a) ADDITIONAL EXCEPTION.—Subsection (g) of section 104A of the National Security Act of 1947 (50 U.S.C. 403–4a) is amended—

(1) in paragraph (1), by striking ''paragraph (2)'' and inserting ''paragraphs (2) and (3)'';

(2) in paragraph (2), by striking ''position or category of positions'' each place it appears and inserting ''individual, individuals, position, or category of positions''; and

(3) by adding at the end the following new paragraph:

''(3) Paragraph (1) shall not apply to any individual in the Directorate of Intelligence or the Directorate of Operations of the Central Intelligence Agency who is serving in a Senior Intelligence Service position as of December 23, 2005, regardless of whether such individual is a member of the Senior Intelligence Service.''.

(b) REPORT ON WAIVERS.—Section 611(c) of the Intelligence Authorization Act for Fiscal Year 2005 (Public Law 108–487; 118 Stat. 3955) is amended—

(1) in the first sentence, by inserting ''individuals or'' before ''positions''; and

(2) in the second sentence, by striking ''position or category of positions'' and inserting ''individual, individuals, position, or category of positions''.

SEC. 423. ADDITIONAL FUNCTIONS AND AUTHORITIES FOR PROTECTIVE PERSONNEL OF THE CENTRAL INTELLIGENCE AGENCY.

(a) PROTECTION OF CERTAIN PERSONS.—Section 5(a)(4) of the Central Intelligence Agency Act of 1949 (50 U.S.C. 403f(a)(4)) is amended—

(1) by striking ''and the protection'' and inserting ''the protection''; and

(2) by striking the semicolon and inserting '', and the protection of the Director of National Intelligence and such personnel of the Office of the Director of National Intelligence as the Director of National Intelligence may designate;''.

(b) AUTHORITY TO ARREST.—

(1) Chapter 203 of title 18, United States Code, is amended by adding at the end the following:

''§ 3065. Powers of authorized personnel in the Central Intelligence Agency

''(a) The Director of the Central Intelligence Agency may issue regulations to allow personnel designated to carry out protective functions for the Central Intelligence Agency under section 5(a)(4) of the Central Intelligence Agency Act of 1949 (50 U.S.C. 403f) to, while engaged in such protective functions, make arrests without a warrant for any offense against the United States committed in the presence of such personnel, or for any felony cognizable under the laws of the United States, if such personnel have probable cause to believe that the person to be arrested has committed or is committing that felony offense.

''(b) The powers granted under subsection (a) may be exercised only in accordance with guidelines approved by the Attorney General.''.

(2) The table of sections at the beginning of chapter 203 of title 18, United States Code, is amended by adding at the end the following:

''3065. Powers of authorized personnel in the Central Intelligence Agency.''.

SEC. 424. PROTECTIVE SERVICES FOR FORMER OFFICIALS OF THE INTELLIGENCE COMMUNITY.

(a) IN GENERAL.—Title III of the National Security Act of 1947 (50 U.S.C. 409a et seq.) is amended by inserting after section 303 the following new section:

''PROTECTIVE SERVICES FOR FORMER OFFICIALS OF THE INTELLIGENCE COMMUNITY

''SEC. 304. (a) IN GENERAL.—Subject to subsection (b), the head of an element of the intelligence community may not provide personnel for the protection of a former official of an element of the intelligence community unless—

''(1) there is a specific and credible threat to such former official arising from the service of such former official to the United States; and

''(2) such head of an element of the intelligence community submits to the Director of National Intelligence notice of the intention to provide such personnel and an assessment of—

''(A) the threat to such former official; and

''(B) the level of protective services necessary to protect such former official based on such threat.

''(b) EXCEPTION FOR RECENT TERMINATION OF EMPLOYMENT.—The head of an element of the intelligence community may provide personnel for the protection of a former official of an element of the intelligence community without a specific and credible threat to such former official for not more than one year after the termination of the employment of such former official if such former official requests such protection.

''(c) THREAT ASSESSMENT UPDATES.—Not later than 180 days after the date on which the head of an element of the intelligence community begins providing personnel for the protection of a former official of an element of the intelligence community, and at least every 180 days thereafter until such head of an element of the intelligence community determines that there is no longer a threat to such former official, such head of an element of the intelligence community shall submit to the Director of National Intelligence an updated assessment of the threat to such former official and the level of protective services necessary to protect such former official based on such threat.

''(d) TERMINATION OF PROTECTIVE SERVICES.—If the head of an element of the intelligence community that is providing personnel for the protection of a former official of an element of the intelligence community pursuant to subsection (a) determines that there is no longer a threat to such former official, such head of an element of the intelligence community shall cease providing personnel for the protection of such former official not later than 30 days after determining such threat no longer exists.

''(e) REPORT.—Not later than 7 days after the date on which the head of an element of the intelligence community begins providing personnel for the protection of a former official of an element of the intelligence community, the Director of National Intelligence shall submit to the congressional intelligence committees notice of the provision of personnel for the protection of such former official.''.

(b) TABLE OF CONTENTS.—The table of contents of such Act is amended by—

(1) striking the second item relating to section 301;

(2) striking the second item relating to section 302;

(3) striking the items relating to sections 304, 305, and 306; and

(4) inserting after the item relating to section 303 the following new item:

''Sec. 304. Protective services for former officials of the intelligence community.''.

SEC. 425. STRATEGIC REVIEW PROCESS.

Section 102A(f) of the National Security Act of 1947 (50 U.S.C. 403–1(f)) is amended by adding at the end the following new paragraph:

''(9) Not later than September 30, 2007, and every four years thereafter, the Director of National Intelligence shall, in consultation with the heads of the elements of the intelligence community, manage and oversee the conduct of a strategic review of the intelligence community to develop intelligence capabilities required to address threats to national security. Such review shall analyze near-term, mid-term, and future threats to national security and shall include estimates of the allocation of resources and structural change that should be reflected in future budget requests.''.

Subtitle C—Defense Intelligence Components

SEC. 431. ENHANCEMENTS OF NATIONAL SECURITY AGENCY TRAINING PROGRAM.

(a) TERMINATION OF EMPLOYEES.—Subsection (d)(1)(C) of section 16 of the National Security Agency Act of 1959 (50 U.S.C. 402 note) is amended by striking ''terminated either by'' and all that follows and inserting ''terminated—

''(i) by the Agency due to misconduct by the employee;

''(ii) by the employee voluntarily; or

''(iii) by the Agency for the failure of the employee to maintain such level of academic standing in the educational course of training as the Director of the National Security Agency shall have specified in the agreement of the employee under this subsection; and''.

(b) AUTHORITY TO WITHHOLD DISCLOSURE OF AFFILIATION WITH NSA.—Subsection (e) of such section is amended by striking ''(1) When an employee'' and all that follows through ''(2) Agency efforts'' and inserting ''Agency efforts''.

SEC. 432. CODIFICATION OF AUTHORITIES OF NATIONAL SECURITY AGENCY PROTECTIVE PERSONNEL.

(a) PROTECTION OF CERTAIN PERSONS.—The National Security Agency Act of 1959 (50 U.S.C. 402 note) is amended by adding at the end the following new section:

''SEC. 20. (a) The Director is authorized to designate personnel of the Agency to perform protective functions for the Director and for any personnel of the Agency designated by the Director.

''(b) Nothing in this section shall be construed to impair or otherwise affect any authority under any other provision of law relating to the performance of protective functions.''.

(b) AUTHORITY TO ARREST.—

(1) Chapter 203 of title 18, United States Code, as amended by section 423 of this Act, is amended by adding at the end the following:

''§ 3066. Powers of authorized personnel in the National Security Agency

''(a) The Director of the National Security Agency may issue regulations to allow personnel designated to carry out protective functions for the Agency to—

''(1) carry firearms; and

''(2) make arrests without warrant for any offense against the United States committed in the presence of such personnel, or for any felony cognizable under the laws of the United States, if such personnel have probable cause to believe that the person to be arrested has committed or is committing that felony offense.

''(b) The powers granted under subsection (a) may be exercised only in accordance with guidelines approved by the Attorney General.''.

(2) CLERICAL AMENDMENT.—The table of sections at the beginning of chapter 203 of title 18, United States Code, as amended by section 423 of this Act, is amended by adding at the end the following:

''3066. Powers of authorized personnel in the National Security Agency.''.

Subtitle D—Other Elements

SEC. 441. CLARIFICATION OF INCLUSION OF COAST GUARD AND DRUG ENFORCEMENT ADMINISTRATION ELEMENTS IN THE INTELLIGENCE COMMUNITY.

Section 3(4) of the National Security Act of 1947 (50 U.S.C. 401a(4)) is amended—

(1) in subparagraph (H), by inserting ''the Coast Guard'' after ''the Marine Corps'';

(2) in subparagraph (K), by striking '', including the Office of Intelligence of the Coast Guard'';

(3) by redesignating subparagraph (L) as subparagraph (M); and

(4) by inserting after subparagraph (K) the following new subparagraph:

''(L) The Office of National Security Intelligence of the Drug Enforcement Administration.''.

SEC. 442. CLARIFYING AMENDMENTS RELATING TO SECTION 105 OF THE INTELLIGENCE AUTHORIZATION ACT FOR FISCAL YEAR 2004.

Section 105(b) of the Intelligence Authorization Act for Fiscal Year 2004 (Public Law 108–177; 117 Stat. 2603; 31 U.S.C. 311 note) is amended—

(1) by striking ''Director of Central Intelligence'' and inserting ''Director of National Intelligence''; and

(2) by inserting ''or in section 313 of such title,'' after ''subsection (a)),''.

TITLE V—OTHER MATTERS

SEC. 501. AERIAL RECONNAISSANCE PLATFORMS.

(a) LIMITATION ON TERMINATION OF U–2 AIRCRAFT PROGRAM.—The Secretary of Defense may not begin the process to terminate the U–2 aircraft program until the Secretary certifies in accordance with subsection (b) that there would be no loss of national or Department of Defense intelligence, surveillance, and reconnaissance (ISR) capabilities in transitioning from the U–2 aircraft program to the Global Hawk RQ–4 unmanned aerial vehicle platform.

(b) REPORT AND CERTIFICATION.—

(1) STUDY.—The Secretary of Defense shall conduct a study of aerial reconnaissance platforms to determine whether the Global Hawk RQ–4 unmanned aerial vehicle has reached mission capability and has attained collection capabilities on a par with the collection capabilities of the U–2 Block 20 aircraft program as of April 1, 2006.

(2) REPORT.—The Secretary shall submit to the congressional committees specified in subsection (c) a report containing the results of the study. The Secretary shall include in the report the Secretary's determination as to whether the Global Hawk RQ–4 unmanned aerial vehicle—

(A) has reached mission capability; and

(B) has attained collection capabilities on a par with the collection capabilities of the U–2 Block 20 aircraft program as of April 1, 2006.

(3) CERTIFICATION.—The Secretary shall include with the report the Secretary's certification, based on the results of the study, as to whether or not there would be a loss of national or Department of Defense intelligence, surveillance, and reconnaissance capabilities with a transition from the U–2 aircraft program to the Global Hawk RQ–4 unmanned aerial vehicle platform.

(c) SPECIFIED COMMITTEES.—The congressional committees specified in this subsection are the following:

(1) The Committee on Armed Services and the Select Committee on Intelligence of the Senate.

(2) The Committee on Armed Services and the Permanent Select Committee on Intelligence of the House of Representatives.

SEC. 502. ELIMINATION OF CERTAIN REPORTING REQUIREMENTS.

(a) INTELLIGENCE SHARING WITH UN.—Section 112 of the National Security Act of 1947 (50 U.S.C. 404g) is amended by striking subsection (b).

(b) IMPROVEMENT OF FINANCIAL STATEMENTS FOR AUDITING PURPOSES.—The National Security Act of 1947 (50 U.S.C. 401 et seq.) is amended—

(1) by striking section 114A; and

(2) in the table of contents in the first section, by striking the item relating to section 114A.

(c) FINANCIAL INTELLIGENCE ON TERRORIST ASSETS.—The National Security Act of 1947 (50 U.S.C. 401 et seq.) is amended—

(1) by striking section 118; and

(2) in the table of contents in the first section, by striking the item relating to section 118.

(d) COUNTERDRUG INTELLIGENCE.—The Intelligence Authorization Act for Fiscal Year 2003 (Public Law 107–306) is amended—

(1) by striking section 826; and

(2) in the table of contents in section 1(b), by striking the item relating to section 826.

SEC. 503. TECHNICAL AMENDMENTS TO THE NATIONAL SECURITY ACT OF 1947.

The National Security Act of 1947 (50 U.S.C. 401 et seq.) is amended as follows:

(1) In section 102A (50 U.S.C. 403–1)—

(A) in subsection (c)(7)(A), by striking ''section'' and inserting ''subsection'';

(B) in subsection (d)—

(i) in paragraph (3), by striking ''subparagraph (A)'' in the matter preceding subparagraph (A) and inserting ''paragraph (1)(A)''; and

(ii) in paragraph (5)(A), by striking ''or personnel'' in the matter preceding clause (i); and

(C) in subsection (l)(2)(B), by striking ''section'' and inserting ''paragraph''.

(2) In section 119(c)(2)(B) (50 U.S.C. 404o(c)(2)(B)), by striking ''subsection (h)'' and inserting ''subsection (i)''.

SEC. 504. TECHNICAL CLARIFICATION OF CERTAIN REFERENCES TO JOINT MILITARY INTELLIGENCE PROGRAM AND TACTICAL INTELLIGENCE AND RELATED ACTIVITIES.

Section 102A of the National Security Act of 1947 (50 U.S.C. 403–1) is amended—

(1) in subsection (c)(3)(A), by striking ''annual budgets for the Joint Military Intelligence Program and for Tactical Intelligence and Related Activities'' and inserting ''annual budget for the Military Intelligence Program or any successor program or programs''; and

(2) in subsection (d)(1)(B), by striking ''Joint Military Intelligence Program'' and inserting ''Military Intelligence Program or any successor program or programs''.

SEC. 505. TECHNICAL AMENDMENTS TO THE INTELLIGENCE REFORM AND TERRORISM PREVENTION ACT OF 2004.

(a) AMENDMENTS TO NATIONAL SECURITY INTELLIGENCE REFORM ACT OF 2004.—The National Security Intelligence Reform Act of 2004 (title I of Public Law 108–458) is amended as follows:

(1) In section 1016(e)(10)(B) (6 U.S.C. 458(e)(10)(B)), by striking ''Attorney General'' the second place it appears and inserting ''Department of Justice''.

(2) In section 1061 (5 U.S.C. 601 note)—

(A) in subsection (d)(4)(A), by striking ''National Intelligence Director'' and inserting ''Director of National Intelligence''; and

(B) in subsection (h), by striking ''National Intelligence Director'' and inserting ''Director of National Intelligence''.

(3) In section 1071(e), by striking ''(1)''.

(4) In section 1072(b), by inserting ''AGENCY'' after ''INTELLIGENCE''.

(b) OTHER AMENDMENTS TO INTELLIGENCE REFORM AND TERRORISM PREVENTION ACT OF 2004.—The Intelligence Reform and Terrorism Prevention Act of 2004 (Public Law 108–458) is amended as follows:

(1) In section 2001 (28 U.S.C. 532 note)—

(A) in subsection (c)(1), by inserting ''of'' before ''an institutional culture'';

(B) in subsection (e)(2), by striking ''the National Intelligence Director in a manner consistent with section 112(e)'' and inserting ''the Director of National Intelligence in a manner consistent with applicable law''; and

(C) in subsection (f), by striking ''shall,'' in the matter preceding paragraph (1) and inserting ''shall''.

(2) In section 2006 (28 U.S.C. 509 note)—

(A) in paragraph (2), by striking ''the Federal'' and inserting ''Federal''; and

(B) in paragraph (3), by striking ''the specific'' and inserting ''specific''.

SEC. 506. TECHNICAL AMENDMENT TO THE CENTRAL INTELLIGENCE AGENCY ACT OF 1949.

Section 5(a)(1) of the Central Intelligence Agency Act of 1949 (50 U.S.C. 403f(a)(1)) is amended by striking ''authorized under paragraphs (2) and (3) of section 102(a), subsections (c)(7) and (d) of section 103, subsections (a) and (g) of section 104, and section 303 of the National Security Act of 1947 (50 U.S.C. 403(a)(2), (3), 403–3(c)(7), (d), 403–4(a), (g), and 405)'' and inserting ''authorized under subsections (c), (d), (e), and (f) of section 104A of the National Security Act of 1947 (50 U.S.C. 403–4a)''.

SEC. 507. TECHNICAL AMENDMENTS RELATING TO THE MULTIYEAR NATIONAL INTELLIGENCE PROGRAM.

(a) IN GENERAL.—Subsection (a) of section 1403 of the National Defense Authorization Act for Fiscal Year 1991 (50 U.S.C. 404b) is amended—

(1) in the subsection heading, by striking ''FOREIGN''; and

(2) by striking ''foreign'' each place it appears.

(b) RESPONSIBILITY OF DNI.—That section is further amended—

(1) in subsections (a) and (c), by striking ''Director of Central Intelligence'' and inserting ''Director of National Intelligence''; and

(2) in subsection (b), by inserting ''of National Intelligence'' after ''Director''.

(c) CONFORMING AMENDMENT.—The heading of that section is amended to read as follows:

''SEC. 1403. MULTIYEAR NATIONAL INTELLIGENCE PROGRAM.''.

SEC. 508. TECHNICAL AMENDMENTS TO THE EXECUTIVE SCHEDULE.

(a) EXECUTIVE SCHEDULE LEVEL II.—Section 5313 of title 5, United States Code, is amended by striking the item relating to the Director of Central Intelligence and inserting the following new item:

''Director of the Central Intelligence Agency.''.

(b) EXECUTIVE SCHEDULE LEVEL IV.—Section 5315 of title 5, United States Code, is amended by striking the item relating to the General Counsel of the Office of the National Intelligence Director and inserting the following new item:

''General Counsel of the Office of the Director of National Intelligence.''.

SEC. 509. TECHNICAL AMENDMENTS RELATING TO REDESIGNATION OF THE NATIONAL IMAGERY AND MAPPING AGENCY AS THE NATIONAL GEOSPATIAL-INTELLIGENCE AGENCY.

(a) TITLE 5, UNITED STATES CODE.—(1) Title 5, United States Code, is amended by striking ''National Imagery and Mapping Agency'' each place it appears in a provision as follows and inserting ''National Geospatial-Intelligence Agency'':

(A) Section 2302(a)(2)(C)(ii).

(B) Section 3132(a)(1)(B).

(C) Section 4301(1) (in clause (ii)).

(D) Section 4701(a)(1)(B).

(E) Section 5102(a)(1) (in clause (x)).

(F) Section 5342(a)(1) (in clause (K)).

(G) Section 6339(a)(1)(E).

(H) Section 7323(b)(2)(B)(i)(XIII).

(2) Section 6339(a)(2)(E) of such title is amended by striking ''National Imagery and Mapping Agency, the Director of the National Imagery and Mapping Agency'' and inserting ''National Geospatial-Intelligence Agency, the Director of the National Geospatial-Intelligence Agency''.

(b) TITLE 44, UNITED STATES CODE.—(1)(A) Section 1336 of title 44, United States Code, is amended by striking ''National Imagery and Mapping Agency'' both places it appears and inserting ''National Geospatial-Intelligence Agency''.

(B) The heading of such section is amended to read as follows:

"§ 1336. National Geospatial-Intelligence Agency: special publications".

(2) The table of sections at the beginning of chapter 13 of such title is amended by striking the item relating to section 1336 and inserting the following new item:

''1336. National Geospatial-Intelligence Agency: special publications.''.

(c) HOMELAND SECURITY ACT OF 2002.—Section 201(f)(2)(E) of the Homeland Security Act of 2002 (6 U.S.C. 121(f)(2)(E)) is amended by striking ''National Imagery and Mapping Agency'' and inserting ''National Geospatial-Intelligence Agency''.

(d) INSPECTOR GENERAL ACT OF 1978.—Section 8H of the Inspector General Act of 1978 (5 U.S.C. App.) is amended by striking ''National Imagery and Mapping Agency'' each place it appears and inserting ''National Geospatial-Intelligence Agency''.

(e) ETHICS IN GOVERNMENT ACT OF 1978.—Section 105(a)(1) of the Ethics in Government Act of 1978 (5 U.S.C. App.) is amended by striking ''National Imagery and Mapping Agency'' and inserting ''National Geospatial-Intelligence Agency''.

(f) OTHER ACTS.—(1) Section 7(b)(2)(A)(i) of the Employee Polygraph Protection Act of 1988 (29 U.S.C. 2006(b)(2)(A)(i)) is amended by striking ''National Imagery and Mapping Agency'' and inserting ''National Geospatial-Intelligence Agency''.

(2) Section 207(a)(2)(B) of the Legislative Branch Appropriations Act, 1993 (44 U.S.C. 501 note) is amended by striking ''National Imagery and Mapping Agency'' and inserting ''National Geospatial-Intelligence Agency''.

SEC. 510. REPORT ON AUTHORIZATION TO OVERTHROW DEMOCRATICALLY ELECTED GOVERNMENTS.

Not later than 120 days after the date of the enactment of this Act, the President shall submit to the Permanent Select Committee on Intelligence of the House of Representatives and the Select Committee on Intelligence of the Senate a report describing any authorization granted during the 10-year period ending on the date of the enactment of this Act to engage in intelligence activities related to the overthrow of a democratically elected government.

SEC. 511. REPORT ON INTELLIGENCE RELATING TO INSURGENT FORCES IN IRAQ.

Not later than 90 days after the date of the enactment of this Act, and every 90 days thereafter, the Director of National Intelligence shall submit to Congress a report, in classified form, on intelligence relating to the disposition of insurgent forces in Iraq fighting against Coalition forces and the forces of the Government of Iraq, including—

(1) an estimate of the number of insurgent forces;

(2) an estimate of the number of insurgent forces that are—

(A) former members of the Ba'ath Party; and

(B) members of al Qaeda or other terrorist organizations;

(3) a description of where in Iraq the insurgent forces are located;

(4) a description of the capability of the insurgent forces; and

(5) a description of how the insurgent forces are funded.

SEC. 512. SENSE OF CONGRESS REGARDING UNAUTHORIZED DISCLOSURE OF CLASSIFIED INFORMATION.

(a) FINDINGS.—Congress finds the following:

(1) The Supreme Court has unequivocally recognized that the Constitution vests the President with the authority to protect national security information as head of the Executive Branch and as Commander-in-Chief.

(2) The Supreme Court has recognized a compelling government interest in withholding national security information from unauthorized persons.

(3) The Supreme Court has recognized that secrecy agreements for government employees are a reasonable means for protecting this vital interest.

(4) The Supreme Court has noted that ''It should be obvious that no one has a 'right' to a security clearance''.

(5) Unauthorized disclosures of classified information relating to national security are most damaging when they have the potential to compromise intelligence sources and methods and ongoing intelligence operations.

(6) Potential unauthorized disclosures of classified information have impeded relationships with foreign intelligence services and the effectiveness of the Global War on Terrorism.

(7) Media corporations and journalists have improperly profited financially from publishing purported unauthorized disclosures of classified information.

(b) SENSE OF CONGRESS.—It is the sense of Congress that the President should utilize the constitutional authority of the President to the fullest practicable extent, where warranted, to classify and protect national security information relating to intelligence activities and information and to take effective action against persons who commit unauthorized disclosures of classified information relating to intelligence activities and information contrary to law and voluntary secrecy agreements.

TITLE VI—COMMUNICATION OF INFORMATION CONCERNING TERRORIST THREATS

SEC. 601. IDENTIFICATION OF BEST PRACTICES.

(a) STUDY.—The Secretary of Homeland Security and the Director of National Intelligence shall conduct jointly, or contract with an entity to conduct, a study of the operations of Federal, State, and local government entities to identify best practices for the communication of information concerning a terrorist threat.

(b) CONTENTS.—

(1) IDENTIFICATION OF BEST PRACTICES.—The study conducted under this section shall be focused on an analysis and identification of the best practices of the information sharing processes of the following government entities:

(A) Joint Terrorism Task Forces, which are operated by the Federal Bureau of Investigations with the participation of local law enforcement agencies.

(B) State Homeland Security Fusion Centers, which are established by a State and share information with Federal departments.

(C) The Homeland Security Operations Center, which is operated by the Department of Homeland Security for the purposes of coordinating information.

(D) State and local law enforcement agencies that collect, utilize, and disseminate information on potential terrorist attacks.

(E) The appropriate elements of the intelligence community, as defined in section 3 of the National Security Act of 1947 (50 U.S.C. 401a), involved in the sharing of counter-terrorism information.

(2) COORDINATION OF GOVERNMENT ENTITIES.—The study conducted under this section shall include an examination of methods for coordinating the activities of Federal, State, and local entities in responding to a terrorist threat, and specifically the communication to the general public of information concerning the threat. The study shall not include an examination of the sources and methods used in the collection of the information.

(c) OBTAINING OFFICIAL DATA.—In conducting the study, the Secretary, in conjunction with the Director, with due regard for the protection of classified information, may secure directly from any department or agency of the United States information necessary to enable the Secretary to carry out this section. Classified information shall be handled through established methods for controlling such information.

(d) TEMPORARY DUTY OF FEDERAL PERSONNEL.—The Secretary, in conjunction with the Director, may request the head of any department or agency of the United States to detail to temporary duty personnel within the administrative jurisdiction of the head of the department or agency that the Secretary may need to carry out this section, each detail to be without loss of seniority, pay, or other employee status.

(e) REPORT.—

(1) IN GENERAL.—Not later than 6 months after the date of enactment of this Act, the Secretary, in conjunction with the Director, shall submit to Congress a report that contains—

(A) a detailed statement of the findings and conclusions of the study, including identification of the best practices for the processing, analysis, and dissemination of information between the government entities referred to in subsection (b)(1); and

(B) recommendations for a formalized process of consultation, communication, and confidentiality between Federal, State, and local governments, incorporating the best practices of the various entities studied, to facilitate communication and help prevent the unauthorized dissemination of information and criticism of decisions concerning terrorist threats.

(2) CLASSIFIED INFORMATION.—To the extent determined appropriate by the Secretary, in conjunction with the Director, the Secretary may submit a portion of the report in classified form.

(f) AUTHORIZATION OF APPROPRIATIONS.—There is authorized to be appropriated to carry out this section $5,000,000 for fiscal year 2007.

SEC. 602. CENTERS OF BEST PRACTICES.

(a) IN GENERAL.—The Secretary of Homeland Security, in consultation with the Director of National Intelligence, shall make grants for the establishment and operation of 3 centers to implement the best practices, identified by the study conducted under section 601, for the processing, analysis, and dissemination of information concerning a terrorist threat (in this section, each referred to as a ''Center'').

(b) LOCATION OF CENTERS.—In carrying out subsection (a), the Secretary, in consultation with the Director, shall make grants to—

(1) the State of New York for the establishment of a Center to be located in New York City;

(2) the State of Michigan for the establishment of a Center to be located in Detroit; and

(3) the State of California for the establishment of a Center to be located in Los Angeles.

(c) PURPOSE OF CENTERS.—Each Center shall—

(1) implement the best practices, identified by the study conducted under section 601, for information sharing concerning a terrorist threat;

(2) coordinate the communication of these best practices with other metropolitan areas;

(3) coordinate with the Secretary and the Director to develop a training curriculum to implement these best practices;

(4) provide funding and technical assistance to other metropolitan areas to assist the metropolitan areas in the implementation of the curriculum developed under paragraph (3); and

(5) coordinate with the Secretary and the Director to establish a method to advertise and disseminate these best practices.

(d) AUTHORIZATION OF APPROPRIATIONS.—There is authorized to be appropriated for making grants under this section—

(1) $10,000,000 for fiscal year 2007 for the establishment of the Centers; and

(2) $3,000,000 for each of fiscal years 2008 through 2012 for the operation of the Centers.

(e) REPORT TO CONGRESS.—Not later than March 31, 2010, the Secretary, in consultation with the Director, shall submit to Congress a report evaluating the operations of the Centers and making recommendations for future funding.

The bill, as amended, was ordered to be engrossed and read a third time, was read a third time by title.

Mr. SCHIFF moved to recommit the bill to the Permanent Select Committee on Intelligence with instructions to report the bill back to the House forthwith with the following amendment:

At the end of title III (Page 16, after line 10), add the following new section:

SEC. 308. NSA OVERSIGHT ACT.

(a) SHORT TITLE.—This section may be cited as the ''NSA Oversight Act''.

(b) FINDINGS.—Congress finds the following:

(1) On September 11, 2001, acts of treacherous violence were committed against the United States and its citizens.

(2) Such acts render it both necessary and appropriate that the United States exercise its right to self-defense by protecting United States citizens both at home and abroad.

(3) The Federal Government has a duty to pursue al Qaeda and other enemies of the United States with all available tools, including the use of electronic surveillance, to thwart future attacks on the United States and to destroy the enemy.

(4) The President of the United States possesses the inherent authority to engage in electronic surveillance of the enemy outside of the United States consistent with his authority as Commander-in-Chief under Article II of the Constitution.

(5) Congress possesses the authority to regulate electronic surveillance within the United States.

(6) The Fourth Amendment to the Constitution guarantees to the American people the right ''to be secure in their persons, houses, papers, and effects, against unreasonable searches and seizures'' and provides that courts shall issue ''warrants'' to authorize searches and seizures, based upon probable cause.

(7) The Supreme Court has consistently held for nearly 40 years that the monitoring and recording of private conversations constitutes a ''search and seizure'' within the meaning of the Fourth Amendment.

(8) The Foreign Intelligence Surveillance Act of 1978 (50 U.S.C. 1801 et seq.) and chapters 119 and 121 of title 18, United States Code, were enacted to provide the legal authority for the Federal Government to engage in searches of Americans in connection with criminal investigations, intelligence gathering, and counterintelligence.

(9) The Foreign Intelligence Surveillance Act of 1978 and specified provisions of the Federal criminal code, were expressly enacted as the ''exclusive means by which electronic surveillance . . . may be conducted'' domestically pursuant to law (18 U.S.C. 2511(2)(f)).

(10) Warrantless electronic surveillance of Americans inside the United States conducted without congressional authorization may have a serious impact on the civil liberties of citizens of the United States.

(11) United States citizens, such as journalists, academics, and researchers studying global terrorism, who have made international phone calls subsequent to the terrorist attacks of September 11, 2001, and are law-abiding citizens, may have the reasonable fear of being the subject of such surveillance.

(12) Since the nature and criteria of the National Security Agency (NSA) program is highly classified and unknown to the public, many other Americans who make frequent international calls, such as Americans engaged in international business, Americans with family overseas, and others, have a legitimate concern they may be the inadvertent targets of eavesdropping.

(13) The President has sought and signed legislation including the Uniting and Strengthening America by Providing Appropriate Tools Required to Intercept and Obstruct Terrorism (USA PATRIOT ACT) Act of 2001 (Public Law 107–56), and the Intelligence Reform and Terrorism Protection Act of 2004 (Public Law 108–458), that have expanded authorities under the Foreign Intelligence Surveillance Act of 1978.

(14) It may be necessary and desirable to amend the Foreign Intelligence Surveillance Act of 1978 to address new challenges in the Global War on Terrorism. The President should submit a request for legislation to Congress to amend the Foreign Intelligence Surveillance Act of 1978 if the President desires that the electronic surveillance authority provided by such Act be further modified.

(15) The Authorization for Use of Military Force (Public Law 107–40), passed by Congress on September 14, 2001, authorized military action against those responsible for the attacks on September 11, 2001, but did not contain legal authorization nor approve of domestic electronic surveillance not authorized by chapters 119 or 121 of title 18, United States Code, or the Foreign Intelligence Surveillance Act of 1978 (50 U.S.C. 1801 et seq.).

(c) REITERATION OF CHAPTERS 119 AND 121 OF TITLE 18, UNITED STATES CODE, AND THE FOREIGN INTELLIGENCE SURVEILLANCE ACT OF 1978 AS THE EXCLUSIVE MEANS BY WHICH DOMESTIC ELECTRONIC SURVEILLANCE MAY BE CONDUCTED.—

(1) EXCLUSIVE MEANS.—Notwithstanding any other provision of law, chapters 119 and 121 of title 18, United States Code, and the Foreign Intelligence Surveillance Act of 1978 (50 U.S.C. 1801 et seq.) shall be the exclusive means by which electronic surveillance may be conducted.

(2) FUTURE CONGRESSIONAL ACTION.—Paragraph (1) shall apply until specific statutory authorization for electronic surveillance, other than as an amendment to chapters 119 or 121 of title 18, United States Code, or the Foreign Intelligence Surveillance Act of 1978 (50 U.S.C. 1801 et seq.), is enacted. Such specific statutory authorization shall be the only exception to paragraph (1).

(d) DISCLOSURE REQUIREMENTS.—Not later than 14 days after the date of the enactment of this Act, the President shall submit to the Permanent Select Committee on Intelligence and the Committee on the Judiciary of the House of Representatives and the Select Committee on Intelligence and the Committee on the Judiciary of the Senate a report in classified form identifying the United States persons who have been the subject of electronic surveillance not authorized to be conducted under the Foreign Intelligence Surveillance Act of 1978 (50 U.S.C. 1801 et seq.) or chapters 119 or 121 of title 18, United States Code, and the basis for the selection of such persons for such electronic surveillance.

(e) ELECTRONIC SURVEILLANCE DEFINED.—In this section, the term ''electronic surveillance'' has the meaning given the term in section 101(f) of the Foreign Intelligence Surveillance Act of 1978 (50 U.S.C. 1801(f)).

After debate,

By unanimous consent, the previous question was ordered on the motion to recommit with instructions.

The question being put, viva voce,

Will the House recommit said bill with instructions?

The SPEAKER pro tempore, Mr. KUHL of New York, announced that the nays had it.

Mr. SCHIFF demanded a recorded vote on agreeing to said motion, which demand was supported by one-fifth of a quorum, so a recorded vote was ordered.

The vote was taken by electronic device.

It was decided in the negative	Yeas	195
	Nays	230

¶28.19 [Roll No. 107]

AYES—195

Abercrombie	Edwards	Maloney
Ackerman	Emanuel	Markey
Allen	Engel	Matsui
Andrews	Eshoo	McCarthy
Baca	Etheridge	McCollum (MN)
Baird	Farr	McDermott
Baldwin	Fattah	McGovern
Bean	Filner	McIntyre
Becerra	Flake	McKinney
Berkley	Frank (MA)	McNulty
Berman	Gonzalez	Meehan
Berry	Gordon	Meek (FL)
Bishop (GA)	Green, Al	Meeks (NY)
Bishop (NY)	Green, Gene	Melancon
Blumenauer	Grijalva	Michaud
Boren	Gutierrez	Miller (NC)
Boswell	Harman	Mollohan
Boucher	Herseth	Moore (KS)
Boyd	Higgins	Moran (VA)
Brady (PA)	Hinchey	Murtha
Brown (OH)	Hinojosa	Nadler
Brown, Corrine	Holden	Napolitano
Butterfield	Holt	Neal (MA)
Capps	Honda	Oberstar
Capuano	Hooley	Obey
Cardin	Hoyer	Olver
Cardoza	Inglis (SC)	Ortiz
Carnahan	Inslee	Owens
Carson	Israel	Pallone
Case	Jackson (IL)	Pascrell
Chandler	Jackson-Lee (TX)	Pastor
Clay	Jefferson	Paul
Cleaver	Johnson, E. B.	Payne
Clyburn	Jones (OH)	Pelosi
Conyers	Kanjorski	Peterson (MN)
Costa	Kaptur	Pomeroy
Costello	Kennedy (RI)	Price (NC)
Cramer	Kildee	Rahall
Crowley	Kilpatrick (MI)	Rangel
Cuellar	Kind	Reyes
Cummings	Kucinich	Ross
Davis (AL)	Langevin	Rothman
Davis (CA)	Lantos	Roybal-Allard
Davis (FL)	Larsen (WA)	Ruppersberger
Davis (IL)	Larson (CT)	Rush
Davis (TN)	Leach	Ryan (OH)
DeFazio	Lee	Sabo
DeGette	Levin	Salazar
Delahunt	Lewis (GA)	Sánchez, Linda T.
DeLauro	Lipinski	Sanchez, Loretta
Dicks	Lofgren, Zoe	Sanders
Dingell	Lowey	Schakowsky
Doggett	Lynch	Schiff
Doyle		

Schwartz (PA)
Scott (GA)
Scott (VA)
Serrano
Sherman
Skelton
Slaughter
Smith (WA)
Solis
Spratt
Stark
Strickland
Stupak
Tanner
Tauscher
Taylor (MS)
Thompson (CA)
Thompson (MS)
Tierney
Towns
Udall (CO)
Udall (NM)
Van Hollen
Velázquez
Visclosky
Wasserman Schultz
Waters
Watson
Watt
Waxman
Weiner
Wexler
Woolsey
Wu
Wynn

NOES—230

Aderholt
Akin
Alexander
Bachus
Baker
Barrett (SC)
Barrow
Bartlett (MD)
Barton (TX)
Bass
Beauprez
Biggert
Bilirakis
Bishop (UT)
Blackburn
Blunt
Boehlert
Boehner
Bonilla
Bonner
Bono
Boozman
Boustany
Bradley (NH)
Brady (TX)
Brown (SC)
Brown-Waite, Ginny
Burgess
Burton (IN)
Buyer
Calvert
Camp (MI)
Campbell (CA)
Cannon
Cantor
Capito
Carter
Castle
Chabot
Chocola
Coble
Cole (OK)
Conaway
Cooper
Crenshaw
Cubin
Culberson
Davis (KY)
Davis, Jo Ann
Davis, Tom
Deal (GA)
DeLay
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Doolittle
Drake
Dreier
Duncan
Ehlers
Emerson
English (PA)
Everett
Feeney
Ferguson
Fitzpatrick (PA)
Foley
Forbes
Fortenberry
Fossella
Foxx
Franks (AZ)
Frelinghuysen
Gallegly
Garrett (NJ)
Gerlach
Gibbons
Gilchrest
Gillmor
Gingrey
Gohmert
Goode
Goodlatte
Granger
Graves
Green (WI)
Gutknecht
Hall
Harris
Hart
Hastings (WA)
Hayes
Hayworth
Hefley
Hensarling
Herger
Hobson
Hoekstra
Hostettler
Hulshof
Hunter
Hyde
Issa
Istook
Jenkins
Jindal
Johnson (CT)
Johnson (IL)
Johnson, Sam
Jones (NC)
Keller
Kelly
Kennedy (MN)
King (IA)
King (NY)
Kingston
Kirk
Kline
Knollenberg
Kolbe
Kuhl (NY)
LaHood
Latham
LaTourette
Lewis (CA)
Lewis (KY)
Linder
LoBiondo
Lucas
Lungren, Daniel E.
Mack
Manzullo
Marchant
Marshall
Matheson
McCaul (TX)
McCotter
McCrery
McHenry
McHugh
McKeon
McMorris
Mica
Miller (FL)
Miller (MI)
Miller, Gary
Moran (KS)
Murphy
Musgrave
Myrick
Neugebauer
Ney
Northup
Norwood
Nunes
Nussle
Osborne
Otter
Oxley
Pearce
Pence
Peterson (PA)
Petri
Pickering
Pitts
Platts
Poe
Pombo
Porter
Price (GA)
Pryce (OH)
Putnam
Radanovich
Ramstad
Regula
Rehberg
Reichert
Renzi
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Royce
Ryan (WI)
Ryun (KS)
Saxton
Schmidt
Schwarz (MI)
Sensenbrenner
Sessions
Shadegg
Shaw
Shays
Sherwood
Shimkus
Shuster
Simmons
Simpson
Smith (NJ)
Smith (TX)
Snyder
Sodrel
Souder
Stearns
Sullivan
Sweeney
Tancredo
Taylor (NC)
Terry
Thomas
Thornberry
Tiahrt
Tiberi
Turner
Upton
Walden (OR)
Walsh
Wamp
Weldon (FL)
Weldon (PA)
Weller
Westmoreland
Whitfield
Wicker
Wilson (NM)
Wilson (SC)
Wolf
Young (AK)
Young (FL)

NOT VOTING—7

Evans
Ford
Hastings (FL)
Millender-McDonald
Miller, George
Moore (WI)
Ros-Lehtinen

So the motion to recommit with instructions was not agreed to.

The question being put, viva voce,

Will the House pass said bill?

The SPEAKER pro tempore, Mr. KUHL of New York, announced that the yeas had it.

Ms. HARMAN demanded a recorded vote on passage of said bill, which demand was supported by one-fifth of a quorum, so a recorded vote was ordered.

The vote was taken by electronic device.

It was decided in the affirmative ..... { Yeas ..... 327 / Nays 96

¶28.20 [Roll No. 108]

AYES—327

Aderholt
Akin
Alexander
Allen
Baca
Bachus
Baird
Baker
Barrett (SC)
Barrow
Bartlett (MD)
Barton (TX)
Bass
Bean
Beauprez
Berkley
Berman
Berry
Biggert
Bilirakis
Bishop (GA)
Bishop (NY)
Bishop (UT)
Blackburn
Blunt
Boehlert
Boehner
Bonilla
Bonner
Bono
Boozman
Boren
Boswell
Boucher
Boustany
Bradley (NH)
Brady (TX)
Brown (OH)
Brown (SC)
Brown, Corrine
Brown-Waite, Ginny
Burgess
Burton (IN)
Butterfield
Buyer
Calvert
Camp (MI)
Campbell (CA)
Cannon
Cantor
Capito
Capps
Cardin
Cardoza
Carnahan
Carson
Carter
Case
Castle
Chabot
Chandler
Chocola
Clay
Cleaver
Clyburn
Coble
Cole (OK)
Conaway
Cooper
Costa
Cramer
Crenshaw
Crowley
Cubin
Cuellar
Culberson
Cummings
Davis (AL)
Davis (KY)
Davis (TN)
Davis, Jo Ann
Deal (GA)
DeLay
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Dicks
Dingell
Doolittle
Doyle
Drake
Dreier
Edwards
Ehlers
Emanuel
Emerson
Engel
English (PA)
Etheridge
Everett
Feeney
Ferguson
Fitzpatrick (PA)
Flake
Foley
Forbes
Fortenberry
Fossella
Foxx
Franks (AZ)
Frelinghuysen
Gallegly
Garrett (NJ)
Gerlach
Gibbons
Gilchrest
Gillmor
Gingrey
Gohmert
Gonzalez
Goode
Goodlatte
Gordon
Granger
Graves
Green (WI)
Green, Al
Green, Gene
Gutknecht
Hall
Harris
Hart
Hastings (WA)
Hayes
Hayworth
Hefley
Hensarling
Herger
Herseth
Higgins
Hinojosa
Hobson
Hoekstra
Holden
Hooley
Hostettler
Hoyer
Hulshof
Hunter
Hyde
Inglis (SC)
Israel
Issa
Istook
Jefferson
Jenkins
Jindal
Johnson (CT)
Johnson (IL)
Johnson, Sam
Kanjorski
Keller
Kelly
Kennedy (MN)
Kennedy (RI)
Kildee
King (IA)
King (NY)
Kingston
Kirk
Kline
Knollenberg
Kolbe
Kuhl (NY)
LaHood
Langevin
Lantos
Larsen (WA)
Latham
LaTourette
Leach
Levin
Lewis (CA)
Lewis (KY)
Linder
Lipinski
LoBiondo
Lowey
Lucas
Lungren, Daniel E.
Mack
Maloney
Manzullo
Marchant
Marshall
Matheson
McCarthy
McCaul (TX)
McCotter
McCrery
McHenry
McHugh
McIntyre
McKeon
McMorris
McNulty
Meek (FL)
Melancon
Mica
Michaud
Miller (FL)
Miller (MI)
Miller (NC)
Miller, Gary
Mollohan
Moore (KS)
Moran (KS)
Murphy
Murtha
Musgrave
Myrick
Nadler
Neugebauer
Ney
Northup
Norwood
Nunes
Nussle
Ortiz
Osborne
Otter
Oxley
Pascrell
Pearce
Pence
Peterson (MN)
Peterson (PA)
Petri
Pickering
Pitts
Platts
Poe
Pombo
Pomeroy
Porter
Price (GA)
Pryce (OH)
Putnam
Rahall
Ramstad
Regula
Rehberg
Reichert
Renzi
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Ross
Royce
Ruppersberger
Ryan (OH)
Ryan (WI)
Ryun (KS)
Salazar
Sanders
Saxton
Schiff
Schmidt
Schwartz (PA)
Schwarz (MI)
Scott (GA)
Sensenbrenner
Sessions
Shadegg
Shaw
Shays
Sherwood
Shimkus
Shuster
Simmons
Simpson
Skelton
Smith (NJ)
Smith (TX)
Smith (WA)
Snyder
Sodrel
Souder
Spratt
Stearns
Strickland
Stupak
Sullivan
Sweeney
Tancredo
Tanner
Taylor (MS)
Taylor (NC)
Terry
Thomas
Thompson (MS)
Thornberry
Tiahrt
Tiberi
Turner
Udall (CO)
Udall (NM)
Upton
Van Hollen
Walden (OR)
Walsh
Wamp
Wasserman Schultz
Weldon (FL)
Weldon (PA)
Weller
Westmoreland
Whitfield
Wicker
Wilson (NM)
Wilson (SC)
Wolf
Wu
Young (AK)
Young (FL)

NOES—96

Abercrombie
Ackerman
Andrews
Baldwin
Becerra
Blumenauer
Boyd
Brady (PA)
Capuano
Conyers
Costello
Davis (CA)
Davis (FL)
Davis (IL)
DeFazio
DeGette
Delahunt
DeLauro
Doggett
Duncan
Eshoo
Farr
Fattah
Filner
Frank (MA)
Grijalva
Gutierrez
Harman
Hinchey
Holt
Honda
Inslee
Jackson (IL)
Jackson-Lee (TX)
Johnson, E. B.
Jones (NC)
Jones (OH)
Kaptur
Kilpatrick (MI)
Kind
Kucinich
Larson (CT)
Lee
Lewis (GA)
Lofgren, Zoe
Lynch
Markey
Matsui
McCollum (MN)
McDermott
McGovern
McKinney
Meehan
Meeks (NY)
Moran (VA)
Napolitano
Neal (MA)
Oberstar
Obey
Olver
Owens
Pallone
Pastor
Paul
Payne
Pelosi
Price (NC)
Rangel
Reyes
Rothman
Roybal-Allard
Rush
Sabo
Sánchez, Linda T.
Sanchez, Loretta
Schakowsky
Scott (VA)
Serrano
Sherman
Slaughter
Solis
Stark
Tauscher
Thompson (CA)
Tierney
Towns
Velázquez
Visclosky
Waters
Watson
Watt
Waxman
Weiner
Wexler
Woolsey
Wynn

NOT VOTING—9

Davis, Tom
Evans
Ford
Hastings (FL)
Millender-McDonald
Miller, George
Moore (WI)
Radanovich
Ros-Lehtinen

So the bill was passed.

A motion to reconsider the vote whereby said bill was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

¶28.21 CLERK TO CORRECT ENGROSSMENT

On motion of Mr. HOEKSTRA, by unanimous consent,

Ordered, That in the engrossment of the foregoing bill the Clerk be authorized to make such technical and conforming changes as may be necessary to reflect the actions of the House.

¶28.22 MOTION TO INSTRUCT CONFEREES—H.R. 4297

Mr. McDERMOTT submitted the privileged motion to instruct the managers on the part of the House at the

conference with the Senate on the disagreeing votes of the two Houses on the amendment of the Senate to the bill (H.R. 4297) to provide for reconciliation pursuant to section 201(b) of the concurrent resolution on the budget for fiscal year 2006, (1) to agree to the following provisions of the amendment of the Senate: section 461 (relating to revaluation of LIFO inventories of large integrated oil companies), section 462 (relating to elimination of amortization of geological and geophysical expenditures for major integrated oil companies), and section 470 (relating to modifications of foreign tax credit rules applicable to large integrated oil companies which are dual capacity taxpayers), and (2) to recede from the provisions of the House bill that extend the lower tax rate on dividends and capital gains that would otherwise terminate at the close of 2008.

After debate,

By unanimous consent, the previous question was ordered on the motion to instruct the managers on the part of the House.

The question being put, viva voce,

Will the House agree to said motion?

The SPEAKER pro tempore, Mrs. DRAKE, announced that the nays had it.

Mr. McDERMOTT demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mrs. DRAKE, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed until Thursday, April 27, 2006.

¶28.23 MESSAGE FROM THE PRESIDENT—NATIONAL EMERGENCY WITH RESPECT TO SYRIA

The SPEAKER pro tempore, Mrs. DRAKE, laid before the House a message from the President, which was read as follows:

To the Congress of the United States:

Pursuant to the International Emergency Economic Powers Act, as amended (50 U.S.C. 1701 et seq.) (IEEPA), I hereby report that I have issued an Executive Order blocking property of persons in connection with the terrorist act in Beirut, Lebanon, on February 14, 2005, that resulted in the assassination of former Lebanese Prime Minister Rafiq Hariri and the deaths of 22 others, and other bombings or assassination attempts in Lebanon since October 1, 2004, that are related to Hariri's assassination or that implicate the Government of Syria or its officers or agents. I issued this order to take additional steps with respect to the national emergency declared in Executive Order 13338 of May 11, 2004, concerning certain actions of the Government of Syria. In Executive Order 13338, I determined that the actions of the Government of Syria in supporting terrorism, continuing its occupation of Lebanon, pursuing weapons of mass destruction, and undermining United States and international efforts in Iraq constituted an unusual and extraordinary threat to the national security, foreign policy, and economy of the United States, and declared a national emergency to deal with that threat.

The United Nations Security Council, in Resolution 1595 of April 7, 2005, established the international independent investigation Commission (the ''Commission''), reiterated its call for the strict respect of the sovereignty of Lebanon, and reaffirmed its unequivocal condemnation of the February 14, 2005, terrorist bombing that killed Lebanese Prime Minister Rafiq Hariri and 22 others. The Commission's charter included identifying the bombing perpetrators, sponsors, organizers, and accomplices. United Nations Security Council Resolution (UNSCR) 1636 of October 31, 2005, called upon all States to provide necessary assistance to the Commission concerning its investigation into the February 14, 2005, terrorist bombing and to freeze the assets of those persons designated by the Commission or the Government of Lebanon as suspected of involvement in this terrorist act, upon notification of such designation to, and agreement of, the Committee of the Security Council established by UNSCR 1636. United Nations Security Council Resolution 1644 of December 15, 2005, condemned other terrorist attacks in Lebanon since October 2004 and reaffirmed that all those involved in these attacks must be held accountable for these crimes, and in doing so, authorized the Commission to extend its technical assistance to Lebanese authorities with regard to their investigations regarding the terrorist attacks perpetrated in Lebanon since October 1, 2004.

In view of UNSCR 1636, my new order takes additional steps with respect to the national emergency declared in Executive Order 13338 by blocking the property and interests in property of persons determined by the Secretary of the Treasury, after consultation with the Secretary of State, to be, or to have been, involved in the planning, sponsoring, organizing, or perpetrating of the terrorist act on February 14, 2005, that resulted in the assassination of former Prime Minister Rafiq Hariri and the deaths of 22 others, or any other bombing, assassination, or assassination attempt in Lebanon since October 1, 2004, that is related to Hariri's assassination or that implicates the Government of Syria or its officers and agents, or to have obstructed or otherwise impeded the work of the Commission. The order further authorizes the Secretary of the Treasury, after consultation with the Secretary of State, to designate for blocking those persons determined to have materially assisted, sponsored, or provided financial, material, or technological support for, or goods or services in support of, any such terrorist act, bombings, or assassination attempts, or any person designated pursuant to this order, or to be owned or controlled by, or acting or purporting to act for or on behalf of, directly or indirectly, any person designated pursuant to this order.

I delegated to the Secretary of the Treasury, after consultation with the Secretary of State, the authority to take such actions, including the promulgation of rules and regulations, and to employ all powers granted to the President by IEEPA and the United Nations Participation Act, as amended (22 U.S.C. 287c), as may be necessary to carry out the purposes of my order. The order was effective at 12:01 a.m. eastern daylight time on April 26, 2006.

I am enclosing a copy of the Executive Order I have issued.

GEORGE W. BUSH.

THE WHITE HOUSE, *April 26, 2006*.

By unanimous consent, the message, together with the accompanying papers, was referred to the Committee on International Relations and ordered to be printed (H. Doc. 109–100).

¶28.24 RECESS—11:53 P.M.

The SPEAKER pro tempore, Ms. FOXX, pursuant to clause 12(a) of rule I, declared the House in recess at 11 o'clock and 53 minutes p.m., for approximately 10 minutes.

THURSDAY, APRIL 27 (LEGISLATIVE DAY OF APRIL 26), 2006

¶28.25 AFTER RECESS—MIDNIGHT

The SPEAKER pro tempore, Mr. COLE of Oklahoma, called the House to order.

¶28.26 PROVIDING FOR CONSIDERATION OF H.R. 4975

Mr. DREIER, by direction of the Committee on Rules, reported (Rept. No. 109–441) the resolution (H. Res. 783) providing for the consideration of the bill (H.R. 4975) to provide greater transparency with respect to lobbying activities, and for other purposes.

When said resolution and report were referred to the House Calendar and ordered printed.

¶28.27 SENATE ENROLLED BILL AND JOINT RESOLUTION SIGNED

The SPEAKER announced his signature to an enrolled bill and a joint resolution of the Senate of the following titles:

S. 592. An Act to amend the Irrigation Project Contract Extension Act of 1998 to extend certain contracts between the Bureau of Reclamation and certain irrigation water contractors in the States of Wyoming and Nebraska.

S.J. Res. 28. A joint resolution approving the location of the commemorative work in the District of Columbia honoring former President Dwight D. Eisenhower.

¶28.28 LEAVE OF ABSENCE

By unanimous consent, leave of absence was granted—

To Ms. MILLENDER-McDONALD, for today and April 27;

To Mr. George MILLER of California, for today after 5 p.m.;

To Ms. MOORE of Wisconsin, for today; and

To Ms. ROS-LEHTINEN, for today.
And then,

¶28.29 ADJOURNMENT

On motion of Mr. DREIER, pursuant to the special order of the House of April 25, 2006, at 12 o'clock and 1 minute a.m. Thursday, April 27 (legislative day of April 26), 2006, the House adjourned until 9 a.m. on Thursday, April 27, 2006.

¶28.30 REPORTS OF COMMITTEES ON PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XIII, reports of committees were delivered to the Clerk for printing and reference to the proper calendar, as follows:

Mr. TOM DAVIS of Virginia: Committee on Government Reform. H.R. 3496. A bill to amend the National Capital Transportation Act of 1969 to authorize additional Federal contributions for maintaining and improving the transit system of the Washington Metropolitan Area Transit Authority, and for other purposes; with an amendment (Rept. 109–440). Referred to the Committee of the Whole House on the State of the Union.

[Filed on April 27 (legislative day of April 26), 2006]

Mr. DREIER: Committee on Rules. House Resolution 783. Resolution providing for consideration of the bill (H.R. 4975) to provide greater transparency with respect to lobbying activities, and for other purposes (Rept. 109–441). Referred to the House Calendar.

¶28.31 PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XII, public bills and resolutions were introduced and severally referred, as follows:

By Mr. MANZULLO (for himself, Mr. MICA, and Mrs. KELLY):

H.R. 5196. A bill to amend the Export Enhancement Act of 1988 to establish the Office of Trade Promotion in the Executive Office of the President, and for other purposes; to the Committee on International Relations, and in addition to the Committee on Small Business, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. MICA:

H.R. 5197. A bill to amend title 49, United States Code, to extend the aviation war risk insurance program; to the Committee on Transportation and Infrastructure.

By Mr. MANZULLO (for himself and Mr. POMEROY):

H.R. 5198. A bill to amend the Internal Revenue Code of 1986 to allow a credit against income tax for qualified equity investments in certain small businesses; to the Committee on Ways and Means.

By Mr. KIRK (for himself and Mr. LARSEN of Washington):

H.R. 5199. A bill to expand the diplomatic infrastructure and economic competitiveness of the United States in the People's Republic of China, and for the other purposes; to the Committee on International Relations, and in addition to the Committees on Education and the Workforce, and Small Business, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. TOM DAVIS of Virginia (for himself, Mr. TAYLOR of Mississippi, Mr. GIBBONS, Mr. HAYES, Mr. WILSON of South Carolina, and Mrs. MILLER of Michigan):

H.R. 5200. A bill to amend title 10, United States Code, to enhance the national defense through empowerment of the Chief of the National Guard Bureau and the enhancement of the functions of the National Guard Bureau, and for other purposes; to the Committee on Armed Services.

By Mr. BILIRAKIS (for himself, Mr. GENE GREEN of Texas, Mr. ALLEN, Ms. BALDWIN, Mr. BASS, Mr. BISHOP of Georgia, Mr. BISHOP of New York, Mr. BONILLA, Mrs. BONO, Mr. BROWN of Ohio, Mr. BURGESS, Mrs. CAPPS, Mr. CAPUANO, Mr. CASE, Mr. CLAY, Mr. CLEAVER, Mr. COOPER, Mr. COSTELLO, Mr. DAVIS of Florida, Mr. DEFAZIO, Ms. DEGETTE, Mrs. DRAKE, Mrs. EMERSON, Mr. ENGEL, Ms. ESHOO, Mr. FOSSELLA, Mr. GORDON, Ms. GRANGER, Mr. GUTIERREZ, Mr. HINCHEY, Mr. HONDA, Mr. KENNEDY of Rhode Island, Mr. LAHOOD, Mr. LANGEVIN, Mr. LARSEN of Washington, Mr. LEACH, Mr. LEWIS of Georgia, Mr. MARSHALL, Mr. MATHESON, Mr. MCDERMOTT, Mr. MCGOVERN, Mr. MCHUGH, Mr. NADLER, Mr. NORWOOD, Mr. OBERSTAR, Mr. OTTER, Mr. OWENS, Mr. PALLONE, Mr. PICKERING, Mr. RANGEL, Mr. ROSS, Mr. REICHERT, Mr. RUSH, Ms. SCHAKOWSKY, Mr. SCHWARZ of Michigan, Mr. SCOTT of Georgia, Mr. SESSIONS, Mr. SHAYS, Mr. SHIMKUS, Mr. SIMMONS, Mr. SIMPSON, Mr. STRICKLAND, Mr. SWEENEY, Mr. TERRY, Mr. TOWNS, Mr. UPTON, Mr. WALDEN of Oregon, Mr. WAXMAN, Ms. WOOLSEY, and Mr. WYNN):

H.R. 5201. A bill to amend the Public Health Service Act to provide additional authorizations of appropriations for the health centers program under section 330 of such Act; to the Committee on Energy and Commerce.

By Mr. BRADLEY of New Hampshire (for himself and Mr. FILNER):

H.R. 5202. A bill to amend the Department of Veterans Affairs Health Care Programs Enhancement Act of 2001 to require the provision of chiropractic care and services to veterans at all Department of Veterans Affairs medical centers; to the Committee on Veterans' Affairs.

By Mr. CHABOT:

H.R. 5203. A bill to amend the Internal Revenue Code of 1986 to allow individuals a credit against income tax of at least $500 to offset the cost of high 2006 gasoline and diesel fuel prices; to the Committee on Ways and Means.

By Mr. EVANS (for himself and Mr. LAHOOD):

H.R. 5204. A bill to designate certain functions as inherently governmental, and for other purposes; to the Committee on Government Reform.

By Mr. FLAKE (for himself and Mr. BARRETT of South Carolina):

H.R. 5205. A bill to empower States with authority for most taxing and spending for highway programs and mass transit programs, and for other purposes; to the Committee on Transportation and Infrastructure, and in addition to the Committees on Ways and Means, and the Budget, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. HAYWORTH (for himself, Mr. MCNULTY, Mr. CAMP of Michigan, Mr. FITZPATRICK of Pennsylvania, Mr. BUTTERFIELD, Mr. BROWN of Ohio, Mr. SIMMONS, Mr. LIPINSKI, Mr. UDALL of Colorado, Mr. BACHUS, Mr. EHLERS, Mr. MCCOTTER, Mr. HINCHEY, Mr. SWEENEY, Mr. ROGERS of Michigan, Mr. DENT, Mr. DOOLITTLE, Mr. WOLF, Mr. BARTLETT of Maryland, Mr. CARDIN, Mrs. BONO, Mr. FERGUSON, and Mr. WAMP):

H.R. 5206. A bill to amend the Internal Revenue Code of 1986 to extend the investment tax credit with respect to solar energy property and qualified fuel cell property, and for other purposes; to the Committee on Ways and Means.

By Mrs. MALONEY:

H.R. 5207. A bill to amend the National Housing Act to authorize the Secretary of Housing and Urban Development to insure mortgages for the acquisition, construction, or substantial rehabilitation of child care and development facilities and to establish the Children's Development Commission (Kiddie Mac) to certify such facilities for such insurance, and for other purposes; to the Committee on Financial Services.

By Mr. NUSSLE (for himself, Mr. LATHAM, Mr. LEACH, Mr. KING of Iowa, Mr. BOSWELL, Mr. OSBORNE, Mr. HULSHOF, Mr. TERRY, and Mr. WELLER):

H.R. 5208. A bill to amend the Internal Revenue Code of 1986 to make permanent certain tax incentives for alternative energy, to amend the Clean Air Act to accelerate the use of renewable fuels, and for other purposes; to the Committee on Ways and Means, and in addition to the Committee on Energy and Commerce, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. PALLONE (for himself and Mr. GENE GREEN of Texas):

H.R. 5209. A bill to improve the oversight and regulation of tissue banks and the tissue donation process, and for other purposes; to the Committee on Energy and Commerce.

By Mr. PAUL:

H.R. 5210. A bill to amend the Internal Revenue Code of 1986 to provide a tax credit for professional school personnel in grades kindergarten through grade 12 and to amend title II of the Social Security Act to replace the 60-month period of employment requirement for application of the Government pension offset exemption with the rule that last applied before section 418 of the Social Security Protection Act of 2004 was enacted; to the Committee on Ways and Means.

By Mr. PAUL:

H.R. 5211. A bill to improve the quality of life for senior citizens; to the Committee on Ways and Means, and in addition to the Committee on Energy and Commerce, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Ms. SLAUGHTER (for herself, Ms. GINNY BROWN-WAITE of Florida, Ms. ROYBAL-ALLARD, Ms. KILPATRICK of Michigan, Mr. DELAHUNT, Mr. CONYERS, Ms. DELAURO, Mrs. MALONEY, Ms. LORETTA SANCHEZ of California, Mr. CROWLEY, Mr. HONDA, Ms. LEE, Mr. MOORE of Kansas, Mr. KUCINICH, Mr. ROTHMAN, Mr. SANDERS, Mr. WEXLER, Mrs. JONES of Ohio, Mr. INSLEE, and Mrs. DAVIS of California):

H.R. 5212. A bill to reduce sexual assault and domestic violence involving members of the armed forces and their family members and partners through enhanced programs of prevention and deterrence, enhanced programs of victims services, and strengthened provisions for prosecution of assailants, and for other purposes; to the Committee on

Armed Services, and in addition to the Committees on the Judiciary, and Veterans' Affairs, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. THOMPSON of California (for himself, Mr. DEFAZIO, Mr. WU, Ms. HOOLEY, Mr. BLUMENAUER, Ms. PELOSI, Mr. GEORGE MILLER of California, Mr. FARR, Mr. COSTA, Ms. WOOLSEY, Mrs. TAUSCHER, Mrs. CAPPS, Ms. ESHOO, Mr. LANTOS, Ms. MATSUI, Mr. CARDOZA, Mr. HONDA, Mr. WAXMAN, Ms. ROYBAL-ALLARD, Ms. LEE, Mr. STARK, Mr. SHERMAN, Mr. BERMAN, Mr. BACA, Ms. LORETTA SANCHEZ of California, Ms. LINDA T. SÁNCHEZ of California, Ms. SOLIS, Mr. SCHIFF, Mr. BECERRA, Ms. HARMAN, Mr. FILNER, Ms. WATERS, Ms. WATSON, Ms. ZOE LOFGREN of California, Mrs. DAVIS of California, and Ms. MILLENDER-MCDONALD):

H.R. 5213. A bill to direct the Secretary of Commerce to provide emergency disaster assistance to mitigate the economic losses caused by declining Klamath River salmon and to develop and implement a research and recovery plan for Klamath River salmon, and for other purposes; to the Committee on Resources, and in addition to the Committee on Ways and Means, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. TOWNS:

H.R. 5214. A bill to designate the United States courthouse located at 225 Cadman Plaza East, Brooklyn, New York, as the ''Hugh L. Carey United States Courthouse''; to the Committee on Transportation and Infrastructure.

By Mr. TOWNS:

H.R. 5215. A bill to designate the United States bankruptcy courthouse located at 271 Cadman Plaza East, Brooklyn, New York, as the ''Conrad Duberstein United States Bankruptcy Courthouse''; to the Committee on Transportation and Infrastructure.

By Mr. MANZULLO (for himself and Mr. RYAN of Ohio):

H. Con. Res. 390. Concurrent resolution expressing the sense of the Congress that, as a matter of economic and national security, the United States Government should protect and support United States currency; to the Committee on Financial Services.

By Mr. DEFAZIO (for himself, Ms. SCHAKOWSKY, Mr. ABERCROMBIE, Mr. HONDA, Ms. MILLENDER-MCDONALD, Ms. JACKSON-LEE of Texas, Ms. LEE, Mr. GEORGE MILLER of California, Mr. SANDERS, Mr. BROWN of Ohio, Mr. DOGGETT, Mr. MCGOVERN, Ms. MCCOLLUM of Minnesota, Ms. BALDWIN, Mr. MCDERMOTT, Mr. BLUMENAUER, Mr. SERRANO, Mr. INSLEE, Ms. KILPATRICK of Michigan, Mr. LEWIS of Georgia, Mr. PAYNE, Mr. KUCINICH, Mr. CONYERS, Ms. WATSON, Mr. HOLT, Mr. CAPUANO, Mr. HINCHEY, and Mr. OBERSTAR):

H. Con. Res. 391. Concurrent resolution expressing the sense of Congress that the President should not initiate military action against Iran with respect to its nuclear program without first obtaining authorization from Congress; to the Committee on International Relations.

By Mr. WILSON of South Carolina (for himself, Mr. PENCE, Mr. TANCREDO, Mr. CROWLEY, Ms. ROS-LEHTINEN, Ms. MCCOLLUM of Minnesota, Mr. CHABOT, Mr. GARRETT of New Jersey, Mr. FOLEY, Mr. SOUDER, Mr. BROWN of South Carolina, Mr. DOOLITTLE, Mr. SHAW, Mr. RADANOVICH, Mr. BASS, Mr. MCCOTTER, Mr. OWENS, Mr. WAXMAN, Ms. WATSON, Mr. HOLT, Ms. JACKSON-LEE of Texas, Mr. LOBIONDO, Mr. HIGGINS, Mr. CANTOR, Mr. SCHIFF, Mr. FOSSELLA, Mr. HAYES, Mr. MEEKS of New York, Mr. DAVIS of Kentucky, Mr. GONZALEZ, Mr. HONDA, Mr. VISCLOSKY, Ms. HARRIS, Mrs. MALONEY, Mr. SAXTON, Ms. WASSERMAN SCHULTZ, Mr. HASTINGS of Florida, Mr. DOYLE, Mr. CARTER, Mr. ENGEL, Mr. ISSA, Mr. WEXLER, Mr. SESSIONS, Mr. RYUN of Kansas, Mr. PALLONE, Mr. BARRETT of South Carolina, Mr. BARTLETT of Maryland, Mr. BISHOP of Utah, Mr. CANNON, Mrs. DRAKE, Mr. KING of New York, Mr. SULLIVAN, Mr. BROWN of Ohio, Mr. HENSARLING, Mr. ROYCE, Mr. MILLER of Florida, Mr. CARNAHAN, Mr. FERGUSON, Mr. POMBO, Mr. BURTON of Indiana, Mr. TIAHRT, Mr. MCCAUL of Texas, Mrs. DAVIS of California, Mrs. NORTHUP, Miss MCMORRIS, Mr. BACA, Mr. KIRK, Mr. GERLACH, Mr. ADERHOLT, Mr. FEENEY, Mr. ROTHMAN, Mr. GALLEGLY, Mr. NEUGEBAUER, Mr. FRANKS of Arizona, Ms. LINDA T. SÁNCHEZ of California, Mr. HERGER, Mr. MCHENRY, Mr. BERMAN, Mr. MARIO DIAZ-BALART of Florida, Mrs. JO ANN DAVIS of Virginia, Mr. BLUMENAUER, Mr. BEAUPREZ, Mr. BACHUS, Mr. SHAYS, Mr. POE, Mr. FRANK of Massachusetts, and Mr. DANIEL E. LUNGREN of California):

H. Con. Res. 392. Concurrent resolution recognizing the 58th anniversary of the independence of the State of Israel; to the Committee on International Relations.

By Mr. CONYERS:

H. Con. Res. 393. Concurrent resolution honoring the African Americans who have served in the Armed Forces; to the Committee on Armed Services.

By Mr. ENGEL (for himself, Mr. DOYLE, and Ms. BALDWIN):

H. Con. Res. 394. Concurrent resolution supporting the goals and ideals of the Day of Silence with respect to discrimination and harassment faced by lesbian, gay, bisexual, and transgender individuals in schools; to the Committee on Education and the Workforce, and in addition to the Committee on the Judiciary, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. CLYBURN:

H. Res. 778. A resolution electing a certain Member to a certain standing committee of the House of Representatives; considered and agreed to.

By Mrs. KELLY (for herself, Mr. MCDERMOTT, Mr. SHIMKUS, Mr. MOORE of Kansas, Mr. JEFFERSON, and Mr. BRADY of Pennsylvania):

H. Res. 779. A resolution expressing the sense of the House of Representatives with respect to the designation of a National Shaken Baby Syndrome Awareness Week, and for other purposes; to the Committee on Energy and Commerce, and in addition to the Committee on Education and the Workforce, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Ms. ESHOO (for herself, Mr. SHAYS, Mr. HONDA, and Mr. UDALL of Colorado):

H. Res. 780. A resolution expressing the sense of the House of Representatives that King Gyanendra should immediately release all political detainees, restore constitutional liberties, and undertake good faith negotiations with all involved parties to restore democracy; to the Committee on International Relations.

By Mr. PORTER (for himself, Mr. HOEKSTRA, Mr. MCKEON, Mr. GREEN of Wisconsin, Mr. KIND, and Mr. CASE):

H. Res. 781. A resolution congratulating charter schools and their students, parents, teachers, and administrators across the United States for their ongoing contributions to education, and for other purposes; to the Committee on Education and the Workforce.

By Mr. WAMP (for himself, Mr. BARRETT of South Carolina, Mr. NEUGEBAUER, Mr. ROHRABACHER, Mr. AKIN, Mr. CULBERSON, Mr. KUHL of New York, Mr. WESTMORELAND, Ms. FOXX, Mr. WICKER, Mr. GOHMERT, Mr. ISTOOK, Mr. CHABOT, Mr. FRANKS of Arizona, Ms. HART, Mr. SHADEGG, Mr. DOOLITTLE, Mr. CANTOR, Mr. HERGER, Mr. DAVIS of Kentucky, Mr. ADERHOLT, Mr. KING of Iowa, Mr. MCHENRY, Mr. FEENEY, Mr. PRICE of Georgia, Mr. WELDON of Florida, Mr. GOODE, Mr. GARRETT of New Jersey, Mr. KINGSTON, and Mr. HAYWORTH):

H. Res. 782. A resolution expressing the sense of the House of Representatives that the United Nations Security Council should sanction Iran for its noncompliance with the Nuclear Non-Proliferation Treaty; to the Committee on International Relations.

¶28.32 ADDITIONAL SPONSORS

Under clause 7 of rule XII, sponsors were added to public bills and resolutions as follows:

H.R. 128: Mrs. DAVIS of California and Mr. HASTINGS of Florida.

H.R. 202: Mr. TOWNS.

H.R. 414: Mr. HIGGINS, Mr. DOYLE, Mrs. MALONEY, Mr. WELDON of Pennsylvania, and Ms. WASSERMAN SCHULTZ.

H.R. 415: Mr. BISHOP of Georgia, Mr. BOEHLERT, and Mr. VAN HOLLEN.

H.R. 550: Mr. WELDON of Pennsylvania, Mr. MEEKS of New York, and Mr. MCINTYRE.

H.R. 615: Mrs. CUBIN.

H.R. 690: Mr. CLEAVER.

H.R. 752: Mr. TIERNEY, Mr. BACA, Mr. BISHOP of New York, Mr. CASE, and Ms. CORRINE BROWN of Florida.

H.R. 820: Ms. ZOE LOFGREN of California.

H.R. 857: Mr. ROTHMAN and Mrs. KELLY.

H.R. 881: Mr. GORDON and Mr. SWEENEY.

H.R. 884: Mrs. BONO.

H.R. 916: Mr. LIPINSKI and Mr. HOLT.

H.R. 963: Mr. EVANS.

H.R. 968: Mr. MEEHAN and Mr. DAVIS of Illinois.

H.R. 997: Mrs. DRAKE and Mr. BARTON of Texas.

H.R. 1005: Mr. PORTER.

H.R. 1106: Ms. ZOE LOFGREN of California.

H.R. 1186: Mr. BURGESS.

H.R. 1214: Mr. PASTOR.

H.R. 1217: Mr. CARDIN and Mr. PASTOR.

H.R. 1229: Mr. GOHMERT, Mr. MCCOTTER, Mr. BROWN of South Carolina, Mr. DEAL of Georgia, Mr. POE, Mr. OXLEY, Mr. HERGER, and Mr. ENGLISH of Pennsylvania.

H.R. 1241: Mr. CLAY.

H.R. 1306: Mr. BARRETT of South Carolina.

H.R. 1370: Mr. CALVERT.

H.R. 1384: Mr. BARROW.

H.R. 1402: Mr. FITZPATRICK of Pennsylvania.

H.R. 1416: Mr. MCNULTY and Mr. JEFFERSON.

H.R. 1429: Mr. RUPPERSBERGER and Mr. RAHALL.

H.R. 1498: Mr. PRICE of North Carolina.

H.R. 1517: Mr. REYNOLDS.

H.R. 1545: Mr. BISHOP of Utah, Mr. WYNN, and Mr. MCDERMOTT.

H.R. 1548: Mr. LINCOLN DIAZ-BALART of Florida, Mr. CLEAVER, Ms. WOOLSEY, Mrs. BONO, and Mr. BILIRAKIS.

H.R. 1554: Mr. VISCLOSKY.
H.R. 1603: Mr. BARROW.
H.R. 1632: Mr. JINDAL.
H.R. 1634: Mr. MANZULLO, Mrs. MYRICK, Mr. RAMSTAD, Mr. CUMMINGS, Mr. PAUL, Miss MCMORRIS, and Mr. MCINTYRE.
H.R. 1687: Mr. HINOJOSA, Ms. MATSUI, and Mr. HOLDEN.
H.R. 1704: Mr. STARK.
H.R. 1792: Mr. CUELLAR.
H.R. 1796: Mr. KIND.
H.R. 1849: Mr. RANGEL, Mr. ACKERMAN, and Mr. MCCOTTER.
H.R. 1994: Mr. FATTAH, Ms. NORTON, and Mr. CLYBURN.
H.R. 2048: Mr. DAVIS of Illinois, Mr. THOMPSON of Mississippi, Mr. BRADY of Pennsylvania, Mr. HINCHEY, and Mr. WELDON of Pennsylvania.
H.R. 2193: Mr. BOEHLERT.
H.R. 2231: Mr. GERLACH and Mr. MURTHA.
H.R. 2328: Mr. CAMP of Michigan.
H.R. 2340: Mr. MEEHAN.
H.R. 2389: Mr. GALLEGLY.
H.R. 2421: Mr. RAHALL, Mr. BRADLEY of New Hampshire, Mr. MARSHALL, and Mr. BILIRAKIS.
H.R. 2554: Mr. ABERCROMBIE, Mr. PRICE of North Carolina, Mr. HONDA, Mr. MORAN of Virginia, Mr. COSTELLO, and Ms. LINDA T. SÁNCHEZ of California.
H.R. 2642: Mr. ROTHMAN.
H.R. 2671: Mr. CUMMINGS and Mr. LEWIS of Georgia.
H.R. 2683: Mr. BOUCHER.
H.R. 2828: Mr. DEFAZIO.
H.R. 2989: Mr. GILCHREST.
H.R. 3049: Mr. LIPINSKI.
H.R. 3082: Mr. CAMPBELL of California and Mr. PLATTS.
H.R. 3151: Mr. SALAZAR.
H.R. 3159: Mr. SNYDER.
H.R. 3352: Ms. EDDIE BERNICE JOHNSON of Texas.
H.R. 3437: Mrs. KELLY.
H.R. 3476: Mr. CLEAVER and Ms. EDDIE BERNICE JOHNSON of Texas.
H.R. 3616: Mr. LAHOOD.
H.R. 3685: Mrs. EMERSON, Mr. JEFFERSON, Mr. MCGOVERN, Ms. BORDALLO, and Mr. TERRY.
H.R. 3769: Mr. HASTINGS of Florida.
H.R. 3787: Mr. CONYERS.
H.R. 3850: Ms. ROYBAL-ALLARD, Mr. TOM DAVIS of Virginia, and Ms. HERSETH.
H.R. 3858: Ms. LORETTA SANCHEZ of California and Mr. RAHALL.
H.R. 4005: Mrs. MALONEY.
H.R. 4042: Mr. SHAW.
H.R. 4045: Ms. HARRIS.
H.R. 4156: Ms. MOORE of Wisconsin.
H.R. 4166: Mr. BISHOP of Georgia.
H.R. 4178: Mr. STRICKLAND.
H.R. 4190: Mr. DEFAZIO and Mr. BLUMENAUER.
H.R. 4212: Mr. JEFFERSON.
H.R. 4239: Mr. COBLE.
H.R. 4331: Mr. LARSEN of Washington.
H.R. 4341: Mr. KLINE, Mr. BOEHLERT, and Mr. WESTMORELAND.
H.R. 4347: Ms. KILPATRICK of Michigan.
H.R. 4357: Mr. BROWN of Ohio.
H.R. 4371: Mr. MOORE of Kansas.
H.R. 4384: Ms. BERKLEY.
H.R. 4409: Mr. HAYWORTH, Mr. BRADLEY of New Hampshire, Mr. GINGREY, and Mrs. DRAKE.
H.R. 4435: Ms. BERKLEY, Mr. BROWN of Ohio, Mr. LEVIN, and Mr. KIND.
H.R. 4479: Mr. FRANK of Massachusetts, Mr. LEWIS of Georgia, Mr. BLUMENAUER, Ms. BERKLEY, and Mrs. CAPPS.
H.R. 4597: Mr. CONAWAY and Mr. SIMMONS.
H.R. 4624: Mr. WU.
H.R. 4641: Mr. PORTER.
H.R. 4672: Mr. MANZULLO.
H.R. 4712: Mr. KUCINICH, Mr. EVANS, Mr. DEFAZIO, and Mr. MOLLOHAN.
H.R. 4716: Mr. BOREN and Mr. HAYWORTH.
H.R. 4739: Mr. KUCINICH.
H.R. 4740: Mr. LARSEN of Washington and Mr. SALAZAR.
H.R. 4749: Mr. RAHALL.
H.R. 4751: Mrs. EMERSON.
H.R. 4755: Mr. GUTIERREZ, Ms. WOOLSEY, Ms. BALDWIN, Ms. NORTON, Mr. SHERWOOD, Mrs. JO ANN DAVIS of Virginia, Ms. KILPATRICK of Michigan, Mr. EDWARDS, Mr. ISRAEL, and Mr. TIAHRT.
H.R. 4759: Mr. CULBERSON, Mr. MCHENRY, Mr. BISHOP of Utah, Mr. POMBO, Mr. BURTON of Indiana, Mr. CARTER, Mr. AKIN, Mrs. CUBIN, Mr. CANNON, Ms. HART, Mr. BONILLA, Mr. CANTOR, and Ms. PRYCE of Ohio.
H.R. 4761: Mr. PAUL, Ms. HART,Mr. SMITH of Texas, and Mr. MELANCON.
H.R. 4790: Ms. HART.
H.R. 4791: Ms. BERKLEY and Mr. MCDERMOTT.
H.R. 4816: Mr. FRANKS of Arizona.
H.R. 4834: Mr. HAYWORTH.
H.R. 4846: Mr. MORAN of Virginia.
H.R. 4857: Mr. PEARCE, Mr. RADANOVICH, and Mr. GOHMERT.
H.R. 4867: Mr. BILIRAKIS.
H.R. 4890: Mr. GOODLATTE.
H.R. 4894: Mr. COLE of Oklahoma and Mr. WELDON of Pennsylvania.
H.R. 4902: Mr. KIND.
H.R. 4903: Ms. HOOLEY, Mr. ALLEN, and Mr. MCDERMOTT.
H.R. 4904: Mr. BROWN of South Carolina, Mr. DEFAZIO, Mr. SMITH of Washington, and Mr. SHERMAN.
H.R. 4922: Mr. MCCOTTER.
H.R. 4953: Mr. GREEN of Wisconsin, Mr. RYAN of Ohio, Ms. SCHAKOWSKY, and Mr. SCHWARZ of Michigan.
H.R. 4954: Mr. GEORGE MILLER of California, Mr. INSLEE, Mrs. CHRISTENSEN, Mr. BISHOP of New York, Mr. CROWLEY, Mr. AL GREEN of Texas, Mr. SMITH of New Jersey, Ms. WATSON, Mr. REICHERT, Mr. FOSSELLA, Mrs. DAVIS of California, Mr. ROTHMAN, Mr. TOM DAVIS of Virginia, Mr. KING of New York, Mr. SMITH of Texas, and Mr. MOORE of Kansas.
H.R. 4981: Mr. MARKEY, Mr. HINCHEY, Mr. FORD, and Mr. WALSH.
H.R. 4991: Mr. EVANS.
H.R. 5005: Mr. SHERWOOD.
H.R. 5013: Mr. HERGER and Mr. SHERWOOD.
H.R. 5015: Ms. EDDIE BERNICE JOHNSON of Texas, Mr. GORDON, and Mr. BLUMENAUER.
H.R. 5018: Mr. MCGOVERN.
H.R. 5032: Mrs. JO ANN DAVIS of Virginia and Mr. MILLER of Florida.
H.R. 5035: Mr. TOWNS.
H.R. 5051: Mr. LEWIS of Kentucky and Mr. WELDON of Pennsylvania.
H.R. 5052: Ms. SOLIS, Ms. BALDWIN, Ms. MCCOLLUM of Minnesota, Ms. LINDA T. SÁNCHEZ of California, Mr. EMANUEL, Mr. DOGGETT, and Ms. LEE.
H.R. 5060: Mr. SOUDER, Mr. ENGLISH of Pennsylvania, Mr. GOODE, Mr. HENSARLING, and Mr. MCHUGH.
H.R. 5102: Ms. WOOLSEY.
H.R. 5109: Mr. SIMPSON.
H.R. 5129: Mr. INGLIS of South Carolina, Mr. BARTLETT of Maryland, Mr. MCHENRY, Mr. FEENEY, Mr. PRICE of Georgia, Mr. WELDON of Florida, Mr. GOODE, Mr. GARRETT of New Jersey, Mr. BARRETT of South Carolina, Mr. AKIN, Mr. ROHRABACHER, Mr. CULBERSON, Mr. CAMPBELL of California, Mr. KUHL of New York, Mr. WESTMORELAND, Ms. FOXX, Mr. WICKER, Mr. GUTKNECHT, Mr. BRADY of Texas, Mr. CHABOT, Mr. FRANKS of Arizona, Ms. HART, Mr. NEUGEBAUER, Mr. DOOLITTLE, Mr. HERGER, Mr. DAVIS of Kentucky, Mr. KING of Iowa, Mr. FLAKE, Mr. HENSARLING, Mr. PENCE, Mrs. BONO, and Mr. RYAN of Wisconsin.
H.R. 5152: Ms. BERKLEY.
H.R. 5156: Mr. NORWOOD.
H.R. 5159: Mr. SHERWOOD, Ms. EDDIE BERNICE JOHNSON of Texas, Mr. FOLEY and Mr. ROTHMAN.
H.R. 5166: Mr. WAMP, Mr. HEFLEY, Mr. JOHNSON of ILLINOIS, Mr. GOHMERT, Mr. FRANKS of Arizona, Mr. WESTMORELAND, Mr. KUHL of New York, Mr. ROHRABACHER, Mr. BARRETT of South Carolina, Mr. GOODE, Mr. FEENEY, Mr. BARTLETT of Maryland, Mr. KING of Iowa, Mr. HERGER, Mr. HOSTETTLER, Mr. TANCREDO, Mr. KINGSTON, Mr. WALSH, Mr. CULBERSON, Mr. TOM DAVIS of Virginia, Mr. JENKINS, Mr. FATTAH, Mr. FORBES, Mr. CRENSHAW, Mrs. KELLY, Mr. MANZULLO, Mr. CAMP of Michigan, Mr. HUNTER, Mr. SULLIVAN, Mr. COLE of Oklahoma, Mrs. MILLER of Michigan, Ms. GRANGER, and Mr. BONILLA.
H.R. 5180: Ms. BERKLEY.
H. Con. Res. 224: Mr. BROWN of South Carolina.
H. Con. Res. 274: Ms. WOOLSEY.
H. Con. Res. 328: Ms. ROS-LEHTINEN, Mr. MCCOTTER, Mr. SMITH of New Jersey, Mr. FORTUÑO, Mr. WELLER, Ms. HARRIS, Mr. KENNEDY of Minnesota, Mr. GOHMERT, Mr. YOUNG of Alaska, and Mr. LINCOLN DIAZ-BALART of Florida.
H. Con. Res. 383: Mr. TERRY, Mr. BROWN of South Carolina, Mr. ADERHOLT, Mr. GRIJALVA, Mr. WESTMORELAND, Mr. TOM DAVIS of Virginia, Mr. WELDON of Florida, Mr. HOEKSTRA, Mr. MANZULLO, Mr. SMITH of Texas, Mr. SULLIVAN, Mr. POE, Mr. KINGSTON, Mr. PUTNAM, Ms. JACKSON-LEE of Texas, Mr. SCHIFF, Mr. WAMP, Ms. PRYCE of Ohio, Miss MCMORRIS, Mr. KOLBE, Ms. FOXX, Mr. SESSIONS, Mr. BARTLETT of Maryland, Mr. GARRETT of New Jersey, Mr. DICKS, Mr. KENNEDY of Rhode Island, Mr. KUCINICH, Mr. BOREN, Mr. HIGGINS, Mr. LIPINSKI, Mr. WAXMAN, Ms. LORETTA SANCHEZ of California, Mrs. BLACKBURN, Mr. KING of Iowa, Mrs. KELLY, Mr. MCHENRY, Mr. SODREL, Mr. REYNOLDS, Mr. ROGERS of Alabama, Mrs. WILSON of New Mexico, Mr. GINGREY, Mr. KELLER, Mr. MCCAUL of Texas, Mr. DANIEL E. LUNGREN of California, Mr. FLAKE, Mr. SHIMKUS, Mr. WICKER, Mr. CHABOT, Mr. FITZPATRICK of Pennsylvania, Mr. WILSON of South Carolina, Mrs. DRAKE, Mr. OSBORNE, Mr. LARSON of Connecticut, Mr. NEUGEBAUER, Mr. WOLF, Mr. FOLEY, AND MR. GOODLATTE.
H. Res. 158: Mr. HOLT, Mr. BROWN of Ohio, Ms. DELAURO, Mr. FITZPATRICK of Pennsylvania, Ms. JACKSON-LEE of Texas, Ms. HART, Mr. DOGGETT, Ms. MATSUI, and Mr. ALLEN.
H. Res. 295: Mr. HASTINGS of Florida.
H. Res. 323: Mr. ALEXANDER, Mr. FRANK of Massachusetts, and Mr. MARSHALL.
H. Res. 449: Mr. DICKS.
H. Res. 521: Mr. GEORGE MILLER of California.
H. Res. 638: Mr. BACHUS and Mr. BLUMENAUER.
H. Res. 688: Mr. MELANCON, Mr. PALLONE, Ms. BEAN, Mr. GORDON, Mr. UDALL of Colorado, Mr. POMEROY, Mr. FORD, Mr. HONDA, Mr. SMITH of Washington, and Mr. SALAZAR.
H. Res. 729: Mr. GORDON and Ms. ZOE LOFGREN of California.
H. Res. 753: Mr. BASS, Mr. SCHWARZ of Michigan, Mr. FORTENBERRY, Mr. SNYDER, Mr. BRADLEY of New Hampshire, Mr. THOMPSON of California, Mr. DAVIS of Tennessee, Mr. MELANCON, Mr. BOSWELL, Mr. SALAZAR, Mr. CHANDLER, Mr. BURTON of Indiana, Mr. BLUMENAUER, Mr. INSLEE, Mr. FARR, Ms. BEAN, Mr. MCDERMOTT, Mr. MICHAUD, Mr. MARKEY, Mr. GORDON, Mr. HONDA, Mr. HINCHEY, Ms. SLAUGHTER, Ms. SOLIS, Mr. HASTINGS of Florida, Mr. OBEY, Mr. WU, Mr. DICKS, Mr. TIAHRT, Mr. HOYER, Mr. DELAHUNT, Mr. FRANK of Massachusetts, Mr. LEWIS of Georgia, Ms. BALDWIN, Ms. HOOLEY, Ms. DEGETTE, Ms. LINDA T. SÁNCHEZ of California, Ms. LORETTA SANCHEZ of California, Mr. BROWN of Ohio, Mr. FOSSELLA, Mr. GENE GREEN of Texas, Mr. WEINER, Mr. BISHOP of New York, Mr. CRAMER, Mr. ENGEL, Mrs. TAUSCHER, Ms. HARMAN, Mr. CARNAHAN, Mr. KIND, Mr. OLVER, Mr. GEORGE MILLER of California, Mr. CARDIN, Mr. KILDEE, Mr. FILNER, Mr. PALLONE, and Mr. GILCHREST.

H. Res. 759: Mr. GRIJALVA, Mr. ABERCROMBIE, Mr. MCGOVERN, Ms. BORDALLO, Mrs. MCCARTHY, Mr. HONDA, Mr. CROWLEY, Mr. FARR, Mr. FATTAH, Mr. ROYCE, Mr. GEORGE MILLER of California, Ms. KILPATRICK of Michigan, Mr. ENGLISH of Pennsylvania, Ms. WATSON, Ms. LEE, Mr. MEEKS of New York, Mr. LEWIS of Georgia, Mr. MILLER of Florida, and Mr. PITTS.

H. Res. 769: Mr. WOLF, Mr. MORAN of Virginia, and Mr. FORBES.

THURSDAY, APRIL 27, 2006 (29)

The House was called to order by the SPEAKER.

¶29.1 APPROVAL OF THE JOURNAL

The SPEAKER announced he had examined and approved the Journal of the proceedings of Wednesday, April 26, 2006.

Pursuant to clause 1, rule I, the Journal was approved.

¶29.2 COMMUNICATIONS

Executive and other communications, pursuant to clause 8, rule XII, were referred as follows:

7029. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule—Emamectin; Pesticide Tolerance [EPA-HQ-OPP-2005-0212; FRL-7765-4] received April 4, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

7030. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule—Pyraclostrobin; Pesticide Tolerances [EPA-HQ-OPP-2004-0292; FRL-7772-8] received April 4, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

7031. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule—Novaluron; Pesticide Tolerance [OPP-2005-0525; FRL-7756-8] received April 4, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

7032. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule—FD&C Blue No. 1 PEG Derivatives; Exemptions from the Requirement of a Tolerance [EPA-HQ-OPP-2005-0486; FRL-7765-1] received April 4, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

7033. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule—National Emission Standards for Hazardous Air Pollutants for Industrial Process Cooling Towers [EPA-HQ-OAR-2004-0004; FRL-8054-1] (RIN: 2060-AK16) received April 4, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

7034. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule—National Emission Standards for Magnetic Tape Manufacturing Operations [EPA-HQ-OAR-2003-0161; FRL-8054-2] (RIN: 2060-AK23) received April 4, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

7035. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule—Amendments to Vehicle Inspection Maintenance Program Requirements to Address the 8-Hour National Ambient Air Quality Standard for Ozone [EPA-HQ-OAR-2004-0095; FRL-8054-3] (RIN: 2060-AM21) received April 4, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

7036. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule—National Emission Standards for Gasoline Distribution Facilities (Bulk Gasoline Terminals and Pipeline Breakout Stations) [EPA-HQ-OAR-2004-0019; FRL-8054-5] (RIN: 2060-AK10) received April 4, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

7037. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule—Ethylene Oxide Emissions Standards for Sterilization Facilities [EPA-HQ-OAR-2003-0197; FRL-8054-6] (RIN: 2060-AK09) received April 4, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

7038. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule—National Emission Standards for Hazardous Air Pollutants: Hydrochloric Acid Production [EPA-HQ-OAR-2002-0057; FRL-8055-6] (RIN: 2060-AM25) received April 4, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

7039. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule—Idaho: Incorporation by Reference of Approved State Hazardous Waste Management Program [FRL-8055-7] received April 4, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

7040. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule—PM2.5 De Minimis Emission Levels for General Conformity Applicability [EPA-HQ-OAR-2004-0491; FRL-8055-3] (RIN: 2060-AN60) received April 4, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

7041. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule—National Emission Standards for Hazardous Air Pollutants: General Provisions [EPA-HQ-OAR-2004-0094; FRL-8055-5] (RIN: 2060-AM89) received April 4, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

7042. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule—Approval and Promulgation of Air Quality Implementation Plans; Pennsylvania; Redesignation of the Hazelwood SO2 Nonattainment and the Monongahela River Valley Unclassifiable Area to Attainment and Approval of the Maintenance Plan; Correction [PA209-4302; FRL-8055-8] received April 4, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

7043. A communication from the President of the United States, transmitting notification that an executive order has been issued blocking additional persons in connection with the national emergency declared in Executive Order 13338 of May 11, 2004, concerning actions of the Government of Syria, pursuant to 50 U.S.C. 1701; (H. Doc. No. 109-100); to the Committee on International Relations and ordered to be printed.

7044. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting the Department's report to Congress on Arms Control, Nonproliferation and Disarmament Studies completed in 2004, pursuant to 31 U.S.C. 1113 note; to the Committee on International Relations.

7045. A letter from the Chairman, Council of the District of Columbia, transmitting a copy of D.C. ACT 16-348, ''Non-Health Related Occupations and Professions Licensure Amendment Act of 2006,'' pursuant to D.C. Code section 1-233(c)(1); to the Committee on Government Reform.

7046. A letter from the Chairman, Council of the District of Columbia, transmitting a copy of D.C. ACT 16-354, ''Oak Hill Construction Streamlining Temporary Amendment Act of 2006,'' pursuant to D.C. Code section 1-233(c)(1); to the Committee on Government Reform.

7047. A letter from the Chairman, Council of the District of Columbia, transmitting a copy of D.C. ACT 16-353, ''Triangle Community Garden Equitable Real Property Tax Exemption and Relief Temporary Act of 2006,'' pursuant to D.C. Code section 1-233(c)(1); to the Committee on Government Reform.

7048. A letter from the Chairman, Council of the District of Columbia, transmitting a copy of D.C. ACT 16-347, ''Low-Emissions Motor Vehicle Tax Exemption Amendment Act of 2006,'' pursuant to D.C. Code section 1-233(c)(1); to the Committee on Government Reform.

7049. A letter from the Chairman, Council of the District of Columbia, transmitting a copy of D.C. ACT 16-352, ''District Department of Transportation DC Circulator Temporary Amendment Act of 2006,'' pursuant to D.C. Code section 1-233(c)(1); to the Committee on Government Reform.

7050. A letter from the Chairman, Council of the District of Columbia, transmitting a copy of D.C. ACT 16-346, ''Closing of a Portion of a Public Alley in Square 5230, S.O. 04-9922, Act of 2006,'' pursuant to D.C. Code section 1-233(c)(1); to the Committee on Government Reform.

7051. A letter from the Chairman, Council of the District of Columbia, transmitting a copy of D.C. ACT 16-351, ''Closing of Public Alleys in Square 743N, S.O. 04-12457, Act of 2006,'' pursuant to D.C. Code section 1-233(c)(1); to the Committee on Government Reform.

7052. A letter from the Chairman, Council of the District of Columbia, transmitting a copy of D.C. ACT 16-350, ''Washington Metropolitan Area Transit Authority Fund Act of 2006,'' pursuant to D.C. Code section 1-233(c)(1); to the Committee on Government Reform.

7053. A letter from the Chairman, Council of the District of Columbia, transmitting a copy of D.C. ACT 16-345, ''Government Facility Security Amendment Act of 2006,'' pursuant to D.C. Code section 1-233(c)(1); to the Committee on Government Reform.

7054. A letter from the Chairman, Council of the District of Columbia, transmitting a copy of D.C. ACT 16-349, ''New Columbia Community Land Trust 20th and Channing Streets, N.E. Tax Exemption Act of 2006,'' pursuant to D.C. Code section 1-233(c)(1); to the Committee on Government Reform.

7055. A letter from the Chairman, Council of the District of Columbia, transmitting a copy of D.C. ACT 16-344, ''Advisory Commission on Sentencing Amendment Act of 2006,'' pursuant to D.C. Code section 1-233(c)(1); to the Committee on Government Reform.

7056. A letter from the Chairman, Council of the District of Columbia, transmitting a copy of D.C. ACT 16-342, ''Closing of a Portion of a Public Alley in Square 1030, S.O. 02-2103, Act of 2006,'' pursuant to D.C. Code section 1-233(c)(1); to the Committee on Government Reform.

7057. A letter from the Assistant Administrator, Bureau for Legislative and Public Affairs, Agency for International Development, transmitting in accordance with the Federal Activities Inventory Reform Act of 1998 (FAIR Act), the Year 2005 A-76 Inventory of Commercial Activities for FY 2004; to the Committee on Government Reform.

7058. A letter from the Chief Human Captial Officer, Corporation for National and Community Service, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Government Reform.

7059. A letter from the Chairman, Council of the District of Columbia, transmitting a copy of D.C. ACT 16-343, ''Financial Institutions Deposit and Investment Act of 2006,'' pursuant to D.C. Code section 1-233(c)(1); to the Committee on Government Reform.

7060. A letter from the Assistant Secretary for Administration and Management, Department of Labor, transmitting the Department's annual report for FY 2005, summarizing data and analysis of complaints filed for the past five fiscal years and how the Department is working to fulfill the requirements of the Act, pursuant to Public Law 107-174, section 203 of Title II; to the Committee on Government Reform.

7061. A letter from the Secretary, Department of Transportation, transmitting in accordance with Section 647(b) of Division F of the Consolidated Appropriations Act, FY 2004, Pub. L. 108-199, the Department's report entitled, ''Report to Congress on the Fiscal Year (FY) 2005 Competitive Sourcing Efforts''; to the Committee on Government Reform.

7062. A letter from the Chairman, Federal Housing Finance Board, transmitting a copy of the Board's No Fear Act Report for FY 2005, pursuant to Public Law 107-174; to the Committee on Government Reform.

7063. A letter from the Director, Office of Management, Federal Housing Finance Board, transmitting the Board's 2005 Annual Report on the Use of Category Ratings to fill positions, pursuant to 5 U.S.C. 3319; to the Committee on Government Reform.

7064. A letter from the General Counsel, Government Accountability Office, transmitting the information required pursuant to the annual reporting requirement set forth in Section 203 of the ''Notification and Federal Employee Antidiscrimination and Retaliation Act of 2002'' (NoFear), Pub. L. 107-174, for Fiscal Year 2005; to the Committee on Government Reform.

7065. A letter from the Chairman, International Trade Commission, transmitting in accordance with Section 645 of Division F, Title VI, of the Consolidated Appropriations Act, FY 2004, Pub. L. 108-199, the Commission's report covering fiscal year 2005; to the Committee on Government Reform.

7066. A letter from the Chairman, Merit Systems Protection Board, transmitting the Board's report entitled, ''Designing an Effective Pay for Performance Compensation System,'' pursuant to 5 U.S.C. 1204(a)(3); to the Committee on Government Reform.

7067. A letter from the Administrator, National Aeronautics and Space Administration, transmitting pursuant to the provisions of the Federal Activities Inventory Reform (FAIR) Act of 1998 (Pub. L. 105-270) and OMB Circular A-76, Performance of Commercial Activities, the Administration's FY 2005 inventory of commercial activities performed by federal employees and inventory of inherently governmental activities; to the Committee on Government Reform.

7068. A letter from the Archivist of the United States, National Archives and Records Administration, transmitting a report on a proposed archival depository for the Presidential records and other historical materials of the Nixon administration, pursuant to 44 U.S.C. 2112; to the Committee on Government Reform.

7069. A letter from the Director, Office of National Drug Control Policy, transmitting the Office's FY 2006 through FY 2012 Strategic Plan; to the Committee on Government Reform.

7070. A letter from the Office of the District of Columbia Auditor, transmitting a report entitled, ''Letter Report: Advisory Neighborhood Commission 7D Unauthorized Check Activity''; to the Committee on Government Reform.

7071. A letter from the Chairman, Securities and Exchange Commission, transmitting a report about the Commission's activities in FY 2005 to ensure accountability for anti-discrimination and whistleblower laws related to employment, pursuant to Public Law 107-174, section 203 of Title II; to the Committee on Government Reform.

7072. A letter from the Administrator, Small Business Administration, transmitting a copy of the Administration's Fiscal Year 2005 Notification and Federal Employee Anti-Discrimination and Retaliation (No FEAR) Act Annual Report, pursuant to Public Law 107-174, section 203; to the Committee on Government Reform.

7073. A letter from the Commissioner, Social Security Administration, transmitting the Administration's report entitled, ''Report on Acquisitions Made from Foreign Manufacturers for Fiscal Year 2005'' in accordance with Section 641 of Division H of the Fiscal Year 2005 Consolidated Appropriations Act, Pub. L. 108-447; to the Committee on Government Reform.

7074. A letter from the Chairman, Tennessee Valley Authority, transmitting the Authority's Annual Performance Report for FY 2005, in accordance with the requirements of the Government Performance and Results Act of 1993; to the Committee on Government Reform.

7075. A letter from the Director, Tennessee Valley Authority, transmitting the report in compliance with the Government in the Sunshine Act for Calendar Year 2005, pursuant to 5 U.S.C. 552b(j); to the Committee on Government Reform.

7076. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule—Safety Zone; Upper Mississippi River Mile Marker 179.2 to Mile Marker 180.0, St. Louis, MO [COTP St. Louis-05-019] (RIN: 1625-AA00) received March 16, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7077. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule—Safety Zone; Illinois River Mile Marker 162.3 to Mile Marker 162.7, Peoria, IL [COTP St. Louis-05-017] (RIN: 1625-AA00) received March 16, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7078. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule—Safety Zone; Missouri River Mile Marker 422.0 to Mile Marker 423.5, Atchison, KS [COTP St. Louis-05-020] (RIN: 1625-AA00) received March 16, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7079. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule—Safety Zone; Upper Mississippi River Mile Marker 840.0 to Mile Marker 840.4, ST. Paul, MN [COTP St. Louis-05-021] (RIN: 1625-AA00) received March 16, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7080. A letter from the Assistant Secretary for Legislative and Intergovernmental Affairs, Department of Homeland Security, transmitting the report on the results of a demonstration project involving the implementation of the Crew Endurance Management System (CEMS) on towing vessels, pursuant to Public Law 108-293, section 409; to the Committee on Transportation and Infrastructure.

7081. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule—Safety Zone; Missouri River, Mile 732.0 to Mile 732.6, Sioux City, IA [COTP St. Louis-05-022] (RIN: 1625-AA00) received March 16, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7082. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule—Safety Zone; Upper Mississippi River, Mile 335.5 to Mile 336.5, La Grange, MO [COTP St. Louis-05-023] (RIN: 1625-AA00) received March 16, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7083. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule—Safety Zone; Upper Mississippi River Mile Marker 791.2 to Mile Marker 791.7, Red Wing, MN [COTP St. Louis-05-024] (RIN: 1625-AA00) received March 16, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7084. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule—Safety Zone; Upper Mississippi River Mile Marker 790.7 to Mile Marker 791.3, Red Wing, MN [COTP St. Louis-05-025] (RIN: 1625-AA00) received March 16, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7085. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule—Safety Zone; Tampa Bay, FL [COTP Tampa 05-099] (RIN: 1625-AA00) received March 16, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7086. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule—Safety Zone; Tampa Bay, FL [COTP Tampa 05-100] (RIN: 1625-AA00) received March 16, 206, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7087. A letter from the Senior Vice President, Communications, Tennessee Valley Authority, transmitting a copy of the Authority's statistical summary for Fiscal Year 2005, pursuant to 16 U.S.C. 831h(a); to the Committee on Transportation and Infrastructure.

7088. A letter from the Assistant Secretary for Legislative and Intergovernmental Affairs, Department of Homeland Security, transmitting notification that the Department has created the Critical Infrastructure Partnership Advisory Council (CIPAC); to the Committee on Homeland Security.

7089. A letter from the Secretary, Department of Energy, transmitting the Department's report to Congress on a plan for the development of fusion energy, in compliance with Sections 972(a) and (b) of the Energy Policy Act of 2005; jointly to the Committees on Energy and Commerce and Science.

7090. A letter from the Assistant Secretary for Legislative Affairs, Department of Homeland Security, transmitting the Department's report on the threat from act of terrorism to U.S. ports and vessels operating from those ports, pursuant to 46 U.S.C. app. 1802; jointly to the Committees on Transportation and Infrastructure and Homeland Security.

7091. A letter from the Secretary, Department of Homeland Security, transmitting notification of the change in the title of the office and position of the Under Secretary of Emergency and Preparedness and Response

with the title, ''Under Secretary for Federal Emergency Management,'' pursuant to Public Law 107-296, section 872; jointly to the Committees on Transportation and Infrastructure and Homeland Security.

¶29.3 RECESS FOR RECEPTION OF FORMER MEMBERS—9:12 A.M.

The SPEAKER, pursuant to clause 12(a) of rule I, declared the House in recess at 9 o'clock and 12 minutes a.m., subject to the call of the Chair.

¶29.4 AFTER RECESS—10:55 A.M.

The SPEAKER pro tempore, Mr. THORNBERRY, called the House to order.

¶29.5 PROCEEDINGS DURING RECESS

On motion of Mr. DREIER, by unanimous consent, the proceedings had during the recess to receive former Members were ordered to be printed in the CONGRESSIONAL RECORD.

¶29.6 RECESS—11:35 A.M.

The SPEAKER pro tempore, Mr. BONNER, pursuant to clause 12(a) of rule I, declared the House in recess at 11 o'clock and 35 minutes a.m., subject to the call of the Chair.

¶29.7 AFTER RECESS—3:41 P.M.

The SPEAKER pro tempore, Mr. TERRY, called the House to order.

¶29.8 PROCEEDINGS VACATED—H. CON. RES. 357 AND H. CON. RES. 349

Mr. DREIER, by unanimous consent,

Ordered, That the House vacate the ordering of the yeas and nays on the motions to suspend the rules and agree to the concurrent resolutions (H. Con. Res. 357) supporting the goals and ideals of National Cystic Fibrosis Awareness Month, and (H. Con. Res. 349) authorizing the use of the Capitol grounds for the Greater Washington Soap Box Derby, to the end that the Chair put the question on each motion de novo.

Accordingly,

The question being put, viva voce,

Will the House suspend the rules and agree to said concurrent resolution (H. Con. Res. 357)?

The SPEAKER pro tempore, Mr. TERRY, announced that two-thirds of those present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said concurrent resolution was agreed to.

A motion to reconsider the vote whereby the rules were suspended and said concurrent resolution was agreed to was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said concurrent resolution.

Accordingly,

The question being put, viva voce,

Will the House suspend the rules and agree to said concurrent resolution (H. Con. Res. 349)?

The SPEAKER pro tempore, Mr. TERRY, announced that two-thirds of those present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said concurrent resolution was agreed to.

A motion to reconsider the vote whereby the rules were suspended and said concurrent resolution was agreed to was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said concurrent resolution.

¶29.9 PROVIDING FOR CONSIDERATION OF H.R. 4975

Mr. DREIER, by direction of the Committee on Rules, called up the following resolution (H. Res. 783):

Resolved, That at any time after the adoption of this resolution the Speaker may, pursuant to clause 2(b) of rule XVIII, declare the House resolved into the Committee of the Whole House on the state of the Union for consideration of the bill (H.R. 4975) to provide greater transparency with respect to lobbying activities, and for other purposes. The first reading of the bill shall be dispensed with. All points of order against consideration of the bill are waived. General debate shall be confined to the bill and shall not exceed one hour equally divided and controlled by the Majority Leader and the Minority Leader or their designees. After general debate the bill shall be considered for amendment under the five-minute rule. In lieu of the amendments recommended by the Committees on the Judiciary, Rules, and Government Reform now printed in the bill, the amendment in the nature of a substitute consisting of the text of the Rules Committee Print dated April 21, 2006, modified by the amendment printed in part A of the report of the Committee on Rules accompanying this resolution, shall be considered as adopted in the House and the Committee of the Whole. The bill, as amended, shall be considered as the original bill for the purpose of further amendment and shall be considered as read. Notwithstanding clause 11 of rule XVIII, no further amendment to the bill, as amended, shall be in order except those printed in part B of the report of the Committee on Rules. Each further amendment may be offered only in the order printed in the report, may be offered only by a Member designated in the report, shall be considered as read, shall be debatable for the time specified in the report equally divided and controlled by the proponent and an opponent, shall not be subject to amendment, and shall not be subject to a demand for division of the question in the House or in the Committee of the Whole. All points of order against such further amendments are waived. At the conclusion of consideration of the bill for amendment the Committee shall rise and report the bill, as amended, to the House with such further amendments as may have been adopted. The previous question shall be considered as ordered on the bill and amendments thereto to final passage without intervening motion except one motion to recommit with or without instructions.

SEC. 2. In the engrossment of H.R. 4975, the Clerk shall—

(1) add the text of H.R. 513, as passed by the House, as new matter at the end of H.R. 4975;

(2) conform the title of H.R. 4975 to reflect the addition of the text of H.R. 513 to the engrossment;

(3) assign appropriate designations to provisions within the engrossment; and

(4) conform provisions for short titles within the engrossment.

SEC. 3. After passage of H.R. 4975, it shall be in order to take from the Speaker's table S. 2349 and to consider the Senate bill in the House. All points of order against consideration of the Senate bill are waived. It shall be in order to move to strike all after the enacting clause of the Senate bill and to insert in lieu thereof the provisions of H.R. 4975 (as engrossed pursuant to section 2 of this resolution). All points of order against that motion are waived. If the motion is adopted and the Senate bill, as amended, is passed, then it shall be in order to move that the House insist on its amendment to the Senate bill and request a conference with the Senate thereon.

When said resolution was considered.

After debate,

On motion of Mr. DREIER, the previous question was ordered on the resolution to its adoption or rejection.

The question being put,

Will the House agree to said resolution?

The SPEAKER pro tempore, Mr. HAYES, announced that the yeas had it.

Ms. SLAUGHTER demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mr. HAYES, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed.

¶29.10 MESSAGE FROM THE PRESIDENT

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

¶29.11 MOTION TO INSTRUCT CONFEREES TO H.R. 4297—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mr. HAYES, pursuant to clause 8 of rule XX, announced the unfinished business to be the question on the motion, by Mr. MCDERMOTT, to instruct the managers on the part of the House at the conference on the disagreeing votes of the two Houses on the amendment of the Senate to the bill (H.R. 4297) to provide for reconciliation pursuant to section 201(b) of the concurrent resolution on the budget for fiscal year 2006.

The question being put,

Will the House agree to said motion?

The vote was taken by electronic device.

It was decided in the negative ..... { Yeas ..... 190 / Nays 232

¶29.12 [Roll No. 109]

YEAS—190

Abercrombie	Brady (PA)	Cooper
Ackerman	Brown (OH)	Costa
Allen	Brown, Corrine	Costello
Andrews	Butterfield	Crowley
Baca	Capps	Cummings
Baird	Capuano	Davis (AL)
Baldwin	Cardin	Davis (CA)
Becerra	Cardoza	Davis (FL)
Berkley	Carnahan	Davis (IL)
Berman	Carson	DeFazio
Berry	Case	DeGette
Bishop (GA)	Chandler	Delahunt
Bishop (NY)	Clay	DeLauro
Boswell	Cleaver	Dicks
Boucher	Clyburn	Dingell
Boyd	Conyers	Doggett

Doyle
Edwards
Emanuel
Engel
Eshoo
Etheridge
Farr
Filner
Ford
Frank (MA)
Gonzalez
Gordon
Green, Al
Green, Gene
Grijalva
Gutierrez
Harman
Herseth
Higgins
Hinchey
Hinojosa
Holden
Holt
Honda
Hooley
Hoyer
Inslee
Israel
Jackson (IL)
Jackson-Lee (TX)
Johnson, E. B.
Jones (NC)
Jones (OH)
Kanjorski
Kaptur
Kennedy (RI)
Kildee
Kilpatrick (MI)
Kind
Kucinich
Langevin
Lantos
Larsen (WA)
Larson (CT)
Leach
Lee
Levin
Lewis (GA)
Lipinski
Lofgren, Zoe
Lowey
Lynch
Maloney
Markey
Matheson
Matsui
McCarthy
McCollum (MN)
McDermott
McGovern
McIntyre
McKinney
McNulty
Meehan
Meek (FL)
Meeks (NY)
Michaud
Miller (NC)
Miller, George
Mollohan
Moore (KS)
Moore (WI)
Moran (VA)
Murtha
Nadler
Napolitano
Neal (MA)
Oberstar
Obey
Olver
Owens
Pallone
Pascrell
Pastor
Payne
Pelosi
Pomeroy
Price (NC)
Rahall
Rangel
Reyes
Ross
Rothman
Roybal-Allard
Ruppersberger
Rush
Ryan (OH)
Sabo
Salazar
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Schakowsky
Schiff
Schwartz (PA)
Scott (GA)
Scott (VA)
Serrano
Sherman
Skelton
Slaughter
Smith (WA)
Snyder
Solis
Spratt
Stark
Strickland
Stupak
Tanner
Tauscher
Taylor (MS)
Thompson (CA)
Thompson (MS)
Tierney
Towns
Udall (CO)
Udall (NM)
Upton
Van Hollen
Velázquez
Visclosky
Wasserman Schultz
Waters
Watson
Watt
Waxman
Weiner
Wexler
Wilson (NM)
Woolsey
Wu
Wynn

NAYS—232

Aderholt
Akin
Alexander
Bachus
Baker
Barrett (SC)
Barrow
Bartlett (MD)
Barton (TX)
Bass
Bean
Beauprez
Biggert
Bilirakis
Bishop (UT)
Blackburn
Blunt
Boehlert
Boehner
Bonilla
Bonner
Bono
Boozman
Boren
Boustany
Bradley (NH)
Brady (TX)
Brown (SC)
Brown-Waite, Ginny
Burgess
Burton (IN)
Buyer
Calvert
Camp (MI)
Campbell (CA)
Cannon
Cantor
Capito
Carter
Castle
Chabot
Chocola
Coble
Cole (OK)
Conaway
Cramer
Crenshaw
Cubin
Cuellar
Culberson
Davis (KY)
Davis (TN)
Davis, Jo Ann
Davis, Tom
Deal (GA)
DeLay
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Doolittle
Drake
Dreier
Duncan
Ehlers
Emerson
English (PA)
Everett
Feeney
Ferguson
Fitzpatrick (PA)
Flake
Foley
Forbes
Fortenberry
Fossella
Foxx
Franks (AZ)
Frelinghuysen
Gallegly
Garrett (NJ)
Gerlach
Gibbons
Gillmor
Gingrey
Gohmert
Goode
Goodlatte
Granger
Graves
Green (WI)
Gutknecht
Hall
Harris
Hart
Hastings (WA)
Hayes
Hayworth
Hefley
Hensarling
Herger
Hobson
Hoekstra
Hostettler
Hulshof
Hunter
Hyde
Inglis (SC)
Issa
Istook
Jenkins
Jindal
Johnson (CT)
Johnson (IL)
Johnson, Sam
Keller
Kelly
Kennedy (MN)
King (IA)
King (NY)
Kingston
Kirk
Kline
Knollenberg
Kolbe
Kuhl (NY)
LaHood
Latham
LaTourette
Lewis (CA)
Lewis (KY)
Linder
LoBiondo
Lucas
Lungren, Daniel E.
Mack
Manzullo
Marchant
Marshall
McCaul (TX)
McCotter
McCrery
McHenry
McHugh
McKeon
McMorris
Melancon
Mica
Miller (FL)
Miller (MI)
Miller, Gary
Moran (KS)
Murphy
Musgrave
Myrick
Neugebauer
Ney
Northup
Norwood
Nunes
Nussle
Osborne
Otter
Oxley
Pearce
Pence
Peterson (MN)
Peterson (PA)
Petri
Pickering
Pitts
Platts
Poe
Pombo
Porter
Price (GA)
Pryce (OH)
Putnam
Radanovich
Ramstad
Regula
Rehberg
Reichert
Renzi
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Royce
Ryan (WI)
Ryun (KS)
Saxton
Schmidt
Schwarz (MI)
Sensenbrenner
Sessions
Shadegg
Shaw
Shays
Sherwood
Shimkus
Shuster
Simmons
Simpson
Smith (NJ)
Smith (TX)
Sodrel
Souder
Stearns
Sullivan
Sweeney
Tancredo
Taylor (NC)
Terry
Thomas
Thornberry
Tiahrt
Tiberi
Turner
Walden (OR)
Walsh
Wamp
Weldon (FL)
Weldon (PA)
Weller
Westmoreland
Whitfield
Wicker
Wilson (SC)
Wolf
Young (AK)
Young (FL)

NOT VOTING—10

Blumenauer
Evans
Fattah
Gilchrest
Hastings (FL)
Jefferson
Millender-McDonald
Ortiz
Paul
Ros-Lehtinen

So the motion to instruct the managers on the part of the House was not agreed to.

A motion to reconsider the vote whereby said motion was not agreed to was, by unanimous consent, laid on the table.

¶29.13 H. RES. 783—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mr. KUHL of New York, pursuant to clause 8, rule XX, announced the further unfinished business to be the question on agreeing to the resolution (H. Res. 783) providing for the consideration of the bill (H.R. 4975) to provide greater transparency with respect to lobbying activities, and for other purposes.

The question being put,

Will the House agree to said resolution?

The vote was taken by electronic device.

It was decided in the affirmative ..... { Yeas ..... 216 / Nays 207

¶29.14 [Roll No. 110]

YEAS—216

Aderholt
Akin
Alexander
Bachus
Baker
Barrett (SC)
Bartlett (MD)
Barton (TX)
Beauprez
Biggert
Bilirakis
Bishop (UT)
Blackburn
Blunt
Boehlert
Boehner
Bonilla
Bonner
Bono
Boozman
Boustany
Brady (TX)
Brown (SC)
Brown-Waite, Ginny
Burgess
Burton (IN)
Buyer
Calvert
Camp (MI)
Campbell (CA)
Cannon
Cantor
Capito
Carter
Castle
Chocola
Coble
Cole (OK)
Conaway
Crenshaw
Cubin
Culberson
Davis (KY)
Davis, Jo Ann
Davis, Tom
Deal (GA)
DeLay
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Doolittle
Drake
Dreier
Duncan
Ehlers
Emerson
English (PA)
Everett
Feeney
Ferguson
Fitzpatrick (PA)
Flake
Foley
Forbes
Fortenberry
Fossella
Foxx
Franks (AZ)
Frelinghuysen
Gallegly
Garrett (NJ)
Gerlach
Gibbons
Gillmor
Gingrey
Gohmert
Goode
Goodlatte
Granger
Graves
Gutknecht
Hall
Harris
Hart
Hastert
Hastings (WA)
Hayes
Hayworth
Hensarling
Herger
Hobson
Hoekstra
Hostettler
Hunter
Hyde
Inglis (SC)
Issa
Istook
Jenkins
Jindal
Johnson (CT)
Johnson (IL)
Johnson, Sam
Keller
Kelly
Kennedy (MN)
King (IA)
King (NY)
Kingston
Kirk
Kline
Knollenberg
Kuhl (NY)
LaHood
Latham
LaTourette
Leach
Lewis (CA)
Lewis (KY)
Linder
LoBiondo
Lucas
Lungren, Daniel E.
Mack
Manzullo
Marchant
McCaul (TX)
McCotter
McCrery
McHenry
McHugh
McKeon
McMorris
Mica
Miller (FL)
Miller (MI)
Miller, Gary
Moran (KS)
Murphy
Musgrave
Myrick
Neugebauer
Ney
Northup
Norwood
Nunes
Nussle
Osborne
Otter
Oxley
Pearce
Pence
Peterson (PA)
Petri
Pickering
Pitts
Poe
Pombo
Porter
Price (GA)
Pryce (OH)
Putnam
Radanovich
Regula
Rehberg
Reichert
Renzi
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Royce
Ryan (WI)
Ryun (KS)
Saxton
Schmidt
Schwarz (MI)
Sessions
Shadegg
Shaw
Sherwood
Shimkus
Shuster
Simmons
Simpson
Smith (NJ)
Smith (TX)
Sodrel
Souder
Stearns
Sullivan
Sweeney
Tancredo
Taylor (NC)
Terry
Thomas
Thornberry
Tiahrt
Tiberi
Turner
Upton
Walden (OR)
Walsh
Wamp
Weldon (FL)
Weldon (PA)
Weller
Westmoreland
Whitfield
Wicker
Wilson (NM)
Wilson (SC)
Wolf
Young (AK)
Young (FL)

NAYS—207

Abercrombie
Ackerman
Allen
Andrews
Baca
Baird
Baldwin
Barrow
Bass
Bean
Becerra
Berkley
Berman
Berry
Bishop (GA)
Bishop (NY)
Boren
Boswell
Boucher
Boyd
Bradley (NH)
Brady (PA)
Brown (OH)
Brown, Corrine
Butterfield
Capps
Capuano
Cardin
Cardoza
Carnahan
Carson
Case
Chabot
Chandler
Clay
Cleaver
Clyburn
Conyers
Cooper
Costa
Costello
Cramer
Crowley
Cuellar
Cummings
Davis (AL)
Davis (CA)
Davis (FL)
Davis (IL)
Davis (TN)
DeFazio
DeGette
Delahunt
DeLauro
Dicks
Dingell
Doggett
Doyle
Edwards
Emanuel
Engel
Eshoo
Etheridge
Farr
Filner
Ford
Frank (MA)
Gonzalez
Gordon
Green (WI)
Green, Al
Green, Gene
Grijalva
Gutierrez
Harman
Hefley
Herseth
Higgins
Hinchey
Hinojosa
Holden
Holt
Honda
Hooley
Hoyer
Hulshof
Inslee
Israel
Jackson (IL)
Jackson-Lee (TX)
Johnson, E. B.
Jones (NC)
Jones (OH)
Kanjorski
Kaptur
Kennedy (RI)
Kildee
Kilpatrick (MI)
Kind
Kolbe
Kucinich
Langevin
Lantos
Larsen (WA)
Larson (CT)
Lee
Levin
Lewis (GA)
Lipinski
Lofgren, Zoe
Lowey
Lynch
Maloney
Markey
Marshall
Matheson
Matsui
McCarthy
McCollum (MN)
McDermott
McGovern
McIntyre
McKinney
McNulty
Meehan
Meek (FL)
Meeks (NY)
Melancon
Michaud
Miller (NC)
Miller, George
Mollohan
Moore (KS)
Moore (WI)
Moran (VA)
Murtha
Nadler
Napolitano
Neal (MA)
Oberstar
Obey
Olver
Owens
Pallone
Pascrell
Pastor
Payne
Pelosi
Peterson (MN)
Platts
Pomeroy
Price (NC)
Rahall
Ramstad
Rangel
Reyes
Ross
Rothman

Roybal-Allard	Shays	Towns
Ruppersberger	Sherman	Udall (CO)
Rush	Skelton	Udall (NM)
Ryan (OH)	Slaughter	Van Hollen
Sabo	Smith (WA)	Velázquez
Salazar	Snyder	Visclosky
Sánchez, Linda T.	Solis	Wasserman Schultz
Sanchez, Loretta	Spratt	Waters
Sanders	Stark	Watson
Schakowsky	Strickland	Watt
Schiff	Stupak	Waxman
Schwartz (PA)	Tanner	Weiner
Scott (GA)	Tauscher	Wexler
Scott (VA)	Taylor (MS)	Woolsey
Sensenbrenner	Thompson (CA)	Wu
Serrano	Thompson (MS)	Wynn
	Tierney	

NOT VOTING—10

Blumenauer	Hastings (FL)	Ortiz
Evans	Jefferson	Paul
Fattah	Millender-McDonald	Ros-Lehtinen
Gilchrest		

So the resolution was agreed to.

A motion to reconsider the vote whereby said resolution was agreed to was, by unanimous consent, laid on the table.

¶29.15 ADJOURNMENT OVER

On motion of Mr. WESTMORELAND, by unanimous consent,

Ordered, That when the House adjourns today, it adjourn to meet on Monday, May 1, 2006, at noon; and further, when the House adjourns on Monday, May 1, 2006, it adjourn to meet at 12:30 p.m. on Tuesday, May 2, 2006, for morning-hour debate.

¶29.16 CALENDAR WEDNESDAY BUSINESS DISPENSED WITH

On motion of Mr. WESTMORELAND, by unanimous consent,

Ordered, That business in order for consideration on Wednesday, May 3, 2006, under clause 6, rule XV, the Calendar Wednesday rule, be dispensed with.

¶29.17 NATIONAL ARBOR DAY

On motion of Mr. WESTMORELAND, by unanimous consent, the Committee on Government Reform was discharged from further consideration of the following concurrent resolution (H. Con. Res. 383):

Whereas the National Arbor Day Foundation was founded in 1972 and now has nearly 1,000,000 members;

Whereas John Rosenow, President of the National Arbor Day Foundation, has provided outstanding leadership of the organization since its founding;

Whereas the mission of the National Arbor Day Foundation is to ''inspire people to plant, nurture, and celebrate trees'';

Whereas the National Arbor Day Foundation works to protect and enhance the global environment by promoting rainforest preservation, urban and community forestry, and the planting of trees throughout the world;

Whereas the National Arbor Day Foundation manages the 260-acre Arbor Day Farm to serve as a model of environmental stewardship;

Whereas National Arbor Day Foundation distributes more than 8,000,000 trees annually through its Trees for America program;

Whereas the National Arbor Day Foundation has worked with the United States Department of Agriculture's Forest Service since 1990, helping to plant nearly 4,000,000 trees in National Forests damaged by fire, insects, or other natural causes;

Whereas J. Sterling Morton recognized the need for trees in Nebraska and proposed a tree-planting holiday called ''Arbor Day'' in 1872;

Whereas it was estimated that more than 1,000,000 trees were planted in Nebraska on the first Arbor Day in 1872;

Whereas the observation of Arbor Day soon spread to other States and is now observed nationally and in many other countries;

Whereas J. Sterling Morton once observed that ''The cultivation of trees is the culmination of the good, the beautiful, and the ennobling in man''; and

Whereas National Arbor Day, the last Friday in April, will be celebrated on April 28, 2006: Now, therefore, be it

Resolved by the House of Representatives (the Senate concurring), That Congress—

(1) supports the goals and ideals of the National Arbor Day Foundation; and

(2) requests that the President issue a proclamation calling upon the people of the United States to observe National Arbor Day with appropriate ceremonies and activities.

When said concurrent resolution was considered and agreed to.

A motion to reconsider the vote whereby said concurrent resolution was agreed to was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said concurrent resolution.

¶29.18 MESSAGE FROM THE PRESIDENT—NATIONAL EMERGENCY WITH RESPECT TO DARFUR

The SPEAKER pro tempore, Mr. DAVIS of Kentucky, laid before the House a message from the President, which was read as follows:

To the Congress of the United States:

Pursuant to the International Emergency Economic Powers Act (IEEPA), I hereby report that I have issued an Executive Order (the ''order'') blocking the property of persons in connection with the conflict in Sudan's Darfur region. In that order, I have expanded the scope of the national emergency declared in Executive Order 13067 of November 3, 1997, with respect to the policies and actions of the Government of Sudan, to address the unusual and extraordinary threat to the national security and foreign policy of the United States posed by the actions and circumstances involving Darfur, as described below.

The United Nations Security Council, in Resolution 1591 of March 29, 2005, condemned the continued violations of the N'djamena Ceasefire Agreement of April 8, 2004, and the Abuja Humanitarian and Security Protocols of November 9, 2004, by all sides in Darfur, as well as the deterioration of the security situation and the negative impact this has had on humanitarian assistance efforts. I also note that the United Nations Security Council has strongly condemned the continued violations of human rights and international humanitarian law in Sudan's Darfur region and, in particular, the continuation of violence against civilians and sexual violence against women and girls.

United Nations Security Council Resolution (UNSCR) 1591 determined that the situation in Darfur constitutes a threat to international peace and security in the region and called on Member States to take certain measures against persons responsible for the continuing conflict. The United Nations Security Council has encouraged all parties to negotiate in good faith at the Abuja talks and to take immediate steps to support a peaceful settlement to the conflict in Darfur, but has continued to express serious concern at the persistence of the crisis in Darfur in UNSCR 1651 of December 21, 2005.

Pursuant to IEEPA, the National Emergencies Act, and the United Nations Participation Act (UNPA), I have determined that these actions and circumstances constitute an unusual and extraordinary threat to the national security and foreign policy of the United States, and have issued an Executive Order expanding the scope of the national emergency declared in Executive Order 13067 to deal with this threat.

The order blocks the property and interests in property in the United States, or in the possession or control of United States persons, of the persons listed in the Annex to the order, as well as of any person determined by the Secretary of the Treasury, after consultation with the Secretary of State,

—to have constituted a threat to the peace process in Darfur;

—to have constituted a threat to stability in Darfur and the region;

—to be responsible for conduct related to the conflict in Darfur that violates international law;

—to be responsible for heinous conduct with respect to human life or limb related to the conflict in Darfur;

—to have directly or indirectly supplied, sold, or transferred arms or any related materiel, or any assistance, advice, or training related to military activities to the Government of Sudan, the Sudan Liberation Movement/Army, the Justice and Equality Movement, the Janjaweed, or any person operating in the states of North Darfur, South Darfur, and West Darfur, that is a belligerent, a nongovernmental entity, or an individual; or

—to be responsible for offensive military overflights in and over the Darfur region.

The designation criteria will be applied in accordance with applicable domestic law, including where appropriate, the First Amendment of the United States Constitution.

The order also authorizes the Secretary of the Treasury, after consultation with the Secretary of State, to designate for blocking any person determined to have materially assisted, sponsored, or provided financial, material, or technological support for, or goods or services in support of, the activities listed above or any person listed in or designated pursuant to the order. I further authorized the Secretary of the Treasury, after consultation with the Secretary of State, to designate for blocking any person determined to be owned or controlled by, or acting or purporting to act for or on

behalf of, directly or indirectly, any person listed in or designated pursuant to the order. The Secretary of the Treasury, after consultation with the Secretary of State, is also authorized to remove any persons from the Annex to the order as circumstances warrant.

I delegated to the Secretary of the Treasury, after consultation with the Secretary of State, the authority to take such actions, including the promulgation of rules and regulations, and to employ all powers granted to the President by IEEPA and UNPA, as may be necessary to carry out the purposes of the order. All Federal agencies are directed to take all appropriate measures within their authority to carry out the provisions of the order.

The order, a copy of which is enclosed, was effective at 12:01 a.m. eastern daylight time on April 27, 2006.

GEORGE W. BUSH.

THE WHITE HOUSE, *April 27, 2006*.

The message, together with the accompanying papers, was referred to the Committee on International Relations and ordered to be printed (H. Doc. 109–101).

¶29.19 BILLS AND JOINT RESOLUTIONS APPROVED

The President notified the Clerk of the House that on the following dates he had approved and signed bills and joint resolutions of the following titles:

H.R. 4659. An Act to amend the USA PATRIOT ACT to extend the sunset of certain provisions of such Act.

February 10, 2006:

H.R. 4519. An Act to amend the Public Health Service Act to extend funding for the operation of State high risk health insurance pools.

February 15, 2006:

H.R. 4636, An Act to enact the technical and conforming amendments necessary to implement the Federal Deposit Insurance Reform Act of 2005, and for other purposes.

February 18, 2006:

H.R. 4745. An Act making supplemental appropriations for fiscal year 2006 for the Small Business Administration's disaster loans program, and for other purposes.

March 9, 2006:

H.R. 3199. An Act to extend and modify authorities needed to combat terrorism, and for other purposes.

March 14, 2006:

H.R. 4515. An Act to designate the facility of the United States Postal Service located at 4422 West Sciota Street in Scio, New York, as the ''Corporal Jason L. Dunham Post Office''.

March 16, 2006:

H.R. 32. An Act to amend title 18, United States Code, to provide criminal penalties for trafficking in counterfeit marks.

March 20, 2006:

H.R. 1287. An Act designating the facility of the United States Postal Service located at 312 East North Avenue in Flora, Illinois, as the ''Robert T. Ferguson Post Office Building''.

H.R. 2113. An Act to designate the facility of the United States Postal Service located at 2000 McDonough Street in Joliet, Illinois, as the ''John F. Whiteside Joliet Post Office Building''.

H.R. 2346, An Act to designate the facility of the United States Postal Service located at 105 NW Railroad Avenue in Hammond, Louisiana, as the ''John J. Hainkel, Jr. Post Office Building''.

H.R. 2413, An Act to designate the facility of the United States Postal Service located at 1202 1st Street in Humble, Texas, as the ''Lillian McKay Post Office Building''.

H.R. 2630. An Act to redesignate the facility of the United States Postal Service located at 1927 Sangamon Avenue in Springfield, Illinois. as the ''J.M. Dietrich Northeast Annex''.

H.R. 2894, An Act to designate the facility of the United States Postal Service located at 102 South Walters Avenue in Hodgenville, Kentucky, as the ''Abraham Lincoln Birthplace Post Office Building''.

H.R. 3256, An Act to designate the facility of the United States Postal Service located at 3038 West Liberty Avenue in Pittsburgh, Pennsylvania, as the ''Congressman James Grove Fulton Memorial Post Office Building''.

H.R. 3368. An Act to designate the facility of the United States Postal Service located at 6483 Lincoln Street in Gagetown, Michigan, as the ''Gagetown Veterans Memorial Post Office''.

H.R. 3439. An Act to designate the facility of the United States Postal Service located at 201 North 3rd Street in Smithfield, North Carolina, as the ''Ava Gardner Post Office''.

H.R. 3548. An Act to designate the facility of the United States Postal Service located on Franklin Avenue in Pearl River, New York, as the ''Heinz Ahlmeyer, Jr. Post Office Building''.

H.R. 3703. An Act to designate the facility of the United States Postal Service located at 8501 Philatelic Drive in Spring Hill, Florida, as the ''Staff Sergeant Michael Schafer Post Office Building''.

H.R. 3770. An Act to designate the facility of the United States Postal Service located at 205 West Washington Street in Knox, Indiana, as the ''Grant W. Green Post Office Building''.

H.R. 3825. An Act to designate the facility of the United States Postal Service located at 770 Trumbull Drive in Pittsburgh, Pennsylvania, as the ''Clayton J. Smith Memorial Post Office Building''.

H.R. 3830. An Act to designate the facility of the United States Postal Service located at 130 East Marion Avenue in Punta Gorda, Florida, as the ''U.S. Cleveland Post Office Building''.

H.R. 3989, An Act to designate the facility of the United States Postal Service located at 37598 Goodhue Avenue in Dennison, Minnesota, as the ''Albert H. Quie Post Office''.

H.R. 4053. An Act to designate the facility of the United States Postal Service located at 545 North Rimsdale Avenue in Covina, California, as the ''Lillian Kinkella Keil Post Office''.

H.R. 4107. An Act to designate the facility of the United States Postal Service located at 1826 Pennsylvania Avenue in Baltimore, Maryland, as the ''Maryland State Delegate Lena K. Lee Post Office Building''.

H.R. 4152. An Act to designate the facility of the United States Postal Service located at 320 High Street in Clinton. Massachusetts, as the ''Raymond J. Salmon Post Office''.

H.R. 4295. An Act to designate the facility of the United States Postal Service located at 12760 South Park Avenue in Riverton, Utah, as the ''Mont and Mark Stephensen Veterans Memorial Post Office Building''.

H.J. Res. 47. A joint resolution increasing the statutory limit on the public debt.

March 23. 2006:

H.R. 1053. An Act to authorize the extension of nondiscriminatory treatment (normal trade relations treatment) to the products of Ukraine.

H.R. 1691. An Act to designate the Department of Veterans Affairs outpatient clinic in Appleton, Wisconsin, as the ''John H. Bradley Department of Veterans Affairs Outpatient Clinic''.

March 24, 2006:

H.R. 4826. An Act to extend through December 31, 2006, the authority of the Secretary of the Army to accept and expend funds contributed by non-Federal public entities to expedite the processing of permits.

April 1, 2006:

H.R. 4911. An Act to temporarily extend the programs under the Higher Education Act of 1965, and for other purposes.

April 11, 2006:

H.R. 1259. An Act to award a congressional gold medal on behalf of the Tuskegee Airmen, collectively, in recognition of their unique military record, which inspired revolutionary reform in the Armed Forces.

April 13. 2006:

H.J. Res. 81. A joint resolution providing for the appointment of Phillip Frost as a citizen regent of the Board of Regents of the Smithsonian Institution.

H.J. Res. 82. A joint resolution providing for the reappointment of Alan G. Spoon as a citizen regent of the Board of Regents of the Smithsonian Institution.

April 20, 2006:

H.R. 4979. An Act to amend the Robert T. Stafford Disaster Relief and Emergency Assistance Act to clarify the preference for local firms in the award of certain contracts for disaster relief activities.

¶29.20 SENATE BILLS APPROVED

The President notified the Clerk of the House that on the following dates he had approved and signed bills and joint resolutions of the Senate of the following titles:

February 8, 2006:

S. 1932. An Act to provide for reconciliation pursuant to section 202(a) of the concurrent resolution on the budget for fiscal year 2006 (H. Con. Res. 95).

February 27, 2006:

S. 1989. An Act to designate the facility of the United States Postal Service located at 57 Rolfe Square in Cranston, Rhode Island, shall be known and designated as the ''Holly A. Charette Post Office''.

March 6, 2006:

S. 1777. An Act to provide relief for the victims of Hurricane Katrina.

March 9, 2006:

S. 2271. An Act to clarify that individuals who receive FISA orders can challenge nondisclosure requirements, that individuals who receive national security letters are not required to disclose the name of their attorney, that libraries are not wire or electronic communication service providers unless they provide specific services, and for other purposes.

March 13, 2006:

S. 449. An Act to facilitate shareholder consideration of proposals to make Settlement Common Stock under the Alaska Native Claims Settlement Act available to missed enrollees, eligible elders, and eligible persons born after December 18, 1971, and for other purposes.

March 20, 2006:

S. 1578. An Act to reauthorize the Upper Colorado and San Juan River Basin endangered fish recovery implementation programs.

S. 2089. An Act to designate the facility of the United States Postal Service located at 1271 North King Street in Honolulu, Oahu, Hawaii, as the ''Hiram L. Fong Post Office Building''.

S. 2320. An Act to make available funds included in the Deficit Reduction Act of 2005 for the Low-Income Home Energy Assistance Program for fiscal year 2006, and for other purposes.

March 23, 2006:

S. 2064. An Act to designate the facility of the United States Postal Service located at

122 South Bill Street in Francesville, Indiana, as the Malcolm Melville ''Mac'' Lawrence Post Office.

S. 2275. An Act to temporarily increase the borrowing authority of the Federal Emergency Management Agency for carrying out the national flood insurance program.

March 24, 2006:

S. 1184. An Act to waive the passport fees for a relative of a deceased member of the Armed Forces proceeding abroad to visit the grave of such member or to attend a funeral or memorial service for such member.

S. 2363. An Act to extend the educational flexibility program under section 4 of the Education Flexibility Partnership Act of 1999.

April 11, 2006:

S. 2116. An Act to transfer jurisdiction of certain real property to the Supreme Court.

S. 2120. An Act to ensure regulatory equity between and among all dairy farmers and handlers for sales of packaged fluid milk in federally regulated milk marketing areas and into certain non-federally regulated milk marketing areas from federally regulated areas, and for other purposes.

¶29.21 LEAVE OF ABSENCE

By unanimous consent, leave of absence was granted—

To Mr. ORTIZ, for today after 4:30 p.m.; and

To Ms. ROS-LEHTINEN, for today.

And then,

¶29.22 ADJOURNMENT

On motion of Mr. INSLEE, pursuant to the previous order of the House, at 9 p.m., the House adjourned until noon on Monday, May 1, 2006.

¶29.23 REPORTS OF COMMITTEES ON PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XIII, reports of committees were delivered to the Clerk for printing and reference to the proper calendar, as follows:

Mr. POMBO: Committee on Resources. H.R. 3418. A bill to amend the Reclamation Wastewater and Groundwater Study and Facilities Act to authorize the Secretary of the Interior to participate in the Central Texas Water Recycling and Reuse Project, and for other purposes; with an amendment (Rept. 109–442). Referred to the Committee of the Whole House on the State of the Union.

Mr. POMBO: Committee on Resources. H.R. 4013. A bill to amend the Reclamation Projects Authorization and Adjustment Act of 1992 to provide for conjunctive use of surface and groundwater in Juab County, Utah (Rept. 109–443). Referred to the Committee of the Whole House on the State of the Union.

Mr. POMBO: Committee on Resources. H.R. 4686. A bill to reauthorize various fisheries management laws, and for other purposes; with an amendment (Rept. 109–444). Referred to the Committee of the Whole House on the State of the Union.

Mr. TOM DAVIS of Virginia: Committee on Government Reform. H.R. 5112. A bill to provide for reform in the operations of the executive branch (Rept. 109–445). Referred to the Committee of the Whole House on the State of the Union.

Mr. SENSENBRENNER: Committee on the Judiciary. House Resolution 724. Resolution honoring Leonidas Ralph Mecham, Director of the Administrative Office of the United States Courts and Secretary of the Judicial Conference of the United States (Rept. 109–446). Referred to the House Calendar.

¶29.24 PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XII, public bills and resolutions were introduced and severally referred, as follows:

By Mr. LANTOS (for himself, Mr. TOM DAVIS of Virginia, Mr. CUMMINGS, Mr. VAN HOLLEN, Mr. MCDERMOTT, Mr. DOGGETT, Mr. GRIJALVA, Mr. OWENS, Mr. WEXLER, Mr. MORAN of Virginia, Mr. BRADY of Pennsylvania, Mr. JEFFERSON, Mr. KUCINICH, Mr. WOLF, Mr. UDALL of Colorado, Ms. KILPATRICK of Michigan, Mr. CONYERS, Mr. SNYDER, Ms. BORDALLO, Mr. PAYNE, Mr. BISHOP of Georgia, Mr. CLYBURN, Mr. SCOTT of Virginia, Ms. MILLENDER-MCDONALD, Mr. CAPUANO, Mrs. CHRISTENSEN, Mrs. MCCARTHY, Ms. EDDIE BERNICE JOHNSON of Texas, Mr. TAYLOR of Mississippi, Mr. SERRANO, Mr. FATTAH, Mr. BOYD, Mr. CARDIN, Mr. TOWNS, Ms. NORTON, Mr. FOLEY, Mrs. MALONEY, Mr. RUPPERSBERGER, Mr. MEEKS of New York, Mr. HASTINGS of Florida, Ms. WATSON, Mr. GUTIERREZ, Mr. SCOTT of Georgia, Mr. CLAY, and Mr. BERMAN):

H.R. 5216. A bill to require the establishment of a national database in the National Archives to preserve records of servitude, emancipation, and post-Civil War reconstruction and to provide grants to State and local entities to establish similar local databases; to the Committee on Government Reform.

By Mrs. MCCARTHY (for herself, Mr. SCHWARZ of Michigan, Mr. BISHOP of New York, Ms. JACKSON-LEE of Texas, Mrs. MALONEY, and Ms. BORDALLO):

H.R. 5217. A bill to authorize the Secretary of Homeland Security to award competitive grants to units of local government for innovative programs that address expenses incurred in responding to the needs of undocumented immigrants; to the Committee on the Judiciary, and in addition to the Committees on Energy and Commerce, and Financial Services, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. MCDERMOTT (for himself and Mr. LARSON of Connecticut):

H.R. 5218. A bill to amend the Internal Revenue Code of 1986 to provide that oil and gas companies will not be eligible for the effective rate reductions enacted in 2004 for domestic manufacturers; to the Committee on Ways and Means.

By Mr. SENSENBRENNER (for himself and Mr. SMITH of Texas):

H.R. 5219. A bill to amend title 28, United States Code, to provide for the detection and prevention of inappropriate conduct in the Federal judiciary; to the Committee on the Judiciary.

By Ms. GINNY BROWN-WAITE of Florida:

H.R. 5220. A bill to establish the Veterans Advisory Committee on Certification, Credentialing, and Licensure; to the Committee on Veterans' Affairs.

By Mr. BRADLEY of New Hampshire (for himself and Mr. BASS):

H.R. 5221. A bill to amend title 38, United States Code, to enhance services provided by Vet Centers operated by the Secretary of Veterans Affairs, to clarify and improve the provision of bereavement counseling by the Department of Veterans Affairs, and for other purposes; to the Committee on Veterans' Affairs.

By Mr. CASE:

H.R. 5222. A bill to amend the Native American Languages Act to provide for the support of Native American language survival schools, and for other purposes; to the Committee on Education and the Workforce.

By Mr. CONYERS (for himself, Mr. WEXLER, Mr. GRIJALVA, Mr. SANDERS, Mr. MCDERMOTT, Ms. SCHAKOWSKY, Mr. STARK, Mr. CAPUANO, Ms. MCCOLLUM of Minnesota, Ms. BALDWIN, Mr. HONDA, Mrs. MALONEY, Mr. VAN HOLLEN, Mr. FARR, and Ms. LEE):

H.R. 5223. A bill to establish the National Commission on Surveillance Activities and the Rights of Americans; to the Committee on Intelligence (Permanent Select), and in addition to the Committee on the Judiciary, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mrs. CUBIN:

H.R. 5224. A bill to designate the facility of the United States Postal Service located at 350 Uinta Drive in Green River, Wyoming, as the ''Curt Gowdy Post Office Building''; to the Committee on Government Reform.

By Ms. DEGETTE (for herself, Mr. BECERRA, Mr. CASTLE, Mr. CUMMINGS, Mr. DAVIS of Alabama, Mr. DAVIS of Illinois, Mr. GUTIERREZ, Mr. HAYWORTH, Mr. HINOJOSA, Mr. HONDA, Mr. JACKSON of Illinois, Ms. JACKSON-LEE of Texas, Ms. KILPATRICK of Michigan, Mrs. NAPOLITANO, Mr. OWENS, Mr. REYES, Ms. LINDA T. SÁNCHEZ of California, Ms. SOLIS, Ms. WATERS, Mr. WELDON of Pennsylvania, and Mr. WU):

H.R. 5225. A bill to amend the Public Health Service Act to prevent and cure diabetes and to promote and improve the care of individuals with diabetes for the reduction of health disparities within racial and ethnic minority groups, including the African-American, Hispanic American, Asian American and Pacific Islander, and American Indian and Alaskan Native communities; to the Committee on Energy and Commerce.

By Ms. DEGETTE (for herself and Mr. MARKEY):

H.R. 5226. A bill to repeal certain tax provisions of the Energy Policy Act of 2005; to the Committee on Ways and Means.

By Mr. DELAHUNT (for himself, Mr. MARKEY, and Mr. MCGOVERN):

H.R. 5227. A bill to amend the Omnibus Parks and Public Lands Management Act of 1996 to authorize the Secretary of the Interior to enter into cooperative agreements with any of the management partners of the Boston Harbor Islands National Recreation Area, and for other purposes; to the Committee on Resources.

By Mr. LINCOLN DIAZ-BALART of Florida:

H.R. 5228. A bill to require representatives of governments designated as State Sponsors of Terrorism to disclose to the Attorney General lobbying contacts with legislative branch officials, and for other purposes; to the Committee on the Judiciary, and in addition to the Committee on International Relations, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. ENGLISH of Pennsylvania (for himself, Mr. DOYLE, Mr. ACKERMAN, Ms. EDDIE BERNICE JOHNSON of Texas, Ms. KILPATRICK of Michigan, Mr. CONYERS, Mr. DEFAZIO, Mr. DELAHUNT, Mr. EMANUEL, Mr. EVANS, Mr. FITZPATRICK of Pennsylvania, Mr. HINCHEY, Mrs. JOHNSON of Connecticut, Mrs. MCCARTHY, Mr. GEORGE MILLER of California, Mr. MORAN of Virginia, Mr. MURTHA, Mr. OLVER, Mr. PALLONE, Mr. PLATTS, Mr. ROTHMAN, Ms. SCHAKOWSKY, Mr.

SCHIFF, Mr. SHAYS, Mr. SIMMONS, Mr. SMITH of New Jersey, Mr. TOWNS, Mr. UDALL of Colorado, Mr. VAN HOLLEN, Mr. WELDON of Pennsylvania, Mr. BERMAN, Mr. BRADY of Pennsylvania, Mr. ISRAEL, Mr. SABO, and Ms. HART):

H.R. 5229. A bill to amend the Animal Welfare Act to ensure that all dogs and cats used by research facilities are obtained legally; to the Committee on Agriculture.

By Mr. FOSSELLA (for himself, Mr. FEENEY, Mr. PAUL, Mr. LIPINSKI, Mrs. JO ANN DAVIS of Virginia, and Mr. SHADEGG):

H.R. 5230. A bill to amend the Internal Revenue Code of 1986 to allow a credit against tax for qualified elementary and secondary education tuition; to the Committee on Ways and Means.

By Mr. ISSA (for himself, Mr. TOM DAVIS of Virginia, Mr. HUNTER, Mr. SOUDER, Mr. CALVERT, Mrs. BONO, and Mr. KELLER):

H.R. 5231. A bill to limit Federal court jurisdiction over certain suits pertaining to the application of a price threshold in determining the volume for which suspension of royalties applies to certain offshore oil and gas leases; to the Committee on the Judiciary.

By Mr. KANJORSKI:

H.R. 5232. A bill to direct the Secretary of the Interior to initiate and complete an evaluation of lands and waters located in Northeastern Pennsylvania for their potential acquisition and inclusion in a future Cherry Valley National Wildlife Refuge, and for other purposes; to the Committee on Resources.

By Ms. KILPATRICK of Michigan:

H.R. 5233. A bill to make funding for the housing choice voucher program of the Department of Housing and Urban Development more reliable and predictable at the local level, and for other purposes; to the Committee on Financial Services.

By Mr. LARSON of Connecticut (for himself, Mr. MCDERMOTT, Mr. HINCHEY, Mr. ALLEN, Ms. HOOLEY, Mr. GRIJALVA, Ms. DELAURO, Mr. HONDA, Mr. NADLER, and Ms. LEE):

H.R. 5234. A bill to amend the Internal Revenue Code of 1986 to repeal certain tax incentives for oil companies; to the Committee on Ways and Means.

By Ms. LEE:

H.R. 5235. A bill to direct the President to enter into an arrangement with the National Academy of Sciences to evaluate certain Federal rules and regulations for potentially harmful impacts on public health, air quality, water quality, plant and animal wildlife, global climate, or the environment; and to direct Federal departments and agencies to create plans to reverse those impacts that are determined to be harmful by the National Academy of Sciences; to the Committee on Energy and Commerce, and in addition to the Committees on Transportation and Infrastructure, Resources, and Agriculture, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. LEWIS of Georgia (for himself, Mr. HULSHOF, Mr. CLEAVER, Mr. JEFFERSON, Mr. HASTINGS of Florida, Mr. GRIJALVA, Mr. TOWNS, Mrs. MCCARTHY, Mr. SERRANO, Mr. MARSHALL, Mr. DELAHUNT, Mr. BROWN of Ohio, Mr. BERMAN, Mr. CLAY, Mr. MCDERMOTT, and Mr. SCHIFF):

H.R. 5236. A bill to establish an Unsolved Crimes Section in the Civil Rights Division of the Department of Justice, and an Unsolved Civil Rights Crime Investigative Office in the Civil Rights Unit of the Federal Bureau of Investigation, and for other purposes; to the Committee on the Judiciary.

By Mr. MARKEY:

H.R. 5237. A bill to seek the inclusion of certain requirements of the International Health Regulations of the World Health Organization as obligations under the World Trade Organization; to the Committee on Ways and Means, and in addition to the Committees on International Relations, and Energy and Commerce, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mrs. MCCARTHY:

H.R. 5238. A bill to amend title XVIII of the Social Security Act to eliminate adjustments in Medicare payments for imaging services made by section 5102 of the Deficit Reduction Act of 2005; to the Committee on Energy and Commerce, and in addition to the Committee on Ways and Means, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. MCHUGH:

H.R. 5239. A bill to amend the Internal Revenue Code of 1986 to increase the credit for certain alternative motor vehicles assembled in the United States; to the Committee on Ways and Means.

By Mr. MCHUGH:

H.R. 5240. A bill to amend the Internal Revenue Code of 1986 to suspend the excise tax on highway motor fuels when average United States retail gasoline prices exceed $2.75 per gallon; to the Committee on Ways and Means.

By Mr. MCINTYRE:

H.R. 5241. A bill to amend the Water Resources Development Act of 1976 to allow the Secretary of the Army to extend the period during which the Secretary may provide beach nourishment for a water resources development project; to the Committee on Transportation and Infrastructure.

By Mr. NEUGEBAUER:

H.R. 5242. A bill to amend title 44 of the United States Code, to provide for the suspension of fines under certain circumstances for first-time paperwork violations by small business concerns; to the Committee on Government Reform, and in addition to the Committee on Small Business, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Ms. NORTON:

H.R. 5243. A bill to authorize the Secretary of Health and Human Services to establish a dental education loan repayment program to encourage dentists to serve at facilities with a critical shortage of dentists in areas with a high incidence of HIV/AIDS; to the Committee on Energy and Commerce.

By Ms. ROYBAL-ALLARD (for herself, Ms. WATSON, Mrs. NAPOLITANO, Mr. BECERRA, Ms. SOLIS, and Mr. WAXMAN):

H.R. 5244. A bill to revitalize the Los Angeles River, and for other purposes; to the Committee on Transportation and Infrastructure.

By Mr. SANDERS (for himself, Mr. CONYERS, Mr. MCDERMOTT, Mr. GRIJALVA, Mr. HINCHEY, and Mr. SHERMAN):

H.R. 5245. A bill to designate the facility of the United States Postal Service located at 1 Marble Street in Fair Haven, Vermont, as the ''Matthew Lyon Post Office Building''; to the Committee on Government Reform.

By Mr. SHAW (for himself and Mr. SESSIONS):

H.R. 5246. A bill to amend title XVIII of the Social Security Act to restore financial stability to Medicare anesthesiology teaching programs for resident physicians; to the Committee on Energy and Commerce, and in addition to the Committee on Ways and Means, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. SMITH of New Jersey (for himself and Mr. LANTOS):

H.R. 5247. A bill to provide assistance for the Museum of the History of Polish Jews in Warsaw, Poland; to the Committee on International Relations.

By Mr. STUPAK (for himself, Mr. DINGELL, Mr. LARSON of Connecticut, Mr. NADLER, Mrs. MCCARTHY, Mr. HINCHEY, Mr. BAIRD, Mrs. NAPOLITANO, Mr. CHANDLER, Ms. SCHWARTZ of Pennsylvania, Mr. TIERNEY, Mr. INSLEE, Ms. MCKINNEY, Mr. ALLEN, Mr. AL GREEN of Texas, Mr. DEFAZIO, Mrs. CAPPS, Mr. PASCRELL, Mr. DOGGETT, Mr. RUPPERSBERGER, and Mr. BISHOP of New York):

H.R. 5248. A bill to regulate over-the-counter trading of energy derivatives; to the Committee on Agriculture.

By Mr. TERRY (for himself, Mr. CROWLEY, Ms. HARRIS, Mr. FEENEY, Mr. HOLT, Mr. OSBORNE, Mr. FORTENBERRY, Mr. ROGERS of Michigan, Mr. WALDEN of Oregon, Mr. GREEN of Wisconsin, Mr. DAVIS of Illinois, Mr. MANZULLO, Mr. MEEKS of New York, Mr. PENCE, Mr. MCCOTTER, and Mr. SOUDER):

H.R. 5249. A bill to amend the Foreign Assistance Act of 1961 to require recipients of United States foreign assistance to certify that the assistance will not be used to intentionally traffic in goods or services that contain counterfeit marks, and for other purposes; to the Committee on International Relations.

By Mr. WALSH (for himself, Mr. RYUN of Kansas, Mrs. CAPPS, Mrs. MCCARTHY, Ms. SCHAKOWSKY, Mr. MCDERMOTT, Mr. JEFFERSON, Mr. WAXMAN, Mr. PALLONE, Mr. EHLERS, Mr. MCHUGH, Mr. KING of New York, Mr. BOEHLERT, Mr. PASTOR, Mr. FOLEY, Mr. MCNULTY, Mr. FARR, Mr. BACHUS, Ms. MILLENDER-MCDONALD, Mr. HINCHEY, Mr. SWEENEY, Mr. KUHL of New York, Ms. KAPTUR, Mr. WYNN, Mr. STRICKLAND, Mr. REYNOLDS, Mrs. KELLY, Ms. MCCOLLUM of Minnesota, and Mr. GENE GREEN of Texas):

H.R. 5250. A bill to amend the Public Health Service Act regarding early detection, diagnosis, and treatment of hearing loss; to the Committee on Energy and Commerce.

By Mrs. WILSON of New Mexico:

H.R. 5251. A bill to amend the Internal Revenue Code of 1986 to encourage the use of alternative fuel vehicles, and for other purposes; to the Committee on Ways and Means.

By Mr. AKIN (for himself, Mr. HEFLEY, Mr. DUNCAN, and Mr. FEENEY):

H.J. Res. 84. A joint resolution proposing an amendment to the Constitution of the United States to limit the power of Federal courts to force a State or local government to levy or increase taxes; to the Committee on the Judiciary.

By Mrs. MCCARTHY (for herself, Mr. PLATTS, Mr. GEORGE MILLER of California, Ms. DELAURO, Mr. TOWNS, Mr. WEXLER, Ms. KILPATRICK of Michigan, Mr. KENNEDY of Rhode Island, Mr. LEWIS of Georgia, Mr. SANDERS, Mrs. MALONEY, Mr. HINOJOSA, Ms. WOOLSEY, Mr. OWENS, Mr. KILDEE, Mr. DAVIS of Illinois, Mr. FARR, Mr. MOORE of Kansas, Ms. ESHOO, Mr. GRIJALVA, and Ms. LEE):

H. Con. Res. 395. Concurrent resolution supporting the goals and ideas of a National Child Care Worthy Wage Day; to the Committee on Education and the Workforce.

By Mr. FRANKS of Arizona (for himself, Mr. SMITH of New Jersey, Mrs. JO ANN DAVIS of Virginia, Mr. WOLF, Mr. TANCREDO, and Mr. PASTOR):

H. Con. Res. 396. Concurrent resolution expressing the sense of the Congress that the United States should address the ongoing problem of untouchability in India; to the Committee on International Relations, and in addition to the Committees on Financial Services, Government Reform, and Education and the Workforce, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mrs. MCCARTHY (for herself, Mr. OSBORNE, Mrs. TAUSCHER, Ms. GRANGER, Ms. SOLIS, Ms. ROS-LEHTINEN, and Mr. ACKERMAN):

H. Res. 784. A resolution commending and supporting Radio Al Mahaba, Iraq's first and only radio station for women; to the Committee on International Relations.

By Mr. LANGEVIN (for himself and Mr. BARTON of Texas):

H. Res. 785. A resolution honoring the lives and achievements of Christopher and Dana Reeve; to the Committee on Energy and Commerce.

By Mr. RYUN of Kansas (for himself, Mr. TANCREDO, Mr. MCCAUL of Texas, Mr. MCCOTTER, Mr. SCHWARZ of Michigan, Mr. DOOLITTLE, and Mr. FOLEY):

H. Res. 786. A resolution condemning the recent election of the Iranian Ambassador to the United Nations to the position of Vice-chair of the United Nations Disarmament Commission; to the Committee on International Relations.

By Ms. SOLIS:

H. Res. 787. A resolution expressing the sense of the House of Representatives that all workers deserve fair treatment and safe working conditions, and honoring Dolores Huerta for her commitment to the improvement of working conditions for farm worker families and the rights of women and children; to the Committee on Education and the Workforce.

¶29.25 ADDITIONAL SPONSORS

Under clause 7 of rule XII, sponsors were added to public bills and resolutions as follows:

H.R. 34: Mr. OXLEY.
H.R. 65: Mr. OXLEY, Mr. GERLACH, Mr. WOLF, and Mr. TAYLOR of North Carolina.
H.R. 161: Mr. REYES and Mr. RANGEL.
H.R. 226: Mr. WALSH.
H.R. 503: Mr. INGLIS of South Carolina and Mr. BARRETT of South Carolina.
H.R. 550: Ms. HARMAN.
H.R. 691: Mr. LEWIS of Kentucky.
H.R. 699: Mr. MILLER of North Carolina, Ms. SLAUGHTER, Mr. BOUSTANY, and Ms. WATERS.
H.R. 709: Mr. HAYWORTH.
H.R. 759: Mr. PRICE of North Carolina.
H.R. 765: Mr. RAMSTAD.
H.R. 857: Mr. CLAY.
H.R. 865: Mr. JOHNSON of Illinois, and Ms. BERKLEY.
H.R. 892: Mr. GENE GREEN of Texas.
H.R. 944: Mr. MANZULLO.
H.R. 964: Mrs. KELLY.
H.R. 974: Mrs. TAUSCHER.
H.R. 1237: Mr. MURPHY and Mr. GERLACH.
H.R. 1498: Mr. BISHOP of Georgia.
H.R. 1522: Mrs. MALONEY.
H.R. 1561: Mr. WELDON of Pennsylvania.
H.R. 1697: Mr. BISHOP of Georgia, Mr. HOLDEN, and Mr. HINOJOSA.
H.R. 1709: Mrs. BIGGERT.
H.R. 1798: Mr. KUCINICH, Mr. NADLER, Mr. GRIJALVA, and Mr. DOGGETT.
H.R. 1861: Mr. FOSSELLA.
H.R. 1994: Ms. BERKLEY.
H.R. 2070: Mr. MORAN of Virginia, Mr. NEAL of Massachusetts, Mr. HONDA, Mr. WYNN, Mr. MARKEY, Ms. WATSON, Mr. MCNULTY, Mr. CLAY, and Mr. DOYLE.
H.R. 2177: Mr. CALVERT.
H.R. 2178: Mr. MCNULTY.
H.R. 2350: Mr. WALDEN of Oregon.
H.R. 2410: Mr. BERMAN, Mr. LEVIN, Mr. MOORE of Kansas, Mrs. TAUSCHER, Mr. PAUL, and Ms. ZOE LOFGREN of California.
H.R. 2421: Mr. ROSS.
H.R. 2498: Mr. JOHNSON of Illinois.
H.R. 2683: Mr. DAVIS of Illinois and Mr. MEEKS of New York.
H.R. 2727: Mr. PRICE of North Carolina.
H.R. 2828: Mr. DOGGETT and Ms. SCHWARTZ of Pennsylvania.
H.R. 2943: Mr. AKIN.
H.R. 2962: Mr. PLATTS.
H.R. 3096: Mr. MCHUGH and Mr. FATTAH.
H.R. 3173: Mrs. MALONEY.
H.R. 3278: Mr. GEORGE MILLER of California.
H.R. 3326: Mr. CASE.
H.R. 3358: Mr. AKIN.
H.R. 3385: Mr. BURGESS.
H.R. 3401: Mr. JENKINS and Mrs. MYRICK.
H.R. 3478: Ms. EDDIE BERNICE JOHNSON of Texas.
H.R. 3544: Mr. CONYERS.
H.R. 3559: Mr. CARTER, Mr. BOUSTANY, Mr. KING of New York, Mr. ALEXANDER, Mr. COLE of Oklahoma, and Mr. LUCAS.
H.R. 3579: Ms. KAPTUR and Mr. SMITH of New Jersey.
H.R. 3628: Mr. PETRI.
H.R. 3762: Mr. CASTLE.
H.R. 3779: Mr. FATTAH.
H.R. 3791: Mr. STRICKLAND.
H.R. 3917: Mr. FATTAH.
H.R. 3936: Ms. SLAUGHTER, Mr. CARDIN, Ms. MATSUI, Mr. WYNN, Mr. BAIRD, Mr. NADLER, Mr. SMITH of Washington, Mrs. NAPOLITANO, Mr. CHANDLER, Ms. ROYBAL-ALLARD, Mr. COSTA, Mrs. MALONEY, Mr. HOLT, Mr. BUTTERFIELD, Mr. AL GREEN of Texas, Mr. DINGELL, Mr. FARR, Mr. HASTINGS of Florida, Mr. DOGGETT, Mr. PRICE of North Carolina, Mr. RUPPERSBERGER, Ms. LEE, and Mr. MEEK of Florida.
H.R. 3949: Mr. KLINE and Mr. ABERCROMBIE.
H.R. 3964: Mr. FRANK of Massachusetts, Mr. CASE, and Mr. HONDA.
H.R. 4005: Mr. STRICKLAND and Mr. UDALL of Colorado.
H.R. 4033: Mr. CHABOT and Mr. BLUMENAUER.
H.R. 4082: Mr. HOLT.
H.R. 4121: Mr. CARTER.
H.R. 4156: Mr. BECERRA.
H.R. 4157: Miss MCMORRIS, Mr. CAMPBELL of California, Mr. LUCAS, and Mr. COLE of Oklahoma.
H.R. 4197: Mr. BERMAN.
H.R. 4217: Mr. STEARNS.
H.R. 4236: Mr. COSTA.
H.R. 4298: Ms. DELAURO and Mr. ENGEL.
H.R. 4315: Mr. BISHOP of Georgia, Mr. KUCINICH, Mr. GUTKNECHT, and Mr. NUSSLE.
H.R. 4341: Mr. BOYD, Mr. BARROW, and Mr. NUSSLE.
H.R. 4357: Mr. KUHL of New York.
H.R. 4366: Mr. LINCOLN DIAZ-BALART of Florida.
H.R. 4371: Mr. PRICE of North Carolina.
H.R. 4465: Mr. PRICE of North Carolina and Mr. DAVIS of Illinois.
H.R. 4479: Mr. CAPUANO, Mr. SERRANO, Mr. OBEY, Mr. HONDA, and Mrs. LOWEY.
H.R. 4542: Mr. ROSS and Mr. SCHIFF.
H.R. 4547: Mrs. JO ANN DAVIS of Virginia.
H.R. 4562: Mr. SCHIFF, Ms. WATSON, Mr. BROWN of Ohio, Mr. GERLACH, Mr. HONDA, Ms. MATSUI, Mr. PAYNE, Mr. UDALL of New Mexico, Mr. BISHOP of Georgia, Mr. BLUMENAUER, Mrs. CHRISTENSEN, Mr. CUELLAR, Mr. DOGGETT, Mr. FILNER, Mr. GRIJALVA, Ms. HERSETH, Ms. KILPATRICK of Michigan, Mr. LYNCH, Mrs. NAPOLITANO, Mr. OWENS, Mr. UDALL of Colorado, Mr. WYNN, and Mr. ETHERIDGE.
H.R. 4574: Mr. MCDERMOTT.
H.R. 4597: Mr. PASTOR, Mr. MORAN of Virginia, and Mr. SCHIFF.
H.R. 4622: Mr. BISHOP of Georgia and Ms. CORRINE BROWN of Florida.
H.R. 4623: Mr. RAMSTAD, Mr. UDALL of New Mexico, Ms. HARRIS, Ms. LEE, Mrs. MALONEY, Mr. GRIJALVA, Mr. DOYLE, Mr. GERLACH, Mr. VAN HOLLEN, Mr. BRADY of Pennsylvania, Ms. BERKLEY, and Mr. GUTKNECHT.
H.R. 4666: Ms. MCCOLLUM of Minnesota.
H.R. 4681: Mr. DAVIS of Illinois, Mr. TANNER, Mr. EHLERS, Ms. BORDALLO, Mr. BOUSTANY, Mr. MCCRERY, Mr. CLEAVER, Mr. JEFFERSON, Mr. LEWIS of Kentucky, Mrs. DAVIS of California, Mr. MCKEON, and Mr. GOODLATTE.
H.R. 4726: Mr. RAHALL.
H.R. 4727: Mr. MARSHALL.
H.R. 4737: Mr. FATTAH.
H.R. 4755: Mr. GRIJALVA, Mr. ETHERIDGE, Mrs. DAVIS of California, Ms. HARMAN, and Mr. PEARCE.
H.R. 4761: Mr. CALVERT, Mr. GOODE, and Mr. MCHUGH.
H.R. 4774: Mr. SHERWOOD.
H.R. 4775: Mrs. EMERSON and Mr. MELANCON.
H.R. 4794: Mr. DAVIS of Illinois.
H.R. 4859: Mr. COLE of Oklahoma.
H.R. 4894: Ms. GINNY BROWN-WAITE of Florida.
H.R. 4922: Mr. YOUNG of Alaska.
H.R. 4923: Mr. KENNEDY of Rhode Island and Mr. FRANK of Massachusetts.
H.R. 4946: Mr. GINGREY and Mr. BROWN of South Carolina.
H.R. 4954: Mr. COSTA.
H.R. 4956: Mr. FATTAH and Mr. DAVIS of Illinois.
H.R. 4961: Mr. MURPHY and Mr. PLATTS.
H.R. 4962: Mr. KUHL of New York.
H.R. 4967: Mr. DAVIS of Kentucky.
H.R. 4976: Mr. OTTER and Ms. HARMAN.
H.R. 4980: Mr. PRICE of Georgia, Mr. PRICE of North Carolina, Mr. GOODE, and Mr. EMANUEL.
H.R. 5015: Mr. UDALL of Colorado and Mr. GRIJALVA.
H.R. 5022: Ms. DEGETTE, Mrs. CAPPS, Mr. EMANUEL, Mr. LARSEN of Washington, and Mr. AL GREEN of Texas.
H.R. 5037: Mr. CAMPBELL of California, Mr. PETERSON of Pennsylvania, Mr. GARY G. MILLER of California, Mr. TAYLOR of North Carolina, Mr. BACHUS, Mr. FOLEY, and Mr. OXLEY.
H.R. 5056: Mr. COLE of Oklahoma.
H.R. 5058: Ms. SCHAKOWSKY and Mr. CONYERS.
H.R. 5072: Mr. KING of Iowa, Mr. LATHAM, and Mr. LEWIS of Kentucky.
H.R. 5099: Mr. CARDOZA.
H.R. 5100: Mr. SENSENBRENNER, Mr. ISRAEL, and Mrs. JONES of Ohio.
H.R. 5104: Mr. BILIRAKIS, Mr. BOYD, Ms. CORRINE BROWN of Florida, Ms. GINNY BROWN-WAITE of Florida, Mr. CRENSHAW, Mr. LINCOLN DIAZ-BALART of Florida, Mr. MARIO DIAZ-BALART of Florida, Mr. FEENEY, Mr. FOLEY, Ms. HARRIS, Mr. HASTINGS of Florida, Mr. KELLER, Mr. MACK, Mr. MEEK of Florida, Mr. MICA, Mr. MILLER of Florida, Mr. PUTNAM, Ms. ROS-LEHTINEN, Mr. SHAW, Mr. STEARNS, Ms. WASSERMAN SCHULTZ, Mr. WELDON of Florida, Mr. WEXLER, and Mr. YOUNG of Florida.
H.R. 5106: Mr. EHLERS, Mr. PRICE of North Carolina, Mr. DAVIS of Illinois, and Ms. ZOE LOFGREN of California.
H.R. 5113: Ms. LINDA T. SÁNCHEZ of California, Ms. WOOLSEY, Mr. LEVIN, Mrs. MALONEY, and Mr. DAVIS of Illinois.
H.R. 5114: Mr. SMITH of Washington, Mr. BONILLA, Mr. GINGREY, Mr. FEENEY, Ms. FOXX, Mr. BARRETT of South Carolina, Mrs. CUBIN, and Mr. MORAN of Kansas.

H.R. 5115: Mr. RAMSTAD.
H.R. 5120: Mr. FRANK of Massachusetts.
H.R. 5129: Mr. SHADEGG, Mr. UPTON, and Mr. MILLER of Florida.
H.R. 5131: Mr. CASTLE and Mr. DOGGETT.
H.R. 5134: Mr. CASE.
H.R. 5136: Mr. EDWARDS and Mr. LUCAS.
H.R. 5139: Mr. DAVIS of Illinois.
H.R. 5140: Mr. DAVIS of Illinois.
H.R. 5141: Mr. EMANUEL and Mr. DAVIS of Illinois.
H.R. 5142: Mr. EMANUEL and Mr. DAVIS of Illinois.
H.R. 5150: Mr. PALLONE.
H.R. 5159: Mr. MACK, Mr. BARTON of Texas, Mr. GERLACH, Mr. KINGSTON, Mr. BEAUPREZ, Mr. SIMPSON, Mr. CONYERS, Mr. MORAN of Virginia, Mr. RAMSTAD, Mr. ROHRABACHER, Mr. GRAVES, Mr. DUNCAN, Mr. FOSSELLA, Mr. CALVERT, Mr. SANDERS, Mr. WAXMAN, and Mr. BURTON of Indiana.
H.R. 5166: Mr. LINCOLN DIAZ-BALART of Florida, Mr. MICA, and Mr. THORNBERRY.
H.R. 5170: Mrs. JOHNSON of Connecticut, Mr. ISSA, Mr. CULBERSON, Mr. DOOLITTLE, Mrs. CAPITO, Mr. HERGER, Mr. BARTLETT of Maryland, Mr. BARRETT of South Carolina, Mr. WAMP, Mr. MARCHANT, Mr. WESTMORELAND, Mr. FRANKS of Arizona, Ms. HART, and Mr. BARTON of Texas.
H.R. 5182: Mr. WALSH, Mr. ADERHOLT, Mrs. EMERSON, Mr. MCINTYRE, Mr. BOOZMAN, Mr. SKELTON, Mr. COBLE, and Mr. STARK.
H.R. 5201: Mr. GINGREY, Mr. MURPHY, Mr. BRADLEY of New Hampshire, and Mr. BARTLETT of Maryland.
H.R. 5206: Mr. ABERCROMBIE, Mr. WALSH, Mr. TERRY, and Mr. OLVER.
H.R. 5208: Mr. ENGLISH of Pennsylvania.
H.R. 5212: Mr. DOGGETT and Ms. SOLIS.
H. J. Res. 73: Mr. THOMPSON of California.
H. Con. Res. 55: Mr. MARCHANT.
H. Con. Res. 57: Mr. FATTAH.
H. Con. Res. 172: Mr. ISSA.
H. Con. Res. 318: Mr. SIMMONS.
H. Con. Res. 340: Mr. MARSHALL.
H. Con. Res. 346: Ms. EDDIE BERNICE JOHNSON of Texas and Mr. KING of New York.
H. Con. Res. 348: Mr. COBLE, Mr. DUNCAN, Mrs. JONES of Ohio, Mr. LARSON of Connecticut, Ms. SOLIS, Mr. BACA, and Mr. LEWIS of Georgia.
H. Con. Res. 363: Mr. DAVIS of Illinois.
H. Con. Res. 367: Ms. GRANGER.
H. Con. Res. 368: Mr. BRADY of Pennsylvania, Ms. SCHWARTZ of Pennsylvania, Mr. BROWN of South Carolina, Mr. FOLEY, and Mr. BISHOP of Georgia.
H. Con. Res. 380: Mr. MILLER of Florida.
H. Con. Res. 383: Mr. GERLACH.
H. Con. Res. 392: Mr. MCNULTY, Mr. GENE GREEN of Texas, Mr. GARY G. MILLER of California, Mr. LEWIS of California, Ms. ZOE LOFGREN of California, Mr. ANDREWS, Mr. LINDER, Mr. TERRY, Mr. MURPHY, Mr. PORTER, and Mr. SHIMKUS.
H. Res. 116: Mr. DICKS, Mr. CARDIN, and Ms. ZOE LOFGREN of California.
H. Res. 149: Mr. DAVIS of Illinois.
H. Res. 316: Ms. SOLIS, Mr. SENSENBRENNER, Mr. HOLDEN, and Mr. WAMP.
H. Res. 635: Mr. JACKSON of Illinois and Mr. FATTAH.
H. Res. 638: Mr. ISSA.
H. Res. 666: Mr. DAVIS of Kentucky.
H. Res. 729: Mr. ISSA and Ms. HARRIS.
H. Res. 730: Mr. HALL.
H. Res. 773: Mrs. SCHMIDT, Mr. BROWN of South Carolina, Mr. BISHOP of Georgia, Mrs. DAVIS of California, Mrs. MALONEY, Mr. OWENS, Mr. ROTHMAN, Ms. WASSERMAN SCHULTZ, Mr. WEINER, Mr. WYNN, Mr. WILSON of South Carolina, Mr. SHAYS, Mr. ACKERMAN, Mr. CROWLEY, Mr. HASTINGS of Florida, Mr. MCNULTY, Mr. MICHAUD, Mr. PALLONE, Mr. VAN HOLLEN, Mr. NORWOOD, Mr. HOLT, and Mr. KUHL of New York.
H. Res. 780: Mr. CARDIN, Mr. BROWN of Ohio, and Mr. CROWLEY.
H. Res. 781: Mr. HAYWORTH.

MONDAY, MAY 1, 2006 (30)

¶30.1 APPOINTMENT OF SPEAKER PRO TEMPORE

The House was called to order by the SPEAKER pro tempore, Mr. CAMPBELL of California, who laid before the House the following communication:

WASHINGTON, DC,
May 1, 2006.

I hereby appoint the Honorable JOHN CAMPBELL to act as Speaker pro tempore on this day.

J. DENNIS HASTERT,
Speaker of the House of Representatives.

¶30.2 APPROVAL OF THE JOURNAL

The SPEAKER pro tempore, Mr. CAMPBELL of California, announced he had examined and approved the Journal of the proceedings of Thursday, April 27, 2006.

Pursuant to clause 1, rule I, the Journal was approved.

¶30.3 COMMUNICATIONS

Executive and other communications, pursuant to clause 8, rule XII, were referred as follows:

7092. A letter from the Legislative Affairs Branch Chief, Department of Agriculture, transmitting the Department's ''Major'' final rule—Healthy Forest Reserve Program—received April 6, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

7093. A letter from the Congressional Review Coordinator, APHIS, Department of Agriculture, transmitting the Department's final rule—Importation of Peppers From Certain Central American Countries [Docket No. 05–003–3] received March 10, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

7094. A letter from the Congressional Review Coordinator, APHIS, Department of Agriculture, transmitting the Department's final rule—Karnal Bunt; Addition and Removal of Regulated Areas in Arizona [Docket No. 05–078–2] received March 10, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

7095. A letter from the Congressional Review Coordinator, APHIS, Department of Agriculture, transmitting the Department's final rule—Tuberculosis; Reduction in Timeframe for Movement of Cattle and Bison From Modified Accredited and Accreditation Preparatory States or Zones Without an Individual Tuberculin Test [Docket No. 04–065–2] received March 24, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

7096. A letter from the Congressional Review Coordinator, APHIS, Department of Agriculture, transmitting the Department's final rule—Pine Shoot Beetle; Interstate Movement of Pine Bark Products From Quarantined Areas [Docket No. 04–031–2] received March 24, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

7097. A letter from the Congressional Review Coordinator, APHIS, Department of Agriculture, transmitting the Department's final rule—Pine Shoot Beetle; Additions to Quarantined Areas [Docket No. 05–027–2] received March 27, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

7098. A letter from the Congressional Review Coordinator, APHIS, Department of Agriculture, transmitting the Department's final rule—Karnal Bunt; Criteria for Releasing Fields From Regulation [Docket No. 04–134–2] received March 27, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

7099. A letter from the Administrator, AMS, Department of Agriculture, transmitting the Department's final rule—Irish Potatoes Grown in Colorado; Relaxation of Handling Regulation for Area No. 2 [Docket No. FV05–948–1 FRA] received March 13, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

7100. A letter from the Administrator, AMS, Department of Agriculture, transmitting the Department's final rule—Milk in the Pacific Northwest and Arizona-Las Vegas Marketing Areas; Order Amending the Orders [Docket No. AO–368–A32, AO–271–A37; DA–03–04B] received March 13, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

7101. A letter from the Administrator, AMS, Department of Agriculture, transmitting the Department's final rule—Raisins Produced from Grapes Grown in California; Decreased Assessment Rate [Docket No. FV06–989–1 IFR] received March 13, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

7102. A letter from the Administrator, AMS, Department of Agriculture, transmitting the Department's final rule—Pears Grown in Oregon and Washington; Establishment of Continuing Assessment Rates and Modification of the Rules and Regulations [Docket No. FV05–927–01 FR] received March 13, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

7103. A letter from the Acting Director, Defense Procurement and Acquisition Policy, Department of Defense, transmitting the Department's final rule—Defense Federal Acquisition Regulation Supplement; Consolidation of Contract Requirements [DFARS Case 2003–D109] received March 27, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Armed Services.

7104. A letter from the Acting Director, Defense Procurement and Acquisition Policy, Department of Defense, transmitting the Department's final rule—Defense Federal Acquisition Regulation Supplement; Approval of Service Contracts and Task and Delivery Orders [DFARS Case 2002–D024] received March 27, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Armed Services.

7105. A letter from the Acting Director, Defense Procurement and Acquisition Policy, Department of Defense, transmitting the Department's final rule—Defense Federal Acquisition Regulation Supplement; Contractor Performance of Acquisition Functions Closely Associated with Inherently Governmental Functions [DFARS Case 2004–D021] received March 27, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Armed Services.

7106. A letter from the Acting Director, Defense Procurement and Acquisition Policy, Department of Defense, transmitting the Department's final rule—Defense Federal Acquisition Regulation Supplement; Component Breakout [DFARS Case 2003–D071] received March 27, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Armed Services.

7107. A letter from the Acting Director, Defense Procurement and Acquisition Policy, Department of Defense, transmitting the Department's final rule—Defense Federal Acquisition Regulation Supplement; Acquisition of Ball and Roller Bearings [DFARS Case 2003–D021] received March 27, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Armed Services.

7108. A letter from the Acting Director, Defense Procurement and Acquisition Policy,

Department of Defense, transmitting the Department's final rule—Defense Federal Acquisition Regulation Supplement; Incentive Program for Purchase of Capital Assets Manufactured in the United States [DFARS Case 2005–D003] received March 27, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Armed Services.

7109. A letter from the Secretary, Department of Education, transmitting the Department's final rule—Equal Access to Public School Facilities for the Boy Scouts of America and Other Designated Youth Groups (RIN: 1870–AA12) received April 4, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Education and the Workforce.

7110. A letter from the Deputy Executive Director, Pension Benefit Guaranty Corporation, transmitting the Corporation's final rule—Benefits Payable in Terminated Single-Employer Plans; Allocation of Assets in Single-Employer Plans; Interest Assumptions for Valuing and Paying Benefits—received April 4, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Education and the Workforce.

7111. A letter from the General Counsel, Consumer Product Safety Commission, transmitting the Commission's ''Major'' final rule—Final Rule: Standard for the Flammability (Open Flame) of Mattress Sets—received April 4, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

7112. A letter from the Attorney, Office of Assistant General Counsel for Legislation and Regulatory Law, Department of Energy, transmitting the Department's final rule—Acquisition Regulation: Make-or-Buy Plans (RIN: 1991–AB64) received April 4, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

7113. A letter from the Director, International Cooperation, Department of Defense, transmitting pursuant to Section 27(f) of the Arms Export Control Act and Section 1(f) of Executive Order 11958, a copy of Transmittal No. 10–06 which informs of an intent to sign the Ballistic Defense Technology (BMD) Memorandum of Agreement (MOA) between the United States and Italy, pursuant to 22 U.S.C. 2767(f); to the Committee on International Relations.

7114. A letter from the Secretary, Department of State, transmitting the Department's report covering current military, diplomatic, political, and economic measures that are being or have been undertaken to complete out mission in Iraq successfully, pursuant to Public Law 109–163, section 1227; to the Committee on International Relations.

7115. A letter from the Acting Assistant Secretary for Legislative Affairs, Department of State, transmitting a report describing conditions in Hong Kong that are of interest to the United States, covering the period from April 1, 2005 to March 31, 2006, pursuant to Public Law 104–107 section 576; to the Committee on International Relations.

7116. A letter from the Associate Director, OFAC, Department of the Treasury, transmitting the Department's final rule—Foreign Assets Control Regulations—received April 4, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on International Relations.

7117. A letter from the Assistant Attorney General for Administration, Department of Justice, transmitting the Department's final rule—Privacy Act of 1974; Implementation [AAG/A Order No. 003–2006] received April 5, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Government Reform.

7118. A letter from the Director, National Science Foundation, transmitting in accordance with Section 647(b) of Division F of the Consolidated Appropriations Act, FY 2004, Pub. L. 108–199, the Foundation's report on competitive sourcing efforts for FY 2005; to the Committee on Government Reform.

7119. A letter from the Director, Strategic Human Resources Policy Division, Office of Personnel Management, transmitting the Office's final rule—Excepted Service—Student Program (RIN: 3206–AK59) received April 6, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Government Reform.

7120. A letter from the Director, Office of Personnel Management, transmitting the Office's Fiscal Year 2005 annual report on statistical data relating to Federal sector equal employment opportunity complaints filed with the Office, pursuant to Public Law 107–174 section 203; to the Committee on Government Reform.

7121. A letter from the Director, Fish and Wildlife Service, Department of the Interior, transmitting the Department's final rule—Endangered and Threatened Wildlife and Plants; Final Rule to Remove the Arizona Distinct Population Segment of the Cactus Ferruginous Pygmy-owl (Glaucidium brasilianum cactorum) From the Federal List of Endangered and Threatened Wildlife; Withdrawal of the Proposed Rule to Designate Critical Habitat; Removal of Federally Designated Critical Habitat (RIN: 1018–AU22; RIN: 1018–AI48) received April 6, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Resources.

7122. A letter from the Regional Forester, USDA Forest Service, Department of the Interior, transmitting the Department's final rule—Subsistence Management Regulations for Public Lands in Alaska, Subpart A (RIN: 1018–AT81) received April 6, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Resources.

7123. A letter from the Acting Director, Office of Sustainable Fisheries, NMFS, National Oceanic and Atmospheric Administration, transmitting the Administration's final rule—Fisheries of the Exclusive Economic Zone Off Alaska; Adjustment of Pacific Cod Total Allowable Catch Amounts in the Bering Sea and Aleutian Islands [Docket No. 060216045–6045–01; I.D. 031406B] received April 4, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Resources.

7124. A letter from the Acting Director, Office of Sustainable Fisheries, NMFS, National Oceanic and Atmospheric Administration, transmitting the Administration's final rule—Fisheries of the Exclusive Economic Zone Off Alaska; Pacific Cod by Catcher/Processor Vessels Using Hook-and-line Gear in the Bering Sea and Aleutian Islands Management Area [Docket No. 041126332–5039–02; I.D. 021706A] received April 4, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Resources.

7125. A letter from the Acting Director, Office of Sustainable Fisheries, NMFS, National Oceanic and Atmospheric Administration, transmitting the Administration's final rule—Fisheries Off West Coast States and in the Western Pacific; West Coast Salmon Fisheries; Inseason Action—#1—Adjustment of the Commercial and Recreational Fisheries from Cape Falcon, Oregon, to Point Sur, California [Docket No. 050426117–5117–01; I.D. 031406F] received April 4, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Resources.

7126. A letter from the Deputy Director, Office of Protected Resources, National Oceanic and Atmospheric Administration, transmitting the Administration's final rule—Taking and Importing Marine Mammals; Taking Marine Mammals Incidental to Construction and Operation of Offshore Oil and Gas Facilities in the Beaufort Sea [Docket No. 050630175–6039–02; I.D. 010305B] (RIN: 0648–AS98) received April 6, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Resources.

7127. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule—Drawbridge Operation Regulation; Carquinez Strait, Benicia and Martinez, CA [CGD11–06–003] (RIN: 1625–AA09) received April 21, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7128. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule—Drawbridge Operation Regulations; Chincoteague Channel, Chincoteague, VA [CGD05–06–002] (RIN: 1625–AA09) April 21, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7129. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule—Drawbridge Operation Regulations; Raritan River, Arthur Kill and their tributaries, NJ [CGD01–06–026] received April 21, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7130. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule—Drawbridge Operation Regulations; Hackensack River, Secaucus, NJ [CGD01–06–021] received April 21, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7131. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule—Drawbridge Operation Regulations; Chelsea River, Chealsea, MA [CGD01–06–024] (RIN: 1625–AA09) received April 21, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7132. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule—Drawbridge Operation Regulations; Atlantic Intracoastal Waterway (Alternative Route), Dismal Swamp Canal, NC [CGD05–06–017] (RIN: 1625–AA09) received April 21, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7133. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule—Drawbridge Operation Regulations; Stickney Point (SR 72), Gulf Intracoastal Waterway, mile 68.6, Sarasota County, FL [CGD07–06–048] received April 21, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7134. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule—Drawbridge Operation Regulations; Venetian Causeway (West) drawbridge, Atlantic Intracoastal Waterway, mile 1088.6, and Venetian Causeway (East) drawbridge, Biscayne Bay, Miami, Miami-Dade County, FL [CGD07–06–050] received April 21, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7135. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule—Drawbridge Operation Regulations; Hutchinson River (Eastchester Creek), New York City, NY [CGD01–06–025] received April 21, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7136. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule—Drawbridge Operation Regulations; Elizabeth River—Eastern

Branch, Norfolk, Virginia [CGD05–06–028] (RIN: 1625–AA09) received April 21, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7137. A letter from the Board of Trustees, Federal Old-Age And Survivors Insurance And Disability Insurance Trust Funds, transmitting the 2006 Annual Report of the Board of Trustees of the Federal Old-Age and Survivors Insurance and the Federal Disability Insurance Trust Funds, pursuant to 42 U.S.C. 401(c)(2), 1395i(b)(2), and 1395t(b)(2); (H. Doc. No. 109–103); to the Committee on Ways and Means and ordered to be printed.

7138. A letter from the Board Members, Federal Hospital Insurance Trust Fund, transmitting the 2006 Annual Report of the Board of Trustees of the Federal Hospital Insurance Trust Fund And Federal Supplementary Medical Insurance Trust Fund, pursuant to 42 U.S.C. 401(c)(2), 1395i(b)(2), and 1395t(b)(2); (H. Doc. No. 109–102); jointly to the Committees on Ways and Means and Energy and Commerce, and ordered to be printed.

And then,

¶30.4 ADJOURNMENT

The SPEAKER pro tempore, Mr. CAMPBELL of California, by unanimous consent and pursuant to the special order of the House agreed to on April 27, 2006, at 12 o'clock and 3 minutes p.m., declared the House adjourned until 12:30 p.m. on Tuesday, May 2, 2006.

¶30.5 REPORTED BILL SEQUENTIALLY REFERRED

Under clause 2 of rule XII, bills and reports were delivered to the Clerk for printing, and bills referred as follows:

[Filed on April 28, 2006]

Mr. KING of New York: Committee on Homeland Security. H.R. 4954. A bill to improve maritime and cargo security through enhanced layered defenses, and for other purposes, with an amendment; referred to the Committee on Transportation and Infrastructure for a period ending not later than May 1, 2006, for consideration of such provisions of the bill and amendment as fall within the jurisdiction of that committee pursuant to clause 1(r), rule X. (Rept. 109–447, Pt. 1). Ordered to be printed.

¶30.6 COMMITTEE DISCHARGE

Under clause 2 of rule XII, the following action was taken by the Speaker:

Committee on Transportation and Infrastructure discharged from further consideration. H.R. 4954 referred to the Committee of the Whole House on the State of the Union and ordered to be printed.

¶30.7 PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XII,

Mr. BARTON of Texas (for, Mr. RUSH, Mr. UPTON, Mr. PICKERING, Mr. STEARNS, Mr. BUYER, Mrs. BLACKBURN, Mr. GILLMOR, Mr. SHADEGG, Mr. RADANOVICH, Mr. ROGERS of Michigan, Mr. FERGUSON, Mr. NORWOOD, Mr. WHITFIELD, Mr. SHIMKUS, Mrs. MYRICK, and Mr. BURGESS): introduced a bill (H.R. 5252) to promote the deployment of broadband networks and services; which was referred to the Committee on Energy and Commerce.

¶30.8 MEMORIALS

Under clause 3 of rule XII, memorials were presented and referred as follows:

294. The SPEAKER presented a memorial of the Legislature of the State of West Virginia, relative to Senate Concurrent Resolution No. 60 expressing support of the United States armed forces in Iraq; to the Committee on Armed Services.

295. Also, a memorial of the House of Representatives of the State of Michigan, relative to House Resolution No. 67 memorializing the Congress of the United States to encourage expansion of existing, or the construction of new petroleum refineries in the United States and to urge the leaders of the Petroleum industry to construct new refineries to meet our increasing energy needs; to the Committee on Energy and Commerce.

296. Also, a memorial of the Senate of the Commonwealth of Pennsylvania, relative to Senate Resolution No. 232 memorializing the Congress of the United States to provide funding to the National Park Service to expedite repairs of damage caused by vandalism at Gettysburg National Park and urging the National Park Service to work with Federal, State and local law enforcement officials to apprehend and prosecute to the fullest extent available under statute the perpetrators of the vandalism; to the Committee on Resources.

297. Also, a memorial of the Legislature of the State of Louisiana, relative to Senate Concurrent Resolution No. 14 memorializing the Congress of the United States to amend the Stafford Act to permit funds to be used for permanent housing in the hurricane impacted areas of Louisiana; to the Committee on Transportation and Infrastructure.

298. Also, a memorial of the Legislature of the State of Washington, relative to Senate Joint Memorial 8019 memorializing the United States Trade Representative create a Federal-State International Trade Policy Commission with membership to be drawn from federal and state trade policy officials; to the Committee on Ways and Means.

299. Also, a memorial of the House of Representatives of the Commonwealth of Pennsylvania, relative to House Resolution No. 628 memorializing the Congress of the United States to increase the penalties imposed upon a person who vandalizes a national war memorial; jointly to the Committees on the Judiciary and Resources.

300. Also, a memorial of the House of Representatives of the Commonwealth of Pennsylvania, relative to House Resolution No. 382 memorializing the Congress of the United States to reauthorize the Abandoned Mine Reclamation Fund; jointly to the Committees on the Judiciary and Resources.

301. Also, a memorial of the Legislature of the State of Louisiana, relative to Senate Concurrent Resolution No. 7 urging the Congress of the United States to consider using funds from the Federal Emergency Management Agency and the U.S. Department of Housing and Urban Development for modular homes as alternative housing for those affected by the hurricanes Katrina and Rita; jointly to the Committees on Transportation and Infrastructure and Financial Services.

¶30.9 ADDITIONAL SPONSORS

Under clause 7 of rule XII, sponsors were added to public bills and resolutions as follows:

H.R. 1955: Mr. ROSS.
H.R. 2134: Mr. MEEHAN.
H.R. 4282: Mrs. MUSGRAVE and Mr. GARRETT of New Jersey.
H.R. 4797: Mr. SWEENEY.
H.R. 4892: Mr. DUNCAN and Mr. GOODE.
H.R. 4974: Mr. FALEOMAVAEGA.
H.R. 5005: Mr. MOLLOHAN and Mr. REHBERG.
H.R. 5216: Mr. DAVIS of Alabama and Mr. WAXMAN.
H. Con. Res. 395: Mr. CUMMINGS.

¶30.10 PETITIONS

Under clause 3 of rule XII, petitions and papers were laid on the clerk's desk and referred as follows:

113. The SPEAKER presented a petition of Roger Liverman, Jr. a citizen of Denison, Texas, relative to a redress of grievances and petition for private claim; to the Committee on the Judiciary.

114. Also, a petition of the San Francisco Board of Supervisors, California, relative to Resolution No. 90 urging the Congress of the United States to honor the contributions of Filipino War World II veterans by passing the Filipino Veterans Equity Act; to the Committee on Veterans' Affairs.

TUESDAY, MAY 2, 2006 (31)

¶31.1 APPOINTMENT OF SPEAKER PRO TEMPORE

The House was called to order at 12:30 p.m. by the SPEAKER pro tempore, Mr. CULBERSON, who laid before the House the following communication:

WASHINGTON, DC,
May 2, 2006.

I hereby appoint the Honorable JOHN ABNEY CULBERSON to act as Speaker pro tempore on this day.

J. DENNIS HASTERT,
Speaker of the House of Representatives.

Whereupon, pursuant to the order of the House of Tuesday, January 31, 2006, Members were recognized for morning-hour debate.

¶31.2 RECESS—12:37 P.M.

The SPEAKER pro tempore, Mr. CULBERSON, pursuant to clause 12(a) of rule I, declared the House in recess at 12 o'clock and 37 minutes p.m., until 2 p.m.

¶31.3 AFTER RECESS—2 P.M.

The SPEAKER pro tempore, Mr. MURPHY, called the House to order.

¶31.4 APPROVAL OF THE JOURNAL

The SPEAKER pro tempore, Mr. MURPHY, announced he had examined and approved the Journal of the proceedings of Monday, May 1, 2006.

Pursuant to clause 1, rule I, the Journal was approved.

¶31.5 COMMUNICATIONS

Executive and other communications, pursuant to clause 8, rule XII, were referred as follows:

7139. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Modified Cry3A Protein and the Genetic Material for Its Production in Corn; Extension of a Temporary Exemption from the Requirement of a Tolerance [EPA-HQ-OPP-2006-0174; FRL-7766-6] received March 14, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

7140. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Cyfluthrin; Pesticide Tolerance Technical Correction [EPA-HQ-OPP-2005-0205; FRL-7766-2] received April 11, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

7141. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Hexythiazox; Pesticide Tolerances [EPA-HQ-OPP-2006-0168; FRL-7768-3]

received March 16, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

7142. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Inert Ingredients; Revocation of 29 Pesticide Tolerance Exemptions for 27 Chemicals [EPA-HQ-OPP-2005-0251; FRL-7760-6] received March 16, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

7143. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Imidacloprid; Pesticide Tolerance [EPA-HQ-OPP-2006-0053; FRL-7766-8] received March 16, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

7144. A letter from the Comptroller, Department of Defense, transmitting a report of a violation of the Antideficiency Act by the Department of the Army, Case Number 05-06, pursuant to 31 U.S.C. 1517(b); to the Committee on Appropriations.

7145. A letter from the President and Chairman, Export-Import Bank of the United States, transmitting a report on transactions involving U.S. exports to Austria pursuant to Section 2(b)(3) of the Export-Import Bank Act of 1945, as amended, pursuant to 12 U.S.C. 635(b)(3)(i); to the Committee on Financial Services.

7146. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Approval and Promulgation of Implementation Plans Georgia; Approval of Revisions to the State Implementation Plan [EPA-R04-OAR-2005-GA- 0005- 200601; FRL-8045-4] received March 14, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

7147. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Approval and Promulgation of Air Quality Implementation Plans; Arkansas Update to Materials Incorporated by Reference [FRL-8022-1] received March 14, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

7148. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Approval and Promulgation of Air Quality Implementation Plans; Maine; Architectural and Industrial Maintenance (AIM) Coatings Regulation [EPA-R01-OAR-2005-ME-0003; A-1-FRL-8038-1] received March 14, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

7149. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Approval and Promulgation of Air Quality Implementation Plans; Texas; Permits by Rule [R06-OAR-2005-TX-0016; FRL-8045-5] received March 14, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

7150. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Clean Air Act Approval and Promulgation of Air Quality Implementation Plan Revision for Colorado; Long-Term Strategy of State Implementation Plan for Class I Visibility Protection; Withdrawal of Direct Final Rule [EPA-R08-OAR-2005-CO-0002; FRL-8044-4] received March 14, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

7151. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Testing of Certain High Production Volume Chemicals [EPA-HQ-OPPT-2005-0033; FRL-7335-2] (RIN: 2070-AD16) received March 14, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

7152. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Underground Storage Tank Program: Approved State Program for Pennsylvania [FRL-8011-3] received March 14, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

7153. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Approval of the Clean Air Act, Section 112(I), Authority for Hazardous Air Pollutants: Perchloroethylene Air Emission Standards for Dry Cleaning Facilities: Commonwealth of Massachusetts Department of Environmental Protection [EPA-R01-OAR-2006-0277; FRL-8157-9] received April 11, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

7154. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Finding of Substantial Inadequacy of Implementation Plan; Call for Missouri State Implementation Plan Revision [EPA-R07-OAR-2005-MO-0007; FRL-8158-7] received April 11, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

7155. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Revocation of TSCA Section 4 Testing Requirements for Certain Chemical Substances [EPA-HQ-OPPT-2003-0006; FRL-7751-7] (RIN: 2070-AD42) received April 11, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

7156. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Sodium Metasilicate; Amendment to an Exemption from the Requirement of a Tolerance [EPA-HQ-OPP-2002-0241; FRL-8063-5] received April 11, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

7157. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Approval and Promulgation of Implementation Plans Tennessee: Revisions to Volatile Organic Compound Definition [EPA-R04-OAR-2005-TN-000 8-200534(a); FRL-8157-8] received April 11, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

7158. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Washington: Final Authorization of State Hazardous Waste Management Program Revisions [FRL-8158-4] received April 11, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

7159. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Rule to Reduce Interstate Transport of Fine Particulate Matter and Ozone (Clean Air Interstate Rule): Reconsideration [OAR 2003-0053; FRL-8047-9] (RIN: 2060-AN57) received March 16, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

7160. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Resource Conservation and Recovery Act Burden Reduction Initiative [RCRA-2001-0039; FRL-8047-3] (RIN: 2050-AE50) received March 16, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

7161. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Approval and Promulgation of Air Quality Implementation Plans; Lakeview PM10 Maintenance Plan and Redesignation Request [EPA-R10-OAR-2006-0010; FRL-8041-9] received March 16, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

7162. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Approval and Promulgation of Air Quality Implementation Plans; La Grande PM10 Maintenance Plan and Redesignation Request [EPA-R10-OAR-2006-0050; FRL-8041-6] received March 16, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

7163. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting a copy of a draft bill entitled, ''To implement the Antigua Convention for the Stregthening of the Inter-American Tropical Tuna Commission''; to the Committee on International Relations.

7164. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting pursuant to section 36(c) of the Arms Export Control Act, certification of a proposed manufacturing license agreement for the export of defense articles and services to the Government of Japan (Transmittal No. DDTC 008-06); to the Committee on International Relations.

7165. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting pursuant to Section 620C(c) of the Foreign Assistance Act of 1961, as amended, and in accordance with section 1(a)(6) of Executive Order 13313, a report prepared by the Department of State and the National Security Council on the progress toward a negotiated solution of the Cyprus question covering the period December 1, 2005 through January 30, 2006; to the Committee on International Relations.

7166. A letter from the Assitant Secretary for Legislative Affairs, Department of State, transmitting pursuant to section 36(c) of the Arms Export Control Act, certification regarding the proposed license for the export of defense articles and services to the Government of Turkey (Transmittal No. DDTC 001-06); to the Committee on International Relations.

7167. A letter from the EEO Programs Director, Board of Governors of the Federal Reserve System, transmitting the second annual report pursuant to Section 203(a) of the No Fear Act, Pub. L. 107-174, for fiscal year 2005; to the Committee on Government Reform.

7168. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Approval and Promulgation of Air Quality Implementation Plans; Indiana [EPA-R05-OAR-2006-0124; FRL-8040-6] received March 16, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Resources.

7169. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Revisions to the Nevada State Implementaion Plan, Washoe County District Board of Health [EPA-R09-OAR-2005-0002, FRL-8040-8] received March 16, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Resources.

7170. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting the Department's final rule — Visas: Documentation of Nonimmigrants under the Immigration and Nationality Act, as Amended (RIN: 1400-AC06) received March

29, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on the Judiciary.

7171. A letter from the Secretary, Department of Transportation, transmitting the Department's final report entitled, ''Nonmilitary Helicopter Urban Noise Study,'' pursuant to 49 U.S.C. 47528(d)(2); to the Committee on Transportation and Infrastructure.

7172. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Security Zones; San Francisco Bay, San Pablo Bay, Carquinez Strait, Suisan Bay, California [COTP San Francisco Bay 05-007] (RIN: 1625-AA87) received March 24, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7173. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Drawbridge Operation Regulation; Skidaway Bridge (SR 204), Intracoastal Waterway, mile 592.9, Savannah, Chatham County, GA [CGD07-04-124] (RIN: 1625-AA09) received April 21, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7174. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Drawbridge Operation Regulations: Cheesequake Creek, NJ [CGD01-05-096] (RIN: 1625-AA09) received April 21, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7175. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Drawbridge Operation Regulations; Connecticut River, East Haddam, CT [CGD01-06-004] (RIN: 1625-AA09) received April 21, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7176. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Security Zones; Port Valdez, Tank vessel moving security zone and Valdez Narrows, Valdez, AK [COTP Price William Sound 02-011] (RIN: 1625-AA87) received January 24, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7177. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Security Zones; Port Valdez and Valdez Narrows, Valdez, AK [COTP Price William Sound 05-012] (RIN: 1625-AA87) received January 24, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7178. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Drawbridge Operation Regulations; Shark Rivr, NJ [CGD05-06-001] (RIN: 1625-AA-09) received January 24, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7179. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Drawbridge Operation Regulations; Elizabeth River, Eastern Branch, Virginia [CGD05-06-004] (RIN: 1625-AA-09) received January 24, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7180. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Drawbridge Operation Regulations: Oceanport Creek, Oceanport, NJ [CGD01-06-013] received March 24, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7181. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Drawbridge Operation Regulations; Connecticut River, Old Lyme, CT [CGD01-06-020] received March 24, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7182. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Drawbridge Operation Regulations; New Jersey Intracoastal Waterway, Manasquan River, Correction [CGD05-05-079] (RIN: 1625-AA09) received March 24, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7183. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Notice of Availability of ''Award of Grants and Cooperative Agreements for the Special Projects and Programs Authorized by the Agency's FY 2006 Appropriations Act'' [FRL-8053-8] received April 11, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

¶31.6 PRIVATE CALENDAR

Pursuant to clause 5, rule XV,

The SPEAKER pro tempore, Mr. MURPHY, directed the Private Calendar to be called.

When,

¶31.7 BILL PASSED

The bill of the Senate of the following title was considered, read twice, ordered to be read a third time, was read a third time by title, and passed:

S. 584. An Act for to require the Secretary of the Interior to allow the continued occupancy and use of certain land and improvements within Rocky Mountain National Park.

Ordered, That the Clerk notify the Senate thereof.

¶31.8 EARL D. HUTTO POST OFFICE BUILDING

Ms. FOXX moved to suspend the rules and pass the bill (H.R. 5107) to designate the facility of the United States Postal Service located at 1400 West Jordan Street in Pensacola, Florida, as the ''Earl D. Hutto Post Office Building''.

The SPEAKER pro tempore, Mr. MURPHY, recognized Ms. FOXX and Mr. DAVIS of Illinois, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and pass said bill?

The SPEAKER pro tempore, Mr. MURPHY, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

¶31.9 JOHN PAUL HAMMERSCHMIDT POST OFFICE BUILDING

Ms. FOXX moved to suspend the rules and pass the bill (H.R. 4811) to designate the facility of the United States Postal Service located at 215 West Industrial Park Road in Harrison, Arkansas, as the ''John Paul Hammerschmidt Post Office Building''.

The SPEAKER pro tempore, Mr. MURPHY, recognized Ms. FOXX and Mr. DAVIS of Illinois, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and pass said bill?

The SPEAKER pro tempore, Mr. MURPHY, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

¶31.10 GOVERNOR JOHN ANDERSON, JR. POST OFFICE BUILDING

Ms. FOXX moved to suspend the rules and pass the bill (H.R. 4674) to designate the facility of the United States Postal Service located at 110 North Chestnut Street in Olathe, Kansas, as the ''Governor John Anderson, Jr. Post Office Building''.

The SPEAKER pro tempore, Mr. MURPHY, recognized Ms. FOXX and Mr. DAVIS of Illinois, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and pass said bill?

The SPEAKER pro tempore, Mr. MURPHY, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

¶31.11 RONALD BUCCA POST OFFICE

Ms. FOXX moved to suspend the rules and pass the bill (H.R. 4995) to designate the facility of the United States Postal Service located at 7 Columbus Avenue in Tuckahoe, New York, as the ''Ronald Bucca Post Office''.

The SPEAKER pro tempore, Mr. MURPHY, recognized Ms. FOXX and

Mr. DAVIS of Illinois, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and pass said bill?

The SPEAKER pro tempore, Mr. MURPHY, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

¶31.12 LIEUTENANT MICHAEL P. MURPHY POST OFFICE BUILDING

Ms. FOXX moved to suspend the rules and pass the bill (H.R. 4101) to designate the facility of the United States Postal Service located at 170 East Main Street in Patchogue, New York, as the ''Lieutenant Michael P. Murphy Post Office Building''.

The SPEAKER pro tempore, Mr. MURPHY, recognized Ms. FOXX and Mr. DAVIS of Illinois, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and pass said bill?

The SPEAKER pro tempore, Mr. ISSA, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

¶31.13 NATIVE AMERICAN TECHNICAL CORRECTIONS

Mr. PEARCE moved to suspend the rules and agree to the following amendment of the Senate to the bill (H.R. 3351) to make technical corrections to laws relating to Native Americans, and for other purposes:

Strike out all after the enacting clause and insert:

SECTION 1. SHORT TITLE; TABLE OF CONTENTS.

(a) SHORT TITLE.—This Act may be cited as the ''Native American Technical Corrections Act of 2006''.

(b) TABLE OF CONTENTS.—The table of contents of this Act is as follows:

Sec. 1. Short title; table of contents.

TITLE I—TECHNICAL AMENDMENTS AND OTHER PROVISIONS RELATING TO NATIVE AMERICANS

Sec. 101. Alaska Native Claims Settlement Act technical amendment.

Sec. 102. ANCSA amendment.

Sec. 103. Mississippi Band of Choctaw transportation reimbursement.

Sec. 104. Fallon Paiute Shoshone tribes settlement.

TITLE II—INDIAN LAND LEASING

Sec. 201. Prairie Island land conveyance.

Sec. 202. Authorization of 99-year leases.

Sec. 203. Certification of rental proceeds.

TITLE III—NATIONAL INDIAN GAMING COMMISSION FUNDING AMENDMENT

Sec. 301. National Indian Gaming Commission funding amendment.

TITLE IV—INDIAN FINANCING

Sec. 401. Indian Financing Act Amendments.

TITLE V—NATIVE AMERICAN PROBATE REFORM TECHNICAL AMENDMENT

Sec. 501. Clarification of provisions and amendments relating to inheritance of Indian lands.

TITLE I—TECHNICAL AMENDMENTS AND OTHER PROVISIONS RELATING TO NATIVE AMERICANS

SEC. 101. ALASKA NATIVE CLAIMS SETTLEMENT ACT TECHNICAL AMENDMENT.

(a)(1) Section 337(a) of the Department of the Interior and Related Agencies Appropriations Act, 2003 (Division F of Public Law 108–7; 117 Stat. 278; February 20, 2003) is amended—

(A) in the matter preceding paragraph (1), by striking ''Section 1629b of title 43, United States Code,'' and inserting ''Section 36 of the Alaska Native Claims Settlement Act (43 U.S.C. 1629b)'';

(B) in paragraph (2), by striking ''by creating the following new subsection:'' and inserting ''in subsection (d), by adding at the end the following:''; and

(C) in paragraph (3), by striking ''by creating the following new subsection:'' and inserting ''by adding at the end the following:''.

(2) Section 36 of the Alaska Native Claims Settlement Act (43 U.S.C. 1629b) is amended in subsection (f), by striking ''section 1629e of this title'' and inserting ''section 39''.

(b)(1) Section 337(b) of the Department of the Interior and Related Agencies Appropriations Act, 2003 (Division F of Public Law 108–7; 117 Stat. 278; February 20, 2003) is amended by striking ''Section 1629e(a)(3) of title 43, United States Code,'' and inserting ''Section 39(a)(3) of the Alaska Native Claims Settlement Act (43 U.S.C. 1629e(a)(3))''.

(2) Section 39(a)(3)(B)(ii) of the Alaska Native Claims Settlement Act (43 U.S.C. 1629e(a)(3)(B)(ii)) is amended by striking ''(a)(4) of section 1629b of this title'' and inserting ''section 36(a)(4)''.

(c) The amendments made by this section take effect on February 20, 2003.

SEC. 102. ANCSA AMENDMENT.

All land and interests in land in the State of Alaska conveyed by the Federal Government under the Alaska Native Claims Settlement Act (43 U.S.C. 1601 et seq.) to a Native Corporation and reconveyed by that Native Corporation, or a successor in interest, in exchange for any other land or interest in land in the State of Alaska and located within the same region (as defined in section 9(a) of the Alaska Native Claims Settlement Act (43 U.S.C. 1608(a)), to a Native Corporation under an exchange or other conveyance, shall be deemed, notwithstanding the conveyance or exchange, to have been conveyed pursuant to that Act.

SEC. 103. MISSISSIPPI BAND OF CHOCTAW TRANSPORTATION REIMBURSEMENT.

The Secretary of the Interior is authorized and directed, within the 3-year period beginning on the date of enactment of this Act, to accept funds from the State of Mississippi pursuant to the contract signed by the Mississippi Department of Transportation on June 7, 2005, and by the Mississippi Band of Choctaw Indians on June 2, 2005. The amount shall not exceed $776,965.30 and such funds shall be deposited in the trust account numbered PL7489708 at the Office of Trust Funds Management for the benefit of the Mississippi Band of Choctaw Indians. Thereafter, the tribe may draw down these moneys from this trust account by resolution of the Tribal Council, pursuant to Federal law and regulations applicable to such accounts.

SEC. 104. FALLON PAIUTE SHOSHONE TRIBES SETTLEMENT.

(a) SETTLEMENT FUND.—Section 102 of the Fallon Paiute Shoshone Indian Tribes Water Rights Settlement Act of 1990 (Public Law 101–618; 104 Stat. 3289) is amended—

(1) in subsection (C)—

(A) in paragraph (1)—

(i) by striking the matter preceding subparagraph (a) and inserting the following: ''Notwithstanding any conflicting provision in the original Fund plan during Fund fiscal year 2006 or any subsequent Fund fiscal year, 6 percent of the average quarterly market value of the Fund during the immediately preceding 3 Fund fiscal years (referred to in this title as the 'Annual 6 percent Amount'), plus any unexpended and unobligated portion of the Annual 6 percent Amount from any of the 3 immediately preceding Fund fiscal years that are subsequent to Fund fiscal year 2005, less any negative income that may accrue on that portion, may be expended or obligated only for the following purposes:''; and

(ii) by adding at the end the following:

''(g) Fees and expenses incurred in connection with the investment of the Fund, for investment management, investment consulting, custodianship, and other transactional services or matters.''; and

(B) by striking paragraph (4) and inserting the following:

''(4) No monies from the Fund other than the amounts authorized under paragraphs (1) and (3) may be expended or obligated for any purpose.

''(5) Notwithstanding any conflicting provision in the original Fund plan, during Fund fiscal year 2006 and during each subsequent Fund fiscal year, not more than 20 percent of the Annual 6 percent Amount for the Fund fiscal year (referred to in this title as the 'Annual 1.2 percent Amount') may be expended or obligated under paragraph (1)(c) for per capita distributions to tribal members, except that during each Fund fiscal year subsequent to Fund fiscal year 2006, any unexpended and unobligated portion of the Annual 1.2 percent Amount from any of the 3 immediately preceding Fund fiscal years that are subsequent to Fund fiscal year 2005, less any negative income that may accrue on that portion, may also be expended or obligated for such per capita payments.''; and

(2) in subsection (D), by adding at the end the following: ''Notwithstanding any conflicting provision in the original Fund plan, the Fallon Business Council, in consultation with the Secretary, shall promptly amend the original Fund plan for purposes of conforming the Fund plan to this title and making nonsubstantive updates, improvements, or corrections to the original Fund plan.''.

(b) DEFINITIONS.—Section 107 of the Fallon Paiute Shoshone Indian Tribes Water Rights Settlement Act of 1990 (Public Law 101–618; 104 Stat. 3293) is amended—

(1) by redesignating subsections (D), (E), (F), and (G) as subsections (F), (G), (H), and (I), respectively; and

(2) by striking subsections (B) and (C) and inserting the following:

''(B) the term 'Fund fiscal year' means a fiscal year of the Fund (as defined in the Fund plan);

''(C) the term 'Fund plan' means the plan established under section 102(F), including the original Fund plan (the 'Plan for Investment, Management, Administration and Expenditure dated December 20, 1991') and all amendments of the Fund plan under subsection (D) or (F)(1) of section 102;

''(D) the term 'income' means the total net return from the investment of the Fund, consisting of all interest, dividends, realized and unrealized gains and losses, and other earnings, less all related fees and expenses incurred for investment management, investment consulting, custodianship and transactional services or matters;

''(E) the term 'principal' means the total amount appropriated to the Fallon Paiute Shoshone Tribal Settlement Fund under section 102(B);''.

TITLE II—INDIAN LAND LEASING

SEC. 201. PRAIRIE ISLAND LAND CONVEYANCE.

(a) IN GENERAL.—The Secretary of the Army shall convey all right, title, and interest of the United States in and to the land described in subsection (b), including all improvements, cultural resources, and sites on the land, subject to the flowage and sloughing easement described in subsection (d) and to the conditions stated in subsection (f), to the Secretary of the Interior, to be—

(1) held in trust by the United States for the benefit of the Prairie Island Indian Community in Minnesota; and

(2) included in the Prairie Island Indian Community Reservation in Goodhue County, Minnesota.

(b) LAND DESCRIPTION.—The land to be conveyed under subsection (a) is the approximately 1290 acres of land associated with the Lock and Dam #3 on the Mississippi River in Goodhue County, Minnesota, located in tracts identified as GO–251, GO–252, GO–271, GO–277, GO–278, GO–284, GO–301 through GO–313, GO–314A, GO–314B, GO–329, GO–330A, GO–330B, GO–331A, GO–331B, GO–331C, GO–332, GO–333, GO–334, GO–335A, GO–335B, GO–336 through GO–338, GO–339A, GO–339B, GO–339C, GO–339D, GO–339E, GO–340A, GO–340B, GO–358, GO–359A, GO–359B, GO–359C, GO–359D, and GO–360, as depicted on the map entitled ''United States Army Corps of Engineers survey map of the Upper Mississippi River 9-Foot Project, Lock & Dam No. 3 (Red Wing), Land & Flowage Rights'' and dated December 1936.

(c) BOUNDARY SURVEY.—Not later than 5 years after the date of conveyance under subsection (a), the boundaries of the land conveyed shall be surveyed as provided in section 2115 of the Revised Statutes (25 U.S.C. 176).

(d) EASEMENT.—

(1) IN GENERAL.—The Corps of Engineers shall retain a flowage and sloughing easement for the purpose of navigation and purposes relating to the Lock and Dam No. 3 project over the portion of the land described in subsection (b) that lies below the elevation of 676.0.

(2) INCLUSIONS.—The easement retained under paragraph (1) includes—

(A) the perpetual right to overflow, flood, and submerge property as the District Engineer determines to be necessary in connection with the operation and maintenance of the Mississippi River Navigation Project; and

(B) the continuing right to clear and remove any brush, debris, or natural obstructions that, in the opinion of the District Engineer, may be detrimental to the project.

(e) OWNERSHIP OF STURGEON LAKE BED UNAFFECTED.—Nothing in this section diminishes or otherwise affects the title of the State of Minnesota to the bed of Sturgeon Lake located within the tracts of land described in subsection (b).

(f) CONDITIONS.—The conveyance under subsection (a) is subject to the conditions that the Prairie Island Indian Community shall not—

(1) use the conveyed land for human habitation;

(2) construct any structure on the land without the written approval of the District Engineer; or

(3) conduct gaming (within the meaning of section 4 of the Indian Gaming Regulatory Act (25 U.S.C. 2703)) on the land.

(g) NO EFFECT ON ELIGIBILITY FOR CERTAIN PROJECTS.—Notwithstanding the conveyance under subsection (a), the land shall continue to be eligible for environmental management planning and other recreational or natural resource development projects on the same basis as before the conveyance.

(h) EFFECT OF SECTION.—Nothing in this section diminishes or otherwise affects the rights granted to the United States pursuant to letters of July 23, 1937, and November 20, 1937, from the Secretary of the Interior to the Secretary of War and the letters of the Secretary of War in response to the Secretary of the Interior dated August 18, 1937, and November 27, 1937, under which the Secretary of the Interior granted certain rights to the Corps of Engineers to overflow the portions of Tracts A, B, and C that lie within the Mississippi River 9-Foot Channel Project boundary and as more particularly shown and depicted on the map entitled ''United States Army Corps of Engineers survey map of the Upper Mississippi River 9-Foot Project, Lock & Dam No. 3 (Red Wing), Land & Flowage Rights'' and dated December 1936.

SEC. 202. AUTHORIZATION OF 99-YEAR LEASES.

(a) IN GENERAL.—Subsection (a) of the first section of the Act of August 9, 1955 (25 U.S.C. 415(a)), is amended in the second sentence—

(1) by striking ''Moapa Indian reservation'' and inserting ''Moapa Indian Reservation'';

(2) by inserting ''the Confederated Tribes of the Umatilla Indian Reservation,'' before ''the Burns Paiute Reservation'';

(3) by inserting ''the'' before ''Yavapai-Prescott'';

(4) by inserting ''the Muckleshoot Indian Reservation and land held in trust for the Muckleshoot Indian Tribe,'' after ''the Cabazon Indian Reservation,'';

(5) by striking ''lands comprising the Moses Allotment Numbered 10, Chelan County, Washington,,'' and inserting ''the lands comprising the Moses Allotment Numbered 8 and the Moses Allotment Numbered 10, Chelan County, Washington,'';

(6) by inserting ''land held in trust for the Prairie Band Potawatomi Nation,'' before ''lands held in trust for the Cherokee Nation of Oklahoma'';

(7) by inserting ''land held in trust for the Fallon Paiute Shoshone Tribes,'' before ''lands held in trust for the Pueblo of Santa Clara''; and

(8) by inserting ''land held in trust for the Yurok Tribe, land held in trust for the Hopland Band of Pomo Indians of the Hopland Rancheria,'' after ''Pueblo of Santa Clara,''.

(b) EFFECTIVE DATE.—The amendments made by subsection (a) shall apply to any lease entered into or renewed after the date of enactment of this Act.

SEC. 203. CERTIFICATION OF RENTAL PROCEEDS.

Notwithstanding any other provision of law, any actual rental proceeds from the lease of land acquired under the first section of the Act entitled ''An Act to provide for loans to Indian tribes and tribal corporations, and for other purposes'' (25 U.S.C. 488) certified by the Secretary of the Interior shall be deemed—

(1) to constitute the rental value of that land; and

(2) to satisfy the requirement for appraisal of that land.

TITLE III—NATIONAL INDIAN GAMING COMMISSION FUNDING AMENDMENT

SEC. 301. NATIONAL INDIAN GAMING COMMISSION FUNDING AMENDMENT.

(a) POWERS OF THE COMMISSION.—Section 7 of the Indian Gaming Regulatory Act (25 U.S.C. 2706) is amended by adding at the end the following:

''(d) APPLICATION OF GOVERNMENT PERFORMANCE AND RESULTS ACT.—

''(1) IN GENERAL.—In carrying out any action under this Act, the Commission shall be subject to the Government Performance and Results Act of 1993 (Public Law 103–62; 107 Stat. 285).

''(2) PLANS.—In addition to any plan required under the Government Performance and Results Act of 1993 (Public Law 103–62; 107 Stat. 285), the Commission shall submit a plan to provide technical assistance to tribal gaming operations in accordance with that Act.''.

(b) COMMISSION FUNDING.—Section 18(a)(2) of the Indian Gaming Regulatory Act (25 U.S.C. 2717(a)(2)) is amended by striking subparagraph (B) and inserting the following:

''(B) The total amount of all fees imposed during any fiscal year under the schedule established under paragraph (1) shall not exceed 0.080 percent of the gross gaming revenues of all gaming operations subject to regulation under this Act.''.

TITLE IV—INDIAN FINANCING

SEC. 401. INDIAN FINANCING ACT AMENDMENTS.

(a) IN GENERAL.—Section 201 of the Indian Financing Act of 1974 (25 U.S.C. 1481) is amended—

(1) by striking ''SEC. 201. In order'' and inserting the following:

''SEC. 201. LOAN GUARANTIES AND INSURANCE.

''(a) IN GENERAL.—In order'';

(2) by striking ''the Secretary is authorized (a) to guarantee'' and inserting ''the Secretary may—

''(1) guarantee'';

(3) by striking ''members; and (b) in lieu of such guaranty, to insure'' and inserting ''members; or

''(2) insure''; and

(4) by adding at the end the following:

''(b) ELIGIBLE BORROWERS.—The Secretary may guarantee or insure loans under subsection (a) to both for-profit and nonprofit borrowers.''.

(b) SALE OR ASSIGNMENT OF LOANS AND UNDERLYING SECURITY.—Section 205 of the Indian Financing Act of 1974 (25 U.S.C. 1485) is amended—

(1) by striking ''SEC. 205.'' and all that follows through subsection (b) and inserting the following:

''SEC. 205. SALE OR ASSIGNMENT OF LOANS AND UNDERLYING SECURITY.

''(a) IN GENERAL.—All or any portion of a loan guaranteed or insured under this title, including the security given for the loan—

''(1) may be transferred by the lender by sale or assignment to any person; and

''(2) may be retransferred by the transferee.

''(b) TRANSFERS OF LOANS.—With respect to a transfer described in subsection (a)—

''(1) the transfer shall be consistent with such regulations as the Secretary shall promulgate under subsection (h); and

''(2) the transferee shall give notice of the transfer to the Secretary.'';

(2) by striking subsection (c);

(3) by redesignating subsections (d), (e), (f), (g), (h), and (i) as subsections (c), (d), (e), (f), (g), and (h), respectively;

(4) in subsection (c) (as redesignated by paragraph (3)), by striking paragraph (2) and inserting the following:

''(2) VALIDITY.—Except as provided in regulations in effect on the date on which a loan is made, the validity of a guarantee or insurance of a loan under this title shall be incontestable.'';

(5) in subsection (e) (as redesignated by paragraph (3))—

(A) by striking ''The Secretary'' and inserting the following:

''(1) IN GENERAL.—The Secretary''; and

(B) by adding at the end the following:

''(2) COMPENSATION OF FISCAL TRANSFER AGENT.—A fiscal transfer agent designated under subsection (f) may be compensated through any of the fees assessed under this section and any interest earned on any funds or fees collected by the fiscal transfer agent while the funds or fees are in the control of the fiscal transfer agent and before the time at which the fiscal transfer agent is contractually required to transfer such funds to the Secretary or to transferees or other holders.''; and

(6) in subsection (f) (as redesignated by paragraph (3))—

(A) by striking ''subsection (i)'' and inserting ''subsection (h)''; and

(B) in paragraph (2)(B), by striking '', and issuance of acknowledgments,''.

(c) LOANS INELIGIBLE FOR GUARANTY OR INSURANCE.—Section 206 of the Indian Financing Act of 1974 (25 U.S.C. 1486) is amended by inserting ''(not including an eligible Community

Development Finance Institution)'' after ''Government''.

(d) AGGREGATE LOANS OR SURETY BONDS LIMITATION.—Section 217(b) of the Indian Financing Act of 1974 (25 U.S.C. 1497(b)) is amended by striking ''$500,000,000'' and inserting ''$1,500,000,000''.

TITLE V—NATIVE AMERICAN PROBATE REFORM TECHNICAL AMENDMENT

SEC. 501. CLARIFICATION OF PROVISIONS AND AMENDMENTS RELATING TO INHERITANCE OF INDIAN LANDS.

(a) CLARIFICATIONS RELATING TO APPLICABLE LAWS.—

(1) IN GENERAL.—Section 207(g)(2) of the Indian Land Consolidation Act (25 U.S.C. 2206(g)(2)) is amended—

(A) in the matter preceding subparagraph (A), by striking ''described in paragraph (1)'' and inserting ''specified in paragraph (1)''; and

(B) in subparagraph (B), by striking ''identified in Federal law'' and inserting ''identified in such law''.

(2) LIMITATION ON EFFECT OF PARAGRAPH.—Section 207(g) of the Indian Land Consolidation Act (25 U.S.C. 2206(g)) is amended by striking paragraph (3) and inserting the following:

''(3) LIMITATION ON EFFECT OF PARAGRAPH.—Except to the extent that this Act would amend or otherwise affect the application of a Federal law specified or described in paragraph (1) or (2), nothing in paragraph (2) limits the application of this Act to trust or restricted land, interests in such land, or any other trust or restricted interests or assets.''.

(b) TRANSFER AND EXCHANGE; LAND FOR WHICH PATENTS HAVE BEEN EXECUTED AND DELIVERED.—

(1) TRANSFER AND EXCHANGE OF LAND.—Section 4 of the Act of June 18, 1934 (25 U.S.C. 464), is amended to read as follows:

''SEC. 4. TRANSFER AND EXCHANGE OF RESTRICTED INDIAN LANDS AND SHARES OF INDIAN TRIBES AND CORPORATIONS.

''Except as provided in this Act, no sale, devise, gift, exchange, or other transfer of restricted Indian lands or of shares in the assets of any Indian tribe or corporation organized under this Act shall be made or approved: Provided, That such lands or interests may, with the approval of the Secretary of the Interior, be sold, devised, or otherwise transferred to the Indian tribe in which the lands or shares are located or from which the shares were derived, or to a successor corporation; Provided further, That, subject to section 8(b) of the American Indian Probate Reform Act of 2004 (Public Law 108–374; 25 U.S.C. 2201 note), lands and shares described in the preceding proviso shall descend or be devised to any member of an Indian tribe or corporation described in that proviso or to an heir or lineal descendant of such a member in accordance with the Indian Land Consolidation Act (25 U.S.C. 2201 et seq.), including a tribal probate code approved, or regulations promulgated under, that Act: Provided further, That the Secretary of the Interior may authorize any voluntary exchanges of lands of equal value and the voluntary exchange of shares of equal value whenever such exchange, in the judgment of the Secretary, is expedient and beneficial for or compatible with the proper consolidation of Indian lands and for the benefit of cooperative organizations.''.

(2) LAND FOR WHICH PATENTS HAVE BEEN EXECUTED AND DELIVERED.—Section 5 of the Act of February 8, 1887 (25 U.S.C. 348) is amended in the second proviso by striking ''That'' and inserting ''That, subject to section 8(b) of the American Indian Probate Reform Act of 2004 (Public Law 108–374; 118 Stat. 1810),''.

(3) EFFECTIVE DATES.—Section 8 of the American Indian Probate Reform Act of 2004 (25 U.S.C. 2201 note; 118 Stat. 1809) is amended by striking subsection (b) and inserting the following:

''(b) EFFECTIVE DATES.—

''(1) IN GENERAL.—Except as provided in paragraph (2), the amendments made by this Act apply on and after the date that is 1 year after the date on which the Secretary makes the certification required under subsection (a)(4).

''(2) EXCEPTIONS.—The following provisions of law apply as of the date of enactment of this Act:

''(A) Subsections (e) and (f) of section 207 of the Indian Land Consolidation Act (25 U.S.C. 2206) (as amended by this Act).

''(B) Subsection (g) of section 207 of the Indian Land Consolidation Act (25 U.S.C. 2206) (as in effect on March 1, 2006).

''(C) The amendments made by section 4, section 5, paragraphs (1), (3), (4), (5), (6), (7), (8), (9), (10), and (11) of section 6(a), section 6(b)(3), and section 7 of this Act.''.

(c) EFFECTIVE DATE OF AMENDMENTS.—The amendments made by subsection (b) shall take effect as if included in the enactment of the American Indian Probate Reform Act of 2004 (Public Law 108–374; 118 Stat. 1773).

The SPEAKER pro tempore, Mr. ISSA, recognized Mr. PEARCE and Mr. UDALL of New Mexico, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and agree to said amendment of the Senate?

The SPEAKER pro tempore, Mr. ISSA, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said amendment of the Senate was agreed to.

A motion to reconsider the vote whereby the rules were suspended and said amendment of the Senate was agreed to was, by unanimous consent, laid on the table.

Ordered, That the Clerk notify the Senate thereof.

¶31.14 SALT CEDAR AND RUSSIAN OLIVE CONTROL DEMONSTRATION

Mr. PEARCE moved to suspend the rules and pass the bill (H.R. 2720) to further the purposes of the Reclamation Projects Authorization and Adjustment Act of 1992 by directing the Secretary of the Interior, acting through the Commissioner of Reclamation, to carry out an assessment and demonstration program to control salt cedar and Russian olive, and for other purposes.

The SPEAKER pro tempore, Mr. ISSA, recognized Mr. PEARCE and Mr. UDALL of New Mexico, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and pass said bill?

The SPEAKER pro tempore, Mr. ISSA, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

¶31.15 DANA POINT DESALINATION PROJECT AUTHORIZATION

Mr. PEARCE moved to suspend the rules and pass the bill (H.R. 3929) to amend the Water Desalination Act of 1996 to authorize the Secretary of the Interior to assist in research and development, environmental and feasibility studies, and preliminary engineering for the Municipal Water District of Orange County, California, Dana Point Desalination Project located at Dana Point, California; as amended.

The SPEAKER pro tempore, Mr. ISSA, recognized Mr. PEARCE and Mr. UDALL of New Mexico, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and pass said bill, as amended?

The SPEAKER pro tempore, Mr. ISSA, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill, as amended, was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill, as amended, was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

¶31.16 CENTRAL TEXAS WATER RECYCLING

Mr. PEARCE moved to suspend the rules and pass the bill (H.R. 3418) to amend the Reclamation Wastewater and Groundwater Study and Facilities Act to authorize the Secretary of the Interior to participate in the Central Texas Water Recycling and Reuse Project, and for other purposes; as amended.

The SPEAKER pro tempore, Mr. MURPHY, recognized Mr. PEARCE and Mr. UDALL of New Mexico, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and pass said bill, as amended?

The SPEAKER pro tempore, Mr. ISSA, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill, as amended, was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill, as amended, was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

¶31.17 2006 OLYMPIC WINTER GAMES

Ms. ROS-LEHTINEN moved to suspend the rules and agree to the following resolution (H. Res. 697); as amended:

Whereas from February 17 to February 26, 2006, Turin, Italy, hosted the 2006 Olympic Winter Games;

Whereas this is the third time Italy has hosted the Olympic Games, with the prior Winter Games having been held in 1956 in Cortina d"Ampezzo and the Summer Games having been held in 1960 in Rome;

Whereas the people of Turin and the surrounding Alpine areas have opened their hearts to the world, demonstrated their passions for sports, art, and culture, and strengthened the bonds between the city of Turin and the surrounding Alpine areas;

Whereas the city of Turin accommodated nearly 2,600 athletes, more than 2,700 trainers and escorts, 18,000 volunteers, 9,500 members of the media, and nearly 1,000,000 spectators at 7 competition sites and 3 Olympic villages;

Whereas in light of a global terror threat, Italian authorities implemented extraordinary security measures and successfully coordinated the efforts of 10,000 police officers and 2,500 Italian military personnel, providing effective and efficient protection, while also ensuring a secure and stable environment for both athletes and spectators alike;

Whereas through the stewardship of the International Olympic Committee and the Torino Olympic Organizing Committee, athletes representing 80 different countries competed in 15 disciplines of winter sport with the spirit of mutual respect and understanding, furthering the Olympic legacy of ''peace between nations, equality, fair play, loyalty and respect'';

Whereas well over 200 members of the United States Olympic Team participated in the Games and embodied the spirit of this Nation with resolve and determination and won 25 medals, including 9 gold medals;

Whereas 477 athletes from 39 countries competed for 9 days in March 2006 in Turin at the 2006 Paralympic Winter Games, which were organized in 1948 as a venue for injured World War II veterans to compete, demonstrating not an individual's disability, but rather the individual's achievements in athleticism; and

Whereas the United States Olympic Team ranked second among all nations in the number of medals won at the 2006 Olympic Winter Games and the United States Paralympic Team ranked seventh among all nations in the number of medals won at the 2006 Paralympic Winter Games: Now, therefore, be it

Resolved, That the House of Representatives—

(1) commends the people and Government of Italy, and specifically the people of Turin and the surrounding Alpine areas, the Torino Olympic Organizing Committee, and the International Olympic Committee on the successful completion of the 2006 Olympic Winter Games;

(2) congratulates the United States Olympic Committee, the 2006 United States Olympic and Paralympic Teams, and all international athletes for their outstanding performances at the 2006 Olympic Winter Games; and

(3) expresses gratitude to the thousands of volunteers and others who made the 2006 Olympic Winter Games exciting, safe, and successful.

The SPEAKER pro tempore, Mr. ISSA, recognized Ms. ROS-LEHTINEN and Mr. LANTOS, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and agree to said resolution, as amended?

The SPEAKER pro tempore, Mr. ISSA, announced that two-thirds of the Members present had voted in the affirmative.

Mr. LANTOS demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mr. ISSA, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed.

¶31.18 STATE OF ISRAEL INDEPENDENCE

Ms. ROS-LEHTINEN moved to suspend the rules and agree to the following concurrent resolution (H. Con. Res. 392); as amended:

Whereas on May 14, 1948, the State of Israel was established as a sovereign and independent nation;

Whereas the United States was one of the first nations to recognize Israel, only 11 minutes after its creation;

Whereas Israel has provided the opportunity for Jews from all over the world to reestablish their ancient homeland;

Whereas Israel is home to many religious sites which are sacred to Judaism, Christianity, and Islam;

Whereas Israel provided a refuge to Jews who survived the horrors of the Holocaust, which were unprecedented in human history;

Whereas the people of Israel have established a unique, pluralistic democracy which includes the freedoms cherished by the people of the United States, including freedom of speech, freedom of religion, freedom of association, freedom of the press, and government by the consent of the governed;

Whereas Israel continues to serve as a shining model of democratic values by regularly holding free and fair elections, promoting the free exchange of ideas, and vigorously exercising in its Parliament, the Knesset, a democratic government that is fully representative of its citizens;

Whereas Israel has bravely defended itself from terrorist and military attacks repeatedly since independence;

Whereas the Government of Israel has successfully worked with the neighboring Governments of Egypt and Jordan to establish peaceful, bilateral relations;

Whereas despite the deaths of over 1,000 innocent Israelis at the hands of murderous, suicide bombers and other terrorists during the past five years, the people of Israel continue to seek peace with their Palestinian neighbors;

Whereas visionary Israeli leaders like Yitzhak Rabin and Ariel Sharon were at the forefront of creating conditions for peace in the Middle East;

Whereas the United States and Israel enjoy a strategic partnership based on shared democratic values, friendship, and respect;

Whereas the people of the United States share an affinity with the people of Israel and view Israel as a strong and trusted ally;

Whereas Israel has made significant global contributions in the fields of science, medicine, and technology; and

Whereas Israel's Independence Day on the Jewish calendar coincides this year with May 3, 2006: Now, therefore, be it

Resolved by the House of Representatives (the Senate concurring), That Congress—

(1) recognizes the independence of the State of Israel as a significant event in providing refuge and a national homeland for the Jewish people;

(2) commends the bipartisan commitment of all United States administrations and United States Congresses since 1948 to stand by Israel and work for its security and well-being;

(3) congratulates the United States and Israel for the strengthening of bilateral relations in the past year in the fields of defense, diplomacy, and homeland security and encourages both nations to continue their cooperation in resolving future mutual challenges; and

(4) extends warm congratulations and best wishes to the people of Israel as they celebrate the 58th anniversary of Israel's independence.

The SPEAKER pro tempore, Mr. ISSA, recognized Ms. ROS-LEHTINEN and Mr. LANTOS, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and agree to said concurrent resolution, as amended?

The SPEAKER pro tempore, Mr. ISSA, announced that two-thirds of the Members present had voted in the affirmative.

Mr. LANTOS demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mr. ISSA, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed.

¶31.19 MURDERED WOMEN IN THE STATE OF CHIHUAHUA, MEXICO

Ms. ROS-LEHTINEN moved to suspend the rules and agree to the following concurrent resolution (H. Con. Res. 90); as amended:

Whereas the Mexican cities of Ciudad Juárez and Chihuahua have been plagued with the abduction, sexual assault, and brutal murders of over 400 young women since 1993;

Whereas there have been at least 56 murders of women in Ciudad Juárez and the city of Chihuahua since 2004;

Whereas at least 152 of the victims were sexually assaulted prior to their murders;

Whereas more than half of the victims are women and girls between the ages of 13 and 22, and many were abducted in broad daylight in well-populated areas;

Whereas these murders have brought pain to the families and friends of the victims on both sides of the border as they struggle to cope with the loss of their loved ones;

Whereas many of the victims have yet to be positively identified;

Whereas the perpetrators of most of these heinous acts remain unknown;

Whereas the Mexican Federal Government has taken steps to prevent these abductions and murders in Ciudad Juárez, including setting up a commission to coordinate Federal and State efforts, establishing a 40-point plan, appointing a special commissioner, and appointing a special prosecutor;

Whereas the Mexican Federal special prosecutor's review of the Ciudad Juárez murder investigations found evidence that over 100 police, prosecutors, forensics experts, and other State of Chihuahua justice officials failed to properly investigate the crimes, and recommended that they be held accountable for their acts of negligence, abuse of authority, and omission;

Whereas the Government of Mexico has recognized the importance of the work of the Mexican Federal special prosecutor and has shifted the mission of the prosecutor's office to assist local authorities in investigating and prosecuting crimes of violence against women throughout the country;

Whereas in 2003 the El Paso Field Office of the Federal Bureau of Investigation and the

El Paso Police Department began providing Mexican Federal, State, and municipal law enforcement authorities with training in investigation techniques and methods;

Whereas the United States Agency for International Development has begun providing assistance to the State of Chihuahua for judicial reform;

Whereas the government of the State of Chihuahua has jurisdiction over these crimes;

Whereas the Governor and Attorney General of the State of Chihuahua have expressed willingness to collaborate with the Mexican Federal Government and United States officials in addressing these crimes;

Whereas the Department of State has provided consular services on behalf of the American citizen and her husband who were tortured into confessing to one of the murders;

Whereas Mexico is a party to the following international treaties and declarations that relate to abductions and murders: the Charter of the Organization of American States, the American Convention on Human Rights, the Universal Declaration of Human Rights, the International Covenant on Civil and Political Rights, the International Covenant on Economic, Social and Cultural Rights, the Convention on the Elimination of all Forms of Discrimination Against Women, the United Nations Declaration on Violence Against Women, the Convention on the Rights of the Child, the Convention of Belem do Para, the Inter-American Convention to Prevent and Punish Torture, the Inter-American Convention on Forced Disappearance, and the United Nations Declaration on the Protection of All Persons From Enforced Disappearance; and

Whereas continuing impunity for these crimes is a threat to the rule of law in Mexico: Now, therefore, be it

Resolved by the House of Representatives (the Senate concurring), That Congress—

(1) condemns the ongoing abductions and murders of young women in Ciudad Juárez and the city of Chihuahua in the State of Chihuahua, Mexico, since 1993;

(2) expresses its sincerest condolences and deepest sympathy to the families of the victims of these murders;

(3) recognizes the courageous struggle of the victims' families in seeking justice for the victims;

(4) urges the President and Secretary of State to incorporate the investigative and preventative efforts of the Mexican Government in the bilateral agenda between the Governments of Mexico and the United States and to continue to express concern over these abductions and murders to the Government of Mexico;

(5) urges the President and Secretary of State to continue to express support for the efforts of the victims' families to seek justice for the victims, to express concern relating to the continued harassment of these families and the human rights defenders with whom they work, and to express concern with respect to impediments in the ability of the families to receive prompt and accurate information in their cases;

(6) supports ongoing efforts to identify unknown victims through forensic analysis, including DNA testing, conducted by independent, impartial experts who are sensitive to the special needs and concerns of the victims' families, as well as efforts to make these services available to any families who have doubts about the results of prior forensic testing;

(7) condemns the use of torture as a means of investigation into these crimes;

(8) encourages the Secretary of State to continue to include in the annual Country Report on Human Rights of the Department of State all instances of improper investigatory methods, threats against human rights activists, and the use of torture with respect to cases involving the murder and abduction of young women in the State of Chihuahua;

(9) encourages the Secretary of State to urge the Government of Mexico and the State of Chihuahua to review the cases of murdered women in which those accused or convicted of murder have credibly alleged they were tortured or forced by a state agent to confess to the crime;

(10) strongly recommends that the United States Ambassador to Mexico visit Ciudad Juárez and the city of Chihuahua for the purpose of meeting with the families of the victims, womenâ€™s rights organizations, and Mexican Federal and State officials responsible for investigating these crimes and preventing future such crimes;

(11) encourages the Secretary of State to urge the Government of Mexico to ensure fair and proper judicial proceedings for the individuals who are accused of these abductions and murders and to impose appropriate punishment for those individuals subsequently determined to be guilty of such crimes;

(12) encourages the Secretary of State to urge the State of Chihuahua to hold accountable those law enforcement officials whose failure to adequately investigate the murders, whether through negligence, omission, or abuse, has led to impunity for these crimes;

(13) encourages the Secretary of State to urge the Government of Mexico to ensure that the Mexican Federal special prosecutor's office, responsible for assisting local authorities in investigating and prosecuting crimes of violence against women throughout the country, gives particular attention to the murders of women in Ciudad Juárez and Chihuahua City;

(14) strongly supports the work of the special commissioner to prevent violence against women in Ciudad Juárez and Chihuahua City;

(15) condemns all senseless acts of violence in all parts of the world and, in particular, violence against women; and

(16) expresses the solidarity of the people of the United States with the people of Mexico in the face of these tragic and senseless acts.

The SPEAKER pro tempore, Mr. ISSA, recognized Ms. ROS-LEHTINEN and Mr. LANTOS, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and agree to said concurrent resolution, as amended?

The SPEAKER pro tempore, Mr. GINGREY, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said concurrent resolution, as amended, was agreed to.

A motion to reconsider the vote whereby the rules were suspended and said concurrent resolution, as amended, was agreed to was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said concurrent resolution.

¶31.20 WORLD WATER DAY

Ms. ROS-LEHTINEN moved to suspend the rules and agree to the following resolution (H. Res. 658); as amended:

Whereas the global celebration of World Water Day is an initiative that grew out of the 1992 United Nations Conference on Environment and Development in Rio de Janeiro;

Whereas the United Nations General Assembly, via resolution, designated March 22 of each year as World Water Day;

Whereas although water resources are renewable, differences in availability of water resources exist due to variations in seasonal and annual precipitation in different parts of the world;

Whereas although water is the most widely occurring substance on earth, only 2.53 percent of all water is freshwater and the remainder is salt water;

Whereas freshwater resources are further reduced by various forms of industrial, chemical, human, and agricultural pollution;

Whereas the drainage of wetlands for agriculture and the dissipation of water sources by land clearance lead to further exacerbation of water scarcity;

Whereas, according to the United Nations, by the middle of this century, at worst, seven billion people in 60 countries will be water-scarce;

Whereas the poor are the most affected by water scarcity, with 50 percent of the populations of developing countries exposed to polluted water sources;

Whereas water-related diseases are among the most common causes of illness and death, afflicting primarily the poor in developing countries;

Whereas the estimated mortality rate due to diseases transmitted by water and sanitation is five million people per year;

Whereas initiatives that promote access to safe drinking water and sanitation that prevents contaminants from infiltrating fresh drinking water supplies are vital tools in raising the awareness of the importance of freshwater to the quality of life; and

Whereas freshwater is vital to the development, sustainability, and progression of all humanity: Now, therefore, be it

Resolved, That the House of Representatives—

(1) supports the goals and ideals of World Water Day;

(2) recognizes the importance of conserving and managing water resources for sustainable development, including environmental integrity and the eradication of poverty and hunger, and human health and overall quality of life in the United States and across the globe; and

(3) encourages the people of the United States to observe World Water Day with appropriate recognition, ceremonies, activities, and programs to demonstrate the importance of water and water conservation to humanity.

The SPEAKER pro tempore, Mr. GINGREY, recognized Ms. ROS-LEHTINEN and Mr. LANTOS, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and agree to said resolution, as amended?

The SPEAKER pro tempore, Mr. GINGREY, announced that two-thirds of the Members present had voted in the affirmative.

Ms. ROS-LEHTINEN demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mr. GINGREY, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed.

¶31.21 RECESS—4:18 P.M.

The SPEAKER pro tempore, Mr. GINGREY, pursuant to clause 12(a) of rule I, declared the House in recess at 4 o'clock and 18 minutes p.m., until approximately 6:30 p.m.

¶31.22 AFTER RECESS—6:30 P.M.

The SPEAKER pro tempore, Mr. POE, called the House to order.

¶31.23 H. RES. 697—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mr. POE, pursuant to clause 8, rule XX, announced the unfinished business to be the motion to suspend the rules and agree to the resolution (H. Res. 697) congratulating the people and Government of Italy, the Torino Olympic Organizing Committee, the International Olympic Committee, the United States Olympic Committee, the 2006 United States Olympic Team, and all international athletes upon the successful completion of the 2006 Olympic Winter Games in Turin, Italy; as amended.

The question being put,

Will the House suspend the rules and agree to said resolution, as amended?

The vote was taken by electronic device.

It was decided in the affirmative ..... { Yeas ..... 409 / Nays 0

¶31.24 [Roll No. 111]

YEAS—409

Abercrombie
Ackerman
Aderholt
Akin
Alexander
Allen
Andrews
Baca
Bachus
Baird
Baldwin
Barrett (SC)
Barrow
Bartlett (MD)
Barton (TX)
Bass
Bean
Beauprez
Becerra
Berkley
Berman
Berry
Biggert
Bilirakis
Bishop (GA)
Bishop (NY)
Blackburn
Blumenauer
Blunt
Boehlert
Boehner
Bonilla
Bonner
Bono
Boozman
Boswell
Boucher
Boustany
Boyd
Bradley (NH)
Brady (PA)
Brady (TX)
Brown (OH)
Brown (SC)
Brown, Corrine
Brown-Waite, Ginny
Burgess
Burton (IN)
Butterfield
Calvert
Camp (MI)
Campbell (CA)
Cannon
Cantor
Capito
Capps
Capuano
Cardin
Cardoza
Carnahan
Carter
Case
Castle
Chabot
Chandler
Chocola
Clay
Cleaver
Clyburn
Coble
Cole (OK)
Conaway
Conyers
Cooper
Costa
Costello
Cramer
Crenshaw
Cubin
Cuellar
Culberson
Cummings
Davis (AL)
Davis (CA)
Davis (IL)
Davis (KY)
Davis (TN)
Davis, Jo Ann
Davis, Tom
Deal (GA)
DeFazio
DeGette
Delahunt
DeLauro
DeLay
Dent
Diaz-Balart, L.
Dicks
Dingell
Doggett
Doolittle
Doyle
Drake
Dreier
Duncan
Edwards
Ehlers
Emanuel
Emerson
Engel
English (PA)
Eshoo
Etheridge
Everett
Farr
Fattah
Feeney
Ferguson
Filner
Fitzpatrick (PA)
Flake
Foley
Forbes
Fortenberry
Fossella
Foxx
Frank (MA)
Franks (AZ)
Frelinghuysen
Gallegly
Garrett (NJ)
Gerlach
Gibbons
Gilchrest
Gillmor
Gingrey
Gohmert
Gonzalez
Goode
Goodlatte
Gordon
Granger
Graves
Green, Al
Green, Gene
Grijalva
Gutierrez
Gutknecht
Hall
Harman
Harris
Hart
Hastings (FL)
Hastings (WA)
Hayes
Hayworth
Hefley
Hensarling
Herger
Herseth
Higgins
Hinchey
Hinojosa
Hobson
Hoekstra
Holden
Holt
Honda
Hooley
Hostettler
Hoyer
Hulshof
Hunter
Hyde
Inglis (SC)
Inslee
Israel
Issa
Istook
Jackson (IL)
Jefferson
Jenkins
Jindal
Johnson (CT)
Johnson (IL)
Johnson, E. B.
Johnson, Sam
Jones (NC)
Kanjorski
Kaptur
Keller
Kelly
Kennedy (MN)
Kennedy (RI)
Kildee
Kilpatrick (MI)
Kind
King (IA)
King (NY)
Kingston
Kirk
Kline
Knollenberg
Kolbe
Kucinich
Kuhl (NY)
LaHood
Langevin
Lantos
Larsen (WA)
Larson (CT)
Latham
LaTourette
Leach
Lee
Levin
Lewis (CA)
Lewis (GA)
Lewis (KY)
Linder
Lipinski
LoBiondo
Lofgren, Zoe
Lowey
Lucas
Lungren, Daniel E.
Lynch
Mack
Maloney
Manzullo
Marchant
Markey
Marshall
Matheson
Matsui
McCarthy
McCaul (TX)
McCollum (MN)
McCotter
McCrery
McDermott
McGovern
McHenry
McHugh
McIntyre
McKeon
McKinney
McMorris
McNulty
Meehan
Meek (FL)
Meeks (NY)
Melancon
Mica
Michaud
Millender-McDonald
Miller (FL)
Miller (MI)
Miller (NC)
Miller, Gary
Mollohan
Moore (KS)
Moore (WI)
Moran (KS)
Moran (VA)
Murphy
Murtha
Musgrave
Myrick
Nadler
Napolitano
Neal (MA)
Neugebauer
Ney
Northup
Norwood
Nunes
Oberstar
Obey
Olver
Ortiz
Otter
Owens
Oxley
Pallone
Pastor
Paul
Pearce
Pelosi
Pence
Peterson (MN)
Peterson (PA)
Petri
Pickering
Pitts
Platts
Poe
Pombo
Pomeroy
Porter
Price (GA)
Price (NC)
Pryce (OH)
Putnam
Radanovich
Rahall
Ramstad
Rangel
Regula
Rehberg
Reichert
Renzi
Reyes
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Ros-Lehtinen
Ross
Rothman
Roybal-Allard
Royce
Ruppersberger
Ryan (OH)
Ryan (WI)
Ryun (KS)
Sabo
Salazar
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Saxton
Schakowsky
Schiff
Schmidt
Schwartz (PA)
Schwarz (MI)
Scott (GA)
Scott (VA)
Sensenbrenner
Serrano
Sessions
Shadegg
Shaw
Shays
Sherman
Sherwood
Shimkus
Shuster
Simmons
Simpson
Skelton
Slaughter
Smith (NJ)
Smith (TX)
Smith (WA)
Snyder
Sodrel
Solis
Spratt
Stark
Stearns
Stupak
Sullivan
Tancredo
Tanner
Tauscher
Taylor (MS)
Taylor (NC)
Terry
Thomas
Thompson (CA)
Thompson (MS)
Thornberry
Tiahrt
Tiberi
Tierney
Towns
Turner
Udall (CO)
Udall (NM)
Upton
Van Hollen
Velázquez
Walden (OR)
Walsh
Wamp
Wasserman Schultz
Waters
Watson
Watt
Waxman
Weiner
Weldon (FL)
Weldon (PA)
Weller
Westmoreland
Wexler
Whitfield
Wicker
Wilson (NM)
Wilson (SC)
Wolf
Woolsey
Wu
Wynn
Young (AK)
Young (FL)

NOT VOTING—23

Baker
Bishop (UT)
Boren
Buyer
Carson
Crowley
Davis (FL)
Diaz-Balart, M.
Evans
Ford
Green (WI)
Jackson-Lee (TX)
Jones (OH)
Miller, George
Nussle
Osborne
Pascrell
Payne
Rush
Souder
Strickland
Sweeney
Visclosky

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said resolution, as amended, was agreed to.

By unanimous consent, the title was amended so as to read: ''A resolution congratulating the people and Government of Italy, the Torino Olympic Organizing Committee, the International Olympic Committee, the United States Olympic Committee, the 2006 United States Olympic and Paralympic Teams, and all international athletes upon the successful completion of the 2006 Olympic Winter Games in Turin, Italy.''.

A motion to reconsider the votes whereby the rules were suspended and said resolution, as amended, was agreed to and the title was amended was, by unanimous consent, laid on the table.

¶31.25 H. CON. RES. 392—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mr. POE, pursuant to clause 8, rule XX, announced the further unfinished business to be the motion to suspend the rules and agree to the concurrent resolution (H. Con. Res. 392) recognizing the 58th anniversary of the independence of the State of Israel; as amended.

The question being put,

Will the House suspend the rules and agree to said concurrent resolution, as amended?

The vote was taken by electronic device.

It was decided in the affirmative ..... { Yeas ..... 413 / Nays 0

¶31.26 [Roll No. 112]

YEAS—413

Abercrombie
Ackerman
Aderholt
Akin
Alexander
Allen
Andrews
Baca
Bachus
Baird
Baker
Baldwin
Barrett (SC)
Barrow
Bartlett (MD)
Barton (TX)
Bass
Bean
Beauprez
Becerra
Berkley
Berman
Berry
Biggert
Bilirakis
Bishop (GA)
Bishop (NY)
Blackburn
Blumenauer
Blunt
Boehlert
Boehner
Bonilla
Bonner
Bono
Boozman
Boswell
Boucher
Boustany
Boyd
Bradley (NH)
Brady (PA)
Brady (TX)
Brown (OH)
Brown (SC)
Brown, Corrine
Brown-Waite, Ginny
Burgess
Burton (IN)
Butterfield
Calvert
Camp (MI)
Campbell (CA)
Cannon
Cantor
Capito
Capps
Capuano
Cardin
Cardoza
Carnahan
Carter
Case
Castle
Chabot
Chandler
Chocola
Clay
Cleaver
Clyburn
Coble
Cole (OK)
Conaway
Conyers
Cooper
Costa
Costello
Cramer
Crenshaw
Crowley
Cubin
Cuellar
Culberson
Cummings
Davis (AL)
Davis (CA)
Davis (IL)
Davis (KY)
Davis, Jo Ann
Davis, Tom
Deal (GA)
DeFazio
DeGette
Delahunt
DeLauro
DeLay
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Dicks
Dingell
Doggett
Doolittle
Doyle
Drake
Dreier
Duncan
Edwards
Ehlers
Emanuel
Emerson
Engel
English (PA)
Eshoo
Etheridge
Everett
Farr
Fattah
Feeney
Ferguson
Filner
Fitzpatrick (PA)
Flake
Foley
Forbes
Fortenberry
Fossella
Foxx
Frank (MA)
Franks (AZ)
Frelinghuysen
Gallegly
Garrett (NJ)
Gerlach
Gibbons
Gilchrest
Gillmor
Gingrey
Gohmert
Gonzalez
Goode
Goodlatte
Gordon

Granger
Graves
Green, Al
Green, Gene
Grijalva
Gutierrez
Gutknecht
Hall
Harman
Harris
Hart
Hastings (FL)
Hastings (WA)
Hayes
Hayworth
Hefley
Hensarling
Herger
Herseth
Higgins
Hinchey
Hinojosa
Hobson
Hoekstra
Holden
Holt
Honda
Hooley
Hostettler
Hoyer
Hulshof
Hunter
Hyde
Inglis (SC)
Inslee
Israel
Issa
Istook
Jackson (IL)
Jefferson
Jenkins
Jindal
Johnson (CT)
Johnson (IL)
Johnson, E. B.
Johnson, Sam
Jones (NC)
Kanjorski
Kaptur
Keller
Kelly
Kennedy (MN)
Kennedy (RI)
Kildee
Kilpatrick (MI)
Kind
King (IA)
King (NY)
Kingston
Kirk
Kline
Knollenberg
Kolbe
Kucinich
Kuhl (NY)
LaHood
Langevin
Lantos
Larsen (WA)
Larson (CT)
Latham
LaTourette
Leach
Lee
Levin
Lewis (CA)
Lewis (GA)
Lewis (KY)
Linder
Lipinski
LoBiondo
Lofgren, Zoe
Lowey
Lucas
Lungren, Daniel E.
Lynch
Mack
Maloney
Manzullo
Marchant
Markey
Marshall
Matheson
Matsui
McCarthy
McCaul (TX)
McCollum (MN)
McCotter
McCrery
McDermott
McGovern
McHenry
McHugh
McIntyre
McKeon
McKinney
McMorris
McNulty
Meehan
Meek (FL)
Meeks (NY)
Melancon
Mica
Michaud
Millender-McDonald
Miller (FL)
Miller (MI)
Miller (NC)
Miller, Gary
Miller, George
Mollohan
Moore (KS)
Moore (WI)
Moran (KS)
Moran (VA)
Murphy
Murtha
Musgrave
Myrick
Nadler
Napolitano
Neal (MA)
Neugebauer
Ney
Northup
Norwood
Nunes
Oberstar
Obey
Olver
Ortiz
Otter
Owens
Oxley
Pallone
Pascrell
Pastor
Paul
Pearce
Pelosi
Pence
Peterson (MN)
Peterson (PA)
Petri
Pickering
Pitts
Platts
Poe
Pombo
Pomeroy
Porter
Price (GA)
Price (NC)
Pryce (OH)
Putnam
Radanovich
Rahall
Ramstad
Rangel
Regula
Rehberg
Reichert
Renzi
Reyes
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Ros-Lehtinen
Ross
Rothman
Roybal-Allard
Royce
Ruppersberger
Ryan (OH)
Ryan (WI)
Ryun (KS)
Sabo
Salazar
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Saxton
Schakowsky
Schiff
Schmidt
Schwartz (PA)
Schwarz (MI)
Scott (GA)
Scott (VA)
Sensenbrenner
Serrano
Sessions
Shadegg
Shaw
Shays
Sherman
Sherwood
Shimkus
Shuster
Simmons
Simpson
Skelton
Slaughter
Smith (NJ)
Smith (TX)
Smith (WA)
Snyder
Sodrel
Solis
Spratt
Stark
Stearns
Stupak
Sullivan
Tancredo
Tanner
Tauscher
Taylor (MS)
Taylor (NC)
Terry
Thomas
Thompson (CA)
Thompson (MS)
Thornberry
Tiahrt
Tiberi
Tierney
Towns
Turner
Udall (CO)
Udall (NM)
Upton
Van Hollen
Velázquez
Walden (OR)
Walsh
Wamp
Wasserman Schultz
Waters
Watson
Watt
Waxman
Weiner
Weldon (FL)
Weldon (PA)
Weller
Westmoreland
Wexler
Whitfield
Wicker
Wilson (NM)
Wilson (SC)
Wolf
Woolsey
Wu
Wynn
Young (AK)
Young (FL)

NOT VOTING—19

Bishop (UT)
Boren
Buyer
Carson
Davis (FL)
Davis (TN)
Evans
Ford
Green (WI)
Jackson-Lee (TX)
Jones (OH)
Nussle
Osborne
Payne
Rush
Souder
Strickland
Sweeney
Visclosky

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said concurrent resolution, as amended, was agreed to.

A motion to reconsider the vote whereby the rules were suspended and said concurrent resolution, as amended, was agreed to was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said concurrent resolution.

¶31.27 H. RES. 658—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mr. POE, pursuant to clause 8, rule XX, announced the further unfinished business to be the motion to suspend the rules and agree to the resolution (H. Res. 658) supporting the goals and ideals of World Water Day; as amended.

The question being put,

Will the House suspend the rules and agree to said resolution, as amended?

The vote was taken by electronic device.

It was decided in the affirmative ..... { Yeas ..... 397 / Nays 14

¶31.28 [Roll No. 113]

YEAS—397

Abercrombie
Ackerman
Aderholt
Akin
Alexander
Allen
Andrews
Baca
Bachus
Baird
Baker
Baldwin
Barrett (SC)
Barrow
Bartlett (MD)
Barton (TX)
Bass
Bean
Beauprez
Becerra
Berkley
Berman
Berry
Biggert
Bilirakis
Bishop (GA)
Bishop (NY)
Blackburn
Blumenauer
Blunt
Boehlert
Boehner
Bonilla
Bonner
Bono
Boozman
Boswell
Boucher
Boustany
Boyd
Bradley (NH)
Brady (PA)
Brady (TX)
Brown (OH)
Brown (SC)
Brown, Corrine
Brown-Waite, Ginny
Burgess
Burton (IN)
Butterfield
Calvert
Camp (MI)
Campbell (CA)
Cannon
Cantor
Capito
Capps
Capuano
Cardin
Cardoza
Carnahan
Carter
Case
Castle
Chabot
Chocola
Clay
Cleaver
Clyburn
Coble
Cole (OK)
Conyers
Cooper
Costa
Costello
Cramer
Crenshaw
Crowley
Cubin
Cuellar
Culberson
Cummings
Davis (AL)
Davis (CA)
Davis (IL)
Davis (KY)
Davis, Jo Ann
Davis, Tom
Deal (GA)
DeFazio
DeGette
Delahunt
DeLauro
DeLay
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Dicks
Dingell
Doggett
Doolittle
Doyle
Drake
Dreier
Duncan
Edwards
Ehlers
Emanuel
Emerson
Engel
English (PA)
Eshoo
Etheridge
Everett
Farr
Fattah
Feeney
Ferguson
Filner
Fitzpatrick (PA)
Foley
Forbes
Fortenberry
Fossella
Foxx
Frank (MA)
Frelinghuysen
Gallegly
Gerlach
Gibbons
Gillmor
Gingrey
Gonzalez
Goode
Goodlatte
Gordon
Granger
Graves
Green, Al
Green, Gene
Grijalva
Gutierrez
Gutknecht
Hall
Harman
Harris
Hart
Hastings (FL)
Hastings (WA)
Hayes
Hayworth
Hefley
Hensarling
Herger
Herseth
Higgins
Hinchey
Hinojosa
Hobson
Holden
Holt
Honda
Hooley
Hostettler
Hoyer
Hulshof
Hunter
Hyde
Inglis (SC)
Inslee
Israel
Issa
Istook
Jackson (IL)
Jefferson
Jenkins
Jindal
Johnson (CT)
Johnson (IL)
Johnson, E. B.
Johnson, Sam
Jones (NC)
Kanjorski
Kaptur
Keller
Kelly
Kennedy (MN)
Kennedy (RI)
Kildee
Kilpatrick (MI)
Kind
King (IA)
King (NY)
Kirk
Kline
Knollenberg
Kolbe
Kucinich
Kuhl (NY)
LaHood
Langevin
Lantos
Larsen (WA)
Larson (CT)
Latham
LaTourette
Leach
Lee
Levin
Lewis (CA)
Lewis (GA)
Lewis (KY)
Linder
Lipinski
LoBiondo
Lofgren, Zoe
Lowey
Lucas
Lungren, Daniel E.
Lynch
Mack
Maloney
Manzullo
Marchant
Markey
Marshall
Matheson
Matsui
McCarthy
McCaul (TX)
McCollum (MN)
McCotter
McCrery
McDermott
McGovern
McHenry
McHugh
McIntyre
McKeon
McKinney
McMorris
McNulty
Meehan
Meek (FL)
Meeks (NY)
Melancon
Mica
Michaud
Millender-McDonald
Miller (FL)
Miller (MI)
Miller (NC)
Miller, Gary
Miller, George
Mollohan
Moore (KS)
Moore (WI)
Moran (KS)
Moran (VA)
Murphy
Murtha
Musgrave
Myrick
Nadler
Napolitano
Neal (MA)
Ney
Northup
Norwood
Nunes
Oberstar
Obey
Olver
Ortiz
Otter
Owens
Oxley
Pallone
Pascrell
Pastor
Pearce
Pelosi
Pence
Peterson (MN)
Peterson (PA)
Petri
Pickering
Pitts
Platts
Pombo
Pomeroy
Porter
Price (GA)
Price (NC)
Pryce (OH)
Putnam
Radanovich
Rahall
Ramstad
Rangel
Regula
Rehberg
Reichert
Renzi
Reyes
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Ros-Lehtinen
Ross
Rothman
Roybal-Allard
Ruppersberger
Ryan (OH)
Ryan (WI)
Ryun (KS)
Sabo
Salazar
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Saxton
Schakowsky
Schiff
Schmidt
Schwartz (PA)
Schwarz (MI)
Scott (GA)
Scott (VA)
Serrano
Sessions
Shaw
Shays
Sherman
Sherwood
Shimkus
Shuster
Simmons
Simpson
Skelton
Slaughter
Smith (NJ)
Smith (TX)
Smith (WA)
Snyder
Sodrel
Solis
Spratt
Stark
Stearns
Stupak
Sullivan
Tancredo
Tanner
Tauscher
Taylor (MS)
Taylor (NC)
Terry
Thomas
Thompson (CA)
Thompson (MS)
Tiahrt
Tiberi
Tierney
Towns
Turner
Udall (CO)
Udall (NM)
Upton
Van Hollen
Velázquez
Walden (OR)
Walsh
Wamp
Wasserman Schultz
Waters
Watson
Watt
Waxman
Weiner
Weldon (FL)
Weldon (PA)
Weller
Westmoreland
Wexler
Whitfield
Wicker
Wilson (NM)
Wilson (SC)
Wolf
Woolsey
Wu
Wynn
Young (AK)
Young (FL)

NAYS—14

Conaway
Flake
Franks (AZ)
Garrett (NJ)
Gohmert
Hoekstra
Kingston
Neugebauer
Paul
Poe
Royce
Sensenbrenner
Shadegg
Thornberry

NOT VOTING—21

Bishop (UT)
Boren
Buyer
Carson
Chandler
Davis (FL)
Davis (TN)
Evans
Ford
Gilchrest
Green (WI)
Jackson-Lee (TX)
Jones (OH)
Nussle
Osborne
Payne
Rush
Souder
Strickland
Sweeney
Visclosky

So, two-thirds of the Members present having voted in favor thereof,

the rules were suspended and said resolution, as amended, was agreed to.

A motion to reconsider the vote whereby the rules were suspended and said resolution, as amended, was agreed to was, by unanimous consent, laid on the table.

¶31.29 NOTICE—MOTION TO INSTRUCT CONFEREES—H.R. 4297

Mr. LARSON of Connecticut, pursuant to clause 7(c)(1) of rule XXII, announced his intention to instruct the managers on the part of the House at the conference with the Senate on the disagreeing votes of the two Houses on the amendment of the Senate to the bill (H.R. 4297) to provide for reconciliation pursuant to section 201(b) of the concurrent resolution on the budget for fiscal year 2006, be instructed to (1) agree to the following provisions of the amendment of the Senate: section 461 (relating to revaluation of LIFO inventories of large integrated oil companies), section 462 (relating to elimination of amortization of geological and geophysical expenditures for major integrated oil companies), and section 470 (relating to modifications of foreign tax credit rules applicable to large integrated oil companies which are dual capacity taxpayers); and (2) recede from the provisions of the House bill that extend the lower tax rate on dividends and capital gains that would otherwise terminate at the close of 2008.

¶31.30 NOTICE—MOTION TO INSTRUCT CONFEREES—H.R. 2830

Mr. George MILLER of California, pursuant to clause 7(c)(1) of rule XXII, announced his intention to instruct the managers on the part of the House at the conference with the Senate on the disagreeing votes of the two Houses on the amendment of the Senate to the bill (H.R. 2830) to amend the Employee Retirement Income Security Act of 1974 and the Internal Revenue Code of 1986 to reform the pension funding rules, and for other purposes, be instructed to recede to the provisions contained in the amendment of the Senate regarding restrictions on funding of nonqualified deferred compensation plans, except that (1) to the maximum extent possible within the scope of the conference, the managers on the part of the House shall insist that the restrictions under the bill as reported from conference regarding executive compensation, including under nonqualified plans, be the same as restrictions under the bill regarding benefits for workers and retirees under qualified pension plans; (2) the managers on the part of the House shall insist that the definition of ''covered employee'' for purposes of such provisions contained in the amendment of the Senate include the chief executive officer of the plan sponsor, any other employee of the plan sponsor who is ''covered employee'' within the meaning of such term specified in the provision contained in the amendment of the Senate (applied by disregarding the chief executive officer), and any other individual who is, with respect to the plan sponsor, an officer or employee within the meaning of section 16(b) of the Securities Exchange Act of 1934; and (3) in lieu of the effective date specified in such provisions contained in the amendment of the Senate, the managers on the part of the House shall insist on the effective date specified in the provisions of the bill as passed the House relating to treatment of nonqualified deferred compensation plans when the employer's defined benefit plan is in at-risk status.

¶31.31 PROVIDING FOR CONSIDERATION OF H.R. 4954

Mr. SESSIONS, by direction of the Committee on Rules, reported (Rept. No. 109–450) the resolution (H. Res. 789) providing for consideration of the bill (H.R. 4954) to improve maritime and cargo security through enhanced layered defenses, and for other purposes.

When said resolution and report were referred to the House Calendar and ordered printed.

¶31.32 MESSAGE FROM THE SENATE

A message from the Senate by Ms. Curtis, one of its clerks, announced that the Senate has passed without amendment a concurrent resolution of the House of the following title:

H. Con. Res. 349. A concurrent resolution authorizing the use of the Capitol Grounds for the Greater Washington Soap Box Derby.

The message also announced that the Senate has passed a bill and a concurrent resolution of the following titles in which the concurrence of the House is requested:

S. 1003. An Act to amend the Act of December 22, 1974, and for other purposes.

S. Con. Res. 91. A concurrent resolution expressing the sense of Congress that the President should posthumously award the Presidential Medal of Freedom to Leroy Robert ''Satchel'' Paige.

¶31.33 LEAVE OF ABSENCE

By unanimous consent, leave of absence was granted—

To Ms. JACKSON-LEE of Texas, for today;

To Mrs. JONES of Ohio, for today;

To Mr. OSBORNE, for today and balance of the week; and

To Mr. SWEENEY, for today.

And then,

¶31.34 ADJOURNMENT

On motion of Ms. BALDWIN, at 11 o'clock and 18 minutes p.m., the House adjourned.

¶31.35 REPORTS OF COMMITTEES ON PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XIII, reports of committees were delivered to the Clerk for printing and reference to the proper calendar, as follows:

Mr. YOUNG of Alaska: Committee on Transportation and Infrastructure. House Concurrent Resolution 359. Resolution authorizing the use of the Capitol Grounds for the District of Columbia Special Olympics Law Enforcement Torch Run (Rept. 109–448). Referred to the House Calendar.

Mr. TOM DAVIS of Virginia: Committee on Government Reform. S. 1736. An act to provide for the participation of employees in the judicial branch in the Federal leave transfer program for disasters and emergencies (Rept. 109–449). Referred to the Committee of the Whole House on the State of the Union.

Mr. SESSIONS: Committee on Rules. House Resolution 789. Resolution providing for consideration of the bill (H.R. 4954) to improve maritime and cargo security through enhanced layered defenses, and for other purposes (Rept. 109–450). Referred to the House Calendar.

¶31.36 PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XII, public bills and resolutions were introduced and severally referred, as follows:

By Mr. SENSENBRENNER (for himself, Mr. HASTERT, Ms. PELOSI, Mr. CONYERS, Mr. CHABOT, Mr. NADLER, Mr. WATT, Mr. LEWIS of Georgia, Mr. TOWNS, Mr. SCOTT of Georgia, Mrs. CHRISTENSEN, Mr. OWENS, Mr. CLYBURN, Ms. LEE, Mr. SCOTT of Virginia, Ms. LINDA T. SÁNCHEZ of California, Mr. JACKSON of Illinois, Mr. JEFFERSON, Ms. NORTON, Ms. KILPATRICK of Michigan, Mr. FATTAH, Ms. JACKSON-LEE of Texas, Ms. WATERS, Mr. HONDA, Mr. GONZALEZ, and Mrs. NAPOLITANO):

H.R. 9. A bill to amend the Voting Rights Act of 1965; to the Committee on the Judiciary.

By Mrs. WILSON of New Mexico (for herself, Mr. BASS, Mr. SHAYS, Mr. HALL, Mr. DEAL of Georgia, Mr. BILIRAKIS, Mr. SHIMKUS, Mr. PITTS, Mr. NORWOOD, Mr. BURGESS, Mrs. BONO, Mr. BUYER, Mr. ROGERS of Michigan, Mr. CHOCOLA, Mr. BRADLEY of New Hampshire, Mr. FERGUSON, Mrs. CUBIN, Mr. WALDEN of Oregon, Mrs. JOHNSON of Connecticut, Mr. SULLIVAN, Mr. UPTON, Mr. BARTON of Texas, and Mr. WAMP):

H.R. 5253. A bill to prohibit price gouging in the sale of gasoline, diesel fuel, crude oil, and home heating oil, and for other purposes; to the Committee on Energy and Commerce.

By Mr. BASS (for himself, Mr. BARTON of Texas, Mr. KIRK, Mrs. BONO, Mr. SHIMKUS, Mr. DEAL of Georgia, Mr. HALL, Mr. PITTS, Mr. NORWOOD, Mr. SULLIVAN, Mr. BURGESS, Mr. CHABOT, Mr. BUYER, Mr. CHOCOLA, Mr. PICKERING, Mrs. CUBIN, Mr. UPTON, Mr. JOHNSON of Illinois, Mr. GERLACH, and Mr. PORTER):

H.R. 5254. A bill to set schedules for the consideration of permits for refineries; to the Committee on Energy and Commerce, and in addition to the Committee on Armed Services, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. JONES of North Carolina:

H.R. 5255. A bill to prohibit a school from receiving Federal funds if the school prevents a student from displaying or wearing in a respectful manner a representation of the flag of the United States; to the Committee on Education and the Workforce.

By Mr. JONES of North Carolina:

H.R. 5256. A bill to establish a statute of repose for civil actions filed against recreational vessel manufacturers; to the Committee on the Judiciary.

By Mr. FILNER:

H.R. 5257. A bill to amend the Internal Revenue Code of 1986 to provide a basic income

guarantee in the form of a refundable tax credit for taxpayers who do not itemize deductions; to the Committee on Ways and Means.

By Mr. BERRY:

H.R. 5258. A bill to suspend temporarily the duty on certain plasma flat panel displays; to the Committee on Ways and Means.

By Mr. BERRY:

H.R. 5259. A bill to require the Biomass Research and Development Board to prepare a biobased fuel action plan to increase the use in the United States of biobased fuel as a ground transportation fuel; to the Committee on Agriculture, and in addition to the Committee on Science, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. BRADLEY of New Hampshire (for himself and Mr. BASS):

H.R. 5260. A bill to provide that any reduction in the hours of operation of Department of Veterans Affairs Medical Center emergency rooms may be implemented only after notice is provided to Congress and a period of 180 days has elapsed; to the Committee on Veterans' Affairs.

By Mr. BRADLEY of New Hampshire:

H.R. 5261. A bill to remove the permanent tariff and the temporary duty on ethanol; to the Committee on Ways and Means.

By Mr. CANTOR (for himself, Mr. SAM JOHNSON of Texas, Mr. HERGER, Mrs. BLACKBURN, Mr. BURGESS, Mr. PRICE of Georgia, and Mr. CAMP of Michigan):

H.R. 5262. A bill to amend the Internal Revenue Code of 1986 to provide tax incentives for the payment of premiums for high deductible health plans, and for other purposes; to the Committee on Ways and Means.

By Mrs. CHRISTENSEN (for herself, Mr. WATT, Ms. LEE, Mr. OWENS, Ms. MILLENDER-MCDONALD, Mr. TOWNS, Mr. CONYERS, Ms. NORTON, Ms. CARSON, Mr. CLEAVER, Mr. FATTAH, Mr. PAYNE, Ms. KILPATRICK of Michigan, Ms. CORRINE BROWN of Florida, Ms. MOORE of Wisconsin, Mr. MEEKS of New York, Mr. CLAY, Mr. WYNN, Mr. AL GREEN of Texas, Ms. JACKSON-LEE of Texas, Mr. RUSH, Mr. JACKSON of Illinois, Mr. THOMPSON of Mississippi, Mr. SCOTT of Virginia, Mr. BISHOP of Georgia, Mr. LEWIS of Georgia, Ms. EDDIE BERNICE JOHNSON of Texas, Mr. HASTINGS of Florida, Mr. DAVIS of Alabama, Mr. RANGEL, Mrs. JONES of Ohio, Mr. BUTTERFIELD, Mr. JEFFERSON, Mr. CLYBURN, Ms. WATSON, Mr. CUMMINGS, Ms. WATERS, Mr. DAVIS of Illinois, Mr. SCOTT of Georgia, Ms. MCKINNEY, Mr. MEEK of Florida, and Mr. FORD):

H.R. 5263. A bill to amend part D of title XVIII of the Social Security Act to extend the 2006 and 2007 initial enrollment periods for the Medicare prescription drug benefit and suspend the late enrollment penalty through December 31, 2007, to permit Medicare beneficiaries to change enrollment in a prescription drug plan during the first 12 months of enrollment, and to prevent changes in formularies other than at the time of open enrollment periods and only with advance notice; to the Committee on Energy and Commerce, and in addition to the Committee on Ways and Means, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. ENGEL:

H.R. 5264. A bill to provide American consumers information about the broadcast television transition from an analog to a digital format; to the Committee on Energy and Commerce.

By Ms. HOOLEY:

H.R. 5265. A bill to provide grants to certain areas to prepare for a tsunami; to the Committee on Transportation and Infrastructure.

By Mr. KUCINICH (for himself, Mr. CONYERS, Ms. LEE, Mr. SANDERS, Ms. WATERS, and Mr. OLVER):

H.R. 5266. A bill to provide additional protections for farmers and ranchers that may be harmed economically by genetically engineered seeds, plants, or animals, to ensure fairness for farmers and ranchers in their dealings with biotech companies that sell genetically engineered seeds, plants, or animals, and for other purposes; to the Committee on Agriculture.

By Mr. KUCINICH (for himself, Mr. CONYERS, Ms. LEE, Mr. SANDERS, and Ms. WATERS):

H.R. 5267. A bill to prohibit the open-air cultivation of genetically engineered pharmaceutical and industrial crops, to prohibit the use of common human food or animal feed as the host plant for a genetically engineered pharmaceutical or industrial chemical, to establish a tracking system to regulate the growing, handling, transportation, and disposal of pharmaceutical and industrial crops and their byproducts to prevent human, animal, and general environmental exposure to genetically engineered pharmaceutical and industrial crops and their byproducts, and for other purposes; to the Committee on Agriculture.

By Mr. KUCINICH (for himself, Mr. CONYERS, Ms. LEE, Mr. SANDERS, Ms. WATERS, Mr. OLVER, Mr. NADLER, and Mr. GEORGE MILLER of California):

H.R. 5268. A bill to amend the Federal Food, Drug, and Cosmetic Act with respect to the safety of genetically engineered foods, and for other purposes; to the Committee on Energy and Commerce.

By Mr. KUCINICH (for himself, Mr. CONYERS, Ms. LEE, Mr. SANDERS, Ms. WATERS, Mr. OLVER, Mrs. MALONEY, Mr. NADLER, Mr. GEORGE MILLER of California, Mr. GUTIERREZ, Mr. BROWN of Ohio, and Mr. SHAYS):

H.R. 5269. A bill to amend the Federal Food, Drug, and Cosmetic Act, the Federal Meat Inspection Act, and the Poultry Products Inspection Act to require that food that contains a genetically engineered material, or that is produced with a genetically engineered material, be labeled accordingly; to the Committee on Agriculture, and in addition to the Committee on Energy and Commerce, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. KUCINICH (for himself, Mr. CONYERS, Ms. LEE, Mr. SANDERS, Ms. WATERS, and Mr. OLVER):

H.R. 5270. A bill to ensure that efforts to address world hunger through the use of genetically engineered animals and crops actually help developing countries and peoples while protecting human health and the environment, and for other purposes; to the Committee on International Relations, and in addition to the Committees on Ways and Means, Financial Services, and Agriculture, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. KUCINICH (for himself, Mr. CONYERS, Ms. LEE, Mr. SANDERS, Ms. WATERS, and Mr. OLVER):

H.R. 5271. A bill to assign liability for injury caused by genetically engineered organisms; to the Committee on the Judiciary, and in addition to the Committee on Energy and Commerce, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mrs. LOWEY:

H.R. 5272. A bill to amend the Federal Fire Prevention and Control Act of 1974 to authorize the Administrator of the United States Fire Administration to provide assistance to firefighting task forces, and for other purposes; to the Committee on Science.

By Mr. MARKEY (for himself, Ms. ESHOO, Mr. BOUCHER, and Mr. INSLEE):

H.R. 5273. A bill to promote open broadband networks and innovation, foster electronic commerce, and safeguard consumer access to online content and services; to the Committee on Energy and Commerce.

By Mr. SWEENEY:

H.R. 5274. A bill to amend the Internal Revenue Code of 1986 to provide a deduction for the provision of boating safety equipment; to the Committee on Ways and Means.

By Ms. VELÁZQUEZ (for herself, Mr. OWENS, Mr. MORAN of Virginia, Mr. HINOJOSA, Mr. PRICE of North Carolina, Mr. SERRANO, Ms. DELAURO, Mr. FARR, and Mr. OSBORNE):

H.R. 5275. A bill to establish the Silver Scholarship program to provide transferable educational awards to older individuals who have performed certain volunteer services; to the Committee on Education and the Workforce.

By Mr. WU:

H.R. 5276. A bill to amend the Older Americans Act of 1965 to include a grant program to support life-long learning programs; to the Committee on Education and the Workforce.

By Mr. WU:

H.R. 5277. A bill to amend the Older Americans Act of 1965 to require the Assistant Secretary, when making grants for multidisciplinary centers of gerontology and gerontology centers of special emphasis, to give preference with respect to such centers that are located at institutions of higher education in urban areas; to the Committee on Education and the Workforce.

By Mr. MEEKS of New York (for himself, Mr. MCNULTY, Mr. MCGOVERN, Mr. LANTOS, Mr. MICHAUD, Mr. PAYNE, Mr. TANCREDO, Ms. CORRINE BROWN of Florida, Mr. CONYERS, Mr. CROWLEY, Mr. COBLE, Mr. DELAHUNT, Mr. SMITH of New Jersey, Mr. CUMMINGS, Mr. MILLER of North Carolina, Mr. ADERHOLT, Ms. BERKLEY, Mr. SERRANO, Mr. MCCOTTER, and Mr. RANGEL):

H. Con. Res. 397. Concurrent resolution honoring 2006 Olympic team member Joey Cheek and recognizing the need to work with international partners to help bring an end to the ongoing genocide in Darfur region of Sudan and the suffering of children in Chad; to the Committee on International Relations.

By Mr. HEFLEY (for himself, Mr. TANCREDO, Mr. SHAYS, Mr. RAMSTAD, Mr. VAN HOLLEN, Mr. NEAL of Massachusetts, Mrs. MCCARTHY, Mr. OTTER, Mr. KENNEDY of Rhode Island, Ms. NORTON, Mr. DINGELL, Mr. KING of New York, Mr. DREIER, Mr. HOLT, Mr. REICHERT, Mr. LEVIN, Mr. BEAUPREZ, Mr. SALAZAR, Mr. UDALL of Colorado, Ms. BORDALLO, Mr. POE, Ms. GRANGER, Mr. SIMMONS, Mr. PORTER, Mr. EMANUEL, Mr. SKELTON, Mr. ROYCE, Mr. RUPPERSBERGER, Ms. ZOE LOFGREN of California, Ms. JACKSON-LEE of Texas, Mr. CALVERT, Ms. KILPATRICK of Michigan, Mr. BERMAN, Mr. STUPAK, Mr. ETHERIDGE, Mr. LANGEVIN, Mr. FARR, Mr. DOYLE, Mr. COSTELLO, Mr. MURPHY, Mr. BROWN of Ohio, Mr. PETERSON of Minnesota, Mr. WEINER, Mr. SESSIONS, Mr.

PLATTS, Mr. GORDON, Ms. DEGETTE, Mr. LARSEN of Washington, Mr. SAXTON, Mr. CARDOZA, Mr. ALEXANDER, and Mr. CONAWAY):

H. Res. 788. A resolution supporting the goals and ideals of Peace Officers Memorial Day; to the Committee on Government Reform.

By Ms. DELAURO (for herself, Mr. LEWIS of Georgia, Mr. BISHOP of Georgia, Mrs. MALONEY, Mr. MCDERMOTT, Mr. CONYERS, Mr. HONDA, Mr. SERRANO, Mr. COOPER, Mr. SANDERS, and Mr. RANGEL):

H. Res. 790. A resolution recognizing the African American Spiritual as a national treasure; to the Committee on Education and the Workforce.

By Mr. GINGREY (for himself and Mr. BARTLETT of Maryland):

H. Res. 791. A resolution recognizing the establishment of Hunters for the Hungry programs across the United States and the contributions of those programs efforts to decrease hunger and help feed those in need; to the Committee on Agriculture.

By Mr. MEEKS of New York (for himself, Mr. MCNULTY, Mrs. CHRISTENSEN, Mr. PAYNE, and Mr. OWENS):

H. Res. 792. A resolution recognizing the 40th anniversary of the independence of Guyana and extending best wishes to Guyana for peace and further progress, development, and prosperity; to the Committee on International Relations.

By Mr. RYUN of Kansas (for himself, Mrs. JO ANN DAVIS of Virginia, Mr. KING of New York, Mr. PENCE, Mr. FORD, and Mr. TANNER):

H. Res. 793. A resolution affirming that statements of national unity, including the National Anthem, should be recited or sung in English; to the Committee on the Judiciary.

¶31.37 MEMORIALS

Under clause 3 of rule XII, memorials were presented and referred as follows:

302. The SPEAKER presented a memorial of the Legislature of the State of Idaho, relative to Senate Joint Memorial No. 118 urging the enforcement of the reduced maximum containment level for arsenic in drinking water be suspended until such time as definitive scientific evidence with the United States validates that consumption of water between 10 to 50 PPB of arsenic causes cancer mortality or produces some other health problems; to the Committee on Energy and Commerce.

303. Also, a memorial of the Legislature of the State of Idaho, relative to Senate Joint Memorial No. 120 opposing any proposals which lead to a significant sale of federal land located in the state of Idaho; to the Committee on Resources.

304. Also, a memorial of the Legislature of the State of Idaho, relative to Senate Joint Memorial No. 113 supporting the confirmation of the appointment of Judge N. Randy Smith to serve on the Ninth Circuit U.S. Court of Appeals; to the Committee on the Judiciary.

305. Also, a memorial of the Legislature of the State of Idaho, relative to Senate Joint Memorial No. 119 requesting the Congress of the United States to adopt S. 520 and H.R. 1070; to the Committee on the Judiciary.

306. Also, a memorial of the Legislature of the State of Nebraska, relative to Legislative Resolution No. 441 supporting the vision of ''25 by 25,'' whereby agriculture will provide twenty-five percent of the total energy consumed in the United States by the year 2025, while continuing to produce abundant, safe, and affordable food and fiber; jointly to the Committees on Agriculture, Energy and Commerce, and Resources.

¶31.38 ADDITIONAL SPONSORS

Under clause 7 of rule XII, sponsors were added to public bills and resolutions as follows:

H.R. 278: Mrs. MUSGRAVE.
H.R. 311: Mr. TERRY.
H.R. 378: Ms. MCKINNEY.
H.R. 550: Mr. VISCLOSKY.
H.R. 552: Mr. SODREL.
H.R. 559: Ms. MCKINNEY and Mr. FATTAH.
H.R. 602: Mr. FATTAH and Mr. FOSSELLA.
H.R. 633: Mr. DICKS.
H.R. 819: Mr. GERLACH, Mr. BAKER, and Ms. BERKLEY.
H.R. 831: Mr. OLVER.
H.R. 916: Mr. SHIMKUS and Ms. ROYBAL-ALLARD.
H.R. 986: Mr. FATTAH and Ms. MOORE of Wisconsin.
H.R. 998: Mr. PORTER and Mrs. WILSON of New Mexico.
H.R. 1106: Mrs. MALONEY.
H.R. 1188: Ms. HOOLEY.
H.R. 1306: Mr. MELANCON, Mr. OBERSTAR, and Mr. SALAZAR.
H.R. 1366: Mr. SANDERS.
H.R. 1372: Mr. GORDON.
H.R. 1380: Mr. BONNER and Mr. LEACH.
H.R. 1384: Mr. BOUCHER, Mr. BURTON of Indiana, Mr. ROGERS of Alabama, and Mr. SIMPSON.
H.R. 1415: Mr. CONYERS.
H.R. 1416: Mr. CUMMINGS.
H.R. 1425: Mr. HONDA, Mr. EVANS, and Ms. ZOE LOFGREN of California.
H.R. 1431: Mr. WELDON of Pennsylvania and Mr. DEFAZIO.
H.R. 1554: Mrs. EMERSON and Mrs. MALONEY.
H.R. 1578: Mr. SCOTT of Georgia.
H.R. 1588: Mr. SABO.
H.R. 1632: Mr. LATOURETTE.
H.R. 1872: Mr. MCCOTTER.
H.R. 1932: Mr. DAVIS of Kentucky.
H.R. 1951: Mr. RAHALL.
H.R. 2048: Ms. LEE.
H.R. 2070: Mr. PAYNE.
H.R. 2071: Mrs. LOWEY and Ms. DELAURO.
H.R. 2076: Mr. SANDERS.
H.R. 2178: Ms. BALDWIN and Mr. EMANUEL.
H.R. 2230: Mr. BASS.
H.R. 2231: Mr. SCOTT of Georgia and Mrs. TAUSCHER.
H.R. 2317: Mr. HUNTER.
H.R. 2553: Mr. WU.
H.R. 2567: Mr. WU.
H.R. 2629: Mr. MOORE of Kansas.
H.R. 2716: Mr. GORDON and Mr. BISHOP of Georgia.
H.R. 2793: Mr. EMANUEL, Ms. HART, and Mr. SCHWARZ of Michigan.
H.R. 2870: Ms. CORRINE BROWN of Florida, Ms. LEE, and Mr. SERRANO.
H.R. 2877: Mr. LYNCH.
H.R. 3183: Mr. POMEROY.
H.R. 3186: Mr. OSBORNE and Mr. FORTENBERRY.
H.R. 3189: Mr. INGLIS of South Carolina.
H.R. 3385: Mr. WAXMAN and Mr. BOSWELL.
H.R. 3427: Mr. GERLACH, Mr. MCHUGH, Mr. JEFFERSON, Mr. THOMPSON of California, Mr. ENGEL, Mr. HINOJOSA, Mrs. MALONEY, Mr. KING of New York, Mr. ACKERMAN, Mr. LYNCH, and Mr. HIGGINS.
H.R. 3466: Mr. KING of Iowa.
H.R. 3476: Mrs. MALONEY, Mr. DENT, Mr. MURPHY, Mr. MANZULLO, Ms. ZOE LOFGREN of California, Mr. LANTOS, Mr. MICHAUD, and Mr. WELDON of Pennsylvania.
H.R. 3584: Mr. KUCINICH, Mr. NADLER, Mr. GRIJALVA, Mr. DOGGETT, and Mr. FRANK of Massachusetts.
H.R. 3683: Mr. KUHL of New York.
H.R. 3690: Mr. OLVER.
H.R. 3762: Ms. SCHAKOWSKY.
H.R. 3852: Mr. FATTAH, Mr. PAYNE, and Mr. MORAN of Virginia.
H.R. 3858: Mr. BONNER, Mr. SKELTON, Mr. DELAHUNT, Mr. KUCINICH, and Ms. ROYBAL-ALLARD.
H.R. 3883: Mr. CUELLAR and Mr. GUTKNECHT.
H.R. 3915: Mr. ROGERS of Kentucky.
H.R. 3964: Mr. HINCHEY, Mr. WU, Mr. LEWIS of Georgia, and Mr. ISRAEL.
H.R. 4025: Mr. CUMMINGS, Mrs. EMERSON, Mr. AL GREEN of Texas, and Mr. ENGLISH of Pennsylvania.
H.R. 4059: Mr. MOORE of Kansas.
H.R. 4166: Mr. CAPUANO.
H.R. 4184: Ms. BALDWIN.
H.R. 4188: Mrs. MALONEY, Mr. ISRAEL, Ms. WASSERMAN SCHULTZ, Mr. CARNAHAN, and Ms. ZOE LOFGREN of California.
H.R. 4201: Mr. CONYERS and Mr. DELAHUNT.
H.R. 4222: Mr. KUCINICH.
H.R. 4232: Mr. FATTAH.
H.R. 4236: Mr. MELANCON, Mr. PENCE, Ms. HERSETH, and Mr. POMBO.
H.R. 4259: Mr. PAUL.
H.R. 4293: Ms. DELAURO.
H.R. 4318: Mr. ROGERS of Alabama, Mr. ROHRABACHER, Mr. CRAMER, Mr. COOPER, Mr. CUELLAR, and Mr. KANJORSKI.
H.R. 4341: Mr. LEACH, Mr. SOUDER, Mr. POMEROY, and Mr. SWEENEY.
H.R. 4347: Mr. HONDA and Mr. EMANUEL.
H.R. 4384: Mrs. KELLY, Mr. INSLEE, Mr. CUMMINGS, and Mr. LEWIS of Georgia.
H.R. 4409: Mr. PRICE of North Carolina, Mr. TOWNS, Mr. EVERETT, Mr. MCCAUL of Texas, and Mrs. LOWEY.
H.R. 4421: Mr. LEWIS of Kentucky and Mr. NEUGEBAUER.
H.R. 4479: Ms. HOOLEY and Ms. KILPATRICK of Michigan.
H.R. 4597: Mr. THOMPSON of California.
H.R. 4608: Mr. BARTLETT of Maryland.
H.R. 4683: Mr. MCDERMOTT.
H.R. 4695: Mr. KUCINICH, Mr. VISCLOSKY, Mrs. KELLY, and Mr. MCCOTTER.
H.R. 4703: Mr. SIMMONS, Mr. OWENS, Mr. SESSIONS, Ms. BEAN, Mrs. BONO, and Mr. BURGESS.
H.R. 4708: Mr. EVANS.
H.R. 4727: Mr. SMITH of Washington.
H.R. 4730: Mr. LOBIONDO, Mr. COLE of Oklahoma, Mr. GONZALEZ, Mr. MCCOTTER, and Mr. ALEXANDER.
H.R. 4736: Mr. CARNAHAN, Ms. KAPTUR, Mr. JEFFERSON, Ms. BERKLEY, Mrs. MALONEY, Ms. BALDWIN, Mrs. CAPPS, Mr. PALLONE, Ms. CARSON, Mr. CROWLEY, Mr. EVANS, Mr. CUMMINGS, Ms. MCKINNEY, and Mr. TIERNEY.
H.R. 4740: Mr. MANZULLO.
H.R. 4755: Mr. WAXMAN, Mr. MCKEON, Ms. HARRIS, and Mrs. NAPOLITANO.
H.R. 4760: Mr. CARNAHAN and Ms. BORDALLO.
H.R. 4761: Mr. CANNON.
H.R. 4773: Mr. FATTAH.
H.R. 4775: Mr. JINDAL.
H.R. 4828: Mr. PRICE of North Carolina.
H.R. 4836: Mr. HOSTETTLER.
H.R. 4844: Mr. WESTMORELAND.
H.R. 4871: Ms. MCKINNEY.
H.R. 4894: Mr. FOSSELLA, Mr. KELLER, and Mrs. BIGGERT.
H.R. 4897: Mr. CARNAHAN.
H.R. 4902: Mr. NORWOOD.
H.R. 4903: Mr. HOYER and Mr. WAXMAN.
H.R. 4953: Mr. EVANS.
H.R. 4960: Mr. SOUDER.
H.R. 4976: Mr. PAUL and Mr. DELAHUNT.
H.R. 5005: Mr. BARRETT of South Carolina, Mr. RAHALL, and Mr. BONNER.
H.R. 5013: Mr. CHABOT, Mr. BONNER, and Mr. BURTON of Indiana.
H.R. 5022: Mr. VAN HOLLEN and Mr. KUCINICH.
H.R. 5035: Mr. GRIJALVA, Mr. KUCINICH, Mr. MCDERMOTT, and Mr. OWENS.
H.R. 5037: Mr. KIRK, Mr. TERRY, Mr. EMANUEL, Mr. GUTKNECHT, Mr. GARRETT of New Jersey, Mr. VAN HOLLEN, Ms. LORETTA SANCHEZ of California, Mr. BUTTERFIELD, Mr. SKELTON, and Ms. KILPATRICK of Michigan.

H.R. 5065: Ms. MCKINNEY.
H.R. 5099: Mr. EVANS and Mr. WICKER.
H.R. 5120: Mr. BOUCHER, Mr. ROTHMAN, and Mr. SESSIONS.
H.R. 5129: Mr. KOLBE, Mr. SOUDER, and Mr. WOLF.
H.R. 5134: Mr. GARY G. MILLER of California, Mr. YOUNG of Alaska, and Mr. ROGERS of Michigan.
H.R. 5135: Mr. KANJORSKI.
H.R. 5143: Mr. ISSA, Mr. BARRETT of South Carolina, Mr. MCHENRY, Mr. CALVERT, and Mr. WELDON of Pennsylvania.
H.R. 5150: Mr. VAN HOLLEN, Mr. EMANUEL, and Mr. RAHALL.
H.R. 5158: Mr. MCGOVERN.
H.R. 5159: Mr. PRICE of North Carolina, Mr. FRANK of Massachusetts, Mr. DOYLE, Mr. COLE of Oklahoma, Ms. DEGETTE, Mr. MCCOTTER, Mr. ALEXANDER, Mr. MILLER of North Carolina, Mr. SMITH of New Jersey, Mr. POMBO, and Mr. PITTS.
H.R. 5166: Mr. POMBO, Mr. JEFFERSON, Mr. TIBERI, Mr. JONES of North Carolina, Mr. REHBERG, Mr. ROGERS of Michigan, Mr. GALLEGLY, Mr. CRAMER, Mr. SHADEGG, Mr. CALVERT, Mrs. DRAKE, Mr. PLATTS, Mr. LATOURETTE, Mr. GEORGE MILLER of California, Mr. DELAHUNT, MR. LARSON of Connecticut, and Mr. MARCHANT.
H.R. 5170: Mr. PITTS, Mr. HALL, Mr. FOSSELLA, Mr. BURGESS, Mr. FLAKE, Mr. KOLBE, Ms. GINNY BROWN-WAITE of Florida, Mr. SHAYS, and Mr. MILLER of Florida.
H.R. 5177: Mr. JONES of North Carolina.
H.R. 5201: Mr. CARNAHAN, Mr. MEEHAN, Mr. EMANUEL, Mr. SMITH of New Jersey, and Ms. VELAZQUEZ.
H.R. 5204: Mr. DOYLE, Mr. BROWN of Ohio, Mr. THOMPSON of Mississippi, and Mr. STUPAK.
H.R. 5206: Mr. CALVERT, Mr. FOLEY, Mr. JONES of North Carolina, Ms. GINNY BROWN-WAITE of Florida, Mr. REHBERG, Mr. ENGEL, Ms. KILPATRICK of Michigan, Mr. GERLACH, and Mr. WELDON of Florida.
H.R. 5209: Mr. JEFFERSON.
H.R. 5225: Mrs. CAPPS, Mr. PALLONE, and Mr. KILDEE.
H.R. 5230: Mrs. KELLY and Ms. FOXX.
H.R. 5252: Mr. BASS, Mr. FOSSELLA, Mrs. BONO, Mr. HALL, Mr. WYNN, Mr. MEEKS of New York, Mr. THOMPSON of Mississippi, and Mr. BUTTERFIELD.
H. Con. Res. 42: Mr. JEFFERSON.
H. Con. Res. 235: Mrs. DAVIS of California.
H. Con. Res. 347: Mr. DAVIS of Illinois, Mr. MCCOTTER, Mr. WEXLER, Mr. KUCINICH, Mr. BASS, Mr. FILNER, Mr. ENGLISH of Pennsylvania, Mr. MCGOVERN, Mr. BAKER, Mr. BISHOP of Georgia, Mr. ABERCROMBIE, Mr. FORD, Mr. GARRETT of New Jersey, Mr. GIBBONS, Mr. FRANK of Massachusetts, Mr. MARKEY, Mr. WICKER, Mr. SMITH of Washington, Mr. COLE of Oklahoma, Mr. MILLER of Florida, Mr. SHUSTER, Mr. GORDON, Mrs. JOHNSON of Connecticut, Mr. CASE, Mr. CONYERS, Mr. PETERSON of Minnesota, and Ms. MCCOLLUM of Minnesota.
H. Con. Res. 348: Mr. LEACH.
H. Con. Res. 380: Mr. GONZALEZ and Mr. MCCOTTER.
H. Con. Res. 392: Mr. INGLIS of South Carolina, Mr. GORDON, Mrs. MILLER of Michigan, Mr. LANTOS and Ms. BERKLEY.
H. Con. Res. 393: Mr. MCDERMOTT, Mrs. JONES of Ohio, and Mr. SCOTT of Georgia.
H. Con. Res. 395: Ms. ZOE LOFGREN of California and Mr. EVANS.
H. Con. Res. 396: Mr. INGLIS of South Carolina and Mr. MCGOVERN.
H. Res. 212: Mr. BACA, Ms. CORRINE BROWN of Florida, and Mr. CONYERS.
H. Res. 245: Mr. BROWN of Ohio.
H. Res. 327: Mr. KUCINICH and Mr. DICKS.
H. Res. 675: Mr. KENNEDY of Rhode Island and Mr. FATTAH.
H. Res. 697: Mr. MCCOTTER and Mr. WEXLER.
H. Res. 699: Mr. MILLER of North Carolina and Ms. DELAURO.
H. Res. 720: Mr. MANZULLO and Mr. SOUDER.
H. Res. 723: Mrs. DAVIS of California, Mr. EVANS, Mr. CARDIN, Mr. FRANK of Massachusetts, Mr. OLVER, Mr. CUMMINGS, Mr. LIPINSKI, Ms. ESHOO, Mr. CAPUANO, Mr. SCHIFF, Mr. HINCHEY, Mr. MEEKS of New York, Mr. WU, Mr. PENCE, Mrs. NAPOLITANO, and Mr. WOLF.
H. Res. 727: Mr. GONZALEZ and Ms. BERKLEY.
H. Res. 729: Mr. SHERMAN.
H. Res. 745: Mr. WEXLER, Mr. JEFFERSON, Mr. MCGOVERN, Mr. MCHUGH, and Ms. HARMAN.
H. Res. 758: Mr. PASCRELL.
H. Res. 759: Mrs. NAPOLITANO, Mr. CASE, Mr. PAYNE, and Mrs. MALONEY.
H. Res. 760: Ms. BORDALLO, Mr. BROWN of South Carolina, Mr. CALVERT, Mr. CAMPBELL of California, Mrs. CAPPS, Mr. CASE, Mr. CASTLE, Ms. DELAURO, Mrs. DRAKE, Mr. FARR, Mr. FOLEY, Mr. FOSSELLA, Mr. GRIJALVA, Mr. HASTINGS of Florida, Ms. HARRIS, Mr. ISRAEL, Mr. JONES of North Carolina, Mr. KING of New York, Mr. KIRK, Mr. LOBIONDO, Mr. LYNCH, Mr. MCINTYRE, Mr. MACK, Mr. ORTIZ, Mr. PAUL, Mr. ROHRABACHER, Mr. ROTHMAN, Mr. SAXTON, and Mr. WALSH.
H. Res. 773: Mr. KIRK, Mr. HINOJOSA, Ms. LINDA T. SÁNCHEZ of California, Mr. FOLEY, Mr. INSLEE, Ms. BERKLEY, Mr. BLUMENAUER, Mr. CARDIN, Mr. FRANK of Massachusetts, Mr. GONZALEZ, Mrs. MCCARTHY, Mr. GEORGE MILLER of California, Mr. NADLER, Mr. SHERMAN, Mr. WAXMAN, Mr. WEXLER, Mr. HOLDEN, Mr. BURTON of Indiana, and Mr. HONDA.
H. Res. 784: Mr. LANTOS, Mrs. DAVIS of California, Mr. BROWN of Ohio, Mr. CROWLEY, and Ms. DELAURO.

WEDNESDAY, MAY 3, 2006 (32)

¶32.1 APPOINTMENT OF SPEAKER PRO TEMPORE

The House was called to order by the SPEAKER pro tempore, Mr. BONNER, who laid before the House the following communication:

WASHINGTON, DC,
May 3, 2006.

I hereby appoint the Honorable JO BONNER to act as Speaker pro tempore on this day.

J. DENNIS HASTERT,
Speaker of the House of Representatives.

¶32.2 APPROVAL OF THE JOURNAL

The SPEAKER pro tempore, Mr. BONNER, announced he had examined and approved the Journal of the proceedings of Tuesday, May 2, 2006.

Pursuant to clause 1, rule I, the Journal was approved.

¶32.3 COMMUNICATIONS

Executive and other communications, pursuant to clause 8, rule XII, were referred as follows:

7184. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule—Pendimethalin; Pesticide Tolerance [EPA-HQ-OPP-2005-0056; FRL-7770-4] received April 6, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

7185. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule—Trifloxystrobin; Pesticide Tolerance [EPA-HQ-OPP-2005-0299; FRL-7759-9] received March 28, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

7186. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule—Flonicamid; Pesticide Tolerance [EPA-HQ-OPP-2004-0321; FRL-7769-1] received March 28, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

7187. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule—Fenpropimorph; Pesticide Tolerance [EPA-HQ-OPP-2005-0105; FRL-7761-3] received March 28, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

7188. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule—Fenhexamid; Pesticide Tolerance [EPA-HQ-OPP-2004-0328; FRL-7769-6] received March 28, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

7189. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule—Maine: Determination of Adequacy for the State Municipal Solid Waste Landfill Permit Program [FRL-8024-2] received January 19, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

7190. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule—Clean Air Act Approval and Promulgation of Air Quality Implementation Plan Revision for North Dakota; Revisions to the Air Pollution Control Rules; Delegation of Authority for New Source Performance Standards [EPA-R08-OAR-2005-ND-0002; FRL-8011-1] received January 19, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

7191. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule—Clean Air Act Approval and Promulgation of Air Quality Implementation Plan Revision for Colorado; Long-Term Strategy of State Implementation Plan for Class I Visibility Protection [EPA-R08-OAR-2005-CO-0002; FRL-8010-2] received January 19, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

7192. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule—Approval and Promulgation of State Implementation Plans; Oregon; Portland Carbon Monoxide Second 10-Year Maintenance Plan [Docket #: EPA-R10-OAR-2005-OR-0001; FRL-8015-3] received January 19, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

7193. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule—Approval and Promulgation of Implementation Plans; Tennessee; Nashville Area Second 10-Year Maintenance Plan for the 1-Hour Ozone National Ambient Air Quality Standard; Correction [R04-OAR-2005-TN-0006-200510(c); FRL-8023-5] received January 19, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

7194. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule—Approval and Promulgation of Implementation Plans and Designation of Areas for Air Quality Planning Purposes; Kentucky; Redesignation of the Christian County, Kentucky, Portion of the Clarksville-Hopkinsville 8-Hour Ozone Nonattainment Area to Attainment for Ozone [EPA-R04-OAR-2005-KY-0001-200521(f); FRL-8023-8] received January 19, 2006, pursuant to 5

U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

7195. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule—Approval and Promulgation of Air Quality Implementation Plans; Montana; Revisions to the Administrative Rules of Montana; New Source Performance Standards for Montana; Final Rule [EPA-R08-OAR-2004-MT-0001, FRL-8012-9] received January 19, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

7196. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule—Approval and Promulgation of Air Quality Implementation Plans; Montana; Revisions to the Administrative Rules of Montana; Direct Final Rule [EPA-R08-OAR-2005-MT-0001, FRL-8012-5] received January 19, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

7197. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule—Protection of Stratospheric Ozone: Recordkeeping and Reporting Requirements for the Import of Halon-1301 Aircraft Fire Extinguishing Vessels [EPA-HQ-OAR-2005-0131; FRL-80157-5] (RIN: 2060-AM46) received April 6, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

7198. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule—Revisions to the Arizona State Implementation Plan, Arizona Department of Environmental Qaulity [EPA-R09-OAR-2006-0227; FRL-8054-8] received April 6, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

7199. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule—Interim Final Determination to Stay and/or Defer Sanctions, Arizona Department of Environmental Quality [EPA-R09-OAR-2006-0227, FRL-8054-9] received April 6, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

7200. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule—Revisions to the California State Implementation Plan, San Joaquin Valley Unified Air Pollution Control District and South Coast Air Quality Management District [EPA-R09-OAR-2006-0171; FRL-8053-2] received April 6, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

7201. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule—Protection of Stratospheric Ozone; Notice 20 for Significant New Alternatives Policy Program [EPA-HQ-OAR-2003-0118; FRL-8050-9] (RIN: 2060-AG12) received March 28, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

7202. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule—Regulation of Fuel and Fuel Additives; Gasoline and Diesal Fuel Test Methods [EPA-OAR-2005-0048; FRL-8052-1] (RIN: 2060-AM42) received March 28, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

7203. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule—Approval and Promulgation of Implementation Plans; State of Iowa [EPA-R07-OAR-2005-0482; FRL-8050-2] received March 28, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

7204. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule—Approval and Promulgation of Implementation Plans; Iowa; Prevention of Significant Deterioration (PSD) [EPA-R07-OAR-2006-0122; FRL—8040-5] received March 28, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

7205. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule—Approval and Promulgation of Air Quality Implementation Plans; State of Maryland; Revised Definitions of Volatile Organic Compounds [EPA-R03-OAR-2006-0151; FRL-8051-6] received March 28, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

7206. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule—Approval and Promulgation of Air Quality Implementation Plans; Maryland; Amendment to the Control of VOC Emissions from Yeast Manufacturing [EPA-R03-OAR-2005-MD-0014; FRL-8051-7] received March 28, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

7207. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule—Polychlorinated Biphenyl (PCB) Site Revitalization Guidance Under the Toxic Substance Control Act (TSCA); Notice of Availability [EPA-HQ-OPPT-2004-0123; FRL-7687-9] received April 11, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

7208. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule—Safety Zone: S/V ESMERALDA Port Visit—Boston, Massachusetts [CGD1-05-051] (RIN: 1625-AA00) received March 16, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7209. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule—Safety Zone: Celebrate Revere Fireworks—Revere, Massachusetts [CGD01-05-083] (RIN: 1625-AA00) received March 16, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7210. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule—Safety Zone: Labor Day, Schooner Festival Fireworks—Gloucester, Massachusetts [CGD01-05-086] (RIN: 1625-AA00) received March 16, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7211. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule—Safety Zone; City of Boston Fireworks—Boston, Massachusetts [CGD01-05-089] (RIN: 1625-AA00) received March 16, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7212. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule—Security Zone: President of Zambia Levy Mwanawasa Visit, Boston, Massachusetts [CGD01-05-090] (RIN: 1625-AA87) received March 16, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7213. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule—Security Zone: [CGD05-05-086] (RIN: 1625-AA987) received March 16, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7214. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule—Security Zone; [CGD05-05-092] (RIN: 1625-AA87) received March 16, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7215. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule—Safety Zone; Nansemond River, Suffolk, VA [CGD05-05-095] (RIN: 1625-AA00) received March 16, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7216. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule—Safety Zone; Fireworks Display, Susquehanna River, Havre de Grace, MD [CGD05-05-109] (RIN: 1625-AA00) received March 16, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7217. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule—Safety Zones; Chesapeake Bay, Approaches to Baltimore Harbor, Baltimore, Fort McHenry and Upper Chesapeake Channels, MD [CGD05-05-111] (RIN: 1625-AA00) received March 16, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7218. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule—Safety Zone; Naval Air Station Patuxent River ''Air Expo '05,'' Patuxent River, MD [CGD05-05-115] (RIN: 1625-AA00) received March 16, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7219. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule—Safety Zone; Fireworks Display, Potomac River, Washingotn, DC [CGD05-05-116] (RIN: 1625-AA00) Recieved March 16, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7220. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule—Security Zone; Georgetown Channel, Potomac River, Washington, D.C. [CGD05-05-118] (RIN: 1625-AA87) received March 16, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7221. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule—Safety Zone; Fireworks Display, Chesapeake Bay, Cape Charles, VA [CGD05-05-119] (RIN: 1625-AA00) received March 16, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7222. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule—Safety Zone; Chrysler Jeep Superstores APBA Gold Cup, Detroit River, Detroit, MI [CGD09-05-084] (RIN: 1625-AA00) received March 16, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7223. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule—Safety Zone; City of Harbor Beach Fireworks, Lake Huron, Harbor Beach, MI [CGD09-05-085] (RIN: 1625-AA00) received March 16, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7224. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule—Safety Zone; Graduation of Fire, Detroit River, Grosse Ile, MI [CGD09-05-086] (RIN: 1625-AA00) received March 16, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7225. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule—Safety Zone; Muskegon Air Fair, Mona Lake, Muskegon, MI [CGD09-05-087] (RIN: 1625-AA00) received March 16, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7226. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule—Security Zone; HMCS TORONTO, Chicago, IL [CGD09-05-092] (RIN: 1625-AA87) received March 16, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7227. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule—Safety Zone; Million Dollar Producer Celebration, Lake Michigan, Chicago, IL [CGD09-05-096] (RIN: 1625-AA00) received March 16, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7228. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule—Safety Zone; St. Clair River Classic, St. Clair River, St. Clair, MI [CGD09-05-097] (RIN: 1625-AA00) received March 16, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7229. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule—Safety Zone; Big Fat Greek Festival Fireworks, Muskegon, MI [CGD09-05-098] (RIN: 1625-AA00) received March 16, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7230. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule—Safety Zone; Oswego Harborfest Air Show, Oswego, NY [CGD09-05-099] (RIN: 1625-AA00) received March 16, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7231. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule—Safety Zone; Antique Boat Show, Clayton, NY [CGD09-05-103] (RIN: 1625-AA00) received March 16, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7232. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule—Safety Zone; Private Party Fireworks Display, Lake Huron, Tawas, MI [CGD09-05-104] (RIN: 1625-AA00) received March 16, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7233. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule—Guidelines for the Award of Monitoring Initiative Funds under Section 106 Grants to States, Interstate Agencies, and Tribes [FRL-8051-3] received March 28, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

¶32.4 CHARTER SCHOOLS

Mr. PORTER moved to suspend the rules and agree to the following resolution (H. Res. 781):

Whereas charter schools deliver high-quality education and challenge our students to reach their potential;

Whereas charter schools provide thousands of families with diverse and innovative educational options for their children;

Whereas charter schools are public schools authorized by a designated public entity that are responding to the needs of our communities, families, and students and promoting the principles of quality, choice, and innovation;

Whereas in exchange for the flexibility and autonomy given to charter schools, they are held accountable by their sponsors for improving student achievement and for their financial and other operations;

Whereas 40 States and the District of Columbia have passed laws authorizing charter schools;

Whereas over 3,600 charter schools are now operating in 40 States and the District of Columbia serving more than 1 million students;

Whereas over the last 12 years, Congress has provided nearly $1,775,000,000 in support to the charter school movement through facilities financing assistance and grants for planning, startup, implementation, and dissemination;

Whereas charter schools improve their students' achievement and stimulate improvement in traditional public schools;

Whereas charter schools must meet the student achievement accountability requirements under the Elementary and Secondary Education Act of 1965 in the same manner as traditional public schools, and often set higher and additional individual goals to ensure that they are of high quality and truly accountable to the public;

Whereas charter schools give parents new freedom to choose their public school, routinely measure parental satisfaction levels, and must prove their ongoing success to parents, policymakers, and their communities;

Whereas nearly 56 percent of charter schools report having a waiting list, and the total number of students on all such waiting lists is enough to fill over 1,100 average-sized charter schools;

Whereas charter schools nationwide serve a higher percentage of low-income and minority students than the traditional public system;

Whereas charter schools have enjoyed broad bipartisan support from the Administration, Congress, State Governors and legislatures, educators, and parents across the United States; and

Whereas the seventh annual National Charter Schools Week, to be held May 1 through 6, 2006, is an event sponsored by charter schools and grassroots charter school organizations across the United States to recognize the significant impacts, achievements, and innovations of charter schools: Now, therefore, be it

Resolved, That—

(1) the House of Representatives acknowledges and commends charter schools and their students, parents, teachers, and administrators across the United States for their ongoing contributions to education and improving and strengthening our public school system;

(2) the House of Representatives supports the seventh annual National Charter Schools Week; and

(3) it is the sense of the House of Representatives that the President should issue a proclamation calling on the people of the United States to conduct appropriate programs, ceremonies, and activities to demonstrate support for charter schools during this weeklong celebration in communities throughout the United States.

The SPEAKER pro tempore, Mr. BONNER, recognized Mr. PORTER and Mr. KIND, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and agree to said resolution?

The SPEAKER pro tempore, Mr. BOOZMAN, announced that two-thirds of the Members present had voted in the affirmative.

Mr. KIND demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mr. BOOZMAN, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed.

¶32.5 DISTRICT OF COLUMBIA SPECIAL OLYMPICS LAW ENFORCEMENT TORCH RUN

Mr. KUHL of New York moved to suspend the rules and agree to the following concurrent resolution (H. Con. Res. 359):

SECTION 1. AUTHORIZATION OF USE OF CAPITOL GROUNDS FOR D.C. SPECIAL OLYMPICS LAW ENFORCEMENT TORCH RUN.

On June 9, 2006, or on such other date as the Speaker of the House of Representatives and the Committee on Rules and Administration of the Senate may jointly designate, the 2006 District of Columbia Special Olympics Law Enforcement Torch Run (in this resolution referred to as the ''event'') may be run through the Capitol Grounds as part of the journey of the Special Olympics torch to the District of Columbia Special Olympics summer games.

SEC. 2. RESPONSIBILITY OF CAPITOL POLICE BOARD.

The Capitol Police Board shall take such actions as may be necessary to carry out the event.

SEC. 3. CONDITIONS RELATING TO PHYSICAL PREPARATIONS.

The Architect of the Capitol may prescribe conditions for physical preparations for the event.

SEC. 4. ENFORCEMENT OF RESTRICTIONS.

The Capitol Police Board shall provide for enforcement of the restrictions contained in section 5104(c) of title 40, United States Code, concerning sales, advertisements, displays, and solicitations on the Capitol Grounds, as well as other restrictions applicable to the Capitol Grounds, in connection with the event.

The SPEAKER pro tempore, Mr. BOOZMAN, recognized Mr. KUHL of New York and Mr. LARSEN of Washington, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and agree to said concurrent resolution?

The SPEAKER pro tempore, Mr. BOOZMAN, announced that two-thirds

of the Members present had voted in the affirmative.

Mr. LARSEN of Washington demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mr. BOOZMAN, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed.

¶32.6 ST. JOSEPH MEMORIAL HALL

Mr. KUHL of New York moved to suspend the rules and pass the bill (H.R. 4700) to provide for the conditional conveyance of any interest retained by the United States in St. Joseph Memorial Hall in St. Joseph, Michigan.

The SPEAKER pro tempore, Mr. BOOZMAN, recognized Mr. KUHL of New York and Mr. LARSEN of Washington, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and pass said bill?

The SPEAKER pro tempore, Mr. BOOZMAN, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

¶32.7 GASOLINE PRICE GOUGING

Mr. BARTON of Texas moved to suspend the rules and pass the bill (H.R. 5253) to prohibit price gouging in the sale of gasoline, diesel fuel, crude oil, and home heating oil, and for other purposes.

The SPEAKER pro tempore, Mr. BOOZMAN, recognized Mr. BARTON of Texas and Mr. STUPAK, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and pass said bill?

The SPEAKER pro tempore, Mr. BOOZMAN, announced that two-thirds of the Members present had voted in the affirmative.

Mrs. WILSON of New Mexico demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mr. BOOZMAN, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed.

¶32.8 REFINERY PERMITS

Mr. BARTON of Texas moved to suspend the rules and pass the bill (H.R. 5254) to set schedules for the consideration of permits for refineries.

The SPEAKER pro tempore, Mr. BOOZMAN, recognized Mr. BARTON of Texas and Mr. BOUCHER, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and pass said bill?

The SPEAKER pro tempore, Mr. BOOZMAN, announced that two-thirds of the Members present had voted in the affirmative.

Mr. BOUCHER demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mr. BOOZMAN, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed.

¶32.9 NATIONAL BRAIN INJURY AWARENESS MONTH

Mr. DEAL of Georgia moved to suspend the rules and agree to the following concurrent resolution (H. Con. Res. 99):

Whereas traumatic brain injury is a leading cause of death and disability among children and young adults in the United States;

Whereas at least 1.4 million Americans sustain a traumatic brain injury each year;

Whereas, each year, more than 80,000 of such Americans sustain permanent life-long disabilities from a traumatic brain injury, resulting in a life-altering experience that can include the most serious physical, cognitive, and emotional impairments;

Whereas every 21 seconds, one person in the United States sustains a traumatic brain injury;

Whereas at least 5.3 million Americans currently live with permanent disabilities resulting from a traumatic brain injury;

Whereas most cases of traumatic brain injury are preventable;

Whereas traumatic brain injuries cost the nation $56.3 billion annually;

Whereas the lack of public awareness is so vast that traumatic brain injury is known in the disability community as the Nation's ''silent epidemic'';

Whereas the designation of a National Brain Injury Awareness Month will work toward enhancing public awareness of traumatic brain injury; and

Whereas the Brain Injury Association of America has recognized March as Brain Injury Awareness Month: Now, therefore, be it

Resolved by the House of Representatives (the Senate concurring), That Congress—

(1) recognizes the life-altering impact traumatic brain injury may have both on Americans living with the resultant disabilities and on their families;

(2) recognizes the need for enhanced public awareness of traumatic brain injury;

(3) supports the designation of an appropriate month as National Brain Injury Awareness Month; and

(4) encourages the President to issue a proclamation designating such a month.

The SPEAKER pro tempore, Mr. BOOZMAN, recognized Mr. DEAL of Georgia and Mr. BROWN of Ohio, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and agree to said concurrent resolution?

The SPEAKER pro tempore, Mr. BOOZMAN, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said concurrent resolution was agreed to.

A motion to reconsider the vote whereby the rules were suspended and said concurrent resolution was agreed to was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said concurrent resolution.

¶32.10 NATIONAL NURSES WEEK

Mr. DEAL of Georgia moved to suspend the rules and agree to the following resolution (H. Res. 245); as amended:

Whereas since 2003, National Nurses Week is celebrated annually from May 6, also known as National Nurses Day, through May 12, the birthday of Florence Nightingale, the founder of modern nursing;

Whereas National Nurses Week is the time each year when the importance of nursing in health care can be demonstrated;

Whereas well-trained health professionals are the cornerstone of the Nation's complex health system;

Whereas registered nurses (''RNs'') represent the largest single component of the health care profession, with an estimated 2.7 million RNs in the United States;

Whereas nurses historically have provided hands-on patient care at the bedside, and will continue to do so;

Whereas nurses have a mandate to serve those in need, and to try to ease the suffering of those in pain;

Whereas nurses also are deeply involved in health education, research, business, and public policy;

Whereas nurses bear the primary responsibility for the care and well-being of hospital patients;

Whereas unfortunately, too few nurses are caring for too many patients in our Nation's hospitals;

Whereas according to a report from the Department of Health and Human Services, the United States currently has a nurse shortage of nearly 150,000 RNs and will have a shortage of more than 800,000 RNs by the year 2020;

Whereas cutting-edge technologies are useless without a staff of trained professionals to implement them; and

Whereas nurses are the unsung heroines and heroes of the medical profession: Now, therefore, be it

Resolved, That the House of Representatives—

(1) recognizes the important contributions of nurses to the health care system of the United States;

(2) supports the goals and ideals of National Nurses Week, as founded by the American Nurses Association; and

(3) encourages the people of the United States to observe National Nurses Week with appropriate recognition, ceremonies, activities, and programs to demonstrate the importance of nurses to the everyday lives of patients.

The SPEAKER pro tempore, Mr. BOOZMAN, recognized Mr. DEAL of Georgia and Mr. BROWN of Ohio, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and agree to said resolution, as amended?

The SPEAKER pro tempore, Mr. BOOZMAN, announced that two-thirds

of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said resolution, as amended, was agreed to.

A motion to reconsider the vote whereby the rules were suspended and said resolution, as amended, was agreed to was, by unanimous consent, laid on the table.

¶32.11 LOBBYING ACCOUNTABILITY AND TRANSPARENCY

The SPEAKER pro tempore, Mr. DEAL of Georgia, pursuant to House Resolution 783 and rule XVIII, declared the House resolved into the Committee of the Whole House on the state of the Union for the consideration of the bill (H.R. 4975) to provide greater transparency with respect to lobbying activities, and for other purposes.

The SPEAKER pro tempore, Mr. DEAL of Georgia, by unanimous consent, designated Mr. BOOZMAN as Chairman of the Committee of the Whole; and after some time spent therein,

The SPEAKER pro tempore, Mr. LINDER, assumed the Chair.

When Mr. PRICE of Georgia, Acting Chairman, reported that the Committee, having had under consideration said bill, had come to no resolution thereon.

¶32.12 H. CON. RES. 359—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mr. LINDER, pursuant to clause 8, rule XX, announced the unfinished business to be the motion to suspend the rules and agree to the concurrent resolution (H. Con. Res. 359) authorizing the use of the Capitol Grounds for the District of Columbia Special Olympics Law Enforcement Torch Run.

The question being put,

Will the House suspend the rules and agree to said concurrent resolution?

The vote was taken by electronic device.

It was decided in the affirmative ..... { Yeas ..... 417 / Nays 0

¶32.13 [Roll No. 114]

YEAS—417

Abercrombie
Ackerman
Aderholt
Akin
Alexander
Allen
Andrews
Baca
Bachus
Baird
Baker
Baldwin
Barrett (SC)
Barrow
Bartlett (MD)
Bass
Bean
Beauprez
Becerra
Berkley
Berman
Berry
Biggert
Bilirakis
Bishop (GA)
Bishop (NY)
Bishop (UT)
Blackburn
Blumenauer
Blunt
Boehlert
Boehner
Bonilla
Bonner
Bono
Boozman
Boren
Boswell
Boucher
Boustany
Boyd
Bradley (NH)
Brady (PA)
Brady (TX)
Brown (OH)
Brown (SC)
Brown, Corrine
Brown-Waite, Ginny
Burgess
Burton (IN)
Butterfield
Calvert
Camp (MI)
Campbell (CA)
Cannon
Cantor
Capito
Capps
Capuano
Cardin
Cardoza
Carnahan
Carson
Carter
Case
Castle
Chabot
Chandler
Chocola
Clay
Cleaver
Clyburn
Coble
Cole (OK)
Conaway
Conyers
Cooper
Costa
Costello
Cramer
Crenshaw
Crowley
Cubin
Cuellar
Cummings
Davis (AL)
Davis (CA)
Davis (FL)
Davis (IL)
Davis (KY)
Davis (TN)
Davis, Jo Ann
Davis, Tom
Deal (GA)
DeFazio
DeGette
Delahunt
DeLauro
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Dicks
Doggett
Doolittle
Doyle
Drake
Dreier
Duncan
Edwards
Ehlers
Emanuel
Emerson
Engel
English (PA)
Eshoo
Etheridge
Everett
Farr
Fattah
Feeney
Ferguson
Filner
Fitzpatrick (PA)
Flake
Foley
Forbes
Ford
Fortenberry
Fossella
Foxx
Frank (MA)
Franks (AZ)
Frelinghuysen
Gallegly
Garrett (NJ)
Gerlach
Gibbons
Gilchrest
Gillmor
Gingrey
Gohmert
Gonzalez
Goode
Goodlatte
Gordon
Granger
Graves
Green (WI)
Green, Al
Grijalva
Gutierrez
Gutknecht
Harman
Harris
Hart
Hastings (FL)
Hastings (WA)
Hayes
Hayworth
Hefley
Hensarling
Herger
Herseth
Higgins
Hinchey
Hinojosa
Hobson
Hoekstra
Holden
Holt
Honda
Hooley
Hostettler
Hoyer
Hulshof
Hunter
Hyde
Inglis (SC)
Inslee
Israel
Issa
Istook
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Jenkins
Jindal
Johnson (CT)
Johnson (IL)
Johnson, E. B.
Johnson, Sam
Jones (NC)
Jones (OH)
Kanjorski
Kaptur
Keller
Kelly
Kennedy (MN)
Kennedy (RI)
Kildee
Kilpatrick (MI)
Kind
King (IA)
King (NY)
Kirk
Kline
Knollenberg
Kolbe
Kucinich
Kuhl (NY)
LaHood
Langevin
Lantos
Larsen (WA)
Larson (CT)
Latham
LaTourette
Leach
Lee
Levin
Lewis (CA)
Lewis (GA)
Lewis (KY)
Linder
Lipinski
LoBiondo
Lofgren, Zoe
Lowey
Lucas
Lungren, Daniel E.
Lynch
Mack
Maloney
Manzullo
Marchant
Markey
Marshall
Matheson
Matsui
McCarthy
McCollum (MN)
McCotter
McCrery
McDermott
McGovern
McHenry
McHugh
McIntyre
McKeon
McKinney
McMorris
McNulty
Meehan
Meek (FL)
Meeks (NY)
Melancon
Mica
Michaud
Millender-McDonald
Miller (FL)
Miller (MI)
Miller (NC)
Miller, Gary
Miller, George
Mollohan
Moore (KS)
Moore (WI)
Moran (KS)
Moran (VA)
Murphy
Murtha
Musgrave
Myrick
Nadler
Napolitano
Neal (MA)
Neugebauer
Ney
Northup
Norwood
Nunes
Oberstar
Obey
Olver
Ortiz
Otter
Owens
Oxley
Pallone
Pascrell
Pastor
Paul
Payne
Pearce
Pelosi
Pence
Peterson (MN)
Peterson (PA)
Petri
Pickering
Pitts
Platts
Pombo
Pomeroy
Porter
Price (GA)
Price (NC)
Pryce (OH)
Radanovich
Rahall
Ramstad
Rangel
Regula
Rehberg
Reichert
Renzi
Reyes
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Ros-Lehtinen
Ross
Rothman
Roybal-Allard
Royce
Ruppersberger
Rush
Ryan (OH)
Ryan (WI)
Ryun (KS)
Salazar
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Saxton
Schakowsky
Schiff
Schmidt
Schwartz (PA)
Schwarz (MI)
Scott (GA)
Scott (VA)
Sensenbrenner
Serrano
Sessions
Shadegg
Shaw
Shays
Sherman
Sherwood
Shimkus
Shuster
Simmons
Simpson
Skelton
Slaughter
Smith (NJ)
Smith (TX)
Smith (WA)
Snyder
Sodrel
Solis
Souder
Spratt
Stark
Stearns
Strickland
Stupak
Sullivan
Sweeney
Tancredo
Tanner
Tauscher
Taylor (MS)
Taylor (NC)
Terry
Thomas
Thompson (CA)
Thompson (MS)
Thornberry
Tiahrt
Tiberi
Tierney
Towns
Turner
Udall (CO)
Udall (NM)
Upton
Van Hollen
Velázquez
Visclosky
Walden (OR)
Walsh
Wamp
Wasserman Schultz
Waters
Watson
Watt
Waxman
Weiner
Weldon (FL)
Weldon (PA)
Weller
Westmoreland
Wexler
Whitfield
Wicker
Wilson (NM)
Wilson (SC)
Wolf
Woolsey
Wu
Wynn
Young (AK)
Young (FL)

NOT VOTING—15

Barton (TX)
Buyer
Culberson
DeLay
Dingell
Evans
Green, Gene
Hall
Kingston
McCaul (TX)
Nussle
Osborne
Poe
Putnam
Sabo

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said concurrent resolution was agreed to.

A motion to reconsider the vote whereby the rules were suspended and said concurrent resolution was agreed to was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said concurrent resolution.

¶32.14 H.R. 5253—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mr. LINDER, pursuant to clause 8, rule XX, announced the further unfinished business to be the motion to suspend the rules and pass the bill (H.R. 5253) to prohibit price gouging in the sale of gasoline, diesel fuel, crude oil, and home heating oil, and for other purposes.

The question being put,

Will the House suspend the rules and pass said bill?

The vote was taken by electronic device.

It was decided in the affirmative ..... { Yeas ..... 389 / Nays 34

¶32.15 [Roll No. 115]

YEAS—389

Abercrombie
Ackerman
Aderholt
Alexander
Allen
Andrews
Baca
Bachus
Baird
Baldwin
Barrett (SC)
Barrow
Bartlett (MD)
Barton (TX)
Bass
Bean
Beauprez
Becerra
Berkley
Berman
Berry
Biggert
Bilirakis
Bishop (GA)
Bishop (NY)
Bishop (UT)
Blackburn
Blumenauer
Blunt
Boehlert
Boehner
Bonilla
Bonner
Bono
Boozman
Boren
Boswell
Boucher
Boustany
Boyd
Bradley (NH)
Brady (PA)
Brady (TX)
Brown (OH)
Brown (SC)
Brown, Corrine
Brown-Waite, Ginny
Burgess
Butterfield
Calvert
Camp (MI)
Cantor
Capito
Capps
Capuano
Cardin
Cardoza
Carnahan
Carson
Carter
Case
Castle
Chabot
Chandler
Chocola
Clay
Cleaver
Clyburn
Coble
Cole (OK)
Conyers
Cooper
Costa
Costello
Cramer
Crenshaw
Crowley
Cubin
Cuellar
Cummings
Davis (AL)
Davis (CA)
Davis (FL)
Davis (IL)
Davis (KY)
Davis (TN)
Davis, Jo Ann
Davis, Tom
Deal (GA)
DeFazio
DeGette
Delahunt
DeLauro
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Dicks
Dingell
Doggett
Doolittle
Doyle

Drake
Dreier
Duncan
Edwards
Ehlers
Emanuel
Emerson
Engel
English (PA)
Eshoo
Etheridge
Everett
Farr
Fattah
Ferguson
Filner
Fitzpatrick (PA)
Foley
Forbes
Ford
Fortenberry
Fossella
Foxx
Frank (MA)
Frelinghuysen
Gallegly
Gerlach
Gibbons
Gilchrest
Gillmor
Gohmert
Gonzalez
Goode
Goodlatte
Gordon
Granger
Graves
Green (WI)
Green, Al
Green, Gene
Grijalva
Gutierrez
Gutknecht
Hall
Harman
Harris
Hart
Hastings (FL)
Hastings (WA)
Hayes
Hayworth
Hefley
Herger
Herseth
Higgins
Hinchey
Hinojosa
Hobson
Holden
Holt
Honda
Hooley
Hoyer
Hulshof
Hunter
Hyde
Inglis (SC)
Inslee
Israel
Issa
Istook
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Jenkins
Jindal
Johnson (CT)
Johnson (IL)
Johnson, E. B.
Jones (NC)
Jones (OH)
Kanjorski
Kaptur
Keller
Kelly
Kennedy (MN)
Kennedy (RI)
Kildee
Kilpatrick (MI)
Kind
King (NY)
Kingston
Kirk
Kline
Knollenberg
Kolbe
Kuhl (NY)
LaHood
Langevin
Lantos
Larsen (WA)
Larson (CT)
LaTourette
Leach
Lee
Levin
Lewis (CA)
Lewis (GA)
Lewis (KY)
Linder
Lipinski
LoBiondo
Lofgren, Zoe
Lowey
Lucas
Lynch
Mack
Maloney
Manzullo
Marchant
Markey
Marshall
Matheson
Matsui
McCarthy
McCaul (TX)
McCollum (MN)
McCotter
McCrery
McDermott
McGovern
McHugh
McIntyre
McKeon
McKinney
McMorris
McNulty
Meehan
Meek (FL)
Meeks (NY)
Melancon
Mica
Michaud
Millender-McDonald
Miller (FL)
Miller (MI)
Miller (NC)
Miller, George
Mollohan
Moore (KS)
Moore (WI)
Moran (KS)
Moran (VA)
Murphy
Murtha
Myrick
Nadler
Napolitano
Neal (MA)
Ney
Northup
Norwood
Nunes
Oberstar
Obey
Olver
Ortiz
Owens
Oxley
Pallone
Pascrell
Pastor
Payne
Pelosi
Peterson (MN)
Peterson (PA)
Petri
Pickering
Platts
Pombo
Pomeroy
Porter
Price (GA)
Price (NC)
Pryce (OH)
Putnam
Radanovich
Rahall
Ramstad
Rangel
Regula
Rehberg
Reichert
Renzi
Reyes
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Ros-Lehtinen
Ross
Rothman
Roybal-Allard
Royce
Ruppersberger
Rush
Ryan (OH)
Ryan (WI)
Ryun (KS)
Salazar
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Saxton
Schakowsky
Schiff
Schmidt
Schwartz (PA)
Schwarz (MI)
Scott (GA)
Scott (VA)
Sensenbrenner
Serrano
Shaw
Shays
Sherman
Sherwood
Shimkus
Shuster
Simmons
Simpson
Skelton
Slaughter
Smith (NJ)
Smith (TX)
Smith (WA)
Snyder
Sodrel
Solis
Souder
Spratt
Stark
Stearns
Strickland
Stupak
Sweeney
Tancredo
Tanner
Tauscher
Taylor (MS)
Taylor (NC)
Terry
Thomas
Thompson (CA)
Thompson (MS)
Thornberry
Tiahrt
Tiberi
Tierney
Towns
Udall (CO)
Udall (NM)
Upton
Van Hollen
Velázquez
Visclosky
Walden (OR)
Walsh
Wamp
Wasserman Schultz
Waters
Watson
Watt
Waxman
Weiner
Weldon (FL)
Weldon (PA)
Weller
Wexler
Whitfield
Wicker
Wilson (NM)
Wolf
Woolsey
Wu
Wynn
Young (AK)
Young (FL)

NAYS—34

Akin
Burton (IN)
Campbell (CA)
Cannon
Conaway
Culberson
Feeney
Flake
Franks (AZ)
Garrett (NJ)
Gingrey
Hensarling
Hoekstra
Hostettler
Johnson, Sam
King (IA)
Kucinich
Lungren, Daniel E.
McHenry
Miller, Gary
Musgrave
Neugebauer
Otter
Paul
Pearce
Pence
Pitts
Poe
Rohrabacher
Sessions
Shadegg
Sullivan
Westmoreland
Wilson (SC)

NOT VOTING—9

Baker
Buyer
DeLay
Evans
Latham
Nussle
Osborne
Sabo
Turner

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

¶32.16 H.R. 5254—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mr. LINDER, pursuant to clause 8, rule XX, announced the further unfinished business to be the motion to suspend the rules and pass the bill (H.R. 5254) to set schedules for the consideration of permits for refineries.

The question being put,

Will the House suspend the rules and pass said bill?

The vote was taken by electronic device.

It was decided in the negative ..... { Yeas ..... 237 / Nays 188

¶32.17 [Roll No. 116]

YEAS—237

Aderholt
Akin
Alexander
Bachus
Baker
Barrett (SC)
Barrow
Bartlett (MD)
Barton (TX)
Bass
Beauprez
Biggert
Bilirakis
Bishop (UT)
Blackburn
Blunt
Boehlert
Boehner
Bonilla
Bonner
Bono
Boozman
Boren
Boustany
Boyd
Bradley (NH)
Brady (TX)
Brown (SC)
Brown-Waite, Ginny
Burgess
Burton (IN)
Calvert
Camp (MI)
Campbell (CA)
Cannon
Cantor
Capito
Carter
Castle
Chabot
Chocola
Coble
Cole (OK)
Conaway
Costello
Crenshaw
Cubin
Cuellar
Culberson
Davis (KY)
Davis (TN)
Davis, Jo Ann
Davis, Tom
Deal (GA)
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Doolittle
Drake
Dreier
Duncan
Edwards
Ehlers
Emerson
English (PA)
Everett
Feeney
Ferguson
Flake
Foley
Forbes
Fortenberry
Fossella
Foxx
Franks (AZ)
Frelinghuysen
Gallegly
Garrett (NJ)
Gerlach
Gibbons
Gilchrest
Gillmor
Gingrey
Gohmert
Goode
Goodlatte
Granger
Graves
Green (WI)
Green, Gene
Gutknecht
Hall
Harris
Hart
Hastings (WA)
Hayes
Hayworth
Hefley
Hensarling
Herger
Herseth
Hobson
Hoekstra
Holden
Hostettler
Hulshof
Hunter
Hyde
Inglis (SC)
Issa
Istook
Jenkins
Jindal
Johnson (CT)
Johnson (IL)
Johnson, Sam
Jones (NC)
Keller
Kelly
Kennedy (MN)
King (IA)
King (NY)
Kingston
Kirk
Kline
Knollenberg
Kolbe
Kuhl (NY)
LaHood
Latham
LaTourette
Leach
Lewis (CA)
Lewis (KY)
Linder
LoBiondo
Lucas
Lungren, Daniel E.
Lynch
Mack
Manzullo
Marchant
Marshall
McCaul (TX)
McCotter
McCrery
McHenry
McHugh
McKeon
McMorris
Melancon
Mica
Miller (FL)
Miller (MI)
Miller, Gary
Moran (KS)
Murphy
Musgrave
Myrick
Neugebauer
Ney
Northup
Norwood
Nunes
Otter
Oxley
Paul
Pearce
Pence
Peterson (PA)
Petri
Pickering
Pitts
Platts
Poe
Pombo
Porter
Price (GA)
Pryce (OH)
Putnam
Radanovich
Ramstad
Regula
Rehberg
Reichert
Renzi
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Ros-Lehtinen
Royce
Ryan (WI)
Ryun (KS)
Saxton
Schmidt
Schwarz (MI)
Sensenbrenner
Sessions
Shadegg
Shaw
Sherwood
Shimkus
Shuster
Simmons
Simpson
Smith (NJ)
Smith (TX)
Sodrel
Souder
Stearns
Sullivan
Sweeney
Tancredo
Taylor (NC)
Terry
Thomas
Thornberry
Tiahrt
Tiberi
Turner
Upton
Walden (OR)
Walsh
Wamp
Weldon (FL)
Weldon (PA)
Weller
Westmoreland
Whitfield
Wicker
Wilson (NM)
Wilson (SC)
Wolf
Young (AK)
Young (FL)

NAYS—188

Abercrombie
Ackerman
Allen
Andrews
Baca
Baird
Baldwin
Bean
Becerra
Berkley
Berman
Berry
Bishop (GA)
Bishop (NY)
Blumenauer
Boswell
Boucher
Brady (PA)
Brown (OH)
Brown, Corrine
Butterfield
Capps
Capuano
Cardin
Cardoza
Carnahan
Carson
Case
Chandler
Clay
Cleaver
Clyburn
Conyers
Cooper
Costa
Cramer
Crowley
Cummings
Davis (AL)
Davis (CA)
Davis (FL)
Davis (IL)
DeFazio
DeGette
Delahunt
DeLauro
Dicks
Dingell
Doggett
Doyle
Emanuel
Engel
Eshoo
Etheridge
Farr
Fattah
Filner
Fitzpatrick (PA)
Ford
Frank (MA)
Gonzalez
Gordon
Green, Al
Grijalva
Gutierrez
Harman
Hastings (FL)
Higgins
Hinchey
Hinojosa
Holt
Honda
Hooley
Hoyer
Inslee
Israel
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Johnson, E. B.
Jones (OH)
Kanjorski
Kaptur
Kennedy (RI)
Kildee
Kilpatrick (MI)
Kind
Kucinich
Langevin
Lantos
Larsen (WA)
Larson (CT)
Lee
Levin
Lewis (GA)
Lipinski
Lofgren, Zoe
Lowey
Maloney
Markey
Matheson
Matsui
McCarthy
McCollum (MN)
McDermott
McGovern
McIntyre
McKinney
McNulty
Meehan
Meek (FL)
Meeks (NY)
Michaud
Millender-McDonald
Miller (NC)
Miller, George
Mollohan
Moore (KS)
Moore (WI)
Moran (VA)
Murtha
Nadler
Napolitano
Neal (MA)
Oberstar
Obey
Olver
Ortiz
Owens
Pallone
Pascrell
Pastor
Payne
Pelosi
Peterson (MN)
Pomeroy
Price (NC)
Rahall
Rangel
Reyes
Ross
Rothman
Roybal-Allard
Ruppersberger
Rush
Ryan (OH)
Salazar
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Schakowsky
Schiff
Schwartz (PA)
Scott (GA)
Scott (VA)
Serrano
Shays
Sherman
Skelton
Slaughter
Smith (WA)
Snyder
Solis
Spratt
Stark
Strickland
Stupak
Tanner
Tauscher
Taylor (MS)
Thompson (CA)
Thompson (MS)
Tierney
Towns
Udall (CO)
Udall (NM)
Van Hollen
Velázquez
Visclosky
Waters

Watson
Watt
Waxman
Weiner
Wexler
Woolsey
Wu
Wynn

NOT VOTING—7

Buyer
DeLay
Evans
Nussle
Osborne
Sabo
Wasserman Schultz

So, two-thirds of the Members present not having voted in favor thereof, the rules were not suspended and said bill was not passed.

¶32.18 LOBBYING ACCOUNTABILITY AND TRANSPARENCY

The SPEAKER pro tempore, Mr. LINDER, pursuant to House Resolution 783 and rule XVIII, declared the House resolved into the Committee of the Whole House on the state of the Union for the further consideration of the bill (H.R. 4975) to provide greater transparency with respect to lobbying activities, and for other purposes.

Mr. CHOCOLA, Acting Chairman, assumed the chair; and after some time spent therein,

¶32.19 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment numbered 1, printed in part B of House Report 109-441, submitted by Mr. GOHMERT:

Strike section 106 and insert the following:

SEC. 106. INCREASED PENALTY FOR FAILURE TO COMPLY WITH LOBBYING DISCLOSURE REQUIREMENTS.

Section 7 of the Act (2 U.S.C. 1606) is amended—

(1) by striking ''Whoever'' and inserting ''(a) IN GENERAL.—Whoever'';

(2) by inserting '', corruptly, and with the intent to evade the law'' after ''knowingly'';

(3) by striking ''knowing'';

(4) by striking ''of not more than'' and all that follows through the end and inserting ''as provided in subsection (b).''; and

(5) by adding at the end the following:

''(b) PENALTY.—The civil fine under subsection (a) shall be the following, depending on the extent and gravity of the violation:

''(1) For the first offense, not more than $100,000.

''(2) For the second offense, not more than $250,000.

''(3) For the third offense, not more than $500,000.

''(4) For the fourth or any subsequent offense, not more than $1,000,000.''.

It was decided in the negative ..... { Yeas ..... 108 / Nays 320

¶32.20 [Roll No. 117]

AYES—108

Aderholt
Akin
Bachus
Baker
Barrett (SC)
Bartlett (MD)
Barton (TX)
Beauprez
Bishop (UT)
Blackburn
Blunt
Boehner
Bonilla
Bonner
Boozman
Brady (TX)
Burgess
Burton (IN)
Cannon
Carter
Coble
Cole (OK)
Conaway
Cooper
Cubin
Deal (GA)
Delahunt
DeLay
Doolittle
Duncan
English (PA)
Everett
Feeney
Flake
Foxx
Franks (AZ)
Garrett (NJ)
Gingrey
Gohmert
Granger
Gutknecht
Hall
Hayes
Hefley
Hensarling
Herger
Hostettler
Hulshof
Hunter
Istook
Jenkins
Johnson, Sam
Jones (NC)
King (IA)
Kingston
Kline
Kolbe
Latham
Linder
Lucas
Lungren, Daniel E.
Mack
Manzullo
Marchant
McCrery
McHenry
McKeon
McMorris
Miller (FL)
Miller, Gary
Murtha
Myrick
Neugebauer
Norwood
Nunes
Otter
Oxley
Paul
Pearce
Pitts
Radanovich
Renzi
Reynolds
Rogers (AL)
Rogers (MI)
Rohrabacher
Ryun (KS)
Sabo
Schwarz (MI)
Sessions
Sherwood
Shuster
Simpson
Smith (TX)
Stearns
Sullivan
Tancredo
Terry
Thornberry
Tiahrt
Tiberi
Wamp
Weldon (FL)
Westmoreland
Wicker
Wilson (SC)
Young (AK)
Young (FL)

NOES—320

Abercrombie
Ackerman
Alexander
Allen
Andrews
Baca
Baird
Baldwin
Barrow
Bass
Bean
Becerra
Berkley
Berman
Berry
Biggert
Bilirakis
Bishop (GA)
Bishop (NY)
Blumenauer
Boehlert
Bono
Boren
Boswell
Boucher
Boustany
Boyd
Bradley (NH)
Brady (PA)
Brown (OH)
Brown (SC)
Brown, Corrine
Brown-Waite, Ginny
Butterfield
Calvert
Camp (MI)
Campbell (CA)
Cantor
Capito
Capps
Capuano
Cardin
Cardoza
Carnahan
Carson
Case
Castle
Chabot
Chandler
Chocola
Clay
Cleaver
Clyburn
Conyers
Costa
Costello
Cramer
Crenshaw
Crowley
Cuellar
Culberson
Cummings
Davis (AL)
Davis (CA)
Davis (FL)
Davis (IL)
Davis (KY)
Davis (TN)
Davis, Jo Ann
Davis, Tom
DeFazio
DeGette
DeLauro
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Dicks
Dingell
Doggett
Doyle
Drake
Dreier
Edwards
Ehlers
Emanuel
Emerson
Engel
Eshoo
Etheridge
Farr
Fattah
Ferguson
Filner
Fitzpatrick (PA)
Foley
Forbes
Ford
Fortenberry
Fossella
Frank (MA)
Frelinghuysen
Gallegly
Gerlach
Gibbons
Gilchrest
Gillmor
Gonzalez
Goode
Goodlatte
Gordon
Graves
Green (WI)
Green, Al
Green, Gene
Grijalva
Gutierrez
Harman
Harris
Hart
Hastings (FL)
Hastings (WA)
Hayworth
Herseth
Higgins
Hinchey
Hinojosa
Hobson
Hoekstra
Holden
Holt
Honda
Hooley
Hoyer
Hyde
Inglis (SC)
Inslee
Israel
Issa
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Jindal
Johnson (CT)
Johnson (IL)
Johnson, E. B.
Jones (OH)
Kanjorski
Kaptur
Keller
Kelly
Kennedy (MN)
Kennedy (RI)
Kildee
Kilpatrick (MI)
Kind
King (NY)
Kirk
Knollenberg
Kucinich
Kuhl (NY)
LaHood
Langevin
Lantos
Larsen (WA)
Larson (CT)
LaTourette
Leach
Lee
Levin
Lewis (CA)
Lewis (GA)
Lewis (KY)
Lipinski
LoBiondo
Lofgren, Zoe
Lowey
Lynch
Maloney
Markey
Marshall
Matheson
Matsui
McCarthy
McCaul (TX)
McCollum (MN)
McCotter
McDermott
McGovern
McHugh
McIntyre
McKinney
McNulty
Meehan
Meek (FL)
Meeks (NY)
Melancon
Mica
Michaud
Millender-McDonald
Miller (MI)
Miller (NC)
Miller, George
Mollohan
Moore (KS)
Moore (WI)
Moran (KS)
Moran (VA)
Murphy
Musgrave
Nadler
Napolitano
Neal (MA)
Ney
Northup
Nussle
Oberstar
Obey
Olver
Ortiz
Owens
Pallone
Pascrell
Pastor
Payne
Pelosi
Pence
Peterson (MN)
Peterson (PA)
Petri
Pickering
Platts
Poe
Pombo
Pomeroy
Porter
Price (GA)
Price (NC)
Pryce (OH)
Putnam
Rahall
Ramstad
Rangel
Regula
Rehberg
Reichert
Reyes
Rogers (KY)
Ros-Lehtinen
Ross
Rothman
Roybal-Allard
Royce
Ruppersberger
Rush
Ryan (OH)
Ryan (WI)
Salazar
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Saxton
Schakowsky
Schiff
Schmidt
Schwartz (PA)
Scott (VA)
Sensenbrenner
Serrano
Shadegg
Shaw
Shays
Sherman
Shimkus
Simmons
Skelton
Slaughter
Smith (NJ)
Smith (WA)
Snyder
Sodrel
Solis
Souder
Spratt
Stark
Strickland
Stupak
Sweeney
Tanner
Tauscher
Taylor (MS)
Taylor (NC)
Thomas
Thompson (CA)
Thompson (MS)
Tierney
Towns
Turner
Udall (CO)
Udall (NM)
Upton
Van Hollen
Velázquez
Visclosky
Walden (OR)
Walsh
Wasserman Schultz
Waters
Watson
Watt
Waxman
Weiner
Weldon (PA)
Weller
Wexler
Whitfield
Wilson (NM)
Wolf
Woolsey
Wu
Wynn

NOT VOTING—4

Buyer
Evans
Osborne
Scott (GA)

So the amendment was not agreed to.

The SPEAKER pro tempore, Mr. GILLMOR, assumed the Chair.

When Mr. PETRI, Acting Chairman, pursuant to House Resolution 783, reported the bill, as amended, back to the House with sundry further amendments adopted by the Committee.

The previous question having been ordered by said resolution.

Pursuant to House Resolution 783, the amendment in the nature of a substitute, modified by the amendment printed in part A of House Report 109-441, was considered as adopted.

The following sundry further amendments, reported from the Committee of the Whole House on the state of the Union, were agreed to:

Strike section 106 and insert the following:

SEC. 106. INCREASED PENALTY FOR FAILURE TO COMPLY WITH LOBBYING DISCLOSURE REQUIREMENTS.

Section 7 of the Act (2 U.S.C. 1606) is amended—

(1) by striking ''Whoever'' and inserting ''(a) IN GENERAL.—Whoever'';

(2) by inserting '', corruptly, and with the intent to evade the law'' after ''knowingly'';

(3) by striking ''knowing'';

(4) by striking ''of not more than'' and all that follows through the end and inserting ''as provided in subsection (b).''; and

(5) by adding at the end the following:

''(b) PENALTY.—The civil fine under subsection (a) shall be the following, depending on the extent and gravity of the violation:

''(1) For the first offense, not more than $100,000.

''(2) For the second offense, not more than $250,000.

''(3) For the third offense, not more than $500,000.

''(4) For the fourth or any subsequent offense, not more than $1,000,000.''.

SEC. 107. PENALTIES FOR OFFERING GIFTS.

Section 7 of the Act (2 U.S.C. 1606), as amended by section 106, is amended by adding at the end the following:

''(c) PENALTIES FOR OFFERING GIFTS.—

''(1) IN GENERAL.—Any person who is—

''(A) a lobbyist registered under this Act,

''(B) a lobbyist who is an employee of an organization registered under this Act, or

''(C) the client of any such lobbyist or organization,

and who offers to a covered legislative branch official of the House of Representatives any gift, knowing that such gift violates the rules of the House of Representatives, shall, upon proof thereof by a preponderance of the evidence, be subject to a civil fine of not more than $50,000.

''(2) DEFINITION.—In this subsection, the term 'covered legislative branch official of the House of Representatives' means—

''(A) a Representative in, or Delegate or Resident Commissioner to, the Congress; and

''(B) an employee of, or any other individual functioning in the capacity of an employee of—

''(i) an individual described in subparagraph (A);

''(ii) a committee of the House of Representatives;

''(iii) the leadership staff of the House of Representatives;

''(iv) a joint committee of Congress; or

''(v) a working group or caucus organized to provide legislative services to individuals described in subparagraph (A).''.

SEC. 301. PRE-CERTIFICATION OF PRIVATELY FUNDED TRAVEL.

(a) ACCEPTANCE OF PRIVATELY FUNDED TRAVEL.—Notwithstanding clause 5 of rule XXV of the Rules of the House of Representatives, no Member, Delegate, Resident Commissioner, officer, or employee of the House may accept a gift of travel related to his official duties (including any transportation, lodging, and meals during such travel) from any private source unless the private source first obtains a certification in writing from the Committee on Standards of Official Conduct that the gift of travel complies with all House rules and standards of conduct.

(b) REVIEW AND RECOMMENDATIONS.—(1) The Committee on Standards of Official Conduct may not issue any such certification until it reports its recommendations on changes to rule XXV to the Committee on Rules unless two-thirds of the Members of the Committee, present and voting in the affirmative, vote to issue such certification. The Committee on Standards of Official Conduct shall report its recommendations to the Committee on Rules not later than June 15, 2006.

(2) In developing such recommendations, the Committee on Standards of Official Conduct shall—

(A) survey public reports of registered lobbyist and registered foreign agent-related private travel, as well as public reports of late or inaccurate disclosure of private travel, and

(B) consider—

(i) The ability of the current provisions of rule XXV regarding travel to protect the House, its Members, officers, and employees, from the appearance of impropriety.

(ii) With respect to the allowance for privately-funded travel contained in clause 5(b) of rule XXV—

(I) the degree to which the privately-funded travel meets the representational needs of the House, its Members, officers, and employees;

(II) whether certain entities should or should not be permitted to fund the travel of the Members, officers, and employees of the House, what sources of funding may be permissible, and what other individuals may participate in that travel; and

(III) the adequacy of the current system of approval and disclosure of such travel. Section 302 is amended to read as follows:

SEC. 302. RECOMMENDATIONS FROM THE COMMITTEE ON STANDARDS OF OFFICIAL CONDUCT ON GIFTS.

The Committee on Standards of Official Conduct shall report its recommendations on changes to rule XXV of the Rules of the House of Representatives regarding the exceptions to the limitation on the acceptance of gifts contained in clause 5(a) of that rule to the Committee on Rules. In developing its recommendations, the Committee on Standards of Official Conduct shall consider the following:

(b) ETHICS TRAINING FOR MEMBERS, DELEGATES, AND THE RESIDENT COMMISSIONER.—Clause 3 of rule XI of the Rules of the House of Representatives is amended by inserting at the end:

''(s)(1) The committee shall establish a program of regular ethics training for Members, Delegates, and the Resident Commissioner similar to the program established in paragraph (r).

''(2) The committee shall publish a list of Members who have and have not completed such ethics training within the first one hundred calendar days after being sworn-in during each Congress. The committee shall update this list with the names of Members who complete the training after the deadline with the date on which the training was completed.

''(3) Publication of the list of Members who have and have not completed the ethics training shall be made available on the official website of the committee and published in the Congressional Record.''.

TITLE VII—LEADERSHIP PACS

SEC. 701. RESTRICTIONS ON DISPOSITION OF FUNDS BY LEADERSHIP PACS.

(a) RESTRICTIONS.—Section 313 of the Federal Election Campaign Act of 1971 (2 U.S.C. 439a) is amended—

(1) by redesignating subsection (b) as subsection (c); and

(2) by inserting after subsection (a) the following new subsection:

''(b) USE OF FUNDS BY LEADERSHIP PACS.—

''(1) USES PERMITTED.—The funds of a leadership PAC may be used by the leadership PAC—

''(A) for otherwise authorized expenditures in connection with campaigns for election for Federal office;

''(B) for charitable contributions described in section 170(c) of the Internal Revenue Code of 1986; or

''(C) for transfers to a national, State, or local committee of a political party (subject to the applicable limitations of this Act).

''(2) LEADERSHIP PAC DEFINED.—In this subsection, the term 'leadership PAC' means a political committee which is directly or indirectly established, maintained, or controlled by a candidate for election for Federal office or an individual holding Federal office but is not an authorized committee of the candidate or individual, except that such term does not include any political committee of a political party.''.

(b) CONFORMING AMENDMENT REGARDING CONVERSION OF FUNDS TO PERSONAL USE.—Section 313(c) of such Act (2 U.S.C. 439a(c)), as redesignated by subsection (a), is amended by inserting after ''subsection (a)'' the following: ''or funds of a leadership PAC described in subsection (b)''.

(c) EFFECTIVE DATE.—The amendments made by this section shall apply with respect to elections occurring after December 2006.

TITLE VII—ETHICS TRAINING FOR LOBBYISTS

SEC. 701. ETHICS TRAINING FOR LOBBYISTS.

(a) TRAINING COURSE.—During each Congress, the Committee on Standards of Official Conduct of the House of Representatives shall provide an 8-hour ethics training course to persons registered as lobbyists under the Lobbying Disclosure Act of 1995.

(b) CONTENTS OF COURSE.—Training under subsection (a) shall cover information on the code of conduct and disclosure requirements applicable to Members, officers, and employees of the House of Representatives, including rules relating to acceptance of gifts (including travel and meals), and financial disclosure requirements under the Ethics in Government Act of 1978.

(c) PENALTIES FOR FAILURE TO COMPLETE TRAINING.—Any person who is registered or required to register as a lobbyist under the Lobbying Disclosure Act of 1995 and who fails to complete the training course under subsection (a) at least once during each Congress shall be subject to the penalties under section 7 of that Act to the same extent as a failure to comply with any provision of that Act.

TITLE VII—MISCELLANEOUS PROVISIONS

SEC. 701. BRIBERY.

Section 201(a)(3) of title 18, United States Code, is amended by inserting ''including an earmark as defined in section 501(d) of the Lobbying Accountability and Transparency Act of 2006,'' after ''controversy,''.

The bill, as amended, was ordered to be engrossed and read a third time, was read a third time by title.

Ms. SLAUGHTER moved to recommit the bill to the Committee on Rules with instructions to report the bill back to the House forthwith with the following amendment:

Strike out all after the enacting clause and insert:

SECTION 1. SHORT TITLE AND TABLE OF CONTENTS.

(a) SHORT TITLE.—This Act may be cited as the ''Honest Leadership and Open Government Act of 2006''.

(b) TABLE OF CONTENTS.—The table of contents for this Act is as follows:

Sec. 1. Short title and table of contents.

TITLE I—CLOSING THE REVOLVING DOOR

Sec. 101. Extension of lobbying ban for former Members and employees of Congress and executive branch officials.
Sec. 102. Elimination of floor privileges and access to Members exercise facilities for former Member lobbyists.
Sec. 103. Disclosure by Members of Congress and senior congressional staff of employment negotiations.
Sec. 104. Ethics review of employment negotiations by executive branch officials.
Sec. 105. Wrongfully influencing a private entity's employment decisions or practices.

TITLE II—FULL PUBLIC DISCLOSURE OF LOBBYING

Sec. 201. Quarterly filing of lobbying disclosure reports.
Sec. 202. Electronic filing of lobbying disclosure reports.
Sec. 203. Additional lobbying disclosure requirements.
Sec. 204. Disclosure of paid efforts to stimulate grassroots lobbying.
Sec. 205. Disclosure of lobbying activities by certain coalitions and associations.
Sec. 206. Disclosure by registered lobbyists of past executive and congressional employment.
Sec. 207. Public database of lobbying disclosure information.
Sec. 208. Conforming amendment.

TITLE III—RESTRICTING CONGRESSIONAL TRAVEL AND GIFTS

Sec. 301. Ban on gifts from lobbyists.
Sec. 302. Prohibition on privately funded travel.
Sec. 303. Prohibiting lobbyist organization and participation in congressional travel.

Sec. 304. Prohibition on obligation of funds for travel by legislative and executive branch officials.
Sec. 305. Per diem expenses for congressional travel.
TITLE IV—ENFORCEMENT OF LOBBYING RESTRICTIONS
Sec. 401. Office of public integrity.
Sec. 402. Increased civil and criminal penalties for failure to comply with lobbying disclosure requirements.
Sec. 403. Penalty for false certification in connection with congressional travel.
Sec. 404. Mandatory annual ethics training for House employees.
TITLE V—OPEN GOVERNMENT
Sec. 501. Fiscal responsibility.
Sec. 502. Curbing abuses of power.
Sec. 503. Ending 2-day work weeks.
Sec. 504. Knowing what the House is voting on.
Sec. 505. Full and open debate in conference.
TITLE VI—ANTI-CRONYISM AND PUBLIC SAFETY
Sec. 601. Minimum requirements for political appointees holding public safety positions.
Sec. 602. Effective date.
TITLE VII—ZERO TOLERANCE FOR CONTRACT CHEATERS
Sec. 701. Public availability of Federal contract awards.
Sec. 702. Prohibition on award of monopoly contracts.
Sec. 703. Competition in multiple award contracts.
Sec. 704. Suspension and debarment of unethical contractors.
Sec. 705. Criminal sanctions for cheating taxpayers and wartime fraud.
Sec. 706. Prohibition on contractor conflicts of interest.
Sec. 707. Disclosure of Government contractor overcharges.
Sec. 708. Penalties for improper sole-source contracting procedures.
Sec. 709. Stopping the revolving door.
TITLE VIII—PRESIDENTIAL LIBRARIES
Sec. 801. Presidential libraries.
TITLE IX—FORFEITURE OF RETIREMENT BENEFITS
Sec. 901. Loss of pensions accrued during service as a Member of Congress for abusing the public trust.

TITLE I—CLOSING THE REVOLVING DOOR

SEC. 101. EXTENSION OF LOBBYING BAN FOR FORMER MEMBERS AND EMPLOYEES OF CONGRESS AND EXECUTIVE BRANCH OFFICIALS.

Section 207 of title 18, United States Code, is amended—

(1) in subsection (c)—

(A) in the subsection heading, by striking ''One-year'' and inserting ''Two-year'';

(B) in paragraph (1), by striking ''1 year'' and inserting ''2 years'' in both places it appears; and

(C) in paragraph (2)(B), by striking ''1-year period'' and inserting ''2-year period;''

(2) in subsection (d)—

(A) in paragraph (1), by striking ''1 year'' and inserting ''2 years''; and

(B) in paragraph (2)(A), by striking ''1 year'' and inserting ''2 years''; and

(3) in subsection (e)—

(A) in paragraph (1)(A), by striking ''1 year'' and inserting ''2 years'';

(B) in paragraph (2)(A), by striking ''1 year'' and inserting ''2 years'';

(C) in paragraph (3), by striking ''1 year'' and inserting ''2 years'';

(D) in paragraph (4), by striking ''1 year'' and inserting ''2 years'';

(E) in paragraph (5)(A), by striking ''1 year'' and inserting ''2 years''; and

(F) in paragraph (6), by striking ''1-year period'' and inserting ''2-year period''.

SEC. 102. ELIMINATION OF FLOOR PRIVILEGES AND ACCESS TO MEMBERS EXERCISE FACILITIES FOR FORMER MEMBER LOBBYISTS.

(a) FLOOR PRIVILEGES.—(1) Clause 4 of rule IV of the Rules of the House of Representatives is amended to read as follows:

''4. (a) A former Member, Delegate, or Resident Commissioner; a former Parliamentarian of the House; or a former elected officer of the House or former minority employee nominated as an elected officer of the House; or a head of a department shall not be entitled to the privilege of admission to the Hall of the House and rooms leading thereto if he or she—

''(1) is a registered lobbyist or agent of a foreign principal as those terms are defined in clause 5 of rule XXV;

''(2) has any direct personal or pecuniary interest in any legislative measure pending before the House or reported by a committee; or

''(3) is in the employ of or represents any party or organization for the purpose of influencing, directly or indirectly, the passage, defeat, or amendment of any legislative proposal.

''(b) The Speaker may promulgate regulations that exempt ceremonial or educational functions from the restrictions of this clause.''.

(2) Clause 2(a)(12) of rule IV of the Rules of the House of Representatives is amended by inserting ''(subject to clause 4)'' before the period.

(b) EXERCISE FACILITIES.—(1) The House of Representatives may not provide access to any exercise facility which is made available exclusively to Members and former Members of the House of Representatives to any former Member who is a lobbyist registered under the Lobbying Disclosure Act of 1995 or any successor statute. For purposes of this section, the term ''Member of the House of Representatives'' includes a Delegate or Resident Commissioner to the Congress.

(2) The Committee on House Administration shall promulgate regulations to carry out this section.

SEC. 103. DISCLOSURE BY MEMBERS OF CONGRESS AND SENIOR CONGRESSIONAL STAFF OF EMPLOYMENT NEGOTIATIONS.

Rule XXIII of the Rules of the House of Representatives is amended by redesignating clause 14 as clause 15 and by adding at the end the following new clause:

''14. (a) A Member, Delegate, Resident Commissioner, officer, or employee of the House covered by the post employment restriction provisions of title 18, United States Code, shall notify the Committee on Standards of Official Conduct that he or she is negotiating or has any arrangement concerning prospective private employment if a conflict of interest or the appearance of a conflict of interest may exist.

''(b) The disclosure and notification under subparagraph (a) shall be made within 3 business days after the commencement of such negotiation or arrangement.

''(c) A Member or employee to whom this rule applies shall recuse himself or herself from any matter in which there is a conflict of interest for that Member or employee under this rule and notify the Committee on Standards of Official Conduct of such recusal.

''(d)(1) The Committee on Standards of Official Conduct shall develop guidelines concerning conduct which is covered by this paragraph.

''(2) The Committee on Standards of Official Conduct shall maintain a current public record of all notifications received under subparagraph (a) and of all recusals under subparagraph (c).''.

SEC. 104. ETHICS REVIEW OF EMPLOYMENT NEGOTIATIONS BY EXECUTIVE BRANCH OFFICIALS.

Section 208 of title 18, United States Code, is amended—

(1) in subsection (b)(1)—

(A) by inserting after ''the Government official responsible for appointment to his or her position'' the following: ''and the Office of Government Ethics''; and

(B) by striking ''a written determination made by such official'' and inserting ''a written determination made by the Office of Government Ethics, after consultation with such official,''; and

(2) in subsection (b)(3), by striking ''the official responsible for the employee's appointment, after review of'' and inserting ''the Office of Government Ethics, after consultation with the official responsible for the employee's appointment and after review of''; and

(3) in subsection (d)(1)—

(A) by striking ''Upon request'' and all that follows through ''Ethics in Government Act of 1978.'' and inserting ''In each case in which the Office of Government Ethics makes a determination granting an exemption under subsection (b)(1) or (b)(3) to a person, the Office shall, not later than 3 business days after making such determination, make available to the public pursuant to the procedures set forth in section 105 of the Ethics in Government Act of 1978, and publish in the Federal Register, such determination and the materials submitted by such person in requesting such exemption.''; and

(B) by striking ''the agency may withhold'' and inserting ''the Office of Government Ethics may withhold''.

SEC. 105. WRONGFULLY INFLUENCING A PRIVATE ENTITY'S EMPLOYMENT DECISIONS OR PRACTICES.

(a) IN GENERAL.—Chapter 11 of title 18, United States Code, is amended by adding at the end the following:

''§ 226. Wrongfully influencing a private entity's employment decisions by a Member of Congress

''Whoever, being a Senator or Representative in, or a Delegate or Resident Commissioner to, the Congress or an employee of either House of Congress, with the intent to influence on the basis of partisan political affiliation an employment decision or employment practice of any private entity—

''(1) takes or withholds, or offers or threatens to take or withhold, an official act; or

''(2) influences, or offers or threatens to influence, the official act of another;

shall be fined under this title or imprisoned for not more than 15 years, or both, and may be disqualified from holding any office of honor, trust, or profit under the United States.''.

(b) NO INFERENCE.—Nothing in section 226 of title 18, United States Code, as added by this section, shall be construed to create any inference with respect to whether the activity described in section 226 of title 18, United States Code, was already a criminal or civil offense prior to the enactment of this Act, including sections 201(b), 201(c), and 216 of title 18, United States Code.

(c) CHAPTER ANALYSIS.—The chapter analysis for chapter 11 of title 18, United States Code, is amended by adding at the end the following:

''226. Wrongfully influencing a private entity's employment decisions by a Member of Congress.''.

(d) HOUSE RULES.—Rule XXIII of the Rules of the House (as amended by section 103) is further amended by redesignating clause 15 as clause 16, and by inserting after clause 14 the following new clause:

''15. No Member, Delegate, or Resident Commissioner shall, with the intent to influence on the basis of partisan political affiliation an employment decision or employment practice of any private entity—

''(1) take or withhold, or offer or threaten to take or withhold, an official act; or

''(2) influence, or offer or threaten to influence, the official act of another.''.

TITLE II—FULL PUBLIC DISCLOSURE OF LOBBYING

SEC. 201. QUARTERLY FILING OF LOBBYING DISCLOSURE REPORTS.

(a) QUARTERLY FILING REQUIRED.—Section 5 of the Lobbying Disclosure Act of 1995 (2 U.S.C. 1604) is amended—

(1) in subsection (a)—

(A) by striking ''Semiannual'' and inserting ''Quarterly'';

(B) by striking ''the semiannual period'' and all that follows through ''July of each year'' and insert ''the quarterly period beginning on the first days of January, April, July, and October of each year''; and

(C) by striking ''such semiannual period'' and insert ''such quarterly period''; and

(2) in subsection (b)—

(A) in the matter preceding paragraph (1), by striking ''semiannual report'' and inserting ''quarterly report'';

(B) in paragraph (2), by striking ''semiannual filing period'' and inserting ''quarterly period'';

(C) in paragraph (3), by striking ''semiannual period'' and inserting ''quarterly period''; and

(D) in paragraph (4), by striking ''semiannual filing period'' and inserting ''quarterly period''.

(b) CONFORMING AMENDMENTS.—

(1) DEFINITION.—Section 3(10) of the Lobbying Disclosure Act of 1995 (2 U.S.C. 1602) is amended by striking ''six month period'' and inserting ''three-month period''.

(2) REGISTRATION.—Section 4 of the Lobbying Disclosure Act of 1995 (2 U.S.C. 1603) is amended—

(A) in subsection (a)(3)(A), by striking ''semiannual period'' and inserting ''quarterly period''; and

(B) in subsection (b)(3)(A), by striking ''semiannual period'' and inserting ''quarterly period''.

(3) ENFORCEMENT.—Section 6 of the Lobbying Disclosure Act of 1995 (2 U.S.C. 1605) is amended in paragraph (6) by striking ''semiannual period'' and inserting ''quarterly period''.

(4) ESTIMATES.—Section 15 of the Lobbying Disclosure Act of 1995 (2 U.S.C. 1610) is amended—

(A) in subsection (a)(1), by striking ''semiannual period'' and inserting ''quarterly period''; and

(B) in subsection (b)(1), by striking ''semiannual period'' and inserting ''quarterly period''.

(5) DOLLAR AMOUNTS.—

(A) Section 4 of the Lobbying Disclosure Act of 1995 (2 U.S.C. 1603) is amended—

(i) in subsection (a)(3)(A)(i), by striking ''$5,000'' and inserting ''$2,500'';

(ii) in subsection (a)(3)(A)(ii), by striking ''$20,000'' and inserting ''$10,000'';

(iii) in subsection (b)(3)(A), by striking ''$10,000'' and inserting ''$5,000''; and

(iv) in subsection (b)(4), by striking ''$10,000'' and inserting ''$5,000''.

(B) Section 5 of the Lobbying Disclosure Act of 1995 (2 U.S.C. 1604) is amended—

(i) in subsection (c)(1), by striking ''$10,000'' and ''$20,000'' and inserting ''$5,000'' and ''$10,000'', respectively; and

(ii) in subsection (c)(2), by striking ''$10,000'' both places such term appears and inserting ''$5,000''.

SEC. 202. ELECTRONIC FILING OF LOBBYING DISCLOSURE REPORTS.

Section 5 of the Lobbying Disclosure Act of 1995 (2 U.S.C. 1604) is amended by adding at the end the following:

''(d) ELECTRONIC FILING REQUIRED.—A report required to be filed under this section shall be filed in electronic form, in addition to any other form that may be required by the Secretary of the Senate or the Clerk of the House of Representatives. The Secretary of the Senate and the Clerk of the House of Representatives shall provide for public access to such reports on the Internet.''.

SEC. 203. ADDITIONAL LOBBYING DISCLOSURE REQUIREMENTS.

(a) DISCLOSURE OF CONTRIBUTIONS AND PAYMENTS.—Section 5(b) of the Lobbying Disclosure Act of 1995 (2 U.S.C. 1604(b)) is amended—

(1) in paragraph (5), as added by section 204(c), by striking the period and inserting a semicolon; and

(2) by adding at the end the following:

''(6) for each registrant (and for any political committee, as defined in section 301(4) of the Federal Election Campaign Act of 1971 (2 U.S.C. 431(4)), affiliated with such registrant) and for each employee listed as a lobbyist by a registrant under paragraph 2(C)—

''(A) the name of each Federal candidate or officeholder, leadership PAC, or political party committee, to whom a contribution was made, and the amount of such contribution; and

''(B) the name of each Federal candidate or officeholder, or a leadership PAC of such candidate or officeholder, or political party committee for whom a fundraising event was hosted, cohosted, or otherwise sponsored, the date and location of the event, and the total amount raised by the event;

''(7) a certification that the lobbying firm or registrant has not provided, requested, or directed a gift, including travel, to a Member or employee of Congress in violation of clause 5 of rule XXV of the Rules of the House of Representatives;

''(8) the date, recipient, and amount of funds contributed or disbursed by, or arranged by, a registrant or employee listed as a lobbyist—

''(A) to pay the costs of an event to honor or recognize a covered legislative branch official or covered executive branch official;

''(B) to, or on behalf of, an entity that is named for a covered legislative branch official or covered executive branch official, or to a person or entity in recognition of such official;

''(C) to an entity established, financed, maintained, or controlled by a covered legislative branch official or covered executive branch official, or an entity designated by such official; or

''(D) to pay the costs of a meeting, retreat, conference or other similar event held by, or for the benefit of, 1 or more covered legislative branch officials or covered executive branch officials;

except that this paragraph shall not apply to any payment or reimbursement made from funds required to be reported under section 304 of the Federal Election Campaign Act of 1971 (2 U.S.C. 434); and

''(9) the name of each Member of Congress contacted by lobbyists employed by the registrant on behalf of the client.''.

(b) LEADERSHIP PAC.—Section 3 of the Lobbying Disclosure Act of 1995 (2 U.S.C. 1602) is amended by adding at the end the following:

''(17) LEADERSHIP PAC.—The term 'leadership PAC' means an unauthorized multicandidate political committee that is established, financed, maintained, and controlled by an individual who is a Federal officeholder or a candidate for Federal office.''.

(c) FULL AND DETAILED ACCOUNTING.—Section 5(c)(1) of the Lobbying Disclosure Act of 1995 (2 U.S.C. 1604(c)(1)) is amended by striking ''shall be rounded to the nearest $20,000'' and inserting ''shall be rounded to the nearest $1,000''.

(d) NOTIFICATION OF MEMBERS.—Section 6 of the Lobbying Disclosure Act of 1995 (2 U.S.C. 1605) is amended in paragraph (2) by striking ''review, and, where necessary'' and inserting ''review and—

''(A) if a report states (under section 5(b)(9) or otherwise) that a Member of Congress was contacted, immediately notify that Member of that report; and

''(B) where necessary,''.

SEC. 204. DISCLOSURE OF PAID EFFORTS TO STIMULATE GRASSROOTS LOBBYING.

(a) DISCLOSURE OF PAID EFFORTS TO STIMULATE GRASSROOTS LOBBYING.—Section 3 of the Lobbying Disclosure Act of 1995 (2 U.S.C. 1602) is amended—

(1) in paragraph (7), by adding at the end the following: ''Lobbying activities include paid efforts to stimulate grassroots lobbying, but do not include grassroots lobbying.''; and

(2) by adding at the end the following:

''(18) GRASSROOTS LOBBYING.—The term 'grassroots lobbying' means the voluntary efforts of members of the general public to communicate their own views on an issue to Federal officials or to encourage other members of the general public to do the same.

''(19) PAID EFFORTS TO STIMULATE GRASSROOTS LOBBYING.—The term 'paid efforts to stimulate grassroots lobbying'—

''(A) means any paid attempt to influence the general public, or segments thereof, to engage in grassroots lobbying or lobbying contacts; and

''(B) does not include any attempt described in subparagraph (A) by a person or entity directed to its members, employees, officers or shareholders, unless such attempt is financed with funds directly or indirectly received from or arranged by a lobbyist or other registrant under this Act retained by another person or entity.

''(20) GRASSROOTS LOBBYING FIRM.—The term 'grassroots lobbying firm' means a person or entity that—

''(A) is retained by 1 or more clients to engage in paid efforts to stimulate grassroots lobbying on behalf of such clients; and

''(B) receives income of, or spends or agrees to spend, an aggregate of $50,000 or more for such efforts in any quarterly period.''.

(b) REGISTRATION.—Section 4(a) of the Act (2 U.S.C. 1603(a)) is amended—

(1) in paragraph (1), by striking ''45'' and inserting ''20'';

(2) in the flush matter at the end of paragraph (3)(A)—

(A) by striking ''as estimated'' and inserting ''as included''; and

(B) by adding at the end the following: ''For purposes of clauses (i) and (ii) the term 'lobbying activities' shall not include paid efforts to stimulate grassroots lobbying.'';

(3) by redesignating paragraph (3) as paragraph (4); and

(4) by inserting after paragraph (2) the following:

''(3) GRASSROOTS LOBBYING FIRMS.—Not later than 20 days after a grassroots lobbying firm first is retained by a client to engage in paid efforts to stimulate grassroots lobbying, such grassroots lobbying firm shall register with the Secretary of the Senate and the Clerk of the House of Representatives.''.

(c) SEPARATE ITEMIZATION OF PAID EFFORTS TO STIMULATE GRASSROOTS LOBBYING.—Section 5(b) of the Act (2 U.S.C. 1604(b)) is amended—

(1) in paragraph (3), by—

(A) inserting after ''total amount of all income'' the following: ''(including a separate good faith estimate of the total amount relating specifically to paid efforts to stimulate grassroots lobbying and, within that

amount, a good faith estimate of the total amount specifically relating to paid advertising)''; and

(B) striking ''and'' after the semicolon;

(2) in paragraph (4), by—

(A) inserting after ''total expenses'' the following: ''(including a good faith estimate of the total amount relating specifically to paid efforts to stimulate grassroots lobbying and, within that total amount, a good faith estimate of the total amount specifically relating to paid advertising)''; and

(B) striking the period and inserting a semicolon;

(3) by adding at the end the following:

''(5) in the case of a grassroots lobbying firm, for each client—

''(A) a good faith estimate of the total disbursements made for grassroots lobbying activities, and a subtotal for disbursements made for grassroots lobbying through paid advertising;

''(B) identification of each person or entity other than an employee who received a disbursement of funds for grassroots lobbying activities of $10,000 or more during the period and the total amount each person or entity received; and

''(C) if such disbursements are made through a person or entity who serves as an intermediary or conduit, identification of each such intermediary or conduit, identification of the person or entity who receives the funds, and the total amount each such person or entity received.''; and

(4) by adding at the end the following:

''Subparagraphs (B) and (C) of paragraph (2) shall not apply with respect to reports relating to paid efforts to stimulate grassroots lobbying activities.''.

(d) LARGE GRASSROOTS EXPENDITURE.—Section 5(a) of the Act (2 U.S.C. 1604(a)) is amended—

(1) by striking ''No later'' and inserting:

''(1) IN GENERAL.—Except as provided in paragraph (2), not later''; and

(2) by adding at the end the following:

''(2) LARGE GRASSROOTS EXPENDITURE.—A registrant that is a grassroots lobbying firm and that receives income of, or spends or agrees to spend, an aggregate amount of $250,000 or more on paid efforts to stimulate grassroots lobbying for a client, or for a group of clients for a joint effort, shall file—

''(A) a report under this section not later than 20 days after receiving, spending, or agreeing to spend that amount; and

''(B) an additional report not later than 20 days after each time such registrant receives income of, or spends or agrees to spend, an aggregate amount of $250,000 or more on paid efforts to stimulate grassroots lobbying for a client, or for a group of clients for a joint effort.''.

SEC. 205. DISCLOSURE OF LOBBYING ACTIVITIES BY CERTAIN COALITIONS AND ASSOCIATIONS.

(a) IN GENERAL.—Paragraph (2) of section 3 of the Lobbying Disclosure Act of 1995 (2 U.S.C. 1602) is amended to read as follows:

''(2) CLIENT.—

''(A) IN GENERAL.—The term 'client' means any person or entity that employs or retains another person for financial or other compensation to conduct lobbying activities on behalf of that person or entity. A person or entity whose employees act as lobbyists on its own behalf is both a client and an employer of such employees.

''(B) TREATMENT OF COALITIONS AND ASSOCIATIONS.—

''(i) IN GENERAL.—Except as provided in clauses (ii) and (iii), in the case of a coalition or association that employs or retains other persons to conduct lobbying activities, each of the individual members of the coalition or association (and not the coalition or association) is the client. For purposes of section 4(a)(3), the preceding sentence shall not apply, and the coalition or association shall be treated as the client.

''(ii) EXCEPTION FOR CERTAIN TAX-EXEMPT ASSOCIATIONS.—In case of an association—

''(I) which is described in paragraph (3) of section 501(c) of the Internal Revenue Code of 1986 and exempt from tax under section 501(a) of such Code, or

''(II) which is described in any other paragraph of section 501(c) of the Internal Revenue Code of 1986 and exempt from tax under section 501(a) of such Code and which has substantial exempt activities other than lobbying with respect to the specific issue for which it engaged the person filing the registration statement under section 4,

the association (and not its members) shall be treated as the client.

''(iii) EXCEPTION FOR CERTAIN MEMBERS.—

''(I) IN GENERAL.—Information on a member of a coalition or association need not be included in any registration under section 4 if the amount reasonably expected to be contributed by such member toward the activities of the coalition or association of influencing legislation is less than $500 per any quarterly period.

''(II) EXCEPTION.—Subclause (I) shall not apply with respect to any member who unexpectedly makes aggregate contributions of more than $500 in any quarterly period, and the date the aggregate of such contributions first exceeds $500 in such period shall be treated as the date of first employment or retention to make a lobbying contact for purposes of section 4.

''(III) NO DONOR OR MEMBERSHIP LIST DISCLOSURE.—No disclosure is required under this Act if it is publicly available knowledge that the organization that would be identified is affiliated with the client or has been publicly disclosed to have provided funding to the client, unless the organization in whole or in major part plans, supervises or controls such lobbying activities. Nothing in this paragraph shall be construed to require the disclosure of any information about individuals who are members of, or donors to, an entity treated as a client by this Act or an organization identified under this paragraph.''.

''(iv) LOOK-THRU RULES.—In the case of a coalition or association which is treated as a client under the first sentence of clause (i)—

''(I) such coalition or association shall be treated as employing or retaining other persons to conduct lobbying activities for purposes of determining whether any individual member thereof is treated as a client under clause (i), and

''(II) information on such coalition or association need not be included in any registration under section 4 of the coalition or association with respect to which it is treated as a client under clause (i).''.

(b) EFFECTIVE DATE.—

(1) IN GENERAL.—The amendments made by this section shall apply to—

(A) coalitions and associations listed on registration statements filed under section 4 of the Lobbying Disclosure Act of 1995 (2 U.S.C. 1603) after the date of the enactment of this Act, and

(B) coalitions and associations for whom any lobbying contact is made after the date of the enactment of this Act.

(2) SPECIAL RULE.—In the case of any coalition or association to which the amendments made by this Act apply by reason of paragraph (1)(B), the person required by such section 4 to file a registration statement with respect to such coalition or association shall file a new registration statement within 30 days after the date of the enactment of this Act.

SEC. 206. DISCLOSURE BY REGISTERED LOBBYISTS OF PAST EXECUTIVE AND CONGRESSIONAL EMPLOYMENT.

Section 4(b)(6) of the Lobbying Disclosure Act of 1995 (2 U.S.C. 1603(b)(6)) is amended by striking ''or a covered legislative branch official'' and all that follows through ''as a lobbyist on behalf of the client,'' and inserting ''or a covered legislative branch official,''.

SEC. 207. PUBLIC DATABASE OF LOBBYING DISCLOSURE INFORMATION.

(a) DATABASE REQUIRED.—Section 6 of the Lobbying Disclosure Act of 1995 (2 U.S.C. 1605) is further amended—

(1) in paragraph (7) by striking ''and'' at the end;

(2) in paragraph (8) by striking the period at the end and inserting ''; and''; and

(3) by adding at the end the following new paragraph:

''(9) maintain, and make available to the public over the Internet, without a fee or other access charge, in a searchable, sortable, and downloadable manner, an electronic database that—

''(A) includes the information contained in registrations and reports filed under this Act;

''(B) directly links the information it contains to the information disclosed in reports filed with the Federal Election Commission under section 304 of the Federal Election Campaign Act of 1971 (2 U.S.C. 434); and

''(C) is searchable and sortable to the maximum extent practicable, including searchable and sortable by each of the categories of information described in section 4(b) or 5(b).''.

(b) AVAILABILITY OF REPORTS.—Section 6 of such Act is further amended in paragraph (4) by inserting before the semicolon at the end the following: ''and, in the case of a report filed in electronic form pursuant to section 5(d), shall make such report available for public inspection over the Internet not more than 48 hours after the report is so filed''.

(c) AUTHORIZATION OF APPROPRIATIONS.—There are authorized to be appropriated such sums as may be necessary to carry out paragraph (9) of section 6 of such Act, as added by subsection (a).

SEC. 208. CONFORMING AMENDMENT.

The requirements of this Act shall not apply to the activities of any political committee described in section 301(4) of the Federal Election Campaign Act of 1971.

TITLE III—RESTRICTING CONGRESSIONAL TRAVEL AND GIFTS

SEC. 301. BAN ON GIFTS FROM LOBBYISTS.

(a) IN GENERAL.—Clause 5(a)(1)(A) of rule XXV of the Rules of the House of Representatives is amended by inserting ''(i)'' after ''(A)'' and adding at the end the following:

''(ii) A Member, Delegate, Resident Commissioner, officer, or employee of the House may not knowingly accept a gift from a registered lobbyist or agent of a foreign principal or from a nongovernmental organization that retains or employs registered lobbyists or agents of a foreign principal except as provided in subparagraphs (2)(B) or (3) of this paragraph.''.

(b) RULES COMMITTEE REVIEW.—The Committee on Rules shall review the present exceptions to the House gift rule and make recommendations to the House not later than 3 months after the date of enactment of this Act on eliminating all but those which are absolutely necessary to effectuate the purpose of the rule.

SEC. 302. PROHIBITION ON PRIVATELY FUNDED TRAVEL.

Clause 5(b)(1)(A) of rule XXV of the Rules of the House of Representatives is amended by inserting ''or from a nongovernmental organization that retains or employs registered lobbyists or agents of a foreign principal'' after ''foreign principal''.

SEC. 303. PROHIBITING LOBBYIST ORGANIZATION AND PARTICIPATION IN CONGRESSIONAL TRAVEL.

(a) IN GENERAL.—Clause 5 of rule XXV of the Rules of the House of Representatives is amended by redesignating paragraphs (e) and (f) as paragraphs (g) and (h), respectively, and by inserting after paragraph (d) the following:

''(e) A Member, Delegate, Resident Commissioner, officer, or employee of the House may not accept transportation or lodging on any trip that is planned, organized, requested, arranged, or financed in whole or in part by a lobbyist or agent of a foreign principal, or in which a lobbyist participates.

''(f) Before a Member, Delegate, Resident Commissioner, officer, or employee of the House may accept transportation or lodging otherwise permissible under this paragraph from any person, such individual shall obtain 30 days before such trip a written certification from such person (and provide a copy of such certification to the Committee on Standards of Official Conduct) that—

''(1) the trip was not planned, organized, requested, arranged, or financed in whole, or in part by a registered lobbyist or agent of a foreign principal and was not organized at the request of a registered lobbyist or agent of a foreign principal;

''(2) registered lobbyists will not participate in or attend the trip; and

''(3) the person did not accept, from any source, funds specifically earmarked for the purpose of financing the travel expenses.

The Committee on Standards of Official Conduct shall make public information received under this paragraph as soon as possible after it is received.''.

(b) CONFORMING AMENDMENTS.—Clause 5(b)(3) of rule XXV of the Rules of the House of Representatives is amended—

(1) by striking ''of expenses reimbursed or to be reimbursed'';

(2) in subdivision (E), by striking ''and'' after the semicolon;

(3) in subdivision (F), by striking the period and inserting ''; and''; and

(4) by adding at the end the following:

''(G) a description of meetings and events attended during such travel, except when disclosure of such information is deemed by the Member or supervisor under whose direct supervision the employee works to jeopardize the safety of an individual or otherwise interfere with the official duties of the Member, Delegate, Resident Commissioner, officer, or employee.''.

(c) PUBLIC AVAILABILITY.—Subparagraph (5) of rule XXV of the Rules of the House of Representatives is amended to read as follows:

''(e) The Clerk of the House shall make available to the public all advance authorizations, certifications, and disclosures filed pursuant to subparagraphs (1) and subparagraph (3)(H) as soon as possible after they are received.''.

SEC. 304. PROHIBITION ON OBLIGATION OF FUNDS FOR TRAVEL BY LEGISLATIVE AND EXECUTIVE BRANCH OFFICIALS.

No Federal agency may obligate any funds made available in an appropriation Act for a flight on a non-governmental airplane that is not licensed by the Federal Aviation Administration to operate for compensation or hire, taken as part of official duties of a United States Senator, a Member, Delegate, or Resident Commissioner of the House of Representatives, an officer or employee of the Senate or House of Representatives, or an officer or employee of the executive branch.

SEC. 305. PER DIEM EXPENSES FOR CONGRESSIONAL TRAVEL.

Rule XXV of the Rules of the House of Representatives (as amended by section 304(b) is further amended by adding at the end the following:

''(h) Not later than 90 days after the date of adoption of this paragraph and at annual intervals thereafter, the Committee on House Administration shall develop and revise, as necessary, guidelines on what constitutes 'reasonable expenses' or 'reasonable expenditures' for purposes of this rule. In developing and revising the guidelines, the committee shall take into account the maximum per diem rates for official Government travel published annually by the General Services Administration, the Department of State, and the Department of Defense.''.

TITLE IV—ENFORCEMENT OF LOBBYING RESTRICTIONS

SEC. 401. OFFICE OF PUBLIC INTEGRITY.

(a) ESTABLISHMENT.—There is established within the Office of Inspector General of the House of Representatives an office to be known as the ''Office of Public Integrity'' (referred to in this section as the ''Office''), which shall be headed by a Director of Public Integrity (hereinafter referred to as the ''Director'').

(b) OFFICE.—The Office shall have access to all lobbyists' disclosure information received by the Clerk under the Lobbying Disclosure Act of 1995 and conduct such audits and investigations as are necessary to ensure compliance with the Act.

(c) REFERRAL AUTHORITY.—The Office shall have authority to refer violations of the Lobbying Disclosure Act of 1995 to the Committee on Standards of Official Conduct and the Department of Justice for disciplinary action, as appropriate.

(d) DIRECTOR.—

(1) IN GENERAL.—The Director shall be appointed by the Inspector General of the House. Any appointment made under this subsection shall be made without regard to political affiliation and solely on the basis of fitness to perform the duties of the position. Any person appointed as Director shall be learned in the law, a member of the bar of a State or the District of Columbia, and shall not engage in any other business, vocation, or employment during the term of such appointment.

(2) STAFF.—The Director shall hire such additional staff as are required to carry out this section, including investigators and accountants.

(e) AUDITS AND INVESTIGATIONS.—

(1) IN GENERAL.—The Office shall audit lobbying registrations and reports filed pursuant to the Lobbying Disclosure Act of 1995 to determine the extent of compliance or noncompliance with the requirements of such Act by lobbyists and their clients.

(2) EVIDENCE OF NON-COMPLIANCE.—If in the course an audit conducted pursuant to the requirements of paragraph (1), the Office obtains information indicating that a person or entity may be in non-compliance with the requirements of the Lobbying Disclosure Act of 1995, the Office shall refer the matter to the United States Attorney for the District of Columbia.

(f) CONFORMING AMENDMENT.—Section 8 of the Lobbying Disclosure Act of 1995 (2 U.S.C. 1607) is amended by striking subsection (c).

(g) AUTHORIZATION OF APPROPRIATIONS.—There are authorized to be appropriated in a separate account such sums as are necessary to carry out this section.

SEC. 402. INCREASED CIVIL AND CRIMINAL PENALTIES FOR FAILURE TO COMPLY WITH LOBBYING DISCLOSURE REQUIREMENTS.

Section 7 of the Lobbying Disclosure Act of 1995 (2 U.S.C. 1606) is amended—

(1) by inserting '' (a) CIVIL PENALTY.—'' before ''Whoever'';

(2) by striking ''$50,000'' and inserting ''$100,000''; and

(3) by adding at the end the following:

''(b) CRIMINAL PENALTY.—

''(1) IN GENERAL.—Whoever knowingly and wilfully fails to comply with any provision of this section shall be imprisoned for not more than 5 years, or fined under title 18, United States Code, or both.

''(2) CORRUPTLY.—Whoever knowingly, wilfully, and corruptly fails to comply with any provision of this section shall be imprisoned for not more than 10 years, or fined under title 18, United States Code, or both.''.

SEC. 403. PENALTY FOR FALSE CERTIFICATION IN CONNECTION WITH CONGRESSIONAL TRAVEL.

(a) CIVIL FINE.—

(1) IN GENERAL.—Whoever makes a false certification in connection with the travel of a Member, officer, or employee of either House of Congress (within the meaning given those terms in section 207 of title 18, United States Code), under clause 5 of rule XXV of the Rules of the House of Representatives, shall, upon proof of such offense by a preponderance of the evidence, be subject to a civil fine depending on the extent and gravity of the violation.

(2) MAXIMUM FINE.—The maximum fine per offense under this section depends on the number of separate trips in connection with which the person committed an offense under this subsection, as follows:

(A) FIRST TRIP.—For each offense committed in connection with the first such trip, the amount of the fine shall be not more than $100,000 per offense.

(B) SECOND TRIP.—For each offense committed in connection with the second such trip, the amount of the fine shall be not more than $300,000 per offense.

(C) ANY OTHER TRIPS.—For each offense committed in connection with any such trip after the second, the amount of the fine shall be not more than $500,000 per offense.

(3) ENFORCEMENT.—The Attorney General may bring an action in United States district court to enforce this subsection.

(b) CRIMINAL PENALTY.—

(1) IN GENERAL.—Whoever knowingly and wilfully fails to comply with any provision of this section shall be imprisoned for not more than 5 years, or fined under title 18, United States Code, or both.

(2) CORRUPTLY.—Whoever knowingly, wilfully, and corruptly fails to comply with any provision of this section shall be imprisoned for not more than 10 years, or fined under title 18, United States Code, or both.

SEC. 404. MANDATORY ANNUAL ETHICS TRAINING FOR HOUSE EMPLOYEES.

(a) ETHICS TRAINING.—

(1) IN GENERAL.—The Committee on Standards of Official Conduct shall provide annual ethics training to each employee of the House which shall include knowledge of the Official Code of Conduct and related House rules.

(2) NEW EMPLOYEES.—A new employee of the House shall receive training under this section not later than 60 days after beginning service to the House.

(b) CERTIFICATION.—Not later than January 31 of each year, each employee of the House shall file a certification with the Committee on Standards of Official Conduct that the employee attended ethics training in the last year as established by this section.

TITLE V—OPEN GOVERNMENT

SEC. 501. FISCAL RESPONSIBILITY.

(a) RECONCILIATION.—Clause 10 of rule XVIII of the Rules of the House of Representatives is amended by adding at the end the following new paragraph:

''(d) It shall not be in order to consider any reconciliation legislation which has the net effect of reducing the surplus or increasing the deficit compared to the most recent Congressional Budget Office estimate for any fiscal year.''.

(b) APPLICATION OF POINTS OF ORDER UNDER CONGRESSIONAL BUDGET ACT TO ALL BILLS AND JOINT RESOLUTIONS CONSIDERED UNDER SPECIAL ORDERS OF BUSINESS.—Rule XXI of the Rules of the House of Representatives is amended by adding at the end the following new clause:

''7. For purposes of applying section 315 of the Congressional Budget and Impoundment Control Act of 1974, the term 'as reported' under such section shall be considered to include any bill or joint resolution considered in the House pursuant to a special order of business.''.

SEC. 502. CURBING ABUSES OF POWER.

(a) LIMIT ON TIME PERMITTED FOR RECORDED ELECTRONIC VOTES.—Clause 2(a) of rule XX of the Rules of the House of Representatives is amended by inserting after the second sentence the following sentence: ''The maximum time for a record vote by electronic device shall be 20 minutes, except that the time may be extended with the consent of both the majority and minority floor managers of the legislation involved or both the majority leader and the minority leader.''.

(b) CONGRESSIONAL INTEGRITY.—Rule XXIII of the Rules of the House of Representatives (the Code of Official Conduct) is amended—

(1) by redesignating clause 14 as clause 16; and

(2) by inserting after clause 13 the following new clauses:

''14. A Member, Delegate, or Resident Commissioner shall not condition the inclusion of language to provide funding for a district-oriented earmark, a particular project which will be carried out in a Member's congressional district, in any bill or joint resolution (or an accompanying report thereof) or in any conference report on a bill or joint resolution (including an accompanying joint statement of managers thereto) on any vote cast by the Member, Delegate, or Resident Commissioner in whose Congressional district the project will be carried out.

''15. (a) A Member, Delegate, or Resident Commissioner who advocates to include a district-oriented earmark in any bill or joint resolution (or an accompanying report) or in any conference report on a bill or joint resolution (including an accompanying joint statement of managers thereto) shall disclose in writing to the chairman and ranking member of the relevant committee (and in the case of the Committee on Appropriations to the chairman and ranking member of the full committee and of the relevant subcommittee)—

''(1) the name of the Member, Delegate, or Resident Commissioner;

''(2) the name and address of the intended recipient of such earmark;

''(3) the purpose of such earmark; and

''(4) whether the Member, Delegate, or Resident Commissioner has a financial interest in such earmark.

''(b) Each committee shall make available to the general public the information transmitted to the committee under paragraph (a) for any earmark included in any measure reported by the committee or conference report filed by the chairman of the committee or any subcommittee thereof.

''(c) The Joint Committee on Taxation shall review any revenue measure or any reconciliation bill or joint resolution which includes revenue provisions before it is reported by a committee and before it is filed by a committee of conference of the two Houses, and shall identify whether such bill or joint resolution contains any limited tax benefits. The Joint Committee on Taxation shall prepare a statement identifying any such limited tax benefits, stating who the beneficiaries are of such benefits, and any substantially similar introduced measures and the sponsors of such measures. Any such statement shall be made available to the general public by the Joint Committee on Taxation.''.

(c) RESTRICTIONS ON REPORTING CERTAIN RULES.—Clause 6(c) of rule XIII of the Rules of the House of Representatives is amended—

(1) by striking ''or'' at the end of subparagraph (1);

(2) by striking the period at the end of subparagraph (2) and inserting a semicolon; and

(3) by adding at the end the following new subparagraphs:

''(3) a rule or order for consideration of a bill or joint resolution reported by a committee that makes in order as original text for purposes of amendment, text which differs from such bill or joint resolution as recommended by such committee to be amended unless the rule or order also makes in order as preferential a motion to amend that is neither divisible nor amendable but, if adopted will be considered original text for purposes of amendment, if requested by the chairman or ranking minority member of the reporting committee, and such rule or order shall waive all necessary points of order against that amendment only if it restores all or part of the text of the bill or joint resolution as recommended by such committee or strikes some or all of the original text inserted by the Committee on Rules that was not contained in the recommended version;

''(4) a rule or order that waives any points of order against consideration of a bill or joint resolution, against provisions in the measure, or against consideration of amendments recommended by the reporting committee unless the rule or order makes in order and waives the same points of order against one germane amendment if requested by the minority leader or a designee;

''(5) a rule or order that waives clause 10(d) of rule XVIII, unless the majority leader and minority leader each agree to the waiver and a question of consideration of the rule is adopted by a vote of two-thirds of the Members voting, a quorum being present; or

''(6) a rule or order that waives clause 12(a) of rule XXII.''.

SEC. 503. ENDING 2-DAY WORK WEEKS.

Rule XV of the Rules of the House of Representatives is amended by adding at the end the following new clause:

''8. It shall not be in order to consider a resolution providing for adjournment sine die unless, during at least 20 weeks of the session, a quorum call or recorded vote was taken on at least 4 of the weekdays (excluding legal public holidays).''.

SEC. 504. KNOWING WHAT THE HOUSE IS VOTING ON.

(a) BILLS AND JOINT RESOLUTIONS.—

(1) IN GENERAL.—Rule XIII of the Rules of the House of Representatives is amended by adding at the end the following new clause:

''8. Except for motions to suspend the rules and consider legislation, it shall not be in order to consider in the House a bill or joint resolution until 24 hours after or, in the case of a bill or joint resolution containing a district-oriented earmark or limited tax benefit, until 3 days after copies of such bill or joint resolution (and, if the bill or joint resolution is reported, copies of the accompanying report) are available (excluding Saturdays, Sundays, or legal holidays except when the House is in session on such a day).''.

(2) PROHIBITING WAIVER.—Clause 6(c) of rule XIII of the Rules of the House of Representatives, as amended by section 3(a), is further amended—

(A) by striking ''or'' at the end of subparagraph (5);

(B) by striking the period at the end of subparagraph (6) and inserting ''; or''; and

(C) by adding at the end the following new subparagraph:

''(7) a rule or order that waives clause 8 of rule XIII or clause 8(a)(1)(B) of rule XXII, unless a question of consideration of the rule is adopted by a vote of two-thirds of the Members voting, a quorum being present.''.

(b) CONFERENCE REPORTS.—Clause 8(a)(1)(B) of rule XXII of the Rules of the House of Representatives is amended by striking ''2 hours'' and inserting ''24 hours or, in the case of a conference report containing a district-oriented earmark or limited tax benefit, until 3 days after''.

SEC. 505. FULL AND OPEN DEBATE IN CONFERENCE.

(a) NUMBERED AMENDMENTS.—Clause 1 of rule XXII of the Rules of the House of Representatives is amended by adding at the end the following new sentence: ''A motion to request or agree to a conference on a general appropriation bill is in order only if the House expresses its disagreements with the House in the form of numbered amendments.''.

(b) PROMOTING OPENNESS IN DELIBERATIONS OF MANAGERS.—Clause 12(a) of rule XXII of the Rules of the House of Representatives is amended by adding at the end the following new subparagraph:

''(3) All provisions on which the two Houses disagree shall be open to discussion at any meeting of a conference committee. The text which reflects the conferees' action on all of the differences between the two Houses, including all matter to be included in the conference report and any amendments in disagreement, shall be available to any of the managers at least one such meeting, and shall be approved by a recorded vote of a majority of the House managers. Such text and, with respect to such vote, the total number of votes cast for and against, and the names of members voting for and against, shall be included in the joint explanatory statement of managers accompanying the conference report of such conference committee.''.

(c) POINT OF ORDER AGAINST CONSIDERATION OF CONFERENCE REPORT NOT REFLECTING RESOLUTION OF DIFFERENCES AS APPROVED.—

(1) IN GENERAL.—Rule XXII of the Rules of the House of Representatives is amended by adding at the end the following new clause:

''13. It shall not be in order to consider a conference report the text of which differs in any material way from the text which reflects the conferees' action on all of the differences between the two Houses, as approved by a recorded vote of a majority of the House managers as required under clause 12(a).''.

(2) PROHIBITING WAIVER.—Clause 6(c)(6) of rule XIII of the Rules of the House of Representatives, as added by section 3(c)(3), is further amended by striking ''clause 12(a)'' and inserting ''clause 12(a) or clause 13''.

TITLE VI—ANTI-CRONYISM AND PUBLIC SAFETY

SEC. 601. MINIMUM REQUIREMENTS FOR POLITICAL APPOINTEES HOLDING PUBLIC SAFETY POSITIONS.

(a) IN GENERAL.—A public safety position may not be held by any political appointee who does not meet the requirements of subsection (b).

(b) MINIMUM REQUIREMENTS.—An individual shall not, with respect to any position, be considered to meet the requirements of this subsection unless such individual—

(1) has academic, management, and leadership credentials in one or more areas relevant to such position;

(2) has a superior record of achievement in one or more areas relevant to such position;

(3) has training and expertise in one or more areas relevant to such position; and

(4) has not, within the 2-year period ending on the date of such individual's nomination

for or appointment to such position, been a lobbyist for any entity or other client that is subject to the authority of the agency within which, if appointed, such individual would serve.

(c) POLITICAL APPOINTEE.—For purposes of this section, the term ''political appointee'' means any individual who—

(1) is employed in a position listed in sections 5312 through 5316 of title 5, United States Code (relating to the Executive Schedule);

(2) is a limited term appointee, limited emergency appointee, or noncareer appointee in the Senior Executive Service; or

(3) is employed in the executive branch of the Government in a position which has been excepted from the competitive service by reason of its policy-determining, policy-making, or policy-advocating character.

(d) PUBLIC SAFETY POSITION.—For purposes of this section, the term ''public safety position'' means—

(1) the Under Secretary for Emergency Preparedness and Response, Department of Homeland Security;

(2) the Director of the Federal Emergency Management Agency, Department of Homeland Security;

(3) each regional director of the Federal Emergency Management Agency, Department of Homeland Security;

(4) the Recovery Division Director of the Federal Emergency Management Agency, Department of Homeland Security;

(5) the Assistant Secretary for Immigration and Customs Enforcement, Department of Homeland Security;

(6) the Assistant Secretary for Public Health Emergency Preparedness, Department of Health and Human Services;

(7) the Assistant Administrator for Solid Waste and Emergency Response, Environmental Protection Agency; and

(8) any position (not otherwise identified under any of the preceding provisions of this subsection) a primary function of which involves responding to a direct threat to life or property or a hazard to health, as identified by the head of each employing agency in consultation with the Office of Personnel Management.

Beginning not later than 30 days after the date of the enactment of this Act, the head of each agency shall maintain on such agency's public website a current list of all public safety positions within such agency.

(e) COORDINATION WITH OTHER REQUIREMENTS.—The requirements set forth in subsection (b) shall be in addition to, and not in lieu of, any requirements that might otherwise apply with respect to any particular position.

(f) DEFINITIONS.—For purposes of this section—

(1) the term ''agency'' means an Executive agency (as defined by section 105 of title 5, United States Code);

(2) the terms ''limited term appointee'', ''limited emergency appointee'', and ''noncareer appointee'' have the respective meanings given them by section 3132 of such title 5;

(3) the term ''Senior Executive Service'' has the meaning given such term by section 2101a of such title 5;

(4) the term ''competitive service'' has the meaning given such term by section 2102 of such title 5; and

(5) the terms ''lobbyist'' and ''client'' have the respective meanings given them by section 3 of the Lobbying Disclosure Act of 1995 (2 U.S.C. 1602).

SEC. 602. EFFECTIVE DATE.

This title shall apply with respect to any appointment made after the end of the 30-day period beginning on the date of the enactment of this Act.

TITLE VII—ZERO TOLERANCE FOR CONTRACT CHEATERS

SEC. 701. PUBLIC AVAILABILITY OF FEDERAL CONTRACT AWARDS.

(a) AMENDMENT.—The Office of Federal Procurement Policy Act (41 U.S.C. 403 et seq.) is amended by inserting after section 19 the following new section:

"SEC. 19A. PUBLIC AVAILABILITY OF CONTRACT AWARD INFORMATION.

''Not later than 14 days after the award of a contract by an executive agency, the head of the executive agency shall make publicly available, including by posting on the Internet in a searchable database, the following information with respect to the contract:

''(1) The name and address of the contractor.

''(2) The date of award of the contract.

''(3) The number of offers received in response to the solicitation.

''(4) The total amount of the contract.

''(5) The contract type.

''(6) The items, quantities, and any stated unit price of items or services to be procured under the contract.

''(7) With respect to a procurement carried out using procedures other than competitive procedures—

''(A) the authority for using such procedures under section 303(c) of title III of the Federal Property and Administrative Services Act of 1949 (41 U.S.C. 253(c)) or section 2304(c) of title 10, United States Code; and

''(B) the number of sources from which bids or proposals were solicited.

''(8) The general reasons for selecting the contractor.''.

(b) CLERICAL AMENDMENT.—The table of contents contained in section 1(b) of such Act is amended by inserting after the item relating to section 19 the following new item:

''Sec. 19A. Public availability of contract award information.''.

(c) EFFECTIVE DATE.—The amendments made by this Act shall apply to contracts entered into more than 90 days after the date of the enactment of this Act.

SEC. 702. PROHIBITION ON AWARD OF MONOPOLY CONTRACTS.

(a) Paragraph (3) of section 303H(d) of title III of the Federal Property and Administrative Services Act of 1949 (41 U.S.C. 253h(d)) is amended to read as follows:

''(3)(A) The regulations implementing this subsection shall prohibit the award of monopoly contracts.

''(B) In this subsection, the term 'monopoly contract' means a task or delivery order contract in an amount estimated to exceed $10,000,000 (including all options) awarded to a single contractor.

''(C) Notwithstanding subparagraph (A), a monopoly contract may be awarded if the head of the agency determines in writing that—

''(i) for one of the reasons set forth in section 303(c), a single task or delivery order contract is in the best interest of the Federal Government; or

''(ii) the task orders expected under the contract are so integrally related that only a single contractor can reasonably perform the work.''.

(b) Section 303H(d)(1) of such Act is amended by striking ''The head'' and inserting ''Subject to paragraph (3), the head''.

(c) Subsection (e) of section 303I of such Act (41 United States Code 253i) is amended to read as follows:

''(e) MULTIPLE AWARDS.—Section 303H(d) applies to a task or delivery order contract for the procurement of advisory and assistance services under this section.''.

SEC. 703. COMPETITION IN MULTIPLE AWARD CONTRACTS.

Title III of the Federal Property and Administrative Services Act of 1949 (41 U.S.C. 251 et seq.) is amended by inserting after section 303M the following new section:

"SEC. 303N. COMPETITION IN MULTIPLE AWARD CONTRACTS.

''(a) REGULATIONS REQUIRED.—Not later than 180 days after the date of the enactment of this section, the Federal Acquisition Regulation shall be revised to require competition in the purchase of goods and services by each executive agency pursuant to multiple award contracts.

''(b) CONTENT OF REGULATIONS.—(1) The regulations required by subsection (a) shall provide, at a minimum, that each individual purchase of goods or services in excess of $100,000 that is made under a multiple award contract shall be made on a competitive basis unless a contracting officer of the executive agency—

''(A) waives the requirement on the basis of a determination that—

''(i) one of the circumstances described in paragraphs (1) through (4) of section 303J(b) applies to such individual purchase; or

''(ii) a statute expressly authorizes or requires that the purchase be made from a specified source; and

''(B) justifies the determination in writing.

''(2) For purposes of this subsection, an individual purchase of goods or services is made on a competitive basis only if it is made pursuant to procedures that—

''(A) require fair notice of the intent to make that purchase (including a description of the work to be performed and the basis on which the selection will be made) to be provided to all contractors offering such goods or services under the multiple award contract; and

''(B) afford all contractors responding to the notice a fair opportunity to make an offer and have that offer fairly considered by the official making the purchase.

''(3) Notwithstanding paragraph (2), notice may be provided to fewer than all contractors offering such goods or services under a multiple award contract described in subsection (c)(2)(A) if notice is provided to as many contractors as practicable.

''(4) A purchase may not be made pursuant to a notice that is provided to fewer than all contractors under paragraph (3) unless—

''(A) offers were received from at least three qualified contractors; or

''(B) a contracting officer of the executive agency determines in writing that no additional qualified contractors were able to be identified despite reasonable efforts to do so.

''(5) For purposes of paragraph (2), fair notice means notice of intent to make a purchase under a multiple award contract posted, at least 14 days before the purchase is made, on the website maintained by the General Services Administration known as FedBizOpps.gov (or any successor site).

''(c) DEFINITIONS.—In this section:

''(1) The term 'individual purchase' means a task order, delivery order, or other purchase.

''(2) The term 'multiple award contract' means—

''(A) a contract that is entered into by the Administrator of General Services under the multiple award schedule program referred to in section 309(b)(3);

''(B) a multiple award task order contract that is entered into under the authority of sections 2304a through 2304d of title 10, United States Code, or sections 303H through 303K; and

''(C) any other indefinite delivery, indefinite quantity contract that is entered into by the head of an executive agency with two or more sources pursuant to the same solicitation.

''(d) APPLICABILITY.—The revisions to the Federal Acquisition Regulation pursuant to subsection (a) shall take effect not later

than 180 days after the date of the enactment of this section and shall apply to all individual purchases of goods or services that are made under multiple award contracts on or after the effective date, without regard to whether the multiple award contracts were entered into before, on, or after such effective date.''.

SEC. 704. SUSPENSION AND DEBARMENT OF UNETHICAL CONTRACTORS.

(a) CIVILIAN AGENCY CONTRACTORS.—Title III of the Federal Property and Administrative Services Act of 1949 (41 U.S.C. 251 et seq.) is amended by inserting after section 303N, as added by section 703, the following new section:

"SEC. 303O. SUSPENSION AND DEBARMENT OF UNETHICAL CONTRACTORS.

''(a) IN GENERAL.—No prospective contractor may be awarded a contract with an agency unless the contracting officer for the contract determines that such prospective contractor has a satisfactory record of integrity and business ethics.

''(b) DEFINITION.—No prospective contractor shall be considered to have a satisfactory record of integrity and business ethics if it—

''(1) has exhibited a pattern of overcharging the Government under Federal contracts;

''(2) has exhibited a pattern of failing to comply with the law, including tax, labor and employment, environmental, antitrust, and consumer protection laws; or

''(3) has an outstanding debt with a Federal agency in a delinquent status.''

(b) CONFORMING AMENDMENT.—The table of sections at the beginning of such Act is amended by inserting after the item relating to section 303N, as added by section 703, the following new item:

''Sec. 303O. Suspension and debarment of unethical contractors.''.

SEC. 705. CRIMINAL SANCTIONS FOR CHEATING TAXPAYERS AND WARTIME FRAUD.

(a) PROHIBITION.—

(1) IN GENERAL.—Chapter 47 of title 18, United States Code, is amended by adding at the end the following:

"§ 1039. Criminal sanctions for cheating taxpayers and wartime fraud

''(a) PROHIBITION.—

''(1) IN GENERAL.—Whoever, in any matter involving a Federal contract for the provision of goods or services, knowingly and willfully—

''(A) executes or attempts to execute a scheme or artifice to defraud the United States;

''(B) falsifies, conceals, or covers up by any trick, scheme, or device a material fact;

''(C) makes any materially false, fictitious, or fraudulent statements or representations, or makes or uses any materially false writing or document knowing the same to contain any materially false, fictitious, or fraudulent statement or entry; or

''(D) materially overvalues any good or service with the specific intent to excessively profit from war, military action, or relief or reconstruction activities;

shall be fined under paragraph (2), imprisoned not more than 10 years, or both.

''(2) FINE.—A person convicted of an offense under paragraph (1) may be fined the greater of—

''(A) $1,000,000; or

''(B) if such person derives profits or other proceeds from the offense, not more than twice the gross profits or other proceeds.

''(b) EXTRATERRITORIAL JURISDICTION.—There is extraterritorial Federal jurisdiction over an offense under this section.

''(c) VENUE.—A prosecution for an offense under this section may be brought—

''(1) as authorized by chapter 211 of this title;

''(2) in any district where any act in furtherance of the offense took place; or

''(3) in any district where any party to the contract or provider of goods or services is located.''.

(2) TABLE OF SECTIONS.—The table of sections for chapter 47 of title 18, United States Code, is amended by adding at the end the following:

''1039. Criminal Sanctions for Cheating Taxpayers and Wartime Fraud.''.

(d) CIVIL FORFEITURE.—Section 981(a)(1)(C) of title 18, United States Code, is amended by inserting ''1039,'' after ''1032,''.

(e) CRIMINAL FORFEITURE.—Section 982(a)(2)(B) of title 18, United States Code, is amended by striking ''or 1030'' and inserting ''1030, or 1039''.

(f) MONEY LAUNDERING.—Section 1956(c)(7)(D) of title 18, United States Code, is amended by inserting the following: '', section 1039 (relating to Criminal Sanctions for Cheating Taxpayers and Wartime Fraud,'' after ''liquidating agent of financial institution),''.

SEC. 706. PROHIBITION ON CONTRACTOR CONFLICTS OF INTEREST.

(a) PROHIBITION.—An agency may not enter into a contract for the performance of a function relating to contract oversight with any contractor with a conflict of interest.

(b) DEFINITIONS.—In this section:

(1) The term ''function relating to contract oversight'' includes the following specific functions:

(A) Evaluation of a contractor's performance.

(B) Evaluation of contract proposals.

(C) Development of statements of work.

(D) Services in support of acquisition planning.

(E) Contract management.

(2) The term ''conflict of interest'' includes cases in which the contractor performing the function relating to contract oversight, or any related entity—

(A) is performing all or some of the work to be overseen;

(B) has a separate ongoing business relationship, such as a joint venture or contract, with any of the contractors to be overseen;

(C) would be placed in a position to affect the value or performance of work it or any related entity is doing under any other Government contract;

(D) has a reverse role with the contractor to be overseen under one or more separate Government contracts; and

(E) has some other relationship with the contractor to be overseen that could reasonably appear to bias the contractor's judgment.

(3) The term ''related entity'', with respect to a contractor, means any subsidiary, parent, affiliate, joint venture, or other entity related to the contractor.

(c) CONTRACTS RELATING TO INHERENTLY GOVERNMENTAL FUNCTIONS.—An agency may not enter into a contract for the performance of inherently governmental functions for contract oversight (as described in subpart 7.5 of part 7 of the Federal Acquisition Regulation).

(d) EFFECTIVE DATE AND APPLICABILITY.—This section shall take effect on the date of enactment of this Act and shall apply to—

(1) contracts entered into on or after such date;

(2) any task or delivery order issued on or after such date under a contract entered into before, on, or after such date; and

(3) any decision on or after such date to exercise an option or otherwise extend a contract for the performance of a function relating to contract oversight regardless of whether such contract was entered into before, on, or after the date of enactment of this Act.

SEC. 707. DISCLOSURE OF GOVERNMENT CONTRACTOR OVERCHARGES.

(a) QUARTERLY REPORT TO CONGRESS.—

(1) The head of each Federal agency or department shall submit to the chairman and ranking member of each committee described in paragraph (2) on a quarterly basis a report that includes the following:

(A) A list of audits or other reports issued during the applicable quarter that describe contractor costs in excess of $1,000,000 that have been identified as unjustified, unsupported, questioned, or unreasonable under any contract, task or delivery order, or subcontract.

(B) The specific amounts of costs identified as unjustified, unsupported, questioned, or unreasonable and the percentage of their total value of the contract, task or delivery order, or subcontract.

(C) A list of audits or other reports issued during the applicable quarter that identify significant or substantial deficiencies in any business system of any contractor under any contract, task or delivery order, or subcontract.

(2) The report described in paragraph (1) shall be submitted to the Committee on Government Reform of the House of Representatives, the Committee on Homeland Security and Governmental Affairs of the Senate, and other committees of jurisdiction.

(b) SUBMISSION OF INDIVIDUAL AUDITS.—The head of each Federal agency or department shall provide, within 14 days after a request in writing by the chairman or ranking member of any of the committees described in subsection (a)(2), a full and unredacted copy of any audit or other report described in subsection (a)(1).

SEC. 708. PENALTIES FOR IMPROPER SOLE-SOURCE CONTRACTING PROCEDURES.

Section 303 of the Federal Property and Administrative Services Act (41 U.S.C. 253) is amended—

(1) by redesignating subsections (g), (h), and (i) as subsections (h), (i), and (j), respectively; and

(2) by inserting after subsection (f) the following new subsection:

''(g) Any official who knowingly and intentionally violates Federal procurement law in the preparation or certification of a justification for a sole-source contract, in the award of a sole-source contract, or in directing or participating in the award of a sole-source contract, shall be subject to administrative sanctions up to and including termination of employment.''.

SEC. 709. STOPPING THE REVOLVING DOOR.

(a) ELIMINATION OF LOOPHOLES THAT ALLOW FORMER FEDERAL OFFICIALS TO ACCEPT COMPENSATION FROM CONTRACTORS OR RELATED ENTITIES.—

(1) Paragraph (1) of section 27(d) of the Office of Federal Procurement Policy Act (41 U.S.C. 423(d)(1)) is amended—

(A) by striking ''or consultant'' and inserting ''consultant, lawyer, or lobbyist'';

(B) by striking ''one year'' and inserting ''two years''; and

(C) in subparagraph (C), by striking ''personally made for the Federal agency—'' and inserting ''participated personally and substantially in—''.

(2) Paragraph (2) of section 27(d) of such Act (41 U.S.C. 423(d)(2)) is amended to read as follows:

''(2) For purposes of paragraph (1), the term 'contractor' includes any division, affiliate, subsidiary, parent, joint venture, or other related entity of the contractor.''.

(b) PROHIBITION ON AWARD OF GOVERNMENT CONTRACTS TO FORMER EMPLOYERS.—Section 27 of such Act (41 U.S.C. 423) is amended by adding at the end the following new subsection:

''(i) PROHIBITION ON INVOLVEMENT BY CERTAIN FORMER CONTRACTOR EMPLOYEES IN PROCUREMENTS.—A former employee of a contractor who becomes an employee of the Federal government shall not be personally and substantially involved with any Federal agency procurement involving the employee's former employer, including any division, affiliate, subsidiary, parent, joint venture, or other related entity of the former employer, for a period of two years beginning on the date on which the employee leaves the employment of the contractor.''.

(c) REQUIREMENT FOR FEDERAL PROCUREMENT OFFICERS TO DISCLOSE JOB OFFERS MADE TO RELATIVES.—Section 27(c)(1) of such Act (41 U.S.C. 423(c)(1)) is amended by inserting after ''that official'' the following: ''or for a relative of that official (as defined in section 3110 of title 5, United States Code),''.

(d) ADDITIONAL CRIMINAL PENALTIES.—Paragraph (1) of section 27(e) of such Act (41 U.S.C. (e)(1)) is amended to read as follows:

''(1) CRIMINAL PENALTIES.—Whoever engages in conduct constituting a violation of—

''(A) subsection (a) or (b) for the purpose of either—

''(i) exchanging the information covered by such subsection for anything of value, or

''(ii) obtaining or giving anyone a competitive advantage in the award of a Federal agency procurement contract; or

''(B) subsection (c) or (d);

shall be imprisoned for not more than 5 years or fined as provided under title 18, United States Code, or both.''.

(e) REGULATIONS.—Section 27 of such Act (41 U.S.C. 423) is further amended by adding at the end of the following new subsection:

''(j) REGULATIONS.—The Director of the Office of Government Ethics, in consultation with the Administrator, shall—

''(1) promulgate regulations to carry out and ensure the enforcement of this section; and

''(2) monitor and investigate individual and agency compliance with this section.''.

TITLE VIII—PRESIDENTIAL LIBRARIES

SEC. 801. PRESIDENTIAL LIBRARIES.

(a) IN GENERAL.—Section 2112 of title 44, United States Code, is amended by adding at the end the following new subsection:

''(h)(1) Any organization that is established for the purpose of raising funds for creating, maintaining, expanding, or conducting activities at a Presidential archival depository or any facilities relating to a Presidential archival depository, shall submit to the Administration, the Committee on Government Reform of the House of Representatives, and the Committee on Governmental Affairs of the Senate on a quarterly basis, by not later than the applicable date specified in paragraph (2), information with respect to every contributor who, during the designated period—

''(A) with respect to a Presidential archival depository of a President who currently holds the Office of President or for which the Archivist has not accepted, taken title to, or entered into an agreement to use any land or facility, gave the organization a contribution or contributions (whether monetary or in-kind) totaling $100 or more for the quarterly period; or

''(B) with respect to a Presidential archival depository of a President who no longer holds the Office of President and for which the Archivist has accepted, taken title to, or entered into an agreement to use any land or facility, gave the organization a contribution or contributions (whether monetary or in-kind) totaling $100 or more for the quarterly period.

''(2) For purposes of paragraph (1), the applicable date—

''(A) with respect to information required under paragraph (1)(A), shall be April 15, July 15, October 15, and January 15 of each year and of the following year as applicable to the fourth quarterly filing; and

''(B) with respect to information required under paragraph (1)(B), shall be April 15, July 15, October 15, and January 15 of each year and of the following year as applicable to the fourth quarterly filing.

''(3) As used in this subsection, the term 'information' means the following:

''(A) The amount or value of each contribution made by a contributor referred to in paragraph (1) in the quarter covered by the submission.

''(B) The source of each such contribution, and the address of the entity or individual that is the source of the contribution.

''(C) If the source of such a contribution is an individual, the occupation of the individual.

''(D) The date of each such contribution.

''(4) The Archivist shall make available to the public through the Internet (or a successor technology readily available to the public) as soon as is practicable after each quarterly filing any information that is submitted in accordance with paragraph (1).

''(5)(A) It shall be unlawful for any person who makes a contribution described in paragraph (1) to knowingly and willfully submit false material information or omit material information with respect to the contribution to an organization described in such paragraph.

''(B) The penalties described in section 1001 of title 18, United States Code, shall apply with respect to a violation of subparagraph (A) in the same manner as a violation described in such section.

''(6)(A) It shall be unlawful for any organization described in paragraph (1) to knowingly and willfully submit false material information or omit material information under such paragraph.

''(B) The penalties described in section 1001 of title 18, United States Code, shall apply with respect to a violation of subparagraph (A) in the same manner as a violation described in such section.

''(7)(A) It shall be unlawful for a person to knowingly and willfully—

''(i) make a contribution described in paragraph (1) in the name of another person;

''(ii) permit his or her name to be used to effect a contribution described in paragraph (1); or

''(iii) accept a contribution described in paragraph (1) that is made by one person in the name of another person.

''(B) The penalties set forth in section 309(d) of the Federal Election Campaign Act of 1971 (2 U.S.C. 437g(d)) shall apply to a violation of subparagraph (A) in the same manner as if such violation were a violation of section 316(b)(3) of such Act.

''(8) The Archivist shall promulgate regulations for the purpose of carrying out this subsection.''.

(b) APPLICABILITY.—Section 2112(h) of title 44, United States Code (as added by subsection (a))—

(1) shall apply to an organization established for the purpose of raising funds for creating, maintaining, expanding, or conducting activities at a Presidential archival depository or any facilities relating to a Presidential archival depository before, on or after the date of the enactment of this Act; and

(2) shall only apply with respect to contributions (whether monetary or in-kind) made after the date of the enactment of this Act.

TITLE IX—FORFEITURE OF RETIREMENT BENEFITS

SEC. 901. LOSS OF PENSIONS ACCRUED DURING SERVICE AS A MEMBER OF CONGRESS FOR ABUSING THE PUBLIC TRUST.

(a) CIVIL SERVICE RETIREMENT SYSTEM.—Section 8332 of title 5, United States Code, is amended by adding at the end the following:

''(o)(1) Notwithstanding any other provision of this subchapter, the service of an individual finally convicted of an offense described in paragraph (2) shall not be taken into account for purposes of this subchapter, except that this sentence applies only to service rendered as a Member (irrespective of when rendered). Any such individual (or other person determined under section 8342(c), if applicable) shall be entitled to be paid so much of such individual's lump-sum credit as is attributable to service to which the preceding sentence applies.

''(2)(A) An offense described in this paragraph is any offense described in subparagraph (B) for which the following apply:

''(i) Every act or omission of the individual (referred to in paragraph (1)) that is needed to satisfy the elements of the offense occurs while the individual is a Member.

''(ii) Every act or omission of the individual that is needed to satisfy the elements of the offense directly relates to the performance of the individual's official duties as a Member.

''(iii) The offense is committed after the date of enactment of this subsection.

''(B) An offense described in this subparagraph is only the following, and only to the extent that the offense is a felony under title 18:

''(i) An offense under section 201 of title 18 (bribery of public officials and witnesses).

''(ii) An offense under section 219 of title 18 (officers and employees acting as agents of foreign principals).

''(iii) An offense under section 371 of title 18 (conspiracy to commit offense or to defraud United States) to the extent of any conspiracy to commit an act which constitutes an offense under clause (i) or (ii).

''(3) An individual convicted of an offense described in paragraph (2) shall not, after the date of the final conviction, be eligible to participate in the retirement system under this subchapter or chapter 84 while serving as a Member.

''(4) The Office of Personnel Management shall prescribe any regulations necessary to carry out this subsection. Such regulations shall include—

''(A) provisions under which interest on any lump-sum payment under the second sentence of paragraph (1) shall be limited in a manner similar to that specified in the last sentence of section 8316(b); and

''(B) provisions under which the Office may provide for—

''(i) the payment, to the spouse or children of any individual referred to in the first sentence of paragraph (1), of any amounts which (but for this clause) would otherwise have been nonpayable by reason of such first sentence, but only to the extent that the application of this clause is considered necessary given the totality of the circumstances; and

''(ii) an appropriate adjustment in the amount of any lump-sum payment under the second sentence of paragraph (1) to reflect the application of clause (i).

''(5) For purposes of this subsection—

''(A) the term 'Member' has the meaning given such term by section 2106, notwithstanding section 8331(2); and

''(B) the term 'child' has the meaning given such term by section 8341.''.

(b) FEDERAL EMPLOYEES' RETIREMENT SYSTEM.—Section 8411 of title 5, United States Code, is amended by adding at the end the following:

''(1)(1) Notwithstanding any other provision of this chapter, the service of an individual finally convicted of an offense described in paragraph (2) shall not be taken into account for purposes of this chapter, except that this sentence applies only to service rendered as a Member (irrespective of when rendered). Any such individual (or other person determined under section 8424(d), if applicable) shall be entitled to be paid so much of such individual's lump-sum credit as is attributable to service to which the preceding sentence applies.

''(2) An offense described in this paragraph is any offense described in section 8332(o)(2)(B) for which the following apply:

''(A) Every act or omission of the individual (referred to in paragraph (1)) that is needed to satisfy the elements of the offense occurs while the individual is a Member.

''(B) Every act or omission of the individual that is needed to satisfy the elements of the offense directly relates to the performance of the individual's official duties as a Member.

''(C) The offense is committed after the date of enactment of this subsection.

''(3) An individual finally convicted of an offense described in paragraph (2) shall not, after the date of the conviction, be eligible to participate in the retirement system under this chapter while serving as a Member.

''(4) The Office of Personnel Management shall prescribe any regulations necessary to carry out this subsection. Such regulations shall include—

''(A) provisions under which interest on any lump-sum payment under the second sentence of paragraph (1) shall be limited in a manner similar to that specified in the last sentence of section 8316(b); and

''(B) provisions under which the Office may provide for—

''(i) the payment, to the spouse or children of any individual referred to in the first sentence of paragraph (1), of any amounts which (but for this clause) would otherwise have been nonpayable by reason of such first sentence, but only to the extent that the application of this clause is considered necessary given the totality of the circumstances; and

''(ii) an appropriate adjustment in the amount of any lump-sum payment under the second sentence of paragraph (1) to reflect the application of clause (i).

''(5) For purposes of this subsection—

''(A) the term 'Member' has the meaning given such term by section 2106, notwithstanding section 8401(20); and

''(B) the term 'child' has the meaning given such term by section 8341.''.

After debate,

By unanimous consent, the previous question was ordered on the motion to recommit with instructions.

The question being put, viva voce,

Will the House recommit said bill with instructions?

The SPEAKER pro tempore, Mr. GILLMOR, announced that the nays had it.

Ms. SLAUGHTER demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The vote was taken by electronic device.

It was decided in the negative { Yeas ..... 213 / Nays ..... 216 }

¶32.21 [Roll No. 118]

YEAS—213

Abercrombie
Ackerman
Allen
Andrews
Baca
Baird
Baldwin
Barrow
Bass
Bean
Becerra
Berkley
Berman
Berry
Bishop (GA)
Bishop (NY)
Blumenauer
Boren
Boswell
Boyd
Bradley (NH)
Brady (PA)
Brown (OH)
Brown, Corrine
Butterfield
Capps
Cardin
Cardoza
Carnahan
Carson
Case
Castle
Chabot
Chandler
Clay
Cleaver
Clyburn
Conyers
Cooper
Costa
Costello
Cramer
Crowley
Cuellar
Cummings
Davis (AL)
Davis (CA)
Davis (FL)
Davis (IL)
Davis (TN)
DeFazio
DeGette
Delahunt
DeLauro
Dicks
Dingell
Doggett
Doyle
Edwards
Emanuel
Engel
Eshoo
Etheridge
Farr
Fattah
Filner
Fitzpatrick (PA)
Ford
Frank (MA)
Gerlach
Gonzalez
Gordon
Green (WI)
Green, Al
Green, Gene
Grijalva
Gutierrez
Harman
Hastings (FL)
Herseth
Higgins
Hinchey
Hinojosa
Holden
Holt
Honda
Hooley
Hoyer
Inslee
Israel
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Johnson (CT)
Johnson, E. B.
Jones (NC)
Jones (OH)
Kanjorski
Kaptur
Kennedy (RI)
Kildee
Kilpatrick (MI)
Kind
Kucinich
Langevin
Lantos
Larsen (WA)
Larson (CT)
Leach
Lee
Levin
Lewis (GA)
Lipinski
LoBiondo
Lofgren, Zoe
Lowey
Lynch
Maloney
Markey
Marshall
Matheson
Matsui
McCarthy
McCollum (MN)
McDermott
McGovern
McIntyre
McKinney
McNulty
Meehan
Meek (FL)
Meeks (NY)
Melancon
Michaud
Millender-McDonald
Miller (NC)
Miller, George
Mollohan
Moore (KS)
Moore (WI)
Moran (VA)
Nadler
Napolitano
Neal (MA)
Oberstar
Obey
Olver
Ortiz
Owens
Pallone
Pascrell
Pastor
Payne
Pelosi
Peterson (MN)
Platts
Pomeroy
Price (NC)
Rahall
Ramstad
Rangel
Reyes
Ross
Rothman
Roybal-Allard
Ruppersberger
Rush
Ryan (OH)
Salazar
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Schakowsky
Schiff
Schwartz (PA)
Scott (GA)
Scott (VA)
Serrano
Shays
Sherman
Simmons
Skelton
Slaughter
Smith (WA)
Snyder
Solis
Spratt
Stark
Strickland
Stupak
Tanner
Tauscher
Taylor (MS)
Thompson (CA)
Thompson (MS)
Tierney
Towns
Udall (CO)
Udall (NM)
Van Hollen
Velázquez
Visclosky
Wasserman Schultz
Waters
Watson
Watt
Waxman
Weiner
Wexler
Wilson (NM)
Woolsey
Wu
Wynn

NAYS—216

Aderholt
Akin
Alexander
Bachus
Baker
Barrett (SC)
Bartlett (MD)
Barton (TX)
Beauprez
Biggert
Bilirakis
Bishop (UT)
Blackburn
Blunt
Boehlert
Boehner
Bonilla
Bonner
Bono
Boozman
Boucher
Boustany
Brady (TX)
Brown (SC)
Burgess
Burton (IN)
Calvert
Camp (MI)
Campbell (CA)
Cannon
Cantor
Capito
Capuano
Carter
Chocola
Coble
Cole (OK)
Conaway
Crenshaw
Cubin
Culberson
Davis (KY)
Davis, Jo Ann
Davis, Tom
Deal (GA)
DeLay
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Doolittle
Drake
Dreier
Duncan
Ehlers
Emerson
English (PA)
Everett
Feeney
Ferguson
Flake
Foley
Forbes
Fortenberry
Fossella
Foxx
Franks (AZ)
Frelinghuysen
Gallegly
Garrett (NJ)
Gibbons
Gilchrest
Gillmor
Gingrey
Gohmert
Goode
Goodlatte
Granger
Graves
Gutknecht
Hall
Harris
Hart
Hastert
Hastings (WA)
Hayes
Hayworth
Hefley
Hensarling
Herger
Hobson
Hoekstra
Hostettler
Hulshof
Hunter
Hyde
Inglis (SC)
Issa
Istook
Jenkins
Jindal
Johnson (IL)
Johnson, Sam
Keller
Kelly
Kennedy (MN)
King (IA)
King (NY)
Kingston
Kirk
Kline
Knollenberg
Kolbe
Kuhl (NY)
LaHood
Latham
LaTourette
Lewis (CA)
Lewis (KY)
Linder
Lucas
Lungren, Daniel E.
Mack
Manzullo
Marchant
McCaul (TX)
McCotter
McCrery
McHenry
McHugh
McKeon
McMorris
Mica
Miller (FL)
Miller (MI)
Miller, Gary
Moran (KS)
Murphy
Murtha
Musgrave
Myrick
Neugebauer
Ney
Northup
Norwood
Nunes
Nussle
Otter
Oxley
Paul
Pearce
Pence
Peterson (PA)
Petri
Pickering
Pitts
Poe
Pombo
Porter
Price (GA)
Pryce (OH)
Putnam
Radanovich
Regula
Rehberg
Reichert
Renzi
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Ros-Lehtinen
Royce
Ryan (WI)
Ryun (KS)
Sabo
Saxton
Schmidt
Schwarz (MI)
Sensenbrenner
Sessions
Shadegg
Shaw
Sherwood
Shimkus
Shuster
Simpson
Smith (NJ)
Smith (TX)
Sodrel
Souder
Stearns
Sullivan
Sweeney
Tancredo
Taylor (NC)
Terry
Thomas
Thornberry
Tiahrt
Tiberi
Turner
Upton
Walden (OR)
Walsh
Wamp
Weldon (FL)
Weldon (PA)
Weller
Westmoreland
Whitfield
Wicker
Wilson (SC)
Wolf
Young (AK)
Young (FL)

NOT VOTING—4

Brown-Waite, Ginny
Buyer
Evans
Osborne

So the motion to recommit with instructions was not agreed to.

The question being put, viva voce,

Will the House pass said bill?

The SPEAKER pro tempore, Mr. GILLMOR, announced that the yeas had it.

Ms. SLAUGHTER demanded a recorded vote on passage of said bill, which demand was supported by one-fifth of a quorum, so a recorded vote was ordered.

The vote was taken by electronic device.

It was decided in the affirmative { Yeas ..... 217 / Nays ..... 213 }

¶32.22 [Roll No. 119]

AYES—217

Aderholt
Akin
Alexander
Bachus
Baker
Barrett (SC)
Barrow
Bartlett (MD)
Barton (TX)
Beauprez
Biggert
Bilirakis
Bishop (UT)
Blackburn
Blunt
Boehlert
Boehner
Bonner
Bono
Boozman
Boren
Boswell
Boustany
Brady (TX)
Brown (SC)
Brown-Waite, Ginny
Burgess
Calvert
Camp (MI)
Campbell (CA)
Cannon
Cantor
Capito
Carter
Castle
Chabot
Chocola
Coble
Cole (OK)
Conaway
Crenshaw
Cubin
Cuellar
Culberson
Davis (KY)
Davis, Jo Ann
Davis, Tom

Deal (GA)
DeLay
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Doolittle
Drake
Dreier
Duncan
Ehlers
Emerson
English (PA)
Everett
Feeney
Ferguson
Fitzpatrick (PA)
Flake
Foley
Forbes
Fortenberry
Fossella
Foxx
Franks (AZ)
Frelinghuysen
Gallegly
Garrett (NJ)
Gerlach
Gibbons
Gilchrest
Gillmor
Gingrey
Gohmert
Goode
Goodlatte
Granger
Graves
Gutknecht
Hall
Harris
Hart
Hastert
Hastings (WA)
Hayes
Hayworth
Hensarling
Herger
Hobson
Hoekstra
Hostettler
Hunter
Hyde
Inglis (SC)
Issa
Istook
Jenkins
Jindal
Johnson (IL)
Johnson, Sam
Keller
Kelly
Kennedy (MN)
King (NY)
Kingston
Kirk
Kline
Knollenberg
Kolbe
Kuhl (NY)
LaHood
Latham
LaTourette
Lewis (CA)
Lewis (KY)
Linder
LoBiondo
Lucas
Lungren, Daniel E.
Manzullo
Marchant
Marshall
Matheson
McCaul (TX)
McCotter
McCrery
McHenry
McHugh
McKeon
McMorris
Melancon
Mica
Miller (FL)
Miller (MI)
Miller, Gary
Moran (KS)
Murphy
Musgrave
Myrick
Neugebauer
Ney
Northup
Norwood
Nunes
Nussle
Otter
Oxley
Pearce
Pence
Peterson (PA)
Petri
Pickering
Pitts
Poe
Pombo
Porter
Price (GA)
Pryce (OH)
Putnam
Radanovich
Regula
Rehberg
Reichert
Renzi
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Ros-Lehtinen
Royce
Ryan (WI)
Ryun (KS)
Saxton
Schmidt
Schwarz (MI)
Sessions
Shadegg
Shaw
Sherwood
Shimkus
Shuster
Simpson
Smith (NJ)
Smith (TX)
Sodrel
Souder
Stearns
Sullivan
Sweeney
Tancredo
Taylor (MS)
Taylor (NC)
Terry
Thomas
Thornberry
Tiahrt
Tiberi
Turner
Upton
Walden (OR)
Walsh
Wamp
Weldon (FL)
Weldon (PA)
Weller
Westmoreland
Whitfield
Wicker
Wilson (SC)
Young (AK)
Young (FL)

NOES—213

Abercrombie
Ackerman
Allen
Andrews
Baca
Baird
Baldwin
Bass
Bean
Becerra
Berkley
Berman
Berry
Bishop (GA)
Bishop (NY)
Blumenauer
Bonilla
Boucher
Boyd
Bradley (NH)
Brady (PA)
Brown (OH)
Brown, Corrine
Burton (IN)
Butterfield
Capps
Capuano
Cardin
Cardoza
Carnahan
Carson
Case
Chandler
Clay
Cleaver
Clyburn
Conyers
Cooper
Costa
Costello
Cramer
Crowley
Cummings
Davis (AL)
Davis (CA)
Davis (FL)
Davis (IL)
Davis (TN)
DeFazio
DeGette
Delahunt
DeLauro
Dicks
Dingell
Doggett
Doyle
Edwards
Emanuel
Engel
Eshoo
Etheridge
Farr
Fattah
Filner
Ford
Frank (MA)
Gonzalez
Gordon
Green (WI)
Green, Al
Green, Gene
Grijalva
Gutierrez
Harman
Hastings (FL)
Hefley
Herseth
Higgins
Hinchey
Hinojosa
Holden
Holt
Honda
Hooley
Hoyer
Hulshof
Inslee
Israel
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Johnson (CT)
Johnson, E. B.
Jones (NC)
Jones (OH)
Kanjorski
Kaptur
Kennedy (RI)
Kildee
Kilpatrick (MI)
Kind
King (IA)
Kucinich
Langevin
Lantos
Larsen (WA)
Larson (CT)
Leach
Lee
Levin
Lewis (GA)
Lipinski
Lofgren, Zoe
Lowey
Lynch
Mack
Maloney
Markey
Matsui
McCarthy
McCollum (MN)
McDermott
McGovern
McIntyre
McKinney
McNulty
Meehan
Meek (FL)
Meeks (NY)
Michaud
Millender-McDonald
Miller (NC)
Miller, George
Mollohan
Moore (KS)
Moore (WI)
Moran (VA)
Murtha
Nadler
Napolitano
Neal (MA)
Oberstar
Obey
Olver
Ortiz
Owens
Pallone
Pascrell
Pastor
Paul
Payne
Pelosi
Peterson (MN)
Platts
Pomeroy
Price (NC)
Rahall
Ramstad
Rangel
Reyes
Ross
Rothman
Roybal-Allard
Ruppersberger
Rush
Ryan (OH)
Sabo
Salazar
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Schakowsky
Schiff
Schwartz (PA)
Scott (GA)
Scott (VA)
Sensenbrenner
Serrano
Shays
Sherman
Simmons
Skelton
Slaughter
Smith (WA)
Snyder
Solis
Spratt
Stark
Strickland
Stupak
Tanner
Tauscher
Thompson (CA)
Thompson (MS)
Tierney
Towns
Udall (CO)
Udall (NM)
Van Hollen
Velázquez
Visclosky
Wasserman Schultz
Waters
Watson
Watt
Waxman
Weiner
Wexler
Wilson (NM)
Wolf
Woolsey
Wu
Wynn

NOT VOTING—3

Buyer
Evans
Osborne

So the bill was passed.

A motion to reconsider the vote whereby said bill was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

Pursuant to Section 2 of House Resolution 783, the text of H.R. 513, as passed by the House, was appended to the engrossment of H.R. 4975.

¶32.23 H. RES. 781—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mr. GILLMOR, pursuant to clause 8, rule XX, announced the unfinished business to be the motion to suspend the rules and agree to the resolution (H. Res. 781) congratulating charter schools and their students, parents, teachers, and administrators across the United States for their ongoing contributions to education, and for other purposes.

The question being put,

Will the House suspend the rules and agree to said resolution?

The vote was taken by electronic device.

It was decided in the affirmative ..... { Yeas ..... 417; Nays ..... 1; Answered present 3 }

¶32.24 [Roll No. 120]

YEAS—417

Abercrombie
Ackerman
Aderholt
Akin
Alexander
Allen
Andrews
Baca
Bachus
Baird
Baker
Baldwin
Barrett (SC)
Barrow
Bartlett (MD)
Barton (TX)
Bass
Bean
Beauprez
Becerra
Berkley
Berman
Berry
Biggert
Bilirakis
Bishop (GA)
Bishop (NY)
Bishop (UT)
Blackburn
Blumenauer
Blunt
Boehlert
Boehner
Bonilla
Bonner
Bono
Boozman
Boren
Boswell
Boucher
Boustany
Boyd
Bradley (NH)
Brady (PA)
Brady (TX)
Brown (OH)
Brown (SC)
Brown, Corrine
Brown-Waite, Ginny
Burgess
Burton (IN)
Butterfield
Calvert
Camp (MI)
Campbell (CA)
Cannon
Cantor
Capito
Capps
Capuano
Cardoza
Carnahan
Carson
Carter
Case
Castle
Chabot
Chandler
Chocola
Clay
Cleaver
Clyburn
Coble
Cole (OK)
Conaway
Conyers
Cooper
Costa
Costello
Cramer
Crenshaw
Crowley
Cubin
Cuellar
Culberson
Cummings
Davis (AL)
Davis (CA)
Davis (FL)
Davis (IL)
Davis (KY)
Davis (TN)
Davis, Jo Ann
Davis, Tom
Deal (GA)
DeFazio
DeGette
Delahunt
DeLauro
DeLay
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Dingell
Doggett
Doolittle
Doyle
Drake
Dreier
Duncan
Edwards
Ehlers
Emanuel
Emerson
Engel
English (PA)
Eshoo
Etheridge
Everett
Farr
Fattah
Feeney
Ferguson
Filner
Fitzpatrick (PA)
Flake
Foley
Forbes
Ford
Fortenberry
Fossella
Foxx
Frank (MA)
Franks (AZ)
Frelinghuysen
Gallegly
Garrett (NJ)
Gerlach
Gibbons
Gilchrest
Gillmor
Gingrey
Gohmert
Gonzalez
Goode
Goodlatte
Gordon
Graves
Green (WI)
Green, Al
Green, Gene
Grijalva
Gutierrez
Gutknecht
Hall
Harman
Harris
Hart
Hastings (FL)
Hastings (WA)
Hayes
Hayworth
Hefley
Hensarling
Herger
Herseth
Higgins
Hinojosa
Hobson
Hoekstra
Holden
Holt
Honda
Hooley
Hostettler
Hoyer
Hulshof
Hunter
Hyde
Inglis (SC)
Inslee
Israel
Issa
Istook
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Jenkins
Jindal
Johnson (CT)
Johnson (IL)
Johnson, E. B.
Johnson, Sam
Jones (NC)
Jones (OH)
Kanjorski
Kaptur
Keller
Kelly
Kennedy (MN)
Kennedy (RI)
Kildee
Kilpatrick (MI)
Kind
King (IA)
King (NY)
Kingston
Kirk
Kline
Knollenberg
Kolbe
Kuhl (NY)
LaHood
Langevin
Lantos
Larsen (WA)
Larson (CT)
Latham
LaTourette
Leach
Lee
Levin
Lewis (CA)
Lewis (GA)
Lewis (KY)
Linder
Lipinski
LoBiondo
Lofgren, Zoe
Lowey
Lucas
Lungren, Daniel E.
Lynch
Mack
Maloney
Manzullo
Marchant
Markey
Marshall
Matheson
Matsui
McCarthy
McCaul (TX)
McCollum (MN)
McCotter
McGovern
McHenry
McHugh
McIntyre
McKeon
McKinney
McMorris
McNulty
Meehan
Meek (FL)
Meeks (NY)
Melancon
Mica
Michaud
Millender-McDonald
Miller (FL)
Miller (MI)
Miller (NC)
Miller, Gary
Miller, George
Mollohan
Moore (KS)
Moore (WI)
Moran (KS)
Moran (VA)
Murtha
Myrick
Nadler
Napolitano
Neal (MA)
Neugebauer
Ney
Northup
Norwood
Nunes
Nussle
Oberstar
Obey
Olver
Ortiz
Otter
Owens
Oxley
Pallone
Pascrell
Pastor
Paul
Payne
Pearce
Pelosi
Pence
Peterson (MN)
Peterson (PA)
Petri
Pickering
Pitts
Platts
Pombo
Pomeroy
Porter
Price (GA)
Price (NC)
Pryce (OH)
Putnam
Radanovich
Rahall
Ramstad
Rangel
Regula
Rehberg
Reichert
Renzi
Reyes
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Ros-Lehtinen
Ross
Rothman
Roybal-Allard
Royce
Ruppersberger
Rush
Ryan (OH)
Ryan (WI)
Ryun (KS)
Sabo
Salazar
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Saxton
Schakowsky
Schiff
Schmidt
Schwartz (PA)
Schwarz (MI)
Scott (GA)
Scott (VA)
Sensenbrenner
Serrano
Sessions
Shadegg
Shaw
Shays
Sherman
Sherwood
Shimkus
Shuster
Simmons

Simpson
Skelton
Smith (NJ)
Smith (TX)
Smith (WA)
Snyder
Sodrel
Solis
Souder
Spratt
Stearns
Strickland
Stupak
Sullivan
Sweeney
Tancredo
Tanner
Tauscher
Taylor (MS)
Taylor (NC)
Terry
Thomas
Thompson (CA)
Thompson (MS)
Thornberry
Tiahrt
Tiberi
Tierney
Towns
Turner
Udall (CO)
Udall (NM)
Upton
Van Hollen
Velázquez
Visclosky
Walden (OR)
Walsh
Wamp
Wasserman Schultz
Waters
Watson
Watt
Waxman
Weiner
Weldon (FL)
Weldon (PA)
Weller
Westmoreland
Wexler
Whitfield
Wicker
Wilson (NM)
Wilson (SC)
Wolf
Woolsey
Wu
Wynn
Young (AK)
Young (FL)

NAYS—1

Kucinich

ANSWERED ''PRESENT''—3

Hinchey
Slaughter
Stark

NOT VOTING—11

Buyer
Cardin
Dicks
Evans
Granger
McCrery
McDermott
Murphy
Musgrave
Osborne
Poe

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said resolution was agreed to.

A motion to reconsider the vote whereby the rules were suspended and said resolution was agreed to was, by unanimous consent, laid on the table.

¶32.25 CLERK TO CORRECT ENGROSSMENT—H.R. 4975

On motion of Mr. DREIER, by unanimous consent,

Ordered, That in the engrossment of the bill (H.R. 4975) to provide greater transparency with respect to lobbying activities, and for other purposes, the Clerk be authorized to correct section numbers, spelling, punctuation, and cross-references, and to make such other technical and conforming changes as may be necessary to reflect the actions of the House.

¶32.26 PROVIDING FOR CONSIDERATION OF H.R. 4954

Mr. SESSIONS, by direction of the Committee on Rules, called up the following resolution (H. Res. 789):

Resolved, That at any time after the adoption of this resolution the Speaker may, pursuant to clause 2(b) of rule XVIII, declare the House resolved into the Committee of the Whole House on the state of the Union for consideration of the bill (H.R. 4954) to improve maritime and cargo security through enhanced layered defenses, and for other purposes. The first reading of the bill shall be dispensed with. All points of order against consideration of the bill are waived. General debate shall be confined to the bill and shall not exceed one hour, with 40 minutes equally divided and controlled by the chairman and ranking minority member of the Committee on Homeland Security and 20 minutes equally divided and controlled by the chairman and ranking minority member of the Committee on Transportation and Infrastructure. After general debate the bill shall be considered for amendment under the five-minute rule. It shall be in order to consider as an original bill for the purpose of amendment under the five-minute rule the amendment in the nature of a substitute recommended by the Committee on Homeland Security now printed in the bill. The committee amendment in the nature of a substitute shall be considered as read. All points of order against the committee amendment in the nature of a substitute are waived. Notwithstanding clause 11 of rule XVIII, no amendment to the committee amendment in the nature of a substitute shall be in order except those printed in the report of the Committee on Rules accompanying this resolution. Each such amendment may be offered only in the order printed in the report, may be offered only by a Member designated in the report, shall be considered as read, shall be debatable for the time specified in the report equally divided and controlled by the proponent and an opponent, shall not be subject to amendment, and shall not be subject to a demand for division of the question in the House or in the Committee of the Whole. All points of order against such amendments are waived. At the conclusion of consideration of the bill for amendment the Committee shall rise and report the bill to the House with such amendments as may have been adopted. Any Member may demand a separate vote in the House on any amendment adopted in the Committee of the Whole to the bill or to the committee amendment in the nature of a substitute. The previous question shall be considered as ordered on the bill and amendments thereto to final passage without intervening motion except one motion to recommit with or without instructions.

When said resolution was considered.

After debate,

Mr. SESSIONS moved the previous question on the resolution to its adoption or rejection.

The question being put, viva voce,

Will the House now order the previous question?

The SPEAKER pro tempore, Mr. SIMPSON, announced that the yeas had it.

Mr. HASTINGS of Florida demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mr. SIMPSON, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed.

¶32.27 MOTION TO INSTRUCT CONFEREES—H.R. 4297

Mr. LARSON of Connecticut submitted the privileged motion to instruct the managers on the part of the House at the conference with the Senate on the disagreeing votes of the two Houses on the amendment of the Senate to the bill (H.R. 4297) to provide for reconciliation pursuant to section 201(b) of the concurrent resolution on the budget for fiscal year 2006, be instructed to (1) agree to the following provisions of the amendment of the Senate: section 461 (relating to revaluation of LIFO inventories of large integrated oil companies), section 462 (relating to elimination of amortization of geological and geophysical expenditures for major integrated oil companies), and section 470 (relating to modifications of foreign tax credit rules applicable to large integrated oil companies which are dual capacity taxpayers); and (2) recede from the provisions of the House bill that extend the lower tax rate on dividends and capital gains that would otherwise terminate at the close of 2008.

After debate,

By unanimous consent, the previous question was ordered on the motion to instruct the managers on the part of the House.

The question being put, viva voce,

Will the House agree to said motion?

The SPEAKER pro tempore, Mr. SIMPSON, announced that the nays had it.

Mr. LARSON of Connecticut demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mr. SIMPSON, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed.

¶32.28 MOTION TO INSTRUCT CONFEREES—H.R. 2830

Mr. George MILLER of California submitted the privileged motion to instruct the managers on the part of the House at the conference with the Senate on the disagreeing votes of the two Houses on the amendment of the Senate to the bill (H.R. 2830) to amend the Employee Retirement Income Security Act of 1974 and the Internal Revenue Code of 1986 to reform the pension funding rules, and for other purposes, be instructed to recede to the provisions contained in the amendment of the Senate regarding restrictions on funding of nonqualified deferred compensation plans, except that: (1) to the maximum extent possible within the scope of the conference, the managers on the part of the House shall insist that the restrictions under the bill as reported from conference regarding executive compensation, including under nonqualified plans, be the same as restrictions under the bill regarding benefits for workers and retirees under qualified pension plans; (2) the managers on the part of the House shall insist that the definition of ''covered employee'' for purposes of such provisions contained in the amendment of the Senate include the chief executive officer of the plan sponsor, any other employee of the plan sponsor who is ''covered employee'' within the meaning of such term specified in the provision contained in the amendment of the Senate (applied by disregarding the chief executive officer), and any other individual who is, with respect to the plan sponsor, an officer or employee within the meaning of section 16(b) of the Securities Exchange Act of 1934; and (3) in lieu of the effective date specified in such provisions contained in the amendment of the Senate, the managers on the part of the House shall insist on the effective date specified in the provisions of the bill as passed the House relating to treatment of nonqualified deferred compensation plans when the employer's defined benefit plan is in at-risk status.

After debate,

By unanimous consent, the previous question was ordered on the motion to instruct the managers on the part of the House.

The question being put, viva voce,

Will the House agree to said motion?

The SPEAKER pro tempore, Mr. SIMPSON, announced that the nays had it.

Mr. George MILLER of California demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mr. SIMPSON, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed.

¶32.29 MOTION TO INSTRUCT CONFEREES TO H.R. 4297—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mr. SIMPSON, pursuant to clause 8 of rule XX, announced the unfinished business to be the question on the motion, by Mr. LARSON of Connecticut, to instruct the managers on the part of the House at the conference on the disagreeing votes of the two Houses on the amendment of the Senate to the bill (H.R. 4297) to provide for reconciliation pursuant to section 201(b) of the concurrent resolution on the budget for fiscal year 2006.

The question being put,

Will the House agree to said motion?

The vote was taken by electronic device.

It was decided in the negative ..... { Yeas ..... 197 / Nays 224

¶32.30 [Roll No. 121]

YEAS—197

Abercrombie
Ackerman
Allen
Andrews
Baca
Baird
Baldwin
Becerra
Berkley
Berman
Berry
Bishop (GA)
Bishop (NY)
Blumenauer
Boehlert
Boswell
Boucher
Boyd
Brady (PA)
Brown (OH)
Brown, Corrine
Brown-Waite, Ginny
Butterfield
Capps
Capuano
Cardin
Cardoza
Carnahan
Carson
Case
Chandler
Clay
Cleaver
Clyburn
Conyers
Cooper
Costa
Costello
Cramer
Crowley
Cuellar
Cummings
Davis (AL)
Davis (CA)
Davis (FL)
Davis (IL)
Davis (TN)
DeFazio
DeGette
Delahunt
DeLauro
Dicks
Dingell
Doggett
Doyle
Edwards
Emanuel
Engel
Eshoo
Etheridge
Farr
Fattah
Filner
Ford
Frank (MA)
Gonzalez
Green, Al
Green, Gene
Grijalva
Gutierrez
Harman
Hastings (FL)
Herseth
Higgins
Hinchey
Holden
Holt
Honda
Hooley
Hoyer
Inslee
Israel
Jackson (IL)
Jackson-Lee (TX)
Johnson, E. B.
Jones (OH)
Kanjorski
Kaptur
Kennedy (RI)
Kildee
Kilpatrick (MI)
Kind
Kucinich
Langevin
Lantos
Larsen (WA)
Larson (CT)
Leach
Lee
Levin
Lewis (GA)
Lipinski
Lofgren, Zoe
Lowey
Lynch
Maloney
Markey
Matheson
Matsui
McCarthy
McCollum (MN)
McDermott
McGovern
McIntyre
McKinney
McNulty
Meehan
Meek (FL)
Meeks (NY)
Michaud
Millender-McDonald
Miller (NC)
Miller, George
Mollohan
Moore (KS)
Moore (WI)
Moran (VA)
Murtha
Nadler
Napolitano
Neal (MA)
Oberstar
Obey
Olver
Ortiz
Owens
Pallone
Pascrell
Pastor
Payne
Pelosi
Peterson (MN)
Pombo
Pomeroy
Price (NC)
Rahall
Rangel
Reyes
Ross
Rothman
Roybal-Allard
Ruppersberger
Rush
Ryan (OH)
Sabo
Salazar
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Schakowsky
Schiff
Schwartz (PA)
Scott (GA)
Scott (VA)
Serrano
Sherman
Skelton
Smith (WA)
Snyder
Spratt
Stark
Strickland
Stupak
Tanner
Tauscher
Taylor (MS)
Thompson (CA)
Thompson (MS)
Tierney
Towns
Udall (CO)
Udall (NM)
Upton
Van Hollen
Velázquez
Visclosky
Wasserman Schultz
Waters
Watson
Watt
Waxman
Weiner
Wexler
Wilson (NM)
Woolsey
Wu
Wynn

NAYS—224

Aderholt
Akin
Alexander
Bachus
Baker
Barrett (SC)
Barrow
Bartlett (MD)
Barton (TX)
Bass
Bean
Beauprez
Biggert
Bilirakis
Bishop (UT)
Blunt
Boehner
Bonilla
Bonner
Bono
Boozman
Boren
Boustany
Bradley (NH)
Brady (TX)
Brown (SC)
Burgess
Burton (IN)
Calvert
Camp (MI)
Campbell (CA)
Cannon
Cantor
Capito
Carter
Castle
Chabot
Chocola
Coble
Cole (OK)
Conaway
Crenshaw
Cubin
Culberson
Davis (KY)
Davis, Jo Ann
Davis, Tom
Deal (GA)
DeLay
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Doolittle
Drake
Dreier
Duncan
Ehlers
Emerson
English (PA)
Everett
Feeney
Ferguson
Fitzpatrick (PA)
Flake
Foley
Forbes
Fortenberry
Fossella
Foxx
Franks (AZ)
Frelinghuysen
Gallegly
Garrett (NJ)
Gerlach
Gibbons
Gilchrest
Gillmor
Gohmert
Goode
Goodlatte
Granger
Graves
Green (WI)
Gutknecht
Hall
Harris
Hart
Hastings (WA)
Hayes
Hayworth
Hefley
Hensarling
Herger
Hobson
Hostettler
Hulshof
Hunter
Hyde
Inglis (SC)
Issa
Istook
Jenkins
Jindal
Johnson (CT)
Johnson (IL)
Johnson, Sam
Jones (NC)
Keller
Kelly
Kennedy (MN)
King (IA)
King (NY)
Kingston
Kirk
Kline
Knollenberg
Kolbe
Kuhl (NY)
LaHood
Latham
LaTourette
Lewis (CA)
Lewis (KY)
Linder
LoBiondo
Lucas
Lungren, Daniel E.
Mack
Manzullo
Marchant
Marshall
McCaul (TX)
McCotter
McCrery
McHenry
McHugh
McKeon
McMorris
Melancon
Mica
Miller (FL)
Miller (MI)
Miller, Gary
Moran (KS)
Murphy
Musgrave
Myrick
Neugebauer
Ney
Northup
Norwood
Nunes
Nussle
Otter
Oxley
Paul
Pearce
Pence
Peterson (PA)
Petri
Pickering
Pitts
Platts
Poe
Porter
Price (GA)
Pryce (OH)
Putnam
Radanovich
Ramstad
Regula
Rehberg
Reichert
Renzi
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Ros-Lehtinen
Royce
Ryan (WI)
Ryun (KS)
Saxton
Schmidt
Schwarz (MI)
Sensenbrenner
Sessions
Shadegg
Shaw
Shays
Sherwood
Shimkus
Shuster
Simmons
Simpson
Smith (NJ)
Smith (TX)
Sodrel
Souder
Stearns
Sullivan
Sweeney
Tancredo
Taylor (NC)
Terry
Thomas
Thornberry
Tiahrt
Tiberi
Turner
Walden (OR)
Walsh
Wamp
Weldon (FL)
Weldon (PA)
Weller
Westmoreland
Whitfield
Wicker
Wilson (SC)
Wolf
Young (AK)
Young (FL)

NOT VOTING—11

Blackburn
Buyer
Evans
Gingrey
Gordon
Hinojosa
Hoekstra
Jefferson
Osborne
Slaughter
Solis

So the motion to instruct the managers on the part of the House was not agreed to.

A motion to reconsider the vote whereby said motion was not agreed to was, by unanimous consent, laid on the table.

¶32.31 MOTION TO INSTRUCT CONFEREES TO H.R. 2830—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mr. SIMPSON, pursuant to clause 8 of rule XX, announced the further unfinished business to be the question on the motion, by Mr. George MILLER of California, to instruct the managers on the part of the House at the conference on the disagreeing votes of the two Houses on the amendment of the Senate to the bill (H.R. 2830) to amend the Employee Retirement Income Security Act of 1974 and the Internal Revenue Code of 1986 to reform the pension funding rules, and for other purposes.

The question being put,

Will the House agree to said motion?

The vote was taken by electronic device.

It was decided in the affirmative ..... { Yeas ..... 299 / Nays 125

¶32.32 [Roll No. 122]

YEAS—299

Abercrombie
Ackerman
Aderholt
Allen
Andrews
Baca
Baird
Baldwin
Barrow
Bartlett (MD)
Bass
Bean
Becerra
Berkley
Berman
Berry
Bilirakis
Bishop (GA)
Bishop (NY)
Blumenauer
Boehlert
Bonner
Bono
Boozman
Boren
Boswell
Boucher
Boyd
Bradley (NH)
Brady (PA)
Brown (OH)
Brown, Corrine
Brown-Waite, Ginny
Burgess
Butterfield
Capito
Capps
Capuano
Cardin
Cardoza
Carnahan
Carson
Case
Castle
Chabot
Chandler
Clay
Cleaver
Clyburn
Coble
Conyers
Cooper
Costa
Costello
Cramer
Crowley
Cuellar
Cummings
Davis (AL)
Davis (CA)
Davis (FL)
Davis (IL)
Davis (TN)
Davis, Jo Ann
Davis, Tom
DeFazio
DeGette
Delahunt
DeLauro
Dent
Dicks
Dingell
Doggett
Doyle
Edwards
Emanuel
Emerson
Engel
Eshoo
Etheridge
Everett
Farr
Fattah
Ferguson
Filner
Fitzpatrick (PA)
Foley
Forbes
Ford
Fortenberry
Fossella
Frank (MA)
Gallegly
Garrett (NJ)
Gerlach
Gibbons
Gilchrest
Gillmor
Gonzalez
Goode
Goodlatte
Gordon
Green (WI)
Green, Al
Green, Gene
Grijalva
Gutierrez
Gutknecht
Hall
Harman
Hastings (FL)
Hayworth
Herseth
Higgins
Hinchey
Hobson
Holden
Holt
Honda
Hooley
Hostettler
Hoyer
Hyde
Inslee
Israel
Jackson (IL)
Jackson-Lee (TX)
Jindal
Johnson (CT)
Johnson (IL)
Johnson, E. B.
Jones (NC)
Jones (OH)
Kanjorski
Kaptur
Kelly
Kennedy (MN)
Kennedy (RI)
Kildee

Kilpatrick (MI)
Kind
King (NY)
Kirk
Kucinich
Kuhl (NY)
LaHood
Langevin
Lantos
Larsen (WA)
Larson (CT)
LaTourette
Leach
Lee
Levin
Lewis (GA)
Lipinski
LoBiondo
Lofgren, Zoe
Lowey
Lungren, Daniel E.
Lynch
Maloney
Manzullo
Marchant
Markey
Marshall
Matheson
Matsui
McCarthy
McCollum (MN)
McCotter
McDermott
McGovern
McHugh
McIntyre
McKinney
McNulty
Meehan
Meek (FL)
Meeks (NY)
Melancon
Michaud
Millender-McDonald
Miller (MI)
Miller (NC)
Miller, George
Mollohan
Moore (KS)
Moore (WI)
Moran (KS)
Moran (VA)
Murtha
Nadler
Napolitano
Neal (MA)
Ney
Nussle
Oberstar
Obey
Olver
Ortiz
Owens
Pallone
Pascrell
Pastor
Paul
Payne
Pelosi
Peterson (MN)
Pickering
Pitts
Platts
Poe
Pombo
Pomeroy
Porter
Price (NC)
Pryce (OH)
Rahall
Ramstad
Rangel
Regula
Rehberg
Reichert
Renzi
Reyes
Rohrabacher
Ross
Rothman
Roybal-Allard
Royce
Ruppersberger
Rush
Ryan (OH)
Sabo
Salazar
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Saxton
Schakowsky
Schiff
Schmidt
Schwartz (PA)
Schwarz (MI)
Scott (GA)
Scott (VA)
Serrano
Shaw
Shays
Sherman
Shimkus
Simmons
Simpson
Smith (NJ)
Smith (WA)
Snyder
Sodrel
Solis
Souder
Spratt
Stark
Strickland
Stupak
Sullivan
Sweeney
Tancredo
Tanner
Tauscher
Taylor (MS)
Thompson (CA)
Thompson (MS)
Tierney
Towns
Turner
Udall (CO)
Udall (NM)
Upton
Van Hollen
Velázquez
Visclosky
Walden (OR)
Walsh
Wamp
Wasserman Schultz
Waters
Watson
Watt
Waxman
Weiner
Weldon (PA)
Wexler
Whitfield
Wilson (NM)
Wolf
Woolsey
Wu
Wynn
Young (FL)

NAYS—125

Akin
Alexander
Bachus
Baker
Barrett (SC)
Barton (TX)
Beauprez
Biggert
Bishop (UT)
Blackburn
Blunt
Boehner
Bonilla
Boustany
Brady (TX)
Brown (SC)
Burton (IN)
Calvert
Camp (MI)
Campbell (CA)
Cannon
Cantor
Carter
Chocola
Cole (OK)
Conaway
Crenshaw
Cubin
Culberson
Davis (KY)
Deal (GA)
DeLay
Diaz-Balart, L.
Diaz-Balart, M.
Doolittle
Drake
Dreier
Duncan
Ehlers
English (PA)
Feeney
Flake
Foxx
Franks (AZ)
Frelinghuysen
Gingrey
Gohmert
Granger
Graves
Harris
Hart
Hastings (WA)
Hayes
Hefley
Hensarling
Herger
Hulshof
Hunter
Inglis (SC)
Issa
Istook
Jenkins
Johnson, Sam
Keller
King (IA)
Kingston
Kline
Knollenberg
Kolbe
Latham
Lewis (CA)
Lewis (KY)
Linder
Lucas
Mack
McCaul (TX)
McCrery
McHenry
McKeon
McMorris
Mica
Miller (FL)
Miller, Gary
Murphy
Musgrave
Myrick
Neugebauer
Northup
Norwood
Nunes
Otter
Oxley
Pearce
Pence
Peterson (PA)
Petri
Price (GA)
Putnam
Radanovich
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Ros-Lehtinen
Ryan (WI)
Ryun (KS)
Sensenbrenner
Sessions
Shadegg
Sherwood
Shuster
Smith (TX)
Stearns
Taylor (NC)
Terry
Thomas
Thornberry
Tiahrt
Tiberi
Weldon (FL)
Weller
Westmoreland
Wicker
Wilson (SC)
Young (AK)

NOT VOTING—8

Buyer
Evans
Hinojosa
Hoekstra
Jefferson
Osborne
Skelton
Slaughter

So the motion to instruct the managers on the part of the House was agreed to.

A motion to reconsider the vote whereby said motion was agreed to was, by unanimous consent, laid on the table.

¶32.33 MESSAGE FROM THE SENATE

A message from the Senate by Ms. Curtis, one of its clerks, announced that the Senate has passed without amendment a concurrent resolution of the House of the following title:

H. Con. Res. 90. A concurrent resolution conveying the sympathy of Congress to the families of the young women murdered in the State of Chihuahua, Mexico, and encouraging increased United States involvement in bringing an end to these crimes.

¶32.34 H. RES. 789—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mr. SIMPSON, pursuant to clause 8, rule XX, announced the unfinished business to be the question on ordering the previous question on the resolution (H. Res. 789) to provide for consideration of the bill (H.R. 4954) to improve maritime and cargo security through enhanced layered defenses, and for other purposes.

The question being put,

Will the House now order the previous question?

The vote was taken by electronic device.

It was decided in the affirmative { Yeas ..... 226 / Nays ..... 200 }

¶32.35 [Roll No. 123]

YEAS—226

Aderholt
Akin
Alexander
Bachus
Baker
Barrett (SC)
Bartlett (MD)
Barton (TX)
Bass
Beauprez
Biggert
Bilirakis
Bishop (UT)
Blackburn
Blunt
Boehlert
Boehner
Bonilla
Bonner
Bono
Boozman
Boustany
Bradley (NH)
Brady (TX)
Brown (SC)
Brown-Waite, Ginny
Burgess
Burton (IN)
Calvert
Camp (MI)
Campbell (CA)
Cannon
Cantor
Capito
Carter
Castle
Chabot
Chocola
Coble
Cole (OK)
Conaway
Crenshaw
Cubin
Culberson
Davis (KY)
Davis, Jo Ann
Davis, Tom
Deal (GA)
DeLay
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Doolittle
Drake
Dreier
Duncan
Ehlers
Emerson
English (PA)
Everett
Feeney
Ferguson
Fitzpatrick (PA)
Flake
Foley
Forbes
Fortenberry
Fossella
Foxx
Franks (AZ)
Frelinghuysen
Gallegly
Garrett (NJ)
Gerlach
Gibbons
Gilchrest
Gillmor
Gingrey
Gohmert
Goode
Goodlatte
Granger
Graves
Green (WI)
Gutknecht
Hall
Harris
Hart
Hastings (WA)
Hayes
Hayworth
Hefley
Hensarling
Herger
Hobson
Hostettler
Hulshof
Hunter
Hyde
Inglis (SC)
Issa
Istook
Jenkins
Jindal
Johnson (CT)
Johnson (IL)
Johnson, Sam
Jones (NC)
Keller
Kelly
Kennedy (MN)
King (IA)
King (NY)
Kingston
Kirk
Kline
Knollenberg
Kolbe
Kuhl (NY)
LaHood
Latham
LaTourette
Leach
Lewis (CA)
Lewis (KY)
Linder
LoBiondo
Lucas
Lungren, Daniel E.
Mack
Manzullo
Marchant
McCaul (TX)
McCotter
McCrery
McHenry
McHugh
McKeon
McMorris
Mica
Miller (FL)
Miller (MI)
Miller, Gary
Moran (KS)
Murphy
Musgrave
Myrick
Neugebauer
Ney
Northup
Norwood
Nunes
Nussle
Otter
Oxley
Paul
Pearce
Pence
Peterson (PA)
Petri
Pickering
Pitts
Platts
Poe
Pombo
Porter
Price (GA)
Pryce (OH)
Putnam
Radanovich
Ramstad
Regula
Rehberg
Reichert
Renzi
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Ros-Lehtinen
Royce
Ryan (WI)
Ryun (KS)
Saxton
Schmidt
Schwarz (MI)
Sensenbrenner
Sessions
Shadegg
Shaw
Shays
Sherwood
Shimkus
Shuster
Simmons
Simpson
Smith (NJ)
Smith (TX)
Sodrel
Souder
Stearns
Sullivan
Sweeney
Tancredo
Terry
Thomas
Thornberry
Tiahrt
Tiberi
Turner
Upton
Walden (OR)
Walsh
Wamp
Weldon (FL)
Weldon (PA)
Weller
Westmoreland
Whitfield
Wicker
Wilson (NM)
Wilson (SC)
Wolf
Young (AK)
Young (FL)

NAYS—200

Abercrombie
Ackerman
Allen
Andrews
Baca
Baird
Baldwin
Barrow
Bean
Becerra
Berkley
Berman
Berry
Bishop (GA)
Bishop (NY)
Blumenauer
Boren
Boswell
Boucher
Boyd
Brady (PA)
Brown (OH)
Brown, Corrine
Butterfield
Capps
Capuano
Cardin
Cardoza
Carnahan
Carson
Case
Chandler
Clay
Cleaver
Clyburn
Conyers
Cooper
Costa
Costello
Cramer
Crowley
Cuellar
Cummings
Davis (AL)
Davis (CA)
Davis (FL)
Davis (IL)
Davis (TN)
DeFazio
DeGette
Delahunt
DeLauro
Dicks
Dingell
Doggett
Doyle
Edwards
Emanuel
Engel
Eshoo
Etheridge
Farr
Fattah
Filner
Ford
Frank (MA)
Gonzalez
Gordon
Green, Al
Green, Gene
Grijalva
Gutierrez
Harman
Hastings (FL)
Herseth
Higgins
Hinchey
Hinojosa
Holden
Holt
Honda
Hooley
Hoyer
Inslee
Israel
Jackson (IL)
Jackson-Lee (TX)
Johnson, E. B.
Jones (OH)
Kanjorski
Kaptur
Kennedy (RI)
Kildee
Kilpatrick (MI)
Kind
Kucinich
Langevin
Lantos
Larsen (WA)
Larson (CT)
Lee
Levin
Lewis (GA)
Lipinski
Lofgren, Zoe
Lowey
Lynch
Maloney
Markey
Marshall
Matheson
Matsui
McCarthy
McCollum (MN)
McDermott
McGovern
McIntyre
McKinney
McNulty
Meehan
Meek (FL)
Meeks (NY)
Melancon
Michaud
Millender-McDonald
Miller (NC)
Miller, George
Mollohan
Moore (KS)
Moore (WI)
Moran (VA)
Murtha
Nadler
Napolitano
Neal (MA)
Oberstar
Obey
Olver
Ortiz
Owens
Pallone
Pascrell
Pastor
Payne
Pelosi
Peterson (MN)
Pomeroy
Price (NC)
Rahall
Rangel
Reyes
Ross
Rothman
Roybal-Allard
Ruppersberger
Rush
Ryan (OH)
Sabo
Salazar
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Schakowsky
Schiff
Schwartz (PA)
Scott (GA)
Scott (VA)
Serrano
Sherman
Skelton
Smith (WA)
Snyder
Solis
Spratt
Stark
Strickland
Stupak
Tanner
Tauscher
Taylor (MS)
Taylor (NC)
Thompson (CA)
Thompson (MS)
Tierney
Towns

Udall (CO)
Udall (NM)
Van Hollen
Velázquez
Visclosky
Wasserman Schultz
Waters
Watson
Watt
Waxman
Weiner
Wexler
Woolsey
Wu
Wynn

NOT VOTING—6

Buyer
Evans
Hoekstra
Jefferson
Osborne
Slaughter

So the previous question on the resolution was ordered.

The question being put, viva voce,

Will the House agree to said resolution?

The SPEAKER pro tempore, Mr. SIMPSON, announced that the yeas had it.

Mr. HASTINGS of Florida demanded a recorded vote on agreeing to said resolution, which demand was supported by one-fifth of a quorum, so a recorded vote was ordered.

The vote was taken by electronic device.

It was decided in the affirmative ..... { Yeas ..... 230 / Nays 196

¶32.36 [Roll No. 124]

AYES—230

Aderholt
Akin
Alexander
Bachus
Baker
Barrett (SC)
Bartlett (MD)
Barton (TX)
Bass
Beauprez
Biggert
Bilirakis
Bishop (UT)
Blackburn
Blunt
Boehlert
Boehner
Bonilla
Bonner
Bono
Boozman
Boustany
Bradley (NH)
Brady (TX)
Brown (SC)
Brown-Waite, Ginny
Burgess
Burton (IN)
Calvert
Camp (MI)
Campbell (CA)
Cannon
Cantor
Capito
Carter
Castle
Chabot
Chocola
Coble
Cole (OK)
Conaway
Cramer
Crenshaw
Cubin
Culberson
Davis (KY)
Davis (TN)
Davis, Jo Ann
Davis, Tom
Deal (GA)
DeLay
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Doolittle
Drake
Dreier
Duncan
Ehlers
Emerson
English (PA)
Everett
Feeney
Ferguson
Fitzpatrick (PA)
Flake
Foley
Forbes
Fortenberry
Fossella
Foxx
Franks (AZ)
Frelinghuysen
Gallegly
Garrett (NJ)
Gerlach
Gibbons
Gilchrest
Gillmor
Gingrey
Gohmert
Goode
Goodlatte
Granger
Graves
Green (WI)
Green, Al
Gutknecht
Hall
Harris
Hart
Hastings (WA)
Hayes
Hayworth
Hefley
Hensarling
Herger
Hobson
Hostettler
Hulshof
Hunter
Hyde
Inglis (SC)
Issa
Istook
Jenkins
Jindal
Johnson (CT)
Johnson (IL)
Johnson, Sam
Jones (NC)
Keller
Kelly
Kennedy (MN)
King (IA)
King (NY)
Kingston
Kirk
Kline
Knollenberg
Kolbe
Kuhl (NY)
LaHood
Latham
LaTourette
Leach
Lewis (CA)
Lewis (KY)
Linder
LoBiondo
Lucas
Lungren, Daniel E.
Mack
Manzullo
Marchant
McCaul (TX)
McCotter
McCrery
McHenry
McHugh
McKeon
McMorris
Mica
Miller (FL)
Miller (MI)
Miller, Gary
Moran (KS)
Murphy
Musgrave
Myrick
Neugebauer
Ney
Northup
Norwood
Nunes
Nussle
Otter
Oxley
Paul
Pearce
Pence
Peterson (PA)
Petri
Pickering
Pitts
Platts
Poe
Pombo
Porter
Price (GA)
Pryce (OH)
Putnam
Radanovich
Ramstad
Regula
Rehberg
Reichert
Renzi
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Ros-Lehtinen
Royce
Ryan (WI)
Ryun (KS)
Saxton
Schmidt
Schwarz (MI)
Sensenbrenner
Sessions
Shadegg
Shaw
Shays
Sherwood
Shimkus
Shuster
Simmons
Simpson
Smith (NJ)
Smith (TX)
Sodrel
Souder
Stearns
Sullivan
Sweeney
Tancredo
Taylor (NC)
Terry
Thomas
Thornberry
Tiahrt
Tiberi
Turner
Upton
Walden (OR)
Walsh
Wamp
Weldon (FL)
Weldon (PA)
Weller
Westmoreland
Whitfield
Wicker
Wilson (NM)
Wilson (SC)
Wolf
Young (AK)
Young (FL)

NOES—196

Abercrombie
Ackerman
Allen
Andrews
Baca
Baird
Baldwin
Barrow
Bean
Becerra
Berkley
Berman
Berry
Bishop (GA)
Bishop (NY)
Blumenauer
Boren
Boswell
Boucher
Boyd
Brady (PA)
Brown (OH)
Brown, Corrine
Butterfield
Capps
Capuano
Cardin
Cardoza
Carnahan
Carson
Case
Chandler
Clay
Cleaver
Clyburn
Conyers
Cooper
Costa
Costello
Crowley
Cuellar
Cummings
Davis (AL)
Davis (CA)
Davis (FL)
Davis (IL)
DeFazio
DeGette
Delahunt
DeLauro
Dicks
Dingell
Doggett
Doyle
Edwards
Emanuel
Engel
Eshoo
Etheridge
Farr
Fattah
Filner
Ford
Frank (MA)
Gonzalez
Gordon
Green, Gene
Grijalva
Gutierrez
Harman
Hastings (FL)
Herseth
Higgins
Hinchey
Hinojosa
Holden
Holt
Honda
Hooley
Hoyer
Inslee
Israel
Jackson (IL)
Jackson-Lee (TX)
Johnson, E. B.
Jones (OH)
Kanjorski
Kaptur
Kennedy (RI)
Kildee
Kilpatrick (MI)
Kind
Kucinich
Langevin
Lantos
Larsen (WA)
Larson (CT)
Lee
Levin
Lewis (GA)
Lipinski
Lofgren, Zoe
Lowey
Lynch
Maloney
Markey
Marshall
Matheson
Matsui
McCarthy
McCollum (MN)
McDermott
McGovern
McIntyre
McKinney
McNulty
Meehan
Meek (FL)
Meeks (NY)
Melancon
Michaud
Millender-McDonald
Miller (NC)
Miller, George
Mollohan
Moore (KS)
Moore (WI)
Moran (VA)
Murtha
Nadler
Napolitano
Neal (MA)
Oberstar
Obey
Olver
Ortiz
Owens
Pallone
Pascrell
Pastor
Payne
Pelosi
Peterson (MN)
Pomeroy
Price (NC)
Rahall
Rangel
Reyes
Ross
Rothman
Roybal-Allard
Ruppersberger
Rush
Ryan (OH)
Sabo
Salazar
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Schakowsky
Schiff
Schwartz (PA)
Scott (GA)
Scott (VA)
Serrano
Sherman
Skelton
Smith (WA)
Snyder
Solis
Spratt
Stark
Strickland
Stupak
Tanner
Tauscher
Taylor (MS)
Thompson (CA)
Thompson (MS)
Tierney
Towns
Udall (CO)
Udall (NM)
Van Hollen
Velázquez
Visclosky
Wasserman Schultz
Waters
Watson
Watt
Waxman
Weiner
Wexler
Woolsey
Wu
Wynn

NOT VOTING—6

Buyer
Evans
Hoekstra
Jefferson
Osborne
Slaughter

So the resolution was agreed to.

A motion to reconsider the vote whereby said resolution was agreed to was, by unanimous consent, laid on the table.

¶32.37 SENATE BILL AND CONCURRENT RESOLUTION REFERRED

A bill and a concurrent resolution of the Senate of the following titles were taken from the Speaker's table and, under the rule, referred as follows:

S. 1003. An Act to amend the Act of December 22, 1974, and for other purposes; to the Committee on Resources.

S. Con. Res. 91. A concurrent resolution expressing the sense of Congress that the President should posthumously award the Presidential Medal of Freedom to Leroy Robert ''Satchel'' Paige; to the Committee on Government Reform.

¶32.38 ENROLLED BILL SIGNED

Mrs. Haas, Clerk of the House, reported and found truly enrolled a bill of the House of the following title, which was thereupon signed by the Speaker:

H.R. 3351. An Act to make technical corrections to laws relating to Native Americans, and for other purposes.

¶32.39 SENATE ENROLLED BILL SIGNED

The SPEAKER announced his signature to an enrolled bill of the Senate of the following title:

S. 584. An Act to require the Secretary of the Interior to allow the continued occupancy and use of certain land and improvements within Rocky Mountain National Park.

¶32.40 LEAVE OF ABSENCE

By unanimous consent, leave of absence was granted to Ms. SLAUGHTER, for today after 6 p.m. and May 4.

And then,

¶32.41 ADJOURNMENT

On motion of Mr. DELAHUNT, at 11 o'clock and 59 minutes p.m., the House adjourned.

¶32.42 PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XII, public bills and resolutions were introduced and severally referred, as follows:

By Mr. KIRK (for himself, Mr. LANTOS, Mr. PENCE, and Mr. ROTHMAN):

H.R. 5278. A bill to amend the Foreign Assistance Act of 1961 to assist Palestinian refugees in the West Bank and Gaza to move to post-refugee status, and for other purposes; to the Committee on International Relations.

By Mr. CONYERS (for himself, Mr. CHABOT, Ms. ZOE LOFGREN of California, Mr. BROWN of Ohio, Mr. SCHIFF, Mr. MEEHAN, Mr. HINCHEY, Ms. LEE, and Mr. HONDA):

H.R. 5279. A bill to improve competition in the oil and gas industry, to strengthen antitrust enforcement with regard to industry mergers, and for other purposes; to the Committee on the Judiciary.

By Mr. UPTON (for himself and Mr. LARSEN of Washington):

H.R. 5280. A bill to amend the Federal Food, Drug, and Cosmetic Act with respect to the distribution of the drug dextromethorphan, and for other purposes; to the Committee on Energy and Commerce.

By Mr. LEACH:

H.R. 5281. A bill to amend the Federal Election Campaign Act of 1971 to provide matching funds for candidates in elections for the House of Representatives, and for other purposes; to the Committee on House Administration.

By Mr. LEWIS of California:

H.R. 5282. A bill to amend the Reclamation Wastewater and Groundwater Study and Facilities Act to authorize the Secretary of the

Interior to participate in the Southern California Desert Region Integrated Water and Economic Sustainability Plan; to the Committee on Resources.

By Mrs. MUSGRAVE:

H.R. 5283. A bill to establish the Granada Relocation Center National Historic Site as an affiliated unit of the National Park System; to the Committee on Resources.

By Mr. PALLONE:

H.R. 5284. A bill to establish an interagency task force to develop a national strategy to combat the increase in infertility in the United States; to the Committee on Energy and Commerce.

By Ms. LORETTA SANCHEZ of California:

H.R. 5285. A bill to provide a highway fuel tax holiday funded by the repeal of certain production incentives, and for other purposes; to the Committee on Ways and Means, and in addition to the Committees on Resources, and Science, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Ms. SLAUGHTER:

H.R. 5286. A bill to improve the ''NEXUS'' and ''FAST'' registered traveler programs; to the Committee on Homeland Security.

By Mr. SWEENEY:

H.R. 5287. A bill to recognize the heritage of hunting and provide opportunities for continued hunting on Federal public land; to the Committee on Resources.

By Mrs. CHRISTENSEN:

H. Con. Res. 398. Concurrent resolution expressing the sense of the Congress that the United States Fish and Wildlife Service should incorporate consideration of global warming and sea-level rise into the comprehensive conservation plans for coastal national wildlife refuges, and for other purposes; to the Committee on Resources.

By Mr. THOMPSON of California (for himself, Mr. RADANOVICH, Mr. ABERCROMBIE, Mr. BACA, Ms. BALDWIN, Ms. BERKLEY, Mr. BERMAN, Mr. BERRY, Mrs. BIGGERT, Mr. BISHOP of New York, Mr. BLUMENAUER, Mr. BOEHLERT, Mr. BONILLA, Mrs. BONO, Mr. BOSWELL, Mr. CALVERT, Mr. CAMP of Michigan, Mr. CAMPBELL of California, Mrs. CAPPS, Mr. CAPUANO, Mr. CARDOZA, Mr. CARNAHAN, Mr. CASTLE, Mr. CHANDLER, Mr. CLAY, Mr. CLEAVER, Mr. CONYERS, Mr. COSTA, Mr. CRAMER, Mr. CRENSHAW, Mr. CROWLEY, Mr. CUELLAR, Mrs. DAVIS of California, Mr. DEFAZIO, Ms. DEGETTE, Ms. DELAURO, Mr. DINGELL, Mr. DOGGETT, Mr. DOYLE, Mr. DREIER, Mr. EMANUEL, Mrs. EMERSON, Mr. ENGLISH of Pennsylvania, Ms. ESHOO, Mr. FILNER, Mr. FOLEY, Mr. FORD, Mr. GIBBONS, Mr. GOODE, Mr. GORDON, Mr. GENE GREEN of Texas, Mr. GUTKNECHT, Ms. HARMAN, Mr. HASTINGS of Florida, Mr. HERGER, Mr. HIGGINS, Mr. HINCHEY, Mr. HOBSON, Mr. HOLT, Ms. HOOLEY, Mr. HONDA, Mr. HOYER, Mr. HULSHOF, Mr. INSLEE, Mr. ISSA, Mr. JACKSON of Illinois, Mr. JEFFERSON, Ms. EDDIE BERNICE JOHNSON of Texas, Mrs. JONES of Ohio, Mr. JONES of North Carolina, Ms. KAPTUR, Mrs. KELLY, Mr. KENNEDY of Rhode Island, Mr. KIND, Mr. LAHOOD, Mr. LANTOS, Mr. LARSEN of Washington, Mr. LARSON of Connecticut, Ms. LEE, Mr. LEVIN, Mr. LEWIS of California, Mr. LOBIONDO, Ms. ZOE LOFGREN of California, Mrs. LOWEY, Mr. LUCAS, Ms. MATSUI, Mrs. MCCARTHY, Ms. MCCOLLUM of Minnesota, Mr. MCCRERY, Mr. MCDERMOTT, Ms. MCKINNEY, Mr. MEEK of Florida, Mr. MEEKS of New York, Mr. GEORGE MILLER of California, Mr. GARY G. MILLER of California, Mr. MOLLOHAN, Mr. MOORE of Kansas, Mr. NADLER, Mr. NORWOOD, Mr. NUNES, Mr. OBERSTAR, Mr. OBEY, Mr. OTTER, Mr. PASCRELL, Mr. PASTOR, Ms. PELOSI, Mr. POMBO, Mr. POMEROY, Mr. PRICE of North Carolina, Mr. PUTNAM, Mr. RANGEL, Mr. RAHALL, Mr. RENZI, Mr. REYES, Mr. REYNOLDS, Ms. ROYBAL-ALLARD, Mr. RYAN of Ohio, Ms. LINDA T. SÁNCHEZ of California, Ms. LORETTA SANCHEZ of California, Ms. SCHAKOWSKY, Mr. SCHIFF, Ms. SCHWARTZ of Pennsylvania, Mr. SHERMAN, Mr. SKELTON, Ms. SLAUGHTER, Ms. SOLIS, Mr. SPRATT, Mr. STARK, Mr. TANNER, Mrs. TAUSCHER, Mr. TAYLOR of Mississippi, Mr. THOMAS, Mr. THOMPSON of Mississippi, Mr. TIERNEY, Mr. UDALL of New Mexico, Mr. WALDEN of Oregon, Mr. WALSH, Ms. WASSERMAN SCHULTZ, Ms. WATERS, Ms. WATSON, Mr. WATT, Mr. WAXMAN, Ms. WOOLSEY, Mr. WU, Mrs. CUBIN, Mr. ROHRABACHER, Mr. BEAUPREZ, Ms. HART, Mr. GARRETT of New Jersey, Mrs. MYRICK, and Mr. HASTINGS of Washington):

H. Con. Res. 399. Concurrent resolution recognizing the 30th Anniversary of the victory of United States winemakers at the 1976 Paris Wine Tasting; to the Committee on Government Reform.

By Mr. SMITH of New Jersey (for himself, Mr. LANTOS, Mr. WOLF, Mr. ROHRABACHER, and Mr. PITTS):

H. Res. 794. A resolution recognizing the 17th anniversary of the massacre in Tiananmen Square, Beijing, in the People's Republic of China, and for other purposes; to the Committee on International Relations.

By Mr. TOM DAVIS of Virginia (for himself, Mr. ISSA, Mr. WEXLER, Mr. WILSON of South Carolina, Mr. BAIRD, Mr. MCDERMOTT, and Ms. WATSON):

H. Res. 795. A resolution condemning in the strongest terms the terrorist attacks in Dahab and Northern Sinai, Egypt, on April 24 and 26, 2006; to the Committee on International Relations.

¶32.43 ADDITIONAL SPONSORS

Under clause 7 of rule XII, sponsors were added to public bills and resolutions as follows:

H.R. 9: Mr. COBLE, Mr. VAN HOLLEN, Mr. BACHUS, Mr. FEENEY, Mr. JENKINS, Mr. HYDE, Mr. MCDERMOTT, Mr. ROGERS of Alabama, Mr. HOYER, Mr. BISHOP of Georgia, Mr. AL GREEN of Texas, Ms. WATSON, Mr. CUMMINGS, Mrs. JONES of Ohio, Mr. THOMPSON of Mississippi, Mr. CLAY, Ms. EDDIE BERNICE JOHNSON of Texas, Mr. MEEK of Florida, Mr. HASTINGS of Florida, Ms. CORRINE BROWN of Florida, Mr. WYNN, Mr. CLEAVER, Mr. DAVIS of Alabama, Mr. DAVIS of Illinois, Mr. BUTTERFIELD, Ms. CARSON, Ms. MCKINNEY, Ms. MOORE of Wisconsin, Mr. RANGEL, Mr. MEEKS of New York, Mr. PAYNE, Mr. FORD, and Mr. CASE.

H.R. 128: Mr. KENNEDY of Rhode Island, Mr. BISHOP of New York, and Mr. ALEXANDER.

H.R. 303: Ms. FOXX.

H.R. 376: Mrs. JO ANN DAVIS of Virginia.

H.R. 517: Mr. JOHNSON of Illinois.

H.R. 550: Mr. SHAYS and Mr. CAPUANO.

H.R. 752: Mrs. EMERSON, Mr. LARSEN of Washington, and Mr. SALAZAR.

H.R. 867: Ms. MOORE of Wisconsin.

H.R. 877: Ms. BERKLEY.

H.R. 939: Mrs. MCCARTHY.

H.R. 951: Mr. COOPER, Mr. HONDA, and Ms. ZOE LOFGREN of California.

H.R. 995: Mr. BARROW.

H.R. 1050: Ms. EDDIE BERNICE JOHNSON of Texas.

H.R. 1108: Mr. CLAY.

H.R. 1175: Mr. CARNAHAN.

H.R. 1229: Ms. HART.

H.R. 1298: Mr. ACKERMAN and Mr. SHIMKUS.

H.R. 1302: Mr. THOMPSON of California, Ms. MATSUI, Mr. BUTTERFIELD, Mr. MICHAUD, and Ms. DEGETTE.

H.R. 1358: Mr. CASE, Mr. TURNER, Mr. BRADY of Pennsylvania, Mr. MCDERMOTT, and Mr. YOUNG of Alaska.

H.R. 1366: Mr. MCGOVERN.

H.R. 1370: Mr. MILLER of Florida and Mr. TANCREDO.

H.R. 1384: Mr. KING of Iowa, Mr. WICKER, and Mr. YOUNG of Alaska.

H.R. 1386: Mr. MATHESON.

H.R. 1438: Mr. WICKER.

H.R. 1498: Mr. ROSS.

H.R. 1548: Mr. CAMP of Michigan, Mr. DAVIS of Illinois, Mr. FILNER, Mr. NEUGEBAUER, Mr. TURNER, Mr. ETHERIDGE, and Mr. FLAKE.

H.R. 1554: Mr. VAN HOLLEN.

H.R. 1578: Mr. SALAZAR.

H.R. 1582: Mr. LARSEN of Washington.

H.R. 1589: Mrs. MALONEY, Mr. CLAY, and Mr. ROTHMAN.

H.R. 1671: Mr. REHBERG.

H.R. 1697: Mr. STRICKLAND.

H.R. 1704: Mr. FRANK of Massachusetts.

H.R. 1849: Mr. UPTON.

H.R. 1850: Mr. BISHOP of New York.

H.R. 1951: Mr. MCGOVERN.

H.R. 2047: Mr. UDALL of Colorado, Mr. LEWIS of Kentucky, Mr. OWENS, and Mrs. NAPOLITANO.

H.R. 2071: Mr. DAVIS of Illinois.

H.R. 2088: Mr. MURTHA, Mr. WICKER, and Mr. YOUNG of Alaska.

H.R. 2178: Mr. LANTOS, Mr. ORTIZ, Mr. MEEHAN, Mr. CARDOZA, Mrs. MCCARTHY, Mr. LARSEN of Washington, Ms. ZOE LOFGREN of California, Ms. DELAURO, and Mr. FRANK of Massachusetts.

H.R. 2238: Mr. WAXMAN, Ms. GRANGER, and Mr. CUELLAR.

H.R. 2526: Ms. HART.

H.R. 2684: Mr. WALSH.

H.R. 2694: Mr. CONYERS, Mr. CARDIN, and Ms. ZOE LOFGREN of California.

H.R. 2792: Mr. KUCINICH.

H.R. 2828: Mr. HINCHEY.

H.R. 2841: Mr. GRIJALVA.

H.R. 2861: Mr. LARSEN of Washington.

H.R. 3139: Mrs. MUSGRAVE.

H.R. 3183: Mr. BACHUS and Mr. CONYERS.

H.R. 3248: Mrs. JONES of Ohio, Ms. ESHOO, and Mr. MOORE of Kansas.

H.R. 3352: Mr. FOSSELLA, Mr. SMITH of Washington, Mr. GREEN of Wisconsin, Mr. HOYER, Mr. LEWIS of California, and Ms. PELOSI.

H.R. 3380: Mr. EMANUEL.

H.R. 3416: Mr. BEAUPREZ.

H.R. 3427: Mr. WALSH, Ms. SLAUGHTER, and Mr. BOEHLERT.

H.R. 3544: Mr. OBERSTAR.

H.R. 3547: Mr. OWENS.

H.R. 3612: Mr. UPTON.

H.R. 3628: Mr. RUPPERSBERGER.

H.R. 3658: Mr. AL GREEN of Texas, Ms. MCKINNEY, Mr. BERMAN, and Mr. FATTAH.

H.R. 3795: Mr. DENT, Mr. MICHAUD, Mr. CHANDLER, Mr. PRICE of North Carolina, Mr. BISHOP of Utah, and Mr. FRANK of Massachusetts.

H.R. 3875: Ms. DEGETTE, Mr. SCOTT of Georgia, Mr. CAMP of Michigan, Mr. PRICE of Georgia, and Mrs. BONO.

H.R. 3888: Mr. LEWIS of Georgia.

H.R. 3936: Mrs. LOWEY, Mr. HONDA, Mr. MILLER of North Carolina, Mr. KENNEDY of Rhode Island, and Mr. BERMAN.

H.R. 3949: Mr. MCHUGH.

H.R. 4045: Mr. REYNOLDS.

H.R. 4188: Mr. CROWLEY, Mr. PAYNE, Mr. OWENS, and Mr. BASS.

H.R. 4211: Mr. KUCINICH, Mr. CONYERS, and Mr. FATTAH.

H.R. 4315: Mr. POMEROY.

H.R. 4318: Ms. HERSETH and Mr. BRADY of Pennsylvania.
H.R. 4325: Mrs. JO ANN DAVIS of Virginia.
H.R. 4341: Mr. KENNEDY of Minnesota, Mr. JOHNSON of Illinois, and Mr. GIBBONS.
H.R. 4355: Mr. CASE and Mr. PETERSON of Minnesota.
H.R. 4357: Mr. WALSH and Mr. FORTENBERRY.
H.R. 4372: Ms. MATSUI.
H.R. 4392: Mr. NADLER.
H.R. 4423: Mr. CLAY, Mr. MOORE of Kansas, Mr. KENNEDY of Minnesota, and Mr. SCOTT of Virginia.
H.R. 4452: Mr. CUMMINGS, Mr. HONDA, Mr. BAIRD, and Ms. EDDIE BERNICE JOHNSON of Texas.
H.R. 4479: Mr. BERMAN and Mrs. NAPOLITANO.
H.R. 4480: Mr. HOEKSTRA.
H.R. 4560: Mr. SAXTON.
H.R. 4600: Mr. CLAY, Ms. BALDWIN, and Mr. RANGEL.
H.R. 4622: Mr. FATTAH and Mr. HINOJOSA.
H.R. 4623: Mr. GREEN of Wisconsin, Mrs. KELLY, Mr. LIPINSKI, Mr. LEWIS of Georgia, and Mr. ROGERS of Alabama.
H.R. 4650: Ms. WOOLSEY and Mr. CALVERT.
H.R. 4680: Mr. FOSSELLA.
H.R. 4751: Mr. ROSS.
H.R. 4755: Mr. MILLER of Florida, Mr. SMITH of New Jersey, Mr. MURTHA, Mr. BARTON of Texas, Mr. CAMP of Michigan, Mr. GEORGE MILLER of California, Mr. OLVER, and Ms. ROYBAL-ALLARD.
H.R. 4761: Mr. BURTON of Indiana, Mr. LUCAS, and Mr. RADANOVICH.
H.R. 4768: Mr. BRADY of Pennsylvania, Mr. FATTAH, Mr. WELDON of Pennsylvania, Mr. KANJORSKI, Mr. MURTHA, and Mr. DOYLE.
H.R. 4772: Mr. BISHOP of Georgia.
H.R. 4790: Mr. WELLER.
H.R. 4806: Ms. ZOE LOFGREN of California.
H.R. 4822: Mr. WAXMAN.
H.R. 4843: Mr. CHANDLER.
H.R. 4876: Mrs. WILSON of New Mexico.
H.R. 4894: Mr. MCCAUL of Texas, Mr. KUHL of New York, and Mr. PRICE of Georgia.
H.R. 4927: Mr. TOM DAVIS of Virginia, Mr. VAN HOLLEN, and Mr. KENNEDY of Rhode Island.
H.R. 4946: Ms. DELAURO.
H.R. 4949: Ms. HOOLEY, Mr. LATOURETTE, and Mr. OLVER.
H.R. 4963: Ms. JACKSON-LEE of Texas, Mr. SCOTT of Virginia, Mr. HENSARLING, Ms. WATERS, Mr. FEENEY, Mr. COBLE, and Mr. RANGEL.
H.R. 4981: Mr. CALVERT.
H.R. 4985: Mr. TERRY and Mr. SHAW.
H.R. 4992: Mrs. CAPITO.
H.R. 5013: Mr. GINGREY, Mr. BARROW, and Mr. ALEXANDER.
H.R. 5033: Ms. ZOE LOFGREN of California and Mr. BERMAN.
H.R. 5037: Ms. NORTON, Mr. GIBBONS, Mr. ISRAEL, Mr. MORAN of Virginia, Mrs. MALONEY, and Mrs. JO ANN DAVIS of Virginia.
H.R. 5039: Mr. YOUNG of Alaska.
H.R. 5050: Mr. WU.
H.R. 5051: Mr. SCHWARZ of Michigan.
H.R. 5058: Mr. EVANS, Mr. BISHOP of New York, and Mr. MICHAUD.
H.R. 5072: Mr. HINOJOSA and Mr. FORTENBERRY.
H.R. 5081: Mr. MILLER of Florida, Mr. HALL, Mr. PUTNAM, Mr. FARR, Mrs. BONO, Mrs. WILSON of New Mexico, Mr. MCCOTTER, Ms. PRYCE of Ohio, Mr. PENCE, Mr. TOM DAVIS of Virginia, Mr. FRANKS of Arizona, and Mr. MURPHY.
H.R. 5092: Mr. BOUCHER, Mr. ROGERS of Alabama, Mr. HAYES, Mr. YOUNG of Alaska, Mr. ENGLISH of Pennsylvania, Mr. BURTON of Indiana, Mr. CANNON, Mr. RAHALL, and Mr. GERLACH.
H.R. 5113: Mr. BISHOP of New York, Mr. DINGELL, Mr. DOGGETT, Mrs. NAPOLITANO, and Mr. SERRANO.
H.R. 5134: Mr. MCCOTTER and Mr. EHLERS.
H.R. 5139: Mr. GORDON.
H.R. 5140: Mr. GORDON and Mr. OWENS.
H.R. 5141: Mr. VAN HOLLEN.
H.R. 5143: Mrs. JOHNSON of Connecticut, Mr. FEENEY, and Mr. WICKER.
H.R. 5180: Mr. HUNTER.
H.R. 5201: Mr. CASTLE.
H.R. 5204: Mr. LIPINSKI, Mr. KUCINICH, and Mr. RAHALL.
H.R. 5230: Mr. BURTON of Indiana, Mr. PEARCE, Mr. TANCREDO, Mr. PITTS, Mr. TIAHRT, and Mr. NEUGEBAUER.
H.R. 5236: Mr. SCOTT of Virginia, and Mr. VAN HOLLEN.
H.R. 5248: Mr. HONDA and Mr. WATT.
H.R. 5249: Mr. ISSA and Ms. LORETTA SANCHEZ of California.
H.R. 5252: Mr. SCOTT of Georgia.
H.R. 5253: Mr. CHABOT, Mr. MCCAUL of Texas, Mr. PORTER, Mr. SIMMONS, Ms. HARRIS, Mr. JOHNSON of Illinois, Mr. RENZI, Mr. PUTNAM, Mr. CASTLE, Mr. SOUDER, Mrs. JO ANN DAVIS of Virginia, and Mr. FRELINGHUYSEN.
H.R. 5254: Mrs. MUSGRAVE, Mr. RENZI, Mr. ISTOOK, and Mr. SOUDER.
H.R. 5273: Ms. PELOSI, Mr. WAXMAN, Ms. BALDWIN, Mr. MCDERMOTT, and Ms. WATSON.
H. Con. Res. 3: Mr. EVANS.
H. Con. Res. 99: Mrs. DAVIS of California.
H. Con. Res. 222: Mr. CALVERT.
H. Con. Res. 278: Mr. CONYERS and Mr. CAPUANO.
H. Con. Res. 336: Mrs. CAPPS, Mr. FATTAH, and Mr. HONDA.
H. Con. Res. 367: Mr. WELDON of Pennsylvania.
H. Con. Res. 380: Mr. CROWLEY, Mr. BERMAN, Mr. PUTNAM, and Mr. FEENEY.
H. Con. Res. 391: Mr. FATTAH and Mr. LARSON of Connecticut.
H. Res. 76: Ms. HERSETH.
H. Res. 127: Ms. ZOE LOFGREN of California.
H. Res. 222: Ms. HART.
H. Res. 295: Mr. BISHOP of New York and Mr. ALEXANDER.
H. Res. 466: Mr. SESSIONS.
H. Res. 498: Mrs. CAPPS, Mr. WALSH, Mr. MORAN of Kansas, and Mr. HONDA.
H. Res. 521: Ms. SCHWARTZ of Pennsylvania.
H. Res. 635: Ms. SOLIS.
H. Res. 638: Mr. SHAYS.
H. Res. 688: Mr. EVANS, Mr. DOGGETT, and Mr. JONES of North Carolina.
H. Res. 690: Mr. MACK, Mr. JONES of North Carolina, and Mr. FORTUÑO.
H. Res. 753: Mr. HOBSON, Mr. PAUL, Ms. HARRIS, Mr. CALVERT, Mr. BERRY, Mr. HAYWORTH, Mr. UDALL of Colorado, and Mr. CASE.
H. Res. 759: Mr. VAN HOLLEN.
H. Res. 763: Mr. WESTMORELAND, Mr. MURPHY, Mrs. BIGGERT, Mr. PLATTS, Mr. PENCE, Mr. ISSA, Ms. FOXX, Mr. FOLEY, Mrs. JONES of Ohio, Mr. HYDE, Mr. REYNOLDS, Mr. KUHL of New York, Mr. LINDER, Mr. GRAVES, Mr. PRICE of Georgia, Mr. JINDAL, Ms. ROS-LEHTINEN, Mr. GOODE, Mr. SMITH of New Jersey, Mrs. BONO, Mr. DEAL of Georgia, Mr. SHIMKUS, Mrs. KELLY, Mr. COLE of Oklahoma, Mr. HAYWORTH, Mr. KELLER, Ms. PRYCE of Ohio, Mr. BLUNT, Mr. LAHOOD, Mrs. CUBIN, Mrs. WILSON of New Mexico, Mr. BOOZMAN, Mrs. MILLER of Michigan, Mr. FORBES, Ms. HARRIS, Mr. MORAN of Virginia, Mr. DENT, Mr. ROYCE, Mr. SHAYS, Mr. GARY G. MILLER of California, Mr. WELDON of Pennsylvania, Mr. PORTER, Mrs. BLACKBURN, Mr. TOWNS, Mr. MICA, Mr. CASTLE, Mr. FORTENBERRY, Mr. SESSIONS, Mrs. SCHMIDT, and Mr. MOORE of Kansas.
H. Res. 773: Mr. RUPPERSBERGER, Mr. CHABOT, Mr. FITZPATRICK of Pennsylvania, Mr. GARRETT of New Jersey, Mr. DENT, Mr. PENCE, and Mr. EMANUEL.
H. Res. 779: Mr. MCHUGH.
H. Res. 780: Mr. MCGOVERN, Mr. EVANS, and Mr. SCHIFF.
H. Res. 782: Mr. LINCOLN DIAZ-BALART of Florida, Mr. BOOZMAN, Mr. WILSON of South Carolina, Mr. ENGLISH of Pennsylvania, and Mrs. DRAKE.
H. Res. 784: Mr. BERMAN, Mr. FALEOMAVAEGA, Mr. HYDE, Mr. SMITH of Washington, Mr. ENGEL, Mr. MCCOTTER, Mr. BURTON of Indiana, Ms. WOOLSEY, Mr. LYNCH, Mr. SHERMAN, Mr. DELAHUNT, Ms. LEE, Mrs. NAPOLITANO, and Ms. HARRIS.
H. Res. 788: Mr. BAIRD, Ms. GINNY BROWN-WAITE of Florida, Mr. MORAN of Virginia, Mrs. NAPOLITANO, and Mr. NEY.

¶32.44 DELETIONS OF SPONSORS FROM PUBLIC BILLS AND RESOLUTIONS

Under clause 7 of rule XII, sponsors were deleted from public bills and resolutions as follows:

H.R. 4318: Mr. MEEHAN.
H.R. 4881: Mr. SAM JOHNSON of Texas.

THURSDAY, MAY 4, 2006 (33)

The House was called to order by the SPEAKER.

¶33.1 APPROVAL OF THE JOURNAL

The SPEAKER announced he had examined and approved the Journal of the proceedings of Wednesday, May 3, 2006.

Pursuant to clause 1, rule I, the Journal was approved.

¶33.2 COMMUNICATIONS

Executive and other communications, pursuant to clause 8, rule XII, were referred as follows:

7234. A communication from the President of the United States, transmitting notification of His decision to take no action to suspend or prohibit the proposed acquisition of Ross Catherall US Holdings Inc., pursuant to 50 U.S.C. 2170; to the Committee on Financial Services.

7235. A letter from the Secretary, Department of Energy, transmitting the Department's report entitled, ''Solar and Wind Technologies for Hydrogen Production Report to Congress,'' pursuant to Public Law 109-58, section 812; to the Committee on Energy and Commerce.

7236. A letter from the Secretary, Department of Treasury, transmitting as required by section 401(c) of the National Emergencies Act, 50 U.S.C. 1641(c), and section 204(c) of the International Emergency Economic Powers Act, 50 U.S.C. 1703(c), a six-month periodic report on the national emergency with respect to Syria that was declared in Executive Order 13338 of May 11, 2004; to the Committee on International Relations.

7237. A letter from the Secretary, Department of the Treasury, transmitting a six-month periodic report on the national emergency with respect to significant narcotics traffickers centered in Colombia that was declared in Executive Order 13313 of July 31, 2003, pursuant to 50 U.S.C. 1641(c) 50 U.S.C. 1703(c); to the Committee on International Relations.

7238. A letter from the Deputy Director, Defense Security Cooperation Agency, transmitting pursuant to the reporting requirements of Section 36(b)(1) of the Arms Export Control Act, as amended, Transmittal No. 06-23, concerning the Department of the Navy's proposed Letter(s) of Offer and Acceptance to Turkey for defense articles and services; to the Committee on International Relations.

7239. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting an Accountability Review

Board report and recommendations concerning serious injury, loss of life or significant destruction of property at a U.S. mission abroad, pursuant to 2 U.S.C. 4831 et seq.; to the Committee on International Relations.

7240. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting a report for 2004 on the International Atomic Energy Agency (IAEA) Activities in countries described in Section 307 (a) of the Foreign Assistance Act, pursuant to 22 U.S.C. 2227(a); to the Committee on International Relations.

7241. A letter from the Chairman, Council of the District of Columbia, transmitting a copy of D.C. ACT 16-369, ''Tenant Evictions Reform Amendment Act of 2006,'' pursuant to D.C. Code section 1-233(c)(1); to the Committee on Government Reform.

7242. A letter from the Chairman, Council of the District of Columbia, transmitting a copy of D.C. ACT 16-368, ''Scrap Vehicle Title Authorization Act of 2006,'' pursuant to D.C. Code section 1-233(c)(1); to the Committee on Government Reform.

7243. A letter from the Chairman, Council of the District of Columbia, transmitting a copy of D.C. ACT 16-367, ''Child Support Guideline Revision Act of 2006,'' pursuant to D.C. Code section 1-233(c)(1); to the Committee on Government Reform.

7244. A letter from the Chairman, Council of the District of Columbia, transmitting a copy of D.C. ACT 16-366, ''Uniform Family Support Amendment Act of 2006,'' pursuant to D.C. Code section 1-233(c)(1); to the Committee on Government Reform.

7245. A letter from the Director, Contracts and Acquisitions Management, Department of Education, transmitting pursuant to the provisions of the Federal Activities Inventory Reform (FAIR) Act of 1998 (Pub. L. 105-270) and OMB Circular A-76, Performance of Commercial Activities, the Department's FY 2005 inventory of commercial activities performed by federal employees and inventory of inherently governmental activities; to the Committee on Government Reform.

7246. A letter from the Director, Office of Science, Department of Energy, transmitting a letter regarding the upcoming competition for the contract to manage and operate the Argonne National Laboratory; to the Committee on Government Reform.

7247. A letter from the Secretary, Department of Transportation, transmitting the Departments' Report on Management Decisions and Final Actions on Office of Inspector General Audit Recommendations for the period ending September 30, 2005, pursuant to 31 U.S.C. 9106; to the Committee on Government Reform.

7248. A letter from the Inspector General, Department of the Interior, transmitting the Department's FY 2005 inventory of commercial and inherently governmental activities prepared in accordance with the Federal Activities Reform (FAIR) Act of 1998 (P.L. 105-270) and the Office of Management and Budget (OMB) Circular No. A-76; to the Committee on Government Reform.

7249. A letter from the Assistant Secretary for Policy, Management, and Budget, Department of the Interior, transmitting the Department's inventory of commercial and inherently governmental activities prepared in accordance with the Federal Activities Reform (FAIR) Act of 1998 (P.L. 105-270) and the Office of Management and Budget (OMB) Circular No. A-76; to the Committee on Government Reform.

7250. A letter from the Chair, Equal Employment Opportunity Commission, transmitting the Commission's annual reports for FY 1999 through FY 2005 prepared in accordance with Section 203 of the Notification and Federal Employee Antidiscrimination and Retaliation Act of 2002 (No FEAR Act), Public Law 107-174; to the Committee on Government Reform.

7251. A letter from the Chairman, Federal Maritime Commission, transmitting the Commission's FY 2005 Annual Report on EEO Complaints Activity, in compliance with Section 203 of the No FEAR Act; to the Committee on Government Reform.

7252. A letter from the Chairman, Federal Maritime Commission, transmitting a copy of the annual report in compliance with the Government in the Sunshine Act for calendar year 2005, pursuant to 5 U.S.C. 552b(j); to the Committee on Government Reform.

7253. A letter from the Director, Office of Personnel Management, transmitting the Office's 2005 Federal Activities Inventory Reform Act Inventory and Inventory Summary; to the Committee on Government Reform.

7254. A letter from the Coordinator, Forms Committee, Federal Elections Commission, transmitting revisions to the Instructions for FEC Form 3X, Report of Receipts and Disbursements for Other Than An Authorized Committee), and the Instructions for FEC Form 9, 24 Hour Notice of Disbursements for Electioneering Communication; to the Committee on House Administration.

7255. A letter from the Assistant Attorney General, Department of Justice, transmitting in accordance with Section 645 of Division F of the Consolidated Appropriations Act, FY 2004, Pub. L. 108-199, the Department's report on competitive sourcing efforts for FY 2004; to the Committee on the Judiciary.

7256. A letter from the Assistant Secretary of the Army, Civil Works, Department of Defense, transmitting a status report on the American River Watershed, California (Folsom Dam and Permanent Bridge) project as required by Section 128(f) of the Energy and Water Development Appropriations Act of Fiscal Year 2006; to the Committee on Transportation and Infrastructure.

7257. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule—Special Local Regulations for Marine Event; Fleet Week Fireworks Displays, San Francisco Bay, CA [CGD11-05-030] (RIN: 1625-AA08) received April 12, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7258. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule—Special Local Regulations for Marine Events; San Francisco Bay Navy Fleet Week Parade of Ships and Air Show Demonstration, San Francisco Bay, CA [CGD11-05-032] (RIN: 1625-AA08) received April 12, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7259. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule—Special Local Regulations for Marine Event; Corporate Party Fireworks Display, San Francisco Bay, CA [CGD11-05-033] (RIN: 1625-AA08) received April 12, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7260. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule—Special Local Regulations; 2005 MTV Video Music Awards, American Airlines Arena, Port of Miami, Miami, FL [CGD07-05-104] (RIN: 1625-AA08) received March 16, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7261. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule—Special Local Regulations for Marine Events; San Francisco Tall Ships Event, San Francisco Bay, CA [CGD11-05-016] (RIN: 1625-AA08) received March 16, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7262. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule—Special Local Regulations for Marine Event; City of Richmond Fireworks Display, San Francisco Bay and Richmond Inner Harbor, CA [CGD11-05-021] (RIN: 1625-AA08) received March 16, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7263. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule—Special Local Regulations for Marine Event; Corporate Anniversary Fireworks Display, San Francisco Bay, CA [CGD11-05-024] (RIN: 1625-AA08) received March 16, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7264. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule—Special Local Regulations for Marine Event; American Pyrotechnics Association Convention Fireworks Display, San Francisco Bay, CA [CGD11-05-025] (RIN: 1625-AA08) received March 16, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7265. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule—Special Local Regulations for Marine Events; Green Day Concert Finale Fireworks Display, San Francisco Bay, CA [CGD11-05-026] (RIN: 1625-AA08) received March 16, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7266. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule—Safety Zone; Town Creek Channel, Pearman Bridge, Charleston, South Carolina [COTP Charleston 05-133] (RIN: 1625-AA97) received April 26, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7267. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule—Security Zone Regulations, East Waterway, Port Gardner, Puget Sound, Washington [CGD13-05-139] (RIN: 1625-AA00) April 26, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7268. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule—Security Zone; Port Canaveral Entrance Channel to Trident Basin, Port Canaveral, FL [COTP Jacksonville 05-128] (RIN: 1625-AA87) received April 26, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7269. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule—Security Zone; Trident Basin, Port Canaveral, FL to 12 nautical miles from the mouth of the Port Canaveral Entrance Channel [COTP Jacksonville 05-129] (RIN: 1625-AA87) received April 26, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7270. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule—Security Zone; Port Canaveral Entrance Channel to Trident Basin, Port Canaveral, FL [COTP Jacksonville 05-131] (RIN: 1625-AA87) received April 26, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7271. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule—Security Zone; Trident Basin, Port Canaveral, FL to 12 nautical miles from the mouth of the Port Canaveral Entrance Channel [COTP Jacksonville 05-132] (RIN: 1625-AA87) received April 26, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7272. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule—Security Zone; San Francisco Bay, CA [COTP San Francisco 05-009] (RIN: 1625-AA87) received April 26, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7273. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule—Moving and Fixed Security Zone; South Coast, Bahia de Tallaboa Channel, Puerto Rico USA [COTP San Juan 05-147] (RIN: 1625-AA87) received April 26, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7274. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule—Security Zone; Savannah River, Savannah, GA [COTP Savannah-05-148] (RIN: 1625-AA00) received April 26, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7275. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule—Safety Zone for St. Petersburg; Tampa Bay, FL. [COTP St. Petersburg 06-034] (RIN: 1625-AA00) received March 24, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7276. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule—Safety Zone; Camp Rilea Offshore Small Arms Firing Range; Warrenton, Oregon [CGD13-06-011] (RIN: 1625-AA00) received March 24, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7277. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule—Safety Zone; Wantagh Parkway 3 Bridge over the Sloop Channel, Town of Hempstead, New York [CGD01-006-007] (RIN: 1625-AA00) received March 24, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7278. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule—Drawbridge Regulations; Boot Key Harbor, Marathon, FL. [CGD07-05-063] (RIN: 1625-AA09) received March 24, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7279. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule—Drawbridge Operation Regulations; Jamaica Bay and Connecting Waterways, New York City, NY [CGD01-06-006] (RIN: 1625-AA09) received March 24, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7280. A letter from the Assistant Secretary for Legialtive Affairs, Department of State, transmitting an extension of the Department's Memorandum of Understanding Between the Government of the United States of America and the Government of the Republic of Nicaragua Concerning the Imposition of Import Restrictions on Certain Categories of Archaeological Material from the Prehispanic Cultures of the Republic of Nicaragua and Memorandum of Understanding Between the Government of the United States of America and the Government of the Republic of Italy Concerning the Imposition of Import Restrictions on Certain Categories of Archaeological Material Representing the Pre-Classical, Classical and Imperial Roman Periods of Italy, pursuant to to the Committee on Ways and Means.

7281. A letter from the Secretary, Department of Homeland Security, transmitting the Department's notification of the Director of Managment and Budget approval of the recommendation that an additional five million doses of Anthrax Vaccine Adsorbed (AVA) be procured with the Special Reserve Fund, authorized by the Project BioShield Act of 2004; jointly to the Committees on Energy and Commerce and Homeland Security.

7282. A letter from the Under Secretary, Department of the Treasury, transmitting a report concerning the operations and status of the Civil Service Retirement and Disability Fund (CSRDF) and the Government Securities Investment fund (G-Fund) of the Federal Employees Retirement System during the debt issuance suspension period, pursuant to 5 U.S.C. 8438; jointly to the Committees on Government Reform and Ways and Means.

7283. A letter from the Secretary, Department of Agriculture, transmitting a copy of draft legislation to authorize the Secretary of Agriculture to dispose of certain National Forest System lands and retain receipts; jointly to the Committees on Resources and Agriculture.

¶33.3 PORT SECURITY

The SPEAKER pro tempore, Mr. POE, pursuant to House Resolution 789 and rule XVIII, declared the House resolved into the Committee of the Whole House on the state of the Union for the consideration of the bill (H.R. 4954) to improve maritime and cargo security through enhanced layered defenses, and for other purposes.

The SPEAKER pro tempore, Mr. POE, by unanimous consent, designated Mrs. CAPITO as Chairman of the Committee of the Whole; and after some time spent therein,

¶33.4 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment numbered 15, printed in House Report 109-450, submitted by Ms. Loretta SANCHEZ of California:

Page 63, line 8, insert at the end the following new sentence: ''Such benefits may not include reduced scores in the Automated Targeting System.''.

It was decided in the negative { Yeas ..... 195 / Nays ..... 230 }

¶33.5 [Roll No. 125]

AYES—195

Abercrombie
Ackerman
Allen
Baca
Baird
Baldwin
Barrow
Bean
Becerra
Berkley
Berman
Berry
Bishop (GA)
Bishop (NY)
Blumenauer
Boswell
Boucher
Boyd
Brady (PA)
Brown (OH)
Brown, Corrine
Butterfield
Capps
Capuano
Cardin
Cardoza
Carnahan
Carson
Case
Chandler
Clay
Cleaver
Clyburn
Conyers
Cooper
Costa
Costello
Cramer
Crowley
Cuellar
Cummings
Davis (AL)
Davis (CA)
Davis (FL)
Davis (IL)
DeFazio
DeGette
Delahunt
DeLauro
Dicks
Dingell
Doggett
Doyle
Edwards
Emanuel
Engel
Eshoo
Etheridge
Farr
Fattah
Filner
Ford
Gingrey
Gonzalez
Gordon
Green, Al
Green, Gene
Grijalva
Gutierrez
Harman
Hastings (FL)
Herseth
Higgins
Hinchey
Hinojosa
Holden
Holt
Honda
Hooley
Hoyer
Inslee
Israel
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Johnson, E. B.
Jones (OH)
Kanjorski
Kaptur
Kennedy (RI)
Kildee
Kilpatrick (MI)
Kind
Kucinich
Langevin
Lantos
Larsen (WA)
Larson (CT)
Lee
Levin
Lipinski
Lofgren, Zoe
Lowey
Lynch
Maloney
Markey
Marshall
Matheson
Matsui
McCarthy
McCollum (MN)
McDermott
McGovern
McIntyre
McKinney
McNulty
Meehan
Meek (FL)
Meeks (NY)
Melancon
Michaud
Millender-McDonald
Miller (NC)
Mollohan
Moore (KS)
Moore (WI)
Moran (VA)
Murtha
Nadler
Napolitano
Neal (MA)
Oberstar
Obey
Olver
Ortiz
Owens
Pallone
Pascrell
Pastor
Payne
Pelosi
Peterson (MN)
Pomeroy
Price (NC)
Rahall
Rangel
Reyes
Ross
Rothman
Roybal-Allard
Ruppersberger
Rush
Ryan (OH)
Sabo
Salazar
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Schakowsky
Schiff
Schwartz (PA)
Scott (GA)
Scott (VA)
Serrano
Sherman
Skelton
Smith (WA)
Snyder
Solis
Spratt
Stark
Strickland
Stupak
Tanner
Tauscher
Taylor (MS)
Thompson (CA)
Thompson (MS)
Tierney
Towns
Udall (CO)
Udall (NM)
Van Hollen
Velázquez
Visclosky
Wasserman Schultz
Waters
Watson
Watt
Waxman
Weiner
Wexler
Woolsey
Wu
Wynn

NOES—230

Aderholt
Akin
Alexander
Bachus
Baker
Barrett (SC)
Bartlett (MD)
Barton (TX)
Bass
Beauprez
Biggert
Bilirakis
Bishop (UT)
Blackburn
Blunt
Boehlert
Boehner
Bonilla
Bonner
Bono
Boozman
Boren
Boustany
Bradley (NH)
Brady (TX)
Brown (SC)
Brown-Waite, Ginny
Burgess
Burton (IN)
Buyer
Calvert
Camp (MI)
Campbell (CA)
Cannon
Cantor
Capito
Carter
Castle
Chabot
Chocola
Coble
Cole (OK)
Conaway
Crenshaw
Cubin
Culberson
Davis (KY)
Davis (TN)
Davis, Jo Ann
Davis, Tom
Deal (GA)
DeLay
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Doolittle
Drake
Dreier
Duncan
Ehlers
Emerson
English (PA)
Everett
Feeney
Ferguson
Fitzpatrick (PA)
Flake
Foley
Forbes
Fortenberry
Fossella

Foxx
Franks (AZ)
Frelinghuysen
Gallegly
Garrett (NJ)
Gerlach
Gibbons
Gilchrest
Gillmor
Gohmert
Goode
Goodlatte
Granger
Graves
Green (WI)
Gutknecht
Hall
Harris
Hart
Hastings (WA)
Hayes
Hayworth
Hefley
Hensarling
Herger
Hobson
Hoekstra
Hostettler
Hulshof
Hunter
Hyde
Inglis (SC)
Issa
Istook
Jenkins
Jindal
Johnson (CT)
Johnson (IL)
Johnson, Sam
Jones (NC)
Keller
Kelly
Kennedy (MN)
King (IA)
King (NY)
Kingston
Kirk
Kline
Knollenberg
Kolbe
Kuhl (NY)
LaHood
Latham
LaTourette
Leach
Lewis (CA)
Lewis (KY)
Linder
LoBiondo
Lucas
Lungren, Daniel E.
Mack
Manzullo
Marchant
McCaul (TX)
McCotter
McCrery
McHenry
McHugh
McKeon
McMorris
Mica
Miller (FL)
Miller (MI)
Miller, Gary
Moran (KS)
Murphy
Musgrave
Myrick
Neugebauer
Ney
Northup
Norwood
Nunes
Nussle
Otter
Oxley
Paul
Pearce
Pence
Peterson (PA)
Petri
Pickering
Pitts
Platts
Poe
Pombo
Porter
Price (GA)
Pryce (OH)
Putnam
Radanovich
Ramstad
Regula
Rehberg
Reichert
Renzi
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Ros-Lehtinen
Royce
Ryan (WI)
Ryun (KS)
Saxton
Schmidt
Schwarz (MI)
Sensenbrenner
Sessions
Shadegg
Shaw
Shays
Sherwood
Shimkus
Shuster
Simmons
Simpson
Smith (NJ)
Smith (TX)
Sodrel
Souder
Stearns
Sullivan
Sweeney
Tancredo
Taylor (NC)
Terry
Thomas
Thornberry
Tiahrt
Tiberi
Turner
Upton
Walden (OR)
Walsh
Wamp
Weldon (FL)
Weldon (PA)
Weller
Westmoreland
Whitfield
Wicker
Wilson (NM)
Wilson (SC)
Wolf
Young (AK)
Young (FL)

NOT VOTING—7

Andrews
Evans
Frank (MA)
Lewis (GA)
Miller, George
Osborne
Slaughter

So the amendment was not agreed to.

The SPEAKER pro tempore, Mr. KLINE, assumed the Chair.

When Mrs. BIGGERT, Acting Chairman, pursuant to House Resolution 789, reported the bill back to the House with an amendment adopted by the Committee.

The previous question having been ordered by said resolution.

The following amendment, reported from the Committee of the Whole House on the state of the Union, was agreed to:

Strike out all after the enacting clause and insert:

SECTION 1. SHORT TITLE; TABLE OF CONTENTS.

(a) SHORT TITLE.—This Act may be cited as the ''Security and Accountability For Every Port Act'' or ''SAFE Port Act''.

(b) TABLE OF CONTENTS.—The table of contents for this Act is as follows:

Sec. 1. Short title; table of contents.
Sec. 2. Findings.
Sec. 3. Definitions.

TITLE I—SECURITY OF UNITED STATES SEAPORTS

Subtitle A—General Provisions

Sec. 101. Definition of transportation security incident.
Sec. 102. Protocols for resumption of trade.
Sec. 103. Requirements relating to maritime facility security plans.
Sec. 104. Unannounced inspections of maritime facilities.
Sec. 105. Verification of individuals with access to secure areas of seaports.
Sec. 106. Clarification on eligibility for transportation security cards.
Sec. 107. Enhanced crewmember identification.
Sec. 108. Long-range vessel tracking.
Sec. 109. Maritime security command centers.

Subtitle B—Grant and Training Programs

Sec. 111. Port security grant program.
Sec. 112. Port security training program.
Sec. 113. Port security exercise program.

Subtitle C—Miscellaneous Provisions

Sec. 121. Increase in port of entry inspection officers.
Sec. 123. Border Patrol unit for United States Virgin Islands.
Sec. 124. Report on ownership and operation of United States seaports.
Sec. 125. Report on security operations at certain United States seaports.
Sec. 126. Report on arrival and departure manifests for certain commercial vessels in the United States Virgin Islands.
Sec. 127. Center of Excellence for Maritime Domain Awareness.
Sec. 128. Report on security and trade at United States land ports.

TITLE II—SECURITY OF THE INTERNATIONAL SUPPLY CHAIN

Sec. 201. Security of the international supply chain.
Sec. 202. Next generation supply chain security technologies.
Sec. 203. International trade data system.
Sec. 204. Foreign port assessments.
Sec. 205. Pilot program to improve the security of empty containers.
Sec. 206. Study and report on advanced imagery pilot programs.
Sec. 207. Report on National Targeting Center.
Sec. 208. Integrated Container Inspection System Pilot Project.

TITLE III—DIRECTORATE FOR POLICY, PLANNING, AND INTERNATIONAL AFFAIRS

Sec. 301. Establishment of Directorate.
Sec. 302. Study and report on customs revenue functions.

TITLE IV—OFFICE OF DOMESTIC NUCLEAR DETECTION

Sec. 401. Establishment of Office.
Sec. 402. Nuclear and radiological detection systems.

SEC. 2. FINDINGS.

Congress makes the following findings:

(1) Maritime vessels are the primary mode of transportation for international trade and they carry over 80 percent of international trade by volume.

(2) In 2004, maritime vessels carried approximately 9,700,000 shipping containers into United States seaports at an average of 27,000 containers per day.

(3) The security of the international container supply chain and the maritime transportation system is critical for the prosperity and liberty of all countries.

(4) In its final report, the National Commission on Terrorist Attacks Upon the United States noted, ''While commercial aviation remains a possible target, terrorists may turn their attention to other modes of transportation. Opportunities to do harm are as great, or greater in maritime or surface transportation.''.

(5) In May 2002, the Brookings Institution estimated that costs associated with United States port closures from a detonated terrorist weapon could add up to $1 trillion from the resulting economic slump and changes in our Nation's inability to trade. Anticipated port closures on the west coast of the United States could cost the United States economy $1 billion per day for the first five days after a terrorist attack.

(6) Significant steps have been taken since the terrorist attacks against the United States that occurred on September 11, 2001:

(A) Congress passed the Maritime Transportation Security Act of 2002 on November 14, 2002.

(B) The Coast Guard issued a comprehensive set of port security regulations on October 22, 2003.

(C) The International Maritime Organization adopted the International Ship and Port Facility (ISPS) Code in December 2002.

(D) The White House issued Homeland Security Presidential Directive-13 in September 2005 which lays out requirements for a comprehensive maritime security policy.

(7) Through both public and private projects, the private sector in the United States and overseas has worked with the Department of Homeland Security to improve the security of the movement of cargo through the international supply chain.

(8) Despite these steps, security gaps in the maritime transportation system remain, resulting in high-risk container systems not being checked overseas or domestically and ports that are vulnerable to terrorist attacks similar to the attack on the U.S.S. Cole.

(9) Significant enhancements can be achieved by applying a multi-layered approach to supply chain security, in a coordinated fashion. Current supply chain programs within the Federal Government have been independently operated, often falling short of gains which could have been made if such programs were operated in a coordinated manner with clear system standards and a framework that creates incentives for security investments.

(10) While it is impossible to completely remove the risk of a terrorist attack, security measures in the supply chain can add certainty and stability to the global economy, raise investor confidence, and facilitate trade. Some counterterrorism costs are integral to the price that must be paid to protect society. However, counterterrorism measures also present an opportunity to increase the efficiency of the global trade system through international harmonization of such measures. These efficiency gains are maximized when all countries adopt such counterterrorism measures.

(11) Increasing transparency in the supply chain will assist in mitigating the impact of a terrorist attack by allowing for a targeted shutdown of the international supply chain and expedited restoration of commercial traffic.

(12) International trade is vital to the Nation's economy and the well-being and livelihood of United States citizens.

(13) The Department of Homeland Security's missions, including those related to United States and international borders, involve both building security for United States citizens and facilitating legitimate trade that is critical to the Nation.

(14) In creating the Department of Homeland Security, Congress clearly mandated in section 412(b) of the Homeland Security Act of 2002 (6 U.S.C. 212(b)) that the customs revenue functions described in paragraph (2) of such section shall not be diminished.

SEC. 3. DEFINITIONS.

In this Act:

(1) APPROPRIATE CONGRESSIONAL COMMITTEES.—The term ''appropriate congressional committees'' has the meaning given the term in section 2(2) of the Homeland Security Act of 2002 (6 U.S.C. 101(2)).

(2) DEPARTMENT.—The term ''Department'' means the Department of Homeland Security.

(3) INTERNATIONAL SUPPLY CHAIN.—The term ''international supply chain'' means the end-to-end process for shipping goods from a point of origin overseas to and from the United States.

(4) SECRETARY.—The term ''Secretary'' means the Secretary of Homeland Security.

TITLE I—SECURITY OF UNITED STATES SEAPORTS

Subtitle A—General Provisions

SEC. 101. DEFINITION OF TRANSPORTATION SECURITY INCIDENT.

Section 70101(6) of title 46, United States Code, is amended by inserting after ''economic disruption'' the following ''(other than economic disruption caused by acts that are unrelated to terrorism and are committed during a labor strike, demonstration, or other type of labor unrest)''.

SEC. 102. PROTOCOLS FOR RESUMPTION OF TRADE.

(a) IN GENERAL.—Section 70103(a)(2)(J) of title 46, United States Code, is amended—

(1) by striking ''(J)'' and inserting ''(J)(i)''; and

(2) by adding at the end the following new clause:

''(ii) The plan required by clause (i) shall include protocols for the resumption of trade in the event of a transportation security incident that necessitates the suspension of trade through contingency and continuity planning that ensures trade lanes are restored as quickly as possible. The protocols shall be developed by the Secretary, in consultation with appropriate Federal, State, and local officials, including the Coast Guard Captain of the Port involved in the transportation security incident, and representatives of the maritime industry. The protocols shall provide for—

''(I) coordination with appropriate Federal, State, and local agencies, the private sector, and appropriate overseas entities in developing such contingency and continuity planning;

''(II) coordination with appropriate Federal, State, and local agencies and the private sector on law enforcement actions, inter-modal rerouting plans, and identification and prioritization of goods that may enter the United States; and

''(III) designation of appropriate Federal officials to work with port authorities to reestablish the flow of cargo by prioritizing shipments based on appropriate factors, including factors relating to public health, national security, and economic need.''.

(b) EFFECTIVE DATE.—The Secretary of Homeland Security shall develop the protocols described in section 70103(a)(2)(J)(ii) of title 46, United States Code, as added by subsection (a), not later than 180 days after the date of the enactment of this Act.

SEC. 103. REQUIREMENTS RELATING TO MARITIME FACILITY SECURITY PLANS.

(a) FACILITY SECURITY PLANS.—Section 70103(c)(3) of title 46, United States Code, is amended—

(1) in subparagraph (F), by striking ''and'' at the end;

(2) in subparagraph (G), by striking the period at the end and inserting ''; and''; and

(3) by adding at the end the following new subparagraph:

''(H) in the case of a security plan for a facility, be resubmitted for approval of each change in the ownership or operator of the facility that may substantially affect the security of the facility.''.

(b) FACILITY SECURITY OFFICERS.—Section 70103(c) of title 46, United States Code, is amended by adding at the end the following:

''(8)(A) The Secretary shall require that the qualified individual having full authority to implement security actions for a facility described in paragraph (2) shall be a citizen of the United States.

''(B) The Secretary may waive the requirement of subparagraph (A) with respect to an individual if the Secretary determines that it is appropriate to do so based on a complete background check of the individual and a review of all terrorist watchlists to ensure that the individual is not identified on any such terrorist watchlist.''.

(c) FACILITY SECURITY ACCESS.—Section 70103(c)(3)(C)(ii) of title 46, United States Code, is amended by adding at the end before the semicolon the following: '', including access by individuals engaged in the surface transportation of intermodal containers in or out of a port facility''.

SEC. 104. UNANNOUNCED INSPECTIONS OF MARITIME FACILITIES.

Subparagraph (D) of section 70103(c)(4) of title 46, United States Code, is amended to read as follows:

''(D) verify the effectiveness of each such facility security plan periodically, but not less than twice annually, at least one of which shall be an inspection of the facility that is conducted without notice to the facility.''.

SEC. 105. VERIFICATION OF INDIVIDUALS WITH ACCESS TO SECURE AREAS OF SEAPORTS.

(a) IMPLEMENTATION OF REQUIREMENTS.—Notwithstanding any other provision of law, the Secretary of Homeland Security shall—

(1) not later than July 15, 2006, issue a notice of proposed rulemaking for regulations required to implement section 70105 of title 46, United States Code;

(2) not later than November 15, 2006, issue final regulations required to implement that section; and

(3) begin issuing transportation security cards to individuals at seaports facilities under subsection (b) of that section in accordance with the schedule contained in subsection (b)(2) of this section.

(b) TRANSPORTATION SECURITY CARDS.—

(1) MANAGEMENT.—Final regulations issued under subsection (a)(2) shall provide for Federal management of the system for issuing transportation security cards.

(2) SCHEDULE FOR ISSUING TRANSPORTATION SECURITY CARDS AT SEAPORTS.—

(A) Not later than May 15, 2007, the Secretary shall begin issuing transportation security cards to individuals at the first 25 seaport facilities listed on the facility vulnerability assessment issued by the Secretary under section 70102 of title 46, United States Code.

(B) Not later than November 15, 2007, the Secretary shall begin issuing transportation security cards to individuals at the next 30 seaport facilities listed on that assessment.

(C) Not later than November 15, 2008, the Secretary shall issue transportation security cards to individuals at all other seaport facilities.

(c) INTERIM VERIFICATION OF INDIVIDUALS.—

(1) TERRORIST WATCH LIST COMPARISON AND IMMIGRATION RECORDS CHECK.—Not later than 90 days after the date of enactment of this Act, the Secretary shall—

(A) complete a comparison of each individual who has unescorted access to a secure area of a seaport facility (as designated in an approved facility security plan in accordance with section 70103(c) of title 46, United States Code) against terrorist watch lists to determine if the individual poses a threat; and

(B) determine whether each such individual may be denied admission to the United States, or removed from the United States, under the Immigration and Nationality Act (8 U.S.C. 1101 et seq.).

(2) CONTINUING REQUIREMENT.—In the case of an individual who is given unescorted access to a secure area of a seaport facility after the date on which the Secretary completes the requirements of paragraph (1) and before the date on which the Secretary begins issuing transportation security cards at the seaport facility, the Secretary shall conduct a comparison of the individual against terrorist watch lists and determine whether the individual is lawfully present in the United States.

(3) INTERIM FINAL REGULATIONS.—In order to carry out this subsection, the Secretary shall issue interim final regulations to require submission to the Secretary of information necessary to carry out the requirements of paragraph (1).

(4) PRIVACY REQUIREMENTS.—Terrorist watch list comparisons and immigration records checks under this subsection shall be carried out in accordance with the requirements of section 552a of title 5, United States Code.

(5) RESTRICTIONS ON USE AND MAINTENANCE OF INFORMATION.—

(A) RESTRICTION ON DISCLOSURE.—Information obtained by the Secretary in the course of comparing the individual against terrorist watch lists under this subsection may not be made available to the public, including the individual's employer.

(B) CONFIDENTIALITY; USE.—Any information constituting grounds for prohibiting the employment of an individual in a position described in paragraph (1)(A) shall be maintained confidentially by the Secretary and may be used only for making determinations under this section. The Secretary may share any such information with appropriate Federal, State, local, and tribal law enforcement agencies.

(6) TERRORIST WATCH LISTS DEFINED.—In this subsection, the term ''terrorist watch lists'' means all available information on known or suspected terrorists or terrorist threats.

(d) REPORTING.—Not later than 120 days after the date of enactment of this Act, the Secretary shall submit to the appropriate congressional committees a report containing information on—

(1) the number of matches made in conducting terrorist watch list comparisons, and the number of individuals found to be unlawfully present in the United States, under subsection (c);

(2) the corresponding seaport facilities at which the matches and unlawfully present individuals were identified; and

(3) the actions taken as a result of the terrorist watchlist comparisons and immigration records checks under subsection (c).

(e) TREATMENT OF INDIVIDUALS RECEIVING HAZARDOUS MATERIALS ENDORSEMENTS.—

(1) IN GENERAL.—To the extent the Secretary determines that the background records check conducted under section 5103a of title 49, United States Code, and the background records check conducted under section 70105 of title 46, United States Code, are equivalent, the Secretary shall determine that an individual does not pose a risk warranting denial of a transportation security card issued under section 70105 of title 46, United States Code, if such individual—

(A) has successfully completed a background records check under section 5103a of title 49, United States Code; and

(B) possesses a current and valid hazardous materials endorsement in accordance with section 1572 of title 49, Code of Federal Regulations.

(2) LIMITATIONS.—Notwithstanding paragraph (1), the Secretary may deny an individual a transportation security card under section 70105 of title 46, United States Code, if the Secretary has substantial evidence

that the individual poses a risk to national security.

(3) REDUCTION IN FEES.—The Secretary shall reduce, to the extent practicable, any fees associated with obtaining a transportation security card under section 70105 of title 46, United States Code, for any individual referred to in paragraph (1).

(f) AUTHORIZATION OF APPROPRIATIONS.—There is authorized to be appropriated $20,000,000 for fiscal year 2007 to carry out this section.

SEC. 106. CLARIFICATION ON ELIGIBILITY FOR TRANSPORTATION SECURITY CARDS.

Section 70105(c)(2) of title 46, United States Code, is amended by inserting ''subparagraph (A), (B), or (D) of'' before ''paragraph (1)''.

SEC. 107. ENHANCED CREWMEMBER IDENTIFICATION.

Section 70111 of title 46, United States Code, is amended—

(1) in subsection (a) by striking ''The'' and inserting ''Not later than May 15, 2007, the''; and

(2) in subsection (b) by striking ''The'' and inserting ''Not later than May 15, 2007, the''.

SEC. 108. LONG-RANGE VESSEL TRACKING.

(a) REGULATIONS.—Section 70115 of title 46, United States Code is amended in the first sentence by striking ''The Secretary'' and inserting ''Not later than April 1, 2007, the Secretary''.

(b) VOLUNTARY PROGRAM.—The Secretary of Homeland Security may issue regulations to establish a voluntary long-range automated vessel tracking system for vessels described in section 70115 of title 46, United States Code, during the period before regulations are issued under subsection (a) of such section.

SEC. 109. MARITIME SECURITY COMMAND CENTERS.

(a) IN GENERAL.—Chapter 701 of title 46, United States Code, is amended by adding at the end the following new section:

''§ 70122. Maritime security command centers

''(a) ESTABLISHMENT.—The Secretary, in consultation with appropriate Federal, State, and local officials, shall establish an integrated network of virtual and physical maritime security command centers at appropriate United States seaports and maritime regions, as determined by the Secretary, to—

''(1) enhance information sharing;

''(2) facilitate day-to-day operational coordination; and

''(3) in the case of a transportation security incident, facilitate incident management and response.

''(b) CHARACTERISTICS.—Each maritime security command center described in subsection (a) shall—

''(1) be regionally based and utilize where available the compositional and operational characteristics, facilities and information technology systems of current operational centers for port and maritime security and other similar existing facilities and systems;

''(2) be adapted to meet the security needs, requirements, and resources of the seaport and maritime region the center will cover; and

''(3) to the maximum extent practicable, not involve the construction of new facilities, but shall utilize information technology, virtual connectivity, and existing facilities to create an integrated, real-time communication and information sharing network.

''(c) PARTICIPATION.—

''(1) FEDERAL PARTICIPATION.—The following entities shall participate in the integrated network of maritime security command centers described in subsection (a):

''(A) The Coast Guard.

''(B) U.S. Customs and Border Protection.

''(C) U.S. Immigration and Customs Enforcement.

''(D) Other appropriate Federal agencies.

''(2) STATE AND LOCAL PARTICIPATION.—Appropriate State and local law enforcement agencies may participate in the integrated network of maritime security command centers described in subsection (a).

''(d) RESPONSIBILITIES.—Each maritime security command center described in subsection (a) shall—

''(1) assist, as appropriate, in the implementation of maritime transportation security plans developed under section 70103;

''(2) implement the transportation security incident response plans required under section 70104;

''(3) carry out information sharing activities consistent with those activities required under section 1016 of the National Security Intelligence Reform Act of 2004 (6 U.S.C. 485) and the Homeland Security Information Sharing Act (6 U.S.C. 481 et seq.);

''(4) conduct short- and long-range vessel tracking under sections 70114 and 70115; and

''(5) carry out such other responsibilities as determined by the Secretary.

''(e) SECURITY CLEARANCES.—The Secretary shall sponsor and expedite individuals participating in a maritime security command center described in subsection (a) in gaining or maintaining their security clearances. Through the Captain of the Port, the Secretary may identify key individuals who should participate. In addition, the port or other entities may appeal to the Captain of the Port for sponsorship.

''(f) SECURITY INCIDENTS.—During a transportation security incident involving the port, the Coast Guard Captain of the Port designated by the Commandant of the Coast Guard in a maritime security command center described in subsection (a) shall act as the incident commander, unless otherwise directed by the President.

''(g) RULE OF CONSTRUCTION.—Nothing in this section shall be construed to affect the normal command and control procedures for operational entities in the Department, unless so directed by the Secretary.

''(h) AUTHORIZATION OF APPROPRIATIONS.—There are authorized to be appropriated $60,000,000 for each of the fiscal years 2007 through 2012 to carry out this section and section 108(c) of the Security and Accountability For Every Port Act.''.

(b) CLERICAL AMENDMENT.—The table of sections at the beginning of chapter 701 of title 46, United States Code, is amended by adding at the end the following:

''70122. Maritime security command centers.''.

(c) IMPLEMENTATION PLAN AND BUDGET ANALYSIS.—The Secretary of Homeland Security shall submit to the appropriate congressional committees a plan for the implementation of section 70122 of title 46, United States Code, as added by subsection (a), and a budget analysis for the implementation of such section, including additional cost-sharing arrangements with other Federal departments and agencies and other participants involved in the maritime security command centers described in such section, not later than 180 days after the date of the enactment of this Act.

Subtitle B—Grant and Training Programs

SEC. 111. PORT SECURITY GRANT PROGRAM.

(a) IN GENERAL.—Title V of the Homeland Security Act of 2002 (6 U.S.C. 311 et seq.) is amended—

(1) by redesignating the second section 510 (as added by section 7303(d) of Public Law 108–458 (118 Stat. 3844)) as section 511; and

(2) by adding at the end the following new section:

''SEC. 512. PORT SECURITY GRANT PROGRAM.

''(a) GRANTS AUTHORIZED.—The Secretary shall establish a grant program to allocate Federal financial assistance to United States seaports on the basis of risk and need.

''(b) PRIORITIZATION PROCESS.—In awarding grants under this section, the Secretary shall conduct an assessment of United States seaports to develop a prioritization for awarding grants authorized under subsection (a) based upon—

''(1) the most current risk assessment available from the Department;

''(2) the national economic and strategic defense considerations of individual ports; and

''(3) any other factors that the Secretary determines to be appropriate.

''(c) APPLICATION.—

''(1) IN GENERAL.—Any entity or facility subject to an Area Maritime Transportation Security Plan required under subsection (b) or (c) of section 70103 of title 46, United States Code, may submit an application for a grant under this section, at such time, in such form, and containing such information and assurances as the Secretary may require.

''(2) MINIMUM STANDARDS FOR PAYMENT OR REIMBURSEMENT.—Each application submitted under paragraph (1) shall include—

''(A) a comprehensive description of—

''(i) the purpose of the project for which the applicant seeks a grant under this section and why the applicant needs the grant;

''(ii) the applicability of the project to the Area Maritime Transportation Security Plan and other homeland security plans;

''(iii) the methodology for coordinating the project into the security of the greater port area, as identified in the Area Maritime Transportation Security Plan;

''(iv) any existing cooperation or mutual aid agreements with other port facilities, vessels, organizations, or State, territorial, and local governments as such agreements relate to port security; and

''(v) a capital budget showing how the applicant intends to allocate and expend the grant funds;

''(B) a determination by the Captain of the Port that the project—

''(i) addresses or corrects port security vulnerabilities; and

''(ii) helps to ensure compliance with the Area Maritime Transportation Security Plan.

''(3) PROCEDURAL SAFEGUARDS.—The Secretary, in consultation with the Office of the Inspector General and the Office of Grants and Training, shall issue guidelines to establish appropriate accounting, reporting, and review procedures to ensure that—

''(A) grant funds are used for the purposes for which they were made available;

''(B) grantees have properly accounted for all expenditures of grant funds; and

''(C) grant funds not used for such purposes and amounts not obligated or expended are returned.

''(d) USE OF FUNDS.—Grants awarded under this section may be used—

''(1) to help implement Area Maritime Transportation Security Plans required under section 70103(b) of title 46, United States Code, or the vessel or facility security plans required under section 70103(c) of title 46, United States Code;

''(2) to remedy port security vulnerabilities identified through vulnerability assessments approved by the Secretary;

''(3) for non-Federal projects contributing to the overall security of a seaport or a system of United States seaports, as determined by the Secretary;

''(4) for the salaries, benefits, overtime compensation, and other costs of additional security personnel for State and local agencies for activities required by the Area Maritime Transportation Security Plan for a seaport area if the Secretary—

''(A) increases the threat level under the Homeland Security Advisory System to Code Orange or Code Red; or

''(B) raises the Maritime Security level to MARSEC Level 2 or 3;

''(5) for the cost of acquisition, operation, and maintenance of equipment that contributes to the overall security of the port area, as identified in the Area Maritime Transportation Security Plan, if the need is based upon vulnerability assessments approved by the Secretary or identified in the Area Maritime Security Plan;

''(6) to conduct vulnerability assessments approved by the Secretary;

''(7) to purchase or upgrade equipment, including communications equipment that is interoperable with Federal, State, and local agencies and computer software, to enhance terrorism preparedness;

''(8) to conduct exercises or training for prevention and detection of, preparedness for, response to, or recovery from terrorist attacks;

''(9) to establish or enhance mechanisms for sharing terrorism threat information and to ensure that the mechanisms are interoperable with Federal, State, and local agencies;

''(10) for the cost of equipment (including software) required to receive, transmit, handle, and store classified information;

''(11) for the protection of critical infrastructure against potential attack by the addition of barriers, fences, gates, and other such devices, except that the cost of such measures may not exceed the greater of—

''(A) $1,000,000 per project; or

''(B) such greater amount as may be approved by the Secretary, which may not exceed 10 percent of the total amount of the grant;

''(12) to conduct port-wide exercises to strengthen emergency preparedness of Federal, State, territorial, and local officials responsible for port security, including law enforcement personnel and firefighters and other first responders, in support of the Area Maritime Security Plan; and

''(13) for the purpose of enhancing supply-chain security at truck inspection stations in or near high volume seaports in coordination with States and local government.

''(e) REIMBURSEMENT OF COSTS.—An applicant for a grant under this section may petition the Secretary for the reimbursement of the cost of any activity relating to prevention (including detection) of, preparedness for, response to, or recovery from acts of terrorism that is a Federal duty and usually performed by a Federal agency, and that is being performed by a State or local government (or both) under agreement with a Federal agency.

''(f) PROHIBITED USES.—Grants awarded under this section may not be used to—

''(1) supplant State or local funds for activities of the type described in subsection (d);

''(2) construct buildings or other physical facilities;

''(3) acquire land; or

''(4) make any State or local government cost-sharing contribution.

''(g) MATCHING REQUIREMENT.—

''(1) IN GENERAL.—Except as provided in subparagraph (A) or (B) of paragraph (2), Federal funds for any eligible project under this section shall not exceed 75 percent of the total cost of such project.

''(2) EXCEPTIONS.—

''(A) SMALL PROJECTS.—The requirement of paragraph (1) shall not apply with respect to a project with a total cost of not more than $25,000.

''(B) HIGHER LEVEL OF FEDERAL SUPPORT REQUIRED.—The requirement of paragraph (1) shall not apply with respect to a project if the Secretary determines that the project merits support and cannot be undertaken without a higher rate of Federal support than the rate described in paragraph (1).

''(3) IN-KIND CONTRIBUTIONS.—Each recipient of a grant under this section may meet the requirement of paragraph (1) by making in-kind contributions of goods or services that are directly linked with the purpose for which the grant is made, as determined by the Secretary, including any necessary personnel expenses, contractor services, administrative costs, equipment, fuel, or maintenance, and rental space.

''(h) MULTIPLE PHASE PROJECTS.—

''(1) IN GENERAL.—The Secretary may award grants under this section for projects that span multiple years.

''(2) FUNDING LIMITATION.—Not more than 20 percent of the total grant funds awarded under this section in any fiscal year may be awarded for projects that span multiple years.

''(i) CONSISTENCY WITH PLANS.—The Secretary shall ensure that each grant awarded under this section—

''(1) is used to supplement and support, in a consistent and coordinated manner, the applicable Area Maritime Transportation Security Plan; and

''(2) is coordinated with any applicable State or Urban Area Homeland Security Plan.

''(j) COORDINATION AND COOPERATION.—The Secretary—

''(1) shall ensure that all projects that receive grant funding under this section within any area defined in an Area Maritime Transportation Security Plan are coordinated with other projects in such area; and

''(2) may require cooperative agreements among users of the seaport and seaport facilities with respect to projects funded under this section.

''(k) REVIEW AND AUDITS.—The Secretary shall require all grantees under this section to maintain such records as the Secretary may require and make such records available for review and audit by the Secretary, the Comptroller General of the United States, or the Inspector General of the Department.

''(l) QUARTERLY REPORTS REQUIRED AS A CONDITION OF HOMELAND SECURITY GRANTS.—

''(1) EXPENDITURE REPORTS REQUIRED.—As a condition of receiving a grant under this section, the Secretary shall require the grant recipient to submit quarterly reports to the Secretary that describe each expenditure made by the recipient using grant funds.

''(2) DEADLINE FOR REPORTS.—Each report required under paragraph (1) shall be submitted not later than 30 days after the last day of a fiscal quarter and shall describe expenditures made during that fiscal quarter.

''(3) PUBLICATION OF EXPENDITURES.—

''(A) IN GENERAL.—Not later than one week after receiving a report under this subsection, the Secretary shall publish and make publicly available on the Internet website of the Department a description of each expenditure described in the report.

''(B) WAIVER.—The Secretary may waive the requirement of subparagraph (A) if the Secretary determines that it is in the national security interests of the United States to do so.

''(m) AUTHORIZATION OF APPROPRIATIONS.—

''(1) IN GENERAL.—There are authorized to be appropriated $400,000,000 for each of fiscal years 2007 through 2012 to carry out this section.

''(2) SOURCE OF FUNDS.—Amounts authorized to be appropriated under paragraph (1) shall originate from duties collected by U.S. Customs and Border Protection.''.

(b) CLERICAL AMENDMENT.—The table of contents in section 1(b) of the Homeland Security Act of 2002 (116 Stat. 2135) is amended by inserting after the item relating to section 509 the following:

''Sec. 510. Procurement of security countermeasures for strategic national stockpile.
''Sec. 511. Urban and other high risk area communications capabilities.
''Sec. 512. Port security grant program.''.

(c) REPEAL.—

(1) IN GENERAL.—Section 70107 of title 46, United States Code, is hereby repealed.

(2) CLERICAL AMENDMENT.—The table of sections at the beginning of chapter 701 of title 46, United States Code, is amended by striking the item relating to section 70107.

SEC. 112. PORT SECURITY TRAINING PROGRAM.

(a) IN GENERAL.—Subtitle A of title VIII of the Homeland Security Act of 2002 (6 U.S.C. 361) is amended by adding at the end the following new section:

''SEC. 802. PORT SECURITY TRAINING PROGRAM.

''(a) IN GENERAL.—The Secretary, acting through the Assistant Secretary for Grants and Training and in coordination with components of the Department with maritime security expertise, including the Coast Guard, the Transportation Security Administration, and U.S. Customs and Border Protection, shall establish a Port Security Training Program (hereinafter in this section referred to as the 'Program') for the purpose of enhancing the capabilities of each of the Nation's commercial seaports to prevent, prepare for, respond to, mitigate against, and recover from threatened or actual acts of terrorism, natural disasters, and other emergencies.

''(b) REQUIREMENTS.—The Program shall provide validated training that—

''(1) reaches multiple disciplines, including Federal, State, and local government officials, commercial seaport personnel and management, and governmental and nongovernmental emergency response providers;

''(2) provides training at the awareness, performance, and management and planning levels;

''(3) utilizes multiple training mediums and methods, including—

''(A) direct delivery;

''(B) train-the-trainer;

''(C) computer-based training;

''(D) web-based training; and

''(E) video teleconferencing;

''(4) addresses port security topics, including—

''(A) seaport security plans and procedures, including how security plans and procedures are adjusted when threat levels increase;

''(B) seaport security force operations and management;

''(C) physical security and access control at seaports;

''(D) methods of security for preventing and countering cargo theft;

''(E) container security;

''(F) recognition and detection of weapons, dangerous substances, and devices;

''(G) operation and maintenance of security equipment and systems;

''(H) security threats and patterns;

''(I) security incident procedures, including procedures for communicating with governmental and nongovernmental emergency response providers; and

''(J) evacuation procedures;

''(5) is consistent with, and supports implementation of, the National Incident Management System, the National Response Plan, the National Infrastructure Protection Plan, the National Preparedness Guidance, the National Preparedness Goal, and other such national initiatives;

''(6) is evaluated against clear and consistent performance measures;

''(7) addresses security requirements under facility security plans; and

''(8) educates, trains, and involves populations of at-risk neighborhoods around ports, including training on an annual basis for neighborhoods to learn what to be watchful for in order to be a 'citizen corps', if necessary.

''(c) NATIONAL VOLUNTARY CONSENSUS STANDARDS.—The Secretary shall—

''(1) support the development, promulgation, and regular updating as necessary of national voluntary consensus standards for port security training; and

''(2) ensure that the training provided under this section is consistent with such standards.

''(d) TRAINING PARTNERS.—In developing and delivering training under the Program, the Secretary shall—

''(1) work with government training facilities, academic institutions, private organizations, employee organizations, and other entities that provide specialized, state-of-the-art training for governmental and nongovernmental emergency responder providers or commercial seaport personnel and management; and

''(2) utilize, as appropriate, training courses provided by community colleges, public safety academies, State and private universities, and other facilities.

''(e) CONSULTATION.—The Secretary shall ensure that, in carrying out the Program, the Office of Grants and Training shall consult with—

''(1) a geographic and substantive cross section of governmental and nongovernmental emergency response providers; and

''(2) commercial seaport personnel and management.

''(f) COMMERCIAL SEAPORT PERSONNEL DEFINED.—For purposes of this section, the term 'commercial seaport personnel' means any person engaged in an activity relating to the loading or unloading of cargo, the movement or tracking of cargo, the maintenance and repair of intermodal equipment, the operation of cargo-related equipment (whether or not integral to the vessel), and the handling of mooring lines on the dock when a vessel is made fast or let go, in the United States or the coastal waters thereof.''.

(b) CLERICAL AMENDMENT.—The table of contents in section 1(b) of the Homeland Security Act of 2002 (116 Stat. 2135) is amended by inserting after the item relating to section 801 the following:

''Sec. 802. Port security training program.''.

(c) VESSEL AND FACILITY SECURITY PLANS.—Section 70103(c)(3) of title 46, United States Code, is amended—

(1) in subparagraph (E), by striking ''the training, periodic unannounced drills, and'';

(2) by redesignating subparagraphs (F) and (G) as subparagraphs (G) and (H), respectively; and

(3) by inserting after subparagraph (E) the following new subparagraph:

''(F) provide a strategy and timeline for conducting training and periodic unannounced drills for persons on the vessel or at the facility to be carried out under the plan to deter, to the maximum extent practicable, a transportation security incident or a substantial threat of such a transportation security incident;''.

SEC. 113. PORT SECURITY EXERCISE PROGRAM.

(a) IN GENERAL.—Subtitle A of title VIII of the Homeland Security Act of 2002 (6 U.S.C. 361), as amended by section 112, is further amended by adding at the end the following new section:

''SEC. 803. PORT SECURITY EXERCISE PROGRAM.

''(a) IN GENERAL.—The Secretary, acting through the Assistant Secretary for Grants and Training, shall establish a Port Security Exercise Program (hereinafter in this section referred to as the 'Program') for the purpose of testing and evaluating the capabilities of Federal, State, local, and foreign governments, commercial seaport personnel and management, governmental and nongovernmental emergency response providers, the private sector, or any other organization or entity, as the Secretary determines to be appropriate, to prevent, prepare for, mitigate against, respond to, and recover from acts of terrorism, natural disasters, and other emergencies at commercial seaports.

''(b) REQUIREMENTS.—The Secretary, acting through the Assistant Secretary for Grants and Training and in coordination with components of the Department with maritime security expertise, including the Coast Guard, the Transportation Security Administration, and U.S. Customs and Border Protection, shall ensure that the Program—

''(1) consolidates all existing port security exercise programs administered by the Department;

''(2) conducts, on a periodic basis, port security exercises at commercial seaports that are—

''(A) scaled and tailored to the needs of each port;

''(B) live in the case of the most at-risk ports;

''(C) as realistic as practicable and based on current risk assessments, including credible threats, vulnerabilities, and consequences;

''(D) consistent with the National Incident Management System, the National Response Plan, the National Infrastructure Protection Plan, the National Preparedness Guidance, the National Preparedness Goal, and other such national initiatives;

''(E) evaluated against clear and consistent performance measures;

''(F) assessed to learn best practices, which shall be shared with appropriate Federal, State, and local officials, seaport personnel and management; governmental and nongovernmental emergency response providers, and the private sector; and

''(G) followed by remedial action in response to lessons learned; and

''(3) assists State and local governments and commercial seaports in designing, implementing, and evaluating exercises that—

''(A) conform to the requirements of paragraph (2); and

''(B) are consistent with any applicable Area Maritime Transportation Security Plan and State or Urban Area Homeland Security Plan.

''(c) REMEDIAL ACTION MANAGEMENT SYSTEM.—The Secretary, acting through the Assistant Secretary for Grants and Training, shall establish a Remedial Action Management System to—

''(1) identify and analyze each port security exercise for lessons learned and best practices;

''(2) disseminate lessons learned and best practices to participants in the Program;

''(3) monitor the implementation of lessons learned and best practices by participants in the Program; and

''(4) conduct remedial action tracking and long-term trend analysis.

''(d) GRANT PROGRAM FACTOR.—In evaluating and prioritizing applications for Federal financial assistance under section 512, the Secretary shall give additional consideration to those applicants that have conducted port security exercises under this section.

''(e) CONSULTATION.—The Secretary shall ensure that, in carrying out the Program, the Office of Grants and Training shall consult with—

''(1) a geographic and substantive cross section of governmental and nongovernmental emergency response providers; and

''(2) commercial seaport personnel and management.

''(f) COMMERCIAL SEAPORT PERSONNEL DEFINED.—For purposes of this section, the term 'commercial seaport personnel' means any person engaged in an activity relating to the loading or unloading of cargo, the movement or tracking of cargo, the maintenance and repair of intermodal equipment, the operation of cargo-related equipment (whether or not integral to the vessel), and the handling of mooring lines on the dock when a vessel is made fast or let go, in the United States or the coastal waters thereof.''.

(b) CLERICAL AMENDMENT.—The table of contents in section 1(b) of the Homeland Security Act of 2002 (116 Stat. 2135), as amended by section 112, is further amended by inserting after the item relating to section 802 the following:

''Sec. 803. Port security exercise program.''.

Subtitle C—Miscellaneous Provisions

SEC. 121. INCREASE IN PORT OF ENTRY INSPECTION OFFICERS.

(a) IN GENERAL.—The Secretary of Homeland Security shall increase by not less than 200 the number of positions for full-time active duty port of entry inspection officers of the Department of Homeland Security for each of the fiscal years 2007 through 2012.

(b) AUTHORIZATION OF APPROPRIATIONS.—There are authorized to be appropriated to the Secretary to carry out subsection (a) the following amounts for the following fiscal years:

(1) $20,000,000 for fiscal year 2007.
(2) $40,000,000 for fiscal year 2008.
(3) $60,000,000 for fiscal year 2009.
(4) $80,000,000 for fiscal year 2010.
(5) $100,000,000 for fiscal year 2011.
(6) $120,000,000 for fiscal year 2012.

SEC. 123. BORDER PATROL UNIT FOR UNITED STATES VIRGIN ISLANDS.

Not later than 180 days after the date of the enactment of this Act, the Secretary of Homeland Security shall establish at least one Border Patrol unit for the Virgin Islands of the United States.

SEC. 124. REPORT ON OWNERSHIP AND OPERATION OF UNITED STATES SEAPORTS.

Not later than 180 days after the date of the enactment of this Act, the Secretary of Homeland Security shall submit to the appropriate congressional committees a report that contains—

(1) the name of each individual or entity that leases, operates, manages, or owns real property or facilities at each United States seaport; and

(2) any other information that the Secretary determines to be appropriate.

SEC. 125. REPORT ON SECURITY OPERATIONS AT CERTAIN UNITED STATES SEAPORTS.

(a) STUDY.—The Secretary of Homeland Security shall conduct a study on the adequacy of security operations at the ten United States seaports that load and unload the largest amount of containers.

(b) REPORT.—Not later than 270 days after the date of the enactment of this Act, the Secretary shall submit to the appropriate congressional committees a report on

the results of the study required by subsection (a).

SEC. 126. REPORT ON ARRIVAL AND DEPARTURE MANIFESTS FOR CERTAIN COMMERCIAL VESSELS IN THE UNITED STATES VIRGIN ISLANDS.

Not later than 90 days after the date of the enactment of this Act, the Secretary of Homeland Security shall submit to the appropriate congressional committees a report on the impact of implementing the requirements of section 231 of the Immigration and Nationality Act (8 U.S.C. 1221) (relating to providing United States border officers with arrival and departure manifests) with respect to commercial vessels that are fewer than 300 gross tons and operate exclusively between the territorial waters of the United States Virgin Islands and the territorial waters of the British Virgin Islands.

SEC. 127. CENTER OF EXCELLENCE FOR MARITIME DOMAIN AWARENESS.

(a) ESTABLISHMENT.—The Secretary of the Homeland Security shall establish a university-based Center for Excellence for Maritime Domain Awareness following the merit-review processes and procedures that have been established by the Secretary for selecting university program centers of excellence.

(b) DUTIES.—The Center shall—

(1) prioritize its activities based on the ''National Plan to Improve Maritime Domain Awareness'' published by the Department of Homeland Security in October 2005;

(2) recognize the extensive previous and ongoing work and existing competence in the field of maritime domain awareness at numerous academic and research institutions, such as the Naval Postgraduate School;

(3) leverage existing knowledge and continue development of a broad base of expertise within academia and industry in maritime domain awareness; and

(4) provide educational, technical, and analytical assistance to Federal agencies with responsibilities for maritime domain awareness, including the Coast Guard, to focus on the need for interoperability, information sharing, and common information technology standards and architecture.

SEC. 128. REPORT ON SECURITY AND TRADE AT UNITED STATES LAND PORTS.

(a) STUDY.—The Secretary of Homeland Security shall conduct a study on the challenges to balance the need for greater security while maintaining the efficient flow of trade at United States land ports.

(b) REPORT.—Not later than 180 days after the date of the enactment of this Act, the Secretary shall submit to the appropriate congressional committees a report on the results of the study required by subsection (a).

TITLE II—SECURITY OF THE INTERNATIONAL SUPPLY CHAIN

SEC. 201. SECURITY OF THE INTERNATIONAL SUPPLY CHAIN.

(a) IN GENERAL.—The Homeland Security Act of 2002 (6 U.S.C. 101 et seq.) is amended by adding at the end the following new title:

"TITLE XVIII—SECURITY OF THE INTERNATIONAL SUPPLY CHAIN

"Subtitle A—General Provisions

"SEC. 1801. STRATEGIC PLAN TO ENHANCE THE SECURITY OF THE INTERNATIONAL SUPPLY CHAIN.

''(a) STRATEGIC PLAN.—The Secretary, in consultation with appropriate Federal, State, local, and tribal government agencies and private sector stakeholders responsible for security matters that affect or relate to the movement of containers through the international supply chain, shall develop and implement, and update as appropriate, a strategic plan to enhance the security of the international supply chain.

''(b) REQUIREMENTS.—The strategic plan required under subsection (a) shall—

''(1) describe the roles, responsibilities, and authorities of Federal, State, local, and tribal government agencies and private sector stakeholders that relate to the security of the movement of containers through the international supply chain;

''(2) identify and address gaps and unnecessary overlaps in the roles, responsibilities, or authorities described in paragraph (1);

''(3) identify and make recommendations regarding legislative, regulatory, and organizational changes necessary to improve coordination among the entities or to enhance the security of the international supply chain;

''(4) provide measurable goals, including objectives, mechanisms, and a schedule, for furthering the security of commercial operations from point of origin to point of destination;

''(5) build on available resources and consider costs and benefits;

''(6) provide incentives for additional voluntary measures to enhance cargo security, as determined by the Secretary;

''(7) consider the impact of supply chain security requirements on small and medium size companies;

''(8) include a process for sharing intelligence and information with private sector stakeholders to assist in their security efforts;

''(9) identify a framework for prudent and measured response in the event of a transportation security incident involving the international supply chain;

''(10) provide a plan for the expeditious resumption of the flow of legitimate trade in accordance with section 70103(a)(2)(J)(ii) of title 46, United States Code;

''(11) consider the linkages between supply chain security and security programs within other systems of movement, including travel security and terrorism finance programs; and

''(12) expand upon and relate to existing strategies and plans, including the National Strategy for Maritime Security and the eight supporting plans of the Strategy, as required by Homeland Security Presidential Directive-13 (September 2005).

''(c) UTILIZATION OF ADVISORY COMMITTEES.—As part of the consultations described in subsection (a), the Secretary shall, to the extent practicable, utilize the Homeland Security Advisory Committee, the National Maritime Security Advisory Committee, and the Commercial Operations Advisory Committee to review, as necessary, the draft strategic plan and any subsequent updates to the strategic plan.

''(d) INTERNATIONAL STANDARDS AND PRACTICES.—In furtherance of the strategic plan required under subsection (a), the Secretary is encouraged to consider proposed or established standards and practices of foreign governments and international organizations, including the International Maritime Organization, the World Customs Organization, the International Labor Organization, and the International Organization for Standardization, as appropriate, to establish standards and best practices for the security of containers moving through the international supply chain.

''(e) REPORT.—

''(1) INITIAL REPORT.—The Secretary shall submit to the appropriate congressional committees a report that contains the strategic plan required by subsection (a).

''(2) FINAL REPORT.—Not later than three years after the date on which the strategic plan is submitted under paragraph (1), the Secretary shall submit to the appropriate congressional committees a report that contains an update of the strategic plan.

''(f) DEFINITION.—In this section, the term 'transportation security incident' has the meaning given the term in section 70101(6) of title 46, United States Code.

"SEC. 1802. TRANSMISSION OF ADDITIONAL DATA ELEMENTS FOR IMPROVED HIGH RISK TARGETING.

''(a) REQUIREMENT.—The Secretary shall require transmission to the Department, through an electronic data interchange system, of additional data elements for improved high risk targeting, including appropriate security elements of entry data, as determined by the Secretary, to be provided as advanced information with respect to cargo destined for importation into the United States prior to loading of such cargo on vessels at foreign seaports.

''(b) REGULATIONS.—The Secretary shall promulgate regulations to carry out this section. In promulgating such regulations, the Secretary shall adhere to the parameters applicable to the development of regulations under section 343(a) of the Trade Act of 2002 (19 U.S.C. 2071 note), including provisions relating to consultation, technology, analysis, use of information, confidentiality, and timing requirements.

"SEC. 1803. PLAN TO IMPROVE THE AUTOMATED TARGETING SYSTEM.

''(a) PLAN.—The Secretary shall develop and implement a plan to improve the Automated Targeting System for the identification of high-risk containers moving through the international supply chain.

''(b) CONTENTS.—

''(1) TREATMENT OF RECOMMENDATIONS.—The Secretary shall include in the plan required under subsection (a) a schedule to address the recommendations of the Comptroller General of the United States, the Inspector General of the Department of the Treasury, and the Inspector General of the Department of Homeland Security with respect to the operation of the Automated Targeting System.

''(2) INFORMATION SUBMISSIONS.—In developing the plan required under subsection (a), the Secretary shall consider the cost, benefit, and feasibility of—

''(A) requiring additional nonmanifest documentation for each container;

''(B) adjusting the time period allowed by law for revisions to a container cargo manifest;

''(C) adjusting the time period allowed by law for submission of entry data for vessel or cargo; and

''(D) such other actions the Secretary considers beneficial for improving the information relied upon for the Automated Targeting System and any other targeting systems in furthering the security and integrity of the international supply chain.

''(3) OUTSIDE REVIEW.—The Secretary shall conduct, through an independent panel, a review of the Automated Targeting System. The results of this review shall be included in the plan required under subsection (a).

''(4) SMART SYSTEM.—The Secretary shall consider future iterations of the Automated Targeting System, which would incorporate smart features, such as more complex algorithms and real-time intelligence, instead of relying solely on rule sets that are periodically updated. The Secretary shall also consider how the Automated Targeting System could be improved through linkages with targeting systems in existence on the date of the enactment of the Security and Accountability For Every Port Act for travel security and terrorism finance programs.

''(c) NEW OR EXPANDED INFORMATION SUBMISSIONS.—In considering any new or expanded information submission requirements, the Secretary shall consult with stakeholders and identify the need for such information, provide safeguards that ensure confidentiality with respect to such information, and identify appropriate timing of the

submission of such information, in the plan required under subsection (a).

''(d) SECURE TRANSMISSION OF CERTAIN INFORMATION.—All information required by the Department from supply chain partners shall be transmitted in a secure fashion, as determined by the Secretary, so as to protect the information from unauthorized access.

''(e) AUTHORIZATION OF APPROPRIATIONS.—There are authorized to be appropriated $5,000,000 for each of the fiscal years 2007 through 2012 to carry out this section.

"SEC. 1804. CONTAINER STANDARDS AND VERIFICATION PROCEDURES.

''(a) ESTABLISHMENT.—

''(1) IN GENERAL.—The Secretary shall establish minimum standards and verification procedures for securing containers in transit to the United States relating to the sealing of containers.

''(2) DEADLINE FOR ENFORCEMENT.—Not later than two years after the date on which the standards and procedures are established pursuant to paragraph (1), all containers bound for ports of entry in the United States shall meet such standards and procedures.

''(b) REVIEW AND ENHANCEMENT.—The Secretary shall regularly—

''(1) review the standards and procedures established pursuant to subsection (a); and

''(2) enhance the security standards and procedures, as appropriate, based on tests of technologies as they become commercially available to detect container intrusion and the highest consequence threats, particularly weapons of mass destruction.

''(c) INTERNATIONAL CARGO SECURITY STANDARDS.—The Secretary, in consultation with the Secretary of State, is encouraged to promote and establish international standards for the security of containers moving through the international supply chain with foreign governments and international organizations, including the International Maritime Organization and the World Customs Organization.

''(d) INTERNATIONAL TRADE AND OTHER OBLIGATIONS.—In carrying out this section, the Secretary shall consult with appropriate Federal departments and agencies and private sector stakeholders and ensure that actions under this section do not violate international trade obligations or other international obligations of the United States.

"SEC. 1805. CONTAINER SECURITY INITIATIVE (CSI).

''(a) AUTHORIZATION.—The Secretary is authorized to establish and implement a program (to be known as the 'Container Security Initiative' or 'CSI') to identify and examine maritime containers that pose a risk for terrorism at foreign ports before the containers are shipped to the United States.

''(b) ASSESSMENT.—Before the Secretary designates any foreign port under CSI, the Secretary, in consultation with other Federal officials, as appropriate, shall conduct an assessment of the port, including—

''(1) the level of risk for the potential compromise of containers by terrorists or terrorist weapons;

''(2) the volume of regular container traffic to United States ports;

''(3) the results of the Coast Guard assessments conducted pursuant to section 70108 of title 46, United States Code;

''(4) the commitment of the host nation to cooperating with the Department in sharing critical data and risk management information and to maintain programs to ensure employee integrity; and

''(5) the potential for validation of security practices by the Department.

''(c) NOTIFICATION.—The Secretary shall notify the appropriate congressional committees prior to notifying the public of the designation of a foreign port under CSI.

''(d) INSPECTIONS.—

''(1) REQUIREMENTS AND PROCEDURES.—The Secretary shall—

''(A) establish technical capability criteria and standard operating procedures for the use of nonintrusive inspection and nuclear and radiological detection systems in conjunction with CSI;

''(B) require each port designated under CSI to operate nonintrusive inspection and nuclear and radiological detection systems in accordance with the technical capability criteria and standard operating procedures established under subparagraph (A); and

''(C) continually monitor the technologies, processes, and techniques used to inspect cargo at ports designated under CSI.

''(2) CONSISTENCY OF STANDARDS AND PROCEDURES.—The Secretary shall ensure that the technical capability criteria and standard operating procedures established under paragraph (1)(A) are consistent with such standards and procedures of any other department or agency of the Federal government with respect to deployment of nuclear and radiological detection systems outside the United States.

''(3) FOREIGN ASSISTANCE.—

''(A) IN GENERAL.—The Secretary, in consultation with the Secretary of State, the Secretary of Energy, and the heads of other Federal agencies, shall identify foreign assistance programs that could facilitate the implementation of cargo security antiterrorism measures at ports designated under CSI and foreign ports not designated under CSI that lack effective antiterrorism measures.

''(B) ACQUISITION.—The Secretary is authorized to loan or otherwise assist in the deployment of nonintrusive inspection or nuclear and radiological detection systems for cargo containers at each designated CSI port under such terms and conditions as the Secretary determines to be appropriate and to provide training for foreign personnel involved in CSI.

''(e) PROHIBITION.—

''(1) IN GENERAL.—The Secretary shall issue a 'do not load' order to each port designated under CSI to prevent the onload of any cargo that has been identified as higher risk by the Automated Targeting System unless the cargo—

''(A) is scanned with a non intrusive imagery device and nuclear or radiological detection equipment;

''(B) is devanned and inspected with nuclear or radiological detection equipment; or

''(C) is determined to be of lower risk following additional inquiries by appropriate personnel of U.S. Customs and Border Protection.

''(2) RULE OF CONSTRUCTION.—Nothing in this subsection shall be construed to interfere with the ability of the Secretary to deny entry of any cargo into the United States.

''(f) REPORT.—The Secretary shall submit to the appropriate congressional committees not later than March 1 of each year a report on the status of CSI, including—

''(1) a description of the security improvements gained through CSI;

''(2) the rationale for the continuance of each port designated under CSI;

''(3) an assessment of the personnel needs at each port designated under CSI; and

''(4) a description of the potential for remote targeting to decrease the number of personnel who are deployed at foreign ports under CSI.

''(g) AUTHORIZATION OF APPROPRIATIONS.—There are authorized to be appropriated $196,000,000 for each of the fiscal years 2007 through 2012 to carry out this section.

"SEC. 1806. INFORMATION SHARING RELATING TO SUPPLY CHAIN SECURITY COOPERATION.

''(a) PURPOSES.—The purposes of this section are—

''(1) to establish continuing liaison and to provide for supply chain security cooperation between Department and the private sector; and

''(2) to provide for regular and timely interchange of information between the private sector and the Department concerning developments and security risks in the supply chain environment.

''(b) SECURE SYSTEM.—The Secretary shall develop a secure electronic data interchange system to collect from and share appropriate risk information related to securing the supply chain with the private sector entities determined appropriate by the Secretary.

''(c) CONSULTATION.—In developing the system under subsection (b), the Secretary shall consult with the Commercial Operations Advisory Committee and a broad range of public and private sector entities likely to utilize the system, including importers, exporters, carriers, customs brokers, and freight forwarders, among other parties.

''(d) PROCEDURES.—The Secretary shall establish uniform procedures for the receipt, care, and storage of supply chain security information that is voluntarily submitted to the Department through the system developed under subsection (b).

''(e) LIMITATIONS.—The voluntary information collected through the system developed under subsection (b) shall be used exclusively for ensuring security and shall not be used for determining entry or for any other commercial enforcement purpose. The voluntary information submitted to the Department through the system developed under subsection (b) shall not be construed to constitute compliance with any requirement to submit such information to a Federal agency under any other provision of law.

''(f) PARTICIPANTS.—The Secretary shall develop protocols for determining appropriate private sector personnel who shall have access to the system developed under subsection (b). Such personnel shall include designated security officers within companies that are determined to be low risk through participation in the Customs-Trade Partnership Against Terrorism program established pursuant to subtitle B of this title.

''(g) CONFIDENTIALITY.—Notwithstanding any other provision of law, information that is voluntarily submitted by the private sector to the Department through the system developed under subsection (b)—

''(1) shall be exempt from disclosure under section 552 of title 5, United States Code (commonly referred to as the Freedom of Information Act);

''(2) shall not, without the written consent of the person or entity submitting such information, be used directly by the Department or a third party, in any civil action arising under Federal or State law if such information is submitted in good faith; and

''(3) shall not, without the written consent of the person or entity submitting such information, be used or disclosed by any officer or employee of the United States for purposes other than the purposes of this section, except—

''(A) in furtherance of an investigation or other prosecution of a criminal act; or

''(B) when disclosure of the information would be—

''(i) to either House of Congress, or to the extent of matter within its jurisdiction, any committee or subcommittee thereof, any joint committee thereof or subcommittee of any such joint committee; or

''(ii) to the Comptroller General, or any authorized representative of the Comptroller

General, in the course of the performance of the duties of the Comptroller General.

''(h) INDEPENDENTLY OBTAINED INFORMATION.—Nothing in this section shall be construed to limit or otherwise affect the ability of a Federal, State, or local, government entity, under applicable law, to obtain supply chain security information, including any information lawfully and properly disclosed generally or broadly to the public and to use such information in any manner permitted by law.

''(i) PENALTIES.—Whoever, being an officer or employee of the United States or of any department or agency thereof, knowingly publishes, divulges, discloses, or makes known in any manner or to any extent not authorized by law, any supply chain security information protected in this section from disclosure, shall be fined under title 18, United States Code, imprisoned not more than 1 year, or both, and shall be removed from office or employment.

''(j) AUTHORITY TO ISSUE WARNINGS.—The Secretary may provide advisories, alerts, and warnings to relevant companies, targeted sectors, other governmental entities, or the general public regarding potential risks to the supply chain as appropriate. In issuing a warning, the Secretary shall take appropriate actions to protect from disclosure—

''(1) the source of any voluntarily submitted supply chain security information that forms the basis for the warning; and

''(2) information that is proprietary, business sensitive, relates specifically to the submitting person or entity, or is otherwise not appropriately in the public domain.

"Subtitle B—Customs-Trade Partnership Against Terrorism (C–TPAT)

"SEC. 1811. ESTABLISHMENT.

''(a) ESTABLISHMENT.—The Secretary is authorized to establish a voluntary program (to be known as the 'Customs-Trade Partnership Against Terrorism' or 'C–TPAT') to strengthen and improve the overall security of the international supply chain and United States border security.

''(b) MINIMUM SECURITY REQUIREMENTS.—The Secretary shall review the minimum security requirements of C–TPAT at least once every year and update such requirements as necessary.

"SEC. 1812. ELIGIBLE ENTITIES.

''Importers, brokers, forwarders, air, sea, land carriers, contract logistics providers, and other entities in the international supply chain and intermodal transportation system are eligible to apply to voluntarily enter into partnerships with the Department under C–TPAT.

"SEC. 1813. MINIMUM REQUIREMENTS.

''An applicant seeking to participate in C–TPAT shall—

''(1) demonstrate a history of moving commerce in the international supply chain;

''(2) conduct an assessment of its supply chains based upon security criteria established by the Secretary, including—

''(A) business partner requirements;

''(B) container security;

''(C) physical security and access controls;

''(D) personnel security;

''(E) procedural security;

''(F) security training and threat awareness; and

''(G) information technology security;

''(3) implement and maintain security measures and supply chain security practices meeting security criteria; and

''(4) meet all other requirements established by the Secretary.

"SEC. 1814. TIER ONE PARTICIPANTS.

''(a) BENEFITS.—The Secretary may offer limited benefits to C–TPAT participants whose security measures and supply chain security practices have been certified in accordance with the guidelines established pursuant to subsection (b).

''(b) GUIDELINES.—The Secretary shall update guidelines for certifying a C–TPAT participant's security measures and supply chain security practices under this section.

"SEC. 1815. TIER TWO PARTICIPANTS.

''(a) IN GENERAL.—Not later than one year after a C–TPAT participant has been certified under section 1814, the Secretary shall validate, directly or through third party entities certified in accordance with section 1817, the security measures and supply chain security practices of that participant. Such validation shall include assessments at appropriate foreign locations utilized by the participant as part of the supply chain.

''(b) CONSEQUENCES FOR FAILED VALIDATION.—If a C–TPAT participant's security measures and supply chain security practices fail to meet the validation requirements under this section, the Commissioner of U.S. Customs and Border Protection may—

''(1) deny the participant benefits under C–TPAT on a temporary or permanent basis; or

''(2) suspend or expel the participant from C–TPAT.

''(c) RIGHT OF APPEAL.—A C–TPAT participant described in subsection (b) may file an appeal with the Secretary of the Commissioner's decision under subsection (b)(1) to deny benefits under C–TPAT or under subsection (b)(2) to suspend or expel the participant from C–TPAT.

''(d) BENEFITS.—The Secretary shall extend benefits to each C–TPAT participant that has been validated under this section, which may include—

''(1) reduced examinations; and

''(2) priority processing for searches.

"SEC. 1816. TIER THREE PARTICIPANTS.

''(a) IN GENERAL.—The Secretary shall establish a third tier of C–TPAT that offers additional benefits to C–TPAT participants that demonstrate a sustained commitment beyond the minimum criteria for participation in C–TPAT.

''(b) ADDITIONAL CRITERIA.—The Secretary shall designate criteria for C–TPAT participants under this section that may include criteria to ensure—

''(1) cargo is loaded on a vessel with a vessel security plan approved under section 70103(c) of title 46, United States Code, or on a vessel with a valid International Ship Security Certificate as provided for under part 104 of title 33, Code of Federal Regulations;

''(2) container security devices, policies, or practices that exceed the standards and procedures established by the Secretary are utilized; and

''(3) cargo complies with any other requirements determined by the Secretary.

''(c) BENEFITS.—The Secretary, in consultation with the Commercial Operations Advisory Committee and the National Maritime Security Advisory Committee, may provide benefits to C–TPAT participants under this section, which may include—

''(1) the expedited release of tier three cargo into destination ports within the United States during all threat levels designated by the Secretary;

''(2) reduced or streamlined bonding requirements that are consistent with obligations under other applicable provisions of law;

''(3) preference to vessels;

''(4) further reduced examinations;

''(5) priority processing for examinations;

''(6) further reduced scores in the Automated Targeting System; and

''(7) streamlined billing of any customs duties or fees.

''(d) DEFINITION.—In this section, the term 'container security device' means a mechanical or electronic device designed to, at a minimum, positively identify containers and detect and record unauthorized intrusion of containers. Such devices shall have false alarm rates that have been demonstrated to be below one percent.

"SEC. 1817. CONSEQUENCES FOR LACK OF COMPLIANCE.

''(a) IN GENERAL.—If a C–TPAT participant's security measures and supply chain security practices fail to meet any of the requirements under this subtitle, the Secretary may deny the participant benefits in whole or in part under this subtitle.

''(b) FALSE OR MISLEADING INFORMATION.—If a C–TPAT participant intentionally provides false or misleading information to the Secretary or a third party entity during the validation process of the participant under this subtitle, the Commissioner of U.S. Customs and Border Protection shall suspend or expel the participant from C–TPAT for a period of not less than five years.

''(c) RIGHT OF APPEAL.—A C–TPAT participant described in subsection (a) may file an appeal with the Secretary of the Secretary's decision under subsection (a) to deny benefits under this subtitle. A C–TPAT participant described in subsection (b) may file an appeal with the Secretary of the Commissioner's decision under subsection (b) to suspend or expel the participant from C–TPAT.

"SEC. 1818. VALIDATIONS BY THIRD PARTY ENTITIES.

''(a) IN GENERAL.—In conducting the pilot program under subsection (f), and if the Secretary determines to expand the use of third party entities to conduct validations of C–TPAT participants upon completion of the pilot program under subsection (f), the Secretary shall—

''(1) develop, document, and update, as necessary, minimum standard operating procedures and requirements applicable to such entities for the conduct of such validations; and

''(2) meet all requirements under subtitle G of the title VIII of this Act to review and designate such minimum standard operating procedures as a qualified anti-terrorism technology for purposes of such subtitle.

''(b) CERTIFICATION OF THIRD PARTY ENTITIES.—

''(1) ISSUANCE OF CERTIFICATE OF CONFORMANCE.—In accordance with section 863(d)(3) of this Act, the Secretary shall issue a certificate of conformance to a third party entity to conduct validations under this subtitle if the entity—

''(A) demonstrates to the satisfaction of the Secretary the ability to perform validations in accordance with standard operating procedures and requirements (or updates thereto) designated as a qualified anti-terrorism technology by the Secretary under subsection (a); and

''(B) agrees—

''(I) to perform validations in accordance with such standard operating procedures and requirements (or updates thereto); and

''(ii) to maintain liability insurance coverage at policy limits and in accordance with conditions to be established by the Secretary pursuant to section 864 of this Act; and

''(C) signs an agreement to protect all proprietary information of C–TPAT participants with respect to which the entity will conduct validations.

''(2) LITIGATION AND RISK MANAGEMENT PROTECTIONS.—A third party entity that maintains liability insurance coverage at policy limits and in accordance with conditions to be established by the Secretary pursuant to section 864 of this Act and receives a certificate of conformance under paragraph (1) shall receive all applicable litigation and risk management protections under sections 863 and 864 of this Act.

''(3) RECIPROCAL WAIVER OF CLAIMS.—A reciprocal waiver of claims shall be deemed to have been entered into between a third party entity that receives a certificate of conformance under paragraph (1) and its contractors, subcontractors, suppliers, vendors, customers, and contractors and subcontractors of customers involved in the use or operation of the validation services of the third party entity.

''(c) INFORMATION FOR ESTABLISHING LIMITS OF LIABILITY INSURANCE.—A third party entity seeking a certificate of conformance under subsection (b)(1) shall provide to the Secretary necessary information for establishing the limits of liability insurance required to be maintained by the entity under section 864(a) of this Act.

''(d) ADDITIONAL REQUIREMENTS.—The Secretary shall ensure that—

''(1) any third party entity under this section—

''(A) has no beneficial interest in or any direct or indirect control over the C–TPAT participant that is contracting for the validation services; and

''(B) has no other conflict of interest with respect to the C–TPAT participant; and

''(2) the C–TPAT participant has entered into a contract with the third party entity under which the C–TPAT participant agrees to pay all costs associated with the validation.

''(e) MONITORING.—

''(1) IN GENERAL.—The Secretary shall regularly monitor and inspect the operations of a third party entity conducting validations under this subtitle to ensure that the entity is meeting the minimum standard operating procedures and requirements for the validation of C–TPAT participants established under subsection (a) and all other applicable requirements for validation services under this subtitle.

''(2) REVOCATION.—If the Secretary finds that a third party entity is not meeting the minimum standard operating procedures and requirements, the Secretary shall—

''(A) revoke the entity's certificate of conformance issued under subsection (b)(1); and

''(B) review any validations conducted by the entity.

''(f) PILOT PROGRAM.—

''(1) IN GENERAL.—The Secretary shall carry out a pilot program to test the feasibility, costs, and benefits of utilizing third party entities to conduct validations of C–TPAT participants. In conducting the pilot program, the Secretary shall comply with all applicable requirements of this section with respect to eligibility of third party entities to conduct validations of C–TPAT participants.

''(2) REPORT.—Not later than 30 days after the completion of the pilot program conducted pursuant to paragraph (1), the Secretary shall submit to the appropriate congressional committees a report that contains—

''(A) the results of the pilot program; and

''(B) the determination of the Secretary whether or not to expand the use of third party entities to conduct validations of C–TPAT participants.

"SEC. 1819. REVALIDATION.

''The Secretary shall establish a process for revalidating C–TPAT participants under this subtitle. Such revalidation shall occur not less frequently than once during every 3-year period following the initial validation.

"SEC. 1820. NON-CONTAINERIZED CARGO.

''The Secretary may consider the potential for participation in C–TPAT by importers of non-containerized cargoes that otherwise meet the requirements under this subtitle.

"SEC. 1821. AUTHORIZATION OF APPROPRIATIONS.

''There are authorized to be appropriated $75,000,000 for each of the fiscal years 2007 through 2012 to carry out this subtitle.

"Subtitle C—Miscellaneous Provisions

"SEC. 1831. RESEARCH, DEVELOPMENT, TEST, AND EVALUATION EFFORTS IN FURTHERANCE OF MARITIME AND CARGO SECURITY.

''(a) IN GENERAL.—The Secretary shall—

''(1) direct research, development, test, and evaluation efforts in furtherance of maritime and cargo security;

''(2) encourage the ingenuity of the private sector in developing and testing technologies and process innovations in furtherance of these objectives; and

''(3) evaluate such technologies.

''(b) COORDINATION.—The Secretary, in coordination with the Undersecretary for Science and Technology, the Director of the Domestic Nuclear Detection Office of the Department, and the heads of other appropriate offices or entities of the Department, shall ensure that—

''(1) research, development, test, and evaluation efforts funded by the Department in furtherance of maritime and cargo security are coordinated to avoid duplication of efforts; and

''(2) the results of such efforts are shared throughout the Department and other Federal, State, and local agencies, as appropriate.

"SEC. 1832. GRANTS UNDER OPERATION SAFE COMMERCE.

''(a) IN GENERAL.—The Secretary shall provide grants, as part of Operation Safe Commerce, to—

''(1) integrate nonintrusive imaging inspection and nuclear and radiological detection systems with automatic identification methods for containers, vessels, and vehicles;

''(2) test physical access control protocols and technologies to include continuous tracking devices that provide real-time monitoring and reporting;

''(3) create a data sharing network capable of transmitting data required by entities participating in the international supply chain from every intermodal transfer point to the National Targeting Center of the Department; and

''(4) otherwise further maritime and cargo security, as determined by the Secretary.

''(b) SUPPLY CHAIN SECURITY FOR SPECIAL CONTAINER AND NONCONTAINERIZED CARGO.—In providing grants under subsection (a), the Secretary shall establish demonstration projects that further the security of the international supply chain, including refrigerated containers, and noncontainerized cargo, including roll-on/roll-off, break-bulk, liquid, and dry bulk cargo, through real-time, continuous tracking technology for special or high-risk container cargo that poses unusual potential for human or environmental harm.

''(c) COMPETITIVE SELECTION PROCESS.—The Secretary shall select recipients of grants under subsection (a) through a competitive process on the basis of the following criteria:

''(1) The extent to which the applicant can demonstrate that personnel, laboratory, and organizational resources will be available to the applicant to carry out the activities authorized under this section.

''(2) The applicant's capability to provide leadership in making national and regional contributions to the solution of maritime and cargo security issues.

''(3) The extent to which the applicant's programs, projects, and activities under the grant will address highest risk priorities as determined by the Secretary.

''(4) The extent to which the applicant has a strategic plan for carrying out the programs, projects, and activities under the grant.

''(5) Any other criteria the Secretary determines to be appropriate.

''(d) ADMINISTRATIVE PROVISIONS.—

''(1) PROHIBITION ON DUPLICATION OF EFFORT.—Before providing any grant under subsection (a), the Secretary shall coordinate with other Federal departments and agencies to ensure the grant will not duplicate work already being carried out with Federal funding.

''(2) ACCOUNTING, REPORTING, AND REVIEW PROCEDURES.—The Secretary shall establish accounting, reporting, and review procedures to ensure that—

''(A) amounts made available under a grant provided under subsection (a)—

''(i) are used for the purpose for which such amounts were made available; and

''(ii) are properly accounted for; and

''(B) amounts not used for such purpose and amounts not expended are recovered.

''(3) RECORDKEEPING.—The recipient of a grant under subsection (a) shall keep all records related to expenditures and obligations of amounts provided under the grant and make such records available upon request to the Secretary for audit and examination.

''(4) REVIEW.—The Secretary shall annually review the programs, projects, and activities carried out using amounts made available under grants provided under subsection (a) to ensure that obligations and expenditures of such amounts are consistent with the purposes for which such amounts are made available.

''(e) ANNUAL REPORT.—Not later than March 1 of each year, the Secretary shall submit to the appropriate congressional committees a report detailing the results of Operation Safe Commerce.

''(f) DEFINITION.—In this section, the term 'Operation Safe Commerce' means the research, development, test, and evaluation grant program that brings together private sector shareholders, port officials, and Federal, State, and local representatives to analyze existing security procedures for cargo and develop new security protocols that have the potential to increase the security of cargo shipments by monitoring the movement and integrity of cargo through the international supply chain.

''(g) AUTHORIZATION OF APPROPRIATIONS.—

''(1) IN GENERAL.—Subject to paragraph (2), there are authorized to be appropriated $25,000,000 for each of fiscal years 2007 through 2012 to carry out this section.

''(2) EFFECTIVE DATE.—Paragraph (1) shall be effective beginning on the date on which the Secretary submits to the appropriate congressional committees a report on the implementation and results of grants provided under Operation Safe Commerce before the date of the enactment of the Security and Accountability For Every Port Act.

"SEC. 1833. DEFINITIONS.

''In this title, the following definitions apply:

''(1) AUTOMATED TARGETING SYSTEM.—The term 'Automated Targeting System' means the rules-based system incorporating intelligence material and import transaction history, established by U.S. Customs and Border Protection to target high risk shipments of cargo.

''(2) EXAMINATION.—The term 'examination' means a physical inspection or the imaging and radiation screening of a conveyance using non-intrusive inspection (NII) technology, for the presence of contraband.

''(3) INSPECTION.—The term 'inspection' means the comprehensive process used by

U.S. Customs and Border Protection for assessing goods entering the United States to appraise them for duty purposes, to detect the presence of restricted or prohibited items, and to ensure compliance with all applicable laws. This process may include screening, conducting an examination, or conducting a search.

''(4) INTERNATIONAL SUPPLY CHAIN.—The term 'international supply chain' means the end-to-end process for shipping goods from a point of origin overseas to and from the United States.

''(5) NUCLEAR AND RADIOLOGICAL DETECTION SYSTEM.—The term 'nuclear and radiological detection system' means any technology that is capable of detecting or identifying nuclear and radiological material or explosive devices.

''(6) SCREENING.—The term 'screening' means a visual or automated review of information about goods, including manifest or entry documentation accompanying a shipment being imported into the United States, to determine or assess the threat of such cargo.

''(7) SEARCH.—The term 'search' means an intrusive examination in which a container is opened and its contents are devanned and visually inspected for the presence of misdeclared, restricted, or prohibited items.''.

(b) CLERICAL AMENDMENT.—The table of contents in section 1(b) of the Homeland Security Act of 2002 (116 Stat. 2135) is amended by adding at the end the following:

''TITLE XVIII—SECURITY OF THE INTERNATIONAL SUPPLY CHAIN

''Subtitle A—General Provisions

''Sec. 1801. Strategic plan to enhance the security of the international supply chain.
''Sec. 1802. Transmission of additional data elements for improved high risk targeting.
''Sec. 1803. Plan to improve the Automated Targeting System.
''Sec. 1804. Container standards and verification procedures.
''Sec. 1805. Container Security Initiative (CSI).
''Sec. 1806. Information sharing relating to supply chain security cooperation.

''Subtitle B—Customs-Trade Partnership Against Terrorism (C–TPAT)

''Sec. 1811. Establishment.
''Sec. 1812. Eligible entities.
''Sec. 1813. Minimum requirements.
''Sec. 1814. Tier one participants.
''Sec. 1815. Tier two participants.
''Sec. 1816. Tier three participants.
''Sec. 1817. Consequences for lack of compliance.
''Sec. 1818. Validations by third party entities.
''Sec. 1819. Revalidation.
''Sec. 1820. Non-containerized cargo.
''Sec. 1821. Authorization of appropriations.

''Subtitle C—Miscellaneous Provisions

''Sec. 1831. Research, development, test, and evaluation efforts in furtherance of maritime and cargo security.
''Sec. 1832. Grants under Operation Safe Commerce.
''Sec. 1833. Definitions.''.

(c) EFFECTIVE DATES.—The Secretary of Homeland Security shall—

(1) submit to the appropriate congressional committees the report required by section 1801(e)(1) of the Homeland Security Act of 2002, as added by subsection (a), not later than 180 days after the date of enactment of this Act;

(2) promulgate regulations under section 1802(b) of the Homeland Security Act of 2002, as added by subsection (a), not later than one year after the date of the enactment of this Act;

(3) develop and implement the plan to improve the Automated Targeting System under section 1803(a) of the Homeland Security Act of 2002, as added by subsection (a), not later than 180 days after the date of the enactment of this Act;

(4) develop the standards and verification procedures described in section 1804(a)(1) of the Homeland Security Act of 2002, as added by subsection (a), not later than 180 days after the date of the enactment of this Act;

(5) begin exercising authority to issue a ''do not load'' order to each port designated under CSI pursuant to section 1805(e) of the Homeland Security Act of 2002, as added by subsection (a), not later than 180 days after the date of the enactment of this Act;

(6) develop the secure electronic data interchange system under section 1806(b) of the Homeland Security Act of 2002, as added by subsection (a), not later than one year after the date of the enactment of this Act;

(7) update guidelines for certifying a C–TPAT participant's security measures and supply chain security practices under section 1814(b) of the Homeland Security Act of 2002, as added by subsection (a), not later than 180 days after the date of the enactment of this Act;

(8) develop a schedule and update guidelines for validating a C–TPAT participant's security measures and supply chain security practices under section 1815 of the Homeland Security Act of 2002, as added by subsection (a), not later than 180 days after the date of enactment of this Act;

(9) provide appropriate benefits described in subsection (d) of section 1816 of the Homeland Security Act of 2002, as added by subsection (a), to C–TPAT participants under section 1816 of such Act beginning not later than two years after the date of the enactment of this Act; and

(10) carry out the pilot program described in section 1818(f) of the Homeland Security Act of 2002, as added by subsection (a), beginning not later than one year after the date of the enactment of this Act for a duration of not less than a one-year period.

SEC. 202. NEXT GENERATION SUPPLY CHAIN SECURITY TECHNOLOGIES.

(a) EVALUATION OF EMERGING TECHNOLOGIES.—While maintaining the current layered, risk-based approach to screening, scanning, and inspecting cargo at foreign ports bound for the United States in accordance with existing statutory provisions, the Secretary of Homeland Security shall evaluate the development of nuclear and radiological detection systems and other inspection technologies for use at foreign seaports to increase the volume of containers scanned prior to loading on vessels bound for the United States. In carrying out this section, the Secretary's evaluation shall include an analysis of battery powered portable neutron and gamma-ray detection devices that can be inexpensively mass produced.

(b) EMERGING TECHNOLOGY.—Not later than one year after the date of the enactment of this Act, the Secretary shall, having evaluated emerging technologies under subsection (a), determine if more capable, commercially available technology exists, and whether such technology—

(1) has a sufficiently low false alarm rate for use in the supply chain;

(2) is capable of being deployed and operated at ports overseas;

(3) is capable of integrating, where necessary, with existing systems;

(4) does not significantly impact trade capacity and flow of cargo at foreign or United States ports; and

(5) provides an automated notification of questionable or high-risk cargo as a trigger for further inspection by appropriately trained personnel.

(c) CONTINGENT IMPLEMENTATION.—If the Secretary determines the available technology meets the criteria outlined in subsection (b), the Secretary, in cooperation with the Secretary of State, shall within 180 days of such determination, seek to secure the cooperation of foreign governments to initiate and maximize the use of such technology at foreign ports to scan all cargo possible.

(d) INTERNATIONAL COOPERATION.—If the Secretary determines that a proposed technology meets the requirements of subsection (b), but cannot be implemented as a result of a foreign government's refusal to cooperate in the phased deployment, the Secretary may refuse to accept containerized cargo from that port.

(e) REPORT.—The Secretary shall submit to the appropriate congressional committees on an annual basis a report on the evaluation performed under subsections (a) and (b), the status of any implementation initiated in accordance with subsection (c), and a detailed assessment of the level of cooperation of foreign governments, as well as any actions taken by the Secretary under subsection (d).

(f) DEFINITION.—In this section, the term ''nuclear and radiological detection system'' means any technology that is capable of detecting or identifying nuclear and radiological material or explosive devices.

SEC. 203. INTERNATIONAL TRADE DATA SYSTEM.

(a) ESTABLISHMENT.—The President shall establish and implement the International Trade Data System, a single, uniform data system for the electronic collection, dissemination, and sharing of import and export information, to increase the efficiency of data submission and the security of such data related to border security, trade, and public health and safety of international cargoes.

(b) PRIVATE SECTOR CONSULTATION.—The President shall consult with private sector stakeholders in developing uniform data submission requirements, procedures, and schedules under the system established pursuant to subsection (a).

(c) REPORT.—Not later than 120 days after the date of the enactment of this Act, the President shall transmit to the appropriate congressional committees a report on the schedule for full implementation of the system established pursuant to subsection (a).

(d) RULE OF CONSTRUCTION.—Nothing in this section shall be construed to prevent any Federal department or agency from collecting import and export information under any other provision of law.

SEC. 204. FOREIGN PORT ASSESSMENTS.

Section 70108 of title 46, United States Code, is amended by adding at the end the following:

''(d) PERIODIC REASSESSMENT.—The Secretary, acting through the Commandant of the Coast Guard, shall reassess the effectiveness of antiterrorism measures maintained at ports as described under subsection (a) and of procedures described in subsection (b) not less than every 3 years.''.

SEC. 205. PILOT PROGRAM TO IMPROVE THE SECURITY OF EMPTY CONTAINERS.

(a) IN GENERAL.—The Secretary of Homeland Security shall conduct a one-year pilot program to evaluate and improve the security of empty containers at United States seaports to ensure the safe and secure delivery of cargo and to prevent potential acts of terrorism involving such containers. The pilot program shall include the use of visual searches of empty containers at United States seaports.

(b) REPORT.—Not later than 90 days after the completion of the pilot program under

paragraph (1), the Secretary shall prepare and submit to the appropriate congressional committees a report that contains—

(1) the results of pilot program; and

(2) the determination of the Secretary whether or not to expand the pilot program.

SEC. 206. STUDY AND REPORT ON ADVANCED IMAGERY PILOT PROGRAMS.

(a) STUDY.—

(1) IN GENERAL.—The Secretary of Homeland Security, in consultation with the Commissioner of U.S. Customs and Border Protection, shall conduct a study of the merits of current container inspection pilot programs which include nuclear or radiological detection, non-intrusive imagery, and density scanning capabilities.

(2) REQUIREMENTS.—The study required under paragraph (1) shall include, at a minimum—

(A) an evaluation of the cost, personnel, and infrastructure required to operate the pilot programs, as well as the cost, personnel, and infrastructure required to move the pilot programs into full-scale deployment to screen all cargo imported from foreign ports;

(B) an evaluation of the cost, personnel, and infrastructure required by U.S. Customs and Border Protection to validate the data generated from the pilot programs;

(C) a summary of best practices and technological advances of the pilot programs that could be integrated into the Container Security Initiative and other container security programs; and

(D) an assessment of the impact of technology or processes utilized in the pilot programs on improving cargo operations and security.

(b) REPORT.—Not later than 60 days after the date of the enactment of this Act, the Secretary shall submit to the appropriate congressional committees a report that contains—

(1) the results of the study required under subsection (a); and

(2) recommendations to improve container security programs within the Department of Homeland Security.

SEC. 207. REPORT ON NATIONAL TARGETING CENTER.

(a) STUDY.—The Secretary of Homeland Security shall conduct a study to assess the activities of U.S. Customs and Border Protection's National Targeting Center (NTC).

(b) REPORT.—Not later than 180 days after the date of the enactment of this Act, the Secretary shall submit to the appropriate congressional committees a report that contains—

(1) the results of the study conducted under subsection (a); and

(2) recommendations to improve and strengthen the activities of NTC.

SEC. 208. INTEGRATED CONTAINER INSPECTION SYSTEM PILOT PROJECT.

Not later than 180 days after the date of the enactment of this Act, the Secretary of Homeland Security shall conduct a pilot project at an overseas port similar to the Integrated Container Inspection System being tested at the port in Hong Kong.

TITLE III—DIRECTORATE FOR POLICY, PLANNING, AND INTERNATIONAL AFFAIRS

SEC. 301. ESTABLISHMENT OF DIRECTORATE.

(a) ESTABLISHMENT.—The Homeland Security Act of 2002 (6 U.S.C. 101 et seq.) is amended—

(1) by redesignating title VI as title XIX, and moving such title so as to appear after title XVIII, as added by section 201;

(2) by striking the heading for such title and inserting the following:

"TITLE XIX—MISCELLANEOUS PROVISIONS".

(3) by redesignating section 601 as section 1901; and

(4) by inserting after title V the following new title:

"TITLE VI—POLICY, PLANNING, AND INTERNATIONAL AFFAIRS

"SEC. 601. DIRECTORATE FOR POLICY, PLANNING, AND INTERNATIONAL AFFAIRS.

"(a) ESTABLISHMENT.—There shall be in the Department a Directorate for Policy, Planning, and International Affairs.

"(b) UNDER SECRETARY FOR POLICY.—

"(1) IN GENERAL.—The head of the Directorate shall be the Under Secretary for Policy, who shall be appointed by the President.

"(2) QUALIFICATIONS.—No individual shall be appointed Under Secretary for Policy under paragraph (1) unless the individual has, by education and experience, demonstrated knowledge, ability, and skill in the fields of policy and strategic planning.

"(c) RESPONSIBILITIES OF UNDER SECRETARY.—

"(1) POLICY RESPONSIBILITIES.—Subject to the direction and control of the Secretary, the policy responsibilities of the Under Secretary for Policy shall be as follows:

"(A) To serve as the principal policy advisor to the Secretary.

"(B) To provide overall direction and supervision of policy development for the programs, offices, and activities of the Department.

"(C) To establish and implement a formal policymaking process for the Department.

"(D) To analyze, evaluate, and review the completed, ongoing, and proposed programs of the Department to ensure they are compatible with the statutory and regulatory responsibilities of the Department and with the Secretary's priorities, strategic plans, and policies.

"(E) To ensure that the budget of the Department (including the development of future year budgets and interaction with the Office of Management and Budget and with Congress) is compatible with the statutory and regulatory responsibilities of the Department and with the Secretary's priorities, strategic plans, and policies.

"(F) To represent the Department in any development of policy that requires the Department to consult with another Federal agency, the Office of the President, a foreign government, or any other governmental or private sector entity.

"(G) To supervise and oversee policy development undertaken by the component agencies and offices of the Department.

"(H) To provide for the coordination and maintenance of the trade and customs revenue functions of the Department.

"(2) STRATEGIC PLANNING RESPONSIBILITIES.—Subject to the direction and control of the Secretary, the strategic planning responsibilities of the Under Secretary for Policy shall be as follows:

"(A) To conduct long-range, strategic planning for the Department.

"(B) To prepare national and Department strategies, as appropriate.

"(C) To conduct net assessments of issues facing the Department.

"(3) INTERNATIONAL RESPONSIBILITIES.—Subject to the direction and control of the Secretary, the international responsibilities of the Under Secretary for Policy shall be as follows:

"(A) To promote the exchange of information and the sharing of best practices and technology relating to homeland security with nations friendly to the United States, including—

"(i) the exchange of information on research and development on homeland security technologies;

"(ii) joint training exercises of first responders in coordination with the Assistant Secretary for Grants and Training; and

"(iii) exchanging expertise and information on terrorism prevention, response, and crisis management.

"(B) To identify any homeland security-related area in which the United States and other nations and appropriate international organizations could collaborate to improve capabilities and to encourage the exchange of information or sharing of best practices and technology relating to that area.

"(C) To plan and participate in international conferences, exchange programs (including the exchange of scientists, engineers, and other experts), and other training activities with friendly nations.

"(D) To manage international activities within the Department in coordination with other Federal officials with responsibility for counterterrorism matters.

"(E) To oversee the activities of Department personnel operating in other countries or traveling to other countries.

"(F) To represent the Department in international negotiations, working groups, and standards-setting bodies.

"(4) PRIVATE SECTOR.—

"(A) To create and foster strategic communications with the private sector to enhance the primary mission of the Department to protect the United States.

"(B) To advise the Secretary on the impact on the private sector of the policies, regulations, processes, and actions of the Department.

"(C) To create and manage private sector advisory councils composed of representatives of industries and associations designated by the Secretary—

"(i) to advise the Secretary on private sector products, applications, and solutions as they relate to homeland security challenges; and

"(ii) to advise the Secretary on homeland security policies, regulations, processes, and actions that affect the participating industries and associations.

"(D) To promote existing public-private partnerships and develop new public-private partnerships to provide for collaboration and mutual support to address homeland security challenges.

"(E) To identify private sector resources and capabilities that could be effective in supplementing functions of the Department and State and local governments to prevent or respond to acts of terrorism.

"(F) To coordinate among the Department's operating entities and with the Assistant Secretary for Trade Development of the Department of Commerce on issues related to the travel and tourism industries.

"(5) TRADE AND CUSTOMS REVENUE FUNCTIONS.—The Under Secretary for Policy shall—

"(A) ensure that the trade and customs revenue functions of the Department are coordinated within the Department and with other Federal departments and agencies, and that the impact on legitimate trade is taken into account in any action impacting these functions; and

"(B) monitor and report to Congress on the Department's mandate to ensure that the trade and customs revenue functions of the Department are not diminished, including how spending, operations, and personnel related to these functions have kept pace with the level of trade entering the United States.

"SEC. 602. OFFICE OF INTERNATIONAL AFFAIRS.

"(a) ESTABLISHMENT.—There is established within the Directorate of Policy, Planning, and International Affairs an Office of International Affairs. The Office shall be headed by an Assistant Secretary, who shall be appointed by the Secretary.

"(b) DUTIES OF THE ASSISTANT SECRETARY.—The Assistant Secretary shall have the following duties:

''(1) To promote information and education exchange with nations friendly to the United States in order to promote sharing of best practices and technologies relating to homeland security. Such exchange shall include the following:

''(A) Exchange of information on research and development on homeland security technologies.

''(B) Joint training exercises of first responders.

''(C) Exchange of expertise on terrorism prevention, response, and crisis management.

''(2) To identify areas for homeland security information and training exchange where the United States has a demonstrated weakness and another friendly nation or nations have a demonstrated expertise.

''(3) To plan and undertake international conferences, exchange programs, and training activities.

''(4) To manage international activities within the Department in coordination with other Federal officials with responsibility for counter-terrorism matters.

''SEC. 603. OTHER OFFICES AND OFFICIALS.

''(a) IN GENERAL.—The Under Secretary for Policy shall establish the following offices in the Directorate for Policy, Planning, and International Affairs:

''(1) The Office of Policy, which shall be administered by an Assistant Secretary for Policy.

''(2) The Office of Strategic Plans, which shall be administered by an Assistant Secretary for Strategic Plans and which shall include—

''(A) a Secure Border Initiative Program Office; and

''(B) a Screening Coordination and Operations Office.

''(3) The Office of the Private Sector, which shall be administered by an Assistant Secretary for the Private Sector.

''(4) The Victim Assistance Officer.

''(5) The Tribal Security Officer.

''(6) Such other offices as considered necessary by the Under Secretary for Policy.

''(b) DIRECTOR OF CARGO SECURITY POLICY.—

''(1) IN GENERAL.—There shall be in the Directorate for Policy, Planning, and International Affairs a Director of Cargo Security Policy (hereinafter in this subsection referred to as the 'Director'), who shall be subject to the direction and control of the Under Secretary for Policy.

''(2) RESPONSIBILITIES.—The Director shall—

''(A) advise the Assistant Secretary for Policy regarding all aspects of Department programs relating to cargo security;

''(B) develop Department-wide policies regarding cargo security; and

''(C) coordinate the cargo security policies and programs of the Department with other Federal departments and agencies, including by working with officials of the Department of Energy and the Department of State, as appropriate, in negotiating international agreements relating to cargo security.

''(c) DIRECTOR OF TRADE POLICY.—

''(1) IN GENERAL.—There shall be in the Directorate for Policy, Planning, and International Affairs a Director of Trade Policy (hereinafter in this subsection referred to as the 'Director'), who shall be subject to the direction and control of the Under Secretary for Policy.

''(2) RESPONSIBILITIES.—The Director shall—

''(A) advise the Assistant Secretary for Policy regarding all aspects of Department programs relating to the trade and customs revenue functions of the Department;

''(B) develop Department-wide policies regarding trade and customs revenue functions and trade facilitation; and

''(C) coordinate the trade and customs revenue-related programs of the Department with other Federal departments and agencies.

''SEC. 604. CONSULTATION ON TRADE AND CUSTOMS REVENUE FUNCTIONS.

''(a) IN GENERAL.—The Secretary and the Under Secretary for Policy shall consult with representatives of the business community involved in international trade, including seeking the advice and recommendations of the Commercial Operations Advisory Committee (COAC), on Department policies and actions that have a significant impact on international trade and customs revenue functions.

''(b) COAC CONSULTATION AND NOTIFICATION.—

''(1) IN GENERAL.—Subject to paragraph (2), the Secretary shall seek the advice and recommendations of COAC on any proposed Department policies, initiatives, actions, or organizational reforms that will have a major impact on trade and customs revenue functions not later than 45 days prior to the finalization of the policies, initiatives, actions, or organizational reforms.

''(2) EXCEPTION.—If the Secretary determines that it is important to the national security interest of the United States to finalize any proposed Department policies, initiatives, actions, or organizational reforms prior to the provision of advice and recommendations described in paragraph (1), the Secretary shall—

''(A) seek the advice and recommendations of COAC on the policies, initiatives, actions, or organizational reforms not later than 30 days after the date on which the policies, initiatives, actions, or organizational reforms are finalized; and

''(B) to the extent appropriate, modify the policies, initiatives, actions, or organizational reforms based upon the advice and recommendations of COAC.

''(c) CONGRESSIONAL CONSULTATION AND NOTIFICATION.—

''(1) IN GENERAL.—Subject to paragraph (2), the Secretary shall consult with and provide any recommendations of COAC received under subsection (b) to the appropriate congressional committees not later than 30 days prior to the finalization of any Department policies, initiatives, actions or organizational reforms that will have a major impact on trade and customs revenue functions.

''(2) EXCEPTION.—If the Secretary determines that it is important to the national security interest of the United States to finalize any Department policies, initiatives, actions, or organizational reforms prior to the consultation described in paragraph (1), the Secretary shall—

''(A) consult with and provide any recommendations of COAC received under subsection (b) to the appropriate congressional committees not later than 45 days after the date on which the policies, initiative, actions, or organizational reforms are finalized; and

''(B) to the extent appropriate, modify the policies, initiatives, actions, or organizational reforms based upon the consultations with the appropriate congressional committees.''.

(b) CONFORMING AMENDMENTS.—Section 879 of the Homeland Security Act of 2002 (6 U.S.C. 459) is repealed.

(c) CLERICAL AMENDMENTS.—The table of contents in section 1(b) of such Act is amended—

(1) by striking the item relating to section 879;

(2) by striking the items relating to title VI and inserting the following:

''TITLE VI—POLICY, PLANNING, AND INTERNATIONAL AFFAIRS

''Sec. 601. Directorate for Policy, Planning, and International Affairs.

''Sec. 602. Office of International Affairs.

''Sec. 603. Other offices and officials.'';

and

(3) by inserting after the items relating to title XVIII the following:

''TITLE XIX—MISCELLANEOUS PROVISIONS

''Sec. 1901. Treatment of charitable trusts for members of the armed forces of the United States and other governmental organizations.''.

SEC. 302. STUDY AND REPORT ON CUSTOMS REVENUE FUNCTIONS.

(a) STUDY.—

(1) IN GENERAL.—The Comptroller General shall conduct a study evaluating the extent to which the Department of Homeland Security is meeting its obligations under section 412(b) of the Homeland Security Act of 2002 (6 U.S.C. 212(b)) with respect to the maintenance of customs revenue functions.

(2) ANALYSIS.—The study shall include an analysis of—

(A) the extent to which the customs revenue functions carried out by the former U.S. Customs Service have been consolidated with other functions of the Department (including the assignment of non-customs revenue functions to personnel responsible for customs revenue collection), discontinued, or diminished following the transfer of the U.S. Customs Service to the Department;

(B) the extent to which staffing levels or resources attributable to customs revenue functions have decreased since the transfer of the U.S. Customs Service to the Department; and

(C) the extent to which the management structure created by the Department ensures effective trade facilitation and customs revenue collection.

(b) REPORT.—Not later than 180 days after the date of the enactment of this Act, the Comptroller General shall submit to the appropriate congressional committees a report on the results of study conducted under subsection (a).

(c) DEFINITION.—In this section, the term ''customs revenue functions'' means the functions described in section 412(b)(2) of the Homeland Security Act of 2002 (6 U.S.C. 212(b)(2)).

TITLE IV—OFFICE OF DOMESTIC NUCLEAR DETECTION

SEC. 401. ESTABLISHMENT OF OFFICE.

(a) ESTABLISHMENT.—The Homeland Security Act of 2002 (6 U.S.C. 101 et seq.) is amended by adding at the end the following new title:

''TITLE XX—OFFICE OF DOMESTIC NUCLEAR DETECTION

''SEC. 2001. DOMESTIC NUCLEAR DETECTION OFFICE.

''(a) IN GENERAL.—There shall be in the Department of Homeland Security a Domestic Nuclear Detection Office.

''(b) PURPOSE.—The purpose of the Office shall be to protect against the unauthorized importation, possession, storage, transportation, development, or use of a nuclear explosive device, fissile material, or radiological material against the United States.

''(c) DIRECTOR.—The Office shall be headed by a Director of Domestic Nuclear Detection, who shall be appointed by the President from among individuals nominated by the Secretary.

''(d) LIMITATION.—This title shall not be construed to affect the performance, by directorates and agencies of the Department other than the Office, of functions that are

not related to detection and prevention of nuclear and radiological terrorism.

"SEC. 2002. FUNCTIONS OF DIRECTOR OF THE DOMESTIC NUCLEAR DETECTION OFFICE, GENERALLY.

"(a) IN GENERAL.—The Secretary shall vest in the Director the primary responsibility in the Department for—

"(1) administering all nuclear and radiological detection and prevention functions and assets of the Department, including those functions vested in the Department before the enactment of the Security and Accountability For Every Port Act; and

"(2) for coordinating such administration with nuclear and radiological detection and prevention activities of other Federal departments and agencies.

"(b) TRANSFER OF FUNCTIONS.—The Secretary shall transfer to the Director the authority to administer, or supervise the administration of, all functions, personnel, assets, and liabilities of all Department programs and projects relating to nuclear and radiological detection research, development, testing, and evaluation, and nuclear and radiological detection system acquisition and deployment, including with respect to functions and assets transferred by section 303(1)(B), (C), and (E) and functions, assets, and personnel transferred pursuant to section 2010(c).

"SEC. 2003. GLOBAL NUCLEAR DETECTION ARCHITECTURE.

"(a) IN GENERAL.—The Director shall coordinate the Federal Government's implementation of a global nuclear detection architecture.

"(b) FUNCTIONS OF DIRECTOR.—The Director shall, under subsection (a)—

"(1) design a strategy that will guide deployment of the global nuclear detection architecture;

"(2) implement Department components of the strategy in the United States; and

"(3) coordinate Department and Federal interagency efforts to deploy the elements of the global nuclear detection architecture outside the United States.

"(c) RELATIONSHIP TO OTHER DEPARTMENTS AND AGENCIES.—The authority of the Director under this section shall not affect an authority or responsibility of any other department or agency of the Federal Government with respect to the deployment of nuclear and radiological detection systems under any program administered by that department or agency.

"SEC. 2004. RESEARCH AND DEVELOPMENT.

"(a) IN GENERAL.—The Director shall carry out a research and development program to achieve transformational and evolutionary improvements in detection capabilities for shielded and unshielded nuclear explosive devices and radiological dispersion devices.

"(b) HIGH-RISK PROJECTS.—The program shall include funding for transformational research and development projects that may have a high risk of failure but have the potential to provide significant benefits.

"(c) LONG-TERM PROJECTS.—In order to reflect a long-term commitment to the development of more effective detection technologies, the program shall include the provision of funding for projects having a duration of more than 3 years, as appropriate.

"(d) COORDINATION WITH OTHER FEDERAL PROGRAMS.—The Director shall coordinate implementation of the program with other Federal agencies performing similar research and development in order to accelerate the development of effective technologies, promote technology sharing, and to avoid duplication, including through the use of the interagency coordination council established under section 2013.

"SEC. 2005. SYSTEM ASSESSMENTS.

"(a) IN GENERAL.—The Director shall carry out a program to test and evaluate technology for detecting nuclear explosive devices and fissile or radiological material.

"(b) PERFORMANCE METRICS.—The Director shall establish performance metrics for evaluating the effectiveness of individual detectors and detection systems in detecting nuclear explosive devices or fissile or radiological material—

"(1) under realistic operational and environmental conditions; and

"(2) against realistic adversary tactics and countermeasures.

"(c) PROVISION OF TESTING SERVICES.—

"(1) IN GENERAL.—The Director may, under the program, make available testing services to developers of detection technologies. The results of the tests performed with services made available under this subsection shall be confidential and may not be disclosed to individuals or entities outside of the Federal Government without the consent of the developer for whom the tests are performed.

"(2) FEES.—The Director may charge fees, as appropriate, for performance of services under this subsection.

"(d) SYSTEM ASSESSMENTS.—

"(1) IN GENERAL.—The Director shall periodically perform system-wide assessments of the global nuclear detection architecture to identify vulnerabilities and to gauge overall system performance against nuclear and radiological threats.

"(2) INCLUDED ACTIVITIES.—The assessments shall include—

"(A) red teaming activities to identify vulnerabilities and possible modes of attack and concealment methods; and

"(B) net assessments to determine architecture performance against adversary tactics and concealment methods.

"(3) USE.—The Director shall use the assessments to guide deployment of the global nuclear detection architecture and the research and development activities of the Office.

"SEC. 2006. TECHNOLOGY ACQUISITION, DEPLOYMENT, SUPPORT, AND TRAINING.

"(a) ACQUISITION STRATEGY.—

"(1) IN GENERAL.—The Director shall develop and, subject to the availability of appropriations, execute a strategy for the acquisition and deployment of detection systems in order to implement the Department components of the global nuclear detection architecture developed under section 2003.

"(2) USE OF AVAILABLE CONTRACTING PROCEDURES.—The Director shall make use of all contracting procedures available to the Secretary to implement the acquisition strategy.

"(3) DETERMINATION OF QUALIFIED ANTI-TERRORISM TECHNOLOGY.—The Director shall make recommendations based on the criteria included in section 862(b) as to whether the detection systems acquired pursuant to this subsection shall be designated by the Secretary as anti-terrorism technologies that qualify for protection under the system of risk management set forth in subtitle G of title VIII. The Undersecretary for Science and Technology shall consider the Director's recommendations and expedite the process of determining whether such detection systems shall be designated as anti-terrorism technologies that qualify for such protection.

"(b) DEPLOYMENT.—The Director shall deploy detection systems for use by Department operational units and other end-users in implementing the global nuclear detection architecture.

"(c) OPERATIONAL SUPPORT AND PROTOCOLS.—

"(1) OPERATIONAL SUPPORT.—The Director shall provide operational support for all systems acquired to implement the acquisition strategy developed under subsection (a).

"(2) OPERATIONAL PROTOCOLS.—The Director shall develop operational protocols for detection technology acquired and deployed to implement the acquisition strategy, including procedures for alarm resolution and notification of appropriate response agencies in the event that illicit nuclear, radioactive, or fissile materials are detected by such a product or service.

"(3) TECHNICAL REACHBACK.—The Director will ensure that the expertise necessary to accurately interpret detection data is made available in a timely manner for all technology deployed to implement the global nuclear detection architecture.

"(d) TRAINING.—The Director shall develop and distribute training materials and provide training to all end-users of technology acquired by the Director under the acquisition strategy.

"(e) SOLICITATION OF END-USER INPUT.—In developing requirements for the research and development program of section 2004 and requirements for the acquisition of detection systems to implement the strategy in subsection (a), the Director shall solicit input from end-users of such systems.

"(f) STATE AND LOCAL SUPPORT.—Upon request, the Director shall provide guidance regarding radiation detection technology acquisitions to be made by State, territorial, tribal and local governments and emergency response providers.

"SEC. 2007. SITUATIONAL AWARENESS.

"(a) DETECTION INFORMATION.—The Director—

"(1) shall continuously monitor detection information received from foreign and domestic detection systems to maintain for the Department a situational awareness of all nuclear threats;

"(2) shall gather and archive—

"(A) detection data measurements taken of benign activities in the normal flows of commerce; and

"(B) alarm data, including false alarms and nuisance alarms.

"(b) INFORMATION SHARING.—The Director shall coordinate with other governmental agencies to ensure that the detection of unauthorized nuclear explosive devices, fissile material, or radiological material is promptly reported to all appropriate Federal response agencies including the Attorney General, the Director of the Federal Bureau of Investigation, the Secretary of Defense, and the Secretary of Energy.

"(c) INCIDENT RESOLUTION.—The Director shall assess nuclear threats communicated by Federal, State, tribal, or local officials and provide adequate technical reachback capability for swift and effective incident resolution.

"(d) SECURITY.—The Director shall—

"(1) develop and implement security standards and protocols for the control and protection of all classified or sensitive information in possession of the Office; and

"(2) ensure that relevant personnel of the Office have the required security clearances to properly handle such information.

"SEC. 2008. FORENSIC ANALYSIS.

"The Director shall perform all research, development, and acquisition activities of the Department pertaining to forensic analysis and attribution of nuclear and radiological attacks.

"SEC. 2009. THREAT INFORMATION.

"(a) THREAT ASSESSMENTS.—The Director shall utilize classified and unclassified nuclear and radiological threat assessments in designing the global nuclear detection architecture under section 2003, prioritizing detection system deployments, and testing and optimizing system performance of that architecture, including assessments of—

"(1) smuggling routes;

"(2) locations of relevant nuclear and radiological material throughout the world;

"(3) relevant terrorist tradecraft and concealment methods;

''(4) relevant nuclear and radiological threat objects in terms of possible detection signatures.

''(b) ACCESS TO INFORMATION.—The Secretary shall provide the Director access to all information relating to nuclear and radiological threats, including reports, assessments, analyses, and unevaluated intelligence, that is necessary to successfully design, deploy, and support the operation of an effective global detection architecture under section 1903.

''(c) ANALYTICAL SUPPORT.—The Director shall request that the Secretary provide to the Director, pursuant to section 201(d)(18), the requisite intelligence and information analysis support necessary to effectively discharge the Director's responsibilities.

''(d) ANALYTICAL EXPERTISE.—For the purposes of performing any of the assessments required under subsection (a), the Director, subject to the availability of appropriations, may hire professional personnel who are analysts with experience in performing nuclear and radiological threat assessments.

''(e) COLLECTION REQUESTS.—The Director shall recommend to the Secretary consultation that should occur pursuant to section 201(d)(10) regarding intelligence collection to design, deploy, and support the operation of the global detection architecture under section 2003.

''SEC. 2010. ADMINISTRATIVE AUTHORITIES.

''(a) HIRING.—In hiring personnel for the Office, the Secretary shall have hiring and management authorities described in section 1101 of the Strom Thurmond National Defense Authorization Act for Fiscal Year 1999 (5 U.S.C. 3104 note; Public Law 105–261). The term of appointments for employees under subsection (c)(1) of that section may not exceed 5 years before granting any extension under subsection (c)(2) of that section.

''(b) DETAIL OF PERSONNEL.—In order to assist the Director in discharging the Director's responsibilities, personnel of other Federal agencies may be detailed to the Office for the performance of analytic functions and related duties.

''(c) TRANSFER OF SCIENCE AND TECHNOLOGY FUNCTIONS, PERSONNEL, AND ASSETS.—

''(1) TRANSFER REQUIRED.—Except as provided in paragraph (2), the Secretary shall transfer to the Director the functions, assets, and personnel of the Department relating to radiological and nuclear countermeasures, including forensics of contaminated evidence and attack attribution.

''(2) EXCEPTIONS.—The Secretary shall not transfer under paragraph (1) functions, assets, and personnel relating to consequence management and recovery.

''(3) ELIMINATION OF DUPLICATION OF EFFORT.—The Secretary shall ensure that to the extent there are complementary functions vested in the Directorate of Science and Technology and the Office with respect to radiological and nuclear countermeasures, the Under Secretary for Science and Technology and the Director coordinate the programs they administer to eliminate duplication and increase integration opportunities, particularly with respect to technology development and test and evaluation.

''SEC. 2011. REPORT REQUIREMENT.

''The Director shall submit to the appropriate congressional committees an annual report on the following:

''(1) The global detection strategy developed under section 2003.

''(2) The status of implementation of such architecture.

''(3) The schedule for future detection system deployments under such architecture.

''(4) The research and development program of the Office.

''(5) A summary of actions taken by the Office during the reporting period to counter nuclear and radiological threats.

''SEC. 2012. ADVISORY COUNCIL ON NUCLEAR DETECTION.

''(a) ESTABLISHMENT.—Pursuant to section 871 of this Act, the Secretary shall establish within the Office an Advisory Council on Nuclear Detection, which shall report to the Director (in this section referred to as the 'Advisory Council').

''(b) FUNCTIONS.—The Advisory Council shall, at the request of the Director—

''(1) advise the Director on recommendations for the global nuclear detection architecture developed under section 2003(a);

''(2) identify research areas for development of next-generation and transformational nuclear and radiological detection technologies; and

''(3) and have such additional responsibilities as the Director may assign in furtherance of the Department's homeland security mission with respect to enhancing domestic and international nuclear and radiological detection capabilities.

''(c) MEMBERSHIP.—The Advisory Council shall consist of 5 members appointed by the Director, who shall—

''(1) be individuals who have an eminent knowledge and technical expertise related to nuclear and radiological detection research and development and radiation detection;

''(2) be selected solely on the basis of their established record of distinguished service; and

''(3) not be employees of the Federal Government, other than employees of National Laboratories.

''(d) CONFLICT OF INTEREST RULES.—The Advisory Council shall establish rules for determining when one of its members has a conflict of interest in a matter being considered by the Advisory Council, and the appropriate course of action to address such conflicts of interest.

''SEC. 2013. INTERAGENCY COORDINATION COUNCIL.

''The President—

''(1) shall establish an interagency coordination council to facilitate interagency cooperation for purposes of implementing this title;

''(2) shall appoint the Secretary to chair the interagency coordination council; and

''(3) may appoint the Attorney General, the Secretary of Energy, the Secretary of State, the Secretary of Defense, and the heads of other appropriate Federal agencies to designate members to serve on such council.

''SEC. 2014. AUTHORIZATION OF APPROPRIATIONS.

''There is authorized to be appropriated to carry out this title—

''(1) $536,000,000 for fiscal year 2007; and

''(2) such sums as may be necessary for each subsequent fiscal year.

''SEC. 2015. DEFINITIONS.

''In this title:

''(1) The term 'Director' means the Director of the Domestic Nuclear Detection Office.

''(2) The term 'fissile materials' means materials capable of sustaining a nuclear chain reaction.

''(3) The term 'global nuclear detection architecture' means a multi-layered system of detectors deployed internationally and domestically to detect and interdict nuclear and radiological materials intended for illicit use.

''(4) The term 'nuclear and radiological detection system' means any technology that is capable of detecting or identifying nuclear and radiological material or explosive devices.

''(5) The term 'Office' means the Domestic Nuclear Detection Office.

''(6) The term 'radiological material' means material that emits nuclear radiation.

''(7) The term 'nuclear explosive device' means an explosive device capable of producing a nuclear yield.

''(8) The term 'technical reachback' means technical expert support provided to operational end users for data interpretation and alarm resolution.

''(9) The term 'transformational' means that, if successful, will produce dramatic technological improvements over existing capabilities in the areas of performance, cost, or ease of use.''.

(b) CONFORMING AMENDMENTS.—

(1) Section 103(d) of the Homeland Security Act of 2002 (6 U.S.C. 113(d)) is amended by adding at the end the following:

''(5) A Director of the Domestic Nuclear Detection Office.''.

(2) Section 302 of such Act (6 U.S.C. 182) is amended—

(A) in paragraph (2) by striking ''radiological, nuclear,''; and

(B) in paragraph (5)(A) by striking ''radiological, nuclear,''.

(3) Section 305 of such Act (6 U.S.C. 185) is amended by inserting ''and the Director of the Domestic Nuclear Detection Office'' after ''Technology''.

(4) Section 308 of such Act (6 U.S.C. 188) is amended in each of subsections (a) and (b)(1) by inserting ''and the Director of the Domestic Nuclear Detection Office'' after ''Technology''.

(c) CLERICAL AMENDMENT.—The table of contents in section 1(b) of the Homeland Security Act of 2002 (116 Stat. 2135) is amended by adding at the end the following:

''TITLE XX—OFFICE OF DOMESTIC NUCLEAR DETECTION

''Sec. 2001. Domestic Nuclear Detection Office.
''Sec. 2002. Functions of Director of the Domestic Nuclear Detection Office, generally.
''Sec. 2003. Global nuclear detection architecture.
''Sec. 2004. Research and development.
''Sec. 2005. System assessments.
''Sec. 2006. Technology acquisition, deployment, support, and training.
''Sec. 2007. Situational awareness.
''Sec. 2008. Forensic analysis.
''Sec. 2009. Threat information.
''Sec. 2010. Administrative authorities.
''Sec. 2011. Report requirement.
''Sec. 2012. Advisory Council on Nuclear Detection.
''Sec. 2013. Interagency coordination council.
''Sec. 2014. Authorization of appropriations.
''Sec. 2015. Definitions.''.

SEC. 402. NUCLEAR AND RADIOLOGICAL DETECTION SYSTEMS.

(a) DEPLOYMENT.—Not later than September 30, 2007, the Secretary of Homeland Security shall deploy nuclear and radiological detection systems at 22 United States seaports. To the extent feasible, the Secretary shall deploy the next-generation radiation portal monitors tested in the pilot program under subsection (d) at such United States seaports.

(b) STRATEGY.—Not later than 90 days after the date of the enactment of this Act, the Secretary, acting through the Director of the Domestic Nuclear Detection Office of the Department, shall submit to the appropriate congressional committees a strategy for the deployment of nuclear and radiological detection systems at all remaining United States seaports.

(c) CONTENTS.—The strategy submitted under subsection (b) shall include—

(1) a risk-based prioritization of United States seaports at which nuclear and radiological detection systems will deployed;

(2) a proposed timeline of when nuclear and radiological detection systems will be deployed at each of the seaports identified under paragraph (1);

(3) the type of systems to be used at each of the seaports identified under paragraph (1);

(4) standard operating procedures for examining containers with such systems;

(5) the Department policy for using nuclear and radiological detection systems;

(6) a classified annex that details plans for covert testing; and

(7) a classified annex that outlines the risk-based prioritization of seaports used under paragraph (1).

(d) SAFETY PLAN.—Not later than 180 days after the date of the enactment of this Act, the Secretary shall submit to the appropriate congressional committees a plan that—

(1) details the health and safety impacts of nuclear and radiological detection systems; and

(2) describes the policy of U.S. Customs and Border Protection for using nuclear and radiological detection systems.

(e) PILOT PROGRAM.—

(1) IN GENERAL.—Not later than January 1, 2007, the Secretary, acting through the Director of the Domestic Nuclear Detection Office of the Department, shall initiate a pilot program to deploy and test the operational performance of next-generation radiation portal monitors at one or more United States seaports with a high-volume of containerized cargo.

(2) REPORT.—Not later than March 31, 2007, the Secretary shall submit to the appropriate congressional committees a report that contains—

(A) a description of the next-generation radiation portal monitors deployed at United States seaports under the pilot program;

(B) a description of the operational characteristics of the pilot program at selected United States seaports; and

(C) an evaluation of the operational performance of the next-generation radiation portal monitors, including nuisance alarm rates, and a description of the standards used in such evaluation.

(f) DEPLOYMENT OF NEXT-GENERATION RADIATION PORTAL MONITORS.—

(1) IN GENERAL.—If the Secretary, acting through the Director of the Domestic Nuclear Detection Office of the Department, determines that the operational performance of the next-generation radiation portal monitors under the pilot program carried out under subsection (e) has met the standards described subsection (e)(2)(C), the Secretary shall deploy next-generation radiation portal monitors, in fixed or other configurations, at all United States seaports with a high-volume of containerized cargo to improve cargo screening capabilities at such seaports not later than September 30, 2007.

(2) CONGRESSIONAL NOTIFICATION.—If any deployment of next-generation radiation portal monitors is deemed by the Secretary to be operationally infeasible or would result in ineffective, inefficient, or otherwise wasteful use of resources, the Secretary shall notify the appropriate congressional committees and recommend alternative actions.

(g) ENHANCING OVERSEAS DETECTION CAPABILITIES.—The Secretary, acting through the Director of the Domestic Nuclear Detection Office of the Department, shall work with appropriate Federal departments and agencies to coordinate the installation of nuclear and radiological detection systems at foreign seaports.

(h) DEFINITIONS.—In this section:

(1) NEXT-GENERATION RADIATION PORTAL MONITORS.—The term ''next-generation radiation portal monitors'' means non-intrusive, containerized cargo examination technologies that possess radionuclide isotope identification capabilities.

(2) NUCLEAR AND RADIOLOGICAL DETECTION SYSTEM.—The term ''nuclear and radiological detection system'' means any technology that is capable of detecting or identifying nuclear and radiological material or explosive devices.

The bill, as amended, was ordered to be engrossed and read a third time, was read a third time by title.

Mr. NADLER moved to recommit the bill to the Committee on Homeland Security with instructions to report the bill back to the House forthwith with the following amendments:

Page 51, strike line 16 and all that follows through line 25 on page 52.

Page 80, strike line 10 and all that follows through line 14.

Redesignate sections 202 through 206 of the bill as sections 203 through 207, respectively.

Page 81, after line 23, insert the following new section:

SEC. 202. REQUIREMENTS RELATING TO ENTRY OF CONTAINERS INTO THE UNITED STATES.

(a) REQUIREMENTS.—Section 70116 of title 46, United States Code, is amended by adding at the end the following new subsection:

''(c) REQUIREMENTS RELATING TO ENTRY OF CONTAINERS.—

''(1) IN GENERAL.—A container may enter the United States, either directly or via a foreign port, only if—

''(A) the container is scanned with equipment that meets the standards established pursuant to paragraph (2)(A) and a copy of the scan is provided to the Secretary; and

''(B) the container is secured with a seal that meets the standards established pursuant to paragraph (2)(B), before the container is loaded on the vessel for shipment to the United States.

''(2) STANDARDS FOR SCANNING EQUIPMENT AND SEALS.—

''(A) SCANNING EQUIPMENT.—The Secretary shall establish standards for scanning equipment required to be used under paragraph (1)(A) to ensure that such equipment uses the best-available technology, including technology to scan a container for radiation and density and, if appropriate, for atomic elements.

''(B) SEALS.—The Secretary shall establish standards for seals required to be used under paragraph (1)(B) to ensure that such seals use the best-available technology, including technology to detect any breach into a container and identify the time of such breach.

''(C) REVIEW AND REVISION.—The Secretary shall—

''(i) review and, if necessary, revise the standards established pursuant to subparagraphs (A) and (B) not less than once every two years; and

''(ii) ensure that any such revised standards require the use of technology, as soon as such technology becomes available, to—

''(I) identify the place of a breach into a container;

''(II) notify the Secretary of such breach before the container enters the Exclusive Economic Zone of the United States; and

''(III) track the time and location of the container during transit to the United States, including by truck, rail, or vessel.

''(D) DEFINITION.—In subparagraph (C), the term 'Exclusive Economic Zone of the United States' has the meaning given the term 'Exclusive Economic Zone' in section 2101(10a) of this title.''.

(b) AUTHORIZATION OF APPROPRIATIONS.—There are authorized to be appropriated to carry out section 70116(c) of title 46, United States Code, as added by subsection (a) of this section, such sums as may be necessary for each of the fiscal years 2007 through 2012.

(c) REGULATIONS; APPLICATION.—

(1) REGULATIONS.—

(A) INTERIM FINAL RULE.—The Secretary of Homeland Security shall issue an interim final rule as a temporary regulation to implement section 70116(c) of title 46, United States Code, as added by subsection (a) of this section, not later than 120 days after the date of the enactment of this section, without regard to the provisions of chapter 5 of title 5, United States Code.

(B) FINAL RULE.—The Secretary shall issue a final rule as a permanent regulation to implement section 70116(c) of title 46, United States Code, as added by subsection (a) of this section, not later than one year after the date of the enactment of this section, in accordance with the provisions of chapter 5 of title 5, United States Code. The final rule issued pursuant to that rulemaking may supersede the interim final rule issued pursuant to subparagraph (A).

(2) PHASED-IN APPLICATION.—

(A) IN GENERAL.—The requirements of section 70116(c) of title 46, United States Code, as added by subsection (a) of this section, apply with respect to any container entering the United States, either directly or via a foreign port, beginning on—

(i) the end of the 3-year period beginning on the date of the enactment of this Act, in the case of a container loaded on a vessel destined for the United States in a country in which more than 75,000 twenty-foot equivalent units of containers were loaded on vessels for shipping to the United States in 2005; and

(ii) the end of the 5-year period beginning on the date of the enactment of this Act, in the case of a container loaded on a vessel destined for the United States in any other country.

(B) EXTENSION.—The Secretary may extend by up to one year the period under clause (i) or (ii) of subparagraph (A) for containers loaded in a port, if the Secretary—

(i) finds that the scanning equipment required under section 70116(c) of title 46, United States Code, as added by subsection (a) of this section, is not available for purchase and installation in the port; and

(ii) at least 60 days prior to issuing such extension, transmits such finding to the appropriate congressional committees.

(d) INTERNATIONAL CARGO SECURITY STANDARDS.—The Secretary, in consultation with the Secretary of State, is encouraged to promote and establish international standards for the security of containers moving through the international supply chain with foreign governments and international organizations, including the International Maritime Organization and the World Customs Organization.

(e) INTERNATIONAL TRADE AND OTHER OBLIGATIONS.—In carrying out section 70116(c) of title 46, United States Code, as added by subsection (a) of this section, the Secretary shall consult with appropriate Federal departments and agencies and private sector stakeholders to ensure that actions under such section do not violate international trade obligations or other international obligations of the United States.

After debate,

By unanimous consent, the previous question was ordered on the motion to recommit with instructions.

The question being put, viva voce,

Will the House recommit said bill with instructions?

The SPEAKER pro tempore, Mr. KLINE, announced that the nays had it.

Mr. NADLER demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The vote was taken by electronic device.

It was decided in the negative { Yeas ..... 202 / Nays 222

¶33.6 [Roll No. 126]

YEAS—202

Abercrombie
Ackerman
Allen
Baca
Baird
Baldwin
Barrow
Bean
Becerra
Berkley
Berman
Berry
Bishop (GA)
Bishop (NY)
Blumenauer
Boren
Boswell
Boucher
Boyd
Brady (PA)
Brown (OH)
Brown, Corrine
Butterfield
Capps
Capuano
Cardin
Cardoza
Carnahan
Carson
Case
Chabot
Chandler
Clay
Cleaver
Clyburn
Conyers
Cooper
Costa
Costello
Cramer
Crowley
Cuellar
Cummings
Davis (AL)
Davis (CA)
Davis (FL)
Davis (IL)
Davis (TN)
DeFazio
DeGette
Delahunt
DeLauro
Dicks
Dingell
Doggett
Doyle
Edwards
Emanuel
Engel
Eshoo
Etheridge
Farr
Fattah
Filner
Ford
Gonzalez
Goode
Gordon
Green, Al
Green, Gene
Grijalva
Gutierrez
Harman
Hastings (FL)
Herseth
Higgins
Hinchey
Hinojosa
Holden
Holt
Honda
Hooley
Hoyer
Inslee
Israel
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Johnson, E. B.
Jones (NC)
Jones (OH)
Kanjorski
Kaptur
Kennedy (RI)
Kildee
Kilpatrick (MI)
Kind
Kucinich
Langevin
Lantos
Larsen (WA)
Larson (CT)
Lee
Levin
Lipinski
Lofgren, Zoe
Lowey
Lynch
Maloney
Markey
Marshall
Matheson
Matsui
McCarthy
McCollum (MN)
McDermott
McGovern
McIntyre
McKinney
McNulty
Meehan
Meek (FL)
Meeks (NY)
Melancon
Michaud
Millender-McDonald
Miller (NC)
Mollohan
Moore (KS)
Moore (WI)
Moran (VA)
Murtha
Nadler
Napolitano
Neal (MA)
Oberstar
Obey
Olver
Ortiz
Owens
Pallone
Pascrell
Pastor
Payne
Pelosi
Peterson (MN)
Pomeroy
Price (NC)
Rahall
Ramstad
Rangel
Reyes
Ross
Rothman
Roybal-Allard
Ruppersberger
Rush
Ryan (OH)
Sabo
Salazar
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Schakowsky
Schiff
Schwartz (PA)
Scott (GA)
Scott (VA)
Serrano
Shays
Sherman
Skelton
Smith (WA)
Snyder
Solis
Spratt
Stark
Strickland
Stupak
Tanner
Tauscher
Taylor (MS)
Thompson (CA)
Thompson (MS)
Tierney
Towns
Udall (CO)
Udall (NM)
Van Hollen
Velázquez
Visclosky
Wasserman Schultz
Waters
Watson
Watt
Waxman
Weiner
Wexler
Wilson (NM)
Woolsey
Wu
Wynn

NAYS—222

Aderholt
Akin
Alexander
Bachus
Baker
Barrett (SC)
Bartlett (MD)
Barton (TX)
Bass
Beauprez
Biggert
Bilirakis
Bishop (UT)
Blackburn
Blunt
Boehlert
Boehner
Bonilla
Bonner
Bono
Boozman
Boustany
Bradley (NH)
Brady (TX)
Brown (SC)
Brown-Waite, Ginny
Burgess
Burton (IN)
Buyer
Calvert
Camp (MI)
Campbell (CA)
Cannon
Cantor
Capito
Carter
Castle
Chocola
Coble
Cole (OK)
Conaway
Crenshaw
Cubin
Culberson
Davis (KY)
Davis, Jo Ann
Davis, Tom
Deal (GA)
DeLay
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Doolittle
Drake
Dreier
Duncan
Ehlers
Emerson
English (PA)
Everett
Feeney
Ferguson
Fitzpatrick (PA)
Flake
Foley
Forbes
Fortenberry
Fossella
Foxx
Franks (AZ)
Frelinghuysen
Gallegly
Garrett (NJ)
Gerlach
Gibbons
Gilchrest
Gillmor
Gingrey
Gohmert
Goodlatte
Granger
Graves
Green (WI)
Gutknecht
Hall
Harris
Hart
Hastings (WA)
Hayes
Hayworth
Hefley
Hensarling
Herger
Hobson
Hoekstra
Hostettler
Hulshof
Hunter
Hyde
Inglis (SC)
Issa
Istook
Jenkins
Jindal
Johnson (CT)
Johnson (IL)
Johnson, Sam
Keller
Kelly
Kennedy (MN)
King (IA)
King (NY)
Kingston
Kirk
Kline
Knollenberg
Kolbe
Kuhl (NY)
LaHood
Latham
LaTourette
Leach
Lewis (CA)
Lewis (KY)
Linder
LoBiondo
Lucas
Lungren, Daniel E.
Mack
Manzullo
Marchant
McCaul (TX)
McCotter
McCrery
McHenry
McHugh
McKeon
McMorris
Mica
Miller (FL)
Miller (MI)
Miller, Gary
Moran (KS)
Murphy
Musgrave
Myrick
Neugebauer
Ney
Northup
Norwood
Nunes
Nussle
Otter
Paul
Pearce
Pence
Peterson (PA)
Petri
Pickering
Pitts
Platts
Poe
Pombo
Porter
Price (GA)
Pryce (OH)
Putnam
Radanovich
Regula
Rehberg
Reichert
Renzi
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Ros-Lehtinen
Royce
Ryan (WI)
Ryun (KS)
Saxton
Schmidt
Schwarz (MI)
Sensenbrenner
Sessions
Shadegg
Shaw
Sherwood
Shimkus
Shuster
Simmons
Simpson
Smith (NJ)
Smith (TX)
Sodrel
Souder
Stearns
Sullivan
Sweeney
Tancredo
Taylor (NC)
Terry
Thomas
Thornberry
Tiahrt
Tiberi
Turner
Upton
Walden (OR)
Walsh
Wamp
Weldon (FL)
Weldon (PA)
Weller
Westmoreland
Whitfield
Wicker
Wilson (SC)
Wolf
Young (AK)
Young (FL)

NOT VOTING—8

Andrews
Evans
Frank (MA)
Lewis (GA)
Miller, George
Osborne
Oxley
Slaughter

So the motion to recommit with instructions was not agreed to.

The question being put, viva voce,

Will the House pass said bill?

The SPEAKER pro tempore, Mr. KLINE, announced that the yeas had it.

Mr. KING of New York demanded a recorded vote on passage of said bill, which demand was supported by one-fifth of a quorum, so a recorded vote was ordered.

The vote was taken by electronic device.

It was decided in the affirmative { Yeas ..... 421 / Nays 2

¶33.7 [Roll No. 127]

AYES—421

Abercrombie
Ackerman
Aderholt
Akin
Alexander
Allen
Baca
Bachus
Baird
Baker
Baldwin
Barrett (SC)
Barrow
Bartlett (MD)
Barton (TX)
Bass
Bean
Beauprez
Becerra
Berkley
Berman
Berry
Biggert
Bilirakis
Bishop (GA)
Bishop (NY)
Bishop (UT)
Blackburn
Blumenauer
Blunt
Boehlert
Boehner
Bonilla
Bonner
Bono
Boozman
Boren
Boswell
Boucher
Boustany
Boyd
Bradley (NH)
Brady (PA)
Brady (TX)
Brown (OH)
Brown (SC)
Brown, Corrine
Brown-Waite, Ginny
Burgess
Burton (IN)
Butterfield
Buyer
Calvert
Camp (MI)
Campbell (CA)
Cannon
Cantor
Capito
Capps
Capuano
Cardin
Cardoza
Carnahan
Carson
Carter
Case
Castle
Chabot
Chandler
Chocola
Clay
Cleaver
Clyburn
Coble
Cole (OK)
Conaway
Conyers
Cooper
Costa
Costello
Cramer
Crenshaw
Crowley
Cubin
Cuellar
Culberson
Cummings
Davis (AL)
Davis (CA)
Davis (FL)
Davis (IL)
Davis (KY)
Davis (TN)
Davis, Jo Ann
Davis, Tom
Deal (GA)
DeFazio
DeGette
Delahunt
DeLauro
DeLay
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Dicks
Dingell
Doggett
Doolittle
Doyle
Drake
Dreier
Duncan
Edwards
Ehlers
Emanuel
Emerson
Engel
English (PA)
Eshoo
Etheridge
Everett
Farr
Fattah
Feeney
Ferguson
Filner
Fitzpatrick (PA)
Foley
Forbes
Ford
Fortenberry
Fossella
Foxx
Franks (AZ)
Frelinghuysen
Gallegly
Garrett (NJ)
Gerlach
Gibbons
Gilchrest
Gillmor
Gingrey
Gohmert
Gonzalez
Goode
Goodlatte
Gordon
Granger
Graves
Green (WI)
Green, Al
Green, Gene
Grijalva
Gutierrez
Hall
Harman
Harris
Hart
Hastings (FL)
Hastings (WA)
Hayes
Hayworth
Hefley
Hensarling
Herger
Herseth
Higgins
Hinchey
Hinojosa
Hobson
Hoekstra
Holden
Holt
Honda
Hooley
Hostettler
Hoyer
Hulshof
Hunter
Hyde
Inglis (SC)
Inslee
Israel
Issa
Istook
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Jenkins
Jindal
Johnson (CT)
Johnson (IL)
Johnson, E. B.
Johnson, Sam
Jones (NC)
Jones (OH)
Kanjorski
Kaptur
Keller
Kelly
Kennedy (MN)
Kennedy (RI)
Kildee
Kilpatrick (MI)
Kind
King (IA)
King (NY)
Kingston
Kirk
Kline
Knollenberg
Kolbe
Kucinich
Kuhl (NY)
LaHood
Langevin
Lantos
Larsen (WA)
Larson (CT)
Latham
LaTourette
Leach
Lee
Levin
Lewis (CA)
Lewis (KY)
Linder
Lipinski
LoBiondo
Lofgren, Zoe
Lowey
Lucas
Lungren, Daniel E.
Lynch
Mack
Maloney
Manzullo
Marchant
Marshall
Matheson
Matsui
McCarthy
McCaul (TX)
McCollum (MN)
McCotter
McCrery
McDermott
McGovern
McHenry
McHugh
McIntyre
McKeon
McKinney
McMorris
McNulty
Meehan
Meek (FL)
Meeks (NY)
Melancon
Mica
Michaud
Millender-McDonald
Miller (FL)
Miller (MI)
Miller (NC)
Miller, Gary
Mollohan
Moore (KS)
Moore (WI)
Moran (KS)
Moran (VA)
Murphy
Murtha
Musgrave
Myrick
Nadler
Napolitano
Neal (MA)
Neugebauer
Ney
Northup
Norwood
Nunes
Nussle
Oberstar
Obey
Olver
Ortiz
Otter
Owens
Pallone
Pascrell
Pastor
Paul
Payne
Pearce
Pelosi
Pence
Peterson (MN)
Peterson (PA)
Petri
Pickering
Pitts
Platts
Poe
Pombo
Pomeroy
Porter
Price (GA)
Price (NC)
Pryce (OH)
Putnam
Radanovich
Rahall
Ramstad
Rangel
Regula
Rehberg
Reichert
Renzi

Reyes
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Ros-Lehtinen
Ross
Rothman
Roybal-Allard
Royce
Ruppersberger
Rush
Ryan (OH)
Ryan (WI)
Ryun (KS)
Sabo
Salazar
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Saxton
Schakowsky
Schiff
Schmidt
Schwartz (PA)
Schwarz (MI)
Scott (GA)
Scott (VA)
Sensenbrenner
Serrano
Sessions
Shadegg
Shaw
Shays
Sherman
Sherwood
Shimkus
Shuster
Simmons
Simpson
Skelton
Smith (NJ)
Smith (TX)
Smith (WA)
Snyder
Sodrel
Solis
Souder
Spratt
Stark
Stearns
Strickland
Stupak
Sullivan
Sweeney
Tancredo
Tanner
Tauscher
Taylor (MS)
Taylor (NC)
Terry
Thomas
Thompson (CA)
Thompson (MS)
Thornberry
Tiahrt
Tiberi
Tierney
Towns
Turner
Udall (CO)
Udall (NM)
Upton
Van Hollen
Velázquez
Visclosky
Walden (OR)
Walsh
Wamp
Wasserman Schultz
Waters
Watson
Watt
Waxman
Weiner
Weldon (FL)
Weldon (PA)
Weller
Westmoreland
Wexler
Whitfield
Wicker
Wilson (NM)
Wilson (SC)
Wolf
Woolsey
Wu
Wynn
Young (AK)
Young (FL)

NOES—2

Flake
Markey

NOT VOTING—9

Andrews
Evans
Frank (MA)
Gutknecht
Lewis (GA)
Miller, George
Osborne
Oxley
Slaughter

So the bill was passed.

A motion to reconsider the vote whereby said bill was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

¶33.8 COMMITTEE ELECTION—MINORITY

Mr. CLYBURN, by direction of the Democratic Caucus, submitted the following privileged resolution (H. Res. 796):

Resolved, That the following named Member be and is hereby elected to the following standing committee of the House of Representatives:

(1) COMMITTEE ON SCIENCE.—Ms. Matsui.

When said resolution was considered and agreed to.

A motion to reconsider the vote whereby said resolution was agreed to was, by unanimous consent, laid on the table.

¶33.9 ADJOURNMENT OVER

On motion of Mr. PRICE of Georgia, by unanimous consent,

Ordered, That when the House adjourns today, it adjourn to meet on Monday, May 8, 2006, at 2 p.m.; and further, when the House adjourns on Monday, May 8, 2006, it adjourn to meet at 12:30 p.m. on Tuesday, May 9, 2006, for morning-hour debate.

¶33.10 CALENDAR WEDNESDAY BUSINESS DISPENSED WITH

On motion of Mr. PRICE of Georgia, by unanimous consent,

Ordered, That business in order for consideration on Wednesday, May 10, 2006, under clause 6, rule XV, the Calendar Wednesday rule, be dispensed with.

¶33.11 CANADA-UNITED STATES INTERPARLIAMENTARY GROUP

The SPEAKER pro tempore, Mr. KLINE, announced that the Speaker, pursuant to 22 United States Code 276d, clause 10 of rule I, and the order of the House of December 18, 2005, appointed the following Members of the House to the United States delegation of the Canada-United States Interparliamentary Group: Messrs. MANZULLO, Chairman, MCCOTTER, Vice Chairman, DREIER, Ms. SLAUGHTER, Messrs. PETERSON of Minnesota, ENGLISH of Pennsylvania, GUTKNECHT, SOUDER, TANCREDO, BROWN of South Carolina, and LIPINSKI.

Ordered, That the Clerk notify the Senate of the foregoing appointments.

¶33.12 COMMUNICATION FROM THE CLERK

The SPEAKER pro tempore, Mr. PRICE of Georgia, laid before the House a communication, which was read as follows:

OFFICE OF THE CLERK,
HOUSE OF REPRESENTATIVES,
Washington, DC, May 4, 2006.

Hon. J. DENNIS HASTERT,
The Speaker, House of Representatives, Washington, DC.

DEAR MR. SPEAKER: Under Clause 2(g) of Rule II of the Rules of the U.S. House of Representatives, I herewith designate Ms. Marjorie C. Kelaher, Deputy Clerk, and Mr. Jorge E. Sorensen, Deputy Clerk, to sign any and all papers and do all other acts for me under the name of the Clerk of the House which they would be authorized to do by virtue of this designation, except such as are provided by statute, in case of my temporary absence or disability.

These designations shall remain in effect for the 109th Congress or until modified by me.

With best wishes, I am,

Sincerely,

KAREN L. HAAS,
Clerk of the House.

¶33.13 INVESTIGATIVE SUBCOMMITTEES OF THE COMMITTEE ON STANDARDS OF OFFICIAL CONDUCT—109TH CONGRESS

The SPEAKER pro tempore, Mr. PRICE of Georgia, announced that the Speaker, pursuant to clause 5(a)(4)(A) of rule X, and the order of the House of December 18, 2005, named the following Members of the House to be available to serve on investigative subcommittees of the Committee on Standards of Official Conduct for the 109th Congress: Messrs. ENGLISH of Pennsylvania, LUCAS of Oklahoma, Lincoln DIAZ-BALART of Florida, Mrs. BLACKBURN, Messrs. SIMPSON, BONNER, BACHUS, CRENSHAW, LATHAM, and WALDEN of Oregon.

¶33.14 LEAVE OF ABSENCE

By unanimous consent, leave of absence was granted to Mr. George MILLER of California, for today.

And then,

¶33.15 ADJOURNMENT

On motion of Mr. KING of Iowa, pursuant to the previous order of the House, at 5 o'clock and 8 minutes p.m., the House adjourned until 2 p.m. on Monday, May 8, 2006.

¶33.16 REPORTS OF COMMITTEES ON PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XIII, reports of committees were delivered to the Clerk for printing and reference to the proper calendar, as follows:

Mr. POMBO: Committee on Resources. H.R. 4200. A bill to improve the ability of the Secretary of Agriculture and the Secretary of the Interior to promptly implement recovery treatments in response to catastrophic events affecting Federal lands under their jurisdiction, including the removal of dead and damaged trees and the implementation of reforestation treatments, to support the recovery of non-Federal lands damaged by catastrophic events, to revitalize Forest Service experimental forests, and for other purposes; with an amendment (Rept. 109–451, Pt. 1). Ordered to be printed.

¶33.17 REPORTED BILL SEQUENTIALLY REFERRED

Under clause 2 of rule XII, bills and report were delivered to the Clerk for printing, and bills referred as follows:

[Omitted from the Record of May 4, 2006]

Mr. BARTON of Texas: Committee on Energy and Commerce. H.R. 4127. A bill to protect consumers by requiring reasonable security policies and procedures to protect computerized data containing personal information, and to provide for nationwide notice in the event of a security breach, with an amendment; referred to the Committee on Financial Services for a period ending not later than June 2, 2006, for consideration of such provisions of the bill and amendment as fall within the jurisdiction of that committee pursuant to clause 1(g), rule X and referred to the Committee on the Judiciary for a period ending not later than June 2, 2006 for consideration of such provisions of the bill and amendment as fall within the jurisdiction of that committee pursuant to clause 1(l), rule X (Rept. 109–453, Pt. 1) Ordered to be printed.

Mr. OXLEY: Committee on Financial Services. H.R. 3997. A bill to amend the Fair Credit Reporting Act to provide for secure financial data, and for other purposes, with an amendment; referred to the Committee on Energy and Commerce for a period ending not later than June 2, 2006, for consideration of such provisions of the bill and amendment as fall within the jurisdiction of that Committee pursuant to clause 1(f), rule X (Rept. 109–454, Pt. 1). Ordered to be printed.

¶33.18 COMMITTEE DISCHARGE

Under clause 2 of rule XII, the Committees on Agriculture and Transportation and Infrastructure discharged from further consideration. H.R. 4200 referred to the Committee of the Whole House on the State of the Union and ordered to be printed.

¶33.19 PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XII, public bills and resolutions of the following titles were introduced and severally referred, as follows:

By Mr. ALLEN (for himself, Mr. CARNAHAN, Mr. DOGGETT, Mr. WAXMAN, Mr. BROWN of Ohio, Ms. BALDWIN, Mrs. CAPPS, and Ms. SCHAKOWSKY):

H.R. 5288. A bill to establish a small business health benefits program; to the Committee on Education and the Workforce.

By Mr. JOHNSON of Illinois (for himself, Mr. HASTERT, Mr. BOYD, Mr. BOREN, and Mr. COSTELLO):

H.R. 5289. A bill to provide institutions of higher education with a right of action against entities that improperly regulate intercollegiate sports activities; to the Committee on Education and the Workforce.

By Mr. BAIRD (for himself and Ms. ZOE LOFGREN of California) :

H.R. 5290. A bill to provide that the false claims provisions of title 31, United States Code, include claims for Iraqi property or money administered or in the custody of the United States, and for other purposes; to the Committee on the Judiciary.

By Mr. REICHERT (for himself and Mr. KIRK):

H.R. 5291. A bill to require the Attorney General to develop a national strategy to eliminate the illegal operations of the top three international drug gangs that present the greatest threat to law and order in the United States; to the Committee on the Judiciary.

By Ms. ROS-LEHTINEN (for herself, Mr. LINCOLN DIAZ-BALART of Florida, Mr. MARIO DIAZ-BALART of Florida, Mr. DAVIS of Florida, Mr. PALLONE, Ms. CORRINE BROWN of Florida, Mr. FOLEY, Mr. FORTUÑO, Ms. HARRIS, Mr. BOYD, Mr. SHAW, Mr. MILLER of Florida, Mr. MACK, Mr. BURTON of Indiana, and Ms. WASSERMAN SCHULTZ):

H.R. 5292. A bill to exclude from admission to the United States aliens who have made investments contributing to the enhancement of the ability of Cuba to develop its petroleum resources, and for other purposes; referred to the Committee on the Judiciary, and in addition to the Committees on International Relations, Financial Services, and Government Reform, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. TIBERI (for himself and Mr. HINOJOSA):

H.R. 5293. A bill to amend the Older Americans Act of 1965 to authorize appropriations for fiscal years 2007 through 2011, and for other purposes; to the Committee on Education and the Workforce.

By Mr. CRENSHAW (for himself and Mr. BOYD):

H.R. 5294. A bill to amend the Florida National Forest Land Management Act of 2003 to authorize the conveyance of an additional tract of National Forest System land under that Act, and for other purposes; to the Committee on Agriculture.

By Mr. DAVIS of Kentucky (for himself, Mr. KIRK, and Mr. KUHL of New York):

H.R. 5295. A bill to protect students and teachers; to the Committee on Education and the Workforce.

By Mr. Davis of Tennessee:

H.R. 5296. A bill to amend the Internal Revenue Code of 1986 to extend certain energy tax credits; to the Committee on Ways and Means.

By Mrs. JO ANN DAVIS of Virginia:

H.R. 5297. A bill to amend title XVIII of the Social Security Act to extend by one year the initial enrollment period for Medicare prescription drug benefits and for Medicare Advantage plans, to authorize the Secretary of Health and Human Services to negotiate fair prices for Medicare prescription drugs, and to express the sense of Congress that the Secretary should conduct activities to improve outreach and educational efforts with respect to such benefits; referred to the Committee on Ways and Means, and in addition to the Committee on Energy and Commerce, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. DELAHUNT:

H.R. 5298. A bill to amend the Adams National Historical Park Act of 1998 to include the Quincy Homestead within the boundary of the Adams National Historical Park, and for other purposes; to the Committee on Resources.

By Mr. HAYWORTH (for himself and Mr. RENZI):

H.R. 5299. A bill to revise a provision relating to a repayment obligation of the Fort McDowell Yavapai Nation under the Fort McDowell Indian Community Water Rights Settlement Act of 1990, and for other purposes; to the Committee on Resources.

By Mr. HINCHEY (for himself, Mr. HASTINGS of Florida, Mr. MARKEY, Mr. INSLEE, Mr. MORAN of Virginia, Mr. BLUMENAUER, Mr. SANDERS, Mr. MCDERMOTT, Mr. STARK, Mrs. MALONEY, Mr. MCGOVERN, Mr. LARSON of Connecticut, Mr. SCHIFF, Mr. GRIJALVA, Mrs. CAPPS, Mr. OBERSTAR, Mr. RAHALL, Mrs. MCCARTHY, Mr. RANGEL, Mr. GEORGE MILLER of California, Mr. DEFAZIO, Mr. MEEHAN, Mr. WEXLER, Ms. DELAURO, Ms. WOOLSEY, Mr. TOWNS, Mrs. LOWEY, and Mr. STUPAK):

H.R. 5300. A bill to restore fairness in the provision of incentives for oil and gas production, and for other purposes; referred to the Committee on Ways and Means, and in addition to the Committees on Resources, and Science, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

Mr. ISRAEL:

H.R. 5301. A bill to provide for the establishment by the Secretary of Energy of a program of Federal support for local governments and school districts that establish comprehensive clean energy plans; referred to the Committee on Energy and Commerce, and in addition to the Committee on Education and the Workforce, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

Mr. KENNEDY of Minnesota (for himself, Mr. MILLER of Florida, Mr. GERLACH, Mr. RAMSTAD, Mr. DOOLITTLE, and Mr. ENGLISH of Pennsylvania):

H.R. 5302. A bill to amend the Internal Revenue Code of 1986 to suspend the highway fuels taxes, to provide for suspension of royalty relief, and for other purposes; referred to the Committee on Ways and Means, and in addition to the Committee on Resources, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Ms. MCKINNEY:

H.R. 5303. A bill to require the suspension of the use, sale, development, production, testing, and export of depleted uranium munitions pending the outcome of certain studies of the health effects of such munitions, and for other purposes; referred to the Committee on Armed Services, and in addition to the Committees on Energy and Commerce, and International Relations, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. MURPHY (for himself, Mr. SIMMONS, Ms. HART, and Mr. CARTER):

H.R. 5304. A bill to amend title 18, United States Code, to provide a penalty for caller ID spoofing, and for other purposes; to the Committee on the Judiciary.

By Mrs. MUSGRAVE (for herself and Mr. BEAUPREZ):

H.R. 5305. A bill to address the forest and watershed emergency in the State of Colorado that has been exacerbated by the bark beetle infestation, to provide for the conduct of activities in the State to reduce the risk of wildfire and flooding, to promote economically healthy rural communities by reinvigorating the forest products industry in the State, to encourage the use of biomass fuels for energy, and for other purposes; referred to the Committee on Resources, and in addition to the Committees on Agriculture, Energy and Commerce, and Transportation and Infrastructure, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Ms. NORTON:

H.R. 5306. A bill to extend to the Mayor of the District of Columbia the same authority with respect to the National Guard of the District of Columbia as the Governors of the several States exercise with respect to the National Guard of those States; referred to the Committee on Government Reform, and in addition to the Committee on Armed Services, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. PALLONE:

H.R. 5307. A bill to amend title XVIII of the Social Security Act to require the sponsor of a prescription drug plan or an organization offering an MA–PD plan to promptly pay claims submitted under part D, and for other purposes; referred to the Committee on Ways and Means, and in addition to the Committee on Energy and Commerce, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. POE (for himself, Mr. BASS, Miss MCMORRIS, and Ms. KILPATRICK of Michigan):

H.R. 5308. A bill to amend the Internal Revenue Code of 1986 to allow residents of border States a deduction for passport application fees; to the Committee on Ways and Means.

By Mr. SHAW (for himself, Mr. TANNER, Mr. HAYWORTH, Mr. WELLER, Mr. FOLEY, Ms. HART, and Mr. CHOCOLA):

H.R. 5309. A bill to amend section 1862 of the Social Security Act with respect to the application of Medicare secondary payer rules to workers' compensation settlement agreements and Medicare set-asides under such agreements; referred to the Committee on Ways and Means, and in addition to the Committee on Energy and Commerce, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. SHAYS (for himself, Mr. LOBIONDO, Mr. SIMMONS, Mr. GERLACH, Mr. ENGLISH of Pennsylvania, Mr. LAHOOD, Mr. MCHUGH, Mr. WALSH, Mr. WELDON of Pennsylvania, Mr. BOEHLERT, Mr. SCHWARZ of Michigan, Mr. MURPHY, and Mr. MCCOTTER):

H.R. 5310. A bill to amend the National Labor Relations Act to establish deadlines for the National Labor Relations Board to render decisions, and for other purposesi to the Committee on Education and the Workforce.

By Mr. RAHALL (for himself and Mr. MOLLOHAN):

H.J. Res. 85. A joint resolution proposing an amendment to the Constitution of the United States to clarify that the Constitution neither prohibits voluntary prayer nor requires prayer in schools; to the Committee on the Judiciary.

By Mr. CLYBURN:

H. Res. 796. A resolution electing a certain Member to a certain standing committee of the House of Representatives; considered and agreed to.

By Ms. BEAN (for herself and Mr. SHAYS):

H. Res. 797. A resolution directing the Clerk to post on the public Internet site of the Office of the Clerk a record, organized by Member name, of recorded votes taken in the House, and directing each Member who maintains an official public Internet site to provide an electronic link to such record; to the Committee on House Administration.

By Mr. FATTAH:

H. Res. 798. A resolution recognizing and celebrating students who overcome immeasurable adversity to excel academically; to the Committee on Education and the Workforce.

By Mr. GALLEGLY (for himself, Mr. WEXLER, Mr. WELDON of Pennsylvania, Ms. KAPTUR, and Mr. LEVIN):

H. Res. 799. A resolution congratulating the people of Ukraine for conducting free, fair, and transparent parliamentary elections on March 26, 2006, and commending their commitment to democracy and reform; to the Committee on International Relations.

By Mr. MANZULLO:

H. Res. 800. A resolution expressing the support of the House of Representatives for the goals and ideals of National Internet Safety Month; to the Committee on Energy and Commerce.

By Mr. WALSH:

H. Res. 801. A resolution expressing support for the restoration of multi-party democracy, prevention of Maoist conquest, re-establishment of security, government services, exercise of political rights, and respect for human rights in Nepal; to the Committee on International Relations.

¶33.20 ADDITIONAL SPONSORS

Under clause 7 of rule XII, sponsors were added to public bills and resolutions as follows:

H.R. 65: Mrs. MYRICK.
H.R. 552: Mr. FORBES.
H.R. 575: Mr. HINCHEY.
H.R. 583: Ms. MCCOLLUM of Minnesota.
H.R. 772: Mr. KUCINICH.
H.R. 791: Mr. GORDON.
H.R. 807: Mr. CLAY.
H.R. 808: Mr. CUELLAR and Mrs. BONO.
H.R. 998: Mrs. CUBIN.
H.R. 1131: Mr. COBLE and Mr. MOORE of Kansas.
H.R. 1227: Ms. HART, Ms. MCKINNEY, Ms. PRYCE of Ohio, Mrs. TAUSCHER, Mr. REYNOLDS, and Mr. DOYLE.
H.R. 1290: Mr. CLAY.
H.R. 1356: Mr. MEEKS of New York, Mr. GERLACH, and Ms. HOOLEY.
H.R. 1548: Mr. RUPPERSBERGER, Ms. ZOE LOFGREN of California, and Mr. HEFLEY.
H.R. 1554: Mr. KENNEDY of Rhode Island.
H.R. 1578: Mr. MICHAUD.
H.R. 1951: Mrs. JOHNSON of Connecticut.
H.R. 2072: Mr. FILNER.
H.R. 2073: Ms. MATSUI and Mr. FILNER.
H.R. 2121: Mr. SHADEGG and Mr. LATOURETTE.
H.R. 2178: Mr. MORAN of Virginia.
H.R. 2206: Ms. MATSUI, Mr. TOWNS, and Ms. WOOLSEY.
H.R. 2350: Mr. THORNBERRY.
H.R. 2421: Mr. RENZI and Mr. ACKERMAN.
H.R. 2533: Mr. SALAZAR.
H.R. 2562: Ms. SLAUGHTER.
H.R. 2617: Mrs. CAPPS, Mr. SNYDER, Mr. BISHOP of Georgia, and Mrs. MCCARTHY.
H.R. 2735: Mr. GERLACH.
H.R. 2794: Ms. LORETTA SANCHEZ of California.
H.R. 2841: Mr. ENGLISH of Pennsylvania.
H.R. 2870: Mr. MCNULTY.
H.R. 3427: Mr. SWEENEY.
H.R. 3479: Mr. BROWN of Ohio.
H.R. 3547: Mr. DAVIS of Alabama.
H.R. 3795: Mr. ENGLISH of Pennsylvania.
H.R. 3817: Mr. SIMPSON.
H.R. 3861: Mr. DAVIS of Tennessee and Mr. KANJORSKI.
H.R. 3949: Mr. PETERSON of Minnesota, Mr. WEXLER, and Ms. BALDWIN.
H.R. 4106: Mr. SCHWARZ of Michigan.
H.R. 4140: Mrs. NAPOLITANO, Ms. SCHAKOWSKY, Mr. LARSON of Connecticut, and Mr. PAYNE.
H.R. 4188: Mr. MCNULTY.
H.R. 4215: Mr. BISHOP of Georgia.
H.R. 4298: Mr. SCHWARZ of Michigan.
H.R. 4416: Mr. INSLEE, Ms. ROYBAL-ALLARD, Mr. CUELLAR, Mr. MOORE of Kansas, Mr. RUSH, Mr. BACA, Mr. MORAN of Virginia, Mr. BASS, Mr. WEXLER, Mr. PALLONE, Mr. MCHUGH, Mr. VAN HOLLEN, Mr. CLAY, Mr. KUCINICH, Mr. ENGEL, Ms. HART, Ms. ZOE LOFGREN of California, Mr. LARSEN of Washington, Mr. GERLACH, Ms. KILPATRICK of Michigan, Mr. HINCHEY, and Mr. SHERMAN.
H.R. 4480: Mr. UPTON.
H.R. 4547: Mrs. CAPITO.
H.R. 4560: Mr. CASE, and Ms. BEAN.
H.R. 4562: Mrs. BONO, Mr. KING of New York, Mr. JOHNSON of Illinois, Mr. JEFFERSON, Mrs. MCCARTHY, Mr. CARDIN, Mrs. CAPPS, Mr. MOORE of Kansas, Mr. ROHRABACHER, Mr. COBLE, Mr. TOM DAVIS of Virginia, Mr. KILDEE, Mrs. DAVIS of California, Ms. DELAURO, Ms. WATERS, Mr. HINCHEY, Mr. RANGEL, Mr. LANGEVIN, Mr. GONZALEZ, Mr. KOLBE, Mr. SMITH of New Jersey, Ms. BALDWIN, Mr. SCOTT of Georgia, Mr. GEORGE MILLER of California, Ms. WASSERMAN SCHULTZ, Ms. BERKLEY, Mr. BOSWELL, Mr. BUTTERFIELD, Mr. CAPUANO, Ms. CARSON, Mr. MICHAUD, Mr. THOMPSON of Mississippi, and Mr. BOUCHER.
H.R. 4666: Mr. BLUMENAUER.
H.R. 4681: Mr. SPRATT, Mr. MILLER of Florida, Mr. LANGEVIN, Mr. CARTER, Ms. EDDIE BERNICE JOHNSON of Texas, Mr. GIBBONS, and Mr. HONDA.
H.R. 4703: Mr. MCCOTTER, Mrs. KELLY, Mr. WILSON of South Carolina, Mr. KENNEDY of Minnesota, and Mr. GALLEGLY.
H.R. 4722: Mr. MURTHA.
H.R. 4740: Mr. TIAHRT.
H.R. 4753: Mr. GRIJALVA and Mr. PALLONE.
H.R. 4755: Ms. JACKSON-LEE of Texas.
H.R. 4761: Mr. ORTIZ and Mr. HOSTETTLER.
H.R. 4822: Mr. GORDON.
H.R. 4824: Ms. HART.
H.R. 4867: Mr. BAIRD.
H.R. 4904: Mr. NADLER.
H.R. 4917: Ms. MILLENDER-MCDONALD.
H.R. 4949: Mr. YOUNG of Florida and Mr. CLAY.
H.R. 4962: Mr. BISHOP of New York.
H.R. 4963: Mr. NEAL of Massachusetts and Ms. MILLENDER-MCDONALD.
H.R. 4974: Mr. JACKSON of Illinois, Mr. PRICE of Georgia, Mr. SESSIONS, and Mr. MCCAUL of Texas.
H.R. 4982: Ms. HERSETH, Ms. HARMAN, Mr. CARDOZA, Mr. POMEROY, Mr. CHANDLER, Mr. ROSS, and Mr. COOPER.
H.R. 4993: Mr. SWEENEY and Mr. SIMMONS.
H.R. 5005: Mr. GARY G. MILLER of California.
H.R. 5007: Ms. HERSETH.
H.R. 5013: Mr. YOUNG of Alaska, Mrs. CAPITO, and Mr. WICKER.
H.R. 5035: Ms. SOLIS.
H.R. 5037: Mr. DREIER, Mr. ETHERIDGE, Mrs. MCCARTHY, Mr. YOUNG of Florida, Mr. HOLT, and Mr. BAKER.
H.R. 5051: Mr. CARDIN, Mr. ENGLISH of Pennsylvania, Mr. PAUL, and Mrs. MCCARTHY.
H.R. 5099: Mr. COSTELLO and Mr. CRAMER.
H.R. 5113: Mr. SCHIFF.
H.R. 5120: Mr. ANDREWS and Mr. GALLEGLY.
H.R. 5143: Mr. DOOLITTLE.
H.R. 5151: Mr. WAXMAN, Ms. MCCOLLUM of Minnesota, Ms. WASSERMAN SCHULTZ, Mr. MCGOVERN, Mr. HOLT, Mr. EMANUEL, Mr. THOMPSON of California, Mr. WEINER, Mr. VAN HOLLEN, Mr. PAYNE, Mr. INSLEE, Mr. HONDA, Mr. SHAYS, Mr. PALLONE, Mr. CASE, Mr. FRANK of Massachusetts, Mr. KUCINICH, Mr. SANDERS, Mr. ALLEN, Mr. CARNAHAN, Mr. PRICE of North Carolina, Mr. FARR, Mr. DOGGETT, Ms. WOOLSEY, Mr. LARSEN of Washington, Mr. PASTOR, Mr. ACKERMAN, Ms. ZOE LOFGREN of California, Mr. DAVIS of Illinois, Mr. ISRAEL, Mr. CUMMINGS, Mr. DELAHUNT, and Ms. BERKLEY.
H.R. 5161: Mr. GONZALEZ, Mr. DOGGETT, Ms. JACKSON-LEE of Texas, Mr. MCDERMOTT, and Mr. WEXLER.
H.R. 5166: Mr. CASTLE, Mr. WELDON of Pennsylvania, Ms. GINNY BROWN-WAITE of Florida, Mr. SHIMKUS, Mr. GRAVES, Mr. GILLMOR, Mr. LUCAS, Mr. PETRI, Mr. SESSIONS, Mr. REGULA, Mr. WELDON of Florida, Mr. DEFAZIO, Mr. MURTHA, Mr. HOLDEN, Mr. KANJORSKI, Mr. DOYLE, Mr. UDALL of New Mexico, Mr. WU, Mr. MEEK of Florida, Mr. TAYLOR of North Carolina, Ms. HARMAN, Mr. HASTINGS of Florida, Mr. PUTNAM, and Mr. MCGOVERN.
H.R. 5170: Mr. FORBES and Mr. ENGLISH of Pennsylvania.
H.R. 5182: Mr. PICKERING, Mr. MILLER of North Carolina, Mr. DAVIS of Alabama, Mr. CUELLAR, Mr. MCHUGH, Mr. OSBORNE, Mr. GOODE, Mr. MCGOVERN, Mr. FARR, Mr. BUTTERFIELD, Mr. GOHMERT, and Mr. LOBIONDO.
H.R. 5199: Mr. BRADY of Pennsylvania, Mr. CROWLEY, Mr. BLUMENAUER, and Mr. KENNEDY of Minnesota.
H.R. 5201: Mr. GILLMOR and Mr. PRICE of North Carolina.
H.R. 5206: Mr. LEWIS of Georgia, Ms. LINDA T. SÁNCHEZ of California, and Mr. ENGLISH of Pennsylvania.
H.R. 5230: Mr. GUTKNECHT.
H.R. 5234: Mr. FRANK of Massachusetts, Mr. MCGOVERN, and Ms. BERKLEY.
H.R. 5262: Mr. PORTER, Mr. JINDAL, and Mr. RYAN of Wisconsin.
H.R. 5272: Mr. CROWLEY.
H.R. 5278: Mr. CARTER.
H.R. 5279: Mr. ROTHMAN.
H. Con. Res. 172: Mrs. NAPOLITANO.
H. Con. Res. 348: Mr. STARK and Mr. GILCHREST.
H. Con. Res. 380: Mrs. BONO.
H. Con. Res. 391: Mr. THOMPSON of Mississippi, Ms. WATERS, and Mr. DELAHUNT.
H. Con. Res. 393: Mr. GRIJALVA.
H. Res. 453: Mr. RAMSTAD.
H. Res. 498: Mr. SHUSTER.
H. Res. 521: Mr. BAIRD.
H. Res. 721: Mr. WYNN.
H. Res. 723: Mr. GRIJALVA, Ms. DELAURO, Mr. FILNER, Mr. PETERSON of Minnesota, Ms. HERSETH, Mr. DELAHUNT, Mr. GEORGE MILLER of California, and Mr. MEEHAN.
H. Res. 753: Ms. WOOLSEY, Mr. SMITH of Washington, and Mr. WALDEN of Oregon.
H. Res. 763: Mr. MCHUGH.
H. Res. 773: Mr. MEEKS of New York, Mr. FERGUSON, Ms. CORRINE BROWN of Florida, and Ms. SCHAKOWSKY.

¶33.21 DELETIONS OF SPONSORS FROM PUBLIC BILLS AND RESOLUTIONS

Under clause 7 of rule XII, sponsors were deleted from public bills and resolutions as follows:

H.R. 5018: Mr. MCGOVERN.

MONDAY, MAY 8, 2006 (34)

¶34.1 APPOINTMENT OF SPEAKER PRO TEMPORE

The House was called to order by the SPEAKER pro tempore, Mr. THORNBERRY, who laid before the House the following communication:

WASHINGTON, DC,
May 8, 2006.

I hereby appoint the Honorable MAC THORNBERRY to act as Speaker pro tempore on this day.

J. DENNIS HASTERT,
Speaker of the House of Representatives.

¶34.2 APPROVAL OF THE JOURNAL

The SPEAKER pro tempore, Mr. THORNBERRY, announced he had examined and approved the Journal of the proceedings of Thursday, May 4, 2006.

Pursuant to clause 1, rule I, the Journal was approved.

¶34.3 COMMUNICATIONS

Executive and other communications, pursuant to clause 8, rule XII, were referred as follows:

7284. A letter from the Secretary, Department of the Treasury, transmitting as required by Executive Order 13313 of July 31, 2003 a six-month periodic report on the national emergency with respect to Burma declared by Executive Order 13047 of May 20, 1997, pursuant to 50 U.S.C. 1641(c); to the Committee on International Relations.

7285. A letter from the Assistant Legal Adviser for Treaty Affairs, Department of State, transmitting Copies of international agreements, other than treaties, entered into by the United States, pursuant to 1 U.S.C. 112b(a); to the Committee on International Relations.

7286. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting the Department's Annual No Fear Report to Congress for FY 2005, pursuant to Section 203 of the Notification and Federal Employee Antidiscrimination and Retaliation Act of 2003, Pub. L. 107–174; to the Committee on Government Reform.

7287. A letter from the Acting Director, Office of Management and Budget, transmitting in accordance with Section 647(b) of Division F of the Consolidated Appropriations Act, FY 2004, Pub. L. 108–199, the Office's report on competitive sourcing efforts for FY 2005; to the Committee on Government Reform.

7288. A letter from the Acting Director, Office of Sustainable Fisheries, NMFS, National Oceanic and Atmospheric Administration, transmitting the Administration's final rule—Fisheries of the Exclusive Economic Zone Off Alaska; Reallocation of Pacific Cod in the Bering Sea and Aleutian Islands Management Area [Docket No. 060216044–6044–01; I.D. 032006A] received April 4, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Resources.

7289. A letter from the Acting Director, Office of Sustainable Fisheries, NMFS, National Oceanic and Atmospheric Administration, transmitting the Administration's final rule—Fisheries of the Exclusive Economic Zone Off Alaska; Pollock in Statistical Area 620 of the Gulf of Alaska [Docket No. 060216044–6044–01; I.D. 0321106B] received April 4,2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Resources.

7290. A letter from the Acting Director, Office of Sustainable Fisheries, NMFS, National Oceanic and Atmospheric Administration, transmitting the Administration's final rule—Fisheries Off West Coast States and in the Western Pacific; Western Pacific Pelagic Fisheries; Fishery Closure [Docket No. 060317076–6076–01; I.D. 032006E] received April 4, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Resources.

7291. A letter from the Acting Director, Office of Sustainable Fisheries, NMFS, National Oceanic and Atmospheric Administration, transmitting the Administration's final rule—Fisheries of the Exclusive Economic Zone Off Alaska; Reallocation of Pollock from the Aleutian Islands Subarea to the Bering Sea Subarea [Docket No. 060216045–6045–01; I.D. 030306A] received March 20, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Resources.

7292. A letter from the Acting Director, Office of Sustainable Fisheries, NMFS, National Oceanic and Atmospheric Administration, transmitting the Administration's final rule—Fisheries of the Exclusive Economic Zone Off Alaska; Pacific Cod by Vessels Catching Pacific Cod for Processing by the Inshore Component in the Western Regulatory Area of the Gulf of Alaska [Docket No. 060216044–6044–01; I.D. 030106A] received March 20, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Resources.

7293. A letter from the Acting Director, Office of Sustainable Fisheries, NMFS, National Oceanic and Atmospheric Administration, transmitting the Administration's final rule—Fisheries of the Exclusive Economic Zone Off Alaska; Pollock in Statistical Area 630 of the Gulf of Alaska [Docket No. 041126333–5040–02; I.D. 021506A] received March 7, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Resources.

7294. A letter from the Acting Director, Office of Sustainable Fisheries, NMFS, National Oceanic and Atmospheric Administration, transmitting the Administration's final rule—Fisheries of the Exclusive Economic Zone Off Alaska; Pacific Cod by Catcher Vessels Using Trawl Gear in the Bering Sea and Aleutian Islands Management Area [Docket No. 060216045–6045–01; I.D. 030706A] received March 24, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Resources.

7295. A letter from the Acting Director, Office of Sustainable Fisheries, NMFS, National Oceanic and Atmospheric Administration, transmitting the Administration's final rule—Fisheries of the Exclusive Economic Zone Off Alaska; Non-Community Development Quota Pollock with Trawl Gear in the Chinook Salmon Savings Areas of the Bering Sea and Aleutian Islands Management Area [Docket No. 041126332–5039–02; I.D. 021406B] received March 21, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Resources.

7296. A letter from the Acting Director, Office of Sustainable Fisheries, NMFS, National Oceanic and Atmospheric Administration, transmitting the Administration's final rule—Fisheries of the Exclusive Economic Zone Off Alaska; Pacific Cod by Vessels Catching Pacific Cod for Processing by the Inshore Component in the Central Regulatory Area of the Gulf of Alaska [Docket No. 060216044–6044–01; I.D. 022806A] received March 21, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Resources.

7297. A letter from the Acting Director, Office of Sustainable Fisheries, NMFS, National Oceanic and Atmospheric Administration, transmitting the Administration's final rule—Fisheries of the Exclusive Economic Zone Off Alaska; Rock Sole, Flathead Sole, and ''Other Flatfish'' by Vessels Using Trawl Gear in Bering Sea and Aleutian Islands Management Area [Docket No. 041126332–5039–02; I.D. 022106B] received March 10, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Resources.

7298. A letter from the Acting Director, Office of Sustainable Fisheries, NMFS, National Oceanic and Atmospheric Administration, transmitting the Administration's final rule—Fisheries of the Exclusive Economic Zone Off Alaska; Pacific Cod by Catcher Vessels 60 Feet (18.3 Meters) Length Overall and Using Hook-and-line Gear in the Bering Sea and Aleutian Islands Management Area [Docket No. 041126332–5039–02; I.D. 022406A] received March 10, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Resources.

7299. A letter from the Acting Director, Office of Sustainable Fisheries, NMFS, National Oceanic and Atmospheric Administration, transmitting the Administration's final rule—Fisheries of the Economic Exclusive Zone Off Alaska; Shallow-Water Species Fishery by Vessels Using Trawl Gear in the Gulf of Alaska [Docket No. 041126333–5040–02; I.D. 022206C] received March 10, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Resources.

7300. A letter from the Acting Director, Office of Sustainable Fisheries, NMFS, National Oceanic and Atmospheric Administration, transmitting the Administration's final rule—Fisheries of the Exclusive Economic Zone Off Alaska; Atka Mackerel in the Central Aleutian District of the Bering Sea and Aleutian Islands Management Area [Docket No. 041126332–5039–02; I.D. 021606D] received March 10, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Resources.

7301. A letter from the Acting Director, Office of Sustainable Fisheries, NMFS, National Oceanic and Atmospheric Administration, transmitting the Administration's final rule—Fisheries of the Exclusive Economic Zone Off Alaska; Pacific Cod by Catcher Vessels Less Than 60 ft. (18.3m) LOA Using Jig or Hook-and-Line Gear in the Bogoslof Pacific Cod Exemption Area in the Bering Sea and Aleutian Islands Management Area [Docket No. 020718172–2303–02; I.D. 022206A] received March 10, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Resources.

7302. A letter from the Acting Director, Office of Sustainable Fisheries, NMFS, National Oceanic and Atmospheric Administration, transmitting the Administration's final rule—Magnuson-Stevens Fishery Conservation and Management Act provisions; Fisheries of the Northeastern United States; Northeast Multispecies Fishery; Modification of the Yellowtail Flounder Landing Limit for the U.S./Canada Management Area [Docket No. 040804229–4300–02; I.D. 021706B] received March 10, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Resources.

7303. A letter from the Acting Director, Office of Sustainable Fisheries, NMFS, National Oceanic and Atmospheric Administration, transmitting the Administration's final rule—Fisheries of the Exclusive Economic Zone Off Alaska; Pacific Cod by Vessels Catching Pacific Cod for Processing by the Offshore Component in the Central Regulatory Area of the Gulf of Alaska [Docket No. 041126333–5040–02; I.D. 021606F] received March 10, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Resources.

7304. A letter from the Acting Director, Office of Sustainable Fisheries, NMFS, National Oceanic and Atmospheric Administration, transmitting the Administration's final rule—Fisheries of the Exclusive Economic Zone Off Alaska; Pacific Cod by Vessels Catching Pacific Cod for Processing by the Offshore Component in the Western Regulatory Area of the Gulf of Alaska [Docket No. 041126333–5040–02; I.D. 021606E] received March 10, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Resources.

7305. A letter from the Deputy Assistant Administrator for Regulatory Programs, NMFS, National Oceanic and Atmospheric Administration, transmitting the Administration's final rule—Fisheries Off West Coast States and in the Western Pacific; Hawaii-based Shallow-set Longline Fishery [Docket No. 060317076–6076–01; I.D. 031606D] received

April 4, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Resources.

7306. A letter from the Deputy Assistant Administrator for Regulatory Programs, NMFS, National Oceanic and Atmospheric Administration, transmitting the Administration's final rule—Fisheries Off West Coast States and in the Western Pacific; Pacific Coast Groundfish Fishery; Specifications and Management Measures [Docket No. 051014263–6028–03; I.D. 120805A] (RIN: 0648–AUOO) received March 7, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Resources.

7307. A letter from the Deputy Assistant Administrator for Regulatory Programs, NMFS, National Oceanic and Atmospheric Administration, transmitting the Administration's final rule—Pacific Halibut Fisheries; Catch Sharing Plan [Docket No. 060111007–6053–02; I.D. 010906A] (RIN: 0648–AT56) received March 27, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Resources.

7308. A letter from the Deputy Assistant Administrator for Regulatory Programs, NMFS, National Oceanic and Atmospheric Administration, transmitting the Administration's final rule—Fisheries Off West Coast States and in the Western Pacific; Western Pacific Pelagic Fisheries; Guam Longline Fishing Prohibited Area [Docket No. 05120322–6051–02; I.D. 010506C] (RIN: 0648–AU11) received March 14, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Resources.

7309. A letter from the Deputy Assistant Administrator for Regulatory Programs, NMFS, National Oceanic and Atmospheric Administration, transmitting the Administration's final rule—Fisheries of the Exclusive Economic Zone Off Alaska; Bering Sea and Aleutian Islands; 2006 and 2007 Final Harvest Specifications for Groundfish [Docket No. 060216044–6044–01; I.D. 112805B] received March 14, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Resources.

7310. A letter from the Deputy Assistant Administrator for Regulatory Programs, NMFS, National Oceanic and Atmospheric Administration, transmitting the Administration's final rule—Fisheries of the Exclusive Economic Zone Off Alaska; Gulf of Alaska; Final 2006 and 2007 Harvest Specifications for Groundfish [Docket No. 060216044–6044–01; I.D. 112805A] received March 14, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Resources.

7311. A letter from the Deputy Assistant Administrator for Regulatory Programs, NMFS, National Oceanic and Atmospheric Administration, transmitting the Administration's final rule—Fisheries of the Northeastern United States; Northeast Multispecies Fishery; Amendment 13 and Framework Adjustment 40–A [Docket No. 050520136–5317–02; I.D. 040705A] (RIN: 0648–AS80) received March 10, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Resources.

7312. A letter from the Assistant Administrator for Fisheries, NMFS, National Oceanic and Atmospheric Administration, transmitting the Administration's final rule—Fisheries of the Northeastern United States; Atlantic Herring Fishery; 2006 Specifications [Docket No. 051130316–6047–02; I.D. 110905C] (RIN: 0648–AT21) received March 14, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Resources.

7313. A letter from the Assistant Administrator for Fisheries, NMFS, National Oceanic and Atmospheric Administration, transmitting the Administration's final rule—Fisheries of the Northeastern United States; Atlantic Bluefish Fisheries; 2006 Atlantic Bluefish Specifications; Quota Adjustment; 2006 Research Set-Aside Project [Docket No. 051128313–6029–02; I.D. 11705C] (RIN: 0648–AT20) received March 10, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Resources.

7314. A letter from the Deputy Assistant Administrator for Operations, NMFS, National Oceanic and Atmospheric Administration, transmitting the Administration's final rule—Fisheries of the Northeastern United States; Atlantic Mackerel, Squid, and Butterfish Fisheries; 2006 Specifications [Docket No. 051209329–6046–02; I.D. 120205A] (RIN: 0648–AT19) received March 14, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Resources.

7315. A letter from the Deputy Assistant Administrator for Operations, NMFS, National Oceanic and Atmospheric Administration, transmitting the Administration's final rule—Fisheries Off West Coast States and in the Western Pacific; Pacific Coast Groundfish Fishery; Limited Entry Fixed Gear Sablefish Fishery Permit Stacking Program [Docket No. 050921244–6049–02; I.D. 091305A] (RIN: 0648–AP38) received March 14, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Resources.

7316. A letter from the Chief Justice, Supreme Court of the United States, transmitting amendments to the Federal Rules of Criminal Procedure that have been adopted by the Court, pursuant to 28 U.S.C. 2072; (H. Doc. No. 109–104;) to the Committee on the Judiciary and ordered to be printed.

7317. A letter from the Chief Justice, Supreme Court of the United States, transmitting amendments to the Federal Rules of Civil Procedure that have been adopted by the Court, pursuant to 28 U.S.C. 2072; (H. Doc. No. 109–105;) to the Committee on the Judiciary and ordered to be printed.

7318. A letter from the Chief Justice, Supreme Court of the United States, transmitting amendments to the Federal Rules of Appellate Procedure that have been adopted by the Court, pursuant to 28 U.S.C. 2072; (H. Doc. No. 109–106;) to the Committee on the Judiciary and ordered to be printed.

7319. A letter from the Chief Justice, Supreme Court of the United States, transmitting amendments to the Federal Rules of Bankruptcy Procedure that have been adopted by the Court, pursuant to 28 U.S.C. 2075; (H. Doc. No. 109–107;) to the Committee on the Judiciary and ordered to be printed.

7320. A letter from the Chief Justice, Supreme Court of the United States, transmitting amendments to the Federal Rules of Evidence that have been adopted by the Court, pursuant to 28 U.S.C. 2072; (H. Doc. No. 109–108;) to the Committee on the Judiciary and ordered to be printed.

7321. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule—Security Zone; San Francisco Bay—Brooklyn Basin, CA [COTP San Francisco Bay 06–008] (RIN: 1625–AA87) received March 24, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7322. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule—Security Zones; San Francisco Bay, San Pablo Bay, Carquinez Strait, Suisan Bay, California [COTP San Francisco 06–009] (RIN: 1625–AA87) received March 24, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7323. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule—Special Local Regulations; 2005 Jacksonville Light Parade, St. Johns River, Jacksonville, FL [CGD07–05–137] (RIN: 1625–AA08) received April 12, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7324. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule—Special Local Regulation; 2005 Savannah Harbor Boat Parade of Lights, Savannah [CGD07–05–150] (RIN: 1625–AA08) received April 12, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7325. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule—Special Local Regulation; Charleston Harbor, Christmas Parade of Boats, Charleston, SC [CGD07–05–151] (RIN: 1625–AA08) received April 12, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7326. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule—Safety Zone; Lake Michigan, Waugoshance Light House, Michigan [CGD09–05–129] (RIN: 1625–AA00) received April 12, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7327. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule—Security Zone; High Capacity Passenger Vessels and Alaska Marine Highway System Vessels in Alaska [CGD17–05–002] (RIN: 1625–AA87) received April 21, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7328. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule—Safety Zone; Maple-Oregon Bridge Boring Program, Sturgeon Bay Ship Canal, Sturgeon Bay, WI [CGD09–06–017] (RIN: 1625–AA00) received April 21, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7329. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule—Special Anchorage Regulations; Long Beach, CA [CGD11–04–005] (RIN: 1625–AA01) received March 24, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7330. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule—Regulated Navigation Area; San Carlos Bay, FL [COTP St. Petersburg 05–166] (RIN: 1625–AA11) received March 24, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7331. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule—Special Local Regulations: St. Petersburg Grand Prix Air Show; St. Petersburg, FL [CGD 07–06–020] (RIN: 1625–AA08) received March 24, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7332. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule—Special Local Regulations for Marine Events; Chesapeake Bay [CGD05–05–130] (RIN: 1625–AA08) received March 24, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7333. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule—Special Local Regulations for Marine Events; Severn River, College Creek, Weems Creek and Carr Creek,

Annapolis, MD [CGD05–06–007] (RIN: 1625–AA08) received April 21, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7334. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule—Special Local Regulations for Marine Events; 2006 San Francisco Giants' Opening Night Fireworks Display, San Francisco Bay, CA [CGD 11–06–002] (RIN: 1625–AA08) received April 21, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7335. A letter from the Assistant Attorney General for Legislative Affairs, Department of Justice, transmitting a report required by the Foreign Intelligence Surveillance Act of 1978, pursuant to 50 U.S.C. 1807; jointly to the Committees on the Judiciary and Intelligence (Permanent Select).

¶34.4 COMMUNICATION FROM THE CLERK—MESSAGE FROM THE SENATE

The SPEAKER pro tempore, Mr. THORNBERRY, laid before the House a communication, which was read as follows:

OFFICE OF THE CLERK,
HOUSE OF REPRESENTATIVES,
Washington, DC, May 5, 2006.

Hon. J. DENNIS HASTERT,
The Speaker, House of Representatives, Washington, DC.

DEAR MR. SPEAKER: Pursuant to the permission granted in Clause 2(h) of Rule II of the Rules of the U.S. House of Representatives, the Clerk received the following message from the Secretary of the Senate on May 5, 2006, at 10:30 am:

That the Senate passed S. 1086.

That the Senate agreed to without amendment H.J. Res. 83.

That the Senate agreed to without amendment H. Con. Res. 359.

With best wishes, I am,

Sincerely,

KAREN L. HAAS,
Clerk of the House.

¶34.5 BILL PRESENTED TO THE PRESIDENT

Karen L. Haas, Clerk of the House reports that on May 5, 2006, she presented to the President of the United States, for his approval, the following bill:

H.R. 3351. An Act to make technical corrections to laws relating to Native Americans, and for other purposes.

And then,

¶34.6 ADJOURNMENT

The SPEAKER pro tempore, Mr. THORNBERRY, by unanimous consent, and pursuant to the special order of the House agreed to on May 4, 2006, at 2 o'clock and 3 minutes p.m., declared the House adjourned until 12:30 p.m. on Tuesday, May 9, 2006.

¶34.7 REPORTS OF COMMITTEES ON PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XIII, reports of committees were delivered to the Clerk for printing and reference to the proper calendar, as follows:

[Filed on May 5, 2006]

Mr. HUNTER: Committee on Armed Services. H.R. 5122. A bill to authorize appropriations for fiscal year 2007 for military activities of the Department of Defense, to prescribe military personnel strengths for fiscal year 2007, and for other purposes; with amendments (Rept. 109–52). Referred to the Committee of the Whole House on the State of the Union.

¶34.8 PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XII,

Mrs. JOHNSON of Connecticut (for herself and Mr. OLVER) introduced a bill (H.R. 5311) to establish the Upper Housatonic Valley National Heritage Area; which was referred to the Committee on Resources.

¶34.9 MEMORIALS

Under clause 3 of rule XII, memorials were presented and referred as follows:

307. The SPEAKER presented a memorial of the Senate of the State of West Virginia, relative to Senate Resolution No. 11 requesting the Congress of the United States defeat the Budget Reconciliation Bill; to the Committee on the Budget.

308. Also, a memorial of the House of Representatives of the Commonwealth of Puerto Rico, relative to a Resolution reaffirming the pride felt by all Puerto Ricans for our U.S. citizenship and to demand of the Congress of the United States rights equal to those of all other U.S. citizens in the Nation during the U.S. Citizenship Week in Puerto Rico and on the U.S. Citizenship Advent Day; to the Committee on the Judiciary.

309. Also, a memorial of the Legislature of the State of Louisiana, relative to House Concurrent Resolution No. 33 memorializing the Congress of the United States to take such actions as are necessary to secure our nation's borders, identify and deport immigration violators, preclude automatic citizenship for children born of such violators, and revise the work visa program; to the Committee on the Judiciary.

310. Also, a memorial of the Senate of the State of New Jersey, relative to Senate Resolution No. 14 memorializing the Congress of the United States to pass the "Solid Waste Environmental Regulation Clarification Affecting Railroads Act of 2005"; to the Committee on Transportation and Infrastructure.

311. Also, a memorial of the Legislature of the State of Louisiana, relative to House Concurrent Resolution No.4 memorializing the Congress of the United States to take such actions as are necessary to ensure that the Federal Emergency Management Agency and the United States Army Corps of Engineers break up large federal disaster recovery contracts in Louisiana so that small, local owned businesses can compete for and be awarded such contracts; to the Committee on Transportation and Infrastructure.

312. Also, a memorial of the Legislature of the State of Louisiana, relative to House Resolution No. 38 memorializing the Congress of the United States to take such actions as are necessary to immediately close the Mississippi River Gulf Outlet and to request that the Louisiana congressional delegation file the necessary legislation to accomplish this closure; to the Committee on Transportation and Infrastructure.

313. Also, a memorial of the Legislature of the State of Louisiana, relative to House Concurrent Resolution No. 24 memorializing the Congress of the United States to take such actions as are necessary to remove the TRIO programs Upward Bound and Talent Search from the list of programs to be eliminated in the 2007 budget and memorializing the Congress to continue the funding of such programs; jointly to the Committees on the Budget and Education and the Workforce.

¶34.10 ADDITIONAL SPONSORS

Under clause 7 of rule XII, sponsors were added to public bills and resolutions as follows:

H.R. 215: Mr. PAYNE.
H.R. 952: Mr. NEAL of Massachusetts.
H.R. 1177: Mr. GORDON and Mr. PAUL.
H.R. 1295: Mr. FILNER.
H.R. 1425: Mr. DEFAZIO and Mr. MCGOVERN.
H.R. 1558: Mr. CLAY.
H.R. 2074: Mr. STRICKLAND.
H.R. 3352: Mr. SIMMONS.
H.R. 3883: Mr. CONAWAY.
H.R. 4547: Mr. KLINE and Mr. LEWIS of Kentucky.
H.R. 4703: Mr. POE.
H.R. 4974: Mr. GUTIERREZ.
H.R. 5121: Mr. SHAYS, Mr. WYNN, Ms. HARRIS, Mr. HINOJOSA, Mrs. MALONEY, and Mr. PAYNE.
H.R. 5149: Mr. THOMPSON of California, and Mr. CALVERT.
H.R. 5249: Mrs. BONO.
H. Con. Res. 318: Mrs. NAPOLITANO.
H. Res. 763: Mr. WOLF and Mr. NEY.
H. Res. 795: Mr. LINCOLN DIAZ-BALART of Florida, Mr. SWEENEY, Mr. HASTINGS of Florida, Mr. ROTHMAN, Mr. BURTON of Indiana, Mr. TANCREDO, Ms. ROS-LEHTINEN, Mr. MCNULTY, Mr. MCCOTTER, and Mr. LANTOS.

TUESDAY, MAY 9, 2006 (35)

¶35.1 APPOINTMENT OF SPEAKER PRO TEMPORE

The House was called to order at 12:30 p.m. by the SPEAKER pro tempore, Mrs. DRAKE, who laid before the House the following communication:

WASHINGTON, DC,
May 9, 2006.

I hereby appoint the Honorable THELMA D. DRAKE to act as Speaker pro tempore on this day.

J. DENNIS HASTERT,
Speaker of the House of Representatives.

¶35.2 MESSAGE FROM THE SENATE

A message from the Senate by Ms. Curtis, one of its clerks, announced that the Senate has passed with an amendment in which the concurrence of the House is requested, a bill of the House of the following title:

H.R. 4939. An Act making emergency supplemental appropriations for the fiscal year ending September 30, 2006, and for other purposes.

The message also announced that the Senate insists upon its amendment to the bill (H.R. 4939) "An Act making emergency supplemental appropriations for the fiscal year ending September 30, 2006, and for other purposes," requests a conference with the House on the disagreeing votes of the two Houses, thereon, and appoints Messrs. COCHRAN, STEVENS, SPECTER, DOMENICI, BOND, MCCONNELL, BURNS, SHELBY, GREGG, BENNETT, CRAIG, Mrs. HUTCHISON, Messrs. DEWINE, BROWNBACK, ALLARD, BYRD, INOUYE, LEAHY, HARKIN, Ms. MIKULSKI, Messrs. REID, KOHL, Mrs. MURRAY, Mr. DORGAN, Mrs. FEINSTEIN, Messrs. DURBIN, JOHNSON, and Ms. LANDREIU, to be the conferees on the part of the Senate.

¶35.3 MORNING-HOUR DEBATE

The SPEAKER pro tempore, Mrs. DRAKE, pursuant to the order of the House of Tuesday, January 31, 2006, recognized Members for morning-hour debate.

¶35.4 RECESS—1:06 P.M.

The SPEAKER pro tempore, Mrs. DRAKE, pursuant to clause 12(a) of

rule I, declared the House in recess at 1 o'clock and 6 minutes p.m., until 2 p.m.

¶35.5 AFTER RECESS—2 P.M.

The SPEAKER pro tempore, Mr. BISHOP of Utah, called the House to order.

¶35.6 APPROVAL OF THE JOURNAL

The SPEAKER pro tempore, Mr. BISHOP of Utah, announced he had examined and approved the Journal of the proceedings of Monday, May 8, 2006.

Pursuant to clause 1, rule I, the Journal was approved.

¶35.7 COMMUNICATIONS

Executive and other communications, pursuant to clause 8, rule XII, were referred as follows:

7336. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting a copy of the Department's ''Country Reports on Terrorism: 2005,'' pursuant to 22 U.S.C. 2656f; to the Committee on International Relations.

7337. A letter from the Deputy Director, Defense Security Cooperation Agency, transmitting pursuant to the reporting requirements of Section 36(b)(1) of the Arms Export Control Act, as amended, Transmittal No. 06-29, concerning the Department of the Air Force's proposed Letter(s) of Offer and Acceptance to Japan for defense articles and services; to the Committee on International Relations.

7338. A letter from the Chairman, United States Sentencing Commission, transmitting a report of amendments to the sentencing guidelines together with the reasons for these amendments, pursuant to 28 U.S.C. 994(o); to the Committee on the Judiciary.

7339. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Safety Zone; Headlands Beach State Park, Mentor, Ohio [CGD09-05-105] (RIN: 1625-AA00) received March 16, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7340. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Safety Zone—Toledo, OH, Maumee River [CGD09-05-106] (RIN: 1625-AA00) received March 16, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7341. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Safety Zone; Erie Bayfront Ground Breaking Fireworks, Presque Isle Bay, Erie, PA [CGD09-05-107] (RIN: 1625-AA00) received March 16, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7342. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Safety Zone; Celebrate Erie, Dobbins Landing, Erie, PA [CGD09-05-109] (RIN: 1625-AA00) received March 16, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7343. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Safety Zone; Carly's Crossing, Buffalo Outer Harbor, Buffalo, NY [CGD09-05-110] (RIN: 1625-AA00) received March 16, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7344. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Safety Zone; Menominee Fireworks Display, Lake Michigan, Menominee, MI [CGD09-05-111] (RIN: 1625-AA00) received March 16, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7345. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Safety Zone; Calumet-Saginaw River, Chicago, IL [CGD09-05-116] (RIN: 1625-AA00) received March 16, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7346. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Safety Zone; Fairport Harbor, Fairport, Ohio [CGD09-05-121] (RIN: 1625-AA00) received March 16, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7347. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Safety Zone; Port of Toledo — Anthony Wayne Bridge, OH, Maumee River [CGD09-05-124] (RIN: 1625-AA00) received March 16, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7348. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Safety Zone; Bonneville Power Administration Over Water Cable Operations, Snake River, WA [CGD13-05-032] (RIN: 1625-AA00) received March 16, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7349. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Safety Zone; Puget Sound Crossing For Kids, Puget Sound, Washington [CGD13-05-035] (RIN: 1625-AA00) received March 16, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7350. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Security Zone; Ribault to St. Johns River [COTP Jacksonville 05-110] (RIN: 1625-AA87) received March 16, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7351. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Safety Zone; Intra Coastal Waterway, Indian River, Brevard County, FL [COTP Jacksonville 05-111] (RIN: 1625-AA00) received March 16, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7352. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Security Zone; Kings Bay to the Sea Bouy at the Entrance of St. Marys River, GA [COTP Jacksonville 05-122] (RIN: 1625-AA87) received March 16, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7353. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Security Zone; Port Canaveral Entrance Channel to Trident Basin, Port Canaveral, FL [COTP Jacksonville 05-123] (RIN: 1625-AA87) received March 16, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7354. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Safety Zone; Port Canaveral Jetties, Port Canaveral, FL [COTP Jacksonville 05-124] (RIN: 1625-AA00) received March 16, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7355. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Security Zone; Port Canaveral Entrance Channel to Trident Basin, Port Canaveral, FL [COTP Jacksonville 05-125] (RIN: 1625-AA87) received March 16, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7356. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Security Zone; Trident Basin, Port Canaveral, FL to the Sea Buoy at the Entrance of the Port Canaveral Channel [COTP Jacksonville 05-126] (RIN: 1625-AA87) received March 16, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7357. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Security Zone; Trident Basin, Port Canaveral, FL to the Sea Buoy at the Entrance of the Port Canaveral Channel [COTP Jacksonville 05-130] (RIN: 1625-AA87) received March 16, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7358. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Safety Zone, Plantation Key, FL [COTP Key West 05-004] (RIN: 1625-AA00) received March 16, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7359. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Safety Zone; Pensacola Caucus Channel and Pensacola Bay Channel, Pensacola, FL [COTP Mobile-05-010] (RIN: 1625-AA00) received March 16, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7360. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Safety Zone; GICW MM60 to GICW MM128, Longbeach, MS to Dauphin Island Bridge, AL [COTP Mobile-05-016] (RIN: 1625-AA00) received March 16, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7361. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Safety Zone; Gulfport, MS thru Bayou La Batre, AL [COTP Mobile-05-017] (RIN: 1625-AA00) received March 16, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7362. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Safety Zone; GICW MM128 to GICW MM155, Mobile, AL to Gulf Shores, AL [COTP Mobile-05-018] (RIN: 1625-AA00) received March 16, 2006, pursuant to 5

U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7363. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Safety Zone; GICW MM155 to GICW MM251 Orange Beach, AL to Highway 331 Choctawhatchee Bay Bridge, FL [COTP Mobile-05-019] (RIN: 1625-AA00) received March 16, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7364. A letter from the Assistant Secretary for Legislative and Intergovernmental Affairs, Department of Homeland Security, transmitting the Department's report on Capabilities and Readiness to Fulfill National Defense Responsibilites, pursuant to Section 426 of the Maritime Transportation Security Act of 2002; to the Committee on Transportation and Infrastructure.

7365. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Airbus Model A321-100 Series Airplanes [Docket No. FAA-2006-23935; Directorate Identifier 2005-NM-060-AD; Amendment 39-14492; AD 2006-04-11] (RIN: 2120-AA64) received April 21, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7366. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; AvCraft Dornier Model 328-100 Airplanes [Docket No. FAA-2005-22813; Directorate Identifier 2002-NM-117-AD; Amendment 39-14493; AD 2000-24-03 R1] (RIN: 2120-AA64) received April 21, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7367. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Raytheon Aircraft Company Model 390 Airplanes [Docket No. FAA-2005-23221; Directorate Identifier 2005-CE-51-AD; Amendment 39-14459; AD 2006-02-07] (RIN: 2120-AA64) received April 21, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7368. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Cessna Model 650 Airplanes [Docket No. 2002-NM-332-AD; Amendment 39-14158; AD 2005-13-21] (RIN: 2120-AA64) received April 21, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7369. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; The Cessna Aircraft Company Models 208 and 208B Airplanes [Docket No. FAA-2005-21275; Directorate Identifier 2005-CE-28-AD; Amendment 39-14515; AD 2006-01-11 R1] (RIN: 2120-AA64) received April 21, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7370. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Dassault Model Falcon 2000 and Falcon 2000EX Airplanes [Docket No. FAA-2006-23716; Dirctorate Identifier 2006-NM-008-AD; Amendment 39-14466; AD 2006-03-02] (RIN: 2120-AA64) received April 21, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7371. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; McDonnel Douglas Model DC-9-14, DC-9-15, and DC-9-15F Airplanes; Model DC-9-20, DC-9-30, DC-9-40, and DC-9-50 Series Airplanes; Model DC-9-81 (MD-81), DC-9-82 (MD-82), DC-9-83 (MD-83), and DC-9-87 (MD-87) Airplanes; Model MD-88 Airplanes; and Model MD-90-30 Airplanes [Docket No. 2002-NM-105-AD; Amendment 39-14441; AD 2006-01-02] (RIN: 2120-AA64) received April 21, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7372. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Pacific Aerospace Corporation Ltd. Model 750XL Airplanes [Docket No. FAA-2005-23473; Directorate Identifier 2005-CE-54-AD; Amendment 39-14451; AD 2005-26-53] (RIN: 2120-AA64) received April 21, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7373. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; The Cessna Aircraft Company Models 208 and 208B Airplanes [Docket No. FAA-2005-21275; Directorate Identifier 2005-CE-28-AD; Amendment 39-14450; AD 2006-01-11] (RIN: 2120-AA64) received April 21, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7374. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Honeywell International Inc. (Formerly AlliedSignal, Inc., Formerly Textron Lycoming, Formerly Avco Lycoming) T3509, T5311, T5313B, T5317A, T5317A-1, and T5317B Series [Docket No. FAA-2004-18038; Directorate Identifier 2004-NE-01-AD; Amendment 39-14444; AD 2006-01-05] (RIN: 2120-AA64) received April 21, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7375. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Gulfstream Aerospace LP Model Gulfstream 100 Airplanes; and Model Astra SPX, and 1125 Westwind Astra Airplanes [Docket No. FAA-2005-22511; Directorate Identifier 2005-NM-120-AD; Amendment 39-14440; AD 2006-01-01] (RIN: 2120-AA64) received April 21, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7376. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Frakes Aviation (Gulfstream American) Model G-73 (Mallard) Series Airplanes and Model G-73 Airplanes That Have Been Converted To Have Turbine Engines [Docket No. FAA-2005-23440; Directorate Identifier 2005-NM-256-AD; Amendment 39-14452; AD 2006-01-51] (RIN: 2120-AA64) received April 21, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7377. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Boeing Model 747-100, 747-100B, 747-200B, 747-200C, 747-200F, 747-400F, 747SR, and 747SP Series Airplanes [Docket No. FAA-2005-22289; Directorate Identifier 2005-NM-101-AD; Amendment 39-14446; AD 2006-01-07] (RIN: 2120-AA64) received April 21, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7378. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; BAE Systems (Operations) Limited Model Avro 146-RJ Airplanes [Docket No. FAA-2005-22792; Directorate Identifier 2005-NM-084-AD; Amendment 39-14447; AD 2006-01-08] (RIN: 2120-AA64) received April 21, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7379. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Airbus Model A300 B2 and B4 Series Airplanes [Docket No. FAA-2005-22035; Directorate Identifier 2005-NM-016-AD; Amendment 39-14442; AD 2006-01-03] (RIN: 2120-AA64) received April 21, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7380. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; BAE Systems (Operations) Limited Model BAe 146-100A and -200A Series Airplanes [Docket No. FAA-2005-22791; Directorate Identifier 2005-NM-083-AD; Amendment 39-14448; AD 2006-01-09] (RIN: 2120-AA64) received April 21, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7381. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Airbus Model A300 B4-600, B4-600R, and F4-600R Series Airplanes, and Model C4-605R Variant F Airplanes (Collectively Called A300-600 Series Airlanes); and Airbus Model A310 Series Airplanes [Docket No. FAA-2005-22053; Directorate Identifier 2004-NM-74-AD; Amendment 39-14449; AD 2006-01-10] (RIN: 2120-AA64) received April 21, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7382. A letter from the Acting General Counsel, Department of Defense, transmitting a copy of legislative proposals as part of the National Defense Authorization Bill for Fiscal Year 2007; jointly to the Committees on Armed Services and Financial Services.

7383. A letter from the Secretary, Federal Trade Commission, transmitting the fifth annual report pursuant to the College Scholarship Fraud Prevention Act of 2000; jointly to the Committees on Education and the Workforce and the Judiciary.

7384. A letter from the Regulations Coordinator, CMS, Department of Health and Human Services, transmitting the Department's ''Major'' final rule — Medicare Program; Prospective Payment System for Long-Term Care Hospitals RY 2007: Annual Payment Rate Updates, Policy Changes, and Clarification [CMS-1485-F] (RIN: 0938-AO06) received May 2, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); jointly to the Committees on Ways and Means and Energy and Commerce.

¶35.8 COMMUNICATION FROM THE MINORITY LEADER—APPOINTMENTS—COMMITTEE ON STANDARDS OF OFFICIAL CONDUCT

The SPEAKER pro tempore, Mr. BISHOP of Utah, laid before the House the following communication, which was read as follows:

HOUSE OF REPRESENTATIVES,
OFFICE OF THE DEMOCRATIC LEADER,
Washington, DC, May 9, 2006.

Hon. J. DENNIS HASTERT,
Speaker, United States House of Representatives Washington, DC.

DEAR MR. SPEAKER: Pursuant to clause 5(a)(4)(A) of rule X of the Rules of the House of Representatives, I designate the following Members to be available for service on an investigative subcommittee of the Committee on Standards of Official Conduct: Mr. Becerra of California, Mr. Capuano of Massachusetts, Mr. Chandler of Kentucky, Mr. Delahunt of Massachusetts, Mr. Schiff of

California, Mr. Scott of Virginia, Ms. Solis of California, Mr. Stupak of Michigan, Ms. Tauscher of California, and Mr. Van Hollen of Maryland.

Sincerely,

NANCY PELOSI,
Democratic Leader.

¶35.9 COMMUNICATION FROM THE CLERK—MESSAGE FROM THE PRESIDENT

The SPEAKER pro tempore, Mr. BISHOP of Utah, laid before the House a communication, which was read as follows:

OFFICE OF THE CLERK,
U.S. HOUSE OF REPRESENTATIVES,
Washington, DC, May 9, 2006.

HON. J. DENNIS HASTERT,
Speaker, U.S. House of Representatives, Washington, D.C.

DEAR MR. SPEAKER: Pursuant to the permission granted in Clause 2(h) of Rule II of the Rules of the U.S. House of Representatives, I have the honor to transmit a sealed envelope received from the White House on May 8, 2006, at 4:43 p.m. and said to contain a message from the President whereby he notifies the Congress he has extended the national emergency with respect to Syria.

With best wishes, I am

Sincerely,

KAREN L. HAAS,
Clerk of the House.

¶35.10 NATIONAL EMERGENCY WITH RESPECT TO SYRIA

The Clerk then read the message from the President, as follows:

To the Congress of the United States:

Section 202(d) of the National Emergencies Act (50 U.S.C. 1622(d)) provides for the automatic termination of a national emergency unless, prior to the anniversary date of its declaration, the President publishes in the *Federal Register* and transmits to the Congress a notice stating that the emergency is to continue in effect beyond the anniversary date. In accordance with this provision, I have sent to the *Federal Register* for publication the enclosed notice, stating that the national emergency declared in Executive Order 13338 of May 11, 2004, and expanded in scope in Executive Order 13399 of April 25, 2006, authorizing the blocking of property of certain persons and prohibiting the exportation and reexportation of certain goods to Syria, is to continue in effect beyond May 11, 2006. The most recent notice continuing this emergency was published in the *Federal Register* on May 10, 2005 (70 FR 24697).

The actions of the Government of Syria in supporting terrorism, interfering in Lebanon, pursuing weapons of mass destruction and missile programs, and undermining United States and international efforts with respect to the stabilization and reconstruction of Iraq, pose a continuing unusual and extraordinary threat to the national security, foreign policy, and economy of the United States. For these reasons, I have determined that it is necessary to continue in effect the national emergency authorizing the blocking of property of certain persons and prohibiting the exportation and reexportation of certain goods to Syria and to maintain in force the sanctions to respond to this threat.

GEORGE W. BUSH.
THE WHITE HOUSE, *May 8, 2006*.

By unanimous consent, the message, together with the accompanying papers, was referred to the Committee on International Relations and ordered to be printed (H. Doc. 109–109).

¶35.11 COMMUNICATION REGARDING SUBPOENA

The SPEAKER pro tempore, Mr. BISHOP of Utah, laid before the House the following communication from Roberta Y. Hopkins, Deputy Chief of Staff, office of the Honorable William J. Jefferson:

CONGRESS OF THE UNITED STATES,
HOUSE OF REPRESENTATIVES,
Washington, DC, May 9, 2006.

Hon. J. DENNIS HASTERT,
Speaker, U.S. House of Representatives, Washington, DC.

DEAR MR. SPEAKER: This is to notify you formally, pursuant to Rule VIII of the Rules of the House of Representatives, that I have been served with a grand jury subpoena for testimony issued by the U.S. District Court for the Eastern District of Virginia.

After consultation with the Office of General Counsel, I have determined that compliance with the subpoena is consistent with the precedents and privileges of the House.

Sincerely,

ROBERTA Y. HOPKINS,
Deputy Chief of Staff.

¶35.12 AMERICAN RIVER PUMP STATION PROJECT TRANSFER

Mr. RADANOVICH moved to suspend the rules and pass the bill (H.R. 4204) to direct the Secretary of the Interior to transfer ownership of the American River Pump Station Project, and for other purposes; as amended.

The SPEAKER pro tempore, Mr. BISHOP of Utah, recognized Mr. RADANOVICH and Mrs. CHRISTENSEN, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and pass said bill, as amended?

The SPEAKER pro tempore, Mr. BISHOP of Utah, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill, as amended, was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill, as amended, was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

¶35.13 UPPER HOUSATONIC VALLEY NATIONAL HERITAGE AREA

Mr. RADANOVICH moved to suspend the rules and pass the bill (H.R. 5311) to establish the Upper Housatonic Valley National Heritage Area.

The SPEAKER pro tempore, Mr. BISHOP of Utah, recognized Mr. RADANOVICH and Mrs. CHRISTENSEN, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and pass said bill?

The SPEAKER pro tempore, Mr. BISHOP of Utah, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

¶35.14 PUYALLUP INDIAN TRIBE LAND CONVEYANCE

Mr. RADANOVICH moved to suspend the rules and pass the bill of the Senate (S. 1382) to require the Secretary of the Interior to accept the conveyance of certain land, to be held in trust for the benefit of the Puyallup Indian tribe.

The SPEAKER pro tempore, Mr. BISHOP of UTAH, recognized Mr. RADANOVICH and Mrs. CHRISTENSEN, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and pass said bill?

The SPEAKER pro tempore, Mr. BISHOP of Utah, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk notify the Senate thereof.

¶35.15 HEROES EARNED RETIREMENT OPPORTUNITIES

Mr. Sam JOHNSON of Texas moved to suspend the rules and agree to the resolution (H. Res. 803):

Resolved, That upon the adoption of this resolution the bill (H.R. 1499) entitled ''An Act to amend the Internal Revenue Code of 1986 to allow members of the Armed Forces serving in a combat zone to make contributions to their individual retirement plans even if the compensation on which such contribution is based is excluded from gross income, and for other purposes'', with the Senate amendment thereto, shall be considered to have been taken from the Speaker's table to the end that the Senate amendment thereto be, and the same is hereby, agreed to with an amendment as follows:

Add at the end of the Senate amendment the following:

Page 3, after line 3, insert the following new subsection:

(c) CONTRIBUTIONS FOR TAXABLE YEARS ENDING BEFORE ENACTMENT.—

(1) IN GENERAL.—In the case of any taxpayer with respect to whom compensation was excluded from gross income under section 112 of the Internal Revenue Code of 1986 for any taxable year beginning after December 31, 2003, and ending before the date of the

enactment of this Act, any contribution to an individual retirement plan made on account of such taxable year and not later than the last day of the 3-year period beginning on the date of the enactment of this Act shall be treated, for purposes of such Code, as having been made on the last day of such taxable year.

(2) WAIVER OF LIMITATIONS.—

(A) CREDIT OR REFUND.—If the credit or refund of any overpayment of tax resulting from a contribution to which paragraph (1) applies is prevented at any time by the operation of any law or rule of law (including res judicata), such credit or refund may nevertheless be allowed or made if the claim therefor is filed before the close of the 1-year period beginning on the date that such contribution is made (determined without regard to paragraph (1)).

(B) ASSESSMENT OF DEFICIENCY.—The period for assessing a deficiency attributable to a contribution to which paragraph (1) applies shall not expire before the close of the 3-year period beginning on the date that such contribution is made. Such deficiency may be assessed before the expiration of such 3-year period notwithstanding the provisions of any other law or rule of law which would otherwise prevent such assessment.

(3) INDIVIDUAL RETIREMENT PLAN DEFINED.—For purposes of this subsection, the term ''individual retirement plan'' has the meaning given such term by section 7701(a)(37) of such Code.

The SPEAKER pro tempore, Mr. BISHOP of Utah, recognized Mr. Sam JOHNSON of Texas and Mr. LEVIN, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and agree to said resolution?

The SPEAKER pro tempore, Mr. BISHOP of Utah, announced that two-thirds of the Members present had voted in the affirmative.

Mr. LEVIN demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mr. BISHOP of Utah, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed.

¶35.16 CRITICAL ACCESS HOSPITALS

Mr. RENZI moved to suspend the rules and pass the bill (H.R. 4912) to amend section 242 of the National Housing Act to extend the exemption for critical access hospitals under the FHA program for mortgage insurance for hospitals.

The SPEAKER pro tempore, Mr. BISHOP of Utah, recognized Mr. RENZI and Mr. BACA, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and pass said bill?

The SPEAKER pro tempore, Mr. PRICE of Georgia, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

¶35.17 BYRON NELSON CONGRESSIONAL GOLD MEDAL

Mr. RENZI moved to suspend the rules and pass the bill (H.R. 4902) to award a Congressional gold medal to Byron Nelson in recognition of his significant contributions to the game of golf as a player, a teacher, and a commentator.

The SPEAKER pro tempore, Mr. PRICE of Georgia, recognized Mr. RENZI and Mr. BACA, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and pass said bill?

The SPEAKER pro tempore, Mr. PRICE of Georgia, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

¶35.18 CY YOUNG AWARD WINNER CHRIS CARPENTER

Mrs. MILLER of Michigan moved to suspend the rules and agree to the following resolution (H. Res. 627):

Whereas Chris Carpenter of the St. Louis Cardinals was named the Cy Young Award winner for being the best pitcher in the National League during the 2005 Major League Baseball season;

Whereas during the 2005 season Chris Carpenter posted a record of 21 wins and 5 losses and an outstanding winning percentage of .808;

Whereas in 2005 Chris Carpenter had an earned run average of 2.83, one of the best in Major League Baseball; and

Whereas Chris Carpenter has demonstrated an outstanding ability to overcome injury and adversity and won the Player's Choice National League Comeback Player of the Year award in 2004: Now, therefore, be it

Resolved, That the House of Representatives congratulates Chris Carpenter on being named the Cy Young Award winner for the National League for the 2005 Major League Baseball season.

The SPEAKER pro tempore, Mr. PRICE of Georgia, recognized Mrs. MILLER of Michigan and Mr. CARNAHAN, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and agree to said resolution?

The SPEAKER pro tempore, Mr. PRICE of Georgia, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said resolution was agreed to.

A motion to reconsider the vote whereby the rules were suspended and said resolution was agreed to was, by unanimous consent, laid on the table.

¶35.19 RESPECT FOR AMERICA'S FALLEN HEROES

Mr. BUYER moved to suspend the rules and pass the bill (H.R. 5037) to amend titles 38 and 18, United States Code, to prohibit certain demonstrations at cemeteries under the control of the National Cemetery Administration and at Arlington National Cemetery, and for other purposes.

The SPEAKER pro tempore, Mr. PRICE of Georgia, recognized Mr. BUYER and Mr. REYES, each for 20 minutes.

After debate,

By unanimous consent, the time for debate was extended by 10 minutes to be equally divided and controlled by Mr. BUYER and Mr. REYES.

After further debate,

The question being put, viva voce,

Will the House suspend the rules and pass said bill?

The SPEAKER pro tempore, Mr. PRICE of Georgia, announced that two-thirds of the Members present had voted in the affirmative.

Mr. BUYER demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mr. PRICE of Georgia, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed.

¶35.20 JACK C. MONTGOMERY DEPARTMENT OF VETERANS AFFAIRS MEDICAL CENTER

Mr. BUYER moved to suspend the rules and pass the bill (H.R. 3829) to designate the Department of Veterans Affairs Medical Center in Muskogee, Oklahoma, as the Jack C. Montgomery Department of Veterans Affairs Medical Center.

The SPEAKER pro tempore, Mr. PRICE of Georgia, recognized Mr. BUYER and Mr. MICHAUD, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and pass said bill?

The SPEAKER pro tempore, Mr. PRICE of Georgia, announced that two-thirds of the Members present had voted in the affirmative.

Mr. BUYER demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mr. PRICE of Georgia, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed.

¶35.21 SUBMISSION OF CONFERENCE REPORT—H.R. 4297

Mr. THOMAS submitted a conference report (Rept. No. 109–455) on the bill

(H.R. 4297) to provide for reconciliation pursuant to section 201(b) of the concurrent resolution on the budget for fiscal year 2006; together with a statement thereon, for printing in the CONGRESSIONAL RECORD under the rule.

¶35.22 RECESS—4:26 P.M.

The SPEAKER pro tempore, Mr. PRICE of Georgia, pursuant to clause 12(a) of rule I, declared the House in recess at 4 o'clock and 26 minutes p.m., until approximately 6:30 p.m.

¶35.23 AFTER RECESS—6:32 P.M.

The SPEAKER pro tempore, Mr. PORTER, called the House to order.

¶35.24 BOARD OF VISITORS TO THE UNITED STATES MERCHANT MARINE ACADEMY

The SPEAKER pro tempore, Mr. PORTER, announced that the Speaker, pursuant to 46 United States Code 1295b(h), and the order of the House of December 18, 2005, appointed the following Member of the House to the Board of Visitors of the United States Merchant Marine Academy: Mrs. MCCARTHY.

Ordered, That the Clerk notify the Senate of the foregoing appointment.

¶35.25 H. RES. 803—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mr. PORTER, pursuant to clause 8, rule XX, announced the unfinished business to be the motion to suspend the rules and agree to the resolution (H. Res. 803) providing for the concurrence by the House with an amendment to the amendment of the Senate to H.R. 1499.

The question being put,

Will the House suspend the rules and agree to said resolution?

The vote was taken by electronic device.

It was decided in the affirmative ..... { Yeas ..... 412 / Nays ..... 0 }

¶35.26 [Roll No. 128]

YEAS—412

Abercrombie
Ackerman
Aderholt
Akin
Alexander
Allen
Baca
Bachus
Baird
Baker
Baldwin
Barrett (SC)
Barrow
Bartlett (MD)
Barton (TX)
Bass
Bean
Beauprez
Becerra
Berkley
Berman
Berry
Biggert
Bilirakis
Bishop (GA)
Bishop (NY)
Bishop (UT)
Blackburn
Blumenauer
Blunt
Boehlert
Boehner
Bonilla
Bonner
Bono
Boozman
Boren
Boswell
Boucher
Boustany
Boyd
Bradley (NH)
Brady (PA)
Brady (TX)
Brown (OH)
Brown (SC)
Brown-Waite, Ginny
Burgess
Burton (IN)
Butterfield
Buyer
Calvert
Camp (MI)
Campbell (CA)
Cannon
Cantor
Capito
Capps
Capuano
Cardin
Carnahan
Carson
Carter
Case
Castle
Chabot
Chandler
Chocola
Cleaver
Clyburn
Coble
Cole (OK)
Conaway
Conyers
Cooper
Costa
Costello
Cramer
Crenshaw
Crowley
Cubin
Cuellar
Culberson
Cummings
Davis (AL)
Davis (CA)
Davis (IL)
Davis (TN)
Davis, Jo Ann
Davis, Tom
Deal (GA)
DeFazio
DeGette
Delahunt
DeLauro
DeLay
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Dicks
Dingell
Doggett
Doolittle
Doyle
Drake
Dreier
Duncan
Edwards
Ehlers
Emanuel
Emerson
Engel
English (PA)
Eshoo
Etheridge
Everett
Farr
Fattah
Ferguson
Filner
Fitzpatrick (PA)
Flake
Foley
Forbes
Ford
Fortenberry
Fossella
Foxx
Frank (MA)
Franks (AZ)
Frelinghuysen
Gallegly
Garrett (NJ)
Gerlach
Gibbons
Gilchrest
Gillmor
Gingrey
Gohmert
Gonzalez
Goode
Goodlatte
Gordon
Granger
Graves
Green, Al
Green, Gene
Grijalva
Gutknecht
Hall
Harman
Harris
Hart
Hastings (FL)
Hastings (WA)
Hayes
Hayworth
Hefley
Hensarling
Herger
Herseth
Higgins
Hinchey
Hinojosa
Hobson
Hoekstra
Holden
Holt
Honda
Hooley
Hostettler
Hoyer
Hulshof
Hunter
Hyde
Inglis (SC)
Inslee
Israel
Issa
Istook
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Jenkins
Jindal
Johnson (CT)
Johnson (IL)
Johnson, E. B.
Johnson, Sam
Jones (NC)
Jones (OH)
Kanjorski
Kaptur
Keller
Kelly
Kennedy (MN)
Kildee
Kilpatrick (MI)
Kind
King (IA)
King (NY)
Kingston
Kirk
Kline
Knollenberg
Kolbe
Kucinich
Kuhl (NY)
LaHood
Langevin
Lantos
Larson (CT)
Latham
LaTourette
Leach
Lee
Levin
Lewis (CA)
Lewis (GA)
Lewis (KY)
Linder
Lipinski
LoBiondo
Lofgren, Zoe
Lowey
Lucas
Lungren, Daniel E.
Lynch
Mack
Maloney
Manzullo
Marchant
Markey
Marshall
Matheson
Matsui
McCarthy
McCaul (TX)
McCollum (MN)
McCotter
McCrery
McDermott
McGovern
McHenry
McHugh
McIntyre
McKeon
McKinney
McMorris
McNulty
Meek (FL)
Meeks (NY)
Melancon
Mica
Michaud
Millender-McDonald
Miller (FL)
Miller (MI)
Miller (NC)
Miller, Gary
Miller, George
Moore (KS)
Moore (WI)
Moran (KS)
Moran (VA)
Murtha
Musgrave
Myrick
Nadler
Napolitano
Neal (MA)
Neugebauer
Ney
Northup
Norwood
Nunes
Oberstar
Obey
Olver
Ortiz
Otter
Owens
Oxley
Pallone
Pascrell
Pastor
Paul
Pearce
Pelosi
Pence
Peterson (MN)
Peterson (PA)
Petri
Pickering
Pitts
Platts
Poe
Pombo
Pomeroy
Porter
Price (GA)
Price (NC)
Pryce (OH)
Putnam
Radanovich
Rahall
Ramstad
Rangel
Regula
Rehberg
Reichert
Renzi
Reyes
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Ros-Lehtinen
Ross
Rothman
Roybal-Allard
Royce
Ruppersberger
Rush
Ryan (OH)
Ryan (WI)
Ryun (KS)
Sabo
Salazar
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Saxton
Schakowsky
Schiff
Schmidt
Schwartz (PA)
Schwarz (MI)
Scott (GA)
Scott (VA)
Sensenbrenner
Serrano
Sessions
Shadegg
Shaw
Shays
Sherman
Sherwood
Shimkus
Shuster
Simmons
Simpson
Skelton
Slaughter
Smith (NJ)
Smith (TX)
Snyder
Sodrel
Solis
Souder
Spratt
Stark
Stearns
Stupak
Sullivan
Sweeney
Tancredo
Tanner
Tauscher
Taylor (MS)
Taylor (NC)
Terry
Thomas
Thompson (CA)
Thompson (MS)
Thornberry
Tiahrt
Tiberi
Tierney
Towns
Turner
Udall (CO)
Udall (NM)
Upton
Van Hollen
Velázquez
Visclosky
Walden (OR)
Walsh
Wamp
Wasserman Schultz
Waters
Watson
Watt
Waxman
Weiner
Weldon (FL)
Weldon (PA)
Weller
Westmoreland
Wexler
Whitfield
Wicker
Wilson (NM)
Wilson (SC)
Wolf
Woolsey
Wu
Wynn
Young (AK)
Young (FL)

NOT VOTING—20

Andrews
Brown, Corrine
Cardoza
Clay
Davis (FL)
Davis (KY)
Evans
Feeney
Green (WI)
Gutierrez
Kennedy (RI)
Larsen (WA)
Meehan
Mollohan
Murphy
Nussle
Osborne
Payne
Smith (WA)
Strickland

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said resolution was agreed to.

A motion to reconsider the vote whereby the rules were suspended and said resolution was agreed to was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said amendment.

¶35.27 H.R. 5037—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mr. PORTER, pursuant to clause 8, rule XX, announced the further unfinished business to be the motion to suspend the rules and pass the bill (H.R. 5037) to amend titles 38 and 18, United States Code, to prohibit certain demonstrations at cemeteries under the control of the National Cemetery Administration and at Arlington National Cemetery, and for other purposes.

The question being put,

Will the House suspend the rules and pass said bill?

The vote was taken by electronic device.

It was decided in the affirmative ..... { Yeas ..... 408 / Nays ..... 3 }

¶35.28 [Roll No. 129]

YEAS—408

Abercrombie
Ackerman
Aderholt
Akin
Alexander
Allen
Baca
Bachus
Baird
Baker
Baldwin
Barrow
Bartlett (MD)
Barton (TX)
Bass
Bean
Beauprez
Becerra
Berkley
Berman
Berry
Biggert
Bilirakis
Bishop (GA)
Bishop (NY)
Bishop (UT)
Blackburn
Blumenauer
Blunt
Boehlert
Boehner
Bonilla
Bonner
Bono
Boozman
Boren
Boswell
Boucher
Boustany
Boyd
Bradley (NH)
Brady (PA)
Brady (TX)
Brown (OH)
Brown (SC)
Brown-Waite, Ginny
Burgess
Burton (IN)
Butterfield
Buyer
Calvert
Camp (MI)
Campbell (CA)
Cannon
Cantor
Capito
Capps
Capuano
Cardin
Carnahan
Carson
Carter
Case
Castle
Chabot
Chandler
Chocola
Cleaver
Clyburn
Coble
Cole (OK)
Conaway
Conyers
Cooper
Costa
Costello
Cramer
Crenshaw
Crowley
Cubin
Cuellar
Culberson
Cummings
Davis (AL)
Davis (CA)
Davis (IL)
Davis (TN)
Davis, Jo Ann
Davis, Tom
Deal (GA)
DeFazio
DeGette
Delahunt
DeLauro
DeLay
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Dicks
Dingell
Doggett
Doolittle
Doyle
Drake
Dreier
Duncan
Edwards
Ehlers
Emanuel
Emerson
Engel
English (PA)
Eshoo
Etheridge
Everett
Farr

Fattah
Ferguson
Filner
Fitzpatrick (PA)
Flake
Foley
Forbes
Ford
Fortenberry
Fossella
Foxx
Franks (AZ)
Frelinghuysen
Gallegly
Garrett (NJ)
Gerlach
Gibbons
Gilchrest
Gillmor
Gingrey
Gohmert
Gonzalez
Goode
Goodlatte
Gordon
Granger
Graves
Green, Al
Green, Gene
Grijalva
Gutknecht
Hall
Harman
Harris
Hart
Hastings (FL)
Hastings (WA)
Hayes
Hayworth
Hefley
Hensarling
Herger
Herseth
Higgins
Hinchey
Hinojosa
Hobson
Hoekstra
Holden
Holt
Honda
Hooley
Hostettler
Hoyer
Hulshof
Hunter
Hyde
Inglis (SC)
Inslee
Israel
Issa
Istook
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Jenkins
Jindal
Johnson (CT)
Johnson (IL)
Johnson, E. B.
Johnson, Sam
Jones (NC)
Jones (OH)
Kanjorski
Kaptur
Keller
Kelly
Kennedy (MN)
Kildee
Kilpatrick (MI)
Kind
King (IA)
King (NY)
Kingston
Kirk
Kline
Knollenberg
Kolbe
Kucinich
Kuhl (NY)
LaHood
Langevin
Lantos
Larson (CT)
Latham
LaTourette
Leach
Lee
Levin
Lewis (CA)
Lewis (GA)
Lewis (KY)
Linder
Lipinski
LoBiondo
Lofgren, Zoe
Lowey
Lucas
Lungren, Daniel E.
Lynch
Mack
Maloney
Manzullo
Marchant
Markey
Marshall
Matheson
Matsui
McCarthy
McCaul (TX)
McCollum (MN)
McCotter
McCrery
McDermott
McGovern
McHenry
McHugh
McIntyre
McKeon
McKinney
McMorris
McNulty
Meek (FL)
Meeks (NY)
Melancon
Mica
Michaud
Millender-McDonald
Miller (FL)
Miller (MI)
Miller (NC)
Miller, Gary
Miller, George
Moore (KS)
Moore (WI)
Moran (KS)
Moran (VA)
Murtha
Musgrave
Myrick
Nadler
Napolitano
Neal (MA)
Neugebauer
Ney
Northup
Norwood
Nunes
Oberstar
Obey
Olver
Ortiz
Otter
Owens
Oxley
Pallone
Pascrell
Pastor
Pearce
Pelosi
Pence
Peterson (MN)
Peterson (PA)
Petri
Pickering
Pitts
Platts
Poe
Pombo
Pomeroy
Porter
Price (GA)
Price (NC)
Pryce (OH)
Putnam
Radanovich
Rahall
Ramstad
Rangel
Regula
Rehberg
Reichert
Renzi
Reyes
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Ros-Lehtinen
Ross
Rothman
Roybal-Allard
Royce
Ruppersberger
Rush
Ryan (OH)
Ryan (WI)
Ryun (KS)
Sabo
Salazar
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Saxton
Schakowsky
Schiff
Schmidt
Schwartz (PA)
Schwarz (MI)
Scott (GA)
Scott (VA)
Sensenbrenner
Serrano
Sessions
Shadegg
Shaw
Shays
Sherman
Sherwood
Shimkus
Shuster
Simmons
Simpson
Skelton
Slaughter
Smith (NJ)
Smith (TX)
Snyder
Sodrel
Solis
Souder
Spratt
Stark
Stearns
Stupak
Sullivan
Sweeney
Tancredo
Tanner
Tauscher
Taylor (MS)
Taylor (NC)
Terry
Thomas
Thompson (CA)
Thompson (MS)
Thornberry
Tiahrt
Tiberi
Tierney
Towns
Turner
Udall (CO)
Udall (NM)
Upton
Van Hollen
Velázquez
Visclosky
Walden (OR)
Walsh
Wamp
Wasserman Schultz
Waters
Watson
Watt
Waxman
Weiner
Weldon (FL)
Weldon (PA)
Weller
Westmoreland
Wexler
Whitfield
Wicker
Wilson (NM)
Wilson (SC)
Wolf
Woolsey
Wynn
Young (AK)
Young (FL)

NAYS—3

Frank (MA) Paul Wu

NOT VOTING—21

Andrews
Barrett (SC)
Brown, Corrine
Cardoza
Clay
Davis (FL)
Davis (KY)
Evans
Feeney
Green (WI)
Gutierrez
Kennedy (RI)
Larsen (WA)
Meehan
Mollohan
Murphy
Nussle
Osborne
Payne
Smith (WA)
Strickland

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

¶35.29 H.R. 3829—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mr. PORTER, pursuant to clause 8, rule XX, announced the further unfinished business to be the motion to suspend the rules and pass the bill (H.R. 3829) to designate the Department of Veterans Affairs Medical Center in Muskogee, Oklahoma, as the Jack C. Montgomery Department of Veterans Affairs Medical Center.

The question being put,

Will the House suspend the rules and pass said bill?

The vote was taken by electronic device.

It was decided in the affirmative ..... { Yeas ..... 407 / Nays 0

¶35.30 [Roll No. 130]

YEAS—407

Abercrombie
Ackerman
Aderholt
Akin
Alexander
Allen
Baca
Bachus
Baird
Baker
Baldwin
Barrett (SC)
Barrow
Bartlett (MD)
Barton (TX)
Bass
Bean
Beauprez
Becerra
Berkley
Berman
Berry
Biggert
Bilirakis
Bishop (GA)
Bishop (NY)
Bishop (UT)
Blackburn
Blumenauer
Blunt
Boehlert
Boehner
Bonilla
Bonner
Bono
Boozman
Boren
Boswell
Boucher
Boustany
Boyd
Bradley (NH)
Brady (PA)
Brady (TX)
Brown (OH)
Brown (SC)
Brown-Waite, Ginny
Burgess
Burton (IN)
Buyer
Calvert
Camp (MI)
Campbell (CA)
Cannon
Cantor
Capito
Capps
Capuano
Cardin
Carnahan
Carson
Carter
Case
Castle
Chabot
Chandler
Chocola
Cleaver
Clyburn
Coble
Cole (OK)
Conaway
Conyers
Cooper
Costa
Costello
Cramer
Crenshaw
Cubin
Cuellar
Culberson
Cummings
Davis (AL)
Davis (CA)
Davis (IL)
Davis (TN)
Davis, Jo Ann
Davis, Tom
Deal (GA)
DeFazio
DeGette
Delahunt
DeLauro
DeLay
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Dicks
Dingell
Doggett
Doolittle
Doyle
Drake
Dreier
Duncan
Edwards
Ehlers
Emanuel
Emerson
Engel
English (PA)
Eshoo
Etheridge
Everett
Farr
Fattah
Ferguson
Filner
Fitzpatrick (PA)
Flake
Foley
Forbes
Ford
Fortenberry
Fossella
Foxx
Frank (MA)
Franks (AZ)
Frelinghuysen
Gallegly
Garrett (NJ)
Gerlach
Gibbons
Gilchrest
Gillmor
Gingrey
Gohmert
Gonzalez
Goode
Goodlatte
Gordon
Granger
Graves
Green, Al
Green, Gene
Grijalva
Gutknecht
Hall
Harman
Harris
Hart
Hastings (FL)
Hastings (WA)
Hayes
Hayworth
Hefley
Hensarling
Herger
Herseth
Higgins
Hinchey
Hinojosa
Hobson
Hoekstra
Holden
Holt
Honda
Hooley
Hostettler
Hoyer
Hulshof
Hunter
Hyde
Inglis (SC)
Inslee
Israel
Issa
Istook
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Jenkins
Jindal
Johnson (CT)
Johnson (IL)
Johnson, E. B.
Jones (NC)
Jones (OH)
Kanjorski
Kaptur
Keller
Kelly
Kennedy (MN)
Kildee
Kilpatrick (MI)
Kind
King (IA)
King (NY)
Kingston
Kirk
Kline
Knollenberg
Kolbe
Kucinich
Kuhl (NY)
LaHood
Langevin
Lantos
Larson (CT)
Latham
LaTourette
Leach
Lee
Levin
Lewis (CA)
Lewis (GA)
Lewis (KY)
Linder
Lipinski
LoBiondo
Lofgren, Zoe
Lowey
Lucas
Lungren, Daniel E.
Lynch
Mack
Maloney
Manzullo
Marchant
Markey
Marshall
Matheson
Matsui
McCarthy
McCaul (TX)
McCollum (MN)
McCotter
McCrery
McDermott
McGovern
McHenry
McHugh
McIntyre
McKeon
McKinney
McMorris
McNulty
Meehan
Meek (FL)
Meeks (NY)
Melancon
Mica
Michaud
Millender-McDonald
Miller (FL)
Miller (MI)
Miller (NC)
Miller, Gary
Miller, George
Moore (KS)
Moore (WI)
Moran (KS)
Moran (VA)
Murtha
Musgrave
Myrick
Nadler
Napolitano
Neal (MA)
Neugebauer
Ney
Northup
Norwood
Nunes
Oberstar
Obey
Olver
Ortiz
Otter
Owens
Pallone
Pascrell
Pastor
Paul
Pearce
Pelosi
Peterson (MN)
Peterson (PA)
Petri
Pickering
Pitts
Platts
Poe
Pombo
Pomeroy
Porter
Price (GA)
Price (NC)
Pryce (OH)
Putnam
Radanovich
Rahall
Ramstad
Rangel
Regula
Rehberg
Reichert
Renzi
Reyes
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Ros-Lehtinen
Ross
Rothman
Roybal-Allard
Royce
Ruppersberger
Rush
Ryan (OH)
Ryan (WI)
Ryun (KS)
Sabo
Salazar
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Schakowsky
Schiff
Schmidt
Schwartz (PA)
Schwarz (MI)
Scott (GA)
Scott (VA)
Sensenbrenner
Serrano
Sessions
Shadegg
Shaw
Shays
Sherman
Sherwood
Shimkus
Shuster
Simmons
Simpson
Skelton
Slaughter
Smith (NJ)
Smith (TX)
Snyder
Sodrel
Solis
Souder
Spratt
Stark
Stearns
Stupak
Sullivan
Sweeney
Tancredo
Tanner
Tauscher
Taylor (MS)
Taylor (NC)
Terry
Thomas
Thompson (CA)
Thompson (MS)
Thornberry
Tiahrt
Tiberi
Tierney
Towns
Turner
Udall (CO)
Udall (NM)
Upton
Van Hollen
Velázquez
Visclosky
Walden (OR)
Walsh
Wamp
Wasserman Schultz
Waters
Watson
Watt
Waxman
Weiner
Weldon (FL)
Weldon (PA)
Weller
Westmoreland
Wexler
Whitfield
Wicker
Wilson (NM)
Wilson (SC)
Wolf
Woolsey
Wu
Wynn
Young (AK)
Young (FL)

NOT VOTING—25

Andrews
Brown, Corrine
Butterfield
Cardoza
Clay
Crowley
Davis (FL)
Davis (KY)
Evans
Feeney
Green (WI)
Gutierrez
Johnson, Sam
Kennedy (RI)
Larsen (WA)
Mollohan
Murphy
Nussle

Osborne	Pence	Strickland
Oxley	Saxton	
Payne	Smith (WA)	

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

¶35.31 ADVERSE REPORT ON H. RES. 752

Mr. SHAYS, by direction of the Committee on Government Reform, submitted a privileged adverse report (Rept. No. 109–457) on the resolution (H. Res. 752) requesting the President to transmit to the House of Representatives not later than 14 days after the date of adoption of this resolution documents in the possession of the President relating to the receipt and consideration by the Executive Office of the President of any information concerning the variation between the version of S. 1932 the Deficit Reduction Act of 2005, that the House of Representatives passed on February 1, 2006, and the version of the bill that the President signed on February 8, 2006; referred to the House Calendar and ordered printed.

¶35.32 WAIVING POINTS OF ORDER AGAINST THE CONFERENCE REPORT TO H.R. 4297

Mr. GINGREY, by direction of the Committee on Rules, reported (Rept. No. 109–458) the resolution (H. Res. 805) waiving points of order against the conference report to accompany the bill (H.R. 4297) to provide for reconciliation pursuant to section 201(b) of the concurrent resolution on the budget for fiscal year 2006.

When said resolution and report were referred to the House Calendar and ordered printed.

¶35.33 PROVIDING FOR CONSIDERATION OF H.R. 5122

Mr. GINGREY, by direction of the Committee on Rules, reported (Rept. No. 109–459) the resolution (H. Res. 806) providing for the consideration of the bill (H.R. 5122) to authorize appropriations for fiscal year 2007 for military activities of the Department of Defense, to prescribe military personnel strengths for fiscal year 2007, and for other purposes.

When said resolution and report were referred to the House Calendar and ordered printed.

¶35.34 ENROLLED JOINT RESOLUTION SIGNED

Mrs. Haas, Clerk of the House, reported and found truly enrolled a bill of the House of the following title, which was thereupon signed by the Speaker:

H.J. Res. 83. A joint resolution to memorialize and honor the contribution of Chief Justice William H. Rehnquist.

¶35.35 LEAVE OF ABSENCE

By unanimous consent, leave of absence was granted—

To Mr. CARDOZA, for today and balance of the week;

To Mr. DAVIS of Kentucky, for today;

To Mr. MURPHY, for today and May 10; and

To Mr. OSBORNE, for today and May 10 until 5 p.m.

And then,

¶35.36 ADJOURNMENT

On motion of Mr. ROSS, at midnight, the House adjourned.

¶35.37 REPORTS OF COMMITTEES ON PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XIII, reports of committees were delivered to the Clerk for printing and reference to the proper calendar, as follows:

Mr. THOMAS: Committee of Conference. Conference report on H.R. 4297. A bill to provide for reconciliation pursuant to section 201(b) of the concurrent resolution on the budget for fiscal year 2006 (Rept. 109–455). Ordered to be printed.

Mr. BOEHLERT: Committee on Science. H.R. 5143. A bill to authorize the Secretary of Energy to establish monetary prizes for achievements in overcoming scientific and technical barriers associated with hydrogen energy; with an amendment (Rept. 109–456). Referred to the Committee of the Whole House on the State of the Union.

Mr. TOM DAVIS of Virginia: Committee on Government Reform. House Resolution 752. Resolution requesting the President to transmit to the House of Representatives not later than 14 days after the date of adoption of this resolution documents in the possession of the President relating to the receipt and consideration by the Executive Office of the President of any information concerning the variation between the version of S. 1932, the Deficit Reduction Act of 2005, that the House of Representatives passed on February 1, 2006, and the version of the bill that the President signed on February 8, 2006; adversely (Rept. 109–457). Referred to the House Calendar.

Mr. HASTINGS of Washington: Committee on Rules. House Resolution 805. Resolution waiving points of order against the conference report to accompany the bill (H.R. 4297) to provide for reconciliation pursuant to section 201(b) of the concurrent resolution on the budget for fiscal year 2006 (Rept. 109–458). Referred to the House Calendar.

Mr. COLE of Oklahoma: Committee on Rules. House Resolution 806. Resolution providing for consideration of the bill (H.R. 5122) to authorize appropriations for fiscal year 2007 for military activities of the Department of Defense, to prescribe military personnel strengths for fiscal year 2007, and for other purposes (Rept. 109–459). Referred to the House Calendar.

¶35.38 PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XII, public bills and resolutions were introduced and severally referred, as follows:

By Mr. YOUNG of Alaska (for himself, Mr. HAYWORTH, Mr. RENZI, Mr. COLE of Oklahoma, Mr. RAHALL, Mr. OBERSTAR, Mr. PALLONE, Mr. BACA, Mr. CASE, Ms. BORDALLO, Mr. HONDA, Mr. UDALL of New Mexico, Mr. KILDEE, and Mr. WAXMAN):

H.R. 5312. A bill to amend the Indian Health Care Improvement Act to revise and extend that Act; to the Committee on Resources, and in addition to the Committees on Energy and Commerce, and Ways and Means, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. GERLACH (for himself, Mr. KIRK, Mrs. MILLER of Michigan, Mrs. BIGGERT, Mr. WELDON of Pennsylvania, and Mr. REICHERT):

H.R. 5313. A bill to reserve a small percentage of the amounts made available to the Secretary of Agriculture for the farmland protection program to fund challenge grants to encourage the purchase of conservation easements and other interests in land to be held by a State agency, county, or other eligible entity, and for other purposes; to the Committee on Agriculture.

By Mr. SHAW (for himself, Mr. KIRK, Mr. FOLEY, Mr. COLE of Oklahoma, Mr. WELLER, Mrs. MILLER of Michigan, Mrs. BIGGERT, Mr. RAMSTAD, and Mr. DAVIS of Kentucky):

H.R. 5314. A bill to amend the Internal Revenue Code of 1986 to improve and expand education savings accounts; to the Committee on Ways and Means.

By Mr. CARDOZA:

H.R. 5315. A bill to amend the Federal Financial Management Improvement Act of 1996 to require the head of an agency to be reconfirmed by the Senate unless the agency is found to be in compliance with the requirements of such Act, as reported by the Comptroller General; to the Committee on Government Reform.

By Mr. YOUNG of Alaska (for himself, Mr. OBERSTAR, Mr. TOM DAVIS of Virginia, Mr. OBEY, Mr. SHUSTER, Ms. NORTON, Mr. SHAW, Mr. RAHALL, Mr. BAKER, Mr. DEFAZIO, Mr. BACHUS, Mr. COSTELLO, Mr. BUYER, Mr. NADLER, Mr. MICA, Ms. CORRINE BROWN of Florida, Mr. FOLEY, Mr. FILNER, Mrs. KELLY, Ms. EDDIE BERNICE JOHNSON of Texas, Mr. LATOURETTE, Mr. TAYLOR of Mississippi, Mrs. MYRICK, Ms. MILLENDER-MCDONALD, Mr. WAMP, Mr. CUMMINGS, Mrs. EMERSON, Mr. BLUMENAUER, Ms. GRANGER, Mr. BOSWELL, Mr. PICKERING, Mr. HOLDEN, Mrs. JO ANN DAVIS of Virginia, Mr. BAIRD, Mr. MILLER of Florida, Ms. BERKLEY, Mr. BONNER, Mr. MATHESON, Mr. COLE of Oklahoma, Mr. HONDA, Mr. BOUSTANY, Mr. LARSEN of Washington, Mr. JINDAL, Mr. CAPUANO, Mr. KUHL of New York, Mr. WEINER, Mr. POE, Ms. CARSON, Mr. BISHOP of New York, Mr. DAVIS of Tennessee, Mr. CHANDLER, Mr. HIGGINS, Mr. CARNAHAN, Ms. SCHWARTZ of Pennsylvania, and Mr. FORD):

H.R. 5316. A bill to reestablish the Federal Emergency Management Agency as a cabinet-level independent establishment in the executive branch that is responsible for the Nation's preparedness for, response to, recovery from, and mitigation against disasters, and for other purposes; to the Committee on Transportation and Infrastructure, and in addition to the Committees on Homeland Security, and Government Reform, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. HAYES (for himself, Mrs. KELLY, Mr. MCHENRY, and Mr. WILSON of South Carolina):

H.R. 5317. A bill to amend the Internal Revenue Code of 1986 to increase the incentives for E-85 fuel vehicle refueling property; to the Committee on Ways and Means.

By Mr. SENSENBRENNER (for himself, Mr. COBLE, Mr. SMITH of Texas,

Mr. FEENEY, Mr. SCHIFF, and Ms. PRYCE of Ohio):

H.R. 5318. A bill to amend title 18, United States Code, to better assure cyber-security, and for other purposes; to the Committee on the Judiciary.

By Mr. FITZPATRICK of Pennsylvania (for himself, Mr. KIRK, Mrs. MILLER of Michigan, Mr. WELDON of Pennsylvania, Mr. ENGLISH of Pennsylvania, Mr. DAVIS of Kentucky, and Mr. CASTLE):

H.R. 5319. A bill to amend the Communications Act of 1934 to require recipients of universal service support for schools and libraries to protect minors from commercial social networking websites and chat rooms; to the Committee on Energy and Commerce.

By Mr. ANDREWS:

H.R. 5320. A bill to amend the Occupational Safety and Health Act of 1970 to provide for coverage under that Act of employees of States and political subdivisions of States, and for other purposes; to the Committee on Education and the Workforce.

By Mr. BASS (for himself, Mr. MCDERMOTT, and Mr. SAM JOHNSON of Texas):

H.R. 5321. A bill to establish a pilot project to demonstrate the impact of payment for more frequent hemodialysis treatment under the Medicare Program; to the Committee on Energy and Commerce, and in addition to the Committee on Ways and Means, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Ms. GINNY BROWN-WAITE of Florida:

H.R. 5322. A bill to amend the Internal Revenue Code of 1986 to increase the contribution limits for individual retirement plans, defined contribution plans, and salary reduction plans, and for other purposes; to the Committee on Ways and Means.

By Mr. FARR (for himself and Mr. HOBSON):

H.R. 5323. A bill to require the Secretary of Homeland Security to provide for ceremonies on or near Independence Day for administering oaths of allegiance to legal immigrants whose applications for naturalization have been approved; to the Committee on the Judiciary.

By Mrs. CUBIN:

H.R. 5324. A bill to amend title XVIII of the Social Security Act to provide for the coverage of marriage and family therapist services and mental health counselor services under part B of the Medicare Program, and for other purposes; to the Committee on Energy and Commerce, and in addition to the Committee on Ways and Means, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. DOOLITTLE:

H.R. 5325. A bill to direct the Federal Trade Commission to revise the do-not-call telemarketing rules to permit individuals to opt out of receiving telephone calls from certain political organizations; to the Committee on Energy and Commerce.

By Mrs. EMERSON (for herself and Mr. FILNER):

H.R. 5326. A bill to amend title 10, United States Code, to increase the amount of educational assistance available to members of the reserve components called or ordered to active service for more than nine consecutive months or more than 18 total months during any 24-month period; to the Committee on Armed Services.

By Mr. ISRAEL (for himself and Mr. DAVIS of Kentucky):

H.R. 5327. A bill to amend the Servicemembers Civil Relief Act to protect the credit of servicemembers deployed to an overseas combat zone and to facilitate awareness of a servicemember's rights under such Act, and for other purposes; to the Committee on Veterans' Affairs, and in addition to the Committee on Financial Services, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Ms. MILLENDER-MCDONALD (for herself, Ms. NORTON, Mr. CUMMINGS, and Mr. WYNN):

H.R. 5328. A bill to grant certain Library of Congress employees the same competitive status for appointment granted to certain employees of the judicial branch, and to extend to displaced Library employees the same career-transition assistance extended to employees of the executive branch; to the Committee on House Administration, and in addition to the Committee on Government Reform, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. GARY G. MILLER of California (for himself, Mr. CALVERT, and Mr. YOUNG of Alaska):

H.R. 5329. A bill to authorize the Secretary of Transportation to carry out certain transportation projects in the State of California to relieve congestion on State Route 91; to the Committee on Transportation and Infrastructure.

By Mr. GEORGE MILLER of California:

H.R. 5330. A bill to provide coverage under the Railway Labor Act to employees of certain air and surface transportation entities; to the Committee on Transportation and Infrastructure.

By Mr. POMEROY (for himself and Ms. KAPTUR):

H.R. 5331. A bill to promote energy production and conservation, and for other purposes; to the Committee on Energy and Commerce, and in addition to the Committees on Ways and Means, Agriculture, Resources, and Science, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. ROTHMAN:

H.R. 5332. A bill to authorize grants to carry out projects to provide education on preventing teen pregnancies, and for other purposes; to the Committee on Energy and Commerce, and in addition to the Committee on Education and the Workforce, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. ROYCE (for himself, Mr. SHERMAN, Mr. WELLER, Mr. LANTOS, Ms. ROS-LEHTINEN, Ms. WATSON, Mr. ISSA, Mr. CARDOZA, Mr. POE, Mr. MCCOTTER, Mr. WILSON of South Carolina, Mr. ISRAEL, and Ms. BEAN):

H.R. 5333. A bill to reduce the threat of terrorists acquiring shoulder-fired missiles; to the Committee on International Relations.

By Mr. SWEENEY:

H.R. 5334. A bill to provide for low-interest disaster loans when a small business concern is affected by a small-scale disaster; to the Committee on Small Business.

By Mrs. JOHNSON of Connecticut:

H. Res. 802. A resolution encouraging all eligible Medicare beneficiaries who have not yet elected enroll in the new Medicare Part D benefit to review the available options and to determine whether enrollment in a Medicare prescription drug plan best meets their current and future needs for prescription drug coverage; to the Committee on Energy and Commerce, and in addition to the Committee on Ways and Means, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Ms. FOXX:

H. Res. 803. A resolution providing for the concurrence by the House with amendments in the amendments of the Senate to H.R. 1499; considered and agreed to.

By Mr. ENGLISH of Pennsylvania (for himself, Mr. SULLIVAN, Mr. LIPINSKI, Mr. ROHRABACHER, Mr. KENNEDY of Minnesota, Mr. MCCOTTER, Mr. WOLF, Mr. CHABOT, Mr. SOUDER, Ms. BORDALLO, Mr. HYDE, and Mr. RADANOVICH):

H. Res. 804. A resolution condemning the unauthorized, inappropriate, and coerced ordination of Catholic bishops by the People's Republic of China; to the Committee on International Relations.

By Mr. TOM DAVIS of Virginia (for himself, Ms. LORETTA SANCHEZ of California, and Ms. ZOE LOFGREN of California):

H. Res. 807. A resolution endorsing reforms for freedom and democracy in Vietnam; to the Committee on International Relations.

By Mr. KELLER (for himself and Mr. MCKEON):

H. Res. 808. A resolution expressing the sense of the House of Representatives in support of the goals of National One-Stop Month; to the Committee on Education and the Workforce.

By Ms. SLAUGHTER:

H. Res. 809. A resolution directing the Secretary of the Department of Homeland Security to transmit to the House of Representatives not later than 14 days after the date of the adoption of this resolution documents in the Secretary's possession relating to any existing or previous agreement between the Department of Homeland Security and Shirlington Limousine and Transportation, Incorporated, of Arlington, Virginia; to the Committee on Homeland Security.

¶35.39 PRIVATE BILLS AND RESOLUTIONS

Under clause 3 of rule XII,

Mr. SHERMAN introduced a bill (H.R. 5335) for the relief of Tarveen Kaur Anand; which was referred to the Committee on the Judiciary.

¶35.40 ADDITIONAL SPONSORS

Under clause 7 of rule XII, sponsors were added to public bills and resolutions as follows:

H.R. 9: Mr. RUSH, Ms. MILLENDER-MCDONALD, Mr. LARSON of Connecticut, Mr. WILSON of South Carolina, Mr. SHAYS, Mr. HOLT, Mr. KELLER, Mr. HAYES, Mr. BARROW, Mr. FORBES, Mrs. MALONEY, Mr. CARDIN, Mr. WAXMAN, Mr. SERRANO, Mr. DAVIS of Florida, Ms. WASSERMAN SCHULTZ, Mr. HIGGINS, Ms. BERKLEY, Mr. PETERSON of Minnesota, Mr. PENCE, Mr. MELANCON, Mr. LANTOS, Mr. REYES, Mr. GEORGE MILLER of California, Mr. FILNER, Mr. ABERCROMBIE, Mr. UDALL of Colorado, Ms. VELÁZQUEZ, Mr. PRICE of North Carolina, Mr. ETHERIDGE, Mr. ISRAEL, Mr. KUCINICH, Mr. DAVIS of Tennessee, Mr. PALLONE, Mr. SCHIFF, Mr. KENNEDY of Rhode Island, and Mr. RUPPERSBERGER.

H.R. 49: Mrs. MALONEY.

H.R. 176: Mrs. MALONEY.

H.R. 198: Mr. MICHAUD and Mr. UDALL of Colorado.

H.R. 215: Mr. RAMSTAD.

H.R. 309: Ms. ZOE LOFGREN of California.

H.R. 408: Mr. BLUMENAUER.

H.R. 479: Mr. CRENSHAW.

H.R. 503: Ms. MILLENDER-MCDONALD, Ms. CORRINE BROWN of Florida, Mr. KELLER, and Mr. BACHUS.

H.R. 865: Mr. TOM DAVIS of Virginia and Mr. WALSH.
H.R. 910: Mr. CLEAVER.
H.R. 944: Mr. MATHESON.
H.R. 997: Mrs. JOHNSON of Connecticut.
H.R. 1105: Mrs. JONES of Ohio.
H.R. 1298: Mr. REYNOLDS.
H.R. 1333: Mr. LATHAM and Mr. WATT.
H.R. 1366: Ms. BERKLEY.
H.R. 1384: Mr. ISTOOK.
H.R. 1578: Mr. BLUNT.
H.R. 1588: Mr. BOSWELL.
H.R. 1709: Ms. MATSUI.
H.R. 1742: Mr. MCINTYRE.
H.R. 1898: Mr. FITZPATRICK of Pennsylvania.
H.R. 1955: Mr. MILLER of North Carolina, and Mr. FILNER.
H.R. 2051: Mr. CUMMINGS.
H.R. 2071: Mr. ALLEN and Mr. FILNER.
H.R. 2072: Mr. BOUCHER and Mr. DAVIS of Illinois.
H.R. 2076: Mr. RAHALL.
H.R. 2088: Ms. FOXX and Mr. ISTOOK.
H.R. 2230: Mr. REHBERG.
H.R. 2238: Mr. MICHAUD, Mr. LIPINSKI, and Mr. FARR.
H.R. 2343: Mr. BROWN of Ohio.
H.R. 2421: Mr. LARSEN of Washington and Mr. PASCRELL.
H.R. 2429: Ms. HOOLEY.
H.R. 2517: Mr. WYNN.
H.R. 2671: Mr. PASTOR.
H.R. 3022: Mr. LINCOLN DIAZ-BALART of Florida.
H.R. 3055: Ms. BALDWIN, Ms. KILPATRICK of Michigan, Mr. HASTINGS of Florida, Mr. HONDA, Mr. OWENS, and Mr. BISHOP of Georgia.
H.R. 3072: Mr. SERRANO.
H.R. 3151: Mr. MATHESON.
H.R. 3194: Mr. TOWNS.
H.R. 3319: Mr. COSTA.
H.R. 3323: Mr. KLINE.
H.R. 3352: Mr. WYNN.
H.R. 3385: Mrs. BONO, Mr. MARKEY, and Mr. CUMMINGS.
H.R. 3420: Mr. CROWLEY.
H.R. 3427: Mr. PETRI, Mr. HOLDEN, and Mr. FOSSELLA.
H.R. 3476: Mrs. JONES of Ohio and Mrs. WILSON of New Mexico.
H.R. 3478: Mr. KUCINICH.
H.R. 3547: Mr. DAVIS of Tennessee.
H.R. 3575: Ms. WASSERMAN SCHULTZ.
H.R. 3584: Mr. WEXLER.
H.R. 3628: Mr. HINOJOSA.
H.R. 3858: Mr. PALLONE and Mr. DOYLE.
H.R. 3861: Ms. WATERS and Mr. ANDREWS.
H.R. 4059: Mr. PASCRELL.
H.R. 4157: Mr. KIRK and Mrs. MILLER of Michigan.
H.R. 4158: Ms. CORRINE BROWN of Florida.
H.R. 4188: Mr. DEFAZIO and Ms. BERKLEY.
H.R. 4294: Mr. BAIRD.
H.R. 4341: Mr. MELANCON, Mr. NUNES, Mr. REYNOLDS, Mr. SHIMKUS, Mr. JINDAL, and Mr. HOSTETTLER.
H.R. 4347: Mr. RUSH and Ms. NORTON.
H.R. 4365: Miss MCMORRIS.
H.R. 4429: Mr. MCDERMOTT.
H.R. 4542: Mr. MURTHA and Mr. WELDON of Pennsylvania.
H.R. 4547: Mr. ISTOOK.
H.R. 4562: Mr. ALLEN.
H.R. 4613: Ms. CARSON and Ms. LORETTA SANCHEZ of California.
H.R. 4681: Mrs. BIGGERT, Mr. HULSHOF, and Mr. DOYLE.
H.R. 4695: Mr. CLAY and Mr. STARK.
H.R. 4703: Mr. WELDON of Florida.
H.R. 4705: Mr. FORD and Mr. BOEHLERT.
H.R. 4730: Mr. PRICE of Georgia.
H.R. 4753: Mr. MCDERMOTT.
H.R. 4755: Mr. WYNN, Mr. PITTS, Mrs. JONES of Ohio, Mrs. WILSON of New Mexico, Mr. COOPER, Mr. SAXTON, and Mr. VAN HOLLEN.
H.R. 4761: Mr. MANZULLO.
H.R. 4767: Mr. BROWN of Ohio, Ms. ESHOO, Mr. BISHOP of Georgia, Mr. PITTS, Mr. YOUNG of Florida, and Mr. RAHALL.
H.R. 4790: Mr. CHABOT.
H.R. 4856: Mr. BROWN of Ohio and Mrs. MCCARTHY.
H.R. 4860: Mr. CARDIN.
H.R. 4894: Mr. DAVIS of Kentucky.
H.R. 4903: Mr. PALLONE.
H.R. 4946: Mr. TAYLOR of North Carolina and Ms. HERSETH.
H.R. 4992: Mr. DEFAZIO.
H.R. 4993: Mr. MICHAUD.
H.R. 5005: Mr. ISTOOK.
H.R. 5009: Mr. BONNER.
H.R. 5013: Mr. ISTOOK, Ms. FOXX, Mr. PETERSON of Minnesota, and Mr. BAKER.
H.R. 5014: Ms. JACKSON-LEE of Texas.
H.R. 5022: Mr. FILNER.
H.R. 5037: Mr. WICKER, Mr. MURPHY, Mr. SNYDER, Ms. MILLENDER-MCDONALD, Mr. SHUSTER, Mr. PENCE, Mr. MCCAUL of Texas, Mr. MCHUGH, Mr. LOBIONDO, Mr. POMEROY, Mr. ENGEL, Mr. BOYD, Ms. WATSON, Mr. MCINTYRE, Mr. GUTIERREZ, Mr. ROSS, MR. MCGOVERN, Mrs. DRAKE, Mr. HERGER, Mr. CUMMINGS, Mr. RADANOVICH, Mr. PASCRELL, Mr. JEFFERSON, Mr. SCOTT of Georgia, Mrs. JONES of Ohio, Mr. HAYES, Mr. SOUDER, Mr. CANTOR, Mrs. SCHMIDT, Mr. MELANCON, and Mr. DENT.
H.R. 5052: Mr. STARK, Mr. PALLONE, Mr. ISRAEL, Mr. BERMAN, Mr. FILNER, and Ms. BERKLEY.
H.R. 5053: Mr. GOODE, Mr. RYAN of Ohio, Mr. SOUDER, Ms. NORTON, Mr. WHITFIELD, Mrs. NORTHUP, Mrs. BLACKBURN, Mr. DAVIS of Kentucky, Mr. MCCOTTER, and Mr. ROGERS of Kentucky.
H.R. 5102: Mr. LIPINSKI.
H.R. 5113: Mr. STARK and Mr. GEORGE MILLER of California.
H.R. 5126: Mrs. Schmidt, Mr. TOWNS, Mr. CASE, Mr. DAVIS of Kentucky, Mr. MATHESON, Mr. BASS, Mr. DICKS, Mrs. BONO, Mr. BOUCHER, Mr. UPTON, Mr. BILIRAKIS, Mr. PICKERING, Mr. GILLMOR, Mr. SHIMKUS, Mr. FERGUSON, Mrs. MYRICK, Mr. FOSSELLA, Mr. BUYER, and Mr. BURGESS.
H.R. 5134: Mr. FORD, Mr. MORAN of Kansas, and Mr. RAMSTAD.
H.R. 5143: Ms. LORETTA SANCHEZ of California, Mr. REICHERT, and Mr. JOHNSON of Illinois.
H.R. 5148: Mr. MORAN of Virginia, Mr. CUMMINGS, Mr. VAN HOLLEN, Mr. NADLER, Mr. CONYERS, Mr. GEORGE MILLER of California, Mr. WYNN, Mr. SCHIFF, Mr. KENNEDY of Rhode Island, Mr. GRIJALVA, Mr. MCNULTY, Mr. JEFFERSON, Ms. WOOLSEY, Mr. MCGOVERN, and Ms. ROYBAL-ALLARD.
H.R. 5159: Mr. MCNULTY, Mrs. CAPITO, Mr. ROGERS of Michigan, Mr. ABERCROMBIE, Mr. RANGEL, Mr. LIPINSKI, Mr. SESSIONS, and Mr. SALAZAR.
H.R. 5166: Mr. MARIO DIAZ-BALART of Florida, Mr. PRICE of North Carolina, Mr. BERRY, Mr. ISTOOK, Mr. DAVIS of Illinois, and Mr. PRICE of Georgia.
H.R. 5170: Mrs. MUSGRAVE, Mr. WICKER, Mr. HENSARLING, Mr. FEENEY, Mr. BURTON of Indiana, Mr. GARRETT of New Jersey, Mr. WELDON of Florida, and Mr. CHABOT.
H.R. 5171: Mr. UPTON, Mr. OTTER, and Mr. SIMPSON.
H.R. 5200: Mr. FORD, Mr. LEWIS of California, Mr. EVANS, Mr. BUTTERFIELD, Mr. ALEXANDER, Ms. HOOLEY, Mr. HOLDEN, Mr. RYAN of Ohio, Mr. TANNER, Mr. BLUMENAUER, Mr. GORDON, Mr. GOODE, Mr. PASTOR, Mr. SHAYS, and Mr. OXLEY.
H.R. 5201: Mr. MOORE of Kansas, Mr. LYNCH, Mr. GOODE, Mr. GERLACH, Mr. MCNULTY, Mr. SERRANO, Mr. HIGGINS, Mr. CLYBURN, Mrs. MCCARTHY, Mr. DOYLE, Ms. SOLIS, Mr. WALSH, and Mr. RAHALL.
H.R. 5204: Mr. MCNULTY, Mr. WYNN, Mr. STRICKLAND, Mr. MELANCON, Mr. CONYERS, and Mr. GORDON.
H.R. 5216: Mr. ACKERMAN, Mr. LEWIS of Georgia, and Mr. SKELTON.
H.R. 5220: Ms. HARRIS, Mr. MCCOTTER, Mr. ALEXANDER, and Mr. STRICKLAND.
H.R. 5230: Mr. TOWNS.
H.R. 5232: Mr. DENT, Mr. GERLACH, and Mr. HOLDEN.
H.R. 5252: Mr. CLAY, Mr. CROWLEY, Mr. WILSON of South Carolina, Mr. BAKER, Mr. OXLEY, Mr. BOYD, Mr. LEWIS of Kentucky, Mr. JEFFERSON, Mr. ALEXANDER, Mr. CLYBURN, Mr. LINCOLN DIAZ-BALART of Florida, and Mr. BONNER.
H.R. 5255: Mr. HUNTER, Mr. POE, and Mr. GARY G. MILLER of California.
H.R. 5262: Mr. PAUL and Mr. FLAKE.
H.R. 5278: Mr. DENT, Mr. KING of New York, and Mr. NORWOOD.
H.R. 5279: Ms. SCHAKOWSKY.
H.R. 5293: Mr. MCKEON, Mr. REGULA, Mr. PETRI, Mr. PORTER, Miss MCMORRIS, Mr. FORTUÑO, and Mr. BOUSTANY.
H.R. 5304: Mr. ALEXANDER.
H.J. Res. 53: Mrs. MUSGRAVE and Mr. TANCREDO.
H.J. Res. 73: Ms. MATSUI.
H. Con. Res. 42: Mr. MARKEY.
H. Con. Res. 179: Mr. COSTELLO.
H. Con. Res. 254: Mr. PASCRELL.
H. Con. Res. 289: Mr. LIPINSKI.
H. Con. Res. 380: Mr. GOHMERT.
H. Res. 158: Mr. MILLER of Florida, Ms. ZOE LOFGREN of California, Mr. PORTER, Mr. MCDERMOTT, Mr. OLVER, Mr. EMANUEL, and Mr. PASCRELL.
H. Res. 490: Mr. MCCOTTER, Mr. JEFFERSON, and Mr. LYNCH.
H. Res. 498: Mr. BACA.
H. Res. 521: Mr. MARKEY, Ms. MATSUI, and Ms. SCHAKOWSKY.
H. Res. 526: Mrs. LOWEY.
H. Res. 608: Mr. ENGLISH of Pennsylvania.
H. Res. 723: Ms. BALDWIN, Mr. DENT, and Mr. ALLEN.
H. Res. 731: Mr. CARTER and Mr. BAKER.
H. Res. 759: Ms. NORTON, Mr. SANDERS, and Mr. BISHOP of Georgia.
H. Res. 773: Mr. ETHERIDGE, Mr. BURGESS, Mr. BERMAN, Mrs. LOWEY, and Mr. RAMSTAD.
H. Res. 777: Mr. LINCOLN DIAZ-BALART of Florida.
H. Res. 788: Mr. MCHUGH, Mr. MCNULTY, Mr. LOBIONDO, and Mr. MCCOTTER.
H. Res. 793: Mr. KENNEDY of Minnesota, Mr. ADERHOLT, Mr. MCHENRY, Mr. GINGREY, Mr. POE, Mr. DREIER, Mr. SAM JOHNSON of Texas, Mr. FORBES, and Mr. MILLER of Florida.
H. Res. 795: Mr. SAXTON, Mr. FOLEY, Mr. COLE of Oklahoma, Mr. PENCE, Mr. CHOCOLA, Mr. BARRETT of South Carolina, Ms. HART, Mr. SULLIVAN, Mr. MCHENRY, Mr. SHUSTER, Miss MCMORRIS, Mr. KUHL of New York, Mr. PEARCE, Mr. BONNER, Mr. HAYES, and Mrs. KELLY.

¶35.41 DELETIONS OF SPONSORS FROM PUBLIC BILLS AND RESOLUTIONS

Under clause 7 of rule XII, sponsors were deleted from public bills and resolutions as follows:

H.R. 5289: Mr. BOREN.

WEDNESDAY, MAY 10, 2006 (36)

¶36.1 APPOINTMENT OF SPEAKER PRO TEMPORE

The House was called to order by the SPEAKER pro tempore, Mr. CAMPBELL of California, who laid before the House the following communication:

WASHINGTON, DC,
May 10, 2006.

I hereby appoint the Honorable JOHN CAMPBELL to act as Speaker pro tempore on this day.

J. DENNIS HASTERT,
Speaker of the House of Representatives.

¶36.2 APPROVAL OF THE JOURNAL

The SPEAKER pro tempore, Mr. CAMPBELL of California, announced

he had examined and approved the Journal of the proceedings of Tuesday, May 9, 2006.

Pursuant to clause 1, rule I, the Journal was approved.

¶36.3 COMMUNICATIONS

Executive and other communications, pursuant to clause 8, rule XII, were referred as follows:

7385. A letter from the Acting Assistant Secretary, Land and Minerals Management, Department of the Interior, transmitting the Department's final rule — Oil and Gas and Sulphur Operations in the Outer Continental Shelf — Incident Reporting Requirements (RIN: 1010-AC57) received April 25, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Resources.

7386. A letter from the Assistant Secretary, Land and Minerals Management, Department of the Interior, transmitting the Department's final rule — Oil and Gas and Sulphur Operations in the Outer Continental Shelf (OCS), 30 CFR 250 Subpart A, General — Data Release and Definitions (RIN: 1010-AC99) received April 24, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Resources.

7387. A letter from the Acting Director, Office of Sustainable Fisheries, NMFS, National Oceanic and Atmospheric Administration, transmitting the Administration's final rule — Fisheries of the Northeastern United States; Atlantic Mackeral, Squid, and Butterfish Fisheries; Closure of the Quarter II Fishery for Loligo Squid [Docket No. 051209329-5329-01; I.D. 041406A] received May 3, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Resources.

7388. A letter from the Director, Regulations & Disclosure Law, Customs and Border Division, Department of Homeland Security, transmitting the Department's final rule — Establishment of Port of Entry at New River Valley, Virginia, and Termination of the User-Fee Status of New River Valley Airport [USCBP-2005-0030; CBP Dec. 06-10] received April 17, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7389. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Rates for Pilotage on the Great Lakes [USCG-2002-11288] (RIN: 1625-AA38 (Formerly RIN: 2115-AG30) received April 21, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7390. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Drawbridge Operation Regulation; China Basin, San Francisco, CA [CGD11-05-020] (RIN: 1625-AA09) received March 16, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7391. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Safety Zone; GICW MM60 to GICW MM90, Longbeach, MS to Biloxi, MS [COTP Mobile-05-020] (RIN: 1625-AA00) received March 16, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7392. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Safety Zone; GICW MM90 to GICW MM128, Pascagoula, MS to Dauphin Island Bridge [COTP Mobile-05-021] (RIN: 1625-AA00) received March 16, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7393. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Safety Zone; GICW MM128 to GICW MM155, Mobile, AL to Gulf Shores, AL [COTP Mobile-05-022] (RIN: 1625-AA00) received March 16, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7394. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Safety Zone; GICW MM155 to GICW MM225 Orange Beach, AL to Santa Rosa Island, FL [COTP Mobile-05-023] (RIN: 1625-AA00) received March 16, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7395. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Safety Zone; GICW MM225 to GICW MM350 Santa Rosa Beach, FL to Aucilla River, FL [COTP Mobile-05-024] (RIN: 1625-AA00) received March 16, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7396. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Safety Zone; Lower Mississippi River, Mile Marker 430.0 to the Entrance of the Southwest Pass Safety Fairway, LA [COTP New Orleans-05-029] (RIN: 1625-AA00) received March 16, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7397. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Safety Zone; Ohio River, Miles 603.0 to 604.0, Louisville, KY [COTP Ohio Valley 05-010] (RIN: 1625-AA00) received March 16, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7398. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Safety Zone; Ohio River, Mile Marker 918.5 to 932.0, Paducah, KY [COTP Ohio Valley-05-012] (RIN: 1625-AA00) received March 16, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7399. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Safety Zone; Allegheny and Ohio Rivers Surrounding the Point, Pittsburgh, Pennsylvania [COTP Pittsburgh-05-012] (RIN: 1625-AA00) received March 16, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7400. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Safety Zone; Ohio River Mile Marker 42.9 to Mile Marker 43.3, Chester, West Virginia [COTP Pittsburgh-05-013] (RIN: 1625-AA00) received March 16, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7401. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Safety Zone; Ohio River Mile Marker 66.1 to Mile Marker 66.5, Weirton, West Virginia [COTP Pittsburgh-05-014] (RIN: 1625-AA00) received March 16, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7402. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Safety Zone; Allegheny River Mile Marker 0.0 to Mile Marker 0.7, Pittsburgh, Pennsylvania [COTP Pittsburgh-05-015] (RIN: 1625-AA00) received March 16, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7403. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Safety Zone; Sabine River, Orange, TX [COTP Port Arthur-05-012] (RIN: 1625-AA00) received March 16, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7404. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Security Zone; Savannah River, Savannah, GA [COTP Savannah-05-110] (RIN: 1625-AA87) received March 16, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7405. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Safety Zone; Upper Mississippi River Mile Marker 282.0 to Mile Marker 284.0, Louisiana, MO [COTP St. Louis-05-010] (RIN: 1625-AA00) received March 16, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7406. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Security Zone; Fair St. Louis 2005, Upper Mississippi River Mile Marker 179.2 to Mile Marker 180.0, St, Louis, MO [COTP St. Louis-05-012] (RIN: 1625-AA87) received March 16, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7407. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Safety Zone; Upper Mississippi River Mile Marker 614.8 to Mile Marker 615.2, Guttenburg, IA [COTP St. Louis-05-013] (RIN: 1625-AA00) received March 16, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7408. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Safety Zone; Missouri River Mile Marker 28.2 to Mile Marker 28.8, St. Charles, MO [COTP St. Louis-05-014] (RIN: 1625-AA00) received March 16, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7409. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Safety Zone; Upper Mississippi River Mile Marker 482.2 to Mile Marker 482.8, Davenport, IA [COTP St. Louis-05-015] (RIN: 1625-AA00) received March 16, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7410. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Safety Zone; Illinois River Mile Marker 179.7 to Mile Marker 180.3, Chillicothe, IL [COTP St. Louis-05-016] (RIN: 1625-AA00) received March 16, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7411. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Standard Instrument Approach Procedures;

Weather Takeoff Minimums; Miscellaneous Amendments [Docket No. 30475; Amdt. 3150] received April 25, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7412. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Standard Instrument Approach Procedures; Miscellaneous Amendments [Docket No. 30476; Amdt. 3151] received April 25, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7413. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Standard Instrument Approach Procedures; Miscellaneous Amendments [Docket No. 30479; Amdt. No. 3153] received April 25, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7414. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Standard Instrument Approach Procedures; Miscellaneous Amendments [Docket No. 30481; Amdt. No. 3155] received April 25, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7415. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; The Cessna Aircraft Company Models 208 and 208B Airplanes [Docket No. FAA-2006-23648; Directorate Identifier 2006-CE-07-AD; Amendment 39-14514; AD 2006-06-06] (RIN: 2120-AA64) received April 27, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7416. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Rolls-Royce plc Models RB211 Trent 768-60, Trent 772-60, and Trent 772B-60 Turbofan Engines [Docket No. FAA-2006-23605; Directorate Identifier 2005-NE-48-AD; Amendment 39-14500; AD 2006-05-03] (RIN: 2120-AA64) received April 27, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7417. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Bombardier Model CL-600-2B19 (Regional Jet Series 100 & 440) Airplanes [Docket No. FAA-2006-24110; Directorate Identifier 2006-NM-020-AD: Amendment 39-14508; AD 2006-05-11] (RIN: 2120-AA64) received April 27, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7418. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Boeing Model 720 and 720B Series Airplanes [Docket No. FAA-2006-24162; Directorate Identifier 2006-NM-031-AD; Amendment 39-14513; AD 2006-06-05] (RIN: 2120-AA64) received April 27, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7419. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Boeing Model 757-200 and -300 Series Airplanes [Docket No. FAA-2005-23282; Directorate Identifier 2005-NM-210-AD; Amendment 39-14496; AD 2006-04-14] (RIN: 2120-AA64) received April 27, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7420. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Boeing Model 747-200F, 747-200C, 747-400, 747-400D, and 747-400F Series Airplanes [Docket No. FAA-2005-22526; Directorate Identifier 2005-NM-008-AD; Amendment 39-14499; AD 2006-05-02] (RIN: 2120-AA64) received April 27, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7421. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; General Electric Company CF34 Series Turbofan Engines [Docket No. 2000-NE-42-AD; Amendment 39-14501; AD 2006-05-04] (RIN: 2120-AA64) received April 27, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7422. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Boeing Model 747SP, 747SR, 747-100, -100B, -100B SUD, -200B, -200C, -200F, and -300 Series Airplanes [Docket No. 2001-NM-213-AD; Amendment 39-14479; AD 2006-03-15] (RIN: 2120-AA64) received April 27, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7423. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; MT-Propeller Entwicklung GmbH Propellers [Docket No. FAA-2005-20856; Directorate Identifier 2004-NE-25-AD; Amendment 39-14502; AD 2006-05-05] (RIN: 2120-AA64) received April 27, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7424. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Boeing Model 777-200 Series Airplanes [Docket No. FAA-2005-23357; Directorate Identifier 2005-NM-207-AD; Amendment 39-14505; AD 2006-05-08] (RIN: 2120-AA64) received April 27, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7425. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; BAE Systems (Operations) Limited Model BAe 146 and Model Avro 146-RJ Airplanes [Docket No. FAA-23477; Directorate Identifier 2005-NM-181-AD; Amendment 39-14507; AD 2006-05-10] (RIN: 2120-AA64) received April 27, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7426. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Boeing Model 747-200C, -200F, -400, -400D, and -400F Series Airplanes [Docket No. FAA-2005-23196; Directorate Identifier 2005-NM-187-AD; Amendment 39-14506; AD 2006-05-09] (RIN: 2120-AA64) received April 27, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7427. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Boeing Model 747 Airplanes [Docket No. FAA-2005-22715; Directorate Identifier 2005-NM-108-AD; Amendment 39-14503; AD 2006-05-06] (RIN: 2120-AA64) received April 27, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7428. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Aerospatiale Model ATR42-300 and -320 Airplanes [Docket No. FAA-2005-20220; Directorate Identifier 2004-NM-152-AD; Amendment 39-14504; AD 2006-05-07] (RIN: 2120-AA64) received April 27, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7429. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Eurocopter France Model SA-365N, SA-365N1, AS-365N2, and SA-366G1 Helicopters [Docket No. FAA-2005-23159; Directorate Identifier 2005-SW-10-AD; Amendment 39-14510; AD 2006-06-02] (RIN: 2120-AA64) received April 27, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7430. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Eurocopter France Model EC 155B and B1 Helicopters [Docket No. FAA-2005-22697; Directorate Identifier 2004-SW-46-AD; Amendment 39-14509; AD 2006-06-01] (RIN: 2120-AA64) received April 27, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7431. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Cessna Model 500, 501, 550, S550, 551, and 560 Airplanes [Docket No. FAA-2005-20970; Directorate Identifier 2004-NM-53-AD; Amendment 39-14511; AD 2006-06-03] (RIN: 2120-AA64) received April 27, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7432. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; McDonnell Douglas Model DC-9-10, -20, -30, -40 and -50 Series Airplanes, and Model DC-9-81 (MD-81), and DC-9-82 (MD-82) Airplanes [Docket No. FAA-2005-221221; Directorate Identifier 2004-NM-128-AD; Amendment 39-14512; AD 2006-06-04] (RIN: 2120-AA64) received April 27, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7433. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Empresa Brasileira de Aeronautica S.A. (EMBRAER) Model EMB-135 Airplanes; and Model EMB-145, -145ER, -145MR, -145LR, -145XR, -145MP, and -145EP Airplanes [Docket No. FAA-2005-23283; Directorate Identifier 2005-NM-185-AD; Amendment 39-14483; AD 2006-04-02] (RIN: 2120-AA64) received April 27, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7434. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; General Electric Company CF34-1A, -3A, -3A1, -3A2, -3B, and -3B1 Series Turbofan Engines [Docket No. FAA-2004-18648; Directorate Identifer 2004-NE-26-AD; Amendment 39-14494; AD 2006-04-12] (RIN: 2120-AA64) received April 27, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

¶36.4 HYDROGEN ENERGY

Mr. INGLIS of South Carolina moved to suspend the rules and pass the bill (H.R. 5143) to authorize the Secretary of Energy to establish monetary prizes for achievements in overcoming scientific and technical barriers associated with hydrogen energy; as amended.

The SPEAKER pro tempore, Mr. CAMPBELL of California, recognized Mr. INGLIS of South Carolina and Mr. LIPINSKI, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and pass said bill, as amended?

The SPEAKER pro tempore, Mr. CONAWAY, announced that two-thirds of the Members present had voted in the affirmative.

Mr. LIPINSKI demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mr. CONAWAY, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed.

¶36.5 WAIVING POINTS OF ORDER AGAINST THE CONFERENCE REPORT TO H.R. 4297

Mr. HASTINGS of Washington, by direction of the Committee on Rules, called up the following resolution (H. Res. 805):

Resolved, That upon adoption of this resolution it shall be in order to consider the conference report to accompany the bill (H.R. 4297) to provide for reconciliation pursuant to section 201(b) of the concurrent resolution on the budget for fiscal year 2006. All points of order against the conference report and against its consideration are waived. The conference report shall be considered as read.

When said resolution was considered.

After debate,

On motion of Mr. HASTINGS of Washington, the previous question was ordered on the resolution to its adoption or rejection.

The question being put, viva voce,

Will the House agree to said resolution?

The SPEAKER pro tempore, Mr. CONAWAY, announced that the yeas had it.

Mr. HASTINGS of Florida, demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mr. CONAWAY, pursuant to clause 8, rule XX, announced that further proceedings on the resolution were postponed.

¶36.6 PROVIDING FOR CONSIDERATION OF H.R. 5122

Mr. COLE of Oklahoma, by direction of the Committee on Rules, called up the following resolution (H. Res. 806):

Resolved, That at any time after the adoption of this resolution the Speaker may, pursuant to clause 2(b) of rule XVIII, declare the House resolved into the Committee of the Whole House on the state of the Union for consideration of the bill (H.R. 5122) to authorize appropriations for fiscal year 2007 for military activities of the Department of Defense, to prescribe military personnel strengths for fiscal year 2007, and for other purposes. The first reading of the bill shall be dispensed with. All points of order against consideration of the bill are waived. General debate shall be confined to the bill and shall not exceed one hour equally divided and controlled by the chairman and ranking minority member of the Committee on Armed Services. After general debate the bill shall be considered for amendment under the five-minute rule. It shall be in order to consider as an original bill for the purpose of amendment under the five-minute rule the amendment in the nature of a substitute recommended by the Committee on Armed Services now printed in the bill. The committee amendment in the nature of a substitute shall be considered as read. All points of order against the committee amendment in the nature of a substitute are waived. Notwithstanding clause 11 of rule XVIII, no amendment to the committee amendment in the nature of a substitute shall be in order except those printed in the report of the Committee on Rules accompanying this resolution. Each such amendment may be offered only in the order printed in the report, may be offered only by a Member designated in the report, shall be considered as read, shall be debatable for the time specified in the report equally divided and controlled by the proponent and an opponent, shall not be subject to amendment, and shall not be subject to a demand for division of the question in the House or in the Committee of the Whole. All points of order against such amendments are waived. After disposition of the amendments printed in the report of the Committee on Rules, the Committee of the Whole shall rise without motion. No further consideration of the bill shall be in order except pursuant to a subsequent order of the House.

When said resolution was considered.

After debate,

On motion of Mr. COLE of Oklahoma, the previous question was ordered on the resolution to its adoption or rejection.

The question being put, viva voce,

Will the House agree to said resolution?

The SPEAKER pro tempore, Mr. JINDAL, announced that the yeas had it.

Ms. MATSUI, demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mr. JINDAL, pursuant to clause 8, rule XX, announced that further proceedings on the resolution were postponed.

¶36.7 H.R. 5143—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mr. JINDAL, pursuant to clause 8, rule XX, announced the unfinished business to be the motion to suspend the rules and pass the bill (H.R. 5143) to authorize the Secretary of Energy to establish monetary prizes for achievements in overcoming scientific and technical barriers associated with hydrogen energy; as amended.

The question being put,

Will the House suspend the rules and pass said bill, as amended?

The vote was taken by electronic device.

It was decided in the affirmative	Yeas	416
	Nays	6
	Answered present	1

¶36.8 [Roll No. 131]

YEAS—416

Abercrombie
Ackerman
Aderholt
Akin
Alexander
Allen
Andrews
Baca
Bachus
Baird
Baker
Baldwin
Barrett (SC)
Barrow
Bartlett (MD)
Barton (TX)
Bass
Bean
Beauprez
Becerra
Berkley
Berman
Berry
Bilirakis
Bishop (GA)
Bishop (NY)
Bishop (UT)
Blackburn
Blumenauer
Blunt
Boehlert
Boehner
Bonilla
Bonner
Bono
Boozman
Boren
Boswell
Boucher
Boustany
Boyd
Bradley (NH)
Brady (PA)
Brady (TX)
Brown (OH)
Brown (SC)
Brown, Corrine
Brown-Waite, Ginny
Burgess
Burton (IN)
Butterfield
Buyer
Calvert
Camp (MI)
Campbell (CA)
Cannon
Cantor
Capito
Capps
Capuano
Cardin
Carnahan
Carson
Carter
Case
Castle
Chabot
Chandler
Chocola
Clay
Cleaver
Clyburn
Coble
Cole (OK)
Conaway
Conyers
Cooper
Costa
Costello
Cramer
Crenshaw
Crowley
Cubin
Cuellar
Culberson
Cummings
Davis (AL)
Davis (CA)
Davis (FL)
Davis (IL)
Davis (KY)
Davis (TN)
Davis, Jo Ann
Davis, Tom
Deal (GA)
DeFazio
DeGette
Delahunt
DeLauro
DeLay
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Dicks
Dingell
Doggett
Doolittle
Doyle
Drake
Dreier
Edwards
Ehlers
Emanuel
Emerson
Engel
English (PA)
Eshoo
Etheridge
Everett
Farr
Fattah
Feeney
Ferguson
Filner
Fitzpatrick (PA)
Foley
Forbes
Ford
Fortenberry
Fossella
Frank (MA)
Franks (AZ)
Frelinghuysen
Gallegly
Garrett (NJ)
Gerlach
Gibbons
Gilchrest
Gillmor
Gingrey
Gohmert
Goode
Goodlatte
Gordon
Granger
Graves
Green (WI)
Green, Al
Green, Gene
Grijalva
Gutierrez
Gutknecht
Hall
Harman
Harris
Hart
Hastings (FL)
Hastings (WA)
Hayes
Hayworth
Hefley
Hensarling
Herger
Herseth
Higgins
Hinchey
Hinojosa
Hobson
Hoekstra
Holden
Holt
Honda
Hooley
Hostettler
Hoyer
Hulshof
Hunter
Hyde
Inglis (SC)
Inslee
Israel
Issa
Istook
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Jenkins
Jindal
Johnson (CT)
Johnson (IL)
Johnson, E. B.
Johnson, Sam
Jones (NC)
Jones (OH)
Kanjorski
Kaptur
Keller
Kelly
Kennedy (MN)
Kildee
Kilpatrick (MI)
Kind
King (IA)
King (NY)
Kingston
Kline
Knollenberg
Kolbe
Kucinich
Kuhl (NY)
LaHood
Langevin
Lantos
Larsen (WA)
Larson (CT)
Latham
LaTourette
Leach
Lee
Levin
Lewis (CA)
Lewis (GA)
Lewis (KY)
Linder
Lipinski
LoBiondo
Lofgren, Zoe
Lowey
Lucas
Lungren, Daniel E.
Lynch
Mack
Maloney
Marchant
Markey
Marshall
Matheson
Matsui
McCarthy
McCaul (TX)
McCollum (MN)
McCotter
McCrery
McDermott
McGovern
McHenry
McHugh
McIntyre
McKeon
McKinney
McMorris
McNulty
Meek (FL)
Meeks (NY)
Melancon
Mica
Michaud
Millender-McDonald
Miller (FL)
Miller (MI)
Miller (NC)
Miller, Gary
Miller, George
Mollohan
Moore (KS)
Moore (WI)
Moran (KS)
Moran (VA)
Murtha
Musgrave
Myrick
Nadler
Napolitano
Neal (MA)
Neugebauer
Ney
Northup
Norwood
Nunes
Nussle
Oberstar
Obey
Olver
Ortiz
Otter
Owens
Oxley
Pallone
Pascrell
Pastor
Payne
Pearce
Pelosi
Pence
Peterson (MN)
Peterson (PA)
Petri
Pickering
Pitts
Platts
Poe
Pombo

Pomeroy
Porter
Price (GA)
Price (NC)
Pryce (OH)
Putnam
Radanovich
Rahall
Ramstad
Rangel
Regula
Rehberg
Reichert
Renzi
Reyes
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Ros-Lehtinen
Ross
Rothman
Roybal-Allard
Royce
Ruppersberger
Rush
Ryan (OH)
Ryan (WI)
Ryun (KS)
Sabo
Salazar
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Saxton
Schakowsky
Schiff
Schmidt
Schwartz (PA)
Schwarz (MI)
Scott (GA)
Scott (VA)
Sensenbrenner
Serrano
Sessions
Shadegg
Shaw
Shays
Sherman
Sherwood
Shimkus
Shuster
Simmons
Simpson
Skelton
Slaughter
Smith (NJ)
Smith (TX)
Snyder
Sodrel
Solis
Souder
Spratt
Stark
Stearns
Strickland
Stupak
Sullivan
Sweeney
Tanner
Tauscher
Taylor (MS)
Taylor (NC)
Terry
Thomas
Thompson (CA)
Thompson (MS)
Thornberry
Tiahrt
Tiberi
Tierney
Towns
Turner
Udall (CO)
Udall (NM)
Upton
Van Hollen
Velázquez
Visclosky
Walden (OR)
Walsh
Wamp
Wasserman Schultz
Waters
Watson
Watt
Waxman
Weiner
Weldon (FL)
Weldon (PA)
Weller
Westmoreland
Wexler
Whitfield
Wicker
Wilson (NM)
Wilson (SC)
Wolf
Woolsey
Wu
Wynn
Young (AK)
Young (FL)

NAYS—6

Duncan
Flake
Foxx
Manzullo
Paul
Tancredo

ANSWERED ''PRESENT''—1

Biggert

NOT VOTING—9

Cardoza
Evans
Gonzalez
Kennedy (RI)
Kirk
Meehan
Murphy
Osborne
Smith (WA)

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill, as amended, was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill, as amended, was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

¶36.9 H. RES. 805—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mr. LUNGREN of California, pursuant to clause 8, rule XX, announced the further unfinished business to be the question on agreeing to the resolution (H. Res. 805) waiving points of order against the conference report to accompany the bill (H.R. 4297) to provide for reconciliation pursuant to section 201(b) of the concurrent resolution on the budget for fiscal year 2006.

The question being put,

Will the House agree to said resolution?

The vote was taken by electronic device.

It was decided in the affirmative ..... { Yeas ..... 228 / Nays 194

¶36.10 [Roll No. 132]

YEAS—228

Aderholt
Akin
Alexander
Baker
Barrett (SC)
Barrow
Bartlett (MD)
Barton (TX)
Bass
Beauprez
Biggert
Bilirakis
Bishop (UT)
Blackburn
Blunt
Boehlert
Boehner
Bonilla
Bonner
Bono
Boozman
Boustany
Bradley (NH)
Brady (TX)
Brown (SC)
Brown-Waite, Ginny
Burgess
Burton (IN)
Buyer
Calvert
Camp (MI)
Campbell (CA)
Cannon
Cantor
Capito
Carter
Castle
Chabot
Chocola
Coble
Cole (OK)
Conaway
Crenshaw
Cubin
Culberson
Davis (KY)
Davis, Jo Ann
Davis, Tom
Deal (GA)
DeLay
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Doolittle
Drake
Dreier
Duncan
Ehlers
Emerson
English (PA)
Everett
Feeney
Ferguson
Fitzpatrick (PA)
Flake
Foley
Forbes
Fortenberry
Fossella
Foxx
Franks (AZ)
Frelinghuysen
Gallegly
Garrett (NJ)
Gerlach
Gibbons
Gilchrest
Gillmor
Gingrey
Gohmert
Goode
Goodlatte
Granger
Graves
Green (WI)
Gutknecht
Hall
Harris
Hart
Hastings (WA)
Hayes
Hayworth
Hefley
Hensarling
Herger
Hobson
Hoekstra
Hostettler
Hulshof
Hunter
Hyde
Inglis (SC)
Issa
Istook
Jenkins
Jindal
Johnson (CT)
Johnson (IL)
Johnson, Sam
Jones (NC)
Keller
Kelly
Kennedy (MN)
King (IA)
King (NY)
Kingston
Kirk
Kline
Knollenberg
Kolbe
Kuhl (NY)
LaHood
Latham
LaTourette
Leach
Lewis (CA)
Lewis (KY)
Linder
LoBiondo
Lucas
Lungren, Daniel E.
Mack
Manzullo
Marchant
McCaul (TX)
McCotter
McCrery
McHenry
McHugh
McKeon
McMorris
Mica
Miller (FL)
Miller (MI)
Miller, Gary
Moran (KS)
Musgrave
Myrick
Neugebauer
Ney
Northup
Norwood
Nunes
Nussle
Otter
Oxley
Paul
Pearce
Pence
Peterson (PA)
Petri
Pickering
Pitts
Platts
Poe
Pombo
Porter
Price (GA)
Pryce (OH)
Putnam
Radanovich
Ramstad
Regula
Rehberg
Reichert
Renzi
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Ros-Lehtinen
Royce
Ryan (WI)
Ryun (KS)
Saxton
Schmidt
Schwarz (MI)
Sensenbrenner
Sessions
Shadegg
Shaw
Shays
Sherwood
Shimkus
Shuster
Simmons
Simpson
Smith (NJ)
Smith (TX)
Sodrel
Souder
Stearns
Sullivan
Sweeney
Tancredo
Taylor (NC)
Terry
Thomas
Thornberry
Tiahrt
Tiberi
Turner
Upton
Walden (OR)
Walsh
Wamp
Weldon (FL)
Weldon (PA)
Weller
Westmoreland
Whitfield
Wicker
Wilson (NM)
Wilson (SC)
Wolf
Young (AK)
Young (FL)

NAYS—194

Abercrombie
Ackerman
Allen
Andrews
Baca
Baird
Baldwin
Bean
Becerra
Berkley
Berman
Berry
Bishop (GA)
Bishop (NY)
Blumenauer
Boren
Boswell
Boucher
Boyd
Brady (PA)
Brown (OH)
Brown, Corrine
Butterfield
Capps
Capuano
Cardin
Carnahan
Carson
Case
Chandler
Clay
Cleaver
Clyburn
Conyers
Cooper
Costa
Costello
Cramer
Crowley
Cuellar
Cummings
Davis (AL)
Davis (CA)
Davis (FL)
Davis (IL)
Davis (TN)
DeFazio
DeGette
Delahunt
DeLauro
Dicks
Dingell
Doggett
Doyle
Edwards
Emanuel
Engel
Eshoo
Etheridge
Farr
Fattah
Filner
Ford
Frank (MA)
Gordon
Green, Al
Green, Gene
Grijalva
Gutierrez
Harman
Hastings (FL)
Herseth
Higgins
Hinchey
Hinojosa
Holden
Holt
Honda
Hooley
Hoyer
Inslee
Israel
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Johnson, E. B.
Jones (OH)
Kanjorski
Kaptur
Kildee
Kilpatrick (MI)
Kind
Kucinich
Langevin
Lantos
Larsen (WA)
Larson (CT)
Lee
Levin
Lewis (GA)
Lipinski
Lofgren, Zoe
Lowey
Lynch
Maloney
Markey
Marshall
Matheson
Matsui
McCarthy
McCollum (MN)
McDermott
McGovern
McIntyre
McKinney
McNulty
Meek (FL)
Meeks (NY)
Melancon
Michaud
Millender-McDonald
Miller (NC)
Miller, George
Mollohan
Moore (KS)
Moore (WI)
Moran (VA)
Murtha
Napolitano
Neal (MA)
Oberstar
Obey
Olver
Ortiz
Owens
Pallone
Pascrell
Pastor
Payne
Pelosi
Peterson (MN)
Pomeroy
Price (NC)
Rahall
Rangel
Reyes
Ross
Rothman
Roybal-Allard
Ruppersberger
Rush
Ryan (OH)
Sabo
Salazar
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Schakowsky
Schiff
Schwartz (PA)
Scott (GA)
Scott (VA)
Serrano
Sherman
Skelton
Slaughter
Snyder
Solis
Spratt
Stark
Strickland
Stupak
Tanner
Tauscher
Taylor (MS)
Thompson (CA)
Thompson (MS)
Tierney
Towns
Udall (CO)
Udall (NM)
Van Hollen
Velázquez
Visclosky
Wasserman Schultz
Waters
Watson
Watt
Waxman
Weiner
Wexler
Woolsey
Wu
Wynn

NOT VOTING—10

Bachus
Cardoza
Evans
Gonzalez
Kennedy (RI)
Meehan
Murphy
Nadler
Osborne
Smith (WA)

So the resolution was agreed to.

A motion to reconsider the vote whereby said resolution was agreed to was, by unanimous consent, laid on the table.

¶36.11 H. RES. 806—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mr. LUNGREN of California, pursuant to clause 8, rule XX, announced the further unfinished business to be the question on agreeing to the resolution (H. Res. 806) providing for consideration of the bill (H.R. 5122) to authorize appropriations for fiscal year 2007 for military activities of the Department of Defense, to prescribe military personnel strengths for fiscal year 2007, and for other purposes.

The question being put,

Will the House agree to said resolution?

The vote was taken by electronic device.

It was decided in the affirmative ..... { Yeas ..... 351 / Nays 70

¶36.12 [Roll No. 133]

YEAS—351

Aderholt
Akin
Alexander
Andrews
Baca
Bachus
Baker
Barrett (SC)
Barrow
Bartlett (MD)
Barton (TX)
Bass
Bean
Beauprez
Berkley
Berman
Berry
Biggert
Bilirakis
Bishop (GA)
Bishop (NY)
Bishop (UT)
Blackburn
Blunt
Boehlert
Boehner
Bonilla
Bonner
Bono
Boozman
Boren
Boswell
Boucher
Boustany
Boyd
Bradley (NH)
Brady (PA)
Brady (TX)
Brown (OH)
Brown (SC)
Brown, Corrine

Brown-Waite, Ginny
Burgess
Burton (IN)
Butterfield
Buyer
Calvert
Camp (MI)
Campbell (CA)
Cannon
Cantor
Capito
Capps
Cardin
Carnahan
Carson
Carter
Case
Castle
Chabot
Chandler
Chocola
Clay
Cleaver
Clyburn
Coble
Cole (OK)
Conaway
Costa
Cramer
Crenshaw
Crowley
Cubin
Cuellar
Culberson
Cummings
Davis (AL)
Davis (CA)
Davis (FL)
Davis (KY)
Davis (TN)
Davis, Jo Ann
Davis, Tom
Deal (GA)
DeGette
DeLauro
DeLay
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Dicks
Doolittle
Doyle
Drake
Dreier
Duncan
Edwards
Ehlers
Emanuel
Emerson
Engel
English (PA)
Eshoo
Etheridge
Everett
Farr
Feeney
Ferguson
Fitzpatrick (PA)
Flake
Foley
Forbes
Ford
Fortenberry
Fossella
Foxx
Franks (AZ)
Frelinghuysen
Gallegly
Garrett (NJ)
Gerlach
Gibbons
Gilchrest
Gillmor
Gingrey
Gohmert
Goode
Goodlatte
Granger
Graves
Green (WI)
Green, Al
Green, Gene
Gutknecht
Hall
Harman
Harris
Hart
Hastings (WA)
Hayes
Hayworth
Hefley
Hensarling
Herger
Herseth
Higgins
Hinojosa
Hobson
Hoekstra
Holden
Honda
Hooley
Hostettler
Hoyer
Hulshof
Hunter
Hyde
Inglis (SC)
Israel
Issa
Istook
Jackson-Lee (TX)
Jenkins
Jindal
Johnson (CT)
Johnson (IL)
Johnson, E. B.
Johnson, Sam
Jones (NC)
Jones (OH)
Kanjorski
Keller
Kelly
Kennedy (MN)
Kildee
Kind
King (IA)
King (NY)
Kingston
Kirk
Kline
Knollenberg
Kolbe
Kuhl (NY)
LaHood
Langevin
Larsen (WA)
Latham
LaTourette
Leach
Levin
Lewis (CA)
Lewis (KY)
Linder
Lipinski
LoBiondo
Lofgren, Zoe
Lowey
Lucas
Lungren, Daniel E.
Mack
Maloney
Manzullo
Marchant
Marshall
Matheson
Matsui
McCarthy
McCaul (TX)
McCollum (MN)
McCotter
McCrery
McHenry
McHugh
McIntyre
McKeon
McMorris
Meek (FL)
Melancon
Mica
Millender-McDonald
Miller (FL)
Miller (MI)
Miller, Gary
Mollohan
Moore (KS)
Moran (KS)
Murtha
Musgrave
Myrick
Neugebauer
Ney
Northup
Norwood
Nunes
Nussle
Oberstar
Ortiz
Otter
Oxley
Pallone
Pascrell
Pastor
Paul
Pearce
Pelosi
Pence
Peterson (MN)
Peterson (PA)
Petri
Pickering
Pitts
Platts
Poe
Pombo
Pomeroy
Porter
Price (GA)
Price (NC)
Pryce (OH)
Putnam
Radanovich
Rahall
Ramstad
Regula
Rehberg
Reichert
Renzi
Reyes
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Ros-Lehtinen
Ross
Rothman
Roybal-Allard
Royce
Ruppersberger
Rush
Ryan (OH)
Ryan (WI)
Ryun (KS)
Sabo
Salazar
Sánchez, Linda T.
Sanchez, Loretta
Saxton
Schiff
Schmidt
Schwartz (PA)
Schwarz (MI)
Scott (GA)
Scott (VA)
Sensenbrenner
Sessions
Shadegg
Shaw
Shays
Sherman
Sherwood
Shimkus
Shuster
Simmons
Simpson
Skelton
Smith (NJ)
Smith (TX)
Snyder
Sodrel
Souder
Spratt
Stearns
Strickland
Sullivan
Sweeney
Tancredo
Tanner
Tauscher
Taylor (NC)
Terry
Thomas
Thompson (MS)
Thornberry
Tiahrt
Tiberi
Towns
Turner
Udall (CO)
Udall (NM)
Upton
Van Hollen
Visclosky
Walden (OR)
Walsh
Wamp
Wasserman Schultz
Weiner
Weldon (FL)
Weldon (PA)
Weller
Westmoreland
Wexler
Whitfield
Wicker
Wilson (NM)
Wilson (SC)
Wolf
Wynn
Young (AK)
Young (FL)

NAYS—70

Abercrombie
Ackerman
Allen
Baird
Baldwin
Becerra
Blumenauer
Capuano
Conyers
Cooper
Costello
Davis (IL)
DeFazio
Delahunt
Dingell
Doggett
Fattah
Filner
Frank (MA)
Grijalva
Gutierrez
Hastings (FL)
Hinchey
Holt
Inslee
Jackson (IL)
Jefferson
Kaptur
Kilpatrick (MI)
Kucinich
Lantos
Larson (CT)
Lee
Lynch
Markey
McDermott
McGovern
McKinney
McNulty
Meeks (NY)
Michaud
Miller (NC)
Miller, George
Moore (WI)
Moran (VA)
Nadler
Napolitano
Neal (MA)
Obey
Olver
Owens
Payne
Rangel
Sanders
Schakowsky
Serrano
Slaughter
Solis
Stark
Stupak
Taylor (MS)
Thompson (CA)
Tierney
Velázquez
Waters
Watson
Watt
Waxman
Woolsey
Wu

NOT VOTING—11

Cardoza
Evans
Gonzalez
Gordon
Kennedy (RI)
Lewis (GA)
Meehan
Murphy
Osborne
Reynolds
Smith (WA)

So the resolution was agreed to.

A motion to reconsider the vote whereby said resolution was agreed to was, by unanimous consent, laid on the table.

¶36.13 ORDER OF BUSINESS—CONSIDERATION OF H.R. 5122

On motion of Mr. HUNTER, by unanimous consent,

Ordered, That during consideration of the bill (H.R. 5122) to authorize appropriations for fiscal year 2007 for military activities of the Department of Defense, to prescribe military personnel strengths for fiscal year 2007, and for other purposes, pursuant to House Resolution 806, general debate shall not exceed two hours equally divided and controlled by the chairman and ranking minority member of the Committee on Armed Services.

¶36.14 DEFENSE AUTHORIZATION FY 2007

The SPEAKER pro tempore, Mr. LUNGREN of California, pursuant to House Resolution 806 and rule XVIII, declared the House resolved into the Committee of the Whole House on the state of the Union for the consideration of the bill (H.R. 5122) to authorize appropriations for fiscal year 2007 for military activities of the Department of Defense, to prescribe military personnel strengths for fiscal year 2007, and for other purposes.

The SPEAKER pro tempore, Mr. LUNGREN of California, by unanimous consent, designated Mr. GINGREY, as Chairman of the Committee of the Whole; and after some time spent therein,

The SPEAKER pro tempore, Mr. FRANKS of Arizona, assumed the Chair.

When Mr. CULBERSON, Acting Chairman, reported that the Committee, having had under consideration said bill, had come to no resolution thereon.

¶36.15 TAX RELIEF EXTENSION

Mr. THOMAS, pursuant to House Resolution 805, called up the following conference report (Rept. No. 109–455):

The committee of conference on the disagreeing votes of the two Houses on the amendment of the Senate to the bill (H.R. 4297), to provide for reconciliation pursuant to section 201(b) of the concurrent resolution on the budget for fiscal year 2006, having met, after full and free conference, have agreed to recommend and do recommend to their respective Houses as follows:

That the House recede from its disagreement to the amendment of the Senate and agree to the same with an amendment as follows:

In lieu of the matter proposed to be inserted by the Senate amendment, insert the following:

SECTION 1. SHORT TITLE, ETC.

(a) SHORT TITLE.—This Act may be cited as the ''Tax Increase Prevention and Reconciliation Act of 2005''.

(b) AMENDMENT OF 1986 CODE.—Except as otherwise expressly provided, whenever in this Act an amendment or repeal is expressed in terms of an amendment to, or repeal of, a section or other provision, the reference shall be considered to be made to a section or other provision of the Internal Revenue Code of 1986.

(c) TABLE OF CONTENTS.—The table of contents for this Act is as follows:

Sec. 1. Short title, etc.

TITLE I—EXTENSION AND MODIFICATION OF CERTAIN PROVISIONS

Sec. 101. Increased expensing for small business.
Sec. 102. Capital gains and dividends rates.
Sec. 103. Controlled foreign corporations.

TITLE II—OTHER PROVISIONS

Sec. 201. Clarification of taxation of certain settlement funds.
Sec. 202. Modification of active business definition under section 355.
Sec. 203. Veterans' mortgage bonds.
Sec. 204. Capital gains treatment for certain self-created musical works.
Sec. 205. Vessel tonnage limit.
Sec. 206. Modification of special arbitrage rule for certain funds.
Sec. 207. Amortization of expenses incurred in creating or acquiring music or music copyrights.
Sec. 208. Modification of effective date of disregard of certain capital expenditures for purposes of qualified small issue bonds.
Sec. 209. Modification of treatment of loans to qualified continuing care facilities.

TITLE III—ALTERNATIVE MINIMUM TAX RELIEF

Sec. 301. Increase in alternative minimum tax exemption amount for 2006.
Sec. 302. Allowance of nonrefundable personal credits against regular and alternative minimum tax liability.

TITLE IV—CORPORATE ESTIMATED TAX PROVISIONS

Sec. 401. Time for payment of corporate estimated taxes.

TITLE V—REVENUE OFFSET PROVISIONS

Sec. 501. Application of earnings stripping rules to partners which are corporations.
Sec. 502. Reporting of interest on tax-exempt bonds.
Sec. 503. 5-year amortization of geological and geophysical expenditures for certain major integrated oil companies.

Sec. 504. Application of FIRPTA to regulated investment companies.
Sec. 505. Treatment of distributions attributable to FIRPTA gains.
Sec. 506. Prevention of avoidance of tax on investments of foreign persons in United States real property through wash sale transactions.
Sec. 507. Section 355 not to apply to distributions involving disqualified investment companies.
Sec. 508. Loan and redemption requirements on pooled financing requirements.
Sec. 509. Partial payments required with submission of offers-in-compromise.
Sec. 510. Increase in age of minor children whose unearned income is taxed as if parent's income.
Sec. 511. Imposition of withholding on certain payments made by government entities.
Sec. 512. Conversions to Roth IRAs.
Sec. 513. Repeal of FSC/ETI binding contract relief.
Sec. 514. Only wages attributable to domestic production taken into account in determining deduction for domestic production.
Sec. 515. Modification of exclusion for citizens living abroad.
Sec. 516. Tax involvement of accommodation parties in tax shelter transactions.

TITLE I—EXTENSION AND MODIFICATION OF CERTAIN PROVISIONS

SEC. 101. INCREASED EXPENSING FOR SMALL BUSINESS.

Subsections (b)(1), (b)(2), (b)(5), (c)(2), and (d)(1)(A)(ii) of section 179 (relating to election to expense certain depreciable business assets) are each amended by striking ''2008'' and inserting ''2010''.

SEC. 102. CAPITAL GAINS AND DIVIDENDS RATES.

Section 303 of the Jobs and Growth Tax Relief Reconciliation Act of 2003 is amended by striking ''December 31, 2008'' and inserting ''December 31, 2010''.

SEC. 103. CONTROLLED FOREIGN CORPORATIONS.

(a) SUBPART F EXCEPTION FOR ACTIVE FINANCING.—

(1) EXEMPT INSURANCE INCOME.—Paragraph (10) of section 953(e) (relating to application) is amended—

(A) by striking ''January 1, 2007'' and inserting ''January 1, 2009'', and

(B) by striking ''December 31, 2006'' and inserting ''December 31, 2008''.

(2) EXCEPTION TO TREATMENT AS FOREIGN PERSONAL HOLDING COMPANY INCOME.—Paragraph (9) of section 954(h) (relating to application) is amended by striking ''January 1, 2007'' and inserting ''January 1, 2009''.

(b) LOOK-THROUGH TREATMENT OF PAYMENTS BETWEEN RELATED CONTROLLED FOREIGN CORPORATIONS UNDER THE FOREIGN PERSONAL HOLDING COMPANY RULES.—

(1) IN GENERAL.—Subsection (c) of section 954 (relating to foreign personal holding company income) is amended by adding at the end the following new paragraph:

''(6) LOOK-THRU RULE FOR RELATED CONTROLLED FOREIGN CORPORATIONS.—

''(A) IN GENERAL.—For purposes of this subsection, dividends, interest, rents, and royalties received or accrued from a controlled foreign corporation which is a related person shall not be treated as foreign personal holding company income to the extent attributable or properly allocable (determined under rules similar to the rules of subparagraphs (C) and (D) of section 904(d)(3)) to income of the related person which is not subpart F income. For purposes of this subparagraph, interest shall include factoring income which is treated as income equivalent to interest for purposes of paragraph (1)(E). The Secretary shall prescribe such regulations as may be appropriate to prevent the abuse of the purposes of this paragraph.

''(B) APPLICATION.—Subparagraph (A) shall apply to taxable years of foreign corporations beginning after December 31, 2005, and before January 1, 2009, and to taxable years of United States shareholders with or within which such taxable years of foreign corporations end.''.

(2) EFFECTIVE DATE.—The amendment made by this subsection shall apply to taxable years of foreign corporations beginning after December 31, 2005, and to taxable years of United States shareholders with or within which such taxable years of foreign corporations end.

TITLE II—OTHER PROVISIONS

SEC. 201. CLARIFICATION OF TAXATION OF CERTAIN SETTLEMENT FUNDS.

(a) IN GENERAL.—Subsection (g) of section 468B (relating to clarification of taxation of certain funds) is amended to read as follows:

''(g) CLARIFICATION OF TAXATION OF CERTAIN FUNDS.—

''(1) IN GENERAL.—Except as provided in paragraph (2), nothing in any provision of law shall be construed as providing that an escrow account, settlement fund, or similar fund is not subject to current income tax. The Secretary shall prescribe regulations providing for the taxation of any such account or fund whether as a grantor trust or otherwise.

''(2) EXEMPTION FROM TAX FOR CERTAIN SETTLEMENT FUNDS.—An escrow account, settlement fund, or similar fund shall be treated as beneficially owned by the United States and shall be exempt from taxation under this subtitle if—

''(A) it is established pursuant to a consent decree entered by a judge of a United States District Court,

''(B) it is created for the receipt of settlement payments as directed by a government entity for the sole purpose of resolving or satisfying one or more claims asserting liability under the Comprehensive Environmental Response, Compensation, and Liability Act of 1980,

''(C) the authority and control over the expenditure of funds therein (including the expenditure of contributions thereto and any net earnings thereon) is with such government entity, and

''(D) upon termination, any remaining funds will be disbursed to such government entity for use in accordance with applicable law.

For purposes of this paragraph, the term 'government entity' means the United States, any State or political subdivision thereof, the District of Columbia, any possession of the United States, and any agency or instrumentality of any of the foregoing.

''(3) TERMINATION.—Paragraph (2) shall not apply to accounts and funds established after December 31, 2010.''.

(b) EFFECTIVE DATE.—The amendment made by subsection (a) shall apply to accounts and funds established after the date of the enactment of this Act.

SEC. 202. MODIFICATION OF ACTIVE BUSINESS DEFINITION UNDER SECTION 355.

Subsection (b) of section 355 (defining active conduct of a trade or business) is amended by adding at the end the following new paragraph:

''(3) SPECIAL RULE RELATING TO ACTIVE BUSINESS REQUIREMENT.—

''(A) IN GENERAL.—In the case of any distribution made after the date of the enactment of this paragraph and on or before December 31, 2010, a corporation shall be treated as meeting the requirement of paragraph (2)(A) if and only if such corporation is engaged in the active conduct of a trade or business.

''(B) AFFILIATED GROUP RULE.—For purposes of subparagraph (A), all members of such corporation's separate affiliated group shall be treated as one corporation. For purposes of the preceding sentence, a corporation's separate affiliated group is the affiliated group which would be determined under section 1504(a) if such corporation were the common parent and section 1504(b) did not apply.

''(C) TRANSITION RULE.—Subparagraph (A) shall not apply to any distribution pursuant to a transaction which is—

''(i) made pursuant to an agreement which was binding on the date of the enactment of this paragraph and at all times thereafter,

''(ii) described in a ruling request submitted to the Internal Revenue Service on or before such date, or

''(iii) described on or before such date in a public announcement or in a filing with the Securities and Exchange Commission.

The preceding sentence shall not apply if the distributing corporation elects not to have such sentence apply to distributions of such corporation. Any such election, once made, shall be irrevocable.

''(D) SPECIAL RULE FOR CERTAIN PRE-ENACTMENT DISTRIBUTIONS.—For purposes of determining the continued qualification under paragraph (2)(A) of distributions made on or before the date of the enactment of this paragraph as a result of an acquisition, disposition, or other restructuring after such date and on or before December 31, 2010, such distribution shall be treated as made on the date of such acquisition, disposition, or restructuring for purposes of applying subparagraphs (A) through (C) of this paragraph.''.

SEC. 203. VETERANS' MORTGAGE BONDS.

(a) EXPANSION OF DEFINITION OF VETERANS ELIGIBLE FOR STATE HOME LOAN PROGRAMS FUNDED BY QUALIFIED VETERANS' MORTGAGE BONDS.—

(1) IN GENERAL.—Paragraph (4) of section 143(l) (defining qualified veteran) is amended to read as follows:

''(4) QUALIFIED VETERAN.—For purposes of this subsection, the term 'qualified veteran' means—

''(A) in the case of the States of Alaska, Oregon, and Wisconsin, any veteran—

''(i) who served on active duty, and

''(ii) who applied for the financing before the date 25 years after the last date on which such veteran left active service, and

''(B) in the case of any other State, any veteran—

''(i) who served on active duty at some time before January 1, 1977, and

''(ii) who applied for the financing before the later of—

''(I) the date 30 years after the last date on which such veteran left active service, or

''(II) January 31, 1985.''.

(2) EFFECTIVE DATE.—The amendments made by this subsection shall apply to bonds issued on or after the date of the enactment of this Act.

(b) REVISION OF STATE VETERANS LIMIT.—

(1) IN GENERAL.—Subparagraph (B) of section 143(l)(3) (relating to volume limitation) is amended—

(A) by redesignating clauses (i) and (ii) as subclauses (I) and (II), respectively, and moving such clauses 2 ems to the right,

(B) by amending the matter preceding subclause (I), as designated by subparagraph (A), to read as follows:

''(B) STATE VETERANS LIMIT.—

''(i) IN GENERAL.—In the case of any State to which clause (ii) does not apply, the State veterans limit for any calendar year is the amount equal to—'', and

(C) by adding at the end the following new clauses:

''(ii) ALASKA, OREGON, AND WISCONSIN.—In the case of the following States, the State veterans limit for any calendar year is the amount equal to—

''(I) $25,000,000 for the State of Alaska,

''(II) $25,000,000 for the State of Oregon, and

''(III) $25,000,000 for the State of Wisconsin.

''(iii) PHASEIN.—In the case of calendar years beginning before 2010, clause (ii) shall be applied by substituting for each of the dollar amounts therein an amount equal to the applicable percentage of such dollar amount. For purposes of the preceding sentence, the applicable percentage shall be determined in accordance with the following table:

"For Calendar Year:	Applicable percentage is:
2006	20 percent
2007	40 percent
2008	60 percent
2009	80 percent.

"(iv) TERMINATION.—The State veterans limit for the States specified in clause (ii) for any calendar year after 2010 is zero.".

(2) EFFECTIVE DATE.—The amendments made by this subsection shall apply to allocations of State volume limit after April 5, 2006.

SEC. 204. CAPITAL GAINS TREATMENT FOR CERTAIN SELF-CREATED MUSICAL WORKS.

(a) IN GENERAL.—Subsection (b) of section 1221 (relating to capital asset defined) is amended by redesignating paragraph (3) as paragraph (4) and by inserting after paragraph (2) the following new paragraph:

"(3) SALE OR EXCHANGE OF SELF-CREATED MUSICAL WORKS.—At the election of the taxpayer, paragraphs (1) and (3) of subsection (a) shall not apply to musical compositions or copyrights in musical works sold or exchanged before January 1, 2011, by a taxpayer described in subsection (a)(3).".

(b) LIMITATION ON CHARITABLE CONTRIBUTIONS.—Subparagraph (A) of section 170(e)(1) is amended by inserting "(determined without regard to section 1221(b)(3))" after "long-term capital gain".

(c) EFFECTIVE DATE.—The amendments made by this section shall apply to sales and exchanges in taxable years beginning after the date of the enactment of this Act.

SEC. 205. VESSEL TONNAGE LIMIT.

(a) IN GENERAL.—Paragraph (4) of section 1355(a) (relating to qualifying vessel) is amended by inserting "(6,000, in the case of taxable years beginning after December 31, 2005, and ending before January 1, 2011)" after "10,000".

(b) EFFECTIVE DATE.—The amendment made by subsection (a) shall apply to taxable years beginning after December 31, 2005.

SEC. 206. MODIFICATION OF SPECIAL ARBITRAGE RULE FOR CERTAIN FUNDS.

In the case of bonds issued after the date of the enactment of this Act and before August 31, 2009—

(1) the requirement of paragraph (1) of section 648 of the Deficit Reduction Act of 1984 (98 Stat. 941) shall be treated as met with respect to the securities or obligations referred to in such section if such securities or obligations are held in a fund the annual distributions from which cannot exceed 7 percent of the average fair market value of the assets held in such fund except to the extent distributions are necessary to pay debt service on the bond issue, and

(2) paragraph (3) of such section shall be applied by substituting "distributions from" for "the investment earnings of" both places it appears.

SEC. 207. AMORTIZATION OF EXPENSES INCURRED IN CREATING OR ACQUIRING MUSIC OR MUSIC COPYRIGHTS.

(a) IN GENERAL.—Section 167(g) (relating to depreciation under income forecast method) is amended by adding at the end the following new paragraph:

"(8) SPECIAL RULES FOR CERTAIN MUSICAL WORKS AND COPYRIGHTS.—

"(A) IN GENERAL.—If an election is in effect under this paragraph for any taxable year, then, notwithstanding paragraph (1), any expense which—

"(i) is paid or incurred by the taxpayer in creating or acquiring any applicable musical property placed in service during the taxable year, and

"(ii) is otherwise properly chargeable to capital account,

shall be amortized ratably over the 5-year period beginning with the month in which the property was placed in service. The preceding sentence shall not apply to any expense which, without regard to this paragraph, would not be allowable as a deduction.

"(B) EXCLUSIVE METHOD.—Except as provided in this paragraph, no depreciation or amortization deduction shall be allowed with respect to any expense to which subparagraph (A) applies.

"(C) APPLICABLE MUSICAL PROPERTY.—For purposes of this paragraph—

"(i) IN GENERAL.—The term 'applicable musical property' means any musical composition (including any accompanying words), or any copyright with respect to a musical composition, which is property to which this subsection applies without regard to this paragraph.

"(ii) EXCEPTIONS.—Such term shall not include any property—

"(I) with respect to which expenses are treated as qualified creative expenses to which section 263A(h) applies,

"(II) to which a simplified procedure established under section 263A(j)(2) applies, or

"(III) which is an amortizable section 197 intangible (as defined in section 197(c)).

"(D) ELECTION.—An election under this paragraph shall be made at such time and in such form as the Secretary may prescribe and shall apply to all applicable musical property placed in service during the taxable year for which the election applies.

"(E) TERMINATION.—An election may not be made under this paragraph for any taxable year beginning after December 31, 2010.".

(b) EFFECTIVE DATE.—The amendments made by this section shall apply to expenses paid or incurred with respect to property placed in service in taxable years beginning after December 31, 2005.

SEC. 208. MODIFICATION OF EFFECTIVE DATE OF DISREGARD OF CERTAIN CAPITAL EXPENDITURES FOR PURPOSES OF QUALIFIED SMALL ISSUE BONDS.

(a) IN GENERAL.—Section 144(a)(4)(G) is amended by striking "September 30, 2009" and inserting "December 31, 2006".

(b) CONFORMING AMENDMENT.—Section 144(a)(4)(F) is amended by striking "September 30, 2009" and inserting "December 31, 2006".

SEC. 209. MODIFICATION OF TREATMENT OF LOANS TO QUALIFIED CONTINUING CARE FACILITIES.

(a) IN GENERAL.—Section 7872 is amended by redesignating subsection (h) as subsection (i) and inserting after subsection (g) the following new subsection:

"(h) EXCEPTION FOR LOANS TO QUALIFIED CONTINUING CARE FACILITIES.—

"(1) IN GENERAL.—This section shall not apply for any calendar year to any below-market loan owed by a facility which on the last day of such year is a qualified continuing care facility, if such loan was made pursuant to a continuing care contract and if the lender (or the lender's spouse) attains age 62 before the close of such year.

"(2) CONTINUING CARE CONTRACT.—For purposes of this section, the term 'continuing care contract' means a written contract between an individual and a qualified continuing care facility under which—

"(A) the individual or individual's spouse may use a qualified continuing care facility for their life or lives,

"(B) the individual or individual's spouse will be provided with housing, as appropriate for the health of such individual or individual's spouse—

"(i) in an independent living unit (which has additional available facilities outside such unit for the provision of meals and other personal care), and

"(ii) in an assisted living facility or a nursing facility, as is available in the continuing care facility, and

"(C) the individual or individual's spouse will be provided assisted living or nursing care as the health of such individual or individual's spouse requires, and as is available in the continuing care facility.

The Secretary shall issue guidance which limits such term to contracts which provide only facilities, care, and services described in this paragraph.

"(3) QUALIFIED CONTINUING CARE FACILITY.—

"(A) IN GENERAL.—For purposes of this section, the term 'qualified continuing care facility' means 1 or more facilities—

"(i) which are designed to provide services under continuing care contracts,

"(ii) which include an independent living unit, plus an assisted living or nursing facility, or both, and

"(iii) substantially all of the independent living unit residents of which are covered by continuing care contracts.

"(B) NURSING HOMES EXCLUDED.—The term 'qualified continuing care facility' shall not include any facility which is of a type which is traditionally considered a nursing home.

"(4) TERMINATION.—This subsection shall not apply to any calendar year after 2010.".

(b) CONFORMING AMENDMENTS.—

(1) Section 7872(g) is amended by adding at the end the following new paragraph:

"(6) SUSPENSION OF APPLICATION.—Paragraph (1) shall not apply for any calendar year to which subsection (h) applies.".

(2) Section 142(d)(2)(B) is amended by striking "Section 7872(g)" and inserting "Subsections (g) and (h) of section 7872".

(c) EFFECTIVE DATE.—The amendment made by this section shall apply to calendar years beginning after December 31, 2005, with respect to loans made before, on, or after such date.

TITLE III—ALTERNATIVE MINIMUM TAX RELIEF

SEC. 301. INCREASE IN ALTERNATIVE MINIMUM TAX EXEMPTION AMOUNT FOR 2006.

(a) IN GENERAL.—Section 55(d)(1) (relating to exemption amount for taxpayers other than corporations) is amended—

(1) by striking "$58,000" and all that follows through "2005" in subparagraph (A) and inserting "$62,550 in the case of taxable years beginning in 2006", and

(2) by striking "$40,250" and all that follows through "2005" in subparagraph (B) and inserting "$42,500 in the case of taxable years beginning in 2006".

(b) EFFECTIVE DATE.—The amendments made by this section shall apply to taxable years beginning after December 31, 2005.

SEC. 302. ALLOWANCE OF NONREFUNDABLE PERSONAL CREDITS AGAINST REGULAR AND ALTERNATIVE MINIMUM TAX LIABILITY.

(a) IN GENERAL.—Paragraph (2) of section 26(a) is amended—

(1) by striking "2005" in the heading thereof and inserting "2006", and

(2) by striking "or 2005" and inserting "2005, or 2006".

(b) EFFECTIVE DATE.—The amendments made by this section shall apply to taxable years beginning after December 31, 2005.

TITLE IV—CORPORATE ESTIMATED TAX PROVISIONS

SEC. 401. TIME FOR PAYMENT OF CORPORATE ESTIMATED TAXES.

Notwithstanding section 6655 of the Internal Revenue Code of 1986—

(1) in the case of a corporation with assets of not less than $1,000,000,000 (determined as of the end of the preceding taxable year)—

(A) the amount of any required installment of corporate estimated tax which is otherwise due in July, August, or September of 2006 shall be 105 percent of such amount,

(B) the amount of any required installment of corporate estimated tax which is otherwise due in July, August, or September of 2012 shall be 106.25 percent of such amount,

(C) the amount of any required installment of corporate estimated tax which is otherwise due in July, August, or September of 2013 shall be 100.75 percent of such amount, and

(D) the amount of the next required installment after an installment referred to in subparagraph (A), (B), or (C) shall be appropriately reduced to reflect the amount of the increase by reason of such subparagraph,

(2) 20.5 percent of the amount of any required installment of corporate estimated tax which is otherwise due in September 2010 shall not be due until October 1, 2010, and

(3) 27.5 percent of the amount of any required installment of corporate estimated tax which is otherwise due in September 2011 shall not be due until October 1, 2011.

TITLE V—REVENUE OFFSET PROVISIONS

SEC. 501. APPLICATION OF EARNINGS STRIPPING RULES TO PARTNERS WHICH ARE CORPORATIONS.

(a) IN GENERAL.—Section 163(j) (relating to limitation on deduction for interest on certain indebtedness) is amended by redesignating paragraph (8) as paragraph (9) and by inserting after paragraph (7) the following new paragraph:

''(8) TREATMENT OF CORPORATE PARTNERS.—Except to the extent provided by regulations, in applying this subsection to a corporation which owns (directly or indirectly) an interest in a partnership—

''(A) such corporation's distributive share of interest income paid or accrued to such partnership shall be treated as interest income paid or accrued to such corporation,

''(B) such corporation's distributive share of interest paid or accrued by such partnership shall be treated as interest paid or accrued by such corporation, and

''(C) such corporation's share of the liabilities of such partnership shall be treated as liabilities of such corporation.''.

(b) ADDITIONAL REGULATORY AUTHORITY.—Section 163(j)(9) (relating to regulations), as redesignated by subsection (a), is amended by striking ''and'' at the end of subparagraph (B), by striking the period at the end of subparagraph (C) and inserting '', and'', and by adding at the end the following new subparagraph:

''(D) regulations providing for the reallocation of shares of partnership indebtedness, or distributive shares of the partnership's interest income or interest expense.''.

(c) EFFECTIVE DATE.—The amendments made by this section shall apply to taxable years beginning on or after the date of the enactment of this Act.

SEC. 502. REPORTING OF INTEREST ON TAX-EXEMPT BONDS.

(a) IN GENERAL.—Section 6049(b)(2) (relating to exceptions) is amended by striking subparagraph (B) and by redesignating subparagraphs (C) and (D) as subparagraphs (B) and (C), respectively.

(b) CONFORMING AMENDMENT.—Section 6049(b)(2)(C), as redesignated by subsection (a), is amended by striking ''subparagraph (C)'' and inserting ''subparagraph (B)''.

(c) EFFECTIVE DATE.—The amendments made by this section shall apply to interest paid after December 31, 2005.

SEC. 503. 5-YEAR AMORTIZATION OF GEOLOGICAL AND GEOPHYSICAL EXPENDITURES FOR CERTAIN MAJOR INTEGRATED OIL COMPANIES.

(a) IN GENERAL.—Section 167(h) (relating to amortization of geological and geophysical expenditures) is amended by adding at the end the following new paragraph:

''(5) SPECIAL RULE FOR MAJOR INTEGRATED OIL COMPANIES.—

''(A) IN GENERAL.—In the case of a major integrated oil company, paragraphs (1) and (4) shall be applied by substituting '5-year' for '24 month'.

''(B) MAJOR INTEGRATED OIL COMPANY.—For purposes of this paragraph, the term 'major integrated oil company' means, with respect to any taxable year, a producer of crude oil—

''(i) which has an average daily worldwide production of crude oil of at least 500,000 barrels for the taxable year,

''(ii) which had gross receipts in excess of $1,000,000,000 for its last taxable year ending during calendar year 2005, and

''(iii) to which subsection (c) of section 613A does not apply by reason of paragraph (4) of section 613A(d), determined—

''(I) by substituting '15 percent' for '5 percent' each place it occurs in paragraph (3) of section 613A(d), and

''(II) without regard to whether subsection (c) of section 613A does not apply by reason of paragraph (2) of section 613A(d).

For purposes of clauses (i) and (ii), all persons treated as a single employer under subsections (a) and (b) of section 52 shall be treated as 1 person and, in case of a short taxable year, the rule under section 448(c)(3)(B) shall apply.''.

(b) EFFECTIVE DATE.—The amendment made by this section shall apply to amounts paid or incurred after the date of the enactment of this Act.

SEC. 504. APPLICATION OF FIRPTA TO REGULATED INVESTMENT COMPANIES.

(a) IN GENERAL.—Subclause (II) of section 897(h)(4)(A)(i) (defining qualified investment entity) is amended by inserting ''which is a United States real property holding corporation or which would be a United States real property holding corporation if the exceptions provided in subsections (c)(3) and (h)(2) did not apply to interests in any real estate investment trust or regulated investment company'' after ''regulated investment company''.

(b) EFFECTIVE DATE.—The amendment made by this section shall take effect as if included in the provisions of section 411 of the American Jobs Creation Act of 2004 to which it relates.

SEC. 505. TREATMENT OF DISTRIBUTIONS ATTRIBUTABLE TO FIRPTA GAINS.

(a) QUALIFIED INVESTMENT ENTITY.—

(1) IN GENERAL.—Section 897(h)(1) is amended—

(A) by striking ''a nonresident alien individual or a foreign corporation'' in the first sentence and inserting ''a nonresident alien individual, a foreign corporation, or other qualified investment entity'',

(B) by striking ''such nonresident alien individual or foreign corporation'' in the first sentence and inserting ''such nonresident alien individual, foreign corporation, or other qualified investment entity'', and

(C) by striking the second sentence and inserting the following new sentence: ''Notwithstanding the preceding sentence, any distribution by a qualified investment entity to a nonresident alien individual or a foreign corporation with respect to any class of stock which is regularly traded on an established securities market located in the United States shall not be treated as gain recognized from the sale or exchange of a United States real property interest if such individual or corporation did not own more than 5 percent of such class of stock at any time during the 1-year period ending on the date of such distribution.''.

(2) EXCEPTION TO TERMINATION OF APPLICATION OF SECTION 897 RULES TO REGULATED INVESTMENT COMPANIES.—Clause (ii) of section 897(h)(4)(A) is amended by adding at the end the following new sentence: ''Notwithstanding the preceding sentence, an entity described in clause (i)(II) shall be treated as a qualified investment entity for purposes of applying paragraphs (1) and (5) and section 1445 with respect to any distribution by the entity to a nonresident alien individual or a foreign corporation which is attributable directly or indirectly to a distribution to the entity from a real estate investment trust.''.

(b) WITHHOLDING ON DISTRIBUTIONS TREATED AS GAIN FROM UNITED STATES REAL PROPERTY INTERESTS.—Section 1445(e) (relating to special rules for distributions, etc. by corporations, partnerships, trusts, or estates) is amended by redesignating paragraph (6) as paragraph (7) and by inserting after paragraph (5) the following new paragraph:

''(6) DISTRIBUTIONS BY REGULATED INVESTMENT COMPANIES AND REAL ESTATE INVESTMENT TRUSTS.—If any portion of a distribution from a qualified investment entity (as defined in section 897(h)(4)) to a nonresident alien individual or a foreign corporation is treated under section 897(h)(1) as gain realized by such individual or corporation from the sale or exchange of a United States real property interest, the qualified investment entity shall deduct and withhold under subsection (a) a tax equal to 35 percent (or, to the extent provided in regulations, 15 percent (20 percent in the case of taxable years beginning after December 31, 2010)) of the amount so treated.''.

(c) TREATMENT OF CERTAIN DISTRIBUTIONS AS DIVIDENDS.—

(1) IN GENERAL.—Section 852(b)(3) (relating to capital gains) is amended by adding at the end the following new subparagraph:

''(E) CERTAIN DISTRIBUTIONS.—In the case of a distribution to which section 897 does not apply by reason of the second sentence of section 897(h)(1), the amount of such distribution which would be included in computing long-term capital gains for the shareholder under subparagraph (B) or (D) (without regard to this subparagraph)—

''(i) shall not be included in computing such shareholder's long-term capital gains, and

''(ii) shall be included in such shareholder's gross income as a dividend from the regulated investment company.''.

(2) CONFORMING AMENDMENT.—Section 871(k)(2) (relating to short-term capital gain dividends) is amended by adding at the end the following new subparagraph:

''(E) CERTAIN DISTRIBUTIONS.—In the case of a distribution to which section 897 does not apply by reason of the second sentence of section 897(h)(1), the amount which would be treated as a short-term capital gain dividend to the shareholder (without regard to this subparagraph)—

''(i) shall not be treated as a short-term capital gain dividend, and

''(ii) shall be included in such shareholder's gross income as a dividend from the regulated investment company.''.

(d) EFFECTIVE DATES.—The amendments made by this section shall apply to taxable years of qualified investment entities beginning after December 31, 2005, except that no amount shall be required to be withheld under section 1441, 1442, or 1445 of the Internal Revenue Code of 1986 with respect to any distribution before the date of the enactment of this Act if such amount was not otherwise required to be withheld under any such section as in effect before such amendments.

SEC. 506. PREVENTION OF AVOIDANCE OF TAX ON INVESTMENTS OF FOREIGN PERSONS IN UNITED STATES REAL PROPERTY THROUGH WASH SALE TRANSACTIONS.

(a) IN GENERAL.—Section 897(h) (relating to special rules for certain investment entities) is amended by adding at the end the following new paragraph:

''(5) TREATMENT OF CERTAIN WASH SALE TRANSACTIONS.—

''(A) IN GENERAL.—If an interest in a domestically controlled qualified investment entity is disposed of in an applicable wash sale transaction, the taxpayer shall, for purposes of this section, be treated as having gain from the sale or exchange of a United States real property interest in an amount equal to the portion of the distribution described in subparagraph (B) with respect to such interest which, but for the disposition, would have been treated by the taxpayer as gain from the sale or exchange of a United States real property interest under paragraph (1).

''(B) APPLICABLE WASH SALES TRANSACTION.—For purposes of this paragraph—

''(i) IN GENERAL.—The term 'applicable wash sales transaction' means any transaction (or series of transactions) under which a nonresident alien individual, foreign corporation, or qualified investment entity—

''(I) disposes of an interest in a domestically controlled qualified investment entity during the 30-day period preceding the ex-dividend date of a distribution which is to be made with respect

to the interest and any portion of which, but for the disposition, would have been treated by the taxpayer as gain from the sale or exchange of a United States real property interest under paragraph (1), and

''(II) acquires, or enters into a contract or option to acquire, a substantially identical interest in such entity during the 61-day period beginning with the 1st day of the 30-day period described in subclause (I).

For purposes of subclause (II), a nonresident alien individual, foreign corporation, or qualified investment entity shall be treated as having acquired any interest acquired by a person related (within the meaning of section 267(b) or 707(b)(1)) to the individual, corporation, or entity, and any interest which such person has entered into any contract or option to acquire.

''(ii) APPLICATION TO SUBSTITUTE DIVIDEND AND SIMILAR PAYMENTS.—Subparagraph (A) shall apply to—

''(I) any substitute dividend payment (within the meaning of section 861), or

''(II) any other similar payment specified in regulations which the Secretary determines necessary to prevent avoidance of the purposes of this paragraph.

The portion of any such payment treated by the taxpayer as gain from the sale or exchange of a United States real property interest under subparagraph (A) by reason of this clause shall be equal to the portion of the distribution such payment is in lieu of which would have been so treated but for the transaction giving rise to such payment.

''(iii) EXCEPTION WHERE DISTRIBUTION ACTUALLY RECEIVED.—A transaction shall not be treated as an applicable wash sales transaction if the nonresident alien individual, foreign corporation, or qualified investment entity receives the distribution described in clause (i)(I) with respect to either the interest which was disposed of, or acquired, in the transaction.

''(iv) EXCEPTION FOR CERTAIN PUBLICLY TRADED STOCK.—A transaction shall not be treated as an applicable wash sales transaction if it involves the disposition of any class of stock in a qualified investment entity which is regularly traded on an established securities market within the United States but only if the nonresident alien individual, foreign corporation, or qualified investment entity did not own more than 5 percent of such class of stock at any time during the 1-year period ending on the date of the distribution described in clause (i)(I).''.

(b) NO WITHHOLDING REQUIRED.—Section 1445(b) (relating to exemptions) is amended by adding at the end the following new paragraph:

''(8) APPLICABLE WASH SALES TRANSACTIONS.—No person shall be required to deduct and withhold any amount under subsection (a) with respect to a disposition which is treated as a disposition of a United States real property interest solely by reason of section 897(h)(5).''.

(c) EFFECTIVE DATE.—The amendments made by this section shall apply to taxable years beginning after December 31, 2005, except that such amendments shall not apply to any distribution, or substitute dividend payment, occurring before the date that is 30 days after the date of the enactment of this Act.

SEC. 507. SECTION 355 NOT TO APPLY TO DISTRIBUTIONS INVOLVING DISQUALIFIED INVESTMENT COMPANIES.

(a) IN GENERAL.—Section 355 (relating to distributions of stock and securities of a controlled corporation) is amended by adding at the end the following new subsection:

''(g) SECTION NOT TO APPLY TO DISTRIBUTIONS INVOLVING DISQUALIFIED INVESTMENT CORPORATIONS.—

''(1) IN GENERAL.—This section (and so much of section 356 as relates to this section) shall not apply to any distribution which is part of a transaction if—

''(A) either the distributing corporation or controlled corporation is, immediately after the transaction, a disqualified investment corporation, and

''(B) any person holds, immediately after the transaction, a 50-percent or greater interest in any disqualified investment corporation, but only if such person did not hold such an interest in such corporation immediately before the transaction.

''(2) DISQUALIFIED INVESTMENT CORPORATION.—For purposes of this subsection—

''(A) IN GENERAL.—The term 'disqualified investment corporation' means any distributing or controlled corporation if the fair market value of the investment assets of the corporation is—

''(i) in the case of distributions after the end of the 1-year period beginning on the date of the enactment of this subsection, ⅔ or more of the fair market value of all assets of the corporation, and

''(ii) in the case of distributions during such 1-year period, ¾ or more of the fair market value of all assets of the corporation.

''(B) INVESTMENT ASSETS.—

''(i) IN GENERAL.—Except as otherwise provided in this subparagraph, the term 'investment assets' means—

''(I) cash,

''(II) any stock or securities in a corporation,

''(III) any interest in a partnership,

''(IV) any debt instrument or other evidence of indebtedness,

''(V) any option, forward or futures contract, notional principal contract, or derivative,

''(VI) foreign currency, or

''(VII) any similar asset.

''(ii) EXCEPTION FOR ASSETS USED IN ACTIVE CONDUCT OF CERTAIN FINANCIAL TRADES OR BUSINESSES.—Such term shall not include any asset which is held for use in the active and regular conduct of—

''(I) a lending or finance business (within the meaning of section 954(h)(4)),

''(II) a banking business through a bank (as defined in section 581), a domestic building and loan association (within the meaning of section 7701(a)(19)), or any similar institution specified by the Secretary, or

''(III) an insurance business if the conduct of the business is licensed, authorized, or regulated by an applicable insurance regulatory body.

This clause shall only apply with respect to any business if substantially all of the income of the business is derived from persons who are not related (within the meaning of section 267(b) or 707(b)(1)) to the person conducting the business.

''(iii) EXCEPTION FOR SECURITIES MARKED TO MARKET.—Such term shall not include any security (as defined in section 475(c)(2)) which is held by a dealer in securities and to which section 475(a) applies.

''(iv) STOCK OR SECURITIES IN A 20-PERCENT CONTROLLED ENTITY.—

''(I) IN GENERAL.—Such term shall not include any stock and securities in, or any asset described in subclause (IV) or (V) of clause (i) issued by, a corporation which is a 20-percent controlled entity with respect to the distributing or controlled corporation.

''(II) LOOK-THRU RULE.—The distributing or controlled corporation shall, for purposes of applying this subsection, be treated as owning its ratable share of the assets of any 20-percent controlled entity.

''(III) 20-PERCENT CONTROLLED ENTITY.—For purposes of this clause, the term '20-percent controlled entity' means, with respect to any distributing or controlled corporation, any corporation with respect to which the distributing or controlled corporation owns directly or indirectly stock meeting the requirements of section 1504(a)(2), except that such section shall be applied by substituting '20 percent' for '80 percent' and without regard to stock described in section 1504(a)(4).

''(v) INTERESTS IN CERTAIN PARTNERSHIPS.—

''(I) IN GENERAL.—Such term shall not include any interest in a partnership, or any debt instrument or other evidence of indebtedness, issued by the partnership, if 1 or more of the trades or businesses of the partnership are (or, without regard to the 5-year requirement under subsection (b)(2)(B), would be) taken into account by the distributing or controlled corporation, as the case may be, in determining whether the requirements of subsection (b) are met with respect to the distribution.

''(II) LOOK-THRU RULE.—The distributing or controlled corporation shall, for purposes of applying this subsection, be treated as owning its ratable share of the assets of any partnership described in subclause (I).

''(3) 50-PERCENT OR GREATER INTEREST.—For purposes of this subsection—

''(A) IN GENERAL.—The term '50-percent or greater interest' has the meaning given such term by subsection (d)(4).

''(B) ATTRIBUTION RULES.—The rules of section 318 shall apply for purposes of determining ownership of stock for purposes of this paragraph.

''(4) TRANSACTION.—For purposes of this subsection, the term 'transaction' includes a series of transactions.

''(5) REGULATIONS.—The Secretary shall prescribe such regulations as may be necessary to carry out, or prevent the avoidance of, the purposes of this subsection, including regulations—

''(A) to carry out, or prevent the avoidance of, the purposes of this subsection in cases involving—

''(i) the use of related persons, intermediaries, pass-thru entities, options, or other arrangements, and

''(ii) the treatment of assets unrelated to the trade or business of a corporation as investment assets if, prior to the distribution, investment assets were used to acquire such unrelated assets,

''(B) which in appropriate cases exclude from the application of this subsection a distribution which does not have the character of a redemption which would be treated as a sale or exchange under section 302, and

''(C) which modify the application of the attribution rules applied for purposes of this subsection.''.

(b) EFFECTIVE DATES.—

(1) IN GENERAL.—The amendments made by this section shall apply to distributions after the date of the enactment of this Act.

(2) TRANSITION RULE.—The amendments made by this section shall not apply to any distribution pursuant to a transaction which is—

(A) made pursuant to an agreement which was binding on such date of enactment and at all times thereafter,

(B) described in a ruling request submitted to the Internal Revenue Service on or before such date, or

(C) described on or before such date in a public announcement or in a filing with the Securities and Exchange Commission.

SEC. 508. LOAN AND REDEMPTION REQUIREMENTS ON POOLED FINANCING REQUIREMENTS.

(a) STRENGTHENED REASONABLE EXPECTATION REQUIREMENT.—Subparagraph (A) of section 149(f)(2) (relating to reasonable expectation requirement) is amended to read as follows:

''(A) IN GENERAL.—The requirements of this paragraph are met with respect to an issue if the issuer reasonably expects that—

''(i) as of the close of the 1-year period beginning on the date of issuance of the issue, at least 30 percent of the net proceeds of the issue (as of the close of such period) will have been used directly or indirectly to make or finance loans to ultimate borrowers, and

''(ii) as of the close of the 3-year period beginning on such date of issuance, at least 95 percent of the net proceeds of the issue (as of the close of such period) will have been so used.''.

(b) WRITTEN LOAN COMMITMENT AND REDEMPTION REQUIREMENTS.—Section 149(f) (relating to treatment of certain pooled financing bonds) is amended by redesignating paragraphs (4) and (5) as paragraphs (6) and (7), respectively, and by inserting after paragraph (3) the following new paragraphs:

''(4) WRITTEN LOAN COMMITMENT REQUIREMENT.—

''(A) IN GENERAL.—The requirement of this paragraph is met with respect to an issue if the issuer receives prior to issuance written loan commitments identifying the ultimate potential borrowers of at least 30 percent of the net proceeds of such issue.

''(B) EXCEPTION.—Subparagraph (A) shall not apply with respect to any issuer which—

''(i) is a State (or an integral part of a State) issuing pooled financing bonds to make or finance loans to subordinate governmental units of such State, or

''(ii) is a State-created entity providing financing for water-infrastructure projects through the federally-sponsored State revolving fund program.

''(5) REDEMPTION REQUIREMENT.—The requirement of this paragraph is met if to the extent that less than the percentage of the proceeds of an issue required to be used under clause (i) or (ii) of paragraph (2)(A) is used by the close of the period identified in such clause, the issuer uses an amount of proceeds equal to the excess of—

''(A) the amount required to be used under such clause, over

''(B) the amount actually used by the close of such period,

to redeem outstanding bonds within 90 days after the end of such period.''.

(c) ELIMINATION OF DISREGARD OF POOLED BONDS IN DETERMINING ELIGIBILITY FOR SMALL ISSUER EXCEPTION TO ARBITRAGE REBATE.—Section 148(f)(4)(D)(ii) (relating to aggregation of issuers) is amended by striking subclause (II) and by redesignating subclauses (III) and (IV) as subclauses (II) and (III), respectively.

(d) CONFORMING AMENDMENTS.—

(1) Section 149(f)(1) is amended by striking ''paragraphs (2) and (3)'' and inserting ''paragraphs (2), (3), (4), and (5)''.

(2) Section 149(f)(7)(B), as redesignated by subsection (b), is amended by striking ''paragraph (4)(A)'' and inserting ''paragraph (6)(A)''.

(3) Section 54(l)(2) is amended by striking ''section 149(f)(4)(A)'' and inserting ''section 149(f)(6)(A)''.

(e) EFFECTIVE DATE.—The amendments made by this section shall apply to bonds issued after the date of the enactment of this Act.

SEC. 509. PARTIAL PAYMENTS REQUIRED WITH SUBMISSION OF OFFERS-IN-COMPROMISE.

(a) IN GENERAL.—Section 7122 (relating to compromises) is amended by redesignating subsections (c) and (d) as subsections (d) and (e), respectively, and by inserting after subsection (b) the following new subsection:

''(c) RULES FOR SUBMISSION OF OFFERS-IN-COMPROMISE.—

''(1) PARTIAL PAYMENT REQUIRED WITH SUBMISSION.—

''(A) LUMP-SUM OFFERS.—

''(i) IN GENERAL.—The submission of any lump-sum offer-in-compromise shall be accompanied by the payment of 20 percent of the amount of such offer.

''(ii) LUMP-SUM OFFER-IN-COMPROMISE.—For purposes of this section, the term 'lump-sum offer-in-compromise' means any offer of payments made in 5 or fewer installments.

''(B) PERIODIC PAYMENT OFFERS.—

''(i) IN GENERAL.—The submission of any periodic payment offer-in-compromise shall be accompanied by the payment of the amount of the first proposed installment.

''(ii) FAILURE TO MAKE INSTALLMENT DURING PENDENCY OF OFFER.—Any failure to make an installment (other than the first installment) due under such offer-in-compromise during the period such offer is being evaluated by the Secretary may be treated by the Secretary as a withdrawal of such offer-in-compromise.

''(2) RULES OF APPLICATION.—

''(A) USE OF PAYMENT.—The application of any payment made under this subsection to the assessed tax or other amounts imposed under this title with respect to such tax may be specified by the taxpayer.

''(B) APPLICATION OF USER FEE.—In the case of any assessed tax or other amounts imposed under this title with respect to such tax which is the subject of an offer-in-compromise to which this subsection applies, such tax or other amounts shall be reduced by any user fee imposed under this title with respect to such offer-in-compromise.

''(C) WAIVER AUTHORITY.—The Secretary may issue regulations waiving any payment required under paragraph (1) in a manner consistent with the practices established in accordance with the requirements under subsection (d)(3).''.

(b) ADDITIONAL RULES RELATING TO TREATMENT OF OFFERS.—

(1) UNPROCESSABLE OFFER IF PAYMENT REQUIREMENTS ARE NOT MET.—Paragraph (3) of section 7122(d) (relating to standards for evaluation of offers), as redesignated by subsection (a), is amended by striking ''; and'' at the end of subparagraph (A) and inserting a comma, by striking the period at the end of subparagraph (B) and inserting '', and'', and by adding at the end the following new subparagraph:

''(C) any offer-in-compromise which does not meet the requirements of subparagraph (A)(i) or (B)(i), as the case may be, of subsection (c)(1) may be returned to the taxpayer as unprocessable.''.

(2) DEEMED ACCEPTANCE OF OFFER NOT REJECTED WITHIN CERTAIN PERIOD.—Section 7122, as amended by subsection (a), is amended by adding at the end the following new subsection:

''(f) DEEMED ACCEPTANCE OF OFFER NOT REJECTED WITHIN CERTAIN PERIOD.—Any offer-in-compromise submitted under this section shall be deemed to be accepted by the Secretary if such offer is not rejected by the Secretary before the date which is 24 months after the date of the submission of such offer. For purposes of the preceding sentence, any period during which any tax liability which is the subject of such offer-in-compromise is in dispute in any judicial proceeding shall not be taken into account in determining the expiration of the 24-month period.''.

(c) CONFORMING AMENDMENT.—Section 6159(f) is amended by striking ''section 7122(d)'' and inserting ''section 7122(e)''.

(d) EFFECTIVE DATE.—The amendments made by this section shall apply to offers-in-compromise submitted on and after the date which is 60 days after the date of the enactment of this Act.

SEC. 510. INCREASE IN AGE OF MINOR CHILDREN WHOSE UNEARNED INCOME IS TAXED AS IF PARENT'S INCOME.

(a) IN GENERAL.—Section 1(g)(2)(A) (relating to child to whom subsection applies) is amended by striking ''age 14'' and inserting ''age 18''.

(b) TREATMENT OF DISTRIBUTIONS FROM QUALIFIED DISABILITY TRUSTS.—Section 1(g)(4) (relating to net unearned income) is amended by adding at the end the following new subparagraph:

''(C) TREATMENT OF DISTRIBUTIONS FROM QUALIFIED DISABILITY TRUSTS.—For purposes of this subsection, in the case of any child who is a beneficiary of a qualified disability trust (as defined in section 642(b)(2)(C)(ii)), any amount included in the income of such child under sections 652 and 662 during a taxable year shall be considered earned income of such child for such taxable year.''.

(c) CONFORMING AMENDMENT.—Section 1(g)(2) is amended by striking ''and'' at the end of subparagraph (A), by striking the period at the end of subparagraph (B) and inserting '', and'', and by inserting after subparagraph (B) the following new subparagraph:

''(C) such child does not file a joint return for the taxable year.''.

(d) EFFECTIVE DATE.—The amendments made by this section shall apply to taxable years beginning after December 31, 2005.

SEC. 511. IMPOSITION OF WITHHOLDING ON CERTAIN PAYMENTS MADE BY GOVERNMENT ENTITIES.

(a) IN GENERAL.—Section 3402 is amended by adding at the end the following new subsection:

''(t) EXTENSION OF WITHHOLDING TO CERTAIN PAYMENTS MADE BY GOVERNMENT ENTITIES.—

''(1) GENERAL RULE.—The Government of the United States, every State, every political subdivision thereof, and every instrumentality of the foregoing (including multi-State agencies) making any payment to any person providing any property or services (including any payment made in connection with a government voucher or certificate program which functions as a payment for property or services) shall deduct and withhold from such payment a tax in an amount equal to 3 percent of such payment.

''(2) PROPERTY AND SERVICES SUBJECT TO WITHHOLDING.—Paragraph (1) shall not apply to any payment—

''(A) except as provided in subparagraph (B), which is subject to withholding under any other provision of this chapter or chapter 3,

''(B) which is subject to withholding under section 3406 and from which amounts are being withheld under such section,

''(C) of interest,

''(D) for real property,

''(E) to any governmental entity subject to the requirements of paragraph (1), any tax-exempt entity, or any foreign government,

''(F) made pursuant to a classified or confidential contract described in section 6050M(e)(3),

''(G) made by a political subdivision of a State (or any instrumentality thereof) which makes less than $100,000,000 of such payments annually,

''(H) which is in connection with a public assistance or public welfare program for which eligibility is determined by a needs or income test, and

''(I) to any government employee not otherwise excludable with respect to their services as an employee.

''(3) COORDINATION WITH OTHER SECTIONS.—For purposes of sections 3403 and 3404 and for purposes of so much of subtitle F (except section 7205) as relates to this chapter, payments to any person for property or services which are subject to withholding shall be treated as if such payments were wages paid by an employer to an employee.''.

(b) EFFECTIVE DATE.—The amendment made by this section shall apply to payments made after December 31, 2010.

SEC. 512. CONVERSIONS TO ROTH IRAS.

(a) REPEAL OF INCOME LIMITATIONS.—

(1) IN GENERAL.—Paragraph (3) of section 408A(c) (relating to limits based on modified adjusted gross income) is amended by striking subparagraph (B) and redesignating subparagraphs (C) and (D) as subparagraphs (B) and (C), respectively.

(2) CONFORMING AMENDMENT.—Clause (i) of section 408A(c)(3)(B) (as redesignated by paragraph (1)) is amended by striking ''except that—'' and all that follows and inserting ''except that any amount included in gross income under subsection (d)(3) shall not be taken into account, and''.

(b) ROLLOVERS TO A ROTH IRA FROM AN IRA OTHER THAN A ROTH IRA.—

(1) IN GENERAL.—Clause (iii) of section 408A(d)(3)(A) (relating to rollovers from an IRA other than a Roth IRA) is amended to read as follows:

''(iii) unless the taxpayer elects not to have this clause apply, any amount required to be included in gross income for any taxable year beginning in 2010 by reason of this paragraph shall be so included ratably over the 2-taxable-year period beginning with the first taxable year beginning in 2011.''.

(2) CONFORMING AMENDMENTS.—

(A) Clause (i) of section 408A(d)(3)(E) is amended to read as follows:

''(i) ACCELERATION OF INCLUSION.—

''(I) IN GENERAL.—The amount otherwise required to be included in gross income for any taxable year beginning in 2010 or the first taxable year in the 2-year period under subparagraph (A)(iii) shall be increased by the aggregate distributions from Roth IRAs for such taxable year which are allocable under paragraph (4) to the portion of such qualified rollover contribution required to be included in gross income under subparagraph (A)(i).

''(II) LIMITATION ON AGGREGATE AMOUNT INCLUDED.—The amount required to be included in gross income for any taxable year under subparagraph (A)(iii) shall not exceed the aggregate amount required to be included in gross income under subparagraph (A)(iii) for all taxable years in the 2-year period (without regard to subclause (I)) reduced by amounts included for all preceding taxable years.''.

(B) The heading for section 408A(d)(3)(E) is amended by striking ''4-YEAR'' and inserting ''2-YEAR''.

(c) EFFECTIVE DATE.—The amendments made by this section shall apply to taxable years beginning after December 31, 2009.

SEC. 513. REPEAL OF FSC/ETI BINDING CONTRACT RELIEF.

(a) FSC PROVISIONS.—Paragraph (1) of section 5(c) of the FSC Repeal and Extraterritorial Income Exclusion Act of 2000 is amended by striking ''which occurs—'' and all that follows and inserting ''which occurs before January 1, 2002.''.

(b) ETI PROVISIONS.—Section 101 of the American Jobs Creation Act of 2004 is amended by striking subsection (f).

(c) EFFECTIVE DATE.—The amendments made by this section shall apply to taxable years beginning after the date of the enactment of this Act.

SEC. 514. ONLY WAGES ATTRIBUTABLE TO DOMESTIC PRODUCTION TAKEN INTO ACCOUNT IN DETERMINING DEDUCTION FOR DOMESTIC PRODUCTION.

(a) IN GENERAL.—Paragraph (2) of section 199(b) (relating to W-2 wages) is amended to read as follows:

''(2) W-2 WAGES.—For purposes of this section—

''(A) IN GENERAL.—The term 'W-2 wages' means, with respect to any person for any taxable year of such person, the sum of the amounts described in paragraphs (3) and (8) of section 6051(a) paid by such person with respect to employment of employees by such person during the calendar year ending during such taxable year.

''(B) LIMITATION TO WAGES ATTRIBUTABLE TO DOMESTIC PRODUCTION.—Such term shall not include any amount which is not properly allocable to domestic production gross receipts for purposes of subsection (c)(1).

''(C) RETURN REQUIREMENT.—Such term shall not include any amount which is not properly included in a return filed with the Social Security Administration on or before the 60th day after the due date (including extensions) for such return.''.

(b) SIMPLIFICATION OF RULES FOR DETERMINING W-2 WAGES OF PARTNERS AND S CORPORATION SHAREHOLDERS.—

(1) IN GENERAL.—Clause (iii) of section 199(d)(1)(A) is amended to read as follows:

''(iii) each partner or shareholder shall be treated for purposes of subsection (b) as having W-2 wages for the taxable year in an amount equal to such person's allocable share of the W-2 wages of the partnership or S corporation for the taxable year (as determined under regulations prescribed by the Secretary).''.

(2) CONFORMING AMENDMENT.—Paragraph (2) of section 199(a) is amended by striking ''and subsection (d)(1)''.

(c) EFFECTIVE DATE.—The amendments made by this section shall apply to taxable years beginning after the date of the enactment of this Act.

SEC. 515. MODIFICATION OF EXCLUSION FOR CITIZENS LIVING ABROAD.

(a) INFLATION ADJUSTMENT OF FOREIGN EARNED INCOME LIMITATION.—Clause (ii) of section 911(b)(2)(D) (relating to inflation adjustment) is amended—

(1) by striking ''2007'' and inserting ''2005'', and

(2) by striking ''2006'' in subclause (II) and inserting ''2004''.

(b) MODIFICATION OF HOUSING COST AMOUNT.—

(1) MODIFICATION OF HOUSING COST FLOOR.—Clause (i) of section 911(c)(1)(B) is amended to read as follows:

''(i) 16 percent of the amount (computed on a daily basis) in effect under subsection (b)(2)(D) for the calendar year in which such taxable year begins, multiplied by''.

(2) MAXIMUM AMOUNT OF EXCLUSION.—

(A) IN GENERAL.—Subparagraph (A) of section 911(c)(1) is amended by inserting ''to the extent such expenses do not exceed the amount determined under paragraph (2)'' after ''the taxable year''.

(B) LIMITATION.—Subsection (c) of section 911 is amended by redesignating paragraphs (2) and (3) as paragraphs (3) and (4), respectively, and by inserting after paragraph (1) the following new paragraph:

''(2) LIMITATION.—

''(A) IN GENERAL.—The amount determined under this paragraph is an amount equal to the product of—

''(i) 30 percent (adjusted as may be provided under subparagraph (B)) of the amount (computed on a daily basis) in effect under subsection (b)(2)(D) for the calendar year in which the taxable year of the individual begins, multiplied by

''(ii) the number of days of such taxable year within the applicable period described in subparagraph (A) or (B) of subsection (d)(1).

''(B) REGULATIONS.—The Secretary may issue regulations or other guidance providing for the adjustment of the percentage under subparagraph (A)(i) on the basis of geographic differences in housing costs relative to housing costs in the United States.''.

(C) CONFORMING AMENDMENTS.—

(i) Section 911(d)(4) is amended by striking ''and (c)(1)(B)(ii)'' and inserting '', (c)(1)(B)(ii), and (c)(2)(A)(ii)''.

(ii) Section 911(d)(7) is amended by striking ''subsection (c)(3)'' and inserting ''subsection (c)(4)''.

(c) RATES OF TAX APPLICABLE TO NONEXCLUDED INCOME.—Section 911 (relating to exclusion of certain income of citizens and residents of the United States living abroad) is amended by redesignating subsection (f) as subsection (g) and by inserting after subsection (e) the following new subsection:

''(f) DETERMINATION OF TAX LIABILITY ON NONEXCLUDED AMOUNTS.—For purposes of this chapter, if any amount is excluded from the gross income of a taxpayer under subsection (a) for any taxable year, then, notwithstanding section 1 or 55—

''(1) the tax imposed by section 1 on the taxpayer for such taxable year shall be equal to the excess (if any) of—

''(A) the tax which would be imposed by section 1 for the taxable year if the taxpayer's taxable income were increased by the amount excluded under subsection (a) for the taxable year, over

''(B) the tax which would be imposed by section 1 for the taxable year if the taxpayer's taxable income were equal to the amount excluded under subsection (a) for the taxable year, and

''(2) the tentative minimum tax under section 55 for such taxable year shall be equal to the excess (if any) of—

''(A) the amount which would be such tentative minimum tax for the taxable year if the taxpayer's taxable excess were increased by the amount excluded under subsection (a) for the taxable year, over

''(B) the amount which would be such tentative minimum tax for the taxable year if the taxpayer's taxable excess were equal to the amount excluded under subsection (a) for the taxable year.

For purposes of this subsection, the amount excluded under subsection (a) shall be reduced by the aggregate amount of any deductions or exclusions disallowed under subsection (d)(6) with respect to such excluded amount.''.

(d) EFFECTIVE DATE.—The amendments made by this section shall apply to taxable years beginning after December 31, 2005.

SEC. 516. TAX INVOLVEMENT OF ACCOMMODATION PARTIES IN TAX SHELTER TRANSACTIONS.

(a) IMPOSITION OF EXCISE TAX.—

(1) IN GENERAL.—Chapter 42 (relating to private foundations and certain other tax-exempt organizations) is amended by adding at the end the following new subchapter:

"Subchapter F—Tax Shelter Transactions

''Sec. 4965. Excise tax on certain tax-exempt entities entering into prohibited tax shelter transactions.

"SEC. 4965. EXCISE TAX ON CERTAIN TAX-EXEMPT ENTITIES ENTERING INTO PROHIBITED TAX SHELTER TRANSACTIONS.

''(a) BEING A PARTY TO AND APPROVAL OF PROHIBITED TRANSACTIONS.—

''(1) TAX-EXEMPT ENTITY.—

''(A) IN GENERAL.—If a transaction is a prohibited tax shelter transaction at the time any tax-exempt entity described in paragraph (1), (2), or (3) of subsection (c) becomes a party to the transaction, such entity shall pay a tax for the taxable year in which the entity becomes such a party and any subsequent taxable year in the amount determined under subsection (b)(1).

''(B) POST-TRANSACTION DETERMINATION.—If any tax-exempt entity described in paragraph (1), (2), or (3) of subsection (c) is a party to a subsequently listed transaction at any time during a taxable year, such entity shall pay a tax for such taxable year in the amount determined under subsection (b)(1).

''(2) ENTITY MANAGER.—If any entity manager of a tax-exempt entity approves such entity as (or otherwise causes such entity to be) a party to a prohibited tax shelter transaction at any time during the taxable year and knows or has reason to know that the transaction is a prohibited tax shelter transaction, such manager shall pay a tax for such taxable year in the amount determined under subsection (b)(2).

''(b) AMOUNT OF TAX.—

''(1) ENTITY.—In the case of a tax-exempt entity—

''(A) IN GENERAL.—Except as provided in subparagraph (B), the amount of the tax imposed under subsection (a)(1) with respect to any transaction for a taxable year shall be an amount equal to the product of the highest rate of tax under section 11, and the greater of—

''(i) the entity's net income (after taking into account any tax imposed by this subtitle (other than by this section) with respect to such transaction) for such taxable year which—

''(I) in the case of a prohibited tax shelter transaction (other than a subsequently listed transaction), is attributable to such transaction, or

''(II) in the case of a subsequently listed transaction, is attributable to such transaction and which is properly allocable to the period beginning on the later of the date such transaction is identified by guidance as a listed transaction by the Secretary or the first day of the taxable year, or

''(ii) 75 percent of the proceeds received by the entity for the taxable year which—

''(I) in the case of a prohibited tax shelter transaction (other than a subsequently listed transaction), are attributable to such transaction, or

''(II) in the case of a subsequently listed transaction, are attributable to such transaction

and which are properly allocable to the period beginning on the later of the date such transaction is identified by guidance as a listed transaction by the Secretary or the first day of the taxable year.

''(B) INCREASE IN TAX FOR CERTAIN KNOWING TRANSACTIONS.—In the case of a tax-exempt entity which knew, or had reason to know, a transaction was a prohibited tax shelter transaction at the time the entity became a party to the transaction, the amount of the tax imposed under subsection (a)(1)(A) with respect to any transaction for a taxable year shall be the greater of—

''(i) 100 percent of the entity's net income (after taking into account any tax imposed by this subtitle (other than by this section) with respect to the prohibited tax shelter transaction) for such taxable year which is attributable to the prohibited tax shelter transaction, or

''(ii) 75 percent of the proceeds received by the entity for the taxable year which are attributable to the prohibited tax shelter transaction. This subparagraph shall not apply to any prohibited tax shelter transaction to which a tax-exempt entity became a party on or before the date of the enactment of this section.

''(2) ENTITY MANAGER.—In the case of each entity manager, the amount of the tax imposed under subsection (a)(2) shall be $20,000 for each approval (or other act causing participation) described in subsection (a)(2).

''(c) TAX-EXEMPT ENTITY.—For purposes of this section, the term 'tax-exempt entity' means an entity which is—

''(1) described in section 501(c) or 501(d),

''(2) described in section 170(c) (other than the United States),

''(3) an Indian tribal government (within the meaning of section 7701(a)(40)),

''(4) described in paragraph (1), (2), or (3) of section 4979(e),

''(5) a program described in section 529,

''(6) an eligible deferred compensation plan described in section 457(b) which is maintained by an employer described in section 4457(e)(1)(A), or

''(7) an arrangement described in section 4973(a).

''(d) ENTITY MANAGER.—For purposes of this section, the term 'entity manager' means—

''(1) in the case of an entity described in paragraph (1), (2), or (3) of subsection (c)—

''(A) the person with authority or responsibility similar to that exercised by an officer, director, or trustee of an organization, and

''(B) with respect to any act, the person having authority or responsibility with respect to such act, and

''(2) in the case of an entity described in paragraph (4), (5), (6), or (7) of subsection (c), the person who approves or otherwise causes the entity to be a party to the prohibited tax shelter transaction.

''(e) PROHIBITED TAX SHELTER TRANSACTION; SUBSEQUENTLY LISTED TRANSACTION.—For purposes of this section—

''(1) PROHIBITED TAX SHELTER TRANSACTION.—

''(A) IN GENERAL.—The term 'prohibited tax shelter transaction' means—

''(i) any listed transaction, and

''(ii) any prohibited reportable transaction.

''(B) LISTED TRANSACTION.—The term 'listed transaction' has the meaning given such term by section 6707A(c)(2).

''(C) PROHIBITED REPORTABLE TRANSACTION.—The term 'prohibited reportable transaction' means any confidential transaction or any transaction with contractual protection (as defined under regulations prescribed by the Secretary) which is a reportable transaction (as defined in section 6707A(c)(1)).

''(2) SUBSEQUENTLY LISTED TRANSACTION.—The term 'subsequently listed transaction' means any transaction to which a tax-exempt entity is a party and which is determined by the Secretary to be a listed transaction at any time after the entity has become a party to the transaction. Such term shall not include a transaction which is a prohibited reportable transaction at the time the entity became a party to the transaction.

''(f) REGULATORY AUTHORITY.—The Secretary is authorized to promulgate regulations which provide guidance regarding the determination of the allocation of net income or proceeds of a tax-exempt entity attributable to a transaction to various periods, including before and after the listing of the transaction or the date which is 90 days after the date of the enactment of this section.

''(g) COORDINATION WITH OTHER TAXES AND PENALTIES.—The tax imposed by this section is in addition to any other tax, addition to tax, or penalty imposed under this title.''.

(2) CONFORMING AMENDMENT.—The table of subchapters for chapter 42 is amended by adding at the end the following new item:

''SUBCHAPTER F. TAX SHELTER TRANSACTIONS.''.

(b) DISCLOSURE REQUIREMENTS.—

(1) DISCLOSURE BY ENTITY TO THE INTERNAL REVENUE SERVICE.—

(A) IN GENERAL.—Section 6033(a) (relating to organizations required to file) is amended by redesignating paragraph (2) as paragraph (3) and by inserting after paragraph (1) the following new paragraph:

''(2) BEING A PARTY TO CERTAIN REPORTABLE TRANSACTIONS.—Every tax-exempt entity described in section 4965(c) shall file (in such form and manner and at such time as determined by the Secretary) a disclosure of—

''(A) such entity's being a party to any prohibited tax shelter transaction (as defined in section 4965(e)), and

''(B) the identity of any other party to such transaction which is known by such tax-exempt entity.''.

(B) CONFORMING AMENDMENT.—Section 6033(a)(1) is amended by striking ''paragraph (2)'' and inserting ''paragraph (3)''.

(2) DISCLOSURE BY OTHER TAXPAYERS TO THE TAX-EXEMPT ENTITY.—Section 6011 (relating to general requirement of return, statement, or list) is amended by redesignating subsection (g) as subsection (h) and by inserting after subsection (f) the following new subsection:

''(g) DISCLOSURE OF REPORTABLE TRANSACTION TO TAX-EXEMPT ENTITY.—Any taxable party to a prohibited tax shelter transaction (as defined in section 4965(e)(1)) shall by statement disclose to any tax-exempt entity (as defined in section 4965(c)) which is a party to such transaction that such transaction is such a prohibited tax shelter transaction.''.

(c) PENALTY FOR NONDISCLOSURE.—

(1) IN GENERAL.—Section 6652(c) (relating to returns by exempt organizations and by certain trusts) is amended by redesignating paragraphs (3) and (4) as paragraphs (4) and (5), respectively, and by inserting after paragraph (2) the following new paragraph:

''(3) DISCLOSURE UNDER SECTION 6033(a)(2).—

''(A) PENALTY ON ENTITIES.—In the case of a failure to file a disclosure required under section 6033(a)(2), there shall be paid by the tax-exempt entity (the entity manager in the case of a tax-exempt entity described in paragraph (4), (5), (6), or (7) of section 4965(c)) $100 for each day during which such failure continues. The maximum penalty under this subparagraph on failures with respect to any 1 disclosure shall not exceed $50,000.

''(B) WRITTEN DEMAND.—

''(i) IN GENERAL.—The Secretary may make a written demand on any entity or manager subject to penalty under subparagraph (A) specifying therein a reasonable future date by which the disclosure shall be filed for purposes of this subparagraph.

''(ii) FAILURE TO COMPLY WITH DEMAND.—If any entity or manager fails to comply with any demand under clause (i) on or before the date specified in such demand, there shall be paid by such entity or manager failing to so comply $100 for each day after the expiration of the time specified in such demand during which such failure continues. The maximum penalty imposed under this subparagraph on all entities and managers for failures with respect to any 1 disclosure shall not exceed $10,000.

''(C) DEFINITIONS.—Any term used in this section which is also used in section 4965 shall have the meaning given such term under section 4965.''.

(2) CONFORMING AMENDMENT.—Paragraph (1) of section 6652(c) is amended by striking ''6033'' each place it appears in the text and heading thereof and inserting ''6033(a)(1)''.

(d) EFFECTIVE DATES.—

(1) IN GENERAL.—Except as provided in paragraph (2), the amendments made by this section shall apply to taxable years ending after the date of the enactment of this Act, with respect to transactions before, on, or after such date, except that no tax under section 4965(a) of the Internal Revenue Code of 1986 (as added by this section) shall apply with respect to income or proceeds that are properly allocable to any period ending on or before the date which is 90 days after such date of enactment.

(2) DISCLOSURE.—The amendments made by subsections (b) and (c) shall apply to disclosures the due date for which are after the date of the enactment of this Act.

And the Senate agree to the same.

WILLIAM THOMAS,
JIM MCCRERY,
DAVE CAMP,
Managers on the Part of the House.

CHUCK GRASSLEY,
JON KYL,
Managers on the Part of the Senate.

When said conference report was considered.

After debate,

By unanimous consent, the previous question was ordered on the conference report to its adoption or rejection.

Mr. RANGEL moved to recommit the conference report on H.R. 4297 to the committee of conference with instructions for the managers on the part of the House to report back on or before May 17, 2006, a new conference report which; (1) includes the maximum amount of relief for individuals from the alternative minimum tax permitted within the scope of conference, (2) does not include any extension of the lower tax rate on dividends and capital gains that would otherwise terminate at the close of 2008, and (3) to maximum extent possible within the scope of conference, will neither increase the Federal budget deficit nor increase the amount of the debt subject to the public debt limit.

By unanimous consent, the previous question was ordered on the motion to recommit with instructions.

The question being put, viva voce,

Will the House recommit said conference report?

The SPEAKER pro tempore, Mr. ADERHOLT, announced that the nays had it.

Mr. RANGEL demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The vote was taken by electronic device.

It was decided in the negative ..... { Yeas ..... 190 / Nays 239

¶36.16 [Roll No. 134]

YEAS—190

Abercrombie
Ackerman
Allen
Andrews
Baca
Baird
Baldwin
Barrow
Becerra
Berkley
Berman
Berry
Bishop (GA)
Bishop (NY)
Blumenauer
Boehlert
Boswell
Boucher
Boyd
Brady (PA)
Brown (OH)
Brown, Corrine
Butterfield
Capps
Capuano
Cardin
Carnahan
Carson
Case
Chandler
Clay
Cleaver
Clyburn
Conyers
Cooper
Costa
Crowley
Cummings
Davis (AL)
Davis (CA)
Davis (FL)
Davis (IL)
Davis (TN)
DeFazio
DeGette
Delahunt
DeLauro
Dicks
Dingell
Doggett
Doyle
Edwards
Emanuel
Engel
Eshoo
Etheridge
Farr
Fattah
Filner
Ford
Frank (MA)
Gonzalez
Green, Al
Green, Gene
Grijalva
Gutierrez
Harman
Hastings (FL)
Herseth
Higgins
Hinchey
Hinojosa
Holden
Holt
Honda
Hooley
Hoyer
Inslee
Israel
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Johnson, E. B.
Jones (OH)
Kaptur
Kildee
Kilpatrick (MI)
Kind
Kucinich
Langevin
Lantos
Larsen (WA)
Larson (CT)
Lee
Levin
Lewis (GA)
Lipinski
Lofgren, Zoe
Lowey
Lynch
Maloney
Markey
Marshall
Matsui
McCarthy
McCollum (MN)
McDermott
McGovern
McKinney
McNulty
Meehan
Meek (FL)
Meeks (NY)
Melancon
Michaud
Millender-McDonald
Miller (NC)
Miller, George
Mollohan
Moore (KS)
Moore (WI)
Moran (VA)
Nadler
Napolitano
Neal (MA)
Oberstar
Obey
Olver
Ortiz
Owens
Pallone
Pascrell
Pastor
Payne
Pelosi
Pomeroy
Price (NC)
Rahall
Rangel
Reyes
Ross
Rothman
Roybal-Allard
Ruppersberger
Rush
Ryan (OH)
Sabo
Salazar
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Schakowsky
Schiff
Schwartz (PA)
Scott (GA)
Scott (VA)
Serrano
Sherman
Skelton
Slaughter
Snyder
Solis
Spratt
Stark
Strickland
Stupak
Tanner
Tauscher
Taylor (MS)
Thompson (CA)
Thompson (MS)
Tierney
Towns
Udall (CO)
Udall (NM)
Upton
Van Hollen
Velázquez
Visclosky
Wasserman Schultz
Waters
Watson
Watt
Waxman
Weiner
Weldon (PA)
Wexler
Woolsey
Wu
Wynn

NAYS—239

Aderholt
Akin
Alexander
Bachus
Baker
Barrett (SC)
Bartlett (MD)
Barton (TX)
Bass
Bean
Beauprez
Biggert
Bilirakis
Bishop (UT)
Blackburn
Blunt
Boehner
Bonilla
Bonner
Bono
Boozman
Boren
Boustany
Bradley (NH)
Brady (TX)
Brown (SC)
Brown-Waite, Ginny
Burgess
Burton (IN)
Buyer
Calvert
Camp (MI)
Campbell (CA)
Cannon
Cantor
Capito
Carter
Castle
Chabot
Chocola
Coble
Cole (OK)
Conaway
Costello
Cramer
Crenshaw
Cubin
Cuellar
Culberson
Davis (KY)
Davis, Jo Ann
Davis, Tom
Deal (GA)
DeLay
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Doolittle
Drake
Dreier
Duncan
Ehlers
Emerson
English (PA)
Everett
Feeney
Ferguson
Fitzpatrick (PA)
Flake
Foley
Forbes
Fortenberry
Fossella
Foxx
Franks (AZ)
Frelinghuysen
Gallegly
Garrett (NJ)
Gerlach
Gibbons
Gilchrest
Gillmor
Gingrey
Gohmert
Goode
Goodlatte
Gordon
Granger
Graves
Green (WI)
Gutknecht
Hall
Harris
Hart
Hastert
Hastings (WA)
Hayes
Hayworth
Hefley
Hensarling
Herger
Hobson
Hoekstra
Hostettler
Hulshof
Hunter
Hyde
Inglis (SC)
Issa
Istook
Jenkins
Jindal
Johnson (CT)
Johnson (IL)
Johnson, Sam
Jones (NC)
Kanjorski
Keller
Kelly
Kennedy (MN)
King (IA)
King (NY)
Kingston
Kirk
Kline
Knollenberg
Kolbe
Kuhl (NY)
LaHood
Latham
LaTourette
Leach
Lewis (CA)
Lewis (KY)
Linder
LoBiondo
Lucas
Lungren, Daniel E.
Mack
Manzullo
Marchant
Matheson
McCaul (TX)
McCotter
McCrery
McHenry
McHugh
McIntyre
McKeon
McMorris
Mica
Miller (FL)
Miller (MI)
Miller, Gary
Moran (KS)
Murphy
Murtha
Musgrave
Myrick
Neugebauer
Ney
Northup
Norwood
Nunes
Nussle
Osborne
Otter
Oxley
Paul
Pearce
Pence
Peterson (MN)
Peterson (PA)
Petri
Pickering
Pitts
Platts
Poe
Pombo
Porter
Price (GA)
Pryce (OH)
Putnam
Radanovich
Ramstad
Regula
Rehberg
Reichert
Renzi
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Ros-Lehtinen
Royce
Ryan (WI)
Ryun (KS)
Saxton
Schmidt
Schwarz (MI)
Sensenbrenner
Sessions
Shadegg
Shaw
Shays
Sherwood
Shimkus
Shuster
Simmons
Simpson
Smith (NJ)
Smith (TX)
Sodrel
Souder
Stearns
Sullivan
Sweeney
Tancredo
Taylor (NC)
Terry
Thomas
Thornberry
Tiahrt
Tiberi
Turner
Walden (OR)
Walsh
Wamp
Weldon (FL)
Weller
Westmoreland
Whitfield
Wicker
Wilson (NM)
Wilson (SC)
Wolf
Young (AK)
Young (FL)

NOT VOTING—4

Cardoza
Evans
Kennedy (RI)
Smith (WA)

So the motion to recommit the conference report with instructions was not agreed to.

The question being put, viva voce,

Will the House agree to said conference report?

The SPEAKER pro tempore, Mr. ADERHOLT, announced that the yeas had it.

Mr. WICKER demanded a recorded vote on agreeing to said conference report, which demand was supported by one-fifth of a quorum, so a recorded vote was ordered.

The vote was taken by electronic device.

It was decided in the affirmative ..... { Yeas ..... 244 / Nays 185

¶36.17 [Roll No. 135]

AYES—244

Aderholt
Akin
Alexander
Bachus
Baker
Barrett (SC)
Barrow
Bartlett (MD)
Barton (TX)
Bass
Bean
Beauprez
Biggert
Bilirakis
Bishop (UT)
Blackburn
Blunt
Boehner
Bonilla
Bonner
Bono
Boozman
Boren
Boustany
Bradley (NH)
Brady (TX)
Brown (SC)
Brown-Waite, Ginny
Burgess
Burton (IN)
Buyer
Calvert
Camp (MI)
Campbell (CA)
Cannon
Cantor
Capito
Carter
Case
Castle
Chabot
Chocola
Coble
Cole (OK)
Conaway
Cramer
Crenshaw
Cubin
Cuellar
Culberson
Davis (KY)
Davis (TN)
Davis, Jo Ann
Davis, Tom
Deal (GA)
DeLay
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Doolittle
Drake
Dreier
Duncan
Ehlers
Emerson
English (PA)
Everett
Feeney
Ferguson
Fitzpatrick (PA)
Flake
Foley
Forbes
Ford
Fortenberry
Fossella
Foxx
Franks (AZ)
Frelinghuysen
Gallegly
Garrett (NJ)
Gerlach
Gibbons
Gilchrest
Gillmor
Gingrey
Gohmert
Goode
Goodlatte
Gordon
Granger
Graves
Green (WI)
Gutknecht
Hall
Harris
Hart
Hastert
Hastings (WA)
Hayes
Hayworth
Hefley
Hensarling
Herger
Hobson
Hoekstra
Hostettler
Hulshof
Hunter
Hyde
Inglis (SC)
Issa
Istook
Jenkins
Jindal
Johnson (CT)
Johnson (IL)
Johnson, Sam
Jones (NC)
Keller
Kelly
Kennedy (MN)
King (IA)
King (NY)
Kingston
Kirk
Kline
Knollenberg
Kolbe
Kuhl (NY)
LaHood
Latham
LaTourette
Lewis (CA)
Lewis (KY)
Linder
LoBiondo
Lucas
Lungren, Daniel E.
Mack
Manzullo
Marchant
Marshall
Matheson
McCaul (TX)
McCotter
McCrery
McHenry
McHugh
McIntyre
McKeon
McMorris
Melancon
Mica
Miller (FL)
Miller (MI)
Miller, Gary
Moran (KS)
Murphy
Musgrave
Myrick
Neugebauer
Ney
Northup
Norwood
Nunes
Nussle
Osborne
Otter
Oxley
Paul
Pearce
Pence
Peterson (MN)
Peterson (PA)
Petri
Pickering
Pitts
Platts
Poe
Pombo
Porter
Price (GA)
Pryce (OH)
Putnam
Radanovich
Ramstad
Regula
Rehberg
Reichert
Renzi
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Ros-Lehtinen
Royce
Ryan (WI)
Ryun (KS)
Salazar
Saxton
Schmidt
Schwarz (MI)
Sensenbrenner
Sessions
Shadegg
Shaw
Shays
Sherwood
Shimkus
Shuster
Simmons
Simpson
Smith (NJ)
Smith (TX)
Sodrel
Souder
Stearns
Sullivan
Sweeney
Tancredo
Taylor (NC)
Terry
Thomas
Thornberry
Tiahrt
Tiberi
Turner
Upton
Walden (OR)
Walsh
Wamp
Weldon (FL)
Weldon (PA)
Weller
Westmoreland
Whitfield
Wicker
Wilson (NM)
Wilson (SC)
Wolf
Young (AK)
Young (FL)

NOES—185

Abercrombie
Ackerman
Allen
Andrews
Baca
Baird
Baldwin
Becerra
Berkley
Berman
Berry
Bishop (GA)
Bishop (NY)
Blumenauer
Boehlert
Boswell
Boucher
Boyd
Brady (PA)
Brown (OH)
Brown, Corrine
Butterfield
Capps
Capuano
Cardin
Carnahan
Carson
Chandler
Clay
Cleaver
Clyburn
Conyers
Cooper
Costa
Costello
Crowley
Cummings
Davis (AL)
Davis (CA)
Davis (FL)
Davis (IL)
DeFazio
DeGette
Delahunt
DeLauro
Dicks
Dingell
Doggett
Doyle
Edwards
Emanuel
Engel
Eshoo
Etheridge
Farr
Fattah
Filner
Frank (MA)
Gonzalez
Green, Al
Green, Gene
Grijalva
Gutierrez
Harman
Hastings (FL)
Herseth
Higgins
Hinchey
Hinojosa
Holden
Holt
Honda
Hooley
Hoyer
Inslee
Israel
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Johnson, E. B.
Jones (OH)
Kanjorski
Kaptur
Kildee
Kilpatrick (MI)
Kind

Kucinich
Langevin
Lantos
Larsen (WA)
Larson (CT)
Leach
Lee
Levin
Lewis (GA)
Lipinski
Lofgren, Zoe
Lowey
Lynch
Maloney
Markey
Matsui
McCarthy
McCollum (MN)
McDermott
McGovern
McKinney
McNulty
Meehan
Meek (FL)
Meeks (NY)
Michaud
Millender-McDonald
Miller (NC)
Miller, George
Mollohan
Moore (KS)
Moore (WI)
Moran (VA)
Murtha
Nadler
Napolitano
Neal (MA)
Oberstar
Obey
Olver
Ortiz
Owens
Pallone
Pascrell
Pastor
Payne
Pelosi
Pomeroy
Price (NC)
Rahall
Rangel
Reyes
Ross
Rothman
Roybal-Allard
Ruppersberger
Rush
Ryan (OH)
Sabo
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Schakowsky
Schiff
Schwartz (PA)
Scott (GA)
Scott (VA)
Serrano
Sherman
Skelton
Slaughter
Snyder
Solis
Spratt
Stark
Strickland
Stupak
Tanner
Tauscher
Taylor (MS)
Thompson (CA)
Thompson (MS)
Tierney
Towns
Udall (CO)
Udall (NM)
Van Hollen
Velázquez
Visclosky
Wasserman Schultz
Waters
Watson
Watt
Waxman
Weiner
Wexler
Woolsey
Wu
Wynn

NOT VOTING—4

Cardoza
Evans
Kennedy (RI)
Smith (WA)

So the conference report was agreed to.

A motion to reconsider the vote whereby said conference report was agreed to was, by unanimous consent, laid on the table.

Ordered, That the Clerk notify the Senate thereof.

¶36.18 DEFENSE AUTHORIZATION FY 2007

The SPEAKER pro tempore, Mr. ADERHOLT, pursuant to House Resolution 806 and rule XVIII, declared the House resolved into the Committee of the Whole House on the state of the Union for the further consideration of the bill (H.R. 5122) to authorize appropriations for fiscal year 2007 for military activities of the Department of Defense, to prescribe military personnel strengths for fiscal year 2007, and for other purposes.

Mr. DUNCAN, Acting Chairman, assumed the chair; and after some time spent therein,

¶36.19 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment numbered 3, printed in House Report 109-459, submitted by Mr. ANDREWS:

Add at the end of title VII the following new section:

SEC. 7___. LIMITING RESTRICTION OF USE OF DEPARTMENT OF DEFENSE MEDICAL FACILITIES TO PERFORM ABORTIONS TO FACILITIES IN THE UNITED STATES.

Section 1093(b) of title 10, United States Code, is amended by inserting ''in the United States'' after ''Defense''.

It was decided in the negative { Yeas ..... 191 / Nays ..... 237 }

¶36.20 [Roll No. 136]

AYES—191

Abercrombie
Ackerman
Allen
Andrews
Baca
Baird
Baldwin
Barrow
Bass
Bean
Becerra
Berkley
Berman
Biggert
Bishop (GA)
Bishop (NY)
Blumenauer
Boehlert
Bono
Boswell
Boucher
Boyd
Bradley (NH)
Brady (PA)
Brown (OH)
Brown, Corrine
Capito
Capps
Capuano
Cardin
Carnahan
Carson
Case
Castle
Chandler
Clay
Cleaver
Clyburn
Conyers
Cooper
Costa
Cramer
Crowley
Cummings
Davis (AL)
Davis (CA)
Davis (FL)
Davis (IL)
DeFazio
DeGette
Delahunt
DeLauro
Dent
Dicks
Dingell
Doggett
Edwards
Emanuel
Engel
Eshoo
Etheridge
Farr
Fattah
Filner
Foley
Ford
Frank (MA)
Frelinghuysen
Gilchrest
Gonzalez
Gordon
Green, Al
Green, Gene
Grijalva
Gutierrez
Harman
Hastings (FL)
Herseth
Higgins
Hinchey
Hinojosa
Holt
Honda
Hooley
Hoyer
Inslee
Israel
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Johnson (CT)
Johnson, E. B.
Jones (OH)
Kaptur
Kelly
Kilpatrick (MI)
Kind
Kirk
Kolbe
Kucinich
Lantos
Larsen (WA)
Larson (CT)
Leach
Lee
Levin
Lewis (GA)
Lofgren, Zoe
Lowey
Maloney
Markey
Matheson
Matsui
McCarthy
McCollum (MN)
McDermott
McGovern
McKinney
Meehan
Meek (FL)
Meeks (NY)
Millender-McDonald
Miller (NC)
Miller, George
Moore (KS)
Moore (WI)
Moran (VA)
Nadler
Napolitano
Neal (MA)
Obey
Olver
Owens
Pallone
Pascrell
Pastor
Payne
Pelosi
Pomeroy
Price (NC)
Pryce (OH)
Ramstad
Rangel
Reyes
Rothman
Roybal-Allard
Ruppersberger
Rush
Sabo
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Schakowsky
Schiff
Schwartz (PA)
Scott (GA)
Scott (VA)
Serrano
Shaw
Shays
Sherman
Simmons
Slaughter
Snyder
Solis
Spratt
Stark
Strickland
Tanner
Tauscher
Thomas
Thompson (CA)
Thompson (MS)
Tierney
Towns
Udall (CO)
Udall (NM)
Van Hollen
Velázquez
Visclosky
Walden (OR)
Wasserman Schultz
Waters
Watson
Watt
Waxman
Weiner
Wexler
Woolsey
Wu
Wynn

NOES—237

Aderholt
Akin
Alexander
Bachus
Baker
Barrett (SC)
Bartlett (MD)
Barton (TX)
Beauprez
Berry
Bilirakis
Bishop (UT)
Blackburn
Blunt
Boehner
Bonilla
Bonner
Boozman
Boren
Boustany
Brady (TX)
Brown (SC)
Brown-Waite, Ginny
Burgess
Burton (IN)
Butterfield
Buyer
Calvert
Camp (MI)
Campbell (CA)
Cannon
Cantor
Carter
Chabot
Chocola
Coble
Cole (OK)
Conaway
Costello
Crenshaw
Cubin
Cuellar
Culberson
Davis (KY)
Davis (TN)
Davis, Jo Ann
Davis, Tom
Deal (GA)
DeLay
Diaz-Balart, L.
Diaz-Balart, M.
Doolittle
Doyle
Drake
Dreier
Duncan
Ehlers
Emerson
English (PA)
Everett
Feeney
Ferguson
Fitzpatrick (PA)
Flake
Forbes
Fortenberry
Fossella
Foxx
Franks (AZ)
Gallegly
Garrett (NJ)
Gerlach
Gibbons
Gillmor
Gingrey
Gohmert
Goode
Goodlatte
Granger
Graves
Green (WI)
Gutknecht
Hall
Harris
Hart
Hastings (WA)
Hayes
Hayworth
Hefley
Hensarling
Herger
Hobson
Hoekstra
Holden
Hostettler
Hulshof
Hunter
Hyde
Inglis (SC)
Issa
Istook
Jenkins
Jindal
Johnson (IL)
Johnson, Sam
Jones (NC)
Kanjorski
Keller
Kennedy (MN)
Kildee
King (IA)
King (NY)
Kingston
Kline
Knollenberg
Kuhl (NY)
LaHood
Langevin
Latham
LaTourette
Lewis (CA)
Lewis (KY)
Linder
Lipinski
LoBiondo
Lucas
Lungren, Daniel E.
Lynch
Mack
Manzullo
Marchant
Marshall
McCaul (TX)
McCotter
McCrery
McHenry
McHugh
McIntyre
McKeon
McMorris
McNulty
Melancon
Mica
Michaud
Miller (FL)
Miller (MI)
Miller, Gary
Mollohan
Moran (KS)
Murphy
Murtha
Musgrave
Myrick
Neugebauer
Ney
Northup
Norwood
Nunes
Nussle
Oberstar
Ortiz
Osborne
Otter
Oxley
Paul
Pearce
Pence
Peterson (MN)
Peterson (PA)
Petri
Pickering
Pitts
Platts
Poe
Pombo
Porter
Price (GA)
Putnam
Radanovich
Rahall
Regula
Rehberg
Reichert
Renzi
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Ros-Lehtinen
Ross
Royce
Ryan (OH)
Ryan (WI)
Ryun (KS)
Salazar
Saxton
Schmidt
Schwarz (MI)
Sensenbrenner
Sessions
Shadegg
Sherwood
Shimkus
Shuster
Simpson
Skelton
Smith (NJ)
Smith (TX)
Sodrel
Souder
Stearns
Stupak
Sullivan
Sweeney
Tancredo
Taylor (MS)
Taylor (NC)
Terry
Thornberry
Tiahrt
Tiberi
Turner
Upton
Walsh
Wamp
Weldon (FL)
Weldon (PA)
Weller
Westmoreland
Whitfield
Wicker
Wilson (NM)
Wilson (SC)
Wolf
Young (AK)
Young (FL)

NOT VOTING—4

Cardoza
Evans
Kennedy (RI)
Smith (WA)

So the amendment was not agreed to.

After some further time,

The SPEAKER pro tempore, Mr. INGLIS of South Carolina, assumed the Chair.

When Mr. DUNCAN, Acting Chairman, reported that the Committee, having had under consideration said bill, had come to no resolution thereon.

¶36.21 MEDICARE PRESCRIPTION DRUG PLAN

Mr. DEAL of Georgia moved to suspend the rules and agree to the resolution (H. Res. 802); as amended:

Whereas Medicare now offers a prescription drug benefit for its beneficiaries, known as Medicare Part D;

Whereas more than 35,900,000 Medicare eligible individuals are receiving prescription drug coverage, of which there are more than 27,000,000, including a substantial number of low-income and minority beneficiaries, receiving coverage through the new benefit;

Whereas 8,100,000 beneficiaries have enrolled in stand alone Medicare prescription drug plans;

Whereas estimates indicate that the average beneficiary will save more than $1,100 this year alone by enrolling in a Medicare prescription drug plan;

Whereas the average monthly premium for enrolling in a Medicare prescription drug plan is now just $25 per month, which is far below the initial estimate of $37 per month;

Whereas recent surveys of Medicare beneficiaries enrolled in Medicare prescription drug plans indicate that beneficiaries are satisfied with their coverage;

Whereas advocacy groups including the AARP, National Alliance for Hispanic Health, the National Medical Association, and the National Council on Aging have all

sponsored enrollment events designed to encourage eligible beneficiaries to enroll in Medicare prescription drug plans;

Whereas Area Agencies on Aging, State Health Insurance Programs (SHIPs), and other local and community organizations are available to provide seniors with assistance and answer their questions about how to select the Medicare prescription drug plan that best meets their needs;

Whereas pharmacists are on the front line in delivering prescriptions to Medicare beneficiaries and continue to be instrumental in providing valuable information and assistance about the new benefit;

Whereas in recent months Members of Congress have hosted hundreds of events and the Secretary of Health and Human Services, the Administrator of the Centers for Medicare & Medicaid Services, and other Administration officials have sponsored thousands of outreach and enrollment events, to educate seniors regarding the new prescription drug benefit;

Whereas the deadline for enrollment in the new prescription drug plan without being subject to any late enrollment penalty is May 15, 2006; and

Whereas editorial writers and opinion leaders across the nation have recognized the importance of an enrollment deadline because it encourages beneficiaries to make a decision about enrolling: Now, therefore, be it

Resolved, That the House of Representatives encourages all Medicare beneficiaries who are not yet enrolled in Part D to review carefully all of the options that are available to them and to determine whether enrollment in a Medicare prescription drug plan best meets their current and future needs for prescription drug coverage.

The SPEAKER pro tempore, Mr. INGLIS of South Carolina, recognized Mr. DEAL of Georgia and Mr. BROWN of Ohio, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and agree to said resolution, as amended?

The SPEAKER pro tempore, Mr. INGLIS of South Carolina, announced that two-thirds of the Members present had voted in the affirmative.

Mr. DEAL of Georgia demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mr. INGLIS of South Carolina, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed until Thursday, May 11, 2006.

¶36.22 WAIVING A REQUIREMENT OF CLAUSE 6(A) OF RULE XIII

Mr. COLE of Oklahoma, by direction of the Committee on Rules, reported (Rept. No. 109–460) the resolution (H. Res. 810) waiving a requirement of clause 6(a) of rule XIII with respect to consideration of certain resolutions reported from the Committee on Rules.

When said resolution and report were referred to the House Calendar and ordered printed.

¶36.23 PROVIDING FOR FURTHER CONSIDERATION OF H.R. 5122

Mr. COLE of Oklahoma, by direction of the Committee on Rules, reported (Rept. No. 109–461) the resolution (H. Res. 811) providing for further consideration of the bill (H.R. 5122) to authorize appropriations for fiscal year 2007 for military activities of the Department of Defense, to prescribe military personnel strengths for fiscal year 2007, and for other purposes.

When said resolution and report were referred to the House Calendar and ordered printed.

¶36.24 SENATE ENROLLED BILL SIGNED

The SPEAKER announced his signature to an enrolled bill of the Senate of the following title:

S. 1382. An Act to require the Secretary of the Interior to accept the conveyance of certain land, to be held in trust for the benefit of the Puyallup Indian tribe.

And then,

¶36.25 ADJOURNMENT

On motion of Mr. GINGREY, at 11 o'clock and 15 minutes p.m., the House adjourned.

¶36.26 REPORTS OF COMMITTEES ON PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XIII, reports of committees were delivered to the Clerk for printing and reference to the proper calendar, as follows:

Mr. PUTNAM: Committee on Rules. House Resolution 810. Resolution waiving a requirement of clause 6(a) of rule XIII with respect to consideration of certain resolutions reported from the Committee on Rules (Rept. 109–460). Referred to the House Calendar.

Mr. COLE of Oklahoma: Committee on Rules. House Resolution 811. Resolution providing for further consideration of the bill (H.R. 5122) to authorize appropriations for fiscal year 2007 for military activities of the Department of Defense, to prescribe military personnel strengths for fiscal year 2007, and for other purposes (Rept. 109–461). Referred to the House Calendar.

¶36.27 PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XII, public bills and resolutions were introduced and severally referred, as follows:

By Mr. PRICE of Georgia (for himself and Mr. KLINE):

H.R. 5336. A bill to amend title XVIII of the Social Security Act to suspend the Medicare prescription drug late enrollment penalty during 2006; to the Committee on Energy and Commerce, and in addition to the Committee on Ways and Means, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. BLUNT (for himself, Ms. PRYCE of Ohio, Mrs. MALONEY, Mr. CROWLEY, Mr. KING of New York, Mr. HOEKSTRA, Mr. BARTON of Texas, Mr. SMITH of Texas, Mr. YOUNG of Alaska, Mr. MANZULLO, Mr. REYNOLDS, Mr. BAKER, Mr. BACHUS, Mr. NEY, Mrs. KELLY, Mr. FOLEY, Mr. FOSSELLA, Mrs. BIGGERT, Mrs. MYRICK, Mr. DOOLITTLE, Ms. HARRIS, Mr. SHAYS, and Mr. MCCOTTER):

H.R. 5337. A bill to ensure national security while promoting foreign investment and the creation and maintenance of jobs, to reform the process by which such investments are examined for any effect they may have on national security, to establish the Committee on Foreign Investment in the United States, and for other purposes; to the Committee on Financial Services, and in addition to the Committees on Energy and Commerce, and International Relations, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. CLEAVER:

H.R. 5338. A bill to prohibit the use of amounts in a Members' Representational Allowance to provide any vehicle which does not use alternative fuels; to the Committee on House Administration.

By Ms. LEE (for herself and Mr. SERRANO):

H.R. 5339. A bill to confirm the jurisdiction of the Consumer Product Safety Commission with respect to releasing systems on residential window bars and to establish a consumer product safety standard ensuring that all such bars include a quick-release mechanism; to the Committee on Energy and Commerce, and in addition to the Committee on Financial Services, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. KIND:

H.R. 5340. A bill to promote Department of the Interior efforts to provide a scientific basis for the management of sediment and nutrient loss in the Upper Mississippi River Basin, and for other purposes; to the Committee on Resources.

By Mr. BACHUS (for himself, Mr. FRANK of Massachusetts, Mr. HENSARLING, Mr. MOORE of Kansas, Mr. RENZI, Mrs. MALONEY, Mr. DAVIS of Kentucky, Mr. DAVIS of Alabama, Mr. SHAYS, Ms. HOOLEY, Mr. JONES of North Carolina, Mr. MATHESON, Mrs. BIGGERT, Mr. HINOJOSA, Mr. GARRETT of New Jersey, Ms. WASSERMAN SCHULTZ, Mr. NEUGEBAUER, Mr. CLAY, and Mrs. MCCARTHY):

H.R. 5341. A bill to amend section 5313 of title 31, United States Code, to reform certain requirements for reporting cash transactions, and for other purposes; to the Committee on Financial Services.

By Mr. FOSSELLA:

H.R. 5342. A bill to prohibit certain agency actions regarding the use of certain electronic devices onboard air born commercial airlines; to the Committee on Transportation and Infrastructure, and in addition to the Committee on Energy and Commerce, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. GOHMERT:

H.R. 5343. A bill to protect State and Federal judges by clarifying that Federal judicial immunity covers all acts undertaken by judges pursuant to legal authority; to the Committee on the Judiciary.

By Ms. HOOLEY:

H.R. 5344. A bill to amend the Richard B. Russell National School Lunch Act to improve the summer food service program for children; to the Committee on Education and the Workforce.

By Mr. MATHESON (for himself and Mr. RENZI):

H.R. 5345. A bill to require ratings labels on video games and to prohibit the sales and rentals of adult-rated video games to minors; to the Committee on Energy and Commerce.

By Mr. MORAN of Kansas (for himself, Mr. UDALL of Colorado, and Mr. FORTENBERRY):

H.R. 5346. A bill to amend the Solid Waste Disposal Act to establish a program to provide reimbursement for the installation of alternative energy refueling systems; to the Committee on Energy and Commerce.

By Mr. SHAYS (for himself, Ms. WATERS, Mr. LEACH, Mr. WATT, Mr.

DAVIS of Alabama, Mr. LEWIS of Georgia, Mr. FORD, Mr. WEXLER, Mrs. CHRISTENSEN, Mr. EVANS, Mr. GUTIERREZ, Mr. CUMMINGS, Mr. BOEHLERT, Mr. SCOTT of Georgia, Mr. OWENS, Mr. MEEKS of New York, Mr. PAYNE, Mr. KUCINICH, Mr. MILLER of North Carolina, Mr. COOPER, Mrs. JOHNSON of Connecticut, Mrs. MALONEY, Mr. UPTON, Ms. KAPTUR, Mr. CONYERS, and Mr. HOLT):

H.R. 5347. A bill to reauthorize the HOPE VI program for revitalization of public housing projects; to the Committee on Financial Services.

By Mr. STARK (for himself, Mr. RANGEL, Mr. LEWIS of Georgia, Mr. EMANUEL, and Mr. ENGEL):

H.R. 5348. A bill to amend title XVIII of the Social Security Act to restore financial stability to Medicare anesthesiology teaching programs for resident physicians; to the Committee on Energy and Commerce, and in addition to the Committee on Ways and Means, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. TANCREDO (for himself and Ms. LORETTA SANCHEZ of California):

H.R. 5349. A bill to amend the Higher Education Act of 1965 to establish a student loan forgiveness program for nurses; to the Committee on Education and the Workforce.

By Mr. UDALL of New Mexico:

H.R. 5350. A bill to amend the Federal Deposit Insurance Act and the Truth in Lending Act to prohibit federally insured institutions from engaging in high-cost payday loans, to expand protections for consumers in connection with the making of such loans by uninsured entities, and for other purposes; to the Committee on Financial Services.

By Mr. MEEKS of New York (for himself and Mr. MCNULTY):

H. Res. 812. A resolution expressing gratitude to Mrs. Deloris Jordan and the James Jordan Foundation for improving the lives of inner city youth in the United States and initiating a public-private collaborative to establish a women and children's hospital in Nairobi, Kenya, and supporting the current Nairobi Women's Hospital for its dedication and commitment to the residents of Nairobi; to the Committee on International Relations.

¶36.28 ADDITIONAL SPONSORS

Under clause 7 of rule XII, sponsors were added to public bills and resolutions as follows:

H.R. 226: Mr. OXLEY.
H.R. 378: Mr. HASTINGS of Florida and Mr. JEFFERSON.
H.R. 503: Mr. LINCOLN DIAZ-BALART of Florida.
H.R. 550: Mrs. TAUSCHER.
H.R. 559: Mr. KILDEE, Mr. PALLONE, and Ms. MATSUI.
H.R. 583: Ms. NORTON and Mrs. LOWEY.
H.R. 633: Mr. UDALL of Colorado.
H.R. 807: Mr. BOSWELL.
H.R. 808: Mr. LEWIS of Kentucky.
H.R. 819: Mrs. CAPITO and Mr. PENCE.
H.R. 891: Mr. BURGESS.
H.R. 916: Mr. JONES of North Carolina and Mr. CASE.
H.R. 964: Mr. CLAY.
H.R. 997: Mr. SIMPSON.
H.R. 1070: Mr. BARTON of Texas.
H.R. 1217: Ms. KAPTUR.
H.R. 1227: Mr. UPTON and Mr. BOYD.
H.R. 1264: Mr. ENGEL.
H.R. 1298: Ms. WOOLSEY and Mr. HEFLEY.
H.R. 1306: Mr. MCHENRY, Mr. MICA, Mr. SULLIVAN, and Mr. JINDAL.
H.R. 1415: Mr. MORAN of Virginia.
H.R. 1425: Mr. WAXMAN, Mr. PALLONE, Ms. CORRINE BROWN of Florida, Mr. MORAN of Virginia, and Mr. GERLACH.
H.R. 1426: Mr. FILNER.
H.R. 1504: Mr. RUPPERSBERGER.
H.R. 1522: Mr. NEAL of Massachusetts.
H.R. 1621: Mr. LEVIN, Mr. DICKS, and Mr. GRIJALVA.
H.R. 1709: Mr. FORD.
H.R. 1933: Mr. BOREN.
H.R. 2178: Ms. SCHAKOWSKY and Mr. THOMPSON of California.
H.R. 2231: Mr. RYAN of Wisconsin, Mr. LARSON of Connecticut, Mr. ISSA, Mrs. NAPOLITANO, Mr. LEWIS of Georgia, Mr. PORTER, Mr. BUTTERFIELD, Mr. KANJORSKI, Mr. LINCOLN DIAZ-BALART of Florida, Ms. DELAURO, Mr. ROTHMAN, Mr. NUNES, Mr. FOLEY, Mr. STARK, Mr. CHABOT, Ms. ROYBAL-ALLARD, Mr. DAVIS of Tennessee, and Mr. RAHALL.
H.R. 2234: Mr. HOYER.
H.R. 2238: Mr. MOLLOHAN, Mr. MCHUGH, and Mrs. CAPITO.
H.R. 2323: Ms. ZOE LOFGREN of California.
H.R. 2376: Mrs. BONO.
H.R. 2429: Mr. DEFAZIO.
H.R. 2533: Mr. THOMPSON of Mississippi, Mr. CANNON, and Mr. NUSSLE.
H.R. 2635: Mr. LANGEVIN.
H.R. 2828: Mr. DELAHUNT.
H.R. 2943: Mr. UDALL of Colorado.
H.R. 2962: Mr. HOLT.
H.R. 3011: Mr. WOLF.
H.R. 3159: Mr. EVANS.
H.R. 3183: Ms. SCHAKOWSKY.
H.R. 3385: Mr. REHBERG.
H.R. 3547: Mr. MEEKS of New York.
H.R. 3559: Mr. BOREN, Mr. SHAYS, Mr. GONZALEZ, Mr. EDWARDS, Ms. MCCOLLUM of Minnesota, Mr. MCKEON, Ms. KAPTUR, and Mr. ABERCROMBIE.
H.R. 3859: Mr. SHAYS.
H.R. 3861: Ms. NORTON and Mr. CUELLAR.
H.R. 3949: Mrs. JO ANN DAVIS of Virginia.
H.R. 3964: Ms. SCHAKOWSKY.
H.R. 4063: Mr. GORDON.
H.R. 4157: Mr. MARCHANT.
H.R. 4166: Mr. FORD.
H.R. 4188: Mr. MEEKS of New York.
H.R. 4222: Mr. JEFFERSON.
H.R. 4381: Mr. CHANDLER, Mr. MCCAUL of Texas, Mr. MCCOTTER, Mr. COLE of Oklahoma, Ms. JACKSON-LEE of Texas, Mr. ORTIZ, Mrs. KELLY, and Mr. KING of New York.
H.R. 4384: Mrs. JOHNSON of Connecticut, Mr. WEXLER, Mr. PETERSON of Minnesota, Mr. CASE, and Ms. EDDIE BERNICE JOHNSON of Texas.
H.R. 4434: Mr. MCCOTTER.
H.R. 4435: Mr. MCCOTTER.
H.R. 4527: Mr. BISHOP of Georgia.
H.R. 4551: Mr. MARCHANT.
H.R. 4596: Mr. MCCOTTER.
H.R. 4600: Ms. EDDIE BERNICE JOHNSON of Texas.
H.R. 4621: Mr. SIMMONS and Mr. BARTLETT of Maryland.
H.R. 4681: Mrs. WILSON of New Mexico and Mr. SCOTT of Virginia.
H.R. 4703: Mr. FOSSELLA.
H.R. 4710: Mr. CASE.
H.R. 4715: Mr. RENZI.
H.R. 4725: Mr. CONAWAY and Mrs. CUBIN.
H.R. 4730: Mr. ENGLISH of Pennsylvania.
H.R. 4736: Mr. BASS.
H.R. 4751: Mr. BASS, Mr. GERLACH, Ms. LORETTA SANCHEZ of California, and Mr. DENT
H.R. 4753: Mr. CONYERS.
H.R. 4761: Mr. FORTENBERRY, Mr. GILLMOR, Mr. GARY G. MILLER of California, and Mr. BISHOP of Utah.
H.R. 4472: Ms. FOXX and Mr. MCHENRY.
H.R. 4777: Mr. UPTON, Mr. BERRY, Mr. BROWN of South Carolina, Mr. CRAMER, Mrs. CUBIN, FOLEY, Ms. GRANGER, Mr. HALL, Mr. HULSHOF, Mr. LEWIS of Kentucky, Mr. SCOTT of Georgia, Mr. TAYLOR of North Carolina, and Mr. THORNBERRY.
H.R. 4810: Mr. GARRETT of New Jersey.
H.R. 4867: Mr. MOORE of Kansas.
H.R. 4894: Mr. FRELINGHUYSEN and Mr. WELLER.
H.R. 4922: Mr. MARCHANT.
H.R. 4932: Mr. SHERMAN, Mr. KUHL of New York, and Mr. BOUCHER.
H.R. 4949: Mr. FERGUSON.
H.R. 4960: Mr. FERGUSON.
H.R. 5013: Mr. SOUDER.
H.R. 5035: Mr. VAN HOLLEN.
H.R. 5051: Mrs. JOHNSON of Conecticut, Ms. SCHAKOWSKY, and Ms. WOOLSEY.
H.R. 5055: Mrs. MALONEY.
H.R. 5058: Ms. EDDIE BERNICE JOHNSON of Texas.
H.R. 5106: Mr. GERLACH, Mr. GRIJALVA, Mr. OWENS, Mr. GUTIERREZ, Mr. PAYNE, Mr. SCOTT of Virginia, Ms. EDDIE BERNICE JOHNSON of Texas, Mr. GENE GREEN of Texas, Mr. DOGGETT, Mr. WEXLER, and Ms. Velázquez.
H.R. 5113: Mr. BAIRD.
H.R. 5116: Mrs. MALONEY and Mr. MORAN of Virginia.
H.R. 5129: Mr. KLINE and Mr. SODREL.
H.R. 5134: Mr. GORDON, Mr. MOORE of Kansas, Mr. ROSS, Mr. RAHALL, Mr. CARDIN, Mr. SNYDER, and Mr. BARTLETT of Maryland.
H.R. 5139: Mr. FITZPATRICK of Pennsylvania.
H.R. 5140: Mr. RUPPERSBERGER.
H.R. 5159: Ms. BERKLEY, Mr. BLUMENAUER, Mrs. BONO, Mr. BOOZMAN, Mr. CANTOR, Mr. CROWLEY, MR. DEAL of Georgia, Mr. ENGLISH of Pennsylvania, Mr. GINGREY, Mr. GOHMERT, Mr. HAYWORTH, Mr. KUCINICH, Mr. GARY G. MILLER of California, Mr. OTTER, Mr. POMEROY, Ms. PRYCE of Ohio, Ms. ROS-LEHTINEN, Ms. SCHAKOWSKY, Mrs. SCHMIDT, Mr. WALDEN of Oregon, Mr. WOLF, Mr. MARIO DIAZ-BALART of Florida, Mr. MARSHALL, and Mr. HOEKSTRA.
H.R. 5170: Mr. GALLEGLY, Mr. BASS, Mrs. CUBIN, Mrs. BLACKBURN, and Mr. FITZPATRICK of Pennsylvania.
H.R. 5171: Mrs. SCHMIDT and Mr. OXLEY.
H.R. 5173: Mr. RENZI.
H.R. 5177: Mr. MURTHA, Ms. HART, Mr. HOLDEN, and Mr. RAHALL.
H.R. 5201: Mr. MICHAUD, Mr. UDALL of Colorado, Mr. MURTHA, Mr. CUELLAR, Mr. SPRATT, Mr. GONZALEZ, Mr. SMITH of Washington, Mr. FRANK of Massachusetts, Mr. FERGUSON, Mr. THOMPSON of California, Mr. STUPAK, Mr. VAN HOLLEN, Mr. CARDOZA, Mr. PLATTS, Mr. DOGGETT, and Ms. LEE.
H.R. 5224: Mr. JOHNSON of Illinois.
H.R. 5230: Mr. BISHOP of Utah.
H.R. 5232: Ms. SCHWARTZ of Pennsylvania.
H.R. 5234: Mr. WEXLER and Mr. GORDON.
H.R. 5244: Mr. BERMAN, Mr. SCHIFF, and Ms. LINDA T. SÁNCHEZ of California.
H.R. 5246: Mr. CANTOR, Mrs. MYRICK, Mr. GENE GREEN of Texas, Mr. JINDAL, Mr. MCKEON, Mr. FILNER, Mr. TIBERI, Mr. LEACH, Mr. BARROW, Mr. MCCAUL of Texas, Mr. JENKINS, Mr. BONNER, Mr. BOSWELL, Mr. GERLACH, Mr. MATHESON, Mr. PRICE of Georgia, Mrs. MALONEY, Mr. POE, Mr. WELDON of Florida, Mr. PICKERING, Mr. NEAL of Massachusetts, Mr. CLEAVER, Mr. FORD, Mr. SCOTT of Georgia, Mr. GOODE, Mr. FOLEY, Mr. HAYWORTH, Mr. RAMSTAD, Mr. SPRATT, Mr. LINCOLN DIAZ-BALART of Florida, Mr. BACHUS, Mr. THOMPSON of Mississippi, Mr. BONILLA, Mr. PAUL, Mr. MARIO DIAZ-BALART of Florida, Mr. MICHAUD, and Mr. CULBERSON.
H.R. 5278: Mr. GERLACH, Mr. SOUDER, and Mr. ENGLISH of Pennsylvania.
H.R. 5291: Mr. KUHL of New York, Mrs. MILLER of Michigan, Mrs. BIGGERT, Mr. WELDON of Pennsylvania, Mr. DAVIS of Kentucky, Mr. ENGLISH of Pennsylvania, Mr. FRELINGHUYSEN, Mr. FITZPATRICK of Pennsylvania, and Mr. WELLER.
H.R. 5292: Mr. FEENEY and Mr. HASTINGS of Florida.
H.R. 5313: Mr. WELLER and Mr. ENGLISH of Pennsylvania.

H.R. 5315: Mr. SANDERS.
H.R. 5316: Mr. BOOZMAN, Mr. SALAZAR, and Mr. MARCHANT.
H.R. 5319: Mr. KUHL of New York and Mr. SHAYS.
H.R. 5333: Mr. HYDE.
H. Con Res. 42: Mr. PAUL.
H. Con. Res. 106: Mr. WELLER.
H. Con. Res. 323: Ms. BERKLEY.
H. Con. Res. 346: Mr. BILIRAKIS and Mr. TANCREDO.
H. Con. Res. 348: Mr. CONYERS.
H. Con. Res. 367: Mr. CASTLE, Mr. GOODLATTE, and Mrs. JO ANN DAVIS of Virginia.
H. Con. Res. 368: Ms. PRYCE of Ohio.
H. Con. Res. 380: Mr. COBLE, Mrs. BLACKBURN, and Mr. WEXLER.
H. Con. Res. 395: Mr. LARSEN of Washington.
H. Con. Res. 397: Mr. HYDE.
H. Res. 222: Ms. HARRIS.
H. Res. 566: Mr. FILNER.
H. Res. 765: Mrs. JONES of Ohio.
H. Res. 773: Mr. SAM JOHNSON of Texas and Mr. BISHOP of New York.
H. Res. 776: Mr. BISHOP of Utah.
H. Res. 780: Mr. BERMAN.
H. Res. 784: Mr. MILLER of North Carolina, Ms. MCCOLLUM of Minnesota, and Mrs. MALONEY.
H. Res. 785: Mr. BROWN of Ohio and Mrs. CAPPS.
H. Res. 792: Mr. RANGEL and Mr. FALEOMAVAEGA.
H. Res. 795: Mr. LAHOOD, Mr. ROGERS of Michigan, and Ms. HARRIS.

¶36.29 PETITIONS

Under clause 3 of rule XII,

115. The SPEAKER presented a petition of the Missouri River Township Democratic Club, Missouri, relative to a Resolution to Impeach President George W. Bush and Vice President Richard Cheney; to the Committee on the Judiciary.

THURSDAY, MAY 11, 2006 (37)

The House was called to order by the SPEAKER.

¶37.1 APPROVAL OF THE JOURNAL

The SPEAKER announced he had examined and approved the Journal of the proceedings of Wednesday, May 10, 2006.

Pursuant to clause 1, rule I, the Journal was approved.

¶37.2 COMMUNICATIONS

Executive and other communications, pursuant to clause 8, rule XII, were referred as follows:

7435. A letter from the Legal Advisor to the Bureau Chief, MB, Federal Communication Commission, transmitting the Commission's final rule — Amendment of Section 73.202(b), Table of Allotments, FM Broadcast Stations. (Lancaster, Pickerington, and Westerville, Ohio) [MB Docket No. 03-238; RM-10820] (File No. BPH-20040108ALM) received April 26, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

7436. A letter from the Legal Advisor to the Bureau Chief, MB, Federal Communications Commission, transmitting the Commission's final rule — Amendment of Section 73.202(b) Table of Allotments, FM Broadcast Stations. (Fernandina Beach and Yulee, Florida) [MB Docket No. 05-240; RM-11261] received April 26, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

7437. A letter from the Special Assistant to the Bureau Chief, MB, Federal Communications Commission, transmitting the Commission's final rule — Amendment of Section 73.202(b), Table of Allotments, FM Broadcast Stations. (Bend and Prineville, Oregon) [MB Docket No. 03-78; RM-10684] received April 26, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

7438. A letter from the Legal Advisor to the Bureau Chief, MB, Federal Communications Commission, transmitting the Commission's final rule — Amendment of Section 73.202(b), Table of Allotments, FM Broadcast Stations. (Cuney, Texas) [MB Docket No. 05-33; RM-10756] received April 26, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

7439. A letter from the Legal Advisor to the Bureau Chief, MB, Federal Communications Commission, transmitting the Commission's final rule — Amendment of Section 73.202(b) Table of Allotments, FM Broadcast Stations. (Port Isabel, Texas) [MB Docket No. 04-274; RM-11016] received April 26, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

7440. A letter from the Legal Advisor to the Bureau Chief, MB, Federal Communications Commission, transmitting the Commission's final rule — Amendment of Section 73.202(b) Table of Allotments, FM Broadcast Stations. (Cuba and Knoxville, Illinois) [MB Docket No. 05-118; RM-11183; RM-11301; RM-11302] received April 26, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

7441. A letter from the Legal Advisor to the Bureau Chief, MB, Federal Communications Commission, transmitting the Commission's final rule — Amendment of Section 73.202(b) Table of Allotments, FM Broadcast Stations. (Tomahawk, WI) [MB Docket No. 04-202; RM-10985]; (Waynoka, OK) [MB Docket No. 04-271; RM-11013]; (Wasco, CA) [MB Docket No. 04-272; RM-11014]; (Richland Springs, TX) [MB Docket No. 04-273; RM-11015]; (Hermitage AR) [MB Docket No. 04-431; RM-11115] received April 26, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

7442. A letter from the Legal Advisor to the Bureau Chief, MB, Federal Communications Commission, transmitting the Commission's final rule — Amendment of Section 73.202(b) Table of Allotments, FM Broadcast Stations. (New Harmony, Indiana and West Salem, Illinois) [MB Docket No. 04-341; RM-10779; RM-11110] received April 26, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

7443. A letter from the Legal Advisor to the Bureau Chief, MB, Federal Communications Commission, transmitting the Commission's final rule — Amendment of Section 73.202(b), Table of Allotments, FM Broadcast Stations. (Otter Creek, Florida) [MB Docket No. 05-54; RM-11151] received April 26, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

7444. A letter from the Legal Advisor to the Bureau Chief, MB, Federal Communications Commission, transmitting the Commission's final rule — Amendment of Section 73.202(b), FM Table of Allotments, FM Broadcast Stations. (Matagorda, Texas) [MB Docket No. 04-215; RM-10993] received April 26, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

7445. A letter from the Legal Advisor to the Bureau Chief, MB, Federal Communications Commission, transmitting the Commission's final rule — Amendment of Section 73.202(b), Table of Allotments, FM Broadcast Stations. (Okeene, Oklahoma) [MB Docket No. 05-296; RM-11289] received April 26, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

7446. A letter from the Legal Advisor to the Bureau Chief, MB, Federal Communications Commission, transmitting the Commission's final rule — Amendment of Section 73.202(b), Table of Allotments, FM Broadcast Stations. (Grand Portage, Minnesota) [MB Docket No. 04-432; RM-11121] received April 26, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

7447. A letter from the Legal Advisor to the Bureau Chief, MB, Federal Communications Commission, transmitting the Commission's final rule — Amendment of Section 73.202(b) Table of Allotments, FM Broadcast Stations. (Harrisburg, LA) [MB Docket No. 04-266; RM-11005]; (Mecca, CA) [MB Docket No. 04-267; RM-11008]; (Taos, NM) [MB Docket No. 04-268; RM-11009]; (San Joaquin, CA) [MB Docket No. 04-269; RM-11010]; (Rosepine, LA) [MB Docket No. 04-270; RM-11012] received April 26, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

7448. A letter from the Legal Advisor to the Bureau Chief, MB, Federal Communications Commission, transmitting the Commission's final rule — Amendment of Section 73.202(b), Table of Allotments, FM Broadcast Stations. (Bairoil and Sinclair, Wyoming) [MB Docket No. 05-117] received April 26, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

7449. A letter from the Secretary, Federal Trade Commission, transmitting the Commission's final rule — Rule Concerning Disclosures Regarding Energy Consumption and Water Use of Certain Home Appliances and Other Products Required Under the Energy Policy and Conservation Act (''Appliance Labeling Rule'')—received March 27, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

7450. A letter from the Director, Regulations Policy and Management Staff, Food and Drug Administration, transmitting the Administration's final rule — New Animal Drugs; Adamantane and Neuraminidase Inhibitor Anti-influenza Drugs; Extralabel Animal Drug Use; Order of Prohibition [Docket No. 2006N-0106] received April 4, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

7451. A letter from the Director, Regulations Policy and Management Staff, Food and Drug Administration, transmitting the Administration's final rule — Medical Devices; Immunology and Microbiology Devices; Classification of Reagents for Detection of Specific Novel Influenza A Viruses [Docket No. 2006N-0100] received May 1, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

7452. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Modification of Class E Airspace; Scott City Municipal Airport, KS [Docket No. FAA-2006-23896; Airspace Docket No. 06-ACE-2] received April 27, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7453. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Modification of Class E Airspace; Gothenburg, Quinn Field, NE [Docket No. 23545; Airspace Docket No. 06-ACE-1] received April 27, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7454. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Establishment of Class E Enroute Domestic Airspace Area, Vandenberg AFB, CA. [Docket No. FAA-2005-23271; Airspace Docket No. 05-AWP-15] (RIN: 2120-AA66) received April 27, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7455. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Modification of the St. Louis Class B Airspace Area; MO [Docket No. FAA-2005-22509; Airspace Docket No. 03-AWA-2] (RIN: 2120-AA64)

received April 27, 2005, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7456. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Modification of Class E Airspace; Beatrice, NE [Docket No. FAA-2005-23375; Airspace Docket No. 05-ACE-35] received April 27, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7457. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Establishment of Class E5 Airspace; David City, NE [Docket No. FAA-2005-23374; Airspace Docket No. 05-ACE-34] received April 27, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7458. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Modification of the St. Louis Class B Airspace Area; MO [Docket No. FAA-2005-22509; Airspace Docket No. 03-AWA-2] (RIN: 2120-AA64) received April 27, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7459. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Revision of Class E Airspace; Sand Point, AK [Docket No. FAA-2005-23026; Airspace Docket No. 05-AAL-39] received April 27, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7460. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Modification of the Norton Sound Law, Woody Island Law and 1234L Offshore Airspace Areas, AK [Docket No. FAA-2005-22024; Airspace Docket No. 05-AAL-38] (RIN: 2120-AA66) received April 27, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7461. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Modification of Class E Airspace; Scott City Municipal Airport, KS [Docket No. FAA-2006-23896; Airspace Docket No. 06-ACE-2] received April 27, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7462. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Amendments to Colored Federal Airways; AK [Docket No. FAA-2005-23081; Airspace Docket No. 05-AAl-31] (RIN: 2120-AA66) received April 27, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7463. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Establishment of Class E Airspace; Nicholasville, KY [Docket No. FAA-2005-23075; Airspace Docket No. 05-ASO-12] received April 27, 2005, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7464. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Establishment of Class E Enroute Domestic Airspace Area, Vandeberg AFB, CA [Docket No. FAA-2005-23271; Airspace Docket No. 05-AWP-15] (RIN: 2120-AA66) received April 27, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7465. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; McDonnell Douglas Model DC-8-33, DC-8-51, DC-8-53, DC-8-55, DC-8F-54, DC-8F-55, DC-8-63, DC-8-62F, DC-8-63F, DC-8-71, DC-8-73, DC-8-71F, DC-8-72F, and DC-8-73F Airplanes [Docket No. FAA-2005-22425; Directorate Identifier 2005-NM-066-AD; Amendment 39-14468; AD 2006-03-04] (RIN: 2120-AA64) received March 24, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7466. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Empresa Brasileira de Aeronautica S.A. (EMBRAER) Model EMB-135 Airplanes and Model EMB-145, -145ER, -145MR, -145LR, -145XR, -145MP, and -145EP Airplanes [Docket No. 2003-NM-271-AD; Amendment 39-14470; AD 2006-03-06] (RIN: 2120-AA64) received March 24, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7467. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Airbus Model A330-200 and -300 Series Airplanes, A340-200 and -300 Series Airplanes, and A340-541 and -642 Airplanes [Docket No. FAA-2005-21702; Directorate Identifier 2005-NM-024-AD; Amendment 39-14473; AD 2006-03-09] (RIN: 2120-AA64) received March 24, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7468. A letter from the Program Analsyt, FAA, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Short Brothers Model SD3-60 SHERPA, SD3-SHERPA, and SD3-60 Airplanes [Docket No. FAA-2005-22875; Directorate Identifier 2005-NM-179-AD; Amendment 39-14469; AD 2006-03-05] (RIN: 2120-AA64) received March 24, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7469. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Aero Advantage ADV200 Series (Part Numbers ADV211CC and ADV212CW) Vacuum Pumps [Docket No. FAA-2005-20440; Directorate Identifier 2005-CE-05-AD; Amendment 39-14472; AD 2006-03-08] (RIN: 2120-AA64) received March 24, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7470. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Hamburger Flagzeugbau GmbH Model HFB 320 HANSA Airplanes [Docket No. FAA-2005-22401; Directorate Identifier 2004-NM-93-AD; Amendment 39-14480; AD 2006-03-16] (RIN: 2120-AA64) received March 24, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7471. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Fokker Model F.28 Mark 0070 and 0100 Airplanes [Docket No. FAA-2005-22748; Directorate Identifier 2005-NM-127-AD; Amendment 39-14471; AD 2006-03-07] (RIN: 2120-AA64) received March 24, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7472. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Airbus Model A318-100 and A319-100 Series Airplanes; A320-111 Airplanes; A320-200 Series Airplanes; and A321-100 and A321-200 Series Airplanes [Docket No. FAA-2005-22528; Directorate Identifier 2005-NM-125-AD; Amendment 39-14474; AD 2006-03-10] (RIN: 2120-AA64) received March 24, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7473. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; McDonnell Douglas Model DC-10-10, DC-10-10F, DC-10-15, DC-10-30, DC-10-30F, (KC-10A and KDC-10), DC-10-40, DC-10-40F, MD-10-10F, MD-10-30F, MD-11, and MD-11F Airplanes [Docket No. FAA-2005-22503; Directorate Identifier 2005-NM-062-AD; Amendment 39-14477; AD 2006-03-13] (RIN: 2120-AA64) received March 24, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7474. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Rolls-Royce plc RB211 Trent 500 Series Turbofan Engines [Docket No. FAA-2005-23279; Directorate Identifier 2005-NE-44-AD; Amendment 39-14478; AD 2006-03-14] (RIN: 2120-AA64) received March 24, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7475. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Boeing Model 737-100, -200, -200C, -300, -400, and -500 Series Airplanes [Docket No. FAA-2005-20354; Directorate Identifier 2004-NM-166-AD; Amendment 39-14476; AD 2006-03-12] (RIN: 2120-AA64) received March 24, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7476. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Polskie Zaklady Lotnicze Spolka zo.o. Model PZL M26 01 Airplanes [Docket No. FAA-2006-23733; Directorate Identifier 2006-CE-09-AD; Amendment 39-14481; AD 2006-03-17] (RIN: 2120-AA64) received March 24, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7477. A letter from the Chief, Publications and Regulations Branch, Internal Revenue Service, transmitting the Service's final rule — Weighted Average Interest Rate Update [Notice 2006-39] received April 7, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

7478. A letter from the Chief, Publications and Regulations Branch, Internal Revenue Service, transmitting the Service's final rule — Taxation of Fringe Benefits (Rev. Rul. 2006-13) received March 29, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

7479. A letter from the Chief, Publications and Regulations Branch, Internal Revenue Service, transmitting the Service's final rule — Transition Relief Regarding the Application of Section 409A(b) to Nonqualifed Deferred Compensation Plans [Notice 2006-33] received March 22, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

7480. A letter from the Chief, Publications and Regulations Branch, Internal Revenue Service, transmitting the Service's final rule — Last-in, First-out Inventories (Rev. Rul. 2006-15) received March 22, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

7481. A letter from the Chief, Publications and Regulations Branch, Internal Revenue Service, transmitting the Service's final rule — Revocation of Qualified Intermediary Branch Rule [Notice 2006-35] received March 22, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

7482. A letter from the Chief, Publications and Regulations Branch, Internal Revenue Service, transmitting the Service's final rule — Determination of Issue Price in the Case of Certain Debt Instruments Issued for Property (Rev. Rul. 2006-22) received March 22,

2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

7483. A letter from the Chief, Publications and Regulations Branch, Internal Revenue Service, transmitting the Service's final rule — Administrative, Procedural, and Miscellaneous (Rev. Rul. 2006-17) received March 22, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

7484. A letter from the Chief, Publications and Regulations Branch, Internal Revenue Service, transmitting the Service's final rule — GO Zone Resident Population Estimates [Notice 2006-21] received March 22, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

¶37.3 MESSAGE FROM THE SENATE

A message from the Senate by Ms. Curtis, one of its clerks, announced that the Senate has passed without amendment a concurrent resolution of the House of the following title:

H. Con. Res. 335. A concurrent resolution honoring and praising the National Association for the Advancement of Colored People on the occasion of its 97th anniversary.

The message also announced that pursuant to Public Law 106–170, the Chair, on behalf of the Majority Leader, after consultation with the Ranking Member of the Senate on Finance, announces the appointment of the following individual to serve as a member of the Ticket to Work and Work Incentives Advisory Panel: Katie Beckett of Iowa.

The message also announced that pursuant to Public Law 68–541, as amended by Public Law 102–246, the Chair, on behalf of the Majority Leader, in consultation with the Democratic Leader, appoints John Medveckis, of Pennsylvania, as a member of the Library of Congress Trust Fund Board for a term of five years.

¶37.4 MOTION TO ADJOURN

Mr. SNYDER moved that the House do now adjourn.

The question being put, viva voce,

Will the House now adjourn?

The SPEAKER pro tempore, Mr. LATOURETTE, announced that the nays had it.

Mr. SNYDER objected to the vote on the ground that a quorum was not present and not voting.

A quorum not being present,

The roll was called under clause 6, rule XX, and the call was taken by electronic device.

When there appeared { Yeas ..... 31 / Nays ..... 366 }

¶37.5 [Roll No. 137]

YEAS—31

Allen
Baird
Brown, Corrine
Capuano
Clay
Crowley
Doggett
Filner
Frank (MA)
Grijalva
Hastings (FL)
Honda
Jackson-Lee (TX)
Johnson, E. B.
Lowey
McDermott
Miller, George
Nadler
Napolitano
Neal (MA)
Obey
Otter
Sánchez, Linda T.
Sanchez, Loretta
Schakowsky
Stark
Taylor (MS)
Towns
Wasserman Schultz
Waters
Waxman

NAYS—366

Abercrombie
Ackerman
Aderholt
Akin
Alexander
Baca
Bachus
Baker
Baldwin
Barrett (SC)
Barrow
Bartlett (MD)
Barton (TX)
Bass
Bean
Beauprez
Becerra
Berkley
Berman
Berry
Biggert
Bilirakis
Bishop (GA)
Bishop (NY)
Bishop (UT)
Blackburn
Blumenauer
Blunt
Boehlert
Boehner
Bonilla
Bonner
Bono
Boozman
Boren
Boswell
Boucher
Boustany
Boyd
Bradley (NH)
Brady (PA)
Brady (TX)
Brown (OH)
Brown (SC)
Brown-Waite, Ginny
Burgess
Butterfield
Buyer
Calvert
Camp (MI)
Campbell (CA)
Cannon
Cantor
Capito
Capps
Cardin
Carnahan
Carson
Carter
Case
Castle
Chabot
Chandler
Chocola
Cleaver
Clyburn
Coble
Cole (OK)
Conaway
Cooper
Costa
Costello
Cramer
Crenshaw
Cuellar
Culberson
Cummings
Davis (AL)
Davis (CA)
Davis (FL)
Davis (IL)
Davis (KY)
Davis (TN)
Davis, Jo Ann
Davis, Tom
Deal (GA)
DeFazio
DeGette
DeLauro
DeLay
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Dicks
Doolittle
Doyle
Dreier
Duncan
Edwards
Ehlers
Emanuel
Emerson
Engel
Eshoo
Etheridge
Everett
Farr
Fattah
Feeney
Ferguson
Fitzpatrick (PA)
Flake
Foley
Forbes
Fortenberry
Fossella
Foxx
Franks (AZ)
Frelinghuysen
Gallegly
Garrett (NJ)
Gerlach
Gibbons
Gilchrest
Gillmor
Gingrey
Gohmert
Gonzalez
Goode
Goodlatte
Gordon
Granger
Graves
Green (WI)
Green, Al
Green, Gene
Gutierrez
Gutknecht
Hall
Harman
Harris
Hart
Hastings (WA)
Hayes
Hayworth
Hefley
Hensarling
Herger
Herseth
Higgins
Hinojosa
Hobson
Hoekstra
Holt
Hooley
Hostettler
Hoyer
Hulshof
Hunter
Inglis (SC)
Inslee
Israel
Issa
Istook
Jackson (IL)
Jenkins
Jindal
Johnson (CT)
Johnson, Sam
Jones (NC)
Jones (OH)
Kanjorski
Kaptur
Keller
Kelly
Kennedy (MN)
Kildee
Kilpatrick (MI)
Kind
King (IA)
King (NY)
Kingston
Kirk
Kline
Knollenberg
Kolbe
Kucinich
Kuhl (NY)
LaHood
Langevin
Lantos
Larsen (WA)
Larson (CT)
Latham
LaTourette
Leach
Lee
Levin
Lewis (CA)
Lewis (GA)
Lewis (KY)
Linder
LoBiondo
Lofgren, Zoe
Lucas
Lungren, Daniel E.
Lynch
Maloney
Manzullo
Marchant
Markey
Marshall
Matheson
Matsui
McCarthy
McCaul (TX)
McCollum (MN)
McCotter
McCrery
McGovern
McHenry
McHugh
McKeon
McKinney
McMorris
McNulty
Meehan
Meeks (NY)
Melancon
Mica
Michaud
Millender-McDonald
Miller (FL)
Miller (MI)
Miller (NC)
Miller, Gary
Mollohan
Moore (KS)
Moore (WI)
Moran (KS)
Murtha
Musgrave
Myrick
Neugebauer
Ney
Northup
Norwood
Nunes
Nussle
Oberstar
Olver
Ortiz
Osborne
Owens
Pallone
Pascrell
Pastor
Paul
Payne
Pearce
Pelosi
Pence
Peterson (MN)
Peterson (PA)
Petri
Pickering
Pitts
Platts
Poe
Pombo
Pomeroy
Porter
Price (GA)
Price (NC)
Pryce (OH)
Putnam
Rahall
Ramstad
Rangel
Regula
Rehberg
Reichert
Renzi
Reyes
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Ros-Lehtinen
Ross
Rothman
Roybal-Allard
Royce
Ruppersberger
Ryan (OH)
Ryan (WI)
Ryun (KS)
Sabo
Salazar
Sanders
Schiff
Schmidt
Schwartz (PA)
Schwarz (MI)
Scott (GA)
Scott (VA)
Sensenbrenner
Serrano
Sessions
Shadegg
Shaw
Shays
Sherman
Sherwood
Shimkus
Shuster
Simmons
Simpson
Skelton
Slaughter
Smith (NJ)
Smith (WA)
Snyder
Sodrel
Solis
Spratt
Stearns
Strickland
Stupak
Sullivan
Sweeney
Tancredo
Tanner
Tauscher
Taylor (NC)
Terry
Thomas
Thompson (CA)
Thompson (MS)
Thornberry
Tiahrt
Tiberi
Tierney
Turner
Udall (CO)
Udall (NM)
Upton
Van Hollen
Visclosky
Walden (OR)
Walsh
Wamp
Watson
Watt
Weiner
Weldon (FL)
Weldon (PA)
Weller
Westmoreland
Whitfield
Wicker
Wilson (NM)
Wilson (SC)
Wu
Young (FL)

NOT VOTING—35

Andrews
Burton (IN)
Cardoza
Conyers
Cubin
Delahunt
Dingell
Drake
English (PA)
Evans
Ford
Hinchey
Holden
Hyde
Jefferson
Johnson (IL)
Kennedy (RI)
Lipinski
Mack
McIntyre
Meek (FL)
Moran (VA)
Murphy
Oxley
Radanovich
Rush
Saxton
Smith (TX)
Souder
Velázquez
Wexler
Wolf
Woolsey
Wynn
Young (AK)

So the motion to adjourn was not agreed to.

¶37.6 PROVIDING FOR FURTHER CONSIDERATION OF H.R. 5122

Mr. COLE of Oklahoma, by direction of the Committee on Rules, called up the following resolution (H. Res. 811):

Resolved, That at any time after the adoption of this resolution the Speaker may, pursuant to clause 2(b) of rule XVIII, declare the House resolved into the Committee of the Whole House on the state of the Union for further consideration of the bill (H.R. 5122) to authorize appropriations for fiscal year 2007 for military activities of the Department of Defense, to prescribe military personnel strengths for fiscal year 2007, and for other purposes.

SEC. 2. (a) Notwithstanding clause 11 of rule XVIII, no further amendment to the committee amendment in the nature of a substitute shall be in order except those printed in the report of the Committee on Rules accompanying this resolution and amendments en bloc described in section 3 of this resolution.

(b) Each amendment printed in the report of the Committee on Rules shall be considered only in the order printed in the report (except as specified in section 4 of this resolution), may be offered only be a Member designated in the report, shall be considered as read, shall be debatable for the time specified in the report equally divided and controlled by the proponent and an opponent, shall not be subject to amendment (except that the chairman and ranking minority member of the Committee on Armed Services each may offer one pro forma amendment for the purpose of further debate on any pending amendment), and shall not be subject to a demand for division of the question in the House or in the Committee of the Whole.

(c) All points of order against amendments printed in the report of the Committee on Rules or amendments en bloc described in section 3 of this resolution are waived.

SEC. 3. It shall be in order at any time for the chairman of the Committee on Armed Services or his designee to offer amendments en bloc consisting of amendments printed in the report of the Committee on Rules accompanying this resolution not earlier disposed of. Amendments en bloc offered pursuant to

this section shall be considered as read, shall be debatable for 20 minutes equally divided and controlled by the chairman and ranking minority member of the Committee on Armed Services or their designees, shall not be subject to amendment, and shall not be subject to a demand for division of the question in the House or in the Committee of the Whole. The original proponent of an amendment included in such amendments en bloc may insert a statement in the Congressional Record immediately before the disposition of the amendments en bloc.

SEC. 4. The Chairman of the Committee of the Whole may recognize for consideration of any amendment printed in the report of the Committee on Rules accompanying this resolution out of the order printed, but not sooner than 30 minutes after the chairman of the Committee on Armed Services or a designee announces from the floor a request to that effect.

SEC. 5. At the conclusion of consideration of the bill for amendment the Committee shall rise and report the bill to the House with such amendments as may have been adopted. Any Member may demand a separate vote in the House on any amendment adopted in the Committee of the Whole to the bill or to the committee amendment in the nature of a substitute. The previous question shall be considered as ordered on the bill and amendments thereto to final passage without intervening motion except one motion to recommit with or without instructions.

When said resolution was considered.

After debate,

¶37.7 MOTION TO ADJOURN

Ms. SLAUGHTER moved that the House do now adjourn.

The question being put, viva voce,

Will the House now adjourn?

The SPEAKER pro tempore, Mr. LATOURETTE, announced that the nays had it.

Ms. SLAUGHTER demanded a recorded vote on agreeing to said motion, which demand was supported by one-fifth of a quorum, so a recorded vote was ordered.

The vote was taken by electronic device.

It was decided in the negative ..... { Yeas ..... 68; Nays ..... 336; Answered present 1 }

¶37.8 [Roll No. 138]

AYES—68

Ackerman, Allen, Baird, Berkley, Berman, Berry, Blumenauer, Boehlert, Brown, Corrine, Capps, Capuano, Carson, Case, Clay, Cleaver, Conyers, Costa, Crowley, DeGette, Delahunt, Dingell, Doggett, Engel, Filner, Frank (MA), Grijalva, Hastings (FL), Honda, Israel, Jackson-Lee (TX), Johnson, E. B., Jones (OH), Lantos, Larsen (WA), Lee, Lewis (GA), Lowey, Lynch, Maloney, Markey, McDermott, McNulty, Miller (NC), Miller, George, Nadler, Napolitano, Neal (MA), Obey, Olver, Otter, Owens, Pascrell, Pastor, Pelosi, Rush, Sabo, Sánchez, Linda T., Schakowsky, Slaughter, Solis, Stupak, Taylor (MS), Towns, Velázquez, Wasserman Schultz, Waters, Watson, Waxman

NOES—336

Abercrombie, Aderholt, Akin, Alexander, Andrews, Baca, Bachus, Baker, Baldwin, Barrett (SC), Barrow, Bartlett (MD), Barton (TX), Bass, Bean, Beauprez, Becerra, Biggert, Bilirakis, Bishop (GA), Bishop (NY), Bishop (UT), Blackburn, Blunt, Boehner, Bonilla, Bonner, Bono, Boozman, Boren, Boswell, Boucher, Boustany, Boyd, Bradley (NH), Brady (PA), Brady (TX), Brown (OH), Brown (SC), Brown-Waite, Ginny, Burgess, Burton (IN), Butterfield, Calvert, Camp (MI), Campbell (CA), Cannon, Cantor, Capito, Cardin, Carnahan, Carter, Castle, Chabot, Chandler, Chocola, Clyburn, Coble, Cole (OK), Conaway, Cooper, Costello, Cramer, Crenshaw, Cubin, Cuellar, Culberson, Cummings, Davis (AL), Davis (CA), Davis (FL), Davis (KY), Davis (TN), Davis, Jo Ann, Davis, Tom, Deal (GA), DeFazio, DeLauro, Dent, Diaz-Balart, L., Diaz-Balart, M., Dicks, Doolittle, Doyle, Drake, Dreier, Duncan, Edwards, Ehlers, Emanuel, Emerson, English (PA), Eshoo, Etheridge, Everett, Farr, Fattah, Ferguson, Fitzpatrick (PA), Flake, Foley, Forbes, Fossella, Foxx, Franks (AZ), Frelinghuysen, Gallegly, Garrett (NJ), Gerlach, Gibbons, Gilchrest, Gillmor, Gingrey, Gohmert, Gonzalez, Goode, Goodlatte, Gordon, Granger, Graves, Green (WI), Green, Al, Green, Gene, Gutierrez, Gutknecht, Hall, Harman, Harris, Hart, Hastings (WA), Hayes, Hayworth, Hefley, Hensarling, Herger, Herseth, Higgins, Hinojosa, Hobson, Hoekstra, Holden, Holt, Hooley, Hostettler, Hoyer, Hulshof, Hunter, Inglis (SC), Inslee, Issa, Jackson (IL), Jenkins, Jindal, Johnson (CT), Johnson (IL), Johnson, Sam, Jones (NC), Kanjorski, Kaptur, Keller, Kelly, Kennedy (MN), Kildee, Kilpatrick (MI), Kind, King (IA), King (NY), Kingston, Kirk, Kline, Kolbe, Kucinich, Kuhl (NY), LaHood, Langevin, Larson (CT), Latham, LaTourette, Leach, Levin, Lewis (CA), Lewis (KY), Linder, LoBiondo, Lofgren, Zoe, Lucas, Lungren, Daniel E., Manzullo, Marchant, Marshall, Matheson, Matsui, McCarthy, McCaul (TX), McCollum (MN), McCotter, McCrery, McGovern, McHenry, McHugh, McIntyre, McKeon, McKinney, McMorris, Meehan, Meek (FL), Meeks (NY), Melancon, Mica, Michaud, Millender-McDonald, Miller (FL), Miller (MI), Miller, Gary, Mollohan, Moore (KS), Moore (WI), Moran (KS), Murphy, Murtha, Musgrave, Myrick, Neugebauer, Ney, Northup, Norwood, Nunes, Nussle, Oberstar, Ortiz, Osborne, Pallone, Paul, Payne, Pearce, Pence, Peterson (MN), Peterson (PA), Petri, Pickering, Pitts, Platts, Poe, Pomeroy, Porter, Price (GA), Price (NC), Pryce (OH), Putnam, Radanovich, Rahall, Ramstad, Rangel, Regula, Rehberg, Reichert, Renzi, Reyes, Reynolds, Rogers (AL), Rogers (KY), Rogers (MI), Rohrabacher, Ros-Lehtinen, Ross, Rothman, Roybal-Allard, Royce, Ruppersberger, Ryan (OH), Ryan (WI), Ryun (KS), Salazar, Sanders, Schiff, Schmidt, Schwartz (PA), Schwarz (MI), Scott (GA), Scott (VA), Sensenbrenner, Serrano, Sessions, Shadegg, Shaw, Shays, Sherman, Sherwood, Shimkus, Shuster, Simmons, Skelton, Smith (NJ), Smith (WA), Snyder, Sodrel, Spratt, Stark, Stearns, Strickland, Sullivan, Sweeney, Tancredo, Tanner, Tauscher, Taylor (NC), Terry, Thomas, Thompson (CA), Thompson (MS), Thornberry, Tiahrt, Tiberi, Tierney, Turner, Udall (CO), Udall (NM), Upton, Van Hollen, Visclosky, Walden (OR), Walsh, Wamp, Watt, Weiner, Weldon (PA), Weller, Westmoreland, Wexler, Wicker, Wilson (NM), Wilson (SC), Wolf, Wu, Young (AK), Young (FL)

ANSWERED "PRESENT"—1

Lipinski

NOT VOTING—27

Buyer, Cardoza, Davis (IL), DeLay, Evans, Feeney, Ford, Fortenberry, Hinchey, Hyde, Istook, Jefferson, Kennedy (RI), Knollenberg, Mack, Moran (VA), Oxley, Pombo, Sanchez, Loretta, Saxton, Simpson, Smith (TX), Souder, Weldon (FL), Whitfield, Woolsey, Wynn

So the motion to adjourn was not agreed to.

After further debate,

Mr. COLE of Oklahoma moved the previous question on the resolution to its adoption or rejection.

The question being put, viva voce,

Will the House now order the previous question?

The SPEAKER pro tempore, Mr. LATOURETTE, announced that the yeas had it.

Ms. SLAUGHTER objected to the vote on the ground that a quorum was not present and not voting.

A quorum not being present,

The roll was called under clause 6, rule XX, and the call was taken by electronic device.

When there appeared { Yeas ..... 223; Nays ..... 192 }

¶37.9 [Roll No. 139]

YEAS—223

Aderholt, Akin, Alexander, Bachus, Baker, Barrett (SC), Bartlett (MD), Barton (TX), Bass, Beauprez, Biggert, Bilirakis, Bishop (UT), Blackburn, Blunt, Boehlert, Boehner, Bonilla, Bonner, Bono, Boozman, Boustany, Bradley (NH), Brady (TX), Brown (SC), Brown-Waite, Ginny, Burgess, Burton (IN), Buyer, Calvert, Camp (MI), Campbell (CA), Cantor, Capito, Castle, Chabot, Chocola, Coble, Cole (OK), Conaway, Crenshaw, Cubin, Culberson, Davis (KY), Davis, Jo Ann, Davis, Tom, Deal (GA), DeLay, Dent, Diaz-Balart, L., Diaz-Balart, M., Doolittle, Drake, Dreier, Duncan, Ehlers, Emerson, English (PA), Everett, Feeney, Ferguson, Fitzpatrick (PA), Flake, Foley, Forbes, Fortenberry, Fossella, Foxx, Franks (AZ), Frelinghuysen, Gallegly, Garrett (NJ), Gerlach, Gibbons, Gilchrest, Gillmor, Gingrey, Gohmert, Goode, Goodlatte, Granger, Graves, Green (WI), Gutknecht, Hall, Harris, Hart, Hastings (WA), Hayes, Hayworth, Hefley, Hensarling, Herger, Hobson, Hoekstra, Hostettler, Hulshof, Hunter, Hyde, Inglis (SC), Issa, Istook, Jenkins, Jindal, Johnson (CT), Johnson (IL), Johnson, Sam, Jones (NC), Keller, Kelly, Kennedy (MN), King (IA), King (NY), Kingston, Kirk, Kline, Knollenberg, Kolbe, Kuhl (NY)

LaHood
Latham
LaTourette
Leach
Lewis (CA)
Lewis (KY)
Linder
LoBiondo
Lucas
Lungren, Daniel E.
Mack
Manzullo
Marchant
McCaul (TX)
McCotter
McCrery
McHenry
McHugh
McKeon
McMorris
Mica
Miller (FL)
Miller (MI)
Miller, Gary
Moran (KS)
Murphy
Musgrave
Myrick
Neugebauer
Ney
Northup
Norwood
Nunes
Nussle
Osborne
Otter
Oxley
Paul
Pearce
Pence
Petri
Pickering
Pitts
Platts
Pombo
Porter
Price (GA)
Pryce (OH)
Putnam
Radanovich
Ramstad
Regula
Rehberg
Reichert
Renzi
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Ros-Lehtinen
Royce
Ryan (WI)
Ryun (KS)
Saxton
Schmidt
Schwarz (MI)
Sensenbrenner
Sessions
Shadegg
Shaw
Shays
Sherwood
Shimkus
Shuster
Simmons
Simpson
Smith (NJ)
Sodrel
Souder
Stearns
Sullivan
Sweeney
Tancredo
Taylor (NC)
Terry
Thomas
Thornberry
Tiahrt
Tiberi
Turner
Upton
Walden (OR)
Walsh
Wamp
Weldon (FL)
Weldon (PA)
Weller
Whitfield
Wicker
Wilson (NM)
Wolf
Young (AK)
Young (FL)

NAYS—192

Ackerman
Allen
Andrews
Baca
Baird
Baldwin
Barrow
Bean
Becerra
Berkley
Berman
Berry
Bishop (GA)
Bishop (NY)
Blumenauer
Boren
Boswell
Boucher
Boyd
Brady (PA)
Brown (OH)
Brown, Corrine
Butterfield
Capps
Capuano
Cardin
Carnahan
Carson
Case
Chandler
Clay
Cleaver
Clyburn
Conyers
Cooper
Costa
Costello
Cramer
Crowley
Cuellar
Cummings
Davis (AL)
Davis (CA)
Davis (FL)
Davis (IL)
Davis (TN)
DeFazio
DeGette
Delahunt
DeLauro
Dicks
Dingell
Doggett
Doyle
Edwards
Emanuel
Engel
Eshoo
Etheridge
Farr
Filner
Frank (MA)
Gonzalez
Gordon
Green, Al
Green, Gene
Grijalva
Gutierrez
Harman
Hastings (FL)
Herseth
Higgins
Hinchey
Hinojosa
Holden
Holt
Honda
Hooley
Hoyer
Inslee
Israel
Jackson (IL)
Jackson-Lee (TX)
Johnson, E. B.
Jones (OH)
Kanjorski
Kaptur
Kildee
Kilpatrick (MI)
Kind
Kucinich
Langevin
Lantos
Larsen (WA)
Larson (CT)
Lee
Levin
Lewis (GA)
Lipinski
Lofgren, Zoe
Lowey
Lynch
Maloney
Markey
Marshall
Matheson
Matsui
McCarthy
McCollum (MN)
McDermott
McGovern
McIntyre
McKinney
McNulty
Meehan
Meek (FL)
Meeks (NY)
Melancon
Michaud
Millender-McDonald
Miller (NC)
Miller, George
Mollohan
Moore (KS)
Moran (VA)
Murtha
Nadler
Napolitano
Neal (MA)
Oberstar
Obey
Olver
Ortiz
Owens
Pallone
Pascrell
Pastor
Payne
Pelosi
Peterson (MN)
Pomeroy
Price (NC)
Rahall
Rangel
Reyes
Ross
Rothman
Roybal-Allard
Ruppersberger
Rush
Ryan (OH)
Sabo
Salazar
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Schakowsky
Schiff
Schwartz (PA)
Scott (GA)
Scott (VA)
Serrano
Sherman
Skelton
Slaughter
Smith (WA)
Snyder
Solis
Spratt
Stark
Strickland
Stupak
Tanner
Taylor (MS)
Thompson (CA)
Thompson (MS)
Tierney
Towns
Udall (CO)
Udall (NM)
Van Hollen
Velázquez
Visclosky
Wasserman Schultz
Waters
Watson
Watt
Waxman
Weiner
Wexler
Woolsey
Wynn

NOT VOTING—17

Abercrombie
Cannon
Cardoza
Carter
Evans
Fattah
Ford
Jefferson
Kennedy (RI)
Moore (WI)
Peterson (PA)
Poe
Smith (TX)
Tauscher
Westmoreland
Wilson (SC)
Wu

So the previous question on the resolution was ordered.

The question being put, viva voce,

Will the House agree to said resolution?

The SPEAKER pro tempore, Mr. LATOURETTE, announced that the yeas had it.

Ms. SLAUGHTER demanded a recorded vote on agreeing to said resolution, which demand was supported by one-fifth of a quorum, so a recorded vote was ordered.

The vote was taken by electronic device.

It was decided in the affirmative ..... { Yeas ..... 226 / Nays 195

¶37.10 [Roll No. 140]

AYES—226

Aderholt
Akin
Alexander
Bachus
Baker
Barrett (SC)
Bartlett (MD)
Barton (TX)
Bass
Beauprez
Biggert
Bilirakis
Bishop (UT)
Blackburn
Blunt
Boehlert
Boehner
Bonilla
Bonner
Bono
Boozman
Boustany
Bradley (NH)
Brady (TX)
Brown (SC)
Brown-Waite, Ginny
Burgess
Burton (IN)
Buyer
Calvert
Camp (MI)
Campbell (CA)
Cannon
Cantor
Capito
Castle
Chabot
Chocola
Coble
Cole (OK)
Conaway
Crenshaw
Cubin
Culberson
Davis (KY)
Davis, Jo Ann
Davis, Tom
Deal (GA)
DeLay
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Doolittle
Drake
Dreier
Duncan
Ehlers
Emerson
English (PA)
Everett
Feeney
Ferguson
Fitzpatrick (PA)
Flake
Foley
Forbes
Fortenberry
Fossella
Foxx
Franks (AZ)
Gallegly
Garrett (NJ)
Gerlach
Gibbons
Gilchrest
Gillmor
Gingrey
Gohmert
Goode
Goodlatte
Granger
Graves
Green (WI)
Gutknecht
Hall
Harris
Hart
Hastings (WA)
Hayes
Hayworth
Hefley
Hensarling
Herger
Hobson
Hoekstra
Hostettler
Hulshof
Hunter
Hyde
Inglis (SC)
Issa
Istook
Jenkins
Jindal
Johnson (CT)
Johnson (IL)
Johnson, Sam
Jones (NC)
Keller
Kelly
Kennedy (MN)
King (IA)
King (NY)
Kingston
Kirk
Kline
Knollenberg
Kolbe
Kuhl (NY)
LaHood
Latham
LaTourette
Leach
Lewis (CA)
Lewis (KY)
Linder
LoBiondo
Lucas
Lungren, Daniel E.
Mack
Manzullo
Marchant
McCaul (TX)
McCotter
McCrery
McHenry
McHugh
McKeon
McMorris
Mica
Miller (FL)
Miller (MI)
Miller, Gary
Moran (KS)
Murphy
Musgrave
Myrick
Neugebauer
Ney
Northup
Norwood
Nunes
Nussle
Osborne
Otter
Oxley
Paul
Pearce
Pence
Petri
Pickering
Pitts
Platts
Poe
Pombo
Porter
Price (GA)
Pryce (OH)
Putnam
Radanovich
Ramstad
Regula
Rehberg
Reichert
Renzi
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Ros-Lehtinen
Royce
Ryan (WI)
Ryun (KS)
Saxton
Schmidt
Schwarz (MI)
Sensenbrenner
Sessions
Shadegg
Shaw
Shays
Sherwood
Shimkus
Shuster
Simmons
Simpson
Smith (NJ)
Sodrel
Souder
Stearns
Sullivan
Sweeney
Tancredo
Taylor (NC)
Terry
Thomas
Thornberry
Tiahrt
Tiberi
Turner
Upton
Walden (OR)
Walsh
Wamp
Weldon (FL)
Weldon (PA)
Weller
Westmoreland
Whitfield
Wicker
Wilson (NM)
Wilson (SC)
Wolf
Young (AK)
Young (FL)

NOES—195

Ackerman
Allen
Andrews
Baca
Baird
Baldwin
Barrow
Bean
Becerra
Berkley
Berman
Berry
Bishop (GA)
Bishop (NY)
Blumenauer
Boren
Boswell
Boucher
Boyd
Brady (PA)
Brown (OH)
Brown, Corrine
Butterfield
Capps
Capuano
Cardin
Carnahan
Carson
Case
Chandler
Clay
Cleaver
Clyburn
Conyers
Cooper
Costa
Costello
Cramer
Crowley
Cuellar
Cummings
Davis (AL)
Davis (CA)
Davis (FL)
Davis (IL)
Davis (TN)
DeFazio
DeGette
Delahunt
DeLauro
Dicks
Dingell
Doggett
Doyle
Edwards
Emanuel
Engel
Eshoo
Etheridge
Farr
Fattah
Filner
Frank (MA)
Gonzalez
Gordon
Green, Al
Green, Gene
Grijalva
Gutierrez
Harman
Hastings (FL)
Herseth
Higgins
Hinchey
Hinojosa
Holden
Holt
Honda
Hooley
Hoyer
Inslee
Israel
Jackson (IL)
Jackson-Lee (TX)
Johnson, E. B.
Jones (OH)
Kanjorski
Kaptur
Kildee
Kilpatrick (MI)
Kind
Kucinich
Langevin
Lantos
Larsen (WA)
Larson (CT)
Lee
Levin
Lewis (GA)
Lipinski
Lofgren, Zoe
Lowey
Lynch
Maloney
Markey
Marshall
Matheson
Matsui
McCarthy
McCollum (MN)
McDermott
McGovern
McIntyre
McKinney
McNulty
Meehan
Meek (FL)
Meeks (NY)
Melancon
Michaud
Millender-McDonald
Miller (NC)
Miller, George
Mollohan
Moore (KS)
Moore (WI)
Moran (VA)
Murtha
Nadler
Napolitano
Neal (MA)
Oberstar
Obey
Olver
Ortiz
Owens
Pallone
Pascrell
Pastor
Payne
Pelosi
Peterson (MN)
Pomeroy
Price (NC)
Rahall
Rangel
Reyes
Ross
Rothman
Roybal-Allard
Ruppersberger
Rush
Ryan (OH)
Sabo
Salazar
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Schakowsky
Schiff
Schwartz (PA)
Scott (GA)
Scott (VA)
Serrano
Sherman
Skelton
Slaughter
Smith (WA)
Snyder
Solis
Spratt
Stark
Strickland
Stupak
Tanner
Tauscher
Taylor (MS)
Thompson (CA)
Thompson (MS)
Tierney
Towns
Udall (CO)
Udall (NM)
Van Hollen
Velázquez
Visclosky
Wasserman Schultz
Waters
Watson
Watt
Waxman
Weiner
Wexler
Woolsey
Wynn

NOT VOTING—11

Abercrombie
Cardoza
Carter
Evans
Ford
Frelinghuysen
Jefferson
Kennedy (RI)
Peterson (PA)
Smith (TX)
Wu

So the resolution was agreed to.

A motion to reconsider the vote whereby said resolution was agreed to was, by unanimous consent, laid on the table.

¶37.11 ORDER OF BUSINESS—FURTHER CONSIDERATION OF H.R. 5122

On motion of Mr. HUNTER, by unanimous consent,

Ordered, That, pursuant to section 4 of House Resolution 811, and as the designee of the Chairman of the Committee on Armed Services, during further consideration of the bill (H.R. 5122) to authorize appropriations for fiscal year 2007 for military activities of the Department of Defense, to prescribe military personnel strengths for fiscal year 2007, and for other purposes, in the Committee of the Whole House on the state of the Union, and following consideration of en bloc packages numbered 1 and numbered 2, the following amendments be considered in the following order: amendment numbered 8, printed in House Report 109-461; amendment numbered 15, printed in House Report 109-461; amendment numbered 16, printed in House Report 109-461; amendment numbered 6, printed in House Report 109-461; amendment numbered 7, printed in House Report 109-461; amendment numbered 9, printed in House Report 109-461; amendment numbered 13, printed in House Report 109-461; amendment numbered 10, printed in House Report 109-461; amendment numbered 22, printed in House Report 109-461; amendment numbered 18, printed in House Report 109-461; amendment numbered 11, printed in House Report 109-461; amendment numbered 12, printed in House Report 109-461; amendment numbered 14, printed in House Report 109-461; amendment numbered 23, printed in House Report 109-461; and amendment numbered 21, printed in House Report 109-461.

¶37.12 DEFENSE AUTHORIZATION FY 2007

The SPEAKER pro tempore, Mr. KUHL of New York, pursuant to House Resolution 811 and rule XVIII, declared the House resolved into the Committee of the Whole House on the state of the Union for the further consideration of the bill (H.R. 5122) to authorize appropriations for fiscal year 2007 for military activities of the Department of Defense, to prescribe military personnel strengths for fiscal year 2007, and for other purposes.

Mr. LATOURETTE, Acting Chairman, assumed the chair; and after some time spent therein,

¶37.13 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment numbered 8, printed in House Report 109-461, submitted by Mr. GOODE:

At the end of subtitle C of title X (page ____, after line ____), add the following new section:

SEC. 1026. ASSIGNMENT OF MEMBERS OF THE ARMED FORCES TO ASSIST BUREAU OF CUSTOMS AND BORDER PROTECTION AND UNITED STATES IMMIGRATION AND CUSTOMS ENFORCEMENT.

(a) ASSIGNMENT AUTHORITY OF SECRETARY OF DEFENSE.—Chapter 18 of title 10, United States Code, is amended by inserting after section 374 the following new section:

"§ 374a. Assignment of members to assist border patrol and control

''(a) ASSIGNMENT AUTHORIZED.—Upon submission of a request consistent with subsection (b), the Secretary of Defense may assign members of the Army, Navy, Air Force, and Marine Corps to assist the Bureau of Customs and Border Protection and the United States Immigration and Customs Enforcement of the Department of Homeland Security—

''(1) in preventing the entry of terrorists, drug traffickers, and illegal aliens into the United States; and

''(2) in the inspection of cargo, vehicles, and aircraft at points of entry into the United States to prevent the entry of weapons of mass destruction, components of weapons of mass destruction, prohibited narcotics or drugs, or other terrorist or drug trafficking items.

''(b) REQUEST FOR ASSIGNMENT.—The assignment of members under subsection (a) may occur only if—

''(1) the assignment is at the request of the Secretary of Homeland Security; and

''(2) the request is accompanied by a certification by the Secretary of Homeland Security that the assignment of members pursuant to the request is necessary to respond to a threat to national security posed by the entry into the United States of terrorists, drug traffickers, or illegal aliens.

''(c) TRAINING PROGRAM REQUIRED.—The Secretary of Homeland Security and the Secretary of Defense, shall establish a training program to ensure that members receive general instruction regarding issues affecting law enforcement in the border areas in which the members may perform duties under an assignment under subsection (a). A member may not be deployed at a border location pursuant to an assignment under subsection (a) until the member has successfully completed the training program.

''(d) CONDITIONS OF USE.—(1) Whenever a member who is assigned under subsection (a) to assist the Bureau of Customs and Border Protection or the United States Immigration and Customs Enforcement is performing duties pursuant to the assignment, a civilian law enforcement officer from the agency concerned shall accompany the member.

''(2) Nothing in this section shall be construed to—

''(A) authorize a member assigned under subsection (a) to conduct a search, seizure, or other similar law enforcement activity or to make an arrest; and

''(B) supersede section 1385 of title 18 (popularly known as the 'Posse Comitatus Act').

''(e) ESTABLISHMENT OF ONGOING JOINT TASK FORCES.—(1) The Secretary of Homeland Security may establish ongoing joint task forces if the Secretary of Homeland Security determines that the joint task force, and the assignment of members to the joint task force, is necessary to respond to a threat to national security posed by the entry into the United States of terrorists, drug traffickers, or illegal aliens.

''(2) If established, the joint task force shall fully comply with the standards as set forth in this section.

''(f) NOTIFICATION REQUIREMENTS.—The Secretary of Homeland Security shall provide to the Governor of the State in which members are to be deployed pursuant to an assignment under subsection (a) and to local governments in the deployment area notification of the deployment of the members to assist the Department of Homeland Security under this section and the types of tasks to be performed by the members.

''(g) REIMBURSEMENT REQUIREMENT.—Section 377 of this title shall apply in the case of members assigned under subsection (a).''.

(b) COMMENCEMENT OF TRAINING PROGRAM.—The training program required by subsection (c) of section 374a of title 10, United States Code, shall be established as soon as practicable after the date of the enactment of this Act.

(c) CLERICAL AMENDMENT.—The table of sections at the beginning of such chapter is amended by inserting after the item relating to section 374 the following new item:

''374a. Assignment of members to assist border patrol and control''.

It was decided in the affirmative ..... { Yeas ..... 252 / Nays 171

¶37.14 [Roll No. 141]

AYES—252

Aderholt
Akin
Alexander
Bachus
Baker
Barrett (SC)
Barrow
Bartlett (MD)
Barton (TX)
Bass
Beauprez
Biggert
Bilirakis
Bishop (GA)
Bishop (NY)
Bishop (UT)
Blackburn
Blunt
Boehlert
Boehner
Bonilla
Bonner
Bono
Boozman
Boren
Boswell
Boucher
Boustany
Boyd
Bradley (NH)
Brady (TX)
Brown (SC)
Brown-Waite, Ginny
Burgess
Burton (IN)
Buyer
Calvert
Camp (MI)
Campbell (CA)
Cannon
Cantor
Capito
Carter
Case
Castle
Chabot
Chandler
Chocola
Coble
Cole (OK)
Conaway
Cooper
Costello
Cramer
Crenshaw
Cubin
Culberson
Davis (AL)
Davis (KY)
Davis (TN)
Davis, Jo Ann
Davis, Tom
Deal (GA)
DeFazio
DeLay
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Doolittle
Drake
Dreier
Duncan
Emerson
English (PA)
Etheridge
Everett
Feeney
Ferguson
Fitzpatrick (PA)
Foley
Forbes
Fortenberry
Fossella
Foxx
Franks (AZ)
Frelinghuysen
Gallegly
Gerlach
Gibbons
Gilchrest
Gillmor
Gingrey
Gohmert
Goode
Goodlatte
Gordon
Granger
Graves
Green (WI)
Gutknecht
Hall
Harris
Hart
Hayes
Hayworth
Hefley
Hensarling
Herger
Hobson
Hoekstra
Hooley
Hostettler
Hulshof
Hunter
Hyde
Inglis (SC)
Issa
Istook
Jenkins
Jindal
Johnson (CT)
Johnson, Sam
Jones (NC)
Keller
Kelly
Kennedy (MN)
Kind
King (IA)
King (NY)
Kingston
Kirk
Knollenberg
Kuhl (NY)
LaHood
Latham
LaTourette
Leach
Lewis (KY)
Lipinski
LoBiondo
Lucas
Lungren, Daniel E.
Mack
Manzullo
Marchant
Marshall
Matheson
McCarthy
McCaul (TX)
McCotter
McCrery
McHenry
McHugh
McIntyre
McKeon
McMorris
Melancon
Mica
Miller (FL)
Miller (MI)
Miller, Gary
Moore (KS)
Moran (KS)
Moran (VA)
Murphy
Musgrave
Myrick
Neugebauer
Ney
Northup
Norwood
Nunes
Nussle
Osborne
Otter
Oxley
Pearce
Pence
Peterson (MN)
Peterson (PA)
Petri
Pickering
Pitts
Platts
Poe
Pombo
Pomeroy
Porter
Price (GA)
Pryce (OH)
Radanovich
Rahall
Ramstad
Regula
Rehberg
Renzi
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Ros-Lehtinen
Royce
Ruppersberger
Ryan (OH)
Ryan (WI)
Ryun (KS)
Saxton
Schmidt
Schwarz (MI)
Scott (GA)
Sensenbrenner
Sessions
Shadegg
Shaw
Shays
Sherwood
Shimkus
Shuster
Simmons
Simpson
Smith (NJ)
Sodrel
Souder
Spratt
Stearns
Sullivan
Sweeney
Tancredo
Tanner
Taylor (MS)
Taylor (NC)
Terry
Thomas
Tiahrt
Tiberi
Turner
Udall (CO)
Upton
Walden (OR)
Wamp

Weiner
Weldon (FL)
Weldon (PA)
Weller
Westmoreland
Whitfield
Wicker
Wilson (SC)
Wolf
Young (AK)
Young (FL)

NOES—171

Abercrombie
Ackerman
Allen
Andrews
Baca
Baird
Baldwin
Bean
Becerra
Berkley
Berman
Berry
Blumenauer
Brady (PA)
Brown (OH)
Brown, Corrine
Butterfield
Capps
Capuano
Cardin
Carnahan
Carson
Clay
Cleaver
Clyburn
Conyers
Costa
Crowley
Cuellar
Cummings
Davis (CA)
Davis (FL)
Davis (IL)
DeGette
Delahunt
DeLauro
Dicks
Dingell
Doggett
Doyle
Edwards
Ehlers
Emanuel
Engel
Eshoo
Farr
Fattah
Filner
Flake
Frank (MA)
Gonzalez
Green, Al
Green, Gene
Grijalva
Gutierrez
Harman
Hastings (FL)
Hastings (WA)
Herseth
Higgins
Hinchey
Hinojosa
Holden
Holt
Honda
Hoyer
Inslee
Israel
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Johnson, E. B.
Jones (OH)
Kanjorski
Kaptur
Kildee
Kilpatrick (MI)
Kline
Kolbe
Kucinich
Langevin
Lantos
Larsen (WA)
Larson (CT)
Lee
Levin
Lewis (CA)
Lewis (GA)
Linder
Lofgren, Zoe
Lowey
Lynch
Maloney
Markey
Matsui
McCollum (MN)
McDermott
McGovern
McKinney
McNulty
Meehan
Meek (FL)
Meeks (NY)
Michaud
Millender-McDonald
Miller (NC)
Miller, George
Mollohan
Moore (WI)
Murtha
Nadler
Napolitano
Neal (MA)
Oberstar
Obey
Olver
Ortiz
Pallone
Pascrell
Pastor
Paul
Payne
Pelosi
Price (NC)
Putnam
Rangel
Reyes
Ross
Rothman
Roybal-Allard
Rush
Sabo
Salazar
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Schakowsky
Schiff
Schwartz (PA)
Scott (VA)
Serrano
Sherman
Skelton
Slaughter
Smith (WA)
Snyder
Solis
Stark
Strickland
Stupak
Tauscher
Thompson (CA)
Thompson (MS)
Thornberry
Tierney
Towns
Udall (NM)
Van Hollen
Velázquez
Visclosky
Walsh
Wasserman Schultz
Waters
Watson
Watt
Waxman
Wexler
Wilson (NM)
Woolsey
Wu
Wynn

NOT VOTING—9

Cardoza
Evans
Ford
Garrett (NJ)
Johnson (IL)
Kennedy (RI)
Owens
Reichert
Smith (TX)

So the amendment was agreed to.

¶37.15 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment numbered 22, printed in House Report 109-461, submitted by Mr. TIERNEY:

At the end of subtitle C of title II (page 50, after line 23), insert the following new section:

SEC. 223. RESTRUCTURING OF MISSILE DEFENSE PROGRAMS.

(a) DEPLOYMENT LIMITATIONS.—The Secretary of Defense may not deploy—

(1) any Ground-Based Midcourse Defense systems beyond the authorized systems at Fort Greeley, Alaska, and Vandenberg Air Force Base, California; or

(2) any space-based interceptors.

(b) BOOST-PHASE DEFENSES.—No funds available to the Department of Defense may be obligated for deployment of any boost-phase defense system.

(c) FUNDING REDUCTION AND PROGRAM TERMINATIONS.—The amount provided in section 201(4) for research, development, test, and evaluation for the Defense Agencies is reduced by $4,747,000,000, to be derived from amounts for the Missile Defense Agency as follows:

(1) $595,000,000 from termination of the Airborne Laser program.

(2) $500,000,000 from termination of additional AEGIS Ballistic Missile Defense activities.

(3) $286,000,000 from termination of the Kinetic Energy Interceptor program.

(4) $360,000,000 from termination of the Space Surveillance and Tracking System.

(5) $56,000,000 from termination of the European Site.

(6) $2,500,000,000 from termination of Additional Ground-Based Midcourse Deployment.

(7) $450,000,000 from reduction of programs designated as Other MDA RDT&E Activities.

It was decided in the negative { Yeas ..... 124 / Nays ..... 301 }

¶37.16 [Roll No. 142]

AYES—124

Abercrombie
Ackerman
Allen
Baird
Baldwin
Becerra
Berkley
Berman
Berry
Bishop (NY)
Blumenauer
Boswell
Boucher
Brown (OH)
Brown, Corrine
Capps
Cardin
Carson
Castle
Clay
Cleaver
Conyers
Costello
Crowley
Cummings
Davis (IL)
DeFazio
DeGette
Delahunt
DeLauro
Doggett
Doyle
Duncan
Ehlers
Engel
Farr
Fattah
Filner
Frank (MA)
Grijalva
Gutierrez
Hastings (FL)
Hinchey
Holt
Honda
Hooley
Inslee
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Johnson, E. B.
Jones (OH)
Kildee
Kilpatrick (MI)
Kind
Kucinich
Lantos
Leach
Lee
Lewis (GA)
Lofgren, Zoe
Lowey
Maloney
Markey
Matheson
Matsui
McCollum (MN)
McDermott
McGovern
McKinney
McNulty
Meehan
Michaud
Millender-McDonald
Miller (NC)
Miller, George
Moore (WI)
Moran (VA)
Nadler
Napolitano
Neal (MA)
Oberstar
Obey
Olver
Owens
Pallone
Pastor
Paul
Payne
Pelosi
Price (NC)
Rahall
Rangel
Roybal-Allard
Rush
Sabo
Sanders
Schakowsky
Schiff
Schwartz (PA)
Scott (VA)
Serrano
Shays
Sherman
Slaughter
Solis
Stark
Strickland
Tierney
Towns
Udall (NM)
Van Hollen
Velázquez
Visclosky
Wasserman Schultz
Waters
Watson
Watt
Waxman
Weiner
Wexler
Woolsey
Wu
Wynn

NOES—301

Aderholt
Akin
Alexander
Andrews
Baca
Bachus
Baker
Barrett (SC)
Barrow
Bartlett (MD)
Barton (TX)
Bass
Bean
Beauprez
Biggert
Bilirakis
Bishop (GA)
Bishop (UT)
Blackburn
Blunt
Boehlert
Boehner
Bonilla
Bonner
Bono
Boozman
Boren
Boustany
Boyd
Bradley (NH)
Brady (PA)
Brady (TX)
Brown (SC)
Brown-Waite, Ginny
Burgess
Burton (IN)
Butterfield
Buyer
Calvert
Camp (MI)
Campbell (CA)
Cannon
Cantor
Capito
Capuano
Carnahan
Carter
Case
Chabot
Chandler
Chocola
Clyburn
Coble
Cole (OK)
Conaway
Cooper
Costa
Cramer
Crenshaw
Cuellar
Culberson
Davis (AL)
Davis (CA)
Davis (FL)
Davis (KY)
Davis (TN)
Davis, Jo Ann
Davis, Tom
Deal (GA)
DeLay
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Dicks
Dingell
Doolittle
Drake
Dreier
Edwards
Emanuel
Emerson
English (PA)
Eshoo
Etheridge
Everett
Feeney
Ferguson
Fitzpatrick (PA)
Flake
Foley
Forbes
Fortenberry
Fossella
Foxx
Franks (AZ)
Frelinghuysen
Gallegly
Gerlach
Gibbons
Gilchrest
Gillmor
Gingrey
Gohmert
Gonzalez
Goode
Goodlatte
Gordon
Granger
Graves
Green (WI)
Green, Al
Green, Gene
Gutknecht
Hall
Harman
Harris
Hart
Hastings (WA)
Hayes
Hayworth
Hefley
Hensarling
Herger
Herseth
Higgins
Hinojosa
Hobson
Hoekstra
Holden
Hostettler
Hoyer
Hulshof
Hunter
Hyde
Inglis (SC)
Israel
Issa
Istook
Jenkins
Jindal
Johnson (CT)
Johnson (IL)
Johnson, Sam
Jones (NC)
Kanjorski
Kaptur
Keller
Kelly
Kennedy (MN)
King (IA)
King (NY)
Kingston
Kirk
Kline
Knollenberg
Kolbe
Kuhl (NY)
LaHood
Langevin
Larsen (WA)
Larson (CT)
Latham
LaTourette
Levin
Lewis (CA)
Lewis (KY)
Linder
Lipinski
LoBiondo
Lucas
Lungren, Daniel E.
Lynch
Mack
Manzullo
Marchant
Marshall
McCarthy
McCaul (TX)
McCotter
McCrery
McHenry
McHugh
McIntyre
McKeon
McMorris
Meek (FL)
Meeks (NY)
Melancon
Mica
Miller (FL)
Miller (MI)
Miller, Gary
Mollohan
Moore (KS)
Moran (KS)
Murphy
Murtha
Musgrave
Myrick
Neugebauer
Ney
Northup
Norwood
Nunes
Nussle
Ortiz
Osborne
Otter
Oxley
Pascrell
Pearce
Pence
Peterson (MN)
Peterson (PA)
Petri
Pickering
Pitts
Platts
Poe
Pombo
Pomeroy
Porter
Price (GA)
Pryce (OH)
Putnam
Radanovich
Ramstad
Regula
Rehberg
Reichert
Renzi
Reyes
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Ros-Lehtinen
Ross
Rothman
Royce
Ruppersberger
Ryan (OH)
Ryan (WI)
Ryun (KS)
Salazar
Sánchez, Linda T.
Sanchez, Loretta
Saxton
Schmidt
Schwarz (MI)
Scott (GA)
Sensenbrenner
Sessions
Shadegg
Shaw
Sherwood
Shimkus
Shuster
Simmons
Simpson
Skelton
Smith (NJ)
Smith (WA)
Snyder
Sodrel
Souder
Spratt
Stearns
Stupak
Sullivan
Sweeney
Tancredo
Tanner
Tauscher
Taylor (MS)
Taylor (NC)
Terry
Thomas
Thompson (CA)
Thompson (MS)
Thornberry
Tiahrt
Tiberi
Turner
Udall (CO)
Upton
Walden (OR)
Walsh
Wamp
Weldon (FL)
Weldon (PA)
Weller
Westmoreland
Whitfield
Wicker
Wilson (NM)
Wilson (SC)
Wolf
Young (AK)
Young (FL)

NOT VOTING—7

Cardoza
Cubin
Evans
Ford
Garrett (NJ)
Kennedy (RI)
Smith (TX)

So the amendment was not agreed to.

¶37.17 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment numbered 4, printed in House Report 109-461, submitted by Ms. JACKSON-LEE of Texas:

Page 117, after line 6, add the following new subparagraph (B) (and redesignate existing subparagraphs (B) and (C) accordingly):

''(B) the frequency of assignments during service career;''.

It was decided in the affirmative ..... { Yeas ..... 415 / Nays 9

¶37.18 [Roll No. 143]

AYES—415

Abercrombie
Ackerman
Aderholt
Akin
Alexander
Allen
Andrews
Baca
Bachus
Baird
Baker
Baldwin
Barrett (SC)
Barrow
Bartlett (MD)
Barton (TX)
Bass
Bean
Beauprez
Becerra
Berkley
Berman
Berry
Biggert
Bilirakis
Bishop (GA)
Bishop (NY)
Bishop (UT)
Blackburn
Blumenauer
Blunt
Boehlert
Boehner
Bonner
Bono
Boozman
Boren
Boswell
Boucher
Boustany
Boyd
Bradley (NH)
Brady (PA)
Brady (TX)
Brown (OH)
Brown (SC)
Brown, Corrine
Brown-Waite, Ginny
Burgess
Burton (IN)
Butterfield
Calvert
Camp (MI)
Campbell (CA)
Cantor
Capito
Capps
Capuano
Cardin
Carnahan
Carson
Carter
Case
Castle
Chabot
Chandler
Chocola
Clay
Cleaver
Clyburn
Coble
Cole (OK)
Conaway
Conyers
Cooper
Costa
Costello
Cramer
Crenshaw
Crowley
Cubin
Cuellar
Culberson
Cummings
Davis (AL)
Davis (CA)
Davis (FL)
Davis (IL)
Davis (KY)
Davis (TN)
Davis, Jo Ann
Davis, Tom
Deal (GA)
DeFazio
DeGette
Delahunt
DeLauro
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Dicks
Dingell
Doggett
Doolittle
Doyle
Drake
Dreier
Duncan
Edwards
Ehlers
Emanuel
Emerson
Engel
English (PA)
Eshoo
Etheridge
Everett
Farr
Fattah
Feeney
Ferguson
Filner
Fitzpatrick (PA)
Flake
Foley
Forbes
Fortenberry
Fossella
Foxx
Frank (MA)
Franks (AZ)
Frelinghuysen
Gallegly
Gerlach
Gibbons
Gilchrest
Gillmor
Gingrey
Gohmert
Gonzalez
Goode
Goodlatte
Gordon
Granger
Graves
Green (WI)
Green, Gene
Grijalva
Gutierrez
Gutknecht
Hall
Harman
Harris
Hart
Hastings (FL)
Hastings (WA)
Hayes
Hayworth
Hefley
Hensarling
Herger
Herseth
Higgins
Hinchey
Hinojosa
Hobson
Holden
Holt
Honda
Hooley
Hostettler
Hoyer
Hulshof
Hunter
Hyde
Inglis (SC)
Inslee
Israel
Issa
Istook
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Jenkins
Jindal
Johnson (CT)
Johnson (IL)
Johnson, E. B.
Jones (NC)
Jones (OH)
Kanjorski
Kaptur
Keller
Kelly
Kennedy (MN)
Kildee
Kilpatrick (MI)
Kind
King (IA)
King (NY)
Kingston
Kirk
Kline
Knollenberg
Kolbe
Kucinich
Kuhl (NY)
LaHood
Langevin
Lantos
Larsen (WA)
Larson (CT)
Latham
LaTourette
Leach
Lee
Levin
Lewis (CA)
Lewis (GA)
Lewis (KY)
Lipinski
LoBiondo
Lofgren, Zoe
Lowey
Lucas
Lungren, Daniel E.
Lynch
Mack
Maloney
Manzullo
Marchant
Markey
Marshall
Matheson
Matsui
McCarthy
McCaul (TX)
McCollum (MN)
McCotter
McCrery
McDermott
McGovern
McHenry
McHugh
McIntyre
McKeon
McKinney
McMorris
McNulty
Meehan
Meek (FL)
Meeks (NY)
Melancon
Mica
Michaud
Millender-McDonald
Miller (FL)
Miller (MI)
Miller (NC)
Miller, Gary
Miller, George
Mollohan
Moore (KS)
Moore (WI)
Moran (KS)
Moran (VA)
Murphy
Murtha
Musgrave
Myrick
Nadler
Napolitano
Neal (MA)
Neugebauer
Ney
Northup
Norwood
Nunes
Nussle
Oberstar
Obey
Olver
Ortiz
Osborne
Otter
Pallone
Pascrell
Pastor
Paul
Payne
Pelosi
Pence
Peterson (MN)
Peterson (PA)
Petri
Pickering
Pitts
Platts
Poe
Pombo
Pomeroy
Porter
Price (GA)
Price (NC)
Pryce (OH)
Putnam
Radanovich
Rahall
Ramstad
Rangel
Regula
Rehberg
Reichert
Renzi
Reyes
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Ros-Lehtinen
Ross
Rothman
Roybal-Allard
Royce
Ruppersberger
Rush
Ryan (OH)
Ryan (WI)
Ryun (KS)
Sabo
Salazar
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Saxton
Schakowsky
Schiff
Schmidt
Schwartz (PA)
Schwarz (MI)
Scott (GA)
Scott (VA)
Sensenbrenner
Serrano
Sessions
Shadegg
Shaw
Shays
Sherman
Sherwood
Shimkus
Shuster
Simmons
Simpson
Skelton
Slaughter
Smith (NJ)
Smith (WA)
Snyder
Sodrel
Solis
Souder
Spratt
Stark
Stearns
Strickland
Stupak
Sullivan
Sweeney
Tancredo
Tanner
Tauscher
Taylor (MS)
Taylor (NC)
Terry
Thomas
Thompson (CA)
Thompson (MS)
Thornberry
Tiahrt
Tiberi
Tierney
Towns
Turner
Udall (CO)
Udall (NM)
Upton
Van Hollen
Velázquez
Visclosky
Walden (OR)
Walsh
Wamp
Wasserman Schultz
Waters
Watson
Watt
Waxman
Weiner
Weldon (FL)
Weldon (PA)
Weller
Westmoreland
Wexler
Whitfield
Wicker
Wilson (NM)
Wilson (SC)
Wolf
Woolsey
Wu
Wynn
Young (AK)
Young (FL)

NOES—9

Bonilla
Buyer
Cannon
DeLay
Hoekstra
Johnson, Sam
Linder
Oxley
Pearce

NOT VOTING—8

Cardoza
Evans
Ford
Garrett (NJ)
Green, Al
Kennedy (RI)
Owens
Smith (TX)

So the amendment was agreed to.

After some further time,

The SPEAKER pro tempore, Mr. SIMPSON, assumed the Chair.

When Mr. LAHOOD, Acting Chairman, pursuant to House Resolution 811, reported the bill back to the House with an amendment adopted by the Committee.

The previous question having been ordered by said resolution.

The following amendment, reported from the Committee of the Whole House on the state of the Union, was agreed to:

Strike out all after the enacting clause and insert:

SECTION 1. SHORT TITLE.

This Act may be cited as the ''G. V. 'Sonny' Montgomery National Defense Authorization Act for Fiscal Year 2007''.

SEC. 2. ORGANIZATION OF ACT INTO DIVISIONS; TABLE OF CONTENTS.

(a) DIVISIONS.—This Act is organized into three divisions as follows:

(1) Division A—Department of Defense Authorizations.

(2) Division B—Military Construction Authorizations.

(3) Division C—Department of Energy National Security Authorizations and Other Authorizations.

(b) TABLE OF CONTENTS.—The table of contents for this Act is as follows:

Sec. 1. Short title.
Sec. 2. Organization of Act into divisions; table of contents.
Sec. 3. Congressional defense committees.

DIVISION A—DEPARTMENT OF DEFENSE AUTHORIZATIONS

TITLE I—PROCUREMENT

Subtitle A—Authorization of Appropriations

Sec. 101. Army.
Sec. 102. Navy and Marine Corps.
Sec. 103. Air Force.
Sec. 104. Defense-wide activities.

Subtitle B—Army Programs

Sec. 111. Multiyear procurement authority for Family of Medium Tactical Vehicles.
Sec. 112. Multiyear procurement authority for MH–60R helicopters and mission equipment.
Sec. 113. Funding profile for Modular Force Initiative of the Army.
Sec. 114. Bridge to Future Networks program.
Sec. 115. Funding for call for fire trainer/joint fires and effects trainer system.

Subtitle C—Navy Programs

Sec. 121. Attack submarine force structure.
Sec. 122. Adherence to Navy cost estimates for CVN–21 class of aircraft carriers.
Sec. 123. Adherence to Navy cost estimates for LHA Replacement amphibious assault ship program.
Sec. 124. Adherence to Navy cost estimates for San Antonio (LPD–17) class amphibious ship program.
Sec. 125. Multiyear procurement authority for V–22 tiltrotor aircraft program.
Sec. 126. Quality control in procurement of ship critical safety items and related services.
Sec. 127. DD(X) Next-Generation Destroyer program.
Sec. 128. Sense of Congress that the Navy make greater use of nuclear-powered propulsion systems in its future fleet of surface combatants.

Subtitle D—Air Force Programs

Sec. 131. Requirement for B–52 force structure.
Sec. 132. Strategic airlift force structure.
Sec. 133. Limitation on retirement of U–2 aircraft.
Sec. 134. Multiyear procurement authority for F–22A Raptor fighter aircraft.
Sec. 135. Limitation on retirement of KC–135E aircraft during fiscal year 2007.
Sec. 136. Limitation on retirement of F–117A aircraft during fiscal year 2007.
Sec. 137. Air Force program.

TITLE II—RESEARCH, DEVELOPMENT, TEST, AND EVALUATION

Subtitle A—Authorization of Appropriations

Sec. 201. Authorization of appropriations.
Sec. 202. Amount for defense science and technology.

Subtitle B—Program Requirements, Restrictions, and Limitations

Sec. 211. Alternate engine for Joint Strike Fighter.
Sec. 212. Extension of authority to award prizes for advanced technology achievements.
Sec. 213. Extension of Defense Acquisition Challenge Program.
Sec. 214. Future Combat Systems milestone review.
Sec. 215. Independent cost analyses for Joint Strike Fighter engine program.

Sec. 216. Dedicated amounts for implementing or evaluating DD(X) and CVN–21 proposals under Defense Acquisition Challenge Program.

Subtitle C—Ballistic Missile Defense

Sec. 221. Fielding of ballistic missile defense capabilities.
Sec. 222. Limitation on use of funds for space-based interceptor.
Sec. 223. High altitude air ship program.

Subtitle D—Other Matters

Sec. 231. Review of test and evaluation policies and practices to address emerging acquisition approaches.

TITLE III—OPERATION AND MAINTENANCE

Subtitle A—Authorization of Appropriations

Sec. 301. Operation and maintenance funding.
Sec. 302. Working capital funds.
Sec. 303. Other Department of Defense Programs.

Subtitle B—Environmental Provisions

Sec. 311. Revision of requirement for unexploded ordnance program manager.
Sec. 312. Identification and monitoring of military munitions disposal sites in ocean waters extending from United States coast to outer boundary of outer Continental Shelf.
Sec. 313. Reimbursement of Environmental Protection Agency for certain costs in connection with Moses Lake Wellfield Superfund Site, Moses Lake, Washington.
Sec. 314. Funding of cooperative agreements under environmental restoration program.
Sec. 315. Analysis and report regarding contamination and remediation responsibility for Norwalk Defense Fuel Supply Point, Norwalk, California.
Sec. 316. Report regarding scope of perchlorate contamination at formerly used defense sites.

Subtitle C—Workplace and Depot Issues

Sec. 321. Extension of exclusion of certain expenditures from percentage limitation on contracting for depot-level maintenance.
Sec. 322. Minimum capital investment for Air Force depots.
Sec. 323. Extension of temporary authority for contractor performance of security guard functions.
Sec. 324. Report on CH–47 helicopter reset.

Subtitle D—Reports

Sec. 331. Report on Nuclear Attack Submarine Depot Maintenance.
Sec. 332. Report on Navy Fleet Response Plan.
Sec. 333. Report on Navy surface ship rotational crew programs.
Sec. 334. Report on Army live-fire ranges in Hawaii.
Sec. 335. Comptroller General report on joint standards and protocols for access control systems at Department of Defense installations.
Sec. 336. Report on Personnel Security Investigations for Industry and National Industrial Security Program.

Subtitle E—Other Matters

Sec. 341. Department of Defense strategic policy on prepositioning of materiel and equipment.
Sec. 342. Authority to make Department of Defense horses available for adoption at end of useful working life.
Sec. 343. Sale and use of proceeds of recyclable munitions materials.
Sec. 344. Capital security cost sharing.
Sec. 345. Prioritization of funds within Navy mission operations, ship maintenance, combat support forces, and weapons system support.
Sec. 346. Prioritization of funds within Army reconstitution and transformation.

TITLE IV—MILITARY PERSONNEL AUTHORIZATIONS

Subtitle A—Active Forces

Sec. 401. End strengths for active forces.
Sec. 402. Revision in permanent active duty end strength minimum levels.
Sec. 403. Additional authority for increases of Army and Marine Corps active duty end strengths for fiscal years 2008 and 2009.

Subtitle B—Reserve Forces

Sec. 411. End strengths for Selected Reserve.
Sec. 412. End strengths for Reserves on active duty in support of the reserve components.
Sec. 413. End strengths for military technicians (dual status).
Sec. 414. Fiscal year 2007 limitation on number of non-dual status technicians.
Sec. 415. Maximum number of reserve personnel authorized to be on active duty for operational support.

Subtitle C—Authorization of Appropriations

Sec. 421. Military personnel.
Sec. 422. Armed Forces Retirement Home.

TITLE V—MILITARY PERSONNEL POLICY

Subtitle A—Officer Personnel Policy

Sec. 501. Authorized strength of Navy Reserve flag officers.
Sec. 502. Standardization of grade of senior dental officer of the Air Force with that of senior dental officer of the Army.
Sec. 503. Management of chief warrant officers.
Sec. 504. Reduction in time-in-grade requirement for promotion to captain in the Army, Air Force, and Marine Corps and lieutenant in the Navy.
Sec. 505. Military status of officers serving in certain Intelligence Community positions.

Subtitle B—Reserve Component Management

Sec. 511. Revisions to reserve call-up authority.
Sec. 512. Military retirement credit for certain service by National Guard members performed while in a State duty status immediately after the terrorist attacks of September 11, 2001.
Sec. 513. Report on private-sector promotion and constructive termination of members of the reserve components called or ordered to active service.

Subtitle C—Education and Training

Sec. 521. Authority to permit members who participate in the guaranteed reserve forces duty scholarship program to participate in the health professions scholarship program and serve on active duty.
Sec. 522. Junior Reserve Officers' Training Corps instruction eligibility expansion.
Sec. 523. Authority for United States Military Academy and United States Air Force Academy permanent military professors to assume command positions while on periods of sabbatical.
Sec. 524. Expansion of service academy exchange programs with foreign military academies.
Sec. 525. Review of legal status of Junior ROTC program.
Sec. 526. Special operations fellowships.

Subtitle D—General Service Authorities

Sec. 531. Test of utility of test preparation guides and education programs in enhancing recruit candidate performance on the Armed Services Vocational Aptitude Battery (ASVAB) and Armed Forces Qualification Test (AFQT).
Sec. 532. Nondisclosure of selection board proceedings.
Sec. 533. Report on extent of provision of timely notice of long-term deployments.
Sec. 534. Report on using six-month deployments for Operation Enduring Freedom and Operation Iraqi Freedom.

Subtitle E—Authorities Relating to Guard and Reserve Duty

Sec. 541. Title 10 definition of Active Guard and Reserve duty.
Sec. 542. Authority for Active Guard and Reserve duties to include support of operational missions assigned to the reserve components and instruction and training of active-duty personnel.
Sec. 543. Governor's authority to order members to Active Guard and Reserve duty.
Sec. 544. National Guard officers authority to command.
Sec. 545. Expansion of operations of civil support teams.

Subtitle F—Decorations and Awards

Sec. 551. Authority for presentation of Medal of Honor Flag to living Medal of Honor recipients and to living primary next-of-kin of deceased Medal of Honor recipients.
Sec. 552. Cold War Victory Medal.
Sec. 553. Posthumous award of Purple Heart for prisoners of war who die in or due to captivity.
Sec. 554. Advancement on the retired list of certain decorated retired Navy and Marine Corps officers.
Sec. 555. Report on Department of Defense process for awarding decorations.

Subtitle G—Matters Relating to Casualties

Sec. 561. Criteria for removal of member from temporary disability retired list.
Sec. 562. Department of Defense computer/electronic accommodations program for severely wounded members.
Sec. 563. Transportation of remains of casualties dying in a theater of combat operations.
Sec. 564. Annual budget display of funds for POW/MIA activities of Department of Defense.

Subtitle H—Assistance to Local Educational Agencies for Defense Dependents Education

Sec. 571. Continuation of authority to assist local educational agencies that benefit dependents of members of the Armed Forces and Department of Defense civilian employees.

Sec. 572. Enrollment in defense dependents' education system of dependents of foreign military members assigned to Supreme Headquarters Allied Powers, Europe.

Subtitle I—Postal Benefits

Sec. 575. Postal benefits program for members of the Armed Forces.
Sec. 576. Funding.
Sec. 577. Duration.

Subtitle J—Other Matters

Sec. 581. Reduction in Department of Defense accrual contributions to Department of Defense Military Retirement Fund.
Sec. 582. Dental Corps of the Bureau of Medicine and Surgery.
Sec. 583. Permanent authority for presentation of recognition items for recruitment and retention purposes.
Sec. 584. Report on feasibility of establishment of Military Entrance Processing Command station on Guam.
Sec. 585. Persons authorized to administer enlistment and appointment oaths.
Sec. 586. Repeal of requirement for periodic Department of Defense Inspector General assessments of voting assistance compliance at military installations.
Sec. 587. Physical evaluation boards.
Sec. 588. Department of Labor transitional assistance program.
Sec. 589. Revision in Government contributions to Medicare-Eligible Retiree Health Care Fund.
Sec. 590. Military chaplains.
Sec. 591. Report on personnel requirements for airborne assets identified as Low-Density, High-Demand Airborne Assets.
Sec. 592. Entrepreneurial Service Members Empowerment Task Force.
Sec. 593. Comptroller General report on military conscientious objectors.
Sec. 594. Commission on the National Guard and Reserves.
Sec. 595. Inclusion in annual Department of Defense report on sexual assaults of information on results of disciplinary actions.

TITLE VI—COMPENSATION AND OTHER PERSONNEL BENEFITS

Subtitle A—Pay and Allowances

Sec. 601. Increase in basic pay for fiscal year 2007.
Sec. 602. Targeted increase in basic pay rates.
Sec. 603. Conforming change in general and flag officer pay cap to reflect increase in pay cap for Senior Executive Service personnel.
Sec. 604. Availability of second basic allowance for housing for certain reserve component or retired members serving in support of contingency operations.
Sec. 605. Extension of temporary continuation of housing allowance for dependents of members dying on active duty to spouses who are also members.
Sec. 606. Clarification of effective date of prohibition on compensation for correspondence courses.
Sec. 607. Payment of full premium for coverage under Servicemembers' Group Life Insurance program during service in Operation Enduring Freedom or Operation Iraqi Freedom.

Subtitle B—Bonuses and Special and Incentive Pays

Sec. 611. Extension of certain bonus and special pay authorities for reserve forces.
Sec. 612. Extension of bonus and special pay authorities for health care professionals.
Sec. 613. Extension of special pay and bonus authorities for nuclear officers.
Sec. 614. Extension of other bonus, special pay, and separation pay authorities.
Sec. 615. Expansion of eligibility of dental officers for additional special pay.
Sec. 616. Increase in maximum annual rate of special pay for Selected Reserve health care professionals in critically short wartime specialties.
Sec. 617. Authority to provide lump sum payment of nuclear officer incentive pay.
Sec. 618. Increase in maximum amount of nuclear career accession bonus.
Sec. 619. Increase in maximum amount of incentive bonus for transfer between armed forces.
Sec. 620. Clarification regarding members of the Army eligible for bonus for referring other persons for enlistment in the Army.
Sec. 621. Pilot program for recruitment bonus for critical health care specialties.
Sec. 622. Enhancement of temporary program of voluntary separation pay and benefits.
Sec. 623. Additional authorities and incentives to encourage retired members and reserve component members to volunteer to serve on active duty in high-demand, low-density assignments.
Sec. 624. Elimination of inequity in eligibility and provision of assignment incentive pay.

Subtitle C—Travel and Transportation Allowances

Sec. 631. Authority to pay costs associated with delivery of motor vehicle to storage location selected by member and subsequent removal of vehicle.
Sec. 632. Transportation of additional motor vehicle of members on change of permanent station to or from nonforeign areas outside the continental United States.
Sec. 633. Travel and transportation allowances for transportation of family members incident to illness or injury of members.

Subtitle D—Retired Pay and Survivor Benefits

Sec. 641. Military Survivor Benefit Plan beneficiaries under insurable interest coverage.
Sec. 642. Retroactive payment of additional death gratuity for certain members not previously covered.
Sec. 643. Equity in computation of disability retired pay for reserve component members wounded in action.
Sec. 644. Study on retention of members of the Armed Forces within special operations command.
Sec. 645. Sense of Congress concerning eligibility of certain additional dependent children for annuities under military survivor benefit plan.

Subtitle E—Commissary and Nonappropriated Fund Instrumentality Benefits

Sec. 651. Treatment of price surcharges of tobacco products and certain other merchandise sold at commissary stores.
Sec. 652. Limitation on use of Department of Defense lease authority to undermine commissaries and exchanges and other morale, welfare, and recreation programs and nonappropriated fund instrumentalities.
Sec. 653. Use of nonappropriated funds to supplement or replace appropriated funds for construction of facilities of exchange stores system and other nonappropriated fund instrumentalities, military lodging facilities, and community facilities.
Sec. 654. Report on cost effectiveness of purchasing commercial insurance for commissary and exchange facilities and facilities of other morale, welfare, and recreation programs and nonappropriated fund instrumentalities.

Subtitle F—Other Matters

Sec. 661. Repeal of annual reporting requirement regarding effects of recruitment and retention initiatives.
Sec. 662. Pilot project for provision of golf carts accessible for disabled persons at military golf courses.
Sec. 663. Enhanced authority to remit or cancel indebtedness of members of the Armed Forces incurred on active duty.
Sec. 664. Phased recovery of overpayments of pay made to members of the Uniformed Services.
Sec. 665. Sense of Congress calling for payment to World War II veterans who survived Bataan Death March.

TITLE VII—HEALTH CARE PROVISIONS

Subtitle A—TRICARE Program Improvements

Sec. 701. TRICARE coverage for forensic examination following sexual assault or domestic violence.
Sec. 702. Authorization of anesthesia and other costs for dental care for children and certain other patients.
Sec. 703. Improvements to descriptions of cancer screening.
Sec. 704. Prohibition on increases in certain health care costs for members of the uniformed services.
Sec. 705. Services of mental health counselors.
Sec. 706. Demonstration project on coverage of selected over-the-counter medications under the pharmacy benefit program.
Sec. 707. Requirement to reimburse certain travel expenses of certain beneficiaries covered by TRICARE for life.
Sec. 708. Inflation adjustment of differential payments to children's hospitals participating in TRICARE program.
Sec. 709. Expanded eligibility of Selected Reserve members under TRICARE program.
Sec. 710. Extension to TRICARE of medicare prohibition of financial incentives not to enroll in group health plan.

Subtitle B—Studies and Reports
Sec. 711. Department of Defense task force on the future of military health care.
Sec. 712. Study and plan relating to chiropractic health care services.
Sec. 713. Comptroller General study and report on Defense Health Program.
Sec. 714. Transfer of custody of the Air Force Health Study assets to Medical Follow-up Agency.
Sec. 715. Study on allowing dependents of activated members of Reserve Components to retain civilian health care coverage.
Sec. 716. Study of health effects of exposure to depleted uranium.
Subtitle C—Other Matters
Sec. 721. Costs of incentive payments to employees for TRICARE enrollment made unallowable for contractors.
Sec. 722. Requirement for military medical personnel to be trained in preservation of remains.
Subtitle D—Pharmacy Benefits Program Improvements
Sec. 731. TRICARE pharmacy program cost-share requirements.
TITLE VIII—ACQUISITION POLICY, ACQUISITION MANAGEMENT, AND RELATED MATTERS
Subtitle A—Provisions Relating to Major Defense Acquisition Programs
Sec. 801. Requirements Management Certification Training Program.
Sec. 802. Additional requirements relating to technical data rights.
Sec. 803. Study and report on revisions to Selected Acquisition Report requirements.
Sec. 804. Quarterly updates on implementation of acquisition reform in the Department of Defense.
Sec. 805. Establishment of defense challenge process for critical cost growth threshold breaches in major defense acquisition programs.
Sec. 806. Market research required for major defense acquisition programs before proceeding to Milestone B.
Subtitle B—Acquisition Policy and Management
Sec. 811. Applicability of statutory executive compensation cap made prospective.
Sec. 812. Prohibition on procurement from beneficiaries of foreign subsidies.
Sec. 813. Time-certain development for Department of Defense information technology business systems.
Sec. 814. Establishment of Panel on Contracting Integrity.
Sec. 815. Award and incentive fee contract standards.
Sec. 816. Oversight and accountability of contractor personnel.
Subtitle C—Amendments to General Contracting Authorities, Procedures, and Limitations
Sec. 821. Extension of special temporary contract closeout authority.
Sec. 822. Limitation on contracts for the acquisition of certain services.
Sec. 823. Use of Federal supply schedules by State and local governments for goods and services for recovery from natural disasters, terrorism, or nuclear, biological, chemical, or radiological attack.
Sec. 824. Waivers to extend task order contracts for advisory and assistance services.
Sec. 825. Enhanced access for small business.
Sec. 826. Procurement goal for Hispanic-serving institutions.
Sec. 827. Prohibition on defense contractors requiring licenses or fees for use of military likenesses and designations.
Subtitle D—United States Defense Industrial Base Provisions
Sec. 831. Protection of strategic materials critical to national security.
Sec. 832. Strategic Materials Protection Board.
TITLE IX—DEPARTMENT OF DEFENSE ORGANIZATION AND MANAGEMENT
Subtitle A—Department of Defense Management
Sec. 901. Standardization of statutory references to ''national security system'' within laws applicable to Department of Defense.
Sec. 902. Correction of reference to predecessor of Defense Information Systems Agency.
Sec. 903. Addition to membership of specified council.
Sec. 904. Consolidation and standardization of authorities relating to Department of Defense Regional Centers for Security Studies.
Sec. 905. Redesignation of the Department of the Navy as the Department of the Navy and Marine Corps.
Subtitle B—Space Activities
Sec. 911. Designation of successor organizations for the disestablished Interagency Global Positioning Executive Board.
Sec. 912. Extension of authority for pilot program for provision of space surveillance network services to non-United States Government entities.
Sec. 913. Operationally Responsive Space.
Subtitle C—Chemical Demilitarization Program
Sec. 921. Transfer to Secretary of the Army of responsibility for Assembled Chemical Weapons Alternatives Program.
Sec. 922. Comptroller General review of cost-benefit analysis of off-site versus on-site treatment and disposal of hydrolysate derived from neutralization of VX nerve gas at Newport Chemical Depot, Indiana.
Sec. 923. Sense of Congress regarding the safe and expeditious disposal of chemical weapons.
Subtitle D—Intelligence-Related Matters
Sec. 931. Repeal of termination of authority of Secretary of Defense to engage in commercial activities as security for intelligence collection activities abroad.
TITLE X—GENERAL PROVISIONS
Subtitle A—Financial Matters
Sec. 1001. General transfer authority.
Sec. 1002. Authorization of supplemental appropriations for fiscal year 2006.
Sec. 1003. Increase in fiscal year 2006 general transfer authority.
Sec. 1004. United States contribution to NATO common-funded budgets in fiscal year 2007.
Sec. 1005. Report on budgeting for fluctuations in fuel cost rates.
Sec. 1006. Reduction in authorizations due to savings resulting from lower-than-expected inflation.
Subtitle B—Policy Relating to Vessels and Shipyards
Sec. 1011. Transfer of naval vessels to foreign nations based upon vessel class.
Sec. 1012. Overhaul, repair, and maintenance of vessels in foreign shipyards.
Sec. 1013. Report on options for future lease arrangement for Guam Shipyard.
Sec. 1014. Shipbuilding Industrial Base Improvement Program.
Sec. 1015. Transfer of operational control of certain patrol coastal ships to Coast Guard.
Sec. 1016. Limitation on leasing of foreign-built vessels.
Sec. 1017. Overhaul, repair, and maintenance of vessels carrying Department of Defense cargo.
Sec. 1018. Riding gang member documentation requirement.
Subtitle C—Counter-Drug Activities
Sec. 1021. Restatement in title 10, United States Code, and revision of Department of Defense authority to provide support for counter-drug activities of Federal, State, local, and foreign law enforcement agencies.
Sec. 1022. Restatement in title 10, United States Code, and revision of Department of Defense authority to provide support for counter-drug activities of certain foreign governments.
Sec. 1023. Extension of authority to support unified counterdrug and counterterrorism campaign in Colombia.
Sec. 1024. Continuation of reporting requirement regarding Department of Defense expenditures to support foreign counter-drug activities.
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Sec. 2405. Authorization of appropriations, Defense Agencies.
Sec. 2406. Modification of authority to carry out certain fiscal year 2006 projects.

TITLE XXV—NORTH ATLANTIC TREATY ORGANIZATION SECURITY INVESTMENT PROGRAM

Sec. 2501. Authorized NATO construction and land acquisition projects.
Sec. 2502. Authorization of appropriations, NATO.

TITLE XXVI—GUARD AND RESERVE FORCES FACILITIES

Sec. 2601. Authorized Guard and Reserve construction and land acquisition projects.

TITLE XXVII—EXPIRATION AND EXTENSION OF AUTHORIZATIONS

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Subtitle A—Military Construction Program and Military Family Housing Changes

Sec. 2801. Increase in maximum annual amount authorized to be obligated for emergency military construction.
Sec. 2802. Applicability of local comparability of room pattern and floor area requirements to construction, acquisition, and improvement to military unaccompanied housing.
Sec. 2803. Authority to use proceeds from sale of military family housing to support military housing privatization initiative.
Sec. 2804. Repeal of special requirement for military construction contracts on Guam.
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Sec. 2824. Consolidation of laws relating to transfer of Department of Defense real property within the department and to other Federal agencies.
Sec. 2825. Congressional notice requirements in advance of acquisition of land by condemnation for military purposes.
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Subtitle C—Base Closure and Realignment

Sec. 2831. Treatment of lease proceeds from military installations approved for closure or realignment after January 1, 2005.

Subtitle D—Land Conveyances

Sec. 2841. Land conveyance, Naval Air Station, Barbers Point, Hawaii.
Sec. 2842. Modification of land acquisition authority, Perquimans County, North Carolina.
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Sec. 2844. Land conveyance, North Hills Army Reserve Center, Allison Park, Pennsylvania.
Sec. 2845. Modifications to land conveyance authority, Engineering Proving Ground, Fort Belvoir, Virginia.
Sec. 2846. Sense of Congress regarding land conveyance involving Army Reserve Center, Marshall, Texas.

Subtitle E—Other Matters

Sec. 2851. Availability of community planning assistance relating to encroachment of civilian communities on military facilities used for training by the Armed Forces.
Sec. 2852. Prohibitions against making certain military airfields or facilities available for use by civil aircraft.

DIVISION C—DEPARTMENT OF ENERGY NATIONAL SECURITY AUTHORIZATIONS AND OTHER AUTHORIZATIONS

TITLE XXXI—DEPARTMENT OF ENERGY NATIONAL SECURITY PROGRAMS

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Sec. 3101. National Nuclear Security Administration.
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Sec. 3111. Plan for transformation of National Nuclear Security Administration nuclear weapons complex.
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Sec. 3113. Utilization of contributions to Global Threat Reduction Initiative.
Sec. 3114. Utilization of contributions to Second Line of Defense program.
Sec. 3115. Two-year extension of authority for appointment of certain scientific, engineering, and technical personnel.
Sec. 3116. National Academy of Sciences study of quantification of margins and uncertainty methodology for assessing and certifying the safety and reliability of the nuclear stockpile.
Sec. 3117. Consolidation of counterintelligence programs of Department of Energy and National Nuclear Security Administration.

TITLE XXXII—DEFENSE NUCLEAR FACILITIES SAFETY BOARD

Sec. 3201. Authorization.

TITLE XXXIII—NATIONAL DEFENSE STOCKPILE

Sec. 3301. Authorized uses of National Defense Stockpile funds.
Sec. 3302. Revisions to required receipt objectives for previously authorized disposals from National Defense Stockpile.

TITLE XXXIV—NAVAL PETROLEUM RESERVES

Sec. 3401. Authorization of appropriations.

TITLE XXXV—MARITIME ADMINISTRATION

Sec. 3501. Authorization of appropriations for fiscal year 2007.
Sec. 3502. Limitation on transfer of Maritime Security Fleet operating agreements.
Sec. 3503. Applicability to certain Maritime Administration vessels of limitations on overhaul, repair, and maintenance of vessels in foreign shipyards.
Sec. 3504. Vessel transfer authority.
Sec. 3505. United States Merchant Marine Academy graduates: alternate service requirements.
Sec. 3506. United States Merchant Marine Academy graduates: service obligation performance reporting requirement.
Sec. 3507. Temporary authority to transfer obsolete combatant vessels to Navy for disposal.
Sec. 3508. Temporary requirement to maintain Ready Reserve Force.

SEC. 3. CONGRESSIONAL DEFENSE COMMITTEES.

For purposes of this Act, the term ''congressional defense committees'' has the meaning given that term in section 101(a)(16) of title 10, United States Code.

DIVISION A—DEPARTMENT OF DEFENSE AUTHORIZATIONS

TITLE I—PROCUREMENT

Subtitle A—Authorization of Appropriations

Sec. 101. Army.
Sec. 102. Navy and Marine Corps.
Sec. 103. Air Force.
Sec. 104. Defense-wide activities.

Subtitle B—Army Programs

Sec. 111. Multiyear procurement authority for Family of Medium Tactical Vehicles.
Sec. 112. Multiyear procurement authority for MH–60R helicopters and mission equipment.
Sec. 113. Funding profile for Modular Force Initiative of the Army.
Sec. 114. Bridge to Future Networks program.
Sec. 115. Funding for call for fire trainer/joint fires and effects trainer system.

Subtitle C—Navy Programs

Sec. 121. Attack submarine force structure.
Sec. 122. Adherence to Navy cost estimates for CVN–21 class of aircraft carriers.
Sec. 123. Adherence to Navy cost estimates for LHA Replacement amphibious assault ship program.
Sec. 124. Adherence to Navy cost estimates for San Antonio (LPD–17) class amphibious ship program.
Sec. 125. Multiyear procurement authority for V–22 tiltrotor aircraft program.
Sec. 126. Quality control in procurement of ship critical safety items and related services.
Sec. 127. DD(X) Next-Generation Destroyer program.
Sec. 128. Sense of Congress that the Navy make greater use of nuclear-powered propulsion systems in its future fleet of surface combatants.

Subtitle D—Air Force Programs

Sec. 131. Requirement for B–52 force structure.
Sec. 132. Strategic airlift force structure.
Sec. 133. Limitation on retirement of U–2 aircraft.
Sec. 134. Multiyear procurement authority for F–22A Raptor fighter aircraft.
Sec. 135. Limitation on retirement of KC–135E aircraft during fiscal year 2007.
Sec. 136. Limitation on retirement of F–117A aircraft during fiscal year 2007.
Sec. 137. Air Force program.

Subtitle A—Authorization of Appropriations

SEC. 101. ARMY.

Funds are hereby authorized to be appropriated for fiscal year 2007 for procurement for the Army as follows:

(1) For aircraft, $3,714,783,000.

(2) For missiles, $1,490,898,000.

(3) For weapons and tracked combat vehicles, $2,335,004,000.

(4) For ammunition, $1,691,475,000.

(5) For other procurement, $6,970,079,000.

(6) For National Guard Equipment, $318,000,000.

SEC. 102. NAVY AND MARINE CORPS.

(a) NAVY.—Funds are hereby authorized to be appropriated for fiscal year 2007 for procurement for the Navy as follows:

(1) For aircraft, $10,760,671,000.

(2) For weapons, including missiles and torpedoes, $2,517,020,000.

(3) For shipbuilding and conversion, $11,183,153,000.

(4) For other procurement, $5,042,766,000.

(b) MARINE CORPS.—Funds are hereby authorized to be appropriated for fiscal year 2007 for procurement for the Marine Corps in the amount of $1,223,813,000.

(c) NAVY AND MARINE CORPS AMMUNITION.—Funds are hereby authorized to be appropriated for fiscal year 2007 for procurement of ammunition for the Navy and the Marine Corps in the amount of $758,793,000.

SEC. 103. AIR FORCE.

Funds are hereby authorized to be appropriated for fiscal year 2007 for procurement for the Air Force as follows:

(1) For aircraft, $13,042,630,000.

(2) For ammunition, $1,076,749,000.

(3) For missiles, $4,171,495,000.

(4) For other procurement, $15,428,636,000.

SEC. 104. DEFENSE-WIDE ACTIVITIES.

Funds are hereby authorized to be appropriated for fiscal year 2007 for Defense-wide procurement in the amount of $2,856,461,000.

Subtitle B—Army Programs

SEC. 111. MULTIYEAR PROCUREMENT AUTHORITY FOR FAMILY OF MEDIUM TACTICAL VEHICLES.

(a) AUTHORITY.—The Secretary of the Army may, in accordance with section 2306b of title 10, United States Code, enter into a multiyear contract for the Family of Medium Tactical Vehicles (FMTV) program beginning with the fiscal year 2008 program year.

(b) CONTRACT REQUIREMENT.—Any multiyear contract or extension entered into under this section for procurement under the Family of Medium Tactical Vehicles program shall provide for incorporation of improvements in the areas of performance capability and survivability from lessons learned from operations involving the Global War on Terrorism (as well as from product improvement programs carried out for the Family of Medium Tactical Vehicles program)..

(c) LIMITATION ON TERM OF CONTRACT.—Notwithstanding subsection (k) of section 2306b of title 10, United States Code, a contract or extension under this section may not be for a period in excess of three program years.

SEC. 112. MULTIYEAR PROCUREMENT AUTHORITY FOR MH–60R HELICOPTERS AND MISSION EQUIPMENT.

(a) MH–60R HELICOPTER.—Subject to subsection (c), the Secretary of the Army, acting as executive agent for the Department of the Navy, may enter into a multiyear contract for the procurement of 144 MH–60R helicopters.

(b) MH–60R HELICOPTER MISSION EQUIPMENT.—Subject to subsection (c), the Secretary of the Army, acting as executive agent for the Department of the Navy, may enter into a multiyear contract for the procurement of MH–60R helicopter mission

equipment for the helicopters covered by a multiyear contract under subsection (a).

(c) CONTRACT REQUIREMENTS.—Any multiyear contract under this section—

(1) shall be entered into in accordance with section 2306b of title 10, United States Code, and shall commence with the fiscal year 2007 program year; and

(2) shall provide that any obligation of the United States to make a payment under the contract is subject to the availability of appropriations for that purpose.

(d) COST LIMITATION.—The combined value for the contracts authorized by subsections (a) and (b) may not exceed $2,600,000,000, and the average unit cost per helicopter under those contracts may not exceed $37,790,000.

SEC. 113. FUNDING PROFILE FOR MODULAR FORCE INITIATIVE OF THE ARMY.

The Secretary of the Army shall set forth in the budget presentation materials of the Army submitted to Congress in support of the President's budget for any fiscal year after fiscal year 2007, and in other relevant materials submitted to Congress with respect to the budget of the Army for any such fiscal year, all amounts for procurement for the M1A2 Abrams tank System Enhancement Program (SEP) and for the Bradley A3 fighting vehicle as elements within the amounts requested for the Modular Force Initiative of the Army, in accordance with the report of the Army titled ''The Army Modular Force Initiative'', submitted to Congress in March 2006.

SEC. 114. BRIDGE TO FUTURE NETWORKS PROGRAM.

(a) LIMITATION ON FISCAL YEAR 2007 AMOUNT.—Of the amount authorized to be appropriated for the Army for fiscal year 2007 for Other Procurement, Army, that is available for the program of the Army designated as the Bridge to Future Networks, not more than 70 percent shall be made available for obligation until the Secretary of the Army submits to the congressional defense committees a report on that program that includes the matters specified in subsection (b).

(b) MATTERS TO BE INCLUDED.—The report under subsection (a) shall include the following:

(1) An analysis of how the Joint Network Node (JNN) element of the Bridge to Future Networks program and the Warfighter Information Network-Tactical (WIN–T) program will fit together, including an analysis of whether there are opportunities to leverage technologies and equipment from the Joint Network Node program as part of the development of the Warfighter Information Network-Tactical program.

(2) A description of the extent to which components of the Joint Network Node and the Warfighter Information Network-Tactical programs could be used together as elements of a single tactical network.

(3) A description of the strategy of the Army for completing the systems engineering necessary to ensure the end-to-end interoperability of a single tactical network referred to in paragraph (2).

SEC. 115. FUNDING FOR CALL FOR FIRE TRAINER/JOINT FIRES AND EFFECTS TRAINER SYSTEM.

(a) IN GENERAL.—The amount provided in section 101(5) for Other Procurement, Army, is hereby increased by $4,000,000, to be available for a Call for Fire Trainer II/Joint Fires and Effects Trainer System (JFETS) under Line 161 Training Devices, Nonsystem (NA0100).

(b) OFFSET.—The amount provided in section 201(1) for Research, Development, Test, and Evaluation, Army, is hereby reduced by $4,000,000, to be derived from the Joint Tactical Radio System account (Program Element 0604280A).

Subtitle C—Navy Programs

SEC. 121. ATTACK SUBMARINE FORCE STRUCTURE.

Section 5062 of title 10, United States Code, is amended—

(1) by redesignating subsections (c) and (d) as subsections (d) and (e), respectively; and

(2) by inserting after subsection (b) the following new subsection (c):

''(c) The naval combat forces of the Navy shall include not less than 48 operational attack submarines. For purposes of this subsection, an operational attack submarine includes an attack submarine that is temporarily unavailable for worldwide deployment due to routine or scheduled maintenance or repair.''.

SEC. 122. ADHERENCE TO NAVY COST ESTIMATES FOR CVN–21 CLASS OF AIRCRAFT CARRIERS.

(a) LIMITATION.—

(1) LEAD SHIP.—The total amount obligated or expended from funds appropriated or otherwise made available for Shipbuilding and Conversion, Navy, or for any other procurement account, for the aircraft carrier designated as CVN–21 may not exceed $10,500,000,000 (as adjusted pursuant to subsection (b)).

(2) FOLLOW-ON SHIPS.—The total amount obligated or expended from funds appropriated or otherwise made available for Shipbuilding and Conversion, Navy, or for any other procurement account, for the construction of any ship that is constructed in the CVN–21 class of aircraft carriers after the lead ship of that class may not exceed $8,100,000,000 (as adjusted pursuant to subsection (b)).

(b) ADJUSTMENT OF LIMITATION AMOUNT.—The Secretary of the Navy may adjust the amount set forth in subsection (a) for any ship constructed in the CVN–21 class of aircraft carriers by the following:

(1) The amounts of increases or decreases in costs attributable to economic inflation after September 30, 2006.

(2) The amounts of increases or decreases in costs attributable to compliance with changes in Federal, State, or local laws enacted after September 30, 2006.

(3) The amounts of outfitting costs and post-delivery costs incurred for that ship.

(4) The amounts of increases or decreases in costs of that ship that are attributable to insertion of new technology into that ship, as compared to the technology baseline as it was defined in the approved acquisition program baseline estimate of December 2005.

(c) LIMITATION ON TECHNOLOGY INSERTION COST ADJUSTMENT.—The Secretary of the Navy may use the authority under paragraph (4) of subsection (b) to adjust the amount set forth in subsection (a) for a ship referred to in that subsection with respect to insertion of new technology into that ship only if—

(1) the Secretary determines, and certifies to the congressional defense committees, that insertion of the new technology would lower the life-cycle cost of the ship; or

(2) the Secretary determines, and certifies to the congressional defense committees, that insertion of the new technology is required to meet an emerging threat and the Secretary of Defense certifies to those committees that such threat poses grave harm to national security.

(d) WRITTEN NOTICE OF CHANGE IN AMOUNT.—

(1) REQUIREMENT.—The Secretary of the Navy shall submit to the congressional defense committees each year, at the same time that the budget is submitted under section 1105(a) of title 31, United States Code, for the next fiscal year, written notice of any change in the amount set forth in subsection (a) during the preceding fiscal year that the Secretary has determined to be associated with a cost referred to in subsection (b).

(2) EFFECTIVE DATE.—The requirement in paragraph (1) shall become effective with the budget request for the year of procurement of the first ship referred to in subsection (a).

SEC. 123. ADHERENCE TO NAVY COST ESTIMATES FOR LHA REPLACEMENT AMPHIBIOUS ASSAULT SHIP PROGRAM.

(a) LIMITATION.—The total amount obligated or expended from funds appropriated or otherwise made available for Shipbuilding and Conversion, Navy, or for any other procurement account, for procurement of any ship that is constructed under the LHA Replacement (LHA(R)) amphibious assault ship program may not exceed $2,813,600,000 (as adjusted pursuant to subsection (b)).

(b) ADJUSTMENT OF LIMITATION AMOUNT.—The Secretary of the Navy may adjust the amount set forth in subsection (a) for any ship constructed under the LHA Replacement amphibious assault ship program by the following:

(1) The amounts of increases or decreases in costs attributable to economic inflation after September 30, 2006.

(2) The amounts of increases or decreases in costs attributable to compliance with changes in Federal, State, or local laws enacted after September 30, 2006.

(3) The amounts of outfitting costs and post-delivery costs incurred for that ship.

(4) The amounts of increases or decreases in costs of that ship that are attributable to insertion of new technology into that ship, as compared to the technology baseline as it was defined at the development stage referred to as Milestone B.

(c) LIMITATION ON TECHNOLOGY INSERTION COST ADJUSTMENT.—The Secretary of the Navy may use the authority under paragraph (4) of subsection (b) to adjust the amount set forth in subsection (a) for a ship referred to in that subsection with respect to insertion of new technology into that ship only if—

(1) the Secretary determines, and certifies to the congressional defense committees, that insertion of the new technology would lower the life-cycle cost of the ship; or

(2) the Secretary determines, and certifies to the congressional defense committees, that insertion of the new technology is required to meet an emerging threat and the Secretary of Defense certifies to those committees that such threat poses grave harm to national security.

(d) WRITTEN NOTICE OF CHANGE IN AMOUNT.—

(1) REQUIREMENT.—The Secretary of the Navy shall submit to the congressional defense committees each year, at the same time that the budget is submitted under section 1105(a) of title 31, United States Code, for the next fiscal year, written notice of any change in the amount set forth in subsection (a) during the preceding fiscal year that the Secretary has determined to be associated with a cost referred to in subsection (b).

(2) EFFECTIVE DATE.—The requirement in paragraph (1) shall become effective with the budget request for the year of procurement of the first ship referred to in subsection (a).

SEC. 124. ADHERENCE TO NAVY COST ESTIMATES FOR SAN ANTONIO (LPD–17) CLASS AMPHIBIOUS SHIP PROGRAM.

(a) LIMITATION.—

(1) PROCUREMENT COST.—The total amount obligated or expended from funds appropriated or otherwise made available for Shipbuilding and Conversion, Navy, or for any other procurement account, for the San Antonio-class amphibious ships designated as LPD–18, LPD–19, LPD–20, LPD–21, LPD–22, LPD–23, LPD–24, and LPD–25 may not exceed the amount for each such vessel specified in paragraph (2) (those specified amounts being the estimated total procurement end cost of those vessels, respectively, in the fiscal year 2007 budget):

(2) SPECIFIED COST LIMIT BY VESSEL.—The limitation under this subsection for each vessel specified in paragraph (1) is the following:

(A) For the LPD–18 ship, $1,111,310,000 (as adjusted pursuant to subsection (b)).

(B) For the LPD–19 ship, $1,137,400,000 (as adjusted pursuant to subsection (b)).

(C) For the LPD–20 ship, $1,004,600,000 (as adjusted pursuant to subsection (b)).

(D) For the LPD–21 ship, $1,126,966,000 (as adjusted pursuant to subsection (b)).

(E) For the LPD–22 ship, $1,246,736,000 (as adjusted pursuant to subsection (b)).

(F) For the LPD–23 ship, $1,191,230,000 (as adjusted pursuant to subsection (b)).

(G) For the LPD–24 ship, $1,333,001,000 (as adjusted pursuant to subsection (b)).

(H) For the LPD–25 ship, $1,671,800,000 (as adjusted pursuant to subsection (b)).

(b) ADJUSTMENT OF LIMITATION AMOUNTS.—The Secretary of the Navy may adjust the amount set forth in subsection (a) for any ship specified in that subsection by the following:

(1) The amounts of increases or decreases in costs attributable to economic inflation after September 30, 2006.

(2) The amounts of increases or decreases in costs attributable to compliance with changes in Federal, State, or local laws enacted after September 30, 2006.

(3) The amounts of outfitting costs and post-delivery costs incurred for that ship.

(4) The amounts of increases or decreases in costs of that ship that are attributable to insertion of new technology into that ship, as compared to the technology built into the U.S.S. San Antonio (LPD–17), the lead ship of the LPD–17 class.

(c) LIMITATION ON TECHNOLOGY INSERTION COST ADJUSTMENT.—The Secretary of the Navy may use the authority under paragraph (4) of subsection (b) to adjust the amount set forth in subsection (a) for any LPD–17 class ship with respect to insertion of new technology into that ship only if—

(1) the Secretary determines, and certifies to the congressional defense committees, that insertion of the new technology would lower the life-cycle cost of the ship; or

(2) the Secretary determines, and certifies to the congressional defense committees, that insertion of the new technology is required to meet an emerging threat and the Secretary of Defense certifies to those committees that such threat poses grave harm to national security.

(d) WRITTEN NOTICE OF CHANGE IN AMOUNT.—

(1) REQUIREMENT.—The Secretary of the Navy shall submit to the congressional defense committees each year, at the same time that the budget is submitted under section 1105(a) of title 31, United States Code, for the next fiscal year, written notice of any change in the amount set forth in subsection (a) during the preceding fiscal year that the Secretary has determined to be associated with a cost referred to in subsection (b).

(2) EFFECTIVE DATE.—The requirement in paragraph (1) shall become effective with the budget request for the year of procurement of the first ship referred to in subsection (a).

SEC. 125. MULTIYEAR PROCUREMENT AUTHORITY FOR V–22 TILTROTOR AIRCRAFT PROGRAM.

The Secretary of the Navy, in accordance with section 2306b of title 10, United States Code, and acting as executive agent for the Secretary of the Air Force and the commander of the United States Special Operations Command, may enter into a multiyear contract, beginning with the fiscal year 2008 program year, for procurement of V–22 tiltrotor aircraft. The total number of aircraft procured through a multiyear contract under this section may not exceed 211, of which not more than 185 may be in the MV–22 configuration and not more than 26 may be in the CV–22 configuration.

SEC. 126. QUALITY CONTROL IN PROCUREMENT OF SHIP CRITICAL SAFETY ITEMS AND RELATED SERVICES.

(a) IN GENERAL.—

(1) QUALITY CONTROL POLICY.—Chapter 633 of title 10, United States Code, is amended by adding at the end the following new section:

"§ 7317. Ship critical safety items and related services: quality control in procurement

''(a) QUALITY CONTROL POLICY.—The Secretary of Defense shall prescribe in regulations a quality control policy for the procurement of—

''(1) ship critical safety items; and

''(2) modifications, repair, and overhaul of ship critical safety items.

''(b) CONTENT OF REGULATIONS.—The policy set forth in the regulations under subsection (a) shall include the following requirements:

''(1) That the head of the design control activity for ship critical safety items establish processes to identify and manage the procurement, modification, repair, and overhaul of ship critical safety items.

''(2) That the head of the contracting activity for a ship critical safety item enter into a contract for the procurement, modification, repair, or overhaul of such item only with a source that is on a qualified manufacturers list or is approved by the design control activity in accordance with section 2319 of this title.

''(3) That the ship critical safety items delivered, and the services performed with respect to ship critical safety items, meet all technical and quality requirements specified by the design control activity.

''(c) DEFINITIONS.—In this section:

''(1) The term 'ship critical safety item' means any part, assembly, or support equipment of a vessel that contains a critical characteristic the failure, malfunction, or absence of which may cause a catastrophic or critical failure resulting in loss or serious damage to the vessel or unacceptable risk of personal injury or loss of life.

''(2) The term 'design control activity', with respect to a ship critical safety item, means the systems command of a military department that is specifically responsible for ensuring the seaworthiness of a ship system or equipment in which the item is to be used.''.

(2) CLERICAL AMENDMENT.—The table of sections at the beginning of such chapter is amended by adding at the end the following new item:

''7317. Ship critical safety items and related services: quality control in procurement.''.

(b) CONFORMING AMENDMENTS.—Section 2319 of title 10, United States Code, is amended—

(1) in subsection (c)(3), by inserting ''or ship critical safety item'' after ''aviation critical safety item''; and

(2) In subsection (g)—

(A) by redesignating paragraph (2) as paragraph (3);

(B) by inserting after paragraph (1) the following new paragraph (2):

''(2) The term 'ship critical safety item' has the meaning given that term in section 7317(c) of this title.''; and

(C) in paragraph (3) (as redesignated)—

(i) by inserting ''or a ship critical safety item'' after ''aviation critical safety item'' the first place it appears; and

(ii) by inserting '', or the seaworthiness of a ship system or equipment,'' after ''equipment''.

SEC. 127. DD(X) NEXT-GENERATION DESTROYER PROGRAM.

(a) FUNDING AUTHORIZED.—Of the amount authorized to be appropriated by section 102(a)(3) for fiscal year 2007 for Shipbuilding and Conversion, Navy, $2,568,000,000 is available for the DD(X) Next-Generation Destroyer program.

(b) CONTRACT AUTHORITY.—The Secretary of the Navy may enter into two contracts during fiscal year 2007 for the DD(X) Next-Generation Destroyer program. The contracts shall be entered into with two different shipbuilders. One such contract shall provide for procurement of a DD(X) Next-Generation destroyer, including detail design and construction. The other contract shall provide only for detail design of a DD(X) Next-Generation destroyer. The two contracts shall be awarded simultaneously.

SEC. 128. SENSE OF CONGRESS THAT THE NAVY MAKE GREATER USE OF NUCLEAR-POWERED PROPULSION SYSTEMS IN ITS FUTURE FLEET OF SURFACE COMBATANTS.

(a) FINDINGS.—Congress makes the following findings:

(1) Securing and maintaining access to affordable and plentiful sources of energy is a vital national security interest for the United States.

(2) The Nation's dependence upon foreign oil is a threat to national security due to the inherently volatile nature of the global oil market and the political instability of some of the world's largest oil producing states.

(3) Given the recent increase in the cost of crude oil, which cannot realistically be expected to improve over the long term, other energy sources must be seriously considered.

(b) SENSE OF CONGRESS.—In light of the findings in subsection (a), it is the sense of Congress that the Navy should make greater use of alternative technologies, including nuclear power, as a means of vessel propulsion for its future fleet of surface combatants.

Subtitle D—Air Force Programs

SEC. 131. REQUIREMENT FOR B–52 FORCE STRUCTURE.

(a) REQUIREMENT.—Before the date specified in subsection (b), the Secretary of the Air Force—

(1) may not retire any B–52 aircraft, other than the aircraft with tail number 61–0025; and

(2) shall maintain not less than 44 such aircraft as combat-coded aircraft.

(b) TERMINATION.—For purposes of subsection (a), the date specified in this subsection is the earlier of—

(1) January 1, 2018; and

(2) the date as of which a long-range strike replacement aircraft with equal or greater capability than the B–52H model aircraft has attained initial operational capability status.

SEC. 132. STRATEGIC AIRLIFT FORCE STRUCTURE.

(a) REQUIRED FORCE STRUCTURE.—

(1) MINIMUM NUMBER OF AIRCRAFT.—Effective October 1, 2008, the Secretary of the Air Force shall maintain a total aircraft inventory of strategic airlift aircraft of not less than 299 aircraft.

(2) DEFINITIONS.—For purposes of this subsection:

(A) The term ''strategic airlift aircraft'' means an aircraft that has a cargo capacity of at least 150,000 pounds and that is capable of transporting outsized cargo an unrefueled range of at least 2,400 nautical miles.

(B) The term ''outsized cargo'' means any single item of equipment that exceeds 1,090 inches in length, 117 inches in width, or 105 inches in height.

(b) REPEAL OF LIMITATION ON RETIREMENT OF C–5 AIRCRAFT.—Section 132 of the National Defense Authorization Act for Fiscal Year 2004 (Public Law 108–136; 117 Stat. 1411) is repealed.

SEC. 133. LIMITATION ON RETIREMENT OF U–2 AIRCRAFT.

(a) FISCAL YEAR 2007.—The Secretary of the Air Force may not retire any U–2 aircraft of the Air Force in fiscal year 2007.

(b) YEARS AFTER FISCAL YEAR 2007.—After fiscal year 2007, the Secretary of the Air Force may retire a U–2 aircraft only if the Secretary of Defense certifies to Congress that the U–2 intelligence, surveillance, and reconnaissance (ISR) capability provided by the U–2 aircraft no longer contributes to mitigating any gaps in ISR capabilities identified in the 2006 Quadrennial Defense Review. No action may be taken by the Department of Defense to retire (or to prepare to retire) any U–2 aircraft—

(1) before such a certification is submitted to Congress; or

(2) during the 60-day period beginning on the date on which such a certification is submitted.

SEC. 134. MULTIYEAR PROCUREMENT AUTHORITY FOR F–22A RAPTOR FIGHTER AIRCRAFT.

(a) MULTIYEAR AUTHORITY.—The Secretary of the Air Force may enter into a multiyear contract for the procurement of up to 60 F–22A Raptor fighter aircraft beginning with the 2007 program year,

(b) COMPLIANCE WITH LAW APPLICABLE TO MULTIYEAR CONTRACTS.—A contract under subsection (a) for the procurement of F–22A aircraft shall be entered into in accordance with section 2306b of title 10, United States Code, except that, notwithstanding subsection (k) of that section, such a contract may not be for a period in excess of three program years.

(c) REQUIRED CERTIFICATIONS.—In the case of a contract under subsection (a) for the procurement of F–22A aircraft, a certification under subsection (i)(1)(A) of section 2306b of title 10, United States Code, with respect to that contract may only be submitted if the certification includes an additional certification that each of the conditions specified in subsection (a) of that section has been satisfied with respect to that contract.

(d) NOTICE-AND-WAIT REQUIREMENT.—Upon submission to Congress of a certification referred to in subsection (c) with respect to a proposed contract under subsection (a) for the procurement of F–22A aircraft, the contract may then be entered into only after a period of 30 days has elapsed after the date of the submission of the certification.

SEC. 135. LIMITATION ON RETIREMENT OF KC–135E AIRCRAFT DURING FISCAL YEAR 2007.

(a) LIMITATION.—The number of KC–135E aircraft retired by the Secretary of the Air Force during fiscal year 2007 may not exceed 29.

(b) TREATMENT OF RETIRED AIRCRAFT.—The Secretary of the Air Force shall maintain each KC–135E aircraft that is retired by the Secretary after September 30, 2006, in a condition that would allow recall of that aircraft to future service in the Air Force Reserve, Air National Guard, or active forces aerial refueling force structure.

SEC. 136. LIMITATION ON RETIREMENT OF F–117A AIRCRAFT DURING FISCAL YEAR 2007.

(a) LIMITATION.—The number of F–117A aircraft retired by the Secretary of the Air Force during fiscal year 2007 may not exceed 10.

(b) TREATMENT OF RETIRED AIRCRAFT.—The Secretary of the Air Force shall maintain each F–117A aircraft that is retired by the Secretary after September 30, 2006, in a condition that would allow recall of that aircraft to future service.

SEC. 137. AIR FORCE PROGRAM.

(a) SCIENCE ENGINEERING LAB DATA INTEGRATION.—The amount provided in section 103 for Other Procurement, Air Force, is hereby increased by $6,000,000, to be available for Science Engineering Lab Data Integration (SELDI) at the Ogden Air Logistics Center, Utah.

(b) OFFSET.—The amount provided in section 201(4) for Research, Development, Test, and Evaluation, Defense-wide, is hereby reduced by $6,000,000, to be derived from Information and Communications Technology (Program Element 0602301E).

TITLE II—RESEARCH, DEVELOPMENT, TEST, AND EVALUATION

Subtitle A—Authorization of Appropriations
Sec. 201. Authorization of appropriations.
Sec. 202. Amount for defense science and technology.
Subtitle B—Program Requirements, Restrictions, and Limitations
Sec. 211. Alternate engine for Joint Strike Fighter.
Sec. 212. Extension of authority to award prizes for advanced technology achievements.
Sec. 213. Extension of Defense Acquisition Challenge Program.
Sec. 214. Future Combat Systems milestone review.
Sec. 215. Independent cost analyses for Joint Strike Fighter engine program.
Sec. 216. Dedicated amounts for implementing or evaluating DD(X) and CVN–21 proposals under Defense Acquisition Challenge Program.
Subtitle C—Ballistic Missile Defense
Sec. 221. Fielding of ballistic missile defense capabilities.
Sec. 222. Limitation on use of funds for space-based interceptor.
Sec. 223. High altitude air ship program.
Subtitle D—Other Matters
Sec. 231. Review of test and evaluation policies and practices to address emerging acquisition approaches.

Subtitle A—Authorization of Appropriations

SEC. 201. AUTHORIZATION OF APPROPRIATIONS.

Funds are hereby authorized to be appropriated for fiscal year 2007 for the use of the Department of Defense for research, development, test, and evaluation as follows:

(1) For the Army, $10,932,209,000.

(2) For the Navy, $17,377,769,000.

(3) For the Air Force, $24,810,041,000.

(4) For Defense-wide activities, $20,944,559,000, of which $181,520,000 is authorized for the Director of Operational Test and Evaluation.

SEC. 202. AMOUNT FOR DEFENSE SCIENCE AND TECHNOLOGY.

(a) FISCAL YEAR 2007.—Of the amounts authorized to be appropriated by section 201, $11,735,555,000 shall be available for the Defense Science and Technology Program, including basic research, applied research, and advanced technology development projects.

(b) BASIC RESEARCH, APPLIED RESEARCH, AND ADVANCED TECHNOLOGY DEVELOPMENT DEFINED.—For purposes of this section, the term ''basic research, applied research, and advanced technology development'' means work funded in program elements for defense research and development under Department of Defense category 6.1, 6.2, or 6.3.

Subtitle B—Program Requirements, Restrictions, and Limitations

SEC. 211. ALTERNATE ENGINE FOR JOINT STRIKE FIGHTER.

Of the funds authorized to be appropriated for the Departments of the Navy and Air Force for the system development and demonstration program for the Joint Strike Fighter, not less than $408,000,000 shall be obligated for continued development of an alternate engine for the Joint Strike Fighter.

SEC. 212. EXTENSION OF AUTHORITY TO AWARD PRIZES FOR ADVANCED TECHNOLOGY ACHIEVEMENTS.

Section 2374a(f) of title 10, United States Code, is amended by striking ''September 30, 2007'' and inserting ''September 30, 2010''.

SEC. 213. EXTENSION OF DEFENSE ACQUISITION CHALLENGE PROGRAM.

(a) EXTENSION.—Section 2359b of title 10, United States Code, is amended by striking subsection (j).

(b) CONFIDENTIALITY.—Such section is further amended in subsection (g)—

(1) by amending the heading to read as follows: ''CONFLICTS OF INTEREST AND CONFIDENTIALITY.—''; and

(2) by inserting before the period at the end the following: ''and that the identity of any person or activity submitting a challenge proposal is not disclosed outside the Federal Government without the consent of the person or activity''.

SEC. 214. FUTURE COMBAT SYSTEMS MILESTONE REVIEW.

(a) MILESTONE REVIEW REQUIRED.—After the preliminary design review of the Future Combat Systems program, but in no event later than the end of fiscal year 2008, the Secretary of Defense shall carry out a Defense Acquisition Board milestone review of the Future Combat Systems program. The milestone review shall include an assessment as to each of the following:

(1) Whether the warfighter's needs are valid and can be best met with the concept of the program.

(2) Whether the concept of the program can be developed and produced within existing resources.

(3) Whether the program should continue.

(b) DETERMINATIONS TO BE MADE IN ASSESSING WHETHER PROGRAM SHOULD CONTINUE.—In making the assessment required by subsection (a)(3), the Secretary shall make a determination with respect to each of the following:

(1) Whether each critical technology for the program is at least Technical Readiness Level 6.

(2) For each system and network component of the program, what the key design and technology risks are, based on System Functional Reviews, Preliminary Design Reviews, and Technical Readiness Levels.

(3) Whether actual demonstrations, rather than simulations, have shown that the concept of the program will work.

(4) Whether actual demonstrations, rather than plans, have shown that the software for the program is functional.

(5) What the cost estimate for the program is.

(6) What the affordability assessment for the program is, based on that cost estimate.

(c) REPORT.—The Secretary shall submit to the congressional defense committees a report on the findings and conclusions of the milestone review required by subsection (a). The report shall include, and display, each of the assessments required by subsection (a) and each of the determinations required by subsection (b).

(d) RESTRICTION ON FUNDS EFFECTIVE FISCAL 2009.—For fiscal years beginning with 2009, the Secretary may not obligate any funds for the Future Combat Systems program until after the report required by subsection (c) is submitted.

SEC. 215. INDEPENDENT COST ANALYSES FOR JOINT STRIKE FIGHTER ENGINE PROGRAM.

(a) INDEPENDENT COST ANALYSES.—A comprehensive and detailed cost analysis of the Joint Strike Fighter engine program shall be independently performed by the Comptroller General and by the Secretary of Defense, acting through the Cost Analysis

Improvement Group of the Office of the Secretary of Defense. The cost analysis shall cover—

(1) an alternative under which the aircraft are capable of using the F135 engine only;

(2) an alternative under which the aircraft are capable of using either the F135 engine or the F136 engine, and is carried out on a competitive basis; and

(3) any other alternative, whether competitive or sole source, that would reduce total life-cycle cost, improve program schedule, or both.

(b) REPORTS.—Not later than March 15, 2007, each official specified in subsection (a) shall independently submit to the congressional defense committees a report on the cost analysis carried out by that official under subsection (a). Each report shall include each of the following matters:

(1) The key assumptions used in carrying out the cost analysis.

(2) The methodology and techniques used in carrying out the cost analysis.

(3) For each alternative under subsection (a)—

(A) a comparison of the life-cycle costs, including costs in current and constant collars and a net-present-value analysis; and

(B) estimates of—

(i) supply, maintenance, and other operations manpower required to support the alternative;

(ii) the number of flight hours required to achieve engine maturity and in what year that is expected to be achieved; and

(iii) the total number of engines expected to be procured over the lifetime of the Joint Strike Fighter program.

(4) The acquisition strategies that were used for, and the experience with respect to cost, schedule, and performance under past acquisition programs for engines for tactical fighter aircraft, including the F–15, F–16, F–18, and F–22.

(5) A comparison of the experiences under past engine acquisition programs carried out on a sole-source basis, and those carried out on a competitive basis, with respect to performance, savings, maintainability, reliability, and technical innovation.

(6) Conclusions and recommendations.

(c) CERTIFICATION BY COMPTROLLER GENERAL.—In submitting the report required by subsection (b), the Comptroller General shall also submit a certification as to whether the Comptroller General had access to sufficient information to enable the Comptroller General to make informed judgments on the matters required to be included in the report.

(d) LIFE-CYCLE COSTS DEFINED.—In this section, the term ''life-cycle costs'' includes those elements of cost that would be considered for a life-cycle cost analysis for a major defense acquisition program, such as procurement of engines, procurement of spare engines, and procurement of engine components and parts, and also includes good-faith estimates of routine engine costs, such as performance upgrades and component improvement, that historically have occurred in tactical fighter engine programs.

SEC. 216. DEDICATED AMOUNTS FOR IMPLEMENTING OR EVALUATING DD(X) AND CVN–21 PROPOSALS UNDER DEFENSE ACQUISITION CHALLENGE PROGRAM.

(a) AMOUNTS REQUIRED.—Of the amounts appropriated pursuant to the authorization of appropriations in section 201(4) for research, development, test, and evaluation, Defense-wide, $4,000,000 shall be available only to implement or evaluate challenge proposals specified in subsection (b).

(b) CHALLENGE PROPOSALS COVERED.—A challenge proposal referred to in subsection (a) is a proposal under the Defense Acquisition Challenge Program established by section 2359b of title 10, United States Code, that relates to—

(1) the DD(X) next-generation destroyer program; or

(2) the CVN–21 next-generation aircraft carrier program.

Subtitle C—Ballistic Missile Defense

SEC. 221. FIELDING OF BALLISTIC MISSILE DEFENSE CAPABILITIES.

Upon approval by the Secretary of Defense, funds authorized to be appropriated for fiscal years 2007 and 2008 for research, development, test, and evaluation for the Missile Defense Agency may be used for the development and fielding of ballistic missile defense capabilities.

SEC. 222. LIMITATION ON USE OF FUNDS FOR SPACE-BASED INTERCEPTOR.

(a) LIMITATION.—No funds appropriated or other wise made available to the Department of Defense may be obligated or expended for the testing or deployment of a space-based interceptor until 90 days after the date on which a report described in subsection (c) is submitted.

(b) SPACE-BASED INTERCEPTOR DEFINED.—For purposes of this section, the term ''space-based interceptor'' means a kinetic or directed energy weapon that is stationed on a satellite or orbiting platform and that is intended to destroy another satellite in orbit or a ballistic missile launched from earth.

(c) REPORT.—A report described in this subsection is a report prepared by the Director of the Missile Defense Agency and submitted to the congressional defense committees containing the following:

(1) A description of the essential components of a proposed space-based interceptor system, including a description of how the system proposed would enhance or complement other missile defense systems.

(2) An estimate of the acquisition and life-cycle cost of the system described under paragraph (1), including lift cost and periodic replacement cost due to depreciation and attrition.

(3) An analysis of the vulnerability of such a system to counter-measures, including direct ascent and co-orbital interceptors, and an analysis of the functionality of such a system in the aftermath of a nuclear detonation in space.

(4) A projection of the foreign policy and national security implications of a space-based interceptor program, including the probable response of United States adversaries and United States allies.

SEC. 223. HIGH ALTITUDE AIR SHIP PROGRAM.

Within the amount provided in section 201 for Research, Development, Test, and Evaluation, Air Force—

(1) $5,000,000 is available for the High Altitude Air Ship Program; and

(2) the amount provided for the Space Based Space Surveillance System is reduced by $5,000,000.

Subtitle D—Other Matters

SEC. 231. REVIEW OF TEST AND EVALUATION POLICIES AND PRACTICES TO ADDRESS EMERGING ACQUISITION APPROACHES.

(a) REVISION TO REPORT REQUIREMENT.—Section 2399(b)(2)(B) of title 10, United States Code, is amended by striking ''tested are effective and suitable for combat'' and inserting the following: ''tested—

''(i) are effective and suitable for combat in accordance with the users' standards for effectiveness and suitability as reflected in the requirements process; or

''(ii) are operationally acceptable under certain restricted conditions, as delineated by the Director.''.

(b) REVIEW OF TEST AND EVALUATION POLICIES.—

(1) IN GENERAL.—The Under Secretary of Defense for Acquisition, Technology, and Logistics, in coordination with the Director of Operational Test and Evaluation and the Director of the Defense Test Resource Management Center, shall conduct a review of test and evaluation policies and practices of the Department of Defense and issue such new or revised guidance as may be necessary to address emerging acquisition approaches.

(2) ISSUES TO BE ADDRESSED.—The issues to be addressed by the Under Secretary in the review under paragraph (1) shall include, at a minimum, appropriate polices and practices for—

(A) ensuring the adequacy and the expediency of test and evaluation activities with regard to—

(i) items that are acquired pursuant to the rapid acquisition authority in section 806 of the Bob Stump National Defense Authorization Act for Fiscal Year 2003 (10 U.S.C. 2302 note);

(ii) programs that are conducted pursuant to the spiral development authority in section 803 of the Bob Stump National Defense Authorization Act for Fiscal Year 2003 (10 U.S.C. 2430 note) (or other authority for the conduct of incremental acquisition programs) ;

(iii) systems that are acquired pursuant to other emerging acquisition approaches, as approved by the Under Secretary; and

(iv) materiel that is not subject to the operational test and evaluation requirements in sections 2366 and 2399 of title 10, United States Code, but which may require limited operational test and evaluation for the purposes of ensuring the safety and realistic survivability of the materiel and the personnel using the materiel; and

(B) the appropriate use, if any, of operational test and evaluation resources to assess technology readiness levels for purposes of section 2366a of title 10, United States Code, and other applicable technology readiness requirements.

(c) INCLUSION OF TESTING NEEDS IN STRATEGIC PLAN.—The Director of the Defense Test Resource Management Center shall ensure that the strategic plan for Department of Defense test and evaluation resources required by section 196 of title 10, United States Code—

(1) reflects any testing needs of the Department of Defense that are identified in the review under paragraph (1); and

(2) includes an assessment of the test and evaluation facilities, resources, and budgets that will be required to meet such needs.

(d) REPORT.—Not later than nine months after the date of the enactment of this Act, the Under Secretary of Defense for Acquisition, Technology, and Logistics shall submit to the congressional defense committees a report on the review conducted, and any new or revised guidance issued, pursuant to subsection (b).

TITLE III—OPERATION AND MAINTENANCE

Subtitle A—Authorization of Appropriations

Sec. 301. Operation and maintenance funding.

Sec. 302. Working capital funds.

Sec. 303. Other Department of Defense Programs.

Subtitle B—Environmental Provisions

Sec. 311. Revision of requirement for unexploded ordnance program manager.

Sec. 312. Identification and monitoring of military munitions disposal sites in ocean waters extending from United States coast to outer boundary of outer Continental Shelf.

Sec. 313. Reimbursement of Environmental Protection Agency for certain costs in connection with Moses Lake Wellfield Superfund Site, Moses Lake, Washington.
Sec. 314. Funding of cooperative agreements under environmental restoration program.
Sec. 315. Analysis and report regarding contamination and remediation responsibility for Norwalk Defense Fuel Supply Point, Norwalk, California.
Sec. 316. Report regarding scope of perchlorate contamination at formerly used defense sites.
Subtitle C—Workplace and Depot Issues
Sec. 321. Extension of exclusion of certain expenditures from percentage limitation on contracting for depot-level maintenance.
Sec. 322. Minimum capital investment for Air Force depots.
Sec. 323. Extension of temporary authority for contractor performance of security guard functions.
Sec. 324. Report on CH–47 helicopter reset.
Subtitle D—Reports
Sec. 331. Report on Nuclear Attack Submarine Depot Maintenance.
Sec. 332. Report on Navy Fleet Response Plan.
Sec. 333. Report on Navy surface ship rotational crew programs.
Sec. 334. Report on Army live-fire ranges in Hawaii.
Sec. 335. Comptroller General report on joint standards and protocols for access control systems at Department of Defense installations.
Sec. 336. Report on Personnel Security Investigations for Industry and National Industrial Security Program.
Subtitle E—Other Matters
Sec. 341. Department of Defense strategic policy on prepositioning of materiel and equipment.
Sec. 342. Authority to make Department of Defense horses available for adoption at end of useful working life.
Sec. 343. Sale and use of proceeds of recyclable munitions materials.
Sec. 344. Capital security cost sharing.
Sec. 345. Prioritization of funds within Navy mission operations, ship maintenance, combat support forces, and weapons system support.
Sec. 346. Prioritization of funds within Army reconstitution and transformation.

Subtitle A—Authorization of Appropriations

SEC. 301. OPERATION AND MAINTENANCE FUNDING.

Funds are hereby authorized to be appropriated for fiscal year 2007 for the use of the Armed Forces and other activities and agencies of the Department of Defense for expenses, not otherwise provided for, for operation and maintenance, in amounts as follows:

(1) For the Army, $24,920,735,000.

(2) For the Navy, $31,089,075,000.

(3) For the Marine Corps, $3,974,081,000.

(4) For the Air Force, $31,098,957,000.

(5) For Defense-wide activities, $19,876,763,000.

(6) For the Army Reserve, $2,300,102,000.

(7) For the Naval Reserve, $1,288,764,000.

(8) For the Marine Corps Reserve, $211,911,000.

(9) For the Air Force Reserve, $2,723,800,000.

(10) For the Army National Guard, $5,089,565,000.

(11) For the Air National Guard, $5,336,017,000.

(12) For the United States Court of Appeals for the Armed Forces, $11,721,000.

(13) For Environmental Restoration, Army, $413,794,000.

(14) For Environmental Restoration, Navy, $304,409,000.

(15) For Environmental Restoration, Air Force, $423,871,000.

(16) For Environmental Restoration, Defense-wide, $18,431,000.

(17) For Environmental Restoration, Formerly Used Defense Sites, $242,790,000.

(18) For Overseas Humanitarian, Disaster, and Civic Aid programs, $63,204,000.

(19) For Cooperative Threat Reduction programs, $372,128,000.

(20) For the Overseas Contingency Operations Transfer Fund, $10,000,000.

SEC. 302. WORKING CAPITAL FUNDS.

Funds are hereby authorized to be appropriated for fiscal year 2007 for the use of the Armed Forces and other activities and agencies of the Department of Defense for providing capital for working capital and revolving funds in amounts as follows:

(1) For the Defense Working Capital Funds, $180,498,000.

(2) For the National Defense Sealift Fund, $1,138,732,000.

(3) For the Defense Working Capital Fund, Defense Commissary, $1,184,000,000.

SEC. 303. OTHER DEPARTMENT OF DEFENSE PROGRAMS.

(a) DEFENSE HEALTH PROGRAM.—Funds are hereby authorized to be appropriated for the Department of Defense for fiscal year 2007 for expenses, not otherwise provided for, for the Defense Health Program, in the amount of $21,226,521,000, of which—

(1) $20,699,563,000 is for Operation and Maintenance;

(2) $130,603,000 is for Research, Development, Test, and Evaluation; and

(3) $396,355,000 is for Procurement.

(b) DRUG INTERDICTION AND COUNTER-DRUG ACTIVITIES, DEFENSE-WIDE.—Funds are hereby authorized to be appropriated for the Department of Defense for fiscal year 2007 for expenses, not otherwise provided for, for Drug Interdiction and Counter-Drug Activities, Defense-wide, in the amount of $926,890,000.

(c) DEFENSE INSPECTOR GENERAL.—Funds are hereby authorized to be appropriated for the Department of Defense for fiscal year 2007 for expenses, not otherwise provided for, for the Office of the Inspector General of the Department of Defense, in the amount of $216,297,000, of which—

(1) $214,897,000 is for Operation and Maintenance;

(2) $1,400,000 is for Procurement; and

(3) $0 is for Research, Development, Test, and Evaluation.

Subtitle B—Environmental Provisions

SEC. 311. REVISION OF REQUIREMENT FOR UNEXPLODED ORDNANCE PROGRAM MANAGER.

Section 2701(k) of title 10, United States Code, is amended—

(1) in paragraph (1)—

(A) by striking ''establish'' and inserting ''designate'';

(B) by inserting ''research,'' after ''characterization,''; and

(C) by adding at the end the following: ''The position of program manager shall be filled by—

''(A) in the case of an employee, an employee in a position that is equivalent to pay grade O–6 or above; or

''(B) in the case of a member of the armed forces, a commissioned officer of the Army, Navy, Air Force, or Marine Corps who is serving in the grade of colonel, or in the case of the Navy, captain, or a higher grade.''; and

(2) by striking paragraph (2) and inserting the following:

''(2) The program manager shall report to the Deputy Under Secretary of Defense for Installations and Environment.''.

SEC. 312. IDENTIFICATION AND MONITORING OF MILITARY MUNITIONS DISPOSAL SITES IN OCEAN WATERS EXTENDING FROM UNITED STATES COAST TO OUTER BOUNDARY OF OUTER CONTINENTAL SHELF.

(a) IDENTIFICATION OF MILITARY MUNITIONS DISPOSAL SITES.—

(1) REVIEW OF HISTORICAL RECORDS.—The Secretary of Defense shall conduct a review of historical records to determine—

(A) the number and probable locations of sites where the Armed Forces disposed of military munitions within covered United States ocean waters;

(B) the size of the disposal sites; and

(C) the types and quantities of military munitions disposed of at the sites.

(2) COOPERATION.—The Secretary shall request the assistance of the Coast Guard, the National Oceanic and Atmospheric Administration, and other relevant Federal agencies in conducting the review required by this subsection.

(3) RELEASE OF INFORMATION.—The Secretary shall periodically release, but no less often than annually, information obtained during the review conducted under this subsection. The Secretary may withhold from public release information about the exact nature and location of a disposal site if the Secretary determines that the potential unauthorized retrieval of military munitions at the site could pose a significant threat to national defense or public safety.

(4) REPORTING REQUIREMENTS.—The Secretary shall include the information obtained during a year through the review conducted under this subsection in the report submitted to Congress under section 2706(a) of title 10, United States Code, for the same year.

(b) IDENTIFICATION OF NAVIGATIONAL AND SAFETY HAZARDS.—

(1) INFORMATION FOR NAUTICAL CHARTS AND OTHER NAVIGATIONAL MATERIALS.—The Secretary shall share information obtained through the review conducted under subsection (a) with the Secretary of Commerce to assist the National Oceanic and Atmospheric Administration in preparing nautical charts and other navigational materials for covered United States ocean waters to identify known or probable hazards from disposed military munitions.

(2) INFORMATION FOR USERS.—The Secretary shall continue activities to inform potentially affected users of the ocean environment, and particularly fishing operations, of the possible hazards from contact with military munitions and the proper methods to mitigate such hazards.

(c) RESEARCH.—

(1) IN GENERAL.—The Secretary shall conduct research on the effects of military munitions disposed of in covered United States ocean waters.

(2) SPECIFIED RESEARCH EFFORTS.—The research conducted under this subsection shall include the following:

(A) The sampling and analysis of ocean waters and seabeds at or adjacent to the military munitions disposal sites selected by the Secretary under paragraph (4).

(B) The investigation into the long-term effects of seawater exposure on military munitions, particularly chemical munitions.

(C) The development of effective safety measures when dealing with military munitions disposed of in seawater.

(3) RESEARCH METHODS.—In conducting research under this subsection, the Secretary may make grants to, and enter into

cooperative agreements with, qualified research entities, as determined by the Secretary.

(4) RESEARCH LOCATIONS.—In conducting research under this subsection, the Secretary shall ensure that the sampling, analysis, and investigations are conducted at reasonably representative sites applying factors such as depth, water temperature, nature of the military munitions present, and relative proximity to shore populations. The Secretary shall select at least two representative sites from each of the following areas:

(A) Along the Atlantic coast.

(B) Along the Pacific coast (including the coast of Alaska).

(C) Off the shore of the Hawaiian Islands.

(d) MONITORING.—If research conducted under subsection (c) at a military munitions disposal site indicates that the disposed military munitions have caused or may be causing contamination of ocean waters or seabeds, the Secretary shall institute appropriate monitoring mechanisms at that site to recognize and track the potential release of contamination into the ocean waters from military munitions.

(e) EPIDEMIOLOGICAL STUDY ON HUMAN POPULATIONS.—The Secretary shall conduct an epidemiological study on human populations in the vicinity of military munitions disposal sites within covered United States ocean waters for the purpose of determining whether people have been affected by the presence of military munitions in these waters. The Secretary shall include the results of the study in the report referred to in subsection (a)(4).

(f) DEFINITIONS.—In this Act:

(1) The term ''coast line'' has the same meaning given that term in section 2 of the Submerged Lands Act (43 U.S.C. 1301).

(2) The term ''covered United States ocean waters'' means that part of the ocean extending from the coast line to the outer boundary of the outer Continental Shelf.

(3) The term ''military munitions'' has the same meaning given that term in section 101(e) of title 10, United States Code.

(4) The term ''outer Continental Shelf'' has the same meaning given that term in section 2 of the Outer Continental Shelf Lands Act (43 U.S.C. 1331).

(5) The term ''Secretary'' means the Secretary of Defense.

SEC. 313. REIMBURSEMENT OF ENVIRONMENTAL PROTECTION AGENCY FOR CERTAIN COSTS IN CONNECTION WITH MOSES LAKE WELLFIELD SUPERFUND SITE, MOSES LAKE, WASHINGTON.

(a) AUTHORITY TO REIMBURSE.—Using funds described in subsection (b), the Secretary of Defense may transfer not more than $111,114.03 to the Moses Lake Wellfield Superfund Site 10–6J Special Account to reimburse the Environmental Protection Agency for the costs incurred by the Environmental Protection Agency in overseeing a remedial investigation and feasibility study performed by the Department of the Army under the Defense Environmental Restoration Program at the former Larson Air Force Base, Moses Lake Wellfield Superfund Site, Moses Lake, Washington. This reimbursement is provided for in the March 1999 interagency agreement entered into by the Department of the Army and the Environmental Protection Agency for the Moses Lake Wellfield Superfund Site.

(b) SOURCE OF FUNDS.—Any payment under subsection (a) shall be made using funds authorized to be appropriated by section 301(17) for operation and maintenance for Environmental Restoration, Formerly Used Defense Sites.

SEC. 314. FUNDING OF COOPERATIVE AGREEMENTS UNDER ENVIRONMENTAL RESTORATION PROGRAM.

Section 2701(d)(2) of title 10, United States Code, is amended by adding at the end the following new sentence: ''This two-year limitation does not apply to an agreement funded using amounts in the Department of Defense Base Closure Account 1990 or the Department of Defense Base Closure Account 2005 established under sections 2906 and 2906A of the Defense Base Closure and Realignment Act of 1990 (part A of title XXIX of Public Law 101–510; 10 U.S.C. 2687 note).''.

SEC. 315. ANALYSIS AND REPORT REGARDING CONTAMINATION AND REMEDIATION RESPONSIBILITY FOR NORWALK DEFENSE FUEL SUPPLY POINT, NORWALK, CALIFORNIA.

(a) ANALYSIS REQUIRED.—The Secretary of the Air Force shall conduct a comprehensive analysis on the contamination and remediation costs of the Norwalk Defense Fuel Supply Point in Norwalk, California. As part of the analysis, the Secretary shall—

(1) characterize the contamination at the Norwalk Defense Fuel Supply Point;

(2) prepare a plan for the remediation of the Norwalk Defense Fuel Supply Point;

(3) prepare an estimate of anticipated costs to responsible parties;

(4) prepare a timeline for implementation and completion of the remediation at the Norwalk Defense Fuel Supply Point;

(5) describe the status of efforts to reach an allocation agreement of responsibility for remediation of the Norwalk Defense Fuel Supply Point with all entities that have contributed to the contamination of the property; and

(6) prepare a plan for removal or conveyance of infrastructure at the Norwalk Defense Fuel Supply Point, including costs and responsibility for those costs of elements of that plan.

(b) REPORT REQUIRED.—Not later than January 30, 2007, the Secretary shall submit to Congress a report containing the results of the analysis conducted under subsection (a) and addressing each of the matters specified in paragraphs (1) through (6) of such subsection.

(c) CONVEYANCE REQUIREMENTS.—The Secretary shall not convey property by public auction at the Norwalk Defense Fuel Supply Point before such time as the Secretary has—

(1) pursued a fair market transfer of the property to the City of Norwalk, California, taking into consideration all contamination of the property;

(2) submitted the report required by subsection (b); and

(3) submitted an additional report to Congress explaining the efforts undertaken by the Secretary to reach agreement with the City on the sale of the property, including the reasons that those efforts were not successful, and 30-days have elapsed after this report is submitted.

SEC. 316. REPORT REGARDING SCOPE OF PERCHLORATE CONTAMINATION AT FORMERLY USED DEFENSE SITES.

Not later than 180 days after the date of the enactment of this Act, the Secretary of Defense shall submit to Congress a report containing the results of a study of the scope of perchlorate contamination at Formerly Used Defense Sites. As part of the report, the Secretary shall identify the military installations or contractors that may have stored perchlorate or products containing perchlorate.

Subtitle C—Workplace and Depot Issues

SEC. 321. EXTENSION OF EXCLUSION OF CERTAIN EXPENDITURES FROM PERCENTAGE LIMITATION ON CONTRACTING FOR DEPOT-LEVEL MAINTENANCE.

Section 2474(f)(1) of title 10, United States Code, is amended by striking ''fiscal years 2003 through 2009'' and inserting ''fiscal years 2003 through 2014''.

SEC. 322. MINIMUM CAPITAL INVESTMENT FOR AIR FORCE DEPOTS.

(a) INVESTMENT REQUIRED.—Chapter 803 of title 10, United States Code, is amended by adding at the end the following new section:

''§ 8025. Minimum capital investment in Air Force depots

''(a) MINIMUM INVESTMENT REQUIREMENT.—Each fiscal year, the Secretary of the Air Force shall invest in the capital budgets of the depots of the Air Force a total amount equal to not less than six percent of the total combined revenue of all the depots of the Air Force for the preceding fiscal year.

''(b) WAIVER.—The Secretary of the Air Force may waive the requirement under subsection (a) if the Secretary determines that the waiver is necessary for reasons of national security and notifies the congressional defense committees.''.

(b) CLERICAL AMENDMENT.—The table of sections at the beginning of such chapter is amended by adding at the end the following new item:

''8025. Minimum capital investment for Air Force depots.''.

(c) EFFECTIVE DATE.—Section 8025 of title 10, United States Code, shall apply with respect to fiscal years beginning after the date of the enactment of this Act.

SEC. 323. EXTENSION OF TEMPORARY AUTHORITY FOR CONTRACTOR PERFORMANCE OF SECURITY GUARD FUNCTIONS.

(a) ONE-YEAR EXTENSION.—Section 332(c) of the Bob Stump National Defense Authorization Act for Fiscal Year 2003 (Public Law 107–314) is amended by striking ''September 30, 2007'' both places it appears and inserting ''September 30, 2008''.

(b) REPORT ON CONTRACTOR PERFORMANCE OF SECURITY-GUARD FUNCTIONS.—Not later than February 1, 2007, the Secretary of Defense shall submit to the Committee on Armed Services of the Senate and the Committee on Armed Services of the House of Representatives, a report on contractor performance of security guard functions under section 332 of the Bob Stump National Defense Authorization Act for Fiscal Year 2003 (Public Law 107–314). The report shall include the following:

(1) An explanation of progress made toward implementing each of the seven recommendations in the Comptroller General report entitled ''Contract Security Guards: Army's Guard Program Requires Greater Oversight and Reassessment of Acquisition Approach'' (GAO–06–284).

(2) An assessment, taking into considerations the observations made by the GAO on the report of the Department of Defense of November 2005 that is entitled ''Department of Defense Installation Security Guard Requirement Assessment and Plan'', of the following:

(A) The cost-effectiveness of using contractors rather than Department of Defense employees to perform security-guard functions.

(B) The performance of contractors employed as security guards compared with the performance of military personnel who have served as security guards.

(C) Specific results of on-site visits made by officials designated by the Secretary of Defense to military installations using contractors to perform security-guard functions.

(c) CONTRACT LIMITATION.—No contract may be entered into under section 332 of the Bob Stump National Defense Authorization Act for Fiscal Year 2003 (Public Law 107–314) after September 30, 2007, until the report required under subsection (b) is submitted.

SEC. 324. REPORT ON CH–47 HELICOPTER RESET.

Not later than 60 days after the date of the enactment of this Act, the Secretary of

the Army shall submit to the congressional defense committees a report that outlines the plan of the Army to reset all CH–47 aircraft in the active and reserve components. The Secretary shall include in the report a description of the plan, the timeline, and the costs for the reset of those aircraft.

Subtitle D—Reports

SEC. 331. REPORT ON NUCLEAR ATTACK SUBMARINE DEPOT MAINTENANCE.

(a) REPORT REQUIRED.—Not later than February 1, 2007, the Secretary of the Navy shall submit to the Committee on Armed Services of the Senate and the Committee on Armed Services of the House of Representatives a report describing the criteria used when a nuclear attack submarine is sent to a facility other than a facility located within 200 miles of the homeport of the submarine for maintenance described in subsection (d) when there is a public or private facility located within 200 miles of the homeport at which the maintenance required could be conducted.

(b) CONTENTS OF REPORT.—The report required under subsection (a) shall include the following:

(1) An assessment of the cost of housing for the crew of the submarine.

(2) The costs associated with traveling to the homeport of the submarine for official duty.

(3) The treatment of crew time while the submarine is undergoing nondeployed maintenance work away from the homeport.

(4) An assessment of the effect that maintenance conducted away from the homeport of a submarine has on the families of the members stationed on that submarine.

(5) An analysis of the retention of officers and enlisted members stationed on the submarine.

(6) An analysis of the use of fixed maintenance crews or semi-permanent engineering crews for maintenance availabilities that exceed 13 months.

(c) RESTRICTION ON MAINTENANCE AWAY FROM HOMEPORT.—

(1) RESTRICTION.—During fiscal year 2007, the Secretary of the Navy may not conduct maintenance described in subsection (d) on a nuclear attack submarine at a facility other than a facility located within 200 miles of the homeport of that submarine if there is a public or private facility located within 200 miles of the homeport at which the maintenance required could be conducted without adversely affecting operational deployment schedules.

(2) NOTIFICATION REQUIRED.—Not later than five days before maintenance restricted under paragraph (1) is conducted due to operation deployment schedules, the Secretary of the Navy shall provide to the congressional defense committees written notice of the maintenance that is to be conducted and the justification for conducting that maintenance.

(d) COVERED MAINTENANCE.—Maintenance described in this subsection is any of the following:

(1) Maintenance referred to as selected restricted availability maintenance.

(2) Maintenance referred to as preinactivation restricted availability maintenance.

(3) Maintenance referred to as extended selected restricted availability maintenance.

(4) Maintenance referred to as interim dry dock availabilities.

SEC. 332. REPORT ON NAVY FLEET RESPONSE PLAN.

(a) REPORT REQUIRED.—Not later than December 1, 2006, the Secretary of the Navy shall submit to the Committee on Armed Services of the Senate and the Committee on Armed Services of the House of Representatives a report on the program of the Navy referred to as the Fleet Response Plan. The report shall include the following:

(1) A directive that provides guidance for the conduct of the Plan and standardizes terms and definitions.

(2) Performance measures for evaluation of the Plan.

(3) Costs and resources needed to achieve objectives of the Plan.

(4) Operational tests, exercises, war games, experiments, and deployments used to test performance.

(5) A collection and synthesis of lessons learned from the implementation of the Plan as of the date on which the report is submitted.

(6) Evaluation of each of the following with respect to each ship participating in the Plan:

(A) Combat Readiness.

(B) Ship material condition.

(C) Number of maintenance deficiencies.

(D) Amount of maintenance accomplished while underway.

(E) Amount of maintenance accomplished at pier dockings.

(F) Number of voyage repairs during each deployment.

(G) Combat skills training requirements accomplished during a deployment and at the home station.

(H) Professional development training requirements accomplished during a deployment and at home station.

(I) Crew retention statistics.

(7) Any proposed changes to the Surface Force Training Manual.

(8) The amount of funding required to effectively implement the operations and maintenance requirements of the Plan and the effect of providing funding in an amount less than that amount.

(9) Any recommendations of the Secretary of the Navy with respect to expanding the Plan to include Expeditionary Strike Groups.

(b) COMPTROLLER GENERAL REPORT.—Not later than March 15, 2007, the Comptroller General shall submit to the congressional defense committees a report containing a review of the Navy report required under subsection (a). The report shall include the following:

(1) An examination of the management approaches of the Navy in implementing the Fleet Response Plan.

(2) An assessment of the adequacy of Navy directives and guidance with respect to maintenance and training requirements and procedures.

(3) An analysis and assessment of the adequacy of the Navy's test, exercises, and evaluation criteria.

(4) An evaluation of Navy data on aircraft carriers, destroyers, and cruisers that participated in the Fleet Response Plan with respect to readiness, response time, and availability for routine or unforeseen deployments.

(5) An assessment of the Navy's progress in identifying the amount of funding required to effectively implement the operations and maintenance requirements of the Fleet Response Plan and the effect of providing funding in an amount less than that amount.

(6) Any recommendations of the Comptroller General with respect to expanding the Fleet Response Plan to include Expeditionary Strike Groups.

(c) POSTPONEMENT OF EXPANSION.—The Secretary of the Navy may not expand the implementation of the Fleet Response Plan beyond the Carrier Strike Groups until October 1, 2007.

SEC. 333. REPORT ON NAVY SURFACE SHIP ROTATIONAL CREW PROGRAMS.

(a) REPORT REQUIRED.—Not later than April 1, 2007, the Secretary of the Navy shall submit to the Committee on Armed Services of the Senate and the Committee on Armed Services of the House of Representatives a report on the ship rotational crew experiment referred to in subsection (c)(1). The report shall include the following:

(1) A comparison between the three destroyers participating in that experiment and destroyers not participating in the experiment that takes into consideration each of the following:

(A) Cost-effectiveness, including a comparison of travel and per diem expenses, maintenance costs, and other costs.

(B) Maintenance procedures, impacts, and deficiencies, including the number and characterization of maintenance deficiencies, the extent of voyage repairs, postdeployment assessments of the material condition of the ships, and the extent to which work levels were maintained.

(C) Mission training requirements.

(D) Professional development requirements and opportunities.

(E) Liberty port of call opportunities.

(F) Movement and transportation of crew.

(G) Inventory and property accountability.

(H) Policies and procedures for assigning billets for rotating crews.

(I) Crew retention statistics.

(J) Readiness and mission capability data.

(2) Results from surveys administered or focus groups held to obtain representative views from commanding officers, officers, and enlisted members on the effects of rotational crew experiments on quality of life, training, professional development, maintenance, mission effectiveness, and other issues.

(3) The extent to which standard policies and procedures were developed and used for participating ships.

(4) Lessons learned from the destroyer experiment.

(5) An assessment from the combatant commanders on the crew mission performance when deployed.

(6) An assessment from the commander of the Fleet Forces Command on the material condition, maintenance, and crew training of each participating ship.

(7) Any recommendations of the Secretary of the Navy with respect to the extension of the ship rotational crew experiment or the implementation of the experiment for other surface vessels.

(b) POSTPONEMENT OF IMPLEMENTATION.—The Secretary of the Navy may not begin implementation of any new surface ship rotational crew experiment or program during the period beginning on the date of the enactment of this Act and ending on October 1, 2009.

(c) TREATMENT OF EXISTING EXPERIMENTS.—

(1) DESTROYER EXPERIMENT.—Not later than January 1, 2007, the Secretary of the Navy shall terminate the existing ship rotational crew experiment involving the U.S.S. Gonzalez (DDG–66), the U.S.S. Stout (DDG–55), and the U.S.S. Laboon (DDG–58) that is known as the ''sea swap''.

(2) PATROL COASTAL CLASS SHIP EXPERIMENT.—The Secretary of the Navy may continue the existing ship rotational crew program that is currently in use by overseas-based Patrol Coastal class ships.

(d) COMPTROLLER GENERAL REPORT.—Not later than July 15, 2007, the Comptroller General shall submit to the Committee on Armed Services of the Senate and the Committee on Armed Services of the House of Representatives a report on the ship rotational crew experiment referred to in subsection (c)(1). The report shall include the following:

(1) A review of the report submitted by the Secretary of the Navy under subsection (a) and an assessment of the extent to which the Secretary fully addressed costs, quality of life, training, maintenance, and mission effectiveness, and other relevant issues in that report.

(2) An assessment of the extent to which the Secretary established and applied a comprehensive framework for assessing the use of ship rotational crew experiments, including formal objectives, metrics, and methodology for assessing the cost-effectiveness of such experiments.

(3) An assessment of the extent to which the Secretary established effective guidance for the use of ship rotational crew experiments.

(4) Lessons learned from recent ship rotational crew experiments and an assessment of the extent to which the Navy systematically collects and shares lessons learned.

(e) CONGRESSIONAL BUDGET OFFICE REPORT.—Not later than July 15, 2007, the Director of the Congressional Budget Office shall submit a report to the Committee on Armed Services of the Senate and the Committee on Armed Services of the House of Representatives on the long-term implications of the use of crew rotation on Navy ships on the degree of forward presence provided by Navy ships. The report shall include the following:

(1) An analysis of different approaches to crew rotation and the degree of forward presence each approach would provide.

(2) A comparison of the degree of forward presence provided by the fleet under the long-term shipbuilding plan of the Navy with and without the widespread use of crew rotation.

(3) The long-term benefits and costs of using crew rotation on Navy ships.

SEC. 334. REPORT ON ARMY LIVE-FIRE RANGES IN HAWAII.

Not later than March 1, 2007, the Secretary of the Army shall submit to Congress a report on the adequacy of the live-fire ranges of the Army in the State of Hawaii with respect to current and future training requirements. The report shall include the following:

(1) An evaluation of the capacity of the existing live-fire ranges to meet the training requirements of the Army, including the training requirements of Stryker Brigade Combat Teams.

(2) A description of any existing plan to modify or expand any range in Hawaii for the purpose of meeting anticipated live-fire training requirements.

(3) A description of the current live-fire restrictions at the Makua Valley range and the effect of these restrictions on unit readiness.

(4) Cost and schedule estimates for the construction of new ranges or the modification of existing ranges that are necessary to support future training requirements if existing restrictions on training at the Makua Valley range remain in place.

SEC. 335. COMPTROLLER GENERAL REPORT ON JOINT STANDARDS AND PROTOCOLS FOR ACCESS CONTROL SYSTEMS AT DEPARTMENT OF DEFENSE INSTALLATIONS.

(a) REPORT REQUIRED.—Not later than one year after the date of the enactment of this Act, the Comptroller General shall submit to the Committee on Armed Services of the Senate and the Committee on Armed Services of the House of Representatives a report containing the assessment of the Comptroller General of—

(1) the extent to which consistency exists in standards, protocols, and procedures for access control across installations of the Department of Defense; and

(2) whether the establishment of joint standards and protocols for access control at such installations would be likely to—

(A) address any need of the Department identified by the Comptroller General; or

(B) improve access control across the installations by providing greater consistency and improved force protection.

(b) ISSUES TO BE ASSESSED.—In conducting the assessment required by subsection (a), the Comptroller General shall assess the extent to which each installation of the Department of Defense has or would benefit from having an access control system with the ability to—

(1) electronically check any identification card issued by any Federal agency or any State or local government within the United States, including any identification card of a visitor to the installation who is a citizen or legal resident of the United States;

(2) verify that an identification card used to obtain access to the installation was legitimately issued and has not been reported lost or stolen;

(3) check on a real-time basis all relevant watch lists maintained by the Government, including terrorist watch lists and lists of persons wanted by State, local, or Federal law enforcement authorities;

(4) maintain a log of individuals seeking access to the installation and of individuals who are denied access to the installation; and

(5) exchange information with any installation with a system that complies with the joint standards and protocols.

SEC. 336. REPORT ON PERSONNEL SECURITY INVESTIGATIONS FOR INDUSTRY AND NATIONAL INDUSTRIAL SECURITY PROGRAM.

(a) REPORTS REQUIRED.—Not later than 90 days after the date of the enactment of this Act and every six months thereafter, the Secretary of Defense shall submit to the congressional defense committees, the Committee on Homeland Security and Governmental Affairs of the Senate, and the Committee on Government Reform of the House of Representatives, a report on the future requirements of the Department of Defense with respect to the Personnel Security Investigations for Industry and the National Industrial Security Program of the Defense Security Service.

(b) CONTENTS OF REPORTS.—

(1) INITIAL REPORT.—The initial report required under subsection (a) shall include each of the following:

(A) The number of personnel security clearance investigations conducted during the period beginning on October 1, 1999, and ending on September 30, 2006.

(B) The number of each type of security clearance granted during that period.

(C) The unit cost to the Department of Defense of each security clearance granted during that period.

(D) The amount of any fee or surcharge paid to the Office of Personnel Management as a result of conducting a personnel security clearance investigation.

(E) A description of the procedures used by the Secretary of Defense to estimate the number of personnel security clearance investigations to be conducted during a fiscal year.

(F) A description of any effect of delays and backlogs in the personnel security clearance investigation process on the national security of the United States.

(G) A description of any effect of delays and backlogs in the personnel security clearance investigation process on the defense industrial base assets of the United States.

(H) A plan developed by the Secretary of Defense to reduce such delays and backlogs.

(I) A plan developed by the Secretary of Defense to adequately fund the personnel security clearance investigation process.

(J) A plan developed by the Secretary of Defense to establish a more stable and effective Personnel Security Investigations Program.

(K) A plan developed by the Secretary of Defense to involve external sources, including defense contractors, in the plans of the Secretary of Defense under subparagraphs (H), (I), and (J).

(2) SUBSEQUENT REPORTS.—Each report required to be submitted under subsection (a) after the submission of the initial report shall include each of the following:

(A) The funding requirements of the personnel security clearance investigation program and ability of the Secretary of Defense to fund the program.

(B) The size of the personnel security clearance investigation process backlog.

(C) The length of the average delay for an individual case pending in the personnel security clearance investigation process.

(D) Any progress made by the Secretary of Defense during the six months preceding the date on which the report is submitted toward implementing planned changes in the personnel security clearance investigation process.

(E) A determination certified by the Secretary of Defense of whether the personnel security clearance investigation process has improved during the six months preceding the date on which the report is submitted.

(c) COMPTROLLER GENERAL REPORT.—As soon as practicable after the Secretary of Defense submits the initial report required under subsection (a), the Comptroller General shall submit a report to Congress that contains a review of such initial report.

(d) SENSE OF CONGRESS ON IMPROVING THE PERSONNEL SECURITY INVESTIGATIONS PROGRAM.—

(1) FINDINGS.—Congress finds the following:

(A) Since fiscal year 2000, the General Accountability Office has listed the Personnel Security Investigations Program of the Department of Defense as a systemic weakness that affects more than one component of the Department and may jeopardize the operations of the Department.

(B) In 2005, the Government Accountability Office designated the Personnel Security Investigations Program as a high-risk area because delays by the Program in issuing security clearances can affect national security.

(C) In 2005, the Government Accountability Office found that the Department of Defense continues to face sizeable security clearance backlogs.

(D) The Government Accountability Office also reported in 2005 that security clearance delays increase national security risks, delay the start of classified work, hamper employers from hiring the best qualified workers, and increase the cost to the Government of national security-related contracts.

(E) These security clearance backlogs and delays continue in 2006, and have brought the security clearance program to a reported standstill.

(2) SENSE OF CONGRESS.—It is the sense of Congress that—

(A) the delays and backlogs associated with the Personnel Security Investigations Program threaten the national security of the United States and key defense industrial assets; and

(B) the Secretary of Defense should take such steps as are necessary to eliminate the backlogs of applications for security clearance and the delays associated with the security clearance application process and make

systemic improvements to the Personnel Security Investigations Program.

Subtitle E—Other Matters

SEC. 341. DEPARTMENT OF DEFENSE STRATEGIC POLICY ON PREPOSITIONING OF MATERIEL AND EQUIPMENT.

(a) STRATEGIC POLICY REQUIRED.—Chapter 131 of title 10, United States Code, is amended by adding at the end the following new section:

"§ 2229. Strategic policy on prepositioning of materiel and equipment

''(a) POLICY REQUIRED.—The Secretary of Defense shall maintain a strategic policy on the programs of the Department of Defense for the prepositioning of materiel and equipment. Such policy shall take into account national security threats, strategic mobility, and service requirements.

''(b) LIMITATION OF DIVERSION OF PREPOSITIONED MATERIEL.—The Secretary of a military department may not divert materiel or equipment from prepositioned stocks except—

''(1) in accordance with a change made by the Secretary of Defense to the policy maintained under subsection (a); or

''(2) for the purpose of supporting a contingency operation.

''(c) CONGRESSIONAL NOTIFICATION.—The Secretary of Defense may not implement or change the policy required under subsection (a) until the Secretary submits to the congressional defense committees a report describing the policy or change to the policy.''.

(b) CLERICAL AMENDMENT.—The table of sections at the beginning of such chapter is amended by adding at the end the following new item:

''2229. Strategic policy on prepositioning of materiel and equipment.''.

(c) DEADLINE FOR ESTABLISHMENT OF POLICY.—

(1) DEADLINE.—Not later than six months after the date of the enactment of this Act, the Secretary of Defense shall establish the strategic policy on the programs of the Department of Defense for the prepositioning of materiel and equipment required under section 2229 of title 10, United States Code, as added by subsection (a).

(2) LIMITATION ON DIVERSION OF PREPOSITIONED MATERIEL.—During the period beginning on the date of the enactment of this Act and ending on the date on which the Secretary of Defense submits the report required under section 2229(c) of title 10, United States Code, on the policy established under paragraph (1), the Secretary of a military department may not divert materiel or equipment from prepositioned stocks except for the purpose of supporting a contingency operation.

SEC. 342. AUTHORITY TO MAKE DEPARTMENT OF DEFENSE HORSES AVAILABLE FOR ADOPTION AT END OF USEFUL WORKING LIFE.

(a) INCLUSION OF DEPARTMENT OF DEFENSE HORSES IN EXISTING AUTHORITY.—Section 2583 of title 10, United States Code, is amended—

(1) in the section heading, by striking ''**working dogs**'' and inserting ''**animals**'';

(2) by striking ''working'' each place it appears;

(3) by striking ''dog'' and ''dogs'' each place they appear and inserting ''animal'' and ''animals'', respectively;

(4) by striking ''dog's'' in paragraphs (1) and (2) of subsection (a) and inserting ''animal's'';

(5) by striking ''a dog's adoptability'' in subsection (b) and inserting ''the adoptability of the animal''; and

(6) by adding at the end the following new subsection:

''(g) MILITARY ANIMAL DEFINED.—In this section, the term 'military animal' means the following:

''(1) A military working dog.

''(2) A horse owned by the Department of Defense.''.

(b) CLERICAL AMENDMENT.—The item relating to such section in the table of sections at the beginning of chapter 153 of such title is amended to read as follows:

''2583. Military animals: transfer and adoption at end of useful working life.''.

SEC. 343. SALE AND USE OF PROCEEDS OF RECYCLABLE MUNITIONS MATERIALS.

(a) ESTABLISHMENT OF PROGRAM.—Chapter 443 of title 10, United States Code, is amended by adding at the end the following new section:

"§ 4690. Recyclable munitions materials: sale; use of proceeds

''(a) AUTHORITY FOR PROGRAM.—Notwithstanding section 2577 of this title, the Secretary of the Army may carry out a program to sell recyclable munitions materials resulting from the demilitarization of conventional military munitions without regard to chapter 5 of title 40 and use any proceeds in accordance with subsection (c).

''(b) METHOD OF SALE.—The Secretary shall use competitive procedures to sell recyclable munitions materials under this section in accordance with Federal procurement laws and regulations.

''(c) PROCEEDS.—(1) Proceeds from the sale of recyclable munitions materials under this section shall be credited to an account that is specified as being for Army ammunition demilitarization from funds made available for the procurement of ammunition, to be available only for reclamation, recycling, and reuse of conventional military munitions (including research and development and equipment purchased for such purpose).

''(2) Amounts credited under this subsection shall be available for obligation for the fiscal year during which the funds are so credited and for three subsequent fiscal years.

''(d) REGULATIONS.—The Secretary shall prescribe regulations to carry out the program established under this section. Such regulations shall be consistent and in compliance with the Solid Waste Disposal Act (42 U.S.C. 6901 et seq.) and the regulations implementing that Act.''.

(b) CLERICAL AMENDMENT.—The table of sections at the beginning of such chapter is amended by adding at the end the following new item:

''4690. Recyclable munitions materials: sale; use of proceeds.''.

SEC. 344. CAPITAL SECURITY COST SHARING.

(a) RECONCILIATION REQUIRED.—For each fiscal year, the Secretary of Defense shall reconcile (1) the estimate of overseas presence of the Secretary of Defense under subsection (b) for that fiscal year, with (2) the determination of the Secretary of State under section 604(e)(1) of the Secure Embassy Construction and Counterterrorism Act of 1999 (22 U.S.C. 4865 note) of the total overseas presence of the Department of Defense for that fiscal year.

(b) ANNUAL ESTIMATE OF OVERSEAS PRESENCE.—Not later than February 1 of each year, the Secretary of Defense shall submit to the congressional defense committees an estimate of the total number of Department of Defense overseas personnel subject to chief of mission authority pursuant to section 207 of the Foreign Service Act of 1980 (22 U.S.C. 3927) during the fiscal year that begins on October 1 of that year.

SEC. 345. PRIORITIZATION OF FUNDS WITHIN NAVY MISSION OPERATIONS, SHIP MAINTENANCE, COMBAT SUPPORT FORCES, AND WEAPONS SYSTEM SUPPORT.

(a) IN GENERAL.—The Secretary of the Navy shall take such steps as necessary through the planning, programming, budgeting, and execution systems of the Department of the Navy to ensure that financial resources are provided for each fiscal year as necessary to enable the Navy to fund the following requirements of the Navy for that fiscal year:

(1) 100 percent of the requirements for steaming days per quarter for deployed ship operations.

(2) 100 percent of the requirements for steaming days per quarter for non-deployed ship operations.

(3) 100 percent of the projected ship and air depot maintenance.

(b) LIMITATION OF FUNDS FOR NAVY EXPEDITIONARY COMBAT COMMAND.—Of the funds appropriated for the Department of Navy for any fiscal year after fiscal year 2006, no operation and maintenance funds may be expended for the Navy Expeditionary Combat Command until the funding priorities in subsection (a) are met for that fiscal year.

(c) ANNUAL REPORT.—The Secretary of Navy shall submit to the congressional defense committees an annual report, to be submitted each year with the annual operation and maintenance justification of estimates material for the next fiscal year, that certifies that the requirements in subsection (a) are satisfied for the fiscal year for which that material is submitted.

SEC. 346. PRIORITIZATION OF FUNDS WITHIN ARMY RECONSTITUTION AND TRANSFORMATION.

(a) IN GENERAL.—The Secretary of the Army shall take such steps as necessary through the planning, programming, budgeting, and execution systems of the Department of the Army to ensure that financial resources are provided for each fiscal year as necessary to enable the Army to meet its requirements in that fiscal year for each of the following:

(1) The repair, recapitalization, and replacement of equipment used in the Global War on Terrorism, based on implementation of requirements based on a cost estimate for such purposes of at least $72,300,000,000 over the period of the five fiscal years beginning with fiscal year 2008.

(2) The fulfillment of equipment requirements of units transforming to modularity in accordance with the Modular Force Initiative report submitted to Congress in March 2006, based on implementation of requirements based on a cost estimate for such purposes of $47,600,000,000 over the period of the five fiscal years beginning with fiscal year 2008.

(3) The reconstitution of equipment and materiel in prepositioned stocks by 2012 in accordance with requirements under the Army Prepositioned Stocks Strategy 2012 or a subsequent strategy implemented under the guidelines in section 2229 of title 10, United States Code.

(b) ANNUAL REPORT.—The Secretary of the Army shall submit to the congressional defense committees an annual report, until the requirements of subsection (a) have been met, setting forth the progress toward meeting those requirements. Any information required to be included in the report concerning funding priorities under paragraph (1) or (2) of subsection (a) shall be itemized by active duty component and reserve component. The report for any year shall be submitted at the time the budget of the President for the next fiscal year is submitted to Congress. Each such report shall include the following:

(1) A complete itemization of the requirements for the funding priorities in subsection (a), including an itemization for all types of modular brigades for both active and reserve components.

(2) A list of any shortfalls that exist between available funding, equipment, supplies, and industrial capacity and required funding, equipment, supplies, and industrial capacity in accordance with the funding priorities in subsection (a).

(3) A list of the requirements for the funding priorities in subsection (a) that the Army has included in the budget for that fiscal year, including a detailed listing of the type, quantity, and cost of the equipment the Army plans to repair, recapitalize, or procure, set forth by appropriations account and Army component.

(4) An assessment of the progress made during that fiscal year toward meeting the overall requirements of the funding priorities in subsection (a).

(5) A description of how the Army defines costs associated with modularity versus the costs associated with modernizing equipment platforms and repairing, recapitalizing, and replacing equipment used during the global war on terrorism.

(6) The results of Army assessments of modular force capabilities, including lessons learned from existing modular units and any modifications that have been made to modularity.

(7) The assessment of each of the Chief of the National Guard Bureau and the Chief of the Army Reserve of each of the items described in paragraphs (1) through (6).

(c) LIMITATION ON FUNDS FOR FUTURE COMBAT SYSTEMS.—Of the funds appropriated for the Army for any fiscal year after fiscal year 2007, not more than $2,850,000,000 may be expended for the Future Combat Systems until the funding priorities in subsection (a) are met for that fiscal year.

(d) USE OF EXCESS FUNDS FOR FUTURE COMBAT SYSTEMS.—Any funds appropriated for the Future Combat Systems for any fiscal year not expended in accordance with subsection (c) shall be used for programs specified in subsection (a).

(e) EXCEPTION FOR NON-LINE-OF-SIGHT CANNON SYSTEM.—This section does not apply with respect to the obligation of funds for systems development and demonstration of the non-line-of-sight cannon system.

TITLE IV—MILITARY PERSONNEL AUTHORIZATIONS

Subtitle A—Active Forces

Sec. 401. End strengths for active forces.
Sec. 402. Revision in permanent active duty end strength minimum levels.
Sec. 403. Additional authority for increases of Army and Marine Corps active duty end strengths for fiscal years 2008 and 2009.

Subtitle B—Reserve Forces

Sec. 411. End strengths for Selected Reserve.
Sec. 412. End strengths for Reserves on active duty in support of the reserve components.
Sec. 413. End strengths for military technicians (dual status).
Sec. 414. Fiscal year 2007 limitation on number of non-dual status technicians.
Sec. 415. Maximum number of reserve personnel authorized to be on active duty for operational support.

Subtitle C—Authorization of Appropriations

Sec. 421. Military personnel.
Sec. 422. Armed Forces Retirement Home.

Subtitle A—Active Forces

SEC. 401. END STRENGTHS FOR ACTIVE FORCES.

(a) IN GENERAL.—The Armed Forces are authorized strengths for active duty personnel as of September 30, 2007, as follows:

(1) The Army, 512,400.

(2) The Navy, 340,700.

(3) The Marine Corps, 180,000.

(4) The Air Force, 334,200.

(b) LIMITATION.—

(1) ARMY.—The authorized strength for the Army provided in paragraph (1) of subsection (a) for active duty personnel for fiscal year 2007 is subject to the condition that costs of active duty personnel of the Army for that fiscal year in excess of 482,400 shall be paid out of funds authorized to be appropriated for that fiscal year for a contingent emergency reserve fund or as an emergency supplemental appropriation.

(2) MARINE CORPS.—The authorized strength for the Marine Corps provided in paragraph (3) of subsection (a) for active duty personnel for fiscal year 2007 is subject to the condition that costs of active duty personnel of the Marine Corps for that fiscal year in excess of 175,000 shall be paid out of funds authorized to be appropriated for that fiscal year for a contingent emergency reserve fund or as an emergency supplemental appropriation.

SEC. 402. REVISION IN PERMANENT ACTIVE DUTY END STRENGTH MINIMUM LEVELS.

Section 691(b) of title 10, United States Code, is amended by striking paragraphs (1) through (4) and inserting the following:

''(1) For the Army, 504,400.

''(2) For the Navy, 340,700.

''(3) For the Marine Corps, 180,000.

''(4) For the Air Force, 334,200.''.

SEC. 403. ADDITIONAL AUTHORITY FOR INCREASES OF ARMY AND MARINE CORPS ACTIVE DUTY END STRENGTHS FOR FISCAL YEARS 2008 AND 2009.

Effective October 1, 2007, the text of section 403 of the Ronald W. Reagan National Defense Authorization Act for Fiscal Year 2005 (Public Law 108–375; 118 Stat. 1863) is amended to read as follows:

''(a) AUTHORITY.—

''(1) ARMY.—For each of fiscal years 2008 and 2009, the Secretary of Defense may, as the Secretary determines necessary for the purposes specified in paragraph (3), establish the active-duty end strength for the Army at a number greater than the number otherwise authorized by law up to the number equal to the fiscal-year 2007 baseline plus 20,000.

''(2) MARINE CORPS.—For each of fiscal years 2008 and 2009, the Secretary of Defense may, as the Secretary determines necessary for the purposes specified in paragraph (3), establish the active-duty end strength for the Marine Corps at a number greater than the number otherwise authorized by law up to the number equal to the fiscal-year 2007 baseline plus 4,000.

''(3) PURPOSE OF INCREASES.—The purposes for which increases may be made in Army and Marine Corps active duty end strengths under paragraphs (1) and (2) are—

''(A) to support operational missions; and

''(B) to achieve transformational reorganization objectives, including objectives for increased numbers of combat brigades and battalions, increased unit manning, force stabilization and shaping, and rebalancing of the active and reserve component forces.

''(4) FISCAL-YEAR 2007 BASELINE.—In this subsection, the term 'fiscal-year 2007 baseline', with respect to the Army and Marine Corps, means the active-duty end strength authorized for those services in section 401 of the National Defense Authorization Act for Fiscal Year 2007.

''(5) ACTIVE-DUTY END STRENGTH.—In this subsection, the term 'active-duty end strength' means the strength for active-duty personnel of one of the Armed Forces as of the last day of a fiscal year.

''(b) RELATIONSHIP TO PRESIDENTIAL WAIVER AUTHORITY.—Nothing in this section shall be construed to limit the President's authority under section 123a of title 10, United States Code, to waive any statutory end strength in a time of war or national emergency.

''(c) RELATIONSHIP TO OTHER VARIANCE AUTHORITY.—The authority under subsection (a) is in addition to the authority to vary authorized end strengths that is provided in subsections (e) and (f) of section 115 of title 10, United States Code.

''(d) BUDGET TREATMENT.—

''(1) FISCAL YEAR 2008 BUDGET.—The budget for the Department of Defense for fiscal year 2008 as submitted to Congress shall comply, with respect to funding, with subsections (c) and (d) of section 691 of title 10, United States Code.

''(2) OTHER INCREASES.—If the Secretary of Defense plans to increase the Army or Marine Corps active duty end strength for a fiscal year under subsection (a), then the budget for the Department of Defense for that fiscal year as submitted to Congress shall include the amounts necessary for funding that active duty end strength in excess of the fiscal year 2007 active duty end strength authorized for that service under section 401 of the National Defense Authorization Act for Fiscal Year 2007.''.

Subtitle B—Reserve Forces

SEC. 411. END STRENGTHS FOR SELECTED RESERVE.

(a) IN GENERAL.—The Armed Forces are authorized strengths for Selected Reserve personnel of the reserve components as of September 30, 2007, as follows:

(1) The Army National Guard of the United States, 350,000.

(2) The Army Reserve, 200,000.

(3) The Navy Reserve, 71,300.

(4) The Marine Corps Reserve, 39,600.

(5) The Air National Guard of the United States, 107,000.

(6) The Air Force Reserve, 74,900.

(7) The Coast Guard Reserve, 10,000.

(b) ADJUSTMENTS.—The end strengths prescribed by subsection (a) for the Selected Reserve of any reserve component shall be proportionately reduced by—

(1) the total authorized strength of units organized to serve as units of the Selected Reserve of such component which are on active duty (other than for training) at the end of the fiscal year; and

(2) the total number of individual members not in units organized to serve as units of the Selected Reserve of such component who are on active duty (other than for training or for unsatisfactory participation in training) without their consent at the end of the fiscal year.

Whenever such units or such individual members are released from active duty during any fiscal year, the end strength prescribed for such fiscal year for the Selected Reserve of such reserve component shall be increased proportionately by the total authorized strengths of such units and by the total number of such individual members.

SEC. 412. END STRENGTHS FOR RESERVES ON ACTIVE DUTY IN SUPPORT OF THE RESERVE COMPONENTS.

Within the end strengths prescribed in section 411(a), the reserve components of the Armed Forces are authorized, as of September 30, 2007, the following number of Reserves to be serving on full-time active duty or full-time duty, in the case of members of the National Guard, for the purpose of organizing, administering, recruiting, instructing, or training the reserve components:

(1) The Army National Guard of the United States, 28,165.

(2) The Army Reserve, 15,416.

(3) The Navy Reserve, 12,564.

(4) The Marine Corps Reserve, 2,261.

(5) The Air National Guard of the United States, 13,291.

(6) The Air Force Reserve, 2,707.

SEC. 413. END STRENGTHS FOR MILITARY TECHNICIANS (DUAL STATUS).

The minimum number of military technicians (dual status) as of the last day of fiscal year 2007 for the reserve components of the Army and the Air Force (notwithstanding section 129 of title 10, United States Code) shall be the following:

(1) For the Army Reserve, 7,912.

(2) For the Army National Guard of the United States, 27,615.

(3) For the Air Force Reserve, 10,124.

(4) For the Air National Guard of the United States, 23,255.

SEC. 414. FISCAL YEAR 2007 LIMITATION ON NUMBER OF NON-DUAL STATUS TECHNICIANS.

(a) LIMITATIONS.—

(1) NATIONAL GUARD.—Within the limitation provided in section 10217(c)(2) of title 10, United States Code, the number of non-dual status technicians employed by the National Guard as of September 30, 2007, may not exceed the following:

(A) For the Army National Guard of the United States, 1,600

(B) For the Air National Guard of the United States, 350.

(2) ARMY RESERVE.—The number of non-dual status technicians employed by the Army Reserve as of September 30, 2007, may not exceed 595.

(3) AIR FORCE RESERVE.—The number of non-dual status technicians employed by the Air Force Reserve as of September 30, 2007, may not exceed 90.

(b) NON-DUAL STATUS TECHNICIANS DEFINED.—In this section, the term ''non-dual status technician'' has the meaning given that term in section 10217(a) of title 10, United States Code.

SEC. 415. MAXIMUM NUMBER OF RESERVE PERSONNEL AUTHORIZED TO BE ON ACTIVE DUTY FOR OPERATIONAL SUPPORT.

During fiscal year 2007, the maximum number of members of the reserve components of the Armed Forces who may be serving at any time on full-time operational support duty under section 115(b) of title 10, United States Code, is the following:

(1) The Army National Guard of the United States, 17,000.

(2) The Army Reserve, 13,000.

(3) The Navy Reserve, 6,200.

(4) The Marine Corps Reserve, 3,000.

(5) The Air National Guard of the United States, 16,000.

(6) The Air Force Reserve, 14,000.

Subtitle C—Authorization of Appropriations

SEC. 421. MILITARY PERSONNEL.

There is hereby authorized to be appropriated to the Department of Defense for military personnel for fiscal year 2007 a total of $109,820,468,000. The authorization in the preceding sentence supersedes any other authorization of appropriations (definite or indefinite) for such purpose for fiscal year 2007.

SEC. 422. ARMED FORCES RETIREMENT HOME.

There is hereby authorized to be appropriated for fiscal year 2007 from the Armed Forces Retirement Home Trust Fund the sum of $54,846,000 for the operation of the Armed Forces Retirement Home.

TITLE V—MILITARY PERSONNEL POLICY

Subtitle A—Officer Personnel Policy

Sec. 501. Authorized strength of Navy Reserve flag officers.
Sec. 502. Standardization of grade of senior dental officer of the Air Force with that of senior dental officer of the Army.
Sec. 503. Management of chief warrant officers.
Sec. 504. Reduction in time-in-grade requirement for promotion to captain in the Army, Air Force, and Marine Corps and lieutenant in the Navy.
Sec. 505. Military status of officers serving in certain Intelligence Community positions.

Subtitle B—Reserve Component Management

Sec. 511. Revisions to reserve call-up authority.
Sec. 512. Military retirement credit for certain service by National Guard members performed while in a State duty status immediately after the terrorist attacks of September 11, 2001.
Sec. 513. Report on private-sector promotion and constructive termination of members of the reserve components called or ordered to active service.

Subtitle C—Education and Training

Sec. 521. Authority to permit members who participate in the guaranteed reserve forces duty scholarship program to participate in the health professions scholarship program and serve on active duty.
Sec. 522. Junior Reserve Officers' Training Corps instruction eligibility expansion.
Sec. 523. Authority for United States Military Academy and United States Air Force Academy permanent military professors to assume command positions while on periods of sabbatical.
Sec. 524. Expansion of service academy exchange programs with foreign military academies.
Sec. 525. Review of legal status of Junior ROTC program.
Sec. 526. Special operations fellowships.

Subtitle D—General Service Authorities

Sec. 531. Test of utility of test preparation guides and education programs in enhancing recruit candidate performance on the Armed Services Vocational Aptitude Battery (ASVAB) and Armed Forces Qualification Test (AFQT).
Sec. 532. Nondisclosure of selection board proceedings.
Sec. 533. Report on extent of provision of timely notice of long-term deployments.
Sec. 534. Report on using six-month deployments for Operation Enduring Freedom and Operation Iraqi Freedom.

Subtitle E—Authorities Relating to Guard and Reserve Duty

Sec. 541. Title 10 definition of Active Guard and Reserve duty.
Sec. 542. Authority for Active Guard and Reserve duties to include support of operational missions assigned to the reserve components and instruction and training of active-duty personnel.
Sec. 543. Governor's authority to order members to Active Guard and Reserve duty.
Sec. 544. National Guard officers authority to command.
Sec. 545. Expansion of operations of civil support teams.

Subtitle F—Decorations and Awards

Sec. 551. Authority for presentation of Medal of Honor Flag to living Medal of Honor recipients and to living primary next-of-kin of deceased Medal of Honor recipients.
Sec. 552. Cold War Victory Medal.
Sec. 553. Posthumous award of Purple Heart for prisoners of war who die in or due to captivity.
Sec. 554. Advancement on the retired list of certain decorated retired Navy and Marine Corps officers.
Sec. 555. Report on Department of Defense process for awarding decorations.

Subtitle G—Matters Relating to Casualties

Sec. 561. Criteria for removal of member from temporary disability retired list.
Sec. 562. Department of Defense computer/electronic accommodations program for severely wounded members.
Sec. 563. Transportation of remains of casualties dying in a theater of combat operations.
Sec. 564. Annual budget display of funds for POW/MIA activities of Department of Defense.

Subtitle H—Assistance to Local Educational Agencies for Defense Dependents Education

Sec. 571. Continuation of authority to assist local educational agencies that benefit dependents of members of the Armed Forces and Department of Defense civilian employees.
Sec. 572. Enrollment in defense dependents' education system of dependents of foreign military members assigned to Supreme Headquarters Allied Powers, Europe.

Subtitle I—Postal Benefits

Sec. 575. Postal benefits program for members of the Armed Forces.
Sec. 576. Funding.
Sec. 577. Duration.

Subtitle J—Other Matters

Sec. 581. Reduction in Department of Defense accrual contributions to Department of Defense Military Retirement Fund.
Sec. 582. Dental Corps of the Bureau of Medicine and Surgery.
Sec. 583. Permanent authority for presentation of recognition items for recruitment and retention purposes.
Sec. 584. Report on feasibility of establishment of Military Entrance Processing Command station on Guam.
Sec. 585. Persons authorized to administer enlistment and appointment oaths.
Sec. 586. Repeal of requirement for periodic Department of Defense Inspector General assessments of voting assistance compliance at military installations.
Sec. 587. Physical evaluation boards.
Sec. 588. Department of Labor transitional assistance program.
Sec. 589. Revision in Government contributions to Medicare-Eligible Retiree Health Care Fund.
Sec. 590. Military chaplains.
Sec. 591. Report on personnel requirements for airborne assets identified as Low-Density, High-Demand Airborne Assets.
Sec. 592. Entrepreneurial Service Members Empowerment Task Force.
Sec. 593. Comptroller General report on military conscientious objectors.

Sec. 594. Commission on the National Guard and Reserves.
Sec. 595. Inclusion in annual Department of Defense report on sexual assaults of information on results of disciplinary actions.

Subtitle A—Officer Personnel Policy

SEC. 501. AUTHORIZED STRENGTH OF NAVY RESERVE FLAG OFFICERS.

(a) SIMPLIFICATION OF COUNTING OF NAVY RESERVE FLAG OFFICERS.—Subsection (c) of section 12004 of title 10, United States Code, is amended to read as follows:

''(c) The authorized strength of the Navy under subsection (a) is exclusive of officers counted under section 526 of this title.''.

(b) CONFORMING AMENDMENT.—Subsection (d) of such section is amended by striking ''of those'' and inserting ''of officers''.

SEC. 502. STANDARDIZATION OF GRADE OF SENIOR DENTAL OFFICER OF THE AIR FORCE WITH THAT OF SENIOR DENTAL OFFICER OF THE ARMY.

(a) AIR FORCE ASSISTANT SURGEON GENERAL FOR DENTAL SERVICES.—Section 8081 of title 10, United States Code, is amended by striking ''brigadier general'' in the second sentence and inserting ''major general''.

(b) EFFECTIVE DATE.—The amendment made by subsection (a) shall take effect on the date of the occurrence of the next vacancy in the position of Assistant Surgeon General for Dental Services in the Air Force that occurs after the date of the enactment of this Act or, if earlier, on the date of the appointment to the grade of major general of the officer who is the incumbent in that position on the date of the enactment of the Act.

SEC. 503. MANAGEMENT OF CHIEF WARRANT OFFICERS.

(a) RETENTION OF CHIEF WARRANT OFFICERS, W-4, WHO HAVE TWICE FAILED OF SELECTION FOR PROMOTION.—Section 580(e)(1) of title 10, United States Code, is amended by striking ''continued on active duty if'' and all that follows and inserting ''continued on active duty if—

''(A) in the case of a warrant officer in the grade of chief warrant officer, W–2, or chief warrant officer, W–3, the warrant officer is selected for continuation on active duty by a selection board convened under section 573(c) of this title; and

''(B) in the case of a warrant officer in the grade of chief warrant officer, W–4, the warrant officer is selected for continuation on active duty by the Secretary concerned under such procedures as the Secretary may prescribe.''.

(b) MANDATORY RETIREMENT FOR LENGTH OF SERVICE.—Section 1305(a) of such title is amended—

(1) by striking ''(1) Except as'' and all the follows through ''W–5)'' and inserting ''A regular warrant officer'';

(2) by inserting ''as a warrant officer'' after ''years of active service'';

(3) by inserting ''the date on which'' after ''60 days after''; and

(4) by striking paragraph (2).

SEC. 504. REDUCTION IN TIME-IN-GRADE REQUIREMENT FOR PROMOTION TO CAPTAIN IN THE ARMY, AIR FORCE, AND MARINE CORPS AND LIEUTENANT IN THE NAVY.

Section 619(a)(1) of title 10, United States Code, is amended by striking ''he has completed'' in the matter preceding subparagraph (A) and all that follows through the period at the end of subparagraph (B) and inserting ''the officer has completed 18 months of service in the grade in which the officer holds a permanent appointment''.

SEC. 505. MILITARY STATUS OF OFFICERS SERVING IN CERTAIN INTELLIGENCE COMMUNITY POSITIONS.

(a) CLARIFICATION OF MILITARY STATUS.—Section 528 of title 10, United States Code, is amended—

(1) by striking subsections (a) and (b) and inserting the following:

''(a) MILITARY STATUS.—An officer of the armed forces, while serving in a position covered by this section—

''(1) shall not be subject to supervision or control by the Secretary of Defense or any other officer or employee of the Department of Defense, except as directed by the Secretary of Defense concerning reassignment from such position; and

''(2) may not exercise, by reason of the officer's status as an officer, any supervision or control with respect to any of the military or civilian personnel of the Department of Defense except as otherwise authorized by law.

''(b) DIRECTOR AND DEPUTY DIRECTOR OF CIA.—When the position of Director or Deputy Director of the Central Intelligence Agency is held by an officer of the armed forces, the officer serving in that position, while so serving, shall be excluded from the limitations in sections 525 and 526 of this title. However, if both such positions are held by an officer of the armed forces, only one such officer may be excluded from those limitation while so serving.''; and

(2) by adding at the end the following new subsections:

''(e) EFFECT OF APPOINTMENT.—Except as provided in subsection (a), the appointment or assignment of an officer of the armed forces to a position covered by this section shall not affect—

''(1) the status, position, rank, or grade of such officer in the armed forces; or

''(2) any emolument, perquisite, right, privilege, or benefit incident to or arising out of such status, position, rank, or grade.

''(f) MILITARY PAY AND ALLOWANCES.—An officer of the armed forces on active duty who is appointed or assigned to a position covered by this section shall, while serving in such position and while remaining on active duty, continue to receive military pay and allowances and shall not receive the pay prescribed for such position. Funds from which such military pay and allowances are paid to such officer while so serving shall be reimbursed from funds available to the Director of the Central Intelligence Agency (for an officer serving in a position within the Central Intelligence Agency) or from funds available to the Director of National Intelligence (for an officer serving in a position within the Office of the Director of National Intelligence).

''(g) COVERED POSITIONS.—The positions covered by this section are the positions specified in subsections (b) and (c) and the positions designated under subsection (d).''.

(b) CLERICAL AMENDMENTS.—

(1) The heading of such section is amended to read as follows:

"§ 528. Officers serving in certain intelligence positions: military status; exclusion from distribution and strength limitations; pay and allowances".

(2) The table of sections at the beginning of chapter 32 of such title is amended to read as follows:

''528. Officers serving in certain intelligence positions: military status; exclusion from distribution and strength limitations; pay and allowances.''.

Subtitle B—Reserve Component Management

SEC. 511. REVISIONS TO RESERVE CALL-UP AUTHORITY.

(a) MAXIMUM NUMBER OF DAYS.—Subsection (a) of section 12304 of title 10, United States Code, is amended by striking ''270 days'' and inserting ''365.''

(b) SUPPORT FOR DISASTERS.—Such section is further amended—

(1) in subsection (b)—

(A) by striking ''or'' at the end of paragraph (1);

(B) by striking the period at the end of paragraph (2) and inserting ''; or''; and

(C) by adding at the end the following new paragraph:

''(3) a serious natural or manmade disaster, accident, or catastrophe that occurs in the United States, its territories and possessions, or Puerto Rico.''; and

(2) in subsection (c)(1)—

(A) by striking ''title or,'' and inserting ''title,''; and

(B) by striking '', to provide'' and all that follows through the end and inserting a period.

(c) FAIR TREATMENT.—Such section is further amended—

(1) by redesignating subsection (i) as subsection (j); and

(2) by inserting after subsection (h) the following new subsection (i):

''(i) CONSIDERATIONS FOR INVOLUNTARY ORDER TO ACTIVE DUTY.—(1) In determining which members of the Selected Reserve and Individual Ready Reserve will be ordered to duty without their consent under this section, appropriate consideration shall be given to—

''(A) the length and nature of previous service, to assure such sharing of exposure to hazards as the national security and military requirements will reasonably allow;

''(B) the frequency of assignments during service career;

''(C) family responsibilities; and

''(D) employment necessary to maintain the national health, safety, or interest.

''(2) The Secretary of Defense shall prescribe such policies and procedures as the Secretary considers necessary to carry out this subsection.''.

SEC. 512. MILITARY RETIREMENT CREDIT FOR CERTAIN SERVICE BY NATIONAL GUARD MEMBERS PERFORMED WHILE IN A STATE DUTY STATUS IMMEDIATELY AFTER THE TERRORIST ATTACKS OF SEPTEMBER 11, 2001.

Subsection (c) of section 514 of the National Defense Authorization Act for Fiscal Year 2006 (Public Law 109–163; 119 Stat. 3232) is amended by adding at the end the following new paragraph:

''(3) In the State of New Jersey: Bergen, Hudson, Union, and Middlesex.''.

SEC. 513. REPORT ON PRIVATE-SECTOR PROMOTION AND CONSTRUCTIVE TERMINATION OF MEMBERS OF THE RESERVE COMPONENTS CALLED OR ORDERED TO ACTIVE SERVICE.

(a) REPORT REQUIRED.—Not later than March 1, 2007, the Secretary of Defense shall submit to the Committee on Armed Services of the Senate and the Committee on Armed Services of the House of Representatives a report on the promotion and constructive termination by private-sector employers of members of the reserve components called or ordered to active service.

(b) COLLECTION OF INFORMATION.—The Secretary of Defense shall base the report required under subsection (a) on information submitted voluntarily by members of the reserve components.

(c) CONSTRUCTIVE TERMINATION.—In this section, the term ''constructive termination'' means the voluntary resignation of an employee because of working conditions the employee finds unbearable.

Subtitle C—Education and Training

SEC. 521. AUTHORITY TO PERMIT MEMBERS WHO PARTICIPATE IN THE GUARANTEED RESERVE FORCES DUTY SCHOLARSHIP PROGRAM TO PARTICIPATE IN THE HEALTH PROFESSIONS SCHOLARSHIP PROGRAM AND SERVE ON ACTIVE DUTY.

Paragraph (3) of section 2107a(b) of title 10, United States Code, is amended—

(1) by inserting ''or a cadet or former cadet under this section who signs an agreement under section 2122 of this title,'' after ''military junior college,''; and

(2) by inserting '', or former cadet,'' after ''consent of the cadet'' and after ''submitted by the cadet''.

SEC. 522. JUNIOR RESERVE OFFICERS' TRAINING CORPS INSTRUCTION ELIGIBILITY EXPANSION.

Section 2031 of title 10, United States Code, is amended—

(1) in subsection (d)(1), by inserting ''who are receiving retired or retainer pay,'' after ''Fleet Marine Corps Reserve,''; and

(2) by adding at the end the following new subsection (e):

''(e) Instead of, or in addition to, the detailing of active-duty officers and noncommissioned officers under subsection (c)(1), and the employment of retired officers and noncommissioned officers and members of the Fleet Reserve or Fleet Marine Corps Reserve under subsection (d), the Secretary of the military department concerned may authorize qualified institutions to employ as administrators and instructors in the program, retired officers and noncommissioned officers who qualify for retired pay for nonregular service under the provisions of chapter 1223 of this title but for being under the age specified in section 12731(a)(1) of this title for eligibility for such retired pay, whose qualifications are approved by the Secretary and the institution concerned, and who request such employment, subject to the following:

''(1) The compensation package for officers and noncommissioned officers employed under this subsection shall not be coupled with either active duty pay or retired pay, but instead shall be at a rate contracted individually and determined by the Secretary of the military department concerned. The Secretary may pay the institution an amount the Secretary determined to be appropriate, but the amount may not be more than the amount that would be paid on behalf of an equivalent retiree or member of the Fleet Reserve or Fleet Marine Corps Reserve under the provisions of subsection (d)(1). The Secretary may continue to pay individuals employed under this subsection pre-determined compensation packages, even after they reach the age of 60. Payments by the Secretary concerned under this paragraph shall be made from funds appropriated for that purpose.

''(2) Such a retired member is not, while so employed, considered to be on active duty or inactive duty training for any purpose.''.

SEC. 523. AUTHORITY FOR UNITED STATES MILITARY ACADEMY AND UNITED STATES AIR FORCE ACADEMY PERMANENT MILITARY PROFESSORS TO ASSUME COMMAND POSITIONS WHILE ON PERIODS OF SABBATICAL.

(a) UNITED STATES MILITARY ACADEMY.—Section 4334(d) of title 10, United States Code, is amended—

(1) by striking ''permanent professors and the'';

(2) by striking ''exercise'' and inserting ''exercises''; and

(3) by adding at the end the following new sentence: ''The permanent professors exercise command only in the academic department of the Academy and, at the discretion of the Secretary of the Army, within Army units to which they are assigned.''.

(b) UNITED STATES AIR FORCE ACADEMY.—Section 9334(b) of such title is amended—

(1) by striking ''permanent professors and the''; and

(2) by striking ''exercise'' and inserting ''exercises''; and

(3) by adding at the end the following new sentence: ''The permanent professors exercise command only in the academic department of the Academy and, at the discretion of the Secretary of the Air Force, within Air Force units to which they are assigned.''.

SEC. 524. EXPANSION OF SERVICE ACADEMY EXCHANGE PROGRAMS WITH FOREIGN MILITARY ACADEMIES.

(a) UNITED STATES MILITARY ACADEMY.—

(1) NUMBER OF PARTICIPANTS IN EXCHANGE PROGRAM.—Subsection (b) of section 4345 of title 10, United States Code, is amended by striking ''24'' and inserting ''100''.

(2) COSTS AND EXPENSES.—Subsection (c) of such section is amended—

(A) by striking ''for the Academy'' in paragraph (3) and all that follows in that paragraph and inserting ''for the Academy and such additional funds as may be available to the Academy from a source other than appropriated funds to support cultural immersion, regional awareness, or foreign language training activities in connection with the exchange program.''; and

(B) by adding at the end the following new paragraph:

''(4) Expenditures in support of the exchange program from funds appropriated for the Academy may not exceed $1,000,000 during any fiscal year.''.

(b) UNITED STATES NAVAL ACADEMY.—

(1) NUMBER OF PARTICIPANTS IN EXCHANGE PROGRAM.—Subsection (b) of section 6957a of title 10, United States Code, is amended by striking ''24'' and inserting ''100''.

(2) COSTS AND EXPENSES.—Subsection (c) of such section is amended—

(A) by striking ''for the Academy'' in paragraph (3) and all that follows in that paragraph and inserting ''for the Academy and such additional funds as may be available to the Academy from a source other than appropriated funds to support cultural immersion, regional awareness, or foreign language training activities in connection with the exchange program.''; and

(B) by adding at the end the following new paragraph:

''(4) Expenditures in support of the exchange program from funds appropriated for the Naval Academy may not exceed $1,000,000 during any fiscal year.''.

(c) UNITED STATES AIR FORCE ACADEMY.—

(1) NUMBER OF PARTICIPANTS IN EXCHANGE PROGRAM.—Subsection (b) of section 9345 of title 10, United States Code, is amended by striking ''24'' and inserting ''100''.

(2) COSTS AND EXPENSES.—Subsection (c) of such section is amended—

(A) by striking ''for the Academy'' in paragraph (3) and all that follows in that paragraph and inserting ''for the Academy and such additional funds as may be available to the Academy from a source other than appropriated funds to support cultural immersion, regional awareness, or foreign language training activities in connection with the exchange program.''; and

(B) by adding at the end the following new paragraph:

''(4) Expenditures in support of the exchange program from funds appropriated for the Academy may not exceed $1,000,000 during any fiscal year.''.

(d) EFFECTIVE DATES.—The amendments made by subsection (a) shall take effect on the date of the enactment of this Act. The amendments made by subsections (b) and (c) shall take effect on October 1, 2008.

SEC. 525. REVIEW OF LEGAL STATUS OF JUNIOR ROTC PROGRAM.

(a) REVIEW.—The Secretary of Defense shall conduct a review of the 1976 legal opinion issued by the General Counsel of the Department of Defense regarding instruction of non-host unit students participating in Junior Reserve Officers' Training Corps programs. The review shall consider whether changes to law after the issuance of that opinion allow in certain circumstances for the arrangement for assignment of instructors that provides for the travel of an instructor from one educational institution to another once during the regular school day for the purposes of the Junior Reserve Officers' Training Corps program as an authorized arrangement that enhances administrative efficiency in the management of the program. If the Secretary, as a result of the review, determines that such authority is not available, the Secretary should also consider whether such authority should be available and whether there should be authority to waive the restrictions under certain circumstances.

(b) REPORT.—The Secretary shall submit to the Committee on Armed Services of the Senate and the Committee on Armed Services of the House of Representatives a report containing the results of the review not later than 180 days after the date of the enactment of this Act.

(c) INTERIM AUTHORITY.—A current institution that has more than 70 students and is providing support to another educational institutional with more than 70 students and has been providing for the assignment of instructors from one school to the other may continue to provide such support until 180 days following receipt of the report under subsection (b).

SEC. 526. SPECIAL OPERATIONS FELLOWSHIPS.

(a) FELLOWSHIPS.—The Secretary of Defense shall prescribe regulations under which the Assistant Secretary of Defense for Special Operations and Low Intensity Conflict may award a fellowship to an eligible person, as described in subsection (b), in a discipline determined by the Assistant Secretary. The authority to award any amount of funds to any person as a fellowship under this section is subject to the availability of funds for that purpose.

(b) ELIGIBLE PERSON.—A person eligible for a fellowship under this section is a citizen or national of the United States who is enrolled in or is eligible to enroll in a program of education leading toward the completion of a masters degree or a doctoral degree.

(c) FELLOWSHIP REQUIREMENTS.—

(1) DOCTORAL DEGREE STUDENTS.—The recipient of a fellowship who is a student enrolled in a program of education leading toward the completion of a doctoral degree shall agree to prepare a doctoral dissertation in a subject area with military relevance that is approved by the Assistant Secretary.

(2) MASTERS DEGREE STUDENTS.—The recipient of a fellowship who is a student enrolled in a program of education leading toward the completion of a masters degree shall agree to concentrate the masters degree on a subject area with military relevance that is approved by the Assistant Secretary.

(d) REGULATIONS.—The regulations required to be prescribed under this section shall include each of the following:

(1) The criteria for the award of fellowships under this section.

(2) The procedure for selecting recipients of such fellowships.

(3) The basis for determining the amount a fellowship recipient will receive.

(4) The total amount that may be used to award fellowships during an academic year.

Subtitle D—General Service Authorities

SEC. 531. TEST OF UTILITY OF TEST PREPARATION GUIDES AND EDUCATION PROGRAMS IN ENHANCING RECRUIT CANDIDATE PERFORMANCE ON THE ARMED SERVICES VOCATIONAL APTITUDE BATTERY (ASVAB) AND ARMED FORCES QUALIFICATION TEST (AFQT).

(a) REQUIREMENT FOR TEST.—The Secretary of Defense shall conduct a test of the

utility of commercially available test preparation guides and education programs designed to assist recruit candidates achieve scores on military recruit qualification testing that better reflect the full potential of those recruit candidates in terms of aptitude and mental category. The test shall be conducted through the Secretaries of the Army, Navy and Air Force.

(b) ASSESSMENT OF COMMERCIALLY AVAILABLE GUIDES AND PROGRAMS.—The test shall assess commercially available test preparation guides and education programs designed to enhance test performance. The test preparation guides assessed shall test both written formats and self-paced computer-assisted programs. Education programs assessed may test both self-study textbook and computer-assisted courses and instructor-led courses.

(c) OBJECTIVES.—The objectives of the test are to determine the following:

(1) The degree to which test preparation assistance degrades test reliability and accuracy.

(2) The degree to which test preparation assistance allows more accurate testing of skill aptitudes and mental capability.

(3) The degree to which test preparation assistance allows individuals to achieve higher scores without sacrificing reliability and accuracy.

(4) What role is recommended for test preparation assistance in military recruiting.

(d) CONTROL GROUP.—As part of the test, the Secretary shall identify a population of recruit candidates who will not receive test preparation assistance and will serve as a control group for the test. Data from recruit candidates participating in the test and data from recruit candidates in the control group shall be compared in terms of both (1) test performance, and (2) subsequent duty performance in training and unit settings following entry on active duty.

(e) NUMBER OF PARTICIPANTS.—The Secretary shall provide test preparation assistance to a minimum of 2,000 recruit candidates and shall identify an equal number to be established as the control group population.

(f) DURATION OF TEST.—The Secretary shall begin the test not later than nine months after the date of the enactment of this Act. The test shall identify participants over a one-year period from the start of the test and shall assess duty performance for each participant for 18 months following entry on active duty. The last participant shall be identified, but other participants may not be identified.

(g) REPORT ON FINDINGS.—Not later than six months after completion of the duty performance assessment of the last identified participant in the test, the Secretary of Defense shall submit to the Committee on Armed Services in the Senate and the Committee on Armed Services of the House of Representatives a report providing the findings of the Secretary with respect to each of the objectives specified in subsection (c) and the Secretary's recommendations.

SEC. 532. NONDISCLOSURE OF SELECTION BOARD PROCEEDINGS.

(a) ACTIVE-DUTY SELECTION BOARD PROCEEDINGS.—

(1) EXTENSION TO ALL ACTIVE-DUTY BOARDS.—Chapter 36 of title 10, United States Code, is amended by inserting after section 613 the following new section:

"§ 613a. Nondisclosure of board proceedings

''(a) NONDISCLOSURE.—The proceedings of a selection board convened under section 611 this title may not be disclosed to any person not a member of the board.

''(b) PROHIBITED USES OF BOARD RECORDS.—The discussions and deliberations of such a selection board and any written or documentary record of such discussions and deliberations—

''(1) are immune from legal process;

''(2) may not be admitted as evidence; and

''(3) may not be used for any purpose in any action, suit, or judicial or administrative proceeding without the consent of the Secretary of the military department concerned.

''(c) APPLICABILITY.—The section shall apply with respect to the proceedings of all selection boards convened under section 611 of this title, including selection boards convened before the date of the enactment of this section.''.

(2) CONFORMING AMENDMENT.—Section 618 of such title is amended by striking subsection (f).

(b) RESERVE SELECTION BOARD PROCEEDINGS.—Section 14104 of such title is amended to read as follows:

"§ 14104. Nondisclosure of board proceedings

''(a) NONDISCLOSURE.—The proceedings of a selection board convened under section 14101of this title may not be disclosed to any person not a member of the board.

''(b) PROHIBITED USES OF BOARD RECORDS.—The discussions and deliberations of such a selection board and any written or documentary record of such discussions and deliberations—

''(1) are immune from legal process;

''(2) may not be admitted as evidence; and

''(3) may not be used for any purpose in any action, suit, or judicial or administrative proceeding without the consent of the Secretary of the military department concerned.

''(c) APPLICABILITY.—The section shall apply with respect to the proceedings of all selection boards convened under section 14101 of this title, including selection boards convened before the date of the enactment of this section.''.

(c) CLERICAL AMENDMENTS.—

(1) The table of sections at the beginning of subchapter I of chapter 36 of such title is amended by inserting after the item relating to section 613 the following new item:

''14104. Nondisclosure of board proceedings.''.

(2) The item relating to section 14104 in the table of sections at the beginning of chapter 1403 of such title is amended to read as follows:

''14104. Nondisclosure of board proceedings.''.

SEC. 533. REPORT ON EXTENT OF PROVISION OF TIMELY NOTICE OF LONG-TERM DEPLOYMENTS.

Not later than March 1, 2007, the Secretary of Defense shall submit to the Committee on Armed Services of the Senate and the Committee on Armed Services of the House of Representatives a report on the number of members of the Armed Forces (shown by service and within each service by reserve component and active component) who, since September 11, 2001, have not received at least 30 days notice (in the form of an official order) before a deployment that will last 180 days or more. With respect to members of the reserve components, the report shall describe the degree of compliance (or noncompliance) with Department of Defense policy concerning the amount of notice to be provided before long-term mobilizations or deployments.

SEC. 534. REPORT ON USING SIX-MONTH DEPLOYMENTS FOR OPERATION ENDURING FREEDOM AND OPERATION IRAQI FREEDOM.

(a) SENSE OF CONGRESS.—It is the sense of Congress that the Secretary of the Army should continue to further evaluate and consider—

(1) the potential benefits of converting to six-month overseas deployments for members of the Army, including members of the Army National Guard and the Army Reserve, in connection with Operation Enduring Freedom and Operation Iraqi Freedom; and

(2) the potential impacts of such reduced deployment periods on morale, recruiting, retention, readiness, and the conduct of military operations.

(b) REPORT REQUIRED.—Not later than 90 days after the date of the enactment of this Act, the Secretary of the Army shall submit to Congress a report containing—

(1) the results of any surveys conducted with soldiers and their dependents by the Department of the Army regarding the proposal to reduce deployment times for members of the Army in connection with Operation Enduring Freedom and Operation Iraqi Freedom to a maximum of six months;

(2) potential plans for the Department to implement such reduced deployment times;

(3) a discussion of potential benefits associated with implementation of such reduced deployment times, such as improved members and family morale and increased recruiting and retention; and

(4) a discussion of potential drawbacks associated with implementation of such reduced deployment times, such as impacts on readiness, the conduct of operations, and forecasted additional costs.

Subtitle E—Authorities Relating to Guard and Reserve Duty

SEC. 541. TITLE 10 DEFINITION OF ACTIVE GUARD AND RESERVE DUTY.

Section 101 of title 10, United States Code, is amended—

(1) by adding at the end of subsection (b) the following new paragraph:

''(16) The term 'Active Guard and Reserve' means a member of a reserve component who is on active duty pursuant to section 12301(d) of this title or, if a member of the Army National Guard or Air National Guard, is on full-time National Guard duty pursuant to section 502(f) of title 32, and who is performing Active Guard and Reserve duty.''; and

(2) in paragraph (6)(A) of subsection (d)—

(A) by striking ''or full-time National Guard duty'' after ''means active duty''; and

(B) by striking '', pursuant to an order to active duty or full-time National Guard duty'' and inserting ''pursuant to an order to full-time National Guard duty,''.

SEC. 542. AUTHORITY FOR ACTIVE GUARD AND RESERVE DUTIES TO INCLUDE SUPPORT OF OPERATIONAL MISSIONS ASSIGNED TO THE RESERVE COMPONENTS AND INSTRUCTION AND TRAINING OF ACTIVE-DUTY PERSONNEL.

(a) AGR DUTY UNDER TITLE 10.—Subsections (a) and (b) of section 12310 of title 10, United States Code, are amended to read as follows:

''(a) AUTHORITY.—(1) The Secretary concerned may order a member of a reserve component under the Secretary's jurisdiction to active duty pursuant to section 12301(d) of this title to perform Active Guard and Reserve duty organizing, administering, recruiting, instructing, or training the reserve components.

''(2) A Reserve ordered to active duty under paragraph (1) shall be ordered in the Reserve's reserve grade. While so serving, the Reserve continues to be eligible for promotion as a Reserve, if otherwise qualified.

''(b) DUTIES.—A Reserve on active duty under subsection (a) may perform the following duties in addition to (and not in lieu of) the Reserve's primary Active Guard and Reserve duties described in subsection (a)(1):

''(1) Supporting operations or missions assigned in whole or in part to the reserve components.

''(2) Supporting operations or missions performed or to be performed by—

''(A) a unit composed of elements from more than one component of the same armed force; or

''(B) a joint forces unit that includes—

''(i) one or more reserve component units; or

''(ii) a member of a reserve component whose reserve component assignment is in a position in an element of the joint forces unit.

''(3) Advising the Secretary of Defense, the Secretaries of the military departments, the Joint Chiefs of Staff, and the commanders of the unified combatant command regarding reserve component matters.

''(4) Instructing or training in the United States or the Commonwealth of Puerto Rico or possessions of the United States of—

''(A) active-duty members of the armed forces;

''(B) members of foreign military forces (under the same authorities and restrictions applicable to active-duty members providing such instruction or training);

''(C) Department of Defense contractor personnel; or

''(D) Department of Defense civilian employees.''.

(b) MILITARY TECHNICIANS UNDER TITLE 10.—Section 10216(a) of such title is amended—

(1) in paragraph (1)(C), by striking ''administration and'' and inserting ''organizing, administering, instructing, or''; and

(2) by adding at the end the following new paragraph:

''(3) A military technician (dual status) who is employed under section 3101 of title 5 may perform the following duties in addition to (and not in lieu of) those primary duties described in paragraph (1):

''(A) Supporting operations or missions assigned in whole or in part to the technician's unit;

''(B) Supporting operations or missions performed or to be performed by—

''(i) a unit composed of elements from more than one component of the technician's armed force; or

''(ii) a joint forces unit that includes—

''(I) one or more units of the technician's component; or

''(II) a member of the technician's component whose reserve component assignment is in a position in an element of the joint forces unit.

''(C) Instructing or training in the United States or the Commonwealth of Puerto Rico or possessions of the United States of—

''(i) active-duty members of the armed forces;

''(ii) members of foreign military forces (under the same authorities and restrictions applicable to active-duty members providing such instruction or training);

''(iii) Department of Defense contractor personnel; or

''(iv) Department of Defense civilian employees.''.

(c) NATIONAL GUARD TITLE 32 TRAINING DUTY.—Section 502(f) of title 32, United States Code, title is amended—

(1) by inserting ''(1)'' before ''Under regulations'';

(2) by redesignating paragraphs (1) and (2) as subparagraphs (A) and (B), respectively;

(3) by striking the last sentence and inserting the following:

''(2) The training or duty ordered to be performed under paragraph (1) may include the following:

''(A) Support of operations or missions undertaken by the member's unit at the request of the President or Secretary of Defense.

''(B) Support of training operations and training missions assigned in whole or in part to the National Guard by the Secretary concerned, but only to the extent that such training missions and training operations—

''(i) are performed in the territorial limits of the United States, its territories and possessions, the District of Columbia, and the Commonwealth of Puerto Rico; and

''(ii) are only to instruct active duty military, foreign military (under the same authorities and restrictions applicable to active duty troops), Department of Defense contractor personnel, or Department of Defense civilian employees.

''(3) Duty without pay shall be considered for all purposes as if it were duty with pay.''.

(d) NATIONAL GUARD TECHNICIANS UNDER TITLE 32.—Section 709(a) of title 32, United States Code, is amended—

(1) in paragraph (1)—

(A) by striking ''administration and'' and inserting ''organizing, administering, instructing, or''; and

(B) by striking ''and'' at the end of such paragraph;

(2) by striking the period at the end of paragraph (2) and inserting ''; and''; and

(3) by adding at the end the following new paragraph:

''(3) the performance of the following duties in addition to (and not in lieu of) those duties described by paragraphs (1) and (2):

''(A) Support of operations or missions undertaken by the technician's unit at the request of the President or the Secretary of Defense.

''(B) Support of Federal training operations or Federal training missions assigned in whole or in part to the technician's unit.

''(C) Instructing or training in the United States or the Commonwealth of Puerto Rico or possessions of the United States of—

''(i) active-duty members of the armed forces;

''(ii) members of foreign military forces (under the same authorities and restrictions applicable to active-duty members providing such instruction or training);

''(iii) Department of Defense contractor personnel; or

''(iv) Department of Defense civilian employees.''.

(e) CLERICAL AMENDMENT.—The table of sections at the beginning of such chapter is amended by adding at the end the following new item:

''328. Active Guard and Reserve duty: Governor's authority.''.

SEC. 543. GOVERNOR'S AUTHORITY TO ORDER MEMBERS TO ACTIVE GUARD AND RESERVE DUTY.

(a) IN GENERAL.—Chapter 3 of title 32, United States Code, is amended by adding at the end the following new section:

''§ 328. Active Guard and Reserve duty: Governor's authority

''(a) AUTHORITY.—The Governor of a State or the Commonwealth of Puerto Rico, Guam, or the Virgin Islands, or the commanding general of the District of Columbia National Guard, as the case may be, with the consent of the Secretary concerned, may order a member of the National Guard to perform Active Guard and Reserve duty, as defined by section 101(d)(6) of title 10, pursuant to section 502(f) of this title.

''(b) DUTIES.—A member of the National Guard performing duty under subsection (a) may perform the following duties in addition to (and not in lieu of) that member's primary Active Guard and Reserve duties of organizing, administering, recruiting, instructing, and training the reserve components:

''(1) Support of operations or missions undertaken by the member's unit at the request of the President or the Secretary of Defense.

''(2) Support of training operations and training missions assigned in whole or in part by the Secretary concerned to the National Guard, but only to the extent that such training operation and training missions—

''(A) are performed in the territorial limits of the United States, its territories and possessions, and the Commonwealth of Puerto Rico; and

''(B) are only to instruct—

''(i) active-duty members of the armed forces;

''(ii) members of foreign military forces (under the same authorities and restrictions applicable to active-duty members providing such instruction or training);

''(iii) Department of Defense contractor personnel; or

''(iv) Department of Defense civilian employees.''.

SEC. 544. NATIONAL GUARD OFFICERS AUTHORITY TO COMMAND.

Section 325 of title 32, United States Code, is amended—

(1) in subsection (a)(2), by striking ''in command of a National Guard unit'';

(2) by redesignating subsection (b) as subsection (c); and

(3) by inserting after subsection (a) the following new subsection (b):

''(b) ADVANCE AUTHORIZATION AND CONSENT.—The President and Governor of the State or Commonwealth of Puerto Rico, Guam, or the Virgin Islands, or the commanding general of the District of Columbia National Guard, as the case may be, respectively, may give the authorization and consent required by subsection (a)(2), in advance, for the purpose of establishing the succession of command of a unit.''; and

(4) by adding at the end the following new subsection:

''(d) NATIONAL GUARD DUTIES.—An officer who is not relieved from duty in the National Guard while serving on active duty pursuant to subsection (a)(2) may perform any duty authorized to be performed by the laws of that officer's State or the laws of the Commonwealth of Puerto Rico, Guam, the Virgin Islands, or the District of Columbia, as the case may be, to be performed by the National Guard without regard to the limitations imposed by section 1385 of title 18.''.

SEC. 545. EXPANSION OF OPERATIONS OF CIVIL SUPPORT TEAMS.

(a) IN GENERAL.—Section 12310(c) of title 10, United States Code, is amended—

(1) in paragraph (1)—

(A) by striking ''involving—'' and inserting ''involving any of the following:''; and

(B) by striking subparagraphs (A) and (B) and inserting the following:

''(A) The use or threatened use of a weapon of mass destruction (as defined in section 12304(i)(2) of this title) in the United States.

''(B) A terrorist attack or threatened terrorist attack in the United States that results, or could result, in catastrophic loss of life or property.

''(C) The intentional or unintentional release of nuclear, biological, radiological, or toxic or poisonous chemical materials in the United States that results, or could result, in catastrophic loss of life or property.

''(D) A natural or manmade disaster in the United States that results in, or could result in, catastrophic loss of life or property.'';

(2) by amending paragraph (3) to read as follows:

''(3) A Reserve may perform duty described in paragraph (1) only while assigned to a reserve component weapons of mass destruction civil support team.''; and

(3) by adding at the end the following new paragraph:

''(7) In this subsection, the term 'United States' includes the Commonwealth of Puerto Rico, Guam, and the Virgin Islands.''.

(b) TECHNICAL AND CONFORMING AMENDMENTS.—Such section is further amended—

(1) by striking the subsection heading and inserting ''OPERATIONS RELATING TO DEFENSE AGAINST WEAPONS OF MASS DESTRUCTION AND TERRORIST ATTACKS.—'';

(2) in paragraph (5), by striking ''rapid assessment element team'' and inserting ''weapons of mass destruction civil support team''; and

(3) in paragraph (6)—

(A) in the matter preceding subparagraph (A), by striking ''paragraph (3)'' and inserting ''paragraphs (1) and (3)''; and

(B) in subparagraph (B), by striking ''paragraph (3)(B)'' and inserting ''paragraph (3)''.

Subtitle F—Decorations and Awards

SEC. 551. AUTHORITY FOR PRESENTATION OF MEDAL OF HONOR FLAG TO LIVING MEDAL OF HONOR RECIPIENTS AND TO LIVING PRIMARY NEXT-OF-KIN OF DECEASED MEDAL OF HONOR RECIPIENTS.

(a) ARMY.—Section 3755 of title 10, United States Code, is amended—

(1) by striking ''after October 23, 2002''; and

(2) by adding at the end the following new sentence: ''In the case of a posthumous presentation of the medal, the flag shall be presented to the person to whom the medal is presented''.

(b) NAVY.—Section 6257 of such title is amended—

(1) by striking ''after October 23, 2002''; and

(2) by adding at the end the following new sentence: ''In the case of a posthumous presentation of the medal, the flag shall be presented to the person to whom the medal is presented''.

(c) AIR FORCE.—Section 8755 of such title is amended—

(1) by striking ''after October 23, 2002''; and

(2) by adding at the end the following new sentence: ''In the case of a posthumous presentation of the medal, the flag shall be presented to the person to whom the medal is presented''.

(d) COAST GUARD.—Section 505 of title 14, United States Code, is amended—

(1) by striking ''after October 23, 2002''; and

(2) by adding at the end the following new sentence: ''In the case of a posthumous presentation of the medal, the flag shall be presented to the person to whom the medal is presented''.

(e) PRESENTATION OF FLAG FOR PRIOR RECIPIENTS OF MEDAL OF HONOR.—

(1) LIVING RECIPIENTS.—The President shall provide for the presentation of the Medal of Honor Flag as expeditiously as possible after the date of the enactment of this Act to each living recipient of the Medal of Honor who was awarded the Medal of Honor before that date.

(2) SURVIVORS OF DECEASED RECIPIENTS.—The President shall provide for posthumous presentation of the Medal of Honor Flag, upon written application therefor, to the primary next of kin of any recipient of the Medal of Honor who was awarded the Medal of Honor before the date of the enactment of this Act and who is deceased as of such date (or who dies after such date and before the presentation required by paragraph (1)). For purposes of this paragraph, the primary next-of-kin is the person who would be entitled to receive the award of the Medal of Honor for such deceased individual if the award were being made posthumously at the time of the presentation of the Medal of Honor Flag.

(3) MEDAL OF HONOR FLAG.—In this subsection, the term ''Medal of Honor Flag'' means the flag designated under section 903 of title 36, United States Code.

SEC. 552. COLD WAR VICTORY MEDAL.

(a) AUTHORITY.—Chapter 57 of title 10, United States Code, is amended by adding at the end the following new section:

''§ 1135. Cold War Victory Medal

''(a) MEDAL AUTHORIZED.—The Secretary concerned shall issue a service medal, to be known as the 'Cold War Victory Medal', to persons eligible to receive the medal under subsection (b). The Cold War Victory Medal shall be of an appropriate design approved by the Secretary of Defense, with ribbons, lapel pins, and other appurtenances.

''(b) ELIGIBLE PERSONS.—The following persons are eligible to receive the Cold War Victory Medal:

''(1) A person who—

''(A) performed active duty or inactive duty training as an enlisted member during the Cold War;

''(B) completed the person's initial term of enlistment or, if discharged before completion of such initial term of enlistment, was honorably discharged after completion of not less than 180 days of service on active duty; and

''(C) has not received a discharge less favorable than an honorable discharge or a release from active duty with a characterization of service less favorable than honorable.

''(2) A person who—

''(A) performed active duty or inactive duty training as a commissioned officer or warrant officer during the Cold War;

''(B) completed the person's initial service obligation as an officer or, if discharged or separated before completion of such initial service obligation, was honorably discharged after completion of not less than 180 days of service on active duty; and

''(C) has not been released from active duty with a characterization of service less favorable than honorable and has not received a discharge or separation less favorable than an honorable discharge.

''(c) ONE AWARD AUTHORIZED.—Not more than one Cold War Victory Medal may be issued to any person.

''(d) ISSUANCE TO REPRESENTATIVE OF DECEASED.—If a person described in subsection (b) dies before being issued the Cold War Victory Medal, the medal shall be issued to the person's representative, as designated by the Secretary concerned.

''(e) REPLACEMENT.—Under regulations prescribed by the Secretary concerned, a Cold War Victory Medal that is lost, destroyed, or rendered unfit for use without fault or neglect on the part of the person to whom it was issued may be replaced without charge.

''(f) APPLICATION FOR MEDAL.—The Cold War Victory Medal shall be issued upon receipt by the Secretary concerned of an application for such medal, submitted in accordance with such regulations as the Secretary prescribes.

''(g) UNIFORM REGULATIONS.—The Secretary of Defense shall ensure that regulations prescribed by the Secretaries of the military departments under this section are uniform so far as is practicable.

''(h) DEFINITION.—In this section, the term 'Cold War' means the period beginning on September 2, 1945, and ending at the end of December 26, 1991.''.

(b) CLERICAL AMENDMENT.—The table of sections at the beginning of such chapter is amended by adding at the end the following new item:

''1135. Cold War Victory Medal.''.

SEC. 553. POSTHUMOUS AWARD OF PURPLE HEART FOR PRISONERS OF WAR WHO DIE IN OR DUE TO CAPTIVITY.

(a) DECEASED POWS NOT OTHERWISE ELIGIBLE FOR PURPLE HEART.—Chapter 57 of title 10, United States Code, is amended by adding after section 1135, as added by section 552(a), the following new section:

''§ 1136. Purple Heart: posthumous award for prisoners of war or former prisoners of war dying in or due to captivity

''(a) For purposes of the award of the Purple Heart, the Secretary concerned shall treat a death described in subsection (b) in the same manner as the death of a member of the armed forces in action as the result of an act of an enemy of the United States.

''(b) A death described in this subsection is either of the following:

''(1) The death of a member of the armed forces who dies in captivity under circumstances establishing eligibility for the prisoner-of-war medal under section 1128 of this title but under circumstances not otherwise establishing eligibility for the Purple Heart.

''(2) The death of a member or former member of the armed forces who following captivity as a prisoner of war is issued the prisoner-of-war medal under section 1128 of this title and who dies due to a disease or disability that was incurred during that captivity, unless the member or former member received a Purple Heart due to the injury or conditions resulting in that disease or disability.

''(c) The Secretary of Defense shall prescribe regulations for determining eligibility for the Purple Heart under this section. Such regulations shall include criteria for the determination under paragraph (2) of subsection (b) of whether a death is due to a disease or disability incurred while a prisoner of war.

''(d) This section applies to any member of the armed forces who is held as a prisoner of war after December 7, 1941.''.

(b) CLERICAL AMENDMENT.—The table of sections at the beginning of such chapter is amended by adding after the item relating to section 1135, as added by section 552(b), the following new item:

''1136. Purple Heart: posthumous award for prisoners of war or former prisoners of war dying in or due to captivity.''.

(c) RETROACTIVE AWARDS.—In the case of a member or former member of the Armed Forces covered by section 1135 of title 10, United States Code, whose death is before the date of the enactment of this Act, the Secretary concerned shall award the Purple Heart under that section upon receipt of an application that is made to the Secretary in such manner, and containing such information, as the Secretary requires.

SEC. 554. ADVANCEMENT ON THE RETIRED LIST OF CERTAIN DECORATED RETIRED NAVY AND MARINE CORPS OFFICERS.

(a) ADVANCEMENT ON RETIRED LIST.—The Secretary of the Navy shall, upon receipt of a qualifying application, advance on the retired list of the Navy or Marine Corps, as applicable, any retired officer of the Navy or Marine Corps described in subsection (b). Each such officer shall be advanced to the next higher grade above the officer's retired grade as of the day before the date of the enactment of this Act.

(b) COVERED OFFICERS.—Subsection (a) applies to any retired officer of the Navy or Marine Corps—

(1) who was eligible to retire before November 1, 1959, but who retired on or after that date; and

(2) who, under the provisions of law in effect before November 1, 1959, would have

been eligible, by reason of having been specifically commended for performance of duty in actual combat, to have been retired in the next higher grade if the officer had retired before that date.

(c) QUALIFYING APPLICATION.—A qualifying application is an application from an officer described in subsection (b) or, in the case of a deceased officer, the surviving spouse or another immediate family member (as determined by the Secretary) of the officer, that—

(1) requests advancement on the retired list under this section; and

(2) provides such information as the Secretary may require.

(d) EFFECT OF ADVANCEMENT ON RETIRED LIST.—The advancement of an officer on the retired list pursuant to subsection (a) shall not affect—

(1) in the case of a retired office who is living as of the date of the enactment of this Act, the retired pay or other benefits of the officer or the grade in which the officer could be ordered or recalled to active duty; and

(2) any benefit to which any other person is or may become entitled based upon the officer's service.

SEC. 555. REPORT ON DEPARTMENT OF DEFENSE PROCESS FOR AWARDING DECORATIONS.

(a) REVIEW.—The Secretary of Defense shall conduct a review of the policy, procedures, and processes of the military departments for awarding decorations to members of the Armed Forces.

(b) TIME PERIODS.—As part of the review, the Secretary shall determine how long the award process takes—

(1) from the time a recommendation for the award of a decoration is submitted until the time the award of the decoration is approved; and

(2) from the time award of a decoration is approved until the time when the decoration is presented to the recipient.

(c) RESERVE COMPONENTS.—In conducting the review, the Secretary shall ensure that the timeliness of the awards process for members of the reserve components is the same or similar as that for members of the active components.

(d) REPORT.—Not later than 90 days after the date of the enactment of this Act, the Secretary shall submit to the Committee on Armed Services of the Senate and the Committee on Armed Services of the House of Representatives a report containing the Secretary's findings as a result of the review under subsection (a), together with a plan for implementing whatever changes are determined to be appropriate to the process for awarding decorations in order to ensure that decorations are awarded in a timely manner, to the extent practicable.

Subtitle G—Matters Relating to Casualties

SEC. 561. CRITERIA FOR REMOVAL OF MEMBER FROM TEMPORARY DISABILITY RETIRED LIST.

(a) CRITERIA.—Section 1210(e) of title 10, United States Code, is amended by inserting ''of a permanent nature and stable and is'' after ''physical disability''.

(b) EFFECTIVE DATE.—The amendment made by subsection (a) shall apply to any case received for consideration by a physical evaluation board after the date of the enactment of this Act.

SEC. 562. DEPARTMENT OF DEFENSE COMPUTER/ELECTRONIC ACCOMMODATIONS PROGRAM FOR SEVERELY WOUNDED MEMBERS.

(a) IN GENERAL.—Chapter 58 of title 10, United States Code, is amended by inserting after section 1150 the following new section:

''§ 1151. Severely wounded members: assistive technology and services

''(a) AUTHORITY.—The Secretary of Defense may provide assistive technology, assistive technology devices, and assistive technology services, as those terms are defined in section 3 of the Assistive Technology Act of 1998 (29 U.S.C. 3002), to a member of the armed forces who has sustained a severe or debilitating illness or injury while serving in support of a contingency operation.

''(b) DURATION AND PROVISION OF TECHNOLOGY AND SERVICES.—The Secretary may provide technology and services authorized by subsection (a) for an indefinite period, without regard to whether the person assisted continues to be a member of the armed forces.

''(c) AUTHORITY TO ALLOW RETENTION OF DEVICES, ETC.—Upon the separation from active service of a member who has been provided assistance as specified in subsection (a), the Secretary may allow the member to retain any assistive technology, device, or service provided to the member before the member's separation.''.

(b) CLERICAL AMENDMENT.—The table of sections at the beginning of such chapter is amended by inserting after the item relating to section 1150 the following new item:

''1151. Severely wounded members: assistive technology and services.''.

SEC. 563. TRANSPORTATION OF REMAINS OF CASUALTIES DYING IN A THEATER OF COMBAT OPERATIONS.

(a) IN GENERAL.—The Secretary concerned shall provide transportation of the remains of a member of the Armed Forces who dies in a combat theater of operations and whose remains are returned to the United States through the mortuary facility at Dover Air Force Base, Delaware, in accordance with section 1482(a)(8) of title 10, United States Code, and this section.

(b) ESCORT.—The Secretary concerned shall ensure that such remains are escorted under that section at all times by at least one person, who shall be a member of the Armed Forces of appropriate grade.

(c) AIR TRANSPORTATION FROM DOVER AFB.—

(1) USE OF MILITARY AIRCRAFT.—If transportation of remains described in subsection (a) from Dover Air Force Base to the escorted remains destination includes transportation by aircraft, such transportation by aircraft (unless otherwise directed by the next-of-kin) shall be made by military aircraft or military-contracted aircraft to the military airfield that is closest to the escorted remains destination. In the case of any such flight, the exclusive mission of the flight shall be the transportation of those remains.

(2) ESCORTED REMAINS DESTINATION.—In this subsection, the term ''escorted remains destination'' means the place to which remains are to be transported pursuant to section 1482(a)(8) of title 10, United States Code.

(d) HONOR GUARD ESCORT.—In a case of the transportation of remains covered by subsection (a), there shall be a military escort (in addition to the escort under subsection (b)) that either travels with the remains from Dover Air Force Base or meets the remains at the place to which transportation by air (or by rail or motor vehicle, if applicable) is made. Such escort shall be of sufficient number to transfer the casket containing the remains from the aircraft (or other means of transportation to that place) to a hearse for local transportation. Such escort shall remain with the remains until the remains are delivered to the next-of-kin. Such escort shall consist of members of the Armed Forces on active duty or in the Ready Reserve.

SEC. 564. ANNUAL BUDGET DISPLAY OF FUNDS FOR POW/MIA ACTIVITIES OF DEPARTMENT OF DEFENSE.

(a) CONSOLIDATED BUDGET JUSTIFICATION.—Chapter 9 of title 10, United States Code, is amended by adding at the end the following new section:

''§ 234. POW/MIA activities: display of budget information

''(a) SUBMISSION WITH ANNUAL BUDGET JUSTIFICATION DOCUMENTS.—The Secretary of Defense shall submit to Congress, as a part of the defense budget materials for a fiscal year, a consolidated budget justification display, in classified and unclassified form, that covers all programs and activities of Department of Defense POW/MIA accounting and recovery organizations.

''(b) REQUIREMENTS FOR BUDGET DISPLAY.—The budget display under subsection (a) for a fiscal year shall include the following for each such organization:

''(1) The amount, by appropriation and functional area, originally requested by that organization for that fiscal year, with the supporting narrative describing the rationale for the requested funding level.

''(2) A summary of actual or estimated expenditures by that organization for the fiscal year during which the budget is submitted and for the fiscal year preceding that year.

''(3) The amount in the budget for that organization.

''(4) A detailed explanation of any inconsistencies between the amount originally requested by the organization (shown pursuant to paragraph (1)) and the amount in the budget for that organization (shown pursuant to paragraph (3)).

''(5) The budget estimate for that organization for the next five fiscal years after the fiscal year for which the budget is submitted.

''(c) DEPARTMENT OF DEFENSE POW/MIA ACCOUNTING AND RECOVERY ORGANIZATIONS.—In this section, the term 'Department of Defense POW/MIA accounting and recovery organization' means any of the following (and any successor organization):

''(1) The Defense Prisoner of War/Missing Personnel Office (DPMO).

''(2) The Joint POW/MIA Accounting Command (JPAC).

''(3) The Armed Forces DNA Identification Laboratory (AFDIL).

''(4) The Life Sciences Equipment Laboratory (LSEL) of the Air Force.

''(5) Any other element of the Department of Defense the mission of which (as designated by the Secretary of Defense) involves the accounting for and recovery of members of the armed forces who are missing in action or prisoners of war or who are unaccounted for.

''(d) OTHER DEFINITIONS.—In this section:

''(1) The term 'budget', with respect to a fiscal year, means the budget for that fiscal year that is submitted to Congress by the President under section 1105(a) of title 31.

''(2) The term 'defense budget materials', with respect to a fiscal year, means the materials submitted to Congress by the Secretary of Defense in support of the budget for that fiscal year.''.

(b) CLERICAL AMENDMENT.—The table of sections at the beginning of such chapter is amended by adding at the end the following new item:

''234. POW/MIA activities: display of budget information.''.

Subtitle H—Assistance to Local Educational Agencies for Defense Dependents Education

SEC. 571. CONTINUATION OF AUTHORITY TO ASSIST LOCAL EDUCATIONAL AGENCIES THAT BENEFIT DEPENDENTS OF MEMBERS OF THE ARMED FORCES AND DEPARTMENT OF DEFENSE CIVILIAN EMPLOYEES.

(a) ASSISTANCE TO SCHOOLS WITH SIGNIFICANT NUMBERS OF MILITARY DEPENDENT STUDENTS.—Of the amount authorized to be appropriated pursuant to section 301(5) for operation and maintenance for Defense-wide activities, $50,000,000 shall be available only for the purpose of providing assistance to local educational agencies under subsection (a) of section 572 of the National Defense Authorization Act for Fiscal Year 2006 (Public Law 109–163; 119 Stat. 3271; 20 U.S.C. 7703b).

(b) ASSISTANCE TO SCHOOLS WITH ENROLLMENT CHANGES DUE TO BASE CLOSURES, FORCE STRUCTURE CHANGES, OR FORCE RELOCATIONS.—Of the amount authorized to be appropriated pursuant to section 301(5) for operation and maintenance for Defense-wide activities, $15,000,000 shall be available only for the purpose of providing assistance to local educational agencies under subsection (b) of such section 572.

(c) LOCAL EDUCATIONAL AGENCY DEFINED.—In this section, the term ''local educational agency'' has the meaning given that term in section 8013(9) of the Elementary and Secondary Education Act of 1965 (20 U.S.C. 7713(9)).

SEC. 572. ENROLLMENT IN DEFENSE DEPENDENTS' EDUCATION SYSTEM OF DEPENDENTS OF FOREIGN MILITARY MEMBERS ASSIGNED TO SUPREME HEADQUARTERS ALLIED POWERS, EUROPE.

Section 1404A of the Defense Dependents' Education Act of 1978 (20 U.S.C. 923a) is amended—

(1) in subsection (a)—

(A) by striking ''of the children'' and inserting ''of—

''(1) the children'';

(B) by striking the period at the end and inserting ''; and''; and

(C) by adding at the end the following new paragraph:

''(2) the children of a foreign military member assigned to the Supreme Headquarters Allied Powers, Europe, but only in a school of the defense dependents' education system in Mons, Belgium.''; and

(2) by adding at the end the following new subsection:

''(c) SPECIAL RULES REGARDING ENROLLMENT OF DEPENDENTS OF FOREIGN MILITARY MEMBERS ASSIGNED TO SUPREME HEADQUARTERS ALLIED POWERS, EUROPE.—(1) In the regulations required by subsection (a), the Secretary shall prescribe a methodology based on the estimated total number of dependents of sponsors under section 1414(2) enrolled in schools of the defense dependents' education system in Mons, Belgium, to determine the number of children described in paragraph (2) of subsection (a) who will be authorized to enroll under such subsection.

''(2) If the number of children described in paragraph (2) of subsection (a) who seek enrollment in schools of the defense dependents' education system in Mons, Belgium, exceeds the number authorized by the Secretary under paragraph (1), the Secretary may enroll the additional children on a space-available, tuition-free basis notwithstanding section 1404(d)(2).''.

Subtitle I—Postal Benefits

SEC. 575. POSTAL BENEFITS PROGRAM FOR MEMBERS OF THE ARMED FORCES.

(a) IN GENERAL.—The Secretary of Defense, in consultation with the United States Postal Service, shall provide for a program under which postal benefits shall be provided to qualified individuals in accordance with this subtitle.

(b) QUALIFIED INDIVIDUAL.—For purposes of this subtitle, the term ''qualified individual'' means an individual—

(1) who is a member of the Armed Forces on active duty (as defined in section 101 of title 10, United States Code); and

(2) who is—

(A) serving in Iraq or Afghanistan; or

(B) hospitalized at a facility under the jurisdiction of the Armed Forces as a result of a disease or injury incurred as a result of service in Iraq or Afghanistan.

(c) POSTAL BENEFITS DESCRIBED.—

(1) IN GENERAL.—The postal benefits provided under this subtitle shall consist of such coupons or other similar evidence of credit (whether in printed, electronic, or other format, and hereinafter in this subtitle referred to as ''vouchers'') as the Secretary of Defense (in consultation with the Postal Service) shall determine, entitling the bearer or user to make qualified mailings free of postage.

(2) QUALIFIED MAILING.—For purposes of this subtitle, the term ''qualified mailing'' means the mailing of any mail matter which—

(A) is described in subparagraph (A), (B), (C), or (D) of paragraph (3);

(B) is sent from within an area served by a United States post office; and

(C) is addressed to a qualified individual.

(3) MAIL MATTER DESCRIBED.—The mail matter described in this paragraph is—

(A) any letter mail not exceeding 13 ounces in weight and having the character of personal correspondence;

(B) any sound- or video-recorded communications not exceeding 15 pounds in weight and having the character of personal correspondence;

(C) any ground parcel not exceeding 15 pounds in weight; and

(D) any bound printed matter not exceeding 15 pounds in weight.

(4) LIMITATIONS.—

(A) NUMBER.—An individual shall be eligible for one voucher for each month in which such individual is a qualified individual.

(B) USE.—Any such voucher may not be used—

(i) for more than a single qualified mailing; or

(ii) after the earlier of—

(I) the expiration date of such voucher, as designated by the Secretary of Defense; or

(II) the last day of the one-year period referred to in section 577.

(5) COORDINATION RULE.—Postal benefits under this subtitle shall be in addition to, and not in lieu of, any reduced rates of postage or other similar benefits which might otherwise be available by or under law, including any rates of postage resulting from the application of section 3401(b) of title 39, United States Code.

(d) REGULATIONS.—Not later than 30 days after the date of the enactment of this Act, the Secretary of Defense (in consultation with the Postal Service) shall prescribe any regulations necessary to carry out this subtitle, including—

(1) procedures by which vouchers will be provided or made available (including measures to allow vouchers to reach, in a timely manner, the persons selected by qualified individuals to use the vouchers); and

(2) procedures to ensure that the number of vouchers provided or made available with respect to any qualified individual complies with subsection (c)(4)(A).

SEC. 576. FUNDING.

(a) IN GENERAL.—Funding for the expenses incurred by the Department of Defense for any fiscal year in providing postal benefits under this subtitle shall be paid out of funds authorized to be appropriated for that fiscal year for a contingent emergency reserve fund or as an emergency supplemental appropriations.

(b) TRANSFERS TO POSTAL SERVICE.—

(1) BASED ON ESTIMATES.—The Secretary of Defense shall transfer to the Postal Service, out of any amount so appropriated and in advance of each calendar quarter during which postal benefits under this subtitle may be used, an amount equal to the amount of postal benefits that the Secretary of Defense estimates will be used during such quarter, reduced or increased (as the case may be) by any amounts by which the Secretary finds that a determination under this subtitle for a prior quarter was greater than or less than the amount finally determined for such quarter.

(2) BASED ON FINAL DETERMINATION.—A final determination of the amount necessary to correct any previous determination under this section, and any transfer of amounts between the Postal Service and the Department of Defense based on that final determination, shall be made not later than six months after the end of the one-year period referred to in section 577.

(c) CONSULTATION REQUIRED.—All estimates and determinations under this section of the amount of postal benefits under this subtitle used in any period shall be made by the Secretary of Defense in consultation with the Postal Service.

SEC. 577. DURATION.

The postal benefits under this subtitle shall apply with respect to mail matter sent during the one-year period beginning on the date on which the regulations under section 575(d) take effect.

Subtitle J—Other Matters

SEC. 581. REDUCTION IN DEPARTMENT OF DEFENSE ACCRUAL CONTRIBUTIONS TO DEPARTMENT OF DEFENSE MILITARY RETIREMENT FUND.

(a) DETERMINATION OF CONTRIBUTIONS TO THE FUND.—

(1) CALCULATION OF ANNUAL DEPARTMENT OF DEFENSE CONTRIBUTION.—Subsection (b)(1) of section 1465 of title 10, United States Code, is amended—

(A) in subparagraph (A)(ii), by striking ''to members of '' and all that follows and inserting ''for active duty (other than the Coast Guard) and for full-time National Guard duty (other than full-time National Guard duty for training only), but excluding any duty that would be excluded for active-duty end strength purposes by section 115(i) of this title.''; and

(B) in subparagraph (B)(ii)—

(i) by striking ''Ready Reserve'' and inserting ''Selected Reserve''; and

(ii) by striking ''Coast Guard and other than members on full-time National Guard duty other than for training) who are'' and inserting ''Coast Guard) for service''.

(2) QUADRENNIAL ACTUARIAL VALUATION.—Subsection (c)(1) of such section is amended —

(A) in subparagraph (A), by striking ''for members of the armed forces'' and all that follows through ''for training only)'' and inserting ''for active duty (other than the Coast Guard) and for full-time National Guard duty (other than full-time National Guard duty for training only), but excluding any duty that would be excluded for active-duty end strength purposes by section 115(i) of this title''; and

(B) in subparagraph (B)—

(i) by striking ''Ready Reserve'' and inserting ''Selected Reserve''; and

(ii) by striking ''Coast Guard and other than members on full-time National Guard duty other than for training) who are'' and inserting ''Coast Guard) for service''.

(b) PAYMENTS INTO THE FUND.—Section 1466(a) of such title is amended—

(1) in paragraph (1)(B), by striking ''by members'' and all that follows and inserting ''for active duty (other than the Coast Guard) and for full-time National Guard duty (other than full-time National Guard duty for training only), but excluding any duty that would be excluded for active-duty end strength purposes by section 115(i) of this title''; and

(2) in paragraph (2)(B)—

(A) by striking ''Ready'' and inserting ''Selected''; and

(B) by striking ''Coast Guard and other than members on full-time National Guard duty other than for training) who are'' and inserting ''Coast Guard) for service''.

SEC. 582. DENTAL CORPS OF THE BUREAU OF MEDICINE AND SURGERY.

(a) DELETION OF REFERENCES TO DENTAL DIVISION.—Section 5138 of title 10, United States Code, is amended—

(1) in subsection (a)—

(A) by striking the first sentence; and

(B) by striking ''Dental Division'' and inserting ''Dental Corps'' in the second sentence;

(2) in subsection (b), by striking ''Dental Division'' and inserting ''Dental Corps'';

(3) in subsection (c)—

(A) by striking ''so'' in the first sentence;

(B) by striking '', that all such'' in the first sentence and all that follows through ''Dental Division''; and

(C) by striking the second sentence.; and

(b) FUNCTIONS OF CHIEF OF DENTAL CORPS.—Subsection (d) of such section is amended to read as follows:

''(d) The Chief of the Dental Corps shall serve as the advisor to the Surgeon General on all matters relating directly to dentistry, including professional standards and policies for dental practice.''.

(c) CLERICAL AMENDMENTS.—

(1) The heading of such section is amended to read as follows:

''§ 5138. Bureau of Medicine and Surgery: Dental Corps; Chief''.

(2) The item relating to section 5138 in the table of sections at the beginning of chapter 513 of such title is amended to read as follows:

''5138. Bureau of Medicine and Surgery: Dental Corps; Chief.''.

SEC. 583. PERMANENT AUTHORITY FOR PRESENTATION OF RECOGNITION ITEMS FOR RECRUITMENT AND RETENTION PURPOSES.

Section 2261 of title 10, United States Code, is amended by striking subsection (d).

SEC. 584. REPORT ON FEASIBILITY OF ESTABLISHMENT OF MILITARY ENTRANCE PROCESSING COMMAND STATION ON GUAM.

(a) REVIEW.—The Secretary of Defense shall review the feasibility and cost effectiveness of establishing on Guam a station of the Military Entrance Processing Command to process new recruits for the Armed Forces who are drawn from the western Pacific region. For the purposes of the review, the cost effectiveness of establishing such a facility on Guam shall be measured, in part, against the system in effect in early 2006 of using Hawaii and other locations for the processing of new recruits from Guam and other locations in the western Pacific region.

(b) REPORT.—Not later than June 1, 2007, the Secretary shall submit to the Committee on Armed Services of the Senate and the Committee on Armed Services of the House of Representatives a report providing the results of the study under subsection (a).

SEC. 585. PERSONS AUTHORIZED TO ADMINISTER ENLISTMENT AND APPOINTMENT OATHS.

(a) ENLISTMENT OATH.—Section 502 of title 10, United States Code, is amended—

(1) by inserting ''(a) ENLISTMENT OATH.—'' before ''Each person enlisting'';

(2) by striking the last sentence; and

(3) by adding at the end the following:

''(b) WHO MAY ADMINISTER.—The oath may be taken before the President, the Vice-President, the Secretary of Defense, any commissioned officer, or any other person designated under regulations prescribed by the Secretary of Defense.''.

(b) OATHS GENERALLY.—Section 1031 of such title is amended by striking ''Any commissioned officer of any component of an armed force, whether or not on active duty, may administer any oath'' and inserting ''The President, the Vice-President, the Secretary of Defense, any commissioned officer, and any other person designated under regulations prescribed by the Secretary of Defense may administer any oath''.

SEC. 586. REPEAL OF REQUIREMENT FOR PERIODIC DEPARTMENT OF DEFENSE INSPECTOR GENERAL ASSESSMENTS OF VOTING ASSISTANCE COMPLIANCE AT MILITARY INSTALLATIONS.

(a) REPEAL OF DUPLICATIVE ASSESSMENT REQUIREMENT.—Section 1566 of title 10, United States Code, is amended by striking subsection (d).

(b) REPEAL OF EXPIRED PROVISION.—Subsection (g)(2) of such section is amended by striking the last sentence.

SEC. 587. PHYSICAL EVALUATION BOARDS.

(a) IN GENERAL.—

(1) PROCEDURAL REQUIREMENTS.—Chapter 61 of title 10, United States Code, is amended by adding at the end the following new section:

''§ 1222. Physical evaluation boards

''(a) RESPONSE TO APPLICATIONS AND APPEALS.—The Secretary of each military department shall ensure, in the case of any member of the armed forces appearing before a physical evaluation board under that Secretary's supervision, that documents announcing a decision of the board in the case convey the findings and conclusions of the board in an orderly and itemized fashion with specific attention to each issue presented by the member in regard to that member's case. The requirement under the preceding sentence applies to a case both during initial consideration and upon subsequent consideration due to appeal by the member or other circumstance.

''(b) LIAISON OFFICER (PEBLO) REQUIREMENTS AND TRAINING.—(1) The Secretary of Defense shall prescribe regulations establishing —

''(A) a requirement for the Secretary of each military department to make available to members of the armed forces appearing before physical evaluation boards operated by that Secretary employees, designated as physical evaluation board liaison officers, to provide advice, counsel, and general information to such members on the operation of physical evaluation boards operated by that Secretary; and

''(B) standards and guidelines concerning the training of such physical evaluation board liaison officers.

''(2) The Secretary shall assess compliance by the Secretary of each military department with physical evaluation board liaison officer requirements and training standards and guidelines at least once every three years.

''(c) STANDARDIZED STAFF TRAINING AND OPERATIONS.—(1) The Secretary of Defense shall prescribe regulations on standards and guidelines concerning the physical evaluation board operated by each of the Secretaries of the military departments with regard to—

''(A) assignment and training of staff;

''(B) operating procedures; and

''(C) consistency and timeliness of board decisions.

''(2) The Secretary shall assess compliance with standards and guidelines prescribed under paragraph (1) by each physical evaluation board at least once every three years.''.

(2) CLERICAL AMENDMENT.—The table of sections at the beginning of such chapter is amended by adding at the end the following new item:

''1222. Physical evaluation boards.''.

(b) EFFECTIVE DATE.—Section 1222 of title 10, United States Code, as added by subsection (a), shall apply with respect to decisions rendered on cases commenced more than 120 days after the date of the enactment of this Act.

SEC. 588. DEPARTMENT OF LABOR TRANSITIONAL ASSISTANCE PROGRAM.

(a) REQUIRED PARTICIPATION FOR CERTAIN MEMBERS.—Subsection (c) of section 1144 of title 10, United States Code, is amended to read as follows:

''(c) PARTICIPATION.—(1) Except as provided in paragraph (2), the Secretary of Defense shall require participation by members of the armed forces eligible for assistance under the program carried out under this section.

''(2) The Secretary of Defense need not require, but shall encourage and otherwise promote, participation in the program by the following members described in paragraph (1):

''(A) A member who has previously participated in the program.

''(B) A member who, upon discharge or release from active duty, is returning to—

''(i) a position of employment; or

''(ii) pursuit of an academic degree or other educational or occupational training objective that the members was pursuing when called or ordered to such active duty.

''(3) Members of the armed forces eligible for assistance under this section include—

''(A) members of the reserve components being separated from service on active duty for a period of more than 30 days; and

''(B) members of the National Guard being separated from full-time National Guard duty.

''(4) The Secretary concerned shall ensure that commanders of members who are required to be provided assistance under this section authorize the members to be provided such assistance during duty time.''.

(b) REQUIRED UPDATING OF MATERIALS.—Such section is further amended by adding at the end the following new subsection:

''(e) UPDATING OF MATERIALS.—The Secretary concerned shall, on a continuing basis, update the content of the materials used by the National Veterans Training Institute of the Department of Labor and the Secretary's other materials that provide direct training support to personnel who carry out the program established in this section.''.

SEC. 589. REVISION IN GOVERNMENT CONTRIBUTIONS TO MEDICARE-ELIGIBLE RETIREE HEALTH CARE FUND.

(a) MEDICARE ELIGIBLE RETIREE HEALTH CARE FUND.—Section 1111 of title 10, United States Code, is amended—

(1) in subsection (a), by striking ''of the Department of Defense'';

(2) in subsection (b), by adding at the end of the following new paragraph:

''(5) The term 'members of the uniformed services on active duty' does not include a cadet at the United States Military Academy, the United States Air Force Academy, or the Coast Guard Academy or a midshipman at the United States Naval Academy.''; and

(3) in the last sentence of subsection (c)—

(A) by striking ''Secretary of Defense'' and inserting ''Secretary of the Treasury''; and

(B) by striking ''section 1116(a)'' and inserting ''section 1116 of this title''.

(b) DETERMINATION OF CONTRIBUTIONS TO THE FUND.—Section 1115 of such title is amended—

(1) in the last sentence of subsection (a)—

(A) by inserting ''by the Secretary of the Treasury'' after ''Contributions to the Fund''; and

(B) by striking ''section 1116(c)'' and inserting ''section 1116(a)(1)''.

(2) in subsection (b)—

(A) in the matter preceding paragraph (1), by striking the first sentence and inserting the following: ''The Secretary of the Treasury, based on data provided by the Secretary of Defense, shall determine, before the beginning of each fiscal year, the amount that the Secretary of the Treasury shall contribute to the Fund during that fiscal year under section 1116(a)(2) of this title.'';

(B) in paragraph (1)(B), by inserting before the period at the end the following: '', but excluding any member who would be excluded for active-duty end strength purposes by section 115(I) of this title''; and

(C) in paragraph (2)(B)—

(I) by striking ''Ready Reserve'' and inserting ''Selected Reserve''; and

(ii) by striking ''(other than members on full-time National Guard duty other than for training)''; and

(3) in subsection (c)—

(A) in paragraph (1)(A), by inserting before the semicolon the following: '', but excluding any member who would be excluded for active-duty end strength purposes by section 115(I) of this title'';

(B) in paragraph (1)(B)—

(I) by striking ''Ready Reserve'' and inserting ''Selected Reserve''; and

(ii) by striking ''(other than members on full-time National Guard duty other than for training)''; and

(C) in paragraph (5), by inserting after ''(5)'' the following new sentence: ''The Secretary of Defense, before the beginning of each fiscal year, shall promptly provide data to the Secretary of the Treasury regarding the actuarial valuations conducted under this subsection that would affect the contributions of the Secretary of the Treasury to the Fund for that fiscal year.''.

(c) PAYMENTS INTO THE FUND.—Section 1116 of such title is amended—

(1) in the matter in subsection (a) preceding paragraph (1)—

(A) by striking ''after September 30, 2005''; and

(B) by striking ''Treasury—'' and inserting ''Treasury the following:'';

(2) by redesignating paragraph (2) of subsection (a) as paragraph (3);

(3) by striking paragraph (1) of subsection (a) and inserting the following:

''(1) The amount determined to be required as the contribution to the Fund under subsection (a) of section 1115 of this title.

''(2) The amount determined to be required as the contribution to the Fund under subsection (b) of section 1115 of this title.'';

(4) in paragraph (3) of subsection (a) (as redesignated by paragraph (2)), by capitalizing the first letter of the first word;

(5) by transferring paragraphs (3), (4), and (5) of subsection (b) to the end of subsection (a) and redesignating those paragraphs as paragraphs (4), (5), and (6), respectively; and

(6) by striking subsection (b) (as amended by paragraph (5)) and subsections (c) and (d) and inserting the following new subsection (b):

''(b) No funds authorized or appropriated to the Department of Defense may be used to fund, or otherwise provide for, the payments required by this section.''.

(d) EFFECTIVE DATE.—The amendments made by this section shall take effect with respect to payments under chapter 56 of title 10, United States Code, beginning with fiscal year 2008.

SEC. 590. MILITARY CHAPLAINS.

(a) UNITED STATES ARMY.—Section 3547 of title 10, United States Code, is amended by adding at the end the following new subsection:

''(c) Each chaplain shall have the prerogative to pray according to the dictates of the chaplain's own conscience, except as must be limited by military necessity, with any such limitation being imposed in the least restrictive manner feasible.''.

(b) UNITED STATES MILITARY ACADEMY.—Section 4337 of such title is amended—

(1) by inserting ''(a)'' before ''There''; and

(2) by adding at the end the following new subsection:

''(b) The Chaplain shall have the prerogative to pray according to the dictates of the Chaplain's conscience, except as must be limited by military necessity, with any such limitation being imposed in the least restrictive manner feasible.''.

(c) UNITED STATES NAVY AND MARINE CORPS.—Section 6031 of such title is amended by adding at the end the following new subsection:

''(d) Each chaplain shall have the prerogative to pray according to the dictates of the chaplain's own conscience, except as must be limited by military necessity, with any such limitation being imposed in the least restrictive manner feasible.''.

(d) UNITED STATES AIR FORCE.—Section 8547 of such title is amended by adding at the end the following new subsection:

''(c) Each chaplain shall have the prerogative to pray according to the dictates of the chaplain's own conscience, except as must be limited by military necessity, with any such limitation being imposed in the least restrictive manner feasible.''.

(e) UNITED STATES AIR FORCE ACADEMY.—Section 9337 of such title is amended—

(1) by inserting ''(a)'' before ''There''; and

(2) by adding at the end the following new subsection:

''(b) The Chaplain shall have the prerogative to pray according to the dictates of the Chaplain's conscience, except as must be limited by military necessity, with any such limitation being imposed in the least restrictive manner feasible.''.

SEC. 591. REPORT ON PERSONNEL REQUIREMENTS FOR AIRBORNE ASSETS IDENTIFIED AS LOW-DENSITY, HIGH-DEMAND AIRBORNE ASSETS.

(a) REPORT REQUIRED.—Not later than 90 days after the date of the enactment of this Act, the Secretary of Defense shall submit to the Committee on Armed Services of the Senate and the Committee on Armed Services of the House of Representatives a report on personnel requirements for airborne assets identified as Low-Density, High-Demand Airborne Assets based on combatant commander requirements to conduct and sustain operations for the global war on terrorism.

(b) MATTER TO BE INCLUDED.—The report shall include the following for each airborne asset identified as a Low-Density, High-Demand Airborne Asset:

(1) The numbers of operations and maintenance crews to meet tasking contemplated to conduct operations for the global war on terrorism.

(2) The current numbers of operations and maintenance crews.

(3) If applicable, shortages of operations and maintenance crews.

(4) Whether such shortages are addressed in the future-years defense program.

(5) Whether end-strength increases are required to meet any such shortages.

(6) Costs of personnel needed to address shortfalls.

(7) If applicable, the number and types of equipment needed to address training shortfalls.

SEC. 592. ENTREPRENEURIAL SERVICE MEMBERS EMPOWERMENT TASK FORCE.

(a) ESTABLISHMENT.—The Secretary of Defense, in coordination with the Administrator of the Small Business Administration, shall establish a task force to provide timely input to the Secretary and the Administrator with respect to—

(1) measures that would improve the programs and activities of the Department and the Administration that are designed to address the economic concerns, as well as the business challenges and opportunities, of entrepreneurial service members; and

(2) measures that would improve the coordination of the programs and activities relating to entrepreneurial service members conducted by—

(A) the National Committee for Employer Support of the National Guard and Reserve;

(B) Veterans Business Outreach Centers;

(C) Federal procurement entities; and

(D) any other elements within, or affiliates of, the Department of Defense or the Small Business Administration.

(b) PLAN.—The task force shall develop within 90 days after its first meeting, and revise as appropriate thereafter, a plan for carrying out the duty under subsection (a).

(c) CONSULTATION.—In carrying out the duty under subsection (a), the task force shall consult with appropriate Federal, State, and local agencies and appropriate elements of the private sector, including academic institutions and industry representatives.

(d) COMPOSITION.—

(1) CO-CHAIRS.—The task force shall have two co-chairs, one an officer or employee of the Department of Defense assigned by the Secretary, and one an officer or employee of the Small Business Administration assigned by the Administrator. The initial assignments shall be made within 60 days after the date of the enactment of this Act.

(2) OTHER MEMBERS.—The Secretary, in coordination with the Administrator, shall appoint the remaining task force members, numbering not less than 8 and not more than 15. The selections shall be made within 120 days after the date of the enactment of this Act. The Secretary, in coordination with the Administrator, shall ensure that the task force includes individuals from both public service and the private sector, and that each of the following groups is represented on the task force:

(A) Entrepreneurial service members who are owners of small businesses.

(B) Small businesses that employ entrepreneurial service members as essential employees.

(C) Associations that further the interests of small businesses, members of the reserve components of the Armed Forces, or both.

(D) Any other entities that the Secretary, in coordination with the Administrator, considers appropriate.

(3) COMPENSATION.—An individual serving as a member of the task force shall not receive compensation by reason of that service.

(e) MEETINGS.—

(1) FREQUENCY.—The task force shall meet not less frequently than twice per year. The initial meeting shall be held within 150 days after the date of the enactment of this Act.

(2) QUORUM.—A majority of the members of the task force shall constitute a quorum.

(f) REPORTS.—The task force shall provide to the Secretary and the Administrator not only the minutes of each meeting, but also a report of its findings and recommendations, should there be any, within 90 days of each meeting. Not later than 60 days after the receipt of such a report—

(1) the Secretary shall submit a copy of the report to the Committee on Armed Services of the House of Representatives and the Committee on Armed Services of the Senate; and

(2) the Administrator shall submit a copy of the report to the Committee on Small Business of the House of Representatives and the Committee on Small Business and Entrepreneurship of the Senate.

(g) DETAIL OF CERTAIN FEDERAL EMPLOYEES.—The Secretary may detail an officer or employee of the Department of Defense, and the Administrator may detail an officer or employee of the Small Business Administration, to the task force without additional reimbursement and without interruption or loss of civil status or privilege.

(h) EXPENSES.—The Department of Defense and the Small Business Administration shall share equally in the cost of supporting the task force.

(i) DEFINITION.—In this section, the term ''entrepreneurial service member'' means an individual who is both—

(1) an actual or prospective owner of, or an essential employee of, a small business; and

(2) a member of a reserve component of the Armed Forces.

(j) TERMINATION.—The task force shall terminate September 30, 2009.

SEC. 593. COMPTROLLER GENERAL REPORT ON MILITARY CONSCIENTIOUS OBJECTORS.

(a) REPORT REQUIRED.—Not later than 180 days after the date of the enactment of this Act, the Comptroller General shall submit to Congress a report concerning the frequency and consequences of members of the Armed Forces claiming status as a military conscientious objector between January 1, 1989, and December 31, 2006.

(b) CONTENT OF REPORT.—The report shall specifically address the following:

(1) The number of all applications for status as a military conscientious objector, even if the application was not acted on or other discharge given, broken down by military branch, including the Coast Guard, and regular and reserve components.

(2) Number of discharges or reassignments given.

(3) The process used to consider applications, including average time frame and any reassignment to non-combatant duties while claim pending.

(4) Reasons for approval or disapproval of applications.

(5) Any difference in benefits upon discharge as a military conscientious objector compared to other discharges.

(6) The effect of stop loss provisions in First Gulf War and currently, cancellation of orders to combat or rear attachment duty while claim pending.

(7) Pre-war statistical comparisons.

SEC. 594. COMMISSION ON THE NATIONAL GUARD AND RESERVES.

(a) SIX-MONTH EXTENSION OF COMMISSION.—Subsection (f)(2) of section 513 of the Ronald W. Reagan National Defense Authorization Act for Fiscal Year 2005 (Public Law 108–375; 118 Stat. 1882) is amended by striking ''one year'' and inserting ''18 months''.

(b) ADDITIONAL MATTERS TO BE REVIEWED BY COMMISSION.—The Commission on the National Guard and Reserves shall include among the matters it studies (in addition to the matters specified in subsection (c) of such section 513) the following:

(1) PROVISIONS OF H.R. 5200, 109TH CONGRESS.—The advisability and feasibility of implementing the provisions of H.R. 5200 of the 109th Congress, as introduced in the House of Representatives on April 26, 2006.

(2) CHIEF OF NATIONAL GUARD BUREAU.—As an alternative to implementation of the provisions of the bill specified in paragraph (1) that provide for the Chief of the National Guard Bureau to be a member of the Joint Chiefs of Staff and to hold the grade of general, the advisability and feasibility of providing for the Chief of the National Guard Bureau to hold the grade of general in the performance of the current duties of that office.

(3) NATIONAL GUARD EQUIPMENT AND FUNDING REQUIREMENTS.—The adequacy of the Department of Defense processes for defining the equipment and funding necessary for the National Guard to conduct both its responsibilities under title 10, United States Code, and its responsibilities under title 32, United States Code, including homeland defense and related homeland missions, including as part of such study—

(A) consideration of the extent to which those processes should be developed taking into consideration the views of the Chief of the National Guard Bureau, as well as the views of the 54 Adjutant Generals and the views of the Chiefs of the Army National Guard and the Air Guard; and

(B) whether there should be an improved means by which National Guard equipment requirements are validated by the Joint Chiefs of Staff and are considered for funding by the Secretaries of the Army and Air Force.

(c) PRIORITY REVIEW AND REPORT.—

(1) PRIORITY REVIEW.—The Commission on the National Guard and Reserves shall carry out its study of the matters specified in paragraphs (1) and (2) of subsection (b) on a priority basis, with a higher priority for matters under those paragraphs relating to the grade and functions of the Chief of the National Guard Bureau.

(2) REPORT.—In addition to the reports required under subsection (f) of section 513 of the Ronald W. Reagan National Defense Authorization Act for Fiscal Year 2005 (Public Law 108–375; 118 Stat. 1882), the Commission shall submit to the Committee on Armed Services of the Senate and the Committee on Armed Services of the House of Representatives an interim report, not later than March 1, 2007, specifically on the matters covered by paragraph (1). In such report, the Commission shall set forth its findings and any recommendations it considers appropriate with respect to those matters.

SEC. 595. INCLUSION IN ANNUAL DEPARTMENT OF DEFENSE REPORT ON SEXUAL ASSAULTS OF INFORMATION ON RESULTS OF DISCIPLINARY ACTIONS.

Section 577(f)(2)(B) of the Ronald W. Reagan National Defense Authorization Act for Fiscal Year 2005 (Public Law 108–375; 118 Stat. 1927) is amended by inserting before the period at the end the following: ''and the results of the disciplinary action''.

TITLE VI—COMPENSATION AND OTHER PERSONNEL BENEFITS

Subtitle A—Pay and Allowances

Sec. 601. Increase in basic pay for fiscal year 2007.
Sec. 602. Targeted increase in basic pay rates.
Sec. 603. Conforming change in general and flag officer pay cap to reflect increase in pay cap for Senior Executive Service personnel.
Sec. 604. Availability of second basic allowance for housing for certain reserve component or retired members serving in support of contingency operations.
Sec. 605. Extension of temporary continuation of housing allowance for dependents of members dying on active duty to spouses who are also members.
Sec. 606. Clarification of effective date of prohibition on compensation for correspondence courses.
Sec. 607. Payment of full premium for coverage under Servicemembers' Group Life Insurance program during service in Operation Enduring Freedom or Operation Iraqi Freedom.

Subtitle B—Bonuses and Special and Incentive Pays

Sec. 611. Extension of certain bonus and special pay authorities for reserve forces.
Sec. 612. Extension of bonus and special pay authorities for health care professionals.
Sec. 613. Extension of special pay and bonus authorities for nuclear officers.
Sec. 614. Extension of other bonus, special pay, and separation pay authorities.
Sec. 615. Expansion of eligibility of dental officers for additional special pay.
Sec. 616. Increase in maximum annual rate of special pay for Selected Reserve health care professionals in critically short wartime specialties.
Sec. 617. Authority to provide lump sum payment of nuclear officer incentive pay.
Sec. 618. Increase in maximum amount of nuclear career accession bonus.
Sec. 619. Increase in maximum amount of incentive bonus for transfer between armed forces.
Sec. 620. Clarification regarding members of the Army eligible for bonus for referring other persons for enlistment in the Army.
Sec. 621. Pilot program for recruitment bonus for critical health care specialties.
Sec. 622. Enhancement of temporary program of voluntary separation pay and benefits.
Sec. 623. Additional authorities and incentives to encourage retired members and reserve component members to volunteer to serve on active duty in high-demand, low-density assignments.
Sec. 624. Elimination of inequity in eligibility and provision of assignment incentive pay.

Subtitle C—Travel and Transportation Allowances

Sec. 631. Authority to pay costs associated with delivery of motor vehicle to storage location selected by member and subsequent removal of vehicle.
Sec. 632. Transportation of additional motor vehicle of members on change of permanent station to or from nonforeign areas outside the continental United States.
Sec. 633. Travel and transportation allowances for transportation of family members incident to illness or injury of members.

Subtitle D—Retired Pay and Survivor Benefits

Sec. 641. Military Survivor Benefit Plan beneficiaries under insurable interest coverage.
Sec. 642. Retroactive payment of additional death gratuity for certain members not previously covered.
Sec. 643. Equity in computation of disability retired pay for reserve component members wounded in action.
Sec. 644. Study on retention of members of the Armed Forces within special operations command.

Sec. 645. Sense of Congress concerning eligibility of certain additional dependent children for annuities under military survivor benefit plan.
Subtitle E—Commissary and Nonappropriated Fund Instrumentality Benefits
Sec. 651. Treatment of price surcharges of tobacco products and certain other merchandise sold at commissary stores.
Sec. 652. Limitation on use of Department of Defense lease authority to undermine commissaries and exchanges and other morale, welfare, and recreation programs and nonappropriated fund instrumentalities.
Sec. 653. Use of nonappropriated funds to supplement or replace appropriated funds for construction of facilities of exchange stores system and other nonappropriated fund instrumentalities, military lodging facilities, and community facilities.
Sec. 654. Report on cost effectiveness of purchasing commercial insurance for commissary and exchange facilities and facilities of other morale, welfare, and recreation programs and nonappropriated fund instrumentalities.
Subtitle F—Other Matters
Sec. 661. Repeal of annual reporting requirement regarding effects of recruitment and retention initiatives.
Sec. 662. Pilot project for provision of golf carts accessible for disabled persons at military golf courses.
Sec. 663. Enhanced authority to remit or cancel indebtedness of members of the Armed Forces incurred on active duty.
Sec. 664. Phased recovery of overpayments of pay made to members of the Uniformed Services.
Sec. 665. Sense of Congress calling for payment to World War II veterans who survived Bataan Death March.

Subtitle A—Pay and Allowances

SEC. 601. INCREASE IN BASIC PAY FOR FISCAL YEAR 2007.

(a) WAIVER OF SECTION 1009 ADJUSTMENT.—The adjustment to become effective during fiscal year 2007 required by section 1009 of title 37, United States Code, in the rates of monthly basic pay authorized members of the uniformed services shall not be made.

(b) INCREASE IN BASIC PAY.—Effective on January 1, 2007, the rates of monthly basic pay for members of the uniformed services are increased by 2.7 percent.

SEC. 602. TARGETED INCREASE IN BASIC PAY RATES.

Effective on April 1, 2007, the rates of monthly basic pay for members of the uniformed services within each pay grade are as follows:

COMMISSIONED OFFICERS[1]

Years of service computed under section 205 of title 37, United States Code

Pay Grade	2 or less	Over 2	Over 3	Over 4	Over 6
O–10[2]	$0.00	$0.00	$0.00	$0.00	$0.00
O–9	0.00	0.00	0.00	0.00	0.00
O–8	8,494.20	8,772.60	8,957.10	9,008.70	9,239.10
O–7	7,058.40	7,386.00	7,538.10	7,658.40	7,876.80
O–6	5,231.40	5,747.40	6,124.50	6,124.50	6,147.60
O–5	4,361.10	4,912.80	5,253.00	5,316.90	5,529.00
O–4	3,762.90	4,356.00	4,646.40	4,711.50	4,981.20
O–3[3]	3,308.40	3,750.60	4,048.20	4,413.60	4,624.50
O–2[3]	2,858.10	3,255.60	3,749.70	3,876.30	3,956.10
O–1[3]	2,481.30	2,582.40	3,121.80	3,121.80	3,121.80
	Over 8	Over 10	Over 12	Over 14	Over 16
O–10[2]	$0.00	$0.00	$0.00	$0.00	$0.00
O–9	0.00	0.00	0.00	0.00	0.00
O–8	9,624.00	9,713.40	10,079.10	10,183.80	10,498.80
O–7	8,092.20	8,341.80	8,590.80	8,840.40	9,624.00
O–6	6,411.30	6,446.10	6,446.10	6,812.40	7,460.10
O–5	5,656.20	5,935.20	6,140.10	6,404.40	6,809.70
O–4	5,270.40	5,630.10	5,911.20	6,105.90	6,217.80
O–3[3]	4,856.70	5,007.00	5,253.90	5,382.30	5,382.30
O–2[3]	3,956.10	3,956.10	3,956.10	3,956.10	3,956.10
O–1[3]	3,121.80	3,121.80	3,121.80	3,121.80	3,121.80
	Over 18	Over 20	Over 22	Over 24	Over 26
O–10[2]	$0.00	$13,725.90	$13,793.10	$14,079.90	$14,579.70
O–9	0.00	12,005.10	12,177.60	12,427.80	12,863.70
O–8	10,954.20	11,374.50	11,655.00	11,655.00	11,655.00
O–7	10,286.10	10,286.10	10,286.10	10,286.10	10,338.30
O–6	7,840.20	8,220.00	8,436.30	8,655.00	9,080.10
O–5	7,002.30	7,192.80	7,409.10	7,409.10	7,409.10
O–4	6,282.90	6,282.90	6,282.90	6,282.90	6,282.90
O–3[3]	5,382.30	5,382.30	5,382.30	5,382.30	5,382.30
O–2[3]	3,956.10	3,956.10	3,956.10	3,956.10	3,956.10
O–1[3]	3,121.80	3,121.80	3,121.80	3,121.80	3,121.80

[1] Notwithstanding the basic pay rates specified in this table, the actual rate of basic pay for commissioned oficers in pay grades 0–7 through 0–10 may not exceed the rate of pay for level II of the Executive Schedule and the actual rate of basic pay for all other officers may not exceed the rate of pay for level V of the Executive Schedule.

[2] Subject to the preceding footnote, while serving as Chairman or Vice Chairman of the Joint Chiefs of Staff, Chief of Staff of the Army, Chief of Naval Operations, Chief of Staff of the Air Force, Commandant of the Marine Corps, Commandant of the Coast Guard, or commander of a unified or specified combatant command (as defined in section 161(c) of title 10, United States Code, basic pay for this grade is $16,037.40, regardless of cumulative years of service computed under section 205 of title 37, United States Code.

[3] This table does not apply to commissioned officers in pay grade O–1, O–2, or O–3 who have been credited with over 4 years of active duty service as an enlisted member or warrant officer.

COMMISSIONED OFFICERS WITH OVER 4 YEARS OF ACTIVE DUTY SERVICE AS AN ENLISTED MEMBER OR WARRANT OFFICER

Years of service computed under section 205 of title 37, United States Code

Pay Grade	2 or less	Over 2	Over 3	Over 4	Over 6
O–3E	$0.00	$0.00	$0.00	$4,413.60	$4,624.50
O–2E	0.00	0.00	0.00	3,876.30	3,956.10
O–1E	0.00	0.00	0.00	3,121.80	3,333.90
	Over 8	Over 10	Over 12	Over 14	Over 16
0–3E	$4,856.70	$5,007.00	$5,253.90	$5,462.10	$5,581.20
0–2E	4,082.10	4,294.20	4,458.90.	4,581.00	4,581.00
0–1E	3,456.90	3,582.90	3,706.80	3,876.30	3,876.30
	Over 18	Over 20	Over 22	Over 24	Over 26
0–3E	$5,743.80	$5,743.80	$5,743.80	$5,743.80	$5,743.80
0–2E	4,581.00	4,581.00	4,581.00	4,581.00	4,581.00
0–1E	3,876.30	3,876.30	3,876.30	3,876.30	3,876.30

WARRANT OFFICERS[1]

Years of service computed under section 205 of title 37, United States Code

Pay Grade	2 or less	Over 2	Over 3	Over 4	Over 6
W–5	$0.00	$0.00	$0.00	$0.00	$0.00
W–4	3,418.80	3,677.70	3,783.60	3,887.40	4,066.20
W–3	3,122.10	3,252.30	3,385.50	3,429.60	3,569.40
W–2	2,762.70	3023.40	3,104.40	3,159.90	3,338.70
W–1	2,425.20	2,685.00	2,756.40	2,904.30	3,080.10
	Over 8	Over 10	Over 12	Over 14	Over 16
W–5	$0.00	$0.00	$0.00	$0.00	$0.00
W–4	4,242.90	4,422.30	4,691.40	4,927.80	5152.80
W–3	3,843.90	4,130.10	4,265.40	4,421.40	4,582.20
W–2	3,616.80	3,754.80	3,890.70	4,056.60	4,186.20
W–1	3,337.80	3,458.40	3,627.00	3,792.90	3,922.80
	Over 18	Over 20	Over 22	Over 24	Over 26
W–5	$0.00	$6,078.30	$6,386.10	$6,615.60	$6,869.70
W–4	5,336.40	5,516.10	5,779.50	5,995.80	6,242.70
W–3	4,870.50	5,065.80	5,181.90	5,306.40	5,475.30
W–2	4,303.80	4,444.20	4,536.90	4,611.30	4,611.30
W–1	4,042.80	4,188.90	4,188.90	4,188.90	4,188.90

[1] Notwithstanding the basic pay rates specified in this table, the actual rate of basic pay for warrant officers may not exceed the rate of pay for level V of the Executive Schedule.

ENLISTED MEMBERS[1]

Years of service computed under section 205 of title 37, United States Code

Pay Grade	2 or less	Over 2	Over 3	Over 4	Over 6
E–9[2]	$0.00	$0.00	$0.00	$0.00	$0.00
E–8	0.00	0.00	0.00	0.00	0.00
E–7	2,350.50	2,565.60	2,663.70	2,794.20	2,895.60
E–6	2,033.10	2,236.80	2,335.80	2,431.50	2,531.70
E–5	1,863.00	1,987.50	2,083.50	2,181.90	2,335.20
E–4	1,707.90	1,795.20	1,892.40	1,988.10	2,073.00
E–3	1,541.70	1,638.90	1,737.60	1,737.60	1,737.60

ENLISTED MEMBERS[1]—Continued

Years of service computed under section 205 of title 37, United States Code

Pay Grade	2 or less	Over 2	Over 3	Over 4	Over 6
E–2	1,465.80	1,465.80	1,465.80	1,465.80	1,465.80
E–1[3]	1,308.00	1,308.00	1,308.00	1,308.00	1,308.00
	Over 8	Over 10	Over 12	Over 14	Over 16
E–9[2]	$0.00	$4,130.70	$4,224.30	$4,342.50	$4,481.40
E–8	3,381.30	3,531.00	3,623.70	3,734.40	3,854.70
E–7	3,070.20	3,168.30	3,326.70	3,471.00	3,569.70
E–6	2,757.60	2,845.20	3,000.00	3,051.90	3,089.70
E–5	2,483.70	2,613.90	2,630.10	2,630.10	2,630.10
E–4	2,073.00	2,073.00	2,073.00	2,073.00	2,073.00
E–3	1,737.60	1,737.60	1,737.60	1,737.60	1,737.60
E–2	1,465.80	1,465.80	1,465.80	1,465.80	1,465.80
E–1[3]	1,308.00	1,308.00	1,308.00	1,308.00	1,308.00
	Over 18	Over 20	Over 22	Over 24	Over 26
E–9[2]	$4,620.90	$4,845.30	$5,034.60	$5,234.70	$5,539.50
E–8	4,071.60	4,181.40	4,368.60	4,472.40	4,727.70
E–7	3,674.40	3,715.50	3,852.00	3,944.40	4,224.60
E–6	3,133.50	3,133.50	3,133.50	3,133.50	3,133.50
E–5	2,630.10	2,630.10	2,630.10	2,630.10	2,630.10
E–4	2,073.00	2,073.00	2,073.00	2,073.00	2,073.00
E–3	1,737.60	1,737.60	1,737.60	1,737.60	1,737.60
E–2	1,465.80	1,465.80	1,465.80	1,465.80	1,465.80
E–1[3]	1,308.00	1,308.00	1,308.00	1,308.00	1,308.00

[1] Notwithstanding the pay rates specified in this table, the actual basic pay for enlisted members may not exceed the rate of pay for level V of the Executive Schedule.

[2] Subject to the preceding footnote, the rate of basic pay for an enlisted member in this grade while serving as Sergeant Major of the Army, Master Chief Petty Officer of the Navy, Chief Master Sergeant of the Air Force, Sergeant Major of the Marine Corps, Master Chief Petty Officer of the Coast Guard, or Senior Enlisted Advisor to the Chairman of the Joint Chiefs of Statff is $6,675.00, regardless of cumulative years of service computed under section 205 of title 37, United States Code.

[3] In the case of members in pay grade E–1 who have served less than 4 months on active duty, the rate of basic pay is $1,209.90.

SEC. 603. CONFORMING CHANGE IN GENERAL AND FLAG OFFICER PAY CAP TO REFLECT INCREASE IN PAY CAP FOR SENIOR EXECUTIVE SERVICE PERSONNEL.

(a) INCREASE.—Section 203(a)(2) of title 37, United States Code, is amended by striking ''level III of the Executive Schedule'' and inserting ''level II of the Executive Schedule''.

(b) EFFECTIVE DATE.—The amendment made by this section shall take effect on October 1, 2006.

SEC. 604. AVAILABILITY OF SECOND BASIC ALLOWANCE FOR HOUSING FOR CERTAIN RESERVE COMPONENT OR RETIRED MEMBERS SERVING IN SUPPORT OF CONTINGENCY OPERATIONS.

Section 403(g) of title 37, United States Code, is amended—

(1) by redesignating paragraphs (2), (3), and (4) as paragraphs (3), (4), and (5), respectively;

(2) by inserting after paragraph (1) the following new paragraph (2):

''(2) The Secretary concerned may provide a basic allowance for housing to a member described in paragraph (1) at a monthly rate equal to the rate of the basic allowance for housing established under subsection (b) or the overseas basic allowance for housing established under subsection (c), whichever applies to the location at which the member is serving, for members in the same grade at that location without dependents. The member may receive both a basic allowance for housing under paragraph (1) and under this paragraph for the same month, but may not receive the portion of the allowance authorized under section 404 of this title, if any, for lodging expenses if a basic allowance for housing is provided under this paragraph.''; and

(3) in paragraph (3), as so redesignated, by striking ''Paragraph (1)'' and inserting ''Paragraphs (1) and (2)''.

SEC. 605. EXTENSION OF TEMPORARY CONTINUATION OF HOUSING ALLOWANCE FOR DEPENDENTS OF MEMBERS DYING ON ACTIVE DUTY TO SPOUSES WHO ARE ALSO MEMBERS.

(a) EXTENSION.—Section 403(l) of title 37, United States Code, is amended—

(1) by redesignating paragraph (3) as paragraph (4); and

(2) by inserting after paragraph (2) the following new paragraph:

''(3) An allowance may be paid under paragraph (2) to the spouse of the deceased member even though the spouse is also a member of the uniformed services. The allowance paid under such paragraph is in addition to any other pay and allowances to which the spouse is entitled as a member.''.

(b) EFFECTIVE DATE.—

(1) GENERAL RULE.—The amendments made by subsection (a) shall take effect on October 1, 2006.

(2) TRANSITIONAL RULE.—After October 1, 2006, the Secretary of Defense, and the Secretary of Homeland Security in the case of the Coast Guard, may pay the allowance authorized by section 403(l)(2) of title 37, United States Code, to a member of the uniformed services who is the spouse of a member who died on active duty during the one-year period ending on that date, except that the payment of the allowance must terminate within 365 days after the date of the member's death.

SEC. 606. CLARIFICATION OF EFFECTIVE DATE OF PROHIBITION ON COMPENSATION FOR CORRESPONDENCE COURSES.

Section 206(d) of title 37, United States Code, is amended by adding at the end the following new paragraph:

''(3) The prohibition in paragraph (1), including the prohibition as it relates to a member of the National Guard while not in Federal service, applies to—

''(A) any work or study performed on or after September 7, 1962, unless that work or study is specifically covered by the exception in paragraph (2); and

''(B) any claim based on that work or study arising after that date.''.

SEC. 607. PAYMENT OF FULL PREMIUM FOR COVERAGE UNDER SERVICEMEMBERS' GROUP LIFE INSURANCE PROGRAM DURING SERVICE IN OPERATION ENDURING FREEDOM OR OPERATION IRAQI FREEDOM.

(a) ENHANCED ALLOWANCE TO COVER SGLI DEDUCTIONS.—Subsection (a)(1) of section 437 of title 37, United States Code, is amended by striking ''for the first $150,000'' and all that follows through ''of such title'' and inserting ''for the amount of Servicemembers' Group Life Insurance coverage held by the member under section 1967 of such title''.

(b) CONFORMING AMENDMENTS.—Such section is further amended—

(1) in subsection (a)—

(A) by striking ''(1)'' before ''in the case of''; and

(B) by striking paragraph (2);

(2) by striking subsection (b); and

(3) by redesignating subsection (c) as subsection (b) and in paragraph (2) of that subsection by striking ''coverage amount specified in subsection (a)(1) or in effect pursuant to subsection (b),'' and inserting ''maximum coverage amount available for such insurance,''.

(c) CLERICAL AMENDMENTS.—The heading for such section, and the item relating to such section in the table of sections at the beginning of chapter 7 of such title, are each amended by striking the fourth and fifth words.

(d) EFFECTIVE DATE.—The amendments made by this section shall take effect on the first day of the first month beginning on or after the date of the enactment of this Act and shall apply with respect to service by members of the Armed Forces in the theater of operations for Operation Enduring Freedom or Operation Iraqi Freedom for months beginning on or after that date.

(e) FUNDING SOURCE.—Of the amounts authorized to be appropriated to the Department of Defense for military personnel accounts as emergency supplemental appropriations for fiscal years 2006 and 2007 to provide funds for additional costs due to Operation Iraqi Freedom and Operation Enduring Freedom, $31,000,000 shall be available to cover the additional costs incurred to implement the amendments made by this section.

Subtitle B—Bonuses and Special and Incentive Pays

SEC. 611. EXTENSION OF CERTAIN BONUS AND SPECIAL PAY AUTHORITIES FOR RESERVE FORCES.

(a) SELECTED RESERVE REENLISTMENT BONUS.—Section 308b(g) of title 37, United States Code, is amended by striking ''December 31, 2006'' and inserting ''December 31, 2007''.

(b) SELECTED RESERVE AFFILIATION OR ENLISTMENT BONUS.—Section 308c(i) of such title is amended by striking ''December 31, 2006'' and inserting ''December 31, 2007''.

(c) SPECIAL PAY FOR ENLISTED MEMBERS ASSIGNED TO CERTAIN HIGH PRIORITY UNITS.—Section 308d(c) of such title is amended by striking ''December 31, 2006'' and inserting ''December 31, 2007''.

(d) READY RESERVE ENLISTMENT BONUS FOR PERSONS WITHOUT PRIOR SERVICE.—Section 308g(h)(2) of such title is amended by striking ''December 31, 2006'' and inserting ''December 31, 2007''.

(e) READY RESERVE ENLISTMENT AND REENLISTMENT BONUS FOR PERSONS WITH PRIOR SERVICE.—Section 308h(e) of such title is amended by striking ''December 31, 2006'' and inserting ''December 31, 2007''.

(f) SELECTED RESERVE ENLISTMENT BONUS FOR PERSONS WITH PRIOR SERVICE.—Section 308i(f) of such title is amended by striking ''December 31, 2006'' and inserting ''December 31, 2007''.

SEC. 612. EXTENSION OF BONUS AND SPECIAL PAY AUTHORITIES FOR HEALTH CARE PROFESSIONALS.

(a) NURSE OFFICER CANDIDATE ACCESSION PROGRAM.—Section 2130a(a)(1) of title 10, United States Code, is amended by striking ''December 31, 2006'' and inserting ''December 31, 2007''.

(b) REPAYMENT OF EDUCATION LOANS FOR CERTAIN HEALTH PROFESSIONALS WHO SERVE IN THE SELECTED RESERVE.—Section 16302(d) of such title is amended by striking ''January 1, 2007'' and inserting ''January 1, 2008''.

(c) ACCESSION BONUS FOR REGISTERED NURSES.—Section 302d(a)(1) of title 37, United States Code, is amended by striking ''December 31, 2006'' and inserting ''December 31, 2007''.

(d) INCENTIVE SPECIAL PAY FOR NURSE ANESTHETISTS.—Section 302e(a)(1) of such title is amended by striking ''December 31, 2006'' and inserting ''December 31, 2007''.

(e) SPECIAL PAY FOR SELECTED RESERVE HEALTH PROFESSIONALS IN CRITICALLY SHORT WARTIME SPECIALTIES.—Section 302g(e) of such title is amended by striking ''December 31, 2006'' and inserting ''December 31, 2007''.

(f) ACCESSION BONUS FOR DENTAL OFFICERS.—Section 302h(a)(1) of such title is amended by striking ''December 31, 2006'' and inserting ''December 31, 2007''.

(g) ACCESSION BONUS FOR PHARMACY OFFICERS.—Section 302j(a) of such title is amended by striking ''December 31, 2006'' and inserting ''December 31, 2007''.

SEC. 613. EXTENSION OF SPECIAL PAY AND BONUS AUTHORITIES FOR NUCLEAR OFFICERS.

(a) SPECIAL PAY FOR NUCLEAR-QUALIFIED OFFICERS EXTENDING PERIOD OF ACTIVE SERVICE.—Section 312(e) of title 37, United States Code, is amended by striking ''December 31, 2006'' and inserting ''December 31, 2007''.

(b) NUCLEAR CAREER ACCESSION BONUS.—Section 312b(c) of such title is amended by striking ''December 31, 2006'' and inserting ''December 31, 2007''.

(c) NUCLEAR CAREER ANNUAL INCENTIVE BONUS.—Section 312c(d) of such title is amended by striking ''December 31, 2006'' and inserting ''December 31, 2007''.

SEC. 614. EXTENSION OF OTHER BONUS, SPECIAL PAY, AND SEPARATION PAY AUTHORITIES.

(a) AVIATION OFFICER RETENTION BONUS.—Section 301b(a) of title 37, United States Code, is amended by striking ''December 31, 2006'' and inserting ''December 31, 2007''.

(b) ASSIGNMENT INCENTIVE PAY.—Section 307a(g) of such title is amended by striking ''December 31, 2007'' and inserting ''December 31, 2008''.

(c) REENLISTMENT BONUS FOR ACTIVE MEMBERS.—Section 308(g) of such title is amended by striking ''December 31, 2006'' and inserting ''December 31, 2007''.

(d) ENLISTMENT BONUS FOR ACTIVE MEMBERS.—Section 309(e) of such title is amended by striking ''December 31, 2006'' and inserting ''December 31, 2007''.

(e) RETENTION BONUS FOR MEMBERS WITH CRITICAL MILITARY SKILLS.—Section 323(i) of such title is amended by striking ''December 31, 2006'' and inserting ''December 31, 2007''.

(f) ACCESSION BONUS FOR NEW OFFICERS IN CRITICAL SKILLS.—Section 324(g) of such title is amended by striking ''December 31, 2006'' and inserting ''December 31, 2007''.

(g) MILITARY OCCUPATIONAL SPECIALTY CONVERSION INCENTIVE BONUS.—Section 326(g) of such title is amended by striking ''December 31, 2006'' and inserting ''December 31, 2007''.

(h) TRANSFER BETWEEN ARMED FORCES INCENTIVE BONUS.—Section 327(h) of such title is amended by striking ''December 31, 2006'' and inserting ''December 31, 2007''.

SEC. 615. EXPANSION OF ELIGIBILITY OF DENTAL OFFICERS FOR ADDITIONAL SPECIAL PAY.

(a) REPEAL OF INTERNSHIP AND RESIDENCY EXCEPTION.—Section 302b(a)(4) of title 37, United States Code, is amended by striking the first sentence and inserting the following new sentence: ''An officer who is entitled to variable special pay under paragraph (2) or (3) is also entitled to additional special pay for any 12-month period during which an agreement executed under subsection (b) is in effect with respect to the officer.''.

(b) EFFECTIVE DATE.—The amendment made by this section shall take effect on October 1, 2006.

SEC. 616. INCREASE IN MAXIMUM ANNUAL RATE OF SPECIAL PAY FOR SELECTED RESERVE HEALTH CARE PROFESSIONALS IN CRITICALLY SHORT WARTIME SPECIALTIES.

(a) INCREASE.—Section 302g(a) of title 37, United States Code, is amended by striking ''$10,000'' and inserting ''$25,000''.

(b) EFFECTIVE DATE.—The amendment made by subsection (a) shall take effect on October 1, 2006.

SEC. 617. AUTHORITY TO PROVIDE LUMP SUM PAYMENT OF NUCLEAR OFFICER INCENTIVE PAY.

(a) LUMP SUM PAYMENT OPTION.—Subsection (a) of section 312 of title 37, United States Code, is amended in the matter after paragraph (3)—

(1) by striking ''in equal annual installments'' and inserting ''in a single lump-sum or in annual installments of equal or different amounts''; and

(2) by striking ''with the number of installments being equal to the number of years covered by the contract plus one'' and inserting ''and, if the special pay will be paid in annual installments, the number of installments may not exceed the number of years covered by the agreement plus one''.

(b) CLERICAL AND CONFORMING AMENDMENTS.—Such section is further amended—

(1) by redesignating subsections (b) through (e) as subsections (c) through (f), respectively;

(2) in subsection (a)—

(A) by striking ''an officer'' in the matter before paragraph (1) and inserting ''the Secretary may pay special pay under subsection (b) to an officer'';

(B) by striking the semicolon at the end of paragraph (3) and inserting a period;

(C) by striking ''may, upon'' and all that follows through ''The Secretary of the Navy shall'' and inserting the following:

''(b) PAYMENT AMOUNT; PAYMENT OPTIONS.—(1) The total amount paid to an officer under an agreement under subsection (a) or (e)(1) may not exceed $30,000 for each year of the active-service agreement. Amounts paid under the agreement are in addition to all other compensation to which the officer is entitled.

''(2) The Secretary shall'';

(D) by striking ''Upon acceptance of the agreement by the Secretary or his designee'' and inserting the following:

''(3) Upon acceptance of an agreement under subsection (a) or (e)(1) by the Secretary '';

(E) by striking ''The Secretary (or his designee)'' and inserting the following:

''(4) The Secretary'';

(3) in subsection (c), as redesignated by paragraph (1), by striking ''subsection (a) or subsection (d)(1)'' and inserting ''subsection (b) or (e)(1)''; and

(4) in the first sentence of subsection (e)(1), as redesignated by paragraph (1)—

(A) by striking ''such subsection'' and inserting ''subsection (b)''; and

(B) by striking ''that subsection'' and inserting ''this subsection''.

(c) STYLISTIC AMENDMENTS.—Such section is further amended—

(1) in subsection (a), by inserting ''SPECIAL PAY AUTHORIZED; ELIGIBILITY.—'' after ''(a)'';

(2) in subsection (c), as redesignated by subsection (b)(1), by inserting ''REPAYMENT.—'' after ''(c)'';

(3) in subsection (d), as redesignated by subsection (b)(1), by inserting ''RELATION TO SERVICE OBLIGATION.—'' after ''(d)'';

(4) in subsection (e), as redesignated by subsection (b)(1), by inserting ''NEW AGREEMENT.—'' after ''(e)''; and

(5) in subsection (f), as redesignated by subsection (b)(1), by inserting ''DURATION OF AUTHORITY.—'' after ''(f)''.

SEC. 618. INCREASE IN MAXIMUM AMOUNT OF NUCLEAR CAREER ACCESSION BONUS.

(a) INCREASE.—Section 312b(a)(1) of title 37, United States Code, is amended by striking ''$20,000'' and inserting ''$30,000''.

(b) EFFECTIVE DATE.—The amendment made by this section shall take effect on October 1, 2006.

SEC. 619. INCREASE IN MAXIMUM AMOUNT OF INCENTIVE BONUS FOR TRANSFER BETWEEN ARMED FORCES.

(a) INCREASE.—Section 327(d)(1) of title 37, United States Code, is amended by striking ''$2,500'' and inserting ''$10,000''.

(b) EFFECTIVE DATE.—The amendment made by this section shall take effect on October 1, 2006.

SEC. 620. CLARIFICATION REGARDING MEMBERS OF THE ARMY ELIGIBLE FOR BONUS FOR REFERRING OTHER PERSONS FOR ENLISTMENT IN THE ARMY.

Section 645(a) of the National Defense Authorization Act for Fiscal Year 2006 (Public Law 109–163; 119 Stat. 3310) is amended—

(1) by striking ''The Secretary'' and inserting the following:

''(1) IN GENERAL.—The Secretary'';

(2) by striking '', whether in the regular component of the Army or in the Army National Guard or Army Reserve,'' and inserting ''described in paragraph (2)''; and

(3) by adding at the end the following new paragraph:

''(2) MEMBERS ELIGIBLE FOR BONUS.—Subject to subsection (c), the following members of the Army are eligible for a referral bonus under this section:

''(A) A member in the regular component of the Army.

''(B) A member of the Army National Guard.

''(C) A member of the Army Reserve.

''(D) A member of the Army in a retired status, including a member under 60 years of age who, but for age, would be eligible for retired pay.''.

SEC. 621. PILOT PROGRAM FOR RECRUITMENT BONUS FOR CRITICAL HEALTH CARE SPECIALTIES.

(a) PILOT PROGRAM.—Section 2121 of title 10, United States Code, is amended by adding at the end the following new subsection:

''(e)(1) The Secretary of Defense may carry out a pilot program for payment of a recruitment incentive bonus to increase participation in the program. The Secretary shall prescribe regulations specifying the amount and terms of the bonus. The bonus shall be used to improve recruitment for critical health care specialties. A bonus under the pilot program shall be in addition to the stipend under subsection (d).

''(2) The amount prescribed under paragraph (1) for the bonus under the pilot program shall be determined by the Secretary.

''(3) The scope of the pilot program shall be limited to no more than 100 total participants in no more than five critical medical specialties. The program shall last no more than two years, beginning on the earlier of the date the first participant is selected or January 1, 2010. ''.

(b) REPORTS.—The Secretary of Defense shall prepare a mid-term report and a final report on the findings and recommendations resulting from the pilot program. The Secretary shall submit those reports to the Committees on Armed Services of the Senate and the House of Representatives.

SEC. 622. ENHANCEMENT OF TEMPORARY PROGRAM OF VOLUNTARY SEPARATION PAY AND BENEFITS.

(a) ONE-YEAR EXTENSION OF AUTHORITY.—Section 1175a(k)(1) of title 10, United States Code, is amended by striking ''December 31, 2008,'' and inserting ''December 31, 2009''.

(b) EXPANSION OF ELIGIBLE MEMBERS.—Section 643 of the National Defense Authorization Act for Fiscal Year 2006 (Public Law 109–163; 119 Stat. 3306) is amended by striking subsection (b).

SEC. 623. ADDITIONAL AUTHORITIES AND INCENTIVES TO ENCOURAGE RETIRED MEMBERS AND RESERVE COMPONENT MEMBERS TO VOLUNTEER TO SERVE ON ACTIVE DUTY IN HIGH-DEMAND, LOW-DENSITY ASSIGNMENTS.

(a) AUTHORITY TO OFFER INCENTIVE BONUS.—Chapter 5 of title 37, United States Code, is amended by adding at the end the following new section:

''§ 329. Incentive bonus: retired members and reserve component members volunteering for high-demand, low-density assignments

''(a) INCENTIVE BONUS AUTHORIZED.—The Secretary of Defense may pay a bonus under this section to a retired member or former member of the Army, Navy, Air Force, or Marine Corps or to a member of a reserve component of the Army, Navy, Air Force, or Marine Corps (who is not otherwise serving on active duty) who executes a written agreement to serve on active duty for a period specified in the agreement in an assignment intended to alleviate a high-demand, low-density military capability or in any other specialty designated by the Secretary as critical to meet wartime or peacetime requirements.

''(b) MAXIMUM AMOUNT OF BONUS.—A bonus under subsection (a) and any incentive developed under subsection (d) may not exceed $50,000.

''(c) METHODS OF PAYMENT.—At the election of the Secretary, a bonus under subsection (a) and any incentive developed under subsection (d) shall be paid or provided—

''(1) when the member commences service on active duty; or

''(2) in annual installments in such amounts as may be determined by the Secretary.

''(d) DEVELOPMENT OF ADDITIONAL INCENTIVES.—(1) The Secretary may develop and provide to members referred to in subsection (a) additional incentives to encourage such members to return to active duty in assignments intended to alleviate a high-demand, low-density military capability or in others specialties designated by the Secretary as critical to meet wartime or peacetime requirements.

''(2) The provision of any incentive developed under this subsection shall be subject to an agreement, as required for bonuses under subsection (a).

''(3) Not later than 30 days before first offering any incentive developed under this subsection, the Secretary shall submit to the congressional defense committees a report that contains a description of that incentive and an explanation why a bonus under subsection (a) or other pay and allowances are not sufficient to alleviate the high-demand, low-density military capability or otherwise fill critical military specialties.

''(e) RELATIONSHIP TO OTHER PAY AND ALLOWANCES.—A bonus or other incentive paid or provided to a member under this section is in addition to any other pay and allowances to which the member is entitled.

''(f) REPAYMENT.—A member who does not complete the period of active duty specified in the agreement executed under subsection (a) or (d) shall be subject to the repayment provisions of section 303a(e) of this title.

''(g) HIGH-DEMAND, LOW-DENSITY ASSIGNMENT DEFINED.—In this section, the term 'high-demand, low-density military capability' means a combat, combat support or service support capability, unit, system, or occupational specialty that the Secretary determines has funding, equipment, or personnel levels that are substantially below the levels required to fully meet or sustain actual or expected operational requirements set by regional commanders.

''(h) REGULATIONS.—The Secretary of Defense may prescribe such regulations as the Secretary considers necessary to carry out this section.

''(i) TERMINATION OF AUTHORITY.—No agreement under subsection (a) or (d) may be entered into after December 31, 2010.''.

(b) TEMPORARY AUTHORITY TO ORDER RETIRED MEMBERS TO ACTIVE DUTY IN HIGH-DEMAND, LOW-DENSITY ASSIGNMENTS.—Section 688a of title 10, United States Code, is amended—

(1) in subsection (a)—

(A) by striking the first sentence and inserting the following new sentence: ''The Secretary of a military department may order to active duty a retired member who agrees to serve on active duty in an assignment intended to alleviate a high-demand, low-density military capability or in any other specialty designated by the Secretary as critical to meet wartime or peacetime requirements.''; and

(B) in the second sentence, by striking ''officer'' both places it appears and inserting ''member'';

(2) in subsection (b), by striking ''an officer'' and inserting ''a member'';

(3) in subsection (c), by striking ''500 officers'' and inserting ''1,000 members'';

(4) in subsection (d), by striking ''officer'' and inserting ''member'';

(5) in subsection (e), by striking ''Officers'' and inserting ''Retired members'';

(6) in subsection (f)—

(A) by striking ''An officer'' and inserting ''A retired member''; and

(B) by striking ''September 30, 2008'' and inserting ''December 31, 2010''; and

(7) by adding at the end the following new subsection:

''(g) HIGH-DEMAND, LOW-DENSITY ASSIGNMENT DEFINED.—In this section, the term 'high-demand, low-density military capability' means a combat, combat support or service support capability, unit, system, or occupational specialty that the Secretary of Defense determines has funding, equipment, or personnel levels that are substantially below the levels required to fully meet or sustain actual or expected operational requirements set by regional commanders.''.

(c) CLERICAL AMENDMENTS.—

(1) TITLE 37.—The table of sections at the beginning of chapter 5 of title 37, United States Code, is amended by adding at the end the following new item:

''329. Incentive bonus: retired members and reserve component members volunteering for high-demand, low-density assignments.''.

(2) TITLE 10.—(A) The heading of section 688a of title 10, United States Code, is amended to read as follows:

"§ 688a. Retired members: temporary authority to order to active duty in high-demand, low-density assignments".

(B) The table of sections at the beginning of chapter 39 of such title is amended by striking the item relating to section 688a and inserting the following new item:

''688a. Retired members: temporary authority to order to active duty in high-demand, low-density assignments.''.

(d) EFFECTIVE DATE.—No agreement may be entered into under section 329 of title 37, United States Code, as added by subsection (a), before October 1, 2006.

(e) LIMITATION ON FISCAL YEAR 2007 OBLIGATIONS.—During fiscal year 2007, obligations incurred under section 329 of title 37, United States Code, as added by subsection (a), to provide bonuses or other incentives to retired members and former members of the Army, Navy, Air Force, or Marine Corps or to members of the reserve components of the Army, Navy, Air Force, and Marine Corps may not exceed $5,000,000.

SEC. 624. ELIMINATION OF INEQUITY IN ELIGIBILITY AND PROVISION OF ASSIGNMENT INCENTIVE PAY.

(a) SENSE OF CONGRESS.—It is the sense of Congress that the Secretary of the Army should promptly correct the pay inequity in

the provision of assignment incentive pay under section 307a of title 37, United States Code, to members of the Army National Guard and the Army Reserve serving on active duty in Afghanistan and Iraq that arose from the disparite treatment between—

(1) those members who previously served under a call or order to active duty under section 12302 of title 10, United States Code, and who are eligible for assignment incentive pay; and

(2) those members who previously served under a call or order to active duty under section 12304 of such title and who are currently ineligible for assignment incentive pay.

(b) REPORT REQUIRED.—Not later than 30 days after the date of the enactment of this Act, the Secretary of the Army shall submit to Congress a report—

(1) specifying the number of members of the Army National Guard and the Army Reserve adversely affected by the disparate treatment afforded to members who previously served under a call or order to active duty under section 12304 of title 10, United States Code, in determining eligibility for assignment incentive pay; and

(2) containing proposed remedies or courses of action to correct this inequity, including allowing time served during a call or order to active duty under such section 12304 to count toward the time needed to qualify for assignment incentive pay.

Subtitle C—Travel and Transportation Allowances

SEC. 631. AUTHORITY TO PAY COSTS ASSOCIATED WITH DELIVERY OF MOTOR VEHICLE TO STORAGE LOCATION SELECTED BY MEMBER AND SUBSEQUENT REMOVAL OF VEHICLE.

Subsection (b) of section 2634 of title 10, United States Code, is amended—

(1) by redesignating paragraph (4) as paragraph (5); and

(2) by inserting after paragraph (3) the following new paragraph:

''(4) If a member elects to have a motor vehicle described in subsection (a) stored at a location other than a storage location approved by the Secretary concerned, the delivery and removal costs described in paragraph (3) are the only costs that may be paid by the Secretary. The delivery or removal costs paid by the Secretary under this paragraph may not exceed the total cost that would have been incurred by the United States had the storage location approved by the Secretary been used to store the motor vehicle. The United States is not responsible for any costs associated with the actual storage of the motor vehicle at the unapproved location.''.

SEC. 632. TRANSPORTATION OF ADDITIONAL MOTOR VEHICLE OF MEMBERS ON CHANGE OF PERMANENT STATION TO OR FROM NONFOREIGN AREAS OUTSIDE THE CONTINENTAL UNITED STATES.

(a) AUTHORITY TO TRANSPORT ADDITIONAL MOTOR VEHICLE.—Subsection (a) of section 2634 of title 10, United States Code, is amended—

(1) by striking the sentence following paragraph (4);

(2) by redesignating paragraphs (1), (2), (3), and (4) as subparagraphs (A), (B), (C), and (D), respectively;

(3) by inserting ''(1)'' after ''(a)''; and

(4) by adding at the end the following new paragraph:

''(2) One additional motor vehicle of a member (or a dependent of the member) may be transported as provided in paragraph (1) if—

''(A) the member is ordered to make a change of permanent station to or from a nonforeign area outside the continental United States and the member has at least one dependent of driving age who will use the motor vehicle; or

''(B) the Secretary concerned determines that a replacement for the motor vehicle transported under paragraph (1) is necessary for reasons beyond the control of the member and is in the interest of the United States and the Secretary approves the transportation in advance.''.

(b) TECHNICAL AND CONFORMING AMENDMENTS.—Such subsection is further amended—

(1) by striking ''his dependents'' and inserting ''a dependent of the member'';

(2) by striking ''him'' and inserting ''the member'';

(3) by striking ''his)'' and inserting ''the member)'';

(4) by striking ''his new'' and inserting ''the member's new''; and

(5) in paragraph (1)(C), as redesignated by subsection (a), by striking ''clauses (1) and (2)'' and inserting ''subparagraphs (A) and (B)''.

(c) EFFECTIVE DATE.—Paragraph (2)(A) of subsection (a) of section 2634 of title 10, United States Code, as added by subsection (a)(4), shall apply with respect to orders issued on or after the date of the enactment of this Act for members of the Armed Forces to make a change of permanent station to or from nonforeign areas outside the continental United States.

SEC. 633. TRAVEL AND TRANSPORTATION ALLOWANCES FOR TRANSPORTATION OF FAMILY MEMBERS INCIDENT TO ILLNESS OR INJURY OF MEMBERS.

Section 411h(b)(1) of title 37, United States Code, is amended—

(1) by striking ''and'' at the end of subparagraph (C);

(2) by striking the period at the end of subparagraph (D) and inserting ''; and''; and

(3) by adding at the end the following new subparagraph:

''(E) a person related to the member as described in subparagraph (A), (B), (C), or (D) who is also a member of the uniformed services.''.

Subtitle D—Retired Pay and Survivor Benefits

SEC. 641. MILITARY SURVIVOR BENEFIT PLAN BENEFICIARIES UNDER INSURABLE INTEREST COVERAGE.

(a) AUTHORITY TO ELECT NEW BENEFICIARY.—Section 1448(b)(1) of title 10, United States Code, is amended—

(1) by inserting ''or under subparagraph (G) of this paragraph'' in the second sentence of subparagraph (E) before the period at the end; and

(2) by adding at the end the following new subparagraph:

''(G) ELECTION OF NEW BENEFICIARY UPON DEATH OF PREVIOUS BENEFICIARY.—

''(i) AUTHORITY FOR ELECTION.—If the reason for discontinuation in the Plan is the death of the beneficiary, the participant in the Plan may elect a new beneficiary. Any such beneficiary must be a natural person with an insurable interest in the participant. Such an election may be made only during the 180-day period beginning on the date of the death of the previous beneficiary.

''(ii) PROCEDURES.—Such an election shall be in writing, signed by the participant, and made in such form and manner as the Secretary concerned may prescribe. Such an election shall be effective the first day of the first month following the month in which the election is received by the Secretary.

''(iii) VITIATION OF ELECTION BY PARTICIPANT WHO DIES WITHIN TWO YEARS OF ELECTION.—If a person providing an annuity under a election under clause (i) dies before the end of the two-year period beginning on the effective date of the election—

''(I) the election is vitiated; and

''(II) the amount by which the person's retired pay was reduced under section 1452 of this title that is attributable to the election shall be paid in a lump sum to the person who would have been the deceased person's beneficiary under the vitiated election if the deceased person had died after the end of such two-year period.''.

(b) CHANGE IN PREMIUM FOR COVERAGE OF NEW BENEFICIARY.—Section 1452(c) of such title is amended by adding at the end the following new paragraph:

''(5) RULE FOR DESIGNATION OF NEW INSURABLE INTEREST BENEFICIARY FOLLOWING DEATH OF ORIGINAL BENEFICIARY.—The Secretary of Defense shall prescribe in regulations premiums which a participant making an election under section 1448(b)(1)(G) of this title shall be required to pay for participating in the Plan pursuant to that election. The total amount of the premiums to be paid by a participant under the regulations shall be equal to the sum of the following:

''(A) The total additional amount by which the retired pay of the participant would have been reduced before the effective date of the election if the original beneficiary (i) had not died and had been covered under the Plan through the date of the election, and (ii) had been the same number of years younger than the participant (if any) as the new beneficiary designated under the election.

''(B) Interest on the amounts by which the retired pay of the participant would have been so reduced, computed from the dates on which the retired pay would have been so reduced at such rate or rates and according to such methodology as the Secretary of Defense determines reasonable.

''(C) Any additional amount that the Secretary determines necessary to protect the actuarial soundness of the Department of Defense Military Retirement Fund against any increased risk for the fund that is associated with the election.''.

(c) TRANSITION.—

(1) TRANSITION PERIOD.—In the case of a participant in the Survivor Benefit Plan who made a covered insurable-interest election (as defined in paragraph (2)) and whose designated beneficiary under that election dies before the date of the enactment of this Act or during the 18-month period beginning on such date, the time period applicable for purposes of the limitation in the third sentence of subparagraph (G)(i) of section 1448(b)(1) of title 10, United States Code, as added by subsection (a), shall be the two-year period beginning on the date of the enactment of this Act (rather than the 180-day period specified in that sentence).

(2) COVERED INSURABLE-INTEREST ELECTIONS.—For purposes of paragraph (1), a covered insurable-interest election is an election under section 1448(b)(1) of title 10, United States Code, made before the date of the enactment of this Act, or during the 18-month period beginning on such date, by a participant in the Survivor Benefit Plan to provide an annuity under that plan to a natural person with an insurable interest in that person.

(3) SURVIVOR BENEFIT PLAN.—For purposes of this subsection, the term ''Survivor Benefit Plan'' means the program under subchapter II of chapter 73 of title 10, United States Code.

SEC. 642. RETROACTIVE PAYMENT OF ADDITIONAL DEATH GRATUITY FOR CERTAIN MEMBERS NOT PREVIOUSLY COVERED.

(a) SPECIFICATION OF ADDITIONAL MEMBERS COVERED.—Section 1478(d)(2) of title 10, United States Code, is amended by striking ''May 11, 2005'' and inserting ''August 31, 2005''.

(b) FUNDING.—Amounts for payments under section 1478(d) of title 10, United States Code, as amended by subsection (a), with respect to deaths during the period beginning on May 12, 2005, and ending on August 31, 2005, may be derived from appropriations available to for the Department of Defense for fiscal year 2006 or fiscal year 2007.

SEC. 643. EQUITY IN COMPUTATION OF DISABILITY RETIRED PAY FOR RESERVE COMPONENT MEMBERS WOUNDED IN ACTION.

Section 1208(b) of title 10, United States Code, is amended by adding at the end the following new sentence: ''However, in the case of such a member who is retired under this chapter, or whose name is placed on the temporary disability retired list under this chapter, because of a disability incurred after the date of the enactment of this sentence for which the member is awarded the Purple Heart, the member shall be credited, for the purposes of this chapter, with the number of years of service that would be counted if computing the member's years of service under section 12732 of this title.''.

SEC. 644. STUDY ON RETENTION OF MEMBERS OF THE ARMED FORCES WITHIN SPECIAL OPERATIONS COMMAND.

Not later than 90 days after the date of the enactment of this Act, the Secretary of Defense shall submit to the Committee on Armed Services of the Senate and the Committee on Armed Services of the House of Representatives a report on means to improve retention of members of the Armed Forces who have a special operations forces designation. The report shall include the following:

(1) The effect on retention of such members if special pays were included in the computation of retired pay for those members with a minimum of 48 months of Hostile Fire Pay (consecutive or nonconsecutive) at the time of retirement.

(2) Information on the cost of training of members of the Armed Forces who have a special operations forces designation, with such information displayed separately for each such designation and shown as aggregate costs of training for such members at the 4-year, 8-year, 12-year, 16-year, and 20-year points of service.

(3) A statement, in the case of members of the Armed Forces with a special operations forces designation who have been deployed at least twice, of the average amount spent on special operations unique training, both predeployment and during deployment.

(4) For each component of the United States Special Operations Command, an estimate of when the assigned strength of that component will be not less than 90 percent of the authorized strength of that component, taking into account anticipated growth that is mentioned in the most recent Quadrennial Defense Review.

(5) The average amount of time a member of the Armed Forces with a special operations forces designation is deployed to areas that warrant Hostile Fire Pay.

(6) The percentage of members of the Armed Forces with a special operations forces designation who have accumulated over 48 months of Hostile Fire Pay and the percentage who have accumulated over 60 months of such pay.

SEC. 645. SENSE OF CONGRESS CONCERNING ELIGIBILITY OF CERTAIN ADDITIONAL DEPENDENT CHILDREN FOR ANNUITIES UNDER MILITARY SURVIVOR BENEFIT PLAN.

It is the sense of Congress that eligibility for a surviving child annuity in lieu of a surviving spouse annuity under the military Survivor Benefit Plan for a child of a member of the Armed Forces dying while on active duty should be extended so as to cover children of members dying after October 7, 2001 (the beginning of Operation Enduring Freedom), rather than only children of members dying after November 23, 2003.

Subtitle E—Commissary and Nonappropriated Fund Instrumentality Benefits

SEC. 651. TREATMENT OF PRICE SURCHARGES OF TOBACCO PRODUCTS AND CERTAIN OTHER MERCHANDISE SOLD AT COMMISSARY STORES.

(a) MERCHANDISE PROCURED FROM EXCHANGES.—Subsection (c)(3) of section 2484 of title 10, United States Code, is amended—

(1) by inserting ''(A)'' after ''(3)'';

(2) by striking ''Subsections'' and inserting ''Except as provided in subparagraph (B), subsections''; and

(3) by adding at the end the following new subparagraph:

''(B) When a military exchange is the vendor of tobacco products or other merchandise authorized for sale in a commissary store under paragraph (1), any revenue above the cost of procuring the merchandise shall be allocated as if the revenue were a uniform sales price surcharge described in subsection (d).''.

(b) MERCHANDISE TREATED AS NONCOMMISSARY STORE INVENTORY.—Subsection (g) of such section is amended—

(1) by inserting ''(1)'' before ''Notwithstanding'';

(2) by striking ''Subsections'' and inserting ''Except as provided in paragraph (2), subsections''; and

(3) by adding at the end the following new paragraph:

''(2) When tobacco products are authorized for sale in a commissary store as noncommissary store inventory, any revenue above the cost of procuring the tobacco products shall be allocated as if the revenue were a uniform sales price surcharge described in subsection (d).''.

SEC. 652. LIMITATION ON USE OF DEPARTMENT OF DEFENSE LEASE AUTHORITY TO UNDERMINE COMMISSARIES AND EXCHANGES AND OTHER MORALE, WELFARE, AND RECREATION PROGRAMS AND NONAPPROPRIATED FUND INSTRUMENTALITIES.

Section 2667(f) of title 10, United States Code, is amended by adding at the end the following new paragraph:

''(5) Except in the case of a lease under this subsection, a lease of real property may not be entered into under this section to fascilitate the establishment or operation of an ancillary supporting facility (as defined in section 2871 of this title) if, as determined by the Secretary concerned, the facility is to be used for providing merchandise or services in direct competition with—

''(A) the Army and Air Force Exchange Service;

''(B) the Navy Exchange Service Command;

''(C) a Marine Corps exchange;

''(D) the Defense Commissary Agency; or

''(E) any nonappropriated fund activity of the Department of Defense for the morale, welfare, and recreation of members of the armed forces.''.

SEC. 653. USE OF NONAPPROPRIATED FUNDS TO SUPPLEMENT OR REPLACE APPROPRIATED FUNDS FOR CONSTRUCTION OF FACILITIES OF EXCHANGE STORES SYSTEM AND OTHER NONAPPROPRIATED FUND INSTRUMENTALITIES, MILITARY LODGING FACILITIES, AND COMMUNITY FACILITIES.

(a) IN GENERAL.—Subchapter III of chapter 147 of title 10, United States Code, is amended by inserting after section 2491c the following new section:

''§ 2491d. Use of nonappropriated funds to supplement or replace appropriated funds for construction of facilities of exchange stores system and other nonappropriated fund instrumentalities, military lodging facilities, and community facilities

''(a) USE OF NONAPPROPRIATED FUNDS.—The Secretary of Defense may authorize the use of nonappropriated funds in lieu of or to supplement funds appropriated to the Department of Defense for the construction of the following:

''(1) Facilities of the exchange stores system and other revenue-generating facilities operated by nonappropriated fund instrumentalities of the Department of Defense for the morale, welfare, and recreation of members of the armed forces.

''(2) Facilities of other nonappropriated fund instrumentalities of the Department of Defense for the morale, welfare, and recreation of members of the armed forces.

''(3) Military lodging facilities used to provide temporary lodging to authorized members of the armed forces, including temporary duty lodging, permanent change of station lodging, recreational lodging, and military treatment facility lodging.

''(4) Community facilities intended to supplement mission activities, such as military museums and service academy extracurricular activities, or to facilitate private organizations or enterprises, such as financial services, memorials, and thrift shop facilities, on military installations.

''(b) USE CRITERIA.—The Secretary of Defense may prescribe by regulation the criteria under which nonappropriated funds may be used under subsection (a).

''(c) CONGRESSIONAL NOTIFICATION.—When a decision is made to use nonappropriated funds under subsection (a), the Secretary of Defense shall submit a report to the congressional defense committees containing the reasons for using nonappropriated funds in lieu of or to supplement appropriated funds and the amount of nonappropriated funds to be used. The nonappropriated funds may be used only after the end of the 21-day period beginning on the date the report is received by such committees or, if earlier, the end of the 14-day period beginning on the date on which a copy of the report is provided in an electronic medium pursuant to section 480 of this title.''.

(b) CLERICAL AMENDMENT.—The table of sections at the beginning of such subchapter is amended by inserting after the item relating to section 2491c the end the following new item:

''2491d. Use of nonappropriated funds to supplement or replace appropriated funds for construction of facilities of exchange stores system and other nonappropriated fund instrumentalities, military lodging facilities, and community facilities.''.

SEC. 654. REPORT ON COST EFFECTIVENESS OF PURCHASING COMMERCIAL INSURANCE FOR COMMISSARY AND EXCHANGE FACILITIES AND FACILITIES OF OTHER MORALE, WELFARE, AND RECREATION PROGRAMS AND NONAPPROPRIATED FUND INSTRUMENTALITIES.

(a) REPORT REQUIRED.—Not later than July 31, 2007, the Secretary of Defense shall submit to Congress a report evaluating the cost effectiveness of the Defense Commissary Agency and the nonappropriated fund activities specified in subsection (b) purchasing commercial insurance to protect financial interests in facilities operated by the Defense Commissary Agency or those nonappropriated fund activities.

(b) COVERED NONAPPROPRIATED FUND ACTIVITIES.—The report shall apply with respect to—

(1) the Army and Air Force Exchange Service;

(2) the Navy Exchange Service Command;

(3) a Marine Corps exchange; and

(4) any nonappropriated fund activity of the Department of Defense for the morale, welfare, and recreation of members of the armed forces.

Subtitle F—Other Matters

SEC. 661. REPEAL OF ANNUAL REPORTING REQUIREMENT REGARDING EFFECTS OF RECRUITMENT AND RETENTION INITIATIVES.

(a) REPEAL.—Section 1015 of title 37, United States Code, is repealed.

(b) CLERICAL AMENDMENT.—The table of sections at the beginning of chapter 19 of title 37, United States Code, is amended by striking the item relating to section 1015.

SEC. 662. PILOT PROJECT FOR PROVISION OF GOLF CARTS ACCESSIBLE FOR DISABLED PERSONS AT MILITARY GOLF COURSES.

(a) PILOT PROJECT REQUIRED.—The Secretary of Defense shall conduct a pilot project at a significant number of military golf courses, to be selected by the Secretary, for the purpose of developing—

(1) an implementation strategy to make available, as soon as practicable at all military golf courses in the United States, an adequate supply of golf carts that are accessible for disabled persons authorized to use such courses; and

(2) a Department-wide campaign to increase the awareness among such disabled persons of the availability of accessible golf carts and to promote the use of military golf courses by such disabled persons.

(b) REQUIRED NUMBER OF ACCESSIBLE GOLF CARTS.—The Secretary shall provide at least two accessible golf carts at each pilot project location.

(c) PILOT PROJECT LOCATIONS.—The military golf courses selected to participate in the pilot project shall be geographically dispersed, except that at least one of the military golf courses shall be in the Washington metropolitan area. The Secretary may not select a military golf course to participate in the pilot project if that military golf course already has golf carts that are accessible for disabled persons.

(d) DEPARTMENT OF DEFENSE HEALTH CARE AWARENESS.—Military medical treatment facilities shall provide information to patients about the pilot project and the availability of accessible golf carts at military golf courses participating in the pilot project and at other military golf courses that already provide accessible golf carts.

(e) DURATION.—The Secretary shall conduct the pilot project for a minimum of one year.

(f) REPORT REQUIRED.—Not later than 180 days after the conclusion of the pilot project, the Secretary shall submit a report to Congress containing the results of the project and the recommendations of the Secretary regarding how to make an adequate supply of accessible golf carts available at all military golf courses in the United States.

SEC. 663. ENHANCED AUTHORITY TO REMIT OR CANCEL INDEBTEDNESS OF MEMBERS OF THE ARMED FORCES INCURRED ON ACTIVE DUTY.

(a) PERIOD OF EXERCISE OF SERVICE SECRETARY AUTHORITY AFTER SEPARATION FROM ACTIVE DUTY.—Sections 4837(b), 6161(b), and 9837(b) of title 10, United States Code, are each amended by striking ''one-year period'' each place it appears and inserting ''five-year period''.

(b) TWO-YEAR EXTENSION OF ENHANCED AUTHORITY.—Subsections (a)(3), (b)(3), and (c)(3) of section 683 of the National Defense Authorization Act for Fiscal Year 2006 (Public Law 109–163; 119 Stat. 3322) are amended by striking ''December 31, 2007'' in the first sentence and inserting ''December 31, 2009''.

SEC. 664. PHASED RECOVERY OF OVERPAYMENTS OF PAY MADE TO MEMBERS OF THE UNIFORMED SERVICES.

(a) PHASE RECOVERY REQUIRED; MAXIMUM MONTHLY INSTALLMENT.—Subsection (c) of section 1007 of title 37, United States Code, is amended by adding at the end the following new paragraph:

''(3) If the indebtedness of a member of the uniformed services to the United States is due to the overpayment of pay or allowances to the member through no fault of the member, the amount of the overpayment shall be recovered in monthly installments. The amount deducted from the pay of the member for a month to recover the overpayment amount may not exceed 20 percent of the member's pay for that month.''.

(b) RECOVERY DELAY FOR INJURED MEMBERS.—Such subsection is further amended by inserting after paragraph (3), as added by subsection (a), the following new paragraph:

''(4) If a member of the uniformed services is injured or wounded under the circumstances described in section 310(a)(2)(C) of this title or, while in the line of duty, incurs a wound, injury, or illness in a combat operation or combat zone designated by the Secretary of Defense, any overpayment of pay or allowances made to the member while the member recovers from the wound, injury, or illness may not be deducted from the member's pay until after the end of the 90-day period beginning on the date on which the member is notified of the overpayment.''.

(c) CONFORMING AMENDMENTS.—Such subsection is further amended—

(1) by inserting ''(1)'' before ''Under regulations'';

(2) by striking ''his pay'' both places it appears and inserting ''the member's pay'';

(3) by striking ''However, after'' and inserting the following:

''(2) After''; and

(4) by inserting ''by a member of the uniformed services'' after ''actually received''.

SEC. 665. SENSE OF CONGRESS CALLING FOR PAYMENT TO WORLD WAR II VETERANS WHO SURVIVED BATAAN DEATH MARCH.

(a) IN GENERAL.—It is the sense of Congress that—

(1) there should be paid to each living Battan Death March survivor an amount that is $4 for each day of captivity during World War II, compounded annually at a 3 percent annual rate of interest; and

(2) in the case of a Battan Death March survivor who is deceased and who has an unremarried surviving spouse, such a payment should be made to that surviving spouse.

(b) BATAAN DEATH MARCH SURVIVOR.—In this section, the term ''Bataan Death March survivor'' means an individual who as a member of the Armed Forces during World War II was captured on the peninsula of Bataan or island of Corregidor in the territory of the Philippines by Japanese forces and participated in and survived the Bataan Death March.

TITLE VII—HEALTH CARE PROVISIONS

Subtitle A—TRICARE Program Improvements

Sec. 701. TRICARE coverage for forensic examination following sexual assault or domestic violence.
Sec. 702. Authorization of anesthesia and other costs for dental care for children and certain other patients.
Sec. 703. Improvements to descriptions of cancer screening.
Sec. 704. Prohibition on increases in certain health care costs for members of the uniformed services.
Sec. 705. Services of mental health counselors.
Sec. 706. Demonstration project on coverage of selected over-the-counter medications under the pharmacy benefit program.
Sec. 707. Requirement to reimburse certain travel expenses of certain beneficiaries covered by TRICARE for life.
Sec. 708. Inflation adjustment of differential payments to children's hospitals participating in TRICARE program.
Sec. 709. Expanded eligibility of Selected Reserve members under TRICARE program.
Sec. 710. Extension to TRICARE of medicare prohibition of financial incentives not to enroll in group health plan.

Subtitle B—Studies and Reports

Sec. 711. Department of Defense task force on the future of military health care.
Sec. 712. Study and plan relating to chiropractic health care services.
Sec. 713. Comptroller General study and report on Defense Health Program.
Sec. 714. Transfer of custody of the Air Force Health Study assets to Medical Follow-up Agency.
Sec. 715. Study on allowing dependents of activated members of Reserve Components to retain civilian health care coverage.
Sec. 716. Study of health effects of exposure to depleted uranium.

Subtitle C—Other Matters

Sec. 721. Costs of incentive payments to employees for TRICARE enrollment made unallowable for contractors.
Sec. 722. Requirement for military medical personnel to be trained in preservation of remains.

Subtitle D—Pharmacy Benefits Program Improvements

Sec. 731. TRICARE pharmacy program cost-share requirements.

Subtitle A—TRICARE Program Improvements

SEC. 701. TRICARE COVERAGE FOR FORENSIC EXAMINATION FOLLOWING SEXUAL ASSAULT OR DOMESTIC VIOLENCE.

Section 1079(a) of title 10, United States Code, is amended by adding at the end the following new paragraph:

''(17) Forensic examinations following a sexual assault or domestic violence may be provided.''.

SEC. 702. AUTHORIZATION OF ANESTHESIA AND OTHER COSTS FOR DENTAL CARE FOR CHILDREN AND CERTAIN OTHER PATIENTS.

Section 1079(a)(1) of title 10, United States Code, is amended to read as follows:

''(1) With respect to dental care—

''(A) except as provided in subparagraph (B), only that care required as a necessary adjunct to medical or surgical treatment may be provided; and

''(B) in connection with dental treatment for patients with developmental, mental, or physical disabilities or for pediatric patients age 5 or under, only institutional and anesthesia services may be provided.''.

SEC. 703. IMPROVEMENTS TO DESCRIPTIONS OF CANCER SCREENING.

(a) TERMS RELATED TO PRIMARY AND PREVENTIVE HEALTH CARE SERVICES FOR WOMEN.—Section 1074d(b) of title 10, United States Code, is amended—

(1) in paragraph (1), by striking ''Papanicolaou tests (pap smear)'' and inserting ''Cervical cancer screening''; and

(2) in paragraph (2), by striking ''Breast examinations and mammography'' and inserting ''Breast cancer screening''.

(b) TERMS RELATED TO CONTRACTS FOR MEDICAL CARE FOR SPOUSES AND CHILDREN.—Section 1079(a)(2) of such title is amended—

(1) in the matter preceding subparagraph (A), by striking ''the schedule of pap smears and mammograms'' and inserting ''the schedule and method of breast and cervical cancer screenings''; and

(2) in subparagraph (B), by striking ''pap smears and mammograms or'' and inserting ''cervical, breast,''.

SEC. 704. PROHIBITION ON INCREASES IN CERTAIN HEALTH CARE COSTS FOR MEMBERS OF THE UNIFORMED SERVICES.

(a) PROHIBITION ON INCREASE IN CHARGES UNDER CONTRACTS FOR MEDICAL CARE.—Section 1097(e) of title 10, United States Code, is amended by adding at the end the following: ''A premium, deductible, copayment, or other charge prescribed by the Secretary under this subsection may not be increased during the period beginning on April 1, 2006, and ending on December 31, 2007.''.

(b) PROHIBITION ON INCREASE IN CHARGES FOR INPATIENT CARE.—Section 1086(b)(3) of title 10, United States Code, is amended by inserting after ''charges for inpatient care'' the following: '', except that in no case may the charges for inpatient care for a patient exceed $535 per day during the period beginning on April 1, 2006, and ending on December 31, 2007.''.

(c) PROHIBITION ON INCREASE IN PREMIUMS UNDER TRICARE COVERAGE FOR CERTAIN MEMBERS IN THE SELECTED RESERVE.—Section 1076d(d)(3) of title 10, United States Code, is amended by adding at the end the following: ''During the period beginning on April 1, 2006, and ending on December 31, 2007, the monthly amount of the premium may not be increased above the amount in effect for the month of March 2006.''.

(d) PROHIBITION ON INCREASE IN PREMIUMS UNDER TRICARE COVERAGE FOR MEMBERS OF THE READY RESERVE.—Section 1076b(e)(3) of title 10, United States Code, is amended by adding at the end the following: ''During the period beginning on April 1, 2006, and ending on October 31, 2007, the monthly amount of a premium under paragraph (2) may not be increased above the amount in effect for the first month health care is provided under this section as amended by Public Law 109–163.''.

SEC. 705. SERVICES OF MENTAL HEALTH COUNSELORS.

(a) REIMBURSEMENT OF MENTAL HEALTH COUNSELORS UNDER TRICARE.—

(1) REIMBURSEMENT UNDER TRICARE.—Section 1079(a)(8) of title 10, United States Code, is amended—

(A) by inserting ''or licensed or certified mental health counselors'' after ''certified marriage and family therapists'' both places it appears; and

(B) by inserting ''or licensed or certified mental health counselors'' after ''that the therapists.''

(2) AUTHORITY TO ASSESS MEDICAL OR PSYCHOLOGICAL NECESSITY OF SERVICE OR SUPPLY.—Section 1079(a)(13) of such title is amended by inserting '', licensed or certified mental health counselor, '' after ''certified marriage and family therapist''.

(b) SERVICES OF MENTAL HEALTH COUNSELORS.—

(1) AUTHORITY TO ENTER INTO PERSONAL SERVICES CONTRACTS.—Section 704(c)(2) of the National Defense Authorization Act for Fiscal Year 1995 (Public Law 103–337; 108 Stat. 2799; 10 U.S.C. 1091 note) is amended by inserting ''mental health counselors,'' after ''psychologists,''.

(2) APPLICABILITY OF LICENSURE REQUIREMENT FOR HEALTH-CARE PROFESSIONALS.—Section 1094 (e)(2) of title 10, United States Code, is amended by inserting ''mental health counselor,'' after ''psychologist,''.

SEC. 706. DEMONSTRATION PROJECT ON COVERAGE OF SELECTED OVER-THE-COUNTER MEDICATIONS UNDER THE PHARMACY BENEFIT PROGRAM.

(a) REQUIREMENT TO CONDUCT DEMONSTRATION.—The Secretary of Defense shall conduct a demonstration project under section 1092 of title 10, United States Code, to allow particular over-the-counter medications to be included on the uniform formulary under section 1074g of such title.

(b) ELEMENTS OF DEMONSTRATION PROJECT.—

(1) INCLUSION OF CERTAIN OVER-THE-COUNTER MEDICATIONS.—As part of the demonstration project, the Secretary shall modify uniform formulary specifications under section 1074g(a)(2) of such title to include on the uniform formulary any pharmaceutical agent that does not require a prescription (commonly referred to as an over-the-counter medication) if the Pharmacy and Therapeutics Committee finds that the over-the-counter medication is a clinically effective and cost-effective alternative to a pharmaceutical agent that requires a prescription. If the Pharmacy and Therapeutics Committee makes such a finding, the over-the-counter medication shall be considered to be in the same therapeutic class of pharmaceutical agents that the agent requiring a prescription is in, and to the same extent as any agent in the class that requires a prescription. Such an over-the-counter medication shall be made available to a beneficiary through the demonstration program only if the medication is in place of a pharmaceutical agent requiring a prescription and the beneficiary has a prescription for that pharmaceutical agent.

(2) CONDUCT THROUGH MILITARY FACILITIES, RETAIL PHARMACIES, OR MAIL ORDER PROGRAM.—The Secretary shall conduct the demonstration project through at least two of the means described in subparagraph (E) of section 1074g(a)(2) through which over-the-counter medications are provided and may conduct the demonstration project throughout the entire pharmacy benefits program or at a limited number of sites. If the project is conducted at a limited number of sites, the number of sites shall be not less than five in each TRICARE region for each of the two means described in such subparagraph (E).

(3) PERIOD OF DEMONSTRATION.—The Secretary shall provide for conducting the demonstration project for a period of time necessary to evaluate the feasibility and cost effectiveness of the demonstration. Such period shall be at least as long as the period covered by pharmacy contracts in existence on the date of the enactment of this Act (including any extensions of the contracts), or five years, whichever is shorter.

(4) IMPLEMENTATION DEADLINE.—Implementation of the demonstration project shall begin not later than May 1, 2007.

(c) REPORT.—Not later than 60 days before the end of the demonstration project, the Secretary shall submit to the Committees on Armed Services of the House of Representatives and the Senate a report on the demonstration project. The report shall contain an evaluation by the Secretary of the costs and benefits of the project, and recommendations on whether permanent authority should be provided to cover over-the-counter medications under the pharmacy benefits program.

(d) CONTINUATION OF DEMONSTRATION PROJECT.—If the Secretary recommends in the report under subsection (c) that permanent authority should be provided, the Secretary may continue the demonstration project for up to one year after submitting the report.

SEC. 707. REQUIREMENT TO REIMBURSE CERTAIN TRAVEL EXPENSES OF CERTAIN BENEFICIARIES COVERED BY TRICARE FOR LIFE.

(a) REQUIREMENT.—Section 1074i of title 10, United States Code, is amended by adding at the end the following new subsection:

''(c) TRICARE FOR LIFE BENEFICIARIES.—

''(1) An eligible TRICARE for Life beneficiary shall be provided reimbursement for travel expenses to a military medical treatment facility if—

''(A) the purpose of the travel is for a follow-up appointment for medical treatment of a condition of the beneficiary; and

''(B) the initial appointment for medical treatment of the condition was at the same facility.

''(2) Reimbursement under this subsection shall, as nearly as practicable, be under the same terms and conditions, and shall be at the same rate, as apply to beneficiary travel reimbursement provided under subsection (a), except that reimbursement shall be provided—

''(A) for no more than 3 follow-up appointments; and

''(B) only if adequate follow-up medical treatment, as determined under the TRICARE program, cannot be obtained within 100 miles of the residence of the beneficiary.

''(3) In this subsection, the term 'eligible TRICARE for Life beneficiary' means a person—

''(A) who is eligible for health benefits under section 1086 of this title by reason of subsection (d)(2)(A) of that section;

''(B) who attained age 65 after an initial appointment for medical treatment at a military medical treatment facility; and

''(C) who resides more than 100 miles from the military medical treatment facility and was referred to such facility for treatment by a specialty care provider.''.

(b) EFFECTIVE DATE.—Subsection (c) of section 1074i of title 10, United States Code, as added by subsection (a), shall apply with respect to beneficiaries who attain age 65 after the date of the enactment of this Act.

SEC. 708. INFLATION ADJUSTMENT OF DIFFERENTIAL PAYMENTS TO CHILDREN'S HOSPITALS PARTICIPATING IN TRICARE PROGRAM.

(a) ANNUAL INFLATION ADJUSTMENT.—Beginning in fiscal year 2007, the Secretary of Defense shall annually adjust for inflation the TRICARE children's hospital differential payment rate. The adjustment for a fiscal year shall be the same as the applicable percentage increase defined under section 1886(d)(3)(B)(i) of the Social Security Act (42 U.S.C. 1395ww(d)(3)(B)(i)) for that fiscal year for hospitals located in large urban areas.

(b) TRICARE CHILDREN'S HOSPITAL DIFFERENTIAL PAYMENT RATE.—In this section, the term ''TRICARE children's hospital differential payment rate'' means the differential payment rate by the Department of Defense to children's hospitals for health care services for dependent children of members of the uniformed services under the TRICARE program.

SEC. 709. EXPANDED ELIGIBILITY OF SELECTED RESERVE MEMBERS UNDER TRICARE PROGRAM.

(a) GENERAL ELIGIBILITY.—Subsection (a) of section 1076d of title 10, United States Code, is amended—

(1) by striking ''(a) ELIGIBILITY.—A member'' and inserting ''(a) ELIGIBILITY.—(1) Except as provided in paragraph (2), a member'';

(2) by striking ''after the member completes'' and all that follows through ''one or more whole years following such date''; and

(3) by adding at the end the following new paragraph:

''(2) Paragraph (1) does not apply to a member who is enrolled, or is eligible to enroll, in a health benefits plan under chapter 89 of title 5.''.

(b) CONDITION FOR TERMINATION OF ELIGIBILITY.—Subsection (b) of such section is amended—

(1) by striking ''(b) PERIOD OF COVERAGE.—(1) TRICARE Standard'' and all that follows through ''(4) Eligibility'' and inserting ''(b) TERMINATION OF ELIGIBILITY UPON TERMINATION OF SERVICE.—Eligibility''; and

(2) by striking paragraph (5).

(c) CONFORMING AMENDMENTS.—

(1) Such section is further amended—

(A) by striking subsection (e);

(B) by redesignating subsection (g) as subsection (e) and transferring such subsection within such section so as to appear following subsection (d); and

(C) by striking paragraph (3) of subsection (f).

(2) The heading for such section is amended to read as follows:

''§ 1076d. TRICARE program: TRICARE standard coverage for members of the Selected Reserve''.

(d) REPEAL OF OBSOLETE PROVISION.—Effective October 1, 2007, section 1076b of title 10, United States Code, is repealed.

(e) CLERICAL AMENDMENTS.—Effective October 1, 2007, the table of sections at the beginning of chapter 55 of title 10, United States Code, is amended—

(1) by striking the item relating to section 1076b; and

(2) by striking the item relating to section 1076d and inserting the following:

''1076d. TRICARE program: TRICARE Standard coverage for members of the Selected Reserve.''.

(f) SAVINGS PROVISION.—Enrollments in TRICARE Standard that are in effect on the day before the date of the enactment of this Act under section 1076d of title 10, United States Code, as in effect on such day, shall be continued until terminated after such day under such section 1076d as amended by this section.

(g) EFFECTIVE DATE.—The Secretary of Defense shall ensure that health care under TRICARE Standard is provided under section 1076d of title 10, United States Code, as amended by this section, beginning not later than October 1, 2007.

SEC. 710. EXTENSION TO TRICARE OF MEDICARE PROHIBITION OF FINANCIAL INCENTIVES NOT TO ENROLL IN GROUP HEALTH PLAN.

(a) IN GENERAL.—Section 1097b of title 10, United States Code, is amended by redesignating subsection (c) as subsection (d) and by adding the following after subsection (b):

''(c) PROHIBITION OF FINANCIAL INCENTIVES NOT TO ENROLL IN A GROUP HEALTH PLAN.—(1) Except as provided in this subsection, the provisions of section 1862(b)(3)(C) of the Social Security Act shall apply with respect to financial or other incentives for an individual eligible for benefits under section 1086 of this title not to enroll (or to terminate enrollment) under a health plan which would (in the case of such enrollment) be a primary plan under sections 1079(j)(1) and 1086(g) of this title in the same manner as such section 1862(b)(3)(C) applies to financial or other incentives for an individual entitled to benefits under title XVIII of the Social Security Act not to enroll (or to terminate enrollment) under a group health plan or a large group health plan which would (in the case of enrollment) be a primary plan (as defined in section 1862(b)(2)(A) of such Act).

''(2)(A) The Secretary of Defense may by regulation adopt such exceptions to the prohibition referenced and applied under paragraph (1) as the Secretary deems appropriate and such paragraph (1) shall be implemented taking into account the adoption of such exceptions.

''(B) The Secretary of Defense and the Secretary of Health and Human Services are authorized to enter into agreements for carrying out this subsection. Any such agreement shall provide that any expenses incurred by the Secretary of Health and Human Services pertaining to carrying out this subsection shall be reimbursed by the Secretary of Defense.

''(C) Authorities of the Inspector General of the Department of Defense shall be available for oversight and investigations of responsibilities of employers and other entities under this subsection.

''(D) Information obtained under section 1095(k) of this title may be used in carrying out this subsection in the same manner as information obtained under section 1862(b)(5) may be used in carrying out section 1862(b).

''(E) Any amounts collected in carrying out paragraph (1) shall be handled in accordance with section 1079a of this title.

''(3) In addition to any penalty applied under the authority of paragraph (1), the Secretary of Defense may by regulation provide that repeated violations by an employer or other entity of the prohibition referenced and applied under paragraph (1) are grounds for exclusion of the employer or other entity from any contract or subcontract to provide goods or services to, or any financial assistance from, the Department of Defense.''.

(b) CONFORMING AMENDMENT.—Section 1095(k)(5) of such title is amended by striking ''and 1086(d)'' and inserting '', 1086(d), and 1097b(c)''.

(c) EFFECTIVE DATE.—The amendments made by this section shall take effect January 1, 2008.

Subtitle B—Studies and Reports

SEC. 711. DEPARTMENT OF DEFENSE TASK FORCE ON THE FUTURE OF MILITARY HEALTH CARE.

(a) REQUIREMENT TO ESTABLISH.—The Secretary of Defense shall establish within the Department of Defense a task force to examine matters relating to the future of military health care.

(b) COMPOSITION.—

(1) MEMBERS.—The task force shall consist of not more than 14 members appointed by the Secretary of Defense from among individuals described in paragraph (2) who have demonstrated expertise in the area of health care programs and costs.

(2) RANGE OF MEMBERS.—The individuals appointed to the task force shall include—

(A) at least one member of each of the Medical Departments of the Army, Navy, and Air Force;

(B) a number of persons from outside the Department of Defense equal to the total number of personnel from within the Department of Defense (whether members of the Armed Forces or civilian personnel) who are appointed to the task force;

(C) persons who have experience in—

(i) health care actuarial forecasting;

(ii) health care program development;

(iii) health care budget management;

(iv) evidence-based medicine;

(v) health care performance measurement;

(vi) health care quality improvement; and

(vii) academic institute research in health care services;

(D) at least one member from the Institute of Medicine;

(E) at least one member from the Defense Business Board; and

(F) at least one representative from a military or veterans service organization who has experience in health care.

(3) INDIVIDUALS APPOINTED OUTSIDE THE DEPARTMENT OF DEFENSE.—

(A) Individuals appointed to the task force from outside the Department of Defense may include officers or employees of other departments or agencies of the Federal Government, officers or employees of State and local governments, or individuals from the private sector.

(B) Individuals appointed to the task force from outside the Department of Defense shall include—

(i) an officer or employee of the Department of Veterans Affairs; and

(ii) an officer or employee of the Department of Health and Human Services.

(4) DEADLINE FOR APPOINTMENT.—All appointments of individuals to the task force shall be made not later than 90 days after the date of the enactment of this Act.

(5) CO-CHAIRS OF TASK FORCE.—There shall be two co-chairs of the task force. One of the co-chairs shall be designated by the Secretary of Defense at the time of appointment from among the Department of Defense personnel appointed to the task force. The other co-chair shall be selected from among the members appointed from outside the Department of Defense by members so appointed.

(c) ASSESSMENT AND RECOMMENDATIONS ON THE FUTURE OF MILITARY HEALTH CARE.—

(1) IN GENERAL.—Not later than 12 months after the date on which all members of the task force have been appointed, the task force shall submit to the Secretary a report containing an assessment of, and recommendations for, sustaining the military health care services being provided to members of the Armed Forces, retirees, and their families.

(2) UTILIZATION OF OTHER EFFORTS.—In preparing the report, the task force shall take into consideration the findings and recommendation included in the Healthcare for Military Retirees Task Group of the Defense Business Board, previous Government Accountability Office reports, studies and reviews by the Assistant Secretary of Defense for Health Affairs, and any other studies or research conducted by organizations regarding improvements to sustain the military health care system.

(3) ELEMENTS.—The assessment and recommendations (including recommendations for legislative or administrative action) shall include measures to improve the following:

(A) Wellness initiatives and disease management programs of the Department of Defense, including health risk tracking and the use of rewards for wellness.

(B) Education programs focused on prevention awareness and patient-initiated health care.

(C) The ability to account for the true and accurate cost of health care in the military health system.

(D) Alternative health care initiatives to manage patient behavior and costs.

(E) The appropriate command and control structure within the Department of Defense and the Armed Forces to manage the military health system.

(F) The adequacy of the military health care procurement system, including methods to streamline existing procurement activities.

(G) The appropriate mix of military and civilian personnel to meet future readiness and high-quality health care service requirements.

(H) The beneficiary and Government cost sharing structure required to sustain the military health benefits over the long term.

(I) Programs focused on managing the health care needs of Medicare-eligible military beneficiaries.

(J) Efficient and cost effective contracts for health care services, including performance-based requirements for health care provider reimbursement.

(c) ADMINISTRATIVE MATTERS.—

(1) COMPENSATION.—Each member of the task force who is a member of the Armed Forces or a civilian officer or employee of the United States shall serve without compensation (other than compensation to which entitled as a member of the Armed Forces or an officer or employee of the United States, as the case may be). Other members of the task force shall be treated for purposes of section 3161 of title 5, United States Code, as having been appointed under subsection (b) of such section.

(2) OVERSIGHT.—The Under Secretary of Defense for Personnel and Readiness shall oversee the activities of the task force.

(3) ADMINISTRATIVE SUPPORT.—The Washington Headquarters Services of the Department of Defense shall provide the task force with personnel, facilities, and other administrative support as necessary for the performance of the duties of the task force.

(4) ACCESS TO FACILITIES.—The Under Secretary of Defense for Personnel and Readiness shall, in coordination with the Secretaries of the military departments, ensure appropriate access by the task force to military installations and facilities for purposes of the discharge of the duties of the task force.

(e) REPORT.—

(1) IN GENERAL.—The task force shall submit to the Secretary of Defense a report on its activities under this section. The report shall include—

(A) a description of the activities of the task force;

(B) the assessment and recommendations required by subsection (c); and

(C) such other matters relating to the activities of the task force that the task force considers appropriate.

(2) TRANSMITTAL TO CONGRESS.—Not later than 90 days after receipt of the report under paragraph (1), the Secretary shall transmit the report to the Committees on Armed Services of the Senate and the House of Representatives. The Secretary may include in the transmittal such comments on the report as the Secretary considers appropriate.

(f) PLAN REQUIRED.—Not later than 6 months after receipt of the report from the task force under subsection (e)(1), the Secretary of Defense shall develop a plan based on the recommendations of the task force and submit the plan to the Committees on Armed Services of the Senate and the House of Representatives.

(g) TERMINATION.—The task force shall terminate 90 days after the date on which the report of the task force is submitted to Congress under subsection (e)(2).

SEC. 712. STUDY AND PLAN RELATING TO CHIROPRACTIC HEALTH CARE SERVICES.

(a) STUDY REQUIRED.—

(1) GROUPS COVERED.—The Secretary of Defense shall conduct a study of providing chiropractic health care services and benefits to the following groups:

(A) All members of the uniformed services on active duty and entitled to care under section 1074(a) of title 10, United States Code.

(B) All members described in subparagraph (A) and their eligible dependents, and all members of reserve components of the uniformed services and their eligible dependents.

(C) All members or former members of the uniformed services who are entitled to retired or retainer pay or equivalent pay and their eligible dependents.

(2) MATTERS EXAMINED.—

(A) For each group listed in subparagraphs (A), (B), and (C) of paragraph (1), the study shall examine the following with respect to chiropractic health care services and benefits:

(i) The cost of providing such services and benefits.

(ii) The feasibility of providing such services and benefits.

(iii) An assessment of the health care benefits of providing such services and benefits.

(iv) An estimate of the potential cost savings of providing such services and benefits in lieu of other medical services.

(v) The identification of existing and planned health care infrastructure, including personnel, equipment, and facilities, to accommodate the provision of chiropractic health care services.

(B) For the members of the group listed in subparagraph (A) of paragraph (1), the study shall examine the effects of providing chiropractic health care services and benefits—

(i) on the readiness of such members; and

(ii) on the acceleration of the return to duty of such members following an identified injury or other malady that can be appropriately treated with chiropractic health care services.

(3) SPACE AVAILABLE COSTS.—The study shall also include a detailed analysis of the projected costs of providing chiropractic health care services on a space available basis in the military treatment facilities currently providing chiropractic care under section 702 of the Floyd D. Spence National Defense Authorization Act of Fiscal Year 2001 (as enacted by Public Law 106–398; 10 U.S.C. 1092 note).

(4) ELIGIBLE DEPENDENTS DEFINED.—In this section, the term ''eligible dependent'' has the meaning given that term in section 1076a(k) of title 10, United States Code.

(b) PLAN REQUIRED.—Not later than March 31, 2007, the Secretary of Defense shall revise the plan required under section 702 of the Floyd D. Spence National Defense Authorization Act of Fiscal Year 2001 (as enacted by Public Law 106–398; 10 U.S.C. 1092 note), including a detailed analysis of the projected costs, to provide chiropractic health care services and benefits as a permanent part of the Defense Health Program (including the TRICARE program) as required under that section.

(c) REPORT REQUIRED.—Not later than March 31, 2007, the Secretary of Defense shall submit a report on the study required under subsection (a), together with the plan required under subsection (b), to the Committees on Armed Services of the Senate and the House of Representatives.

SEC. 713. COMPTROLLER GENERAL STUDY AND REPORT ON DEFENSE HEALTH PROGRAM.

(a) STUDY REQUIRED.—The Comptroller General, in cooperation with the Congressional Budget Office, shall conduct a study of the projected cost savings to the Defense Health Program included in the fiscal year 2007 budget request.

(b) ELEMENTS.—The study required by subsection (a) shall include the following:

(1) An evaluation of the rationale for calculations made by the Department of Defense for the portion of total health care costs paid by beneficiaries in 1995 and in 2005, including issues such as—

(A) the rationale for the Department's stated costs of providing the benefit in 1995 and in 2005;

(B) the basis for the Department's calculations of increases in cost between 1995 and 2005; and

(C) the amounts paid by beneficiaries for health care in 1995 and 2005.

(2) An evaluation of the rationale for calculations and assumptions made by the Department of Defense for the estimated savings associated with the implementation of its cost share increases.

(3) A review of the annual rate of medical inflation of the Department of Defense and how it compares with the annual rates of increase in health care premiums in the Federal Employee Health Benefit Program and other health care programs as well as other health care indexes for the past 5 years.

(4) An assessment of the rationale for the cost share increase amounts made by the Department of Defense.

(c) INDEPENDENT EXPERTS.—To ensure the availability of appropriate expertise in addressing the elements of the study required under this section, the Comptroller General may use independent experts, such as actuaries, if needed.

(d) REPORT.—The Comptroller General shall submit to the Committees on Armed Services of the Senate and the House of Representatives a report on the study required by subsection (a) not later than June 1, 2007.

SEC. 714. TRANSFER OF CUSTODY OF THE AIR FORCE HEALTH STUDY ASSETS TO MEDICAL FOLLOW-UP AGENCY.

(a) TRANSFER.—

(1) NOTIFICATION OF PARTICIPANTS.—The Secretary of the Air Force shall notify the participants of the Air Force Health Study that the study as currently constituted is ending as of September 30, 2006. In consultation with the Medical Follow-up Agency (in this section referred to as the ''Agency'') of the Institute of Medicine of the National Academy of Sciences, the Secretary of the Air Force shall request the written consent of the participants to transfer their data and biological specimens to the Agency during fiscal year 2007 and written consent for the Agency to maintain the data and specimens and make them available for additional studies.

(2) COMPLETION OF TRANSFER.—Custodianship of the Air Force Health Study shall be completely transferred to the Agency on or before September 30, 2007. Assets to be transferred shall include electronic data files and biological specimens of all the study participants.

(3) COPIES TO ARCHIVES.—The Air Force shall send paper copies of all study documents to the National Archives.

(b) REPORT ON TRANSFER.—

(1) REQUIREMENT.—Not later than 30 days after completion of the transfer of the assets of the Air Force Health Study under subsection (a), the Secretary of the Air Force shall submit to the Committees on Armed Services of the Senate and the House of Representatives a report on the transfer.

(2) MATTERS COVERED.—At a minimum, the report shall include information on the number of study participants whose data and biological specimens were not transferred, the efforts that were taken to contact such participants, and the reasons why the transfer of their data and specimens did not occur.

(c) DISPOSITION OF ASSETS NOT TRANSFERRED.—The Secretary of the Air Force may not destroy any data or biological specimens not transferred under subsection (a) until the expiration of the one-year period following submission of the report under subsection (b).

(d) FUNDING.—

(1) COSTS OF TRANSFER.—The Secretary of Defense shall make available to the Air Force $850,000 for preparation, transfer of the assets of the Air Force Health Study and shipment of data and specimens to the Medical Follow-up Agency and the National Archives during fiscal year 2007 from amounts available from the Department of Defense for that year. The Secretary of Defense is authorized to transfer the freezers and other physical assets assigned to the Air Force Health Study to the Agency without charge.

(2) COSTS OF COLLABORATION.—The Secretary of Defense may reimburse the National Academy of Sciences up to $200,000 for costs of the Medical Follow-up Agency to collaborate with the Air Force in the transfer and receipt of the assets of the Air Force Health Study to the Agency during fiscal year 2007 from amounts available from the Department of Defense for that year.

SEC. 715. STUDY ON ALLOWING DEPENDENTS OF ACTIVATED MEMBERS OF RESERVE COMPONENTS TO RETAIN CIVILIAN HEALTH CARE COVERAGE.

(a) STUDY REQUIREMENT.—The Secretary of Defense shall conduct a study on the feasibility of allowing family members of members of the Reserve Components who are called or ordered to active duty to continue health care coverage under a civilian health care program and provide reimbursement for such health care.

(b) ELEMENTS.—The study required by subsection (a) shall include the following:

(1) An assessment of the number of military dependents with special health care needs (such as ongoing chemotherapy or physical therapy) who would benefit from continued coverage under the member's civilian health care plan instead of enrolling in the TRICARE program.

(2) An assessment of the feasibility of providing reimbursement to the member or the sponsor of the civilian health coverage.

(3) A recommendation on the appropriate rate of reimbursement for civilian employers or members.

(4) The feasibility of including dependents who do not have access to health care providers that accept payment under the TRICARE program (such as those in rural areas).

(c) REPORT REQUIRED.—Not later than 180 days after the date of the enactment of this Act, the Secretary of Defense shall submit to the Committees on Armed Services of the Senate and the House of Representatives a report on the study required under subsection (a).

SEC. 716. STUDY OF HEALTH EFFECTS OF EXPOSURE TO DEPLETED URANIUM.

(a) STUDY.—The Secretary of Defense, in consultation with the Secretary for Veterans Affairs and the Secretary of Health and Human Services, shall conduct a comprehensive study of the health effects of exposure to depleted uranium munitions on uranium-exposed soldiers and on children of uranium-exposed soldiers who were born after the exposure of the uranium-exposed soldiers to depleted uranium.

(b) URANIUM-EXPOSED SOLDIERS.—In this section, the term ''uranium-exposed soldiers'' means a member or former member of the Armed Forces who handled, came in contact with, or had the likelihood of contact with depleted uranium munitions while on active duty, including members and former members who—

(1) were exposed to smoke from fires resulting from the burning of vehicles containing depleted uranium munitions or fires at depots at which depleted uranium munitions were stored;

(2) worked within environments containing depleted uranium dust or residues from depleted uranium munitions;

(3) were within a structure or vehicle while it was struck by a depleted uranium munition;

(4) climbed on or entered equipment or structures struck by a depleted uranium munition; or

(5) were medical personnel who provided initial treatment to members of the Armed Forces described in paragraph (1), (2), (3), or (4).

Subtitle C—Other Matters

SEC. 721. COSTS OF INCENTIVE PAYMENTS TO EMPLOYEES FOR TRICARE ENROLLMENT MADE UNALLOWABLE FOR CONTRACTORS.

(a) DEFENSE CONTRACTS.—Section 2324(e)(1) of title 10, United States Code, is amended by adding at the end the following new subparagraph:

''(Q) Costs incurred by a contractor for incentive payments to employees to encourage enrollment in the TRICARE program under chapter 55 of this title or any other Government-sponsored health care program, except that this subparagraph does not apply to such costs incurred by a contractor performing a contract to which any of the following applies:

''(i) The Services Contract Act of 1965 (41 U.S.C. 351 et seq.).

''(ii) Any other law or labor agreement that requires a company to compensate its employees for health care whether or not the employee participates in a company health plan.''.

(b) CIVILIAN AGENCY CONTRACTS.—Section 306(e)(1) of the Federal Property and Administrative Services Act of 1949 (41 U.S.C. 256(e)(1)) is amended by adding at the end the following new subparagraph:

''(P) Costs incurred by a contractor for incentive payments to employees to encourage enrollment in the TRICARE program under chapter 55 of title 10, United States Code, or any other Government-sponsored health care program, except that this subparagraph does not apply to such costs incurred by a contractor performing a contract to which any of the following applies:

''(i) The Services Contract Act of 1965 (41 U.S.C. 351 et seq.).

''(ii) Any other law or labor agreement that requires a company to compensate its employees for health care whether or not the employee participates in a company health plan.''.

(c) EFFECTIVE DATE.—The amendments made by this section shall apply with respect to contracts entered into after the date occurring 180 days after the date of the enactment of this Act.

SEC. 722. REQUIREMENT FOR MILITARY MEDICAL PERSONNEL TO BE TRAINED IN PRESERVATION OF REMAINS.

(a) REQUIREMENT.—The Secretary of Defense shall develop a program requiring each military department to include training in the preservation of remains for health care professionals under the department's jurisdiction. The training shall be provided before a health care professional is deployed into a theater of operation and periodically thereafter as determined necessary for refresher training.

(b) MATTERS COVERED BY TRAINING.—The training shall include, at a minimum—

(1) best practices and procedures for the preservation of the remains of a member of the Armed Forces after death, taking into account the needs, sensitivities, and potential wishes of the family of the decedent, including the return of the remains to the family in the best possible condition; and

(2) practical case studies to illustrate the objectives of paragraph (1) and provide a real world perspective.

(c) HEALTH CARE PROFESSIONAL.—In this section, the term ''health care professional'' means a physician, dentist, clinical psychologist, nurse, nurse practitioner, or physician assistant and any other person providing direct patient care as may be designated by the Secretary of Defense in regulations.

Subtitle D—Pharmacy Benefits Program Improvements

SEC. 731. TRICARE PHARMACY PROGRAM COST-SHARE REQUIREMENTS.

Paragraph (6) of section 1074g(a) of title 10, United States Code, is amended to read as follows:

''(6)(A) The Secretary, in regulations prescribed under subsection (g), may establish cost-sharing requirements (which may be established as a percentage or fixed dollar amount) under the pharmacy benefits program for generic, formulary, and nonformulary agents.

''(B)(i) With respect to agents available through the national mail-order pharmacy program, the Secretary of Defense may not establish requirements for cost sharing for generic and formulary agents that are in excess of cost sharing requirements for generic and formulary agents available through facilities of the uniformed services.

''(ii) With respect to agents available through retail pharmacies, the Secretary of Defense may not establish cost sharing in excess of—

''(I) $6 for generic agents;

''(II) $16 for formulary agents; and

''(III) $22 for nonformulary agents.

''(iii) The cost sharing requirements of this subparagraph shall be in effect during the period beginning 90 days after the date of the enactment of the National Defense Authorization Act for Fiscal Year 2007 and ending on December 31, 2007.''.

TITLE VIII—ACQUISITION POLICY, ACQUISITION MANAGEMENT, AND RELATED MATTERS

Subtitle A—Provisions Relating to Major Defense Acquisition Programs

Sec. 801. Requirements Management Certification Training Program.
Sec. 802. Additional requirements relating to technical data rights.
Sec. 803. Study and report on revisions to Selected Acquisition Report requirements.
Sec. 804. Quarterly updates on implementation of acquisition reform in the Department of Defense.
Sec. 805. Establishment of defense challenge process for critical cost growth threshold breaches in major defense acquisition programs.
Sec. 806. Market research required for major defense acquisition programs before proceeding to Milestone B.

Subtitle B—Acquisition Policy and Management

Sec. 811. Applicability of statutory executive compensation cap made prospective.
Sec. 812. Prohibition on procurement from beneficiaries of foreign subsidies.
Sec. 813. Time-certain development for Department of Defense information technology business systems.
Sec. 814. Establishment of Panel on Contracting Integrity.
Sec. 815. Award and incentive fee contract standards.
Sec. 816. Oversight and accountability of contractor personnel.

Subtitle C—Amendments to General Contracting Authorities, Procedures, and Limitations

Sec. 821. Extension of special temporary contract closeout authority.
Sec. 822. Limitation on contracts for the acquisition of certain services.
Sec. 823. Use of Federal supply schedules by State and local governments for goods and services for recovery from natural disasters, terrorism, or nuclear, biological, chemical, or radiological attack.
Sec. 824. Waivers to extend task order contracts for advisory and assistance services.
Sec. 825. Enhanced access for small business.

Sec. 826. Procurement goal for Hispanic-serving institutions.
Sec. 827. Prohibition on defense contractors requiring licenses or fees for use of military likenesses and designations.

Subtitle D—United States Defense Industrial Base Provisions

Sec. 831. Protection of strategic materials critical to national security.
Sec. 832. Strategic Materials Protection Board.

Subtitle A—Provisions Relating to Major Defense Acquisition Programs

SEC. 801. REQUIREMENTS MANAGEMENT CERTIFICATION TRAINING PROGRAM.

(a) TRAINING PROGRAM.—

(1) REQUIREMENT.—The Under Secretary of Defense for Acquisition, Technology, and Logistics, in consultation with the Defense Acquisition University, shall develop a training program to certify civilian and military personnel of the Department of Defense with responsibility for generating requirements for major defense acquisition programs (as defined in section 2430 of title 10, United States Code).

(2) COMPETENCY AND OTHER REQUIREMENTS.—The Under Secretary shall establish competency requirements for the personnel undergoing the training program. The Under Secretary shall define the target population for such training program by identifying which civilian and military personnel should have responsibility for generating requirements. The Under Secretary also may establish other training programs for personnel not subject to chapter 87 of title 10, United States Code, and who contribute significantly to other types of acquisitions by the Department of Defense.

(3) MATTERS COVERED.—At a minimum, the training program shall, with respect to a major defense acquisition program—

(A) provide instruction on the interrelationship among the requirements generation process, the budget process, and the acquisition process within the Department of Defense for such a program;

(B) stress the importance of generating requirements for such a program that result in joint applications to the maximum extent possible;

(C) provide instruction on the effects of introducing new requirements for such a program—

(i) both before and after the commencement of system development and demonstration; and

(ii) during initial operational test and evaluation;

(D) ensure that requirements for such a program are derived primarily from capability shortfalls in the program identified by a commander of a combatant command;

(E) ensure that requirements for such a program are informed by a sound analysis of alternatives, by realistic technical assessments based on technology readiness levels, and by fiscal guidance, including consultation with production engineers on the cost, schedule and technical feasibility of the requirements;

(F) ensure that, for the introduction of any changes to requirements for such a program, an engineering feasibility assessment that weighs technology readiness, integration, cost, and schedule impacts is conducted after Milestone B approval at the latest, and before Milestone B approval to the maximum extent practicable;

(G) stress the importance of introducing requirements for such a program that are technologically mature, feasible, and achievable without schedule risk; and

(H) stress the importance of stable requirements for such a program to provide the baseline for successful execution of the program.

(4) AVAILABILITY.—The training program shall be made available on the Internet to ensure the widest dissemination possible.

(b) APPLICABILITY.—Effective on and after September 30, 2007, a member of the Armed Forces or an employee of the Department of Defense with authority to generate requirements for a major defense acquisition program may not continue to participate in the requirements generation process unless the member or employee successfully completes the certification training program developed under this section.

SEC. 802. ADDITIONAL REQUIREMENTS RELATING TO TECHNICAL DATA RIGHTS.

(a) ADDITIONAL REQUIREMENTS RELATING TO TECHNICAL DATA RIGHTS .—Section 2320 of title 10, United States Code, is amended by adding at the end the following new subsection:

''(e) ADDITIONAL REGULATIONS.—(1) Regulations prescribed under subsection (a) shall ensure, at a minimum, that—

''(A) in the case of a major system that is developed exclusively with Federal funds, in part with Federal funds and in part at private expense, or exclusively at private expense, rights are acquired in full by the United States to technical data necessary to support competition for contracts required for sustainment of the system; and

''(B) any contract for a major system includes price and delivery options for acquiring, at any point during the life cycle of the system, major elements of technical data not acquired at the time of initial contract award.

''(2) Regulations prescribed under subsection (a) also shall establish a standard for acquiring rights in technical data that supports the purchase of data rights appropriate to minimize life cycle costs.

''(3) The Under Secretary of Defense for Acquisition, Technology, and Logistics shall ensure that members of the acquisition workforce working with any contract in an amount greater than $5,000,000 and involving the acquisition of rights in technical data be provided information and formal training sufficient to carry out the regulations prescribed under subsection (a) to implement this subsection.''.

(b) REGULATIONS.—Not later than 180 days after the date of the enactment of this Act, the Secretary of Defense shall revise regulations under section 2320 of title 10, United States Code, to implement subsection (e) of such section (as added by this section).

SEC. 803. STUDY AND REPORT ON REVISIONS TO SELECTED ACQUISITION REPORT REQUIREMENTS.

(a) STUDY REQUIREMENT.—The Secretary of Defense, acting through the Under Secretary of Defense for Acquisition, Technology, and Logistics in coordination with the service acquisition executives of each military department, shall conduct a study on revisions to requirements relating to Selected Acquisition Reports, as set forth in section 2432 of title 10, United States Code.

(b) MATTERS COVERED.—The study required under subsection (a) shall—

(1) focus on incorporating into the Selected Acquisition Report those elements of program progress that the Department of Defense considers most relevant to evaluating the performance and progress of major defense acquisition programs, with particular reference to the cost estimates and program schedule established when a major defense acquisition program receives Milestone B approval; and

(2) include any recommendations to eliminate elements of the Selected Acquisition Report that the Department believes are no longer needed (other than the elimination of any unit cost information).

(c) REPORT.—Not later than March 1, 2007, the Secretary shall submit to the Committees on Armed Services of the Senate and the House of Representatives a report on the results of the study, including such recommendations as the Secretary considers appropriate.

SEC. 804. QUARTERLY UPDATES ON IMPLEMENTATION OF ACQUISITION REFORM IN THE DEPARTMENT OF DEFENSE.

(a) QUARTERLY UPDATES REQUIREMENT.—Not later than 45 days after the date of the enactment of this Act, and on the first day of each calendar quarter thereafter, the Secretary of Defense shall provide an update to the Committees on Armed Services of the Senate and the House of Representatives on the implementation of plans to reform the acquisition system in the Department of Defense.

(b) MATTERS COVERED.—Each update provided under subsection (a) shall cover the implementation of reforms of the processes for acquisition, including generation of requirements, award of contracts, and financial management. At a minimum, the updates shall take into account the recommendations made by the following:

(1) The Defense Acquisition Performance Assessment Panel.

(2) The Defense Science Board Summer Study on Transformation, issued in February 2006.

(3) The Beyond Goldwater-Nichols Study of the Center for Strategic and International Studies.

(4) The Quadrennial Defense Review, issued February 6, 2006.

(5) The Committee Defense Review of the Committee on Armed Services of the House of Representatives (when available).

(c) RECOMMENDATIONS.—Each report submitted under subsection (a) shall include such recommendations as the Secretary considers appropriate, and implementation plans for the recommendations.

(d) TERMINATION OF REPORT REQUIREMENT.—The requirement to submit reports under subsection (a) shall terminate on the first day of the calendar quarter following the first calendar quarter in which the Selected Acquisition Report submitted to Congress under section 2432 of title 10, United States Code, does not indicate that there has been an increase by a percentage equal to or greater than the significant cost growth threshold or the critical cost growth threshold in any major defense acquisition program (as such thresholds are defined in section 2433(a) of such title).

SEC. 805. ESTABLISHMENT OF DEFENSE CHALLENGE PROCESS FOR CRITICAL COST GROWTH THRESHOLD BREACHES IN MAJOR DEFENSE ACQUISITION PROGRAMS.

(a) PRELIMINARY EVALUATION OF CHALLENGE PROPOSALS FOR CRITICAL COST BREACHES.—

(1) SUBMISSION OF CHALLENGE PROPOSALS.—Section 2359b(c)) of title 10, United States Code, is amended—

(A) in paragraph (1), by striking ''Panel,'' and all that follows through the end and inserting the following: ''Panel—

''(A) through the unsolicited proposal process;

''(B) in response to a broad agency announcement; or

''(C) in response to a solicitation issued as a result of a critical cost growth threshold breach (as defined in paragraph (4)).'';

(B) by redesignating paragraphs (4), (5), and (6) as paragraphs (5), (7), and (8), respectively;

(C) by inserting after paragraph (3) the following new paragraph (4):

''(4)(A) If the program acquisition unit cost or procurement unit cost of a major defense acquisition program increases by a percentage equal to or greater than the critical

cost growth threshold for the program, as determined by the Secretary concerned under section 2433(d) of this title (in this section referred to as a 'critical cost growth threshold breach'), the Under Secretary shall issue a solicitation for challenge proposals that would result in improvements in affordability of the program. The solicitation shall specifically identify (i) the cost and schedule variances, and (ii) the design, engineering, manufacturing, or technology integration issues, contributing to the breach.

''(B) A solicitation referred to in subparagraph (A) shall be made public before the end of the 14-day period beginning on the day the Selected Acquisition Report containing the information described in section 2433(g) of this title is required to be submitted under section 2432(f) of this title.

''(C) A solicitation referred to in subparagraph (A) shall require any challenge proposals responding to the solicitation to be submitted within 30 days after the date of issuance of the solicitation.'';

(D) in paragraph (5) (as so redesignated) in the matter preceding subparagraph (A)—

(i) by striking ''or submitted'' and inserting ''submitted''; and

(ii) by inserting after ''paragraph (2),'' the following: ''or submitted in response to a solicitation issued as a result of a critical cost growth threshold breach''; and

(E) by inserting after paragraph (5) (as so redesignated) the following new paragraph (6):

''(6) A panel shall complete a preliminary evaluation of challenge proposals submitted in response to a solicitation issued as a result of a critical cost growth threshold breach before the end of the 60-day period beginning on the day the Selected Acquisition Report referred to in paragraph (4)(B) is submitted to Congress and shall inform the Secretary of Defense of the results of the evaluation to aid in the completion of the Secretary's certification under section 2433(e)(2)(B) of this title.''.

(b) ACTION UPON FAVORABLE FULL REVIEW AND EVALUATION OF CHALLENGE PROPOSALS FOR CRITICAL COST BREACHES.—Section 2359b(e) of such title is amended by adding at the end the following new paragraph:

''(3) In the case of a challenge proposal referred to in paragraph (1) that was submitted in response to a solicitation issued as a result of a critical cost growth threshold breach, the costs of the proposal shall be borne by the major defense acquisition program with respect to which the breach occurred.''.

(c) ACTION UPON UNFAVORABLE FULL REVIEW AND EVALUATION OF CHALLENGE PROPOSALS FOR CRITICAL COST BREACHES.—Section 2359b of such title, as amended by section 213, is further amended—

(1) by redesignating subsections (f), (g), (h), and (i) as subsections (g), (h), (i), and (j), respectively; and

(2) by inserting after subsection (e) the following new subsection (f):

''(f) ACTION UPON UNFAVORABLE FULL REVIEW AND EVALUATION OF CRITICAL COST BREACH SOLICITATIONS.—In the case of a challenge proposal that was submitted in response to a solicitation issued as a result of a critical cost growth threshold breach and that is not determined under a full review and evaluation to satisfy each of the criteria specified in subsection (c)(5), the following provisions apply:

''(1) The office carrying out the full review and evaluation shall provide to the Panel that conducted the preliminary evaluation a statement containing a summary of the rationale for the unfavorable evaluation.

''(2) If the Panel disagrees with the rationale provided under paragraph (1), the Panel may return the challenge proposal to the office for further consideration.

''(3) The full review and evaluation, including a further consideration of the review and evaluation under paragraph (2), shall be completed not later than the expiration of the 60-day period beginning on the date of completion of the preliminary evaluation of the proposal by a Panel under subsection (c).

''(4) After a full review and evaluation of all such challenge proposals submitted for such review and evaluation are completed, including further consideration under paragraph (2), the Under Secretary shall submit to the congressional defense committees a report containing a list of each challenge proposal with an unfavorable evaluation, including an identification of each such challenge proposal returned to an office for further consideration, and a detailed rationale for the unfavorable evaluations upon both initial and further consideration (if any). Such report shall be submitted not later than the expiration of the 60-day period beginning on the date of completion of the last preliminary evaluation of the proposals by a Panel under subsection (c).''.

(d) AMENDMENTS TO UNIT COST REPORTS PROVISIONS.—

(1) ADDITIONAL ASSESSMENT REQUIRED UPON BREACH OF CRITICAL COST GROWTH THRESHOLD.—Section 2433(e)(2)(A) of title 10, United States Code, is amended—

(A) by striking ''and'' at the end of clause (ii);

(B) by inserting ''and'' at the end of clause (iii); and

(C) by adding at the end the following new clause:

''(iv) the availability of components, subsystems, or systems that may result in near-term improvements in affordability of the program, as identified under the Defense Acquisition Challenge Program through a solicitation issued pursuant to section 2359b(c)(1)(C) of this title;''.

(2) ADDITIONAL CERTIFICATION REQUIRED UPON BREACH OF CRITICAL COST GROWTH THRESHOLD.—Section 2433(e)(2)(B) of such title is amended—

(A) by redesignating clauses (iii) and (iv) as clauses (iv) and (v), respectively; and

(B) by inserting after clause (ii) the following new clause (iii):

''(iii) the Panel conducting preliminary evaluation of challenge proposals submitted in response to the solicitation issued under the Defense Acquisition Challenge Program pursuant to section 2359b(c)(1)(C) of this title has identified no promising proposals meriting full review and evaluation;''.

(3) ADDITIONAL INFORMATION IN CERTAIN REPORT REQUIRED.—Section 2433(g)(1)(P)(vi) of such title is amended by inserting after ''of the program'' the following: ''and design, engineering, manufacturing, or technology integration issues''.

(e) ADDITIONAL CONFORMING AMENDMENTS.—Section 2359b of such title is further amended—

(1) in subsection (c)(8), as redesignated by subsection (a), by striking ''paragraph (4)'' and inserting ''paragraph (5)'';

(2) in subsection (d)(1), by striking ''subsection (c)(6)'' and inserting ''subsection (c)(8)'';

(3) in subsection (d)(2), by striking ''subsection (c)(4)'' and inserting ''subsection (c)(5)''; and

(4) in subsection (e)(1), by striking ''subsection (c)(4)'' and inserting ''subsection (c)(5)''.

SEC. 806. MARKET RESEARCH REQUIRED FOR MAJOR DEFENSE ACQUISITION PROGRAMS BEFORE PROCEEDING TO MILESTONE B.

Section 2366a(a) of title 10, United States Code, is amended—

(1) by redesignating paragraphs (1) through (7) as paragraphs (2) through (8), respectively; and

(2) by inserting before paragraph (2) (as so redesignated) the following new paragraph (1):

''(1) market research has been conducted prior to technology development to reduce duplication of existing technology and products;''.

Subtitle B—Acquisition Policy and Management

SEC. 811. APPLICABILITY OF STATUTORY EXECUTIVE COMPENSATION CAP MADE PROSPECTIVE.

(a) PROSPECTIVE APPLICABILITY OF EXECUTIVE COMPENSATION CAP.—Section 808(e)(2) of Public Law 105–85 (41 U.S.C. 435 note; 111 Stat. 1838) is amended by striking ''before, on,'' and inserting ''on''.

(b) EFFECTIVE DATE.—The amendment made by subsection (a) shall apply as if included in Public Law 105–85 as enacted.

SEC. 812. PROHIBITION ON PROCUREMENT FROM BENEFICIARIES OF FOREIGN SUBSIDIES.

(a) PROHIBITION.—The Secretary of Defense may not enter into a contract for the procurement of goods or services from any foreign person to which the government of a foreign country that is a member of the World Trade Organization has provided a subsidy if—

(1) the United States has requested consultations with that foreign country under the Agreement on Subsidies and Countervailing Measures on the basis that the subsidy is a prohibited subsidy under that Agreement; and

(2) either—

(A) the issue before the World Trade Organization has not been resolved; or

(B) the World Trade Organization has ruled that the subsidy provided by the foreign country is a prohibited subsidy under the Agreement on Subsidies and Countervailing Measures.

(b) JOINT VENTURES.—The prohibition under subsection (a) with respect to a foreign person also applies to any joint venture, cooperative organization, partnership, or contracting team of which that foreign person is a member.

(c) SUBCONTRACTS AND TASK ORDERS.—The prohibition under subsection (a) with respect to a contract also applies to any subcontracts at any tier entered into under the contract and any task orders at any tier issued under the contract.

(d) DEFINITIONS.—In this section:

(1) The term ''Agreement on Subsidies and Countervailing Measures'' means the agreement described in section 101(d)(12) of the Uruguay Round Agreements Act (19 U.S.C. 3501(d)(12)).

(2) The term ''foreign person'' means—

(A) an individual who is not a United States person or an alien lawfully admitted for permanent residence into the United States; or

(B) a corporation, partnership, or other nongovernmental entity which is not a United States person.

(3) The term ''United States person'' means—

(A) a natural person who is a citizen of the United States or who owes permanent allegiance to the United States; and

(B) a corporation or other legal entity which is organized under the laws of the United States, any State or territory thereof, or the District of Columbia, if natural persons described in subparagraph (A) own, directly or indirectly, more than 50 percent of the outstanding capital stock or other beneficial interest in such legal entity.

(e) APPLICABILITY.—

(1) PROGRAMS WITH MILESTONE B APPROVAL NOT COVERED.—The prohibition under subsection (a) shall not apply to any contract under a major defense acquisition program that has received Milestone B approval as of the date of the enactment of this Act.

(2) DEFINITIONS.—In this subsection:

(A) The term ''major defense acquisition program'' means a Department of Defense acquisition program that is a major defense acquisition program for purposes of section 2430 of title 10, United States Code.

(B) The term ''Milestone B approval'' has the meaning provided that term in section 2366(e)(7) of such title.

SEC. 813. TIME-CERTAIN DEVELOPMENT FOR DEPARTMENT OF DEFENSE INFORMATION TECHNOLOGY BUSINESS SYSTEMS.

(a) MILESTONE A LIMITATION.—The Department of Defense executive or entity that is the milestone decision authority for an information system described in subsection (c) may not provide Milestone A approval for the system unless, as part of the decision process for such approval, that authority determines that the system will achieve initial operational capability within five years of such approval.

(b) INITIAL OPERATIONAL CAPABILITY LIMITATION.—Funds appropriated or otherwise available to the Department of Defense may not be obligated or expended for an information system described in subsection (c) if the system, having received Milestone A approval, has not achieved initial operational capability within five years of the date of such approval.

(c) COVERED SYSTEMS.—An information system described in this subsection is any Department of Defense information technology business system that is not a national security system, as defined in 3542(b)(2) of title 44, United States Code.

(d) APPLICABILITY TO EXISTING PROGRAMS.—

(1) WAIVER AUTHORITY FOR EXISTING PROGRAMS IN DEVELOPMENT.—The Secretary of Defense may waive the applicability of subsection (b) in the case of a program described in subsection (c) that as of the date of the enactment of this Act has received Milestone A approval but has not as of such date achieved initial operational capability.

(2) INAPPLICABILITY TO PROGRAMS THROUGH DEVELOPMENT.—This section does not apply to an information system that achieved initial operational capability before the date of the enactment of this Act.

(e) DEFINITIONS.—In this section:

(1) MILESTONE DECISION AUTHORITY.—The term ''milestone decision authority'' has the meaning given that term in Department of Defense Instruction 5000.2, dated May 12, 2003.

(2) MILESTONE A.—The term ''Milestone A'' has the meaning given that term in Department of Defense Instruction 5000.2, dated May 12, 2003.

SEC. 814. ESTABLISHMENT OF PANEL ON CONTRACTING INTEGRITY.

(a) ESTABLISHMENT.—

(1) IN GENERAL.—The Secretary of Defense shall establish a panel to be known as the ''Panel on Contracting Integrity''.

(2) COMPOSITION.—The panel shall be composed of the following:

(A) The Deputy Secretary of Defense, who shall be the chairman of the panel.

(B) The service acquisition executive of each military department.

(C) The Inspector General of the Department of Defense.

(D) The Director of the Defense Logistics Agency.

(E) The Director of the Defense Contract Management Agency.

(F) The Director of the Defense Contract Audit Agency.

(G) Such other members as determined appropriate by the Secretary of Defense.

(b) DUTIES.—In addition to other matters assigned to it by the Secretary of Defense, the panel shall—

(1) conduct reviews of progress made by the Department of Defense to eliminate areas of vulnerability of the defense contracting system that allow fraud, waste, and abuse to occur;

(2) review the report by the Comptroller General required by section 841 of the National Defense Authorization Act for Fiscal Year 2006 (Public Law 109–163; 119 Stat. 3389), relating to areas of vulnerability of Department of Defense contracts to fraud, waste, and abuse; and

(3) recommend changes in law, regulations, and policy that it determines necessary to eliminate such areas of vulnerability.

(c) MEETINGS.—The panel shall meet as determined necessary by the Secretary of Defense but not less often than once every six months.

(d) REPORT.—

(1) REQUIREMENT.—The panel shall prepare and submit to the congressional defense committees an annual report on its activities. The report shall contain a summary of its findings and recommendations for the year covered by the report.

(2) FIRST REPORT.—The first report under this subsection shall be submitted not later than 180 days after the date of the enactment of this Act and shall contain an examination of the current structure in the Department of Defense for personnel accountability relating to the contracting system and recommendations for any changes needed to the system of administrative safeguards and disciplinary actions to ensure accountability at the appropriate level for any violations of appropriate standards of behavior in contracting.

SEC. 815. AWARD AND INCENTIVE FEE CONTRACT STANDARDS.

(a) REQUIREMENT TO DEVELOP AND ISSUE STANDARDS.—Not later than 90 days after the date of the enactment of this Act, the Secretary of Defense shall develop and issue—

(1) standards that link award and incentive fees to desired program outcomes, such as meeting cost, schedule, and capability goals;

(2) standards that identify the appropriate approving official level involved in awarding new contracts utilizing award and incentive fees;

(3) guidance on when the use of rollover is appropriate in terms of new contracts utilizing award and incentive fees;

(4) performance measures to evaluate the effectiveness of award and incentive fees as a tool for improving contractor performance and achieving desired program outcomes; and

(5) guidance for the development of a mechanism to capture award and incentive fee data and to share proven award and incentive fee strategies with appropriate contracting and program officials at the Department of Defense.

(b) DEFINITION.—In this section, the term ''rollover'' means the process of moving unearned available award and incentive fees from one evaluation period to a subsequent evaluation period, thereby providing the contractor with an additional opportunity to earn that previously unearned award or incentive fee.

(c) REPORT.—Not later than one year after the date of the enactment of this Act, the Secretary of Defense shall submit to Congress a report on the status and effectiveness of developing the standards required under subsection (a) for award and incentive fee contracts.

(d) SENSE OF CONGRESS.—It is the sense of Congress that award and incentive fees should be used to motivate excellent contractor performance and that such fees should not be awarded for below-satisfactory performance.

SEC. 816. OVERSIGHT AND ACCOUNTABILITY OF CONTRACTOR PERSONNEL.

(a) REPORT AND REQUIREMENTS RELATING TO CONTRACTS TO BE PERFORMED IN IRAQ AND AFGHANISTAN.—

(1) INSPECTOR GENERAL REPORT.—Not later than March 1, 2007, the Inspector General of the Department of Defense shall submit to Congress a report on overcharges discovered by the Inspector General under contracts entered into by the Department for work to be performed in Iraq and Afghanistan.

(2) ASSIGNMENT OF SUFFICIENT CONTRACTING OFFICERS.—The Under Secretary of Defense for Acquisition, Logistics, and Technology shall ensure that sufficient contracting officers are assigned to oversee and monitor contracts entered into by the Department of Defense for work to be performed in Iraq and Afghanistan.

(b) REQUIREMENTS RELATING TO EMPLOYEES OF DEFENSE CONTRACTORS OPERATING OUTSIDE THE UNITED STATES.—

(1) BACKGROUND CHECKS.—The Secretary of Defense shall implement a policy for conducting comprehensive background checks on foreign nationals hired by contractors (and subcontractors at any tier) of the Department of Defense operating outside the United States. The type of background check included in such policy shall be suitable for employment screening and shall, at a minimum, include a determination of whether the potential employee is on a terrorist watch list or has a criminal record. The policy shall provide for completing such background checks as quickly as possible.

(2) PROHIBITION ON HIRING CERTAIN EMPLOYEES.—A contractor (or subcontractor at any tier) of the Department of Defense operating outside the United States may not hire any person—

(A) who has been convicted of a violent felony; or

(B) who is determined by the Secretary of Defense to have committed acts inconsistent with the policy of the Department of Defense on human rights.

(c) REPORT AND APPLICABILITY OF DEFENSE INSTRUCTION RELATING TO CONTRACTOR PERSONNEL AUTHORIZED TO ACCOMPANY THE ARMED FORCES.—

(1) REPORT ON IMPLEMENTATION OF INSTRUCTION.—The Secretary of Defense shall submit to Congress a report on the Department of Defense instruction described in paragraph (3). The report shall include information on the status of the implementation of the instruction, how the instruction is being enforced, and the effectiveness of the instruction.

(2) REQUIREMENT TO APPLY TO CONTRACTS.—The Department of Defense instruction described in paragraph (3) shall apply to—

(A) contracts entered into by the Department of Defense after the date of the enactment of this Act;

(B) task orders issued after the date of the enactment of this Act under contracts in existence on the date of enactment of this Act; and

(C) contracts in existence on the date of the enactment of this Act with respect to which an option to extend the contract is exercised after such date.

(3) INSTRUCTION DESCRIBED.—The instruction referred to in this subsection is Department of Defense Instruction Number 3020.14, titled ''Contractor Personnel Authorized to Accompany the United States Armed Forces''.

Subtitle C—Amendments to General Contracting Authorities, Procedures, and Limitations

SEC. 821. EXTENSION OF SPECIAL TEMPORARY CONTRACT CLOSEOUT AUTHORITY.

Section 804 of the National Defense Authorization Act for Fiscal Year 2004 (Public Law 108–136; 117 Stat. 1541) is amended in subsection (d) by striking ''September 30, 2006'' and inserting ''September 30, 2007''.

SEC. 822. LIMITATION ON CONTRACTS FOR THE ACQUISITION OF CERTAIN SERVICES.

(a) LIMITATION.—Except as provided in subsection (b), the Secretary of Defense may not enter into a contract for covered services if the amount of the contract—

(1) exceeds 75 percent of the estimated value of any asset required for the provision of services under the contract, as of the date on which contract performance begins; or

(2) exceeds $150,000,000 in payments over the life of the contract assuming all options to extend the contract are exercised.

(b) WAIVER.—The Secretary of Defense may waive subsection (a) with respect to a contract for covered services if the Secretary—

(1) determines that a waiver is necessary for national security purposes; and

(2) provides to the congressional defense committees an economic analysis as described in subsection (c) at least 30 days before the waiver takes effect.

(c) ECONOMIC ANALYSIS.—The economic analysis provided under subsection (b) shall include, at a minimum, the following:

(1) A clear explanation of the need for the contract for covered services.

(2) An examination of at least two alternatives for fulfilling the requirements that the contract is meant to fulfill, including the following with respect to each alternative:

(A) A rationale for including the alternative.

(B) A cost estimate of the alternative and an analysis of the quality of each cost estimate.

(C) A discussion of the benefits to be realized from the alternative.

(D) A best value determination of each alternative and a detailed explanation of the life-cycle cost calculations used in the determination.

(d) COVERED SERVICES.—The limitation in subsection (a) applies to any contract for the following types of services:

(1) Operation, maintenance, or support of facilities or installations, or construction of facilities needed for performing the contract.

(2) Maintenance or modification of aircraft, ships, vehicles, or other highly complex military equipment, or the provision of aircraft, ships, vehicles, or other highly complex military equipment needed for performing the contract.

(3) Specialized training necessitating high quality instructor skills (for example, pilot and air crew members; foreign language training).

(4) Base services (for example, ground maintenance, in-plane refueling; bus transportation; refuse collection and disposal).

SEC. 823. USE OF FEDERAL SUPPLY SCHEDULES BY STATE AND LOCAL GOVERNMENTS FOR GOODS AND SERVICES FOR RECOVERY FROM NATURAL DISASTERS, TERRORISM, OR NUCLEAR, BIOLOGICAL, CHEMICAL, OR RADIOLOGICAL ATTACK.

(a) AUTHORITY TO USE SUPPLY SCHEDULES FOR CERTAIN GOODS AND SERVICES.—Section 502 of title 40, United States Code, is amended by adding at the end the following new subsection:

''(d) USE OF SUPPLY SCHEDULES FOR CERTAIN GOODS AND SERVICES.—

''(1) IN GENERAL.—The Administrator may provide for the use by State or local governments of Federal supply schedules of the General Services Administration for goods or services that are to be used to facilitate recovery from a major disaster declared by the President under the Robert T. Stafford Disaster Relief and Emergency Assistance Act (42 U.S.C. 5121 et seq.) or to facilitate recovery from terrorism or nuclear, biological, chemical, or radiological attack.

''(2) DETERMINATION BY SECRETARY OF HOMELAND SECURITY.—The Secretary of Homeland Security shall determine which goods and services qualify as goods and services described in paragraph (1) before the Administrator provides for the use of the Federal supply schedule relating to such goods and services.

''(3) VOLUNTARY USE.—In the case of the use by a State or local government of a Federal supply schedule pursuant to paragraph (1), participation by a firm that sells to the Federal Government through the supply schedule shall be voluntary with respect to a sale to the State or local government through such supply schedule.

''(4) DEFINITIONS.—The definitions in subsection (c)(3) shall apply for purposes of this subsection.''.

(b) PROCEDURES.—Not later than 30 days after the date of the enactment of this Act, the Administrator of General Services shall establish procedures to implement section 502(d) of title 40, United States Code (as added by subsection (a)).

SEC. 824. WAIVERS TO EXTEND TASK ORDER CONTRACTS FOR ADVISORY AND ASSISTANCE SERVICES.

(a) DEFENSE CONTRACTS.—Section 2304b(b) of title 10, United States Code, is amended—

(1) by inserting ''(1)'' before ''The period'';

(2) by inserting before the period the following: ''or a waiver is issued under paragraph (2)''; and

(3) by adding at the end the following new paragraph:

''(2) The head of an agency may issue a waiver to extend a task order contract entered into under this section for a period not exceeding 10 years, through five one-year options, if the head of the agency determines in writing—

''(A) that the contract provides engineering or technical services of such a unique and substantial technical nature that award of a new contract would be harmful to the continuity of the program for which the services are performed;

''(B) that award of a new contract would create a large disruption in services provided to the Department of Defense; and

''(C) the Department of Defense would endure program risk during critical program stages due to loss of program corporate knowledge of ongoing program activities.''.

(b) CIVILIAN AGENCY CONTRACTS.—Section 303I(b) of the Federal Property and Administrative Services Act of 1949 (41 U.S.C. 253i) is amended—

(1) by inserting ''(1)'' before ''The period'';

(2) by inserting before the period the following: ''or a waiver is issued under paragraph (2)''; and

(3) by adding at the end the following new paragraph:

''(2) An executive agency may issue a waiver to extend a task order contract entered into under this section for a period not exceeding 10 years, through five one-year options, if the head of the agency determines in writing—

''(A) that the contract provides engineering or technical services of such a unique and substantial technical nature that award of a new contract would be harmful to the continuity of the program for which the services are performed;

''(B) that award of a new contract would create a large disruption in services provided to the executive agency; and

''(C) the executive agency would endure program risk during critical program stages due to loss of program corporate knowledge of ongoing program activities.''.

(c) REPORT.—Not later than April 1, 2007, the Secretary of Defense shall submit to the Committees on Armed Services of the Senate and the House of Representatives a report on advisory and assistance services. The report shall include the following information:

(1) The methods used by the Department of Defense to identify a contract as an advisory and assistance services contract, as defined in section 2304b of title 10, United States Code.

(2) The number of such contracts awarded by the Department during the five-year period preceding the date of enactment of this Act.

(3) The average annual expenditures by the Department for such contracts.

(4) The average length of such contracts.

(5) The number of such contracts recompeted and awarded to the previous award winner.

(6) The number of contractors performing such contracts that previously qualified as a small business but no longer qualify as a small business for a recompetition.

(7) The number of such contracts required for a period of greater than five years and a justification of why those services are required for greater than five years, including the rationale for not performing the services inside the Department of Defense.

(8) The percentage of such contracts awarded by the Department during the five-year period preceding the date of the enactment of this Act for assistance in the introduction and transfer of engineering and technical knowledge for fielded systems, equipment, and components.

(9) The actions taken by the Department to prevent organizational conflicts of interest in the use of such contracts.

(d) PROHIBITION ON USE OF AUTHORITY BY DEPARTMENT OF DEFENSE IF REPORT NOT SUBMITTED.—The head of an agency may not issue a waiver under 2304b(b)(2) of title 10, United States Code, as added by subsection (a), if the report required by subsection (c) is not submitted by the date set forth in that subsection.

SEC. 825. ENHANCED ACCESS FOR SMALL BUSINESS.

Section 9(a) of the Contract Disputes Act of 1978 (41 U.S.C. 608) is amended by striking the period at the end of the first sentence and inserting the following: ''or, in the case of a small business concern (as defined in the Small Business Act and regulations under that Act), $150,000 or less.''.

SEC. 826. PROCUREMENT GOAL FOR HISPANIC-SERVING INSTITUTIONS.

Section 2323 of title 10, United States Code, is amended—

(1) in subsection (a)(1)—

(A) by striking ''and'' at the end of subparagraph (B);

(B) by striking the period at the end of subparagraph (C) and inserting ''; and''; and

(C) by adding at the end the following new subparagraph:

''(D) Hispanic-serving institutions, as designated by the Department of Education.'';

(2) in subsection (a)(2)—

(A) by inserting after ''historically Black colleges and universities'' the following: '', Hispanic-serving institutions,''; and

(B) by inserting after ''such colleges and universities'' the following: ''and institutions'';

(3) in subsection (c)(1), by inserting after ''historically Black colleges and universities'' the following: '', Hispanic-serving institutions,''; and

(4) in subsection (c)(3), by inserting after ''historically Black colleges and universities'' the following: '', to Hispanic-serving institutions,''.

SEC. 827. PROHIBITION ON DEFENSE CONTRACTORS REQUIRING LICENSES OR FEES FOR USE OF MILITARY LIKENESSES AND DESIGNATIONS.

The Secretary of Defense shall require that any contract entered into or renewed by the Department of Defense include a provision prohibiting the contractor from requiring toy and hobby manufacturers, distributors, or merchants to obtain licenses from or pay fees to the contractor for the use of military likenesses or designations on items provided under the contract.

Subtitle D—United States Defense Industrial Base Provisions

SEC. 831. PROTECTION OF STRATEGIC MATERIALS CRITICAL TO NATIONAL SECURITY.

(a) REQUIREMENT TO BUY FROM AMERICAN SOURCES.—

(1) IN GENERAL.—Chapter 148 of title 10, United States Code, is amended by inserting after section 2533a the following new section:

''§ 2533b. Requirement to buy strategic materials critical to national security from American sources; exceptions

''(a) REQUIREMENT.—Except as provided in subsections (c) through (h), funds appropriated or otherwise available to the Department of Defense may not be used for the procurement of an item described in subsection (b) if the item is not reprocessed, reused, or produced in the United States.

''(b) COVERED ITEMS.—An item referred to in subsection (a) is any of the following:

''(1) A specialty metal.

''(2) An item critical to national security, as determined by the Strategic Materials Protection Board.

''(c) AVAILABILITY EXCEPTION.—Subsection (a) does not apply to the extent that the Secretary of Defense or the Secretary of the military department concerned determines that satisfactory quality and sufficient quantity of any item described in subsection (b) cannot be procured as and when needed.

''(d) EXCEPTION FOR CERTAIN PROCUREMENTS.—Subsection (a) does not apply to the following:

''(1) Procurements outside the United States in support of combat operations or in support of contingency operations.

''(2) Procurements by vessels in foreign waters for use of the item.

''(3) Procurements for which the use of procedures other than competitive procedures has been approved on the basis of section 2304(c)(2) of this title, relating to unusual and compelling urgency of need.

''(e) EXCEPTION RELATING TO AGREEMENTS WITH FOREIGN GOVERNMENTS.—Subsection (a) does not preclude the procurement of an item described in subsection (b) if—

''(1) the procurement is necessary—

''(A) to comply with agreements with foreign governments requiring the United States to purchase supplies from foreign sources for the purposes of offsetting sales made by the United States Government or United States firms under approved programs serving defense requirements; or

''(B) in furtherance of agreements with foreign governments in which both such governments agree to remove barriers to purchases of supplies produced in the other country or services performed by sources of the other country;

''(2) any such agreement with a foreign government complies, where applicable, with the requirements of section 36 of the Arms Export Control Act (22 U.S.C. 2776) and with section 2457 of this title; and

''(3) the item is grown, produced, or manufactured in the United States or in the country from which it is procured.

''(f) EXCEPTION FOR COMMISSARIES, EXCHANGES, AND OTHER NONAPPROPRIATED FUND INSTRUMENTALITIES.—Subsection (a) does not apply to items purchased for resale purposes in commissaries, exchanges, and nonappropriated fund instrumentalities operated by the Department of Defense.

''(g) EXCEPTION FOR SMALL PURCHASES.—Subsection (a) does not apply to procurements in amounts not greater than the simplified acquisition threshold referred to in section 2304(g) of this title.

''(h) APPLICABILITY TO PROCUREMENTS OF COMMERCIAL ITEMS.—This section applies to procurements of commercial items notwithstanding section 34 of the Office of Federal Procurement Policy Act (41 U.S.C. 430).

''(i) APPLICABILITY TO SUBCONTRACTS.—This section applies to subcontracts at any tier under a prime contract.

''(j) APPLICABILITY TO NONCOMPLIANT COMPONENTS.—A procurement subject to subsection (a) shall not be considered to be in compliance with subsection (a) if noncompliant components are delivered under the procurement without charge to the Federal Government. In this subsection, the term 'noncompliant component' means a component that is not reprocessed, reused, or produced in the United States.

''(k) SPECIALTY METAL DEFINED.—In this section, the term 'specialty metal' means any of the following:

''(1) Steel—

''(A) with a maximum alloy content exceeding one or more of the following limits: manganese, 1.65 percent; silicon, 0.60 percent; or copper, 0.60 percent; or

''(B) containing more than 0.25 percent of any of the following elements: aluminum, chromium, cobalt, columbium, molybdenum, nickel, titanium, tungsten, or vanadium.

''(2) Metal alloys consisting of nickel, iron-nickel, and cobalt base alloys containing a total of other alloying metals (except iron) in excess of 10 percent.

''(3) Titanium and titanium alloys.

''(4) Zirconium and zirconium base alloys.

''(5) A metal determined by the Strategic Materials Protection Board (established under section 187 of this title) to be a specialty metal critical to national security.

''(l) ADDITIONAL DEFINITIONS.—In this section:

''(1) The term 'United States' includes possessions of the United States.

''(2) The term 'micropurchase' means a procurement in an amount not greater than the micropurchase threshold, as defined by section 32(f) of the Office of Federal Procurement Policy Act (41 U.S.C. 428).

''(3) The term 'component' has the meaning provided in section 4 of such Act (41 U.S.C. 403).''.

(2) CLERICAL AMENDMENT.—The table of sections at the beginning of such chapter is amended by adding at the end the following new item:

''2533b. Requirement to buy strategic materials critical to national security from American sources; exceptions.''.

(3) CONFORMING AMENDMENTS.—Section 2533a of title 10, United States Code, is amended—

(A) by striking paragraph (2) of subsection (b);

(B) in subsection (c), by striking ''or specialty metals (including stainless steel flatware)''; and

(C) in subsection (e)—

(i) by striking ''SPECIALTY METALS AND'' in the heading; and

(ii) by striking ''specialty metals or''.

(4) EFFECTIVE DATES.—

(A) Section 2533b of title 10, United States Code, as added by paragraph (1), shall apply with respect to contracts entered into after the date occurring 30 days after the date of the enactment of this Act.

(B) The amendments made by paragraph (3) shall take effect on the date occurring 30 days after the date of the enactment of this Act.

(b) ONE-TIME INADVERTENT MICROPURCHASE WAIVER OF SPECIALTY METALS DOMESTIC SOURCE REQUIREMENT.—

(1) NOTICE OF NONCOMPLIANCE.—In the case of a contract with the Department of Defense in effect before the date of the enactment of this Act with respect to which the contracting officer for the contract determines the contractor is not in compliance with section 2533a of title 10, United States Code (as in effect before such date of enactment) with respect to specialty metals, the contracting officer shall—

(A) post a notice on FedBizOpps.gov that the contractor is not in compliance with such section;

(B) notify the contractor (and any subcontractor under the prime contract that is also noncompliant) in writing that the contractor (or subcontractor) is not in compliance with such section; and

(C) require the contractor and any subcontractor notified under subparagraph (B) to submit to the contracting officer a compliance plan for becoming compliant with such section.

(2) WAIVER AUTHORITY.—In the case of a contract described in paragraph (1), the contracting officer for the contract may waive the applicability to the contract of section 2533a of title 10, United States Code (as in effect before such date of enactment) with respect to specialty metals if—

(A) the procurement is a micropurchase of components (whether in a prime contract or a subcontract under such contract) and the aggregate value of all such procurements in the prime contract and all the subcontracts under such contract does not exceed 1 percent of the amount of the contract or $100,000, whichever is less;

(B) the contracting officer determines in writing that the contractor was and continues to be inadvertently not in compliance with such section with respect to such metals and the contractor has submitted a compliance plan under paragraph (1)(C); and

(C) the Secretary of the military department concerned approves the waiver.

(3) NOTICE.—Not later than 15 days after a contracting officer makes a determination under paragraph (2)(B) with respect to a contract, the contracting officer shall post a notice on FedBizOpps.gov that a waiver has been granted for the contract under this subsection. The notice shall include information about the applicability of section 1001 of title 18, United States Code (relating to criminal penalties for false statements).

(4) CHALLENGE PERIOD.—

(A) During the 15-day period beginning on the date of the posting of a notice of a waiver under paragraph (3) for a contract (in this subsection referred to as the ''challenge period''), the contracting officer shall accept challenges submitted with respect to the contract.

(B) For purposes of this paragraph, a challenge, with respect to a contract for which a waiver has been granted under this subsection, is a submission of information by an entity (referred to as a ''challenger'' in this section) stating that the challenger can provide the specialty metals needed for performance of the contract and can certify in

writing that the metals are reprocessed, reused, or produced in the United States. The information shall be submitted to the contracting officer in such form and manner as may be prescribed by the Under Secretary of Defense for Acquisition, Technology, and Logistics.

(5) DETERMINATION BY CONTRACTING OFFICER.—During the 15-day period beginning on the day after the end of the challenge period with respect to a contract, if any challenge has been submitted to the contracting officer, the contracting officer shall make a determination regarding whether the challenger can provide the specialty metals for the components concerned in sufficient quantity, of satisfactory quality, within a reasonable time, and at a cost that is not unreasonable.

(6) RESCISSION OF WAIVER.—(A) Except as provided in subparagraph (B), if the determination under paragraph (5) is in the affirmative, the contracting officer shall—

(i) rescind the waiver granted with respect to the contract under this subsection; and

(ii) require the contractor to comply with subsection (a) by purchasing specialty metals from the challenger.

(B) If the contracting officer makes a determination in the affirmative under paragraph (5) with respect to two or more challengers, the contracting officer shall select or require the contractor to select, in such manner as the contracting officer considers appropriate, the challenger to provide specialty metals under the contract.

(7) DEFINITIONS.—In this subsection:

(A) The term ''micropurchase'' means a procurement in an amount not greater than the micropurchase threshold, as defined by section 32(f) of the Office of Federal Procurement Policy Act (41 U.S.C. 428).

(B) The term ''component'' has the meaning provided in section 4 of such Act (41 U.S.C. 403).

(C) The term ''FedBizOpps.gov'' means the website maintained by the General Services Administration known as FedBizOpps.gov (or any successor site).

(8) TERMINATION OF WAIVER AUTHORITY.—A contracting officer may exercise the waiver authority under this subsection only after the date of the enactment of this Act and before July 1, 2008.

SEC. 832. STRATEGIC MATERIALS PROTECTION BOARD.

(a) IN GENERAL.—Chapter 7 of title 10, United States Code, is amended by adding at the end the following new section:

''§ 187. Strategic Materials Protection Board

''(a) ESTABLISHMENT.—(1) The Secretary of Defense shall establish a Strategic Materials Protection Board.

''(2) The Board shall be composed of the following:

''(A) The Secretary of Defense, who shall be the chairman of the Board.

''(B) The Under Secretary of Defense for Acquisition, Technology, and Logistics.

''(C) The Under Secretary of Defense for Intelligence.

''(D) The Secretary of the Army.

''(E) The Secretary of the Navy.

''(F) The Secretary of the Air Force.

''(b) DUTIES.—In addition to other matters assigned to it by the Secretary of Defense, the Board shall—

''(1) determine the need to provide a long term domestic supply of items designated as critical to national security to ensure that national defense needs are met;

''(2) analyze the risk associated with each item designated as critical to national security and the affect on national defense that the nonavailability of such item from a domestic source would have;

''(3) recommend a strategy to the President to ensure the domestic availability of items designated as critical to national security;

''(4) recommend such other strategies to the President as the Board considers appropriate to strengthen the industrial base with respect to items critical to national security; and

''(5) publish, not less frequently than once every two years, in the Federal Register a list of items determined to be critical to national security, including a list of specialty metals determined to be critical to national security for purposes of section 2533b of this title (and referred to in section 2533b(l)((1)(5) of such title).

''(c) MEETINGS.—The Board shall meet as determined necessary by the Secretary of Defense but not less frequently than once every two years to—

''(1) determine and publish a list of items critical to national security as described in subsection (b)(5); and

''(2) review items previously determined by the Board to be critical to national security, including specialty metals critical to national security for purposes of section 2533b of this title, to determine the appropriateness of their continuing classification as critical to national security.

''(d) REPORTS.—After each meeting of the Board, the Board shall prepare and submit to Congress a report containing the results of the meeting and such recommendations as the Board determines appropriate.

''(e) REMOVAL OF ITEMS FROM LIST.—The Board may not remove from the list referred to in subsection (b)(5) an item previously determined to be critical to national security by the Board until a period of 30 days expires after the Board submits to the congressional defense committees a written notification of the removal.''.

(b) CLERICAL AMENDMENT.—The table of sections at the beginning of such chapter is amended by adding at the end the following new item:

''187. Strategic Materials Protection Board.''.

(c) FIRST MEETING OF BOARD.—The first meeting of the Strategic Materials Protection Board, established by section 187 of title 10, United States Code (as added by paragraph (1)) shall be not later than 180 days after the date of the enactment of this Act.

TITLE IX—DEPARTMENT OF DEFENSE ORGANIZATION AND MANAGEMENT

Subtitle A—Department of Defense Management

Sec. 901. Standardization of statutory references to ''national security system'' within laws applicable to Department of Defense.

Sec. 902. Correction of reference to predecessor of Defense Information Systems Agency.

Sec. 903. Addition to membership of specified council.

Sec. 904. Consolidation and standardization of authorities relating to Department of Defense Regional Centers for Security Studies.

Sec. 905. Redesignation of the Department of the Navy as the Department of the Navy and Marine Corps.

Subtitle B—Space Activities

Sec. 911. Designation of successor organizations for the disestablished Interagency Global Positioning Executive Board.

Sec. 912. Extension of authority for pilot program for provision of space surveillance network services to non-United States Government entities.

Sec. 913. Operationally Responsive Space.

Subtitle C—Chemical Demilitarization Program

Sec. 921. Transfer to Secretary of the Army of responsibility for Assembled Chemical Weapons Alternatives Program.

Sec. 922. Comptroller General review of cost-benefit analysis of off-site versus on-site treatment and disposal of hydrolysate derived from neutralization of VX nerve gas at Newport Chemical Depot, Indiana.

Sec. 923. Sense of Congress regarding the safe and expeditious disposal of chemical weapons.

Subtitle D—Intelligence-Related Matters

Sec. 931. Repeal of termination of authority of Secretary of Defense to engage in commercial activities as security for intelligence collection activities abroad.

Subtitle A—Department of Defense Management

SEC. 901. STANDARDIZATION OF STATUTORY REFERENCES TO ''NATIONAL SECURITY SYSTEM'' WITHIN LAWS APPLICABLE TO DEPARTMENT OF DEFENSE.

(a) DEFENSE BUSINESS SYSTEMS.—Section 2222(j)(6) of title 10, United States Code, is amended by striking ''in section 2315 of this title'' and inserting ''in section 3542(b)(2) of title 44''.

(b) CHIEF INFORMATION OFFICER RESPONSIBILITIES.—Section 2223(c)(3) of such title is amended by striking ''section 11103 of title 40'' and inserting ''section 3542(b)(2) of title 44''.

(c) PROCUREMENT OF AUTOMATIC DATA PROCESSING EQUIPMENT AND SERVICES.—The text of section 2315 of such title is amended to read as follows:

''For purposes of subtitle III of title 40, the term 'national security system', with respect to a telecommunications and information system operated by the Department of Defense, has the meaning given that term by section 3542(b)(2) of title 44.''.

SEC. 902. CORRECTION OF REFERENCE TO PREDECESSOR OF DEFENSE INFORMATION SYSTEMS AGENCY.

Paragraph (1) of section 193(f) of title 10, United States Code, is amended to read as follows:

''(1) The Defense Information Systems Agency.''.

SEC. 903. ADDITION TO MEMBERSHIP OF SPECIFIED COUNCIL.

Section 179(a) of title 10, United States Code, is amended by adding at the end the following new paragraph:

''(5) The commander of the United States Strategic Command.''.

SEC. 904. CONSOLIDATION AND STANDARDIZATION OF AUTHORITIES RELATING TO DEPARTMENT OF DEFENSE REGIONAL CENTERS FOR SECURITY STUDIES.

(a) BASIC AUTHORITIES FOR REGIONAL CENTERS.—

(1) IN GENERAL.—Section 184 of title 10, United States Code, is amended to read as follows:

''§ 184. Regional Centers for Security Studies

''(a) IN GENERAL.—The Secretary of Defense shall administer the Department of Defense Regional Centers for Security Studies in accordance with this section as international venues for bilateral and multilateral research, communication, and exchange of ideas involving military and civilian participants.

''(b) REGIONAL CENTERS SPECIFIED.—(1) A Department of Defense Regional Center for Security Studies is a Department of Defense institution that—

''(A) is operated, and designated as such, by the Secretary of Defense for the study of security issues relating to a specified geographic region of the world; and

''(B) serves as a forum for bilateral and multilateral research, communication, and exchange of ideas involving military and civilian participants.

''(2) The Department of Defense Regional Centers for Security Studies are the following:

''(A) The George C. Marshall European Center for Security Studies, established in 1993 and located in Garmisch-Partenkirchen, Germany.

''(B) The Asia-Pacific Center for Security Studies, established in 1995 and located in Honolulu, Hawaii.

''(C) The Center for Hemispheric Defense Studies, established in 1997 and located in Washington, D.C.

''(D) The Africa Center for Strategic Studies, established in 1999 and located in Washington, D.C.

''(E) The Near East South Asia Center for Strategic Studies, established in 2000 and located in Washington, D.C.

''(3) No institution or element of the Department of Defense may be designated as a Department of Defense Regional Center for Security Studies for purposes of this section, other than the institutions specified in paragraph (2), except as specifically provided by law after the date of the enactment of this section.

''(c) REGULATIONS.—The administration of the Regional Centers under this section shall be carried out under regulations prescribed by the Secretary.

''(d) PARTICIPATION.—Participants in activities of the Regional Centers may include United States military and civilian personnel, governmental and nongovernmental personnel, and foreign military and civilian, governmental and nongovernmental personnel.

''(e) EMPLOYMENT AND COMPENSATION OF FACULTY.—At each Regional Center, the Secretary may, subject to appropriations—

''(1) employ a Director, a Deputy Director, and as many civilians as professors, instructors, and lecturers as the Secretary considers necessary; and

''(2) prescribe the compensation of such persons, in accordance with Federal guidelines.

''(f) PAYMENT OF COSTS.—(1) Participation in activities of a Regional Center shall be on a reimbursable basis (or by payment in advance), except in a case in which reimbursement is waived in accordance with paragraph (3).

''(2) For a foreign national participant, payment of costs may be made by the participant, the participant's own government, by a Department or agency of the United States other than the Department of Defense, or by a gift or donation on behalf of one or more Regional Centers accepted under section 2611 of this title on behalf of the participant's government.

''(3) The Secretary of Defense may waive reimbursement of the costs of activities of the Regional Centers for foreign military officers and foreign defense and security civilian government officials from a developing country if the Secretary determines that attendance of such personnel without reimbursement is in the national security interest of the United States. Costs for which reimbursement is waived pursuant to this paragraph shall be paid from appropriations available to the Regional Centers.

''(4) Funds accepted for the payment of costs shall be credited to the appropriation then currently available to the Department of Defense for the Regional Center that incurred the costs. Funds so credited shall be merged with the appropriation to which credited and shall be available to that Regional Center for the same purposes and same period as the appropriation with which merged.

''(5) Funds available for the payment of personnel expenses under the Latin American cooperation authority set forth in section 1050 of this title are also available for the costs of the operation of the Center for Hemispheric Defense Studies.

''(g) SUPPORT TO OTHER AGENCIES.—The Director of a Regional Center may enter into agreements with the Secretaries of the military departments, the heads of the Defense Agencies, and, with the concurrence of the Secretary of Defense, the heads of other Federal departments and agencies for the provision of services by that Regional Center under this section. Any such participating department and agency shall transfer to the Regional Center funds to pay the full costs of the services received.

''(h) ANNUAL REPORT.—Not later than February 1 of each year, the Secretary of Defense shall submit to the Committee on Armed Services of the Senate and the Committee on Armed Services of the House of Representatives a report on the operation of the Regional Centers for security studies during the preceding fiscal year. The annual report shall include, for each Regional Center, the following information:

''(1) The status and objectives of the center.

''(2) The budget of the center, including the costs of operating the center.

''(3) A description of the extent of the international participation in the programs of the center, including the costs incurred by the United States for the participation of each foreign nation.

''(4) A description of the foreign gifts and donations, if any, accepted under section 2611 of this title.''.

(2) CLERICAL AMENDMENT.—The item relating to such section in the table of sections at the beginning of chapter 7 of such title is amended to read as follows:

''184. Regional Centers for Security Studies.''.

(b) CONFORMING AMENDMENTS.—

(1) EMPLOYMENT AND COMPENSATION AUTHORITY FOR CIVILIAN FACULTY.—Section 1595 of title 10, United States Code, is amended—

(A) in subsection (c)—

(i) by striking paragraphs (3) and (5); and

(ii) by redesignating paragraphs (4) and (6) as paragraphs (3) and (4), respectively; and

(B) by striking subsection (e).

(2) STATUS OF CENTER FOR HEMISPHERIC DEFENSE STUDIES.—Section 2165 of title 10, United States Code, is amended—

(A) in subsection (b)—

(i) by striking paragraph (6); and

(ii) by redesignating paragraph (7) as paragraph (6); and

(B) by striking subsection (c).

SEC. 905. REDESIGNATION OF THE DEPARTMENT OF THE NAVY AS THE DEPARTMENT OF THE NAVY AND MARINE CORPS.

(a) REDESIGNATION OF MILITARY DEPARTMENT.—The military department designated as the Department of the Navy is redesignated as the Department of the Navy and Marine Corps.

(b) REDESIGNATION OF SECRETARY AND OTHER STATUTORY OFFICES.—

(1) SECRETARY.—The position of the Secretary of the Navy is redesignated as the Secretary of the Navy and Marine Corps.

(2) OTHER STATUTORY OFFICES.—The positions of the Under Secretary of the Navy, the four Assistant Secretaries of the Navy, and the General Counsel of the Department of the Navy are redesignated as the Under Secretary of the Navy and Marine Corps, the Assistant Secretaries of the Navy and Marine Corps, and the General Counsel of the Department of the Navy and Marine Corps, respectively.

(c) CONFORMING AMENDMENTS TO TITLE 10, UNITED STATES CODE.—

(1) DEFINITION OF ''MILITARY DEPARTMENT''.—Paragraph (8) of section 101(a) of title 10, United States Code, is amended to read as follows:

''(8) The term 'military department' means the Department of the Army, the Department of the Navy and Marine Corps, and the Department of the Air Force.''.

(2) ORGANIZATION OF DEPARTMENT.—The text of section 5011 of such title is amended to read as follows: ''The Department of the Navy and Marine Corps is separately organized under the Secretary of the Navy and Marine Corps.''.

(3) POSITION OF SECRETARY.—Section 5013(a)(1) of such title is amended by striking ''There is a Secretary of the Navy'' and inserting ''There is a Secretary of the Navy and Marine Corps''.

(4) CHAPTER HEADINGS.—

(A) The heading of chapter 503 of such title is amended to read as follows:

''CHAPTER 503—DEPARTMENT OF THE NAVY AND MARINE CORPS''.

(B) The heading of chapter 507 of such title is amended to read as follows:

''CHAPTER 507—COMPOSITION OF THE DEPARTMENT OF THE NAVY AND MARINE CORPS''.

(5) OTHER AMENDMENTS.—

(A) Title 10, United States Code, is amended by striking ''Department of the Navy'' and ''Secretary of the Navy'' each place they appear other than as specified in paragraphs (1), (2), (3), and (4) (including in section headings, subsection captions, tables of chapters, and tables of sections) and inserting ''Department of the Navy and Marine Corps'' and ''Secretary of the Navy and Marine Corps'', respectively, in each case with the matter inserted to be in the same typeface and typestyle as the matter stricken.

(B)(i) Sections 5013(f), 5014(b)(2), 5016(a), 5017(2), 5032(a), and 5042(a) of such title are amended by striking ''Assistant Secretaries of the Navy'' and inserting ''Assistant Secretaries of the Navy and Marine Corps''.

(ii) The heading of section 5016 of such title, and the item relating to such section in the table of sections at the beginning of chapter 503 of such title, are each amended by inserting ''and Marine Corps'' after ''of the Navy'', with the matter inserted in each case to be in the same typeface and typestyle as the matter amended.

(d) TITLE 37, UNITED STATES CODE.—Title 37, United States Code, is amended by striking ''Department of the Navy'' and ''Secretary of the Navy'' each place they appear and inserting ''Department of the Navy and Marine Corps'' and ''Secretary of the Navy and Marine Corps'', respectively.

(e) OTHER REFERENCES.—Any reference in any law other than in title 10 or title 37, United States Code, or in any regulation, document, record, or other paper of the United States, to the Department of the Navy shall be considered to be a reference to the Department of the Navy and Marine Corps. Any such reference to an office specified in subsection (b)(2) shall be considered to be a reference to that office as redesignated by that subsection.

(f) EFFECTIVE DATE.—This section and the amendments made by this section shall take effect on the first day of the first month beginning more than 60 days after the date of the enactment of this Act.

Subtitle B—Space Activities

SEC. 911. DESIGNATION OF SUCCESSOR ORGANIZATIONS FOR THE DISESTABLISHED INTERAGENCY GLOBAL POSITIONING EXECUTIVE BOARD.

(a) SUCCESSOR ORGANIZATIONS.—Section 8 of the Commercial Space Transportation Competitiveness Act of 2000 (10 U.S.C. 2281 note) is amended by striking ''by Congress'' and all that follows and inserting ''for the functions and activities of the following organizations established pursuant to the national security presidential directive issued December 8, 2004 (and any successor organization, to the extent the successor organization performs the functions of the specified organization):

''(1) The interagency committee known as the National Space-Based Positioning, Navigation, and Timing Executive Committee.

''(2) The support office for the committee specified in paragraph (1) known as the National Space-Based Positioning, Navigation, and Timing Coordination Office.

''(3) The Federal advisory committee known as the National Space-Based Positioning, Navigation, and Timing Advisory Board.''.

(b) CLARIFICATION.—Such section is further amended by striking ''interagency funding'' and inserting ''multi-agency funding''.

SEC. 912. EXTENSION OF AUTHORITY FOR PILOT PROGRAM FOR PROVISION OF SPACE SURVEILLANCE NETWORK SERVICES TO NON-UNITED STATES GOVERNMENT ENTITIES.

Section 2274(i) of title 10, United States Code, is amended by striking ''shall be conducted'' and all that follows and inserting ''may be conducted through September 30, 2009.''.

SEC. 913. OPERATIONALLY RESPONSIVE SPACE.

(a) OPERATIONALLY RESPONSIVE SPACE PROGRAM OFFICE.—

(1) ESTABLISHMENT OF OFFICE.—Section 2273a of title 10, United States Code, is amended to read as follows:

''§ 2273a. Operationally Responsive Space Program Office

''(a) ESTABLISHMENT OF OFFICE.—(1) The Secretary of Defense shall establish within the Department of Defense an office to be known as the Operationally Responsive Space Program Office.

''(2) The head of the Office shall be the official in the Department of Defense who is designated by the Secretary of Defense as the Department of Defense Executive Agent for Space.

''(b) MISSION.—The mission of the Office shall be to contribute to the development of low-cost, rapid reaction payloads, spacelift, and launch control capabilities in order to fulfill joint military operational requirements for on-demand space support or reconstitution. The Office shall manage the program element required under subsection (g).

''(c) ORGANIZATION.—The Office shall be organized into integrated and co-located elements that include the following:

''(1) A science and technology section, which shall perform the functions specified in subsection (d).

''(2) An operations section, which shall perform the functions specified in subsection (e).

''(3) An acquisition section, which shall perform the functions specified in subsection (f).

''(d) SCIENCE AND TECHNOLOGY.—As directed by the head of the Office, the science and technology section shall pursue innovative approaches to the development of capabilities for operationally responsive space through basic and applied research focused on (but not limited to) payloads, bus, and launch equipment.

''(e) OPERATIONS.—As directed by the head of the Office, the operations section shall serve as the primary intermediary between the Office and the combatant commands in order to—

''(1) ascertain the needs of the warfighter; and

''(2) integrate operationally responsive space capabilities into—

''(A) operations plans of the combatant commands;

''(B) techniques, tactics, and procedures of the military departments; and

''(C) military exercises, demonstrations, and war games.

''(f) ACQUISITION.—(1) As directed by the head of the Office, the acquisition section shall undertake the acquisition of systems necessary to integrate, sustain, and launch assets for operationally responsive space.

''(2) In the case of any system or subsystem to be acquired by the Office, the acquisition may be carried out only after the commander of the United States Strategic Command has validated the system requirements for the system or subsystem to be acquired.

''(3) The commander of the United States Strategic Command shall participate in the approval of any acquisition program initiated by the Office.

''(g) REQUIRED PROGRAM ELEMENT.—(1) The Secretary of Defense shall ensure that, within budget program elements for space programs of the Department of Defense—

''(A) that there is a separate, dedicated program element for operationally responsive national security payloads and buses of the Department of Defense for space satellites; and

''(B) that programs and activities for such payloads and buses are planned, programmed, and budgeted for through that program element.

''(2) In this subsection, the term 'operationally responsive', with respect to a national security payload and bus for a space satellite, means an experimental or operational payload and bus with a weight not in excess of 5,000 pounds that—

''(A) can be developed and acquired within 18 months after authority to proceed with development is granted; and

''(B) is responsive to requirements for capabilities at the operational and tactical levels of warfare.''.

(2) CLERICAL AMENDMENT.—The item relating to that section in the table of sections at the beginning of chapter 135 of such title is amended to read as follows:

''2273a. Operationally Responsive Space Program Office.''.

(b) PLAN FOR OPERATIONALLY RESPONSIVE SPACE.—

(1) PLAN REQUIRED.—Not later than 180 days after the date of the enactment of this Act, the Secretary of Defense shall submit to the congressional defense committees a report setting forth a plan for the acquisition by the Department of Defense of capabilities for operationally responsive space to support the warfighter.

(2) ELEMENTS.—The plan required by paragraph (1) shall include the following:

(A) An identification of the capabilities required by the Department to fulfill the mission of the Department with respect to operationally responsive space.

(B) An identification of the roles and missions of each military department, Defense Agency, and other component or element of the Department of Defense for the fulfillment of the mission of the Department with respect to operationally responsive space.

(C) A description of the chain of command and reporting structure of the Operationally Responsive Space Program Office established under section 2273a of title 10, United States Code, as amended by subsection (a).

(D) A description of the classification of information required for that Office in order to ensure that the Office carries out its responsibilities in a proper and efficient manner.

(E) A description of the acquisition policies and procedures applicable to that Office, including a description of any legislative or administrative action necessary to provide the Office additional acquisition authority to carry out its responsibilities.

(F) A complete schedule for the implementation of the plan.

(G) The funding required to implement the plan over the course of the future-years defense program under section 221 of title 10, United States Code, in effect as of the submission of the plan.

(3) DEFINITION.—In this subsection, the term ''operationally responsive space'' means the development and launch of space assets upon demand in a low-cost manner.

Subtitle C—Chemical Demilitarization Program

SEC. 921. TRANSFER TO SECRETARY OF THE ARMY OF RESPONSIBILITY FOR ASSEMBLED CHEMICAL WEAPONS ALTERNATIVES PROGRAM.

Effective January 1, 2007, the text of section 142 of the Strom Thurmond National Defense Authorization Act for Fiscal Year 1999 (Public Law 105–261; 50 U.S.C. 1521 note) is amended to read as follows:

''(a) PROGRAM MANAGEMENT.—(1) The program manager for the Assembled Chemical Weapons Alternatives program shall report to the Secretary of the Army.

''(2) The Secretary of the Army shall provide for that program to be managed as part of the management organization within the Department of the Army specified in section 1412(e) of Public Law 99–145 (50 U.S.C. 1521(e)).

''(b) CONTINUED IMPLEMENTATION OF PREVIOUSLY SELECTED ALTERNATIVE TECHNOLOGIES.—(1) In carrying out the destruction of lethal chemical munitions at Pueblo Chemical Depot, Colorado, the Secretary of the Army shall continue to implement fully the alternative technology for such destruction at that depot selected by the Under Secretary of Defense for Acquisition, Technology, and Logistics on July 16, 2002.

''(2) In carrying out the destruction of lethal chemical munitions at Blue Grass Army Depot, Kentucky, the Secretary of the Army shall continue to implement fully the alternative technology for such destruction at that depot selected by the Under Secretary of Defense for Acquisition, Technology, and Logistics on February 3, 2003.''.

SEC. 922. COMPTROLLER GENERAL REVIEW OF COST-BENEFIT ANALYSIS OF OFF-SITE VERSUS ON-SITE TREATMENT AND DISPOSAL OF HYDROLYSATE DERIVED FROM NEUTRALIZATION OF VX NERVE GAS AT NEWPORT CHEMICAL DEPOT, INDIANA.

(a) REVIEW REQUIRED.—Not later than December 1, 2006, the Comptroller General shall submit to Congress a report containing a review of the cost-benefit analysis prepared by the Secretary of the Army entitled ''Cost-Benefit Analysis of Off-Site Versus On-Site Treatment and Disposal of Newport Caustic Hydrolysate'' and dated April 24, 2006.

(b) CONTENT OF REVIEW.—In conducting the review under subsection (a), the Comptroller General shall consider and assess at a minimum the following matters:

(1) The adequacy of the rationale contained in the cost-benefit analysis referred to in subsection (a) in dismissing five of the eight technologies for hydrolysate treatment

directed for consideration on page 116 of the the Report of the Committee on Armed Services of the House of Representatives on H.R. 1815 (House Report 109–89).

(2) The rationale for the failure of the Secretary of the Army to consider other technical solutions, such as constructing a wastewater disposal system at the Newport Chemical Depot.

(3) The adequacy of the cost-benefit analysis presented for the three technologies considered.

(c) DELAY PENDING REPORT.—The Secretary of the Army shall not proceed with any action to transport or relocate neutralized bulk nerve agent (other than those small quantities necessary for laboratory evaluation of the disposal process) from the Newport Chemical Depot until—

(1) the report required by subsection (a) is submitted; and

(2) a period of 60 days expires after the submission of the report.

SEC. 923. SENSE OF CONGRESS REGARDING THE SAFE AND EXPEDITIOUS DISPOSAL OF CHEMICAL WEAPONS.

(a) FINDINGS.—Congress makes the following findings:

(1) The disposal of chemical weapons needs to be accomplished as safely and expeditiously as possible.

(2) It is apparent, however, that any disposal method for chemical weapons that involves the transportation of chemical munitions or processed chemical munitions is difficult to implement

(b) SENSE OF CONGRESS.—In light of these findings, it is the sense of Congress that, when chemical munitions or processed chemical munitions are proposed for treatment or disposal at a location remote from the location where the munitions are stored—

(1) the method of actually selecting the disposal location should be free from political interference; and

(2) a process like that used for selecting and approving military installations for closure or realignment should be considered.

Subtitle D—Intelligence-Related Matters

SEC. 931. REPEAL OF TERMINATION OF AUTHORITY OF SECRETARY OF DEFENSE TO ENGAGE IN COMMERCIAL ACTIVITIES AS SECURITY FOR INTELLIGENCE COLLECTION ACTIVITIES ABROAD.

Section 431(a) of title 10, United States Code, is amended by striking the last sentence.

TITLE X—GENERAL PROVISIONS

Subtitle A—Financial Matters

Sec. 1001. General transfer authority.
Sec. 1002. Authorization of supplemental appropriations for fiscal year 2006.
Sec. 1003. Increase in fiscal year 2006 general transfer authority.
Sec. 1004. United States contribution to NATO common-funded budgets in fiscal year 2007.
Sec. 1005. Report on budgeting for fluctuations in fuel cost rates.
Sec. 1006. Reduction in authorizations due to savings resulting from lower-than-expected inflation.

Subtitle B—Policy Relating to Vessels and Shipyards

Sec. 1011. Transfer of naval vessels to foreign nations based upon vessel class.
Sec. 1012. Overhaul, repair, and maintenance of vessels in foreign shipyards.
Sec. 1013. Report on options for future lease arrangement for Guam Shipyard.
Sec. 1014. Shipbuilding Industrial Base Improvement Program.
Sec. 1015. Transfer of operational control of certain patrol coastal ships to Coast Guard.
Sec. 1016. Limitation on leasing of foreign-built vessels.
Sec. 1017. Overhaul, repair, and maintenance of vessels carrying Department of Defense cargo.
Sec. 1018. Riding gang member documentation requirement.

Subtitle C—Counter-Drug Activities

Sec. 1021. Restatement in title 10, United States Code, and revision of Department of Defense authority to provide support for counter-drug activities of Federal, State, local, and foreign law enforcement agencies.
Sec. 1022. Restatement in title 10, United States Code, and revision of Department of Defense authority to provide support for counter-drug activities of certain foreign governments.
Sec. 1023. Extension of authority to support unified counterdrug and counterterrorism campaign in Colombia.
Sec. 1024. Continuation of reporting requirement regarding Department of Defense expenditures to support foreign counter-drug activities.
Sec. 1025. Report on interagency counter-narcotics plan for Afghanistan and South and Central Asian regions.
Sec. 1026. Assignment of members of the Armed Forces to assist Bureau of Customs and Border Protection and United States Immigration and Customs Enforcement.

Subtitle D—Other Matters

Sec. 1031. Revision to authorities relating to Commission on the implementation of the New Strategic Posture of the United States.
Sec. 1032. Enhancement to authority to pay rewards for assistance in combating terrorism.
Sec. 1033. Report on assessment process of Chairman of the Joint Chiefs of Staff relating to Global War on Terrorism.
Sec. 1034. Presidential report on improving interagency support for United States 21st century national security missions.
Sec. 1035. Quarterly reports on implementation of 2006 Quadrennial Defense Review Report.
Sec. 1036. Increased hunting and fishing opportunities for members of the Armed Forces, retired members, and disabled veterans.
Sec. 1037. Technical and clerical amendments.
Sec. 1038. Database of emergency response capabilities.
Sec. 1039. Information on certain criminal investigations and prosecutions.
Sec. 1040. Date for final report of EMP Commission.
Sec. 1041. Authorization to expire clearances revoked.
Sec. 1042. Report on Department of Defense response to threat posed by improvised explosive devices.
Sec. 1043. Determination of Department of Defense intratheater and intertheater airlift and sealift mobility requirements.
Sec. 1044. Department of Defense operational plans for Armed Forces support for civil authorities.
Sec. 1045. Requirement that all military wheeled vehicles used in Iraq and Afghanistan outside of military compounds be equipped with effective improvised explosive device (IED) jammers.

Subtitle A—Financial Matters

SEC. 1001. GENERAL TRANSFER AUTHORITY.

(a) AUTHORITY TO TRANSFER AUTHORIZATIONS.—

(1) AUTHORITY.—Upon determination by the Secretary of Defense that such action is necessary in the national interest, the Secretary may transfer amounts of authorizations made available to the Department of Defense in this division for fiscal year 2007 between any such authorizations for that fiscal year (or any subdivisions thereof). Amounts of authorizations so transferred shall be merged with and be available for the same purposes as the authorization to which transferred.

(2) LIMITATION.—The total amount of authorizations that the Secretary may transfer under the authority of this section may not exceed $3,750,000,000.

(b) LIMITATIONS.—The authority provided by this section to transfer authorizations—

(1) may only be used to provide authority for items that have a higher priority than the items from which authority is transferred; and

(2) may not be used to provide authority for an item that has been denied authorization by Congress.

(c) EFFECT ON AUTHORIZATION AMOUNTS.—A transfer made from one account to another under the authority of this section shall be deemed to increase the amount authorized for the account to which the amount is transferred by an amount equal to the amount transferred.

(d) NOTICE TO CONGRESS.—The Secretary shall promptly notify Congress of each transfer made under subsection (a).

SEC. 1002. AUTHORIZATION OF SUPPLEMENTAL APPROPRIATIONS FOR FISCAL YEAR 2006.

Amounts authorized to be appropriated to the Department of Defense and the Department of Energy for fiscal year 2006 in the National Defense Authorization Act for Fiscal Year 2006 (Public Law 109–163) are hereby adjusted, with respect to any such authorized amount, by the amount by which appropriations pursuant to such authorization are increased by a supplemental appropriation or decreased by a rescission, or both, or are increased by a transfer of funds, pursuant to an emergency supplemental appropriations Act for 2006.

SEC. 1003. INCREASE IN FISCAL YEAR 2006 GENERAL TRANSFER AUTHORITY.

Section 1001(a)(2) of the National Defense Authorization Act for Fiscal Year 2006 (Public Law 109–163; 119 Stat. 3418) is amended by striking ''$3,500,000,000'' and inserting ''$3,750,000,000''.

SEC. 1004. UNITED STATES CONTRIBUTION TO NATO COMMON-FUNDED BUDGETS IN FISCAL YEAR 2007.

(a) FISCAL YEAR 2007 LIMITATION.—The total amount contributed by the Secretary of Defense in fiscal year 2007 for the common-funded budgets of NATO may be any amount up to, but not in excess of, the amount specified in subsection (b) (rather than the maximum amount that would otherwise be applicable to those contributions under the fiscal year 1998 baseline limitation).

(b) TOTAL AMOUNT.—The amount of the limitation applicable under subsection (a) is the sum of the following:

(1) The amounts of unexpended balances, as of the end of fiscal year 2006, of funds appropriated for fiscal years before fiscal year 2007 for payments for those budgets.

(2) The amount specified in subsection (c)(1).

(3) The amount specified in subsection (c)(2).

(4) The total amount of the contributions authorized to be made under section 2501.

(c) AUTHORIZED AMOUNTS.—Amounts authorized to be appropriated by titles II and III of this Act are available for contributions for the common-funded budgets of NATO as follows:

(1) Of the amount provided in section 201(1), $797,000 for the Civil Budget.

(2) Of the amount provided in section 301(1), $310,277,000 for the Military Budget.

(d) DEFINITIONS.—For purposes of this section:

(1) COMMON-FUNDED BUDGETS OF NATO.—The term ''common-funded budgets of NATO'' means the Military Budget, the Security Investment Program, and the Civil Budget of the North Atlantic Treaty Organization (and any successor or additional account or program of NATO).

(2) FISCAL YEAR 1998 BASELINE LIMITATION.—The term ''fiscal year 1998 baseline limitation'' means the maximum annual amount of Department of Defense contributions for common-funded budgets of NATO that is set forth as the annual limitation in section 3(2)(C)(ii) of the resolution of the Senate giving the advice and consent of the Senate to the ratification of the Protocols to the North Atlantic Treaty of 1949 on the Accession of Poland, Hungary, and the Czech Republic (as defined in section 4(7) of that resolution), approved by the Senate on April 30, 1998.

SEC. 1005. REPORT ON BUDGETING FOR FLUCTUATIONS IN FUEL COST RATES.

(a) SECRETARY OF DEFENSE REPORT.—

(1) REPORT ON BUDGETING FOR FUEL COST FLUCTUATIONS.—Not later than January 15, 2007, the Secretary of Defense shall submit to the Committee on Armed Services of the Senate and the Committee on Armed Services of the House of Representatives a report on the fuel rate and cost projection used in the annual Department of Defense budget presentation.

(2) MATTERS TO BE INCLUDED.—In the report under paragraph (1), the Secretary shall—

(A) identify alternative approaches for selecting fuel rates that would produce more realistic estimates of amounts required to be appropriated or otherwise made available for the Department of Defense to accommodate fuel rate fluctuations;

(B) discuss the advantages and disadvantages of each approach identified pursuant to subparagraph (A); and

(C) identify the Secretary's preferred approach among the alternative identified pursuant to subparagraph (A) and provide the Secretary's rationale for preferring that approach.

(3) IDENTIFICATION OF ALTERNATIVE APPROACHES.—In identifying alternative approaches pursuant to paragraph (2)(A), the Secretary shall examine—

(A) approaches used by other Federal departments and agencies; and

(B) the feasibility of using private economic forecasting.

(b) COMPTROLLER GENERAL REVIEW AND REPORT.—The Comptroller General shall review the report under subsection (a), including the basis for the Secretary's conclusions stated in the report, and shall submit, not later than March 15, 2007, to the Committee on Armed Services of the Senate and the Committee on Armed Services of the House of Representatives a report containing the results of that review.

SEC. 1006. REDUCTION IN AUTHORIZATIONS DUE TO SAVINGS RESULTING FROM LOWER-THAN-EXPECTED INFLATION.

(a) REDUCTION.—The total amount authorized to be appropriated by titles I, II, and III is the amount equal to the sum of the separate amounts authorized to be appropriated by those titles reduced by $1,583,000,000.

(b) SOURCE OF SAVINGS.—Reduction required in order to comply with subsection (a) shall be derived from savings resulting from lower-than-expected inflation.

(c) ALLOCATION OF REDUCTION.—The Secretary of Defense shall allocate the reduction required by subsection (a) among the amounts authorized to be appropriated for accounts in title I, II, and III to reflect the extent to which net savings from lower-than-expected inflation are allocable to amounts authorized to be appropriated to those accounts.

Subtitle B—Policy Relating to Vessels and Shipyards

SEC. 1011. TRANSFER OF NAVAL VESSELS TO FOREIGN NATIONS BASED UPON VESSEL CLASS.

Section 7307(a) of title 10, United States Code, is amended—

(1) by striking ''disposition of that vessel is approved'' and inserting ''disposal of that vessel, or of a vessel of the class of that vessel, is authorized''; and

(2) by adding at the end the following new sentences: ''In the case of an authorization by law for the disposal of such a vessel that names a specific vessel as being authorized for such disposal, the Secretary of Defense may substitute another vessel of the same class, if the vessel substituted has virtually identical capabilites as the named vessel. In the case of an authorization by law for the disposal of vessels of a specified class, the Secretary may dispose of vessels of that class pursuant to that authorization only in the number of such vessels specified in that law as being authorized for disposal.''.

SEC. 1012. OVERHAUL, REPAIR, AND MAINTENANCE OF VESSELS IN FOREIGN SHIPYARDS.

(a) IN GENERAL.—Section 7310 of title 10, United States Code, is amended to read as follows:

''§ 7310. Overhaul, repair, etc. of vessels in foreign shipyards

''(a) IN GENERAL.—A vessel covered by this section the homeport of which is in the United States may not be overhauled, repaired, or maintained in a shipyard outside the United States, other than in the case of emergency voyage repairs.

''(b) COVERED VESSELS.—(1) Vessels covered by this section are the following:

''(A) Any naval vessel.

''(B) Any other vessel under the jurisdiction of the Secretary of the Navy, including any vessel under the jurisdiction of the Military Sealift Command that is owned or chartered by the United States.

''(2)(A) Notwithstanding paragraph (1), a naval vessel or other vessel certified by the Secretary of the Navy that is deployed conducting special mission operations is not subject to this section.

''(B) The Secretary of the Navy shall submit to the congressional defense committees each year a written certification of those vessels that are excluded from this section. The certification shall be submitted each year with the annual submission of the Navy budget justification materials.

''(c) CERTAIN VESSELS TO BE CONSIDERED TO BE HOMEPORTED IN UNITED STATES.—In the case of a vessel that does not have a designated homeport, the vessel shall be considered to have a homeport in the United States for the purposes of this section if any of the following applies to the vessel during the preceding 12-month period:

''(1) The vessel has operated within 1,400 nautical miles of the United States.

''(2) The vessel has returned to the United States more than two times.

''(3) The vessel has made a port call or return to the United States that exceeded seven days.

''(d) VESSEL CHANGING HOMEPORTS.—(1) In the case of a vessel covered by this section the homeport of which is not in the United States, the Secretary of the Navy may not during the 15-month period preceding the planned reassignment of the vessel to a homeport in the United States begin any work for the overhaul, repair, or maintenance of the vessel that is scheduled to be for a period of more than six months

''(2) In the case of a vessel covered by this section the homeport of which is in the United States, the Secretary of the Navy shall—

''(A) not less than 60 days before designating a homeport for that vessel at a location outside the United States, submit to Congress notification in writing of the intent to designate a homeport for that vessel outside the United States, together with the reasons for that designation; and

''(B) during the 15-month period preceding the planned reassignment of the vessel to a homeport not in the United States, perform in the United States any work for the overhaul, repair, or maintenance of the vessel that is scheduled—

''(i) to begin during the 15-month period; and

''(ii) to be for a period of more than six months.

''(e) DEFINITIONS.—In this section:

''(1)(A) The term 'emergency voyage repair' means the following:

''(i) Repairs on mission-essential or safety-essential items that are needed for a vessel to deploy, to continue on a deployment, or to comply with regulatory requirements.

''(ii) Standard maintenance, but only to the extent that such maintenance is absolutely necessary to ensure machinery and equipment operational reliability or to comply with regulatory requirements.

''(iii) Repair or maintenance that is not executed with a contract request for proposal.

''(B) Such term does not include corrective maintenance actions that may be deferred until the next scheduled regular overhaul and dry docking availability at a shipyard in the Unites States without degrading operational readiness, habitability standards, or personnel safety or adversely affecting regulatory compliance.

''(2) The term 'United States', when used in a geographic sense, includes the Commonwealth of Puerto Rico, the Commonwealth of the Northern Mariana Islands, Guam, and the Virgin Islands.''.

(b) EFFECTIVE DATE.—Subsection (c) of section 7310 of title 10, United States Code, as amended by subsection (a), shall take effect on October 1, 2006, or the date of the enactment of this Act, whichever is later, and shall apply only with respect to events specified in paragraphs (1), (2), and (3) of that subsection occurring on or after that effective date.

(c) LIMITATION ON APPLICATION TO VESSEL OPERATING UNDER EXISTING CHARTER.—This section does not affect the application of section 7310 of title 10, United States Code, to a vessel operating under a charter to the United States in effect on the date of the enactment of this Act, unless such charter is terminated or renewed after such date of enactment.

SEC. 1013. REPORT ON OPTIONS FOR FUTURE LEASE ARRANGEMENT FOR GUAM SHIPYARD.

(a) REPORT REQUIRED.—Not later than December 15, 2006, the Secretary of the Navy

shall submit to the Committee on Armed Services of the Senate and the Committee on Armed Service of the House of Representatives a report describing the options available with respect to the Guam Shipyard in Santa Rita, Guam.

(b) CONTENTS OF REPORT.—The report required under subsection (a) shall include the following:

(1) An evaluation of the performance of the entities that, as of the date of the enactment of this Act, are the lessee and operators of the Guam Shipyard under the terms of the lease in effect on the date of the enactment of this Act.

(2) An evaluation of each of the following options with respect to the Guam Shipyard lease:

(A) Terminating the remaining term of the lease and issuing a new 25 year lease with the same entity.

(B) Terminating the remaining term of the lease with respect to the approximately 73 acres within the Guam Shipyard that are required for mission requirements and leaving the remaining term of the lease in effect with respect to the approximately 27 acres within the Facility that are not required for mission requirements.

(C) Terminating the remaining term of the lease and negotiating a new use arrangement with a different lessee or operator. The new use arrangement options shall include:

(i) Government-owned and government-operated facility.

(ii) Government-owned and contractor-operated facility.

(iii) Government-leased property for contractor-owned and contractor-operated facility.

(c) OPTIONS FOR NEW USE ARRANGEMENTS.—In evaluating the options under subsection (b)(2)(C), the Secretary of the Navy shall include an evaluation of each of the following:

(1) The anticipated future military vessel repair and workload on Guam in relation to the 2006 Quadrennial Defense Review, issued on February 6, 2006, pursuant to section 118 of title 10, United States Code.

(2) The anticipated military vessel repair and workload attributable to vessels comprising the Maritime Prepositioning Ship Squadron Three.

(3) The anticipated military vessel repair and workload due to a change in section 7310 of title 10, United States Code, that would designate Guam as a United States homeport facility.

(4) The expected workload if the submarine tender the U.S.S. Frank Cable (AS–40) is decommissioned.

(5) The estimated reacquisition costs of transferred Government property.

(6) Costs to improve floating dry dock mooring certification and required nuclear certification for the floating dry dock designated as AFDB–8 to conduct the following maintenance:

(A) Dry-docking selected restricted availabilities and mid-term availability for attack submarines.

(B) Dry-docking phased maintenance availabilities for amphibious vessels, including to amphibious assault ships, dock landing ships, and amphibious transport dock ships.

(C) Dry-docking phased maintenance availabilities for surface combatants, including cruisers, destroyers, and frigates.

(7) Commercial opportunities for development to expand commercial ship repair and general industrial services, given anti-terrorism force protection requirements at the current facility.

(8) Estimates from three contractors for the maintenance and repair costs associated with executing a multiship, multioption contract that would generate a minimum 60,000 manday commitment for the Department of the Navy and Military Sealift Command vessels.

(9) A projection of the maintenance and repair costs associated with executing a minimum 60,000 mandays for the Department of the Navy and Military Sealift Command vessels as a Government-owned and Government-operated Navy ship repair facility.

(d) INPUT FROM CONTRACTORS.—In evaluating the options under clauses (ii) and (iii) of subsection (b)(2)(C) for the purposes of paragraphs (1), (2), and (3) of subsection (c), the Secretary of the Navy shall seek input from at least three contractors on the viability of operations based on the projected workload fiscal years 2008 through 2013.

(e) RECOMMENDATIONS.—The Secretary of the Navy shall include in the report the following:

(1) The recommendations of the Secretary with respect to continuation of the existing Guam Shipyard lease based on evaluations conducted pursuant to subsection (b)(1).

(2) The option under subsection (b)(2) that the Secretary recommends for fiscal year 2008.

(f) GAO REPORT.—Not later than March 1, 2007, the Comptroller General shall submit to the Committee on Armed Services of the Senate and the Committee on Armed Service of the House of Representatives a report evaluating the report submitted by the Secretary of the Navy under subsection (a). The report shall include the option under subsection (b)(2) that the Secretary recommends for fiscal year 2008.

(g) SUPPORT FOR NATIONAL STRATEGIC OBJECTIVES.—For fiscal year 2007, the Secretary of the Navy, under the authority of section 2304(c)(3) of title 10, United States Code, and section 6.302–3(a)(2)(i) of the Federal Acquisition Regulation, shall award contracts to the Guam Shipyard in amounts equal to the average amount of the mandays contracts awarded to the Guam Shipyard for fiscal years 1998 through 2006 for the purpose of maintaining the industrial base in case of a national emergency or to achieve industrial mobilization.

SEC. 1014. SHIPBUILDING INDUSTRIAL BASE IMPROVEMENT PROGRAM.

(a) PROGRAM FOR UNITED STATES PRIVATE SHIPYARDS.—The Secretary of the Navy shall establish a program, to be known as the Shipbuilding Industrial Base Improvement Program, under which the Secretary—

(1) shall make grants to qualified applicants to facilitate the development of innovative design and production technologies and processes for naval vessel construction and the development of modernized shipbuilding infrastructure; and

(2) shall provide loan guarantees for qualifying shipyards to facilitate the acquisition by such shipyards of technologies, processes, and infrastructure to improve their productivity and cost effectiveness.

(b) PURPOSES OF PROGRAM.—The purposes of the program established under subsection (a) are—

(1) to improve the efficiency and cost-effectiveness of the construction of naval vessels for the United States;

(2) to enhance the quality of naval vessel construction; and

(3) to promote the international competitiveness of United States shipyards for the construction of commercial ships and naval ships intended for sale to foreign governments.

(c) SELECTION OF GRANT RECIPIENTS.—

(1) APPLICATION FOR DEVELOPMENT FUNDING.—An entity requesting a grant under subsection (a)(1) to develop new design or production technologies or processes for naval vessels or to improve shipbuilding infrastructure shall submit to the Secretary of the Navy an application that describes the proposal of the entity and provides evidence of its capability to develop one or more of the following:

(A) Numerically controlled machine tools, robots, automated process control equipment, computerized flexible manufacturing systems, associated computer software, and other technology designed to improve shipbuilding and related industrial productivity.

(B) Novel techniques and processes designed to improve shipbuilding quality, productivity, and practice on a broad and sustained basis, including in such areas as engineering design, quality assurance, concurrent engineering, continuous process production technology, employee skills enhancement, and management of customers and suppliers.

(C) Technology, techniques, and processes appropriate to enhancing the productivity of shipyard infrastructure.

(2) SELECTION .—From applications submitted under paragraph (1), the Secretary of the Navy shall select entities to receive funds under subsection (a)(1) based on their ability to research and develop innovative technologies, processes, and infrastructure to alleviate areas of shipyard construction inefficiencies as determined through the assessment described in subsection (f).

(d) MATCHING REQUIREMENT FOR GRANTS.—

(1) FEDERAL FUNDING.—Except as provided in paragraph (2), Federal funds from a grant under subsection (a)(1) for any purpose shall not exceed 75 percent of the total cost.

(2) EXCEPTIONS.—

(A) SMALL PROJECTS.—Paragraph (1) shall not apply to grants under this section for stand-alone projects costing not more than $25,000. The amount under this subparagraph shall be indexed to the consumer price index and modified each fiscal year after the annual publication of the consumer price index.

(B) REDUCTION IN MATCHING REQUIREMENT.—If the Secretary of the Navy determines that a proposed project merits support and cannot be undertaken without a higher percentage of Federal financial assistance, the Secretary may award a grant for such project with a lesser matching requirement than is described in paragraph (1).

(e) LOAN GUARANTEES FOR SHIPYARD USE OF DEVELOPED TECHNOLOGIES, PROCESSES, AND INFRASTRUCTURE.—

(1) IN GENERAL.—Upon making a determination that a technology, a process, or an infrastructure improvement (whether developed using a grant under subsection (a)(1), through the National Shipbuilding Research Program, or otherwise) will improve the productivity and cost-effectiveness of naval vessel construction, the Secretary of the Navy may provide a loan guarantee under subsection (a)(2) for a qualifying shipyard to facilitate the purchase by such shipyard of such technology, process, or infrastructure improvement.

(2) PAYMENT OF COST OF LOAN GUARANTEE.—The cost of a guarantee under this subsection shall be paid for with amounts made available in appropriations Acts.

(3) PERCENTAGE LIMITATION; TERM.—A loan guarantee under this subsection may apply—

(A) to up to 87.5 percent of the loan principal; and

(B) for a term of up to 30 years.

(4) AUTHORITIES, PROCEDURES, REQUIREMENTS, AND RESTRICTIONS.—The Secretary of the Navy, subject to the other provisions of this section—

(A) in implementing this section, may exercise authorities that are similar to the authorities available to the Secretary of

Transportation under title XI of the Merchant Marine Act, 1936 (46 App. U.S.C. 1271 et seq.), with respect to loan guarantees under that title; and

(B) may establish such additional requirements for loan guarantees under this section as the Secretary determines to be necessary to minimize the cost of such guarantees.

(5) LIMITATION ON TOTAL AMOUNT OF LOAN GUARANTEES.—The total amount of loans for which guarantees are provided under this subsection may not exceed $1,000,000,000.

(6) DEFINITIONS.—In this subsection:

(A) QUALIFYING SHIPYARD.—The term ''qualifying shipyard'', with respect to a loan guarantee under this section, means a shipyard that, over the three years preceding the year in which the loan guarantee is made, derived less than 40 percent of its revenue either directly or indirectly from United States Government contracts.

(B) COST.—The term ''cost'', with respect to a loan guarantee under this section, has the meaning given that term in section 502 of the Congressional Budget and Impoundment Control Act of 1974 (2 U.S.C. 661a), with cost for that purpose calculated assuming that the borrowing entity receives no revenue directly or indirectly from United States Government contracts.

(7) TERMINATION OF AUTHORITY.—The authority of the Secretary of the Navy to provide loan guarantees under this subsection expires at the close of September 30, 2011.

(f) ASSESSMENTS OF NAVAL VESSEL CONSTRUCTION INEFFICIENCIES.—

(1) PERIODIC ASSESSMENTS REQUIRED.—The Secretary of the Navy shall conduct, in the third quarter of each fiscal year or as often as necessary, an assessment of the following aspects of naval vessel construction to determine where and to what extent inefficiencies exist and to what extent innovative design and production technologies, processes, and infrastructure can be developed to alleviate such inefficiencies:

(A) Program design, engineering, and production engineering.

(B) Organization and operating systems.

(C) Steelwork production.

(D) Ship construction and outfitting.

(2) CONSIDERATION OF PRIOR ASSESSMENTS.—In making the assessments required by paragraph (1), the Secretary shall take into consideration the results of—

(A) the study of the cost effectiveness of the ship construction program of the Navy required by section 1014 of the Ronald W. Reagan National Defense Authorization Act for Fiscal Year 2005 (Public Law 108–375; 118 Stat. 2041); and

(B) the assessment of the United States naval shipbuilding industry required by section 254 of the National Defense Authorization Act for Fiscal Year 2006 (Public Law 109–163; 119 Stat. 3180).

(g) AVAILABILITY OF FUNDS.—

(1) AUTHORITY SUBJECT TO AVAILABILITY OF APPROPRIATIONS.—The authority of the Secretary of the Navy to make grants and provide loan guarantees under this section for any fiscal year is subject to the availability of appropriations for that purpose.

(2) FISCAL YEAR 2007.—Of the amount authorized to be appropriated pursuant to section 201(2) for research, development, test, and evaluation for the Navy for fiscal year 2007—

(A) $50,000,000 shall be available to the Secretary of the Navy only to make grants under this section; and

(B) $50,000,000 shall be available only for the cost (as defined in subsection (e)(6)(B)) of loan guarantees under this section.

(h) IDENTIFICATION IN BUDGET OF ANNUAL AMOUNT FOR SUPPORT OF NSRP ACTIVITIES.—Amounts in the budget of the President for any fiscal year for research, development, test, and evaluation for the Navy that are intended to be made available for the National Shipbuilding Research Program shall be separately identified and set forth in budget justification materials submitted to Congress for that fiscal year in support of that budget.

(i) DEFINITION OF SHIPYARD.—In this section, the term ''shipyard'' means a private shipyard located in the United States the business of which includes the construction, repair, and maintenance of United States naval vessels.

SEC. 1015. TRANSFER OF OPERATIONAL CONTROL OF CERTAIN PATROL COASTAL SHIPS TO COAST GUARD.

Not later than September 30, 2008, the Secretary of the Navy shall enter into an agreement with the Commandant of the Coast Guard for the transfer by the Secretary of the Navy to the Coast Guard of operational control of not less than five 179-foot Cyclone-class patrol coastal ships for a period extending at least through September 30, 2012.

SEC. 1016. LIMITATION ON LEASING OF FOREIGN-BUILT VESSELS.

(a) IN GENERAL.—(1) Chapter 141 of title 10, United States Code, is amended by inserting after section 2401a the following new section:

''§ 2401b. Limitation on lease of foreign-built vessels

''(a) LIMITATION.—The Secretary of a military department may not make a contract for a lease or charter of a vessel for a term of more than 24 months (including all options to renew or extend the contract) if the hull, or a component of the hull and superstructure of the vessel, is constructed in a foreign shipyard.

''(b) PRESIDENTIAL WAIVER FOR NATIONAL SECURITY INTEREST.—(1) The President may authorize exceptions to the limitation in subsection (a) when the President determines that it is in the national security interest of the United States to do so.

''(2) The President shall transmit notice to Congress of any such determination, and no contract may be made pursuant to the exception authorized until the end of the 30-day period beginning on the date on which the notice of the determination is received by Congress.''.

(2) The table of sections at the beginning of such chapter is amended by inserting after the item relating to section 2401a the following new item:

''2401b. Limitation on lease of foreign-built vessels.''.

(b) EFFECTIVE DATE.—Section 2401b of title 10, United States Code, as added by subsection (a), shall apply with respect to contracts entered into after the date of the enactment of this Act.

SEC. 1017. OVERHAUL, REPAIR, AND MAINTENANCE OF VESSELS CARRYING DEPARTMENT OF DEFENSE CARGO.

The Secretary of Defense may not award any contract for the carriage by vessel of cargo for the Department of Defense, unless the contract includes a requirement under which the contractor shall—

(1) ensure that all overhaul, repair, and maintenance performed on the vessel during the period of the contract is performed in a shipyard located in the United States; or

(2) report to the Secretary every fiscal year quarter all overhaul, repair, and maintenance performed on the vessel in a shipyard located outside the United States during the period covered by the report.

SEC. 1018. RIDING GANG MEMBER DOCUMENTATION REQUIREMENT.

(a) REQUIREMENT.—The Secretary of Defense may not award any charter of a vessel for the Department of Defense, or contract for the carriage of cargo by vessel for the Department of Defense, unless the charter or contract, respectively, requires that each riding gang member that performs any work on the vessel during the effective period of the charter or contract holds a merchant mariner's document issued under chapter 73 of title 46, United States Code.

(b) RIDING GANG MEMBER DEFINED.—In this section the term ''riding gang member'' means an individual who—

(1) does not perform—

(A) watchstanding, automated engine room duty watch, or personnel safety functions; or

(B) cargo handling functions, including any activity relating to the loading or unloading of cargo, the operation of cargo-related equipment (whether or not integral to the vessel), and the handling of mooring lines on the dock when the vessel is made fast or let go;

(2) does not serve as part of the crew complement required under section 8101 of title 46, United States Code;

(3) is not a member of the steward's department; and

(4) is not a citizen or temporary or permanent resident of a country designated by the United States as a sponsor of terrorism or any other country that the Secretary of Defense, in consultation with the Secretary of State and the heads of other appropriate United States agencies, determines to be a security threat to the United States.

(c) LIMITATIONS ON APPLICATION.—

(1) VESSEL OPERATING UNDER EXISTING CHARTER OR CONTRACT.—This section does not apply with respect to a vessel operating under a charter or contract in effect on the date of the enactment of this section, unless such charter or contract is renewed after such date of enactment.

(2) EXEMPTIONS BY SECRETARY OF DEFENSE.—

(A) IN GENERAL.—The Secretary of Defense may issue regulations that exempt a riding gang member from subsection (a) for the performance of specific technical work on original equipment of a vessel.

(B) BACKGROUND CHECK.—Such regulations shall include a requirement that a riding gang member must pass a background check before performing work under such an exemption.

Subtitle C—Counter-Drug Activities

SEC. 1021. RESTATEMENT IN TITLE 10, UNITED STATES CODE, AND REVISION OF DEPARTMENT OF DEFENSE AUTHORITY TO PROVIDE SUPPORT FOR COUNTER-DRUG ACTIVITIES OF FEDERAL, STATE, LOCAL, AND FOREIGN LAW ENFORCEMENT AGENCIES.

(a) RESTATEMENT AND REVISION OF AUTHORITY.—Chapter 18 of title 10, United States Code, is amended by adding at the end a new section 383 consisting of—

(1) a heading as follows:

''§ 383. Support for counter-drug activities: Federal, State, local, and foreign law enforcement agencies''; and

(2) a text consisting of the text of section 1004 of the National Defense Authorization Act for Fiscal Year 1991 (Public Law 101–510; 10 U.S.C. 374 note), revised as follows:

(A) In subsection (a), by replacing ''During fiscal years 2002 through 2006, the'' with ''The''.

(B) In subsection (e), by replacing ''section 376 of title 10, United States Code,'' with ''section 376 of this title,''.

(C) In subsection (f), by deleting the parenthetical phrase beginning ''(including training'' and ending ''1564))''.

(D) In subsection (g)—

(i) in paragraph (1), by replacing ''chapter 18, United States Code'' with ''this chapter''; and

(ii) in paragraph (2), by replacing ''title 10, United States Code'' with ''this title''.

(b) CLERICAL AMENDMENT.—The table of sections at the beginning of such chapter is amended by adding at the end the following new item:

''383. Support for counter-drug activities: Federal, State, local, and foreign law enforcement agencies.''.

(c) REPEAL OF FISCAL YEAR 1991 AUTHORITY.—Section 1004 of the National Defense Authorization Act for Fiscal Year 1991 (Public Law 101–510; 10 U.S.C. 374 note) is repealed.

SEC. 1022. RESTATEMENT IN TITLE 10, UNITED STATES CODE, AND REVISION OF DEPARTMENT OF DEFENSE AUTHORITY TO PROVIDE SUPPORT FOR COUNTER-DRUG ACTIVITIES OF CERTAIN FOREIGN GOVERNMENTS.

(a) RESTATEMENT AND REVISION OF AUTHORITY.—Chapter 18 of title 10, United States Code, is amended by inserting after section 383, as added by section 1021, a new section 384 consisting of—

(1) a heading as follows:

''§ 384. Support for counter-drug activities: foreign governments''; and

(2) a text consisting of the text of section 1033 of the National Defense Authorization Act for Fiscal Year 1998 (Public Law 105–85; 111 Stat. 1881), revised as follows:

(A) In subsection (a)(2)—

(i) by deleting the first sentence; and

(ii) by replacing ''the governments'' with ''those governments''.

(B) In subsection (b), by adding at the end the following new paragraphs:

''(10) The Government of Azerbaijan.

''(11) The Government of Kazakhstan.

''(12) The Government of Kyrgyzstan.

''(13) The Government of Guatemala.

''(14) The Government of Belize.

''(15) The Government of Panama.''.

(C) In subsection (c), by replacing paragraphs (1), (2), and (3) with the following new paragraphs:

''(1) The transfer of nonlethal protective and utility personnel equipment.

''(2) The transfer of the following nonlethal specialized equipment:

''(A) Navigation equipment.

''(B) Secure and nonsecure communications equipment.

''(C) Photo equipment.

''(D) Radar equipment.

''(E) Night vision systems.

''(3) The transfer of nonlethal components, accessories, attachments, parts (including ground support equipment), firmware, and software and repair equipment related to the equipment specified in paragraph (2).

''(4) The transfer of patrol boats, vehicles, and aircraft and detection, interception, monitoring and testing equipment.

''(5) The maintenance and repair or upgrade of equipment of the government that is used for counter-drug activities.

''(6) For fiscal years 2007 and 2008, for the Government of Afghanistan only, individual and crew-served weapons of 50 caliber or less and ammunition for such weapons for counter-narcotics security forces.''.

(D) In subsection (d), by replacing ''the provisions of section 1004 of the National Defense Authorization Act for Fiscal Year 1991 (Public Law 101–510; 10 U.S.C. 374 note)'' with ''section 383 of this title''.

(E) By replacing subsection (e) with the following new subsection (e):

''(e) LIMITATION ON OBLIGATIONS.—Amounts made available to carry out this section shall remain available until expended, except that the total amount obligated and expended under this section may not exceed $40,000,000 during fiscal year 2006 or $60,000,000 during fiscal year 2007 or fiscal year 2008.''.

(F) In subsection (f), by replacing paragraphs (3) and (4) with the following new paragraph:

''(3) For purposes of this subsection and subsection (h), the term 'congressional committees' means the following:

''(A) The Committee on Armed Services, the Committee on Appropriations, and the Committee on Foreign Relations of the Senate.

''(B) The Committee on Armed Services, the Committee on Appropriations, and the Committee on International Relations of the House of Representatives.''.

(G) In subsection (g)(1), by replacing ''United States Armed Forces'' with ''armed forces''.

(H) In subsection (h)—

(i) in the first sentence, by replacing ''prepare for fiscal year 2004 (and revise as necessary for subsequent fiscal years) a counter-drug plan'' with ''submit to the congressional committees not later than December 31 of each fiscal year a counter-drug plan for the next fiscal year''; and

(ii) by adding at the end the following new paragraph:.

''(10) A copy of the certification required by subsection (f)(1) with respect to the government.''.

(b) CLERICAL AMENDMENT.—The table of sections at the beginning of such chapter is amended by inserting after the item relating to section 383, as added by section 1021, the following new item:

''384. Support for counter-drug activities: foreign governments.''.

(c) REPEAL OF FISCAL YEAR 1998 AUTHORITY.—Section 1033 of the National Defense Authorization Act for Fiscal Year 1998 (Public Law 105–85; 111 Stat. 1881) is repealed.

SEC. 1023. EXTENSION OF AUTHORITY TO SUPPORT UNIFIED COUNTERDRUG AND COUNTERTERRORISM CAMPAIGN IN COLOMBIA.

Section 1021 of the Ronald W. Reagan National Defense Authorization Act for Fiscal Year 2005 (Public Law 108–375; 118 Stat. 2042) is amended—

(1) in subsection (a)(1), by striking ''and 2006'' and inserting ''through 2008''; and

(2) in subsection (c), by striking ''and 2006'' and inserting ''through 2008''.

SEC. 1024. CONTINUATION OF REPORTING REQUIREMENT REGARDING DEPARTMENT OF DEFENSE EXPENDITURES TO SUPPORT FOREIGN COUNTER-DRUG ACTIVITIES.

(a) ADDITIONAL REPORT REQUIRED.—Section 1022 of the Floyd D. Spence National Defense Authorization Act for Fiscal Year 2001 (as enacted into law by Public Law 106–398; 114 Stat. 1654A–255), as amended by section 1022 of the National Defense Authorization Act for Fiscal Year 2002 (Public Law 107–107; 115 Stat. 1215) and section 1021 of the National Defense Authorization Act for Fiscal Year 2006 (Public Law 109–163; 119 Stat. 3426), is further amended by inserting ''and February 15, 2007,'' after ''April 15, 2006,''.

(b) FORM OF REPORT AND ADDITIONAL INFORMATION REQUIRED.—Such section is further amended—

(1) in the first sentence, by inserting '', in both classified and unclassified form,'' after ''report''; and

(2) in paragraph (2), by inserting before the period at the end the following: ''and the amount of funds provided for each type of counter-drug activity assisted''.

SEC. 1025. REPORT ON INTERAGENCY COUNTER-NARCOTICS PLAN FOR AFGHANISTAN AND SOUTH AND CENTRAL ASIAN REGIONS.

(a) REPORT REQUIRED.—Not later than December 31, 2006, the Secretary of Defense shall submit to the congressional defense committees a report updating the interagency counter-narcotics implementation plan for Afghanistan and the South and Central Asian regions, including Turkmenistan, Uzbekistan, Tajikistan, Kyrgyzstan, Kazakhstan, Iran, Azerbaijan, Pakistan, India, and China, originally prepared pursuant to section 1033 of the National Defense Authorization Act for Fiscal Year 1998 (Public Law 105–85; 111 Stat. 1881).

(b) CONSULTATION.—The report under this section shall be prepared in consultation with the Secretary of State, the Administrator of the Agency for International Development, and the Director of the Drug Enforcement Administration.

(c) MATTERS TO BE INCLUDED.—The report shall include the following for each foreign government covered by the report:

(1) A consideration of what activities should be reallocated among the United States and the foreign government based on the capabilities of each department and agency involved.

(2) Any measures necessary to clarify the legal authority required to complete the mission and the measures necessary for the United States to successfully complete its counter-narcotics efforts in Afghanistan and the South and Central Asian regions.

(3) Current and proposed United States funding to support counter-narcotics activities of the foreign government.

SEC. 1026. ASSIGNMENT OF MEMBERS OF THE ARMED FORCES TO ASSIST BUREAU OF CUSTOMS AND BORDER PROTECTION AND UNITED STATES IMMIGRATION AND CUSTOMS ENFORCEMENT.

(a) ASSIGNMENT AUTHORITY OF SECRETARY OF DEFENSE.—Chapter 18 of title 10, United States Code, is amended by inserting after section 374 the following new section:

''§ 374a. Assignment of members to assist border patrol and control

''(a) ASSIGNMENT AUTHORIZED.—Upon submission of a request consistent with subsection (b), the Secretary of Defense may assign members of the Army, Navy, Air Force, and Marine Corps to assist the Bureau of Customs and Border Protection and the United States Immigration and Customs Enforcement of the Department of Homeland Security—

''(1) in preventing the entry of terrorists, drug traffickers, and illegal aliens into the United States; and

''(2) in the inspection of cargo, vehicles, and aircraft at points of entry into the United States to prevent the entry of weapons of mass destruction, components of weapons of mass destruction, prohibited narcotics or drugs, or other terrorist or drug trafficking items.

''(b) REQUEST FOR ASSIGNMENT.—The assignment of members under subsection (a) may occur only if—

''(1) the assignment is at the request of the Secretary of Homeland Security; and

''(2) the request is accompanied by a certification by the Secretary of Homeland Security that the assignment of members pursuant to the request is necessary to respond to a threat to national security posed by the entry into the United States of terrorists, drug traffickers, or illegal aliens.

''(c) TRAINING PROGRAM REQUIRED.—The Secretary of Homeland Security and the Secretary of Defense, shall establish a training program to ensure that members receive general instruction regarding issues affecting law enforcement in the border areas in which the members may perform duties under an assignment under subsection (a). A member may not be deployed at a border location pursuant to an assignment under subsection (a) until the member has successfully completed the training program.

''(d) CONDITIONS OF USE.—(1) Whenever a member who is assigned under subsection (a)

to assist the Bureau of Customs and Border Protection or the United States Immigration and Customs Enforcement is performing duties pursuant to the assignment, a civilian law enforcement officer from the agency concerned shall accompany the member.

''(2) Nothing in this section shall be construed to—

''(A) authorize a member assigned under subsection (a) to conduct a search, seizure, or other similar law enforcement activity or to make an arrest; and

''(B) supersede section 1385 of title 18 (popularly known as the 'Posse Comitatus Act').

''(e) ESTABLISHMENT OF ONGOING JOINT TASK FORCES.—(1) The Secretary of Homeland Security may establish ongoing joint task forces if the Secretary of Homeland Security determines that the joint task force, and the assignment of members to the joint task force, is necessary to respond to a threat to national security posed by the entry into the United States of terrorists, drug traffickers, or illegal aliens.

''(2) If established, the joint task force shall fully comply with the standards as set forth in this section.

''(f) NOTIFICATION REQUIREMENTS.—The Secretary of Homeland Security shall provide to the Governor of the State in which members are to be deployed pursuant to an assignment under subsection (a) and to local governments in the deployment area notification of the deployment of the members to assist the Department of Homeland Security under this section and the types of tasks to be performed by the members.

''(g) REIMBURSEMENT REQUIREMENT.—Section 377 of this title shall apply in the case of members assigned under subsection (a).''.

(b) COMMENCEMENT OF TRAINING PROGRAM.—The training program required by subsection (c) of section 374a of title 10, United States Code, shall be established as soon as practicable after the date of the enactment of this Act.

(c) CLERICAL AMENDMENT.—The table of sections at the beginning of such chapter is amended by inserting after the item relating to section 374 the following new item:

''374a. Assignment of members to assist border patrol and control''.

Subtitle D—Other Matters

SEC. 1031. REVISION TO AUTHORITIES RELATING TO COMMISSION ON THE IMPLEMENTATION OF THE NEW STRATEGIC POSTURE OF THE UNITED STATES.

Section 1051 of the National Defense Authorization Act for Fiscal Year 2006 (Public Law 109–163; 119 Stat. 3431) is amended—

(1) in subsections (b)(1)(E) and (b)(2)(B), by striking ''though 2008'' and inserting ''through 2025'';

(2) in subsection (c)(1), by striking ''Not later than June 30, 2007'' and inserting ''Not later than 18 months after the date of the Commission's first meeting''; and

(3) in subsection (f), by striking ''July 30, 2007'' and inserting ''60 days after the date of the submission of its report''.

SEC. 1032. ENHANCEMENT TO AUTHORITY TO PAY REWARDS FOR ASSISTANCE IN COMBATING TERRORISM.

(a) INCREASE IN DELEGATION LIMITATION.—Paragraph (2) of section 127b(c) of title 10, United States Code, is amended by striking ''$2,500'' and inserting ''$10,000''.

(b) EXPANSION OF SENIOR OFFICERS TO WHOM COMBATANT COMMANDER AUTHORITY MAY BE DELEGATED.—Such paragraph is further amended—

(1) by inserting after ''deputy commander'' the following: '', or to the commander of a command directly subordinate to that commander,''; and

(2) by adding at the end the following new sentence: ''Such a delegation may be made to the commander of a command directly subordinate to the commander of a combatant command only with the approval of the Secretary of Defense, the Deputy Secretary of Defense, or an Under Secretary of Defense designated by the Secretary.''.

SEC. 1033. REPORT ON ASSESSMENT PROCESS OF CHAIRMAN OF THE JOINT CHIEFS OF STAFF RELATING TO GLOBAL WAR ON TERRORISM.

Not later than March 1, 2007, the Secretary of Defense shall submit to the Committee on Armed Services of the Senate and the Committee on Armed Services of the House of Representatives a report on the findings of the semiannual assessment process relating to the Global War on Terrorism that is described in the annex to the National Military Strategic Plan for the War on Terrorism, issued by the Secretary of Defense on February 1, 2006, that is designated as the Implementation and Assessment Annex (Annex R).

SEC. 1034. PRESIDENTIAL REPORT ON IMPROVING INTERAGENCY SUPPORT FOR UNITED STATES 21ST CENTURY NATIONAL SECURITY MISSIONS.

(a) REPORT REQUIRED.—Not later than February 1, 2007, the President shall submit to Congress a report on building interagency capacity and enhancing the integration of civilian capabilities of the executive branch with the capabilities of the Armed Forces as required to achieve United States national security goals and objectives. To the maximum extent practicable, the report shall be unclassified, with a classified annex if necessary.

(b) REPORT ELEMENTS.—The report under subsection (a) shall include the following:

(1) An assessment of the capabilities required within the executive branch (other than the Armed Forces) to achieve the full spectrum of United States national security goals and objectives, to defend United States national security interests, and, in particular, to coordinate with the efforts of elements of the Armed Forces where deployed, including at least in the following areas:

(A) Organizations and organizational structure.

(B) Planning and assessment capabilities.

(C) Information sharing policies, practices, and systems.

(D) Leadership issues, including command and control of forces and personnel in the field.

(E) Personnel policies and systems, including recruiting, retention, training, education, promotion, awards, employment, deployment, and retirement.

(F) Acquisition authorities.

(2) The criteria and considerations used to evaluate progress in each of the areas specified in paragraph (1) towards building and integrating the interagency capacities required to achieve United States national security goals and objectives.

(3) Recommendations for specific legislative proposals that would improve interagency capacity and enhance the integration of civilian capabilities with the capabilities of deployed elements of the Armed Forces for each of the areas specified in paragraph (1).

SEC. 1035. QUARTERLY REPORTS ON IMPLEMENTATION OF 2006 QUADRENNIAL DEFENSE REVIEW REPORT.

(a) REPORTS REQUIRED.—Not later than 30 days after the end of each fiscal-year quarter, the Secretary of Defense shall submit to the Committee on Armed Services of the Senate and the Committee on Armed Services of the House of Representatives a report on the implementation of recommendations described in the Department of Defense 2006 Quadrennial Defense Review Report.

(b) CONTENTS OF REPORTS.—Each quarterly report under subsection (a) shall, at a minimum—

(1) describe the processes and procedures established by the Secretary of Defense to examine the various recommendations referred to in subsection (a);

(2) discuss implementation plans and strategies for each area highlighted by the Quadrennial Defense Review Report;

(3) provide relevant information about the status of such implementation; and

(4) indicate changes in the Secretary's assessment of the defense strategies or capabilities required since the publication of the 2006 Quadrennial Defense Review Report.

(c) INITIAL REPORT.—The first report under subsection (a) shall be submitted not later than January 31, 2007.

(d) EXPIRATION OF REQUIREMENT.—The reporting requirement in subsection (a) shall terminate upon the earlier of the following:

(1) The date of the publication of the next Quadrennial Defense Review Report after the date of the enactment of this Act pursuant to section 118 of title 10, United States Code.

(2) The date of transmission of a written notification by the Secretary of Defense to the Committee on Armed Services of the Senate and the Committee on Armed Services of the House of Representatives that implementation of the recommendations of the 2006 Quadrennial Defense Review is complete.

SEC. 1036. INCREASED HUNTING AND FISHING OPPORTUNITIES FOR MEMBERS OF THE ARMED FORCES, RETIRED MEMBERS, AND DISABLED VETERANS.

(a) ACCESS FOR MEMBERS, RETIRED MEMBERS, AND DISABLED VETERANS.—Consistent with section 2671 of title 10, United States Code, and using such funds as are made available for this purpose, the Secretary of Defense shall ensure that members of the Armed Forces, retired members, disabled veterans, and persons assisting disabled veterans are able to utilize lands under the jurisdiction of the Department of Defense that are available for hunting or fishing.

(b) ASSESSMENT.—Not later than 180 days after the date of the enactment of this Act, the Secretary shall submit to Congress a report containing the results of an assessment of those lands under the jurisdiction of the Department of Defense and suitable for hunting or fishing and describing the actions necessary—

(1) to further increase the acreage made available to members of the Armed Forces, retired members, disabled veterans, and persons assisting disabled veterans for hunting and fishing; and

(2) to make that acreage more accessible to disabled veterans.

(c) RECREATIONAL ACTIVITIES ON SANTA ROSA ISLAND.—The Secretary of the Interior shall immediately cease the plan, approved in the settlement agreement for case number 96–7412 WJR and case number 97–4098 WJR, to exterminate the deer and elk on Santa Rosa Island, Channel Islands, California, by helicopter and shall not exterminate or nearly exterminate the deer and elk.

SEC. 1037. TECHNICAL AND CLERICAL AMENDMENTS.

(a) TITLE 10, UNITED STATES CODE.—Title 10, United States Code, is amended as follows:

(1) Section 1406(i)(3)(B)(vi) is amended by striking ''Advisor for'' and inserting ''Advisor to''.

(2) Section 2105 is amended by striking by adding a period at the end of the last sentence.

(3) Section 2703(h) is amended by striking ''subsection'' in the first sentence and inserting ''section''.

(b) TITLE 37, UNITED STATES CODE.—Title 37, United States Code, is amended as follows:

(1) Section 210(c)(6) is amended by striking ''Advisor for'' and inserting ''Advisor to''.

(2) Section 308g(h) is amended by striking the second period at the end.

(3) Section 308j is amended by striking subsection (g) and inserting the following new subsection:

''(g) REPAYMENT.—A person who enters into an agreement under this section and receives all or part of the bonus under the agreement, but who does not accept a commission or an appointment as an officer or does not commence to participate or does not satisfactorily participate in the Selected Reserve for the total period of service specified in the agreement, shall be subject to the repayment provisions of section 303a(e) of this title.''.

(4) Section 414(c) is amended by striking '', or the Senior Enlisted Advisor for the Chairman of the Joint Chiefs of Staff'' before the period at the end.

(c) NATIONAL DEFENSE AUTHORIZATION ACT FOR FISCAL YEAR 2006.—Effective as of January 6, 2006, and as if included therein as enacted, the National Defense Authorization Act for Fiscal Year 2006 (Public Law 109–163) is amended as follows:

(1) Section 608(b) (119 Stat. 3289) is amended—

(A) in paragraph (1), by striking ''the first sentence'' and inserting ''the second sentence''; and

(B) in paragraph (2), by striking ''the second sentence'' and inserting ''the third sentence''.

(2) Section 683 (119 Stat. 3322) is amended—

(A) in subsection (a)(3), by striking ''section 4873'' and inserting ''section 4837'';

(B) in subsetion (c)(3), by striking ''section 9873'' and inserting ''section 9837''.

(C) in subsection (b)(2)—

(i) by striking ''by striking the penultimate word.'' and inserting ''to read as follows:''; and

(ii) by adding at the end the following:

''6161. Settlement of accounts: remission or cancellation of indebtedness of members.''.

(3) Section 685(a) (119 Stat. 3325) is amended by striking ''Advisor for'' both places it appears and inserting ''Advisor to''.

(4) Section 687(a)(2) (119 Stat. 3327) is amended by striking ''subsection (a)'' and inserting ''subsection (e)''.

(5) Section 687(b)(15) (119 Stat. 3330) is amended—

(A) by striking ''Subsection (d)'' and inserting ''Subsection (e)''; and

(B) in the matter inserted by that section, by striking ''(d) REPAYMENT.—'' and inserting ''(e) REPAYMENT.—''.

SEC. 1038. DATABASE OF EMERGENCY RESPONSE CAPABILITIES.

The Secretary of Defense shall ensure that a database of emergency response capabilities is maintained by the Department of Defense that includes the following:

(1) The types of capabilities that each State's National Guard will likely provide in response to domestic natural and manmade disasters, both to their home States and under State-to-State mutual assistance agreements.

(2) The types of capabilities that the Department of Defense will likely provide in order to fulfill Department of Defense responsibilities to provide support under the National Response Plan's 15 Emergency Support Functions, as well as identification of the units that provide those capabilities.

SEC. 1039. INFORMATION ON CERTAIN CRIMINAL INVESTIGATIONS AND PROSECUTIONS.

(a) ANNUAL REPORT.—Subsection (c) of section 1093 of the Ronald W. Reagan National Defense Authorization Act for Fiscal Year 2005 (Public Law 108–375; 118 Stat. 2070) is amended—

(1) in paragraph (1)—

(A) by inserting '', or any prosecution on account of,'' after ''Notice of any investigation into''; and

(B) by inserting before the period at the end the following: '', and, as to any such criminal investigation or prosecution described in this paragraph, a detailed and comprehensive description of such investigation or prosecution and any resulting judicial or nonjudicial punishment or other disciplinary action''; and

(2) by adding at the end the following new paragraph:

''(3) Information about any officer nominated for command, or nominated for promotion or appointment to a position requiring the advice and consent of the Senate, who has been subject to any investigation into, or prosecution of, a violation of international obligations or laws of the United States regarding the treatment of individuals detained by the United States Armed Forces or by a person providing services to the Department of Defense on a contractual basis, if the inclusion of such information in the report will not compromise any ongoing criminal or administrative investigation or prosecution, and including the following:

''(A) A description of any allegation of detainee death, torture or abuse.

''(B) The status of any investigation or prosecution.

''(C) Any judicial or nonjudicial punishment or other disciplinary action.''.

(b) NOMINATION INFORMATION.—Such section is further amended by adding at the end the following new subsection:

''(f) NOMINATIONS.—Information described in paragraph (3) of subsection (c), in addition to being included in the annual report under that subsection, shall be submitted to the Committee of Armed Services of the Senate and the Committee on Armed Services of the House of Representatives on a regular, timely basis in advance of any nomination described in that paragraph.''.

SEC. 1040. DATE FOR FINAL REPORT OF EMP COMMISSION.

(a) REVISED DEADLINE FOR SUBMISSION OF FINAL REPORT.—The final report of the EMP Commission shall be submitted to Congress not later than the end of the 18-month period beginning on the date of the commission's first meeting after being reestablished pursuant to section 1052 of the National Defense Authorization Act for Fiscal Year 2006 (Public Law 109–163; 119 Stat. 3434) (rather than the date prescribed in section 1403(a) of the Commisssion Charter).

(b) DEFINITIONS.—For purposes of this section:

(1) EMP COMMISSION.—The term ''EMP Commission'' means the Commission to Assess the Threat to the United States from Electromagnetic Pulse (EMP) Attack Commission, established pursuant to title XIV of the Floyd D. Spence National Defense Authorization Act for Fiscal Year 2001 (as enacted into law by Public Law 106–398; 114 Stat. 1654A-345 et seq.) and reestablished pursuant to section 1052 of the National Defense Authorization Act for Fiscal Year 2006 (Public Law 109–163; 119 Stat. 3434).

(2) COMMISSION CHARTER.—The term ''Commission charter'' means title XIV of the Floyd D. Spence National Defense Authorization Act for Fiscal Year 2001 (as enacted into law by Public Law 106–398; 114 Stat. 1654A-345 et seq.), as amended by section 1052 of the National Defense Authorization Act for Fiscal Year 2006 (Public Law 109–163; 119 Stat. 3434).

SEC. 1041. AUTHORIZATION TO EXPIRE CLEARANCES REVOKED.

(a) PROHIBITION ON EXPIRED CLEARANCES.—No security clearance granted by the Department of Defense that has been requested to be renewed, based on a requirement for periodic reinvestigation, shall be permitted to expire until the Secretary of Defense certifies to the congressional defense committees and the Committee on Homeland Security and Governmental Affairs of the Senate and the Committee on Government Reform of the House of Representatives that—

(1) the Defense Security Service has continued to accept industry requests for new personnel security clearances and periodic reinvestigations; and

(2) the Defense Security Service has fully funded its requirement for fiscal year 2007 security clearances and taken steps to eliminate its backlog of requests for security clearance and periodic investigations by September 20, 2008.

(b) EXCEPTION TO PROHIBITION.—The prohibition in subsection (a) shall not apply if the Secretary of Defense determines that sufficient cause exists to revoke a security clearance, that has been requested to be renewed, based on other requirements of law or Department of Defense policy or regulations.

(c) DURATION OF PROHIBITION.—The prohibition on expired clearances authorized by this section expires on September 30, 2008.

(d) RULE OF CONSTRUCTION.—Nothing in this section alters the process in effect as of the date of the enactment of this Act for security clearances and periodic investigations.

(e) DEFINITION.—In this section, the term ''backlog'' means the body of industry requests for new personnel security clearances and periodic reinvestigations that have not yet been completed or that have not yet been opened for investigation.

(f) REPORTS.—The Secretary of Defense shall submit to the Committee on Armed Services of the Senate and the Committee on Armed Services of the House of Representatives a report detailing the actions required by subsection (a)(2) no later than September 30, 2007. A final report shall be submitted no later than September 30, 2008.

SEC. 1042. REPORT ON DEPARTMENT OF DEFENSE RESPONSE TO THREAT POSED BY IMPROVISED EXPLOSIVE DEVICES.

(a) REPORT REQUIRED.—Not later than 30 days after the date of the enactment of this Act, the Secretary of Defense shall submit to Congress a report regarding the status of the threat posed by improvised explosive devices (in the section referred to as ''IEDs'') and describing efforts being undertaken to defeat this threat. Supplemental reports shall be submitted every 90 days thereafter to account for every incident involving the detonation or discovery of an IED since the previous report was submitted. Reports shall be transmitted in an unclassified manner with a classified annex, if necessary.

(b) JOINT IED DEFEAT ORGANIZATION AND RELATED OFFICES.—The reports required by subsection (a) shall provide the following information regarding the Joint IED Defeat Organization and all other offices within the Department of Defense and the military departments that are focused on countering IEDs:

(1) The number of people assigned to the Joint IED Defeat Organization and the related offices.

(2) The major locations to which personnel are assigned and organizational structure.

(3) The projected budget of the Joint IED Defeat Organization and the related offices.

(4) The level of funding required for administrative costs.

(c) EXISTING THREAT AND COUNTER MEASURES.—The reports required by subsection (a) shall include the following information regarding the threat posed by IEDs and the countermeasures employed to defeat those threats:

(1) The number of IEDs being encountered by United States and allied military personnel, including general trends in tactics and technology used by the enemy.

(2) Passive countermeasures employed and their success rates.

(3) Active countermeasures employed and their success rates.

(4) Any evidence of assistance by foreign countries or other entities not directly involved in fighting United States and allied forces in Iraq and Afghanistan.

(5) A list and summary of data collected and reports generated by the Department of Defense and the Armed Forces on counter-IED efforts in Iraq and Afghanistan and other fronts in the Global War on Terrorism.

(d) RESEARCH, DEVELOPMENT, TESTING, AND EVALUATION OF NEW COUNTERMEASURES.—The reports required by subsection (a) shall include the following information regarding research, development, testing, and evaluation of new active and passive countermeasures and impediments to those efforts:

(1) The status of any and all efforts within the Department of Defense and the Armed Forces to research, develop, test, and evaluate passive countermeasures and active countermeasures and to speed their introduction into units currently deployed overseas.

(2) Impediments to swift introduction of promising new active countermeasures.

(e) INTERDICTION EFFORTS.—To the extent not previously covered in another section of the reports required by subsection (a), the reports shall identify any and all other offices within the Department of Defense or the Armed Forces that are focused on interdicting IEDs, together with the personnel and funding requirements specified in subsection (b) and the success of such efforts. For purposes of this subsection, interdiction includes the development of intelligence regarding persons and locations involved in the manufacture or deployment of IEDs and subsequent action against those persons or locations, including efforts to prevent IED emplacement.

SEC. 1043. DETERMINATION OF DEPARTMENT OF DEFENSE INTRATHEATER AND INTERTHEATER AIRLIFT AND SEALIFT MOBILITY REQUIREMENTS.

(a) DETERMINATION OF REQUIREMENTS.—The Secretary of Defense, as part of the 2006 Mobility Capabilities Study, shall determine Department of Defense mobility requirements as follows:

(1) The Secretary shall determine intratheater and intertheater airlift mobility requirements and intratheater and intertheater sealift mobility requirements (all stated in terms of million ton miles per day) for executing each scenario that was modeled in the 2005 Mobility Capabilities Study and each scenario that is modeled in the 2006 Mobility Capabilities Study.

(2) The Secretary shall determine intratheater and intertheater airlift mobility requirements and intratheater and intertheater sealift mobility requirements (all stated in terms of million ton miles per day) for executing the National Military Strategy with a low acceptable level of risk, with a medium acceptable level of risk, and with a high acceptable level of risk, for each of the following:

(A) Major combat operations.

(B) The Global War on Terrorism.

(C) Baseline security posture operations.

(D) Homeland defense and civil support operations.

(E) Special operations missions.

(F) Global strike missions.

(G) Strategic nuclear missions.

(b) REPORT.—Not later than February 1, 2007, the Secretary of Defense shall submit to the congressional defense committees a report providing the mobility requirements determined pursuant to subsection (a). The report shall set forth each mobility requirement specified in paragraph (1) or (2) of that subsection.

(c) MOBILITY CAPABILITIES STUDIES.—For purposes of this section:

(1) The term ''2006 Mobility Capabilities Study'' means the studies conducted by the Secretary of Defense and the Joint Staff during 2006 as a follow-on to the 2005 Mobility Capabilities Study.

(2) The term ''2005 Mobility Capabilities Study'' means the comprehensive Mobility Capabilities Study completed in December 2005 and conducted through the Office of Program Analysis and Evaluation of the Department of Defense to assess mobility needs for all aspects of the National Defense Strategy.

SEC. 1044. DEPARTMENT OF DEFENSE OPERATIONAL PLANS FOR ARMED FORCES SUPPORT FOR CIVIL AUTHORITIES.

The Secretary of Defense, in coordination with the Secretary of Homeland Security and State governments, shall develop detailed operational plans regarding the use of the Armed Forces to support activities of civil authorities, known as Defense Support to Civil Authorities missions. These plans shall specifically address response options to hurricanes, wildfires, earthquakes, pandemic, and other natural disasters.

SEC. 1045. REQUIREMENT THAT ALL MILITARY WHEELED VEHICLES USED IN IRAQ AND AFGHANISTAN OUTSIDE OF MILITARY COMPOUNDS BE EQUIPPED WITH EFFECTIVE IMPROVISED EXPLOSIVE DEVICE (IED) JAMMERS.

(a) REQUIREMENT.—The Secretary of Defense shall take such steps as necessary to ensure that by the end of fiscal year 2007 all United States military wheeled vehicles used in Iraq and Afghanistan outside of military compounds are equipped with effective Improvised Explosive Device (IED) jammers.

(b) FUNDING.—The Secretary shall carry out subsection (a) using funds provided pursuant to authorizations of appropriations in title XV.

(c) REPORT.—Not later than December 15, 2006, the Secretary of Defense shall submit to the congressional defense committees a report on the cost and timeline to complete compliance with the requirement in subsection (a) that by the end of fiscal year 2007 each vehicle described in that subsection be equipped with an effective Improvised Explosive Device jammer.

TITLE XI—CIVILIAN PERSONNEL MATTERS

Sec. 1101. Increase in authorized number of defense intelligence senior executive service employees.
Sec. 1102. Authority for Department of Defense to pay full replacement value for personal property claims of civilians.
Sec. 1103. Accrual of annual leave for members of the uniformed services performing dual employment.
Sec. 1104. Death gratuity authorized for Federal employees.

SEC. 1101. INCREASE IN AUTHORIZED NUMBER OF DEFENSE INTELLIGENCE SENIOR EXECUTIVE SERVICE EMPLOYEES.

Section 1606(a) of title 10, United States Code, is amended by striking ''594'' and inserting ''644''.

SEC. 1102. AUTHORITY FOR DEPARTMENT OF DEFENSE TO PAY FULL REPLACEMENT VALUE FOR PERSONAL PROPERTY CLAIMS OF CIVILIANS.

Section 2636a(a) of title 10, United States Code, is amended by striking ''of baggage and household effects for members of the armed forces at Government expense'' and inserting ''at Government expense of baggage and household effects for members of the armed forces or civilian employees of the Department of Defense (or both)''.

SEC. 1103. ACCRUAL OF ANNUAL LEAVE FOR MEMBERS OF THE UNIFORMED SERVICES PERFORMING DUAL EMPLOYMENT.

Section 5534a of title 5, United States Code, is amended by adding at the end the following new sentence: ''Such a member also is entitled to accrue annual leave with pay in the manner specified in section 6303(a) of this title for a retired member of a uniformed service.''.

SEC. 1104. DEATH GRATUITY AUTHORIZED FOR FEDERAL EMPLOYEES.

(a) DEATH GRATUITY AUTHORIZED.—Chapter 81 of title 5, United States Code, is amended by inserting after section 8102 the following new section:

''§ 8102a. Death gratuity

''(a) DEATH GRATUITY AUTHORIZED.—The United States shall pay a death gratuity of $100,000 to or for the survivor prescribed by subsection (d) immediately upon receiving official notification of the death of an employee who dies of injuries incurred in connection with the employee's service with an Armed Force in a contingency operation, or who dies of injuries incurred in connection with a terrorist incident occurring during the employee's service with an Armed Force.

''(b) RETROACTIVE PAYMENT IN CERTAIN CASES.—With respect to an employee who dies on or after October 7, 2001, as a result of wounds, injuries, or illnesses incurred in the performance of duty in the theater of operations of Operation Enduring Freedom or Operation Iraqi Freedom, subsection (a) also shall apply.

''(c) OTHER BENEFITS.—The death gratuity payable under this section is in addition to any death benefits otherwise provided for in law.

''(d) ELIGIBLE SURVIVORS.—

''(1) A death gratuity payable upon the death of a person covered by subsection (a) shall be paid to or for the living survivor highest on the following list:

''(A) The employee's surviving spouse.

''(B) The employee's children, as prescribed by paragraph (2), in equal shares.

''(C) If designated by the employee, any one or more of the following persons:

''(i) The employee's parents or persons in loco parentis, as prescribed by paragraph (3).

''(ii) The employee's brothers.

''(iii) The employee's sisters.

''(D) The employee's parents or persons in loco parentis, as prescribed by paragraph (3), in equal shares.

''(E) The employee's brothers and sisters in equal shares.

Subparagraphs (C) and (E) of this paragraph include brothers and sisters of the half blood and those through adoption.

''(2) Paragraph (1)(B) applies, without regard to age or marital status, to—

''(A) legitimate children;

''(B) adopted children;

''(C) stepchildren who were a part of the decedent's household at the time of death;

''(D) illegitimate children of a female decedent; and

''(E) illegitimate children of a male decedent—

''(i) who have been acknowledged in writing signed by the decedent;

''(ii) who have been judicially determined, before the decedent's death, to be his children;

''(iii) who have been otherwise proved, by evidence satisfactory to the employing agency, to be children of the decedent; or

''(iv) to whose support the decedent had been judicially ordered to contribute.

''(3) Subparagraphs (C) and (D) of paragraph (1), so far as they apply to parents and persons in loco parentis, include fathers and mothers through adoption, and persons who stood in loco parentis to the decedent for a period of not less than one year at any time before the decedent became an employee. However, only one father and one mother, or their counterparts in loco parentis, may be recognized in any case, and preference shall be given to those who exercised a parental relationship on the date, or most nearly before the date, on which the decedent became an employee.

''(4) If an eligible survivor dies before he receives the death gratuity, it shall be paid to the living survivor next in the order prescribed by paragraph (1).

''(e) DEFINITIONS.—The term 'contingency operation' has the meaning given to that term in section 1482a(c) of title 10, United States Code.''.

(b) CLERICAL AMENDMENT.—The table of sections at the beginning of chapter 81 of such title is amended by inserting after the item relating to section 8102 the following new item:

''8102a. Death gratuity.''.

TITLE XII—MATTERS RELATING TO FOREIGN NATIONS

Subtitle A—Assistance and Training

Sec. 1201. Logistic support for allied forces participating in combined operations.

Sec. 1202. Temporary authority to use acquisition and cross-servicing agreements to lend certain military equipment to foreign forces in Iraq and Afghanistan for personnel protection and survivability.

Sec. 1203. Recodification and revision to law relating to Department of Defense humanitarian demining assistance.

Sec. 1204. Enhancements to Regional Defense Combating Terrorism Fellowship Program.

Sec. 1205. Capstone overseas field studies trips to People's Republic of China and Republic of China on Taiwan.

Sec. 1206. Military educational exchanges between senior officers and officials of the United States and Taiwan.

Subtitle B—Nonproliferation Matters and Countries of Concern

Sec. 1211. Procurement restrictions against foreign persons that transfer certain defense articles and services to the People's Republic of China.

Subtitle C—Other Matters

Sec. 1221. Execution of the President's policy to make available to Taiwan diesel electric submarines.

Sec. 1222. Humanitarian support for Iraqi children in urgent need of medical care.

Sec. 1223. Sense of Congress concerning cooperation with Russia on issues pertaining to missile defense.

Subtitle A—Assistance and Training

SEC. 1201. LOGISTIC SUPPORT FOR ALLIED FORCES PARTICIPATING IN COMBINED OPERATIONS.

(a) AUTHORITY.—Chapter 3 of title 10, United States Code, is amended by inserting after section 127b the following new section:

''§ 127c. Allied forces participating in combined operations: authority to provide logistic support, supplies, and services

''(a) AUTHORITY.—Subject to subsections (b) and (c), the Secretary of Defense may provide logistic support, supplies, and services to allied forces participating in a combined operation with the armed forces. Provision of such support, supplies, and services to the forces of an allied nation may be made only with the concurrence of the Secretary of State.

''(b) LIMITATIONS.—The authority provided by subsection (a) may be used only—

''(1) in accordance with the Arms Export Control Act and other export control laws of the United States; and

''(2) for a combined operation—

''(A) that is carried out during active hostilities or as part of a contingency operation or a noncombat operation (including an operation in support of the provision of humanitarian or foreign disaster assistance, a country stabilization operation, or a peacekeeping operation under chapter VI or VII of the Charter of the United Nations); and

''(B) in a case in which the Secretary of Defense determines that the allied forces to be provided logistic support, supplies, and services (i) are essential to the success of the combined operation, and (ii) would not be able to participate in the combined operation but for the provision of such logistic support, supplies, and services by the Secretary.

''(c) LIMITATION ON VALUE.—The value of logistic support, supplies, and services provided under this section in any fiscal year may not exceed $100,000,000.

''(d) DEFINITION.—In this section, the term 'logistic support, supplies, and services' has the meaning given that term in section 2350(1) of this title.''.

(b) CLERICAL AMENDMENT.—The table of sections at the beginning of such chapter is amended by inserting after the item relating to section 127b the following new item:

''127c. Allied forces participating in combined operations: authority to provide logistic support, supplies, and services.''.

SEC. 1202. TEMPORARY AUTHORITY TO USE ACQUISITION AND CROSS-SERVICING AGREEMENTS TO LEND CERTAIN MILITARY EQUIPMENT TO FOREIGN FORCES IN IRAQ AND AFGHANISTAN FOR PERSONNEL PROTECTION AND SURVIVABILITY.

(a) AUTHORITY.—

(1) IN GENERAL.—Subject to paragraphs (2), (3), and (4), the Secretary of Defense may treat covered military equipment as logistic support, supplies, and services under subchapter I of chapter 138 of title 10, United States Code, for the purpose of providing for the use of such equipment by military forces of a nation participating in combined operations with the United States in Iraq or Afghanistan.

(2) REQUIRED DETERMINATIONS.—Equipment may be provided to the military forces of a nation under the authority of this section only upon—

(A) a determination by the Secretary of Defense that the United States forces in the combined operation have no unfilled requirements for that equipment; and

(B) a determination by the Secretary of Defense, with the concurrence of the Secretary of State, that it is in the national security interest of the United States to provide for the use of such equipment by the military forces of that nation under this section.

(3) LIMITATION ON USE OF EQUIPMENT.—Equipment provided to the military forces of a nation under the authority of this section may be used by those forces only in Iraq or Afghanistan and only for personnel protection or to aid in the personnel survivability of those forces.

(4) LIMITATION ON DURATION OF PROVISION OF EQUIPMENT.—Equipment provided to the military forces of a nation under the authority of this section may be used by the military forces of that nation for not longer than one year.

(b) SEMIANNUAL REPORTS TO CONGRESSIONAL COMMITTEES.—

(1) USE OF AUTHORITY DURING FIRST SIX MONTHS OF FISCAL YEAR.—If the authority provided in subsection (a) is exercised during the first six months of a fiscal year, the Secretary of Defense shall submit to the specified congressional committees a report on that exercise of such authority not later than the following April 30.

(2) USE OF AUTHORITY DURING SECOND SIX MONTHS OF FISCAL YEAR.—If the authority provided in subsection (a) is exercised during the second six months of a fiscal year, the Secretary of Defense shall submit to the specified congressional committees a report on that exercise of such authority not later than the following October 30.

(3) CONTENT.—Each report under paragraph (1) or (2) shall include, with respect to each exercise of the authority provided in subsection (a) during the period covered by the report, the following:

(A) A description of the basis for the determination of the Secretary of Defense that it is in the national security interests of the United States to provide for the use of covered military equipment in the manner authorized in subsection (a).

(B) Identification of each foreign force that receives such equipment.

(C) A description of the type, quantity, and value of the equipment provided to each foreign force that receives such equipment.

(D) A description of the terms and duration of the provision of the equipment to each foreign force that receives such equipment.

(4) COORDINATION.—Each report under paragraph (1) or (2) shall be prepared in coordination with the Secretary of State.

(c) LIMITATIONS ON PROVISION OF MILITARY EQUIPMENT.—The provision of military equipment under this section is subject to the provisions of the Arms Export Control Act (22 U.S.C. 2751 et seq.) and of any other export control process under laws relating to the transfer of military equipment and technology to foreign nations.

(d) DEFINITIONS.—In this section:

(1) The term ''covered military equipment'' means items designated as significant military equipment in categories I, II, III, and VII of the United States Munitions List under section 38(a)(1) of the Arms Export Control Act (22 U.S.C. 2778(a)(1)).

(2) The term ''specified congressional committees'' means—

(A) the Committee on Armed Services and the Committee on Foreign Relations of the Senate; and

(B) the Committee on Armed Services and the Committee on International Relations of the House of Representatives.

(e) EXPIRATION.—The authority to provide military equipment to the military forces of a foreign nation under this section expires on September 30, 2008.

SEC. 1203. RECODIFICATION AND REVISION TO LAW RELATING TO DEPARTMENT OF DEFENSE HUMANITARIAN DEMINING ASSISTANCE.

(a) REPEAL.—Section 401 of title 10, United States Code, is amended—

(1) in subsection (a), by striking paragraph (4);

(2) in subsection (b)—

(A) by striking ''(1)'' after ''(b)''; and

(B) by striking paragraph (2);

(3) in subsection (c), by striking paragraphs (2) and (3); and

(4) in subsection (e), by striking paragraph (5).

(b) RECODIFICATION AND REVISION.—

(1) IN GENERAL.—Chapter 20 of such title is amended by adding at the end the following new section:

"§ 407. Humanitarian demining assistance: authority; limitations

''(a) AUTHORITY.—(1) Under regulations prescribed by the Secretary of Defense, the Secretary of a military department may carry out humanitarian demining assistance in conjunction with authorized military operations of the armed forces in a country if the Secretary concerned determines that the assistance will promote either—

''(A) the security interests of both the United States and the country in which the activities are to be carried out; or

''(B) the specific operational readiness skills of the members of the armed forces who participate in the activities.

''(2) Humanitarian demining assistance under this section shall complement, and may not duplicate, any other form of social or economic assistance which may be provided to the country concerned by any other department or agency of the United States.

''(3) The Secretary of Defense shall ensure that no member of the armed forces, while providing humanitarian demining assistance under this section—

''(A) engages in the physical detection, lifting, or destroying of landmines or other explosive remnants of war (unless the member does so for the concurrent purpose of supporting a United States military operation); or

''(B) provides such assistance as part of a military operation that does not involve the armed forces.

''(b) LIMITATIONS.—(1) Humanitarian demining assistance may not be provided under this section unless the Secretary of State specifically approves the provision of such assistance.

''(2) Any authority provided under any other provision of law to provide humanitarian demining assistance to a foreign country shall be carried out in accordance with, and subject to, the limitations prescribed in this section.

''(c) EXPENSES.—(1) Expenses incurred as a direct result of providing humanitarian demining assistance under this section to a foreign country shall be paid for out of funds specifically appropriated for the purpose of the provision by the Department of Defense of overseas humanitarian assistance.

''(2) Expenses covered by paragraph (1) include the following:

''(A) Travel, transportation, and subsistence expenses of Department of Defense personnel providing such assistance.

''(B) The cost of any equipment, services, or supplies acquired for the purpose of carrying out or supporting humanitarian demining activities, including any nonlethal, individual, or small-team equipment or supplies for clearing landmines or other explosive remnants of war that are to be transferred or otherwise furnished to a foreign country in furtherance of the provision of assistance under this section.

''(3) The cost of equipment, services, and supplies provided in any fiscal year under this section may not exceed $10,000,000.

''(d) ANNUAL REPORT.—The Secretary of Defense shall include in the annual report under section 401 of this title a separate discussion of activities carried out under this section during the preceding fiscal year, including—

''(1) a list of the countries in which humanitarian demining assistance was carried out during the preceding fiscal year; and

''(2) the amount expended in carrying out such assistance in each such country during the preceding fiscal year.

''(e) HUMANITARIAN DEMINING ASSISTANCE DEFINED.—In this section, the term 'humanitarian demining assistance' means detection and clearance of landmines and other explosive remnants of war, including activities related to the furnishing of education, training, and technical assistance with respect to the detection and clearance of landmines and other explosive remnants of war.''.

(2) CLERICAL AMENDMENT.—The table of sections at the beginning of such chapter is amended by adding at the end the following new item:

''407. Humanitarian demining assistance: authority; limitations.''.

SEC. 1204. ENHANCEMENTS TO REGIONAL DEFENSE COMBATING TERRORISM FELLOWSHIP PROGRAM.

(a) AUTHORIZED PURPOSES.—Subsection (a) of section 2249c of title 10, United States Code, is amended by striking ''associated with'' and all that follows and inserting: ''associated with the education and training of foreign military officers, ministry of defense officials, or security officials at military or civilian educational institutions, regional centers, conferences, seminars, or other training programs conducted under the Regional Defense Combating Terrorism Fellowship Program. Costs for which payment may be made under this section include the costs of transportation and travel and subsistence costs.''.

(b) ANNUAL LIMITATION ON AMOUNT OBLIGATED.—Subsection (b) of such section is amended by striking ''$20,000,000'' and inserting ''$25,000,000''.

(c) EXPENDITURES ACROSS FISCAL YEARS.—Such section is further amended by adding at the end the following new subsection:

''(d) OBLIGATION OF FUNDS ACROSS FISCAL YEARS.—Funds made available for a fiscal year may be obligated for the total cost of an education or training program conducted under subsection (a) that begins in that fiscal year, including a program that begins in that fiscal year and ends in the next fiscal year, so long as the duration of the program does not exceed one year.''.

(d) CLERICAL AMENDMENTS.—

(1) REFERENCE TO PROGRAM.—Subsection (c)(3) of such section is amended by striking ''Regional Defense Counterterrorism Fellowship Program'' and inserting ''program referred to in subsection (a)''

(2) SECTION HEADING.—The heading of such section is amended to read as follows:

"§ 2249c. Regional Defense Combating Terrorism Fellowship Program: authority to use appropriated funds for costs associated with education and training of foreign officials".

(3) TABLE OF SECTIONS.—The item relating to such section in the table of sections at the beginning of subchapter I of chapter 134 of such title is amended to read as follows

''2249c. Regional Defense Combating Terrorism Fellowship Program: authority to use appropriated funds for costs associated with education and training of foreign officials.''.

SEC. 1205. CAPSTONE OVERSEAS FIELD STUDIES TRIPS TO PEOPLE'S REPUBLIC OF CHINA AND REPUBLIC OF CHINA ON TAIWAN.

Section 2153 of title 10, United States Code, is amended by adding at the end of the following new subsection:

''(c) OVERSEAS FIELD STUDIES TO CHINA AND TAIWAN.—The Secretary of Defense shall direct the National Defense University to ensure that visits to China and Taiwan are an integral part of the field study programs conducted by the university as part of the military education course carried out pursuant to subsection (a) and that such field study programs include annually at least one class field study trip to the People's Republic of China and at least one class field study trip to the Republic of China on Taiwan.''.

SEC. 1206. MILITARY EDUCATIONAL EXCHANGES BETWEEN SENIOR OFFICERS AND OFFICIALS OF THE UNITED STATES AND TAIWAN.

(a) DEFENSE EXCHANGES.—The Secretary of Defense shall undertake a program of senior military officer and senior official exchanges with Taiwan designed to improve Taiwan's defenses against the People's Liberation Army of the People's Republic of China.

(b) EXCHANGES DESCRIBED.—For purposes of this section, the term ''exchange'' means an activity, exercise, event, or observation opportunity between Armed Forces personnel or Department of Defense officials of the United States and armed forces personnel and officials of Taiwan.

(c) FOCUS OF EXCHANGES.—The senior military officer and senior official exchanges undertaken pursuant to subsection (a) shall include exchanges focused on the following, especially as they relate to defending Taiwan against potential submarine attack and potential missile attack:

(1) Threat analysis

(2) Military doctrine

(3) Force planning

(4) Logistical support

(5) Intelligence collection and analysis

(6) Operational tactics, techniques, and procedures.

(d) CIVIL-MILITARY AFFAIRS.—The senior military officer and senior official exchanges undertaken pursuant to subsection (a) shall include activities and exercises focused on civil-military relations, including parliamentary relations.

(e) LOCATION OF EXCHANGES.—The senior military officer and senior official exchanges undertaken pursuant to subsection (a) shall be conducted in both the United States and Taiwan.

(f) DEFINITIONS.—For purposes of this section:

(1) The term ''senior military officer'' means a general or flag officer of the Armed Forces on active duty.

(2) The term ''senior official'' means a civilian official of the Department of Defense at the level of Deputy Assistant Secretary or above.

Subtitle B—Nonproliferation Matters and Countries of Concern

SEC. 1211. PROCUREMENT RESTRICTIONS AGAINST FOREIGN PERSONS THAT TRANSFER CERTAIN DEFENSE ARTICLES AND SERVICES TO THE PEOPLE'S REPUBLIC OF CHINA.

(a) DECLARATION OF POLICY.—Congress declares that it is the policy of the United States to deny the People's Republic of China such defense goods and defense technology that could be used to threaten the United States or undermine the security of Taiwan or the stability of the Western Pacific region.

(b) PROCUREMENT SANCTION.—(1) The Secretary of Defense may not procure, by contract or otherwise, any goods or services from—

(A) any foreign person the Secretary of Defense determines has, with actual knowledge, on or after the date of the enactment of this Act, exported, transferred, or otherwise provided to governmental or nongovernmental entities of the People's Republic of China any item or class of items on the United States Munitions List (or any item or class of items that are identical, substantially identical, or directly competitive to an item or class of items on the United States Munitions List); or

(B) any foreign person the Secretary of Defense determines—

(i) is a successor entity to a person referred to in paragraph (1):

(ii) is a parent or subsidiary of a person referred to in paragraph (1); or

(iii) is an affiliate of a person referred to in paragraph (1) if that affiliate is controlled in fact by such person.

(2) The prohibition under paragraph (1) with respect to a foreign person shall last for a period of five years after a determination is made by the Secretary of Defense with respect to that person under paragraph (1)(A).

(c) PUBLIC AVAILABILITY OF LIST OF SANCTIONED PERSONS.—(1) The Secretary of Defense shall annually publish in the Federal Register a current list of any foreign persons sanctioned under subsection (b). The removal of foreign persons from, and the addition of foreign persons to, the list shall also be published.

(2) The Secretary shall maintain the list published under paragraph (1) on the internet website of the Department of Defense.

(c) REMOVAL FROM LIST OF SANCTIONED PERSONS.—The Secretary of Defense may remove a person from the list of sanctioned persons referred to in subsection (c) only after the five-year prohibition period imposed under subsection (b) with respect to the person has expired.

(d) EXCEPTIONS.—(1) Subsection (b) shall not apply

(A) to contracts, or subcontracts under such contracts, in existence on the date of the enactment of this Act, including options under such contracts;

(B) if the Secretary of Defense determines in writing that the person to which the sanctions would otherwise be applied is a sole source supplier of the goods or services being procured, that the goods or services are essential, and that alternative sources are not readily or reasonably available;

(C) in the case of a contract for routine servicing and maintenance, if the Secretary of Defense determines in writing alternative sources for performing the contract are not readily or reasonably available; or

(D) if the Secretary of Defense determines in writing that goods or services proposed to be procured under the contract are essential to the national security of the United States.

(2) Determinations under paragraph (1) shall be published in the Federal Register.

(f) DEFINITIONS.—In this section:

(1) The term ''foreign person'' has the meaning given the term in section 14 of the Iran and Libya Sanctions Act of 1996 (50 U.S.C. 1701 note).

(2) The term ''United States Munitions List'' means the list referred to in section 38(a)(1) of the Arms Export Control Act (22 U.S.C. 2778 (a)(1)).

Subtitle C—Other Matters

SEC. 1221. EXECUTION OF THE PRESIDENT'S POLICY TO MAKE AVAILABLE TO TAIWAN DIESEL ELECTRIC SUBMARINES.

(a) FINDINGS.—Congress makes the following findings:

(1) It is the policy of the United States under the Taiwan Relations Act of 1979 to ''make available to Taiwan such defense articles and defense services in such quantity as may be necessary to enable Taiwan to maintain a sufficient self-defense capability''.

(2) In April 2001, the President of the United States approved for sale eight diesel electric submarines to the Republic of China on Taiwan.

(3) The buildup of attack submarines by the People's Republic of China threatens the stability in the Taiwan Strait and longstanding United States national security interests in the Western Pacific.

(4) Taiwan has a legitimate defense need for diesel electric submarines.

(5) The sale of diesel electric submarines to Taiwan supports stability in the Taiwan Strait and Western Pacific.

(6) The Legislative Yuan of the Republic of China on Taiwan should make every effort to support the President of Taiwan to fund the acquisition of diesel electric submarines from the United States.

(7) The sale of diesel electric submarines to Taiwan is beneficial to the health and wellbeing of the United States shipbuilding industrial base and, therefore, United States national security.

(b) POLICY OF THE UNITED STATES.—It shall be the policy of the United States to make available to Taiwan plans and options for design work and construction work on future diesel electric submarines under the United States foreign military sales process. The availability of such design work and construction work shall be made in a manner consistent with United States national disclosure policy and is subject to the provisions of the Arms Export Control Act (22 U.S.C. 2751 et seq.) and any other export control law of the United States.

(c) REPORT.—Not later than 30 days after the date of the enactment of this Act, the Secretary of Defense shall submit to the congressional defense committees a report on the present and future efforts of the Department of the Navy to execute the policy of the President to sell diesel electric submarines to the Republic of China on Taiwan. The report shall include the following:

(1) Ongoing activities by the Navy International Programs Office, in consultation with the Defense Security and Cooperation Agency, to make the Government of Taiwan aware of available Foreign Military Sales options.

(2) Future activities planned by the Navy International Programs Office, in consultation with the Defense Security and Cooperation Agency, to make the Government of Taiwan aware of available Foreign Military Sales options to acquire diesel electric submarines from the United States.

(d) DEFINITIONS.—In this section:

(1) The term ''design work'' means the process by which a submarine is designed.

(2) The term ''construction work'' means the process by which a submarine is constructed.

(3) The term ''activities'' means all interactions between the Government of the United States and the Government of Taiwan.

SEC. 1222. HUMANITARIAN SUPPORT FOR IRAQI CHILDREN IN URGENT NEED OF MEDICAL CARE.

(a) FINDINGS.—Congress makes the following findings:

(1) The Secretary of Defense has discretionary authority to permit space-available travel on military aircraft for various reasons, including humanitarian purposes.

(2) Recently, 110 Iraqi children journeyed 22 hours by bus from Baghdad, Iraq, to Amman, Jordan, for urgently needed oral/facial surgery. While traveling, armed insurgents stopped and boarded the children's bus, raising serious questions about the safety of further travel by ground.

(3) Pursuant to the Secretary's discretionary authority referred to in paragraph (1), the Secretary authorized the Iraqi children to travel on military aircraft for their return trip from Amman to Baghdad.

(4) The Secretary is to be commended for his initiative in providing for the safe return of these children to Iraq by military aircraft.

(b) SENSE OF CONGRESS.—It is the sense of Congress that the Secretary of Defense should continue to provide space-available travel on military aircraft for humanitarian reasons to Iraqi children who would otherwise have no means available to seek urgently needed medical care such as that provided by a humanitarian organization in Amman, Jordan.

(c) FUNDING SUPPORT.—Within the amount provided in section 301 for Operation and Maintenance, Defense-wide—

(1) $1,000,000 shall be available only for Department of Defense support of the Peace Through Health Care Initiative; and

(2) the amount provided for Budget Activity 4 is reduced by $1,000,000 due to operational unobligated balances.

SEC. 1223. SENSE OF CONGRESS CONCERNING COOPERATION WITH RUSSIA ON ISSUES PERTAINING TO MISSILE DEFENSE.

It is the sense of Congress that—

(1) cooperation between the United States and Russia with regard to missile defense is in the interest of the United States;

(2) there does not exist strong enough engagement between the United States and Russia with respect to missile defense cooperation;

(3) the United States should explore innovative and nontraditional means of cooperation with Russia on issues pertaining to missile defense; and

(4) as part of such an effort, the Secretary of Defense should consider the possibilities for United States-Russian cooperation with respect to missile defense through—

(A) the testing of specific elements of the detection and tracking equipment of the Missile Defense Agency of the United States Department of Defense through the use of Russian target missiles; and

(B) the provision of early warning radar to the Missile Defense Agency by the use of Russian radar data.

TITLE XIII—COOPERATIVE THREAT REDUCTION WITH STATES OF THE FORMER SOVIET UNION

Sec. 1301. Specification of Cooperative Threat Reduction programs and funds.
Sec. 1302. Funding allocations.
Sec. 1303. Temporary authority to waive limitation on funding for chemical weapons destruction facility in Russia.
Sec. 1304. National Academy of Sciences study.

SEC. 1301. SPECIFICATION OF COOPERATIVE THREAT REDUCTION PROGRAMS AND FUNDS.

(a) SPECIFICATION OF CTR PROGRAMS.—For purposes of section 301 and other provisions of this Act, Cooperative Threat Reduction programs are the programs specified in section 1501(b) of the National Defense Authorization Act for Fiscal Year 1997 (Public Law 104–201; 110 Stat. 2731; 50 U.S.C. 2362 note).

(b) FISCAL YEAR 2007 COOPERATIVE THREAT REDUCTION FUNDS DEFINED.—As used in this title, the term ''fiscal year 2007 Cooperative Threat Reduction funds'' means the funds appropriated pursuant to the authorization of appropriations in section 301 for Cooperative Threat Reduction programs.

(c) AVAILABILITY OF FUNDS.—Funds appropriated pursuant to the authorization of appropriations in section 301 for Cooperative Threat Reduction programs shall be available for obligation for three fiscal years.

SEC. 1302. FUNDING ALLOCATIONS.

(a) FUNDING FOR SPECIFIC PURPOSES.—Of the $372,128,000 authorized to be appropriated to the Department of Defense for fiscal year 2007 in section 301(19) for Cooperative Threat Reduction programs, the following amount may be obligated for the purposes specified:

(1) For strategic offensive arms elimination in Russia, $76,985,000.

(2) For nuclear weapons storage security in Russia, $87,100,000.

(3) For nuclear weapons transportation security in Russia, $33,000,000.

(4) For weapons of mass destruction proliferation prevention in the states of the former Soviet Union, $37,486,000.

(5) For biological weapons proliferation prevention in the former Soviet Union, $68,357,000.

(6) For chemical weapons destruction in Russia, $42,700,000.

(7) For defense and military contacts, $8,000,000.

(8) For activities designated as Other Assessments/Administrative Support, $18,500,000.

(b) REPORT ON OBLIGATION OR EXPENDITURE OF FUNDS FOR OTHER PURPOSES.—No fiscal year 2007 Cooperative Threat Reduction funds may be obligated or expended for a purpose other than a purpose listed in paragraphs (1) through (8) of subsection (a) until 30 days after the date that the Secretary of Defense submits to Congress a report on the purpose for which the funds will be obligated or expended and the amount of funds to be obligated or expended. Nothing in the preceding sentence shall be construed as authorizing the obligation or expenditure of fiscal year 2007 Cooperative Threat Reduction funds for a purpose for which the obligation or expenditure of such funds is specifically prohibited under this title or any other provision of law.

(c) LIMITED AUTHORITY TO VARY INDIVIDUAL AMOUNTS.—

(1) IN GENERAL.—Subject to paragraphs (2) and (3), in any case in which the Secretary of Defense determines that it is necessary to do so in the national interest, the Secretary may obligate amounts appropriated for fiscal year 2007 for a purpose listed in any of the paragraphs in subsection (a) in excess of the specific amount authorized for that purpose.

(2) NOTICE-AND-WAIT REQUIRED.—An obligation of funds for a purpose stated in any of the paragraphs in subsection (a) in excess of the specific amount authorized for such purpose may be made using the authority provided in paragraph (1) only after—

(A) the Secretary submits to Congress notification of the intent to do so together with a complete discussion of the justification for doing so; and

(B) 15 days have elapsed following the date of the notification.

(3) RESTRICTION.—The Secretary may not, under the authority provided in paragraph (1), obligate amounts for a purpose stated in any of paragraphs (6) through (8) of subsection (a) in excess of 125 percent of the specific amount authorized for such purpose.

SEC. 1303. TEMPORARY AUTHORITY TO WAIVE LIMITATION ON FUNDING FOR CHEMICAL WEAPONS DESTRUCTION FACILITY IN RUSSIA.

Section 1303 of the Ronald W. Reagan National Defense Authorization Act for Fiscal Year 2005 (Public Law 108–375; 118 Stat. 2094; 22 U.S.C. 5952 note) is amended—

(1) in subsection (b), by striking ''shall expire on December 31, 2006, and no waiver shall remain in effect after that date'' and inserting ''shall expire upon completion of the Chemical Weapons Destruction Facility currently under construction at Shchuch'ye in the Russian Federation, and no waiver shall remain in effect after that date''; and

(2) by adding at the end the following new subsection:

''(c) REPORT.—Not later than 30 days after completion of the facility referred to in subsection (b), the Secretary of Defense shall submit to Congress a written notification that specifies the date of completion.''.

SEC. 1304. NATIONAL ACADEMY OF SCIENCES STUDY.

(a) STUDY REQUIRED.—The Secretary of Defense shall enter into an arrangement with the National Academy of Sciences under which the Academy shall carry out a study to analyze lessons learned, past and present challenges, and possible options in effectively managing and facilitating threat reduction and nonproliferation projects under the Cooperative Threat Reduction program. The study shall cover all existing Cooperative Threat Reduction projects for securing or eliminating nuclear, chemical, and biological weapons and related systems in the states of the former Soviet Union.

(b) REPORT.—Not later than December 31, 2007, the Secretary shall submit to Committee on Armed Services of the Senate and the Committee on Armed Services of the House of Representatives a report on the study carried out under subsection (a). The report shall include a review and evaluation of each of the following matters:

(1) Project management.

(2) Interagency interaction concerning threat reduction and nonproliferation projects of other Federal departments or agencies.

(3) Public outreach and community involvement.

(4) Cooperation of Russia and of other states of the former Soviet Union (including site access, visa approval, and contractor support).

(5) Legal frameworks.

(6) Transparency.

(7) Adequacy of funding from the United States and any Cooperative Threat Reduction program partner.

(8) Interaction with threat reduction and nonproliferation projects of Global Partnership countries.

(c) FUNDING.—Of the amounts made available pursuant to the authorization of appropriations in section 301(19) for Cooperative Threat Reduction programs, not more than $2,000,000 shall be available only to carry out this section.

TITLE XIV—HOMELAND DEFENSE TECHNOLOGY TRANSFER

Sec. 1401. Short title.
Sec. 1402. Findings.
Sec. 1403. Creation of Homeland Defense Technology Transfer Consortium.

SEC. 1401. SHORT TITLE.

This title may be cited as the ''Homeland Defense Technology Transfer Act of 2006''.

SEC. 1402. FINDINGS.

Congress finds the following:

(1) The Federal Government funds billions of dollars for research each year that has the potential to meet the needs of Federal, State, and local first responders, yet examples of successful technology transitions are few and far between.

(2) Congress has made repeated efforts to authorize the Department of Defense to effectively transfer its technologies to Federal, State, and local first responders. However, while progress has been made in implementing these authorities, this process can be significantly improved.

(3) Although the Department of Defense Strategy for Homeland Defense and Civil Support calls for active participation in an interagency process that improves interoperability and compatibility with public safety technologies and initiatives, greater participation is needed to ensure that all technologies used by the Department of Defense in their homeland defense mission are interoperable and compatible with standards being developed for public safety technologies.

(4) Even when technologies with promise have been identified, additional research and development efforts are needed to adapt these technologies into readily available, affordable products. No program with a sense of urgency to quickly produce results exists to bridge this gap.

(5) Tragedies such as Hurricanes Katrina and Rita demonstrate the need for prompt, decisive action by Congress to solve a problem that has eluded attempts by the Department of Defense to solve.

(6) Legislation is needed to codify the process for effectively moving and adapting needed technologies from the Department of Defense to Federal, State, and local first responders so that the lives of the American public and emergency responders are protected to the maximum extent possible.

SEC. 1403. CREATION OF HOMELAND DEFENSE TECHNOLOGY TRANSFER CONSORTIUM.

(a) AUTHORIZATION OF CONSORTIUM.—In order to improve the speed and effectiveness of identifying, evaluating, deploying, and transferring to Federal, State, and local first responders technology items and equipment in support of homeland security as required by section 1401 of the Bob Stump National Defense Authorization Act for Fiscal Year 2003 (Public Law 107–314; 50 U.S.C. 2312 note) and work towards interoperability and compatibility of inter-agency homeland defense and security technologies, it is urgent that the technology adaptation and transfer process be consistent within the Department of Defense. Towards that end, the Secretary of Defense, in coordination with the Secretary of Homeland Security, is authorized to create a Homeland Defense–Homeland Security Technology Transfer Consortium.

(b) COMPOSITION OF CONSORTIUM.—To contribute to the rapid development and adoption of new technologies needed to ensure the safety of the United States public and the welfare of emergency service providers, the Homeland Defense–Homeland Security Technology Transfer Consortium shall be composed of—

(1) organizations and entities working with the Department of Defense;

(2) the Department of Homeland Security;

(3) Federal, State, and local first responders; and

(4) other relevant Federal agencies with established expertise in identifying, assessing, testing, evaluating, and training emergency response and other public safety entities.

(c) AUTHORITIES OF CONSORTIUM.—

(1) PROCESS IMPROVEMENTS.—The Homeland Defense–Homeland Security Technology Transfer Consortium shall systematize—

(A) the process for the identification, assessment, adaptation, and transition of defense technologies that have the potential to enhance public safety and improve homeland security, thereby assisting the Department of Defense in meeting its statutory obligation to identify, evaluate, deploy, and transfer to Federal, State, and local first responders technology items and equipment of homeland security; and

(B) the process of coordinating and acting as liaison on behalf of the Department of Defense and the Department of Homeland Security with other Federal agencies as appropriate to collect and prioritize Federal, State, and local first responder technology requirements already gathered by those entities.

(2) FUNDING RECOMMENDATIONS.—The Consortium shall submit recommendations to the Secretary of Defense and the Secretary of Homeland Security for funding for the development, adaptation, test and evaluation, or other needed activities for any technology identified under paragraph (1) with a high potential to benefit Federal, State, and local first responders.

(3) TECHNOLOGY INTEGRATION.—The Consortium may assist in the integration of new technologies into appropriate first responder training exercises to maximize their rapid

adoption as well as disseminating best practices in the profession.

(4) INTEROPERABILITY AND COMPATIBILITY.—The Consortium, under the direction of the Secretary of Defense and in coordination with the Secretary of Homeland Security, shall act as liaison with relevant Federal agencies, as well as Federal, State, and local first responders where appropriate, to work towards ensuring that technologies used by the Department of Defense in its homeland defense mission are interoperable and compatible with standards being developed for technologies used by Federal, State, and local first responders.

(d) ANNUAL REPORT OF THE CONSORTIUM.—The Homeland Defense–Homeland Security Technology Transfer Consortium shall submit to the President and Congress an annual report on its activities. Each report shall include, at a minimum—

(1) a listing of specific Department of Defense and related technologies it has identified that appear to meet needs of Federal, State, and local first responders;

(2) the results of any tests and evaluations conducted on particular technologies, except that no company proprietary information may be disclosed in the report;

(3) a listing of any recommendations the Consortium has made to the Department of Defense or the Department of Homeland Security that developmental, adaptive, test and evaluation, or other funding be provided related to the development and deployment of technologies identified by the Consortium of particular interest for meeting the needs of emergency response providers;

(4) a listing of any technology development activities undertaken under the authorities of subsection (c);

(5) a listing of any technologies that have been subsequently used by Federal, State, and local first responders as a result of activities of the Consortium; and

(6) any recommendations determined appropriate by the Consortium on barriers to the prompt deployment of technologies needed by Federal, State, and local first responders.

(e) ANNUAL REPORT BY THE SECRETARY OF DEFENSE.—The Secretary of Defense, in coordination with the Secretary of Homeland Security, shall submit to the President and Congress an annual report on activities the Department of Defense has taken to identify, test and evaluate, or develop technologies with application to Federal, State, and local first responders. Each report shall include, at a minimum, a description of the activities the Department of Defense has taken pursuant to recommendations of the Homeland Defense–Homeland Security Technology Transfer Consortium, including activities to fund development or testing and evaluation of technologies created under programs of the Department.

(f) AUTHORIZATION OF APPROPRIATIONS.—There is authorized to be appropriated $2,500,000 for the Department of Defense Office of Homeland Defense to fund the activities of the Homeland Defense–Homeland Security Technology Transfer Consortium in each of fiscal years 2007 and 2008, for carrying out the duties of the Consortium under this section.

TITLE XV—AUTHORIZATION FOR INCREASED COSTS DUE TO OPERATION IRAQI FREEDOM AND OPERATION ENDURING FREEDOM

Sec. 1501. Purpose.
Sec. 1502. Army procurement.
Sec. 1503. Navy and Marine Corps procurement.
Sec. 1504. Air Force procurement.
Sec. 1505. Defense-wide activities procurement.
Sec. 1506. Research, development, test and evaluation.
Sec. 1507. Operation and maintenance.
Sec. 1508. Defense Health Program.
Sec. 1509. Classified programs.
Sec. 1510. Military personnel.
Sec. 1511. Treatment as additional authorizations.
Sec. 1512. Transfer authority.
Sec. 1513. Availability of funds.

SEC. 1501. PURPOSE.

The purpose of this title is to authorize estimated future emergency supplemental appropriations for the Department of Defense for fiscal year 2007 to provide funds for additional costs due to Operation Iraqi Freedom and Operation Enduring Freedom.

SEC. 1502. ARMY PROCUREMENT.

Funds are hereby authorized to be appropriated for fiscal year 2007 for procurement accounts of the Army in amounts as follows:

(1) For aircraft procurement, $232,400,000.

(2) For ammunition procurement, $328,341,000.

(3) For weapons and tracked combat vehicles procurement, $1,029,672,000.

(4) For other procurement, $2,183,430,000.

SEC. 1503. NAVY AND MARINE CORPS PROCUREMENT.

(a) NAVY.—Funds are hereby authorized to be appropriated for fiscal year 2007 for procurement accounts for the Navy in amounts as follows:

(1) For weapons procurement, $131,400,000.

(2) For other procurement, $44,700,000.

(b) MARINE CORPS.—Funds are hereby authorized to be appropriated for fiscal year 2007 for the procurement account for the Marine Corps in the amount of $636,125,000.

(c) NAVY AND MARINE CORPS AMMUNITION.—Funds are hereby authorized to be appropriated for fiscal year 2007 for the procurement account for ammunition for the Navy and the Marine Corps in the amount of $143,150,000.

SEC. 1504. AIR FORCE PROCUREMENT.

Funds are hereby authorized to be appropriated for fiscal year 2007 for procurement accounts for the Air Force in amounts as follows:

(1) For aircraft procurement, $201,550,000.

(2) For missile procurement, $32,650,000.

(3) For other procurement, $62,650,000.

SEC. 1505. DEFENSE-WIDE ACTIVITIES PROCUREMENT.

Funds are hereby authorized to be appropriated for fiscal year 2007 for the procurement account for Defense-wide in the amount of $140,200,000.

SEC. 1506. RESEARCH, DEVELOPMENT, TEST AND EVALUATION.

Funds are hereby authorized to be appropriated for fiscal year 2007 for the use of the Department of Defense for research, development, test and evaluation as follows:

(1) For the Army, $25,500,000.

(2) For Defense-wide activities, $5,000,000.

(3) For the Air Force, $7,000,000.

SEC. 1507. OPERATION AND MAINTENANCE.

Funds are hereby authorized to be appropriated for fiscal year 2007 for the use of the Armed Forces for expenses, not otherwise provided for, for operation and maintenance, in amounts as follows:

(1) For the Army, $22,396,986,000.

(2) For the Navy, $1,834,560,000.

(3) For the Marine Corps, $1,485,920,000.

(4) For the Air Force, $2,822,998,000.

(5) For Defense-wide activities, $3,377,402,000.

(6) For the Army National Guard, $50,000,000.

(7) For the Air National Guard, $15,400,000.

SEC. 1508. DEFENSE HEALTH PROGRAM.

Funds are hereby authorized to be appropriated for the Department of Defense for fiscal year 2007 for expenses, not otherwise provided for, the Defense Health Program, in the amount of $950,200,000 for operation and maintenance.

SEC. 1509. CLASSIFIED PROGRAMS.

Funds are hereby authorized to be appropriated to the Department of Defense for fiscal year 2007 for Classified Programs, in the amount of $2,500,000,000.

SEC. 1510. MILITARY PERSONNEL.

There is hereby authorized to be appropriated to the Department of Defense for military personnel accounts for fiscal year 2007 a total of $9,362,766,000.

SEC. 1511. TREATMENT AS ADDITIONAL AUTHORIZATIONS.

The amounts authorized to be appropriated by this title are in addition to amounts otherwise authorized to be appropriated by this Act.

SEC. 1512. TRANSFER AUTHORITY.

(a) AUTHORITY TO TRANSFER AUTHORIZATIONS.—

(1) AUTHORITY.—Upon determination by the Secretary of Defense that such action is necessary in the national interest, the Secretary may transfer amounts of authorizations made available to the Department of Defense in this title for fiscal year 2007 between any such authorizations for that fiscal year (or any subdivisions thereof). Amounts of authorizations so transferred shall be merged with and be available for the same purposes as the authorization to which transferred.

(2) LIMITATION.—The total amount of authorizations that the Secretary may transfer under the authority of this section may not exceed $3,000,000,000. The transfer authority provided in this section is in addition to any other transfer authority available to the Secretary of Defense.

(b) LIMITATIONS.—The authority provided by this section to transfer authorizations—

(1) may only be used to provide authority for items that have a higher priority than the items from which authority is transferred;

(2) may not be used to provide authority for an item that has been denied authorization by Congress; and

(3) may not be combined with the authority under section 1001.

(c) EFFECT ON AUTHORIZATION AMOUNTS.—A transfer made from one account to another under the authority of this section shall be deemed to increase the amount authorized for the account to which the amount is transferred by an amount equal to the amount transferred.

(d) NOTICE TO CONGRESS.—A transfer may be made under the authority of this section only after the Secretary of Defense—

(1) consults with the chairmen and ranking members of the congressional defense committees with respect to the proposed transfer; and

(2) after such consultation, notifies those committees in writing of the proposed transfer not less than five days before the transfer is made.

SEC. 1513. AVAILABILITY OF FUNDS.

Funds in this title shall be made available for obligation to the Army, Navy, Marine Corps, Air Force, and Defense-wide components by the end of the second quarter of fiscal year 2007.

DIVISION B—MILITARY CONSTRUCTION AUTHORIZATIONS

SEC. 2001. SHORT TITLE.

This division may be cited as the ''Joel Hefley Military Construction Authorization Act for Fiscal Year 2007''.

TITLE I—ARMY

Sec. 2101. Authorized Army construction and land acquisition projects.
Sec. 2102. Family housing.
Sec. 2103. Improvements to military family housing units.

Sec. 2104. Authorization of appropriations, Army.

SEC. 2101. AUTHORIZED ARMY CONSTRUCTION AND LAND ACQUISITION PROJECTS.

(a) INSIDE THE UNITED STATES.—Using amounts appropriated pursuant to the authorization of appropriations in section 2104(a)(1), the Secretary of the Army may acquire real property and carry out military construction projects for the installations or locations inside the United States, and in the amounts, set forth in the following table:

Army: Inside the United States

State	Installation or Location	Amount
Alabama	Redstone Arsenal	$4,300,000
Alaska	Fort Richardson	$70,656,000
California	Fort Irwin	$18,200,000
Colorado	Fort Carson	$30,800,000
Georgia	Fort Gillem	$15,000,000
	Fort Stewart/Hunter Army Air Field	$95,300,000
Hawaii	Schofield Barracks	$54,500,000
Kansas	Fort Leavenworth	$23,200,000
	Fort Riley	$37,200,000
Kentucky	Blue Grass Army Depot	$3,500,000
	Fort Campbell	$123,500,000
Louisiana	Fort Polk	$6,100,000
Maryland	Fort Detrick	$12,400,000
Missouri	Fort Leonard Wood	$27,600,000
New Jersey	Picatinny Arsenal	$9,900,000
New York	Fort Drum	$218,600,000
North Carolina	Fort Bragg	$89,000,000
	Sunny Point Military Ocean Terminal	$46,000,000
Oklahoma	McAlester Army Ammunition Plant	$3,050,000
Texas	Corpus Christi Army Depot	$12,200,000
	Fort Bliss	$8,200,000
	Fort Hood	$93,000,000
Utah	Dugway Proving Ground	$14,400,000
Virginia	Fort Lee	$4,150,000
Washington	Fort Lewis	$502,600,000

(b) OUTSIDE THE UNITED STATES.—Using amounts appropriated pursuant to the authorization of appropriations in section 2104(a)(2), the Secretary of the Army may acquire real property and carry out military construction projects for the installations or locations outside the United States, and in the amounts, set forth in the following table:

Army: Outside the United States

Country	Installation or Location	Amount
Germany	Grafenwoehr	$157,632,000
	Vilseck	$19,000,000
Italy	Vicenza	$223,000,000
Japan	Camp Hansen	$7,150,000
Korea	Camp Humphreys	$77,000,000
	Yongpyong	$7,400,000

(c) UNSPECIFIED WORLDWIDE.—Using amounts appropriated pursuant to the authorization of appropriations in section 2104(a)(3), the Secretary of the Army may acquire real property and carry out military construction projects for unspecified installations or locations in the amount set forth in the following table:

Army: Unspecified Worldwide

Location	Installation or Location	Amount
	Unspecified Worldwide	$34,800,000

SEC. 2102. FAMILY HOUSING.

(a) CONSTRUCTION AND ACQUISITION.—Using amounts appropriated pursuant to the authorization of appropriations in section 2104(a)(6)(A), the Secretary of the Army may construct or acquire family housing units (including land acquisition and supporting facilities) at the installations or locations, in the number of units, and in the amounts set forth in the following table:

Army: Family Housing

State	Installation or Location	Units	Amount
Alaska	Fort Richardson	162	$70,000,000

Army: Family Housing—Continued

State	Installation or Location	Units	Amount
	Fort Wainwright	234	$132,000,000
Arizona	Fort Huachuca	119	$32,000,000
Arkansas	Pine Bluff Arsenal	10	$2,900,000
Wisconsin	Fort McCoy	13	$4,900,000

(b) PLANNING AND DESIGN.—Using amounts appropriated pursuant to the authorization of appropriations in section 2104(a)(6)(A), the Secretary of the Army may carry out architectural and engineering services and construction design activities with respect to the construction or improvement of family housing units in an amount not to exceed $16,332,000.

SEC. 2103. IMPROVEMENTS TO MILITARY FAMILY HOUSING UNITS.

Subject to section 2825 of title 10, United States Code, and using amounts appropriated pursuant to the authorization of appropriations in section 2104(6)(5)(A), the Secretary of the Army may improve existing military family housing units in an amount not to exceed $320,659,000.

SEC. 2104. AUTHORIZATION OF APPROPRIATIONS, ARMY.

(a) AUTHORIZATION OF APPROPRIATIONS.—Funds are hereby authorized to be appropriated for fiscal years beginning after September 30, 2006, for military construction, land acquisition, and military family housing functions of the Department of the Army in the total amount of $3,389,046,000 as follows:

(1) For military construction projects inside the United States authorized by section 2101(a), $1,217,356,000.

(2) For military construction projects outside the United States authorized by section 2101(b), $491,182,000.

(3) For military construction projects at unspecified worldwide locations authorized by section 2101(c), $34,800,000.

(4) For unspecified minor military construction projects authorized by section 2805 of title 10, United States Code, $23,930,000.

(5) For architectural and engineering services and construction design under section 2807 of title 10, United States Code, $220,830,000.

(6) For military family housing functions:

(A) For construction and acquisition, planning and design, and improvement of military family housing and facilities, $578,791,000.

(B) For support of military family housing (including the functions described in section 2833 of title 10, United States Code), $674,657,000.

(7) For the construction of increment 2 of a barracks complex at Fort Drum, New York, authorized by section 2101(a) of the Military Construction Authorization Act for Fiscal Year 2006 (division B of Public Law 109–163; 119 Stat. 3485), $16,500,000.

(8) For the construction of increment 2 of a barracks complex for the 2nd Brigade at Fort Bragg, North Carolina, authorized by section 2101(a) of the Military Construction Authorization Act for Fiscal Year 2006 (division B of Public Law 109–163; 119 Stat. 3485), $31,000,000.

(9) For the construction of increment 2 of a barracks complex for the 3nd Brigade at Fort Bragg, North Carolina, authorized by section 2101(a) of the Military Construction Authorization Act for Fiscal Year 2006 (division B of Public Law 109–163; 119 Stat. 3485), $50,000,000.

(10) For the construction of increment 2 of a barracks complex for divisional artillery at Fort Bragg, North Carolina, authorized by section 2101(a) of the Military Construction Authorization Act for Fiscal Year 2006 (division B of Public Law 109–163; 119 Stat. 3485), $37,000,000.

(11) For the construction of increment 2 of a defense access road at Fort Belvoir, Virginia, authorized by section 2101(a) of the Military Construction Authorization Act for Fiscal Year 2006 (division B of Public Law 109–163; 119 Stat. 3486), $13,000,000.

(b) LIMITATION ON TOTAL COST OF CONSTRUCTION PROJECTS.—Notwithstanding the cost variations authorized by section 2853 of title 10, United States Code, and any other cost variation authorized by law, the total cost of all projects carried out under section 2101 of this Act may not exceed the sum of the following:

(1) The total amount authorized to be appropriated under paragraphs (1), (2), and (3) of subsection (a).

(2) $306,000,000 (the balance of the amount authorized under section 2101(a) for construction of a brigade complex for Fort Lewis, Washington).

TITLE II—NAVY

Sec. 2201. Authorized Navy construction and land acquisition projects.
Sec. 2202. Family housing.
Sec. 2203. Improvements to military family housing units.
Sec. 2204. Authorization of appropriations, Navy.
Sec. 2205. Modification of authority to carry out certain fiscal year 2004 and 2005 projects.

SEC. 2201. AUTHORIZED NAVY CONSTRUCTION AND LAND ACQUISITION PROJECTS.

(a) INSIDE THE UNITED STATES.—Using amounts appropriated pursuant to the authorization of appropriations in section 2204(a)(1), the Secretary of the Navy may acquire real property and carry out military construction projects for the installations or locations inside the United States, and in the amounts, set forth in the following table:

Navy: Inside the United States

State	Installation or Location	Amount
Arizona	Marine Corps Air Station, Yuma	$5,966,000
California	Marine Corps Air Station, Camp Pendleton	$6,412,000
	Marine Corps Air Station, Miramar	$2,968,000
	Marine Corps Base, Camp Pendleton	$106,142,000
	Marine Corps Base, Twentynine Palms	$27,217,000
	Naval Air Station, North Island	$21,535,000
	Naval Support Activity, Monterey	$7,380,000
Connecticut	Naval Submarine Base, New London	$9,580,000
Florida	Naval Air Station, Pensacola	$13,486,000
Georgia	Marine Corps Logistics Base, Albany	$70,540,000
	Naval Submarine Base, Kings Bay	$20,282,000
Hawaii	Naval Base, Pearl Harbor	$48,338,000
	Naval Magazine, Pearl Harbor	$6,010,000
Indiana	Naval Support Activity, Crane	$6,730,000
Maryland	Naval Air Station, Patuxent River	$16,316,000
	National Maritime Intelligence Center, Suitland	$67,939,000
North Carolina	Marine Corps Air Station, Cherry Point	$2,790,000
	Marine Corps Air Station, New River	$21,500,000
	Marine Corps Base, Camp Lejeune	$160,904,000
South Carolina	Marine Corps Air Station, Beaufort	$25,575,000
Virginia	Marine Corps Base, Quantico	$30,628,000
	Naval Shipyard, Norfolk	$34,952,000
	Naval Station, Norfolk	$12,062,000

Navy: Inside the United States—Continued

State	Installation or Location	Amount
Washington	Naval Support Activity, Norfolk	$41,712,000
	Naval Base, Kitsap	$17,617,000
	Naval Air Station, Whidbey Island	$67,303,000

(b) OUTSIDE THE UNITED STATES.—Using amounts appropriated pursuant to the authorization of appropriations in section 2204(a)(2), the Secretary of the Navy may acquire real property and carry out military construction projects for the installations or locations outside the United States, and in the amounts, set forth in the following table:

Navy: Outside the United States

Country	Installation or Location	Amount
Diego Garcia	Diego Garcia	$37,473,000
Italy	Naval Air Station, Sigonella	$13,051,000

(c) UNSPECIFIED WORLDWIDE.—Using amounts appropriated pursuant to the authorization of appropriations in section 2204(a)(3), the Secretary of the Navy may acquire real property and carry out military construction projects for unspecified installations or locations in the amount set forth in the following table:

Navy: Unspecified Worldwide

Location	Project	Amount
	Helicopter Support Facility	$12,185,000

SEC. 2202. FAMILY HOUSING.

(a) CONSTRUCTION AND ACQUISITION.—Using amounts appropriated pursuant to the authorization of appropriations in section 2204(a)(6)(A), the Secretary of the Navy may construct or acquire family housing units (including land acquisition and supporting facilities) at the installations, in the number of units, and in the amounts set forth in the following table:

Navy: Family Housing

Location	Installation	Units	Amount
California	Marine Corps Log. Base, Barstow	74	$27,851,000
Guam	Naval Station, Guam	176	$98,174,000

(b) PLANNING AND DESIGN.—Using amounts appropriated pursuant to the authorization of appropriations in section 2204(a)(6)(A), the Secretary of the Navy may carry out architectural and engineering services and construction design activities with respect to the construction or improvement of military family housing units in an amount not to exceed $2,785,000.

SEC. 2203. IMPROVEMENTS TO MILITARY FAMILY HOUSING UNITS.

Subject to section 2825 of title 10, United States Code, and using amounts appropriated pursuant to the authorization of appropriations in section 2204(a)(6)(A), the Secretary of the Navy may improve existing military family housing units in an amount not to exceed $180,146,000.

SEC. 2204. AUTHORIZATION OF APPROPRIATIONS, NAVY.

(a) AUTHORIZATION OF APPROPRIATIONS.—Funds are hereby authorized to be appropriated for fiscal years beginning after September 30, 2006, for military construction, land acquisition, and military family housing functions of the Department of the Navy in the total amount of $2,037,953,000, as follows:

(1) For military construction projects inside the United States authorized by section 2201(a), $764,572,000,000.

(2) For military construction projects outside the United States authorized by section 2201(b), $50,524,000.

(3) For military construction projects at unspecified worldwide locations authorized by section 2201(c), $12,185,000.

(4) For unspecified minor military construction projects authorized by section 2805 of title 10, United States Code, $8,939,000.

(5) For architectural and engineering services and construction design under section 2807 of title 10, United States Code, $72,857,000.

(6) For military family housing functions:

(A) For construction and acquisition, planning and design, and improvement of military family housing and facilities, $308,956,000.

(B) For support of military family housing (including functions described in section 2833 of title 10, United States Code), $509,126,000.

(7) For the construction of increment 2 of a reclamation and conveyance project for Marine Corps Base, Camp Pendleton, California, authorized by section 2201(a) of the Military Construction Authorization Act of Fiscal Year 2006 (division B of Public Law 109–163; 119 Stat. 3490), $33,290,000.

(8) For the construction of increment 2 of a helicopter hangar replacement at Naval Air Station, Jacksonville, Florida, authorized by section 2201(a) of the Military Construction Authorization Act for Fiscal Year 2006 (division B of Public Law 109–163; 119 Stat. 3489), $43,250,000.

(9) For the construction of increment 2 of recruit training barracks infrastructure upgrades at Recruit Training Command, Great Lakes, Illinois, authorized by section 2201(a) of the Military Construction Authorization Act for Fiscal Year 2006 (division B of Public Law 109–163; 119 Stat. 3490), $23,589,000.

(10) For the construction of increment 2 of a field house at the United States Naval Academy, Annapolis, Maryland, authorized by section 2201(a) of the Military Construction Authorization Act of Fiscal Year 2006 (division B of Public Law 109–163; 119 Stat. 3490), $21,685,000.

(11) For the construction of increment 2 of the replacement of Ship Repair Pier 3 at Naval Station, Norfolk, Virginia, authorized by section 2201(a) of the Military Construction Authorization Act of Fiscal Year 2006 (division B of Public Law 109–163; 119 Stat. 3490), $30,939,000.

(12) For the construction of increment 2 of an addition to Hockmuth Hall, Marine Corps Base, Quantico, Virginia, authorized by section 2201(a) of the Military Construction Authorization Act of Fiscal Year 2006 (division B of Public Law 109–163; 119 Stat. 3490), $10,159,000.

(13) For the construction of increment 2 of wharf upgrades at Naval Station Guam, Marianas Islands, authorized by section 2201(b) of the Military Construction Authorization Act for Fiscal Year 2006 (division B of Public Law 109–163; 119 Stat. 3490), $29,772,000.

(14) For the construction of increment 2 of wharf upgrades at Yokosuka, Japan, authorized by section 2201(b) of the Military Construction Authorization Act of Fiscal Year 2006 (division B of Public Law 109–163; 119 Stat. 3490), $44,360,000.

(15) For the construction of increment 2 of bachelor quarters at Naval Station, Everett, Washington, authorized by section 2201(a) of the Military Construction Authorization Act of Fiscal Year 2006 (division B of Public Law 109–163; 119 Stat. 3490), $20,917,000.

(16) For the construction of increment 3 of the limited area production and storage complex at Strategic Weapons Facility Pacific, Bangor, Washington, authorized by section 2201(a) of the Military Construction Authorization Act for Fiscal Year 2005 (division B of Public Law 108–375; 118 Stat. 2105), as amended by section 2206 of this Act, $14,274,000.

(17) For the construction of the next increment of the outlaying landing field facilities at Washington County, North Carolina, authorized by section 2201(a) of the Military Construction Authorization Act for Fiscal Year 2004 (division B of Public Law 108–136; 117 Stat. 1704), as amended by section 2205(a) of this Act, $7,926,000.

(18) For the construction of increment 4 of pier 11 replacement at Naval Station, Norfolk, Virginia, authorized by section 2201(a) of the Military Construction Authorization Act for Fiscal Year 2004 (division B of Public Law 108–136; 117 Stat. 1704), $30,633,000.

(b) LIMITATION ON TOTAL COST OF CONSTRUCTION PROJECTS.—Notwithstanding the cost variations authorized by section 2853 of title 10, United States Code, and any other cost variation authorized by law, the total cost of all projects carried out under section 2201 of this Act may not exceed the sum of the following:

(1) The total amount authorized to be appropriated under paragraphs (1), (2), and (3) of subsection (a).

(2) $56,159,000 (the balance of the amount authorized under section 2201(a) for construction of an addition to the National Maritime Intelligence Center, Suitland, Maryland).

(3) $31,153,000 (the balance of the amount authorized under section 2201(a) to recapitalize Hangar 5 at Naval Air Station, Whidbey Island, Washington).

SEC. 2205. MODIFICATION OF AUTHORITY TO CARRY OUT CERTAIN FISCAL YEAR 2004 AND 2005 PROJECTS.

(a) FISCAL YEAR 2004 INSIDE THE UNITED STATES PROJECT.—

(1) MODIFICATION.—The table in section 2201(a) of the Military Construction Authorization Act for Fiscal Year 2004 (division B of Public Law 108–136; 117 Stat. 1704), as amended by section 2205 of the Military Construction Authorization Act for Fiscal Year 2006 (division B of Public Law 109–163; 119 Stat. 3492), is amended—

(A) at the end of the items relating to North Carolina, by inserting a new item entitled ''Navy Outlying Landing Field, Washington County'' in the amount of ''$193,260,000'';

(B) by striking the item relating to Various Locations, CONUS; and

(C) by striking the amount identified as the total in the amount column and inserting ''$1,489,424,000''.

(2) CONFORMING AMENDMENTS.—Section 2204(b)(6) of that Act (117 Stat. 1706) is amended—

(A) by striking ''$28,750,000'' and inserting ''$165,650,000''; and

(B) by striking ''outlying landing field facilities, various locations in the continental United States'' and inserting ''an outlying landing field in Washington County, North Carolina''.

(b) FISCAL YEAR 2005 INSIDE THE UNITED STATES PROJECT.—

(1) MODIFICATION.—The table in section 2201(a) of the Military Construction Authorization Act for Fiscal Year 2005 (division B of Public Law 108–375; 118 Stat. 2105), as amended by section 2206 of the Military Construction Authorization Act for Fiscal Year 2006 (division B of Public Law 109–163; 119 Stat. 3493), is amended—

(A) by striking the item relating to Navy Outlying Landing Field, Washington County, North Carolina; and

(B) by striking the amount identified as the total in the amount column and inserting ''$825,479,000''.

(2) CONFORMING AMENDMENTS.—Section 2204 of that Act (118 Stat. 2107), as amended by section 2206 of the Military Construction Authorization Act for Fiscal Year 2006 (division B of Public Law 109–163; 119 Stat. 3493), is amended—

(A) in subsection (a)—

(i) in paragraph (1), by striking ''$752,927,000'' and inserting ''722,927,000''; and

(ii) by adding at the end the following new paragraph:

''(10) For the construction of increment 2 of the Navy outlying landing field in Washington County, North Carolina, authorized by section 2201(a) of the Military Construction Authorization Act for Fiscal Year 2004 (division B of Public Law 108–136; 117 Stat. 1704), as amended by section 2205(a) of the Military Construction Authorization Act for Fiscal Year 2007, $30,000,000.''; and

(B) in subsection (b), by striking paragraph (3).

TITLE III—AIR FORCE

Sec. 2301. Authorized Air Force construction and land acquisition projects.
Sec. 2302. Family housing.
Sec. 2303. Improvements to military family housing units.
Sec. 2304. Authorization of appropriations, Air Force.

SEC. 2301. AUTHORIZED AIR FORCE CONSTRUCTION AND LAND ACQUISITION PROJECTS.

(a) INSIDE THE UNITED STATES.—Using amounts appropriated pursuant to the authorization of appropriations in section 2304(a)(1), the Secretary of the Air Force may acquire real property and carry out military construction projects for the installations or locations inside the United States, and in the amounts, set forth in the following table:

Air Force: Inside the United States

State	Installation or Location	Amount
Alaska	Eielson Air Force Base	$38,300,000
	Elmendorf Air Force Base	$56,100,000
Arizona	Davis-Monthan Air Force Base	$11,800,000
Arkansas	Little Rock Air Force Base	$9,800,000
California	Beale Air Force Base	$28,000,000
	Travis Air Force Base	$73,900,000
Colorado	Buckley Air Force Base	$10,700,000
	Peterson Air Force Base	$4,900,000
	Schriever Air Force Base	$21,000,000
Delaware	Dover Air Force Base	$26,400,000
Florida	Eglin Air Force Base	$30,350,000
	Hurlburt Field	$32,950,000
	MacDill Air Force Base	$71,000,000
	Tyndall Air Force Base	$8,200,000
Georgia	Robins Air Force Base	$45,600,000
Hawaii	Hickam Air Force Base	$28,538,000
Illinois	Scott Air Force Base	$20,000,000
Kansas	McConnell Air Force Base	$3,875,000
Kentucky	Fort Knox	$3,500,000
Montana	Malmstrom Air Force Base	$5,700,000
Nevada	Indian Springs Auxiliary Field	$49,923,000
New Jersey	McGuire Air Force Base	$28,500,000
Oklahoma	Altus Air Force Base	$1,500,000
	Tinker Air Force Base	$5,700,000
South Carolina	Shaw Air Force Base	$31,500,000
South Dakota	Ellsworth Air Force Base	$3,000,000
Texas	Fort Bliss	$8,500,000

Air Force: Inside the United States—Continued

State	Installation or Location	Amount
	Lackland Air Force Base	$13,200,000
	Laughlin Air Force Base	$12,600,000
	Sheppard Air Force Base	$7,000,000
Utah	Hill Air Force Base	$53,400,000
Virginia	Langley Air Force Base	$57,700,000
Washington	Fairchild Air Force Base	$4,250,000
Wyoming	Francis E. Warren Air Force Base	$11,000,000

(b) OUTSIDE THE UNITED STATES.—Using amounts appropriated pursuant to the authorization of appropriations in section 2304(a)(2), the Secretary of the Air Force may acquire real property and carry out military construction projects for the installations or locations outside the United States, and in the amounts, set forth in the following table:

Air Force: Outside the United States

Country	Installation or Location	Amount
Germany	Ramstein Air Base	$53,150,000
Guam	Andersen Air Base	$80,800,000
Korea	Kunsan Air Base	$46,700,000
	Osan Air Base	$2,156,000

(c) UNSPECIFIED WORLDWIDE.—Using amounts appropriated pursuant to the authorization of appropriations in section 2304(a)(3), the Secretary of the Air Force may acquire real property and carry out military construction projects for unspecified installations or locations in the amount set forth in the following table:

Air Force: Unspecified Worldwide

Location	Installation or Location	Amount
	Unspecified Worldwide	$35,677,000

SEC. 2302. FAMILY HOUSING.

(a) CONSTRUCTION AND ACQUISITION.—Using amounts appropriated pursuant to the authorization of appropriations in section 2304(a)(6)(A), the Secretary of the Air Force may construct or acquire family housing units (including land acquisition and supporting facilities) at the installations or locations, in the number of units, and in the amounts set forth in the following table:

Air Force: Family Housing

State or Country	Installation or Location	Units	Amount
Alaska	Eielson Air Force Base	129	$87,414,000
Idaho	Mountain Home Air Force Base	457	$107,800,000
Missouri	Whiteman Air Force Base	116	$39,270,000
Montana	Malmstrom Air Force Base	493	$140,252,000
North Carolina	Seymour Johnson Air Force Base	56	$22,956,000
North Dakota	Minot Air Force Base	575	$171,188,000
Texas	Dyess Air Force Base	199	$49,215,000
Germany	Ramstein Air Base	101	$59,488,000
	Spangdahlem Air Base	60	$39,294,000
United Kingdom	Royal Air Force Lakenheath	74	$35,282,000

(b) PLANNING AND DESIGN.—Using amounts appropriated pursuant to the authorization of appropriations in section 2304(a)(6)(A), the Secretary of the Air Force may carry out architectural and engineering services and construction design activities with respect to the construction or improvement of military family housing units in an amount not to exceed $13,202,000.

SEC. 2303. IMPROVEMENTS TO MILITARY FAMILY HOUSING UNITS.

Subject to section 2825 of title 10, United States Code, and using amounts appropriated pursuant to the authorization of appropriations in section 2304(a)(6)(A), the Secretary of the Air Force may improve existing military family housing units in an amount not to exceed $403,777,000.

SEC. 2304. AUTHORIZATION OF APPROPRIATIONS, AIR FORCE.

(a) AUTHORIZATION OF APPROPRIATIONS.—Funds are hereby authorized to be appropriated for fiscal years beginning after September 30, 2006, for military construction, land acquisition, and military family housing functions of the Department of the Air Force in the total amount of $3,157,882,000, as follows:

(1) For military construction projects inside the United States authorized by section 2301(a), $818,386,000.

(2) For military construction projects outside the United States authorized by section 2301(b), $182,806,000.

(3) For military construction projects at unspecified worldwide locations authorized by section 2301(c), $35,677,000.

(4) For unspecified minor military construction projects authorized by section 2805 of title 10, United States Code, $15,000,000.

(5) For architectural and engineering services and construction design under section 2807 of title 10, United States Code, $97,504,000.

(6) For military family housing functions:

(A) For construction and acquisition, planning and design, and improvement of military family housing and facilities, $1,169,138,000.

(B) For support of military family housing (including functions described in section 2833 of title 10, United States Code), $755,071,000.

(7) For the construction of increment 2 of the C–17 maintenance complex at Elmendorf Air Force Base, Alaska, authorized by section 2301(a) of the Military Construction Authorization Act for Fiscal Year 2006 (division B of Public Law 109–163; 119 Stat. 3494), $30,000,000.

(8) For the construction of increment 2 of the main base runway at Edwards Air Force Base, California, authorized by section 2301(a) of the Military Construction Authorization Act for Fiscal Year 2006 (division B of Public Law 109–163; 119 Stat. 3494), $31,000,000.

(9) For the construction of increment 2 of the CENTCOM Joint Intelligence Center at MacDill Air Force Base, Florida, authorized by section 2301(a) of the Military Construction Authorization Act for Fiscal Year 2006 (division B of Public Law 109–163; 119 Stat. 3494), $23,300,000.

(b) LIMITATION ON TOTAL COST OF CONSTRUCTION PROJECTS.—Notwithstanding the cost variations authorized by section 2853 of title 10, United States Code, and any other cost variation authorized by law, the total cost of all projects carried out under section 2301 of this Act may not exceed the total amount authorized to be appropriated under paragraphs (1), (2), and (3) of subsection (a).

TITLE IV—DEFENSE AGENCIES

Sec. 2401. Authorized Defense Agencies construction and land acquisition projects.
Sec. 2402. Family housing.
Sec. 2403. Energy conservation projects.
Sec. 2404. Authorized base closure and realignment activities funded through Department of Defense Base Closure Account 2005.
Sec. 2405. Authorization of appropriations, Defense Agencies.
Sec. 2406. Modification of authority to carry out certain fiscal year 2006 projects.

SEC. 2401. AUTHORIZED DEFENSE AGENCIES CONSTRUCTION AND LAND ACQUISITION PROJECTS.

(a) INSIDE THE UNITED STATES.—Using amounts appropriated pursuant to the authorization of appropriations in section 2405(a)(1), the Secretary of Defense may acquire real property and carry out military construction projects for the installations or locations inside the United States, and in the amounts, set forth in the following tables:

Defense Education Activity

State	Installation or Location	Amount
Kentucky	Fort Knox	$18,108,000

Defense Logistics Agency

State	Installation or Location	Amount
Arizona	Marine Corps Air Station, Yuma	$8,715,000
California	Beale Air Force Base	$9,000,000
Pennsylvania	Defense Distribution Depot, New Cumberland	$8,900,000
Viginia	Fort Belvoir	$5,500,000
Washington	Naval Air Station, Whidbey Island	$26,000,000

National Security Agency

State	Installation or Location	Amount
Maryland	Fort Meade	$4,517,000

Special Operations Command

State	Installation or Location	Amount
California	Marine Corps Base, Camp Pendleton	$24,400,000
Colorado	Fort Carson	$26,100,000
Florida	Hurlburt Field	$14,482,000
	MacDill Air Force Base	$27,300,000
Kentucky	Fort Campbell	$24,500,000
Mississippi	Stennis Space Center	$10,200,000
North Carolina	Fort Bragg	$67,044,000
	Marine Corps Base, Camp Lejeune	$51,600,000
Virginia	Naval Air Base, Little Creek	$22,000,000

TRICARE Management Activity

State	Installation or Location	Amount
Alaska	Fort Richardson	$37,200,000
California	Fort Irwin	$6,050,000
Florida	MacDill Air Force Base	$92,000,000
	Naval Hospital, Jacksonville	$16,000,000
Hawaii	Naval Base, Pearl Harbor	$7,700,000
Illinois	Naval Hospital, Great Lakes	$20,000,000
Maryland	Fort Detrick	$550,000,000
New York	Fort Drum	$9,700,000

TRICARE Management Activity—Continued

State	Installation or Location	Amount
Texas	Fort Hood	$18,000,000

(b) OUTSIDE THE UNITED STATES.—Using amounts appropriated pursuant to the authorization of appropriations in section 2405(a)(2), the Secretary of Defense may acquire real property and carry out military construction projects for the installations or locations outside the United States, and in the amounts, set forth in the following tables:

Defense Education Activity

Country	Installation or Location	Amount
Italy	Vicenza	$47,210,000
Korea	Osan Air Base	$4,589,000
Spain	Naval Station, Rota	$23,048,000

Defense Logistics Agency

Country or Possession	Installation or Location	Amount
Japan	Okinawa	$5,000,000
Wake Island		$2,600,000

Special Operations Command

Country	Installation or Location	Amount
Qatar	Al Udeid AB	$44,500,000

TRICARE Management Activity

Country	Installation or Location	Amount
Italy	Vicenza	$52,000,000

SEC. 2402. FAMILY HOUSING.

(a) CONSTRUCTION AND ACQUISITION.—Using amounts appropriated pursuant to the authorization of appropriations in section 2405(a)(9)(A), the Secretary of Defense may construct or acquire family housing units (including land acquisition and supporting facilities) at the location, in the number of units, and in the amount set forth in the following table:

Defense Logistics Agency: Family Housing

State	Location	Units	Amount
Virginia	Richmond International Airport	25	$7,840,000

(b) PLANNING AND DESIGN.—Using amounts appropriated pursuant to the authorization of appropriations in section 2405(a)(9)(A), the Secretary of Defense may carry out architectural and engineering services and construction design activities with respect to the construction or improvement of military family housing units in an amount not to exceed $200,000.

SEC. 2403. ENERGY CONSERVATION PROJECTS.

Using amounts appropriated pursuant to the authorization of appropriations in section 2405(a)(6), the Secretary of Defense may carry out energy conservation projects under section 2865 of title 10, United States Code, in the amount of $55,000,000.

SEC. 2404. AUTHORIZED BASE CLOSURE AND REALIGNMENT ACTIVITIES FUNDED THROUGH DEPARTMENT OF DEFENSE BASE CLOSURE ACCOUNT 2005.

(a) AUTHORIZED ACTIVITIES.—Using amounts appropriated pursuant to the authorization of appropriations in section 2405(a)(8), the Secretary of Defense may carry out base closure and realignment activities, including real property acquisition and military construction projects, as authorized by the Defense Base Closure and Realignment Act of 1990 (part A of title XXIX of Public Law 101–510; 10 U.S.C. 2687 note) and funded through the Department of Defense Base Closure Account 2005 established by section 2906A of such Act, in the amount of $5,902,723,000.

(b) CONFORMING AMENDMENTS TO FISCAL YEAR 2006 AUTHORIZATIONS.—

(1) AUTHORIZED ACTIVITIES.—Title XXIV of the Military Construction Authorization Act for Fiscal Year 2006 (division B of Public Law 109–163; 119 Stat. 3496) is amended by adding at the end the following new section:

"SEC. 2404. AUTHORIZED BASE CLOSURE AND REALIGNMENT ACTIVITIES FUNDED THROUGH DEPARTMENT OF DEFENSE BASE CLOSURE ACCOUNT 2005.

''Using amounts appropriated pursuant to the authorization of appropriations in section 2403(a)(7), the Secretary of Defense may carry out base closure and realignment activities, including real property acquisition and military construction projects, as authorized by the Defense Base Closure and Realignment Act of 1990 (part A of title XXIX of Public Law 101–510; 10 U.S.C. 2687 note) and funded through the Department of Defense Base Closure Account 2005 established by section 2906A of such Act, in the amount of $2,035,466,000.''.

(2) AUTHORIZATION OF APPROPRIATIONS AND LIMITATIONS.—Section 2403 of that Act (119 Stat. 3499) is amended—

(A) in subsection (a)(7)—

(i) by striking ''as authorized by the Defense Base Closure and Realignment Act of 1990 (part A of title XXIX of Public Law 101–510; 10 U.S.C. 2687 note)'' and inserting ''authorized by section 2404 of this Act''; and

(ii) by striking ''section 2906 of such Act'' and inserting ''section 2906A of the Defense Base Closure and Realignment Act of 1990 (part A of title XXIX of Public Law 101–510; 10 U.S.C. 2687 note)'';

(B) by redesignating subsection (c) as subsection (d); and

(C) by inserting after subsection (b) the following new subsection (c):

''(c) LIMITATION ON TOTAL COST OF BASE CLOSURE AND REALIGNMENT ACTIVITIES.—Notwithstanding the cost variations authorized by section 2853 of title 10, United States Code, and any other cost variation authorized by law, the total cost of all base closure and realignment activities, including real property acquisition and military construction projects, carried out under section 2404 of this Act may not exceed the sum of the following:

''(1) The total amount authorized to be appropriated under subsection (a)(7).

''(2) $531,000,000 (the balance of the amount authorized under section 2404 for base closure and realignment activities).''.

SEC. 2405. AUTHORIZATION OF APPROPRIATIONS, DEFENSE AGENCIES.

(a) IN GENERAL.—Funds are hereby authorized to be appropriated for fiscal years beginning after September 30, 2006, for military construction, land acquisition, and military family housing functions of the Department of Defense (other than the military departments) in the total amount of $7,160,356,000, as follows:

(1) For military construction projects inside the United States authorized by section 2401(a), $537,616,000.

(2) For military construction projects outside the United States authorized by section 2401(b), $163,197,000.

(3) For unspecified minor military construction projects under section 2805 of title 10, United States Code, $21,672,000.

(4) For contingency construction projects of the Secretary of Defense under section 2804 of title 10, United States Code, $10,000,000.

(5) For architectural and engineering services and construction design under section 2807 of title 10, United States Code, $172,950,000.

(6) For energy conservation projects authorized by section 2403 of this Act, $55,000,000.

(7) For base closure and realignment activities as authorized by the Defense Base Closure and Realignment Act of 1990 (part A of title XXIX of Public Law 101–510; 10 U.S.C. 2687 note) and funded through the Department of Defense Base Closure Account 1990 established by section 2906 of such Act, $191,220,000.

(8) For base closure and realignment activities authorized by section 2404 of this Act and funded through the Department of Defense Base Closure Account 2005 established by section 2906A of the Defense Base Closure and Realignment Act of 1990 (part A of title XXIX of Public Law 101–510; 10 U.S.C. 2687 note), $5,236,223,000.

(9) For military family housing functions:

(A) For construction and acquisition, planning and design, and improvement of military family housing and facilities, $8,808,000.

(B) For support of military family housing (including functions described in section 2833 of title 10, United States Code), $48,506,000.

(C) For credit to the Department of Defense Family Housing Improvement Fund established by section 2883(a)(1) of title 10, United States Code, $2,500,000

(10) For the construction of increment 2 of the regional security operations center at Augusta, Georgia, authorized by section 2401(a) of the Military Construction Authorization Act of Fiscal Year 2006 (division B of Public Law 109–163; 119 Stat. 3497), as amended by section 2406 of this Act, $87,118,000.

(11) For the construction of increment 2 of the regional security operations center at Kunia, Hawaii, authorized by section 2401(a) of the Military Construction Authorization Act of Fiscal Year 2006 (division B of Public Law 109–163; 119 Stat. 3497), $47,016,000.

(12) For the construction of increment 2 of the classified material conversion facility at Fort Meade, Maryland, authorized by section 2401(a) of the Military Construction Authorization Act of Fiscal Year 2006 (division B of Public Law 109–163; 119 Stat. 3497), $11,151,000.

(13) For the construction of increment 2 of an operations building, Royal Air Force Menwith Hill Station, United Kingdom, authorized by section 2401(b) of the Military Construction Authorization Act of Fiscal Year 2006 (division B of Public Law 109–163; 119 Stat. 3498), as amended by section 2406 of this Act, $46,386,000.

(14) For the construction of the second increment of certain base closure and realignment activities authorized by section 2404 of the Military Construction Authorization Act of Fiscal Year 2006 (division B of Public Law 109–163; 119 Stat. 3500), as added by section 2404(b) of this Act, $390,000,000.

(15) For the construction of increment 7 of a munitions demilitarization facility at Blue Grass Army Depot, Kentucky, authorized by section 2401(a) of the Military Construction Authorization Act for Fiscal Year 2000 (division B of Public Law 106–65; 113 Stat. 835), as amended by section 2405 of the Military Construction Authorization Act of 2002 (division B of Public Law 107–107; 115 Stat. 1298), and section 2405 of the Military Construction Authorization Act for Fiscal Year 2003 (division B of Public Law 107–314; 116 Stat. 2698), $89,157,000.

(16) For the construction of increment 8 of a munitions demilitarization facility at Pueblo Chemical Activity, Colorado, authorized by section 2401(a) of the Military Construction Authorization Act for Fiscal Year 1997 (division B of Public Law 104–201; 110 Stat. 2775), as amended by section 2406 of the Military Construction Authorization Act for Fiscal Year 2000 (division B of Public Law 106–65; 113 Stat. 839), and section 2407 of the Military Construction Authorization Act for Fiscal Year 2003 (division B of Public Law 107–314; 116 Stat. 2698), $41,836,000.

(b) LIMITATION ON TOTAL COST OF CONSTRUCTION PROJECTS.—Notwithstanding the cost variations authorized by section 2853 of title 10, United States Code, and any other cost variation authorized by law, the total cost of all projects carried out under section 2401 of this Act may not exceed the sum of the following:

(1) The total amount authorized to be appropriated under paragraphs (1) and (2) of subsection (a).

(2) $46,400,000 (the balance of the amount authorized under section 2401(a) for construction of a health clinic at MacDill Air Force Base, Florida).

(3) $521,000,000 (the balance of the amount authorized under section 2401(a) for stage 1 of the replacement of the Army Medical Research Institute of Infectious Diseases at Fort Detrick, Maryland).

(c) LIMITATION ON TOTAL COST OF BASE CLOSURE AND REALIGNMENT ACTIVITIES.—Notwithstanding the cost variations authorized by section 2853 of title 10, United States Code, and any other cost variation authorized by law, the total cost of all base closure and realignment activities, including real property acquisition and military construction projects, carried out under section 2404(a) of this Act may not exceed the sum of the following:

(1) The total amount authorized to be appropriated under subsection (a)(8).

(2) $666,500,000 (the balance of the amount authorized under section 2404(a) for base closure and realignment activities).

(d) NOTICE AND WAIT REQUIREMENT APPLICABLE TO OBLIGATION OF FUNDS FOR BASE CLOSURE AND REALIGNMENT ACTIVITIES.—Funds appropriated pursuant to the authorization of appropriations in subsection (a)(8) may not be obligated until—

(1) a period of 21 days has expired following the date on which the Secretary of Defense submits to the congressional defense committees a report describing the specific programs, projects, and activities for which the funds are to be obligated; or

(2) if over sooner, a period of 14 days has expired following the date on which a copy of the report is provided in an electronic medium pursuant to section 480 of title 10, United States Code.

SEC. 2406. MODIFICATION OF AUTHORITY TO CARRY OUT CERTAIN FISCAL YEAR 2006 PROJECTS.

(a) MODIFICATION OF INSIDE THE UNITED STATES NATIONAL SECURITY AGENCY PROJECTS.—The table relating to the National Security Agency in subsection (a) of section 2401 of the Military Construction Authorization Act for Fiscal Year 2006 (division B of Public Law 109–163; 119 Stat. 3497) is amended—

(1) in the item relating to Augusta, Georgia, by striking ''$61,466,000'' in the amount column and inserting ''$340,836,000''; and

(2) in the item relating to Kunia, Hawaii, by striking ''$305,000,000'' in the amount column and inserting ''$350,490,000''.

(b) MODIFICATION OF OUTSIDE THE UNITED STATES NATIONAL SECURITY AGENCY PROJECT.—The table relating to the National Security Agency in subsection (b) of such section (119 Stat. 3498) is amended in the item relating to Menwith Hill, United Kingdom, by striking ''$86,354,000'' in the amount column and inserting ''$87,752,000''.

(c) CONFORMING AMENDMENTS.—Section 2403(b) of that Act (119 Stat. 3500) is amended—

(1) in paragraph (2), by striking ''$12,500,000'' and inserting ''$291,870,000'';

(2) in paragraph (3), by striking ''$256,034,000'' and inserting ''$301,524,000''; and

(3) in paragraph (5), by striking ''$44,657,000'' and inserting ''$46,055,000''.

TITLE V—NORTH ATLANTIC TREATY ORGANIZATION SECURITY INVESTMENT PROGRAM

Sec. 2501. Authorized NATO construction and land acquisition projects.

Sec. 2502. Authorization of appropriations, NATO.

SEC. 2501. AUTHORIZED NATO CONSTRUCTION AND LAND ACQUISITION PROJECTS.

The Secretary of Defense may make contributions for the North Atlantic Treaty Organization Security Investment program as provided in section 2806 of title 10, United States Code, in an amount not to exceed the sum of the amount authorized to be appropriated for this purpose in section 2502 and the amount collected from the North Atlantic Treaty Organization as a result of construction previously financed by the United States.

SEC. 2502. AUTHORIZATION OF APPROPRIATIONS, NATO.

Funds are hereby authorized to be appropriated for fiscal years beginning after September 30, 2006, for contributions by the Secretary of Defense under section 2806 of title 10, United States Code, for the share of the United States of the cost of projects for the North Atlantic Treaty Organization Security Investment program authorized by section 2501, in the amount of $200,985,000.

TITLE VI—GUARD AND RESERVE FORCES FACILITIES

Sec. 2601. Authorized Guard and Reserve construction and land acquisition projects.

SEC. 2601. AUTHORIZED GUARD AND RESERVE CONSTRUCTION AND LAND ACQUISITION PROJECTS.

Funds are hereby authorized to be appropriated for fiscal years beginning after September 30, 2006, for the costs of acquisition, architectural and engineering services, and construction of facilities for the Guard and Reserve Forces, and for contributions therefor, under chapter 1803 of title 10, United States Code (including the cost of acquisition of land for those facilities), in the following amounts:

(1) For the Department of the Army—

(A) for the Army National Guard of the United States, $518,403,000; and

(B) for the Army Reserve, $169,487,000.

(2) For the Department of the Navy, for the Navy Reserve and Marine Corps Reserve, $55,158,000.

(3) For the Department of the Air Force—

(A) for the Air National Guard of the United States, $212,788,000; and

(B) for the Air Force Reserve, $56,836,000.

TITLE VII—EXPIRATION AND EXTENSION OF AUTHORIZATIONS

Sec. 2701. Expiration of authorizations and amounts required to be specified by law.
Sec. 2702. Effective date.

SEC. 2701. EXPIRATION OF AUTHORIZATIONS AND AMOUNTS REQUIRED TO BE SPECIFIED BY LAW.

(a) EXPIRATION OF AUTHORIZATIONS AFTER THREE YEARS.—Except as provided in subsection (b), all authorizations contained in titles XXI through XXVI for military construction projects, land acquisition, family housing projects and facilities, and contributions to the North Atlantic Treaty Organization Security Investment program (and authorizations of appropriations therefor) shall expire on the later of—

(1) October 1, 2009; or

(2) the date of the enactment of an Act authorizing funds for military construction for fiscal year 2010.

(b) EXCEPTION.—Subsection (a) shall not apply to authorizations for military construction projects, land acquisition, family housing projects and facilities, and contributions to the North Atlantic Treaty Organization Security Investment program (and authorizations of appropriations therefor), for which appropriated funds have been obligated before the later of—

(1) October 1, 2009; or

(2) the date of the enactment of an Act authorizing funds for fiscal year 2010 for military construction projects, land acquisition, family housing projects and facilities, or contributions to the North Atlantic Treaty Organization Security Investment program.

SEC. 2702. EFFECTIVE DATE.

Titles XXI, XXII, XXIII, XXIV, XXV, and XXVI of this Act shall take effect on the later of—

(1) October 1, 2006; or

(2) the date of the enactment of this Act.

TITLE VIII—MILITARY CONSTRUCTION GENERAL PROVISIONS

Subtitle A—Military Construction Program and Military Family Housing Changes

Sec. 2801. Increase in maximum annual amount authorized to be obligated for emergency military construction.
Sec. 2802. Applicability of local comparability of room pattern and floor area requirements to construction, acquisition, and improvement to military unaccompanied housing.
Sec. 2803. Authority to use proceeds from sale of military family housing to support military housing privatization initiative.
Sec. 2804. Repeal of special requirement for military construction contracts on Guam.
Sec. 2805. Congressional notification of cancellation ceiling for Department of Defense energy savings performance contracts.
Sec. 2806. Expansion of authority to convey property at military installations to support military construction.
Sec. 2807. Pilot projects for acquisition or construction of military unaccompanied housing.
Sec. 2808. Consideration of alternative and more efficient uses for general officer and flag officer quarters in excess of 6,000 square feet.
Sec. 2809. Repeal of temporary minor military construction program.
Sec. 2810. One-year extension of temporary, limited authority to use operation and maintenance funds for construction projects outside the United States.

Subtitle B—Real Property and Facilities Administration

Sec. 2821. Consolidation of Department of Defense authorities regarding granting of easements for rights-of-way.
Sec. 2822. Authority to grant restrictive easements in connection with land conveyances.
Sec. 2823. Maximum term of leases for structures and real property relating to structures in foreign countries needed for purposes other than family housing.
Sec. 2824. Consolidation of laws relating to transfer of Department of Defense real property within the department and to other Federal agencies.
Sec. 2825. Congressional notice requirements in advance of acquisition of land by condemnation for military purposes.
Sec. 2826. Defense access road program.

Subtitle C—Base Closure and Realignment

Sec. 2831. Treatment of lease proceeds from military installations approved for closure or realignment after January 1, 2005.

Subtitle D—Land Conveyances

Sec. 2841. Land conveyance, Naval Air Station, Barbers Point, Hawaii.
Sec. 2842. Modification of land acquisition authority, Perquimans County, North Carolina.
Sec. 2843. Land conveyance, Radford Army Ammunition Plant, Pulaski County, Virginia.
Sec. 2844. Land conveyance, North Hills Army Reserve Center, Allison Park, Pennsylvania.
Sec. 2845. Modifications to land conveyance authority, Engineering Proving Ground, Fort Belvoir, Virginia.
Sec. 2846. Sense of Congress regarding land conveyance involving Army Reserve Center, Marshall, Texas.

Subtitle E—Other Matters

Sec. 2851. Availability of community planning assistance relating to encroachment of civilian communities on military facilities used for training by the Armed Forces.
Sec. 2852. Prohibitions against making certain military airfields or facilities available for use by civil aircraft.

Subtitle A—Military Construction Program and Military Family Housing Changes

SEC. 2801. INCREASE IN MAXIMUM ANNUAL AMOUNT AUTHORIZED TO BE OBLIGATED FOR EMERGENCY MILITARY CONSTRUCTION.

Section 2803(c)(1) of title 10, United States Code, is amended by striking ''$45,000,000'' and inserting ''$60,000,000''.

SEC. 2802. APPLICABILITY OF LOCAL COMPARABILITY OF ROOM PATTERN AND FLOOR AREA REQUIREMENTS TO CONSTRUCTION, ACQUISITION, AND IMPROVEMENT TO MILITARY UNACCOMPANIED HOUSING.

(a) APPLICATION TO MILITARY UNACCOMPANIED HOUSING.—Section 2826 of title 10, United States Code, is amended—

(1) in subsection (a)—

(A) by inserting ''or military unaccompanied housing'' after ''military family housing'' the first place it appears; and

(B) by striking ''military family housing'' the second place it appears and inserting ''such housing''; and

(2) in subsection (b)—

(A) by striking ''REQUESTS FOR AUTHORITY FOR MILITARY FAMILY HOUSING'' and inserting ''INFORMATION ON NET FLOOR AREAS OF PROPOSED UNITS'';

(B) in paragraph (1)—

(i) by inserting ''or military unaccompanied housing'' after ''military family housing'' the first place it appears; and

(ii) by striking ''military family housing'' the second place it appears and inserting ''such housing''; and

(C) in paragraph (2), by striking ''military family housing unit'' and inserting ''unit of military family housing or military unaccompanied housing''.

(b) WAIVER AUTHORITY.—Such section is further amended by adding at the end the following new subsection:

''(c) WAIVER AUTHORITY.—The Secretary concerned may waive the requirements of subsection (a) in the case of the construction, acquisition, or improvement of military unaccompanied housing on a case-by-case basis. The Secretary shall include the reasons for the waiver in the request submitted to Congress for authority to carry out the construction, acquisition, or improvement project.''.

(c) CLERICAL AMENDMENTS.—

(1) SECTION HEADING.—The heading of such section is amended to read as follows:

''§ 2826. Local comparability of room patterns and floor areas''.

(2) TABLE OF SECTIONS.—The table of sections at the beginning of subchapter II of chapter 169 of such title is amended by striking the item relating to section 2826 and inserting the following new item:

''2826. Local comparability of room patterns and floor areas.''.

(d) REPEAL OF SUPERSEDED PROVISION.—

(1) REPEAL.—Section 2856 of such title is repealed.

(2) CLERICAL AMENDMENT.—The table of sections at the beginning of subchapter III of chapter 169 of such title is amended by striking the item relating to section 2856.

(e) CONFORMING AMENDMENTS REGARDING ALTERNATIVE ACQUISITION AND IMPROVEMENT AUTHORITY.—Section 2880(b) of such title is amended—

(1) by striking ''(1)'';

(2) by inserting ''or military unaccompanied housing'' after ''military family housing''; and

(3) by striking paragraph (2).

SEC. 2803. AUTHORITY TO USE PROCEEDS FROM SALE OF MILITARY FAMILY HOUSING TO SUPPORT MILITARY HOUSING PRIVATIZATION INITIATIVE.

(a) TRANSFER FLEXIBILITY.—Section 2831 of title 10, United States Code, is amended—

(1) in subsection (b), by striking ''There'' and inserting ''Except as provided in subsection (e), there'';

(2) by redesignating subsections (e) and (f) as subsections (f) and (g), respectively; and

(3) by inserting after subsection (d) the following new subsection (e):

''(e) AUTHORITY TO TRANSFER CERTAIN PROCEEDS TO SUPPORT MILITARY HOUSING PRIVATIZATION INITIATIVE.—(1) The Secretary concerned may transfer family housing proceeds referred to in subsection (b)(3) to the Department of Defense Family Housing Improvement Fund established under section 2883(a)(1) of this title.

''(2) A transfer of proceeds under paragraph (1) may be made only after the end of the 30-day period beginning on the date the Secretary concerned submits written notice of, and justification for, the transfer to the appropriate committees of Congress or, if earlier, the end of the 14-day period beginning on the date on which a copy of the notice and justification is provided in an electronic medium pursuant to section 480 of this title.''.

(b) STYLISTIC AMENDMENTS.—Such section is further amended—

(1) in subsection (a), by inserting ''ESTABLISHMENT.—'' after ''(a)'';

(2) in subsection (b), by inserting ''CREDITS TO ACCOUNT.—'' after ''(b)'';

(3) in subsection (c), by inserting ''AVAILABILITY OF AMOUNTS IN ACCOUNT.—'' after ''(c)''; and

(4) in subsection (d), by inserting ''USE OF ACCOUNT.—'' after ''(d)''.

(c) CONFORMING AMENDMENT.—Section 2883(c)(1) of such title is amended by adding at the end the following new subparagraph:

''(G) Proceeds of the handling and the disposal of family housing of a military department that the Secretary concerned transfers to that Fund pursuant to section 2831(e) of this title.''.

SEC. 2804. REPEAL OF SPECIAL REQUIREMENT FOR MILITARY CONSTRUCTION CONTRACTS ON GUAM.

(a) REPEAL.—Section 2864 of title 10, United States Code, is repealed.

(b) CLERICAL AMENDMENT.—The table of sections at the beginning of subchapter III of chapter 169 of such title is amended by striking the item relating to section 2864.

SEC. 2805. CONGRESSIONAL NOTIFICATION OF CANCELLATION CEILING FOR DEPARTMENT OF DEFENSE ENERGY SAVINGS PERFORMANCE CONTRACTS.

Section 2865 of title 10, United States Code, is amended by adding at the end the following new subsection:

''(g) CONGRESSIONAL NOTIFICATION OF CANCELLATION CEILING FOR ENERGY SAVINGS PERFORMANCE CONTRACTS.—When a decision is made to award an energy savings performance contract that contains a clause setting forth a cancellation ceiling in excess of $7,000,000, the Secretary of Defense shall submit to the appropriate committees of Congress written notification of the proposed contract and of the proposed cancellation ceiling for the contract. The notification shall include the justification for the proposed cancellation ceiling. The contract may then be awarded only after the end of the 30-day period beginning on the date the notification is received by such committees or, if earlier, the end of the 15-day period beginning on the date on which a copy of the notification is provided in an electronic medium pursuant to section 480 of this title.''.

SEC. 2806. EXPANSION OF AUTHORITY TO CONVEY PROPERTY AT MILITARY INSTALLATIONS TO SUPPORT MILITARY CONSTRUCTION.

(a) INCLUSION OF ALL MILITARY INSTALLATIONS.—Subsection (a) of section 2869 of title 10, United States Code, is amended—

(1) by redesignating paragraphs (1) and (2) as subparagraphs (A) and (B), respectively;

(2) by inserting ''(1)'' before ''The Secretary concerned'';

(3) by striking ''located on a military installation that is closed or realigned under a base closure law'' and inserting ''described in paragraph (2)''; and

(4) by adding at the end the following new paragraph:

''(2) Paragraph (1) applies with respect to real property under the jurisdiction of the Secretary concerned that—

''(A) is located on a military installation that is closed or realigned under a base closure law; or

''(B) is determined to be excess to the needs of the Department of Defense.''.

(b) USE OF AUTHORITY TO SUPPORT AGREEMENTS TO LIMIT ENCROACHMENTS.—Subparagraph (A) of paragraph (1) of subsection (a) of such section, as redesignated and amended by subsection (a), is further amended by striking ''land acquisition'' and inserting ''land acquisition, including a land acquisition under an agreement entered into under section 2684a of this title to limit encroachments and other constraints on military training, testing, and operations''.

(c) ADVANCE NOTICE OF USE OF AUTHORITY; CONTENT OF NOTICE.—Subsection (d) of such section is amended—

(1) in paragraph (1), by striking ''closed or realigned under the base closure laws is to be conveyed'' and inserting ''is proposed for conveyance'';

(2) by striking paragraph (2) and inserting the following new paragraph:

''(2) The Secretary concerned may not enter into an agreement under subsection (a) for the conveyance of real property until—

''(A) the Secretary submits to Congress notice of the conveyance, including—

''(i) a description of the military construction project, land acquisition, military family housing, or military unaccompanied housing to be carried out under the agreement in exchange for the conveyance of the property; and

''(ii) the amount of any payment to be made under subsection (b) or under section 2684a(d) of this title to equalize the fair market values of the property to be conveyed and the military construction project, land acquisition, military family housing, or military unaccompanied housing to be carried out under the agreement in exchange for the conveyance of the property; and

''(B) a period of 21 days has elapsed from the date of receipt of the notice or, if over sooner, a period of 14 days has elapsed from the date on which a copy of the notice is provided in an electronic medium pursuant to section 480 of this title.''.

(d) DEPOSIT AND USE OF FUNDS.—Subsection (e) of such section is amended to read as follows:

''(e) DEPOSIT AND USE OF FUNDS.—(1) The Secretary concerned shall deposit funds received under subsection (b) in the appropriation 'Foreign Currency Fluctuations, Construction, Defense'.

''(2) The funds deposited under paragraph (1) shall be available, in such amounts as provided in appropriation Acts, for the purpose of paying increased costs of overseas military construction and family housing construction or improvement associated with unfavorable fluctuations in currency exchange rates. The use of such funds for this purpose does not relieve the Secretary concerned from the duty to provide advance notice to Congress under section 2853(c) of this title whenever the Secretary approves an increase in the cost of an overseas project under such section.''.

(e) ANNUAL REPORTS; EFFECT OF FAILURE TO SUBMIT.—Subsection (f) of such section is amended—

(1) by redesignating paragraphs (1), (2), and (3) as subparagraphs (A), (B), and (C), respectively;

(2) in subparagraph (C), as so redesignated, by inserting before the period at the end the following: ''and of excess real property at military installations'';

(3) by striking ''(f)'' and all that follows through ''the following:'' and inserting the following:

''(f) ANNUAL REPORTS; EFFECT OF FAILURE TO SUBMIT.—(1) Not later than March 15 of each year, the Secretary of Defense shall submit to Congress a report detailing the following:''; and

(4) by adding at the end the following new paragraph:

''(2) If the report for a year is not submitted to Congress by the date specified in paragraph (1), the Secretary concerned may not enter into an agreement under subsection (a) after that date for the conveyance of real property until the date on which the report is finally submitted.''.

(f) CLERICAL AMENDMENTS.—

(1) SECTION HEADING.—The heading of such section is amended to read as follows:

''§ 2869. Conveyance of property at military installations to support military construction or limit encroachment''.

(2) TABLE OF SECTIONS.—The table of sections at the beginning of subchapter III of chapter 169 of such title is amended by striking the item relating to section 2869 and inserting the following new item:

''2869. Conveyance of property at military installations to support military construction or limit encroachment.''.

(g) CONFORMING AMENDMENTS TO DEPARTMENT OF DEFENSE HOUSING FUNDS.—Section 2883(c) of such title is amended—

(1) in paragraph (1), by striking subparagraph (F); and

(2) in paragraph (2), by striking subparagraph (F).

(h) CONFORMING AMENDMENTS TO AUTHORITY TO LIMIT ENCROACHMENTS.—Subsection (d)(3) of section 2684a of such title is amended—

(1) by redesignating subparagraphs (B) and (C) as subparagraphs (C) and (D), respectively;

(2) in subparagraph (C), as so redesignated, by striking ''in the sharing of acquisition costs of real property, or an interest in real property, under paragraph (1)(B)'' and inserting ''under subparagraph (A), either through the contribution of funds or excess real property, or both,''; and

(3) by inserting after subparagraph (A) the following new subparagraph (B):

''(B) In lieu of or in addition to making a monetary contribution toward the cost of acquiring a parcel of real property, or an interest therein, pursuant to an agreement under this section, the Secretary concerned may convey, using the authority provided by section 2869 of this title, real property described in subsection (a)(2) of such section.''.

SEC. 2807. PILOT PROJECTS FOR ACQUISITION OR CONSTRUCTION OF MILITARY UNACCOMPANIED HOUSING.

(a) EXTENSION OF AUTHORITY TO CARRY OUT PILOT PROJECTS.—Subsection (f) of section 2881a of title 10, United States Code, is amended by striking ''2007'' and inserting ''2011''.

(b) AUTHORIZED PROJECTS.—Subsection (a) of such section is amended by striking ''three pilot projects'' and inserting ''six pilot projects''.

(c) NOTIFICATION OF FUNDING TRANSFERS.—Subsection (d)(2) of such section is amended by striking ''90 days prior notification'' and inserting ''45 days prior notification, or 30 days if the notification is provided in an electronic medium pursuant to section 480 of this title,''.

(d) REPORT SUBMISSION.—Subsection (e)(2) of such section is amended by striking the second sentence and inserting the following new sentence: ''The Secretary may then issue the contract solicitation or offer the conveyance or lease after the end of the 45-day period beginning on the date the report is received by the appropriate committees of Congress or, if earlier, the end of the 30-day period beginning on the date on which a copy of the report is provided in an electronic medium pursuant to section 480 of this title.''.

SEC. 2808. CONSIDERATION OF ALTERNATIVE AND MORE EFFICIENT USES FOR GENERAL OFFICER AND FLAG OFFICER QUARTERS IN EXCESS OF 6,000 SQUARE FEET.

(a) REPORTING REQUIREMENTS.—Paragraph (1) of subsection (f) of section 2831 of title 10, United States Code, as redesignated by section 2803(a)(2), is amended—

(1) in subparagraph (A), by striking ''and'' at the end of the subparagraph;

(2) in subparagraph (B)—

(A) by striking ''so identified'' and inserting ''identified under subparagraph (A)''; and

(B) by striking the period at the end of the subparagraph and inserting a semicolon; and

(3) by adding at the end the following new subparagraphs:

''(C) identifying each family housing unit in excess of 6,000 square feet used, or intended for use, as quarters for a general officer or flag officer;

''(D) for each family housing unit identified under subparagraph (C), specifying any alternative and more efficient use to which the unit could be converted (which would include any costs necessary to convert the unit) and containing an explanation of the reasons why the unit is not being converted to the alternative use; and

''(E) for each family housing unit identified under subparagraph (C) for which costs under subparagraph (A) or new construction costs are anticipated to exceed $100,000 in the next fiscal year, specifying any alternative use to which the unit could be converted (which would include any costs necessary to convert the unit) and an estimate of the costs to demolish and rebuild the unit to private sector standards.''.

(b) CONFORMING AMENDMENT.—The heading of such subsection is amended by striking ''COST OF''.

SEC. 2809. REPEAL OF TEMPORARY MINOR MILITARY CONSTRUCTION PROGRAM.

Section 2810 of the Military Construction Authorization Act for Fiscal Year 2006 (division B of Public Law 109–163; 119 Stat. 3509) is repealed.

SEC. 2810. ONE-YEAR EXTENSION OF TEMPORARY, LIMITED AUTHORITY TO USE OPERATION AND MAINTENANCE FUNDS FOR CONSTRUCTION PROJECTS OUTSIDE THE UNITED STATES.

Section 2808(a) of the Military Construction Authorization Act for Fiscal Year 2004 (division B of Public Law 108–136; 117 Stat. 1723), as amended by section 2810 of the Military Construction Authorization Act for Fiscal Year 2005 (division B of Public Law 108–375; 118 Stat. 2128) and section 2809 of the Military Construction Authorization Act for Fiscal Year 2006 (division B of Public Law 109–163; 119 Stat. 3508), is further amended by striking ''and 2006'' and inserting ''through 2007''.

Subtitle B—Real Property and Facilities Administration

SEC. 2821. CONSOLIDATION OF DEPARTMENT OF DEFENSE AUTHORITIES REGARDING GRANTING OF EASEMENTS FOR RIGHTS-OF-WAY.

(a) CONSOLIDATION.—Subsection (a) of section 2668 of title 10, United States Code, is amended—

(1) in the matter preceding paragraph (1)—

(A) by striking ''he'' both places it appears and inserting ''the Secretary''; and

(B) by striking ''his control, to a State, Commonwealth, or possession, or political subdivision thereof, or to a citizen, association, partnership, or corporation of a State, Commonwealth, or possession,'' and inserting ''the Secretary's control'';

(2) in paragraph (2), by striking ''oil pipe lines'' and inserting ''gas, water, sewer, and oil pipe lines''; and

(3) in paragraph (13), by striking ''he considers advisable, except a purpose covered by section 2669 of this title'' and inserting ''the Secretary considers advisable''.

(b) STYLISTIC AMENDMENTS.—Such section is further amended—

(1) in subsection (a), by inserting ''AUTHORIZED TYPES OF EASEMENTS.—'' after ''(a)'';

(2) in subsection (b), by inserting ''LIMITATION ON SIZE OF EASEMENT.—'' after ''(b)'';

(3) in subsection (c), by inserting ''TERMINATION.—'' after ''(c)'';

(4) in subsection (d), by inserting ''NOTICE TO DEPARTMENT OF THE INTERIOR.—'' after ''(d)''; and

(5) in subsection (e), by inserting ''DISPOSITION OF CONSIDERATION.—'' after ''(e)''.

(c) CONFORMING REPEAL.—Section 2669 of such title is repealed.

(d) CLERICAL AMENDMENT.—The table of sections at the beginning of chapter 159 of such title is amended by striking the item related to section 2669.

SEC. 2822. AUTHORITY TO GRANT RESTRICTIVE EASEMENTS IN CONNECTION WITH LAND CONVEYANCES.

(a) RESTRICTIVE EASEMENTS.—Chapter 159 of title 10, United States Code, is amended by inserting after section 2668 the following new section:

''§ 2668a. Restrictive easements: granting easement in connection with land conveyances

''(a) AUTHORITY TO INCLUDE RESTRICTIVE EASEMENT.—In connection with the conveyance of real property by the Secretary concerned under any provision of law, the Secretary concerned may grant an easement restricting future uses of the conveyed real property for a conservation purpose consistent with section 170(h)(4)(A)(iv) of the Internal Revenue Code of 1986 (26 U.S.C. 170(h)(4)(A)(iv)).

''(b) AUTHORIZED RECIPIENTS.—An easement under subsection (a) may be granted only to a State or local government or a qualified organization, as that term is used in section 170(h) of the Internal Revenue Code of 1986 (26 U.S.C. 170(h)).

''(c) LIMITATION ON USE OF CONSERVATION EASEMENTS.—An easement under subsection (a) may not be granted unless—

''(1) the Secretary concerned determines that the conservation purpose to be promoted by the easement cannot be effectively achieved through the application of State law by the State or a local government;

''(2) the Secretary consults with the local government whose jurisdiction encompasses the property regarding the grant of the easement; and

''(3) the Secretary can give or assign to a third party the responsibility for monitoring and enforcing the easement.

''(d) ACREAGE LIMITATION.—No easement granted under this section may include more land than is necessary for the easement.

''(e) TERMS AND CONDITIONS.—The grant of an easement under this section shall be subject to such terms and conditions as the Secretary considers advisable.''.

(b) CLERICAL AMENDMENT.—The table of sections at the beginning of such chapter is amended by inserting after the item relating to section 2668 the following new item:

''2668a. Restrictive easements: granting easement in connection with land conveyances.''.

SEC. 2823. MAXIMUM TERM OF LEASES FOR STRUCTURES AND REAL PROPERTY RELATING TO STRUCTURES IN FOREIGN COUNTRIES NEEDED FOR PURPOSES OTHER THAN FAMILY HOUSING.

Section 2675(a) of title 10, United States Code, is amended by striking ''five years'' and inserting ''10 years''.

SEC. 2824. CONSOLIDATION OF LAWS RELATING TO TRANSFER OF DEPARTMENT OF DEFENSE REAL PROPERTY WITHIN THE DEPARTMENT AND TO OTHER FEDERAL AGENCIES.

(a) INCLUSION OF TRANSFER AUTHORITY BETWEEN ARMED FORCES.—Section 2696 of title 10, United States Code, is amended—

(1) by redesignating subsections (a) and (b) as subsections (b) and (c), respectively; and

(2) by inserting before subsection (b), as so redesignated, the following new subsection:

''(a) TRANSFERS BETWEEN ARMED FORCES.—If either of the Secretaries concerned requests it and the other approves, real property may be transferred, without compensation, from one armed force to another. Section 2571(d) of this title shall apply to the transfer of real property under this subsection.''.

(b) INCLUSION OF DEPARTMENT OF JUSTICE PROGRAM.—The text of section 2693 of such title is amended—

(1) by redesignating paragraphs (1), (2), and (3) of subsection (a) as subparagraphs (A), (B), and (C), respectively;

(2) by redesignating paragraphs (1) and (2) of subsection (b) as subparagraphs (A) and (B), respectively, and in such subparagraph (B), as so redesignated, by striking ''this section'' and inserting ''paragraph (1)'';

(3) by striking ''(a) Except as provided in subsection (b)'' and inserting ''(f) DEPARTMENT OF JUSTICE CORRECTIONAL OPTIONS PROGRAM.—(1) Except as provided in paragraph (2)'';

(4) by striking ''(b) The provisions of this section'' and inserting ''(2) Paragraph (1)''; and

(5) by transferring the text, as so redesignated and amended, to appear as a new subsection (f) at the end of section 2696 of such title.

(c) CONFORMING AMENDMENTS.—

(1) SECTION 2571.—Section 2571(a) of such title is amended by striking ''and real estate''.

(2) SECTION 2693.—Section 2693 of such title is repealed.

(3) SECTION 2696.—Section 2696 of such title is amended—

(A) in subsection (b), as redesignated by subsection (a)(1), by striking ''SCREENING REQUIREMENT.—'' and inserting ''SCREENING REQUIREMENTS FOR ADDITIONAL FEDERAL USE.—'';

(B) in subsection (c)(1), as redesignated by subsection (a)(1), by striking ''subsection (a)'' in the first sentence and inserting ''subsection (b)'';

(C) in subsection (d), by striking ''subsection (b)(1)'' and inserting ''subsection (c)(1)''; and

(D) in subsection (e), by striking ''this section'' and inserting ''subsection (b)''.

(d) CLERICAL AMENDMENTS.—

(1) SECTION 2571.—(A) The heading of section 2571 of such title is amended to read as follows:

''§ 2571. Interchange of supplies and services''.

(B) The table of sections at the beginning of chapter 153 of such title is amended by striking the item relating to section 2571 and inserting the following new item:

''2571. Interchange of supplies and services.''.

(2) SECTIONS 2693 AND 2696.—(A) The heading of section 2696 of such title is amended to read as follows:

''§ 2696. Transfers and disposals: interchange among armed forces and screening requirements for other Federal use''.

(B) The table of sections at the beginning of chapter 159 of such title is amended—

(i) by striking the item relating to section 2693; and

(ii) by striking the item relating to section 2696 and inserting the following new item:

''2696. Transfers and disposals: interchange among armed forces and screening requirements for other Federal use.''.

SEC. 2825. CONGRESSIONAL NOTICE REQUIREMENTS IN ADVANCE OF ACQUISITION OF LAND BY CONDEMNATION FOR MILITARY PURPOSES.

(a) SENSE OF CONGRESS.—It is the sense of Congress that the Secretary of Defense, when acquiring land for military purposes, should make every effort to do so by means of purchases from willing sellers and should employ condemnation, eminent domain, or seizure procedures only as a measure of last resort in cases of compelling national security requirements.

(b) CONGRESSIONAL NOTICE.—Section 2663(a) of title 10, United States Code, is amended by adding at the end the following new paragraph:

''(3) Before using condemnation, eminent domain, or seizure procedures to acquire any interest in land, including land for temporary use, under this subsection, the Secretary of Defense or the Secretary of the military department concerned shall submit to the congressional defense committees a report that includes certification that the Secretary has made every effort to acquire the property without use of such procedures, explains the compelling requirements for the acquisition and why alternative acquisition strategies, such as purchases of easements, are inadequate, and describes the property for which the procedures will be employed. Proceedings may be brought with respect to the land only after the end of the 14-day period beginning on the date on which the report is received by the committees or, if over sooner, a period of 10 days elapses from the date on which a copy of the report is provided in an electronic medium pursuant to section 480 of this title.''.

SEC. 2826. DEFENSE ACCESS ROAD PROGRAM.

Section 2837 of the Military Construction Authorization Act for Fiscal Year 2006 (division B of Public Law 109–163; 119 Stat. 3522) is amended—

(1) in subsection (a), by inserting ''and transit systems'' after ''that roads''; and

(2) in subsection (b)—

(A) by striking ''and'' at the end of paragraph (1); and

(B) by striking paragraph (2) and inserting the following new paragraphs:

''(2) to determine whether the existing surface transportation infrastructure, including roads and transit at each installation identified under paragraph (1) is adequate to support the increased traffic associated with the increase in the number of defense personnel described in that paragraph; and

''(3) to determine whether the defense access road program adequately considers the complete range of surface transportation options, including roads and other means of transit, necessary to support the national defense.''.

Subtitle C—Base Closure and Realignment

SEC. 2831. TREATMENT OF LEASE PROCEEDS FROM MILITARY INSTALLATIONS APPROVED FOR CLOSURE OR REALIGNMENT AFTER JANUARY 1, 2005.

Paragraph (5) of section 2667(d) of title 10, United States Code, is amended to read as follows:

''(5) Money rentals received by the United States from a lease under subsection (f) at a military installation to be closed or realigned under a base closure law shall be deposited—

''(A) into the account established under section 2906(a) of the Defense Base Closure and Realignment Act of 1990 (part A of title XXIX of Public Law 101–510; 10 U.S.C. 2687 note), if the installation was approved for closure or realignment before January 1, 2005; or

''(B) into the account established under section 2906A(a) of such Act, if the installation was approved for closure or realignment after January 1, 2005.''.

Subtitle D—Land Conveyances

SEC. 2841. LAND CONVEYANCE, NAVAL AIR STATION, BARBERS POINT, HAWAII.

(a) CONVEYANCE OF PROPERTY.—Not later than September 30, 2008, the Secretary of the Navy shall convey, by sale, lease, or a combination thereof, to any public or private person or entity outside the Department of Defense certain parcels of real property, including any improvements thereon, consisting of approximately 499 acres located at the former Naval Air Station, Barbers Point, Oahu, Hawaii, that are subject to the Ford Island Master Development Agreement developed pursuant to section 2814(a)(2) of title 10, United States Code, for the purpose of promoting the beneficial development of the real property.

(b) USE OF EXISTING AUTHORITY.—To implement subsection (a), the Secretary may utilize the special conveyance and lease authorities provided to the Secretary by subsections (b) and (c) of section 2814 of title 10, United States Code, for the purpose of developing or facilitating the development of Ford Island, Hawaii.

(c) DESCRIPTION OF PROPERTY.—The exact acreage and legal description of real property to be conveyed under subsection (a) shall be determined by a survey satisfactory to the Secretary.

(d) ADDITIONAL TERMS AND CONDITIONS.—The Secretary may require such additional terms and conditions in connection with a conveyance under subsection (a) as the Secretary considers appropriate to protect the interests of the United States.

SEC. 2842. MODIFICATION OF LAND ACQUISITION AUTHORITY, PERQUIMANS COUNTY, NORTH CAROLINA.

Section 2846 of the Military Construction Authorization Act for Fiscal Year 2002 (division B of Public Law 107–107; 115 Stat. 1320), as amended by section 2865 of the Military Construction Authorization Act for Fiscal Year 2005 (division B of Public Law 108–375; 118 Stat. 2149) is further amended by striking ''840 acres'' and inserting ''1,540 acres''.

SEC. 2843. LAND CONVEYANCE, RADFORD ARMY AMMUNITION PLANT, PULASKI COUNTY, VIRGINIA.

(a) CONVEYANCE AUTHORIZED.—The Secretary of the Army may convey, without consideration, to the Department of Veterans' Services of the Commonwealth of Virginia (in this section referred to as the ''Department'') all right, title, and interest of the United States in and to a parcel of real property, including any improvements thereon, consisting of approximately 85 acres at the Radford Army Ammunition Plant in Pulaski County, Virginia, for the purpose of permitting the Department to establish and operate a State-run cemetery for veterans of the Armed Forces.

(b) REVERSIONARY INTEREST.—If the Secretary determines at any time that the real property conveyed under subsection (a) is not being used in accordance with the purpose of the conveyance specified in such subsection, all right, title, and interest in and to the property shall revert, at the option of the Secretary, to the United States, and the United States shall have the right of immediate entry onto the property. Any determination of the Secretary under this subsection shall be made on the record after an opportunity for a hearing.

(c) PAYMENT OF COSTS OF CONVEYANCE.—

(1) PAYMENT REQUIRED.—The Secretary shall require the Department to cover costs to be incurred by the Secretary, or to reimburse the Secretary for costs incurred by the Secretary, to carry out the conveyance under subsection (a), including survey costs, costs related to environmental documentation, and other administrative costs related to the conveyance. If amounts are collected from the Department in advance of the Secretary incurring the actual costs, and the amount collected exceeds the costs actually incurred by the Secretary to carry out the conveyance, the Secretary shall refund the excess amount to the Department.

(2) TREATMENT OF AMOUNTS RECEIVED.—Amounts received as reimbursement under paragraph (1) shall be credited to the fund or account that was used to cover the costs incurred by the Secretary in carrying out the conveyance. Amounts so credited shall be merged with amounts in such fund or account and shall be available for the same purposes, and subject to the same conditions and limitations, as amounts in such fund or account.

(d) DESCRIPTION OF REAL PROPERTY.—The exact acreage and legal description of the real property to be conveyed under subsection (a) shall be determined by a survey satisfactory to the Secretary.

(e) ADDITIONAL TERMS AND CONDITIONS.—The Secretary may require such additional terms and conditions in connection with the conveyance under subsection (a) as the Secretary considers appropriate to protect the interests of the United States.

SEC. 2844. LAND CONVEYANCE, NORTH HILLS ARMY RESERVE CENTER, ALLISON PARK, PENNSYLVANIA.

(a) CONVEYANCE AUTHORIZED.—The Secretary of the Army may convey to the North Allegheny School District (in this section referred to as the ''School District'') all right, title, and interest of the United States in and to a parcel of real property consisting of approximately 11.15 acres and containing the North Hills Army Reserve Center in Allison Park, Pennsylvania, for the purpose of permitting the School District to use the property for educational and recreational purposes and for parking facilities related thereto.

(b) CONSIDERATION.—The Secretary may waive any requirement for consideration in connection with the conveyance under subsection (a) if the Secretary determines that, were the conveyance of the property to be made under subchapter III of chapter 5 of title 40, United States Code, for the same purpose specified in subsection (a), the conveyance could be made without consideration.

(c) REVERSIONARY INTEREST.—If the Secretary determines at any time that the real property conveyed under subsection (a) is not being used in accordance with the purposes of the conveyance specified in such subsection, all right, title, and interest in and to all or any portion of the property shall revert, at the option of the Secretary, to the United States, and the United States shall have the right of immediate entry onto the property. Any determination of the Secretary under this subsection shall be made on the record after an opportunity for a hearing.

(d) PAYMENT OF COSTS OF CONVEYANCE.—

(1) PAYMENT REQUIRED.—The Secretary shall require the School District to cover costs to be incurred by the Secretary, or to reimburse the Secretary for costs incurred by the Secretary, to carry out the conveyance under subsection (a), including survey costs, costs related to environmental documentation, and other administrative costs related to the conveyance. If amounts are collected from the School District in advance of the Secretary incurring the actual costs, and the amount collected exceeds the costs actually incurred by the Secretary to carry out the conveyance, the Secretary shall refund the excess amount to the School District.

(2) TREATMENT OF AMOUNTS RECEIVED.—Amounts received as reimbursement under paragraph (1) shall be credited to the fund or account that was used to cover the costs incurred by the Secretary in carrying out the conveyance. Amounts so credited shall be merged with amounts in such fund or account, and shall be available for the same purposes, and subject to the same conditions and limitations, as amounts in such fund or account.

(e) DESCRIPTION OF PROPERTY.—The exact acreage and legal description of the real property to be conveyed under subsection (a) shall be determined by a survey satisfactory to the Secretary.

(f) ADDITIONAL TERMS AND CONDITIONS.—The Secretary may require such additional terms and conditions in connection with the conveyance under subsection (a) as the Secretary considers appropriate to protect the interests of the United States.

SEC. 2845. MODIFICATIONS TO LAND CONVEYANCE AUTHORITY, ENGINEERING PROVING GROUND, FORT BELVOIR, VIRGINIA.

(a) CONSTRUCTION OF SECURITY BARRIER.—Section 2836 of the Military Construction Authorization Act for Fiscal Year 2002 (division B of Public Law 107–107; 115 Stat. 1314), as amended by section 2846 of the Military Construction Authorization Act for Fiscal Year 2006 (division B of Public Law 109–163; 119 Stat. 3527), is further amended—

(1) in subsection (b)(4), by striking ''$3,880,000'' and inserting ''$4,880,000''; and

(2) in subsection (d)—

(A) in paragraph (1), by inserting after ''Virginia,'' the following: ''and the construction of a security barrier, as applicable,''; and

(B) in paragraph (2), by inserting after ''Building 191'' the following: ''and the construction of a security barrier, as applicable''.

(b) AUTHORITY TO ENTER INTO ALTERNATIVE AGREEMENT FOR DESIGN AND CONSTRUCTION OF FAIRFAX COUNTY PARKWAY PORTION.—Such section 2836 is further amended—

(1) in subsection (b)—

(A) by amending paragraph (1) to read as follows:

''(1) except as provided in subsection (f), design and construct, at its expense and for public benefit, the portion of the Fairfax County Parkway through the Engineer Proving Ground (in this section referred to as the 'Parkway portion');''; and

(B) in paragraph (2), by inserting after ''C514'' the following: '', RW–214 (in this section referred to as 'Parkway project')'';

(2) by redesignating subsection (f) as subsection (g);

(3) by inserting after subsection (e) the following new subsection:

''(f) ALTERNATE AGREEMENT FOR CONSTRUCTION OF ROAD.—(1) The Secretary of the Army may, in connection with the conveyance authorized under subsection (a), enter into an agreement with the Commonwealth providing for the design and construction by the Department of the Army or the United States Department of Transportation of the Parkway portion and other portions of the Fairfax County Parkway off the Engineer Proving Ground that are necessary to complete the Parkway project (in this subsection referred to as the 'alternate agreement') if the Secretary determines that the alternate agreement is in the best interests of the United States to support the permanent relocation of additional military and civilian personnel at Fort Belvoir pursuant to decisions made as part of the 2005 round of defense base closure and realignment under the Defense Base Closure and Realignment Act of 1990 (part A of title XXIX of Public Law 101–510; 10 U.S.C. 2687 note).

''(2) If the Secretary of Defense certifies that the Parkway portion is important to the national defense pursuant to section 210 of title 23, United States Code, the Secretary of the Army may enter into an agreement with the Secretary of Transportation to carry out the alternate agreement under the Defense Access Road Program.

''(3) The Commonwealth shall pay to the Secretary of the Army the costs of the design and construction of the Parkway portion and any other portions of the Fairfax County Parkway off the Engineer Proving Ground designed and constructed under the alternate agreement. The Secretary shall apply such payment to the design and construction provided for in the alternate agreement.

''(4) Using the authorities available to the Secretary under chapter 160 of title 10, United States Code, and funds deposited in the Environmental Restoration Account, Army, established by section 2703(a) of such title and appropriated for this purpose, the Secretary may carry out environmental restoration activities on real property under the jurisdiction of the Secretary in support of the construction of the Parkway portion.

''(5) The alternate agreement shall be subject to the following conditions:

''(A) The Commonwealth shall acquire and retain all necessary right, title, and interest in any real property not under the jurisdiction of the Secretary that is necessary for construction of the Parkway portion or for construction of any other portions of the Fairfax County Parkway off the Engineer Proving Ground that will be constructed under the alternate agreement, and shall grant to the United States all necessary access to and use of such property for such construction.

''(B) The Secretary shall receive consideration from the Commonwealth as required in subsections (b)(2), (b)(3), and (b)(4) and shall carry out the acceptance and disposition of funds in accordance with subsection (d).

''(6) The design of the Parkway portion under the alternate agreement shall be subject to the approval of the Secretary and the Commonwealth in accordance with the Virginia Department of Transportation Approved Plan, dated June 15, 2004, Project #R000–029–249, PE–108, C–514, RW–214. For each phase of the design and construction of the Parkway portion under the alternate agreement, the Secretary may—

''(A) accept funds from the Commonwealth; or

''(B) transfer funds received from the Commonwealth to the United States Department of Transportation.

''(7) Upon completion of the construction of the Parkway portion and any other portions of the Fairfax County Parkway off the Engineer Proving Ground required under the alternate agreement, the Secretary shall carry out the conveyance under subsection (a). As a condition of such conveyance carried out under the alternate agreement, the Secretary shall receive a written commitment, in a form satisfactory to the Secretary, that the Commonwealth agrees to accept all responsibility for the costs of operation and maintenance of the Parkway portion upon conveyance to the Commonwealth of such real property.''; and

(4) in subsection (g), as redesignated by paragraph (2), by inserting ''or the alternate agreement authorized under subsection (f)'' after ''conveyance under subsection (a)''.

SEC. 2846. SENSE OF CONGRESS REGARDING LAND CONVEYANCE INVOLVING ARMY RESERVE CENTER, MARSHALL, TEXAS.

It is the sense of Congress that the Secretary of the Army should consider the feasibility of conveying the Army Reserve Center at 1209 Pinecrest Drive East in Marshall, Texas, to the Marshall-Harrison County Veterans Association for the purpose of assisting the efforts of the Association in erecting a veterans memorial, creating a park, and establishing a museum recognizing and honoring the sacrifices and accomplishments of veterans of the Armed Forces.

Subtitle E—Other Matters

SEC. 2851. AVAILABILITY OF COMMUNITY PLANNING ASSISTANCE RELATING TO ENCROACHMENT OF CIVILIAN COMMUNITIES ON MILITARY FACILITIES USED FOR TRAINING BY THE ARMED FORCES.

Section 2391(d)(1) of title 10, United States Code, is amended by adding at the end the following new sentence: ''For purposes of subsection (b)(1)(D), the term 'military installation' includes a military facility owned and operated by any of the several States, the District of Columbia, the Commonwealth of Puerto Rico, Guam, or the Virgin Islands, even though the facility is not under the jurisdiction of the Department of Defense, if the Secretary of Defense determines that the military facility is subject to significant use for training by the armed forces.''.

SEC. 2852. PROHIBITIONS AGAINST MAKING CERTAIN MILITARY AIRFIELDS OR FACILITIES AVAILABLE FOR USE BY CIVIL AIRCRAFT.

(a) PROHIBITIONS.—The Secretary of the Navy may not enter into any agreement concerning a military installation specified in subsection (b) that would—

(1) authorize civil aircraft to regularly use an airfield or any other property at the installation;

(2) convey any real property at the installation, including any airfield at the installation, for the purpose of permitting the use of the property by civil aircraft.

(b) COVERED INSTALLATIONS.—The prohibitions in subsection (a) apply with respect to the following military installations:

(1) Marine Corps Air Station, Camp Pendleton, California.

(2) Marine Corps Air Station, Miramar, California.

(3) Marine Corps Base, Camp Pendleton, California.

(4) Naval Air Station, North Island, California.

(c) REPEAL OF EXISTING LIMITED PROHIBITION.—Section 2894 of the Military Construction Authorization Act for Fiscal Year 1996 (division B of Public Law 104–106; 110 Stat. 592) is repealed.

DIVISION C—DEPARTMENT OF ENERGY NATIONAL SECURITY AUTHORIZATIONS AND OTHER AUTHORIZATIONS

TITLE XXXI—DEPARTMENT OF ENERGY NATIONAL SECURITY PROGRAMS

Subtitle A—National Security Programs Authorizations

Sec. 3101. National Nuclear Security Administration.
Sec. 3102. Defense environmental cleanup.
Sec. 3103. Other defense activities.
Sec. 3104. Defense nuclear waste disposal.

Subtitle B—Program Authorizations, Restrictions, and Limitations

Sec. 3111. Plan for transformation of National Nuclear Security Administration nuclear weapons complex.
Sec. 3112. Extension of Facilities and Infrastructure Recapitalization Program.
Sec. 3113. Utilization of contributions to Global Threat Reduction Initiative.
Sec. 3114. Utilization of contributions to Second Line of Defense program.
Sec. 3115. Two-year extension of authority for appointment of certain scientific, engineering, and technical personnel.
Sec. 3116. National Academy of Sciences study of quantification of margins and uncertainty methodology for assessing and certifying the safety and reliability of the nuclear stockpile.
Sec. 3117. Consolidation of counterintelligence programs of Department of Energy and National Nuclear Security Administration.

Subtitle A—National Security Programs Authorizations

SEC. 3101. NATIONAL NUCLEAR SECURITY ADMINISTRATION.

(a) AUTHORIZATION OF APPROPRIATIONS.—Funds are hereby authorized to be appropriated to the Department of Energy for fiscal year 2007 for the activities of the National Nuclear Security Administration in carrying out programs necessary for national security in the amount of $9,265,811,000 to be allocated as follows:

(1) For weapons activities, $6,467,889,000.

(2) For defense nuclear nonproliferation activities, $1,616,213,000.

(3) For naval reactors, $795,133,000.

(4) For the Office of the Administrator for Nuclear Security, $386,576,000.

(b) AUTHORIZATION OF NEW PLANT PROJECTS.—From funds referred to in subsection (a) that are available for carrying out plant projects, the Secretary of Energy may carry out the following new plant projects:

(1) For weapons activities:

Project 07–D–140, project engineering and design, various locations, $4,977,000.

Project 07–D–220, Radioactive Liquid Waste Treatment Facility upgrade, Los Alamos National Laboratory, $14,828,000.

Project 07–D–253, TA–1 Heating Systems Modernization, Facilities and Infrastructure Recapitalization Program, $14,500,000.

(2) For defense nuclear nonproliferation activities:

Project 07–SC–05, Physical Sciences Facility, Pacific Northwest National Laboratory, $4,220,000.

(3) For naval reactors:

Project 07–D–190, project engineering and design, Materials Research Technology Complex, $1,485,000.

SEC. 3102. DEFENSE ENVIRONMENTAL CLEANUP.

Funds are hereby authorized to be appropriated to the Department of Energy for fiscal year 2007 for defense environmental cleanup activities in carrying out programs necessary for national security in the amount of $5,440,312,000.

SEC. 3103. OTHER DEFENSE ACTIVITIES.

Funds are hereby authorized to be appropriated to the Department of Energy for fiscal year 2007 for other defense activities in carrying out programs necessary for national security in the amount of $717,788,000.

SEC. 3104. DEFENSE NUCLEAR WASTE DISPOSAL.

Funds are hereby authorized to be appropriated to the Department of Energy for fiscal year 2007 for defense nuclear waste disposal for payment to the Nuclear Waste Fund established in section 302(c) of the Nuclear Waste Policy Act of 1982 (42 U.S.C. 10222(c)) in the amount of $388,080,000.

Subtitle B—Program Authorizations, Restrictions, and Limitations

SEC. 3111. PLAN FOR TRANSFORMATION OF NATIONAL NUCLEAR SECURITY ADMINISTRATION NUCLEAR WEAPONS COMPLEX.

(a) PLAN REQUIRED.—Subtitle A of title XLII of the Atomic Energy Defense Act (division D of Public Law 107–314) is amended by inserting after section 4213 (50 U.S.C. 2533) the following new section:

"SEC. 4214. PLAN FOR TRANSFORMATION OF NATIONAL NUCLEAR SECURITY ADMINISTRATION NUCLEAR WEAPONS COMPLEX.

''(a) PLAN REQUIRED.—The Secretary of Energy and the Secretary of Defense shall develop a plan to transform the nuclear weapons complex so as to achieve a responsive infrastructure by 2030. The plan shall be designed to accomplish the following objectives:

''(1) To maintain the safety, reliability, and security of the United States nuclear weapons stockpile.

''(2) To continue Stockpile Life Extension Programs that the Nuclear Weapons Council considers necessary.

''(3) To prepare to produce replacement warheads under the Reliable Replacement Warhead program at a rate necessary to meet future stockpile requirements, commencing with a first production unit in 2012 and achieving steady-state production using modern manufacturing processes by 2025.

''(4) To eliminate, within the nuclear weapons complex, duplication of production capability except to the extent required to ensure the safety, reliability, and security of the stockpile.

''(5) To maintain the current philosophy within the national security laboratories of peer review of nuclear weapons designs while eliminating duplication of laboratory capabilities except to the extent required to ensure the safety, reliability, and security of the stockpile.

''(6) To maintain the national security mission, and in particular the science-based Stockpile Stewardship Program, as the primary mission of the national security laboratories while optimizing the work-for-others activities of those laboratories to support other national security objectives in fields such as intelligence and homeland security.

''(7) To consolidate to the maximum extent practicable, and to provide for the ultimate disposition of, special nuclear material throughout the nuclear weapons complex, with the ultimate goal of eliminating Category I and II special nuclear material from the national security laboratories no later than March 1, 2010, so as to further reduce the footprint of the nuclear weapons complex, reduce security costs, and reduce transportation costs for special nuclear material.

''(8) To employ a risk-based approach to ensure compliance with Design Basis Threat security requirements.

''(9) To expeditiously dismantle inactive nuclear weapons to reduce the size of the stockpile to the lowest level required by the Nuclear Weapons Council.

''(10) To operate the nuclear weapons complex in a more cost-effective manner.

''(b) REPORT.—Not later than February 1, 2007, the Secretary of Energy and Secretary of Defense shall submit to the congressional defense committees a report on the transformation plan required by subsection (a). The report shall address each of the objectives required by subsection (c) and also include each of the following:

''(1) A comprehensive list of the capabilities, facilities, and project staffing that the National Nuclear Security Administration will need to have in place at the nuclear weapons complex as of 2030 to meet the requirements of the transformation plan.

''(2) a comprehensive list of the capabilities and facilities that the National Nuclear Security Administration currently has in place at the nuclear weapons complex that will not be needed as of 2030 to meet the requirements of the transformation plan.

''(3) A plan for implementing the transformation plan, including a schedule with incremental milestones.

''(c) CONSULTATION.—The Secretary of Energy and the Secretary of Defense shall develop the transformation plan required by subsection (a) in consultation with the Nuclear Weapons Council.

''(d) DEFINITION.—In this section, the term 'national security laboratory' has the meaning given such term in section 3281 of the National Nuclear Security Administration Act (50 U.S.C. 2471).''.

(b) INCLUSION IN FUTURE-YEARS NUCLEAR SECURITY PROGRAM.—Section 3253 of the National Nuclear Security Administration Act (50 U.S.C. 2453) is amended in subsection (b) by adding at the end the following new paragraph:

''(5) A statement of proposed budget authority, estimated expenditures, and proposed appropriations necessary to support the programs required to implement the plan to transform the nuclear weapons complex under section 4214 of the Atomic Energy Defense Act, together with a detailed description of how the funds identified for each program element specified pursuant to paragraph (1) in the budget for the Administration for each fiscal year during that five-fiscal-year period will help ensure that those programs are implemented. The statement shall assume year-to-year funding profiles that account for increases only for projected inflation.''.

SEC. 3112. EXTENSION OF FACILITIES AND INFRASTRUCTURE RECAPITALIZATION PROGRAM.

Section 3114 of the National Defense Authorization Act for Fiscal Year 2004 (Public Law 108–136; 50 U.S.C. 2453 note), as amended by section 3113 of the Ronald W. Reagan National Defense Authorization Act for Fiscal Year 2005 (Public Law 108–375; 118 Stat. 2160), is amended—

(1) in subsection (a)(3)(F), by striking ''2011'' and inserting ''2013''; and

(2) in subsection (b), by striking ''2011'' and inserting ''2013''.

SEC. 3113. UTILIZATION OF CONTRIBUTIONS TO GLOBAL THREAT REDUCTION INITIATIVE.

Section 3132 of the Ronald W. Reagan National Defense Authorization Act for Fiscal

Year 2005 (Public Law 108–375; 118 Stat. 2166; 50 U.S.C. 2569) is amended—

(1) by redesignating subsection (f) as subsection (g); and

(2) by adding after subsection (e) the following new subsection:

''(f) PARTICIPATION BY OTHER GOVERNMENTS AND ORGANIZATIONS.—

''(1) IN GENERAL.—The Secretary of Energy may, with the concurrence of the Secretary of State, enter into one or more agreements with any person (including a foreign government, international organization, or multinational entity) that the Secretary of Energy considers appropriate under which the person contributes funds for purposes of the program under this section.

''(2) RETENTION AND USE OF AMOUNTS.—The Secretary of Energy may retain and use amounts contributed under an agreement under paragraph (1) for purposes of the program under this section. Amounts so contributed shall be retained in a separate fund established in the Treasury for such purposes and shall be available until expended, without further appropriation, for such purposes.''.

SEC. 3114. UTILIZATION OF CONTRIBUTIONS TO SECOND LINE OF DEFENSE PROGRAM.

(a) IN GENERAL.—The Secretary of Energy may, with the concurrence of the Secretary of State, enter into one or more agreements with any person (including a foreign government, international organization, or multinational entity) that the Secretary of Energy considers appropriate under which the person contributes funds for purposes of the Second Line of Defense program of the National Nuclear Security Administration.

(b) RETENTION AND USE OF AMOUNTS.—The Secretary of Energy may retain and use amounts contributed under an agreement under subsection (a) for purposes of the Second Line of Defense program. Amounts so contributed shall be retained in a separate fund established in the Treasury for such purposes and shall be available until expended, without further appropriation, for such purposes.

(c) TERMINATION OF AUTHORITY.—The authority to accept contributions under subsection (a) terminates December 31, 2013.

SEC. 3115. TWO-YEAR EXTENSION OF AUTHORITY FOR APPOINTMENT OF CERTAIN SCIENTIFIC, ENGINEERING, AND TECHNICAL PERSONNEL.

Section 4601(c)(1) of the Atomic Energy Defense Act (50 U.S.C. 2701(c)(1)) is amended by striking ''September 30, 2006'' and inserting ''September 30, 2008''.

SEC. 3116. NATIONAL ACADEMY OF SCIENCES STUDY OF QUANTIFICATION OF MARGINS AND UNCERTAINTY METHODOLOGY FOR ASSESSING AND CERTIFYING THE SAFETY AND RELIABILITY OF THE NUCLEAR STOCKPILE.

(a) STUDY REQUIRED.—The Secretary of Energy shall, as soon as practicable and no later than 120 days after the date of the enactment of this Act, enter into an arrangement with the National Research Council of the National Academy of Sciences for the Council to carry out a study of the quantification of margins and uncertainty methodology used by the national security laboratories for assessing and certifying the safety and reliability of the nuclear stockpile.

(b) MATTERS INCLUDED.—The study required by subsection (a) shall evaluate the following:

(1) The use of the quantification of margins and uncertainty methodology by the national security laboratories, including underlying assumptions of weapons performance and the ability of modeling and simulation tools to predict nuclear explosive package characteristics.

(2) The manner in which that methodology is used to conduct the annual assessments of the nuclear weapons stockpile.

(3) How the use of that methodology compares and contrasts between the national security laboratories.

(4) The process by which conflicts between the national security laboratories in the application of that methodology are resolved.

(5) An assessment of whether the application of the quantification of margins and uncertainty used for annual assessments and certification of the nuclear weapons stockpile can be applied to the planned Reliable Replacement Warhead program so as to carry out the objective of that program to reduce the likelihood of the resumption of underground testing of nuclear weapons.

(c) REPORT.—

(1) IN GENERAL.—Not later than one year after the date on which the arrangement required by subsection (a) is entered into, the National Research Council shall submit to the Secretary of Energy and the congressional committees specified in paragraph (2), a report on the study that addresses the matters listed in subsection (b) and any other matters considered by the National Research Council to be relevant to the use of the quantification of margins and uncertainty methodology in assessing the current or future nuclear weapons stockpile.

(2) SPECIFIED COMMITTEES.—The congressional committees referred to in paragraph (1) are the following:

(A) The Committee on Armed Services of the Senate.

(B) The Committee on Armed Services of the House of Representatives.

(d) PROVISION OF INFORMATION.—The Secretary of Energy shall, in a timely manner, make available to the National Research Council all information that the National Research Council considers necessary to carry out its responsibilities under this section.

(e) FUNDING.—Of the amounts made available to the Department of Energy pursuant to the authorization of appropriations in section 3101, $2,000,000 shall be available only for carrying out the study required by this section.

SEC. 3117. CONSOLIDATION OF COUNTERINTELLIGENCE PROGRAMS OF DEPARTMENT OF ENERGY AND NATIONAL NUCLEAR SECURITY ADMINISTRATION.

(a) TRANSFER OF FUNCTIONS.—The functions, personnel, funds, assets, and other resources of the Office of Defense Nuclear Counterintelligence of the National Nuclear Security Administration are transferred to the Secretary of Energy, to be administered (except to any extent otherwise directed by the Secretary) by the Director of the Office of Counterintelligence of the Department of Energy.

(b) NNSA COUNTERINTELLIGENCE OFFICE ABOLISHED.—

(1) IN GENERAL.—Section 3232 of the National Nuclear Security Administration Act (50 U.S.C. 3232) is amended—

(A) by amending the heading to read as follows:

''SEC. 3232. OFFICE OF DEFENSE NUCLEAR SECURITY.'';

(B) by striking subsection (a) and inserting the following new subsection (a):

''(a) ESTABLISHMENT.—There is within the Administration an Office of Defense Nuclear Security, headed by a Chief appointed by the Secretary of Energy. The Administrator shall recommend to the Secretary suitable candidates for such position.'';

(C) by striking subsection (b); and

(D) by redesignating subsection (c) as subsection (b).

(2) CONFORMING AMENDMENT.—The table of sections at the beginning of the National Nuclear Security Administration Act is amended by striking the item relating to section 3232 and inserting the following new item:

''Sec. 3232. Office of Defense Nuclear Security.''.

(c) COUNTERINTELLIGENCE PROGRAMS AT NNSA FACILITIES.—Section 3233 of the National Nuclear Security Administration Act (50 U.S.C. 2423) is amended—

(1) in each of subsections (a) and (b), by striking ''The Administrator shall'' and inserting ''The Secretary of Energy shall''; and

(2) in subsection (b), by striking ''Office of Defense Nuclear Counterintelligence'' and inserting ''Office of Counterintelligence of the Department of Energy''.

(d) STATUS OF NNSA INTELLIGENCE AND COUNTERINTELLIGENCE PERSONNEL.—Section 3220 of the National Nuclear Security Administration Act (50 U.S.C. 2410) is amended by adding at the end the following new subsection:

''(e) STATUS OF INTELLIGENCE AND COUNTERINTELLIGENCE PERSONNEL.—Notwithstanding the restrictions of subsections (a) and (b), each officer or employee of the Administration, or of a contractor of the Administration, who is carrying out activities related to intelligence or counterintelligence shall, in carrying out those activities, be subject to the authority, direction, and control of the Secretary of Energy or the Secretary's delegate.''.

(e) SERVICE FROM WHICH DOE INTELLIGENCE DIRECTOR AND COUNTERINTELLIGENCE DIRECTOR APPOINTED.—Section 215(b)(1) (42 U.S.C. 7144b(b)(1)) and section 216(b)(1) (42 U.S.C. 7144c(b)(1)) of the Department of Energy Organization Act are each amended by striking ''which shall be a position in the Senior Executive Service'' and inserting ''who shall be an employee in the Senior Executive Service, the Senior Intelligence Service, the Senior National Intelligence Service, or any other Service that the Secretary, in coordination with the Director of National Intelligence, considers appropriate''.

(f) INTELLIGENCE EXECUTIVE COMMITTEE; BUDGET FOR INTELLIGENCE AND COUNTERINTELLIGENCE.—Section 214 of the Department of Energy Organization Act (42 U.S.C. 7144a) is amended—

(1) by inserting ''(a)'' before ''The Secretary shall be responsible''; and

(2) by adding at the end the following:

''(b)(1) There is within the Department an Intelligence Executive Committee. The Committee shall consist of the Deputy Secretary of Energy, who shall chair the Committee, and each Under Secretary of Energy.

''(2) The Committee shall be staffed by the Director of the Office of Intelligence and the Director of the Office of Counterintelligence.

''(3) The Secretary shall use the Committee to assist in developing and promulgating the counterintelligence and intelligence policies, requirements, and priorities of the Department.

''(c) In the budget justification materials submitted to Congress in support of each budget submitted by the President to Congress under title 31, United States Code, the amounts requested for the Department for intelligence functions and the amounts requested for the Department for counterintelligence functions shall each be specified in appropriately classified individual, dedicated program elements. Within the amounts requested for counterintelligence functions, the amounts requested for the National Nuclear Security Administration shall be specified separately from the amounts requested for other elements of the Department.''.

(g) REPORT.—Not later than 1 year after the date of the enactment of this Act, the Inspector General of the Department of Energy

shall submit to Congress a report on the implementation of this section and of the amendments required by this section. The report shall include the Inspector General's evaluation of that implementation.

TITLE XXXII—DEFENSE NUCLEAR FACILITIES SAFETY BOARD

Sec. 3201. Authorization.

SEC. 3201. AUTHORIZATION.

There are authorized to be appropriated for fiscal year 2007, $22,260,000 for the operation of the Defense Nuclear Facilities Safety Board under chapter 21 of the Atomic Energy Act of 1954 (42 U.S.C. 2286 et seq.).

TITLE XXXIII—NATIONAL DEFENSE STOCKPILE

Sec. 3301. Authorized uses of National Defense Stockpile funds.

Sec. 3302. Revisions to required receipt objectives for previously authorized disposals from National Defense Stockpile.

SEC. 3301. AUTHORIZED USES OF NATIONAL DEFENSE STOCKPILE FUNDS.

(a) OBLIGATION OF STOCKPILE FUNDS.—During fiscal year 2007, the National Defense Stockpile Manager may obligate up to $52,132,000 of the funds in the National Defense Stockpile Transaction Fund established under subsection (a) of section 9 of the Strategic and Critical Materials Stock Piling Act (50 U.S.C. 98h) for the authorized uses of such funds under subsection (b)(2) of such section, including the disposal of hazardous materials that are environmentally sensitive.

(b) ADDITIONAL OBLIGATIONS.—The National Defense Stockpile Manager may obligate amounts in excess of the amount specified in subsection (a) if the National Defense Stockpile Manager notifies Congress that extraordinary or emergency conditions necessitate the additional obligations. The National Defense Stockpile Manager may make the additional obligations described in the notification after the end of the 45-day period beginning on the date on which Congress receives the notification.

(c) LIMITATIONS.—The authorities provided by this section shall be subject to such limitations as may be provided in appropriations Acts.

SEC. 3302. REVISIONS TO REQUIRED RECEIPT OBJECTIVES FOR PREVIOUSLY AUTHORIZED DISPOSALS FROM NATIONAL DEFENSE STOCKPILE.

(a) FISCAL YEAR 1999 DISPOSAL AUTHORITY.—Section 3303(a) of the Strom Thurmond National Defense Authorization Act for Fiscal Year 1999 (Public Law 105–261; 50 U.S.C. 98d note), as amended by section 3302 of the Ronald W. Reagan National Defense Authorization Act for Year 2005 (Public Law 108–375; 118 Stat. 2193) and section 3302 of the National Defense Authorization Act for Fiscal Year 2006 (Public Law 109–163; 119 Stat. 3545), is amended—

(1) by striking ''and'' at the end of paragraph (5); and

(2) by striking the period at the end of paragraph (6) and inserting ''; and''; and

(3) by adding at the end the following new paragraph:

''(7) $1,365,000,000 by the end of fiscal year 2014.''.

(b) FISCAL YEAR 1998 DISPOSAL AUTHORITY.—Section 3305(a)(5) of the National Defense Authorization Act for Fiscal Year 1998 (Public Law 105–85; 50 U.S.C. 98d note), as amended by section 3305 of the National Defense Authorization Act for Fiscal Year 2002 (Public Law 107–107; 115 Stat. 1390), is amended by striking ''2006'' and inserting ''2008''.

(c) FISCAL YEAR 1997 DISPOSAL AUTHORITY.—Section 3303 of the National Defense Authorization Act for Fiscal Year 1997 (Public Law 104–201; 50 U.S.C. 98d note), as amended by section 3402(f) of the National Defense Authorization Act for Year 2000 (Public Law 106–65; 113 Stat. 973) and section 3304(c) of the National Defense Authorization Act for 2002 (Public Law 107–107; 115 Stat. 1390), is amended—

(1) in subsection (a), by striking paragraph (2) and inserting the following new paragraph (2):

''(2) $720,000,000 during the 12-fiscal year period ending September 30, 2008.''; and

(2) in subsection (b)(2), by striking ''the 10-fiscal year period'' and inserting ''the period''.

TITLE XXXIV—NAVAL PETROLEUM RESERVES

Sec. 3401. Authorization of appropriations.

SEC. 3401. AUTHORIZATION OF APPROPRIATIONS.

(a) AMOUNT.—There are hereby authorized to be appropriated to the Secretary of Energy $18,810,000 for fiscal year 2007 for the purpose of carrying out activities under chapter 641 of title 10, United States Code, relating to the naval petroleum reserves.

(b) PERIOD OF AVAILABILITY.—Funds appropriated pursuant to the authorization of appropriations in subsection (a) shall remain available until expended.

TITLE XXXV—MARITIME ADMINISTRATION

SEC. 3501. AUTHORIZATION OF APPROPRIATIONS FOR FISCAL YEAR 2007.

Funds are hereby authorized to be appropriated for fiscal year 2007, to be available without fiscal year limitation if so provided in appropriations Acts, for the use of the Department of Transportation for the Maritime Administration as follows:

(1) For expenses necessary for operations and training activities, $138,647,000, of which $19,500,000 shall be available only for paying reimbursement under section 3517 of the Maritime Security Act of 2003 (46 U.S.C. 53101 note).

(2) For expenses to dispose of obsolete vessels in the National Defense Reserve Fleet, including provision of assistance under section 7 of Public Law 92–402, $25,740,000.

SEC. 3502. LIMITATION ON TRANSFER OF MARITIME SECURITY FLEET OPERATING AGREEMENTS.

Section 53105(e) of title 46, United States Code, is amended—

(1) by inserting ''(1) IN GENERAL.—'' before the first sentence;

(2) by moving paragraph (1) (as designated by the amendment made by paragraph (1) of this subsection) so as to appear immediately below the heading for such subsection, and 2 ems to the right; and

(3) by adding at the end the following:

''(2) LIMITATION.—The Secretary of Defense may not approve under paragraph (1) transfer of an operating agreement to a person that is not a citizen of the United States under section 2 of the Shipping Act, 1916 (46 U.S.C. App. 802), unless the Secretary of Defense determines that there is no person who is a citizen under such section and is interested in obtaining the operating agreement for a vessel that is otherwise eligible to be included in the Fleet under section 53102(b).''.

SEC. 3503. APPLICABILITY TO CERTAIN MARITIME ADMINISTRATION VESSELS OF LIMITATIONS ON OVERHAUL, REPAIR, AND MAINTENANCE OF VESSELS IN FOREIGN SHIPYARDS.

Section 11 of the Merchant Ship Sales Act of 1946 (50 U.S.C. App. 1744) is amended by inserting after subsection (c) the following:

''(d) APPLICABILITY OF LIMITATIONS ON OVERHAUL, REPAIR, AND MAINTENANCE IN FOREIGN SHIPYARDS.—

''(1) APPLICATION OF LIMITATION.—The provisions of section 7310 of title 10, United States Code, shall apply to vessels specified in subsection (b), and to the Secretary of Transportation with respect to those vessels, in the same manner as those provisions apply to vessels specified in subsection (b) of such section, and to the Secretary of the Navy, respectively.

''(2) COVERED VESSELS.—Vessels specified in this paragraph are vessels maintained by the Secretary of Transportation in support of the Department of Defense, including any vessel assigned by the Secretary of Transportation to the Ready Reserve Force that is owned by the United States.''.

SEC. 3504. VESSEL TRANSFER AUTHORITY.

The Secretary of Transportation may transfer or otherwise make available without reimbursement to any other department a vessel under the jurisdiction of the Department of Transportation, upon request by the Secretary of the department that receives the vessel.

SEC. 3505. UNITED STATES MERCHANT MARINE ACADEMY GRADUATES: ALTERNATE SERVICE REQUIREMENTS.

(a) SERVICE ON ACTIVE DUTY.—Section 1303(e) of the Merchant Marine Act, 1936 (46 U.S.C. App. 1295b(e)) is amended by adding at the end the following:

''(6)(A) An individual who for the 5-year period following graduation from the Academy, serves as a commissioned officer on active duty in an armed force of the United States or as a commissioned officer in the National Oceanic and Atmospheric Administration shall be excused from the requirements of subparagraphs (C), (D), and (E) of paragraph (1).

''(B) The Secretary may modify or waive any of the terms and conditions set forth in paragraph (1) through the imposition of alternative service requirements.''.

(b) APPLICATION.—Paragraph (6) of section 1303(e) of the Merchant Marine Act, 1936 (46 U.S.C. App. 1295b(e)), as added by this subsection, applies only to an individual who enrolls as a cadet at the United States Merchant Marine Academy, and signs an agreement under section paragraph (1) of that section, after the date of the enactment of this Act.

SEC. 3506. UNITED STATES MERCHANT MARINE ACADEMY GRADUATES: SERVICE OBLIGATION PERFORMANCE REPORTING REQUIREMENT.

(a) IN GENERAL.—Section 1303(e) of the Merchant Marine Act, 1936 (46 U.S.C. App. 1295b(e)) is further amended by adding at the end the following:

''(7)(A) Subject to any otherwise applicable restrictions on disclosure in section 552a of title 5, United States Code, the Secretary of Defense or the Secretary of the department in which the Coast Guard is operating, and the Administrator of the National Oceanic and Atmospheric Administration—

''(i) shall report the status of obligated service of an individual graduate of the Academy upon request of the Secretary; and

''(ii) may, in their discretion, notify the Secretary of any failure of the graduate to perform the graduate's duties, either on active duty or in the Ready Reserve component of their respective service, or as a commissioned officer of the National Oceanic and Atmospheric Administration, respectively.

''(B) A report or notice under subparagraph (A) shall identify any graduate determined to have failed to comply with service obligation requirements and provide all required information as to why such graduate failed to comply.

''(C) Upon receipt of such a report or notice, such graduate may be considered to be in default of the graduate's service obligations by the Secretary, and subject to all remedies the Secretary may have with respect to such a default.''.

(b) APPLICATION.—The amendment made by this section does not apply with respect

to an agreement entered into under section 1303(e) of the Merchant Marine Act, 1936 (46 U.S.C. 1295b(e)) before the date of the enactment of this Act.

SEC. 3507. TEMPORARY AUTHORITY TO TRANSFER OBSOLETE COMBATANT VESSELS TO NAVY FOR DISPOSAL.

The Secretary of Transportation shall, subject to the availability of appropriations and consistent with section 1535 of title 31, United States Code, popularly known as the Economy Act, transfer to the Secretary of the Navy during fiscal year 2006 for disposal by the Navy, no fewer than 6 combatant vessels in the nonretention fleet of the Maritime Administration that are acceptable to the Secretary of the Navy.

SEC. 3508. TEMPORARY REQUIREMENT TO MAINTAIN READY RESERVE FORCE.

(a) REPORT TO CONGRESS.—The Secretary of Defense, in consultation with the Secretary of Transportation, shall submit to Congress by not later than March 1, 2007, a report describing a five-year plan for maintaining the capability of the Ready Reserve Force of the National Defense Reserve Fleet necessary to support Department of Defense wartime missions and support to civil authority missions.

(b) REQUIREMENT TO MAINTAIN THE READY RESERVE FORCE AT CURRENT STRENGTH.—The Secretary of Transportation shall maintain 58 vessels in the Ready Reserve Force of the National Defense Reserve Fleet until the end of the 45-day period beginning on the date the report required under subsection (a) is submitted to Congress.

The bill, as amended, was ordered to be engrossed and read a third time, was read a third time by title.

Mr. SALAZAR moved to recommit the bill to the Committee on Armed Services with instructions to report the bill back to the House promptly with the following amendment to the bill that inserts the text of H.R. 808, to repeal the offset from surviving spouse annuities under the military Survivor Benefit Plan for amounts paid by the Secretary of Veterans Affairs as dependency and indemnity compensation, as introduced in the House on February 15, 2005.

After debate,

By unanimous consent, the previous question was ordered on the motion to recommit with instructions.

The question being put, viva voce,

Will the House recommit said bill with instructions?

The SPEAKER pro tempore, Mr. SIMPSON, announced that the nays had it.

Mr. SALAZAR demanded a recorded vote on agreeing to said motion, which demand was supported by one-fifth of a quorum, so a recorded vote was ordered.

The vote was taken by electronic device.

It was decided in the negative ..... { Yeas ..... 202 / Nays 220

¶37.19 [Roll No. 144]

AYES—202

Abercrombie
Ackerman
Allen
Andrews
Baca
Baird
Baldwin
Barrow
Bean
Beauprez
Becerra
Berkley
Berman
Berry
Bishop (GA)
Bishop (NY)
Blumenauer
Boren
Boswell
Boucher
Boyd
Brady (PA)
Brown (OH)
Brown, Corrine
Butterfield
Capps
Capuano
Cardin
Carnahan
Carson
Case
Chandler
Clay
Cleaver
Clyburn
Conyers
Cooper
Costa
Costello
Cramer
Crowley
Cuellar
Cummings
Davis (AL)
Davis (CA)
Davis (FL)
Davis (IL)
Davis (TN)
DeFazio
DeGette
Delahunt
DeLauro
Dicks
Dingell
Doggett
Doyle
Edwards
Emanuel
Engel
Eshoo
Etheridge
Farr
Fattah
Filner
Ford
Frank (MA)
Gonzalez
Gordon
Green, Al
Green, Gene
Grijalva
Gutierrez
Harman
Hastings (FL)
Herseth
Higgins
Hinchey
Hinojosa
Holden
Holt
Honda
Hooley
Hoyer
Inslee
Israel
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Johnson, E. B.
Jones (NC)
Jones (OH)
Kanjorski
Kaptur
Kildee
Kilpatrick (MI)
Kind
Kucinich
Langevin
Lantos
Larsen (WA)
Larson (CT)
Leach
Lee
Levin
Lewis (GA)
Lipinski
Lofgren, Zoe
Lowey
Lynch
Maloney
Markey
Marshall
Matheson
Matsui
McCarthy
McCollum (MN)
McDermott
McGovern
McIntyre
McNulty
Meehan
Meek (FL)
Melancon
Michaud
Millender-McDonald
Miller (NC)
Miller, George
Mollohan
Moore (KS)
Moore (WI)
Moran (VA)
Murtha
Nadler
Napolitano
Neal (MA)
Oberstar
Obey
Olver
Ortiz
Owens
Pallone
Pascrell
Pastor
Paul
Payne
Pelosi
Peterson (MN)
Pomeroy
Price (NC)
Rahall
Rangel
Reyes
Ross
Rothman
Roybal-Allard
Ruppersberger
Rush
Ryan (OH)
Sabo
Salazar
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Schakowsky
Schiff
Schwartz (PA)
Scott (GA)
Scott (VA)
Serrano
Shays
Sherman
Skelton
Slaughter
Smith (WA)
Snyder
Solis
Spratt
Stark
Strickland
Stupak
Tanner
Tauscher
Taylor (MS)
Thompson (CA)
Thompson (MS)
Tierney
Towns
Udall (CO)
Udall (NM)
Velázquez
Visclosky
Wasserman Schultz
Waters
Watson
Watt
Waxman
Weiner
Wexler
Wilson (NM)
Woolsey
Wu
Wynn

NOES—220

Aderholt
Akin
Alexander
Bachus
Baker
Barrett (SC)
Bartlett (MD)
Barton (TX)
Bass
Biggert
Bilirakis
Bishop (UT)
Blackburn
Blunt
Boehlert
Boehner
Bonilla
Bonner
Bono
Boozman
Boustany
Bradley (NH)
Brady (TX)
Brown (SC)
Brown-Waite, Ginny
Burgess
Burton (IN)
Buyer
Calvert
Camp (MI)
Campbell (CA)
Cannon
Cantor
Capito
Carter
Castle
Chabot
Chocola
Coble
Cole (OK)
Conaway
Crenshaw
Cubin
Culberson
Davis (KY)
Davis, Jo Ann
Davis, Tom
Deal (GA)
DeLay
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Doolittle
Drake
Dreier
Duncan
Ehlers
Emerson
English (PA)
Everett
Feeney
Ferguson
Fitzpatrick (PA)
Flake
Foley
Forbes
Fortenberry
Fossella
Foxx
Franks (AZ)
Frelinghuysen
Gallegly
Gerlach
Gibbons
Gilchrest
Gillmor
Gingrey
Gohmert
Goode
Goodlatte
Granger
Graves
Green (WI)
Gutknecht
Hall
Harris
Hart
Hastings (WA)
Hayes
Hayworth
Hefley
Hensarling
Herger
Hobson
Hoekstra
Hostettler
Hulshof
Hunter
Hyde
Inglis (SC)
Issa
Istook
Jenkins
Jindal
Johnson (CT)
Johnson (IL)
Johnson, Sam
Keller
Kelly
King (IA)
King (NY)
Kingston
Kirk
Kline
Knollenberg
Kolbe
Kuhl (NY)
LaHood
Latham
LaTourette
Lewis (CA)
Lewis (KY)
Linder
LoBiondo
Lucas
Lungren, Daniel E.
Mack
Manzullo
Marchant
McCaul (TX)
McCotter
McCrery
McHenry
McHugh
McKeon
McMorris
Mica
Miller (FL)
Miller (MI)
Miller, Gary
Moran (KS)
Murphy
Musgrave
Myrick
Neugebauer
Ney
Northup
Norwood
Nunes
Nussle
Osborne
Otter
Oxley
Pearce
Pence
Peterson (PA)
Petri
Pickering
Pitts
Platts
Poe
Pombo
Porter
Price (GA)
Pryce (OH)
Putnam
Radanovich
Ramstad
Regula
Rehberg
Reichert
Renzi
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Ros-Lehtinen
Royce
Ryan (WI)
Ryun (KS)
Saxton
Schmidt
Schwarz (MI)
Sensenbrenner
Sessions
Shadegg
Shaw
Sherwood
Shimkus
Shuster
Simmons
Simpson
Sodrel
Souder
Stearns
Sullivan
Sweeney
Tancredo
Taylor (NC)
Terry
Thomas
Thornberry
Tiahrt
Tiberi
Turner
Upton
Walden (OR)
Walsh
Wamp
Weldon (FL)
Weldon (PA)
Weller
Westmoreland
Whitfield
Wicker
Wilson (SC)
Wolf
Young (AK)
Young (FL)

NOT VOTING—10

Cardoza
Evans
Garrett (NJ)
Kennedy (MN)
Kennedy (RI)
McKinney
Meeks (NY)
Smith (NJ)
Smith (TX)
Van Hollen

So the motion to recommit with instructions was not agreed to.

The question being put, viva voce,

Will the House pass said bill?

The SPEAKER pro tempore, Mr. SIMPSON, announced that the yeas had it.

Mr. HUNTER demanded a recorded vote on passage of said bill, which demand was supported by one-fifth of a quorum, so a recorded vote was ordered.

The vote was taken by electronic device.

It was decided in the affirmative ..... { Yeas ..... 396 / Nays 31

¶37.20 [Roll No. 145]

AYES—396

Abercrombie
Ackerman
Aderholt
Akin
Alexander
Allen
Andrews
Baca
Bachus
Baird
Baker
Barrett (SC)
Barrow
Bartlett (MD)
Barton (TX)
Bass
Bean
Beauprez
Becerra
Berkley
Berman
Berry
Biggert
Bilirakis
Bishop (GA)
Bishop (NY)
Bishop (UT)
Blackburn
Blumenauer
Blunt
Boehlert
Boehner
Bonilla
Bonner
Bono
Boozman
Boren
Boswell
Boucher
Boustany
Boyd
Bradley (NH)
Brady (PA)
Brady (TX)
Brown (OH)
Brown (SC)
Brown, Corrine
Brown-Waite, Ginny
Burgess
Burton (IN)
Butterfield
Buyer
Calvert
Camp (MI)
Campbell (CA)
Cannon
Cantor
Capito
Cardin
Carnahan
Carson
Carter
Case
Castle
Chabot
Chandler
Chocola
Clay
Cleaver
Clyburn
Coble
Cole (OK)
Conaway
Cooper
Costa
Costello
Cramer
Crenshaw
Crowley
Cubin
Cuellar
Culberson
Cummings
Davis (AL)
Davis (CA)
Davis (FL)
Davis (IL)
Davis (KY)
Davis (TN)
Davis, Jo Ann
Davis, Tom
Deal (GA)
DeFazio
DeGette
Delahunt

DeLauro
DeLay
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Dicks
Dingell
Doggett
Doolittle
Doyle
Drake
Dreier
Duncan
Edwards
Ehlers
Emanuel
Emerson
Engel
English (PA)
Eshoo
Etheridge
Everett
Farr
Fattah
Feeney
Ferguson
Filner
Fitzpatrick (PA)
Flake
Foley
Forbes
Ford
Fortenberry
Fossella
Foxx
Franks (AZ)
Frelinghuysen
Gallegly
Gerlach
Gibbons
Gilchrest
Gillmor
Gingrey
Gohmert
Gonzalez
Goode
Goodlatte
Gordon
Granger
Graves
Green (WI)
Green, Al
Green, Gene
Gutierrez
Gutknecht
Hall
Harman
Harris
Hart
Hastings (FL)
Hastings (WA)
Hayes
Hayworth
Hefley
Hensarling
Herger
Herseth
Higgins
Hinchey
Hinojosa
Hobson
Hoekstra
Holden
Hooley
Hostettler
Hoyer
Hulshof
Hunter
Hyde
Inglis (SC)
Israel
Issa
Istook
Jackson-Lee (TX)
Jefferson
Jenkins
Jindal
Johnson (CT)
Johnson (IL)
Johnson, E. B.
Johnson, Sam
Jones (NC)
Jones (OH)
Kanjorski
Kaptur
Keller
Kelly
Kennedy (MN)
Kildee
Kind
King (IA)
King (NY)
Kingston
Kirk
Kline
Knollenberg
Kolbe
Kuhl (NY)
LaHood
Langevin
Lantos
Larsen (WA)
Larson (CT)
Latham
LaTourette
Leach
Levin
Lewis (CA)
Lewis (KY)
Linder
Lipinski
LoBiondo
Lofgren, Zoe
Lowey
Lucas
Lungren, Daniel E.
Lynch
Mack
Maloney
Manzullo
Marchant
Marshall
Matheson
Matsui
McCarthy
McCaul (TX)
McCollum (MN)
McCotter
McCrery
McGovern
McHenry
McHugh
McIntyre
McKeon
McMorris
McNulty
Meehan
Meek (FL)
Meeks (NY)
Melancon
Mica
Michaud
Millender-McDonald
Miller (FL)
Miller (MI)
Miller (NC)
Miller, Gary
Mollohan
Moore (KS)
Moran (KS)
Moran (VA)
Murphy
Murtha
Musgrave
Myrick
Nadler
Napolitano
Neal (MA)
Neugebauer
Ney
Northup
Norwood
Nunes
Nussle
Oberstar
Obey
Ortiz
Osborne
Otter
Oxley
Pallone
Pascrell
Pastor
Pearce
Pelosi
Pence
Peterson (MN)
Peterson (PA)
Petri
Pickering
Pitts
Platts
Poe
Pombo
Pomeroy
Porter
Price (GA)
Price (NC)
Pryce (OH)
Putnam
Radanovich
Rahall
Ramstad
Rangel
Regula
Rehberg
Reichert
Renzi
Reyes
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Ros-Lehtinen
Ross
Rothman
Roybal-Allard
Royce
Ruppersberger
Rush
Ryan (OH)
Ryan (WI)
Ryun (KS)
Sabo
Salazar
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Saxton
Schiff
Schmidt
Schwartz (PA)
Schwarz (MI)
Scott (GA)
Scott (VA)
Sensenbrenner
Sessions
Shadegg
Shaw
Shays
Sherman
Sherwood
Shimkus
Shuster
Simmons
Simpson
Skelton
Slaughter
Smith (NJ)
Smith (WA)
Snyder
Sodrel
Solis
Souder
Spratt
Stearns
Strickland
Stupak
Sullivan
Sweeney
Tancredo
Tanner
Tauscher
Taylor (MS)
Taylor (NC)
Terry
Thomas
Thompson (CA)
Thompson (MS)
Thornberry
Tiahrt
Tiberi
Towns
Turner
Udall (CO)
Udall (NM)
Upton
Van Hollen
Visclosky
Walden (OR)
Walsh
Wamp
Wasserman Schultz
Watson
Waxman
Weiner
Weldon (FL)
Weldon (PA)
Weller
Westmoreland
Wexler
Whitfield
Wicker
Wilson (NM)
Wilson (SC)
Wolf
Wu
Wynn
Young (AK)
Young (FL)

NOES—31

Baldwin
Capps
Capuano
Conyers
Frank (MA)
Grijalva
Holt
Honda
Inslee
Jackson (IL)
Kilpatrick (MI)
Kucinich
Lee
Lewis (GA)
Markey
McDermott
McKinney
Miller, George
Moore (WI)
Olver
Owens
Paul
Payne
Schakowsky
Serrano
Stark
Tierney
Velázquez
Waters
Watt
Woolsey

NOT VOTING—5

Cardoza
Evans
Garrett (NJ)
Kennedy (RI)
Smith (TX)

So the bill was passed.

A motion to reconsider the vote whereby said bill was passed was, by unanimous consent, laid on the table.

By unanimous consent, the title was amended so as to read: ''An Act to authorize appropriations for fiscal year 2007 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe military personnel strengths for such fiscal year, and for other purposes.''.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

¶37.21 CLERK TO CORRECT ENGROSSMENT

On motion of Mr. HUNTER, by unanimous consent,

Ordered, That in the engrossment of the foregoing bill the Clerk be authorized to correct section numbers, punctuation, cross-references, and the table of contents, and to make such other technical and conforming changes as may be necessary to reflect the actions of the House in amending the bill, and that the Clerk be authorized to make the additional technical corrections.

¶37.22 H. RES. 802—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mr. SIMPSON, pursuant to clause 8, rule XX, announced the unfinished business to be the motion to suspend the rules and agree to the resolution (H. Res. 802) encouraging all eligible Medicare beneficiaries who have not yet elected to enroll in the new Medicare Part D benefit to review the available options and to determine whether enrollment in a Medicare prescription drug plan best meets their current and future needs for prescription drug coverage; as amended.

The question being put,

Will the House suspend the rules and agree to said resolution, as amended?

The vote was taken by electronic device.

It was decided in the affirmative ..... { Yeas ..... 406; Nays ..... 0; Answered present 4 }

¶37.23 [Roll No. 146]

YEAS—406

Abercrombie
Ackerman
Aderholt
Akin
Alexander
Allen
Andrews
Baca
Bachus
Baird
Baker
Baldwin
Barrett (SC)
Barrow
Bartlett (MD)
Barton (TX)
Bass
Bean
Beauprez
Becerra
Berkley
Berman
Berry
Biggert
Bilirakis
Bishop (GA)
Bishop (NY)
Bishop (UT)
Blackburn
Blumenauer
Blunt
Boehlert
Boehner
Bonilla
Bonner
Bono
Boozman
Boren
Boswell
Boucher
Boustany
Boyd
Bradley (NH)
Brady (PA)
Brady (TX)
Brown (OH)
Brown (SC)
Brown, Corrine
Burgess
Burton (IN)
Butterfield
Buyer
Calvert
Camp (MI)
Campbell (CA)
Cannon
Cantor
Capito
Capps
Capuano
Cardin
Carnahan
Carson
Carter
Case
Castle
Chabot
Chandler
Chocola
Clay
Cleaver
Clyburn
Coble
Cole (OK)
Conaway
Conyers
Cooper
Costa
Costello
Cramer
Crenshaw
Crowley
Cubin
Cuellar
Culberson
Cummings
Davis (AL)
Davis (CA)
Davis (FL)
Davis (IL)
Davis (KY)
Davis (TN)
Davis, Jo Ann
Davis, Tom
Deal (GA)
DeFazio
DeGette
Delahunt
DeLauro
DeLay
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Dicks
Dingell
Doggett
Doolittle
Doyle
Drake
Dreier
Duncan
Edwards
Ehlers
Emanuel
Emerson
Engel
English (PA)
Etheridge
Everett
Farr
Fattah
Feeney
Ferguson
Fitzpatrick (PA)
Flake
Foley
Forbes
Fortenberry
Fossella
Foxx
Frank (MA)
Franks (AZ)
Frelinghuysen
Gerlach
Gibbons
Gilchrest
Gillmor
Gingrey
Gohmert
Gonzalez
Goode
Goodlatte
Gordon
Granger
Graves
Green (WI)
Green, Al
Green, Gene
Grijalva
Gutierrez
Gutknecht
Hall
Harman
Harris
Hart
Hastings (FL)
Hastings (WA)
Hayes
Hayworth
Hefley
Hensarling
Herger
Herseth
Higgins
Hinchey
Hinojosa
Hobson
Hoekstra
Holden
Holt
Honda
Hooley
Hostettler
Hoyer
Hulshof
Hunter
Hyde
Inglis (SC)
Inslee
Israel
Issa
Istook
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Jenkins
Jindal
Johnson (CT)
Johnson (IL)
Johnson, E. B.
Johnson, Sam
Jones (NC)
Jones (OH)
Kanjorski
Kaptur
Kelly
Kennedy (MN)
Kildee
Kilpatrick (MI)
Kind
King (IA)
Kingston
Kirk
Kline
Knollenberg
Kolbe
Kucinich
Kuhl (NY)
Langevin
Lantos
Larsen (WA)
Latham
LaTourette
Lee
Levin
Lewis (CA)
Lewis (GA)
Lewis (KY)
Linder
Lipinski
LoBiondo
Lofgren, Zoe
Lowey
Lucas
Lungren, Daniel E.
Lynch
Mack
Maloney
Manzullo
Marchant
Markey
Marshall
Matheson
Matsui
McCarthy
McCaul (TX)
McCollum (MN)
McCotter
McCrery
McGovern
McHenry
McIntyre
McKeon
McKinney
McMorris
McNulty
Meehan
Meeks (NY)
Melancon
Mica
Michaud
Millender-McDonald
Miller (FL)
Miller (MI)
Miller (NC)
Miller, Gary
Mollohan
Moore (KS)
Moore (WI)
Moran (KS)
Moran (VA)
Murphy
Murtha
Musgrave
Myrick
Nadler
Napolitano
Ney
Northup
Norwood
Nunes
Nussle
Oberstar
Obey
Olver
Ortiz
Osborne
Otter
Owens
Oxley
Pallone
Pascrell
Pastor
Paul
Payne
Pearce
Pelosi
Pence
Peterson (MN)
Peterson (PA)
Petri
Pickering
Pitts
Platts
Poe
Pombo
Pomeroy
Porter
Price (GA)
Price (NC)
Pryce (OH)
Putnam
Radanovich
Rahall
Ramstad
Rangel
Regula
Rehberg
Renzi
Reyes
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Ros-Lehtinen
Ross
Rothman

Roybal-Allard	Simmons	Udall (NM)
Royce	Simpson	Upton
Ruppersberger	Smith (NJ)	Van Hollen
Rush	Smith (WA)	Velázquez
Ryan (OH)	Snyder	Visclosky
Ryan (WI)	Sodrel	Walden (OR)
Ryun (KS)	Solis	Walsh
Sabo	Souder	Wamp
Salazar	Spratt	Wasserman Schultz
Sánchez, Linda T.	Stearns	Waters
Sanchez, Loretta	Strickland	Watson
Sanders	Stupak	Watt
Saxton	Sullivan	Waxman
Schiff	Sweeney	Weiner
Schmidt	Tancredo	Weldon (FL)
Schwartz (PA)	Tanner	Weldon (PA)
Schwarz (MI)	Tauscher	Weller
Scott (GA)	Taylor (MS)	Westmoreland
Scott (VA)	Taylor (NC)	Wexler
Sensenbrenner	Terry	Whitfield
Serrano	Thomas	Wicker
Sessions	Thompson (CA)	Wilson (NM)
Shadegg	Thompson (MS)	Wilson (SC)
Shaw	Thornberry	Wolf
Shays	Tiahrt	Woolsey
Sherman	Tiberi	Wu
Sherwood	Tierney	Wynn
Shimkus	Towns	Young (AK)
Shuster	Turner	Young (FL)
	Udall (CO)	

ANSWERED ''PRESENT''—4

McDermott	Schakowsky
Miller, George	Stark

NOT VOTING—22

Brown-Waite, Ginny	Garrett (NJ)	Meek (FL)
Cardoza	Keller	Neal (MA)
Eshoo	Kennedy (RI)	Neugebauer
Evans	King (NY)	Reichert
Filner	LaHood	Skelton
Ford	Larson (CT)	Slaughter
Gallegly	Leach	Smith (TX)
	McHugh	

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said resolution, as amended, was agreed to.

By unanimous consent, the title was amended so as to read: ''A resolution encouraging all eligible Medicare beneficiaries who have not yet elected to enroll in the new Medicare Part D benefit to review the available options and to determine whether enrollment in a Medicare prescription drug plan best meets their current and future needs for prescription drug coverage.''.

A motion to reconsider the votes whereby the rules were suspended and said resolution, as amended, was agreed to and the title was amended was, by unanimous consent, laid on the table.

¶37.24 CALENDAR WEDNESDAY BUSINESS DISPENSED WITH

On motion of Mr. BOEHNER, by unanimous consent,

Ordered, That business in order for consideration on Wednesday, May 17, 2006, under clause 6, rule XV, the Calendar Wednesday rule, be dispensed with.

¶37.25 ADJOURNMENT OVER

On motion of Mr. BOEHNER, by unanimous consent,

Ordered, That when the House adjourns today, it adjourn to meet on Friday, May 12, 2006, at 2 p.m.; that when the House adjourns on Friday, May 12, 2006, it adjourn to meet at 2 p.m. on Monday, May 15, 2006; and further when the House adjourns on Monday, May 15, 2006, it adjourn to meet at 12:30 p.m. on Tuesday, May 16, 2006, for morning-hour debate.

¶37.26 APPOINTMENT OF SPEAKER PRO TEMPORE TO SIGN ENROLLMENTS

The SPEAKER pro tempore, Mr. PRICE of Georgia, laid before the House a communication, which was read as follows:

WASHINGTON, DC,
May 11, 2006.

I hereby appoint the Honorable MAC THORNBERRY and the Honorable JOHN CAMPBELL to act as Speaker pro tempore to sign enrolled bills and joint resolutions through May 16, 2006.

J. DENNIS HASTERT,
Speaker of the House of Representatives.

By unanimous consent, the appointment was approved.

¶37.27 FURTHER MESSAGE FROM THE SENATE

A further message from the Senate by Ms. Curtis, one of its clerks, announced that the Senate agrees to the report of the committee of conference on the disagreeing votes of the two Houses on the amendment of the Senate to the bill (H.R. 4297) ''An Act to provide for reconciliation pursuant to section 201(b) of the concurrent resolution on the budget for fiscal year 2006.''.

¶37.28 JOINT RESOLUTION PRESENTED TO THE PRESIDENT

Karen L. Haas, Clerk of the House reports that on May 11, 2006, she presented to the President of the United States, for his approval, the following bill:

H.J. Res 83. A joint resolution to memorialize and honor the contribution of Chief Justice William H. Rehnquist.

¶37.29 LEAVE OF ABSENCE

By unanimous consent, leave of absence was granted to Mr. KENNEDY of Rhode Island, for the week of May 8.

And then,

¶37.30 ADJOURNMENT

On motion of Ms. Corrine BROWN of Florida, pursuant to the previous order of the House, at 9 o'clock and 35 minutes p.m., the House adjourned until 2 p.m. on Friday, May 12, 2006.

¶37.31 REPORTS OF COMMITTEES ON PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XIII, reports of committees were delivered to the Clerk for printing and reference to the proper calendar, as follows:

Mr. HYDE: Committee on International Relations. H.R. 4681. A bill to promote the development of democratic institutions in areas under the administrative control of the Palestinian Authority, and for other purposes; with an amendment (Rept. 109–462 Pt. 1). Ordered to be printed.

¶37.32 TIME LIMITATION OF REFERRED BILL

Pursuant to clause 2 or rule XII the following action was taken by the Speaker:

H.R. 4681. Referral to the Committees on the Judiciary and Financial Services extended for a period ending not later than May 15, 2006.

¶37.33 PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XII, public bills and resolutions were introduced and severally referred, as follows:

By Mr. REICHERT (for himself, Mr. PASCRELL, Mr. MCCAUL of Texas, Mr. ETHERIDGE, Mr. KING of New York, Mr. THOMPSON of Mississippi, Mr. SHAYS, Ms. LORETTA SANCHEZ of California, Mr. DANIEL E. LUNGREN of California, Ms. HARMAN, Mr. SIMMONS, Mrs. CHRISTENSEN, Mr. ROGERS of Alabama, Mr. LANGEVIN, Mr. PEARCE, Ms. GINNY BROWN-WAITE of Florida, Mr. BUTTERFIELD, Mr. ROGERS of Kentucky, Mr. SWEENEY, Mr. MCHENRY, Miss MCMORRIS, Mr. FORTENBERRY, Mr. SCHWARZ of Michigan, Mr. CARTER, and Mr. MEEK of Florida):

H.R. 5351. A bill to amend the Homeland Security Act of 2002 to establish a Directorate of Emergency Management, to codify certain existing functions of the Department of Homeland Security, and for other purposes; to the Committee on Transportation and Infrastructure, and in addition to the Committees on Homeland Security, and Energy and Commerce, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. MANZULLO:

H.R. 5352. A bill to reauthorize programs to assist small business concerns, and for other purposes; to the Committee on Small Business.

By Mr. FLAKE (for himself, Mr. BASS, and Mrs. MUSGRAVE):

H.R. 5353. A bill to permit United States companies to participate in the exploration for and the extraction of hydrocarbon resources from any portion of a foreign maritime exclusive economic zone that is contiguous to the exclusive economic zone of the United States, and for other purposes; to the Committee on International Relations.

By Mr. BOUSTANY (for himself, Mr. MCKEON, Mr. MARCHANT, Mr. POE, Mr. ALEXANDER, and Mr. SAM JOHNSON of Texas):

H.R. 5354. A bill to authorize the Secretary of Education to extend the period during which a State educational agency or local educational agency may obligate temporary emergency impact aid for elementary and secondary school students displaced by Hurricane Katrina or Hurricane Rita, and for other purposes; to the Committee on Education and the Workforce.

By Ms. HART:

H.R. 5355. A bill to amend the Internal Revenue Code of 1986 to allow a credit against tax for volunteer firefighters; to the Committee on Ways and Means.

By Mr. MCCAUL of Texas (for himself, Mr. BOEHLERT, Mr. SMITH of Texas, Mr. CALVERT, Mr. EHLERS, Mrs. BIGGERT, Mr. INGLIS of South Carolina, and Mr. SCHWARZ of Michigan):

H.R. 5356. A bill to authorize the National Science Foundation and the Department of Energy Office of Science to provide grants to early career researchers to establish innovative research programs and integrate education and research, and for other purposes; to the Committee on Science.

By Mr. MCCAUL of Texas (for himself, Mr. BOEHLERT, Mr. SMITH of Texas, Mr. CALVERT, Mr. EHLERS, Mrs. BIGGERT, Mr. INGLIS of South Carolina, and Mr. SCHWARZ of Michigan):

H.R. 5357. A bill to authorize the National Science Foundation and the research, development, demonstration, and commercial application programs of the Department of Energy to provide grants to early career researchers to conduct high-risk, high-return

research in areas relevant to industry; to the Committee on Science.

By Mr. SCHWARZ of Michigan (for himself, Mr. BOEHLERT, Mr. SMITH of Texas, Mr. CALVERT, Mr. EHLERS, Mrs. BIGGERT, Mr. INGLIS of South Carolina, and Mr. MCCAUL of Texas):

H.R. 5358. A bill to authorize programs relating to science, mathematics, engineering, and technology education at the National Science Foundation and the Department of Energy Office of Science, and for other purposes; to the Committee on Science.

By Mr. BARTON of Texas:

H.R. 5359. A bill to amend the automobile fuel economy provisions of title 49, United States Code, to authorize the Secretary of Transportation to set fuel economy standards for passenger automobiles based on one or more vehicle attributes; to the Committee on Energy and Commerce.

By Mr. BARTON of Texas (by request):

H.R. 5360. A bill to enhance the management and disposal of spent nuclear fuel and high-level radioactive waste, to assure protection of public health and safety, to ensure the territorial integrity and security of the repository at Yucca Mountain, and for other purposes; to the Committee on Energy and Commerce, and in addition to the Committees on Resources, Transportation and Infrastructure, and Armed Services, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. BERMAN (for himself and Mrs. BONO):

H.R. 5361. A bill to harmonize rate setting standards for copyright licenses under sections 112 and 114 of title 17, United States Code, and for other purposes; to the Committee on the Judiciary.

By Mr. GEORGE MILLER of California (for himself, Mr. RANGEL, Mr. DINGELL, Mr. ANDREWS, Mr. LEVIN, Mr. STARK, Mr. CARDIN, Mr. BROWN of Ohio, Mr. POMEROY, Mr. STRICKLAND, Mr. MCDERMOTT, and Ms. BEAN):

H.R. 5362. A bill to ensure the equitable provision of pension and medical benefits to Department of Energy contractor employees; to the Committee on Education and the Workforce.

By Mr. LUCAS:

H.R. 5363. A bill to provide assistance to agricultural producers for crop and livestock losses resulting from recent, catastrophic natural disasters, and for other purposes; to the Committee on Agriculture, and in addition to the Committee on the Budget, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Ms. BALDWIN (for herself, Mr. GEORGE MILLER of California, Mr. WEXLER, Mr. OWENS, Mr. CONYERS, Mr. GRIJALVA, Mr. FRANK of Massachusetts, Ms. JACKSON-LEE of Texas, Mr. HASTINGS of Florida, Mrs. CAPPS, Mr. PAYNE, Mrs. MALONEY, Mrs. CHRISTENSEN, Mr. KUCINICH, Mr. AL GREEN of Texas, Mr. CROWLEY, Mr. SERRANO, Mr. LEWIS of Georgia, Ms. CARSON, Mr. KILDEE, and Ms. SCHAKOWSKY):

H.R. 5364. A bill to amend the Family and Medical Leave Act of 1993 to eliminate an hours of service requirement for benefits under that Act; to the Committee on Education and the Workforce, and in addition to the Committees on Government Reform, and House Administration, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. BOUCHER (for himself and Mr. DINGELL):

H.R. 5365. A bill to provide for the establishment of a Strategic Refinery Reserve; to the Committee on Energy and Commerce.

By Mr. DAVIS of Illinois (for himself, Mr. WAXMAN, Mr. PORTER, Ms. NORTON, Mr. CUMMINGS, Mr. OWENS, Mr. HOYER, Mr. WYNN, and Mr. VAN HOLLEN):

H.R. 5366. A bill to provide for a demonstration project to enhance the ability of Federal agencies to continue to operate during an extended emergency situation, and for other purposes; to the Committee on Government Reform.

By Mr. EMANUEL (for himself, Mr. MORAN of Virginia, and Mr. JEFFERSON):

H.R. 5367. A bill to amend the Internal Revenue Code of 1986 to require broker reporting of customer's basis in securities transactions, and for other purposes; to the Committee on Ways and Means.

By Mr. ENGLISH of Pennsylvania (for himself, Mr. SIMMONS, and Mr. WELDON of Pennsylvania):

H.R. 5368. A bill to amend the Internal Revenue Code of 1986 to provide for small business tax incentives, to amend the Fair Labor Standards Act of 1938 to increase the minimum wage and to increase the exemption for annual gross volume of sales made or business done by an enterprise, and for other purposes; to the Committee on Ways and Means, and in addition to the Committee on Education and the Workforce, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. FERGUSON (for himself, Mr. ENGLISH of Pennsylvania, Mr. RUSH, and Mr. THOMPSON of California):

H.R. 5369. A bill to amend title XVIII of the Social Security Act to improve payments under the Medicare clinical laboratory fee schedule; to the Committee on Energy and Commerce, and in addition to the Committee on Ways and Means, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. FORTENBERRY:

H.R. 5370. A bill to amend the Clean Air Act to require that gasoline contain at least 15 billion gallons of renewable fuel by the year 2012, and for other purposes; to the Committee on Energy and Commerce.

By Ms. HARMAN (for herself, Mr. CONYERS, Mr. HASTINGS of Florida, Mr. BOSWELL, Mr. REYES, Mr. CRAMER, Ms. ESHOO, Mr. RUPPERSBERGER, Mr. BOUCHER, Mr. NADLER, Mr. SCOTT of Virginia, Ms. ZOE LOFGREN of California, Ms. JACKSON-LEE of Texas, Mr. WEXLER, and Ms. HOOLEY):

H.R. 5371. A bill to reiterate that the Foreign Intelligence Surveillance Act of 1978 and title 18, United States Code, are the exclusive means by which domestic electronic surveillance may be conducted, and for other purposes; to the Committee on the Judiciary, and in addition to the Committee on Intelligence (Permanent Select), for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Ms. HERSETH (for herself, Mr. ETHERIDGE, Ms. PELOSI, Mr. PETERSON of Minnesota, Mr. DELAHUNT, Ms. KAPTUR, Mr. INSLEE, Mr. POMEROY, Mr. HOLDEN, Mr. FORD, Mr. SALAZAR, Mr. KIND, Ms. DELAURO, and Ms. MCCOLLUM of Minnesota):

H.R. 5372. A bill to promote the increased utilization of domestically produced, renewable, biobased motor vehicle fuel supplies and the increased manufacture of flexible-fuel vehicles in the United States, and for other purposes; to the Committee on Energy and Commerce, and in addition to the Committees on Agriculture, Science, and Ways and Means, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. HINOJOSA (for himself and Mr. RAHALL):

H.R. 5373. A bill to promote the development of affordable, quality rental housing in rural areas for low-income households; to the Committee on Financial Services.

By Mr. LINDER:

H.R. 5374. A bill to amend the Federal Election Campaign Act of 1971 to ban soft money, and for other purposes; to the Committee on House Administration.

By Mr. DANIEL E. LUNGREN of California (for himself and Mr. COSTA):

H.R. 5375. A bill to provide incentives to reduce dependence on foreign oil; to the Committee on Ways and Means, and in addition to the Committees on Science, and Energy and Commerce, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Ms. MCKINNEY:

H.R. 5376. A bill to require nationals of the United States that employ individuals in a foreign country to provide full transparency and disclosure in all their operations; to the Committee on International Relations.

By Ms. MCKINNEY:

H.R. 5377. A bill to require nationals of the United States that employ more than 20 persons in a foreign country to implement a Corporate Code of Conduct with respect to the employment of those persons, and for other purposes; to the Committee on International Relations, and in addition to the Committees on Government Reform, and Financial Services, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Ms. MCKINNEY:

H.R. 5378. A bill to amend the Internal Revenue Code of 1986 to reduce by 50 percent certain tax benefits allowable to profitable large corporations which make certain workforce reductions; to the Committee on Ways and Means, and in addition to the Committees on International Relations, and Financial Services, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mrs. MUSGRAVE:

H.R. 5379. A bill to authorize the Secretary of the Army to acquire land for expansion of Pinon Canyon Maneuver Site, subject to certain conditions; to the Committee on Armed Services.

By Mr. POMEROY (for himself, Mr. OSBORNE, and Ms. HERSETH):

H.R. 5380. A bill to reward the hard work and risk of individuals who choose to live in and help preserve America's small, rural towns, and for other purposes; to the Committee on Ways and Means, and in addition to the Committees on Agriculture, and Education and the Workforce, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. SAXTON (for himself and Mr. KIND):

H.R. 5381. A bill to establish a volunteer program and promote community partnerships for the benefit of national fish hatcheries and fisheries program offices; to the Committee on Resources.

By Mr. SMITH of New Jersey (for himself, Mr. MCINTYRE, Mr. MCCOTTER, Mr. LANTOS, Mr. PITTS, Mr. BURTON of Indiana, and Mrs. JO ANN DAVIS of Virginia):

H.R. 5382. A bill to promote the development of democratic institutions and full respect for human rights in the countries of Central Asia; to the Committee on International Relations, and in addition to the Committee on the Judiciary, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. UDALL of Colorado (for himself, Mr. STUPAK, Mr. RYAN of Ohio, Ms. CARSON, Mr. GRIJALVA, Mrs. CHRISTENSEN, and Mr. CASE):

H.R. 5383. A bill to amend the Consumer Credit Protection Act to ban abusive credit practices, enhance consumer disclosures, protect underage consumers, and for other purposes; to the Committee on Financial Services.

By Mr. BURTON of Indiana (for himself, Mr. CALVERT, Mr. CHABOT, Mr. COBLE, Mr. DAVIS of Florida, Mr. TOM DAVIS of Virginia, Mr. GALLEGLY, Ms. GRANGER, Ms. HARRIS, Mr. ISSA, Mr. KIRK, Mr. MACK, Mr. MICA, Mr. MCCAUL of Texas, Mr. MCCOTTER, Mrs. MYRICK, Mr. PENCE, Mr. ROGERS of Michigan, Mr. ROHRABACHER, Ms. ROS-LEHTINEN, Mr. SMITH of New Jersey, Mr. SOUDER, Mr. WELLER, and Mr. WILSON of South Carolina):

H. Con. Res. 400. Concurrent resolution expressing the sense of Congress that the Government of Venezuela should actively support strategies for ensuring secure airport facilities that meet international certifications to prevent trafficking of controlled substances, narcotics, and laundered money; to the Committee on International Relations.

By Mrs. NAPOLITANO (for herself, Mr. MURPHY, and Mr. KENNEDY of Rhode Island):

H. Con. Res. 401. Concurrent resolution supporting the goals and ideals of Mental Health Month, and for other purposes; to the Committee on Energy and Commerce.

By Ms. WATERS:

H. Res. 813. A resolution honoring Reverend John Deron Johnson, pastor of Phillips Temple Christian Methodist Episcopal Church in Los Angeles, California, for his long history of work, commitment, and love for the Church and the South Los Angeles community, and extending the appreciation of the House of Representatives on the occasion of the Anniversary Celebration held in his honor; to the Committee on Government Reform.

¶37.34 ADDITIONAL SPONORS

Under clause 7 of rule XII, sponsors were added to public bills and resolutions as follows:

H.R. 9: Ms. ZOE LOFGREN of California, Mr. BERMAN, Mr. KENNEDY of Minnesota, Ms. SCHWARTZ of Pennsylvania, Ms. WOOLSEY, Mr. ISSA, Mr. ENGLISH of Pennsylvania, Mrs. WILSON of New Mexico, Mr. GREEN of Wisconsin, Mr. FRANK of Massachusetts, Mr. KILDEE, Mr. BROWN of Ohio, Mr. ALLEN, Mr. BRADY of Pennsylvania, Mr. DELAHUNT, and Mr. GRIJALVA.

H.R. 268: Mr. HAYWORTH.

H.R. 303: Mrs. CUBIN.

H.R. 305: Mr. HAYWORTH.

H.R. 389: Mrs. JOHNSON of Connecticut.

H.R. 408: Mr. YOUNG of Alaska.

H.R. 414: Mr. BOUSTANY, Mr. RAHALL, Mr. NEUGEBAUER, Ms. HART, and Mr. MELANCON.

H.R. 500: Mr. PICKERING.

H.R. 503: Ms. NORTON.

H.R. 552: Mr. MCKEON.

H.R. 559: Mr. PETERSON of Minnesota.

H.R. 699: Mrs. BONO.

H.R. 857: Mr. FOLEY.

H.R. 933: Mr. SALAZAR.

H.R. 998: Mr. INSLEE.

H.R. 1016: Mr. SHIMKUS.

H.R. 1108: Mr. CONYERS and Mr. MCINTYRE.

H.R. 1120: Mr. BILIRAKIS.

H.R. 1177: Mr. BOOZMAN.

H.R. 1249: Mr. OSBORNE and Mr. DAVIS of Tennessee.

H.R. 1275: Mr. RUPPERSBERGER.

H.R. 1366: Mr. ROSS.

H.R. 1370: Mr. PENCE and Mr. FRANKS of Arizona.

H.R. 1425: Mr. GONZALEZ and Mr. BARTLETT of Maryland.

H.R. 1462: Mr. JENKINS.

H.R. 1545: Mr. TIAHRT, Mr. THOMPSON of Mississippi, and Mr. REHBERG.

H.R. 1554: Mr. WOLF and Mr. GOODE.

H.R. 1575: Ms. NORTON.

H.R. 1578: Mr. UPTON.

H.R. 1582: Mr. RAHALL and Mr. UDALL of Colorado.

H.R. 1583: Mr. DICKS.

H.R. 1704: Mrs. SCHMIDT.

H.R. 1748: Mr. SOUDER.

H.R. 1791: Mrs. BONO.

H.R. 1994: Ms. SCHAKOWSKY and Mr. PAYNE.

H.R. 2000: Mr. WEXLER.

H.R. 2014: Mr. PORTER.

H.R. 2089: Mr. KING of New York.

H.R. 2178: Mr. MCGOVERN and Mr. MCINTYRE.

H.R. 2357: Mr. YOUNG of Alaska.

H.R. 2386: Mr. NORWOOD.

H.R. 2421: Mr. FORD and Mrs. EMERSON.

H.R. 2561: Mr. SOUDER.

H.R. 2694: Mr. DAVIS of Illinois.

H.R. 2828, Ms. WOOLSEY.

H.R. 2861: Mr. MCCAUL of Texas.

H.R. 3006: Mr. SHAYS, Mrs. MALONEY, Mr. DAVIS of Illinois, Mr. UDALL of Colorado, and Mr. BISHOP of New York.

H.R. 3080: Mr. FRANKS of Arizona.

H.R. 3098: Ms. BERKLEY.

H.R. 3138: Mr. VAN HOLLEN.

H.R. 3198: Mr. BECERRA.

H.R. 3385: Mr. HALL.

H.R. 3427: Mrs. LOWEY and Mr. NADLER.

H.R. 3471: Mr. FRANK of Massachusetts.

H.R. 3555: Ms. MATSUI, Mr. MOORE of Kansas, Ms. WASSERMAN Schultz, Mr. GEORGE MILLER of California, Mr. SANDERS, and Mrs. MALONEY.

H.R. 3584: Mr. SMITH of Washington.

H.R. 3616: Mr. BISHOP of Georgia.

H.R. 3628: Mr. WAMP.

H.R. 3644: Mr. FALEOMAVAEGA.

H.R. 3753: Mr. STEARNS.

H.R. 3883: Mr. NEUGEBAUER.

H.R. 3957: Ms. WATERS.

H.R. 4021: Mr. CARDIN.

H.R. 4033: Mr. LARSON of Connecticut.

H.R. 4050: Mr. SABO.

H.R. 4188: Mr. MORAN of Virginia.

H.R. 4228: Mr. MICHAUD.

H.R. 4291: Mr. ACKERMAN.

H.R. 4318: Mr. GARY G. MILLER of California.

H.R. 4411: Mr. SOUDER.

H.R. 4550: Mr. TOWNS.

H.R. 4551: Mr. SOUDER.

H.R. 4574: Mr. WOLF, Mr. FALEOMAVAEGA, Mr. SMITH of Washington, Mr. EVANS, Mr. STRICKLAND, Mr. BISHOP of Georgia, Mr. REYES, Mr. SCHIFF, Mrs. NAPOLITANO, and Mrs. CAPPS.

H.R. 4580: Mr. CALVERT.

H.R. 4597: Mr. PAUL.

H.R. 4673: Mr. DELAHUNT.

H.R. 4703: Ms. SCHWARTZ of Pennsylvania and Mr. KLINE.

H.R. 4712: Mr. BRADY of Pennsylvania and Mr. BROWN of Ohio.

H.R. 4720: Mr. LANTOS, Mr. NUNES, Ms. LINDA T. SÁNCHEZ OF CALIFORNIA, MR. DANIEL E. LUNGREN of California, and Mr. HERGER.

H.R. 4726: Mr. PORTER.

H.R. 4739: Mr. HOLDEN.

H.R. 4755: Ms. ROS-LEHTINEN.

H.R. 4857: Mr. RENZI and Mr. HERGER.

H.R. 4859: Mr. MCCAUL of Texas and Mr. MCHENRY.

H.R. 4894: Mr. PLATTS and Mr. WOLF.

H.R. 4901: Mr. WEXLER.

H.R. 4974: Mr. MARCHANT, Mr. SAM JOHNSON of Texas, Mr. HALL, and Mr. CONAWAY.

H.R. 4980: Mr. ROTHMAN.

H.R. 5005: Mr. KLINE and Mr. FEENEY.

H.R. 5015: Mr. SHAYS.

H.R. 5018: Mr. JINDAL.

H.R. 5035: Mr. NADLER and Mr. CROWLEY.

H.R. 5063: Ms. SCHAKOWSKY.

H.R. 5072: Mr. CANNON.

H.R. 5087: Mr. CONYERS and Ms. EDDIE BERNICE JOHNSON of Texas.

H.R. 5099: Mr. THOMPSON of Mississippi.

H.R. 5113: Mr. SCOTT of Virginia, Mr. VAN HOLLEN, Mr. HIGGINS, Ms. KILPATRICK of Michigan, and Mr. MICHAUD.

H.R. 5120: Mr. HYDE.

H.R. 5121: Mr. MARCHANT, Mr. CLAY, Mrs. DRAKE, Mr. MILLER of North Carolina, Mr. LINCOLN DIAZ-BALART of Florida, Mr. ENGLISH of Pennsylvania, Mr. MARIO DIAZ-BALART of Florida, Mr. MCKEON, Mr. DREIER, Mr. CALVERT, Mr. RADANOVICH, Mr. CAMPBELL of California, and Mr. ROHRABACHER.

H.R. 5150: Mr. FRANK of Massachusetts.

H.R. 5159: Ms. GINNY BROWN-WAITE of Florida, Ms. SCHWARTZ of Pennsylvania, Mrs. TAUSCHER, Mr. SMITH of Washington, Mr. BRADY of Pennsylvania, Mr. STUPAK, Mr. CAPUANO, Mr. SCHIFF, Mr. LANGEVIN, Mr. ORTIZ, Mr. SCOTT of Georgia, Mr. RUPPERSBERGER, Mr. HOLDEN, Mr. KANJORSKI, and Mr. SABO.

H.R. 5160: Mr. MCHUGH.

H.R. 5170: Mr. DANIEL E. LUNGREN of California and Mr. DEAL of Georgia.

H.R. 5201: Mr. SANDERS, Ms. HOOLEY, Mr. BUTTERFIELD, Mr. NEAL of Massachusetts, Mr. BOUCHER, Mr. HINOJOSA, Ms. EDDIE BERNICE JOHNSON of Texas, Mr. ORTIZ, Mr. REYES, Mr. EDWARDS, Mrs. JONES of Ohio, Mr. FOLEY, Mr. BISHOP of Utah, Mr. SHERWOOD, and Mr. MCINTYRE.

H.R. 5203: Mr. SOUDER.

H.R. 5206: Ms. BERKLEY, Mr. MCHUGH, Ms. HART, Mr. ISSA, Ms. ZOE LOFGREN of California, Mr. BISHOP of New York, and Ms. EDDIE BERNICE JOHNSON of Texas.

H.R. 5225: Mr. OLVER.

H.R. 5230: Mr. BARRETT of South Carolina, Mr. BARTLETT of Maryland, and Mr. SOUDER.

H.R. 5231: Mrs. DRAKE.

H.R. 5234: Mr. STARK.

H.R. 5236: Mr. MICHAUD and Mr. CONYERS.

H.R. 5252: Mr. SPRATT, Mr. EVERETT, Mr. BROWN of South Carolina, Mr. HASTINGS of Florida, Mr. FOLEY, Mr. MEEK of Florida, Mr. MILLER of Florida, Mr. WEXLER, Mr. WICKER, Mr. MARIO DIAZ-BALART of Florida, Mr. FEENEY, and Mr. ROGERS of Alabama.

H.R. 5264: Mr. MORAN of Virginia and Mr. KENNEDY of Minnesota.

H.R. 5273: Mr. DOYLE, Ms. SCHAKOWSKY, Mr. GEORGE MILLER of California, Mr. BROWN of Ohio, Mr. SANDERS, Mr. FRANK of Massachusetts, and Ms. LEE.

H.R. 5289: Mr. LAHOOD.

H.R. 5291: Mr. WOLF, Mr. FOSSELLA, and Mr. PLATTS.

H.R. 5293: Mr. GEORGE MILLER of California and Mr. SOUDER.

H.R. 5315: Mr. FORD and Mr. PETERSON of Minnesota.

H.R. 5316: Mr. BONILLA.

H.R. 5319: Mrs. BIGGERT, Mr. MCCAUL of Texas, Mr. PLATTS, Mr. WELLER, Mr. SESSIONS, Mr. PORTER, and Mr. SHIMKUS.

H.R. 5333: Mr. WEXLER, Mrs. MCCARTHY, and Mr. SIMMONS.

H.R. 5336: Mr. SCHWARZ of Michigan, Mr. GOODE, and Mr. MCCAUL of Texas.

H. Con. Res. 336: Mr. LEACH.
H. Con. Res. 346: Mr. MARCHANT.
H. Con. Res. 348: Mr. FILNER, Mr. MCNULTY, and Mr. KUCINICH.
H. Con. Res. 391: Mr. FILNER and Mr. MCNULTY.
H. Res. 316: Ms. HERSETH.
H. Res. 723: Ms. WOOLSEY.
H. Res. 760: Mr. BISHOP of New York, Mr. DAVIS of Florida, Mr. HOLT, and Ms. SCHAKOWSKY.
H. Res. 773: Mr. HALL, Mr. SOUDER, and Ms. SCHWARTZ of Pennsylvania.
H. Res. 784: Mr. CONYERS.
H. Res. 785: Mr. HINOJOSA, Mr. MCNULTY, Mrs. BONO, Mr. ALEXANDER, Mr. PALLONE, Mr. BILIRAKIS, Mr. CASTLE, Mr. HOLT, and Mr. HINCHEY.
H. Res. 786: Mrs. KELLY and Mr. ENGLISH of Pennsylvania.
H. Res. 788: Mr. HOYER.
H. Res. 793: Mr. ROGERS of Alabama, Mr. GARY G. MILLER of California, Mr. AKIN, Mr. GOODE, and Mr. SODREL.
H. Res. 799: Mr. ROYCE, Ms. WATSON, Mr. MCCOTTER, and Mr. BERMAN.

FRIDAY, MAY 12, 2006 (38)

¶38.1 APPOINTMENT OF SPEAKER PRO TEMPORE

The House was called to order by the SPEAKER pro tempore, Mr. THORNBERRY, who laid before the House the following communication:

WASHINGTON, DC,
May 12, 2006.

I hereby appoint the Honorable MAC THORNBERRY to act as Speaker pro tempore on this day.

J. DENNIS HASTERT,
Speaker of the House of Representatives.

¶38.2 APPROVAL OF THE JOURNAL

The SPEAKER pro tempore, Mr. THORNBERRY, announced he had examined and approved the Journal of the proceedings of Thursday, May 11, 2006.

Pursuant to clause 1, rule I, the Journal was approved.

¶38.3 COMMUNICATIONS

Executive and other communications, pursuant to clause 8, rule XII, were referred as follows:

7485. A letter from the Under Secretary, Acquisition, Technology, and Logistics, Department of Defense, transmitting a Report on Activities and Programs for Countering Proliferation and NBC Terrorism, pursuant to Public Law 107-314, section 1208; to the Committee on Armed Services.

7486. A letter from the Attorney, Pipeline & Hazardous Materials Safety Administration, Department of Transportation, transmitting the Department's final rule — Hazardous Materials: Requirements for Lighters and Lighter Refills [Docket No. RSPA-2004-18795 (HM-237)] (RIN: 2120-AD88) received April 27, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7487. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Modification of Class E Airspace; Gothenburg, Quinn Field, NE [Docket No. FAA-2006-23545; Airspace Docket No. 06-ACE-1] received April 25, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7488. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Establishment of Class D Airspace; and Revision of Class E Airspace; Big Delta, Allen Army Airfirld, Fort Greely, AK [Docket No. FAA-2005-20643; Airspace Docket No. 05-AAL-13] received April 25, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7489. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Revision of Class E Airspace; Koliganek, AK [Docket No. FAA-2005-22538; Airspace Docket No. 05-AAL-30] received April 25, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7490. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Establishment of High Alitutde Area Navigation Routes; South Central United States [Docket No. FAA-2005-22398; Airspace Docket No. 05-ASO-7] (RIN: 2120-AA66] received April 25, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7491. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Modification of the Minneapolis Class B Airspace Area; MN [Docket No. FAA-2003-15471; Airspace Docket No. 03-AWA-6] (RIN: 2120-AA66) received April 25, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7492. A letter from the Chief, Publications and Regulations Branch, Internal Revenue Service, transmitting the Service's final rule — Application of Section 338 to Insurance Companies [TD 9257] (RIN: 1545-AY49) received April 17, 2006, pursuant to 26 U.S.C. 5704 Public Law 106-476, section 4002(e); to the Committee on Ways and Means.

7493. A letter from the Chief, Publications and Regulations Branch, Internal Revenue Service, transmitting the Service's final rule — Gulf Opportunity Zone Bonds, Gulf Opportunity Zone Advance Refunding Bonds, and Gulf Tax Credit Bonds [Notice 2006-41] received April 17, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

7494. A letter from the Chief, Publications and Regulations Branch, Internal Revenue Service, transmitting the Service's final rule — Statutory Mergers and Consolidations [TD 9259] (RIN: 1545-BF36) received April 25, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

7495. A letter from the Chief, Publications and Regulations Branch, Internal Revenue Service, transmitting the Service's final rule — Application of Seperate Limitations to Dividends from Noncontrolled Section 902 Corporations [TD 9260] (RIN: 1545-BF46) received April 25, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

7496. A letter from the Chief, Publications and Regulations Branch, Internal Revenue Service, transmitting the Service's final rule — Administrative, Procedural, and Miscellaneous (Rev. Proc. 2006-23) received May 2, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

¶38.4 AGRICULTURE APPROPRIATIONS FY 2007

Mr. LEWIS of California submitted a privileged report (Rept. No. 109–463) on the bill (H.R. 5384) making appropriations for Agriculture, Rural Development, Food and Drug Administration, and Related Agencies for the fiscal year ending September 30, 2007, and for other purposes.

When said bill and report were referred to the Union Calendar and ordered printed.

Pursuant to clause 1 of rule XXI, all points of order were reserved.

¶38.5 COMMUNICATION FROM THE CLERK—MESSAGE FROM THE SENATE

The SPEAKER pro tempore, Mr. THORNBERRY, laid before the House a communication, which was read as follows:

OFFICE OF THE CLERK,
HOUSE OF REPRESENTATIVES,
Washington, DC, May 12, 2006.

Hon. J. DENNIS HASTERT,
The Speaker, House of Representatives, Washington, DC.

DEAR MR. SPEAKER: Pursuant to the permission granted in Clause 2(h) of Rule II of the Rules of the U.S. House of Representatives, the Clerk received the following message from the Secretary of the Senate on May 12, 2006, at 10:50 a.m.:

That the Senate passed S. 2245.

With best wishes, I am,

Sincerely,

MARJORIE C. KELAHER,
Deputy Clerk of the House.

¶38.6 SENATE BILL REFERRED

A bill of the Senate of the following title was taken from the Speaker's table and, under the rule, referred as follows:

S. 2245. An Act to establish an Indian youth telemental health demonstration project; to the Committee on Resources, in addition to the Committee on Energy and Commerce for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

And then,

¶38.7 ADJOURNMENT

On motion of Mr. LEWIS of California, pursuant to the special order of the House agreed to on May 11, 2006, at 2 o'clock and 5 minutes p.m., the House adjourned until 2 p.m. on Monday, May 15, 2006.

¶38.8 REPORTS OF COMMITTEES ON PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XIII, reports of committees were delivered to the Clerk for printing and reference to the proper calendar, as follows:

Mr. BONILLA: Committee on Appropriations. H.R. 5384. A bill making appropriations for Agriculture, Rural Development, Food and Drug Administration, and Related Agencies for the fiscal year ending September 30, 2007, and for other purposes (Rept. 109–463). Referred to the Committee of the Whole House on the State of the Union, and ordered to be printed.

¶38.9 PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XII,

Mr. COSTELLO introduced a resolution (H. Res. 814) providing for consideration of the bill (H.R. 4755) to amend title 49, United States Code, to modify the mediation and implementation requirements of section 40122 regarding changes in the Federal Aviation Administration personnel management system, and for other purposes; which was referred to the Committee on Rules.

¶38.10 ADDITIONAL SPONSORS

Under clause 7 of rule XII, sponsors were added to public bills and resolutions as follows:

H.R. 952: Mr. THOMPSON of California.
H.R. 1652: Mr. INSLEE.
H.R. 2812: Mr. CONYERS.
H.R. 4197: Mrs. MCCARTHY.
H.R. 4215: Mr. CASE.
H.R. 4229: Mr. SANDERS.
H.R. 4313: Mr. DOOLITTLE.
H.R. 4932: Mr. LANTOS.
H.R. 5052: Mr. VAN HOLLEN.
H.R. 5148: Mr. RAHALL and Mr. BISHOP of Georgia.
H.R. 5336: Ms. GINNY BROWN-WAITE of Florida.
H. Con. Res. 390: Mr. SENSENBRENNER, Mr. RYUN of Kansas, and Mr. SOUDER.

MONDAY, MAY 15, 2006 (39)

¶39.1 APPOINTMENT OF SPEAKER PRO TEMPORE

The House was called to order by the SPEAKER pro tempore, Mr. CAMPBELL of California, who laid before the House the following communication:

WASHINGTON, DC,
May 15, 2006.

I hereby appoint the Honorable JOHN CAMPBELL to act as Speaker pro tempore on this day.

J. DENNIS HASTERT,
Speaker of the House of Representatives.

¶39.2 APPROVAL OF THE JOURNAL

The SPEAKER pro tempore, Mr. CAMPBELL of California, announced he had examined and approved the Journal of the proceedings of Friday, May 12, 2006.

Pursuant to clause 1, rule I, the Journal was approved.

¶39.3 COMMUNICATIONS

Executive and other communications, pursuant to clause 8, rule XII, were referred as follows:

7497. A letter from the Executive Director, Commodity Futures Trading Commission, transmitting the Commission's final rule — Alternative Market Risk and Credit Risk Capital Charges for Futures Commission Merchants and Specified Foreign Currency Forward and Inventory Capital Charges (RIN: 3038-AC05) received March 9, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

7498. A letter from the Director, Regulatory Review Group, Department of Agriculture, transmitting the Department's final rule — Milk Income Loss Contract Program (RIN: 0560-AH47) received April 26, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

7499. A letter from the Congressional Review Coordinator, Department of Agriculture, transmitting the Department's final rule — Emerald Ash Borer; Quarantined Areas [Docket No. 02-125-4] received March 27, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

7500. A letter from the Legislative Affairs Branch, Chief, NRCS, Department of Agriculture, transmitting the Department's final rule — Grassland Reserve Program (RIN: 0578-AA38) received April 27, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

7501. A letter from the Administrator, AMS, Department of Agriculture, transmitting the Department's final rule — Milk in the Northeast and Other Marketing Areas; Order Amending Orders [Docket No. AO-14-A75, et al.; DA-06-06] received May 2, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

7502. A letter from the Director, Regulations Policy and Management Staff, Food and Drug Administration, transmitting the Administration's final rule — Listing of Color Additives Exempt From Certification; Tomato Lycopene Extract and Tomato Lycopene Concentrate [Docket No. 2001C-0486] (formerly Docket No. 01C-0486) received March 10, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

7503. A letter from the Director, Regulations Policy and Management Staff, Food and Drug Administration, transmitting the Administration's final rule — Food Additives Permitted for Direct Addition to Food for Human Consumption; Glycerides and Polyglycides [Docket No. 1991F-0457] (formerly Docket No. 91F-0457] received March 27, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

7504. A letter from the Under Secretary for Acquisition, Technology, and Logistics, Department of Defense, transmitting the 2005 Report on National Defense Stockpile Requirements, pursuant to 50 U.S.C. 98h-5; to the Committee on Armed Services.

7505. A letter from the Assistant to the Board, Board of Governors of the Federal Reserve System, transmitting the Board's final rule — Capital Adequacy Guidelines for Bank Holding Companies; Small Bank Holding Company Policy Statement; Definition of a Qualifying Small Bank Holding Company [Regulation Y; Docket No. 1235] received March 7, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Financial Services.

7506. A letter from the Counsel for Legislation and Regulations, Department of Housing and Urban Development, transmitting the Department's final rule — Conversion of Developments from Public Housing Stock; Methodology for Comparing Costs of Public Housing and Tenant-Based Assistance [Docket No. FR-4718-F-02] (RIN: 2577-AC33) received April 4, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Financial Services.

7507. A letter from the Director, Financial Crimes Enforcement Network, Department of the Treasury, transmitting the Department's final rule — Financial Crimes Enforcement Network; Anti-Money Laundering Programs; Special Due Diligence Programs for Certain Foreign Accounts (RIN: 1506-AA29) received March 27, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Financial Services.

7508. A letter from the Director, Financial Crimes Enforcement Network, Department of the Treasury, transmitting the Department's final rule — Financial Crimes Enforcement Network; Amendment to the Bank Secrecy Act Regulations — Imposition of Special Measure Against Commercial Bank of Syria, Including Its Subsidiary, Syrian Lebanese Commercial Bank, as a Financial Institution of Primary Money Laundering Concern (RIN: 1506-AA64) received March 13, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Financial Services.

7509. A letter from the Assistant Legal Adviser for Treaty Affairs, Department of State, transmitting Copies of international agreements, other than treaties, entered into by the United States, pursuant to 1 U.S.C. 112b(a); to the Committee on International Relations.

7510. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting the Sixth Annual Report to Congress on the Inter-American Convention Against Corruption; to the Committee on International Relations.

7511. A letter from the Chairman, Defense Nuclear Facilities Safety Board, transmitting the Board's Performance and Accountability Report for FY 2005, as required by the Government Performance and Results Act and the Accountability of Tax Dollars Act of 2002; to the Committee on Government Reform.

7512. A letter from the Inspector General Liaison, Selective Service System, transmitting the semiannual report in accordance with the Inspector General Act of 1978, as amended, pursuant to 5 U.S.C. app. (Insp. Gen. Act) section 5(b); to the Committee on Government Reform.

7513. A letter from the Director, Federal Judicial Center, transmitting the Federal Judicial Center's Annual Report for the 2005 calendar year, pursuant to 28 U.S.C. 623(b); to the Committee on the Judiciary.

7514. A letter from the Deputy Director, Defense Security Cooperation Agency, transmitting notification that the Department intends to use unobligated 2001 funds out of the ''X-year'' account to fund International Military Education and Training students in the English Language Instructors Course during FY 2006; jointly to the Committees on Appropriations and International Relations.

7515. A letter from the Acting Secretary, Department of the Interior, transmitting the Department's report on the impacts of the Compacts of Free Association with the Federated States of Micronesia and the Republic of the Marshall Islands for Fiscal Year 2005, pursuant to Public Law 108-188, section 104(h); jointly to the Committees on Resources and International Relations.

¶39.4 MILITARY QUALITY OF LIFE AND VA APPROPRIATIONS FY 2007

Mr. LEWIS of California submitted a privileged report (Rept. No. 109–464) on the bill (H.R. 5385) making appropriations for the military quality of life functions of the Department of the Defense, military construction, the Department of Veterans Affairs, and related agencies for the fiscal year ending September 30, 2007, and for other purposes.

When said bill and report were referred to the Union Calendar and ordered printed.

Pursuant to clause 1 of rule XXI, all points of order were reserved.

¶39.5 PERMISSION TO FILE REPORT

On motion of Mr. LEWIS of California, by unanimous consent, the Committee on Appropriations was granted permission until 3 p.m. today, to file a privileged report on the bill making appropriations for Interior, the Environment, and Related Agencies for the fiscal year ending September 30, 2007, and for other purposes.

Pursuant to clause 1 of rule XXI, all points of order were reserved.

¶39.6 OPEN WORLD LEADERSHIP CENTER

The SPEAKER pro tempore, Mr. CAMPBELL of California, announced that the Speaker, pursuant to section 313 of the Legislative Branch Appropriations Act, 2001 (2 United States Code 1151), amended by section 1401 of Public Law 108-7, the order of the House of December 18, 2005, and upon the recommendation of the Majority Leader, appointed the following Member on the part of the House, to the Board of Trustees of the Open World Leadership Center for a term of three years: Mr. Roger F. WICKER, Tupelo, Mississippi.

Ordered, That the Clerk notify the Senate of the foregoing appointment.

¶39.7 COMMISSION ON INTERNATIONAL RELIGIOUS FREEDOM

The SPEAKER pro tempore, Mr. CAMPBELL of California, announced that the Speaker, pursuant to section 201(b) of the International Religious Freedom Act of 1998 (22 United States Code 6431 note), amended by section 681(b) of the Foreign Relations Authorization Act, fiscal year 2003 (22 United States Code 2651 note), the order of the House of December 18, 2005, and upon the recommendation of the Minority Leader, reappointed the following member on the part of the House to the Commission on International Religious Freedom for a two-year term ending May 14, 2008: Ms. Elizabeth H. Prodromou of Boston, Massachusetts, to succeed herself.

Ordered, That the Clerk notify the Senate of the foregoing appointment.

¶39.8 ADJOURNMENT

On motion of Mr. LEWIS of California, pursuant to the special order of the House agreed to on May 11, 2006, at 2 o'clock and 7 minutes p.m., the House adjourned until 12:30 p.m. on Tuesday, May 16, 2006.

¶39.9 REPORTS OF COMMITTEES ON PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XIII, reports of committees were delivered to the Clerk for printing and reference to the proper calendar, as follows:

Mr. SENSENBRENNER: Committee on the Judiciary. H.R. 4681. A bill to promote the development of democratic institutions in areas under the administrative control of the Palestinian Authority, and for other purposes; with an amendment (Rept. 109–462 Pt. 2).

Mr. WALSH: Committee on Appropriations. H.R. 5385. A bill making appropriations for the military quality of life functions of the Department of Defense, military construction, the Department of Veterans Affairs, and related agencies for the fiscal year ending September 30, 2007, and for other purposes (Rept. 109–464). Referred to the Committee of the Whole House on the State of the Union.

Mr. TAYLOR of North Carolina: Committee on Appropriations. H.R. 5386. A bill making appropriations for the Department of the Interior, environment, and related agencies for the fiscal year ending September 30, 2007, and for other purposes (Rept. 109–465). Referred to the Committee of the Whole House on the State of the Union.

¶39.10 DISCHARGE COMMITTEE

Under clause 2 of rule XII the Committee on Financial Services discharged from further consideration. H.R. 4681 referred to the Committee of the Whole House on the State of the Union and ordered to be printed.

¶39.11 MEMORIALS

Under clause 3 of rule XII, memorials were presented and referred as follows:

314. The SPEAKER presented a memorial of the Senate of the State of Michigan, relative to Senate Resolution No. 108 memorializing the Congress of the United States to add Social Studies to the testing requirements of the No Child Left Behind Act of 2001; to the Committee on Education and the Workforce.

315. Also, a memorial of the House of Representatives of the State of Michigan, relative to House Resolution No. 226 memorializing the Congress of the United States to enact legislation restricting protests at funerals; jointly to the Committees on Veterans' Affairs and the Judiciary.

316. Also, a memorial of the Senate of the State of Michigan, relative to Senate Resolution No. 123 memorializing the Congress of the United States to take prompt action to provide relief from high gas and to call on the Governor of the State of Michigan to investigate potential effects of State government policies that may add to the price of gasoline in Michigan; jointly to the Committees on the Judiciary, Energy and Commerce, and Ways and Means.

317. Also, a memorial of the Senate of the State of Michigan, relative to Senate Resolution No. 61 memorializing the Congress of the United States to take prompt action to provide relief from high gas prices; jointly to the Committees on the Judiciary, Energy and Commerce, and Ways and Means.

¶39.12 ADDITIONAL SPONSORS

Under clause 7 of rule XII, sponsors were added to public bills and resolutions as follows:

H.R. 3883: Mrs. MUSGRAVE and Mr. BARTON of Texas.
H.R. 4239: Mr. STUPAK.
H.R. 4347: Ms. CORRINE BROWN of Florida.
H.R. 4547: Mr. SOUDER.
H.R. 5005: Mr. SALAZAR.
H.R. 5336: Mr. GINGREY.
H.R. 5372: Mr. CLYBURN, Mr. OBERSTAR, Mr. BOSWELL, Mr. ROSS, and Mr. BERRY.
H. Res. 740: Mr. HIGGINS.
H. Res. 794: Ms. WATSON, Mr. FITZPATRICK of Pennsylvania, Mr. MCCOTTER, and Mr. BURTON of Indiana.
H. Res. 795: Mr. MILLER of Florida.
H. Res. 801: Mr. BLUMENAUER, Mr. ENGLISH of Pennsylvania, Mr. PETRI, Mr. FRANK of Massachusetts, Mr. MCGOVERN, and Mr. UDALL of Colorado.

¶39.13 PETITIONS

Under clause 3 of rule XII,

116. The SPEAKER presented a petition of the City Council and County of Honolulu, Hawaii, relative to Resolution No. 06-084 supporting proposed federal legislation to address the problem of chemical munitions dumped in water off Hawaii; which was referred to the Committee on Armed Services.

TUESDAY, MAY 16, 2006 (40)

¶40.1 APPOINTMENT OF SPEAKER PRO TEMPORE

The House was called to order at 12:30 p.m. by the SPEAKER pro tempore, Mr. BOUSTANY, who laid before the House the following communication:

WASHINGTON, DC,
May 16, 2006.

I hereby appoint the Honorable CHARLES W. BOUSTANY, Jr. to act as Speaker pro tempore on this day.

J. DENNIS HASTERT,
Speaker of the House of Representatives.

Whereupon, pursuant to the order of the House of Tuesday, January 31, 2006, Members were recognized for morning-hour debate.

¶40.2 RECESS—12:41 P.M.

The SPEAKER pro tempore, Mr. BOUSTANY, pursuant to clause 12(a) of rule I, declared the House in recess at 12 o'clock and 41 minutes p.m., until 2 p.m.

¶40.3 AFTER RECESS—2 P.M.

The SPEAKER pro tempore, Mrs. CAPITO, called the House to order.

¶40.4 APPROVAL OF THE JOURNAL

The SPEAKER pro tempore, Mrs. CAPITO, announced she had examined and approved the Journal of the proceedings of Monday, May 15, 2006.

Pursuant to clause 1, rule I, the Journal was approved.

¶40.5 COMMUNICATIONS

Executive and other communications, pursuant to clause 8, rule XII, were referred as follows:

7516. A letter from the Director, Regulatory Review Group, Department of Agriculture, transmitting the Department's ''Major'' final rule—Percentages for Direct and Counter-Cyclical Program Advance Payments (RIN: 0560–AH49) received May 8, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

7517. A letter from the Regulatory Officer, Forest Service, Department of Agriculture, transmitting the Department's final rule—National Forest System Land Management Planning (RIN: 0596–AC43) received April 21, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

7518. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Administration's final rule—Bacillus Thuringiensis VIP3A Insect Control Protein and the Genetic Material Necessary for its Production in Cotton; Extension of a Temporary Exemption from the Requirement of a Tolerance [EPA-HQ-OPP–2005–0282; FRL–7722–7] received April 24, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

7519. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Administration's final rule—Benzaldehyde, Captafol, Hexaconazole, Paraformaldehyde, Sodium dimethyldithiocarbamate, and Tetradifon; Tolerance Actions [EPA-HQ-OPP–2005–0322; FRL–8065–1] received April 24, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

7520. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Administration's final rule—Pantoea Agglomerans Strain C9–1; Exemption from the Requirement of a Tolerance [EPA-HQ-OPP–2006–0267; FRL–7772–6] received April 24, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

7521. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Administration's final rule—Approval of Clean Air Act, Section 112(I), Authority for Hazardous Air Pollutants: Perchloroethylene Dry Cleaner Regulation Maine Department of Environmental Protection [EPA-R01–OAR–2006–0119; A–1–FRL–8049–9] received April 24, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

7522. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Administration's final rule—Georgia: Final Authorization of State Hazardous Waste Management Program Revision [EPA-R04–RCRA–

2006–0375; FRL–8161–2] received April 24, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

7523. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Administration's final rule—OMB Approvals Under the Paperwork Reduction Act; Technical Amendment [FRL–8161–7] received April 24, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

7524. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Administration's final rule—Technical Amendments to the Highway and Nonroad Diesel Regulations [EPA-HQ-OAR–2006–0224; FRL–8161–9] (RIN: 2060–AN78) received April 24, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

7525. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Administration's final rule—Regulation of Fuels and Fuel Additives: Removal of Reformulated Gasoline Oxygen Content Requirement and Revision of Commingling Prohibition to Address Non-Oxygenated Reformulated Gasoline; Partial Withdrawal; Correction [EPA-HQ-OAR–2005–0170 FRL–8167–4] received May 3, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

7526. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Administration's final rule—Update of Continuous Instrumental Test Methods [EPA-OAR–2002–0071; FRL–8165–1] (RIN: 2060–AK61) received May 3, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

7527. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Administration's final rule—Regulation of Fuels and Fuel Additives; Removal of Reformulated Gasoline Oxygen Content Requirement [EPA-HQ-OAR–2005–0170; FRL–8167–5] received May 3, 2006', pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

7528. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Administration's final rule—Virginia: Final Authorization of State Hazardous Waste Management Program Revisions [EPA-R03–RCRA–2006–0381; FRL–8165–7] received May 3, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

7529. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Administration's final rule—Approval and Promulgation of Air Quality Implementation Plans; Maryland; Amendments to Stage II Vapor Recovery at Gasoline Dispensing Facilities [EPA-R03–2006–0314; FRL–8165–2] received May 3, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

7530. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Administration's final rule—Standards of Performance for New Stationary Sources and Emission Guidelines for Existing Sources: Large Municipal Waste Combustors [EPA-HQ-OAR–2005–0117; FRL–8164–9] (RIN: 2060–AL97) received May 3, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

7531. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule—Establishment of High Altitude Area Navigation Routes; South Central United States [Docket No. FAA–2005–22398; Airspace Docket No. 05–ASO–7] (RIN: 2120–AA66) received April 27, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7532. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule—Establishment of High Altitude Area Navigation Routes; South Central United States [Docket No. FAA–2005–22398; Airspace Docket No. 05–ASO–7] (RIN: 2120–AA66) received April 27, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7533. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule—Modification of the St. Louis Class B Airspace Area; MO [Docket No. FAA–2005–22509; Airspace Docket No. 03–AWA–2] (RIN: 2120–AA66) received April 27, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7534. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule—Modification of Class E Airspace; Palm Springs, CA [Docket No. FAA–2005–23184; Airspace Docket No. 05–AWP–14] received April 27, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7535. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule—Modification of Class E Airspace; Kennett, MO [Docket No. FAA–2005–22746; Airspace Docket No. 05–ACE–32] received April 27, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7536. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule—Modification of Class E Airspace; Kennett, MO [Docket No. FAA–2005–22746; Airspace Docket No. 05–ACE–32] received April 27, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7537. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule—Modification of Class E Airspace; Beatrice, NE [Docket No. FAA–2005–23375; Airspace Docket No. 05–ACE–35] received April 27, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7538. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule—Amendment to Class E Airspace; Wenatchee, WA [Docket No. FAA–2005–20417; Airspace Docket 05–ANM–06] (RIN: 2120–AA66) received April 27, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7539. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule—Establishment of Restricted Area 2507E; Chocolate Mountains, CA [Docket No. FAA–2004–19051; Airspace Docket No. 04–AWP–6] (RIN: 2120–AA66) received April 27, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7540. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule—Modification of Offshore Airspace Areas; Gulf of Alaska Low and Control 1487L; AK [Docket No. FAA–2005–22708; Airspace Docket No. 05–AAL–32] (RIN: 2120–AA66) received April 27, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7541. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule—Establishment of Class E Airspace; Chignik, AK [Docket No. FAA–2005–22855; Airspace Docket No. 05–AAL–35] received April 27, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7542. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule—Revision of Class E Airspace; Holy Cross, AK [Docket No. FAA–2005–22854; Airspace Docket No. 05–AAL–34] received April 27, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7543. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule—Establishment of Class E Airspace; Toksook Bay, AK [Docket No. FAA–2005–22856; Airspace Docket No. 05–AAL–36] received April 27, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7544. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule—Revisions of Class E Airspace; Koyuk Alfred Adams; AK [Docket No. FAA–2005–22111' Airspace Docket No. 05–AAL–14] received April 27, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7545. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule—Establishment of Class E Airspace; Toksook Bay, AK [Docket No. FAA–2005–22856; Airspace Docket No. 05–AAL–36] received April 27, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

¶40.6 RIGHT-TO-RIDE LIVESTOCK ON FEDERAL LANDS

Mr. RADANOVICH moved to suspend the rules and pass the bill (H.R. 586) to preserve the use and access of pack and saddle stock animals on public lands, including wilderness areas, national monuments, and other specifically designated areas, administered by the National Park Service, the Bureau of Land Management, the United States Fish and Wildlife Service, or the Forest Service where there is a historical tradition of such use, and for other purposes.

The SPEAKER pro tempore, Mrs. CAPITO, recognized Mr. RADANOVICH and Mr. KIND, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and pass said bill?

The SPEAKER pro tempore, Mrs. CAPITO, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

¶40.7 DRY PRAIRIE RURAL WATER ASSOCIATION WATER RIGHTS

Mr. RADANOVICH moved to suspend the rules and pass the bill (H.R. 2978) to allow the Assiniboine and Sioux Tribes of the Fort Peck Indian Reservation to enter into a lease or other temporary conveyance of water rights recognized under the Fort Peck-Montana Compact for the purpose of meeting the water needs of the Dry Prairie Rural Water

Association, Incorporated, and for other purposes.

The SPEAKER pro tempore, Mrs. CAPITO, recognized Mr. RADANOVICH and Mr. KIND, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and pass said bill?

The SPEAKER pro tempore, Mrs. CAPITO, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

¶40.8 COASTAL BARRIER RESOURCES REAUTHORIZATION

Mr. RADANOVICH moved to suspend the rules and pass the bill of the Senate (S. 1869) to reauthorize the Coastal Barrier Resources Act, and for other purposes.

The SPEAKER pro tempore, Mrs. CAPITO, recognized Mr. RADANOVICH and Mr. KIND, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and pass said bill?

The SPEAKER pro tempore, Mrs. CAPITO, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk notify the Senate thereof.

¶40.9 NEOTROPICAL MIGRATORY BIRD CONSERVATION IMPROVEMENT

Mr. RADANOVICH moved to suspend the rules and pass the bill (H.R. 518) to require the Secretary of the Interior to refine the Department of the Interior program for providing assistance for the conservation of neotropical birds; as amended.

The SPEAKER pro tempore, Mrs. CAPITO, recognized Mr. RADANOVICH and Mr. KIND, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and pass said bill, as amended?

The SPEAKER pro tempore, Mrs. CAPITO, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill, as amended, was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill, as amended, was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

¶40.10 JAMES CAMPBELL NATIONAL WILDLIFE REFUGE EXPANSION

Mr. RADANOVICH moved to suspend the rules and pass the bill of the Senate (S. 1165) to provide for the expansion of the James Campbell National Wildlife Refuge, Honolulu County, Hawaii.

The SPEAKER pro tempore, Mrs. CAPITO, recognized Mr. RADANOVICH and Mr. KIND, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and pass said bill?

The SPEAKER pro tempore, Mrs. CAPITO, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk notify the Senate thereof.

¶40.11 ELIZABETH HARTWELL MASON NECK NATIONAL WILDLIFE REFUGE

Mr. RADANOVICH moved to suspend the rules and pass the bill (H.R. 3682) to redesignate the Mason Neck National Wildlife Refuge in Virginia as the Elizabeth Hartwell Mason Neck National Wildlife Refuge.

The SPEAKER pro tempore, Mrs. CAPITO, recognized Mr. RADANOVICH and Mr. KIND, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and pass said bill?

The SPEAKER pro tempore, Mrs. CAPITO, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

¶40.12 PEACE OFFICERS MEMORIAL DAY

Mr. Tom DAVIS of Virginia moved to suspend the rules and agree to the following resolution (H. Res. 788):

Whereas the well-being of all people of the United States is preserved and enhanced as a direct result of the vigilance and dedication of law enforcement personnel;

Whereas more than 870,000 law enforcement personnel in the United States serve their fellow citizens as guardians of peace;

Whereas peace officers are on the front line in preserving the right of the children of the United States to receive an education in a crime-free environment, a right that is all too often threatened by the insidious fear caused by violence in schools;

Whereas 155 peace officers across the Nation were killed in the line of duty during 2005, well below the decade-long average of 164 deaths annually, and a major drop from 2001 when 237 officers were killed, including 72 officers in the September 11th terrorist attacks;

Whereas a law enforcement officer is killed in the United States every 53 hours, and there are 56,000 assaults against our law enforcement officers each year, resulting in 16,000 injuries;

Whereas section 136 of title 36, United States Code, requests that the President issue an annual proclamation designating May 15 as Peace Officers Memorial Day in honor of Federal, State, and local officers killed or disabled in the line of duty; and

Whereas on May 15, 2006, more than 20,000 peace officers are expected to gather in Washington, D.C. to join with the families of their recently fallen comrades to honor those comrades and all others who have fallen before them: Now, therefore, be it

Resolved, That the House of Representatives—

(1) supports the goals and ideals of Peace Officers Memorial Day to honor Federal, State, and local peace officers killed or disabled in the line of duty; and

(2) calls upon the people of the United States to observe such a day with appropriate ceremonies and respect.

The SPEAKER pro tempore, Mrs. CAPITO, recognized Mr. Tom DAVIS of Virginia and Ms. NORTON, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and agree to said resolution?

The SPEAKER pro tempore, Mrs. CAPITO, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said resolution was agreed to.

A motion to reconsider the vote whereby the rules were suspended and said resolution was agreed to was, by unanimous consent, laid on the table.

¶40.13 AMERICA'S NATIONAL BALLET COMPANY

Mr. KUHL of New York moved to suspend the rules and agree to the following resolution (H. Res. 751):

Whereas American Ballet Theatre (ABT) is recognized as one of the world's great dance companies;

Whereas ABT is dedicated to bringing dance to America and American dance to the world;

Whereas over its 65-year history, ABT has appeared in all 50 States of the United States, in a total of 126 cities, and has performed for more than 600,000 people annually;

Whereas ABT has performed in 42 countries as perhaps the most representative American ballet company, with many of those engagements sponsored by the Department of State;

Whereas ABT has been home to the world's most accomplished dancers and has commissioned works by all of the great choreographic geniuses of the 20th century;

Whereas Dwight D. Eisenhower recognized ABT's ability to convey through the medium of ballet ''some measure of understanding of

America's cultural environment and inspiration'';

Whereas over the years ABT has performed repeatedly at the White House, most recently in December 2005;

Whereas ABT is committed to bringing dance to a broad audience and provides exposure to dance to more than 20,000 underprivileged children and their families each year;

Whereas ABT's award-winning Make a Ballet program and its other outreach initiatives help to meet the need for arts education in underserved schools and communities;

Whereas ABT's Studio Company brings world class ballet to smaller communities like Rochester, New York; Stamford, Connecticut; Sanibel, Florida; South Hadley, Massachusetts; and Winston-Salem, North Carolina; and

Whereas The Jacqueline Kennedy Onassis School at ABT and the ABT's other artistic development initiatives provide the highest quality training consistent with the professional standards of ABT: Now, therefore, be it

Resolved, That the House of Representatives—

(1) recognizes and commends American Ballet Theatre for over 65 years of service as ''America's National Ballet Company'', during which it has provided world class art to citizens in all 50 States;

(2) recognizes that American Ballet Theatre also serves as a true cultural ambassador for our Nation, by having performed in 42 countries and fulfilling its reputation as one of the world's most revered and innovative dance companies; and

(3) recognizes that American Ballet Theatre's extensive and innovative education, outreach, and artistic development programs both train future generations of great dancers and expose students to the arts.

The SPEAKER pro tempore, Mrs. CAPITO, recognized Mr. KUHL of New York and Mr. KIND, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and agree to said resolution?

The SPEAKER pro tempore, Mrs. CAPITO, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said resolution was agreed to.

A motion to reconsider the vote whereby the rules were suspended and said resolution was agreed to was, by unanimous consent, laid on the table.

¶40.14 UNITED KINGDOM JUDICIAL INQUIRY

Mr. McCOTTER moved to suspend the rules and agree to the following resolution (H. Res. 740); as amended:

Whereas human rights defense attorney and solicitor Patrick Finucane was brutally murdered in front of his wife and children at his home in Belfast on February 12, 1989;

Whereas many international bodies and nongovernmental human rights organizations, including Amnesty International, British Irish Rights Watch, the Committee for the Administration of Justice, and Human Rights First, have called attention to serious allegations of collusion between loyalist paramilitaries and British security forces in the murder of Mr. Finucane;

Whereas in July 2001 the Governments of Ireland and the United Kingdom under terms of the Weston Park Agreement appointed retired Canadian Judge Peter Cory to investigate the allegations of collusion between loyalist paramilitaries and British security forces in the murder of Mr. Finucane and other individuals;

Whereas Judge Cory reported to the Governments of Ireland and the United Kingdom in April 2004 that sufficient evidence of collusion existed to warrant a public independent, judicial inquiry into the murder of Mr. Finucane and recommended that a public inquiry take place without delay;

Whereas the Government of the United Kingdom in April 2005 adopted the Inquiries Act 2005 which empowers the Government to block scrutiny of state actions and limits independent action by the judiciary in inquiries held under its terms, and, after the enactment of this legislation establishing new limited inquiry procedures, the Government announced that an inquiry into the murder of Mr. Finucane would be established which would operate under terms of the new legislation;

Whereas Judge Cory, in a written statement presented to the Committee on International Relations of the House of Representatives in 2005, stated that his 2004 recommendation for a public inquiry into the murder of Mr. Finucane had ''contemplated a true public inquiry constituted and acting pursuant to the provisions of the 1921 Act'' (the Tribunals of Inquiry (Evidence) Act 1921), and also stated that ''it seems to me that the proposed new Act would make a meaningful inquiry impossible'';

Whereas the family of Mr. Finucane has rejected the limited authority of an inquiry conducted under terms of the Inquiries Act of 2005;

Whereas Amnesty International, British Irish Rights Watch, the Committee for the Administration of Justice, and Human Rights First have likewise rejected any proposed inquiry into the murder of Mr. Finucane established under procedures of the Inquiries Act of 2005 and have called for the repeal of the Act;

Whereas the Dial Eireann (Parliament of Ireland) adopted a resolution on March 8, 2006, calling for the establishment of a full public independent judicial inquiry into the murder of Patrick Finucane; and

Whereas the Foreign Relations Authorization Act, Fiscal Year 2003 (Public Law 107–228) and House Resolution 128 (April 20, 1999) support the establishment of a public independent judicial inquiry into the murder of Patrick Finucane: Now, therefore, be it

Resolved, That the House of Representatives—

(1) expresses to the family of Patrick Finucane deepest condolences on his death, commends their steadfast pursuit of justice in his brutal murder, and thanks his wife Geraldine and son Michael for their willingness to testify on this matter before committees of the House of Representatives on numerous occasions;

(2) supports the efforts of the Administration in seeking the full implementation of the Weston Park Agreement and the establishment of an independent judicial inquiry into the murder of Patrick Finucane;

(3) calls on the Government of the United Kingdom to reconsider its position on the matter of an inquiry into the murder of Mr. Finucane, to amend the Inquiries Act of 2005, and to take fully into account the objections of Judge Cory, objections raised by officials of the United States Government, other governments, and international bodies, and the objections raised by Mr. Finucane's family; and

(4) urges the Government of the United Kingdom immediately to establish a full, independent, and public judicial inquiry into the murder of Patrick Finucane which would enjoy the full cooperation and support of his family, the people of Northern Ireland, and the international community as recommended by Judge Cory.

The SPEAKER pro tempore, Mrs. CAPITO, recognized Mr. McCOTTER and Mr. WEXLER, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and agree to said resolution, as amended?

The SPEAKER pro tempore, Mr. GOHMERT, announced that two-thirds of the Members present had voted in the affirmative.

Mr. McCOTTER demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mr. GOHMERT, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed until Wednesday, May 17, 2006.

¶40.15 TERRORIST ATTACKS IN DAHAB AND NORTHERN SINAI, EGYPT

Mr. McCOTTER moved to suspend the rules and agree to the following resolution (H. Res. 795):

Whereas, on April 24 and 26, 2006, a series of explosions at Dahab and in Northern Sinai, Egypt, planned and carried out by terrorists, resulted in the deaths of scores of civilians and the injury of many others;

Whereas the people of Egypt have been subjected to several other deadly terrorist attacks over the past years; and

Whereas President George W. Bush called President Hosni Mubarak of Egypt to extend condolences on behalf of the American people for the loss of life: Now, therefore, be it

Resolved, That the House of Representatives—

(1) condemns in the strongest terms the terrorist attacks on Dahab and Northern Sinai, Egypt and other terrorist attacks directed against Egypt;

(2) expresses its condolences to the families and friends of those individuals who were killed in the attacks and expresses its sympathies to those individuals who have been injured;

(3) joins with President George W. Bush in expressing the solidarity of the people and Government of the United States with the people and Government of Egypt as they recover from these cowardly and inhuman attacks; and

(4) expresses its readiness to support the Egyptian authorities in their efforts to bring to justice those individuals responsible for the recent attacks in Egypt and to pursue, disrupt, undermine, and dismantle the networks which plan and carry out such attacks.

The SPEAKER pro tempore, Mr. GOHMERT, recognized Mr. McCOTTER and Mr. WEXLER, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and agree to said resolution?

The SPEAKER pro tempore, Mr. GOHMERT, announced that two-thirds of the Members present had voted in the affirmative.

Mr. McCOTTER demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mr. GOHMERT, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed until Wednesday, May 17, 2006.

¶40.16 MEDIA MURDERS IN THE RUSSIAN FEDERATION

Mr. McCOTTER moved to suspend the rules and agree to the following resolution (H. Res. 499); as amended:

Whereas on July 9, 2004, American journalist Paul Klebnikov was murdered by gunmen as he exited the Moscow offices of Forbes Magazine;

Whereas no person has been convicted of any offense in connection with the murder of Mr. Klebnikov;

Whereas Mr. Klebnikov is survived by his wife Helen, and his three young children;

Whereas twelve journalists have been murdered in the Russian Federation since 2000 and Mr. Klebnikov was the first and only United States citizen among these journalists;

Whereas the Department of State's 2005 Country Reports on Human Rights Practices states government pressure in Russia continues to weaken freedom of expression and the independence and freedom of the media, particularly among the major national television networks and regional media outlets;

Whereas the Russian Prosecutor General's office arrested and tried Musa Vahaev and Kazbek Dukzov for the murder of Mr. Klebnikov;

Whereas Musa Vahaev and Kazbek Dukzov were acquitted on May 5, 2006, of the charges of murdering Mr. Klebnikov;

Whereas the Government of Russia has stated that Mr. Klebnikov's murder was ordered by Khozh-Akhmed Nukhayev, a fugitive Chechen criminal gang leader, but has not publicly released any evidence of Mr. Nukhayev's complicity;

Whereas it remains unclear who ordered the murder of Mr. Klebnikov or if any party will be convicted of this crime; and

Whereas a group of United States investigative journalists has launched an independent inquiry into the death of Mr. Klebnikov: Now, therefore, be it

Resolved, That the House of Representatives—

(1) condemns the murder of American journalist Paul Klebnikov on July 9, 2004, in Moscow and the murders of other members of the media in the Russian Federation;

(2) commends the Russian Prosecutor General's office for its continuing investigation of the murder of Mr. Klebnikov;

(3) urges the Government of Russia to continue its inquiries to determine and bring to justice all parties involved in the murder of Mr. Klebnikov;

(4) urges the Government of Russia to accept offers of assistance with the investigation of Mr. Klebnikov's murder from the United States and other concerned governments;

(5) urges the Government of Russia to take appropriate action to protect the independence and freedom of the Russian media and all visiting members of the media; and

(6) commends all journalists working and living in Russia for their courageous dedication to transparency and the truth.

The SPEAKER pro tempore, Mr. GOHMERT, recognized Mr. McCOTTER and Mr. WEXLER, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and agree to said resolution, as amended?

The SPEAKER pro tempore, Mr. GOHMERT, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said resolution, as amended, was agreed to.

A motion to reconsider the vote whereby the rules were suspended and said resolution, as amended, was agreed to was, by unanimous consent, laid on the table.

¶40.17 ENROLLED BILL SIGNED

The SPEAKER pro tempore, Mr. PRICE of Georgia, announced that pursuant to clause 4, rule I, the Speaker signed the following enrolled bill Tuesday, May 16, 2006:

H.R. 4297. An Act to provide for reconciliation pursuant to section 201(b) of the concurrent resolution on the budget for fiscal year 2006.

¶40.18 RECESS—6:46 P.M.

The SPEAKER pro tempore, Mr. JINDAL, pursuant to clause 12(a) of rule I, declared the House in recess at 6 o'clock and 46 minutes p.m., for approximately 10 minutes.

¶40.19 AFTER RECESS—6:56 P.M.

The SPEAKER pro tempore, Mr. JINDAL, called the House to order.

¶40.20 WAIVING A REQUIREMENT OF CLAUSE 6(A) OF RULE XIII

Mr. BISHOP of Utah, by direction of the Committee on Rules, reported (Rept. No. 109–466) the resolution (H. Res. 815) waiving a requirement of clause 6(a) of rule XIII with respect to consideration of certain resolutions reported from the Committee on Rules.

When said resolution and report were referred to the House Calendar and ordered printed.

¶40.21 PROVIDING FOR CONSIDERATION OF H.R. 4200

Mr. BISHOP of Utah, by direction of the Committee on Rules, reported (Rept. No. 109–467) the resolution (H. Res. 816) providing for consideration of the bill (H.R. 4200) to improve the ability of the Secretary of Agriculture and the Secretary of the Interior to promptly implement recovery treatments in response to catastrophic events affecting Federal lands under their jurisdiction, including the removal of dead and damaged trees and the implementation of reforestation treatments, to support the recovery of non-Federal lands damaged by catastrophic events, to revitalize Forest Service experimental forests, and for other purposes.

When said resolution and report were referred to the House Calendar and ordered printed.

And then,

¶40.22 ADJOURNMENT

On motion of Mr. BISHOP of Utah, at 6 o'clock and 58 minutes p.m., the House adjourned.

¶40.23 REPORTS OF COMMITTEES ON PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XIII, reports of committees were delivered to the Clerk for printing and reference to the proper calendar, as follows:

Mr. BONILLA. Committee on Appropriations. Supplemental report on H.R. 5384. A bill making appropriations for Agriculture, Rural Development, Food and Drug Administration, and Related Agencies for the fiscal year ending September 30, 2007, and for other purposes. Ordered to be printed. (Rept. 109–463 Pt. 2).

Mr. WALSH: Committee on Appropriations. Supplemental report on H.R. 5385. A bill making appropriations for the military quality of life functions of the Department of Defense, military construction, the Department of Veterans Affairs, and related agencies for the fiscal year ending September 30, 2007, and for other purposes. (Rept. 109–464 Pt. 2).

Mr. PUTNAM: Committee on Rules. H. Res. 815. A resolution waiving a requirement of clause 6(a) of rule XIII with respect to consideration of certain resolutions reported from the Committee on Rules (Rept. 109–466). Referred to the House Calendar.

Mr. BISHOP of Utah: Committee on Rules. H. Res. 816. A resolution providing for consideration of the bill (H.R. 4200) to improve the ability of the Secretary of Agriculture and the Secretary of the Interior to promptly implement recovery treatments in response to catastrophic events affecting Federal lands under their jurisdiction, including the removal of dead and damaged trees and the implementation of reforestation treatments, to support the recovery of non-Federal lands damaged by catastrophic events, to revitalize Forest Service experimental forests, and for other purposes. (Rept. 109–467). Referred to the House Calendar.

¶40.24 PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XII, public bills and resolutions were introduced and severally referred, as follows:

H.R. 5387. A bill to amend title XVIII of the Social Security Act to provide for an additional two-month period in 2006 for enrollments in the Medicare Advantage plans and for the Medicare prescription drug benefit without any late enrollment penalty for months before the end of such two-month period; to the Committee on Ways and Means, and in addition to the Committee on Energy and Commerce, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. TOM DAVIS of Virginia (for himself, Ms. NORTON, Mr. WAXMAN, Mr. SHAYS, Mr. PLATTS, Mr. CANNON, Mr. BISHOP of Utah, Mr. LEACH, Mr. SIMMONS, Mr. ENGLISH of Pennsylvania, Mr. MOORE of Kansas, Mr. FOLEY, Mr. ISSA, Mr. FATTAH, Mr. MORAN of Virginia, Mr. WYNN, Mr. OWENS, Mr. TOWNS, Mr. KIRK, Mr. BOUCHER, Mr. VAN HOLLEN, Mr. PORTER, and Mr. GILCHREST):

H.R. 5388. A bill to provide for the treatment of the District of Columbia as a Congressional district for purposes of representation in the House of Representatives, and for other purposes; to the Committee on the Judiciary, and in addition to the Committee on Government Reform, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. GEORGE MILLER of California (for himself, Mr. RAHALL, Mr. OWENS,

Mr. CHANDLER, Mr. HOLT, Mr. DAVIS of Alabama, Mr. MOLLOHAN, Mr. BROWN of Ohio, Mr. COSTELLO, and Mr. MURTHA):

H.R. 5389. A bill to establish improved mandatory standards to protect miners during emergencies, and for other purposes; to the Committee on Education and the Workforce.

By Mr. WICKER (for himself and Mr. HOYER):

H.R. 5390. A bill to provide for the expansion and coordination of activities of the National Institutes of Health and the Centers for Disease Control and Prevention with respect to research and programs on cancer survivorship, and for other purposes; to the Committee on Energy and Commerce.

By Mr. CHABOT (for himself, Mr. MORAN of Virginia, Mrs. SCHMIDT, Mr. FOLEY, Mr. TOM DAVIS of Virginia, and Mr. WOLF):

H.R. 5391. A bill to amend title 10, United States Code, to provide eligibility for certain additional dependent children for annuities under the military Survivor Benefit Plan; to the Committee on Armed Services.

By Mr. BAKER (for himself and Mr. BOUSTANY):

H.R. 5392. A bill to amend the Robert T. Stafford Disaster Relief and Emergency Assistance Act to direct the President to extend the availability of unemployment assistance made available in connection with Hurricane Katrina and Hurricane Rita; to the Committee on Transportation and Infrastructure.

By Mr. BAKER (for himself and Mr. FRANK of Massachusetts):

H.R. 5393. A bill to provide for the Department of Housing and Urban Development to coordinate Federal housing assistance efforts in the case of disasters resulting in long-term housing needs; to the Committee on Financial Services, and in addition to the Committee on Transportation and Infrastructure, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Ms. HOOLEY (for herself, Mr. DEFAZIO, Mr. BLUMENAUER, and Mr. WU):

H.R. 5394. A bill to waive application of the Indian Self-Determination and Education Assistance Act to a specific parcel of real property transferred by the United States to 2 Indian tribes in Oregon, and for other purposes; to the Committee on Resources.

By Mr. ISRAEL:

H.R. 5395. A bill to authorize the Secretary of the Treasury to issue Energy Freedom Bonds to finance programs to facilitate the research, development, and deployment of clean renewable energy technologies; to the Committee on Ways and Means.

By Mr. MORAN of Kansas (for himself and Mr. MICHAUD):

H.R. 5396. A bill to amend title 38, United States Code, to authorize the Secretary of Veterans Affairs to employ additional categories of mental health professionals; to the Committee on Veterans' Affairs.

By Ms. ROYBAL-ALLARD (for herself and Mr. SIMPSON):

H.R. 5397. A bill to amend the Public Health Service Act to establish grant programs to provide for education and outreach on newborn screening and coordinated followup care once newborn screening has been conducted, to reauthorize programs under part A of title XI of such Act, and for other purposes; to the Committee on Energy and Commerce.

By Mr. SALAZAR (for himself, Mr. GUTKNECHT, and Mr. OSBORNE):

H.R. 5398. A bill to amend the Clean Air Act to exclude from the definition of renewable fuel any fuel that is imported or derived from any matter that is imported; to the Committee on Energy and Commerce.

¶40.25 ADDITIONAL SPONSORS

Under clause 7 of rule XII, sponsors were added to public bills and resolutions as follows:

H.R. 65: Mr. JINDAL.
H.R. 115: Ms. SCHAKOWSKY.
H.R. 128: Mr. HOYER.
H.R. 303: Mrs. BONO.
H.R. 408: Mr. ISSA.
H.R. 503: Mr. OXLEY, Mrs. KELLY, Mr. WAMP, Ms. LORETTA SANCHEZ of California, Mr. SCHIFF, Mr. BISHOP of New York, and Mr. MILLER of North Carolina.
H.R. 515: Mr. FOLEY.
H.R. 663: Mr. GRIJALVA, Ms. JACKSON-LEE of Texas, Ms. WATSON, Ms. CARSON, and Ms. NORTON.
H.R. 699: Mr. CALVERT and Mr. SALAZAR.
H.R. 717: Mr. DAVIS of Kentucky and Mr. PETERSON of Minnesota.
H.R. 752: Ms. MILLENDER-MCDONALD and Mr. OBEY.
H.R. 783: Ms. GINNY BROWN-WAITE of Florida.
H.R. 821: Ms. BERKLEY.
H.R. 964: Mr. SOUDER and Mr. SANDERS.
H.R. 968: Ms. SCHWARTZ of Pennsylvania.
H.R. 1103: Mr. SCHIFF.
H.R. 1366: Mr. LEWIS of Kentucky.
H.R. 1408: Mr. MARKEY.
H.R. 1425: Mr. OWENS and Mrs. DAVIS of California.
H.R. 1471: Mr. BARROW, Mr. HINCHEY, and Mr. MOORE of Kansas.
H.R. 1498: Mr. LYNCH.
H.R. 1518: Mr. VAN HOLLEN.
H.R. 1554: Mr. DELAHUNT.
H.R. 1598: Ms. BERKLEY.
H.R. 1697: Mr. SANDERS.
H.R. 1951: Mrs. CAPITO, Mr. BURTON of Indiana, and Mr. DAVIS of Kentucky.
H.R. 2035: Mr. BROWN of Ohio.
H.R. 2047: Mr. LEACH.
H.R. 2072: Ms. EDDIE BERNICE JOHNSON of Texas.
H.R. 2088: Mr. DELAY.
H.R. 2456: Ms. CARSON.
H.R. 2684: Mr. COSTA.
H.R. 2804: Mr. SULLIVAN.
H.R. 2961: Mr. STUPAK.
H.R. 3055: Mr. GRIJALVA.
H.R. 3173: Mr. SANDERS.
H.R. 3427: Mr. HINCHEY.
H.R. 3476: Ms. SCHAKOWSKY, Mr. MILLER of Florida, Mr. PICKERING, Mrs. MCCARTHY, Mrs. KELLY, Mr. KIND, Mr. BOSWELL, Mr. MOORE of Kansas, and Mr. JONES of North Carolina.
H.R. 3781: Ms. CARSON.
H.R. 3883: Mr. MCCAUL of Texas.
H.R. 3936: Mr. CLEAVER and Ms. WOOLSEY.
H.R. 4259: Mr. MARSHALL.
H.R. 4293: Mr. CONYERS.
H.R. 4315: Mr. MICHAUD.
H.R. 4364: Mr. WELDON of Florida, Mr. STEARNS, Mr. WICKER, and Mr. HOSTETTLER.
H.R. 4384: Mr. SERRANO.
H.R. 4398: Mr. BACHUS.
H.R. 4479: Ms. BALDWIN.
H.R. 4542: Mr. SWEENEY and Mrs. NAPOLITANO.
H.R. 4547: Mr. DELAY and Mr. SHADEGG.
H.R. 4622: Mr. DAVIS of Illinois, Mr. PAUL, and Mr. DOYLE.
H.R. 4623: Mr. FITZPATRICK of Pennsylvania.
H.R. 4633: Mrs. CHRISTENSEN, Mr. JEFFERSON, Mr. THOMPSON of Mississippi, Mr. HONDA, and Ms. WATERS.
H.R. 4672: Mrs. NORTHUP.
H.R. 4695: Ms. ROYBAL-ALLARD, Ms. ZOE LOFGREN of California, Mr. MOORE of Kansas, and Mr. VAN HOLLEN.
H.R. 4727: Mr. YOUNG of Florida.
H.R. 4739: Ms. SCHAKOWSKY.
H.R. 4755: Mr. OBERSTAR, Mrs. JOHNSON of Connecticut, Mr. BOUSTANY, and Mr. TANNER.
H.R. 4843: Mr. BARROW.
H.R. 4894: Mr. JINDAL.
H.R. 4922: Mr. SWEENEY.
H.R. 4992: Mr. KUHL of New York, Mr. BURTON of Indiana, and Mr. MCINTYRE.
H.R. 5005: Mr. CARTER, Mr. DOOLITTLE, and Mr. DELAY.
H.R. 5013: Mr. BROWN of South Carolina, Mr. MACK, Mr. CARTER, Mr. DELAY, Mr. BOUSTANY, and Mr. SALAZAR.
H.R. 5014: Mr. GOHMERT, Mr. COOPER, and Mr. CASE.
H.R. 5118: Mr. BOSWELL, Mr. REYES, and Mr. HIGGINS.
H.R. 5131: Mr. NUNES and Mr. BECERRA.
H.R. 5139: Mr. HONDA.
H.R. 5140: Mr. HONDA.
H.R. 5141: Mr. HONDA.
H.R. 5142: Mr. HONDA.
H.R. 5150: Mrs. DAVIS of California, Mr. WEXLER, and Mr. OWENS.
H.R. 5159: Mr. GALLEGLY, Mr. PASTOR, and Mr. BACHUS.
H.R. 5166: Mr. HOYER, Mr. BOUCHER, Mr. UDALL of Colorado, Mr. TERRY, Mrs. CAPITO, Mr. BEAUPREZ, and Mr. JINDAL.
H.R. 5200: Mr. LAHOOD, Ms. HERSETH, Mr. STRICKLAND, Mr. TERRY, Mr. SIMPSON, and Mr. ROHRABACHER.
H.R. 5201: Mr. DELAHUNT, Mr. JOHNSON of Illinois, Mr. MORAN of Kansas, Mrs. WILSON of New Mexico, Ms. GINNY BROWN-WAITE of Florida, Mr. AL GREEN of Texas, Mr. RENZI, Mr. DAVIS of Tennessee, Mrs. CAPITO, Mr. PAYNE, Mr. SALAZAR, Mr. MILLER of North Carolina, and Mr. KANJORSKI.
H.R. 5204: Mr. BACA, Mr. JEFFERSON, and Mr. VAN HOLLEN.
H.R. 5225: Mr. MCDERMOTT, Mr. THOMPSON of Mississippi, Mr. SANDERS, Ms. SCHAKOWSKY, and Mr. WAXMAN.
H.R. 5230: Mr. MILLER of Florida and Ms. GINNY BROWN-WAITE of Florida.
H.R. 5248: Ms. SCHAKOWSKY.
H.R. 5293: Mr. WILSON of South Carolina and Mr. DAVIS of Illinois.
H.R. 5310: Mr. LATOURETTE.
H.R. 5316: Mr. DINGELL, Mr. EHLERS, Mr. MCHENRY, Mr. NEY, Mr. JOHNSON of Illinois, Mr. FEENEY, Mr. FORTUÑO, Mr. MACK, and Mr. BROWN of South Carolina.
H.R. 5333: Mr. BURTON of Indiana, Mr. FARR, Ms. BORDALLO, Mr. BERMAN, Mr. SCHIFF, Mr. CROWLEY, Mr. ROHRABACHER, and Mr. FRANK of Massachusetts.
H.R. 5347: Mr. CASTLE.
H.R. 5352: Mr. ISTOOK.
H.R. 5354: Mr. CASTLE.
H.R. 5362: Mrs. MALONEY, Ms. MATSUI, and Mr. GRIJALVA.
H.R. 5365: Mr. BROWN of Ohio, Mrs. CAPPS, Mr. DOYLE, and Mr. WYNN.
H. Con. Res. 380, Mr. JEFFERSON and Mr. BARROW.
H. Res. 155: Mr. FILNER.
H. Res. 222: Mr. COSTA.
H. Res. 295: Mr. KENNEDY of Rhode Island, Mr. FITZPATRICK of Pennsylvania, Mr. MCNULTY, and Mr. HIGGINS.
H. Res. 316: Mr. DOOLITTLE and Mrs. JONES of Ohio
H. Res. 363: Mr. MICHAUD.
H. Res. 740: Mr. WEXLER and Mr. GARRETT of New Jersey.
H. Res. 749: Mr. KUCINICH.
H. Res. 756: Ms. MCKINNEY.
H. Res. 759: Mr. JEFFERSON and Mr. KUCINICH.
H. Res. 773: Mrs. JONES of Ohio.
H. Res. 790: Mr. FORD, Ms. MILLENDER-MCDONALD, Ms. CARSON, Ms. EDDIE BERNICE JOHNSON of Texas, Mrs. JONES of Ohio, Mr. JEFFERSON, and Mr. ORTIZ.
H. Res. 795: Mr. BISHOP of Georgia and Mrs. CUBIN.

¶40.26 DELETIONS OF SPONSORS FROM PUBLIC BILLS AND RESOLUTIONS

Under clause 7 of rule XII, sponsors were deleted from public bills and resolutions as follows:

H.R. 4217: Mr. KUHL of New York.

WEDNESDAY, MAY 17, 2006 (41)

The House was called to order by the SPEAKER.

¶41.1 APPROVAL OF THE JOURNAL

The SPEAKER announced he had examined and approved the Journal of the proceedings of Tuesday, May 16, 2006.

Pursuant to clause 1, rule I, the Journal was approved.

¶41.2 COMMUNICATIONS

Executive and other communications, pursuant to clause 8, rule XII, were referred as follows:

7546. A letter from the Deputy Assistant Administrator for Operations, NMFA, National Oceanic and Atmospheric Administration, transmitting the Administration's final rule — Fisheries of the Northeastern United States; Northeast Multispecies Fishery; Emergency Secretarial Action [Docket No. 060209031-6092-02; I.D. 020606C] (RIN: 0648-AU09) received April 25, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Resources.

7547. A letter from the Acting Deputy Assistant Administrator for Regulatory Programs, NMFS, National Oceanic and Atmospheric Administration, transmitting the Administration's final rule — Fisheries of the Exclusive Economic Zone Off Alaska; Total Allowable Catch Amount for ''Other Species'' in the Groundfish Fisheries of the Gulf of Alaska [Docket No. 051116304-6035-02; I.D. 110805A] (RIN: 0648-AT92) received March 27, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Resources.

7548. A letter from the Deputy Assistant Administrator for Regulatory Programs, NMFS, National Oceanic and Atmospheric Administration, transmitting the Administration's final rule — Fisheries of the Exclusive Economic Zone Off Alaska; Groundfish Retention Standard [Docket No. 050607152-6070-02; I.D. 052605B] (RIN: 0648-AT04) received April 25, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Resources.

7549. A letter from the Acting Director, Office of Sustainable Fisheries, NMFS, National Oceanic and Atmospheric Administration, transmitting the Administration's final rule — Fisheries of the Caribbean, Gulf of Mexico, and South Atlantic; Coastal Migratory Pelagic Resources of the Gulf of Mexico and South Atlantic; Closure [Docket No. 001005281-0369-02; I.D. 011106A] received April 26, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Resources.

7550. A letter from the Acting Director, Office of Sustainable Fisheries, NMFS, National Oceanic and Atmospheric Administration, transmitting the Administration's final rule — Fisheries Off West Coast States and in the Western Pacific; Pacific Coast Groundfish Fishery; Specifications and Management Measures; Inseason Adjustments [Docket No. 051014263-6028-03; I.D. 040506A] received April 26, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Resources.

7551. A letter from the Acting Director, Office of Sustainable Fisheries, NMFS, National Oceanic and Atmospheric Administration, transmitting the Administration's final rule — Fisheries of the Exclusive Economic Zone Off Alaska; Pacific Cod by Catcher Processor Vessels Using Trawl Gear in the Bering Sea and Aleutian Islands Management Area [Docket No. 060216045-6045-01; I.D. 030906G] received March 27, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Resources.

7552. A letter from the Acting Director, Office of Sustainable Fisheries, NMFS, National Oceanic and Atmospheric Administration, transmitting the Administration's final rule — Fisheries of the Exclusive Economic Zone Off Alaska; Polluck in Statistical Area 630 of the Gulf of Alaska [Docket No. 060216044-6044-01; I.D. 030906A] received March 27, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Resources.

7553. A letter from the Acting Director, Office of Sustainable Fisheries, NMFS, National Oceanic and Atmospheric Administration, transmitting the Administration's final rule — Fisheries of the Caribbean, Gulf of Mexico, and South Atlantic; Coastal Migratory Pelagic Resources of the Gulf of Mexico and South Atlantic; Closure [Docket No. 001005281-0369-02; I.D. 030906E] received March 27, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Resources.

7554. A letter from the Acting Director, Office of Sustainable Fisheries, NMFS, National Oceanic and Atmospheric Administration, transmitting the Administration's final rule — Fisheries of the Caribbean, Gulf of Mexico, and South Atlantic; Coastal Migratory Pelagic Resources of the Gulf of Mexico and South Atlantic; Trip Limit Reduction [Docket No. 001005281-0369-02; I.D. 022306B] received March 27, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Resources.

7555. A letter from the Acting Director, Office of Sustainable Fisheries, NMFS, National Oceanic and Atmospheric Administration, transmitting the Administration's final rule — Magnuson-Stevens Fishery Conservation and Management Act Provisions; Fisheries of the Northeastern United States; Northeast Multispecies Fishery; Modification of the Yellowtail Flounder Landing Limit for Western and Eastern U.S./Canada Areas [Docket No. 040804229-4300-02; I.D. 121405A] received April 24, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Resources.

7556. A letter from the Acting Director, Office of Sustainable Fisheries, NMFS, National Oceanic and Atmospheric Administration, transmitting the Administration's final rule — Magnuson-Stevens Fishery Conservation and Management Act Provisions; Fisheries of the Northeastern United States; Northeast (NE) Multispecies Fishery; Modification of the Yellowtail Flounder Landing Limit for the U.S./Canada Management Area [Docket No. 04011-2010-4114-02; I.D. 032406B] received April 24, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Resources.

7557. A letter from the Acting Director, Office of Sustainable Fisheries, NMFS, National Oceanic and Atmospheric Administration, transmitting the Administration's final rule — Fisheries of the Exclusive Economic Zone Off Alaska; Pacific Cod by Catcher Processor Vessels Using Pot Gear in the Bering Sea and Aleutian Islands Management Area [Docket No. 060216045-6045-01; I.D. 040606B] received April 25, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Resources.

7558. A letter from the Acting Director, Office of Sustainable Fisheries, NMFS, National Oceanic and Atmospheric Administration, transmitting the Administration's final rule — Fisheries of the Exclusive Economic Zone Off Alaska; Polluck in the West Yakutat District of the Gulf of Alaska [Docket No. 060216044-6044-01; I.D. 040706G] received April 25, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Resources.

7559. A letter from the Acting Director, Office of Sustainable Fisheries, NMFS, National Oceanic and Atmospheric Administration, transmitting the Administration's final rule — Fisheries of the Exclusive Economic Zone Off Alaska; Pacific Cod by Catcher Vessels Using Trawl Gear in the Bering Sea and Aleutian Islands Management Area [Docket No. 060216045-6045-01; I.D. 040506C] received April 25, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Resources.

7560. A letter from the Acting Director, Office of Sustainable Fisheries, NMFS, National Oceanic and Atmospheric Administration, transmitting the Administration's final rule — Fisheries of the Exclusive Economic Zone Off Alaska; Groundfish by Vessels Using Non-Pelagic Trawl Gear in the Red King Crab Savings Subarea [Docket No. 060216045-6045-01; I.D. 040406B] received April 25, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Resources.

7561. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Rolls-Royce plc RB211 Trent 553-61, 553A2-61, 556-61, 556A-61, 556B-61, 556B2-61, 560-61, and 560A-61 Turbofan Engines [Docket No. FAA-2005-23031; Directorate Identifier 2005-NE-41-AD; Amendment 39-14467; AD 2006-03-03] (RIN: 2120-AA64) received April 25, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7562. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Empresa Brasileira de Aeronautica S.A. (EMBRAER) Model ERJ 170 Airplanes [Docket No. FAA-2006-23703; Directorate Identifier 2005-NM-052-AD; Amendment 39-14465; AD 2006-03-01] (RIN: 2120-AA64) received April 25, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7563. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; McDonnell Douglas Model DC-10-10, DC-10-10F, DC-10-15, DC-10-30, DC-10-30F (KC-10A and KDC-10), DC-10-40, DC-10-40F, MD-10-10F, MD-10-30F, MD-11, and MD-11F Airplanes [Docket No. FAA-2005-20034; Directorate Identifier 2004-NM-178-AD; Amendment 39-14463; AD 2006-02-11] (RIN: 2120-AA64) received April 25, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7564. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Glaser-Dirks Flugzeugbau GmbH Models DG-100 and DG-400 Sailplanes and DG Flugzeugbau GmbH Models DG-500 Elan Series and DG-500M Sailplanes [Docket No. FAA-2005-22157; Directorate Identifier 2005-CE-44-AD; Amendment 39-14464; AD 2006-02-12] (RIN: 2120-AA64) received April 25, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7565. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Raytheon Aircraft Company Model 390 Airplanes [Docket No. FAA-2005-23221; Directorate Identifier 2005-CE-51-AD; Amendment 39-14459; AD 2006-02-51] (RIN: 2120-AA64) received April 25, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7566. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Bombardier Model CL-600-2B19 (Regional Jet Series 100 & 440) Airplanes [Docket No. FAA-2005-22793; Directorate Identifier 2005-NM-161-AD; Amendment 39-14462; AD 2006-02-10] (RIN: 2120-AA64) received April 25, 2006, pursuant to 5 U.S.C.

801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7567. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Turbomeca Arriel 1B, 1D, 1D1, 1S1 Turboshaft Engines [Docket No. FAA-2005-21242; Directorate Identifier 2005-NE-09-AD; Amendment 39-14460; AD 2006-02-08] (RIN: 2120-AA64) received April 25, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7568. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Airbus Model A330-200, A330-300, A340-200 and A340-300 Series Airplanes [Docket No. FAA-2004-18565; Directorate Identifier 2003-NM-168-AD; Amendment 39-14461; AD 2006-02-09] (RIN: 2120-AA64) received April 25, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7569. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Empresa Brasileira de Aeronautica S.A. (EMBRAER) Model EMB-120, -120ER, -120FC, -120QC, and -120RT Airplanes [Docket No. FAA-2005-22871; Directorate Identifier 2005-NM-191-AD; Amendment 39-14454; AD 2006-02-02] (RIN: 2120-AA64) received April 25, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7570. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Bombardier Model CL-600 2B19 (Regional Jet Series 100 & 440) Airplanes [Docket No. FAA-2005-22873; Directorate Identifier 2005-NM-197-AD; Amendment 39-14457; AD 2006-02-05] (RIN: 2120-AA64) received April 25, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7571. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Bombardier Model CL-600-1A11 (CL-600), CL-600-2A12 (CL-601, and CL-600-2B16 (CL-601-3A, CL-601-3R, and CL-604) Airplanes [Docket No. FAA-2005-22917; Directorate Identifier 2005-NM-157-AD; Amendment 39-14456; AD 2006-02-04] (RIN: 2120-AA64) received April 25, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7572. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Airbus Model A310-203, 0294, and -222 Airplanes, and Model A310-300 Series Airplanes [Docket No. FAA-2005-22810; Directorate Identifier 2005-NM-143-AD; Amendment 39-14458; AD 2006-02-06] (RIN: 2120-AA64) received April 25, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7573. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Raytheon Model Hawker 800XP Airplanes [Docket No. FAA-2005-22749; Directorate Identifier 2005-NM-188-AD; Amendment 39-14455; AD 2006-02-03] (RIN: 2120-AA64) received April 25, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7574. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Raytheon Model DH.125, HS.125, and BH.125 Series Airplanes; Model BAe.125 Series 800A (C-29A and U-125), 800B, 1000A, and 1000B Airplanes; and Model Hawker 800 (including variant U-125A), and 1000 Airplanes [Docket No. FAA-2005-20969; Directorate Identifier 2005-NM-017-AD; Amendment 39-14443; AD 2006-01-04] (RIN: 2120-AA64) received April 25, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7575. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; British Aerospace Model HS 748 Airplanes [Docket No. FAA-2006-23799; Directorate Identifier 2004-NM-141-AD; Amendment 39-14475; AD 2006-03-11] (RIN: 2120-AA64) received April 25, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

¶41.3 MESSAGE FROM THE SENATE

A message from the Senate by Ms. Curtis, one of its clerks, announced that the Senate agreed to the following resolution:

S. RES. 481

Whereas Jacob Chic Hecht served as a special agent in the United States Army Intelligence Corps;

Whereas Jacob Chic Hecht served the people of Nevada with distinction from 1983 to 1989 in the United States Senate;

Whereas Jacob Chic Hecht served as United States Ambassador to the Bahamas from 1989 until 1994;

Resolved, That the Senate has heard with profound sorrow and deep regret the announcement of the death of Jacob Chic Hecht, former member of the United States Senate.

Resolved, That the Secretary of the Senate communicate these resolutions to the House of Representatives and transmit an enrolled copy thereof to the family of the deceased.

Resolved, That when the Senate adjourns today, it stand adjourned as a further mark of respect to the memory of the Honorable Jacob Chic Hecht.

The message also announced that the Senate has passed a bill of the following title in which concurrence of the House is requested:

S. 879. An Act to make improvements to the Arctic Research and Policy Act of 1984.

The message also announced that pursuant to section 214 of title II, Public Law 107–252, the Chair, on behalf of the Majority Leader, appoints the following individual to serve as a member of the Election Assistance Board of Advisors: Wesley R. Kliner, Jr. of Tennessee.

¶41.4 COMMUNICATION REGARDING SUBPOENA

The SPEAKER pro tempore, Mr. GILLMOR, laid before the House the following communication from Jerry Durham, Constituent Services Director, office of the Honorable Sam Johnson of Texas:

CONGRESS OF THE UNITED STATES,
HOUSE OF REPRESENTATIVES,
Washington, DC, May 15, 2006.

Hon. J. DENNIS HASTERT,
Speaker, House of Representatives,
Washington, DC.

DEAR MR. SPEAKER: This is to notify you formally, pursuant to Rule VIII of the Rules of the House of Representatives, that I have been served with a civil subpoena, issued by the 417th Judicial District Court for Collin County, Texas, for testimony and documents.

After consultation with the Office of General Counsel, I have determined that compliance with the subpoena is consistent with the precedents and privileges of the House.

Sincerely,

JERRY W. DURHAM,
Constituent Services Director.

¶41.5 PROVIDING FOR CONSIDERATION OF H.R. 4200

Mr. BISHOP of Utah, by direction of the Committee on Rules, called up the following resolution (H. Res. 816):

Resolved, That at any time after the adoption of this resolution the Speaker may, pursuant to clause 2(b) of rule XVIII, declare the House resolved into the Committee of the Whole House on the state of the Union for consideration of the bill (H.R. 4200) to improve the ability of the Secretary of Agriculture and the Secretary of the Interior to promptly implement recovery treatments in response to catastrophic events affecting Federal lands under their jurisdiction, including the removal of dead and damaged trees and the implementation of reforestation treatments, to support the recovery of non-Federal lands damaged by catastrophic events, to revitalize Forest Service experimental forests, and for other purposes. The first reading of the bill shall be dispensed with. All points of order against consideration of the bill are waived. General debate shall be confined to the bill and shall not exceed one hour, with 20 minutes equally divided and controlled by the chairman and ranking minority member of the Committee on Resources, 20 minutes equally divided and controlled by the chairman and ranking minority member of the Committee on Agriculture, and 20 minutes equally divided and controlled by the chairman and ranking minority member of the Committee on Transportation and Infrastructure. After general debate the bill shall be considered for amendment under the five-minute rule. In lieu of the amendment recommended by the Committee on Resources now printed in the bill, it shall be in order to consider as an original bill for the purpose of amendment under the five-minute rule an amendment in the nature of a substitute consisting of the text of the amendment in the nature of a substitute printed in the Congressional Record and numbered 1 pursuant to clause 8 of rule XVIII. That amendment in the nature of a substitute shall be considered as read. All points of order against that amendment in the nature of a substitute are waived. Notwithstanding clause 11 of rule XVIII, no amendment to that amendment in the nature of a substitute shall be in order except those printed in the report of the Committee on Rules accompanying this resolution. Each such amendment may be offered only in the order printed in the report, may be offered only by a Member designated in the report, shall be considered as read, shall be debatable for the time specified in the report equally divided and controlled by the proponent and an opponent, shall not be subject to amendment, and shall not be subject to a demand for division of the question in the House or in the Committee of the Whole. All points of order against such amendments are waived. At the conclusion of consideration of the bill for amendment the Committee shall rise and report the bill to the House with such amendments as may have been adopted. Any Member may demand a separate vote in the House on any amendment adopted in the Committee of the Whole to the bill or to the amendment in the nature of a substitute made in order as original text. The previous question shall be considered as ordered on the bill and amendments thereto to final passage without intervening motion except one motion to recommit with or without instructions.

When said resolution was considered.

After debate,

On motion of Mr. BISHOP of Utah, the previous question was ordered on the resolution to its adoption or rejection and, under the operation thereof, the resolution was agreed to.

A motion to reconsider the vote whereby said resolution, was agreed to was, by unanimous consent, laid on the table.

¶41.6 FOREST EMERGENCY RECOVERY AND RESEARCH

The SPEAKER pro tempore, Mr. BISHOP of Utah, pursuant to House Resolution 816 and rule XVIII, declared the House resolved into the Committee of the Whole House on the state of the Union for the consideration of the bill (H.R. 4200) to improve the ability of the Secretary of Agriculture and the Secretary of the Interior to promptly implement recovery treatments in response to catastrophic events affecting Federal lands under their jurisdiction, including the removal of dead and damaged trees and the implementation of reforestation treatments, to support the recovery of non-Federal lands damaged by catastrophic events, to revitalize Forest Service experimental forests, and for other purposes.

The SPEAKER pro tempore, Mr. BISHOP of Utah, by unanimous consent, designated Mr. FOLEY as Chairman of the Committee of the Whole; and after some time spent therein,

The SPEAKER pro tempore, Mr. PUTNAM, assumed the Chair.

When Mr. McHUGH, Acting Chairman, reported that the Committee, having had under consideration said bill, had come to no resolution thereon.

¶41.7 WAIVING A REQUIREMENT OF CLAUSE 6(A) OF RULE XIII

Mr. PUTNAM, by direction of the Committee on Rules, called up the following resolution (H. Res. 815):

Resolved, That the requirement of clause 6(a) of rule XIII for a two-thirds vote to consider a report from the Committee on Rules on the same day it is presented to the House is waived with respect to any resolution reported on the legislative day of May 17, 2006: (1) providing for consideration of the concurrent resolution (H. Con. Res. 376) establishing the congressional budget for the United States Government for fiscal year 2007 and setting forth appropriate budgetary levels for fiscal years 2008 through 2011; or (2) addressing budget enforcement or priorities.

When said resolution was considered.

After debate,

On motion of Mr. PUTNAM, the previous question was ordered on the resolution to its adoption or rejection.

The question being put, viva voce,

Will the House agree to said resolution?

The SPEAKER pro tempore, Mr. FOSSELLA, announced that the yeas had it.

Mr. McGOVERN demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mr. FOSSELLA, pursuant to clause 8, rule XX, announced that further proceedings on the resolution were postponed.

¶41.8 FOREST EMERGENCY RECOVERY AND RESEARCH

The SPEAKER pro tempore, Mr. CONAWAY, pursuant to House Resolution 816 and rule XVIII, declared the House resolved into the Committee of the Whole House on the state of the Union for the further consideration of the bill (H.R. 4200) to improve the ability of the Secretary of Agriculture and the Secretary of the Interior to promptly implement recovery treatments in response to catastrophic events affecting Federal lands under their jurisdiction, including the removal of dead and damaged trees and the implementation of reforestation treatments, to support the recovery of non-Federal lands damaged by catastrophic events, to revitalize Forest Service experimental forests, and for other purposes.

The Acting Chairman, Mr. FOSSELLA assumed the Chair; and after some time spent therein,

¶41.9 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment numbered 1, printed in House Report 109-467, submitted by Mr. RAHALL:

Strike section 103 (page 23, line 14, through page 24, line 9) and insert the following:

SEC. 103. COMPLIANCE WITH NATIONAL ENVIRONMENTAL POLICY ACT.

The Secretary concerned shall comply with the National Environmental Policy Act of 1969 (42 U.S.C. 4331 et seq.), its implementing regulations, and other applicable laws in designing and conducting catastrophic event recovery projects and catastrophic event research projects.

Strike section 104(e) (page 26, line 3, through page 27, line 8).

Strike section 105(c) (page 30, line 1, through page 31, line 11).

It was decided in the negative { Yeas ..... 189 / Nays 236

¶41.10 [Roll No. 147]

AYES—189

Abercrombie
Ackerman
Allen
Andrews
Baldwin
Bean
Becerra
Berkley
Berman
Bishop (NY)
Blumenauer
Boehlert
Boucher
Bradley (NH)
Brady (PA)
Brown (OH)
Brown, Corrine
Capps
Capuano
Cardin
Carnahan
Carson
Case
Castle
Chandler
Clay
Clyburn
Conyers
Cooper
Costa
Costello
Crowley
Cummings
Davis (CA)
Davis (FL)
Davis (IL)
DeGette
Delahunt
DeLauro
Dicks
Dingell
Doggett
Doyle
Ehlers
Emanuel
Engel
Eshoo
Farr
Fattah
Ferguson
Filner
Fitzpatrick (PA)
Ford
Frank (MA)
Frelinghuysen
Gerlach
Gilchrest
Gonzalez
Gordon
Green, Al
Green, Gene
Grijalva
Gutierrez
Harman
Harris
Hastings (FL)
Higgins
Hinchey
Hinojosa
Holt
Honda
Hooley
Hoyer
Inslee
Israel
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Johnson (CT)
Johnson (IL)
Johnson, E. B.
Jones (OH)
Kanjorski
Kaptur
Kelly
Kildee
Kilpatrick (MI)
Kind
Kirk
Kucinich
Langevin
Lantos
Larsen (WA)
Leach
Lee
Levin
Lewis (GA)
Lipinski
LoBiondo
Lofgren, Zoe
Lowey
Lynch
Maloney
Markey
Matsui
McCarthy
McCollum (MN)
McDermott
McGovern
McKinney
McNulty
Meehan
Meek (FL)
Meeks (NY)
Millender-McDonald
Miller (NC)
Miller, George
Mollohan
Moore (KS)
Moore (WI)
Moran (VA)
Murtha
Nadler
Napolitano
Neal (MA)
Obey
Olver
Owens
Pallone
Pascrell
Pastor
Pelosi
Petri
Price (NC)
Rahall
Ramstad
Rangel
Reichert
Reyes
Rothman
Roybal-Allard
Ruppersberger
Rush
Ryan (OH)
Sabo
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Saxton
Schakowsky
Schiff
Schwartz (PA)
Schwarz (MI)
Scott (VA)
Sensenbrenner
Serrano
Shays
Sherman
Simmons
Slaughter
Smith (NJ)
Smith (WA)
Snyder
Solis
Spratt
Stark
Strickland
Sweeney
Tauscher
Tierney
Towns
Udall (CO)
Udall (NM)
Upton
Van Hollen
Velázquez
Visclosky
Walsh
Wasserman Schultz
Waters
Watson
Watt
Waxman
Weiner
Weldon (PA)
Wexler
Woolsey
Wu
Wynn

NOES—236

Aderholt
Akin
Alexander
Baca
Bachus
Baird
Baker
Barrett (SC)
Barrow
Bartlett (MD)
Bass
Beauprez
Berry
Biggert
Bilirakis
Bishop (GA)
Bishop (UT)
Blackburn
Blunt
Boehner
Bonilla
Bonner
Bono
Boozman
Boren
Boswell
Boustany
Boyd
Brady (TX)
Brown (SC)
Brown-Waite, Ginny
Burgess
Burton (IN)
Butterfield
Buyer
Calvert
Camp (MI)
Campbell (CA)
Cannon
Cantor
Capito
Cardoza
Carter
Chabot
Chocola
Coble
Cole (OK)
Conaway
Cramer
Crenshaw
Cubin
Cuellar
Culberson
Davis (AL)
Davis (KY)
Davis (TN)
Davis, Jo Ann
Davis, Tom
Deal (GA)
DeFazio
DeLay
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Doolittle
Drake
Dreier
Duncan
Edwards
Emerson
English (PA)
Etheridge
Everett
Feeney
Flake
Foley
Forbes
Fortenberry
Fossella
Foxx
Franks (AZ)
Gallegly
Garrett (NJ)
Gibbons
Gillmor
Gingrey
Gohmert
Goode
Goodlatte
Granger
Graves
Green (WI)
Gutknecht
Hall
Hart
Hastings (WA)
Hayes
Hayworth
Hefley
Hensarling
Herger
Herseth
Hobson
Hoekstra
Holden
Hostettler
Hulshof
Hunter
Hyde
Inglis (SC)
Issa
Istook
Jenkins
Jindal
Johnson, Sam
Jones (NC)
Keller
Kennedy (MN)
King (IA)
King (NY)
Kingston
Kline
Knollenberg
Kolbe
Kuhl (NY)
LaHood
Latham
LaTourette
Lewis (CA)
Lewis (KY)
Linder
Lucas
Lungren, Daniel E.
Mack
Manzullo
Marchant
Marshall
Matheson
McCaul (TX)
McCotter
McCrery
McHenry
McHugh
McIntyre
McKeon
McMorris
Melancon
Mica
Michaud
Miller (FL)
Miller (MI)
Miller, Gary
Moran (KS)
Murphy
Musgrave
Myrick
Neugebauer
Ney
Northup
Norwood
Nunes
Nussle
Oberstar
Ortiz
Osborne
Otter
Oxley
Paul
Pearce
Pence
Peterson (MN)
Peterson (PA)
Pickering
Pitts
Platts
Poe
Pombo
Pomeroy
Porter
Price (GA)
Pryce (OH)
Putnam
Radanovich
Regula

Rehberg
Renzi
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Ros-Lehtinen
Ross
Royce
Ryan (WI)
Ryun (KS)
Salazar
Schmidt
Scott (GA)
Sessions
Shadegg
Shaw
Sherwood
Shimkus
Shuster
Simpson
Skelton
Smith (TX)
Sodrel
Souder
Stearns
Sullivan
Tancredo
Tanner
Taylor (MS)
Taylor (NC)
Terry
Thomas
Thompson (CA)
Thompson (MS)
Thornberry
Tiahrt
Tiberi
Turner
Walden (OR)
Wamp
Weldon (FL)
Weller
Westmoreland
Whitfield
Wicker
Wilson (NM)
Wilson (SC)
Wolf
Young (AK)
Young (FL)

NOT VOTING—7

Barton (TX)
Cleaver
Evans
Kennedy (RI)
Larson (CT)
Payne
Stupak

So the amendment was not agreed to.

¶41.11 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment numbered 2, printed in House Report 109-467, submitted by Mr. DEFAZIO:

Strike section 104 (page 24, line 10, through page 28, line 14) and insert the following new section:

SEC. 104. PRE-EVENT MANAGEMENT PLANS.

(a) PLAN AMENDMENT.—For Federal land where timber harvest is allowed, but not the primary management objective, the Secretary concerned shall amend the land and resource management plan or land use plan applicable to the land to pre-plan for certain activities to immediately follow a fire or other catastrophic event. The activities shall be specific to forest type and plant association group, and be appropriate to the management objectives for area described in the plan. The Secretary concerned shall initiate plan amendments with priority to areas at the greatest risk of a catastrophic event and with the most suitability for post-event activities. Managers using this pre-planning authority shall conduct environmental analysis in accordance with 36 C.F.R. 219 et seq. and 40 C.F.R. 1500 et seq.

(b) PEER REVIEW.—Before an activity, or collection of activities, may be adopted as an amendment to a land and resource management plan or land use plan, the activity or activities shall be subject to independent, third-party peer review by scientific and land management experts. The results of the peer review shall be available to the public no later than the availability of the draft plan revision.

(c) EXPEDITED REVIEW.—The Secretary concerned may use the procedures provided in section 104 of the Healthy Forests Restoration Act of 2003 (16 U.S.C. 6514; Public Law 108–148) to implement activities adopted as part of the amendment of a land and resource management plan or land use plan according to subsections (a) and (b). If environmental documentation is conducted under this authority, then the administrative and judicial appeals process described in sections 105 and 106 of such Act (16 U.S.C. 6515, 6516) shall apply.

Add at the end of the bill the following new section:

SEC. 405. LIMITATION ON APPLICATION OF ACT.

In the case of Federal land covered by this Act, the Secretary concerned shall use the authorities provided for in this Act only on those Federal lands that—

(1) are designated as general forest areas available for timber production; and

(2) are not otherwise reserved or managed for non-timber production values.

It was decided in the negative { Yeas ..... 184 / Nays ..... 240 }

¶41.12 [Roll No. 148]

AYES—184

Abercrombie
Ackerman
Allen
Andrews
Baldwin
Barrow
Bean
Becerra
Berkley
Berman
Bishop (NY)
Blumenauer
Boehlert
Boucher
Brady (PA)
Brown, Corrine
Capps
Capuano
Cardin
Carnahan
Carson
Case
Castle
Chandler
Clay
Clyburn
Conyers
Cooper
Costello
Crowley
Cummings
Davis (CA)
Davis (FL)
Davis (IL)
DeFazio
DeGette
Delahunt
DeLauro
Dent
Dicks
Dingell
Doggett
Doyle
Ehlers
Emanuel
Engel
Eshoo
Farr
Fattah
Ferguson
Filner
Fitzpatrick (PA)
Frank (MA)
Frelinghuysen
Gerlach
Gilchrest
Gonzalez
Gordon
Green, Al
Green, Gene
Grijalva
Gutierrez
Harman
Hastings (FL)
Higgins
Hinchey
Holt
Honda
Hooley
Hostettler
Hoyer
Inslee
Israel
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Johnson (CT)
Johnson (IL)
Johnson, E. B.
Jones (OH)
Kanjorski
Kaptur
Kelly
Kildee
Kilpatrick (MI)
Kind
Kirk
Kucinich
Langevin
Lantos
Larsen (WA)
Leach
Lee
Levin
Lewis (GA)
Lipinski
LoBiondo
Lofgren, Zoe
Lowey
Lynch
Maloney
Markey
Matsui
McCarthy
McCollum (MN)
McDermott
McGovern
McKinney
McNulty
Meehan
Meek (FL)
Meeks (NY)
Michaud
Millender-McDonald
Miller (NC)
Miller, George
Mollohan
Moore (KS)
Moore (WI)
Moran (VA)
Murtha
Nadler
Napolitano
Neal (MA)
Obey
Olver
Owens
Pallone
Pascrell
Pastor
Pelosi
Price (NC)
Ramstad
Rangel
Reichert
Rothman
Roybal-Allard
Ruppersberger
Rush
Ryan (OH)
Sabo
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Saxton
Schakowsky
Schiff
Schwartz (PA)
Schwarz (MI)
Scott (VA)
Serrano
Shays
Sherman
Simmons
Slaughter
Smith (NJ)
Smith (WA)
Snyder
Solis
Spratt
Stark
Strickland
Tauscher
Taylor (MS)
Thompson (CA)
Tierney
Towns
Udall (CO)
Udall (NM)
Upton
Van Hollen
Velázquez
Visclosky
Wasserman Schultz
Waters
Watson
Watt
Waxman
Weiner
Weldon (PA)
Wexler
Woolsey
Wu
Wynn

NOES—240

Aderholt
Akin
Alexander
Baca
Bachus
Baird
Baker
Barrett (SC)
Bartlett (MD)
Bass
Beauprez
Berry
Biggert
Bilirakis
Bishop (GA)
Bishop (UT)
Blackburn
Blunt
Boehner
Bonilla
Bonner
Bono
Boozman
Boren
Boswell
Boustany
Boyd
Bradley (NH)
Brady (TX)
Brown (OH)
Brown (SC)
Brown-Waite, Ginny
Burgess
Burton (IN)
Butterfield
Buyer
Calvert
Camp (MI)
Campbell (CA)
Cannon
Cantor
Capito
Cardoza
Carter
Chabot
Chocola
Coble
Conaway
Costa
Cramer
Crenshaw
Cubin
Cuellar
Culberson
Davis (AL)
Davis (KY)
Davis (TN)
Davis, Jo Ann
Davis, Tom
Deal (GA)
DeLay
Diaz-Balart, L.
Diaz-Balart, M.
Doolittle
Drake
Dreier
Duncan
Edwards
Emerson
English (PA)
Etheridge
Everett
Feeney
Flake
Foley
Forbes
Ford
Fortenberry
Fossella
Foxx
Franks (AZ)
Gallegly
Garrett (NJ)
Gibbons
Gillmor
Gingrey
Gohmert
Goode
Goodlatte
Granger
Graves
Green (WI)
Gutknecht
Hall
Harris
Hart
Hastings (WA)
Hayes
Hayworth
Hefley
Hensarling
Herger
Herseth
Hinojosa
Hobson
Hoekstra
Holden
Hulshof
Hunter
Hyde
Inglis (SC)
Issa
Istook
Jenkins
Jindal
Johnson, Sam
Jones (NC)
Keller
Kennedy (MN)
King (IA)
King (NY)
Kingston
Kline
Knollenberg
Kolbe
Kuhl (NY)
LaHood
Latham
LaTourette
Lewis (CA)
Lewis (KY)
Linder
Lucas
Lungren, Daniel E.
Mack
Manzullo
Marchant
Marshall
Matheson
McCaul (TX)
McCotter
McCrery
McHenry
McHugh
McIntyre
McKeon
McMorris
Melancon
Mica
Miller (FL)
Miller (MI)
Miller, Gary
Moran (KS)
Murphy
Musgrave
Myrick
Neugebauer
Ney
Northup
Norwood
Nunes
Nussle
Oberstar
Ortiz
Osborne
Otter
Oxley
Paul
Pearce
Pence
Peterson (MN)
Peterson (PA)
Petri
Pickering
Pitts
Platts
Poe
Pombo
Pomeroy
Porter
Price (GA)
Pryce (OH)
Putnam
Radanovich
Rahall
Regula
Rehberg
Renzi
Reyes
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Ros-Lehtinen
Ross
Royce
Ryan (WI)
Ryun (KS)
Salazar
Schmidt
Scott (GA)
Sensenbrenner
Sessions
Shadegg
Shaw
Sherwood
Shimkus
Shuster
Simpson
Skelton
Smith (TX)
Sodrel
Souder
Stearns
Sullivan
Sweeney
Tancredo
Tanner
Taylor (NC)
Terry
Thomas
Thompson (MS)
Thornberry
Tiahrt
Tiberi
Turner
Walden (OR)
Walsh
Wamp
Weldon (FL)
Weller
Westmoreland
Whitfield
Wicker
Wilson (NM)
Wilson (SC)
Wolf
Young (AK)
Young (FL)

NOT VOTING—8

Barton (TX)
Cleaver
Cole (OK)
Evans
Kennedy (RI)
Larson (CT)
Payne
Stupak

So the amendment was not agreed to.

¶41.13 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment numbered 3, printed in House Report 109-467, submitted by Mr. INSLEE:

Add at the end the following new section:

SEC. 405. EXCLUSION OF INVENTORIED ROADLESS AREAS.

This Act shall not apply to any inventoried roadless area within the National Forest System set forth in the maps contained in the Forest Service Roadless Area Conservation, Final Environmental Impact Statement, Volume 2, dated November 2000.

It was decided in the negative { Yeas ..... 191 / Nays ..... 231 }

¶41.14 [Roll No. 149]

AYES—191

Abercrombie
Ackerman
Allen
Andrews
Baldwin
Barrow
Bartlett (MD)
Bean
Becerra
Berkley
Berman
Bishop (NY)
Blumenauer
Boehlert
Boucher
Brady (PA)
Brown (OH)
Brown, Corrine
Capps
Capuano
Cardin
Carnahan
Carson
Case
Castle
Chandler
Clay
Clyburn
Conyers
Cooper
Costello
Crowley
Cummings
Davis (AL)
Davis (CA)
Davis (IL)
Davis (TN)
DeFazio
DeGette

Delahunt
DeLauro
Dent
Dicks
Dingell
Doggett
Doyle
Ehlers
Emanuel
Engel
Eshoo
Etheridge
Farr
Fattah
Ferguson
Filner
Fitzpatrick (PA)
Ford
Frank (MA)
Frelinghuysen
Gerlach
Gilchrest
Gonzalez
Gordon
Green, Gene
Grijalva
Gutierrez
Harman
Hastings (FL)
Higgins
Hinchey
Hinojosa
Holt
Honda
Hooley
Hoyer
Inslee
Israel
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Johnson (CT)
Johnson (IL)
Johnson, E. B.
Jones (OH)
Kanjorski
Kaptur
Kelly
Kildee
Kilpatrick (MI)
Kind
Kirk
Kucinich
Langevin
Lantos
Larsen (WA)
Leach
Lee
Levin
Lewis (GA)
Lipinski
LoBiondo
Lofgren, Zoe
Lowey
Lynch
Maloney
Markey
Matsui
McCarthy
McCollum (MN)
McDermott
McGovern
McIntyre
McKinney
McNulty
Meehan
Meek (FL)
Meeks (NY)
Michaud
Millender-McDonald
Miller (NC)
Miller, George
Mollohan
Moore (KS)
Moore (WI)
Moran (VA)
Murtha
Nadler
Napolitano
Neal (MA)
Olver
Owens
Pallone
Pascrell
Pastor
Payne
Pelosi
Petri
Price (NC)
Rahall
Ramstad
Rangel
Reichert
Reyes
Rothman
Roybal-Allard
Ruppersberger
Ryan (OH)
Sabo
Salazar
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Saxton
Schakowsky
Schiff
Schwartz (PA)
Scott (VA)
Sensenbrenner
Serrano
Shays
Sherman
Simmons
Slaughter
Smith (NJ)
Smith (WA)
Snyder
Solis
Spratt
Stark
Strickland
Tauscher
Tierney
Towns
Udall (CO)
Udall (NM)
Upton
Van Hollen
Velázquez
Visclosky
Walsh
Wasserman Schultz
Waters
Watson
Watt
Waxman
Weiner
Weldon (PA)
Wexler
Woolsey
Wu
Wynn

NOES—231

Aderholt
Akin
Alexander
Baca
Bachus
Baird
Baker
Barrett (SC)
Bass
Beauprez
Berry
Biggert
Bilirakis
Bishop (GA)
Bishop (UT)
Blackburn
Blunt
Boehner
Bonilla
Bonner
Bono
Boozman
Boren
Boswell
Boustany
Boyd
Bradley (NH)
Brady (TX)
Brown (SC)
Brown-Waite, Ginny
Burgess
Burton (IN)
Butterfield
Buyer
Calvert
Camp (MI)
Campbell (CA)
Cannon
Cantor
Capito
Cardoza
Carter
Chabot
Chocola
Coble
Cole (OK)
Conaway
Costa
Cramer
Crenshaw
Cubin
Cuellar
Culberson
Davis (KY)
Davis, Jo Ann
Davis, Tom
Deal (GA)
DeLay
Diaz-Balart, L.
Diaz-Balart, M.
Doolittle
Drake
Dreier
Duncan
Edwards
Emerson
English (PA)
Everett
Feeney
Flake
Foley
Forbes
Fortenberry
Fossella
Foxx
Franks (AZ)
Gallegly
Garrett (NJ)
Gibbons
Gillmor
Gingrey
Gohmert
Goode
Goodlatte
Granger
Graves
Green (WI)
Gutknecht
Hall
Harris
Hart
Hastings (WA)
Hayes
Hayworth
Hefley
Hensarling
Herger
Herseth
Hobson
Hoekstra
Holden
Hostettler
Hulshof
Hunter
Hyde
Inglis (SC)
Issa
Istook
Jenkins
Jindal
Johnson, Sam
Jones (NC)
Keller
Kennedy (MN)
King (IA)
King (NY)
Kingston
Kline
Knollenberg
Kolbe
Kuhl (NY)
LaHood
Latham
LaTourette
Lewis (CA)
Lewis (KY)
Linder
Lucas
Lungren, Daniel E.
Mack
Manzullo
Marchant
Marshall
Matheson
McCaul (TX)
McCotter
McCrery
McHenry
McHugh
McKeon
McMorris
Melancon
Mica
Miller (FL)
Miller (MI)
Miller, Gary
Moran (KS)
Murphy
Myrick
Neugebauer
Ney
Northup
Norwood
Nunes
Nussle
Oberstar
Obey
Ortiz
Osborne
Otter
Oxley
Paul
Pearce
Pence
Peterson (MN)
Peterson (PA)
Pickering
Pitts
Platts
Poe
Pombo
Pomeroy
Porter
Price (GA)
Pryce (OH)
Putnam
Radanovich
Regula
Rehberg
Renzi
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Ros-Lehtinen
Ross
Royce
Ryan (WI)
Ryun (KS)
Schmidt
Schwarz (MI)
Scott (GA)
Sessions
Shadegg
Shaw
Sherwood
Shimkus
Shuster
Simpson
Skelton
Smith (TX)
Sodrel
Souder
Stearns
Sullivan
Sweeney
Tancredo
Tanner
Taylor (MS)
Taylor (NC)
Terry
Thomas
Thompson (CA)
Thompson (MS)
Thornberry
Tiahrt
Tiberi
Turner
Walden (OR)
Wamp
Weldon (FL)
Weller
Westmoreland
Whitfield
Wicker
Wilson (NM)
Wilson (SC)
Wolf
Young (AK)
Young (FL)

NOT VOTING—10

Barton (TX)
Cleaver
Davis (FL)
Evans
Green, Al
Kennedy (RI)
Larson (CT)
Musgrave
Rush
Stupak

So the amendment was not agreed to.

¶41.15 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment numbered 4, printed in House Report 109-467, submitted by Mr. UDALL of New Mexico:

At the end of section 102(e) (page 21, after line 15), add the following new paragraph:

(4) CONSIDERATION OF FIRE RISK AND REGENERATION.—In making any determination under paragraph (1) to implement any pre-approved management practice under section 104 or to develop and carry out a catastrophic event recovery project or catastrophic event research project, or portion of such a project, using emergency procedures under section 105, the Secretary concerned—

(A) shall consider the effect of the practice or project on fire risk and forest regeneration; and

(B) may not implement the practice or carry out the project unless the Secretary certifies that the practice or project will not increase fire-risk or decrease forest regeneration.

It was decided in the negative ..... { Yeas ..... 197 / Nays 228

¶41.16 [Roll No. 150]

AYES—197

Abercrombie
Ackerman
Allen
Andrews
Baca
Baldwin
Barrow
Bartlett (MD)
Bean
Becerra
Berkley
Berman
Bilirakis
Bishop (NY)
Blumenauer
Boehlert
Boucher
Bradley (NH)
Brady (PA)
Brown (OH)
Brown, Corrine
Capps
Capuano
Cardin
Carnahan
Carson
Case
Castle
Chandler
Clay
Clyburn
Conyers
Costa
Costello
Cramer
Crowley
Cummings
Davis (AL)
Davis (CA)
Davis (FL)
Davis (IL)
DeGette
Delahunt
DeLauro
Dicks
Dingell
Doggett
Doyle
Ehlers
Emanuel
Engel
Eshoo
Etheridge
Farr
Fattah
Ferguson
Filner
Fitzpatrick (PA)
Ford
Frank (MA)
Frelinghuysen
Gerlach
Gilchrest
Gonzalez
Gordon
Green, Al
Green, Gene
Grijalva
Gutierrez
Harman
Hastings (FL)
Higgins
Hinchey
Hinojosa
Holden
Holt
Honda
Hooley
Hoyer
Inslee
Israel
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Johnson (CT)
Johnson (IL)
Johnson, E. B.
Jones (OH)
Kanjorski
Kelly
Kildee
Kilpatrick (MI)
Kind
Kirk
Kucinich
Langevin
Lantos
Larsen (WA)
Leach
Lee
Levin
Lewis (GA)
Lipinski
LoBiondo
Lofgren, Zoe
Lowey
Lynch
Maloney
Markey
Matsui
McCarthy
McCollum (MN)
McDermott
McGovern
McKinney
McNulty
Meehan
Meek (FL)
Meeks (NY)
Michaud
Millender-McDonald
Miller (NC)
Miller, George
Mollohan
Moore (KS)
Moore (WI)
Moran (VA)
Murtha
Nadler
Napolitano
Neal (MA)
Obey
Olver
Owens
Pallone
Pascrell
Pastor
Payne
Pelosi
Petri
Price (NC)
Rahall
Ramstad
Rangel
Reichert
Reyes
Rothman
Roybal-Allard
Ruppersberger
Rush
Ryan (OH)
Sabo
Salazar
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Saxton
Schakowsky
Schiff
Schwartz (PA)
Schwarz (MI)
Scott (VA)
Serrano
Shays
Sherman
Simmons
Slaughter
Smith (NJ)
Smith (WA)
Snyder
Solis
Spratt
Stark
Strickland
Tauscher
Taylor (MS)
Tierney
Towns
Udall (CO)
Udall (NM)
Van Hollen
Velázquez
Visclosky
Walsh
Wasserman Schultz
Waters
Watson
Watt
Waxman
Weiner
Weldon (PA)
Wexler
Whitfield
Woolsey
Wu
Wynn
Young (FL)

NOES—228

Aderholt
Akin
Alexander
Bachus
Baird
Baker
Barrett (SC)
Bass
Beauprez
Berry
Biggert
Bishop (GA)
Bishop (UT)
Blackburn
Blunt
Boehner
Bonilla
Bonner
Bono
Boozman
Boren
Boswell
Boustany
Boyd
Brady (TX)
Brown (SC)
Brown-Waite, Ginny
Burgess
Burton (IN)
Butterfield
Buyer
Calvert
Camp (MI)
Campbell (CA)
Cannon
Cantor
Capito
Cardoza
Carter
Chabot
Chocola
Coble
Cole (OK)
Conaway
Cooper
Crenshaw
Cubin
Cuellar
Culberson
Davis (KY)
Davis (TN)
Davis, Jo Ann
Davis, Tom
Deal (GA)
DeFazio
DeLay
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Doolittle
Drake
Dreier
Duncan
Edwards
Emerson
English (PA)
Everett
Feeney
Flake
Foley
Forbes
Fortenberry
Fossella
Foxx
Franks (AZ)
Gallegly
Garrett (NJ)
Gibbons
Gillmor
Gingrey
Gohmert
Goode
Goodlatte
Granger
Graves
Green (WI)
Gutknecht
Hall
Harris
Hart
Hastings (WA)
Hayes
Hayworth
Hefley
Hensarling
Herger
Herseth
Hobson
Hoekstra
Hostettler
Hulshof
Hunter
Hyde
Inglis (SC)
Issa
Istook
Jenkins
Jindal
Johnson, Sam
Jones (NC)
Keller
Kennedy (MN)
King (IA)
King (NY)
Kingston
Kline
Knollenberg
Kolbe
Kuhl (NY)
LaHood
Latham
LaTourette
Lewis (CA)
Lewis (KY)
Linder
Lucas
Lungren, Daniel E.
Mack
Manzullo
Marchant
Marshall
Matheson
McCaul (TX)
McCotter
McCrery
McHenry
McHugh
McIntyre
McKeon
McMorris
Melancon
Mica
Miller (FL)
Miller (MI)
Miller, Gary
Moran (KS)
Murphy
Musgrave
Myrick
Neugebauer
Ney
Northup
Norwood
Nunes

Nussle
Oberstar
Ortiz
Osborne
Otter
Oxley
Paul
Pearce
Pence
Peterson (MN)
Peterson (PA)
Pickering
Pitts
Platts
Poe
Pombo
Pomeroy
Porter
Price (GA)
Pryce (OH)
Putnam
Radanovich
Regula
Rehberg
Renzi
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Ros-Lehtinen
Ross
Royce
Ryan (WI)
Ryun (KS)
Schmidt
Scott (GA)
Sensenbrenner
Sessions
Shadegg
Shaw
Sherwood
Shimkus
Shuster
Simpson
Skelton
Smith (TX)
Sodrel
Souder
Stearns
Sullivan
Sweeney
Tancredo
Tanner
Taylor (NC)
Terry
Thomas
Thompson (CA)
Thompson (MS)
Thornberry
Tiahrt
Tiberi
Turner
Upton
Walden (OR)
Wamp
Weldon (FL)
Weller
Westmoreland
Wicker
Wilson (NM)
Wilson (SC)
Wolf
Young (AK)

NOT VOTING—7

Barton (TX)
Cleaver
Evans
Kaptur
Kennedy (RI)
Larson (CT)
Stupak

So the amendment was not agreed to.

The SPEAKER pro tempore, Mr. REHBERG, assumed the Chair.

When Mr. FOSSELLA, Acting Chairman, pursuant to House Resolution 816, reported the bill back to the House with an amendment adopted by the Committee.

The previous question having been ordered by said resolution.

The following amendment, reported from the Committee of the Whole House on the state of the Union, was agreed to:

Strike out all after the enacting clause and insert:

SECTION 1. SHORT TITLE AND TABLE OF CONTENTS.

(a) SHORT TITLE.—This Act may be cited as ''Forest Emergency Recovery and Research Act''.

(b) TABLE OF CONTENTS.—The table of contents for this Act is as follows:

Sec. 1. Short title and table of contents.
Sec. 2. Findings.
Sec. 3. Definitions.

TITLE I—RESPONSE TO CATASTROPHIC EVENTS ON FEDERAL LANDS

Sec. 101. Development of research protocols and use in catastrophic event research projects.
Sec. 102. Catastrophic event recovery evaluations.
Sec. 103. Compliance with National Environmental Policy Act.
Sec. 104. Availability and use of pre-approved management practices.
Sec. 105. Availability and use of emergency procedures.
Sec. 106. Administrative and judicial review.
Sec. 107. Guidance regarding reforestation in response to catastrophic events.
Sec. 108. Effect of title.
Sec. 109. Standards for tree retention.

TITLE II—RESTORING LANDSCAPES AND COMMUNITIES IMPACTED BY CATASTROPHIC EVENTS

Subtitle A—Cooperative Forestry Assistance Act of 1978

Sec. 201. Assistance under Cooperative Forestry Assistance Act of 1978 to restore landscapes and communities affected by catastrophic events.

Subtitle B—Department of the Interior Assistance

Sec. 211. Restoring landscapes.
Sec. 212. Restoring communities.

TITLE III—EXPERIMENTAL FORESTS

Sec. 301. Findings.
Sec. 302. Availability and use of pre-approved management practices on National Forest experimental forests.
Sec. 303. Limited consideration of alternatives for projects on National Forest experimental forests.

TITLE IV—GENERAL PROVISIONS

Sec. 401. Regulations.
Sec. 402. Dedicated source of funds for research and monitoring.
Sec. 403. Other funding sources.
Sec. 404. Effect of declaration of major disaster or emergency.

SEC. 2. FINDINGS.

Congress finds the following:

(1) The number and severity of catastrophic events causing resource damage to Federal land has significantly increased over the last 20 years, and such catastrophic events also create serious adverse environmental, social, and economic consequences for Federal land and adjacent non-Federal land and communities.

(2) Catastrophic events often devastate forest or rangeland ecosystems and eliminate sources of seed for desired tree and plant species, which—

(A) delays or even precludes the reestablishment of appropriate forest or plant cover on millions of acres of Federal land;

(B) increases the susceptibility of the damaged land to wildfire and noxious or harmful species and reduces the economic value of the damaged land's resources;

(C) increases the susceptibility of adjacent undamaged land to insect infestations, disease, and noxious weeds;

(D) pollutes municipal water supplies and damages water delivery infrastructure;

(E) exacerbates sediment production that adversely impacts native fish habitat and soil productivity;

(F) results in unsafe campgrounds, trails, roads, and other infrastructure; and

(G) adversely impacts the sustainability of ecosystems and the well-being of adjacent communities.

(3) Program authorities and funding mechanisms currently available to the Secretary of Agriculture and the Secretary of the Interior to respond to catastrophic events on forested Federal land do not provide for consistent and timely response activities.

(4) The Council on Environmental Quality has approved on an infrequent basis the use of alternative arrangements to respond to catastrophic events on forested Federal land, but, when used in the past, such alternative arrangements have encouraged expedited and successful recovery outcomes.

(5) A prompt and standardized management response to a catastrophic event, which is also adaptive to the unique characteristics of each catastrophic event, is needed—

(A) to effectively recover the area damaged by the catastrophic event,

(B) to minimize the impact on the resources of the area and adjacent communities adversely affected by the catastrophic event; and

(C) to recover damaged, but still merchantable, material before it loses its economic value.

(6) Reforestation treatments on forested Federal land after a catastrophic event helps to restore appropriate forest cover, which provides multiple renewable resource benefits, including—

(A) protecting soil and water resources;

(B) providing habitat for wildlife and fish;

(C) contributing to aesthetics and enhancing the recreational experience for visitors;

(D) providing a future source of timber for domestic use; and

(E) ensuring the health and resiliency of affected ecosystems for present and future generations.

(7) According to the Comptroller General, the reforestation backlog for Federal land has increased since 2000 as a result of natural disturbances, such as wildland fires, insect infestations, and diseases.

(8) Additional scientific and monitoring information is needed regarding the effectiveness of recovery treatments to improve subsequent recovery proposals in response to future catastrophic events.

(9) State, tribal, and local governments, local communities, and other entities play a critical role in restoring landscapes damaged by a catastrophic event and in reducing the risks associated with the catastrophic event.

(10) Greater resources and adaptive arrangements must be made available to land managers to facilitate the prompt implementation of recovery treatments, including reforestation, following catastrophic events.

SEC. 3. DEFINITIONS.

In this Act:

(1) BURNED AREA EMERGENCY RESPONSE.—The term ''burned area emergency response'' means the process used by the Secretary concerned to plan and implement emergency stabilization actions on Federal land in response to a catastrophic event in order to minimize threats to life or property or to stabilize and prevent unacceptable degradation to natural and cultural resources resulting from the effects of the catastrophic event.

(2) CATASTROPHIC EVENT.—The term ''catastrophic event'' means any natural disaster or any fire, flood, or explosion, regardless of cause, that the Secretary concerned determines has caused or will cause damage of significant severity and magnitude to Federal land or, in the case of title II, non-Federal land. A natural disaster may include a hurricane, tornado, windstorm, snow or ice storm, rain storm, high water, wind-driven water, tidal wave, earthquake, volcanic eruption, landslide, mudslide, drought, or insect or disease outbreak.

(3) CATASTROPHIC EVENT RECOVERY.—The term ''catastrophic event recovery'', with respect to an area of Federal land damaged by a catastrophic event, means—

(A) if the catastrophic event involved fire, the rehabilitation and restoration activities (other than any emergency stabilization treatments undertaken as part of the burned area emergency response) that are undertaken on the damaged Federal land, including any infrastructure or facilities thereon, in response to the catastrophic event;

(B) if the catastrophic event did not involve fire, the emergency stabilization and rehabilitation and restoration activities that are undertaken on the damaged Federal land, including infrastructure or facilities thereon, in response to the catastrophic event; or

(C) the reforestation or revegetation, consistent with the applicable land and resource management plan, of the damaged Federal land in response to the catastrophic event using, to the extent practicable and preferable, native or beneficial plants to avoid creation of plantation forests and the recovery of trees on the damaged Federal land, through the use of timber harvesting and other appropriate methods of forest regeneration.

(4) CATASTROPHIC EVENT RECOVERY EVALUATION.—The term ''catastrophic event recovery evaluation'', with respect to an area of Federal land damaged by a catastrophic event, means an evaluation of the damaged Federal land that is conducted in accordance with section 102.

(5) CATASTROPHIC EVENT RECOVERY PROPOSAL.—The term ''catastrophic event recovery proposal'' means the list and brief description of catastrophic event recovery projects, catastrophic event research projects, and pre-approved management practices that are—

(A) identified as part of the catastrophic event recovery evaluation of an area of Federal land damaged by a catastrophic event; and

(B) proposed to be undertaken to facilitate the catastrophic event recovery of the area or evaluate the effects and effectiveness of such recovery efforts.

(6) CATASTROPHIC EVENT RECOVERY PROJECT.—The term ''catastrophic event recovery project'' means an individual activity or a series of activities identified in a catastrophic event recovery proposal for an area of Federal land damaged by a catastrophic event and proposed to be undertaken in response to the catastrophic event to promote catastrophic event recovery.

(7) CATASTROPHIC EVENT RESEARCH PROJECT.—The term ''catastrophic event research project'' means a scientifically designed study of the effects and effectiveness of—

(A) any catastrophic event recovery projects undertaken in an area of land damaged by a catastrophic event; and

(B) any emergency stabilization treatments undertaken as part of a burned area emergency response in the area of land damaged by a catastrophic event.

(8) COMMUNITY WILDFIRE PROTECTION PLAN.—The term ''community wildfire protection plan'' has the meaning given that term in section 101(3) of the Healthy Forest Restoration Act of 2003 (16 U.S.C. 6511(3)).

(9) ELIGIBLE ENTITY.—The term ''eligible entity'', for purposes of providing assistance under subtitle B of title II, means a State Forester or equivalent State official, an Indian tribe, local government, community-based organization, or other person.

(10) FEDERAL LAND.—The term ''Federal land'' means land in the National Forest System and public lands. The term does not include any land contained in a component of the National Wilderness Preservation System or designated as a national monument.

(11) INDIAN TRIBE.—The term ''Indian tribe'' has the meaning given the term in section 4 of the Indian Self-Determination and Education Assistance Act (25 U.S.C. 450b).

(12) LAND AND RESOURCE MANAGEMENT PLAN.—The term ''land and resource management plan'' means—

(A) a land and resource management plan developed for a unit of the National Forest System under section 6 of the Forest and Rangeland Renewable Resources Planning Act of 1974 (16 U.S.C. 1604); or

(B) a land use plan developed for an area of the public lands under section 202 of the Federal Land Policy and Management Act of 1976 (43 U.S.C. 1712).

(13) LAND-GRANT COLLEGES AND UNIVERSITIES.—The term ''land-grant colleges and universities'' has the meaning given that term in section 1404(11) of the National Agricultural Research, Extension, and Teaching Policy Act of 1977 (7 U.S.C. 3103(11)).

(14) LANDSCAPE ASSESSMENT.—The term ''landscape assessment'' means an assessment describing catastrophic event conditions and recovery needs and opportunities on non-Federal land affected by a catastrophic event and including a list of proposed special recovery projects to address those needs and opportunities.

(15) NATIONAL FOREST SYSTEM.—The term ''National Forest System'' has the meaning given that term in section 11(a) of the Forest and Rangeland Renewable Resources Planning Act of 1974 (16 U.S.C. 1609(a)).

(16) PRE-APPROVED MANAGEMENT PRACTICE.—The term ''pre-approved management practice'' means a management practice identified by the Secretary concerned under section 104(a) that may be immediately implemented as part of a catastrophic event recovery project or catastrophic event research project to facilitate the catastrophic event recovery of an area of Federal land damaged by a catastrophic event.

(17) PUBLIC LANDS.—The term ''public lands'' has the meaning given that term in section 103(e) of the Federal Land Policy and Management Act of 1976 (43 U.S.C. 1702(e)).

(18) SECRETARY CONCERNED.—The term ''Secretary concerned'' means—

(A) the Secretary of Agriculture, with respect to National Forest System land; and

(B) the Secretary of the Interior, with respect to public lands.

(19) SPECIAL RECOVERY PROJECT.—The term ''special recovery project'' means an individual activity or a series of activities proposed to be undertaken to rehabilitate, repair, and restore non-Federal land damaged by a catastrophic event, community infrastructure and facilities on the land, and economic, social, and cultural conditions affected by the catastrophic event.

TITLE I—RESPONSE TO CATASTROPHIC EVENTS ON FEDERAL LANDS

SEC. 101. DEVELOPMENT OF RESEARCH PROTOCOLS AND USE IN CATASTROPHIC EVENT RESEARCH PROJECTS.

(a) DEVELOPMENT OF PROTOCOLS; PURPOSE.—For the purpose of conducting and evaluating the effectiveness and effects of a catastrophic event recovery project and of emergency stabilization treatments undertaken as part of a burned area emergency response, the Secretary concerned shall develop research protocols consisting of—

(1) a research approach that is specifically designed to improve knowledge, understanding, and predictive capabilities—

(A) to increase the long-term benefits of management activities, including natural and artificial regeneration of vegetation; and

(B) to decrease the short-term impacts of such management activities;

(2) an appropriate and scientifically sound experimental design or set of sampling procedures; and

(3) accompanying methods of data analysis and interpretation.

(b) PEER REVIEW.—The research protocols developed under subsection (a), and any subsequent modification thereof, shall be subject to peer review, including independent, third-party peer review, by scientific and land management experts.

(c) TIME FOR COMPLETION; MODIFICATION.—The research protocols required by this section shall be submitted to Congress not later than 180 days after the date of the enactment of this Act. The Secretary concerned may modify the research protocols, as the Secretary determines necessary, after their submission to Congress. The Secretary concerned shall notify Congress regarding any such modification.

(d) CATASTROPHIC EVENT RESEARCH PROJECTS.—In accordance with the research protocols developed under this section, the Secretary concerned may conduct one or more catastrophic event research projects in an area of land damaged by a catastrophic event. The Secretary may develop a proposed catastrophic event research project as part of a catastrophic event recovery proposal or develop a catastrophic event research project independently of the catastrophic event recovery proposal during the catastrophic event recovery in response to changing conditions in the area damaged by the catastrophic event.

(e) PUBLIC ACCESS.—

(1) PROTOCOLS.—The Secretary concerned shall make the research protocols developed under subsection (a), including any modification thereof, publicly available, in a form determined to be appropriate by the Secretary.

(2) RESEARCH RESULTS.—After completion of the peer review required by subsection (b), the Secretary concerned shall make the results of catastrophic event research projects publicly available, in a form determined to be appropriate by the Secretary.

(f) FOREST HEALTH PARTNERSHIPS.—In developing and using the research protocols required by this section, the Secretary concerned shall enter into cooperative agreements with land-grant colleges and universities and other institutions of higher education to form forest health partnerships, including regional institutes, to utilize their education, research, and outreach capacity to address the catastrophic event recovery of forested land. A forest health partnership may be aligned with the current network of Cooperative Ecosystem Studies Units.

SEC. 102. CATASTROPHIC EVENT RECOVERY EVALUATIONS.

(a) COMMENCEMENT.—

(1) EVALUATION REQUIRED.—In response to a catastrophic event affecting 1,000 or more acres of Federal land, the Secretary concerned shall conduct a catastrophic event recovery evaluation of the damaged Federal land.

(2) EVALUATION AUTHORIZED.—If a catastrophic event affects more than 250 acres of Federal land, but less than 1,000 acres, the Secretary concerned is authorized, but not required, to conduct a catastrophic event recovery evaluation of the damaged Federal land.

(b) TIME FOR COMMENCEMENT.—

(1) WHEN EVALUATION REQUIRED.—When a catastrophic event recovery evaluation is required under subsection (a)(1), the Secretary concerned shall commence the catastrophic event recovery evaluation for the Federal land damaged by the catastrophic event—

(A) as soon as practicable during or after the conclusion of the catastrophic event to facilitate prompt decision-making with regard to the catastrophic event recovery of the damaged Federal land; but

(B) in no event later than 30 days after the conclusion of the catastrophic event.

(2) WHEN EVALUATION DISCRETIONARY.—When a catastrophic event recovery evaluation is simply discretionary under subsection (a)(2), the Secretary concerned shall make a final decision whether to commence a catastrophic event recovery evaluation for the Federal land damaged by the catastrophic event, and, if the final decision is to commence a catastrophic event recovery evaluation, actually commence the evaluation—

(A) as soon as practicable during or after the conclusion of the catastrophic event to facilitate prompt decision-making with regard to the catastrophic event recovery of the damaged Federal land; but

(B) in no event later than 30 days after the conclusion of the catastrophic event.

(c) COMPLETION.—

(1) TIME FOR COMPLETION.—To facilitate prompt implementation of catastrophic event recovery projects on Federal land damaged by a catastrophic event when a catastrophic event recovery evaluation is undertaken under subsection (a), whether because the evaluation is required under paragraph (1) of such subsection or because the Secretary concerned makes a decision to conduct an evaluation under paragraph (2) of such subsection, the Secretary concerned shall complete the catastrophic event recovery evaluation for the damaged Federal land not later than 30 days after the date on which Secretary commenced the catastrophic event recovery evaluation.

(2) EXTENSION.—The Secretary concerned may extend the completion date for a catastrophic event recovery evaluation, on a

case-by-case basis, when the Secretary concerned determines that additional time is necessary to evaluate a complex catastrophic event, an on-going catastrophic event, or a series of catastrophic events. Only a single extension may be provided for any catastrophic event recovery evaluation, and the extension shall not be longer than 60 days after the date on which the evaluation was otherwise required to be completed under paragraph (1).

(d) ELEMENTS OF CATASTROPHIC EVENT EVALUATION.—In conducting the catastrophic event recovery evaluation for an area of Federal land damaged by a catastrophic event, the Secretary concerned shall prepare the following:

(1) A description of catastrophic event conditions on the damaged Federal land, recovery needs and opportunities, and the areas where management intervention would be helpful to achieve the catastrophic event recovery of the damaged Federal land.

(2) A preliminary determination of any catastrophic event research projects that best fit the circumstances of the particular catastrophic event environment or would enhance scientific understanding relevant to the damaged area.

(3) A catastrophic event recovery proposal containing possible catastrophic event recovery projects and catastrophic event research projects for the damaged area and describing the anticipated size and scope of these projects.

(4) One or more maps detailing the area of damaged Federal land and the location of catastrophic event recovery proposals.

(5) A preliminary estimate of the funding that would be needed to complete the catastrophic event recovery projects and catastrophic event research projects contained in the catastrophic event recovery proposal.

(6) A preliminary estimate of the receipts, including receipts from biomass and other forest products, to be derived from the catastrophic event recovery projects and catastrophic event research projects contained in the catastrophic event recovery proposal, and, to the maximum extent practicable, an estimate of revenues likely to be lost if action is not taken in a timely manner.

(7) A preliminary schedule showing the timing of possible catastrophic event recovery projects and catastrophic event research projects by fiscal year, assuming funding is available to undertake the projects.

(e) USE OF PRE-APPROVED MANAGEMENT PRACTICES OR EMERGENCY PROCEDURES.—

(1) DETERMINATION.—In addition to complying with the requirements specified in subsection (d) for each catastrophic event recovery evaluation, the Secretary concerned shall make a determination of—

(A) whether or not any pre-approved management practices should be immediately implemented under section 104 to facilitate the catastrophic event recovery of the area covered by the catastrophic event recovery evaluation; and

(B) whether or not any catastrophic event recovery project or catastrophic event research project, or portion of such a project, contained in the catastrophic event recovery proposal should be developed and carried out using the emergency procedures authorized by section 105.

(2) FACTORS.—In making any determination under paragraph (1)(B) to develop and carry out a catastrophic event recovery project or catastrophic event research project, or portion of such a project, using emergency procedures under section 105, the Secretary concerned shall consider at a minimum the following:

(A) The necessity of promptly responding to the catastrophic event on the damaged Federal land.

(B) The recovery needs and opportunities identified under subsection (d)(1) with respect to the damaged Federal land.

(C) The lack of pre-approved management practices authorized by section 104 applicable to the damaged Federal land.

(D) The threat to public health and safety.

(E) The likelihood of substantial loss of adjacent private and public property or other substantial economic losses.

(3) CEQ NOTIFICATION.—The Secretary concerned shall make the determination under paragraph (1) after notification of the Council on Environmental Quality, but the determination remains in the sole discretion of the Secretary.

(f) INTERDISCIPLINARY APPROACH.—To conduct the catastrophic event recovery evaluation of an area of Federal land damaged by a catastrophic event, the Secretary concerned shall use a systematic, interdisciplinary approach that insures the integrated use of appropriate natural and social sciences.

(g) COORDINATION WITH OTHER ACTIVITIES.—

(1) RELATED ASSESSMENT OF NON-FEDERAL LAND.—The Secretary concerned may combine the preparation of a catastrophic event recovery evaluation of Federal land with the preparation of a landscape assessment for non-Federal land in the vicinity of the damaged Federal land prepared under subtitle B of title II or subsection (c) of section 10A of the Cooperative Forestry Assistance Act of 1978 (16 U.S.C. 2106c), as added by section 201.

(2) RELATED COMMUNITY WILDFIRE PROTECTION PLANS.—During preparation of a catastrophic event recovery evaluation for an area of Federal land damaged by a catastrophic event involving wildfire, the Secretary concerned shall consider post-fire management recommendations, if any, contained in any community wildfire protection plan addressing the damaged Federal land.

(h) PUBLIC COLLABORATION.—To encourage meaningful participation during the preparation of catastrophic event recovery projects, the Secretary concerned shall facilitate collaboration among State and local governments, Indian tribes, land-grant colleges and universities, and interested persons during the preparation of catastrophic event recovery evaluations and catastrophic event recovery proposals.

(i) PUBLIC NOTICE.—

(1) NOTICE OF EVALUATION.—The Secretary concerned shall provide public notice of each catastrophic event recovery evaluation, including the catastrophic event recovery proposal prepared as part of the evaluation. The notice shall be provided in a form determined to be appropriate by the Secretary concerned.

(2) NOTICE OF PUBLIC MEETINGS.—The Secretary concerned shall provide notice of public meetings conducted in connection with a catastrophic event recovery evaluation and the availability of preliminary analyses or documents prepared as part of the evaluation. The notice shall be provided at such times and in such a manner as the Secretary concerned considers appropriate.

SEC. 103. COMPLIANCE WITH NATIONAL ENVIRONMENTAL POLICY ACT.

(a) COMPLIANCE REQUIRED.—Except as provided in subsection (b), the Secretary concerned shall comply with the National Environmental Policy Act of 1969 (42 U.S.C. 4331 et seq.), its implementing regulations, and other applicable laws in designing and conducting catastrophic event recovery projects and catastrophic event research projects.

(b) SATISFACTION OF NEPA REQUIREMENTS.—The following activities are deemed to satisfy the requirements of section 102 of the National Environmental Policy Act of 1969 (42 U.S.C. 4332 et seq.) and its implementing regulations:

(1) The preparation of the list of pre-approved management practices under section 104.

(2) The use of pre-approved management practices on the list in the manner provided in section 104.

(3) The use of emergency procedures in the manner provided in section 105.

SEC. 104. AVAILABILITY AND USE OF PRE-APPROVED MANAGEMENT PRACTICES.

(a) LIST OF AVAILABLE PRE-APPROVED MANAGEMENT PRACTICES.—The Secretary concerned shall prepare a list of management practices, by forest type or plant association group, that may be immediately implemented as part of a catastrophic event recovery project or catastrophic event research project to facilitate the catastrophic event recovery of an area of Federal land damaged by a catastrophic event. The list of pre-approved management practices shall be prepared using notice and comment rule making under section 553 of title 5, United States Code.

(b) PEER REVIEW.—Before a management practice may be included on the list of pre-approved management practices, the management practice shall be subject to peer review, including independent, third-party peer review, by scientific and land management experts. The results of the peer review shall be available to the public during the comment period.

(c) REVISION OR AMENDMENT OF LIST.—The Secretary concerned may amend or revise the list of pre-approved management practices as necessary whenever new scientific and managerial information becomes available. Subsections (a) and (b) shall apply to the amendment or revision process.

(d) USE FOR CERTAIN ACTIVITIES PROHIBITED.—

(1) ROAD CONSTRUCTION.—A pre-approved management practice may not authorize any permanent road building. Any temporary road constructed as part of a pre-approved management practice shall be obliterated upon conclusion of the practice and the road area restored to the extent practicable.

(2) TIMBER HARVESTING.—Timber harvesting carried out as part of a pre-approved management practice shall be limited to trees—

(A) that are already down, dead, broken, or severely root sprung;

(B) regarding which mortality is highly probable within five years after the end of the catastrophic event; or

(C) that are required to be removed for worker or public safety.

(e) COMPLIANCE WITH OTHER LAWS.—

(1) ESA CONSULTATION.—In the case of the proposed use of a pre-approved management practice included on the list prepared under subsection (a), the Secretary concerned may use the emergency procedures described in section 402.05 of title 50, Code of Federal Regulations, to comply with section 7 of the Endangered Species Act of 1973 (16 U.S.C. 1536). At the conclusion of the consultation, the statement required by subsection (b)(4) of such section shall be issued for any incidental taking that may occur while using the pre-approved management practice, which shall be effective beginning on the date the Secretary concerned initiates the practice and shall apply to all persons assisting or cooperating with the Secretary in using the practice.

(2) OTHER REQUIRED CONSULTATION.—Any consultation required under other laws, such as the National Historic Preservation Act (16 U.S.C. 470 et seq.), may proceed simultaneously with the implementation of a pre-approved management practice. Results of consultation shall be immediately incorporated into the practice, to the extent feasible, practical, and consistent with the response, recovery, and rehabilitation objectives of the project.

(3) FEDERAL WATER POLLUTION CONTROL ACT COMPLIANCE.—Compliance with any applicable requirements of the Federal Water Pollution Control Act (33 U.S.C. 1251 et seq.) may proceed simultaneously with the implementation of a pre-approved management practice.

(f) ISSUANCE OF DECISION DOCUMENT.—Not later than 30 days after the date on which the Secretary concerned makes the determination under section 102(e) to use a pre-approved management practice to facilitate the catastrophic event recovery of an area of Federal land damaged by a catastrophic event, the Secretary concerned shall issue a concise decision document that contains the following:

(1) A description of the pre-approved management practice to be implemented.

(2) The rationale for the agency decision.

(3) An economic analysis and justification.

(4) An analysis of the environmental effects of the pre-approved management practice and how such effects will be minimized or mitigated consistent with the applicable land and resource management plan. As part of this analysis, the Secretary concerned shall consider, to the extent the Secretary concerned determines appropriate, forest type or plant association group, standing- and down-dead wood, watershed, water quality, wildlife habitat, and soils applicable to the damaged Federal land.

(g) IMMEDIATE IMPLEMENTATION.—The Secretary concerned shall implement a pre-approved management practice immediately after the issuance of the decision document under subsection (f), subject only to the availability of funds for the practice.

(h) MONITORING.—To monitor the implementation of a pre-approved management practice, the Secretary concerned may establish a third-party monitoring group, as determined to be appropriate by the Secretary.

SEC. 105. AVAILABILITY AND USE OF EMERGENCY PROCEDURES.

(a) LIMITED CONSIDERATION OF ALTERNATIVES.—If the Secretary concerned determines under section 102(e) to utilize emergency procedures to conduct a catastrophic event recovery project or catastrophic event research project, or portion of such a project, the Secretary concerned is not required to study, develop, or describe more than the proposed agency action and the alternative of no action in designing that project or the portion of the project for which the emergency procedures are utilized.

(b) USE FOR CERTAIN ACTIVITIES PROHIBITED.—

(1) ROAD CONSTRUCTION.—Emergency procedures under this section may not be used to design or conduct a catastrophic event recovery project or catastrophic event research project, or portion of such a project, that provides for any permanent road building. Any temporary road constructed as part of the project shall be obliterated upon completion of the project and the road area restored to the extent practicable.

(2) TIMBER HARVESTING.—Timber harvesting carried out as part of a catastrophic event recovery project or catastrophic event research project, or portion of such a project, for which emergency procedures under this section were used shall be limited to trees—

(A) that are already down, dead, broken, or severely root sprung;

(B) regarding which mortality is highly probable within five years after the end of the catastrophic event; or

(C) that are required to be removed for worker or public safety.

(c) COMPLIANCE WITH OTHER LAWS.—

(1) ESA CONSULTATION.—In the case of a catastrophic event recovery project or catastrophic event research project, or portion of such a project, for which emergency procedures under this section are used, the Secretary concerned may use the procedures described in section 402.05 of title 50, Code of Federal Regulations, to comply with section 7 of the Endangered Species Act of 1973 (16 U.S.C. 1536). At the conclusion of the consultation, the statement required by subsection (b)(4) of such section shall be issued for any incidental taking that may occur under the project, which shall be effective beginning on the date the Secretary concerned initiates action under the project and shall apply to all persons assisting or cooperating with the Secretary under the project.

(2) OTHER REQUIRED CONSULTATION.—Any consultation required under other laws, such as the National Historic Preservation Act (16 U.S.C. 470 et seq.), may proceed simultaneously with the design of a catastrophic event recovery project or catastrophic event research project, or portion of such a project, for which emergency procedures under this section are used. Results of consultation shall be immediately incorporated into the project, to the extent feasible, practical, and consistent with the response, recovery, and rehabilitation objectives of the project.

(3) FEDERAL WATER POLLUTION CONTROL ACT COMPLIANCE.—Compliance with any applicable requirements of the Federal Water Pollution Control Act (33 U.S.C. 1251 et seq.) may proceed simultaneously with the design of a catastrophic event recovery project or catastrophic event research project, or portion of such a project, for which emergency procedures under this section are used.

(d) COMPLETION OF EMERGENCY PROCEDURES AND ISSUANCE OF DECISION DOCUMENT.—Not later than 90 days after the date on which the Secretary concerned makes the determination under section 102(e) to develop and carry out a catastrophic event recovery project or catastrophic event research project, or portion of such a project, using emergency procedures, the Secretary concerned shall—

(1) complete the emergency procedures for that catastrophic event recovery project or catastrophic event research project, or portion thereof, under this section; and

(2) issue a concise decision document that contains the following:

(A) The rationale for the agency decision.

(B) An economic analysis and justification.

(C) An analysis of the environmental effects of the project and how such effects will be minimized or mitigated consistent with the applicable land and resource management plan. As part of this analysis, the Secretary concerned shall consider, to the extent the Secretary concerned determines appropriate, forest type or plant association group, standing- and down-dead wood, watershed, water quality, wildlife habitat, and soils applicable to the damaged Federal land.

(e) IMMEDIATE IMPLEMENTATION.—In the case of a catastrophic event recovery project or catastrophic event research project, or portion of such a project, for which the emergency procedures authorized by this section are used, the Secretary concerned shall implement the project, or portion of the project, immediately after the issuance of the decision document under subsection (d), subject only to the availability of funds for the project.

(f) MONITORING.—To monitor a catastrophic event recovery project or catastrophic event research project, or portion of such a project, for which the emergency procedures authorized by this section were used, the Secretary concerned may establish a third-party monitoring group, as determined to be appropriate by the Secretary.

SEC. 106. ADMINISTRATIVE AND JUDICIAL REVIEW.

(a) ADMINISTRATIVE REVIEW GENERALLY.—Except as provided in subsection (b), nothing in this title affects—

(1) the notice, comment, and appeal requirements of section 322 of the Department of the Interior and Related Agencies Appropriations Act, 1993 (Public 102–381; 16 U.S.C. 1612 note); and

(2) section 215 of title 36, Code of Federal Regulations.

(b) PREDECISIONAL ADMINISTRATIVE NOTICE, COMMENT, AND REVIEW.—

(1) INTERIM FINAL REGULATIONS.—Not later than 60 days after the date of the enactment of this Act, the Secretary of Agriculture shall promulgate interim final regulations to establish a predecisional administrative review process that will serve as the sole means by which—

(A) the Secretary of Agriculture will provide notice of and solicit comments regarding—

(i) the proposed use of a pre-approved management practice under section 104 on National Forest System land; and

(ii) a catastrophic event recovery project or catastrophic event research project, or portion of such a project, for which the emergency procedures under section 105 are used on National Forest System land; and

(B) a person can seek administrative review regarding—

(i) the proposed use of a pre-approved management practice under section 104 on National Forest System land; and

(ii) a catastrophic event recovery project or catastrophic event research project, or portion of such a project, for which the emergency procedures under section 105 are used on National Forest System land.

(2) PERIOD COVERED BY REVIEW PROCESS.—The review portion of the predecisional administrative review process described in paragraph (1)(B) shall occur during the period—

(A) beginning on the date on which the Secretary of Agriculture makes a determination to use pre-approved management practices or emergency procedures under section 102(e); and

(B) ending not later than the date of the issuance of applicable decision document under section 104 or 105.

(3) EFFECTIVE DATE.—The interim final regulations promulgated under paragraph (1) shall take effect on the date of promulgation of the regulations.

(4) FINAL REGULATIONS.—The Secretary of Agriculture shall promulgate final regulations to establish the predecisional administrative review process described in paragraph (1) as soon as practicable after the interim final regulations have been promulgated and a reasonable period of time has been provided for public comment.

(c) JUDICIAL REVIEW.—Section 106 of the Healthy Forests Restoration Act of 2003 (16 U.S.C. 6516) shall apply with respect to the implementation of a pre-approved management practice under section 104 or a catastrophic event recovery project or catastrophic event research project regarding which the applicable administrative review process has been exhausted. In any proceeding for judicial review of agency action under this subsection, attorney fees awarded to a prevailing party may not exceed the hourly rates established in section 3006A of title 18, United States Code.

SEC. 107. GUIDANCE REGARDING REFORESTATION IN RESPONSE TO CATASTROPHIC EVENTS.

Not later than 180 days after the date of the enactment of this Act, the Secretary concerned shall—

(1) standardize the collection, reporting, and review procedures for data regarding

more aggressive, expedited, and comprehensive reforestation in response to catastrophic events by clarifying agency-wide guidance and developing standard protocols for determining when and how reforestation can be best achieved as part of the response to catastrophic events;

(2) clarify agency-wide guidance regarding reforestation in response to catastrophic events to ensure that such guidance is consistent with agency goals and budget constraints; and

(3) clarify agency-wide guidance regarding the development, during the revision of a land and resource management plan, of goals and objectives for catastrophic event recovery to ensure that such guidance addresses catastrophic event recovery objectives, by forest type or plant association group, related to standing- and down-dead wood, soil and watershed protection, wildlife habitat, and other resource values.

SEC. 108. EFFECT OF TITLE.

(a) USE OF OTHER AUTHORITIES.—Nothing in this title affects the use by the Secretary concerned of other statutory or administrative authority, including categorical exclusions adopted to implement the National Environmental Policy Act of 1969 (42 U.S.C. 4321 et seq.), to conduct a catastrophic event recovery project or catastrophic event research project, or portion of such a project, that is not conducted using the emergency procedures authorized by section 105.

(b) PREFERENCE FOR LOCAL OPERATORS.—In the manner provided in section 420 of the Department of the Interior, Environment, and Related Agencies Appropriations Act, 2006 (Public Law 109–54; 119 Stat. 553), the Secretary concerned may give consideration to local contractors in awarding a Federal contract to implement—

(1) a pre-approved management practice under section 104; or

(2) a catastrophic event recovery project or catastrophic event research project, or portions of such a project, for which the emergency procedures under section 105 are used.

(c) ADVISORY COMMITTEES.—The Federal Advisory Committee Act (5 U.S.C. App.) and title XVIII of the Food and Agriculture Act of 1977 (7 U.S.C. 2281 et seq.) shall not apply to—

(1) the peer review provided by scientific and land management experts under section 101(b) or 104(b);

(2) the monitoring process under section 104(h) or 105(f); and

(3) the preparation of a catastrophic event recovery evaluation or catastrophic event recovery proposal.

SEC. 109. STANDARDS FOR TREE RETENTION.

(a) STANDING DEAD TREES AND DOWNED WOOD.—In planning or conducting any catastrophic event recovery project or catastrophic event research project, the Secretary concerned shall ensure that—

(1) standing dead tree and downed wood retention guidelines contained in the applicable land and resource management plan are applied; or

(2) if the applicable land and resource management plan does not contain standing dead tree and downed wood retention guidelines, adequate standing dead trees and downed wood of the oldest age class are retained in the project area—

(A) to provide habitat for associated species through various stages of forest development;

(B) to provide a long-term nutrient source; and

(C) to retain, to the extent practicable and appropriate for forest type and plant association group, the more decay-resistant species.

(b) EXCEPTION.—Subsection (a) shall not apply if the Secretary concerned determines that science from land-grant colleges and universities or a Forest Service Research Station provides more appropriate standing dead tree and downed wood retention guidelines for a particular catastrophic event recovery project or catastrophic event research project.

(c) PLAN AMENDMENT.—The Secretary concerned may amend a land and resource management plan to incorporate standing dead tree and downed wood retention guidelines, specific to forest type or plant association group.

TITLE II—RESTORING LANDSCAPES AND COMMUNITIES IMPACTED BY CATASTROPHIC EVENTS

Subtitle A—Cooperative Forestry Assistance Act of 1978

SEC. 201. ASSISTANCE UNDER COOPERATIVE FORESTRY ASSISTANCE ACT OF 1978 TO RESTORE LANDSCAPES AND COMMUNITIES AFFECTED BY CATASTROPHIC EVENTS.

(a) ASSISTANCE AUTHORIZED.—Section 10A of the Cooperative Forestry Assistance Act of 1978 (16 U.S.C. 2106c) is amended—

(1) by redesignating subsections (c) and (d) as subsections (d) and (e), respectively; and

(2) by inserting after subsection (b) the following new subsection:

''(c) RESPONSE TO CATASTROPHIC EVENTS AFFECTING NON-FEDERAL LANDS.—

''(1) LANDSCAPE ASSESSMENTS.—At the request of an eligible entity, the Secretary may cooperate with the eligible entity in the preparation of a landscape assessment for non-Federal lands affected by a catastrophic event. The Secretary may combine the preparation of a landscape assessment with the preparation of a catastrophic event recovery evaluation under title I of the Forest Emergency Recovery and Research Act regarding Federal land in the vicinity of the damaged non-Federal land.

''(2) COMMUNITY ASSESSMENTS.—At the request of an eligible entity affected by a catastrophic event, the Secretary may cooperate with the eligible entity in the preparation of a community wildfire protection plan or related plan.

''(3) DECISION TO PROVIDE ASSESSMENT ASSISTANCE.—In response to the request of an eligible entity for assistance under paragraph (1) or (2), the Secretary shall make a decision, within 30 days after receiving the request, whether or not to provide such assistance. The decision rests in the sole discretion of the Secretary, but, if the Secretary rejects the request for assistance, the Secretary shall provide the eligible entity with an explanation of the reasons for the rejection.

''(4) TYPES OF ASSISTANCE.—The Secretary concerned may provide technical and financial cost-share assistance to an eligible entity—

''(A) to assist in the preparation of a landscape assessment under paragraph (1) or a community wildfire protection plan, community assessment, or community action plan under paragraph (2); and

''(B) to implement special recovery projects identified in the landscape assessment or community wildfire protection plan, community assessment, or community action plan.

''(5) SPECIAL RECOVERY PROJECTS.—Special recovery projects supported under paragraph (4)(B) may include projects involving—

''(A) revegetation, tree planting, and other management practices the Secretary determines to be appropriate;

''(B) developing products from and markets for timber harvested in response to a catastrophic event and remaining forest resources;

''(C) training for the local populace for work in connection with catastrophic event recovery;

''(D) repair of forest roads, bridges, and trails and water supply areas affected by a catastrophic event; and

''(E) such other activities as the Secretary determines to be necessary to undertake the special recovery project.

''(6) ADDITIONAL FUNDING SOURCES.—Amounts appropriated to the Secretary to carry out sections 8 and 10 may be used to provide assistance under this subsection.

''(7) DEFINITIONS.—In this subsection:

''(A) The term 'eligible entity' means a State Forester or equivalent State official, an Indian tribe, or local government. The term may include community-based organizations and other persons working in conjunction with a State Forester or equivalent State official, an Indian tribe, or local government.

''(B) The terms 'catastrophic event', 'landscape assessment', and 'special recovery project' have the meanings given those terms in section 3 of the Forest Emergency Recovery and Research Act.

''(C) The term 'community wildfire protection plan' has the meaning given that term in section 101(3) of the Healthy Forest Restoration Act of 2003 (16 U.S.C. 6511(3)).''.

(b) CLERICAL AMENDMENT.—The heading of such section is amended by inserting before the period at the end the following: ''and response to catastrophic events''.

Subtitle B—Department of the Interior Assistance

SEC. 211. RESTORING LANDSCAPES.

(a) LANDSCAPE ASSESSMENTS.—At the request of an eligible entity, the Secretary of the Interior may cooperate with the eligible entity in the preparation of a landscape assessment for non-Federal lands affected by a catastrophic event. The Secretary may combine the preparation of a landscape assessment with the preparation of a catastrophic event recovery evaluation under title I regarding Federal land in the vicinity of the damaged non-Federal land.

(b) DECISION TO PROVIDE ASSESSMENT ASSISTANCE.—In response to the request of an eligible entity for assistance under subsection (a), the Secretary of the Interior shall make a decision, within 30 days after receiving the request, whether or not to provide such assistance. The decision rests in the sole discretion of the Secretary, but, if the Secretary rejects the request for assistance, the Secretary shall provide the eligible entity with an explanation of the reasons for the rejection.

(c) TYPES OF ASSISTANCE.—The Secretary of the Interior may provide technical and financial cost-share assistance to an eligible entity—

(1) to assist in the preparation of a landscape assessment; and

(2) to implement special recovery projects identified in the landscape assessment.

(d) SPECIAL RECOVERY PROJECTS.—The Secretary of the Interior may provide assistance under subsection (c)(2) for special recovery projects, including revegetation, tree planting, and other practices the Secretary determines to be appropriate.

SEC. 212. RESTORING COMMUNITIES.

(a) COMMUNITY ASSESSMENTS.—At the request of an eligible entity affected by a catastrophic event, the Secretary of the Interior may cooperate with the eligible entity in the preparation of a community wildfire protection plan or related plan.

(b) DECISION TO PROVIDE ASSESSMENT ASSISTANCE.—In response to the request of an eligible entity for assistance under subsection (a), the Secretary of the Interior shall make a decision, within 30 days after receiving the request, whether or not to provide such assistance. The decision rests in the sole discretion of the Secretary, but, if the Secretary rejects the request for assistance, the Secretary shall provide the eligible

entity with an explanation of the reasons for the rejection.

(c) TYPES OF ASSISTANCE.—The Secretary of the Interior may provide technical and financial cost-share assistance to an eligible entity—

(1) to assist in the preparation of development of a community wildfire protection plan, a community assessment, or a community action plan; and

(2) to implement special recovery projects identified in a community wildfire protection plan, a community assessment, or a community action plan.

(d) SPECIAL RECOVERY PROJECTS.—Special recovery projects supported under subsection (c)(2) may include projects involving—

(1) developing products from and markets for timber harvested in response to a catastrophic event and remaining forest resources;

(2) training for the local populace for work in connection with catastrophic event recovery;

(3) repair of forest roads, bridges, and trails and water supply areas affected by a catastrophic event; and

(4) such other activities as the Secretary determines to be necessary to undertake the special recovery project.

TITLE III—EXPERIMENTAL FORESTS

SEC. 301. FINDINGS.

Congress finds the following:

(1) The experimental forests established pursuant to section 4 of the Forest and Rangeland Renewable Resources Research Act of 1978 (16 U.S.C. 1643) or the organic administrative authorities of the Secretary of Agriculture (16 U.S.C. 551) serve as a natural laboratory for the Forest Service to evaluate management practices generally and specific responses to catastrophic events that can be eventually used throughout the National Forest System.

(2) To build upon the knowledge base to be developed using catastrophic events research projects conducted under title I, the Secretary of Agriculture should be authorized to use the same authorities provided under sections 104 and 105 to design and carry out projects in the experimental forests.

SEC. 302. AVAILABILITY AND USE OF PRE-APPROVED MANAGEMENT PRACTICES ON NATIONAL FOREST EXPERIMENTAL FORESTS.

Management practices included on the list of pre-approved management practices prepared under subsection (a) of section 104 may be implemented, in the manner provided by such section, in an experimental forest established pursuant to section 4 of the Forest and Rangeland Renewable Resources Research Act of 1978 (16 U.S.C. 1643) or the organic administrative authorities of the Secretary of Agriculture (16 U.S.C. 551).

SEC. 303. LIMITED CONSIDERATION OF ALTERNATIVES FOR PROJECTS ON NATIONAL FOREST EXPERIMENTAL FORESTS.

Section 105(a) shall apply with respect to any individual activity or a series of activities proposed to be undertaken in an experimental forest established pursuant to section 4 of the Forest and Rangeland Renewable Resources Research Act of 1978 (16 U.S.C. 1643) or the organic administrative authorities of the Secretary of Agriculture (16 U.S.C. 551).

TITLE IV—GENERAL PROVISIONS

SEC. 401. REGULATIONS.

Except as provided in section 106(b), the Secretary concerned is not required to promulgate regulations to implement this Act.

SEC. 402. DEDICATED SOURCE OF FUNDS FOR RESEARCH AND MONITORING.

(a) SPECIAL ACCOUNT.—The Secretary of the Treasury shall establish a special account in the Treasury for each Secretary concerned.

(b) DEPOSITS.—Ten percent of the gross proceeds derived by the Secretary concerned from catastrophic event recovery projects and catastrophic event research projects conducted by the Secretary concerned under title I shall—

(1) be deposited in the special account established for that Secretary; and

(2) remain available, without further appropriation and until expended, for expenditure as provided in subsection (c).

(c) RESEARCH-RELATED USE OF SPECIAL ACCOUNTS.—The Secretary concerned shall use amounts in the special account established for that Secretary—

(1) to develop research protocols under section 101;

(2) to prepare and implement catastrophic event research projects; and

(3) to provide for monitoring under sections 104 and 105.

(d) RELATION TO OTHER FUNDS.—Amounts in the special account established for the Secretary concerned are in addition to other amounts available to that Secretary for the purposes described in subsection (c).

SEC. 403. OTHER FUNDING SOURCES.

(a) AVAILABILITY OF KNUTSON-VANDENBERG FUNDS.—Section 3 of the Act of June 9, 1930 (commonly known as the Knutson-Vandenberg Act; 16 U.S.C. 576b), is amended—

(1) by striking ''Such deposits shall be covered'' and inserting the following:

''(b) Amounts deposited under subsection (a) shall be covered'';

(2) by inserting after ''national park.'' the following new sentence: ''The Secretary of Agriculture may also use excess amounts to cover the costs of activities of the Secretary under title I of the Forest Emergency Recovery and Research Act.''; and

(3) in subsection (c)—

(A) in paragraph (1), by striking ''and'';

(B) by redesignating paragraph (2) as paragraph (3); and

(C) by inserting after paragraph (1) the following new paragraph:

''(2) the excess amounts will not be needed for activities of the Secretary under title I of the Forest Emergency Recovery and Research Act during the fiscal year in which the transfer would be made; and''.

(b) AVAILABILITY OF FOREST SERVICE SALVAGE SALE FUNDS.—Section 14(h) of the National Forest Management Act of 1976 (16 U.S.C. 472a(h)) is amended—

(1) in the fourth sentence, by inserting after ''the purposes for which deposited'' the following: ''and to cover the costs of activities of the Secretary under title I of the Forest Emergency Recovery and Research Act''; and

(2) in last proviso, by striking ''for which deposited on any national forest'' and inserting ''for which deposits of money are available under this subsection''.

(c) AVAILABILITY OF BLM REVOLVING FUND DERIVED FROM DISPOSAL OF SALVAGE TIMBER.—The first paragraph under the headings ''FOREST ECOSYSTEMS HEALTH AND RECOVERY'' and ''REVOLVING FUND, SPECIAL ACCOUNT'' in title I of the Department of the Interior and Related Agencies Appropriations Act, 1993 (Public Law 102–381; 106 Stat. 1376; 43 U.S.C. 1736a), is amended by adding at the end the following new sentence: ''The money in this fund shall likewise be immediately available to cover the costs of activities of the Bureau of Land Management under title I of the Forest Emergency Recovery and Research Act.''.

SEC. 404. EFFECT OF DECLARATION OF MAJOR DISASTER OR EMERGENCY.

(a) AVAILABILITY OF FUNDS.—If an area of non-Federal land damaged by a catastrophic event is also covered by a declaration by the President under section 401 or 501 of the Robert T. Stafford Disaster Relief and Emergency Assistance Act (42 U.S.C. 5170, 5191) that a major disaster or emergency exists, the Director of Federal Emergency Management Agency may use funds available for activities under that Act to reimburse the Secretary concerned for assistance in that area provided under—

(1) subtitle B of title II; or

(2) subsection (c) of section 10A of the Cooperative Forestry Assistance Act of 1978 (16 U.S.C. 2106c), as added by section 201.

(b) LIMITATION.—Reimbursements under subsection (a) shall be limited to those activities authorized under the Robert T. Stafford Disaster Relief and Emergency Assistance Act (42 U.S.C. 5122 et seq.) for which assistance under paragraph (1) or (2) of such subsection is provided.

The bill, as amended, was ordered to be engrossed and read a third time, was read a third time by title.

The question being put, viva voce,

Will the House pass said bill?

The SPEAKER pro tempore, Mr. REHBERG, announced that the yeas had it.

Mr. INSLEE demanded a recorded vote on passage of said bill, which demand was supported by one-fifth of a quorum, so a recorded vote was ordered.

The vote was taken by electronic device.

It was decided in the affirmative ..... { Yeas ..... 243 / Nays 182

¶41.17 [Roll No. 151]

AYES—243

Aderholt	Crenshaw	Hefley
Akin	Cubin	Hensarling
Alexander	Cuellar	Herger
Baca	Culberson	Herseth
Bachus	Davis (AL)	Hinojosa
Baird	Davis (KY)	Hobson
Baker	Davis (TN)	Hoekstra
Barrett (SC)	Davis, Jo Ann	Holden
Barrow	Davis, Tom	Hostettler
Bartlett (MD)	Deal (GA)	Hulshof
Bass	DeLay	Hunter
Beauprez	Dent	Hyde
Berry	Diaz-Balart, L.	Inglis (SC)
Biggert	Diaz-Balart, M.	Issa
Bilirakis	Doolittle	Istook
Bishop (GA)	Drake	Jefferson
Bishop (UT)	Dreier	Jenkins
Blackburn	Duncan	Jindal
Blunt	Edwards	Johnson, Sam
Boehner	Emerson	Jones (NC)
Bonilla	English (PA)	Keller
Bonner	Etheridge	Kennedy (MN)
Bono	Everett	King (IA)
Boozman	Feeney	King (NY)
Boren	Flake	Kingston
Boswell	Foley	Kline
Boustany	Forbes	Knollenberg
Boyd	Fortenberry	Kolbe
Brady (TX)	Fossella	Kuhl (NY)
Brown (SC)	Foxx	LaHood
Brown-Waite, Ginny	Franks (AZ)	Latham
Burgess	Gallegly	LaTourette
Burton (IN)	Garrett (NJ)	Lewis (CA)
Butterfield	Gibbons	Lewis (KY)
Buyer	Gilchrest	Linder
Calvert	Gillmor	Lucas
Camp (MI)	Gingrey	Lungren, Daniel E.
Campbell (CA)	Gohmert	Mack
Cannon	Goode	Maloney
Cantor	Goodlatte	Manzullo
Capito	Gordon	Marchant
Cardoza	Granger	Marshall
Carter	Graves	Matheson
Chabot	Green (WI)	McCaul (TX)
Chocola	Gutknecht	McCotter
Coble	Hall	McCrery
Cole (OK)	Harris	McHenry
Conaway	Hart	McHugh
Costa	Hastings (WA)	McIntyre
Cramer	Hayes	McKeon
	Hayworth	

McMorris
Melancon
Mica
Michaud
Miller (FL)
Miller (MI)
Miller, Gary
Moran (KS)
Murphy
Murtha
Musgrave
Neugebauer
Ney
Northup
Norwood
Nunes
Nussle
Oberstar
Ortiz
Osborne
Otter
Oxley
Paul
Pearce
Pence
Peterson (MN)
Peterson (PA)
Pickering
Pitts
Platts
Poe
Pombo
Pomeroy
Porter
Price (GA)
Pryce (OH)
Putnam
Radanovich
Regula
Rehberg
Renzi
Reyes
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Ros-Lehtinen
Ross
Royce
Ryan (WI)
Ryun (KS)
Salazar
Schmidt
Scott (GA)
Sensenbrenner
Sessions
Shadegg
Shaw
Sherwood
Shimkus
Shuster
Simpson
Skelton
Smith (TX)
Sodrel
Souder
Stearns
Sullivan
Tancredo
Tanner
Taylor (MS)
Taylor (NC)
Terry
Thomas
Thompson (MS)
Thornberry
Tiahrt
Tiberi
Turner
Walden (OR)
Wamp
Weldon (FL)
Weller
Westmoreland
Whitfield
Wicker
Wilson (NM)
Wilson (SC)
Wolf
Young (AK)
Young (FL)

NOES—182

Abercrombie
Ackerman
Allen
Andrews
Baldwin
Bean
Becerra
Berkley
Berman
Bishop (NY)
Blumenauer
Boehlert
Boucher
Bradley (NH)
Brady (PA)
Brown (OH)
Brown, Corrine
Capps
Capuano
Cardin
Carnahan
Carson
Case
Castle
Chandler
Clay
Clyburn
Conyers
Cooper
Costello
Crowley
Cummings
Davis (CA)
Davis (FL)
Davis (IL)
DeFazio
DeGette
Delahunt
DeLauro
Dicks
Dingell
Doggett
Doyle
Ehlers
Emanuel
Engel
Eshoo
Farr
Fattah
Ferguson
Filner
Fitzpatrick (PA)
Ford
Frank (MA)
Frelinghuysen
Gerlach
Gonzalez
Green, Al
Green, Gene
Grijalva
Gutierrez
Harman
Hastings (FL)
Higgins
Hinchey
Holt
Honda
Hooley
Hoyer
Inslee
Israel
Jackson (IL)
Jackson-Lee (TX)
Johnson (CT)
Johnson (IL)
Johnson, E. B.
Jones (OH)
Kanjorski
Kaptur
Kelly
Kildee
Kilpatrick (MI)
Kind
Kirk
Kucinich
Langevin
Lantos
Larsen (WA)
Leach
Lee
Levin
Lewis (GA)
Lipinski
LoBiondo
Lofgren, Zoe
Lowey
Lynch
Markey
Matsui
McCarthy
McCollum (MN)
McDermott
McGovern
McKinney
McNulty
Meehan
Meek (FL)
Meeks (NY)
Millender-McDonald
Miller (NC)
Miller, George
Mollohan
Moore (KS)
Moore (WI)
Moran (VA)
Nadler
Napolitano
Neal (MA)
Obey
Olver
Owens
Pallone
Pascrell
Pastor
Payne
Pelosi
Petri
Price (NC)
Rahall
Ramstad
Rangel
Reichert
Rothman
Roybal-Allard
Ruppersberger
Rush
Ryan (OH)
Sabo
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Saxton
Schakowsky
Schiff
Schwartz (PA)
Schwarz (MI)
Scott (VA)
Serrano
Shays
Sherman
Simmons
Slaughter
Smith (NJ)
Smith (WA)
Snyder
Solis
Spratt
Stark
Strickland
Sweeney
Tauscher
Thompson (CA)
Tierney
Towns
Udall (CO)
Udall (NM)
Upton
Van Hollen
Velázquez
Visclosky
Walsh
Wasserman Schultz
Waters
Watson
Watt
Waxman
Weiner
Weldon (PA)
Wexler
Woolsey
Wu
Wynn

NOT VOTING—7

Barton (TX)
Cleaver
Evans
Kennedy (RI)
Larson (CT)
Myrick
Stupak

So the bill was passed.

A motion to reconsider the vote whereby said bill was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

¶41.18 H. RES. 815—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mr. REHBERG, pursuant to clause 8, rule XX, announced the unfinished business to be the question on agreeing to the resolution (H. Res. 815) waiving a requirement of clause 6(a) of rule XIII with respect to consideration of certain resolutions reported from the Committee on Rules.

The question being put,

Will the House agree to said resolution?

The vote was taken by electronic device.

It was decided in the affirmative ..... { Yeas ..... 227 / Nays 195

¶41.19 [Roll No. 152]

YEAS—227

Aderholt
Akin
Alexander
Bachus
Baker
Barrett (SC)
Bartlett (MD)
Barton (TX)
Bass
Beauprez
Biggert
Bilirakis
Bishop (UT)
Blackburn
Blunt
Boehlert
Boehner
Bonilla
Bonner
Bono
Boozman
Boustany
Bradley (NH)
Brown (SC)
Brown-Waite, Ginny
Burgess
Burton (IN)
Buyer
Calvert
Camp (MI)
Campbell (CA)
Cannon
Cantor
Capito
Carter
Castle
Chabot
Chocola
Coble
Cole (OK)
Conaway
Crenshaw
Cubin
Culberson
Davis (KY)
Davis, Jo Ann
Davis, Tom
Deal (GA)
DeLay
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Doolittle
Drake
Dreier
Duncan
Ehlers
Emerson
English (PA)
Everett
Feeney
Ferguson
Fitzpatrick (PA)
Flake
Foley
Forbes
Fortenberry
Fossella
Foxx
Franks (AZ)
Frelinghuysen
Gallegly
Garrett (NJ)
Gerlach
Gibbons
Gilchrest
Gillmor
Gingrey
Gohmert
Goode
Goodlatte
Graves
Green (WI)
Gutknecht
Hall
Harris
Hart
Hastings (WA)
Hayes
Hayworth
Hefley
Herger
Hobson
Hoekstra
Hostettler
Hulshof
Hunter
Hyde
Inglis (SC)
Issa
Istook
Jenkins
Jindal
Johnson (CT)
Johnson (IL)
Johnson, Sam
Jones (NC)
Keller
Kelly
Kennedy (MN)
King (IA)
King (NY)
Kingston
Kirk
Kline
Knollenberg
Kolbe
Kuhl (NY)
LaHood
Latham
LaTourette
Leach
Lewis (CA)
Lewis (KY)
Linder
LoBiondo
Lucas
Lungren, Daniel E.
Mack
Manzullo
Marchant
McCaul (TX)
McCotter
McCrery
McHenry
McHugh
McKeon
McMorris
Mica
Miller (FL)
Miller (MI)
Miller, Gary
Moran (KS)
Murphy
Musgrave
Myrick
Neugebauer
Ney
Northup
Norwood
Nunes
Nussle
Osborne
Otter
Oxley
Paul
Pearce
Pence
Peterson (PA)
Petri
Pickering
Pitts
Platts
Poe
Pombo
Porter
Price (GA)
Pryce (OH)
Putnam
Radanovich
Ramstad
Regula
Rehberg
Reichert
Renzi
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Ros-Lehtinen
Royce
Ryan (WI)
Ryun (KS)
Saxton
Schmidt
Schwarz (MI)
Sensenbrenner
Sessions
Shadegg
Shaw
Shays
Sherwood
Shimkus
Shuster
Simmons
Simpson
Smith (NJ)
Smith (TX)
Sodrel
Souder
Stearns
Sullivan
Sweeney
Tancredo
Taylor (NC)
Terry
Thomas
Thornberry
Tiahrt
Tiberi
Turner
Upton
Walden (OR)
Walsh
Wamp
Weldon (FL)
Weldon (PA)
Weller
Westmoreland
Whitfield
Wicker
Wilson (NM)
Wilson (SC)
Wolf
Young (AK)
Young (FL)

NAYS—195

Abercrombie
Ackerman
Allen
Andrews
Baca
Baird
Baldwin
Barrow
Bean
Becerra
Berkley
Berman
Berry
Bishop (GA)
Bishop (NY)
Blumenauer
Boren
Boswell
Boucher
Boyd
Brady (PA)
Brown (OH)
Brown, Corrine
Butterfield
Capps
Capuano
Cardin
Cardoza
Carnahan
Carson
Case
Chandler
Clay
Clyburn
Conyers
Cooper
Costa
Costello
Cramer
Crowley
Cuellar
Cummings
Davis (AL)
Davis (CA)
Davis (FL)
Davis (IL)
Davis (TN)
DeFazio
DeGette
Delahunt
DeLauro
Dicks
Dingell
Doggett
Doyle
Edwards
Emanuel
Engel
Eshoo
Etheridge
Farr
Fattah
Filner
Ford
Frank (MA)
Gonzalez
Gordon
Green, Al
Green, Gene
Grijalva
Gutierrez
Harman
Hastings (FL)
Herseth
Higgins
Hinchey
Hinojosa
Holden
Holt
Honda
Hooley
Hoyer
Inslee
Israel
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Johnson, E. B.
Jones (OH)
Kanjorski
Kaptur
Kildee
Kilpatrick (MI)
Kind
Kucinich
Langevin
Lantos
Larsen (WA)
Lee
Levin
Lewis (GA)
Lipinski
Lofgren, Zoe
Lowey
Lynch
Maloney
Markey
Matheson
Matsui
McCarthy
McCollum (MN)
McDermott
McGovern
McIntyre
McKinney
McNulty
Meehan
Meek (FL)
Meeks (NY)
Melancon
Michaud
Millender-McDonald
Miller (NC)
Miller, George
Mollohan
Moore (KS)
Moore (WI)
Moran (VA)
Murtha
Nadler
Napolitano
Neal (MA)
Oberstar
Obey
Olver
Ortiz
Owens
Pallone
Pascrell
Pastor
Payne
Pelosi
Peterson (MN)
Pomeroy
Price (NC)
Rahall
Rangel
Reyes
Ross
Rothman
Roybal-Allard
Ruppersberger
Rush
Ryan (OH)
Sabo
Salazar
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Schakowsky
Schiff
Schwartz (PA)
Scott (GA)
Scott (VA)
Serrano
Sherman
Skelton
Slaughter
Smith (WA)
Snyder
Solis
Spratt
Stark
Strickland
Tanner
Tauscher
Taylor (MS)
Thompson (CA)
Thompson (MS)
Tierney
Towns
Udall (CO)
Udall (NM)
Van Hollen
Velázquez
Visclosky
Wasserman Schultz
Waters
Watson
Watt
Waxman
Weiner
Wexler
Woolsey
Wynn

NOT VOTING—10

Brady (TX)
Cleaver
Evans
Granger
Hensarling
Kennedy (RI)
Larson (CT)
Marshall
Stupak
Wu

So the resolution was agreed to.

A motion to reconsider the vote whereby said resolution was agreed to was, by unanimous consent, laid on the table.

¶41.20 RECESS—4:09 P.M.

The SPEAKER pro tempore, Mr. REHBERG, pursuant to clause 12(a) of rule I, declared the House in recess at

4 o'clock and 9 minutes p.m., subject to the call of the Chair.

¶41.21 AFTER RECESS—5:45 P.M.

The SPEAKER pro tempore, Mr. KUHL of New York, called the House to order.

¶41.22 PROVIDING FOR FURTHER CONSIDERATION OF H. CON. RES. 376

Mr. PUTNAM, by direction of the Committee on Rules, reported (Rept. No. 109–468) the resolution (H. Res. 817) providing for further consideration of the concurrent resolution (H. Con. Res. 376) establishing the congressional budget for the United States Government for fiscal year 2007 and setting forth appropriate budgetary levels for fiscal years 2008 through 2011.

When said resolution and report were referred to the House Calendar and ordered printed.

¶41.23 PROVIDING FOR CONSIDERATION OF H.R. 5386

Mr. PUTNAM, by direction of the Committee on Rules, reported (Rept. No. 109–469) the resolution (H. Res. 818) providing for consideration of the bill (H.R. 5386) making appropriations for the Department of the Interior, environment, and related agencies for the fiscal year ending September 30, 2007, and for other purposes.

When said resolution and report were referred to the House Calendar and ordered printed.

¶41.24 PROVIDING FOR FURTHER CONSIDERATION OF H. CON. RES. 376

Mr. PUTNAM, by direction of the Committee on Rules, called up the following resolution (H. Res. 817):

Resolved, That at any time after the adoption of this resolution the Speaker may, pursuant to clause 2(b) of rule XVIII, declare the House resolved into the Committee of the Whole House on the state of the Union for further consideration of the concurrent resolution (H. Con. Res. 376) establishing the congressional budget for the United States Government for fiscal year 2007 and setting forth appropriate budgetary levels for fiscal years 2008 through 2011. The amendments printed in part A of the report of the Committee on Rules accompanying this resolution shall be considered as adopted in the House and in the Committee of the Whole. The concurrent resolution, as amended, shall be considered as read. No further amendment shall be in order except those printed in part B of the report of the Committee on Rules. Each amendment may be offered only in the order printed in the report, may be offered only by a Member designated in the report, shall be considered as read, shall be debatable for 40 minutes equally divided and controlled by the proponent and an opponent, and shall not be subject to amendment. All points of order against the amendments printed in the report are waived except that the adoption of an amendment in the nature of a substitute shall constitute the conclusion of consideration of the concurrent resolution for amendment. After the conclusion of consideration of the concurrent resolution for amendment and a final period of general debate, which shall not exceed 20 minutes equally divided and controlled by the chairman and ranking minority member of the Committee on the Budget, the Committee shall rise and report the concurrent resolution, as amended, to the House with such further amendment as may have been adopted. The previous question shall be considered as ordered on the concurrent resolution and amendments thereto to final adoption without intervening motion except amendments offered by the chairman of the Committee on the Budget pursuant to section 305(a)(5) of the Congressional Budget Act of 1974 to achieve mathematical consistency. The concurrent resolution shall not be subject to a demand for division of the question of its adoption.

Sec. 2. After adoption of House Concurrent Resolution 376, it shall be in order to take from the Speaker's table Senate Concurrent Resolution 83 and to consider the Senate concurrent resolution in the House. All points of order against consideration of the Senate concurrent resolution are waived. It shall be in order to move to strike all after the resolving clause of the Senate concurrent resolution and to insert in lieu thereof the provisions of House Concurrent Resolution 376 as adopted by the House. All points of order against that motion are waived. If the motion is adopted and the Senate concurrent resolution, as amended, is adopted, then it shall be in order to move that the House insist on its amendment to the Senate concurrent resolution and request a conference with the Senate thereon.

When said resolution was considered.

After debate,

Mr. PUTNAM moved the previous question on the resolution to its adoption or rejection.

The question being put, viva voce,

Will the House now order the previous question?

The SPEAKER pro tempore, Mr. KUHL of New York, announced that the yeas had it.

Mr. McGOVERN demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mr. KUHL of New York, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed.

¶41.25 RECESS—7:07 P.M.

The SPEAKER pro tempore, Mr. KUHL of New York, pursuant to clause 12(a) of rule I, declared the House in recess at 7 o'clock and 7 minutes p.m., subject to the call of the Chair.

¶41.26 AFTER RECESS—8 P.M.

The SPEAKER pro tempore, Mr. SHIMKUS, called the House to order.

¶41.27 H. RES. 817—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mr. SHIMKUS, pursuant to clause 8, rule XX, announced the unfinished business to be the question on ordering the previous question on the resolution (H. Res. 817) providing for further consideration of the concurrent resolution (H. Con. Res. 376) establishing the congressional budget for the United States Government for fiscal year 2007 and setting forth appropriate budgetary levels for fiscal years 2008 through 2011.

The question being put,

Will the House now order the previous question?

The vote was taken by electronic device.

It was decided in the affirmative { Yeas ..... 224 / Nays ..... 193 }

¶41.28 [Roll No. 153]

YEAS—224

Aderholt
Akin
Alexander
Bachus
Baker
Barrett (SC)
Bartlett (MD)
Barton (TX)
Bass
Beauprez
Biggert
Bilirakis
Bishop (UT)
Blackburn
Blunt
Boehlert
Boehner
Bonilla
Bonner
Bono
Boozman
Boustany
Bradley (NH)
Brady (TX)
Brown (SC)
Brown-Waite, Ginny
Burgess
Burton (IN)
Buyer
Calvert
Camp (MI)
Campbell (CA)
Cantor
Capito
Carter
Castle
Chabot
Chocola
Cole (OK)
Conaway
Crenshaw
Cubin
Culberson
Davis (KY)
Davis, Jo Ann
Davis, Tom
Deal (GA)
DeLay
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Doolittle
Drake
Dreier
Duncan
Ehlers
Emerson
English (PA)
Everett
Feeney
Ferguson
Fitzpatrick (PA)
Flake
Foley
Forbes
Fortenberry
Fossella
Foxx
Franks (AZ)
Frelinghuysen
Gallegly
Garrett (NJ)
Gerlach
Gibbons
Gilchrest
Gillmor
Gingrey
Gohmert
Goode
Goodlatte
Granger
Graves
Green (WI)
Gutknecht
Hall
Harris
Hart
Hastings (WA)
Hayes
Hayworth
Hefley
Hensarling
Herger
Hobson
Hoekstra
Hostettler
Hulshof
Hunter
Hyde
Inglis (SC)
Issa
Istook
Jenkins
Jindal
Johnson (CT)
Johnson (IL)
Johnson, Sam
Keller
Kelly
Kennedy (MN)
King (IA)
King (NY)
Kingston
Kirk
Kline
Knollenberg
Kolbe
Kuhl (NY)
LaHood
Latham
LaTourette
Leach
Lewis (CA)
Lewis (KY)
Linder
LoBiondo
Lucas
Lungren, Daniel E.
Mack
Manzullo
Marchant
McCaul (TX)
McCotter
McCrery
McHenry
McHugh
McKeon
McMorris
Mica
Miller (FL)
Miller (MI)
Miller, Gary
Moran (KS)
Murphy
Musgrave
Myrick
Ney
Northup
Norwood
Nunes
Nussle
Osborne
Otter
Oxley
Paul
Pearce
Pence
Peterson (PA)
Petri
Pickering
Pitts
Platts
Poe
Pombo
Porter
Price (GA)
Pryce (OH)
Putnam
Radanovich
Ramstad
Regula
Rehberg
Reichert
Renzi
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Ros-Lehtinen
Royce
Ryan (WI)
Ryun (KS)
Saxton
Schmidt
Schwarz (MI)
Sensenbrenner
Sessions
Shadegg
Shaw
Shays
Sherwood
Shimkus
Shuster
Simmons
Simpson
Smith (NJ)
Smith (TX)
Sodrel
Souder
Stearns
Sullivan
Sweeney
Tancredo
Taylor (NC)
Terry
Thomas
Thornberry
Tiberi
Turner
Upton
Walden (OR)
Walsh
Wamp
Weldon (FL)
Weldon (PA)
Weller
Westmoreland
Whitfield
Wicker
Wilson (NM)
Wilson (SC)
Wolf
Young (FL)

NAYS—193

Abercrombie
Ackerman
Allen
Andrews
Baca
Baird
Baldwin
Barrow
Bean
Becerra
Berkley
Berman
Berry
Bishop (GA)
Bishop (NY)
Blumenauer
Boren
Boswell
Boucher
Boyd
Brady (PA)
Brown (OH)
Brown, Corrine
Butterfield
Capps
Capuano
Cardin
Cardoza
Carnahan
Carson
Case
Chandler
Clay
Cleaver
Clyburn
Conyers
Cooper
Costa
Costello
Cramer
Crowley
Cuellar
Cummings
Davis (AL)
Davis (CA)

Davis (FL)
Davis (IL)
Davis (TN)
DeFazio
DeGette
Delahunt
DeLauro
Dicks
Dingell
Doggett
Doyle
Edwards
Emanuel
Engel
Eshoo
Etheridge
Farr
Fattah
Filner
Ford
Frank (MA)
Gonzalez
Gordon
Green, Al
Green, Gene
Grijalva
Gutierrez
Hastings (FL)
Herseth
Higgins
Hinchey
Holden
Holt
Honda
Hooley
Hoyer
Inslee
Israel
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Johnson, E. B.
Jones (OH)
Kanjorski
Kaptur
Kildee
Kilpatrick (MI)
Kind
Kucinich
Langevin
Lantos
Larsen (WA)
Lee
Levin
Lewis (GA)
Lipinski
Lofgren, Zoe
Lowey
Lynch
Maloney
Markey
Marshall
Matheson
McCarthy
McCollum (MN)
McDermott
McGovern
McIntyre
McKinney
McNulty
Meehan
Meek (FL)
Meeks (NY)
Melancon
Michaud
Millender-McDonald
Miller (NC)
Miller, George
Mollohan
Moore (KS)
Moore (WI)
Moran (VA)
Murtha
Nadler
Napolitano
Neal (MA)
Oberstar
Obey
Olver
Ortiz
Owens
Pallone
Pascrell
Pastor
Payne
Pelosi
Peterson (MN)
Pomeroy
Price (NC)
Rahall
Rangel
Reyes
Ross
Rothman
Roybal-Allard
Ruppersberger
Rush
Ryan (OH)
Salazar
Sánchez, Linda T.
Sanders
Schakowsky
Schiff
Schwartz (PA)
Scott (GA)
Scott (VA)
Serrano
Sherman
Skelton
Slaughter
Smith (WA)
Snyder
Solis
Spratt
Stark
Strickland
Tanner
Tauscher
Taylor (MS)
Thompson (CA)
Thompson (MS)
Tierney
Towns
Udall (CO)
Udall (NM)
Van Hollen
Velázquez
Visclosky
Wasserman Schultz
Waters
Watson
Watt
Waxman
Weiner
Wexler
Woolsey
Wu
Wynn

NOT VOTING—15

Cannon
Coble
Evans
Harman
Hinojosa
Jones (NC)
Kennedy (RI)
Larson (CT)
Matsui
Neugebauer
Sabo
Sanchez, Loretta
Stupak
Tiahrt
Young (AK)

So the previous question on the resolution was ordered.

The question being put, viva voce,

Will the House agree to said resolution?

The SPEAKER pro tempore, Mr. SHIMKUS, announced that the yeas had it.

Mr. McGOVERN demanded a recorded vote on agreeing to said resolution, which demand was supported by one-fifth of a quorum, so a recorded vote was ordered.

The vote was taken by electronic device.

It was decided in the affirmative ..... { Yeas ..... 226 / Nays 193

¶41.29 [Roll No. 154]

AYES—226

Aderholt
Akin
Alexander
Bachus
Baker
Barrett (SC)
Bartlett (MD)
Barton (TX)
Bass
Beauprez
Biggert
Bilirakis
Bishop (UT)
Blackburn
Blunt
Boehlert
Boehner
Bonilla
Bonner
Bono
Boozman
Boustany
Bradley (NH)
Brady (TX)
Brown (SC)
Brown-Waite, Ginny
Burgess
Burton (IN)
Buyer
Calvert
Camp (MI)
Campbell (CA)
Cannon
Cantor
Capito
Carter
Castle
Chabot
Chocola
Cole (OK)
Conaway
Crenshaw
Cubin
Culberson
Davis (KY)
Davis, Jo Ann
Deal (GA)
DeLay
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Doolittle
Drake
Dreier
Duncan
Ehlers
Emerson
English (PA)
Everett
Feeney
Ferguson
Fitzpatrick (PA)
Flake
Foley
Forbes
Fortenberry
Fossella
Foxx
Franks (AZ)
Frelinghuysen
Gallegly
Garrett (NJ)
Gerlach
Gibbons
Gilchrest
Gillmor
Gingrey
Gohmert
Goode
Goodlatte
Granger
Graves
Green (WI)
Gutknecht
Hall
Harris
Hart
Hastings (WA)
Hayes
Hayworth
Hefley
Hensarling
Herger
Hobson
Hoekstra
Hostettler
Hulshof
Hunter
Hyde
Inglis (SC)
Issa
Istook
Jenkins
Jindal
Johnson (CT)
Johnson (IL)
Johnson, Sam
Jones (NC)
Keller
Kelly
Kennedy (MN)
King (IA)
King (NY)
Kingston
Kirk
Kline
Knollenberg
Kolbe
Kuhl (NY)
LaHood
Latham
LaTourette
Leach
Lewis (CA)
Lewis (KY)
Linder
LoBiondo
Lucas
Lungren, Daniel E.
Mack
Manzullo
Marchant
McCaul (TX)
McCotter
McCrery
McHenry
McHugh
McKeon
McMorris
Mica
Miller (FL)
Miller (MI)
Miller, Gary
Moran (KS)
Murphy
Musgrave
Myrick
Neugebauer
Ney
Northup
Norwood
Nunes
Nussle
Osborne
Otter
Oxley
Paul
Pearce
Pence
Peterson (PA)
Petri
Pickering
Pitts
Platts
Poe
Pombo
Porter
Price (GA)
Pryce (OH)
Putnam
Radanovich
Ramstad
Regula
Rehberg
Reichert
Renzi
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Ros-Lehtinen
Royce
Ryan (WI)
Ryun (KS)
Saxton
Schmidt
Schwarz (MI)
Sensenbrenner
Sessions
Shadegg
Shaw
Shays
Sherwood
Shimkus
Shuster
Simmons
Simpson
Smith (NJ)
Smith (TX)
Sodrel
Souder
Stearns
Sullivan
Sweeney
Tancredo
Taylor (NC)
Terry
Thomas
Thornberry
Tiberi
Turner
Upton
Walden (OR)
Walsh
Wamp
Weldon (FL)
Weldon (PA)
Weller
Westmoreland
Whitfield
Wicker
Wilson (NM)
Wilson (SC)
Wolf
Young (FL)

NOES—193

Abercrombie
Ackerman
Allen
Andrews
Baca
Baird
Baldwin
Barrow
Bean
Becerra
Berkley
Berman
Berry
Bishop (GA)
Bishop (NY)
Blumenauer
Boren
Boswell
Boucher
Boyd
Brady (PA)
Brown (OH)
Brown, Corrine
Butterfield
Capps
Capuano
Cardin
Cardoza
Carnahan
Carson
Case
Chandler
Clay
Cleaver
Clyburn
Conyers
Cooper
Costa
Costello
Cramer
Crowley
Cuellar
Cummings
Davis (AL)
Davis (CA)
Davis (FL)
Davis (IL)
Davis (TN)
DeFazio
DeGette
Delahunt
DeLauro
Dicks
Dingell
Doggett
Doyle
Edwards
Emanuel
Engel
Eshoo
Etheridge
Farr
Fattah
Filner
Ford
Frank (MA)
Gonzalez
Gordon
Green, Al
Green, Gene
Grijalva
Gutierrez
Hastings (FL)
Herseth
Higgins
Hinchey
Hinojosa
Holden
Holt
Honda
Hooley
Hoyer
Inslee
Israel
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Johnson, E. B.
Jones (OH)
Kanjorski
Kaptur
Kildee
Kilpatrick (MI)
Kind
Kucinich
Langevin
Lantos
Larsen (WA)
Lee
Levin
Lewis (GA)
Lipinski
Lofgren, Zoe
Lowey
Lynch
Maloney
Markey
Marshall
Matheson
McCarthy
McCollum (MN)
McDermott
McGovern
McIntyre
McKinney
McNulty
Meehan
Meek (FL)
Meeks (NY)
Melancon
Michaud
Millender-McDonald
Miller (NC)
Miller, George
Mollohan
Moore (KS)
Moore (WI)
Murtha
Nadler
Napolitano
Neal (MA)
Oberstar
Obey
Olver
Ortiz
Owens
Pallone
Pascrell
Pastor
Payne
Pelosi
Peterson (MN)
Pomeroy
Price (NC)
Rahall
Rangel
Reyes
Ross
Rothman
Roybal-Allard
Ruppersberger
Rush
Ryan (OH)
Salazar
Sánchez, Linda T.
Sanders
Schakowsky
Schiff
Schwartz (PA)
Scott (GA)
Scott (VA)
Serrano
Sherman
Skelton
Slaughter
Smith (WA)
Snyder
Solis
Spratt
Stark
Strickland
Tanner
Tauscher
Taylor (MS)
Thompson (CA)
Thompson (MS)
Tierney
Towns
Udall (CO)
Udall (NM)
Van Hollen
Velázquez
Visclosky
Wasserman Schultz
Waters
Watson
Watt
Waxman
Weiner
Wexler
Woolsey
Wu
Wynn

NOT VOTING—13

Coble
Davis, Tom
Evans
Harman
Kennedy (RI)
Larson (CT)
Matsui
Moran (VA)
Sabo
Sanchez, Loretta
Stupak
Tiahrt
Young (AK)

So the resolution was agreed to.

A motion to reconsider the vote whereby said resolution was agreed to was, by unanimous consent, laid on the table.

¶41.30 ORDER OF BUSINESS—FURTHER CONSIDERATION OF H. CON. RES. 376

On motion of Mr. SPRATT, by unanimous consent,

Ordered, That it may be in order during further consideration of House Concurrent Resolution 376, pursuant to House Resolution 817, the amendment placed at the desk may be in order in lieu of amendment numbered 3, printed in part B of House Report 109-468.

¶41.31 CONGRESSIONAL BUDGET RESOLUTION

The SPEAKER pro tempore, Mr. KIRK, pursuant to House Resolution 817 and rule XVIII, declared the House resolved into the Committee of the Whole House on the state of the Union for the further consideration of the concurrent resolution (H. Con. Res. 376) establishing the congressional budget for the United States Government for fiscal year 2007 and setting forth appropriate budgetary levels for fiscal years 2008 through 2011.

Mr. SHIMKUS, Acting Chairman, assumed the chair; and after some time spent therein,

¶41.32 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment in the nature of a substitute numbered 1, printed in part B of House Report 109-468, submitted by Mr. WATT:

Strike all after the resolving clause and insert the following:

SECTION 1. CONCURRENT RESOLUTION ON THE BUDGET FOR FISCAL YEAR 2007.

The Congress declares that this is the concurrent resolution on the budget for fiscal year 2007, including appropriate budgetary levels for fiscal years 2008 through 2011.

TITLE I—RECOMMENDED LEVELS AND AMOUNTS

SEC. 101. RECOMMENDED LEVELS AND AMOUNTS.

The following budgetary levels are appropriate for each of fiscal years 2007 through 2011:

(1) FEDERAL REVENUES.—For purposes of the enforcement of this resolution:

(A) The recommended levels of Federal revenues are as follows:

Fiscal year 2007: $1,877,299,000,000.00.
Fiscal year 2008: $1,974,876,000,000.00.
Fiscal year 2009: $2,087,771,000,000.00.
Fiscal year 2010: $2,196,377,000,000.00.
Fiscal year 2011: $2,420,471,000,000.00.

(B) The amounts by which the aggregate levels of Federal revenues should be reduced are as follows:

Fiscal year 2007: $57,700,000,000.00.
Fiscal year 2008: $53,100,000,000.00.
Fiscal year 2009: $56,200,000,000.00.
Fiscal year 2010: $60,400,000,000.00.
Fiscal year 2011: $63,400,000,000.00.

(2) NEW BUDGET AUTHORITY.—For purposes of the enforcement of this resolution, the appropriate levels of total new budget authority are as follows:

Fiscal year 2007: $2,339,794,000,000.00.
Fiscal year 2008: $2,377,266,000,000.00.
Fiscal year 2009: $2,470,110,000,000.00.
Fiscal year 2010: $2,570,061,000,000.00.
Fiscal year 2011: $2,691,732,000,000.00.

(3) BUDGET OUTLAYS.—For purposes of the enforcement of this resolution, the appropriate levels of total budget outlays are as follows:

Fiscal year 2007: $2,349,169,000,000.00.
Fiscal year 2008: $2,412,607,000,000.00.
Fiscal year 2009: $2,477,159,000,000.00.
Fiscal year 2010: $2,566,991,000,000.00.
Fiscal year 2011: $2,682,198,000,000.00.

(4) DEFICITS (ON-BUDGET).—For purposes of the enforcement of this resolution, the amounts of the deficits (on-budget) are as follows:

Fiscal year 2007: $−471,870,000,000.00.
Fiscal year 2008: $−437,731,000,000.00.
Fiscal year 2009: $−389,388,000,000.00.
Fiscal year 2010: $−370,614,000,000.00.
Fiscal year 2011: $−261,727,000,000.00.

(5) DEBT SUBJECT TO LIMIT.—Pursuant to section 301(a)(5) of the Congressional Budget Act of 1974, the appropriate levels of the public debt are as follows:

Fiscal year 2007: $9,098,905,000,000.00.
Fiscal year 2008: $9,648,135,000,000.00.
Fiscal year 2009: $10,145,324,000,000.00.
Fiscal year 2010: $10,620,812,000,000.00.
Fiscal year 2011: $10,980,497,000,000.00.

(6) DEBT HELD BY THE PUBLIC.—The appropriate levels of debt held by the public are as follows:

Fiscal year 2007: $5,245,092,000,000.00.
Fiscal year 2008: $5,480,886,000,000.00.
Fiscal year 2009: $5,651,568,000,000.00.
Fiscal year 2010: $5,785,485,000,000.00.
Fiscal year 2011: $5,794,228,000,000.00.

SEC. 102. MAJOR FUNCTIONAL CATEGORIES.

The Congress determines and declares that the appropriate levels of new budget authority and outlays for fiscal years 2007 through 2011 for each major functional category are:

(1) National Defense (050):

Fiscal year 2007:
(A) New budget authority, $506,347,000,000.00.
(B) Outlays, $530,252,000,000.00.
Fiscal year 2008:
(A) New budget authority, $484,661,000,000.00.
(B) Outlays, $504,174,000,000.00.
Fiscal year 2009:
(A) New budget authority, $504,753,000,000.00.
(B) Outlays, $505,506,000,000.00.
Fiscal year 2010:
(A) New budget authority, $514,858,000,000.00.
(B) Outlays, $512,438,000,000.00.
Fiscal year 2011:
(A) New budget authority, $525,781,000,000.00.
(B) Outlays, $524,790,000,000.00.

(2) International Affairs (150):

Fiscal year 2007:
(A) New budget authority, $33,516,000,000.00.
(B) Outlays, $35,543,000,000.00.
Fiscal year 2008:
(A) New budget authority, $36,206,000,000.00.
(B) Outlays, $35,046,000,000.00.
Fiscal year 2009:
(A) New budget authority, $36,178,000,000.00.
(B) Outlays, $35,080,000,000.00.
Fiscal year 2010:
(A) New budget authority, $35,869,000,000.00.
(B) Outlays, $34,991,000,000.00.
Fiscal year 2011:
(A) New budget authority, $36,293,000,000.00.
(B) Outlays, $34,735,000,000.00.

(3) General Science, Space, and Technology (250):

Fiscal year 2007:
(A) New budget authority, $26,438,000,000.00.
(B) Outlays, $25,369,000,000.00.
Fiscal year 2008:
(A) New budget authority, $27,646,000,000.00.
(B) Outlays, $26,526,000,000.00.
Fiscal year 2009:
(A) New budget authority, $28,693,000,000.00.
(B) Outlays, $27,612,000,000.00.
Fiscal year 2010:
(A) New budget authority, $29,910,000,000.00.
(B) Outlays, $28,753,000,000.00.
Fiscal year 2011:
(A) New budget authority, $31,189,000,000.00.
(B) Outlays, $29,974,000,000.00.

(4) Energy (270):

Fiscal year 2007:
(A) New budget authority, $2,693,000,000.00.
(B) Outlays, $1,098,000,000.00.
Fiscal year 2008:
(A) New budget authority, $3,088,000,000.00.
(B) Outlays, $1,038,000,000.00.
Fiscal year 2009:
(A) New budget authority, $2,717,000,000.00.
(B) Outlays, $1,306,000,000.00.
Fiscal year 2010:
(A) New budget authority, $2,590,000,000.00.
(B) Outlays, $1,268,000,000.00.
Fiscal year 2011:
(A) New budget authority, $2,494,000,000.00.
(B) Outlays, $1,111,000,000.00.

(5) Natural Resources and Environment (300):

Fiscal year 2007:
(A) New budget authority, $30,674,000,000.00.
(B) Outlays, $33,707,000,000.00.
Fiscal year 2008:
(A) New budget authority, $29,833,000,000.00.
(B) Outlays, $31,608,000,000.00.
Fiscal year 2009:
(A) New budget authority, $30,238,000,000.00.
(B) Outlays, $31,236,000,000.00.
Fiscal year 2010:
(A) New budget authority, $29,687,000,000.00.
(B) Outlays, $30,702,000,000.00.
Fiscal year 2011:
(A) New budget authority, $29,595,000,000.00.
(B) Outlays, $30,304,000,000.00.

(6) Agriculture (350):

Fiscal year 2007:
(A) New budget authority, $30,029,000,000.00.
(B) Outlays, $28,804,000,000.00.
Fiscal year 2008:
(A) New budget authority, $27,705,000,000.00.
(B) Outlays, $27,086,000,000.00.
Fiscal year 2009:
(A) New budget authority, $27,012,000,000.00.
(B) Outlays, $26,330,000,000.00.
Fiscal year 2010:
(A) New budget authority, $25,870,000,000.00.
(B) Outlays, $25,060,000,000.00.
Fiscal year 2011:
(A) New budget authority, $25,511,000,000.00.
(B) Outlays, $24,781,000,000.00.

(7) Commerce and Housing Credit (370):

Fiscal year 2007:
(A) New budget authority, $18,018,000,000.00.
(B) Outlays, $9,277,000,000.00.
Fiscal year 2008:
(A) New budget authority, $14,678,000,000.00.
(B) Outlays, $9,414,000,000.00.
Fiscal year 2009:
(A) New budget authority, $14,778,000,000.00.
(B) Outlays, $9,458,000,000.00.
Fiscal year 2010:
(A) New budget authority, $18,562,000,000.00.
(B) Outlays, $10,357,000,000.00.
Fiscal year 2011:
(A) New budget authority, $13,366,000,000.00.
(B) Outlays, $6,890,000,000.00.

(8) Transportation (400):

Fiscal year 2007:
(A) New budget authority, $79,258,000,000.00.
(B) Outlays, $76,187,000,000.00.
Fiscal year 2008:
(A) New budget authority, $82,283,000,000.00.
(B) Outlays, $79,140,000,000.00.
Fiscal year 2009:
(A) New budget authority, $73,878,000,000.00.
(B) Outlays, $78,976,000,000.00.
Fiscal year 2010:
(A) New budget authority, $73,926,000,000.00.
(B) Outlays, $78,515,000,000.00.
Fiscal year 2011:
(A) New budget authority, $74,477,000,000.00.
(B) Outlays, $78,546,000,000.00.

(9) Community and Regional Development (450):

Fiscal year 2007:
(A) New budget authority, $17,942,000,000.00.
(B) Outlays, $31,792,000,000.00.
Fiscal year 2008:
(A) New budget authority, $14,917,000,000.00.
(B) Outlays, $26,500,000,000.00.
Fiscal year 2009:
(A) New budget authority, $14,981,000,000.00.
(B) Outlays, $23,201,000,000.00.
Fiscal year 2010:
(A) New budget authority, $14,988,000,000.00.
(B) Outlays, $19,656,000,000.00.
Fiscal year 2011:
(A) New budget authority, $15,218,000,000.00.
(B) Outlays, $15,602,000,000.00.

(10) Education, Training, Employment, and Social Services (500):

Fiscal year 2007:
(A) New budget authority, $116,924,000,000.00.
(B) Outlays, $98,336,000,000.00.
Fiscal year 2008:
(A) New budget authority, $99,140,000,000.00.
(B) Outlays, $109,332,000,000.00.
Fiscal year 2009:
(A) New budget authority, $98,989,000,000.00.
(B) Outlays, $98,848,000,000.00.
Fiscal year 2010:
(A) New budget authority, $98,393,000,000.00.
(B) Outlays, $97,923,000,000.00.
Fiscal year 2011:
(A) New budget authority, $98,343,000,000.00.
(B) Outlays, $97,597,000,000.00.

(11) Health (550):

Fiscal year 2007:
(A) New budget authority, $281,193,000,000.00.
(B) Outlays, $276,397,000,000.00.
Fiscal year 2008:
(A) New budget authority, $294,867,000,000.00.
(B) Outlays, $295,323,000,000.00.
Fiscal year 2009:
(A) New budget authority, $315,193,000,000.00.
(B) Outlays, $313,315,000,000.00.
Fiscal year 2010:
(A) New budget authority, $331,949,000,000.00.
(B) Outlays, $331,605,000,000.00.
Fiscal year 2011:
(A) New budget authority, $353,509,000,000.00.
(B) Outlays, $352,084,000,000.00.

(12) Medicare (570):

Fiscal year 2007:

(A) New budget authority, $383,503,000,000.00.
(B) Outlays, $388,845,000,000.00.
Fiscal year 2008:
(A) New budget authority, $414,050,000,000.00.
(B) Outlays, $414,094,000,000.00.
Fiscal year 2009:
(A) New budget authority, $444,031,000,000.00.
(B) Outlays, $443,720,000,000.00.
Fiscal year 2010:
(A) New budget authority, $473,662,000,000.00.
(B) Outlays, $473,938,000,000.00.
Fiscal year 2011:
(A) New budget authority, $523,967,000,000.00.
(B) Outlays, $524,005,000,000.00.
(13) Income Security (600):
Fiscal year 2007:
(A) New budget authority, $360,761,000,000.00.
(B) Outlays, $364,795,000,000.00.
Fiscal year 2008:
(A) New budget authority, $376,174,000,000.00.
(B) Outlays, $378,529,000,000.00.
Fiscal year 2009:
(A) New budget authority, $386,732,000,000.00.
(B) Outlays, $389,048,000,000.00.
Fiscal year 2010:
(A) New budget authority, $396,682,000,000.00.
(B) Outlays, $398,178,000,000.00.
Fiscal year 2011:
(A) New budget authority, $411,687,000,000.00.
(B) Outlays, $411,960,000,000.00.
(14) Social Security (650):
Fiscal year 2007:
(A) New budget authority, $17,000,000,000.00.
(B) Outlays, $16,990,000,000.00.
Fiscal year 2008:
(A) New budget authority, $18,604,000,000.00.
(B) Outlays, $18,636,000,000.00.
Fiscal year 2009:
(A) New budget authority, $20,312,000,000.00.
(B) Outlays, $20,351,000,000.00.
Fiscal year 2010:
(A) New budget authority, $22,268,000,000.00.
(B) Outlays, $22,305,000,000.00.
Fiscal year 2011:
(A) New budget authority, $25,782,000,000.00.
(B) Outlays, $25,806,000,000.00.
(15) Veterans Benefits and Services (700):
Fiscal year 2007:
(A) New budget authority, $79,181,000,000.00.
(B) Outlays, $77,849,000,000.00.
Fiscal year 2008:
(A) New budget authority, $81,425,000,000.00.
(B) Outlays, $81,596,000,000.00.
Fiscal year 2009:
(A) New budget authority, $82,314,000,000.00.
(B) Outlays, $82,420,000,000.00.
Fiscal year 2010:
(A) New budget authority, $82,732,000,000.00.
(B) Outlays, $82,741,000,000.00.
Fiscal year 2011:
(A) New budget authority, $86,898,000,000.00.
(B) Outlays, $86,749,000,000.00.
(16) Administration of Justice (750):
Fiscal year 2007:
(A) New budget authority, $45,953,000,000.00.
(B) Outlays, $46,180,000,000.00.
Fiscal year 2008:
(A) New budget authority, $45,908,000,000.00.
(B) Outlays, $46,369,000,000.00.
Fiscal year 2009:
(A) New budget authority, $46,454,000,000.00.
(B) Outlays, $46,692,000,000.00.
Fiscal year 2010:
(A) New budget authority, $46,816,000,000.00.
(B) Outlays, $46,874,000,000.00.
Fiscal year 2011:
(A) New budget authority, $47,862,000,000.00.
(B) Outlays, $47,494,000,000.00.
(17) General Government (800):
Fiscal year 2007:
(A) New budget authority, $19,481,000,000.00.
(B) Outlays, $19,285,000,000.00.
Fiscal year 2008:
(A) New budget authority, $18,832,000,000.00.
(B) Outlays, $18,792,000,000.00.
Fiscal year 2009:
(A) New budget authority, $18,865,000,000.00.
(B) Outlays, $18,586,000,000.00.
Fiscal year 2010:
(A) New budget authority, $18,750,000,000.00.
(B) Outlays, $18,507,000,000.00.
Fiscal year 2011:
(A) New budget authority, $18,979,000,000.00.
(B) Outlays, $18,707,000,000.00.
(18) Net Interest (900):
Fiscal year 2007:
(A) New budget authority, $353,323,000,000.00.
(B) Outlays, $353,323,000,000.00.
Fiscal year 2008:
(A) New budget authority, $381,898,000,000.00.
(B) Outlays, $381,898,000,000.00.
Fiscal year 2009:
(A) New budget authority, $403,724,000,000.00.
(B) Outlays, $403,724,000,000.00.
Fiscal year 2010:
(A) New budget authority, $424,708,000,000.00.
(B) Outlays, $424,708,000,000.00.
Fiscal year 2011:
(A) New budget authority, $445,604,000,000.00.
(B) Outlays, $445,604,000,000.00.
(19) Allowances (920):
Fiscal year 2007:
(A) New budget authority, $6,145,000,000.00.
(B) Outlays, $4,568,000,000.00.
Fiscal year 2008:
(A) New budget authority, $-5,922,000,000.00.
(B) Outlays, $-4,096,000,000.00.
Fiscal year 2009:
(A) New budget authority, $-5,252,000,000.00.
(B) Outlays, $-4,051,000,000.00.
Fiscal year 2010:
(A) New budget authority, $-5,384,000,000.00.
(B) Outlays, $-4,939,000,000.00.
Fiscal year 2011:
(A) New budget authority, $-5,539,000,000.00.
(B) Outlays, $-5,293,000,000.00.
(20) Undistributed Offsetting Receipts (950):
Fiscal year 2007:
(A) New budget authority, $-68,585,000,000.00.
(B) Outlays, $-69,427,000,000.00.
Fiscal year 2008:
(A) New budget authority, $-68,727,000,000.00.
(B) Outlays, $-68,399,000,000.00.
Fiscal year 2009:
(A) New budget authority, $-74,480,000,000.00.
(B) Outlays, $-74,199,000,000.00.
Fiscal year 2010:
(A) New budget authority, $-66,775,000,000.00.
(B) Outlays, $-66,588,000,000.00.
Fiscal year 2011:
(A) New budget authority, $-69,284,000,000.00.
(B) Outlays, $-69,247,000,000.00.

TITLE II—MISCELLANEOUS PROVISIONS

SEC. 201. PAY-AS-YOU-GO POINT OF ORDER IN THE HOUSE.

(a) POINT OF ORDER.—It shall not be in order in the House to consider any direct spending or revenue legislation that would increase the on-budget deficit or cause an on-budget deficit for any of the following periods:

(1) The budget year.

(2) The period of the budget year and the next 4 fiscal years.

(b) ON-BUDGET DEFICIT.—

(1) DEFINITION.—For purposes of this section, the term ''on-budget deficit'' means a budget deficit that occurs in any year in which total outlays exceed total revenues, counting Federal revenues and outlays, except those of the old age, survivors and disability insurance trust funds established under title II of the Social Security Act, as provided in section 13301 of the Budget Enforcement Act of 1990.

(c) DETERMINATION OF BUDGET LEVELS.—For purposes of this section, the levels of new budget authority, outlays, and revenues for a fiscal year shall be determined on the basis of estimates made by the Committee on the Budget of the House.

(d) EXPIRATION.—This section shall expire on December 31, 2016.

SEC. 202. DEPARTMENT OF DEFENSE REPORT TO CONGRESS.

(a) FINDINGS.—The Congress finds that—

(1) $290,600,000 has been specifically reallocated to the Department of Defense in order to implement the recommendations of the Government Accountability Office (GAO) for improvement that will produce tremendous cost savings within the Department;

(2) between 2001 and 2005, GAO provided the Department of Defense with 2153 recommendations, many related to improving their business practices and, to date, the Department of Defense has implemented 604 recommendations and closed 96 recommendations without implementation; and

(3) the GAO estimates that the 604 implemented recommendations have yielded the Department of Defense a savings of $40.8 billion between fiscal years 2001 and 2005.

(b) ASSUMPTION; REPORT.—

(1) ASSUMPTION.—This resolution assumes $290,600,000 to be used by the Department of Defense to implement the remaining 1,453 recommendations of the Government Accountability Office.

(2) REPORT.—The Secretary of Defense shall submit a report to Congress within 90 days that demonstrates how each such recommendation shall be implemented, and, in the case of any such recommendation that cannot be implemented, a detailed reason for such inability to implement such recommendation.

It was decided in the negative ..... { Yeas ..... 131 / Nays 294

¶41.33 [Roll No. 155]

AYES—131

Abercrombie	Emanuel	Lewis (GA)
Ackerman	Engel	Lofgren, Zoe
Andrews	Eshoo	Lowey
Baca	Farr	Lynch
Baldwin	Fattah	Maloney
Becerra	Filner	Markey
Berman	Ford	Matsui
Bishop (GA)	Frank (MA)	McCarthy
Bishop (NY)	Green, Al	McCollum (MN)
Blumenauer	Green, Gene	McDermott
Brady (PA)	Grijalva	McGovern
Brown, Corrine	Gutierrez	McKinney
Butterfield	Harman	McNulty
Capps	Hastings (FL)	Meehan
Capuano	Higgins	Meek (FL)
Cardin	Hinchey	Meeks (NY)
Carson	Hinojosa	Millender-McDonald
Cleaver	Holt	Miller (NC)
Clyburn	Honda	Miller, George
Conyers	Hoyer	Moore (WI)
Crowley	Jackson (IL)	Moran (VA)
Cuellar	Jackson-Lee (TX)	Nadler
Cummings	Jefferson	Napolitano
Davis (AL)	Johnson, E. B.	Neal (MA)
Davis (FL)	Jones (OH)	Oberstar
Davis (IL)	Kaptur	Olver
DeFazio	Kildee	Ortiz
Delahunt	Kilpatrick (MI)	Owens
DeLauro	Lantos	Pallone
Dingell	Lee	Pascrell
Doggett	Levin	Pastor
Doyle		

Payne
Pelosi
Price (NC)
Rahall
Rangel
Rothman
Roybal-Allard
Ruppersberger
Rush
Ryan (OH)
Sabo
Sánchez, Linda T.
Sanders
Schakowsky
Scott (GA)
Scott (VA)
Serrano
Slaughter
Solis
Stark
Tauscher
Thompson (MS)
Tierney
Towns
Van Hollen
Velázquez
Visclosky
Wasserman Schultz
Waters
Watson
Watt
Waxman
Weiner
Wexler
Woolsey
Wu
Wynn

NOES—294

Aderholt
Akin
Alexander
Allen
Bachus
Baird
Baker
Barrett (SC)
Barrow
Bartlett (MD)
Barton (TX)
Bass
Bean
Beauprez
Berkley
Berry
Biggert
Bilirakis
Bishop (UT)
Blackburn
Blunt
Boehlert
Boehner
Bonilla
Bonner
Bono
Boozman
Boren
Boswell
Boucher
Boustany
Boyd
Bradley (NH)
Brady (TX)
Brown (OH)
Brown (SC)
Brown-Waite, Ginny
Burgess
Burton (IN)
Buyer
Calvert
Camp (MI)
Campbell (CA)
Cannon
Cantor
Capito
Carnahan
Carter
Case
Castle
Chabot
Chandler
Chocola
Coble
Cole (OK)
Conaway
Cooper
Costa
Costello
Cramer
Crenshaw
Cubin
Culberson
Davis (CA)
Davis (KY)
Davis (TN)
Davis, Jo Ann
Davis, Tom
Deal (GA)
DeGette
DeLay
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Dicks
Doolittle
Drake
Dreier
Duncan
Edwards
Ehlers
Emerson
English (PA)
Etheridge
Everett
Feeney
Ferguson
Fitzpatrick (PA)
Flake
Foley
Forbes
Fortenberry
Fossella
Foxx
Franks (AZ)
Frelinghuysen
Gallegly
Garrett (NJ)
Gerlach
Gibbons
Gilchrest
Gillmor
Gingrey
Gohmert
Gonzalez
Goode
Goodlatte
Gordon
Granger
Graves
Green (WI)
Gutknecht
Hall
Harris
Hart
Hastings (WA)
Hayes
Hayworth
Hefley
Hensarling
Herger
Herseth
Hobson
Hoekstra
Holden
Hooley
Hostettler
Hulshof
Hunter
Hyde
Inglis (SC)
Inslee
Israel
Issa
Istook
Jenkins
Jindal
Johnson (CT)
Johnson (IL)
Johnson, Sam
Jones (NC)
Kanjorski
Keller
Kelly
Kennedy (MN)
Kind
King (IA)
King (NY)
Kingston
Kirk
Kline
Knollenberg
Kolbe
Kucinich
Kuhl (NY)
LaHood
Langevin
Larsen (WA)
Latham
LaTourette
Leach
Lewis (CA)
Lewis (KY)
Linder
Lipinski
LoBiondo
Lucas
Lungren, Daniel E.
Mack
Manzullo
Marchant
Marshall
Matheson
McCaul (TX)
McCotter
McCrery
McHenry
McHugh
McIntyre
McKeon
McMorris
Melancon
Mica
Michaud
Miller (FL)
Miller (MI)
Miller, Gary
Mollohan
Moore (KS)
Moran (KS)
Murphy
Murtha
Musgrave
Myrick
Neugebauer
Ney
Northup
Norwood
Nunes
Nussle
Obey
Osborne
Otter
Oxley
Paul
Pearce
Pence
Peterson (MN)
Peterson (PA)
Petri
Pickering
Pitts
Platts
Poe
Pombo
Pomeroy
Porter
Price (GA)
Pryce (OH)
Putnam
Radanovich
Ramstad
Regula
Rehberg
Reichert
Renzi
Reyes
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Ros-Lehtinen
Ross
Royce
Ryan (WI)
Ryun (KS)
Salazar
Sanchez, Loretta
Saxton
Schiff
Schmidt
Schwartz (PA)
Schwarz (MI)
Sensenbrenner
Sessions
Shadegg
Shaw
Shays
Sherman
Sherwood
Shimkus
Shuster
Simmons
Simpson
Skelton
Smith (NJ)
Smith (TX)
Smith (WA)
Snyder
Sodrel
Souder
Spratt
Stearns
Strickland
Sullivan
Sweeney
Tancredo
Tanner
Taylor (MS)
Taylor (NC)
Terry
Thomas
Thompson (CA)
Thornberry
Tiahrt
Tiberi
Udall (CO)
Udall (NM)
Upton
Walden (OR)
Walsh
Wamp
Weldon (FL)
Weldon (PA)
Weller
Westmoreland
Whitfield
Wicker
Wilson (NM)
Wilson (SC)
Wolf
Young (AK)
Young (FL)

NOT VOTING—7

Cardoza
Clay
Evans
Kennedy (RI)
Larson (CT)
Stupak
Turner

So the amendment in the nature of a substitute was not agreed to.

After some further time,

¶41.34 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment in the nature of a substitute numbered 2, printed in part B of House Report 109-468, submitted by Mr. HENSARLING:

Strike all after the resolving clause and insert the following:

SECTION 1. CONCURRENT RESOLUTION ON THE BUDGET FOR FISCAL YEAR 2007.

The Congress declares that the concurrent resolution on the budget for fiscal year 2007 is hereby established and that the appropriate budgetary levels for fiscal years 2008 through 2011 are set forth.

TITLE I—RECOMMENDED LEVELS AND AMOUNTS

SEC. 101. RECOMMENDED LEVELS AND AMOUNTS.

The following budgetary levels are appropriate for each of fiscal years 2007 through 2011:

(1) FEDERAL REVENUES.—For purposes of the enforcement of this resolution:

(A) The recommended levels of Federal revenues are as follows:

Fiscal year 2007: $1,758,926,000,000.
Fiscal year 2008: $1,845,251,000,000.
Fiscal year 2009: $1,927,713,000,000.
Fiscal year 2010: $2,016,539,000,000.
Fiscal year 2011: $2,084,848,000,000.

(B) The amounts by which the aggregate levels of Federal revenues should be reduced are as follows:

Fiscal year 2007: $60,447,000,000.
Fiscal year 2008: $76,088,000,000.
Fiscal year 2009: $103,277,000,000.
Fiscal year 2010: $118,773,000,000.
Fiscal year 2011: $271,582,000,000.

(2) NEW BUDGET AUTHORITY.—For purposes of the enforcement of this resolution, the appropriate levels of total new budget authority are as follows:

Fiscal year 2007: $2,197,306,000,000.
Fiscal year 2008: $2,208,964,000,000.
Fiscal year 2009: $2,247,453,000,000.
Fiscal year 2010: $2,271,960,000,000
Fiscal year 2011: $2,329,022,000,000.

(3) BUDGET OUTLAYS.—For purposes of the enforcement of this resolution, the appropriate levels of total budget outlays are as follows:

Fiscal year 2007: $2,262,787,000,000.
Fiscal year 2008: $2,257,421,000,000.
Fiscal year 2009: $2,263,020,000,000.
Fiscal year 2010: $2,301,476,000,000.
Fiscal year 2011: $2,340,846,000,000.

(4) DEFICITS (ON-BUDGET).—For purposes of the enforcement of this resolution, the amounts of the deficits (on-budget) are as follows:

Fiscal year 2007: $503,861,000,000.
Fiscal year 2008: $412,170,000,000.
Fiscal year 2009: $335,307,000,000.
Fiscal year 2010: $284,937,000,000.
Fiscal year 2011: $255,998,000,000.

(5) DEBT SUBJECT TO LIMIT.—Pursuant to section 301(a)(5) of the Congressional Budget Act of 1974, the appropriate levels of the public debt are as follows:

Fiscal year 2007: $9,156,000,000,000.
Fiscal year 2008: $9,690,000,000,000.
Fiscal year 2009: $10,146,000,000,000.
Fiscal year 2010: $10,542,000,000,000.
Fiscal year 2011: $10,916,000,000,000.

(6) DEBT HELD BY THE PUBLIC.—The appropriate levels of debt held by the public are as follows:

Fiscal year 2007: $5,270,000,000,000.
Fiscal year 2008: $5,477,000,000,000.
Fiscal year 2009: $5,591,000,000,000.
Fiscal year 2010: $5,637,000,000,000.
Fiscal year 2011: $5,637,000,000,000.

SEC. 102. MAJOR FUNCTIONAL CATEGORIES.

The Congress determines and declares that the appropriate levels of new budget authority and outlays for fiscal years 2007 through 2011 for each major functional category are:

(1) National Defense (050):
Fiscal year 2007:
(A) New budget authority, $510,580,000,000.
(B) Outlays, $534,623,000,000.
Fiscal year 2008:
(A) New budget authority, $481,271,000,000.
(B) Outlays, $502,489,000,000.
Fiscal year 2009:
(A) New budget authority, $481,126,000,000.
(B) Outlays, $489,152,000,000.
Fiscal year 2010:
(A) New budget authority, $481,099,000,000.
(B) Outlays, $484,908,000,000.
Fiscal year 2011:
(A) New budget authority, $481,134,000,000.
(B) Outlays, $486,641,000,000.

(2) International Affairs (150):
Fiscal year 2007:
(A) New budget authority, $25,820,000,000.
(B) Outlays, $29,603,000,000.
Fiscal year 2008:
(A) New budget authority, $24,179,000,000.
(B) Outlays, $25,863,000,000.
Fiscal year 2009:
(A) New budget authority, $22,456,000,000.
(B) Outlays, $22,853,000,000.
Fiscal year 2010:
(A) New budget authority, $22,443,000,000.
(B) Outlays, $20,894,000,000.
Fiscal year 2011:
(A) New budget authority, $22,432,000,000.
(B) Outlays, $19,817,000,000.

(3) General Science, Space, and Technology (250):
Fiscal year 2007:
(A) New budget authority, $23,666,000,000.
(B) Outlays, $23,804,000,000.
Fiscal year 2008:
(A) New budget authority, $21,531,000,000.
(B) Outlays, $22,073,000,000.
Fiscal year 2009:
(A) New budget authority, $21,237,000,000.
(B) Outlays, $21,206,000,000.
Fiscal year 2010:
(A) New budget authority, $21,096,000,000.
(B) Outlays, $20,882,000,000.
Fiscal year 2011:
(A) New budget authority, $17,901,000,000.
(B) Outlays, $18,672,000,000.

(4) Energy (270):
Fiscal year 2007:
(A) New budget authority, $817,000,000.
(B) Outlays, $247,000,000.
Fiscal year 2008:
(A) New budget authority, $41,000,000.
(B) Outlays, −$1,116,000,000.
Fiscal year 2009:
(A) New budget authority, −$169,000,000.
(B) Outlays, −$1,398,000,000.
Fiscal year 2010:
(A) New budget authority, −$395,000,000.
(B) Outlays, −$1,583,000,000.
Fiscal year 2011:
(A) New budget authority, −$509,000,000.

(B) Outlays, −$1,693,000,000.
(5) Natural Resources and Environment (300):
Fiscal year 2007:
(A) New budget authority, $28,230,000,000.
(B) Outlays, $31,991,000,000.
Fiscal year 2008:
(A) New budget authority, $27,649,000,000.
(B) Outlays, $30,547,000,000.
Fiscal year 2009:
(A) New budget authority, $27,419,000,000.
(B) Outlays, $29,435,000,000.
Fiscal year 2010:
(A) New budget authority, $27,340,000,000.
(B) Outlays, $29,284,000,000.
Fiscal year 2011:
(A) New budget authority, $26,629,000,000.
(B) Outlays, $27,859,000,000.
(6) Agriculture (350):
Fiscal year 2007:
(A) New budget authority, $26,006,000,000.
(B) Outlays, $25,581,000,000.
Fiscal year 2008:
(A) New budget authority, $20,430,000,000.
(B) Outlays, $19,739,000,000.
Fiscal year 2009:
(A) New budget authority, $18,742,000,000.
(B) Outlays, $18,006,000,000.
Fiscal year 2010:
(A) New budget authority, $18,392,000,000.
(B) Outlays, $17,506,000,000.
Fiscal year 2011:
(A) New budget authority, $18,534,000,000.
(B) Outlays, $17,767,000,000.
(7) Commerce and Housing Credit (370):
Fiscal year 2007:
(A) New budget authority, $15,853,000,000.
(B) Outlays, $7,025,000,000.
Fiscal year 2008:
(A) New budget authority, $13,028,000,000.
(B) Outlays, $7,025,000,000.
Fiscal year 2009:
(A) New budget authority, $12,000,000,000.
(B) Outlays, $6,735,000,000.
Fiscal year 2010:
(A) New budget authority, $11,504,000,000.
(B) Outlays, $4,493,000,000.
Fiscal year 2011:
(A) New budget authority, $11,298,000,000.
(B) Outlays, $3,885,000,000.
(8) Transportation (400):
Fiscal year 2007:
(A) New budget authority, $69,371,000,000.
(B) Outlays, $70,226,000,000.
Fiscal year 2008:
(A) New budget authority, $67,054,000,000.
(B) Outlays, $72,017,000,000.
Fiscal year 2009:
(A) New budget authority, $63,686,000,000.
(B) Outlays, $68,586,000,000.
Fiscal year 2010:
(A) New budget authority, $19,197,000,000.
(B) Outlays, $50,759,000,000.
Fiscal year 2011:
(A) New budget authority, $15,594,000,000.
(B) Outlays, $32,178,000,000.
(9) Community and Regional Development (450):
Fiscal year 2007:
(A) New budget authority, $9,080,000,000.
(B) Outlays, $26,942,000,000.
Fiscal year 2008:
(A) New budget authority, $7,963,000,000.
(B) Outlays, $21,875,000,000.
Fiscal year 2009:
(A) New budget authority, $7,963,000,000.
(B) Outlays, $12,974,000,000.
Fiscal year 2010:
(A) New budget authority, $7,965,000,000.
(B) Outlays, $9,423,000,000.
Fiscal year 2011:
(A) New budget authority, $7,967,000,000.
(B) Outlays, $8,466,000,000.
(10) Education, Training, Employment, and Social Services (500):
Fiscal year 2007:
(A) New budget authority, $78,706,000,000.
(B) Outlays, $86,415,000,000.
Fiscal year 2008:
(A) New budget authority, $75,421,000,000.
(B) Outlays, $77,978,000,000.
Fiscal year 2009:
(A) New budget authority, $73,973,000,000.
(B) Outlays, $74,089,000,000.
Fiscal year 2010:
(A) New budget authority, $72,876,000,000.
(B) Outlays, $72,155,000,000.
Fiscal year 2011:
(A) New budget authority, $71,986,000,000.
(B) Outlays, $70,929,000,000.
(11) Health (550):
Fiscal year 2007:
(A) New budget authority, $269,698,000,000.
(B) Outlays, $272,369,000,000.
Fiscal year 2008:
(A) New budget authority, $279,170,000,000.
(B) Outlays, $279,387,000,000.
Fiscal year 2009:
(A) New budget authority, $291,222,000,000.
(B) Outlays, $288,810,000,000.
Fiscal year 2010:
(A) New budget authority, $300,435,000,000.
(B) Outlays, $299,486,000,000.
Fiscal year 2011:
(A) New budget authority, $312,928,000,000.
(B) Outlays, $311,802,000,000.
(12) Medicare (570):
Fiscal year 2007:
(A) New budget authority, $359,207,000,000.
(B) Outlays, $364,668,000,000.
Fiscal year 2008:
(A) New budget authority, $376,393,000,000.
(B) Outlays, $376,441,000,000.
Fiscal year 2009:
(A) New budget authority, $395,226,000,000.
(B) Outlays, $394,815,000,000.
Fiscal year 2010:
(A) New budget authority, $413,594,000,000.
(B) Outlays, $413,906,000,000.
Fiscal year 2011:
(A) New budget authority, $437,641,000,000.
(B) Outlays, $437,686,000,000.
(13) Income Security (600):
Fiscal year 2007:
(A) New budget authority, $346,496,000,000.
(B) Outlays, $355,735,000,000.
Fiscal year 2008:
(A) New budget authority, $355,080,000,000.
(B) Outlays, $361,544,000,000.
Fiscal year 2009:
(A) New budget authority, $365,727,000,000.
(B) Outlays, $369,553,000,000.
Fiscal year 2010:
(A) New budget authority, $376,340,000,000.
(B) Outlays, $378,687,000,000.
Fiscal year 2011:
(A) New budget authority, $390,469,000,000.
(B) Outlays, $391,965,000,000.
(14) Social Security (650):
Fiscal year 2007:
(A) New budget authority, $16,918,000,000.
(B) Outlays, $16,918,000,000.
Fiscal year 2008:
(A) New budget authority, $18,817,000,000.
(B) Outlays, $18,817,000,000.
Fiscal year 2009:
(A) New budget authority, $20,697,000,000.
(B) Outlays, $20,697,000,000.
Fiscal year 2010:
(A) New budget authority, $22,869,000,000.
(B) Outlays, $22,869,000,000.
Fiscal year 2011:
(A) New budget authority, $26,483,000,000.
(B) Outlays, $26,483,000,000.
(15) Veterans Benefits and Services (700):
Fiscal year 2007:
(A) New budget authority, $73,806,000,000.
(B) Outlays, $72,887,000,000.
Fiscal year 2008:
(A) New budget authority, $75,996,000,000.
(B) Outlays, $76,254,000,000.
Fiscal year 2009:
(A) New budget authority, $76,885,000,000.
(B) Outlays, $77,093,000,000.
Fiscal year 2010:
(A) New budget authority, $77,271,000,000.
(B) Outlays, $77,312,000,000.
Fiscal year 2011:
(A) New budget authority, $81,471,000,000.
(B) Outlays, $81,289,000,000.
(16) Administration of Justice (750):
Fiscal year 2007:
(A) New budget authority, $42,307,000,000.
(B) Outlays, $42,166,000,000.
Fiscal year 2008:
(A) New budget authority, $40,721,000,000.
(B) Outlays, $41,941,000,000.
Fiscal year 2009:
(A) New budget authority, $40,620,000,000.
(B) Outlays, $41,375,000,000.
Fiscal year 2010:
(A) New budget authority, $40,514,000,000.
(B) Outlays, $40,785,000,000.
Fiscal year 2011:
(A) New budget authority, $40,404,000,000.
(B) Outlays, $40,382,000,000.
(17) General Government (800):
Fiscal year 2007:
(A) New budget authority, $18,206,000,000.
(B) Outlays, $18,353,000,000.
Fiscal year 2008:
(A) New budget authority, $17,880,000,000.
(B) Outlays, $17,962,000,000.
Fiscal year 2009:
(A) New budget authority, $17,988,000,000.
(B) Outlays, $17,849,000,000.
Fiscal year 2010:
(A) New budget authority, $18,100,000,000.
(B) Outlays, $17,905,000,000.
Fiscal year 2011:
(A) New budget authority, $18,142,000,000.
(B) Outlays, $17,940,000,000.
(18) Net Interest (900):
Fiscal year 2007:
(A) New budget authority, $351,718,000,000.
(B) Outlays, $351,718,000,000.
Fiscal year 2008:
(A) New budget authority, $377,930,000,000.
(B) Outlays, $377,930,000,000.
Fiscal year 2009:
(A) New budget authority, $395,761,000,000.
(B) Outlays, $395,761,000,000.
Fiscal year 2010:
(A) New budget authority, $411,255,000,000.
(B) Outlays, $411,255,000,000.
Fiscal year 2011:
(A) New budget authority, $421,915,000,000.
(B) Outlays, $421,915,000,000.
(19) Allowances (920):
Fiscal year 2007:
(A) New budget authority, −$2,830,000,000.
(B) Outlays, −$1,685,000,000.
Fiscal year 2008:
(A) New budget authority, −$2,830,000,000.
(B) Outlays, −$2,260,000,000.
Fiscal year 2009:
(A) New budget authority, −$2,830,000,000.
(B) Outlays, −$2,545,000,000.
Fiscal year 2010:
(A) New budget authority, −$2,830,000,000.
(B) Outlays, −$2,685,000,000.
Fiscal year 2011:
(A) New budget authority, −$2,830,000,000.
(B) Outlays, −$2,770,000,000.
(20) Undistributed Offsetting Receipts (950):
Fiscal year 2007:
(A) New budget authority, −$66,349,000,000.
(B) Outlays, −$66,799,000,000.
Fiscal year 2008:
(A) New budget authority, −$68,760,000,000.
(B) Outlays, −$69,085,000,000.
Fiscal year 2009:
(A) New budget authority, −$82,276,000,000.
(B) Outlays, −$82,026,000,000.
Fiscal year 2010:
(A) New budget authority, −$67,105,000,000.
(B) Outlays, −$66,765,000,000.
Fiscal year 2011:
(A) New budget authority, −$70,567,000,000.
(B) Outlays, −$70,367,000,000.

TITLE II—RECONCILIATION SUBMISSIONS

SEC. 201. RECONCILIATION IN THE HOUSE OF REPRESENTATIVES.

(a) SUBMISSIONS TO SLOW THE GROWTH IN MANDATORY SPENDING AND TO ACHIEVE DEFICIT REDUCTION.—(1) Not later than April 28,

2006, the House committees named in paragraph (2) shall submit their recommendations to the House Committee on the Budget. After receiving those recommendations, the House Committee on the Budget shall report to the House a reconciliation bill carrying out all such recommendations without any substantive revision.

(2) INSTRUCTIONS.—

(A) COMMITTEE ON AGRICULTURE.—The House Committee on Agriculture shall report changes in laws within its jurisdiction sufficient to reduce the level of direct spending for that committee by $2,083,000,000 in outlays for fiscal year 2007 and $29,116,000,000 in outlays for the period of fiscal years 2007 through 2011.

(B) COMMITTEE ON ARMED SERVICES.—The House Committee on Armed Services shall report changes in laws within its jurisdiction sufficient to reduce the level of direct spending for that committee by $52,000,000 in outlays for fiscal year 2007 and $120,000,000 in outlays for the period of fiscal years 2007 through 2011.

(B) COMMITTEE ON EDUCATION AND THE WORKFORCE.—The House Committee on Education and the Workforce shall report changes in laws within its jurisdiction sufficient to reduce the level of direct spending for that committee by $1,010,000,000 in outlays for fiscal year 2007 and $7,470,000,000 in outlays for the period of fiscal years 2007 through 2011.

(C) COMMITTEE ON ENERGY AND COMMERCE.—The House Committee on Energy and Commerce shall report changes in laws within its jurisdiction sufficient to reduce the level of direct spending for that committee by $1,125,000,000 in outlays for fiscal year 2007 and $91,697,000,000 in outlays for the period of fiscal years 2007 through 2011.

(D) COMMITTEE ON GOVERNMENT REFORM.—The House Committee on Energy and Commerce shall report changes in laws within its jurisdiction sufficient to reduce the level of direct spending for that committee by $140,000,000 in outlays for fiscal year 2007 and $1,670,000,000 in outlays for the period of fiscal years 2007 through 2011.

(E) COMMITTEE ON RESOURCES.—The House Committee on Resources shall report changes in laws within its jurisdiction sufficient to reduce the level of direct spending for that committee by $0 in outlays for fiscal year 2007 and $6,793,000,000 in outlays for the period of fiscal years 2007 through 2011.

(F) COMMITTEE ON TRANSPORTATION AND INFRASTRUCTURE.—The House Committee on Transportation and Infrastructure shall report changes in laws within its jurisdiction sufficient to reduce the level of direct spending for that committee by $32,000,000 in outlays for fiscal year 2007 and $230,000,000 in outlays for the period of fiscal years 2007 through 2011.

(G) COMMITTEE ON WAYS AND MEANS.—The House Committee on Ways and Means shall report changes in laws within its jurisdiction sufficient to reduce the deficit by $27,457,000,000 for fiscal year 2007 and $221,189,000,000 for the period of fiscal years 2007 through 2011.

(H) SPECIAL RULE.—The chairman of the Committee on the Budget may take into account legislation enacted after the adoption of this resolution that is determined to reduce the deficit and may make applicable adjustments in reconciliation instructions, allocations, and budget aggregates and may also make adjustments in reconciliation instructions to protect earned benefit programs.

(b) SUBMISSION PROVIDING FOR CHANGES IN REVENUE.—The House Committee on Ways and Means shall report a reconciliation bill not later than April 28, 2006, that consists of changes in laws within its jurisdiction sufficient to reduce revenues by not more than $18,391,000,000 for fiscal year 2007 and by not more than $346,271,000,000 for the period of fiscal years 2007 through 2011.

(c) REVISION OF ALLOCATIONS.—(1) Upon the submission to the Committee on the Budget of the House of a recommendation that has complied with its reconciliation instructions solely by virtue of section 310(b) of the Congressional Budget Act of 1974, the chairman of that committee may file with the House appropriately revised allocations under section 302(a) of such Act and revised functional levels and aggregates.

(2) Upon the submission to the House of a conference report recommending a reconciliation bill or resolution in which a committee has complied with its reconciliation instructions solely by virtue of this section, the chairman of the Committee on the Budget of the House may file with the House appropriately revised allocations under section 302(a) of such Act and revised functional levels and aggregates.

(3) Allocations and aggregates revised pursuant to this subsection shall be considered to be allocations and aggregates established by the concurrent resolution on the budget pursuant to section 301 of such Act.

SEC. 202. SUBMISSION OF REPORT ON VETERANS' SAVINGS.

In the House, not later than May 15, 2006, the Committee on Veterans' Affairs shall submit to the Committee on the Budget its findings that identify savings amounting to one percent of total spending under its jurisdiction from activities that are determined to be wasteful, unnecessary, or lower-priority. For purposes of this section, the report by the Committee on Veterans' Affairs shall be inserted in the Congressional Record by the chairman of the Committee on the Budget not later than May 21, 2006.

TITLE III—RESERVE FUND

SEC. 301. RESERVE FUND FOR EMERGENCIES.

In the House of Representatives and the Senate, if the Committee on Appropriations reports a bill or joint resolution, or if an amendment thereto is offered or a conference report thereon is submitted, that provides new budget authority (and outlays flowing therefrom) for emergencies and complies with the requirement of section 403, then the chairman of the Committee on the Budget of that House shall make the appropriate adjustments in allocations and aggregates to the extent that such legislation would not increase the deficit for fiscal year 2007 and for the period of fiscal years 2007 through 2011.

TITLE IV—BUDGET ENFORCEMENT

SEC. 401. RESTRICTIONS ON ADVANCE APPROPRIATIONS.

(a) IN GENERAL.—(1) In the House, except as provided in subsection (b), an advance appropriation may not be reported in a bill or joint resolution making a general appropriation or continuing appropriation, and may not be in order as an amendment thereto.

(2) Managers on the part of the House may not agree to a Senate amendment that would violate paragraph (1) unless specific authority to agree to the amendment first is given by the House by a separate vote with respect thereto.

(b) EXCEPTION.—In the House, an advance appropriation may be provided for fiscal year 2008 and fiscal years 2009 for programs, projects, activities or accounts identified in the joint explanatory statement of managers accompanying this resolution under the heading 'Accounts Identified for Advance Appropriations' in an aggregate amount not to exceed $23,565,000,000 in new budget authority.

(c) DEFINITION.—In this section, the term ''advance appropriation'' means any discretionary new budget authority in a bill or joint resolution making general appropriations or continuing appropriations for fiscal year 2007 that first becomes available for any fiscal year after 2007.

SEC. 402. TURN OFF THE GEPHARDT RULE.

Rule XXVII shall not apply with respect to the adoption by the Congress of a concurrent resolution on the budget for fiscal year 2007.

SEC. 403. EMERGENCY SPENDING.

(a) DESIGNATIONS.—

(1) GUIDANCE.—In the House, if a provision of legislation is designated as an emergency requirement under this section, the committee report and any statement of managers accompanying that legislation shall include an explanation of the manner in which the provision meets the criteria in paragraph (2). If such legislation is to be considered by the House without being reported, then the committee shall cause the explanation to be published in the Congressional Record in advance of floor consideration.

(2) CRITERIA.—

(A) IN GENERAL.—Any such provision is an emergency requirement if the underlying situation poses a threat to life, property, or national security and is—

(i) sudden, quickly coming into being, and not building up over time;

(ii) an urgent, pressing, and compelling need requiring immediate action;

(iii) subject to subparagraph (B), unforeseen, unpredictable, and unanticipated; and

(iv) not permanent, temporary in nature.

(B) UNFORESEEN.—An emergency that is part of an aggregate level of anticipated emergencies, particularly when normally estimated in advance, is not unforeseen.

(b) ENFORCEMENT.—It shall not be in order in the House of Representatives to consider any bill, joint resolution, amendment or conference report that contains an emergency designation unless that designation meets the criteria set out in subsection (a)(2).

(c) ENFORCEMENT IN THE HOUSE OF REPRESENTATIVES.—It shall not be in order in the House of Representatives to consider a rule or order that waives the application of subsection (c).

(d) DISPOSITION OF POINTS OF ORDER IN THE HOUSE.—As disposition of a point of order under subsection (b) or subsection (c), the Chair shall put the question of consideration with respect to the proposition that is the subject of the point of order. A question of consideration under this section shall be debatable for 10 minutes by the Member initiating the point of order and for 10 minutes by an opponent of the point of order, but shall otherwise be decided without intervening motion except one that the House adjourn or that the Committee of the Whole rise, as the case may be.

SEC. 404. CHANGES IN ALLOCATIONS AND AGGREGATES RESULTING FROM REALISTIC SCORING OF MEASURES AFFECTING REVENUES.

(a) Whenever the House considers a bill, joint resolution, amendment, motion or conference report, including measures filed in compliance with section 201(b) or 201(c), that propose to change Federal revenues, the impact of such measure on Federal revenues shall be calculated by the Joint Committee on Taxation in a manner that takes into account—

(1) the impact of the proposed revenue changes on—

(A) Gross Domestic Product, including the growth rate for the Gross Domestic Product;

(B) total domestic employment;

(C) gross private domestic investment;

(D) general price index;

(E) interest rates; and

(F) other economic variables;

(2) the impact on Federal Revenue of the changes in economic variables analyzed under paragraph (1).

(b) the Chairman of the Committee on the Budget may make any necessary changes to allocations and aggregates in order to conform this concurrent resolution with the determinations made by the Joint Committee on Taxation pursuant to subsection (a).

SEC. 405. PROHIBITION ON USING REVENUE INCREASES TO COMPLY WITH BUDGET ALLOCATIONS AND AGGREGATES.

(a) For the purpose of enforcing this concurrent resolution in the House, the chairman of the Committee on the Budget shall not take into account the provisions of any piece of legislation which propose to increase revenue or offsetting collections if the net effect of the bill is to increase the level of revenue or offsetting collections beyond the level assumed in this concurrent resolution.

(b) Subsection (a) shall not apply to any provision of a piece of legislation that proposes a new or increased fee for the receipt of a defined benefit or service (including insurance coverage) by the person or entity paying the fee.

SEC. 406. APPLICATION AND EFFECT OF CHANGES IN ALLOCATIONS AND AGGREGATES.

(a) APPLICATION.—Any adjustments of allocations and aggregates made pursuant to this resolution shall—

(1) apply while that measure is under consideration;

(2) take effect upon the enactment of that measure; and

(3) be published in the Congressional Record as soon as practicable.

(b) EFFECT OF CHANGED ALLOCATIONS AND AGGREGATES.—Revised allocations and aggregates resulting from these adjustments shall be considered for the purposes of the Congressional Budget Act of 1974 as allocations and aggregates contained in this resolution.

(c) BUDGET COMMITTEE DETERMINATIONS.—For purposes of this resolution—

(1) the levels of new budget authority, outlays, direct spending, new entitlement authority, revenues, deficits, and surpluses for a fiscal year or period of fiscal years shall be determined on the basis of estimates made by the appropriate Committee on the Budget; and

(2) such chairman may make any other necessary adjustments to such levels to carry out this resolution.

SEC. 407. DIRECT SPENDING SAFEGUARD.

(a) It shall not be in order in the House of Representatives to consider an direct spending legislation that would increase an on-budget deficit or decrease an on-budget surplus as provided by subsection (e) for any applicable time period.

(b) For purposes of this section, the term ''applicable time period'' means any of the following periods:

(1) The period of the first 5 fiscal years covered by the most recently adopted concurrent resolution on the budget.

(2) The period of the 5 fiscal years following first 5 years covered in the most recently adopted concurrent resolution on the budget.

(c) For purposes of this section and except as provided in subsection (d), the term ''direct-spending legislation'' means any bill, joint resolution, amendment, or conference report that affects direct spending as that term is defined by, and interpreted for purposes of, the Balanced Budget and Emergency Deficit Control Act of 1985.

(d) For purposes of this section, the term ''direct-spending legislation'' does not include—

(1) any legislation the title of which is as follows: ''A bill to preserve Social Security.''; or

(2) any legislation that would cause a net increase in aggregate direct spending of less than $100,000,000 for any applicable time period.

(e) If direct spending legislation increases the on-budget deficit or decreases an on-budget surpluses when taken individually, it must also increase the on-budget deficit or decrease the on-budget surplus when taken together with all direct spending legislation enacted since the beginning of the calendar year not accounted for in the baseline assumed for the most recent concurrent resolution on the budget, except that direct spending effects resulting in net deficit reduction enacted pursuant to reconciliation instructions since the beginning of that same calendar year shall not be available.

(f) This section may be waived by the affirmative vote of three-fifths of the Members, duly chosen and sworn.

(g) For purposes of this section, the levels of budget authority and outlays for a fiscal year shall be determined on the basis of estimates made by the Committee on the Budget.

(h) The Committee on Rules may not report a rule or order proposing a waiver of subsection (a).

SEC. 408. BUDGET PROTECTION MANDATORY ACCOUNT.

(a)(1) The chairman of the Committee on the Budget shall maintain an account to be known as the ''Budget Protection Mandatory Account''. The Account shall be divided into entries corresponding to the allocations under section 302(a) of the Congressional Budget Act of 1974 in the most recently adopted concurrent resolution on the budget, except that it shall not include the Committee on Appropriations.

(2) Each entry shall consist only of amounts credited to it under subsection (b). No entry of a negative amount shall be made.

(b)(1) Upon the engrossment of a House bill or joint resolution or a House amendment to a Senate bill or joint resolution (other than an appropriation bill), the chairman of the Committee on the Budget shall—

(A) credit the applicable entries of the Budget Protection Mandatory Account by the amounts specified in paragraph (2); and

(B) reduce the applicable section 302(a) allocations by the amount specified in paragraph (2).

(2) Each amount specified in paragraph (1)(A) shall be the net reduction in mandatory budget authority (either under current law or proposed by the bill or joint resolution under consideration) provided by each amendment that was adopted in the House to the bill or joint resolution.

(c)(1) If an amendment includes a provision described in paragraph (2), the chairman of the Committee on the Budget shall, upon the engrossment of a House bill or joint resolution or a House amendment to a Senate bill or joint resolution, other than an appropriation bill, reduce the level of total revenues set forth in the applicable concurrent resolution on the budget for the fiscal year or for the total of that first fiscal year and the ensuing fiscal years in an amount equal to the net reduction in mandatory authority (either under current law or proposed by a bill or joint resolution under consideration) provided by each amendment adopted by the House to the bill or joint resolution. Such adjustment shall be in addition to the adjustments described in subsection (b).

(2)(A) The provision specified in paragraph (1) is as follows: ''The amount of mandatory budget authority reduced by this amendment may be used to offset a decrease in revenues.''

(B) All points of order are waived against an amendment including the text specified in subparagraph (A) provided the amendment is otherwise in order.

(d) As used in this rule, the term—

(1) ''appropriation bill'' means any general or special appropriation bill, and any bill or joint resolution making supplemental, deficiency, or continuing appropriations through the end of fiscal year 2007 or any subsequent fiscal year, as the case may be.

(2) ''mandatory budget authority'' means any entitlement authority as defined by, and interpreted for purposes of, the Congressional Budget Act of 1974.

(e) During the consideration of any bill or joint resolution, the chairman of the Committee on the Budget shall maintain a running tally, which shall be available to all Members, of the amendments adopted reflecting increases and decreases of budget authority in the bill or joint resolution.

SEC. 409. BUDGET DISCRETIONARY ACCOUNTS.

(a)(1) The chairman of the Committee on the Budget shall maintain an account to be known as the ''Budget Protection Discretionary Account'';. The Account shall be divided into entries corresponding to the allocation to the Committee on Appropriations, and the committee's suballocations, under section 302(a) and 302(b) of the Congressional Budget Act of 1974.

(2) Each entry shall consist only of amounts credited to it under subsection (b). No entry of a negative amount shall be made.

(b)(1) Upon the engrossment of a House appropriations bill, the chairman of the Committee on the Budget shall—

(A) credit the applicable entries of the Budget Protection Discretionary Account by the amounts specified in paragraph (2).

(B) reduce the applicable 302(a) and (b) allocations by the amount specified in paragraph (2).

(2) Each amount specified in subparagraph (A) shall be the net reduction in discretionary budget authority provided by each amendment adopted by the House to the bill or joint resolution.

(c)(1) If an amendment includes a provision described in paragraph (2), the chairman of the Committee on the Budget shall, upon the engrossment of a House appropriations bill, reduce the level of total revenues set forth in the applicable concurrent resolution on the budget for the fiscal year or for the total of that first fiscal year and the ensuing fiscal years in an amount equal to the net reduction in discretionary budget authority provided by each amendment that was adopted by the House to the bill or joint resolution. Such adjustment shall be in addition to the adjustments described in subsection (b).

(2)(A) The provision specified in paragraph (1) is as follows: ''The amount of discretionary budget authority reduced by this amendment may be used to offset a decrease in revenues.''

(B) All points of order are waived against an amendment including the text specified in subparagraph (A) provided the amendment is otherwise in order.

(d) As used in this rule, the term ''appropriation bill'' means any general or special appropriation bill, and any bill or joint resolution making supplemental, deficiency, or continuing appropriations through the end of fiscal year 2007 or any subsequent fiscal year, as the case may be.

(e) During the consideration of any bill or joint resolution, the chairman of the Committee on the Budget shall maintain a running tally, which shall be available to all Members, of the amendments adopted reflecting increases and decreases of budget authority in the bill or joint resolution.

THURSDAY, MAY 18 (LEGISLATIVE DAY OF MAY 17), 2006

It was decided in the negative ..... { Yeas ..... 94; Nays ..... 331; Answered present 1

¶41.35 [Roll No. 156]

AYES—94

Akin
Bachus
Baker
Barrett (SC)
Barton (TX)
Beauprez
Bilirakis
Bishop (UT)
Blackburn
Blunt
Boehner
Boozman
Brady (TX)
Brown-Waite, Ginny
Burton (IN)
Buyer
Campbell (CA)
Cannon
Cantor
Carter
Chabot
Chocola
Coble
Cole (OK)
Conaway
Deal (GA)
Dreier
Duncan
Feeney
Flake
Forbes
Foxx
Franks (AZ)
Garrett (NJ)
Gibbons
Gingrey
Gohmert
Goodlatte
Gutknecht
Harris
Hayes
Hayworth
Hefley
Hensarling
Herger
Hoekstra
Hostettler
Inglis (SC)
Issa
Istook
Johnson, Sam
King (IA)
Kingston
Kline
Linder
Lungren, Daniel E.
Mack
Manzullo
Marchant
McHenry
McMorris
Mica
Miller (FL)
Moran (KS)
Musgrave
Myrick
Neugebauer
Norwood
Otter
Oxley
Paul
Pearce
Pence
Pitts
Price (GA)
Radanovich
Rohrabacher
Royce
Ryan (WI)
Ryun (KS)
Sensenbrenner
Sessions
Shadegg
Shuster
Stearns
Sullivan
Tancredo
Taylor (NC)
Terry
Thornberry
Tiahrt
Westmoreland
Wilson (SC)
Young (FL)

NOES—331

Abercrombie
Ackerman
Aderholt
Alexander
Allen
Andrews
Baca
Baird
Baldwin
Barrow
Bartlett (MD)
Bass
Bean
Becerra
Berkley
Berman
Berry
Biggert
Bishop (GA)
Bishop (NY)
Blumenauer
Boehlert
Bonilla
Bonner
Bono
Boren
Boswell
Boucher
Boustany
Boyd
Bradley (NH)
Brady (PA)
Brown (OH)
Brown (SC)
Brown, Corrine
Burgess
Butterfield
Calvert
Camp (MI)
Capito
Capps
Capuano
Cardin
Cardoza
Carnahan
Carson
Case
Castle
Chandler
Clay
Cleaver
Clyburn
Conyers
Cooper
Costa
Costello
Cramer
Crenshaw
Crowley
Cubin
Cuellar
Culberson
Cummings
Davis (AL)
Davis (CA)
Davis (FL)
Davis (IL)
Davis (KY)
Davis (TN)
Davis, Jo Ann
Davis, Tom
DeFazio
DeGette
Delahunt
DeLauro
DeLay
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Dicks
Dingell
Doggett
Doolittle
Doyle
Drake
Edwards
Ehlers
Emanuel
Emerson
Engel
English (PA)
Eshoo
Etheridge
Everett
Farr
Fattah
Ferguson
Filner
Fitzpatrick (PA)
Foley
Ford
Fortenberry
Fossella
Frank (MA)
Frelinghuysen
Gallegly
Gerlach
Gilchrest
Gillmor
Gonzalez
Goode
Gordon
Granger
Graves
Green (WI)
Green, Al
Green, Gene
Grijalva
Gutierrez
Hall
Harman
Hart
Hastings (FL)
Hastings (WA)
Herseth
Higgins
Hinchey
Hinojosa
Hobson
Holden
Holt
Honda
Hooley
Hoyer
Hulshof
Hunter
Hyde
Inslee
Israel
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Jenkins
Jindal
Johnson (CT)
Johnson (IL)
Johnson, E. B.
Jones (NC)
Jones (OH)
Kanjorski
Kaptur
Keller
Kelly
Kennedy (MN)
Kildee
Kilpatrick (MI)
Kind
King (NY)
Kirk
Knollenberg
Kolbe
Kucinich
LaHood
Langevin
Lantos
Larsen (WA)
Latham
LaTourette
Leach
Lee
Levin
Lewis (CA)
Lewis (GA)
Lewis (KY)
Lipinski
LoBiondo
Lofgren, Zoe
Lowey
Lucas
Lynch
Maloney
Markey
Marshall
Matheson
Matsui
McCarthy
McCaul (TX)
McCollum (MN)
McCotter
McCrery
McDermott
McGovern
McHugh
McIntyre
McKeon
McKinney
McNulty
Meehan
Meek (FL)
Meeks (NY)
Melancon
Michaud
Millender-McDonald
Miller (MI)
Miller (NC)
Miller, Gary
Miller, George
Mollohan
Moore (KS)
Moore (WI)
Moran (VA)
Murphy
Murtha
Nadler
Napolitano
Neal (MA)
Ney
Northup
Nunes
Nussle
Oberstar
Obey
Olver
Ortiz
Osborne
Owens
Pallone
Pascrell
Pastor
Payne
Pelosi
Peterson (MN)
Peterson (PA)
Petri
Pickering
Platts
Poe
Pombo
Pomeroy
Porter
Price (NC)
Pryce (OH)
Putnam
Rahall
Ramstad
Rangel
Regula
Rehberg
Reichert
Renzi
Reyes
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Ros-Lehtinen
Ross
Rothman
Roybal-Allard
Ruppersberger
Rush
Ryan (OH)
Sabo
Salazar
Sanchez, Loretta
Sanders
Saxton
Schakowsky
Schiff
Schmidt
Schwartz (PA)
Schwarz (MI)
Scott (GA)
Scott (VA)
Serrano
Shaw
Shays
Sherman
Sherwood
Simmons
Simpson
Skelton
Slaughter
Smith (NJ)
Smith (TX)
Smith (WA)
Snyder
Sodrel
Solis
Souder
Spratt
Stark
Strickland
Sweeney
Tanner
Tauscher
Taylor (MS)
Thomas
Thompson (CA)
Thompson (MS)
Tiberi
Tierney
Towns
Turner
Udall (CO)
Udall (NM)
Upton
Van Hollen
Velázquez
Visclosky
Walden (OR)
Walsh
Wamp
Wasserman Schultz
Waters
Watson
Watt
Waxman
Weiner
Weldon (FL)
Weldon (PA)
Weller
Wexler
Whitfield
Wicker
Wilson (NM)
Wolf
Woolsey
Wu
Wynn
Young (AK)

ANSWERED ''PRESENT''—1

Shimkus

NOT VOTING—6

Evans
Kennedy (RI)
Kuhl (NY)
Larson (CT)
Sánchez, Linda T.
Stupak

So the amendment in the nature of a substitute was not agreed to.

¶41.36 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment in the nature of a substitute made in order in lieu of the amendment in the nature of a substitute numbered 3, printed in part B of House Report 109-468, submitted by Mr. SPRATT:

Strike all after the resolving clause and insert the following:

SECTION 1. CONCURRENT RESOLUTION ON THE BUDGET FOR FISCAL YEAR 2007.

The Congress declares that this is the concurrent resolution on the budget for fiscal year 2007, including appropriate budgetary levels for fiscal years 2008 through 2016.

TITLE I—RECOMMENDED LEVELS AND AMOUNTS

SEC. 101. RECOMMENDED LEVELS AND AMOUNTS.

The following budgetary levels are appropriate for each of fiscal years 2007 through 2016:

(1) FEDERAL REVENUES.—For purposes of the enforcement of this resolution:

(A) The recommended levels of Federal revenues are as follows:

Fiscal year 2007: $1,793,599,000,000.
Fiscal year 2008: $1,907,776,000,000.
Fiscal year 2009: $2,017,571,000,000.
Fiscal year 2010: $2,121,977,000,000.
Fiscal year 2011: $2,343,071,000,000.
Fiscal year 2012: $2,547,527,000,000.
Fiscal year 2013: $2,679,797,000,000.
Fiscal year 2014: $2,821,098,000,000.
Fiscal year 2015: $2,972,309,000,000.
Fiscal year 2016: $3,133,156,000,000.

(B) The amounts by which the aggregate levels of Federal revenues should, be reduced are as follows:

Fiscal year 2007: $26,000,000,000.
Fiscal year 2008: $14,000,000,000.
Fiscal year 2009: $14,000,000,000.
Fiscal year 2010: $14,000,000,000.
Fiscal year 2011: $14,000,000,000.
Fiscal year 2012: $14,000,000,000.
Fiscal year 2013: $14,000,000,000.
Fiscal year 2014: $14,000,000,000.
Fiscal year 2015: $13,000,000,000.
Fiscal year 2016: $13,000,000,000.

(2) NEW BUDGET AUTHORITY.—For purposes of the enforcement of this resolution, the appropriate levels of total new budget authority are as follows:

Fiscal year 2007: $2,300,827,000,000.
Fiscal year 2008: $2,359,859,000,000.
Fiscal year 2009: $2,459,512,000,000.
Fiscal year 2010: $2,573,807,000,000.
Fiscal year 2011: $2,701,041,000,000.
Fiscal year 2012: $2,749,656,000,000.
Fiscal year 2013: $2,885,304,000,000.
Fiscal year 2014: $3,007,982,000,000.
Fiscal year 2015: $3,141,146,000,000.
Fiscal year 2016: $3,314,505,000,000.

(3) BUDGET OUTLAYS.—For purposes of the enforcement of this resolution, the appropriate levels of total budget outlays are as follows:

Fiscal year 2007: $2,332,758,000,000.
Fiscal year 2008: $2,381,732,000,000.
Fiscal year 2009: $2,460,024,000,000.
Fiscal year 2010: $2,564,336,000,000.
Fiscal year 2011: $2,688,386,000,000.
Fiscal year 2012: $2,723,784,000,000.
Fiscal year 2013: $2,863,459,000,000.
Fiscal year 2014: $2,985,643,000,000.
Fiscal year 2015: $3,118,777,000,000.
Fiscal year 2016: $3,298,256,000,000.

(4) DEFICITS (ON-BUDGET).—For purposes of the enforcement of this resolution, the amounts of the deficits (on-budget) are as follows:

Fiscal year 2007: $539,159,000,000.
Fiscal year 2008: $473,957,000,000.
Fiscal year 2009: $442,453,000,000.
Fiscal year 2010: $442,360,000,000.
Fiscal year 2011: $345,315,000,000.
Fiscal year 2012: $176,257,000,000.
Fiscal year 2013: $183,661,000,000.
Fiscal year 2014: $164,545,000,000.
Fiscal year 2015: $146,468,000,000.
Fiscal year 2016: $165,100,000,000.

(5) DEBT SUBJECT TO LIMIT.—Pursuant to section 301(a)(5) of the Congressional Budget Act of 1974, the appropriate levels of the public debt are as follows:

Fiscal year 2007: $9,167,000,000,000.
Fiscal year 2008: $9,752,000,000,000.
Fiscal year 2009: $10,302,000,000,000.
Fiscal year 2010: $10,849,000,000,000.
Fiscal year 2011: $11,291,000,000,000.
Fiscal year 2012: $11,577,000,000,000.
Fiscal year 2013: $11,860,000,000,000.
Fiscal year 2014: $12,123,000,000,000.
Fiscal year 2015: $12,364,000,000,000.
Fiscal year 2016: $12,610,000,000,000.

(6) DEBT HELD BY THE PUBLIC.—The appropriate levels of debt held by the public are as follows:

Fiscal year 2007: $5,313,000,000,000.
Fiscal year 2008: $5,585,000,000,000.
Fiscal year 2009: $5,808,000,000,000.
Fiscal year 2010: $6,013,000,000,000.
Fiscal year 2011: $6,105,000,000,000.
Fiscal year 2012: $6,017,000,000,000.
Fiscal year 2013: $5,928,000,000,000.

Fiscal year 2014: $5,814,000,000,000.
Fiscal year 2015: $5,678,000,000,000.
Fiscal year 2016: $5,555,000,000,000.

SEC. 102. MAJOR FUNCTIONAL CATEGORIES.

The Congress determines and declares that the appropriate levels of new budget authority and outlays for fiscal years 2006 through 2016 for each major functional category are:

(1) National Defense (050):
Fiscal year 2007:
(A) New budget authority, $512,901,000,000.
(B) Outlays, $534,858,000,000.
Fiscal year 2008:
(A) New budget authority, $484,661,000,000.
(B) Outlays, $505,516,000,000.
Fiscal year 2009:
(A) New budget authority, $504,753,000,000.
(B) Outlays, $505,874,000,000.
Fiscal year 2010:
(A) New budget authority, $514,858,000,000.
(B) Outlays, $512,573,000,000.
Fiscal year 2011:
(A) New budget authority, $525,781,000,000.
(B) Outlays, $524,894,000,000.
Fiscal year 2012:
(A) New budget authority, $538,838,000,000.
(B) Outlays, $528,111,000,000.
Fiscal year 2013:
(A) New budget authority, $552,025,000,000.
(B) Outlays, $544,786,000,000.
Fiscal year 2014:
(A) New budget authority, $565,541,000,000.
(B) Outlays, $558,050,000,000.
Fiscal year 2015:
(A) New budget authority, $579,657,000,000.
(B) Outlays, $571,880,000,000.
Fiscal year 2016:
(A) New budget authority, $594,030,000,000.
(B) Outlays, $590,776,000,000.

(2) International Affairs (150):
Fiscal year 2007:
(A) New budget authority, $31,235,000,000.
(B) Outlays, $34,289,000,000.
Fiscal year 2008:
(A) New budget authority, $34,225,000,000.
(B) Outlays, $33,429,000,000.
Fiscal year 2009:
(A) New budget authority, $34,222,000,000.
(B) Outlays, $33,319,000,000.
Fiscal year 2010:
(A) New budget authority, $33,943,000,000.
(B) Outlays, $33,167,000,000.
Fiscal year 2011:
(A) New budget authority, $34,382,000,000.
(B) Outlays, $32,806,000,000.
Fiscal year 2012:
(A) New budget authority, $35,110,000,000.
(B) Outlays, $32,577,000,000.
Fiscal year 2013:
(A) New budget authority, $35,926,000,000.
(B) Outlays, $33,075,000,000.
Fiscal year 2014:
(A) New budget authority, $36,795,000,000.
(B) Outlays, $33,701,000,000.
Fiscal year 2015:
(A) New budget authority, $37,623,000,000.
(B) Outlays, $34,456,000,000.
Fiscal year 2016:
(A) New budget authority, $38,428,000,000.
(B) Outlays, $35,206,000,000.

(3) General Science, Space, and Technology (250):
Fiscal year 2007:
(A) New budget authority, $25,938,000,000.
(B) Outlays, $25,108,000,000.
Fiscal year 2008:
(A) New budget authority, $26,946,000,000.
(B) Outlays, $25,964,000,000.
Fiscal year 2009:
(A) New budget authority, $27,943,000,000.
(B) Outlays, $26,930,000,000.
Fiscal year 2010:
(A) New budget authority, $29,110,000,000.
(B) Outlays, $28,000,000,000.
Fiscal year 2011:
(A) New budget authority, $30,339,000,000.
(B) Outlays, $29,164,000,000.
Fiscal year 2012:
(A) New budget authority, $30,914,000,000.
(B) Outlays, $30,028,000,000.
Fiscal year 2013:
(A) New budget authority, $31,471,000,000.
(B) Outlays, $30,647,000,000.
Fiscal year 2014:
(A) New budget authority, $32,037,000,000.
(B) Outlays, $31,225,000,000.
Fiscal year 2015:
(A) New budget authority, $32,631,000,000.
(B) Outlays, $31,804,000,000.
Fiscal year 2016:
(A) New budget authority, $33,228,000,000.
(B) Outlays, $32,395,000,000.

(4) Energy (270):
Fiscal year 2007:
(A) New budget authority, $2,476,000,000.
(B) Outlays, $949,000,000.
Fiscal year 2008:
(A) New budget authority, $2,688,000,000.
(B) Outlays, $708,000,000.
Fiscal year 2009:
(A) New budget authority, $2,544,000,000.
(B) Outlays, $1,010,000,000.
Fiscal year 2010:
(A) New budget authority, $2,591,000,000.
(B) Outlays, $1,109,000,000.
Fiscal year 2011:
(A) New budget authority, $2,606,000,000.
(B) Outlays, $1,112,000,000.
Fiscal year 2012:
(A) New budget authority, $2,539,000,000.
(B) Outlays, $1,456,000,000.
Fiscal year 2013:
(A) New budget authority, $2,623,000,000.
(B) Outlays, $1,376,000,000.
Fiscal year 2014:
(A) New budget authority, $2,707,000,000.
(B) Outlays, $1,661,000,000.
Fiscal year 2015:
(A) New budget authority, $2,792,000,000.
(B) Outlays, $1,844,000,000.
Fiscal year 2016:
(A) New budget authority, $2,887,000,000.
(B) Outlays, $1,915,000,000.

(5) Natural Resources and Environment (300):
Fiscal year 2007:
(A) New budget authority, $32,549,000,000.
(B) Outlays, $34,328,000,000.
Fiscal year 2008:
(A) New budget authority, $32,951,000,000.
(B) Outlays, $33,641,000,000.
Fiscal year 2009:
(A) New budget authority, $34,243,000,000.
(B) Outlays, $34,469,000,000.
Fiscal year 2010:
(A) New budget authority, $34,913,000,000.
(B) Outlays, $35,166,000,000.
Fiscal year 2011:
(A) New budget authority, $35,359,000,000.
(B) Outlays, $35,542,000,000.
Fiscal year 2012:
(A) New budget authority, $36,361,000,000.
(B) Outlays, $36,443,000,000.
Fiscal year 2013:
(A) New budget authority, $37,229,000,000.
(B) Outlays, $37,215,000,000.
Fiscal year 2014:
(A) New budget authority, $38,107,000,000.
(B) Outlays, $37,973,000,000.
Fiscal year 2015:
(A) New budget authority, $39,058,000,000.
(B) Outlays, $38,777,000,000.
Fiscal year 2016:
(A) New budget authority, $40,298,000,000.
(B) Outlays, $39,922,000,000.

(6) Agriculture (350):
Fiscal year 2007:
(A) New budget authority, $27,546,000,000.
(B) Outlays, $26,819,000,000.
Fiscal year 2008:
(A) New budget authority, $25,577,000,000.
(B) Outlays, $24,739,000,000.
Fiscal year 2009:
(A) New budget authority, $24,949,000,000.
(B) Outlays, $24,182,000,000.
Fiscal year 2010:
(A) New budget authority, $23,905,000,000.
(B) Outlays, $23,048,000,000.
Fiscal year 2011:
(A) New budget authority, $23,621,000,000.
(B) Outlays, $22,857,000,000.
Fiscal year 2012:
(A) New budget authority, $23,434,000,000.
(B) Outlays, $22,735,000,000.
Fiscal year 2013:
(A) New budget authority, $23,213,000,000.
(B) Outlays, $22,527,000,000.
Fiscal year 2014:
(A) New budget authority, $23,147,000,000.
(B) Outlays, $22,485,000,000.
Fiscal year 2015:
(A) New budget authority, $22,284,000,000.
(B) Outlays, $21,648,000,000.
Fiscal year 2016:
(A) New budget authority, $22,410,000,000.
(B) Outlays, $21,758,000,000.

(7) Commerce and Housing Credit (370):
Fiscal year 2007:
(A) New budget authority, $16,698,000,000.
(B) Outlays, $8,073,000,000.
Fiscal year 2008:
(A) New budget authority, $13,958,000,000.
(B) Outlays, $8,353,000,000.
Fiscal year 2009:
(A) New budget authority, $13,315,000,000.
(B) Outlays, $8,052,000,000.
Fiscal year 2010:
(A) New budget authority, $17,061,000,000.
(B) Outlays, $9,093,000,000.
Fiscal year 2011:
(A) New budget authority, $13,168,000,000.
(B) Outlays, $6,040,000,000.
Fiscal year 2012:
(A) New budget authority, $13,396,000,000.
(B) Outlays, $5,973,000,000.
Fiscal year 2013:
(A) New budget authority, $13,500,000,000.
(B) Outlays, $5,603,000,000.
Fiscal year 2014:
(A) New budget authority, $13,601,000,000.
(B) Outlays, $4,964,000,000.
Fiscal year 2015:
(A) New budget authority, $13,799,000,000.
(B) Outlays, $4,706,000,000.
Fiscal year 2016:
(A) New budget authority, $13,922,000,000.
(B) Outlays, $4,592,000,000.

(8) Transportation (400):
Fiscal year 2007:
(A) New budget authority, $80,547,000,000.
(B) Outlays, $76,316,000,000.
Fiscal year 2008:
(A) New budget authority, $83,069,000,000.
(B) Outlays, $78,827,000,000.
Fiscal year 2009:
(A) New budget authority, $75,081,000,000.
(B) Outlays, $79,281,000,000.
Fiscal year 2010:
(A) New budget authority, $75,886,000,000.
(B) Outlays, $80,019,000,000.
Fiscal year 2011:
(A) New budget authority, $76,690,000,000.
(B) Outlays, $81,168,000,000.
Fiscal year 2012:
(A) New budget authority, $77,515,000,000.
(B) Outlays, $82,531,000,000.
Fiscal year 2013:
(A) New budget authority, $78,361,000,000.
(B) Outlays, $84,060,000,000.
Fiscal year 2014:
(A) New budget authority, $79,238,000,000.
(B) Outlays, $85,652,000,000.
Fiscal year 2015:
(A) New budget authority, $80,164,000,000.
(B) Outlays, $87,783,000,000.
Fiscal year 2016:
(A) New budget authority, $81,109,000,000.
(B) Outlays, $89,530,000,000.

(9) Community and Regional Development (450):
Fiscal year 2007:
(A) New budget authority, $16,363,000,000.
(B) Outlays, $31,349,000,000.
Fiscal year 2008:
(A) New budget authority, $13,673,000,000.
(B) Outlays, $25,518,000,000.

Fiscal year 2009:
(A) New budget authority, $13,951,000,000.
(B) Outlays, $22,005,000,000.
Fiscal year 2010:
(A) New budget authority, $14,224,000,000.
(B) Outlays, $18,481,000,000.
Fiscal year 2011:
(A) New budget authority, $14,494,000,000.
(B) Outlays, $14,393,000,000.
Fiscal year 2012:
(A) New budget authority, $14,779,000,000.
(B) Outlays, $14,076,000,000.
Fiscal year 2013:
(A) New budget authority, $15,074,000,000.
(B) Outlays, $14,375,000,000.
Fiscal year 2014:
(A) New budget authority, $15,365,000,000.
(B) Outlays, $14,666,000,000.
Fiscal year 2015:
(A) New budget authority, $15,674,000,000.
(B) Outlays, $14,959,000,000.
Fiscal year 2016:
(A) New budget authority, $15,980,000,000.
(B) Outlays, $15,296,000,000.
(10) Education, Training, Employment, and Social Services (500):
Fiscal year 2007:
(A) New budget authority, $90,774,000,000.
(B) Outlays, $91,065,000,000.
Fiscal year 2008:
(A) New budget authority, $91,492,000,000.
(B) Outlays, $89,579,000,000.
Fiscal year 2009:
(A) New budget authority, $93,275,000,000.
(B) Outlays, $90,659,000,000.
Fiscal year 2010:
(A) New budget authority, $95,237,000,000.
(B) Outlays, $92,524,000,000.
Fiscal year 2011:
(A) New budget authority, $95,890,000,000.
(B) Outlays, $94,307,000,000.
Fiscal year 2012:
(A) New budget authority, $97,126,000,000.
(B) Outlays, $94,816,000,000.
Fiscal year 2013:
(A) New budget authority, $98,372,000,000.
(B) Outlays, $96,074,000,000.
Fiscal year 2014:
(A) New budget authority, $99,885,000,000.
(B) Outlays, $97,581,000,000.
Fiscal year 2015:
(A) New budget authority, $101,355,000,000.
(B) Outlays, $99,012,000,000.
Fiscal year 2016:
(A) New budget authority, $102,811,000,000.
(B) Outlays, $100,459,000,000.
(11) Health (550):
Fiscal year 2007:
(A) New budget authority, $277,009,000,000.
(B) Outlays, $274,711,000,000.
Fiscal year 2008:
(A) New budget authority, $293,454,000,000.
(B) Outlays, $293,003,000,000.
Fiscal year 2009:
(A) New budget authority, $314,496,000,000.
(B) Outlays, $311,811,000,000.
Fiscal year 2010:
(A) New budget authority, $332,644,000,000.
(B) Outlays, $331,249,000,000.
Fiscal year 2011:
(A) New budget authority, $354,558,000,000.
(B) Outlays, $352,587,000,000.
Fiscal year 2012:
(A) New budget authority, $377,770,000,000.
(B) Outlays, $375,314,000,000.
Fiscal year 2013:
(A) New budget authority, $403,232,000,000.
(B) Outlays, $400,466,000,000.
Fiscal year 2014:
(A) New budget authority, $430,683,000,000.
(B) Outlays, $427,732,000,000.
Fiscal year 2015:
(A) New budget authority, $460,378,000,000.
(B) Outlays, $457,224,000,000.
Fiscal year 2016:
(A) New budget authority, $492,667,000,000.
(B) Outlays, $489,380,000,000.
(12) Medicare (570):
Fiscal year 2007:
(A) New budget authority, $382,955,000,000.
(B) Outlays, $388,413,000,000.
Fiscal year 2008:
(A) New budget authority, $413,820,000,000.
(B) Outlays, $413,815,000,000.
Fiscal year 2009:
(A) New budget authority, $444,052,000,000.
(B) Outlays, $443,684,000,000.
Fiscal year 2010:
(A) New budget authority, $473,989,000,000.
(B) Outlays, $474,196,000,000.
Fiscal year 2011:
(A) New budget authority, $524,509,000,000.
(B) Outlays, $524,498,000,000.
Fiscal year 2012:
(A) New budget authority, $527,728,000,000.
(B) Outlays, $527,316,000,000.
Fiscal year 2013:
(A) New budget authority, $588,674,000,000.
(B) Outlays, $588,882,000,000.
Fiscal year 2014:
(A) New budget authority, $637,861,000,000.
(B) Outlays, $637,832,000,000.
Fiscal year 2015:
(A) New budget authority, $692,503,000,000.
(B) Outlays, $691,980,000,000.
Fiscal year 2016:
(A) New budget authority, $778,449,000,000.
(B) Outlays, $778,642,000,000.
(13) Income Security (600):
Fiscal year 2007:
(A) New budget authority, $358,606,000,000.
(B) Outlays, $363,159,000,000.
Fiscal year 2008:
(A) New budget authority, $373,318,000,000.
(B) Outlays, $376,098,000,000.
Fiscal year 2009:
(A) New budget authority, $385,726,000,000.
(B) Outlays, $387,538,000,000.
Fiscal year 2010:
(A) New budget authority, $397,837,000,000.
(B) Outlays, $398,691,000,000.
Fiscal year 2011:
(A) New budget authority, $413,602,000,000.
(B) Outlays, $413,948,000,000.
Fiscal year 2012:
(A) New budget authority, $400,150,000,000.
(B) Outlays, $399,943,000,000.
Fiscal year 2013:
(A) New budget authority, $415,125,000,000.
(B) Outlays, $415,175,000,000.
Fiscal year 2014:
(A) New budget authority, $426,333,000,000.
(B) Outlays, $426,726,000,000.
Fiscal year 2015:
(A) New budget authority, $437,450,000,000.
(B) Outlays, $438,186,000,000.
Fiscal year 2016:
(A) New budget authority, $453,901,000,000.
(B) Outlays, $454,986,000,000.
(14) Social Security (650):
Fiscal year 2007:
(A) New budget authority, $16,922,000,000.
(B) Outlays, $16,922,000,000.
Fiscal year 2008:
(A) New budget authority, $18,814,000,000.
(B) Outlays, $18,814,000,000.
Fiscal year 2009:
(A) New budget authority, $20,694,000,000.
(B) Outlays, $20,694,000,000.
Fiscal year 2010:
(A) New budget authority, $22,866,000,000.
(B) Outlays, $22,866,000,000.
Fiscal year 2011:
(A) New budget authority, $26,480,000,000.
(B) Outlays, $26,480,000,000.
Fiscal year 2012:
(A) New budget authority, $29,423,000,000.
(B) Outlays, $29,423,000,000.
Fiscal year 2013:
(A) New budget authority, $32,168,000,000.
(B) Outlays, $32,168,000,000.
Fiscal year 2014:
(A) New budget authority, $35,122,000,000.
(B) Outlays, $35,122,000,000.
Fiscal year 2015:
(A) New budget authority, $38,362,000,000.
(B) Outlays, $38,362,000,000.
Fiscal year 2016:
(A) New budget authority, $42,048,000,000.
(B) Outlays, $42,048,000,000.
(15) Veterans Benefits and Services (700):
Fiscal year 2007:
(A) New budget authority, $74,627,000,000.
(B) Outlays, $73,944,000,000.
Fiscal year 2008:
(A) New budget authority, $76,984,000,000.
(B) Outlays, $77,251,000,000.
Fiscal year 2009:
(A) New budget authority, $79,240,000,000.
(B) Outlays, $79,038,000,000.
Fiscal year 2010:
(A) New budget authority, $81,348,000,000.
(B) Outlays, $81,053,000,000.
Fiscal year 2011:
(A) New budget authority, $86,392,000,000.
(B) Outlays, $86,051,000,000.
Fiscal year 2012:
(A) New budget authority, $83,089,000,000.
(B) Outlays, $82,679,000,000.
Fiscal year 2013:
(A) New budget authority, $88,438,000,000.
(B) Outlays, $88,016,000,000.
Fiscal year 2014:
(A) New budget authority, $90,784,000,000.
(B) Outlays, $90,395,000,000.
Fiscal year 2015:
(A) New budget authority, $93,256,000,000.
(B) Outlays, $92,873,000,000.
Fiscal year 2016:
(A) New budget authority, $99,303,000,000.
(B) Outlays, $99,030,000,000.
(16) Administration of Justice (750):
Fiscal year 2007:
(A) New budget authority, $42,858,000,000.
(B) Outlays, $43,683,000,000.
Fiscal year 2008:
(A) New budget authority, $42,899,000,000.
(B) Outlays, $43,573,000,000.
Fiscal year 2009:
(A) New budget authority, $43,615,000,000.
(B) Outlays, $43,874,000,000.
Fiscal year 2010:
(A) New budget authority, $44,744,000,000.
(B) Outlays, $44,654,000,000.
Fiscal year 2011:
(A) New budget authority, $45,909,000,000.
(B) Outlays, $45,531,000,000.
Fiscal year 2012:
(A) New budget authority, $47,116,000,000.
(B) Outlays, $46,722,000,000.
Fiscal year 2013:
(A) New budget authority, $48,334,000,000.
(B) Outlays, $47,905,000,000.
Fiscal year 2014:
(A) New budget authority, $49,606,000,000.
(B) Outlays, $49,173,000,000.
Fiscal year 2015:
(A) New budget authority, $53,865,000,000.
(B) Outlays, $53,426,000,000.
Fiscal year 2016:
(A) New budget authority, $55,571,000,000.
(B) Outlays, $55,121,000,000.
(17) General Government (800):
Fiscal year 2007:
(A) New budget authority, $19,376,000,000.
(B) Outlays, $19,135,000,000.
Fiscal year 2008:
(A) New budget authority, $19,003,000,000.
(B) Outlays, $18,921,000,000.
Fiscal year 2009:
(A) New budget authority, $19,573,000,000.
(B) Outlays, $19,188,000,000.
Fiscal year 2010:
(A) New budget authority, $20,139,000,000.
(B) Outlays, $19,738,000,000.
Fiscal year 2011:
(A) New budget authority, $20,655,000,000.
(B) Outlays, $20,290,000,000.
Fiscal year 2012:
(A) New budget authority, $21,343,000,000.
(B) Outlays, $21,118,000,000.
Fiscal year 2013:
(A) New budget authority, $22,064,000,000.
(B) Outlays, $21,635,000,000.
Fiscal year 2014:
(A) New budget authority, $22,789,000,000.
(B) Outlays, $22,326,000,000.

Fiscal year 2015:
(A) New budget authority, $23,566,000,000.
(B) Outlays, $23,129,000,000.
Fiscal year 2016:
(A) New budget authority, $24,338,000,000.
(B) Outlays, $24,077,000,000.
(18) Net Interest (900):
Fiscal year 2007:
(A) New budget authority, $353,582,000,000.
(B) Outlays, $353,582,000,000.
Fiscal year 2008:
(A) New budget authority, $383,451,000,000.
(B) Outlays, $383,451,000,000.
Fiscal year 2009:
(A) New budget authority, $406,645,000,000.
(B) Outlays, $406,645,000,000.
Fiscal year 2010:
(A) New budget authority, $429,677,000,000.
(B) Outlays, $429,677,000,000.
Fiscal year 2011:
(A) New budget authority, $450,444,000,000.
(B) Outlays, $450,444,000,000.
Fiscal year 2012:
(A) New budget authority, $465,277,000,000.
(B) Outlays, $465,277,000,000.
Fiscal year 2013:
(A) New budget authority, $475,950,000,000.
(B) Outlays, $475,950,000,000.
Fiscal year 2014:
(A) New budget authority, $487,477,000,000.
(B) Outlays, $487,477,000,000.
Fiscal year 2015:
(A) New budget authority, $498,725,000,000.
(B) Outlays, $498,725,000,000.
Fiscal year 2016:
(A) New budget authority, $508,495,000,000.
(B) Outlays, $508,495,000,000.
(19) Allowances (920):
Fiscal year 2007:
(A) New budget authority, $6,450,000,000.
(B) Outlays, $5,483,000,000.
Fiscal year 2008:
(A) New budget authority, −$2,397,000,000.
(B) Outlays, −$1,070,000,000.
Fiscal year 2009:
(A) New budget authority, −$4,325,000,000.
(B) Outlays, −$4,036,000,000.
Fiscal year 2010:
(A) New budget authority, −$4,390,000,000.
(B) Outlays, −$4,380,000,000.
Fiscal year 2011:
(A) New budget authority, −$4,554,000,000.
(B) Outlays, −$4,529,000,000.
Fiscal year 2012:
(A) New budget authority, −$1,150,000,000.
(B) Outlays, −$1,661,000,000.
Fiscal year 2013:
(A) New budget authority, −$1,140,000,000.
(B) Outlays, −$1,142,000,000.
Fiscal year 2014:
(A) New budget authority, −$1,130,000,000.
(B) Outlays, −$1,132,000,000.
Fiscal year 2015:
(A) New budget authority, −$1,120,000,000.
(B) Outlays, −$1,122,000,000.
Fiscal year 2016:
(A) New budget authority, −$1,110,000,000.
(B) Outlays, −$1,112,000,000.
(20) Undistributed Offsetting Receipts (950):
Fiscal year 2007:
(A) New budget authority, −$68,585,000,000.
(B) Outlays, −$69,427,000,000.
Fiscal year 2008:
(A) New budget authority, −$68,727,000,000.
(B) Outlays, −$68,399,000,000.
Fiscal year 2009:
(A) New budget authority, −$74,480,000,000.
(B) Outlays, −$74,199,000,000.
Fiscal year 2010:
(A) New budget authority, −$66,775,000,000.
(B) Outlays, −$66,588,000,000.
Fiscal year 2011:
(A) New budget authority, −$69,284,000,000.
(B) Outlays, −$69,247,000,000.
Fiscal year 2012:
(A) New budget authority, −$71,103,000,000.
(B) Outlays, −$71,094,000,000.
Fiscal year 2013:
(A) New budget authority, −$75,335,000,000.
(B) Outlays, −$75,335,000,000.
Fiscal year 2014:
(A) New budget authority, −$77,966,000,000.
(B) Outlays, −$77,966,000,000.
Fiscal year 2015:
(A) New budget authority, −$80,876,000,000.
(B) Outlays, −$80,876,000,000.
Fiscal year 2016:
(A) New budget authority, −$84,260,000,000.
(B) Outlays, −$84,260,000,000.

TITLE II—RESERVE FUNDS

SEC. 201. RESERVE FUND TO ADDRESS MEDICARE ADVANTAGE OVERPAYMENTS AND IMPROVE THE MEDICARE PRESCRIPTION DRUG BENEFIT.

(a) IN GENERAL.—In the House, if the Committee on Ways and Means or the Committee on Energy and Commerce reports a bill or joint resolution, or if an amendment thereto is offered or a conference report thereon is submitted, that provides for a reduction in new budgetary authority and outlays under part C of title XVIII of the Social Security Act (Medicare Advantage), including elimination of the Medicare Advantage Regional Plan Stabilization Fund, or through authority to negotiate prescription drug prices, or both, and that provides for new budget authority in a corresponding amount through authority to improve the Medicare prescription drug benefit described in subsection (b), to the extent that the combined effect would not increase the deficit for fiscal year 2007 and for the period of fiscal years 2007 through 2016, the chairman of the Committee on the Budget shall revise the appropriate budgetary aggregates and allocations of new budget authority and outlays to take into account the budgetary effects of such measures for such purposes.

(b) AUTHORITY DEFINED.—For purposes of subsection (a), the authority described in this section may include any of the following:

(1) Reductions in beneficiary cost-sharing, including partial or complete elimination of the donut hole.

(2) Minimum standard transition coverage for new enrollees, or enrollees changing prescription drug plans.

(3) Prohibition of additional restrictions or limitations on coverage during the year, such as changing the formulary.

(4) Reimbursement of third parties for 2006 transition costs.

(5) Other methods that simplify enrollment (including initial enrollment, annual enrollment, or changes in between plans) in Part D or improve the Medicare Part D drug benefit; and

(6) Creation of a prescription drug plan option offered through Medicare with drug prices negotiated by the Secretary of the Department of Health and Human Services.

SEC. 202. DEFICIT-NEUTRAL RESERVE FUND FOR HEALTH INSURANCE COVERAGE FOR THE UNINSURED.

In the House, if legislation is reported, or if an amendment thereto is offered or a conference report thereon is submitted, that provides affordable, comprehensive health insurance to the uninsured and builds upon and strengthens public and private coverage, including ensuring that cost-sharing is affordable and protecting Medicaid beneficiaries from cost-sharing increases and preventing the erosion of Medicaid, State Children's Health Insurance Program, and other public and private coverage, the chairman of the committee on the Budget may make the appropriate adjustments in allocations and aggregates to the extent such measure is deficit neutral (whether by changes in revenues or direct spending) in fiscal year 2007 and for the period of fiscal years 2007 through 2016.

SEC. 203. DEFICIT-NEUTRAL RESERVE FUND TO PROTECT MEDICARE BENEFICIARIES WHO ENROLL IN THE PRESCRIPTION DRUG BENEFIT DURING 2006.

In the House, if legislation is reported, or if an amendment thereto is offered or a conference report thereon is submitted that extends the annual open enrollment period under the Medicare prescription drug program under part D of title XVIII through all of 2006 without imposing a late enrollment penalty for months during such period the chairman of the committee on the Budget may make the appropriate adjustments in allocations and aggregates to the extent such measure is deficit neutral (whether by changes in revenues or direct spending) in fiscal year 2007 and for the period of fiscal years 2007 through 2016.

SEC. 204. DEFICIT-NEUTRAL RESERVE FUND FOR PHYSICIAN PAYMENT INCREASES UNDER MEDICARE.

(a) IN GENERAL.—In the House, if the Committee on Ways and Means or the Committee on Energy and Commerce reports a bill or joint resolution, or if an amendment thereto is offered or a conference report thereon is submitted, that has the effect of increasing the reimbursement rate for physicians under section 1848(d) of the Social Security Act, the chairman of the committee on the Budget may make the appropriate adjustments in allocations and aggregates to the extent such measure is deficit neutral (whether by changes in revenues or direct spending) in fiscal year 2007 and for the period of fiscal years 2007 through 2016.

SEC. 205. RESERVE FUND FOR THE REFORM OF THE REGULATION OF GOVERNMENT-SPONSORED ENTERPRISES.

In the House, if—

(1) the Committee on Financial Services reports a bill or joint resolution, or if an amendment is offered thereto or a conference report is submitted thereon, that reforms the regulation of certain housing-related Government-sponsored enterprises; and

(2) that committee is within its allocation as provided under section 302(a) of the Congressional Budget Act of 1974;

the chairman of the Committee on the Budget may make the appropriate adjustments in allocations and aggregates to the extent that such legislation would not increase the deficit for fiscal year 2007 and the period of fiscal years 2007 through 2016.

SEC. 206. RESERVE FUND FOR CALENDAR YEAR 2007 ALTERNATIVE MINIMUM TAX RELIEF.

If the Committee on Ways and Means reports a bill, or an amendment is offered thereto or a conference report is submitted thereon, that would increase the exemption amounts specified in section 55(d)(1) of the Internal Revenue Code of 1986 with respect to taxable years beginning in calendar year 2007, the chairman of the Committee on the Budget may make the appropriate adjustments in allocations and aggregates for fiscal year 2007 to the extent that such legislation would not reduce revenues below the aggregate level of revenues provided in section 101(1)(A) for the period of fiscal years 2007 through 2016.

SEC. 207. RESERVE FUND FOR SECURE RURAL SCHOOLS AND COMMUNITY SELF-DETERMINATION ACT REAUTHORIZATION.

In the House, after the filing of a rule that provides for the consideration of any bill or joint resolution or whenever any bill or joint resolution is placed on any calendar, or if an amendment is offered to or conference report is submitted on any bill or joint resolution that provides for the reauthorization of the Secure Rural Schools and Community Self-Determination Act (Public Law 106–393), then the chairman of the Committee on the

Budget may make the appropriate adjustments in allocations and aggregates to the extent that such legislation would not increase the deficit for the period of fiscal years 2007 through 2016.

SEC. 208. RESERVE FUND FOR THE NATIONAL FLOOD INSURANCE PROGRAM TO MEET OUTSTANDING CLAIMS FOR FLOOD DAMAGE IN THE GULF.

In the House the chairman of the Committee on the Budget may make the appropriate adjustments in allocations and aggregates for the purpose of liquidating the National Flood Insurance Fund's remaining contractual obligations resulting from claims made as a result of floods that occurred in 2005.

TITLE III—BUDGET ENFORCEMENT

SEC. 301. REQUIRING A SEPARATE VOTE IF THE STATUTORY DEBT LIMIT IS TO BE INCREASED.

The Rules of the House of Representatives are amended by repealing rule XXVII (relating to the statutory limit on the debt).

SEC. 302. RECONCILIATION SHALL NOT BE USED TO INCREASE THE DEFICIT.

(a) POINT OF ORDER.—It shall not be in order in the House to consider any concurrent resolution on the budget in which the combined effect of any reconciliation instructions increases the deficit for any of the following periods:

(1) The first year covered by the most recently adopted concurrent resolution on the budget.

(2) The period of the first 5 fiscal years covered by the most recently adopted concurrent resolution on the budget.

SEC. 303. ADJUSTMENTS FOR TAX LEGISLATION.

In the House, if the Committee on Ways and Means reports a bill or joint resolution, or an amendment is offered thereto or a conference report is submitted thereon, that amends the Internal Revenue Code of 1986 by extending the expiration dates for Federal tax policies that expired during fiscal year 2006 or that expire during the period of fiscal years 2007 through 2016, then the chairman of the Committee on the Budget may make appropriate adjustments in the allocations and aggregates of budget authority, outlays, and revenue set forth in this resolution to reflect the budgetary effects of such legislation, but only to the extent the adjustments would not cause the level of revenue to be less than the level of revenue provided for in this resolution for the period of fiscal years 2007 through 2016 and would not cause the deficit to exceed the appropriate level of deficits provided for in this resolution for the period of fiscal years 2007 through 2016.

SEC. 304. EXEMPTION OF AVIAN BIRD FLU RESPONSE.

In the House, if any bill or joint resolution is reported, or an amendment is offered thereto or a conference report is filed thereon, that makes appropriations for fiscal year 2007 to combat avian flu, increase local preparedness, and develop a vaccine to innoculate the United States population, then the new budget authority, new entitlement authority, or outlays resulting therefrom shall not count for purposes of titles III or IV of the Congressional Budget Act of 1974.

SEC. 305. OVERSEAS CONTINGENCY OPERATIONS.

(a) EXEMPTION OF OVERSEAS CONTINGENCY OPERATIONS.—In the House, if any bill or joint resolution is reported, or an amendment is offered thereto or a conference report is filed thereon, that makes appropriations for fiscal year 2007 for contingency operations directly related to the global war on terrorism, and other unanticipated defense-related operations, then the new budget authority, new entitlement authority, outlays, or receipts resulting therefrom shall not count for purposes of titles III or IV of the Congressional Budget Act of 1974.

(b) CURRENT LEVEL.—Amounts included in this resolution for the purpose set forth in this section shall be considered to be current law for purposes of the preparation of the current level of budget authority and outlays and the appropriate levels shall be adjusted upon the enactment of such bill.

TITLE IV—SENSE OF CONGRESS

SEC. 401. SENSE OF THE HOUSE ON DEFENSE PRIORITIES.

It is the sense of the House that—

(1) funding cooperative threat reduction and nuclear nonproliferation programs at a level adequate to the threat and the risk is also a compelling homeland defense priority, and the President's budget should have requested sufficient funding for these programs;

(2) funding Army National Guard troop strength to the authorized level of 350,000 is critical to support homeland defense, crisis response in the United States, and to support overseas deployments and the President's budget should have requested sufficient funding for this requirement;

(3) ensuring the $150,000 death gratuity benefit be provided retroactively to those beneficiaries from May 5, 2005, through August 31, 2005, is a high priority that should not have been omitted from the President's budget request;

(4) increasing the level of free life insurance coverage from $150,000 to $400,000 to service members in a combat zone through the Service members Group Life Insurance Program (SGLI) is a high priority which should not have been omitted from the President's budget request;

(5) ensuring Tricare health care fees for military retirees under the age of 65 remain at current rates is a high priority;

(6) increasing pay and reenlistment bonuses are high priorities which should not have been omitted from the President's budget request because they are critical to the retention of experienced personnel, particularly senior noncommissioned officers and junior officers;

(7) increasing funds for family service centers to support families of deploying service members is a high priority, and the President's budget should have requested sufficient funding for this purpose;

(8) funding the Missile Defense Agency at a substantial but lower level and de-emphasizing space-based interceptor development will ensure a more measured acquisition strategy, yet still support a robust ballistic missile defense program;

(9) funding satellite research, development, and procurement at a level below the amount requested for fiscal year 2007, which amounts to a 14 percent increase above the current level, but sufficient to develop new satellite technologies while ensuring a more prudent acquisition strategy;

(10) providing sufficient resources to implement Government Accountability Office recommendations, such as improving financial management and contracting practices at the Department of Defense, should identify billions of dollars of obligations and disbursements and government overcharges for which the Department of Defense cannot account, and should result in substantial annual savings;

(11) all savings that accrue from the actions recommended in paragraphs (8) through (10) should be used to fund higher priorities within the national security function of the budget (050), and especially those high priorities identified in paragraphs (1) through (7).

SEC. 402. POLICY.

It is the policy of this concurrent resolution on the budget to balance long-term deficit reduction with middle-income tax relief, such as—

(1) extension of the child tax credit;

(2) extension of marriage penalty relief;

(3) extension of the 10 percent individual income tax bracket;

(4) modification of the alternative minimum tax to minimize its impact on middle-income taxpayers;

(5) elimination of estate taxes on all but a minute fraction of estates by reforming and substantially increasing the unified credit;

(6) extension of the research and experimentation tax credit; and

(7) extension of the deduction for State and local sales taxes.

To achieve this tax relief, this resolution assumes $150,000,000,000 in tax relief, and the accommodation of additional tax relief provided the additional revenue loss is offset such as through the recovery of a portion of unpaid revenue (commonly known as the ''tax gap'') owed the United States Treasury under the existing tax code and estimated to be $290,000,000,000 in 2001 alone.

SEC. 403. SENSE OF THE HOUSE REGARDING PAY PARITY.

It is the sense of the House that—

(1) compensation for civilian and military employees of the United States, without whom we cannot successfully serve and protect our citizens and taxpayers, must be sufficient to support our critical efforts to recruit, retain, and reward quality people effectively and responsibly; and

(2) to achieve this objective, the rate of increase in the compensation of civilian employees should be equal to that for military employees.

SEC. 404. SENSE OF THE HOUSE ON EXTENSION OF THE STATUTORY PAY-AS-YOU-GO RULE.

It is the sense of the House that in order to reduce the deficit Congress should extend PAYGO in its original form in the Budget Enforcement Act of 1990, making the rule apply both to tax decreases and to mandatory spending increases.

SEC. 405. SENSE OF THE HOUSE ON TAX SIMPLIFICATION AND TAX FAIRNESS.

It is the sense of the House that—

(1) the current tax system has been made increasingly complex and unfair to the detriment of the vast majority of working Americans during the past decade;

(2) constant change and manipulation of the tax code have adverse effects on taxpayers understanding and trust in the Nation's tax laws;

(3) these increases in complexity and inequity have made compliance more challenging for the average taxpayer and small business owner, increasing the number of middle income families subject to the alternative minimum tax, and widening the tax gap; and

(4) this concurrent resolution on the budget contemplates a comprehensive review of recent changes in the tax code, leading to future action to reduce the tax burden and compliance burden for middle-income workers and their families in the context of tax reform that makes the Federal tax code simpler and fairer to all taxpayers, and ensures that this generation of Americans does not force future generations to pay our bills.

SEC. 406. SENSE OF THE HOUSE ON HOMELAND SECURITY.

It is the sense of the House that—

(1) this resolution provides additional homeland security funding above the President's requested level and the budget reported by the Committee on the budget of the House for 2007 and every subsequent year;

(2) this resolution provides $6,100,000,000 above the President's requested level for 2007, and additional amounts in subsequent years, in the four budget functions (Function 400 Transportation; Function 450 Community

and Regional Development; Function 550 Health; and Function 750 Administration of Justice) which fund most nondefense homeland security activities; and

(3) the homeland security funding provided in this resolution will help to strengthen the security of our Nation's transportation system, particularly our ports where significant security shortfalls still exist and foreign ports by expanding efforts to identify and scan all high-risk U.S.-bound cargo, equip our first responders, help secure our borders, increase the preparedness of our public health system, and strengthen the Nation's homeland security.

SEC. 407. SENSE OF THE HOUSE REGARDING FUNDING FOR THE MANUFACTURING EXTENSION PARTNERSHIP.

It is the sense of the House that this resolution rejects the President's budget cuts to the Manufacturing Extension Partnership, and ensures sufficient funding to protect the ability of the Manufacturing Extension Partnership to continue helping small manufacturers reach their optimal performance and create jobs.

SEC. 408. SENSE OF THE HOUSE ON REJECTING CUTS TO EDUCATION, HEALTH, AND TRAINING PROGRAMS.

It is the sense of the House that:

(1) Funding for vital education, health, social services, and training programs was cut for 2006, and would be reduced by a total of $7 billion below the 2005 level by the President's budget request for 2007.

(2) It is imperative that Congress reject cuts to key programs that the President's budget eliminates or cuts. These programs include vocational education, special education, college aid, and title I, which is the cornerstone of the No Child Left Behind Act. They also include medical research, including the National Institutes for Health and the Centers for Disease Control, community services, and job training.

(3) This resolution provides more than $7 billion above the Senate budget resolution's total for non-defense discretionary funding for 2007 and an even greater amount above the President's budget for 2007, and provides an amount which is sufficient to reject the President's cuts and maintain funding for vital health, social services, education, and job training programs.

SEC. 409. SENSE OF THE HOUSE ON RURAL DEVELOPMENT.

It is the sense of the House that—

(1) rural communities play an important role in the American economy, and the sustained viability of rural America is key to economic stability for many parts of the Nation; and

(2) this resolution supports sufficient funding for agriculture, rural economic development, infrastructure, research, and other priorities for rural communities, and rejects the cuts proposed in the President's budget.

SEC. 410. POLICY.

For fiscal year 2007, major functional category Allowances (920) reserves $6,450,000,000 in anticipation of emergency spending in response to natural disasters.

It was decided in the negative ..... { Yeas ..... 184 / Nays 241

¶41.37 [Roll No. 157]

AYES—184

Abercrombie
Ackerman
Allen
Andrews
Baca
Baird
Baldwin
Becerra
Berkley
Berman
Berry
Bishop (GA)
Bishop (NY)
Blumenauer
Boswell
Boucher
Boyd
Brady (PA)
Brown (OH)
Brown, Corrine
Butterfield
Capps
Capuano
Cardin
Cardoza
Carnahan
Carson
Case
Chandler
Clay
Cleaver
Clyburn
Conyers
Cooper
Costa
Cramer
Crowley
Cuellar
Cummings
Davis (AL)
Davis (CA)
Davis (FL)
Davis (IL)
Davis (TN)
DeFazio
DeGette
Delahunt
DeLauro
Dicks
Dingell
Doggett
Doyle
Edwards
Emanuel
Engel
Eshoo
Etheridge
Farr
Fattah
Filner
Ford
Frank (MA)
Gonzalez
Gordon
Green, Al
Green, Gene
Grijalva
Gutierrez
Harman
Hastings (FL)
Herseth
Higgins
Hinchey
Hinojosa
Holden
Holt
Honda
Hooley
Hoyer
Inslee
Israel
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Johnson, E. B.
Jones (OH)
Kaptur
Kildee
Kilpatrick (MI)
Kind
Langevin
Lantos
Larsen (WA)
Lee
Levin
Lewis (GA)
Lipinski
Lofgren, Zoe
Lowey
Lynch
Maloney
Markey
Matsui
McCarthy
McCollum (MN)
McDermott
McGovern
McIntyre
McKinney
McNulty
Meehan
Meek (FL)
Meeks (NY)
Michaud
Millender-McDonald
Miller (NC)
Miller, George
Mollohan
Moore (KS)
Moore (WI)
Moran (VA)
Nadler
Napolitano
Neal (MA)
Oberstar
Obey
Olver
Ortiz
Owens
Pallone
Pascrell
Pastor
Payne
Pelosi
Peterson (MN)
Pomeroy
Price (NC)
Rahall
Rangel
Reyes
Ross
Rothman
Roybal-Allard
Ruppersberger
Rush
Ryan (OH)
Sabo
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Schakowsky
Schiff
Schwartz (PA)
Scott (GA)
Scott (VA)
Sherman
Skelton
Slaughter
Smith (WA)
Snyder
Solis
Spratt
Strickland
Tanner
Tauscher
Thompson (CA)
Thompson (MS)
Tierney
Towns
Udall (CO)
Udall (NM)
Van Hollen
Velázquez
Visclosky
Wasserman Schultz
Waters
Watson
Watt
Waxman
Weiner
Wexler
Woolsey
Wu
Wynn

NOES—241

Aderholt
Akin
Alexander
Bachus
Baker
Barrett (SC)
Barrow
Bartlett (MD)
Barton (TX)
Bass
Bean
Beauprez
Biggert
Bilirakis
Bishop (UT)
Blackburn
Blunt
Boehlert
Boehner
Bonilla
Bonner
Bono
Boozman
Boren
Boustany
Bradley (NH)
Brady (TX)
Brown (SC)
Brown-Waite, Ginny
Burgess
Burton (IN)
Buyer
Calvert
Camp (MI)
Campbell (CA)
Cannon
Cantor
Capito
Carter
Castle
Chabot
Chocola
Coble
Cole (OK)
Conaway
Costello
Crenshaw
Cubin
Culberson
Davis (KY)
Davis, Jo Ann
Davis, Tom
Deal (GA)
DeLay
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Doolittle
Drake
Dreier
Duncan
Ehlers
Emerson
English (PA)
Everett
Feeney
Ferguson
Fitzpatrick (PA)
Flake
Foley
Forbes
Fortenberry
Fossella
Foxx
Franks (AZ)
Frelinghuysen
Gallegly
Garrett (NJ)
Gerlach
Gibbons
Gilchrest
Gillmor
Gingrey
Gohmert
Goode
Goodlatte
Granger
Graves
Green (WI)
Gutknecht
Hall
Harris
Hart
Hastings (WA)
Hayes
Hayworth
Hefley
Hensarling
Herger
Hobson
Hoekstra
Hostettler
Hulshof
Hunter
Hyde
Inglis (SC)
Issa
Istook
Jenkins
Jindal
Johnson (CT)
Johnson (IL)
Johnson, Sam
Jones (NC)
Kanjorski
Keller
Kelly
Kennedy (MN)
King (IA)
King (NY)
Kingston
Kirk
Kline
Knollenberg
Kolbe
Kucinich
LaHood
Latham
LaTourette
Leach
Lewis (CA)
Lewis (KY)
Linder
LoBiondo
Lucas
Lungren, Daniel E.
Mack
Manzullo
Marchant
Marshall
Matheson
McCaul (TX)
McCotter
McCrery
McHenry
McHugh
McKeon
McMorris
Mica
Miller (FL)
Miller (MI)
Miller, Gary
Moran (KS)
Murphy
Murtha
Musgrave
Myrick
Neugebauer
Ney
Northup
Norwood
Nunes
Nussle
Osborne
Otter
Oxley
Paul
Pearce
Pence
Peterson (PA)
Petri
Pickering
Pitts
Platts
Poe
Pombo
Porter
Price (GA)
Pryce (OH)
Putnam
Radanovich
Ramstad
Regula
Rehberg
Reichert
Renzi
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Ros-Lehtinen
Royce
Ryan (WI)
Ryun (KS)
Salazar
Saxton
Schmidt
Schwarz (MI)
Sensenbrenner
Sessions
Shadegg
Shaw
Shays
Sherwood
Shimkus
Shuster
Simmons
Simpson
Smith (NJ)
Smith (TX)
Sodrel
Souder
Stark
Stearns
Sullivan
Sweeney
Tancredo
Taylor (MS)
Taylor (NC)
Terry
Thomas
Thornberry
Tiahrt
Tiberi
Turner
Upton
Walden (OR)
Walsh
Wamp
Weldon (FL)
Weldon (PA)
Weller
Westmoreland
Whitfield
Wicker
Wilson (NM)
Wilson (SC)
Wolf
Young (AK)
Young (FL)

NOT VOTING—7

Evans
Kennedy (RI)
Kuhl (NY)
Larson (CT)
Melancon
Serrano
Stupak

So the amendment in the nature of a substitute was not agreed to.

After some further time,

The SPEAKER pro tempore, Mr. BOOZMAN, assumed the Chair.

When Mr. LAHOOD, Acting Chairman, pursuant to House Resolution 817, reported the concurrent resolution, as amended, back to the House.

The previous question having been ordered by section 305(a) of the Congressional Budget Act of 1974.

Pursuant to House Resolution 817, the following amendments, printed in part A of House Report 109-468, were considered as agreed to:

Paragraphs (2) through (6) of section 101 are amended to read as follows:

(2) NEW BUDGET AUTHORITY.—For purposes of the enforcement of this resolution, the appropriate levels of total new budget authority are as follows:

Fiscal year 2007: $2,283,029,000,000.
Fiscal year 2008: $2,332,599,000,000.
Fiscal year 2009: $2,426,014,000,000.
Fiscal year 2010: $2,526,861,000,000.
Fiscal year 2011: $2,649,474,000,000.

(3) BUDGET OUTLAYS.—For purposes of the enforcement of this resolution, the appropriate levels of total budget outlays are as follows:

Fiscal year 2007: $2,325,998,000,000.
Fiscal year 2008: $2,364,794,000,000.
Fiscal year 2009: $2,434,610,000,000.
Fiscal year 2010: $2,524,168,000,000.
Fiscal year 2011: $2,640,119,000,000.

(4) DEFICITS (ON-BUDGET).—For purposes of the enforcement of this resolution, the amounts of the deficits (on-budget) are as follows:

Fiscal year 2007: $545,332,000,000.
Fiscal year 2008: $451,196,000,000.
Fiscal year 2009: $423,423,000,000.
Fiscal year 2010: $401,973,000,000.
Fiscal year 2011: $427,856,000,000.

(5) DEBT SUBJECT TO LIMIT.—Pursuant to section 301(a)(5) of the Congressional Budget Act of 1974, the appropriate levels of the public debt are as follows:

Fiscal year 2007: $9,182,000,000,000.
Fiscal year 2008: $9,744,000,000,000.
Fiscal year 2009: $10,275,000,000,000.
Fiscal year 2010: $10,781,000,000,000.
Fiscal year 2011: $11,307,000,000,000.

(6) DEBT HELD BY THE PUBLIC.—The appropriate levels of debt held by the public are as follows:
Fiscal year 2007: $5,328,000,000,000.
Fiscal year 2008: $5,577,000,000,000.
Fiscal year 2009: $5,781,000,000,000.
Fiscal year 2010: $5,946,000,000,000.
Fiscal year 2011: $6,120,000,000,000.

Amend paragraph (11) of section 102 to read as follows:

(11) Health (550):
Fiscal year 2007:
(A) New budget authority, $273,450,000,000.
(B) Outlays, $274,616,000,000.
Fiscal year 2008:
(A) New budget authority, $289,867,000,000.
(B) Outlays, $291,070,000,000.
Fiscal year 2009:
(A) New budget authority, $310,193,000,000.
(B) Outlays, $308,529,000,000.
Fiscal year 2010:
(A) New budget authority, $326,949,000,000.
(B) Outlays, $326,511,000,000.
Fiscal year 2011:
(A) New budget authority, $348,509,000,000.
(B) Outlays, $346,802,000,000.

Amend paragraph (18) of section 102 to read as follows:

(18) Net Interest (900):
Fiscal year 2007:
(A) New budget authority, $354,138,000,000.
(B) Outlays, $354,138,000,000.
Fiscal year 2008:
(A) New budget authority, $383,621,000,000.
(B) Outlays, $383,621,000,000.
Fiscal year 2009:
(A) New budget authority, $405,846,000,000.
(B) Outlays, $405,846,000,000.
Fiscal year 2010:
(A) New budget authority, $427,510,000,000.
(B) Outlays, $427,510,000,000.
Fiscal year 2011:
(A) New budget authority, $449,248,000,000.
(B) Outlays, $449,248,000,000.

Amend paragraph (19) of section 102 to read as follows:

(19) Allowances (920):
Fiscal year 2007:
(A) New budget authority, $6,247,000,000.
(B) Outlays, $5,280,000,000.
Fiscal year 2008:
(A) New budget authority, −$7,922,000,000.
(B) Outlays, −$5,437,000,000.
Fiscal year 2009:
(A) New budget authority, −$7,252,000,000.
(B) Outlays, −$5,918,000,000.
Fiscal year 2010:
(A) New budget authority, −$7,384,000,000.
(B) Outlays, −$6,882,000,000.
Fiscal year 2011:
(A) New budget authority, −$7,539,000,000.
(B) Outlays, −$7,282,000,000.

Amend section 201(a)(1) by striking ''May 12,'' and insert ''June 9,''.

At the end of title III, add the following new section:

SEC. 306. RESERVE FUND TO ACCOMMODATE FULLY OFFSET APPROPRIATIONS FOR LABOR/HHS, EDUCATION, AND OTHER DOMESTIC PRIORITIES.

In the House, if any measure is enacted that reduces direct spending for fiscal year 2007 and for the period of fiscal years 2007 through 2011, and so designates some or all of such savings provisions pursuant to this section, then the chairman of the Committee on Budget shall increase the allocation of new budget authority (and outlays flowing therefrom) to the Committee on Appropriations for fiscal year 2007 by an amount not to exceed the reduction in budget authority for that fiscal year achieved by such designated provisions. Adjustments made pursuant to this section may not be—

(1) greater than the savings achieved by the measure in which such designated provisions are included; or

(2) in excess of $3,100,000,000 for fiscal year 2007.

Such chairman may make any other appropriate adjustments to applicable aggregates and allocations under this section.

Amend the section heading of section 402 to read as follows: ''**CONTINGENCY OPERATIONS RELATED TO THE GLOBAL WAR ON TERRORISM AND FOR UNANTICIPATED DEFENSE NEEDS**''.

Amend the side heading of section 402(a) to read as follows: ''EXEMPTION OF CONTINGENCY OPERATIONS RELATED TO THE GLOBAL WAR ON TERRORISM AND FOR UNANTICIPATED DEFENSE NEEDS.—''.

Strike section 403.

Amend section 501 to read as follows:

SEC. 501. NONDEFENSE RESERVE FUND FOR EMERGENCIES.

(a) NONDEFENSE RESERVE FUNDS.—

(1) DISCRETIONARY RESERVE FUND.—In the House and except as provided by subsection (b), if a bill or joint resolution is reported, or an amendment is offered thereto (or considered as adopted) or a conference report is filed thereon, that provides new discretionary budget authority (and outlays flowing therefrom), and such provision is designated as an emergency pursuant to this section, the chairman of the Committee on the Budget shall make adjustments to the allocations and aggregates set forth in this resolution up to the amount of such provisions if the requirements set forth in section 504 are met, but the sum of all adjustments made under this paragraph shall not exceed $6,450,000,000 for fiscal year 2007.

(2) OTHER ADJUSTMENTS.—In the House, if a bill or joint resolution is reported or a conference report is filed thereon, and a direct spending or receipt provision included therein is designated as an emergency pursuant to this paragraph, the chairman of the Committee on the Budget may make adjustments to the allocations and aggregates set forth in this resolution.

(b) ADDITIONAL ADJUSTMENT PROCEDURES.—In the House, before any adjustment is made pursuant to this section for any bill, joint resolution, or conference report that designates a provision an emergency, the enactment of which would cause the total amount of the reserve fund set forth in subsection (a)(1) for fiscal year 2007 to be exceeded:

(1) The chairman of the Committee on the Budget shall convene a meeting of that committee, where it shall be in order, subject to the terms set forth in this section, for one motion described in paragraph (2) to be made to authorize the chairman to make adjustments above the maximum amount of adjustments set forth in subsection (a).

(2) The motion referred to in paragraph (1) shall be in the following form: ''I move that the chairman of the Committee on the Budget be authorized to adjust the allocations and aggregates set forth in the concurrent resolution on the budget for fiscal year 2007 by the following amount: $_____ for fiscal year 2007.'', with the blank being filled in with amount determined by the chairman of the Committee on the Budget. For any measure referred to in subsection (a)(1), such amount shall not exceed the total amount for fiscal year 2007 designated as an emergency in excess of the applicable amount remaining in the reserve fund.

(3) The motion set forth in paragraph (2) shall be open for debate and amendment, but any amendment offered thereto is only in order if limited to changing an amount in the motion.

(4) Except as provided by paragraph (5), the chairman of the Committee on the Budget may not make any adjustments under subsection (a) or subsection (b) unless or until the committee filing a report or joint statement of managers on a conference report on a measure including an emergency designation fulfills the terms set forth in section 504.

(5) The chairman of the Committee on the Budget shall make any adjustments he deems necessary under this section if he determines the enactment of the provision or provisions designated as an emergency is essential to respond to an urgent and imminent need, the chairman determines the exceptional circumstances referred to in rule 3 of the rules of the committee are met and the committee cannot convene to consider the motion referred to in this section in a timely fashion.

(c) APPLICATION OF ADJUSTMENTS.—The adjustments made pursuant to subsection (a) or (b) shall—

(1) apply while that bill, joint resolution, conference report or amendment is under consideration;

(2) take effect upon the enactment of that legislation; and

(3) be published in the Congressional Record as soon as practicable.

At the end of title VI, add the following new section:

SEC. . IMPORTANCE OF FUNDING FY2007 DEPARTMENTS OF LABOR, HEALTH AND HUMAN SERVICES, EDUCATION, AND RELATED AGENCIES APPROPRIATION BILL.

(a) FINDINGS.—The House of Representatives finds that—

(1) the budget resolution sets total discretionary spending at $872,778,000,000; and

(2) additional funding can be provided for discretionary programs under the budget resolution provided that it is offset with mandatory or discretionary savings in negotiations with the Senate.

(b) RECOGNITION.—The House of Representatives recognizes the need to increase the President's fiscal year 2007 request for the Departments of Labor, Health and Human Services, Education, and Related Agencies Appropriation bill by not less than $7,158,000,000.

At the end of title VI, add the following new section:

SEC. ___ UNOBLIGATED FUNDING OFFSET.

There should be included in any offsets enacted to provide for the increases relative to the President's request for the Labor, Health and Human Services, Education, and Related Agencies Appropriations bill a rescission of at least $1,000,000,000 from available, unobligated funds previously appropriated for reconstruction activities in Iraq.

The question being put, viva voce,

Will the House agree to said concurrent resolution, as amended?

The SPEAKER pro tempore, Mr. BOOZMAN, announced that pursuant to clause 10 of rule XX, the yeas and nays were ordered, and the call was taken by electronic device.

It was decided in the affirmative ..... { Yeas ..... 218 / Nays 210

¶41.38 [Roll No. 158]

YEAS—218

Aderholt	Bartlett (MD)	Bishop (UT)
Akin	Barton (TX)	Blackburn
Alexander	Bass	Blunt
Bachus	Beauprez	Boehlert
Baker	Biggert	Boehner
Barrett (SC)	Bilirakis	Bonilla

Bonner
Bono
Boozman
Boustany
Bradley (NH)
Brady (TX)
Brown (SC)
Brown-Waite, Ginny
Burgess
Burton (IN)
Buyer
Calvert
Camp (MI)
Campbell (CA)
Cannon
Cantor
Capito
Carter
Castle
Chabot
Chocola
Coble
Cole (OK)
Conaway
Crenshaw
Cubin
Culberson
Davis (KY)
Davis, Jo Ann
Davis, Tom
Deal (GA)
DeLay
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Doolittle
Drake
Dreier
Duncan
Ehlers
Emerson
English (PA)
Everett
Feeney
Ferguson
Flake
Foley
Forbes
Fortenberry
Fossella
Foxx
Franks (AZ)
Frelinghuysen
Gallegly
Garrett (NJ)
Gibbons
Gilchrest
Gillmor
Gingrey
Gohmert
Goodlatte
Granger
Graves
Green (WI)
Gutknecht
Hall
Harris
Hart
Hastert
Hastings (WA)
Hayes
Hayworth
Hefley
Hensarling
Herger
Hobson
Hoekstra
Hulshof
Hunter
Hyde
Inglis (SC)
Issa
Istook
Jenkins
Jindal
Johnson (CT)
Johnson, Sam
Keller
Kelly
Kennedy (MN)
King (IA)
King (NY)
Kingston
Kirk
Kline
Knollenberg
Kolbe
Kuhl (NY)
LaHood
Latham
LaTourette
Leach
Lewis (CA)
Lewis (KY)
Linder
LoBiondo
Lucas
Lungren, Daniel E.
Mack
Manzullo
Marchant
McCaul (TX)
McCotter
McCrery
McHenry
McKeon
McMorris
Mica
Miller (FL)
Miller (MI)
Miller, Gary
Moran (KS)
Murphy
Musgrave
Myrick
Neugebauer
Ney
Northup
Norwood
Nunes
Nussle
Osborne
Oxley
Pearce
Pence
Peterson (PA)
Petri
Pickering
Pitts
Platts
Poe
Pombo
Porter
Price (GA)
Pryce (OH)
Putnam
Radanovich
Regula
Rehberg
Reichert
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Ros-Lehtinen
Royce
Ryan (WI)
Ryun (KS)
Saxton
Schmidt
Schwarz (MI)
Sensenbrenner
Sessions
Shadegg
Shaw
Shays
Sherwood
Shimkus
Shuster
Simmons
Simpson
Smith (NJ)
Smith (TX)
Sodrel
Souder
Stearns
Sullivan
Tancredo
Taylor (NC)
Terry
Thomas
Thornberry
Tiahrt
Tiberi
Turner
Upton
Walden (OR)
Walsh
Wamp
Weldon (FL)
Weldon (PA)
Weller
Westmoreland
Whitfield
Wicker
Wilson (SC)
Wolf
Young (AK)
Young (FL)

NAYS—210

Abercrombie
Ackerman
Allen
Andrews
Baca
Baird
Baldwin
Barrow
Bean
Becerra
Berkley
Berman
Berry
Bishop (GA)
Bishop (NY)
Blumenauer
Boren
Boswell
Boucher
Boyd
Brady (PA)
Brown (OH)
Brown, Corrine
Butterfield
Capps
Capuano
Cardin
Cardoza
Carnahan
Carson
Case
Chandler
Clay
Cleaver
Clyburn
Conyers
Cooper
Costa
Costello
Cramer
Crowley
Cuellar
Cummings
Davis (AL)
Davis (CA)
Davis (FL)
Davis (IL)
Davis (TN)
DeFazio
DeGette
Delahunt
DeLauro
Dicks
Dingell
Doggett
Doyle
Edwards
Emanuel
Engel
Eshoo
Etheridge
Farr
Fattah
Filner
Fitzpatrick (PA)
Ford
Frank (MA)
Gerlach
Gonzalez
Goode
Gordon
Green, Al
Green, Gene
Grijalva
Gutierrez
Harman
Hastings (FL)
Herseth
Higgins
Hinchey
Hinojosa
Holden
Holt
Honda
Hooley
Hostettler
Hoyer
Inslee
Israel
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Johnson (IL)
Johnson, E. B.
Jones (NC)
Jones (OH)
Kanjorski
Kaptur
Kildee
Kilpatrick (MI)
Kind
Kucinich
Langevin
Lantos
Larsen (WA)
Lee
Levin
Lewis (GA)
Lipinski
Lofgren, Zoe
Lowey
Lynch
Maloney
Markey
Marshall
Matheson
Matsui
McCarthy
McCollum (MN)
McDermott
McGovern
McHugh
McIntyre
McKinney
McNulty
Meehan
Meek (FL)
Meeks (NY)
Melancon
Michaud
Millender-McDonald
Miller (NC)
Miller, George
Mollohan
Moore (KS)
Moore (WI)
Moran (VA)
Murtha
Nadler
Napolitano
Neal (MA)
Oberstar
Obey
Olver
Ortiz
Otter
Owens
Pallone
Pascrell
Pastor
Payne
Pelosi
Peterson (MN)
Pomeroy
Price (NC)
Rahall
Ramstad
Rangel
Renzi
Reyes
Ross
Rothman
Roybal-Allard
Ruppersberger
Rush
Ryan (OH)
Sabo
Salazar
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Schakowsky
Schiff
Schwartz (PA)
Scott (GA)
Scott (VA)
Serrano
Sherman
Skelton
Slaughter
Smith (WA)
Snyder
Solis
Spratt
Stark
Strickland
Sweeney
Tanner
Tauscher
Taylor (MS)
Thompson (CA)
Thompson (MS)
Tierney
Towns
Udall (CO)
Udall (NM)
Van Hollen
Velázquez
Visclosky
Wasserman Schultz
Waters
Watson
Watt
Waxman
Weiner
Wexler
Wilson (NM)
Woolsey
Wu
Wynn

NOT VOTING—5

Evans
Kennedy (RI)
Larson (CT)
Paul
Stupak

So the concurrent resolution, as amended, was agreed to.

Ordered, That the Clerk request the concurrence of the Senate in said concurrent resolution.

¶41.39 H. RES. 740—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mr. BOOZMAN, pursuant to clause 8, rule XX, announced the unfinished business to be the motion to suspend the rules and agree to the resolution (H. Res. 740) calling on the Government of the United Kingdom to immediately establish a full, independent, public judicial inquiry into the murder of Northern Ireland defense attorney Pat Finucane, as recommended by international Judge Peter Cory as part of the Weston Park agreement and a way forward for the Northern Ireland Peace Process; as amended.

The question being put,

Will the House suspend the rules and agree to said resolution, as amended?

The vote was taken by electronic device.

It was decided in the affirmative ..... { Yeas ..... 390; Nays ..... 5; Answered present 6 }

¶41.40 [Roll No. 159]

YEAS—390

Abercrombie
Ackerman
Aderholt
Akin
Alexander
Allen
Andrews
Baca
Bachus
Baird
Baldwin
Barrett (SC)
Barrow
Bartlett (MD)
Barton (TX)
Bass
Bean
Beauprez
Becerra
Berkley
Berman
Berry
Biggert
Bilirakis
Bishop (NY)
Bishop (UT)
Blackburn
Blumenauer
Blunt
Boehlert
Boehner
Bonner
Bono
Boozman
Boren
Boswell
Boucher
Boustany
Boyd
Bradley (NH)
Brady (PA)
Brady (TX)
Brown (OH)
Brown (SC)
Brown, Corrine
Brown-Waite, Ginny
Burgess
Burton (IN)
Butterfield
Buyer
Calvert
Camp (MI)
Cannon
Cantor
Capito
Capps
Capuano
Cardin
Cardoza
Carnahan
Carson
Carter
Case
Castle
Chabot
Chandler
Chocola
Clay
Cleaver
Clyburn
Cole (OK)
Conaway
Conyers
Cooper
Costa
Costello
Cramer
Crenshaw
Crowley
Cuellar
Culberson
Cummings
Davis (AL)
Davis (CA)
Davis (FL)
Davis (IL)
Davis (KY)
Davis (TN)
Davis, Tom
Deal (GA)
DeFazio
DeGette
Delahunt
DeLauro
DeLay
Dent
Diaz-Balart, M.
Dingell
Doolittle
Doyle
Drake
Dreier
Duncan
Edwards
Ehlers
Emanuel
Engel
English (PA)
Eshoo
Etheridge
Farr
Feeney
Ferguson
Filner
Fitzpatrick (PA)
Flake
Foley
Forbes
Ford
Fortenberry
Fossella
Foxx
Frank (MA)
Franks (AZ)
Frelinghuysen
Gallegly
Garrett (NJ)
Gerlach
Gibbons
Gilchrest
Gillmor
Gingrey
Gonzalez
Goode
Goodlatte
Gordon
Granger
Graves
Green (WI)
Green, Al
Green, Gene
Grijalva
Gutierrez
Gutknecht
Hall
Harman
Harris
Hart
Hastings (FL)
Hastings (WA)
Hayes
Hayworth
Hensarling
Herger
Herseth
Higgins
Hinchey
Hinojosa
Hobson
Hoekstra
Holden
Holt
Honda
Hooley
Hoyer
Hulshof
Hunter
Hyde
Inglis (SC)
Inslee
Israel
Issa
Istook
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Jenkins
Jindal
Johnson (CT)
Johnson (IL)
Johnson, E. B.
Jones (OH)
Kanjorski
Kaptur
Kelly
Kennedy (MN)
Kildee
Kilpatrick (MI)
Kind
King (IA)
King (NY)
Kingston
Kirk
Kline
Knollenberg
Kolbe
Kucinich
Kuhl (NY)
LaHood
Langevin
Lantos
Larsen (WA)
Latham
LaTourette
Leach
Lee
Levin
Lewis (CA)
Lewis (GA)
Linder
Lipinski
LoBiondo
Lofgren, Zoe
Lowey
Lucas
Lungren, Daniel E.
Lynch
Mack
Maloney
Marchant
Markey
Marshall
Matheson
Matsui
McCarthy
McCaul (TX)
McCollum (MN)
McCotter
McDermott
McGovern
McHenry
McHugh
McIntyre
McKeon
McKinney
McMorris
McNulty
Meehan
Meek (FL)
Meeks (NY)
Melancon
Mica
Michaud
Millender-McDonald
Miller (FL)
Miller (MI)
Miller (NC)
Miller, Gary
Miller, George
Mollohan
Moore (KS)
Moore (WI)
Moran (KS)
Moran (VA)
Murphy
Musgrave
Myrick
Nadler
Napolitano
Neal (MA)
Neugebauer
Ney
Nunes
Nussle
Oberstar
Obey
Olver
Ortiz
Osborne
Otter
Owens
Pallone
Pascrell
Pastor
Payne
Pearce
Pelosi
Peterson (MN)
Peterson (PA)
Petri
Pickering
Pitts
Platts
Pombo
Pomeroy
Porter
Price (GA)
Price (NC)
Pryce (OH)
Putnam
Rahall
Ramstad
Rangel
Regula
Rehberg
Reichert
Renzi
Reyes
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Ros-Lehtinen
Ross
Rothman
Roybal-Allard
Royce
Ruppersberger
Rush
Ryan (OH)
Ryan (WI)
Ryun (KS)
Sabo
Salazar
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Saxton
Schakowsky
Schiff
Schmidt
Schwartz (PA)
Schwarz (MI)
Scott (GA)

Scott (VA)	Sullivan	Walsh
Serrano	Sweeney	Wamp
Sessions	Tancredo	Wasserman Schultz
Shadegg	Tanner	Waters
Shaw	Tauscher	Watson
Shays	Taylor (MS)	Watt
Sherman	Taylor (NC)	Waxman
Sherwood	Terry	Weiner
Shimkus	Thomas	Weldon (PA)
Shuster	Thompson (CA)	Weller
Simmons	Thompson (MS)	Wexler
Simpson	Tiberi	Whitfield
Skelton	Tierney	Wicker
Smith (NJ)	Towns	Wilson (NM)
Smith (TX)	Turner	Wilson (SC)
Snyder	Udall (CO)	Wolf
Sodrel	Udall (NM)	Woolsey
Solis	Upton	Wu
Souder	Van Hollen	Wynn
Spratt	Velázquez	Young (AK)
Stearns	Visclosky	Young (FL)
Strickland	Walden (OR)	

NAYS—5

Campbell (CA)	Sensenbrenner	Westmoreland
Cubin	Tiahrt	

ANSWERED ''PRESENT''—6

Everett	Hostettler	Pence
Gohmert	Lewis (KY)	Poe

NOT VOTING—31

Baker	Hefley	Oxley
Bishop (GA)	Johnson, Sam	Paul
Bonilla	Jones (NC)	Radanovich
Coble	Keller	Slaughter
Davis, Jo Ann	Kennedy (RI)	Smith (WA)
Diaz-Balart, L.	Larson (CT)	Stark
Dicks	Manzullo	Stupak
Doggett	McCrery	Thornberry
Emerson	Murtha	Weldon (FL)
Evans	Northup	
Fattah	Norwood	

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said resolution, as amended, was agreed to.

By unanimous consent, the title was amended so as to read: ''A resolution calling on the Government of the United Kingdom immediately to establish a full, independent, public judicial inquiry into the murder of Northern Ireland defense attorney Patrick Finucane, as recommended by Judge Peter Cory as part of the Weston Park Agreement, in order to move forward on the Northern Ireland peace process.''.

A motion to reconsider the votes whereby the rules were suspended and said resolution, as amended, was agreed to and the title was amended was, by unanimous consent, laid on the table.

¶41.41 SENATE BILL REFERRED

A bill of the Senate of the following title was taken from the Speaker's table and, under the rule, referred as follows:

S. 879. An Act to make improvements to the Arctic Research and Policy Act of 1984; to the Committee on Science.

¶41.42 SENATE ENROLLED BILLS SIGNED

The SPEAKER announced his signature to enrolled bills of the Senate of the following titles:

S. 1165. An Act to provide for the expansion of the James Campbell National Wildlife Refuge, Honolulu County, Hawaii.

S. 1869. An Act to reauthorize the Coastal Barrier Resources Act, and for other purposes.

¶41.43 BILL PRESENTED TO THE PRESIDENT

Karen L. Haas, Clerk of the House reports that on May 16, 2006, she presented to the President of the United States, for his approval, the following bill:

H.R. 4297. An Act to provide for reconciliation pursuant to section 201(b) of the concurrent resolution on the budget for fiscal year 2006.

¶41.44 LEAVE OF ABSENCE

By unanimous consent, leave of absence was granted—

To Mr. CLEAVER, for today before 6 p.m.;

To Mr. LARSON of Connecticut, for today; and

To Mr. STUPAK, for today and balance of the week.

And then,

¶41.45 ADJOURNMENT

On motion of Mr. POE, at 1 o'clock and 14 minutes a.m., Thursday, May 18 (legislative day of May 17), 2006, the House adjourned.

¶41.46 REPORTS OF COMMITTEES ON PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XIII, reports of committees were delivered to the Clerk for printing and reference to the proper calendar, as follows:

Mr. PUTNAM: Committee on Rules. House Resolution 817. Resolution providing for further consideration of the concurrent resolution (H. Con. Res. 376) establishing the congressional budget for the United States Government for fiscal year 2007 and setting forth appropriate budgetary levels for fiscal years 2008 through 2011 (Rept. 109–468). Referred to the House Calendar.

Mr. BISHOP of Utah: Committee on Rules. House Resolution 818. Resolution providing for consideration of the bill (H.R. 5386) making appropriations for the Department of the Interior, environment, and related agencies for the fiscal year ending September 30, 2007, and for other purposes (Rept. 109–469). Referred to the House Calendar.

Mr. BARTON of Texas: Committee on Energy and Commerce. H.R. 5252. A bill to promote the deployment of broadband networks and services (Rept. 109–470). Referred to the Committee of the Whole House on the State of the Union.

¶41.47 PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XII, public bills and resolutions were introduced and severally referred, as follows:

By Mrs. JOHNSON of Connecticut (for herself, Mr. SHAW, Mr. SHAYS, Mr. RAMSTAD, Mr. FERGUSON, Mr. SIMMONS, Mr. TIBERI, Mr. FOLEY, Mr. ENGLISH of Pennsylvania, Mr. TOM DAVIS of Virginia, Mr. CASTLE, Mr. SWEENEY, Mrs. KELLY, Mr. REHBERG, Mr. SHERWOOD, Mr. LEACH, Mr. GERLACH, Mrs. JO ANN DAVIS of Virginia, Mr. DENT, Mr. BASS, Mr. BOEHLERT, Mr. UPTON, Mr. KIRK, Mr. SCHWARZ of Michigan, Mr. PORTER, and Mr. BILIRAKIS):

H.R. 5399. A bill to amend title XVIII of the Social Security Act to eliminate the Medicare prescription drug late enrollment penalty for months during 2006, and for other purposes; to the Committee on Ways and Means, and in addition to the Committee on Energy and Commerce, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. MCCRERY (for himself, Mr. ALLEN, Mr. MURPHY, Mr. PORTER, and Mr. BOOZMAN):

H.R. 5400. A bill to amend title XIX of the Social Security Act to permit States to obtain reimbursement under the Medicaid Program for care or services required under the Emergency Medical Treatment and Active Labor Act that are provided in a nonpublicly owned or operated institution for mental diseases; to the Committee on Energy and Commerce.

By Mrs. EMERSON (for herself, Mr. SKELTON, Mr. REHBERG, Mr. CLEAVER, Mr. HOLT, Mr. HULSHOF, Mr. MOORE of Kansas, and Mr. OSBORNE):

H.R. 5401. A bill to amend section 308 of the Lewis and Clark Expedition Bicentennial Commemorative Coin Act to make certain clarifying and technical amendments; to the Committee on Financial Services.

By Mr. CONAWAY:

H.R. 5402. A bill to provide for the establishment of a partnership between the Secretary of Energy and appropriate industry groups for the creation of a transportation fuel conservation education campaign, and for other purposes; to the Committee on Energy and Commerce, and in addition to the Committee on Education and the Workforce, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. DELAY (for himself, Mr. HERGER, Mr. STARK, Mr. CAMP of Michigan, Ms. NORTON, Ms. HART, Mr. CARDOZA, and Mr. ENGLISH of Pennsylvania):

H.R. 5403. A bill to improve protections for children and to hold States accountable for the safe and timely placement of children across State lines, and for other purposes; to the Committee on Ways and Means.

By Mr. DUNCAN (by request):

H.R. 5404. A bill to authorize the Administrator of the Environmental Protection Agency to advance cooperative conservation efforts, to reduce barriers to the formation and use of partnerships to enable Federal environmental stewardship agencies to meet the conservation goals and obligations of the agencies, to promote remediation of inactive and abandoned mines, and for other purposes; to the Committee on Transportation and Infrastructure, and in addition to the Committees on Energy and Commerce, and Resources, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. FEENEY (for himself, Mr. MEEKS of New York, Mr. SESSIONS, Mrs. MILLER of Michigan, Mr. HENSARLING, Mr. JONES of North Carolina, Ms. FOXX, Mr. GARRETT of New Jersey, Mr. STEARNS, Mr. TIAHRT, Mr. WICKER, Mr. ROYCE, Mr. PENCE, and Mr. FLAKE):

H.R. 5405. A bill to reduce the burdens of the implementation of section 404 of the Sarbanes-Oxley Act of 2002; to the Committee on Financial Services.

By Mr. GINGREY:

H.R. 5406. A bill to suspend the visa waiver program until certain entry-exit control requirements are met, and for other purposes; to the Committee on the Judiciary.

By Mrs. LOWEY:

H.R. 5407. A bill to amend the Internal Revenue Code of 1986 to expand deductions allowed for education-related expenses and to allow an earned tuition credit against income tax for qualified tuition and related expenses; to the Committee on Ways and Means.

By Ms. MCCOLLUM of Minnesota (for herself and Mr. OBERSTAR):

H.R. 5408. A bill to urge the Government of the Republic of Armenia to resolve the murder case of Joshua Haglund, a United States citizen, in Yerevan, Armenia, and to fund scholarships at the University of Minnesota in the memory of Joshua Haglund for study abroad and diversity training; to the Committee on International Relations, and in addition to the Committee on Education and the Workforce, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mrs. MYRICK:

H.R. 5409. A bill to amend title II of the Social Security Act to require that the Commissioner of Social Security notify individuals of improper use of their social security account numbers; to the Committee on Ways and Means.

By Ms. NORTON:

H.R. 5410. A bill to provide for the treatment of the District of Columbia as a State for purposes of representation in the House of Representatives and Senate, and for other purposes; to the Committee on the Judiciary, and in addition to the Committee on Government Reform, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. PEARCE:

H.R. 5411. A bill to direct the Secretary of the Interior to establish a demonstration program to facilitate landscape restoration programs within certain units of the National Park System established by law to preserve and interpret resources associated with American history, and for other purposes; to the Committee on Resources.

By Mr. REYES (for himself, Mr. KOLBE, Mr. ORTIZ, Mr. DOGGETT, Mr. GRIJALVA, and Mr. FILNER):

H.R. 5412. A bill to establish grant programs to improve the health of border area residents and for bioterrorism preparedness in the border area, and for other purposes; to the Committee on Energy and Commerce, and in addition to the Committee on International Relations, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. SENSENBRENNER (for himself and Mr. CONYERS):

H.R. 5413. A bill to make improvements in the codification of title 46, United States Code; to the Committee on the Judiciary.

By Mr. SENSENBRENNER (for himself and Mr. CONYERS):

H.R. 5414. A bill to enact certain laws relating to public contracts as title 41, United States Code, ''Public Contracts''; to the Committee on the Judiciary.

By Mr. GERLACH:

H. Con. Res. 402. Concurrent resolution requiring certain committees of Congress to review and evaluate the activities and progress of the Government of Iraq in securing and stabilizing Iraq; to the Committee on Rules.

By Mr. HINCHEY (for himself, Mrs. BONO, and Mrs. CAPPS):

H. Con. Res. 403. Concurrent resolution expressing the sense of Congress with regard to the importance of Women's Health Week, which promotes awareness of diseases that affect women and which encourages women to take preventive measures to ensure good health; to the Committee on Energy and Commerce.

By Mrs. LOWEY:

H. Con. Res. 404. Concurrent resolution expressing the sense of the Congress concerning contraceptives for women; to the Committee on Energy and Commerce.

By Ms. MCKINNEY:

H. Con. Res. 405. Concurrent resolution opposing any agreement between the Government of the United States and the Government of Nigeria to deploy United States Armed Forces to Nigeria; to the Committee on International Relations.

By Mr. THOMPSON of Mississippi:

H. Con. Res. 406. Concurrent resolution expressing the sense of Congress that the needs of children affected by major disasters are unique and should be given special consideration in conducting disaster preparedness, response, recovery, and mitigation activities, and for other purposes; to the Committee on Transportation and Infrastructure.

By Mr. WEXLER:

H. Res. 819. A resolution requesting the President and directing the Attorney General to submit to the House of Representatives all documents in the possession of the President and the Attorney General relating to requests made by the National Security Agency and other Federal agencies to telephone service providers requesting access to telephone communications records of persons in the United States and communications originating and terminating within the United States without a warrant; to the Committee on the Judiciary.

¶41.48 PRIVATE BILLS AND RESOLUTIONS

Under clause 3 of rule XII,

Mr. DINGELL introduced a bill (H.R. 5415) for the relief of Vernadette Bader; which was referred to the Committee on the Judiciary.

¶41.49 ADDITIONAL SPONSORS

Under clause 7 of rule XII, sponsors were added to public bills and resolutions as follows:

H.R. 9: Mrs. MILLER of Michigan, Mr. MORAN of Virginia, Mr. COSTELLO, Mr. FARR, Mr. BLUMENAUER, Ms. MCCOLLUM of Minnesota, Ms. SCHAKOWSKY, Ms. KAPTUR, Mr. MOORE of Kansas, Ms. SLAUGHTER, Mr. WEINER, Mr. DOGGETT, Mr. SPRATT, Mrs. DAVIS of California, Mr. SHERMAN, Mr. MEEHAN, Ms. ROYBAL-ALLARD, Ms. MATSUI, Mr. SABO, Mr. BOUSTANY, Mr. MCHUGH, Mr. REICHERT, Mr. BOYD, Mrs. CAPPS, Mr. DEFAZIO, Mrs. MCCARTHY, Mr. BOUCHER, Ms. SOLIS, Mr. LANGEVIN, Mr. CAPUANO, Mr. WEXLER, Mr. UDALL of New Mexico, Mr. COOPER, Mr. LEACH, Mr. LOBIONDO, Mr. STRICKLAND, Mr. WELLER, Mr. ORTIZ, Mr. SANDERS, and Mrs. BIGGERT.

H.R. 23: Mr. ALEXANDER.

H.R. 65: Mr. PORTER, Mr. BAKER, Mr. BLUNT, Mr. HEFLEY, and Mr. FITZPATRICK of Pennsylvania.

H.R. 147: Mr. WHITFIELD and Mr. GRAVES.

H.R. 213: Mr. BISHOP of New York.

H.R. 269: Mr. BARROW.

H.R. 311: Mr. BOYD.

H.R. 376: Mr. GEORGE MILLER of California.

H.R. 503: Mr. HOSTETTLER.

H.R. 559: Mr. FILNER, Ms. WOOLSEY, and Mr. BROWN of Ohio.

H.R. 583: Mrs. EMERSON and Mr. FILNER.

H.R. 602: Ms. ROYBAL-ALLARD.

H.R. 698: Mr. HAYES and Mr. SHAYS.

H.R. 717: Mr. WEXLER.

H.R. 752: Mr. HIGGINS.

H.R. 898: Mr. LEVIN and Mr. CARDIN.

H.R. 1000: Mr. SCOTT of Georgia.

H.R. 1080: Ms. MCKINNEY.

H.R. 1107: Mr. CARDOZA.

H.R. 1188: Mr. RANGEL, Mrs. JONES of Ohio, and Mr. SANDERS.

H.R. 1217: Mr. INSLEE.

H.R. 1298: Mr. FERGUSON.

H.R. 1351: Mr. BARROW.

H.R. 1356: Mr. WELDON of Pennsylvania.

H.R. 1358: Mr. STRICKLAND.

H.R. 1384: Mr. DELAY

H.R. 1426: Mr. CLAY.

H.R. 1582: Mr. BILIRAKIS.

H.R. 1589: Mr. HONDA and Ms. NORTON.

H.R. 1806: Mr. BISHOP of New York.

H.R. 2037: Mrs. DAVIS of California, Mr. SHERMAN, Mr. BISHOP of New York, and Mrs. MUSGRAVE.

H.R. 2051: Mr. RAMSTAD.

H.R. 2178: Mr. FARR, Mr. GUTIERREZ, Ms. KAPTUR, Mr. HONDA, Mr. MILLER of North Carolina, Mrs. CAPPS, Ms. PELOSI, Mr. SANDERS, Mr. KENNEDY of Rhode Island, and Mr. KANJORSKI.

H.R. 2231: Mr. WELDON of Pennsylvania, Mr. ETHERIDGE, Mr. BEAUPREZ, Mr. BACHUS, Mr. JOHNSON of Illinois, Mr. WATT, Ms. MATSUI, Mr. AL GREEN of Texas, and Mr. SALAZAR.

H.R. 2305: Mr. BISHOP of New York.

H.R. 2306: Ms. CORRINE BROWN of Florida and Ms. BERKLEY.

H.R. 2369: Mr. MURTHA, Mr. HALL, and Mr. ALLEN.

H.R. 2421: Mr. TOWNS and Mr. MURTHA.

H.R. 2561: Mr. KUHL of New York and Mrs. MCCARTHY.

H.R. 2567: Mr. MURTHA.

H.R. 2717: Mr. EDWARDS.

H.R. 2730: Mr. ISRAEL, Mr. MEEKS of New York, Ms. HERSETH, Mr. BROWN of Ohio, Mr. BOYD, Mr. LINDER, Mrs. DAVIS of California, Mr. FRANKS of Arizona, Mr. DAVIS of Alabama, and Mr. BISHOP of Georgia.

H.R. 2828: Ms. MCCOLLUM of Minnesota and Mr. JEFFERSON.

H.R. 3255: Mr. SIMMONS and Mr. PRICE of Georgia.

H.R. 3284: Mr. SMITH of Washington.

H.R. 3407: Mr. ANDREWS.

H.R. 3427: Mrs. JOHNSON of Connecticut and Mr. REYNOLDS.

H.R. 3478: Mr. DANIEL E. LUNGREN of California and Mr. PEARCE.

H.R. 3540: Mr. MORAN of Virginia.

H.R. 3547: Mr. ENGLISH of Pennsylvania.

H.R. 3584: Ms. WOOLSEY and Mr. MARKEY.

H.R. 3616: Mr. SANDERS.

H.R. 3658: Ms. JACKSON-LEE of Texas.

H.R. 3702: Mr. REYES.

H.R. 3836: Mr. SOUDER.

H.R. 3858: Mr. GALLEGLY and Ms. DEGETTE.

H.R. 3949: Mr. BARROW, Mr. GONZALEZ, and Mr. CONYERS.

H.R. 4042: Mrs. JO ANN DAVIS of Virginia.

H.R. 4063: Mr. PITTS.

H.R. 4098: Mr. EVERETT.

H.R. 4183: Mr. ABERCROMBIE.

H.R. 4188: Ms. MATSUI and Mr. CUMMINGS.

H.R. 4197: Mr. MCGOVERN.

H.R. 4211: Ms. MCKINNEY.

H.R. 4217: Mr. BRADLEY of New Hampshire.

H.R. 4236: Mr. MARSHALL.

H.R. 4239: Mr. CHOCOLA and Mr. NORWOOD.

H.R. 4381: Mr. BOUSTANY, Mr. JONES of North Carolina, and Mr. BURGESS.

H.R. 4416: Mr. SANDERS, Mrs. LOWEY, Ms. HARRIS, and Mr. BLUMENAUER.

H.R. 4450: Mr. FEENEY and Mr. HOEKSTRA.

H.R. 4452: Ms. LINDA T. SÁNCHEZ of California and Mr. VAN HOLLEN.

H.R. 4469: Ms. BORDALLO, Mrs. CHRISTENSEN, Mr. GRIJALVA, Ms. ROYBAL-ALLARD, Mr. CONYERS, Ms. LINDA T. SÁNCHEZ of California, Ms. EDDIE BERNICE JOHNSON of Texas, Mrs. NAPOLITANO, Mr. GUTIERREZ, Mr. ORTIZ, Mr. PASTOR, Mr. GONZALEZ, Mr. CUELLAR, Mr. BACA, Mr. SERRANO, Mr. DOGGETT, Mr. BROWN of Ohio, and Mr. STARK.

H.R. 4550: Mrs. WILSON of New Mexico, Ms. MCCOLLUM of Minnesota, and Mr. STARK.
H.R. 4576: Mr. WICKER.
H.R. 4597: Mr. BURGESS, Mr. SESSIONS, Mr. EDWARDS, Mr. HEFLEY, Mr. BONILLA, and Ms. BERKLEY.
H.R. 4600: Mr. LANTOS and Ms. WOOLSEY.
H.R. 4621: Mr. SOUDER.
H.R. 4651: Mr. LANGEVIN.
H.R. 4730: Mr. WEXLER and Mr. WOLF.
H.R. 4740: Mr. CASTLE.
H.R. 4747: Mr. MOORE of Kansas, Mr. DAVIS of Illinois, Mrs. TAUSCHER, Ms. WOOLSEY, Mr. RUSH, Mrs. MALONEY, Mr. TOWNS, Mr. LYNCH, Mr. BOEHLERT, Mr. CARDIN, Mr. CUMMINGS, Mr. OBERSTAR, Mr. LANTOS, Mr. FRANK of Massachusetts, Mr. ALLEN, Mr. WYNN, Mr. ENGLISH of Pennsylvania, Mr. THOMPSON of Mississippi, Ms. WATSON, Mr. GERLACH, Mr. KING of New York, and Mr. HOLDEN.
H.R. 4751: Mr. WELDON of Pennsylvania, Mr. PETERSON of Pennsylvania, and Mr. HAYES.
H.R. 4755: Mr. SCOTT of Georgia, Mr. FERGUSON, Mr. LEWIS of Georgia, Mr. SHUSTER, and Mr. TERRY.
H.R. 4761: Mr. THOMPSON of Mississippi.
H.R. 4824: Mr. MOORE of Kansas.
H.R. 4843: Ms. HERSETH.
H.R. 4859: Mr. CASTLE.
H.R. 4873: Mr. LANGEVIN.
H.R. 4903: Ms. ZOE LOFGREN of California.
H.R. 4913: Mr. BARTLETT of Maryland and Mr. PAUL.
H.R. 4945: Mr. CARDIN.
H.R. 4974: Mr. JINDAL, Mr. LINDER, and Mr. HENSARLING.
H.R. 4985: Mr. HERGER.
H.R. 4992: Mr. WEXLER and Mr. REYES.
H.R. 5005: Mr. MARSHALL.
H.R. 5013: Mr. MCCRERY, Mr. PICKERING, Mr. NEY, Mr. HOLDEN, and Mr. STEARNS.
H.R. 5022: Ms. HERSETH and Mr. SANDERS.
H.R. 5047: Ms. MCKINNEY.
H.R. 5056: Mrs. MILLER of Michigan, Mr. DAVIS of Kentucky, Mrs. BIGGERT, Mr. MCCAUL of Texas, Mrs. KELLY, and Ms. GINNY BROWN-WAITE of Florida.
H.R. 5058: Mr. MOORE of Kansas.
H.R. 5072: Mr. GRAVES.
H.R. 5099: Mr. BISHOP of Georgia and Mrs. MUSGRAVE.
H.R. 5106: Mr. BACA, Ms. SOLIS, Mr. SERRANO, Mr. GONZALEZ, Mr. BECERRA, Mr. MCGOVERN, and Mr. FRANK of Massachusetts.
H.R. 5108: Mr. AL GREEN of Texas, Mr. CARTER, Mr. CULBERSON, Mr. BONILLA, Mr. BURGESS, Mr. CONAWAY, Mr. SESSIONS, Mr. MCCAUL of Texas, Mr. DELAY, Mr. BARTON of Texas, Ms. JACKSON-LEE of Texas, Mr. GENE GREEN of Texas, Ms. EDDIE BERNICE JOHNSON of Texas, Mr. PAUL, Mr. ORTIZ, Mr. REYES, Mr. DOGGETT, Mr. NEUGEBAUER, Mr. GOHMERT, Mr. THORNBERRY, Mr. BRADY of Texas, Mr. MARSHALL, Mr. SAM JOHNSON of Texas, Ms. GRANGER, Mr. HALL, Mr. HENSARLING, Mr. CUELLAR, Mr. GONZALEZ, Mr. HINOJOSA, Mr. EDWARDS, and Mr. SMITH of Texas.
H.R. 5121: Mr. FORTUÑO, Mrs. CAPITO, Ms. GINNY BROWN-WAITE of Florida, Mr. ISRAEL, Mr. PEARCE, Mr. LATOURETTE, Mr. ROSS, Mr. DAVIS of Kentucky, Mr. FOLEY, Mr. PORTER, Mr. RENZI, Mr. NEUGEBAUER, Mrs. JO ANN DAVIS of Virginia, Mr. ANDREWS, Mr. SANDERS, Ms. PRYCE of Ohio, and Mr. FEENEY.
H.R. 5134: Mr. FRANK of Massachusetts, Mr. BISHOP of Utah, Mr. DAVIS of Tennessee, Mr. BISHOP of Georgia, Mr. MILLER of North Carolina, Mr. PEARCE, and Mr. SANDERS.
H.R. 5145: Mr. GIBBONS.
H.R. 5147: Mr. DEFAZIO, Mr. OWENS, Mrs. MALONEY, Mr. PAYNE, Mr. ROTHMAN, Mr. MCGOVERN, and Ms. WOOLSEY.
H.R. 5149: Mr. SAXTON, Mr. RANGEL, and Mr. COSTA.
H.R. 5170: Mr. DAVIS of Kentucky.
H.R. 5171: Mr. BROWN of Ohio and Mr. RYAN of Ohio.
H.R. 5182: Mr. HINOJOSA, Mr. PETERSON of Minnesota, Mr. BACHUS, Mr. DOGGETT, Mr. BISHOP of Georgia, Ms. HERSETH, Mr. RAHALL, Mr. HOYER, Mr. UDALL of Colorado, Mr. RAMSTAD, Mr. TERRY, Ms. FOXX, Mr. MOLLOHAN, Mr. KUHL of New York, Mrs. CAPITO, Mr. RYAN of Ohio, and Mr. FORTENBERRY.
H.R. 5190: Mr. CUMMINGS, Mr. WYNN, Mr. JEFFERSON, and Mr. GONZALEZ.
H.R. 5201: Mr. STARK, Mr. MEEKS of New York, Mrs. MALONEY, Ms. SLAUGHTER, Mr. KING of New York, and Mr. SHUSTER.
H.R. 5206: Mr. BEAUPREZ, Mr. SANDERS, Mrs. MCCARTHY, Mr. ROTHMAN, and Mr. MCINTYRE.
H.R. 5220: Mr. HULSHOF.
H.R. 5229: Mr. FRANK of Massachusetts, Mr. MCNULTY, Mr. SAXTON, Mr. BROWN of South Carolina, Mr. LANTOS, Mr. KILDEE, and Ms. MATSUI.
H.R. 5230: Mr. HOEKSTRA.
H.R. 5252: Mr. BACA, Mr. DAVIS of Tennessee, Mr. BARROW, Mr. HAYES, Mr. MACK, and Mr. BISHOP of Georgia.
H.R. 5255: Mr. MILLER of Florida, Mr. ROGERS of Alabama, and Mr. NORWOOD.
H.R. 5262: Mr. LEWIS of Kentucky, Mr. BURTON of Indiana, Ms. GINNY BROWN-WAITE of Florida, Mr. SIMPSON, and Mr. SESSIONS.
H.R. 5278: Mr. MILLER of Florida, Mr. CHOCOLA, and Mr. TERRY.
H.R. 5280: Mr. LATHAM.
H.R. 5286: Mr. OBERSTAR, Mr. CROWLEY, and Mr. MCHUGH.
H.R. 5291: Ms. GINNY BROWN-WAITE of Florida, Mr. SESSIONS, and Mr. JINDAL.
H.R. 5318: Mr. CHABOT.
H.R. 5319: Ms. GINNY BROWN-WAITE of Florida.
H.R. 5333: Mr. SMITH of New Jersey, Ms. NORTON, Mr. CARNAHAN, Mr. MICA, and Mr. SMITH of Washington.
H.R. 5336: Mrs. JO ANN DAVIS of Virginia.
H.R. 5339: Mr. GRIJALVA and Mr. WELDON of Pennsylvania.
H.R. 5341: Mr. FEENEY, Mr. PAUL, and Mr. MCHENRY.
H.R. 5348: Mr. FRANK of Massachusetts, Mr. TOWNS, and Mr. WAXMAN.
H.R. 5351: Mr. WELDON of Pennsylvania, Mr. SMITH of Texas, Mr. MCCOTTER, Mr. BRADY of Texas, Mr. CRENSHAW, Ms. JACKSON-LEE of Texas, Ms. HARRIS, Mr. ANDREWS, Mrs. LOWEY, and Mr. DENT.
H.R. 5368: Mr. WELLER.
H.R. 5373: Mr. PETERSON of Minnesota.
H.R. 5382: Mr. BROWN of Ohio.
H.R. 5383: Ms. BORDALLO, and Mr. CONYERS.
H.R. 5388: Ms. DEGETTE, Mr. HIGGINS, and Mr. CUMMINGS.
H.J. Res. 39: Mr. BARROW, Mrs. JO ANN DAVIS of Virginia, Mr. DAVIS of Kentucky, and Mr. GOODE.
H.J. Res. 53: Mr. MCCOTTER.
H. Con. Res. 336: Mr. CONYERS.
H. Con. Res. 346: Ms. LORETTA SANCHEZ of California, Mr. STEARNS, Mr. TERRY, Mr. BARTON of Texas, and Mr. MCCAUL of Texas.
H. Con. Res. 348: Ms. CARSON.
H. Con. Res. 384: Ms. WATERS, Mr. DAVIS of Alabama, Mr. WEXLER, Mr. EVANS, Ms. MILLENDER-MCDONALD, and Mr. LANTOS.
H. Con. Res. 393: Mr. BROWN of Ohio.
H. Con. Res. 401: Mr. VAN HOLLEN, Mr. BROWN of Ohio, Ms. KAPTUR, Mr. WAXMAN, Mr. DOGGETT, Mr. JEFFERSON, Mr. HINCHEY, Mr. STRICKLAND, Mr. LARSEN of Washington, Mr. DELAHUNT, Mr. WYNN, Ms. JACKSON-LEE of Texas, Mr. MCNULTY, and Mr. MCDERMOTT.
H. Res. 230: Mr. PAUL and Mr. LEACH.
H. Res. 490: Ms. CARSON and Mr. GONZALEZ.
H. Res. 526: Mr. SHERMAN.
H. Res. 690: Mr. COLE of Oklahoma.
H. Res. 723: Ms. BERKLEY and Mr. KUCINICH.
H. Res. 749: Mr. RUSH.
H. Res. 760: Mr. HIGGINS and Mrs. MCCARTHY.
H. Res. 773: Mr. RANGEL.
H. Res. 777: Mr. OWENS, Mr. HASTINGS of Florida, Mrs. MCCARTHY, and Mr. RUSH.
H. Res. 785: Mr. YOUNG of Florida, Ms. DEGETTE, and Mr. KUCINICH.
H. Res. 790: Mr. GRIJALVA and Mr. HASTINGS of Florida.
H. Res. 795: Mr. FORTENBERRY.
H. Res. 804: Mr. AKIN, Mr. MCNULTY, Mr. BURTON of Indiana, Ms. HART, Mr. FERGUSON, Mr. MCGOVERN, Mr. CANTOR, and Mr. GORDON.

¶41.50 DELETIONS OF SPONSORS FROM PUBLIC BILLS AND RESOLUTIONS

Under clause 7 of rule XII, sponsors were deleted from public bills and resolutions as follows:

H.R. 2567: Ms. BALDWIN.

THURSDAY, MAY 18, 2006 (42)

¶42.1 APPOINTMENT OF SPEAKER PRO TEMPORE

The House was called to order by the SPEAKER pro tempore, Mr. BONNER, who laid before the House the following communication:

WASHINGTON, DC.
May 18, 2006.

I hereby appoint the Honorable JO BONNER to act as Speaker pro tempore on this day.

J. DENNIS HASTERT,
Speaker of the House of Representatives.

¶42.2 APPROVAL OF THE JOURNAL

The SPEAKER pro tempore, Mr. BONNER, announced he had examined and approved the Journal of the proceedings of Wednesday, May 17, 2006.

Pursuant to clause 1, rule I, the Journal was approved.

¶42.3 COMMUNICATIONS

Executive and other communications, pursuant to clause 8, rule XII, were referred as follows:

7576. A communication from the President of the United States, transmitting requests for FY 2006 supplemental appropriations for the Departments of Defense, Justice, and Homeland Security; (H. Doc. No. 109–111); to the Committee on Appropriations and ordered to be printed.

7577. A letter from the Acting Director, Defense Procurement and Acquisition Policy, Department of Defense, transmitting the Department's final rule — Defense Federal Acquisition Regulation Supplement; Competition Requirements for Federal Supply Schedules and Multiple Award Contracts [DFARS Case 2004-D009] received March 27, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Armed Services.

7578. A letter from the Acting Director, Defense Procurement and Acquisition Policy, Department of Defense, transmitting the Department's final rule — Defense Federal Acquisition Regulation Supplement; Transition of Weapons-Related Prototype Projects to Follow-On Contracts [DFARS Case 2003-D106] received April 25, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Armed Services.

7579. A letter from the Acting Director, Defense Procurement and Acquisition Policy, Department of Defense, transmitting the Department's final rule — Defense Federal Acquisition Regulation Supplement; Prohibition of Foreign Taxation on U.S. Assistance Programs [DFARS Case 2004-D012] received April 25, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Armed Services.

7580. A letter from the Deputy Assistant Secretary for Export Administration, Department of Commerce, transmitting the Department's final rule — Chemical Weapons Convention Regulations [Docket No. 990611158-5327-06] (RIN: 0694-AB06) received April 21, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on International Relations.

7581. A letter from the Acting Director, Defense Procurement and Acquisition Policy, Department of Defense, transmitting the Department's final rule — Defense Federal Acquisition Regulation Supplement; Labor Laws [DFARS Case 2003-D019] received April 25, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on International Relations.

7582. A letter from the Acting Director, Defense Procurement and Acquisition Policy, Department of Defense, transmitting the Department's final rule — Defense Federal Acquisition Regulation Supplement; Incremental Funding of Fixed-Price Contracts [DFARS Case 1990-037] received April 25, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on International Relations.

7583. A letter from the Chief Counsel, Office of Foreign Assets Control, Department of the Treasury, transmitting the Department's final rule — Global Terrorism Sanctions Regulations; Terrorism Sanctions Regulations; Foreign Terrorist Organizations Sanctions Regulations—received May 8, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on International Relations.

7584. A letter from the Paralegal, FTA, Department of Transportation, transmitting the Department's final rule — Buy America Requirements; Amendment to Definitions [Docket No. FTA-2005-23082] (RIN: 2132-AA80) received March 24, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7585. A letter from the Attorney, PHMSA, Department of Transportation, transmitting the Department's final rule — Hazardous Materials: Revisions to Civil and Criminal Penalties; Penalty Guidelines [Docket No. PHMSA-05-22461] (RIN: 2137-AE14) received March 24, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7586. A letter from the Chief, Europe Division, Office of International Aviation, OST, Department of Transportation, transmitting the Department's final rule — Certain Business Aviation Activities Using U.S.-Registered Foreign Civil Aircraft [Docket No. OST-2003-15511] (RIN: 2105-AD39) received April 21, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7587. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Standard Instrument Approach Procedures, Weather Takeoff Minimums; Miscellaneous Amendments [Docket No. 30489; Amdt. No. 3162] received April 27, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

¶42.4 PROVIDING FOR CONSIDERATION OF H.R. 5386

Mr. BISHOP of Utah, by direction of the Committee on Rules, called up the following resolution (H. Res. 818):

Resolved, That at any time after the adoption of this resolution the Speaker may, pursuant to clause 2(b) of rule XVIII, declare the House resolved into the Committee of the Whole House on the state of the Union for consideration of the bill (H.R. 5386) making appropriations for the Department of the Interior, environment, and related agencies for the fiscal year ending September 30, 2007, and for other purposes. The first reading of the bill shall be dispensed with. All points of order against consideration of the bill are waived. General debate shall be confined to the bill and shall not exceed one hour equally divided and controlled by the chairman and ranking minority member of the Committee on Appropriations. After general debate the bill shall be considered for amendment under the five-minute rule. Points of order against provisions in the bill for failure to comply with clause 2 of rule XXI are waived except as follows: page 73, lines 3 through 8; section 425; and title V. During consideration of the bill for amendment, the Chairman of the Committee of the Whole may accord priority in recognition on the basis of whether the Member offering an amendment has caused it to be printed in the portion of the Congressional Record designated for that purpose in clause 8 of rule XVIII. Amendments so printed shall be considered as read. When the committee rises and reports the bill back to the House with a recommendation that the bill do pass, the previous question shall be considered as ordered on the bill and amendments thereto to final passage without intervening motion except one motion to recommit with or without instructions.

SEC. 2. Upon adoption of House Concurrent Resolution 376, and until a concurrent resolution on the budget for fiscal year 2007 has been adopted by the Congress, the provisions of House Concurrent Resolution 376 and its accompanying report shall have force and effect in the House for all purposes of the Congressional Budget Act of 1974 as though adopted by the Congress.

(b) Nothing in this section may be construed to engage rule XXVII.

When said resolution was considered.

After debate,

Mr. BISHOP of Utah moved the previous question on the resolution to its adoption or rejection.

The question being put, viva voce,

Will the House now order the previous question?

The SPEAKER pro tempore, Mr. BONNER, announced that the yeas had it.

Mr. HASTINGS of Florida objected to the vote on the ground that a quorum was not present and not voting.

A quorum not being present,

The roll was called under clause 6, rule XX, and the call was taken by electronic device.

When there appeared { Yeas ..... 218 / Nays ..... 191 }

¶42.5 [Roll No. 160]

YEAS—218

Aderholt
Akin
Alexander
Baker
Barrett (SC)
Bartlett (MD)
Barton (TX)
Bass
Beauprez
Biggert
Bilirakis
Bishop (UT)
Blackburn
Blunt
Boehlert
Boehner
Bonilla
Bonner
Bono
Boozman
Boustany
Bradley (NH)
Brown (SC)
Brown-Waite, Ginny
Burgess
Burton (IN)
Buyer
Calvert
Camp (MI)
Campbell (CA)
Cannon
Cantor
Capito
Carter
Castle
Chabot
Chocola
Coble
Cole (OK)
Conaway
Crenshaw
Cubin
Culberson
Davis (KY)
Davis, Jo Ann
Deal (GA)
DeLay
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Doolittle
Drake
Dreier
Duncan
Ehlers
Emerson
English (PA)
Everett
Feeney
Ferguson
Fitzpatrick (PA)
Foley
Forbes
Fortenberry
Fossella
Foxx
Frelinghuysen
Gallegly
Garrett (NJ)
Gerlach
Gibbons
Gilchrest
Gillmor
Gingrey
Gohmert
Goode
Goodlatte
Granger
Graves
Green (WI)
Gutknecht
Hall
Harris
Hart
Hastings (WA)
Hayes
Hefley
Hensarling
Herger
Hobson
Hoekstra
Hostettler
Hulshof
Hunter
Hyde
Inglis (SC)
Issa
Istook
Jenkins
Jindal
Johnson (CT)
Johnson (IL)
Johnson, Sam
Jones (NC)
Keller
Kelly
Kennedy (MN)
King (IA)
King (NY)
Kingston
Kirk
Kline
Knollenberg
Kuhl (NY)
LaHood
Latham
LaTourette
Lewis (CA)
Lewis (KY)
Linder
LoBiondo
Lucas
Lungren, Daniel E.
Mack
Manzullo
Marchant
McCaul (TX)
McCotter
McCrery
McHenry
McHugh
McKeon
McMorris
Mica
Miller (FL)
Miller (MI)
Miller, Gary
Moran (KS)
Murphy
Musgrave
Myrick
Neugebauer
Ney
Northup
Norwood
Nunes
Nussle
Osborne
Otter
Oxley
Paul
Pearce
Pence
Peterson (PA)
Petri
Pickering
Pitts
Platts
Poe
Pombo
Porter
Price (GA)
Pryce (OH)
Putnam
Radanovich
Ramstad
Regula
Rehberg
Reichert
Renzi
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Ros-Lehtinen
Royce
Ryan (WI)
Ryun (KS)
Saxton
Schmidt
Schwarz (MI)
Sensenbrenner
Sessions
Shaw
Shays
Sherwood
Shimkus
Shuster
Simmons
Simpson
Smith (NJ)
Smith (TX)
Sodrel
Souder
Stearns
Sullivan
Sweeney
Tancredo
Taylor (NC)
Terry
Thomas
Thornberry
Tiahrt
Tiberi
Turner
Upton
Walden (OR)
Walsh
Wamp
Weldon (FL)
Weller
Westmoreland
Whitfield
Wicker
Wilson (NM)
Wilson (SC)
Young (AK)
Young (FL)

NAYS—191

Abercrombie
Ackerman
Allen
Andrews
Baca
Baird
Baldwin
Barrow
Bean
Becerra
Berkley
Berman
Berry
Bishop (GA)
Bishop (NY)
Blumenauer
Boren
Boswell
Boucher
Boyd
Brady (PA)
Brown (OH)
Brown, Corrine
Butterfield
Capps
Capuano
Cardoza
Carnahan
Carson
Case
Chandler
Clay
Cleaver
Clyburn
Conyers
Cooper
Costa
Costello
Cramer
Crowley
Cuellar
Davis (AL)
Davis (CA)
Davis (FL)
Davis (IL)
Davis (TN)
DeFazio
DeGette
Delahunt
DeLauro
Dicks
Dingell
Doggett
Doyle
Edwards
Emanuel
Engel
Eshoo
Etheridge
Farr
Filner
Ford
Frank (MA)
Gonzalez
Gordon
Green, Al
Green, Gene
Grijalva
Gutierrez
Harman
Hastings (FL)
Herseth
Higgins
Hinchey
Holden
Holt
Honda
Hooley
Inslee
Israel
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Johnson, E. B.
Jones (OH)
Kanjorski
Kaptur
Kildee
Kilpatrick (MI)
Kind
Kucinich
Langevin
Lantos
Larsen (WA)
Lee
Levin
Lewis (GA)
Lipinski
Lofgren, Zoe
Lowey
Lynch
Maloney
Markey
Marshall
Matheson
Matsui
McCarthy
McCollum (MN)
McDermott
McGovern
McIntyre
McKinney
McNulty
Meehan
Meek (FL)
Meeks (NY)
Melancon
Michaud
Millender-McDonald
Miller (NC)
Miller, George
Mollohan
Moore (KS)
Moore (WI)
Murtha
Nadler
Napolitano
Neal (MA)
Oberstar
Obey
Olver
Ortiz
Owens
Pallone
Pascrell
Pastor
Payne
Pelosi
Peterson (MN)
Pomeroy
Price (NC)
Rahall

Rangel
Reyes
Ross
Rothman
Roybal-Allard
Ruppersberger
Rush
Ryan (OH)
Sabo
Salazar
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Schakowsky
Schiff
Schwartz (PA)
Scott (GA)
Scott (VA)
Serrano
Sherman
Skelton
Slaughter
Smith (WA)
Snyder
Solis
Spratt
Stark
Strickland
Tanner
Tauscher
Taylor (MS)
Thompson (CA)
Thompson (MS)
Tierney
Towns
Udall (CO)
Udall (NM)
Van Hollen
Velázquez
Visclosky
Wasserman Schultz
Waters
Watson
Watt
Waxman
Weiner
Wexler
Woolsey
Wu

NOT VOTING—23

Bachus
Brady (TX)
Cardin
Cummings
Davis, Tom
Evans
Fattah
Flake
Franks (AZ)
Hayworth
Hinojosa
Hoyer
Kennedy (RI)
Kolbe
Larson (CT)
Leach
Moran (VA)
Reynolds
Shadegg
Stupak
Weldon (PA)
Wolf
Wynn

So the previous question on the resolution was ordered.

The question being put, viva voce,

Will the House agree to said resolution?

The SPEAKER pro tempore, Mr. BONNER, announced that the yeas had it.

Ms. SLAUGHTER demanded a recorded vote on agreeing to said resolution, which demand was supported by one-fifth of a quorum, so a recorded vote was ordered.

The vote was taken by electronic device.

It was decided in the affirmative ..... { Yeas ..... 218 / Nays ..... 192 }

¶42.6 [Roll No. 161]

AYES—218

Aderholt
Akin
Alexander
Bachus
Baker
Barrett (SC)
Bartlett (MD)
Barton (TX)
Bass
Beauprez
Biggert
Bilirakis
Bishop (UT)
Blackburn
Blunt
Boehlert
Boehner
Bonilla
Bonner
Bono
Boozman
Boustany
Bradley (NH)
Brown (SC)
Brown-Waite, Ginny
Burgess
Burton (IN)
Buyer
Calvert
Camp (MI)
Campbell (CA)
Cannon
Cantor
Capito
Carter
Castle
Chabot
Chocola
Coble
Cole (OK)
Conaway
Crenshaw
Cubin
Culberson
Davis (KY)
Davis, Jo Ann
Deal (GA)
DeLay
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Doolittle
Drake
Dreier
Duncan
Ehlers
Emerson
English (PA)
Everett
Ferguson
Fitzpatrick (PA)
Foley
Forbes
Fortenberry
Fossella
Foxx
Frelinghuysen
Gallegly
Garrett (NJ)
Gerlach
Gibbons
Gilchrest
Gillmor
Gingrey
Gohmert
Goode
Goodlatte
Granger
Graves
Green (WI)
Gutknecht
Hall
Harris
Hart
Hastings (WA)
Hayes
Hefley
Hensarling
Herger
Hobson
Hoekstra
Hostettler
Hulshof
Hunter
Hyde
Inglis (SC)
Issa
Istook
Jenkins
Jindal
Johnson (CT)
Johnson (IL)
Johnson, Sam
Jones (NC)
Keller
Kelly
Kennedy (MN)
King (IA)
King (NY)
Kingston
Kirk
Kline
Knollenberg
Kuhl (NY)
LaHood
Latham
LaTourette
Lewis (CA)
Lewis (KY)
Linder
LoBiondo
Lucas
Lungren, Daniel E.
Mack
Manzullo
Marchant
McCotter
McCrery
McHenry
McHugh
McKeon
McMorris
Mica
Miller (FL)
Miller (MI)
Miller, Gary
Moran (KS)
Murphy
Musgrave
Myrick
Neugebauer
Ney
Northup
Norwood
Nunes
Nussle
Osborne
Otter
Oxley
Paul
Pearce
Pence
Peterson (PA)
Petri
Pickering
Pitts
Platts
Poe
Pombo
Porter
Price (GA)
Pryce (OH)
Putnam
Radanovich
Ramstad
Regula
Rehberg
Reichert
Renzi
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Ros-Lehtinen
Royce
Ryan (WI)
Ryun (KS)
Saxton
Schmidt
Schwarz (MI)
Sensenbrenner
Sessions
Shaw
Shays
Sherwood
Shimkus
Shuster
Simmons
Simpson
Smith (NJ)
Smith (TX)
Sodrel
Souder
Stearns
Sullivan
Sweeney
Tancredo
Taylor (NC)
Terry
Thomas
Thornberry
Tiahrt
Tiberi
Turner
Upton
Walden (OR)
Walsh
Wamp
Weldon (FL)
Weldon (PA)
Weller
Westmoreland
Whitfield
Wicker
Wilson (NM)
Wilson (SC)
Young (AK)
Young (FL)

NOES—192

Abercrombie
Ackerman
Allen
Andrews
Baca
Baird
Baldwin
Barrow
Bean
Becerra
Berkley
Berman
Berry
Bishop (GA)
Bishop (NY)
Blumenauer
Boren
Boswell
Boucher
Boyd
Brady (PA)
Brown (OH)
Brown, Corrine
Butterfield
Capps
Capuano
Cardoza
Carnahan
Carson
Case
Chandler
Clay
Cleaver
Clyburn
Conyers
Cooper
Costa
Costello
Cramer
Crowley
Cuellar
Davis (AL)
Davis (CA)
Davis (FL)
Davis (IL)
Davis (TN)
DeFazio
DeGette
Delahunt
DeLauro
Dicks
Dingell
Doggett
Doyle
Edwards
Emanuel
Engel
Eshoo
Etheridge
Farr
Fattah
Filner
Ford
Frank (MA)
Gonzalez
Gordon
Green, Al
Green, Gene
Grijalva
Gutierrez
Harman
Hastings (FL)
Herseth
Higgins
Hinchey
Hinojosa
Holden
Holt
Honda
Hooley
Inslee
Israel
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Johnson, E. B.
Jones (OH)
Kanjorski
Kaptur
Kildee
Kilpatrick (MI)
Kind
Kucinich
Langevin
Lantos
Larsen (WA)
Lee
Levin
Lewis (GA)
Lipinski
Lofgren, Zoe
Lowey
Lynch
Maloney
Markey
Marshall
Matheson
Matsui
McCarthy
McCollum (MN)
McDermott
McGovern
McIntyre
McNulty
Meehan
Meek (FL)
Meeks (NY)
Melancon
Michaud
Millender-McDonald
Miller (NC)
Miller, George
Mollohan
Moore (KS)
Moore (WI)
Murtha
Nadler
Napolitano
Neal (MA)
Oberstar
Obey
Olver
Ortiz
Owens
Pallone
Pascrell
Pastor
Payne
Pelosi
Peterson (MN)
Pomeroy
Price (NC)
Rahall
Rangel
Reyes
Ross
Rothman
Roybal-Allard
Ruppersberger
Rush
Ryan (OH)
Sabo
Salazar
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Schakowsky
Schiff
Schwartz (PA)
Scott (GA)
Scott (VA)
Serrano
Sherman
Skelton
Slaughter
Smith (WA)
Snyder
Solis
Spratt
Stark
Strickland
Tanner
Tauscher
Taylor (MS)
Thompson (CA)
Thompson (MS)
Tierney
Towns
Udall (CO)
Udall (NM)
Van Hollen
Velázquez
Visclosky
Wasserman Schultz
Waters
Watson
Watt
Waxman
Weiner
Wexler
Woolsey
Wu

NOT VOTING—22

Brady (TX)
Cardin
Cummings
Davis, Tom
Evans
Feeney
Flake
Franks (AZ)
Hayworth
Hoyer
Kennedy (RI)
Kolbe
Larson (CT)
Leach
McCaul (TX)
McKinney
Moran (VA)
Reynolds
Shadegg
Stupak
Wolf
Wynn

So the resolution was agreed to.

A motion to reconsider the vote whereby said resolution was agreed to was, by unanimous consent, laid on the table.

¶42.7 H. RES. 795—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mr. BONNER, pursuant to clause 8, rule XX, announced the unfinished business to be the motion to suspend the rules and agree to the resolution (H. Res. 795) condemning in the strongest terms the terrorist attacks in Dahab and Northern Sinai, Egypt, on April 24 and 26, 2006.

The question being put,

Will the House suspend the rules and agree to said resolution?

The vote was taken by electronic device.

It was decided in the affirmative ..... { Yeas ..... 409 / Nays ..... 0 }

¶42.8 [Roll No. 162]

YEAS—409

Abercrombie
Ackerman
Aderholt
Akin
Alexander
Allen
Andrews
Baca
Bachus
Baird
Baker
Baldwin
Barrett (SC)
Barrow
Bartlett (MD)
Barton (TX)
Bass
Bean
Beauprez
Becerra
Berkley
Berry
Biggert
Bilirakis
Bishop (GA)
Bishop (NY)
Bishop (UT)
Blackburn
Blumenauer
Blunt
Boehlert
Boehner
Bonilla
Bonner
Bono
Boozman
Boren
Boswell
Boucher
Boustany
Boyd
Bradley (NH)
Brady (PA)
Brady (TX)
Brown (OH)
Brown (SC)
Brown, Corrine
Brown-Waite, Ginny
Burgess
Burton (IN)
Butterfield
Buyer
Calvert
Camp (MI)
Campbell (CA)
Cannon
Cantor
Capito
Capps
Capuano
Cardoza
Carnahan
Carson
Carter
Case
Castle
Chabot
Chandler
Chocola
Clay
Cleaver
Clyburn
Coble
Cole (OK)
Conaway
Conyers
Cooper
Costa
Costello
Cramer
Crenshaw
Crowley
Cubin
Cuellar
Culberson
Davis (AL)
Davis (CA)
Davis (FL)
Davis (IL)
Davis (KY)
Davis (TN)
Davis, Jo Ann
Deal (GA)
DeFazio
DeGette
Delahunt
DeLauro
DeLay
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Dicks
Dingell
Doggett
Doolittle
Doyle
Drake
Dreier
Duncan
Edwards
Ehlers
Emanuel
Emerson
Engel
English (PA)
Eshoo
Etheridge
Everett
Farr
Fattah
Feeney
Ferguson
Filner
Fitzpatrick (PA)
Foley
Forbes
Ford
Fortenberry
Fossella
Foxx
Frank (MA)
Frelinghuysen
Gallegly
Garrett (NJ)
Gerlach
Gibbons
Gilchrest
Gillmor
Gingrey
Gohmert
Gonzalez
Goode
Goodlatte
Gordon
Granger
Graves
Green (WI)
Green, Al
Green, Gene
Grijalva
Gutierrez
Gutknecht
Hall
Harman
Harris
Hart
Hastings (FL)
Hastings (WA)
Hayes
Hefley
Hensarling
Herger
Herseth
Higgins
Hinchey
Hinojosa
Hobson
Hoekstra
Holden
Holt
Honda
Hooley
Hostettler
Hulshof
Hunter
Hyde
Inglis (SC)
Inslee
Israel

Issa
Istook
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Jenkins
Jindal
Johnson (CT)
Johnson (IL)
Johnson, E. B.
Johnson, Sam
Jones (NC)
Jones (OH)
Kanjorski
Kaptur
Keller
Kelly
Kennedy (MN)
Kildee
Kilpatrick (MI)
Kind
King (IA)
King (NY)
Kingston
Kirk
Kline
Knollenberg
Kucinich
Kuhl (NY)
LaHood
Langevin
Lantos
Larsen (WA)
Latham
LaTourette
Lee
Levin
Lewis (CA)
Lewis (GA)
Lewis (KY)
Linder
Lipinski
LoBiondo
Lofgren, Zoe
Lowey
Lucas
Lungren, Daniel E.
Lynch
Mack
Maloney
Manzullo
Marchant
Markey
Marshall
Matheson
Matsui
McCarthy
McCaul (TX)
McCollum (MN)
McCotter
McCrery
McDermott
McGovern
McHenry
McHugh
McIntyre
McKeon
McKinney
McMorris
McNulty
Meehan
Meek (FL)
Meeks (NY)
Melancon
Mica
Michaud
Millender-McDonald
Miller (FL)
Miller (MI)
Miller (NC)
Miller, Gary
Miller, George
Mollohan
Moore (KS)
Moore (WI)
Moran (KS)
Murphy
Murtha
Musgrave
Myrick
Nadler
Napolitano
Neal (MA)
Neugebauer
Ney
Northup
Norwood
Nunes
Nussle
Oberstar
Obey
Olver
Ortiz
Osborne
Otter
Owens
Oxley
Pallone
Pascrell
Pastor
Paul
Payne
Pearce
Pelosi
Pence
Peterson (MN)
Peterson (PA)
Petri
Pitts
Platts
Poe
Pombo
Pomeroy
Porter
Price (GA)
Price (NC)
Pryce (OH)
Putnam
Radanovich
Rahall
Ramstad
Rangel
Regula
Rehberg
Reichert
Renzi
Reyes
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Ros-Lehtinen
Ross
Rothman
Roybal-Allard
Royce
Ruppersberger
Rush
Ryan (OH)
Ryan (WI)
Ryun (KS)
Sabo
Salazar
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Saxton
Schakowsky
Schiff
Schmidt
Schwartz (PA)
Schwarz (MI)
Scott (GA)
Scott (VA)
Sensenbrenner
Serrano
Sessions
Shaw
Shays
Sherman
Shimkus
Shuster
Simmons
Simpson
Skelton
Slaughter
Smith (NJ)
Smith (TX)
Smith (WA)
Snyder
Sodrel
Solis
Souder
Spratt
Stark
Strickland
Sullivan
Sweeney
Tancredo
Tanner
Tauscher
Taylor (MS)
Taylor (NC)
Terry
Thomas
Thompson (CA)
Thompson (MS)
Thornberry
Tiahrt
Tiberi
Tierney
Towns
Turner
Udall (CO)
Udall (NM)
Upton
Van Hollen
Velázquez
Visclosky
Walden (OR)
Walsh
Wamp
Wasserman Schultz
Waters
Watson
Watt
Waxman
Weiner
Weldon (FL)
Weldon (PA)
Weller
Westmoreland
Wexler
Whitfield
Wicker
Wilson (NM)
Wilson (SC)
Woolsey
Young (AK)
Young (FL)

NOT VOTING—23

Berman
Cardin
Cummings
Davis, Tom
Evans
Flake
Franks (AZ)
Hayworth
Hoyer
Kennedy (RI)
Kolbe
Larson (CT)
Leach
Moran (VA)
Pickering
Reynolds
Shadegg
Sherwood
Stearns
Stupak
Wolf
Wu
Wynn

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said resolution was agreed to.

A motion to reconsider the vote whereby the rules were suspended and said resolution was agreed to was, by unanimous consent, laid on the table.

¶42.9 INTERIOR APPROPRIATIONS FY 2007

The SPEAKER pro tempore, Mr. BONNER, pursuant to House Resolution 818 and rule XVIII, declared the House resolved into the Committee of the Whole House on the state of the Union for the consideration of the bill (H.R. 5386) making appropriations for the Department of the Interior, environment, and related agencies for the fiscal year ending September 30, 2007, and for other purposes.

The SPEAKER pro tempore, Mr. BONNER, by unanimous consent, designated Mr. LATOURETTE as Chairman of the Committee of the Whole.

The Acting Chairman, Mr. KUHL of New York assumed the Chair; and after some time spent therein,

The Committee rose informally to receive messages from the President.

The SPEAKER pro tempore, Mr. KUHL of New York, assumed the Chair.

¶42.10 MESSAGES FROM THE PRESIDENT

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

The Committee resumed its sitting; and after some further time spent therein,

The SPEAKER pro tempore, Mr. SHIMKUS, assumed the Chair.

When Mr. FOLEY, Acting Chairman, reported that the Committee, having had under consideration said bill, had come to no resolution thereon.

¶42.11 ORDER OF BUSINESS—FURTHER CONSIDERATION OF H.R. 5386

On motion of Mr. TAYLOR of North Carolina, by unanimous consent,

Ordered, That during further consideration of H.R. 5386 in the Committee of the Whole on the state of the Union, pursuant to House Resolution 818, notwithstanding clause 11 of rule XVIII, no further amendment to the bill may be offered except: pro forma amendments offered at any point in the reading by the chairman or ranking minority member of the Committee on Appropriations or their designees for the purpose of debate; amendments printed in the CONGRESSIONAL RECORD and numbered 1 and 7; the amendment printed in the CONGRESSIONAL RECORD and numbered 6, which shall be debatable for 20 minutes; an amendment by Mr. PUTNAM regarding a moratorium on drilling in the OCS, which shall be debatable for 60 minutes; an amendment by Mr. CHABOT regarding a limitation on funds for roads in the Tongass National Forest, which shall be debatable for 20 minutes; an amendment by Mr. OBERSTAR regarding a limitation on funds for activities under the Clean Water Act, which shall be debatable for 30 minutes; an amendment by Mr. HINCHEY regarding a limitation on funds for suspension of royalty relief, which shall be debatable for 30 minutes; an amendment by Mr. OBEY or Mr. DICKS addressing global climate change by modifying the amount provided for EPA Environmental Programs and Management, which shall be debatable for 30 minutes; an amendment by Mr. OBEY regarding funding increases for various accounts with a tax offset; an amendment by Mr. TIAHRT regarding business competitiveness; an amendment by Mr. Gary G. MILLER of California, regarding the San Gabriel Watershed; an amendment by Mr. CONAWAY regarding EPA drinking water regulations for arsenic; an amendment by Mr. GORDON regarding Federal building energy use; an amendment by Ms. JACKSON-LEE of Texas regarding a limitation on funds for urban reforestation; an amendment Ms. JACKSON-LEE of Texas regarding a limitation on funds on Smithsonian outreach programs; an amendment by Mr. GARRETT of New Jersey regarding Federal employee travel to conferences; an amendment by Mr. DENT regarding a limitation on funds to enforce the Indian Gaming Regulatory Act; an amendment by Mr. ANDREWS regarding Forest Service salaries and expenses; an amendment by Mr. MEEHAN regarding EPA national emissions standards; an amendment by Mr. TAYLOR of North Carolina, regarding funding for various accounts; an amendment by Mr. BEAUPREZ regarding funding for wildland fire management; an amendment by Mr. FLAKE regarding any Iowa State University Project on mitigating emissions from egg farms; an amendment by Mr. FLAKE regarding funding for ivory-billed woodpecker research; an amendment by Mr. FLAKE regarding funding for Neosha National Fish Hatchery; an amendment by Mr. FLAKE regarding funding for the Blackwater National Wildlife Refuge; an amendment by Mr. FLAKE regarding Santa Ana River wash program; an amendment by Mr. FLAKE regarding staffing for the National Zoological Park; an amendment by Mr. FLAKE regarding NFS recreation sites in North Carolina; an amendment by Mr. FLAKE regarding citrus studies in Florida; an amendment by Mr. FLAKE regarding the Pacific Crest National Scenic Trail; an amendment by Mr. FLAKE regarding the Florida National Scenic Trail; an amendment by Mr. FLAKE regarding the Continental Divide National Trail, and

Ordered further, That each such amendment may be offered only by the Member named in this request or a designee, or by the Member who caused it to be printed in the CONGRESSIONAL RECORD or a designee, shall be considered as read, shall not be subject to amendment except that the chairman and ranking minority member of the Committee on Appropriations and the Subcommittee on Interior, Environment, and Related Agencies, each may offer one pro forma amendment for the purpose of debate; and shall not be subject to a demand for division of the question in the House or in the Committee of the Whole House on the state of the Union; except as otherwise specified, each amendment shall be debatable for 10 minutes, equally divided and

controlled by the proponent and an opponent. An amendment shall be considered to fit the description stated in this request if it addresses in whole or in part the object described.

¶42.12 INTERIOR APPROPRIATIONS FY 2007

The SPEAKER pro tempore, Mr. SHIMKUS, pursuant to House Resolution 818 and rule XVIII, declared the House resolved into the Committee of the Whole House on the state of the Union for the further consideration of the bill (H.R. 5386) making appropriations for the Department of the Interior, environment, and related agencies for the fiscal year ending September 30, 2007, and for other purposes.

Mr. FOLEY, Acting Chairman, assumed the chair; and after some time spent therein,

¶42.13 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment submitted by Mr. WEINER:

Page 20, line 3, after the first dollar amount, insert the following: ''(increased by $1,000,000)''.

Page 46, line 8, after the dollar amount, insert the following: ''(reduced by $1,000,000)''.

It was decided in the affirmative { Yeas ..... 266 / Nays 152

¶42.14 [Roll No. 163]

AYES—266

Abercrombie
Ackerman
Allen
Andrews
Baca
Baird
Baldwin
Barrow
Bass
Bean
Becerra
Berkley
Berman
Berry
Bishop (GA)
Bishop (NY)
Blackburn
Blumenauer
Boehlert
Boehner
Bono
Boren
Boswell
Boucher
Boyd
Bradley (NH)
Brady (PA)
Brown (OH)
Brown, Corrine
Brown-Waite, Ginny
Burton (IN)
Butterfield
Campbell (CA)
Capps
Capuano
Cardin
Cardoza
Carnahan
Carson
Case
Castle
Chabot
Chandler
Clay
Cleaver
Clyburn
Conyers
Cooper
Costa
Costello
Cramer
Crowley
Cuellar
Culberson
Cummings
Davis (AL)
Davis (CA)
Davis (FL)
Davis (IL)
Davis (TN)
Davis, Jo Ann
Davis, Tom
DeFazio
DeGette
Delahunt
DeLauro
Dent
Dicks
Dingell
Doggett
Doyle
Edwards
Emanuel
Engel
Eshoo
Etheridge
Farr
Fattah
Ferguson
Filner
Fitzpatrick (PA)
Foley
Ford
Fossella
Frank (MA)
Garrett (NJ)
Gerlach
Gingrey
Gohmert
Gonzalez
Goodlatte
Gordon
Green, Al
Green, Gene
Grijalva
Gutierrez
Harman
Hart
Hastings (FL)
Hefley
Hensarling
Herseth
Higgins
Hinchey
Holden
Holt
Honda
Hooley
Hostettler
Hoyer
Inglis (SC)
Inslee
Israel
Issa
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Jindal
Johnson (IL)
Johnson, E. B.
Jones (NC)
Jones (OH)
Kanjorski
Kaptur
Kelly
Kennedy (MN)
Kildee
Kilpatrick (MI)
Kind
King (IA)
King (NY)
Kingston
Kirk
Kucinich
Kuhl (NY)
LaHood
Langevin
Lantos
Larsen (WA)
Latham
Lee
Levin
Lewis (GA)
Lipinski
LoBiondo
Lofgren, Zoe
Lowey
Lucas
Lynch
Mack
Maloney
Markey
Marshall
Matheson
Matsui
McCarthy
McCollum (MN)
McCotter
McDermott
McGovern
McHugh
McIntyre
McKinney
McNulty
Meehan
Meek (FL)
Meeks (NY)
Melancon
Michaud
Millender-McDonald
Miller (NC)
Miller, George
Mollohan
Moore (KS)
Moore (WI)
Moran (KS)
Moran (VA)
Murtha
Nadler
Napolitano
Neal (MA)
Ney
Nussle
Oberstar
Obey
Olver
Ortiz
Owens
Pallone
Pascrell
Pastor
Paul
Payne
Pelosi
Pence
Peterson (MN)
Platts
Pombo
Pomeroy
Price (NC)
Putnam
Rahall
Ramstad
Rangel
Reyes
Rogers (MI)
Rohrabacher
Ross
Rothman
Roybal-Allard
Ruppersberger
Rush
Ryan (OH)
Sabo
Salazar
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Schakowsky
Schiff
Schwartz (PA)
Scott (GA)
Scott (VA)
Serrano
Shaw
Shays
Sherman
Shimkus
Simmons
Skelton
Slaughter
Smith (WA)
Snyder
Solis
Souder
Spratt
Stark
Strickland
Sweeney
Tancredo
Tanner
Tauscher
Taylor (MS)
Thompson (CA)
Thompson (MS)
Tierney
Towns
Udall (CO)
Udall (NM)
Upton
Van Hollen
Velázquez
Visclosky
Walsh
Wasserman Schultz
Waters
Watson
Watt
Waxman
Weiner
Weldon (FL)
Weldon (PA)
Wexler
Woolsey
Wu
Wynn

NOES—152

Aderholt
Akin
Alexander
Bachus
Baker
Barrett (SC)
Bartlett (MD)
Barton (TX)
Beauprez
Biggert
Bilirakis
Bishop (UT)
Blunt
Bonilla
Bonner
Boozman
Boustany
Brady (TX)
Brown (SC)
Burgess
Buyer
Calvert
Camp (MI)
Cannon
Cantor
Capito
Carter
Chocola
Coble
Cole (OK)
Conaway
Crenshaw
Cubin
Davis (KY)
Deal (GA)
DeLay
Diaz-Balart, L.
Diaz-Balart, M.
Doolittle
Drake
Dreier
Duncan
Ehlers
Emerson
English (PA)
Everett
Feeney
Forbes
Fortenberry
Foxx
Frelinghuysen
Gallegly
Gibbons
Gilchrest
Gillmor
Goode
Granger
Graves
Green (WI)
Hall
Harris
Hastings (WA)
Hayes
Herger
Hobson
Hoekstra
Hulshof
Hunter
Hyde
Istook
Jenkins
Johnson (CT)
Johnson, Sam
Keller
Kline
Knollenberg
LaTourette
Lewis (CA)
Lewis (KY)
Linder
Lungren, Daniel E.
Manzullo
Marchant
McCaul (TX)
McCrery
McHenry
McKeon
McMorris
Mica
Miller (FL)
Miller (MI)
Miller, Gary
Murphy
Myrick
Neugebauer
Northup
Norwood
Nunes
Osborne
Otter
Oxley
Pearce
Peterson (PA)
Petri
Pickering
Pitts
Poe
Porter
Price (GA)
Pryce (OH)
Radanovich
Regula
Rehberg
Reichert
Renzi
Rogers (AL)
Rogers (KY)
Ros-Lehtinen
Royce
Ryan (WI)
Ryun (KS)
Saxton
Schmidt
Schwarz (MI)
Sensenbrenner
Sessions
Sherwood
Shuster
Simpson
Smith (NJ)
Smith (TX)
Sodrel
Stearns
Sullivan
Taylor (NC)
Terry
Thomas
Thornberry
Tiahrt
Tiberi
Turner
Walden (OR)
Wamp
Weller
Westmoreland
Whitfield
Wicker
Wilson (NM)
Wilson (SC)
Wolf
Young (AK)
Young (FL)

NOT VOTING—14

Evans
Flake
Franks (AZ)
Gutknecht
Hayworth
Hinojosa
Kennedy (RI)
Kolbe
Larson (CT)
Leach
Musgrave
Reynolds
Shadegg
Stupak

So the amendment was agreed to.

¶42.15 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendments en bloc submitted by Mr. POE:

Page 54, beginning at line 15, strike section 104.

Page 54, beginning at line 24, strike section 105.

Page 55, beginning at line 6, strike section 106.

It was decided in the negative { Yeas ..... 141 / Nays 279

¶42.16 [Roll No. 164]

AYES—141

Aderholt
Alexander
Bachus
Baker
Barrett (SC)
Barton (TX)
Beauprez
Bishop (UT)
Blackburn
Boehner
Bonilla
Boozman
Boren
Boustany
Brady (TX)
Burgess
Burton (IN)
Buyer
Camp (MI)
Cannon
Capito
Carter
Chabot
Chocola
Coble
Cole (OK)
Conaway
Cubin
Cuellar
Culberson
Davis (KY)
Davis (TN)
Deal (GA)
DeLay
Dent
Doolittle
Duncan
Edwards
Emerson
Everett
Fortenberry
Fossella
Foxx
Gerlach
Gibbons
Gingrey
Gohmert
Goode
Goodlatte
Granger
Graves
Green (WI)
Green, Gene
Hart
Hastert
Hastings (WA)
Hayes
Hefley
Hensarling
Herger
Hinojosa
Hoekstra
Hostettler
Hulshof
Hunter
Hyde
Istook
Jefferson
Jenkins
Jindal
Johnson, Sam
King (IA)
King (NY)
Kline
Knollenberg
Kuhl (NY)
Latham
Lewis (KY)
Linder
Lucas
Lungren, Daniel E.
Marchant
McCaul (TX)
McCrery
McHenry
McHugh
McKeon
McMorris
Melancon
Mica
Miller, Gary
Mollohan
Moran (KS)
Murphy
Myrick
Neugebauer
Ney
Northup
Norwood
Nunes
Nussle
Ortiz
Osborne
Otter
Oxley
Paul
Pearce
Pence
Pickering
Pitts
Poe
Porter
Price (GA)
Regula
Rehberg
Renzi
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Ross
Ryan (WI)
Ryun (KS)
Salazar
Schmidt
Sensenbrenner
Sessions
Shimkus
Shuster
Smith (TX)
Souder
Sullivan
Tancredo
Tanner
Terry
Thornberry
Tiahrt
Walden (OR)
Wamp
Westmoreland
Wicker

NOES—279

Abercrombie
Ackerman
Akin
Allen
Andrews
Baca
Baird
Baldwin
Barrow
Bartlett (MD)
Bass
Bean
Becerra
Berkley
Berman
Berry
Biggert
Bilirakis
Bishop (GA)
Bishop (NY)
Blumenauer
Blunt
Boehlert
Bonner
Bono
Boswell
Boucher
Boyd
Bradley (NH)
Brady (PA)
Brown (OH)
Brown (SC)
Brown, Corrine
Brown-Waite, Ginny
Butterfield
Calvert
Campbell (CA)
Cantor
Capps
Capuano
Cardin
Cardoza
Carnahan
Carson
Case
Castle
Chandler
Clay
Cleaver
Clyburn
Conyers
Cooper
Costa
Costello
Cramer
Crenshaw
Crowley
Cummings
Davis (AL)
Davis (CA)
Davis (FL)
Davis (IL)
Davis, Jo Ann
Davis, Tom
DeFazio
DeGette
Delahunt
DeLauro
Diaz-Balart, L.
Diaz-Balart, M.
Dicks
Dingell
Doggett
Doyle
Drake
Dreier
Ehlers
Emanuel
Engel
English (PA)

Eshoo
Etheridge
Farr
Fattah
Feeney
Ferguson
Filner
Fitzpatrick (PA)
Foley
Forbes
Ford
Frank (MA)
Frelinghuysen
Gallegly
Garrett (NJ)
Gilchrest
Gillmor
Gonzalez
Gordon
Green, Al
Grijalva
Gutierrez
Hall
Harman
Harris
Hastings (FL)
Herseth
Higgins
Hinchey
Hobson
Holden
Holt
Honda
Hooley
Hoyer
Inglis (SC)
Inslee
Israel
Issa
Jackson (IL)
Jackson-Lee (TX)
Johnson (CT)
Johnson (IL)
Johnson, E. B.
Jones (NC)
Jones (OH)
Kanjorski
Kaptur
Keller
Kelly
Kennedy (MN)
Kildee
Kilpatrick (MI)
Kind
Kingston
Kirk
Kucinich
LaHood
Langevin
Lantos
Larsen (WA)
LaTourette
Lee
Levin
Lewis (CA)
Lewis (GA)
Lipinski
LoBiondo
Lofgren, Zoe
Lowey
Lynch
Mack
Maloney
Manzullo
Markey
Marshall
Matheson
Matsui
McCarthy
McCollum (MN)
McCotter
McDermott
McGovern
McIntyre
McKinney
McNulty
Meehan
Meek (FL)
Meeks (NY)
Michaud
Millender-McDonald
Miller (FL)
Miller (MI)
Miller (NC)
Miller, George
Moore (KS)
Moore (WI)
Moran (VA)
Murtha
Nadler
Napolitano
Neal (MA)
Oberstar
Obey
Olver
Owens
Pallone
Pascrell
Pastor
Payne
Pelosi
Peterson (MN)
Peterson (PA)
Petri
Platts
Pombo
Pomeroy
Price (NC)
Pryce (OH)
Putnam
Radanovich
Rahall
Ramstad
Rangel
Reichert
Reyes
Ros-Lehtinen
Rothman
Roybal-Allard
Royce
Ruppersberger
Rush
Ryan (OH)
Sabo
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Saxton
Schakowsky
Schiff
Schwartz (PA)
Schwarz (MI)
Scott (GA)
Scott (VA)
Serrano
Shaw
Shays
Sherman
Sherwood
Simmons
Simpson
Skelton
Slaughter
Smith (NJ)
Smith (WA)
Snyder
Sodrel
Solis
Spratt
Stark
Stearns
Strickland
Sweeney
Tauscher
Taylor (MS)
Taylor (NC)
Thomas
Thompson (CA)
Thompson (MS)
Tiberi
Tierney
Towns
Turner
Udall (CO)
Udall (NM)
Upton
Van Hollen
Velázquez
Visclosky
Walsh
Wasserman Schultz
Waters
Watson
Watt
Waxman
Weiner
Weldon (FL)
Weldon (PA)
Weller
Wexler
Whitfield
Wilson (NM)
Wilson (SC)
Wolf
Woolsey
Wu
Wynn
Young (AK)
Young (FL)

NOT VOTING—13

Evans
Flake
Franks (AZ)
Gutknecht
Hayworth
Kennedy (RI)
Kolbe
Larson (CT)
Leach
Musgrave
Reynolds
Shadegg
Stupak

So the amendment was not agreed to.

¶42.17 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment submitted by Mr. PALLONE:

On page 73 after line 2 insert the following:

None of the funds made available in this Act may be used to promulgate in final form, issue, implement, or enforce the Environmental Protection Agency's Toxics Release Inventory Burden Reduction Proposed Rule published in the Federal Register on October 4, 2005 (Volume 70, Number 191) at pages 57822 and following or the Toxics Release Inventory 2006 Burden Reduction Proposed Rule published in the Federal Register on October 4, 2005 (Volume 70, Number 191) at pages 57871 through 57872.

It was decided in the affirmative { Yeas ..... 231 / Nays ..... 187 }

¶42.18 [Roll No. 165]

AYES—231

Abercrombie
Ackerman
Allen
Andrews
Baca
Baird
Baldwin
Bartlett (MD)
Bass
Bean
Becerra
Berkley
Berman
Bishop (GA)
Bishop (NY)
Blumenauer
Boehlert
Boswell
Boucher
Boyd
Bradley (NH)
Brady (PA)
Brown (OH)
Brown, Corrine
Butterfield
Capito
Capps
Capuano
Cardin
Carnahan
Carson
Case
Castle
Chandler
Clay
Cleaver
Clyburn
Cole (OK)
Conyers
Cooper
Costello
Crowley
Cummings
Davis (AL)
Davis (CA)
Davis (FL)
Davis (IL)
Davis, Jo Ann
DeFazio
DeGette
Delahunt
DeLauro
Dicks
Dingell
Doggett
Doyle
Ehlers
Emanuel
Engel
English (PA)
Eshoo
Etheridge
Farr
Fattah
Ferguson
Filner
Fitzpatrick (PA)
Foley
Ford
Frank (MA)
Frelinghuysen
Gerlach
Gilchrest
Gonzalez
Gordon
Green, Al
Green, Gene
Grijalva
Gutierrez
Harman
Hart
Hastings (FL)
Hayes
Herseth
Higgins
Hinchey
Hinojosa
Holden
Holt
Honda
Hooley
Hoyer
Inglis (SC)
Inslee
Israel
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Johnson (CT)
Johnson (IL)
Johnson, E. B.
Jones (NC)
Jones (OH)
Kanjorski
Kaptur
Kelly
Kildee
Kilpatrick (MI)
Kind
Kirk
Kucinich
Kuhl (NY)
Langevin
Lantos
Larsen (WA)
Lee
Levin
Lewis (GA)
Lipinski
LoBiondo
Lofgren, Zoe
Lowey
Lynch
Maloney
Markey
Matheson
Matsui
McCarthy
McCollum (MN)
McDermott
McGovern
McHugh
McIntyre
McKinney
McNulty
Meehan
Meek (FL)
Meeks (NY)
Michaud
Millender-McDonald
Miller (NC)
Miller, George
Mollohan
Moore (KS)
Moore (WI)
Moran (VA)
Murtha
Nadler
Napolitano
Neal (MA)
Oberstar
Obey
Olver
Ortiz
Otter
Owens
Pallone
Pascrell
Pastor
Payne
Pelosi
Platts
Pomeroy
Price (NC)
Rahall
Ramstad
Rangel
Regula
Reyes
Ros-Lehtinen
Rothman
Roybal-Allard
Ruppersberger
Rush
Ryan (OH)
Sabo
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Saxton
Schakowsky
Schiff
Schmidt
Schwartz (PA)
Schwarz (MI)
Scott (GA)
Scott (VA)
Serrano
Shaw
Shays
Sherman
Simmons
Skelton
Slaughter
Smith (NJ)
Smith (WA)
Snyder
Solis
Spratt
Stark
Strickland
Sullivan
Sweeney
Tauscher
Taylor (MS)
Taylor (NC)
Thompson (CA)
Thompson (MS)
Tierney
Towns
Udall (CO)
Udall (NM)
Upton
Van Hollen
Velázquez
Visclosky
Walden (OR)
Walsh
Wasserman Schultz
Waters
Watson
Watt
Waxman
Weiner
Weldon (PA)
Weller
Wexler
Woolsey
Wu
Wynn
Young (FL)

NOES—187

Aderholt
Akin
Alexander
Bachus
Baker
Barrett (SC)
Barrow
Barton (TX)
Beauprez
Berry
Biggert
Bilirakis
Bishop (UT)
Blackburn
Blunt
Boehner
Bonilla
Bonner
Bono
Boozman
Boren
Boustany
Brady (TX)
Brown (SC)
Brown-Waite, Ginny
Burgess
Burton (IN)
Buyer
Calvert
Camp (MI)
Campbell (CA)
Cannon
Cantor
Cardoza
Carter
Chabot
Chocola
Coble
Conaway
Costa
Cramer
Crenshaw
Cubin
Cuellar
Culberson
Davis (KY)
Davis (TN)
Davis, Tom
Deal (GA)
DeLay
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Doolittle
Drake
Dreier
Duncan
Edwards
Emerson
Everett
Feeney
Forbes
Fortenberry
Fossella
Gallegly
Garrett (NJ)
Gibbons
Gillmor
Gingrey
Gohmert
Goode
Goodlatte
Granger
Graves
Green (WI)
Hall
Harris
Hastings (WA)
Hefley
Hensarling
Herger
Hobson
Hoekstra
Hostettler
Hulshof
Hunter
Hyde
Issa
Istook
Jenkins
Jindal
Johnson, Sam
Keller
Kennedy (MN)
King (IA)
King (NY)
Kingston
Kline
Knollenberg
LaHood
Latham
LaTourette
Lewis (CA)
Lewis (KY)
Linder
Lucas
Lungren, Daniel E.
Mack
Manzullo
Marchant
Marshall
McCaul (TX)
McCotter
McCrery
McHenry
McKeon
McMorris
Melancon
Mica
Miller (FL)
Miller (MI)
Miller, Gary
Moran (KS)
Murphy
Myrick
Neugebauer
Ney
Northup
Norwood
Nunes
Nussle
Osborne
Oxley
Paul
Pearce
Pence
Peterson (MN)
Peterson (PA)
Petri
Pickering
Pitts
Poe
Pombo
Porter
Price (GA)
Pryce (OH)
Putnam
Radanovich
Rehberg
Reichert
Renzi
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Ross
Royce
Ryan (WI)
Ryun (KS)
Salazar
Sensenbrenner
Sessions
Sherwood
Shimkus
Shuster
Simpson
Smith (TX)
Sodrel
Souder
Stearns
Tancredo
Tanner
Terry
Thomas
Thornberry
Tiahrt
Tiberi
Turner
Wamp
Weldon (FL)
Westmoreland
Whitfield
Wicker
Wilson (NM)
Wilson (SC)
Wolf
Young (AK)

NOT VOTING—14

Evans
Flake
Foxx
Franks (AZ)
Gutknecht
Hayworth
Kennedy (RI)
Kolbe
Larson (CT)
Leach
Musgrave
Reynolds
Shadegg
Stupak

So the amendment was agreed to.

¶42.19 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment numbered 5 submitted by Mr. BEAUPREZ:

In title III of the bill under the heading ''WILDLAND FIRE MANAGEMENT (INCLUDING TRANSFER OF FUNDS)'', insert after the first dollar amount the following: ''(increased by $28,700,000)''.

In title III of the bill under the heading ''NATIONAL ENDOWMENT FOR THE ARTS—GRANTS AND ADMINISTRATION'', insert after the first dollar amount the following: ''(reduced by $30,000,000)''.

It was decided in the negative { Yeas ..... 112 / Nays ..... 306 }

¶42.20 [Roll No. 166]

AYES—112

Akin
Bachus
Baker
Barrett (SC)
Bartlett (MD)
Beauprez
Blackburn
Boehner
Brady (TX)
Brown-Waite, Ginny
Burgess
Burton (IN)
Buyer
Campbell (CA)
Cannon
Cantor
Chabot
Chocola
Coble
Cole (OK)
Cubin
Culberson
Davis, Jo Ann
Deal (GA)
DeFazio
DeLay
Diaz-Balart, M.
Doolittle
Dreier
Feeney
Forbes
Foxx
Gallegly
Garrett (NJ)
Gibbons

Gingrey
Gohmert
Goode
Goodlatte
Graves
Green (WI)
Gutknecht
Hastings (WA)
Hayes
Hefley
Hensarling
Herger
Herseth
Hoekstra
Hostettler
Hulshof
Hunter
Hyde
Issa
Istook
Jindal
Johnson, Sam
Jones (NC)
Keller
Kennedy (MN)
King (IA)
King (NY)
Kingston
Kline
Lewis (KY)
Linder
Lungren, Daniel E.
Manzullo
Marchant
McCaul (TX)
McHenry
Miller (MI)
Miller, Gary
Myrick
Neugebauer
Ney
Norwood
Paul
Pearce
Pence
Petri
Pickering
Pitts
Poe
Pombo
Price (GA)
Radanovich
Renzi
Rogers (AL)
Rogers (MI)
Rohrabacher
Royce
Ryan (WI)
Ryun (KS)
Salazar
Sensenbrenner
Sessions
Shuster
Skelton
Souder
Stearns
Tancredo
Taylor (MS)
Thornberry
Tiahrt
Weldon (FL)
Weller
Westmoreland
Wicker
Wilson (NM)
Wilson (SC)
Young (AK)

NOES—306

Abercrombie
Ackerman
Aderholt
Alexander
Allen
Andrews
Baca
Baird
Baldwin
Barrow
Barton (TX)
Bass
Bean
Becerra
Berkley
Berman
Berry
Biggert
Bilirakis
Bishop (GA)
Bishop (NY)
Blumenauer
Boehlert
Bonilla
Bonner
Bono
Boozman
Boren
Boswell
Boucher
Boustany
Boyd
Bradley (NH)
Brady (PA)
Brown (OH)
Brown (SC)
Brown, Corrine
Butterfield
Calvert
Camp (MI)
Capito
Capps
Capuano
Cardin
Cardoza
Carnahan
Carson
Carter
Case
Castle
Chandler
Clay
Cleaver
Clyburn
Conaway
Conyers
Cooper
Costa
Costello
Cramer
Crenshaw
Crowley
Cuellar
Cummings
Davis (AL)
Davis (CA)
Davis (FL)
Davis (IL)
Davis (KY)
Davis (TN)
Davis, Tom
DeGette
Delahunt
DeLauro
Dent
Diaz-Balart, L.
Dicks
Dingell
Doggett
Doyle
Drake
Duncan
Edwards
Ehlers
Emanuel
Emerson
Engel
English (PA)
Eshoo
Etheridge
Everett
Farr
Fattah
Ferguson
Filner
Fitzpatrick (PA)
Foley
Ford
Fortenberry
Fossella
Frank (MA)
Frelinghuysen
Gerlach
Gilchrest
Gillmor
Gonzalez
Gordon
Granger
Green, Al
Green, Gene
Grijalva
Gutierrez
Hall
Harman
Harris
Hart
Hastings (FL)
Higgins
Hinchey
Hinojosa
Hobson
Holden
Holt
Honda
Hooley
Hoyer
Inglis (SC)
Inslee
Israel
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Jenkins
Johnson (CT)
Johnson (IL)
Johnson, E. B.
Jones (OH)
Kanjorski
Kaptur
Kelly
Kildee
Kilpatrick (MI)
Kind
Kirk
Knollenberg
Kucinich
Kuhl (NY)
LaHood
Langevin
Lantos
Larsen (WA)
Latham
LaTourette
Lee
Levin
Lewis (CA)
Lewis (GA)
Lipinski
LoBiondo
Lofgren, Zoe
Lowey
Lucas
Lynch
Mack
Maloney
Markey
Marshall
Matheson
Matsui
McCarthy
McCollum (MN)
McCotter
McCrery
McDermott
McGovern
McHugh
McIntyre
McKeon
McKinney
McMorris
McNulty
Meehan
Meek (FL)
Meeks (NY)
Melancon
Mica
Michaud
Millender-McDonald
Miller (FL)
Miller (NC)
Miller, George
Mollohan
Moore (KS)
Moore (WI)
Moran (KS)
Moran (VA)
Murphy
Murtha
Nadler
Napolitano
Neal (MA)
Northup
Nunes
Nussle
Oberstar
Obey
Olver
Ortiz
Osborne
Otter
Owens
Oxley
Pallone
Pascrell
Pastor
Payne
Pelosi
Peterson (MN)
Peterson (PA)
Platts
Pomeroy
Porter
Price (NC)
Pryce (OH)
Putnam
Rahall
Ramstad
Rangel
Regula
Rehberg
Reichert
Reyes
Rogers (KY)
Ros-Lehtinen
Ross
Rothman
Roybal-Allard
Ruppersberger
Rush
Ryan (OH)
Sabo
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Saxton
Schakowsky
Schiff
Schmidt
Schwartz (PA)
Schwarz (MI)
Scott (GA)
Scott (VA)
Serrano
Shaw
Shays
Sherman
Sherwood
Shimkus
Simmons
Simpson
Slaughter
Smith (NJ)
Smith (TX)
Smith (WA)
Snyder
Sodrel
Solis
Spratt
Stark
Strickland
Sullivan
Sweeney
Tanner
Tauscher
Taylor (NC)
Terry
Thomas
Thompson (CA)
Thompson (MS)
Tiberi
Tierney
Towns
Turner
Udall (CO)
Udall (NM)
Upton
Van Hollen
Velázquez
Visclosky
Walden (OR)
Walsh
Wamp
Wasserman Schultz
Waters
Watson
Watt
Waxman
Weiner
Weldon (PA)
Wexler
Whitfield
Wolf
Woolsey
Wu
Wynn
Young (FL)

NOT VOTING—14

Bishop (UT)
Blunt
Evans
Flake
Franks (AZ)
Hayworth
Kennedy (RI)
Kolbe
Larson (CT)
Leach
Musgrave
Reynolds
Shadegg
Stupak

So the amendment was not agreed to.

¶42.21 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment submitted by Mr. HINCHEY:

At the end of the bill (before the short title), insert the following:

TITLE ____—ADDITIONAL GENERAL PROVISIONS

SEC. ____. None of the funds made available in this Act may be used to issue any new lease that authorizes production of oil or natural gas under the Outer Continental Shelf Lands Act (43 U.S.C. 1331 et. seq.) to any lessee under an existing lease issued by the Department of the Interior pursuant to the Outer Continental Shelf Deep Water Royalty Relief Act (43 U.S.C. 1337 note), where such existing lease is not subject to limitations on royalty relief based on market price.

It was decided in the affirmative ..... { Yeas ..... 252 / Nays 165

¶42.22 [Roll No. 167]

AYES—252

Abercrombie
Ackerman
Allen
Andrews
Baca
Baird
Baldwin
Barrow
Bartlett (MD)
Bass
Bean
Becerra
Berkley
Berman
Berry
Biggert
Bilirakis
Bishop (GA)
Bishop (NY)
Blumenauer
Boehlert
Bonner
Boswell
Boyd
Bradley (NH)
Brady (PA)
Brown (OH)
Brown (SC)
Brown, Corrine
Brown-Waite, Ginny
Butterfield
Capito
Capps
Capuano
Cardin
Cardoza
Carnahan
Carson
Case
Castle
Chandler
Clay
Cleaver
Clyburn
Conyers
Cooper
Costa
Costello
Cramer
Crowley
Cummings
Davis (AL)
Davis (CA)
Davis (FL)
Davis (IL)
Davis (TN)
Davis, Tom
DeFazio
DeGette
Delahunt
DeLauro
Diaz-Balart, L.
Diaz-Balart, M.
Dicks
Dingell
Doggett
Doyle
Duncan
Edwards
Ehlers
Emanuel
Emerson
Engel
Eshoo
Etheridge
Everett
Farr
Fattah
Ferguson
Filner
Fitzpatrick (PA)
Foley
Ford
Fortenberry
Frank (MA)
Gerlach
Gilchrest
Gordon
Green (WI)
Green, Al
Grijalva
Gutierrez
Harman
Hastings (FL)
Herseth
Higgins
Hinchey
Holden
Holt
Honda
Hooley
Hoyer
Inglis (SC)
Inslee
Israel
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Jenkins
Johnson (CT)
Johnson (IL)
Johnson, E. B.
Jones (OH)
Kanjorski
Kaptur
Kelly
Kennedy (MN)
Kildee
Kilpatrick (MI)
Kind
Kingston
Kucinich
Kuhl (NY)
LaHood
Langevin
Lantos
Larsen (WA)
LaTourette
Lee
Levin
Lewis (GA)
Lewis (KY)
Lipinski
LoBiondo
Lofgren, Zoe
Lowey
Lynch
Maloney
Markey
Marshall
Matsui
McCarthy
McCollum (MN)
McDermott
McGovern
McHugh
McKinney
McNulty
Meehan
Meek (FL)
Meeks (NY)
Michaud
Millender-McDonald
Miller (NC)
Miller, George
Moore (KS)
Moore (WI)
Moran (KS)
Moran (VA)
Murtha
Nadler
Napolitano
Neal (MA)
Ney
Oberstar
Obey
Olver
Owens
Pallone
Pascrell
Pastor
Paul
Payne
Pelosi
Petri
Platts
Pombo
Pomeroy
Price (NC)
Pryce (OH)
Rahall
Ramstad
Rangel
Renzi
Rogers (AL)
Rogers (KY)
Rohrabacher
Ros-Lehtinen
Ross
Rothman
Roybal-Allard
Ruppersberger
Rush
Ryan (OH)
Sabo
Salazar
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Saxton
Schakowsky
Schiff
Schwartz (PA)
Schwarz (MI)
Scott (GA)
Scott (VA)
Serrano
Shays
Sherman
Sherwood
Simmons
Skelton
Slaughter
Smith (NJ)
Smith (WA)
Snyder
Sodrel
Solis
Spratt
Stark
Strickland
Sullivan
Sweeney
Tancredo
Tanner
Tauscher
Taylor (MS)
Thompson (CA)
Thompson (MS)
Tierney
Towns
Udall (CO)
Udall (NM)
Van Hollen
Velázquez
Visclosky
Walsh
Wasserman Schultz
Waters
Watson
Watt
Waxman
Weiner
Weldon (PA)
Weller
Wexler
Whitfield
Wolf
Woolsey
Wu
Wynn
Young (FL)

NOES—165

Aderholt
Akin
Alexander
Bachus
Baker
Barrett (SC)
Barton (TX)
Beauprez
Bishop (UT)
Blackburn
Boehner
Bonilla
Bono
Boozman
Boren
Boucher
Boustany
Brady (TX)
Burgess
Burton (IN)
Buyer
Calvert
Camp (MI)
Campbell (CA)
Cantor
Carter
Chabot
Chocola
Coble
Cole (OK)
Conaway
Crenshaw
Cubin
Cuellar
Culberson
Davis (KY)
Davis, Jo Ann
Deal (GA)
DeLay
Dent
Doolittle
Drake
Dreier
English (PA)
Feeney
Forbes
Fossella
Foxx
Frelinghuysen
Gallegly
Garrett (NJ)
Gibbons
Gillmor
Gingrey
Gohmert
Gonzalez
Goode
Goodlatte
Granger
Graves
Green, Gene
Gutknecht
Hall
Harris
Hart
Hastings (WA)
Hayes
Hefley
Hensarling
Herger
Hinojosa
Hobson
Hoekstra
Hostettler
Hulshof
Hunter
Hyde
Issa
Istook
Jindal
Johnson, Sam
Jones (NC)
Keller
King (IA)
King (NY)
Kline
Knollenberg
Latham
Lewis (CA)
Linder
Lucas
Lungren, Daniel E.
Mack
Manzullo
Marchant
Matheson
McCaul (TX)
McCotter
McCrery
McHenry
McIntyre
McKeon
McMorris
Melancon
Mica
Miller (FL)
Miller (MI)
Miller, Gary
Mollohan
Murphy

Myrick
Neugebauer
Northup
Norwood
Nunes
Nussle
Ortiz
Osborne
Otter
Oxley
Pearce
Pence
Peterson (MN)
Peterson (PA)
Pickering
Pitts
Poe
Porter
Price (GA)
Putnam
Radanovich
Regula
Rehberg
Reichert
Reyes
Rogers (MI)
Royce
Ryan (WI)
Ryun (KS)
Schmidt
Sensenbrenner
Sessions
Shaw
Shimkus
Shuster
Simpson
Smith (TX)
Souder
Stearns
Taylor (NC)
Terry
Thomas
Thornberry
Tiahrt
Tiberi
Turner
Upton
Walden (OR)
Wamp
Weldon (FL)
Westmoreland
Wicker
Wilson (NM)
Wilson (SC)
Young (AK)

NOT VOTING—15

Blunt
Cannon
Evans
Flake
Franks (AZ)
Hayworth
Kennedy (RI)
Kirk
Kolbe
Larson (CT)
Leach
Musgrave
Reynolds
Shadegg
Stupak

So the amendment was agreed to.

¶42.23 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment submitted by Mr. CHABOT:

At the end of the bill (before the short title), insert the following:

SEC. ____. None of the funds made available in this Act may be used to plan, design, study, or construct, for the purpose of harvesting timber by private entities or individuals, a forest development road in the Tongass National Forest.

It was decided in the affirmative ..... { Yeas ..... 237 / Nays ..... 181 }

¶42.24 [Roll No. 168]

AYES—237

Ackerman
Akin
Allen
Andrews
Baird
Baldwin
Barrett (SC)
Barrow
Bartlett (MD)
Bass
Bean
Becerra
Berkley
Berman
Biggert
Bishop (NY)
Boehlert
Bonner
Boucher
Bradley (NH)
Brady (PA)
Brown (OH)
Butterfield
Campbell (CA)
Capito
Capps
Capuano
Cardin
Cardoza
Carnahan
Carson
Case
Castle
Chabot
Chandler
Clay
Cleaver
Clyburn
Coble
Conyers
Cooper
Costello
Cramer
Crowley
Cummings
Davis (CA)
Davis (FL)
Davis (IL)
Davis (TN)
Davis, Jo Ann
Davis, Tom
DeFazio
DeGette
Delahunt
DeLauro
Dent
Dingell
Doggett
Doyle
Emanuel
Engel
English (PA)
Eshoo
Etheridge
Farr
Fattah
Ferguson
Filner
Fitzpatrick (PA)
Fortenberry
Foxx
Frank (MA)
Frelinghuysen
Garrett (NJ)
Gerlach
Gillmor
Gonzalez
Gordon
Green (WI)
Green, Al
Green, Gene
Grijalva
Gutierrez
Harman
Hart
Hastings (FL)
Hensarling
Herseth
Higgins
Hinchey
Holden
Holt
Honda
Hooley
Hoyer
Hyde
Inglis (SC)
Inslee
Israel
Jackson-Lee (TX)
Johnson (CT)
Johnson (IL)
Johnson, E. B.
Jones (NC)
Jones (OH)
Kanjorski
Kaptur
Kelly
Kildee
Kilpatrick (MI)
Kind
Kirk
Kucinich
Kuhl (NY)
Langevin
Lantos
Lee
Levin
Lewis (GA)
Lipinski
LoBiondo
Lofgren, Zoe
Lowey
Lynch
Maloney
Markey
Marshall
Matheson
Matsui
McCarthy
McCaul (TX)
McCollum (MN)
McDermott
McGovern
McIntyre
McKinney
McNulty
Meehan
Meek (FL)
Meeks (NY)
Michaud
Millender-McDonald
Miller (MI)
Miller (NC)
Miller, George
Moore (KS)
Moore (WI)
Moran (VA)
Murphy
Murtha
Nadler
Napolitano
Neal (MA)
Obey
Olver
Owens
Pallone
Pascrell
Paul
Payne
Pelosi
Petri
Pickering
Pitts
Platts
Poe
Pomeroy
Price (GA)
Price (NC)
Pryce (OH)
Rahall
Ramstad
Rangel
Reichert
Rohrabacher
Rothman
Roybal-Allard
Royce
Ruppersberger
Ryan (OH)
Ryan (WI)
Sabo
Salazar
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Saxton
Schakowsky
Schiff
Schwartz (PA)
Scott (GA)
Scott (VA)
Sensenbrenner
Serrano
Shaw
Shays
Sherman
Simmons
Skelton
Slaughter
Smith (NJ)
Smith (TX)
Smith (WA)
Snyder
Solis
Spratt
Stark
Strickland
Sweeney
Tanner
Tauscher
Taylor (MS)
Terry
Thompson (CA)
Tiberi
Tierney
Towns
Udall (CO)
Udall (NM)
Upton
Van Hollen
Velázquez
Visclosky
Wasserman Schultz
Waters
Watson
Watt
Waxman
Weiner
Weldon (PA)
Wexler
Whitfield
Wolf
Woolsey
Wu
Wynn
Young (FL)

NOES—181

Abercrombie
Aderholt
Alexander
Baca
Bachus
Baker
Barton (TX)
Beauprez
Berry
Bilirakis
Bishop (GA)
Bishop (UT)
Blackburn
Blumenauer
Boehner
Bonilla
Bono
Boozman
Boren
Boswell
Boustany
Boyd
Brady (TX)
Brown (SC)
Brown, Corrine
Brown-Waite, Ginny
Burgess
Burton (IN)
Buyer
Calvert
Camp (MI)
Cannon
Cantor
Carter
Chocola
Cole (OK)
Conaway
Costa
Crenshaw
Cubin
Cuellar
Culberson
Davis (AL)
Davis (KY)
Deal (GA)
DeLay
Diaz-Balart, M.
Dicks
Doolittle
Drake
Dreier
Duncan
Edwards
Ehlers
Emerson
Everett
Feeney
Foley
Forbes
Ford
Fossella
Gallegly
Gibbons
Gilchrest
Gingrey
Gohmert
Goode
Goodlatte
Granger
Graves
Gutknecht
Hall
Harris
Hastings (WA)
Hayes
Hefley
Herger
Hinojosa
Hobson
Hoekstra
Hostettler
Hulshof
Hunter
Issa
Istook
Jackson (IL)
Jefferson
Jenkins
Jindal
Johnson, Sam
Keller
Kennedy (MN)
King (IA)
King (NY)
Kingston
Kline
Knollenberg
LaHood
Larsen (WA)
Latham
LaTourette
Lewis (CA)
Lewis (KY)
Linder
Lucas
Lungren, Daniel E.
Mack
Manzullo
Marchant
McCotter
McCrery
McHenry
McHugh
McKeon
McMorris
Melancon
Mica
Miller (FL)
Miller, Gary
Mollohan
Moran (KS)
Myrick
Neugebauer
Ney
Northup
Norwood
Nunes
Nussle
Oberstar
Ortiz
Osborne
Otter
Oxley
Pastor
Pearce
Pence
Peterson (MN)
Peterson (PA)
Pombo
Porter
Putnam
Radanovich
Regula
Rehberg
Renzi
Reyes
Rogers (AL)
Rogers (KY)
Rogers (MI)
Ros-Lehtinen
Ross
Rush
Ryun (KS)
Schmidt
Schwarz (MI)
Sessions
Sherwood
Shimkus
Shuster
Simpson
Sodrel
Souder
Stearns
Sullivan
Tancredo
Taylor (NC)
Thomas
Thompson (MS)
Thornberry
Tiahrt
Turner
Walden (OR)
Walsh
Wamp
Weldon (FL)
Weller
Westmoreland
Wicker
Wilson (NM)
Wilson (SC)
Young (AK)

NOT VOTING—14

Blunt
Diaz-Balart, L.
Evans
Flake
Franks (AZ)
Hayworth
Kennedy (RI)
Kolbe
Larson (CT)
Leach
Musgrave
Reynolds
Shadegg
Stupak

So the amendment was agreed to.

After some further time,

¶42.25 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment submitted by Mr. OBERSTAR:

At the end of the bill (before the short title), insert the following:

TITLE VI—ADDITIONAL GENERAL PROVISIONS

SEC. 601. None of the funds in this Act may be used by the Administrator of the Environmental Protection Agency to implement or enforce the Joint Memorandum published in the Federal Register on January 15, 2003 (68 Fed. Reg. 1995).

It was decided in the affirmative ..... { Yeas ..... 222 / Nays ..... 198 }

¶42.26 [Roll No. 169]

AYES—222

Abercrombie
Ackerman
Allen
Andrews
Baca
Baird
Baldwin
Barrow
Bass
Bean
Becerra
Berkley
Berman
Biggert
Bishop (NY)
Blumenauer
Boehlert
Boucher
Bradley (NH)
Brady (PA)
Brown (OH)
Brown, Corrine
Butterfield
Capps
Capuano
Cardin
Cardoza
Carnahan
Carson
Case
Castle
Chandler
Clay
Cleaver
Clyburn
Conyers
Cooper
Costa
Costello
Cramer
Crowley
Cummings
Davis (AL)
Davis (CA)
Davis (FL)
Davis (IL)
Davis (TN)
Davis, Tom
DeFazio
DeGette
Delahunt
DeLauro
Dicks
Dingell
Doggett
Doyle
Ehlers
Emanuel
Engel
Eshoo
Etheridge
Farr
Fattah
Ferguson
Filner
Fitzpatrick (PA)
Foley
Forbes
Ford
Frank (MA)
Frelinghuysen
Gerlach
Gilchrest
Gonzalez
Gordon
Green (WI)
Green, Al
Green, Gene
Grijalva
Gutierrez
Harman
Hastings (FL)
Higgins
Hinchey
Hinojosa
Holden
Holt
Honda
Hooley
Hoyer
Inslee
Israel
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Johnson (CT)
Johnson (IL)
Johnson, E. B.
Jones (NC)
Jones (OH)
Kanjorski
Kaptur
Kelly
Kildee
Kilpatrick (MI)
Kind
Kirk
Kucinich
Langevin
Lantos
Larsen (WA)
LaTourette
Lee
Levin
Lewis (GA)
Lipinski
LoBiondo
Lofgren, Zoe
Lowey
Lynch
Maloney
Markey
Marshall
Matheson
Matsui
McCarthy
McCollum (MN)
McDermott
McGovern
McIntyre
McKinney
McNulty
Meehan
Meek (FL)
Meeks (NY)
Michaud
Millender-McDonald
Miller (NC)
Miller, George
Mollohan
Moore (KS)
Moore (WI)
Moran (VA)
Murtha
Nadler
Napolitano
Neal (MA)
Oberstar
Obey
Olver
Ortiz
Owens
Pallone
Pascrell
Pastor
Payne
Pelosi
Petri
Platts
Price (NC)
Rahall
Ramstad
Rangel
Reichert
Reyes
Rothman
Roybal-Allard
Ruppersberger
Rush
Ryan (OH)
Ryan (WI)
Sabo
Salazar
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Saxton
Schakowsky
Schiff
Schwartz (PA)
Schwarz (MI)
Scott (GA)
Scott (VA)
Serrano
Shaw
Shays
Sherman
Simmons
Skelton
Slaughter
Smith (NJ)
Smith (WA)
Snyder
Solis
Spratt
Stark
Tanner
Tauscher

Taylor (MS)
Thompson (CA)
Thompson (MS)
Tierney
Towns
Udall (CO)
Udall (NM)
Upton
Van Hollen
Velázquez
Visclosky
Walsh
Wasserman Schultz
Waters
Watson
Watt
Waxman
Weiner
Wexler
Wilson (NM)
Woolsey
Wu
Wynn
Young (FL)

NOES—198

Aderholt
Akin
Alexander
Bachus
Baker
Barrett (SC)
Bartlett (MD)
Barton (TX)
Beauprez
Berry
Bilirakis
Bishop (UT)
Blunt
Boehner
Bonilla
Bonner
Bono
Boozman
Boren
Boswell
Boustany
Boyd
Brady (TX)
Brown (SC)
Brown-Waite, Ginny
Burgess
Burton (IN)
Buyer
Calvert
Camp (MI)
Campbell (CA)
Cantor
Capito
Carter
Chabot
Chocola
Coble
Cole (OK)
Conaway
Crenshaw
Cubin
Cuellar
Culberson
Davis (KY)
Davis, Jo Ann
Deal (GA)
DeLay
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Doolittle
Drake
Dreier
Duncan
Edwards
Emerson
English (PA)
Everett
Feeney
Flake
Fortenberry
Fossella
Foxx
Franks (AZ)
Gallegly
Garrett (NJ)
Gibbons
Gillmor
Gingrey
Gohmert
Goode
Goodlatte
Granger
Graves
Gutknecht
Hall
Harris
Hart
Hastings (WA)
Hayes
Hayworth
Hefley
Hensarling
Herger
Herseth
Hobson
Hoekstra
Hostettler
Hulshof
Hunter
Hyde
Inglis (SC)
Issa
Istook
Jenkins
Jindal
Johnson, Sam
Keller
Kennedy (MN)
King (IA)
King (NY)
Kingston
Kline
Knollenberg
Kolbe
Kuhl (NY)
LaHood
Latham
Lewis (CA)
Lewis (KY)
Linder
Lucas
Lungren, Daniel E.
Mack
Manzullo
Marchant
McCaul (TX)
McCotter
McCrery
McHenry
McHugh
McKeon
McMorris
Melancon
Mica
Miller (FL)
Miller (MI)
Miller, Gary
Moran (KS)
Murphy
Myrick
Neugebauer
Ney
Northup
Norwood
Nunes
Nussle
Osborne
Otter
Oxley
Paul
Pearce
Pence
Peterson (MN)
Peterson (PA)
Pickering
Pitts
Poe
Pombo
Pomeroy
Porter
Price (GA)
Pryce (OH)
Putnam
Radanovich
Regula
Rehberg
Renzi
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Ros-Lehtinen
Ross
Royce
Ryun (KS)
Schmidt
Sensenbrenner
Sessions
Shadegg
Sherwood
Shimkus
Shuster
Simpson
Smith (TX)
Sodrel
Souder
Stearns
Sullivan
Sweeney
Tancredo
Taylor (NC)
Terry
Thomas
Thornberry
Tiahrt
Tiberi
Turner
Walden (OR)
Wamp
Weldon (FL)
Weller
Westmoreland
Whitfield
Wicker
Wilson (SC)
Wolf
Young (AK)

NOT VOTING—12

Bishop (GA)
Blackburn
Cannon
Evans
Kennedy (RI)
Larson (CT)
Leach
Musgrave
Reynolds
Strickland
Stupak
Weldon (PA)

So the amendment was agreed to.

¶42.27 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment submitted by Mr. PUTNAM:

TITLE ____—ADDITIONAL GENERAL PROVISIONS, DEPARTMENT OF THE INTERIOR

SEC. ____. No funds provided in title I may be expended by the Department of the Interior—

(1) for the conduct of offshore natural gas preleasing, leasing, and related activities placed under restriction in the President's moratorium statement of June 12, 1998, in the areas of northern, central, and southern California; the North Atlantic; Washington and Oregon; and the eastern Gulf of Mexico south of 26 degrees north latitude and east of 86 degrees west longitude;

(2) to conduct offshore natural gas preleasing, leasing, and related activities in the eastern Gulf of Mexico planning area for any lands located outside Sale 181, as identified in the final Outer Continental Shelf 5-Year Oil and Gas Leasing Program, 1997–2002; or

(3) to conduct natural gas preleasing, leasing, and related activities in the Mid-Atlantic and South Atlantic planning areas.

It was decided in the affirmative ..... { Yeas ..... 217 / Nays ..... 203 }

¶42.28 [Roll No. 170]

AYES—217

Ackerman
Allen
Andrews
Baca
Baird
Baldwin
Barrow
Bartlett (MD)
Bass
Becerra
Berkley
Berman
Biggert
Bilirakis
Bishop (NY)
Blumenauer
Boehlert
Bonner
Bono
Boswell
Boyd
Bradley (NH)
Brown (OH)
Brown, Corrine
Brown-Waite, Ginny
Butterfield
Calvert
Campbell (CA)
Cantor
Capps
Capuano
Cardin
Cardoza
Carnahan
Carson
Case
Castle
Chandler
Clay
Cleaver
Clyburn
Conyers
Cooper
Costa
Cramer
Crenshaw
Crowley
Cummings
Davis (AL)
Davis (CA)
Davis (FL)
Davis (IL)
Davis (TN)
Davis, Jo Ann
Davis, Tom
DeFazio
DeGette
Delahunt
DeLauro
Diaz-Balart, L.
Diaz-Balart, M.
Dicks
Dingell
Doggett
Drake
Dreier
Ehlers
Emanuel
Engel
Eshoo
Etheridge
Farr
Fattah
Feeney
Ferguson
Filner
Fitzpatrick (PA)
Foley
Fossella
Frank (MA)
Frelinghuysen
Gallegly
Garrett (NJ)
Gilchrest
Gordon
Grijalva
Gutierrez
Harman
Harris
Hastings (FL)
Herseth
Higgins
Hinchey
Holt
Honda
Hooley
Hoyer
Inslee
Israel
Jackson (IL)
Johnson (CT)
Johnson (IL)
Jones (NC)
Jones (OH)
Kaptur
Keller
Kelly
Kennedy (MN)
Kildee
Kilpatrick (MI)
Kind
Kingston
Kirk
Kucinich
LaHood
Langevin
Lantos
Larsen (WA)
LaTourette
Lee
Levin
Lewis (GA)
Lipinski
LoBiondo
Lofgren, Zoe
Lowey
Lynch
Mack
Maloney
Markey
Matheson
Matsui
McCarthy
McCollum (MN)
McCotter
McDermott
McGovern
McIntyre
McKinney
McNulty
Meehan
Meek (FL)
Michaud
Millender-McDonald
Miller (FL)
Miller (NC)
Miller, George
Moore (KS)
Moore (WI)
Moran (VA)
Nadler
Napolitano
Neal (MA)
Oberstar
Obey
Olver
Owens
Pallone
Pascrell
Pastor
Payne
Pelosi
Petri
Pomeroy
Price (NC)
Putnam
Ramstad
Rangel
Reichert
Ros-Lehtinen
Rothman
Roybal-Allard
Royce
Ruppersberger
Ryan (OH)
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Saxton
Schakowsky
Schiff
Schwartz (PA)
Scott (GA)
Scott (VA)
Serrano
Shaw
Shays
Sherman
Simmons
Slaughter
Smith (NJ)
Smith (WA)
Snyder
Solis
Spratt
Stark
Stearns
Tauscher
Thompson (CA)
Thompson (MS)
Tierney
Udall (CO)
Udall (NM)
Van Hollen
Velázquez
Wasserman Schultz
Waters
Watson
Watt
Waxman
Weiner
Weldon (PA)
Wexler
Woolsey
Wu
Wynn
Young (FL)

NOES—203

Abercrombie
Aderholt
Akin
Alexander
Bachus
Baker
Barrett (SC)
Barton (TX)
Bean
Beauprez
Berry
Bishop (UT)
Blackburn
Blunt
Boehner
Bonilla
Boozman
Boren
Boucher
Boustany
Brady (PA)
Brady (TX)
Brown (SC)
Burgess
Burton (IN)
Buyer
Camp (MI)
Capito
Carter
Chabot
Chocola
Coble
Cole (OK)
Conaway
Costello
Cubin
Cuellar
Culberson
Davis (KY)
Deal (GA)
DeLay
Dent
Doolittle
Doyle
Duncan
Edwards
Emerson
English (PA)
Everett
Flake
Forbes
Ford
Fortenberry
Foxx
Franks (AZ)
Gerlach
Gibbons
Gillmor
Gingrey
Gohmert
Gonzalez
Goode
Goodlatte
Granger
Graves
Green (WI)
Green, Al
Green, Gene
Gutknecht
Hall
Hart
Hastings (WA)
Hayes
Hayworth
Hefley
Hensarling
Herger
Hinojosa
Hobson
Hoekstra
Holden
Hostettler
Hulshof
Hunter
Hyde
Inglis (SC)
Issa
Istook
Jackson-Lee (TX)
Jefferson
Jenkins
Jindal
Johnson, E. B.
Johnson, Sam
Kanjorski
King (IA)
Kline
Knollenberg
Kolbe
Kuhl (NY)
Latham
Lewis (CA)
Lewis (KY)
Linder
Lucas
Lungren, Daniel E.
Manzullo
Marchant
Marshall
McCaul (TX)
McCrery
McHenry
McHugh
McKeon
McMorris
Meeks (NY)
Melancon
Mica
Miller (MI)
Miller, Gary
Mollohan
Moran (KS)
Murphy
Murtha
Myrick
Neugebauer
Ney
Northup
Norwood
Nunes
Nussle
Ortiz
Osborne
Otter
Oxley
Paul
Pearce
Pence
Peterson (MN)
Peterson (PA)
Pickering
Pitts
Platts
Poe
Porter
Price (GA)
Pryce (OH)
Radanovich
Rahall
Regula
Rehberg
Renzi
Reyes
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Ross
Rush
Ryan (WI)
Ryun (KS)
Sabo
Salazar
Schmidt
Schwarz (MI)
Sensenbrenner
Sessions
Shadegg
Sherwood
Shimkus
Shuster
Simpson
Skelton
Smith (TX)
Sodrel
Souder
Sullivan
Sweeney
Tancredo
Tanner
Taylor (MS)
Taylor (NC)
Terry
Thomas
Thornberry
Tiahrt
Tiberi
Towns
Turner
Upton
Visclosky
Walden (OR)
Walsh
Wamp
Weldon (FL)
Weller
Westmoreland
Whitfield
Wicker
Wilson (NM)
Wilson (SC)
Wolf
Young (AK)

NOT VOTING—12

Bishop (GA)
Cannon
Evans
Kennedy (RI)
King (NY)
Larson (CT)
Leach
Musgrave
Pombo
Reynolds
Strickland
Stupak

So the amendment was agreed to.

¶42.29 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment numbered 1 submitted by Mr. HEFLEY:

At the end of the bill (before the short title), insert the following new title:

TITLE VI—ADDITIONAL GENERAL PROVISIONS

SEC. 601. Each amount appropriated or otherwise 3 made available by this Act that is not required to be appropriated or otherwise made available by a provision of law is reduced by 1 percent.

It was decided in the negative ..... { Yeas ..... 109 / Nays 312

¶42.30 [Roll No. 171]

AYES—109

Akin
Alexander
Baker
Barrett (SC)
Bartlett (MD)
Barton (TX)
Bass
Bean
Beauprez
Bilirakis
Blackburn
Brady (TX)
Brown (SC)
Brown-Waite, Ginny
Burton (IN)
Campbell (CA)
Chabot
Chocola
Coble
Cooper
Cubin
Davis (KY)
Davis, Jo Ann
Davis, Tom
Deal (GA)
Diaz-Balart, M.
Duncan
Everett
Farr
Feeney
Flake
Fossella
Foxx
Franks (AZ)
Garrett (NJ)
Gibbons
Gohmert
Goodlatte
Graves
Green (WI)
Gutknecht
Hall
Harris
Hart
Hayworth
Hefley
Hensarling
Herger
Hoekstra
Hostettler
Hunter
Inglis (SC)
Issa
Jenkins
Jindal
Johnson, Sam
Jones (NC)
Keller
Kennedy (MN)
King (IA)
Lewis (KY)
Linder
Lungren, Daniel E.
Mack
Manzullo
Marchant
McCotter
McHenry
Mica
Miller (FL)
Miller, Gary
Moran (KS)
Myrick
Neugebauer
Norwood
Otter
Oxley
Paul
Pence
Petri
Pitts
Poe
Price (GA)
Radanovich
Rogers (MI)
Rohrabacher
Royce
Ryan (WI)
Ryun (KS)
Schmidt
Sensenbrenner
Sessions
Shadegg
Shimkus
Shuster
Stearns
Sullivan
Tancredo
Tanner
Taylor (MS)
Terry
Thornberry
Tiahrt
Tiberi
Westmoreland
Wilson (SC)
Wolf
Young (AK)
Young (FL)

NOES—312

Abercrombie
Ackerman
Aderholt
Allen
Andrews
Baca
Bachus
Baird
Baldwin
Barrow
Becerra
Berkley
Berman
Berry
Biggert
Bishop (NY)
Bishop (UT)
Blumenauer
Blunt
Boehlert
Boehner
Bonilla
Bonner
Bono
Boozman
Boren
Boswell
Boucher
Boustany
Boyd
Bradley (NH)
Brady (PA)
Brown (OH)
Brown, Corrine
Burgess
Butterfield
Buyer
Calvert
Camp (MI)
Cantor
Capito
Capps
Capuano
Cardin
Cardoza
Carnahan
Carson
Carter
Case
Castle
Chandler
Clay
Cleaver
Clyburn
Cole (OK)
Conaway
Conyers
Costa
Costello
Cramer
Crenshaw
Crowley
Cuellar
Culberson
Cummings
Davis (AL)
Davis (CA)
Davis (FL)
Davis (IL)
Davis (TN)
DeFazio
DeGette
Delahunt
DeLauro
DeLay
Dent
Diaz-Balart, L.
Dicks
Dingell
Doggett
Doolittle
Doyle
Drake
Dreier
Edwards
Ehlers
Emanuel
Emerson
Engel
English (PA)
Eshoo
Etheridge
Fattah
Ferguson
Filner
Fitzpatrick (PA)
Foley
Forbes
Ford
Fortenberry
Frank (MA)
Frelinghuysen
Gallegly
Gerlach
Gilchrest
Gillmor
Gingrey
Gonzalez
Goode
Gordon
Granger
Green, Al
Green, Gene
Grijalva
Gutierrez
Harman
Hastings (FL)
Hastings (WA)
Hayes
Herseth
Higgins
Hinchey
Hinojosa
Hobson
Holden
Holt
Honda
Hooley
Hoyer
Hulshof
Hyde
Inslee
Israel
Istook
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Johnson (CT)
Johnson (IL)
Johnson, E. B.
Jones (OH)
Kanjorski
Kaptur
Kelly
Kildee
Kilpatrick (MI)
Kind
Kingston
Kirk
Kline
Knollenberg
Kolbe
Kucinich
Kuhl (NY)
LaHood
Langevin
Lantos
Larsen (WA)
Latham
LaTourette
Lee
Levin
Lewis (CA)
Lewis (GA)
Lipinski
LoBiondo
Lofgren, Zoe
Lowey
Lucas
Lynch
Maloney
Markey
Marshall
Matheson
Matsui
McCarthy
McCaul (TX)
McCollum (MN)
McCrery
McDermott
McGovern
McHugh
McIntyre
McKeon
McKinney
McMorris
McNulty
Meehan
Meek (FL)
Meeks (NY)
Melancon
Michaud
Millender-McDonald
Miller (MI)
Miller (NC)
Miller, George
Mollohan
Moore (KS)
Moore (WI)
Moran (VA)
Murphy
Murtha
Nadler
Napolitano
Neal (MA)
Ney
Northup
Nunes
Nussle
Oberstar
Obey
Olver
Ortiz
Osborne
Owens
Pallone
Pascrell
Pastor
Payne
Pearce
Pelosi
Peterson (MN)
Peterson (PA)
Pickering
Platts
Pombo
Pomeroy
Porter
Price (NC)
Pryce (OH)
Putnam
Rahall
Ramstad
Rangel
Regula
Rehberg
Reichert
Renzi
Reyes
Rogers (AL)
Rogers (KY)
Ros-Lehtinen
Ross
Rothman
Roybal-Allard
Ruppersberger
Rush
Ryan (OH)
Sabo
Salazar
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Saxton
Schakowsky
Schiff
Schwartz (PA)
Schwarz (MI)
Scott (GA)
Scott (VA)
Serrano
Shaw
Shays
Sherman
Sherwood
Simmons
Simpson
Skelton
Slaughter
Smith (NJ)
Smith (TX)
Smith (WA)
Snyder
Sodrel
Solis
Souder
Spratt
Stark
Sweeney
Tauscher
Taylor (NC)
Thomas
Thompson (CA)
Thompson (MS)
Tierney
Towns
Turner
Udall (CO)
Udall (NM)
Upton
Van Hollen
Velázquez
Visclosky
Walden (OR)
Walsh
Wamp
Wasserman Schultz
Waters
Watson
Watt
Waxman
Weiner
Weldon (FL)
Weldon (PA)
Weller
Wexler
Whitfield
Wicker
Wilson (NM)
Woolsey
Wu
Wynn

NOT VOTING—11

Bishop (GA)
Cannon
Evans
Kennedy (RI)
King (NY)
Larson (CT)
Leach
Musgrave
Reynolds
Strickland
Stupak

So the amendment was not agreed to.

The SPEAKER pro tempore, Mr. BASS, assumed the Chair.

When Mr. LATOURETTE, Chairman, reported that the Committee, having had under consideration said bill, had directed him to report the same back to the House with sundry amendments adopted by the Committee with the recommendation that the amendments be agreed to and that the bill, as amended, do pass.

Pursuant to House Resolution 818, the previous question was ordered on the amendments and the bill.

The following amendments, reported from the Committee of the Whole House on the state of the Union, were agreed to:

Page 2, line 15, after the dollar amount, insert the following: ''(reduced by $1) (increased by $1)''.

Page 28, line 2, after the first dollar amount, insert the following: ''(reduced by $5,000,000)''.

Page 46, line 8, after the dollar amount, insert the following: ''(reduced by $3,000,000)''.

Page 75, line 1, after the dollar amount, insert the following: ''(reduced by $2,000,000)''.

Page 107, line 1, after the dollar amount, insert the following: ''(increased by $5,000,000)''.

Page 107, line 21, after the dollar amount, insert the following: ''(increased by $5,000,000)''.

Page 20, line 3, after the first dollar amount, insert the following: ''(increased by $1,000,000)''.

Page 46, line 8, after the dollar amount, insert the following: ''(reduced by $1,000,000)''.

Under ''Minerals Management Service__royalty and offshore minerals management'', after the first dollar amount insert ''(increased by $1,000,000) (reduced by $1,000,000)''.

Page 46, line 8, after the dollar amount insert ''(reduced by $18,000,000)''.

Page 47, line 1, after the first dollar amount insert ''(increased by $16,000,000)''.

Page 46, line 8, after the dollar amount insert ''(reduced by $1,800,000)''.

Page 64, line 11, after the dollar amount insert ''(increased by $1,800,000)''

On page 67, line 2, strike ''$3,007,348,000'' and insert in lieu thereof ''$3,009,348,000''.

On page 69, line 2, strike ''$26,000,000'' and insert in lieu thereof ''$28,000,000''.

On page 73 after line 2 insert the following:

None of the funds made available in this Act may be used to promulgate in final form, issue, implement, or enforce the Environmental Protection Agency's Toxics Release Inventory Burden Reduction Proposed Rule published in the Federal Register on October 4, 2005 (Volume 70, Number 191) at pages 57822 and following or the Toxics Release Inventory 2006 Burden Reduction Proposed Rule published in the Federal Register on October 4, 2005 (Volume 70, Number 191) at pages 57871 through 57872.

At the end of the bill (before the short title) insert the following new section:

SEC. _____. LIMITATION ON USE OF FUNDS FOR SALE OR SLAUGHTER OF FREE-ROAMING HORSES AND BURROS.

None of the funds made available by this Act may be used for the sale or slaughter of wild free-roaming horses and burros (as defined in Public Law 92–195).

At the end of the bill, before the short title, insert the following:

TITLE VI—ADDITIONAL GENERAL PROVISIONS

SEC. 601. None of the funds made available by this Act shall be used in contravention of the Federal buildings performance and reporting requirements of Executive Order 13123, part 3 of title V of the National Energy Conservation Policy Act (42 U.S.C. 8251 et seq.), or subtitle A of title I of the Energy Policy Act of 2005 (including the amendments made thereby).

At the end of the bill (before the short title), insert the following:

TITLE ____—ADDITIONAL GENERAL PROVISIONS

SEC. ____. None of the funds made available in this Act may be used to issue any new lease that authorizes production of oil or natural gas under the Outer Continental Shelf Lands Act (43 U.S.C. 1331 et. seq.) to any lessee under an existing lease issued by the Department of the Interior pursuant to the Outer Continental Shelf Deep Water Royalty Relief Act (43 U.S.C. 1337 note), where such existing lease is not subject to limitations on royalty relief based on market price.

At the end of the bill (before the short title), insert the following:

SEC. ____. None of the funds made available in this Act may be used to plan, design, study, or construct, for the purpose of harvesting timber by private entities or individuals, a forest development road in the Tongass National Forest.

At the end of the bill (before the short title), insert the following:

TITLE VI—ADDITIONAL GENERAL PROVISIONS

SEC. 601. None of the funds made available in this Act may be used to send or otherwise

pay for the attendance of more than 50 employees from a Federal department or agency at any single conference occurring outside the United States.

At the end of the bill, before the short title, insert the following:

TITLE VI—ADDITIONAL GENERAL PROVISIONS

SEC. 601. No funds made available by this Act may be obligated or expended to conduct the San Gabriel Watershed and Mountains Special Resource Study (authorized by the San Gabriel River Watershed Study Act (Public Law 108–42)) in the cities of Diamond Bar, La Habra, Industry, Chino Hills, and the community of Rowland Heights in Los Angeles County, California (as defined by the following boundaries: the City of Industry on the north, Orange County on the south, the City of Diamond Bar and California State Route 57 on the east, and the City of La Habra Heights and Schabarum Regional Park on the west.).

At the end of the bill (before the short title), insert the following:

TITLE V—ADDITIONAL GENERAL PROVISIONS

SEC. 501. None of the funds made available in this Act may be used to eliminate or restrict programs that are for the reforestation of urban areas.

At the end of the bill (before the short title), insert the following:

TITLE V—ADDITIONAL GENERAL PROVISIONS

SEC. 501: None of the funds made available in this Act may be used to limit outreach programs administered by the Smithsonian Institution.

At the end of the bill (before the short title), insert the following:

TITLE VI—ADDITIONAL GENERAL PROVISIONS

SEC. 601. None of the funds in this Act may be used by the Administrator of the Environmental Protection Agency to implement or enforce the Joint Memorandum published in the Federal Register on January 15, 2003 (68 Fed. Reg. 1995).

TITLE ____—ADDITIONAL GENERAL PROVISIONS, DEPARTMENT OF THE INTERIOR

SEC. ____. No funds provided in title I may be expended by the Department of the Interior—

(1) for the conduct of offshore natural gas preleasing, leasing, and related activities placed under restriction in the President's moratorium statement of June 12, 1998, in the areas of northern, central, and southern California; the North Atlantic; Washington and Oregon; and the eastern Gulf of Mexico south of 26 degrees north latitude and east of 86 degrees west longitude;

(2) to conduct offshore natural gas preleasing, leasing, and related activities in the eastern Gulf of Mexico planning area for any lands located outside Sale 181, as identified in the final Outer Continental Shelf 5-Year Oil and Gas Leasing Program, 1997–2002; or

(3) to conduct natural gas preleasing, leasing, and related activities in the Mid-Atlantic and South Atlantic planning areas.

The bill, as amended, was ordered to be engrossed and read a third time, was read a third time by title.

The question being put, viva voce,

Will the House pass said bill?

The SPEAKER pro tempore, Mr. BASS, announced that pursuant to clause 10 of rule XX, the yeas and nays were ordered, and the call was taken by electronic device.

It was decided in the affirmative ..... { Yeas ..... 293 / Nays 128

¶42.31 [Roll No. 172]

YEAS—293

Abercrombie
Aderholt
Akin
Alexander
Baca
Bachus
Barrett (SC)
Barrow
Bartlett (MD)
Barton (TX)
Bass
Bean
Beauprez
Berkley
Biggert
Bishop (UT)
Blunt
Boehlert
Boehner
Bonilla
Bonner
Bono
Boozman
Boren
Boswell
Boucher
Boustany
Boyd
Bradley (NH)
Brady (PA)
Brady (TX)
Brown (SC)
Brown, Corrine
Brown-Waite, Ginny
Burgess
Burton (IN)
Butterfield
Buyer
Calvert
Camp (MI)
Campbell (CA)
Cannon
Cantor
Capito
Capuano
Cardoza
Carnahan
Carter
Castle
Chabot
Chocola
Clyburn
Coble
Cole (OK)
Conaway
Costa
Cramer
Crenshaw
Crowley
Cubin
Cuellar
Culberson
Davis (AL)
Davis (FL)
Davis (KY)
Davis (TN)
Davis, Jo Ann
Deal (GA)
DeLay
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Dicks
Doolittle
Drake
Dreier
Duncan
Edwards
Ehlers
Emanuel
Emerson
English (PA)
Farr
Fattah
Feeney
Ferguson
Filner
Fitzpatrick (PA)
Foley
Forbes
Fortenberry
Fossella
Foxx
Frelinghuysen
Gallegly
Garrett (NJ)
Gerlach
Gibbons
Gilchrest
Gillmor
Gingrey
Gohmert
Gonzalez
Goode
Goodlatte
Gordon
Granger
Graves
Green, Al
Green, Gene
Gutknecht
Hall
Harman
Harris
Hart
Hastings (WA)
Hayes
Hayworth
Herger
Herseth
Higgins
Hinchey
Hinojosa
Hobson
Hoekstra
Hostettler
Hulshof
Hunter
Hyde
Inglis (SC)
Inslee
Israel
Issa
Istook
Jackson-Lee (TX)
Jefferson
Jenkins
Jindal
Johnson (IL)
Johnson, E. B.
Johnson, Sam
Jones (OH)
Kaptur
Keller
Kelly
Kennedy (MN)
Kildee
King (IA)
King (NY)
Kingston
Kirk
Kline
Knollenberg
Kolbe
Kuhl (NY)
LaHood
Larsen (WA)
Latham
LaTourette
Lewis (CA)
Lewis (KY)
Linder
LoBiondo
Lowey
Lucas
Lungren, Daniel E.
Mack
Maloney
Manzullo
Marchant
Marshall
McCarthy
McCaul (TX)
McCotter
McCrery
McDermott
McHenry
McHugh
McIntyre
McKeon
McMorris
Meek (FL)
Melancon
Mica
Millender-McDonald
Miller (FL)
Miller (MI)
Miller, Gary
Mollohan
Moore (KS)
Moran (KS)
Moran (VA)
Murphy
Murtha
Myrick
Neal (MA)
Neugebauer
Ney
Northup
Norwood
Nunes
Nussle
Oberstar
Olver
Ortiz
Osborne
Otter
Oxley
Pascrell
Pastor
Pearce
Pence
Peterson (MN)
Peterson (PA)
Pickering
Pitts
Platts
Pombo
Pomeroy
Porter
Price (GA)
Price (NC)
Pryce (OH)
Putnam
Radanovich
Ramstad
Rangel
Regula
Rehberg
Reichert
Renzi
Reyes
Rogers (AL)
Rogers (KY)
Rogers (MI)
Ros-Lehtinen
Ross
Rothman
Roybal-Allard
Royce
Ryan (WI)
Ryun (KS)
Sabo
Salazar
Sanders
Saxton
Schmidt
Schwarz (MI)
Scott (GA)
Scott (VA)
Serrano
Sessions
Shaw
Shays
Sherwood
Shimkus
Shuster
Simmons
Simpson
Skelton
Smith (NJ)
Smith (TX)
Snyder
Sodrel
Souder
Spratt
Sullivan
Sweeney
Tancredo
Taylor (NC)
Terry
Thomas
Thompson (MS)
Tiahrt
Tiberi
Turner
Udall (NM)
Upton
Visclosky
Walden (OR)
Walsh
Wamp
Waters
Weiner
Weldon (FL)
Weldon (PA)
Weller
Westmoreland
Wicker
Wilson (NM)
Wilson (SC)
Wolf
Young (FL)

NAYS—128

Ackerman
Allen
Andrews
Baird
Baker
Baldwin
Becerra
Berman
Berry
Bilirakis
Bishop (NY)
Blackburn
Blumenauer
Brown (OH)
Capps
Cardin
Carson
Case
Chandler
Clay
Cleaver
Conyers
Cooper
Costello
Cummings
Davis (CA)
Davis (IL)
Davis, Tom
DeFazio
DeGette
Delahunt
DeLauro
Dingell
Doggett
Doyle
Engel
Eshoo
Etheridge
Everett
Flake
Ford
Frank (MA)
Franks (AZ)
Green (WI)
Grijalva
Gutierrez
Hastings (FL)
Hefley
Hensarling
Holden
Holt
Honda
Hooley
Hoyer
Jackson (IL)
Jones (NC)
Kanjorski
Kilpatrick (MI)
Kind
Kucinich
Langevin
Lantos
Lee
Levin
Lewis (GA)
Lipinski
Lofgren, Zoe
Lynch
Markey
Matheson
Matsui
McCollum (MN)
McGovern
McKinney
McNulty
Meehan
Meeks (NY)
Michaud
Miller (NC)
Miller, George
Moore (WI)
Nadler
Napolitano
Obey
Owens
Pallone
Paul
Payne
Pelosi
Petri
Poe
Rahall
Rohrabacher
Ruppersberger
Rush
Ryan (OH)
Sánchez, Linda T.
Sanchez, Loretta
Schakowsky
Schiff
Schwartz (PA)
Sensenbrenner
Shadegg
Sherman
Smith (WA)
Solis
Stark
Stearns
Tanner
Tauscher
Taylor (MS)
Thompson (CA)
Thornberry
Tierney
Towns
Udall (CO)
Van Hollen
Velázquez
Wasserman Schultz
Watson
Watt
Waxman
Wexler
Whitfield
Woolsey
Wu
Wynn
Young (AK)

NOT VOTING—11

Bishop (GA)
Evans
Johnson (CT)
Kennedy (RI)
Larson (CT)
Leach
Musgrave
Reynolds
Slaughter
Strickland
Stupak

So the bill was passed.

A motion to reconsider the vote whereby said bill was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

¶42.32 MESSAGE FROM THE PRESIDENT—NATIONAL EMERGENCY WITH RESPECT TO BURMA

The SPEAKER pro tempore, Mr. BASS, laid before the House a message from the President, which was read as follows:

To the Congress of the United States:

Section 202(d) of the National Emergencies Act (50 U.S.C. 1622(d)) provides for the automatic termination of a national emergency unless, prior to the anniversary date of its declaration, the President publishes in the *Federal Register* and transmits to the Congress a notice stating that the emergency is to continue in effect beyond the anniversary date. I have sent the enclosed notice to the *Federal Register* for publication, which states that the Burma emergency is to continue beyond May 20, 2006, for publication. The most recent notice continuing this emergency was published in the *Federal Register* on May 18, 2005 (70 FR 28771) .

The crisis between the United States and Burma arising from the actions and policies of the Government of Burma, including its policies of committing large-scale repression of the democratic opposition in Burma, that led to the declaration of a national emergency on May 20, 1997, has not been resolved. These actions and policies are hostile to U.S. interests and pose a continuing unusual and extraordinary threat to the national security and foreign policy of the United States. For this reason, I have determined that it is necessary to continue the national emergency with respect to Burma and maintain in force the sanctions against Burma to respond to this threat.

GEORGE W. BUSH.

THE WHITE HOUSE, *May 18, 2006*.

By unanimous consent, the message, together with the accompanying papers, was referred to the Committee on International Relations and ordered to be printed (H. Doc. 109–110).

¶42.33 MESSAGE FROM THE PRESIDENT—NATIONAL EMERGENCY WITH RESPECT TO THE PROTECTION OF THE DEVELOPMENT FUND OF IRAQ

The SPEAKER pro tempore, Mr. BASS, laid before the House a message from the President, which was read as follows:

To the Congress of the United States:

Section 202(d) of the National Emergencies Act (50 U.S.C. 1622(d)) provides for the automatic termination of a national emergency unless, prior to the anniversary date of its declaration, the President publishes in the *Federal Reqister* and transmits to the Congress a notice stating that the emergency is to continue in effect beyond the anniversary date. In accordance with this provision, I have sent the enclosed notice to the *Federal Reqister* for publication. This notice states that the national emergency declared in Executive Order 13303 of May 22, 2003, as expanded in scope by Executive Order 13315 of August 28, 2003, and modified in Executive Order 13364 of November 29, 2004, is to continue in effect beyond May 22, 2006. The most recent notice continuing this emergency was published in the *Federal Reqister* on May 20, 2005 (70 FR 29435).

The threats of attachment or other judicial process against (i) the Development Fund for Iraq, (ii) Iraqi petroleum and petroleum products, and interests therein, and proceeds, obligations, or any financial instruments of any nature whatsoever arising from or related to the sale or marketing thereof, or (iii) any accounts, assets, investments, or any other property of any kind owned by, belonging to, or held by, on behalf of, or otherwise for the Central Bank of Iraq create obstacles to the orderly reconstruction of Iraq, the restoration and maintenance of peace and security in the country, and the development of political, administrative, and economic institutions in Iraq. Accordingly, these obstacles continue to pose an unusual and extraordinary threat to the national security and foreign policy of the United States. For these reasons, I have determined that it is necessary to continue the national emergency protecting the Development Fund for Iraq, certain other property in which Iraq has an interest, and the Central Bank of Iraq, and to maintain in force the sanctions to respond to this threat.

GEORGE W. BUSH.

THE WHITE HOUSE, *May 18, 2006*.

By unanimous consent, the message, together with the accompanying papers, was referred to the Committee on International Relations and ordered to be printed (H. Doc. 109–112).

¶42.34 COMMUNICATION REGARDING SUBPOENA

The SPEAKER pro tempore, Mr. BASS, laid before the House the following communication from Mr. LATOURETTE:

14TH DISTRICT, OHIO,
CONGRESS OF THE UNITED STATES,
Washington, DC, May 15, 2006.

Hon. J. DENNIS HASTERT,
Speaker, House of Representatives,
Washington, DC.

DEAR MR. SPEAKER: This is to formally notify you, pursuant to Rule VIII of the Rules of the House of Representatives, that I have been served with a civil subpoena for documents and testimony issued by the Cuyahoga County, Ohio Court of Common Pleas.

After consulting with the Office of General Counsel, I will make the determinations required by Rule VIII of the Rules of the House.

Sincerely,

STEVEN C. LATOURETTE.

¶42.35 PROVIDING FOR CONSIDERATION OF H.R. 5385

Mr. GINGREY, by direction of the Committee on Rules, reported (Rept. No. 109–472) the resolution (H. Res. 821) providing for consideration of the bill (H.R. 5385) making appropriations for the military quality of life functions of the Department of Defense, military construction, the Department of Veterans Affairs, and related agencies for the fiscal year ending September 30, 2007, and for other purposes.

When said resolution and report were referred to the House Calendar and ordered printed.

¶42.36 LEAVE OF ABSENCE

By unanimous consent, leave of absence was granted—

To Mr. FLAKE, for today;

To Mr. FRANKS of Arizona, for today;

To Mr. HAYWORTH, for today;

To Mr. KOLBE, for today;

To Mr. LARSON of Connecticut, for today;

To Mr. LEACH, for today; and

To Mr. SHADEGG, for today.

And then,

¶42.37 ADJOURNMENT

On motion of Mr. KING of Iowa, at midnight, the House adjourned.

¶42.38 REPORTS OF COMMITTEES ON PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XIII, reports of committees were delivered to the Clerk for printing and reference to the proper calendar, as follows:

Mr. LEWIS of California: Committee on Appropriations. Report on the Suballocation of Budget Allocations for Fiscal Year 2007 (Rept. 109–471). Referred to the Committee of the Whole House on the State of the Union.

Mr. GINGREY: Committee on Rules. House Resolution 821. Resolution providing for consideration of the bill (H.R. 5385) making appropriations for the military quality of life functions of the Department of Defense, Military Construction, the Department of Veterans Affairs, and related agencies for the fiscal year ending September 30, 2007, and for other purposes (Repot. 109–472). Referred to the House Calendar.

¶42.39 PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XII, public bills and resolutions were introduced and severally referred, as follows:

By Mr. THOMAS:

H.R. 5416. A bill to provide for grants to conduct research toward the development of a vaccine against Valley Fever; to the Committee on Energy and Commerce.

By Mr. SENSENBRENNER (for himself, Mr. CONYERS, Mr. BOUCHER, and Ms. ZOE LOFGREN of California):

H.R. 5417. A bill to amend the Clayton Act with respect to competitive and nondiscriminatory access to the Internet; to the Committee on the Judiciary.

By Mr. ISSA (for himself and Mr. SCHIFF):

H.R. 5418. A bill to establish a pilot program in certain United States district courts to encourage enhancement of expertise in patent cases among district judges; to the Committee on the Judiciary.

By Mr. DANIEL E. LUNGREN of California:

H.R. 5419. A bill to direct the Architect of the Capitol to fly the flag of a State over the Capitol each year on the anniversary of the date of the State's admission to the Union; to the Committee on House Administration.

By Mr. CARNAHAN (for himself, Mr. RANGEL, Mr. SOUDER, Mrs. JONES of Ohio, Ms. CARSON, Mr. CLAY, Mr. CLEAVER, Mr. GORDON, Ms. HARRIS, Mr. HOLT, Mr. JENKINS, Mr. LEWIS of Georgia, Mrs. MALONEY, Mr. MICHAUD, Mr. MOORE of Kansas, Mr. NADLER, Mr. PAYNE, Mr. ROTHMAN, and Mr. SKELTON):

H.R. 5420. A bill to amend the Internal Revenue Code of 1986 to expand the incentives for the rehabilitation of older buildings, including owner-occupied residences; to the Committee on Ways and Means.

By Mr. PETERSON of Minnesota (for himself, Mr. LATHAM, and Mr. MARSHALL):

H.R. 5421. A bill to amend the Internal Revenue Code of 1986 to restore the estate tax and repeal the carryover basis rule, to increase the estate and gift tax unified credit to an exclusion equivalent of $5,000,000, and to reduce the rate of the estate and gifts taxes to the generally applicable capital gains income tax rate; to the Committee on Ways and Means.

By Mr. SENSENBRENNER (for himself, Mr. GREEN of Wisconsin, Mr. CANNON, Mr. CHABOT, and Mr. GOODLATTE):

H.R. 5422. A bill to amend the Internet Tax Freedom Act to make permanent the moratorium on taxes on internet access and on

multiple and discriminatory taxes on electronic commerce; to the Committee on the Judiciary.

By Mr. SERRANO (for himself, Mr. CROWLEY, Mr. HINCHEY, Mr. ISRAEL, Mrs. MALONEY, and Mr. OWENS):

H.R. 5423. A bill to authorize the Secretary of the Interior to study the suitability and feasibility of designating Oak Point and North Brother Island in the Bronx in the State of New York as a unit of the National Park System; to the Committee on Resources.

By Mr. SOUDER (for himself and Mr. PITTS):

H.R. 5424. A bill to allow certain existing retirement plans maintained by churches to continue to provide annuities directly to participants rather than through an insurance company; to the Committee on Ways and Means.

By Mr. TERRY (for himself, Mr. FORTENBERRY, and Mr. OSBORNE):

H.R. 5425. A bill to amend the International Air Transportation Competition Act of 1979 relating to air transportation to and from Love Field, Texas; to the Committee on Transportation and Infrastructure.

By Mr. SHERMAN:

H. Res. 820. A resolution expressing support for the celebration of ''Human Rights Day'' and ''Human Rights Week''; to the Committee on International Relations, and in addition to the Committee on the Judiciary, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Ms. MCCOLLUM of Minnesota (for herself, Mr. OBERSTAR, Mr. SABO, Mr. MCGOVERN, Mr. PAYNE, Mr. MORAN of Virginia, Ms. LEE, Ms. JACKSON-LEE of Texas, Ms. MCKINNEY, and Mr. ABERCROMBIE):

H. Res. 822. A resolution promoting local peace building efforts in Colombia and recognizing the courageous efforts of Colombian civil society and churches to establish peace communities, advance non-violent conflict resolution, and advocate for human dignity; to the Committee on International Relations.

¶42.40 ADDITIONAL SPONSORS

Under clause 7 of rule XII, sponsors were added to public bills and resolutions as follows:

H.R. 63: Mr. BISHOP of New York.
H.R. 111: Mr. KING of Iowa.
H.R. 303: Mr. SHIMKUS.
H.R. 475: Ms. VELÁZQUEZ.
H.R. 515: Mr. CLAY.
H.R. 602: Mr. CAPUANO.
H.R. 663: Ms. MCKINNEY.
H.R. 699: Mr. WHITFIELD.
H.R. 783: Mr. JONES of North Carolina and Mr. PLATTS.
H.R. 824: Ms. MCKINNEY.
H.R. 838: Mr. HOLT.
H.R. 865: Mr. PRICE of North Carolina and Mr. JEFFERSON.
H.R. 877: Mr. GARY G. MILLER of California.
H.R. 881: Mr. CALVERT.
H.R. 1018: Mrs. MALONEY.
H.R. 1131: Mr. BARROW.
H.R. 1227: Mr. FEENEY, Ms. HERSETH, Mr. MARCHANT, Mr. FATTAH, Mr. COLE of Oklahoma, and Mr. MARKEY.
H.R. 1264: Mr. STUPAK, Mr. FORTENBERRY, Mr. CUMMINGS, and Mr. MORAN of Kansas.
H.R. 1298: Mr. BOOZMAN.
H.R. 1345: Mr. CASE.
H.R. 1351: Mrs. MILLER of Michigan.
H.R. 1370: Mr. SHADEGG.
H.R. 1384: Mr. SODREL.
H.R. 1432: Ms. MCKINNEY.
H.R. 1433: Ms. MCKINNEY.
H.R. 1434: Ms. MCKINNEY.
H.R. 1494: Mr. JINDAL and Mrs. MILLER of Michigan.
H.R. 1498: Ms. CARSON.
H.R. 1545: Mr. CLYBURN.
H.R. 1634: Mrs. JO ANN DAVIS of Virginia, Mr. KIRK, Mr. JONES of North Carolina, Mrs. BIGGERT, and Mr. MCCAUL of Texas.
H.R. 1709: Mrs. JONES of Ohio and Mr. LANGEVIN.
H.R. 1773: Mr. BOSWELL.
H.R. 1792: Ms. JACKSON-LEE of Texas.
H.R. 1806: Mrs. MCCARTHY.
H.R. 1816: Mr. GOODLATTE.
H.R. 2014: Mrs. JO ANN DAVIS of Virginia and Mr. KUHL of New York.
H.R. 2037: Mr. PASTOR.
H.R. 2047: Mr. GREEN of Wisconsin.
H.R. 2089: Mrs. CAPITO and Mrs. MYRICK.
H.R. 2177: Mr. SHAYS.
H.R. 2178: Ms. SOLIS and Mr. POMEROY.
H.R. 2231: Mr. HAYWORTH, Mr. UDALL of New Mexico, Ms. HART, Mr. GEORGE MILLER of California, and Mr. SHERWOOD.
H.R. 2239: Mr. HAYWORTH.
H.R. 2305: Mrs. MCCARTHY.
H.R. 2306: Mr. BOSWELL.
H.R. 2317: Ms. SCHAKOWSKY.
H.R. 2429: Ms. HARMAN.
H.R. 2488: Mr. HULSHOF.
H.R. 2736: Mrs. MCCARTHY.
H.R. 3019: Ms. HART.
H.R. 3080: Mrs. BONO.
H.R. 3082: Mrs. DAVIS of California.
H.R. 3255: Mr. NEUGEBAUER.
H.R. 3279: Mr. BOSWELL.
H.R. 3318: Mr. LEWIS of Kentucky.
H.R. 3326: Ms. BERKLEY.
H.R. 3352: Mr. BURTON of Indiana.
H.R. 3358: Mr. YOUNG of Florida.
H.R. 3373: Mr. BROWN of Ohio.
H.R. 3385: Ms. HART and Mr. KLINE.
H.R. 3476: Mr. GORDON and Mr. TERRY.
H.R. 3478: Mrs. MYRICK.
H.R. 3479: Mr. CLYBURN.
H.R. 3540: Mr. VAN HOLLEN.
H.R. 3628: Mr. UDALL of New Mexico.
H.R. 3781: Mr. WEXLER.
H.R. 3858: Mrs. SCHMIDT and Mr. CLAY.
H.R. 3875: Mr. MCCAUL of Texas and Mr. BAIRD.
H.R. 4033: Mr. HOEKSTRA, Mr. NADLER, Mr. TOM DAVIS of Virginia, Mr. DAVIS of Alabama, Mrs. JO ANN DAVIS of Virginia, Mr. FARR, Mr. HAYWORTH, Mr. RAMSTAD, Mr. PICKERING, Ms. CORRINE BROWN of Florida, Mr. CLAY, Mr. TAYLOR of Mississippi, Mr. BISHOP of New York, Mr. ROTHMAN, Mr. KIND, Mr. WALSH, Mr. SMITH of New Jersey, Mr. COSTELLO, Ms. WOOLSEY, Mr. HINOJOSA, Mr. OBERSTAR, Mr. CHANDLER, Mr. STRICKLAND, Mr. BOSWELL, Mr. SHERWOOD, Mr. FORD, and Mr. NEAL of Massachusetts.
H.R. 4158: Mr. MCINTYRE.
H.R. 4236: Mrs. CUBIN.
H.R. 4239: Mr. PETERSON of Minnesota.
H.R. 4282: Mr. BILIRAKIS and Mr. HOSTETTLER.
H.R. 4325: Mr. MORAN of Virginia, Mr. GORDON, Mrs. BIGGERT, and Mr. MCCOTTER.
H.R. 4341: Mr. ROGERS of Michigan, Mr. SIMMONS, Mr. ETHERIDGE, Mr. TERRY, Mr. BACHUS, and Mr. AKIN.
H.R. 4347: Mr. DAVIS of Alabama.
H.R. 4366: Mr. DAVIS of Florida.
H.R. 4384: Mr. MCNULTY and Mr. LARSEN of Washington.
H.R. 4409: Mr. SCOTT of Georgia, Ms. MCCOLLUM of Minnesota, and Mr. SMITH of Texas.
H.R. 4450: Mr. TANCREDO.
H.R. 4542: Mr. HAYES.
H.R. 4560: Mr. FORD and Mr. ROGERS of Kentucky.
H.R. 4562: Mr. CLAY, Ms. WOOLSEY, Mr. MCINTYRE, Mr. BAIRD, Mr. CLYBURN, Mr. DICKS, Mr. EMANUEL, Ms. ESHOO, Mr. HOLT, Mr. ISRAEL, Ms. EDDIE BERNICE JOHNSON of Texas, Mr. MARKEY, Mr. MEEKS of New York, Mrs. JONES of Ohio, Ms. NORTON, Mr. PALLONE, Ms. SCHAKOWSKY, Mr. SHERMAN, Ms. MILLENDER-MCDONALD, and Mr. LAHOOD.
H.R. 4710: Mr. CLAY and Mrs. BIGGERT.
H.R. 4761: Mr. BOOZMAN.
H.R. 4772: Mrs. MYRICK.
H.R. 4774: Ms. MCKINNEY.
H.R. 4843: Ms. ZOE LOFGREN of California.
H.R. 4856: Mr. PETERSON of Minnesota.
H.R. 4867: Mr. JEFFERSON and Mr. MEEK of Florida.
H.R. 4873: Mr. HAYWORTH and Mr. TERRY.
H.R. 4894: Mr. BOEHLERT and Mr. PEARCE.
H.R. 4897: Mr. SANDERS.
H.R. 4946: Mr. MARIO DIAZ-BALART of Florida.
H.R. 4963: Mr. HYDE.
H.R. 4974: Mr. PALLONE and Mr. TOM DAVIS of Virginia.
H.R. 4982: Mr. SCHIFF and Mr. BARROW.
H.R. 5017: Mr. MEEHAN and Mr. MCGOVERN.
H.R. 5053: Mr. CHANDLER, Mr. MOORE of Kansas, Mr. GOODLATTE, and Mr. LEWIS of Kentuky.
H.R. 5091: Mr. MEEK of Florida, Mr. SNYDER, Mr. CONYERS, Mr. RANGEL, Mr. OBERSTAR, Ms. KILPATRICK of Michigan, Mr. OWENS, Mrs. CHRISTENSEN, Ms. CORRINE BROWN of Florida, Mr. DAVIS of Florida, Mr. HASTINGS of Florida, Ms. WATERS, Mr. KUCINICH, Mr. FOLEY, and Ms. ZOE LOFGREN of California.
H.R. 5113: Mr. CUMMINGS and Mr. OLVER.
H.R. 5126: Mrs. CUBIN.
H.R. 5141: Mr. MOORE of Kansas.
H.R. 5150: Ms. PELOSI, Mr. HONDA, Mrs. MALONEY, Mr. MEEK of Florida, Mr. CLEAVER, Mr. HINOJOSA, and Ms. DELAURO.
H.R. 5159: Ms. BALDWIN, Ms. ZOE LOFGREN of California, and Mr. PORTER.
H.R. 5182: Mr. WHITFIELD, Mr. FILNER, Mr. LEACH, Mr. SCHIFF, and Mrs. JO ANN DAVIS of Virginia.
H.R. 5185: Mr. ABERCROMBIE, Ms. WATSON, and Ms. ZOE LOFGREN of California.
H.R. 5188: Mr. GENE GREEN of Texas and Ms. HART.
H.R. 5200: Mr. RUPPERSBERGER, Mr. BASS, Mr. GERLACH, and Mr. CALVERT.
H.R. 5201: Mr. CROWLEY, Mr. SAXTON, Mr. GEORGE MILLER of California, Mr. FILNER, Mr. KUHL of New York, Mr. BLUMENAUER, Mr. EVANS, and Mr. UDALL of New Mexico.
H.R. 5202: Mr. BOSWELL.
H.R. 5209: Mr. WEXLER.
H.R. 5212: Mr. BAIRD, Ms. MCCOLLUM of Minnesota, and Mr. BACA.
H.R. 5223: Mr. DOGGETT.
H.R. 5225: Mr. WEXLER and Mr. KUCINICH.
H.R. 5249: Mr. SCHWARZ of Michigan.
H.R. 5255: Mr. CARTER.
H.R. 5262: Mr. MILLER of Florida and Mr. ENGLISH of Pennsylvania.
H.R. 5273: Mrs. CAPPS and Mr. STARK.
H.R. 5290: Mr. WAXMAN.
H.R. 5291: Mr. PEARCE.
H.R. 5314: Mr. FOSSELLA, Mr. WELDON of Pennsylvania, Mr. SESSIONS, Mr. PAUL, Ms. GINNY BROWN-WAITE of Florida, Mr. JINDAL, Mr. MCCOTTER, Mr. PEARCE, and Mr. MILLER of Florida.
H.R. 5316: Mr. KELLER, Mr. MORAN of Kansas, Mr. MICHAUD, and Mr. GERLACH.
H.R. 5319: Mr. POE.
H.R. 5333: Mr. CALVERT, Mr. CHANDLER, and Mr. BACHUS.
H.R. 5344: Mr. CONYERS.
H.R. 5346: Mr. BISHOP of Georgia and Mr. GOODE.
H.R. 5348: Mr. FARR and Ms. ZOE LOFGREN of California.
H.R. 5353: Mr. TERRY.
H.R. 5362: Ms. SOLIS.
H.R. 5367: Mr. DAVIS of Alabama and Mr. MCGOVERN.
H.R. 5371: Mr. TOWNS, Mr. SERRANO, Mr. CASE, Mr. BRADY of Pennsylvania, Mr. LANTOS, Mr. BROWN of Ohio, Ms. MCCOLLUM of

Minnesota, Mr. GEORGE MILLER of California, Mrs. MALONEY, Mr. ACKERMAN, Mr. WAXMAN, Mr. KUCINICH, Mr. ABERCROMBIE, Mr. MCDERMOTT, Mr. OWENS, Mr. NEAL of Massachusetts, and Mr. FARR.

H.R. 5382: Mr. MCNULTY.

H.R. 5388: Mr. RENZI and Mr. RUPPERSBERGER.

H.R. 5399: Mr. SAXTON.

H.R. 5403: Mr. SAM JOHNSON of Texas.

H. Con. Res. 346: Mr. ORTIZ.

H. Con. Res. 347: Mr. CAPUANO.

H. Con. Res. 393: Ms. KILPATRICK of Michigan, Mr. OWENS, Mr. MEEKS of New York, Mr. DAVIS of Illinois, and Mr. BISHOP of Georgia.

H. Con. Res. 400: Mr. BOOZMAN and Mr. KENNEDY of Minnesota.

H. Con. Res. 401 Mr. MEEK of Florida, Mrs. JONES of Ohio, Mr. CROWLEY, Mr. BECERRA, Mr. SALAZAR, Ms. LEE, Mr. JACKSON of Illinois, Mr. HONDA, Mr. ORTIZ, Mr. GONZALEZ, Mr. PALLONE, Ms. ZOE LOFGREN of California, Ms. MOORE of Wisconsin, Mr. ACKERMAN, Mr. ISRAEL, Mr. WEINER, Mr. CANNON, Mr. CARDOZA, Mr. ISSA, Ms. BEAN, Mr. RUPPERSBERGER, Ms. WASSERMAN SCHULTZ, Ms. SOLIS, Mr. RAMSTAD, Mr. UDALL of Colorado, Mr. CHANDLER, Mr. MATHESON, Mr. DEFAZIO, Ms. ROYBAL-ALLARD, Mr. SANDERS, Mr. MILLER of North Carolina, Mr. PASTOR, Mrs. CAPPS, Mr. CUELLAR, Ms. LINDA T. SÁNCHEZ of California, Mr. INSLEE, Mr. SPRATT, Mr. CASE, Mr. DAVIS of Illinois, Mr. ANDREWS, Mr. HOLT, Ms. BERKLEY, Ms. WOOLSEY, Ms. HOOLEY, Ms. MATSUI, Ms. SLAUGHTER, Mr. GEORGE MILLER of California, Mr. LANTOS, Mr. BLUMENAUER, Ms. WATSON, Ms. EDDIE BERNICE JOHNSON of Texas, Ms. LORETTA SANCHEZ of Calfornia, Mr. KILDEE, Mr. MICHAUD, Ms. KILPATRICK of Michigan, Ms. CORRINE BROWN of Florida, Mr. LANGEVIN, Mr. SNYDER, Ms. DELAURO, Mr. HASTINGS of Florida, Mr. SERRANO, Mr. BUTTERFIELD, Mr. CLEAVER, Mr. BISHOP of Georgia, Mr. TIERNEY, Mr. KUHL of New York, Ms. MCCOLLUM of Minnesota, and Mr. MEEHAN.

H. Res. 78: Mr. STRICKLAND.

H. Res. 466: Mr. CARDIN.

H. Res. 498: Mr. ETHERIDGE, Mr. SMITH of Washington, Mr. BOYD, Mrs. JOHNSON of Connecticut, Mr. MCHUGH, and Mr. WAMP.

H. Res. 507: Mr. OBERSTAR.

H. Res. 723: Mr. MILLER of North Carolina.

H. Res. 727: Ms. SCHAKOWSKY.

H. Res. 729: Mr. MANZULLO.

H. Res. 760: Mrs. MILLER of Michigan, and Mr. MCCOTTER.

H. Res. 765: Mr. WEXLER and Mr. FITZPATRICK of Pennsylvania.

H. Res. 790: Mr. TOWNS and Mrs. SCHMIDT.

H. Res. 792: Mrs. NAPOLITANO, Mr. JEFFERSON, Mr. CROWLEY, Mr. WEXLER, Mr. FATTAH, and Mr. LANTOS.

H. Res. 812: Mr. RANGEL and Mr. JEFFERSON.

FRIDAY, MAY 19, 2006 (43)

The House was called to order by the SPEAKER.

¶43.1 APPROVAL OF THE JOURNAL

The SPEAKER announced he had examined and approved the Journal of the proceedings of Thursday, May 18, 2006.

Pursuant to clause 1, rule I, the Journal was approved.

¶43.2 COMMUNICATIONS

Executive and other communications, pursuant to clause 8, rule XII, were referred as follows:

7588. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Standard Instrument Approach Procedures, Weather Takeoff Minimums; Miscellaneous Amendments [Docket No. 30480; Amdt. No. 3154] received April 27, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7589. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Standard Instrument Approach Procedures, Weather Takeoff Minimums; Miscellaneous Amendments [Docket No. 30478; Amdt. No. 3152] received April 27, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7590. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Standard Instrument Approach Procedures; Miscellaneous Amendments [Docket No. 30488; Amdt. No. 3161] received April 27, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7591. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Standard Instrument Approach Procedures; Miscellaneous Amendments [Docket No. 30490; Amdt. No. 3163] received April 27, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7592. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Standard Instrument Approach Procedures, Weather Takeoff Minimums; Miscellaneous Amendments [Docket No. 30482; Amdt. No. 3156] received April 27, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7593. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Standard Instrument Approach Procedures; Miscellaneous Amendments [Docket No. 30483; Amdt. No. 3157] received April 27, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7594. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — IFR Altitude; Miscellaneous Amendments [Docket No. 30477; Amdt. No. 459] received April 27, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7595. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Standard Instrument Approach Procedures; Miscellaneous Amendments [Docket No. 30485; Amdt. No. 3159] received April 27, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7596. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Standard Instrument Approach Procedures, Weather Takeoff Minimums; Miscellaneous Amendments [Docket No. 30484; Amdt. No. 3158] received April 27, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7597. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — IFR Altitudes; Miscellaneous Amendments [Docket No. 30486; Amdt. No. 460] received April 27, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

¶43.3 PROVIDING FOR CONSIDERATION OF H.R. 5385

Mr. GINGREY, by direction of the Committee on Rules, called up the following resolution (H. Res. 821):

Resolved, That at any time after the adoption of this resolution the Speaker may, pursuant to clause 2(b) of rule XVIII, declare the House resolved into the Committee of the Whole House on the State of the Union for consideration of the bill (H.R. 5385) making appropriations for the military quality of life functions of the Department of Defense, military construction, the Department of Veterans Affairs, and related agencies for the fiscal year ending September 30, 2007, and for other purposes. The first reading of the bill shall be dispensed with. All points of order against consideration of the bill are waived. General debate shall be confined to the bill and shall not exceed one hour equally divided and controlled by the chairman and ranking minority member of the Committee on Appropriations. After general debate the bill shall be considered for amendment under the five-minute rule. Points of order against provisions in the bill for failure to comply with clause 2 of rule XXI are waived except for title IV. During consideration of the bill for amendment, the Chairman of the Committee of the Whole may accord priority in recognition on the basis of whether the Member offering an amendment has caused it to be printed in the portion of the Congressional Record designated for that purpose in clause 8 of rule XVIII. Amendments so printed shall be considered as read. When the committee rises and reports the bill back to the House with a recommendation that the bill do pass, the previous question shall be considered as ordered on the bill and amendments thereto to final passage without intervening motion except one motion to recommit with or without instructions.

When said resolution was considered.

After debate,

Mr. GINGREY moved the previous question on the resolution to its adoption or rejection.

The question being put, viva voce,

Will the House now order the previous question?

The SPEAKER pro tempore, Mr. BOOZMAN, announced that the nays had it.

Mr. GINGREY objected to the vote on the ground that a quorum was not present and not voting.

A quorum not being present,

The roll was called under clause 6, rule XX, and the call was taken by electronic device.

When there appeared { Yeas ..... 211 / Nays ..... 186 }

¶43.4 [Roll No. 173]

YEAS—211

Aderholt	Bono	Carter
Akin	Boozman	Castle
Alexander	Boustany	Chabot
Bachus	Bradley (NH)	Chocola
Baker	Brady (TX)	Coble
Barrett (SC)	Brown (SC)	Cole (OK)
Bartlett (MD)	Brown-Waite, Ginny	Conaway
Barton (TX)	Burgess	Crenshaw
Bass	Burton (IN)	Culberson
Biggert	Buyer	Davis, Jo Ann
Bilirakis	Calvert	Davis, Tom
Bishop (UT)	Camp (MI)	Deal (GA)
Blackburn	Campbell (CA)	DeLay
Blunt	Cannon	Dent
Boehlert	Cantor	Diaz-Balart, M.
Boehner	Capito	Doolittle
Bonilla		Drake

Dreier
Duncan
Ehlers
Emerson
Everett
Feeney
Ferguson
Fitzpatrick (PA)
Flake
Foley
Forbes
Fortenberry
Foxx
Franks (AZ)
Frelinghuysen
Gallegly
Garrett (NJ)
Gerlach
Gibbons
Gilchrest
Gillmor
Gingrey
Goode
Goodlatte
Granger
Graves
Green (WI)
Gutknecht
Hall
Harris
Hart
Hastings (WA)
Hayes
Hayworth
Hefley
Hensarling
Herger
Hobson
Hoekstra
Hostettler
Hulshof
Hunter
Hyde
Inglis (SC)
Issa
Istook
Jenkins
Jindal
Johnson (CT)
Johnson (IL)
Johnson, Sam
Jones (NC)
Keller
Kelly
Kennedy (MN)
King (IA)
King (NY)
Kingston
Kirk
Kline
Knollenberg
Kolbe
Kuhl (NY)
LaHood
Latham
LaTourette
Lewis (CA)
Lewis (KY)
Linder
LoBiondo
Lucas
Lungren, Daniel E.
Mack
Marchant
McCaul (TX)
McCotter
McHenry
McHugh
McKeon
McMorris
Mica
Miller (FL)
Miller (MI)
Miller, Gary
Moran (KS)
Murphy
Myrick
Neugebauer
Ney
Northup
Norwood
Nunes
Nussle
Osborne
Otter
Oxley
Paul
Pence
Peterson (PA)
Petri
Pickering
Pitts
Poe
Pombo
Porter
Price (GA)
Pryce (OH)
Putnam
Radanovich
Ramstad
Regula
Rehberg
Reichert
Renzi
Rogers (AL)
Rogers (KY)
Rohrabacher
Ros-Lehtinen
Royce
Ryan (WI)
Ryun (KS)
Saxton
Schwarz (MI)
Sensenbrenner
Sessions
Shadegg
Shaw
Shays
Sherwood
Shimkus
Shuster
Simmons
Simpson
Smith (NJ)
Smith (TX)
Sodrel
Souder
Stearns
Sullivan
Sweeney
Tancredo
Taylor (NC)
Terry
Thornberry
Tiahrt
Tiberi
Turner
Upton
Walden (OR)
Walsh
Wamp
Weldon (FL)
Weldon (PA)
Weller
Westmoreland
Whitfield
Wicker
Wilson (NM)
Wilson (SC)
Wolf
Young (FL)

NAYS—186

Abercrombie
Ackerman
Allen
Baca
Baird
Baldwin
Barrow
Bean
Becerra
Berkley
Berman
Berry
Bishop (NY)
Blumenauer
Boren
Boswell
Boucher
Boyd
Brady (PA)
Brown (OH)
Brown, Corrine
Butterfield
Capps
Capuano
Cardin
Cardoza
Carnahan
Carson
Case
Chandler
Clay
Cleaver
Clyburn
Conyers
Cooper
Costa
Costello
Cramer
Crowley
Cuellar
Cummings
Davis (AL)
Davis (CA)
Davis (IL)
Davis (TN)
DeFazio
DeGette
Delahunt
DeLauro
Dicks
Dingell
Doggett
Doyle
Edwards
Emanuel
Engel
Eshoo
Etheridge
Farr
Filner
Ford
Frank (MA)
Gonzalez
Gordon
Green, Al
Green, Gene
Grijalva
Gutierrez
Harman
Hastings (FL)
Herseth
Higgins
Hinchey
Hinojosa
Holden
Holt
Honda
Hooley
Hoyer
Inslee
Israel
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Johnson, E. B.
Jones (OH)
Kanjorski
Kaptur
Kildee
Kilpatrick (MI)
Kind
Kucinich
Langevin
Lantos
Larsen (WA)
Lee
Levin
Lipinski
Lofgren, Zoe
Lowey
Lynch
Maloney
Markey
Marshall
Matheson
Matsui
McCarthy
McCollum (MN)
McDermott
McGovern
McIntyre
McNulty
Meehan
Meek (FL)
Meeks (NY)
Melancon
Michaud
Millender-McDonald
Miller (NC)
Miller, George
Mollohan
Moore (KS)
Moore (WI)
Murtha
Nadler
Napolitano
Neal (MA)
Obey
Olver
Ortiz
Owens
Pallone
Pascrell
Pastor
Payne
Pelosi
Peterson (MN)
Pomeroy
Price (NC)
Rahall
Rangel
Reyes
Ross
Rothman
Roybal-Allard
Ruppersberger
Rush
Ryan (OH)
Sabo
Salazar
Sánchez, Linda T.
Sanchez, Loretta
Schakowsky
Schiff
Schwartz (PA)
Scott (GA)
Scott (VA)
Serrano
Sherman
Skelton
Slaughter
Snyder
Solis
Spratt
Tanner
Tauscher
Taylor (MS)
Thompson (CA)
Thompson (MS)
Tierney
Towns
Udall (CO)
Udall (NM)
Van Hollen
Velázquez
Visclosky
Wasserman Schultz
Waters
Watson
Watt
Waxman
Weiner
Wexler
Woolsey
Wu
Wynn

NOT VOTING—35

Andrews
Beauprez
Bishop (GA)
Bonner
Cubin
Davis (FL)
Davis (KY)
Diaz-Balart, L.
English (PA)
Evans
Fattah
Fossella
Gohmert
Kennedy (RI)
Larson (CT)
Leach
Lewis (GA)
Manzullo
McCrery
McKinney
Moran (VA)
Musgrave
Oberstar
Pearce
Platts
Reynolds
Rogers (MI)
Sanders
Schmidt
Smith (WA)
Stark
Strickland
Stupak
Thomas
Young (AK)

So the previous question on the resolution was ordered.

The question being put, viva voce,

Will the House agree to said resolution?

The SPEAKER pro tempore, Mr. BOOZMAN, announced that the yeas had it.

Ms. MATSUI demanded a recorded vote on agreeing to said resolution, which demand was supported by one-fifth of a quorum, so a recorded vote was ordered.

The vote was taken by electronic device.

It was decided in the affirmative ..... { Yeas ..... 216 / Nays 187

¶43.5 [Roll No. 174]

AYES—216

Abercrombie
Aderholt
Akin
Alexander
Bachus
Baker
Barrett (SC)
Bartlett (MD)
Barton (TX)
Bass
Biggert
Bilirakis
Bishop (UT)
Blackburn
Blunt
Boehlert
Boehner
Bonilla
Bono
Boozman
Boustany
Bradley (NH)
Brady (TX)
Brown (SC)
Brown-Waite, Ginny
Burgess
Burton (IN)
Buyer
Calvert
Camp (MI)
Campbell (CA)
Cannon
Cantor
Capito
Carter
Castle
Chabot
Chocola
Coble
Cole (OK)
Conaway
Crenshaw
Culberson
Davis, Jo Ann
Davis, Tom
Deal (GA)
DeLay
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Doolittle
Drake
Dreier
Duncan
Ehlers
Emerson
Everett
Feeney
Ferguson
Fitzpatrick (PA)
Flake
Foley
Forbes
Fortenberry
Fossella
Foxx
Franks (AZ)
Frelinghuysen
Gallegly
Garrett (NJ)
Gerlach
Gibbons
Gilchrest
Gillmor
Gingrey
Goode
Goodlatte
Granger
Graves
Green (WI)
Gutknecht
Hall
Harris
Hart
Hastings (WA)
Hayes
Hayworth
Hefley
Hensarling
Herger
Hobson
Hoekstra
Hostettler
Hulshof
Hunter
Hyde
Inglis (SC)
Issa
Istook
Jenkins
Jindal
Johnson (CT)
Johnson (IL)
Johnson, Sam
Jones (NC)
Keller
Kelly
Kennedy (MN)
King (IA)
King (NY)
Kingston
Kirk
Kline
Knollenberg
Kolbe
Kuhl (NY)
LaHood
Latham
LaTourette
Leach
Lewis (CA)
Lewis (KY)
Linder
LoBiondo
Lucas
Lungren, Daniel E.
Mack
Marchant
McCaul (TX)
McCotter
McHenry
McHugh
McKeon
McMorris
Mica
Miller (FL)
Miller (MI)
Miller, Gary
Moran (KS)
Murphy
Myrick
Neugebauer
Ney
Northup
Norwood
Nunes
Nussle
Osborne
Otter
Oxley
Paul
Pence
Peterson (PA)
Petri
Pickering
Pitts
Poe
Pombo
Porter
Price (GA)
Pryce (OH)
Putnam
Radanovich
Ramstad
Regula
Rehberg
Reichert
Renzi
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Ros-Lehtinen
Royce
Ryan (WI)
Ryun (KS)
Saxton
Schwarz (MI)
Sensenbrenner
Sessions
Shadegg
Shaw
Shays
Sherwood
Shimkus
Shuster
Simmons
Simpson
Smith (NJ)
Smith (TX)
Sodrel
Souder
Stearns
Sullivan
Sweeney
Tancredo
Taylor (NC)
Terry
Thornberry
Tiahrt
Tiberi
Turner
Upton
Walden (OR)
Walsh
Wamp
Weldon (FL)
Weldon (PA)
Weller
Westmoreland
Whitfield
Wicker
Wilson (NM)
Wilson (SC)
Wolf
Young (FL)

NOES—187

Ackerman
Allen
Baca
Baird
Baldwin
Barrow
Bean
Becerra
Berkley
Berman
Berry
Bishop (NY)
Blumenauer
Boren
Boswell
Boucher
Boyd
Brady (PA)
Brown (OH)
Brown, Corrine
Butterfield
Capps
Capuano
Cardin
Cardoza
Carnahan
Carson
Case
Chandler
Clay
Cleaver
Clyburn
Conyers
Cooper
Costa
Costello
Cramer
Crowley
Cuellar
Cummings
Davis (AL)
Davis (CA)
Davis (IL)
Davis (TN)
DeFazio
DeGette
Delahunt
DeLauro
Dicks
Dingell
Doggett
Doyle
Edwards
Emanuel
Engel
Eshoo
Etheridge
Farr
Filner
Ford
Frank (MA)
Gonzalez
Gordon
Green, Al
Green, Gene
Grijalva
Gutierrez
Harman
Hastings (FL)
Herseth
Higgins
Hinchey
Hinojosa
Holden
Holt
Honda
Hooley
Hoyer
Inslee
Israel
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Johnson, E. B.
Jones (OH)
Kanjorski
Kaptur
Kildee
Kilpatrick (MI)
Kind
Kucinich
Langevin
Lantos
Larsen (WA)
Lee
Levin
Lipinski
Lofgren, Zoe
Lowey
Lynch
Maloney
Markey
Marshall
Matheson
Matsui
McCarthy
McCollum (MN)
McDermott
McGovern
McIntyre
McKinney
McNulty
Meehan
Meek (FL)
Meeks (NY)
Melancon
Michaud
Millender-McDonald
Miller (NC)
Miller, George
Mollohan
Moore (KS)
Moore (WI)
Murtha
Nadler
Napolitano
Neal (MA)
Oberstar
Obey
Olver
Ortiz
Owens
Pallone
Pascrell
Pastor
Payne
Pelosi
Peterson (MN)
Pomeroy
Price (NC)
Rahall
Rangel
Reyes
Ross
Rothman
Roybal-Allard
Ruppersberger
Rush
Ryan (OH)
Sabo
Salazar
Sánchez, Linda T.
Sanchez, Loretta
Schakowsky
Schiff
Schwartz (PA)
Scott (GA)
Scott (VA)
Serrano
Sherman
Skelton
Slaughter
Snyder
Solis
Spratt
Tanner
Tauscher
Taylor (MS)
Thompson (CA)
Thompson (MS)
Tierney
Towns
Udall (CO)
Udall (NM)
Van Hollen
Velázquez
Visclosky
Wasserman Schultz
Waters
Watson
Watt
Waxman
Weiner
Wexler
Woolsey
Wu
Wynn

NOT VOTING—29

Andrews
Beauprez
Bishop (GA)
Bonner
Cubin
Davis (FL)
Davis (KY)
English (PA)
Evans
Fattah
Gohmert
Kennedy (RI)
Larson (CT)
Lewis (GA)
Manzullo
McCrery
Moran (VA)
Musgrave
Pearce
Platts
Reynolds
Sanders
Schmidt
Smith (WA)
Stark
Strickland
Stupak
Thomas
Young (AK)

So the resolution was agreed to.

A motion to reconsider the vote whereby said resolution was agreed to was, by unanimous consent, laid on the table.

¶43.6 MESSAGE FROM THE SENATE

A message from the Senate by Ms. Curtis, one of its clerks, announced that the Senate has passed a bill of the following title in which the concurrence of the House is requested:

S. 193. An Act to increase the penalties for violations by television and radio broadcasters of the prohibitions against transmission of obscene, indecent, and profane language.

The message also announced that the Senate agrees to the amendment of the House of Representatives to the amendment of the Senate to the text of the bill (H.R. 1499) ''An Act to amend the Internal Revenue Code of 1986 to allow members of the Armed Forces serving in a combat zone to make contributions to their individual retirement plans even if the compensation on which such contribution is based is excluded from gross income, and for other purposes.''.

The message also announced that pursuant to section 1928a–1928d of title 22, Untied States Code, as amended, the Chair, on behalf of the Vice President, appoints the following Senators to the Senate Delegation to the NATO Parliamentary Assembly, during the 109th Congress: The Senator from Iowa [Mr. GRASSLEY], The Senator from Colorado [Mr. ALLARD], The Senator from Alabama [Mr. SESSIONS], The Senator from Ohio [Mr. VOINOVICH], and The Senator from Minnesota [Mr. COLEMAN].

The message also announced that pursuant to section 1928a–1928d of title 22, United States Code, as amended, the Chair, on behalf of the Vice President, appoints the following Senators as members of the Senate Delegation to the NATO Parliamentary Assembly, during the 109th Congress: The Senator from Vermont [Mr. LEAHY] and The Senator from Oregon [Mr. WYDEN].

¶43.7 MILITARY QUALITY OF LIFE AND VA APPROPRIATIONS FY 2007

The SPEAKER pro tempore, Mr. BOOZMAN, pursuant to House Resolution 821 and rule XVIII, declared the House resolved into the Committee of the Whole House on the state of the Union for the consideration of the bill (H.R. 5385) making appropriations for the military quality of life functions of the Department of Defense, military construction, the Department of Veterans Affairs, and related agencies for the fiscal year ending September 30, 2007, and for other purposes.

The SPEAKER pro tempore, Mr. BOOZMAN, by unanimous consent, designated Mr. SHIMKUS as Chairman of the Committee of the Whole; and after some time spent therein,

¶43.8 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment submitted by Mr. BLUMENAUER:

Under the heading ''DEPARTMENT OF DEFENSE BASE CLOSURE ACCOUNT 1990'', insert after the dollar amount (page 11, line 17) the following: ''(increased by $27,500,000)''.

Under the heading ''DEPARTMENT OF DEFENSE BASE CLOSURE ACCOUNT 2005'', insert after the dollar amount (page 11, line 24) the following: ''(reduced by $440,000,000)''.

Under the heading ''ENVIRONMENTAL RESTORATION, FORMERLY USED DEFENSE SITES'', insert after the dollar amount (page 18, line 14) the following: ''(increased by 50,000,000)''.

It was decided in the negative { Yeas ..... 151 / Nays ..... 247 }

¶43.9 [Roll No. 175]

AYES—151

Ackerman
Baird
Baldwin
Barrow
Bean
Becerra
Berkley
Berman
Bishop (NY)
Blumenauer
Boswell
Brady (PA)
Brown, Corrine
Brown-Waite, Ginny
Capps
Capuano
Cardoza
Carnahan
Case
Chandler
Clay
Cleaver
Clyburn
Coble
Conyers
Cooper
Costello
Crowley
Davis (IL)
Davis (TN)
Davis, Jo Ann
DeFazio
DeGette
Delahunt
DeLauro
Dicks
Dingell
Doggett
Ehlers
Emanuel
Eshoo
Farr
Filner
Fitzpatrick (PA)
Ford
Fortenberry
Frank (MA)
Gerlach
Gilchrest
Gordon
Green, Al
Green, Gene
Grijalva
Gutierrez
Harman
Harris
Hastings (FL)
Herseth
Higgins
Hinchey
Holt
Honda
Hooley
Hyde
Inslee
Israel
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Johnson (IL)
Johnson, E. B.
Jones (NC)
Kaptur
Kelly
Kildee
Kilpatrick (MI)
Kucinich
Langevin
Lantos
Larsen (WA)
Lee
Lipinski
Lofgren, Zoe
Lowey
Lynch
Maloney
Markey
Matsui
McCarthy
McCollum (MN)
McGovern
McKinney
McNulty
Meehan
Meek (FL)
Meeks (NY)
Millender-McDonald
Miller (MI)
Miller (NC)
Miller, Gary
Moore (WI)
Moran (VA)
Nadler
Napolitano
Neal (MA)
Oberstar
Obey
Olver
Owens
Pallone
Pascrell
Paul
Payne
Pomeroy
Price (NC)
Rangel
Rothman
Roybal-Allard
Rush
Sánchez, Linda T.
Sanchez, Loretta
Schakowsky
Schiff
Scott (VA)
Serrano
Sherman
Simmons
Skelton
Slaughter
Smith (NJ)
Solis
Stearns
Sweeney
Thompson (CA)
Thompson (MS)
Tierney
Towns
Udall (CO)
Udall (NM)
Velázquez
Visclosky
Walden (OR)
Wasserman Schultz
Waters
Watson
Watt
Waxman
Weiner
Wexler
Woolsey
Wu

NOES—247

Abercrombie
Aderholt
Akin
Alexander
Allen
Baca
Bachus
Barrett (SC)
Bartlett (MD)
Barton (TX)
Bass
Berry
Biggert
Bilirakis
Bishop (UT)
Blackburn
Blunt
Boehlert
Boehner
Bonilla
Bono
Boozman
Boren
Boustany
Boyd
Bradley (NH)
Brady (TX)
Brown (OH)
Brown (SC)
Burgess
Burton (IN)
Butterfield
Buyer
Calvert
Camp (MI)
Campbell (CA)
Cannon
Cantor
Capito
Cardin
Carson
Carter
Castle
Chabot
Chocola
Cole (OK)
Conaway
Costa
Cramer
Crenshaw
Cubin
Cuellar
Culberson
Cummings
Davis (CA)
Davis, Tom
Deal (GA)
DeLay
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Doolittle
Drake
Dreier
Duncan
Edwards
Emerson
Engel
Etheridge
Everett
Feeney
Ferguson
Flake
Foley
Forbes
Fossella
Foxx
Franks (AZ)
Frelinghuysen
Gallegly
Garrett (NJ)
Gibbons
Gillmor
Gingrey
Gonzalez
Goode
Goodlatte
Granger
Graves
Green (WI)
Gutknecht
Hall
Hart
Hastings (WA)
Hayes
Hayworth
Hefley
Hensarling
Herger
Hinojosa
Hobson
Hoekstra
Holden
Hostettler
Hoyer
Hunter
Inglis (SC)
Issa
Istook
Jenkins
Jindal
Johnson (CT)
Johnson, Sam
Jones (OH)
Keller
Kennedy (MN)
Kind
King (IA)
King (NY)
Kingston
Kirk
Kline
Knollenberg
Kolbe
Kuhl (NY)
LaHood
Latham
LaTourette
Leach
Levin
Lewis (CA)
Lewis (KY)
Linder
LoBiondo
Lucas
Lungren, Daniel E.
Mack
Marchant
Marshall
Matheson
McCaul (TX)
McCotter
McCrery
McHenry
McHugh
McIntyre
McKeon
McMorris
Melancon
Mica
Michaud
Miller (FL)
Miller, George
Mollohan
Moore (KS)
Moran (KS)
Murphy
Murtha
Myrick
Neugebauer
Ney
Northup
Norwood
Nunes
Ortiz
Osborne
Otter
Pastor
Pearce
Pence
Peterson (MN)
Peterson (PA)
Petri
Pickering
Pitts
Platts
Poe
Pombo
Porter
Price (GA)
Pryce (OH)
Putnam
Radanovich
Rahall
Ramstad
Regula
Rehberg
Reichert
Renzi
Reyes
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Ros-Lehtinen
Ross
Royce
Ruppersberger
Ryan (OH)
Ryan (WI)
Ryun (KS)
Sabo
Saxton
Schmidt
Schwartz (PA)
Schwarz (MI)
Scott (GA)
Sensenbrenner
Sessions
Shadegg
Shaw
Shays
Sherwood
Shimkus
Shuster
Simpson
Smith (TX)
Snyder
Sodrel
Souder
Spratt
Sullivan
Tanner
Tauscher
Taylor (MS)
Taylor (NC)
Terry
Thornberry
Tiahrt
Tiberi
Turner
Upton
Van Hollen
Walsh
Wamp
Weldon (FL)
Weldon (PA)
Weller
Westmoreland
Whitfield
Wicker
Wilson (NM)
Wilson (SC)
Wolf
Wynn
Young (AK)
Young (FL)

NOT VOTING—34

Andrews
Baker
Beauprez
Bishop (GA)
Bonner
Boucher
Davis (AL)
Davis (FL)
Davis (KY)
Doyle
English (PA)
Evans
Fattah
Gohmert
Hulshof
Kanjorski
Kennedy (RI)
Larson (CT)
Lewis (GA)
Manzullo
McDermott
Musgrave
Nussle
Oxley
Pelosi
Reynolds
Salazar
Sanders
Smith (WA)
Stark
Strickland
Stupak
Tancredo
Thomas

So the amendment was not agreed to.

The SPEAKER pro tempore, Mr. WALDEN of Oregon, assumed the Chair.

When Mr. SHIMKUS, Chairman, reported that the Committee, having had under consideration said bill, had directed him to report the same back to the House with the recommendation that the bill do pass.

Pursuant to House Resolution 821, the previous question was ordered on the bill.

The bill was ordered to be engrossed and read a third time, was read a third time by title.

The question being put,

Will the House pass said bill?

The SPEAKER pro tempore, Mr. WALDEN of Oregon, announced that pursuant to clause 10 of rule XX, the yeas and nays were ordered, and the call was taken by electronic device.

It was decided in the affirmative ..... { Yeas ..... 395 / Nays 0

¶43.10 [Roll No. 176]

YEAS—395

Abercrombie
Ackerman
Aderholt
Akin
Alexander
Allen
Baca
Bachus
Baird
Baldwin
Barrett (SC)
Barrow
Bartlett (MD)
Barton (TX)
Bass
Bean
Becerra
Berkley
Berman
Berry
Biggert
Bilirakis
Bishop (NY)
Bishop (UT)
Blackburn
Blumenauer
Blunt
Boehner
Bonilla
Bono
Boozman
Boren
Boswell
Boustany
Boyd
Bradley (NH)
Brady (PA)
Brady (TX)
Brown (OH)
Brown (SC)
Brown, Corrine
Brown-Waite, Ginny
Burgess
Burton (IN)
Butterfield
Buyer
Calvert
Camp (MI)
Campbell (CA)
Cannon
Cantor
Capito
Capps
Capuano
Cardin
Cardoza
Carnahan
Carson
Carter
Case
Castle
Chabot
Chandler
Chocola
Clay
Cleaver
Clyburn
Coble
Cole (OK)
Conaway
Conyers
Cooper
Costa
Costello
Cramer
Crenshaw
Crowley
Cubin
Cuellar
Culberson
Cummings
Davis (CA)
Davis (IL)
Davis (TN)
Davis, Jo Ann
Davis, Tom
Deal (GA)
DeFazio
DeGette
Delahunt
DeLauro
DeLay
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Dicks
Dingell
Doggett
Doolittle
Drake
Dreier
Duncan
Edwards
Ehlers
Emanuel
Emerson
Engel
Eshoo
Etheridge
Everett
Farr
Feeney
Ferguson
Filner
Fitzpatrick (PA)
Flake
Foley
Forbes
Ford
Fortenberry
Fossella
Foxx
Frank (MA)
Franks (AZ)
Frelinghuysen
Gallegly
Gerlach
Gibbons
Gilchrest
Gillmor
Gingrey
Gonzalez
Goode
Goodlatte
Gordon
Graves
Green (WI)
Green, Al
Green, Gene
Grijalva
Gutierrez
Gutknecht
Hall
Harman
Harris
Hart
Hastings (FL)
Hastings (WA)
Hayes
Hayworth
Hefley
Hensarling
Herger
Herseth
Higgins
Hinchey
Hinojosa
Hobson
Hoekstra
Holden
Holt
Honda
Hooley
Hostettler
Hoyer
Hunter
Hyde
Inglis (SC)
Inslee
Israel
Issa
Istook
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Jenkins
Jindal
Johnson (CT)
Johnson (IL)
Johnson, E. B.
Johnson, Sam
Jones (NC)
Jones (OH)
Kaptur
Keller
Kelly
Kennedy (MN)
Kildee
Kilpatrick (MI)
Kind
King (IA)
King (NY)
Kingston
Kirk
Kline
Knollenberg
Kolbe
Kucinich
Kuhl (NY)
LaHood
Langevin
Lantos
Larsen (WA)
Latham
LaTourette
Leach
Lee
Levin
Lewis (CA)
Lewis (KY)
Linder
Lipinski
LoBiondo
Lofgren, Zoe
Lowey
Lucas
Lungren, Daniel E.
Lynch
Mack
Maloney
Marchant
Markey
Marshall
Matheson
Matsui
McCarthy
McCaul (TX)
McCollum (MN)
McCotter
McCrery
McGovern
McHenry
McHugh
McIntyre
McKeon
McKinney
McMorris
McNulty
Meehan
Meek (FL)
Meeks (NY)
Melancon
Mica
Michaud
Millender-McDonald
Miller (FL)
Miller (MI)
Miller (NC)
Miller, Gary
Miller, George
Mollohan
Moore (KS)
Moore (WI)
Moran (KS)
Moran (VA)
Murphy
Murtha
Myrick
Nadler
Napolitano
Neal (MA)
Neugebauer
Ney
Northup
Norwood
Nunes
Oberstar
Obey
Olver
Ortiz
Osborne
Otter
Owens
Pallone
Pascrell
Pastor
Paul
Payne
Pearce
Pence
Peterson (MN)
Peterson (PA)
Petri
Pickering
Pitts
Platts
Poe
Pombo
Pomeroy
Porter
Price (GA)
Price (NC)
Pryce (OH)
Putnam
Radanovich
Rahall
Ramstad
Rangel
Regula
Rehberg
Reichert
Renzi
Reyes
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Ros-Lehtinen
Ross
Rothman
Roybal-Allard
Royce
Ruppersberger
Rush
Ryan (OH)
Ryan (WI)
Ryun (KS)
Sabo
Sánchez, Linda T.
Sanchez, Loretta
Saxton
Schakowsky
Schiff
Schmidt
Schwartz (PA)
Schwarz (MI)
Scott (GA)
Scott (VA)
Sensenbrenner
Serrano
Sessions
Shadegg
Shaw
Shays
Sherman
Sherwood
Shimkus
Shuster
Simmons
Simpson
Skelton
Slaughter
Smith (NJ)
Smith (TX)
Snyder
Sodrel
Solis
Souder
Spratt
Stearns
Sullivan
Sweeney
Tanner
Tauscher
Taylor (MS)
Taylor (NC)
Terry
Thompson (CA)
Thompson (MS)
Thornberry
Tiahrt
Tiberi
Tierney
Towns
Turner
Udall (CO)
Udall (NM)
Upton
Van Hollen
Velázquez
Visclosky
Walden (OR)
Walsh
Wamp
Wasserman Schultz
Waters
Watson
Watt
Waxman
Weiner
Weldon (FL)
Weldon (PA)
Weller
Westmoreland
Wexler
Whitfield
Wicker
Wilson (NM)
Wilson (SC)
Wolf
Woolsey
Wu
Wynn
Young (AK)
Young (FL)

NOT VOTING—37

Andrews
Baker
Beauprez
Bishop (GA)
Boehlert
Bonner
Boucher
Davis (AL)
Davis (FL)
Davis (KY)
Doyle
English (PA)
Evans
Fattah
Garrett (NJ)
Gohmert
Granger
Hulshof
Kanjorski
Kennedy (RI)
Larson (CT)
Lewis (GA)
Manzullo
McDermott
Musgrave
Nussle
Oxley
Pelosi
Reynolds
Salazar
Sanders
Smith (WA)
Stark
Strickland
Stupak
Tancredo
Thomas

So the bill was passed.

A motion to reconsider the vote whereby said bill was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

¶43.11 CLERK TO CORRECT ENGROSSMENT

On motion of Mr. WALSH, by unanimous consent,

Ordered, That in the engrossment of the foregoing bill the Clerk be authorized to make technical corrections and conforming changes to the bill.

¶43.12 ENERGY AND WATER APPROPRIATIONS FY 2007

Mr. HOBSON submitted a privileged report (Rept. No. 109–474) on the bill (H.R. 5427) making appropriations for energy and water development for the fiscal year ending September 30, 2007, and for other purposes.

When said bill and report were referred to the Union Calendar and ordered printed.

Pursuant to clause 1 of rule XXI, all points of order were reserved.

¶43.13 ORDER OF BUSINESS—PROVIDING FOR A JOINT MEETING

On motion of Mr. BOEHNER, by unanimous consent,

Ordered, That at any time on Wednesday, May 24, 2006, for the Speaker to declare a recess, subject to the call of the Chair, for the purpose of receiving in joint meeting His Excellency Ehud Olmert, Prime Minister of Israel.

¶43.14 HOUR OF MEETING

On motion of Mr. BOEHNER, by unanimous consent,

Ordered, That when the House adjourns today, it adjourn to meet at 12:30 p.m. on Monday, May 22, 2006, for morning-hour debate.

¶43.15 CALENDAR WEDNESDAY BUSINESS DISPENSED WITH

On motion of Mr. BOEHNER, by unanimous consent,

Ordered, That business in order for consideration on Wednesday, May 24, 2006, under clause 6, rule XV, the Calendar Wednesday rule, be dispensed with.

¶43.16 ELECTION ASSISTANCE COMMISSION

The SPEAKER pro tempore, Mr. McHENRY, announced that the Speaker, pursuant to section 214(a) of the Help America Vote Act of 2002 (42 United States Code 15344), and the order of the House of December 18, 2005, appointed the following member on the part of the House, to the Election Assistance Commission Board of Advisors to fill the existing vacancy thereon: Mr. Thomas A. Fuentes, Lake Forest, California.

Ordered, That the Clerk notify the Senate of the foregoing appointment.

¶43.17 COMMUNICATION REGARDING SUBPOENA

The SPEAKER pro tempore, Mr. McHENRY, laid before the House the following communication from William Heaton, Chief of Staff, office of the Honorable Robert W. Ney:

MAY 18, 2006.

Hon. J. DENNIS HASTERT,
Speaker, House of Representatives,
Washington, DC.

DEAR MR. SPEAKER: Pursuant to Rule VIII of the Rules of the House of Representatives, I am notifying you that I have received a judicial subpoena from the United States District Court for the District of Columbia directing me to appear as a witness and provide testimony.

As required by Rule VIII 3., I shall undertake to determine whether the issuance of the subpoena is, among other matters, consistent with the privileges and precedents of the House.

Sincerely,

WILLIAM HEATON,
Chief of Staff,
The Honorable Robert W. Ney.

¶43.18 COMMUNICATION REGARDING SUBPOENA

The SPEAKER pro tempore, Mr. McHENRY, laid before the House the following communication from Paul D. Vinovich, Counsel, Committee on House Administration:

MAY 19, 2006.

Hon. J. DENNIS HASTERT,
Speaker of the House,
The Capitol, Washington, DC.

DEAR MR. SPEAKER: Pursuant to rule VIII of the Rules of the House of Representatives, I am hereby notifying you that I have received a judicial subpoena from the United States District Court for the District of Columbia directing me to appear as a witness and provide testimony.

As required by rule VIII(3), I shall undertake to determine whether the issuance of the subpoena is; among other things, consistent with the privileges and precedents of the House.

Sincerely,

PAUL D. VINOVICH,
Counsel, Committee on House Administration.

¶43.19 SENATE BILL REFERRED

A bill of the Senate of the following title was taken from the Speaker's table and, under the rule, referred as follows:

S. 193. An Act to increase the penalties for violations by television and radio broadcasters of the prohibitions against transmission of obscene, indecent, and profane language; to the Committee on Energy and Commerce.

¶43.20 ENROLLED BILL SIGNED

Mrs. Haas, Clerk of the House, reported and found truly enrolled a bill of the House of the following title, which was thereupon signed by the Speaker:

H.R. 1499. An Act to amend the Internal Revenue Code of 1986 to allow members of the Armed Forces serving in a combat zone to make contributions to their individual retirement plans even if the compensation on which such contribution is based is excluded from gross income, and for other purposes.

¶43.21 LEAVE OF ABSENCE

By unanimous consent, leave of absence was granted—

To Mr. BISHOP of Georgia, for today;

To Mr. ENGLISH of Pennsylvania, for today;

To Mr. KANJORSKI, for today after 1 p.m.;

To Mr. KENNEDY of Rhode Island, for the week of May 15;

To Mr. LARSON of Connecticut, for today; and

To Mr. MANZULLO, for today.

And then,

¶43.22 ADJOURNMENT

On motion of Mr. POE, pursuant to the previous order of the House, at 5 o'clock and 16 minutes p.m., the House adjourned until 12:30 p.m. on Monday, May 22, 2006.

¶43.23 REPORTS OF COMMITTEES ON PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XIII, report of committee were delivered to the Clerk for printing and reference to the proper calendar, as follows:

Mr. SENSENBRENNER: Committee on he Judiciary. H.R. 4356. A bill to amend title 18 United States Code, with respect to fraud in connection with major disaster or emergency funds (Rept. 109–473). Referred to the Committee of the whole House on the State of the Union and ordered to be printed.

Mr. HOBSON: Committee on Appropriations. H.R. 5427. A bill making appropriations for energy and water development for the fiscal year ending September 30, 2007, and for other purposes (Rept. 109–474). Referred to the Committee of the Whole House on the State of the Union.

¶43.24 PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XII, public bills and resolutions were introduced and severally referred, as follows:

By Mr. WELLER (for himself, Mr. RUSH, Mr. JACKSON of Illinois, Mr. LIPINSKI, Mr. GUTIERREZ, Mr. EMANUEL, Mr. HYDE, Mr. DAVIS of Illinois, Ms. BEAN, Ms. SCHAKOWSKY, Mr. KIRK, Mr. COSTELLO, Mrs. BIGGERT, Mr. JOHNSON of Illinois, Mr. MANZULLO, Mr. EVANS, Mr. LAHOOD, Mr. SHIMKUS, and Mr. HASTERT):

H.R. 5426. A bill to designate the facility of the United States Postal Service located at 326 South Main Street in Princeton, Illinois, as the ''Congressman Owen Lovejoy Post Office Building''; to the Committee on Government Reform.

By Mr. WELLER (for himself, Mr. RUSH, Mr. JACKSON of Illinois, Mr. LIPINSKI, Mr. GUTIERREZ, Mr. EMANUEL, Mr. HYDE, Mr. DAVIS of Illinois, Ms. BEAN, Ms. SCHAKOWSKY, Mr. KIRK, Mr. COSTELLO, Mrs. BIGGERT, Mr. JOHNSON of Illinois, Mr. MANZULLO, Mr. EVANS, Mr. LAHOOD, Mr. SHIMKUS, and Mr. HASTERT):

H.R. 5428. A bill to designate the facility of the United States Postal Service located at 202 East Washington Street in Morris, Illinois, as the ''Joshua A. Terando Princeton Post Office Building''; to the Committee on Government Reform.

By Mr. POMBO:

H.R. 5429. A bill to direct the Secretary of the Interior to establish and implement a competitive oil and gas leasing program that will result in an environmentally sound program for the exploration, development, and production of the oil and gas resources of the Coastal Plain of Alaska, and for other purposes; to the Committee on Resources.

By Mr. BERMAN:

H.R. 5430. A bill to establish sound criteria for civilian nuclear cooperation with certain countries; to the Committee on International Relations, and in addition to the Committee on Rules, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. BOSWELL:

H.R. 5431. A bill to amend the Harmonized Tariff Schedule of the United States to extend the tariff duties on ethanol; to the Committee on Ways and Means.

By Mrs. CAPITO (for herself, Mr. RAHALL, and Mr. MOLLOHAN):

H.R. 5432. A bill to amend the Federal Mine Safety and Health Act of 1977 to improve the safety of miners; to the Committee on Education and the Workforce.

By Ms. HOOLEY (for herself, Mr. DEFAZIO, and Mr. BLUMENAUER):

H.R. 5433. A bill to amend title XVIII of the Social Security Act to provide for a Medicare Prescription Drug Ombudsman; to the Committee on Energy and Commerce, and in addition to the Committee on Ways and Means, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. NEY (for himself, Mr. LATOURETTE, Mr. KUCINICH, Mr. HOBSON, Mr. STRICKLAND, Mrs. SCHMIDT, Mrs. JONES of Ohio, Mr. TIBERI, Mr. RYAN of Ohio, Mr. GILLMOR, Ms. KAPTUR, Mr. REGULA, Mr. BROWN of Ohio, Mr. TURNER, Mr. OXLEY, Mr. CHABOT, Ms. PRYCE of Ohio, and Mr. BOEHNER):

H.R. 5434. A bill to designate the facility of the United States Postal Service located at 40 South Walnut Street in Chillicothe, Ohio, as the ''Larry Cox Post Office''; to the Committee on Government Reform.

By Mr. REYES:

H.R. 5435. A bill to amend the Intelligence Reform and Terrorism Prevention Act of 2004 to extend by one year the deadline for the implementation of the Western Hemisphere Travel Initiative; to the Committee on Homeland Security.

By Mr. SCHIFF (for himself and Ms. HART):

H.R. 5436. A bill to improve foster care court capacity through loan forgiveness and performance measurement; to the Committee on Ways and Means, and in addition to the Committees on Education and the Workforce, and the Judiciary, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. SHAW:

H.R. 5437. A bill to amend title XVIII of the Social Security Act to extend for 6 months the eligibility period for the ''Welcome to Medicare'' physical examination and to eliminate coinsurance for screening mammography and colorectal cancer screening tests in order to promote the early detection of cancer; to the Committee on Energy and Commerce, and in addition to the Committee on Ways and Means, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. LANTOS (for himself, Mr. THOMAS, Mr. KING of New York, Mr. BERMAN, Ms. DELAURO, Mr. PENCE, Mr. CROWLEY, Mr. KIRK, Mr. BROWN of Ohio, Mr. SOUDER, Ms. MCCOLLUM of Minnesota, Mr. MCGOVERN, Mr. ABERCROMBIE, Mr. LYNCH, and Mrs. MALONEY):

H.J. Res. 86. A joint resolution approving the renewal of import restrictions contained in the Burmese Freedom and Democracy Act of 2003, and for other purposes; to the Committee on Ways and Means.

By Mr. FITZPATRICK of Pennsylvania (for himself and Ms. SCHWARTZ of Pennsylvania):

H. Con. Res. 407. Concurrent resolution condemning the decision by the city of St. Denis, France, to name a street in honor of Mumia Abu-Jamal, the convicted murderer of Philadelphia Police Officer Danny Faulkner; to the Committee on the Judiciary, and in addition to the Committee on International Relations, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. BURTON of Indiana:

H. Con. Res. 408. Concurrent resolution commending the Government of Canada for its renewed commitment to the Global War on Terror; to the Committee on International Relations.

By Mr. LEACH (for himself, Mr. LANTOS, and Mr. FALEOMAVAEGA):

H. Con. Res. 409. Concurrent resolution commemorating the 60th anniversary of the ascension to the throne of His Majesty King Bhumibol Adulyadej of Thailand; to the Committee on International Relations.

By Ms. SCHAKOWSKY (for herself, Mr. CONYERS, Mr. STARK, Ms. LEE, Ms. WOOLSEY, Mr. KUCINICH, Ms. BALDWIN, Mr. BERMAN, Mr. BRADY of Pennsylvania, Mr. BROWN of Ohio, Mrs. CHRISTENSEN, Mr. CLAY, Mr. CROWLEY, Mr. CUMMINGS, Mr. DAVIS of Illinois, Mr. DEFAZIO, Mr. DELAHUNT, Mr. EMANUEL, Mr. ENGEL, Mr. EVANS, Mr. FARR, Mr. FATTAH, Mr. FRANK of Massachusetts, Mr. GRIJALVA, Mr. HINCHEY, Ms. NORTON, Ms. KAPTUR, Ms. JACKSON-LEE of Texas, Mr. JEFFERSON, Mr. KENNEDY of Rhode Island, Ms. KILPATRICK of Michigan, Mr. LANGEVIN, Mr. LEWIS of Georgia, Mrs. MALONEY, Mr. MARKEY, Ms. MCCOLLUM of Minnesota, Mr. MCDERMOTT, Mr. MCGOVERN, Mr. GEORGE MILLER of California, Mr. NADLER, Mr. OLVER, Mr. OWENS, Mr. PALLONE, Mr. PAYNE, Mr. RANGEL, Mr. RUSH, Mr. SANDERS, Mr. SERRANO, Ms. SOLIS, Mr. THOMPSON of Mississippi, Mr. TIERNEY, Mr. TOWNS, Ms. WASSERMAN SCHULTZ, Ms. WATERS, Mr. WAXMAN, Mr. WEXLER, and Mr. WYNN):

H. Con. Res. 410. Concurrent resolution expressing the sense of Congress regarding the enactment of legislation that provides access to comprehensive health care for all Americans; to the Committee on Energy and Commerce.

By Mr. GREEN of Wisconsin:

H. Res. 823. A resolution commending the outstanding efforts by members of faith-based and community organizations in response to Hurricane Katrina and Hurricane Rita; to the Committee on Government Reform.

By Ms. HARRIS (for herself, Mr. MACK, Mr. PUTNAM, Mr. MCGOVERN, Mr. FOLEY, and Ms. BORDALLO):

H. Res. 824. A resolution recognizing the effects of harmful algal blooms, including Red Tide, on the environment, and for other purposes; to the Committee on Science, and in addition to the Committee on Resources, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Ms. KAPTUR:

H. Res. 825. A resolution to support the goals of an annual National Time-Out Day to promote patient safety and optimal outcomes in the operating room; to the Committee on Energy and Commerce.

By Mr. MCINTYRE (for himself, Mr. HULSHOF, Mr. VAN HOLLEN, Mr. KIND, Mr. PICKERING, Mr. CHANDLER, Mr. WAMP, Mr. TIAHRT, and Mr. BRADLEY of New Hampshire):

H. Res. 826. A resolution expressing the sense of the House of Representatives that a National Youth Sports Week should be established; to the Committee on Government Reform.

By Ms. NORTON (for herself, Ms. LEE, Mr. RANGEL, and Mrs. CHRISTENSEN):

H. Res. 827. A resolution honoring the life and accomplishments of Damu Amiri Imara Smith; to the Committee on Government Reform.

By Mr. PITTS (for himself, Mr. FALEOMAVAEGA, Mr. LEACH, Mr. WILSON of South Carolina, Mr. MANZULLO, Mr. SESSIONS, Mr. PUTNAM, and Mr. LANTOS):

H. Res. 828. A resolution commending the people of Mongolia, on the 800th anniversary of Mongolian statehood, for building strong, democratic institutions, and expressing the support of the House of Representatives for efforts by the United States to continue to strengthen its partnership with that country; to the Committee on International Relations.

By Mr. SOUDER (for himself, Mr. SHADEGG, Mr. KING of Iowa, Mr. GRIJALVA, and Mr. COLE of Oklahoma):

H. Res. 829. A resolution expressing the sense of the House of Representatives that the Shadow Wolves should be preserved and fostered as one unit, located on the Tohono O'odham lands; to the Committee on Homeland Security.

¶43.25 ADDITIONAL SPONSORS

Under clause 7 of rule XII, sponsors were added to public bills and resolutions as follows:

H.R. 65: Mr. BACHUS, Mr. LATOURETTE, Mr. MANZULLO, Mr. BRADLEY of New Hampshire, and Mr. PEARCE.

H.R. 547: Ms. KILPATRICK of Michigan.

H.R. 561: Mr. CONYERS.

H.R. 784: Mr. WEXLER.

H.R. 801: Mr. JEFFERSON, Mr. MCCOTTER, and Mr. CROWLEY.

H.R. 807: Ms. SCHAKOWSKY.

H.R. 817: Mr. COBLE.

H.R. 881: Mr. RAMSTAD.

H.R. 896: Ms. KILPATRICK of Michigan.

H.R. 916: Mr. ROGERS of Alabama, Mr. COLE of Oklahoma, and Mr. KUHL of New York.

H.R. 997: Mr. KENNEDY of Minnesota and Mr. MORAN of Kansas.

H.R. 1108: Mr. KIND.

H.R. 1130: Ms. VELÁZQUEZ and Mr. WU.

H.R. 1175: Mr. BOOZMAN.

H.R. 1306: Mr. COBLE.

H.R. 1429: Mr. KUCINICH, Mr. BOUCHER, and Ms. MATSUI.

H.R. 1438: Mrs. MILLER of Michigan.

H.R. 1589: Mr. MCNULTY.

H.R. 1633: Mr. LANGEVIN.

H.R. 1707: Mr. WELDON of Pennsylvania and Ms. Moore of Wisconsin.

H.R. 1708: Ms. SCHWARTZ of Pennsylvania, Mr. BARROW, and Mr. UPTON.

H.R. 1951: Mrs. DAVIS of California.

H.R. 2070: Mrs. NAPOLITANO.

H.R. 2073: Mr. DAVIS of Illinois.

H.R. 2088: Mr. SODREL.

H.R. 2134: Mr. KUHL of New York.

H.R. 2238: Mr. BRADLEY of New Hampshire and Mr. ISTOOK.

H.R. 2257: Mr. HAYWORTH.

H.R. 2295: Mr. BROWN of South Carolina.

H.R. 3145: Mr. GERLACH and Ms. MCCOLLUM of Minnesota.

H.R. 3155: Mr. DAVIS of Illinois.

H.R. 3159: Mr. KINGSTON, Mr. MORAN of Virginia, Ms. SCHAKOWSKY, and Mr. BLUMENAUER.

H.R. 3323: Mr. SWEENEY.

H.R. 3360: Mr. SNYDER.

H.R. 3427: Mr. FERGUSON and Mr. PASCRELL.

H.R. 3478: Mr. CONYERS.

H.R. 3559: Mr. CONAWAY, Mr. PETRI, Mrs. MCCARTHY, and Mr. BACHUS.

H.R. 3579: Mr. FITZPATRICK of Pennsylvania.

H.R. 3883: Mrs. JO ANN DAVIS of Virginia.

H.R. 4188: Mr. LEVIN, Mr. VAN HOLLEN, and Mr. JACKSON of Illinois.

H.R. 4222: Ms. CARSON.

H.R. 4259: Mrs. CHRISTENSEN and Mr. ORTIZ.

H.R. 4298: Ms. HERSETH.

H.R. 4381: Mrs. MYRICK and Mr. GILLMOR.

H.R. 4542: Mr. WELLER.

H.R. 4547: Mr. SODREL and Mr. SESSIONS.

H.R. 4560: Mr. PETRI and Mrs. JONES of Ohio.

H.R. 4574: Mr. BECERRA, Mr. SABO, Mrs. LOWEY, Ms. SCHAKOWSKY, Mr. ROYCE, Mr. CALVERT, Mrs. DAVIS of California, and Mr. DICKS.

H.R. 4736: Mr. KUCINICH.

H.R. 4755: Mr. PETERSON of Pennsylvania, Mr. HOSTETTLER, and Mr. WELLER.

H.R. 4761: Mrs. SCHMIDT.

H.R. 4769: Mr. PORTER.

H.R. 4772: Mr. POE and Mr. CONAWAY.

H.R. 4808: Mr. ROGERS of Kentucky.

H.R. 4873: Ms. MCCOLLUM of Minnesota.

H.R. 4894: Mrs. JOHNSON of Connecticut, Mr. MURPHY, Ms. ROS-LEHTINEN, and Mr. PETRI.

H.R. 4980: Mr. CASE.

H.R. 5005: Mr. SODREL.

H.R. 5013: Mr. SESSIONS, Mr. MARIO DIAZ-BALART of Florida, and Mr. GARRETT of New Jersey.

H.R. 5014: Ms. WATSON and Mr. GONZALEZ.

H.R. 5017: Mr. MCNULTY.

H.R. 5018: Mr. TIERNEY.

H.R. 5033: Mr. SERRANO.

H.R. 5058: Mr. MCHUGH.

H.R. 5063: Ms. KAPTUR.

H.R. 5067: Mrs. MYRICK and Mr. SCHWARZ of Michigan.

H.R. 5072: Mr. BOSWELL.

H.R. 5092: Mrs. MUSGRAVE, Mr. CONAWAY, Mr. KUHL of New York, Mr. WESTMORELAND, Ms. FOXX, Mr. ISTOOK, Mr. CANTOR, Mr. KLINE, Mr. FEENEY, Mr. SALAZAR, Mr. CARTER, Mr. DELAY, Mr. MARSHALL, Mr. GOODE, Mr. SESSIONS, and Ms. HART.

H.R. 5106: Mrs. NAPOLITANO.

H.R. 5118: Mr. OSBORNE.

H.R. 5121: Mr. SESSIONS, Mr. GOODE, Mr. MCHUGH, Mr. RAMSTAD, Mr. MCGOVERN, Mr. AL GREEN of Texas, Mr. WELDON of Pennsylvania, and Mrs. BIGGERT.

H.R. 5139: Mr. EHLERS.

H.R. 5140: Mr. EHLERS.

H.R. 5148: Mrs. DAVIS of California, Ms. SCHAKOWSKY, Mr. WAXMAN, and Mr. CARDIN.

H.R. 5150: Mr. CARDIN.

H.R. 5159: Mr. GORDON.

H.R. 5166: Mr. MCCOTTER, Ms. HART, and Miss MCMORRIS.

H.R. 5167: Mr. REYES, Mr. SCHIFF, Mr. BERMAN, Mr. BOEHLERT, Ms. LEE, Ms. KAPTUR, Mr. STARK, Mr. ROTHMAN, Mr. VAN HOLLEN, Ms. BALDWIN, and Ms. SCHAKOWSKY.

H.R. 5171: Mr. GENE GREEN of Texas.

H.R. 5177: Mr. RYUN of Kansas and Mr. LINDER.

H.R. 5182: Mr. DAVIS of Kentucky.

H.R. 5196: Mr. MCCOTTER and Mr. TERRY.

H.R. 5199: Mr. MOORE of Kansas, Mr. DAVIS of Kentucky, and Mr. CASE.

H.R. 5201: Mr. THOMPSON of Mississippi, Mr. CUMMINGS, Ms. JACKSON-LEE of Texas, and Mr. FORD.

H.R. 5206: Mr. FOSSELLA, Mr. BISHOP of Georgia, and Mr. WYNN.

H.R. 5217: Mr. FORD Mr. MCINTYRE.

H.R. 5230: Mr. GARRETT of New Jersey.

H.R. 5238: Mr. MCNULTY, Mr. ORTIZ, and Mr. DAVIS of Illinois.

H.R. 5246: Mr. EVERETT, Mr. MCHENRY, Mr. LAHOOD, Mrs. CAPITO, Mr. HOLDEN, H.R. Mr. GIBBONS, Mr. CAMP of Michigan, and Mr. LUCAS.

H.R. 5255: Mr. LEWIS of Kentucky.

H.R. 5262: Mr. SOUDER.

H.R. 5264: Mr. GORDON.

H.R. 5269: Ms. WOOLSEY and Ms. SCHAKOWSKY.

H.R. 5286: Mr. PETERSON of Minnesota.

H.R. 5289: Mr. KIRK.

H.R. 5308: Mr. ENGLISH of Pennsylvania.

H.R. 5309: Mr. RAMSTAD and Mr. CAMP of Michigan.

H.R. 5316: Mr. MCINTYRE.

H.R. 5329: Mr. CAMPBELL of California.

H.R. 5341: Mr. ISRAEL.

H.R. 5353: Mr. OTTER.

H.R. 5363: Mr. COLE of Oklahoma.

H.R. 5364: Mr. MCGOVERN, Ms. SOLIS, and Mr. ALLEN.

H.R. 5365: Mr. ALLEN, Mr. ROSS, Mr. GORDON, Mr. KILDEE, and Ms. SCHWARTZ of Pennsylvania.

H.R. 5371: Mr. PETERSON of Minnesota, Mr. SHERMAN, Mr. MCGOVERN, and Mr. OLVER.

H.R. 5372: Mr. MCINTYRE, Mrs. MCCARTHY, Mr. KILDEE, Mr. JEFFERSON, Mr. TANNER, Mr. SKELTON, and Mr. LARSON of Connecticut.

H.R. 5390: Mr. ANDREWS, Mr. RAMSTAD, Mr. GERLACH, Mr. WOLF, Mr. LEWIS of Georgia, Mr. MCNULTY, Mr. WYNN, and Ms. EDDIE BERNICE JOHNSON of Texas.

H.R. 5420: Ms. SCHWARTZ of Pennsylvania, Mr. LEWIS of Kentucky, and Mr. GONZALEZ.

H. Con. Res. 368: Mr. FITZPATRICK of Pennsylvania, Mr. KUHL of New York, and Mr. WEXLER.

H. Con. Res. 380: Mr. SMITH of Texas.

H. Con. Res. 391: Mr. PRICE of North Carolina.

H. Con. Res. 397: Mr. JEFFERSON.

H. Con. Res. 401: Mr. BAIRD and Ms. CARSON.

H. Con. Res. 402: Mr. FITZPATRICK of Pennsylvania.

H. Con. Res. 403: Mr. HAYWORTH.

H. Res. 295: Mr. CAPUANO and Mr. SCHWARZ of Michigan.

H. Res. 318: Mr. TIAHRT, Mr. WYNN, Mr. TERRY, Mrs. JO ANN DAVIS of Virginia, and Mr. MEEKS of New York.

H. Res. 323: Mr. BOUSTANY, Mr. BAKER, and Mr. MCCRERY.

H. Res. 723: Mr. HIGGINS, Ms. ZOE LOFGREN of California, Mr. CHANDLER, Ms. EDDIE BERNICE JOHNSON of Texas, Mr. HONDA, and Mr. NADLER.

H. Res. 735: Mrs. CHRISTENSEN, Mr. STARK, Mr. HINCHEY, and Mr. LARSEN of Washington.

H. Res. 739: Mr. SCOTT of Georgia.

H. Res. 790: Mr. RAHALL.

H. Res. 792: Mr. BURTON of Indiana, Mr. DELAHUNT, Mr. WELLER, and Ms. LEE.

H. Res. 799: Mr. FITZPATRICK of Pennsylvania, Mr. SMITH of New Jersey, Mr. LINCOLN DIAZ-BALART of Florida, Mr. GERLACH, and Mr. BURTON of Indiana.

H. Res. 812: Mr. CONYERS.

MONDAY, MAY 22, 2006 (44)

¶44.1 APPOINTMENT OF SPEAKER PRO TEMPORE

The House was called to order at 12:30 p.m. by the SPEAKER pro tempore, Mr. PRICE of Georgia, who laid before the House the following communication:

WASHINGTON, DC,
May 22, 2006.

I hereby appoint the Honorable TOM PRICE to act as Speaker pro tempore on this day.

J. DENNIS HASTERT,
Speaker of the House of Representatives.

Whereupon, pursuant to the order of the House of Tuesday, January 31, 2006, Members were recognized for morning-hour debate.

¶44.2 RECESS—12:40 P.M.

The SPEAKER pro tempore, Mr. PRICE of Georgia, pursuant to clause 12(a) of rule I, declared the House in recess at 12 o'clock and 40 minutes p.m., until 2 p.m.

¶44.3 AFTER RECESS—2 P.M.

The SPEAKER pro tempore, Mr. MURPHY, called the House to order.

¶44.4 APPROVAL OF THE JOURNAL

The SPEAKER pro tempore, Mr. MURPHY, announced he had examined and approved the Journal of the proceedings of Friday, May 19, 2006.

Pursuant to clause 1, rule I, the Journal was approved.

¶44.5 COMMUNICATIONS

Executive and other communications, pursuant to clause 8, rule XII, were referred as follows:

7598. A letter from the Director, Office of Congressional Affairs, Nuclear Regulatory Commission, transmitting the Commission's final rule — List of Approved Spent Fuel Storage Casks: FuelSolutions (TM) Cask System Revision 4 (RIN: 3150-AH86) received April 25, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

7599. A letter from the Deputy Director, Regulations and Rulings Division, Alcohol and Tobacco Tax and Trade Bureau, transmitting the Bureau's final rule — Administrative Changes to Alcohol, Tobacco and Firearms Regulations Due to the Homeland Security Act of 2002 [T.D. TTB-44] (RIN: 1513-AA80) received April 26, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

7600. A letter from the Administrator, Office of Workforce Security, Department of Labor, transmitting the Department's final rule — Changes to UI Performs — received April 4, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

7601. A letter from the Federal Register Certifying Officer, Department of the Treasury, transmitting the Department's final rule — Withholding of District of Columbia, State, City and County Income or Employment Taxes by Federal Agencies (RIN: 1510-AB06) received January 6, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

7602. A letter from the Chief, Publications and Regulations Branch, Internal Revenue Service, transmitting the Service's final rule — Announcement of Rules Implementing American Jobs Creation Act of 2004 Section 415 Modifications of the Subpart F Treatment of Aircraft and Vessel Leasing Income [Notice 2006-48] received May 4, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

7603. A letter from the Chief, Publications and Regulations Branch, Internal Revenue Service, transmitting the Service's final rule — Administrative, Procedural, and Miscellaneous (Rev. Proc. 2006-20) received April 7, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

7604. A letter from the Chief, Publications and Regulations Branch, Internal Revenue Service, transmitting the Service's final rule — Low-Income Housing Credit (Rev. Rul. 2006-14) received April 17, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

7605. A letter from the Regulations Coordinator, CMS, Department of Health and Human Services, transmitting the Department's final rule — Medicare Program; Conditions for Payment of Power Mobility Devices, including Power Wheelchairs and Power-Operated Vehicles [CMS-3017-F] (RIN: 0938-AM74) received April 5, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); jointly to the Committees on Energy and Commerce and Ways and Means.

7606. A letter from the Regulations Coordinator, CMS, Department of Health and Human Services, transmitting the Department's final rule — Medicare Program; Medicare Graduate Medical Education Affiliation Provisions for Teaching Hospitals in Certain Emergency Situations [CMS-1531-IFC] (RIN: 0938-A035) received April 12, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); jointly to the Committees on Ways and Means and Energy and Commerce.

7607. A letter from the Regulations Coordinator, CMS, Department of Health and Human Services, transmitting the Department's final rule — Medicare Program; Payment for Respiratory Assist Devices With Bilevel Capability and a Backup Rate [CMS-1167-F] (RIN: 0938-AN02] received January 30, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); jointly to the Committees on Ways and Means and Energy and Commerce.

¶44.6 HURRICANE RELIEF EXTENSION

Mr. BOUSTANY moved to suspend the rules and pass the bill (H.R. 5354) to authorize the Secretary of Education to extend the period during which a State educational agency or local educational agency may obligate temporary emergency impact aid for elementary and secondary school students displaced by Hurricane Katrina, or Hurricane Rita, and for other purposes.

The SPEAKER pro tempore, Mr. MURPHY, recognized Mr. BOUSTANY and Mrs. MALONEY, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and pass said bill?

The SPEAKER pro tempore, Mr. MURPHY, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

¶44.7 NATIONAL ONE-STOP MONTH

Mr. BOUSTANY moved to suspend the rules and agree to the following resolution (H. Res. 808):

Whereas national workforce professional organizations and the local workforce investment boards will celebrate National One-Stop Month from May 1 to 31, 2006;

Whereas workforce investment boards and One-Stop delivery system were created under the Workforce Investment Act of 1998 and are designed to provide a full range of employment solutions to employers and job seekers in a single location;

Whereas more than 600 workforce investment boards and 2,000 One-Stop Career Centers are enhancing the productivity and competitiveness of the Nation by providing workforce solutions for hundreds of thousands of employers annually across the United States;

Whereas, in the spirit of the Workforce Investment Act, the cornerstones of maximizing customer choice, employment and training solutions, and universal access are the primary missions of the One-Stop delivery system, allowing more than 14,000,000 job seekers annually the opportunity to connect with the tools they need for their next career opportunity;

Whereas each year the One-Stop delivery system and regional workforce investment boards contribute to the competitiveness of the Nation's workforce by providing training assistance through grants to job seekers and employed workers and other programs to more than 400,000 Americans so they may upgrade or acquire new skills; and

Whereas, in the spirit of the Workforce Investment Act, the private sector leadership of the regional workforce investment boards

provides the planning, oversight, and accountability of workforce strategies that succeed in communities across the country: Now, therefore, be it

Resolved, That the House of Representatives—

(1) supports the goals of National One-Stop Month; and

(2) supports the efforts of the workforce investment boards and One-Stop delivery system in preparing the Nation's workforce.

The SPEAKER pro tempore, Mr. MURPHY, recognized Mr. BOUSTANY and Mrs. MALONEY, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and agree to said resolution?

The SPEAKER pro tempore, Mr. MURPHY, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said resolution was agreed to.

A motion to reconsider the vote whereby the rules were suspended and said resolution was agreed to was, by unanimous consent, laid on the table.

¶44.8 VETERANS' BENEFITS IMPROVEMENT

Mr. MILLER of Florida moved to suspend the rules and pass the bill of the Senate (S. 1235) to amend title 38, United States Code, to extend the availability of $400,000 in life insurance coverage to servicemembers and veterans, to make a stillborn child an insurable dependent for purposes of the Servicemembers' Group Life Insurance program, to make technical corrections to the Veterans Benefits Improvement Act of 2004, to make permanent a pilot program for direct housing loans for Native American veterans, and to require an annual plan on outreach activities of the Department of Veterans Affairs; as amended.

The SPEAKER pro tempore, Mr. MURPHY, recognized Mr. MILLER of Florida and Mrs. MALONEY, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and pass said bill, as amended?

The SPEAKER pro tempore, Mr. MURPHY, announced that two-thirds of the Members present had voted in the affirmative.

Mr. MILLER of Florida demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mr. MURPHY, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed.

¶44.9 LEWIS AND CLARK EXPEDITION BICENTENNIAL COMMEMORATIVE COIN

Mr. LEACH moved to suspend the rules and pass the bill (H.R. 5401) to amend section 308 of the Lewis and Clark Expedition Bicentennial Commemorative Coin Act to make certain clarifying and technical amendments.

The SPEAKER pro tempore, Mr. MURPHY, recognized Mr. LEACH and Mrs. MALONEY, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and pass said bill?

The SPEAKER pro tempore, Mr. MURPHY, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

¶44.10 FEDERAL LEAVE TRANSFER PROGRAM

Mr. SHAYS moved to suspend the rules and pass the bill of the Senate (S. 1736) to provide for the participation of employees in the judicial branch in the Federal leave transfer program for disasters and emergencies.

The SPEAKER pro tempore, Mr. MURPHY, recognized Mr. SHAYS and Mrs. MALONEY, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and pass said bill?

The SPEAKER pro tempore, Mr. MURPHY, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk notify the Senate thereof.

¶44.11 SCOTT REED FEDERAL BUILDING AND UNITED STATES COURTHOUSE

Mr. SHUSTER moved to suspend the rules and pass the bill (H.R. 4530) to designate the Federal building and United States Courthouse located at 101 Barr Street in Lexington, Kentucky, as the ''Scott Reed Federal Building and United States Courthouse''.

The SPEAKER pro tempore, Mr. MURPHY, recognized Mr. SHUSTER and Mr. CHANDLER, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and pass said bill?

The SPEAKER pro tempore, Mr. CAMPBELL of California, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

¶44.12 PETS EVACUATION AND TRANSPORTATION STANDARDS

Mr. SHUSTER moved to suspend the rules and pass the bill (H.R. 3858) to amend the Robert T. Stafford Disaster Relief and Emergency Assistance Act to ensure that State and local emergency preparedness operational plans address the needs of individuals with household pets and service animals following a major disaster or emergency.

The SPEAKER pro tempore, Mr. CAMPBELL of California, recognized Mr. SHUSTER and Mr. CHANDLER, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and pass said bill?

The SPEAKER pro tempore, Mr. CAMPBELL of California, announced that two-thirds of the Members present had voted in the affirmative.

Mr. LANTOS demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mr. CAMPBELL of California, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed.

¶44.13 RECESS—3:42 P.M.

The SPEAKER pro tempore, Mr. CAMPBELL of California, pursuant to clause 12(a) of rule I, declared the House in recess at 3 o'clock and 42 minutes p.m., until approximately 6:30 p.m.

¶44.14 AFTER RECESS—6:32 P.M.

The SPEAKER pro tempore, Mrs. BIGGERT, called the House to order.

¶44.15 HOMELAND SECURITY APPROPRIATIONS FY 2007

Mr. LEWIS of California, submitted a privileged report (Rept. No. 109–476) on the bill (H.R. 5441) making appropriations for the Department of Homeland Security for the fiscal year ending September 30, 2007, and for other purposes.

When said bill and report were referred to the Union Calendar and ordered printed.

Pursuant to clause 1 of rule XXI, all points of order were reserved.

¶44.16 S. 1235—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mrs. BIGGERT, pursuant to clause 8, rule XX, announced the unfinished business to be the motion to suspend the rules and pass the bill of the Senate (S. 1235) to amend title 38, United States Code, to extend the availability of $400,000 in life insurance coverage to servicemembers and veterans, to make a stillborn child an insurable dependent for purposes of the Servicemembers' Group Life Insurance

program, to make technical corrections to the Veterans Benefits Improvement Act of 2004, to make permanent a pilot program for direct housing loans for Native American veterans, and to require an annual plan on outreach activities of the Department of Veterans Affairs; as amended.

The question being put,

Will the House suspend the rules and pass said bill, as amended?

The vote was taken by electronic device.

It was decided in the affirmative ..... { Yeas ..... 372 / Nays 0

¶44.17 [Roll No. 177]

YEAS—372

Abercrombie
Ackerman
Aderholt
Akin
Alexander
Allen
Baca
Bachus
Baker
Baldwin
Barrett (SC)
Barrow
Bartlett (MD)
Barton (TX)
Bass
Bean
Beauprez
Berkley
Berry
Biggert
Bilirakis
Bishop (GA)
Bishop (NY)
Bishop (UT)
Blackburn
Blumenauer
Blunt
Boehlert
Boehner
Bonilla
Bonner
Bono
Boozman
Boren
Boswell
Boucher
Boustany
Boyd
Bradley (NH)
Brady (PA)
Brady (TX)
Brown (OH)
Brown (SC)
Brown-Waite, Ginny
Burgess
Burton (IN)
Butterfield
Buyer
Calvert
Campbell (CA)
Cantor
Capito
Capps
Cardin
Cardoza
Carnahan
Carson
Carter
Case
Castle
Chabot
Chandler
Chocola
Clay
Cleaver
Clyburn
Coble
Cole (OK)
Conaway
Conyers
Cooper
Costa
Costello
Cramer
Crenshaw
Crowley
Cubin
Cuellar
Culberson
Cummings
Davis (AL)
Davis (CA)
Davis (IL)
Davis (KY)
Davis (TN)
Davis, Jo Ann
Davis, Tom
Deal (GA)
DeFazio
Delahunt
DeLauro
DeLay
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Dicks
Dingell
Doggett
Doyle
Drake
Dreier
Duncan
Edwards
Ehlers
Emanuel
Emerson
Engel
English (PA)
Eshoo
Etheridge
Everett
Farr
Fattah
Feeney
Ferguson
Filner
Fitzpatrick (PA)
Flake
Fortenberry
Fossella
Foxx
Frank (MA)
Franks (AZ)
Frelinghuysen
Garrett (NJ)
Gerlach
Gilchrest
Gillmor
Gingrey
Gohmert
Gonzalez
Goode
Goodlatte
Gordon
Granger
Green, Al
Green, Gene
Grijalva
Gutknecht
Hall
Harman
Harris
Hart
Hastert
Hastings (WA)
Hayes
Hayworth
Hefley
Hensarling
Herger
Higgins
Hobson
Hoekstra
Holden
Holt
Honda
Hooley
Hostettler
Hoyer
Hulshof
Hyde
Inslee
Israel
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Jindal
Johnson (CT)
Johnson (IL)
Johnson, E. B.
Johnson, Sam
Jones (NC)
Kanjorski
Kaptur
Kelly
Kennedy (MN)
Kildee
Kind
King (IA)
King (NY)
Kingston
Kirk
Kline
Knollenberg
Kucinich
Kuhl (NY)
LaHood
Langevin
Lantos
Larsen (WA)
Latham
LaTourette
Leach
Lee
Levin
Lewis (CA)
Lewis (KY)
Linder
Lipinski
LoBiondo
Lofgren, Zoe
Lucas
Lungren, Daniel E.
Lynch
Mack
Maloney
Manzullo
Marchant
Markey
Marshall
Matheson
Matsui
McCarthy
McCaul (TX)
McCollum (MN)
McCotter
McCrery
McDermott
McGovern
McHenry
McHugh
McIntyre
McKeon
McMorris
McNulty
Meehan
Meek (FL)
Meeks (NY)
Melancon
Mica
Michaud
Millender-McDonald
Miller (FL)
Miller (MI)
Miller (NC)
Miller, Gary
Miller, George
Mollohan
Moore (KS)
Moore (WI)
Moran (KS)
Murphy
Musgrave
Myrick
Nadler
Napolitano
Neal (MA)
Neugebauer
Ney
Northup
Norwood
Nunes
Obey
Olver
Ortiz
Osborne
Otter
Pallone
Pascrell
Pastor
Paul
Payne
Pearce
Pelosi
Pence
Peterson (MN)
Petri
Pitts
Poe
Pomeroy
Porter
Price (GA)
Price (NC)
Putnam
Radanovich
Rahall
Ramstad
Rangel
Regula
Reichert
Renzi
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Ros-Lehtinen
Ross
Rothman
Roybal-Allard
Royce
Rush
Ryan (OH)
Ryan (WI)
Ryun (KS)
Sabo
Salazar
Sanders
Saxton
Schakowsky
Schiff
Schmidt
Schwartz (PA)
Schwarz (MI)
Scott (GA)
Scott (VA)
Sensenbrenner
Serrano
Sessions
Shadegg
Shaw
Shays
Sherman
Sherwood
Shimkus
Shuster
Simmons
Simpson
Skelton
Slaughter
Smith (NJ)
Smith (TX)
Smith (WA)
Sodrel
Solis
Souder
Spratt
Stark
Stearns
Stupak
Sullivan
Tancredo
Tanner
Tauscher
Taylor (MS)
Terry
Thomas
Thompson (CA)
Thompson (MS)
Thornberry
Tiahrt
Tiberi
Tierney
Towns
Turner
Udall (CO)
Udall (NM)
Upton
Van Hollen
Velázquez
Visclosky
Walden (OR)
Walsh
Wamp
Wasserman Schultz
Watson
Watt
Waxman
Weiner
Weldon (FL)
Weldon (PA)
Weller
Westmoreland
Wexler
Whitfield
Wilson (NM)
Wilson (SC)
Wolf
Woolsey
Wu
Wynn
Young (AK)
Young (FL)

NOT VOTING—61

Andrews
Baird
Becerra
Berman
Brown, Corrine
Camp (MI)
Cannon
Capuano
Davis (FL)
DeGette
Doolittle
Evans
Foley
Forbes
Ford
Gallegly
Gibbons
Graves
Green (WI)
Gutierrez
Hastings (FL)
Herseth
Hinchey
Hinojosa
Hunter
Inglis (SC)
Issa
Istook
Jenkins
Jones (OH)
Keller
Kennedy (RI)
Kilpatrick (MI)
Kolbe
Larson (CT)
Lewis (GA)
Lowey
McKinney
Moran (VA)
Murtha
Nussle
Oberstar
Owens
Oxley
Peterson (PA)
Pickering
Platts
Pombo
Pryce (OH)
Rehberg
Reyes
Reynolds
Ruppersberger
Sánchez, Linda T.
Sanchez, Loretta
Snyder
Strickland
Sweeney
Taylor (NC)
Waters
Wicker

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill, as amended, was passed.

By unanimous consent, the title was amended so as to read: ''An Act to amend title 38, United States Code, to improve and extend housing, insurance, outreach, and benefits programs provided under the laws administered by the Secretary of Veterans Affairs, to improve and extend employment programs for veterans under laws administered by the Secretary of Labor, and for other purposes.''.

A motion to reconsider the votes whereby the rules were suspended and said bill, as amended, was passed and the title was amended was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said amendments.

¶44.18 H.R. 3858—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mrs. BIGGERT, pursuant to clause 8, rule XX, announced the further unfinished business to be the motion to suspend the rules and pass the bill (H.R. 3858) to amend the Robert T. Stafford Disaster Relief and Emergency Assistance Act to ensure that State and local emergency preparedness operational plans address the needs of individuals with household pets and service animals following a major disaster or emergency.

The question being put,

Will the House suspend the rules and pass said bill?

The vote was taken by electronic device.

It was decided in the affirmative ..... { Yeas ..... 349 / Nays 24

¶44.19 [Roll No. 178]

YEAS—349

Abercrombie
Ackerman
Aderholt
Akin
Alexander
Allen
Baca
Bachus
Baker
Baldwin
Barrett (SC)
Barrow
Bartlett (MD)
Barton (TX)
Bass
Bean
Beauprez
Berkley
Biggert
Bilirakis
Bishop (GA)
Bishop (NY)
Bishop (UT)
Blumenauer
Blunt
Boehlert
Boehner
Bonilla
Bonner
Bono
Boozman
Boren
Boswell
Boucher
Boustany
Boyd
Bradley (NH)
Brady (PA)
Brady (TX)
Brown (OH)
Brown (SC)
Brown-Waite, Ginny
Burgess
Burton (IN)
Butterfield
Calvert
Campbell (CA)
Cantor
Capito
Capps
Cardin
Cardoza
Carnahan
Carson
Carter
Case
Castle
Chabot
Chandler
Chocola
Clay
Cleaver
Clyburn
Coble
Cole (OK)
Conaway
Conyers
Cooper
Costa
Costello
Cramer
Crenshaw
Crowley
Cubin
Cuellar
Culberson
Cummings
Davis (AL)
Davis (CA)
Davis (IL)
Davis (KY)
Davis (TN)
Davis, Jo Ann
Davis, Tom
Deal (GA)
DeFazio
Delahunt
DeLauro
DeLay
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Dicks
Dingell
Doggett
Doyle
Drake
Dreier
Duncan
Ehlers
Emanuel
Emerson
Engel
English (PA)
Eshoo
Etheridge
Everett
Farr
Fattah
Ferguson
Filner
Fitzpatrick (PA)
Fortenberry
Fossella
Foxx
Frank (MA)
Franks (AZ)
Frelinghuysen
Gerlach
Gilchrest
Gillmor
Gingrey
Gonzalez
Goode
Goodlatte
Gordon
Granger
Green, Al
Green, Gene
Grijalva
Gutknecht
Hall
Harman
Harris
Hart
Hastert
Hastings (WA)
Hayes
Hayworth
Hefley
Hensarling
Herger
Higgins
Hinchey
Hobson
Hoekstra
Holden
Holt
Honda
Hooley
Hostettler
Hoyer
Hulshof
Hyde
Inslee
Israel
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Jindal
Johnson (CT)
Johnson (IL)
Johnson, E. B.
Johnson, Sam
Jones (NC)
Kanjorski
Kaptur
Keller
Kelly
Kennedy (MN)
Kildee
Kind
King (NY)
Kingston
Kirk
Kline
Knollenberg
Kucinich
Kuhl (NY)
LaHood
Langevin
Lantos
Larsen (WA)
Latham
LaTourette
Leach
Lee
Levin
Lewis (CA)
Lewis (KY)
Linder
Lipinski
LoBiondo

Lofgren, Zoe
Lucas
Lungren, Daniel E.
Lynch
Mack
Maloney
Manzullo
Marchant
Markey
Marshall
Matheson
Matsui
McCarthy
McCaul (TX)
McCollum (MN)
McCotter
McCrery
McDermott
McGovern
McHugh
McIntyre
McKeon
McMorris
McNulty
Meehan
Meek (FL)
Meeks (NY)
Melancon
Mica
Michaud
Millender-McDonald
Miller (NC)
Miller, Gary
Miller, George
Mollohan
Moore (KS)
Moore (WI)
Moran (KS)
Murphy
Musgrave
Myrick
Nadler
Napolitano
Neal (MA)
Ney
Northup
Nunes
Obey
Olver
Ortiz
Osborne
Otter
Pallone
Pascrell
Pastor
Payne
Pearce
Pelosi
Pence
Peterson (MN)
Petri
Pomeroy
Porter
Price (GA)
Price (NC)
Radanovich
Rahall
Ramstad
Rangel
Regula
Reichert
Renzi
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Ros-Lehtinen
Ross
Rothman
Roybal-Allard
Royce
Rush
Ryan (OH)
Ryan (WI)
Ryun (KS)
Sabo
Salazar
Sanders
Saxton
Schakowsky
Schiff
Schmidt
Schwartz (PA)
Schwarz (MI)
Scott (GA)
Scott (VA)
Sensenbrenner
Serrano
Sessions
Shaw
Shays
Sherman
Sherwood
Shimkus
Shuster
Simmons
Simpson
Skelton
Slaughter
Smith (NJ)
Smith (TX)
Smith (WA)
Solis
Souder
Spratt
Stark
Stearns
Stupak
Sullivan
Tanner
Tauscher
Taylor (MS)
Thomas
Thompson (CA)
Thompson (MS)
Thornberry
Tiberi
Tierney
Towns
Turner
Udall (CO)
Udall (NM)
Upton
Van Hollen
Velázquez
Visclosky
Walden (OR)
Walsh
Wasserman Schultz
Watson
Watt
Waxman
Weiner
Weldon (FL)
Weldon (PA)
Weller
Wexler
Whitfield
Wilson (NM)
Wilson (SC)
Wolf
Woolsey
Wu
Wynn
Young (AK)
Young (FL)

NAYS—24

Berry
Blackburn
Buyer
Feeney
Flake
Garrett (NJ)
Gohmert
King (IA)
McHenry
Miller (FL)
Miller (MI)
Neugebauer
Norwood
Paul
Pitts
Poe
Putnam
Shadegg
Sodrel
Tancredo
Terry
Tiahrt
Wamp
Westmoreland

NOT VOTING—60

Andrews
Baird
Becerra
Berman
Brown, Corrine
Camp (MI)
Cannon
Capuano
Davis (FL)
DeGette
Doolittle
Edwards
Evans
Foley
Forbes
Ford
Gallegly
Gibbons
Graves
Green (WI)
Gutierrez
Hastings (FL)
Herseth
Hinojosa
Hunter
Inglis (SC)
Issa
Istook
Jenkins
Jones (OH)
Kennedy (RI)
Kilpatrick (MI)
Kolbe
Larson (CT)
Lewis (GA)
Lowey
McKinney
Moran (VA)
Murtha
Nussle
Oberstar
Owens
Oxley
Peterson (PA)
Pickering
Platts
Pombo
Pryce (OH)
Rehberg
Reyes
Reynolds
Ruppersberger
Sánchez, Linda T.
Sanchez, Loretta
Snyder
Strickland
Sweeney
Taylor (NC)
Waters
Wicker

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

¶44.20 PALESTINIAN AUTHORITY

Ms. ROS-LEHTINEN moved to suspend the rules and pass the bill (H.R. 4681) to promote the development of democratic institutions in areas under the administrative control of the Palestinian Authority, and for other purposes; as amended.

The SPEAKER pro tempore, Mr. KUHL of New York, recognized Ms. ROS-LEHTINEN and Mr. BLUMENAUER, each for 20 minutes.

By unanimous consent, the time for debate was extended by 80 minutes to be equally divided and controlled by Ms. ROS-LEHTINEN and Mr. BLUMENAUER.

After debate,

By unanimous consent, the time for debate was further extended by 60 minutes to be equally divided and controlled by Ms. ROS-LEHTINEN and Mr. BLUMENAUER.

After further debate,

The question being put, viva voce,

Will the House suspend the rules and pass said bill, as amended?

The SPEAKER pro tempore, Mrs. DRAKE, announced that two-thirds of the Members present had voted in the affirmative.

Ms. ROS-LEHTINEN demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mrs. DRAKE, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed until Tuesday, May 23, 2006.

¶44.21 PROVIDING FOR CONSIDERATION OF H.R. 5384

Mr. HASTINGS of Washington, by direction of the Committee on Rules, reported (Rept. No. 109–477) the resolution (H. Res. 830) providing for consideration of the bill (H.R. 5384) making appropriations for Agriculture, Rural Development, Food and Drug Administration, and Related Agencies for the fiscal year ending September 30, 2007, and for other purposes.

When said resolution and report were referred to the House Calendar and ordered printed.

¶44.22 LEAVE OF ABSENCE

By unanimous consent, leave of absence was granted—

To Mr. BECERRA, for today;

To Ms. Corrine BROWN of Florida, for today and May 23;

To Mr. CAPUANO, for today;

To Mr. GIBBONS, for today and May 23 until 5 p.m.;

To Mr. GRAVES, for today;

To Mr. LARSON of Connecticut, for today and May 23;

To Mr. REHBERG, for today and May 23 until 5 p.m.;

To Mr. REYES, for today;

To Mr. RUPPERSBERGER, for today; and

To Mr. SNYDER, for today.

And then,

¶44.23 ADJOURNMENT

On motion of Mr. GINGREY, at 10 o'clock and 13 minutes p.m., the House adjourned.

¶44.24 REPORTS OF COMMITTEES ON PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XIII, reports of committees were delivered to the Clerk for printing and reference to the proper calendar, as follows:

Mr. BARTON of Texas: Committee on Energy and Commerce. H.R. 5359. A bill to amend the automobile fuel economy provisions of title 49, United States Code, to authorize the Secretary of Transportation to set fuel economy standards for passenger automobiles based on one or more vehicle attributes (Rept. 109–475). Referred to the Committee of the Whole House on the State of the Union.

Mr. ROGERS of Kentucky: Committee on Appropriations. H.R. 5441. A bill making appropriations for the Department of Homeland Security for the fiscal year ending September 30, 2007, and for other purposes (Rept. 109–476). Referred to the Committee of the Whole House on the State of the Union.

Mr. HASTINGS of Washington: Committee on Rules. House Resolution 830. Resolution providing for consideration of the bill (H.R. 5384) making appropriations for Agriculture, Rural Development, Food and Drug Administration, and Related Agencies for the fiscal year ending September 30, 2007, and for other purposes (Rept. 109–477). Referred to the House Calendar.

Mr. SENSENBRENNER: Committee on the Judiciary. H.R. 9. A bill to amend the Voting Rights Act of 1965; with an amendment (Rept. 109–478). Referred to the Committee of the Whole House on the State of the Union.

¶44.25 PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XII, public bills and resolutions were introduced and severally referred, as follows:

By Mr. BARTON of Texas (for himself and Mr. DINGELL):

H.R. 5438. A bill to amend the Public Health Service Act to transfer the National Disaster Medical System to the Department of Health and Human Services, and for other purposes; to the Committee on Energy and Commerce, and in addition to the Committee on Homeland Security, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. SMITH of Texas:

H.R. 5439. A bill to amend title 17, United States Code, to provide for limitation of remedies in cases in which the copyright owner cannot be located, and for other purposes; to the Committee on the Judiciary.

By Mr. SMITH of Texas:

H.R. 5440. A bill to amend title 28, United States Code, to clarify the jurisdiction of the Federal courts, and for other purposes; to the Committee on the Judiciary.

By Mr. EHLERS (for himself, Mr. HOLT, Mrs. BIGGERT, and Mr. BOEHLERT):

H.R. 5442. A bill to amend the Elementary and Secondary Education Act of 1965 to require the use of science assessments in the calculation of adequate yearly progress, and for other purposes; to the Committee on Education and the Workforce.

By Mr. NEY (for himself, Ms. WATERS, Mr. FRANK of Massachusetts, and Mr. SHAYS):

H.R. 5443. A bill to reform the housing choice voucher program under section 8 of the United States Housing Act of 1937; to the Committee on Financial Services.

By Mr. KNOLLENBERG:

H.R. 5444. A bill to amend title 38, United States Code, to provide for annual cost-of-living adjustments to be made automatically by law each year in the rates of disability compensation for veterans with service-connected disabilities and the rates of dependency and indemnity compensation for survivors of certain service-connected disabled veterans; to the Committee on Veterans' Affairs.

By Mr. PRICE of Georgia (for himself, Mr. BACHUS, and Mr. SCOTT of Georgia):

H.R. 5445. A bill to provide clarification relating to credit monitoring services; to the Committee on Financial Services.

By Mr. JINDAL:

H.R. 5446. A bill to direct the Administrator of the National Oceanic and Atmospheric Administration to report to the Congress on the effects of Hurricanes Katrina, Rita, and Wilma on the fisheries and fish habitat of the United States; to the Committee on Resources.

By Mr. JINDAL:

H.R. 5447. A bill to amend the Magnuson-Stevens Fishery Conservation and Management Act to authorize the Secretary of Commerce to establish a regional economic transition program to provide immediate disaster relief assistance to the fishermen, charter fishing operators, United States fish processors, and owners of related fishery infrastructure affected by a catastrophic regional fishery disaster, and for other purposes; to the Committee on Resources.

By Mr. JINDAL:

H.R. 5448. A bill to establish the Louisiana Hurricane and Flood Protection Council for the improvement of hurricane and flood protection in Louisiana; to the Committee on Transportation and Infrastructure.

By Mr. LATOURETTE:

H.R. 5449. A bill to amend title 49, United States Code, to modify bargaining requirements for proposed changes to the personnel management system of the Federal Aviation Administration; to the Committee on Transportation and Infrastructure.

By Mr. EHLERS (for himself, Mr. BOEHLERT, and Mr. GILCHREST):

H.R. 5450. A bill to provide for the National Oceanic and Atmospheric Administration, and for other purposes; to the Committee on Science, and in addition to the Committee on Resources, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mrs. MILLER of Michigan (for herself and Mr. REHBERG):

H.R. 5451. A bill to prevent congressional reapportionment distortions; to the Committee on Government Reform.

By Mr. DUNCAN (for himself, Mr. PITTS, Mr. GINGREY, Mrs. BLACKBURN, Mr. ROGERS of Kentucky, Mr. WAMP, Mr. GOODE, Mr. SULLIVAN, Mr. SESSIONS, Mr. WILSON of South Carolina, Mr. HAYES, Mr. WELDON of Florida, Mr. TANCREDO, Mr. LEWIS of Kentucky, Mr. KING of Iowa, Mr. HOSTETTLER, Mr. MCCOTTER, Mr. TERRY, Mr. RYUN of Kansas, Mr. WESTMORELAND, Mr. MILLER of Florida, Mr. SHIMKUS, Mr. TIAHRT, Mr. KUHL of New York, Mr. CHABOT, Mr. PICKERING, Mr. JONES of North Carolina, Mr. EVERETT, Mr. SOUDER, Mr. DAVIS of Tennessee, Mr. FORD, Mr. HERGER, Mr. SCHWARZ of Michigan, Ms. FOXX, Mr. POE, Mrs. JO ANN DAVIS of Virginia, Mrs. MYRICK, Mr. STEARNS, Mr. BUYER, Mr. GOHMERT, Mr. DOOLITTLE, Mr. CANNON, Mr. MCKEON, Mr. BURTON of Indiana, Mr. JENKINS, and Mr. ALEXANDER):

H. Con. Res. 411. Concurrent resolution commemorating the anniversary of, commending, and reaffirming the national motto of the United States on the 50th anniversary of its formal adoption; to the Committee on the Judiciary.

By Ms. ROS-LEHTINEN (for herself, Ms. BERKLEY, Mr. WEXLER, Mr. MCCOTTER, Mr. PENCE, Mr. CANTOR, Mr. GARRETT of New Jersey, Mr. BURTON of Indiana, Mr. POMBO, Mr. KING of Iowa, Mr. RYUN of Kansas, Mr. MCHENRY, Mr. ENGEL, Mrs. JO ANN DAVIS of Virginia, Mr. CROWLEY, Mr. CANNON, Mr. CHANDLER, Mr. CHABOT, and Mr. ACKERMAN):

H. Con. Res. 412. Concurrent resolution commemorating the thirty-ninth anniversary of the reunification of the city of Jerusalem; to the Committee on International Relations.

By Ms. KAPTUR:

H. Res. 831. A resolution to support the goals of an annual National Time-Out Day to promote patient safety and optimal outcomes in the operating room; to the Committee on Energy and Commerce.

¶44.26 ADDITIONAL SPONSORS

Under clause 7 of rule XII, sponsors were added to public bills and resolutions as follows:

H.R. 98: Mr. UDALL of Colorado.
H.R. 115: Mr. DOYLE.
H.R. 136: Mr. WHITFIELD.
H.R. 202: Mr. SANDERS.
H.R. 558: Ms. MATSUI.
H.R. 559: Mr. DAVIS of Illinois and Ms. ZOE LOFGREN of California.
H.R. 676: Mr. DOYLE and Mr. MEEHAN.
H.R. 713: Mr. FORD.
H.R. 745: Mr. EDWARDS.
H.R. 759: Mrs. MCCARTHY.
H.R. 881: Mr. LEWIS of Georgia.
H.R. 1227: Mr. TANCREDO, Mr. PASCRELL, Mr. WALDEN of Oregon, and Mr. MILLER of North Carolina.
H.R. 1249: Mr. FITZPATRICK of Pennsylvania.
H.R. 1315: Mr. CONAWAY.
H.R. 1425: Mr. RANGEL.
H.R. 1548: Mrs. CUBIN, Mr. MILLER of North Carolina, Ms. LEE, and Mr. PRICE of Georgia.
H.R. 1558: Mr. YOUNG of Alaska.
H.R. 1578: Mr. FARR.
H.R. 1598: Mr. BOSWELL.
H.R. 1749: Mr FORD.
H.R. 2121: Ms. HOOLEY.
H.R. 2328: Mr. ISTOOK.
H.R. 2498: Mr. BOOZMAN.
H.R. 2808: Mr. KLINE, Mr. PAYNE, Mr. SABO, Mrs. CUBIN, Mr. KENNEDY of Minnesota, Mr. WAMP, Mr. BARRETT of South Carolina, Mr. BUYER, Mr. CHOCOLA, Mr. BRADLEY of New Hampshire, Mr. SAXTON, Mr. HOLDEN, Mr. GUTKNECHT, Mr. LINDER, Mrs. MCCARTHY, Mr. DOYLE, Mr. STUPAK, Mr. TERRY, Mr. FORTENBERRY, Ms. ROS-LEHTINEN, Mr. BOUSTANY, Mr. WU, Mr. AL GREEN of Texas, Mr. TANNER, Mr. ROGERS of Kentucky, Mr. JENKINS, Mr. BILIRAKIS, Mr. TIBERI, Ms. HART, Mr. WALSH, Mr. BLUNT, Mr. BURGESS, Mr. PITTS, Mr. SMITH of Texas, Ms. PRYCE of Ohio, Mr. BROWN of South Carolina, Mr. PETRI, Mr. BROWN of South Carolina, Mr. PETRI, Mr. STEARNS, Mr. FRELINGHUYSEN, Mr. REGULA, Mr. FRANK of Massachusetts, Mr. LEWIS of Kentucky, Mr. THOMAS, Mr. MURTHA, Mr. MCNULTY, Mr. PLATTS, Mr. MCCOTTER, Mr. COLE of Oklahoma, Mr. PORTER, Mr. MCKEON, Mr. CHABOT, Mr. ISTOOK, Mr. KING of New York, Mrs. JOHNSON of Connecticut, Mr. EHLERS, and Mr. ROGERS of Michigan.
H.R. 2939: Mr. MARSHALL.
H.R. 2963: Ms. MCKINNEY.
H.R. 3063: Ms. LEE.
H.R. 3282: Mr. CRENSHAW.
H.R. 3547: Ms. CARSON.
H.R. 4023: Mr. JEFFERSON, Ms. MCKINNEY, Mr. PASTOR, Mr. COBLE, Mr. SALAZAR, Mr. CRAMER, and Mr. MCGOVERN.
H.R. 4033: MR. LAHOOD, Mr. FERGUSON, Mr. GERLACH, Mr. LEWIS of Kentucky, Mr. LEWIS of Georgia, Mr. FOSSELLA, Mr. CARDIN, Mr. GEORGE MILLER of California, Mr. DELAHUNT, Mr. COBLE, Ms. MATSUI, Mr. CUELLAR, Mr. SOUDER, Mr. FRANKS of Arizona, Mr. JOHNSON of Illinois, Mr. MCINTYRE, Mrs. EMERSON, Mr. PLATTS, Mr. LANGEVIN, Mr. KING of New York, Ms. SCHAKOWSKY, Mr. LUCAS, Mr. GONZALEZ, Mr. ISRAEL, Mr. SULLIVAN, and Mr. EHLERS.
H.R. 4197: Mr. ABERCROMBIE and Mr. SERRANO.
H.R. 4259: Mr. HIGGINS.
H.R. 4704: Ms. LEE.
H.R. 4747: Mr. RAMSTAD, Mr. GENE GREEN of Texas, Mr. SHERWOOD, Mr. PALLONE, Mr. GEORGE MILLER of California, Mr. PLATTS, Mrs. DAVIS of California, Ms. CARSON, Mr. SHAYS, Mr. GOODE, Ms. DELAURO, Ms. MCKINNEY, Mrs. JONES of Ohio, and Mr. FORTENBERRY.
H.R. 4755: Mr. FORD.
H.R. 4854: Mr. ROGERS of Kentucky.
H.R. 4890: Mr. CRENSHAW and Mr. HYDE.
H.R. 4942: Mr. DAVIS of Kentucky.
H.R. 4953: Mrs. MILLER of Michigan.
H.R. 4974: Mr. DAVIS of Illinois.
H.R. 4982: Ms. HART.
H.R. 4992: Mr. EDWARDS.
H.R. 4997: Mr. MCDERMOTT.
H.R. 5067: Mr ALEXANDER.
H.R. 5134: Mr. SOUDER, Ms. BALDWIN, and Mr. LANGEVIN.
H.R. 5150: Mr. CONYERS, Mr. DAVIS of Illinois, Mr. FARR, and Mr. PETERSON of Minnesota.
H.R. 5159: Mr. PLATTS and Mr. BRADLEY of New Hampshire.
H.R. 5201: Mr. HEFLEY.
H.R. 5230: Mr. WELDON of Florida.
H.R. 5249: Mr. FERGUSON.
H.R. 5250: Mr. FOSSELLA, Mr. CLYBURN, Mr. GRIJALVA, Mr. MILLER of North Carolina, Mr. KENNEDY of Minnesota, and Mr. CRAMER.
H.R. 5289: Mr. ALEXANDER.
H.R. 5291: Mrs. BLACKBURN and Mr. ALEXANDER.
H.R. 5316: Mr. BUTTERFIELD.
H.R. 5333: Ms. SCHWARTZ of Pennsylvania, Mr. SNYDER, Ms. MATSUI, Mr. FORTENBERRY, and Mr. GONZALEZ.
H.R. 5346: Mrs. SCHMIDT.
H.R. 5347: Ms. HARRIS and Mr. RENZI.
H.R. 5399: Mr. MORAN of Virginia, Mr. LOBIONDO, and Mrs. EMERSON.
H.R. 5401: Mr. POMEROY and Mr. CARNAHAN.
H.R. 5423: Mr. TOWNS.
H. Con. Res. 338: Mr. PENCE, Ms. HARRIS, Mr. CROWLEY, Mr. WILSON of South Carolina, Mr. POMBO, and Mr. SHIMKUS.
H. Con. Res. 380: Ms. LINDA T. SÁNCHEZ of California and Mr. MEEKS of New York.
H. Con. Res. 393: Mr. SCOTT of Virginia and Ms. MCKINNEY.
H. Con. Res. 401: Ms. BORDALLO, Mr. LEWIS of Georgia, Mr. GRIJALVA, Mr. HINOJOSA, and Ms. ESHOO.
H. Con. Res. 408: Mr. BROWN of South Carolina, Mr. FORTUÑO, Mr. WILSON of South Carolina, Mr. BASS, Mr. MANZULLO, Mr. ENGEL, Mr. TIAHRT, Mrs. MILLER of Michigan, Mr. MCCOTTER, and Mr. KUHL of New York.
H. Res. 466: Mr. RUPPERSBERGER.
H. Res. 763: Mr. DAVIS of Illinois.
H. Res. 784: Mr. PAYNE.
H. Res. 785: Mr. WAXMAN.
H. Res. 790: Ms. MCKINNEY.
H. Res. 799: Mr. LANTOS, Mr. ENGEL, and Mr. MCNULTY.

H. Res. 826: Mr. WOLF and Mr. SABO.

TUESDAY, MAY 23, 2006 (45)

¶45.1 APPOINTMENT OF SPEAKER PRO TEMPORE

The House was called to order at 9 a.m. by the SPEAKER pro tempore, Mr. CHOCOLA, who laid before the House the following communication:

WASHINGTON, DC,
May 23, 2006.

I hereby appoint the Honorable CHRIS CHOCOLA to act as Speaker pro tempore on this day.

J. DENNIS HASTERT,
Speaker of the House of Representatives.

Whereupon, pursuant to the order of the House of Tuesday, January 31, 2006, Members were recognized for morning-hour debate.

¶45.2 RECESS—9:18 A.M.

The SPEAKER pro tempore, Mr. CHOCOLA, pursuant to clause 12(a) of rule I, declared the House in recess at 9 o'clock and 18 minutes a.m., until 10 a.m.

¶45.3 AFTER RECESS—10 A.M.

The SPEAKER pro tempore, Mr. BASS, called the House to order.

¶45.4 APPROVAL OF THE JOURNAL

The SPEAKER pro tempore, Mr. BASS, announced he had examined and approved the Journal of the proceedings of Monday, May 22, 2006.

Pursuant to clause 1, rule I, the Journal was approved.

¶45.5 COMMUNICATIONS

Executive and other communications, pursuant to clause 8, rule XII, were referred as follows:

7608. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Establishment of Class E Airspace; New Stuyahok, AK [Docket No. FAA-2005-22535; Airspace Docket No. 05-AAL-24] received February 27, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7609. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Amendment to Jet Route J-158; ID [Docket No. FAA-2003-22496; Airspace Docket No. 04-ANM-26] (RIN: 2120-AA66) received February 27, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7610. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Modification to Class E Airspace; Del Rio, TX [Docket No. FAA-2005-23009; Airspace Docket No. 2005-ASW-18] received February 27, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7611. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Establishment of Class E Airspace; Hillsboro, TX [Docket No. FAA-2005-22998; Airspace Docket No. 2005-ASW-19] received February 27, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7612. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Establishment of Class E Airspace; Arctic Village, AK [Docket No. FAA-2005-22021; Airspace Docket No. 04-AAL-06] received February 27, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7613. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Establishment of Class E Airspace; Tok Junction, AK [Docket No. FAA-2005-22537; Airspace Docket No. 05-AAL-29] received February 27, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7614. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Establishment of Class E Airspace; Nondalton, AK [Docket No. FAA-2005-22536; Airspace Docket No. 05-AAL-25] received February 27, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7615. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Establishment of Area Navigation Routes; Southwestern and South Central United States [Docket No. FAA-2005-21381; Airspace Docket No. 05-ASW-2] (RIN: 2120-AA66) received February 27, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7616. A letter from the Program Anlayst, FAA, Department of Transportation, transmitting the Department's final rule — Establishment of Class D Airspace; Front Range Airport, Denver, CO [Docket FAA-2005-20248; Airspace Docket 05-AWP-13] received February 27, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7617. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Establishment of Class D Airspace, Modification of Class E; Rogers, AR [Docket No. FAA-2004-19599; Airspace Docket No. 2004-ASW-12] received February 27, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7618. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Establishment of Area Navigation Routes; Southwestern and South Central United States [Docket No. FAA-2005-21381; Airspace Docket No. 05-ASW-2] (RIN: 2120-AA66) received February 27, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7619. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Establishment of Prohibited Area P-50; Kings Bay, GA [Docket No. FAA-2003-15976; Airspace Docket No. 03-AWA-5] (RIN: 2120-AA66) received February 27, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7620. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Establishment of Class C Airspace and Revocation of Class D Airspace, Orlando Sanford International Airport, FL; and Modification of the Orlando International Airport Class B Airspace Area, FL [Docket No. FAA-2005-20700; Airpsace Docket No. 04-AWA-8] (RIN: 2120-AA66) received February 27, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7621. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Modification of the Minneapolis Class B Airspace Area; MN [Docket No. FAA-2003-15471; Airspace Docket No. 03-AWA-6] (RIN: 2120-AA66) received February 27, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

¶45.6 PROVIDING FOR CONSIDERATION OF H.R. 5384

Mr. HASTINGS of Washington, by direction of the Committee on Rules, called up the following resolution (H. Res. 830):

Resolved, That at any time after the adoption of this resolution the Speaker may, pursuant to clause 2(b) of rule XVIII, declare the House resolved into the Committee of the Whole House on the state of the Union for consideration of the bill (H.R. 5384) making appropriations for Agriculture, Rural Development, Food and Drug Administration, and Related Agencies for the fiscal year ending September 30, 2007, and for other purposes. The first reading of the bill shall be dispensed with. All points of order against consideration of the bill are waived. General debate shall be confined to the bill and shall not exceed one hour equally divided and controlled by the chairman and ranking minority member of the Committee on Appropriations. After general debate the bill shall be considered for amendment under the five-minute rule. Points of order against provisions in the bill for failure to comply with clause 2 of rule XXI are waived except for sections 749, 751, and 752. During consideration of the bill for amendment, the Chairman of the Committee of the Whole may accord priority in recognition on the basis of whether the Member offering an amendment has caused it to be printed in the portion of the Congressional Record designated for that purpose in clause 8 of rule XVIII. Amendments so printed shall be considered as read. When the committee rises and reports the bill back to the House with a recommendation that the bill do pass, the previous question shall be considered as ordered on the bill and amendments thereto to final passage without intervening motion except one motion to recommit with or without instructions.

When said resolution was considered.

After debate,

Mr. HASTINGS of Washington moved the previous question on the resolution to its adoption or rejection.

The question being put, viva voce,

Will the House now order the previous question?

The SPEAKER pro tempore, Mr. BASS, announced that the yeas had it.

Mr. McGOVERN demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mr. BASS, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed.

¶45.7 EMERGENCY SUPPLEMENTAL APPROPRIATIONS FY 2007

On motion of Mr. LEWIS of California, by unanimous consent, by direction of the Committee on Appropriations and pursuant to clause 1 of rule XXII, the bill (H.R. 4939) making emergency supplemental appropriations for the fiscal year ending September 30, 2007, and for other purposes; together with the amendment of the Senate thereto, was taken from the Speaker's table.

When on motion of Mr. LEWIS of California, it was,

Resolved, That the House disagree to the amendment of the Senate and agree to the conference asked by the Senate on the disagreeing votes of the two Houses thereon.

Ordered, That the Clerk notify the Senate thereof.

Thereupon, the SPEAKER pro tempore, Mr. BASS, by unanimous consent, appointed Messrs. LEWIS of California, YOUNG of Florida, REGULA, ROGERS of Kentucky, WOLF, KOLBE, WALSH, TAYLOR of North Carolina, HOBSON, BONILLA, KNOLLENBERG, OBEY, MURTHA, SABO, MOLLOHAN, OLVER, VISCLOSKY, Mrs. LOWEY, and Mr. EDWARDS, as managers on the part of the House at said conference.

Ordered, That the Clerk notify the Senate thereof.

¶45.8 H. RES. 830—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mr. BASS, pursuant to clause 8, rule XX, announced the unfinished business to be the question on ordering the previous question on the resolution (H. Res. 830) providing for consideration of the bill (H.R. 5384) making appropriations for Agriculture, Rural Development, Food and Drug Administration, and Related Agencies for the fiscal year ending September 30, 2007, and for other purposes.

The question being put,

Will the House now order the previous question?

The vote was taken by electronic device.

It was decided in the affirmative ..... { Yeas ..... 213 / Nays 194

¶45.9 [Roll No. 179]

YEAS—213

Aderholt
Akin
Alexander
Bachus
Baker
Barrett (SC)
Bartlett (MD)
Barton (TX)
Bass
Beauprez
Biggert
Bilirakis
Bishop (UT)
Blackburn
Blunt
Boehlert
Boehner
Bonilla
Bonner
Bono
Boozman
Boustany
Bradley (NH)
Brady (TX)
Brown (SC)
Brown-Waite, Ginny
Burgess
Burton (IN)
Buyer
Calvert
Campbell (CA)
Cannon
Cantor
Capito
Carter
Castle
Chabot
Chocola
Coble
Cole (OK)
Conaway
Crenshaw
Cubin
Culberson
Davis (KY)
Davis, Jo Ann
Davis, Tom
Deal (GA)
DeLay
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Drake
Dreier
Duncan
Ehlers
Emerson
English (PA)
Everett
Feeney
Ferguson
Fitzpatrick (PA)
Flake
Foley
Forbes
Fortenberry
Fossella
Foxx
Franks (AZ)
Frelinghuysen
Gallegly
Garrett (NJ)
Gerlach
Gilchrest
Gillmor
Gingrey
Gohmert
Goode
Goodlatte
Granger
Graves
Gutknecht
Hall
Harris
Hart
Hastings (WA)
Hayes
Hayworth
Hefley
Hensarling
Herger
Hobson
Hoekstra
Hostettler
Hulshof
Hyde
Inglis (SC)
Jindal
Johnson (CT)
Johnson (IL)
Johnson, Sam
Jones (NC)
Keller
Kelly
Kennedy (MN)
King (IA)
King (NY)
Kingston
Kirk
Kline
Knollenberg
Kolbe
Kuhl (NY)
LaHood
Latham
LaTourette
Leach
Lewis (CA)
Lewis (KY)
Linder
LoBiondo
Lucas
Lungren, Daniel E.
Mack
Manzullo
Marchant
McCaul (TX)
McCotter
McHenry
McKeon
McMorris
Mica
Miller (FL)
Miller (MI)
Miller, Gary
Moran (KS)
Murphy
Musgrave
Myrick
Neugebauer
Ney
Northup
Norwood
Nunes
Nussle
Osborne
Otter
Oxley
Paul
Pearce
Pence
Petri
Pitts
Platts
Porter
Price (GA)
Pryce (OH)
Putnam
Radanovich
Ramstad
Regula
Reichert
Renzi
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Ros-Lehtinen
Royce
Ryan (WI)
Ryun (KS)
Saxton
Schmidt
Schwarz (MI)
Sensenbrenner
Sessions
Shadegg
Shaw
Shays
Sherwood
Shimkus
Shuster
Simmons
Simpson
Smith (NJ)
Smith (TX)
Sodrel
Souder
Stearns
Sullivan
Sweeney
Tancredo
Taylor (NC)
Terry
Thomas
Thornberry
Tiahrt
Tiberi
Turner
Upton
Walden (OR)
Walsh
Wamp
Weldon (FL)
Weldon (PA)
Weller
Westmoreland
Whitfield
Wilson (NM)
Wilson (SC)
Wolf
Young (FL)

NAYS—194

Abercrombie
Ackerman
Allen
Andrews
Baca
Baird
Baldwin
Barrow
Bean
Becerra
Berkley
Berman
Berry
Bishop (GA)
Bishop (NY)
Blumenauer
Boren
Boswell
Boucher
Boyd
Brady (PA)
Brown (OH)
Butterfield
Capps
Capuano
Cardin
Cardoza
Carnahan
Carson
Case
Chandler
Clay
Cleaver
Clyburn
Conyers
Cooper
Costa
Costello
Cramer
Crowley
Cuellar
Cummings
Davis (AL)
Davis (CA)
Davis (IL)
Davis (TN)
DeFazio
DeGette
Delahunt
DeLauro
Dicks
Dingell
Doggett
Doyle
Edwards
Emanuel
Engel
Eshoo
Etheridge
Farr
Fattah
Filner
Frank (MA)
Gonzalez
Gordon
Green (WI)
Green, Al
Green, Gene
Grijalva
Gutierrez
Harman
Hastings (FL)
Herseth
Hinchey
Hinojosa
Holden
Holt
Honda
Hooley
Hoyer
Inslee
Israel
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Johnson, E. B.
Jones (OH)
Kanjorski
Kaptur
Kildee
Kilpatrick (MI)
Kind
Kucinich
Langevin
Lantos
Larsen (WA)
Lee
Levin
Lipinski
Lofgren, Zoe
Lowey
Lynch
Maloney
Markey
Marshall
Matheson
Matsui
McCarthy
McCollum (MN)
McDermott
McGovern
McHugh
McIntyre
McKinney
McNulty
Meehan
Meek (FL)
Meeks (NY)
Melancon
Michaud
Millender-McDonald
Miller (NC)
Miller, George
Mollohan
Moore (KS)
Moore (WI)
Moran (VA)
Murtha
Nadler
Napolitano
Neal (MA)
Oberstar
Obey
Olver
Ortiz
Owens
Pallone
Pascrell
Pastor
Payne
Pelosi
Peterson (MN)
Pomeroy
Price (NC)
Rahall
Rangel
Reyes
Ross
Rothman
Roybal-Allard
Ruppersberger
Rush
Ryan (OH)
Sabo
Salazar
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Schakowsky
Schiff
Schwartz (PA)
Scott (GA)
Scott (VA)
Serrano
Sherman
Skelton
Slaughter
Smith (WA)
Solis
Spratt
Stark
Strickland
Stupak
Tanner
Tauscher
Taylor (MS)
Thompson (CA)
Thompson (MS)
Tierney
Towns
Udall (CO)
Udall (NM)
Van Hollen
Velázquez
Visclosky
Wasserman Schultz
Waters
Watson
Watt
Waxman
Weiner
Woolsey
Wu
Wynn

NOT VOTING—25

Brown, Corrine
Camp (MI)
Davis (FL)
Doolittle
Evans
Ford
Gibbons
Higgins
Hunter
Issa
Istook
Jenkins
Kennedy (RI)
Larson (CT)
Lewis (GA)
McCrery
Peterson (PA)
Pickering
Poe
Pombo
Rehberg
Snyder
Wexler
Wicker
Young (AK)

So the previous question on the resolution was ordered.

The question being put, viva voce,

Will the House agree to said resolution?

The SPEAKER pro tempore, Mr. BASS, announced that the yeas had it.

Mr. OBEY demanded a recorded vote on agreeing to said resolution, which demand was supported by one-fifth of a quorum, so a recorded vote was ordered.

The vote was taken by electronic device.

It was decided in the affirmative ..... { Yeas ..... 214 / Nays ..... 192 / Answered present 1

¶45.10 [Roll No. 180]

AYES—214

Aderholt
Akin
Alexander
Bachus
Baker
Barrett (SC)
Bartlett (MD)
Barton (TX)
Bass
Beauprez
Biggert
Bilirakis
Bishop (UT)
Blackburn
Blunt
Boehlert
Boehner
Bonilla
Bonner
Bono
Boozman
Boustany
Bradley (NH)
Brady (TX)
Brown (SC)
Brown-Waite, Ginny
Burgess
Burton (IN)
Buyer
Calvert
Campbell (CA)
Cannon
Cantor
Capito
Carter
Castle
Chabot
Chocola
Coble
Cole (OK)
Conaway
Crenshaw
Cubin
Culberson
Davis (KY)
Davis, Jo Ann
Davis, Tom
Deal (GA)
DeLay
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Drake
Dreier
Duncan
Ehlers
Emerson
English (PA)
Everett
Feeney
Ferguson
Fitzpatrick (PA)
Flake
Foley
Forbes
Fortenberry
Fossella
Foxx
Franks (AZ)
Frelinghuysen
Gallegly
Garrett (NJ)
Gerlach
Gilchrest
Gillmor
Gingrey
Gohmert
Goode
Goodlatte
Granger
Graves
Gutknecht
Hall
Harris
Hart
Hastings (WA)
Hayes
Hayworth
Hefley
Hensarling
Herger
Hobson
Hoekstra
Hostettler
Hulshof
Hyde
Inglis (SC)
Jindal
Johnson (CT)
Johnson (IL)
Johnson, Sam
Jones (NC)
Keller
Kelly
Kennedy (MN)
King (IA)
King (NY)
Kingston
Kirk
Kline
Knollenberg
Kolbe
Kuhl (NY)
LaHood
Latham
LaTourette
Leach
Lewis (CA)
Lewis (KY)
Linder
LoBiondo
Lucas
Lungren, Daniel E.
Mack
Manzullo
Marchant
McCaul (TX)
McCotter
McHenry
McKeon
McMorris
Mica
Miller (FL)
Miller (MI)
Miller, Gary
Moran (KS)
Murphy
Musgrave
Myrick
Neugebauer
Ney
Northup
Norwood
Nunes
Nussle
Osborne
Otter
Oxley
Paul
Pearce
Pence
Petri
Pitts
Platts
Porter
Price (GA)
Pryce (OH)
Putnam
Radanovich
Ramstad
Regula
Reichert
Renzi
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Ros-Lehtinen
Royce
Ryan (WI)
Ryun (KS)
Saxton
Schmidt
Schwarz (MI)
Sensenbrenner
Sessions
Shadegg
Shaw
Shays
Sherwood
Shimkus
Shuster

Simmons
Simpson
Smith (NJ)
Smith (TX)
Sodrel
Souder
Stearns
Sullivan
Sweeney
Tancredo
Taylor (NC)
Terry
Thomas
Thornberry
Tiahrt
Tiberi
Turner
Upton
Walden (OR)
Walsh
Wamp
Weldon (FL)
Weldon (PA)
Weller
Westmoreland
Whitfield
Wilson (NM)
Wilson (SC)
Wolf
Young (AK)
Young (FL)

NOES—192

Abercrombie
Ackerman
Allen
Andrews
Baca
Baird
Baldwin
Barrow
Bean
Becerra
Berkley
Berman
Berry
Bishop (GA)
Bishop (NY)
Blumenauer
Boren
Boswell
Boucher
Boyd
Brady (PA)
Brown (OH)
Butterfield
Capps
Capuano
Cardin
Cardoza
Carnahan
Carson
Case
Chandler
Clay
Cleaver
Clyburn
Conyers
Cooper
Costa
Costello
Cramer
Crowley
Cuellar
Cummings
Davis (AL)
Davis (CA)
Davis (IL)
Davis (TN)
DeFazio
DeGette
Delahunt
DeLauro
Dicks
Dingell
Doggett
Doyle
Edwards
Emanuel
Engel
Eshoo
Etheridge
Farr
Fattah
Filner
Frank (MA)
Gonzalez
Gordon
Green (WI)
Green, Al
Green, Gene
Grijalva
Gutierrez
Harman
Hastings (FL)
Herseth
Hinchey
Hinojosa
Holden
Holt
Honda
Hooley
Hoyer
Inslee
Israel
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Johnson, E. B.
Jones (OH)
Kanjorski
Kaptur
Kildee
Kilpatrick (MI)
Kind
Kucinich
Langevin
Lantos
Larsen (WA)
Lee
Levin
Lipinski
Lofgren, Zoe
Lowey
Lynch
Maloney
Markey
Marshall
Matheson
Matsui
McCarthy
McCollum (MN)
McDermott
McGovern
McIntyre
McKinney
McNulty
Meehan
Meek (FL)
Meeks (NY)
Melancon
Michaud
Millender-McDonald
Miller (NC)
Miller, George
Mollohan
Moore (KS)
Moore (WI)
Moran (VA)
Murtha
Nadler
Napolitano
Neal (MA)
Oberstar
Obey
Olver
Ortiz
Owens
Pallone
Pascrell
Pastor
Payne
Pelosi
Peterson (MN)
Pomeroy
Price (NC)
Rahall
Rangel
Reyes
Ross
Rothman
Roybal-Allard
Ruppersberger
Rush
Ryan (OH)
Sabo
Salazar
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Schakowsky
Schiff
Schwartz (PA)
Scott (GA)
Scott (VA)
Serrano
Sherman
Skelton
Slaughter
Smith (WA)
Solis
Spratt
Stark
Stupak
Tanner
Tauscher
Taylor (MS)
Thompson (CA)
Thompson (MS)
Tierney
Towns
Udall (CO)
Udall (NM)
Van Hollen
Velázquez
Visclosky
Wasserman Schultz
Waters
Watson
Watt
Waxman
Weiner
Woolsey
Wu
Wynn

ANSWERED ''PRESENT''—1

McHugh

NOT VOTING—25

Brown, Corrine
Camp (MI)
Davis (FL)
Doolittle
Evans
Ford
Gibbons
Higgins
Hunter
Issa
Istook
Jenkins
Kennedy (RI)
Larson (CT)
Lewis (GA)
McCrery
Peterson (PA)
Pickering
Poe
Pombo
Rehberg
Snyder
Strickland
Wexler
Wicker

So the resolution was agreed to.

A motion to reconsider the vote whereby said resolution was agreed to was, by unanimous consent, laid on the table.

¶45.11 H.R. 4681—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mr. BASS, pursuant to clause 8, rule XX, announced the further unfinished business to be the motion to suspend the rules and pass the bill (H.R. 4681) to promote the development of democratic institutions in areas under the administrative control of the Palestinian Authority, and for other purposes; as amended.

The question being put,

Will the House suspend the rules and pass said bill, as amended?

The vote was taken by electronic device.

It was decided in the affirmative ..... { Yeas ..... 361; Nays ..... 37; Answered present 9 }

¶45.12 [Roll No. 181]

YEAS—361

Ackerman
Aderholt
Akin
Alexander
Allen
Andrews
Baca
Bachus
Baird
Baker
Baldwin
Barrett (SC)
Barrow
Bartlett (MD)
Barton (TX)
Bass
Bean
Beauprez
Berkley
Berman
Berry
Biggert
Bilirakis
Bishop (GA)
Bishop (NY)
Bishop (UT)
Blackburn
Blunt
Boehlert
Boehner
Bonilla
Bonner
Bono
Boozman
Boren
Boswell
Boucher
Boustany
Boyd
Bradley (NH)
Brady (PA)
Brady (TX)
Brown (OH)
Brown (SC)
Brown-Waite, Ginny
Burgess
Burton (IN)
Butterfield
Buyer
Calvert
Campbell (CA)
Cannon
Cantor
Capito
Cardin
Cardoza
Carnahan
Carter
Case
Castle
Chabot
Chandler
Chocola
Cleaver
Clyburn
Coble
Cole (OK)
Conaway
Cooper
Costa
Costello
Cramer
Crenshaw
Crowley
Cubin
Cuellar
Culberson
Cummings
Davis (AL)
Davis (CA)
Davis (KY)
Davis (TN)
Davis, Jo Ann
Davis, Tom
Deal (GA)
DeGette
Delahunt
DeLauro
DeLay
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Dicks
Doyle
Drake
Dreier
Duncan
Edwards
Ehlers
Emanuel
Emerson
Engel
English (PA)
Etheridge
Everett
Fattah
Feeney
Ferguson
Filner
Fitzpatrick (PA)
Flake
Foley
Forbes
Fortenberry
Fossella
Foxx
Frank (MA)
Franks (AZ)
Frelinghuysen
Gallegly
Garrett (NJ)
Gerlach
Gillmor
Gingrey
Gohmert
Gonzalez
Goode
Goodlatte
Gordon
Granger
Graves
Green (WI)
Green, Al
Green, Gene
Gutknecht
Hall
Harman
Harris
Hart
Hastings (FL)
Hastings (WA)
Hayes
Hayworth
Hefley
Hensarling
Herger
Herseth
Hinojosa
Hobson
Hoekstra
Holden
Holt
Honda
Hooley
Hostettler
Hoyer
Hulshof
Hyde
Inglis (SC)
Inslee
Israel
Jackson-Lee (TX)
Jefferson
Jindal
Johnson (CT)
Johnson (IL)
Johnson, Sam
Jones (OH)
Kanjorski
Keller
Kelly
Kennedy (MN)
Kildee
Kind
King (IA)
King (NY)
Kingston
Kirk
Kline
Knollenberg
Kuhl (NY)
Langevin
Lantos
Larsen (WA)
Latham
LaTourette
Leach
Levin
Lewis (CA)
Lewis (KY)
Linder
Lipinski
LoBiondo
Lofgren, Zoe
Lowey
Lucas
Lungren, Daniel E.
Lynch
Mack
Maloney
Manzullo
Marchant
Markey
Matheson
Matsui
McCarthy
McCaul (TX)
McCotter
McHenry
McHugh
McIntyre
McKeon
McMorris
McNulty
Meehan
Meek (FL)
Meeks (NY)
Melancon
Mica
Michaud
Millender-McDonald
Miller (FL)
Miller (MI)
Miller (NC)
Miller, Gary
Mollohan
Moore (KS)
Moran (KS)
Murphy
Murtha
Musgrave
Myrick
Nadler
Neal (MA)
Neugebauer
Ney
Northup
Norwood
Nunes
Nussle
Oberstar
Olver
Ortiz
Osborne
Otter
Owens
Oxley
Pallone
Pascrell
Pastor
Pearce
Pelosi
Pence
Peterson (MN)
Petri
Pitts
Platts
Pomeroy
Porter
Price (GA)
Pryce (OH)
Putnam
Radanovich
Ramstad
Rangel
Regula
Reichert
Renzi
Reyes
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Ros-Lehtinen
Ross
Rothman
Roybal-Allard
Royce
Ryan (OH)
Ryan (WI)
Ryun (KS)
Sabo
Salazar
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Saxton
Schakowsky
Schiff
Schmidt
Schwartz (PA)
Schwarz (MI)
Scott (GA)
Scott (VA)
Sensenbrenner
Serrano
Sessions
Shadegg
Shaw
Shays
Sherman
Sherwood
Shimkus
Shuster
Simmons
Simpson
Skelton
Slaughter
Smith (NJ)
Smith (TX)
Smith (WA)
Sodrel
Solis
Souder
Spratt
Stearns
Strickland
Stupak
Sullivan
Sweeney
Tancredo
Tanner
Tauscher
Taylor (MS)
Taylor (NC)
Terry
Thomas
Thompson (CA)
Thompson (MS)
Tiahrt
Tiberi
Tierney
Towns
Turner
Udall (CO)
Udall (NM)
Upton
Van Hollen
Visclosky
Walden (OR)
Walsh
Wamp
Wasserman Schultz
Waters
Waxman
Weiner
Weldon (FL)
Weldon (PA)
Weller
Westmoreland
Wexler
Whitfield
Wilson (NM)
Wilson (SC)
Wolf
Woolsey
Wu
Wynn
Young (AK)
Young (FL)

NAYS—37

Abercrombie
Becerra
Blumenauer
Capps
Capuano
Conyers
DeFazio
Dingell
Doggett
Eshoo
Farr
Gilchrest
Grijalva
Hinchey
Jones (NC)
Kaptur
Kilpatrick (MI)
Kolbe
Kucinich
LaHood
Lee
Marshall
McCollum (MN)
McDermott
McGovern
McKinney
Miller, George
Moore (WI)
Moran (VA)
Obey
Paul
Price (NC)
Rahall
Stark
Thornberry
Velázquez
Watt

ANSWERED ''PRESENT''—9

Carson
Clay
Davis (IL)
Gutierrez
Jackson (IL)
Johnson, E. B.
Payne
Rush
Watson

NOT VOTING—25

Brown, Corrine
Camp (MI)
Davis (FL)
Doolittle
Evans
Ford
Gibbons
Higgins
Hunter
Issa
Istook
Jenkins
Kennedy (RI)
Larson (CT)
Lewis (GA)
McCrery
Napolitano
Peterson (PA)
Pickering
Poe
Pombo
Rehberg
Ruppersberger
Snyder
Wicker

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill, as amended, was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill, as amended, was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

¶45.13 LOBBYING ACCOUNTABILITY AND TRANSPARENCY

On motion of Mr. HASTINGS of Washington, by unanimous consent, the bill of the Senate (S. 2349) to provide greater transparency in the legislative process; was taken from the Speaker's table.

When said bill was considered and read twice.

Mr. HASTINGS of Washington, submitted the following amendment which was agreed to:

Strike out all after the enacting clause and insert the provisions of H.R. 4975, as passed by the House.

The bill, as amended, was ordered to be read a third time, was read a third time by title, and passed.

A motion to reconsider the vote whereby said bill, as amended, was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said amendment.

By unanimous consent, H.R. 4975 was laid on the table.

¶45.14 AGRICULTURE APPROPRIATIONS FY 2007

The SPEAKER pro tempore, Mr. BASS, pursuant to House Resolution 830 and rule XVIII, declared the House resolved into the Committee of the Whole House on the state of the Union for the consideration of the bill (H.R. 5384) making appropriations for Agriculture, Rural Development, Food and Drug Administration, and Related Agencies for the fiscal year ending September 30, 2007, and for other purposes.

The SPEAKER pro tempore, Mr. BASS, by unanimous consent, designated Mr. RYAN of Wisconsin, as Chairman of the Committee of the Whole.

The Acting Chairman, Mr. MILLER of Florida, assumed the Chair; and after some time spent therein,

The SPEAKER pro tempore, Mr. HEFLEY, assumed the Chair.

When Mr. RYAN of Wisconsin, Chairman, reported that the Committee, having had under consideration said bill, had come to no resolution thereon.

¶45.15 ORDER OF BUSINESS—FURTHER CONSIDERATION OF H.R. 5384

On motion of Mr. BONILLA, by unanimous consent,

Ordered, That it may be in order during further consideration of H.R. 5384 in the Committee of the Whole House on the State of the Union, pursuant to House Resolution 830, notwithstanding clause 11 of rule XVIII, no further amendment to the bill may be offered except: pro forma amendments offered at any point in the reading by the chairman or ranking minority member of the Committee on Appropriations or their designees for the purpose of debate; an amendment by Mr. BLUMENAUER regarding funding limitations for sugar loan rates, which shall be debatable for 20 minutes; an amendment by Ms. SLAUGHTER regarding funding for Center for Veterinary Medicine; an amendment or amendments by Mr. BONILLA regarding funding levels; an amendment by Mr. LATHAM regarding section 741 of the bill; an amendment by Mr. HEFLEY regarding an across-the-board reduction; an amendment by Mr. TIAHRT regarding funding limitation on competitiveness; an amendment by Mr. PAUL regarding funding limitation on National Animal Identification System; an amendment by Mr. KING of Iowa regarding submission of a report on the national Animal Identification System and certain pilot projects; an amendment by Mr. SCHWARZ of Michigan regarding Emerald Ash borer; an amendment by Mr. SWEENEY regarding a funding limitation on examination, inspection, and processing of horses; an amendment by Mr. WEINER regarding payments to certain cotton and rice producers; an amendment by Mr. CARTER regarding funding for program integrity activities in Federal Crop Insurance program; an amendment by Mr. CHABOT regarding a funding limitation on the MAP program; an amendment by Mr. LUCAS regarding funding for conservation technical assistance programs; an amendment by Mr. GUTKNECHT regarding funding limitation on section 720 of this bill; an amendment by Mr. BACA regarding funding limitation on operational changes to the Food Stamp program; an amendment by Mr. GERLACH regarding funding limitation on section 728 of the bill; an amendment by Mr. REICHERT regarding funding limitation on certain milk producer handlers; an amendment by Mr. GARRETT of New Jersey regarding federal employee attendance at overseas conferences; an amendment by Mr. GARRETT of New Jersey on food stamp program in contravention of the INA; an amendment by Mr. ENGEL regarding funding limitation on alternative fuel vehicles; an amendment by Ms. JACKSON-LEE of Texas regarding claims processing on Pigford vs. Glickman case; an amendment by Mr. KING of Iowa regarding the Livestock Identification and Marketing Act; an amendment by Mr. BOREN regarding funding limitation on the transfer of activities from Oklahoma; an amendment by Mr. GORDON regarding energy standards for federal buildings; an amendment by Mr. FLAKE regarding funding limitation on dairy education in Iowa; an amendment by Mr. FLAKE regarding funding limitation on fruit and vegetable market analysis in Arizona and Missouri; an amendment by Mr. FLAKE regarding funding for Food Marketing Policy Center in Connecticut; an amendment by Mr. FLAKE regarding funding limitation for greenhouse nurseries in Ohio; an amendment by Mr. FLAKE regarding funding limitation for aquaculture in Ohio; an amendment by Mr. FLAKE regarding funding limitation for hydroponic tomato production in Ohio; an amendment by Mr. FLAKE regarding funding limitation for wood utilization in Oregon, Mississippi, North Carolina, Minnesota, Maine, Michigan, Idaho, Tennessee, Arkansas, and West Virginia; an amendment by Mr. FLAKE regarding funding limitation for the National Grape and Wine Initiative in California; an amendment by Mr. FLAKE regarding funding limitation for income enhancement demonstration in Ohio; an amendment by Mr. FLAKE regarding funding limitation for Appalachian Horticulture Research in Mississippi; an amendment by Mr. FLAKE regarding funding limitation for the Competitiveness of Agriculture Products in Washington; an amendment by Mr. FLAKE regarding funding limitation for Value-Added Product Development for Agriculture resources in Montana.

Ordered further, That each such amendment may be offered only by the Member named in this request or a designee, or by the Member who caused it to be printed in the CONGRESSIONAL RECORD or a designee, shall be considered as read, shall not be subject to amendment except that the chairman and ranking minority member of the Committee on Appropriations and the Subcommittee on Agriculture, Rural Development, Food and Drug Administration, and Related Agencies each may offer one pro forma amendment for the purpose of debate; and shall not be subject to a demand for division of the question in the House or in the Committee of the Whole House on the state of the Union. Except as otherwise specified, each amendment shall be debatable for 10 minutes, equally divided and controlled by the proponent and an opponent. An amendment shall be considered to fit the description stated in this request if it addresses in whole or in part the object described.

¶45.16 AGRICULTURE APPROPRIATIONS FY 2007

The SPEAKER pro tempore, Mr. HEFLEY, pursuant to House Resolution 830 and rule XVIII, declared the House resolved into the Committee of the Whole House on the state of the Union for the further consideration of the bill (H.R. 5384) making appropriations for Agriculture, Rural Development, Food and Drug Administration, and Related Agencies for the fiscal year ending September 30, 2007, and for other purposes.

Mr. RYAN of Wisconsin, Chairman of the Committee of the Whole, resumed the chair; and after some time spent therein,

¶45.17 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment submitted by Mr. WEINER:

Page 3, line 12, insert after the dollar amount the following: ''(reduced by $25,576,000)''.

Page 3, line 13, insert after the dollar amount the following: ''(reduced by $1,666,523)''.

Page 3, line 14, insert after the dollar amount the following: ''(reduced by $5,374,803)''.

Page 3, line 15, insert after the dollar amount the following: ''(reduced by $18,534,674)''.

Page 19, line 8, insert after the first dollar amount the following: ''(increased by $23,000,000)''.

It was decided in the affirmative ..... { Yeas ..... 234 / Nays 184

¶45.18 [Roll No. 182]

AYES—234

Ackerman
Allen
Andrews
Baca
Baird
Baldwin
Bartlett (MD)
Bean
Becerra
Berkley
Berman
Berry
Biggert
Bilirakis
Bishop (GA)
Bishop (NY)
Blumenauer
Boehlert
Bono
Boswell
Boucher
Brady (PA)
Brown (OH)
Brown-Waite, Ginny
Burton (IN)
Camp (MI)
Capps
Capuano
Cardin
Cardoza
Carnahan
Carson
Case
Chandler
Chocola
Clay
Cleaver
Clyburn
Conyers
Costa
Costello
Crowley
Cubin
Cuellar
Cummings
Davis (AL)
Davis (CA)
Davis (IL)
DeFazio
DeGette
Delahunt
DeLauro
Dent
Dicks
Dingell
Doggett
Doyle
Ehlers
Emanuel
Engel
Eshoo
Etheridge
Fattah
Ferguson
Filner
Fitzpatrick (PA)
Fossella
Frank (MA)
Frelinghuysen
Gerlach
Gilchrest
Gillmor
Gonzalez
Gordon
Green (WI)
Green, Al
Green, Gene
Grijalva
Gutknecht
Harman
Harris
Hastings (FL)
Herseth
Higgins
Hinchey
Hinojosa
Hoekstra
Holden
Holt
Honda
Hooley
Hoyer
Inglis (SC)
Inslee
Israel
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Jindal
Johnson, E. B.
Jones (OH)
Kanjorski
Kaptur
Kelly
Kildee
Kilpatrick (MI)
Kind
King (NY)
Kirk
Kucinich
Langevin
Lantos
Larsen (WA)
Leach
Lee
Levin
Lewis (GA)
Lipinski
LoBiondo
Lofgren, Zoe
Lowey
Lynch
Maloney
Markey
Marshall
Matheson
Matsui
McCarthy
McCaul (TX)
McCollum (MN)
McCotter
McDermott
McGovern
McHugh
McIntyre
McKinney
McNulty
Meehan
Meeks (NY)
Melancon
Michaud
Millender-McDonald
Miller (MI)
Miller (NC)
Miller, George
Moore (KS)
Moore (WI)
Moran (VA)
Murtha
Nadler
Napolitano
Neal (MA)
Oberstar
Obey
Olver
Ortiz
Owens
Oxley
Pallone
Pascrell
Pelosi
Peterson (MN)
Pickering
Platts
Poe
Pomeroy
Porter
Price (NC)
Pryce (OH)
Ramstad
Rangel
Reyes
Rogers (MI)
Rohrabacher
Ross
Rothman
Roybal-Allard
Ruppersberger
Rush
Ryan (OH)
Sabo
Salazar
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Saxton
Schakowsky
Schiff
Schwartz (PA)
Schwarz (MI)
Scott (GA)
Scott (VA)
Serrano
Shays
Sherman
Simmons
Slaughter
Smith (NJ)
Smith (WA)
Solis
Souder
Spratt
Stark
Stearns
Strickland
Stupak
Sweeney
Tauscher
Taylor (MS)
Thompson (CA)
Thompson (MS)
Tiberi
Tierney
Towns
Udall (CO)
Udall (NM)
Upton
Van Hollen
Velázquez
Visclosky
Walsh
Wasserman Schultz
Waters
Watson
Watt
Waxman
Weiner
Weldon (PA)
Weller
Wexler
Wilson (NM)
Woolsey
Wu
Wynn

NOES—184

Abercrombie
Aderholt
Akin
Alexander
Bachus
Baker
Barrett (SC)
Barrow
Barton (TX)
Bass
Beauprez
Bishop (UT)
Blackburn
Blunt
Boehner
Bonilla
Bonner
Boozman
Boren
Boustany
Boyd
Bradley (NH)
Brady (TX)
Brown (SC)
Burgess
Butterfield
Buyer
Calvert
Campbell (CA)
Cannon
Cantor
Capito
Carter
Castle
Chabot
Coble
Cole (OK)
Conaway
Cooper
Cramer
Crenshaw
Culberson
Davis (KY)
Davis (TN)
Davis, Jo Ann
Davis, Tom
Deal (GA)
DeLay
Diaz-Balart, L.
Diaz-Balart, M.
Doolittle
Drake
Dreier
Duncan
Edwards
Emerson
English (PA)
Everett
Farr
Flake
Foley
Forbes
Ford
Fortenberry
Foxx
Franks (AZ)
Gallegly
Garrett (NJ)
Gingrey
Goode
Goodlatte
Granger
Graves
Hall
Hart
Hastings (WA)
Hayes
Hayworth
Hefley
Hensarling
Herger
Hobson
Hostettler
Hulshof
Hyde
Istook
Jenkins
Johnson (CT)
Johnson (IL)
Johnson, Sam
Jones (NC)
Keller
Kennedy (MN)
King (IA)
Kingston
Kline
Knollenberg
Kolbe
Kuhl (NY)
LaHood
Latham
LaTourette
Lewis (CA)
Lewis (KY)
Linder
Lucas
Lungren, Daniel E.
Mack
Manzullo
Marchant
McCrery
McHenry
McKeon
McMorris
Mica
Miller (FL)
Miller, Gary
Mollohan
Moran (KS)
Murphy
Musgrave
Myrick
Neugebauer
Ney
Northup
Norwood
Nunes
Nussle
Osborne
Otter
Pastor
Paul
Pearce
Pence
Peterson (PA)
Petri
Pitts
Pombo
Price (GA)
Putnam
Radanovich
Rahall
Regula
Rehberg
Reichert
Renzi
Reynolds
Rogers (AL)
Rogers (KY)
Ros-Lehtinen
Royce
Ryan (WI)
Ryun (KS)
Schmidt
Sensenbrenner
Sessions
Shadegg
Shaw
Sherwood
Shimkus
Shuster
Simpson
Skelton
Smith (TX)
Sodrel
Sullivan
Tancredo
Tanner
Taylor (NC)
Terry
Thomas
Thornberry
Tiahrt
Turner
Walden (OR)
Wamp
Weldon (FL)
Westmoreland
Whitfield
Wicker
Wilson (SC)
Wolf
Young (AK)
Young (FL)

NOT VOTING—14

Brown, Corrine
Davis (FL)
Evans
Feeney
Gibbons
Gohmert
Gutierrez
Hunter
Issa
Kennedy (RI)
Larson (CT)
Meek (FL)
Payne
Snyder

So the amendment was agreed to.

¶45.19 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment numbered 17 submitted by Mr. KENNEDY of Minnesota:

Page 9, line 10, insert after the first dollar amount the following: ''(reduced by $500,000)''.

Page 19, line 8, insert after the first dollar amount the following: ''(increased by $500,000)''.

It was decided in the affirmative ..... { Yeas ..... 345 / Nays 76

¶45.20 [Roll No. 183]

AYES—345

Ackerman
Aderholt
Akin
Alexander
Allen
Andrews
Baca
Bachus
Baird
Baker
Baldwin
Barrow
Bartlett (MD)
Barton (TX)
Bass
Bean
Beauprez
Becerra
Berkley
Berman
Berry
Bilirakis
Bishop (GA)
Bishop (NY)
Bishop (UT)
Blumenauer
Boehlert
Bonner
Bono
Boozman
Boren
Boswell
Boucher
Boustany
Bradley (NH)
Brady (PA)
Brady (TX)
Brown (OH)
Brown (SC)
Brown-Waite, Ginny
Burgess
Burton (IN)
Butterfield
Buyer
Calvert
Camp (MI)
Campbell (CA)
Cannon
Cantor
Capito
Capuano
Cardin
Cardoza
Carnahan
Carson
Case
Chabot
Chandler
Chocola
Clyburn
Coble
Cole (OK)
Conyers
Costa
Costello
Cramer
Crenshaw
Cubin
Cuellar
Davis (AL)
Davis (CA)
Davis (KY)
Davis, Jo Ann
Davis, Tom
Deal (GA)
DeFazio
DeGette
DeLauro
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Dicks
Dingell
Doggett
Doolittle
Doyle
Drake
Duncan
Ehlers
Engel
English (PA)
Etheridge
Everett
Fattah
Feeney
Ferguson
Filner
Fitzpatrick (PA)
Forbes
Ford
Fortenberry
Fossella
Foxx
Frank (MA)
Franks (AZ)
Frelinghuysen
Gallegly
Garrett (NJ)
Gerlach
Gilchrest
Gillmor
Gingrey
Gohmert
Gonzalez
Goode
Goodlatte
Gordon
Graves
Green (WI)
Green, Al
Green, Gene
Gutierrez
Gutknecht
Harman
Harris
Hart
Hastings (FL)
Hastings (WA)
Hayes
Hayworth
Hefley
Herger
Herseth
Hinchey
Hinojosa
Hoekstra
Holden
Holt
Honda
Hooley
Hostettler
Hoyer
Inglis (SC)
Inslee
Israel
Istook
Jackson-Lee (TX)
Jefferson
Jenkins
Jindal
Johnson (CT)
Johnson (IL)
Johnson, E. B.
Jones (NC)
Jones (OH)
Kanjorski
Kaptur
Keller
Kennedy (MN)
Kildee
Kilpatrick (MI)
Kind
King (IA)
King (NY)
Kirk
Kline
Kucinich
Kuhl (NY)
Langevin
Lantos
Larsen (WA)
Latham
LaTourette
Leach
Lee
Levin
Lewis (GA)
Lewis (KY)
Linder
Lipinski
LoBiondo
Lofgren, Zoe
Lowey
Lucas
Lungren, Daniel E.
Lynch
Mack
Maloney
Manzullo
Markey
Marshall
Matheson
Matsui
McCarthy
McCaul (TX)
McCollum (MN)
McCotter
McCrery
McGovern
McHenry
McHugh
McIntyre
McKeon
McKinney
McNulty
Meehan
Meeks (NY)
Melancon
Mica
Michaud
Millender-McDonald
Miller (FL)
Miller (MI)
Miller (NC)
Miller, Gary
Mollohan
Moore (KS)
Moore (WI)
Moran (KS)
Murphy
Musgrave
Nadler
Napolitano
Neal (MA)
Ney
Northup
Norwood
Nussle
Oberstar
Obey
Olver
Ortiz
Osborne
Owens
Oxley
Pallone
Pascrell
Pastor
Paul
Pearce
Pence
Peterson (MN)
Peterson (PA)
Petri
Pickering
Pitts
Platts
Poe
Pombo
Pomeroy
Porter
Price (GA)
Price (NC)
Pryce (OH)
Putnam
Rahall
Ramstad
Rangel
Regula
Rehberg
Renzi
Reyes
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Ros-Lehtinen
Ross
Rothman
Roybal-Allard
Royce
Ruppersberger
Ryan (OH)
Ryan (WI)
Sabo
Salazar
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Saxton
Schakowsky
Schiff
Schwartz (PA)
Schwarz (MI)
Scott (GA)
Scott (VA)
Sensenbrenner
Serrano
Sessions
Shadegg
Shays
Sherman
Sherwood
Shimkus
Shuster
Simmons
Skelton
Smith (NJ)
Smith (WA)
Sodrel
Solis
Souder
Spratt
Stark
Stearns
Strickland
Stupak
Sullivan
Tancredo
Tanner
Taylor (MS)
Terry
Thompson (CA)
Thompson (MS)
Tiahrt
Tiberi
Tierney
Towns
Udall (CO)
Udall (NM)
Upton
Van Hollen
Velázquez
Visclosky
Walden (OR)
Walsh
Wamp
Wasserman Schultz
Waters
Watson
Watt
Waxman
Weiner
Weldon (PA)
Weller

Westmoreland
Wexler
Whitfield
Wilson (NM)
Wilson (SC)
Wolf
Woolsey
Wu
Young (FL)

NOES—76

Abercrombie
Barrett (SC)
Biggert
Blackburn
Blunt
Boehner
Bonilla
Boyd
Capps
Carter
Castle
Clay
Cleaver
Conaway
Cooper
Crowley
Culberson
Cummings
Davis (IL)
Davis (TN)
Delahunt
DeLay
Dreier
Edwards
Emanuel
Emerson
Eshoo
Farr
Flake
Foley
Gibbons
Granger
Grijalva
Hall
Hensarling
Higgins
Hobson
Hulshof
Hyde
Jackson (IL)
Johnson, Sam
Kelly
Kingston
Knollenberg
Kolbe
LaHood
Lewis (CA)
Marchant
McDermott
McMorris
Miller, George
Moran (VA)
Murtha
Myrick
Neugebauer
Nunes
Otter
Radanovich
Reichert
Rush
Ryun (KS)
Schmidt
Shaw
Simpson
Slaughter
Smith (TX)
Sweeney
Tauscher
Taylor (NC)
Thomas
Thornberry
Turner
Weldon (FL)
Wicker
Wynn
Young (AK)

NOT VOTING—11

Brown, Corrine
Davis (FL)
Evans
Hunter
Issa
Kennedy (RI)
Larson (CT)
Meek (FL)
Payne
Pelosi
Snyder

So the amendment was agreed to.

¶45.21 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment numbered 4 submitted by Mr. PAUL:

At the end of the bill (before the short title), insert the following new sections:

SEC. ____. None of the funds made available in this Act may be used to implement or administer the National Animal Identification System.

It was decided in the negative ..... { Yeas ..... 34 / Nays 389

¶45.22 [Roll No. 184]

AYES—34

Abercrombie
Barrett (SC)
Bartlett (MD)
Burton (IN)
Duncan
Flake
Franks (AZ)
Gohmert
Goode
Hayworth
Hefley
Hostettler
Istook
Johnson, Sam
McHenry
McKinney
McMorris
Miller (FL)
Paul
Pearce
Petri
Poe
Price (GA)
Renzi
Royce
Sanders
Sensenbrenner
Shadegg
Sullivan
Tancredo
Tiberi
Udall (NM)
Wilson (NM)
Young (AK)

NOES—389

Ackerman
Aderholt
Akin
Alexander
Allen
Andrews
Baca
Bachus
Baird
Baker
Baldwin
Barrow
Barton (TX)
Bass
Bean
Beauprez
Becerra
Berkley
Berman
Berry
Biggert
Bilirakis
Bishop (GA)
Bishop (NY)
Bishop (UT)
Blackburn
Blumenauer
Blunt
Boehlert
Boehner
Bonilla
Bonner
Bono
Boozman
Boren
Boswell
Boucher
Boustany
Boyd
Bradley (NH)
Brady (PA)
Brady (TX)
Brown (OH)
Brown (SC)
Brown-Waite, Ginny
Burgess
Butterfield
Buyer
Calvert
Camp (MI)
Campbell (CA)
Cannon
Cantor
Capito
Capps
Capuano
Cardin
Cardoza
Carnahan
Carson
Carter
Case
Castle
Chabot
Chandler
Chocola
Clay
Cleaver
Clyburn
Coble
Cole (OK)
Conaway
Conyers
Cooper
Costa
Costello
Cramer
Crenshaw
Crowley
Cubin
Cuellar
Culberson
Cummings
Davis (AL)
Davis (CA)
Davis (IL)
Davis (KY)
Davis (TN)
Davis, Jo Ann
Davis, Tom
Deal (GA)
DeFazio
DeGette
Delahunt
DeLauro
DeLay
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Dicks
Dingell
Doggett
Doolittle
Doyle
Drake
Dreier
Edwards
Ehlers
Emanuel
Emerson
Engel
English (PA)
Eshoo
Etheridge
Everett
Farr
Fattah
Feeney
Ferguson
Filner
Fitzpatrick (PA)
Foley
Forbes
Ford
Fortenberry
Fossella
Foxx
Frank (MA)
Frelinghuysen
Gallegly
Garrett (NJ)
Gerlach
Gibbons
Gilchrest
Gillmor
Gingrey
Gonzalez
Goodlatte
Gordon
Granger
Graves
Green (WI)
Green, Al
Green, Gene
Grijalva
Gutierrez
Gutknecht
Hall
Harman
Harris
Hart
Hastings (FL)
Hastings (WA)
Hayes
Hensarling
Herger
Herseth
Higgins
Hinchey
Hinojosa
Hobson
Hoekstra
Holden
Holt
Honda
Hooley
Hoyer
Hulshof
Hyde
Inglis (SC)
Inslee
Israel
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Jenkins
Jindal
Johnson (CT)
Johnson (IL)
Johnson, E. B.
Jones (NC)
Jones (OH)
Kanjorski
Kaptur
Keller
Kelly
Kennedy (MN)
Kildee
Kilpatrick (MI)
Kind
King (IA)
King (NY)
Kingston
Kirk
Kline
Knollenberg
Kolbe
Kucinich
Kuhl (NY)
LaHood
Langevin
Lantos
Larsen (WA)
Latham
LaTourette
Leach
Lee
Levin
Lewis (CA)
Lewis (GA)
Lewis (KY)
Linder
Lipinski
LoBiondo
Lofgren, Zoe
Lowey
Lucas
Lungren, Daniel E.
Lynch
Mack
Maloney
Manzullo
Marchant
Markey
Marshall
Matheson
Matsui
McCarthy
McCaul (TX)
McCollum (MN)
McCotter
McCrery
McDermott
McGovern
McHugh
McIntyre
McKeon
McNulty
Meehan
Meek (FL)
Meeks (NY)
Melancon
Mica
Michaud
Millender-McDonald
Miller (MI)
Miller (NC)
Miller, Gary
Miller, George
Mollohan
Moore (KS)
Moore (WI)
Moran (KS)
Moran (VA)
Murphy
Murtha
Musgrave
Myrick
Nadler
Napolitano
Neal (MA)
Neugebauer
Ney
Northup
Norwood
Nunes
Nussle
Oberstar
Obey
Olver
Ortiz
Osborne
Otter
Owens
Oxley
Pallone
Pascrell
Pastor
Pelosi
Pence
Peterson (MN)
Peterson (PA)
Pickering
Pitts
Platts
Pombo
Pomeroy
Porter
Price (NC)
Pryce (OH)
Putnam
Radanovich
Rahall
Ramstad
Rangel
Regula
Rehberg
Reichert
Reyes
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Ros-Lehtinen
Ross
Rothman
Roybal-Allard
Ruppersberger
Rush
Ryan (OH)
Ryan (WI)
Ryun (KS)
Sabo
Salazar
Sánchez, Linda T.
Sanchez, Loretta
Saxton
Schakowsky
Schiff
Schmidt
Schwartz (PA)
Schwarz (MI)
Scott (GA)
Scott (VA)
Serrano
Sessions
Shaw
Shays
Sherman
Sherwood
Shimkus
Shuster
Simmons
Simpson
Skelton
Slaughter
Smith (NJ)
Smith (TX)
Smith (WA)
Sodrel
Solis
Souder
Spratt
Stark
Stearns
Strickland
Stupak
Sweeney
Tanner
Tauscher
Taylor (MS)
Taylor (NC)
Terry
Thomas
Thompson (CA)
Thompson (MS)
Thornberry
Tiahrt
Tierney
Towns
Turner
Udall (CO)
Upton
Van Hollen
Velázquez
Visclosky
Walden (OR)
Walsh
Wamp
Wasserman Schultz
Waters
Watson
Watt
Waxman
Weiner
Weldon (FL)
Weldon (PA)
Weller
Westmoreland
Wexler
Whitfield
Wicker
Wilson (SC)
Wolf
Woolsey
Wu
Wynn
Young (FL)

NOT VOTING—9

Brown, Corrine
Davis (FL)
Evans
Hunter
Issa
Kennedy (RI)
Larson (CT)
Payne
Snyder

So the amendment was not agreed to.

The SPEAKER pro tempore, Mr. GREEN of Wisconsin, assumed the Chair.

When Mr. RYAN of Wisconsin, Chairman, reported that the Committee, having had under consideration said bill, had come to no resolution thereon.

¶45.23 ORDER OF BUSINESS—FURTHER CONSIDERATION OF H.R. 5384

On motion of Mr. BOEHNER, by unanimous consent,

Ordered, That, during further consideration of H.R. 5384, pursuant to House Resolution 830, the Chair may reduce to two minutes the minimum time for electronic voting under clause 6 of rule XVIII and clause 9 of rule XX.

Ordered further, That the intervention of these proceedings in the House not affect the continuation of five-minute voting in the Committee of the Whole House on the state of the Union.

¶45.24 AGRICULTURE APPROPRIATIONS FY 2007

The SPEAKER pro tempore, Mr. GREEN of Wisconsin, pursuant to House Resolution 830 and rule XVIII, declared the House resolved into the Committee of the Whole House on the state of the Union for the further consideration of the bill (H.R. 5384) making appropriations for Agriculture, Rural Development, Food and Drug Administration, and Related Agencies for the fiscal year ending September 30, 2007, and for other purposes.

Mr. RYAN of Wisconsin, Chairman of the Committee of the Whole, resumed the chair, and after some time spent therein,

¶45.25 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment numbered 12 submitted by Mr. CHABOT:

At the end of the bill (before the short title) insert the following new section:

SEC. ____. None of the funds appropriated or otherwise made available by this Act may be used to carry out section 203 of the Agriculture Trade Act of 1978 (7 U.S.C. 5623) or to pay the salaries and expenses of personnel who carry out a market program under such section.

It was decided in the negative ..... { Yeas ..... 79 / Nays 342

¶45.26 [Roll No. 185]

AYES—79

Akin
Andrews
Bachus
Barrett (SC)
Bass
Berkley
Bradley (NH)
Brown (OH)
Burgess
Burton (IN)
Campbell (CA)
Cannon
Cantor
Capuano
Castle
Chabot
Chocola
Clay

Culberson
Davis, Jo Ann
DeGette
Dent
Doggett
Duncan
Ehlers
English (PA)
Feeney
Ferguson
Fitzpatrick (PA)
Flake
Fossella
Franks (AZ)
Garrett (NJ)
Gibbons
Gillmor
Hayworth
Hefley
Hensarling
Hoekstra
Hostettler
Hyde
Inglis (SC)
Istook
Johnson, Sam
Kucinich
Linder
LoBiondo
Mack
Manzullo
Matheson
McHenry
McKinney
Miller, Gary
Moran (VA)
Myrick
Owens
Paul
Pence
Poe
Price (GA)
Ramstad
Rohrabacher
Royce
Ryan (WI)
Sensenbrenner
Shadegg
Shaw
Shays
Stark
Stearns
Tancredo
Taylor (MS)
Thompson (MS)
Tiberi
Van Hollen
Visclosky
Wamp
Waxman
Wilson (SC)

NOES—342

Abercrombie
Ackerman
Aderholt
Alexander
Allen
Baca
Baird
Baker
Baldwin
Barrow
Bartlett (MD)
Barton (TX)
Bean
Beauprez
Becerra
Berman
Berry
Biggert
Bilirakis
Bishop (GA)
Bishop (NY)
Bishop (UT)
Blackburn
Blumenauer
Blunt
Boehlert
Boehner
Bonilla
Bonner
Bono
Boozman
Boren
Boswell
Boucher
Boustany
Boyd
Brady (PA)
Brady (TX)
Brown (SC)
Brown-Waite, Ginny
Butterfield
Buyer
Calvert
Camp (MI)
Capito
Capps
Cardin
Cardoza
Carnahan
Carson
Carter
Case
Chandler
Cleaver
Clyburn
Coble
Cole (OK)
Conaway
Conyers
Cooper
Costa
Costello
Cramer
Crenshaw
Crowley
Cubin
Cuellar
Cummings
Davis (AL)
Davis (CA)
Davis (IL)
Davis (KY)
Davis (TN)
Davis, Tom
Deal (GA)
DeFazio
Delahunt
DeLauro
DeLay
Diaz-Balart, L.
Diaz-Balart, M.
Dicks
Dingell
Doolittle
Doyle
Drake
Dreier
Edwards
Emanuel
Emerson
Engel
Eshoo
Etheridge
Everett
Farr
Fattah
Filner
Foley
Forbes
Ford
Fortenberry
Foxx
Frank (MA)
Frelinghuysen
Gallegly
Gerlach
Gilchrest
Gingrey
Gohmert
Gonzalez
Goode
Goodlatte
Gordon
Granger
Graves
Green (WI)
Green, Al
Grijalva
Gutierrez
Gutknecht
Hall
Harman
Harris
Hart
Hastings (FL)
Hastings (WA)
Hayes
Herger
Herseth
Higgins
Hinchey
Hinojosa
Hobson
Holden
Holt
Honda
Hooley
Hoyer
Hulshof
Inslee
Israel
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Jenkins
Jindal
Johnson (CT)
Johnson (IL)
Johnson, E. B.
Jones (NC)
Jones (OH)
Kanjorski
Kaptur
Keller
Kelly
Kennedy (MN)
Kildee
Kilpatrick (MI)
Kind
King (IA)
King (NY)
Kingston
Kirk
Kline
Knollenberg
Kolbe
Kuhl (NY)
LaHood
Langevin
Lantos
Larsen (WA)
Latham
LaTourette
Leach
Lee
Levin
Lewis (CA)
Lewis (GA)
Lewis (KY)
Lipinski
Lofgren, Zoe
Lowey
Lucas
Lungren, Daniel E.
Maloney
Marchant
Markey
Marshall
Matsui
McCarthy
McCaul (TX)
McCollum (MN)
McCotter
McCrery
McDermott
McGovern
McHugh
McIntyre
McKeon
McMorris
McNulty
Meehan
Meek (FL)
Meeks (NY)
Melancon
Mica
Michaud
Millender-McDonald
Miller (FL)
Miller (MI)
Miller (NC)
Miller, George
Mollohan
Moore (KS)
Moore (WI)
Moran (KS)
Murphy
Murtha
Musgrave
Nadler
Napolitano
Neal (MA)
Neugebauer
Ney
Northup
Norwood
Nunes
Nussle
Oberstar
Obey
Olver
Ortiz
Osborne
Otter
Oxley
Pallone
Pascrell
Pastor
Pearce
Pelosi
Peterson (MN)
Peterson (PA)
Petri
Pickering
Pitts
Platts
Pombo
Pomeroy
Porter
Price (NC)
Pryce (OH)
Putnam
Radanovich
Rahall
Rangel
Regula
Rehberg
Reichert
Renzi
Reyes
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Ros-Lehtinen
Ross
Rothman
Roybal-Allard
Ruppersberger
Rush
Ryan (OH)
Ryun (KS)
Sabo
Salazar
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Saxton
Schakowsky
Schiff
Schmidt
Schwartz (PA)
Schwarz (MI)
Scott (GA)
Scott (VA)
Serrano
Sessions
Sherman
Sherwood
Shimkus
Shuster
Simmons
Simpson
Skelton
Slaughter
Smith (NJ)
Smith (TX)
Smith (WA)
Sodrel
Solis
Souder
Spratt
Strickland
Stupak
Sullivan
Sweeney
Tanner
Tauscher
Taylor (NC)
Terry
Thomas
Thompson (CA)
Thornberry
Tiahrt
Tierney
Towns
Turner
Udall (CO)
Udall (NM)
Upton
Velázquez
Walden (OR)
Walsh
Wasserman Schultz
Waters
Watson
Watt
Weiner
Weldon (FL)
Weldon (PA)
Weller
Westmoreland
Wexler
Whitfield
Wicker
Wilson (NM)
Wolf
Woolsey
Wu
Wynn
Young (AK)
Young (FL)

NOT VOTING—11

Brown, Corrine
Davis (FL)
Evans
Green, Gene
Hunter
Issa
Kennedy (RI)
Larson (CT)
Lynch
Payne
Snyder

So the amendment was not agreed to.

¶45.27 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment numbered 8 submitted by Mr. HEFLEY:

At the end of the bill (before the short title), add the following new section:

SEC. 7____. Not more than $3,600,000 of the funds made available in this Act under section 522(e) of the Federal Crop Insurance Act (7 U.S.C. 1522(e)) may be used for program compliance integrity under section 515 of such Act (7 U.S.C. 1515).

It was decided in the negative ..... { Yeas ..... 99 / Nays 322

¶45.28 [Roll No. 186]

AYES—99

Akin
Bachus
Barrett (SC)
Bartlett (MD)
Barton (TX)
Bass
Bean
Beauprez
Bilirakis
Bishop (UT)
Blackburn
Bradley (NH)
Brady (TX)
Brown (SC)
Burgess
Burton (IN)
Buyer
Campbell (CA)
Cannon
Castle
Chabot
Chocola
Coble
Cooper
Davis (KY)
Deal (GA)
Dent
Diaz-Balart, M.
Duncan
Everett
Feeney
Flake
Ford
Fossella
Foxx
Franks (AZ)
Garrett (NJ)
Gibbons
Gingrey
Gohmert
Gutknecht
Harris
Hart
Hayworth
Hefley
Hensarling
Herger
Hoekstra
Hostettler
Inglis (SC)
Jackson-Lee (TX)
Jenkins
Johnson, Sam
Jones (NC)
Keller
King (IA)
Lewis (KY)
Linder
Lungren, Daniel E.
Mack
Manzullo
Matheson
McCotter
McHenry
Mica
Miller (FL)
Miller, Gary
Myrick
Norwood
Otter
Paul
Pence
Petri
Pitts
Price (GA)
Radanovich
Ramstad
Rogers (MI)
Rohrabacher
Rothman
Royce
Rush
Ryan (WI)
Sensenbrenner
Sessions
Shadegg
Shays
Shimkus
Shuster
Stearns
Sullivan
Tancredo
Tanner
Taylor (MS)
Terry
Tiberi
Westmoreland
Wilson (SC)
Young (FL)

NOES—322

Abercrombie
Ackerman
Aderholt
Alexander
Allen
Andrews
Baca
Baird
Baker
Baldwin
Barrow
Becerra
Berkley
Berman
Berry
Biggert
Bishop (GA)
Bishop (NY)
Blumenauer
Blunt
Boehlert
Boehner
Bonilla
Bonner
Bono
Boozman
Boren
Boswell
Boucher
Boustany
Boyd
Brady (PA)
Brown (OH)
Brown-Waite, Ginny
Butterfield
Calvert
Camp (MI)
Cantor
Capito
Capps
Capuano
Cardin
Cardoza
Carnahan
Carson
Carter
Case
Chandler
Clay
Cleaver
Clyburn
Cole (OK)
Conaway
Conyers
Costa
Costello
Cramer
Crenshaw
Crowley
Cubin
Cuellar
Culberson
Cummings
Davis (AL)
Davis (CA)
Davis (IL)
Davis (TN)
Davis, Jo Ann
Davis, Tom
DeFazio
DeGette
Delahunt
DeLauro
DeLay
Diaz-Balart, L.
Dicks
Dingell
Doggett
Doolittle
Doyle
Drake
Dreier
Edwards
Ehlers
Emanuel
Emerson
Engel
English (PA)
Eshoo
Etheridge
Farr
Fattah
Ferguson
Filner
Fitzpatrick (PA)
Foley
Forbes
Fortenberry
Frank (MA)
Frelinghuysen
Gallegly
Gerlach
Gilchrest
Gillmor
Gonzalez
Goode
Goodlatte
Gordon
Granger
Graves
Green (WI)
Green, Al
Green, Gene
Grijalva
Gutierrez
Hall
Harman
Hastings (FL)
Hastings (WA)
Hayes
Herseth
Higgins
Hinchey
Hinojosa
Hobson
Holden
Holt
Honda
Hooley
Hoyer
Hulshof
Hyde
Inslee
Israel
Jackson (IL)
Jefferson
Jindal
Johnson (CT)
Johnson (IL)
Johnson, E. B.
Jones (OH)
Kanjorski
Kaptur
Kelly
Kennedy (MN)
Kildee
Kilpatrick (MI)
Kind
King (NY)
Kingston
Kirk
Kline
Knollenberg
Kolbe
Kucinich
Kuhl (NY)
LaHood
Langevin
Lantos
Larsen (WA)
Latham
LaTourette
Leach
Lee
Levin
Lewis (CA)
Lewis (GA)
Lipinski
LoBiondo
Lofgren, Zoe
Lowey
Lucas
Lynch
Maloney
Marchant
Markey
Marshall
Matsui
McCarthy
McCaul (TX)
McCollum (MN)
McCrery
McDermott
McGovern
McIntyre
McKeon
McKinney
McMorris
McNulty
Meehan
Meek (FL)
Meeks (NY)
Melancon
Michaud
Millender-McDonald
Miller (MI)
Miller (NC)
Miller, George
Mollohan
Moore (KS)
Moore (WI)
Moran (KS)
Moran (VA)
Murphy
Murtha
Musgrave
Nadler
Napolitano
Neal (MA)
Neugebauer
Ney
Northup
Nunes
Nussle
Oberstar
Obey
Olver
Ortiz
Osborne
Owens
Oxley
Pallone
Pascrell
Pastor
Pearce
Pelosi
Peterson (MN)
Peterson (PA)
Pickering
Platts
Poe
Pombo
Pomeroy
Porter
Price (NC)
Pryce (OH)
Putnam
Rahall
Rangel
Regula
Rehberg
Reichert
Renzi
Reyes
Reynolds
Rogers (AL)
Rogers (KY)
Ros-Lehtinen
Ross
Roybal-Allard
Ruppersberger
Ryan (OH)
Ryun (KS)
Sabo
Salazar
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Saxton
Schakowsky
Schiff
Schmidt
Schwartz (PA)
Schwarz (MI)
Scott (GA)
Scott (VA)
Serrano
Shaw
Sherman
Sherwood
Simmons
Simpson
Skelton
Slaughter
Smith (NJ)
Smith (TX)

Smith (WA)
Sodrel
Solis
Souder
Spratt
Stark
Strickland
Stupak
Sweeney
Tauscher
Taylor (NC)
Thomas
Thompson (CA)
Thompson (MS)
Thornberry
Tiahrt
Tierney
Towns
Turner
Udall (CO)
Udall (NM)
Upton
Van Hollen
Velázquez
Visclosky
Walden (OR)
Walsh
Wamp
Wasserman Schultz
Waters
Watson
Watt
Waxman
Weiner
Weldon (FL)
Weldon (PA)
Weller
Wexler
Whitfield
Wicker
Wilson (NM)
Wolf
Woolsey
Wu
Wynn
Young (AK)

NOT VOTING—11

Brown, Corrine
Davis (FL)
Evans
Hunter
Issa
Istook
Kennedy (RI)
Larson (CT)
McHugh
Payne
Snyder

So the amendment was not agreed to.

¶45.29 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment numbered 6 submitted by Mr. BLUMENAUER:

At the end of the bill (before the short title), add the following new section:

SEC. 7____. None of the funds appropriated or otherwise made available by this Act may be used to to pay the salaries and expenses of personnel who make loans available under section 156 of the Federal Agriculture Improvement and Reform Act of 1996 (7 U.S.C. 7272) to processors of domestically grown sugarcane at a rate in excess of 17 cents per pound for raw cane sugar or to processors of domestically grown sugar beets at a rate in excess of 21.6 cents per pound for refined beet sugar.

It was decided in the negative ..... { Yeas ..... 135 / Nays ..... 281 }

¶45.30 [Roll No. 187]

AYES—135

Allen
Andrews
Bean
Berkley
Berman
Biggert
Bilirakis
Bishop (NY)
Blackburn
Blumenauer
Boehlert
Bono
Boucher
Bradley (NH)
Brown-Waite, Ginny
Campbell (CA)
Capps
Capuano
Castle
Chabot
Chocola
Cooper
Davis (IL)
Davis (KY)
Davis, Tom
Deal (GA)
DeGette
DeLay
Dent
Doggett
Doyle
Drake
Duncan
Ehlers
Emanuel
English (PA)
Eshoo
Ferguson
Fitzpatrick (PA)
Flake
Forbes
Fossella
Frank (MA)
Franks (AZ)
Frelinghuysen
Gibbons
Gingrey
Gohmert
Gordon
Green (WI)
Gutierrez
Hart
Hayworth
Hefley
Hensarling
Hoekstra
Holt
Hostettler
Inglis (SC)
Israel
Jackson (IL)
Johnson (CT)
Johnson, Sam
Kanjorski
Keller
Kelly
Kind
Kingston
Kirk
Kolbe
Kuhl (NY)
Langevin
Lee
Lewis (KY)
Linder
Lipinski
LoBiondo
Lowey
Manzullo
Markey
Matheson
McKinney
McNulty
Meehan
Meeks (NY)
Miller, George
Moore (WI)
Moran (VA)
Neal (MA)
Northup
Owens
Pallone
Pascrell
Paul
Pence
Peterson (PA)
Petri
Platts
Price (GA)
Pryce (OH)
Ramstad
Rogers (KY)
Rohrabacher
Royce
Rush
Ryan (WI)
Sanchez, Loretta
Schakowsky
Schiff
Schwartz (PA)
Sensenbrenner
Sessions
Shadegg
Shaw
Shays
Shuster
Smith (NJ)
Smith (WA)
Souder
Stark
Stearns
Sweeney
Tancredo
Tauscher
Tiberi
Tierney
Udall (NM)
Van Hollen
Wamp
Waters
Watson
Waxman
Weiner
Westmoreland
Young (FL)

NOES—281

Abercrombie
Ackerman
Aderholt
Akin
Alexander
Baca
Bachus
Baird
Baker
Baldwin
Barrett (SC)
Barrow
Bartlett (MD)
Barton (TX)
Beauprez
Becerra
Berry
Bishop (GA)
Bishop (UT)
Blunt
Boehner
Bonilla
Bonner
Boozman
Boren
Boswell
Boustany
Boyd
Brady (PA)
Brady (TX)
Brown (OH)
Brown (SC)
Burgess
Burton (IN)
Butterfield
Buyer
Calvert
Camp (MI)
Cannon
Cantor
Capito
Cardin
Cardoza
Carnahan
Carson
Carter
Case
Chandler
Clay
Cleaver
Clyburn
Coble
Cole (OK)
Conaway
Conyers
Costa
Costello
Cramer
Crenshaw
Crowley
Cubin
Cuellar
Culberson
Cummings
Davis (AL)
Davis (TN)
Davis, Jo Ann
DeFazio
Delahunt
DeLauro
Diaz-Balart, L.
Diaz-Balart, M.
Dicks
Dingell
Doolittle
Dreier
Edwards
Emerson
Engel
Etheridge
Everett
Farr
Fattah
Feeney
Filner
Foley
Ford
Fortenberry
Foxx
Gallegly
Garrett (NJ)
Gerlach
Gilchrest
Gillmor
Gonzalez
Goode
Goodlatte
Granger
Graves
Green, Al
Green, Gene
Grijalva
Gutknecht
Hall
Harman
Harris
Hastings (FL)
Hastings (WA)
Hayes
Herger
Herseth
Higgins
Hinchey
Hinojosa
Hobson
Holden
Honda
Hooley
Hulshof
Hyde
Inslee
Istook
Jackson-Lee (TX)
Jefferson
Jenkins
Jindal
Johnson (IL)
Johnson, E. B.
Jones (NC)
Jones (OH)
Kaptur
Kennedy (MN)
Kildee
Kilpatrick (MI)
King (IA)
King (NY)
Kline
Knollenberg
Kucinich
LaHood
Lantos
Larsen (WA)
Latham
LaTourette
Leach
Levin
Lewis (CA)
Lewis (GA)
Lofgren, Zoe
Lucas
Lungren, Daniel E.
Lynch
Mack
Maloney
Marchant
Marshall
Matsui
McCarthy
McCaul (TX)
McCollum (MN)
McCotter
McCrery
McDermott
McGovern
McHugh
McIntyre
McKeon
McMorris
Meek (FL)
Melancon
Mica
Michaud
Miller (FL)
Miller (MI)
Miller (NC)
Miller, Gary
Mollohan
Moore (KS)
Moran (KS)
Murphy
Murtha
Musgrave
Myrick
Nadler
Napolitano
Neugebauer
Ney
Norwood
Nunes
Nussle
Oberstar
Obey
Olver
Ortiz
Osborne
Otter
Oxley
Pastor
Pearce
Pelosi
Peterson (MN)
Pickering
Pitts
Poe
Pombo
Pomeroy
Porter
Price (NC)
Putnam
Rahall
Rangel
Regula
Rehberg
Reichert
Renzi
Reyes
Reynolds
Rogers (AL)
Rogers (MI)
Ros-Lehtinen
Ross
Rothman
Roybal-Allard
Ruppersberger
Ryan (OH)
Ryun (KS)
Sabo
Salazar
Sánchez, Linda T.
Sanders
Saxton
Schmidt
Schwarz (MI)
Scott (GA)
Scott (VA)
Serrano
Sherman
Sherwood
Shimkus
Simpson
Skelton
Slaughter
Smith (TX)
Sodrel
Solis
Spratt
Strickland
Stupak
Sullivan
Tanner
Taylor (MS)
Taylor (NC)
Terry
Thomas
Thompson (CA)
Thompson (MS)
Thornberry
Tiahrt
Towns
Turner
Udall (CO)
Upton
Velázquez
Visclosky
Walden (OR)
Walsh
Wasserman Schultz
Watt
Weldon (FL)
Weldon (PA)
Weller
Wexler
Whitfield
Wicker
Wilson (NM)
Wilson (SC)
Wolf
Woolsey
Wu
Wynn
Young (AK)

NOT VOTING—16

Bass
Brown, Corrine
Davis (CA)
Davis (FL)
Evans
Hoyer
Hunter
Issa
Kennedy (RI)
Larson (CT)
McHenry
Millender-McDonald
Payne
Radanovich
Simmons
Snyder

So the amendment was not agreed to.

¶45.31 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment numbered 13 submitted by Mr. GUTKNECHT:

At the end of the bill (before the short title), insert the following new section:

SEC. 7____. (a) LIMITATION ON USE OF FUNDS.—None of the funds appropriated or otherwise made available by this Act shall be used to implement the limitation in section 720 of this Act.

(b) CORRESPONDING REDUCTION IN FUNDS.—The amounts otherwise provided by this Act are revised by reducing the amount made available for ''AGRICULTURAL RESEARCH SERVICE—BUILDINGS AND FACILITIES'' and the amount made available for ''COOPERATIVE STATE RESEARCH, EDUCATION, AND EXTENSION SERVICE—RESEARCH AND EDUCATION ACTIVITIES'' by $65,319,000 and $16,681,000, respectively.

It was decided in the negative ..... { Yeas ..... 185 / Nays ..... 235 }

¶45.32 [Roll No. 188]

AYES—185

Akin
Andrews
Baca
Bachus
Baldwin
Bass
Bean
Becerra
Berkley
Berman
Biggert
Bishop (NY)
Boehner
Bono
Bradley (NH)
Brady (PA)
Brown (OH)
Brown-Waite, Ginny
Butterfield
Camp (MI)
Campbell (CA)
Capps
Cardin
Carnahan
Carson
Case
Castle
Chabot
Chandler
Clay
Clyburn
Costello
Cummings
Davis (CA)
Davis (IL)
Davis, Jo Ann
Davis, Tom
DeGette
Delahunt
DeLauro
Doggett
Doyle
Ehlers
Emanuel
English (PA)
Eshoo
Fattah
Ferguson
Fitzpatrick (PA)
Ford
Fortenberry
Fossella
Frank (MA)
Franks (AZ)
Gerlach
Gibbons
Gonzalez
Gordon
Green (WI)
Green, Al
Green, Gene
Grijalva
Gutierrez
Gutknecht
Harman
Harris
Holden
Holt
Honda
Inglis (SC)
Israel
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Jenkins
Johnson (CT)
Johnson (IL)
Johnson, E. B.
Jones (NC)
Jones (OH)
Kanjorski
Kelly
Kennedy (MN)
Kilpatrick (MI)
Kind
King (IA)
King (NY)
Kingston
Kirk
Kline
Kucinich
Kuhl (NY)
Langevin
Leach
Lee
Lewis (GA)
Lipinski
LoBiondo
Lofgren, Zoe
Lynch
Markey
Marshall
Matheson
Matsui
McCarthy
McCollum (MN)
McCrery
McGovern
McKinney
Meehan
Miller (MI)
Miller (NC)
Miller, George
Mollohan
Moore (WI)
Moran (VA)
Murtha
Myrick
Nadler
Napolitano
Neal (MA)
Nussle
Oberstar
Obey
Olver
Ortiz
Osborne
Owens
Pallone
Pascrell
Paul
Pelosi
Peterson (MN)
Petri
Platts
Porter
Price (GA)
Price (NC)
Pryce (OH)
Ramstad
Reyes
Rohrabacher
Rothman
Roybal-Allard
Royce
Ruppersberger
Rush
Ryan (WI)
Sabo
Sanchez, Loretta
Sanders
Schakowsky
Schiff
Schwartz (PA)
Schwarz (MI)
Scott (GA)
Scott (VA)
Sensenbrenner
Sessions
Shays
Sherman
Slaughter
Smith (NJ)

Smith (WA)
Solis
Souder
Stearns
Stupak
Sweeney
Tancredo
Tanner
Tauscher
Thompson (CA)
Thompson (MS)
Tiberi
Upton
Van Hollen
Visclosky
Wasserman Schultz
Weldon (PA)
Weller
Westmoreland
Wexler
Woolsey
Wynn

NOES—235

Abercrombie
Ackerman
Aderholt
Alexander
Allen
Baird
Baker
Barrett (SC)
Barrow
Bartlett (MD)
Barton (TX)
Beauprez
Berry
Bilirakis
Bishop (GA)
Bishop (UT)
Blackburn
Blumenauer
Blunt
Boehlert
Bonilla
Bonner
Boozman
Boren
Boswell
Boucher
Boustany
Boyd
Brady (TX)
Brown (SC)
Burgess
Burton (IN)
Buyer
Calvert
Cannon
Cantor
Capito
Capuano
Cardoza
Carter
Chocola
Cleaver
Coble
Cole (OK)
Conaway
Conyers
Cooper
Costa
Cramer
Crenshaw
Crowley
Cubin
Cuellar
Davis (AL)
Davis (KY)
Davis (TN)
Deal (GA)
DeFazio
DeLay
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Dicks
Dingell
Doolittle
Drake
Dreier
Duncan
Edwards
Emerson
Engel
Etheridge
Everett
Farr
Feeney
Filner
Flake
Foley
Forbes
Foxx
Frelinghuysen
Gallegly
Garrett (NJ)
Gilchrest
Gillmor
Gingrey
Gohmert
Goode
Goodlatte
Granger
Graves
Hall
Hart
Hastings (FL)
Hastings (WA)
Hayes
Hayworth
Hefley
Hensarling
Herger
Herseth
Higgins
Hinchey
Hinojosa
Hobson
Hoekstra
Hooley
Hostettler
Hoyer
Hulshof
Hyde
Inslee
Istook
Jindal
Johnson, Sam
Kaptur
Kildee
Knollenberg
Kolbe
LaHood
Lantos
Larsen (WA)
Latham
LaTourette
Levin
Lewis (CA)
Lewis (KY)
Linder
Lowey
Lucas
Lungren, Daniel E.
Mack
Maloney
Manzullo
Marchant
McCaul (TX)
McCotter
McDermott
McHenry
McHugh
McIntyre
McKeon
McMorris
McNulty
Meek (FL)
Meeks (NY)
Melancon
Mica
Michaud
Millender-McDonald
Miller (FL)
Miller, Gary
Moore (KS)
Moran (KS)
Murphy
Musgrave
Neugebauer
Ney
Northup
Norwood
Nunes
Otter
Pastor
Pearce
Pence
Peterson (PA)
Pickering
Pitts
Poe
Pombo
Pomeroy
Putnam
Radanovich
Rahall
Rangel
Regula
Rehberg
Reichert
Renzi
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Ros-Lehtinen
Ross
Ryan (OH)
Ryun (KS)
Salazar
Sánchez, Linda T.
Saxton
Schmidt
Serrano
Shadegg
Shaw
Sherwood
Shimkus
Shuster
Simmons
Simpson
Skelton
Smith (TX)
Sodrel
Spratt
Stark
Strickland
Sullivan
Taylor (MS)
Taylor (NC)
Terry
Thomas
Thornberry
Tiahrt
Tierney
Towns
Turner
Udall (CO)
Udall (NM)
Velázquez
Walden (OR)
Walsh
Wamp
Waters
Watson
Watt
Waxman
Weiner
Weldon (FL)
Whitfield
Wicker
Wilson (NM)
Wilson (SC)
Wolf
Wu
Young (AK)
Young (FL)

NOT VOTING—12

Brown, Corrine
Culberson
Davis (FL)
Evans
Hunter
Issa
Keller
Kennedy (RI)
Larson (CT)
Oxley
Payne
Snyder

So the amendment was not agreed to.

After some further time,

¶45.33 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment submitted by Mr. GARRETT of New Jersey:

Page 82, after line 14, insert the following:

SEC. 853. None of the funds provided under the heading ''TITLE IV—DOMESTIC FOOD PROGRAMS--FOOD STAMP PROGRAM'' shall be expended in contravention of section 213a of the Immigration and Nationality Act (8 U.S.C. 1183a).

It was decided in the affirmative { Yeas ..... 266 / Nays ..... 153 }

¶45.34 [Roll No. 189]

AYES—266

Aderholt
Akin
Alexander
Bachus
Baker
Barrett (SC)
Barrow
Bartlett (MD)
Barton (TX)
Bass
Bean
Beauprez
Berkley
Berry
Biggert
Bilirakis
Bishop (GA)
Bishop (UT)
Blackburn
Blunt
Boehlert
Boehner
Bonilla
Bonner
Bono
Boozman
Boren
Boswell
Boucher
Boustany
Boyd
Bradley (NH)
Brady (TX)
Brown (SC)
Burgess
Burton (IN)
Buyer
Calvert
Camp (MI)
Campbell (CA)
Cannon
Cantor
Capito
Carter
Case
Castle
Chabot
Chandler
Chocola
Coble
Cole (OK)
Conaway
Cooper
Cramer
Crenshaw
Cubin
Culberson
Davis (CA)
Davis (KY)
Davis (TN)
Davis, Jo Ann
Davis, Tom
Deal (GA)
DeFazio
Dent
Doolittle
Drake
Dreier
Duncan
Edwards
Emerson
English (PA)
Etheridge
Everett
Feeney
Flake
Foley
Forbes
Ford
Fortenberry
Fossella
Foxx
Franks (AZ)
Frelinghuysen
Gallegly
Garrett (NJ)
Gerlach
Gibbons
Gilchrest
Gillmor
Gingrey
Gohmert
Goode
Goodlatte
Gordon
Granger
Graves
Green (WI)
Gutknecht
Hall
Harris
Hart
Hastings (WA)
Hayes
Hayworth
Hefley
Hensarling
Herger
Herseth
Hobson
Hoekstra
Holden
Hooley
Hostettler
Hulshof
Hyde
Inglis (SC)
Istook
Jenkins
Jindal
Johnson (CT)
Johnson (IL)
Johnson, Sam
Jones (NC)
Kanjorski
Keller
Kelly
Kennedy (MN)
Kind
King (IA)
King (NY)
Kingston
Kirk
Kline
Knollenberg
Kolbe
Kuhl (NY)
LaHood
Latham
LaTourette
Lewis (CA)
Lewis (KY)
Linder
LoBiondo
Lucas
Lungren, Daniel E.
Lynch
Mack
Manzullo
Marchant
Marshall
Matheson
McCaul (TX)
McCotter
McCrery
McHenry
McHugh
McIntyre
McKeon
McMorris
Melancon
Mica
Miller (FL)
Miller (MI)
Miller (NC)
Miller, Gary
Mollohan
Moore (KS)
Moran (KS)
Murphy
Murtha
Musgrave
Myrick
Neugebauer
Ney
Northup
Norwood
Nunes
Nussle
Oberstar
Obey
Osborne
Otter
Oxley
Paul
Pearce
Pence
Peterson (MN)
Peterson (PA)
Petri
Pickering
Pitts
Platts
Poe
Pombo
Pomeroy
Price (GA)
Price (NC)
Pryce (OH)
Putnam
Radanovich
Rahall
Ramstad
Regula
Rehberg
Reichert
Renzi
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Ross
Royce
Ryan (WI)
Ryun (KS)
Sabo
Saxton
Schmidt
Schwarz (MI)
Scott (GA)
Sensenbrenner
Sessions
Shadegg
Shaw
Shays
Sherwood
Shimkus
Shuster
Simmons
Simpson
Skelton
Smith (TX)
Sodrel
Souder
Spratt
Stearns
Sullivan
Sweeney
Tancredo
Tanner
Taylor (MS)
Terry
Thomas
Thompson (CA)
Thornberry
Tiahrt
Tiberi
Tierney
Turner
Upton
Visclosky
Walden (OR)
Walsh
Wamp
Weldon (FL)
Weldon (PA)
Weller
Westmoreland
Whitfield
Wicker
Wilson (NM)
Wilson (SC)
Wolf
Young (AK)
Young (FL)

NOES—153

Abercrombie
Ackerman
Allen
Andrews
Baca
Baird
Baldwin
Becerra
Berman
Bishop (NY)
Blumenauer
Brady (PA)
Brown (OH)
Butterfield
Capps
Capuano
Cardin
Cardoza
Carnahan
Carson
Clay
Cleaver
Clyburn
Conyers
Costa
Costello
Crowley
Cuellar
Cummings
Davis (AL)
Davis (IL)
DeGette
Delahunt
DeLauro
Diaz-Balart, L.
Diaz-Balart, M.
Dicks
Dingell
Doggett
Doyle
Ehlers
Emanuel
Engel
Eshoo
Farr
Fattah
Ferguson
Filner
Fitzpatrick (PA)
Frank (MA)
Gonzalez
Green, Al
Green, Gene
Grijalva
Gutierrez
Harman
Hastings (FL)
Higgins
Hinchey
Hinojosa
Holt
Honda
Hoyer
Inslee
Israel
Jackson (IL)
Jackson-Lee (TX)
Johnson, E. B.
Jones (OH)
Kaptur
Kildee
Kilpatrick (MI)
Kucinich
Langevin
Lantos
Larsen (WA)
Leach
Lee
Levin
Lewis (GA)
Lipinski
Lofgren, Zoe
Lowey
Maloney
Markey
Matsui
McCarthy
McCollum (MN)
McDermott
McGovern
McKinney
McNulty
Meehan
Meek (FL)
Meeks (NY)
Michaud
Millender-McDonald
Miller, George
Moore (WI)
Moran (VA)
Nadler
Napolitano
Neal (MA)
Olver
Ortiz
Owens
Pallone
Pascrell
Pastor
Pelosi
Porter
Rangel
Reyes
Ros-Lehtinen
Rothman
Roybal-Allard
Ruppersberger
Rush
Ryan (OH)
Salazar
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Schakowsky
Schiff
Schwartz (PA)
Scott (VA)
Serrano
Sherman
Slaughter
Smith (NJ)
Smith (WA)
Solis
Stark
Strickland
Stupak
Tauscher
Thompson (MS)
Towns
Udall (CO)
Udall (NM)
Van Hollen
Velázquez
Wasserman Schultz
Waters
Watson
Watt
Waxman
Weiner
Wexler
Woolsey
Wu
Wynn

NOT VOTING—13

Brown, Corrine
Brown-Waite, Ginny
Davis (FL)
DeLay
Evans
Hunter
Issa
Jefferson
Kennedy (RI)
Larson (CT)
Payne
Snyder
Taylor (NC)

So the amendment was agreed to.

¶45.35 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment submitted by Mr. FLAKE:

At the end of the bill, before the short title, insert the following:

SEC. ____. None of the funds made available by this Act may be used to fund dairy education in Iowa.

It was decided in the negative { Yeas ..... 92 / Nays ..... 325 }

¶45.36 [Roll No. 190]

AYES—92

Akin
Andrews
Barrett (SC)
Bartlett (MD)
Barton (TX)
Bass
Bean
Bilirakis
Blackburn
Blumenauer
Bradley (NH)
Brown (SC)

Brown-Waite, Ginny
Buyer
Campbell (CA)
Castle
Chabot
Chocola
Coble
Cooper
Cubin
Davis, Jo Ann
Davis, Tom
Deal (GA)
Doggett
Duncan
Ehlers
Eshoo
Everett
Feeney
Ferguson
Flake
Ford
Fossella
Frank (MA)
Franks (AZ)
Garrett (NJ)
Gibbons
Gingrey
Green (WI)
Gutknecht
Harris
Hayworth
Hefley
Hensarling
Holt
Inglis (SC)
Jindal
Johnson, Sam
Jones (NC)
Keller
Kelly
Kennedy (MN)
Kline
Lewis (KY)
Lofgren, Zoe
Mack
Marchant
Matheson
McHenry
Meehan
Miller (FL)
Miller, Gary
Myrick
Norwood
Otter
Owens
Pallone
Paul
Pence
Petri
Pitts
Platts
Poe
Price (GA)
Ramstad
Rohrabacher
Royce
Ryan (WI)
Sensenbrenner
Sessions
Shadegg
Shaw
Smith (WA)
Stearns
Sullivan
Tancredo
Tiberi
Udall (CO)
Van Hollen
Westmoreland
Whitfield

NOES—325

Abercrombie
Aderholt
Alexander
Allen
Baca
Bachus
Baird
Baker
Baldwin
Barrow
Beauprez
Becerra
Berkley
Berman
Berry
Biggert
Bishop (GA)
Bishop (NY)
Bishop (UT)
Blunt
Boehlert
Boehner
Bonilla
Bonner
Bono
Boozman
Boren
Boswell
Boucher
Boustany
Boyd
Brady (PA)
Brady (TX)
Brown (OH)
Burgess
Burton (IN)
Butterfield
Calvert
Camp (MI)
Cannon
Capito
Capps
Capuano
Cardin
Cardoza
Carnahan
Carson
Carter
Case
Chandler
Clay
Cleaver
Clyburn
Cole (OK)
Conaway
Conyers
Costa
Costello
Cramer
Crenshaw
Crowley
Cuellar
Culberson
Cummings
Davis (AL)
Davis (CA)
Davis (IL)
Davis (KY)
Davis (TN)
DeFazio
DeGette
Delahunt
DeLauro
DeLay
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Dicks
Dingell
Doolittle
Doyle
Drake
Dreier
Edwards
Emanuel
Emerson
Engel
English (PA)
Etheridge
Farr
Fattah
Filner
Fitzpatrick (PA)
Foley
Forbes
Fortenberry
Foxx
Frelinghuysen
Gallegly
Gerlach
Gilchrest
Gillmor
Gohmert
Gonzalez
Goode
Goodlatte
Gordon
Granger
Graves
Green, Al
Green, Gene
Grijalva
Gutierrez
Hall
Harman
Hart
Hastings (FL)
Hastings (WA)
Hayes
Herger
Herseth
Hinchey
Hinojosa
Hobson
Hoekstra
Holden
Honda
Hooley
Hostettler
Hoyer
Hulshof
Hyde
Inslee
Israel
Istook
Jackson (IL)
Jackson-Lee (TX)
Jenkins
Johnson (CT)
Johnson (IL)
Johnson, E. B.
Jones (OH)
Kanjorski
Kaptur
Kildee
Kilpatrick (MI)
Kind
King (IA)
King (NY)
Kingston
Kirk
Knollenberg
Kolbe
Kucinich
Kuhl (NY)
LaHood
Langevin
Lantos
Larsen (WA)
Latham
LaTourette
Leach
Lee
Levin
Lewis (CA)
Lewis (GA)
Linder
Lipinski
LoBiondo
Lowey
Lucas
Lungren, Daniel E.
Lynch
Maloney
Manzullo
Markey
Marshall
Matsui
McCarthy
McCaul (TX)
McCollum (MN)
McCotter
McCrery
McDermott
McGovern
McHugh
McIntyre
McKeon
McKinney
McNulty
Meek (FL)
Meeks (NY)
Melancon
Mica
Michaud
Millender-McDonald
Miller (MI)
Miller (NC)
Miller, George
Mollohan
Moore (KS)
Moore (WI)
Moran (KS)
Moran (VA)
Murphy
Murtha
Musgrave
Nadler
Napolitano
Neal (MA)
Neugebauer
Ney
Northup
Nunes
Nussle
Oberstar
Obey
Olver
Ortiz
Osborne
Oxley
Pascrell
Pastor
Pearce
Pelosi
Peterson (MN)
Peterson (PA)
Pickering
Pombo
Pomeroy
Porter
Price (NC)
Pryce (OH)
Putnam
Radanovich
Rahall
Rangel
Regula
Rehberg
Reichert
Renzi
Reyes
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Ros-Lehtinen
Ross
Rothman
Roybal-Allard
Ruppersberger
Rush
Ryan (OH)
Ryun (KS)
Sabo
Salazar
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Saxton
Schakowsky
Schiff
Schmidt
Schwartz (PA)
Schwarz (MI)
Scott (GA)
Scott (VA)
Serrano
Shays
Sherman
Sherwood
Shimkus
Shuster
Simmons
Simpson
Skelton
Slaughter
Smith (NJ)
Smith (TX)
Sodrel
Solis
Souder
Spratt
Stark
Strickland
Stupak
Sweeney
Tanner
Tauscher
Taylor (MS)
Terry
Thomas
Thompson (CA)
Thompson (MS)
Thornberry
Tiahrt
Tierney
Towns
Turner
Udall (NM)
Upton
Velázquez
Visclosky
Walden (OR)
Walsh
Wamp
Wasserman Schultz
Waters
Watson
Watt
Waxman
Weiner
Weldon (FL)
Weldon (PA)
Weller
Wexler
Wicker
Wilson (NM)
Wilson (SC)
Wolf
Woolsey
Wu
Wynn
Young (AK)
Young (FL)

NOT VOTING—15

Ackerman
Brown, Corrine
Cantor
Davis (FL)
Evans
Higgins
Hunter
Issa
Jefferson
Kennedy (RI)
Larson (CT)
McMorris
Payne
Snyder
Taylor (NC)

So the amendment was not agreed to.

¶45.37 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment submitted by Mr. FLAKE:

At the end of the bill, before the short title, insert the following:

SEC. ____. None of the funds made available by this Act may be used to fund the Hydroponic Tomato Production, Ohio grant.

It was decided in the negative ..... { Yeas ..... 90 / Nays 328

¶45.38 [Roll No. 191]

AYES—90

Akin
Barrett (SC)
Bartlett (MD)
Bass
Bean
Beauprez
Biggert
Bilirakis
Bishop (UT)
Blackburn
Blumenauer
Bradley (NH)
Brown (SC)
Brown-Waite, Ginny
Burton (IN)
Buyer
Campbell (CA)
Chabot
Chocola
Coble
Cooper
Cubin
Davis, Jo Ann
Davis, Tom
Deal (GA)
Doggett
Duncan
Ehlers
Eshoo
Everett
Feeney
Ferguson
Flake
Fossella
Franks (AZ)
Garrett (NJ)
Gerlach
Gibbons
Gohmert
Green (WI)
Gutknecht
Harris
Hayworth
Hefley
Hensarling
Inglis (SC)
Jindal
Johnson, Sam
Jones (NC)
Keller
Kelly
Kennedy (MN)
King (IA)
Kline
Lewis (KY)
Lofgren, Zoe
Lungren, Daniel E.
Mack
Maloney
Matheson
McHenry
Miller (FL)
Miller, Gary
Myrick
Norwood
Otter
Paul
Pence
Petri
Pitts
Platts
Poe
Price (GA)
Ramstad
Rohrabacher
Royce
Ryan (WI)
Sensenbrenner
Sessions
Shadegg
Smith (WA)
Stearns
Sullivan
Tancredo
Taylor (MS)
Terry
Tiberi
Velázquez
Westmoreland
Whitfield

NOES—328

Abercrombie
Aderholt
Alexander
Allen
Andrews
Baca
Bachus
Baird
Baker
Baldwin
Barrow
Barton (TX)
Becerra
Berkley
Berman
Berry
Bishop (GA)
Bishop (NY)
Blunt
Boehlert
Boehner
Bonilla
Bonner
Bono
Boozman
Boren
Boswell
Boucher
Boustany
Boyd
Brady (PA)
Brady (TX)
Brown (OH)
Burgess
Butterfield
Calvert
Camp (MI)
Cannon
Cantor
Capito
Capps
Capuano
Cardin
Cardoza
Carnahan
Carson
Carter
Case
Castle
Chandler
Clay
Cleaver
Clyburn
Cole (OK)
Conaway
Conyers
Costa
Costello
Cramer
Crenshaw
Crowley
Cuellar
Culberson
Cummings
Davis (AL)
Davis (CA)
Davis (IL)
Davis (KY)
Davis (TN)
DeFazio
DeGette
Delahunt
DeLauro
DeLay
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Dicks
Dingell
Doolittle
Doyle
Drake
Dreier
Edwards
Emanuel
Emerson
Engel
English (PA)
Etheridge
Farr
Fattah
Filner
Fitzpatrick (PA)
Foley
Forbes
Ford
Fortenberry
Foxx
Frank (MA)
Frelinghuysen
Gallegly
Gilchrest
Gillmor
Gonzalez
Goode
Goodlatte
Gordon
Granger
Graves
Green, Al
Green, Gene
Grijalva
Gutierrez
Hall
Harman
Hart
Hastings (FL)
Hastings (WA)
Hayes
Herger
Herseth
Higgins
Hinchey
Hinojosa
Hobson
Hoekstra
Holden
Holt
Honda
Hooley
Hostettler
Hoyer
Hulshof
Hyde
Inslee
Israel
Istook
Jackson (IL)
Jackson-Lee (TX)
Jenkins
Johnson (CT)
Johnson (IL)
Johnson, E. B.
Jones (OH)
Kanjorski
Kaptur
Kildee
Kilpatrick (MI)
Kind
King (NY)
Kingston
Kirk
Knollenberg
Kolbe
Kucinich
Kuhl (NY)
LaHood
Langevin
Lantos
Larsen (WA)
Latham
LaTourette
Leach
Lee
Levin
Lewis (CA)
Lewis (GA)
Linder
Lipinski
LoBiondo
Lowey
Lucas
Lynch
Manzullo
Marchant
Markey
Marshall
Matsui
McCarthy
McCaul (TX)
McCollum (MN)
McCotter
McCrery
McDermott
McGovern
McHugh
McIntyre
McKeon
McKinney
McNulty
Meehan
Meek (FL)
Meeks (NY)
Melancon
Mica
Michaud
Millender-McDonald
Miller (MI)
Miller (NC)
Miller, George
Mollohan
Moore (KS)
Moore (WI)
Moran (KS)
Moran (VA)
Murphy
Murtha
Musgrave
Nadler
Napolitano
Neal (MA)
Neugebauer
Ney
Northup
Nunes
Nussle
Oberstar
Obey
Olver
Ortiz
Osborne
Owens
Oxley
Pallone
Pascrell
Pastor
Pearce
Pelosi
Peterson (MN)
Peterson (PA)
Pickering
Pombo
Pomeroy
Porter
Price (NC)
Pryce (OH)
Putnam
Radanovich
Rahall
Rangel
Regula
Rehberg
Reichert
Renzi
Reyes
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Ros-Lehtinen
Ross
Rothman
Roybal-Allard
Ruppersberger
Rush
Ryan (OH)
Ryun (KS)
Sabo
Salazar
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Saxton
Schakowsky
Schiff
Schmidt
Schwartz (PA)
Schwarz (MI)
Scott (GA)
Scott (VA)
Serrano
Shaw
Shays
Sherman
Sherwood
Shimkus
Shuster
Simmons
Simpson
Skelton
Slaughter
Smith (NJ)
Smith (TX)
Sodrel
Solis
Souder
Spratt
Stark
Strickland
Stupak
Sweeney
Tanner
Tauscher

Thomas
Thompson (CA)
Thompson (MS)
Thornberry
Tiahrt
Tierney
Towns
Turner
Udall (CO)
Udall (NM)
Upton
Van Hollen
Visclosky
Walden (OR)
Walsh
Wamp
Wasserman Schultz
Waters
Watson
Watt
Waxman
Weiner
Weldon (FL)
Weldon (PA)
Weller
Wexler
Wicker
Wilson (NM)
Wilson (SC)
Wolf
Woolsey
Wu
Wynn
Young (AK)
Young (FL)

NOT VOTING—14

Ackerman
Brown, Corrine
Davis (FL)
Evans
Gingrey
Hunter
Issa
Jefferson
Kennedy (RI)
Larson (CT)
McMorris
Payne
Snyder
Taylor (NC)

So the amendment was not agreed to.

¶45.39 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment submitted by Mr. FLAKE:

At the end of the bill, before the short title, insert the following:

SEC. ____. None of the funds made available by this Act may be used to fund the National Grape and Wine Initiative.

It was decided in the negative { Yeas ..... 87 / Nays 328

¶45.40 [Roll No. 192]

AYES—87

Akin
Barrett (SC)
Bartlett (MD)
Barton (TX)
Bass
Bean
Beauprez
Bilirakis
Bishop (UT)
Blackburn
Bradley (NH)
Brown-Waite, Ginny
Buyer
Campbell (CA)
Castle
Chabot
Chocola
Coble
Cooper
Cubin
Davis, Jo Ann
Davis, Tom
Deal (GA)
Duncan
Ehlers
Everett
Feeney
Ferguson
Flake
Fossella
Frank (MA)
Franks (AZ)
Garrett (NJ)
Gibbons
Gingrey
Green (WI)
Gutknecht
Harris
Hayworth
Hefley
Hensarling
Inglis (SC)
Istook
Jindal
Johnson (IL)
Johnson, Sam
Jones (NC)
Keller
Kelly
Kennedy (MN)
King (IA)
Kline
Lewis (KY)
Mack
Marchant
Matheson
McHenry
McMorris
Miller (FL)
Myrick
Norwood
Obey
Otter
Paul
Pence
Petri
Pitts
Platts
Poe
Price (GA)
Pryce (OH)
Ramstad
Rohrabacher
Royce
Ryan (WI)
Sensenbrenner
Sessions
Shadegg
Shays
Smith (WA)
Sodrel
Stearns
Sullivan
Tancredo
Tiberi
Westmoreland
Whitfield

NOES—328

Abercrombie
Ackerman
Aderholt
Alexander
Allen
Andrews
Baca
Bachus
Baird
Baker
Baldwin
Barrow
Becerra
Berkley
Berman
Berry
Biggert
Bishop (GA)
Bishop (NY)
Blumenauer
Blunt
Boehlert
Boehner
Bonilla
Bonner
Bono
Boozman
Boren
Boswell
Boucher
Boustany
Boyd
Brady (PA)
Brady (TX)
Brown (OH)
Brown (SC)
Burgess
Burton (IN)
Butterfield
Calvert
Camp (MI)
Cannon
Cantor
Capito
Capps
Capuano
Cardin
Cardoza
Carnahan
Carson
Carter
Case
Chandler
Clay
Cleaver
Clyburn
Cole (OK)
Conaway
Conyers
Costa
Costello
Cramer
Crenshaw
Crowley
Cuellar
Culberson
Cummings
Davis (AL)
Davis (CA)
Davis (IL)
Davis (KY)
Davis (TN)
DeFazio
DeGette
Delahunt
DeLauro
DeLay
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Dicks
Dingell
Doggett
Doolittle
Doyle
Drake
Dreier
Edwards
Emanuel
Emerson
Engel
English (PA)
Eshoo
Etheridge
Farr
Filner
Fitzpatrick (PA)
Foley
Forbes
Ford
Fortenberry
Foxx
Frelinghuysen
Gallegly
Gerlach
Gilchrest
Gillmor
Gohmert
Gonzalez
Goode
Goodlatte
Gordon
Granger
Graves
Green, Al
Green, Gene
Grijalva
Gutierrez
Hall
Harman
Hart
Hastings (FL)
Hastings (WA)
Hayes
Herger
Herseth
Higgins
Hinchey
Hinojosa
Hobson
Hoekstra
Holden
Holt
Honda
Hooley
Hostettler
Hoyer
Hulshof
Hyde
Inslee
Israel
Jackson (IL)
Jackson-Lee (TX)
Jenkins
Johnson (CT)
Johnson, E. B.
Jones (OH)
Kanjorski
Kaptur
Kildee
Kilpatrick (MI)
Kind
King (NY)
Kingston
Kirk
Knollenberg
Kolbe
Kucinich
Kuhl (NY)
LaHood
Langevin
Lantos
Larsen (WA)
Latham
LaTourette
Leach
Lee
Levin
Lewis (CA)
Lewis (GA)
Linder
Lipinski
LoBiondo
Lofgren, Zoe
Lowey
Lucas
Lungren, Daniel E.
Lynch
Maloney
Manzullo
Markey
Marshall
Matsui
McCarthy
McCaul (TX)
McCollum (MN)
McCotter
McCrery
McDermott
McGovern
McHugh
McIntyre
McKeon
McKinney
McNulty
Meehan
Meek (FL)
Meeks (NY)
Melancon
Mica
Michaud
Millender-McDonald
Miller (MI)
Miller (NC)
Miller, Gary
Miller, George
Mollohan
Moore (KS)
Moore (WI)
Moran (KS)
Moran (VA)
Murphy
Murtha
Musgrave
Nadler
Napolitano
Neugebauer
Ney
Northup
Nunes
Nussle
Oberstar
Olver
Ortiz
Osborne
Owens
Oxley
Pallone
Pascrell
Pastor
Pearce
Pelosi
Peterson (MN)
Peterson (PA)
Pombo
Pomeroy
Porter
Price (NC)
Putnam
Radanovich
Rahall
Rangel
Regula
Rehberg
Reichert
Renzi
Reyes
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Ros-Lehtinen
Ross
Rothman
Roybal-Allard
Ruppersberger
Ryan (OH)
Ryun (KS)
Sabo
Salazar
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Saxton
Schakowsky
Schiff
Schmidt
Schwartz (PA)
Schwarz (MI)
Scott (GA)
Scott (VA)
Serrano
Shaw
Sherman
Sherwood
Shimkus
Shuster
Simmons
Simpson
Skelton
Slaughter
Smith (NJ)
Smith (TX)
Solis
Souder
Spratt
Stark
Strickland
Stupak
Sweeney
Tanner
Tauscher
Taylor (MS)
Terry
Thomas
Thompson (CA)
Thompson (MS)
Thornberry
Tiahrt
Tierney
Towns
Turner
Udall (CO)
Udall (NM)
Upton
Velázquez
Visclosky
Walden (OR)
Walsh
Wamp
Wasserman Schultz
Watson
Watt
Waxman
Weiner
Weldon (FL)
Weldon (PA)
Weller
Wexler
Wicker
Wilson (NM)
Wilson (SC)
Wolf
Woolsey
Wu
Wynn
Young (AK)
Young (FL)

NOT VOTING—17

Brown, Corrine
Davis (FL)
Evans
Fattah
Hunter
Issa
Jefferson
Kennedy (RI)
Larson (CT)
Neal (MA)
Payne
Pickering
Rush
Snyder
Taylor (NC)
Van Hollen
Waters

So the amendment was not agreed to.

The SPEAKER pro tempore, Mr. BASS, assumed the Chair.

When Mr. RYAN of Wisconsin, Chairman, reported that the Committee, having had under consideration said bill, had directed him to report the same back to the House with sundry amendments adopted by the Committee with the recommendation that the amendments be agreed to and that the bill, as amended, do pass.

Pursuant to House Resolution 830, the previous question was ordered on the amendments and the bill.

On motion of Mr. BONILLA, by unanimous consent,

Ordered, That the amendment by the gentleman from New York, Mr. ENGEL, be considered to have been adopted in the Committee of the Whole House on the state of the Union with the modifications placed at the desk.

The following amendments, reported from the Committee of the Whole House on the state of the Union, were agreed to:

Page 3, line 12, insert after the dollar amount the following: ''(reduced by $5,000,000)''.

Page 3, line 14, insert after the dollar amount the following: ''(reduced by $5,000,000)''.

Page 36, line 21, insert after the dollar amount the following: ''(increased by $5,000,000)''.

Page 36, line 22, insert after the dollar amount the following: ''(increased by $5,000,000)''.

Page 3, line 12, insert after the dollar amount the following: ''(reduced by $5,000,000)''.

Page 3, line 14, insert after the dollar amount the following: ''(reduced by $5,000,000)''.

Page 36, line 21, insert after the dollar amount the following: ''(increased by $5,000,000)''.

Page 36, line 22, insert after the dollar amount the following: ''(increased by $5,000,000)''.

Page 3, line 12, insert after the dollar amount the following: ''(reduced by $25,576,000)''.

Page 3, line 13, insert after the dollar amount the following: ''(reduced by $1,666,523)''.

Page 3, line 14, insert after the dollar amount the following: ''(reduced by $5,374,803)''.

Page 3, line 15, insert after the dollar amount the following: ''(reduced by $18,534,674)''.

Page 19, line 8, insert after the first dollar amount the following: ''(increased by $23,000,000)''.

Page 5, line 15, after the dollar amount, insert the following: ''(reduced by $3,145,000)''.

Page 17, line 14, after the dollar amount, insert the following: ''(increased by $3,145,000)''.

Page 17, line 24, after the dollar amount, insert the following: ''(increased by $3,145,000)''.

Page 9, line 10, insert after the first dollar amount the following: ''(reduced by $500,000)''.

Page 19, line 8, insert after the first dollar amount the following: ''(increased by $500,000)''.

Page 13, line 6, insert after the dollar amount the following: ''(reduced by $100,000)''.

Page 13, line 19, insert after the dollar amount the following: ''(reduced by $800,000)''.

Page 14, line 12, insert after the dollar amount the following: ''(increased by $700,000)''.

Page 18, line 16, insert after the dollar amount the following: ''(increased by $100,000)''.

Page 13, line 19, after the dollar amount, insert ''(decreased by $200,000)''.

Page 15, line 2, after the dollar amount, insert ''(increased by $200,000)''.

Page 27, line 1, strike ''after'' and insert ''before''.

Page 32, line 12, insert after the dollar amount the following: ''(reduced by $810,000)''.

Page 36, line 21, after the dollar amount, insert the following: ''(increased by $1,500,000) (reduced by $1,500,000)''.

At the end add:

Sec. ____. The limitation in section 721 shall not apply below a program level of $1,127,000,000.

Page 82, after line 14, insert the following:

SEC. 753. None of the funds provided by this Act for the Agricultural Research Service may be obligated or expended to reprogram programs and resources currently operating at Lane, Oklahoma.

At the end of the bill, before the short title, insert the following:

SEC. 753. None of the funds made available by this Act shall be used in contravention of the Federal buildings performance and reporting requirements of Executive Order 13123, the National Energy Conservation Policy Act, and the Energy Policy Act of 2005.

At the end of the bill (before the short title), add the following new section:

SEC. 7____. Not more than $3,600,000 of the funds made available in this Act under section 522(e) of the Federal Crop Insurance Act (7 U.S.C. 1522(e)) may be used for program compliance integrity under section 515 of such Act (7 U.S.C. 1515).

At the end of the bill (before the short title), insert the following:

SEC.—. None of the funds made available in this Act may be used in contravention of section 303 of the Energy Policy Act of 1992 (42 U.S.C. 13212).

At the end of the bill, insert after the last section (preceding the short title) the following section:

SEC. 753. Of the total amount made available in title VI in the first undesignated paragraph under the heading ''FOOD AND DRUG ADMINISTRATION—SALARIES AND EXPENSES'', $1,000,000 is available to the Center for Veterinary Medicine for application review activities to assure the safety of animal drugs with respect to antimicrobial resistance, pursuant to section 512 of the Federal Food, Drug and Cosmetic Act, in addition to all other allocations for such purpose made from such total amount.

Page 82, after line 14, insert the following:

SEC. 753. None of the funds made available in this Act may be used to send or otherwise pay for the attendance of more than 50 employees from a Federal department or agency at any single conference occurring outside the United States.

Page 82, after line 14, insert the following:

SEC. 853. None of the funds provided under the heading ''TITLE IV—DOMESTIC FOOD PROGRAMS--FOOD STAMP PROGRAM'' shall be expended in contravention of section 213a of the Immigration and Nationality Act (8 U.S.C. 1183a).

The bill, as amended, was ordered to be engrossed and read a third time, was read a third time by title.

The question being put,

Will the House pass said bill?

The SPEAKER pro tempore, Mr. BASS, announced that pursuant to clause 10 of rule XX, the yeas and nays were ordered, and the call was taken by electronic device.

It was decided in the affirmative { Yeas ..... 378 / Nays ..... 46 }

¶45.41 [Roll No. 193]

YEAS—378

Abercrombie
Ackerman
Aderholt
Akin
Alexander
Allen
Andrews
Baca
Bachus
Baird
Baker
Barrett (SC)
Barrow
Bartlett (MD)
Barton (TX)
Beauprez
Becerra
Berkley
Berman
Berry
Bilirakis
Bishop (GA)
Bishop (NY)
Bishop (UT)
Blunt
Boehlert
Boehner
Bonilla
Bonner
Bono
Boozman
Boren
Boswell
Boucher
Boustany
Boyd
Brady (PA)
Brady (TX)
Brown (OH)
Brown (SC)
Brown-Waite, Ginny
Burgess
Burton (IN)
Butterfield
Buyer
Calvert
Camp (MI)
Campbell (CA)
Cannon
Cantor
Capito
Capps
Cardin
Cardoza
Carnahan
Carson
Carter
Case
Castle
Chabot
Chandler
Chocola
Clay
Cleaver
Clyburn
Coble
Cole (OK)
Conaway
Cooper
Costa
Costello
Cramer
Crenshaw
Crowley
Cubin
Cuellar
Culberson
Cummings
Davis (AL)
Davis (CA)
Davis (IL)
Davis (KY)
Davis (TN)
Davis, Jo Ann
Davis, Tom
Deal (GA)
DeGette
DeLauro
DeLay
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Dicks
Dingell
Doolittle
Drake
Dreier
Duncan
Edwards
Ehlers
Emanuel
Emerson
Engel
English (PA)
Eshoo
Etheridge
Everett
Farr
Fattah
Filner
Fitzpatrick (PA)
Foley
Forbes
Ford
Fortenberry
Foxx
Frelinghuysen
Gallegly
Garrett (NJ)
Gerlach
Gilchrest
Gillmor
Gingrey
Gohmert
Gonzalez
Goode
Goodlatte
Gordon
Granger
Graves
Green, Al
Green, Gene
Grijalva
Gutierrez
Gutknecht
Hall
Harman
Harris
Hart
Hastings (FL)
Hastings (WA)
Hayes
Herger
Herseth
Higgins
Hinchey
Hinojosa
Hobson
Hoekstra
Holden
Holt
Honda
Hooley
Hostettler
Hoyer
Hulshof
Hunter
Hyde
Inglis (SC)
Inslee
Israel
Issa
Istook
Jackson (IL)
Jackson-Lee (TX)
Jenkins
Jindal
Johnson (CT)
Johnson (IL)
Johnson, E. B.
Johnson, Sam
Jones (NC)
Jones (OH)
Kaptur
Keller
Kelly
Kennedy (MN)
Kildee
Kilpatrick (MI)
King (IA)
King (NY)
Kingston
Kirk
Kline
Knollenberg
Kolbe
Kucinich
Kuhl (NY)
LaHood
Langevin
Lantos
Larsen (WA)
Latham
LaTourette
Leach
Levin
Lewis (CA)
Lewis (GA)
Lewis (KY)
Linder
Lipinski
LoBiondo
Lofgren, Zoe
Lowey
Lucas
Lungren, Daniel E.
Lynch
Mack
Maloney
Manzullo
Marchant
Marshall
Matsui
McCarthy
McCaul (TX)
McCollum (MN)
McCotter
McCrery
McDermott
McGovern
McHenry
McHugh
McIntyre
McKeon
McKinney
McMorris
McNulty
Meek (FL)
Meeks (NY)
Melancon
Mica
Michaud
Millender-McDonald
Miller (FL)
Miller (MI)
Miller (NC)
Miller, Gary
Mollohan
Moore (KS)
Moore (WI)
Moran (KS)
Murphy
Murtha
Musgrave
Myrick
Nadler
Napolitano
Neal (MA)
Neugebauer
Ney
Northup
Norwood
Nunes
Nussle
Olver
Ortiz
Osborne
Otter
Oxley
Pallone
Pascrell
Pastor
Pearce
Pelosi
Pence
Peterson (MN)
Peterson (PA)
Pickering
Pitts
Platts
Poe
Pombo
Pomeroy
Porter
Price (NC)
Pryce (OH)
Putnam
Radanovich
Rahall
Ramstad
Rangel
Regula
Rehberg
Reichert
Renzi
Reyes
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Ros-Lehtinen
Ross
Rothman
Roybal-Allard
Royce
Ruppersberger
Rush
Ryan (OH)
Ryun (KS)
Sabo
Salazar
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Saxton
Schakowsky
Schiff
Schmidt
Schwartz (PA)
Schwarz (MI)
Scott (GA)
Scott (VA)
Serrano
Sessions
Shaw
Sherman
Sherwood
Shimkus
Shuster
Simmons
Simpson
Skelton
Slaughter
Smith (NJ)
Smith (TX)
Smith (WA)
Sodrel
Solis
Souder
Spratt
Strickland
Stupak
Sullivan
Sweeney
Tanner
Tauscher
Taylor (MS)
Taylor (NC)
Terry
Thomas
Thompson (CA)
Thompson (MS)
Thornberry
Tiahrt
Tiberi
Tierney
Towns
Turner
Udall (CO)
Udall (NM)
Upton
Van Hollen
Velázquez
Visclosky
Walden (OR)
Walsh
Wamp
Wasserman Schultz
Waters
Watson
Watt
Waxman
Weiner
Weldon (FL)
Weldon (PA)
Weller
Westmoreland
Wexler
Whitfield
Wicker
Wilson (NM)
Wilson (SC)
Wolf
Woolsey
Wu
Wynn
Young (AK)
Young (FL)

NAYS—46

Baldwin
Bass
Bean
Biggert
Blackburn
Blumenauer
Bradley (NH)
Capuano
Conyers
DeFazio
Delahunt
Doggett
Doyle
Feeney
Ferguson
Flake
Fossella
Frank (MA)
Franks (AZ)
Gibbons
Green (WI)
Hayworth
Hefley
Hensarling
Kanjorski
Kind
Lee
Markey
Matheson
Meehan
Miller, George
Moran (VA)
Oberstar
Obey
Owens
Paul
Petri
Price (GA)
Rohrabacher
Ryan (WI)
Sensenbrenner
Shadegg
Shays
Stark
Stearns
Tancredo

NOT VOTING—8

Brown, Corrine
Davis (FL)
Evans
Jefferson
Kennedy (RI)
Larson (CT)
Payne
Snyder

So the bill was passed.

A motion to reconsider the vote whereby said bill was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

¶45.42 CLERK TO CORRECT ENGROSSMENT

On motion of Mr. BONILLA, by unanimous consent,

Ordered, That in the engrossment of the foregoing bill the Clerk be authorized to make technical corrections and conforming changes to the bill.

¶45.43 MESSAGE FROM THE SENATE

A message from the Senate by Ms. Curtis, one of its clerks, announced that the Senate disagreed to the amendments of the House of Representatives to the bill (S. 2349) ''An Act to provide greater transparency in the legislative process,'' requests a conference with the House on the disagreeing votes of the two Houses thereon, and appoints: Messrs. LOTT, STEVENS, MCCONNELL, DODD, and INOUYE, to be the conferees on the part of the Senate.

¶45.44 PROVIDING FOR CONSIDERATION OF H.R. 5427

Mr. HASTINGS of Washington, by direction of the Committee on Rules, reported (Rept. No. 109–479) the resolution (H. Res. 832) providing for consideration of the bill (H.R. 5427) making appropriations for energy and water development for the fiscal year ending September 30, 2007, and for other purposes.

When said resolution and report were referred to the House Calendar and ordered printed.

¶45.45 PROVIDING FOR CONSIDERATION OF H.R. 5427

Mr. HASTINGS of Washington, by direction of the Committee on Rules, called up the following resolution (H. Res. 832):

Resolved, That at any time after the adoption of this resolution the Speaker may, pursuant to clause 2(b) of rule XVIII, declare the House resolved into the Committee of the Whole House on the state of the Union for consideration of the bill (H.R. 5427) making appropriations for energy and water development for the fiscal year ending September 30, 2007, and for other purposes. The first reading of the bill shall be dispensed with. All points of order against consideration of the bill are waived. General debate shall be confined to the bill and shall not exceed one hour equally divided and controlled by the chairman and ranking minority member of the Committee on Appropriations. After general debate the bill shall be considered for amendment under the five-minute rule. Points of order against provisions in the bill for failure to comply with clause 2 of rule XXI are waived except for section 102. During consideration of the bill for amendment, the Chairman of the Committee of the Whole may accord priority in recognition on the basis of whether the Member offering an amendment has caused it to be printed in the portion of the Congressional Record designated for that purpose in clause 8 of rule XVIII. Amendments so printed shall be considered as read. When the committee rises and reports the bill back to the House with a recommendation that the bill do pass, the previous question shall be considered as ordered on the bill and amendments thereto to final passage without intervening motion except one motion to recommit with or without instructions.

The question being put, viva voce,

Will the House now consider said resolution?

The SPEAKER pro tempore, Mr. BASS, announced that two-thirds of the Members present had voted in the affirmative.

So, the House decided to consider said resolution.

After debate,

Mr. HASTINGS of Washington moved the previous question on the resolution to its adoption or rejection.

The question being put, viva voce,

Will the House now order the previous question?

The SPEAKER pro tempore, Mr. BASS, announced that the yeas had it.

Ms. MATSUI demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mr. BASS, pursuant to clause 8, rule XX, announced that further proceedings on the resolution were postponed until Wednesday, May 24, 2006.

¶45.46 SENATE ENROLLED BILL SIGNED

The SPEAKER announced his signature to an enrolled bill of the Senate of the following title:

S. 1736. An Act to provide for the participation of employees in the judicial branch in the Federal leave transfer program for disasters and emergencies.

¶45.47 LEAVE OF ABSENCE

By unanimous consent, leave of absence was granted—

To Mrs. JONES of Ohio, for today; and

To Mr. SNYDER, for today and balance of the week.

And then,

¶45.48 ADJOURNMENT

On motion of Mr. MEEK of Florida, at midnight the House adjourned.

¶45.49 REPORTS OF COMMITTEES ON PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XIII, reports of committees were delivered to the Clerk for printing and reference to the proper calendar, as follows:

Mr. HASTINGS of Washington: Committee on Rules. House Resolution 832. Resolution providing for consideration of the bill (H.R. 5427) making appropriations for energy and water development for the fiscal year ending September 30, 2007, and for other purposes (Rept. 109–479). Referred to the House Calendar.

¶45.50 PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XII, public bills and resolutions were introduced and severally referred, as follows:

By Mr. REYNOLDS (for himself, Mr. ENGLISH of Pennsylvania, Mr. JONES of North Carolina, Mr. DANIEL E. LUNGREN of California, Mr. DOOLITTLE, Mr. EHLERS, Mr. SOUDER, Ms. GINNY BROWN-WAITE of Florida, Mr. BISHOP of Utah, Mr. RAMSTAD, Mr. KUHL of New York, Mr. FILNER, Mr. MCCOTTER, Mr. BROWN of South Carolina, Mrs. MYRICK, Mr. HALL, Mr. MILLER of Florida, Mr. JEFFERSON, Mr. FOSSELLA, Ms. FOXX, Ms. CARSON, and Mr. DUNCAN):

H.R. 5452. A bill to make the National Parks and Federal Recreational Lands Pass available at a discount to certain veterans; to the Committee on Resources, and in addition to the Committee on Agriculture, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. SHIMKUS (for himself, Mr. BOUCHER, Mr. AKIN, Mr. COSTELLO, Mrs. CUBIN, Mr. RAHALL, Mr. HUNTER, Mr. SKELTON, Mr. ENGLISH of Pennsylvania, and Mr. POMEROY):

H.R. 5453. A bill to amend the Internal Revenue Code of 1986 to extend the excise tax credits for certain liquid fuel derived from coal; to the Committee on Ways and Means.

By Mr. SENSENBRENNER:

H.R. 5454. A bill to authorize salary adjustments for Justices and judges of the United States for fiscal year 2007; to the Committee on the Judiciary.

By Mr. SALAZAR:

H.R. 5455. A bill to require the Secretary of Veterans Affairs to provide free credit monitoring and credit reports for veterans and others affected by the theft of veterans' personal data, to ensure that such persons are appropriately notified of such thefts, and for other purposes; to the Committee on Veterans' Affairs.

By Mr. BURTON of Indiana:

H.R. 5456. A bill to respond to the crisis of illegal immigration in the United States; to the Committee on the Judiciary, and in addition to the Committees on Homeland Security, Education and the Workforce, and Ways and Means, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. DOOLITTLE:

H.R. 5457. A bill to supersede certain judicial orders interfering with the implementation of amendments to section 235 of the Immigration and Nationality Act; to the Committee on the Judiciary.

By Mr. AL GREEN of Texas (for himself, Mr. GORDON, Ms. EDDIE BERNICE JOHNSON of Texas, Ms. JACKSON-LEE of Texas, and Ms. MATSUI):

H.R. 5458. A bill to provide for the National Science Foundation to make grants for the establishment of summer science and mathematics camps for middle school and high school students; to the Committee on Science.

By Mrs. JONES of Ohio:

H.R. 5459. A bill to authorize funds for the United States Marshals Service's Fugitive Safe Surrender Program; to the Committee on the Judiciary.

By Mr. KOLBE:

H.R. 5460. A bill to authorize the Secretary of the Interior, acting through the Bureau of Reclamation, to conduct a feasibility study of the Sierra Vista Subwatershed in the State of Arizona; to the Committee on Resources.

By Mr. MELANCON (for himself, Mr. BAKER, Mr. MCCRERY, Mr. ALEXANDER, Mr. BOUSTANY, Mr. JINDAL, and Mr. JEFFERSON):

H.R. 5461. A bill to authorize the Secretary of the Army to carry out water resources projects and activities for the coastal area of Louisiana, and for other purposes; to the Committee on Transportation and Infrastructure.

By Mrs. MUSGRAVE:

H.R. 5462. A bill to suspend the Federal highway fuels taxes, to authorize the leasing, development, production, and transportation of oil and gas in and from the Coastal Plain of Alaska, and for other purposes; to the Committee on Ways and Means, and in addition to the Committee on Resources, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mrs. MUSGRAVE:

H.R. 5463. A bill to amend the Internal Revenue Code of 1986 to repeal the increase in the age of minor children whose unearned income is taxed as if parent's income; to the Committee on Ways and Means.

By Mr. HINOJOSA:

H. Con. Res. 413. Concurrent resolution expressing appreciation for the life and service of Lloyd Bentsen and expressing sympathy to his family; to the Committee on House Administration.

By Mr. CLAY (for himself and Mr. COSTELLO):

H. Con. Res. 414. Concurrent resolution recognizing and honoring the life achievements of Katherine Dunham for being one of the world's most respected dancers, a teacher, mentor, choreographer, author, actress, and

humanitarian; to the Committee on Education and the Workforce.

By Mr. HINCHEY (for himself, Mrs. BONO, Mrs. CAPPS, and Mr. HAYWORTH):

H. Res. 833. A resolution expressing the sense of the House of Representatives with regard to the importance of National Women's Health Week, which promotes awareness of diseases that affect women and which encourages women to take preventive measures to ensure good health; to the Committee on Energy and Commerce.

By Ms. NORTON:

H. Res. 834. A resolution congratulating Kim Burke-Ables for her exceptional dedication to the students of Benjamin Banneker Academic High School in Washington, D.C. and her excellence as a teacher resulting in her selection as the 2006 District of Columbia Teacher of the Year, in recognition of her work; to the Committee on Government Reform.

¶45.51 ADDITIONAL SPONSORS

Under clause 7 of rule XII, sponsors were added to public bills and resolutions as follows:

H.R. 65: Mr. OSBORNE, Mr. DENT, and Mr. MARSHALL.

H.R. 198: Mr. WAXMAN.

H.R. 297: Ms. ESHOO and Mr. DAVIS of Illinois.

H.R. 303: Mr. SAXTON.

H.R. 354: Mr. FITZPATRICK of Pennsylvania.

H.R. 558: Mr. RUPPERSBERGER.

H.R. 697: Mr. BROWN of Ohio.

H.R. 791: Ms. SLAUGHTER.

H.R. 808: Mr. ENGEL and Mr. DINGELL.

H.R. 819: Mr. KENNEDY of Minnesota.

H.R. 1217: Mr. STUPAK.

H.R. 1431: Ms. MOORE of Wisconsin.

H.R. 1494: Mr. KLINE.

H.R. 1518: Mr. KILDEE.

H.R. 1558: Mr. RYAN of Wisconsin.

H.R. 1582: Mr. HAYWORTH.

H.R. 1594: Ms. HERSETH.

H.R. 1619: Mr. FARR.

H.R. 1816: Mr. GOODE.

H.R. 1872: Mrs. NORTHUP.

H.R. 2178: Ms. MCCOLLUM of Minnesota, Mr. DEFAZIO, Mr. REYES, and Mr. SERRANO.

H.R. 2199: Mr. ALLEN.

H.R. 2350: Mr. PETERSON of Pennsylvania.

H.R. 2390: Mrs. JO ANN DAVIS of Virginia.

H.R. 2861: Mr. HAYWORTH.

H.R. 3022: Mr. MCNULTY, Mr. JEFFERSON, Mr. MILLER of North Carolina, and Mr. CHANDLER.

H.R. 3034: Mr. CONYERS, Ms. BORDALLO, Mr. RYAN of Ohio, and Mr. TOWNS.

H.R. 3061: Mrs. NORTHUP.

H.R. 3082: Mr. EDWARDS.

H.R. 3263: Mr. SHAYS.

H.R. 3427: Mr. ROTHMAN and Ms. MCKINNEY.

H.R. 3478: Mr. GIBBONS and Ms. JACKSON-LEE of Texas.

H.R. 3492: Mr. PASCRELL.

H.R. 3588: Mr. HAYWORTH and Mr. KUHL of New York.

H.R. 3762: Ms. DEGETTE.

H.R. 3781: Mr. BLUMENAUER.

H.R. 3852: Mr. UDALL of Colorado.

H.R. 3964: Mr. ACKERMAN.

H.R. 4008: Mr. PORTER.

H.R. 4025: Mrs. JO ANN DAVIS of Virginia.

H.R. 4033: Mr. WYNN, Mr. HOLDEN, Mr. ACKERMAN, Mr. LARSEN of Washington, Mr. WELDON of Pennsylvania, Mr. RAHALL, Mr. KENNEDY of Minnesota, Mr. OLVER, and Mr. MEEHAN.

H.R. 4052: Mr. WAXMAN.

H.R. 4098: Mr. BROWN of Ohio and Mrs. MALONEY.

H.R. 4197: Mr. LANTOS.

H.R. 4232: Mr. TOWNS.

H.R. 4259: Ms. JACKSON-LEE of Texas.

H.R. 4318: Mr. WILSON of South Carolina.

H.R. 4341: Mr. BROWN of South Carolina, Ms. GRANGER, and Mr. BURGESS.

H.R. 4350: Ms. LEE.

H.R. 4381: Mr. ALEXANDER, Ms. HARRIS, Mr. MARIO DIAZ-BALART of Florida, and Mr. MILLER of Florida.

H.R. 4423: Mr. AL GREEN of Texas and Mr. CHABOT.

H.R. 4435: Ms. JACKSON-LEE of Texas.

H.R. 4450: Mrs. KELLY.

H.R. 4469: Mr. COSTA.

H.R. 4495: Mr. CONAWAY.

H.R. 4517: Mr. MARCHANT.

H.R. 4560: Mr. UPTON.

H.R. 4562: Ms. SCHWARTZ of Pennsylvania, Mr. MATHESON, Mr. VAN HOLLEN, Mr. KIRK, Mr. BISHOP of New York, Mr. SAXTON, and Mr. SCHWARZ of Michigan.

H.R. 4573: Mr. MCHUGH.

H.R. 4597: Mr. GONZALEZ and Mr. CARTER.

H.R. 4672: Mr. SHERWOOD.

H.R. 4695: Ms. KILPATRICK of Michigan.

H.R. 4734: Mr. BACA, Mr. BECERRA, Mr. ETHERIDGE, Mr. GONZALEZ, Mr. HINOJOSA, Mr. ORTIZ, Mr. OWENS, and Ms. SOLIS.

H.R. 4747: Mr. SULLIVAN, Mr. LANGEVIN, Mr. REYES, Mr. MORAN of Virginia, Mr. SPRATT, Mr. SKELTON, Mr. BISHOP of Georgia, and Ms. WATERS.

H.R. 4751: Ms. MILLENDER-MCDONALD.

H.R. 4824: Mr. KIND and Mr. GORDON.

H.R. 4825: Mrs. LOWEY, Mr. ENGEL, and Ms. SCHAKOWSKY.

H.R. 4843: Mrs. JO ANN DAVIS of Virginia.

H.R. 4894: Mr. MARCHANT, Mr. CASTLE, Mr. NORWOOD, Mr. EHLERS, and Mr. SCHWARZ of Michigan.

H.R. 4927: Mr. ROTHMAN and Mr. MARSHALL.

H.R. 4949: Mr. CONYERS.

H.R. 5005: Mr. GARRETT of New Jersey.

H.R. 5013: Mr. DAVIS of Tennessee, Mr. GOODE, and Mr. BLUNT.

H.R. 5017: Ms. MCCOLLUM of Minnesota, Mr. GONZALEZ, and Ms. JACKSON-LEE of Texas.

H.R. 5022: Mr. YOUNG of Alaska, Mr. FARR, and Ms. MATSUI.

H.R. 5039: Mr. PEARCE.

H.R. 5058: Mr. BISHOP of Georgia.

H.R. 5100: Mr. RYAN of Wisconsin and Mr. KUHL of New York.

H.R. 5102: Mr. KUCINICH.

H.R. 5106: Ms. MCCOLLUM of Minnesota.

H.R. 5113: Mr. HOLT, Ms. MCKINNEY, Ms. MOORE of Wisconsin, and Mr. PALLONE.

H.R. 5121: Ms. CARSON, Mr. MICA, Ms. MATSUI, Mr. PLATTS, Mr. CLEAVER, Mr. SIMMONS, Mr. CASE, and Mr. BACHUS.

H.R. 5129: Mr. SENSENBRENNER.

H.R. 5139: Ms. MATSUI.

H.R. 5140: Ms. MCKINNEY and Mr. BISHOP of Georgia.

H.R. 5159: Mr. WEXLER.

H.R. 5201: Mr. WEINER, Mr. CARDIN, Mr. RUPPERSBERGER, Mrs. MYRICK, Mr. DAVIS of Illinois, Mr. OXLEY, and Mr. WICKER.

H.R. 5204: Mr. GRIJALVA, Mr. RYAN of Ohio, Ms. SCHAKOWSKY, and Mr. COSTELLO.

H.R. 5209: Ms. MCKINNEY.

H.R. 5230: Mr. OTTER.

H.R. 5255: Mr. ALEXANDER and Mr. KENNEDY of Minnesota.

H.R. 5262: Mr. FEENEY, Mrs. NORTHUP, Mrs. DRAKE, Mr. COLE of Oklahoma, Mr. SHADEGG, Mr. GILLMOR, Mr. BARTLETT of Maryland, Ms. HART, Mr. MANZULLO, Mr. GARRETT of New Jersey, Mr. SHERWOOD, Mr. SHAW, Mr. RENZI, Mr. FOLEY, Mrs. JOHNSON of Connecticut, and Mr. MCCRERY.

H.R. 5280: Mr. EHLERS.

H.R. 5290: Mr. GONZALEZ.

H.R. 5312: Ms. LINDA T. SÁNCHEZ of California and Mr. KIND.

H.R. 5319: Mr. KLINE, Mr. FOSSELLA, and Mr. MARCHANT.

H.R. 5336: Mr. KINGSTON and Mr. BISHOP of Georgia.

H.R. 5337: Mr. CAMP of Michigan, Mr. CLAY, Mr. FORD, Mr. MEEKS of New York, Mr. MOORE of Kansas, Ms. ROS-LEHTINEN, Mr. SCOTT of Georgia, Mr. SESSIONS, Mr. STEARNS, and Mr. WAMP.

H.R. 5353: Mrs. EMERSON.

H.R. 5362: Ms. MCCOLLUM of Minnesota.

H.R. 5364: Ms. MCCOLLUM of Minnesota.

H.R. 5371: Ms. DEGETTE, Mrs. LOWEY, Mr. BISHOP of New York, Ms. WATSON, Ms. LEE, and Mr. MORAN of Virginia.

H.R. 5388: Ms. PELOSI, Mr. PAYNE, and Mr. UDALL of Colorado.

H.R. 5403: Mr. THOMAS, and Mr. CRAMER.

H.R. 5420: Mr. MARSHALL, and Mr. HINCHEY.

H.R. 5432: Mr. ROGERS of Kentucky, Ms. JACKSON-LEE of Texas, and Mrs. NORTHUP.

H.R. 5442: Mr. TIBERI, Mr. FORTUÑO, and Mr. BARTLETT of Maryland.

H.R. 5444: Mr. SCHWARZ of Michigan.

H.J. Res. 58: Mr. PEARCE, Mr. SCOTT of Georgia, Mr. FORTUÑO, Mr. BOSWELL, Mrs. DRAKE, Mr. CLEAVER, and Mr. COBLE.

H.J. Res. 73: Mr. NEAL of Massachusetts.

H. Con. Res. 42: Mr. CONAWAY.

H. Con. Res. 106: Mr. NEAL of Massachusetts.

H. Con. Res. 338: Mrs. NAPOLITANO, Mr. CHANDLER, and Mr. FERGUSON.

H. Con. Res. 343: Mr. CROWLEY.

H. Con. Res. 348: Mr. PAYNE, and Ms. JACKSON-LEE of Texas.

H. Con. Res. 401: Mr. PAYNE, Mrs. MYRICK, Mr. HIGGINS, Mr. ABERCROMBIE, Mr. BACA, Mr. BRADY of Pennsylvania, Mr. ENGEL, Mr. HOLDEN, Mr. KUCINICH, Ms. MILLENDER-MCDONALD, Mr. MURTHA, Ms. WATERS, Mr. CAPUANO, Mr. MORAN of Virginia, Mr. LEACH, and Mr. OLVER.

H. Con. Res. 407: Mr. DENT, Ms. HART, Mr. SHUSTER, Mr. SHERWOOD, Mr. GERLACH, Mr. ENGLISH of Pennsylvania, Mr. PITTS, Mr. PETERSON of Pennsylvania, Mr. WELDON of Pennsylvania, Mr. HOLDEN, and Mr. PLATTS.

H. Con. Res. 408: Mrs. DRAKE, Ms. ROS-LEHTINEN, Mr. MCNULTY, Ms. HARRIS, Mr. MACK, Mr. SMITH of New Jersey, Mr. WELLER, Mr. PITTS, Mr. KING of New York, and Mr. BRADLEY of New Hampshire.

H. Con. Res. 412: Mr. SHERMAN, Ms. WASSERMAN SCHULTZ, Mr. LANTOS, Mr. BACHUS, Mr. KINGSTON, Mr. NORWOOD, Mrs. MCCARTHY, and Mr. MCNULTY.

H. Res. 222: Mr. MCNULTY.

H. Res. 295: Mr. PASCRELL.

H. Res. 498: Mr. COLE of Oklahoma.

H. Res. 690: Mr. MANZULLO, Mr. BOOZMAN, and Mr. INGLIS of South Carolina.

H. Res. 723: Mr. FITZPATRICK of Pennsylvania.

H. Res. 745: Mr. HOLDEN and Mr. FILNER.

H. Res. 759: Mrs. JO ANN DAVIS of Virginia, Ms. MCCOLLUM of Minnesota, Ms. SCHAKOWSKY, and Mr. BECERRA.

H. Res. 777: Mr. DAVIS of Florida, Ms. KILPATRICK of Michigan, Mr. FATTAH, Mr. BERMAN, and Mr. FEENEY.

H. Res. 786: Mr. MILLER of Florida, Mr. GARRETT of New Jersey, Mrs. JO ANN DAVIS of Virginia, and Mr. GIBBONS.

H. Res. 790: Mr. WEXLER.

H. Res. 793: Ms. GINNY BROWN-WAITE of Florida, Mr. BARRETT of South Carolina, Mrs. MYRICK, and Mr. DUNCAN.

H. Res. 794: Mr. WU, Ms. HARRIS, Mr. ABERCROMBIE, Mr. ROTHMAN, Mrs. NAPOLITANO, Mr. ENGLISH of Pennsylvania, Ms. PELOSI, Mrs. KELLY, Mr. BISHOP of Georgia, Mr. SOUDER, Mr. MCGOVERN, Mrs. JO ANN DAVIS of Virginia, and Mr. TANCREDO.

H. Res. 799: Mr. CROWLEY, Mr. LEACH, Mrs. JO ANN DAVIS of Virginia, Mr. ANDREWS, and Mr. BROWN of Ohio.

H. Res. 800: Mr. FOLEY, Mr. POMEROY, Mr. REICHERT, and Mr. CONAWAY.

H. Res. 801: Mr. JEFFERSON, Mr. MCCOTTER, and Mr. CROWLEY.

H. Res. 828: Mr. HYDE, Mr. MCCOTTER, Mr. BURTON of Indiana, Mr. SMITH of New Jersey, and Ms. ROS-LEHTINEN.

WEDNESDAY, MAY 24, 2006 (46)

¶46.1 APPOINTMENT OF SPEAKER PRO TEMPORE

The House was called to order by the SPEAKER pro tempore, Mrs. EMERSON, who laid before the House the following communication:

WASHINGTON, DC.
May 24, 2006.

I hereby appoint the Honorable JO ANN EMERSON to act as Speaker pro tempore on this day.

J. DENNIS HASTERT,
Speaker of the House of Representatives.

¶46.2 APPROVAL OF THE JOURNAL

The SPEAKER pro tempore, Mrs. EMERSON, announced she had examined and approved the Journal of the proceedings of Tuesday, May 23, 2006.

Pursuant to clause 1, rule I, the Journal was approved.

¶46.3 COMMUNICATIONS

Executive and other communications, pursuant to clause 8, rule XII, were referred as follows:

7622. A letter from the Regulatory Officer, Forest Service, Department of Agriculture, transmitting the Department's final rule—Safe and Disposal of National Forest System Timber; Timber Sale Contracts; Indices to Determine Market-Related Contract Term Additions (RIN: 0596-AC29) received April 21, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

7623. A letter from the Regulatory Officer, Forest Service, Department of Agriculture, transmitting the Department's final rule—Sale and Disposal of National Forest System Timber; Free Use to Individuals; Delegation of Authority (RIN: 0596-AC09) received April 21, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

7624. A letter from the Acting Chairman, Federal Financial Institutions Examination Council, transmitting the 2005 Annual Report of the Appraisal Subcommittee, pursuant to 12 U.S.C. 3332; to the Committee on Financial Services.

7625. A letter from the Counsel for Legislation and Regulations, Department of Housing and Urban Development, transmitting the Department's final rule—Manufactured Home Construction and Safety Standards Technical Correction [Docket No. FR-4886-C-03] (RIN: 2502-AI12) received April 26, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Financial Services.

7626. A letter from the Director, Financial Crimes Enforcement Network, Department of the Treasury, transmitting the Department's final rule—Financial Crimes Enforcement Network; Amendment to the Bank Secrecy Act Regulations—Requirement That Mutual Funds Report Suspicious Transactions (RIN: 1506-AA37) received May 2, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Financial Services.

7627. A letter from the Assistant General Counsel for Regulations, Office of the General Counsel, Department of Education, transmitting the Department's final rule—Equal Access to Public School Facilities for the Boy Scouts of America and Other Designated Youth Groups (RIN: 1870-AA12) received April 7, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Education and the Workforce.

7628. A letter from the Assistant General Counsel for Regulatory Service, Department of Education, transmitting the Department's final rule—Parental Information and Resource Centers; Final Priorities and Eligibility Requirements—received April 6, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Education and the Workforce.

7629. A letter from the Assistant General Counsel for Regulatory Service, Department of Education, transmitting the Department's final rule—State Charter School Facilities Incentive Program—received April 6, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Education and the Workforce.

7630. A letter from the Assistant Secretary of Labor, Employee Benefits Security Administration, Department of Labor, transmitting the Department's final rule—Amendment to Prohibited Transaction Exemption 80-26 (PTE 80-26) for Certain Interest Free Loans to Employee Benefit Plans [Application Number D-11046] received April 7, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Education and the Workforce.

7631. A letter from the Secretary, Department of Transportation, transmitting the Department's request that Congress take prompt action to authorize the Department to reform fuel economy standards for passenger automobiles for the first time; to the Committee on Energy and Commerce.

7632. A letter from the Secretary, Department of the Treasury, transmitting as required by Executive Order 13313 of July 31, 2003, a 6-month periodic report on the national emergency with respect to Iran that was declared in Executive Order 12170 of November 14, 1979, pursuant to 50 U.S.C. 1641(c); to the Committee on International Relations.

7633. A letter from the Secretary, Department of the Treasury, transmitting as required by Executive Order 13313 of July 31, 2003, a six-month periodic report on the national emergency with respect to the Development Fund for Iraq that was declared in Executive Order 13303 of May 22, 2003, pursuant to 50 U.S.C. 1641(c); to the Committee on International Relations.

7634. A letter from the Deputy Assistant Secretary for Export Administration, Department of Commerce, transmitting the Department's final rule—Corrections and Clarifications to the Export Administration Regulations [Docket No. 060109005-6005-01] (RIN: 0694-AD67) received March 27, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on International Relations.

7635. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting pursuant to section 36(c) of the Arms Export Control Act, certification regarding the proposed license for the export of defense articles and services to the Governments of Australia, Canada and Malaysia (Transmittal No. DDTC 013-06); to the Committee on International Relations.

7636. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting pursuant to section 36(c) of the Arms Export Control Act, certification regarding the proposed authorization for the export of significant military equipment (Transmittal No. DDTC 007-06); to the Committee on International Relations.

7637. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting pursuant to section 36(c) of the Arms Export Control Act, certification regarding the proposed authorization of the sale of significant military equipment to the Government of the United Kingdom (Transmittal No. DDTC 075-05); to the Committee on International Relations.

7638. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting pursuant to section 36(c) of the Arms Export Control Act, certification regarding the proposed license for the export of defense articles and services to the Republic of Korea (Transmittal No. DDTC 071-05); to the Committee on International Relations.

7639. A letter from the Acting Senior Procurement Executive, (OCAO), GSA, National Aeronautics and Space Administration, transmitting the Administration's final rule—Federal Acquisition Circular 2005-08; Introduction—received January 9, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Government Reform.

7640. A letter from the Chairman, National Credit Union Administration, transmitting the Administration's Strategic Plan for 2006 through 2011 and the Annual Performance Budget for 2006; to the Committee on Government Reform.

7641. A letter from the Chairman, National Endowment for the Arts, transmitting the Strategic Plan for FY 2006-2011, as required by the Government Perfomance and Results Act; to the Committee on Government Reform.

7642. A letter from the Deputy Director for Admin. & Info. Mgmt., Office of Government Ethics, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Government Reform.

7643. A letter from the Deputy Director for Admin. & Info. Mgmt., Office of Government Ethics, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Government Reform.

7644. A letter from the Executive Director, Pension Benefit Guaranty Corporation, transmitting Pursuant to Title II, Section 203, of the Notification and Federal Employee Antidiscrimination and Retaliation Act of 2002, the Corporation's Annual Report for FY 2005; to the Committee on Government Reform.

7645. A letter from the Deputy Assistant Secretary, Fish and Wildlife and Parks, National Park Service, Department of the Interior, transmitting the Department's final rule—Bighorn Canyon National Recreation Area, Personal Watercraft Use (RIN: 1024-AC96) received May 3, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Resources.

7646. A letter from the Acting Assistant Secretary, Land and Minerals Management, Department of the Interior, transmitting the Department's final rule—Oil and Gas and Sulphur Operations in the Outer Continental Shelf (OCS)—Geological and Geophysical (G&G) Explorations of the OCS—Proprietary Terms and Data Disclosure (RIN: 1010-AC81) received March 30, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Resources.

7647. A letter from the Deputy Assistant Secretary, Fish and Wildlife and Parks, National Park Service, Department of the Interior, transmitting the Department's final rule—Fire Island National Seashore, Personal Watercraft Use (RIN: 1024-AC94) received May 3, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Resources.

7648. A letter from the Deputy Assistant Secretary, Fish and Wildlife and Parks, National Park Service, Department of the Interior, transmitting the Department's final rule—Gulf Islands National Seashore, Personal Watercraft Use (RIN: 1024-AD21) received May 3, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Resources.

7649. A letter from the Deputy Assistant Secretary, Fish and Wildlife and Parks, National Park Service, Department of the Interior, transmitting the Department's final rule—Pictured Rocks National Lakeshore, Personal Watercraft Use (RIN: 1024-AC93) received May 3, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Resources.

7650. A letter from the Deputy Director, Regulatory Management Division, Department of Homeland Security, transmitting the Department's final rule—Special Immigrant Visas for Fourth Preference Employment-Based Broadcasters [CIS No. 2106-00] (RIN: 1615-AA47) received April 25, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on the Judiciary.

7651. A letter from the Director, Office of Management Programs, Department of Justice, transmitting the Department's final

rule—Minimum Qualifications for Annuity Brokers in Connection With Structured Settlements Entered Into by the United States [Docket No. CIV 105; AG Order No. 2807-2006] (RIN: 1105-AA82) received March 31, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on the Judiciary.

7652. A letter from the Senior Counsel, Office of Legal Policy, Department of Justice, transmitting the Department's final rule—Eligibility of Arriving Aliens in Removal Proceedings to Apply for Adjustment of Status and Jurisdiction to Adjudicate Applications for Adjustment of Status [EOIR Docket No. 152; AG Order No. 2819-2006] (RIN: 1125-AA55) received May 11, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on the Judiciary.

7653. A letter from the Assistant Secretary, Legislative Affairs, Department of State, transmitting the Department's final rule—Nomenclature Changes Reflecting Creation of Department of Homeland Security—received March 28, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on the Judiciary.

7654. A letter from the Assistant Secretary for Legislative and Intergovernmental Affairs, Department of Homeland Security, transmitting the Department's report on analyzing potential vessel routing measures for reducing vessel (ship) strikes of North Atlantic Right Whales, pursuant to Public Law 108-293, section 626; to the Committee on Transportation and Infrastructure.

7655. A letter from the Secretary for Regulation Policy and Management, Department of Veterans Affairs, transmitting the Department's final rule—Board of Veterans' Appeals: Rules of Practice: Public Availability of Board Decisions (RIN: 2900-AM31) received April 6, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Veterans' Affairs.

7656. A letter from the Secretary, Department of Health and Human Services, transmitting the Department's report entitled, ''Report on Sales of Drugs and Biologicals to Large Volume Purchasers'' in accordance with Section 303(c)(2) of the Medicare Prescription Drug, Improvement, and Modernization Act of 2003; jointly to the Committees on Energy and Commerce and Ways and Means.

¶46.4 RECESS FOR JOINT MEETING TO RECEIVE HIS EXCELLENCY EHUD OLMERT, PRIME MINISTER OF ISRAEL—10:04 A.M.

The SPEAKER pro tempore, Mrs. EMERSON, pursuant to the special order of the House agreed to on May 19, 2006, declared the House in recess at 10 o'clock and 4 minutes a.m., subject to the call of the Chair.

¶46.5 AFTER RECESS—12:45 P.M.

The SPEAKER pro tempore, Mr. BOOZMAN, called the House to order.

¶46.6 MESSAGE FROM THE SENATE

A message from the Senate by Ms. Curtis, one of its clerks, announced that the Senate has passed a bill of the following title in which the concurrence of the House is requested:

S. 2803. An Act to amend the Federal Mine Safety and Health Act of 1977 to improve the safety of mines and mining.

¶46.7 PROCEEDINGS DURING RECESS

On motion of Mr. POE, by unanimous consent, the proceedings had during the recess were ordered to be printed in the CONGRESSIONAL RECORD.

¶46.8 CHILD PROTECTIONS

Mr. HERGER moved to suspend the rules and pass the bill (H.R. 5403) to improve protections for children and to hold States accountable for the safe and timely placement of children across State lines, and for other purposes.

The SPEAKER pro tempore, Mr. BOOZMAN, recognized Mr. HERGER and Mr. STARK, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and pass said bill?

The SPEAKER pro tempore, Mr. GUTKNECHT, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

¶46.9 H. RES. 832—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mr. GUTKNECHT, pursuant to clause 8, rule XX, announced the unfinished business to be the question on ordering the previous question on the resolution (H. Res. 832) providing for consideration of the bill (H.R. 5427) making appropriations for energy and water development for the fiscal year ending September 30, 2007, and for other purposes.

The question being put,

Will the House now order the previous question?

The vote was taken by electronic device.

It was decided in the affirmative ..... { Yeas ..... 224 / Nays 190

¶46.10 [Roll No. 194]

YEAS—224

Aderholt
Akin
Alexander
Bachus
Baker
Barrett (SC)
Bartlett (MD)
Barton (TX)
Bass
Beauprez
Biggert
Bilirakis
Bishop (UT)
Blackburn
Blunt
Boehlert
Boehner
Bonilla
Bonner
Bono
Boozman
Boustany
Bradley (NH)
Brady (TX)
Brown (SC)
Brown-Waite, Ginny
Burgess
Burton (IN)
Buyer
Calvert
Camp (MI)
Campbell (CA)
Cannon
Cantor
Capito
Carter
Castle
Chabot
Chocola
Coble
Cole (OK)
Conaway
Crenshaw
Cubin
Culberson
Davis (KY)
Davis, Jo Ann
Davis, Tom
Deal (GA)
DeLay
Dent
Doolittle
Drake
Dreier
Duncan
Ehlers
Emerson
English (PA)
Everett
Feeney
Ferguson
Fitzpatrick (PA)
Flake
Foley
Forbes
Fortenberry
Fossella
Foxx
Franks (AZ)
Frelinghuysen
Gallegly
Garrett (NJ)
Gerlach
Gibbons
Gilchrest
Gillmor
Gingrey
Gohmert
Goode
Goodlatte
Granger
Graves
Green (WI)
Gutknecht
Hall
Harris
Hart
Hastings (WA)
Hayes
Hayworth
Hefley
Hensarling
Herger
Hobson
Hoekstra
Hostettler
Hulshof
Hunter
Hyde
Inglis (SC)
Issa
Istook
Jenkins
Jindal
Johnson (CT)
Johnson (IL)
Johnson, Sam
Jones (NC)
Keller
Kelly
King (IA)
King (NY)
Kingston
Kirk
Kline
Knollenberg
Kolbe
Kuhl (NY)
LaHood
Latham
LaTourette
Leach
Lewis (CA)
Lewis (KY)
LoBiondo
Lucas
Lungren, Daniel E.
Mack
Manzullo
Marchant
McCaul (TX)
McCotter
McCrery
McHenry
McHugh
McKeon
McMorris
Mica
Miller (FL)
Miller (MI)
Miller, Gary
Moran (KS)
Murphy
Musgrave
Myrick
Neugebauer
Ney
Northup
Norwood
Nunes
Nussle
Osborne
Otter
Paul
Pearce
Pence
Peterson (PA)
Petri
Pickering
Pitts
Platts
Poe
Pombo
Porter
Price (GA)
Pryce (OH)
Radanovich
Ramstad
Regula
Rehberg
Reichert
Renzi
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Ros-Lehtinen
Royce
Ryan (WI)
Ryun (KS)
Saxton
Schmidt
Schwarz (MI)
Sensenbrenner
Sessions
Shadegg
Shaw
Shays
Sherwood
Shimkus
Shuster
Simmons
Simpson
Smith (NJ)
Smith (TX)
Sodrel
Souder
Stearns
Sullivan
Sweeney
Tancredo
Taylor (NC)
Terry
Thomas
Thornberry
Tiahrt
Tiberi
Turner
Upton
Walden (OR)
Walsh
Wamp
Weldon (FL)
Weldon (PA)
Weller
Westmoreland
Whitfield
Wicker
Wilson (NM)
Wilson (SC)
Wolf
Young (AK)
Young (FL)

NAYS—190

Abercrombie
Allen
Andrews
Baca
Baird
Baldwin
Barrow
Bean
Becerra
Berkley
Berman
Berry
Bishop (GA)
Bishop (NY)
Blumenauer
Boren
Boswell
Boucher
Boyd
Brady (PA)
Brown (OH)
Brown, Corrine
Butterfield
Capps
Capuano
Cardoza
Carnahan
Carson
Case
Chandler
Clay
Cleaver
Clyburn
Conyers
Cooper
Costa
Costello
Cramer
Crowley
Cuellar
Cummings
Davis (AL)
Davis (CA)
Davis (IL)
Davis (TN)
DeFazio
DeGette
Delahunt
DeLauro
Dicks
Dingell
Doggett
Doyle
Edwards
Emanuel
Engel
Eshoo
Etheridge
Farr
Fattah
Filner
Ford
Frank (MA)
Gonzalez
Gordon
Green, Al
Green, Gene
Grijalva
Gutierrez
Harman
Herseth
Higgins
Hinchey
Hinojosa
Holden
Holt
Honda
Hooley
Hoyer
Inslee
Israel
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Johnson, E. B.
Jones (OH)
Kanjorski
Kaptur
Kildee
Kilpatrick (MI)
Kind
Kucinich
Langevin
Lantos
Larsen (WA)
Larson (CT)
Lee
Levin
Lewis (GA)
Lipinski
Lofgren, Zoe
Lowey
Lynch
Maloney
Markey
Marshall
Matheson
Matsui
McCarthy
McCollum (MN)
McDermott
McGovern
McIntyre
McNulty
Meehan
Meek (FL)
Meeks (NY)
Melancon
Michaud
Millender-McDonald
Miller (NC)
Miller, George
Mollohan
Moore (KS)
Moore (WI)
Moran (VA)
Murtha
Napolitano
Neal (MA)
Oberstar
Obey
Olver
Ortiz
Owens
Pallone
Pascrell
Pastor
Payne
Pelosi
Peterson (MN)
Pomeroy
Price (NC)
Rahall
Rangel
Reyes
Ross
Rothman
Roybal-Allard
Ruppersberger
Rush
Ryan (OH)
Sabo
Salazar
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Schakowsky
Schiff
Schwartz (PA)
Scott (GA)
Scott (VA)
Serrano

Slaughter
Smith (WA)
Solis
Spratt
Stark
Strickland
Stupak
Tanner
Tauscher
Taylor (MS)
Thompson (CA)
Thompson (MS)
Tierney
Towns
Udall (CO)
Udall (NM)
Van Hollen
Velázquez
Visclosky
Wasserman Schultz
Waters
Watson
Watt
Weiner
Wexler
Woolsey
Wu
Wynn

NOT VOTING—18

Ackerman
Cardin
Davis (FL)
Diaz-Balart, L.
Diaz-Balart, M.
Evans
Hastings (FL)
Kennedy (MN)
Kennedy (RI)
Linder
McKinney
Nadler
Oxley
Putnam
Sherman
Skelton
Snyder
Waxman

So the previous question on the resolution was ordered.

The question being put, viva voce,

Will the House agree to said resolution?

The SPEAKER pro tempore, Mr. GUTKNECHT, announced that the yeas had it.

Mr. HASTINGS of Washington demanded a recorded vote on agreeing to said resolution, which demand was supported by one-fifth of a quorum, so a recorded vote was ordered.

The vote was taken by electronic device.

It was decided in the affirmative ..... { Yeas ..... 254 / Nays 165

¶46.11 [Roll No. 195]

AYES—254

Aderholt
Akin
Alexander
Bachus
Baker
Barrett (SC)
Bartlett (MD)
Barton (TX)
Bass
Beauprez
Berman
Biggert
Bilirakis
Bishop (UT)
Blackburn
Blunt
Boehlert
Boehner
Bonilla
Bonner
Bono
Boozman
Boswell
Boucher
Boustany
Boyd
Bradley (NH)
Brady (TX)
Brown (SC)
Brown-Waite, Ginny
Burgess
Burton (IN)
Buyer
Calvert
Camp (MI)
Campbell (CA)
Cannon
Cantor
Capito
Carnahan
Carter
Castle
Chabot
Chocola
Coble
Cole (OK)
Conaway
Cramer
Crenshaw
Crowley
Cubin
Culberson
Davis (CA)
Davis (FL)
Davis (KY)
Davis, Jo Ann
Davis, Tom
Deal (GA)
DeLay
Dent
Doolittle
Drake
Dreier
Duncan
Ehlers
Emerson
English (PA)
Everett
Feeney
Ferguson
Fitzpatrick (PA)
Flake
Foley
Fortenberry
Fossella
Foxx
Franks (AZ)
Frelinghuysen
Gallegly
Garrett (NJ)
Gerlach
Gilchrest
Gillmor
Gingrey
Gohmert
Goode
Goodlatte
Gordon
Granger
Graves
Green (WI)
Gutknecht
Hall
Harris
Hart
Hastings (WA)
Hayes
Hayworth
Hefley
Hensarling
Herger
Herseth
Hobson
Hoekstra
Hostettler
Hulshof
Hunter
Hyde
Inglis (SC)
Issa
Istook
Jenkins
Jindal
Johnson (CT)
Johnson (IL)
Johnson, Sam
Jones (NC)
Kaptur
Keller
Kelly
King (IA)
King (NY)
Kingston
Kirk
Kline
Knollenberg
Kolbe
Kuhl (NY)
LaHood
Larsen (WA)
Larson (CT)
Latham
LaTourette
Leach
Lewis (CA)
Lewis (KY)
LoBiondo
Lucas
Lungren, Daniel E.
Mack
Maloney
Manzullo
Marchant
McCaul (TX)
McCotter
McCrery
McHenry
McHugh
McKeon
McKinney
McMorris
Meek (FL)
Meeks (NY)
Mica
Miller (FL)
Miller (MI)
Miller, Gary
Mollohan
Moore (KS)
Moran (KS)
Moran (VA)
Murphy
Murtha
Musgrave
Myrick
Neugebauer
Ney
Northup
Norwood
Nunes
Nussle
Ortiz
Osborne
Otter
Oxley
Pascrell
Pastor
Paul
Pearce
Pence
Peterson (MN)
Peterson (PA)
Petri
Pickering
Pitts
Platts
Poe
Pombo
Price (GA)
Pryce (OH)
Putnam
Radanovich
Ramstad
Regula
Rehberg
Reichert
Renzi
Reyes
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Ros-Lehtinen
Royce
Ruppersberger
Ryan (WI)
Ryun (KS)
Saxton
Schmidt
Schwarz (MI)
Sensenbrenner
Sessions
Shadegg
Shaw
Shays
Sherwood
Shimkus
Shuster
Simmons
Simpson
Smith (NJ)
Smith (TX)
Sodrel
Solis
Souder
Stearns
Sullivan
Sweeney
Tancredo
Taylor (NC)
Terry
Thomas
Thornberry
Tiahrt
Tiberi
Turner
Upton
Van Hollen
Walden (OR)
Walsh
Wamp
Weldon (FL)
Weldon (PA)
Weller
Westmoreland
Whitfield
Wicker
Wilson (NM)
Wilson (SC)
Wolf
Wu
Young (AK)
Young (FL)

NOES—165

Abercrombie
Ackerman
Allen
Andrews
Baca
Baird
Baldwin
Barrow
Bean
Becerra
Berkley
Berry
Bishop (GA)
Bishop (NY)
Blumenauer
Boren
Brady (PA)
Brown, Corrine
Butterfield
Capps
Capuano
Cardoza
Carson
Chandler
Clay
Cleaver
Clyburn
Conyers
Cooper
Costa
Costello
Cuellar
Cummings
Davis (AL)
Davis (IL)
Davis (TN)
DeFazio
DeGette
Delahunt
DeLauro
Dicks
Dingell
Doggett
Doyle
Edwards
Emanuel
Engel
Eshoo
Etheridge
Farr
Fattah
Filner
Ford
Frank (MA)
Gibbons
Gonzalez
Green, Al
Green, Gene
Grijalva
Gutierrez
Harman
Higgins
Hinchey
Hinojosa
Holden
Holt
Honda
Hooley
Hoyer
Inslee
Israel
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Johnson, E. B.
Jones (OH)
Kanjorski
Kildee
Kilpatrick (MI)
Kind
Kucinich
Langevin
Lantos
Lee
Levin
Lewis (GA)
Lipinski
Lofgren, Zoe
Lowey
Lynch
Markey
Marshall
Matheson
Matsui
McCarthy
McCollum (MN)
McDermott
McGovern
McIntyre
McNulty
Meehan
Melancon
Michaud
Millender-McDonald
Miller (NC)
Miller, George
Moore (WI)
Nadler
Napolitano
Neal (MA)
Oberstar
Obey
Olver
Owens
Pallone
Payne
Pelosi
Pomeroy
Porter
Price (NC)
Rahall
Rangel
Ross
Rothman
Roybal-Allard
Rush
Ryan (OH)
Sabo
Salazar
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Schakowsky
Schiff
Schwartz (PA)
Scott (GA)
Scott (VA)
Serrano
Sherman
Slaughter
Smith (WA)
Spratt
Stark
Strickland
Stupak
Tanner
Tauscher
Taylor (MS)
Thompson (CA)
Thompson (MS)
Tierney
Towns
Udall (CO)
Udall (NM)
Velázquez
Visclosky
Wasserman Schultz
Waters
Watson
Watt
Waxman
Weiner
Wexler
Woolsey
Wynn

NOT VOTING—13

Brown (OH)
Cardin
Case
Diaz-Balart, L.
Diaz-Balart, M.
Evans
Forbes
Hastings (FL)
Kennedy (MN)
Kennedy (RI)
Linder
Skelton
Snyder

So the resolution was agreed to.

A motion to reconsider the vote whereby said resolution was agreed to was, by unanimous consent, laid on the table.

¶46.12 ENERGY AND WATER APPROPRIATIONS FY 2007

The SPEAKER pro tempore, Mr. PEARCE, pursuant to House Resolution 832 and rule XVIII, declared the House resolved into the Committee of the Whole House on the state of the Union for the consideration of the bill (H.R. 5427) making appropriations for energy and water development for the fiscal year ending September 30, 2007, and for other purposes.

The SPEAKER pro tempore, Mr. PEARCE, by unanimous consent, designated Mr. GUTKNECHT as Chairman of the Committee of the Whole; and after some time spent therein,

The SPEAKER pro tempore, Mrs. BIGGERT, assumed the Chair.

When Mr. GUTKNECHT, Chairman, reported that the Committee, having had under consideration said bill, had come to no resolution thereon.

¶46.13 ORDER OF BUSINESS—FURTHER CONSIDERATION OF H.R. 5427

On motion of Mr. HOBSON, by unanimous consent,

Ordered, That, during further consideration of H.R. 5427 in the Committee of the Whole House on the state of the Union, pursuant to House Resolution 832, notwithstanding clause 11 of rule XVIII, no amendment to the bill may be offered except: pro forma amendments offered at any point in the reading by the chairman or ranking minority Member of the Committee on Appropriations or their designees for the purpose of debate; an amendment by Mr. VISCLOSKY regarding funding levels and tax cuts; an amendment by Mr. KING of Iowa, regarding Corps of Engineers funding; an amendment by Mr. DEAL of Georgia, striking section 110 of the bill, which shall be debatable for 20 minutes; an amendment by Mr. PICKERING regarding funding limitation on Corps of Engineers contracting; an amendment by Ms. DELAURO regarding funding for the state energy grant program; an amendment by Mr. MARKEY regarding funding reduction for GNEP; an amendment by Ms. MILLENDER-MCDONALD regarding funding for energy efficiency programs; an amendment by Mrs. DAVIS of California, regarding funding for the industrial assessment program; an amendment by Mr. ANDREWS or Mr. LEACH, regarding funding for the Global Threat Reduction Initiative; an amendment by Mr. WILSON of South Carolina, regarding funding for MOX plant at Savannah River site; an amendment by Mr. BROWN of Ohio, regarding funding limitation for contracts related to port security; an amendment by Mr. TIAHRT regarding funding limitation on competitiveness; an amendment by Mr. GORDON regarding funding limitation on energy efficiency in Federal buildings; an amendment by Mr. BISHOP of New York, regarding funding limitation on FERC reviews of LNG floating storage applications; an amendment by

Ms. BERKLEY regarding funding on Yucca Mountain Youth Zone website; an amendment by Mr. MARKEY regarding limitation on subtitle J of title IX of Energy Policy Act of 2005; an amendment by Mr. ENGEL regarding funding limitation on alternative fuel vehicles; an amendment by Mr. LYNCH regarding a Secretary of Energy plan for oil and gas supply disruptions; an amendment by Mr. BARTON of Texas, regarding funding limitation on GNEP; an amendment by Mr. HEFLEY regarding across-the-board cut; an amendment by Mr. HINCHEY regarding funding limitation on electric transmission in the Upper Delaware Scenic River; an amendment by Mr. STUPAK regarding funding limitation on Corps of Engineers harbor dredging policy; an amendment by Mr. KING of Iowa, regarding funding limitation on bimodal spring pulse releases on the Missouri River; an amendment by Mr. INSLEE regarding funding limitation on termination payments by certain regulated entities; an amendment or amendments by Mr. HOBSON regarding funding levels; an amendment by Mr. FLAKE regarding funding limitation on the Center for End-of-Life Electronics in West Virginia; an amendment by Mr. FLAKE regarding funding limitation on the Southwest Gas Corporation GEDAC heat pump development in Nevada; an amendment by Mr. FLAKE regarding funding limitation on Virginia Science Museum; an amendment by Mr. FLAKE regarding funding limitation on the Missouri Forest Foundation; an amendment by Mr. FLAKE regarding funding limitation on the Juniata Ultra Low-Emission locomotive demonstration in Pennsylvania; an amendment by Mr. FLAKE regarding funding limitation on the research and environment center at Mystic Aquarium in Connecticut.

Ordered further, That, each such amendment may be offered only by the Member named in this request or a designee, shall be considered as read, shall not be subject to amendment except that the chairman and ranking minority member of the Committee on Appropriations and the Subcommittee on Energy and Water Development, and Related Agencies each may offer one pro forma amendment for the purpose of debate; and shall not be subject to a demand for division of the question in the House or in the Committee of the Whole House on the state of the Union; except as otherwise specified, each amendment shall be debatable for 10 minutes, equally divided and controlled by the proponent and an opponent. An amendment shall be considered to fit the description stated in this request if it addresses in whole or in part the object described.

¶46.14 ENERGY AND WATER APPROPRIATIONS FY 2007

The SPEAKER pro tempore, Mrs. BIGGERT, pursuant to House Resolution 832 and rule XVIII, declared the House resolved into the Committee of the Whole House on the state of the Union for the further consideration of the bill (H.R. 5427) making appropriations for energy and water development for the fiscal year ending September 30, 2007, and for other purposes.

Mr. GUTKNECHT, Chairman of the Committee of the Whole, resumed the chair; and after some time spent therein,

The SPEAKER pro tempore, Mr. LATHAM, assumed the Chair.

When Mr. MCHUGH, Acting Chairman, reported that the Committee, having had under consideration said bill, had come to no resolution thereon.

¶46.15 FURTHER MESSAGE FROM THE SENATE

A further message from the Senate by Ms. Curtis, one of its clerks, announced that the Senate has passed with an amendment in which the concurrence of the House is requested, a bill of the House of the following title:

H.R. 5037. An Act to amend title's 38 and 18, United States Code, to prohibit certain demonstrations at cemeteries under the control of the National Cemetery Administration and at Arlington National Cemetery, and for other purposes.

¶46.16 PROVIDING FOR CONSIDERATION OF H.R. 5429

Mr. BISHOP of Utah, by direction of the Committee on Rules, reported (Rept. No. 109–480) the resolution (H. Res. 835) providing for consideration of the bill (H.R. 5429) to direct the Secretary of the Interior to establish and implement a competitive oil and gas leasing program that will result in an environmentally sound program for the exploration, development, and production of the oil and gas resources of the Coastal Plain of Alaska, and for other purposes.

When said resolution and report were referred to the House Calendar and ordered printed.

¶46.17 PROVIDING FOR CONSIDERATION OF H.R. 5441

Mr. BISHOP of Utah, by direction of the Committee on Rules, reported (Rept. No. 109–481) the resolution (H. Res. 836) providing for consideration of the bill (H.R. 5441) making appropriations for the Department of Homeland Security for the fiscal year ending September 30, 2007, and for other purposes.

When said resolution and report were referred to the House Calendar and ordered printed.

¶46.18 ENERGY AND WATER APPROPRIATIONS FY 2007

The SPEAKER pro tempore, Mr. LATHAM, pursuant to House Resolution 832 and rule XVIII, declared the House resolved into the Committee of the Whole House on the state of the Union for the further consideration of the bill (H.R. 5427) making appropriations for energy and water development for the fiscal year ending September 30, 2007, and for other purposes.

Mr. MCHUGH, Acting Chairman of the Committee of the Whole, assumed the chair; and after some time spent therein,

¶46.19 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment numbered 1 submitted by Mr. DEAL of Georgia:

Page 14, strike lines 12 through 17.

It was decided in the affirmative	Yeas	216
	Nays	201
	Answered present	6

¶46.20 [Roll No. 196]

AYES—216

Ackerman
Allen
Andrews
Baca
Baird
Baldwin
Barrett (SC)
Barrow
Bartlett (MD)
Barton (TX)
Bass
Beauprez
Becerra
Bishop (GA)
Bishop (NY)
Blackburn
Blumenauer
Boehner
Bono
Boren
Boswell
Boustany
Bradley (NH)
Brady (PA)
Burgess
Butterfield
Buyer
Calvert
Capito
Capuano
Cardin
Cardoza
Carnahan
Carson
Case
Clay
Cleaver
Cole (OK)
Conaway
Conyers
Cooper
Costa
Costello
Crowley
Culberson
Cummings
Davis (CA)
Davis (IL)
Deal (GA)
DeFazio
Delahunt
DeLauro
Dent
Dingell
Drake
Duncan
Emanuel
English (PA)
Eshoo
Fattah
Ford
Foxx
Frank (MA)
Franks (AZ)
Garrett (NJ)
Gillmor
Gingrey
Gohmert
Gonzalez
Gordon
Green (WI)
Grijalva
Gutierrez
Gutknecht
Hall
Hart
Hastings (WA)
Hayworth
Hensarling
Higgins
Hinchey
Hoekstra
Holden
Honda
Hooley
Hoyer
Hyde
Inglis (SC)
Israel
Issa
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Johnson, E. B.
Jones (NC)
Jones (OH)
Kildee
Kilpatrick (MI)
Kind
King (IA)
Kingston
Kirk
Kline
Kolbe
Langevin
Lantos
Larsen (WA)
Larson (CT)
Latham
Leach
Lee
Levin
Lewis (GA)
Lipinski
Lofgren, Zoe
Lowey
Lynch
Maloney
Manzullo
Marchant
Markey
Marshall
Matheson
McCaul (TX)
McCollum (MN)
McDermott
McGovern
McHenry
McKeon
McKinney
McMorris
McNulty
Meehan
Meek (FL)
Meeks (NY)
Melancon
Miller (NC)
Miller, Gary
Miller, George
Moore (WI)
Murphy
Myrick
Neugebauer
Norwood
Oberstar
Obey
Olver
Pascrell
Payne
Pelosi
Pence
Peterson (MN)
Peterson (PA)
Petri
Pickering
Pitts
Platts
Poe
Price (GA)
Price (NC)
Pryce (OH)
Ramstad
Rangel
Reichert
Renzi
Rogers (MI)
Rohrabacher
Rothman
Ruppersberger
Rush
Ryan (OH)
Ryan (WI)
Salazar
Sanchez, Loretta
Sanders
Schakowsky
Schwarz (MI)
Scott (GA)
Scott (VA)
Serrano
Sessions
Shadegg
Shays
Sherman
Sherwood
Shimkus
Shuster
Simpson
Smith (TX)
Sodrel
Solis
Souder
Spratt
Stark
Strickland
Sullivan
Tancredo
Tauscher
Thompson (CA)
Thompson (MS)
Tierney
Towns
Upton
Van Hollen
Velázquez
Wamp
Watson
Watt
Waxman
Weiner
Westmoreland
Wicker
Wilson (SC)
Woolsey
Wu
Young (AK)

NOES—201

Abercrombie
Aderholt
Akin
Alexander
Bachus
Baker
Bean
Berkley
Berman
Berry
Biggert
Bilirakis
Bishop (UT)
Blunt
Boehlert
Bonilla
Bonner
Boozman

Boucher
Boyd
Brady (TX)
Brown (OH)
Brown (SC)
Brown, Corrine
Brown-Waite, Ginny
Burton (IN)
Camp (MI)
Campbell (CA)
Cannon
Cantor
Capps
Carter
Castle
Chabot
Chandler
Chocola
Clyburn
Coble
Cramer
Crenshaw
Cubin
Cuellar
Davis (AL)
Davis (FL)
Davis (TN)
Davis, Jo Ann
Davis, Tom
DeLay
Diaz-Balart, L.
Diaz-Balart, M.
Dicks
Doggett
Doolittle
Doyle
Dreier
Edwards
Ehlers
Emerson
Engel
Etheridge
Everett
Farr
Feeney
Ferguson
Flake
Foley
Forbes
Fortenberry
Fossella
Frelinghuysen
Gallegly
Gibbons
Gilchrest
Goode
Goodlatte
Granger
Graves
Green, Al
Green, Gene
Harman
Harris
Hastings (FL)
Hefley
Herger
Herseth
Hinojosa
Hobson
Holt
Hostettler
Hulshof
Hunter
Inslee
Istook
Jindal
Johnson (CT)
Johnson (IL)
Johnson, Sam
Kanjorski
Kaptur
Keller
Kelly
King (NY)
Knollenberg
Kuhl (NY)
LaHood
LaTourette
Lewis (CA)
Lewis (KY)
LoBiondo
Lucas
Lungren, Daniel E.
Mack
Matsui
McCarthy
McCotter
McCrery
McHugh
McIntyre
Mica
Michaud
Millender-McDonald
Miller (FL)
Miller (MI)
Mollohan
Moore (KS)
Moran (KS)
Moran (VA)
Murtha
Musgrave
Nadler
Napolitano
Neal (MA)
Ney
Northup
Nunes
Nussle
Ortiz
Osborne
Otter
Owens
Oxley
Pallone
Pastor
Paul
Pearce
Pombo
Pomeroy
Porter
Putnam
Radanovich
Rahall
Regula
Rehberg
Reyes
Reynolds
Rogers (AL)
Rogers (KY)
Ros-Lehtinen
Ross
Roybal-Allard
Royce
Ryun (KS)
Sabo
Sánchez, Linda T.
Saxton
Schiff
Schmidt
Schwartz (PA)
Sensenbrenner
Shaw
Simmons
Slaughter
Smith (NJ)
Smith (WA)
Stearns
Stupak
Sweeney
Tanner
Taylor (MS)
Taylor (NC)
Terry
Thomas
Thornberry
Tiahrt
Tiberi
Turner
Udall (CO)
Udall (NM)
Visclosky
Walden (OR)
Walsh
Wasserman Schultz
Waters
Weldon (FL)
Weldon (PA)
Weller
Wexler
Whitfield
Wilson (NM)
Wolf
Young (FL)

ANSWERED ''PRESENT''—6

Davis (KY)
DeGette
Filner
Hayes
Jenkins
Kucinich

NOT VOTING—9

Evans
Fitzpatrick (PA)
Gerlach
Kennedy (MN)
Kennedy (RI)
Linder
Skelton
Snyder
Wynn

So the amendment was agreed to.

¶46.21 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment submitted by Mr. MARKEY:

Page 21, line 5, after the dollar amount insert: ''(reduced by $40,000,000)''.

It was decided in the negative ..... { Yeas ..... 128 / Nays 295

¶46.22 [Roll No. 197]

AYES—128

Abercrombie
Allen
Andrews
Baca
Baird
Baldwin
Becerra
Berkley
Berman
Bishop (NY)
Blumenauer
Brown (OH)
Capps
Capuano
Cardin
Carnahan
Carson
Case
Chandler
Clay
Cleaver
Clyburn
Conyers
Cummings
Davis (CA)
Davis (FL)
Davis (IL)
DeFazio
DeGette
Delahunt
DeLauro
Dingell
Doggett
Duncan
Emanuel
Engel
Eshoo
Farr
Fattah
Filner
Flake
Ford
Frank (MA)
Gibbons
Grijalva
Gutierrez
Harman
Hastings (FL)
Higgins
Hinchey
Holt
Honda
Hooley
Inslee
Israel
Jackson (IL)
Jackson-Lee (TX)
Jones (NC)
Kelly
Kildee
Kilpatrick (MI)
Kucinich
Langevin
Lantos
Larson (CT)
Lee
Levin
Lewis (GA)
Lofgren, Zoe
Lowey
Lynch
Maloney
Markey
Matheson
Matsui
McCollum (MN)
McDermott
McGovern
McKinney
McNulty
Meehan
Millender-McDonald
Miller, George
Moore (WI)
Nadler
Napolitano
Neal (MA)
Oberstar
Obey
Olver
Owens
Pallone
Pascrell
Paul
Payne
Pelosi
Petri
Pomeroy
Porter
Rangel
Ryan (OH)
Sabo
Sánchez, Linda T.
Sanders
Schakowsky
Schwartz (PA)
Sensenbrenner
Serrano
Sherman
Slaughter
Smith (WA)
Solis
Spratt
Stark
Tanner
Terry
Thompson (CA)
Thompson (MS)
Tierney
Udall (CO)
Udall (NM)
Van Hollen
Velázquez
Waters
Watson
Waxman
Wexler
Woolsey

NOES—295

Ackerman
Aderholt
Akin
Alexander
Bachus
Baker
Barrett (SC)
Barrow
Bartlett (MD)
Barton (TX)
Bass
Bean
Beauprez
Berry
Biggert
Bilirakis
Bishop (GA)
Bishop (UT)
Blackburn
Blunt
Boehlert
Boehner
Bonilla
Bonner
Bono
Boozman
Boren
Boswell
Boucher
Boustany
Boyd
Bradley (NH)
Brady (PA)
Brady (TX)
Brown (SC)
Brown, Corrine
Brown-Waite, Ginny
Burgess
Burton (IN)
Butterfield
Buyer
Calvert
Camp (MI)
Campbell (CA)
Cannon
Cantor
Capito
Cardoza
Carter
Castle
Chabot
Chocola
Coble
Cole (OK)
Conaway
Cooper
Costa
Costello
Cramer
Crenshaw
Crowley
Cubin
Cuellar
Culberson
Davis (AL)
Davis (KY)
Davis (TN)
Davis, Jo Ann
Davis, Tom
Deal (GA)
DeLay
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Dicks
Doolittle
Doyle
Drake
Dreier
Edwards
Ehlers
Emerson
English (PA)
Etheridge
Everett
Feeney
Ferguson
Foley
Forbes
Fortenberry
Fossella
Foxx
Franks (AZ)
Frelinghuysen
Gallegly
Garrett (NJ)
Gilchrest
Gillmor
Gingrey
Gohmert
Gonzalez
Goode
Goodlatte
Gordon
Granger
Graves
Green (WI)
Green, Al
Green, Gene
Gutknecht
Hall
Harris
Hart
Hastings (WA)
Hayes
Hayworth
Hefley
Hensarling
Herger
Herseth
Hinojosa
Hobson
Hoekstra
Holden
Hostettler
Hoyer
Hulshof
Hunter
Hyde
Inglis (SC)
Issa
Istook
Jefferson
Jenkins
Jindal
Johnson (CT)
Johnson (IL)
Johnson, E. B.
Johnson, Sam
Jones (OH)
Kanjorski
Kaptur
Keller
Kind
King (IA)
King (NY)
Kingston
Kirk
Kline
Knollenberg
Kolbe
Kuhl (NY)
LaHood
Larsen (WA)
Latham
LaTourette
Leach
Lewis (CA)
Lewis (KY)
Lipinski
LoBiondo
Lucas
Lungren, Daniel E.
Mack
Manzullo
Marchant
Marshall
McCarthy
McCaul (TX)
McCotter
McCrery
McHenry
McHugh
McIntyre
McKeon
McMorris
Meek (FL)
Meeks (NY)
Melancon
Mica
Michaud
Miller (FL)
Miller (MI)
Miller (NC)
Miller, Gary
Mollohan
Moore (KS)
Moran (KS)
Moran (VA)
Murphy
Murtha
Musgrave
Myrick
Neugebauer
Ney
Northup
Norwood
Nunes
Nussle
Ortiz
Osborne
Otter
Oxley
Pastor
Pearce
Pence
Peterson (MN)
Peterson (PA)
Pickering
Pitts
Platts
Poe
Pombo
Price (GA)
Price (NC)
Pryce (OH)
Putnam
Radanovich
Rahall
Ramstad
Regula
Rehberg
Reichert
Renzi
Reyes
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Ros-Lehtinen
Ross
Rothman
Roybal-Allard
Royce
Ruppersberger
Rush
Ryan (WI)
Ryun (KS)
Salazar
Sanchez, Loretta
Saxton
Schiff
Schmidt
Schwarz (MI)
Scott (GA)
Scott (VA)
Sessions
Shadegg
Shaw
Shays
Sherwood
Shimkus
Shuster
Simmons
Simpson
Smith (NJ)
Smith (TX)
Sodrel
Souder
Stearns
Strickland
Stupak
Sullivan
Sweeney
Tancredo
Tauscher
Taylor (MS)
Taylor (NC)
Thomas
Thornberry
Tiahrt
Tiberi
Towns
Turner
Upton
Visclosky
Walden (OR)
Walsh
Wamp
Wasserman Schultz
Watt
Weiner
Weldon (FL)
Weldon (PA)
Weller
Westmoreland
Whitfield
Wicker
Wilson (NM)
Wilson (SC)
Wolf
Wu
Young (AK)
Young (FL)

NOT VOTING—9

Evans
Fitzpatrick (PA)
Gerlach
Kennedy (MN)
Kennedy (RI)
Linder
Skelton
Snyder
Wynn

So the amendment was not agreed to.

¶46.23 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment submitted by Ms. DELAURO:

Page 21, line 5, after the dollar amount insert ''(increased by $25,000,000)''.

Page 29, line 11, after the dollar amount insert ''(reduced by $25,000,000)''.

It was decided in the affirmative ..... { Yeas ..... 217 / Nays 204

¶46.24 [Roll No. 198]

AYES—217

Abercrombie
Ackerman
Aderholt
Allen
Andrews
Baca
Baird
Baldwin
Barrow
Bartlett (MD)
Bass
Bean
Beauprez
Becerra
Berkley
Berman
Berry
Bishop (GA)
Bishop (NY)
Blumenauer
Boren
Boswell
Boucher
Bradley (NH)
Brady (PA)
Brown (OH)
Brown, Corrine
Butterfield
Camp (MI)
Capps
Capuano
Cardin
Cardoza
Carnahan
Carson
Case
Chandler
Clay
Cleaver
Clyburn
Conyers
Cooper
Costa
Costello
Crowley
Cubin
Cuellar
Cummings
Davis (AL)
Davis (CA)
Davis (FL)
Davis (IL)
Davis (KY)
Davis (TN)
DeFazio
DeGette
Delahunt
DeLauro
Dent
Dicks
Dingell
Doggett
Doyle
Edwards
Emanuel
Engel
Eshoo
Etheridge
Farr
Fattah
Filner
Ford
Fortenberry
Frank (MA)
Gibbons
Gilchrest
Gonzalez
Gordon
Green (WI)
Green, Al
Green, Gene
Grijalva
Gutierrez
Harman
Hastings (FL)
Hayworth
Hefley
Herseth
Higgins
Hinchey
Hinojosa
Holden
Holt
Honda
Hooley
Inslee
Israel
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Jindal
Johnson (CT)
Johnson (IL)
Johnson, E. B.
Jones (OH)
Kanjorski
Kaptur
Kelly
Kildee
Kilpatrick (MI)

Kind
Kucinich
Langevin
Lantos
Larsen (WA)
Larson (CT)
Lee
Levin
Lewis (GA)
Lewis (KY)
Lipinski
Lofgren, Zoe
Lowey
Lynch
Maloney
Markey
Marshall
Matsui
McCarthy
McCollum (MN)
McCotter
McDermott
McGovern
McIntyre
McKinney
McMorris
McNulty
Meehan
Meek (FL)
Meeks (NY)
Melancon
Michaud
Millender-McDonald
Miller (NC)
Miller, George
Moore (KS)
Moore (WI)
Moran (VA)
Murphy
Nadler
Napolitano
Neal (MA)
Nussle
Oberstar
Obey
Olver
Ortiz
Owens
Pallone
Pascrell
Payne
Pelosi
Peterson (MN)
Platts
Pomeroy
Porter
Price (NC)
Ramstad
Rangel
Renzi
Reyes
Ross
Rothman
Roybal-Allard
Ruppersberger
Rush
Ryan (OH)
Sabo
Salazar
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Schakowsky
Schiff
Schwartz (PA)
Scott (GA)
Scott (VA)
Serrano
Sherman
Simmons
Slaughter
Smith (WA)
Solis
Spratt
Stark
Strickland
Stupak
Tanner
Tauscher
Taylor (MS)
Thompson (CA)
Thompson (MS)
Tierney
Towns
Udall (NM)
Van Hollen
Velázquez
Wasserman Schultz
Waters
Watson
Watt
Waxman
Weiner
Wexler
Whitfield
Woolsey
Wu

NOES—204

Akin
Alexander
Bachus
Baker
Barrett (SC)
Barton (TX)
Biggert
Bilirakis
Bishop (UT)
Blackburn
Blunt
Boehlert
Boehner
Bonilla
Bonner
Bono
Boozman
Boustany
Boyd
Brady (TX)
Brown (SC)
Brown-Waite, Ginny
Burgess
Burton (IN)
Buyer
Calvert
Campbell (CA)
Cannon
Cantor
Capito
Carter
Castle
Chabot
Chocola
Coble
Cole (OK)
Conaway
Cramer
Crenshaw
Culberson
Davis, Jo Ann
Davis, Tom
Deal (GA)
DeLay
Diaz-Balart, L.
Diaz-Balart, M.
Doolittle
Drake
Dreier
Duncan
Ehlers
Emerson
English (PA)
Everett
Feeney
Ferguson
Flake
Foley
Forbes
Fossella
Foxx
Franks (AZ)
Frelinghuysen
Gallegly
Garrett (NJ)
Gillmor
Gingrey
Gohmert
Goode
Goodlatte
Granger
Graves
Gutknecht
Hall
Harris
Hart
Hastings (WA)
Hayes
Hensarling
Herger
Hobson
Hoekstra
Hostettler
Hoyer
Hulshof
Hunter
Hyde
Inglis (SC)
Jenkins
Johnson, Sam
Jones (NC)
Keller
King (IA)
King (NY)
Kingston
Kirk
Kline
Knollenberg
Kolbe
Kuhl (NY)
LaHood
Latham
LaTourette
Leach
Lewis (CA)
LoBiondo
Lucas
Lungren, Daniel E.
Mack
Manzullo
Marchant
Matheson
McCaul (TX)
McCrery
McHenry
McHugh
McKeon
Mica
Miller (FL)
Miller (MI)
Miller, Gary
Mollohan
Moran (KS)
Murtha
Musgrave
Myrick
Neugebauer
Ney
Northup
Norwood
Nunes
Osborne
Otter
Oxley
Pastor
Paul
Pearce
Pence
Peterson (PA)
Petri
Pickering
Pitts
Poe
Pombo
Price (GA)
Pryce (OH)
Putnam
Radanovich
Rahall
Regula
Rehberg
Reichert
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Ros-Lehtinen
Royce
Ryan (WI)
Ryun (KS)
Saxton
Schmidt
Schwarz (MI)
Sensenbrenner
Sessions
Shadegg
Shaw
Shays
Sherwood
Shimkus
Shuster
Simpson
Smith (NJ)
Smith (TX)
Sodrel
Souder
Stearns
Sullivan
Sweeney
Tancredo
Taylor (NC)
Terry
Thomas
Thornberry
Tiahrt
Tiberi
Turner
Udall (CO)
Upton
Visclosky
Walden (OR)
Walsh
Wamp
Weldon (FL)
Weldon (PA)
Weller
Westmoreland
Wicker
Wilson (NM)
Wilson (SC)
Wolf
Young (AK)
Young (FL)

NOT VOTING—11

Evans
Fitzpatrick (PA)
Gerlach
Issa
Istook
Kennedy (MN)
Kennedy (RI)
Linder
Skelton
Snyder
Wynn

So the amendment was agreed to.

¶46.25 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment submitted by Mr. ANDREWS:

Page 29, line 11, after the dollar amount, insert the following: ''(reduced by $27,800,000)''.

Page 31, line 15, after the dollar amount, insert the following: ''(increased by $27,800,000)''.

It was decided in the affirmative ..... { Yeas ..... 227 / Nays 195

¶46.26 [Roll No. 199]

AYES—227

Abercrombie
Ackerman
Allen
Andrews
Baca
Baird
Baldwin
Barrow
Bartlett (MD)
Bass
Bean
Becerra
Berkley
Berman
Berry
Bishop (NY)
Blumenauer
Boren
Boswell
Boucher
Boyd
Bradley (NH)
Brady (PA)
Brown (OH)
Brown, Corrine
Butterfield
Capps
Capuano
Cardin
Cardoza
Carnahan
Carson
Case
Chandler
Clay
Cleaver
Clyburn
Conyers
Cooper
Costa
Costello
Cramer
Crowley
Cuellar
Cummings
Davis (AL)
Davis (CA)
Davis (FL)
Davis (IL)
Davis (TN)
DeFazio
DeGette
Delahunt
DeLauro
Dent
Dicks
Dingell
Doggett
Doyle
Edwards
Emanuel
Engel
Eshoo
Etheridge
Farr
Fattah
Feeney
Filner
Flake
Ford
Fortenberry
Frank (MA)
Franks (AZ)
Garrett (NJ)
Gibbons
Gilchrest
Gonzalez
Gordon
Green (WI)
Green, Al
Green, Gene
Grijalva
Gutierrez
Gutknecht
Harman
Hastings (FL)
Hefley
Herseth
Higgins
Hinchey
Hinojosa
Holden
Holt
Honda
Hooley
Inslee
Israel
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Jindal
Johnson (CT)
Johnson, E. B.
Jones (NC)
Jones (OH)
Kanjorski
Kelly
Kildee
Kilpatrick (MI)
Kind
King (IA)
Kirk
Kucinich
Langevin
Lantos
Larsen (WA)
Larson (CT)
Leach
Lee
Levin
Lewis (GA)
Lipinski
Lofgren, Zoe
Lowey
Lungren, Daniel E.
Lynch
Maloney
Markey
Marshall
Matheson
Matsui
McCarthy
McCollum (MN)
McCotter
McDermott
McGovern
McIntyre
McKinney
McNulty
Meehan
Meek (FL)
Meeks (NY)
Melancon
Michaud
Millender-McDonald
Miller (NC)
Miller, George
Moore (KS)
Moore (WI)
Moran (VA)
Nadler
Napolitano
Neal (MA)
Nussle
Oberstar
Obey
Olver
Ortiz
Owens
Pallone
Pascrell
Paul
Payne
Pelosi
Peterson (MN)
Petri
Pitts
Platts
Pomeroy
Porter
Price (GA)
Price (NC)
Ramstad
Rangel
Reyes
Rogers (MI)
Rohrabacher
Ross
Rothman
Ruppersberger
Rush
Ryan (OH)
Ryan (WI)
Sabo
Salazar
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Schakowsky
Schiff
Schwartz (PA)
Scott (GA)
Scott (VA)
Serrano
Shadegg
Sherman
Slaughter
Smith (WA)
Solis
Spratt
Stark
Strickland
Stupak
Tanner
Tauscher
Taylor (MS)
Thompson (CA)
Thompson (MS)
Tierney
Towns
Udall (CO)
Udall (NM)
Upton
Van Hollen
Velázquez
Wasserman Schultz
Waters
Watson
Watt
Waxman
Weiner
Weldon (PA)
Weller
Wexler
Wilson (NM)
Woolsey
Wu

NOES—195

Aderholt
Akin
Alexander
Bachus
Baker
Barrett (SC)
Barton (TX)
Beauprez
Biggert
Bilirakis
Bishop (GA)
Bishop (UT)
Blackburn
Blunt
Boehlert
Boehner
Bonilla
Bonner
Bono
Boozman
Boustany
Brady (TX)
Brown (SC)
Brown-Waite, Ginny
Burgess
Burton (IN)
Buyer
Calvert
Camp (MI)
Campbell (CA)
Cannon
Cantor
Capito
Carter
Castle
Chabot
Chocola
Coble
Cole (OK)
Conaway
Crenshaw
Cubin
Culberson
Davis (KY)
Davis, Jo Ann
Davis, Tom
Deal (GA)
DeLay
Diaz-Balart, L.
Diaz-Balart, M.
Doolittle
Drake
Dreier
Duncan
Ehlers
Emerson
English (PA)
Everett
Ferguson
Foley
Forbes
Fossella
Foxx
Frelinghuysen
Gallegly
Gillmor
Gingrey
Gohmert
Goode
Goodlatte
Granger
Graves
Hall
Harris
Hart
Hastings (WA)
Hayes
Hayworth
Hensarling
Herger
Hobson
Hoekstra
Hostettler
Hoyer
Hulshof
Hunter
Hyde
Inglis (SC)
Issa
Istook
Jenkins
Johnson (IL)
Johnson, Sam
Kaptur
Keller
King (NY)
Kingston
Kline
Knollenberg
Kolbe
Kuhl (NY)
LaHood
Latham
LaTourette
Lewis (CA)
Lewis (KY)
LoBiondo
Lucas
Mack
Manzullo
Marchant
McCaul (TX)
McCrery
McHenry
McHugh
McKeon
McMorris
Mica
Miller (FL)
Miller (MI)
Miller, Gary
Mollohan
Moran (KS)
Murphy
Murtha
Musgrave
Myrick
Neugebauer
Ney
Northup
Norwood
Osborne
Otter
Oxley
Pastor
Pearce
Pence
Peterson (PA)
Pickering
Poe
Pombo
Pryce (OH)
Putnam
Radanovich
Rahall
Regula
Rehberg
Reichert
Renzi
Reynolds
Rogers (AL)
Rogers (KY)
Ros-Lehtinen
Roybal-Allard
Royce
Ryun (KS)
Saxton
Schmidt
Schwarz (MI)
Sensenbrenner
Sessions
Shaw
Shays
Sherwood
Shimkus
Shuster
Simmons
Simpson
Smith (NJ)
Smith (TX)
Sodrel
Souder
Stearns
Sullivan
Sweeney
Tancredo
Taylor (NC)
Terry
Thomas
Thornberry
Tiahrt
Tiberi
Turner
Visclosky
Walden (OR)
Walsh
Wamp
Weldon (FL)
Westmoreland
Whitfield
Wicker
Wilson (SC)
Wolf
Young (AK)
Young (FL)

NOT VOTING—10

Evans
Fitzpatrick (PA)
Gerlach
Kennedy (MN)
Kennedy (RI)
Linder
Nunes
Skelton
Snyder
Wynn

So the amendment was agreed to.

¶46.27 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment submitted by Ms. BERKLEY:

Page 47, after line 2, insert the following new section:

SEC. 503. None of the funds made available by this Act may be used by the Office of Civilian Radioactive Waste Management to administer the ''Yucca Mountain Youth Zone'' website.

It was decided in the negative ..... { Yeas ..... 147 / Nays 271

¶46.28 [Roll No. 200]

AYES—147

Abercrombie
Ackerman
Andrews
Baca
Baird
Baldwin
Barrow
Bean
Becerra
Berkley
Berman
Bishop (NY)
Bishop (UT)
Blumenauer
Boren
Boyd
Brown, Corrine
Butterfield
Capps
Capuano
Cardoza
Carnahan
Carson
Chandler
Chocola
Cleaver
Conyers
Crowley
Cummings
Davis (AL)
Davis (CA)
Davis (IL)
Davis (TN)
DeFazio
DeGette
DeLauro
Dingell
Doggett
Emanuel
Engel
Eshoo
Farr
Filner
Flake
Frank (MA)
Gibbons
Gonzalez
Green, Al
Grijalva
Harman
Hart
Hastings (FL)
Higgins
Hinchey
Holt
Honda
Hooley
Hoyer
Israel
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Jindal
Johnson, E. B.
Jones (NC)
Jones (OH)
Kildee
Kilpatrick (MI)
Kucinich
Langevin
Lantos
Larsen (WA)
Larson (CT)
Lee
Lewis (GA)
Lofgren, Zoe
Lowey
Maloney
Markey
Matheson
Matsui
McCollum (MN)
McDermott
McGovern
McKeon
McNulty
Meehan
Melancon
Michaud
Millender-McDonald
Miller, George
Moore (KS)
Moore (WI)
Nadler
Napolitano
Neal (MA)
Oberstar
Obey
Olver
Ortiz
Owens
Pallone
Pascrell
Paul
Payne
Pelosi
Peterson (MN)
Porter
Rahall
Rangel
Reyes
Rothman
Roybal-Allard
Ruppersberger
Ryan (OH)
Salazar
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Schakowsky
Schiff
Schwartz (PA)
Scott (GA)
Sherman
Slaughter
Smith (WA)
Solis
Souder
Stark
Tanner
Thompson (CA)
Thompson (MS)
Tierney
Towns
Udall (CO)
Udall (NM)
Van Hollen
Velázquez
Wasserman Schultz
Waters
Watson
Watt
Waxman
Weiner
Wexler
Woolsey
Wu

NOES—271

Aderholt
Akin
Alexander
Allen
Bachus
Baker
Barrett (SC)
Bartlett (MD)
Barton (TX)
Bass
Beauprez
Berry
Biggert
Bilirakis
Bishop (GA)
Blackburn
Blunt
Boehlert
Boehner
Bonilla
Bonner
Boozman
Boswell
Boucher
Boustany
Bradley (NH)
Brady (PA)
Brady (TX)
Brown (OH)
Brown (SC)
Brown-Waite, Ginny
Burgess
Burton (IN)
Buyer
Calvert
Camp (MI)
Campbell (CA)
Capito
Cardin
Carter
Case
Castle
Chabot
Clay
Clyburn
Coble
Cole (OK)
Conaway
Cooper
Costa
Costello
Cramer
Crenshaw
Cubin
Cuellar
Culberson
Davis (FL)
Davis (KY)
Davis, Jo Ann
Davis, Tom
Deal (GA)
Delahunt
DeLay
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Dicks
Doolittle
Doyle
Drake
Dreier
Duncan
Edwards
Ehlers
Emerson
English (PA)
Etheridge
Everett
Fattah
Feeney
Ferguson
Foley
Forbes
Ford
Fortenberry
Fossella
Foxx
Franks (AZ)
Frelinghuysen
Gallegly
Garrett (NJ)
Gilchrest
Gillmor
Gingrey
Gohmert
Goode
Goodlatte
Gordon
Granger
Graves
Green (WI)
Green, Gene
Gutierrez
Gutknecht
Hall
Harris
Hastings (WA)
Hayes
Hayworth
Hefley
Hensarling
Herger
Herseth
Hinojosa
Hobson
Hoekstra
Holden
Hostettler
Hulshof
Hunter
Hyde
Inglis (SC)
Inslee
Issa
Istook
Jenkins
Johnson (CT)
Johnson (IL)
Johnson, Sam
Kanjorski
Kaptur
Keller
Kelly
Kind
King (IA)
King (NY)
Kingston
Kirk
Kline
Knollenberg
Kolbe
Kuhl (NY)
LaHood
Latham
LaTourette
Leach
Levin
Lewis (CA)
Lewis (KY)
Lipinski
LoBiondo
Lucas
Lungren, Daniel E.
Lynch
Mack
Manzullo
Marchant
Marshall
McCarthy
McCaul (TX)
McCotter
McCrery
McHenry
McHugh
McIntyre
McMorris
Meek (FL)
Meeks (NY)
Mica
Miller (FL)
Miller (MI)
Miller (NC)
Miller, Gary
Mollohan
Moran (KS)
Moran (VA)
Murphy
Murtha
Musgrave
Myrick
Neugebauer
Northup
Norwood
Nunes
Nussle
Osborne
Otter
Oxley
Pastor
Pearce
Pence
Peterson (PA)
Petri
Pickering
Pitts
Platts
Poe
Pombo
Pomeroy
Price (GA)
Price (NC)
Pryce (OH)
Putnam
Radanovich
Ramstad
Regula
Rehberg
Reichert
Renzi
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Ros-Lehtinen
Ross
Royce
Rush
Ryan (WI)
Ryun (KS)
Sabo
Saxton
Schmidt
Schwarz (MI)
Scott (VA)
Sensenbrenner
Serrano
Sessions
Shadegg
Shaw
Shays
Sherwood
Shimkus
Shuster
Simmons
Simpson
Smith (NJ)
Smith (TX)
Sodrel
Spratt
Stearns
Strickland
Stupak
Sullivan
Sweeney
Tancredo
Tauscher
Taylor (MS)
Taylor (NC)
Terry
Thomas
Thornberry
Tiahrt
Tiberi
Turner
Upton
Visclosky
Walden (OR)
Walsh
Wamp
Weldon (FL)
Weldon (PA)
Weller
Westmoreland
Whitfield
Wicker
Wilson (NM)
Wilson (SC)
Wolf
Young (AK)
Young (FL)

NOT VOTING—14

Bono
Cannon
Cantor
Evans
Fitzpatrick (PA)
Gerlach
Kennedy (MN)
Kennedy (RI)
Linder
McKinney
Ney
Skelton
Snyder
Wynn

So the amendment was not agreed to.

¶46.29 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment submitted by Mr. MARKEY:

Page 47, after line 2, insert the following new section:

SEC. 503. None of the funds made available by this Act may be used to carry out subtitle J of title IX of the Energy Policy Act of 2005 (42 U.S.C. 16371 et seq.).

It was decided in the negative ..... { Yeas ..... 161 / Nays 255

¶46.30 [Roll No. 201]

AYES—161

Ackerman
Allen
Andrews
Baca
Baldwin
Barrow
Bean
Becerra
Berkley
Berman
Berry
Bishop (NY)
Blumenauer
Bradley (NH)
Brown (OH)
Brown-Waite, Ginny
Butterfield
Capps
Cardin
Carnahan
Carson
Case
Chandler
Clay
Cleaver
Conyers
Cooper
Crowley
Cummings
Davis (CA)
Davis (FL)
Davis (IL)
DeFazio
DeGette
Delahunt
DeLauro
Doggett
Doyle
Ehlers
Emanuel
Engel
Eshoo
Etheridge
Farr
Fattah
Filner
Flake
Foley
Ford
Fossella
Frank (MA)
Frelinghuysen
Garrett (NJ)
Gordon
Grijalva
Gutierrez
Gutknecht
Hastings (FL)
Higgins
Hinchey
Holt
Honda
Hooley
Hoyer
Inslee
Israel
Jackson (IL)
Jones (OH)
Kaptur
Kelly
Kildee
Kilpatrick (MI)
Kind
Kline
LaHood
Langevin
Lantos
Larson (CT)
Leach
Lee
Levin
Lewis (GA)
LoBiondo
Lofgren, Zoe
Lowey
Maloney
Markey
Matsui
McCarthy
McCollum (MN)
McDermott
McGovern
McIntyre
McKinney
McNulty
Meehan
Meeks (NY)
Michaud
Millender-McDonald
Miller (NC)
Miller, George
Moore (WI)
Nadler
Napolitano
Neal (MA)
Oberstar
Obey
Olver
Owens
Pallone
Pascrell
Paul
Payne
Pelosi
Platts
Pomeroy
Price (NC)
Ramstad
Rangel
Rohrabacher
Rothman
Roybal-Allard
Royce
Ruppersberger
Rush
Ryan (OH)
Sabo
Sánchez, Linda T.
Sanders
Schakowsky
Schiff
Schwartz (PA)
Scott (GA)
Scott (VA)
Serrano
Shays
Simmons
Slaughter
Smith (NJ)
Smith (WA)
Solis
Stark
Strickland
Stupak
Tancredo
Tanner
Taylor (MS)
Thompson (CA)
Tierney
Udall (CO)
Van Hollen
Velázquez
Visclosky
Walden (OR)
Wasserman Schultz
Waters
Watson
Watt
Waxman
Wexler
Woolsey

NOES—255

Abercrombie
Aderholt
Akin
Alexander
Bachus
Baker
Barrett (SC)
Bartlett (MD)
Barton (TX)
Bass
Beauprez
Biggert
Bilirakis
Bishop (GA)
Bishop (UT)
Blackburn
Blunt
Boehlert
Boehner
Bonilla
Bonner
Bono
Boozman
Boren
Boswell
Boucher
Boustany
Boyd
Brady (PA)
Brady (TX)
Brown (SC)
Burgess
Burton (IN)
Calvert
Camp (MI)
Campbell (CA)
Cannon
Cantor
Capito
Capuano
Cardoza
Carter
Castle
Chabot
Chocola
Clyburn
Coble
Cole (OK)
Conaway
Costa
Costello
Cramer
Cubin
Cuellar
Culberson
Davis (AL)
Davis (KY)
Davis (TN)
Davis, Jo Ann
Davis, Tom
Deal (GA)
DeLay
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Dicks
Dingell
Doolittle
Drake
Dreier
Duncan
Edwards
Emerson
English (PA)
Everett
Feeney
Ferguson
Forbes
Fortenberry
Foxx
Franks (AZ)
Gallegly
Gibbons
Gilchrest
Gillmor
Gingrey
Gohmert
Gonzalez
Goode
Goodlatte
Granger
Graves
Green (WI)
Green, Al
Green, Gene
Hall
Harman
Harris
Hart
Hastings (WA)
Hayes
Hayworth
Hefley
Hensarling
Herger
Herseth
Hinojosa
Hobson
Hoekstra
Holden
Hostettler
Hulshof
Hunter
Hyde
Inglis (SC)
Issa
Istook
Jackson-Lee (TX)
Jefferson
Jenkins
Jindal
Johnson (CT)
Johnson (IL)
Johnson, Sam
Jones (NC)
Kanjorski
Keller
King (IA)
King (NY)
Kirk
Knollenberg
Kolbe
Kucinich
Kuhl (NY)
Larsen (WA)
Latham
LaTourette
Lewis (CA)
Lewis (KY)
Lipinski
Lucas
Lungren, Daniel E.
Lynch
Mack
Manzullo
Marchant
Marshall
Matheson
McCaul (TX)
McCotter
McCrery
McHenry
McHugh
McKeon
McMorris
Meek (FL)
Melancon
Mica
Miller (FL)
Miller (MI)
Miller, Gary
Mollohan
Moore (KS)
Moran (KS)
Moran (VA)
Murphy
Murtha
Musgrave
Myrick

Neugebauer
Ney
Northup
Norwood
Nunes
Nussle
Ortiz
Osborne
Otter
Oxley
Pastor
Pearce
Pence
Peterson (MN)
Peterson (PA)
Petri
Pickering
Pitts
Poe
Pombo
Porter
Price (GA)
Pryce (OH)
Putnam
Radanovich
Rahall
Regula
Rehberg
Reichert
Renzi
Reyes
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Ros-Lehtinen
Ross
Ryan (WI)
Ryun (KS)
Salazar
Sanchez, Loretta
Saxton
Schmidt
Schwarz (MI)
Sensenbrenner
Sessions
Shadegg
Shaw
Sherman
Sherwood
Shimkus
Shuster
Simpson
Smith (TX)
Sodrel
Souder
Spratt
Stearns
Sullivan
Sweeney
Tauscher
Taylor (NC)
Terry
Thomas
Thompson (MS)
Thornberry
Tiahrt
Tiberi
Towns
Turner
Udall (NM)
Upton
Walsh
Wamp
Weldon (FL)
Weldon (PA)
Weller
Westmoreland
Whitfield
Wicker
Wilson (NM)
Wilson (SC)
Wolf
Wu
Young (AK)
Young (FL)

NOT VOTING—16

Baird
Brown, Corrine
Buyer
Crenshaw
Evans
Fitzpatrick (PA)
Gerlach
Johnson, E. B.
Kennedy (MN)
Kennedy (RI)
Kingston
Linder
Skelton
Snyder
Weiner
Wynn

So the amendment was not agreed to.

After some further time,

The SPEAKER pro tempore, Mr. PRICE of Georgia, assumed the Chair.

When Mr. McHUGH, Acting Chairman, reported that the Committee, having had under consideration said bill, had come to no resolution thereon.

¶46.31 NATIONAL CEMETERIES

Mr. BUYER moved to suspend the rules and agree to the following amendment of the Senate to the bill (H.R. 5037) to amend titles 38 and 18, United States Code, to prohibit certain demonstrations at cemeteries under the control of the National Cemetery Administration and at Arlington National Cemetery, and for other purposes:

Strike out all after the enacting clause and insert:

SECTION 1. SHORT TITLE.

This Act may be cited as the ''Respect for America's Fallen Heroes Act''.

SEC. 2. PROHIBITION ON CERTAIN DEMONSTRATIONS AT CEMETERIES UNDER THE CONTROL OF THE NATIONAL CEMETERY ADMINISTRATION AND AT ARLINGTON NATIONAL CEMETERY.

(a) PROHIBITION.—

(1) IN GENERAL.—Chapter 24 of title 38, United States Code, is amended by adding at the end the following new section:

''§ 2413. Prohibition on certain demonstrations at cemeteries under control of the National Cemetery Administration and at Arlington National Cemetery

''(a) PROHIBITION.—No person may carry out—

''(1) a demonstration on the property of a cemetery under the control of the National Cemetery Administration or on the property of Arlington National Cemetery unless the demonstration has been approved by the cemetery superintendent or the director of the property on which the cemetery is located; or

''(2) with respect to such a cemetery, a demonstration during the period beginning 60 minutes before and ending 60 minutes after a funeral, memorial service, or ceremony is held, any part of which demonstration—

''(A)(i) takes place within 150 feet of a road, pathway, or other route of ingress to or egress from such cemetery property; and

''(ii) includes, as part of such demonstration, any individual willfully making or assisting in the making of any noise or diversion that disturbs or tends to disturb the peace or good order of the funeral, memorial service, or ceremony; or

''(B) is within 300 feet of such cemetery and impedes the access to or egress from such cemetery.

''(b) DEMONSTRATION.—For purposes of this section, the term 'demonstration' includes the following:

''(1) Any picketing or similar conduct.

''(2) Any oration, speech, use of sound amplification equipment or device, or similar conduct that is not part of a funeral, memorial service, or ceremony.

''(3) The display of any placard, banner, flag, or similar device, unless such a display is part of a funeral, memorial service, or ceremony.

''(4) The distribution of any handbill, pamphlet, leaflet, or other written or printed matter other than a program distributed as part of a funeral, memorial service, or ceremony.''.

(2) CLERICAL AMENDMENT.—The table of sections at the beginning of such chapter is amended by adding at the end the following new item:

''2413. Prohibition on certain demonstrations at cemeteries under control of National Cemetery Administration and at Arlington National Cemetery.''.

(b) CONSTRUCTION.—Nothing in section 2413 of title 38, United States Code (as amended by subsection (a)), shall be construed as limiting the authority of the Secretary of Veterans Affairs, with respect to property under control of the National Cemetery Administration, or the Secretary of the Army, with respect to Arlington National Cemetery, to issue or enforce regulations that prohibit or restrict conduct that is not specifically covered by section 2413 of such title (as so added).

SEC. 3. PENALTY FOR VIOLATION OF PROHIBITION ON UNAPPROVED DEMONSTRATIONS AT CEMETERIES UNDER THE CONTROL OF THE NATIONAL CEMETERY ADMINISTRATION AND AT ARLINGTON NATIONAL CEMETERY.

(a) PENALTY.—Chapter 67 of title 18, United States Code, is amended by adding at the end the following new section:

''§ 1387. Demonstrations at cemeteries under the control of the National Cemetery Administration and at Arlington National Cemetery

''Whoever violates section 2413 of title 38 shall be fined under this title, imprisoned for not more than one year, or both.''.

(b) CLERICAL AMENDMENT.—The table of sections at the beginning of such chapter is amended by adding at the end the following new item:

''1387. Demonstrations at cemeteries under the control of the National Cemetery Administration and at Arlington National Cemetery.''.

SEC. 4. SENSE OF CONGRESS ON STATE RESTRICTION OF DEMONSTRATIONS NEAR MILITARY FUNERALS.

It is the sense of Congress that each State should enact legislation to restrict demonstrations near any military funeral.

The SPEAKER pro tempore, Mr. PRICE of Georgia, recognized Mr. BUYER and Mr. REYES, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and agree to said amendment of the Senate?

The SPEAKER pro tempore, Mr. PRICE of Georgia, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said amendment of the Senate was agreed to.

A motion to reconsider the vote whereby the rules were suspended and said amendment of the Senate was agreed to was, by unanimous consent, laid on the table.

Ordered, That the Clerk notify the Senate thereof.

¶46.32 ENERGY AND WATER APPROPRIATIONS FY 2007

The SPEAKER pro tempore, Mr. PRICE of Georgia, pursuant to House Resolution 832 and rule XVIII, declared the House resolved into the Committee of the Whole House on the state of the Union for the further consideration of the bill (H.R. 5427) making appropriations for energy and water development for the fiscal year ending September 30, 2007, and for other purposes.

Mr. McHUGH, Acting Chairman, assumed the chair; and after some time spent therein,

¶46.33 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment submitted by Mr. BISHOP of New York:

At the end of the bill, before the short title, insert the following new section:

SEC. 503. None of the funds made available by this Act may be used by the Federal Energy Regulatory Commission to review the application for the Broadwater Energy proposal, dockets CP06–54–000, CP06–55–000, and CP06–56–000.

It was decided in the negative ..... { Yeas ..... 164; Nays ..... 258; Answered present 1 }

¶46.34 [Roll No. 202]

AYES—164

Ackerman
Allen
Andrews
Baca
Baird
Baldwin
Becerra
Berkley
Berman
Bishop (NY)
Blumenauer
Boehlert
Boswell
Boyd
Brady (PA)
Brown (OH)
Brown, Corrine
Butterfield
Capps
Capuano
Cardin
Cardoza
Carnahan
Carson
Case
Chandler
Clay
Cleaver
Clyburn
Conyers
Cooper
Costello
Cramer
Crowley
Cummings
Davis (AL)
Davis (CA)
Davis (FL)
Davis (IL)
Delahunt
DeLauro
Doggett
Emanuel
Engel
Eshoo
Etheridge
Farr
Fattah
Ferguson
Filner
Fitzpatrick (PA)
Ford
Frank (MA)
Frelinghuysen
Gerlach
Green, Al
Grijalva
Gutierrez
Harman
Hart
Hastings (FL)
Herseth
Higgins
Hinchey
Holt
Honda
Hoyer
Inslee
Israel
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Johnson (CT)
Johnson, E. B.
Kelly
Kildee
Kilpatrick (MI)
Kind
Kucinich
Langevin
Lantos
Larsen (WA)
Larson (CT)
Leach
Lee
Levin
Lewis (GA)
LoBiondo
Lofgren, Zoe
Lowey
Maloney
Markey
Matsui
McCollum (MN)
McDermott
McGovern
McIntyre
McKinney
McNulty
Meehan
Meek (FL)
Meeks (NY)
Michaud
Millender-McDonald
Miller (NC)
Miller, George
Moore (KS)
Moore (WI)
Moran (VA)
Nadler
Napolitano
Neal (MA)
Oberstar
Obey
Olver

Owens
Pallone
Pascrell
Payne
Pelosi
Pomeroy
Price (NC)
Rahall
Ramstad
Rangel
Rothman
Roybal-Allard
Ruppersberger
Ryan (OH)
Sabo
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Schakowsky
Schiff
Schwartz (PA)
Scott (GA)
Scott (VA)
Serrano
Shays
Sherman
Simmons
Slaughter
Smith (NJ)
Smith (WA)
Solis
Stark
Sweeney
Tauscher
Thompson (CA)
Tierney
Towns
Udall (CO)
Van Hollen
Velázquez
Wasserman Schultz
Waters
Watson
Watt
Waxman
Weiner
Wexler
Woolsey
Wu

NOES—258

Abercrombie
Aderholt
Akin
Alexander
Bachus
Baker
Barrett (SC)
Barrow
Bartlett (MD)
Barton (TX)
Bass
Bean
Beauprez
Berry
Biggert
Bilirakis
Bishop (GA)
Bishop (UT)
Blackburn
Blunt
Boehner
Bonilla
Bonner
Bono
Boozman
Boren
Boucher
Boustany
Bradley (NH)
Brady (TX)
Brown (SC)
Brown-Waite, Ginny
Burgess
Burton (IN)
Buyer
Calvert
Camp (MI)
Campbell (CA)
Cannon
Cantor
Capito
Carter
Castle
Chabot
Chocola
Coble
Cole (OK)
Conaway
Costa
Crenshaw
Cubin
Cuellar
Culberson
Davis (KY)
Davis (TN)
Davis, Jo Ann
Davis, Tom
Deal (GA)
DeFazio
DeGette
DeLay
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Dicks
Dingell
Doolittle
Doyle
Drake
Dreier
Duncan
Edwards
Ehlers
Emerson
English (PA)
Everett
Feeney
Flake
Foley
Forbes
Fortenberry
Fossella
Foxx
Franks (AZ)
Gallegly
Garrett (NJ)
Gibbons
Gilchrest
Gillmor
Gingrey
Gohmert
Gonzalez
Goode
Goodlatte
Gordon
Granger
Graves
Green (WI)
Green, Gene
Gutknecht
Hall
Harris
Hastings (WA)
Hayes
Hayworth
Hefley
Hensarling
Herger
Hinojosa
Hobson
Hoekstra
Holden
Hooley
Hostettler
Hulshof
Hunter
Hyde
Inglis (SC)
Issa
Jenkins
Jindal
Johnson (IL)
Johnson, Sam
Jones (OH)
Kanjorski
Kaptur
Keller
King (IA)
King (NY)
Kingston
Kirk
Kline
Knollenberg
Kolbe
Kuhl (NY)
LaHood
Latham
LaTourette
Lewis (CA)
Lewis (KY)
Lipinski
Lucas
Lungren, Daniel E.
Lynch
Mack
Manzullo
Marchant
Marshall
Matheson
McCaul (TX)
McCotter
McCrery
McHenry
McHugh
McKeon
McMorris
Melancon
Mica
Miller (FL)
Miller (MI)
Miller, Gary
Mollohan
Moran (KS)
Murphy
Murtha
Musgrave
Myrick
Neugebauer
Ney
Northup
Norwood
Nunes
Nussle
Ortiz
Osborne
Otter
Oxley
Pastor
Paul
Pearce
Pence
Peterson (MN)
Peterson (PA)
Petri
Pickering
Pitts
Platts
Poe
Pombo
Porter
Price (GA)
Pryce (OH)
Putnam
Radanovich
Regula
Rehberg
Reichert
Renzi
Reyes
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Ros-Lehtinen
Ross
Royce
Rush
Ryan (WI)
Ryun (KS)
Salazar
Saxton
Schmidt
Schwarz (MI)
Sensenbrenner
Sessions
Shadegg
Shaw
Sherwood
Shimkus
Shuster
Simpson
Smith (TX)
Sodrel
Souder
Spratt
Stearns
Stupak
Sullivan
Tancredo
Tanner
Taylor (MS)
Taylor (NC)
Terry
Thomas
Thompson (MS)
Thornberry
Tiahrt
Tiberi
Turner
Udall (NM)
Upton
Visclosky
Walden (OR)
Walsh
Wamp
Weldon (FL)
Weldon (PA)
Weller
Westmoreland
Whitfield
Wicker
Wilson (NM)
Wilson (SC)
Wolf
Wynn
Young (AK)
Young (FL)

ANSWERED ''PRESENT''—1

McCarthy

NOT VOTING—9

Evans
Istook
Jones (NC)
Kennedy (MN)
Kennedy (RI)
Linder
Skelton
Snyder
Strickland

So the amendment was not agreed to.

¶46.35 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment numbered 2 submitted by Mr. HEFLEY:

Page 47, after line 2, insert the following new section:

SEC. 503. Each amount appropriated or otherwise made available by this Act that is not required to be appropriated or otherwise made available by a provision of law is hereby reduced by 1 percent.

It was decided in the negative ..... { Yeas ..... 87 / Nays 338

¶46.36 [Roll No. 203]

AYES—87

Akin
Bachus
Barrett (SC)
Bartlett (MD)
Bass
Bean
Beauprez
Blackburn
Brady (TX)
Brown-Waite, Ginny
Burgess
Burton (IN)
Campbell (CA)
Cannon
Chabot
Chocola
Coble
Cooper
Davis (TN)
Davis, Jo Ann
Deal (GA)
Diaz-Balart, M.
Duncan
Everett
Feeney
Flake
Foley
Fossella
Foxx
Franks (AZ)
Garrett (NJ)
Gibbons
Gohmert
Graves
Green (WI)
Gutknecht
Harris
Hefley
Hensarling
Herger
Higgins
Hostettler
Inglis (SC)
Issa
Jenkins
Johnson, Sam
Jones (NC)
Keller
King (IA)
Lewis (KY)
Mack
Manzullo
Marchant
Matheson
McHenry
Mica
Miller (FL)
Musgrave
Myrick
Neugebauer
Norwood
Otter
Paul
Pence
Petri
Pitts
Poe
Price (GA)
Radanovich
Ramstad
Rogers (MI)
Rohrabacher
Royce
Ryan (WI)
Ryun (KS)
Sensenbrenner
Sessions
Shadegg
Shimkus
Stearns
Sullivan
Tancredo
Taylor (MS)
Terry
Tiberi
Westmoreland
Wilson (SC)

NOES—338

Abercrombie
Ackerman
Aderholt
Alexander
Allen
Andrews
Baca
Baird
Baker
Baldwin
Barrow
Barton (TX)
Becerra
Berkley
Berman
Berry
Biggert
Bilirakis
Bishop (GA)
Bishop (NY)
Bishop (UT)
Blumenauer
Blunt
Boehlert
Boehner
Bonilla
Bonner
Bono
Boozman
Boren
Boswell
Boucher
Boustany
Boyd
Bradley (NH)
Brady (PA)
Brown (OH)
Brown (SC)
Brown, Corrine
Butterfield
Buyer
Calvert
Camp (MI)
Cantor
Capito
Capps
Capuano
Cardin
Cardoza
Carnahan
Carson
Carter
Case
Castle
Chandler
Clay
Cleaver
Clyburn
Cole (OK)
Conaway
Conyers
Costa
Costello
Cramer
Crenshaw
Crowley
Cubin
Cuellar
Culberson
Cummings
Davis (AL)
Davis (CA)
Davis (FL)
Davis (IL)
Davis (KY)
Davis, Tom
DeFazio
DeGette
Delahunt
DeLauro
DeLay
Dent
Diaz-Balart, L.
Dicks
Dingell
Doggett
Doolittle
Doyle
Drake
Dreier
Edwards
Ehlers
Emanuel
Emerson
Engel
English (PA)
Eshoo
Etheridge
Farr
Fattah
Ferguson
Filner
Fitzpatrick (PA)
Forbes
Ford
Fortenberry
Frank (MA)
Frelinghuysen
Gallegly
Gerlach
Gilchrest
Gillmor
Gingrey
Gonzalez
Goode
Goodlatte
Gordon
Granger
Green, Al
Green, Gene
Grijalva
Gutierrez
Hall
Harman
Hart
Hastings (FL)
Hastings (WA)
Hayes
Hayworth
Herseth
Hinchey
Hinojosa
Hobson
Hoekstra
Holden
Holt
Honda
Hooley
Hoyer
Hulshof
Hunter
Hyde
Inslee
Israel
Istook
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Jindal
Johnson (CT)
Johnson (IL)
Johnson, E. B.
Jones (OH)
Kanjorski
Kaptur
Kelly
Kildee
Kilpatrick (MI)
Kind
King (NY)
Kingston
Kirk
Kline
Knollenberg
Kolbe
Kucinich
Kuhl (NY)
LaHood
Langevin
Lantos
Larsen (WA)
Larson (CT)
Latham
LaTourette
Leach
Lee
Levin
Lewis (CA)
Lewis (GA)
Lipinski
LoBiondo
Lofgren, Zoe
Lowey
Lucas
Lungren, Daniel E.
Lynch
Maloney
Markey
Marshall
Matsui
McCarthy
McCaul (TX)
McCollum (MN)
McCotter
McCrery
McDermott
McGovern
McHugh
McIntyre
McKeon
McKinney
McMorris
McNulty
Meehan
Meek (FL)
Meeks (NY)
Melancon
Michaud
Millender-McDonald
Miller (MI)
Miller (NC)
Miller, Gary
Miller, George
Mollohan
Moore (KS)
Moore (WI)
Moran (KS)
Moran (VA)
Murphy
Murtha
Nadler
Napolitano
Neal (MA)
Ney
Northup
Nunes
Nussle
Oberstar
Obey
Olver
Ortiz
Osborne
Owens
Oxley
Pallone
Pascrell
Pastor
Payne
Pearce
Pelosi
Peterson (MN)
Peterson (PA)
Pickering
Platts
Pombo
Pomeroy
Porter
Price (NC)
Pryce (OH)
Putnam
Rahall
Rangel
Regula
Rehberg
Reichert
Renzi
Reyes
Reynolds
Rogers (AL)
Rogers (KY)
Ros-Lehtinen
Ross
Rothman
Roybal-Allard
Ruppersberger
Rush
Ryan (OH)
Sabo
Salazar
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Saxton
Schakowsky
Schiff
Schmidt
Schwartz (PA)
Schwarz (MI)
Scott (GA)
Scott (VA)
Serrano
Shaw
Shays
Sherman
Sherwood
Shuster
Simmons
Simpson
Slaughter
Smith (NJ)
Smith (TX)
Smith (WA)
Sodrel
Solis
Souder
Spratt
Stark
Stupak
Sweeney
Tanner
Tauscher
Taylor (NC)
Thomas
Thompson (CA)
Thompson (MS)
Thornberry
Tiahrt
Tierney
Towns
Turner
Udall (CO)
Udall (NM)
Upton
Van Hollen
Velázquez
Visclosky
Walden (OR)
Walsh
Wamp
Wasserman Schultz
Waters
Watson
Watt
Waxman
Weiner
Weldon (FL)
Weldon (PA)
Weller
Wexler
Whitfield
Wicker
Wilson (NM)
Wolf
Woolsey
Wu
Wynn
Young (AK)
Young (FL)

NOT VOTING—7

Evans
Kennedy (MN)
Kennedy (RI)
Linder
Skelton
Snyder
Strickland

So the amendment was not agreed to.

¶46.37 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment submitted by Mr. FLAKE:

Page 47, after line 2, insert the following new section:

SEC. 503. None of the funds made available by this Act may be used for Virginia Science Museum, VA.

It was decided in the negative ..... { Yeas ..... 64 / Nays 359

¶46.38 [Roll No. 204]

AYES—64

Barrett (SC)
Bartlett (MD)
Bass
Bean
Beauprez
Bishop (UT)
Blackburn
Blumenauer
Bradley (NH)
Cannon
Chabot
Chocola
Coble
Cooper
Deal (GA)
Feeney
Flake
Foley
Fossella
Franks (AZ)
Garrett (NJ)
Gibbons
Green (WI)
Gutknecht
Harris
Hayworth
Hefley
Hensarling
Inglis (SC)
Istook
Jindal
Johnson (IL)
Johnson, Sam
Jones (NC)
Keller
King (IA)
Kline
Lungren, Daniel E.
Matheson
Miller (FL)
Miller, Gary
Musgrave
Myrick
Neugebauer
Otter
Paul
Pence
Petri
Pitts
Poe
Ramstad
Rohrabacher
Royce
Ryan (WI)
Sensenbrenner
Sessions
Shadegg
Shimkus
Stearns
Sullivan
Tancredo
Terry
Tiberi
Westmoreland

NOES—359

Abercrombie
Ackerman
Aderholt
Akin
Alexander
Allen
Andrews
Baca
Bachus
Baird
Baker
Baldwin
Barrow
Barton (TX)
Becerra
Berkley
Berman
Berry
Biggert
Bilirakis
Bishop (GA)
Bishop (NY)
Blunt
Boehlert
Boehner
Bonilla
Bonner
Bono
Boozman
Boren
Boswell
Boucher
Boustany
Boyd
Brady (PA)
Brady (TX)
Brown (OH)
Brown (SC)
Brown, Corrine
Brown-Waite, Ginny
Burgess
Burton (IN)
Butterfield
Buyer
Calvert
Camp (MI)
Campbell (CA)
Cantor
Capito
Capps
Capuano
Cardin
Cardoza
Carnahan
Carson
Carter
Case
Castle
Chandler
Clay
Cleaver
Clyburn
Cole (OK)
Conaway
Conyers
Costa
Costello
Cramer
Crenshaw
Crowley
Cubin
Cuellar
Culberson
Cummings
Davis (AL)
Davis (CA)
Davis (FL)
Davis (IL)
Davis (KY)
Davis (TN)
Davis, Jo Ann
Davis, Tom
DeFazio
DeGette
Delahunt
DeLauro
DeLay
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Dicks
Dingell
Doggett
Doolittle
Doyle
Drake
Dreier
Duncan
Edwards
Ehlers
Emanuel
Emerson
Engel
English (PA)
Eshoo
Etheridge
Everett
Farr
Fattah
Ferguson
Filner
Fitzpatrick (PA)
Forbes
Fortenberry
Foxx
Frank (MA)
Frelinghuysen
Gallegly
Gerlach
Gilchrest
Gillmor
Gingrey
Gonzalez
Goode
Goodlatte
Gordon
Granger
Graves
Green, Al
Green, Gene
Grijalva
Gutierrez
Hall
Harman
Hart
Hastings (FL)
Hastings (WA)
Hayes
Herger
Herseth
Higgins
Hinchey
Hinojosa
Hobson
Hoekstra
Holden
Holt
Honda
Hooley
Hostettler
Hoyer
Hulshof
Hunter
Hyde
Inslee
Israel
Issa
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Jenkins
Johnson (CT)
Johnson, E. B.
Jones (OH)
Kanjorski
Kaptur
Kelly
Kildee
Kilpatrick (MI)
Kind
King (NY)
Kingston
Kirk
Knollenberg
Kolbe
Kucinich
Kuhl (NY)
LaHood
Langevin
Lantos
Larsen (WA)
Larson (CT)
Latham
LaTourette
Leach
Lee
Levin
Lewis (CA)
Lewis (GA)
Lewis (KY)
Lipinski
LoBiondo
Lofgren, Zoe
Lowey
Lucas
Lynch
Mack
Maloney
Manzullo
Marchant
Markey
Marshall
Matsui
McCarthy
McCaul (TX)
McCollum (MN)
McCotter
McCrery
McDermott
McGovern
McHenry
McHugh
McIntyre
McKeon
McKinney
McMorris
McNulty
Meehan
Meek (FL)
Meeks (NY)
Melancon
Mica
Michaud
Millender-McDonald
Miller (MI)
Miller (NC)
Miller, George
Mollohan
Moore (KS)
Moore (WI)
Moran (KS)
Moran (VA)
Murphy
Murtha
Nadler
Napolitano
Neal (MA)
Ney
Northup
Norwood
Nunes
Nussle
Oberstar
Obey
Olver
Ortiz
Osborne
Owens
Oxley
Pallone
Pascrell
Pastor
Payne
Pearce
Pelosi
Peterson (MN)
Peterson (PA)
Pickering
Platts
Pombo
Pomeroy
Porter
Price (GA)
Price (NC)
Pryce (OH)
Putnam
Radanovich
Rahall
Rangel
Regula
Rehberg
Reichert
Renzi
Reyes
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Ros-Lehtinen
Ross
Rothman
Roybal-Allard
Ruppersberger
Rush
Ryan (OH)
Ryun (KS)
Sabo
Salazar
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Saxton
Schakowsky
Schiff
Schmidt
Schwartz (PA)
Schwarz (MI)
Scott (GA)
Scott (VA)
Serrano
Shaw
Shays
Sherman
Sherwood
Shuster
Simmons
Simpson
Slaughter
Smith (NJ)
Smith (TX)
Smith (WA)
Sodrel
Solis
Souder
Spratt
Stark
Stupak
Sweeney
Tanner
Tauscher
Taylor (MS)
Taylor (NC)
Thomas
Thompson (CA)
Thompson (MS)
Thornberry
Tiahrt
Tierney
Towns
Turner
Udall (CO)
Udall (NM)
Upton
Van Hollen
Velázquez
Visclosky
Walden (OR)
Walsh
Wamp
Wasserman Schultz
Waters
Watson
Watt
Waxman
Weiner
Weldon (FL)
Weldon (PA)
Weller
Wexler
Whitfield
Wicker
Wilson (NM)
Wilson (SC)
Wolf
Woolsey
Wu
Wynn
Young (AK)
Young (FL)

NOT VOTING—9

Evans
Ford
Gohmert
Kennedy (MN)
Kennedy (RI)
Linder
Skelton
Snyder
Strickland

So the amendment was not agreed to.

¶46.39 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment submitted by Mr. FLAKE:

Page 47, after line 2, insert the following new section:

SEC. 503. None of the funds made available by this Act may be used for Juniata Ultra Low Emission Locomotive Demonstration, PA.

It was decided in the negative ..... { Yeas ..... 46 / Nays 372

¶46.40 [Roll No. 205]

AYES—46

Barrett (SC)
Bartlett (MD)
Bass
Bean
Beauprez
Blackburn
Blumenauer
Bradley (NH)
Chabot
Chocola
Coble
Cooper
Cubin
Feeney
Flake
Ford
Foxx
Frank (MA)
Franks (AZ)
Garrett (NJ)
Gibbons
Green (WI)
Gutknecht
Hayworth
Hefley
Hensarling
Inglis (SC)
Jindal
Jones (NC)
King (IA)
Kline
Lungren, Daniel E.
Matheson
Musgrave
Myrick
Neugebauer
Otter
Paul
Pence
Ramstad
Royce
Ryan (WI)
Sensenbrenner
Sessions
Shadegg
Stearns

NOES—372

Abercrombie
Ackerman
Aderholt
Akin
Alexander
Allen
Andrews
Baca
Bachus
Baird
Baker
Baldwin
Barrow
Barton (TX)
Becerra
Berkley
Berman
Berry
Biggert
Bilirakis
Bishop (GA)
Bishop (NY)
Bishop (UT)
Blunt
Boehlert
Boehner
Bonilla
Bonner
Bono
Boozman
Boren
Boswell
Boucher
Boustany
Boyd
Brady (PA)
Brady (TX)
Brown (OH)
Brown (SC)
Brown, Corrine
Brown-Waite, Ginny
Burgess
Burton (IN)
Butterfield
Buyer
Calvert
Camp (MI)
Campbell (CA)
Cannon
Cantor
Capito
Capps
Capuano
Cardin
Cardoza
Carnahan
Carson
Carter
Case
Castle
Clay
Cleaver
Clyburn
Cole (OK)
Conaway
Conyers
Costa
Costello
Cramer
Crenshaw
Crowley
Cuellar
Culberson
Cummings
Davis (AL)
Davis (CA)
Davis (IL)
Davis (KY)
Davis (TN)
Davis, Jo Ann
Davis, Tom
Deal (GA)
DeFazio
DeGette
Delahunt
DeLauro
DeLay
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Dicks
Dingell
Doggett
Doolittle
Doyle
Drake
Dreier
Duncan
Edwards
Ehlers
Emanuel
Emerson
Engel
English (PA)
Eshoo
Etheridge
Everett
Farr
Fattah
Ferguson
Filner
Fitzpatrick (PA)
Foley
Forbes
Fortenberry
Fossella
Frelinghuysen
Gallegly
Gerlach
Gilchrest
Gillmor
Gingrey
Gohmert
Gonzalez
Goode
Goodlatte
Gordon
Granger
Graves
Green, Al
Green, Gene
Grijalva
Gutierrez
Hall
Harman
Harris
Hart
Hastings (FL)
Hastings (WA)
Hayes
Herger
Herseth
Higgins
Hinchey
Hinojosa
Hobson
Hoekstra
Holden
Holt
Honda
Hooley
Hostettler
Hoyer
Hulshof
Hunter
Hyde
Inslee
Israel
Issa
Istook
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Jenkins
Johnson (CT)
Johnson (IL)
Johnson, E. B.
Johnson, Sam
Jones (OH)
Kanjorski
Kaptur
Keller
Kelly
Kildee
Kilpatrick (MI)
Kind
King (NY)
Kingston
Kolbe
Kucinich
Kuhl (NY)
LaHood
Langevin
Lantos
Larsen (WA)
Larson (CT)
Latham
LaTourette
Leach
Lee
Levin
Lewis (CA)
Lewis (GA)
Lewis (KY)
Lipinski
LoBiondo
Lofgren, Zoe
Lowey
Lucas
Lynch
Mack
Maloney
Manzullo
Marchant
Markey
Marshall
Matsui
McCarthy
McCaul (TX)
McCollum (MN)
McCotter
McCrery
McGovern
McHenry
McHugh
McIntyre
McKeon
McKinney
McMorris
McNulty
Meehan
Meek (FL)
Meeks (NY)
Melancon
Mica
Michaud
Millender-McDonald
Miller (FL)
Miller (MI)
Miller (NC)
Miller, Gary
Miller, George
Mollohan
Moore (KS)
Moore (WI)
Moran (KS)
Moran (VA)
Murphy
Murtha
Nadler
Napolitano
Neal (MA)
Ney
Northup
Norwood
Nunes
Nussle
Oberstar
Obey
Olver
Ortiz
Osborne
Owens
Oxley
Pallone
Pascrell
Pastor
Payne
Pearce
Pelosi
Peterson (MN)
Peterson (PA)
Petri
Pickering
Pitts
Platts
Poe
Pombo
Pomeroy
Porter
Price (GA)
Price (NC)
Pryce (OH)
Putnam
Radanovich
Rahall
Rangel
Regula
Rehberg
Reichert
Renzi
Reyes
Reynolds
Rogers (AL)
Rogers (KY)

Rogers (MI)
Rohrabacher
Ros-Lehtinen
Ross
Rothman
Roybal-Allard
Ruppersberger
Rush
Ryan (OH)
Ryun (KS)
Salazar
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Saxton
Schakowsky
Schiff
Schmidt
Schwartz (PA)
Schwarz (MI)
Scott (GA)
Scott (VA)
Serrano
Shaw
Shays
Sherman
Sherwood
Shimkus
Shuster
Simmons
Simpson
Slaughter
Smith (NJ)
Smith (TX)
Smith (WA)
Sodrel
Solis
Souder
Spratt
Stupak
Sullivan
Sweeney
Tancredo
Tanner
Tauscher
Taylor (MS)
Taylor (NC)
Terry
Thomas
Thompson (CA)
Thompson (MS)
Thornberry
Tiahrt
Tiberi
Tierney
Towns
Turner
Udall (CO)
Udall (NM)
Upton
Van Hollen
Velázquez
Visclosky
Walden (OR)
Walsh
Wamp
Wasserman Schultz
Waters
Watson
Watt
Waxman
Weiner
Weldon (FL)
Weldon (PA)
Weller
Westmoreland
Wexler
Whitfield
Wicker
Wilson (NM)
Wilson (SC)
Wolf
Woolsey
Wu
Wynn
Young (AK)
Young (FL)

NOT VOTING—14

Chandler
Davis (FL)
Evans
Kennedy (MN)
Kennedy (RI)
Kirk
Knollenberg
Linder
McDermott
Sabo
Skelton
Snyder
Stark
Strickland

So the amendment was not agreed to.

The SPEAKER pro tempore, Mr. PRICE of Georgia, assumed the Chair.

When Mr. McHUGH, Acting Chairman, reported that the Committee, having had under consideration said bill, had directed him to report the same back to the House with sundry amendments adopted by the Committee with the recommendation that the amendments be agreed to and that the bill, as amended, do pass.

Pursuant to House Resolution 832, the previous question was ordered on the amendments and the bill.

The following amendments, reported from the Committee of the Whole House on the state of the Union, were agreed to:

Page 14, strike lines 12 through 17.

Page 21, line 5, after the dollar amount insert ''(increased by $5,000,000) (reduced by $5,000,000)''.

Page 21, line 5, after the dollar amount insert ''(increased by $25,000,000)''.

Page 29, line 11, after the dollar amount insert ''(reduced by $25,000,000)''.

Page 29, line 11, after the dollar amount, insert the following: ''(reduced by $27,800,000)''.

Page 31, line 15, after the dollar amount, insert the following: ''(increased by $27,800,000)''.

Page 47, after line 2, insert the following new section:

SEC. 503. None of the funds made available by this Act from the Nuclear Waste Fund may be used to carry out the Global Nuclear Energy Partnership program.

At the end of the bill, before the short title, insert the following new section:

SEC. 503. None of the funds made available by this Act shall be used in contravention of the Federal buildings performance and reporting requirements of Executive Order 13123, part 3 of title V of the National Energy Conservation Policy Act (42 U.S.C. 8251 et seq.), or subtitle A of title I of the Energy Policy Act of 2005 (including the amendments made thereby).

At the end of the bill (before the short title), insert the following:

SEC. ____. None of the funds made available in this Act may be used in contravention of section 303 of the Energy Policy Act of 1992 (42 U.S.C. 13212).

Page 47, after line 2, insert the following new section:

SEC. 503. None of the funds made available by this Act shall be used by the Federal Energy Regulatory Commission to enforce any claim for a termination payment (as defined in any jurisdictional contract) asserted by any regulated entity the Commission has found to have violated the terms of its market-based rate authority by engaging in manipulation of market rules or exercise of market power in the Western Interconnection during the period January 1, 2000, to June 20, 2001.

The bill, as amended, was ordered to be engrossed and read a third time, was read a third time by title.

The question being put,

Will the House pass said bill?

The SPEAKER pro tempore, Mr. PRICE of Georgia, announced that pursuant to clause 10 of rule XX, the yeas and nays were ordered, and the call was taken by electronic device.

It was decided in the affirmative ..... { Yeas ..... 404 / Nays 20

¶46.41 [Roll No. 206]

YEAS—404

Abercrombie
Aderholt
Akin
Alexander
Allen
Andrews
Baca
Bachus
Baird
Baker
Baldwin
Barrow
Bartlett (MD)
Barton (TX)
Bass
Bean
Beauprez
Becerra
Berman
Berry
Biggert
Bilirakis
Bishop (GA)
Bishop (NY)
Bishop (UT)
Blackburn
Blumenauer
Blunt
Boehlert
Boehner
Bonilla
Bonner
Bono
Boozman
Boren
Boswell
Boucher
Boustany
Boyd
Bradley (NH)
Brady (PA)
Brady (TX)
Brown (OH)
Brown (SC)
Brown, Corrine
Brown-Waite, Ginny
Burgess
Burton (IN)
Butterfield
Buyer
Calvert
Camp (MI)
Campbell (CA)
Cannon
Cantor
Capito
Capps
Capuano
Cardin
Cardoza
Carnahan
Carson
Carter
Case
Castle
Chabot
Chandler
Chocola
Clay
Cleaver
Clyburn
Coble
Cole (OK)
Conaway
Conyers
Costa
Costello
Cramer
Crenshaw
Crowley
Cubin
Cuellar
Culberson
Cummings
Davis (AL)
Davis (CA)
Davis (FL)
Davis (IL)
Davis (KY)
Davis (TN)
Davis, Jo Ann
Davis, Tom
Deal (GA)
DeFazio
DeGette
Delahunt
DeLauro
DeLay
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Dicks
Dingell
Doggett
Doolittle
Doyle
Drake
Dreier
Duncan
Edwards
Ehlers
Emanuel
Emerson
Engel
English (PA)
Eshoo
Etheridge
Everett
Farr
Fattah
Feeney
Ferguson
Filner
Fitzpatrick (PA)
Foley
Forbes
Ford
Fortenberry
Fossella
Foxx
Frank (MA)
Frelinghuysen
Gallegly
Garrett (NJ)
Gerlach
Gilchrest
Gillmor
Gingrey
Gohmert
Gonzalez
Goode
Goodlatte
Gordon
Granger
Graves
Green, Al
Green, Gene
Grijalva
Gutierrez
Gutknecht
Hall
Harman
Harris
Hart
Hastings (FL)
Hastings (WA)
Hayes
Hayworth
Hensarling
Herger
Herseth
Higgins
Hinchey
Hinojosa
Hobson
Hoekstra
Holden
Holt
Honda
Hooley
Hostettler
Hoyer
Hulshof
Hunter
Hyde
Inglis (SC)
Inslee
Issa
Istook
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Jenkins
Jindal
Johnson (CT)
Johnson (IL)
Johnson, E. B.
Johnson, Sam
Jones (OH)
Kanjorski
Kaptur
Keller
Kelly
Kildee
Kilpatrick (MI)
Kind
King (IA)
King (NY)
Kingston
Kirk
Kline
Knollenberg
Kolbe
Kuhl (NY)
LaHood
Langevin
Lantos
Larsen (WA)
Larson (CT)
Latham
LaTourette
Leach
Lee
Levin
Lewis (CA)
Lewis (GA)
Lewis (KY)
Lipinski
LoBiondo
Lofgren, Zoe
Lowey
Lucas
Lungren, Daniel E.
Lynch
Mack
Maloney
Manzullo
Marchant
Markey
Marshall
Matsui
McCarthy
McCaul (TX)
McCollum (MN)
McCotter
McCrery
McDermott
McGovern
McHenry
McHugh
McIntyre
McKeon
McKinney
McMorris
McNulty
Meehan
Meek (FL)
Meeks (NY)
Melancon
Mica
Michaud
Millender-McDonald
Miller (FL)
Miller (MI)
Miller (NC)
Miller, Gary
Miller, George
Mollohan
Moore (KS)
Moore (WI)
Moran (KS)
Moran (VA)
Murphy
Murtha
Musgrave
Myrick
Nadler
Napolitano
Neal (MA)
Neugebauer
Ney
Northup
Nunes
Nussle
Oberstar
Obey
Olver
Ortiz
Osborne
Otter
Owens
Oxley
Pallone
Pascrell
Pastor
Payne
Pearce
Pelosi
Pence
Peterson (MN)
Peterson (PA)
Pickering
Pitts
Platts
Poe
Pombo
Pomeroy
Price (GA)
Price (NC)
Pryce (OH)
Putnam
Radanovich
Rahall
Ramstad
Rangel
Regula
Rehberg
Reichert
Renzi
Reyes
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Ros-Lehtinen
Ross
Rothman
Roybal-Allard
Royce
Ruppersberger
Rush
Ryan (OH)
Ryan (WI)
Ryun (KS)
Sabo
Salazar
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Saxton
Schakowsky
Schiff
Schmidt
Schwartz (PA)
Schwarz (MI)
Scott (GA)
Scott (VA)
Serrano
Sessions
Shadegg
Shaw
Shays
Sherman
Sherwood
Shimkus
Shuster
Simmons
Simpson
Slaughter
Smith (NJ)
Smith (TX)
Smith (WA)
Sodrel
Solis
Souder
Spratt
Stark
Stupak
Sullivan
Sweeney
Tanner
Tauscher
Taylor (MS)
Taylor (NC)
Terry
Thomas
Thompson (CA)
Thompson (MS)
Thornberry
Tiahrt
Tiberi
Tierney
Towns
Turner
Udall (CO)
Udall (NM)
Upton
Van Hollen
Velázquez
Visclosky
Walden (OR)
Walsh
Wamp
Wasserman Schultz
Waters
Watson
Watt
Waxman
Weiner
Weldon (FL)
Weldon (PA)
Weller
Westmoreland
Wexler
Whitfield
Wicker
Wilson (NM)
Wolf
Woolsey
Wu
Wynn
Young (AK)
Young (FL)

NAYS—20

Ackerman
Barrett (SC)
Berkley
Cooper
Flake
Franks (AZ)
Gibbons
Green (WI)
Hefley
Israel
Jones (NC)
Kucinich
Matheson
Norwood
Petri
Porter
Sensenbrenner
Stearns
Tancredo
Wilson (SC)

NOT VOTING—8

Evans
Kennedy (MN)
Kennedy (RI)
Linder
Paul
Skelton
Snyder
Strickland

So the bill was passed.

A motion to reconsider the vote whereby said bill was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

¶46.42 CLERK TO CORRECT ENGROSSMENT

On motion of Mr. HOBSON, by unanimous consent,

Ordered, That in the engrossment of the foregoing bill the Clerk be authorized to make technical corrections and conforming changes to the bill.

¶46.43 SENATE BILL REFERRED

A bill of the Senate of the following title was taken from the Speaker's table and, under the rule, referred as follows:

S. 2803. An Act to amend the Federal Mine Safety and Health Act of 1977 to improve the safety of mines and mining; to the Committee on Education and the Workforce.

¶46.44 BILL PRESENTED TO THE PRESIDENT

Karen L. Haas, Clerk of the House reports that on May 23, 2006, she presented to the President of the United States, for his approval, the following bill:

H.R. 1499. An Act to amend the Internal Revenue Code of 1986 to allow members of the Armed Forces serving in a combat zone to make contributions to their individual retirement plans even if the compensation on which such contribution is based is excluded from gross income.

¶46.45 LEAVE OF ABSENCE

By unanimous consent, leave of absence was granted—

To Mr. KENNEDY of Minnesota, for today;

To Mr. LINDER, for today; and

To Mr. SKELTON, for today.

THURSDAY, MAY 25 (LEGISLATIVE DAY OF MAY 24), 2006

And then,

¶46.46 ADJOURNMENT

On motion of Mr. KING of Iowa, at 12 o'clock and 1 minute a.m., Thursday, May 25 (legislative day of May 24), 2006, the House adjourned.

¶46.47 REPORTS OF COMMITTEES ON PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XIII, reports of committees were delivered to the Clerk for printing and reference to the proper calendar, as follows:

Mr. BISHOP of Utah: Committee on Rules. House Resolution 835. Resolution providing for consideration of the bill (H.R. 5429) to direct the Secretary of the Interior to establish and implement a competitive oil and gas leasing program that will result in an environmentally sound program for the exploration, development, and production of the oil and gas resources of the Coastal Plain of Alaska, and for other purposes (Rept. 109–480). Referred to the House Calendar.

Mr. SESSIONS: Committee on Rules. House Resolution 836. Resolution providing for consideration of the bill (H.R. 5441) making appropriations for the Department of Homeland Security for the fiscal year ending September 30, 2007, and for other purposes (Rept. 109–481). Referred to the House Calendar.

¶46.48 PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XII, public bills and resolutions were introduced and severally referred, as follows:

By Mrs. BLACKBURN (for herself, Mr. SIMMONS, Mrs. MILLER of Michigan, Mr. MCCOTTER, Mr. PICKERING, Mr. CARTER, Mr. BISHOP of Georgia, Mr. BOUSTANY, Mr. SOUDER, Mr. FOLEY, Mr. MACK, Mr. HENSARLING, Mr. WILSON of South Carolina, Mr. CHOCOLA, Mr. ROGERS of Alabama, Ms. HARRIS, Mrs. BONO, Mrs. MUSGRAVE, Mr. WAMP, Mr. GINGREY, Mr. DOOLITTLE, Mr. GOODE, Mr. PRICE of Georgia, Mr. SHAYS, Mr. JONES of North Carolina, Mr. POE, and Mr. ISSA):

H.R. 5464. A bill to improve information security for veterans, and for other purposes; to the Committee on Veterans' Affairs.

By Mrs. CAPPS (for herself and Mr. TOM DAVIS of Virginia):

H.R. 5465. A bill to amend title XVIII of the Social Security Act to provide for coverage of comprehensive cancer care planning under the Medicare Program and to improve the care furnished to individuals diagnosed with cancer by establishing a Medicare hospice care demonstration program and grants programs for cancer palliative care and symptom management programs, provider education, and related research; to the Committee on Energy and Commerce, and in addition to the Committee on Ways and Means, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mrs. JO ANN DAVIS of Virginia (for herself, Mr. FORBES, Mr. GILCHREST, Mr. MORAN of Virginia, Mr. HOLDEN, Mr. TOM DAVIS of Virginia, Mr. SCOTT of Virginia, Mr. CASTLE, Mr. CANTOR, Mr. BARTLETT of Maryland, Mr. GOODLATTE, Mr. WOLF, Mrs. DRAKE, Mr. HOYER, and Mr. BOUCHER):

H.R. 5466. A bill to amend the National Trails System Act to designate the Captain John Smith Chesapeake National Historic Trail; to the Committee on Resources.

By Mrs. DRAKE:

H.R. 5467. A bill to amend title 38, United States Code, to establish criminal penalties for the unauthorized disclosure of records containing personal information about veterans; to the Committee on Veterans' Affairs, and in addition to the Committee on the Judiciary, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. FOSSELLA (for himself, Mr. FERGUSON, Mr. ENGEL, Mr. SWEENEY, Mrs. BONO, Mr. SESSIONS, and Mrs. LOWEY):

H.R. 5468. A bill to require that bioterrorism-related grants provided by the Secretary of Health and Human Services to States and political subdivisions of States be distributed on the basis of a risk-based formula; to the Committee on Energy and Commerce, and in addition to the Committee on Homeland Security, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. GILLMOR (for himself and Mrs. MYRICK):

H.R. 5469. A bill to require corporate income reported to the Internal Revenue Service to be included in annual reports to the Securities and Exchange Commission; to the Committee on Financial Services.

By Mr. GOHMERT (for himself, Mr. HENSARLING, Mr. GUTKNECHT, Mr. CHABOT, Mr. BRADY of Texas, Ms. FOXX, Mr. CULBERSON, Mr. ROHRABACHER, Mr. AKIN, Mr. WAMP, Mr. GARRETT of New Jersey, Mr. RYAN of Wisconsin, Mr. FLAKE, Mr. CHOCOLA, Mr. MCHENRY, Mr. FEENEY, Mr. PRICE of Georgia, Mr. WELDON of Florida, Mr. GOODE, Mr. FRANKS of Arizona, Mr. BARRETT of South Carolina, Mr. BARTLETT of Maryland, Mr. CAMPBELL of California, Mr. HALL, and Mr. SESSIONS):

H.R. 5470. A bill to amend the Balanced Budget and Emergency Deficit Control Act of 1985 to eliminate automatic increases for inflation from CBO baseline projections for discretionary appropriations, and for other purposes; to the Committee on the Budget.

By Mr. MCKEON:

H.R. 5471. A bill to provide to the Bureau of Land Management a mechanism to cancel certain mining leases for lands in the leases CA-20139 and CA-22901 and provide new leasing opportunities in the Soledad Canyon adjacent to the City of Santa Clarita, California, that reflect the historical mining levels, and for other purposes; to the Committee on Resources.

By Mrs. MYRICK (for herself, Ms. BALDWIN, Mr. NORWOOD, Mr. MURPHY, Mrs. CAPPS, Ms. ESHOO, Mr. WAXMAN, and Mr. DINGELL):

H.R. 5472. A bill to amend the Public Health Service Act to provide waivers relating to grants for preventive health measures with respect to breast and cervical cancers; to the Committee on Energy and Commerce.

By Mr. PASCRELL:

H.R. 5473. A bill to repeal the increase in tax on unearned income of minor children enacted by the Tax Increase Prevention and Reconciliation Act of 2005; to the Committee on Ways and Means.

By Mr. PORTER (for himself, Mr. GIBBONS, Ms. BERKLEY, Mr. LOBIONDO, Mr. WEINER, Mr. JACKSON of Illinois, Mr. DAVIS of Illinois, Mr. CARDOZA, Mr. RUPPERSBERGER, Mr. CLYBURN, Mr. CAPUANO, Ms. WATSON, Ms. EDDIE BERNICE JOHNSON of Texas, Ms. LINDA T. SÁNCHEZ of California, Ms. CORRINE BROWN of Florida, Mr. CONYERS, Mr. RANGEL, Mr. HASTINGS of Florida, Mr. FRANK of Massachusetts, Mr. HINCHEY, Mrs. JONES of Ohio, Mr. CLAY, Mrs. NAPOLITANO, Mr. THOMPSON of Mississippi, Mr. SERRANO, Mr. CROWLEY, Mr. ENGEL, Mr. TAYLOR of Mississippi, Mr. LANGEVIN, Mr. EMANUEL, Mr. MELANCON, Mr. LEWIS of Georgia, Mr. TOWNS, Ms. LORETTA SANCHEZ of California, Mr. ISRAEL, Mr. GONZALEZ, Mr. BERMAN, Mrs. MALONEY, Mr. THOMPSON of California, Mr. COSTELLO, Ms. SCHAKOWSKY, Mr. ACKERMAN, Mr. WEXLER, and Ms. JACKSON-LEE of Texas):

H.R. 5474. A bill to create a commission to study the proper response of the United States to the growth of Internet gambling; to the Committee on the Judiciary.

By Mr. ROGERS of Michigan (for himself, Mr. MILLER of Florida, Ms. GINNY BROWN-WAITE of Florida, Mr. SOUDER, Mr. WICKER, and Mrs. CAPITO):

H.R. 5475. A bill to amend title XXVII of the Public Health Service Act to permit a health insurance issuer an alternative to guaranteed issue of health insurance coverage in the small group market in order to promote affordable access to portable health insurance coverage; to the Committee on Energy and Commerce.

By Mr. STEARNS (for himself, Mr. NORWOOD, Mr. WESTMORELAND, Mrs. CUBIN, and Mr. OTTER):

H.R. 5476. A bill to withhold United States funding from the United Nations Human

Rights Council; to the Committee on International Relations.

By Mr. KIRK (for himself and Mr. LANTOS):

H. Con. Res. 415. Concurrent resolution condemning the repression of the Iranian Baha'i community and calling for the emancipation of Iranian Baha'is; to the Committee on International Relations.

By Ms. MILLENDER-McDONALD:

H. Con. Res. 416. Concurrent resolution honoring the members of the Armed Forces serving as health care professionals in Iraq and Afghanistan, and for other purposes; to the Committee on Armed Services.

By Mr. DUNCAN (for himself, Ms. EDDIE BERNICE JOHNSON of Texas, Mr. YOUNG of Alaska, Mr. OBERSTAR, Mr. PETRI, Mr. DEFAZIO, Mr. MICA, Mr. COSTELLO, Mr. LATOURETTE, Ms. NORTON, Mr. LOBIONDO, Ms. CORRINE BROWN of Florida, Mr. SHUSTER, and Mr. FILNER):

H. Res. 837. A resolution supporting the goals and ideals of National Public Works Week; to the Committee on Transportation and Infrastructure.

By Mr. FERGUSON (for himself and Mr. ANDREWS):

H. Res. 838. A resolution expressing the sense of the House of Representatives that the Secretary of State should not accept the credentials of any representative of the Government of Libya until the Government of Libya has fully met its financial commitments to the families of the victims of Pan Am Flight 103 and that the President should urge the Government of Libya to make a good faith effort to resolve other outstanding cases of United States victims of terrorism sponsored or supported by Libya; to the Committee on International Relations.

By Mr. GOODE (for himself, Mr. JONES of North Carolina, Mr. PAUL, Mr. BARTLETT of Maryland, Mr. HOSTETTLER, Mr. DEAL of Georgia, Mr. SULLIVAN, Mr. GARRETT of New Jersey, Mr. WESTMORELAND, Mr. GINGREY, Mr. TANCREDO, Mr. ROHRABACHER, Mr. PRICE of Georgia, Mr. FEENEY, Mr. KING of Iowa, Mr. AKIN, Mr. DOOLITTLE, Mr. BARRETT of South Carolina, Mr. WAMP, Mr. WELDON of Florida, Mrs. MUSGRAVE, Mrs. MYRICK, Mr. CULBERSON, Mr. MARCHANT, Mr. SAM JOHNSON of Texas, Mr. PITTS, Ms. FOXX, Mr. BURTON of Indiana, Mr. CARTER, and Mr. KELLER):

H. Res. 839. A resolution expressing the sense of the House of Representatives that officers of the Department of Homeland Security should not undermine the efforts of citizen groups such as the Minuteman Project to preserve the integrity of the borders of the United States and protect the Nation from intrusion; to the Committee on Homeland Security.

By Mr. HINCHEY (for himself, Mrs. JONES of Ohio, Mrs. MALONEY, Mr. GRIJALVA, Mr. BROWN of Ohio, Mr. RANGEL, Mr. SCOTT of Virginia, Ms. CARSON, Mr. SNYDER, Mr. SERRANO, Mr. JONES of North Carolina, Mr. MCGOVERN, and Ms. KILPATRICK of Michigan):

H. Res. 840. A resolution celebrating the remarkable life and accomplishments of Floyd Patterson; to the Committee on Government Reform.

By Mr. TANNER (for himself, Mr. CARDOZA, Mr. FORD, Mr. BERRY, Mr. DAVIS of Tennessee, Mr. MATHESON, Mr. TAYLOR of Mississippi, Mr. SCOTT of Georgia, Mr. BOYD, Mr. MOORE of Kansas, Mr. HOLDEN, Ms. LORETTA SANCHEZ of California, and Mr. POMEROY):

H. Res. 841. A resolution amending the Rules of the House of Representatives to require committees to hold hearings upon the issuance of certain reports from an Inspector General or the Comptroller General the subject matter of which is within the jurisdiction of such committees; to the Committee on Rules.

¶46.49 MEMORIALS

Under clause 3 of rule XII, memorials were presented and referred as follows:

318. The SPEAKER presented a memorial of the House of Representatives of the Commonwealth of Pennsylvania, relative to House Resolution No. 690 applauding the contributions of Pennsylvania's Taiwanese-American community and joining in support of the participation of the Republic of China in the role of World Health Organization observer; to the Committee on International Relations.

319. Also, a memorial of the Senate of the State of Louisiana, relative to Senate Resolution No. 19 memorializing the Congress of the United States to enact H.R. 4761, the ''Domestic Energy Production through Offshore Exploration and Equitable Treatment of State Holdings of 2006''; to the Committee on Resources.

320. Also, a memorial of the Legislature of the State of Kansas, relative to House Concurrent Resolution No. 5030 urging the federal government to lift the moratorium on offshore drilling for oil and natural gas; to the Committee on Resources.

¶46.50 ADDITIONAL SPONSORS

Under clause 7 of rule XII, sponsors were added to public bills and resolutions as follows:

H.R. 215: Mr. HOLDEN.
H.R. 558: Mr. PETERSON of Minnesota.
H.R. 747: Ms. CARSON.
H.R. 752: Mr. STUPAK.
H.R. 898: Ms. MCKINNEY.
H.R. 994: Ms. WATSON, Mr. GOHMERT, Mr. MEEHAN, Ms. HART, and Mr. ROGERS of Kentucky.
H.R. 997: Mr. WELLER, Mr. FOLEY, Mr. OTTER, and Mr. CARTER.
H.R. 999: Mr. UDALL of New Mexico.
H.R. 1175: Mr. BROWN of Ohio.
H.R. 1249: Mr. FOLEY.
H.R. 1366: Mr. PETERSON of Minnesota.
H.R. 1462: Mr. PETERSON of Minnesota.
H.R. 1494: Mr. HOEKSTRA.
H.R. 1498: Mrs. NAPOLITANO.
H.R. 1578: Mr. CULBERSON.
H.R. 1668: Ms. ESHOO.
H.R. 1671: Mr. BISHOP of Georgia, Mr. JINDAL, and Mr. FARR.
H.R. 1709: Mr. RYAN of Ohio.
H.R. 1807: Ms. ROYBAL-ALLARD.
H.R. 1951: Mr. NEUGEBAUER.
H.R. 1998: Mrs. NORTHUP.
H.R. 2037: Mrs. MYRICK.
H.R. 2076: Mr. PETERSON of Minnesota.
H.R. 2421: Mr. WELLER.
H.R. 2456: Ms. MCKINNEY.
H.R. 2631: Mr. KANJORSKI and Mr. FATTAH.
H.R. 2730: Mrs. BONO, Mrs. KELLY, Mrs. TAUSCHER, Mr. CRENSHAW, Mrs. NORTHUP, Ms. CORRINE BROWN of Florida, Mr. CARDIN, Mr. FILNER, Mr. BROWN of South Carolina, Mr. CALVERT, and Mrs. MYRICK.
H.R. 2990: Mr. BLUNT.
H.R. 3063: Mr. ORTIZ and Mr. BONNER.
H.R. 3194: Ms. LORETTA SANCHEZ of California and Mr. LYNCH.
H.R. 3255: Mr. CAMP of Michigan.
H.R. 3427: Mr. DENT and Ms. VELÁZQUEZ.
H.R. 3431: Mr. FRANKS of Arizona.
H.R. 3479: Mr. CLEAVER.
H.R. 3644: Ms. SCHAKOWSKY and Ms. MCKINNEY.
H.R. 3762: Mr. PRICE of North Carolina.
H.R. 3852: Ms. JACKSON-LEE of Texas.
H.R. 3875: Ms. JACKSON-LEE of Texas, Mr. PORTER, and Mr. PALLONE.
H.R. 4188: Mr. DAVIS of Illinois and Mr. JEFFERSON.
H.R. 4222: Mr. DAVIS of Illinois.
H.R. 4264: Mr. MILLER of North Carolina.
H.R. 4315: Mr. BAKER.
H.R. 4357: Mr. BISHOP of Georgia.
H.R. 4381: Mr. BAKER.
H.R. 4435: Ms. WOOLSEY.
H.R. 4613: Mr. SANDERS.
H.R. 4755: Mr. PRICE of North Carolina, Mr. STUPAK, Mr. EMANUEL, and Mr. BISHOP of Utah.
H.R. 4761: Mr. OSBORNE and Mr. TERRY.
H.R. 4809: Mr. AKIN.
H.R. 4854: Mr. GREEN of Wisconsin.
H.R. 4857: Mr. CALVERT.
H.R. 4894: Mr. ROGERS of Michigan.
H.R. 4903: Mr. STARK.
H.R. 4904: Mr. VAN HOLLEN and Mr. GALLEGLY.
H.R. 4932: Mr. RYAN of Ohio.
H.R. 4941: Mr. BRADLEY of New Hampshire.
H.R. 4960: Mr. FITZPATRICK of Pennsylvania.
H.R. 4964: Mr. ROHRABACHER and Ms. BEAN.
H.R. 4982: Mr. FITZPATRICK of Pennsylvania.
H.R. 4993: Mr. REYNOLDS.
H.R. 4994: Mr. KANJORSKI.
H.R. 5013: Mr. BASS.
H.R. 5072: Mr. MARSHALL.
H.R. 5106: Mr. GORDON, Mr. HOLT, Mr. ETHERIDGE, and Mr. CUELLAR.
H.R. 5117: Mr. FITZPATRICK of Pennsylvania.
H.R. 5134: Mr. CASTLE, Mr. JENKINS, Mr. RUPPERSBERGER, and Mr. PRICE of North Carolina.
H.R. 5150: Ms. MATSUI, Mr. MCDERMOTT, Ms. WOOLSEY, and Mrs. CAPPS.
H.R. 5166: Mr. MELANCON, Mr. WOLF, Mr. OXLEY, and Mr. TAYLOR of Mississippi.
H.R. 5170: Mrs. BONO and Mr. GILLMOR.
H.R. 5182: Mr. BONNER, Mr. BOREN, Mr. SPRATT, Mr. BOUCHER, Mr. CHANDLER, Mr. SCOTT of Georgia, Mr. DEFAZIO, Mr. RUPPERSBERGER, Mr. HIGGINS, Mr. OXLEY, Mr. BERMAN, Ms. SCHAKOWSKY, Mr. ANDREWS, Mr. PASTOR, Ms. MCCOLLUM of Minnesota, Mr. GERLACH, Mr. BOEHLERT, Mr. GENE GREEN of Texas, Mr. WALDEN of Oregon, Mr. JINDAL, Mr. PORTER, Mr. STRICKLAND, Ms. SLAUGHTER, Mr. MCDERMOTT, and Mr. PRICE of North Carolina.
H.R. 5185: Mr. SCHIFF and Mr. BROWN of Ohio.
H.R. 5195: Mr. POE, Mr. SAXTON, Mr. FORBES, Mr. MORAN of Virginia, Mr. CANTOR, and Mr. SOUDER.
H.R. 5200: Mr. DAVIS of Illinois, Mr. DELAHUNT, Mr. ABERCROMBIE, Mr. MCDERMOTT, Mr. RAHALL, and Mr. SOUDER.
H.R. 5201: Mr. PORTER, Mr. LOBIONDO, Mr. NEUGEBAUER, Mr. ABERCROMBIE, and Mr. DICKS.
H.R. 5206: Mr. BOOZMAN, Mr. BOEHLERT, and Miss MCMORRIS.
H.R. 5208: Mr. FORD, Ms. GINNY BROWN-WAITE of Florida, and Mr. WESTMORELAND.
H.R. 5212: Mr. FILNER.
H.R. 5236: Mr. SCOTT of Georgia and Mr. ABERCROMBIE.
H.R. 5238: Mr. PAYNE, Mrs. CAPPS, Ms. WOOLSEY, Ms. JACKSON-LEE of Texas, and Mr. RANGEL.
H.R. 5247: Mr. LEACH, Mr. BERMAN, Mr. BURTON of Indiana, Mr. BROWN of Ohio, Ms. ROS-LEHTINEN, Mr. WEXLER, Mr. FOLEY, Mr. ENGEL, Mr. CROWLEY, Ms. WATSON, Mr. CHANDLER, Mr. DINGELL, Mr. ROTHMAN, Mr. NADLER, Mr. HIGGINS, and Mr. EMANUEL.
H.R. 5249: Mr. CARTER.
H.R. 5275: Mr. TOWNS and Mr. KILDEE.
H.R. 5278: Mr. BASS.
H.R. 5286: Mr. POMEROY.

H.R. 5315: Mr. LARSON of Connecticut, Mr. BISHOP of Georgia, Mr. SCOTT of Georgia, Mr. CASE, and Mr. TAYLOR of Mississippi.
H.R. 5319: Ms. BEAN.
H.R. 5333: Mr. PITTS.
H.R. 5345: Mr. MCINTYRE.
H.R. 5346: Ms. JACKSON-LEE of Texas and Mr. KUHL of New York.
H.R. 5356: Mr. GILCHREST and Mr. MCGOVERN.
H.R. 5357: Mr. GILCHREST and Mr. MCGOVERN.
H.R. 5358: Mr. GILCHREST, Mr. MCGOVERN, and Mr. AL GREEN of Texas.
H.R. 5371: Ms. SCHAKOWSKY.
H.R. 5382: Mr. MCGOVERN.
H.R. 5390: Mr. PAYNE, Mr. PLATTS, Ms. CARSON, Mrs. NAPOLITANO, and Ms. JACKSON-LEE of Texas.
H.R. 5399: Mr. MCHUGH.
H.R. 5405: Mr. BURGESS, Mr. LINDER, and Mr. KUHL of New York.
H.R. 5432: Mr. WHITFIELD, Mr. BRADY of Pennsylvania, Mr. BOUCHER, Mr. MURTHA, Mr. LEWIS of Kentucky, and Mr. DAVIS of Kentucky.
H.R. 5452: Mr. FOLEY.
H.R. 5454: Mr. CONYERS.
H.R. 5455: Mr. MICHAUD, Mr. BOSWELL, Mr. GORDON, Mr. STRICKLAND, Ms. HERSETH, Mr. CROWLEY, Ms. PELOSI, Mr. OBERSTAR, Mrs. MALONEY, Mr. BOYD, Mr. MCNULTY, Mr. EMANUEL, Mr. INSLEE, Mr. ORTIZ, Mrs. CAPPS, Mr. ROSS, Mr. GUTIERREZ, Ms. LEE, Mr. SANDERS, Ms. CORRINE BROWN of Florida, Mr. HOLT, Mr. KILDEE, Mrs. DAVIS of California, Mr. FARR, Mr. FORD, Mr. CASE, Mr. REYES, Mr. LARSON of Connecticut, Mr. NEAL of Massachusetts, Mr. HIGGINS, Mr. BARROW, Ms. SCHAKOWSKY, Ms. ZOE LOFGREN of California, Mr. TANNER, Ms. MATSUI, Mr. HOLDEN, Mr. MARKEY, Mr. ABERCROMBIE, Ms. ESHOO, Mr. DOGGETT, Mr. UDALL of Colorado, Ms. CARSON, Ms. KAPTUR, Mr. DINGELL, Mr. GENE GREEN of Texas, Ms. BERKLEY, Mr. CONYERS, Mr. MCGOVERN, Mr. WEXLER, Mr. DOYLE, and Ms. DELAURO.
H.R. 5463: Ms. FOXX, Mr. BURTON of Indiana, Mr. CARTER, Mr. TANCREDO, Mr. FEENEY, Mr. HOSTETTLER, Mr. BONILLA, and Mr. GARRETT of New Jersey.
H. Con. Res. 338: Mrs. JO ANN DAVIS of Virginia, Mr. TANCREDO, and Mrs. MYRICK.
H. Con. Res. 343: Mr. REYNOLDS.
H. Con. Res. 380: Mr. CONYERS.
H. Con. Res. 396: Mr. PAYNE and Mr. AKIN.
H. Con. Res. 397: Mr. ENGEL, Mr. SCHIFF, Mrs. MALONEY, Ms. KILPATRICK of Michigan, Mr. RUSH, and Ms. CARSON.
H. Con. Res. 401: Mr. NADLER, Mr. COSTA, Mr. FARR, Mr. FRANK of Massachusetts, Mr. GENE GREEN of Texas, Mrs. MALONEY, Mr. MELANCON, Mr. MOORE of Kansas, Ms. VELÁZQUEZ, MR. STARK, Mr. FOLEY, Mrs. MCCARTHY, Mr. KIND, Mr. NEAL of Massachusetts, and Mr. GUTIERREZ.
H. Con. Res. 408: Mr. SOUDER, Mr. FRANKS of Arizona, Mr. WELDON of Pennsylvania, Mr. STEARNS, Mr. MCINTYRE, Mr. CHABOT, Mr. HIGGINS, Mrs. JO ANN DAVIS of Virginia, Mr. LANTOS, and Mr. BUYER.
H. Con. Res. 409: Mr. BURTON of Indiana, Mr. JEFFERSON, Mr. ROHRABACHER, Mr. ABERCROMBIE, Ms. ROS-LEHTINEN, Mr. MCCOTTER, Mr. WILSON of South Carolina, Mr. BLUMENAUER, Mr. ACKERMAN, Mr. CHABOT, Mr. SHERMAN, Mr. GALLEGLY, Mr. PITTS, Mr. SMITH of Washington, Ms. WATSON, Mr. CROWLEY, Mr. KIRK, Mr. WEXLER, Mr. ROYCE, Mr. BERMAN, Mr. MEEKS of New York, and Mr. SMITH of New Jersey.
H. Con. Res. 412: Mr. STEARNS, Mr. WAXMAN, Mr. CARDIN, and Mr. BERMAN.
H. Con. Res. 413: Ms. EDDIE BERNICE JOHNSON of Texas, Mr. ORTIZ, Mr. DOGGETT, Ms. JACKSON-LEE of Texas, Mr. EDWARDS, Mr. CUELLAR, Mr. GENE GREEN of Texas, Mr. GONZALEZ, Mr. AL GREEN of Texas, Mr. CULBERSON, Mr. REYES, Mr. CARTER, Mr. THORNBERRY, Ms. GRANGER, Mr. NEUGEBAUER, Mr. HENSARLING, Mr. CONAWAY, and Mr. MARCHANT.
H. Res. 490: Ms. MCKINNEY and Mrs. MYRICK.
H. Res. 526: Mr. SHERWOOD.
H. Res. 608: Mr. PENCE.
H. Res. 688: Mr. DINGELL, Mr. PETERSON of Minnesota, and Mr. SANDERS.
H. Res. 784: Mr. WEXLER.
H. Res. 792: Ms. CORRINE BROWN of Florida, Mr. LEACH, Mr. WILSON of South Carolina, Mrs. MALONEY, Ms. KILPATRICK of Michigan, Mr. RUSH, Mrs. JO ANN DAVIS of Virginia, Ms. MOORE of Wisconsin, Mrs. JONES of Ohio, and Ms. CARSON.
H. Res. 794: Mr. BOOZMAN, Mr. STEARNS, Mr. GRIJALVA, and Mr. DOGGETT.
H. Res. 804: Mr. RENZI, Mr. MURPHY, Mr. NUNES, Mr. RYAN of Wisconsin, Mr. CHOCOLA, Mr. BRADY of Texas, Mr. CAMP of Michigan, Mr. SAM JOHNSON of Texas, Mr. LANTOS, Mr. FOLEY, Mr. FALEOMAVAEGA, Mr. LEACH, Mrs. JO ANN DAVIS of Virginia, Mr. MCCAUL of Texas, Mr. PENCE, Mr. SHERWOOD, Mr. MACK, Mr. GREEN of Wisconsin, Mr. TANCREDO, Mr. WELLER, Mr. SMITH of New Jersey, Mr. KING of New York, and Mr. PITTS.
H. Res. 812: Mr. PAYNE, Mrs. MALONEY, Ms. KILPATRICK of Michigan, Mr. RUSH, and Ms. CARSON.
H. Res. 828: Mr. ROYCE, Mr. BLUMENAUER, Mr. RUSH, Mr. CHANDLER, Mr. CHABOT, Mr. REYNOLDS, Mrs. JO ANN DAVIS of Virginia, Mr. YOUNG of Alaska, Mr. BERMAN, Mr. PENCE, Ms. BERKLEY, Mr. ROHRABACHER, Mr. BROWN of Ohio, and Mr. WEXLER.

¶46.51 PETITIONS

Under clause 3 of rule XII, petitions and papers were laid on the clerk's desk and referred as follows:

117. The SPEAKER presented a petition of the Gretna City Council, Louisiana, relative to Resolution No. 2006-038 urging the Congress of the United States to enact H.R. 4761, the ''Domestic Energy Production through Offshore Exploration and Equitable Treatment of State Holdings Act of 2006''; to the Committee on Resources.

118. Also, a petition of the Common Council of the City of Plattsburgh, New York, relative to a Resolution endorsing House Resolution 635 in calling for a select bipartisan committee investigation of the Iraq pre-war intelligence and the Executive's post occupation conduct; to the Committee on Rules.

¶46.52 DELETIONS OF SPONSORS FROM PUBLIC BILLS AND RESOLUTIONS

Under clause 7 of rule XII, sponsors were deleted from public bills and resolutions as follows:

H.R. 4755: Mr. PITTS.

THURSDAY, MAY 25, 2006 (47)

The House was called to order by the SPEAKER.

¶47.1 APPROVAL OF THE JOURNAL

The SPEAKER announced he had examined and approved the Journal of the proceedings of Wednesday, May 24, 2006.

Pursuant to clause 1, rule I, the Journal was approved.

¶47.2 COMMUNICATIONS

Executive and other communications, pursuant to clause 8, rule XII, were referred as follows:

7657. A letter from the Under Secretary for Personnel and Readiness, Department of Defense, transmitting a letter on the approved retirement of Vice Admiral Keith W. Lippert, United States Navy, and his advancement to the grade of vice admiral on the retired list; to the Committee on Armed Services.

7658. A letter from the Under Secretary for Personnel and Readiness, Department of Defense, transmitting a letter on the approved retirement of Lieutenant General Randall M. Schmidt, United States Air Force, and his advancement to the grade of lieutenant general on the retired list; to the Committee on Armed Services.

7659. A letter from the Under Secretary for Personnel and Readiness, Department of Defense, transmitting a letter on the approved retirement of Lieutenant General Robert M. Shea, United States Marine Corps, and his advancement to the grade of lieutenant general on the retired list; to the Committee on Armed Services.

7660. A letter from the Senior Vice President for Resource Management, Export-Import Bank, transmitting the Bank's Buy American Act reporting for fiscal year 2005, pursuant to section 641 of Division H of the fiscal year 2005 Consolidated Appropriations Act, Pub. L. 108-447; to the Committee on Financial Services.

7661. A letter from the Chairman, Federal Financial Institutions Examination Council, transmitting the Council's 2005 Annual Report, pursuant to 12 U.S.C. 3305; to the Committee on Financial Services.

7662. A letter from the Secretary, Department of Labor, transmitting the Department's annual report to Congress on the FY 2003 program operations of the Office of Workers' Compensation Programs (OWCP), the administration of the Black Lung Benefits Act (BLBA), the Longshore and Harbor Workers' Compensation Act (LHWCA), and the Federal Employees' Compensation Act for the period October 1, 2002, through September 30, 2003, pursuant to 30 U.S.C. 936(b); to the Committee on Education and the Workforce.

7663. A letter from the Regulatory Officer, Forest Service, Department of Agriculture, transmitting the Department's final rule — Resource Agency Procedures for Conditions and Prescriptions in Hydropower Licenses (RIN: 0596-AC42) received April 21, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

7664. A letter from the Attorney, Office of Assistant Counsel for Legislation and Regulatory Law, Department of Energy, transmitting the Department's final rule — Guidelines for Voluntary Greenhouse Gas Reporting (RIN: 1901-AB11) received May 4, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

7665. A letter from the Program Analyst, NHTSA, Department of Transportation, transmitting the Department's final rule — Federal Motor Vehicle Safety Standards; Theft Protection [Docket No. NHTSA-2005-22093] (RIN: 2127-AJ31) received May 12, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

7666. A letter from the Program Analyst, NHTSA, Department of Transportation, transmitting the Department's final rule — Federal Motor Vehicle Safety Standards; Power-Operated Window, Partition, and Roof Panel Systems [Docket No. NHTSA 2006-24455] (RIN: 2127-AJ78) received May 12, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

7667. A letter from the Program Analyst, NHTSA, Department of Transportation, transmitting the Department's final rule — Federal Motor Vehicle Theft Prevention Standard; Final Listing of 2007 Light Duty Truck Lines Subject to the Requirements of this Standard and Exempted Vehicle Lines for Model Year 2007 [Docket No. NHTSA-2006-

23934] (RIN: 2127-AJ89) received May 12, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

7668. A letter from the Program Analyst, NHTSA, Department of Transportation, transmitting the Department's final rule — Federal Motor Vehicle Safety Standards; Low-Speed Vehicles [Docket No. NHTSA-06-24488] (RIN: 2127-AJ85) received May 12, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

7669. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Administration's final rule — Air Quality Redesignation for the 8-Hour Ozone National Ambient Air Quality Standards; New York State [Docket No. EPA-R02-OAR-2005-NY-0001; FRL-8169-9] received May 10, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

7670. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Administration's final rule — Approval and Promulgation of Implementation Plans and Designation of Areas for Air Quality Plannning Purposes; Alabama; Redesignation of the Birmingham, Alabama 8-Hour Ozone Nonattainment Area to Attainment for Ozone [EPA-OAR-2005-AL-0003-200608; FRL-8169-4] received May 10, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

7671. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Administration's final rule — Approval and Promulgation of Implementation Plans and Operating Permits Program; State of Missouri [EPA-R07-OAR-2006-0380; FRL-8169-3] received May 10, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

7672. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Administration's final rule — Hazardous Waste Management System; Identification and Listing of Hazardous Waste; Final Exclusion [SW-FRL-8169-5] received May 10, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

7673. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Administration's final rule — Ocean Dumping; Dedesignation of Ocean Dredged Material Disposal Site and Designation of New Site near Coos Bay, Oregon [FRL-8167-7] received May 10, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

7674. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Administration's final rule — Revisions to the Arizona State Implementation Plan, Arizona Department of Environmental Quality, Pima County Department of Environmental Quality, and Pinal County Air Quality Control District [EPA-R09-OAR-2006-0272 ; FRL-8159-7] received May 10, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

7675. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Administration's final rule — Tennessee: Final Authorization of State Hazardous Waste Management Program Revisions [EPA-R04-RCRA-2006-0429; FRL-8168-4] received May 10, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

7676. A letter from the General Counsel, Federal Energy Regulatory Commission, transmitting the Commission's final rule — Standards for Business Practices and Communication Protocols for Public Utilities [Docket No. RM05-5-000] received May 11, 006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

7677. A letter from the Director, International Cooperation, Department of Defense, transmitting pursuant to Section 27(f) of the Arms Export Control Act and Section 1(f) of Executive Order 11958, a copy of Transmittal No. 11-06 which informs of an intent to sign the Materials and Technologies for Laser Protection Project Arrangment between the United States and Sweden, pursuant to 22 U.S.C. 2767(f); to the Committee on International Relations.

7678. A letter from the Director, International Cooperation, Department of Defense, transmitting pursuant to Section 27(f) of the Arms Export Control Act and Section 1(f) of Executive Order 11958, a copy of Transmittal No. 12-06 which informs of an intent to sign the Memorandum of Agreement between the United States and Australia concerning Land Force Capability Modernization, pursuant to 22 U.S.C. 2767(f); to the Committee on International Relations.

7679. A letter from the Director, International Cooperation, Department of Defense, transmitting pursuant to Section 27(f) of the Arms Export Control Act and Section 1(f) of Executive Order 11958, a copy of Transmittal No. 13-06 which informs of an intent to sign the Memorandum of Agreement between the United States and Canada concerning Defense Space Cooperation, pursuant to 22 U.S.C. 2767(f); to the Committee on International Relations.

7680. A letter from the Assistant Legal Adviser for Treaty Affairs, Department of State, transmitting Copies of international agreements, other than treaties, entered into by the United States, pursuant to 1 U.S.C. 112b(a); to the Committee on International Relations.

7681. A letter from the Deputy Director, Defense Security Cooperation Agency, transmitting pursuant to Section 62(a) of the Arms Export Control Act (AECA), notification concerning the Department of the Navy's proposed lease of defense articles to the Government of Switzerland (Transmittal No. 03-06); to the Committee on International Relations.

7682. A letter from the Inspector General, Department of Commerce, transmitting the Department's report on the policies and procedures of the U.S. Government with respect to the export of technologies and technical information to countries and entities of concern, pursuant to Public Law 106-65; to the Committee on International Relations.

7683. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting consistent with the Authorization for Use of Military Force Against Iraq Resolution of 2002 (Pub. L. 107-243), the Authorization for the Use of Force Against Iraq Resolution (Pub. L. 102-1), and in order to keep the Congress fully informed, a report prepared by the Department of State for the December 15, 2005 — February 15, 2006 reporting period including matters relating to post-liberation Iraq under Section 7 of the Iraq Liberation Act of 1998 (Pub. L. 105-338); to the Committee on International Relations.

7684. A letter from the Acting U.S. Global AIDS Coordinator, Department of State, transmitting a report on the President's Emergency Plan for AIDS Relief — Bringing Hope: Supplying Antiretroviral Drugs for HIV/AIDS Treatment, as requested in the Senate Amendment, accompanying H.R. 3057, pursuant to 49 U.S.C. 44920(d); to the Committee on International Relations.

7685. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting the Department's report entitled, ''Report on Small Arms Programs,'' pursuant to Public Law 109-102; to the Committee on International Relations.

7686. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting pursuant to section 36(c) and (d) of the Arms Export Control Act, certification of a proposed manufacturing license agreement for the export of defense articles and services to the Government of Italy (Transmittal No. DDTC 012-06); to the Committee on International Relations.

7687. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting pursuant to section 36(c) and (d) of the Arms Export Control Act, certification of a proposed manufacturing license agreement for the export of defense articles and services to the Government of Germany (Transmittal No. DDTC 064-05); to the Committee on International Relations.

7688. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting pursuant to section 36(c) and (d) of the Arms Export Control Act, certification of a proposed manufacturing license agreement for the export of defense articles and services to the Government of the United Kingdom (Transmittal No. DDTC 006-06); to the Committee on International Relations.

7689. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting pursuant to section 36(c) of the Arms Export Control Act, certification of a proposed manufacturing license agreement for the export of defense articles and services to the Government of Mexico (Transmittal No. DDTC 015-06); to the Committee on International Relations.

7690. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting pursuant to section 36(c) of the Arms Export Control Act, certification of a proposed manufacturing license agreement for the export of defense articles and services to the Governments of Algeria and Spain (Transmittal No. DDTC 039-05); to the Committee on International Relations.

7691. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting pursuant to section 36(c) of the Arms Export Control Act, certification of a proposed manufacturing license agreement for the export of defense articles and services to the Government of Israel (Transmittal No. DDTC 005-06); to the Committee on International Relations.

7692. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting pursuant to section 36(c) of the Arms Export Control Act, certification of a proposed authorization for the export of significant military equipment (Transmittal No. DDTC 074-05); to the Committee on International Relations.

7693. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting the Secretary's determination that five countries are not cooperating fully with U.S. antiterrorism efforts: Cuba, Iran, North Korea, Syria, and Venezuela, pursuant to 22 U.S.C. 2781; to the Committee on International Relations.

7694. A letter from the Acting Secretary, Department of the Interior, transmitting the semiannual report on the activities of the Office of Inspector General for the period October 1, 2005 through March 31, 2006, pursuant to 5 U.S.C. app. (Insp. Gen. Act) section 5(b); to the Committee on Government Reform.

7695. A letter from the Office of the District of Columbia Auditor, transmitting a copy of a report entitled ''Fiscal Year 2005 Annual Report on Advisory Neighborhood Commissions,'' pursuant to D.C. Code section 47-117(d); to the Committee on Government Reform.

7696. A letter from the Chairman, Board of Governors of the Federal Reserve System, transmitting the semiannual report on the activities of the Office of Inspector General

for the six-month period ending March 31, 2006, pursuant to 5 U.S.C. app. (Insp. Gen. Act) section 5(b); to the Committee on Government Reform.

7697. A letter from the White House Liaision, Department of Education, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Government Reform.

7698. A letter from the White House Liaison, Department of Education, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Government Reform.

7699. A letter from the White House Liaison, Department of Education, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Government Reform.

7700. A letter from the White House Liaison, Department of Education, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Government Reform.

7701. A letter from the White House Liaison, Department of Education, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Government Reform.

7702. A letter from the White House Liaison, Department of Education, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Government Reform.

7703. A letter from the White House Liaison, Department of Education, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Government Reform.

7704. A letter from the White House Liaison, Department of Education, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Government Reform.

7705. A letter from the Deputy CHCO/Director, OHCM, Department of Energy, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Government Reform.

7706. A letter from the General Counsel, Department of Housing and Urban Development, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Government Reform.

7707. A letter from the Attorney, Department of Transportation, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Government Reform.

7708. A letter from the Attorney Advisor, Department of Transportation, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Government Reform.

7709. A letter from the Attorney, Department of Transportation, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Government Reform.

7710. A letter from the Regulatory Contact, National Archives and Records Administration, transmitting the Administration's final rule — National Industrial Security Program Directive No. 1 (RIN: 3095-AB34) received April 10, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Government Reform.

7711. A letter from the Deputy Archivist, National Archives and Records Administration, transmitting the Administration's final rule — Official Seals and Logos (RIN: 3095-AB48) received May 11, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Government Reform.

7712. A letter from the Chairman, National Credit Union Administration, transmitting the Administration's semi-annual report on the activities of the Inspector General for October 1, 2005 through March 31, 2006, pursuant to 5 U.S.C. app. (Insp. Gen. Act) section 5(b); to the Committee on Government Reform.

7713. A letter from the Director, Office of Personnel Management, transmitting the Office's final rule — Implementation of Title II of the Notification and Federal Employee Antidiscrimination and Retaliation Act of 2002 — Judgment Fund (RIN: 3206-AJ93) received May 10, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Government Reform.

7714. A letter from the Director, Office of Personnel Management, transmitting the Office's final rule — Implementation of Title II of the Notification and Federal Employee Antidiscrimination and Retaliation Act of 2002 — Judgment Fund (RIN: 3206-AJ93) received May 11, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Government Reform.

7715. A letter from the Director, Office of Personnel Management, transmitting a legislative proposal to allow the Government-wide Service Benefit Plan in the Federal Employees Health Benefits (FEHB) Program to offer more then two levels of benefits; to the Committee on Government Reform.

7716. A letter from the Office of the District of Columbia Auditor, transmitting a report entitled, ''Letter Report: Comparative Analysis of Collections to Revised Revenue Estimates for Fiscal Year 2005''; to the Committee on Government Reform.

7717. A letter from the Secretary, Department of the Interior, transmitting a copy of the Final Engineering Report (FER) and Water Conservation Plan (WCP) for the Rocky Boy's/North Central Montana Regional Water System, pursuant to Public Law 107-331, Title IX; to the Committee on Resources.

7718. A letter from the Deputy Assistant Administrator for Operations, NMFS, National Oceanic and Atmospheric Administration, transmitting the Administration's final rule — Fisheries of the Northeastern United States; Northeast Multispecies Fishery; Emergency Secretarial Action; Correction [Docket No. 060209031-6092-02; I.D. 020606C] (RIN: 0648-AU09) received May 11, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Resources.

7719. A letter from the Acting Deputy Assistant Administrator for Regulatory Programs, NMFS, National Oceanic and Atmospheric Administration, transmitting the Administration's final rule — NOAA Information Collection Requirements Under Paperwork Reduction Act: OMB Control Numbers; Fisheries Off West Coast States; Fisheries in the Western Pacific [Docket No. 060327086-6086-01; I.D. 032306A] (RIN: 0648-AU21) received April 26, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Resources.

7720. A letter from the Acting Director, Office of Sustainable Fisheries, NMFS, National Oceanic and Atmospheric Administration, transmitting the Administration's final rule — Fisheries of the Exclusive Economic Zone Off Alaska; Rock Sole, Flathead Sole, and ''Other Flatfish'' by Vessels Using Trawl Gear in Bering Sea and Aleutian Islands Management Area [Docket No. 060216045-6045-01; I.D. 041206A] received April 26, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Resources.

7721. A letter from the Acting Director, Office of Sustainable Fisheries, NMFS, National Oceanic and Atmospheric Administration, transmitting the Administration's final rule — Fisheries of the Economic Exclusive Zone Off Alaska; Deep-water Species Fishery by Vessels Using Trawl Gear in the Gulf of Alaska [Docket No. 060216044-6044-01; I.D. 042606F] received May 11, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Resources.

7722. A letter from the Acting Director, Office of Sustainable Fisheries, NMFS, National Oceanic and Atmospheric Administration, transmitting the Administration's final rule — Fisheries of the Exclusive Economic Zone Off Alaska; Reallocation of Pacific Cod in the Bering Sea and Aleutian Islands Management Area [Docket No. 060216045-6045-01; I.D. 042606B] received May 11, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Resources.

7723. A letter from the Acting Director, Office of Sustainable Fisheries, NMFS, National Oceanic and Atmospheric Administration, transmitting the Administration's final rule — Fisheries of the Economic Exclusive Zone Off Alaska; Pacific Cod in the Bering Sea and Aleutian Islands [Docket No. 060216045-6045-01; I.D. 042606A] received May 11, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Resources.

7724. A letter from the Acting Director, Office of Sustainable Fisheries, NMFS, National Oceanic and Atmospheric Administration, transmitting the Administration's final rule — Fisheries Off West Coast States and in the Western Pacific; Pacific Coast Groundfish Fishery; Specifications and Management Measures; Inseason Adjustments; Pacific Halibut Fisheries [Docket No. 051014263-6028-03; I.D. 041906A] received May 8, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Resources.

7725. A letter from the Assistant Secretary of the Army, Civil Works, Department of Defense, transmitting the General Reevaluation Report and Environmental Impact Statement for the Miami Harbor Navigation Project, Dade County, Florida; to the Committee on Transportation and Infrastructure.

7726. A letter from the Assistant Secretary of the Army, Civil Works, Department of Defense, transmitting a copy of the ecosystem restoration project for a 4.8-mile reach of the Rillito River, on the northern edge of Tucson, Arizona; to the Committee on Transportation and Infrastructure.

7727. A letter from the Director, Regulations and Disclosure Law, Customs and Border Protection, Department of Homeland Security, transmitting the Department's final rule — Establishment of a New Port of Entry in the Tri-Cities Area of Tennessee and Virginia and Termination of the User-Fee Status of Tri-Cities Regional Airport [CBP Dec. 06-14] received May 11, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7728. A letter from the Program Analyst, NHTSA, Department of Transportation, transmitting the Department's final rule — Amendment to Grant Criteria for Alcohol-Impaired Driving Prevention Programs [Docket No. NHTSA-2005-23454] (RIN: 2127-AJ73) received May 12, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7729. A letter from the Assistant Chief Counsel, FHWA, Department of Transportation, transmitting the Department's final rule — Design Standards for Highways; Interstate System [FHWA Docket No. FHWA-2005-22476] (RIN: 2125-AF06) received May 12, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7730. A letter from the Program Analyst, NHTSA, Department of Transportation, transmitting the Department's final rule — Procedures for Participating in and Receiving Data from the National Driver Register Problem Driver Pointer System Pursuant to a Personnel Security Investigation and Determination [Docket No. NHTSA-05-22265] (RIN: 2127-AJ66) received May 12, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7731. A letter from the Acting Chief Counsel, SLSDC, Department of Transportation, transmitting the Department's final rule —

Tariff of Tolls [Docket No. SLSDC 2006-23839] (RIN: 2135-AA23) received April 21, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7732. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Fokker Model F.28 Mark 0070 and 0100 Airplanes [Docket No. FAA-2005-23476; Directorate Identifier 2005-NM-204-AD; Amendment 39-14516; AD 2006-06-07] (RIN: 2120-AA64) received May 12, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7733. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Empresa Brasileira de Aeronautica S.A. (EMBRAER) Model ERJ 170 Airplanes [Docket No. FAA-2005-23475; Directorate Identifier 2005-NM-117-AD; Amendment 39-14518; AD 2006-06-09] (RIN: 2120-AA64) received May 12, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7734. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Boeing Model 747-101B SUD, 747-200B, 747-300, 747-400, and 747-400D Series Airplanes [Docket No. FAA-2005-22838; Directorate Identifier 2005-NM-102-AD; Amendment 39-14520; AD 2006-06-11] (RIN: 2120-AA64) received May 12, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7735. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Turbomeca Arriel 1B, 1D, and 1D1 Turboshaft Engines [Docket No. FAA-2005-22364; Directorate Identifier 2005-NE-26-AD; Amendment 39-14526; AD 2006-06-17] (RIN: 2120-AA64) received May 12, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7736. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Lycoming Engines (Formerly Textron Lycoming) AEIO-360, IO-360, O-360, LIO-360, and LO-360 Series Reciprocating Engines [Docket No. FAA-2005-23269; Directorate Identifier 2005-NE-50-AD; Amendment 39-14525; AD 2006-06-16] (RIN: 2120-AA64) received May 12, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7737. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Boeing Model 747-100, 747-100B, 747-100B SUD, 747-200B, 747-200C, 747-300, 747-400, 747-400D, and 747SR Series Airplanes [Docket No. FAA-2005-22426; Directorate Identifier 2005-NM-105-AD; Amendment 39-14519; AD 2006-06-10] (RIN: 2120-AA64) received May 12, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7738. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; General Electric Company Model CF6-80C2D1F Turbofan Engines [Docket No. FAA-2005-22055; Directorate Identifier 2005-NE-31-AD; Amendment 39-14517; AD 2006-06-08] (RIN: 2120-AA64) received May 12, 20066, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7739. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Thrush Aircraft, Inc. Model 600 S2D and S2R (S-2R) Series Airplanes [Docket No. FAA-2006-23649; Directorate Identifier 2006-CE-08-AD; Amendment 39-14542; AD 2006-07-15] (RIN: 2120-AA64) received May 12, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7740. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Boeing Model 747-100, 747-100B, 747-100B SUD, 747-200B, 747-200F, 747-300, 747-400, 747-400D, 747SP, 747SR, 767-200, 767-300, 777-200, 777-300, and 777-300ER Series Airplanes [Docket No. FAA-2006-24409; Directorate Identifier 2005-NM-057-AD; Amendment 39-14555; AD 2005-05-20] (RIN: 2120-AA64) received May 12, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7741. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Gulfstream Aerospace LP Model Gulfstream 100 Airplanes; and Model Astra SPX, and 1125 Westwind Astra Airplanes [Docket No. FAA-2005-22511; Directorate Identifier 2005-NM-120-AD; Amendment 39-14440; AD 2006-01-01] (RIN: 2120-AA64) received February 27, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7742. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; McDonnell Douglas Model DC-9-14, DC-9-15; and DC-9-15F Airplanes; Model DC-9-20, DC-9-30, DC-9-40, and DC-9-50 Series Airplanes; Model DC-9-81 (MD-81), DC-9-82 (MD-82), DC-9-83 (MD-83), and DC-9-87 (MD-87) Airplanes; Model MD-88 Airplanes; and Model MD-90-30 Airplanes [Docket No. 2002-NM-105-AD; Amendment 39-14441; AD 2006-01-02] (RIN: 2120-AA64) received February 27, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7743. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; BAE Systems (Operations) Limited Model BAe 146-100A and -200A Series Airplanes [Docket No. FAA-2005-22791; Directorate Identifier 2005-NM-083-AD; Amendment 39-14448; AD 2006-01-09] (RIN: 2120-AA64) received February 21, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7744. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Airbus Model A300 B2 and B4 Series Airplanes [Docket No. FAA-2005-22035; Directorate Identifier 2005-NM-016-AD; Amendment 39-14442; AD 2006-01-03] (RIN: 2120-AA64) received February 27, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7745. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Honeywell International Inc. (formerly AlliedSignal, Inc., formerly Textron Lycoming, formerly Avco Lycoming) T5309, T5311, T5313B, T5317A, T5317A-1, and T5317B Series, and T53-L-9, T53-L-11, T53-L-13B, T53-L-13BA, T53-L-13B S/SA, T53-L-13B S/SB, T53-L-13B/D, and T53-L-703 Series Turboshaft Engines [Docket No. FAA-2004-18038; Directorate Identifier 2004-NE-01-AD; Amendment 39-14444; AD 2006-01-05] (RIN: 2120-AA64) received February 27, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7746. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Airbus Model A300 B4-600, B4-600R, and F4-600R Series Airplanes, and Model C4-605R Variant F Airplanes (Collectively Called A300-600 Series Airplanes); and Airbus Model A310 Series Airplanes [Docket No. FAA-2005-22053; Directorate Identifier 2004-NM-74-AD; Amendment 39-14449; AD 2006-01-10] (RIN: 2120-AA64) received February 27, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7747. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; BAE Systems (Operations) Limited Model Avro 146-RJ Airplanes [Docket No. FAA-2005-22792; Directorate Identifier 2005-NM-084-AD; Amendment 39-14447; AD 2006-01-08] (RIN: 2120-AA64) received February 27, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7748. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Boeing Model 747-100, 747-100B, 747-200B, 747-200C, 747-200F, 747-400F, 747SR, and 747SP Series Airplanes [Docket No. FAA-2005-22289; Directorate Identifier 2005-NM-101-AD; Amendment 39-14446; AD 2006-01-07] (RIN: 2120-AA64) received February 27, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7749. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Airbus Model A320-111 Airplanes, and Model A320-200 Series Airplanes [Docket No. 2002-NM-298-AD; Amendment 39-14354; AD 2005-22-10 R1] (RIN: 2120-AA64) received February 7, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7750. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Aerospatiale Model ATR42-200, ATR42-300, and ATR42-320 Airplanes [Docket No. FAA-2005-22454; Directorate Identifier 2001-NM-108-AD; Amendment 39-14395; AD 2005-25-02] (RIN: 2120-AA64) received February 7, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7751. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Empresa Brasileira de Aeronautica S.A. (EMBRAER) Model EMB-120, -120ER, -120FC, -120QC, and -120RT Airplanes [Docket No. FAA-2005-22631; Directorate Identifier 2005-NM-183-AD; Amendment 39-14394; AD 2005-25-01] (RIN: 2120-AA64) received February 7, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7752. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Shadin ADC-2000 Air Data Computers [Docket No. FAA-2005-21787; Directorate Identifier 2005-CE-34-AD; Amendment 39-14401; AD 2005-25-08] (RIN: 2120-AA64) received February 7, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7753. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Przedsiebiorstwo Doswiadczalno-Produkcyjne Szybownictwa ''PZL-Bielsko'' Model SZD-50-3 ''Puchacz'' Gliders [Docket No. FAA-2005-21836; Directorate Identifier 2005-CE-36-AD; Amendment 39-14415; AD 2005-25-22] received February 7, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7754. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Raytheon Aircraft Company, Model 390, Premier 1 Airplanes [Docket No. FAA-2005-20712; Directorate Identifier 2005-CE-15-AD; Amendment 39-14400; AD 2005-25-07] (RIN: 2120-AA64) received February 7, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7755. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Bombardier Model CL-600-2C10 (Regional Jet Series 700, 701, & 702) Airplanes [Docket No. 2003-NM-46-AD; Amendment 39-14392; AD 2005-24-12] (RIN: 2120-AA64) received February 7, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7756. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Empresa Brasileira de Aeronautica S.A. (EMBRAER) Model EMB-135 Airplanes and Model EMB-145, -145ER, -145MR, -145LR, -145XR, -145MP, and -145EP Airplanes [Docket No. FAA-2005-22033; Directorate Identifier 2004-NM-218-AD; Amendment 39-14391; AD 2005-24-11] (RIN: 2120-AA64) received February 7, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7757. A letter from the Acting Administrator, General Services Administration, transmitting an informational copy of a Report of Building Project Survey for Riverside-San Bernardino Counties, CA, pursuant to 40 U.S.C. 606(a); to the Committee on Transportation and Infrastructure.

7758. A letter from the Administrator, Office of Workforce Security, Department of Labor, transmitting the Department's final rule — Changes to UI Performs — received May 10, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

7759. A letter from the Chief, Publications and Regulations Branch, Internal Revenue Service, transmitting the Service's final rule — Nonconventional Source Fuel Credit, Section 29 Inflation Adjustment Factor, and Section 29 Reference Price [Notice 2006-37] received April 17, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

7760. A letter from the Chief, Publications and Regulations Branch, Internal Revenue Service, transmitting the Service's final rule — Weighted Average Interest Rate Update [Notice 2006-49] received May 11, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

7761. A letter from the Chief, Publications and Regulations Branch, Internal Revenue Service, transmitting the Service's final rule — Administrative, Procedural and Miscellaneous (Rev. Proc. 2006-27) received May 11, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

7762. A letter from the Chief, Publications and Regulations Branch, Internal Revenue Service, transmitting the Service's final rule — Exemption from Tax on Corporations, Certain Trusts, Etc. (Rev. Rul. 2006-27) received May 10, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

7763. A letter from the Chief, Publications and Regulations Branch, Internal Revenue Service, transmitting the Service's final rule — Interim Guidance with Repsect to the Application of Tres. Reg. section 1.883-3 [Notice 2006-43] received May 4, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

7764. A letter from the Assistant Secretary, Transportation Security Administration, Department of Homeland Security, transmitting the Administration's certification that the level of screening services and protection provided at Tupelo Regional Airport will be equal to or greater than the level that would be provided at the aiport by TSA Transportation Security Officers; to the Committee on Homeland Security.

7765. A letter from the Secretary, Department of Health and Human Services, transmitting the Department's report entitled, ''Development of a Strategy Plan Regarding Physician Investment in Specialty Hospitals,'' pursuant to Section 5006 of the Deficit Reduction Act of 2005, Pub. L. 109-171; jointly to the Committees on Energy and Commerce and Ways and Means.

7766. A letter from the Administrator, Environmental Protection Agency, transmitting a copy of draft legislation entitled, ''Good Samaritan Clean Watershed Act''; jointly to the Committees on Transportation and Infrastructure, Energy and Commerce, Resources, and the Judiciary.

¶47.3 MESSAGE FROM THE SENATE

A message from the Senate by Ms. Curtis, one of its clerks, announced that the Senate has passed without amendment a concurrent resolution of the House of the following title:

H. Con. Res. 357. A concurrent resolution supporting the goals and ideals of National Cystic Fibrosis Awareness Month.

The message also announced that the Senate has passed a bill of the following title in which the concurrence of the House is requested:

S. 1773. An Act to resolve certain Native American claims in New Mexico, and for other purposes.

¶47.4 PROVIDING FOR THE CONSIDERATION OF H.R. 5429

Mr. BISHOP of Utah, by direction of the Committee on Rules, called up the following resolution (H. Res. 835):

Resolved, That upon the adoption of this resolution it shall be in order without intervention of any point of order to consider in the House the bill (H.R. 5429) to direct the Secretary of the Interior to establish and implement a competitive oil and gas leasing program that will result in an environmentally sound program for the exploration, development, and production of the oil and gas resources of the Coastal Plain of Alaska, and for other purposes. The bill shall be considered as read. The previous question shall be considered as ordered on the bill to final passage without intervening motion except: (1) one hour of debate equally divided and controlled by the chairman and ranking minority member of the Committee on Resources; and (2) one motion to recommit.

When said resolution was considered.

After debate,

On motion of Mr. BISHOP of Utah, the previous question was ordered on the resolution to its adoption or rejection.

The question being put, viva voce,

Will the House agree to said resolution?

The SPEAKER pro tempore, Mrs. MILLER of Michigan, announced that the yeas had it.

Mr. HASTINGS of Florida objected to the vote on the ground that a quorum was not present and not voting.

A quorum not being present,

The roll was called under clause 6, rule XX, and the call was taken by electronic device.

When there appeared { Yeas ..... 234 / Nays ..... 184 }

¶47.5 [Roll No. 207]

YEAS—234

Aderholt
Akin
Alexander
Bachus
Baker
Barrett (SC)
Bartlett (MD)
Barton (TX)
Bass
Beauprez
Biggert
Bilirakis
Bishop (UT)
Blackburn
Blunt
Boehlert
Boehner
Bonilla
Bonner
Bono
Boozman
Boren
Boustany
Bradley (NH)
Brown (SC)
Brown-Waite, Ginny
Burgess
Burton (IN)
Buyer
Calvert
Camp (MI)
Campbell (CA)
Cannon
Cantor
Capito
Carter
Castle
Chabot
Chocola
Coble
Cole (OK)
Conaway
Cramer
Crenshaw
Cubin
Cuellar
Culberson
Davis (KY)
Davis, Jo Ann
Davis, Tom
Deal (GA)
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Doolittle
Drake
Dreier
Duncan
Ehlers
Emerson
English (PA)
Everett
Feeney
Ferguson
Fitzpatrick (PA)
Foley
Forbes
Fortenberry
Fossella
Foxx
Franks (AZ)
Frelinghuysen
Gallegly
Garrett (NJ)
Gerlach
Gibbons
Gilchrest
Gillmor
Gingrey
Gohmert
Goode
Goodlatte
Granger
Graves
Green (WI)
Green, Gene
Gutknecht
Hall
Harris
Hart
Hastings (WA)
Hayes
Hayworth
Hefley
Hensarling
Herger
Hobson
Hoekstra
Hostettler
Hulshof
Hunter
Inglis (SC)
Issa
Istook
Jenkins
Jindal
Johnson (CT)
Johnson (IL)
Johnson, Sam
Jones (NC)
Kanjorski
Keller
Kelly
Kennedy (MN)
King (IA)
King (NY)
Kingston
Kirk
Kline
Knollenberg
Kolbe
Kuhl (NY)
LaHood
Latham
LaTourette
Leach
Lewis (CA)
Lewis (KY)
Linder
LoBiondo
Lucas
Lungren, Daniel E.
Mack
Manzullo
Marchant
McCaul (TX)
McCotter
McCrery
McHenry
McHugh
McKeon
McMorris
Melancon
Mica
Miller (FL)
Miller (MI)
Miller, Gary
Moran (KS)
Murphy
Murtha
Musgrave
Myrick
Neugebauer
Ney
Northup
Norwood
Nunes
Nussle
Ortiz
Osborne
Otter
Oxley
Paul
Pearce
Pence
Peterson (PA)
Petri
Pickering
Pitts
Platts
Poe
Pombo
Porter
Price (GA)
Pryce (OH)
Putnam
Radanovich
Ramstad
Regula
Rehberg
Reichert
Renzi
Reyes
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Ros-Lehtinen
Royce
Ryan (WI)
Ryun (KS)
Saxton
Schmidt
Schwarz (MI)
Sensenbrenner
Sessions
Shadegg
Shaw
Shays
Sherwood
Shimkus
Shuster
Simmons
Simpson
Skelton
Smith (NJ)
Smith (TX)
Sodrel
Souder
Stearns
Sullivan
Sweeney
Tancredo
Taylor (NC)
Terry
Thomas
Thornberry
Tiahrt
Tiberi
Turner
Upton
Walden (OR)
Walsh
Wamp
Weldon (FL)
Weldon (PA)
Weller
Whitfield
Wicker
Wilson (NM)
Wolf
Young (AK)
Young (FL)

NAYS—184

Abercrombie
Ackerman
Allen
Andrews
Baca
Baird
Baldwin
Barrow
Bean
Becerra
Berkley
Berry
Bishop (GA)
Bishop (NY)
Blumenauer
Boswell
Boucher
Boyd
Brady (PA)
Brown (OH)
Brown, Corrine
Butterfield
Capps
Capuano
Cardin
Cardoza
Carnahan
Carson
Case
Chandler
Clay
Cleaver
Clyburn
Conyers
Cooper
Costello

Crowley
Cummings
Davis (AL)
Davis (CA)
Davis (FL)
Davis (IL)
Davis (TN)
DeFazio
DeGette
Delahunt
DeLauro
Dicks
Dingell
Doggett
Doyle
Edwards
Emanuel
Engel
Eshoo
Etheridge
Farr
Fattah
Filner
Ford
Gonzalez
Gordon
Green, Al
Grijalva
Gutierrez
Harman
Hastings (FL)
Herseth
Higgins
Hinchey
Hinojosa
Holden
Holt
Honda
Hooley
Hoyer
Inslee
Israel
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Johnson, E. B.
Jones (OH)
Kaptur
Kildee
Kilpatrick (MI)
Kind
Kucinich
Langevin
Lantos
Larsen (WA)
Larson (CT)
Lee
Levin
Lewis (GA)
Lipinski
Lofgren, Zoe
Lowey
Lynch
Maloney
Markey
Marshall
Matheson
Matsui
McCarthy
McCollum (MN)
McDermott
McGovern
McIntyre
McKinney
McNulty
Meehan
Meek (FL)
Meeks (NY)
Michaud
Millender-McDonald
Miller (NC)
Moore (KS)
Moore (WI)
Moran (VA)
Nadler
Napolitano
Neal (MA)
Oberstar
Obey
Olver
Owens
Pallone
Pascrell
Pastor
Payne
Pelosi
Peterson (MN)
Pomeroy
Price (NC)
Rahall
Rangel
Ross
Rothman
Roybal-Allard
Ruppersberger
Rush
Ryan (OH)
Sabo
Salazar
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Schakowsky
Schiff
Schwartz (PA)
Scott (GA)
Scott (VA)
Serrano
Sherman
Slaughter
Smith (WA)
Solis
Spratt
Stark
Strickland
Stupak
Tanner
Tauscher
Taylor (MS)
Thompson (CA)
Thompson (MS)
Tierney
Towns
Udall (CO)
Udall (NM)
Van Hollen
Velázquez
Visclosky
Wasserman Schultz
Waters
Watson
Watt
Waxman
Weiner
Wexler
Woolsey
Wu
Wynn

NOT VOTING—14

Berman
Brady (TX)
Costa
DeLay
Evans
Flake
Frank (MA)
Hyde
Kennedy (RI)
Miller, George
Mollohan
Snyder
Westmoreland
Wilson (SC)

So the resolution was agreed to.

A motion to reconsider the vote whereby said resolution was agreed to was, by unanimous consent, laid on the table.

¶47.6 ORDER OF BUSINESS—CONSIDERATION OF H.R. 5429

On motion of Mr. BISHOP of Utah, by unanimous consent,

Ordered, That it may be in order during consideration of H.R. 5429, pursuant to House Resolution 835, the Speaker may postpone further proceedings on a motion to recommit as though under clause 8(a)(1)(A) of rule XX.

¶47.7 AMERICAN-MADE ENERGY AND GOOD JOBS

On motion of Mr. POMBO, pursuant to House Resolution 835, called up for consideration the bill (H.R. 5429) to direct the Secretary of the Interior to establish and implement a competitive oil and gas leasing program that will result in an environmentally sound program for the exploration, development, and production of the oil and gas resources of the Coastal Plain of Alaska, and for other purposes.

When said bill was considered and read twice.

After debate,

The previous question having been ordered by said resolution.

The bill was ordered to be engrossed and read a third time, was read a third time by title.

Mr. George MILLER of California moved to recommit the bill to the Committee on Resources with instructions to report the bill back to the House forthwith with the following amendment:

At the end of section 4(a) (page 7, line 23), insert the following: ''For purposes of this subsection, a person shall not be treated as qualified to obtain such a lease if such person is a lessee under an existing lease issued by the Department of the Interior pursuant to the Outer Continental Shelf Deep Water Royalty Relief Act (43 United States Code 1337 note) that is not subject to limitations on royalty relief based on market price.''.

After debate,

By unanimous consent, the previous question was ordered on the motion to recommit with instructions.

The question being put, viva voce,

Will the House recommit said bill with instructions?

The SPEAKER pro tempore, Mrs. BIGGERT, announced that the nays had it.

Mr. George MILLER of California demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mrs. BIGGERT, pursuant to clause 8, rule XX, and the previous order of the House, announced that further proceedings on the question were postponed.

¶47.8 PROVIDING FOR CONSIDERATION OF H.R. 5441

Mr. SESSIONS, by direction of the Committee on Rules, called up the following resolution (H. Res. 836):

Resolved, That at any time after the adoption of this resolution the Speaker may, pursuant to clause 2(b) of rule XVIII, declare the House resolved into the Committee of the Whole House on the state of the Union for consideration of the bill (H.R. 5441) making appropriations for the Department of Homeland Security for the fiscal year ending September 30, 2007, and for other purposes. The first reading of the bill shall be dispensed with. All points of order against consideration of the bill are waived. General debate shall be confined to the bill and shall not exceed one hour equally divided and controlled by the chairman and ranking minority member of the Committee on Appropriations. After general debate the bill shall be considered for amendment under the five-minute rule. Points of order against provisions in the bill for failure to comply with clause 2 of rule XXI are waived except: beginning with the comma on page 38, line 11 through ''funds'' on line 14; section 512; beginning with ''or'' on page 54, line 12 through ''appropriation'' on line 13; and section 536. Where points of order are waived against part of a paragraph or section, points of order against a provision in another part of such paragraph or section may be made only against such provision and not against the entire paragraph or section. During consideration of the bill for amendment, the Chairman of the Committee of the Whole may accord priority in recognition on the basis of whether the Member offering an amendment has caused it to be printed in the portion of the Congressional Record designated for that purpose in clause 8 of rule XVIII. Amendments so printed shall be considered as read. When the committee rises and reports the bill back to the House with a recommendation that the bill do pass, the previous question shall be considered as ordered on the bill and amendments thereto to final passage without intervening motion except one motion to recommit with or without instructions.

When said resolution was considered.

After debate,

Mr. SESSIONS moved the previous question on the resolution to its adoption or rejection.

The question being put, viva voce,

Will the House now order the previous question?

The SPEAKER pro tempore, Mrs. BIGGERT, announced that the yeas had it.

Ms. SLAUGHTER demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mrs. BIGGERT, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed.

¶47.9 MOTION TO RECOMMIT ON H.R. 5429—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mrs. BIGGERT, pursuant to clause 8 of rule XX, and the previous order of the House, announced the unfinished business to be the question on agreeing to the motion to recommit the bill (H.R. 5429) to direct the Secretary of the Interior to establish and implement a competitive oil and gas leasing program that will result in an environmentally sound program for the exploration, development, and production of the oil and gas resources of the Coastal Plain of Alaska, and for other purposes.

The question being put,

Will the House agree to said motion?

The vote was taken by electronic device.

It was decided in the negative ..... { Yeas ..... 201 / Nays 223

¶47.10 [Roll No. 208]

YEAS—201

Abercrombie
Ackerman
Allen
Andrews
Baca
Baird
Baldwin
Barrow
Bass
Bean
Becerra
Berkley
Berman
Bishop (GA)
Bishop (NY)
Blumenauer
Boehlert
Boswell
Boyd
Bradley (NH)
Brady (PA)
Brown (OH)
Brown, Corrine
Butterfield
Capps
Capuano
Cardin
Cardoza
Carnahan
Carson
Castle
Chandler
Clay
Cleaver
Clyburn
Conyers
Cooper
Costello
Crowley
Cummings
Davis (AL)
Davis (CA)
Davis (FL)
Davis (IL)
DeFazio
DeGette
Delahunt
DeLauro
Dicks
Dingell
Doggett
Doyle
Ehlers
Emanuel
Engel
Eshoo
Etheridge
Farr
Fattah
Filner
Fitzpatrick (PA)
Ford
Frank (MA)
Gerlach
Gilchrest
Gordon
Green, Al
Grijalva
Gutierrez

Harman
Hastings (FL)
Herseth
Higgins
Hinchey
Holden
Holt
Honda
Hooley
Hoyer
Inglis (SC)
Inslee
Israel
Jackson (IL)
Jackson-Lee (TX)
Johnson (CT)
Johnson (IL)
Johnson, E. B.
Jones (NC)
Jones (OH)
Kanjorski
Kaptur
Kennedy (MN)
Kildee
Kilpatrick (MI)
Kind
Kirk
Kucinich
Langevin
Lantos
Larsen (WA)
Larson (CT)
Leach
Lee
Levin
Lewis (GA)
Lipinski
LoBiondo
Lofgren, Zoe
Lowey
Lynch
Maloney
Markey
Marshall
Matsui
McCarthy
McCollum (MN)
McDermott
McGovern
McIntyre
McKinney
McNulty
Meehan
Meek (FL)
Meeks (NY)
Michaud
Millender-McDonald
Miller (NC)
Miller, George
Moore (KS)
Moore (WI)
Moran (VA)
Nadler
Napolitano
Neal (MA)
Oberstar
Obey
Olver
Owens
Pallone
Pascrell
Pastor
Paul
Payne
Pelosi
Platts
Pomeroy
Price (NC)
Rahall
Ramstad
Rangel
Rohrabacher
Rothman
Roybal-Allard
Ruppersberger
Rush
Ryan (OH)
Sabo
Salazar
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Saxton
Schakowsky
Schiff
Schwartz (PA)
Scott (GA)
Scott (VA)
Serrano
Shays
Sherman
Simmons
Skelton
Slaughter
Smith (WA)
Solis
Spratt
Stark
Strickland
Stupak
Tanner
Tauscher
Taylor (MS)
Thompson (CA)
Thompson (MS)
Tierney
Towns
Udall (CO)
Udall (NM)
Van Hollen
Velázquez
Visclosky
Wasserman Schultz
Waters
Watson
Watt
Waxman
Weiner
Wexler
Woolsey
Wu
Wynn

NAYS—223

Aderholt
Akin
Alexander
Bachus
Baker
Barrett (SC)
Bartlett (MD)
Barton (TX)
Beauprez
Berry
Biggert
Bilirakis
Bishop (UT)
Blackburn
Blunt
Boehner
Bonilla
Bonner
Bono
Boozman
Boren
Boucher
Boustany
Brady (TX)
Brown (SC)
Brown-Waite, Ginny
Burgess
Burton (IN)
Buyer
Calvert
Camp (MI)
Campbell (CA)
Cannon
Cantor
Capito
Carter
Case
Chabot
Chocola
Coble
Cole (OK)
Conaway
Costa
Cramer
Crenshaw
Cubin
Cuellar
Davis (KY)
Davis (TN)
Davis, Jo Ann
Davis, Tom
Deal (GA)
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Doolittle
Drake
Dreier
Duncan
Edwards
Emerson
English (PA)
Everett
Feeney
Ferguson
Foley
Forbes
Fortenberry
Fossella
Foxx
Franks (AZ)
Frelinghuysen
Gallegly
Garrett (NJ)
Gibbons
Gillmor
Gingrey
Gohmert
Gonzalez
Goode
Goodlatte
Granger
Graves
Green (WI)
Green, Gene
Gutknecht
Hall
Harris
Hart
Hastings (WA)
Hayes
Hayworth
Hefley
Hensarling
Herger
Hinojosa
Hobson
Hoekstra
Hostettler
Hulshof
Hunter
Hyde
Issa
Istook
Jefferson
Jenkins
Jindal
Johnson, Sam
Keller
Kelly
King (IA)
King (NY)
Kingston
Kline
Knollenberg
Kolbe
Kuhl (NY)
LaHood
Latham
LaTourette
Lewis (CA)
Lewis (KY)
Linder
Lucas
Lungren, Daniel E.
Mack
Manzullo
Marchant
Matheson
McCaul (TX)
McCotter
McCrery
McHenry
McHugh
McKeon
McMorris
Melancon
Mica
Miller (FL)
Miller (MI)
Miller, Gary
Moran (KS)
Murphy
Murtha
Musgrave
Myrick
Neugebauer
Ney
Northup
Norwood
Nunes
Nussle
Ortiz
Osborne
Otter
Oxley
Pearce
Pence
Peterson (MN)
Peterson (PA)
Petri
Pickering
Pitts
Poe
Pombo
Porter
Price (GA)
Pryce (OH)
Putnam
Radanovich
Regula
Rehberg
Reichert
Renzi
Reyes
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Ros-Lehtinen
Ross
Royce
Ryan (WI)
Ryun (KS)
Schmidt
Schwarz (MI)
Sensenbrenner
Sessions
Shadegg
Shaw
Sherwood
Shimkus
Shuster
Simpson
Smith (NJ)
Smith (TX)
Sodrel
Souder
Stearns
Sullivan
Sweeney
Tancredo
Taylor (NC)
Terry
Thomas
Thornberry
Tiahrt
Tiberi
Turner
Upton
Walden (OR)
Walsh
Wamp
Weldon (FL)
Weldon (PA)
Weller
Westmoreland
Whitfield
Wicker
Wilson (NM)
Wolf
Young (AK)
Young (FL)

NOT VOTING—8

Culberson
DeLay
Evans
Flake
Kennedy (RI)
Mollohan
Snyder
Wilson (SC)

So the motion to recommit was not agreed to.

The question being put, viva voce,

Will the House pass said bill?

The SPEAKER pro tempore, Mrs. BIGGERT, announced that the yeas had it.

Mr. MARKEY demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The vote was taken by electronic device.

It was decided in the affirmative ..... { Yeas ..... 225 / Nays 201

¶47.11 [Roll No. 209]

YEAS—225

Aderholt
Akin
Alexander
Bachus
Baker
Barrett (SC)
Barton (TX)
Beauprez
Berry
Biggert
Bilirakis
Bishop (GA)
Bishop (UT)
Blackburn
Blunt
Boehner
Bonilla
Bonner
Bono
Boozman
Boren
Boustany
Boyd
Brady (PA)
Brady (TX)
Brown (SC)
Brown-Waite, Ginny
Burgess
Burton (IN)
Buyer
Calvert
Camp (MI)
Campbell (CA)
Cannon
Cantor
Capito
Cardoza
Carter
Chabot
Chocola
Coble
Cole (OK)
Conaway
Costa
Cramer
Crenshaw
Cubin
Cuellar
Culberson
Davis (AL)
Davis (KY)
Davis (TN)
Davis, Jo Ann
Deal (GA)
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Doolittle
Drake
Dreier
Duncan
Edwards
Emerson
English (PA)
Everett
Feeney
Foley
Forbes
Fortenberry
Fossella
Foxx
Franks (AZ)
Gallegly
Garrett (NJ)
Gibbons
Gillmor
Gingrey
Gohmert
Goode
Goodlatte
Granger
Graves
Green (WI)
Green, Al
Green, Gene
Gutknecht
Hall
Harris
Hart
Hastert
Hastings (WA)
Hayes
Hayworth
Hefley
Hensarling
Herger
Hinojosa
Hobson
Hoekstra
Hostettler
Hulshof
Hunter
Hyde
Issa
Istook
Jefferson
Jenkins
Jindal
Johnson, Sam
Jones (NC)
Kanjorski
Keller
King (IA)
King (NY)
Kingston
Kline
Knollenberg
Kolbe
Kuhl (NY)
LaHood
Latham
LaTourette
Lewis (CA)
Lewis (KY)
Linder
Lucas
Lungren, Daniel E.
Mack
Manzullo
Marchant
McCaul (TX)
McCotter
McCrery
McHenry
McHugh
McKeon
McMorris
Melancon
Mica
Miller (FL)
Miller (MI)
Miller, Gary
Moran (KS)
Murphy
Murtha
Musgrave
Myrick
Neugebauer
Ney
Northup
Norwood
Nunes
Nussle
Ortiz
Osborne
Otter
Oxley
Paul
Pearce
Pence
Peterson (MN)
Peterson (PA)
Pickering
Pitts
Platts
Poe
Pombo
Porter
Price (GA)
Pryce (OH)
Putnam
Radanovich
Regula
Rehberg
Renzi
Reyes
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Ros-Lehtinen
Ross
Royce
Ryan (WI)
Ryun (KS)
Schmidt
Sessions
Shadegg
Shaw
Sherwood
Shimkus
Shuster
Simpson
Skelton
Smith (TX)
Sodrel
Souder
Stearns
Sullivan
Sweeney
Tancredo
Tanner
Taylor (MS)
Taylor (NC)
Terry
Thomas
Thompson (MS)
Thornberry
Tiahrt
Tiberi
Turner
Upton
Walden (OR)
Wamp
Weldon (FL)
Weldon (PA)
Weller
Westmoreland
Whitfield
Wicker
Wilson (NM)
Wolf
Young (AK)
Young (FL)

NAYS—201

Abercrombie
Ackerman
Allen
Andrews
Baca
Baird
Baldwin
Barrow
Bartlett (MD)
Bass
Bean
Becerra
Berkley
Berman
Bishop (NY)
Blumenauer
Boehlert
Boswell
Boucher
Bradley (NH)
Brown (OH)
Brown, Corrine
Butterfield
Capps
Capuano
Cardin
Carnahan
Carson
Case
Castle
Chandler
Clay
Cleaver
Clyburn
Conyers
Cooper
Costello
Crowley
Cummings
Davis (CA)
Davis (FL)
Davis (IL)
Davis, Tom
DeFazio
DeGette
Delahunt
DeLauro
Dicks
Dingell
Doggett
Doyle
Ehlers
Emanuel
Engel
Eshoo
Etheridge
Farr
Fattah
Ferguson
Filner
Fitzpatrick (PA)
Ford
Frank (MA)
Frelinghuysen
Gerlach
Gilchrest
Gonzalez
Gordon
Grijalva
Gutierrez
Harman
Hastings (FL)
Herseth
Higgins
Hinchey
Holden
Holt
Honda
Hooley
Hoyer
Inglis (SC)
Inslee
Israel
Jackson (IL)
Jackson-Lee (TX)
Johnson (CT)
Johnson (IL)
Johnson, E. B.
Jones (OH)
Kaptur
Kelly
Kennedy (MN)
Kildee
Kilpatrick (MI)
Kind
Kirk
Kucinich
Langevin
Lantos
Larsen (WA)
Larson (CT)
Leach
Lee
Levin
Lewis (GA)
Lipinski
LoBiondo
Lofgren, Zoe
Lowey
Lynch
Maloney
Markey
Marshall
Matheson
Matsui
McCarthy
McCollum (MN)
McDermott
McGovern
McIntyre
McKinney
McNulty
Meehan
Meek (FL)
Meeks (NY)
Michaud
Millender-McDonald
Miller (NC)
Miller, George
Moore (KS)
Moore (WI)
Moran (VA)
Nadler
Napolitano
Neal (MA)
Oberstar
Obey
Olver
Owens
Pallone
Pascrell
Pastor
Payne
Pelosi
Petri
Pomeroy
Price (NC)
Rahall
Ramstad
Rangel
Reichert
Rothman
Roybal-Allard
Ruppersberger
Rush
Ryan (OH)
Sabo
Salazar
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Saxton
Schakowsky
Schiff
Schwartz (PA)
Schwarz (MI)
Scott (GA)
Scott (VA)
Sensenbrenner
Serrano
Shays
Sherman
Simmons
Slaughter
Smith (NJ)
Smith (WA)
Solis
Spratt
Stark
Strickland
Stupak
Tauscher
Thompson (CA)
Tierney
Towns
Udall (CO)
Udall (NM)
Van Hollen
Velázquez
Visclosky
Walsh
Wasserman Schultz
Waters
Watson
Watt
Waxman
Weiner
Wexler
Woolsey
Wu
Wynn

NOT VOTING—7

DeLay
Evans
Flake
Kennedy (RI)
Mollohan
Snyder
Wilson (SC)

So the bill was passed.

A motion to reconsider the vote whereby said bill was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

¶47.12 ORDER OF BUSINESS—CONSIDERATION OF H.R. 5441

On motion of Mr. BOEHNER, by unanimous consent,

Ordered, That, during consideration of H.R. 5441, pursuant to House Resolution 836, the Chair may reduce to two minutes the minimum time for electronic voting under clause 6 of rule XVIII and clause 9 of rule XX.

¶47.13 H. RES. 836—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mrs. BIGGERT, pursuant to clause 8, rule XX, announced the unfinished business to be the question on ordering the previous question on the resolution (H. Res. 836) providing for the consideration of the bill (H.R. 5441) making appropriations for the Department of Homeland Security for the fiscal year ending September 30, 2007, and for other purposes.

The question being put,

Will the House now order the previous question?

The vote was taken by electronic device.

It was decided in the affirmative ..... { Yeas ..... 217 / Nays 195

¶47.14 [Roll No. 210]

YEAS—217

Aderholt
Akin
Alexander
Bachus
Baker
Barrett (SC)
Bartlett (MD)
Barton (TX)
Bass
Beauprez
Biggert
Bilirakis
Bishop (UT)
Blackburn
Blunt
Boehlert
Boehner
Bonilla
Bonner
Bono
Boozman
Boustany
Bradley (NH)
Brady (TX)
Brown (SC)
Brown-Waite, Ginny
Burgess
Burton (IN)
Calvert
Camp (MI)
Campbell (CA)
Cannon
Cantor
Capito
Carter
Castle
Chabot
Chocola
Coble
Cole (OK)
Conaway
Crenshaw
Cubin
Culberson
Davis (KY)
Davis, Jo Ann
Davis, Tom
Deal (GA)
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Doolittle
Drake
Dreier
Duncan
Ehlers
Emerson
English (PA)
Everett
Feeney
Ferguson
Fitzpatrick (PA)
Foley
Forbes
Fortenberry
Fossella
Foxx
Franks (AZ)
Frelinghuysen
Gallegly
Garrett (NJ)
Gerlach
Gibbons
Gilchrest
Gillmor
Gingrey
Gohmert
Goode
Goodlatte
Granger
Graves
Green (WI)
Gutknecht
Hall
Harris
Hart
Hastings (WA)
Hayes
Hayworth
Hefley
Hensarling
Herger
Hobson
Hoekstra
Hostettler
Hulshof
Hunter
Hyde
Inglis (SC)
Issa
Istook
Jenkins
Jindal
Johnson (CT)
Johnson (IL)
Johnson, Sam
Jones (NC)
Keller
Kelly
Kennedy (MN)
King (IA)
King (NY)
Kingston
Kline
Knollenberg
Kolbe
Kuhl (NY)
LaHood
Latham
LaTourette
Leach
Lewis (CA)
Lewis (KY)
Linder
LoBiondo
Lucas
Lungren, Daniel E.
Mack
Manzullo
Marchant
McCaul (TX)
McCotter
McCrery
McHenry
McHugh
McMorris
Miller (MI)
Miller, Gary
Moran (KS)
Murphy
Musgrave
Myrick
Neugebauer
Ney
Northup
Norwood
Nunes
Nussle
Osborne
Otter
Paul
Pearce
Peterson (MN)
Peterson (PA)
Petri
Pickering
Pitts
Platts
Poe
Pombo
Porter
Price (GA)
Pryce (OH)
Putnam
Ramstad
Regula
Rehberg
Reichert
Renzi
Reynolds
Rogers (AL)
Rogers (MI)
Rohrabacher
Ros-Lehtinen
Royce
Ryan (WI)
Ryun (KS)
Schmidt
Schwarz (MI)
Sensenbrenner
Sessions
Shadegg
Shaw
Shays
Sherwood
Shimkus
Shuster
Simmons
Smith (NJ)
Smith (TX)
Sodrel
Souder
Stearns
Sullivan
Sweeney
Tancredo
Taylor (NC)
Terry
Thomas
Thornberry
Tiahrt
Tiberi
Turner
Upton
Walden (OR)
Walsh
Wamp
Weldon (FL)
Weldon (PA)
Weller
Westmoreland
Whitfield
Wicker
Wilson (NM)
Wolf
Young (AK)
Young (FL)

NAYS—195

Abercrombie
Ackerman
Allen
Andrews
Baca
Baird
Baldwin
Barrow
Bean
Becerra
Berkley
Berman
Berry
Bishop (GA)
Bishop (NY)
Blumenauer
Boren
Boswell
Boucher
Boyd
Brady (PA)
Brown (OH)
Brown, Corrine
Butterfield
Capps
Capuano
Cardin
Cardoza
Carnahan
Carson
Case
Chandler
Clay
Cleaver
Clyburn
Conyers
Cooper
Costa
Costello
Cramer
Crowley
Cuellar
Cummings
Davis (AL)
Davis (CA)
Davis (FL)
Davis (IL)
Davis (TN)
DeFazio
DeGette
Delahunt
DeLauro
Dicks
Dingell
Doggett
Doyle
Edwards
Emanuel
Engel
Eshoo
Etheridge
Farr
Fattah
Filner
Ford
Frank (MA)
Gonzalez
Gordon
Green, Al
Green, Gene
Grijalva
Gutierrez
Harman
Hastings (FL)
Herseth
Higgins
Hinchey
Hinojosa
Holden
Holt
Honda
Hooley
Hoyer
Inslee
Israel
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Johnson, E. B.
Kanjorski
Kaptur
Kildee
Kilpatrick (MI)
Kind
Kucinich
Langevin
Lantos
Larsen (WA)
Larson (CT)
Lee
Levin
Lewis (GA)
Lipinski
Lofgren, Zoe
Lowey
Lynch
Maloney
Markey
Marshall
Matheson
Matsui
McCarthy
McCollum (MN)
McDermott
McGovern
McIntyre
McKinney
McNulty
Meehan
Meek (FL)
Melancon
Michaud
Millender-McDonald
Miller (NC)
Miller, George
Moore (KS)
Moore (WI)
Moran (VA)
Murtha
Nadler
Napolitano
Neal (MA)
Oberstar
Obey
Olver
Ortiz
Owens
Pallone
Pascrell
Pastor
Payne
Pelosi
Pomeroy
Price (NC)
Rahall
Rangel
Reyes
Ross
Rothman
Roybal-Allard
Ruppersberger
Rush
Ryan (OH)
Sabo
Salazar
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Schakowsky
Schiff
Schwartz (PA)
Scott (GA)
Scott (VA)
Serrano
Sherman
Skelton
Slaughter
Smith (WA)
Solis
Spratt
Stark
Strickland
Stupak
Tanner
Tauscher
Taylor (MS)
Thompson (CA)
Thompson (MS)
Tierney
Towns
Udall (CO)
Udall (NM)
Van Hollen
Velázquez
Visclosky
Wasserman Schultz
Waters
Watson
Watt
Waxman
Weiner
Wexler
Woolsey
Wu
Wynn

NOT VOTING—20

Buyer
DeLay
Evans
Flake
Jones (OH)
Kennedy (RI)
Kirk
McKeon
Meeks (NY)
Mica
Miller (FL)
Mollohan
Oxley
Pence
Radanovich
Rogers (KY)
Saxton
Simpson
Snyder
Wilson (SC)

So the previous question on the resolution was ordered.

The question being put, viva voce,

Will the House agree to said resolution?

The SPEAKER pro tempore, Mrs. BIGGERT, announced that the yeas had it.

So the resolution was agreed to.

A motion to reconsider the vote whereby said resolution was agreed to was, by unanimous consent, laid on the table.

¶47.15 BOARD OF VISITORS TO THE UNITED STATES COAST GUARD ACADEMY

The SPEAKER pro tempore, Mrs. BIGGERT, announced that the Speaker, pursuant to 14 United States Code 194(a), and the order of the House of December 18, 2005, appointed the following Member of the House to the Board of Visitors to the United States Coast Guard Academy Mr. TAYLOR of Mississippi.

Ordered, That the Clerk notify the Senate of the foregoing appointment.

¶47.16 HOMELAND SECURITY APPROPRIATIONS FY 2007

The SPEAKER pro tempore, Mrs. BIGGERT, pursuant to House Resolution 836 and rule XVIII, declared the House resolved into the Committee of the Whole House on the state of the Union for the consideration of the bill (H.R. 5441) making appropriations for the Department of Homeland Security for the fiscal year ending September 30, 2007, and for other purposes.

The SPEAKER pro tempore, Mrs. BIGGERT, by unanimous consent, designated Mr. GILLMOR as Chairman of the Committee of the Whole; and after some time spent therein,

¶47.17 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment submitted by Mr. KUCINICH:

On page 2, line 9, after the dollar amount insert ''(reduced by $500,000)''.

On page 34, line 6, after the dollar amount insert ''(increased by $500,000)''.

It was decided in the negative ..... { Yeas ..... 170 / Nays 251

¶47.18 [Roll No. 211]

AYES—170

Abercrombie
Ackerman
Allen
Andrews
Baca
Baldwin
Barrow
Becerra
Berkley
Berman
Bishop (NY)
Blumenauer
Boswell
Brady (PA)
Brown (OH)
Brown, Corrine
Butterfield
Capps
Capuano
Cardin
Cardoza
Carnahan
Carson
Case
Chandler
Clay
Cleaver
Clyburn
Conyers
Cooper
Costa
Costello
Cramer
Crowley
Cuellar
Cummings
Davis (AL)
Davis (CA)
Davis (FL)

Davis (IL)
Davis (TN)
DeFazio
DeGette
Delahunt
DeLauro
Dicks
Doggett
Doyle
Emanuel
Engel
Farr
Fattah
Filner
Ford
Frank (MA)
Gordon
Green, Al
Grijalva
Gutierrez
Hastings (FL)
Higgins
Hinchey
Hinojosa
Holden
Holt
Honda
Hooley
Hoyer
Inslee
Israel
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Johnson, E. B.
Kanjorski
Kaptur
Kildee
Kilpatrick (MI)
Kind
Kucinich
Langevin
Lantos
Larsen (WA)
Larson (CT)
Leach
Lee
Levin
Lewis (GA)
Lipinski
Lofgren, Zoe
Lowey
Lynch
Maloney
Markey
Marshall
Matsui
McCarthy
McCollum (MN)
McDermott
McGovern
McIntyre
McKinney
McNulty
Meehan
Meek (FL)
Meeks (NY)
Melancon
Michaud
Millender-McDonald
Miller (NC)
Miller, George
Moore (KS)
Moore (WI)
Moran (VA)
Nadler
Napolitano
Neal (MA)
Oberstar
Obey
Owens
Pallone
Pascrell
Pastor
Payne
Pomeroy
Rahall
Rangel
Ross
Rothman
Ruppersberger
Rush
Ryan (OH)
Salazar
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Schakowsky
Schiff
Scott (GA)
Scott (VA)
Shays
Sherman
Slaughter
Smith (WA)
Solis
Spratt
Stark
Strickland
Stupak
Tanner
Tauscher
Taylor (MS)
Thompson (CA)
Thompson (MS)
Tierney
Towns
Udall (CO)
Udall (NM)
Van Hollen
Velázquez
Wasserman Schultz
Waters
Watson
Watt
Waxman
Weiner
Wexler
Woolsey
Wu
Wynn

NOES—251

Aderholt
Akin
Alexander
Bachus
Baird
Baker
Barrett (SC)
Bartlett (MD)
Barton (TX)
Bass
Bean
Beauprez
Berry
Biggert
Bilirakis
Bishop (GA)
Bishop (UT)
Blackburn
Blunt
Boehlert
Boehner
Bonilla
Bonner
Bono
Boozman
Boren
Boucher
Boustany
Boyd
Bradley (NH)
Brady (TX)
Brown (SC)
Brown-Waite, Ginny
Burgess
Burton (IN)
Buyer
Calvert
Camp (MI)
Campbell (CA)
Cannon
Cantor
Capito
Carter
Castle
Chabot
Chocola
Coble
Cole (OK)
Conaway
Crenshaw
Cubin
Culberson
Davis (KY)
Davis, Jo Ann
Davis, Tom
Deal (GA)
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Dingell
Doolittle
Drake
Dreier
Duncan
Edwards
Ehlers
Emerson
English (PA)
Etheridge
Everett
Feeney
Ferguson
Fitzpatrick (PA)
Foley
Forbes
Fortenberry
Fossella
Foxx
Franks (AZ)
Frelinghuysen
Gallegly
Garrett (NJ)
Gerlach
Gibbons
Gilchrest
Gillmor
Gingrey
Gohmert
Gonzalez
Goode
Goodlatte
Granger
Graves
Green (WI)
Green, Gene
Gutknecht
Hall
Harman
Harris
Hart
Hastings (WA)
Hayes
Hayworth
Hefley
Hensarling
Herger
Herseth
Hobson
Hoekstra
Hostettler
Hulshof
Hunter
Hyde
Inglis (SC)
Issa
Istook
Jenkins
Jindal
Johnson (CT)
Johnson (IL)
Johnson, Sam
Jones (NC)
Keller
Kelly
Kennedy (MN)
King (IA)
King (NY)
Kingston
Kirk
Kline
Knollenberg
Kolbe
Kuhl (NY)
LaHood
Latham
LaTourette
Lewis (CA)
Lewis (KY)
Linder
LoBiondo
Lucas
Lungren, Daniel E.
Mack
Manzullo
Marchant
Matheson
McCaul (TX)
McCotter
McCrery
McHenry
McHugh
McKeon
McMorris
Mica
Miller (FL)
Miller (MI)
Miller, Gary
Moran (KS)
Murphy
Murtha
Musgrave
Myrick
Neugebauer
Ney
Northup
Norwood
Nunes
Nussle
Olver
Ortiz
Osborne
Otter
Oxley
Pearce
Pence
Peterson (MN)
Peterson (PA)
Petri
Pickering
Pitts
Platts
Poe
Pombo
Porter
Price (GA)
Price (NC)
Pryce (OH)
Putnam
Radanovich
Ramstad
Regula
Rehberg
Reichert
Renzi
Reyes
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Ros-Lehtinen
Roybal-Allard
Royce
Ryan (WI)
Ryun (KS)
Sabo
Saxton
Schmidt
Schwartz (PA)
Schwarz (MI)
Sensenbrenner
Serrano
Sessions
Shadegg
Shaw
Sherwood
Shimkus
Shuster
Simmons
Simpson
Skelton
Smith (NJ)
Smith (TX)
Sodrel
Souder
Stearns
Sullivan
Sweeney
Tancredo
Taylor (NC)
Terry
Thomas
Thornberry
Tiahrt
Tiberi
Turner
Upton
Visclosky
Walden (OR)
Walsh
Wamp
Weldon (FL)
Weldon (PA)
Weller
Westmoreland
Whitfield
Wicker
Wilson (NM)
Wolf
Young (AK)
Young (FL)

NOT VOTING—11

DeLay
Eshoo
Evans
Flake
Jones (OH)
Kennedy (RI)
Mollohan
Paul
Pelosi
Snyder
Wilson (SC)

So the amendment was not agreed to.

¶47.19 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment numbered 1 submitted by Mr. BROWN of Ohio:

In the item relating to ''DEPARTMENTAL MANAGEMENT AND OPERATIONS—Office of the Secretary and Executive Management'', after the first dollar amount, insert ''(increased by $500,000) (reduced by $500,000)''.

It was decided in the negative ..... { Yeas ..... 167 / Nays 255

¶47.20 [Roll No. 212]

AYES—167

Abercrombie
Ackerman
Allen
Andrews
Baca
Baldwin
Barrow
Becerra
Berkley
Berry
Bishop (NY)
Blumenauer
Boswell
Boucher
Brady (PA)
Brown (OH)
Brown, Corrine
Butterfield
Capps
Capuano
Cardin
Cardoza
Carnahan
Carson
Chandler
Clay
Clyburn
Conyers
Costa
Costello
Cummings
Davis (CA)
Davis (FL)
Davis (IL)
Davis (TN)
Davis, Jo Ann
DeFazio
DeGette
Delahunt
DeLauro
Dingell
Doggett
Doyle
Emanuel
Engel
Etheridge
Fattah
Filner
Ford
Frank (MA)
Gonzalez
Goode
Gordon
Green, Al
Grijalva
Gutierrez
Hastings (FL)
Hayes
Herseth
Higgins
Hinchey
Holden
Holt
Honda
Hooley
Hoyer
Inslee
Israel
Jackson (IL)
Jackson-Lee (TX)
Johnson, E. B.
Jones (NC)
Kaptur
Kildee
Kilpatrick (MI)
Kind
Kucinich
Langevin
Lantos
Larson (CT)
Lee
Levin
Lewis (GA)
Lipinski
Lowey
Lynch
Maloney
Markey
Marshall
Matsui
McCarthy
McCollum (MN)
McDermott
McGovern
McIntyre
McKinney
McNulty
Meehan
Meek (FL)
Melancon
Michaud
Millender-McDonald
Miller (NC)
Miller, George
Moore (WI)
Nadler
Napolitano
Neal (MA)
Oberstar
Obey
Olver
Owens
Pallone
Pascrell
Pastor
Payne
Pelosi
Pombo
Pomeroy
Price (NC)
Rahall
Rangel
Reyes
Ross
Rothman
Roybal-Allard
Ruppersberger
Rush
Ryan (OH)
Sabo
Salazar
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Schakowsky
Schiff
Schwartz (PA)
Scott (GA)
Scott (VA)
Serrano
Sherman
Skelton
Slaughter
Smith (WA)
Solis
Spratt
Stark
Stupak
Tancredo
Tauscher
Thompson (CA)
Thompson (MS)
Tierney
Udall (CO)
Udall (NM)
Van Hollen
Velázquez
Visclosky
Wasserman Schultz
Waters
Watson
Watt
Waxman
Weiner
Wexler
Woolsey
Wu

NOES—255

Aderholt
Akin
Alexander
Bachus
Baird
Baker
Barrett (SC)
Bartlett (MD)
Barton (TX)
Bass
Bean
Beauprez
Berman
Biggert
Bilirakis
Bishop (GA)
Bishop (UT)
Blackburn
Blunt
Boehlert
Boehner
Bonilla
Bonner
Bono
Boozman
Boren
Boustany
Boyd
Bradley (NH)
Brady (TX)
Brown (SC)
Brown-Waite, Ginny
Burgess
Burton (IN)
Buyer
Calvert
Camp (MI)
Campbell (CA)
Cannon
Cantor
Capito
Carter
Case
Castle
Chabot
Chocola
Cleaver
Coble
Cole (OK)
Conaway
Cooper
Cramer
Crenshaw
Crowley
Cubin
Cuellar
Culberson
Davis (AL)
Davis (KY)
Davis, Tom
Deal (GA)
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Dicks
Doolittle
Drake
Dreier
Duncan
Edwards
Ehlers
Emerson
English (PA)
Everett
Farr
Feeney
Ferguson
Fitzpatrick (PA)
Foley
Forbes
Fortenberry
Fossella
Foxx
Franks (AZ)
Frelinghuysen
Gallegly
Garrett (NJ)
Gerlach
Gibbons
Gilchrest
Gillmor
Gingrey
Gohmert
Goodlatte
Granger
Graves
Green (WI)
Green, Gene
Gutknecht
Hall
Harman
Harris
Hart
Hastings (WA)
Hayworth
Hefley
Hensarling
Herger
Hinojosa
Hobson
Hoekstra
Hostettler
Hulshof
Hunter
Hyde
Inglis (SC)
Issa
Istook
Jefferson
Jenkins
Jindal
Johnson (CT)
Johnson (IL)
Johnson, Sam
Kanjorski
Keller
Kelly
Kennedy (MN)
King (IA)
King (NY)
Kingston
Kirk
Kline
Knollenberg
Kolbe
Kuhl (NY)
LaHood
Larsen (WA)
Latham
LaTourette
Leach
Lewis (CA)
Lewis (KY)
Linder
LoBiondo
Lofgren, Zoe
Lucas
Lungren, Daniel E.
Mack
Manzullo
Marchant
Matheson
McCaul (TX)
McCotter
McCrery
McHenry
McHugh
McKeon
McMorris
Meeks (NY)
Mica
Miller (FL)
Miller (MI)
Miller, Gary
Moore (KS)
Moran (KS)
Moran (VA)
Murphy
Murtha
Musgrave
Myrick
Neugebauer
Ney
Northup
Norwood
Nunes
Nussle
Ortiz
Osborne
Otter
Oxley
Pearce
Pence
Peterson (MN)
Peterson (PA)
Petri
Pickering
Pitts
Platts
Poe
Porter
Price (GA)
Pryce (OH)
Putnam
Radanovich
Ramstad
Regula
Rehberg
Reichert
Renzi
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Ros-Lehtinen
Royce
Ryan (WI)
Ryun (KS)
Saxton
Schmidt
Schwarz (MI)
Sensenbrenner
Sessions
Shadegg
Shaw
Shays
Sherwood
Shimkus
Shuster
Simmons
Simpson
Smith (NJ)
Smith (TX)
Sodrel
Souder
Stearns
Strickland
Sullivan
Sweeney
Tanner
Taylor (MS)

Taylor (NC)
Terry
Thomas
Thornberry
Tiahrt
Tiberi
Towns
Turner
Upton
Walden (OR)
Walsh
Wamp
Weldon (FL)
Weldon (PA)
Weller
Westmoreland
Whitfield
Wicker
Wilson (NM)
Wolf
Wynn
Young (AK)
Young (FL)

NOT VOTING—10

DeLay
Eshoo
Evans
Flake
Jones (OH)
Kennedy (RI)
Mollohan
Paul
Snyder
Wilson (SC)

So the amendment was not agreed to.

¶47.21 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment submitted by Ms. JACKSON-LEE of Texas:

Page 2, line 9, after the dollar amount, insert the following: ''(reduced by $3,000,000)''.

Page 28, line 23, after the dollar amount, insert the following ''(increased by $3,000,000)''.

It was decided in the negative ..... { Yeas ..... 173 / Nays 249

¶47.22 [Roll No. 213]

AYES—173

Abercrombie
Ackerman
Allen
Andrews
Baca
Baldwin
Barrow
Bean
Becerra
Berkley
Berman
Bishop (GA)
Bishop (NY)
Blumenauer
Boswell
Boucher
Brown (OH)
Brown, Corrine
Butterfield
Capps
Capuano
Cardin
Carnahan
Carson
Case
Chandler
Clay
Cleaver
Clyburn
Conyers
Costello
Crowley
Cuellar
Cummings
Davis (AL)
Davis (CA)
Davis (FL)
Davis (IL)
DeFazio
DeGette
Delahunt
DeLauro
Dent
Dingell
Doggett
Emanuel
Engel
Etheridge
Fattah
Filner
Fitzpatrick (PA)
Ford
Frank (MA)
Gerlach
Gonzalez
Gordon
Green, Al
Green, Gene
Grijalva
Gutierrez
Harman
Hastings (FL)
Herseth
Higgins
Hinchey
Hinojosa
Holt
Honda
Inslee
Israel
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Johnson, E. B.
Jones (OH)
Kelly
Kildee
Kilpatrick (MI)
Kind
Kucinich
Langevin
Lantos
Larsen (WA)
Larson (CT)
Lee
Levin
Lewis (GA)
Lipinski
Lofgren, Zoe
Lowey
Lynch
Maloney
Markey
Marshall
Matheson
Matsui
McCarthy
McCollum (MN)
McDermott
McGovern
McIntyre
McKinney
McNulty
Meehan
Meek (FL)
Meeks (NY)
Michaud
Millender-McDonald
Miller (NC)
Miller, George
Moore (KS)
Moore (WI)
Moran (VA)
Nadler
Napolitano
Neal (MA)
Oberstar
Obey
Ortiz
Owens
Pallone
Pascrell
Pastor
Payne
Pelosi
Pomeroy
Porter
Price (NC)
Rahall
Rangel
Reyes
Ross
Rothman
Roybal-Allard
Ruppersberger
Rush
Ryan (OH)
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Schakowsky
Schiff
Scott (GA)
Scott (VA)
Sherman
Skelton
Slaughter
Smith (WA)
Solis
Spratt
Stark
Strickland
Stupak
Tanner
Tauscher
Taylor (MS)
Thompson (CA)
Thompson (MS)
Tierney
Towns
Udall (CO)
Udall (NM)
Van Hollen
Velázquez
Waters
Watson
Watt
Waxman
Weiner
Wexler
Woolsey
Wu
Wynn

NOES—249

Aderholt
Alexander
Bachus
Baird
Baker
Barrett (SC)
Bartlett (MD)
Barton (TX)
Bass
Beauprez
Berry
Biggert
Bilirakis
Bishop (UT)
Blackburn
Blunt
Boehlert
Boehner
Bonilla
Bonner
Bono
Boozman
Boren
Boustany
Boyd
Bradley (NH)
Brady (PA)
Brady (TX)
Brown (SC)
Brown-Waite, Ginny
Burgess
Burton (IN)
Buyer
Calvert
Camp (MI)
Campbell (CA)
Cannon
Cantor
Capito
Cardoza
Carter
Castle
Chabot
Chocola
Coble
Cole (OK)
Conaway
Cooper
Costa
Cramer
Crenshaw
Cubin
Culberson
Davis (KY)
Davis (TN)
Davis, Jo Ann
Davis, Tom
Deal (GA)
Diaz-Balart, L.
Diaz-Balart, M.
Dicks
Doolittle
Doyle
Drake
Dreier
Duncan
Edwards
Ehlers
Emerson
English (PA)
Everett
Farr
Feeney
Ferguson
Foley
Forbes
Fortenberry
Fossella
Foxx
Franks (AZ)
Frelinghuysen
Gallegly
Garrett (NJ)
Gibbons
Gilchrest
Gillmor
Gingrey
Gohmert
Goode
Goodlatte
Granger
Graves
Green (WI)
Gutknecht
Hall
Harris
Hart
Hastings (WA)
Hayes
Hayworth
Hefley
Hensarling
Herger
Hobson
Hoekstra
Holden
Hooley
Hostettler
Hoyer
Hulshof
Hunter
Hyde
Inglis (SC)
Issa
Istook
Jenkins
Jindal
Johnson (CT)
Johnson (IL)
Johnson, Sam
Jones (NC)
Kanjorski
Kaptur
Keller
Kennedy (MN)
King (IA)
King (NY)
Kingston
Kirk
Kline
Knollenberg
Kolbe
Kuhl (NY)
LaHood
Latham
LaTourette
Leach
Lewis (CA)
Lewis (KY)
Linder
LoBiondo
Lucas
Lungren, Daniel E.
Mack
Manzullo
Marchant
McCaul (TX)
McCotter
McCrery
McHenry
McHugh
McKeon
McMorris
Melancon
Mica
Miller (FL)
Miller (MI)
Miller, Gary
Moran (KS)
Murphy
Murtha
Musgrave
Myrick
Neugebauer
Ney
Northup
Norwood
Nunes
Nussle
Olver
Osborne
Otter
Oxley
Pearce
Pence
Peterson (MN)
Peterson (PA)
Petri
Pickering
Pitts
Platts
Poe
Pombo
Price (GA)
Pryce (OH)
Putnam
Radanovich
Ramstad
Regula
Rehberg
Reichert
Renzi
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Ros-Lehtinen
Royce
Ryan (WI)
Ryun (KS)
Sabo
Salazar
Saxton
Schmidt
Schwartz (PA)
Schwarz (MI)
Sensenbrenner
Serrano
Sessions
Shadegg
Shaw
Shays
Sherwood
Shimkus
Shuster
Simmons
Simpson
Smith (NJ)
Smith (TX)
Sodrel
Souder
Stearns
Sullivan
Sweeney
Tancredo
Taylor (NC)
Terry
Thomas
Thornberry
Tiahrt
Tiberi
Turner
Upton
Visclosky
Walden (OR)
Walsh
Wamp
Wasserman Schultz
Weldon (FL)
Weldon (PA)
Weller
Westmoreland
Whitfield
Wicker
Wilson (NM)
Wolf
Young (AK)
Young (FL)

NOT VOTING—10

Akin
DeLay
Eshoo
Evans
Flake
Kennedy (RI)
Mollohan
Paul
Snyder
Wilson (SC)

So the amendment was not agreed to.

¶47.23 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment submitted by Mr. LANGEVIN:

Page 2, line 9, after the dollar amount insert ''(reduced by $3,000,000)''.

Page 3, line 15, after the dollar amount insert ''(reduced by $33,000,000)''.

Page 42, line 16, after the dollar amount insert ''(increased by $36,000,000)''.

It was decided in the negative ..... { Yeas ..... 205 / Nays 216

¶47.24 [Roll No. 214]

AYES—205

Abercrombie
Ackerman
Allen
Andrews
Baca
Baird
Baldwin
Barrow
Bass
Bean
Becerra
Berkley
Berman
Berry
Bishop (NY)
Blumenauer
Boren
Boswell
Boucher
Brown (OH)
Brown, Corrine
Butterfield
Capps
Capuano
Cardin
Cardoza
Carnahan
Carson
Case
Chandler
Clay
Cleaver
Clyburn
Conyers
Cooper
Costa
Costello
Cramer
Crowley
Cuellar
Cummings
Davis (AL)
Davis (CA)
Davis (FL)
Davis (IL)
Davis (KY)
Davis (TN)
DeFazio
DeGette
Delahunt
DeLauro
Dent
Dicks
Dingell
Doggett
Emanuel
Engel
Etheridge
Farr
Fattah
Ferguson
Filner
Ford
Fortenberry
Frank (MA)
Franks (AZ)
Gerlach
Gonzalez
Gordon
Green (WI)
Green, Al
Green, Gene
Grijalva
Gutierrez
Harman
Hastings (FL)
Hayworth
Herseth
Higgins
Hinchey
Holt
Honda
Hooley
Inslee
Israel
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Johnson, E. B.
Jones (OH)
Kennedy (MN)
Kildee
Kilpatrick (MI)
Kind
Kirk
Kucinich
Langevin
Lantos
Larsen (WA)
Larson (CT)
Leach
Lee
Lewis (GA)
Lipinski
LoBiondo
Lofgren, Zoe
Lowey
Lynch
Maloney
Markey
Marshall
Matheson
Matsui
McCarthy
McCollum (MN)
McDermott
McGovern
McHugh
McIntyre
McKinney
McNulty
Meehan
Meek (FL)
Meeks (NY)
Melancon
Michaud
Millender-McDonald
Miller (NC)
Miller, George
Moore (KS)
Moore (WI)
Moran (VA)
Nadler
Napolitano
Neal (MA)
Oberstar
Obey
Olver
Ortiz
Owens
Pallone
Pascrell
Pastor
Payne
Pelosi
Platts
Pomeroy
Porter
Rahall
Ramstad
Rangel
Reyes
Ross
Rothman
Roybal-Allard
Ruppersberger
Rush
Ryan (OH)
Salazar
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Schakowsky
Schiff
Schwartz (PA)
Schwarz (MI)
Scott (GA)
Scott (VA)
Shays
Sherman
Skelton
Slaughter
Smith (NJ)
Smith (WA)
Solis
Spratt
Stark
Strickland
Stupak
Tancredo
Tanner
Tauscher
Taylor (MS)
Thompson (CA)
Thompson (MS)
Tierney
Towns
Udall (CO)
Udall (NM)
Upton
Van Hollen
Velázquez
Wasserman Schultz
Waters
Watson
Watt
Waxman
Weiner
Weldon (PA)
Weller
Wexler
Wilson (NM)
Woolsey
Wu
Wynn

NOES—216

Aderholt
Akin
Alexander
Bachus
Baker
Barrett (SC)
Bartlett (MD)
Barton (TX)
Beauprez
Biggert
Bilirakis
Bishop (GA)
Bishop (UT)
Blackburn
Blunt
Boehlert
Boehner
Bonilla
Bonner
Bono
Boozman
Boustany
Boyd
Bradley (NH)
Brady (PA)
Brady (TX)
Brown (SC)
Brown-Waite, Ginny
Burgess
Burton (IN)
Buyer
Calvert
Camp (MI)
Campbell (CA)
Cannon
Cantor
Capito
Carter
Castle
Chabot

Chocola
Coble
Cole (OK)
Conaway
Crenshaw
Cubin
Culberson
Davis, Jo Ann
Davis, Tom
Deal (GA)
Diaz-Balart, L.
Doolittle
Doyle
Drake
Dreier
Duncan
Edwards
Ehlers
Emerson
English (PA)
Everett
Feeney
Fitzpatrick (PA)
Foley
Forbes
Fossella
Foxx
Frelinghuysen
Gallegly
Garrett (NJ)
Gibbons
Gilchrest
Gillmor
Gingrey
Gohmert
Goode
Goodlatte
Granger
Graves
Gutknecht
Hall
Harris
Hart
Hastings (WA)
Hayes
Hefley
Hensarling
Herger
Hinojosa
Hobson
Hoekstra
Holden
Hostettler
Hoyer
Hulshof
Hunter
Hyde
Inglis (SC)
Issa
Istook
Jenkins
Jindal
Johnson (CT)
Johnson (IL)
Johnson, Sam
Jones (NC)
Kanjorski
Kaptur
Keller
Kelly
King (IA)
King (NY)
Kingston
Kline
Knollenberg
Kolbe
Kuhl (NY)
LaHood
Latham
LaTourette
Levin
Lewis (CA)
Lewis (KY)
Linder
Lucas
Lungren, Daniel E.
Mack
Manzullo
Marchant
McCaul (TX)
McCotter
McCrery
McHenry
McKeon
McMorris
Mica
Miller (FL)
Miller (MI)
Miller, Gary
Moran (KS)
Murphy
Murtha
Musgrave
Myrick
Neugebauer
Northup
Norwood
Nunes
Nussle
Osborne
Otter
Oxley
Pearce
Pence
Peterson (MN)
Peterson (PA)
Petri
Pickering
Pitts
Poe
Pombo
Price (GA)
Price (NC)
Pryce (OH)
Putnam
Radanovich
Regula
Rehberg
Reichert
Renzi
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Ros-Lehtinen
Royce
Ryan (WI)
Ryun (KS)
Sabo
Saxton
Schmidt
Sensenbrenner
Serrano
Sessions
Shadegg
Shaw
Sherwood
Shimkus
Shuster
Simmons
Simpson
Smith (TX)
Sodrel
Souder
Stearns
Sullivan
Sweeney
Taylor (NC)
Terry
Thomas
Thornberry
Tiahrt
Tiberi
Turner
Visclosky
Walden (OR)
Walsh
Wamp
Weldon (FL)
Westmoreland
Whitfield
Wicker
Wolf
Young (AK)
Young (FL)

NOT VOTING—11

DeLay
Diaz-Balart, M.
Eshoo
Evans
Flake
Kennedy (RI)
Mollohan
Ney
Paul
Snyder
Wilson (SC)

So the amendment was not agreed to.

¶47.25 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment submitted by Mr. STUPAK:

Page 2, line 9, after the dollar amount, insert the following: ''(reduced by $5,000,000)''.

Page 14, line 6, after the dollar amount, insert the following: ''(increased by $5,000,000)''.

It was decided in the affirmative ..... { Yeas ..... 348 / Nays 74

¶47.26 [Roll No. 215]

AYES—348

Abercrombie
Ackerman
Aderholt
Akin
Allen
Andrews
Baca
Bachus
Baird
Baldwin
Barrett (SC)
Barrow
Bass
Bean
Beauprez
Becerra
Berkley
Berman
Berry
Bilirakis
Bishop (NY)
Blackburn
Blumenauer
Boehlert
Bonner
Bono
Boozman
Boren
Boswell
Boucher
Boyd
Bradley (NH)
Brady (TX)
Brown (OH)
Brown, Corrine
Brown-Waite, Ginny
Burgess
Burton (IN)
Butterfield
Camp (MI)
Campbell (CA)
Cannon
Capito
Capps
Capuano
Cardin
Cardoza
Carnahan
Carson
Case
Castle
Chabot
Chandler
Chocola
Clay
Cleaver
Clyburn
Cole (OK)
Conyers
Cooper
Costa
Costello
Cramer
Crowley
Cubin
Cuellar
Culberson
Cummings
Davis (AL)
Davis (CA)
Davis (FL)
Davis (IL)
Davis (KY)
Davis (TN)
Davis, Jo Ann
Davis, Tom
Deal (GA)
DeFazio
DeGette
Delahunt
DeLauro
Dent
Dicks
Dingell
Doggett
Doyle
Drake
Duncan
Edwards
Ehlers
Emanuel
Emerson
Engel
Etheridge
Everett
Farr
Fattah
Feeney
Ferguson
Filner
Fitzpatrick (PA)
Foley
Forbes
Ford
Fortenberry
Fossella
Foxx
Frank (MA)
Franks (AZ)
Gallegly
Garrett (NJ)
Gerlach
Gibbons
Gingrey
Gohmert
Gonzalez
Goode
Goodlatte
Gordon
Graves
Green (WI)
Green, Al
Green, Gene
Grijalva
Gutierrez
Gutknecht
Harman
Hart
Hastings (FL)
Hayes
Hayworth
Hefley
Hensarling
Herger
Herseth
Higgins
Hinchey
Hinojosa
Holden
Holt
Honda
Hooley
Hostettler
Hoyer
Hulshof
Hunter
Inglis (SC)
Inslee
Israel
Issa
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Jindal
Johnson (CT)
Johnson (IL)
Johnson, E. B.
Jones (NC)
Jones (OH)
Kanjorski
Kaptur
Kelly
Kennedy (MN)
Kildee
Kilpatrick (MI)
Kind
King (IA)
King (NY)
Kingston
Kirk
Kline
Kucinich
Kuhl (NY)
LaHood
Langevin
Lantos
Larsen (WA)
Larson (CT)
LaTourette
Leach
Lee
Levin
Lewis (GA)
Lewis (KY)
Lipinski
LoBiondo
Lofgren, Zoe
Lowey
Lucas
Lungren, Daniel E.
Lynch
Mack
Maloney
Markey
Marshall
Matheson
Matsui
McCarthy
McCaul (TX)
McCollum (MN)
McCotter
McDermott
McGovern
McHenry
McHugh
McIntyre
McKeon
McKinney
McMorris
McNulty
Meehan
Meek (FL)
Meeks (NY)
Melancon
Mica
Michaud
Millender-McDonald
Miller (MI)
Miller (NC)
Miller, Gary
Miller, George
Moore (KS)
Moore (WI)
Moran (KS)
Moran (VA)
Murphy
Musgrave
Myrick
Nadler
Napolitano
Neal (MA)
Northup
Norwood
Nussle
Oberstar
Obey
Olver
Ortiz
Osborne
Owens
Pallone
Pascrell
Pastor
Payne
Pelosi
Pence
Peterson (MN)
Peterson (PA)
Petri
Pickering
Platts
Poe
Pombo
Pomeroy
Porter
Price (GA)
Price (NC)
Pryce (OH)
Putnam
Rahall
Ramstad
Rangel
Regula
Reichert
Renzi
Reyes
Reynolds
Rogers (MI)
Rohrabacher
Ross
Rothman
Roybal-Allard
Royce
Ruppersberger
Rush
Ryan (OH)
Ryan (WI)
Salazar
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Saxton
Schakowsky
Schiff
Schmidt
Schwartz (PA)
Schwarz (MI)
Scott (GA)
Scott (VA)
Sensenbrenner
Serrano
Sessions
Shadegg
Shaw
Shays
Sherman
Sherwood
Shimkus
Shuster
Simmons
Skelton
Slaughter
Smith (NJ)
Smith (TX)
Smith (WA)
Sodrel
Solis
Souder
Spratt
Stark
Stearns
Strickland
Stupak
Sweeney
Tancredo
Tanner
Tauscher
Taylor (MS)
Thompson (CA)
Thompson (MS)
Tiberi
Tierney
Towns
Turner
Udall (CO)
Udall (NM)
Upton
Van Hollen
Velázquez
Visclosky
Walden (OR)
Wasserman Schultz
Waters
Watson
Watt
Waxman
Weiner
Weldon (FL)
Weldon (PA)
Weller
Westmoreland
Wexler
Whitfield
Wilson (NM)
Wolf
Woolsey
Wu
Wynn

NOES—74

Alexander
Baker
Bartlett (MD)
Barton (TX)
Biggert
Bishop (GA)
Bishop (UT)
Blunt
Boehner
Bonilla
Boustany
Brady (PA)
Brown (SC)
Buyer
Calvert
Cantor
Carter
Coble
Conaway
Crenshaw
Diaz-Balart, L.
Diaz-Balart, M.
Doolittle
Dreier
English (PA)
Frelinghuysen
Gilchrest
Gillmor
Granger
Hall
Harris
Hastings (WA)
Hobson
Hoekstra
Hyde
Istook
Jenkins
Johnson, Sam
Keller
Knollenberg
Kolbe
Latham
Linder
Manzullo
Marchant
McCrery
Miller (FL)
Murtha
Neugebauer
Ney
Nunes
Otter
Oxley
Pearce
Pitts
Radanovich
Rehberg
Rogers (AL)
Rogers (KY)
Ros-Lehtinen
Ryun (KS)
Sabo
Simpson
Sullivan
Taylor (NC)
Terry
Thomas
Thornberry
Tiahrt
Walsh
Wamp
Wicker
Young (AK)
Young (FL)

NOT VOTING—10

DeLay
Eshoo
Evans
Flake
Kennedy (RI)
Lewis (CA)
Mollohan
Paul
Snyder
Wilson (SC)

So the amendment was agreed to.

¶47.27 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment submitted by Mr. LYNCH:

Page 3, line 15, after the dollar amount insert ''(reduced by $50,000,000)''.

Page 28, line 23, after the dollar amount insert ''(increased by $50,000,000)''.

Page 29, line 15, after the dollar amount insert ''(increased by $50,000,000)''.

Page 30, line 7, after the dollar amount insert ''(increased by $50,000,000)''.

It was decided in the affirmative ..... { Yeas ..... 225 / Nays 197

¶47.28 [Roll No. 216]

AYES—225

Abercrombie
Ackerman
Allen
Andrews
Baca
Baird
Baldwin
Barrow
Bass
Bean
Becerra
Berkley
Berman
Berry
Biggert
Bishop (NY)
Blumenauer
Boehlert
Boren
Boswell
Boucher
Bradley (NH)
Brown (OH)
Brown, Corrine
Brown-Waite, Ginny
Butterfield
Camp (MI)
Capps
Capuano
Cardin
Cardoza
Carnahan
Carson
Case
Castle
Chandler
Clay
Cleaver
Clyburn
Conyers
Cooper
Costa
Costello
Cramer
Crowley
Cuellar
Cummings
Davis (AL)
Davis (CA)
Davis (FL)
Davis (IL)
Davis (KY)
Davis (TN)
DeFazio
DeGette
Delahunt
DeLauro
Dent
Dicks
Dingell
Doggett
Doyle
Emanuel
Engel
Etheridge
Farr
Fattah
Ferguson
Filner
Fitzpatrick (PA)
Ford
Fossella
Frank (MA)
Garrett (NJ)
Gerlach
Gohmert
Gonzalez
Gordon
Green (WI)
Green, Al
Green, Gene
Grijalva
Gutierrez
Hall
Harman
Hastings (FL)
Herseth
Higgins
Hinchey
Holt
Honda
Hooley
Inslee
Israel
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Johnson (CT)
Johnson, E. B.
Jones (NC)
Jones (OH)
Kaptur
Kelly
Kennedy (MN)
Kildee
Kilpatrick (MI)

Kind
Kucinich
Kuhl (NY)
Langevin
Lantos
Larsen (WA)
Larson (CT)
LaTourette
Lee
Levin
Lewis (GA)
Lipinski
LoBiondo
Lofgren, Zoe
Lowey
Lynch
Maloney
Markey
Marshall
Matheson
Matsui
McCarthy
McCollum (MN)
McCotter
McDermott
McGovern
McHugh
McIntyre
McKinney
McNulty
Meehan
Meek (FL)
Meeks (NY)
Melancon
Michaud
Millender-McDonald
Miller (MI)
Miller (NC)
Miller, George
Moore (KS)
Moore (WI)
Moran (VA)
Nadler
Napolitano
Neal (MA)
Ney
Oberstar
Obey
Olver
Ortiz
Owens
Pallone
Pascrell
Pastor
Payne
Pelosi
Platts
Pomeroy
Rahall
Ramstad
Rangel
Reichert
Reyes
Ross
Rothman
Roybal-Allard
Ruppersberger
Rush
Ryan (OH)
Salazar
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Saxton
Schakowsky
Schiff
Schwartz (PA)
Schwarz (MI)
Scott (GA)
Scott (VA)
Serrano
Shays
Sherman
Simmons
Skelton
Slaughter
Smith (NJ)
Smith (WA)
Solis
Spratt
Stark
Strickland
Stupak
Tanner
Tauscher
Taylor (MS)
Thompson (CA)
Thompson (MS)
Tiberi
Tierney
Towns
Turner
Udall (CO)
Udall (NM)
Upton
Van Hollen
Velázquez
Wasserman Schultz
Waters
Watson
Watt
Waxman
Weiner
Weldon (PA)
Weller
Wexler
Woolsey
Wu
Wynn

NOES—197

Aderholt
Akin
Alexander
Bachus
Baker
Barrett (SC)
Bartlett (MD)
Barton (TX)
Beauprez
Bilirakis
Bishop (GA)
Bishop (UT)
Blackburn
Blunt
Boehner
Bonilla
Bonner
Bono
Boozman
Boustany
Boyd
Brady (PA)
Brady (TX)
Brown (SC)
Burgess
Burton (IN)
Buyer
Calvert
Campbell (CA)
Cannon
Cantor
Capito
Carter
Chabot
Chocola
Coble
Cole (OK)
Conaway
Crenshaw
Cubin
Culberson
Davis, Jo Ann
Davis, Tom
Deal (GA)
Diaz-Balart, L.
Diaz-Balart, M.
Doolittle
Drake
Dreier
Duncan
Edwards
Ehlers
Emerson
English (PA)
Everett
Feeney
Foley
Forbes
Fortenberry
Foxx
Franks (AZ)
Frelinghuysen
Gallegly
Gibbons
Gilchrest
Gillmor
Gingrey
Goode
Goodlatte
Granger
Graves
Gutknecht
Harris
Hart
Hastings (WA)
Hayes
Hayworth
Hefley
Hensarling
Herger
Hinojosa
Hobson
Hoekstra
Holden
Hostettler
Hoyer
Hulshof
Hunter
Hyde
Inglis (SC)
Issa
Istook
Jenkins
Jindal
Johnson (IL)
Johnson, Sam
Kanjorski
Keller
King (IA)
King (NY)
Kingston
Kirk
Kline
Knollenberg
Kolbe
LaHood
Latham
Leach
Lewis (CA)
Lewis (KY)
Linder
Lucas
Lungren, Daniel E.
Mack
Manzullo
Marchant
McCaul (TX)
McCrery
McHenry
McKeon
McMorris
Mica
Miller (FL)
Miller, Gary
Moran (KS)
Murphy
Musgrave
Myrick
Neugebauer
Northup
Norwood
Nunes
Nussle
Osborne
Otter
Oxley
Pearce
Pence
Peterson (MN)
Peterson (PA)
Petri
Pickering
Pitts
Poe
Pombo
Porter
Price (GA)
Price (NC)
Pryce (OH)
Putnam
Radanovich
Regula
Rehberg
Renzi
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Ros-Lehtinen
Royce
Ryan (WI)
Ryun (KS)
Sabo
Schmidt
Sensenbrenner
Sessions
Shadegg
Shaw
Sherwood
Shimkus
Shuster
Simpson
Smith (TX)
Sodrel
Souder
Stearns
Sullivan
Sweeney
Tancredo
Taylor (NC)
Terry
Thomas
Thornberry
Tiahrt
Visclosky
Walden (OR)
Walsh
Wamp
Weldon (FL)
Westmoreland
Whitfield
Wicker
Wilson (NM)
Wolf
Young (AK)
Young (FL)

NOT VOTING—10

DeLay
Eshoo
Evans
Flake
Kennedy (RI)
Mollohan
Murtha
Paul
Snyder
Wilson (SC)

So the amendment was agreed to.

¶47.29 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment submitted by Mr. PASCRELL:

Page 3, line 15, after the dollar amount, insert the following: ''(reduced by $40,000,000)''.

Page 4, line 11, after the dollar amount, insert the following: ''(increased by $10,300,000)''.

Page 16, line 3, after the dollar amount, insert the following: ''(reduced by $10,300,000)''.

Page 32, line 12, after the dollar amount, insert the following: ''(increased by $40,000,000)''.

It was decided in the negative ..... { Yeas ..... 188 / Nays 227

¶47.30 [Roll No. 217]

AYES—188

Abercrombie
Ackerman
Allen
Andrews
Baca
Baird
Baldwin
Barrow
Bean
Becerra
Berkley
Berman
Berry
Bishop (NY)
Blumenauer
Bonner
Boswell
Brady (PA)
Brown (OH)
Brown, Corrine
Butterfield
Capito
Capps
Capuano
Cardin
Cardoza
Carnahan
Carson
Case
Chandler
Clay
Cleaver
Clyburn
Conyers
Costa
Cuellar
Cummings
Davis (AL)
Davis (CA)
Davis (FL)
Davis (IL)
Davis, Jo Ann
DeGette
Delahunt
DeLauro
Dent
Doggett
Doyle
Duncan
Emanuel
Engel
Etheridge
Farr
Fattah
Ferguson
Filner
Fitzpatrick (PA)
Frank (MA)
Frelinghuysen
Garrett (NJ)
Gerlach
Gonzalez
Gordon
Green (WI)
Green, Al
Green, Gene
Grijalva
Gutierrez
Harman
Hastings (FL)
Herseth
Higgins
Hinchey
Holden
Holt
Honda
Hooley
Inslee
Israel
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Jindal
Johnson (CT)
Johnson (IL)
Johnson, E. B.
Jones (OH)
Kanjorski
Kelly
Kildee
Kilpatrick (MI)
Kind
Kucinich
Langevin
Lantos
Larsen (WA)
Larson (CT)
Lee
Lewis (GA)
Lipinski
LoBiondo
Lofgren, Zoe
Lowey
Lynch
Maloney
Markey
Marshall
Matheson
Matsui
McCarthy
McDermott
McGovern
McIntyre
McKinney
McNulty
Meehan
Meek (FL)
Melancon
Michaud
Millender-McDonald
Miller (MI)
Miller (NC)
Miller, George
Moore (KS)
Moore (WI)
Moran (VA)
Nadler
Napolitano
Neal (MA)
Obey
Ortiz
Owens
Pallone
Pascrell
Pastor
Payne
Pelosi
Pickering
Platts
Pomeroy
Porter
Price (NC)
Ramstad
Rangel
Reichert
Reyes
Rothman
Ruppersberger
Rush
Ryan (OH)
Salazar
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Schakowsky
Schiff
Schwartz (PA)
Scott (VA)
Shays
Sherman
Shuster
Simmons
Skelton
Slaughter
Smith (WA)
Solis
Stark
Strickland
Stupak
Taylor (MS)
Thompson (CA)
Thompson (MS)
Tierney
Towns
Udall (CO)
Upton
Van Hollen
Velázquez
Visclosky
Wasserman Schultz
Waters
Watson
Watt
Waxman
Weiner
Wexler
Woolsey
Wynn

NOES—227

Aderholt
Akin
Alexander
Baker
Barrett (SC)
Bartlett (MD)
Barton (TX)
Bass
Beauprez
Biggert
Bilirakis
Bishop (GA)
Bishop (UT)
Blackburn
Blunt
Boehlert
Boehner
Bonilla
Bono
Boozman
Boren
Boucher
Boustany
Boyd
Bradley (NH)
Brady (TX)
Brown (SC)
Brown-Waite, Ginny
Burgess
Burton (IN)
Buyer
Calvert
Camp (MI)
Campbell (CA)
Cannon
Cantor
Carter
Castle
Chabot
Chocola
Coble
Cole (OK)
Conaway
Cooper
Costello
Cramer
Crenshaw
Crowley
Cubin
Culberson
Davis (KY)
Davis (TN)
Davis, Tom
Deal (GA)
DeFazio
Diaz-Balart, L.
Diaz-Balart, M.
Dicks
Dingell
Doolittle
Drake
Dreier
Edwards
Ehlers
Emerson
English (PA)
Everett
Feeney
Foley
Forbes
Ford
Fortenberry
Fossella
Foxx
Franks (AZ)
Gallegly
Gibbons
Gilchrest
Gillmor
Gingrey
Gohmert
Goode
Goodlatte
Granger
Graves
Gutknecht
Hall
Harris
Hart
Hastings (WA)
Hayes
Hayworth
Hefley
Hensarling
Herger
Hinojosa
Hobson
Hoekstra
Hostettler
Hoyer
Hulshof
Hyde
Inglis (SC)
Issa
Jenkins
Johnson, Sam
Jones (NC)
Kaptur
Kennedy (MN)
King (IA)
King (NY)
Kingston
Kirk
Kline
Knollenberg
Kolbe
Kuhl (NY)
LaHood
Latham
LaTourette
Leach
Levin
Lewis (CA)
Lewis (KY)
Linder
Lucas
Lungren, Daniel E.
Mack
Manzullo
Marchant
McCaul (TX)
McCollum (MN)
McCotter
McCrery
McHenry
McHugh
McMorris
Meeks (NY)
Mica
Miller (FL)
Miller, Gary
Moran (KS)
Murphy
Musgrave
Myrick
Neugebauer
Ney
Northup
Norwood
Nunes
Nussle
Oberstar
Olver
Osborne
Otter
Oxley
Pearce
Pence
Peterson (MN)
Peterson (PA)
Petri
Pitts
Poe
Pombo
Price (GA)
Pryce (OH)
Putnam
Radanovich
Rahall
Regula
Rehberg
Renzi
Reynolds
Rogers (KY)
Rogers (MI)
Rohrabacher
Ros-Lehtinen
Ross
Roybal-Allard
Royce
Ryan (WI)
Ryun (KS)
Sabo
Saxton
Schmidt
Schwarz (MI)
Scott (GA)
Sensenbrenner
Serrano
Sessions
Shadegg
Shaw
Sherwood
Shimkus
Simpson
Smith (NJ)
Smith (TX)
Sodrel
Souder
Spratt
Stearns
Sullivan
Sweeney
Tancredo
Tanner
Tauscher
Taylor (NC)
Terry
Thomas
Thornberry
Tiberi
Turner
Udall (NM)
Walden (OR)
Walsh
Wamp
Weldon (FL)
Weldon (PA)
Weller
Westmoreland
Whitfield
Wicker
Wilson (NM)
Wolf
Wu
Young (AK)
Young (FL)

NOT VOTING—17

Bachus
DeLay
Eshoo
Evans
Flake
Hunter
Istook
Keller
Kennedy (RI)
McKeon
Mollohan
Murtha
Paul
Rogers (AL)
Snyder
Tiahrt
Wilson (SC)

So the amendment was not agreed to.

¶47.31 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the

Whole on the following amendment submitted by Mr. MARKEY:

Page 3, line 15, after the dollar amount, insert the following: ''(reduced by $14.7 million)''.

Page 28, line 23, after the dollar amount, insert the following: ''(increased by $14.7 million)''.

Page 31, line 1, after the dollar amount insert: ''(increased by $14.7 million)''.

It was decided in the negative ..... { Yeas ..... 198 / Nays 224

¶47.32 [Roll No. 218]

AYES—198

Abercrombie
Ackerman
Allen
Andrews
Baca
Baird
Baldwin
Barrow
Bean
Becerra
Berkley
Berman
Bishop (NY)
Blumenauer
Boren
Boswell
Boucher
Boyd
Brown (OH)
Brown, Corrine
Butterfield
Capps
Capuano
Cardin
Cardoza
Carnahan
Carson
Case
Chandler
Clay
Cleaver
Clyburn
Conyers
Costa
Costello
Crowley
Cuellar
Cummings
Davis (AL)
Davis (CA)
Davis (FL)
Davis (IL)
Davis (TN)
Davis, Jo Ann
DeFazio
DeGette
Delahunt
DeLauro
Dent
Dicks
Dingell
Doggett
Emanuel
Engel
Etheridge
Farr
Fattah
Ferguson
Filner
Fitzpatrick (PA)
Ford
Frank (MA)
Gonzalez
Gordon
Green (WI)
Green, Al
Green, Gene
Grijalva
Gutierrez
Harman
Hastings (FL)
Herseth
Higgins
Hinchey
Hinojosa
Holt
Honda
Hooley
Hoyer
Inslee
Israel
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Jindal
Johnson (CT)
Johnson, E. B.
Jones (NC)
Jones (OH)
Kelly
Kennedy (MN)
Kildee
Kilpatrick (MI)
Kind
Kucinich
Langevin
Lantos
Larsen (WA)
Larson (CT)
Lee
Levin
Lewis (GA)
Lipinski
LoBiondo
Lofgren, Zoe
Lowey
Lynch
Maloney
Markey
Marshall
Matheson
Matsui
McCarthy
McCollum (MN)
McDermott
McGovern
McIntyre
McKinney
McNulty
Meehan
Meek (FL)
Meeks (NY)
Melancon
Michaud
Millender-McDonald
Miller (NC)
Miller, George
Moore (KS)
Moore (WI)
Moran (VA)
Nadler
Napolitano
Neal (MA)
Oberstar
Obey
Olver
Ortiz
Owens
Pallone
Pascrell
Pastor
Payne
Pelosi
Price (NC)
Ramstad
Rangel
Reichert
Reyes
Ross
Rothman
Roybal-Allard
Ruppersberger
Rush
Ryan (OH)
Sabo
Salazar
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Schakowsky
Schiff
Schwartz (PA)
Scott (GA)
Scott (VA)
Serrano
Sherman
Skelton
Slaughter
Smith (NJ)
Smith (WA)
Solis
Spratt
Stark
Strickland
Stupak
Tanner
Tauscher
Thompson (CA)
Thompson (MS)
Tierney
Towns
Udall (CO)
Udall (NM)
Van Hollen
Velázquez
Visclosky
Wasserman Schultz
Waters
Watson
Watt
Waxman
Weiner
Weldon (PA)
Wexler
Wilson (NM)
Woolsey
Wu
Wynn

NOES—224

Aderholt
Akin
Alexander
Bachus
Baker
Barrett (SC)
Bartlett (MD)
Barton (TX)
Bass
Beauprez
Berry
Biggert
Bilirakis
Bishop (GA)
Bishop (UT)
Blackburn
Blunt
Boehlert
Boehner
Bonilla
Bonner
Bono
Boozman
Boustany
Bradley (NH)
Brady (PA)
Brady (TX)
Brown (SC)
Brown-Waite, Ginny
Burgess
Burton (IN)
Buyer
Calvert
Camp (MI)
Campbell (CA)
Cannon
Cantor
Capito
Carter
Castle
Chabot
Chocola
Coble
Cole (OK)
Conaway
Cooper
Cramer
Crenshaw
Cubin
Culberson
Davis (KY)
Davis, Tom
Deal (GA)
Diaz-Balart, L.
Diaz-Balart, M.
Doolittle
Doyle
Drake
Dreier
Duncan
Edwards
Ehlers
Emerson
English (PA)
Everett
Feeney
Foley
Forbes
Fortenberry
Fossella
Foxx
Franks (AZ)
Frelinghuysen
Gallegly
Garrett (NJ)
Gerlach
Gibbons
Gilchrest
Gillmor
Gingrey
Gohmert
Goode
Goodlatte
Granger
Graves
Gutknecht
Hall
Harris
Hart
Hastings (WA)
Hayes
Hayworth
Hefley
Hensarling
Herger
Hobson
Hoekstra
Holden
Hostettler
Hulshof
Hunter
Hyde
Inglis (SC)
Issa
Istook
Jenkins
Johnson (IL)
Johnson, Sam
Kanjorski
Kaptur
Keller
King (IA)
King (NY)
Kingston
Kirk
Kline
Knollenberg
Kolbe
Kuhl (NY)
LaHood
Latham
LaTourette
Leach
Lewis (CA)
Lewis (KY)
Linder
Lucas
Lungren, Daniel E.
Mack
Manzullo
Marchant
McCaul (TX)
McCotter
McCrery
McHenry
McHugh
McKeon
McMorris
Mica
Miller (FL)
Miller (MI)
Miller, Gary
Moran (KS)
Murphy
Murtha
Musgrave
Myrick
Neugebauer
Ney
Northup
Norwood
Nunes
Nussle
Osborne
Otter
Oxley
Pearce
Pence
Peterson (MN)
Peterson (PA)
Petri
Pickering
Pitts
Platts
Poe
Pombo
Pomeroy
Porter
Price (GA)
Pryce (OH)
Putnam
Rahall
Regula
Rehberg
Renzi
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Ros-Lehtinen
Royce
Ryan (WI)
Ryun (KS)
Saxton
Schmidt
Schwarz (MI)
Sensenbrenner
Sessions
Shadegg
Shaw
Shays
Sherwood
Shimkus
Shuster
Simmons
Simpson
Smith (TX)
Sodrel
Souder
Stearns
Sullivan
Sweeney
Tancredo
Taylor (MS)
Taylor (NC)
Terry
Thomas
Thornberry
Tiahrt
Tiberi
Turner
Upton
Walden (OR)
Walsh
Wamp
Weldon (FL)
Weller
Westmoreland
Whitfield
Wicker
Wolf
Young (AK)
Young (FL)

NOT VOTING—10

DeLay
Eshoo
Evans
Flake
Kennedy (RI)
Mollohan
Paul
Radanovich
Snyder
Wilson (SC)

So the amendment was not agreed to.

After some further time,

The SPEAKER pro tempore, Mr. JINDAL, assumed the Chair.

When Mr. GILLMOR, Chairman, reported that the Committee, having had under consideration said bill, had come to no resolution thereon.

¶47.33 ORDER OF BUSINESS—FURTHER CONSIDERATION OF H.R. 5441

On motion of Mr. ROGERS of Kentucky, by unanimous consent,

Ordered, That it may be in order during further consideration of H.R. 5441 in the Committee of the Whole House on the state of the Union, pursuant to House Resolution 836, notwithstanding clause 11 of rule XVIII, no further amendment to the bill may be offered except: pro forma amendments offered at any point in the reading by the chairman or ranking minority member of the Committee on Appropriations or their designees for the purpose of debate, the additional amendments specified in this order, and amendments en bloc specified in this order; it shall be in order at any time for the chairman of the Committee on Appropriations or a designee, after consultation with the ranking minority member of the Committee on Appropriations, to offer amendments en bloc as follows: amendments en bloc shall consist of amendments that may be offered under this order; such amendments en bloc shall be considered as read (except that modifications shall be reported), shall be debatable for 10 minutes equally divided and controlled by the Chairman and Ranking Minority Member of the Committee on Appropriations or their designees, shall not be subject to an amendment, and shall not be subject to a demand for a division of the question in the House or in the Committee of the Whole House on the state of the Union; all points of order against such amendments en bloc are waived; the original proponent of an amendment included in such amendments en bloc may insert a statement in the CONGRESSIONAL RECORD immediately before the disposition of the amendments en bloc; the additional amendments specified in this order are as follows: an amendment by Mr. NADLER striking language on sodium-iodide; an amendment by Mr. GORDON regarding funding limitation on energy efficiency in federal buildings; an amendment by Mr. OBEY regarding funding levels and tax cuts; an amendment by Mr. DOOLITTLE regarding funding limitation on expedited removal; an amendment by Mr. CAMPBELL of California, regarding funding limitation on 642(a) of the IIAIRA; an amendment by Ms. JACKSON-LEE of Texas regarding funding limitation on DHS disclosures in Texas; an amendment by Ms. JACKSON-LEE of Texas regarding funding limitation on termination of FEMA financial assistance; an amendment by Ms. JACKSON-LEE of Texas regarding funding limitation on lawsuits against FEMA; an amendment by Mr. MARKEY regarding funding limitation on air cargo security; an amendment by Mr. FILNER regarding funding limitation on USIA grants; and an amendment by Mr. DEAL of Georgia, regarding funding limitation on birthright citizenship; an amendment by Mr. POE regarding funding limitation on Western Hemisphere Travel Initiative; an amendment by Mr. ENGEL regarding funding limitation on alternative fuel vehicles; an amendment by Mr. TANCREDO regarding funding limitation on temporary protective status for certain Central Americans; an amendment by Mr. KINGSTON regarding funding limitation on volunteer surveillance on the border; an amendment by Mr. GARRETT of New Jersey regarding funding limitation on adult entertainment, clown and puppet shows, and other activities; an amendment by Mr. PICKERING regarding funding limitation on certain FEMA contracts; an amendment by

Mr. TANCREDO regarding funding limitation on diversity visa program; an amendment by Ms. FOXX regarding funding limitation on Louis Vuitton handbags; an amendment by Mr. BISHOP of New York regarding funding limitation on reimbursement of attorneys fees; an amendment by Ms. BERKLEY regarding funding limitation on threat assessments related to certain populations; an amendment by Mr. MICA regarding funding limitation on personnel at opt-out airports; an amendment by Mr. TIERNEY regarding funding limitation on LNG; an amendment by Mr. CULBERSON regarding funding limitation on CIS benefits and background checks; an amendment by Mr. KUHL of New York regarding limousine service and fire protection funding; and an amendment, or amendments, by Mr. ROGERS of Kentucky regarding funding levels.

Ordered further, That each additional amendment may be offered only by the Member named in this request or a designee (except as otherwise specified), shall be considered as read, shall not be subject to amendment except that the chairman and ranking minority member of the Committee on Appropriations and the Subcommittee on Homeland Security each may offer one pro forma amendment for the purpose of debate; and shall not be subject to a demand for division of the question in the House or in the Committee of the Whole House on the state of the Union.

Ordered further, That, except as otherwise specified, each additional amendment shall be debatable for 10 minutes equally divided and controlled by the proponent and an opponent. An amendment shall be considered to fit the description stated in this request if it addresses in whole or in part the object described.

¶47.34 PERMISSION TO FILE REPORT

On motion of Mr. ROGERS of Kentucky, by unanimous consent, the Committee on Appropriations was granted permission until midnight on June 2, 2006, to file a privileged report on the bill making appropriations for the Legislative Branch for the fiscal year ending September 30, 2007, and for other purposes.

Pursuant to clause 1 of rule XXI, all points of order were reserved.

¶47.35 PERMISSION TO FILE REPORT

On motion of Mr. ROGERS of Kentucky, by unanimous consent, the Committee on Appropriations was granted permission until midnight on June 5, 2006, to file a privileged report on the bill making appropriations for foreign operations, export financing, and related programs for the fiscal year ending September 30, 2007, and for other purposes.

Pursuant to clause 1 of rule XXI, all points of order were reserved.

¶47.36 PROVIDING FOR CONSIDERATION OF H.R. 5254

Mr. DREIER, by direction of the Committee on Rules, reported (Rept. No. 109–482) the resolution (H. Res. 842) providing for consideration of the bill (H.R. 5254) to set schedules for the consideration of permits for refineries.

When said resolution and report were referred to the House Calendar and ordered printed.

¶47.37 HOMELAND SECURITY APPROPRIATIONS FY 2007

The SPEAKER pro tempore, Mr. JINDAL, pursuant to House Resolution 836 and rule XVIII, declared the House resolved into the Committee of the Whole House on the state of the Union for the further consideration of the bill (H.R. 5441) making appropriations for the Department of Homeland Security for the fiscal year ending September 30, 2007, and for other purposes.

Mr. GILLMOR, Chairman of the Committee of the Whole, resumed the chair; and after some time spent therein,

The SPEAKER pro tempore, Mr. KUHL of New York, assumed the Chair.

When Mr. GILLMOR, Chairman, reported that the Committee, having had under consideration said bill, had come to no resolution thereon.

¶47.38 ADJOURNMENT OF THE TWO HOUSES

Mr. HASTINGS of Washington, submitted the following privileged concurrent resolution (H. Con. Res. 418):

Resolved by the House of Representatives (the Senate concurring), That when the House adjourns on the legislative day of Thursday, May 25, 2006, on a motion offered pursuant to this concurrent resolution by its Majority Leader or his designee, it stand adjourned until 2 p.m. on Tuesday, June 6, 2006, or until the time of any reassembly pursuant to section 2 of this concurrent resolution, whichever occurs first; and that when the Senate recesses or adjourns on any day from Thursday, May 25, 2006, through Sunday, May 28, 2006, on a motion offered pursuant to this concurrent resolution by its Majority Leader or his designee, it stand recessed or adjourned until noon on Monday, June 5, 2006, or such other time on that day as may be specified by its Majority Leader or his designee in the motion to recess or adjourn, or until the time of any reassembly pursuant to section 2 of this concurrent resolution, whichever occurs first.

SEC. 2. The Speaker of the House and the Majority Leader of the Senate, or their respective designees, acting jointly after consultation with the Minority Leader of the House and the Minority Leader of the Senate, shall notify the Members of the House and the Senate, respectively, to reassemble at such place and time as they may designate if, in their opinion, the public interest shall warrant it.

When said concurrent resolution was considered and agreed to.

A motion to reconsider the vote whereby said concurrent resolution was agreed to was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said concurrent resolution.

¶47.39 HOMELAND SECURITY APPROPRIATIONS FY 2007

The SPEAKER pro tempore, Mr. KUHL of New York, pursuant to House Resolution 836 and rule XVIII, declared the House resolved into the Committee of the Whole House on the state of the Union for the further consideration of the bill (H.R. 5441) making appropriations for the Department of Homeland Security for the fiscal year ending September 30, 2007, and for other purposes.

Mr. GILLMOR, Chairman of the Committee of the Whole, resumed the chair; and after some time spent therein,

¶47.40 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment submitted by Mr. DEFAZIO:

Page 3, line 15, insert after the dollar amount the following: ''(reduced by $15,000,000)''.

Page 5, line 19, insert after the dollar amount the following: ''(increased by $11,500,000)''.

It was decided in the negative	Yeas	200
	Nays	220

¶47.41 [Roll No. 219]

AYES—200

Abercrombie	Ford	Meeks (NY)
Ackerman	Frank (MA)	Melancon
Allen	Gerlach	Michaud
Andrews	Gonzalez	Millender-McDonald
Baca	Gordon	Miller (NC)
Baird	Green (WI)	Miller, George
Baldwin	Green, Al	Moore (KS)
Barrow	Green, Gene	Moore (WI)
Bean	Grijalva	Moran (KS)
Becerra	Gutierrez	Moran (VA)
Berkley	Harman	Murtha
Berry	Hastings (FL)	Nadler
Bishop (GA)	Herseth	Napolitano
Bishop (NY)	Higgins	Neal (MA)
Blackburn	Hinchey	Nussle
Blumenauer	Hinojosa	Oberstar
Boren	Holden	Obey
Boswell	Holt	Olver
Boucher	Honda	Ortiz
Brady (PA)	Hooley	Owens
Brown (OH)	Inslee	Pallone
Brown, Corrine	Israel	Pastor
Butterfield	Jackson (IL)	Payne
Capps	Jackson-Lee (TX)	Pelosi
Capuano	Jefferson	Peterson (MN)
Cardin	Jindal	Platts
Cardoza	Johnson, E. B.	Pomeroy
Carnahan	Jones (NC)	Rahall
Carson	Jones (OH)	Ramstad
Case	Kanjorski	Rangel
Chandler	Kaptur	Reyes
Clay	Kennedy (MN)	Ross
Cleaver	Kildee	Rothman
Clyburn	Kilpatrick (MI)	Rush
Conyers	Kind	Ryan (OH)
Cooper	Kucinich	Salazar
Costa	Langevin	Sánchez, Linda T.
Costello	Lantos	Sanchez, Loretta
Cramer	Larsen (WA)	Sanders
Crowley	Larson (CT)	Schakowsky
Cuellar	Leach	Schiff
Cummings	Lee	Schwartz (PA)
Davis (AL)	Levin	Scott (GA)
Davis (CA)	Lewis (GA)	Scott (VA)
Davis (FL)	Lipinski	Shadegg
Davis (IL)	Lofgren, Zoe	Sherman
Davis (TN)	Lowey	Skelton
DeFazio	Lynch	Slaughter
DeGette	Maloney	Smith (WA)
Delahunt	Markey	Solis
DeLauro	Marshall	Spratt
Dent	Matheson	Stark
Dicks	Matsui	Strickland
Dingell	McCarthy	Stupak
Doggett	McCollum (MN)	Tancredo
Doyle	McDermott	Tanner
Emanuel	McGovern	Tauscher
Engel	McIntyre	Taylor (MS)
Etheridge	McKinney	Thompson (CA)
Farr	McNulty	Thompson (MS)
Fattah	Meehan	Tierney
Filner	Meek (FL)	
Forbes		

Towns
Udall (CO)
Udall (NM)
Van Hollen
Velázquez
Wasserman Schultz
Waters
Watson
Watt
Weiner
Wexler
Woolsey
Wu
Wynn

NOES—220

Aderholt
Akin
Alexander
Bachus
Baker
Barrett (SC)
Bartlett (MD)
Barton (TX)
Bass
Beauprez
Biggert
Bilirakis
Bishop (UT)
Blunt
Boehlert
Boehner
Bonilla
Bonner
Bono
Boozman
Boustany
Boyd
Bradley (NH)
Brady (TX)
Brown (SC)
Brown-Waite, Ginny
Burgess
Burton (IN)
Buyer
Calvert
Camp (MI)
Campbell (CA)
Cannon
Cantor
Capito
Carter
Castle
Chabot
Chocola
Coble
Cole (OK)
Conaway
Crenshaw
Cubin
Culberson
Davis (KY)
Davis, Tom
Deal (GA)
Diaz-Balart, L.
Diaz-Balart, M.
Doolittle
Drake
Dreier
Duncan
Edwards
Ehlers
Emerson
English (PA)
Everett
Feeney
Ferguson
Fitzpatrick (PA)
Foley
Fortenberry
Fossella
Foxx
Franks (AZ)
Frelinghuysen
Gallegly
Garrett (NJ)
Gibbons
Gilchrest
Gillmor
Gingrey
Gohmert
Goode
Goodlatte
Granger
Graves
Gutknecht
Hall
Harris
Hart
Hastings (WA)
Hayes
Hayworth
Hefley
Hensarling
Herger
Hobson
Hoekstra
Hostettler
Hoyer
Hulshof
Hunter
Hyde
Inglis (SC)
Issa
Istook
Jenkins
Johnson (CT)
Johnson (IL)
Johnson, Sam
Keller
Kelly
King (IA)
King (NY)
Kingston
Kirk
Kline
Knollenberg
Kolbe
Kuhl (NY)
LaHood
Latham
LaTourette
Lewis (CA)
Lewis (KY)
Linder
LoBiondo
Lucas
Lungren, Daniel E.
Mack
Manzullo
Marchant
McCaul (TX)
McCotter
McCrery
McHenry
McHugh
McKeon
McMorris
Mica
Miller (FL)
Miller (MI)
Miller, Gary
Murphy
Musgrave
Myrick
Neugebauer
Ney
Northup
Norwood
Nunes
Osborne
Otter
Oxley
Pascrell
Pearce
Pence
Peterson (PA)
Petri
Pickering
Pitts
Poe
Pombo
Porter
Price (GA)
Price (NC)
Pryce (OH)
Putnam
Radanovich
Regula
Rehberg
Reichert
Renzi
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Ros-Lehtinen
Roybal-Allard
Royce
Ruppersberger
Ryan (WI)
Ryun (KS)
Sabo
Saxton
Schmidt
Schwarz (MI)
Sensenbrenner
Serrano
Sessions
Shaw
Shays
Sherwood
Shimkus
Shuster
Simmons
Simpson
Smith (NJ)
Smith (TX)
Sodrel
Souder
Stearns
Sullivan
Sweeney
Taylor (NC)
Terry
Thomas
Thornberry
Tiahrt
Tiberi
Turner
Upton
Visclosky
Walden (OR)
Walsh
Wamp
Weldon (FL)
Weldon (PA)
Weller
Westmoreland
Whitfield
Wicker
Wilson (NM)
Wolf
Young (AK)
Young (FL)

NOT VOTING—12

Berman
Davis, Jo Ann
DeLay
Eshoo
Evans
Flake
Kennedy (RI)
Mollohan
Paul
Snyder
Waxman
Wilson (SC)

So the amendment was not agreed to.

¶47.42 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment submitted by Mr. MARSHALL:

Page 3, line 15, after the dollar amount, insert the following: ''(reduced by $20,000,000)''.

Page 39, line 6, after the first dollar amount, insert the following: ''(increased by $20,000,000)''.

It was decided in the affirmative { Yeas ..... 358 / Nays 63

¶47.43 [Roll No. 220]

AYES—358

Abercrombie
Ackerman
Akin
Allen
Andrews
Baca
Baird
Baker
Baldwin
Barrett (SC)
Barrow
Bass
Bean
Beauprez
Becerra
Berkley
Berry
Biggert
Bilirakis
Bishop (GA)
Bishop (NY)
Bishop (UT)
Blackburn
Blumenauer
Boehlert
Boehner
Bonner
Bono
Boozman
Boren
Boswell
Boucher
Boyd
Bradley (NH)
Brady (PA)
Brown (OH)
Brown, Corrine
Brown-Waite, Ginny
Burgess
Burton (IN)
Butterfield
Calvert
Camp (MI)
Campbell (CA)
Cannon
Capito
Capps
Capuano
Cardin
Cardoza
Carnahan
Carson
Case
Chandler
Clay
Cleaver
Clyburn
Cole (OK)
Conaway
Conyers
Cooper
Costa
Costello
Cramer
Crowley
Cuellar
Culberson
Cummings
Davis (AL)
Davis (CA)
Davis (FL)
Davis (IL)
Davis (KY)
Davis (TN)
Davis, Tom
Deal (GA)
DeFazio
DeGette
Delahunt
DeLauro
Dent
Dicks
Dingell
Doggett
Doolittle
Doyle
Drake
Dreier
Edwards
Emanuel
Emerson
Engel
Etheridge
Farr
Fattah
Feeney
Ferguson
Filner
Fitzpatrick (PA)
Foley
Forbes
Ford
Fortenberry
Fossella
Foxx
Frank (MA)
Franks (AZ)
Frelinghuysen
Gallegly
Garrett (NJ)
Gerlach
Gibbons
Gingrey
Gohmert
Gonzalez
Goode
Goodlatte
Gordon
Graves
Green (WI)
Green, Al
Green, Gene
Grijalva
Gutierrez
Gutknecht
Hall
Harman
Harris
Hart
Hastings (FL)
Hayes
Hayworth
Hensarling
Herseth
Hinchey
Hinojosa
Hoekstra
Holden
Holt
Hooley
Hostettler
Hulshof
Hunter
Hyde
Inglis (SC)
Inslee
Israel
Issa
Istook
Jackson (IL)
Jefferson
Jindal
Johnson (CT)
Johnson (IL)
Johnson, E. B.
Jones (NC)
Jones (OH)
Kanjorski
Kaptur
Keller
Kelly
Kennedy (MN)
Kildee
Kilpatrick (MI)
Kind
King (IA)
King (NY)
Kingston
Kirk
Kline
Kucinich
Kuhl (NY)
LaHood
Langevin
Lantos
Larsen (WA)
Larson (CT)
LaTourette
Leach
Lee
Levin
Lewis (GA)
Lewis (KY)
Lipinski
LoBiondo
Lofgren, Zoe
Lowey
Lucas
Lungren, Daniel E.
Lynch
Mack
Maloney
Manzullo
Markey
Marshall
Matheson
Matsui
McCarthy
McCaul (TX)
McCollum (MN)
McCotter
McDermott
McGovern
McHenry
McHugh
McIntyre
McKeon
McKinney
McMorris
McNulty
Meehan
Meek (FL)
Meeks (NY)
Melancon
Mica
Michaud
Millender-McDonald
Miller (FL)
Miller (MI)
Miller (NC)
Miller, Gary
Miller, George
Moore (KS)
Moore (WI)
Moran (KS)
Moran (VA)
Murphy
Murtha
Musgrave
Myrick
Nadler
Napolitano
Neal (MA)
Neugebauer
Ney
Northup
Norwood
Nussle
Oberstar
Obey
Olver
Ortiz
Osborne
Otter
Owens
Pallone
Pascrell
Pastor
Payne
Pearce
Pelosi
Pence
Peterson (MN)
Peterson (PA)
Petri
Pickering
Pitts
Platts
Poe
Pombo
Pomeroy
Porter
Price (GA)
Price (NC)
Pryce (OH)
Putnam
Radanovich
Rahall
Ramstad
Rangel
Regula
Rehberg
Renzi
Reyes
Reynolds
Rogers (AL)
Rohrabacher
Ross
Rothman
Royce
Ruppersberger
Rush
Ryan (OH)
Ryan (WI)
Ryun (KS)
Salazar
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Saxton
Schakowsky
Schiff
Schmidt
Schwartz (PA)
Schwarz (MI)
Scott (GA)
Scott (VA)
Sensenbrenner
Serrano
Sessions
Shadegg
Shaw
Shays
Sherman
Sherwood
Shimkus
Shuster
Simmons
Simpson
Skelton
Slaughter
Smith (NJ)
Smith (TX)
Smith (WA)
Sodrel
Souder
Spratt
Stark
Stearns
Strickland
Stupak
Sullivan
Sweeney
Tancredo
Tanner
Tauscher
Taylor (MS)
Taylor (NC)
Thompson (CA)
Thompson (MS)
Thornberry
Tiberi
Tierney
Towns
Turner
Udall (CO)
Udall (NM)
Upton
Van Hollen
Velázquez
Walden (OR)
Walsh
Wasserman Schultz
Waters
Watson
Watt
Waxman
Weiner
Weldon (PA)
Weller
Westmoreland
Wexler
Whitfield
Wolf
Woolsey
Wu
Wynn
Young (FL)

NOES—63

Aderholt
Alexander
Bachus
Bartlett (MD)
Barton (TX)
Blunt
Bonilla
Boustany
Brady (TX)
Brown (SC)
Buyer
Cantor
Carter
Castle
Chabot
Chocola
Coble
Crenshaw
Cubin
Diaz-Balart, L.
Diaz-Balart, M.
Duncan
Ehlers
English (PA)
Everett
Gilchrest
Gillmor
Granger
Hastings (WA)
Hefley
Herger
Higgins
Hobson
Honda
Hoyer
Jackson-Lee (TX)
Jenkins
Johnson, Sam
Knollenberg
Kolbe
Latham
Lewis (CA)
Linder
Marchant
McCrery
Nunes
Oxley
Reichert
Rogers (KY)
Rogers (MI)
Ros-Lehtinen
Roybal-Allard
Sabo
Solis
Terry
Thomas
Tiahrt
Visclosky
Wamp
Weldon (FL)
Wicker
Wilson (NM)
Young (AK)

NOT VOTING—11

Berman
Davis, Jo Ann
DeLay
Eshoo
Evans
Flake
Kennedy (RI)
Mollohan
Paul
Snyder
Wilson (SC)

So the amendment was agreed to.

¶47.44 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment submitted by Mr. NADLER:

Page 42, line 24, through page 43, line 5, strike ": Provided,'' and all that follows though ''Radiation Portal Monitors.''.

It was decided in the negative { Yeas ..... 172 / Nays 248

¶47.45 [Roll No. 221]

AYES—172

Abercrombie
Ackerman
Allen
Andrews
Baca
Baird
Baldwin
Barrow
Bean
Becerra
Berkley
Berry
Bishop (NY)
Blumenauer
Boehlert
Boswell
Boucher
Brown (OH)
Brown, Corrine
Butterfield
Capps
Capuano
Cardin
Cardoza
Carnahan
Carson
Case
Chandler
Clay
Cleaver
Clyburn
Coble
Cooper
Costello
Crowley
Cummings
Davis (AL)
Davis (FL)
Davis (IL)
DeFazio
DeGette
Delahunt
DeLauro
Doggett
Engel
Etheridge
Farr
Fattah
Ferguson
Filner
Fitzpatrick (PA)
Frank (MA)
Gonzalez
Green (WI)
Green, Al
Green, Gene
Grijalva

Gutierrez
Harman
Hastings (FL)
Hayworth
Herseth
Higgins
Hinchey
Hinojosa
Holt
Honda
Hooley
Hostettler
Hoyer
Inslee
Israel
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Johnson, E. B.
Jones (NC)
Kennedy (MN)
Kildee
Kilpatrick (MI)
Langevin
Lantos
Larsen (WA)
Larson (CT)
LaTourette
Leach
Lee
Levin
Lewis (GA)
Lipinski
Lofgren, Zoe
Lowey
Maloney
Markey
Marshall
Matheson
Matsui
McCarthy
McCollum (MN)
McDermott
McGovern
McIntyre
McKinney
McNulty
Meehan
Meek (FL)
Meeks (NY)
Melancon
Michaud
Millender-McDonald
Miller (NC)
Miller, George
Moore (KS)
Moore (WI)
Moran (VA)
Nadler
Napolitano
Neal (MA)
Oberstar
Obey
Olver
Ortiz
Owens
Pallone
Pascrell
Payne
Pelosi
Ramstad
Rangel
Reyes
Rohrabacher
Ross
Rothman
Ruppersberger
Rush
Salazar
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Schakowsky
Schiff
Schwartz (PA)
Scott (GA)
Scott (VA)
Serrano
Sherman
Skelton
Slaughter
Smith (WA)
Stark
Strickland
Stupak
Tanner
Tauscher
Thompson (CA)
Thompson (MS)
Tierney
Towns
Udall (CO)
Udall (NM)
Van Hollen
Velázquez
Wasserman Schultz
Waters
Watson
Watt
Waxman
Weiner
Wexler
Woolsey
Wynn
Young (AK)

NOES—248

Aderholt
Akin
Alexander
Bachus
Baker
Barrett (SC)
Bartlett (MD)
Barton (TX)
Bass
Beauprez
Biggert
Bilirakis
Bishop (GA)
Bishop (UT)
Blackburn
Blunt
Boehner
Bonilla
Bonner
Bono
Boozman
Boren
Boustany
Boyd
Bradley (NH)
Brady (PA)
Brady (TX)
Brown (SC)
Brown-Waite, Ginny
Burgess
Burton (IN)
Buyer
Calvert
Camp (MI)
Campbell (CA)
Cannon
Cantor
Capito
Carter
Castle
Chabot
Chocola
Cole (OK)
Conaway
Conyers
Costa
Cramer
Crenshaw
Cubin
Cuellar
Culberson
Davis (CA)
Davis (KY)
Davis (TN)
Davis, Tom
Deal (GA)
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Dicks
Dingell
Doolittle
Doyle
Drake
Dreier
Duncan
Edwards
Ehlers
Emanuel
Emerson
English (PA)
Everett
Feeney
Foley
Forbes
Ford
Fortenberry
Fossella
Foxx
Franks (AZ)
Frelinghuysen
Gallegly
Garrett (NJ)
Gerlach
Gibbons
Gilchrest
Gillmor
Gingrey
Gohmert
Goode
Goodlatte
Gordon
Granger
Graves
Gutknecht
Hall
Harris
Hart
Hastings (WA)
Hayes
Hefley
Hensarling
Herger
Hobson
Hoekstra
Holden
Hulshof
Hunter
Hyde
Inglis (SC)
Issa
Istook
Jenkins
Jindal
Johnson (CT)
Johnson (IL)
Johnson, Sam
Jones (OH)
Kanjorski
Kaptur
Keller
Kelly
Kind
King (IA)
King (NY)
Kingston
Kirk
Kline
Knollenberg
Kolbe
Kucinich
Kuhl (NY)
LaHood
Latham
Lewis (CA)
Lewis (KY)
Linder
LoBiondo
Lucas
Lungren, Daniel E.
Lynch
Mack
Manzullo
Marchant
McCaul (TX)
McCotter
McCrery
McHenry
McHugh
McKeon
McMorris
Mica
Miller (FL)
Miller (MI)
Miller, Gary
Moran (KS)
Murphy
Murtha
Musgrave
Myrick
Neugebauer
Ney
Northup
Norwood
Nunes
Nussle
Osborne
Otter
Oxley
Pastor
Pearce
Pence
Peterson (MN)
Peterson (PA)
Petri
Pickering
Pitts
Platts
Poe
Pombo
Pomeroy
Porter
Price (GA)
Price (NC)
Pryce (OH)
Putnam
Radanovich
Rahall
Regula
Rehberg
Reichert
Renzi
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Ros-Lehtinen
Roybal-Allard
Royce
Ryan (OH)
Ryan (WI)
Ryun (KS)
Sabo
Saxton
Schmidt
Schwarz (MI)
Sensenbrenner
Sessions
Shadegg
Shaw
Shays
Sherwood
Shimkus
Shuster
Simmons
Simpson
Smith (NJ)
Smith (TX)
Sodrel
Souder
Spratt
Stearns
Sullivan
Sweeney
Tancredo
Taylor (MS)
Taylor (NC)
Terry
Thomas
Thornberry
Tiahrt
Tiberi
Turner
Upton
Visclosky
Walden (OR)
Walsh
Wamp
Weldon (FL)
Weldon (PA)
Weller
Westmoreland
Whitfield
Wicker
Wilson (NM)
Wolf
Wu
Young (FL)

NOT VOTING—12

Berman
Davis, Jo Ann
DeLay
Eshoo
Evans
Flake
Kennedy (RI)
Mollohan
Paul
Snyder
Solis
Wilson (SC)

So the amendment was not agreed to.

¶47.46 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment numbered 7 submitted by Mr. TANCREDO:

Page 62, after line 17, insert the following:

SEC. 537. None of the funds made available by this Act may be used to administer any extension of designation made under section 244(b) of the Immigration and Nationality Act before the date of the enactment of this Act with respect to Guatemala, Honduras, or Nicaragua.

It was decided in the negative ..... { Yeas ..... 134; Nays ..... 284; Answered present 1 }

¶47.47 [Roll No. 222]

AYES—134

Akin
Bachus
Barrett (SC)
Bartlett (MD)
Bass
Beauprez
Biggert
Bilirakis
Bishop (UT)
Blackburn
Boozman
Bradley (NH)
Brown-Waite, Ginny
Burgess
Burton (IN)
Buyer
Camp (MI)
Campbell (CA)
Capito
Chabot
Coble
Conaway
Cubin
Culberson
Davis (KY)
Deal (GA)
DeFazio
Dent
Doolittle
Dreier
Duncan
Emerson
Feeney
Fitzpatrick (PA)
Forbes
Fortenberry
Foxx
Franks (AZ)
Gallegly
Garrett (NJ)
Gerlach
Gibbons
Gillmor
Gingrey
Gohmert
Goode
Goodlatte
Green (WI)
Gutknecht
Hall
Hart
Hayes
Hayworth
Hensarling
Herger
Hoekstra
Hostettler
Hulshof
Hunter
Issa
Istook
Jenkins
Jindal
Johnson (IL)
Johnson, Sam
Jones (NC)
Keller
Kelly
King (IA)
Kingston
Kuhl (NY)
Lewis (KY)
Linder
LoBiondo
Lungren, Daniel E.
Manzullo
McCaul (TX)
McCotter
McHenry
McHugh
McIntyre
McKeon
McMorris
Mica
Miller (FL)
Miller (MI)
Miller, Gary
Moran (KS)
Musgrave
Myrick
Neugebauer
Ney
Norwood
Nussle
Otter
Pence
Petri
Platts
Poe
Pombo
Price (GA)
Pryce (OH)
Radanovich
Rehberg
Renzi
Rogers (AL)
Rogers (MI)
Rohrabacher
Royce
Ryun (KS)
Schmidt
Sensenbrenner
Sessions
Shadegg
Shaw
Shays
Shimkus
Shuster
Simpson
Skelton
Smith (TX)
Sodrel
Stearns
Sullivan
Tancredo
Tanner
Taylor (MS)
Taylor (NC)
Tiberi
Wamp
Weldon (PA)
Westmoreland
Whitfield
Wolf

NOES—284

Abercrombie
Ackerman
Aderholt
Alexander
Allen
Andrews
Baca
Baird
Baker
Baldwin
Barrow
Barton (TX)
Bean
Becerra
Berkley
Berry
Bishop (GA)
Bishop (NY)
Blumenauer
Blunt
Boehlert
Boehner
Bonilla
Bonner
Bono
Boren
Boswell
Boucher
Boustany
Boyd
Brady (PA)
Brady (TX)
Brown (OH)
Brown (SC)
Brown, Corrine
Butterfield
Calvert
Cannon
Cantor
Capps
Capuano
Cardin
Cardoza
Carnahan
Carson
Carter
Case
Castle
Chandler
Chocola
Clay
Cleaver
Clyburn
Cole (OK)
Conyers
Cooper
Costa
Costello
Cramer
Crenshaw
Crowley
Cuellar
Cummings
Davis (AL)
Davis (CA)
Davis (FL)
Davis (IL)
Davis (TN)
Davis, Tom
DeGette
Delahunt
DeLauro
Diaz-Balart, L.
Diaz-Balart, M.
Dicks
Dingell
Doggett
Doyle
Drake
Edwards
Ehlers
Emanuel
Engel
English (PA)
Etheridge
Everett
Farr
Fattah
Ferguson
Filner
Foley
Ford
Fossella
Frank (MA)
Frelinghuysen
Gilchrest
Gonzalez
Gordon
Granger
Graves
Green, Al
Green, Gene
Grijalva
Gutierrez
Harman
Harris
Hastings (FL)
Hastings (WA)
Hefley
Herseth
Higgins
Hinchey
Hinojosa
Hobson
Holden
Holt
Honda
Hooley
Hoyer
Hyde
Inglis (SC)
Inslee
Israel
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Johnson (CT)
Johnson, E. B.
Jones (OH)
Kanjorski
Kaptur
Kennedy (MN)
Kildee
Kilpatrick (MI)
Kind
King (NY)
Kirk
Kline
Knollenberg
Kolbe
Kucinich
LaHood
Langevin
Lantos
Larsen (WA)
Larson (CT)
Latham
LaTourette
Leach
Lee
Levin
Lewis (CA)
Lewis (GA)
Lipinski
Lofgren, Zoe
Lowey
Lucas
Lynch
Mack
Maloney
Markey
Marshall
Matheson
Matsui
McCarthy
McCollum (MN)
McCrery
McDermott
McGovern
McKinney
McNulty
Meehan
Meek (FL)
Meeks (NY)
Melancon
Michaud
Millender-McDonald
Miller (NC)
Miller, George
Moore (KS)
Moore (WI)
Moran (VA)
Murphy
Murtha
Nadler
Napolitano
Neal (MA)
Northup
Nunes
Oberstar
Obey
Olver
Ortiz
Osborne
Owens
Oxley
Pallone
Pascrell
Pastor
Payne
Pearce
Pelosi
Peterson (MN)
Peterson (PA)
Pickering
Pitts
Pomeroy
Porter
Price (NC)
Putnam
Rahall
Ramstad
Rangel
Regula
Reichert
Reyes
Reynolds
Rogers (KY)
Ros-Lehtinen
Ross
Rothman
Roybal-Allard
Ruppersberger
Rush
Ryan (OH)
Ryan (WI)
Sabo
Salazar
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Saxton
Schakowsky
Schiff
Schwartz (PA)
Schwarz (MI)
Scott (GA)
Scott (VA)
Serrano
Sherman
Sherwood
Simmons
Slaughter
Smith (NJ)
Smith (WA)
Solis
Souder
Stark
Strickland
Stupak
Sweeney
Tauscher
Terry
Thomas
Thompson (CA)
Thompson (MS)
Thornberry
Tiahrt
Tierney
Towns
Turner
Udall (CO)
Udall (NM)
Upton
Van Hollen
Velázquez
Visclosky
Walden (OR)
Walsh

Wasserman Schultz	Weiner	Wu
Waters	Weldon (FL)	Wynn
Watson	Wexler	Young (AK)
Watt	Wicker	Young (FL)
Waxman	Wilson (NM)	
	Woolsey	

ANSWERED ''PRESENT''—1

Weller

NOT VOTING—13

Berman	Flake	Snyder
Davis, Jo Ann	Kennedy (RI)	Spratt
DeLay	Marchant	Wilson (SC)
Eshoo	Mollohan	
Evans	Paul	

So the amendment was not agreed to.

The SPEAKER pro tempore, Mr. INGLIS of South Carolina, assumed the Chair.

When Mr. GILLMOR, Chairman, reported that the Committee, having had under consideration said bill, had come to no resolution thereon.

¶47.48 APPOINTMENT OF SPEAKER PRO TEMPORE TO SIGN ENROLLMENTS

The SPEAKER pro tempore, Mr. INGLIS of South Carolina, laid before the House a communication, which was read as follows:

WASHINGTON, DC,
May 25, 2006.

I hereby appoint the Honorable MAC THORNBERRY and the Honorable ROY BLUNT to act as Speaker pro tempore to sign enrolled bills and joint resolutions through June 6, 2006.

J. DENNIS HASTERT,
House of Representatives.

By unanimous consent, the appointments were approved.

¶47.49 ADVERSE REPORT ON H. RES. 809

Mr. ROGERS of Alabama, by direction of the Committee on Homeland Security, submitted a privileged adverse report (Rept. No. 109–484) on the resolution (H. Res. 809) directing the Secretary of the Department of Homeland Security to transmit to the House of Representatives not later than 14 days after the date of the adoption of this resolution documents in the Secretary's possession relating to any existing or previous agreement between the Department of Homeland Security and Shirlington Limousine and Transportation, Incorporated, of Arlington, Virginia; referred to the House Calendar and ordered printed.

¶47.50 JOINT MEETING TO RECEIVE HER EXCELLENCY VAIRA VIKE-FREIBERGA, PRESIDENT OF LATVIA

On motion of Mr. ROGERS of Alabama, by unanimous consent,

Ordered, That it may be in order at any time on Wednesday, June 7, 2006, for the Speaker to declare a recess, subject to the call of the chair, for the purpose of Receiving in Joint Meeting Her Excellency Vaira Vike-Freiberga, President of Latvia.

¶47.51 CALENDAR WEDNESDAY BUSINESS DISPENSED WITH

On motion of Mr. ROGERS of Alabama, by unanimous consent,

Ordered, That business in order for consideration on Wednesday, June 7, 2006, under clause 6, rule XV, the Calendar Wednesday rule, be dispensed with.

¶47.52 ADJOURNMENT OVER

On motion of Mr. ROGERS of Alabama, by unanimous consent,

Ordered, That when the House adjourns today, pursuant to this order, it adjourn to meet at 4 p.m. on Monday, May 29, 2006, unless it sooner has received a message from the Senate transmitting its concurrence in House concurrent Resolution 418, in which case the House shall stand adjourned pursuant to that concurrent resolution.

¶47.53 SENATE BILL REFERRED

A bill of the Senate of the following title was taken from the Speaker's table and, under the rule, referred as follows:

S. 1773. An Act to resolve certain Native American claims in New Mexico, and for other purposes; to the Committee on Resources.

¶47.54 ENROLLED BILL SIGNED

Mrs. Haas, Clerk of the House, reported and found truly enrolled a bill of the House of the following title, which was thereupon signed by the Speaker:

H.R. 5037. An Act to amend titles 38 and 18, United States Code, to prohibit certain demonstrations at cemeteries under the control of the National Cemetery Administration and at Arlington National Cemetery, and for other purposes.

¶47.55 LEAVE OF ABSENCE

By unanimous consent, leave of absence was granted to Ms. ESHOO, for today after 4 p.m.

And then,

¶47.56 ADJOURNMENT

Mr. ROHRABACHER moved that the House do now adjourn.

The question being put, viva voce,

Will the House now adjourn?

The SPEAKER pro tempore, Mr. INGLIS of South Carolina, announced that the yeas had it.

So the motion to adjourn was agreed to.

Accordingly,

Pursuant to the previous order of the House, at midnight, the House stands adjourned until 4 p.m. on Monday, May 29, 2006, unless it sooner has received a message from the Senate transmitting its adoption of House Concurrent Resolution 418, in which case the House shall stand adjourned pursuant to that concurrent resolution.

¶47.57 REPORTS OF COMMITTEES ON PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XIII, reports of committees were delivered to the Clerk for printing and reference to the proper calendar, as follows:

Mr. LINCOLN DIAZ-BALART of Florida: Committee on Rules. House Resolution 842. Resolution providing for consideration of the bill (H.R. 5254) to set schedules for the consideration of permits for refineries (Rept. 109–482). Referred to the House Calendar.

Mr. LEWIS of California: Committee on Appropriations. Report on the Revised Suballocation of Budget Allocations for Fiscal Year 2007 (Rept. 109–483). Referred to the Committee of the Whole House on the State of the Union.

Mr. KING of New York: Committee on Homeland Security. House Resolution 809. Resolution directing the Secretary of the Department of Homeland Security to transmit to the House of Representatives not later than 14 days after the date of the adoption of this resolution documents in the Secretary's possession relating to any existing or previous agreement between the Department of Homeland Security and Shirlington Limousine and Transportation, Incorporated, of Arlington, Virginia; adversely (Rept. 109–484). Referred to the House Calendar.

¶47.58 PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XII, public bills and resolutions were introduced and severally referred, as follows:

By Mr. HONDA:

H.R. 5477. A bill to provide for the establishment at the National Science Foundation of a program to promote and assist the teaching of inventiveness and innovation; to the Committee on Science, and in addition to the Committee on Education and the Workforce, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. HALL:

H.R. 5478. A bill to clarify the Congressional intent on Federal preemption under the Energy Policy and Conservation Act with respect to energy conservation for consumer products; to the Committee on Energy and Commerce.

By Mr. WELLER (for himself, Mr. RAMSTAD, Mr. BISHOP of Georgia, Mr. SHUSTER, Mr. SMITH of Washington, and Mr. RENZI):

H.R. 5479. A bill to amend the Internal Revenue Code of 1986 to treat certain amounts paid for exercise equipment and physical fitness programs as amounts paid for medical care; to the Committee on Ways and Means.

By Mr. MCDERMOTT (for himself, Mr. LANTOS, Mr. RANGEL, Mr. PAYNE, Mr. ENGLISH of Pennsylvania, Ms. MCCOLLUM of Minnesota, Mr. JEFFERSON, Mr. BERMAN, Mr. DOGGETT, Ms. MILLENDER-MCDONALD, Mr. MEEKS of New York, Mr. MCNULTY, Mr. MCGOVERN, Ms. BORDALLO, Ms. WATSON, Ms. CORRINE BROWN of Florida, Ms. EDDIE BERNICE JOHNSON of Texas, Mr. GONZALEZ, Mr. MILLER of North Carolina, and Ms. JACKSON-LEE of Texas):

H.R. 5480. A bill to promote economic diversification, entrepreneurship, and private sector development in Africa, and to promote partnerships among small and medium enterprises in the United States and the African private sector in qualified sub-Saharan African countries; to the Committee on International Relations, and in addition to the Committees on Ways and Means, Small Business, and Financial Services, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. NORWOOD:

H.R. 5481. A bill to amend the Federal Mine Safety and Health Act of 1977 to improve the safety of mines and mining; to the Committee on Education and the Workforce.

By Mrs. MALONEY:

H.R. 5482. A bill to amend the Fair Credit Reporting Act to provide individuals the ability to control access to their credit reports, and for other purposes; to the Committee on Financial Services.

By Mr. YOUNG of Alaska (for himself, Mr. OBERSTAR, Mr. LATOURETTE, and Ms. CORRINE BROWN of Florida):

H.R. 5483. A bill to increase the disability earning limitation under the Railroad Retirement Act and to index the amount of allowable earnings consistent with increases in the substantial gainful activity dollar amount under the Social Security Act; to the Committee on Transportation and Infrastructure.

By Mr. MCHENRY:

H.R. 5484. A bill to allow border States to use a portion of certain Department of Homeland Security grants to build physical barriers to deter illegal crossings; to the Committee on Homeland Security.

By Mr. BAIRD (for himself and Mr. WU):

H.R. 5485. A bill to direct the Secretary of the Interior to conduct a study to determine the feasibility of establishing the Columbia-Pacific National Heritage Area in the States of Washington and Oregon, and for other purposes; to the Committee on Resources.

By Ms. JACKSON-LEE of Texas (for herself, Mr. CONYERS, Mr. KUCINICH, Mr. LEWIS of Georgia, Ms. MOORE of Wisconsin, Mr. WATT, Mr. TOWNS, Mr. JACKSON of Illinois, Mr. MEEKS of New York, and Mr. MCDERMOTT):

H.R. 5486. A bill to prevent the Executive from encroaching upon the Congressional prerogative to make laws, and for other purposes; to the Committee on Government Reform.

By Ms. HOOLEY (for herself, Mr. LATOURETTE, Ms. BEAN, Mr. BAKER, Mr. MOORE of Kansas, Mr. KANJORSKI, Mr. CROWLEY, Mrs. MCCARTHY, Mr. MEEKS of New York, Mr. HINOJOSA, Ms. MOORE of Wisconsin, Mr. CLAY, Mrs. KELLY, Ms. HARMAN, Mr. LARSON of Connecticut, Mr. RAHALL, Mr. DELAHUNT, Ms. CORRINE BROWN of Florida, Mr. KUCINICH, Mr. MICHAUD, Mr. DAVIS of Alabama, Mr. AL GREEN of Texas, Mr. SCOTT of Georgia, Mr. LYNCH, Mr. GRIJALVA, Ms. DEGETTE, Ms. BORDALLO, Mr. BACA, Mr. SMITH of Washington, Mr. CLYBURN, Mr. CONYERS, Mr. THOMPSON of Mississippi, Mr. DICKS, Mr. INSLEE, Mr. POMEROY, Mr. FILNER, Mr. RAMSTAD, Ms. WASSERMAN SCHULTZ, Mr. WALDEN of Oregon, Mr. DEFAZIO, Mr. BAIRD, and Ms. HERSETH):

H.R. 5487. A bill to require the Secretary of Veterans Affairs to take certain actions to mitigate the effects of the breach of data security that occurred, or is likely to have occurred, in May, 2006, at the Department of Veterans Affairs, and for other purposes; to the Committee on Veterans' Affairs.

By Mr. ADERHOLT:

H.R. 5488. A bill to amend the Internal Revenue Code of 1986 to extend the period of limitation for filing a claim for credit or refund of an estate tax overpayment attributable to litigation continuing after the return for the estate is filed; to the Committee on Ways and Means.

By Mr. ANDREWS:

H.R. 5489. A bill to direct the Secretary of Homeland Security to make grants to States to provide for the publication of security and emergency information in telephone directories; to the Committee on Transportation and Infrastructure.

By Mr. ANDREWS:

H.R. 5490. A bill to require the Secretary of Veterans Affairs to establish a personal identification number for each veteran in order to help preserve the confidentiality of Department of Veterans Affairs information on veterans, and for other purposes; to the Committee on Veterans' Affairs.

By Mr. BAKER (for himself, Mr. MCHENRY, and Mr. HENSARLING):

H.R. 5491. A bill to protect investors by fostering transparency and accountability of attorneys in private securities litigation; to the Committee on Financial Services, and in addition to the Committee on the Judiciary, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. BRADY of Pennsylvania:

H.R. 5492. A bill to amend the Constitution Heritage Act of 1988 to provide for the operation of the National Constitution Center; to the Committee on Resources.

By Mrs. CUBIN (for herself, Mr. RAMSTAD, Mr. OSBORNE, Mr. SOUDER, Mr. PETERSON of Minnesota, and Mr. TERRY):

H.R. 5493. A bill to amend the Public Health Service Act regarding residential treatment programs for pregnant and parenting women, a program to reduce substance abuse among nonviolent offenders, and for other purposes; to the Committee on Energy and Commerce.

By Mrs. DAVIS of California:

H.R. 5494. A bill to require the distribution by the National Technical Information Service of monthly updates of the Death Master List prepared by the Social Security Administration to all nationwide consumer reporting agencies, to require such consumer reporting agencies to maintain a permanent fraud alert in each file of a consumer whose name appears on the Death Master List, and for other purposes; to the Committee on Financial Services.

By Mr. ENGLISH of Pennsylvania:

H.R. 5495. A bill to amend the Internal Revenue Code of 1986 to add human papillomavirus vaccines to the list of taxable vaccines for purposes of the Vaccine Injury Compensation Trust Fund; to the Committee on Ways and Means.

By Mr. FERGUSON:

H.R. 5496. A bill to amend title XVIII of the Social Security Act to provide special treatment of certain cancer hospitals under the Medicare Program; to the Committee on Ways and Means.

By Ms. HARMAN (for herself and Mr. CALVERT):

H.R. 5497. A bill to limit the reduction in the number of personnel of the Air Force Space Command, and for other purposes; to the Committee on Armed Services.

By Mr. HONDA (for himself, Mr. ABERCROMBIE, Ms. BORDALLO, Mr. CASE, Mr. FALEOMAVAEGA, Mr. AL GREEN of Texas, Ms. MATSUI, Mr. SCOTT of Virginia, Mr. WU, Mr. WATT, Mrs. NAPOLITANO, and Mr. BECERRA):

H.R. 5498. A bill to amend the Robert T. Stafford Disaster Relief and Emergency Assistance Act to improve the provision of disaster relief and preparedness services with respect to persons with limited English proficiency, and for other purposes; to the Committee on Transportation and Infrastructure.

By Mrs. JOHNSON of Connecticut:

H.R. 5499. A bill to amend title 38, United States Code, to expand and make permanent the Department of Veterans Affairs benefit for Government markers for marked graves of veterans buried in private cemeteries, and for other purposes; to the Committee on Veterans' Affairs.

By Mr. KELLER (for himself, Mr. BOREN, Mrs. MUSGRAVE, Mr. HENSARLING, Mr. HERGER, Mr. KUHL of New York, Mrs. JOHNSON of Connecticut, Mr. MCCAUL of Texas, Mr. NEY, and Mr. DAVIS of Tennessee):

H.R. 5500. A bill to prevent undue disruption of interstate commerce by limiting civil actions brought against persons whose only role with regard to a product in the stream of commerce is as a lawful seller of the product; to the Committee on the Judiciary, and in addition to the Committee on Energy and Commerce, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. MCHUGH (for himself, Mr. HINCHEY, Mr. SANDERS, Mr. BOEHLERT, Mr. WALSH, Mr. KUHL of New York, Mr. REYNOLDS, Mrs. KELLY, Mr. FOSSELLA, Mr. SWEENEY, Mr. KING of New York, Mrs. MALONEY, Mr. MCNULTY, Mr. NADLER, Mr. HIGGINS, and Mrs. MCCARTHY):

H.R. 5501. A bill to establish the Champlain Quadricentennial Commemoration Commission, the Hudson-Fulton 400th Commemoration Commission, and for other purposes; to the Committee on Government Reform.

By Miss MCMORRIS:

H.R. 5502. A bill to improve the academic competitiveness of students in the United States; to the Committee on Education and the Workforce.

By Mr. GARY G. MILLER of California (for himself and Mr. FRANK of Massachusetts):

H.R. 5503. A bill to amend the National Housing Act to increase the mortgage amount limits applicable to FHA mortgage insurance for multifamily housing located in high-cost areas; to the Committee on Financial Services.

By Mr. MOORE of Kansas (for himself, Mr. TIAHRT, Mr. RYUN of Kansas, and Mr. MORAN of Kansas):

H.R. 5504. A bill to designate the facility of the United States Postal Service located at 6029 Broadmoor Street in Mission, Kansas, as the ''Larry Winn, Jr. Post Office Building''; to the Committee on Government Reform.

By Mrs. MYRICK:

H.R. 5505. A bill to require the debarment from Federal contracts, grants, or cooperative agreements of employers who hire unauthorized aliens, and for other purposes; to the Committee on the Judiciary.

By Mrs. MYRICK:

H.R. 5506. A bill to preclude the acceptance of a driver's license as a document establishing identity, for purposes of employment eligibility verification, if the State issuing the license permits use of a taxpayer identification number that is not a social security account number in the application process; to the Committee on the Judiciary.

By Mrs. MYRICK:

H.R. 5507. A bill to establish procedures for the issuance by the Commissioner of Social Security of ''no match'' letters to employers, and for the notification of the Secretary of Homeland Security regarding such letters; to the Committee on Ways and Means.

By Ms. NORTON:

H.R. 5508. A bill to amend title XIX of the Social Security Act to increase the Federal medical assistance percentage for the District of Columbia under the Medicaid Program to 75 percent; to the Committee on Energy and Commerce.

By Mr. NUNES:

H.R. 5509. A bill to amend the Internal Revenue Code of 1986 to clarify the tax credit for electricity produced from open-loop biomass; to the Committee on Ways and Means.

By Mr. OBERSTAR:

H.R. 5510. A bill to direct the Administrator of General Services to install a photovoltaic system for the headquarters building of the Department of Energy; to the Committee on Transportation and Infrastructure.

By Mr. ROHRABACHER:

H.R. 5511. A bill to amend title 28, United States Code, to ensure that the validity of foreign judgments against United States citizens is adjudicated in Federal courts; to the Committee on the Judiciary.

By Mr. RYAN of Ohio (for himself and Mr. KILDEE):

H.R. 5512. A bill to direct the Secretary of Housing and Urban Development to establish an urban blight demolition program to provide grants for the demolition of condemned and tax-foreclosed residential housing; to the Committee on Financial Services.

By Mr. SCHWARZ of Michigan (for himself, Mr. PRICE of Georgia, Mr. REGULA, Mr. TIBERI, Mr. HOBSON, and Mr. RYAN of Ohio):

H.R. 5513. A bill to amend part B of title XVIII of the Social Security Act to restore the Medicare treatment of ownership of oxygen equipment to that in effect before enactment of the Deficit Reduction Act of 2005; to the Committee on Energy and Commerce, and in addition to the Committee on Ways and Means, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. SHAW:

H.R. 5514. A bill to amend title XVIII of the Social Security Act to provide coverage for lung cancer screening tests for certain high-risk individuals under the Medicare Program; to the Committee on Energy and Commerce, and in addition to the Committee on Ways and Means, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. STRICKLAND (for himself, Mr. RANGEL, Mr. BROWN of Ohio, Mr. FRANK of Massachusetts, Mr. COSTELLO, Ms. MOORE of Wisconsin, and Mr. MCGOVERN):

H.R. 5515. A bill to amend the Trade Act of 1974 to authorize trade readjustment allowances under chapter 2 of title II of such Act to adversely affected workers who are subject to a lockout; to the Committee on Ways and Means.

By Mr. THOMPSON of California:

H.R. 5516. A bill to allow for the renegotiation of the payment schedule of contracts between the Secretary of the Interior and the Redwood Valley County Water District, and for other purposes; to the Committee on Resources.

By Mr. UDALL of New Mexico (for himself, Mrs. EMERSON, Mrs. KELLY, and Mr. MICHAUD):

H.R. 5517. A bill to amend the Small Business Act to establish a temporary loan program and a temporary vocational development program for small business concerns owned and controlled by veterans; to the Committee on Small Business.

By Mr. WEXLER:

H.R. 5518. A bill to repeal the Medicare cost containment provisions contained in subtitle A of title VIII of the Medicare Prescription Drug, Improvement, and Modernization Act of 2003; to the Committee on Ways and Means, and in addition to the Committee on Energy and Commerce, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. WICKER (for himself, Mr. SHAYS, Ms. LORETTA SANCHEZ of California, Mr. CASE, Mr. VAN HOLLEN, Mr. POMEROY, and Mr. MORAN of Kansas):

H.R. 5519. A bill to improve and expand geographic literacy among kindergarten through grade 12 students in the United States by improving professional development programs for kindergarten through grade 12 teachers offered through institutions of higher education; to the Committee on Education and the Workforce.

By Mrs. WILSON of New Mexico (for herself, Mr. PLATTS, Mr. RENZI, Mr. HAYWORTH, Mr. GUTKNECHT, Mr. GARRETT of New Jersey, Mr. LEACH, Ms. ROS-LEHTINEN, Mr. SIMMONS, Mrs. KELLY, Mr. HEFLEY, Mr. COLE of Oklahoma, Mr. KLINE, Mr. BARRETT of South Carolina, Mrs. BLACKBURN, Ms. GRANGER, Mr. CARTER, Mrs. JOHNSON of Connecticut, Mr. SWEENEY, Mrs. MILLER of Michigan, Mr. SKELTON, Mr. SPRATT, Mr. HALL, Mr. SHERWOOD, Mr. GERLACH, Mrs. NORTHUP, Mr. LOBIONDO, Mr. ROGERS of Michigan, Mr. REICHERT, Mr. MCCAUL of Texas, Mr. SULLIVAN, Mr. BURGESS, Mr. GOHMERT, Mr. MARIO DIAZ-BALART of Florida, Mr. LINCOLN DIAZ-BALART of Florida, Ms. GINNY BROWN-WAITE of Florida, Mr. DAVIS of Kentucky, Mr. HASTINGS of Florida, Mr. ABERCROMBIE, Mr. MEEHAN, Mr. MILLER of Florida, Mr. ADERHOLT, Mr. CRENSHAW, Mr. JENKINS, Mr. GOODE, Mr. JONES of North Carolina, Mrs. CUBIN, Mr. ROGERS of Alabama, Mr. EVERETT, Mr. BRADLEY of New Hampshire, Mr. BEAUPREZ, Mr. GINGREY, Mr. ISTOOK, Mr. TOM DAVIS of Virginia, Mrs. DRAKE, Mrs. SCHMIDT, Mr. LUCAS, Mr. KIRK, Mr. WOLF, Mr. ROTHMAN, Mr. SHIMKUS, Mr. TAYLOR of Mississippi, Mr. HULSHOF, Ms. HART, Mr. SHAYS, Mr. LANGEVIN, Mr. WAMP, Mr. SALAZAR, Mr. PORTER, Mr. FRANKS of Arizona, Mr. SESSIONS, Mr. HOEKSTRA, and Mr. HASTINGS of Washington):

H.R. 5520. A bill to establish the Office of Veterans Identity Protection Claims to reimburse injured persons for injuries suffered as a result of the unauthorized use, disclosure, or dissemination of identifying information stolen from the Department of Veterans Affairs, and for other purposes; to the Committee on the Judiciary.

By Mr. FRANK of Massachusetts (for himself, Mr. MARKEY, Mr. MCGOVERN, Mr. BERMAN, Ms. WATSON, and Ms. MCKINNEY):

H.J. Res. 87. A joint resolution requiring the President to notify Congress if the President makes a determination at the time of signing a bill into law to ignore a duly enacted provision of such newly enacted law, establishing expedited procedures for the consideration of legislation in the House of Representatives in response to such a determination, and for other purposes; to the Committee on the Judiciary, and in addition to the Committee on Rules, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. UDALL of Colorado (for himself and Mr. SCHWARZ of Michigan):

H. Con. Res. 417. Concurrent resolution expressing the sense of Congress in support of a broad-based political settlement in Iraq; to the Committee on International Relations.

By Mr. HASTINGS of Washington:

H. Con. Res. 418. Concurrent resolution providing for an adjournment or recess of the two Houses; considered and agreed to.

By Mrs. KELLY (for herself, Mr. HINCHEY, Mrs. MALONEY, Mrs. MCCARTHY, Mr. BISHOP of New York, Mr. SWEENEY, Mr. FOSSELLA, and Mr. ISRAEL):

H. Con. Res. 419. Concurrent resolution recognizing and supporting the efforts of the State of New York develop the National Purple Heart Hall of Honor in New Windsor, New York, and for other purposes; to the Committee on Armed Services.

By Mr. PALLONE:

H. Con. Res. 420. Concurrent resolution expressing the sense of the Congress that a commemorative postage stamp should be issued to promote public awareness of, and additional research relating to, Crohn's Disease; to the Committee on Government Reform.

By Mr. PRICE of Georgia (for himself, Mr. MCKEON, Mr. UDALL of Colorado, Mr. SCHWARZ of Michigan, Mr. CASTLE, Ms. KAPTUR, Mr. KINGSTON, Mr. CROWLEY, Mrs. JOHNSON of Connecticut, Mr. WU, and Ms. BALDWIN):

H. Con. Res. 421. Concurrent resolution expressing the sense of Congress and support for Greater Opportunities for Science, Technology, Engineering, and Mathematics (GO-STEM) programs; to the Committee on Education and the Workforce.

By Mrs. DRAKE:

H. Res. 843. A resolution expressing the sense of the House of Representatives that the United States should seek to achieve complete energy independence by 2015; to the Committee on Energy and Commerce.

By Mr. ENGEL (for himself, Mr. KING of New York, Mr. LANTOS, Mr. BERMAN, Mr. BROWN of Ohio, Mr. WEXLER, Ms. LEE, Mr. CROWLEY, Ms. MCCOLLUM of Minnesota, Mr. CARNAHAN, Mr. SWEENEY, Mr. PALLONE, Mr. WAXMAN, Mrs. CAPPS, Mr. NADLER, Mr. MCNULTY, Mrs. MALONEY, Mr. TOWNS, Mr. HIGGINS, Mr. HINOJOSA, Ms. BORDALLO, Mr. MCDERMOTT, Ms. MILLENDER-MCDONALD, Mr. MCGOVERN, Mr. CUMMINGS, Mrs. MCCARTHY, Mr. RUSH, Ms. JACKSON-LEE of Texas, Mr. DOYLE, and Ms. BALDWIN):

H. Res. 844. A resolution congratulating the International AIDS Vaccine Initiative on ten years of significant achievement in the search for an HIV/AIDS vaccine, and for other purposes; to the Committee on International Relations.

By Mr. HINCHEY (for himself, Mr. WAXMAN, Mr. LEWIS of Georgia, and Ms. WOOLSEY):

H. Res. 845. A resolution requesting the President and directing the Secretary of Defense and the Attorney General to transmit to the House of Representatives not later than 14 days after the date of the adoption of this resolution, documents relating to the termination of the Department of Justice's Office of Professional Responsibility's investigation of the involvement of Department of Justice personnel in the creation and administration of the National Security Agency's warrantless surveillance program, including documents relating to Office of Professional Responsibility's request for and denial of security clearances; to the Committee on the Judiciary.

By Ms. LEE:

H. Res. 846. A resolution requesting the President and directing the Secretary of State to provide to the House of Representatives certain documents in their possession relating to strategies and plans either designed to cause regime change in or for the use of military force against Iran; to the Committee on International Relations.

By Mr. RANGEL:

H. Res. 847. A resolution honoring the life and accomplishments of Katherine Dunham and extending condolences to her family on her death; to the Committee on Education and the Workforce.

By Ms. ROS-LEHTINEN (for herself, Mr. LANTOS, Mr. FERGUSON, and Mr. NADLER):

H. Res. 848. A resolution expressing the sense of the House of Representatives regarding the creation of refugee populations in the Middle East, North Africa, and the Persian Gulf region as a result of human rights violations; to the Committee on International Relations.

¶47.59 ADDITIONAL SPONSORS

Under clause 7 of rule XII, sponsors were added to public bills and resolutions as follows:

H.R. 65: Mr. BARROW.
H.R. 144: Mr. EDWARDS.
H.R. 274: Mr. DENT.
H.R. 503: Mrs. JONES of Ohio and Mr. DEFAZIO.
H.R. 583: Ms. ROYBAL-ALLARD, Mr. NUSSLE, and Mr. FOLEY.
H.R. 611: Ms. CORRINE BROWN of Florida.
H.R. 615: Mr. GERLACH.
H.R. 697: Mr. CHABOT and Mr. CARDIN.
H.R. 791: Mr. WALSH.
H.R. 910: Mr. MOLLOHAN and Mr. PICKERING.
H.R. 916: Mr. THORNBERRY, Mr. HEFLEY, and Mrs. KELLY.
H.R. 920: Mr. SMITH of Washington.
H.R. 997: Mr. CRAMER and Mr. SCHWARZ of Michigan.
H.R. 1000: Mr. INSLEE.
H.R. 1020: Mr. LARSON of Connecticut and Mr. ROTHMAN.
H.R. 1229: Mr. ROGERS of Kentucky.
H.R. 1237: Mr. GARY G. MILLER of California, Mr. TURNER, Mr. LATOURETTE, Mr. MCCOTTER, Mr. MANZULLO, Mr. SULLIVAN, Mr. MCHUGH, Mr. SWEENEY, and Mr. NEY.
H.R. 1298: Mr. MEEKS of New York.
H.R. 1306: Mr. BISHOP of Georgia and Mr. BROWN of South Carolina.
H.R. 1333: Mr. CASE and Mr. FRANKS of Arizona.
H.R. 1351: Mr. GEORGE MILLER of California.
H.R. 1384: Mr. SHADEGG.
H.R. 1425: Mr. RUPPERSBERGER.
H.R. 1517: Mr. FRANKS of Arizona.
H.R. 1518: Mr. EHLERS.
H.R. 1554: Mr. DENT.
H.R. 1578: Mr. PETERSON of Minnesota.
H.R. 1582: Mr. ABERCROMBIE.
H.R. 1589: Mr. FRANK of Massachusetts.
H.R. 1671: Mr. WILSON of South Carolina and Mr. CRAMER.
H.R. 1772: Mr. BEAUPREZ.
H.R. 2014: Mr. UPTON.
H.R. 2048: Mr. FERGUSON.
H.R. 2052: Mr. HIGGINS.
H.R. 2053: Mr. MARSHALL.
H.R. 2061: Mr. DAVIS of Kentucky, Ms. GRANGER, and Mr. BOSWELL.
H.R. 2088: Mr. BOUCHER, Mr. WESTMORELAND, Mr. MATHESON, Mr. SHADEGG, and Mr. SCHWARZ of Michigan.
H.R. 2231: Mr. EDWARDS, Mr. MURPHY, Mr. SAXTON, Mr. LANGEVIN, Mr. FERGUSON, Ms. KAPTUR, and Mr. UPTON.
H.R. 2350: Mr. BOSWELL.
H.R. 2386: Mr. ADERHOLT and Mr. MOORE of Kansas.
H.R. 2533: Mr. TERRY and Mr. BOSWELL.
H.R. 2671: Ms. WATSON and Mr. WEINER.
H.R. 2730: Mr. CARDOZA, Mr. LANGEVIN, Mr. SMITH of New Jersey, Mr. WILSON of South Carolina, Mr. GERLACH, and Ms. DELAURO.
H.R. 2808: Mr. HULSHOF, Mr. DREIER, Mr. YOUNG of Florida, Mr. BRADY of Texas, Mr. LATOURETTE, Mr. UDALL of Colorado, and Mr. LOBIONDO.
H.R. 2841: Mr. SPRATT.
H.R. 2861: Mr. TOM DAVIS of Virginia.
H.R. 2962: Ms. MCKINNEY and Mr. KUHL of New York.
H.R. 3022: Mr. BRADLEY of New Hampshire, Mr. HINCHEY, and Mr. KILDEE.
H.R. 3160: Mr. PLATTS.
H.R. 3192: Ms. NORTON.
H.R. 3228: Mr. EHLERS.
H.R. 3248: Mr. BLUMENAUER.
H.R. 3360: Mr. RYAN of Wisconsin.
H.R. 3361: Mrs. KELLY.
H.R. 3385: Mr. WYNN and Mr. ISSA.
H.R. 3451: Mr. GARY G. MILLER of California and Mr. TURNER.
H.R. 3559: Mrs. KELLY and Mr. WHITFIELD.
H.R. 3616: Mr. WELDON of Pennsylvania.
H.R. 3795: Mr. NEUGEBAUER and Mr. SANDERS.
H.R. 3861: Mr. RAHALL.
H.R. 3883: Mr. BARROW.
H.R. 3908: Mr. HOLDEN and Mr. BARROW.
H.R. 3997: Mr. HINOJOSA and Mr. HOLDEN.
H.R. 4006: Mr. ENGLISH of Pennsylvania.
H.R. 4033: Mr. MURPHY, Mr. TIERNEY, Mr. STARK, Mr. COOPER, Mr. MEEKS of New York, Mr. ANDREWS, Mr. GRAVES, Mr. DENT, Mr. SESSIONS, Mr. ETHERIDGE, Mr. SIMMONS, Mr. COSTA, and Mr. DOYLE.
H.R. 4098: Mr. WICKER.
H.R. 4157: Mr. FORTUÑO.
H.R. 4197: Ms. KAPTUR.
H.R. 4264: Mr. COBLE.
H.R. 4275: Mr. FORTUÑO.
H.R. 4291: Mr. MILLER of North Carolina and Mr. BACA.
H.R. 4298: Mr. SOUDER.
H.R. 4318: Mr. DENT.
H.R. 4341: Miss MCMORRIS, Mr. SAM JOHNSON of Texas, and Mr. BOUCHER.
H.R. 4357: Mr. ABERCROMBIE.
H.R. 4446: Mr. DOOLITTLE, Mr. SWEENEY, Mr. MURTHA, and Mr. VISCLOSKY.
H.R. 4469: Mr. HONDA.
H.R. 4479: Mr. LANGEVIN.
H.R. 4547: Mr. COLE of Oklahoma and Mr. MATHESON.
H.R. 4608: Mr. PRICE of North Carolina.
H.R. 4695: Mr. KILDEE.
H.R. 4704: Mr. BISHOP of Georgia and Mr. SMITH of New Jersey.
H.R. 4705: Mr. MORAN of Virginia.
H.R. 4739: Ms. BORDALLO.
H.R. 4741: Mr. BARROW.
H.R. 4751: Mr. CALVERT.
H.R. 4761: Mr. FRANKS of Arizona, Mrs. MUSGRAVE, Mr. HAYWORTH, and Mr. PENCE.
H.R. 4809: Mr. CANNON.
H.R. 4838: Mr. MICA.
H.R. 4893: Mr. ADERHOLT, Mr. BACHUS, and Mrs. BONO.
H.R. 4894: Mr. REYNOLDS.
H.R. 4925: Mr. MOORE of Kansas, Mr. MCDERMOTT, and Mr. NADLER.
H.R. 4960: Mr. HOLT.
H.R. 4961: Mr. HERGER, Mr. PAUL, Mr. LEACH, Mr. CALVERT, Mr. FRANKS of Arizona, Mr. SHUSTER, Mr. SENSENBRENNER, and Mr. GOODE.
H.R. 4974: Mr. HASTINGS of Florida, Mr. CARTER, and Mr. SMITH of Texas.
H.R. 4985: Mrs. BIGGERT, Mr. KIND, Mr. BROWN of South Carolina, Mr. DOOLITTLE, and Mr. FARR.
H.R. 4997: Mr. COSTA.
H.R. 5005: Mr. MILLER of Florida, and Mr. BASS.
H.R. 5007: Mrs. DAVIS of California.
H.R. 5013: Mr. MATHESON and Mr. SHADEGG.
H.R. 5014: Mr. SERRANO.
H.R. 5017: Mr. COSTA.
H.R. 5114: Mr. COLE of Oklahoma, Mr. PRICE of Georgia, and Mr. MARCHANT.
H.R. 5121: Ms. MCKINNEY, Mr. BACA, Mr. GILLMOR, and Mr. POMBO.
H.R. 5129: Mr. WAMP, Mr. GINGREY, Mrs. MUSGRAVE, Mrs. MYRICK, Mr. BURTON of Indiana, Mr. TANCREDO, Mr. BISHOP of Utah, and Mr. CARTER.
H.R. 5134: Mr. BUTTERFIELD.
H.R. 5159: Mr. BARROW and Mr. INSLEE.
H.R. 5162: Mr. DAVIS of Florida.
H.R. 5177: Mr. GERLACH and Mr. MOLLOHAN.
H.R. 5182: Mr. HASTINGS of Florida, Mr. CONAWAY, Mr. THORNBERRY, Mr. SHUSTER, Mr. LUCAS, Mr. GILLMOR, Mr. SANDERS, Ms. ROYBAL-ALLARD, and Mr. CRAMER.
H.R. 5201: Mr. CANNON, Mr. HERGER, Mr. CONYERS, Mr. WELLER, Mr. MELANCON, Mr. NUSSLE, Ms. LINDA T. SÁNCHEZ of California, Mr. INSLEE, Mr. BERMAN, Ms. ROYBAL-ALLARD, and Mr. TIERNEY.
H.R. 5206: Mr. WELDON of Pennsylvania.
H.R. 5208: Ms. EDDIE BERNICE JOHNSON of Texas.
H.R. 5209: Mr. TOWNS.
H.R. 5229: Mr. FERGUSON, Ms. KAPTUR, and Mr. INSLEE.
H.R. 5230: Mr. WILSON of South Carolina.
H.R. 5238: Mr. BERMAN, Mr. ABERCROMBIE, and Mr. GONZALEZ.
H.R. 5246: Mr. GONZALEZ, Mr. DUNCAN, Mr. BISHOP of Georgia, Mr. SAXTON, and Ms. SCHWARTZ of Pennsylvania.
H.R. 5247: Ms. SCHAKOWSKY, Mr. SHERMAN, and Ms. WASSERMAN Schultz.
H.R. 5249: Mr. WILSON of South Carolina.
H.R. 5255: Mr. CALVERT, Ms. GINNY BROWN-WAITE of Florida, Mr. BAKER, Mr. WELLER, and Mr. FOLEY.
H.R. 5262: Mr. WELDON of Florida, Miss MCMORRIS, Mr. BEAUPREZ, Mr. NUNES, and Mr. GINGREY.
H.R. 5278: Mr. SMITH of New Jersey.
H.R. 5280: Ms. JACKSON-LEE of Texas, Mr. CAMP of Michigan, and Mr. CARDOZA.
H.R. 5289: Mr. SHIMKUS.
H.R. 5291: Mr. FORTUÑO.
H.R. 5292: Mr. BILIRAKIS.
H.R. 5315: Mr. BAIRD.
H.R. 5316: Mr. MANZULLO.
H.R. 5328: Mr. CLAY, Mr. DAVIS of Illinois, Mr. HINOJOSA, Mr. GEORGE MILLER of California, Mr. YOUNG of Alaska, Mr. BUTTERFIELD, Ms. KILPATRICK of Michigan, Ms. WATSON, Mr. RANGEL, Mr. MEEKS of New York, Mr. SCOTT of Virginia, Mrs. CHRISTENSEN, Mr. MEEK of Florida, Mr. OWENS, Mr. LEWIS of Georgia, Ms. LEE, Mrs. JONES of Ohio, Ms. MOORE of Wisconsin, Mr. CLYBURN, Ms. CORRINE BROWN of Florida, Ms. WATERS, Ms. JACKSON-LEE of Texas, Ms. CARSON, Mr. JEFFERSON, Mr. PAYNE, Mr. BISHOP of Georgia, Ms. EDDIE BERNICE JOHNSON of Texas, Mr. SMITH of New Jersey, and Mr. FALEOMAVAEGA.
H.R. 5336: Mr. BOUSTANY.
H.R. 5337: Mr. DAVIS of Alabama and Ms. HOOLEY.
H.R. 5339: Ms. JACKSON-LEE of Texas.
H.R. 5344: Ms. CARSON.
H.R. 5348: Mr. HONDA and Ms. SCHWARTZ of Pennsylvania.
H.R. 5351: Mr. ALEXANDER, Mr. CUELLAR, Mr. GONZALEZ, Mr. DAVIS of Kentucky, Mr. WILSON of South Carolina, and Mr. SODREL.
H.R. 5362: Mr. NADLER.
H.R. 5363: Mr. CASE and Mr. FOLEY.
H.R. 5371: Mr. PRICE of North Carolina, Ms. MATSUI, Mr. HONDA, and Mrs. CHRISTENSEN.
H.R. 5372: Mr. FILNER, Mr. BARROW, Mr. THOMPSON of Mississippi, Mr. HINOJOSA, and Mr. BROWN of Ohio.
H.R. 5390: Mr. ALLEN and Mr. PRICE of North Carolina.
H.R. 5392: Mr. MELANCON.
H.R. 5405: Mr. BARRETT of South Carolina, Mr. DAVIS of Kentucky, Mrs. BLACKBURN, and Mr. FRANKS of Arizona.
H.R. 5412: Mr. HINOJOSA.
H.R. 5413: Mr. WELDON of Florida, Mr. FITZPATRICK of Pennsylvania, and Mr. MARIO DIAZ-BALART of Florida.
H.R. 5432: Mr. WELDON of Pennsylvania.
H.R. 5444: Mr. STRICKLAND.
H.R. 5453: Mr. WHITFIELD, Mr. LEWIS of Kentucky, Mr. PICKERING, Mr. SULLIVAN, Mr. LIPINSKI, and Mr. LAHOOD.
H.R. 5455: Ms. BORDALLO, Mr. ACKERMAN, Mr. KIND, Mr. OBEY, Mr. OLVER, Mr. HINOJOSA, Mr. DELAHUNT, Mr. COSTA, Mr. SIMMONS, Mr. RAHALL, Ms. BALDWIN, Mr. BROWN of Ohio, Ms. SOLIS, Mr. UDALL of New Mexico, Mr. LEVIN, Mr. ETHERIDGE, Mr. ROTHMAN, Mrs. LOWEY, Mr. EDWARDS, Mr. SKELTON, Mr. LANGEVIN, Mr. DEFAZIO, Mrs. NAPOLITANO, Ms. MCCOLLUM of Minnesota, Mr. HINCHEY, Ms. WATSON, Mr. HOYER, Ms. EDDIE BERNICE JOHNSON of Texas, Mr. KENNEDY of Rhode Island, Mr. RUPPERSBERGER, Mr. FRANK of Massachusetts, Mr. DAVIS of Florida, Mrs. CHRISTENSEN, Mr. FILNER, Mr. BACA, Ms. SLAUGHTER, Ms. SCHWARTZ of Pennsylvania, Mr. NADLER, Mrs. WILSON of New Mexico, and Mr. BECERRA.

H.R. 5458: Mr. HONDA.
H.R. 5463: Mr. MCHUGH.
H.R. 5464: Mr. SMITH of New Jersey, Mrs. JO ANN DAVIS of Virginia, Mr. POMBO, Mr. EDWARDS, Mr. HERGER, Ms. GINNY BROWN-WAITE of Florida, Mr. DENT, Mr. WELLER, Mr. TERRY, Mr. MURPHY, and Mr. FITZPATRICK of Pennsylvania.
H.J. Res. 39: Mr. WILSON of South Carolina.
H.J. Res. 58: Mr. SULLIVAN, Mr. HENSARLING, and Mr. SALAZAR.
H. Con. Res. 137: Mr. BAIRD.
H. Con. Res. 177: Mr. NADLER.
H. Con. Res. 210: Mr. BLUNT.
H. Con. Res. 338: Mr. SHERMAN.
H. Con. Res. 368: Mrs. DRAKE.
H. Con. Res. 384: Mr. VAN HOLLEN and Ms. KILPATRICK of Michigan.
H. Con. Res. 402: Mr. ENGLISH of Pennsylvania.
H. Con. Res. 404: Mr. MEEHAN, Mr. OWENS, Mr. WAXMAN, Mr. FARR, Mr. TOWNS, Mr. GRIJALVA, Mr. LARSEN of Washington, and Mrs. MALONEY.
H. Con. Res. 407: Mr. BRADY of Pennsylvania.
H. Con. Res. 409: Mr. WELLER and Ms. BORDALLO.
H. Con. Res. 410: Mr. DOYLE.
H. Res. 67: Mr. FATTAH.
H. Res. 295: Mr. MILLER of North Carolina.
H. Res. 318: Mr. ALEXANDER, Mr. MARIO DIAZ-BALART of Florida, and Mr. BISHOP of Utah.
H. Res. 498: Mr. BAIRD.
H. Res. 603: Ms. ZOE LOFGREN of California and Ms. ROS-LEHTINEN.
H. Res. 608: Mr. SHERMAN.
H. Res. 721: Ms. KILPATRICK of Michigan and Mr. BISHOP of Georgia.
H. Res. 760: Mr. ALLEN, Mr. ACKERMAN, Mr. CARDOZA, Mr. WEXLER, Mrs. CHRISTENSEN, Mr. HINCHEY, and Mr. ABERCROMBIE.
H. Res. 776: Mr. DOOLITTLE, Mr. BURGESS, Mr. HUNTER, Mr. FRANKS of Arizona, Mrs. DRAKE, Mr. SESSIONS, Mr. HALL, and Mr. SALAZAR.
H. Res. 779: Ms. MCKINNEY.
H. Res. 799: Mr. CHABOT, Ms. ROS-LEHTINEN, Mr. KOLBE, and Mr. SHERMAN.
H. Res. 800: Ms. GINNY BROWN-WAITE of Florida, Mr. POE, and Ms. SCHWARTZ of Pennsylvania.

¶47.60 DELETIONS OF SPONSORS FROM PUBLIC BILLS AND RESOLUTIONS

Under clause 7 of rule XII, sponsors were deleted from public bills and resolutions as follows:

H.R. 4963: Mr. HYDE.

TUESDAY, JUNE 6, 2006 (48)

¶48.1 APPOINTMENT OF SPEAKER PRO TEMPORE

The House was called to order by the SPEAKER pro tempore, Mr. MCHUGH, who laid before the House the following communication:

WASHINGTON, DC,
June 6, 2006.

I hereby appoint the Honorable JOHN M. MCHUGH to act as Speaker pro tempore on this day.

J. DENNIS HASTERT,
Speaker of the House of Representatives.

¶48.2 APPROVAL OF THE JOURNAL

The SPEAKER pro tempore, Mr. MCHUGH, announced he had examined and approved the Journal of the proceedings of Thursday, May 25, 2006.

Pursuant to clause 1, rule I, the Journal was approved.

¶48.3 COMMUNICATIONS

Executive and other communications, pursuant to clause 8, rule XII, were referred as follows:

7767. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting a report on U.S. military personnel and U.S. individual civilians retained as contractors involved in supporting Plan Colombia, pursuant to Public Law 106-246, section 3204 (f) (114 Stat. 577); to the Committee on Armed Services.

7768. A letter from the Deputy Secretary, Department of Defense, transmitting the semiannual report of the Inspector General for the period October 1, 2005 through March 31, 2006, pursuant to 5 U.S.C. app. (Insp. Gen. Act) section 5(b); to the Committee on Armed Services.

7769. A letter from the General Counsel, Department of Homeland Security, transmitting the Department's final rule — Final Flood Elevation Determinations — received April 21, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Financial Services.

7770. A letter from the General Counsel, Department of Homeland Security, transmitting the Department's final rule — Final Flood Elevation Determinations — April 21, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Financial Services.

7771. A letter from the General Counsel, Department of Homeland Security, transmitting the Department's final rule — Final Flood Elevation Determinations — received April 21, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Financial Services.

7772. A letter from the General Counsel, Department of Homeland Security, transmitting the Department's final rule — Final Flood Elevation Determinations — received April 21, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Financial Services.

7773. A letter from the General Counsel, Department of Homeland Security, transmitting the Department's final rule — Final Flood Elevation Determinations — received April 21, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Financial Services.

7774. A letter from the General Counsel, Department of Homeland Security, transmitting the Department's final rule — Final Flood Elevation Determinations — received April 21, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Financial Services.

7775. A letter from the General Counsel, Department of Homeland Security, transmitting the Department's final rule — Final Flood Elevation Determinations — received April 21, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Financial Services.

7776. A letter from the General Counsel, Department of Homeland Security, transmitting the Department's final rule — Final Flood Elevation Determinations — received April 21, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Financial Services.

7777. A letter from the General Counsel, Department of Homeland Security, transmitting the Department's final rule — Final Flood Elevation Determinations — received April 21, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Financial Services.

7778. A letter from the General Counsel, Department of Homeland Security, transmitting the Department's final rule — Final Flood Elevation Determinations — received April 21, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Financial Services.

7779. A letter from the General Counsel, Department of Homeland Security, transmitting the Department's final rule — Final Flood Elevation Determinations — received April 21, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Financial Services.

7780. A letter from the General Counsel, Department of Homeland Security, transmitting the Department's final rule — Final Flood Elevation Determinations — received April 21, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Financial Services.

7781. A letter from the General Counsel, Department of Homeland Security, transmitting the Department's final rule — Final Flood Elevation Determinations — received April 21, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Financial Services.

7782. A letter from the General Counsel, Department of Homeland Security, transmitting the Department's final rule — Final Flood Elevation Determinations — received April 21, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Financial Services.

7783. A letter from the General Counsel, Department of Homeland Security, transmitting the Department's final rule — Final Flood Elevation Determinations — received April 21, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Financial Services.

7784. A letter from the Deputy Director, Defense Security Cooperation Agency, transmitting Transmittal No. 06-32, pursuant to the reporting requirements of Section 36(b)(1) of the Arms Export Control Act, as amended; to the Committee on International Relations.

7785. A letter from the Chairman, Council of the District of Columbia, transmitting a copy of D.C. ACT 16-386, ''My Sister's Place, Inc. Grant Authority Temporary Act of 2006,'' pursuant to D.C. Code section 1-233(c)(1); to the Committee on Government Reform.

7786. A letter from the Chairman, Council of the District of Columbia, transmitting a copy of D.C. ACT 16-387, ''Disclosure of Mental Retardation and Developmental Disabilities Fatality Review Committee and Mental Retardation and Developmental Disabilities Incident Management and Investigations Unit Information and Records Temporary Amendment Act of 2006,'' pursuant to D.C. Code section 1-233(c)(1); to the Committee on Government Reform.

7787. A letter from the Chairman, Council of the District of Columbia, transmitting a copy of D.C. ACT 16-385, ''National Guard Operations Coordination Temporary Act of 2006,'' pursuant to D.C. Code section 1-233(c)(1); to the Committee on Government Reform.

7788. A letter from the Chairman, Council of the District of Columbia, transmitting a copy of D.C. ACT 16-383, ''Tobacco Settlement Trust Fund and Tobacco Settlement Financing Amendment Act of 2006,'' pursuant to D.C. Code section 1-233(c)(1); to the Committee on Government Reform.

7789. A letter from the Chairman, Council of the District of Columbia, transmitting a copy of D.C. ACT 16-382, ''Closing of a Portion of S Street, S.E., a Portion of 13th Street, S.E., and Public Alleys in Squares 5600 and 5601, S.O. 04-11912, Act of 2006,'' pursuant to D.C. Code section 1-233(c)(1); to the Committee on Government Reform.

7790. A letter from the Chairman, Council of the District of Columbia, transmitting a copy of D.C. ACT 16-381, ''Organ and Tissue Donor Registry Establishment Act of 2006,'' pursuant to D.C. Code section 1-233(c)(1); to the Committee on Government Reform.

7791. A letter from the Chairman, Council of the District of Columbia, transmitting a

copy of D.C. ACT 16-384, ''Closing of Public Streets and Alleys in Squares 702, 703, 704, 705, and 706 and in U.S. Reservation 247, S.O. 05-6318, Act of 2006,'' pursuant to D.C. Code section 1-233(c)(1); to the Committee on Government Reform.

7792. A letter from the Assistant Director, Executive & Political Personnel, Department of Defense, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Government Reform.

7793. A letter from the Assistant Director, Executive & Political Personnel, Department of Defense, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Government Reform.

7794. A letter from the Assistant Director, Executive & Political Personnel, Department of Defense, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Government Reform.

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7797. A letter from the Assistant Director, Executive & Political Personnel, Department of Defense, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Government Reform.

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7800. A letter from the Assistant Director, Executive & Political Personnel, Department of Defense, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Government Reform.

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7804. A letter from the Assistant Director, Executive & Political Personnel, Department of Defense, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Government Reform.

7805. A letter from the Assistant Director, Executive & Political Personnel, Department of Defense, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Government Reform.

7806. A letter from the Deputy CHCO/Director, OHCM, Department of Energy, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Government Reform.

7807. A letter from the Deputy CHCO/Director, HCM, Department of Energy, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Government Reform.

7808. A letter from the Special Assistant to the Secretary, White House Liaison, Department of Veterans Affairs, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Government Reform.

7809. A letter from the Special Assistant to the Secretary, White House Liaison, Department of Veterans Affairs, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Government Reform.

7810. A letter from the Assistant Director, Executive & Political Personnel, Department of the Air Force, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Government Reform.

7811. A letter from the Assistant Director, Executive & Political Personnel, Department of the Air Force, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Government Reform.

7812. A letter from the Assistant Director, Executive & Political Personnel, Department of the Air Force, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Government Reform.

7813. A letter from the Assistant Director, Executive & Political Personnel, Department of the Air Force, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Government Reform.

7814. A letter from the Assistant Director, Executive & Political Personnel, Department of the Air Force, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Government Reform.

7815. A letter from the Assistant Director, Executive & Political Personnel, Department of the Army, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Government Reform.

7816. A letter from the Assistant Director, Executive & Political Personnel, Department of the Army, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Government Reform.

7817. A letter from the Assistant Director, Executive & Political Personnel, Department of the Army, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Government Reform.

7818. A letter from the Assistant Director, Executive & Political Personnel, Department of the Navy, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Government Reform.

7819. A letter from the Assistant Director, Executive & Political Personnel, Department of the Navy, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Government Reform.

7820. A letter from the Assistant Director, Executive & Political Personnel, Department of the Navy, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Government Reform.

7821. A letter from the Assistant Administrator, OARM, Environmental Protection Agency, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Government Reform.

7822. A letter from the Assistant Administrator, OARM, Environmental Protection Agency, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Government Reform.

7823. A letter from the Assistant Administrator, OARM, Environmental Protection Agency, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Government Reform.

7824. A letter from the Assistant Administrator, OARM, Environmental Protection Agency, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Government Reform.

7825. A letter from the Associate Legal Counsel, Equal Employment Opportunity Commission, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Government Reform.

7826. A letter from the Executive Secretary/Chief of Staff, U.S. Agency for International Development, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Government Reform.

7827. A letter from the Director, Regulatory Management Division, Office of Executive Secretariat, Department of Homeland Security, transmitting the Department's final rule — Eligibility of Arriving Aliens in Removal Proceedings to Apply for Adjustment of Status and Jurisdiction to Adjudicate Applications for Adjustment of Status [CIS No. 2387-06] [DHS Docket No. USCIS-2006-0010] (RIN: 1615-AB50) received May 18, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on the Judiciary.

7828. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Drawbridge Operation Regulations; Wishkah River, WA [CGD13-05-040] (RIN: 1625-AA09) received May 25, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7829. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Special Local Regulations for Marine Events; Maryland Swim for Life, Chester River, Chestertown, MD [CGD05-06-006] (RIN: 1625-AA08) received May 25, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7830. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Security Zone; Chesapeake Bay, between Sandy Point and Kent Island, MD [CGD05-06-003] (RIN: 1625-AA87) received May 25, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7831. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Special Local Regulations for Marine Events; Delaware River, Delaware City, DE [CGD05-06-035] (RIN: 1625-AA08) received May 15, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7832. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Special Local Regulations for Marine Events; Chesapeake Bay; Correction [CGD05-05-130] (RIN: 1625-AA08) received May 15, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7833. A letter from the Chief, Regulations and Administrative Law, USCG, Department

of Homeland Security, transmitting the Department's final rule — Special Local Regulations for Marine Events; Martin Lagoon, Middle River, MD [CGD05-06-031] (RIN: 1625-AA08) received May 15, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7834. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Drawbridge Operation Regulations; Upper Mississippi River, Iowa and Illinois [CGD08-06-018] (RIN: 1625-AA09) received May 25, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7835. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Drawbridge Operation Regulations; Upper Mississippi River, Iowa and Illinois [CGD08-06-007] (RIN: 1625-AA09) received May 25, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7836. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Drawbridge Operation Regulations; Lake Washington Ship Canal, WA [CGD13-06-014] (RIN: 1625-AA09) received May 25, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7837. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Drawbridge Operation Regulation; Back Bay of Biloxi, Biloxi, MS [CGD08-06-015] (RIN: 1625-AA09) received May 25, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7838. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Drawbridge Operation Regulations; Southern Branch of the Elizabeth River, Chesapeake, VA [CGD05-06-041] (RIN: 1625-AA09) received May 25, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7839. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Drawbridge Operation Regulations; Potomac River, between Maryland and Virginia [CGD05-06-040] (RIN: 1625-AA09) received May 25, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7840. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Drawbridge Operation Regulations; Townsend Gut, Booth Bay and Southport, ME [CGD01-06-019] (RIN: 1625-AA09) received May 25, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7841. A letter from the Chief, Trade and Commercial Regulations Branch, Department of Homeland Security, transmitting the Department's final rule — Single Entry for Unassembled or Disassembled Entities Imported on Multiple Conveyences [CBP Dec. 06-11] (RIN: 1505-AB34) received May 30, 3006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

¶48.4 COMMUNICATION FROM THE CLERK—MESSAGE FROM THE SENATE

The SPEAKER pro tempore, Mr. GILLMOR, laid before the House a communication, which was read as follows:

OFFICE OF THE CLERK,
HOUSE OF REPRESENTATIVES,
Washington, DC, May 26, 2006.

Hon. J. DENNIS HASTERT,
The Speaker, House of Representatives, Washington, DC.

DEAR MR. SPEAKER: Pursuant to the permission granted in Clause 2(h) of Rule II of the Rules of the U.S. House of Representatives, the Clerk received the following message from the Secretary of the Senate on May 26, 2006, at 4:00 p.m.:

That the Senate passed without amendment H.R. 3829.

That the Senate passed without amendment H. Con. Res. 418.

That the Senate passed S. 3322.

With best wishes, I am,

Sincerely,

KAREN L. HAAS,
Clerk of the House.

¶48.5 COMMUNICATION FROM THE CLERK—MESSAGE FROM THE SENATE

The SPEAKER pro tempore, Mr. GILLMOR, laid before the House a communication, which was read as follows:

OFFICE OF THE CLERK,
HOUSE OF REPRESENTATIVES,
Washington, DC, May 26, 2006.

Hon. J. DENNIS HASTERT,
The Speaker, House of Representatives, Washington, DC.

DEAR MR. SPEAKER: Pursuant to the permission granted in Clause 2(h) of Rule II of the Rules of the U.S. House of Representatives, the Clerk received the following message from the Secretary of the Senate on May 26, 2006, at 9:45 a.m.:

That the Senate passed without amendment H.R. 1953.

That the Senate passed without amendment H.R. 5401.

That the Senate passed S. 633.

That the Senate passed S. 2784.

That the Senate passed S. 2856.

With best wishes, I am,

Sincerely,

KAREN L. HAAS,
Clerk of the House.

¶48.6 PUBLIC INTEREST DECLASSIFICATION BOARD

The SPEAKER pro tempore, Mr. GILLMOR, announced that the Speaker, pursuant to section 703(c) of the Public Interest Declassification Act of 2000 (50 United States Code 435 note), and the order of the House of December 18, 2005, appointed the following Member on the part of the House, from private life, to the Public Interest Declassification Board for a term of three years: Admiral William O. Studeman, Great Falls, Virginia.

Ordered, That the Clerk notify the Senate of the foregoing appointment.

¶48.7 HOMELAND SECURITY APPROPRIATIONS FY 2007

The SPEAKER pro tempore, Mr. GILLMOR, pursuant to House Resolution 836 and the order of the House of May 25, 2006, and rule XVIII, declared the House resolved into the Committee of the Whole House on the state of the Union for the further consideration of the bill (H.R. 5441) making appropriations for the Department of Homeland Security for the fiscal year ending September 30, 2007, and for other purposes.

Mr. MCHUGH, Acting Chairman, assumed the chair; and after some time spent therein,

The SPEAKER pro tempore, Mr. SWEENEY, assumed the Chair.

When Mr. MCHUGH, Acting Chairman, reported that the Committee, having had under consideration said bill, had come to no resolution thereon.

¶48.8 RECESS—3:25 P.M.

The SPEAKER pro tempore, Mr. SWEENEY, pursuant to clause 12(a) of rule I, declared the House in recess at 3 o'clock and 25 minutes p.m., until approximately 5:15 p.m.

¶48.9 AFTER RECESS—5:16 P.M.

The SPEAKER pro tempore, Mr. SCHWARZ of Michigan, called the House to order.

¶48.10 PROVIDING FOR THE CONSIDERATION OF H.R. 5254

Mr. Lincoln DIAZ-BALART of Florida, by direction of the Committee on Rules, called up the following resolution (H. Res. 842):

Resolved, That upon the adoption of this resolution it shall be in order without intervention of any point of order to consider in the House the bill (H.R. 5254) to set schedules for the consideration of permits for refineries. The bill shall be considered as read. The previous question shall be considered as ordered on the bill to final passage without intervening motion except: (1) one hour of debate equally divided and controlled by the chairman and ranking minority member of the Committee on Energy and Commerce; and (2) one motion to recommit.

When said resolution was considered.

After debate,

Mr. Lincoln DIAZ-BALART of Florida, moved the previous question on the resolution to its adoption or rejection.

The question being put, viva voce,

Will the House now order the previous question?

The SPEAKER pro tempore, Mr. SCHWARZ of Michigan, announced that the yeas had it.

Ms. MATSUI demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mr. SCHWARZ of Michigan, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed until Wednesday, June 7, 2006.

¶48.11 PROVIDING FOR CONSIDERATION OF H.R. 5521

Mr. BISHOP of Utah, by direction of the Committee on Rules, reported (Rept. No. 109–487) the resolution (H. Res. 849) providing for consideration of the bill (H.R. 5521) making appropriations for the Legislative Branch for the fiscal year ending September 30, 2007, and for other purposes.

When said resolution and report were referred to the House Calendar and ordered printed.

¶48.12 RECESS—5:53 P.M.

The SPEAKER pro tempore, Mr. SCHWARZ of Michigan, pursuant to clause 12(a) of rule I, declared the

House in recess at 5 o'clock and 53 minutes p.m., until approximately 6:30 p.m.

¶48.13 AFTER RECESS—6:30 P.M.

The SPEAKER pro tempore, Mr. SCHWARZ of Michigan, called the House to order.

¶48.14 HOMELAND SECURITY APPROPRIATIONS FY 2007

The SPEAKER pro tempore, Mr. SCHWARZ of Michigan, pursuant to House Resolution 836, the order of the House of May 25, 2006, and rule XVIII, declared the House resolved into the Committee of the Whole House on the state of the Union for the further consideration of the bill (H.R. 5441) making appropriations for the Department of Homeland Security for the fiscal year ending September 30, 2007, and for other purposes.

Mr. BONNER, Acting Chairman, assumed the chair; and after some time spent therein,

¶48.15 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment submitted by Mr. KING of Iowa:

Page 62, after line 17, insert the following:

SEC. 537. None of the the funds appropriated or otherwise made available in this Act may be used in contravention of section 642(a) of the Illegal Immigration Reform and Immigrant Responsibility Act of 1996 (8 U.S.C. 1373(a)).

It was decided in the affirmative { Yeas ..... 218 / Nays ..... 179 }

¶48.16 [Roll No. 223]

AYES—218

Aderholt
Akin
Alexander
Bachus
Baker
Barrett (SC)
Barrow
Bartlett (MD)
Barton (TX)
Bass
Beauprez
Berry
Biggert
Bilirakis
Bishop (UT)
Blackburn
Blunt
Boehlert
Boehner
Bonilla
Bonner
Boozman
Boren
Boustany
Bradley (NH)
Brady (TX)
Brown (SC)
Brown-Waite, Ginny
Burgess
Burton (IN)
Buyer
Calvert
Camp (MI)
Cantor
Capito
Carter
Case
Chabot
Chandler
Chocola
Coble
Cole (OK)
Conaway
Cramer
Crenshaw
Cubin
Culberson
Davis (KY)
Davis (TN)
Davis, Jo Ann
Davis, Tom
Deal (GA)
DeLay
Dent
Doolittle
Drake
Dreier
Duncan
Emerson
English (PA)
Everett
Feeney
Ferguson
Fitzpatrick (PA)
Flake
Foley
Forbes
Fortenberry
Foxx
Franks (AZ)
Frelinghuysen
Garrett (NJ)
Gerlach
Gilchrest
Gillmor
Gingrey
Gohmert
Goode
Goodlatte
Gordon
Granger
Graves
Green (WI)
Gutknecht
Hall
Harris
Hart
Hastings (WA)
Hayes
Hayworth
Hefley
Hensarling
Herger
Hobson
Hoekstra
Holden
Hostettler
Hulshof
Hunter
Hyde
Inglis (SC)
Issa
Jenkins
Jindal
Johnson (CT)
Johnson (IL)
Johnson, Sam
Jones (NC)
Kanjorski
Keller
Kelly
King (IA)
King (NY)
Kingston
Kirk
Kline
Knollenberg
Kuhl (NY)
LaHood
Latham
LaTourette
Lewis (CA)
Lewis (KY)
Linder
LoBiondo
Lucas
Lungren, Daniel E.
Mack
Marchant
Matheson
McCaul (TX)
McCotter
McCrery
McHenry
McHugh
McKeon
McMorris
Melancon
Mica
Miller (FL)
Miller, Gary
Moran (KS)
Murphy
Murtha
Musgrave
Myrick
Neugebauer
Ney
Northup
Norwood
Nunes
Otter
Oxley
Paul
Peterson (MN)
Peterson (PA)
Petri
Pickering
Pitts
Poe
Price (GA)
Pryce (OH)
Putnam
Radanovich
Ramstad
Regula
Rehberg
Renzi
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Ross
Royce
Ryan (WI)
Ryun (KS)
Saxton
Schmidt
Schwarz (MI)
Sensenbrenner
Sessions
Shadegg
Shaw
Shays
Sherwood
Shimkus
Shuster
Simmons
Simpson
Smith (NJ)
Smith (TX)
Sodrel
Souder
Spratt
Stearns
Sullivan
Tancredo
Taylor (MS)
Taylor (NC)
Terry
Thomas
Thornberry
Tiahrt
Tiberi
Turner
Upton
Walden (OR)
Wamp
Weldon (FL)
Weller
Westmoreland
Whitfield
Wicker
Wilson (NM)
Wilson (SC)
Wolf
Young (AK)
Young (FL)

NOES—179

Abercrombie
Ackerman
Allen
Andrews
Baird
Baldwin
Bean
Becerra
Berkley
Berman
Bishop (GA)
Bishop (NY)
Blumenauer
Boswell
Boucher
Boyd
Brady (PA)
Brown (OH)
Brown, Corrine
Butterfield
Cannon
Capps
Capuano
Cardin
Cardoza
Carnahan
Carson
Castle
Clay
Cleaver
Clyburn
Conyers
Cooper
Costa
Costello
Crowley
Cuellar
Cummings
Davis (CA)
Davis (FL)
Davis (IL)
DeFazio
DeGette
Delahunt
DeLauro
Diaz-Balart, L.
Diaz-Balart, M.
Dicks
Dingell
Doggett
Doyle
Edwards
Ehlers
Emanuel
Engel
Eshoo
Etheridge
Farr
Fattah
Ford
Fossella
Frank (MA)
Gonzalez
Green, Al
Green, Gene
Grijalva
Gutierrez
Hastings (FL)
Herseth
Higgins
Hinchey
Hinojosa
Holt
Honda
Hooley
Hoyer
Inslee
Israel
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Johnson, E. B.
Jones (OH)
Kaptur
Kennedy (RI)
Kildee
Kilpatrick (MI)
Kind
Kolbe
Kucinich
Langevin
Larsen (WA)
Larson (CT)
Leach
Levin
Lewis (GA)
Lipinski
Lofgren, Zoe
Lowey
Lynch
Maloney
Markey
Matsui
McCarthy
McCollum (MN)
McDermott
McGovern
McIntyre
McKinney
McNulty
Meehan
Meek (FL)
Meeks (NY)
Michaud
Millender-McDonald
Miller (NC)
Miller, George
Mollohan
Moore (KS)
Moore (WI)
Moran (VA)
Nadler
Napolitano
Neal (MA)
Obey
Olver
Ortiz
Owens
Pallone
Pascrell
Pastor
Pelosi
Pomeroy
Porter
Price (NC)
Rahall
Rangel
Reichert
Reynolds
Ros-Lehtinen
Rothman
Roybal-Allard
Ruppersberger
Rush
Ryan (OH)
Sabo
Salazar
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Schiff
Schwartz (PA)
Scott (GA)
Serrano
Skelton
Slaughter
Smith (WA)
Snyder
Solis
Stark
Stupak
Sweeney
Tanner
Tauscher
Thompson (CA)
Tierney
Towns
Udall (CO)
Van Hollen
Velázquez
Visclosky
Walsh
Watson
Watt
Waxman
Weiner
Wexler
Wu
Wynn

NOT VOTING—35

Baca
Bono
Campbell (CA)
Davis (AL)
Evans
Filner
Gallegly
Gibbons
Harman
Istook
Kennedy (MN)
Lantos
Lee
Manzullo
Marshall
Miller (MI)
Nussle
Oberstar
Osborne
Payne
Pearce
Pence
Platts
Pombo
Reyes
Schakowsky
Scott (VA)
Sherman
Strickland
Thompson (MS)
Udall (NM)
Wasserman Schultz
Waters
Weldon (PA)

So the amendment was agreed to.

¶48.17 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment submitted by Mr. KINGSTON:

Page 62, after line 17, insert the following:

SEC. 537. None of the funds made available by this Act may be used to provide a foreign government information relating to the activities of an organized volunteer civilian action group, as defined by DHS OIG–06– 4, operating in the State of California, Texas, New Mexico, or Arizona, unless required by international treaty.

It was decided in the affirmative { Yeas ..... 293 / Nays ..... 107 }

¶48.18 [Roll No. 224]

AYES—293

Aderholt
Akin
Alexander
Allen
Bachus
Baker
Barrett (SC)
Barrow
Bartlett (MD)
Barton (TX)
Bass
Bean
Beauprez
Berkley
Berry
Biggert
Bilirakis
Bishop (GA)
Bishop (NY)
Bishop (UT)
Blackburn
Blunt
Boehlert
Boehner
Bonilla
Bonner
Boozman
Boren
Boswell
Boucher
Boustany
Boyd
Bradley (NH)
Brady (TX)
Brown (OH)
Brown (SC)
Brown, Corrine
Brown-Waite, Ginny
Burgess
Burton (IN)
Buyer
Calvert
Camp (MI)
Cannon
Cantor
Capito
Capuano
Cardoza
Carnahan
Carter
Castle
Chabot
Chandler
Chocola
Clay
Coble
Cole (OK)
Conaway
Cooper
Costa
Costello
Cramer
Crenshaw
Cubin
Culberson
Davis (FL)
Davis (KY)
Davis (TN)
Davis, Jo Ann
Davis, Tom
Deal (GA)
DeFazio
Delahunt
DeLay
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Dicks
Dingell
Doolittle
Drake
Dreier
Duncan
Edwards
Ehlers
Emerson
English (PA)
Etheridge
Everett
Feeney
Ferguson
Fitzpatrick (PA)
Flake
Foley
Forbes
Ford
Fortenberry
Fossella
Foxx
Franks (AZ)
Frelinghuysen
Garrett (NJ)
Gerlach
Gilchrest
Gillmor
Gingrey
Gohmert
Goode
Goodlatte
Gordon
Granger
Graves
Green (WI)
Gutknecht
Hall
Harris
Hart
Hastings (WA)
Hayes
Hayworth
Hefley
Hensarling
Herger
Herseth
Hobson
Hoekstra
Holden
Hooley
Hostettler
Hulshof
Hunter
Hyde
Inglis (SC)
Israel
Issa
Jenkins
Jindal
Johnson (CT)
Johnson (IL)
Johnson, Sam
Jones (NC)
Kanjorski
Keller
Kelly
Kildee
Kind
King (IA)
King (NY)
Kingston
Kirk
Kline
Knollenberg
Kolbe
Kuhl (NY)
LaHood
Langevin
Latham
LaTourette
Leach
Levin
Lewis (CA)
Lewis (KY)
Linder
Lipinski
LoBiondo
Lucas
Lungren, Daniel E.
Lynch
Mack
Marchant
Matheson
McCarthy
McCaul (TX)
McCollum (MN)
McCotter
McCrery
McHenry
McHugh
McIntyre
McKeon
McKinney
McMorris
McNulty
Meeks (NY)
Melancon
Mica
Michaud
Miller (FL)
Miller (NC)
Miller, Gary
Mollohan
Moore (KS)
Moran (KS)
Murphy
Musgrave
Myrick
Neugebauer
Ney
Northup

Norwood
Nunes
Obey
Otter
Oxley
Paul
Peterson (MN)
Peterson (PA)
Petri
Pickering
Pitts
Platts
Poe
Pomeroy
Porter
Price (GA)
Price (NC)
Pryce (OH)
Putnam
Radanovich
Rahall
Ramstad
Regula
Rehberg
Renzi
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Ros-Lehtinen
Ross
Royce
Ruppersberger
Ryan (WI)
Ryun (KS)
Sabo
Sanders
Saxton
Schmidt
Schwartz (PA)
Schwarz (MI)
Scott (GA)
Sensenbrenner
Sessions
Shadegg
Shaw
Shays
Sherwood
Shimkus
Shuster
Simmons
Simpson
Skelton
Smith (NJ)
Smith (TX)
Smith (WA)
Snyder
Sodrel
Souder
Spratt
Stearns
Stupak
Sullivan
Sweeney
Tancredo
Tanner
Taylor (MS)
Taylor (NC)
Terry
Thomas
Thornberry
Tiahrt
Tiberi
Tierney
Turner
Udall (CO)
Upton
Visclosky
Walden (OR)
Walsh
Wamp
Weldon (FL)
Weldon (PA)
Weller
Westmoreland
Whitfield
Wicker
Wilson (NM)
Wilson (SC)
Wolf
Wu
Young (AK)
Young (FL)

NOES—107

Abercrombie
Ackerman
Andrews
Baird
Baldwin
Becerra
Berman
Blumenauer
Brady (PA)
Butterfield
Capps
Cardin
Carson
Case
Cleaver
Clyburn
Conyers
Crowley
Cuellar
Cummings
Davis (CA)
Davis (IL)
DeGette
DeLauro
Doggett
Doyle
Emanuel
Engel
Eshoo
Farr
Fattah
Frank (MA)
Gonzalez
Green, Al
Green, Gene
Grijalva
Gutierrez
Hastings (FL)
Higgins
Hinchey
Hinojosa
Holt
Honda
Hoyer
Inslee
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Johnson, E. B.
Jones (OH)
Kaptur
Kennedy (RI)
Kilpatrick (MI)
Kucinich
Larsen (WA)
Larson (CT)
Lewis (GA)
Lofgren, Zoe
Lowey
Maloney
Markey
Matsui
McDermott
McGovern
Meehan
Meek (FL)
Millender-McDonald
Miller, George
Moore (WI)
Moran (VA)
Murtha
Nadler
Napolitano
Neal (MA)
Olver
Ortiz
Owens
Pallone
Pascrell
Pastor
Pelosi
Rangel
Reichert
Rothman
Roybal-Allard
Rush
Ryan (OH)
Salazar
Sánchez, Linda T.
Sanchez, Loretta
Schiff
Scott (VA)
Serrano
Slaughter
Solis
Stark
Tauscher
Thompson (CA)
Towns
Van Hollen
Velázquez
Watson
Watt
Waxman
Weiner
Wexler
Wynn

NOT VOTING—32

Baca
Bono
Campbell (CA)
Davis (AL)
Evans
Filner
Gallegly
Gibbons
Harman
Istook
Kennedy (MN)
Lantos
Lee
Manzullo
Marshall
Miller (MI)
Nussle
Oberstar
Osborne
Payne
Pearce
Pence
Pombo
Reyes
Schakowsky
Sherman
Strickland
Thompson (MS)
Udall (NM)
Wasserman Schultz
Waters
Woolsey

So the amendment was agreed to.

After some further time,

The SPEAKER pro tempore, Mrs. BIGGERT, assumed the Chair.

When Mr. BONNER, Acting Chairman, reported that the Committee, having had under consideration said bill, had directed him to report the same back to the House with sundry amendments adopted by the Committee with the recommendation that the amendments be agreed to and that the bill, as amended, do pass.

Pursuant to House Resolution 835, the previous question was ordered on the amendments and the bill.

The following amendments, reported from the Committee of the Whole House on the state of the Union, were agreed to:

In title I, in the item relating to ''OFFICE OF THE SECRETARY AND EXECUTIVE MANAGEMENT'', after the aggregate dollar amount, insert the following: ''(reduced by $3,000,000)''.

In title I, in the item relating to ''OFFICE OF THE UNDER SECRETARY FOR MANAGEMENT'', after the aggregate dollar amount, insert the following: ''(reduced by $15,000,000)''.

In title III, in the item relating to ''OFFICE OF GRANTS AND TRAINING—FIREFIGHTER ASSISTANCE GRANTS''—

(1) after the first dollar amount, insert the following: ''(increased by $111,000,000)'';

(2) after the second dollar amount, insert the following: ''(increased by $41,000,000)''; and

(3) after the third dollar amount, insert the following: ''(increased by $70,000,000)''.

In title III, in the item relating to ''FEDERAL EMERGENCY MANAGEMENT AGENCY—DISASTER RELIEF'', after the aggregate dollar amount, insert the following: ''(increased by $14,000,000)''.

In title IV, in the item relating to ''SCIENCE AND TECHNOLOGY—RESEARCH, DEVELOPMENT, ACQUISITION AND OPERATIONS'', after the aggregate dollar amount, insert the following: ''(reduced by $107,000,000)''.

Page 2, line 9, after the dollar amount, insert the following: ''(reduced by $5,000,000)''.

Page 14, line 6, after the dollar amount, insert the following: ''(increased by $5,000,000)''.

Page 3, line 15, after the dollar amount insert ''(reduced by $50,000,000)''.

Page 28, line 23, after the dollar amount insert ''(increased by $50,000,000)''.

Page 29, line 15, after the dollar amount insert ''(increased by $50,000,000)''.

Page 30, line 7, after the dollar amount insert ''(increased by $50,000,000)''.

Page 7, line 23, after the first dollar amount, insert the following: ''(reduced by $2,000,000)''.

Page 14, line 6, after the dollar amount, insert the following: ''(increased by $2,000,000)''.

Page 13, lines 13 and 14, after ''the Committee on Appropriations'' insert '', the Committee on Transportation and Infrastructure,''.

Page 18, line 22, after the dollar amount insert ''(reduced by $20,000,000)''.

Page 28, line 23, after the dollar amount insert ''(increased by $20,000,000)''.

Page 29, line 15, after the dollar amount insert ''(increased by $20,000,000)''.

Page 29, line 18, after the dollar amount insert ''(increased by $20,000,000)''.

Page 28, line 9, after the first dollar amount, insert the following: ''(increased by $9,000,000) (reduced by $9,000,000)''.

Page 34, line 20, after the dollar amount insert ''(increased by $1,000,000) (reduced by $1,000,000)''.

At the end of the bill (before the short title), insert the following:

SEC. ____. None of the funds in this Act shall be used to recruit, hire, or employ nonscreener personnel into the Transportation Security Administration's Federal Security Director office at each airport participating in the security partnership program under section 44920 of title 49, United States Code, whose job title and job description would duplicate those of nonscreener personnel employed by the screening company that is under contract with the Transportation Security Administration to provide security screening services at the airport.

At the end of the bill, before the short title, insert the following new sections:

SEC. 536. None of the funds made available by this Act shall be used in contravention of the Federal buildings performance and reporting requirements of Executive Order 13123, part 3 of title V of the National Energy Conservation Policy Act (42 U.S.C. 8251 et seq.), or subtitle A of title I of the Energy Policy Act of 2005 (including the amendments made thereby).

SEC. ____. None of the funds made available in this Act may be used in contravention of section 303 of the Energy Policy Act of 1992 (42 U.S.C. 13212).

Page 62, after line 17, insert the following:

SEC. 503. None of the funds made available in this 2 Act may be used to award any contract for major disaster or emergency assistance activities under the Robert T. Stafford Disaster Relief and Emergency Assistance Act except in accordance with section 307 of such Act (42 U.S.C. 5150).

Page 3, line 15, after the dollar amount, insert the following: ''(reduced by $20,000,000)''.

Page 39, line 6, after the first dollar amount, insert the following: ''(increased by $20,000,000)''.

At the end of the bill (before the short title), insert the following:

SEC. ____. None of the funds made available in the Act may be used to reimburse L.B.& B. Associates, Inc. or Olgoonik Logistics, LLC (or both) for attorneys fees related to pending litigation against Local 30 of the International Union of Operating Engineers.

At the end of the bill (before the short title), insert the following:

SEC. _____. The amounts otherwise provided by this Act are revised by reducing the amount made available for ''DEPARTMENTAL MANAGEMENT AND OPERATIONS—OFFICE OF THE SECRETARY AND EXECUTIVE MANAGEMENT'', and increasing the amount made available for ''OFFICE OF GRANTS AND TRAINING—FIREFIGHTER ASSISTANCE GRANTS'' (for increasing the amount under such heading to carry out section 33 of the Federal Fire Prevention Control Act of 1974 by $2,100,000, and increasing the amount under such heading to carry out section 34 of such Act by $2,100,000), by $4,200,000.

SEC.____. The amounts otherwise provided by this Act are revised by increasing the amount made available for ''United States Secret Service—Protection, Administration, and Training'' and the amount made available for ''Federal Emergency Management Agency—Readiness, Mitigation, Response, and Recovery'' by $2,000,000 respectively.

Page 62, after line 17, insert the following:

SEC. 537. None of the the funds appropriated or otherwise made available in this Act may be used in contravention of section 642(a) of the Illegal Immigration Reform and Immigrant Responsibility Act of 1996 (8 U.S.C. 1373(a)).

Page 62, after line 17, insert the following:

SEC. 537. None of the funds made available by this Act may be used to provide a foreign government information relating to the activities of an organized volunteer civilian action group, as defined by DHS OIG–06– 4, operating in the State of California, Texas, New Mexico, or Arizona, unless required by international treaty.

The bill, as amended, was ordered to be engrossed and read a third time, was read a third time by title.

Mrs. LOWEY moved to recommit the bill to the Committee on Appropriations with instructions to report the bill back to the House forthwith with

the following amendment providing for an additional $750 million for state and local formula based grants and high-threat, high-density urban area grants so that no state or urban area receive funding below what it received in 2005 or 2006, which ever is higher, and offset by a 1.8 percent reduction in the tax reduction resulting from the enactment of public laws 107-16, 108-27, and 108-311 for taxpayers with income in excess of $1,000,000 for calendar year 2007.

Pending consideration of said motion to recommit with instructions,

¶48.19 POINT OF ORDER

Mr. ROGERS of Kentucky, made a point of order against said motion, and said:

''Madam Speaker, I make a point of order against the motion to recommit because it violates clause 2(c) of rule XXI.''

Mrs. LOWEY was recognized to speak to the point of order and said:

''Madam Speaker, I wish to speak on the point of order because, frankly, it is beyond belief to me that this committee could appropriate less to major cities like New York and Washington than they received last year. Given the current threats that are still out there loud and clear, we should not be cutting back on these important critical homeland security dollars.''

Mr. WEINER was recognized to speak to the point of order and said:

''Madam Speaker, a fundamental element of the rules of the House is that Members get an opportunity to debate and have their views heard on issues. We have lost the opportunity to have an amendment such as this because of a unanimous consent that was entered into before these events happened. We, in good faith, entered into a unanimous consent agreement on limiting the number of amendments we offered to this bill. Then in the intervening period, news happened. The Department of Homeland Security issued a formula and issued a distribution of funds that gave less money to places that were at the highest need.

''What happened was we entered into a unanimous consent agreement to limit the number of amendments that were offered.Certainly. That is what I am doing, Madam Speaker.

''What happened was during the intervening period, after the unanimous consent was entered into, this formula was issued giving Members no opportunity other than this motion in order to make this point, that in order to have funds allocated where they are needed most, the Lowey motion is the only way to do it.

''If you vote yes on tabling this motion, you are voting to essentially sustain this allocation.

''The motion to recommit that we are voting on today that we are seeking to have an up or down vote on, I would say, would give us an opportunity to hear this.

''You don't need to raise the point of order. If you want to simply go vote to sustain this ridiculous formula, vote on the Lowey amendment in an act of good faith that we showed by entering into the unanimous consent. That is why the point of order should be withdrawn.''

The SPEAKER pro tempore, Mrs. BIGGERT, sustained the point of order, and said:

''The motion to recommit proposes an amendment prescribing a new rule of law regarding the Federal income tax. As such, it constitutes legislation in violation of clause 2(c) of rule XXI.

''The point of order is sustained. The motion to recommit is not in order.''

Mrs. LOWEY appealed the ruling of the Chair.

The question being stated, viva voce,

Will the decision of the Chair stand as the judgment of the House?

Mr. ROGERS of Kentucky, moved to lay the appeal on the table.

The question being put, viva voce,

Will the House lay on the table the appeal of the ruling of the Chair?

The SPEAKER pro tempore, Mrs. BIGGERT, announced that the yeas had it.

Mrs. LOWEY demanded a recorded vote on agreeing to said motion, which demand was supported by one-fifth of a quorum, so a recorded vote was ordered.

The vote was taken by electronic device.

It was decided in the affirmative ..... { Yeas ..... 207; Nays ..... 191; Answered present 2

¶48.20 [Roll No. 225]

AYES—207

Aderholt
Akin
Alexander
Bachus
Baker
Barrett (SC)
Bartlett (MD)
Barton (TX)
Bass
Beauprez
Biggert
Bilirakis
Bishop (UT)
Blackburn
Blunt
Boehlert
Boehner
Bonilla
Bonner
Boozman
Boustany
Bradley (NH)
Brady (TX)
Brown (SC)
Brown-Waite, Ginny
Burgess
Burton (IN)
Buyer
Calvert
Camp (MI)
Cannon
Cantor
Capito
Carter
Castle
Chabot
Chocola
Coble
Cole (OK)
Conaway
Crenshaw
Cubin
Culberson
Davis (KY)
Davis, Jo Ann
Deal (GA)
DeLay
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Doolittle
Drake
Dreier
Duncan
Ehlers
Emerson
English (PA)
Everett
Feeney
Ferguson
Fitzpatrick (PA)
Flake
Foley
Forbes
Fortenberry
Foxx
Franks (AZ)
Frelinghuysen
Garrett (NJ)
Gilchrest
Gillmor
Gingrey
Gohmert
Goode
Goodlatte
Granger
Graves
Green (WI)
Gutknecht
Hall
Harris
Hart
Hastert
Hastings (WA)
Hayes
Hayworth
Hefley
Hensarling
Herger
Hobson
Hoekstra
Hostettler
Hulshof
Hunter
Hyde
Inglis (SC)
Issa
Jenkins
Jindal
Johnson (IL)
Johnson, Sam
Keller
King (IA)
Kingston
Kirk
Kline
Knollenberg
Kolbe
Kuhl (NY)
LaHood
Latham
LaTourette
Leach
Lewis (CA)
Lewis (KY)
Linder
LoBiondo
Lucas
Lungren, Daniel E.
Mack
Marchant
McCaul (TX)
McCotter
McCrery
McHenry
McHugh
McKeon
McMorris
Mica
Miller (FL)
Miller, Gary
Moran (KS)
Murphy
Musgrave
Myrick
Neugebauer
Ney
Northup
Norwood
Nunes
Otter
Oxley
Paul
Peterson (PA)
Petri
Pickering
Pitts
Platts
Poe
Porter
Price (GA)
Pryce (OH)
Putnam
Radanovich
Ramstad
Regula
Rehberg
Reichert
Renzi
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Ros-Lehtinen
Royce
Ryan (WI)
Ryun (KS)
Saxton
Schmidt
Schwarz (MI)
Sensenbrenner
Sessions
Shadegg
Shaw
Sherwood
Shimkus
Shuster
Simpson
Smith (NJ)
Smith (TX)
Sodrel
Souder
Stearns
Sullivan
Tancredo
Taylor (NC)
Terry
Thomas
Thornberry
Tiahrt
Tiberi
Turner
Upton
Walden (OR)
Walsh
Wamp
Weldon (FL)
Weldon (PA)
Weller
Westmoreland
Whitfield
Wicker
Wilson (NM)
Wilson (SC)
Young (AK)
Young (FL)

NOES—191

Abercrombie
Ackerman
Allen
Andrews
Baird
Baldwin
Barrow
Bean
Becerra
Berkley
Berman
Berry
Bishop (GA)
Bishop (NY)
Blumenauer
Boren
Boswell
Boucher
Boyd
Brady (PA)
Brown (OH)
Brown, Corrine
Butterfield
Capps
Capuano
Cardin
Cardoza
Carnahan
Carson
Case
Chandler
Clay
Cleaver
Clyburn
Conyers
Cooper
Costa
Costello
Cramer
Crowley
Cuellar
Cummings
Davis (CA)
Davis (FL)
Davis (IL)
Davis (TN)
DeFazio
DeGette
Delahunt
DeLauro
Dicks
Dingell
Doggett
Doyle
Edwards
Emanuel
Engel
Eshoo
Etheridge
Farr
Fattah
Ford
Fossella
Frank (MA)
Gerlach
Gonzalez
Gordon
Green, Al
Green, Gene
Grijalva
Hastings (FL)
Herseth
Higgins
Hinchey
Hinojosa
Holden
Holt
Honda
Hooley
Hoyer
Inslee
Israel
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Johnson (CT)
Johnson, E. B.
Jones (NC)
Jones (OH)
Kanjorski
Kaptur
Kelly
Kennedy (RI)
Kildee
Kilpatrick (MI)
Kind
King (NY)
Kucinich
Langevin
Larsen (WA)
Larson (CT)
Levin
Lewis (GA)
Lipinski
Lofgren, Zoe
Lowey
Lynch
Maloney
Markey
Matheson
Matsui
McCarthy
McCollum (MN)
McDermott
McGovern
McIntyre
McKinney
McNulty
Meehan
Meek (FL)
Meeks (NY)
Melancon
Michaud
Millender-McDonald
Miller (NC)
Miller, George
Mollohan
Moore (KS)
Moore (WI)
Moran (VA)
Murtha
Nadler
Napolitano
Neal (MA)
Obey
Olver
Ortiz
Owens
Pallone
Pascrell
Pastor
Pelosi
Peterson (MN)
Pomeroy
Price (NC)
Rahall
Rangel
Ross
Rothman
Roybal-Allard
Ruppersberger
Rush
Ryan (OH)
Sabo
Salazar
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Schiff
Schwartz (PA)
Scott (GA)
Scott (VA)
Serrano
Shays
Simmons
Skelton
Slaughter
Smith (WA)
Snyder
Solis
Spratt
Stark
Stupak
Sweeney
Tanner
Tauscher
Taylor (MS)
Thompson (CA)
Tierney
Towns
Udall (CO)
Van Hollen
Velázquez
Visclosky
Watson
Watt
Waxman
Weiner
Wexler
Wu
Wynn

ANSWERED ''PRESENT''—2

Davis, Tom
Wolf

NOT VOTING—33

Baca
Bono
Campbell (CA)
Davis (AL)
Evans
Filner

Gallegly
Gibbons
Gutierrez
Harman
Istook
Kennedy (MN)
Lantos
Lee
Manzullo
Marshall
Miller (MI)
Nussle
Oberstar
Osborne
Payne
Pearce
Pence
Pombo
Reyes
Schakowsky
Sherman
Strickland
Thompson (MS)
Udall (NM)
Wasserman Schultz
Waters
Woolsey

So the motion to lay the appeal on the table was agreed to.

A motion to reconsider the vote whereby said motion was agreed to was, by unanimous consent, laid on the table.

The question being put,

Will the House pass said bill?

The SPEAKER pro tempore, Mrs. BIGGERT, announced that pursuant to clause 10 of rule XX the yeas and nays were ordered, and the call was taken by electronic device.

It was decided in the affirmative ..... { Yeas ..... 389 / Nays 9

¶48.21 [Roll No. 226]

YEAS—389

Ackerman
Aderholt
Akin
Alexander
Allen
Andrews
Bachus
Baird
Baker
Baldwin
Barrett (SC)
Barrow
Bartlett (MD)
Barton (TX)
Bass
Bean
Beauprez
Becerra
Berkley
Berman
Berry
Biggert
Bilirakis
Bishop (GA)
Bishop (NY)
Bishop (UT)
Blackburn
Blumenauer
Blunt
Boehlert
Boehner
Bonilla
Bonner
Boozman
Boren
Boswell
Boucher
Boustany
Boyd
Bradley (NH)
Brady (PA)
Brady (TX)
Brown (OH)
Brown (SC)
Brown, Corrine
Brown-Waite, Ginny
Burgess
Burton (IN)
Butterfield
Buyer
Calvert
Camp (MI)
Cannon
Cantor
Capito
Capps
Capuano
Cardin
Cardoza
Carnahan
Carson
Carter
Case
Castle
Chabot
Chandler
Chocola
Clay
Cleaver
Clyburn
Coble
Cole (OK)
Conaway
Conyers
Cooper
Costa
Costello
Cramer
Crenshaw
Crowley
Cubin
Cuellar
Culberson
Cummings
Davis (CA)
Davis (FL)
Davis (IL)
Davis (KY)
Davis (TN)
Davis, Jo Ann
Davis, Tom
Deal (GA)
DeFazio
DeGette
Delahunt
DeLauro
DeLay
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Dicks
Dingell
Doggett
Doolittle
Doyle
Drake
Dreier
Duncan
Edwards
Ehlers
Emanuel
Emerson
Engel
English (PA)
Eshoo
Etheridge
Everett
Farr
Fattah
Feeney
Ferguson
Fitzpatrick (PA)
Foley
Forbes
Ford
Fortenberry
Fossella
Foxx
Frank (MA)
Franks (AZ)
Frelinghuysen
Garrett (NJ)
Gerlach
Gilchrest
Gillmor
Gingrey
Gohmert
Gonzalez
Goode
Goodlatte
Gordon
Granger
Graves
Green (WI)
Green, Al
Green, Gene
Grijalva
Gutierrez
Gutknecht
Hall
Harris
Hart
Hastings (FL)
Hastings (WA)
Hayes
Hayworth
Hefley
Hensarling
Herger
Herseth
Higgins
Hinojosa
Hobson
Hoekstra
Holden
Holt
Honda
Hooley
Hostettler
Hoyer
Hulshof
Hunter
Hyde
Inslee
Israel
Issa
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Jenkins
Jindal
Johnson (CT)
Johnson (IL)
Johnson, E. B.
Johnson, Sam
Jones (NC)
Jones (OH)
Kanjorski
Kaptur
Keller
Kelly
Kennedy (RI)
Kildee
Kilpatrick (MI)
Kind
King (IA)
King (NY)
Kingston
Kirk
Kline
Knollenberg
Kolbe
Kucinich
Kuhl (NY)
LaHood
Langevin
Larsen (WA)
Latham
LaTourette
Leach
Levin
Lewis (CA)
Lewis (GA)
Lewis (KY)
Lipinski
LoBiondo
Lofgren, Zoe
Lowey
Lucas
Lungren, Daniel E.
Lynch
Mack
Maloney
Marchant
Matheson
Matsui
McCarthy
McCaul (TX)
McCollum (MN)
McCotter
McCrery
McGovern
McHenry
McHugh
McIntyre
McKeon
McKinney
McMorris
McNulty
Meehan
Meek (FL)
Meeks (NY)
Melancon
Mica
Michaud
Millender-McDonald
Miller (FL)
Miller (NC)
Miller, Gary
Miller, George
Mollohan
Moore (KS)
Moore (WI)
Moran (KS)
Moran (VA)
Murphy
Murtha
Musgrave
Myrick
Nadler
Napolitano
Neal (MA)
Neugebauer
Ney
Northup
Norwood
Nunes
Obey
Olver
Ortiz
Otter
Owens
Oxley
Pallone
Pascrell
Pastor
Pelosi
Peterson (MN)
Peterson (PA)
Petri
Pickering
Pitts
Platts
Poe
Pomeroy
Porter
Price (GA)
Price (NC)
Pryce (OH)
Putnam
Radanovich
Rahall
Ramstad
Rangel
Regula
Rehberg
Reichert
Renzi
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Ros-Lehtinen
Ross
Rothman
Roybal-Allard
Royce
Ruppersberger
Rush
Ryan (OH)
Ryan (WI)
Ryun (KS)
Sabo
Salazar
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Saxton
Schiff
Schmidt
Schwartz (PA)
Schwarz (MI)
Scott (GA)
Scott (VA)
Sensenbrenner
Serrano
Sessions
Shadegg
Shaw
Shays
Sherwood
Shimkus
Shuster
Simmons
Simpson
Skelton
Smith (NJ)
Smith (TX)
Smith (WA)
Snyder
Sodrel
Solis
Souder
Spratt
Stearns
Stupak
Sullivan
Sweeney
Tancredo
Tanner
Tauscher
Taylor (MS)
Taylor (NC)
Terry
Thomas
Thompson (CA)
Thornberry
Tiahrt
Tiberi
Tierney
Towns
Turner
Udall (CO)
Upton
Van Hollen
Velázquez
Visclosky
Walden (OR)
Walsh
Wamp
Watson
Watt
Waxman
Weiner
Weldon (FL)
Weldon (PA)
Weller
Westmoreland
Wexler
Whitfield
Wicker
Wilson (NM)
Wilson (SC)
Wolf
Wu
Wynn
Young (AK)
Young (FL)

NAYS—9

Abercrombie
Flake
Hinchey
Inglis (SC)
Markey
McDermott
Paul
Slaughter
Stark

NOT VOTING—34

Baca
Bono
Campbell (CA)
Davis (AL)
Evans
Filner
Gallegly
Gibbons
Harman
Istook
Kennedy (MN)
Lantos
Larson (CT)
Lee
Linder
Manzullo
Marshall
Miller (MI)
Nussle
Oberstar
Osborne
Payne
Pearce
Pence
Pombo
Reyes
Schakowsky
Sherman
Strickland
Thompson (MS)
Udall (NM)
Wasserman Schultz
Waters
Woolsey

So the bill was passed.

A motion to reconsider the vote whereby said bill was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

¶48.22 CLERK TO CORRECT ENGROSSMENT

On motion of Mr. ROGERS of Kentucky, by unanimous consent,

Ordered, That in the engrossment of the foregoing bill the Clerk be authorized to make technical corrections and conforming changes to the bill.

¶48.23 FURTHER MESSAGE FROM THE SENATE

A message from the Senate by Ms. Curtis, one of its clerks, announced that the Senate has passed bills of the following titles in which the concurrence of the House is requested:

S. 457. An Act to require the Director of the Office of Management and Budget to issue guidance for, and provide oversight of, the management of micropurchases made with Governmentwide commercial purchase cards, and for other purposes.

S. 2013. An Act to amend the Marine Mammal Protection Act of 1972 to implement the Agreement on the Conservation and Management of the Alaska-Chukotka Polar Bear Population.

¶48.24 PERMISSION TO FILE A SUPPLEMENTAL REPORT ON H.R. 5252

On motion of Mr. UPTON, by unanimous consent, the Committee on Energy and Commerce was granted permission to file a supplemental report (Rept. No. 109–470, Part II) on the bill (H.R. 5252) to promote the deployment of broadband networks and services.

¶48.25 TRUTH IN CALLER ID

Mr. UPTON moved to suspend the rules and pass the bill (H.R. 5126) to amend the Communications Act of 1934 to prohibit manipulation of caller identification information, and for other purposes; as amended.

The SPEAKER pro tempore, Mr. KUHL of New York, recognized Mr. UPTON and Mr. MARKEY, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and pass said bill, as amended?

The SPEAKER pro tempore, Mr. KUHL of New York, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill, as amended, was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill, as amended, was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

¶48.26 BROADCAST DECENCY ENFORCEMENT

Mr. UPTON moved to suspend the rules and pass the bill of the Senate (S. 193) to increase the penalties for violations by television and radio broadcasters of the prohibitions against transmission of obscene, indecent, and profane language.

The SPEAKER pro tempore, Mr. KUHL of New York, recognized Mr. UPTON and Mr. MARKEY, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and pass said bill?

The SPEAKER pro tempore, Mr. LUNGREN of California, announced that two-thirds of the Members present had voted in the affirmative.

Mr. UPTON demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mr. LUNGREN of California, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed until Wednesday, June 7, 2006.

¶48.27 NATIONAL WOMEN'S HEALTH WEEK

Mr. DEAL of Georgia, moved to suspend the rules and agree to the following resolution (H. Res. 833); as amended:

Whereas women of all backgrounds have the power to greatly reduce their risk of common diseases through preventive measures such as a healthy lifestyle and frequent medical screenings;

Whereas significant disparities exist in the prevalence of disease among women of different backgrounds, including women with disabilities, African American women, Asian/Pacific Islander women, Latinas, and American Indian/Alaska Native women;

Whereas since healthy habits should begin at a young age, and preventive care saves Federal dollars designated to health care, it is important to raise awareness among women and girls of key female health issues;

Whereas National Women's Health Week begins on Mother's Day annually and celebrates the efforts of national and community organizations working with partners and volunteers to improve awareness of key women's health issues; and

Whereas in 2006, the week of May 14 through May 20, is dedicated as the National Women's Health Week: Now therefore, be it

Resolved, That the House of Representatives—

(1) recognizes the importance of preventing diseases that commonly affect women;

(2) calls on the people of the United States to use National Women's Health Week as an opportunity to learn about health issues that face women;

(3) calls on the women of the United States to observe National Women's Check-Up Day by receiving preventive screenings from their health care providers; and

(4) recognizes the importance of programs that provide research and collect data on common diseases in women.

The SPEAKER pro tempore, Mr. LUNGREN of California, recognized Mr. DEAL of Georgia and Mrs. CAPPS, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and agree to said resolution, as amended?

The SPEAKER pro tempore, Mr. LUNGREN of California, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said resolution, as amended, was agreed to.

A motion to reconsider the vote whereby the rules were suspended and said resolution, as amended, was agreed to was, by unanimous consent, laid on the table.

¶48.28 NATIONAL OSTEOPOROSIS AWARENESS AND PREVENTION MONTH

Mr. DEAL of Georgia, moved to suspend the rules and agree to the following resolution (H. Res. 265); as amended:

Whereas osteoporosis, a disease characterized by low bone mass, structural deterioration of bone, and increased susceptibility to fractures, is a public health threat for an estimated 44 million Americans;

Whereas in the United States, 10 million individuals already have the disease and almost 34 million more are estimated to have low bone mass, placing them at increased risk for osteoporosis;

Whereas one in two women and one in four men over age 50 will have an osteoporosis-related fracture in her or his remaining lifetime;

Whereas building strong bones during childhood and adolescence can be the best defense against developing osteoporosis later;

Whereas osteoporosis is often thought of as an older person's disease, but bone health is a concern for any age;

Whereas substantial risk has been reported in people of all ethnic backgrounds;

Whereas osteoporosis is responsible for more than 1.5 million fractures annually;

Whereas the Surgeon General of the Public Health Service says that caring for bone fractures from osteoporosis costs America $18 billion annually;

Whereas the Surgeon General believes that bone health is critically important to the overall health and quality of the life of Americans; that it is in jeopardy and will only get worse if left unchecked; and that great improvements in the bone health status of Americans can be made by applying what is already known about early prevention, assessment, diagnosis, and treatment;

Whereas optimum bone health and prevention of osteoporosis can be maximized by a balanced diet rich in calcium and vitamin D; weight-bearing exercise; and a healthy lifestyle with no smoking or excessive alcohol intake; and

Whereas May 2006 would be an appropriate month to observe National Osteoporosis Awareness and Prevention Month: Now, therefore, be it

Resolved, That the House of Representatives supports the goals and ideals of National Osteoporosis Awareness and Prevention Month and urges the people of the United States to observe appropriate programs and activities with respect to osteoporosis, including talking with their health care professionals about their bone health.

The SPEAKER pro tempore, Mr. LUNGREN of California, recognized Mr. DEAL of Georgia and Mrs. CAPPS, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and agree to said resolution, as amended?

The SPEAKER pro tempore, Mr. LUNGREN of California, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said resolution, as amended, was agreed to.

A motion to reconsider the vote whereby the rules were suspended and said resolution, as amended, was agreed to was, by unanimous consent, laid on the table.

¶48.29 FEDERAL AVIATION ADMINISTRATION PERSONNEL MANAGEMENT SYSTEM

Mr. LATOURETTE moved to suspend the rules and pass the bill (H.R. 5449) to amend title 49, United States Code, to modify bargaining requirements for proposed changes to the personnel management system of the Federal Aviation Administration.

The SPEAKER pro tempore, Mr. LUNGREN of California, recognized Mr. LATOURETTE and Mr. MICA, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and pass said bill?

The SPEAKER pro tempore, Mr. LUNGREN of California, announced that two-thirds of the Members present had voted in the affirmative.

Mr. MICA demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mr. LUNGREN of California, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed until Wednesday, June 7, 2006.

¶48.30 ORDER OF BUSINESS—AMENDMENT TO H. RES. 517

On motion of Mr. ISSA, by unanimous consent,

Ordered, That House Resolution 517 be amended as follows:

In the first Resolved clause, strike '61 years' and insert in lieu thereof '51 years'.

¶48.31 VIGIL FOR LOST PROMISE DAY

Mr. ISSA moved to suspend the rules and agree to the following concurrent resolution (H. Con. Res. 422):

Whereas over 26,000 citizens die from the effects of drug abuse each year;

Whereas the damage from drugs is not limited to drug abusers; the collateral damage from drugs is enormous, and drug abuse costs society over $60 billion in social costs and lost productivity;

Whereas drugs rob users, their families, and all Americans of dreams, promise, ambitions, talent, and lives;

Whereas drug abuse affects millions of families in the United States;

Whereas the stigma of drug abuse and the cloak of denial keep many individuals and families from dealing with the impact of drugs;

Whereas many friends and families are ashamed to acknowledge the death of their loved ones caused by drug abuse;

Whereas all Americans can benefit from illuminating the problem of drug abuse and its impact on families, communities, and society;

Whereas the futures of thousands of the Nation's youth have been cut short because of drug abuse; and

Whereas law enforcement, public health and research organizations, community coalitions, drug prevention outreach organizations, individual parents, siblings, friends, and concerned citizens are joining together on June 8, 2006, in a Vigil for Lost Promise, to call public attention to the tremendous promise which has been lost with the deaths

of those affected by drugs: Now, therefore, be it

Resolved by the House of Representatives (the Senate concurring), That Congress supports the goals and ideals of the Vigil for Lost Promise day.

The SPEAKER pro tempore, Mr. LUNGREN of California, recognized Mr. ISSA and Mr. DAVIS of Illinois, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and agree to said concurrent resolution?

The SPEAKER pro tempore, Mr. LUNGREN of California, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said concurrent resolution was agreed to.

A motion to reconsider the vote whereby the rules were suspended and said concurrent resolution was agreed to was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said concurrent resolution.

¶48.32 NATIONAL CHILDREN AND FAMILIES DAY

Mr. ISSA moved to suspend the rules and agree to the following resolution (H. Res. 763):

Whereas research shows that spending time together as a family is critical to raising strong and resilient kids;

Whereas strong healthy families improve the quality of life and the development of children;

Whereas it is essential to celebrate and reflect upon the important role that all families play in the lives of children and their positive effect for the Nation's future; and

Whereas the country's greatest natural resource is its children: Now, therefore, be it

Resolved, That the House of Representatives supports the goals and ideals of a National Children and Families Day to—

(1) encourage adults to support, listen to, and encourage children throughout the Nation;

(2) reflect upon the important role that all families play in the lives of children; and

(3) recognize that strong, healthy families improve the quality of life and the development of children.

The SPEAKER pro tempore, Mr. LUNGREN of California, recognized Mr. ISSA and Mr. DAVIS of Illinois, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and agree to said resolution?

The SPEAKER pro tempore, Mr. LUNGREN of California, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said resolution was agreed to.

A motion to reconsider the vote whereby the rules were suspended and said resolution was agreed to was, by unanimous consent, laid on the table.

¶48.33 AMERICAN CRAFT BREWERS

Mr. ISSA moved to suspend the rules and agree to the following resolution (H. Res. 753):

Whereas American craft brewers are a vibrant affirmation and expression of American entrepreneurial traditions, operating as community-based small businesses and providing employment for more than 33,000 workers;

Whereas the United States has craft brewers in every State and more than 1,300 craft brewers nationwide;

Whereas American craft brewers support American agriculture by purchasing barley, malt, and hops grown, processed, and distributed in the United States;

Whereas American craft brewers promote the Nation's spirit of independence through a renaissance in hand-crafted beers like those first brought to colonial shores by European settlers and produced here by the Nation's founding fathers, including George Washington and Thomas Jefferson, for the enjoyment of the citizenry;

Whereas American craft brewers strive to educate legal drinking-age Americans about the differences in beer flavor, aroma, color, alcohol content, body, and other complex variables, as well as historic brewing traditions, beer history, and gastronomic qualities of beer;

Whereas American craft brewers champion the message of responsible enjoyment to their customers and work within their communities to prevent alcohol abuse and underage drinking;

Whereas American craft brewers produce more than 100 distinct styles of flavorful beers, the quality and diversity of which have made the United States the envy of every beer-drinking nation in the world, thereby contributing to balanced trade by reducing American dependence on imported beers, supporting American exports, and promoting United States tourism;

Whereas American craft brewers are vested in the future, health, and welfare of their communities as employers providing a diverse array of quality local jobs, as contributors to the local tax base, and as committed sponsors of a broad range of vital community institutions and philanthropic causes, including parent-teachers' associations, Junior ROTC, children's hospitals, chambers of commerce, humane societies, rescue squads, athletic teams, and disease research; and

Whereas, in 2006, American craft brewers recognize the week of May 15–21 as American Craft Beer Week and mark it as a time to educate Americans about craft beer and celebrate the contributions that American craft brewers have made to the Nation's communities, economy, and history: Now, therefore, be it

Resolved, That the House of Representatives—

(1) supports the establishment of American Craft Beer Week as a celebration of the contributions that American craft brewers have made to the Nation's communities, economy, and history; and

(2) commends American craft brewers for providing jobs, improving the balance of trade, supporting American agriculture, and educating Americans about the history and culture of beer while promoting the responsible consumption of beer as a beverage of moderation.

The SPEAKER pro tempore, Mr. LUNGREN of California, recognized Mr. ISSA and Mr. DAVIS of Illinois.

After debate,

The question being put, viva voce,

Will the House suspend the rules and agree to said resolution?

The SPEAKER pro tempore, Mr. LUNGREN of California, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said resolution was agreed to.

A motion to reconsider the vote whereby the rules were suspended and said resolution was agreed to was, by unanimous consent, laid on the table.

¶48.34 UNITED STATES WINEMAKERS 1976 PARIS WINE TASTING VICTORY

Mr. ISSA moved to suspend the rules and agree to the following concurrent resolution (H. Con. Res. 399):

Whereas on May 24th, 1976 in Paris, France, the premier wines of California and France were judged in a blind taste test by leading French wine experts;

Whereas the winning red wine was the 1973 Stag's Leap Wine Cellars SLV Napa Valley Cabernet crafted by winemaker Warren Winiarski;

Whereas the winning white wine was the 1973 Chateau Montelena Napa Valley Chardonnay crafted by winemaker Miljenko "Mike" Grgich;

Whereas this event became known as the Tasting Heard 'Round the World, and heralded the beginning of the rise to preeminence of California wines;

Whereas the Smithsonian Institution's National Museum of American History has placed bottles of the winning wines in its permanent collection;

Whereas wines from all over the United States are now enjoyed all over the world; and

Whereas the domestic wine industry now contributes over $50 billion a year to the United States economy: Now, therefore, be it

Resolved by the House of Representatives (the Senate concurring), That Congress—

(1) recognizes and honors the 30th Anniversary of the California victory at the 1976 Paris Wine Tasting; and

(2) recognizes the historical significance of this event to the United States wine industry.

The SPEAKER pro tempore, Mr. LUNGREN of California, recognized Mr. ISSA and Mr. DAVIS of Illinois, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and agree to said concurrent resolution?

The SPEAKER pro tempore, Mr. LUNGREN of California, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said concurrent resolution was agreed to.

A motion to reconsider the vote whereby the rules were suspended and said concurrent resolution was agreed to was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said concurrent resolution.

¶48.35 NATIONAL TOURISM WEEK

Mr. ISSA moved to suspend the rules and agree to the following resolution (H. Res. 729):

Whereas travel and tourism has a major impact on the economy of the United States

as the 3rd largest retail sales industry in the Nation;

Whereas 1 out of every 7 people employed in the United States civilian labor force is directly or indirectly employed in the travel and tourism industry;

Whereas international travel to the United States is the largest service export, having generated a trade surplus for 16 consecutive years, increasing 144 percent between 2003 to 2004 to over $4 billion;

Whereas, in 2005, travel and tourism-related expenditures reached $1 trillion, including $596 billion in direct sales and $445 billion in indirect sales, and supported 8 million jobs;

Whereas the Department of Commerce has released the 2004 international year-end arrivals data, revealing that the level of international travel to the United States increased by 12 percent from 2003 to 46 million in 2004, with overseas visitors increasing 13 percent, to 20 million in 2004;

Whereas domestic and international traveler spending in the United States generated $99.4 billion in taxes for Federal, State and local governments in 2004;

Whereas tourism contributes substantially to personal growth, education, appreciation of cross-cultural differences, and the enhancement of international understanding and good will;

Whereas the abundant natural and man-made attractions of the United States and the hospitality of the American people establish the United States as the preeminent destination for both foreign and domestic travelers;

Whereas National Tourism Week was established by Congress in 1983, and first celebrated in May 1984, when President Ronald Reagan signed a proclamation urging citizens to observe the week with appropriate ceremonies and activities;

Whereas, since 1984, National Tourism Week has been celebrated each May by the travel and tourism community, travel industry associations, as well as many States, cities, and localities throughout the Nation; and

Whereas May 13 through 21, 2006, is the 23rd annual National Tourism Week: Now, therefore, be it

Resolved, That the House of Representatives—

(1) supports National Tourism Week; and

(2) requests that the President issue a proclamation calling upon the people of the United States and interested groups to observe National Tourism Week with appropriate ceremonies and activities.

The SPEAKER pro tempore, Mr. LUNGREN of California, recognized Mr. ISSA and Mr. DAVIS of Illinois, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and agree to said resolution?

The SPEAKER pro tempore, Mr. LUNGREN of California, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said resolution was agreed to.

A motion to reconsider the vote whereby the rules were suspended and said resolution was agreed to was, by unanimous consent, laid on the table.

¶48.36 MATTHEW LYON POST OFFICE BUILDING

Mr. ISSA moved to suspend the rules and pass the bill (H.R. 5245) to designate the facility of the United States Postal Service located at 1 Marble Street in Fair Haven, Vermont, as the ''Matthew Lyon Post Office Building''.

The SPEAKER pro tempore, Mr. LUNGREN of California, recognized Mr. ISSA and Mr. DAVIS of Illinois, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and pass said bill?

The SPEAKER pro tempore, Mr. LUNGREN of California, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

¶48.37 NATIONAL LEAGUE BASEBALL MVP ALBERT PUJOLS

Mr. ISSA moved to suspend the rules and agree to the following resolution (H. Res. 626):

Whereas Albert Pujols of the St. Louis Cardinals was named the Most Valuable Player for the National League for the 2005 Major League Baseball season;

Whereas in 2005 Albert Pujols led the Cardinals with a batting average of .330, 41 home runs, 117 runs batted in, and 16 stolen bases;

Whereas Albert Pujols is the only player in the history of Major League Baseball to have a batting average higher than .300, hit 30 or more home runs, drive in 100 or more runs, and score 100 or more runs in each of his first five seasons in the major leagues;

Whereas Albert Pujols has already won the 2001 Rookie of the Year Award for the National League, the 2003 National League batting championship, and the Most Valuable Player Award for the 2004 National League Championship Series;

Whereas Albert Pujols exemplifies true sportsmanship and class; and

Whereas Albert Pujols is active in numerous St. Louis area charities and causes, most notably through his establishment of, and involvement in, the Pujols Family Foundation: Now, therefore, be it

Resolved, That the House of Representatives congratulates Albert Pujols on being named the Most Valuable Player for the National League for the 2005 Major League Baseball season.

The SPEAKER pro tempore, Mr. LUNGREN of California, recognized Mr. ISSA and Mr. DAVIS of Illinois, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and agree to said resolution?

The SPEAKER pro tempore, Mr. POE, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said resolution was agreed to.

A motion to reconsider the vote whereby the rules were suspended and said resolution was agreed to was, by unanimous consent, laid on the table.

¶48.38 NATIONAL PASSPORT MONTH

Mr. ISSA moved to suspend the rules and agree to the following resolution (H. Res. 327):

Whereas, through international travel, Americans can individually play a major role towards improving foreign relations by building bridges and making connections with citizens of other countries;

Whereas interacting with the global community inspires Americans to reflect on the diverse multi-cultural background that has defined the United States as a great country of cooperation and progress;

Whereas having a passport and traveling abroad creates connections with the global community, supporting goodwill throughout the world;

Whereas having a passport and traveling abroad promotes understanding and goodwill throughout the world, opening the doors to increased peace, tolerance, and acceptance;

Whereas having a passport and traveling abroad opens up a preponderance of educational opportunities and experiences for Americans of all ages;

Whereas having a passport and traveling abroad enables Americans to see first-hand the effect of the United States on the world, including the tremendous amount of humanitarian aid given by the United States through both public and private sectors;

Whereas having a passport and traveling abroad reminds Americans that they are members of a global family and gives them opportunities to mend rifts around the world;

Whereas fewer than 23 percent of Americans have passports, thereby limiting their ability to travel outside the United States;

Whereas the more Americans travel outside the United States, the more they will experience opportunities to increase their understanding of the world and the place of the United States in it;

Whereas the creation and support of a National Passport Month signals to Americans the important role they can play as ambassadors for the United States by serving as agents of understanding, tolerance, and mutual respect; and

Whereas travel publishers along with travel editors from the most prestigious media outlets in the United States, student travel organizations, and book sellers have designated September as ''National Passport Month'' to educate the public about the importance of having a passport and the positive impact international travel has on individuals: Now, therefore, be it

Resolved, That the House of Representatives—

(1) supports the goals and ideals of National Passport Month; and

(2) requests that the President issue a proclamation calling on the Federal Government, States, localities, schools, nonprofit organizations, businesses, other entities, and the people of the United States to observe the month with appropriate ceremonies, programs, and activities.

The SPEAKER pro tempore, Mr. POE, recognized Mr. ISSA and Mr. DAVIS of Illinois, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and agree to said resolution?

The SPEAKER pro tempore, Mr. POE, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said resolution was agreed to.

A motion to reconsider the vote whereby the rules were suspended and said resolution was agreed to was, by unanimous consent, laid on the table.

¶48.39 SENATE BILLS REFERRED

Bills of the Senate of the following titles were taken from the Speaker's table and, under the rule, referred as follows:

S. 2784. An Act to award a congressional gold medal to Tenzin Gyatso, the Fourteenth Dalai Lama, in recognition of his many enduring and outstanding contributions to peace, non-violence, human rights, and religious understanding; to the Committee on Financial Services.

S. 3322. An Act to build operational readiness in civilian agencies, and for other purposes; to the Committee on International Relations.

¶48.40 ENROLLED BILLS SIGNED

Mrs. Haas, Clerk of the House, reported and found truly enrolled bills of the House of the following titles, which were thereupon signed by the Speaker:

H.R. 1953. An Act to require the Secretary of the Treasury to mint coins in commemoration of the Old Mint at San Francisco, otherwise known as the ''Granite Lady'', and for other purposes.

H.R. 3829. An Act to designate the Department of Veterans Affairs Medical Center in Muskogee, Oklahoma, as the Jack C. Montgomery Department of Veterans Affairs Medical Center.

H.R. 5401. An Act to amend section 308 of the Lewis and Clark Expedition Bicentennial Commemorative Coin Act to make certain clarifying and technical amendments.

¶48.41 SENATE ENROLLED BILL SIGNED

The SPEAKER announced his signature to an enrolled bill of the Senate of the following title:

S. 1235. An Act to amend title 38, United States Code, to improve and extend housing, insurance, outreach, and benefits programs provided under the laws administered by the Secretary of Veterans Affairs, to improve and extend employment programs for veterans under laws administered by the Secretary of Labor, and for other purposes.

¶48.42 BILL PRESENTED TO THE PRESIDENT

Karen L. Haas, Clerk of the House reports that on May 25, 2006, she presented to the President of the United States, for his approval, the following bill:

H.R. 5037. An Act to amend titles 38 and 18, United States Code, to prohibit certain demonstrations at cemeteries under the control of the National Cemetery Administration and at Arlington National Cemetery, and for other purposes.

¶48.43 LEAVE OF ABSENCE

By unanimous consent, leave of absence was granted—

To Mr. BACA, for today;

To Mrs. BONO, for the week of June 6;

To Mr. DAVIS of Alabama, for today;

To Mr. GIBBONS, for today and balance of the week;

To Ms. HARMAN, for today;

To Mr. KENNEDY of Minnesota, for today;

To Mrs. MILLER of Michigan, for today and balance of the week;

To Mr. REYES, for today;

To Ms. SCHAKOWSKY, for today;

To Mr. UDALL of New Mexico, for today;

To Ms. WASSERMAN SCHULTZ, for today;

To Ms. WATERS, for today; and

To Ms. WOOLSEY, for today;

And then,

¶48.44 ADJOURNMENT

On motion of Mr. PRICE of Georgia, at midnight, the House adjourned.

¶48.45 REPORTS OF COMMITTEES ON PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XIII, reports of committees were delivered to the Clerk for printing and reference to the proper calendar, as follows:

[The following action occurred on May 26, 2006]

Mr. SENSENBRENNER: Committee on the Judiciary. H.R. 4411. A bill to prevent the use of certain payment instruments, credit cards, and fund transfers for unlawful Internet gambling; and for other purposes; with an amendment (Rept. 109–412 Pt. 2). Referred to the Committee of the Whole House on the State of the Union.

Mr. SENSENBRENNER: Committee on the Judiciary. H.R. 4127. A bill to protect consumers by requiring reasonable security policies and procedures to protect computerized data containing personal information, and to provide for nationwide notice in the event of a security breach; with an amendment (Rept. 109–453 Pt. 2). Ordered to be printed.

[Pursuant to the order of the House on May 25, 2006 the following report was filed on June 1, 2006]

Mr. LEWIS of California: Committee on Appropriations. H.R. 5521. A bill making appropriations for the Legislative Branch for the fiscal year ending September 30, 2007, and for other purposes (Rept. 109–485). Referred to the Committee of the Whole House on the State of the Union.

[The following reports were filed on June 2, 2006]

Mr. OXLEY: Committee on Financial Services. H.R. 4127. A bill to protect consumers by requiring reasonable security policies and procedures to protect computerized data containing personal information, and to provide for nationwide notice in the event of a security breach; with amendments (Rept. 109–453 Pt. 3). Referred to the Committee of the Whole House on the State of the Union.

Mr. BARTON of Texas: Committee on Energy and Commerce. H.R. 3997. A bill to amend the Fair Credit Reporting Act to provide for secure financial data, and for other purposes; with amendments (Rept. 109–454, Pt. 2). Referred to the Committee of the Whole House on the State of the Union.

[Pursuant to the order of the House on May 25, 2006 the following report was filed on June 5, 2006]

Mr. KOLBE: Committee on Appropriations. H.R. 5522. A bill making appropriations for foreign operations, export financing, and related programs for the fiscal year ending September 30, 2007, and for other purposes (Rept. 109–486). Referred to the Committee of the Whole House on the State of the Union.

[Filed on June 6, 2006]

Mr. BARTON of Texas: Committee on Energy and Commerce. Supplemental report on H.R. 5252. A bill to promote the deployment of broadband networks and services (Rept. 109–470 Pt. 2).

Mr. BISHOP of Utah: Committee on Rules. House Resolution 849. Resolution providing for consideration of the bill (H.R. 5521) making appropriations for the Legislative Branch for the fiscal year ending September 30, 2007, and for other purposes (Rept. 109–487). Referred to the House Calendar.

Mr. LEWIS of California: Committee on Appropriations. Report on the Revised Suballocation of Budget Allocations for Fiscal Year 2007 (Rept. 109–488). Referred to the Committee of the Whole House on the State of the Union.

Mr. BARTON of Texas: Committee on Energy and Commerce. H.R. 5126. A bill to amend the Communications Act of 1934 to prohibit manipulation of caller identification information, and for other purposes; with an amendment (Rept. 109–489). Referred to the Committee of the Whole House on the State of the Union.

¶48.46 TIME LIMITATION OF REFERRED BILL

Pursuant to clause 2 of rule XII the following action was taken by the Speaker:

[The following action occurred on May 26, 2006]

H.R. 921. Referral to the Committee on Education and the Workforce extended for a period ending not later than June 30, 2006.

¶48.47 COMMITTEE DISCHARGED

[The following action occurred on May 26, 2006]

Pursuant to clause 2 of rule XII the Committee on Energy and Commerce discharged from further consideration H.R. 1071. Referred to the Committee of the Whole House on the State of the Union and ordered to be printed.

¶48.48 PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XII, public bills and resolutions were introduced and severally referred, as follows:

By Mr. LINDER (for himself and Mr. FORBES):

H.R. 5523. A bill to align the immigration laws of the United States with the Mexican General Population Act; to the Committee on the Judiciary, and in addition to the Committee on Homeland Security, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. MICHAUD (for himself, Mr. EVANS, Mr. FILNER, Mr. GUTIERREZ, Ms. CORRINE BROWN of Florida, Ms. HERSETH, Mr. STRICKLAND, Ms. HOOLEY, Mr. REYES, Mr. UDALL of New Mexico, and Mr. SALAZAR):

H.R. 5524. A bill to amend title 38, United States Code, to improve health care for veterans in rural areas, and for other purposes; to the Committee on Veterans' Affairs.

By Mr. LANTOS (for himself, Mr. TOM DAVIS of Virginia, Mr. MCGOVERN, Mr. SHAYS, and Mr. GRAVES):

H.R. 5525. A bill to amend title 5, United States Code, to ensure that a Federal employee who takes leave without pay in order to perform service as a member of the uniformed services or member of the National Guard continues to receive pay in an amount which, when taken together with the pay and allowances such individual is receiving for such service, will be no less than the basic pay such individual would receive as a Federal employee if no interruption in employment had occurred; to the Committee on Government Reform.

By Mr. BARTLETT of Maryland (for himself and Mr. GINGREY):

H.R. 5526. A bill to derive human pluripotent stem cell lines using techniques that do not knowingly harm embryos; to the Committee on Energy and Commerce.

By Mr. NEY (for himself, Ms. WATERS, Mr. GERLACH, and Mr. FRANK of Massachusetts):

H.R. 5527. A bill to extend the authority of the Secretary of Housing and Urban Development to restructure mortgages and rental assistance for certain assisted multifamily housing; to the Committee on Financial Services.

By Mr. CANNON:

H.R. 5528. A bill to amend title 28, United States Code, to limit Federal court jurisdiction over State laws restricting pornography, and for other purposes; to the Committee on the Judiciary.

By Mr. ENGLISH of Pennsylvania (for himself and Ms. HART):

H.R. 5529. A bill to amend United States trade laws to address more effectively import crises, and for other purposes; to the Committee on Ways and Means, and in addition to the Committee on Rules, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. GARRETT of New Jersey:

H.R. 5530. A bill to lengthen Daylight Savings Time; to the Committee on Energy and Commerce.

By Mr. ISRAEL:

H.R. 5531. A bill to amend the Energy Policy Act of 1992 to require the Federal Government to acquire not fewer than 50,000 plug-in hybrid electric vehicles; to the Committee on Government Reform.

By Mr. DANIEL E. LUNGREN of California (for himself, Mr. FRANKS of Arizona, Mr. ISSA, and Mr. AKIN):

H.R. 5532. A bill to amend title 28, United States Code, to provide for reassignment of certain Federal cases upon request of a party; to the Committee on the Judiciary.

By Mr. ROGERS of Michigan (for himself, Ms. ESHOO, Mr. HOEKSTRA, and Mr. MCHUGH):

H.R. 5533. A bill to prepare and strengthen the biodefenses of the United States against deliberate, accidental, and natural outbreaks of illness, and for other purposes; to the Committee on Energy and Commerce.

By Mr. ROGERS of Michigan (for himself and Mr. FOSSELLA):

H.R. 5534. A bill to establish a grant program whereby moneys collected from violations of the corporate average fuel economy program are used to expand infrastructure necessary to increase the availability of alternative fuels; to the Committee on Energy and Commerce.

By Mr. SENSENBRENNER:

H.R. 5535. A bill to amend title 18, United States Code, to exclude foreign governmental entities from suing under the treble damages portion of its civil RICO provisions; to the Committee on the Judiciary.

By Ms. SLAUGHTER (for herself and Mr. MCHUGH):

H.R. 5536. A bill to implement the Western Hemisphere Travel Initiative and other registered traveler programs of the Department of Homeland Security; to the Committee on Homeland Security, and in addition to the Committees on International Relations, and the Judiciary, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mrs. MUSGRAVE (for herself, Mr. MCINTYRE, Mr. ADERHOLT, Mr. AKIN, Mr. ALEXANDER, Mr. BACHUS, Mr. BARTLETT of Maryland, Mr. BARRETT of South Carolina, Mr. BARTON of Texas, Mr. BEAUPREZ, Mr. BISHOP of Georgia, Mrs. BLACKBURN, Mr. BOOZMAN, Mr. BRADY of Texas, Mr. BROWN of South Carolina, Mr. BURTON of Indiana, Mr. CANNON, Mr. CANTOR, Mr. CARTER, Mr. CHABOT, Mr. CHOCOLA, Mr. COLE of Oklahoma, Mr. CONAWAY, Mrs. CUBIN, Mr. CULBERSON, Mr. DAVIS of Tennessee, Mrs. JO ANN DAVIS of Virginia, Mr. DAVIS of Kentucky, Mr. DEAL of Georgia, Mr. DOOLITTLE, Mrs. DRAKE, Mr. DUNCAN, Mrs. EMERSON, Mr. EVERETT, Mr. FEENEY, Mr. FORBES, Ms. FOXX, Mr. FRANKS of Arizona, Mr. GARRETT of New Jersey, Mr. GINGREY, Mr. GOODE, Mr. GOODLATTE, Mr. GUTKNECHT, Mr. HALL, Ms. HARRIS, Mr. HAYES, Mr. HAYWORTH, Mr. HERGER, Mr. HOEKSTRA, Mr. HUNTER, Mr. ISTOOK, Mr. SAM JOHNSON of Texas, Mr. JONES of North Carolina, Mr. KING of Iowa, Mr. KUHL of New York, Mr. LEWIS of Kentucky, Mr. LUCAS, Mr. MANZULLO, Mr. MARCHANT, Mr. MCCOTTER, Mr. MCHENRY, Mr. MCKEON, Miss MCMORRIS, Mrs. MILLER of Michigan, Mr. GARY G. MILLER of California, Mr. MILLER of Florida, Mr. MURPHY, Mrs. MYRICK, Mr. NEUGEBAUER, Mr. NORWOOD, Mr. NUSSLE, Mr. OXLEY, Mr. PEARCE, Mr. PENCE, Mr. PETERSON of Pennsylvania, Mr. PICKERING, Mr. PITTS, Mr. RADANOVICH, Mr. ROGERS of Alabama, Mr. RYUN of Kansas, Mr. SESSIONS, Mr. SHADEGG, Mr. SHUSTER, Mr. SMITH of New Jersey, Mr. SMITH of Texas, Mr. SODREL, Mr. SOUDER, Mr. STEARNS, Mr. SULLIVAN, Mr. TANCREDO, Mr. TAYLOR of Mississippi, Mr. TIAHRT, Mr. WAMP, Mr. WELDON of Florida, Mr. WESTMORELAND, Mr. WHITFIELD, Mr. WICKER, and Mr. WILSON of South Carolina):

H.J. Res. 88. A joint resolution proposing an amendment to the Constitution of the United States relating to marriage; to the Committee on the Judiciary.

By Mr. TOM DAVIS of Virginia (for himself, Mr. WAXMAN, Mr. SOUDER, Mr. CUMMINGS, Mrs. MYRICK, Mr. COBLE, Mrs. DRAKE, Mr. VAN HOLLEN, Mr. SANDERS, Mr. OWENS, Mr. LATOURETTE, Mr. DAVIS of Illinois, Mr. ISSA, Mr. MICA, Mr. RUPPERSBERGER, Ms. LINDA T. SÁNCHEZ of California, Ms. NORTON, Mr. BURTON of Indiana, Mrs. MALONEY, Mr. SHAYS, Mr. TURNER, Mr. LYNCH, Mr. MURPHY, Mr. WESTMORELAND, Mr. KUCINICH, Mr. PRICE of North Carolina, Mr. FORTUÑO, Mr. NEY, Mrs. SCHMIDT, Mr. PICKERING, Mr. CARTER, Ms. WATSON, Mr. CANNON, Mr. TOWNS, Mr. SCOTT of Virginia, Mr. CLAY, Mrs. MILLER of Michigan, Mr. MARCHANT, Mr. OSBORNE, Mr. GINGREY, Mrs. BIGGERT, Mr. SHUSTER, Mr. MILLER of Florida, Mr. WOLF, Mr. MORAN of Virginia, Mrs. BLACKBURN, Mr. GUTKNECHT, Mr. LARSEN of Washington, Mr. SHERWOOD, Mr. BOOZMAN, Ms. ROS-LEHTINEN, Mr. CAPUANO, Mr. BILIRAKIS, and Ms. CORRINE BROWN of Florida):

H. Con. Res. 422. Concurrent resolution supporting the goals and ideals of the Vigil for Lost Promise day; to the Committee on Government Reform. considered and agreed to.

By Mr. SENSENBRENNER:

H. Con. Res. 423. Concurrent resolution authorizing the printing as a House document of ''A History, Committee on the Judiciary, United States House of Representatives, 1813-2006''; to the Committee on House Administration.

¶48.49 PRIVATE BILLS AND RESOLUTIONS

Under clause 3 of rule XII,

Mr. PETRI introduced a bill (H.R. 5537) to authorize and request the President to award the Medal of Honor to James Megellas, of Colleyville, Texas, for acts of valor on January 28, 1945, during the Battle of the Bulge in World War II; which was referred to the Committee on Armed Services.

¶48.50 ADDITIONAL SPONSORS

Under clause 7 of rule XII, sponsors were added to public bills and resolutions as follows:

H.R. 303: Ms. CORRINE BROWN of Florida, Mr. TOM DAVIS of Virginia, and Mr. ALEXANDER.

H.R. 311: Mr. PETERSON of Minnesota.

H.R. 378: Mr. JACKSON of Illinois.

H.R. 503: Ms. JACKSON-LEE of Texas and Mr. BLUMENAUER.

H.R. 517: Mr. BOSWELL.

H.R. 521: Mr. FITZPATRICK of Pennsylvania.

H.R. 550: Mr. RUSH and Mr. ORTIZ.

H.R. 558: Mr. ALEXANDER, Mrs. DAVIS of California, and Mr. BOOZMAN.

H.R. 615: Mr. OWENS and Mr. BOUCHER.

H.R. 752: Mr. STRICKLAND.

H.R. 763: Mr. HIGGINS.

H.R. 791: Mr. POMEROY.

H.R. 857: Mr. MARIO DIAZ-BALART of Florida.

H.R. 874: Mr. DANIEL E. LUNGREN of California.

H.R. 886: Mr. KIND.

H.R. 899: Mrs. MALONEY.

H.R. 997: Mr. FORTENBERRY and Mr. EVERETT.

H.R. 998: Mr. JINDAL, Mr. MICHAUD, and Mr. BARROW.

H.R. 1227: Mr. JINDAL.

H.R. 1248: Mr. SESSIONS.

H.R. 1298: Ms. KILPATRICK of Michigan and Mr. HALL.

H.R. 1376: Mr. FITZPATRICK of Pennsylvania.

H.R. 1384: Mr. SCHWARZ of Michigan, Mr. JENKINS, Mr. CANNON, Mr. CANTOR, Mr. ALEXANDER, Mr. EVERETT, and Mr. ENGLISH of Pennsylvania.

H.R. 1424: Mr. HINCHEY.

H.R. 1425: Mr. BISHOP of Georgia and Mr. OLVER.

H.R. 1447: Mr. BOUCHER.

H.R. 1494: Mr. MCCOTTER.

H.R. 1507: Ms. DEGETTE.

H.R. 1517: Mr. THORNBERRY.

H.R. 1554: Mr. MARKEY.

H.R. 1574: Mr. BAIRD.

H.R. 1634: Mr. RENZI, Mr. BLUMENAUER, and Mr. GUTKNECHT.

H.R. 1671: Mr. HIGGINS, Mr. ADERHOLT, Mr. REYES, Mr. GRAVES, Mr. VISCLOSKY, and Mr. ROGERS of Alabama.

H.R. 1687: Mr. AL GREEN of Texas, Mr. LEVIN, and Mr. MICHAUD.

H.R. 1902: Mr. ALLEN.

H.R. 2034: Mr. DAVIS of Kentucky.

H.R. 2037: Mr. DAVIS of Kentucky.

H.R. 2048: Mr. WAMP and Mr. JACKSON of Illinois.

H.R. 2052: Mr. STARK.

H.R. 2053: Mr. STARK.

H.R. 2072: Mr. BRADY of Pennsylvania.

H.R. 2131: Mr. ALEXANDER.

H.R. 2178: Ms. WATSON and Ms. SLAUGHTER.

H.R. 2237: Mr. JACKSON of Illinois.

H.R. 2429: Mrs. NAPOLITANO.

H.R. 2617: Mr. MOORE of Kansas.

H.R. 2730: Mr. DAVIS of Kentucky, Mr. GONZALEZ, Mr. ROSS, and Mr. KIRK.

H.R. 2793: Mr. JACKSON of Illinois.

H.R. 3198: Mr. BERMAN.

H.R. 3427: Mr. FITZPATRICK of Pennsylvania, Mr. ISRAEL, Mr. RANGEL, Mr. LARSON of Connecticut, Mr. SERRANO, Mr.

BLUMENAUER, Mr. WEINER, Mr. TOWNS, and Mr. PAYNE.

H.R. 3476: Mr. JACKSON of Illinois.

H.R. 3584: Mr. JACKSON of Illinois.

H.R. 3601: Mr. LYNCH.

H.R. 3762: Mr. ENGLISH of Pennsylvania.

H.R. 3861: Mr. PAYNE.

H.R. 3883: Mr. MANZULLO.

H.R. 3928: Mr. BROWN of Ohio.

H.R. 3957: Ms. PRYCE of Ohio and Ms. HART.

H.R. 3968: Mr. MCDERMOTT.

H.R. 4025: Mr. BURTON of Indiana and Mr. DINGELL.

H.R. 4033: Mr. BURTON of Indiana, Mrs. DRAKE, Ms. PRYCE of Ohio, Mr. SABO, Mr. MORAN of Kansas, Mr. KANJORSKI, Mr. NEY, Mr. DEFAZIO, Mr. SERRANO, Mr. DUNCAN, Mr. GARRETT of New Jersey, Mr. PRICE of North Carolina, Mrs. CAPITO, Mr. KENNEDY of Rhode Island, and Mr. BERMAN.

H.R. 4042: Mr. PAUL.

H.R. 4059: Mr. TIERNEY.

H.R. 4098: Mr. STUPAK.

H.R. 4188: Mr. ALLEN and Mr. ROTHMAN.

H.R. 4197: Mr. CAPUANO.

H.R. 4222: Mr. BLUMENAUER and Ms. SLAUGHTER.

H.R. 4259: Mr. EMANUEL.

H.R. 4315: Mr. MELANCON and Mrs. MILLER of Michigan.

H.R. 4341: Mr. MANZULLO and Mr. RYUN of Kansas.

H.R. 4347: Mr. LYNCH.

H.R. 4357: Ms. JACKSON-LEE of Texas.

H.R. 4384: Mr. EHLERS and Ms. JACKSON-LEE of Texas.

H.R. 4424: Mr. PETERSON of Minnesota and Ms. MCCOLLUM of Minnesota.

H.R. 4434: Ms. MCCOLLUM of Minnesota.

H.R. 4435: Ms. MCCOLLUM of Minnesota.

H.R. 4479: Mr. JACKSON of Illinois.

H.R. 4517: Mr. BISHOP of Georgia and Mr. PASCRELL.

H.R. 4547: Mr. JENKINS, Mr. DOOLITTLE, Mr. CANTOR, and Mrs. DRAKE.

H.R. 4596: Mr. MEEHAN and Ms. MCCOLLUM of Minnesota.

H.R. 4597: Mr. BLUMENAUER.

H.R. 4695: Mr. FRANK of Massachusetts.

H.R. 4747: Mr. RAHALL, Ms. MOORE of Wisconsin, Mr. ETHERIDGE, Mr. MICHAUD, Ms. NORTON, Mr. BOSWELL, Mr. PAYNE, Ms. DEGETTE, Mr. EMANUEL, Mr. MCCOTTER, and Mr. MARKEY.

H.R. 4755: Mrs. BIGGERT and Mr. JACKSON of Illinois.

H.R. 4859: Mr. ISSA and Mr. PAYNE.

H.R. 4873: Mr. KENNEDY of Rhode Island.

H.R. 4894: Mr. BRADLEY of New Hampshire, Mr. CALVERT, and Mr. ENGLISH of Pennsylvania.

H.R. 4901: Mr. CASE.

H.R. 4903: Mr. TOWNS, Ms. JACKSON-LEE of Texas, Mr. RUSH, Mr. OLVER, and Mr. STRICKLAND.

H.R. 4949: Ms. WOOLSEY, Mr. PLATTS, and Mr. ALEXANDER.

H.R. 4974: Mr. NEUGEBAUER, Mr. ORTIZ, Mr. CULBERSON, Mr. GOHMERT, Mr. MANZULLO, and Mr. MORAN of Virginia.

H.R. 4980: Mrs. EMERSON and Mr. MCHUGH.

H.R. 5005: Mr. MATHESON, Mr. SHADEGG, Mr. SCHWARZ of Michigan, Mr. BARROW, Mr. CANTOR, Mr. JENKINS, Mr. BOREN, and Mr. TANCREDO.

H.R. 5013: MR. EDWARDS, Mr. BOREN, Mr. JENKINS, Mr. CANNON, Mr. BARRETT of South Carolina, and Ms. HARRIS.

H.R. 5022: Mr. BARROW, Mr. MEEKS of New York, and Mr. MORAN of Virginia.

H.R. 5023: Mr. PALLONE, Ms. SCHAKOWSKY, and Mr. EMANUEL.

H.R. 5050: Mr. ANDREWS and Mr. DAVIS of Kentucky.

H.R. 5056: Mrs. BLACKBURN and Mr. ENGLISH of Pennsylvania.

H.R. 5106: Mr. AL GREEN of Texas and Ms. LINDA T. SÁNCHEZ of California.

H.R. 5121: Mr. BURGESS, Mr. LUCAS, Mr. BRADY of Pennsylvania, Mr. SCOTT of Georgia, and Mr. CAPUANO.

H.R. 5126: Mr. MURPHY.

H.R. 5136: Mr. SALAZAR and Mr. BISHOP of Georgia.

H.R. 5150: Ms. ESHOO, Mr. BACA, Mr. BROWN of Ohio, Mr. NADLER, Mr. DEFAZIO, and Mr. REYES.

H.R. 5159: Mr. SPRATT, Mr. GARRETT of New Jersey, Mr. BOSWELL, Ms. BORDALLO, Mr. BOUSTANY, Mr. PALLONE, Mr. JONES of North Carolina, Mr. HIGGINS, Mr. PASCRELL, Mr. REYES, Mr. RAHALL, Mr. ROGERS of Alabama, Mr. DAVIS of Tennessee, Mr. WELDON of Pennsylvania, and Mr. SWEENEY.

H.R. 5185: Mrs. DAVIS of California, Ms. WOOLSEY, and Mr. SANDERS.

H.R. 5188: Mr. WEXLER.

H.R. 5189: Mr. HINOJOSA and Mr. BISHOP of Georgia.

H.R. 5201: Mr. REHBERG, Mr. BROWN of South Carolina, Mr. MARKEY, Ms. PRYCE of Ohio, Mr. EHLERS, Mr. KUCINICH, Mr. HAYWORTH, Mr. JACKSON of Illinois, Mr. JEFFERSON, Mr. LANTOS, Mr. TOM DAVIS of Virginia, Mrs. NAPOLITANO, Ms. HARMAN, Mr. FARR, Mr. ACKERMAN, Mr. ISRAEL, Mr. ETHERIDGE, Mr. WEXLER, Mr. ENGLISH of Pennsylvania, and Mr. BOOZMAN.

H.R. 5216: Mr. JACKSON of Illinois.

H.R. 5219: Mr. MILLER of Florida and Mr. KING of Iowa.

H.R. 5225: Mr. PAYNE, Mr. GRIJALVA, Mr. CLAY, and Mr. BRADY of Pennsylvania.

H.R. 5230: Mr. MICA, Ms. HARRIS, Mr. SULLIVAN, and Mr. FORTUÑO.

H.R. 5238: Mr. BRADY of Pennsylvania, Mr. MOORE of Kansas, and Mr. MOLLOHAN.

H.R. 5247: Ms. BERKLEY and Mr. MCINTYRE.

H.R. 5249: Mr. RAMSTAD and Mr. BLUNT.

H.R. 5254: Mr. REICHERT.

H.R. 5262: Mr. MARCHANT.

H.R. 5273: Ms. ROYBAL-ALLARD, Mr. HONDA, Mr. HINCHEY, and Ms. WOOLSEY.

H.R. 5278: Mr. FOLEY and Mr. JEFFERSON.

H.R. 5310: Mr. TURNER.

H.R. 5319: Ms. GRANGER.

H.R. 5321: Mr. MCNULTY.

H.R. 5330: Mr. BACA.

H.R. 5348: Mr. RUSH, Mr. DAVIS of Alabama, Mr. NEAL of Massachusetts, Mr. WEXLER, Mr. CARDIN, and Mr. REYES.

H.R. 5356: Mr. AL GREEN of Texas and Ms. JACKSON-LEE of Texas.

H.R. 5357: Mr. AL GREEN of Texas and Ms. JACKSON-LEE of Texas.

H.R. 5358: Ms. JACKSON-LEE of Texas.

H.R. 5365: Ms. MATSUI, Mr. FORD, Ms. JACKSON-LEE of Texas, and Mr. MARSHALL.

H.R. 5367: Ms. SCHAKOWSKY and Ms. MATSUI.

H.R. 5371: Mr. DAVIS of Illinois, Mr. MARKEY, and Mr. JACKSON of Illinois.

H.R. 5388: Mr. SANDERS.

H.R. 5396: Mr. WILSON of South Carolina.

H.R. 5400: Mr. EHLERS.

H.R. 5425: Mr. HENSARLING.

H.R. 5432: Mr. MCCOTTER.

H.R. 5444: Mr. MCINTYRE, Mr. KUHL of New York, Mr. JONES of North Carolina, and Mr. YOUNG of Florida.

H.R. 5449: Mr. LOBIONDO, Mrs. KELLY, Mr. ISSA, Mr. MCHUGH, Mr. POMBO, Mr. CASE, Mr. ABERCROMBIE, Mr. SHUSTER, Mrs. CAPITO, Mr. WELDON of Pennsylvania, Ms. JACKSON-LEE of Texas, Mr. TIBERI, Mr. CONYERS, Ms. HARMAN, Mr. FITZPATRICK of Pennsylvania, Mr. ROTHMAN, Mrs. MCCARTHY, Mr. MORAN of Virginia, Mr. BERMAN, Mr. SHERMAN, Mr. SHAYS, Ms. KILPATRICK of Michigan, Mr. GERLACH, Mr. JOHNSON of Illinois, and Mr. DOGGETT.

H.R. 5452: Mrs. CHRISTENSEN, Mr. BURTON of Indiana, and Mr. WILSON of South Carolina.

H.R. 5455: Mr. MOLLOHAN, Mr. BERMAN, Mr. MCDERMOTT, Mr. MCINTYRE, Mr. LARSEN of Washington, Mr. SCHIFF, and Mr. CHANDLER.

H.R. 5463: Mr. CULBERSON.

H.R. 5464: Mr. PLATTS, Mr. GREEN of Wisconsin, and Mr. FEENEY.

H.R. 5465: Mr. MCNULTY, Mr. PAYNE, and Mr. JEFFERSON.

H.R. 5466: Mr. WYNN, Mr. RUPPERSBERGER, Mr. CARDIN, Mr. CUMMINGS, and Mr. VAN HOLLEN.

H.R. 5499: Mr. BASS, Mr. HINOJOSA, Mrs. CHRISTENSEN, Ms. JACKSON-LEE of Texas, and Mr. BURTON of Indiana.

H.R. 5509: Mr. HERGER.

H.R. 5520: Mr. PEARCE and Ms. PRYCE of Ohio.

H.J. Res. 39: Mr. CANNON, Mr. HAYWORTH, and Mr. BOUSTANY.

H.J. Res. 58: Mr. DEAL of Georgia.

H.J. Res. 86: Mr. CARDIN, Mr. BLUMENAUER, Mr. DELAHUNT, and Ms. PELOSI.

H. Con. Res. 137: Mrs. KELLY.

H. Con. Res. 154: Mrs. NAPOLITANO.

H. Con. Res. 197: Mr. FATTAH.

H. Con. Res. 340: Mr. BLUMENAUER, Mr. PORTER, Mr. PAYNE, and Mr. GOODE.

H. Con. Res. 348: Ms. MCKINNEY and Mr. BLUMENAUER.

H. Con. Res. 368: Mr. PAYNE.

H. Con. Res. 380: Mrs. TAUSCHER and Mrs. MCCARTHY.

H. Con. Res. 409: Mr. EMANUEL and Ms. DELAURO.

H. Con. Res. 419: Mr. KUHL of New York, Mr. SERRANO, Mr. MCHUGH, and Mrs. LOWEY.

H. Res. 20: Mr. MCCAUL of Texas.

H. Res. 222: Mr. MOORE of Kansas.

H. Res. 316: Mrs. DAVIS of California.

H. Res. 318: Mr. BISHOP of Georgia, Mr. DAVIS of Kentucky, and Mr. HAYES.

H. Res. 526: Mr. MURPHY.

H. Res. 566: Mr. HINOJOSA and Mr. REICHERT.

H. Res. 603: Mr. SCHIFF and Mr. MARIO DIAZ-BALART of Florida.

H. Res. 760: Ms. JACKSON-LEE of Texas, Ms. CORRINE BROWN of Florida, and Mr. SHAYS.

H. Res. 773: Mr. FOSSELLA.

H. Res. 776: Mr. DANIEL E. LUNGREN of California, Mr. OTTER, Mr. MCCOTTER, and Mr. PEARCE.

H. Res. 800: Mr. BURTON of Indiana, Mr. BOUCHER, Mr. CROWLEY, and Mr. CANNON.

H. Res. 825: Mrs. CAPPS and Mr. RUPPERSBERGER.

H. Res. 828: Mr. REHBERG.

H. Res. 838: Mr. BONNER and Mr. KILDEE.

H. Res. 844: Ms. ROS-LEHTINEN, Mr. RANGEL, and Ms. WATERS.

H. Res. 846: Ms. BALDWIN, Mr. CONYERS, Mr. MCGOVERN, and Mr. PAYNE.

¶48.51 DELETIONS OF SPONSORS FROM PUBLIC BILLS AND RESOLUTIONS

Under clause 7 of rule XII, sponsors were deleted from public bills and resolutions as follows:

H.R. 4341. Mr. BOUCHER.

WEDNESDAY, JUNE 7, 2006 (49)

¶49.1 APPOINTMENT OF SPEAKER PRO TEMPORE

The House was called to order by the SPEAKER pro tempore, Mr. WESTMORELAND, who laid before the House the following communication:

WASHINGTON, DC,
June 7, 2006.

I hereby appoint the Honorable LYNN A. WESTMORELAND to act as Speaker pro tempore on this day.

J. DENNIS HASTERT,
Speaker of the House of Representatives.

¶49.2 APPROVAL OF THE JOURNAL

The SPEAKER pro tempore, Mr. WESTMORELAND, announced he had

examined and approved the Journal of the proceedings of Tuesday, June 6, 2006.

Pursuant to clause 1, rule I, the Journal was approved.

¶49.3 COMMUNICATIONS

Executive and other communications, pursuant to clause 8, rule XII, were referred as follows:

7842. A letter from the Principal Deputy Under Secretary for Personnel and Readiness, Department of Defense, transmitting notification of the Department's intention to close the Defense commissary stores at Giebelstadt and Kitzingen Air Base, Germany on August 1, 2006; to the Committee on Armed Services.

7843. A letter from the Principal Deputy Under Secretary for Personnel and Readiness, Department of Defense, transmitting a report to Congress on the use of Aviation Career Incentive Pay (ACIP) and Aviation Continuation Pay (ACP) Program for Fiscal Year 2005, pursuant to 37 U.S.C. 301a(a); to the Committee on Armed Services.

7844. A letter from the Under Secretary for Acquisitions, Technology and Logistics, Department of Defense, transmitting the Department's report presenting the specific amounts of staff-years of technical effort to be allocated for each Federally Funded Research and Development Center (FFRDC) during Fiscal Year 2007, pursuant to Public Law 109-148, section 8026(e); to the Committee on Armed Services.

7845. A letter from the Fiscal Assistant Secretary, Department of the Treasury, transmitting the annual report to Congress on material violations or suspected material violations of regualtions relating to Treasury auctions and other offerings of securities by Treasury, pursuant to 31 U.S.C. 3121 nt.; to the Committee on Financial Services.

7846. A letter from the Program Analyst, NHTSA, Department of Transportation, transmitting the Department's final rule — Average Fuel Standards for Light Trucks Model Years 2008-2011 [Docket No. 2006-24306] (RIN: 2127-AJ61) received April 21, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

7847. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting a supplement to the Department's ''Country Reports on Terrorism: 2005,'' pursuant to 22 U.S.C. 2656f(b); to the Committee on International Relations.

7848. A letter from the Assistant Legal Adviser for Treaty Affairs, Department of State, transmitting Copies of international agreements, other than treaties, entered into by the United States, pursuant to 1 U.S.C. 112b(a); to the Committee on International Relations.

7849. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting a report mandated in the Participation of Taiwan in the World Health Organization Act, 2004 (Pub. L. 108-235), Section 1(c); to the Committee on International Relations.

7850. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting a report concerning methods employed by the Government of Cuba to comply with the United States-Cuba September 1994 ''Joint Communique'' and the treatment by the Government of Cuba of persons returned to Cuba in accordance with the United States-Cuba May 1995 ''Joint Statement,'' together known as the Migration Accords, pursuant to Public Law 105-277, section 2245; to the Committee on International Relations.

7851. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting pursuant to section 3(d) of the Arms Export Control Act, certification regarding the proposed transfer of major defense equipment from the Government of the Netherlands (Transmittal No. RSAT-01-06); to the Committee on International Relations.

7852. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting a copy of Presidential Determination No. 2006-14 on Certification on Rescission of Libya's Designation as a State Sponsor of Terrorism; to the Committee on International Relations.

7853. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting a report providing information on steps taken by the U.S. Government to bring about an end to the Arab League boycott of Israel and to expand the process of normalization between Israel and the Arab League countries, as requested in Section 535 Division D of the Foreign Operations, Export Financing, and Related Programs Appropriations Act for Fiscal Year 2005 (Pub. L. 108-447); to the Committee on International Relations.

7854. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting the Department's report regarding the amount of acquisitions made by the Department from entities that manufacture articles, materials, or supplies outside of the United States, pursuant to Public Law 108-447, Division H; to the Committee on Government Reform.

7855. A letter from the Secretary, Department of Energy, transmitting the semiannual report on the activities of the Office of Inspector General for the period October 1, 2005 to March 31, 2006, pursuant to 5 U.S.C. app. (Insp. Gen. Act) section 5(b); to the Committee on Government Reform.

7856. A letter from the Acting Inspector General, Department of Defense, transmitting in compliance with the ''Federal Activities Inventory Reform Act of 1998,'' (Pub. L. 105-270, the FAIR Act), the inventory of commercial and inherently government activities for FY 2005; to the Committee on Government Reform.

7857. A letter from the Under Secretary for Management, Department of Homeland Security, transmitting in accordance with Section 647(b) of Division F of the Consolidated Appropriations Act, FY 2004, Pub. L. 108-199, the Department's report on competitive sourcing efforts for FY 2005; to the Committee on Government Reform.

7858. A letter from the Director, Office of Personnel Management, transmitting the Office's report entitled, ''Federal Student Loan Repayment Program FY 2005,'' pursuant to 5 U.S.C. 5379(a)(1)(B) Public Law 106-398, section 1122; to the Committee on Government Reform.

7859. A letter from the Office of the District of Columbia Auditor, transmitting a report entitled, ''Letter Report: Review of Relocation and Related OCTO Employees' Expenses Paid For by the Office of the Chief Technology Officer for Fiscal Years 2001 Through 2003''; to the Committee on Government Reform.

7860. A letter from the Chairman, Railroad Retirement Board, transmitting the semiannual report on activities of the Office of Inspector General for the period October 1, 2005 through March 31, 2006, pursuant to 5 U.S.C. app. (Insp. Gen. Act) section 5(d); to the Committee on Government Reform.

7861. A letter from the Chairman, U.S. Merit Systems Protection Board, transmitting a copy of draft legislation to reauthorize the U.S. Merit Systems Protection Board for an additional five years, pursuant to 31 U.S.C. 1110; to the Committee on Government Reform.

7862. A letter from the Chairman, U.S. Postal Service, transmitting the semiannual report on activities of the Inspector General for the period ending March 31, 2006 and the Management Response for the same period, pursuant to 5 U.S.C. app. (Insp. Gen. Act) section 8G(h)(2); to the Committee on Government Reform.

7863. A letter from the Executive Director, United States Access Board, transmitting the Board's FY 2005 report, pursuant the requirements of section 203(b) of the Notification and Federal Employee Antidiscrimination and Retaliation Act of 2002 (No Fear Act); to the Committee on Government Reform.

7864. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Security Zones; Captain of the Port Zone Jacksonville, FL [COTP Jacksonville, FL (RIN: 1625-AA87) received May 25, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7865. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Security and Safety Zone; Protection of Large Passenger Vessels, Portland, OR [CGD13-06-019] (RIN: 1625-AA00) received May 25, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7866. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Security Zone; Portland Rose Festival on Willamette River [CGD13-06-020] (RIN: 1625-AA87) received May 25, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7867. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Safety Zone; Live-Fire Gun Exercise, Southeast of Ocean City, MD, Atlantic Ocean [COTP Hampton Roads 06-046] (RIN: 1625-AA00) received May 25, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7868. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Safety Zone; San Carlos Bay, FL [COTP St. Petersburg 06-066] (RIN: 1625-AA00) received May 25, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7869. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Safety Zone: M/V ZHEN HUA 1 Crane Delivery Operation, Columbia River, Portland Oregon [CGD13-06-016] (RIN: 1625-AA00) received May 25, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7870. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Safety Zone: Trojan Power Plant Cooling Tower Implosion, Rainier, Oregon [CGD13-06-012] (RIN: 1625-AA00) received May 25, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7871. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Safety Zone; Chicago Sanitary and Ship Canal, Romeoville, IL [CGD09-06-018] (RIN: 1625-AA00) received May 25, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7872. A letter from the Chief, Regulations and Administrative Law, USCG, Department

of Homeland Security, transmitting the Department's final rule — Safety Zone; 1.5NM North of Glass Breakwater, Philippine Sea, GU [COTP Guam 06-004] (RIN: 1625-AA00) received May 25, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7873. A letter from the Program Analyst, NHTSA, Department of Transportation, transmitting the Department's final rule — Vehicles Built in Two or More Stages [Docket No. NHTSA-2006-24664] (RIN: 2127-AJ91) received May 30, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7874. A letter from the Program Analyst, NHTSA, Department of Transportation, transmitting the Department's final rule — Federal Motor Vehicle Safety Standards; Controls, Telltales and Indicators [Docket No. NHTSA-2006-23651] (RIN: 2127-AJ81) received May 30, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7875. A letter from the Program Analyst, NHTSA, Department of Transportation, transmitting the Department's final rule — Civil Penalties [Docket No. NHTSA-05-24109; Notice 2] (RIN: 2127-AJ83) received May 30, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7876. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Reservation System for Unscheduled Arrivals at Chicago's O'Hare International Airport [Docket No. FAA-2005-19411; SFAR No. 105] (RIN: 2120-AI47) received April 21, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7877. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Revision of Class E Airspace; Holy Cross, AK [Docket No. FAA-2005-22854; Airspace Docket No. 05-AAL-34] received April 21, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7878. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Establishment of Class E5 Airspace; Hill City, KS [Docket No. FAA-2005-22745; Airspace Docket No. 05-ACE-31] received April 21, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7879. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Standard Instrument Approach Procedures, Weather Takeoff Minimums; Miscellaneous Amendments [Docket No. 30491; Amdt. No. 3164] received May 30, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7880. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Standard Instrument Approach Procedures; Miscellaneous Amendments [Docket No. 30492; Amdt. No. 3165] received May 30, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7881. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Establishment of Class E Airspace; Valdez Pioneer Field, AK [Docket No. FAA-2005-22686; Airspace Docket No. 05-AAL-42] received May 30, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7882. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Establishment of Class E Airspace; Cold Bay, AK [Docket No. FAA-2005-23275; Airspace Docket No. 05-AAL-40] received May 30, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7883. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Establishment of Class E Airspace; St. Paul Island, AK [Docket No. FAA-2005-22687; Airspace Docket No. 05-AAL-23] received May 30, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7884. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Establishment of Class E Airspace; Minchumina, AK [Docket No. FAA-2005-23276; Airspace Docket No. 05-AAK-41] received May 30, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7885. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Establishment of Class E Enroute Domestic Airspace Area; Vandenberg AFB, CA [Docket No. FAA-2005-23271; Airspace Docket No. 05-AWP-15] (RIN: 2120-AA66) received May 30, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7886. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Establishment of Class E Airspace; Kuparuk, AK [Docket No. FAA-2006-23712; Airspace Docket No. 06-AAL-05] received May 30, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7887. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Establishment of Class E Airspace; Minchumina, AK [Docket No. FAA-2005-23276; Airspace Docket No. 05-AAL-41] received May 30, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7888. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Revision of Class E Airspace; Middleton Island, Ak [Docket No. FAA-2006-23711; Airspace Docket No. 06-AAL-04] received May 30, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7889. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Establishment of Class E Airspace; Galbraith Lake, AK [Docket No. FAA-2005-22857; Airspace Docket No. 05-AAL-37] received May 30, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7890. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Revision of Class E Airspace; Herlong, CA [Docket FAA 2004-19684; Airspace Docket 04-ANM-24] received May 30, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7891. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Modification of Restricted Areas R-3002A, B, C, D, E and F; and Establishment of Restricted Area R-3002G; Fort Benning, GA [Docket No. FAA-2006-23531; Airspace Docket No. 04-AS-14] (RIN: 2120-AA66) received May 30, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7892. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Modification of Class E Airspace; Mason City Municipal Airport, IA [Docket No. FAA-2006-24370; Airspace Docket No. 06-ACE-3] received May 30, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7893. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Removal of Class E Airspace; Paducah Farrington Airpark, KY [Docket No. FAA-2006-24285; Airspace Docket No. 06-ASO-4] received May 30, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7894. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Establishment of Class D Airspace; Bay St. Louis, MS [Docket No. FAA-2006-23590; Airspace Docket No. 06-ASO-2] received May 30, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7895. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Revision of Class E Airspace; Togiak Village, AK [Docket No. FAA-2006-23713; Airspace Docket No. 06-AAl-06] received May 30, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7896. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Transportation, transmitting the Department's final rule — Security Zone; Waters Surrounding U.S. Forces Vessel SBX-1, HI [COTP Honolulu 06-005] (RIN: 1625-AA87) received May 25, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7897. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Transportation, transmitting the Department's final rule — Safety Zone; Tampa, FL [COTP St. Petersburg 06-063] (RIN: 1625-AA00) received May 25, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7898. A letter from the Secretary, Department of Energy, transmitting an annual report concerning operations at the Naval Petroleum Reserves for fiscal year 2006, pursuant to 42 U.S.C. 6501 note; jointly to the Committees on Armed Services and Energy and Commerce.

7899. A letter from the Deputy Director, Defense Security Cooperation Agency, transmitting pursuant to Section 634A of the Foreign Assistance Act of 1961, as amended,and Division D, Title V, Section 515 of the Consolidated Appropriations Act, 2005, as enacted in Pub. L. 108-447, notification that implementation of the FY 2006 International Military Education and Training (IMET) program, as approved by the Department of State, requires revisions to the levels justified in the FY 2006 Congressional Budget Justification for Foreign Operations for the enclosed list of countries; jointly to the Committees on International Relations and Appropriations.

7900. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting a copy of Presidential Determination No. 2006-12, waiving and certifying the statutory provisions regarding the Palestine Liberation Organization (PLO) Office, pursuant to Public Law 108-447, section 534(d); jointly to the Committees on International Relations and Appropriations.

7901. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting a report on the Millenium Challenge Corporation (MCC)'s fiscal year 2005 obligations and expenditures for assistance provided to each eligible country, as required under the Millenium Challenge Act (Pub. L. 108-199, Section 613); jointly to the Committees on International Relations, the

Judiciary, Ways and Means, Resources, and Government Reform.

¶49.4 RECESS FOR JOINT MEETING TO RECEIVE HER EXCELLENCY VAIRA VIKE-FREIBERGA, PRESIDENT OF LATVIA—10:04 A.M.

The SPEAKER pro tempore, Mr. WESTMORELAND, pursuant to the special order of the House agreed to on May 25, 2006, declared the House in recess at 10 o'clock and 4 minutes a.m., subject to the call of the Chair.

¶49.5 AFTER RECESS—12:25 P.M.

The SPEAKER pro tempore, Mr. BOOZMAN, called the House to order.

¶49.6 PROCEEDINGS DURING RECESS

On motion of Mr. PITTS, by unanimous consent, the proceedings had during the recess were ordered to be printed in the CONGRESSIONAL RECORD.

¶49.7 PROVIDING FOR CONSIDERATION OF H.R. 5521

Mr. BISHOP of Utah, by direction of the Committee on Rules, called up the following resolution (H. Res. 849):

Resolved, That at any time after the adoption of this resolution the Speaker may, pursuant to clause 2(b) of rule XVIII, declare the House resolved into the Committee of the Whole House on the state of the Union for consideration of the bill (H.R. 5521) making appropriations for the Legislative Branch for the fiscal year ending September 30, 2007, and for other purposes. The first reading of the bill shall be dispensed with. All points of order against consideration of the bill are waived. General debate shall be confined to the bill and shall not exceed one hour equally divided and controlled by the chairman and ranking minority member of the Committee on Appropriations. After general debate the bill shall be considered for amendment under the five-minute rule. The bill shall be considered as read. All points of order against provisions in the bill for failure to comply with clause 2 of rule XXI are waived. Notwithstanding clause 11 of rule XVIII, no amendment to the bill shall be in order except those printed in the report of the Committee on Rules accompanying this resolution. Each such amendment may be offered only in the order printed in the report, may be offered only by a Member designated in the report, shall be considered as read, shall be debatable for the time specified in the report equally divided and controlled by the proponent and an opponent, shall not be subject to amendment, and shall not be subject to a demand for division of the question in the House or in the Committee of the Whole. All points of order against such amendments are waived. At the conclusion of consideration of the bill for amendment the Committee shall rise and report the bill to the House with such amendments as may have been adopted. The previous question shall be considered as ordered on the bill and amendments thereto to final passage without intervening motion except one motion to recommit with or without instructions.

When said resolution was considered.

After debate,

On motion of Mr. BISHOP of Utah, the previous question was ordered on the resolution and, under the operation thereof, the resolution was agreed to.

A motion to reconsider the vote whereby said resolution was agreed to was, by unanimous consent, laid on the table.

¶49.8 LEGISLATIVE BRANCH APPROPRIATIONS FY 2007

The SPEAKER pro tempore, Mr. BISHOP of Utah, pursuant to House Resolution 849 and rule XVIII, declared the House resolved into the Committee of the Whole House on the state of the Union for the consideration of the bill (H.R. 5521) making appropriations for the Legislative Branch for the fiscal year ending September 30, 2007, and for other purposes.

The SPEAKER pro tempore, Mr. BISHOP of Utah, by unanimous consent, designated Mr. LINDER as Chairman of the Committee of the Whole.

The Acting Chairman, Mr. BOOZMAN assumed the Chair; and after some time spent therein,

The SPEAKER pro tempore, Mr. BOOZMAN, assumed the Chair.

When Mr. LINDER, Chairman, pursuant to House Resolution 849, reported the bill back to the House.

The previous question having been ordered by said resolution.

The bill was ordered to be engrossed and read a third time, was read a third time by title.

The question being put,

Will the House pass said bill?

The SPEAKER pro tempore, Mr. BOOZMAN, announced that pursuant to clause 10, rule XX, the yeas and nays were ordered.

The SPEAKER pro tempore, Mr. BOOZMAN, pursuant to clause 8, rule XX, announced that further proceedings on the question of passage of the bill were postponed.

¶49.9 GREATER OPPORTUNITIES FOR SCIENCE, TECHNOLOGY, ENGINEERING, AND MATHEMATICS

Mr. PRICE of Georgia moved to suspend the rules and agree to the following concurrent resolution (H. Con. Res. 421); as amended:

Whereas in October 2005, the Government Accountability Office released a study on Federal science, technology, engineering, and mathematics (STEM) programs and concluded that the Federal Government funds 207 education-related STEM programs across 13 separate Federal agencies;

Whereas in the Deficit Reduction Act of 2005 (Public Law 109–171), the Congress established the Academic Competitiveness Council in order to identify all Federal education programs with a mathematics and science focus;

Whereas the Academic Competitiveness Council is chaired by the Secretary of Education and brings together officials from across the Federal Government;

Whereas the Academic Competitiveness Council is charged with determining the effectiveness of each program and identifying areas of overlap or duplication; and

Whereas the Academic Competitiveness Council has up to one year after February 2006 to release its report and will recommend ways to efficiently integrate and coordinate the programs: Now, therefore, be it

Resolved by the House of Representatives (the Senate concurring), That it is the sense of Congress that—

(1) mathematics and science education programs across Federal agencies should be better coordinated;

(2) there should be minimal duplication among these programs and consistent standards of evaluation;

(3) the Department of Education should be commended for its rapid response in creating the Academic Competitiveness Council; and

(4) the recommendations of the Academic Competitiveness Council should be closely examined when making decisions about Federal funding for mathematics and science education programs.

The SPEAKER pro tempore, Mr. BOOZMAN, recognized Mr. PRICE of Georgia and Mr. George MILLER of California, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and agree to said concurrent resolution, as amended?

The SPEAKER pro tempore, Mr. BOOZMAN, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said concurrent resolution, as amended, was agreed to.

A motion to reconsider the vote whereby the rules were suspended and said concurrent resolution, as amended, was agreed to was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said concurrent resolution.

¶49.10 MINE IMPROVEMENT AND NEW EMERGENCY RESPONSE

Mr. MCKEON moved to suspend the rules and pass the bill of the Senate (S. 2803) to amend the Federal Mine Safety and Health Act of 1977 to improve the safety of mines and mining.

The SPEAKER pro tempore, Mr. BOOZMAN, recognized Mr. MCKEON and Mr. George MILLER of California, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and pass said bill?

The SPEAKER pro tempore, Mr. LAHOOD, announced that two-thirds of the Members present had voted in the affirmative.

Mr. George MILLER of California demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mr. LAHOOD, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed.

¶49.11 NATIONAL ENTREPRENEURSHIP WEEK

Mr. OSBORNE moved to suspend the rules and agree to the resolution (H. Res. 699):

Whereas according to the Department of Labor, most of the new jobs created throughout the United States in the past decade have come from the creative efforts of entrepreneurs and small businesses, which have been expanding and advancing technology and fueling the recent growth in the economy;

Whereas entrepreneurs have been the source of economic innovation throughout

the history of the Nation, and the entire society has been improved because of the new ways of doing things that have been brought about by people who market their ideas;

Whereas economically independent entrepreneurs are engaged citizens who work to improve the economic environment in their local communities, providing better opportunities for businesses to operate and a better environment for the human resources they need to advance their business dreams;

Whereas 70 percent of high school students want to become entrepreneurs, and entrepreneurial skills will assist students in the future regardless of whether they work in a business owned by others or run their own business;

Whereas the high interest of students in becoming entrepreneurs and the critical role entrepreneurs have played in advancing the national economy make it vital for the Nation's schools to provide students with training in the skills which will enable them to become the entrepreneurs of the future;

Whereas the Partnership For 21st Century Skills identified financial, economic, business literacy, and entrepreneurship skills as the types of skills students must have in order to enhance workplace productivity and career options;

Whereas exposing students to the types of market-driven problems faced by entrepreneurs is an excellent example of how educators can use problem-based learning strategies to prepare students for the situations they will encounter in the future, an approach recommended by the National Council on Competitiveness in its 2004 report entitled '' Innovate America'';

Whereas entrepreneurship education provides exactly the type of academic engagement of all students promoted by the National High School Alliance, based on relevant real-world contexts that build on community assets, allow participation in workplace-based learning, and include performance-based assessments;

Whereas entrepreneurship education has been shown to be especially effective in closing the achievement gap between minority students and others in public schools;

Whereas students who participate in entrepreneurship education programs have better attendance records, perform better on core subjects, and have lower dropout rates than those who do not participate in these programs;

Whereas successful programs in entrepreneurship education have been established in many States, including the public-private partnership program in North Carolina by the Center for 21st Century Skills, which helps students acquire the knowledge and skills needed for success in the global economy and which has been touted as a national model for education in the 21st century;

Whereas the Ewing Marion Kauffman Foundation has assembled a multidisciplinary panel of distinguished scholars who will evaluate relevant research and review what has been learned in the many existing programs on entrepreneurship under way throughout the United States in order to provide recommendations for a comprehensive approach to teaching entrepreneurship in colleges and universities;

Whereas the Ewing Marion Kauffman Foundation has contributed significant time and resources to create the Kauffman Campuses program to make entrepreneurship education a common and accessible campuswide opportunity that is an integral part of the college experience;

Whereas the Consortium for Entrepreneurship Education has developed and nurtured a lifelong entrepreneurship education model to encourage students' awareness of entrepreneurship as a career option throughout their years of school and to assist entrepreneurs as they implement their entrepreneurial ideas;

Whereas the Consortium for Entrepreneurship Education has lead the initiative to broadly define the field of entrepreneurship through 403 performance indicators to guide the delivery of entrepreneurship education in support of the lifelong learning model;

Whereas, through the initiative to observe annually National Entrepreneurship Week, the Ewing Marion Kauffman Foundation, the Consortium for Entrepreneurship Education, and partner organizations promote awareness of the contributions of entrepreneurs as innovators, positive forces in the economy, and important resources for improving communities as places to live and work; and

Whereas National Entrepreneurship Week will focus on the innovative ways in which entrepreneurship education can bring together the core academic, technical, and problem solving skills essential for future entrepreneurs and successful workers in future workplaces: Now, therefore, be it

Resolved, That the House of Representatives—

(1) encourages the implementation of entrepreneurship education throughout the United States;

(2) supports the goals and ideals of National Entrepreneurship Week so that the people of the United States are reminded of the contributions of entrepreneurs and so that educators are encouraged to reflect on how entrepreneurship education can improve the performance of their students; and

(3) requests that the President issue a proclamation calling on the Federal Government, State and Local governments, schools, nonprofit organization, and others to observe National Entrepreneurship Week annually with special events in support of entrepreneurs and entrepreneurship education programs.

The SPEAKER pro tempore, Mr. LAHOOD, recognized Mr. OSBORNE and Mr. DAVIS of Illinois, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and agree to said resolution?

The SPEAKER pro tempore, Mr. LAHOOD, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said resolution was agreed to.

A motion to reconsider the vote whereby the rules were suspended and said resolution was agreed to was, by unanimous consent, laid on the table.

¶49.12 MONGOLIAN STATEHOOD 800TH ANNIVERSARY

Mr. LEACH moved to suspend the rules and agree to the following resolution (H. Res. 828):

Whereas Mongolia, a great nation located at the crossroads of many civilizations, in 2006 marks its 800th anniversary as a state;

Whereas Mongolia has become a functioning democracy in Asia;

Whereas since 1990 the Mongolian people have held 5 parliamentary elections and 4 presidential elections;

Whereas these elections have been determined to be largely free and fair, without violence or balloting irregularities, and featuring multiple political parties;

Whereas these elections demonstrate Mongolia's commitment to the rule of law and its determination to consolidate its democratic progress;

Whereas the Government of Mongolia has conducted economic reforms which introduced market mechanisms and have resulted in the private sector producing the great majority of the gross domestic product, demonstrating Mongolia's commitment to the establishment of a free market economy;

Whereas Mongolia ratified the United Nations Convention Against Corruption in October 2005, demonstrating its determination to take steps to better ensure political and economic stability and progress;

Whereas Mongolia has sought to develop political, economic, and security relationships with its neighboring countries in order to enhance confidence and regional security;

Whereas the people of the United States and Mongolia share common commitments to democracy and freedom, and the Government of Mongolia has expressed its strong desire to deepen and strengthen its partnership with the United States;

Whereas Mongolia entered into a Trade and Investment Framework Agreement with the United States in 2004, demonstrating its commitment to take further steps to reform and open up its economy and to deepen bilateral economic ties;

Whereas Mongolia has been a steadfast partner with the United States in the Global War on Terror, and, after the September 11th terror attacks, the Government of Mongolia expressed its strong support for the United States;

Whereas Mongolia has supported coalition operations by repeatedly contributing troops to both Operation Enduring Freedom in Afghanistan and Operation Iraqi Freedom;

Whereas Mongolia has contributed troops to support NATO peacekeeping operations in Kosovo and to protect the United Nations war crimes court in Sierra Leone; and

Whereas Mongolia's strong policy track record has made it eligible for Millennium Challenge Account (MCA) support in 2004 and 2005: Now, therefore, be it

Resolved, That the House of Representatives—

(1) congratulates the people and Government of Mongolia on the 800th anniversary of Mongolian statehood;

(2) affirms that the United States is proud to be considered Mongolia's ''third neighbor'';

(3) commends the people and Government of Mongolia for their commitment to democracy, freedom, and economic reform;

(4) urges the Government of Mongolia to take further steps to fight corruption and provide greater transparency and accountability in government operations;

(5) shares with the people and Government of Mongolia the desire to enhance the relationship between the United States and Mongolia, based on a comprehensive partnership, shared values, and common interests;

(6) supports efforts to strengthen strategic, political, economic, educational, and cultural ties between the 2 countries;

(7) encourages private investment and increased business ties between investors in both countries;

(8) encourages increased people-to-people ties through expanded academic, cultural, and sports exchanges, and

(9) supports increased Mongolian participation in international organizations and initiatives.

The SPEAKER pro tempore, Mr. LAHOOD, recognized Mr. LEACH and Mr. FALEOMAVAEGA, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and agree to said resolution?

The SPEAKER pro tempore, Mr. CULBERSON, announced that two-

thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said resolution was agreed to.

A motion to reconsider the vote whereby the rules were suspended and said resolution was agreed to was, by unanimous consent, laid on the table.

¶49.13 HIS MAJESTY KING BHUMIBOL ADULYADEJ OF THAILAND

Mr. LEACH moved to suspend the rules and agree to the following concurrent resolution (H. Con. Res. 409); as amended:

Whereas on June 9, 1946, His Majesty Bhumibol Adulyadej ascended the throne and this year celebrates his 60th year as King of Thailand;

Whereas His Majesty King Bhumibol is the longest-serving monarch in the world;

Whereas on May 26, 2006, His Majesty King Bhumibol received the inaugural special Human Development Lifetime Achievement Award from the United Nations Development Agency for his dedication to social justice, growth with equity, human security, democratic governance, and sustainability;

Whereas during the reign of His Majesty King Bhumibol, Thailand has become a democratically governed constitutional democracy in which Thai citizens enjoy the right to change their government through periodic free and fair elections held on the basis of universal suffrage;

Whereas His Majesty King Bhumibol has enjoyed a special relationship with the United States, having been born in 1927 in Cambridge, Massachusetts, where his father, Prince Mahidol of Songkla, was studying medicine at the Harvard Medical School;

Whereas the United States and Thailand have enjoyed over 170 years of friendship since the signing of the Treaty of Amity and Commerce in 1833, the first such treaty signed between the United States and any Asian country;

Whereas the United States and Thailand are treaty allies, and on December 30, 2003, President George W. Bush designated the Kingdom of Thailand as a major non-NATO ally; and

Whereas the bonds of friendship and mutual respect are strong between the United States and Thailand: Now, therefore, be it

Resolved by the House of Representatives (the Senate concurring),

(1) commemorates the 60th anniversary of the ascension to the throne of His Majesty King Bhumibol Adulyadej of Thailand;

(2) offers its sincere congratulations to His Majesty King Bhumibol and best wishes for continued prosperity to his Majesty and the Kingdom of Thailand; and

(3) looks forward to continued, enduring ties of friendship between the Thai and American people.

The SPEAKER pro tempore, Mr. CULBERSON, recognized Mr. LEACH and Mr. FALEOMAVAEGA, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and agree to said concurrent resolution, as amended?

The SPEAKER pro tempore, Mr. CULBERSON, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said concurrent resolution, as amended, was agreed to.

A motion to reconsider the vote whereby the rules were suspended and said concurrent resolution, as amended, was agreed to was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said concurrent resolution.

¶49.14 RECESS—3:03 P.M.

The SPEAKER pro tempore, Mr. CULBERSON, pursuant to clause 12(a) of rule I, declared the House in recess at 3 o'clock and 3 minutes p.m., subject to the call of the Chair.

¶49.15 AFTER RECESS—4:17 P.M.

The SPEAKER pro tempore, Mr. CULBERSON, called the House to order.

¶49.16 H. RES. 842—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mr. CULBERSON, pursuant to clause 8, rule XX, announced the unfinished business to be the question on ordering the previous question on the resolution (H. Res. 842) providing for consideration of the bill (H.R. 5254) to set schedules for the consideration of permits for refineries.

The question being put,

Will the House now order the previous question?

The vote was taken by electronic device.

It was decided in the affirmative ..... { Yeas ..... 220 / Nays 192

¶49.17 [Roll No. 227]

YEAS—220

Aderholt
Akin
Alexander
Bachus
Baker
Barrett (SC)
Bartlett (MD)
Barton (TX)
Bass
Beauprez
Biggert
Bilirakis
Bishop (UT)
Blackburn
Blunt
Boehlert
Boehner
Bonilla
Bonner
Boozman
Boustany
Bradley (NH)
Brady (TX)
Brown (SC)
Brown-Waite, Ginny
Burgess
Burton (IN)
Buyer
Calvert
Camp (MI)
Cannon
Cantor
Capito
Carter
Castle
Chabot
Chocola
Coble
Cole (OK)
Conaway
Crenshaw
Cubin
Culberson
Davis (KY)
Davis, Jo Ann
Davis, Tom
Deal (GA)
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Doolittle
Drake
Dreier
Duncan
Ehlers
Emerson
English (PA)
Everett
Feeney
Ferguson
Fitzpatrick (PA)
Flake
Foley
Forbes
Fortenberry
Fossella
Foxx
Franks (AZ)
Frelinghuysen
Gallegly
Garrett (NJ)
Gerlach
Gilchrest
Gillmor
Gingrey
Goode
Goodlatte
Granger
Graves
Green (WI)
Gutknecht
Hall
Harris
Hart
Hastings (WA)
Hayes
Hayworth
Hefley
Hensarling
Herger
Hobson
Hoekstra
Hostettler
Hulshof
Hunter
Hyde
Issa
Istook
Jenkins
Jindal
Johnson (CT)
Johnson (IL)
Johnson, Sam
Jones (NC)
Kelly
Kennedy (MN)
King (IA)
King (NY)
Kingston
Kirk
Kline
Knollenberg
Kolbe
Kuhl (NY)
LaHood
Latham
LaTourette
Leach
Lewis (CA)
Lewis (KY)
Linder
LoBiondo
Lucas
Lungren, Daniel E.
Mack
Marchant
McCaul (TX)
McCotter
McCrery
McHenry
McHugh
McKeon
McMorris
Mica
Miller (FL)
Miller (MI)
Miller, Gary
Moran (KS)
Murphy
Musgrave
Myrick
Neugebauer
Ney
Northup
Norwood
Nunes
Osborne
Otter
Oxley
Paul
Pearce
Pence
Peterson (PA)
Petri
Pickering
Pitts
Platts
Poe
Pombo
Porter
Price (GA)
Pryce (OH)
Putnam
Radanovich
Ramstad
Regula
Rehberg
Reichert
Renzi
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Ros-Lehtinen
Royce
Ryan (WI)
Ryun (KS)
Saxton
Schmidt
Schwarz (MI)
Sensenbrenner
Shadegg
Shaw
Shays
Sherwood
Shimkus
Shuster
Simmons
Simpson
Smith (NJ)
Smith (TX)
Sodrel
Souder
Stearns
Sullivan
Sweeney
Tancredo
Taylor (NC)
Terry
Thomas
Thornberry
Tiahrt
Tiberi
Turner
Upton
Walden (OR)
Walsh
Wamp
Weldon (FL)
Weldon (PA)
Weller
Westmoreland
Whitfield
Wicker
Wilson (NM)
Wilson (SC)
Wolf
Young (AK)
Young (FL)

NAYS—192

Abercrombie
Ackerman
Allen
Andrews
Baca
Baird
Baldwin
Barrow
Bean
Becerra
Berkley
Berman
Berry
Bishop (GA)
Blumenauer
Boren
Boswell
Boucher
Boyd
Brady (PA)
Brown (OH)
Brown, Corrine
Butterfield
Capps
Capuano
Cardin
Cardoza
Carnahan
Carson
Case
Chandler
Clay
Cleaver
Clyburn
Conyers
Cooper
Costa
Costello
Cramer
Crowley
Cummings
Davis (AL)
Davis (CA)
Davis (FL)
Davis (IL)
Davis (TN)
DeFazio
DeGette
Delahunt
DeLauro
Dicks
Dingell
Doggett
Doyle
Edwards
Emanuel
Engel
Eshoo
Etheridge
Evans
Farr
Fattah
Frank (MA)
Gonzalez
Gordon
Green, Al
Green, Gene
Grijalva
Gutierrez
Harman
Hastings (FL)
Herseth
Higgins
Hinchey
Hinojosa
Holden
Holt
Honda
Hooley
Hoyer
Inslee
Israel
Jackson (IL)
Jefferson
Johnson, E. B.
Jones (OH)
Kanjorski
Kaptur
Kennedy (RI)
Kildee
Kilpatrick (MI)
Kind
Kucinich
Langevin
Larsen (WA)
Larson (CT)
Lee
Levin
Lewis (GA)
Lipinski
Lofgren, Zoe
Lowey
Lynch
Maloney
Markey
Marshall
Matheson
Matsui
McCarthy
McCollum (MN)
McDermott
McGovern
McIntyre
McKinney
McNulty
Meehan
Meek (FL)
Meeks (NY)
Melancon
Michaud
Millender-McDonald
Miller (NC)
Miller, George
Mollohan
Moore (KS)
Moore (WI)
Moran (VA)
Murtha
Nadler
Napolitano
Neal (MA)
Obey
Olver
Ortiz
Owens
Pallone
Pascrell
Pastor
Payne
Pelosi
Peterson (MN)
Pomeroy
Price (NC)
Rahall
Rangel
Ross
Rothman
Roybal-Allard
Ruppersberger
Rush
Ryan (OH)
Sabo
Salazar
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Schakowsky
Schiff
Schwartz (PA)
Scott (GA)
Scott (VA)
Serrano
Sherman
Skelton
Smith (WA)
Snyder
Solis
Spratt
Stark
Strickland
Stupak
Tanner
Tauscher
Taylor (MS)
Thompson (CA)
Thompson (MS)
Tierney
Towns
Udall (CO)
Udall (NM)
Van Hollen
Velázquez
Visclosky
Wasserman Schultz
Waters
Watson
Watt
Waxman
Weiner
Wexler
Wu
Wynn

NOT VOTING—20

Bishop (NY)
Bono
Campbell (CA)
Cuellar
DeLay
Filner
Ford
Gibbons
Gohmert
Inglis (SC)
Jackson-Lee (TX)
Keller
Lantos
Manzullo
Nussle
Oberstar
Reyes
Sessions
Slaughter
Woolsey

So the previous question on the resolution was ordered.

The question being put, viva voce,

Will the House agree to said resolution?

The SPEAKER pro tempore, Mr. CULBERSON, announced that the yeas had it.

Ms. MATSUI demanded a recorded vote on agreeing to said resolution, which demand was supported by one-fifth of a quorum, so a recorded vote was ordered.

The vote was taken by electronic device.

It was decided in the affirmative ..... { Yeas ..... 221 / Nays 192

¶49.18 [Roll No. 228]

AYES—221

Aderholt
Akin
Alexander
Bachus
Baker
Barrett (SC)
Bartlett (MD)
Barton (TX)
Bass
Beauprez
Biggert
Bilirakis
Bishop (UT)
Blackburn
Blunt
Boehlert
Boehner
Bonilla
Bonner
Boozman
Boustany
Bradley (NH)
Brady (TX)
Brown (SC)
Brown-Waite, Ginny
Burgess
Burton (IN)
Buyer
Calvert
Camp (MI)
Cannon
Cantor
Capito
Carter
Castle
Chabot
Chocola
Coble
Cole (OK)
Conaway
Crenshaw
Cubin
Culberson
Davis (KY)
Davis, Jo Ann
Davis, Tom
Deal (GA)
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Doolittle
Drake
Dreier
Duncan
Ehlers
Emerson
English (PA)
Everett
Feeney
Ferguson
Fitzpatrick (PA)
Flake
Foley
Forbes
Fortenberry
Fossella
Foxx
Franks (AZ)
Frelinghuysen
Gallegly
Garrett (NJ)
Gerlach
Gilchrest
Gillmor
Gingrey
Goode
Goodlatte
Granger
Graves
Green (WI)
Gutknecht
Hall
Harris
Hart
Hastings (WA)
Hayes
Hayworth
Hefley
Hensarling
Herger
Hobson
Hoekstra
Hostettler
Hulshof
Hunter
Hyde
Issa
Istook
Jenkins
Jindal
Johnson (CT)
Johnson (IL)
Johnson, Sam
Jones (NC)
Kelly
Kennedy (MN)
King (IA)
King (NY)
Kingston
Kirk
Kline
Knollenberg
Kolbe
Kuhl (NY)
LaHood
Latham
LaTourette
Leach
Lewis (CA)
Lewis (KY)
Linder
LoBiondo
Lucas
Lungren, Daniel E.
Mack
Marchant
McCaul (TX)
McCotter
McCrery
McHenry
McHugh
McKeon
McMorris
Melancon
Mica
Miller (FL)
Miller (MI)
Miller, Gary
Moran (KS)
Murphy
Musgrave
Myrick
Neugebauer
Ney
Northup
Norwood
Nunes
Osborne
Otter
Oxley
Paul
Pearce
Pence
Peterson (PA)
Petri
Pickering
Pitts
Platts
Poe
Pombo
Porter
Price (GA)
Pryce (OH)
Putnam
Radanovich
Ramstad
Regula
Rehberg
Reichert
Renzi
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Ros-Lehtinen
Royce
Ryan (WI)
Ryun (KS)
Saxton
Schmidt
Schwarz (MI)
Sensenbrenner
Shadegg
Shaw
Shays
Sherwood
Shimkus
Shuster
Simmons
Simpson
Smith (NJ)
Smith (TX)
Sodrel
Souder
Stearns
Sullivan
Sweeney
Tancredo
Taylor (NC)
Terry
Thomas
Thornberry
Tiahrt
Tiberi
Turner
Upton
Walden (OR)
Walsh
Wamp
Weldon (FL)
Weldon (PA)
Weller
Westmoreland
Whitfield
Wicker
Wilson (NM)
Wilson (SC)
Wolf
Young (AK)
Young (FL)

NOES—192

Abercrombie
Ackerman
Allen
Andrews
Baca
Baird
Baldwin
Barrow
Bean
Becerra
Berkley
Berman
Berry
Bishop (GA)
Blumenauer
Boren
Boswell
Boucher
Boyd
Brady (PA)
Brown (OH)
Brown, Corrine
Butterfield
Capps
Capuano
Cardin
Cardoza
Carnahan
Carson
Case
Chandler
Clay
Cleaver
Clyburn
Conyers
Cooper
Costa
Costello
Cramer
Crowley
Cuellar
Cummings
Davis (AL)
Davis (CA)
Davis (FL)
Davis (IL)
Davis (TN)
DeFazio
DeGette
Delahunt
DeLauro
Dicks
Dingell
Doggett
Doyle
Edwards
Emanuel
Engel
Eshoo
Etheridge
Evans
Farr
Fattah
Frank (MA)
Gonzalez
Gordon
Green, Al
Green, Gene
Grijalva
Gutierrez
Harman
Hastings (FL)
Herseth
Higgins
Hinchey
Hinojosa
Holden
Holt
Honda
Hooley
Hoyer
Inslee
Israel
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Johnson, E. B.
Jones (OH)
Kanjorski
Kaptur
Kennedy (RI)
Kildee
Kilpatrick (MI)
Kind
Kucinich
Langevin
Larsen (WA)
Larson (CT)
Lee
Levin
Lewis (GA)
Lipinski
Lofgren, Zoe
Lowey
Lynch
Maloney
Markey
Marshall
Matheson
Matsui
McCarthy
McCollum (MN)
McDermott
McGovern
McIntyre
McKinney
McNulty
Meehan
Meek (FL)
Meeks (NY)
Michaud
Millender-McDonald
Miller (NC)
Mollohan
Moore (KS)
Moore (WI)
Moran (VA)
Murtha
Nadler
Napolitano
Neal (MA)
Obey
Olver
Ortiz
Owens
Pallone
Pascrell
Pastor
Payne
Pelosi
Peterson (MN)
Pomeroy
Price (NC)
Rahall
Rangel
Ross
Rothman
Roybal-Allard
Ruppersberger
Rush
Ryan (OH)
Sabo
Salazar
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Schakowsky
Schiff
Schwartz (PA)
Scott (GA)
Scott (VA)
Serrano
Sherman
Skelton
Smith (WA)
Snyder
Solis
Spratt
Stark
Strickland
Stupak
Tanner
Tauscher
Taylor (MS)
Thompson (CA)
Thompson (MS)
Tierney
Towns
Udall (CO)
Udall (NM)
Van Hollen
Velázquez
Visclosky
Wasserman Schultz
Waters
Watson
Watt
Waxman
Weiner
Wexler
Wu
Wynn

NOT VOTING—19

Bishop (NY)
Bono
Campbell (CA)
DeLay
Filner
Ford
Gibbons
Gohmert
Inglis (SC)
Keller
Lantos
Manzullo
Miller, George
Nussle
Oberstar
Reyes
Sessions
Slaughter
Woolsey

So the resolution was agreed to.

A motion to reconsider the vote whereby said resolution was agreed to was, by unanimous consent, laid on the table.

¶49.19 H.R. 5521—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mr. CULBERSON, pursuant to clause 8 of rule XX, announced the unfinished business to be the question on the passage of the bill (H.R. 5521) making appropriations for the Legislative Branch for the fiscal year ending September 30, 2007, and for other purposes.

The question being put,

Will the House pass said bill?

The SPEAKER pro tempore, Mr. CULBERSON, announced that pursuant to clause 10 of rule XX the yeas and nays were ordered, and the call was taken by electronic device.

It was decided in the affirmative ..... { Yeas ..... 361 / Nays 53

¶49.20 [Roll No. 229]

YEAS—361

Abercrombie
Ackerman
Aderholt
Akin
Alexander
Allen
Andrews
Baca
Bachus
Baird
Baker
Baldwin
Barrett (SC)
Barton (TX)
Bass
Beauprez
Becerra
Berkley
Berman
Biggert
Bilirakis
Bishop (GA)
Bishop (UT)
Blackburn
Blumenauer
Blunt
Boehlert
Boehner
Bonilla
Bonner
Boozman
Boren
Boswell
Boucher
Boustany
Boyd
Bradley (NH)
Brady (PA)
Brady (TX)
Brown (OH)
Brown (SC)
Brown, Corrine
Burgess
Burton (IN)
Butterfield
Buyer
Calvert
Camp (MI)
Cannon
Cantor
Capito
Capps
Cardin
Cardoza
Carnahan
Carson
Carter
Case
Castle
Chabot
Chocola
Clay
Cleaver
Clyburn
Coble
Cole (OK)
Conaway
Conyers
Costa
Cramer
Crenshaw
Crowley
Cubin
Cuellar
Culberson
Cummings
Davis (AL)
Davis (CA)
Davis (FL)
Davis (IL)
Davis (KY)
Davis (TN)
Davis, Jo Ann
Davis, Tom
Deal (GA)
DeFazio
DeGette
DeLauro
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Dicks
Dingell
Doolittle
Doyle
Drake
Dreier
Edwards
Ehlers
Emanuel
Emerson
Engel
English (PA)
Eshoo
Evans
Everett
Farr
Fattah
Feeney
Ferguson
Fitzpatrick (PA)
Foley
Forbes
Fortenberry
Foxx
Frank (MA)
Franks (AZ)
Frelinghuysen
Gallegly
Garrett (NJ)
Gerlach
Gilchrest
Gillmor
Gingrey
Gonzalez
Goodlatte
Gordon
Granger
Green, Al
Grijalva
Gutierrez
Hall
Harman
Harris
Hart
Hastings (FL)
Hastings (WA)
Hayes
Herger
Higgins
Hinchey
Hinojosa
Hobson
Hoekstra
Holden
Holt
Honda
Hooley
Hoyer
Hunter
Hyde
Inslee
Israel
Issa
Istook
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Jenkins
Jindal
Johnson (CT)
Johnson (IL)
Johnson, E. B.
Johnson, Sam
Jones (OH)
Kanjorski
Kaptur
Kelly
Kennedy (RI)
Kildee
Kilpatrick (MI)
King (IA)
King (NY)
Kingston
Kirk
Kline
Knollenberg
Kolbe
Kucinich
Kuhl (NY)
LaHood
Langevin
Larsen (WA)
Larson (CT)
Latham
LaTourette
Leach
Lee
Levin
Lewis (CA)
Lewis (GA)
Lewis (KY)
Linder
Lipinski
LoBiondo
Lofgren, Zoe
Lowey
Lucas
Lungren, Daniel E.
Lynch
Mack
Maloney
Marchant
Markey
Matsui
McCarthy
McCaul (TX)
McCollum (MN)
McCotter
McCrery
McDermott
McGovern
McHenry
McHugh
McIntyre
McKeon
McKinney
McMorris
McNulty
Meek (FL)
Meeks (NY)
Melancon
Mica
Michaud
Millender-McDonald
Miller (FL)
Miller (MI)
Miller (NC)
Miller, Gary
Mollohan
Moore (KS)

Moore (WI)
Moran (VA)
Murphy
Murtha
Musgrave
Myrick
Nadler
Napolitano
Neal (MA)
Neugebauer
Ney
Northup
Nunes
Obey
Olver
Ortiz
Osborne
Otter
Owens
Oxley
Pallone
Pascrell
Pastor
Payne
Pearce
Pelosi
Pence
Peterson (MN)
Peterson (PA)
Pickering
Pitts
Poe
Pombo
Porter
Price (NC)
Pryce (OH)
Putnam
Radanovich
Rahall
Rangel
Regula
Rehberg
Reichert
Renzi
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Ros-Lehtinen
Rothman
Roybal-Allard
Royce
Ruppersberger
Rush
Ryan (OH)
Ryan (WI)
Ryun (KS)
Sabo
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Saxton
Schakowsky
Schiff
Schmidt
Schwartz (PA)
Schwarz (MI)
Scott (GA)
Scott (VA)
Serrano
Shaw
Sherman
Sherwood
Shuster
Simmons
Simpson
Skelton
Smith (NJ)
Smith (TX)
Smith (WA)
Snyder
Sodrel
Solis
Souder
Spratt
Stark
Strickland
Stupak
Sullivan
Sweeney
Tancredo
Tauscher
Taylor (NC)
Terry
Thomas
Thompson (CA)
Thompson (MS)
Thornberry
Tiahrt
Tiberi
Towns
Turner
Udall (NM)
Upton
Van Hollen
Velázquez
Visclosky
Walden (OR)
Walsh
Wamp
Wasserman Schultz
Waters
Watson
Watt
Waxman
Weiner
Weldon (FL)
Weldon (PA)
Weller
Westmoreland
Wexler
Whitfield
Wicker
Wilson (NM)
Wilson (SC)
Wolf
Wynn
Young (AK)
Young (FL)

NAYS—53

Barrow
Bartlett (MD)
Bean
Berry
Brown-Waite, Ginny
Capuano
Chandler
Cooper
Costello
Delahunt
Doggett
Duncan
Etheridge
Flake
Fossella
Goode
Graves
Green (WI)
Green, Gene
Gutknecht
Hayworth
Hefley
Hensarling
Herseth
Hostettler
Hulshof
Jones (NC)
Kennedy (MN)
Kind
Marshall
Matheson
Meehan
Miller, George
Moran (KS)
Norwood
Paul
Petri
Platts
Pomeroy
Price (GA)
Ramstad
Ross
Salazar
Sensenbrenner
Shadegg
Shays
Shimkus
Stearns
Tanner
Taylor (MS)
Tierney
Udall (CO)
Wu

NOT VOTING—18

Bishop (NY)
Bono
Campbell (CA)
DeLay
Filner
Ford
Gibbons
Gohmert
Inglis (SC)
Keller
Lantos
Manzullo
Nussle
Oberstar
Reyes
Sessions
Slaughter
Woolsey

So the bill was passed.

A motion to reconsider the vote whereby said bill was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

¶49.21 S. 193—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mr. CULBERSON, pursuant to clause 8, rule XX, announced the further unfinished business to be the motion to suspend the rules and pass the bill of the Senate (S. 193) to increase the penalties for violations by television and radio broadcasters of the prohibitions against transmission of obscene, indecent, and profane language.

The question being put,

Will the House suspend the rules and pass said bill?

The vote was taken by electronic device.

It was decided in the affirmative ..... { Yeas ..... 379 / Nays 35

¶49.22 [Roll No. 230]

YEAS—379

Ackerman
Aderholt
Akin
Alexander
Allen
Andrews
Baca
Bachus
Baker
Baldwin
Barrett (SC)
Barrow
Bartlett (MD)
Barton (TX)
Bass
Bean
Beauprez
Berry
Biggert
Bilirakis
Bishop (GA)
Bishop (UT)
Blackburn
Blunt
Boehlert
Boehner
Bonilla
Bonner
Boozman
Boren
Boswell
Boucher
Boustany
Boyd
Bradley (NH)
Brady (PA)
Brady (TX)
Brown (OH)
Brown (SC)
Brown, Corrine
Brown-Waite, Ginny
Burgess
Burton (IN)
Butterfield
Buyer
Calvert
Camp (MI)
Cannon
Cantor
Capito
Capps
Capuano
Cardin
Cardoza
Carnahan
Carson
Carter
Case
Castle
Chabot
Chandler
Chocola
Cleaver
Clyburn
Coble
Cole (OK)
Conaway
Cooper
Costa
Costello
Cramer
Crenshaw
Crowley
Cubin
Cuellar
Culberson
Cummings
Davis (AL)
Davis (CA)
Davis (FL)
Davis (IL)
Davis (KY)
Davis (TN)
Davis, Jo Ann
Davis, Tom
Deal (GA)
DeFazio
DeGette
DeLauro
DeLay
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Dicks
Dingell
Doggett
Doolittle
Doyle
Drake
Dreier
Duncan
Edwards
Ehlers
Emanuel
Emerson
Engel
English (PA)
Eshoo
Etheridge
Evans
Everett
Farr
Fattah
Feeney
Ferguson
Fitzpatrick (PA)
Flake
Foley
Forbes
Fortenberry
Fossella
Foxx
Franks (AZ)
Frelinghuysen
Gallegly
Garrett (NJ)
Gerlach
Gilchrest
Gillmor
Gingrey
Gonzalez
Goode
Goodlatte
Gordon
Granger
Graves
Green (WI)
Green, Al
Green, Gene
Gutierrez
Gutknecht
Hall
Harris
Hart
Hastings (FL)
Hastings (WA)
Hayes
Hayworth
Hefley
Hensarling
Herger
Herseth
Higgins
Hinojosa
Hobson
Hoekstra
Holden
Holt
Hooley
Hostettler
Hoyer
Hulshof
Hunter
Hyde
Inslee
Israel
Issa
Istook
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Jenkins
Jindal
Johnson (CT)
Johnson (IL)
Johnson, E. B.
Johnson, Sam
Jones (NC)
Jones (OH)
Kanjorski
Kaptur
Kelly
Kennedy (MN)
Kennedy (RI)
Kildee
Kilpatrick (MI)
Kind
King (IA)
King (NY)
Kingston
Kirk
Kline
Knollenberg
Kolbe
Kuhl (NY)
LaHood
Langevin
Larsen (WA)
Larson (CT)
Latham
LaTourette
Leach
Levin
Lewis (CA)
Lewis (GA)
Lewis (KY)
Linder
Lipinski
LoBiondo
Lowey
Lucas
Lungren, Daniel E.
Lynch
Mack
Maloney
Marchant
Markey
Marshall
Matheson
Matsui
McCarthy
McCaul (TX)
McCollum (MN)
McCotter
McCrery
McGovern
McHenry
McHugh
McIntyre
McKeon
McKinney
McMorris
McNulty
Meehan
Meek (FL)
Meeks (NY)
Melancon
Mica
Michaud
Millender-McDonald
Miller (FL)
Miller (MI)
Miller (NC)
Miller, Gary
Miller, George
Mollohan
Moore (KS)
Moore (WI)
Moran (KS)
Moran (VA)
Murphy
Murtha
Musgrave
Myrick
Napolitano
Neal (MA)
Neugebauer
Ney
Northup
Norwood
Nunes
Obey
Ortiz
Osborne
Otter
Owens
Oxley
Pallone
Pascrell
Pastor
Pearce
Pelosi
Pence
Peterson (MN)
Peterson (PA)
Petri
Pickering
Pitts
Platts
Poe
Pombo
Pomeroy
Porter
Price (GA)
Price (NC)
Pryce (OH)
Putnam
Radanovich
Rahall
Ramstad
Rangel
Regula
Rehberg
Reichert
Renzi
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Ros-Lehtinen
Ross
Rothman
Roybal-Allard
Royce
Ruppersberger
Rush
Ryan (OH)
Ryan (WI)
Ryun (KS)
Salazar
Sanchez, Loretta
Saxton
Schiff
Schmidt
Schwartz (PA)
Schwarz (MI)
Scott (GA)
Sensenbrenner
Shadegg
Shaw
Shays
Sherwood
Shimkus
Shuster
Simpson
Skelton
Smith (NJ)
Smith (TX)
Smith (WA)
Snyder
Sodrel
Solis
Souder
Spratt
Stearns
Strickland
Stupak
Sullivan
Sweeney
Tancredo
Tanner
Tauscher
Taylor (MS)
Taylor (NC)
Terry
Thomas
Thompson (CA)
Thompson (MS)
Thornberry
Tiahrt
Tiberi
Tierney
Towns
Turner
Udall (CO)
Udall (NM)
Upton
Van Hollen
Velázquez
Visclosky
Walden (OR)
Walsh
Wamp
Weiner
Weldon (FL)
Weldon (PA)
Weller
Westmoreland
Wexler
Whitfield
Wicker
Wilson (NM)
Wilson (SC)
Wolf
Wu
Wynn
Young (AK)
Young (FL)

NAYS—35

Abercrombie
Baird
Becerra
Berkley
Berman
Blumenauer
Clay
Conyers
Delahunt
Frank (MA)
Grijalva
Harman
Hinchey
Honda
Kucinich
Lee
Lofgren, Zoe
McDermott
Nadler
Olver
Paul
Payne
Sabo
Sánchez, Linda T.
Sanders
Schakowsky
Scott (VA)
Serrano
Sherman
Stark
Wasserman Schultz
Waters
Watson
Watt
Waxman

NOT VOTING—18

Bishop (NY)
Bono
Campbell (CA)
Filner
Ford
Gibbons
Gohmert
Inglis (SC)
Keller
Lantos
Manzullo
Nussle
Oberstar
Reyes
Sessions
Simmons
Slaughter
Woolsey

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk notify the Senate thereof.

¶49.23 REFINERY PERMIT PROCESS SCHEDULE

On motion of Mr. BARTON of Texas, pursuant to House Resolution 842, called up for consideration the bill (H.R. 5254) to set schedules for the consideration of permits for refineries.

When said bill was considered and read twice.

After debate,

The previous question having been ordered by said resolution.

The bill was ordered to be engrossed and read a third time, was read a third time by title.

Mr. BOUCHER moved to recommit the bill to the Committee on Energy and Commerce with instructions to report the bill back to the House forthwith with the following amendment:

Strike out all after the enacting clause and insert:

SECTION 1. STRATEGIC REFINERY RESERVE.

(a) ESTABLISHMENT.—The Secretary shall establish and operate a Strategic Refinery Reserve in the United States. The Secretary may design and construct new refineries, or acquire closed refineries and reopen them, to carry out this section.

(b) OPERATION.—The Secretary shall operate refineries in the Strategic Refinery Reserve for the following purposes:

(1) During any period described in subsection (c), to provide petroleum products to the general public.

(2) To provide petroleum products to the Federal Government, including the Department of Defense, as well as State governments and political subdivisions thereof who choose to purchase refined petroleum products from the Strategic Refinery Reserve.

(c) EMERGENCY PERIODS.—The Secretary shall make petroleum products from the Strategic Refinery Reserve available under subsection (b)(1) only—

(1) during a severe energy supply interruption, within the meaning of such term under part B of title I of the Energy Policy and Conservation Act (42 U.S.C. 6231 et seq.); or

(2) if the President determines that there is a regional petroleum product supply shortage of significant scope and duration and that action taken under subsection (b)(1) would assist directly and significantly in reducing the adverse impact of such shortage.

(d) LOCATIONS.—In determining the location of a refinery for the Strategic Refinery Reserve, the Secretary shall take into account the following factors:

(1) Impact on the local community (determined after requesting and receiving comments from State, county or parish, and municipal governments, and the public).

(2) Regional vulnerability to a natural disaster.

(3) Regional vulnerability to terrorist attacks.

(4) Proximity to the Strategic Petroleum Reserve.

(5) Accessibility to energy infrastructure.

(6) The need to minimize adverse public health and environmental impacts.

(7) The energy needs of the Federal Government, including the Department of Defense.

(e) INCREASED CAPACITY.—The Secretary shall ensure that refineries in the Strategic Refinery Reserve are designed to enable a rapid increase in production capacity during periods described in subsection (c).

(f) IMPLEMENTATION PLAN.—Not later than 6 months after the date of enactment of this section, the Secretary shall transmit to the Congress a plan for the establishment and operation of the Strategic Refinery Reserve under this section. Such plan shall provide for establishing, within 2 years after the date of enactment of this section, and maintaining a capacity for the Reserve equal to 5 percent of the total United States daily demand for gasoline, home heating oil, and other refined petroleum products. If the Secretary finds that achieving such capacity within 2 years is not feasible, the Secretary shall explain in the plan the reasons therefor, and shall include provisions for achieving such capacity as soon as practicable. Such plan shall also provide for adequate delivery systems capable of providing Strategic Refinery Reserve product to the entities described in subsection (b)(2).

(g) COMPLIANCE WITH FEDERAL ENVIRONMENTAL REQUIREMENTS.—Nothing in this section shall affect any requirement to comply with Federal or State environmental or other law.

(h) DEFINITIONS.—The definitions contained in section 3 of the Energy Policy and Conservation Act (42 U.S.C. 6202) shall apply to this section.

SEC. 2. REFINERY CLOSING REPORTS.

(a) CLOSING REPORTS.—The owner or operator of a refinery in the United States shall notify the Secretary of Energy at least 6 months in advance of permanently closing the refinery, and shall include in such notice an explanation of the reasons for the proposed closing.

(b) REPORTS TO CONGRESS.—The Secretary of Energy, in consultation with the Federal Trade Commission, shall promptly report to the Congress any report received under subsection (a), along with an analysis of the effects the proposed closing would have on petroleum product prices, competition in the refining industry, the national economy, regional economies and regional supplies of refined petroleum products, and United States energy security.

After debate,

By unanimous consent, the previous question was ordered on the motion to recommit with instructions.

The question being put, viva voce,

Will the House recommit said bill with instructions?

The SPEAKER pro tempore, Mr. SIMPSON, announced that the nays had it.

Mr. BOUCHER demanded a recorded vote on agreeing to said motion, which demand was supported by one-fifth of a quorum, so a recorded vote was ordered.

The vote was taken by electronic device.

It was decided in the negative ..... { Yeas ..... 195 / Nays 223

¶49.24 [Roll No. 231]

AYES—195

Abercrombie
Ackerman
Allen
Andrews
Baca
Baird
Baldwin
Barrow
Bean
Becerra
Berkley
Berman
Berry
Bishop (GA)
Blumenauer
Boren
Boswell
Boucher
Boyd
Brady (PA)
Brown (OH)
Brown, Corrine
Butterfield
Capps
Capuano
Cardin
Cardoza
Carnahan
Carson
Case
Chandler
Clay
Cleaver
Clyburn
Conyers
Cooper
Costa
Costello
Cramer
Crowley
Cuellar
Cummings
Davis (AL)
Davis (CA)
Davis (FL)
Davis (IL)
Davis (TN)
DeFazio
DeGette
Delahunt
DeLauro
Dicks
Dingell
Doggett
Doyle
Edwards
Emanuel
Engel
Eshoo
Etheridge
Evans
Farr
Fattah
Frank (MA)
Gonzalez
Gordon
Green, Al
Green, Gene
Grijalva
Gutierrez
Harman
Hastings (FL)
Herseth
Higgins
Hinchey
Hinojosa
Holden
Holt
Honda
Hooley
Hoyer
Inslee
Israel
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Johnson, E. B.
Jones (OH)
Kanjorski
Kaptur
Kennedy (RI)
Kildee
Kilpatrick (MI)
Kind
Kucinich
Langevin
Larsen (WA)
Larson (CT)
Lee
Levin
Lewis (GA)
Lipinski
Lofgren, Zoe
Lowey
Lynch
Maloney
Markey
Marshall
Matheson
Matsui
McCarthy
McCollum (MN)
McDermott
McGovern
McIntyre
McKinney
McNulty
Meehan
Meek (FL)
Meeks (NY)
Melancon
Michaud
Millender-McDonald
Miller (NC)
Miller, George
Mollohan
Moore (KS)
Moore (WI)
Moran (VA)
Murtha
Nadler
Napolitano
Neal (MA)
Obey
Ortiz
Owens
Pallone
Pascrell
Pastor
Payne
Pelosi
Peterson (MN)
Pomeroy
Price (NC)
Rahall
Rangel
Ross
Rothman
Roybal-Allard
Ruppersberger
Rush
Ryan (OH)
Sabo
Salazar
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Schakowsky
Schiff
Schwartz (PA)
Scott (GA)
Scott (VA)
Serrano
Shays
Sherman
Skelton
Smith (WA)
Snyder
Solis
Spratt
Stark
Strickland
Stupak
Tanner
Tauscher
Taylor (MS)
Thompson (CA)
Thompson (MS)
Tierney
Towns
Udall (CO)
Udall (NM)
Van Hollen
Velázquez
Visclosky
Wasserman Schultz
Waters
Watson
Watt
Waxman
Weiner
Wexler
Woolsey
Wu
Wynn

NOES—223

Aderholt
Akin
Alexander
Bachus
Baker
Barrett (SC)
Bartlett (MD)
Barton (TX)
Bass
Beauprez
Biggert
Bilirakis
Bishop (UT)
Blackburn
Blunt
Boehlert
Boehner
Bonilla
Bonner
Boozman
Boustany
Bradley (NH)
Brady (TX)
Brown (SC)
Brown-Waite, Ginny
Burgess
Burton (IN)
Buyer
Calvert
Camp (MI)
Campbell (CA)
Cannon
Cantor
Capito
Carter
Castle
Chabot
Chocola
Coble
Cole (OK)
Conaway
Crenshaw
Cubin
Culberson
Davis (KY)
Davis, Jo Ann
Davis, Tom
Deal (GA)
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Doolittle
Drake
Dreier
Duncan
Ehlers
Emerson
English (PA)
Everett
Feeney
Ferguson
Fitzpatrick (PA)
Flake
Foley
Forbes
Fortenberry
Fossella
Foxx
Franks (AZ)
Frelinghuysen
Gallegly
Garrett (NJ)
Gerlach
Gilchrest
Gillmor
Gingrey
Goode
Goodlatte
Granger
Graves
Green (WI)
Gutknecht
Hall
Harris
Hart
Hastings (WA)
Hayes
Hayworth
Hefley
Hensarling
Herger
Hobson
Hoekstra
Hostettler
Hulshof
Hunter
Hyde
Inglis (SC)
Issa
Istook
Jenkins
Jindal
Johnson (CT)
Johnson (IL)
Johnson, Sam
Jones (NC)
Keller
Kelly
Kennedy (MN)
King (IA)
King (NY)
Kingston
Kirk
Kline
Knollenberg
Kolbe
Kuhl (NY)
LaHood
Latham
LaTourette
Leach
Lewis (CA)
Lewis (KY)
Linder
LoBiondo
Lucas
Lungren, Daniel E.
Mack
Marchant
McCaul (TX)
McCotter
McCrery
McHenry
McHugh
McKeon
McMorris
Mica
Miller (FL)
Miller (MI)
Miller, Gary
Moran (KS)
Murphy
Musgrave
Myrick
Neugebauer
Ney
Northup
Norwood
Nunes
Osborne
Otter
Oxley
Paul
Pearce
Pence
Peterson (PA)
Petri
Pickering
Pitts
Platts
Poe
Pombo
Porter
Price (GA)
Pryce (OH)
Putnam
Radanovich
Ramstad
Regula
Rehberg
Reichert
Renzi
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Ros-Lehtinen
Royce
Ryan (WI)
Ryun (KS)
Saxton
Schmidt
Schwarz (MI)
Sensenbrenner
Sessions
Shadegg
Shaw
Sherwood
Shimkus
Shuster
Simmons
Simpson
Smith (NJ)
Smith (TX)
Sodrel
Souder
Stearns
Sullivan
Sweeney
Tancredo
Taylor (NC)
Terry
Thomas
Thornberry
Tiahrt
Tiberi
Turner
Upton
Walden (OR)
Walsh
Wamp
Weldon (FL)
Weldon (PA)
Weller
Westmoreland
Whitfield
Wicker
Wilson (NM)
Wilson (SC)
Wolf
Young (AK)
Young (FL)

NOT VOTING—14

Bishop (NY)
Bono
DeLay
Filner
Ford
Gibbons
Gohmert
Lantos
Manzullo
Nussle
Oberstar
Olver
Reyes
Slaughter

So the motion to recommit with instructions was not agreed to.

The question being put, viva voce,

Will the House pass said bill?

The SPEAKER pro tempore, Mr. SIMPSON, announced that the yeas had it.

Mr. BOUCHER demanded a recorded vote on passage of said bill, which demand was supported by one-fifth of a quorum, so a recorded vote was ordered.

The vote was taken by electronic device.

It was decided in the affirmative ..... { Yeas ..... 238 / Nays 179

¶49.25 [Roll No. 232]

AYES—238

Aderholt
Akin
Alexander
Bachus
Baker
Barrett (SC)
Barrow
Bartlett (MD)
Barton (TX)
Bass
Beauprez
Biggert
Bilirakis
Bishop (GA)
Bishop (UT)
Blackburn
Blunt
Boehlert
Boehner
Bonilla
Bonner
Boozman
Boren
Boustany
Boyd
Bradley (NH)
Brady (TX)
Brown (SC)
Brown-Waite, Ginny
Burgess
Burton (IN)
Buyer
Calvert
Camp (MI)
Campbell (CA)
Cannon
Cantor
Capito
Carter
Castle
Chabot
Chocola
Coble
Cole (OK)
Conaway
Costa
Costello
Cramer
Crenshaw
Cubin
Cuellar
Culberson
Davis (KY)
Davis (TN)
Davis, Jo Ann
Davis, Tom
Deal (GA)
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Doolittle
Drake
Dreier
Duncan
Edwards
Ehlers
Emerson
English (PA)
Everett
Feeney
Ferguson
Flake
Foley
Forbes
Fortenberry
Fossella
Foxx
Franks (AZ)
Frelinghuysen
Gallegly
Garrett (NJ)
Gerlach
Gilchrest
Gillmor
Gingrey
Goode
Goodlatte
Gordon
Granger
Graves
Green (WI)
Green, Gene
Gutknecht
Hall
Hart
Hastings (WA)
Hayes
Hayworth
Hefley
Hensarling
Herger
Herseth
Hobson
Hoekstra
Holden
Hostettler
Hulshof
Hunter
Hyde
Inglis (SC)
Issa
Istook
Jenkins
Jindal
Johnson (CT)
Johnson (IL)
Johnson, Sam
Jones (NC)
Keller
Kelly
Kennedy (MN)
King (IA)
King (NY)
Kingston
Kirk
Kline
Knollenberg
Kolbe
Kuhl (NY)
LaHood
Latham
LaTourette
Leach
Lewis (CA)
Lewis (KY)
Linder
LoBiondo
Lucas
Lungren, Daniel E.
Mack
Marchant
Marshall
McCaul (TX)
McCotter
McCrery
McHenry
McHugh
McKeon
McMorris
Melancon
Mica
Miller (FL)
Miller (MI)
Miller, Gary
Moran (KS)
Murphy
Musgrave
Myrick
Neugebauer
Ney
Northup
Norwood
Nunes
Osborne
Otter
Oxley
Paul
Pearce
Pence
Peterson (PA)
Petri
Pickering
Pitts
Platts
Poe
Pombo
Porter
Price (GA)
Pryce (OH)
Putnam
Radanovich
Ramstad
Regula
Rehberg
Reichert
Renzi
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Ros-Lehtinen
Royce
Ryan (WI)
Ryun (KS)
Saxton
Schmidt
Schwarz (MI)
Sensenbrenner
Sessions
Shadegg
Shaw
Sherwood
Shimkus
Shuster
Simmons
Simpson
Smith (NJ)
Smith (TX)
Sodrel
Souder
Stearns
Sullivan
Sweeney
Tancredo
Taylor (MS)
Taylor (NC)
Terry
Thomas
Thornberry
Tiahrt
Tiberi
Turner
Upton
Walden (OR)
Walsh
Wamp
Weldon (FL)
Weldon (PA)
Weller
Westmoreland
Whitfield
Wicker
Wilson (NM)
Wilson (SC)
Wolf
Young (AK)
Young (FL)

NOES—179

Abercrombie
Ackerman
Allen
Andrews
Baca
Baird
Baldwin
Bean
Becerra
Berkley
Berman
Berry
Blumenauer
Boswell
Boucher
Brady (PA)
Brown (OH)
Brown, Corrine
Butterfield
Capps
Capuano
Cardin
Cardoza
Carnahan
Carson
Case
Chandler
Clay
Cleaver
Clyburn
Conyers
Cooper
Crowley
Cummings
Davis (AL)
Davis (CA)
Davis (FL)
Davis (IL)
DeFazio
DeGette
Delahunt
DeLauro
Dicks
Dingell
Doggett
Doyle
Emanuel
Engel
Eshoo
Etheridge
Evans
Farr
Fattah
Fitzpatrick (PA)
Frank (MA)
Gonzalez
Green, Al
Grijalva
Gutierrez
Harman
Hastings (FL)
Higgins
Hinchey
Hinojosa
Holt
Honda
Hooley
Hoyer
Inslee
Israel
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Johnson, E. B.
Jones (OH)
Kanjorski
Kaptur
Kennedy (RI)
Kildee
Kilpatrick (MI)
Kind
Kucinich
Langevin
Larsen (WA)
Larson (CT)
Lee
Levin
Lewis (GA)
Lipinski
Lofgren, Zoe
Lowey
Lynch
Maloney
Markey
Matheson
Matsui
McCarthy
McCollum (MN)
McDermott
McGovern
McIntyre
McKinney
McNulty
Meehan
Meek (FL)
Meeks (NY)
Michaud
Millender-McDonald
Miller (NC)
Miller, George
Mollohan
Moore (KS)
Moore (WI)
Moran (VA)
Murtha
Nadler
Napolitano
Neal (MA)
Obey
Olver
Ortiz
Owens
Pallone
Pascrell
Pastor
Payne
Pelosi
Peterson (MN)
Pomeroy
Price (NC)
Rahall
Rangel
Ross
Rothman
Roybal-Allard
Ruppersberger
Ryan (OH)
Sabo
Salazar
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Schakowsky
Schiff
Schwartz (PA)
Scott (GA)
Scott (VA)
Serrano
Shays
Sherman
Skelton
Smith (WA)
Snyder
Solis
Spratt
Stark
Strickland
Stupak
Tanner
Tauscher
Thompson (CA)
Thompson (MS)
Tierney
Towns
Udall (CO)
Udall (NM)
Van Hollen
Velázquez
Visclosky
Wasserman Schultz
Waters
Watson
Watt
Waxman
Weiner
Wexler
Woolsey
Wu
Wynn

NOT VOTING—15

Bishop (NY)
Bono
DeLay
Filner
Ford
Gibbons
Gohmert
Harris
Lantos
Manzullo
Nussle
Oberstar
Reyes
Rush
Slaughter

So the bill was passed.

A motion to reconsider the vote whereby said bill was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

¶49.26 H.R. 5449—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mr. SIMPSON, pursuant to clause 8, rule XX, announced the unfinished business to be the motion to suspend the rules and pass the bill (H.R. 5449) to amend title 49, United States Code, to modify bargaining requirements for proposed changes to the personnel management system of the Federal Aviation Administration.

The question being put,

Will the House suspend the rules and pass said bill?

The vote was taken by electronic device.

It was decided in the negative ..... { Yeas ..... 271 / Nays 148

¶49.27 [Roll No. 233]

YEAS—271

Abercrombie
Ackerman
Alexander
Allen
Andrews
Baca
Baird
Baldwin
Barrow
Bass
Bean
Becerra
Berkley
Berman
Berry
Biggert
Bilirakis
Bishop (GA)
Bishop (UT)
Blumenauer
Boehlert
Boren
Boswell
Boucher
Boustany
Boyd
Bradley (NH)
Brady (PA)
Brown (OH)
Brown, Corrine
Butterfield
Buyer
Capito
Capps
Capuano
Cardin
Cardoza
Carnahan
Carson
Case
Chandler
Clay
Cleaver
Clyburn
Cole (OK)
Conyers
Cooper
Costa
Costello
Cramer
Crowley
Cuellar
Cummings
Davis (AL)
Davis (CA)
Davis (FL)
Davis (IL)
Davis (KY)
Davis (TN)
Davis, Jo Ann
Davis, Tom
DeFazio
DeGette
Delahunt
DeLauro
Dent
Diaz-Balart, L.
Dicks
Dingell
Doggett
Doyle
Edwards
Emanuel
Emerson
Engel
English (PA)
Eshoo
Etheridge
Evans
Farr
Fattah
Ferguson
Fitzpatrick (PA)
Foley
Fossella
Frank (MA)
Gerlach
Gilchrest
Gonzalez
Gordon
Green, Al
Green, Gene
Grijalva
Gutierrez
Hall
Harman
Hart
Hastings (FL)
Hayes
Herseth
Higgins
Hinchey
Hinojosa
Holden
Holt
Honda
Hooley
Hostettler
Hoyer
Inslee
Israel
Issa
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Jenkins
Johnson (IL)
Johnson, E. B.
Jones (NC)
Jones (OH)
Kanjorski
Kaptur
Kelly
Kennedy (RI)
Kildee
Kilpatrick (MI)
Kind
King (NY)
Kirk
Kline
Kucinich
Kuhl (NY)
Langevin
Larsen (WA)
Larson (CT)
LaTourette
Lee
Levin
Lewis (GA)
Lewis (KY)
Lipinski
LoBiondo
Lofgren, Zoe
Lowey
Lynch
Maloney
Markey
Marshall
Matheson
Matsui
McCarthy
McCaul (TX)
McCollum (MN)
McCotter
McDermott
McGovern
McHugh
McIntyre
McKinney
McNulty
Meehan
Meek (FL)
Meeks (NY)
Melancon
Michaud
Millender-McDonald
Miller (NC)
Miller, George
Mollohan
Moore (KS)
Moore (WI)
Moran (KS)
Moran (VA)
Murphy
Murtha
Nadler
Napolitano
Neal (MA)
Ney
Obey
Olver
Ortiz
Owens
Pallone
Pascrell
Pastor
Paul
Payne
Pelosi
Peterson (MN)
Platts
Poe
Pombo
Pomeroy
Porter
Price (NC)
Pryce (OH)
Rahall
Ramstad
Rangel
Rehberg
Reichert
Renzi
Ross
Rothman
Roybal-Allard
Ruppersberger
Rush
Ryan (OH)
Sabo
Salazar
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Saxton
Schakowsky
Schiff
Schwartz (PA)
Schwarz (MI)
Scott (GA)
Scott (VA)
Serrano
Shays
Sherman
Sherwood
Shimkus
Shuster
Simmons
Skelton
Smith (NJ)
Smith (WA)
Snyder
Solis
Spratt
Stark
Strickland
Stupak
Sweeney
Tanner
Tauscher
Taylor (MS)
Thompson (CA)
Thompson (MS)

Tiahrt
Tiberi
Tierney
Towns
Udall (CO)
Udall (NM)
Van Hollen
Velázquez
Visclosky
Walsh
Wasserman Schultz
Waters
Watson
Watt
Waxman
Weiner
Weldon (PA)
Weller
Westmoreland
Wexler
Whitfield
Wilson (NM)
Wolf
Woolsey
Wu
Wynn
Young (AK)
Young (FL)

NAYS—148

Aderholt
Akin
Bachus
Baker
Barrett (SC)
Bartlett (MD)
Barton (TX)
Beauprez
Blackburn
Blunt
Boehner
Bonilla
Bonner
Boozman
Brady (TX)
Brown (SC)
Brown-Waite, Ginny
Burgess
Burton (IN)
Calvert
Camp (MI)
Campbell (CA)
Cannon
Cantor
Carter
Castle
Chabot
Chocola
Coble
Conaway
Crenshaw
Cubin
Culberson
Deal (GA)
DeLay
Diaz-Balart, M.
Doolittle
Drake
Dreier
Duncan
Ehlers
Everett
Feeney
Flake
Forbes
Fortenberry
Foxx
Franks (AZ)
Frelinghuysen
Gallegly
Garrett (NJ)
Gillmor
Gingrey
Goode
Goodlatte
Granger
Graves
Green (WI)
Gutknecht
Harris
Hastings (WA)
Hayworth
Hefley
Hensarling
Herger
Hobson
Hoekstra
Hulshof
Hunter
Hyde
Inglis (SC)
Istook
Jindal
Johnson (CT)
Johnson, Sam
Keller
Kennedy (MN)
King (IA)
Kingston
Knollenberg
Kolbe
LaHood
Latham
Leach
Lewis (CA)
Linder
Lucas
Lungren, Daniel E.
Mack
Marchant
McCrery
McHenry
McKeon
McMorris
Mica
Miller (FL)
Miller (MI)
Miller, Gary
Musgrave
Myrick
Neugebauer
Northup
Norwood
Nunes
Osborne
Otter
Oxley
Pearce
Pence
Peterson (PA)
Petri
Pickering
Pitts
Price (GA)
Putnam
Radanovich
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Ros-Lehtinen
Royce
Ryan (WI)
Ryun (KS)
Schmidt
Sensenbrenner
Sessions
Shadegg
Shaw
Simpson
Smith (TX)
Sodrel
Souder
Stearns
Sullivan
Tancredo
Taylor (NC)
Terry
Thomas
Thornberry
Turner
Upton
Walden (OR)
Wamp
Weldon (FL)
Wicker
Wilson (SC)

NOT VOTING—13

Bishop (NY)
Bono
Filner
Ford
Gibbons
Gohmert
Lantos
Manzullo
Nussle
Oberstar
Regula
Reyes
Slaughter

So, less than two-thirds of the Members present having voted in favor thereof, the rules were not suspended and said bill was not passed.

¶49.28 S. 2803—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mr. SIMPSON, pursuant to clause 8, rule XX, announced the further unfinished business to be the motion to suspend the rules and pass the bill of the Senate (S. 2803) to amend the Federal Mine Safety and Health Act of 1977 to improve the safety of mines and mining.

The question being put,

Will the House suspend the rules and pass said bill?

The vote was taken by electronic device.

It was decided in the affirmative ..... { Yeas ..... 381 / Nays 37

¶49.29 [Roll No. 234]

YEAS—381

Abercrombie
Aderholt
Akin
Alexander
Allen
Baca
Bachus
Baird
Baker
Baldwin
Barrett (SC)
Barrow
Bartlett (MD)
Barton (TX)
Bass
Bean
Beauprez
Becerra
Berkley
Berry
Biggert
Bilirakis
Bishop (GA)
Bishop (UT)
Blackburn
Blunt
Boehlert
Boehner
Bonilla
Bonner
Boozman
Boren
Boswell
Boucher
Boustany
Boyd
Bradley (NH)
Brady (PA)
Brady (TX)
Brown (OH)
Brown (SC)
Brown, Corrine
Brown-Waite, Ginny
Burgess
Burton (IN)
Buyer
Calvert
Camp (MI)
Campbell (CA)
Cannon
Cantor
Capito
Capuano
Cardin
Cardoza
Carnahan
Carson
Carter
Case
Castle
Chabot
Chandler
Clay
Cleaver
Clyburn
Coble
Cole (OK)
Conaway
Cooper
Costa
Costello
Cramer
Crenshaw
Crowley
Cubin
Cuellar
Culberson
Cummings
Davis (AL)
Davis (FL)
Davis (IL)
Davis (KY)
Davis (TN)
Davis, Jo Ann
Davis, Tom
Deal (GA)
DeFazio
DeGette
Delahunt
DeLauro
DeLay
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Dicks
Dingell
Doolittle
Doyle
Drake
Dreier
Duncan
Edwards
Ehlers
Emerson
Engel
English (PA)
Etheridge
Evans
Everett
Fattah
Feeney
Ferguson
Fitzpatrick (PA)
Foley
Forbes
Fortenberry
Fossella
Foxx
Frank (MA)
Franks (AZ)
Frelinghuysen
Gallegly
Garrett (NJ)
Gerlach
Gilchrest
Gillmor
Gingrey
Gonzalez
Goode
Goodlatte
Gordon
Granger
Graves
Green (WI)
Green, Al
Green, Gene
Grijalva
Gutierrez
Gutknecht
Hall
Harman
Harris
Hart
Hastings (FL)
Hastings (WA)
Hayes
Hayworth
Hefley
Hensarling
Herger
Herseth
Higgins
Hinchey
Hinojosa
Hobson
Hoekstra
Holden
Holt
Hooley
Hostettler
Hoyer
Hulshof
Hunter
Hyde
Inslee
Israel
Issa
Istook
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Jenkins
Jindal
Johnson (CT)
Johnson (IL)
Johnson, E. B.
Johnson, Sam
Jones (NC)
Jones (OH)
Kanjorski
Kaptur
Keller
Kelly
Kennedy (MN)
Kennedy (RI)
Kildee
Kilpatrick (MI)
Kind
King (IA)
King (NY)
Kingston
Kirk
Kline
Knollenberg
Kolbe
Kuhl (NY)
LaHood
Langevin
Larsen (WA)
Larson (CT)
Latham
LaTourette
Leach
Levin
Lewis (CA)
Lewis (KY)
Linder
Lipinski
LoBiondo
Lowey
Lucas
Lungren, Daniel E.
Lynch
Maloney
Marchant
Markey
Marshall
Matheson
McCarthy
McCaul (TX)
McCotter
McCrery
McGovern
McHenry
McHugh
McIntyre
McKeon
McKinney
McMorris
McNulty
Meehan
Meek (FL)
Meeks (NY)
Melancon
Mica
Michaud
Millender-McDonald
Miller (FL)
Miller (MI)
Miller (NC)
Miller, Gary
Mollohan
Moore (KS)
Moran (KS)
Moran (VA)
Murphy
Murtha
Musgrave
Myrick
Nadler
Napolitano
Neal (MA)
Neugebauer
Ney
Northup
Norwood
Nunes
Obey
Olver
Ortiz
Osborne
Otter
Owens
Oxley
Pallone
Pascrell
Pastor
Payne
Pearce
Pence
Peterson (MN)
Peterson (PA)
Petri
Pickering
Pitts
Platts
Pombo
Pomeroy
Porter
Price (GA)
Price (NC)
Pryce (OH)
Putnam
Radanovich
Rahall
Ramstad
Rangel
Regula
Rehberg
Reichert
Renzi
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Ros-Lehtinen
Ross
Rothman
Roybal-Allard
Royce
Ruppersberger
Ryan (OH)
Ryan (WI)
Ryun (KS)
Sabo
Salazar
Sanders
Saxton
Schakowsky
Schmidt
Schwartz (PA)
Schwarz (MI)
Scott (GA)
Scott (VA)
Sensenbrenner
Serrano
Sessions
Shadegg
Shaw
Shays
Sherman
Sherwood
Shimkus
Shuster
Simmons
Simpson
Skelton
Smith (NJ)
Smith (TX)
Smith (WA)
Snyder
Sodrel
Souder
Spratt
Stearns
Strickland
Stupak
Sullivan
Sweeney
Tancredo
Tanner
Taylor (MS)
Taylor (NC)
Terry
Thomas
Thompson (MS)
Thornberry
Tiahrt
Tiberi
Tierney
Towns
Turner
Udall (CO)
Udall (NM)
Upton
Van Hollen
Visclosky
Walden (OR)
Walsh
Wamp
Wasserman Schultz
Waters
Watson
Watt
Waxman
Weiner
Weldon (FL)
Weldon (PA)
Weller
Westmoreland
Wexler
Whitfield
Wicker
Wilson (NM)
Wilson (SC)
Wolf
Wu
Wynn
Young (AK)
Young (FL)

NAYS—37

Ackerman
Andrews
Berman
Blumenauer
Butterfield
Capps
Conyers
Davis (CA)
Doggett
Emanuel
Eshoo
Farr
Flake
Honda
Inglis (SC)
Kucinich
Lee
Lewis (GA)
Lofgren, Zoe
Matsui
McCollum (MN)
McDermott
Miller, George
Moore (WI)
Paul
Pelosi
Poe
Rush
Sánchez, Linda T.
Sanchez, Loretta
Schiff
Solis
Stark
Tauscher
Thompson (CA)
Velázquez
Woolsey

NOT VOTING—14

Bishop (NY)
Bono
Chocola
Filner
Ford
Gibbons
Gohmert
Lantos
Mack
Manzullo
Nussle
Oberstar
Reyes
Slaughter

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk notify the Senate thereof.

¶49.30 RECESS—8:56 P.M.

The SPEAKER pro tempore, Mr. LUNGREN of California, pursuant to clause 12(a) of rule I, declared the House in recess at 8 o'clock and 56 minutes p.m., subject to the call of the Chair.

¶49.31 AFTER RECESS—10:10 P.M.

The SPEAKER pro tempore, Mr. SESSIONS, called the House to order.

¶49.32 PROVIDING FOR CONSIDERATION OF H.R. 5252

Mr. Lincoln DIAZ-BALART of Florida, by direction of the Committee on Rules, reported (Rept. No. 109–491) the resolution (H. Res. 850) providing for consideration of the bill (H.R. 5252) to promote the deployment of broadband networks and services.

When said resolution and report were referred to the House Calendar and ordered printed.

¶49.33 PROVIDING FOR CONSIDERATION OF H.R. 5522

Mr. Lincoln DIAZ-BALART of Florida, by direction of the Committee on Rules, reported (Rept. No. 109–492) the resolution (H. Res. 851) providing for consideration of the bill (H.R. 5522) making appropriations for foreign operations, export financing, and related programs for the fiscal year ending September 30, 2007, and for other purposes.

When said resolution and report were referred to the House Calendar and ordered printed.

¶49.34 LEAVE OF ABSENCE

By unanimous consent, leave of absence was granted—

To Mr. BACA, for today before 4 p.m.;

To Mr. BISHOP of New York, for today and June 8;

To Mr. MANZULLO, for the week of June 6;

To Mr. OSBORNE, for June 6 and today until 2 p.m.;

To Ms. SLAUGHTER, for today; and

To Mr. REYES, for today.

And then,

¶49.35 ADJOURNMENT

On motion of Mr. Lincoln DIAZ-BALART of Florida, at 10 o'clock and 11 minutes p.m., the House adjourned.

¶49.36 REPORTS OF COMMITTEES ON PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XIII, reports of committees were delivered to the Clerk for printing and reference to the proper calendar, as follows:

Mr. POMBO: Committee on Resources. H.R. 4084. A bill to amend the Forest Service use and occupancy permit program to restore the authority of the Secretary of Agriculture to utilize the special use permit fees collected by the Secretary in connection with the establishment and operation of marinas in units of the National Forest System derived from the public domain, and for other purposes (Rept. 109–490 Pt. 1). Ordered to be printed.

Mr. LINCOLN DIAZ-BALART of Florida: Committee on Rules. House Resolution 850. Resolution providing for consideration of the bill (H.R. 5252) to promote the deployment of broadbrand networks and services (Rept. 109–491). Referred to the House Calendar.

Mr. LINCOLN DIAZ-BALART of Florida Committee on rules. House Resolution 851. Resolution providing for consideration of the bill (H.R. 5522) making appropriations for foreign operations, export financing, and related programs for the fiscal year ending September 30, 2007, and for other purposes (Rept. 109–492). Referred to the House Calendar.

¶49.37 PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XII, public bills and resolutions were introduced and severally referred, as follows:

By Mr. SMITH of Texas (for himself, Mr. HONDA, Mrs. BIGGERT, Mr. GORDON, Mr. KINGSTON, Mr. DOGGETT, Mr. BOEHLERT, Mr. BARTLETT of Maryland, Mr. ENGEL, and Mr. MCCAUL of Texas):

H.R. 5538. A bill to reduce the Nation's dependence on foreign sources of oil by promoting plug-in hybrid electric vehicles and related advanced vehicle technologies; to the Committee on Science.

By Mr. POMBO (for himself, Mr. RAHALL, Mr. GILCHREST, Mrs. DRAKE, Mr. KENNEDY of Minnesota, Mr. DINGELL, and Mr. WELDON of Pennsylvania):

H.R. 5539. A bill to reauthorize the North American Wetlands Conservation Reauthorization Act; to the Committee on Resources.

By Mr. NEUGEBAUER (for himself, Mr. SESSIONS, Mr. POE, Mr. MCCAUL of Texas, Mr. EDWARDS, Mr. MARCHANT, Mr. THORNBERRY, Mr. BONILLA, Mr. CONAWAY, Mr. GENE GREEN of Texas, Mr. SAM JOHNSON of Texas, Mr. BRADY of Texas, Mr. BURGESS, Mr. HINOJOSA, Mr. GONZALEZ, Mr. DOGGETT, Mr. ORTIZ, Mr. PAUL, Mr. HENSARLING, Ms. GRANGER, Mr. HALL, Mr. CULBERSON, Mr. CARTER, Mr. DELAY, Ms. JACKSON-LEE of Texas, Ms. EDDIE BERNICE JOHNSON of Texas, Mr. CUELLAR, Mr. SMITH of Texas, Mr. GOHMERT, Mr. REYES, Mr. AL GREEN of Texas, and Mr. BARTON of Texas):

H.R. 5540. A bill to designate the facility of the United States Postal Service located at 217 Southeast 2nd Street in Dimmitt, Texas, as the ''Sergeant Jacob Dan Dones Post Office''; to the Committee on Government Reform.

By Mr. BONILLA (for himself, Mr. SMITH of Texas, Mr. BURGESS, Mr. CARTER, Mr. CONAWAY, Mr. GOHMERT, Ms. GRANGER, Mr. HENSARLING, Mr. SAM JOHNSON of Texas, Mr. MARCHANT, Mr. MCCAUL of Texas, Mr. SESSIONS, Mr. THORNBERRY, Mr. NEUGEBAUER, Mr. CULBERSON, Mr. POE, Mr. BARTON of Texas, Mr. HALL, Mr. BRADY of Texas, Mr. PAUL, and Mr. DOOLITTLE):

H.R. 5541. A bill to reform immigration litigation procedures; to the Committee on the Judiciary.

By Mr. CARDOZA:

H.R. 5542. A bill to amend title 18, United States Code, to provide an additional penalty for public officials who abuse their office in furtherance of a felony; to the Committee on the Judiciary.

By Mr. TOM DAVIS of Virginia:

H.R. 5543. A bill to ensure that the average fuel economy achieved by automobiles manufactured after 2016 is no less than 33 miles per gallon, and for other purposes; to the Committee on Energy and Commerce.

By Mr. GENE GREEN of Texas:

H.R. 5544. A bill to provide for the security of critical energy infrastructure; to the Committee on Energy and Commerce.

By Mr. GENE GREEN of Texas:

H.R. 5545. A bill to amend the Public Health Service Act to ensure that projects funded through the National Institutes of Health comply with wage rate requirements commonly referred to as the ''Davis-Bacon Act'', and for other purposes; to the Committee on Energy and Commerce, and in addition to the Committee on Education and the Workforce, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. INGLIS of South Carolina (for himself, Mr. BARRETT of South Carolina, Mr. BROWN of South Carolina, Mr. CLYBURN, Mr. SPRATT, and Mr. WILSON of South Carolina):

H.R. 5546. A bill to designate the Federal courthouse to be constructed in Greenville, South Carolina, as the ''Carroll A. Campbell, Jr. Federal Courthouse''; to the Committee on Transportation and Infrastructure.

By Mr. JINDAL:

H.R. 5547. A bill to direct the Secretary of Homeland Security to establish a Gulf Coast Long-Term Recovery Office to administer amounts available to the Department for providing assistance to the residents of the Gulf Coast region for recovering from Hurricanes Katrina and Rita, and for other purposes; to the Committee on Transportation and Infrastructure, and in addition to the Committee on Homeland Security, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mrs. MALONEY (for herself, Ms. ZOE LOFGREN of California, Mrs. DAVIS of California, and Mrs. MCCARTHY):

H.R. 5548. A bill to authorize assistance for women and girls in Iraq, and for other purposes; to the Committee on International Relations.

By Mr. MILLER of Florida:

H.R. 5549. A bill to amend title 38, United States Code, to remove certain limitations on attorney representation of claimants for veterans benefits in administrative proceedings before the Department of Veterans Affairs, and for other purposes; to the Committee on Veterans' Affairs.

By Mr. GEORGE MILLER of California (for himself, Mr. SPRATT, Ms. SOLIS, Ms. PELOSI, Mr. MCGOVERN, Mr. UDALL of Colorado, Mr. CONYERS, Mrs. MCCARTHY, Mr. GRIJALVA, Mr. LANTOS, and Ms. DELAURO):

H.R. 5550. A bill to provide certain requirements for labeling textile fiber products and for duty-free and quota-free treatment of products of, and to implement minimum wage and immigration requirements in, the Northern Mariana Islands, and for other purposes; to the Committee on Resources, and in addition to the Committee on Ways and Means, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. RENZI (for himself, Mr. CONAWAY, Mr. SHADEGG, Mr. MILLER of Florida, Mr. POE, Mr. PETERSON of Minnesota, Mr. BRADLEY of New Hampshire, Mr. GOODE, Mrs. MUSGRAVE, Mr. KING of Iowa, Mr. ALEXANDER, and Mr. DAVIS of Kentucky):

H.R. 5551. A bill to amend chapter 44 of title 18, United States Code, to amend the requirement that interstate firearms sales by Federal firearms licensees be made in accordance with the State law of the purchaser; to the Committee on the Judiciary.

By Mr. WOLF:

H.R. 5552. A bill to establish a commission to develop legislation designed to reform tax policy and entitlement benefit programs and ensure a sound fiscal future for the United States, and for other purposes; to the Committee on the Budget, and in addition to the Committee on Rules, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. GOODLATTE (for himself, Mrs. MUSGRAVE, Mr. PETERSON of Minnesota, Mr. UDALL of Colorado, Mr. MORAN of Kansas, Mr. GUTKNECHT, Ms. HERSETH, Mr. POMEROY, Mr. LATHAM, Mr. LAHOOD, Mr. SHIMKUS, Mr. LUCAS, Mr. VISCLOSKY, Mr. INSLEE, Mr. TERRY, and Ms. DELAURO):

H. Con. Res. 424. Concurrent resolution expressing the sense of Congress that it is the goal of the United States that, not later than

January 1, 2025, the agricultural, forestry, and working land of the United States should provide from renewable resources not less than 25 percent of the total energy consumed in the United States and continue to produce safe, abundant, and affordable food, feed, and fiber; to the Committee on Agriculture, and in addition to the Committees on Energy and Commerce, and Resources, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Ms. GINNY BROWN-WAITE of Florida (for herself, Mr. LEACH, Mrs. MYRICK, Mr. BASS, Mr. PORTER, Mr. SIMMONS, Mrs. MUSGRAVE, Mr. FITZPATRICK of Pennsylvania, Mr. WILSON of South Carolina, Mr. DENT, Ms. HARRIS, Mrs. KELLY, Mrs. MILLER of Michigan, Mr. SHAYS, Mr. KELLER, Mr. HEFLEY, Mr. MICA, and Mr. HAYWORTH):

H. Res. 852. A resolution expressing the sense of the House that Members of Congress are not immune from having their offices searched; to the Committee on the Judiciary.

By Mr. LEWIS of Kentucky:

H. Res. 853. A resolution congratulating the Small Business Development Centers of the Small Business Administration on their commitment to service America's small business owners and entrepreneurs; to the Committee on Small Business.

By Mr. GARY G. MILLER of California (for himself, Ms. WATERS, Mr. HINOJOSA, Mr. SCOTT of Georgia, Ms. HARRIS, Ms. MILLENDER-MCDONALD, Mr. KANJORSKI, Mr. NEUGEBAUER, Mr. FRANK of Massachusetts, Mr. NEY, and Mr. OXLEY):

H. Res. 854. A resolution recognizing National Homeownership Month and the importance of homeownership in the United States; to the Committee on Financial Services.

By Mr. ROHRABACHER:

H. Res. 855. A resolution commending the cooperation of important allies in counterterrorist operations, condemning the criticism of such cooperation by the European Parliament, and commending the counterterrorism efforts of the Central Intelligence Agency; to the Committee on International Relations, and in addition to the Committee on Intelligence (Permanent Select), for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

¶49.38 ADDITIONAL SPONSORS

Under clause 7 of rule XII, sponsors were added to public bills and resolutions as follows:

H.R. 208: Mr. GRIJALVA.
H.R. 389: Mr. ENGEL.
H.R. 415: Mr. NEUGEBAUER and Mr. TANCREDO.
H.R. 503: Mr. HAYWORTH.
H.R. 559: Ms. KILPATRICK of Michigan and Ms. BERKLEY.
H.R. 583: Ms. PELOSI, Mr. GOODE, and Mr. WALSH.
H.R. 601: Mr. FALEOMAVAEGA.
H.R. 699: Mr. MURPHY and Mr. DAVIS of Illinois.
H.R. 717: Mr. FORD.
H.R. 783: Mr. RUPPERSBERGER and Mr. RAHALL.
H.R. 792: Mr. ENGEL.
H.R. 874: Mr. THORNBERRY and Mr. EVERETT.
H.R. 881: Mr. AKIN.
H.R. 968: Mr. GRIJALVA.
H.R. 995: Mr. LAHOOD.
H.R. 1175: Mr. GOODE.
H.R. 1264: Mr. BLUMENAUER, Mr. MOORE of Kansas, and Mr. MCHUGH.
H.R. 1366: Mr. BERRY.
H.R. 1384: Mr. RAHALL, Mr. DAVIS of Kentucky, Mr. POE, Mr. BERRY, and Mrs. EMERSON.
H.R. 1424: Mr. ENGEL.
H.R. 1447: Mr. PRICE of North Carolina.
H.R. 1549: Mr. WELDON of Pennsylvania and Mr. SANDERS.
H.R. 1697: Mr. AL GREEN of Texas.
H.R. 1816: Mr. PICKERING.
H.R. 1898: Mr. BOSWELL and Ms. GRANGER.
H.R. 2061: Mr. CRAMER.
H.R. 2231: Mr. SHUSTER, Mr. BLUMENAUER, Mr. MARSHALL, and Ms. KILPATRICK of Michigan.
H.R. 2646: Mr. BACHUS, Mr. BARTLETT of Maryland, Ms. SOLIS, Mr. HIGGINS, Mr. SIMMONS, and Mr. JINDAL.
H.R. 2694: Ms. JACKSON-LEE of Texas.
H.R. 2730: Mr. SHAYS and Mr. SAXTON.
H.R. 2861: Mrs. WILSON of New Mexico.
H.R. 2962: Mrs. DAVIS of California.
H.R. 3312: Mr. MOORE of Kansas.
H.R. 3380: Mr. FILNER.
H.R. 3427: Mr. BRADY of Pennsylvania, Ms. DELAURO, and Mr. MEEKS of New York.
H.R. 3476: Mr. CALVERT, Mr. SWEENEY, and Ms. ROS-LEHTINEN.
H.R. 3478: Mr. KINGSTON and Mr. BACA.
H.R. 3628: Mr. MURTHA.
H.R. 3760: Mr. MORAN of Virginia, Mr. LARSON of Connecticut, Mr. HASTINGS of Florida, Mr. ANDREWS, Mr. AL GREEN of Texas, Ms. MILLENDER-MCDONALD, and Mr. CLYBURN.
H.R. 3852: Mr. JACKSON of Illinois and Mr. ABERCROMBIE.
H.R. 3928: Mr. MCHUGH.
H.R. 4033: Mr. EMANUEL.
H.R. 4045: Mrs. LOWEY.
H.R. 4063: Ms. MOORE of Wisconsin.
H.R. 4092: Mr. JACKSON of Illinois.
H.R. 4188: Mr. OLVER and Mr. PRICE of North Carolina.
H.R. 4325: Mrs. KELLY.
H.R. 4381: Mr. FITZPATRICK of Pennsylvania, Mr. MANZULLO, Mr. PLATTS, and Mr. WEXLER.
H.R. 4403: Mr. LEVIN, Mr. ALLEN, Mr. MICHAUD, Mr. CAMP of Michigan, and Mr. MCDERMOTT.
H.R. 4408: Mr. DAVIS of Kentucky.
H.R. 4446: Ms. GRANGER.
H.R. 4573: Ms. MCKINNEY.
H.R. 4621: Mr. NORWOOD, Ms. HARRIS, and Mr. CARTER.
H.R. 4712: Mr. WU.
H.R. 4767: Ms. JACKSON-LEE of Texas.
H.R. 4824: Mr. FRANK of Massachusetts.
H.R. 4843: Mr. FALEOMAVAEGA.
H.R. 4857: Mrs. MUSGRAVE, Mr. HAYWORTH, Mr. BROWN of South Carolina, and Mr. GIBBONS.
H.R. 4894: Mrs. WILSON of New Mexico, Mr. BASS, Mr. PUTNAM, Mr. POE, Mr. FERGUSON, Mr. SHIMKUS, and Mr. ISSA.
H.R. 4901: Mr. ABERCROMBIE.
H.R. 4903: Mr. SANDERS.
H.R. 4914: Mr. STRICKLAND, Mr. ISRAEL, and Mr. CONYERS.
H.R. 4932: Mr. BOSWELL.
H.R. 4982: Mrs. MALONEY and Mr. EMANUEL.
H.R. 5005: Mr. ALEXANDER, Mr. EVERETT, Mr. KELLER, and Mr. ENGLISH of Pennsylvania.
H.R. 5013: Mr. BISHOP of Georgia, Mr. GENE GREEN of Texas, Mr. KELLER, Mr. TANCREDO, Mr. DAVIS of Kentucky, Mr. BARTON of Texas, Ms. GRANGER, Mr. HULSHOF, Mr. RYUN of Kansas, Mrs. DRAKE, Mrs. EMERSON, Mr. BOYD, and Mr. GALLEGLY.
H.R. 5024: Mr. SHAYS and Mr. GILLMOR.
H.R. 5052: Mr. TIERNEY, Mr. PASTOR, and Ms. MATSUI.
H.R. 5057: Mr. FORTUÑO.
H.R. 5100: Mrs. KELLY.
H.R. 5134: Ms. DEGETTE, Mr. ETHERIDGE, Mr. ROTHMAN, and Mr. LARSEN of Washington.
H.R. 5139: Ms. JACKSON-LEE of Texas and Mr. ALLEN.
H.R. 5140: Mr. PAYNE and Ms. JACKSON-LEE of Texas.
H.R. 5182: Ms. JACKSON-LEE of Texas, Mr. DAVIS of Florida, Mr. REYES, Mr. BAKER, Mr. GRAVES, Mr. TAYLOR of North Carolina, Mr. FRANK of Massachusetts, and Mr. JENKINS.
H.R. 5200: Mr. EMANUEL, Mr. LARSEN of Washington, Mrs. KELLY, Ms. JACKSON-LEE of Texas, Mr. MURTHA, and Mr. DEFAZIO.
H.R. 5201: Mr. MORAN of Virginia, Ms. WASSERMAN SCHULTZ, Ms. MATSUI, Mr. HASTINGS of Florida, Mr. MEEK of Florida, Mr. LIPINSKI, Ms. HERSETH, Mr. SHAW, and Mr. THORNBERRY.
H.R. 5206: Mr. WILSON of South Carolina, Mr. GORDON, Mr. FILNER, and Mr. FORD.
H.R. 5208: Mr. MCCOTTER.
H.R. 5230: Mr. MARIO DIAZ-BALART of Florida.
H.R. 5238: Mr. LARSEN of Washington and Mr. DUNCAN.
H.R. 5249: Mrs. BLACKBURN, Mr. FLAKE, Mr. GARRETT of New Jersey, and Mr. JENKINS.
H.R. 5255: Mr. DUNCAN.
H.R. 5262: Mr. BARRETT of South Carolina, Mr. MCHENRY, Mr. GUTKNECHT, Mr. AKIN, Mr. KINGSTON, and Mr. RYUN of Kansas.
H.R. 5289: Mr. MANZULLO.
H.R. 5312: Mrs. WILSON of New Mexico.
H.R. 5315: Ms. JACKSON-LEE of Texas.
H.R. 5321: Mr. MICHAUD and Mr. PAYNE.
H.R. 5332: Mr. CONYERS and Mr. MCGOVERN.
H.R. 5337: Ms. BEAN, Mr. COBLE, Mr. FEENEY, Mr. LEACH, and Mr. MATHESON.
H.R. 5346: Mr. MCCOTTER, Mr. FORD, and Mr. JEFFERSON.
H.R. 5363: Mr. ABERCROMBIE and Mr. GOHMERT.
H.R. 5364: Mr. STARK.
H.R. 5405: Mr. GOODLATTE and Mr. KING of Iowa.
H.R. 5431: Mr. PETERSON of Minnesota and Ms. HERSETH.
H.R. 5453: Mr. REHBERG, Mr. MANZULLO, and Mr. WAMP.
H.R. 5457: Mr. FORBES, Mr. JONES of North Carolina, Mr. BONILLA, Mr. CARTER, Mr. NORWOOD, Mr. ISTOOK, Mr. SAM JOHNSON of Texas, Mr. CULBERSON, Mr. NEUGEBAUER, Mr. FLAKE, Mr. TIAHRT, Mr. MARCHANT, Mr. WELDON of Florida, Mr. GARY G. MILLER of California, Mrs. CUBIN, Mr. KLINE, Mr. LUCAS, and Mr. CONAWAY.
H.R. 5458: Mr. HINOJOSA.
H.R. 5464: Mr. KLINE and Mrs. CUBIN.
H.R. 5474: Mr. SESSIONS.
H.R. 5499: Mr. RAHALL, Mr. BUTTERFIELD, Mr. CASE, Mr. WAMP, and Mr. BRADY of Pennsylvania.
H.R. 5533: Mr. BURGESS.
H.R. 5536: Mr. BASS, Ms. JACKSON-LEE of Texas, and Mr. BROWN of South Carolina.
H.J. Res. 86: Mr. PITTS.
H.J. Res. 88: Mr. FLAKE, Mr. FORTENBERRY, Mr. GRAVES, Mr. JINDAL, Mr. KENNEDY of Minnesota, Mr. KLINE, Mr. DANIEL E. LUNGREN of California, and Mr. MARSHALL.
H. Con. Res. 404: Mr. FILNER and Mr. SHAYS.
H. Con. Res. 407: Mr. MURPHY.
H. Con. Res. 409: Mrs. TAUSCHER.
H. Con. Res. 416: Mr. OWENS, Mr. WYNN, Mr. BUTTERFIELD, Mrs. CAPPS, Mr. BURGESS, Mr. AL GREEN of Texas, Mr. BISHOP of Georgia, Mr. LARSEN of Washington, and Mr. CLEAVER.
H. Res. 490: Ms. LINDA T. SÁNCHEZ of California.
H. Res. 688: Ms. JACKSON-LEE of Texas.
H. Res. 723: Mr. PRICE of North Carolina, Mr. SHAYS, and Mr. DOGGETT.
H. Res. 776: Mr. UDALL of Colorado.
H. Res. 777: Mr. JACKSON of Illinois and Mr. MEEKS of New York.
H. Res. 786: Mr. BURTON of Indiana, Mr. FOSSELLA, and Mr. BISHOP of Georgia.
H. Res. 793: Mr. NORWOOD.

H. Res. 794: Ms. BORDALLO, Mr. SHERMAN, and Ms. BERKLEY.

H. Res. 800: Mr. SMITH of Washington.

H. Res. 826: Mr. SCOTT of Virginia, Mr. DENT, Mr. CANTOR, Ms. HARMAN, Mr. TAYLOR of Mississippi, Mr. MATHESON, Mr. SOUDER, Mr. HAYES, Mr. COBLE, Mrs. BIGGERT, Mr. HAYWORTH, Mr. MARSHALL, Mr. LYNCH, Mr. FRANKS of Arizona, Mr. BROWN of Ohio, Ms. WOOLSEY, Mr. CUMMINGS, Mr. PENCE, Mr. ADERHOLT, Mr. WYNN, Mr. DAVIS of Tennessee, Mr. RAHALL, Mr. NADLER, Mr. JEFFERSON, Mr. AL GREEN of Texas, Mr. CLEAVER, Mr. WEINER, Ms. WATSON, Mr. DUNCAN, Mr. FITZPATRICK of Pennsylvania, and Mr. ALLEN.

H. Res. 838: Mrs. SCHMIDT.

H. Res. 844: Mr. UDALL of Colorado.

¶49.39 DELETIONS OF SPONSORS FROM PUBLIC BILLS AND RESOLUTIONS

Under clause 7 of rule XII, sponsors were deleted from public bills and resolutions as follows:

H.R. 5230: Mr. TOWNS.

THURSDAY, JUNE 8, 2006 (50)

The House was called to order by the SPEAKER.

¶50.1 APPROVAL OF THE JOURNAL

The SPEAKER announced he had examined and approved the Journal of the proceedings of Wednesday, June 7, 2006.

Pursuant to clause 1, rule I, the Journal was approved.

¶50.2 COMMUNICATIONS

Executive and other communications, pursuant to clause 8, rule XII, were referred as follows:

7902. A letter from the State Director, Department of Agriculture, transmitting the Department's report entitled, ''Community and Business Programs Project List'' cumulative through September 30, 2005; to the Committee on Financial Services.

7903. A letter from the Secretary, Department of Housing and Urban Development, transmitting a copy of proposed legislation concerning improvements to the rules designed to reduce lead-based paint in housing; to the Committee on Financial Services.

7904. A letter from the Chairman, Securities and Exchange Commission, transmitting the Commission's authorization request for fiscal years 2007 and 2008, pursuant to 31 U.S.C. 1110; to the Committee on Financial Services.

7905. A letter from the Secretary, Department of Energy, transmitting a report on the implementation of section 1610(b) of the Energy Policy Act of 1992, as amended by the Energy Policy Act of 2005, which calls for the establishment of a cabinet-level Committee on Climate Change Technology chaired by the Secretary of Energy; to the Committee on Energy and Commerce.

7906. A letter from the Deputy Chief Financial Officer, Department of the Treasury, transmitting a copy of the Department's Fleet Alternative Fuel Vehicle Acquisition Report for Fiscal Year 2005, pursuant to 42 U.S.C. 13211-13219; to the Committee on Energy and Commerce.

7907. A letter from the Architect of the Capitol, transmitting a written statement of actions taken on the Government Accountability Office report, ''Architect of the Capitol: Addressing Staffing and Training Issues Is Important for Efficient and Safe West Refrigeration Plant Operations,'' pursuant to 31 U.S.C.720; to the Committee on House Administration.

7908. A letter from the Assistant Attorney General, Department of Justice, transmitting a copy of a report required by Section 202(a)(1)(C) of Pub. L. 107-273, the ''21st Century Department of Justice Appropriations Authorization Act,'' related to certain settlements and injunctive relief; to the Committee on the Judiciary.

7909. A letter from the Staff Director, United States Sentancing Commission, transmitting a copy of the 2004 Annual Report and Sourcebook of Federal Sentancing Statistics, pursuant to 28 U.S.C. 994(w)(3); to the Committee on the Judiciary.

7910. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Bombardier Model CL-600-2B19 (Regional Jet Series 100 & 440) Airplanes [Docket No. FAA-2006-24252; Directorate Identifier 2006-NM-062-AD; Amendment 39-14528; AD 2006-05-11 R1] (RIN: 2120-AA64) received May 30, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7911. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Rolls-Royce plc RB211 Trent 500, 700, and 800 Series Turbofan Engines; Correction [Docket No. FAA-2006-23604; Directorate Identifier 2005-NE-49-AD; Amendment 39-14498; AD 2006-05-01] (RIN: 2120-AA64) received May 30, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7912. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Airbus Model A310-200 and -300 Series Airplanes [Docket No. FAA-2006-23870; Directorate Identifier 2005-NM-022-AD; Amendment 39-14575; AD 2006-09-05] (RIN: 2120-AA64) received May 30, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7913. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Dassault Model Falcon 900EX Airplanes [Docket No. FAA-2006-23886; Directorate Identifier 2005-NM-255-AD; Amendment 39-14574; AD 2006-09-04] (RIN: 2120-AA64) received May 30, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7914. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Boeing Model 747-100, 747-100B, 747-100B SUD, 747-200B, 747-300, 747-400, 747-400D, 747-400D, and 747SR Series Airplanes [Docket No. FAA-2005-23358; Directorate Identifier 2005-NM-206-AD; Amendment 39-14576; AD 2006-09-06] (RIN: 2120-AA64) received May 30, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7915. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Boeing Model 767 Airplanes [Docket No. FAA-2006-23762; Directorate Identifier 2005-NM-226-AD; Amendment 39-14580; AD 2006-09-09] (RIN: 2120-AA64) received May 30, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7916. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Bombardier Model DHC-8-102, -103, -106, -201, -202, -301, -311, and -315 Airplanes [Docket No. FAA-2006-23820; Directorate Identifier 2005-NM-249-AD; Amendment 39-14578; AD 2004-03-15 R1] (RIN: 2120-AA64) received May 30, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7917. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Airbus Model A330-200, A330-300, A340-200, and A340-300 Series Airplanes; and A340-541 and A340-642 Airplanes [Docket No. FAA-2005-22973; Directorate Identifier 2004-NM-67-AD; Amendment 39-14577; AD 2006-09-07] (RIN: 2120-AA64) received May 30, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7918. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Airbus Model A300 B4-600, B4-600R, and F4-600R Series Airplanes, and Model C4-605R Variant F Airplanes (Collectively Called A300-600 Series Airplanes); and Model A310-200 and A310-300 Series Airplanes [Docket No. FAA-2005-22739; Directorate Identifier 2005-NM-098-AD; Amendment 39-14583; AD 2006-09-12] (RIN: 2120-AA64) received May 30, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7919. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Airbus Model A319-100 and A320-200 Series Airplanes; and A320-111 Airplanes [Docket No. FAA-2006-23948; Directorate Identifier 2005-NM-246-AD] (RIN: 2120-AA64) received May 30, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7920. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Bombardier Model CL-600-2B19 (Regional Jet Series 100 & 440) Airplanes [Docket No. 2003-NM-233-AD; Amendment 39-14585; AD 2006-10-01] (RIN: 2120-AA64) received May 30, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7921. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Boeing Model 747 Airplanes [Docket No. FAA-2005-22624; Directorate Identifier 2004-NM-81-AD; Amendment 39-14586; AD 2006-10-02] (RIN: 2120-AA64) received May 30, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7922. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; MD Helicopters, Inc. Model 600N Helicopters [Docket No. FAA-2006-24518; Directorate Identifier 2006-SW-10-AD; Amendment 39-14569; AD 2006-08-12] (RIN: 2120-AA64) received May 30, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7923. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Boeing Model 727, 727C, 727-100, and 727-100C Series Airplanes [Docket No. FAA-2005-23313; Directorate Identifer 2005-NM-111-AD; Amendment 39-14573; AD 2006-09-03] (RIN: 2120-AA64) received May 30, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7924. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Bombardier Model CL-600-2B19 (Regional Jet Series 100 & 440) Airplanes [Docket No. FAA-2006-24586; Directorate Identifier 2006-NM-100-AD; Amendment 39-14579; AD 2006-09-08] (RIN: 2120-AA64) received May 30, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7925. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Boeing Model 757-200 and -200PF Series Airplanes Equipped with Pratt & Whitney Engines [Docket No. FAA-2006-24557; Directorate Identifier 2006-NM-082-AD; Amendment 39-14572; AD 2006-09-02] (RIN: 2120-AA64) received May 30, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7926. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Boeing Model 747-100, 747-100B, 747-100B SUD, 747-200B, 747-200C, 747-200F, 747-300, 747SR, and 747SP Series Airplanes [Docket No. FAA-2005-23441; Directorate Identifier 2005-NM-199-AD; Amendment 39-14571; AD 2006-09-01] (RIN: 2120-AA64) received May 30, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7927. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Airbus Model A300 B4-600, B4-600R, and F4-600R Series Airplanes, and Model C4-605R Variant F Airplanes (Collectively Called A300-600 Series Airplanes) [Docket No. FAA-2006-24364; Directorate Identifier 2004-NM-272-AD; Amendment 39-14534; AD 2006-07-07] (RIN: 2120-AA64) received May 30, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7928. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Eurocopter France Model SA-365 N1, AS-365 N2, N3, SA 366 G1, and EC-155B and B1 Helicopters [Docket No. FAA-2006-24588; Directorate Identifier 2006-SW-07-AD; Amendment 39-14581; AD 2006-09-10] (RIN: 2120-AA64) received May 30, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7929. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Air Tractor, Inc. Models AT-802 and AT-802A Airplanes [Docket No. FAA-2005-20591; Directorate Identifier 2005-CE-14-AD; Amendment 39-14565; AD 2006-08-09] (RIN: 2120-AA64) received May 30, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7930. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Air Tractor, Inc. Models AT-400, AT-401, AT-401B, AT-402, AT-402A, and AT-402B Airplanes [Docket No. FAA-2006-23646; Directorate Identifier 2006-CE-05-AD; Amendment 39-14563; AD 2006-08-08] (RIN: 2120-AA64) received May 30, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7931. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Pilatus Aircraft Ltd. Models PC-12 and PC-12/45 Airplanes [Docket No. FAA-2004-19220; Directorate Identifier 2004-CE-27-AD; Amendment 39-14568; AD 2006-08-11] (RIN: 2120-AA64) received May 30, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7932. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Sicma Aero Seat (formerly Farner); Cabin Attendant Seats Series 150 type FN and Series 151 type WN [Docket No. FAA-2005-22109; Directorate Identifier 2005-NE-32-AD; Amendment 39-14557; AD 2006-08-03] (RIN: 2120-AA64) received May 30, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7933. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Fokker Model F.28 Mark 0100 Airplanes [Docket No. FAA-2006-24429; Directorate Identifier 2006-NM-003-AD; Amendment 39-14559; AD 2006-08-05] (RIN: 2120-AA64) received May 30, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7934. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Gulfstream Model GIV-X and GV-SP Series Airplanes [Docket No. FAA-2006-24438; Directorate Identifier 2006-NM-061-AD; Amendment 39-14560; AD 2006-04-13 R1] (RIN: 2120-AA64) received May 30, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

7935. A letter from the Administrator, FRA, Department of Transportation, transmitting the Department's report entitled, ''Pilot Programs for Emergency Notification Systems (ENS) at Highway-Rail Grade Crossings,'' pursuant to Public Law 103-440, section 301(a); to the Committee on Transportation and Infrastructure.

7936. A letter from the Commissioner, Social Security Administration, transmitting the 2006 Annual Report of the Supplemental Security Income Program, pursuant to Public Law 104-193, section 231 (110 Stat. 2197); to the Committee on Ways and Means.

7937. A letter from the Inspector General, Department of Health and Human Services, transmitting the Department's report entitled, ''Determining Average Manufacturer Prices for Prescription Drugs under the Deficit Reducation Act of 2005''; jointly to the Committees on Energy and Commerce and Ways and Means.

7938. A letter from the Director, National Film Preservation Foundation, transmitting the Foundation's Report to the U.S. Congress for the Year Ending December 31, 2005; jointly to the Committees on the Judiciary and House Administration.

¶50.3 MESSAGE FROM THE SENATE

A message from the Senate by Ms. Curtis, one of its clerks, announced that the Senate has passed with an amendment in which the concurrence of the House is requested, a bill of the House of the following title:

H.R. 4311. An Act to amend section 105(b)(3) of the Ethics in Government Act of 1978 (5 U.S.C. App.).

¶50.4 PROVIDING FOR THE CONSIDERATION OF H.R. 5522

Mr. Lincoln DIAZ-BALART of Florida, by direction of the Committee on Rules, called up the following resolution (H. Res. 851):

Resolved, That at any time after the adoption of this resolution the Speaker may, pursuant to clause 2(b) of rule XVIII, declare the House resolved into the Committee of the Whole House on the state of the Union for consideration of the bill (H.R. 5522) making appropriations for foreign operations, export financing, and related programs for the fiscal year ending September 30, 2007, and for other purposes. The first reading of the bill shall be dispensed with. All points of order against consideration of the bill are waived. General debate shall be confined to the bill and shall not exceed one hour equally divided and controlled by the chairman and ranking minority member of the Committee on Appropriations. After general debate the bill shall be considered for amendment under the five-minute rule. Points of order against provisions in the bill for failure to comply with clause 2 of rule XXI are waived except as follows: the number ''5'' on page 60, line 4; section 526; beginning with ''Of'' on page 86, line 1 through ''That'' on line 16; section 538; beginning with the semicolon in section 565(a)(2) through ''501)'' in section 565(a)(3); and sections 570 and 579. Where points of order are waived against part of a paragraph or section, points of order against a provision in another part of such paragraph or section may be made only against such provision and not against the entire paragraph or section. During consideration of the bill for amendment, the Chairman of the Committee of the Whole may accord priority in recognition on the basis of whether the Member offering an amendment has caused it to be printed in the portion of the Congressional Record designated for that purpose in clause 8 of rule XVIII. Amendments so printed shall be considered as read. When the committee rises and reports the bill back to the House with a recommendation that the bill do pass, the previous question shall be considered as ordered on the bill and amendments thereto to final passage without intervening motion except one motion to recommit with or without instructions.

When said resolution was considered.

After debate,

On motion of Mr. Lincoln DIAZ-BALART of Florida, the previous question was ordered on the resolution to its adoption or rejection and, under the operation thereof, the resolution was agreed to.

A motion to reconsider the vote whereby said resolution was agreed to was, by unanimous consent, laid on the table.

¶50.5 PROVIDING FOR THE CONSIDERATION OF H.R. 5252

Mr. Lincoln DIAZ-BALART of Florida, by direction of the Committee on Rules, called up the following resolution (H. Res. 850):

Resolved, That at any time after the adoption of this resolution the Speaker may, pursuant to clause 2(b) of rule XVIII, declare the House resolved into the Committee of the Whole House on the state of the Union for consideration of the bill (H.R. 5252) to promote the deployment of broadband networks and services. The first reading of the bill shall be dispensed with. All points of order against consideration of the bill are waived. General debate shall be confined to the bill and shall not exceed one hour equally divided and controlled by the chairman and ranking minority member of the Committee on Energy and Commerce. After general debate the bill shall be considered for amendment under the five-minute rule. The bill shall be considered as read. Notwithstanding clause 11 of rule XVIII, no amendment to the bill shall be in order except those printed in the report of the Committee on Rules accompanying this resolution. Each such amendment may be offered only in the order printed in the report, may be offered only by a Member designated in the report, shall be considered as read, shall be debatable for the time specified in the report equally divided and controlled by the proponent and an opponent, shall not be subject to amendment, and shall not be subject to a demand for division of the question in the House or in the Committee of the Whole. All points of order against such amendments are waived. At the conclusion of consideration of the bill for

amendment the Committee shall rise and report the bill to the House with such amendments as may have been adopted. The previous question shall be considered as ordered on the bill and amendments thereto to final passage without intervening motion except one motion to recommit with or without instructions.

Pending consideration of said resolution.

¶50.6 POINT OF ORDER

Ms. BALDWIN, made a point of order against consideration of said resolution, and said:

''Mr. Speaker, pursuant to section 426 of the Congressional Budget Act of 1974, I make a point of order against consideration of the rule, H. Res. 850. Page 1, line 7, through page 2, line 1, states: ''All points of order against consideration of the bill are waived.''

''The rule makes in order H.R. 5252, the Communications Opportunity, Promotion, and Enhancement Act of 2006, which contains a large unfunded mandate on State and local governments in violation of section 425 of the Budget Act. Section 426 of the Budget Act specifically states that the Committee on Rules may not waive section 425; and, therefore, this rule violates section 426.''

The SPEAKER pro tempore, Mr. BOOZMAN spoke and said:

''The gentlewoman from Wisconsin makes a point of order that the resolution violates section 426(a) of the Congressional Budget Act of 1974. In accordance with section 426(b)(2) of the Act, the gentlewoman has met the threshold burden to identify the specific language in the resolution on which the point of order is predicated.

''Under section 426(b)(4) of the Act, the gentlewoman from Wisconsin (Ms. BALDWIN) and the gentleman from Florida (Mr. Lincoln DIAZ-BALART) each will control 10 minutes of debate on the question of consideration.

''Pursuant to section 426(b)(3) of the Act, after that debate the Chair will put the question of consideration, to wit: Will the House now consider the resolution?''

After debate,

The SPEAKER pro tempore, Mr. BOOZMAN spoke and said:

''The point of order was made against the resolution for waiving any point of order under the Congressional Budget Act, as provided by section 426 of such Act.''

The question being stated, viva voce,

Shall the House now consider the resolution?

The SPEAKER pro tempore, Mr. BOOZMAN, announced that the yeas had it.

Ms. BALDWIN objected to the vote on the ground that a quorum was not present and not voting.

A quorum not being present,

The roll was called under clause 6, rule XX, and the call was taken by electronic device.

When there appeared { Yeas ..... 254 / Nays 166

¶50.7 [Roll No. 235]

YEAS—254

Aderholt
Akin
Alexander
Bachus
Baker
Barrett (SC)
Barrow
Bartlett (MD)
Barton (TX)
Bass
Bean
Beauprez
Biggert
Bilirakis
Bishop (GA)
Bishop (UT)
Blackburn
Blunt
Boehlert
Boehner
Bonilla
Bonner
Boozman
Boren
Boswell
Boucher
Boustany
Boyd
Bradley (NH)
Brady (TX)
Brown (SC)
Brown-Waite, Ginny
Burgess
Burton (IN)
Buyer
Calvert
Camp (MI)
Campbell (CA)
Cannon
Cantor
Capito
Cardoza
Carter
Castle
Chabot
Chandler
Chocola
Coble
Cole (OK)
Conaway
Crenshaw
Crowley
Cubin
Cuellar
Culberson
Davis (KY)
Davis (TN)
Davis, Jo Ann
Davis, Tom
Deal (GA)
DeLay
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Doolittle
Drake
Dreier
Duncan
Edwards
Ehlers
Emerson
English (PA)
Everett
Feeney
Ferguson
Fitzpatrick (PA)
Flake
Foley
Forbes
Ford
Fortenberry
Fossella
Foxx
Franks (AZ)
Frelinghuysen
Gallegly
Garrett (NJ)
Gerlach
Gilchrest
Gillmor
Gingrey
Gohmert
Goode
Goodlatte
Granger
Graves
Green (WI)
Green, Gene
Gutknecht
Hall
Harris
Hart
Hastings (WA)
Hayes
Hayworth
Hefley
Hensarling
Herger
Higgins
Hinojosa
Hobson
Hoekstra
Hostettler
Hulshof
Hunter
Inglis (SC)
Inslee
Issa
Istook
Jenkins
Jindal
Johnson (CT)
Johnson, Sam
Jones (NC)
Keller
Kelly
Kennedy (MN)
King (IA)
King (NY)
Kingston
Kirk
Kline
Knollenberg
Kolbe
Kuhl (NY)
LaHood
Latham
LaTourette
Leach
Lewis (CA)
Lewis (KY)
Linder
LoBiondo
Lucas
Lungren, Daniel E.
Mack
Marchant
McCaul (TX)
McCotter
McCrery
McHenry
McHugh
McIntyre
McKeon
McMorris
Meeks (NY)
Melancon
Mica
Michaud
Miller (FL)
Miller (MI)
Miller (NC)
Miller, Gary
Moran (KS)
Murphy
Murtha
Musgrave
Myrick
Neugebauer
Ney
Northup
Norwood
Nunes
Osborne
Otter
Oxley
Paul
Pearce
Pence
Peterson (PA)
Petri
Pickering
Pitts
Platts
Poe
Pombo
Porter
Price (GA)
Pryce (OH)
Putnam
Radanovich
Ramstad
Regula
Rehberg
Reichert
Renzi
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Ros-Lehtinen
Ross
Royce
Ruppersberger
Rush
Ryan (WI)
Ryun (KS)
Sánchez, Linda T.
Saxton
Schmidt
Schwarz (MI)
Scott (GA)
Sensenbrenner
Sessions
Shadegg
Shaw
Shays
Sherwood
Shimkus
Shuster
Simmons
Simpson
Smith (NJ)
Sodrel
Souder
Stearns
Sullivan
Sweeney
Tancredo
Tanner
Taylor (NC)
Terry
Thomas
Thornberry
Tiahrt
Tiberi
Turner
Upton
Walden (OR)
Walsh
Wamp
Weldon (FL)
Weldon (PA)
Weller
Westmoreland
Whitfield
Wicker
Wilson (NM)
Wilson (SC)
Wolf
Wynn
Young (AK)
Young (FL)

NAYS—166

Abercrombie
Ackerman
Allen
Baca
Baird
Baldwin
Becerra
Berkley
Berman
Berry
Bishop (NY)
Blumenauer
Brady (PA)
Brown (OH)
Brown, Corrine
Butterfield
Capps
Capuano
Cardin
Carnahan
Carson
Case
Clay
Cleaver
Clyburn
Conyers
Cooper
Costa
Costello
Cramer
Cummings
Davis (AL)
Davis (CA)
Davis (IL)
DeFazio
DeGette
Delahunt
DeLauro
Dicks
Dingell
Doggett
Doyle
Emanuel
Engel
Eshoo
Etheridge
Farr
Fattah
Filner
Frank (MA)
Gonzalez
Gordon
Green, Al
Grijalva
Gutierrez
Harman
Hastings (FL)
Herseth
Hinchey
Holden
Holt
Honda
Hooley
Hoyer
Israel
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Johnson, E. B.
Jones (OH)
Kanjorski
Kaptur
Kennedy (RI)
Kildee
Kilpatrick (MI)
Kind
Kucinich
Langevin
Lantos
Larsen (WA)
Larson (CT)
Lee
Levin
Lewis (GA)
Lipinski
Lofgren, Zoe
Lowey
Lynch
Maloney
Markey
Marshall
Matheson
Matsui
McCarthy
McCollum (MN)
McDermott
McGovern
McKinney
McNulty
Meehan
Meek (FL)
Millender-McDonald
Miller, George
Mollohan
Moore (KS)
Moore (WI)
Moran (VA)
Nadler
Napolitano
Neal (MA)
Obey
Olver
Ortiz
Owens
Pallone
Pascrell
Pastor
Payne
Pelosi
Peterson (MN)
Pomeroy
Price (NC)
Rahall
Rangel
Rothman
Roybal-Allard
Ryan (OH)
Sabo
Salazar
Sanchez, Loretta
Sanders
Schakowsky
Schiff
Schwartz (PA)
Scott (VA)
Serrano
Sherman
Skelton
Slaughter
Smith (WA)
Snyder
Solis
Spratt
Stark
Strickland
Stupak
Tauscher
Taylor (MS)
Thompson (CA)
Thompson (MS)
Tierney
Towns
Udall (CO)
Udall (NM)
Van Hollen
Velázquez
Visclosky
Wasserman Schultz
Waters
Watson
Watt
Waxman
Weiner
Wexler
Woolsey
Wu

NOT VOTING—12

Andrews
Bono
Davis (FL)
Evans
Gibbons
Hyde
Johnson (IL)
Manzullo
Nussle
Oberstar
Reyes
Smith (TX)

So the House decided to consider said resolution.

When said resolution was considered.

After debate,

On motion of Mr. Lincoln DIAZ-BALART of Florida, the previous question was ordered on the resolution to its adoption or rejection.

The question being put, viva voce,

Will the House agree to said resolution?

The SPEAKER pro tempore, Mr. BOOZMAN, announced that the yeas had it.

Ms. SLAUGHTER demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mr. BOOZMAN, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed.

¶50.8 FOREIGN OPERATIONS APPROPRIATIONS FY 2007

The SPEAKER pro tempore, Mr. BOOZMAN, pursuant to House Resolution 851 and rule XVIII, declared the House resolved into the Committee of the Whole House on the state of the Union for the consideration of the bill

(H.R. 5522) making appropriations for foreign operations, export financing, and related programs for the fiscal year ending September 30, 2007, and for other purposes.

The SPEAKER pro tempore, Mr. BOOZMAN, by unanimous consent, designated Mr. THORNBERRY as Chairman of the Committee of the Whole; and after some time spent therein,

The SPEAKER pro tempore, Mr. BOOZMAN, assumed the Chair.

When Mr. THORNBERRY, Chairman, reported that the Committee, having had under consideration said bill, had come to no resolution thereon.

¶50.9 ORDER OF BUSINESS—FURTHER CONSIDERATION OF H.R. 5522

On motion of Mr. KOLBE, by unanimous consent,

Ordered, That it may be in order during further consideration of H.R. 5522, in the Committee of the Whole House on the state of the Union, pursuant to House Resolution 851, notwithstanding clause 11 of rule XVIII, no further amendment to the bill may be offered except: pro forma amendments offered at any point in the reading by the chairman or ranking minority member of the Committee on Appropriations or their designees for the purpose of debate; an amendment by Mr. MCGOVERN regarding Andean counterdrug funding, which shall be debatable for 60 minutes; an amendment by Mr MCGOVERN regarding a funding limitation on Western Hemisphere Institute for Security Cooperation, which shall be debatable for 30 minutes; an amendment by Ms. Ginny BROWN-WAITE of Florida, regarding funding for Ireland; an amendment by Ms. Ginny BROWN-WAITE of Florida, regarding INCLE funding for Mexico; an amendment by Mr. BROWN of Ohio, regarding Child Survival and Health program; an amendment by Ms. WATERS regarding funding for Haiti, which shall be debatable for 20 minutes; an amendment by Ms. WATERS regarding funding for Haiti; an amendment by Ms. HOOLEY regarding INCLE funding; an amendment by Ms. BERKLEY to strike the waiver authority in section 544 of the bill; an amendment by Ms. BERKLEY to strike the waiver authority in section 550 of the bill; an amendment by Ms. BERKLEY to strike the waiver authority in section 555 of the bill; an amendment by Mr. MCHENRY to strike the waiver authority in section 581 of the bill; an amendment by Mr. DEAL of Georgia, regarding section 583 of the bill and certain waiver authority; an amendment by Mr. TERRY regarding funding limitation on importation of counterfeit goods and services; an amendment by Mr. WEINER regarding funding limitation on Saudia Arabia, which shall be debatable for 20 minutes; an amendment by Mr. KING of Iowa, regarding funding limitation on ESF funds to Mexico; an amendment by Mrs. MUSGRAVE regarding funding limitation on importation of U.S. beef; an amendment by Mr. KUCINICH regarding funding limitation on Northern Transnational Highway in El Salvador; an amendment by Mr. POE regarding funding limitation on countries that do not accept the transfer of certain individuals issued a Final Removal Order by ICE; an amendment by Mr. POE regarding reduction of funds in the bill; an amendment by Mr. SANDERS regarding funding limitation on Ex-Im Bank approval of an application related to oil and gas field development project, which shall be debatable for 20 minutes; an amendment by Ms. JACKSON-LEE of Texas, regarding funding limitation on IMET funds for the Government of Chad; an amendment by Ms. JACKSON-LEE of Texas, regarding funding limitation on Pakistanian enforcement of the Offence of Zina ordinance, 1979; an amendment by Ms. JACKSON-LEE of Texas, regarding authorization of funds for security activities in Afghanistan; an amendment by Ms. JACKSON-LEE of Texas, regarding funding limitation on IMET funds for child soldiers; an amendment by Mr. DEAL of Georgia, regarding funding limitation on the use of INCLE funds; an amendment by Mr. CULBERSON regarding funding limitation on assistance to Mexico; an amendment by Mr. HEFLEY regarding reduction of funds in the bill; and an amendment or amendments by Mr. KOLBE regarding funding levels.

Ordered further, That each such amendment may be offered only by the Member named in this request or a designee, shall be considered as read, shall not be subject to amendment except that the chairman and ranking minority member of the Committee on Appropriations and the Subcommittee on Foreign Operations, Export Programs, and Related Programs each may offer one pro forma amendment for the purpose of debate; and shall not be subject to a demand for division of the question in the House or in the Committee of the Whole House on the state of the Union.

Ordered further, That, except as otherwise specified, each amendment shall be debatable for 10 minutes equally divided and controlled by the proponent and an opponent. An amendment shall be considered to fit the description stated in this request if it addresses in whole or in part the object described.

¶50.10 FOREIGN OPERATION APPROPRIATION FY 2007

The SPEAKER pro tempore, Mr. BOOZMAN, pursuant to House Resolution 851 and rule XVIII, declared the House resolved into the Committee of the Whole House on the state of the Union for the further consideration of the bill (H.R. 5522) making appropriations for foreign operations, export financing, and related programs for the fiscal year ending September 30, 2007, and for other purposes.

Mr. THORNBERRY, Chairman of the Committee of the Whole, resumed the chair; and after some time spent therein,

¶50.11 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment submitted by Mr. OBEY:

Page 14, line 1, after the dollar amount, insert the following: ''(increased by $50,000,000)''.

Page 19, line 22, after the dollar amount, insert the following: ''(reduced by $100,000,000)''.

Page 20, line 3, after the dollar amount, insert the following: ''(reduced by $100,000,000)''.

Page 32, line 7, after the dollar amount, insert the following: ''(increased by $50,000,000)''.

It was decided in the negative ..... { Yeas ..... 198 / Nays 225

¶50.12 [Roll No. 236]

AYES—198

Abercrombie
Ackerman
Allen
Andrews
Baca
Baldwin
Barrow
Bean
Becerra
Berkley
Berman
Berry
Bishop (NY)
Blumenauer
Boswell
Boucher
Boyd
Bradley (NH)
Brady (PA)
Brown (OH)
Butterfield
Cantor
Capuano
Cardin
Cardoza
Carnahan
Carson
Clay
Clyburn
Conyers
Cooper
Costa
Costello
Crowley
Cummings
Davis (AL)
Davis (CA)
Davis (IL)
Davis (TN)
DeFazio
DeGette
Delahunt
DeLauro
Doggett
Doyle
Duncan
Edwards
Emanuel
Engel
Eshoo
Etheridge
Farr
Fattah
Ferguson
Filner
Fitzpatrick (PA)
Ford
Foxx
Frank (MA)
Gallegly
Gerlach
Gohmert
Gonzalez
Gordon
Green (WI)
Green, Al
Grijalva
Gutierrez
Hall
Harman
Hastings (FL)
Hayworth
Herseth
Higgins
Hinojosa
Holden
Holt
Honda
Hooley
Hostettler
Hoyer
Hyde
Israel
Jackson (IL)
Jefferson
Jindal
Johnson (IL)
Keller
Kennedy (MN)
Kennedy (RI)
Kildee
Kind
Langevin
Lantos
Larsen (WA)
Larson (CT)
LaTourette
Leach
Lee
Levin
Lewis (GA)
LoBiondo
Lowey
Maloney
Markey
Matheson
McCarthy
McCaul (TX)
McCollum (MN)
McGovern
McHenry
McIntyre
McNulty
Meehan
Meek (FL)
Meeks (NY)
Melancon
Mica
Michaud
Millender-McDonald
Miller (NC)
Miller, George
Moore (KS)
Moran (KS)
Moran (VA)
Musgrave
Nadler
Napolitano
Neal (MA)
Northup
Oberstar
Obey
Olver
Owens
Pallone
Pascrell
Paul
Payne
Pelosi
Platts
Poe
Ramstad
Rangel
Reichert
Renzi
Rogers (AL)
Ros-Lehtinen
Ross
Rothman
Roybal-Allard
Royce
Rush
Ryan (OH)
Sabo
Salazar
Sánchez, Linda T.
Sanders
Schakowsky
Schiff
Schwartz (PA)
Scott (GA)
Scott (VA)
Sensenbrenner
Sherman
Simmons
Simpson
Slaughter
Smith (NJ)
Snyder
Solis
Souder
Spratt
Stark
Stearns
Strickland
Stupak
Tancredo
Tanner
Tauscher
Thompson (CA)
Thompson (MS)
Tiberi
Tierney
Towns
Udall (CO)
Udall (NM)
Van Hollen
Velázquez
Visclosky
Wasserman Schultz
Watson
Watt
Waxman
Weiner
Wexler
Wolf
Woolsey
Wynn

NOES—225

Aderholt
Akin
Alexander
Bachus
Baird
Baker
Barrett (SC)
Bartlett (MD)
Barton (TX)

Bass
Beauprez
Biggert
Bilirakis
Bishop (GA)
Bishop (UT)
Blackburn
Blunt
Boehlert
Boehner
Bonilla
Bonner
Boozman
Boren
Boustany
Brady (TX)
Brown (SC)
Brown, Corrine
Brown-Waite, Ginny
Burgess
Burton (IN)
Buyer
Calvert
Camp (MI)
Campbell (CA)
Cannon
Capito
Capps
Carter
Case
Castle
Chabot
Chandler
Chocola
Cleaver
Coble
Cole (OK)
Conaway
Cramer
Crenshaw
Cubin
Cuellar
Culberson
Davis (KY)
Davis, Jo Ann
Davis, Tom
Deal (GA)
DeLay
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Dicks
Dingell
Doolittle
Drake
Dreier
Ehlers
Emerson
English (PA)
Everett
Feeney
Flake
Foley
Forbes
Fortenberry
Fossella
Franks (AZ)
Frelinghuysen
Garrett (NJ)
Gilchrest
Gillmor
Gingrey
Goode
Goodlatte
Granger
Graves
Green, Gene
Gutknecht
Harris
Hart
Hastings (WA)
Hayes
Hefley
Hensarling
Herger
Hinchey
Hobson
Hoekstra
Hulshof
Hunter
Inglis (SC)
Inslee
Issa
Istook
Jackson-Lee (TX)
Jenkins
Johnson (CT)
Johnson, E. B.
Johnson, Sam
Jones (NC)
Jones (OH)
Kanjorski
Kaptur
Kelly
Kilpatrick (MI)
King (IA)
King (NY)
Kirk
Kline
Knollenberg
Kolbe
Kucinich
Kuhl (NY)
LaHood
Latham
Lewis (CA)
Lewis (KY)
Linder
Lipinski
Lofgren, Zoe
Lucas
Lungren, Daniel E.
Lynch
Mack
Marchant
Marshall
Matsui
McCotter
McCrery
McDermott
McHugh
McKeon
McKinney
McMorris
Miller (FL)
Miller (MI)
Miller, Gary
Mollohan
Moore (WI)
Murphy
Murtha
Myrick
Neugebauer
Ney
Norwood
Nunes
Ortiz
Osborne
Otter
Oxley
Pastor
Pearce
Pence
Peterson (MN)
Petri
Pickering
Pitts
Pombo
Pomeroy
Porter
Price (GA)
Price (NC)
Pryce (OH)
Putnam
Radanovich
Rahall
Regula
Rehberg
Reynolds
Rogers (KY)
Rogers (MI)
Rohrabacher
Ruppersberger
Ryan (WI)
Ryun (KS)
Sanchez, Loretta
Saxton
Schmidt
Schwarz (MI)
Serrano
Sessions
Shadegg
Shaw
Shays
Sherwood
Shimkus
Shuster
Skelton
Smith (TX)
Smith (WA)
Sodrel
Sullivan
Sweeney
Taylor (MS)
Taylor (NC)
Terry
Thomas
Thornberry
Tiahrt
Turner
Upton
Walden (OR)
Walsh
Wamp
Waters
Weldon (FL)
Weldon (PA)
Weller
Westmoreland
Whitfield
Wicker
Wilson (NM)
Wilson (SC)
Wu
Young (AK)
Young (FL)

NOT VOTING—9

Bono
Davis (FL)
Evans
Gibbons
Kingston
Manzullo
Nussle
Peterson (PA)
Reyes

So the amendment was not agreed to.

After some further time,

The SPEAKER pro tempore, Mr. SIMPSON, assumed the Chair.

When Mr. THORNBERRY, Chairman, reported that the Committee, having had under consideration said bill, had come to no resolution thereon.

¶50.13 ORDER OF BUSINESS—FURTHER CONSIDERATION OF H.R. 5522

On motion of Mr. BOEHNER, by unanimous consent,

Ordered, That, during further consideration of H.R. 5522, pursuant to House Resolution 851, the Chair may reduce to two minutes the minimum time for electronic voting under clause 6 of rule XVIII and clause 9 of rule XX.

¶50.14 COMMITTEE RESIGNATION—MAJORITY

The SPEAKER pro tempore, Mr. SIMPSON, laid before the House the following communication, which was read as follows:

HOUSE OF REPRESENTATIVES,
Washington, DC, June 8, 2006.

Hon. J. DENNIS HASTERT,
Speaker, U.S. House of Representatives, Washington, DC.

DEAR MR. SPEAKER: Please accept my resignation, effective immediately, from the House Committee on Appropriations.

It has been my great pleasure to serve on the committee under the fine leadership of Chairman Jerry Lewis and Chairman Bill Young.

Thank you for your attention to this request.

Sincerely,

TOM DELAY,
Member of Congress.

When said resignation was considered.

The question being stated, viva voce,

Shall the resignation be accepted?

The SPEAKER pro temproe, Mr. SIMPSON, by unanimous consent, announced that the resignation was accepted.

¶50.15 H. RES. 850—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mr. SIMPSON, pursuant to clause 8, rule XX, announced the unfinished business to be the question on agreeing to the resolution (H. Res. 850) providing for consideration of the bill (H.R. 5252) to promote the deployment of broadband networks and services.

The question being put,

Will the House agree to said resolution?

The vote was taken by electronic device.

It was decided in the affirmative ..... { Yeas ..... 262 / Nays 151

¶50.16 [Roll No. 237]

YEAS—262

Aderholt
Akin
Alexander
Bachus
Baker
Barrett (SC)
Barrow
Bartlett (MD)
Barton (TX)
Bass
Beauprez
Berkley
Biggert
Bilirakis
Bishop (GA)
Bishop (UT)
Blackburn
Blunt
Boehlert
Boehner
Bonilla
Bonner
Boozman
Boren
Boswell
Boucher
Boustany
Boyd
Bradley (NH)
Brady (TX)
Brown (SC)
Brown-Waite, Ginny
Burgess
Burton (IN)
Butterfield
Buyer
Calvert
Camp (MI)
Campbell (CA)
Cannon
Cantor
Capito
Cardoza
Carnahan
Carter
Castle
Chabot
Chandler
Chocola
Clay
Clyburn
Coble
Cole (OK)
Conaway
Costa
Cramer
Crenshaw
Crowley
Cubin
Cuellar
Culberson
Davis (AL)
Davis (KY)
Davis (TN)
Davis, Jo Ann
Davis, Tom
Deal (GA)
DeLay
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Dicks
Doolittle
Drake
Dreier
Duncan
Ehlers
Emerson
English (PA)
Everett
Feeney
Ferguson
Fitzpatrick (PA)
Flake
Foley
Forbes
Ford
Fortenberry
Fossella
Foxx
Franks (AZ)
Frelinghuysen
Gallegly
Garrett (NJ)
Gerlach
Gilchrest
Gingrey
Gohmert
Goode
Goodlatte
Gordon
Granger
Graves
Green (WI)
Green, Gene
Gutierrez
Gutknecht
Hall
Hart
Hastings (WA)
Hayes
Hayworth
Hefley
Hensarling
Herger
Higgins
Hobson
Hoekstra
Hostettler
Hulshof
Hunter
Hyde
Inglis (SC)
Issa
Istook
Jefferson
Jenkins
Jindal
Johnson (CT)
Johnson (IL)
Johnson, E. B.
Johnson, Sam
Jones (NC)
Keller
Kelly
Kennedy (MN)
King (IA)
King (NY)
Kline
Knollenberg
Kolbe
Kuhl (NY)
LaHood
Latham
Leach
Lewis (CA)
Lewis (KY)
Linder
LoBiondo
Lucas
Lungren, Daniel E.
Mack
Marchant
Marshall
McCaul (TX)
McCotter
McCrery
McHenry
McHugh
McKeon
McMorris
Meek (FL)
Meeks (NY)
Melancon
Mica
Michaud
Miller (FL)
Miller (MI)
Miller, Gary
Moore (KS)
Moran (KS)
Murphy
Musgrave
Myrick
Neugebauer
Ney
Northup
Norwood
Nunes
Osborne
Otter
Oxley
Pastor
Pearce
Pence
Petri
Pickering
Pitts
Platts
Poe
Pombo
Porter
Price (GA)
Putnam
Radanovich
Rahall
Ramstad
Regula
Rehberg
Reichert
Renzi
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Ros-Lehtinen
Ross
Royce
Ruppersberger
Rush
Ryan (WI)
Ryun (KS)
Saxton
Schmidt
Schwarz (MI)
Scott (GA)
Sensenbrenner
Sessions
Shadegg
Shaw
Shays
Sherwood
Shimkus
Shuster
Simmons
Simpson
Smith (NJ)
Smith (TX)
Sodrel
Souder
Spratt
Stearns
Sullivan
Sweeney
Tancredo
Tanner
Taylor (NC)
Terry
Thomas
Thornberry
Tiahrt
Tiberi
Turner
Udall (NM)
Upton
Walden (OR)
Walsh
Wamp
Weldon (FL)
Weldon (PA)
Weller
Westmoreland
Wexler
Whitfield
Wicker
Wilson (NM)
Wilson (SC)
Wolf
Wynn
Young (AK)
Young (FL)

NAYS—151

Abercrombie
Ackerman
Allen
Andrews
Baca
Baird
Baldwin
Bean
Becerra
Berman
Berry
Bishop (NY)
Blumenauer
Brady (PA)
Brown (OH)
Brown, Corrine
Capps
Capuano
Cardin
Carson
Case
Cleaver
Conyers
Cooper
Costello
Cummings
Davis (CA)
Davis (IL)
DeFazio
DeGette
Delahunt
DeLauro
Dingell
Doggett
Doyle
Emanuel
Engel
Eshoo
Etheridge
Farr
Fattah
Filner
Frank (MA)
Gonzalez
Green, Al
Grijalva
Harman
Hastings (FL)
Herseth
Hinchey
Hinojosa
Holden
Holt
Honda
Hooley
Hoyer
Inslee
Israel
Jackson (IL)
Jackson-Lee (TX)
Jones (OH)
Kanjorski
Kaptur
Kennedy (RI)
Kildee
Kilpatrick (MI)
Kind
Kucinich
Langevin
Lantos
Larsen (WA)
Larson (CT)
Lee
Levin
Lewis (GA)
Lipinski
Lofgren, Zoe
Lowey
Lynch
Maloney
Markey
Matheson
Matsui
McCarthy
McCollum (MN)
McDermott
McGovern
McIntyre
McKinney
McNulty
Meehan
Millender-McDonald
Miller (NC)
Miller, George
Mollohan
Moran (VA)
Murtha
Nadler
Napolitano
Neal (MA)
Oberstar
Obey
Olver
Ortiz
Owens
Pallone
Pascrell
Payne
Pelosi
Peterson (MN)
Pomeroy
Price (NC)
Rangel
Rothman
Roybal-Allard
Ryan (OH)
Sabo
Salazar
Sánchez, Linda T.
Sanchez, Loretta

Sanders
Schakowsky
Schiff
Schwartz (PA)
Scott (VA)
Serrano
Sherman
Skelton
Slaughter
Smith (WA)
Snyder
Solis
Stark
Stupak
Tauscher
Taylor (MS)
Thompson (CA)
Thompson (MS)
Tierney
Towns
Van Hollen
Velázquez
Visclosky
Wasserman Schultz
Waters
Watson
Watt
Waxman
Weiner
Woolsey
Wu

NOT VOTING—19

Bono
Davis (FL)
Edwards
Evans
Gibbons
Gillmor
Harris
Kingston
Kirk
LaTourette
Manzullo
Moore (WI)
Nussle
Paul
Peterson (PA)
Pryce (OH)
Reyes
Strickland
Udall (CO)

So the resolution was agreed to.

A motion to reconsider the vote whereby said resolution was agreed to was, by unanimous consent, laid on the table.

¶50.17 COMMUNICATIONS OPPORTUNITY, PROMOTION AND ENHASCEMENT

The SPEAKER pro tempore, Mr. SIMPSON, pursuant to House Resolution 850 and rule XVIII, declared the House resolved into the Committee of the Whole House on the state of the Union for the consideration of the bill (H.R. 5252) to promote the deployment of broadband networks and services.

The SPEAKER pro tempore, Mr. SIMPSON, by unanimous consent, designated Mr. PRICE of Georgia, as Chairman of the Committee of the Whole; and after some time spent therein,

¶50.18 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment numbered 6, printed in House report 109-491, submitted by Mr. SMITH of Texas:

Page 44, after line 12, insert the following (and make such technical and conforming changes as may be appropriate):

''(d)(1) RULE OF CONSTRUCTION.—Nothing in this section shall be construed to modify, impair, or supersede the applicability of the antitrust laws or the jurisdiction of the district courts of the United States to hear claims arising under the antitrust laws.

''(2) DEFINITION OF ANTITRUST LAWS.—The term 'antitrust laws' has the meaning given it in subsection (a) of the first section of the Clayton Act (15 U.S.C. 12(a)), except that such term includes section 5 of the Federal Trade Commission Act (15 U.S.C. 45) to the extent that such section 5 applies to unfair methods of competition.''

It was decided in the affirmative ..... { Yeas ..... 353 / Nays 68

¶50.19 [Roll No. 238]

AYES—353

Abercrombie
Ackerman
Aderholt
Akin
Alexander
Allen
Baca
Bachus
Baird
Baker
Baldwin
Barrett (SC)
Barrow
Bartlett (MD)
Barton (TX)
Bass
Bean
Beauprez
Becerra
Berkley
Berman
Berry
Biggert
Bilirakis
Bishop (GA)
Bishop (NY)
Bishop (UT)
Blackburn
Blunt
Boehlert
Boehner
Bonilla
Bonner
Boozman
Boren
Boswell
Boucher
Boustany
Boyd
Bradley (NH)
Brady (PA)
Brady (TX)
Brown (OH)
Brown (SC)
Brown, Corrine
Brown-Waite, Ginny
Burgess
Burton (IN)
Butterfield
Buyer
Calvert
Camp (MI)
Campbell (CA)
Cannon
Cantor
Capito
Cardin
Cardoza
Carnahan
Carson
Carter
Case
Castle
Chabot
Chandler
Chocola
Clay
Cleaver
Clyburn
Coble
Cole (OK)
Conaway
Cooper
Costa
Costello
Cramer
Crenshaw
Crowley
Cubin
Cuellar
Culberson
Cummings
Davis (AL)
Davis (CA)
Davis (KY)
Davis (TN)
Davis, Jo Ann
Davis, Tom
Deal (GA)
DeFazio
Delahunt
DeLauro
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Dicks
Doggett
Doolittle
Drake
Dreier
Duncan
Edwards
Ehlers
Emerson
Engel
English (PA)
Etheridge
Everett
Fattah
Feeney
Ferguson
Fitzpatrick (PA)
Flake
Foley
Forbes
Ford
Fortenberry
Fossella
Foxx
Franks (AZ)
Frelinghuysen
Gallegly
Garrett (NJ)
Gerlach
Gilchrest
Gillmor
Gingrey
Gohmert
Gonzalez
Goode
Goodlatte
Gordon
Granger
Graves
Green (WI)
Green, Al
Green, Gene
Gutierrez
Gutknecht
Hall
Harris
Hart
Hastings (FL)
Hastings (WA)
Hayes
Hayworth
Hefley
Hensarling
Herger
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Higgins
Hinojosa
Hobson
Hoekstra
Holden
Hooley
Hostettler
Hoyer
Hulshof
Hunter
Hyde
Inglis (SC)
Israel
Issa
Istook
Jackson-Lee (TX)
Jenkins
Jindal
Johnson (CT)
Johnson (IL)
Johnson, E. B.
Johnson, Sam
Jones (NC)
Jones (OH)
Kanjorski
Kaptur
Keller
Kelly
Kennedy (MN)
Kind
King (IA)
King (NY)
Kirk
Kline
Knollenberg
Kolbe
Kuhl (NY)
LaHood
Langevin
Larsen (WA)
Larson (CT)
Latham
LaTourette
Leach
Lewis (CA)
Lewis (GA)
Lewis (KY)
Linder
LoBiondo
Lucas
Lungren, Daniel E.
Lynch
Mack
Maloney
Marchant
Marshall
Matheson
McCarthy
McCaul (TX)
McCollum (MN)
McCotter
McCrery
McHenry
McIntyre
McKeon
McMorris
Meehan
Meek (FL)
Meeks (NY)
Melancon
Mica
Michaud
Miller (FL)
Miller (MI)
Miller (NC)
Miller, Gary
Mollohan
Moore (KS)
Moran (KS)
Moran (VA)
Murphy
Murtha
Musgrave
Myrick
Nadler
Napolitano
Neugebauer
Ney
Northup
Norwood
Nunes
Oberstar
Obey
Ortiz
Osborne
Otter
Oxley
Pallone
Pascrell
Pastor
Paul
Pearce
Pence
Peterson (MN)
Petri
Pickering
Pitts
Platts
Poe
Pombo
Pomeroy
Porter
Price (GA)
Price (NC)
Pryce (OH)
Putnam
Radanovich
Rahall
Ramstad
Regula
Rehberg
Reichert
Renzi
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Ros-Lehtinen
Ross
Rothman
Royce
Ruppersberger
Rush
Ryan (WI)
Ryun (KS)
Sabo
Salazar
Sanchez, Loretta
Sanders
Saxton
Schiff
Schmidt
Schwartz (PA)
Schwarz (MI)
Scott (GA)
Sessions
Shadegg
Shaw
Shays
Sherman
Sherwood
Shimkus
Shuster
Simmons
Simpson
Skelton
Smith (NJ)
Smith (TX)
Smith (WA)
Snyder
Sodrel
Souder
Spratt
Stearns
Stupak
Sullivan
Sweeney
Tancredo
Tanner
Taylor (MS)
Taylor (NC)
Terry
Thomas
Thornberry
Tiahrt
Tiberi
Towns
Turner
Udall (CO)
Udall (NM)
Upton
Van Hollen
Visclosky
Walden (OR)
Walsh
Wamp
Waters
Watt
Waxman
Weiner
Weldon (FL)
Weldon (PA)
Weller
Westmoreland
Whitfield
Wicker
Wilson (NM)
Wilson (SC)
Wolf
Wynn
Young (AK)
Young (FL)

NOES—68

Andrews
Blumenauer
Capps
Capuano
Conyers
Davis (IL)
DeGette
Dingell
Doyle
Emanuel
Eshoo
Farr
Filner
Frank (MA)
Grijalva
Harman
Hinchey
Holt
Honda
Inslee
Jackson (IL)
Jefferson
Kennedy (RI)
Kildee
Kilpatrick (MI)
Kucinich
Lantos
Lee
Levin
Lipinski
Lofgren, Zoe
Lowey
Markey
Matsui
McDermott
McGovern
McKinney
McNulty
Millender-McDonald
Miller, George
Moore (WI)
Neal (MA)
Olver
Owens
Payne
Pelosi
Rangel
Roybal-Allard
Ryan (OH)
Sánchez, Linda T.
Schakowsky
Scott (VA)
Sensenbrenner
Serrano
Slaughter
Solis
Stark
Strickland
Tauscher
Thompson (CA)
Thompson (MS)
Tierney
Velázquez
Wasserman Schultz
Watson
Wexler
Woolsey
Wu

NOT VOTING—11

Bono
Davis (FL)
DeLay
Evans
Gibbons
Kingston
Manzullo
McHugh
Nussle
Peterson (PA)
Reyes

So the amendment was agreed to.

¶50.20 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment numbered 7, printed in House Report 109-491, submitted by Mr. MARKEY:

Strike section 201 of the bill and insert the following:

SECTION 201. NETWORK NEUTRALITY.

(a) AMENDMENT.—Title VII of the Communications Act of 1934 (47 U.S.C. 601 et seq.) is amended by adding at the end the following new section:

"SEC. 715. NETWORK NEUTRALITY.

''(a) POLICY.—It is the policy of the United States—

''(1) to maintain and enhance the vibrant and competitive free market that presently exists for the Internet and Internet services, upon which Internet commerce relies;

''(2) to preserve and promote the open and interconnected nature of the Internet and consumer empowerment and choice;

''(3) to foster innovation, investment, and competition among network providers, as well as application, content, and service providers;

''(4) to ensure vigorous and prompt enforcement of this section's requirements to safeguard innovation, consumer protection, and marketplace certainty; and

''(5) to preserve the security and reliability of the Internet and the services that enable consumers to access content, applications, and services over the Internet.

''(b) IN GENERAL.—Each broadband network provider has the duty—

''(1) not to block, impair, degrade, discriminate against, or interfere with the ability of any person to use a broadband connection to access, use, send, receive, or offer lawful content, applications, or services over the Internet;

''(2) to operate its broadband network in a nondiscriminatory manner so that any person can offer or provide content, applications, and services through, or over, such broadband network with equivalent or better capability than the provider extends to itself or affiliated parties, and without the imposition of a charge for such nondiscriminatory network operation;

''(3) if the provider prioritizes or offers enhanced quality of service to data of a particular type, to prioritize or offer enhanced quality of service to all data of that type (regardless of the origin of such data) without imposing a surcharge or other consideration for such prioritization or enhanced quality of service;

''(4) to enable a user to attach and use any device to the operator's network that does not physically damage, make unauthorized use of, or materially degrade other users' utilization of, the network; and

''(5) to clearly and conspicuously disclose to users, in plain language, accurate information about the speed, nature, and limitations of their broadband connection.

''(c) PRESERVED RIGHTS AND EXCEPTIONS.—Nothing in this section shall prevent a broadband network provider from taking reasonable and nondiscriminatory measures to—

''(1) manage the functioning of its network to protect the security of such network and broadband network services, provided that such management does not depend upon the affiliation with the broadband network provider of the content, applications, or services on the network;

''(2) offer varied service plans to users at defined levels of bandwidth and different prices;

''(3) offer consumer protection services (including services for the prevention of unsolicited commercial electronic messages, parental controls, or other similar capabilities), or offer cable service, so long as a user may refuse or disable such services;

''(4) give priority to emergency communications and telemedicine services; or

''(5) prevent any violation of Federal or State law, or comply with any court-ordered law enforcement directive.

''(d) EXPEDITED COMPLAINT PROCESS.—Within 180 days after the date of enactment of this section, the Commission shall prescribe regulations providing for the expedited review of any complaints alleging a violation of this section. Such regulations shall include a requirement that the Commission issue a final order regarding any request for a ruling contained in a complaint not later than 30 days after the date of submission of such complaint.

''(e) DEFINITIONS.—As used in this section:

''(1) BROADBAND NETWORK PROVIDER.—The term 'broadband network provider' means a person or entity that owns, controls, operates, or resells and controls any facility used to provide broadband network service to the public, by whatever technology and whether provided for a fee, in exchange for an explicit benefit, or for free.

''(2) BROADBAND NETWORK SERVICE.—The term 'broadband network service' means a two-way transmission service that connects to the Internet and transmits information at an average rate of at least 200 kilobits per second in at least one direction.

''(3) USER.—The term 'user' means any person who takes and uses broadband network service, whether provided for a fee, in exchange for an explicit benefit, or for free.''.

(b) SAVINGS PROVISION.—Nothing in this section shall be construed to modify, impair, or supersede the applicability of the antitrust laws, as such term is defined in section 602(e)(4) of the Telecommunications Act of 1996.

In the heading of title II of the bill, strike ''**ENFORCEMENT OF BROADBAND POLICY STATEMENT**'' and insert ''**NETWORK NEUTRALITY**''.

Conform the table of contents accordingly.

It was decided in the negative { Yeas ..... 152 / Nays 269

¶50.21 [Roll No. 239]

AYES—152

Abercrombie
Allen
Andrews
Baird
Baldwin
Bean
Becerra
Berkley
Berman
Bishop (NY)
Blumenauer
Boucher
Brown (OH)
Burton (IN)
Capps
Capuano
Cardin
Carson
Case
Chandler
Conyers
Cooper
Costello
Davis (CA)
Davis, Tom
DeFazio
DeGette
Delahunt
DeLauro
Dicks
Dingell
Doggett
Doyle
Emanuel
Engel
Eshoo
Farr
Filner
Fitzpatrick (PA)
Ford
Frank (MA)
Gordon
Grijalva
Gutierrez
Harman
Herseth
Higgins
Hinchey
Holt
Honda
Hooley
Hoyer
Inslee
Israel
Jackson (IL)
Jones (NC)
Jones (OH)
Kanjorski
Kaptur
Kennedy (RI)
Kildee
Kilpatrick (MI)
Kind
Kucinich
Langevin
Lantos
Larson (CT)
Leach
Lee
Levin
Lewis (GA)
Lipinski
Lofgren, Zoe
Lowey
Lynch
Maloney
Markey
Marshall
Matheson
Matsui
McCarthy
McCollum (MN)
McDermott
McGovern
McKinney
McNulty
Meehan
Miller (NC)
Miller, George
Moore (WI)
Moran (VA)
Murtha
Nadler
Napolitano
Neal (MA)
Oberstar
Obey
Olver
Owens
Pallone
Pascrell
Payne
Pelosi
Peterson (MN)
Pomeroy
Price (NC)
Rangel
Regula
Reichert
Ross
Rothman
Roybal-Allard
Ryan (OH)
Sabo
Salazar
Sánchez, Linda T.
Sanders
Schakowsky
Schiff
Scott (VA)
Sensenbrenner
Serrano
Shays
Sherman
Slaughter
Smith (WA)
Snyder
Solis
Stark
Strickland
Stupak
Tauscher
Taylor (MS)
Thompson (CA)
Thompson (MS)
Tierney
Udall (CO)
Udall (NM)
Van Hollen
Velázquez
Visclosky
Wasserman Schultz
Waters
Watson
Watt
Waxman
Weiner
Wexler
Wilson (NM)
Wolf
Woolsey
Wu

NOES—269

Ackerman
Aderholt
Akin
Alexander
Baca
Bachus
Baker
Barrett (SC)
Barrow
Bartlett (MD)
Barton (TX)
Bass
Beauprez
Berry
Biggert
Bilirakis
Bishop (GA)
Bishop (UT)
Blackburn
Blunt
Boehlert
Boehner
Bonilla
Bonner
Boozman
Boren
Boswell
Boustany
Boyd
Bradley (NH)
Brady (PA)
Brady (TX)
Brown (SC)
Brown, Corrine
Brown-Waite, Ginny
Burgess
Butterfield
Buyer
Calvert
Camp (MI)
Campbell (CA)
Cannon
Cantor
Capito
Cardoza
Carnahan
Carter
Castle
Chabot
Chocola
Clay
Cleaver
Clyburn
Coble
Cole (OK)
Conaway
Costa
Cramer
Crenshaw
Crowley
Cubin
Cuellar
Culberson
Cummings
Davis (AL)
Davis (IL)
Davis (KY)
Davis (TN)
Davis, Jo Ann
Deal (GA)
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Doolittle
Drake
Dreier
Duncan
Edwards
Ehlers
Emerson
English (PA)
Etheridge
Everett
Fattah
Feeney
Ferguson
Flake
Foley
Forbes
Fortenberry
Fossella
Foxx
Franks (AZ)
Frelinghuysen
Gallegly
Garrett (NJ)
Gerlach
Gilchrest
Gillmor
Gingrey
Gohmert
Gonzalez
Goode
Goodlatte
Granger
Graves
Green (WI)
Green, Al
Green, Gene
Gutknecht
Hall
Harris
Hart
Hastings (FL)
Hastings (WA)
Hayes
Hayworth
Hefley
Hensarling
Herger
Hinojosa
Hobson
Hoekstra
Holden
Hostettler
Hulshof
Hunter
Hyde
Inglis (SC)
Issa
Istook
Jackson-Lee (TX)
Jefferson
Jenkins
Jindal
Johnson (CT)
Johnson (IL)
Johnson, E. B.
Johnson, Sam
Keller
Kelly
Kennedy (MN)
King (IA)
King (NY)
Kirk
Kline
Knollenberg
Kolbe
Kuhl (NY)
LaHood
Larsen (WA)
Latham
LaTourette
Lewis (CA)
Lewis (KY)
Linder
LoBiondo
Lucas
Lungren, Daniel E.
Mack
Marchant
McCaul (TX)
McCotter
McCrery
McHenry
McIntyre
McKeon
McMorris
Meek (FL)
Meeks (NY)
Melancon
Mica
Michaud
Millender-McDonald
Miller (FL)
Miller (MI)
Miller, Gary
Mollohan
Moore (KS)
Moran (KS)
Murphy
Musgrave
Myrick
Neugebauer
Ney
Northup
Norwood
Nunes
Ortiz
Osborne
Otter
Oxley
Pastor
Paul
Pearce
Pence
Petri
Pickering
Pitts
Platts
Poe
Pombo
Porter
Price (GA)
Pryce (OH)
Putnam
Radanovich
Rahall
Ramstad
Rehberg
Renzi
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Ros-Lehtinen
Royce
Ruppersberger
Rush
Ryan (WI)
Ryun (KS)
Sanchez, Loretta
Saxton
Schmidt
Schwartz (PA)
Schwarz (MI)
Scott (GA)
Sessions
Shadegg
Shaw
Sherwood
Shimkus
Shuster
Simmons
Simpson
Skelton
Smith (NJ)
Smith (TX)
Sodrel
Souder
Spratt
Stearns
Sullivan
Sweeney
Tancredo
Tanner
Taylor (NC)
Terry
Thomas
Thornberry
Tiahrt
Tiberi
Towns
Turner
Upton
Walden (OR)
Walsh
Wamp
Weldon (FL)
Weldon (PA)
Weller
Westmoreland
Whitfield
Wicker
Wilson (SC)
Wynn
Young (AK)
Young (FL)

NOT VOTING—11

Bono
Davis (FL)
DeLay
Evans
Gibbons
Kingston
Manzullo
McHugh
Nussle
Peterson (PA)
Reyes

So the amendment was not agreed to.

The SPEAKER pro tempore, Mr. ADERHOLT, assumed the Chair.

When Mr. PRICE of Georgia, Chairman, pursuant to House Resolution 850, reported the bill back to the House with sundry amendments adopted by the Committee.

The previous question having been ordered by said resolution.

The following amendments, reported from the Committee of the Whole House on the state of the Union, were agreed to:

Page 5, line 4, strike ''intends'' and insert ''seeks authority''.

Page 5, lines 13 and 23, and page 6, line 4, strike ''contiguous''.

Page 5, beginning on line 17, strike ''within the jurisdiction of such unit of general local government contains'' and insert ''overlaps with''.

Page 6, lines 1 and 2, strike ''area contained in the franchise area of such cable operator'' and insert ''overlapping area''.

Page 6, line 15, after ''certification'' insert ''for authority''.

Page 6, line 20, strike ''under'' and insert ''in accordance with''.

Page 7, line 1, strike ''and subsection (g) of this section'' and insert ''(including the rules adopted under section 632(b) pursuant to subsection (g) of this section)''.

Page 8, line 4, strike ''that files'' and insert ''with''.

Page 9, line 19, after the period insert the following: ''The Commission shall by rule specify the methods by which a franchising authority shall notify a cable operator of the hearing for which its participation is required under this subparagraph.''.

Page 12, line 24, strike ''definition of gross revenues'' and insert ''definitions of gross revenues and franchise fee''.

Page 15, line 25, after ''to provide'' insert ''on the day before its national franchise became effective''.

Page 16, beginning on line 20, strike subparagraph (A) and insert the following:

''(A) A cable operator franchised under this section shall ensure that any public, educational, or governmental programming carried by the cable operator under this section within a franchise area is available to all of its subscribers in such franchise area.

Page 17, line 16, after ''cable operators shall'' insert '', if at least one of the operators is providing cable service in the franchise area pursuant to a franchise under this section,''.

Page 19, line 16, strike ''Act'' and insert ''section''.

Page 22, line 7, strike ''Congress'' and insert ''Committee on Energy and Commerce of the House of Representatives and the Committee on Commerce, Science, and Transportation of the Senate''.

Page 27, beginning on line 24, strike ''The following sections'' and insert ''The provisions of this title that apply to a cable operator shall apply in a franchise area to a person or group with a national franchise under this section to provide cable service in such franchise area, except that the following sections''.

Page 28, line 3, before the colon insert ''in such franchise area''.

Page 28, line 7, strike ''Act'' and insert ''section''.

Page 29, line 22, strike ''subsections (c)(1) and (e)(2)'' and insert ''subsection (c)(1) or (e)(2)''.

Page 30, line 22, after ''cable operator'' insert ''with a national franchise''.

Page 38, line 5, strike ''and''; on page 39, line 2, strike the period at the end of the line and insert a semicolon; and after such line insert the following:

(4) in paragraph (7)(D), by inserting after ''section 653 of this title'' the following; ''except in a franchise area in which such system is used to provide cable service under a national franchise pursuant to section 630'';

(5) in paragraph (9)—

(A) by inserting ''(A)'' after ''means''; and

(B) by inserting before the semicolon at the end the following: ''; and (B) a national franchise that is effective under section 630 on the basis of a certification with the Commission''; and

(6) in paragraph (10), by inserting before the semicolon at the end the following: '', but does not include the Commission with respect to a national franchise under section 630''.

Page 39, line 8, before the period insert the following: ''pursuant to the amendments made by this title''.

Page 41, after line 20, insert the following new section:

SEC. 104. RULE OF CONSTRUCTION.

Nothing in this Act or the amendments made by this Act shall affect the application or interpretation of section 224 of the Communications Act of 1934 (47 U.S.C. 224).

Page 53, line 24, after ''for a fee'' insert ''or without a fee''.

Page 54, beginning on line 11, strike paragraph (3) and insert the following:

''(3) NECESSARY E–911 INFRASTRUCTURE.—The term 'necessary E–911 infrastructure' means the originating trucks to the selective routers, selective routers, databases (including automatic location information databases and master street address guides), trunks, or other related facilities necessary for the delivery and completion of 911 and E–911 calls, or other 911 and E–911 equipment, facilities, databases, interfaces, and related capabilities specified by the Commission.

Page 57, line 18, and page 60, line 13, strike ''716(j)'' and insert ''716(l)''.

Page 21, strike line 17 and all that follows through page 23, line 22, and insert the following:

''(B) The Commission's revised consumer protection rules shall provide for forfeiture penalties, or customer rebates, refunds or credits, or both, and shall establish forfeiture, rebate, refund, and credit guidelines with respect to violations of such rules. Such guidelines shall—

''(i) provide for increased forfeiture penalties for repeated violations of the standards in such rules; and

''(ii) establish procedures by which any forfeiture penalty assessed by the Commission under this subsection shall be paid by the cable operator directly to the franchising authority affected by the violation.

''(4) COMPLAINTS.—

''(A) IN GENERAL.—Any person may file a complaint with respect to an alleged violation of the Commission's revised consumer protection rules in a franchise area by a cable operator franchised under this section—

''(i) with the franchising authority in such area; or

''(ii) with the Commission.

''(B) LOCAL FRANCHISING AUTHORITY PROCEDURE.—On its own motion or at the request of any person, a franchising authority for a franchise area may—

''(i) initiate its own complaint proceeding with respect to such an alleged violation; or

''(ii) file a complaint with the Commission regarding such an alleged violation.

''(C) TIMING.—The Commission or the franchising authority conducting a proceeding under this paragraph shall render a decision on any complaint filed under this paragraph within 90 days of its filing.

''(5) LOCAL FRANCHISING ORDERS.—

''(A) REQUIRING COMPLIANCE.—In a proceeding commenced by a franchising authority, a franchising authority may issue an order requiring compliance with the Commission's revised consumer protection rules, but a franchising authority may not create any new standard or regulation, or expand upon or modify the Commission's revised consumer protection rules.

''(B) ACCESS TO RECORDS.—In such a proceeding, the franchising authority may issue an order requiring the filing of any data, documents, or records (including any contract, agreement, or arrangement between the subscriber and the cable operator) that are directly related to the alleged violation.

''(C) COST OF FRANCHISING AUTHORITY ORDERS.—A franchising authority may charge a cable operator franchised under this section a nominal fee to cover the costs of issuing orders under this paragraph.

''(6) COMMISSION REMEDIES; APPEALS.—

''(A) REMEDIES.—An order of a franchising authority under this subsection shall be enforced by the Commission under this Act if—

''(i) the order is not appealed to the Commission;

''(ii) the Commission does not agree to grant review during the 30-day period described in subparagraph (B); or

''(iii) the order is sustained on appeal by the Commission.

''(B) APPEALS.—Any party may file a notice of appeal of an order of a franchising authority under this subsection with the Commission, and shall transmit a copy of such notice to the other parties to the franchising authority proceeding. Such appeal shall be deemed denied at the end of the 30-day period beginning on the date of the filing unless the Commission agrees within such period to grant review of the appeal.

''(C) TIMING.—After the filing of a notice of appeal under subparagraph (B), if such notice is not denied by operation of such subparagraph, the Commission shall render a decision within 90 days of such filing.

''(7) ANNUAL REPORT.—

''(A) IN GENERAL.—Not later than 1 year after the date of enactment of this section, and annually thereafter, the Commission shall submit a report to the Committee on Energy and Commerce of the House of Representatives and the Committee on Commerce, Science, and Transportation of the Senate on the implementation of this subsection, including the following:

''(i) The number of complaints filed with franchising authorities under clause (4)(A)(i).

''(ii) Any trends concerning complaints, such as increases in the number of particular types of complaints or in new types of complaints.

''(iii) The timeliness of the response of such franchising authorities and the results of the complaints filed with such franchising authorities, if not appealed to the Commission.

''(iv) The number of complaints filed with the Commission under clause (4)(A)(ii).

''(v) The number of appeals filed with the Commission under paragraph (6)(B) and the number of such appeals which the Commission agreed to hear.

''(vi) The timeliness of the Commission's responses to such complaints and appeals.

''(vii) The results of such complaints and appeals filed with the Commission.

''(B) SUBMISSION OF INFORMATION BY FRANCHISING AUTHORITIES.—The Commission may request franchising authorities to submit information about the complaints filed with the franchising authorities under subparagraph (4)(A)(i), including the number of such complaints and the timeliness of the response and the results of such complaints.

''(8) DEFINITION.—For purposes of this subsection, the term 'Commission's revised consumer protection rules' means the national consumer protection and customer service rules under section 632(b) as revised by the Commission pursuant to paragraph (2) of this subsection.

Page 27, line 5, strike ''$500,000'' and insert ''$750,000''.

Page 30, after line 15, insert the following new paragraph:

''(6) FEE DISPUTE RESOLUTION.—

''(A) COMPLAINT.—A franchising authority or a cable operator may file a complaint at the Commission to resolve a dispute between such authority and operator with respect to the amount of any fee required under subsection (c)(1) or (e)(2) if—

''(i) the franchising authority or the cable operator provides the other entity written notice of such dispute; and

''(ii) the franchising authority and the cable operator have not resolved the dispute within 90 calendar days after receipt of such notice.

''(B) MEETINGS.—Within 30 calendar days after receipt of notice of a dispute provided pursuant to subparagraph (A)(i), representatives of the franchising authority and the cable operator, with authority to resolve the dispute, shall meet to attempt to resolve the dispute.

''(C) LIMITATION.—A complaint under subparagraph (A) shall be filed not later than 3 years after the end of the period to which the disputed amount relates, unless such time is extended by written agreement between the franchising authority and cable operator.

''(D) RESOLUTION.—The Commission shall issue an order resolving any complaint filed

under subparagraph (A) within 90 days of filing.

At the end of title III of the bill, add the following new section:

SEC. 302. COMPENSATION AND CONTRIBUTION.

(a) RULE OF CONSTRUCTION.—Nothing in this Act (including the amendments made by this Act) shall be construed to exempt a VOIP service provider from requirements imposed by the Federal Communications Commission or a State commission on all VOIP service providers to—

(1) pay appropriate compensation for the transmission of a VOIP service over the facilities and equipment of another provider; or

(2) contribute on an equitable and non-discriminatory basis to the preservation and advancement of universal service.

(b) DEFINITIONS.—As used in this section—

(1) the terms ''VOIP service provider'' and ''VOIP service'' have the meanings given such terms in section 716(h) of the Communications Act of 1934, as added by section 301 of this Act; and

(2) the term ''State commission'' has the meaning given such term in section 3 of the Communications Act of 1934 (47 U.S.C. 153).

Page 44, after line 12, insert the following (and make such technical and conforming changes as may be appropriate):

''(d)(1) RULE OF CONSTRUCTION.—Nothing in this section shall be construed to modify, impair, or supersede the applicability of the antitrust laws or the jurisdiction of the district courts of the United States to hear claims arising under the antitrust laws.

''(2) DEFINITION OF ANTITRUST LAWS.—The term 'antitrust laws' has the meaning given it in subsection (a) of the first section of the Clayton Act (15 U.S.C. 12(a)), except that such term includes section 5 of the Federal Trade Commission Act (15 U.S.C. 45) to the extent that such section 5 applies to unfair methods of competition.''

The bill, as amended, was ordered to be engrossed and read a third time, was read a third time by title.

Ms. SOLIS moved to recommit the bill to the Committee on Energy and Commerce with instructions to report the bill back to the House forthwith with the following amendments:

Page 13, after line 20, insert the following:

''(6) PUBLIC BENEFITS FOR USE OF PUBLIC RIGHTS-OF-WAY.—A cable operator authorized under this section to provide cable service in a local franchise area is authorized pursuant to subsection (f)(1) to use public rights-of-way in the area if the operator complies with subsection (f)(3).''.

Page 20, after line 7, insert the following:

''(3) SERVICE AREA REQUIREMENTS.—

''(A) CABLE OPERATOR ELECTS FRANCHISE AREAS TO SERVE.—A cable operator that obtains a national franchise shall not be required under this section to offer cable service in any franchise area.

''(B) NO SERVICE AREA REQUIREMENT FOR 5 YEARS.—A cable operator that obtains a national franchise shall not be required under this subsection to offer service in any portion of a franchise area for 5 years after the effective date of the operator's national franchise under this section.

''(C) MARKET-BASED INCREMENTAL EXPANSION.—Beginning on the date that is 5 years after the effective date of a cable operator's national franchise under this section for a franchise area and every 3 years thereafter, if in the portion of the franchise area where the cable operator is offering cable service to at least 15 percent of the households subscribe to such service, the franchising authority in the franchise area may require the cable operator to increase by 20 percent the households in the franchise area to which the cable operator offers cable service by the beginning of the next 3-year interval, until the cable operator is capable of providing cable service to all households in the franchise area.

''(D) HIGH-COST, RURAL AREAS.—The Commission may—

''(i) limit the application of the provisions of this subsection to a cable operator if the operator demonstrates that compliance with such provisions will result in financial distress to the cable operator;

''(ii) permit a cable operator to offer cable service using alternative technologies to rural or high-cost areas within the franchise area if the service offered is comparable in rates, features, functionalities, and programming to the cable service offered by the cable operator in other parts of the franchise area; and

''(iii) grant exemptions—

''(I) to avoid requiring a cable operator that is an incumbent local exchange carrier (as such term is defined in section 251(h)) on the date of enactment of this section from offering cable service in areas that are outside the area in which the operator provides local exchange service;

''(II) to avoid requiring the extension of service to portions of the franchise area that are sparsely populated and geographically remote from the areas within which the cable operator is offering cable service; and

''(III) to any cable operator that the Commission determines is a small cable operator.

Page 23, beginning on line 23, strike subsection (h) and insert the following:

''(h) ANTIDISCRIMINATION.—

''(1) PROHIBITION.—A cable operator with a national franchise under this section shall not deny or offer inferior access to its cable service to any group of potential or current residential cable service subscribers in a manner that has the purpose or effect of discriminating against that group on the basis of income or in a manner contrary to the first purpose set forth in section 1 of this Act.

''(2) ENFORCEMENT.—

''(A) COMPLAINT.—On request of an affected potential residential subscriber, if a franchising authority in a franchise area has reasonable cause to believe that a cable operator is in violation of this subsection with respect to such franchise area, the franchising authority may initiate a proceeding to enforce the requirements of paragraph (1) within its jurisdiction.

''(B) NOTICE BY FRANCHISING AUTHORITY.—To initiate a proceeding under subparagraph (A), a franchising authority—

''(i) shall give notice of each alleged violation to the cable operator;

''(ii) shall provide a period of not less than 30 days after such notice for the cable operator to respond to each such allegation; and

''(iii) during such period, may require the cable operator to submit a written response stating the reasons why the operator has not violated this subsection.

''(C) DECISION.—Within 180 days after a franchising authority initiates a proceeding by providing the first notice for such proceeding under subparagraph (B)(i), the franchising authority shall issue a written final decision setting forth its findings and the reasons for its decision.

''(D) APPEAL TO THE COMMISSION.—A final decision issued by a franchising authority under subparagraph (C) may be appealed to the Commission within 30 days after the date of issuance.

''(E) MOTION TO ENFORCE.—If a final decision issued by a franchising authority under subparagraph (C) is not appealed to the Commission within 30 days after the date of issuance, the franchising authority may, within 180 days after the date of issuance, file a motion to enforce its decision with the Commission. Upon the filing of such a motion and after notice to the cable operator, the Commission shall impose remedies on the cable operator pursuant to subparagraphs (I) and (J).

''(F) NOTICE BY COMMISSION.—Upon receipt of an appeal under subparagraph (D), the Commission shall give notice of the appeal to the complainant and the franchising authority that initiated the proceeding under subparagraph (A).

''(G) INVESTIGATION.—In a proceeding under subparagraph (A), the franchising authority may require a cable operator to disclose to the authority such information and documents as necessary to determine whether the cable operator is in compliance with this subsection. In investigating an appeal under this paragraph, the Commission may require a cable operator to disclose to the Commission such information and documents as necessary to determine whether the cable operator is in compliance with this subsection and shall allow the franchising authority that initiated the proceeding under subparagraph (A) to review and comment on such information and documents. The Commission and the franchising authority shall maintain the confidentiality of any proprietary information or document collected under this subparagraph.

''(H) DEADLINE FOR RESOLUTION OF APPEAL.—Not more than 120 days after the Commission receives an appeal under this paragraph, the Commission shall issue a determination with respect to each violation alleged in the decision of the franchising authority.

''(I) DETERMINATION.—In response to a motion to enforce a franchising authority's decision that a cable operator has violated paragraph (1) with respect to a group, or if the Commission determines in response to an appeal that a cable operator has violated paragraph (1) with respect to a group, the Commission shall ensure that the cable operator extends access to that group.

''(J) REMEDIES.—

''(i) IN GENERAL.—This subsection shall be enforced by the Commission under titles IV and V.

''(ii) MAXIMUM FORFEITURE PENALTY.—For purposes of section 503, the maximum forfeiture penalty applicable to a violation of this subsection shall be $500,000 for each day of the violation.

''(iii) PAYMENT OF PENALTIES TO FRANCHISING AUTHORITY.—The Commission shall order any cable operator subject to a forfeiture penalty under this subsection to pay the penalty directly to the franchising authority involved.

After debate,

By unanimous consent, the previous question was ordered on the motion to recommit with instructions.

The question being put, viva voce,

Will the House recommit said bill with instructions?

The SPEAKER pro tempore, Mr. ADERHOLT, announced that the nays had it.

Ms. SOLIS demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The vote was taken by electronic device.

It was decided in the negative ..... { Yeas ..... 165 / Nays 256

¶50.22 [Roll No. 240]

YEAS—165

Abercrombie
Ackerman
Allen
Andrews
Baird
Baldwin
Barrow
Becerra
Berkley
Berman
Bishop (NY)
Blumenauer
Brady (PA)
Brown (OH)
Brown, Corrine
Capps
Capuano
Cardin
Carnahan
Carson
Case
Chandler
Cleaver
Clyburn
Conyers
Cooper
Costello
Crowley
Davis (AL)
Davis (CA)
Davis (IL)
DeFazio
DeGette
Delahunt
DeLauro
Dicks
Dingell
Doggett
Doyle
Emanuel
Engel
Eshoo
Etheridge
Farr
Fattah
Filner
Ford
Frank (MA)
Gordon
Green, Al
Grijalva
Gutierrez
Harman
Hastings (FL)
Higgins
Hinchey
Hinojosa
Holden
Holt
Honda
Hooley
Hoyer
Israel
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Johnson, E. B.
Jones (NC)
Jones (OH)
Kanjorski
Kaptur
Kennedy (RI)
Kildee
Kilpatrick (MI)
Kind
Kucinich
Langevin
Lantos
Larson (CT)
Lee
Levin
Lewis (GA)
Lofgren, Zoe
Lowey
Lynch
Maloney
Markey
Marshall
Matsui
McCarthy
McCollum (MN)
McDermott
McGovern
McIntyre
McKinney
McNulty
Meehan
Michaud
Millender-McDonald
Miller (NC)
Miller, George
Mollohan
Moore (KS)
Moore (WI)
Moran (VA)
Murtha
Nadler
Napolitano
Neal (MA)
Oberstar
Obey
Olver
Ortiz
Owens
Pallone
Pascrell
Pastor
Payne
Pelosi
Price (NC)
Rahall
Rangel
Rothman
Roybal-Allard
Ruppersberger
Ryan (OH)
Sabo
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Schakowsky
Schiff
Schwartz (PA)
Scott (VA)
Serrano
Sherman
Skelton
Slaughter
Snyder
Solis
Spratt
Stark
Strickland
Stupak
Tanner
Tauscher
Taylor (MS)
Thompson (CA)
Thompson (MS)
Tierney
Udall (CO)
Udall (NM)
Van Hollen
Velázquez
Visclosky
Wasserman Schultz
Waters
Watson
Watt
Waxman
Weiner
Wexler
Wilson (NM)
Woolsey
Wu

NAYS—256

Aderholt
Akin
Alexander
Baca
Bachus
Baker
Barrett (SC)
Bartlett (MD)
Barton (TX)
Bass
Bean
Beauprez
Berry
Biggert
Bilirakis
Bishop (GA)
Bishop (UT)
Blackburn
Blunt
Boehlert
Boehner
Bonilla
Bonner
Boozman
Boren
Boswell
Boucher
Boustany
Boyd
Bradley (NH)
Brady (TX)
Brown (SC)
Brown-Waite, Ginny
Burgess
Burton (IN)
Butterfield
Buyer
Calvert
Camp (MI)
Campbell (CA)
Cannon
Cantor
Capito
Cardoza
Carter
Castle
Chabot
Chocola
Clay
Coble
Cole (OK)
Conaway
Costa
Cramer
Crenshaw
Cubin
Cuellar
Culberson
Cummings
Davis (KY)
Davis (TN)
Davis, Jo Ann
Davis, Tom
Deal (GA)
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Doolittle
Drake
Dreier
Duncan
Edwards
Ehlers
Emerson
English (PA)
Everett
Feeney
Ferguson
Fitzpatrick (PA)
Flake
Foley
Forbes
Fortenberry
Fossella
Foxx
Franks (AZ)
Frelinghuysen
Gallegly
Garrett (NJ)
Gerlach
Gilchrest
Gillmor
Gingrey
Gohmert
Gonzalez
Goode
Goodlatte
Granger
Graves
Green (WI)
Green, Gene
Gutknecht
Hall
Harris
Hart
Hastings (WA)
Hayes
Hayworth
Hefley
Hensarling
Herger
Herseth
Hobson
Hoekstra
Hostettler
Hulshof
Hunter
Hyde
Inglis (SC)
Inslee
Issa
Istook
Jenkins
Jindal
Johnson (CT)
Johnson (IL)
Johnson, Sam
Keller
Kelly
Kennedy (MN)
King (IA)
King (NY)
Kirk
Kline
Knollenberg
Kolbe
Kuhl (NY)
LaHood
Larsen (WA)
Latham
LaTourette
Leach
Lewis (CA)
Lewis (KY)
Linder
Lipinski
LoBiondo
Lucas
Lungren, Daniel E.
Mack
Marchant
Matheson
McCaul (TX)
McCotter
McCrery
McHenry
McKeon
McMorris
Meek (FL)
Meeks (NY)
Melancon
Mica
Miller (FL)
Miller (MI)
Miller, Gary
Moran (KS)
Murphy
Musgrave
Myrick
Neugebauer
Ney
Northup
Norwood
Nunes
Osborne
Otter
Oxley
Paul
Pearce
Pence
Peterson (MN)
Petri
Pickering
Pitts
Platts
Poe
Pombo
Pomeroy
Porter
Price (GA)
Pryce (OH)
Putnam
Radanovich
Ramstad
Regula
Rehberg
Reichert
Renzi
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Ros-Lehtinen
Ross
Royce
Rush
Ryan (WI)
Ryun (KS)
Salazar
Saxton
Schmidt
Schwarz (MI)
Scott (GA)
Sensenbrenner
Sessions
Shadegg
Shaw
Shays
Sherwood
Shimkus
Shuster
Simmons
Simpson
Smith (NJ)
Smith (TX)
Smith (WA)
Sodrel
Souder
Stearns
Sullivan
Sweeney
Tancredo
Taylor (NC)
Terry
Thomas
Thornberry
Tiahrt
Tiberi
Towns
Turner
Upton
Walden (OR)
Walsh
Wamp
Weldon (FL)
Weldon (PA)
Weller
Westmoreland
Whitfield
Wicker
Wilson (SC)
Wolf
Wynn
Young (AK)
Young (FL)

NOT VOTING—11

Bono
Davis (FL)
DeLay
Evans
Gibbons
Kingston
Manzullo
McHugh
Nussle
Peterson (PA)
Reyes

So the motion to recommit with instructions was not agreed to.

The question being put, viva voce,

Will the House pass said bill?

The SPEAKER pro tempore, Mr. ADERHOLT, announced that the yeas had it.

Mr. BARTON of Texas demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The vote was taken by electronic device.

It was decided in the affirmative ..... { Yeas ..... 321 / Nays 101

¶50.23 [Roll No. 241]

YEAS—321

Ackerman
Aderholt
Akin
Alexander
Andrews
Baca
Bachus
Baker
Barrett (SC)
Barrow
Bartlett (MD)
Barton (TX)
Bass
Bean
Beauprez
Berkley
Berry
Biggert
Bilirakis
Bishop (GA)
Bishop (NY)
Bishop (UT)
Blackburn
Blunt
Boehlert
Boehner
Bonilla
Bonner
Boozman
Boren
Boswell
Boucher
Boustany
Boyd
Bradley (NH)
Brady (TX)
Brown (SC)
Brown, Corrine
Brown-Waite, Ginny
Burgess
Burton (IN)
Butterfield
Buyer
Calvert
Camp (MI)
Campbell (CA)
Cannon
Cantor
Capito
Cardin
Cardoza
Carnahan
Carson
Carter
Castle
Chabot
Chandler
Chocola
Clay
Clyburn
Coble
Cole (OK)
Conaway
Cooper
Costa
Cramer
Crenshaw
Crowley
Cubin
Cuellar
Culberson
Cummings
Davis (AL)
Davis (IL)
Davis (KY)
Davis (TN)
Davis, Jo Ann
Davis, Tom
Deal (GA)
DeLauro
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Dicks
Doolittle
Drake
Dreier
Duncan
Edwards
Ehlers
Emerson
Engel
English (PA)
Etheridge
Everett
Feeney
Ferguson
Fitzpatrick (PA)
Flake
Foley
Forbes
Ford
Fortenberry
Fossella
Foxx
Franks (AZ)
Frelinghuysen
Gallegly
Garrett (NJ)
Gerlach
Gilchrest
Gillmor
Gingrey
Gohmert
Gonzalez
Goodlatte
Gordon
Granger
Graves
Green (WI)
Green, Al
Green, Gene
Gutierrez
Gutknecht
Hall
Harman
Harris
Hart
Hastert
Hastings (FL)
Hastings (WA)
Hayes
Hayworth
Hefley
Hensarling
Herger
Herseth
Higgins
Hinojosa
Hobson
Hooley
Hostettler
Hoyer
Hulshof
Hunter
Hyde
Inglis (SC)
Inslee
Israel
Issa
Istook
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Jenkins
Jindal
Johnson (CT)
Johnson (IL)
Johnson, E. B.
Johnson, Sam
Jones (NC)
Jones (OH)
Keller
Kelly
Kennedy (MN)
Kennedy (RI)
Kind
King (IA)
King (NY)
Kirk
Kline
Knollenberg
Kolbe
Kuhl (NY)
LaHood
Langevin
Larson (CT)
Latham
LaTourette
Leach
Lewis (CA)
Lewis (KY)
Linder
Lipinski
LoBiondo
Lucas
Lungren, Daniel E.
Lynch
Mack
Marchant
Marshall
Matheson
McCarthy
McCaul (TX)
McCrery
McHenry
McIntyre
McKeon
McMorris
Meek (FL)
Meeks (NY)
Melancon
Mica
Michaud
Miller (FL)
Miller, Gary
Mollohan
Moore (KS)
Moran (KS)
Moran (VA)
Murphy
Musgrave
Myrick
Neal (MA)
Neugebauer
Ney
Northup
Norwood
Nunes
Ortiz
Osborne
Otter
Owens
Oxley
Pallone
Pascrell
Pastor
Pearce
Pence
Petri
Pickering
Pitts
Platts
Poe
Pombo
Pomeroy
Porter
Price (GA)
Pryce (OH)
Putnam
Radanovich
Rahall
Ramstad
Rangel
Regula
Rehberg
Reichert
Renzi
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Ros-Lehtinen
Ross
Rothman
Royce
Ruppersberger
Rush
Ryan (WI)
Ryun (KS)
Salazar
Sanchez, Loretta
Saxton
Schmidt
Schwartz (PA)
Schwarz (MI)
Scott (GA)
Sessions
Shadegg
Shaw
Shays
Sherwood
Shimkus
Shuster
Simmons
Simpson
Skelton
Smith (NJ)
Smith (TX)
Smith (WA)
Sodrel
Souder
Spratt
Stearns
Strickland
Stupak
Sullivan
Sweeney
Tanner
Taylor (NC)
Terry
Thomas
Thompson (MS)
Thornberry
Tiahrt
Tiberi
Towns
Turner
Udall (CO)
Udall (NM)
Upton
Van Hollen
Visclosky
Walden (OR)
Walsh
Wamp
Wasserman Schultz
Watt
Weldon (FL)
Weldon (PA)
Weller
Westmoreland
Wexler
Whitfield
Wicker
Wilson (SC)
Wolf
Wynn
Young (AK)
Young (FL)

NAYS—101

Abercrombie
Allen
Baird
Baldwin
Becerra
Berman
Blumenauer
Brady (PA)
Brown (OH)
Capps
Capuano
Case
Cleaver
Conyers
Costello
Davis (CA)
DeFazio
DeGette

Delahunt
Dingell
Doggett
Doyle
Emanuel
Eshoo
Farr
Fattah
Filner
Frank (MA)
Goode
Grijalva
Hinchey
Hoekstra
Holden
Holt
Honda
Kanjorski
Kaptur
Kildee
Kilpatrick (MI)
Kucinich
Lantos
Larsen (WA)
Lee
Levin
Lewis (GA)
Lofgren, Zoe
Lowey
Maloney
Markey
Matsui
McCollum (MN)
McCotter
McDermott
McGovern
McKinney
McNulty
Meehan
Millender-McDonald
Miller (MI)
Miller (NC)
Miller, George
Moore (WI)
Murtha
Nadler
Napolitano
Oberstar
Obey
Olver
Paul
Payne
Pelosi
Peterson (MN)
Price (NC)
Roybal-Allard
Ryan (OH)
Sabo
Sánchez, Linda T.
Sanders
Schakowsky
Schiff
Scott (VA)
Sensenbrenner
Serrano
Sherman
Slaughter
Snyder
Solis
Stark
Tancredo
Tauscher
Taylor (MS)
Thompson (CA)
Tierney
Velázquez
Waters
Watson
Waxman
Weiner
Wilson (NM)
Woolsey
Wu

NOT VOTING—11

Bono
Davis (FL)
DeLay
Evans
Gibbons
Kingston
Manzullo
McHugh
Nussle
Peterson (PA)
Reyes

So the bill was passed.

A motion to reconsider the vote whereby said bill was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

¶50.24 SUBMISSION OF CONFERENCE REPORT—H.R. 4939

Mr. LEWIS of California submitted a conference report (Rept. No. 109–494) on the bill (H.R. 4939) making emergency supplemental appropriations for the fiscal year ending September 30, 2006, and for other purposes; together with a statement thereon, for printing in the CONGRESSIONAL RECORD under the rule.

¶50.25 PUBLIC WORKS PROJECTS

The SPEAKER pro tempore, Mr. ADERHOLT, laid before the House a communication, which was read as follows:

U.S. HOUSE OF REPRESENTATIVES,
COMMITTEE ON TRANSPORTATION AND INFRASTRUCTURE,
Washington, DC, June 6, 2006.

Hon. J. DENNIS HASTERT,
Speaker of the House U.S. House of Representatives, H-232 The Capitol, Washington, DC.

DEAR MR. SPEAKER: Enclosed please find the resolutions approved by the Committee on Transportation and Infrastructure on May 17, 2006, in accordance with 40 U.S.C. 3307.

Sincerely,

DON YOUNG,
Chairman.

LEASE—FEDERAL BUREAU OF INVESTIGATION INFORMATION TECHNOLOGY FACILITY, NORTHERN VIRGINIA

Resolved by the Committee on Transportation and Infrastructure of the U.S. House of Representatives, that pursuant to title 40 U.S.C. §3307, appropriations are authorized to lease up to approximately 136,800 rentable square feet for the Federal Bureau of Investigation—Information Technology Facility, at a proposed total annual cost of $4,788,000 for a lease term of 10 years, a prospectus for which is attached to and included in this resolution.

Approval of this prospectus constitutes authority to execute an interim lease for all tenants, if necessary, prior to execution of the new lease.

Provided, That the General Services Administration shall not delegate to any other agency the authority granted by this resolution.

LEASE—UNITED STATES ARMY SOUTHERN COMMAND, MIAMI, FLORIDA

Resolved by the Committee on Transportation and Infrastructure of the U.S. House of Representatives, that pursuant to title 40 U.S.C. §3307, appropriations are authorized to lease up to approximately 708,597 rentable square feet and 2,874 outside parking spaces for the United States Army Southern Command, at a proposed total annual cost of $22,675,104 for a lease term of 20 years, a prospectus for which is attached to and included in this resolution.

Approval of this prospectus constitutes authority to execute an interim lease for all tenants, if necessary, prior to execution of the new lease.

Provided, That the General Services Administration shall not delegate to any other agency the authority granted by this resolution, except for the execution of an interim lease.

LEASE—FEDERAL BUREAU OF INVESTIGATION WASHINGTON, DC METROPOLITAN AREA

Resolved by the Committee on Transportation and Infrastructure of the U.S. House of Representatives, that pursuant to title 40 U.S.C. §3307, appropriations are authorized to lease up to approximately 180,000 rentable square feet of space and 30 outside parking spaces for the Federal Bureau of Investigation in the Washington, DC Metropolitan Area, at a proposed total annual cost in Washington, DC of $8,460,000, Northern Virginia of $6,300,000, or Maryland of $5,760,000 for a lease term of 10 years, a prospectus for which is attached to and included in this resolution.

Approval of this prospectus constitutes authority to execute an interim lease for all tenants, if necessary, prior to execution of the new lease.

Provided, That the General Services Administration shall not delegate to any other agency the authority granted by this resolution.

The communication, together with the accompanying papers, was referred to the Committee on Appropriations.

¶50.26 SENATE ENROLLED BILLS SIGNED

The SPEAKER announced his signature to enrolled bills of the Senate of the following titles:

S. 193. An Act to increase the penalties for violations by television and radio broadcasters of the prohibitions against transmission of obscene, indecent, and profane language.

S. 2803. An Act to amend the Federal Mine Safety and Health Act of 1977 to improve the safety of mines and mining.

¶50.27 LEAVE OF ABSENCE

By unanimous consent, leave of absence was granted—

To Mr. CAMPBELL of California, for June 6 and 7 until 5 p.m.;

To Mr. McHUGH, for today after 8 p.m. and June 9; and

To Mr. REYES, for today.

And then,

¶50.28 ADJOURNMENT

On motion of Mr. CARTER, at 11 o'clock and 59 minutes p.m., the House adjourned.

¶50.29 REPORTS OF COMMITTEES ON PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XIII, reports of committees were delivered to the Clerk for printing and reference to the proper calendar, as follows:

Mr. McKEON: Committee on Education and the Workforce. H.R. 5293. A bill to amend the Older Americans Act of 1965 to authorize appropriations for fiscal years 2007 through 2011, and for other purposes; with an amendment (Rept. 109–493). Referred to the Committee of the Whole House on the State of the Union.

Mr. LEWIS of California: Committee of Conference. Conference report on H.R. 4939. A bill making emergency supplemental appropriations for the fiscal year ending September 30, 2006, and for other purposes (Rept. 109–494). Ordered to be printed.

¶50.30 PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XII, public bills and resolutions were introduced and severally referred, as follows:

By Mr. SMITH of Texas (for himself and Mr. BERMAN):

H.R. 5553. A bill to amend section 115 of title 17, United States Code, to provide for licensing of digital delivery of musical works, and for other purposes; to the Committee on the Judiciary.

By Mr. NORWOOD (for himself, Mrs. MILLER of Michigan, Mr. WICKER, and Mr. TIAHRT):

H.R. 5554. A bill to amend the Occupational Safety and Health Act of 1970 and the Federal Mine Safety and Health Act of 1977 to prohibit the promulgation of safety and health standards that do not meet certain requirements for national consensus standards; to the Committee on Education and the Workforce.

By Mr. BURGESS (for himself and Mr. GENE GREEN of Texas):

H.R. 5555. A bill to amend the Public Health Service Act to add requirements regarding trauma care, and for other purposes; to the Committee on Energy and Commerce.

By Mr. SHIMKUS (for himself, Mr. WYNN, Mrs. BONO, Mr. ENGLISH of Pennsylvania, and Mr. MELANCON):

H.R. 5556. A bill to establish a unified national hazard alert system, and for other purposes; to the Committee on Energy and Commerce, and in addition to the Committee on Science, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. SHAYS (for himself and Mr. DEFAZIO):

H.R. 5557. A bill to promote the humane treatment of farm animals; to the Committee on Government Reform, and in addition to the Committee on Agriculture, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. DUNCAN (for himself, Mr. YOUNG of Alaska, Mr. MICA, Mr. BAKER, Mr. DEFAZIO, Mr. GARY G. MILLER of California, Ms. BERKLEY, Mr. SHUSTER, Mr. BOOZMAN, Mr. WESTMORELAND, Mr. BOUSTANY, Mr. PETERSON of Minnesota, Mr. AKIN, Mr. DAVIS of Tennessee, Mr. SCOTT of Georgia, Mr. NEUGEBAUER, Mrs. BLACKBURN, Ms. HARRIS, and Mr. SESSIONS):

H.R. 5558. A bill to amend the Federal Water Pollution Control Act to provide more effective permitting and enforcement mechanisms for stormwater discharges associated with residential construction activity; to the

Committee on Transportation and Infrastructure.

By Mr. RYAN of Wisconsin (for himself, Mr. SESSIONS, Mr. MOORE of Kansas, and Mr. HERGER):

H.R. 5559. A bill to improve the exchange of health information by encouraging the creation, use, and maintenance of lifetime electronic health records in independent health record banks, by using such records to build a nationwide health information technology infrastructure, and by promoting participation in health information exchanges by consumers through tax incentives; to the Committee on Energy and Commerce, and in addition to the Committee on Ways and Means, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. CARNAHAN:

H.R. 5560. A bill to amend title 49, United States Code, to limit fees imposed in connection with background checks for the issuance of licenses to operate a motor vehicle transporting a hazardous material, and for other purposes; to the Committee on Homeland Security, and in addition to the Committee on Transportation and Infrastructure, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. ANDREWS (for himself and Mr. RENZI):

H.R. 5561. A bill to provide housing assistance for very low-income veterans; to the Committee on Financial Services, and in addition to the Committees on Veterans' Affairs, and Ways and Means, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. BILIRAKIS (for himself, Mr. PASCRELL, Mrs. MALONEY, and Mr. MICA):

H.R. 5562. A bill to direct the Joint Committee on the Library to obtain a statue of Constantino Brumidi for display in the Capitol Visitor Center; to the Committee on House Administration.

By Ms. DELAURO (for herself, Mr. BLUMENAUER, Mr. BROWN of Ohio, Mrs. CAPPS, Mr. EMANUEL, Mr. FATTAH, Mr. FILNER, Mr. GRIJALVA, Mr. HINCHEY, Ms. JACKSON-LEE of Texas, Ms. KAPTUR, Ms. LEE, Ms. ZOE LOFGREN of California, Ms. MCCOLLUM of Minnesota, Mr. MCGOVERN, Ms. MILLENDER-MCDONALD, Mr. GEORGE MILLER of California, Mr. OWENS, and Mr. WAXMAN):

H.R. 5563. A bill to amend the Federal Food, Drug, and Cosmetic Act to extend the food labeling requirements of the Nutrition Labeling and Education Act of 1990 to enable customers to make informed choices about the nutritional content of standard menu items in large chain restaurants; to the Committee on Energy and Commerce.

By Ms. HERSETH:

H.R. 5564. A bill to facilitate economic growth and development and to promote Tribal sovereignty, by encouraging a dramatic increase in the number of individuals with higher education degrees working within and for Indian Country; to the Committee on Education and the Workforce.

By Ms. HERSETH:

H.R. 5565. A bill to enhance and provide to the Oglala Sioux Tribe and Angostura Irrigation Project certain benefits of the Pick-Sloan Missouri River basin program; to the Committee on Resources.

By Ms. HERSETH:

H.R. 5566. A bill to facilitate the transfer of Spearfish Hydroelectric Plant Number 1 to the city of Spearfish, South Dakota, and for other purposes; to the Committee on Energy and Commerce, and in addition to the Committee on Resources, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. LOBIONDO:

H.R. 5567. A bill to clarify the classification of certain high-density fiberboard, and for other purposes; to the Committee on Ways and Means.

By Ms. NORTON:

H.R. 5568. A bill to establish a District of Columbia National Guard Educational Assistance Program to encourage the enlistment and retention of persons in the District of Columbia National Guard by providing financial assistance to enable members of the National Guard of the District of Columbia to attend undergraduate, vocational, or technical courses; to the Committee on Armed Services.

By Mr. KIRK (for himself and Mr. ANDREWS):

H. Con. Res. 425. Concurrent resolution expressing the sense of Congress that the crisis regarding Iran's nuclear program should be resolved primarily through diplomatic means; to the Committee on International Relations.

By Ms. ROS-LEHTINEN (for herself, Mrs. CAPPS, Mr. DELAHUNT, Mr. CASE, Mr. FARR, Mr. DAVIS of Florida, Ms. PELOSI, Mr. GILCHREST, Mr. GEORGE MILLER of California, and Ms. ESHOO):

H. Res. 856. A resolution recognizing the national marine sanctuaries program as critical to managing the ocean and Great Lake resources of the United States, and commending local and State partners and volunteers of the program for their contribution; to the Committee on Resources.

¶50.31 MEMORIALS

Under clause 3 of rule XII, memorials were presented and referred as follows:

321. The SPEAKER presented a memorial of the Legislature of the State of Louisiana, relative to Senate Concurrent Resolution No. 35 memorializing the Congress of the United States to take such actions as are necessary to continue funding and operation of the United States Department of Agriculture's Agricultural Research Service located in Baton Rouge, Louisiana; to the Committee on Agriculture.

322. Also, a memorial of the Legislature of the State of California, relative to Senate Joint Resolution No. 27 urging the Congress of the United States to protect the rights of all American women to receive equal pay for equal work, and to continue to provide effective remedies to victims of discrimination in the payment of wages on the basis of sex; to the Committee on Education and the Workforce.

323. Also, a memorial of the House of Representatives of the State of Kansas, relative to House Resolution No. 6019 memorializing the Congress of the United States, the Department of Education and the Kansas State Board of Education concerning the No Child Left Behind Act; to the Committee on Education and the Workforce.

324. Also, a memorial of the Senate of the State of Hawaii, relative to Senate Resolution No. 60 urging the Congress of the United States to provide states with the necessary funding to implement the goals of the No. Child Left Behind Act of 2001 and other education-related programs and to offer states waivers or exemptions from related regulations when federal funding for elementary and secondary education is decreased; to the Committee on Education and the Workforce.

325. Also, a memorial of the Senate of the State of Hawaii, relative to Senate Resolution No. 61 urging the Congress of the United States to support changes to the No Child Left Behind Act of 2001; to the Committee on Education and the Workforce.

326. Also, a memorial of the Senate of the State of Hawaii, relative to Senate Resolution No. 103 urging the Congress of the United States and the Department of Education to support the goals of the No Child Left Behind Act (NCLB) by increasing funds for federal education initiatives and affording more flexibility to states in relation to NCLB; to the Committee on Education and the Workforce.

327. Also, a memorial of the House of Representatives of the Commonwealth of Pennsylvania, relative to House Resolution No. 616 recognizing the month of May 2006 as ''Amytrophic Lateral Sclerosis Awareness Month'' in Pennsylvania andurging the Congress of the United States to enact legislation to provide additional funding for research in order to find a treatment and a cure for ALS; to the Committee on Energy and Commerce.

328. Also, a memorial of the General Assembly of the State of Vermont, relative to House Joint Resolution No. 76 urging the Congress of the United States to promote and diversify the automotive and machine-tool sectors of our national economy; to the Committee on Energy and Commerce.

329. Also, a memorial of the House of Representatives of the State of New Hampshire, relative to House Resolution No. 13 condemning the genocide in the Darfur region of Sudan and calling upon the President, the State Department and the Congress of the United States to unite the international community to end the genocide in Darfur; to the Committee on International Relations.

330. Also, a memorial of the House of Representatives of the State of Iowa, relative to House Resolution No. 122 requesting the Congress of the United States give due consideration to the readiness of the Republic of China on Taiwan for membership in the United Nations; to the Committee on International Relations.

331. Also, a memorial of the House of Representatives of the Commonwealth of The Mariana Islands, relative to House Resolution No. 15-33 expressing support for the passage of S. 1954, the Insular Possessions Act of 2005; to the Committee on Ways and Means.

332. Also, a memorial of the Legislature of the State of Louisiana, relative to Senate Concurrent Resolution No. 41 memorializing the Congress of the United States to redirect and make available to Louisiana federal contingency funds that were set aside through the Temporary Assistance For Needy Families (TANF) Emergency Response and Recovery Act of 2005 to be drawn by states receiving and hosting residents of Louisiana, Alabama, and Mississippi that were displaced by Hirricane Katrina and Hurricane Rita which remains used; to the Committee on Ways and Means.

333. Also, a memorial of the Legislature of the State of Kansas, relative to House Concurrent Resolution No. 5042 urging support of the ''25 x 25'' initiative; jointly to the Committees on Agriculture, Energy and Commerce, and Resources.

¶50.32 PRIVATE BILLS AND RESOLUTIONS

Under clause 3 of rule XII, private bills and resolutions of the following titles were introduced and severally referred, as follows:

By Mr. LOBIONDO:

H.R. 5569. A bill to provide for the liquidation or reliquidation of certain entries relating to high-density laminate panels entered from 1998 through 2000; to the Committee on Ways and Means.

By Mr. LoBIONDO:

H.R. 5570. A bill to provide for the liquidation or reliquidation of certain entries relating to high-density laminate panels entered from 1998 through 2004; to the Committee on Ways and Means.

By Mr. LoBIONDO:

H.R. 5571. A bill to provide for the liquidation or reliquidation of certain entries relating to high-density laminate panels entered from 1997 through 2005; to the Committee on Ways and Means.

By Mr. LoBIONDO:

H.R. 5572. A bill to provide for the liquidation or reliquidation of certain entries relating to high-density laminate panels entered from 2000 through 2005; to the Committee on Ways and Means.

¶50.33 ADDITIONAL SPONSORS

Under clause 7 of rule XII, sponsors were added to public bills and resolutions as follows:

H.R. 23: Mr. BOUSTANY, Ms. MCKINNEY, Mr. MELANCON, and Mr. HAYWORTH.
H.R. 25: Mrs. DRAKE.
H.R. 180: Mr. FRANKS of Arizona.
H.R. 215: Mr. BISHOP of New York and Mr. BOEHLERT.
H.R. 269: Mr. LoBIONDO.
H.R. 311: Mr. FRANK of Massachusetts.
H.R. 552: Mr. JINDAL.
H.R. 615: Mr. HAYWORTH.
H.R. 697: Mr. KENNEDY of Minnesota.
H.R. 713: Mr. LUCAS.
H.R. 752: Mr. WYNN.
H.R. 817: Mr. POMEROY, Mrs. JONES of Ohio, Ms. HART, and Mr. WELDON of Florida.
H.R. 838: Mr. PAYNE and Mr. BOUCHER.
H.R. 874: Mr. BURGESS and Mr. PEARCE.
H.R. 910: Ms. MCKINNEY.
H.R. 998: Mr. TIAHRT.
H.R. 1002: Ms. WASSERMAN SCHULTZ.
H.R. 1128: Mr. SESSIONS.
H.R. 1188: Mr. WYNN, Mr. FRANK of Massachusetts, Ms. BALDWIN, Mr. LEWIS of Georgia, and Mr. MILLER of North Carolina.
H.R. 1241: Ms. BERKLEY.
H.R. 1245: Mr. GENE GREEN of Texas, Mr. FATTAH, Mr. HAYWORTH, and Mr. BOOZMAN.
H.R. 1248: Mr. HERGER.
H.R. 1351: Mr. BROWN of Ohio.
H.R. 1471: Mr. TURNER.
H.R. 1595: Mr. HOYER.
H.R. 1690: Mr. TOWNS.
H.R. 1816: Mr. PEARCE and Mr. HERGER.
H.R. 1849: Mr. COSTELLO and Mr. BLUMENAUER.
H.R. 2037: Mr. HOLDEN and Mr. BRADLEY of New Hampshire.
H.R. 2177: Mr. FITZPATRICK of Pennsylvania.
H.R. 2357: Mr. FORBES.
H.R. 2369: Mr. WAXMAN and Mr. TERRY.
H.R. 2421: Mr. LEWIS of Georgia and Mr. NEAL of Massachusetts.
H.R. 2646: Mr. CLEAVER.
H.R. 2683: Mr. DOGGETT.
H.R. 2808: Mr. INSLEE, Mr. HIGGINS, Mr. WHITFIELD, Ms. JACKSON-LEE of Texas, Mr. ENGLISH of Pennsylvania, Mr. GERLACH, Mr. SIMMONS, Mr. CARTER, Mr. ALEXANDER, Mr. REHBERG, Mr. TIAHRT, Mr. WELDON of Florida, Mrs. EMERSON, Mr. BONILLA, Mr. LATHAM, Mr. SIMPSON, Mr. BOYD, Mr. SWEENEY, Mr. GOODE, Mr. PETERSON of Pennsylvania, Mr. HOBSON, Mr. WICKER, Mr. LEWIS OF GEORGIA, Mr. HOYER, and Mr. FARR.
H.R. 3006: Ms. VELÁZQUEZ and Mr. BECERRA.
H.R. 3307: Mr. GORDON, Mr. PAYNE, and Mrs. MALONEY.
H.R. 3352: Mr. FERGUSON.
H.R. 3360: Mr. FOLEY.
H.R. 3361: Mr. ENGLISH of Pennsylvania.
H.R. 3413: Mr. NEY.
H.R. 3436: Mrs. DRAKE.
H.R. 3478: Mr. OWENS.
H.R. 3762: Mr. MICHAUD.
H.R. 3986: Mr. MCDERMOTT.
H.R. 4033: Mr. INSLEE, Mr. MILLER of North Carolina, Mr. MCKEON, and Mr. LATHAM.
H.R. 4050: Mr. KENNEDY of Minnesota.
H.R. 4184: Mr. BUTTERFIELD.
H.R. 4212: Mr. VAN HOLLEN, Mr. MCDERMOTT, and Mr. INSLEE.
H.R. 4235: Mr. UDALL of Colorado.
H.R. 4318: Mr. DOYLE and Mr. ROGERS of Michigan.
H.R. 4341: Mr. FRANKS of Arizona.
H.R. 4452: Mr. WELDON of Pennsylvania and Mr. SCHWARZ of Michigan.
H.R. 4547: Mr. HENSARLING.
H.R. 4560: Mr. BOOZMAN.
H.R. 4562: Mr. WAXMAN, Mr. SHAYS, Mr. CUMMINGS, Mr. GALLEGLY, Mr. NADLER, Mr. GORDON, Mr. NEAL of Massachusetts, Mr. OLVER, Mr. SALAZAR, Mr. STRICKLAND, Mrs. TAUSCHER, Mr. TOWNS, Mr. WATT, Mr. WEINER, Mr. MILLER of North Carolina, Mr. SANDERS, Mr. MACK, Mr. BRADLEY of New Hampshire, Mr. PASTOR, Mr. GILCHREST, and Mr. GOODE.
H.R. 4593: Mr. FORD.
H.R. 4594: Mr. FORD.
H.R. 4595: Mr. FORD.
H.R. 4596: Mr. ABERCROMBIE and Mr. JEFFERSON.
H.R. 4725: Mr. MCHENRY, Mr. GINGREY, Mr. PUTNAM, Mrs. DRAKE, Mr. BURGESS, Mr. ENGLISH of Pennsylvania, Mr. LINDER, Mr. SODREL, Mr. FEENEY, Mr. PRICE of Georgia, and Mr. BLUNT.
H.R. 4746: Mr. PASTOR.
H.R. 4751: Mr. MCGOVERN and Mr. DOGGETT.
H.R. 4761: Mr. SHADEGG and Miss MCMORRIS.
H.R. 4857: Mr. REHBERG, Mr. NUNES, and Mrs. CUBIN.
H.R. 4892: Mr. ENGLISH of Pennsylvania.
H.R. 4894: Mr. DENT, Mr. OTTER, and Mr. BACHUS.
H.R. 4914: Mr. GRIJALVA.
H.R. 4962: Mr. WEINER, Mrs. KELLY, and Mr. OWENS.
H.R. 4985: Mr. BOSWELL and Mr. NEUGEBAUER.
H.R. 5005: Mr. DAVIS of Kentucky, Mrs. DRAKE, Mrs. EMERSON, Mr. HENSARLING, and Mr. HOLDEN.
H.R. 5013: Mr. MILLER of Florida, Mr. LINDER, Mr. KENNEDY of Minnesota, Mrs. BLACKBURN, Mr. ROGERS of Michigan, and Mr. BRADLEY of New Hampshire.
H.R. 5053: Mr. SODREL, Mr. WOLF, and Mr. FORD.
H.R. 5088: Ms. MOORE of Wisconsin, Mr. HONDA, and Mr. MCDERMOTT.
H.R. 5092: Mr. GARRETT of New Jersey, Mr. GINGREY, Mr. DAVIS of Tennessee, Mr. MILLER of Florida, Mr. MATHESON, Mr. SCHWARZ of Michigan, Mr. BARRETT of South Carolina, Mr. BARROW, Mr. JENKINS, Mr. BOREN, Mr. ADERHOLT, Mr. WILSON of South Carolina, Mr. DOOLITTLE, Mr. ALEXANDER, Mrs. DRAKE, Mr. BISHOP of Georgia, Mr. EVERETT, Mr. KELLER, Mr. DAVIS of Kentucky, Mr. POE, Mr. BOYD, Mrs. EMERSON, Mr. BERRY, Mr. PLATTS, and Mr. MICHAUD.
H.R. 5099: Mrs. CUBIN.
H.R. 5106: Mr. CARDOZA, Ms. ROYBAL-ALLARD, Mr. PASTOR, Mr. SALAZAR, Ms. WASSERMAN SCHULTZ, Mr. MOLLOHAN, Mr. TIERNEY, and Mr. COSTA.
H.R. 5121: Ms. HART, Ms. BERKLEY, and Mr. DAVIS of Alabama.
H.R. 5159: Ms. CORRINE BROWN of Florida, Mr. SENSENBRENNER, Mr. GILLMOR, Ms. ESHOO, Mr. ETHERIDGE, Mr. CUMMINGS, Mr. MCGOVERN, Mr. KENNEDY of Minnesota, Mr. REGULA, Mr. SHAW, Mr. BOEHLERT, Mr. MOORE of Kansas, and Mr. COSTELLO.
H.R. 5171: Mr. JEFFERSON and Mr. STUPAK.
H.R. 5182: Mr. ROGERS of Alabama, Mr. CARTER, and Mr. AL GREEN of Texas.
H.R. 5189: Mr. MCINTYRE.
H.R. 5200: Mr. LoBIONDO, Mr. BISHOP of New York, and Mr. OTTER.
H.R. 5201: Mr. DAVIS of Alabama.
H.R. 5233: Mr. KILDEE and Mr. PAYNE.
H.R. 5288: Mr. PRICE of North Carolina, Mr. BOSWELL, Mr. SPRATT, and Mr. EMANUEL.
H.R. 5293: Mr. CASTLE, Mr. SAM JOHNSON of Texas, Mrs. DRAKE, Mr. EHLERS, Ms. LEE, Ms. MATSUI, Mr. SIMMONS, Mr. RYAN of Ohio, Mr. DOGGETT, Mr. MCCOTTER, Mrs. BIGGERT, Mrs. MALONEY, Mr. MCHUGH, Mr. WU, Mr. LoBIONDO, Mr. HOLT, Mr. KIND, Mrs. CAPITO, Mr. KUHL of New York, Ms. KILPATRICK of Michigan, Mr. OSBORNE, and Mr. HALL.
H.R. 5317: Ms. FOXX and Mr. MCCOTTER.
H.R. 5321: Mr. RANGEL and Mr. CUMMINGS.
H.R. 5334: Mr. MCHUGH.
H.R. 5337: Ms. CARSON, Mr. ENGLISH of Pennsylvania, Mr. ISRAEL, Ms. MOORE of Wisconsin, and Mr. SHUSTER.
H.R. 5344: Mr. BLUMENAUER.
H.R. 5351: Mr. ISRAEL and Mr. ENGLISH of Pennsylvania.
H.R. 5356: Mr. GORDON, Mr. REICHERT, Mr. WYNN, Mr. BARTLETT of Maryland, and Ms. HOOLEY.
H.R. 5358: Mr. BONNER, Mr. GORDON, Mr. REICHERT, Mr. WYNN, Mr. BARTLETT of Maryland, and Ms. HOOLEY.
H.R. 5382: Mr. INGLIS of South Carolina.
H.R. 5388: Ms. JACKSON-LEE of Texas.
H.R. 5452: Mr. REHBERG.
H.R. 5455: Mr. SPRATT, Mr. BISHOP of New York, Mr. MOORE of Kansas, Ms. LORETTA SANCHEZ of California, Mr. MARSHALL, Mr. DAVIS of Tennessee, Mr. BOREN, Mr. CARDOZA, Mr. WEINER, Mr. EVANS, Mr. COSTELLO, Mr. MILLER of North Carolina, Mr. WAXMAN, Ms. WOOLSEY, Mr. VAN HOLLEN, and Ms. HARMAN.
H.R. 5476: Mr. MILLER of Florida, Mrs. BLACKBURN, Mr. MCCOTTER, and Mr. NEUGEBAUER.
H.R. 5484: Mr. JINDAL, Mr. GARRETT of New Jersey, Mr. GOODE, Mr. WAMP, Mr. AKIN, Mr. BISHOP of Utah, Mr. DOOLITTLE, Mr. SAM JOHNSON of Texas, Mr. WESTMORELAND, Mr. CULBERSON, Mr. NEUGEBAUER, Mr. PENCE, Mr. GARY G. MILLER of California, Mr. SHADEGG, Mrs. MUSGRAVE, Mr. GALLEGLY, and Mrs. MYRICK.
H.R. 5500: Mr. FEENEY, Mrs. BLACKBURN, Ms. FOXX, and Mr. MILLER of Florida.
H.R. 5520: Mr. COBLE, Mr. DANIEL E. LUNGREN of California, Mr. BOUSTANY, Mr. GILCHREST, Mr. POMBO, Mr. DOOLITTLE, Mr. PRICE of Georgia, Mr. ALEXANDER, Mr. RAMSTAD, Mr. PENCE, Mr. BONNER, Mr. CRAMER, Mr. PASTOR, Mr. SMITH of New Jersey, Mr. RAHALL, Mr. ENGLISH of Pennsylvania, and Mrs. MYRICK.
H.R. 5525: Mr. CUMMINGS and Mr. RUPPERSBERGER.
H.R. 5536: Mr. PETERSON of Minnesota.
H.R. 5538: Mr. EHLERS.
H.J. Res. 87: Mrs. CAPPS and Ms. DELAURO.
H. Con. Res. 338: Ms. BERKLEY.
H. Con. Res. 367: Mr. NORWOOD.
H. Con. Res. 402: Mr. BASS.
H. Con. Res. 412: Mr. SHAYS.
H. Con. Res. 419: Mr. TOWNS and Mr. RANGEL.
H. Res. 316: Mr. ENGLISH of Pennsylvania.
H. Res. 723: Mr. MICHAUD, Mr. LEVIN, and Mr. SERRANO.
H. Res. 745: Mr. WILSON of South Carolina.
H. Res. 800: Mr. MCCAUL of Texas, Mrs. BONO, and Mr. COBLE.
H. Res. 825: Mr. FRANK of Massachusetts.
H. Res. 826: Mr. WAXMAN, Mr. MORAN of Kansas, Mr. INGLIS of South Carolina, Mr. TOM DAVIS of Virginia, Mr. SMITH of Washington, Mr. HERGER, Mr. SULLIVAN, Mr. HOLDEN, Mr. RUSH, Mr. COSTA, Mr. DOYLE, and Mr. RYUN of Kansas.
H. Res. 852: Mr. SWEENEY.

¶50.34 DELETIONS OF SPONSORS FROM PUBLIC BILLS AND RESOLUTIONS

Under clause 7 of rule XII, sponsors were deleted from public bills and resolutions as follows:

H.R. 2048: Ms. BALDWIN, Ms. DEGETTE, Ms. SCHAKOWSKY, and Mr. MARKEY.

FRIDAY, JUNE 9, 2006 (51)

¶51.1 APPOINTMENT OF SPEAKER PRO TEMPORE

The House was called to order by the SPEAKER pro tempore, Mr. REHBERG, who laid before the House the following communication:

WASHINGTON, DC,
June 9. 2006.

I hereby appoint the Honorable DENNIS R. REHBERG to act as Speaker pro tempore on this day.

J. DENNIS HASTERT,
Speaker of the House of Representatives.

¶51.2 APPROVAL OF THE JOURNAL

The SPEAKER pro tempore, Mr. REHBERG, announced he had examined and approved the Journal of the proceedings of Thursday, June 8, 2006.

Pursuant to clause 1, rule I, the Journal was approved.

¶51.3 COMMUNICATIONS

Executive and other communications, pursuant to clause 8, rule XII, were referred as follows:

7939. A letter from the Attorney, Office of Assistant General Counsel for Legislation and Regulatory Law, Department of Energy, transmitting the Department's final rule — Standby Support for Certain Nuclear Plant Delays (RIN: 1901-AB17) Receievd May 18, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

7940. A letter from the Attorney, Office of Assistant General Counsel for Legislation and Regulatory Law, Department of Energy, transmitting the Department's final rule — Energy Conservation Program: Test Procedures for Distribution Transformers [Docket No. EE-TP-98-550] (RIN: 1904-AA85) received May 1, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

7941. A letter from the Regulations Coordinator, HRSA, Department of Health and Human Services, transmitting the Department's final rule — Smallpox Vaccine Injury Copensation Program: Smallpox (Vaccinia) Vaccine Injury Table (RIN: 0906-AA60) received May 24, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

7942. A letter from the Regulations Coordinator, HRSA, Department of Health and Human Services, transmitting the Department's final rule — Smallpox Vaccine Injury Compensation Program: Administrative Implementation (RIN: 0906-AA61) received May 24, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

7943. A letter from the Regulations Coordinator, CMS, Department of Health and Human Services, transmitting the Department's final rule — Medicare Program; Inpatient Psychiatric Facilities Prospective Payment System Payment Update for Rate Year Beginning July 1, 2006 (RY 2007) [CMS-1306-F] (RIN: 0938-AN82) received May 1, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

7944. A letter from the Regulations Officer, CMS, Department of Health and Human Services, transmitting the Department's final rule — Amendment to the Interim Final Regulation for Mental Health Parity [CMS-4094-F4] (RIN: 0938-AN80) received April 28, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

7945. A letter from the Director, Regulations Policy and Management Staff, Food and Drug Administration, transmitting the Administration's final rule — New Animal Drugs; Removal of Obsolete and Redundant Regulations [Docket No. 2003N-0324] received April 21, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

7946. A letter from the Director, Office of Congressional Affairs, Nuclear Regulatory Commission, transmitting the Commission's final rule — List of Approved Spent Fuel Storage Casks: NUHOMS HD Addition (RIN: 3150-AH93) received May 23, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

7947. A letter from the Director, Office of Congressional Affairs, Nuclear Regulatory Commission, transmitting the Commission's final rule — Revision of Fee Schedules; Fee Recovery for FY 2006 (RIN: 3150-AH83) received May 24, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

7948. A letter from the Director, Office of Congressional Affairs, Nuclear Regulatory Commission, transmitting the Commission's final rule — Revision of Fee Schedules; Fee Recovery for FY 2006 (RIN: 3150-AH83) received May 24, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

7949. A letter from the Director, Regulations and Rulings Division, Alcohol & Tobacco Tax & Trade Bureau, Department of the Treasury, transmitting the Department's final rule — Change to Vintage Date Requirements (2005R-212P) [T.D. TTB-45; RE: Notice No. 49] (RIN: 1513-AB11) received May 10, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

7950. A letter from the Chief, Publications and Regulations Branch, Internal Revenue Service, transmitting the Service's final rule — Coordinated Issue: All Industries Credit for Increasing Research Activities — Extraordinary Expenditures for Utilities [UIL 41.51-01] received May 10, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

7951. A letter from the Chief, Publications and Regulations Branch, Internal Revenue Service, transmitting the Service's final rule — Sample Amendment for Roth Elective Deferrals [Notice 2006-44] received May 11, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

7952. A letter from the Chief, Publications and Regulations Branch, Internal Revenue Service, transmitting the Service's final rule — Exempt Facility Bonds for Qualified Highway or Surface Freight Transfer Facilities [Notice 2006-45] received May 1, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

7953. A letter from the Chief, Publications and Regulations Branch, Internal Revenue Service, transmitting the Service's final rule — Last-in; First-out Inventories (Rev. Rul. 2006-28) received May 25, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

7954. A letter from the Chief, Publications and Regulations Branch, Internal Revenue Service, transmitting the Service's final rule — Determination of Issue Price in the Case of Certain Debt Instruments Issued for Property (Rev. Rul. 2006-29) received May 18, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

7955. A letter from the Chief, Publications and Regulations Branch, Internal Revenue Service, transmitting the Service's final rule — Determination of Issue Price in the Case of Certain Debt Instruments Issued for Property (Rev. Rul. 2006-24) received April 21, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

7956. A letter from the Chief, Publications and Regulations Branch, Internal Revenue Service, transmitting the Service's final rule — Announcement of Rules to be Included in Final Regulations Under Sections 897(d) and (e) of the Code [Notice 2006-46] received May 25, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

7957. A letter from the Chief, Publications and Regulations Branch, Internal Revenue Service, transmitting the Service's final rule — Computer Software Under Section 199(c)(5)(B) [TD 9262] (RIN: 1545-BF57) received May 31, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

7958. A letter from the Chief, Publications and Regulations Branch, Internal Revenue Service, transmitting the Service's final rule — Administrative, Procedural, and Miscellaneous (Rev. Proc. 2006-21) received May 31, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

7959. A letter from the Chief, Publications and Regulations Branch, Internal Revenue Service, transmitting the Service's final rule — Methods of Determining W-2 Wages for Purposes of the section 199(b)(1) Limitation on the section 199 Deduction for Income Attributable to Domestic Production Activities (Rev. Proc. 2006-22) received May 31, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

7960. A letter from the Chief, Publications and Regulations Branch, Internal Revenue Service, transmitting the Service's final rule — Qualified NMWHFIT Exception Extension [Notice 2006-30] received May 31, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

7961. A letter from the Chief, Publications and Regulations Branch, Internal Revenue Service, transmitting the Service's final rule — Guidance Necessary to Facilitate Business Electronic Filing and Burden Reduction [TD 9264] (RIN: 1545-BF26) received May 31, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

7962. A letter from the Chief, Publications and Regulations Branch, Internal Revenue Service, transmitting the Service's final rule — Income Attributable to Domestic Production Activities [TD 9263] (RIN: 1545-BE33) received May 31, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

7963. A letter from the Regulations Officer, Social Security Administration, transmitting the Administration's final rule — Administrative Review Process for Adjudicating Initial Disability Claims (RIN: 0960-AG31) received April 24, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

7964. A letter from the Regulations Officer, Social Security Administration, transmitting the Administration's final rule — Rules for Helping Blind and Disabled Individuals Achieve Self-Support (RIN: 0960-AG00) received May 23, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

7965. A letter from the Regulations Officer, Social Security Administration, transmitting the Administration's final rule — Civil Monetary Penalties, Assessments and Recommended Exclusions (RIN: 0960-AG08) received April 25, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

7966. A letter from the Regulations Coordinator, CMS, Department of Health and Human Services, transmitting the Department's final rule — Medicare Program; State Health Insurance Assistance Program (SHIP) [CMS-4005-F] (RIN: 0938-AJ67) received May 25, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); jointly to the Committees on Ways and Means and Energy and Commerce.

7967. A letter from the Regulations Officer, CMS, Department of Health and Human

Services, transmitting the Department's final rule — Medicare and Medicaid Programs; Conditions for Coverage for Organ Procurement Organizations (OPOs) [CMS-3064-F] (RIN: 0938-AK81) received May 31, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); jointly to the Committees on Ways and Means and Energy and Commerce.

7968. A letter from the Regulations Coordinator, CMS, Department of Health and Human Services, transmitting the Department's final rule — Medicaid Program; State Allotments for Payment of Medicare Part B Premiums for Qualifying Individuals: Federal Fiscal Year 2006 [CMS-2231-IFC] (RIN: 0938-AO31) received April 28, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); jointly to the Committees on Ways and Means and Energy and Commerce.

¶51.4 RESIGNATION AS MEMBER OF HOUSE OF REPRESENTATIVES

The SPEAKER pro tempore, Mr. REHBERG, laid before the House the following communication, which was read as follows:

CONGRESS OF THE UNITED STATES,
HOUSE OF REPRESENTATIVES,
Washington, DC, June 7, 2006.

Hon. J. DENNIS HASTERT,
Speaker, House of Representatives, Capitol Building, Washington, DC.

DEAR MR. SPEAKER: This letter is to inform you that I have sent a letter to Texas Governor Rick Perry dated June 7, 2006, informing him that I am resigning my House seat, the 22nd District of Texas, effective at the close of business on June 9, 2006.

Sincerely,

TOM DELAY,
Member of Congress.

¶51.5 FOREIGN OPERATIONS APPROPRIATIONS FY 2007

The SPEAKER pro tempore, Mr. REHBERG, pursuant to House Resolution 851 and rule XVIII, declared the House resolved into the Committee of the Whole House on the state of the Union for the further consideration of the bill (H.R. 5522) making appropriations for foreign operations, export financing, and related programs for the fiscal year ending September 30, 2007, and for other purposes.

Mr. THORNBERRY, Chairman of the Committee of the Whole, resumed the chair; and after some time spent therein,

¶51.6 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment numbered 7 submitted by Mr. MCGOVERN:

In the item relating to ''ANDEAN COUNTERDRUG INITIATIVE'' (page ____, line ____), after the aggregate dollar amount, insert the following: ''(reduced by $30,000,000)''.

In the item relating to ''UNITED STATES EMERGENCY REFUGEE AND MIGRATION ASSISTANCE FUND'' (page ____, line ____), after the dollar amount, insert the following: ''(increased by $30,000,000)''.

It was decided in the negative { Yeas ..... 174 / Nays ..... 229 }

¶51.7 [Roll No. 242]

AYES—174

Abercrombie
Ackerman
Allen
Andrews
Baca
Baird
Baldwin
Barrow
Bean
Berkley
Berman
Bishop (NY)
Blumenauer
Boren
Boswell
Boucher
Brown (OH)
Brown, Corrine
Butterfield
Capps
Capuano
Cardin
Carnahan
Carson
Chandler
Clay
Cleaver
Clyburn
Conyers
Cooper
Cummings
Davis (CA)
Davis (IL)
DeFazio
DeGette
DeLauro
Doggett
Doyle
Ehlers
Emanuel
Eshoo
Etheridge
Farr
Fattah
Filner
Flake
Frank (MA)
Gonzalez
Gordon
Green, Al
Grijalva
Gutknecht
Hall
Harman
Hastings (FL)
Herseth
Higgins
Hinchey
Holt
Honda
Hooley
Hoyer
Hulshof
Inslee
Israel
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Johnson, E. B.
Kelly
Kennedy (RI)
Kildee
Kilpatrick (MI)
Kind
Kucinich
Langevin
Lantos
Larsen (WA)
Larson (CT)
Leach
Lee
Levin
Lewis (GA)
Lipinski
Lofgren, Zoe
Lowey
Lynch
Maloney
Markey
Matsui
McCarthy
McCollum (MN)
McDermott
McGovern
McIntyre
McKinney
McNulty
Meehan
Meek (FL)
Michaud
Millender-McDonald
Miller (NC)
Miller, George
Mollohan
Moore (KS)
Moore (WI)
Moran (VA)
Nadler
Napolitano
Neal (MA)
Oberstar
Obey
Olver
Otter
Owens
Pallone
Pascrell
Pastor
Paul
Payne
Pelosi
Pitts
Platts
Pomeroy
Price (NC)
Rahall
Ramstad
Rangel
Ross
Rothman
Roybal-Allard
Rush
Ryan (OH)
Sabo
Salazar
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Schakowsky
Schiff
Schwartz (PA)
Scott (GA)
Scott (VA)
Serrano
Sherman
Skelton
Slaughter
Smith (WA)
Snyder
Solis
Spratt
Stark
Strickland
Stupak
Tanner
Tauscher
Thompson (CA)
Thompson (MS)
Tierney
Towns
Udall (CO)
Udall (NM)
Van Hollen
Velázquez
Visclosky
Wasserman Schultz
Waters
Watt
Waxman
Weiner
Wexler
Woolsey
Wu
Wynn

NOES—229

Aderholt
Akin
Alexander
Bachus
Barrett (SC)
Bartlett (MD)
Barton (TX)
Bass
Beauprez
Berry
Biggert
Bilirakis
Bishop (GA)
Bishop (UT)
Blackburn
Boehner
Bonilla
Bonner
Boozman
Boustany
Boyd
Bradley (NH)
Brady (TX)
Brown (SC)
Brown-Waite, Ginny
Burgess
Burton (IN)
Buyer
Calvert
Camp (MI)
Campbell (CA)
Cantor
Capito
Cardoza
Carter
Case
Castle
Chabot
Chocola
Coble
Cole (OK)
Costa
Cramer
Crenshaw
Crowley
Cubin
Cuellar
Culberson
Davis (AL)
Davis (KY)
Davis (TN)
Davis, Jo Ann
Davis, Tom
Deal (GA)
Delahunt
DeLay
Dent
Diaz-Balart, L.
Dicks
Dingell
Doolittle
Drake
Dreier
Duncan
Edwards
Emerson
English (PA)
Everett
Feeney
Ferguson
Fitzpatrick (PA)
Foley
Forbes
Fortenberry
Fossella
Foxx
Franks (AZ)
Frelinghuysen
Gallegly
Garrett (NJ)
Gerlach
Gillmor
Gingrey
Gohmert
Goode
Goodlatte
Granger
Graves
Green (WI)
Green, Gene
Harris
Hart
Hastings (WA)
Hayes
Hayworth
Hefley
Hensarling
Herger
Hinojosa
Hobson
Hoekstra
Holden
Hostettler
Hunter
Hyde
Inglis (SC)
Issa
Istook
Jenkins
Jindal
Johnson (CT)
Johnson (IL)
Johnson, Sam
Jones (NC)
Kanjorski
Keller
Kennedy (MN)
King (IA)
King (NY)
Kirk
Kline
Knollenberg
Kolbe
Kuhl (NY)
LaHood
Latham
LaTourette
Lewis (CA)
Lewis (KY)
Linder
LoBiondo
Lucas
Lungren, Daniel E.
Mack
Marchant
Marshall
Matheson
McCaul (TX)
McCotter
McCrery
McHenry
McMorris
Meeks (NY)
Melancon
Mica
Miller (FL)
Miller (MI)
Miller, Gary
Moran (KS)
Murphy
Murtha
Musgrave
Myrick
Neugebauer
Ney
Northup
Norwood
Nunes
Ortiz
Osborne
Oxley
Pearce
Pence
Peterson (MN)
Petri
Pickering
Poe
Pombo
Porter
Price (GA)
Pryce (OH)
Putnam
Radanovich
Regula
Rehberg
Reichert
Renzi
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Ros-Lehtinen
Royce
Ruppersberger
Ryan (WI)
Ryun (KS)
Saxton
Schmidt
Schwarz (MI)
Sensenbrenner
Sessions
Shadegg
Shaw
Shays
Sherwood
Shimkus
Shuster
Simmons
Simpson
Smith (NJ)
Smith (TX)
Sodrel
Souder
Stearns
Sullivan
Sweeney
Tancredo
Taylor (MS)
Taylor (NC)
Terry
Thomas
Thornberry
Tiahrt
Tiberi
Turner
Upton
Walden (OR)
Wamp
Weldon (FL)
Weldon (PA)
Weller
Westmoreland
Whitfield
Wilson (NM)
Wilson (SC)
Wolf
Young (AK)
Young (FL)

NOT VOTING—29

Baker
Becerra
Blunt
Boehlert
Bono
Brady (PA)
Cannon
Conaway
Costello
Davis (FL)
Diaz-Balart, M.
Engel
Evans
Ford
Gibbons
Gilchrest
Gutierrez
Jones (OH)
Kaptur
Kingston
Manzullo
McHugh
McKeon
Nussle
Peterson (PA)
Reyes
Walsh
Watson
Wicker

So the amendment was not agreed to.

¶51.8 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment numbered 8 submitted by Mr. MCGOVERN:

At the end of the bill (before the short title), insert the following:

LIMITATION ON ASSISTANCE FOR THE WESTERN HEMISPHERE INSTITUTE FOR SECURITY COOPERATION

SEC. 5xx. None of the funds made available in this Act may be used for programs at the Western Hemisphere Institute for Security Cooperation located at Fort Benning, Georgia.

It was decided in the negative { Yeas ..... 188 / Nays ..... 218 }

¶51.9 [Roll No. 243]

AYES—188

Abercrombie
Ackerman
Allen
Andrews
Baca
Baird
Baldwin
Berkley
Berman
Berry
Biggert
Bishop (NY)
Blumenauer
Boucher
Brown (OH)
Brown, Corrine
Butterfield
Camp (MI)
Capps
Capuano
Cardin
Carnahan
Carson
Chabot
Chandler
Clay
Cleaver
Clyburn
Coble
Conyers
Crowley
Cummings
Davis (CA)
Davis (IL)
Davis (TN)
DeFazio
DeGette
Delahunt
DeLauro
Dicks
Doggett
Doyle
Duncan
Ehlers
Emanuel
Engel
Eshoo
Etheridge
Farr
Fattah
Feeney
Filner
Fitzpatrick (PA)
Flake
Foley
Ford
Frank (MA)
Gilchrest
Goode
Gordon

Green, Al
Green, Gene
Grijalva
Gutknecht
Harman
Higgins
Hinchey
Holden
Holt
Honda
Hooley
Hoyer
Hulshof
Inglis (SC)
Inslee
Israel
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Johnson, E. B.
Jones (OH)
Kanjorski
Kelly
Kennedy (RI)
Kildee
Kilpatrick (MI)
Kind
Kucinich
LaHood
Langevin
Lantos
Larsen (WA)
Larson (CT)
LaTourette
Leach
Lee
Levin
Lewis (GA)
Lipinski
LoBiondo
Lofgren, Zoe
Lowey
Lynch
Maloney
Markey
Matsui
McCarthy
McCollum (MN)
McDermott
McGovern
McKinney
McNulty
Meehan
Meek (FL)
Meeks (NY)
Melancon
Michaud
Millender-McDonald
Miller, George
Mollohan
Moore (KS)
Moore (WI)
Moran (KS)
Moran (VA)
Nadler
Napolitano
Neal (MA)
Oberstar
Obey
Olver
Owens
Pallone
Pascrell
Pastor
Paul
Payne
Pelosi
Peterson (MN)
Petri
Pomeroy
Price (NC)
Rahall
Ramstad
Rangel
Ross
Rothman
Roybal-Allard
Rush
Ryan (OH)
Sabo
Salazar
Sánchez, Linda T.
Sanders
Schakowsky
Schiff
Schwartz (PA)
Scott (VA)
Sensenbrenner
Serrano
Shays
Sherman
Simmons
Slaughter
Smith (NJ)
Smith (WA)
Solis
Stark
Strickland
Stupak
Tauscher
Thompson (CA)
Thompson (MS)
Tierney
Towns
Udall (CO)
Udall (NM)
Upton
Van Hollen
Velázquez
Visclosky
Wasserman Schultz
Waters
Watt
Waxman
Weiner
Woolsey
Wu
Wynn

NOES—218

Aderholt
Akin
Alexander
Bachus
Barrett (SC)
Barrow
Bartlett (MD)
Barton (TX)
Bass
Bean
Beauprez
Bilirakis
Bishop (GA)
Bishop (UT)
Blackburn
Boehner
Bonilla
Bonner
Boozman
Boren
Boswell
Boustany
Boyd
Bradley (NH)
Brady (TX)
Brown (SC)
Brown-Waite, Ginny
Burgess
Burton (IN)
Buyer
Calvert
Campbell (CA)
Cantor
Capito
Cardoza
Carter
Case
Castle
Chocola
Cole (OK)
Cooper
Costa
Cramer
Crenshaw
Cubin
Cuellar
Culberson
Davis (AL)
Davis (KY)
Davis, Jo Ann
Davis, Tom
Deal (GA)
DeLay
Dent
Diaz-Balart, L.
Dingell
Doolittle
Drake
Dreier
Edwards
Emerson
English (PA)
Everett
Ferguson
Forbes
Fortenberry
Fossella
Foxx
Franks (AZ)
Frelinghuysen
Gallegly
Garrett (NJ)
Gerlach
Gillmor
Gingrey
Gohmert
Gonzalez
Goodlatte
Granger
Graves
Green (WI)
Hall
Harris
Hart
Hastings (FL)
Hastings (WA)
Hayes
Hayworth
Hefley
Hensarling
Herger
Herseth
Hinojosa
Hobson
Hoekstra
Hostettler
Hunter
Hyde
Issa
Istook
Jenkins
Jindal
Johnson (CT)
Johnson (IL)
Johnson, Sam
Jones (NC)
Keller
Kennedy (MN)
King (IA)
King (NY)
Kirk
Kline
Knollenberg
Kolbe
Kuhl (NY)
Latham
Lewis (CA)
Lewis (KY)
Linder
Lucas
Lungren, Daniel E.
Mack
Marchant
Marshall
Matheson
McCaul (TX)
McCotter
McCrery
McHenry
McIntyre
McMorris
Mica
Miller (FL)
Miller (MI)
Miller (NC)
Miller, Gary
Murphy
Murtha
Musgrave
Myrick
Neugebauer
Ney
Northup
Norwood
Nunes
Ortiz
Osborne
Otter
Oxley
Pearce
Pickering
Pitts
Platts
Poe
Pombo
Porter
Price (GA)
Pryce (OH)
Putnam
Radanovich
Regula
Rehberg
Reichert
Renzi
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Ros-Lehtinen
Royce
Ruppersberger
Ryan (WI)
Ryun (KS)
Sanchez, Loretta
Saxton
Schmidt
Schwarz (MI)
Scott (GA)
Sessions
Shadegg
Shaw
Sherwood
Shimkus
Shuster
Simpson
Skelton
Smith (TX)
Snyder
Sodrel
Souder
Spratt
Stearns
Sullivan
Sweeney
Tancredo
Tanner
Taylor (MS)
Taylor (NC)
Terry
Thomas
Thornberry
Tiahrt
Tiberi
Turner
Walden (OR)
Wamp
Weldon (FL)
Weldon (PA)
Weller
Westmoreland
Wexler
Whitfield
Wilson (NM)
Wilson (SC)
Wolf
Young (AK)
Young (FL)

NOT VOTING—26

Baker
Becerra
Blunt
Boehlert
Bono
Brady (PA)
Cannon
Conaway
Costello
Davis (FL)
Diaz-Balart, M.
Evans
Gibbons
Gutierrez
Kaptur
Kingston
Manzullo
McHugh
McKeon
Nussle
Pence
Peterson (PA)
Reyes
Walsh
Watson
Wicker

So the amendment was not agreed to.

¶51.10 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment submitted by Mr. WEINER:

At the end of the bill (before the short title), insert the following:

PROHIBITION AGAINST DIRECT FUNDING FOR SAUDI ARABIA

SEC. 5xx. None of the funds made available in this Act may be obligated or expended to finance any assistance to Saudi Arabia.

It was decided in the affirmative ..... { Yeas ..... 312 / Nays 97

¶51.11 [Roll No. 244]

AYES—312

Abercrombie
Ackerman
Allen
Andrews
Baca
Bachus
Baird
Baldwin
Barrett (SC)
Barrow
Bartlett (MD)
Bass
Bean
Beauprez
Berkley
Berman
Berry
Bilirakis
Bishop (GA)
Bishop (NY)
Blackburn
Blumenauer
Bonner
Boozman
Boren
Boswell
Boucher
Boyd
Brown (OH)
Brown, Corrine
Brown-Waite, Ginny
Burgess
Burton (IN)
Butterfield
Camp (MI)
Cantor
Capito
Capps
Capuano
Cardin
Cardoza
Carnahan
Carson
Chabot
Chandler
Chocola
Clay
Cleaver
Clyburn
Coble
Conyers
Cooper
Costa
Cramer
Crowley
Cubin
Cuellar
Culberson
Cummings
Davis (AL)
Davis (CA)
Davis (IL)
Davis (KY)
Davis (TN)
Davis, Jo Ann
Davis, Tom
Deal (GA)
DeFazio
DeGette
Delahunt
DeLauro
Dent
Dicks
Doggett
Doyle
Drake
Duncan
Edwards
Emanuel
Emerson
Engel
Eshoo
Everett
Farr
Fattah
Feeney
Ferguson
Filner
Fitzpatrick (PA)
Flake
Foley
Forbes
Ford
Fossella
Foxx
Frank (MA)
Franks (AZ)
Gallegly
Garrett (NJ)
Gerlach
Gillmor
Gingrey
Gonzalez
Goode
Goodlatte
Gordon
Graves
Green (WI)
Green, Al
Green, Gene
Grijalva
Gutknecht
Harman
Harris
Hart
Hastings (FL)
Hastings (WA)
Hayes
Hayworth
Hefley
Herseth
Higgins
Hinchey
Hinojosa
Hoekstra
Holden
Holt
Honda
Hooley
Hostettler
Hoyer
Hulshof
Inslee
Israel
Jefferson
Jenkins
Jindal
Johnson (IL)
Jones (NC)
Jones (OH)
Kanjorski
Keller
Kennedy (MN)
Kennedy (RI)
Kind
King (IA)
King (NY)
Kirk
Kucinich
Kuhl (NY)
Langevin
Lantos
Larsen (WA)
Larson (CT)
LaTourette
Lee
Levin
Lewis (GA)
Lewis (KY)
Linder
Lipinski
LoBiondo
Lofgren, Zoe
Lowey
Lungren, Daniel E.
Maloney
Marchant
Markey
Marshall
Matheson
Matsui
McCarthy
McCaul (TX)
McCollum (MN)
McCotter
McDermott
McGovern
McHenry
McIntyre
McKinney
McMorris
McNulty
Meehan
Meek (FL)
Meeks (NY)
Melancon
Mica
Michaud
Millender-McDonald
Miller (FL)
Miller (MI)
Miller, Gary
Miller, George
Mollohan
Moore (KS)
Moore (WI)
Moran (KS)
Moran (VA)
Murphy
Murtha
Musgrave
Myrick
Nadler
Napolitano
Neal (MA)
Neugebauer
Ney
Norwood
Oberstar
Obey
Olver
Ortiz
Osborne
Otter
Owens
Pallone
Pascrell
Paul
Payne
Pelosi
Pence
Peterson (MN)
Petri
Pickering
Pitts
Platts
Poe
Pomeroy
Porter
Price (GA)
Pryce (OH)
Ramstad
Rangel
Renzi
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Ros-Lehtinen
Ross
Rothman
Roybal-Allard
Royce
Rush
Ryan (OH)
Ryun (KS)
Sabo
Salazar
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Schakowsky
Schiff
Schmidt
Schwartz (PA)
Scott (GA)
Scott (VA)
Sensenbrenner
Serrano
Shaw
Shays
Sherman
Shimkus
Shuster
Simmons
Slaughter
Smith (NJ)
Smith (WA)
Sodrel
Solis
Souder
Spratt
Stark
Stearns
Strickland
Stupak
Sullivan
Tancredo
Tanner
Tauscher
Taylor (MS)
Taylor (NC)
Terry
Thompson (CA)
Thompson (MS)
Tiberi
Tierney
Towns
Turner
Udall (CO)
Udall (NM)
Upton
Van Hollen
Velázquez
Visclosky
Walden (OR)
Wamp
Wasserman Schultz
Waters
Waxman
Weiner
Weldon (FL)
Weldon (PA)
Westmoreland
Wexler
Whitfield
Wicker
Wolf
Woolsey
Wu
Wynn
Young (AK)

NOES—97

Aderholt
Akin
Alexander
Barton (TX)
Biggert
Bishop (UT)
Boehner
Bonilla
Boustany
Bradley (NH)
Brady (TX)
Brown (SC)
Buyer
Calvert
Campbell (CA)
Carter
Case
Castle
Cole (OK)
Crenshaw
DeLay
Diaz-Balart, L.
Diaz-Balart, M.
Dingell
Doolittle
Dreier
Ehlers
English (PA)
Etheridge
Fortenberry
Frelinghuysen
Gilchrest
Gohmert
Granger
Hall
Hensarling
Herger
Hobson
Hunter
Hyde
Inglis (SC)
Issa
Istook
Jackson (IL)
Jackson-Lee (TX)
Johnson (CT)
Johnson, E. B.
Johnson, Sam
Kelly
Kildee
Kilpatrick (MI)
Kline
Knollenberg
Kolbe
LaHood
Latham
Leach
Lewis (CA)
Lucas
Lynch
Mack
McCrery
Miller (NC)
Northup
Nunes
Oxley
Pastor
Pearce
Pombo
Price (NC)
Putnam
Radanovich
Rahall
Regula
Rehberg
Reichert
Reynolds
Ruppersberger
Ryan (WI)
Saxton
Schwarz (MI)
Sessions
Shadegg
Sherwood
Simpson
Skelton
Smith (TX)
Snyder
Sweeney
Thomas
Thornberry
Tiahrt
Watt
Weller
Wilson (NM)
Wilson (SC)
Young (FL)

NOT VOTING—23

Baker
Becerra
Blunt
Boehlert
Bono
Brady (PA)
Cannon
Conaway
Costello
Davis (FL)
Evans
Gibbons
Gutierrez
Kaptur
Kingston
Manzullo
McHugh
McKeon
Nussle
Peterson (PA)
Reyes
Walsh
Watson

So the amendment was agreed to.

¶51.12 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment numbered 5 submitted by Mr. KING of Iowa:

At the end of the bill (before the short title), insert the following:

LIMITATION ON ECONOMIC SUPPORT FUND ASSISTANCE FOR MEXICO

SEC. 5xx. None of the funds made available in this Act under the heading ''ECONOMIC SUPPORT FUND'' may be used to provide assistance for Mexico.

It was decided in the negative { Yeas ..... 93 / Nays ..... 311 }

¶51.13 [Roll No. 245]

AYES—93

Abercrombie
Akin
Bachus
Barrett (SC)
Barrow
Bartlett (MD)
Beauprez
Blackburn
Bradley (NH)
Brown-Waite, Ginny
Burton (IN)
Cantor
Chabot
Chandler
Chocola
Coble
Cubin
Culberson
Davis, Jo Ann
Deal (GA)
Duncan
Everett
Feeney
Fitzpatrick (PA)
Forbes
Foxx
Franks (AZ)
Gallegly
Garrett (NJ)
Gerlach
Gillmor
Gohmert
Goode
Graves
Gutknecht
Hayes
Hayworth
Hefley
Hostettler
Issa
Jenkins
Jindal
Johnson, Sam
Jones (NC)
Keller
Kelly
King (IA)
Lewis (KY)
Linder
LoBiondo
Lynch
McCotter
McHenry
Mica
Miller (FL)
Miller (MI)
Miller, Gary
Moran (KS)
Musgrave
Myrick
Neugebauer
Ney
Norwood
Nunes
Otter
Paul
Petri
Pitts
Platts
Poe
Porter
Price (GA)
Putnam
Rahall
Ramstad
Reynolds
Rogers (KY)
Rogers (MI)
Rohrabacher
Royce
Rush
Ryun (KS)
Schmidt
Sensenbrenner
Sessions
Shuster
Tancredo
Tanner
Taylor (MS)
Wamp
Weldon (PA)
Westmoreland
Whitfield

NOES—311

Ackerman
Aderholt
Alexander
Allen
Andrews
Baca
Baird
Baldwin
Barton (TX)
Bass
Bean
Berkley
Berman
Berry
Biggert
Bilirakis
Bishop (GA)
Bishop (NY)
Bishop (UT)
Blumenauer
Boehner
Bonilla
Bonner
Boozman
Boren
Boswell
Boucher
Boustany
Boyd
Brady (TX)
Brown (OH)
Brown (SC)
Brown, Corrine
Burgess
Butterfield
Buyer
Calvert
Camp (MI)
Campbell (CA)
Capito
Capps
Capuano
Cardin
Cardoza
Carnahan
Carson
Carter
Case
Castle
Clay
Cleaver
Clyburn
Cole (OK)
Conyers
Cooper
Costa
Cramer
Crenshaw
Crowley
Cuellar
Cummings
Davis (AL)
Davis (CA)
Davis (IL)
Davis (KY)
Davis (TN)
Davis, Tom
DeFazio
DeGette
Delahunt
DeLauro
DeLay
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Dicks
Dingell
Doggett
Doolittle
Doyle
Drake
Dreier
Edwards
Ehlers
Emanuel
Emerson
Engel
English (PA)
Eshoo
Etheridge
Farr
Fattah
Ferguson
Filner
Flake
Foley
Ford
Fortenberry
Fossella
Frank (MA)
Frelinghuysen
Gilchrest
Gingrey
Gonzalez
Goodlatte
Gordon
Granger
Green (WI)
Green, Al
Green, Gene
Grijalva
Hall
Harman
Harris
Hart
Hastings (FL)
Hastings (WA)
Hensarling
Herger
Herseth
Higgins
Hinchey
Hinojosa
Hobson
Hoekstra
Holden
Holt
Honda
Hooley
Hoyer
Hulshof
Hunter
Hyde
Inglis (SC)
Inslee
Israel
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Johnson (CT)
Johnson (IL)
Johnson, E. B.
Jones (OH)
Kanjorski
Kennedy (MN)
Kennedy (RI)
Kildee
Kilpatrick (MI)
Kind
King (NY)
Kirk
Kline
Knollenberg
Kolbe
Kucinich
Kuhl (NY)
LaHood
Langevin
Lantos
Larsen (WA)
Larson (CT)
Latham
LaTourette
Leach
Lee
Levin
Lewis (CA)
Lewis (GA)
Lipinski
Lofgren, Zoe
Lowey
Lucas
Lungren, Daniel E.
Mack
Maloney
Marchant
Markey
Marshall
Matheson
Matsui
McCarthy
McCaul (TX)
McCollum (MN)
McCrery
McDermott
McGovern
McIntyre
McKinney
McMorris
McNulty
Meehan
Meek (FL)
Meeks (NY)
Melancon
Michaud
Millender-McDonald
Miller (NC)
Miller, George
Mollohan
Moore (KS)
Moore (WI)
Moran (VA)
Murphy
Murtha
Nadler
Napolitano
Neal (MA)
Northup
Oberstar
Obey
Olver
Ortiz
Osborne
Owens
Pallone
Pascrell
Pastor
Payne
Pearce
Pelosi
Peterson (MN)
Pombo
Pomeroy
Price (NC)
Pryce (OH)
Radanovich
Rangel
Regula
Rehberg
Reichert
Renzi
Rogers (AL)
Ros-Lehtinen
Ross
Rothman
Roybal-Allard
Ruppersberger
Ryan (OH)
Ryan (WI)
Sabo
Salazar
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Saxton
Schakowsky
Schiff
Schwartz (PA)
Schwarz (MI)
Scott (GA)
Scott (VA)
Serrano
Shadegg
Shaw
Shays
Sherman
Sherwood
Shimkus
Simmons
Simpson
Skelton
Slaughter
Smith (NJ)
Smith (TX)
Smith (WA)
Snyder
Sodrel
Solis
Souder
Spratt
Stark
Strickland
Stupak
Sullivan
Sweeney
Tauscher
Taylor (NC)
Terry
Thomas
Thompson (CA)
Thompson (MS)
Thornberry
Tiahrt
Tiberi
Tierney
Towns
Turner
Udall (CO)
Udall (NM)
Upton
Van Hollen
Velázquez
Visclosky
Walden (OR)
Wasserman Schultz
Waters
Watt
Waxman
Weiner
Weldon (FL)
Weller
Wexler
Wicker
Wilson (NM)
Wilson (SC)
Wolf
Woolsey
Wu
Wynn
Young (AK)
Young (FL)

NOT VOTING—28

Baker
Becerra
Blunt
Boehlert
Bono
Brady (PA)
Cannon
Conaway
Costello
Davis (FL)
Evans
Gibbons
Gutierrez
Istook
Kaptur
Kingston
Manzullo
McHugh
McKeon
Nussle
Oxley
Pence
Peterson (PA)
Pickering
Reyes
Stearns
Walsh
Watson

So the amendment was not agreed to.

¶51.14 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment submitted by Mr. KUCINICH:

At the end of the bill (before the short title), insert the following:

LIMITATION ON MILLENNIUM CHALLENGE CORPORATION ASSISTANCE

SEC. 5xx. None of the funds made available in this Act under the heading ''MILLENNIUM CHALLENGE CORPORATION'' may be used to implement the Northern Zone Investment Plan in El Salvador with respect to the Northern Transnational Highway.

It was decided in the negative { Yeas ..... 118 / Nays ..... 288 }

¶51.15 [Roll No. 246]

AYES—118

Abercrombie
Allen
Andrews
Baird
Baldwin
Bartlett (MD)
Berry
Bishop (NY)
Boucher
Boyd
Brown (OH)
Capps
Capuano
Cardin
Carson
Chandler
Clay
Cleaver
Clyburn
Coble
Conyers
Cummings
Davis (CA)
Davis (IL)
DeFazio
Dicks
Doggett
Doyle
Duncan
Engel
Eshoo
Farr
Filner
Fitzpatrick (PA)
Gilchrest
Gonzalez
Gordon
Green, Al
Green, Gene
Grijalva
Hastings (FL)
Higgins
Hinchey
Holden
Holt
Honda
Hooley
Hostettler
Inslee
Jackson (IL)
Jackson-Lee (TX)
Johnson, E. B.
Jones (NC)
Kanjorski
Kildee
Kucinich
Lantos
Larsen (WA)
Lee
Lewis (GA)
LoBiondo
Lofgren, Zoe
Maloney
Markey
Marshall
Matsui
McCarthy
McCollum (MN)
McDermott
McGovern
McKinney
McNulty
Meehan
Miller, George
Moore (WI)
Moran (VA)
Nadler
Neal (MA)
Oberstar
Obey
Olver
Otter
Owens
Pallone
Paul
Payne
Pelosi
Rahall
Rangel
Rush
Ryan (OH)
Sabo
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Schakowsky
Schwartz (PA)
Scott (VA)
Serrano
Slaughter
Solis
Spratt
Stark
Strickland
Tancredo
Tauscher
Taylor (MS)
Thompson (CA)
Tierney
Towns
Udall (CO)
Udall (NM)
Velázquez
Visclosky
Waxman
Weiner
Woolsey
Wu

NOES—288

Ackerman
Aderholt
Akin
Alexander
Bachus
Barrett (SC)
Barrow
Barton (TX)
Bass
Bean
Beauprez
Berkley
Berman
Biggert
Bilirakis
Bishop (GA)
Bishop (UT)
Blackburn
Blumenauer
Boehner
Bonilla
Bonner
Boozman
Boren
Boswell
Boustany
Bradley (NH)
Brady (TX)
Brown (SC)
Brown, Corrine
Brown-Waite, Ginny
Burgess
Burton (IN)
Butterfield
Buyer
Calvert
Camp (MI)
Campbell (CA)
Cantor
Capito
Cardoza
Carnahan
Carter
Case
Castle
Chabot
Chocola
Cole (OK)
Cooper
Costa
Cramer
Crenshaw
Crowley
Cubin
Cuellar
Culberson
Davis (AL)
Davis (KY)
Davis (TN)
Davis, Jo Ann
Davis, Tom
Deal (GA)
DeGette
Delahunt
DeLauro
DeLay
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Dingell
Doolittle
Drake
Dreier
Edwards
Ehlers
Emanuel
Emerson
English (PA)
Etheridge
Everett
Fattah
Feeney
Ferguson
Flake
Foley
Forbes
Ford
Fortenberry
Fossella
Foxx
Frank (MA)
Franks (AZ)
Frelinghuysen
Gallegly
Garrett (NJ)
Gerlach
Gillmor
Gingrey
Gohmert
Goode
Goodlatte
Granger
Graves
Green (WI)
Gutknecht
Hall
Harman
Harris
Hart
Hastings (WA)
Hayes
Hayworth
Hefley
Hensarling
Herger
Herseth

Hinojosa
Hobson
Hoekstra
Hoyer
Hulshof
Hunter
Hyde
Inglis (SC)
Israel
Issa
Istook
Jefferson
Jenkins
Jindal
Johnson (CT)
Johnson (IL)
Johnson, Sam
Jones (OH)
Keller
Kelly
Kennedy (MN)
Kennedy (RI)
Kilpatrick (MI)
Kind
King (IA)
King (NY)
Kirk
Kline
Knollenberg
Kolbe
Kuhl (NY)
LaHood
Langevin
Larson (CT)
Latham
LaTourette
Leach
Levin
Lewis (CA)
Lewis (KY)
Linder
Lipinski
Lowey
Lucas
Lungren, Daniel E.
Lynch
Mack
Marchant
Matheson
McCaul (TX)
McCotter
McCrery
McHenry
McIntyre
McMorris
Meek (FL)
Meeks (NY)
Melancon
Mica
Michaud
Millender-McDonald
Miller (FL)
Miller (MI)
Miller (NC)
Miller, Gary
Mollohan
Moore (KS)
Moran (KS)
Murphy
Murtha
Musgrave
Myrick
Napolitano
Neugebauer
Ney
Northup
Norwood
Nunes
Ortiz
Osborne
Pascrell
Pastor
Pearce
Pence
Peterson (MN)
Petri
Pickering
Pitts
Platts
Poe
Pombo
Pomeroy
Porter
Price (GA)
Price (NC)
Pryce (OH)
Putnam
Radanovich
Ramstad
Regula
Rehberg
Reichert
Renzi
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Ros-Lehtinen
Ross
Rothman
Roybal-Allard
Royce
Ruppersberger
Ryan (WI)
Ryun (KS)
Salazar
Saxton
Schiff
Schmidt
Schwarz (MI)
Scott (GA)
Sensenbrenner
Sessions
Shadegg
Shaw
Shays
Sherman
Sherwood
Shimkus
Shuster
Simmons
Simpson
Skelton
Smith (NJ)
Smith (TX)
Smith (WA)
Snyder
Sodrel
Souder
Stearns
Stupak
Sullivan
Sweeney
Tanner
Taylor (NC)
Terry
Thomas
Thompson (MS)
Thornberry
Tiahrt
Tiberi
Turner
Upton
Van Hollen
Walden (OR)
Wamp
Wasserman Schultz
Watt
Weldon (FL)
Weldon (PA)
Weller
Westmoreland
Wexler
Whitfield
Wicker
Wilson (NM)
Wilson (SC)
Wolf
Wynn
Young (AK)
Young (FL)

NOT VOTING—26

Baca
Baker
Becerra
Blunt
Boehlert
Bono
Brady (PA)
Cannon
Conaway
Costello
Davis (FL)
Evans
Gibbons
Gutierrez
Kaptur
Kingston
Manzullo
McHugh
McKeon
Nussle
Oxley
Peterson (PA)
Reyes
Walsh
Waters
Watson

So the amendment was not agreed to.

¶51.16 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment submitted by Mr. SANDERS:

At the end of the bill (before the short title), insert the following:

TITLE VI—ADDITIONAL GENERAL PROVISIONS

PROHIBITION ON USE OF FUNDS BY THE EXPORT-IMPORT BANK OF THE UNITED STATES TO APPROVE AN APPLICATION FOR A LONG-TERM LOAN OR LOAN GUARANTEE WITH RESPECT TO AN OIL AND GAS FIELD DEVELOPMENT PROJECT

It was decided in the negative ..... { Yeas ..... 178 / Nays 228

¶51.17 [Roll No. 247]

AYES—178

Abercrombie
Ackerman
Allen
Andrews
Bachus
Baird
Baldwin
Bartlett (MD)
Bass
Bean
Berkley
Berman
Berry
Bilirakis
Bishop (NY)
Boswell
Bradley (NH)
Brown (OH)
Brown, Corrine
Brown-Waite, Ginny
Capps
Capuano
Cardin
Carnahan
Carson
Chabot
Chandler
Clay
Cleaver
Clyburn
Cramer
Cummings
Davis (IL)
Davis (TN)
DeFazio
DeGette
DeLauro
Dent
Doyle
Engel
Eshoo
Farr
Fattah
Filner
Fitzpatrick (PA)
Flake
Foley
Ford
Garrett (NJ)
Gerlach
Gordon
Grijalva
Harman
Hastings (FL)
Hayworth
Herseth
Higgins
Hinchey
Hinojosa
Holden
Holt
Honda
Hooley
Hostettler
Hoyer
Hunter
Inglis (SC)
Inslee
Israel
Jackson (IL)
Johnson (CT)
Jones (NC)
Jones (OH)
Kennedy (RI)
Kildee
Kilpatrick (MI)
Kind
Kucinich
LaHood
Langevin
Lantos
Larson (CT)
Lee
Levin
Lewis (GA)
Lipinski
LoBiondo
Lofgren, Zoe
Lowey
Maloney
Markey
Matsui
McCarthy
McCollum (MN)
McDermott
McGovern
McKinney
McNulty
Meehan
Michaud
Millender-McDonald
Miller (MI)
Miller, George
Mollohan
Moore (KS)
Moore (WI)
Moran (VA)
Murtha
Nadler
Napolitano
Neal (MA)
Oberstar
Obey
Olver
Otter
Owens
Pallone
Pascrell
Pastor
Paul
Payne
Pelosi
Peterson (MN)
Platts
Pomeroy
Porter
Price (NC)
Rahall
Ramstad
Rangel
Rohrabacher
Ross
Rothman
Roybal-Allard
Rush
Ryan (OH)
Sabo
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Saxton
Schakowsky
Schwartz (PA)
Scott (VA)
Serrano
Shays
Simmons
Slaughter
Smith (NJ)
Solis
Stark
Stearns
Strickland
Stupak
Tancredo
Tanner
Tauscher
Taylor (MS)
Thompson (CA)
Thompson (MS)
Tiberi
Tierney
Towns
Udall (CO)
Udall (NM)
Van Hollen
Velázquez
Visclosky
Walden (OR)
Wasserman Schultz
Waters
Watt
Waxman
Weiner
Weldon (PA)
Wexler
Woolsey
Young (FL)

NOES—228

Aderholt
Akin
Alexander
Barrett (SC)
Barrow
Barton (TX)
Beauprez
Biggert
Bishop (GA)
Bishop (UT)
Blackburn
Boehner
Bonilla
Bonner
Boozman
Boren
Boucher
Boustany
Boyd
Brady (TX)
Brown (SC)
Burgess
Burton (IN)
Butterfield
Buyer
Calvert
Camp (MI)
Campbell (CA)
Cantor
Capito
Cardoza
Carter
Case
Castle
Chocola
Coble
Cole (OK)
Conyers
Cooper
Costa
Crenshaw
Crowley
Cubin
Cuellar
Culberson
Davis (AL)
Davis (CA)
Davis (KY)
Davis, Jo Ann
Davis, Tom
Deal (GA)
Delahunt
DeLay
Diaz-Balart, L.
Diaz-Balart, M.
Dicks
Dingell
Doggett
Doolittle
Drake
Dreier
Duncan
Edwards
Ehlers
Emanuel
Emerson
English (PA)
Etheridge
Everett
Feeney
Ferguson
Forbes
Fortenberry
Fossella
Foxx
Frank (MA)
Franks (AZ)
Frelinghuysen
Gallegly
Gilchrest
Gillmor
Gingrey
Gohmert
Gonzalez
Goode
Goodlatte
Granger
Graves
Green (WI)
Green, Al
Green, Gene
Gutknecht
Hall
Harris
Hart
Hastings (WA)
Hayes
Hefley
Hensarling
Herger
Hobson
Hoekstra
Hulshof
Hyde
Issa
Istook
Jackson-Lee (TX)
Jefferson
Jenkins
Jindal
Johnson (IL)
Johnson, E. B.
Johnson, Sam
Kanjorski
Keller
Kelly
Kennedy (MN)
King (IA)
King (NY)
Kirk
Kline
Knollenberg
Kolbe
Kuhl (NY)
Larsen (WA)
Latham
LaTourette
Leach
Lewis (CA)
Lewis (KY)
Linder
Lucas
Lungren, Daniel E.
Lynch
Mack
Marchant
Marshall
Matheson
McCaul (TX)
McCotter
McCrery
McHenry
McIntyre
McMorris
Meek (FL)
Meeks (NY)
Melancon
Mica
Miller (FL)
Miller (NC)
Miller, Gary
Moran (KS)
Murphy
Musgrave
Myrick
Neugebauer
Ney
Northup
Norwood
Nunes
Ortiz
Osborne
Pearce
Pence
Petri
Pickering
Pitts
Poe
Pombo
Price (GA)
Pryce (OH)
Putnam
Radanovich
Regula
Rehberg
Reichert
Renzi
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Ros-Lehtinen
Royce
Ruppersberger
Ryan (WI)
Ryun (KS)
Salazar
Schiff
Schmidt
Schwarz (MI)
Scott (GA)
Sensenbrenner
Sessions
Shadegg
Shaw
Sherman
Sherwood
Shimkus
Shuster
Simpson
Skelton
Smith (TX)
Smith (WA)
Snyder
Sodrel
Souder
Spratt
Sullivan
Sweeney
Taylor (NC)
Terry
Thomas
Thornberry
Tiahrt
Turner
Upton
Wamp
Weldon (FL)
Weller
Westmoreland
Whitfield
Wicker
Wilson (NM)
Wilson (SC)
Wolf
Wu
Wynn
Young (AK)

NOT VOTING—26

Baca
Baker
Becerra
Blumenauer
Blunt
Boehlert
Bono
Brady (PA)
Cannon
Conaway
Costello
Davis (FL)
Evans
Gibbons
Gutierrez
Kaptur
Kingston
Manzullo
McHugh
McKeon
Nussle
Oxley
Peterson (PA)
Reyes
Walsh
Watson

So the amendment was not agreed to.

¶51.18 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment numbered 15 submitted by Mr. HEFLEY:

At the end of the bill (before the short title), insert the following:

REDUCTION IN APPROPRIATIONS

SEC. 5xx. Appropriations made in this Act are hereby reduced in the amount of $213,000,000.

It was decided in the negative ..... { Yeas ..... 107 / Nays 300

¶51.19 [Roll No. 248]

AYES—107

Akin
Bachus
Barrett (SC)
Bartlett (MD)
Bass
Bean
Beauprez
Bilirakis
Blackburn
Bonner
Brady (TX)
Brown-Waite, Ginny
Burgess
Burton (IN)
Buyer
Campbell (CA)

Chabot
Chocola
Coble
Cooper
Cubin
Davis (KY)
Davis (TN)
Davis, Jo Ann
Deal (GA)
Diaz-Balart, M.
Duncan
Everett
Feeney
Flake
Forbes
Ford
Fossella
Foxx
Franks (AZ)
Garrett (NJ)
Gohmert
Goode
Goodlatte
Graves
Gutknecht
Harris
Hart
Hayes
Hayworth
Hefley
Hensarling
Herger
Hoekstra
Hostettler
Hunter
Inglis (SC)
Issa
Jenkins
Jindal
Johnson, Sam
Jones (NC)
Keller
King (IA)
Larson (CT)
Lewis (KY)
Linder
LoBiondo
Mack
McCotter
McHenry
McMorris
Mica
Miller (FL)
Miller (MI)
Miller, Gary
Moran (KS)
Myrick
Neugebauer
Norwood
Otter
Paul
Pence
Petri
Pitts
Poe
Price (GA)
Rahall
Rogers (MI)
Rohrabacher
Royce
Ryan (WI)
Ryun (KS)
Schmidt
Sensenbrenner
Sessions
Shadegg
Shimkus
Shuster
Stearns
Sullivan
Tancredo
Tanner
Taylor (MS)
Terry
Tiberi
Walden (OR)
Wamp
Weldon (PA)
Westmoreland
Wilson (SC)
Young (FL)

NOES—300

Abercrombie
Ackerman
Aderholt
Alexander
Allen
Andrews
Baird
Baldwin
Barrow
Barton (TX)
Berkley
Berman
Berry
Biggert
Bishop (GA)
Bishop (NY)
Bishop (UT)
Blumenauer
Boehner
Bonilla
Boozman
Boren
Boswell
Boucher
Boustany
Boyd
Bradley (NH)
Brown (OH)
Brown (SC)
Brown, Corrine
Butterfield
Calvert
Camp (MI)
Cantor
Capito
Capps
Capuano
Cardin
Cardoza
Carnahan
Carson
Carter
Case
Castle
Chandler
Clay
Cleaver
Clyburn
Cole (OK)
Conyers
Costa
Cramer
Crenshaw
Crowley
Cuellar
Culberson
Cummings
Davis (AL)
Davis (CA)
Davis (IL)
Davis, Tom
DeFazio
DeGette
Delahunt
DeLauro
DeLay
Dent
Diaz-Balart, L.
Dicks
Dingell
Doggett
Doolittle
Doyle
Drake
Dreier
Edwards
Ehlers
Emanuel
Emerson
Engel
English (PA)
Eshoo
Etheridge
Farr
Fattah
Ferguson
Filner
Fitzpatrick (PA)
Foley
Fortenberry
Frank (MA)
Frelinghuysen
Gallegly
Gerlach
Gilchrest
Gillmor
Gingrey
Gonzalez
Gordon
Granger
Green (WI)
Green, Al
Green, Gene
Grijalva
Hall
Harman
Hastings (FL)
Hastings (WA)
Herseth
Higgins
Hinchey
Hinojosa
Hobson
Holden
Holt
Honda
Hooley
Hoyer
Hulshof
Hyde
Inslee
Israel
Istook
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Johnson (CT)
Johnson (IL)
Johnson, E. B.
Jones (OH)
Kanjorski
Kelly
Kennedy (MN)
Kennedy (RI)
Kildee
Kilpatrick (MI)
Kind
King (NY)
Kirk
Kline
Knollenberg
Kolbe
Kucinich
Kuhl (NY)
LaHood
Langevin
Lantos
Larsen (WA)
Latham
LaTourette
Leach
Lee
Levin
Lewis (CA)
Lewis (GA)
Lipinski
Lofgren, Zoe
Lowey
Lucas
Lungren, Daniel E.
Lynch
Maloney
Marchant
Markey
Marshall
Matheson
Matsui
McCarthy
McCaul (TX)
McCollum (MN)
McCrery
McDermott
McGovern
McIntyre
McKinney
McNulty
Meehan
Meek (FL)
Meeks (NY)
Melancon
Michaud
Millender-McDonald
Miller (NC)
Miller, George
Mollohan
Moore (KS)
Moore (WI)
Moran (VA)
Murphy
Murtha
Musgrave
Nadler
Napolitano
Neal (MA)
Ney
Northup
Nunes
Oberstar
Obey
Olver
Ortiz
Osborne
Owens
Pallone
Pascrell
Pastor
Payne
Pearce
Pelosi
Peterson (MN)
Pickering
Platts
Pombo
Pomeroy
Porter
Price (NC)
Pryce (OH)
Putnam
Radanovich
Ramstad
Rangel
Regula
Rehberg
Reichert
Renzi
Reynolds
Rogers (AL)
Rogers (KY)
Ros-Lehtinen
Ross
Rothman
Roybal-Allard
Ruppersberger
Rush
Ryan (OH)
Sabo
Salazar
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Saxton
Schakowsky
Schiff
Schwartz (PA)
Schwarz (MI)
Scott (GA)
Scott (VA)
Serrano
Shaw
Shays
Sherman
Sherwood
Simmons
Simpson
Skelton
Slaughter
Smith (NJ)
Smith (TX)
Smith (WA)
Snyder
Sodrel
Solis
Souder
Spratt
Stark
Strickland
Stupak
Sweeney
Tauscher
Taylor (NC)
Thomas
Thompson (CA)
Thompson (MS)
Thornberry
Tiahrt
Tierney
Towns
Turner
Udall (CO)
Udall (NM)
Upton
Van Hollen
Velázquez
Visclosky
Wasserman Schultz
Waters
Watt
Waxman
Weiner
Weldon (FL)
Weller
Wexler
Whitfield
Wicker
Wilson (NM)
Wolf
Woolsey
Wu
Wynn
Young (AK)

NOT VOTING—25

Baca
Baker
Becerra
Blunt
Boehlert
Bono
Brady (PA)
Cannon
Conaway
Costello
Davis (FL)
Evans
Gibbons
Gutierrez
Kaptur
Kingston
Manzullo
McHugh
McKeon
Nussle
Oxley
Peterson (PA)
Reyes
Walsh
Watson

So the amendment was not agreed to.

¶51.20 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment numbered 1 submitted by Mr. BLUMENAUER:

In the item relating to ''DEVELOPMENT ASSISTANCE'', after the aggregate dollar amount, insert the following: ''(increased by $250,000,000)''.

In the item relating to ''FOREIGN MILITARY FINANCING PROGRAM'', after the aggregate dollar amount, insert the following: ''(reduced by $250,000,000)''.

It was decided in the negative ..... { Yeas ..... 182 / Nays 224

¶51.21 [Roll No. 249]

AYES—182

Abercrombie
Ackerman
Allen
Baird
Baldwin
Barrow
Bartlett (MD)
Bean
Berman
Berry
Bishop (NY)
Blumenauer
Boswell
Boucher
Boyd
Brown (OH)
Brown, Corrine
Butterfield
Capps
Capuano
Cardin
Cardoza
Carnahan
Carson
Clay
Cleaver
Clyburn
Conyers
Cooper
Costa
Crowley
Cummings
Davis (AL)
Davis (CA)
Davis (IL)
Davis (TN)
DeFazio
DeGette
Delahunt
DeLauro
Dent
Dicks
Doggett
Doyle
Duncan
Ehlers
Emanuel
Engel
Eshoo
Etheridge
Farr
Fattah
Filner
Fitzpatrick (PA)
Ford
Frank (MA)
Gerlach
Gohmert
Gonzalez
Gordon
Green, Al
Green, Gene
Grijalva
Hall
Herseth
Hinchey
Hinojosa
Holden
Holt
Honda
Hooley
Hoyer
Inglis (SC)
Inslee
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Johnson, E. B.
Jones (NC)
Jones (OH)
Kanjorski
Kildee
Kilpatrick (MI)
Kind
Kucinich
Lantos
Larsen (WA)
Larson (CT)
Leach
Lee
Levin
Lewis (GA)
Lipinski
LoBiondo
Lofgren, Zoe
Markey
Matheson
Matsui
McCarthy
McCollum (MN)
McDermott
McGovern
McIntyre
McKinney
McNulty
Meehan
Meeks (NY)
Melancon
Michaud
Millender-McDonald
Miller (NC)
Miller, George
Mollohan
Moore (KS)
Moore (WI)
Moran (KS)
Moran (VA)
Murtha
Nadler
Napolitano
Neal (MA)
Oberstar
Obey
Olver
Owens
Pascrell
Pastor
Paul
Payne
Pelosi
Petri
Platts
Pomeroy
Price (NC)
Rahall
Ramstad
Rangel
Rothman
Ruppersberger
Rush
Ryan (OH)
Sabo
Salazar
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Schakowsky
Schiff
Schwartz (PA)
Scott (GA)
Scott (VA)
Sensenbrenner
Serrano
Shays
Sherman
Simmons
Slaughter
Smith (NJ)
Smith (WA)
Solis
Spratt
Stark
Stearns
Strickland
Stupak
Thompson (CA)
Thompson (MS)
Tierney
Towns
Udall (CO)
Udall (NM)
Van Hollen
Velázquez
Visclosky
Wasserman Schultz
Waters
Watt
Waxman
Weldon (PA)
Woolsey
Wu
Wynn

NOES—224

Aderholt
Akin
Alexander
Andrews
Bachus
Barrett (SC)
Barton (TX)
Bass
Beauprez
Berkley
Biggert
Bilirakis
Bishop (GA)
Bishop (UT)
Blackburn
Boehner
Bonilla
Bonner
Boozman
Boren
Boustany
Bradley (NH)
Brady (TX)
Brown (SC)
Brown-Waite, Ginny
Burgess
Burton (IN)
Calvert
Camp (MI)
Campbell (CA)
Cantor
Capito
Carter
Case
Castle
Chabot
Chandler
Chocola
Coble
Cole (OK)
Cramer
Crenshaw
Cubin
Cuellar
Culberson
Davis (KY)
Davis, Jo Ann
Davis, Tom
Deal (GA)
DeLay
Diaz-Balart, L.
Diaz-Balart, M.
Dingell
Doolittle
Drake
Dreier
Edwards
Emerson
English (PA)
Everett
Feeney
Ferguson
Flake
Foley
Forbes
Fortenberry
Fossella
Foxx
Franks (AZ)
Frelinghuysen
Gallegly
Garrett (NJ)
Gilchrest
Gillmor
Gingrey
Goode
Goodlatte
Granger
Graves
Green (WI)
Gutknecht
Harman
Harris
Hart
Hastings (FL)
Hastings (WA)
Hayes
Hayworth
Hefley
Hensarling
Herger
Higgins
Hobson
Hoekstra
Hostettler
Hulshof
Hunter
Hyde
Israel
Issa
Istook
Jenkins
Jindal
Johnson (CT)
Johnson (IL)
Johnson, Sam
Keller
Kelly
Kennedy (MN)
Kennedy (RI)
King (IA)
King (NY)
Kirk
Kline
Knollenberg
Kolbe
Kuhl (NY)
LaHood
Langevin
Latham
LaTourette
Lewis (CA)
Lewis (KY)
Linder
Lowey
Lucas
Lungren, Daniel E.
Lynch
Mack
Maloney
Marchant
Marshall
McCaul (TX)
McCotter
McCrery
McHenry
McMorris
Meek (FL)
Mica
Miller (FL)
Miller (MI)
Miller, Gary
Murphy
Musgrave
Myrick
Neugebauer
Ney
Northup
Norwood
Nunes
Ortiz
Osborne
Otter
Pallone
Pearce
Pence
Peterson (MN)
Pickering
Pitts
Poe
Pombo
Porter
Price (GA)
Pryce (OH)
Putnam
Radanovich
Regula
Rehberg
Reichert
Renzi
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Ros-Lehtinen
Ross
Roybal-Allard
Royce
Ryan (WI)
Ryun (KS)
Saxton
Schmidt
Schwarz (MI)
Sessions
Shadegg
Shaw

Sherwood
Shimkus
Shuster
Simpson
Skelton
Smith (TX)
Snyder
Sodrel
Souder
Sullivan
Sweeney
Tancredo
Tanner
Tauscher
Taylor (MS)
Taylor (NC)
Terry
Thomas
Thornberry
Tiahrt
Tiberi
Turner
Upton
Walden (OR)
Wamp
Weiner
Weldon (FL)
Weller
Westmoreland
Wexler
Whitfield
Wicker
Wilson (NM)
Wilson (SC)
Wolf
Young (AK)
Young (FL)

NOT VOTING—26

Baca
Baker
Becerra
Blunt
Boehlert
Bono
Brady (PA)
Buyer
Cannon
Conaway
Costello
Davis (FL)
Evans
Gibbons
Gutierrez
Kaptur
Kingston
Manzullo
McHugh
McKeon
Nussle
Oxley
Peterson (PA)
Reyes
Walsh
Watson

So the amendment was not agreed to.

The SPEAKER pro tempore, Mr. LUNGREN of California, assumed the Chair.

When Mr. THORNBERRY, Chairman, reported that the Committee, having had under consideration said bill, had directed him to report the same back to the House with sundry amendments adopted by the Committee with the recommendation that the amendments be agreed to and that the bill, as amended, do pass.

Pursuant to House Resolution 851, the previous question was ordered on the amendments and the bill.

The following amendments, reported from the Committee of the Whole House on the state of the Union, were agreed to:

Page 4, line 10, after the dollar amount, insert the following: ''(reduced by $5,000,000)''.

Page 38, line 20, after the dollar amount, insert the following: ''(increased by $5,000,000)''.

Page 4, line 10, after the dollar amount, insert the following: ''(reduced by $1,000,000)''.

Page 5, line 6, after the dollar amount, insert the following: ''(reduced by $1,000,000)''.

Page 19, line 22, after the dollar amount, insert the following: ''(increased by $2,000,000)''.

Page 32, line 24, after the dollar amount, insert the following: ''(increased by $10,000,000) (reduced by $10,000,000)''.

Page 137, line 11, strike '', unless'' and all that follows through ''United States'' on line 15.

Page 138, beginning on line 12, strike ''indicted for'' and insert ''charged with''.

Page 138 line 14, strike '', unless'' and all that follows through ''United States'' on line 18.

At the end of the bill (before the short title), insert the following:

LIMITATION ON FUNDS

SEC. 5xx. None of the funds made available in this Act may be used in contravention of section 2320(a) of title 18, United States Code.

At the end of the bill (before the short title), insert the following:

LIMITATION ON INTERNATIONAL NARCOTICS CONTROL AND LAW ENFORCEMENT ASSISTANCE FOR MEXICO

SEC. 5xx. Of the funds appropriated in this Act under the heading ''INTERNATIONAL NARCOTICS CONTROL AND LAW ENFORCEMENT'', not more than $39,000,000 may be available for assistance for Mexico.

At the end of the bill (before the short title), insert the following:

ASSISTANCE TO COMBAT TUBERCULOSIS

SEC. 5xx. The amounts otherwise provided by this Act are revised by increasing the amount made available for ''CHILD SURVIVAL AND HEALTH PROGRAMS FUND'' for programs for the prevention, treatment, control of, and research on tuberculosis, as authorized by section 104B of the Foreign Assistance Act of 1961 (22 U.S.C. 2151b–3), by reducing the amount made available for ''OPERATING EXPENSES OF THE UNITED STATES AGENCY FOR INTERNATIONAL DEVELOPMENT'', and by reducing the amount made available for ''CONTRIBUTION TO THE ASIAN DEVELOPMENT FUND'', by $10,000,000, $5,000,000, and $5,000,000, respectively.

At the end of the bill (before the short title), insert the following:

PROHIBITION AGAINST DIRECT FUNDING FOR SAUDI ARABIA

SEC. 5xx. None of the funds made available in this Act may be obligated or expended to finance any assistance to Saudi Arabia.

The bill, as amended, was ordered to be engrossed and read a third time, was read a third time by title.

The question being put,

Will the House pass said bill?

The SPEAKER pro tempore, Mr. LUNGREN of California, announced that pursuant to clause 10 of rule XX the yeas and nays were ordered, and the call was taken by electronic device.

It was decided in the affirmative { Yeas ..... 373 / Nays ..... 34 }

¶51.22 [Roll No. 250]

Abercrombie
Ackerman
Aderholt
Akin
Alexander
Allen
Andrews
Bachus
Baird
Baldwin
Barrett (SC)
Barrow
Barton (TX)
Bass
Bean
Beauprez
Berkley
Berman
Biggert
Bilirakis
Bishop (GA)
Bishop (NY)
Bishop (UT)
Blackburn
Blumenauer
Boehner
Bonilla
Bonner
Boozman
Boren
Boswell
Boucher
Boustany
Boyd
Bradley (NH)
Brady (TX)
Brown (OH)
Brown (SC)
Brown, Corrine
Brown-Waite, Ginny
Burgess
Burton (IN)
Butterfield
Buyer
Calvert
Camp (MI)
Campbell (CA)
Cantor
Capito
Capps
Capuano
Cardin
Cardoza
Carnahan
Carson
Carter
Case
Castle
Chabot
Chandler
Chocola
Clay
Cleaver
Clyburn
Coble
Cole (OK)
Conyers
Cooper
Costa
Cramer
Crenshaw
Crowley
Cubin
Cuellar
Culberson
Cummings
Davis (AL)
Davis (CA)
Davis (IL)
Davis (KY)
Davis (TN)
Davis, Tom
Deal (GA)
DeFazio
DeGette
Delahunt
DeLauro
DeLay
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Dicks
Dingell
Doggett
Doolittle
Doyle
Drake
Dreier
Edwards
Ehlers
Emanuel
Emerson
Engel
English (PA)
Eshoo
Etheridge
Everett
Farr
Fattah
Feeney
Ferguson
Filner
Fitzpatrick (PA)
Foley
Forbes
Ford
Fortenberry
Fossella
Foxx
Frank (MA)
Frelinghuysen
Gallegly
Garrett (NJ)
Gerlach
Gilchrest
Gillmor
Gingrey
Gohmert
Gonzalez
Gordon
Granger
Green, Al
Green, Gene
Grijalva
Gutknecht
Hall
Harman
Harris
Hart
Hastings (FL)
Hastings (WA)
Hayes
Hayworth
Hensarling
Herger
Herseth
Higgins
Hinchey
Hinojosa
Hobson
Hoekstra
Holden
Holt
Honda
Hooley
Hoyer
Hulshof
Hunter
Hyde
Inglis (SC)
Inslee
Israel
Issa
Istook
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Jindal
Johnson (CT)
Johnson (IL)
Johnson, E. B.
Johnson, Sam
Jones (OH)
Kanjorski
Kelly
Kennedy (MN)
Kennedy (RI)
Kildee
Kilpatrick (MI)
Kind
King (NY)
Kirk
Kline
Knollenberg
Kolbe
Kuhl (NY)
LaHood
Langevin
Lantos
Larsen (WA)
Larson (CT)
Latham
LaTourette
Leach
Lee
Levin
Lewis (CA)
Lewis (GA)
Lewis (KY)
Linder
Lipinski
LoBiondo
Lofgren, Zoe
Lowey
Lungren, Daniel E.
Lynch
Mack
Maloney
Marchant
Markey
Marshall
Matheson
Matsui
McCarthy
McCaul (TX)
McCollum (MN)
McCotter
McCrery
McDermott
McGovern
McHenry
McIntyre
McKinney
McMorris
McNulty
Meehan
Meek (FL)
Meeks (NY)
Melancon
Mica
Michaud
Millender-McDonald
Miller (MI)
Miller (NC)
Miller, Gary
Miller, George
Mollohan
Moore (KS)
Moore (WI)
Moran (VA)
Murphy
Murtha
Musgrave
Myrick
Nadler
Napolitano
Neal (MA)
Neugebauer
Ney
Northup
Nunes
Oberstar
Obey
Olver
Ortiz
Osborne
Owens
Pallone
Pascrell
Pastor
Payne
Pearce
Pelosi
Pence
Pickering
Pitts
Platts
Poe
Pomeroy
Porter
Price (GA)
Price (NC)
Pryce (OH)
Putnam
Radanovich
Ramstad
Rangel
Regula
Rehberg
Reichert
Renzi
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Ros-Lehtinen
Ross
Rothman
Roybal-Allard
Royce
Ruppersberger
Rush
Ryan (OH)
Ryan (WI)
Sabo
Salazar
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Saxton
Schakowsky
Schiff
Schmidt
Schwartz (PA)
Schwarz (MI)
Scott (GA)
Scott (VA)
Serrano
Sessions
Shadegg
Shaw
Shays
Sherman
Sherwood
Shimkus
Shuster
Simmons
Simpson
Skelton
Slaughter
Smith (NJ)
Smith (TX)
Smith (WA)
Snyder
Sodrel
Solis
Souder
Spratt
Stearns
Strickland
Stupak
Sullivan
Sweeney
Tauscher
Taylor (NC)
Terry
Thomas
Thompson (CA)
Thompson (MS)
Thornberry
Tiahrt
Tiberi
Tierney
Towns
Turner
Udall (CO)
Udall (NM)
Upton
Van Hollen
Velázquez
Visclosky
Walden (OR)
Wamp
Wasserman Schultz
Waters
Watt
Waxman
Weiner
Weldon (FL)
Weldon (PA)
Weller
Westmoreland
Wexler
Whitfield
Wicker
Wilson (NM)
Wilson (SC)
Wolf
Woolsey
Wu
Wynn
Young (AK)
Young (FL)

NAYS—34

Bartlett (MD)
Berry
Davis, Jo Ann
Duncan
Flake
Franks (AZ)
Goode
Goodlatte
Graves
Green (WI)
Hefley
Hostettler
Jenkins
Jones (NC)
Keller
King (IA)
Kucinich
Lucas
Miller (FL)
Moran (KS)
Norwood
Otter
Paul
Peterson (MN)
Petri
Pombo
Rahall
Rohrabacher
Ryun (KS)
Sensenbrenner
Stark
Tancredo
Tanner
Taylor (MS)

NOT VOTING—25

Baca
Baker
Becerra
Blunt
Boehlert
Bono
Brady (PA)
Cannon
Conaway
Costello
Davis (FL)
Evans
Gibbons
Gutierrez
Kaptur
Kingston
Manzullo
McHugh
McKeon
Nussle
Oxley
Peterson (PA)
Reyes
Walsh
Watson

So the bill was passed.

A motion to reconsider the vote whereby said bill was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

¶51.23 CLERK TO CORRECT ENGROSSMENT

On motion of Mr. KOLBE, by unanimous consent,

Ordered, That in the engrossment of the foregoing bill the Clerk be authorized to make technical and conforming changes to the bill.

¶51.24 TRANSPORTATION, TREASURY, HUD, JUDICIARY, DISTRICT OF COLUMBIA APPROPRIATIONS FY 2007

Mr. LEWIS of California submitted a privileged report (Rept. No. 109–495) on the bill (H.R. 5576) making appropriations for the Departments of Transportation, Treasury, and Housing and Urban Development, the Judiciary, District of Columbia, and independent agencies for the fiscal year ending September 30, 2007.

When said bill and report were referred to the Union Calendar and ordered printed.

Pursuant to clause 1 of rule XXI, all points of order were reserved.

¶51.25 WAIVING POINTS OF ORDER AGAINST THE CONFERENCE REPORT TO H.R. 4939

Mr. COLE of Oklahoma, by direction of the Committee on Rules, reported (Rept. No. 109–496) the resolution (H. Res. 857) waiving points of order against the conference report to accompany the bill (H.R. 4939) making emergency supplemental appropriations for the fiscal year ending September 30, 2006, and for other purposes.

When said resolution and report were referred to the House Calendar and ordered printed.

¶51.26 HOUR OF MEETING

On motion of Mr. BOEHNER, by unanimous consent,

Ordered, That when the House adjourns today, it adjourn to meet at 12:30 p.m. on Monday, June 12, 2006, for morning-hour debate; and further, when the House adjourns on Monday, June 12, 2006, it adjourn to meet at 9:30 a.m. on Tuesday, June 13, 2006, for morning-hour debate.

¶51.27 CALENDAR WEDNESDAY BUSINESS DISPENSED WITH

On motion of Mr. BOEHNER, by unanimous consent,

Ordered, That business in order for consideration on Wednesday, June 14, 2006, under clause 6, rule XV, the Calendar Wednesday rule, be dispensed with.

¶51.28 BILLS PRESENTED TO THE PRESIDENT

Karen L. Haas, Clerk of the House reports that on June 8, 2006, she presented to the President of the United States, for his approval, the following bills:

H.R. 1953. An Act to require the Secretary of the Treasury to mint coins in commemoration of the Old Mint at San Francisco, otherwise known as the ''Granite Lady'', and for other purposes.

H.R. 3829. An Act to designate the Department of Veterans Affairs Medical Center in Muskogee, Oklahoma, as the Jack C. Montgomery Department of Veterans Affairs Medical Center.

H.R. 5401. An Act to amend section 308 of the Lewis and Clark Expedition Bicentennial Commemorative Coin Act to make certain clarifying and technical amendments.

¶51.29 LEAVE OF ABSENCE

By unanimous consent, leave of absence was granted—

To Mr. BECERRA, for today after 11 a.m.;

To Mr. COSTELLO, for today; and

To Mr. REYES, for today.

And then,

¶51.30 ADJOURNMENT

On motion of Mr. MEEK of Florida, pursuant to the previous order of the House, at 5 o'clock and 24 minutes p.m., the House adjourned until 12:30 p.m. on Monday, June 12, 2006.

¶51.31 REPORTS OF COMMITTEES ON PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XIII, reports of committees were delivered to the Clerk for printing and reference to the proper calendar, as follows:

Mr. SENSENBRENNER: Committee on the Judiciary. H.R. 1595. A bill to implement the recommendations of the Guam War Claims Review Commission; with an amendment (Rept. 109–437 Pt. 2). Referred to the Committee of the Whole House on the State of the Union.

Mr. KNOLLENBERG: Committee on Appropriations. H.R. 5576. A bill making appropriations for the Departments of Transportation, Treasury, and Housing and Urban Development, the Judiciary, District of Columbia, and independent agencies for the fiscal year ending September 30, 2007, and for other purposes (Rept. 109–495). Referred to the Committee of the Whole House on the State of the Union.

Mr. COLE of Oklahoma: Committee on Rules. House Resolution 857. Resolution waiving points of order against the conference report to accompany the bill (H.R. 4939) making emergency supplemental appropriations for the fiscal year ending September 30, 2006, and for other purposes (Rept. 109–496). Referred to the House Calendar.

¶51.32 PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XII, public bills and resolutions were introduced and severally referred, as follows:

By Mr. DEAL of Georgia (for himself, Mr. GENE GREEN of Texas, Mr. BILIRAKIS, Mr. MARKEY, Ms. BALDWIN, Mr. BROWN of Ohio, Mr. WHITFIELD, Mr. RUSH, Mrs. WILSON of New Mexico, Mr. RADANOVICH, Mr. SHIMKUS, Mr. BURGESS, Mr. NORWOOD, Mr. BASS, Mrs. CAPPS, Mr. MURPHY, Mr. PALLONE, Mr. GILLMOR, Mrs. BONO, Mr. UPTON, Mr. WALDEN of Oregon, Mr. HALL, Mr. PICKERING, Mr. WAXMAN, Mr. WYNN, and Mrs. MYRICK):

H.R. 5573. A bill to amend the Public Health Service Act to provide additional authorizations of appropriations for the health centers program under section 330 of such Act; to the Committee on Energy and Commerce.

By Mr. DEAL of Georgia (for himself, Mr. BROWN of Ohio, Mr. MARKEY, Mr. GENE GREEN of Texas, Ms. BALDWIN, Mr. PITTS, Mr. RUSH, Mr. RADANOVICH, Mr. SHIMKUS, Mr. BURGESS, Mr. BASS, Mrs. CAPPS, Mr. MURPHY, Mr. INSLEE, Mr. PALLONE, Mr. GILLMOR, Mrs. BONO, Mr. UPTON, Mr. HALL, Mr. WAXMAN, and Mr. WYNN):

H.R. 5574. A bill to amend the Public Health Service Act to reauthorize support for graduate medical education programs in children's hospitals; to the Committee on Energy and Commerce.

By Mr. CHABOT (for himself, Mr. SCOTT of Virginia, Mr. SENSENBRENNER, Mr. BACHUS, Ms. JACKSON-LEE of Texas, Mr. WATT, and Mr. THOMPSON of Mississippi):

H.R. 5575. A bill to provide a mechanism for the determination on the merits of the claims of claimants who met the class criteria in a civil action relating to racial discrimination by the Department of Agriculture but who were denied that determination; to the Committee on the Judiciary.

By Mrs. CAPITO:

H.R. 5577. A bill to enhance protection of records of the Department of Veterans Affairs containing personal identifying information that is required by law to be confidential and privileged from disclosure except as authorized by law; to the Committee on Veterans' Affairs.

By Ms. DEGETTE (for herself and Mr. GILLMOR):

H.R. 5578. A bill to amend the Public Health Service Act with respect to the protection of human subjects in research; to the Committee on Energy and Commerce.

By Mr. MARKEY (for himself, Ms. ESHOO, Mr. GRIJALVA, Ms. LEE, Mr. STARK, Mr. OBERSTAR, Mrs. CAPPS, Mr. MCGOVERN, Ms. MCCOLLUM of Minnesota, Mr. DELAHUNT, Mr. SANDERS, Mr. INSLEE, Mr. OLVER, Mr. MORAN of Virginia, Mr. FARR, and Mr. GEORGE MILLER of California):

H.R. 5579. A bill to amend the Internal Revenue Code of 1986 to include heavier vehicles and sport utility vehicles in the limitation on the depreciation of certain luxury automobiles and to impose the gas guzzler tax on such vehicles; to the Committee on Ways and Means.

By Mr. WILSON of South Carolina:

H.R. 5580. A bill to promote global energy security through increased cooperation between the United States and India in diversifying sources of energy, stimulating development of alternative fuels, developing and deploying technologies that promote the clean and efficient use of coal, and improving energy efficiency; to the Committee on International Relations.

By Mr. WILSON of South Carolina:

H.R. 5581. A bill to prevent abuse of Government credit cards; to the Committee on Government Reform, and in addition to the Committee on Armed Services, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. HIGGINS (for himself, Mr. PENCE, Mr. LANTOS, Mr. WAXMAN, Mr. GENE GREEN of Texas, Mr. HASTINGS of Florida, Mr. BURTON of Indiana, Mr. SOUDER, Mr. GARRETT of New Jersey, Mr. ACKERMAN, Mr. NORWOOD, Mr. MCNULTY, Mr. CROWLEY, Mrs. MALONEY, Mrs. MCCARTHY, Mr. ROTHMAN, Ms. ROS-LEHTINEN, Mr. ENGEL, Mr. SESSIONS, Mr. LYNCH, Mrs. NORTHUP, Mr. NADLER, Mr. ISRAEL, Mr. BERMAN, Mr. MARKEY, and Mr. KIRK):

H. Res. 858. A resolution condemning the recent vote by the British National Association of Teachers in Further and Higher Education (NATFHE) to boycott Israeli academia; to the Committee on International Relations.

By Mr. RANGEL (for himself, Ms. CORRINE BROWN of Florida, Mr. TOWNS, Ms. NORTON, Ms. JACKSON-LEE of Texas, Ms. LEE, Mr. WYNN, Mr. JEFFERSON, Mr. OWENS, Mr. PAYNE, and Mr. DAVIS of Alabama):

H. Res. 859. A resolution honoring the life and accomplishments of Katherine Dunham and extending condolences to her family on her death; to the Committee on Education and the Workforce.

By Mr. SMITH of New Jersey:

H. Res. 860. A resolution calling on the Government of Germany to take immediate action to combat sex trafficking in connection with the 2006 FIFA World Cup, and for other purposes; to the Committee on International Relations.

¶51.33 ADDITIONAL SPONSORS

Under clause 7 of rule XII, sponsors were added to public bills and resolutions as follows:

H.R. 65: Mr. PAYNE and Mrs. JO ANN DAVIS of Virginia.
H.R. 198: Mr. SCHIFF.
H.R. 239: Mr. PICKERING.
H.R. 303: Ms. MILLENDER-MCDONALD and Mr. WELDON of Pennsylvania.
H.R. 427: Mr. MCNULTY.
H.R. 475: Mr. KUCINICH and Mr. HOLT.
H.R. 559: Mr. STARK.
H.R. 713: Mrs. EMERSON.
H.R. 807: Mr. HINCHEY.
H.R. 910: Mr. ETHERIDGE, Mr. FARR, Ms. MOORE of Wisconsin, Mr. LEWIS of Georgia, and Ms. LORETTA SANCHEZ of California.
H.R. 1106: Mr. EMANUEL.
H.R. 1248: Mr. HALL.
H.R. 1370: Mr. GALLEGLY.
H.R. 1384: Mrs. BLACKBURN, Mr. STRICKLAND, and Mr. DAVIS of Tennessee.
H.R. 1545: Mr. BROWN of Ohio, Mr. BOREN, Mr. FILNER, and Mr. RAHALL.
H.R. 1595: Mr. SERRANO.
H.R. 1648: Mrs. MALONEY.
H.R. 1704: Mr. BROWN of Ohio.
H.R. 1898: Mr. CAMPBELL of California.
H.R. 2088: Mr. JENKINS, Mr. DOOLITTLE, Mr. CANTOR, Mr. ALEXANDER, Mr. RAHALL, Mr. DAVIS of Kentucky, Mr. BOYD, Mr. BERRY, Mrs. DRAKE, Mr. HENSARLING, and Mr. DAVIS of Tennessee.
H.R. 2178: Mr. STARK.
H.R. 2456: Mr. JACKSON of Illinois.
H.R. 2629: Mr. FRANK of Massachusetts, Mr. DAVIS of Illinois, Ms. ZOE LOFGREN of California, and Mr. BROWN of Ohio.
H.R. 2861: Mr. MCCOTTER and Mr. SAXTON.
H.R. 3137: Mr. GREEN of Wisconsin.
H.R. 3145: Mr. SHAYS.
H.R. 3147: Mr. PLATTS.
H.R. 3159: Mr. LARSEN of Washington.
H.R. 3248: Mr. KIRK and Ms. ZOE LOFGREN of California.
H.R. 3361: Mr. TIERNEY.
H.R. 3427: Mr. FATTAH, Mr. PLATTS, and Mr. WELDON of Pennsylvania.
H.R. 3478: Mr. RANGEL.
H.R. 3795: Mr. PAUL.
H.R. 3948: Mr. PLATTS.
H.R. 3986: Mrs. TAUSCHER.
H.R. 4005: Mr. CONYERS and Mr. MEEKS of New York.
H.R. 4025: Mr. PLATTS.
H.R. 4042: Mr. BONNER and Mr. LATHAM.
H.R. 4045: Mr. SHAW.
H.R. 4144: Mr. PAUL.
H.R. 4222: Mr. CARNAHAN.
H.R. 4403: Mr. LATHAM.
H.R. 4416: Mr. GONZALEZ, Mr. MARSHALL, and Mr. BURTON of Indiana.
H.R. 4434: Mr. PAYNE.
H.R. 4620: Ms. JACKSON-LEE of Texas and Mr. PAUL.
H.R. 4622: Mr. EHLERS.
H.R. 4710: Ms. HERSETH.
H.R. 4760: Mr. RYAN of Ohio, Ms. EDDIE BERNICE JOHNSON of Texas, and Mr. BROWN of Ohio.
H.R. 4772: Mr. WILSON of South Carolina.
H.R. 4790: Mr. HASTINGS of Washington.
H.R. 4829: Ms. DELAURO.
H.R. 4834: Mr. FOSSELLA.
H.R. 4894: Mr. TIBERI and Mr. BEAUPREZ.
H.R. 4960: Mr. MILLER of Florida.
H.R. 4970: Mr. HERGER.
H.R. 4992: Ms. HOOLEY.
H.R. 5013: Mr. CRAMER and Mr. STRICKLAND.
H.R. 5023: Ms. JACKSON-LEE of Texas, Mr. GUTIERREZ, and Mr. STARK.
H.R. 5024: Mr. FEENEY.
H.R. 5092: Mr. HENSARLING, Mrs. BLACKBURN, Mr. KENNEDY of Minnesota, Mr. HOLDEN, and Mr. CRAMER.
H.R. 5113: Mr. RYAN of Ohio.
H.R. 5139: Mr. UDALL of Colorado.
H.R. 5140: Mr. UDALL of Colorado.
H.R. 5148: Mr. LEWIS of Georgia.
H.R. 5166: Mr. FRANK of Massachusetts.
H.R. 5177: Mr. FATTAH and Mr. BACHUS.
H.R. 5182: Mr. COOPER, Mr. CAPUANO, Mr. EDWARDS, and Mr. PAUL.
H.R. 5185: Mr. PRICE of North Carolina.
H.R. 5195: Mr. GERLACH, Mr. VAN HOLLEN, Mr. GILCHREST, and Ms. CORRINE BROWN of Florida.
H.R. 5198: Mr. SOUDER, Mr. BARTLETT of Maryland, and Ms. HART.
H.R. 5201: Mr. BOREN, Mr. NUNES, Mrs. JO ANN DAVIS of Virginia, Mr. BEAUPREZ, and Mr. BECERRA.
H.R. 5206: Mr. KILDEE.
H.R. 5223: Mr. SERRANO.
H.R. 5225: Mr. MEEKS of New York, Mr. MCNULTY, Mr. LARSEN of Washington, Ms. NORTON, Mr. PETERSON of Minnesota, Mr. SERRANO, and Mr. TOWNS.
H.R. 5280: Mr. WYNN and Mr. JEFFERSON.
H.R. 5314: Mrs. BLACKBURN, Mr. ENGLISH of Pennsylvania, and Mr. BEAUPREZ.
H.R. 5316: Mr. MURPHY, Mr. ORTIZ, and Mr. COBLE.
H.R. 5337: Mr. CAMPBELL of California, Mr. OWENS, Mr. MCHENRY, Mr. RANGEL, Mr. TIAHRT, Mr. TIBERI, Ms. VELÁZQUEZ, and Mr. WATT.
H.R. 5356: Mr. LIPINSKI, Mr. MILLER of North Carolina, Mr. HONDA, Ms. EDDIE BERNICE JOHNSON of Texas, Mr. BAIRD, Mr. JOHNSON of Illinois, Mr. DAVIS of Tennessee, Mr. COSTA, and Ms. MATSUI.
H.R. 5358: Mr. LIPINSKI, Mr. MILLER of North Carolina, Mr. HONDA, Ms. EDDIE BERNICE JOHNSON of Texas, Mr. BAIRD, Mr. JOHNSON of Illinois, Mr. DAVIS of Tennessee, Mr. COSTA, and Ms. MATSUI.
H.R. 5365: Mr. LEVIN, Mr. STUPAK, and Ms. SCHAKOWSKY.
H.R. 5388: Mr. BERMAN.
H.R. 5390: Mr. RAHALL.
H.R. 5391: Mr. NUNES.
H.R. 5442: Mr. HINOJOSA, Mr. SAM JOHNSON of Texas, and Mr. PAYNE.
H.R. 5450: Mr. CALVERT.
H.R. 5452: Ms. CORRINE BROWN of Florida.
H.R. 5453: Mrs. WILSON of New Mexico, Mrs. CAPITO, Mrs. DRAKE, and Mr. MORAN of Virginia.
H.R. 5455: Mr. CRAMER.
H.R. 5463: Mr. MILLER of Florida.
H.R. 5496: Mr. FRELINGHUYSEN.
H.R. 5500: Mr. CHABOT.
H.R. 5519: Mr. MCINTYRE, Mr. HINOJOSA, Mr. MCCOTTER, and Mr. MOORE of Kansas.
H.R. 5520: Mr. NUNES, Mr. BURTON of Indiana, Mr. WALDEN of Oregon, Mr. BACHUS, Mr. SMITH of Texas, Mrs. JO ANN DAVIS of Virginia, Mr. POE, Mr. FORBES, Mr. RANGEL, Mr. BOSWELL, Mr. MURTHA, Mr. BOUCHER, Mr. HERGER, and Mr. SAXTON.
H.R. 5526: Mr. GUTKNECHT, Mr. GARY G. MILLER of California, Mrs. MUSGRAVE, Mr. CONAWAY, Mr. MARCHANT, and Mr. GREEN of Wisconsin.
H.R. 5529: Mr. BISHOP of Georgia.
H.R. 5536: Mr. BRADLEY of New Hampshire, Mrs. MALONEY, and Mr. DOGGETT.
H.R. 5558: Mr. OSBORNE.
H.J. Res. 88: Mr. HULSHOF, Mr. PUTNAM, and Mr. ROGERS of Kentucky.
H. Con. Res. 57: Ms. WATSON.
H. Con. Res. 222: Mr. SIMMONS.
H. Con. Res. 390: Mr. WELLER and Mr. MCCOTTER.
H. Con. Res. 391: Mr. OWENS.
H. Con. Res. 415: Mr. MCNULTY and Mr. WAXMAN.
H. Con. Res. 419: Mr. KING of New York.
H. Res. 79: Mr. SALAZAR.
H. Res. 782: Mr. SMITH of New Jersey.
H. Res. 804: Mrs. BLACKBURN and Mr. PETRI.
H. Res. 825: Mr. GRIJALVA.
H. Res. 838: Mr. SIMMONS, Mr. MCCOTTER, Mr. FRELINGHUYSEN, Mr. GARRETT of New Jersey, Mr. MURPHY, and Ms. ROS-LEHTINEN.
H. Res. 852: Mr. CASTLE.

MONDAY, JUNE 12, 2006 (52)

¶52.1 APPOINTMENT OF SPEAKER PRO TEMPORE

The House was called to order at 12:30 p.m. by the SPEAKER pro tempore, Mr. ADERHOLT, who laid before the House the following communication:

WASHINGTON, DC,
June 12, 2006.

I hereby appoint the Honorable ROBERT B. ADERHOLT to act as Speaker pro tempore on this day.

J. DENNIS HASTERT,
Speaker of the House of Representatives.

Whereupon, pursuant to the order of the House of Tuesday, January 31, 2006, Members were recognized for morning-hour debate.

¶52.2 RECESS—12:37 P.M.

The SPEAKER pro tempore, Mr. ADERHOLT, pursuant to clause 12(a) of rule I, declared the House in recess at 12 o'clock and 37 minutes p.m., until 2 p.m.

¶52.3 AFTER RECESS—2 P.M.

The SPEAKER pro tempore, Mr. CULBERSON, called the House to order.

¶52.4 APPROVAL OF THE JOURNAL

The SPEAKER pro tempore, Mr. CULBERSON, announced he had examined and approved the Journal of the proceedings of Friday, June 9, 2006.

Pursuant to clause 1, rule I, the Journal was approved.

¶52.5 COMMUNICATIONS

Executive and other communications, pursuant to clause 8, rule XII, were referred as follows:

7969. A letter from the Congressional Review Coordinator, APHIS, Department of Agriculture, transmitting the Department's final rule — Requirements for Requests To Amend Import Regulations [Docket No. 02-132-2] (RIN: 0579-AB63) received June 2, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

7970. A letter from the Director, Regulations Policy and Management Staff, Food and Drug Administration, transmitting the Administration's final rule — Food Labeling:

Health Claims; Soluble Dietary Fiber From Certain Foods and Coronary Heart Disease [Docket No. 2004P-0512] received June 2, 2006', pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

7971. A letter from the Assistant Secretary of the Navy for Installations and Environment, Department of Defense, transmitting Notice of the decision to conduct a standard competition of the support services function performed by civilian personnel in the Department of the Navy for possible performance by private contractors, pursuant to 10 U.S.C. 2461; to the Committee on Armed Services.

7972. A letter from the Director, Office of Legislative Affairs, Federal Deposit Insurance Corporation, transmitting the Corporation's final rule — Deposit Insurance Regulations; Inflation Index; Certain Retirement Accounts and Employee Benefit Plan Accounts (RIN: 3064-AD01) received May 1, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Financial Services.

7973. A letter from the Secretary, Department of Health and Human Services, transmitting the Department's Report to Congress on the Child Care and Development Fund (CCDF) for FY 2002 and FY 2003, pursuant to Public Law 104-193, section 658L; to the Committee on Education and the Workforce.

7974. A letter from the Deputy Bureau Chief, CGB, Federal Communications Commission, transmitting the Commission's final rule — Rules and Regulations Implementing the Telephone Consumer Protection Act of 1991 [CG Docket No. 02-278]; Junk Fax Prevention Act of 2005 [CG Docket No. 05-338] received April 28, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

7975. A letter from the Legal Advsior, WTB, Federal Communications Commission, transmitting the Commission's final rule — Implementation of the Commercial Spectrum Enhancement Act and Modernization of the Commission's Competitive Bidding Rules and Procedures [WT Docket No. 05-211] received April 28, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

7976. A letter from the Chief, Pricing Policy Division, Federal Communications Commission, transmitting the Commission's final rule — Request to Update Default Compensation Rate for Dial-Around Calls from Payphones [WC Docket No. 03-225] received April 28, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

7977. A letter from the Associate Bureau Chief, WTB, Federal Communications Commission, transmitting the Commission's final rule — Amendment of Part 97 of the Commission's Rules to Implement Certain World Radio Conference 2003 Final Acts —— received April 28, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

7978. A letter from the Legal Advisor to the Bureau Chief, MB, Federal Communications Commission, transmitting the Commission's final rule — Amendment of Section 73.202(b) Table of Allotments, FM Broadcast Stations. (Coalgate, Oklahoma) [MB Docket No. 05-274; RM-11274] (Silver Springs Shores, Florida) [MB Docket No. 05-275; RM-11275] received April 28, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

7979. A letter from the Legal Advisor to the Bureau Chief, MB, Federal Communications Commission, transmitting the Commission's final rule — Amendment of Section 73.202(b), FM Table of Allotments, FM Broadcast Stations. (Dover and North Canton, Ohio) [MB Docket No. 04-377; RM-11077] received April 28, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

7980. A letter from the Legal Advisor to the Bureau Chief, MB, Federal Communications Commission, transmitting the Commission's final rule — Amendment of Section 73.202(b), Table of Allotments, FM Broadcast Stations. (Portage and Stoughton, Wisconsin) [MB Docket No. 04-239; RM-10998] received April 28, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

7981. A letter from the Legal Advisor to the Bureau Chief, MB, Federal Communications Commission, transmitting the Commission's final rule — Amendment of Section 73.202(b) Table of Allotments, FM Broadcast Stations. (Aguila, Apache Junction, Buckeye, Glendale, Peoria, Wenden, and Wickenburg, Arizona) [MB Docket No. 05-270; RM-11268; RM-11272] received April 28, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

7982. A letter from the Legal Advisor to the Bureau Chief, MB, Federal Communications Commission, transmitting the Commission's final rule — Amendment of Section 73.202(b) Table of Allotments, FM Broadcast Stations. (Hallettsville, Meyersville, and Yoakum, Texas) [MB Docket No. 05-246; RM-11263; RM-11309]; Reclassification of License of Station KCYY(FM), San Antonio, Texas [BMLH-20001010AC0] received April 28, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

7983. A letter from the Legal Advisor to the Bureau Chief, MB, Federal Communications Commission, transmitting the Commission's final rule — Amendment of Section 73.202(b), Table of Allotments, FM Broadcast Stations. (Franklin, Addis, and Eunice, Louisiana) [MB Docket No. 05-291; RM-11270] received April 28, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

7984. A letter from the Legal Advisor to the Bureau Chief, MB, Federal Communications Commission, transmitting the Commission's final rule — Amendment of Section 73.202(b), Table of Allotments, FM Broadcast Stations. (Paint Rock and Big Lake, Texas) [MB Docket No. 05-31; RM-11150] received April 28, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

7985. A letter from the Legal Advisor to the Bureau Chief, MB, Federal Communications Commission, transmitting the Commission's final rule — Amendment of Section 73.202(b) Table of Allotments, FM Broadcast Stations. (Encino, Texas) [MB Docket No. 05-100; RM-11181]; (Steamboat Springs, Colorado) [MB Docket No. 05-153; RM-11223] received April 28, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

7986. A letter from the Acting Director, Office of Sustainable Fisheries, NMFS, National Oceanic and Atmospheric Administration, transmitting the Administration's final rule — Fisheries of the Exclusive Economic Zone Off Alaska; Pacific Cod by Catcher Vessels Less Than 60 ft (18.3m) LOA Using Pot or Hook-and-Line Gear in the Bering Sea and Aleutian Islands Management Area [Docket No. 060216045-6045-01; I.D. 040606A] received April 25, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

7987. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting notification of an Accountability Review Board to examine the facts and the circumstances of the loss of life at a U.S. mission abroad and to report and make recommendations, pursuant to 22 U.S.C. 4831; to the Committee on International Relations.

7988. A letter from the Senior Vice President and Chief Financial Officer, Potomac Electric Power Company, transmitting a copy of the Balance Sheet of Potomac Electric Power Company as of December 31, 2005, pursuant to D.C. Code section 43-513; to the Committee on Government Reform.

7989. A letter from the Chief Executive Officer, Corporation for National & Community Service, transmitting the Corporation's Report on Final Action as a result of Audits in respect to the semiannual report of the Office of the Inspector General for the period from October 1, 2005 through March 31, 2006, pursuant to 5 U.S.C. app. (Insp. Gen. Act) section 5(b); to the Committee on Government Reform.

7990. A letter from the Secretary, Department of Education, transmitting in accordance with the Consolidated Appropriations Act, FY 2004, Pub. L. 108-199, the Department's Buy American Report for FY 2005; to the Committee on Government Reform.

7991. A letter from the Assistant Secretary for Administration and Management, Department of Labor, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Government Reform.

7992. A letter from the Assistant Administrator, Office of Legislative Affairs, National Aeronautics and Space Administration, transmitting a report on the Administration's category rating system covering the period from November 23, 2004 through November 22, 2005, pursuant to 5 U.S.C. 3319(d); to the Committee on Government Reform.

7993. A letter from the Administrator, National Aeronautics and Space Administration, transmitting the semiannual report of the Inspector General of the National Aeronautics and Space Administration for the period ending March 31, 2006, pursuant to 5 U.S.C. app. (Insp. Gen. Act) section 5(b); to the Committee on Government Reform.

7994. A letter from the Chairman, National Endowment for the Arts, transmitting the Semiannual Report of the Inspector General and the Semiannual Report on Final Action Resulting from Audit Reports for the period October 1, 2005 through March 31, 2006, pursuant to 5 U.S.C. app. (Insp. Gen. Act) section 5(b); to the Committee on Government Reform.

7995. A letter from the Executive Director, Pension Benefit Guaranty Corporation, transmitting in accordance Section 641 of Division H of the Fiscal Year 2005 Consolidated Appropriations Act, Pub. L. 108-447, the Corporation's report for fiscal year 2005 on the amount of acquisitions made by the Corporation from entities that manufacture the articles, materials, or supplies outside the United States; to the Committee on Government Reform.

7996. A letter from the Chairman, Securities and Exchange Commission, transmitting the semiannual report on activities of the Inspector General for the period October 1, 2005 through March 31, 2006 and the Management Response for the same period, pursuant to 5 U.S.C. app. (Insp. Gen. Act) section 5(b); to the Committee on Government Reform.

7997. A letter from the Acting Director, Office of Surface Mining, Department of the Interior, transmitting the Department's final rule — Utah Regulatory Program [UT-043-FOR] received June 5, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Resources.

7998. A letter from the Acting Director, Office of Surface Mining, Department of the Interior, transmitting the Department's final rule — Missouri Regulatory Program [Docket No. MO-038-FOR] received June 5, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Resources.

7999. A letter from the Deputy Assistant Administrator for Regulatory Programs, NMFS, National Oceanic and Atmospheric Administration, transmitting the Administration's final rule — Fisheries Off West Coast States; West Coast Salmon Fisheries; 2006 Management Measures and a Temporary Rule [Docket No. 060427113-6113-01; I.D. 042406A] (RIN: 0648-AT34) received May 23,

2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Resources.

8000. A letter from the National Oceanic and Atmospheric Administration, transmitting the Administration's final rule — Magnuson-Stevens Act Provisions; Fisheries Off West Coast States; Pacific Coast Groundfish Fishery [Docket No. 051213334-6119-02; I.D. 112905C] (RIN: 0648-AT98) received June 2, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Resources.

8001. A letter from the Assistant Administrator, NMFS, National Oceanic and Atmospheric Administration, transmitting the Administration's final rule — Atlantic Highly Migratory Species; Atlantic Commercial Shark Management Measures [Docket No. 060131019-6080-02; I.D. 012006B] (RIN: 0648-AU17) received April 21, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Resources.

8002. A letter from the Assistant Administrator, NMFS, National Oceanic and Atmospheric Administration, transmitting the Administration's final rule — Atlantic Highly Migratory Species; Atlantic Swordfish Quotas [Docket No. 060201021-6124-02; I.D. 100405C] (RIN: 0648-AT73) received June 2, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Resources.

8003. A letter from the Assistant Administrator for Fisheries, NMFS, National Oceanic and Atmospheric Administration, transmitting the Administration's final rule — Fisheries of the Northeastern United States; Recreational Management Measures for the Summer Flounder, Scup, and Black Sea Bass Fisheries; Fishing Year 2006 [Docket No. 060317073-6125-02; I.D. 031406A] (RIN: 0648-AT28) received June 2, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Resources.

8004. A letter from the Assistant Administrator for Fisheries, NMFS, National Oceanic and Atmospheric Administration, transmitting the Administration's final rule — Magnuson-Stevens Act Provisions; Fisheries Off West Coast States; Pacific Coast Groundfish Fisheries; Biennial Specifications and Management Measures; Correction [Docket No. 060424110-6110-01; I.D. 081304C] (RIN: 0648-AU39) received June 2, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Resources.

8005. A letter from the Acting Director, Office of Sustainable Fisheries, NMFS, National Oceanic and Atmospheric Administration, transmitting the Administration's final rule — Fisheries of the Northeastern United States; Summer Flounder Fishery; Quota Transfer [Docket No. 041110317-4364-02; I.D. 042706A] received May 18, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Resources.

8006. A letter from the Acting Director, Office of Sustainable Fisheries, NMFS, National Oceanic and Atmospheric Administration, transmitting the Administration's final rule — Fisheries of the Northeastern United States; Atlantic Bluefish Fishery; Commercial Quota Adjustment for New York [Docket No. 051128313-6029-02; I.D. 050906C] received May 24, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Resources.

8007. A letter from the Acting Director, Office of Sustainable Fisheries, NMFS, National Oceanic and Atmospheric Administration, transmitting the Administration's final rule — Fisheries of the Exclusive Economic Zone Off Alaska; Alaska Place in the Bering Sea and Aleutian Islands Management Area [Docket No. 060216045-6045-01; I.D. 051006A] received June 2, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Resources.

8008. A letter from the Acting Director, Office of Sustainable Fisheries, NMFS, National Oceanic and Atmospheric Administration, transmitting the Administration's final rule — Magnuson-Stevens Fishery Conservation and Management Act Provisions; Fisheries of the Northeastern United States; Northeast (NE) Multispecies Fishery; Allocation of Trips to Closed Area (CA) II Yellowtail Flounder Special Access Program (SAP) [Docket No. I.D. 050906B] received June 2, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Resources.

8009. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting a Report on Denial of Visas to Confiscators of American Property for the period of April 22, 2005 through April 21, 2006, pursuant to 8 U.S.C. 1182d; to the Committee on the Judiciary.

8010. A letter from the Chairman, Naval Sea Cadet Corps, transmitting the 2005 Annual Audit and the 2005 Annual Report of the Naval Sea Cadet Corps (NSCC), pursuant to 36 U.S.C. 1101(39) and 1103; to the Committee on the Judiciary.

8011. A letter from the Secretary, Department of Transportation, transmitting the Department's report entitled, ''Report to Congress on Catastrophic Hurricane Evacuation Plan Evaluation,'' pursuant to Public Law 109-59, section 10204 Public Law 109-115, section 187; to the Committee on Transportation and Infrastructure.

8012. A letter from the Assistant Secretary for Management and Chief Financial Officer, Department of the Treasury, transmitting the Department's report to Congress on FY 2005 acquisitions from entities that manufacture articles, materials, or supplies outside the United States, pursuant to Public Law 108-447, section 641; to the Committee on Transportation and Infrastructure.

8013. A letter from the Fiscal Assistant Secretary, Department of the Treasury, transmitting the Department's March 2006 ''Treasury Bulletin,'' pursuant to 26 U.S.C. 9602(a); jointly to the Committees on Ways and Means, Transportation and Infrastructure, Resources, Energy and Commerce, Education and the Workforce, and Agriculture.

¶52.6 WHOLE NUMBER OF THE HOUSE OF REPRESENTATIVES ADJUSTED

The SPEAKER pro tempore, Mr. CULBERSON, pursuant to clause 5(d) of rule XX, announced that, in light of the resignation of the gentleman from Texas, Mr. DELAY, the whole number of the House is 432.

¶52.7 RECLAMATION PROJECTS AUTHORIZATION AMENDMENT

Mr. RENZI moved to suspend the rules and pass the bill (H.R. 4013) to amend the Reclamation Projects Authorization and Adjustment Act of 1992 to provide for conjunctive use of surface and groundwater in Juab County, Utah.

The SPEAKER pro tempore, Mr. CULBERSON, recognized Mr. RENZI and Ms. HERSETH, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and pass said bill?

The SPEAKER pro tempore, Mr. CULBERSON, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

¶52.8 LOS PADRES NATIONAL FOREST LAND EXCHANGE

Mr. RENZI moved to suspend the rules and pass the bill (H.R. 4162) to provide for an exchange of lands between the Secretary of Agriculture and the United Water Conservation District of California to eliminate certain private inholdings in the Los Padres National Forest, and for other purposes; as amended.

The SPEAKER pro tempore, Mr. CULBERSON, recognized Mr. RENZI and Ms. HERSETH, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and pass said bill, as amended?

The SPEAKER pro tempore, Mr. CULBERSON, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill, as amended, was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill, as amended, was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

¶52.9 PACTOLA RESERVOIR REALLOCATION

Mr. RENZI moved to suspend the rules and pass the bill (H.R. 3967) to authorize the Secretary of the Interior to reallocate costs of the Pactola Dam and Reservoir, South Dakota, to reflect increased demands for municipal, industrial, and fish and wildlife purposes; as amended.

The SPEAKER pro tempore, Mr. CULBERSON, recognized Mr. RENZI and Ms. HERSETH, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and pass said bill, as amended?

The SPEAKER pro tempore, Mr. CULBERSON, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill, as amended, was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill, as amended, was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

¶52.10 MASSACRE IN TIANANMEN SQUARE, BEIJING

Mr. SMITH of New Jersey moved to suspend the rules and agree to the following resolution (H. Res. 794); as amended:

Whereas freedom of expression, assembly, association, and religion are fundamental

human rights that belong to all people and are recognized as such under the United Nations Declaration of Human Rights and the International Covenant on Civil and Political Rights;

Whereas the demonstrations in Tiananmen Square were the manifestation of a peaceful democratic movement throughout China calling for the establishment of a dialogue with government and party leaders on democratic reforms, including freedom of expression, freedom of assembly, and the elimination of corruption;

Whereas on June 3–4, 1989, Chinese authorities ordered the People's Liberation Army and other security forces to use lethal force to disperse demonstrators in Beijing, especially around Tiananmen Square;

Whereas independent observers report that hundreds, perhaps thousands, were killed and wounded in 1989 by the People's Liberation Army soldiers and other security forces;

Whereas 20,000 people throughout China suspected of taking part in the democracy movement were arrested and sentenced without trial to prison or reeducation through labor, and many were reportedly tortured;

Whereas credible sources estimate that the Communist Government of China continues to imprison hundreds, and perhaps thousands, of Tiananmen Square activists, such as United States permanent resident Yang Jianli, and denies such activists their basic human rights;

Whereas the Communist Government of China undertakes active measures to deny its citizens the truth about the Tiananmen Square massacre, including the blocking of uncensored Internet sites and weblogs, and the placement of misleading information on the events of June 3–4, 1989 on Internet sites available in China, often with the collusion and cooperation of United States Internet companies such as Yahoo, Google, Microsoft, and Cisco;

Whereas the Communist Government of China continues to suppress dissent by imprisoning pro-democracy activists, lawyers, journalists, labor union leaders, religious believers, members of ethnic minority rights organizations, and other individuals in China and Tibet who seek to express their political or religious views in a peaceful manner;

Whereas the Communist Government of China kidnapped long-time democracy activist Dr. Wang Bingzhang, a United States permanent resident, and sentenced him to life imprisonment for espionage and terrorism;

Whereas the Communist Government of China continues its extraordinarily brutal persecution of the peaceful spiritual movement of Falun Gong;

Whereas the Communist Government of China continues its reprehensible policies of organ harvesting of executed prisoners; maintenance of hundreds, perhaps thousands of slave labor camps; coercive sterilization and forced abortions resulting in sex-selective abortions, female infanticide, and trafficking in persons; and forcible repatriation of thousands of refugees to North Korea to face persecution, imprisonment, and death in violation of its international commitments; and

Whereas June 4, 2006, is the 17th anniversary of the Tiananmen Square massacre: Now, therefore, be it

Resolved, That the House of Representatives—

(1) expresses sympathy to the families of those killed, tortured, and imprisoned as a result of their participation in the democracy protests of June 3–4, 1989, in Tiananmen Square, Beijing, in the People's Republic of China, and to all those persons who have suffered for their efforts to keep that struggle alive during the past 17 years, and to all the people of China who lack fundamental human rights;

(2) commends all peaceful advocates for democracy and human rights in China;

(3) calls upon those nations planning to participate in the 2008 Olympic Games in Beijing to insist that China comply with the United Nations Declaration on Human Rights; and

(4) condemns the ongoing and egregious human rights abuses by the Communist Government of China and calls on that Government to—

(A) release all prisoners of conscience, including those persons still in prison as a result of their participation in the peaceful pro-democracy protests of 1989 and put an immediate end to the harassment, detention, and imprisonment of all Chinese citizens exercising their legitimate freedoms of expression, association, and religion;

(B) end its censorship of legitimate free speech on the Internet, and its persecution of Internet dissidents;

(C) end its persecution of Falun Gong;

(D) end organ harvesting and ensure that its organ donor programs proceed only on a purely voluntary and non-commercial basis;

(E) end its coercive one-child policy;

(F) grant the United Nations High Commission on Refugees access to all refugees, and end forcible repatriations of refugees, particularly to North Korea;

(G) close its ''re-education through labor'' camps, respect the rights of workers, and end police detention without trial;

(H) release United States permanent resident Dr. Yang Jianli, a participant in the Tiananmen Square protests of 1989, who has been illegally detained by the Communist Government of China since April 26, 2002, and whose wife and two children are United States citizens; and

(I) release United States permanent resident Dr. Wang Bingzhang, long-time peaceful democracy activist, who was abducted in June 2002, and illegally imprisoned for life on false charges of espionage and terrorism, and whose sister, son, and daughter are United States citizens.

The SPEAKER pro tempore, Mr. CULBERSON, recognized Mr. SMITH of New Jersey and Mr. LANTOS, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and agree to said resolution, as amended?

The SPEAKER pro tempore, Miss McMORRIS, announced that two-thirds of the Members present had voted in the affirmative.

Mr. SMITH of New Jersey demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Miss McMORRIS, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed.

¶52.11 ORDINATION OF CATHOLIC BISHOPS BY THE PEOPLE'S REPUBLIC OF CHINA

Mr. SMITH of New Jersey moved to suspend the rules and agree to the following resolution (H. Res. 804); as amended:

Whereas the Catholic Patriotic Association of China is a government-sanctioned organization that does not represent the majority of Chinese Catholics, and has been used by the Government of the People's Republic of China to oppress Catholics who choose to remain loyal to the Pope as their spiritual leader;

Whereas on April 30, 2006, the Chinese Government-sanctioned Catholic Patriotic Association of China conducted an unauthorized episcopal ordination of the priest Joseph Ma Yinglin, elevating him to the office of bishop without the approval and against the wishes of the Holy Father Pope Benedict XVI;

Whereas on May 3, 2006, the Chinese Government-sanctioned Catholic Patriotic Association of China conducted an unauthorized episcopal ordination of the priest Joseph Liu Xinhong, elevating him to the office of bishop without the approval and against the wishes of the Holy Father Pope Benedict XVI;

Whereas on May 14, 2006, the Chinese Government-sanctioned Catholic Patriotic Association of China installed Bishop Vincent Zhan Silu as Bishop of Mindong Diocese without the approval and against the wishes of the Holy Father Pope Benedict XVI;

Whereas, according to information reported by the Vatican, bishops and priests in the People's Republic of China have been subjected to strong pressures and threats to take part in the episcopal ordinations which, being without pontifical mandate, are illicit and, besides, contrary to their conscience;

Whereas the entire world follows with attention the progress of religious freedom in China and had hoped that such deplorable episodes by now would belong to the past;

Whereas, following a trip to China in August 2005, the United States Commission on International Religious Freedom reported that the Chinese Government continues to systematically violate the right to freedom of thought, conscience, and religion or belief, contravening both the Chinese Constitution and international human rights norms;

Whereas on May 3, 2006, the United States Commission on International Religious Freedom announced its 2006 recommendations to Secretary of State Condoleezza Rice and continued to identify China as one of ten ''Countries of Particular Concern'';

Whereas Chinese law and policy restrict religious activities to those activities associated with the five officially-sanctioned ''patriotic'' religious organizations;

Whereas all other collective religious activities in China are illegal, and individuals from ''unregistered'' religious groups are subject to harassment, detention, and arrest;

Whereas freedom of religious expression is a fundamental right enshrined in the United States Constitution and recognized by all civilized nations; and

Whereas China, like all members of the United Nations, is bound by Article 18 of the Uniform Declaration of Human Rights which states: ''Everyone has the right to freedom of thought, conscience and religion; this right includes freedom to change his religion or belief, and freedom, either alone or in community with others and in public or private, to manifest his religion or belief in teaching, practice, worship and observance'': Now, therefore, be it

Resolved, That the House of Representatives—

(1) condemns, in the strongest possible terms, the actions of the Government of the People's Republic of China to coerce Catholic bishops in China, both those in the Catholic Patriotic Association of China and those who remain loyal to the Pope, to violate their consciences and consecrate bishops in defiance of Rome;

(2) extends its deepest sympathy and condolences to the Catholic population of China and the Catholic Church for this insult to their beliefs and religious practices;

(3) reaffirms the right of all religious organizations to choose their leaders in a manner that is free of intimidation, terror, or coercion in accordance with Article 18 of the Uniform Declaration of Human Rights;

(4) urges the Government of China to end its repression of religious organizations, recognize the ecclesiastical authority of religious leaders to provide spiritual leadership to their followers, and end the practice of only allowing religious worship through state-sanctioned patriotic religious associations; and

(5) encourages the Government of China to refrain from additional ordination of Catholic bishops while the Vatican and the Catholic Patriotic Association of China resolve their differences and adopt a mutually acceptable process for approving the elevation of bishops.

The SPEAKER pro tempore, Miss McMORRIS, recognized Mr. SMITH of New Jersey and Mr. LANTOS, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and agree to said resolution, as amended?

The SPEAKER pro tempore, Miss McMORRIS, announced that two-thirds of the Members present had voted in the affirmative.

Mr. ENGLISH of Pennsylvania demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Miss McMORRIS, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed.

¶52.12 RELIGIOUS PERSECUTION IN THE PEOPLE'S REPUBLIC OF CHINA

Mr. SMITH of New Jersey moved to suspend the rules and agree to the following resolution (H. Res. 608); as amended:

Whereas the Constitution and laws of the People's Republic of China purport to provide for religious freedom, however, these freedoms are substantively ignored;

Whereas all religious groups and spiritual movements must register with the Chinese Government, which monitors religious services and judges the legitimacy of religious activities;

Whereas unregistered religious groups in China continue to experience official interference and members of religious groups have been subjected to intimidation, harassment, and detention;

Whereas many religious leaders and adherents in China, including those in official churches, have been detained, arrested, or administratively sentenced to prison terms in reeducation-through-labor camps;

Whereas religious believers are denied the ability to hold public office not by law, but by a logical extension of the fact that most government positions go to members of the Chinese Communist Party (CCP) and CCP membership and religious belief are considered incompatible;

Whereas numerous abuses of unofficial Catholic clergy have occurred, including the detentions of Bishop Zhao Zhendong, Bishop Jia Zhiguo, Bishop Yao Liang, Bishop Su Zhimin, Bishop An Shuxin, Bishop Lin Xili, Bishop Han Dingxiang, and Bishop Shi Enxiang, as well as other Catholic priests and lay leaders who have been beaten or otherwise mistreated;

Whereas the Chinese Government-sanctioned Catholic Patriotic Association of China conducted unauthorized episcopal ordinations of the priests Joseph Ma Yinglin and Joseph Liu Xinhong, elevating them to the office of bishop without the approval and against the wishes of the Holy Father Pope Benedict XVI;

Whereas numerous abuses of Protestant House Church Leaders have occurred, including the detentions of Pastor Gong Shengliang, Pastor Zhang Rongliang, Luo Bingyin, Li Cuiling, Wang Chaoyi, Yang Tianlu, and Zhao Xinlan, as well as other Protestant House Church Leaders who have been beaten or otherwise mistreated;

Whereas the whereabouts of Gendun Choekyi Nyima, the boy identified by the Dalai Lama as the 11th Panchen Lama and detained by Chinese authorities ten years ago, when he was six years old, are still unknown;

Whereas, according to the Department of State, Chinese authorities continue to restrict Muslim religious activity, teaching, and worship in Xinjiang, including reported prohibitions on the participation and religious education of minors;

Whereas the Chinese Government continues its brutal campaign to eradicate the Falun Gong spiritual movement and thousands of its members have been subject to excessive force, abuse, detention, and torture, including Liu Chengjun who died in 2003 after reportedly being abused in custody in Jilin Province and Huang Wei who is currently detained in Hebei Province, among others;

Whereas Cai Zhuohua, a Beijing underground church leader, was sentenced on November 8, 2005, to three years in prison for distributing Bibles and other Christian materials;

Whereas the Haidian Lower People's Court in Beijing also sentenced Mr. Cai's wife, Xiao Yunfei, to two years in prison and her brother, Xiao Gaowen, to 18 months in prison; and

Whereas on November 20, 2005, after attending services at the Gangwashi Church in Beijing, President George W. Bush stated: ''A healthy society is a society that welcomes all faiths and gives people a chance to express themselves through worship with the Almighty'': Now, therefore, be it

Resolved, That—

(1) the House of Representatives condemns the imprisonment of religious leaders and people of faith in the People's Republic of China and urges their release; and

(2) it is the sense of the House of Representatives that it should be the policy of the Government of the United States to promote and defend religious freedom and freedom of conscience in China.

The SPEAKER pro tempore, Miss McMORRIS, recognized Mr. SMITH of New Jersey and Mr. LANTOS, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and agree to said resolution, as amended?

The SPEAKER pro tempore, Miss McMORRIS, announced that two-thirds of the Members present had voted in the affirmative.

Mr. SMITH of New Jersey demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Miss McMORRIS, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed.

¶52.13 ISLAMIST TERRORIST ORGANIZATIONS IN THE WESTERN HEMISPHERE

Mr. SMITH of New Jersey moved to suspend the rules and agree to the following concurrent resolution (H. Con. Res. 338):

Whereas the brutal attacks of September 11, 2001, demonstrated that terrorists can strike anywhere in the world;

Whereas terrorist activity that goes unaddressed is an invitation for terrorist organizations to carry out attacks against the United States, our allies and interests;

Whereas the Department of State has concluded in its most recent Country Reports on Terrorism, which was released in April 2005, that although the threat of international terrorism in the Western Hemisphere remains relatively low as compared to other world regions, international terrorists may seek safe-haven, financing, recruiting, illegal travel documentation, or access to the United States from Latin American and Caribbean countries and thus pose serious threats;

Whereas in recent years, the activities of Islamist terrorist organizations in the Western Hemisphere have focused on financing their criminal and terrorist activities outside of the region rather than carrying out or directly supporting terrorist attacks in the Western Hemisphere;

Whereas, as the 1992 bombing of the Israeli Embassy in Argentina and the 1994 bombing of the AMIA Jewish Community Center in Argentina clearly showed, international terrorist organizations, such as Hezbollah, are ready, willing, and able to carry out attacks in the Western Hemisphere;

Whereas since at least the AMIA bombing in 1994, Hezbollah has maintained networks in the tri-border area of Paraguay, Brazil, and Argentina—primarily focusing on fundraising and recruitment;

Whereas in May 2003, a relative of Assad Ahmad Barakat, the reputed head of Hezbollah in the tri-border area, was arrested at the airport in Asuncion, Paraguay, in what Paraguayan police believe was a scheme to sell drugs in Syria, with proceeds reaching Hezbollah forces in Lebanon;

Whereas Barakat, a Lebanese-born Paraguayan, is himself in custody in Brazil awaiting extradition to Paraguay after raids on his businesses in Paraguay's tri-border area found evidence that he transferred tens of millions of United States dollars to Hezbollah in Lebanon;

Whereas there have been media reports of Hezbollah sympathizers and financiers also conducting black market activities in Iquique, Chile; Maicao, Colombia; Margarita Island, Venezuela; and Colon, Panama;

Whereas the Palestinian terrorist group Hamas has also been known to raise funds in the tri-border area;

Whereas in a 2002 court case, one of two Lebanese men were convicted of financing Hezbollah with $2,000,000 in illegal cigarette sales in the United States;

Whereas earlier this past year, a Lebanese individual from Detroit was charged with supporting Hezbollah financially and was described by the United States Attorney in the case as a ''fighter, recruiter, and fundraiser'';

Whereas several members of the Egyptian Islamic Group have been arrested in Brazil, Uruguay, and Colombia since 1998;

Whereas Ashref Ahmed Abdallah, an Egyptian national who is one of the most significant human smuggling targets, was arrested by United States authorities at Miami International Airport in July 2004 for using Central America and Brazil as a staging ground for smuggling illegal aliens from countries of the Middle East, including special interest

countries that are linked to international terrorism, into the United States;

Whereas the activities of sympathizers and financiers of Islamist terrorist organizations in the Western Hemisphere represent a potential threat to the United States, our allies and interests;

Whereas section 7102 of the Intelligence Reform and Terrorism Prevention Act of 2004 (Public Law 108–458; 22 U.S.C. 2656f note) amends United States law to identify and address emerging and current terrorist sanctuaries and secure international cooperation to combat this threat;

Whereas many countries of the Western Hemisphere have cooperated with the United States and regional organizations to counter the threat of regional and international terrorism, including by participating in joint counterterrorism training and simulations, Counterterrorism Action Group (CTAG) meetings which are hosted by United States embassies, and the Inter-American Committee Against Terrorism (CICTE) of the Organization of American States (OAS); and

Whereas despite these efforts, many factors within the Western Hemisphere contribute to creating an environment which is conducive for future activities by international terrorist organizations: Now, therefore, be it

Resolved by the House of Representatives (the Senate concurring), That Congress—

(1) recognizes the potential threat that sympathizers and financiers of Islamist terrorist organizations that operate in the Western Hemisphere pose to the United States, our allies and interests;

(2) acknowledges the commitment and cooperation of some governments of countries of the Western Hemisphere to deny the use of their territory to Islamist terrorist organizations and calls on all governments to intensify their efforts; and

(3) encourages the President to direct the United States Representative to the Organization of American States (OAS) to—

(A) seek support from OAS member countries for the creation of a special task force of the Inter-American Committee Against Terrorism (CICTE) to assist governments in the region in investigating and combatting the proliferation of Islamist terrorist organizations in the Western Hemisphere and to coordinate regional efforts to prevent the spread of this threat; and

(B) urge OAS member countries to designate Hezbollah, Hamas, Palestinian Islamic Jihad, al-Qaeda and its constituent entities, and other such groups as terrorist organizations if they have not already done so.

The SPEAKER pro tempore, Miss McMORRIS, recognized Mr. SMITH of New Jersey and Mr. LANTOS, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and agree to said concurrent resolution?

The SPEAKER pro tempore, Miss McMORRIS, announced that two-thirds of the Members present had voted in the affirmative.

Mr. LANTOS demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Miss McMORRIS, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed.

¶52.14 CANADA'S COMMITMENT TO THE GLOBAL WAR ON TERROR

Mr. SMITH of New Jersey moved to suspend the rules and agree to the following concurrent resolution (H. Con. Res. 408); as amended:

Whereas twenty-four Canadian citizens were killed as a result of the September 11, 2001, terrorist attacks on the United States;

Whereas the people of Gander, Newfoundland, provided food, clothing, and shelter to thousands of stranded passengers and temporary aircraft parking to thirty-nine planes diverted from United States airspace as a result of the September 11, 2001, terrorist attacks on the United States;

Whereas the Government of Canada, as led by former Prime Ministers Jean Jacques Chrétien and Paul Martin and continued by Prime Minister Stephen Harper, has provided humanitarian, diplomatic, and security personnel on the invitation of the Government of Afghanistan since 2001;

Whereas Canada has pledged $650,000,000 in development aid to Afghanistan;

Whereas Afghanistan is Canada's largest recipient of bilateral development aid;

Whereas Canada has stationed approximately 2,300 defense personnel who comprise Task Force Afghanistan, in order to improve security in southern Afghanistan, particularly in the province of Kandahar;

Whereas Canada has over 70 diplomatic officers worldwide who are dedicated to growing democracy and equality in Afghanistan;

Whereas at least seventeen Canadians have given the ultimate sacrifice in the Global War on Terror;

Whereas Canada's commitment to the Government of Afghanistan, under the leadership of Prime Minister Hamid Karzai, was due to expire in February 2007;

Whereas on May 17, 2006, the Canadian Government led by Prime Minister Stephen Harper requested that the Canadian House of Commons extend Canada's commitment in the Global War on Terror;

Whereas on May 17, 2006, the Canadian Parliament voted to extend peace and security operations in Afghanistan until 2009, to increase its development assistance by $310 million, and to build a permanent and secure embassy in Afghanistan to replace its current facility; and

Whereas this was the latest sign of the renewed commitment of numerous United States allies in the Global War on Terror: Now, therefore, be it

Resolved by the House of Representatives (the Senate concurring), That Congress—

(1) commends the Government of Canada for its renewed and long-term commitment to the Global War on Terror;

(2) commends the leadership of former Canadian Prime Ministers Jean Jacques Chrétien and Paul Martin and current Prime Minister Stephen Harper for their steadfast commitment to democracy, human rights, and freedom throughout the world;

(3) commends the Government of Canada for working to secure a democratic and equal Afghanistan;

(4) commends the Government of Canada's commitment to reducing poverty, aiding the counternarcotics efforts through counterterrorism and counterinsurgency campaigns, and ensuring a peaceful and terror-free Afghanistan;

(5) commends the Government of Canada for its three-pronged commitment to Afghanistan: diplomacy, development, and defense; and

(6) expresses the gratitude and appreciation of the United States for Canada's enduring friendship and leadership in the Global War on Terror in Afghanistan.

The SPEAKER pro tempore, Miss McMORRIS, recognized Mr. SMITH of New Jersey and Mr. LANTOS, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and agree to said concurrent resolution, as amended?

The SPEAKER pro tempore, Miss McMORRIS, announced that two-thirds of the Members present had voted in the affirmative.

Mr. LANTOS demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Miss McMORRIS, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed until Tuesday, June 13, 2006.

¶52.15 40TH ANNIVERSARY OF THE INDEPENDENCE OF GUYANA

Mr. SMITH of New Jersey, moved to suspend the rules and agree to the following resolution (H. Res. 792):

Whereas Guyana gained independence from the United Kingdom on May 26, 1966;

Whereas since Guyana became an independent country, the interests of Guyana and the United States have been closely aligned;

Whereas Guyana is a supporter and ally of the United States in the Global War on Terror, and joins the United States in promoting political and economic freedoms, combating poverty, crime, disease, and drugs, and promoting security, stability, and prosperity;

Whereas the bonds of association and friendship between the peoples of the two countries have been strengthened by the large number of Guyanese who have migrated to the United States, where they make significant contributions to both the United States and Guyana; and

Whereas Guyana is an integral member of the Caribbean region and a constructive partner of the United States in fulfilling the agenda of the Western Hemisphere: Now, therefore, be it

Resolved, That the House of Representatives recognizes the 40th anniversary of the independence of Guyana and extends best wishes to Guyana for peace and further progress, development, and prosperity.

The SPEAKER pro tempore, Miss McMORRIS, recognized Mr. SMITH of New Jersey and Mr. LANTOS, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and agree to said resolution?

The SPEAKER pro tempore, Miss McMORRIS, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said resolution was agreed to.

A motion to reconsider the vote whereby the rules were suspended and said resolution was agreed to was, by unanimous consent, laid on the table.

¶52.16 WILFRED EDWARD 'COUSIN WILLIE' SIEG, SR. POST OFFICE

Ms. FOXX moved to suspend the rules and pass the bill (H.R. 5169) to designate the facility of the United States Postal Service located at 1310 Highway 64 N.W. in Ramsey, Indiana, as the ''Wilfred Edward 'Cousin Willie' Sieg, Sr. Post Office''.

The SPEAKER pro tempore, Miss McMORRIS, recognized Ms. FOXX and Mr. LANTOS, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and pass said bill?

The SPEAKER pro tempore, Miss McMORRIS, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

¶52.17 WILLIAM H. EMERY POST OFFICE

Ms. FOXX moved to suspend the rules and pass the bill of the Senate (S. 1445) to designate the facility of the United States Postal Service located at 520 Colorado Avenue in Arriba, Colorado, as the ''William H. Emery Post Office''.

The SPEAKER pro tempore, Miss McMORRIS, recognized Ms. FOXX and Mr. LANTOS, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and pass said bill?

The SPEAKER pro tempore, Miss McMORRIS, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk notify the Senate thereof.

¶52.18 ALEX'S LEMONADE STAND DAYS

Mr. GERLACH moved to suspend the rules and agree to the following concurrent resolution (H. Con. Res. 368):

Whereas Alex's Lemonade Stand grew out of the front yard lemonade stand started by Alexandra ''Alex'' Scott, a pediatric cancer patient;

Whereas in 2000, at the age of four, Alex opened her first annual lemonade stand in hopes of raising money for childhood cancer causes, specifically research for a cure;

Whereas after Alex's untimely death at the age of eight in August of 2004, her parents established the Alex's Lemonade Stand Foundation in her memory and has raised almost $5,000,000 to date;

Whereas Alex's Lemonade Stand as a fundraiser brings charitable giving to communities and neighborhoods, making donating simple and rewarding for everyone;

Whereas Alex's Lemonade Stand Foundation has donated millions of dollars to pediatric cancer care centers across the country and the Foundation works intensively with research and treatment facilities nationwide to identify specific ways in which the Foundation can make a difference for children who need new advances in cancer treatments;

Whereas adults and children alike have been inspired by Alex's innovative idea and, since 2000, 1000 Alex's Lemonade Stands have been organized by a diverse group of devoted volunteers in front yards, schools, law firms, supermarkets, malls, and churches; and

Whereas the Alex's Lemonade Stand Foundation has designated the second weekend in June as the Lemonade Stand Days, the goal of which is to create awareness and raise funds for childhood cancer research: Now, therefore, be it

Resolved by the House of Representatives (the Senate concurring), That Congress—

(1) honors the goals and ideals of Lemonade Stand Days;

(2) honors Alexandra ''Alex'' Scott for her hard work and dedication to helping others with childhood cancer;

(3) honors Alex's Lemonade Stand Foundation as a unique organization that has evolved from a young cancer patient's front yard lemonade stand to a nationwide fundraising movement for childhood cancer;

(4) commends the Foundation's fundraising efforts for childhood cancer causes and research into new cures and treatments for childhood cancer;

(5) honors the Foundation's work in encouraging and educating the public on childhood cancer issues and helping individuals start their own lemonade stands; and

(6) commends the Foundation's help in expediting the process of finding new cures for childhood cancer.

The SPEAKER pro tempore, Miss McMORRIS, recognized Mr. GERLACH and Mr. LANTOS, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and agree to said concurrent resolution?

The SPEAKER pro tempore, Mr. PEARCE, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said concurrent resolution was agreed to.

A motion to reconsider the vote whereby the rules were suspended and said concurrent resolution was agreed to was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said concurrent resolution.

¶52.19 RECESS—4:06 P.M.

The SPEAKER pro tempore, Mr. PEARCE, pursuant to clause 12(a) of rule I, declared the House in recess at 4 o'clock and 6 minutes p.m., until approximately 5:15 p.m.

¶52.20 AFTER RECESS—5:17 P.M.

The SPEAKER pro tempore, Mr. KLINE, called the House to order.

¶52.21 WAIVING POINTS OF ORDER AGAINST THE CONFERENCE REPORT TO H.R. 4939

Mr. COLE of Oklahoma, by direction of the Committee on Rules, called up the following resolution (H. Res. 857):

Resolved, That upon adoption of this resolution it shall be in order to consider the conference report to accompany the bill (H.R. 4939) making emergency supplemental appropriations for the fiscal year ending September 30, 2006, and for other purposes. All points of order against the conference report and against its consideration are waived. The conference report shall be considered as read.

When said resolution was considered.

After debate,

Mr. COLE of Oklahoma moved the previous question on the resolution to its adoption or rejection.

The question being put, viva voce,

Will the House now order the previous question?

The SPEAKER pro tempore, Mr. KLINE, announced that the nays had it.

Ms. SLAUGHTER demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mr. KLINE, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed.

¶52.22 RECESS—6:05 P.M.

The SPEAKER pro tempore, Mr. KLINE, pursuant to clause 12(a) of rule I, declared the House in recess at 6 o'clock and 5 minutes p.m., until approximately 6:30 p.m.

¶52.23 AFTER RECESS—6:30 P.M.

The SPEAKER pro tempore, Mr. BRADLEY of New Hampshire, called the House to order.

¶52.24 H. RES. 794—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mr. BRADLEY of New Hampshire, pursuant to clause 8, rule XX, announced the unfinished business to be the motion to suspend the rules and agree to the resolution (H. Res. 794) recognizing the 17th anniversary of the massacre in Tiananmen Square, Beijing, in the People's Republic of China, and for other purposes; as amended.

The question being put,

Will the House suspend the rules and agree to said resolution, as amended?

The vote was taken by electronic device.

It was decided in the affirmative ..... { Yeas ..... 362 / Nays 1

¶52.25 [Roll No. 251]

YEAS—362

Abercrombie	Barrow	Bishop (GA)
Aderholt	Bartlett (MD)	Bishop (NY)
Akin	Bass	Blackburn
Alexander	Bean	Blumenauer
Allen	Beauprez	Boehlert
Andrews	Becerra	Boehner
Baca	Berman	Bonilla
Baker	Berry	Bonner
Baldwin	Biggert	Bono
Barrett (SC)	Bilirakis	Boozman

Boren
Boswell
Boucher
Boustany
Boyd
Bradley (NH)
Brady (TX)
Brown (SC)
Brown-Waite, Ginny
Burgess
Burton (IN)
Butterfield
Buyer
Camp (MI)
Campbell (CA)
Cannon
Cantor
Capito
Capps
Cardin
Carnahan
Carson
Carter
Castle
Chandler
Chocola
Cleaver
Clyburn
Cole (OK)
Conaway
Conyers
Cooper
Costello
Cramer
Crenshaw
Crowley
Cubin
Cuellar
Culberson
Cummings
Davis (AL)
Davis (CA)
Davis, Jo Ann
Davis, Tom
DeFazio
DeGette
Delahunt
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Dicks
Dingell
Doggett
Doolittle
Doyle
Drake
Dreier
Duncan
Edwards
Ehlers
Emanuel
Emerson
English (PA)
Eshoo
Etheridge
Everett
Farr
Fattah
Feeney
Ferguson
Filner
Fitzpatrick (PA)
Flake
Foley
Forbes
Fortenberry
Fossella
Foxx
Frank (MA)
Franks (AZ)
Frelinghuysen
Garrett (NJ)
Gerlach
Gilchrest
Gohmert
Gonzalez
Goode
Goodlatte
Gordon
Granger
Graves
Green, Al
Green, Gene
Grijalva
Gutknecht
Hall
Harman
Harris
Hart
Hastings (WA)
Hayes
Hayworth
Hefley
Hensarling
Herger
Herseth
Higgins
Hinojosa
Hobson
Hoekstra
Holden
Holt
Honda
Hooley
Hostettler
Hoyer
Hulshof
Hunter
Hyde
Inglis (SC)
Inslee
Israel
Issa
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Jindal
Johnson (CT)
Johnson, E. B.
Johnson, Sam
Jones (NC)
Jones (OH)
Kanjorski
Kaptur
Keller
Kelly
Kennedy (MN)
Kennedy (RI)
Kildee
Kilpatrick (MI)
Kind
King (IA)
King (NY)
Kingston
Kirk
Kline
Knollenberg
Kolbe
Kucinich
Kuhl (NY)
LaHood
Langevin
Lantos
Larsen (WA)
Larson (CT)
Latham
LaTourette
Leach
Lee
Levin
Lewis (CA)
Lewis (GA)
Lewis (KY)
Linder
Lipinski
LoBiondo
Lofgren, Zoe
Lowey
Lucas
Lungren, Daniel E.
Lynch
Mack
Maloney
Marchant
Markey
Marshall
Matheson
McCarthy
McCaul (TX)
McCollum (MN)
McCotter
McCrery
McDermott
McGovern
McHenry
McHugh
McIntyre
McKeon
McKinney
McMorris
McNulty
Meehan
Meeks (NY)
Melancon
Mica
Michaud
Miller (FL)
Miller (NC)
Miller, George
Mollohan
Moore (KS)
Moore (WI)
Moran (KS)
Murphy
Murtha
Myrick
Nadler
Napolitano
Neal (MA)
Neugebauer
Ney
Northup
Norwood
Nunes
Oberstar
Obey
Olver
Ortiz
Osborne
Otter
Owens
Pallone
Pascrell
Pastor
Pearce
Pelosi
Pence
Petri
Pickering
Pitts
Platts
Poe
Pombo
Pomeroy
Porter
Price (GA)
Price (NC)
Putnam
Radanovich
Rahall
Ramstad
Rangel
Regula
Rehberg
Reichert
Renzi
Reyes
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Ros-Lehtinen
Ross
Rothman
Royce
Ruppersberger
Ryan (OH)
Ryan (WI)
Ryun (KS)
Sabo
Salazar
Sanders
Saxton
Schakowsky
Schiff
Schmidt
Schwartz (PA)
Scott (GA)
Scott (VA)
Sensenbrenner
Serrano
Shadegg
Shaw
Sherman
Sherwood
Shimkus
Shuster
Simmons
Simpson
Skelton
Slaughter
Smith (NJ)
Smith (TX)
Smith (WA)
Sodrel
Solis
Souder
Spratt
Stark
Stearns
Stupak
Sullivan
Tancredo
Tanner
Tauscher
Taylor (MS)
Terry
Thomas
Thompson (CA)
Thompson (MS)
Thornberry
Tiahrt
Tiberi
Tierney
Towns
Turner
Udall (CO)
Udall (NM)
Upton
Van Hollen
Velázquez
Visclosky
Walden (OR)
Walsh
Wamp
Wasserman Schultz
Watt
Waxman
Weiner
Weldon (FL)
Weldon (PA)
Weller
Westmoreland
Whitfield
Wicker
Wilson (NM)
Wolf
Woolsey
Wu
Wynn
Young (FL)

NAYS—1

Paul

NOT VOTING—68

Ackerman
Bachus
Baird
Barton (TX)
Berkley
Bishop (UT)
Blunt
Brady (PA)
Brown (OH)
Brown, Corrine
Calvert
Capuano
Cardoza
Case
Chabot
Clay
Coble
Costa
Davis (FL)
Davis (IL)
Davis (KY)
Davis (TN)
Deal (GA)
DeLauro
Engel
Evans
Ford
Gallegly
Gibbons
Gillmor
Gingrey
Green (WI)
Gutierrez
Hastings (FL)
Hinchey
Istook
Jenkins
Johnson (IL)
Manzullo
Matsui
Meek (FL)
Millender-McDonald
Miller (MI)
Miller, Gary
Moran (VA)
Musgrave
Nussle
Oxley
Payne
Peterson (MN)
Peterson (PA)
Pryce (OH)
Roybal-Allard
Rush
Sánchez, Linda T.
Sanchez, Loretta
Schwarz (MI)
Sessions
Shays
Snyder
Strickland
Sweeney
Taylor (NC)
Waters
Watson
Wexler
Wilson (SC)
Young (AK)

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said resolution, as amended, was agreed to.

A motion to reconsider the vote whereby the rules were suspended and said resolution, as amended, was agreed to was, by unanimous consent, laid on the table.

¶52.26 H. RES. 804—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mr. BRADLEY of New Hampshire, pursuant to clause 8, rule XX, announced the further unfinished business to be the motion to suspend the rules and agree to the resolution (H. Res. 804) condemning the unauthorized, in appropriate, and coerced ordination of Catholic bishops by the People's Republic of China; as amended.

The question being put,

Will the House suspend the rules and agree to said resolution, as amended?

The vote was taken by electronic device.

It was decided in the affirmative ..... { Yeas ..... 362 / Nays 1

¶52.27 [Roll No. 252]

YEAS—362

Abercrombie
Aderholt
Akin
Alexander
Allen
Andrews
Baca
Baker
Baldwin
Barrett (SC)
Barrow
Bartlett (MD)
Bass
Bean
Beauprez
Becerra
Berman
Berry
Biggert
Bilirakis
Bishop (GA)
Bishop (NY)
Blackburn
Blumenauer
Boehlert
Boehner
Bonilla
Bonner
Bono
Boozman
Boren
Boswell
Boucher
Boustany
Boyd
Bradley (NH)
Brady (TX)
Brown (SC)
Brown-Waite, Ginny
Burgess
Burton (IN)
Butterfield
Buyer
Camp (MI)
Campbell (CA)
Cannon
Cantor
Capito
Capps
Cardin
Carnahan
Carson
Carter
Castle
Chandler
Chocola
Cleaver
Clyburn
Cole (OK)
Conaway
Conyers
Cooper
Costello
Cramer
Crenshaw
Crowley
Cubin
Cuellar
Culberson
Cummings
Davis (AL)
Davis (CA)
Davis, Jo Ann
Davis, Tom
DeFazio
DeGette
Delahunt
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Dicks
Dingell
Doggett
Doolittle
Doyle
Drake
Dreier
Duncan
Edwards
Ehlers
Emanuel
Emerson
English (PA)
Eshoo
Etheridge
Everett
Farr
Fattah
Feeney
Ferguson
Filner
Fitzpatrick (PA)
Flake
Foley
Forbes
Fortenberry
Fossella
Foxx
Frank (MA)
Franks (AZ)
Frelinghuysen
Garrett (NJ)
Gerlach
Gilchrest
Gohmert
Gonzalez
Goode
Goodlatte
Gordon
Granger
Graves
Green, Al
Green, Gene
Grijalva
Gutknecht
Hall
Harman
Harris
Hart
Hastings (WA)
Hayes
Hayworth
Hefley
Hensarling
Herger
Herseth
Higgins
Hinojosa
Hobson
Hoekstra
Holden
Holt
Honda
Hooley
Hostettler
Hoyer
Hulshof
Hunter
Hyde
Inglis (SC)
Inslee
Israel
Issa
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Jindal
Johnson (CT)
Johnson, E. B.
Johnson, Sam
Jones (NC)
Jones (OH)
Kanjorski
Kaptur
Keller
Kelly
Kennedy (MN)
Kennedy (RI)
Kildee
Kilpatrick (MI)
Kind
King (IA)
King (NY)
Kingston
Kirk
Kline
Knollenberg
Kolbe
Kucinich
Kuhl (NY)
LaHood
Langevin
Lantos
Larsen (WA)
Larson (CT)
Latham
LaTourette
Leach
Lee
Levin
Lewis (CA)
Lewis (GA)
Lewis (KY)
Linder
Lipinski
LoBiondo
Lofgren, Zoe
Lowey
Lucas
Lungren, Daniel E.
Lynch
Mack
Maloney
Marchant
Markey
Marshall
Matheson
McCarthy
McCaul (TX)
McCollum (MN)
McCotter
McCrery
McDermott
McGovern
McHenry
McHugh
McIntyre
McKeon
McKinney
McMorris
McNulty
Meehan
Meeks (NY)
Melancon
Mica
Michaud
Miller (FL)
Miller (NC)
Miller, George
Mollohan
Moore (KS)
Moore (WI)
Moran (KS)
Murphy
Murtha
Myrick
Nadler
Napolitano
Neal (MA)
Neugebauer
Ney
Northup
Norwood
Nunes
Oberstar
Obey
Olver
Ortiz
Osborne
Otter
Owens
Pallone
Pascrell
Pastor
Pearce
Pelosi
Pence
Petri
Pickering
Pitts
Platts
Poe
Pombo
Pomeroy
Porter
Price (GA)
Price (NC)
Putnam
Radanovich
Rahall
Ramstad
Rangel
Regula
Rehberg
Reichert
Renzi
Reyes
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Ros-Lehtinen
Ross
Rothman
Royce
Ruppersberger
Ryan (OH)
Ryan (WI)
Ryun (KS)
Sabo
Salazar
Sanders
Saxton
Schakowsky
Schiff
Schmidt
Schwartz (PA)
Scott (GA)
Scott (VA)
Sensenbrenner
Serrano
Shadegg
Shaw
Sherman
Sherwood
Shimkus
Shuster
Simmons
Simpson
Skelton
Slaughter
Smith (NJ)
Smith (TX)
Smith (WA)
Sodrel
Solis
Souder
Spratt
Stark
Stearns
Stupak
Sullivan
Tancredo
Tanner
Tauscher
Taylor (MS)
Terry
Thomas
Thompson (CA)
Thompson (MS)
Thornberry
Tiahrt
Tiberi
Tierney
Towns
Turner
Udall (CO)
Udall (NM)
Upton
Van Hollen
Velázquez
Visclosky
Walden (OR)
Walsh
Wamp
Wasserman Schultz
Watt
Waxman
Weiner

Weldon (FL)
Weldon (PA)
Weller
Westmoreland
Whitfield
Wicker
Wilson (NM)
Wolf
Woolsey
Wu
Wynn
Young (FL)

NAYS—1

Paul

NOT VOTING—68

Ackerman
Bachus
Baird
Barton (TX)
Berkley
Bishop (UT)
Blunt
Brady (PA)
Brown (OH)
Brown, Corrine
Calvert
Capuano
Cardoza
Case
Chabot
Clay
Coble
Costa
Davis (FL)
Davis (IL)
Davis (KY)
Davis (TN)
Deal (GA)
DeLauro
Engel
Evans
Ford
Gallegly
Gibbons
Gillmor
Gingrey
Green (WI)
Gutierrez
Hastings (FL)
Hinchey
Istook
Jenkins
Johnson (IL)
Manzullo
Matsui
Meek (FL)
Millender-McDonald
Miller (MI)
Miller, Gary
Moran (VA)
Musgrave
Nussle
Oxley
Payne
Peterson (MN)
Peterson (PA)
Pryce (OH)
Roybal-Allard
Rush
Sánchez, Linda T.
Sanchez, Loretta
Schwarz (MI)
Sessions
Shays
Snyder
Strickland
Sweeney
Taylor (NC)
Waters
Watson
Wexler
Wilson (SC)
Young (AK)

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said resolution, as amended, was agreed to.

By unanimous consent, the title was amended so as to read: ''A resolution condemning the People's Republic of China for its continued interference in the internal affairs of the Catholic Church and its persecution of Catholics loyal to the Pope.''.

A motion to reconsider the votes whereby the rules were suspended and said resolution, as amended, was agreed to and the title was amended was, by unanimous consent, laid on the table.

¶52.28 H. RES. 608—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mr. BRADLEY of New Hampshire, pursuant to clause 8, rule XX, announced the further unfinished business to be the motion to suspend the rules and agree to the resolution (H. Res. 608) condemning the escalating levels of religious persecution in the People's Republic of China; as amended.

The question being put,

Will the House suspend the rules and agree to said resolution, as amended?

The vote was taken by electronic device.

It was decided in the affirmative ..... { Yeas ..... 363; Nays ..... 1 }

¶52.29 [Roll No. 253]

YEAS—363

Abercrombie
Aderholt
Akin
Alexander
Allen
Andrews
Baca
Baker
Baldwin
Barrett (SC)
Barrow
Bartlett (MD)
Bass
Bean
Beauprez
Becerra
Berman
Berry
Biggert
Bilirakis
Bishop (GA)
Bishop (NY)
Blackburn
Blumenauer
Boehlert
Boehner
Bonilla
Bonner
Bono
Boozman
Boren
Boswell
Boucher
Boustany
Boyd
Bradley (NH)
Brady (TX)
Brown (SC)
Brown-Waite, Ginny
Burgess
Burton (IN)
Butterfield
Buyer
Camp (MI)
Campbell (CA)
Cannon
Cantor
Capito
Capps
Cardin
Carnahan
Carson
Carter
Castle
Chandler
Chocola
Cleaver
Clyburn
Cole (OK)
Conaway
Conyers
Cooper
Costello
Cramer
Crenshaw
Crowley
Cubin
Cuellar
Culberson
Cummings
Davis (AL)
Davis (CA)
Davis, Jo Ann
Davis, Tom
DeFazio
DeGette
Delahunt
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Dicks
Dingell
Doggett
Doolittle
Doyle
Drake
Dreier
Duncan
Edwards
Ehlers
Emanuel
Emerson
English (PA)
Eshoo
Etheridge
Everett
Farr
Fattah
Feeney
Ferguson
Filner
Fitzpatrick (PA)
Flake
Foley
Forbes
Fortenberry
Fossella
Foxx
Frank (MA)
Franks (AZ)
Frelinghuysen
Garrett (NJ)
Gerlach
Gilchrest
Gohmert
Gonzalez
Goode
Goodlatte
Gordon
Granger
Graves
Green, Al
Green, Gene
Grijalva
Gutknecht
Hall
Harman
Harris
Hart
Hastings (FL)
Hastings (WA)
Hayes
Hayworth
Hefley
Hensarling
Herger
Herseth
Higgins
Hinojosa
Hobson
Hoekstra
Holden
Holt
Honda
Hooley
Hostettler
Hoyer
Hulshof
Hunter
Hyde
Inglis (SC)
Inslee
Israel
Issa
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Jindal
Johnson (CT)
Johnson, E. B.
Johnson, Sam
Jones (NC)
Jones (OH)
Kanjorski
Kaptur
Keller
Kelly
Kennedy (MN)
Kennedy (RI)
Kildee
Kilpatrick (MI)
Kind
King (IA)
King (NY)
Kingston
Kirk
Kline
Knollenberg
Kolbe
Kucinich
Kuhl (NY)
LaHood
Langevin
Lantos
Larsen (WA)
Larson (CT)
Latham
LaTourette
Leach
Lee
Levin
Lewis (CA)
Lewis (GA)
Lewis (KY)
Linder
Lipinski
LoBiondo
Lofgren, Zoe
Lowey
Lucas
Lungren, Daniel E.
Lynch
Mack
Maloney
Marchant
Markey
Marshall
Matheson
McCarthy
McCaul (TX)
McCollum (MN)
McCotter
McCrery
McDermott
McGovern
McHenry
McHugh
McIntyre
McKeon
McKinney
McMorris
McNulty
Meehan
Meeks (NY)
Melancon
Mica
Michaud
Miller (FL)
Miller (NC)
Miller, George
Mollohan
Moore (KS)
Moore (WI)
Moran (KS)
Murphy
Murtha
Myrick
Nadler
Napolitano
Neal (MA)
Neugebauer
Ney
Northup
Norwood
Nunes
Oberstar
Obey
Olver
Ortiz
Osborne
Otter
Owens
Pallone
Pascrell
Pastor
Pearce
Pelosi
Pence
Petri
Pickering
Pitts
Platts
Poe
Pombo
Pomeroy
Porter
Price (GA)
Price (NC)
Putnam
Radanovich
Rahall
Ramstad
Rangel
Regula
Rehberg
Reichert
Renzi
Reyes
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Ros-Lehtinen
Ross
Rothman
Royce
Ruppersberger
Ryan (OH)
Ryan (WI)
Ryun (KS)
Sabo
Salazar
Sanders
Saxton
Schakowsky
Schiff
Schmidt
Schwartz (PA)
Scott (GA)
Scott (VA)
Sensenbrenner
Serrano
Shadegg
Shaw
Sherman
Sherwood
Shimkus
Shuster
Simmons
Simpson
Skelton
Slaughter
Smith (NJ)
Smith (TX)
Smith (WA)
Sodrel
Solis
Souder
Spratt
Stark
Stearns
Stupak
Sullivan
Tancredo
Tanner
Tauscher
Taylor (MS)
Terry
Thomas
Thompson (CA)
Thompson (MS)
Thornberry
Tiahrt
Tiberi
Tierney
Towns
Turner
Udall (CO)
Udall (NM)
Upton
Van Hollen
Velázquez
Visclosky
Walden (OR)
Walsh
Wamp
Wasserman Schultz
Watt
Waxman
Weiner
Weldon (FL)
Weldon (PA)
Weller
Westmoreland
Whitfield
Wicker
Wilson (NM)
Wolf
Woolsey
Wu
Wynn
Young (FL)

NAYS—1

Paul

NOT VOTING—67

Ackerman
Bachus
Baird
Barton (TX)
Berkley
Bishop (UT)
Blunt
Brady (PA)
Brown (OH)
Brown, Corrine
Calvert
Capuano
Cardoza
Case
Chabot
Clay
Coble
Costa
Davis (FL)
Davis (IL)
Davis (KY)
Davis (TN)
Deal (GA)
DeLauro
Engel
Evans
Ford
Gallegly
Gibbons
Gillmor
Gingrey
Green (WI)
Gutierrez
Hinchey
Istook
Jenkins
Johnson (IL)
Manzullo
Matsui
Meek (FL)
Millender-McDonald
Miller (MI)
Miller, Gary
Moran (VA)
Musgrave
Nussle
Oxley
Payne
Peterson (MN)
Peterson (PA)
Pryce (OH)
Roybal-Allard
Rush
Sánchez, Linda T.
Sanchez, Loretta
Schwarz (MI)
Sessions
Shays
Snyder
Strickland
Sweeney
Taylor (NC)
Waters
Watson
Wexler
Wilson (SC)
Young (AK)

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said resolution, as amended, was agreed to.

A motion to reconsider the vote whereby the rules were suspended and said resolution, as amended, was agreed to was, by unanimous consent, laid on the table.

¶52.30 H. CON. RES. 338—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mr. BRADLEY of New Hampshire, pursuant to clause 8, rule XX, announced the further unfinished business to be the motion to suspend the rules and agree to the concurrent resolution (H. Con. Res. 338) expressing the sense of Congress regarding the activities of Islamist terrorist organizations in the Western Hemisphere.

The question being put,

Will the House suspend the rules and agree to said concurrent resolution?

The vote was taken by electronic device.

It was decided in the affirmative ..... { Yeas ..... 364; Nays ..... 0; Answered present 1 }

¶52.31 [Roll No. 254]

YEAS—364

Aderholt
Akin
Alexander
Allen
Andrews
Baca
Baker
Baldwin
Barrett (SC)
Barrow
Bartlett (MD)
Bass
Bean
Beauprez
Becerra
Berman
Berry
Biggert
Bilirakis
Bishop (GA)
Bishop (NY)
Blackburn
Blumenauer
Boehlert
Boehner
Bonilla
Bonner
Bono
Boozman
Boren
Boswell
Boucher
Boustany
Boyd
Bradley (NH)
Brady (TX)
Brown (SC)
Brown-Waite, Ginny
Burgess
Burton (IN)
Butterfield
Buyer
Camp (MI)
Campbell (CA)
Cannon
Cantor
Capito
Capps
Cardin
Carnahan
Carson
Carter
Castle
Chabot
Chandler
Chocola
Cleaver
Clyburn
Cole (OK)
Conaway
Conyers
Cooper

Costello
Cramer
Crenshaw
Crowley
Cubin
Cuellar
Culberson
Cummings
Davis (AL)
Davis (CA)
Davis (KY)
Davis, Jo Ann
Davis, Tom
DeFazio
DeGette
Delahunt
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Dicks
Dingell
Doggett
Doolittle
Doyle
Drake
Dreier
Duncan
Edwards
Ehlers
Emanuel
Emerson
English (PA)
Eshoo
Etheridge
Everett
Farr
Fattah
Feeney
Ferguson
Filner
Fitzpatrick (PA)
Flake
Foley
Forbes
Fortenberry
Fossella
Foxx
Frank (MA)
Franks (AZ)
Frelinghuysen
Garrett (NJ)
Gerlach
Gilchrest
Gohmert
Gonzalez
Goode
Goodlatte
Gordon
Granger
Graves
Green, Al
Green, Gene
Grijalva
Gutknecht
Hall
Harman
Harris
Hart
Hastings (FL)
Hastings (WA)
Hayes
Hayworth
Hefley
Hensarling
Herger
Herseth
Higgins
Hinojosa
Hobson
Hoekstra
Holden
Holt
Honda
Hooley
Hostettler
Hoyer
Hulshof
Hunter
Hyde
Inglis (SC)
Inslee
Israel
Issa
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Jindal
Johnson (CT)
Johnson, E. B.
Johnson, Sam
Jones (NC)
Jones (OH)
Kanjorski
Kaptur
Keller
Kelly
Kennedy (MN)
Kennedy (RI)
Kildee
Kilpatrick (MI)
Kind
King (IA)
King (NY)
Kingston
Kirk
Kline
Knollenberg
Kolbe
Kucinich
Kuhl (NY)
LaHood
Langevin
Lantos
Larsen (WA)
Larson (CT)
Latham
LaTourette
Leach
Lee
Levin
Lewis (CA)
Lewis (GA)
Lewis (KY)
Linder
Lipinski
LoBiondo
Lofgren, Zoe
Lowey
Lucas
Lungren, Daniel E.
Lynch
Mack
Maloney
Marchant
Markey
Marshall
Matheson
McCarthy
McCaul (TX)
McCollum (MN)
McCotter
McCrery
McDermott
McGovern
McHenry
McHugh
McIntyre
McKeon
McMorris
McNulty
Meehan
Meeks (NY)
Melancon
Mica
Michaud
Miller (FL)
Miller (NC)
Miller, George
Mollohan
Moore (KS)
Moran (KS)
Murphy
Murtha
Myrick
Nadler
Napolitano
Neal (MA)
Neugebauer
Ney
Northup
Norwood
Nunes
Oberstar
Obey
Olver
Ortiz
Osborne
Otter
Owens
Pallone
Pascrell
Pastor
Paul
Pearce
Pelosi
Pence
Petri
Pickering
Pitts
Platts
Poe
Pombo
Pomeroy
Porter
Price (GA)
Price (NC)
Putnam
Radanovich
Rahall
Ramstad
Rangel
Regula
Rehberg
Reichert
Renzi
Reyes
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Ros-Lehtinen
Ross
Rothman
Royce
Ruppersberger
Ryan (OH)
Ryan (WI)
Ryun (KS)
Sabo
Salazar
Sanders
Saxton
Schakowsky
Schiff
Schmidt
Schwartz (PA)
Scott (GA)
Scott (VA)
Sensenbrenner
Serrano
Shadegg
Shaw
Sherman
Sherwood
Shimkus
Shuster
Simmons
Simpson
Skelton
Slaughter
Smith (NJ)
Smith (TX)
Smith (WA)
Sodrel
Solis
Souder
Spratt
Stark
Stearns
Stupak
Sullivan
Tancredo
Tanner
Tauscher
Taylor (MS)
Terry
Thomas
Thompson (CA)
Thompson (MS)
Thornberry
Tiahrt
Tiberi
Tierney
Towns
Turner
Udall (CO)
Udall (NM)
Upton
Van Hollen
Velázquez
Visclosky
Walden (OR)
Walsh
Wamp
Wasserman Schultz
Waters
Watt
Waxman
Weiner
Weldon (FL)
Weldon (PA)
Weller
Westmoreland
Whitfield
Wicker
Wilson (NM)
Wolf
Woolsey
Wu
Wynn
Young (FL)

ANSWERED ''PRESENT''—1

Abercrombie

NOT VOTING—66

Ackerman
Bachus
Baird
Barton (TX)
Berkley
Bishop (UT)
Blunt
Brady (PA)
Brown (OH)
Brown, Corrine
Calvert
Capuano
Cardoza
Case
Clay
Coble
Costa
Davis (FL)
Davis (IL)
Davis (TN)
Deal (GA)
DeLauro
Engel
Evans
Ford
Gallegly
Gibbons
Gillmor
Gingrey
Green (WI)
Gutierrez
Hinchey
Istook
Jenkins
Johnson (IL)
Manzullo
Matsui
McKinney
Meek (FL)
Millender-McDonald
Miller (MI)
Miller, Gary
Moore (WI)
Moran (VA)
Musgrave
Nussle
Oxley
Payne
Peterson (MN)
Peterson (PA)
Pryce (OH)
Roybal-Allard
Rush
Sánchez, Linda T.
Sanchez, Loretta
Schwarz (MI)
Sessions
Shays
Snyder
Strickland
Sweeney
Taylor (NC)
Watson
Wexler
Wilson (SC)
Young (AK)

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said concurrent resolution was agreed to.

A motion to reconsider the vote whereby the rules were suspended and said concurrent resolution was agreed to was, by unanimous consent, laid on the table.

¶52.32 H. RES. 857—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mr. BRADLEY of New Hampshire, pursuant to clause 8, rule XX, announced the further unfinished business to be the question on ordering the previous question on the resolution (H. Res. 857) waiving points of order against the conference report to accompany the bill (H.R. 4939) making emergency supplemental appropriations for the fiscal year ending September 30, 2006, and for other purposes.

The question being put,

Will the House now order the previous question?

The vote was taken by electronic device.

It was decided in the affirmative ..... { Yeas ..... 204 / Nays 165

¶52.33 [Roll No. 255]

YEAS—204

Aderholt
Akin
Alexander
Bachus
Baker
Barrett (SC)
Bartlett (MD)
Bass
Beauprez
Biggert
Bilirakis
Blackburn
Boehlert
Boehner
Bonilla
Bonner
Bono
Boozman
Boustany
Bradley (NH)
Brady (TX)
Brown (SC)
Brown-Waite, Ginny
Burgess
Burton (IN)
Buyer
Camp (MI)
Campbell (CA)
Cannon
Cantor
Capito
Carter
Castle
Chabot
Chocola
Cole (OK)
Conaway
Crenshaw
Cubin
Culberson
Davis (KY)
Davis, Jo Ann
Davis, Tom
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Doolittle
Drake
Dreier
Duncan
Ehlers
Emerson
English (PA)
Everett
Feeney
Ferguson
Fitzpatrick (PA)
Flake
Foley
Forbes
Fortenberry
Fossella
Foxx
Franks (AZ)
Frelinghuysen
Garrett (NJ)
Gerlach
Gilchrest
Gohmert
Goode
Goodlatte
Granger
Graves
Gutknecht
Hall
Harris
Hart
Hastings (WA)
Hayes
Hayworth
Hefley
Hensarling
Herger
Hobson
Hoekstra
Hostettler
Hulshof
Hunter
Hyde
Inglis (SC)
Issa
Jindal
Johnson (CT)
Johnson, Sam
Jones (NC)
Keller
Kelly
Kennedy (MN)
King (IA)
King (NY)
Kingston
Kirk
Kline
Knollenberg
Kolbe
Kuhl (NY)
LaHood
Latham
LaTourette
Leach
Lewis (CA)
Lewis (KY)
Linder
LoBiondo
Lucas
Lungren, Daniel E.
Mack
Marchant
McCaul (TX)
McCotter
McCrery
McHenry
McHugh
McIntyre
McKeon
McMorris
Melancon
Mica
Miller (FL)
Moran (KS)
Murphy
Myrick
Neugebauer
Ney
Northup
Norwood
Nunes
Osborne
Otter
Paul
Pearce
Pence
Petri
Pickering
Pitts
Platts
Poe
Pombo
Porter
Price (GA)
Putnam
Radanovich
Ramstad
Regula
Rehberg
Reichert
Renzi
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Ros-Lehtinen
Royce
Ryan (WI)
Ryun (KS)
Saxton
Schmidt
Scott (VA)
Sensenbrenner
Shadegg
Shaw
Sherwood
Shimkus
Shuster
Simmons
Simpson
Smith (NJ)
Smith (TX)
Sodrel
Souder
Stearns
Sullivan
Tancredo
Terry
Thomas
Thornberry
Tiahrt
Tiberi
Turner
Upton
Walden (OR)
Walsh
Wamp
Weldon (FL)
Weldon (PA)
Weller
Westmoreland
Whitfield
Wicker
Wilson (NM)
Wilson (SC)
Wolf
Young (FL)

NAYS—165

Abercrombie
Allen
Andrews
Baca
Baldwin
Barrow
Bean
Becerra
Berman
Berry
Bishop (GA)
Bishop (NY)
Blumenauer
Boren
Boswell
Boucher
Boyd
Butterfield
Capps
Cardin
Carson
Chandler
Cleaver
Clyburn
Conyers
Cooper
Costello
Cramer
Crowley
Cuellar
Cummings
Davis (AL)
Davis (CA)
Davis (IL)
DeFazio
DeGette
Delahunt
Dicks
Dingell
Doggett
Doyle
Edwards
Emanuel
Eshoo
Etheridge
Farr
Fattah
Filner
Frank (MA)
Gonzalez
Gordon
Green, Al
Green, Gene
Grijalva
Harman
Hastings (FL)
Herseth
Higgins
Hinojosa
Holden
Holt
Honda
Hooley
Hoyer
Inslee
Israel
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Johnson, E. B.
Jones (OH)
Kanjorski
Kaptur
Kennedy (RI)
Kildee
Kilpatrick (MI)
Kind
Kucinich
Langevin
Lantos
Larsen (WA)
Larson (CT)
Lee
Levin
Lewis (GA)
Lipinski
Lofgren, Zoe
Lowey
Lynch
Maloney
Markey
Marshall
Matheson
McCarthy
McCollum (MN)
McDermott
McGovern
McKinney
McNulty
Meehan
Meeks (NY)
Michaud
Miller (NC)
Miller, George
Mollohan
Moore (KS)
Moore (WI)
Murtha
Nadler
Napolitano
Neal (MA)
Oberstar
Obey
Olver
Ortiz
Owens
Pallone
Pascrell
Pastor
Pelosi
Pomeroy
Price (NC)
Rahall
Rangel
Reyes
Ross
Rothman
Ruppersberger
Ryan (OH)
Sabo
Salazar
Sanders
Schakowsky
Schiff
Schwartz (PA)
Scott (GA)
Serrano
Sherman
Skelton
Slaughter
Smith (WA)
Solis
Spratt
Stark
Stupak
Tanner
Tauscher
Taylor (MS)
Thompson (CA)
Thompson (MS)
Tierney
Towns
Udall (CO)
Udall (NM)
Van Hollen
Velázquez
Visclosky
Wasserman Schultz
Waters

Watt	Weiner	Wu
Waxman	Woolsey	Wynn

NOT VOTING—62

Ackerman	Evans	Oxley
Baird	Ford	Payne
Barton (TX)	Gallegly	Peterson (MN)
Berkley	Gibbons	Peterson (PA)
Bishop (UT)	Gillmor	Pryce (OH)
Blunt	Gingrey	Roybal-Allard
Brady (PA)	Green (WI)	Rush
Brown (OH)	Gutierrez	Sánchez, Linda T.
Brown, Corrine	Hinchey	Sanchez, Loretta
Calvert	Istook	Schwarz (MI)
Capuano	Jenkins	Sessions
Cardoza	Johnson (IL)	Shays
Carnahan	Manzullo	Snyder
Case	Matsui	Strickland
Clay	Meek (FL)	Sweeney
Coble	Millender-McDonald	Taylor (NC)
Costa	Miller (MI)	Watson
Davis (FL)	Miller, Gary	Wexler
Davis (TN)	Moran (VA)	Young (AK)
Deal (GA)	Musgrave	
DeLauro	Nussle	
Engel		

So the previous question on the resolution was ordered.

The question being put, viva voce,

Will the House agree to said resolution?

The SPEAKER pro tempore, Mr. BRADLEY of New Hampshire, announced that the yeas had it.

So the resolution was agreed to.

A motion to reconsider the vote whereby said resolution was agreed to was, by unanimous consent, laid on the table.

¶52.34 EMERGENCY SUPPLEMENTAL APPROPRIATIONS FY 2006

Mr. LEWIS of California, pursuant to House Resolution 857, called up the following conference report (Rept. No. 109–494):

The committee of conference on the disagreeing votes of the two Houses on the amendment of the Senate to the bill (H.R. 4939), ''making emergency supplemental appropriations for the fiscal year ending September 30, 2006, and for other purposes'', having met, after full and free conference, have agreed to recommend and do recommend to their respective Houses as follows:

That the House recede from its disagreement to the amendment of the Senate and agree to the same with an amendment as follows:

In lieu of the matter proposed to be inserted by the amendment of the Senate, insert the following:

That the following sums are appropriated, out of any money in the Treasury not otherwise appropriated, for the fiscal year ending September 30, 2006, and for other purposes, namely:

TITLE I

GLOBAL WAR ON TERROR SUPPLEMENTAL APPROPRIATIONS

CHAPTER 1

DEPARTMENT OF AGRICULTURE

FOREIGN AGRICULTURAL SERVICE

PUBLIC LAW 480 TITLE II GRANTS

For an additional amount for ''Public Law 480 Title II Grants'', during the current fiscal year, not otherwise recoverable, and unrecovered prior years' costs, including interest thereon, under the Agricultural Trade Development and Assistance Act of 1954, for commodities supplied in connection with dispositions abroad under title II of said Act, $350,000,000, to remain available until expended: Provided, That from this amount, to the maximum extent possible, funding shall be used to support the previously approved fiscal year 2006 programs under section 204(a)(2) of the Agricultural Trade Development and Assistance Act of 1954: Provided further, That the amount provided under this heading is designated as an emergency requirement pursuant to section 402 of H. Con. Res. 95 (109th Congress), the concurrent resolution on the budget for fiscal year 2006.

CHAPTER 2

DEPARTMENT OF DEFENSE—MILITARY

MILITARY PERSONNEL

MILITARY PERSONNEL, ARMY

For an additional amount for ''Military Personnel, Army'', $6,587,473,000: Provided, That the amount provided under this heading is designated as an emergency requirement pursuant to section 402 of H. Con. Res. 95 (109th Congress), the concurrent resolution on the budget for fiscal year 2006.

MILITARY PERSONNEL, NAVY

For an additional amount for ''Military Personnel, Navy'', $1,321,474,000: Provided, That the amount provided under this heading is designated as an emergency requirement pursuant to section 402 of H. Con. Res. 95 (109th Congress), the concurrent resolution on the budget for fiscal year 2006.

MILITARY PERSONNEL, MARINE CORPS

For an additional amount for ''Military Personnel, Marine Corps'', $840,872,000: Provided, That the amount provided under this heading is designated as an emergency requirement pursuant to section 402 of H. Con. Res. 95 (109th Congress), the concurrent resolution on the budget for fiscal year 2006.

MILITARY PERSONNEL, AIR FORCE

For an additional amount for ''Military Personnel, Air Force'', $1,155,713,000: Provided, That the amount provided under this heading is designated as an emergency requirement pursuant to section 402 of H. Con. Res. 95 (109th Congress), the concurrent resolution on the budget for fiscal year 2006.

RESERVE PERSONNEL, ARMY

For an additional amount for ''Reserve Personnel, Army'', $140,570,000: Provided, That the amount provided under this heading is designated as an emergency requirement pursuant to section 402 of H. Con. Res. 95 (109th Congress), the concurrent resolution on the budget for fiscal year 2006.

RESERVE PERSONNEL, NAVY

For an additional amount for ''Reserve Personnel, Navy'', $110,712,000: Provided, That the amount provided under this heading is designated as an emergency requirement pursuant to section 402 of H. Con. Res. 95 (109th Congress), the concurrent resolution on the budget for fiscal year 2006.

RESERVE PERSONNEL, MARINE CORPS

For an additional amount for ''Reserve Personnel, Marine Corps'', $10,627,000: Provided, That the amount provided under this heading is designated as an emergency requirement pursuant to section 402 of H. Con. Res. 95 (109th Congress), the concurrent resolution on the budget for fiscal year 2006.

RESERVE PERSONNEL, AIR FORCE

For an additional amount for ''Reserve Personnel, Air Force'', $1,940,000: Provided, That the amount provided under this heading is designated as an emergency requirement pursuant to section 402 of H. Con. Res. 95 (109th Congress), the concurrent resolution on the budget for fiscal year 2006.

NATIONAL GUARD PERSONNEL, ARMY

For an additional amount for ''National Guard Personnel, Army'', $111,550,000: Provided, That the amount provided under this heading is designated as an emergency requirement pursuant to section 402 of H. Con. Res. 95 (109th Congress), the concurrent resolution on the budget for fiscal year 2006.

NATIONAL GUARD PERSONNEL, AIR FORCE

For an additional amount for ''National Guard Personnel, Air Force'', $1,200,000: Provided, That the amount provided under this heading is designated as an emergency requirement pursuant to section 402 of H. Con. Res. 95 (109th Congress), the concurrent resolution on the budget for fiscal year 2006.

OPERATION AND MAINTENANCE

OPERATION AND MAINTENANCE, ARMY

For an additional amount for ''Operation and Maintenance, Army'', $17,744,410,000: Provided, That the amount provided under this heading is designated as an emergency requirement pursuant to section 402 of H. Con. Res. 95 (109th Congress), the concurrent resolution on the budget for fiscal year 2006.

OPERATION AND MAINTENANCE, NAVY

For an additional amount for ''Operation and Maintenance, Navy'', $2,696,693,000: Provided, That the amount provided under this heading is designated as an emergency requirement pursuant to section 402 of H. Con. Res. 95 (109th Congress), the concurrent resolution on the budget for fiscal year 2006.

OPERATION AND MAINTENANCE, MARINE CORPS

For an additional amount for ''Operation and Maintenance, Marine Corps'', $1,639,911,000: Provided, That the amount provided under this heading is designated as an emergency requirement pursuant to section 402 of H. Con. Res. 95 (109th Congress), the concurrent resolution on the budget for fiscal year 2006.

OPERATION AND MAINTENANCE, AIR FORCE

For an additional amount for ''Operation and Maintenance, Air Force'', $5,576,257,000: Provided, That the amount provided under this heading is designated as an emergency requirement pursuant to section 402 of H. Con. Res. 95 (109th Congress), the concurrent resolution on the budget for fiscal year 2006.

OPERATION AND MAINTENANCE, DEFENSE-WIDE

(INCLUDING TRANSFER OF FUNDS)

For an additional amount for ''Operation and Maintenance, Defense-Wide'', $2,830,677,000, of which—

(1) not to exceed $25,000,000 may be used for the Combatant Commander Initiative Fund, to be used in support of Operation Iraqi Freedom and Operation Enduring Freedom;

(2) not to exceed $5,000,000 can be used for emergencies and extraordinary expenses, to be expended on the approval or authority of the Secretary of Defense, and payments may be made on his certificate of necessity for confidential military purposes;

(3) not to exceed $740,000,000, to remain available until expended, may be used for payments to reimburse Pakistan, Jordan, and other key cooperating nations, for logistical, military, and other support provided, or to be provided, to United States military operations, notwithstanding any other provision of law: Provided, That such payments may be made in such amounts as the Secretary of Defense, with the concurrence of the Secretary of State, and in consultation with the Director of the Office of Management and Budget, may determine, in his discretion, based on documentation determined by the Secretary of Defense to adequately account for the support provided, and such determination is final and conclusive upon the accounting officers of the United States, and 15 days following notification to the appropriate congressional committees: Provided further, That the Secretary of Defense shall provide quarterly reports to the congressional defense committees on the use of funds provided in this paragraph; and

(4) up to $75,000,000 shall be transferred to the Coast Guard ''Operating Expenses'' account:

Provided further, That the amount provided under this heading is designated as an emergency requirement pursuant to section 402 of H. Con. Res. 95 (109th Congress), the concurrent resolution on the budget for fiscal year 2006.

OPERATION AND MAINTENANCE, ARMY RESERVE

For an additional amount for ''Operation and Maintenance, Army Reserve'', $100,100,000: Provided, That the amount provided under this

heading is designated as an emergency requirement pursuant to section 402 of H. Con. Res. 95 (109th Congress), the concurrent resolution on the budget for fiscal year 2006.

OPERATION AND MAINTENANCE, NAVY RESERVE

For an additional amount for ''Operation and Maintenance, Navy Reserve'', $78,509,000: Provided, That the amount provided under this heading is designated as an emergency requirement pursuant to section 402 of H. Con. Res. 95 (109th Congress), the concurrent resolution on the budget for fiscal year 2006.

OPERATION AND MAINTENANCE, MARINE CORPS RESERVE

For an additional amount for ''Operation and Maintenance, Marine Corps Reserve'', $87,875,000: Provided, That the amount provided under this heading is designated as an emergency requirement pursuant to section 402 of H. Con. Res. 95 (109th Congress), the concurrent resolution on the budget for fiscal year 2006.

OPERATION AND MAINTENANCE, AIR FORCE RESERVE

For an additional amount for ''Operation and Maintenance, Air Force Reserve'', $18,563,000: Provided, That the amount provided under this heading is designated as an emergency requirement pursuant to section 402 of H. Con. Res. 95 (109th Congress), the concurrent resolution on the budget for fiscal year 2006.

OPERATION AND MAINTENANCE, ARMY NATIONAL GUARD

For an additional amount for ''Operation and Maintenance, Army National Guard'', $178,600,000: Provided, That the amount provided under this heading is designated as an emergency requirement pursuant to section 402 of H. Con. Res. 95 (109th Congress), the concurrent resolution on the budget for fiscal year 2006.

OPERATION AND MAINTENANCE, AIR NATIONAL GUARD

For an additional amount for ''Operation and Maintenance, Air National Guard'', $30,400,000: Provided, That the amount provided under this heading is designated as an emergency requirement pursuant to section 402 of H. Con. Res. 95 (109th Congress), the concurrent resolution on the budget for fiscal year 2006.

FORMER SOVIET UNION THREAT REDUCTION ACCOUNT

For an additional amount for ''Former Soviet Union Threat Reduction Account'', $44,500,000: Provided, That the amount provided under this heading is designated as an emergency requirement pursuant to section 402 of H. Con. Res. 95 (109th Congress), the concurrent resolution on the budget for fiscal year 2006.

AFGHANISTAN SECURITY FORCES FUND

(INCLUDING TRANSFER OF FUNDS)

For the ''Afghanistan Security Forces Fund'', $1,908,133,000, to remain available until September 30, 2007: Provided, That such funds shall be available to the Secretary of Defense, notwithstanding any other provision of law, for the purpose of allowing the Commander, Office of Security Cooperation—Afghanistan, or the Secretary's designee, to provide assistance, with the concurrence of the Secretary of State, to the security forces of Afghanistan, including the provision of equipment, supplies, services, training, facility and infrastructure repair, renovation, and construction, and funding: Provided further, That the authority to provide assistance under this heading is in addition to any other authority to provide assistance to foreign nations: Provided further, That the Secretary of Defense may transfer such funds to appropriations for military personnel; operation and maintenance; Overseas Humanitarian, Disaster, and Civic Aid; procurement; research, development, test and evaluation; and defense working capital funds to accomplish the purposes provided herein: Provided further, That this transfer authority is in addition to any other transfer authority available to the Department of Defense: Provided further, That upon a determination that all or part of the funds so transferred from this appropriation are not necessary for the purposes provided herein, such amounts may be transferred back to this appropriation: Provided further, That contributions of funds for the purposes provided herein from any person, foreign government, or international organization may be credited to this Fund, and used for such purposes: Provided further, That the Secretary shall notify the congressional defense committees in writing upon the receipt and upon the transfer of any contribution delineating the sources and amounts of the funds received and the specific use of such contributions: Provided further, That the Secretary of Defense shall, not fewer than five days prior to making transfers from this appropriation account, notify the congressional defense committees in writing of the details of any such transfer: Provided further, That the Secretary shall submit a report no later than 30 days after the end of each fiscal quarter to the congressional defense committees summarizing the details of the transfer of funds from this appropriation: Provided further, That the amount provided under this heading is designated as an emergency requirement pursuant to section 402 of H. Con. Res. 95 (109th Congress), the concurrent resolution on the budget for fiscal year 2006.

IRAQ SECURITY FORCES FUND

(INCLUDING TRANSFER OF FUNDS)

For the ''Iraq Security Forces Fund'', $3,007,000,000, to remain available until September 30, 2007: Provided, That such funds shall be available to the Secretary of Defense, notwithstanding any other provision of law, for the purpose of allowing the Commander, Multi-National Security Transition Command—Iraq, or the Secretary's designee, to provide assistance, with the concurrence of the Secretary of State, to the security forces of Iraq, including the provision of equipment, supplies, services, training, facility and infrastructure repair, renovation, and construction, and funding: Provided further, That the authority to provide assistance under this heading is in addition to any other authority to provide assistance to foreign nations: Provided further, That the Secretary of Defense may transfer such funds to appropriations for military personnel; operation and maintenance; Overseas Humanitarian, Disaster, and Civic Aid; procurement; research, development, test and evaluation; and defense working capital funds to accomplish the purposes provided herein: Provided further, That this transfer authority is in addition to any other transfer authority available to the Department of Defense: Provided further, That upon a determination that all or part of the funds so transferred from this appropriation are not necessary for the purposes provided herein, such amounts may be transferred back to this appropriation: Provided further, That contributions of funds for the purposes provided herein from any person, foreign government, or international organization may be credited to this Fund, and used for such purposes: Provided further, That the Secretary shall notify the congressional defense committees in writing upon the receipt and upon the transfer of any contribution delineating the sources and amounts of the funds received and the specific use of such contributions: Provided further, That the Secretary of Defense shall, not fewer than five days prior to making transfers from this appropriation account, notify the congressional defense committees in writing of the details of any such transfer: Provided further, That the Secretary shall submit a report no later than 30 days after the end of each fiscal quarter to the congressional defense committees summarizing the details of the transfer of funds from this appropriation: Provided further, That the amount provided under this heading is designated as an emergency requirement pursuant to section 402 of H. Con. Res. 95 (109th Congress), the concurrent resolution on the budget for fiscal year 2006.

JOINT IMPROVISED EXPLOSIVE DEVICE DEFEAT FUND

(INCLUDING TRANSFER OF FUNDS)

For the ''Joint Improvised Explosive Device Defeat Fund'', $1,958,089,000, to remain available until September 30, 2008: Provided, That such funds shall be available to the Secretary of Defense, notwithstanding any other provision of law, for the purpose of allowing the Director of the Joint Improvised Explosive Device Defeat Organization to investigate, develop and provide equipment, supplies, services, training, facilities, personnel and funds to assist United States forces in the defeat of improvised explosive devices: Provided further, That within 60 days of the enactment of this Act, a plan for the intended management and use of the Fund is provided to the congressional defense committees: Provided further, That the Secretary of Defense shall submit a report not later than 30 days after the end of each fiscal quarter to the congressional defense committees providing assessments of the evolving threats, individual service requirements to counter the threats, the current strategy for predeployment training of members of the Armed Forces on improvised explosive devices, and details on the execution of this Fund: Provided further, That the Secretary of Defense may transfer funds provided herein to appropriations for military personnel; operation and maintenance; procurement; research, development, test and evaluation; and defense working capital funds to accomplish the purpose provided herein: Provided further, That this transfer authority is in addition to any other transfer authority available to the Department of Defense: Provided further, That upon determination that all or part of the funds so transferred from this appropriation are not necessary for the purpose provided herein, such amounts may be transferred back to this appropriation: Provided further, That the Secretary of Defense shall, not fewer than 5 days prior to making transfers from this appropriation, notify the congressional defense committees in writing of the details of any such transfer: Provided further, That the amount provided under this heading is designated as an emergency requirement pursuant to section 402 of H. Con. Res. 95 (109th Congress), the concurrent resolution on the budget for fiscal year 2006.

PROCUREMENT

AIRCRAFT PROCUREMENT, ARMY

For an additional amount for ''Aircraft Procurement, Army'', $345,000,000, to remain available until September 30, 2008: Provided, That the amount provided under this heading is designated as an emergency requirement pursuant to section 402 of H. Con. Res. 95 (109th Congress), the concurrent resolution on the budget for fiscal year 2006.

MISSILE PROCUREMENT, ARMY

For an additional amount for ''Missile Procurement, Army'', $203,300,000, to remain available until September 30, 2008: Provided, That the amount provided under this heading is designated as an emergency requirement pursuant to section 402 of H. Con. Res. 95 (109th Congress), the concurrent resolution on the budget for fiscal year 2006.

PROCUREMENT OF WEAPONS AND TRACKED COMBAT VEHICLES, ARMY

For an additional amount for ''Procurement of Weapons and Tracked Combat Vehicles, Army'', $1,767,451,000, to remain available until September 30, 2008: Provided, That the amount provided under this heading is designated as an emergency requirement pursuant to section 402 of H. Con. Res. 95 (109th Congress), the concurrent resolution on the budget for fiscal year 2006.

PROCUREMENT OF AMMUNITION, ARMY

For an additional amount for ''Procurement of Ammunition, Army'', $829,679,000, to remain

available until September 30, 2008: Provided, That the amount provided under this heading is designated as an emergency requirement pursuant to section 402 of H. Con. Res. 95 (109th Congress), the concurrent resolution on the budget for fiscal year 2006.

OTHER PROCUREMENT, ARMY

For an additional amount for ''Other Procurement, Army'', $5,819,645,000, to remain available until September 30, 2008: Provided, That the amount provided under this heading is designated as an emergency requirement pursuant to section 402 of H. Con. Res. 95 (109th Congress), the concurrent resolution on the budget for fiscal year 2006.

AIRCRAFT PROCUREMENT, NAVY

For an additional amount for ''Aircraft Procurement, Navy'', $516,869,000, to remain available until September 30, 2008: Provided, That the amount provided under this heading is designated as an emergency requirement pursuant to section 402 of H. Con. Res. 95 (109th Congress), the concurrent resolution on the budget for fiscal year 2006.

WEAPONS PROCUREMENT, NAVY

For an additional amount for ''Weapons Procurement, Navy'', $55,200,000, to remain available until September 30, 2008: Provided, That the amount provided under this heading is designated as an emergency requirement pursuant to section 402 of H. Con. Res. 95 (109th Congress), the concurrent resolution on the budget for fiscal year 2006.

PROCUREMENT OF AMMUNITION, NAVY AND MARINE CORPS

For an additional amount for ''Procurement of Ammunition, Navy and Marine Corps'', $323,256,000, to remain available until September 30, 2008: Provided, That the amount provided under this heading is designated as an emergency requirement pursuant to section 402 of H. Con. Res. 95 (109th Congress), the concurrent resolution on the budget for fiscal year 2006.

OTHER PROCUREMENT, NAVY

For an additional amount for ''Other Procurement, Navy'', $54,640,000, to remain available until September 30, 2008: Provided, That the amount provided under this heading is designated as an emergency requirement pursuant to section 402 of H. Con. Res. 95 (109th Congress), the concurrent resolution on the budget for fiscal year 2006.

PROCUREMENT, MARINE CORPS

For an additional amount for ''Procurement, Marine Corps'', $2,577,467,000, to remain available until September 30, 2008: Provided, That the amount provided under this heading is designated as an emergency requirement pursuant to section 402 of H. Con. Res. 95 (109th Congress), the concurrent resolution on the budget for fiscal year 2006.

AIRCRAFT PROCUREMENT, AIR FORCE

For an additional amount for ''Aircraft Procurement, Air Force'', $674,815,000, to remain available until September 30, 2008: Provided, That the amount provided under this heading is designated as an emergency requirement pursuant to section 402 of H. Con. Res. 95 (109th Congress), the concurrent resolution on the budget for fiscal year 2006.

PROCUREMENT OF AMMUNITION, AIR FORCE

For an additional amount for ''Procurement of Ammunition, Air Force'', $29,047,000, to remain available until September 30, 2008: Provided, That the amount provided under this heading is designated as an emergency requirement pursuant to section 402 of H. Con. Res. 95 (109th Congress), the concurrent resolution on the budget for fiscal year 2006.

OTHER PROCUREMENT, AIR FORCE

For an additional amount for ''Other Procurement, Air Force'', $1,500,591,000, to remain available until September 30, 2008: Provided, That the amount provided under this heading is designated as an emergency requirement pursuant to section 402 of H. Con. Res. 95 (109th Congress), the concurrent resolution on the budget for fiscal year 2006.

PROCUREMENT, DEFENSE-WIDE

For an additional amount for ''Procurement, Defense-Wide'', $331,353,000, to remain available until September 30, 2008: Provided, That the amount provided under this heading is designated as an emergency requirement pursuant to section 402 of H. Con. Res. 95 (109th Congress), the concurrent resolution on the budget for fiscal year 2006.

RESEARCH, DEVELOPMENT, TEST AND EVALUATION

RESEARCH, DEVELOPMENT, TEST AND EVALUATION, ARMY

For an additional amount for ''Research, Development, Test and Evaluation, Army'', $54,700,000, to remain available until September 30, 2007: Provided, That the amount provided under this heading is designated as an emergency requirement pursuant to section 402 of H. Con. Res. 95 (109th Congress), the concurrent resolution on the budget for fiscal year 2006.

RESEARCH, DEVELOPMENT, TEST AND EVALUATION, NAVY

For an additional amount for ''Research, Development, Test and Evaluation, Navy'', $124,845,000, to remain available until September 30, 2007: Provided, That the amount provided under this heading is designated as an emergency requirement pursuant to section 402 of H. Con. Res. 95 (109th Congress), the concurrent resolution on the budget for fiscal year 2006.

RESEARCH, DEVELOPMENT, TEST AND EVALUATION, AIR FORCE

For an additional amount for ''Research, Development, Test and Evaluation, Air Force'', $382,630,000, to remain available until September 30, 2007: Provided, That the amount provided under this heading is designated as an emergency requirement pursuant to section 402 of H. Con. Res. 95 (109th Congress), the concurrent resolution on the budget for fiscal year 2006.

RESEARCH, DEVELOPMENT, TEST AND EVALUATION, DEFENSE-WIDE

For an additional amount for ''Research, Development, Test and Evaluation, Defense-Wide'', $148,551,000, to remain available until September 30, 2007: Provided, That the amount provided under this heading is designated as an emergency requirement pursuant to section 402 of H. Con. Res. 95 (109th Congress), the concurrent resolution on the budget for fiscal year 2006.

REVOLVING AND MANAGEMENT FUNDS

DEFENSE WORKING CAPITAL FUNDS

For an additional amount for ''Defense Working Capital Funds'', $516,700,000: Provided, That the amount provided under this heading is designated as an emergency requirement pursuant to section 402 of H. Con. Res. 95 (109th Congress), the concurrent resolution on the budget for fiscal year 2006.

OTHER DEPARTMENT OF DEFENSE PROGRAMS

DEFENSE HEALTH PROGRAM

For an additional amount for ''Defense Health Program'', $1,153,562,000 for operation and maintenance: Provided, That the amount provided under this heading is designated as an emergency requirement pursuant to section 402 of H. Con. Res. 95 (109th Congress), the concurrent resolution on the budget for fiscal year 2006.

DRUG INTERDICTION AND COUNTER-DRUG ACTIVITIES, DEFENSE

(INCLUDING TRANSFER OF FUNDS)

For an additional amount for ''Drug Interdiction and Counter-Drug Activities, Defense'', $150,470,000, to remain available until expended: Provided, That these funds may be used only for such activities related to Afghanistan and the Central Asia area: Provided further, That the Secretary of Defense may transfer such funds only to appropriations for military personnel; operation and maintenance; procurement; and research, development, test and evaluation: Provided further, That the funds transferred shall be merged with and be available for the same purposes and for the same time period as the appropriation to which transferred: Provided further, That the transfer authority provided in this paragraph is in addition to any other transfer authority available to the Department of Defense: Provided further, That upon a determination that all or part of the funds transferred from this appropriation are not necessary for the purposes provided herein, such amounts may be transferred back to this appropriation: Provided further, That the amount provided under this heading is designated as an emergency requirement pursuant to section 402 of H. Con. Res. 95 (109th Congress), the concurrent resolution on the budget for fiscal year 2006.

OFFICE OF THE INSPECTOR GENERAL

For an additional amount for ''Office of the Inspector General'', $5,000,000, to remain available until September 30, 2007: Provided, That the amount provided under this heading is designated as an emergency requirement pursuant to section 402 of H. Con. Res. 95 (109th Congress), the concurrent resolution on the budget for fiscal year 2006.

RELATED AGENCIES

INTELLIGENCE COMMUNITY MANAGEMENT ACCOUNT

For an additional amount for the ''Intelligence Community Management Account'', $158,875,000: Provided, That the amount provided under this heading is designated as an emergency requirement pursuant to section 402 of H. Con. Res. 95 (109th Congress), the concurrent resolution on the budget for fiscal year 2006.

GENERAL PROVISIONS—THIS CHAPTER

(TRANSFER OF FUNDS)

SEC. 1201. Upon his determination that such action is necessary in the national interest, the Secretary of Defense may transfer between appropriations up to $2,000,000,000 of the funds made available to the Department of Defense in this chapter: Provided, That the Secretary shall notify the Congress promptly of each transfer made pursuant to this authority: Provided further, That the transfer authority provided in this section is in addition to any other transfer authority available to the Department of Defense: Provided further, That the authority in this section is subject to the same terms and conditions as the authority provided in section 8005 of the Department of Defense Appropriations Act, 2006, except for the fourth proviso.

(TRANSFER OF FUNDS)

SEC. 1202. Section 8005 of the Department of Defense Appropriations Act, 2006, (Public Law 109–148; 119 Stat. 2680), is amended by striking ''$3,750,000,000'' and inserting ''$5,000,000,000'': Provided, That funds previously transferred among appropriations under the authority of section 8005 of Public Law 109–148 pursuant to reprogramming action 06–13PA may be restored to their source appropriations accounts: Provided further, That transfers made pursuant to reprogramming action 06–13PA and transfers back under this section shall not be taken into account for purposes of the limitation on the amount of funds that may be transferred under section 8005: Provided further, That the amount made available by the transfer of funds in or pursuant to this section is designated as an emergency requirement pursuant to section 402 of H. Con. Res. 95 (109th Congress), the concurrent resolution on the budget for fiscal year 2006.

(TRANSFER OF FUNDS)

SEC. 1203. During fiscal year 2006 and from funds in the Defense Cooperation Account, the Secretary of Defense may transfer not to exceed

$5,800,000 to such appropriations or funds of the Department of Defense as he shall determine for use consistent with the purposes for which such funds were contributed and accepted: Provided, That such amounts shall be available for the same time period as the appropriation to which transferred: Provided further, That the amount made available by the transfer of funds in or pursuant to this section is designated as an emergency requirement pursuant to section 402 of H. Con. Res. 95 (109th Congress), the concurrent resolution on the budget for fiscal year 2006.

SEC. 1204. Section 1005(c)(2) of the National Defense Authorization Act, Fiscal Year 2006 (Public Law 109–163) is amended by striking ''$289,447,000'' and inserting ''$345,547,000''.

SEC. 1205. (a) AUTHORITY TO PROVIDE SUPPORT.—Of the amount appropriated by this Act under the heading, ''Drug Interdiction and Counter-Drug Activities, Defense'', not to exceed $22,200,000 may be made available for support for counter-drug activities of the Governments of Afghanistan and Pakistan: Provided, That such support shall be in addition to support provided for the counter-drug activities of such Governments under any other provision of the law.

(b) TYPES OF SUPPORT.—

(1) Except as specified in subsections (b)(2) and (b)(3) of this section, the support that may be provided under the authority in this section shall be limited to the types of support specified in section 1033(c)(1) of the National Defense Authorization Act for Fiscal Year 1998 (Public Law 105–85, as amended by Public Law 106–398 and Public Law 108–136), and conditions on the provision of support as contained in section 1033 shall apply for fiscal year 2006.

(2) The Secretary of Defense may transfer vehicles, aircraft, and detection, interception, monitoring and testing equipment to said Governments for counter-drug activities.

(3) For the Government of Afghanistan, the Secretary of Defense may also provide individual and crew-served weapons, and ammunition for counter-drug security forces.

SEC. 1206. Notwithstanding 10 U.S.C. 2208(l), the total amount of advance billings rendered or imposed for all working capital funds of the Department of Defense in fiscal year 2006 shall not exceed $1,200,000,000: Provided, That the amounts made available pursuant to this section are designated as an emergency requirement pursuant to section 402 of H. Con. Res. 95 (109th Congress), the concurrent resolution on the budget for fiscal year 2006.

SEC. 1207. In addition to amounts authorized in section 1202(a) of Public Law 109–163, from funds made available in this chapter to the Department of Defense, not to exceed $423,000,000 may be used to fund the Commander's Emergency Response Program and for a similar program to assist the people of Afghanistan, to remain available until December 31, 2007.

SEC. 1208. Supervision and administration costs associated with a construction project funded with ''Afghanistan Security Forces Fund'' or ''Iraq Security Forces Fund'' appropriations may be obligated at the time a construction contract is awarded: Provided, That for the purpose of this section, supervision and administration costs include all in-house Government costs.

SEC. 1209. None of the funds provided in this chapter may be used to finance programs or activities denied by Congress in fiscal year 2005 and 2006 appropriations to the Department of Defense or to initiate a procurement or research, development, test and evaluation new start program without prior written notification to the congressional defense committees.

SEC. 1210. Effective as of January 6, 2006, and as if included in the enactment of the National Defense Authorization Act for Fiscal Year 2006 (Public Law 109–163), subsection (d)(2) of section 1478 of title 10, United States Code, as added by section 664(b) of such Act (119 Stat. 3316), is amended by striking ''May 11, 2005'' and inserting ''August 31, 2005''.

(RESCISSIONS)

SEC. 1211. Of the funds appropriated in Department of Defense Appropriations Acts, the following funds are hereby rescinded from the following accounts and programs in the specified amounts:

''Missile Procurement, Air Force, 2006/2008'', $80,000,000;

''Other Procurement, Air Force, 2005/2007'', $39,400,000.

SEC. 1212. (a) SENSE OF CONGRESS.—Congress recognizes the importance of ensuring that absent uniformed services voters, Department of Defense personnel, and their dependents have the opportunity to exercise their right to vote.

(b) IVAS BALLOT REQUEST PROGRAM.—

(1) The Interim Voting Assistance System (IVAS) Ballot Request Program shall be continued with respect to all absent uniformed services voters, Department of Defense personnel, and dependents covered by the Uniformed and Overseas Citizens Absentee Voting Act (42 U.S.C. 1973ff et seq.) with the objective to further improve ballot request procedures and voting assistance with respect to such persons.

(2) Not later than 90 days after the date of the enactment of this Act, the Secretary of Defense shall submit to the congressional defense committees a report on the status of the program referred to in paragraph (1), including an accounting of the utilization of funds available for the program under subsection (c).

(c) FUNDING.—Of the amounts provided by this chapter, $2,500,000 shall be available for the program referred to in subsection (b).

SEC. 1213. (a) FINDINGS.—The Senate makes the following findings:

(1) Title IX of the Department of Defense Appropriations Act, 2006 (division A of Public Law 109–148) appropriated $50,000,000,000 for the cost of ongoing military operations overseas in fiscal year 2006, although those funds were not requested by the President.

(2) The President on February 16, 2006, submitted to Congress a request for supplemental appropriations in the amount of $67,600,000,000 for ongoing military operations in fiscal year 2006, none of which supplemental appropriations was included in the concurrent resolution on the budget for fiscal year 2006, as agreed to in the Senate on April 28, 2005.

(3) The President on February 6, 2006, included a $50,000,000,000 allowance for ongoing military operations in fiscal year 2007, but did not formally request the funds or provide any detail on how the allowance may be used.

(4) The concurrent resolution on the budget for fiscal year 2007, as agreed to in the Senate on March 16, 2007, anticipates as much as $86,300,000,000 in emergency spending in fiscal year 2007, indicating that the Senate expects to take up another supplemental appropriations bill to fund ongoing military operations during fiscal year 2007.

(b) SENSE OF SENATE.—It is the sense of the Senate that—

(1) any request for funds for a fiscal year after fiscal year 2007 for ongoing military operations in Afghanistan and Iraq should be included in the annual budget of the President for such fiscal year as submitted to Congress under section 1105(a) of title 31, United States Code;

(2) any request for funds for such a fiscal year for ongoing military operations should provide an estimate of all funds required in that fiscal year for such operations;

(3) any request for funds for ongoing military operations should include a detailed justification of the anticipated use of such funds for such operations; and

(4) any funds provided for ongoing military operations overseas should be provided in appropriations Acts for such fiscal year through appropriations to specific accounts set forth in such appropriations Acts.

CHAPTER 3

BILATERAL ECONOMIC ASSISTANCE

FUNDS APPROPRIATED TO THE PRESIDENT

UNITED STATES AGENCY FOR INTERNATIONAL DEVELOPMENT

CHILD SURVIVAL AND HEALTH PROGRAMS FUND

For an additional amount for ''Child Survival and Health Programs Fund'', $7,800,000, to remain available until September 30, 2007: Provided, That the amount provided under this heading is designated as an emergency requirement pursuant to section 402 of H. Con. Res. 95 (109th Congress), the concurrent resolution on the budget for fiscal year 2006.

DEVELOPMENT ASSISTANCE

For an additional amount for ''Development Assistance'', $16,500,000, to remain available until September 30, 2007: Provided, That of the funds appropriated under this heading, $6,000,000 shall be made available for assistance for Guatemala for relief and reconstruction activities related to Hurricane Stan: Provided further, That the amount provided under this heading is designated as an emergency requirement pursuant to section 402 of H. Con. Res. 95 (109th Congress), the concurrent resolution on the budget for fiscal year 2006.

INTERNATIONAL DISASTER AND FAMINE ASSISTANCE

(INCLUDING TRANSFER OF FUNDS)

For an additional amount for ''International Disaster and Famine Assistance'', $161,300,000, to remain available until expended, of which up to $80,000 may be transferred to and merged with ''Operating Expenses of the United States Agency for International Development'', for associated administrative costs: Provided, That the amounts provided under this heading are designated as an emergency requirement pursuant to section 402 of H. Con. Res. 95 (109th Congress), the concurrent resolution on the budget for fiscal year 2006.

OPERATING EXPENSES OF THE UNITED STATES AGENCY FOR INTERNATIONAL DEVELOPMENT

For an additional amount for ''Operating Expenses of the United States Agency for International Development'', $101,000,000, to remain available until September 30, 2007: Provided, That the amount provided under this heading is designated as an emergency requirement pursuant to section 402 of H. Con. Res. 95 (109th Congress), the concurrent resolution on the budget for fiscal year 2006.

OTHER BILATERAL ECONOMIC ASSISTANCE

ECONOMIC SUPPORT FUND

(INCLUDING TRANSFER OF FUNDS)

For an additional amount for ''Economic Support Fund'', $1,686,000,000, to remain available until September 30, 2007, of which up to $11,000,000 may be used for the costs, as defined in section 502 of the Congressional Budget Act of 1974, of modifying direct loans and guarantees for Afghanistan or otherwise of reducing any amounts owed to the United States or any agency of the United States by Afghanistan: Provided, That such amounts for the costs of modifying direct loans and guarantees shall not be considered ''assistance'' for the purposes of any provision of law limiting assistance to a country: Provided further, That the last proviso under the heading ''Economic Support Fund'' in title II of Public Law 109–102 and comparable provisions in prior Acts making appropriations for foreign operations, export financing, and related programs shall no longer be applicable to funds appropriated under such heading in this Act or any prior Act: Provided further, That of the funds available under this heading for assistance for Afghanistan, $5,000,000 shall be made available for agriculture and rural development programs in Afghanistan to be administered through a national consortium of agriculture colleges and land-grant universities: Provided further, That of the funds available

under this heading for assistance for Iraq, not less than $50,000,000 shall be made available to the United States Agency for International Development for continued support for its Community Action Program in Iraq, of which not less than $5,000,000 shall be transferred to and merged with funds appropriated under the heading ''Iraq Relief and Reconstruction Fund'' in chapter 2 of title II of Public Law 108–106 and shall be made available for the Marla Ruzicka Iraqi War Victims Fund: Provided further, That of the funds made available under this heading for assistance for Iraq, not less than $50,000,000 shall be made available for programs and activities to promote democracy, the rule of law and reconciliation: Provided further, That funds appropriated under this heading that are made available for police and judicial reform in Haiti shall be subject to the regular notification procedures of the Committees on Appropriations: Provided further, That the amounts provided under this heading are designated as an emergency requirement pursuant to section 402 of H. Con. Res. 95 (109th Congress), the concurrent resolution on the budget for fiscal year 2006.

DEPARTMENT OF STATE

DEMOCRACY FUND

For an additional amount for ''Democracy Fund'', $22,500,000, of which $20,000,000 shall be made available for programs and activities promoting democracy in Iran and of which $2,500,000 shall be made available for assistance for the Democratic Republic of the Congo, to remain available until September 30, 2007: Provided, That funds appropriated under this heading shall be made available notwithstanding any other provision of law, and those funds made available to promote democracy in Iran shall be administered by the Middle East Partnership Initiative, in consultation with the Bureau of Democracy, Human Rights, and Labor of the Department of State: Provided further, That funds made available under this heading in this Act shall be subject to the regular notification procedures of the Committees on Appropriations: Provided further, That the amount provided under this heading is designated as an emergency requirement pursuant to section 402 of H. Con. Res. 95 (109th Congress), the concurrent resolution on the budget for fiscal year 2006.

INTERNATIONAL NARCOTICS CONTROL AND LAW ENFORCEMENT

(INCLUDING TRANSFER OF FUNDS)

For an additional amount for ''International Narcotics Control and Law Enforcement'', $107,700,000, to remain available until September 30, 2008: Provided, That of the funds appropriated under this heading, not less than $3,300,000 shall be made available for assistance for the Peace and Justice Unit of the Colombian Fiscalia notwithstanding section 599E of Public Law 109–102: Provided further, That of the funds appropriated under this heading, up to $13,000,000 is available for procurement of a maritime patrol aircraft for the Colombian Navy and may be transferred to and merged with funds previously appropriated to the ''Foreign Military Financing Program'' to finance such procurement: Provided further, That the amount provided under this heading is designated as an emergency requirement pursuant to section 402 of H. Con. Res. 95 (109th Congress), the concurrent resolution on the budget for fiscal year 2006.

MIGRATION AND REFUGEE ASSISTANCE

For an additional amount for ''Migration and Refugee Assistance'', $75,700,000, to remain available until September 30, 2007: Provided, That the amount provided under this heading is designated as an emergency requirement pursuant to section 402 of H. Con. Res. 95 (109th Congress), the concurrent resolution on the budget for fiscal year 2006.

DEPARTMENT OF THE TREASURY

INTERNATIONAL AFFAIRS TECHNICAL ASSISTANCE

For an additional amount for ''International Affairs Technical Assistance'', $13,000,000, to remain available until September 30, 2007: Provided, That the amount provided under this heading is designated as an emergency requirement pursuant to section 402 of H. Con. Res. 95 (109th Congress), the concurrent resolution on the budget for fiscal year 2006.

MILITARY ASSISTANCE

FUNDS APPROPRIATED TO THE PRESIDENT

PEACEKEEPING OPERATIONS

For an additional amount for ''Peacekeeping Operations'', $178,000,000, to remain available until September 30, 2007: Provided, That the amount provided under this heading is designated as an emergency requirement pursuant to section 402 of H. Con. Res. 95 (109th Congress), the concurrent resolution on the budget for fiscal year 2006.

GENERAL PROVISIONS—THIS CHAPTER

SEC. 1301. Funds appropriated or made available by transfer in this chapter may be obligated and expended notwithstanding section 15 of the State Department Basic Authorities Act of 1956 and section 10 of Public Law 91–672 (22 U.S.C. 2412).

SEC. 1302. (a) Notwithstanding any other provision of law, amounts under the heading ''Iraq Relief and Reconstruction Fund'' in title II of Public Law 108–106 shall remain available for one additional year from the date on which the availability of funds would otherwise have expired, if such funds are initially obligated before the expiration of the period of availability provided herein: Provided, That notwithstanding section 2207(d) of Public Law 108–106, requirements of section 2207 of Public Law 108–106 shall expire on October 1, 2008.

(b) Chapter 2 of title II of Public Law 108–106 (117 Stat. 1225–1226), as amended by Public Law 108–309 (118 Stat. 1142–1143), is further amended under the heading ''Iraq Relief and Reconstruction Fund'' by—

(1) striking ''$5,090,000,000'' and inserting ''$5,036,000,000'' for security and law enforcement;

(2) striking ''$1,960,000,000'' and inserting ''$2,349,800,000'' for justice, public safety infrastructure, and civil society;

(3) striking ''$4,455,000,000'' and inserting ''$4,220,000,000'' for the electric sector;

(4) striking ''$1,723,000,000'' and inserting ''$1,735,600,000'' for oil infrastructure;

(5) striking ''$2,361,000,000'' and inserting ''$2,131,100,000'' for water resources and sanitation;

(6) striking ''$500,000,000'' and inserting ''$465,500,000'' for transportation and telecommunications;

(7) striking ''$370,000,000'' and inserting ''$333,700,000'' for roads, bridges, and construction;

(8) striking ''$793,000,000'' and inserting ''$739,000,000'' for health care;

(9) striking ''$845,000,000'' and inserting ''$805,300,000'' for private sector development; and

(10) striking ''$342,000,000'' and inserting ''$410,000,000'' for education, refugees, human rights, and governance.

SEC. 1303. Of the funds made available for Coalition Solidarity Initiative under the heading ''Peacekeeping Operations'' in chapter 2 of title II of division A of Public Law 109–13, $7,000,000 is rescinded.

SEC. 1304. (a) Section 550 of Public Law 109–102 (119 Stat. 2217) is amended to read as follows:

''PROHIBITION ON ASSISTANCE FOR THE PALESTINIAN AUTHORITY

''SEC. 550. (a) PROHIBITION ON ASSISTANCE.—None of the funds appropriated by this Act or any prior Act making appropriations for foreign operations, export financing, and related programs, may be obligated or expended for assistance for the Palestinian Authority unless the Secretary of State determines, and so reports to the Committees on Appropriations, that the Palestinian Authority has complied with the standards contained in the Quartet's January 30, 2006 Statement on the Situation in the Middle East that ''a future Palestinian government must be committed to nonviolence, recognition of Israel, and acceptance of previous agreements and obligations, including the Roadmap''.

''(b) WAIVER AUTHORITY.—

''(1) The President may waive subsection (a) with respect to the administrative and personal security costs of the Office of the President of the Palestinian Authority, for activities of the President of the Palestinian Authority to promote democracy, peaceful resolution of the Israeli-Palestinian conflict, and the rule of law, and with respect to independent agencies, if the President certifies and reports to the Committees on Appropriations that—

''(A) it is in the national security interest of the United States to provide such assistance;

''(B) as the case may be, the President of the Palestinian Authority, the President's party, and independent agencies and any members thereof, are not members of, appointed by, or effectively controlled by Hamas or any other foreign terrorist organization; and

''(C) assistance provided under the authority of this subsection will not be transferred or retransferred to any member of Hamas or other foreign terrorist organization or to any entity effectively controlled by Hamas or other foreign terrorist organization.

''(2) Not less than 15 days prior to exercising the authority provided in this subsection, the President shall consult with, and shall provide a written policy justification to, the Committees on Appropriations of the House of Representatives and the Senate and the Committee on International Relations of the House of Representatives and the Committee on Foreign Relations of the Senate.

''(c) REPORT.—Whenever the waiver authority pursuant to subsection (b) is exercised, the President shall submit a report to the Committees on Appropriations describing how the funds will be spent and the accounting procedures in place to ensure proper oversight and accountability.''.

(b) Effective on the date of enactment of this Act, none of the funds appropriated under the heading ''Economic Support Fund'' in Public Law 109–102 (119 Stat. 2217) or any prior Act making appropriations for foreign operations, export financing and related programs may be obligated for assistance for the West Bank and Gaza until the Secretary of State consults with the Committees on Appropriations, submits a revised plan for such assistance to the Committees on Appropriations, and determines and reports to the Committees on Appropriations that appropriate procedures and safeguards exist to ensure that United States assistance is not provided to or through any individual, private or government entity, or educational institution, that the Secretary knows or has reason to believe advocates, plans, sponsors, engages in, or has engaged in, terrorist activity.

SEC. 1305. Of the funds appropriated under the heading ''Subsidy Appropriation'' for the Export-Import Bank of the United States that are available for tied-aid grants in title I of Public Law 107–115 and under such heading in prior Acts making appropriations for foreign operations, export financing, and related programs, $37,000,000 are rescinded.

SEC. 1306. To the extent not otherwise authorized, supervision and administrative costs of the Department of Defense associated with a construction project funded with the Iraq Relief and Reconstruction Fund may be obligated at the time a construction contract is awarded or, for pre-existing contracts, by September 30, 2006: Provided, That for the purposes of this section, supervision and administration costs include all in-house Government costs.

CHAPTER 4

DEPARTMENT OF HOMELAND SECURITY

UNITED STATES COAST GUARD

OPERATING EXPENSES

For an additional amount for ''Operating Expenses'', $26,692,000: Provided, That the amount provided under this heading is designated as an emergency requirement pursuant to section 402 of H. Con. Res. 95 (109th Congress), the concurrent resolution on the budget for fiscal year 2006.

CHAPTER 5

DEPARTMENT OF DEFENSE

MILITARY CONSTRUCTION

MILITARY CONSTRUCTION, ARMY

For an additional amount for ''Military Construction, Army'', $187,100,000, to remain available until September 30, 2007: Provided, That such funds may be obligated and expended to carry out planning and design and military construction projects not otherwise authorized by law: Provided further, That the amount provided under this heading is designated as an emergency requirement pursuant to section 402 of H. Con. Res. 95 (109th Congress), the concurrent resolution on the budget for fiscal year 2006: Provided further, That $50,000,000 of the funds provided under this heading may not be obligated or expended until after that date on which the Secretary of Defense submits a detailed plan for Counter IED/Urban Bypass Roads, Iraq, to the Committees on Appropriations of the House of Representatives and Senate.

MILITARY CONSTRUCTION, AIR FORCE

For an additional amount for ''Military Construction, Air Force'', $27,700,000, to remain available until September 30, 2007: Provided, That such funds may be obligated and expended to carry out planning and design and military construction projects not otherwise authorized by law: Provided further, That the amount provided under this heading is designated as an emergency requirement pursuant to section 402 of H. Con. Res. 95 (109th Congress), the concurrent resolution on the budget for fiscal year 2006.

MILITARY CONSTRUCTION, DEFENSE-WIDE

For an additional amount for ''Military Construction, Defense-Wide'', $20,600,000, to remain available until September 30, 2007: Provided, That such funds may be obligated and expended to carry out planning and design and military construction projects not otherwise authorized by law: Provided further, That the amount provided under this heading is designated as an emergency requirement pursuant to section 402 of H. Con. Res. 95 (109th Congress), the concurrent resolution on the budget for fiscal year 2006.

CHAPTER 6

DEPARTMENT OF JUSTICE

LEGAL ACTIVITIES

SALARIES AND EXPENSES, UNITED STATES ATTORNEYS

For an additional amount for ''Salaries and Expenses, United States Attorneys'', $3,000,000, to remain available until September 30, 2007: Provided, That the amount provided under this heading is designated as an emergency requirement pursuant to section 402 of H. Con. Res. 95 (109th Congress), the concurrent resolution on the budget for fiscal year 2006.

UNITED STATES MARSHALS SERVICE

SALARIES AND EXPENSES

For an additional amount for ''Salaries and Expenses'', $1,000,000, to remain available until September 30, 2007: Provided, That the amount provided under this heading is designated as an emergency requirement pursuant to section 402 of H. Con. Res. 95 (109th Congress), the concurrent resolution on the budget for fiscal year 2006.

FEDERAL BUREAU OF INVESTIGATION

SALARIES AND EXPENSES

For an additional amount for ''Salaries and Expenses'', $85,700,000, to remain available until September 30, 2007: Provided, That no funding provided under this heading shall be available for obligation for a new or enhanced information technology program unless the Deputy Attorney General and the investment review board certify to the Committees on Appropriations that the information technology program has appropriate program management and contractor oversight mechanisms in place, and that the program is compatible with the enterprise architecture of the Department of Justice and Federal Bureau of Investigation: Provided further, That the amount provided under this heading is designated as an emergency requirement pursuant to section 402 of H. Con. Res. 95 (109th Congress), the concurrent resolution on the budget for fiscal year 2006.

DRUG ENFORCEMENT ADMINISTRATION

SALARIES AND EXPENSES

For an additional amount for ''Salaries and Expenses'', $14,200,000, to remain available until September 30, 2007: Provided, That the amount provided under this heading is designated as an emergency requirement pursuant to section 402 of H. Con. Res. 95 (109th Congress), the concurrent resolution on the budget for fiscal year 2006.

BUREAU OF ALCOHOL, TOBACCO, FIREARMS AND EXPLOSIVES

SALARIES AND EXPENSES

For an additional amount for ''Salaries and Expenses'', $4,000,000, to remain available until September 30, 2007: Provided, That the amount provided under this heading is designated as an emergency requirement pursuant to section 402 of H. Con. Res. 95 (109th Congress), the concurrent resolution on the budget for fiscal year 2006.

DEPARTMENT OF STATE AND RELATED AGENCY

DEPARTMENT OF STATE

ADMINISTRATION OF FOREIGN AFFAIRS

DIPLOMATIC AND CONSULAR PROGRAMS

(INCLUDING TRANSFER OF FUNDS)

For an additional amount for ''Diplomatic and Consular Programs'', $1,383,625,000, to remain available until September 30, 2007: Provided, That of the funds available under this heading, not less than $250,000 shall be made available for the establishment and adequate support, including staffing and travel, of the Office of the Presidential Special Envoy for Sudan: Provided further, That of the amount made available under this heading, $1,000,000 shall be available for transfer to the United States Institute of Peace: Provided further, That the amount provided under this heading is designated as an emergency requirement pursuant to section 402 of H. Con. Res. 95 (109th Congress), the concurrent resolution on the budget for fiscal year 2006.

OFFICE OF INSPECTOR GENERAL

(INCLUDING TRANSFER OF FUNDS)

For an additional amount for ''Office of Inspector General'', $25,300,000, to remain available until September 30, 2007, of which $24,000,000 shall be transferred to the Special Inspector General for Iraq Reconstruction for reconstruction oversight: Provided, That the amount provided under this heading is designated as an emergency requirement pursuant to section 402 of H. Con. Res. 95 (109th Congress), the concurrent resolution on the budget for fiscal year 2006.

EDUCATIONAL AND CULTURAL EXCHANGE PROGRAMS

For an additional amount for ''Educational and Cultural Exchange Programs'', $5,000,000, to remain available until expended: Provided, That the amount provided under this heading is designated as an emergency requirement pursuant to section 402 of H. Con. Res. 95 (109th Congress), the concurrent resolution on the budget for fiscal year 2006.

INTERNATIONAL ORGANIZATIONS

CONTRIBUTIONS FOR INTERNATIONAL PEACEKEEPING ACTIVITIES

For an additional amount for ''Contributions for International Peacekeeping Activities'', $129,800,000, to remain available until September 30, 2007: Provided, That the amount provided under this heading is designated as an emergency requirement pursuant to section 402 of H. Con. Res. 95 (109th Congress), the concurrent resolution on the budget for fiscal year 2006.

RELATED AGENCY

BROADCASTING BOARD OF GOVERNORS

INTERNATIONAL BROADCASTING OPERATIONS

For an additional amount for ''International Broadcasting Operations'' for programs and activities promoting democracy in Iran, $10,274,000, to remain available until expended: Provided, That the amount provided under this heading is designated as an emergency requirement pursuant to section 402 of H. Con. Res. 95 (109th Congress), the concurrent resolution on the budget for fiscal year 2006.

BROADCASTING CAPITAL IMPROVEMENTS

For an additional amount for ''Broadcasting Capital Improvements'', $25,826,000, to support programming to Iran, to remain available until expended: Provided, That the amount provided under this heading is designated as an emergency requirement pursuant to section 402 of H. Con. Res. 95 (109th Congress), the concurrent resolution on the budget for fiscal year 2006.

GENERAL PROVISIONS—THIS CHAPTER

SEC. 1601. Funds appropriated or made available in this chapter for the Broadcasting Board of Governors and the Department of State may be obligated and expended notwithstanding section 15 of the State Department Basic Authorities Act of 1956, section 313 of the Foreign Relations Authorization Act, Fiscal Years 1994 and 1995 (Public Law 103–236), and section 504(a)(1) of the National Security Act of 1947.

SEC. 1602. (a) WAIVER OF ANNUITY LIMITATIONS ON REEMPLOYED FOREIGN SERVICE ANNUITANTS.—Section 824(g) of the Foreign Service Act of 1980 (22 U.S.C. 4064(g)) is amended to read as follows:

''(g)(1) To facilitate the assignment of persons to Iraq and Afghanistan or to posts vacated by members of the Service assigned to Iraq and Afghanistan, the Secretary of State may waive the application of subsections (a) through (d) on a case-by-case basis for an annuitant reemployed on a temporary basis, or grant authority to the head of an Executive agency to waive the application of subsections (a) through (d) on a case-by-case basis for an annuitant reemployed on a temporary basis—

''(A) if, and for so long as, such waiver is necessary due to an emergency involving a direct threat to life or property or other unusual circumstances; or

''(B) if the annuitant is employed in a position for which there is exceptional difficulty in recruiting or retaining a qualified employee.

''(2) The authority of the Secretary to waive the application of subsections (a) through (d) for an annuitant pursuant to subparagraph (B) of paragraph (1), or to grant authority to the head of an Executive agency to waive the application of such subsections to an annuitant under subparagraphs (A) or (B) of such paragraph, shall terminate on October 1, 2008. An annuitant reemployed pursuant to such authority prior to such termination date may be employed for a period ending not later than one year after such date.

''(3) The Secretary should prescribe procedures for the exercise of any authority under paragraph (1), including criteria for any exercise of authority and procedures for a delegation of authority.''.

(b) WAIVER OF ANNUITY LIMITATIONS ON REEMPLOYED CIVIL SERVICE ANNUITANTS.—

(1) DEPARTMENT OF STATE.—Title I of the Department of State Basic Authorities Act of 1956 (22 U.S.C. 2651a et seq.) is amended by adding at the end the following new section:

"SEC. 61. REEMPLOYMENT OF ANNUITANTS UNDER THE CIVIL SERVICE RETIREMENT SYSTEM AND FEDERAL EMPLOYEES' RETIREMENT SYSTEM.

''(a) AUTHORITY.—

''(1) IN GENERAL.—To facilitate the assignment of persons to Iraq and Afghanistan or to posts vacated by members of the Service assigned to Iraq and Afghanistan, the Secretary of State may waive the application of the provisions of section 8344 or 8468 of title 5, United States Code, on a case-by-case basis for employment of an annuitant in a position in the Department of State for which there is exceptional difficulty in recruiting or retaining a qualified employee, or when a temporary emergency hiring need exists.

''(2) TERMINATION OF AUTHORITY.—The authority of the Secretary under paragraph (1) shall terminate on October 1, 2008. An annuitant reemployed pursuant to such authority prior to such termination date may be employed for a period ending not later than one year after such date.

''(b) PROCEDURES.—The Secretary should prescribe procedures for the exercise of any authority under subsection (a), including criteria for any exercise of authority and procedures for a delegation of authority.

''(c) ANNUITANTS NOT TREATED AS EMPLOYEES FOR PURPOSES OF RETIREMENT BENEFITS.—An employee for whom a waiver under this section is in effect shall not be considered an employee for purposes of subchapter III of chapter 83, or chapter 84 of title 5, United States Code.''.

(2) UNITED STATES AGENCY FOR INTERNATIONAL DEVELOPMENT.—Section 625 of the Foreign Assistance Act of 1961 (22 U.S.C. 2385) is amended by adding at the end the following new subsection:

''(j)(1)(A) To facilitate the assignment of persons to Iraq and Afghanistan or to posts vacated by members of the Service assigned to Iraq and Afghanistan, the Administrator of the United States Agency for International Development may waive the application of the provisions of section 8344 or 8468 of title 5, United States Code, on a case-by-case basis for employment of an annuitant in a position in the United States Agency for International Development for which there is exceptional difficulty in recruiting or retaining a qualified employee, or when a temporary emergency hiring need exists.

''(B) The authority of the Administrator under subparagraph (A) shall terminate on October 1, 2008. An annuitant reemployed pursuant to such authority prior to such termination date may be employed for a period ending not later than one year after such date.

''(2) The Administrator should prescribe procedures for the exercise of any authority under this subsection, including criteria for any exercise of authority and procedures for a delegation of authority.

''(3) An employee for whom a waiver under this section is in effect shall not be considered an employee for purposes of subchapter III of chapter 83, or chapter 84 of title 5, United States Code.''.

(c) REPORT ON USE OF ANNUITY LIMITATION WAIVER AUTHORITY.—Not later than 1 year after the date of the enactment of this Act, the Secretary of State shall submit to the Committee on Foreign Relations, the Committee on Appropriations, and the Committee on Homeland Security and Government Affairs of the Senate and the Committee on International Relations, the Committee on Appropriations, and the Committee on Government Reform of the House of Representatives a report on the exercise of the waiver authorities provided under section 824(g) of the Foreign Service Act of 1980 (22 U.S.C. 4064(g)), as amended by subsection (a), section 61 of the State Department Basic Authorities Act of 1956, as added by subsection (b)(1), and section 625(j) of the Foreign Assistance Act of 1961, as added by subsection (b)(2). The report shall include the number and type of positions that have been filled under such waiver authority, and the retirement date, former job title, and new job title of each annuitant reemployed under such authority.

(d) HOME LEAVE PROVISIONS.—

(1) TRAVEL EXPENSES FOR REST AND RECUPERATION TRAVEL.—Section 901(6) of the Foreign Service Act (22 U.S.C. 4081(6)) is amended by striking ''unbroken by home leave'' each place it appears.

(2) AUTHORITY TO REQUIRE LEAVES OF ABSENCE.—Section 903(a) of the Foreign Service Act (22 U.S.C. 4083) is amended by striking ''18 months'' and inserting ''12 months''.

(e) AUTHORITY TO PROVIDE ACCOMMODATION AND SUBSISTENCE TO INDIVIDUALS SERVING IN IRAQ AND AFGHANISTAN.—The Secretary of State may provide during any fiscal year, with or without reimbursement, accommodation and subsistence to personnel in Iraq and Afghanistan for whom the Chief of Mission is responsible.

SEC. 1603. (a) IN GENERAL.—During fiscal years 2006, 2007, and 2008, the head of an agency may, in the agency head's discretion, provide to an individual employed by, or assigned or detailed to, such agency allowances, benefits, and gratuities comparable to those provided by the Secretary of State to members of the Foreign Service under section 413 and chapter 9 of title I of the Foreign Service Act of 1980 (22 U.S.C. 3973; 4081 et seq.), if such individual is on official duty in Iraq or Afghanistan.

(b) CONSTRUCTION.—Nothing in this section shall be construed to impair or otherwise affect the authority of the head of an agency under any other provision of law.

(c) APPLICABILITY OF CERTAIN AUTHORITIES.—Section 912(a) of the Internal Revenue Code of 1986 shall apply with respect to amounts received as allowances or otherwise under this section in the same manner as section 912 of the Internal Revenue Code of 1986 applies with respect to amounts received by members of the Foreign Service as allowances or otherwise under chapter 9 of title I of the Foreign Service Act of 1980.

CHAPTER 7

DEPARTMENT OF THE TREASURY

DEPARTMENTAL OFFICES

SALARIES AND EXPENSES

For an additional amount for ''Salaries and Expenses'', $1,800,000, to remain available until September 30, 2007: Provided, That the amount provided under this heading is designated as an emergency requirement pursuant to section 402 of H. Con. Res. 95 (109th Congress), the concurrent resolution on the budget for fiscal year 2006.

TITLE II

FURTHER HURRICANE DISASTER RELIEF AND RECOVERY

CHAPTER 1

DEPARTMENT OF AGRICULTURE

EXECUTIVE OPERATIONS

WORKING CAPITAL FUND

For an additional amount for ''Working Capital Fund'', $25,000,000, to remain available until September 30, 2007, for necessary expenses related to the consequences of Hurricane Katrina and other hurricanes of the 2005 season: Provided, That the amount provided under this heading is designated as an emergency requirement pursuant to section 402 of H. Con. Res. 95 (109th Congress), the concurrent resolution on the budget for fiscal year 2006.

OFFICE OF THE INSPECTOR GENERAL

For an additional amount for ''Office of the Inspector General'', $445,000, to remain available until September 30, 2007, for necessary expenses related to the consequences of Hurricane Katrina and other hurricanes of the 2005 season: Provided, That the amount provided under this heading is designated as an emergency requirement pursuant to section 402 of H. Con. Res. 95 (109th Congress), the concurrent resolution on the budget for fiscal year 2006.

AGRICULTURAL RESEARCH SERVICE

SALARIES AND EXPENSES

For an additional amount for ''Salaries and Expenses'', $10,000,000, to remain available until expended, for necessary expenses related to the consequences of Hurricane Katrina and other hurricanes of the 2005 season: Provided, That the amount provided under this heading is designated as an emergency requirement pursuant to section 402 of H. Con. Res. 95 (109th Congress), the concurrent resolution on the budget for fiscal year 2006.

BUILDINGS AND FACILITIES

For an additional amount for ''Buildings and Facilities'', $20,000,000, to remain available until expended, for necessary expenses related to the consequences of Hurricane Katrina and other hurricanes of the 2005 season: Provided, That the amount provided under this heading is designated as an emergency requirement pursuant to section 402 of H. Con. Res. 95 (109th Congress), the concurrent resolution on the budget for fiscal year 2006.

NATURAL RESOURCES CONSERVATION SERVICE

EMERGENCY WATERSHED PROTECTION PROGRAM

For an additional amount for ''Emergency Watershed Protection Program'', $50,955,000, to remain available until expended, for emergency measures in disaster areas affected by Hurricane Katrina and other hurricanes of the 2005 season: Provided, That notwithstanding any other provision of law, the Secretary, acting through the Natural Resources Conservation Service, using funds made available under this heading may provide financial and technical assistance to remove and dispose of debris and animal carcasses that could adversely affect health and safety on non-Federal land in a hurricane-affected county: Provided further, That the amount provided under this heading is designated as an emergency requirement pursuant to section 402 of H. Con. Res. 95 (109th Congress), the concurrent resolution on the budget for fiscal year 2006.

RURAL DEVELOPMENT

SALARIES AND EXPENSES

For an additional amount for ''Salaries and Expenses'', $1,000,000, to remain available until expended, for necessary expenses related to the consequences of Hurricane Katrina and other hurricanes of the 2005 season for State Rural Development offices located in Mississippi and Louisiana: Provided, That the amount provided under this heading is designated as an emergency requirement pursuant to section 402 of H. Con. Res. 95 (109th Congress), the concurrent resolution on the budget for fiscal year 2006.

RURAL COMMUNITY ADVANCEMENT PROGRAM

For an additional amount for the cost of community facilities direct loans, loan guarantees, and grants described in section 381E(d)(1) of the Consolidated Farm and Rural Development Act, $25,000,000, to remain available until expended, for necessary expenses related to the consequences of Hurricane Katrina and other hurricanes of the 2005 season: Provided, That not to exceed $5,000,000 shall be available for direct and guaranteed loans: Provided further, That the amount provided under this heading is designated as an emergency requirement pursuant to section 402 of H. Con. Res. 95 (109th Congress), the concurrent resolution on the budget for fiscal year 2006.

GENERAL PROVISIONS—THIS CHAPTER

(INCLUDING TRANSFER OF FUNDS)

SEC. 2101. Notwithstanding subsection (b) of section 102 of title I of division B of Public Law 109–148 (119 Stat. 2748), the Secretary of Agriculture may provide financial and technical assistance in carrying out such section in an amount up to 100 percent Federal share, as provided in regulations implementing the emergency watershed protection program: Provided,

That the amount provided under this heading is designated as an emergency requirement pursuant to section 402 of H. Con. Res. 95 (109th Congress), the concurrent resolution on the budget for fiscal year 2006.

SEC. 2102. Notwithstanding any other provision of law, the Chief of the Natural Resources Conservation Service may enter into agreements to donate up to 20 used vehicles currently on loan to organizations or State or local units of government affected by Hurricane Katrina and other hurricanes of the 2005 season.

SEC. 2103. The Secretary of Agriculture may continue to use any of the authorities provided in section 105 of chapter 1 of title I of division B of Public Law 109–148 (119 Stat. 2749–2750), for a period not to exceed 18 additional months: Provided, That the authority provided in subsection (a)(7) of such section may allow funds made available under the Community Facility Grant program to be approved without regard to income limits for purposes related to the consequences of Hurricane Katrina and other hurricanes of the 2005 season for structures designated by a State or local governmental entity as an emergency shelter: Provided further, That the amount provided under this section is designated as an emergency requirement pursuant to section 402 of H. Con. Res. 95 (109th Congress), the concurrent resolution on the budget for fiscal year 2006.

SEC. 2104. Of the funds appropriated in section 101(a) of chapter 1 of title I of division B of Public Law 109–148 (119 Stat. 2747), to provide assistance under the emergency conservation program established under title IV of the Agricultural Credit Act of 1978 (16 U.S.C. 2201 et seq.), $38,000,000 are transferred to the National Oceanic and Atmospheric Administration in the Department of Commerce for activities involving oysters: Provided, That the amount transferred under this section is designated as an emergency requirement pursuant to section 402 of H. Con. Res. 95 (109th Congress), the concurrent resolution on the budget for fiscal year 2006.

SEC. 2105. Section 101(b) of chapter 1 of title I of division B of Public Law 109–148 (119 Stat. 2747) is amended—

(1) in the heading, by striking '', Oyster,*'';*

(2) in the matter preceding paragraph (1)—

(A) by striking '', oyster,*''; and*

(B) by striking ''public and private oyster reefs or'';

(3) in paragraph (3), by adding ''and'' at the end;

(4) by striking paragraph (4); and

(5) by redesignating paragraph (5) as paragraph (4).

SEC. 2106. Funds made available for the wildlife habitat incentive program established under section 1240N of the Food Security Act of 1985 (16 U.S.C. 3839bb–1) under section 211(b) of the Agricultural Risk Protection Act of 2000 (Public Law 106–224; 7 U.S.C. 1421 note) and section 820 of the Agriculture, Rural Development, Food and Drug Administration, and Related Agencies Appropriations Act, 2001 (Public Law 106–387; 114 Stat. 1549A–59) shall remain available until expended to carry out obligations made for fiscal year 2001 and are not available for new obligations.

CHAPTER 2

DEPARTMENT OF DEFENSE—MILITARY

MILITARY PERSONNEL

MILITARY PERSONNEL, ARMY

For an additional amount for ''Military Personnel, Army'', $2,125,000, for necessary expenses related to the consequences of Hurricane Katrina and other hurricanes of the 2005 season: Provided, That the amount provided under this heading is designated as an emergency requirement pursuant to section 402 of H. Con. Res. 95 (109th Congress), the concurrent resolution on the budget for fiscal year 2006.

MILITARY PERSONNEL, NAVY

For an additional amount for ''Military Personnel, Navy'', $22,002,000, for necessary expenses related to the consequences of Hurricane Katrina and other hurricanes of the 2005 season: Provided, That the amount provided under this heading is designated as an emergency requirement pursuant to section 402 of H. Con. Res. 95 (109th Congress), the concurrent resolution on the budget for fiscal year 2006.

MILITARY PERSONNEL, MARINE CORPS

For an additional amount for ''Military Personnel, Marine Corps'', $3,992,000, for necessary expenses related to the consequences of Hurricane Katrina and other hurricanes of the 2005 season: Provided, That the amount provided under this heading is designated as an emergency requirement pursuant to section 402 of H. Con. Res. 95 (109th Congress), the concurrent resolution on the budget for fiscal year 2006.

MILITARY PERSONNEL, AIR FORCE

For an additional amount for ''Military Personnel, Air Force'', $21,610,000, for necessary expenses related to the consequences of Hurricane Katrina and other hurricanes of the 2005 season: Provided, That the amount provided under this heading is designated as an emergency requirement pursuant to section 402 of H. Con. Res. 95 (109th Congress), the concurrent resolution on the budget for fiscal year 2006.

RESERVE PERSONNEL, ARMY

For an additional amount for ''Reserve Personnel, Army'', $4,071,000, for necessary expenses related to the consequences of Hurricane Katrina and other hurricanes of the 2005 season: Provided, That the amount provided under this heading is designated as an emergency requirement pursuant to section 402 of H. Con. Res. 95 (109th Congress), the concurrent resolution on the budget for fiscal year 2006.

RESERVE PERSONNEL, NAVY

For an additional amount for ''Reserve Personnel, Navy'', $10,200,000, for necessary expenses related to the consequences of Hurricane Katrina and other hurricanes of the 2005 season: Provided, That the amount provided under this heading is designated as an emergency requirement pursuant to section 402 of H. Con. Res. 95 (109th Congress), the concurrent resolution on the budget for fiscal year 2006.

RESERVE PERSONNEL, MARINE CORPS

For an additional amount for ''Reserve Personnel, Marine Corps'', $2,176,000, for necessary expenses related to the consequences of Hurricane Katrina and other hurricanes of the 2005 season: Provided, That the amount provided under this heading is designated as an emergency requirement pursuant to section 402 of H. Con. Res. 95 (109th Congress), the concurrent resolution on the budget for fiscal year 2006.

RESERVE PERSONNEL, AIR FORCE

For an additional amount for ''Reserve Personnel, Air Force'', $94,000, for necessary expenses related to the consequences of Hurricane Katrina and other hurricanes of the 2005 season: Provided, That the amount provided under this heading is designated as an emergency requirement pursuant to section 402 of H. Con. Res. 95 (109th Congress), the concurrent resolution on the budget for fiscal year 2006.

NATIONAL GUARD PERSONNEL, ARMY

For an additional amount for ''National Guard Personnel, Army'', $1,304,000, for necessary expenses related to the consequences of Hurricane Katrina and other hurricanes of the 2005 season: Provided, That the amount provided under this heading is designated as an emergency requirement pursuant to section 402 of H. Con. Res. 95 (109th Congress), the concurrent resolution on the budget for fiscal year 2006.

NATIONAL GUARD PERSONNEL, AIR FORCE

For an additional amount for ''National Guard Personnel, Air Force'', $1,408,000, for necessary expenses related to the consequences of Hurricane Katrina and other hurricanes of the 2005 season: Provided, That the amount provided under this heading is designated as an emergency requirement pursuant to section 402 of H. Con. Res. 95 (109th Congress), the concurrent resolution on the budget for fiscal year 2006.

OPERATION AND MAINTENANCE

OPERATION AND MAINTENANCE, NAVY

For an additional amount for ''Operation and Maintenance, Navy'', $29,913,000, to remain available until September 30, 2007, for necessary expenses related to the consequences of Hurricane Katrina and other hurricanes of the 2005 season: Provided, That the amount provided under this heading is designated as an emergency requirement pursuant to section 402 of H. Con. Res. 95 (109th Congress), the concurrent resolution on the budget for fiscal year 2006.

OPERATION AND MAINTENANCE, AIR FORCE

For an additional amount for ''Operation and Maintenance, Air Force'', $37,359,000, to remain available until September 30, 2007, for necessary expenses related to the consequences of Hurricane Katrina and other hurricanes of the 2005 season: Provided, That the amount provided under this heading is designated as an emergency requirement pursuant to section 402 of H. Con. Res. 95 (109th Congress), the concurrent resolution on the budget for fiscal year 2006.

OPERATION AND MAINTENANCE, NAVY RESERVE

For an additional amount for ''Operation and Maintenance, Navy Reserve'', $12,755,000, to remain available until September 30, 2007, for necessary expenses related to the consequences of Hurricane Katrina and other hurricanes of the 2005 season: Provided, That the amount provided under this heading is designated as an emergency requirement pursuant to section 402 of H. Con. Res. 95 (109th Congress), the concurrent resolution on the budget for fiscal year 2006.

OPERATION AND MAINTENANCE, AIR FORCE RESERVE

For an additional amount for ''Operation and Maintenance, Air Force Reserve'', $1,277,000, to remain available until September 30, 2007, for necessary expenses related to the consequences of Hurricane Katrina and other hurricanes of the 2005 season: Provided, That the amount provided under this heading is designated as an emergency requirement pursuant to section 402 of H. Con. Res. 95 (109th Congress), the concurrent resolution on the budget for fiscal year 2006.

OPERATION AND MAINTENANCE, ARMY NATIONAL GUARD

For an additional amount for ''Operation and Maintenance, Army National Guard'', $42,307,000, to remain available until September 30, 2007, for necessary expenses related to the consequences of Hurricane Katrina and other hurricanes of the 2005 season: Provided, That the amount provided under this heading is designated as an emergency requirement pursuant to section 402 of H. Con. Res. 95 (109th Congress), the concurrent resolution on the budget for fiscal year 2006.

PROCUREMENT

PROCUREMENT OF AMMUNITION, ARMY

For an additional amount for ''Procurement of Ammunition, Army'', $700,000, to remain available until September 30, 2008, for necessary expenses related to the consequences of Hurricane Katrina and other hurricanes of the 2005 season: Provided, That the amount provided under this heading is designated as an emergency requirement pursuant to section 402 of H. Con. Res. 95 (109th Congress), the concurrent resolution on the budget for fiscal year 2006.

OTHER PROCUREMENT, ARMY

For an additional amount for ''Other Procurement, Army'', $9,136,000, to remain available until September 30, 2008, for necessary expenses related to the consequences of Hurricane Katrina and other hurricanes of the 2005 season: Provided, That the amount provided under this heading is designated as an emergency requirement pursuant to section 402 of H. Con.

Res. 95 (109th Congress), the concurrent resolution on the budget for fiscal year 2006.

AIRCRAFT PROCUREMENT, NAVY

For an additional amount for ''Aircraft Procurement, Navy'', $579,000, to remain available until September 30, 2008, for necessary expenses related to the consequences of Hurricane Katrina and other hurricanes of the 2005 season: Provided, That the amount provided under this heading is designated as an emergency requirement pursuant to section 402 of H. Con. Res. 95 (109th Congress), the concurrent resolution on the budget for fiscal year 2006.

PROCUREMENT OF AMMUNITION, NAVY AND MARINE CORPS

For an additional amount for ''Procurement of Ammunition, Navy and Marine Corps'', $899,000, to remain available until September 30, 2008, for necessary expenses related to the consequences of Hurricane Katrina and other hurricanes of the 2005 season: Provided, That the amount provided under this heading is designated as an emergency requirement pursuant to section 402 of H. Con. Res. 95 (109th Congress), the concurrent resolution on the budget for fiscal year 2006.

SHIPBUILDING AND CONVERSION, NAVY

(INCLUDING TRANSFER OF FUNDS)

For an additional amount for ''Shipbuilding and Conversion, Navy'', $775,236,000, to remain available until September 30, 2010, for necessary expenses related to the consequences of Hurricane Katrina and other hurricanes of the 2005 season, which shall be available for transfer within this account to replace destroyed or damaged equipment; prepare and recover naval vessels under contract; and provide for cost adjustments for naval vessels for which funds have been previously appropriated: Provided, That this transfer authority is in addition to any other transfer authority available to the Department of Defense: Provided further, That the Secretary of Defense shall, not fewer than 15 days prior to making transfers within this appropriation, notify the congressional defense committees in writing of the details of any such transfer: Provided further, That the amount provided under this heading is designated as an emergency requirement pursuant to section 402 of H. Con. Res. 95 (109th Congress), the concurrent resolution on the budget for fiscal year 2006.

OTHER PROCUREMENT, NAVY

For an additional amount for ''Other Procurement, Navy'', $85,040,000, to remain available until September 30, 2008, for necessary expenses related to the consequences of Hurricane Katrina and other hurricanes of the 2005 season: Provided, That the amount provided under this heading is designated as an emergency requirement pursuant to section 402 of H. Con. Res. 95 (109th Congress), the concurrent resolution on the budget for fiscal year 2006.

AIRCRAFT PROCUREMENT, AIR FORCE

For an additional amount for ''Aircraft Procurement, Air Force'', $13,000,000, to remain available until September 30, 2008, for necessary expenses related to the consequences of Hurricane Katrina and other hurricanes of the 2005 season: Provided, That the amount provided under this heading is designated as an emergency requirement pursuant to section 402 of H. Con. Res. 95 (109th Congress), the concurrent resolution on the budget for fiscal year 2006.

PROCUREMENT, DEFENSE-WIDE

For an additional amount for ''Procurement, Defense-Wide'', $2,797,000, to remain available until September 30, 2008, for necessary expenses related to the consequences of Hurricane Katrina and other hurricanes of the 2005 season: Provided, That the amount provided under this heading is designated as an emergency requirement pursuant to section 402 of H. Con. Res. 95 (109th Congress), the concurrent resolution on the budget for fiscal year 2006.

RESEARCH, DEVELOPMENT, TEST AND EVALUATION

RESEARCH, DEVELOPMENT, TEST AND EVALUATION, NAVY

For an additional amount for ''Research, Development, Test and Evaluation, Navy'', $12,000,000, to remain available until September 30, 2007, for necessary expenses related to the consequences of Hurricane Katrina and other hurricanes of the 2005 season: Provided, That the amount provided under this heading is designated as an emergency requirement pursuant to section 402 of H. Con. Res. 95 (109th Congress), the concurrent resolution on the budget for fiscal year 2006.

RESEARCH, DEVELOPMENT, TEST AND EVALUATION, AIR FORCE

For an additional amount for ''Research, Development, Test and Evaluation, Air Force'', $6,250,000, to remain available until September 30, 2007, for necessary expenses related to the consequences of Hurricane Katrina and other hurricanes of the 2005 season: Provided, That the amount provided under this heading is designated as an emergency requirement pursuant to section 402 of H. Con. Res. 95 (109th Congress), the concurrent resolution on the budget for fiscal year 2006.

RESEARCH, DEVELOPMENT, TEST AND EVALUATION, DEFENSE-WIDE

For an additional amount for ''Research, Development, Test and Evaluation, Defense-Wide'', $730,000, to remain available until September 30, 2007, for necessary expenses related to the consequences of Hurricane Katrina and other hurricanes of the 2005 season: Provided, That the amount provided under this heading is designated as an emergency requirement pursuant to section 402 of H. Con. Res. 95 (109th Congress), the concurrent resolution on the budget for fiscal year 2006.

REVOLVING AND MANAGEMENT FUNDS

DEFENSE WORKING CAPITAL FUNDS

For an additional amount for ''Defense Working Capital Funds'', $1,222,000, for necessary expenses related to the consequences of Hurricane Katrina and other hurricanes of the 2005 season: Provided, That the amount provided under this heading is designated as an emergency requirement pursuant to section 402 of H. Con. Res. 95 (109th Congress), the concurrent resolution on the budget for fiscal year 2006.

NATIONAL DEFENSE SEALIFT FUND

For an additional amount for ''National Defense Sealift Fund'', $10,000,000, to remain available until expended, for necessary expenses related to the consequences of Hurricane Katrina and other hurricanes of the 2005 season: Provided, That the amount provided under this heading is designated as an emergency requirement pursuant to section 402 of H. Con. Res. 95 (109th Congress), the concurrent resolution on the budget for fiscal year 2006.

TRUST FUNDS

GENERAL FUND PAYMENT, SURCHARGE COLLECTIONS, SALES OF COMMISSARY STORES, DEFENSE

For an additional amount for ''General Fund Payment, Surcharge Collections, Sales of Commissary Stores, Defense'', $10,530,000, to remain available until September 30, 2010, for necessary expenses related to the consequences of Hurricane Katrina and other hurricanes of the 2005 season: Provided, That the amount provided under this heading is designated as an emergency requirement pursuant to section 402 of H. Con. Res. 95 (109th Congress), the concurrent resolution on the budget for fiscal year 2006.

OTHER DEPARTMENT OF DEFENSE PROGRAMS

DEFENSE HEALTH PROGRAM

For an additional amount for ''Defense Health Program'', $33,881,000, to remain available until September 30, 2007, for necessary expenses related to the consequences of Hurricane Katrina and other hurricanes of the 2005 season: Provided, That the amount provided under this heading is designated as an emergency requirement pursuant to section 402 of H. Con. Res. 95 (109th Congress), the concurrent resolution on the budget for fiscal year 2006.

OFFICE OF THE INSPECTOR GENERAL

For an additional amount for ''Office of the Inspector General'', $326,000, to remain available until September 30, 2007, for necessary expenses related to the consequences of Hurricane Katrina and other hurricanes of the 2005 season: Provided, That the amount provided under this heading is designated as an emergency requirement pursuant to section 402 of H. Con. Res. 95 (109th Congress), the concurrent resolution on the budget for fiscal year 2006.

GENERAL PROVISIONS—THIS CHAPTER

(TRANSFER OF FUNDS)

SEC. 2201. Upon his determination that such action is necessary to ensure the appropriate allocation of funds provided to the Department of Defense in this chapter and in chapter 2, title I of this Act, the Secretary of Defense may transfer up to $150,000,000 between appropriations made available for military personnel; operation and maintenance; procurement; research, development, test and evaluation; and revolving and management funds: Provided, That the Secretary shall notify the Congress promptly of each transfer made pursuant to this authority: Provided further, That the transfer authority provided in this section is in addition to any other transfer authority available to the Department of Defense.

SEC. 2202. None of the funds provided in this chapter may be used to finance programs or activities denied by Congress in fiscal year 2005 and 2006 appropriations to the Department of Defense or to initiate a procurement or research, development, test and evaluation new start program without prior written notification to the congressional defense committees.

SEC. 2203. Notwithstanding any other provision of law, of the amounts appropriated or otherwise made available under the heading ''Shipbuilding and Conversion, Navy'' in chapter 2 of title II of this Act, or under said heading in chapter 2 of title I of the Emergency Supplemental Appropriations Act to Address Hurricanes in the Gulf of Mexico and Pandemic Influenza, 2006 (division B of Public Law 109–148; 119 Stat. 2757), not less than $140,000,000 shall be made available for infrastructure improvements at Gulf Coast shipyards that have existing Navy shipbuilding contracts and that were damaged by Hurricane Katrina in calendar year 2005.

CHAPTER 3

DEPARTMENT OF DEFENSE—CIVIL

DEPARTMENT OF THE ARMY

CORPS OF ENGINEERS—CIVIL

INVESTIGATIONS

For an additional amount for ''Investigations'' for necessary expenses related to the consequences of Hurricane Katrina and other hurricanes of the 2005 season, $3,300,000, to remain available until expended: Provided, That the amount provided under this heading is designated as an emergency requirement pursuant to section 402 of H. Con. Res. 95 (109th Congress), the concurrent resolution on the budget for fiscal year 2006: Provided further, That the Secretary of the Army, acting through the Chief of Engineers, utilizing $3,300,000 of the funds provided herein shall develop a comprehensive plan, at full Federal expense, to deauthorize deep draft navigation on the Mississippi River-Gulf Outlet, Louisiana, extending from the Gulf of Mexico to the Gulf Intracoastal Waterway: Provided further, That, not later than 6 months after the date of enactment of this Act, the Secretary shall submit an interim report to Congress comprising the plan: Provided further,

That the Secretary shall refine the plan, if necessary, to be fully consistent, integrated, and included in the final report to be issued in December 2007 for the Louisiana Coastal Protection and Restoration Plan: Provided further, the Secretary shall provide to the Congress a report, by not later than 90 days after the date of enactment of this Act, describing, for the period beginning on the date on which the individual system components for hurricane and storm damage reduction were constructed and ending on the date on which the report is prepared, the difference between the vertical settlement of the system that is attributable to the settling of levees and floodwalls or subsidence versus the vertical grade deficiencies that are attributable to new storm data that may require a higher level of vertical protection in order to comply with 100-year floodplain certification and standard project hurricane.

CONSTRUCTION

For an additional amount for ''Construction'' for necessary expenses related to the consequences of Hurricane Katrina and other hurricanes of the 2005 season, $549,400,000, to remain available until expended, of which up to $20,200,000 may be used to reduce the risk of storm damage to the greater New Orleans metropolitan area, at full Federal expense, by restoring the surrounding wetlands through measures to begin to reverse wetland losses in areas affected by navigation, oil and gas, and other channels and through modification of the Caernarvon Freshwater Diversion structure or its operations; at least $495,300,000 shall be used consistent with the cost-sharing provisions under which the projects were originally constructed to raise levee heights where necessary and otherwise enhance the existing Lake Pontchartrain and Vicinity project and the existing West Bank and Vicinity project to provide the levels of protection necessary to achieve the certification required for participation in the National Flood Insurance Program under the base flood elevations current at the time of this construction: Provided, That the amount provided under this heading is designated as an emergency requirement pursuant to section 402 of H. Con. Res. 95 (109th Congress), the concurrent resolution on the budget for fiscal year 2006: Provided further, That $1,500,000 shall be for the North Padre Island, Texas project: Provided further, That $30,400,000 is available for flood control work in the Sacramento, California, Area: Provided further, That $2,000,000 shall be provided at full Federal expense for the Hawaii Water Systems Technical Assistance Program.

OPERATIONS AND MAINTENANCE

For an additional amount for ''Operations and Maintenance'' to dredge navigation channels and repair other Corps projects related to the consequences of Hurricane Katrina and other hurricanes of the 2005 season, $3,200,000 to remain available until expended: Provided, That the amount provided under this heading is designated as an emergency requirement pursuant to section 402 of H. Con. Res. 95 (109th Congress), the concurrent resolution on the budget for fiscal year 2006: Provided further, That the Secretary of the Army, acting through the Chief of Engineers, is directed to use funds appropriated herein for dredging needs along the Texas Gulf Coast.

FLOOD CONTROL AND COASTAL EMERGENCIES

(INCLUDING RESCISSION OF FUNDS)

For an additional amount for ''Flood Control and Coastal Emergencies'', as authorized by section 5 of the Act of August 18, 1941 (33 U.S.C. 701n), for necessary expenses relating to the consequences of Hurricane Katrina and other hurricanes, $3,145,024,000, to remain available until expended: Provided, That the Secretary of the Army is directed to use the funds appropriated under this heading to modify, at full Federal expense, authorized projects in southeast Louisiana to provide hurricane and storm damage reduction and flood damage reduction in the greater New Orleans and surrounding areas; $530,000,000 shall be used to modify the 17th Street, Orleans Avenue, and London Avenue drainage canals and install pumps and closure structures at or near the lakefront; $250,000,000 shall be used for storm-proofing interior pump stations to ensure the operability of the stations during hurricanes, storms, and high water events; $170,000,000 shall be used for armoring critical elements of the New Orleans hurricane and storm damage reduction system; $350,000,000 shall be used to improve protection at the Inner Harbor Navigation Canal; $215,000,000 shall be used to replace or modify certain non-Federal levees in Plaquemines Parish to incorporate the levees into the existing New Orleans to Venice hurricane protection project; $1,584,000,000 shall be used for reinforcing or replacing flood walls, as necessary, in the existing Lake Pontchartrain and Vicinity project and the existing West Bank and Vicinity project to improve the performance of the systems; $30,024,000 for repairs, replacements, modifications and improvements of non-Federal levees and associated protection measures in Terrebonne Parish at full Federal expense: Provided further, that $16,000,000 is provided for the restoration of funds for hurricane-damaged projects in the State of Pennsylvania: Provided further, That any project using funds appropriated under this heading shall be initiated only after non-Federal interests have entered into binding agreements with the Secretary requiring the non-Federal interests to pay 100 percent of the operation, maintenance, repair, replacement, and rehabilitation costs of the project and to hold and save the United States free from damages due to the construction or operation and maintenance of the project, except for damages due to the fault or negligence of the United States or its contractors: Provided further, That the amount provided under this heading is designated as an emergency requirement pursuant to section 402 of H. Con. Res. 95 (109th Congress), the concurrent resolution on the budget for fiscal year 2006.

Of the funds provided under this heading in chapter 3 of division B of Public Law 109–148, $15,000,000 are rescinded.

DEPARTMENT OF THE INTERIOR

BUREAU OF RECLAMATION

WATER AND RELATED RESOURCES

For an additional amount for ''Water and Related Resources'', $9,000,000, to remain available until expended for Drought Emergency Assistance: Provided, That the amount provided under this heading is designated as an emergency requirement pursuant to section 402 of H. Con. Res. 95 (109th Congress), the concurrent resolution on the budget for fiscal year 2006.

GENERAL PROVISIONS—THIS CHAPTER

SEC. 2301. USE OF UNEXPENDED FUNDS. (a) IN GENERAL.—Notwithstanding any other provision of law, amounts made available to the State of Oklahoma or agencies or authorities therein (referred to in this section as the ''State'') before the date of enactment of this Act for general remediation activities being conducted in the vicinity of the Tar Creek Superfund Site in northeastern Oklahoma and in Ottawa County, Oklahoma, that remain unexpended as of the date of enactment of this Act are authorized to be used by the State to assist individuals and entities in relocation from areas at risk or potential risk of damage caused by land subsidence as determined by the State.

(b) USE OF UNEXPENDED FUNDS.—The use of unexpended funds in accordance with subsection (a)—

(1) shall not be subject to the Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970 (42 U.S.C. 4601 et seq.); and

(2) may include any general remediation activities described in section (a) determined to be appropriate by the State, including the buyout of 1 or more properties to facilitate a relocation described in subsection (a).

SEC. 2302. (a) The $12,000,000 provided in division B, chapter 3 of title I, Investigations, of Public Law 109–148 (119 Stat. 2761) for the Louisiana hurricane protection study shall be at full Federal expense.

(b) Of the $12,000,000 provided in division B, chapter 3 of title I, Investigations, of Public Law 109–148 (119 Stat. 2761) for the Louisiana hurricane protection study, $5,000,000 shall be available for expenditure prior to the effective date of the enactment of a State law establishing a single State or quasi-State entity to act as local sponsor for construction, operation and maintenance of all of the hurricane, storm damage reduction and flood control projects in the greater New Orleans and southeast Louisiana area.

SEC. 2303. Chapter 3, under division B of title I of Public Law 109–148 (119 Stat. 2762) under the heading ''Flood Control, Mississippi River and Tributaries, Arkansas, Illinois, Kentucky, Louisiana, Mississippi, Missouri, and Tennessee'' is modified by inserting the following before the period: '': Provided further, That the Corps is directed to expedite and accelerate completion of any study or any unconstructed portion of the Mississippi River and Tributaries project for the flood and storm damage reduction projects in the south Louisiana area'': Provided, That the amount provided under this heading is designated as an emergency requirement pursuant to section 402 of H. Con. Res. 95 (109th Congress), the concurrent resolution on the budget for fiscal year 2006.

SEC. 2304. Chapter 3, under division B of title I of Public Law 109–148 (119 Stat. 2762) under the heading ''Operations and Maintenance'' is modified by inserting the following before the last proviso: '': Provided further, That $75,000,000 of the funds provided herein shall be used for the repair, construction or provision of measures or structures necessary to protect, restore or increase wetlands, to prevent saltwater intrusion or storm surge'': Provided, That the amount provided under this heading is designated as an emergency requirement pursuant to section 402 of H. Con. Res. 95 (109th Congress), the concurrent resolution on the budget for fiscal year 2006.

SEC. 2305. Section 227 of Public Law 104–303 is modified as follows:

(1) Section 5(a) is amended by striking ''6'', and inserting ''7'' in lieu thereof.

(2) Section 5(e)(2) is amended by striking ''$21,000,000'', and inserting ''$25,000,000'' in lieu thereof.

SEC. 2306. (a) Section 104(c) of the Reclamation States Emergency Drought Relief Act of 1991 (43 U.S.C. 2214(c)) is amended by striking ''September 30, 2005'' and inserting ''September 30, 2010'' in lieu thereof.

(b) Section 301 of the Reclamation States Emergency Drought Relief Act of 1991 (43 U.S.C. 2241) is amended by striking ''fiscal years 1992, 1993, 1994, 1995, 1996, 1999, 2000, 2001, 2002, 2003, and 2004'' and inserting ''the period of fiscal years 2006 through 2010'' in lieu thereof.

SEC. 2307. None of the funds made available before, on, or after the date of enactment of this Act in an appropriations Act may be expended to prevent or limit any reprogramming of funds for a project to be carried out by the Corps of Engineers using funds appropriated in any Act making appropriations for energy and water development, based on whether the project was included by the President in the budget transmitted under section 1105(a) of title 31, United States Code, or is otherwise proposed by the President or considered part of the budget by the Office of Management and Budget, if the project received funds in an Act making appropriations for energy and water development or any other appropriations Act making additional funds available for energy and water development.

SEC. 2308. None of the funds made available under this or any other Act shall be used during fiscal year 2006 or previous to April 1, 2007, to make, or plan or prepare to make, any payment on bonds issued by the Administrator of the Bonneville Power Administration (referred in

this section as the ''Administrator'') or for an appropriated Federal Columbia River Power System investment, if the payment is both—

(1) greater, during any fiscal year, than the payments calculated in the rate hearing of the Administrator to be made during that fiscal year using the repayment method used to establish the rates of the Administrator as in effect on February 6, 2006; and

(2) based or conditioned on the actual or expected net secondary power sales receipts of the Administrator.

SEC. 2309. Section 1202 of the Nonindigenous Aquatic Nuisance Prevention and Control Act of 1990, as amended (110 Stat. 4085, 4091; 16 U.S.C. 4722(i)(3)(C)), is amended by deleting '', to carry out this paragraph, $750,000'', and inserting the following in lieu thereof: ''such sums as are necessary to carry out the dispersal barrier demonstration project directed by this paragraph''.

CHAPTER 4

DEPARTMENT OF HOMELAND SECURITY

OFFICE OF INSPECTOR GENERAL

For an additional amount for ''Office of Inspector General'' for necessary expenses related to the consequences of Hurricane Katrina and other hurricanes of the 2005 season, $2,000,000, to remain available until September 30, 2007: Provided, That the amount provided under this heading is designated as an emergency requirement pursuant to section 402 of H. Con. Res. 95 (109th Congress), the concurrent resolution on the budget for fiscal year 2006.

CUSTOMS AND BORDER PROTECTION

SALARIES AND EXPENSES

For an additional amount for ''Salaries and Expenses'' for necessary expenses related to the consequences of Hurricane Katrina and other hurricanes of the 2005 season, $12,900,000: Provided, That the amount provided under this heading is designated as an emergency requirement pursuant to section 402 of H. Con. Res. 95 (109th Congress), the concurrent resolution on the budget for fiscal year 2006.

CONSTRUCTION

For an additional amount for ''Construction'' for necessary expenses related to the consequences of Hurricane Katrina and other hurricanes of the 2005 season, $4,800,000, to remain available until expended: Provided, That the amount provided under this heading is designated as an emergency requirement pursuant to section 402 of H. Con. Res. 95 (109th Congress), the concurrent resolution on the budget for fiscal year 2006.

UNITED STATES COAST GUARD

OPERATING EXPENSES

(INCLUDING TRANSFERS OF FUNDS)

For an additional amount for ''Operating Expenses'' for necessary expenses related to the consequences of Hurricane Katrina and other hurricanes of the 2005 season, $88,970,000, to remain available until September 30, 2007, of which up to $267,000 may be transferred to ''Environmental Compliance and Restoration'' to be used for environmental cleanup and restoration of Coast Guard facilities in the Gulf of Mexico region; and of which up to $470,000 may be transferred to ''Research, Development, Test, and Evaluation'' to be used for salvage and repair of research and development equipment and facilities: Provided, That the amount provided under this heading is designated as an emergency requirement pursuant to section 402 of H. Con. Res. 95 (109th Congress), the concurrent resolution on the budget for fiscal year 2006.

ACQUISITION, CONSTRUCTION, AND IMPROVEMENTS

For an additional amount for ''Acquisition, Construction, and Improvements'' for necessary expenses related to the consequences of Hurricane Katrina and other hurricanes of the 2005 season, $191,730,000, to remain available until expended: Provided, That the amount provided under this heading is designated as an emergency requirement pursuant to section 402 of H. Con. Res. 95 (109th Congress), the concurrent resolution on the budget for fiscal year 2006.

FEDERAL EMERGENCY MANAGEMENT AGENCY

ADMINISTRATIVE AND REGIONAL OPERATIONS

For an additional amount for ''Administrative and Regional Operations'' for necessary expenses related to the consequences of Hurricane Katrina and other hurricanes of the 2005 season, $71,800,000, to remain available until expended: Provided, That the amount provided under this heading is designated as an emergency requirement pursuant to section 402 of H. Con. Res. 95 (109th Congress), the concurrent resolution on the budget for fiscal year 2006.

PREPAREDNESS, MITIGATION, RESPONSE, AND RECOVERY

For an additional amount for ''Preparedness, Mitigation, Response, and Recovery'' for necessary expenses related to the consequences of Hurricane Katrina and other hurricanes of the 2005 season, $10,000,000, to remain available until expended: Provided, That the amount provided under this heading is designated as an emergency requirement pursuant to section 402 of H. Con. Res. 95 (109th Congress), the concurrent resolution on the budget for fiscal year 2006.

DISASTER RELIEF

For an additional amount for ''Disaster Relief'' for necessary expenses under the Robert T. Stafford Disaster Relief and Emergency Assistance Act (42 U.S.C. 5121 et seq.), $6,000,000,000, to remain available until expended: Provided, That for States in which the President declared a major disaster (as that term is defined in section 102 of the Robert T. Stafford Disaster Relief and Emergency Assistance Act (42 U.S.C. 5122)) on September 24, 2005, as a result of Hurricane Rita, each county or parish eligible for individual and public assistance under such declaration in such States will be treated equally for purposes of cost-share adjustments under such Act, to account for the impact in those counties and parishes of Hurricanes Rita and Katrina: Provided further, That the Secretary of Homeland Security shall submit for approval a proposal and an expenditure plan for housing, including the alternative housing pilot programs under section 2403 of this Act, to the Committees on Appropriations of the Senate and House of Representatives within forty-five days from the date of enactment of this Act: Provided further, That the amount provided under this heading is designated as an emergency requirement pursuant to section 402 of H. Con. Res. 95 (109th Congress), the concurrent resolution on the budget for fiscal year 2006.

DISASTER ASSISTANCE DIRECT LOAN PROGRAM ACCOUNT

For an additional amount for ''Disaster Assistance Direct Loan Program Account'' for the cost of direct loans as authorized under section 417 of the Robert T. Stafford Disaster Relief and Emergency Assistance Act (42 U.S.C. 5184), $279,800,000, to be used to assist local governments affected by Hurricane Katrina and other hurricanes of the 2005 season in providing essential services, of which $1,000,000 is for administrative expenses to carry out the direct loan program: Provided, That such funds may be made to subsidize gross obligations for the principal amount of direct loans not to exceed $371,733,000: Provided further, That notwithstanding section 417(b) of such Act, the amount of any such loan issued pursuant to this section may exceed $5,000,000, and may be equal to not more than 50 percent of the annual operating budget of the local government in any case in which that local government has suffered a loss of 25 percent or more in tax revenues due to Hurricane Katrina or Hurricane Rita: Provided further, That notwithstanding section 417(c)(1) of such Act, such loans may not be canceled: Provided further, That the cost of modifying such loans shall be as defined in section 502 of the Congressional Budget Act of 1974 (2 U.S.C. 661a): Provided further, That the amounts provided under this heading are designated as an emergency requirement pursuant to section 402 of H. Con. Res. 95 (109th Congress), the concurrent resolution on the budget for fiscal year 2006.

GENERAL PROVISIONS—THIS CHAPTER

SEC. 2401. The Federal Emergency Management Agency may provide funds to a State or local government or, as necessary, assume an existing agreement from such unit of government, to pay for utility costs resulting from the provision of temporary housing units to evacuees from Hurricane Katrina and other hurricanes of the 2005 season if the State or local government has previously arranged to pay for such utilities on behalf of the evacuees for the term of any leases, not to exceed 12 months, contracted by or prior to February 7, 2006: Provided, That the Federal share of the costs eligible to be paid shall be 100 percent.

SEC. 2402. (a) Title III of Public Law 109–90 (119 Stat. 2079) is amended under the heading ''National Flood Insurance Fund'' by striking in the proviso ''$30,000,000'' and inserting ''such sums as necessary''.

(b) The provisions of this section are designated as an emergency requirement pursuant to section 402 of H. Con. Res. 95 (109th Congress), the concurrent resolution on the budget for fiscal year 2006.

SEC. 2403. Notwithstanding any other provision of law, the Secretary of Homeland Security shall consider eligible under the Federal Emergency Management Agency Individual Assistance Program the costs sufficient for alternative housing pilot programs in the areas hardest hit by Hurricane Katrina and other hurricanes of the 2005 season.

CHAPTER 5

DEPARTMENT OF THE INTERIOR

UNITED STATES FISH AND WILDLIFE SERVICE

CONSTRUCTION

For an additional amount for ''Construction'' for necessary expenses related to the consequences of Hurricane Katrina and other hurricanes of the 2005 season and for repayment of advances to projects from which funds were transferred for such purposes, $132,400,000, to remain available until expended: Provided, That the amount provided under this heading is designated as an emergency requirement pursuant to section 402 of H. Con. Res. 95 (109th Congress), the concurrent resolution on the budget for fiscal year 2006.

NATIONAL PARK SERVICE

HISTORIC PRESERVATION FUND

For an additional amount for the ''Historic Preservation Fund'' for necessary expenses related to the consequences of Hurricane Katrina and other hurricanes of the 2005 season, $43,000,000, to remain available until September 30, 2007: Provided, That of the funds provided under this heading, $40,000,000 shall be provided to State Historic Preservation Officers, after consultation with the National Park Service, for grants for disaster relief in areas of Louisiana, Mississippi, and Alabama impacted by Hurricanes Katrina or Rita: Provided further, That grants shall be for the preservation, stabilization, rehabilitation, and repair of historic properties listed in or eligible for the National Register of Historic Places, for planning and technical assistance: Provided further, That preference shall be given to grants based upon, but not limited to, properties located within National Heritage Areas, owner-occupied houses, and an ability to spend the funds expeditiously: Provided further, That grants shall only be available for areas that the President determines to be a major disaster under section 102(2) of the Robert T. Stafford Disaster Relief and Emergency Assistance Act (42 U.S.C. 5122(2)) due to Hurricanes Katrina or Rita: Provided further, That individual grants shall not be subject to a non-Federal matching requirement: Provided further, That no more than 5 percent of funds

provided under this heading for disaster relief grants may be used for administrative expenses: Provided further, That the amounts provided under this heading are designated as an emergency requirement pursuant to section 402 of H. Con. Res. 95 (109th Congress), the concurrent resolution on the budget for fiscal year 2006.

CONSTRUCTION

For an additional amount for ''Construction'' for necessary expenses related to the consequences of Hurricane Katrina and other hurricanes of the 2005 season, $55,400,000, to remain available until expended: Provided, That the amount provided under this heading is designated as an emergency requirement pursuant to section 402 of H. Con. Res. 95 (109th Congress), the concurrent resolution on the budget for fiscal year 2006.

UNITED STATES GEOLOGICAL SURVEY

SURVEYS, INVESTIGATIONS, AND RESEARCH

(INCLUDING TRANSFERS OF FUNDS)

For an additional amount for ''Surveys, Investigations, and Research'' for necessary expenses related to the consequences of Hurricane Katrina and other hurricanes of the 2005 season and for repayment of advances to other appropriation accounts from which funds were transferred for such purposes, $10,200,000, to remain available until expended: Provided, That the amount provided under this heading is designated as an emergency requirement pursuant to section 402 of H. Con. Res. 95 (109th Congress), the concurrent resolution on the budget for fiscal year 2006.

MINERALS MANAGEMENT SERVICE

ROYALTY AND OFFSHORE MINERALS MANAGEMENT

(INCLUDING TRANSFERS OF FUNDS)

For an additional amount for ''Royalty and Offshore Minerals Management'' for necessary expenses related to the consequences of Hurricane Katrina and other hurricanes of the 2005 season and for repayment of advances to other appropriation accounts from which funds were transferred for such purposes, $15,000,000, to remain available until September 30, 2007: Provided, That the amount provided under this heading is designated as an emergency requirement pursuant to section 402 of H. Con. Res. 95 (109th Congress), the concurrent resolution on the budget for fiscal year 2006.

ENVIRONMENTAL PROTECTION AGENCY

ENVIRONMENTAL PROGRAMS AND MANAGEMENT

For an additional amount for ''Environmental Programs and Management'' for necessary expenses related to the consequences of Hurricane Katrina and other hurricanes of the 2005 season, $6,000,000, to remain available until September 30, 2007: Provided, That the amount provided under this heading is designated as an emergency requirement pursuant to section 402 of H. Con. Res. 95 (109th Congress), the concurrent resolution on the budget for fiscal year 2006.

LEAKING UNDERGROUND STORAGE TANK PROGRAM

For an additional amount for the ''Leaking Underground Storage Tank Program'' for necessary expenses related to the consequences of Hurricane Katrina and other hurricanes of the 2005 season, $7,000,000, to remain available until September 30, 2007: Provided, That the amount provided under this heading is designated as an emergency requirement pursuant to section 402 of H. Con. Res. 95 (109th Congress), the concurrent resolution on the budget for fiscal year 2006.

DEPARTMENT OF AGRICULTURE

FOREST SERVICE

NATIONAL FOREST SYSTEM

For an additional amount for the ''National Forest System'' for necessary expenses related to the consequences of Hurricane Katrina and other hurricanes of the 2005 season, $20,000,000, to remain available until expended: Provided, That the amount provided under this heading is designated as an emergency requirement pursuant to section 402 of H. Con. Res. 95 (109th Congress), the concurrent resolution on the budget for fiscal year 2006.

CHAPTER 6

DEPARTMENT OF LABOR

EMPLOYMENT AND TRAINING ADMINISTRATION

TRAINING AND EMPLOYMENT SERVICES

For an additional amount for ''Training and Employment Services'', $16,000,000, to remain available until expended, for necessary expenses related to the consequences of Hurricane Katrina and other hurricanes of the 2005 season, for construction, rehabilitation, and acquisition of Job Corps centers as authorized by the Workforce Investment Act of 1998: Provided, That the amount provided under this heading is designated as an emergency requirement pursuant to section 402 of H. Con. Res. 95 (109th Congress), the concurrent resolution on the budget for fiscal year 2006.

DEPARTMENT OF HEALTH AND HUMAN SERVICES

HEALTH RESOURCES AND SERVICES ADMINISTRATION

HEALTH RESOURCES AND SERVICES

For an additional amount for ''Community Health Centers'', $4,000,000, to remain available until expended, to purchase and operate communications equipment including satellite phones for a communications network among departments of health, community health centers and major medical centers in States affected by Hurricane Katrina and other hurricanes of the 2005 season: Provided, That the amount provided under this heading is designated as an emergency requirement pursuant to section 402 of H. Con. Res. 95 (109th Congress), the concurrent resolution on the budget for fiscal year 2006.

CENTERS FOR DISEASE CONTROL AND PREVENTION

DISEASE CONTROL, RESEARCH, AND TRAINING

For an additional amount for ''Disease Control, Research, and Training'', $8,000,000, to remain available until expended, for mosquito and other pest abatement activities in States affected by Hurricane Katrina and other hurricanes of the 2005 season: Provided, That the amount provided under this heading is designated as an emergency requirement pursuant to section 402 of H. Con. Res. 95 (109th Congress), the concurrent resolution on the budget for fiscal year 2006.

DEPARTMENT OF EDUCATION

HURRICANE EDUCATION RECOVERY

For an additional amount under the heading ''Department of Education'' in Public Law 109–148 for carrying out section 107 of title IV, division B of that Act, $235,000,000, for necessary expenses related to the consequences of Hurricane Katrina and other hurricanes of the 2005 season: Provided, That the amount provided under this heading is designated as an emergency requirement pursuant to section 402 of H. Con. Res. 95 (109th Congress), the concurrent resolution on the budget for fiscal year 2006.

For an additional amount under part B of title VII of the Higher Education Act of 1965 (''HEA'') for institutions of higher education (as defined in section 102 of that Act) that are located in an area in which a major disaster was declared in accordance with section 401 of the Robert T. Stafford Disaster Relief and Emergency Assistance Act related to hurricanes in the Gulf of Mexico in calendar year 2005, $50,000,000: Provided, That such funds shall be available to the Secretary of Education only for payments to help defray the expenses (which may include lost revenue, reimbursement for expenses already incurred, and construction) incurred by such institutions of higher education that were forced to close, relocate or significantly curtail their activities as a result of damage directly caused by such hurricanes: Provided further, That such payments shall be made in accordance with criteria established by the Secretary and made publicly available without regard to section 437 of the General Education Provisions Act, section 553 of title 5, United States Code, or part B of title VII of the HEA: Provided further, That the amount provided under this heading is designated as an emergency requirement pursuant to section 402 of H. Con. Res. 95 (109th Congress), the concurrent resolution on the budget for fiscal year 2006.

RELATED AGENCIES

CORPORATION FOR NATIONAL AND COMMUNITY SERVICE

NATIONAL AND COMMUNITY SERVICE PROGRAMS, OPERATING EXPENSES

(INCLUDING TRANSFER OF FUNDS)

For an additional amount for the Corporation for National and Community Service (the ''Corporation'') for necessary expenses related to the consequences of Hurricane Katrina and other hurricanes of the 2005 season, $10,000,000, to remain available until September 30, 2007: Provided, That the funds made available under this heading shall be available for the Civilian Community Corps authorized under subtitle E of title I of the National and Community Service Act of 1990 (the ''Act'') (42 U.S.C. 12611 et seq.): Provided further, That the Corporation may transfer funds from the amount provided under the first proviso to the National Service Trust authorized under subtitle D of title I of the Act (42 U.S.C. 12601) upon determination that such transfer is necessary to support the activities of Civilian Community Corps participants and after notice is transmitted to Congress: Provided further, That the amount provided under this heading is designated as an emergency requirement pursuant to section 402 of H. Con. Res. 95 (109th Congress), the concurrent resolution on the budget for fiscal year 2006.

GENERAL PROVISIONS—THIS CHAPTER

SEC. 2601. (a) In this section:

(1) The term ''affected institution'' means an institution of higher education that is—

(A) a part B institution, as such term is defined in section 322 of the Higher Education Act of 1965 (20 U.S.C. 1061);

(B) located in an area affected by a Gulf hurricane disaster; and

(C) able to demonstrate that the institution—

(i) incurred physical damage resulting from the impact of Hurricane Katrina or Rita;

(ii) has pursued collateral source compensation from insurance, the Federal Emergency Management Agency, or the Small Business Administration, (as appropriate); and

(iii) has not been able to fully reopen in existing facilities or fully reopen to the levels that existed before the impact of such hurricane due to physical damage to the institution.

(2) The terms ''area affected by a Gulf hurricane disaster'' and ''Gulf hurricane disaster'' have the meanings given such terms in section 209 of the Higher Education Hurricane Relief Act of 2005 (Public Law 109–148, 119 Stat. 2809).

(b) Notwithstanding any other provision of law (unless enacted with specific reference to this section), the Secretary of Education is authorized to waive or modify, as the Secretary determines is necessary, any statutory or regulatory provision related to historically Black college and university capital financing under part D of title III of the Higher Education Act of 1965 (20 U.S.C. 1066 et seq.), in connection with a Gulf hurricane disaster, to ensure that—

(1) the calculation of financing need under section 343 of such Act (20 U.S.C. 1066b) for an affected institution is modified to reflect any changes in the financial condition of the institution as a result of the Gulf hurricane disaster; and

(2) an affected institution that was not receiving assistance under such part before the Gulf hurricane disaster is eligible to apply for capital

financing to assist in institutional recovery from the Gulf hurricane disaster.

(c)(1) Notwithstanding section 343(b)(1) or any other provision of title III of the Higher Education Act of 1965 (20 U.S.C. 1066b(b)(1), 1051 et seq.), in carrying out section 343 of such Act, a designated bonding authority shall withhold not more than 1 percent for the cost of issuance from the proceeds of qualified bonds that are loaned to an affected institution.

(2) Notwithstanding section 343(b)(3) or any other provision of title III of the Higher Education Act of 1965 (20 U.S.C. 1066b(b)(3), 1051 et seq.), the Secretary shall pay any interest above 1 percent charged for a loan issued under part D of title III of such Act, after the date of enactment of this Act and with respect to an affected institution, such that the affected institution pays interest at a rate no higher than 1 percent.

(3) Notwithstanding any other provision of title III of the Higher Education Act of 1965 (20 U.S.C. 1051 et seq.), the requirements of section 343(b)(8) and 343(c)(2) of such Act (20 U.S.C. 1066(b)(8)) shall not apply with respect to an affected institution receiving a loan under part D of title III of such Act (20 U.S.C. 1066 et seq.).

(d) Notwithstanding any provision of title III of the Higher Education Act of 1965 (20 U.S.C. 1051 et seq.), or any regulation promulgated under such title, the Secretary of Education shall grant a deferment, for a period of not more than 3 years, to an affected institution that has received a loan under part D of title III of such Act (20 U.S.C. 1066 et seq.). During the deferment period granted under this subsection, the affected institution shall not be required to pay any periodic installment of principal required under the loan agreement for such loan, and interest on such loan shall not accrue for the period of the deferment. During the deferment period, the Secretary shall make principal and interest payments otherwise due under the loan agreement. At the closing of the loan, terms shall be set under which the affected institution shall be required to repay the Secretary for the payments of principal made by the Secretary during the deferment, on a schedule that begins upon repayment to the lender in full on the loan agreement.

(e)(1) Except as provided in paragraph (2), the authority provided under this section to enter into, or modify or waive the terms of, a loan agreement or insurance agreement under part D of title III of the Higher Education Act of 1965 (20 U.S.C. 1066 et seq.), or to grant a loan deferment under subsection (d), shall terminate 1 year after the date of enactment of this Act.

(2) Any provision of a loan agreement or insurance agreement modified or waived by the authority under this section shall remain so modified or waived for the duration of the period covered by the loan agreement or insurance agreement.

(f) The amount provided in this section is designated as an emergency requirement pursuant to section 402 of H. Con. Res. 95 (109th Congress), the concurrent resolution on the budget for fiscal year 2006.

SEC. 2602. Notwithstanding sections 107(f) and 110 of title IV (commonly known as the ''Hurricane Education Recovery Act'') of division B of the Department of Defense, Emergency Supplemental Appropriations to Address Hurricanes in the Gulf of Mexico, and Pandemic Influenza Act, 2006 (Public Law 109–148; 119 Stat. 2680), the Secretary of Education may extend the period during which a State educational agency or local educational agency may obligate funds received under section 107 of that title to a date no later than September 30, 2006, except that such funds shall be used only for expenses incurred during the 2005–2006 school year, as required by section 107 of that title.

SEC. 2603. Funds available to the Mississippi Institutes of Higher Learning under the heading ''Department of Education'' in Public Law 109–148 may be used to support activities authorized by part B of title VII of the Higher Education Act of 1965, as determined necessary by the Mississippi Institutes of Higher Learning: Provided, That the amount provided under this section is designated as an emergency requirement pursuant to section 402 of H. Con. Res. 95 (109th Congress), the concurrent resolution on the budget for fiscal year 2006.

(TRANSFER OF FUNDS)

SEC. 2604. Of the funds made available under the heading ''Disaster Relief'' under the heading ''Federal Emergency Management Agency'' in chapter 4 of this title, $38,000,000 is hereby transferred to the Social Security Administration for necessary expenses and direct or indirect losses related to the consequences of Hurricane Katrina and other hurricanes of the 2005 season: Provided, That the amount transferred by this section is designated as an emergency requirement pursuant to section 402 of H. Con. Res. 95 (109th Congress), the concurrent resolution on the budget for fiscal year 2006.

CHAPTER 7

DEPARTMENT OF DEFENSE

MILITARY CONSTRUCTION

MILITARY CONSTRUCTION, NAVY AND MARINE CORPS

For an additional amount for ''Military Construction, Navy and Marine Corps'', for necessary expenses related to the consequences of Hurricane Katrina and other hurricanes of the 2005 season, $44,770,000, to remain available until September 30, 2010: Provided, That such funds may be obligated and expended to carry out planning and design and military construction projects not otherwise authorized by law: Provided further, That the amount provided under this heading is designated as an emergency requirement pursuant to section 402 of H. Con. Res. 95 (109th Congress), the concurrent resolution on the budget for fiscal year 2006.

MILITARY CONSTRUCTION, AIR FORCE

For an additional amount for ''Military Construction, Air Force'', for necessary expenses related to the consequences of Hurricane Katrina and other hurricanes of the 2005 season, $97,300,000, to remain available until September 30, 2010: Provided, That such funds may be obligated and expended to carry out planning and design and military construction projects not otherwise authorized by law: Provided further, That the amount provided under this heading is designated as an emergency requirement pursuant to section 402 of H. Con. Res. 95 (109th Congress), the concurrent resolution on the budget for fiscal year 2006.

MILITARY CONSTRUCTION, ARMY NATIONAL GUARD

(INCLUDING RESCISSION OF FUNDS)

For an additional amount for ''Military Construction, Army National Guard'', for necessary expenses related to the consequences of Hurricane Katrina and other hurricanes of the 2005 season, $330,071,000, to remain available until September 30, 2010: Provided, That such funds may be obligated and expended to carry out planning and design and military construction projects not otherwise authorized by law: Provided further, That of the amount provided under this heading in chapter 7 of title I of division B of Public Law 109–148 (119 Stat. 2770), $120,000,000 are rescinded: Provided further, That the amount provided under this heading is designated as an emergency requirement pursuant to section 402 of H. Con. Res. 95 (109th Congress), the concurrent resolution on the budget for fiscal year 2006.

MILITARY CONSTRUCTION, AIR NATIONAL GUARD

For an additional amount for ''Military Construction, Air National Guard'', for necessary expenses related to the consequences of Hurricane Katrina and other hurricanes of the 2005 season, $5,800,000, to remain available until September 30, 2010: Provided, That such funds may be obligated and expended to carry out planning and design and military construction projects not otherwise authorized by law: Provided further, That the amount provided under this heading is designated as an emergency requirement pursuant to section 402 of H. Con. Res. 95 (109th Congress), the concurrent resolution on the budget for fiscal year 2006.

MILITARY CONSTRUCTION, NAVY RESERVE

(INCLUDING RESCISSION OF FUNDS)

For an additional amount for ''Military Construction, Navy Reserve'', for necessary expenses related to the consequences of Hurricane Katrina and other hurricanes of the 2005 season, $24,270,000, to remain available until September 30, 2010: Provided, That such funds may be obligated and expended to carry out planning and design and military construction projects not otherwise authorized by law: Provided further, That the amount provided under the heading ''Military Construction, Naval Reserve'' in chapter 7 of title I of division B of Public Law 109–148 (119 Stat. 2771) shall remain available until September 30, 2010, except that, of such amount $49,530,000 are rescinded: Provided further, That the amounts provided under this heading are designated as an emergency requirement pursuant to section 402 of H. Con. Res. 95 (109th Congress), the concurrent resolution on the budget for fiscal year 2006.

DEPARTMENT OF VETERANS AFFAIRS

DEPARTMENTAL ADMINISTRATION

CONSTRUCTION, MAJOR PROJECTS

For an additional amount for ''Construction, Major Projects'', for necessary expenses related to the consequences of Hurricane Katrina and other hurricanes of the 2005 season, $585,919,000, to remain available until expended: Provided, That $35,919,000 shall be available for environmental cleanup and removal of debris from the Department of Veterans Affairs land in Gulfport, Mississippi, and for any authorized purpose under this heading: Provided further, That the amounts provided under this heading are designated as an emergency requirement pursuant to section 402 of H. Con. Res. 95 (109th Congress), the concurrent resolution on the budget for fiscal year 2006.

RELATED AGENCY

ARMED FORCES RETIREMENT HOME

MAJOR CONSTRUCTION

For an additional amount for ''Major Construction'', for necessary expenses related to the consequences of Hurricane Katrina and other hurricanes of the 2005 season, $176,000,000, to remain available until expended: Provided, That, notwithstanding any other provision of law, such funds shall be obligated and expended for the planning and design and construction of a new Armed Forces Retirement Home in Gulfport, Mississippi: Provided further, That the amount provided under this heading is designated as an emergency requirement pursuant to section 402 of H. Con. Res. 95 (109th Congress), the concurrent resolution on the budget for fiscal year 2006.

GENERAL PROVISIONS—THIS CHAPTER

SEC. 2701. The limitation of Federal contribution established under section 18236(b) of title 10 is hereby waived for projects appropriated in this chapter.

(INCLUDING RESCISSION AND TRANSFER OF FUNDS)

SEC. 2702. (a) Of the amounts made available in chapter 7 of title I of division B of Public Law 109–148, Department of Veterans Affairs, ''Medical Services'', $198,265,000 are hereby rescinded.

(b) For an additional amount for Department of Veterans Affairs, ''Medical Services'', $198,265,000, to remain available until September 30, 2007, for necessary expenses related to the consequences of Hurricane Katrina and other hurricanes of the 2005 season.

(c) The funds made available in subsection (b) may be transferred to the Department of Veterans Affairs, ''Medical Services'', ''Medical Administration'', ''Medical Facilities'', ''Construction, Minor Projects'', and ''Information Technology Systems'' accounts as required.

(d) Not less than 15 days prior to making any such transfer as authorized under subsection (c), the Department shall notify the Committees on Appropriations of both Houses of Congress.

(e) This section is designated as an emergency requirement pursuant to section 402 of H. Con. Res. 95 (109th Congress), the concurrent resolution on the budget for fiscal year 2006.

SEC. 2703. Notwithstanding any other provision of law, within six months of enactment of this Act, the Secretary of Veterans Affairs is authorized and directed to clean up and transfer all land parcels of the Department's land in Gulfport, Mississippi, to the city of Gulfport, Mississippi.

(TRANSFER OF FUNDS)

SEC. 2704. The following unobligated balances shall be transferred to the Armed Forces Retirement Home ''Major Construction'' account, to remain available until expended, for the planning and design and construction of a new Armed Forces Retirement Home in Gulfport, Mississippi, from amounts appropriated under the heading ''Armed Forces Retirement Home'' in chapter 7 of division B of Public Law 109–148 (119 Stat. 2769), $45,000,000 provided for Armed Forces Retirement Home—Gulfport; and unobligated balances of funds provided in fiscal years 1998 through 2004 for construction and renovation of the physical plants at the United States Naval Home/Armed Forces Retirement Home—Gulfport: Provided, That the General Services Administration, in consultation with the Naval Facilities Engineering Command and the management of the Armed Forces Retirement Home, shall be the agent for all matters with regard to the planning, design, construction, and contract administration related to the construction of the new Armed Forces Retirement Home in Gulfport, Mississippi: Provided further, That the amounts provided or otherwise made available under this section are designated as an emergency requirement pursuant to section 402 of H. Con. Res. 95 (109th Congress), the concurrent resolution on the budget for fiscal year 2006.

CHAPTER 8

DEPARTMENT OF JUSTICE

LEGAL ACTIVITIES

SALARIES AND EXPENSES, GENERAL LEGAL ACTIVITIES

For an additional amount for ''Salaries and Expenses, General Legal Activities'' for necessary expenses related to the consequences of Hurricane Katrina and other hurricanes of the 2005 season, $2,000,000, to remain available until September 30, 2007: Provided, That the amount provided under this heading is designated as an emergency requirement pursuant to section 402 of H. Con. Res. 95 (109th Congress), the concurrent resolution on the budget for fiscal year 2006.

SALARIES AND EXPENSES, UNITED STATES ATTORNEYS

For an additional amount for ''Salaries and Expenses, United States Attorneys'' for necessary expenses related to the consequences of Hurricane Katrina and other hurricanes of the 2005 season, $6,500,000, to remain available until September 30, 2007: Provided, That the amount provided under this heading is designated as an emergency requirement pursuant to section 402 of H. Con. Res. 95 (109th Congress), the concurrent resolution on the budget for fiscal year 2006.

DEPARTMENT OF COMMERCE

NATIONAL OCEANIC AND ATMOSPHERIC ADMINISTRATION

OPERATIONS, RESEARCH, AND FACILITIES

For an additional amount for ''Operations, Research, and Facilities'' for necessary expenses related to the consequences of Hurricane Katrina and other hurricanes of the 2005 season, $118,000,000, to remain available until September 30, 2007: Provided, That the amount provided under this heading is designated as an emergency requirement pursuant to section 402 of H. Con. Res. 95 (109th Congress), the concurrent resolution on the budget for fiscal year 2006.

PROCUREMENT, ACQUISITION AND CONSTRUCTION

For an additional amount for ''Procurement, Acquisition and Construction'' for necessary expenses related to the consequences of Hurricane Katrina and other hurricanes of the 2005 season, $32,000,000, to remain available until expended: Provided, That the amount provided under this heading is designated as an emergency requirement pursuant to section 402 of H. Con. Res. 95 (109th Congress), the concurrent resolution on the budget for fiscal year 2006.

SCIENCE

NATIONAL AERONAUTICS AND SPACE ADMINISTRATION

EXPLORATION CAPABILITIES

For an additional amount for ''Exploration Capabilities'' for necessary expenses related to the consequences of Hurricane Katrina and other hurricanes of the 2005 season, $35,000,000 shall be for the Stennis Space Center and Michoud Assembly Facility, to remain available until expended: Provided, That the amount provided under this heading is designated as an emergency requirement pursuant to section 402 of H. Con. Res. 95 (109th Congress), the concurrent resolution on the budget for fiscal year 2006.

RELATED AGENCIES

SMALL BUSINESS ADMINISTRATION

DISASTER LOANS PROGRAM ACCOUNT

(INCLUDING TRANSFER OF FUNDS)

For an additional amount for the ''Disaster Loans Program Account'' for the cost of direct loans authorized by section 7(b) of the Small Business Act, $542,000,000, to remain available until expended: Provided, That such costs, including the cost of modifying such loans shall be as defined in section 502 of the Congressional Budget Act of 1974: Provided further, That up to $190,000,000 may be transferred to and merged with ''Salaries and Expenses'' for administrative expenses to carry out the disaster loan program: Provided further, That none of the funds provided under this heading may be used for indirect administrative expenses: Provided further, That the amount provided under this heading is designated as an emergency requirement pursuant to section 402 of H. Con. Res. 95 (109th Congress), the concurrent resolution on the budget for fiscal year 2006.

CHAPTER 9

DEPARTMENT OF TRANSPORTATION

FEDERAL HIGHWAY ADMINISTRATION

FEDERAL-AID HIGHWAYS

EMERGENCY RELIEF PROGRAM

For an additional amount for the ''Emergency Relief Program'' as authorized under 23 U.S.C. 125, $702,362,500, to remain available until expended, for expenses identified under ''Formal Requests'' in the Federal Highway Administration table entitled ''Emergency Relief Program Fund Request—updated 06/06/06'' with the exception of such expenses addressed in other provisions of this Act making amendments to Public Law 109–148 and expenses otherwise funded in other Appropriations Acts: Provided, That notwithstanding 23 U.S.C. 125(d)(1), the Secretary of Transportation may obligate more than $100,000,000 for such projects in a State in a fiscal year, to respond to damage caused by Hurricane Dennis and the 2004–2005 winter storms in the State of California: Provided further, That any amounts in excess of those necessary for emergency expenses relating to the eligible projects cited in the first sentence of this paragraph may be used for other projects authorized under 23 U.S.C. 125: Provided further, That the amounts provided under this heading are designated as an emergency requirement pursuant to section 402 of H. Con. Res. 95 (109th Congress), the concurrent resolution on the budget for fiscal year 2006.

(HIGHWAY TRUST FUND)

(RECISSION)

Of the unobligated balances of funds apportioned to each State under chapter 1 of title 23, United States Code, $702,362,500 are rescinded: Provided, That such recission shall not apply to the funds distributed in accordance with 23 U.S.C. 130(f), 23 U.S.C. 133(d)(1) as in effect prior to the date of enactment of Public Law 109–59, the first sentence of 23 U.S.C. 133(d)(3)(A), 23 U.S.C. 104(b)(5), or 23 U.S.C. 163 as in effect prior to the enactment of Public Law 109–59.

DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT

COMMUNITY PLANNING AND DEVELOPMENT

COMMUNITY DEVELOPMENT FUND

(INCLUDING TRANSFER OF FUNDS)

For an additional amount for the ''Community development fund'', for necessary expenses related to disaster relief, long-term recovery, and restoration of infrastructure in the most impacted and distressed areas related to the consequences of Hurricanes Katrina, Rita, or Wilma in States for which the President declared a major disaster under title IV of the Robert T. Stafford Disaster Relief and Emergency Assistance Act (42 U.S.C. 5121 et seq.), $5,200,000,000, to remain available until expended, for activities authorized under title I of the Housing and Community Development Act of 1974 (Public Law 93–383): Provided, That funds provided under this heading shall be administered through an entity or entities designated by the Governor of each State: Provided further, That such funds may not be used for activities reimbursable by or for which funds are made available by the Federal Emergency Management Agency or the Army Corps of Engineers: Provided further, That funds allocated under this heading shall not adversely affect the amount of any formula assistance received by a State under this heading: Provided further, That each State may use up to five percent of its allocation for administrative costs: Provided further, That not less than $1,000,000,000 from funds made available on a pro-rata basis according to the allocation made to each State under this heading shall be used for repair, rehabilitation, and reconstruction (including demolition, site clearance and remediation) of the affordable rental housing stock (including public and other HUD-assisted housing) in the impacted areas: Provided further, That no State shall receive more than $4,200,000,000: Provided further, That in administering the funds under this heading, the Secretary of Housing and Urban Development may waive, or specify alternative requirements for, any provision of any statute or regulation that the Secretary administers in connection with the obligation by the Secretary or the use by the recipient of these funds or guarantees (except for requirements related to fair housing, nondiscrimination, labor standards, and the environment), upon a request by the State that such waiver is required to facilitate the use of such funds or guarantees, and a finding by the Secretary that such waiver would not be inconsistent with the overall purpose of the statute: Provided further, That the Secretary may waive the requirement that activities benefit persons of low and moderate income, except that at least 50 percent of the funds made available under this heading must benefit primarily persons of low and moderate income unless the Secretary otherwise makes a finding of compelling need: Provided further, That the Secretary shall publish in the Federal Register any waiver of any statute or regulation that the Secretary administers pursuant to title I of the Housing and Community Development Act of 1974 no later than 5 days before the effective date of such waiver: Provided further, That every waiver made by the Secretary must be reconsidered according to the three previous provisos on the two-year anniversary of the day the Secretary published the waiver in the Federal

Register: Provided further, That prior to the obligation of funds each State shall submit a plan to the Secretary detailing the proposed use of all funds, including criteria for eligibility and how the use of these funds will address long-term recovery and restoration of infrastructure: Provided further, That prior to the obligation of funds to each State, the Secretary shall ensure that such plan gives priority to infrastructure development and rehabilitation and the rehabilitation and reconstruction of the affordable rental housing stock including public and other HUD-assisted housing: Provided further, That each State will report quarterly to the Committees on Appropriations on all awards and uses of funds made available under this heading, including specifically identifying all awards of sole-source contracts and the rationale for making the award on a sole-source basis: Provided further, That the Secretary shall notify the Committees on Appropriations on any proposed allocation of any funds and any related waivers made pursuant to these provisions under this heading no later than 5 days before such waiver is made: Provided further, That the Secretary shall establish procedures to prevent recipients from receiving any duplication of benefits and report quarterly to the Committees on Appropriations with regard to all steps taken to prevent fraud and abuse of funds made available under this heading including duplication of benefits: Provided further, That of the amounts made available under this heading, $12,000,000 shall be transferred to ''Management and Administration, Salaries and Expenses'', of which $7,000,000 is for the administrative costs, including IT costs, of the KDHAP/DVP voucher program; $9,000,000 shall be transferred to the Office of Inspector General; and $6,000,000 shall be transferred to HUD's Working Capital Fund: Provided further, That none of the funds provided under this heading may be used by a State or locality as a matching requirement, share, or contribution for any other Federal program: Provided further, That the amounts provided under this heading are designated as an emergency requirement pursuant to section 402 of H. Con. Res. 95 (109th Congress), the concurrent resolution on the budget for fiscal year 2006.

INDEPENDENT AGENCY

GENERAL SERVICES ADMINISTRATION

FEDERAL BUILDINGS FUND

For an additional amount for the ''Federal Buildings Fund'' for necessary expenses related to the consequences of Hurricane Katrina and other hurricanes of the 2005 season, $37,000,000, from the General Fund and to remain available until expended: Provided, That notwithstanding 40 U.S.C. 3307, the Administrator of General Services is authorized to proceed with repairs and alterations for affected buildings: Provided further, That the amount provided under this heading is designated as an emergency requirement pursuant to section 402 of H. Con. Res. 95 (109th Congress), the concurrent resolution on the budget for fiscal year 2006.

TITLE III—EMERGENCY AGRICULTURAL DISASTER ASSISTANCE

SEC. 3001. SHORT TITLE.

This title may be cited as the ''Emergency Agricultural Disaster Assistance Act of 2006''.

SEC. 3002. DEFINITIONS.

In this title:

(1) HURRICANE-AFFECTED COUNTY.—The term ''hurricane-affected county'' means—

(A) a county included in the geographic area covered by a natural disaster declaration related to Hurricane Katrina, Hurricane Ophelia, Hurricane Rita, Hurricane Wilma, or a related condition; and

(B) each county contiguous to a county described in subparagraph (A).

(2) NATURAL DISASTER DECLARATION.—The term ''natural disaster declaration'' means—

(A) a natural disaster declared by the Secretary—

(i) during calendar year 2005 under section 321(a) of the Consolidated Farm and Rural Development Act (7 U.S.C. 1961(a)); or

(ii) during calendar year 2006 under that section, but for which a request was pending as of December 31, 2005; or

(B) a major disaster or emergency designated by the President—

(i) during calendar year 2005 under the Robert T. Stafford Disaster Relief and Emergency Assistance Act (42 U.S.C. 5121 et seq.); or

(ii) during calendar year 2006 under that Act, but for which a request was pending as of December 31, 2005.

(3) SECRETARY.—The term ''Secretary'' means the Secretary of Agriculture.

Subtitle A—Crop and Livestock Assistance

SEC. 3011. SUGAR AND SUGARCANE DISASTER ASSISTANCE.

(a) FLORIDA.—The Secretary of Agriculture shall use $40,000,000 of funds of the Commodity Credit Corporation to make payments to processors in Florida that are eligible to obtain a loan under section 156(a) of the Federal Agriculture Improvement and Reform Act of 1996 (7 U.S.C. 7272(a)) to compensate first processors and producers for crop and other losses in hurricane-affected counties that are related to hurricanes, tropical storms, excessive rains, floods, and wind in Florida during calendar year 2005, by an agreement on the same terms and conditions, to the maximum extent practicable, as the payments made under section 102 of the Emergency Supplemental Appropriations for Hurricane Disasters Assistance Act of 2005 (Public Law 108–324; 118 Stat. 1235), including that the 2005 base production of each harvesting unit shall be determined using the same base year crop production history that was used pursuant to the agreement under that section.

(b) LOUISIANA.—

(1) COMPENSATION FOR LOSSES.—The Secretary shall use $40,000,000 of the funds of the Commodity Credit Corporation to make assistance available to first processors of sugarcane that operate in a hurricane-affected county, or obtain sugarcane from a hurricane-affected county, and that are eligible to obtain a loan under section 156(a) of the Federal Agriculture Improvement and Reform Act of 1996 (7 U.S.C. 7272(a)), in the form of monetary payments or commodities in the inventory of the Commodity Credit Corporation derived from carrying out that section, to compensate producers and first processors for crop and other losses due to Hurricane Katrina, Hurricane Rita, or related conditions.

(2) ADMINISTRATION.—Assistance under this subsection shall be—

(A) shared by an affected first processor with affected producers that provide commodities to the processor in a manner that reflects contracts entered into between the processor and the producers, except with respect to a portion of the amount of total assistance provided under paragraph (1) necessary to compensate affected producers for individual losses experienced by the producers, including losses due to saltwater intrusion, flooding, wind damage, or increased planting, replanting, or harvesting costs, which shall be transferred by the first processor to the affected producers without regard to contractual share arrangements; and

(B) made available under such terms and conditions as the Secretary determines are necessary to carry out this subsection.

(3) FORM OF ASSISTANCE.—In carrying out this subsection, the Secretary shall—

(A) convey to the first processor commodities in the inventory of the Commodity Credit Corporation derived from carrying out section 156(a) of the Federal Agriculture Improvement and Reform Act of 1996 (7 U.S.C. 7272(a));

(B) make monetary payments to the first processor; or

(C) take any combination of actions described in paragraphs (1) and (2), using commodities or monetary payments.

(4) LOSS DETERMINATION.—In carrying out this subsection, the Secretary shall use the same base year to determine crop loss that was elected by a producer to determine crop loss in carrying out the hurricane assistance program under section 207 of the Agricultural Assistance Act of 2003 (Public Law 108–7; 117 Stat. 543).

(5) LIMITATION.—The Secretary shall provide assistance under this subsection only in a State described in section 359f(c)(1)(A) of the Agricultural Adjustment Act of 1938 (7 U.S.C. 1359ff(c)(1)(A)).

(c) TEXAS.—The Secretary shall use $400,000 of funds of the Commodity Credit Corporation to assist sugarcane growers in Texas by making a payment in that amount to a farmer-owned cooperative sugarcane processor in that State, for costs of demurrage, storage, and transportation resulting from hurricanes, excessive rains, floods, wind, and other related conditions during calendar year 2005.

SEC. 3012. LIVESTOCK ASSISTANCE.

(a) LIVESTOCK COMPENSATION PROGRAM.—

(1) USE OF COMMODITY CREDIT CORPORATION FUNDS.—Effective beginning on the date of enactment of this Act, the Secretary shall use $95,000,000 of funds of the Commodity Credit Corporation to provide assistance under the same terms and conditions as assistance provided under section 203 of the Agricultural Assistance Act of 2003 (Public Law 108–7; 117 Stat. 539).

(2) ELIGIBLE APPLICANTS.—Subject to subsection (d), in providing assistance under paragraph (1), the Secretary shall provide assistance to any applicant that—

(A) produces poultry, swine, sheep, beef, equine, buffalo, beefalo, dairy, goats, or an animal described in section 10806(a)(1) of the Farm Security and Rural Investment Act of 2002 (21 U.S.C. 321d(a)(1));

(B) conducts an agricultural operation that is physically located in a hurricane-affected county; and

(C) meets all other eligibility requirements established by the Secretary.

(b) LIVESTOCK INDEMNITY PROGRAM.—

(1) IN GENERAL.—Effective beginning on the date of enactment of this Act, the Secretary shall use $30,000,000 of funds of the Commodity Credit Corporation to carry out a program under the same terms and conditions as the Livestock Indemnity Program authorized under title III of Public Law 105–18 (111 Stat. 170).

(2) ELIGIBLE APPLICANTS.—Subject to subsection (d), in carrying out the Program, the Secretary shall provide assistance to any applicant that—

(A) produces poultry, swine, sheep, eggs, beef, equine, buffalo, beefalo, dairy, goats, crawfish, or an animal described in section 10806(a)(1) of the Farm Security and Rural Investment Act of 2002 (21 U.S.C. 321d(a)(1));

(B) conducts an agricultural operation that is physically located in a hurricane-affected county; and

(C) meets all other eligibility requirements established by the Secretary for the Program.

(c) LIVESTOCK INDEMNITY PROGRAM FOR CONTRACT GROWERS.—

(1) IN GENERAL.—Subject to subsection (d), the Secretary shall use funds of the Commodity Credit Corporation to establish a program to assist poultry and egg producers in hurricane-affected counties that suffered income losses.

(2) TERMS AND CONDITIONS.—The program established under paragraph (1) shall contain similar terms and conditions as the terms and conditions used for the livestock indemnity program for contract growers described in subpart E of chapter XIV of title 7, Code of Federal Regulations (as in effect on January 1, 2002).

(d) LIMIT ON AMOUNT OF ASSISTANCE.—The Secretary shall ensure, to the maximum extent practicable, that no producer on a farm receives duplicative payments under this section and any other Federal program for the same loss.

SEC. 3013. SPECIALTY CROPS AND NURSERY CROPS.

(a) IN GENERAL.—The Secretary shall use $95,000,000 of funds of the Commodity Credit Corporation to provide assistance to producers of specialty crops and nursery crops in hurricane-affected counties.

(b) ADMINISTRATION.—

(1) IN GENERAL.—Assistance required by subsection (a) shall be carried out by the Secretary under the same terms and conditions as the special disaster relief programs carried out for producers that suffered from crop damage and tree losses, and carried out related cleanup, in certain areas of Florida due to Hurricanes Charley, Frances, and Jeanne during August and September 2004, as described in the notice of program implementation relating to Florida citrus, fruit, vegetable, and nursery crop disaster programs (69 Fed. Reg. 63134 (October 29, 2004)), with vegetable losses treated as citrus losses for purposes of that program.

(2) LOSS OF RECORDS.—Due to the complete destruction of the business records of many producers, the Secretary shall use the best available information in determining eligibility, determining losses, and calculating payment amounts under this section.

(c) LIMIT ON AMOUNT OF ASSISTANCE.—The Secretary shall ensure, to the maximum extent practicable, that no producer on a farm receives duplicative payments under this section and any other Federal program for the same loss.

SEC. 3014. DAIRY ASSISTANCE.

The Secretary shall use $17,000,000 of the funds of the Commodity Credit Corporation to make payments to dairy producers for dairy production losses and dairy spoilage losses in hurricane-affected counties.

SEC. 3015. COTTONSEED.

(a) IN GENERAL.—The Secretary shall use $15,000,000 of the funds of the Commodity Credit Corporation to provide assistance to producers and first-handlers of the 2005 crop of cottonseed in hurricane-affected counties.

(b) DISTRIBUTION OF FUNDS.—The Secretary shall provide disaster assistance under subsection (a) under the same terms and conditions as assistance provided under section 206 of the Agricultural Assistance Act of 2003 (Public Law 108–7; 117 Stat. 543), except that assistance shall be—

(1) distributed to producers and first handlers of cottonseed; and

(2) based on cottonseed production during the most recent year for which a disaster payment specifically for cottonseed was not authorized.

Subtitle B—Forestry

SEC. 3021. TREE ASSISTANCE PROGRAM.

(a) DEFINITION OF TREE.—In this section, the term ''tree'' includes a tree (including a Christmas tree, ornamental tree, nursery tree, and potted tree), bush (including a shrub), and vine.

(b) PROGRAM.—Except as otherwise provided in this section, the Secretary shall use such sums of funds of the Commodity Credit Corporation to provide assistance under the tree assistance program established under sections 10201 through 10203 of the Farm Security and Rural Investment Act of 2002 (7 U.S.C. 8201 et seq.) to—

(1) producers who suffered tree losses in hurricane-affected counties; and

(2) fruit and tree nut producers in hurricane-affected counties for site preparation, replacement, rehabilitation, and pruning.

(c) COSTS.—Funds made available under this section shall also be made available to cover costs associated with tree pruning, tree rehabilitation, and other appropriate tree-related activities as determined by the Secretary.

(d) LIMIT ON AMOUNT OF ASSISTANCE.—The Secretary shall ensure, to the maximum extent practicable, that no producer on a farm receives duplicative payments under this section and any other Federal program for the same loss.

SEC. 3022. EMERGENCY FORESTRY CONSERVATION RESERVE PROGRAM.

Section 1231(k)(3)(G) of the Food Security Act of 1985 (16 U.S.C. 3831(k)(3)(G)) is amended by striking ''$404,100,000'' and inserting ''$504,100,000''.

SEC. 3023. When evaluating an offer to enroll private nonindustrial forest land into the emergency forestry conservation reserve program, as authorized by section 1231(k) of the Food Security Act of 1985 (16 U.S.C. 3831(k)), the Secretary of Agriculture shall accord equal weight to, and not distinguish between, private nonindustrial forest lands comprised of softwood or hardwood trees for the purpose of determining whether the private nonindustrial forest land of the landowner satisfies criteria used to evaluate the offer, including, but not limited to, soil erosion prevention, water quality improvement, wildlife habitat restoration, and mitigation of economic loss.

Subtitle C—Miscellaneous

SEC. 3031. ADMINISTRATIVE COSTS.

The Secretary may use not more than $9,600,000 of funds of the Commodity Credit Corporation to cover administrative costs incurred by the Farm Service Agency directly related to carrying out this title.

SEC. 3032. AQUACULTURE PRODUCER GRANTS.

Grants to assist aquaculture producers announced by the Secretary on May 10, 2006 (71 Fed. Reg. 27188; relating to 2005 section 32 hurricane disaster programs) shall be provided for industry recovery in a manner consistent with the announcement or under the same terms and conditions as assistance provided under section 203(a)(2)(B) of the Agricultural Assistance Act of 2003 (Public Law 108-7; 117 Stat. 540).

SEC. 3033. EMERGENCY DESIGNATION.

Amounts made available by the transfer of funds in or pursuant to this title are designated as an emergency requirement pursuant to section 402 of H. Con. Res. 95 (109th Congress), the concurrent resolution on the budget for fiscal year 2006.

SEC. 3034. REGULATIONS.

(a) IN GENERAL.—The Secretary may promulgate such regulations as are necessary to implement this title.

(b) PROCEDURE.—The promulgation of the regulations and administration of this title shall be made without regard to—

(1) the notice and comment provisions of section 553 of title 5, United States Code;

(2) the Statement of Policy of the Secretary of Agriculture effective July 24, 1971 (36 Fed. Reg. 13804), relating to notices of proposed rulemaking and public participation in rulemaking; and

(3) chapter 35 of title 44, United States Code (commonly known as the ''Paperwork Reduction Act'').

(c) CONGRESSIONAL REVIEW OF AGENCY RULEMAKING.—In carrying out this section, the Secretary shall use the authority provided under section 808 of title 5, United States Code.

TITLE IV

PANDEMIC FLU

DEPARTMENT OF HEALTH AND HUMAN SERVICES

OFFICE OF THE SECRETARY

PUBLIC HEALTH AND SOCIAL SERVICES EMERGENCY FUND

(INCLUDING TRANSFER OF FUNDS)

For an additional amount for ''Public Health and Social Services Emergency Fund'' to prepare for and respond to an influenza pandemic, including international activities and activities in foreign countries, preparedness planning, enhancing the pandemic influenza regulatory science base, accelerating pandemic influenza disease surveillance, developing registries to monitor influenza vaccine distribution and use, supporting pandemic influenza research, clinical trials and clinical trials infrastructure, and the development and purchase of vaccines, antivirals, and necessary medical supplies, $2,300,000,000, to remain available until expended: Provided, That $30,000,000 shall be transferred to and merged with funds appropriated under the heading ''Child Survival and Health Programs Fund'' in chapter 3 of title II of division B, of Public Law 109–148 for activities related to international surveillance, planning, preparedness, and response to the avian influenza virus: Provided further, That $250,000,000 shall be for upgrading State and local capacity, and at least $200,000,000 shall be for the Centers for Disease Control and Prevention to carry out global and domestic disease surveillance, laboratory capacity and research, laboratory diagnostics, risk communication, rapid response and quarantine: Provided further, That products purchased with these funds may, at the discretion of the Secretary, be deposited in the Strategic National Stockpile: Provided further, That notwithstanding section 496(b) of the Public Health Service Act, funds may be used for the construction or renovation of privately owned facilities for the production of pandemic influenza vaccines and other biologicals, where the Secretary finds such a contract necessary to secure sufficient supplies of such vaccines or biologicals: Provided further, That the Secretary may negotiate a contract with a vendor under which a State may place an order with the vendor for antivirals; may reimburse a State for a portion of the price paid by the State pursuant to such an order; and may use amounts made available herein for such reimbursement: Provided further, That funds appropriated herein and not specifically designated under this heading may be transferred to other appropriation accounts of the Department of Health and Human Services, as determined by the Secretary to be appropriate, to be used for the purposes specified in this sentence: Provided further, That the amounts provided under this heading are designated as an emergency requirement pursuant to section 402 of H. Con. Res. 95 (109th Congress), the concurrent resolution on the budget for fiscal year 2006.

TITLE V

BORDER SECURITY

CHAPTER 1

DEPARTMENT OF DEFENSE

OPERATION AND MAINTENANCE

OPERATION AND MAINTENANCE, DEFENSE-WIDE

(INCLUDING TRANSFER OF FUNDS)

For an additional amount for ''Operation and Maintenance, Defense-Wide'', $708,000,000 for emergency National Guard support to the Department of Homeland Security, including operating surveillance systems, analyzing intelligence, installing fences and vehicle barriers, building patrol roads, and providing training, to remain available until September 30, 2007: Provided, That the Secretary of Defense may transfer these funds to appropriations for military personnel, operation and maintenance, and procurement to be available for the same purposes as the appropriation or fund to which transferred: Provided further, That this transfer authority is in addition to any other transfer authority available to the Department of Defense: Provided further, That upon a determination that all or part of the funds so transferred from this appropriation are not necessary for the purposes provided herein, such amounts may be transferred back to this appropriation, to be merged with and made available for the same purposes and for the time period provided under this heading: Provided further, That the Secretary of Defense shall, not more than five days after making transfers from this appropriation, notify the congressional defense committees in writing of any such transfer.

CHAPTER 2

DEPARTMENT OF HOMELAND SECURITY

CUSTOMS AND BORDER PROTECTION

SALARIES AND EXPENSES

For an additional amount for ''Salaries and Expenses'', $410,000,000, to remain available until September 30, 2007: Provided, That the entire amount provided under this heading is designated as an emergency requirement pursuant

to section 402 of H. Con. Res. 95 (109th Congress), the concurrent resolution on the budget for fiscal year 2006.

AIR AND MARINE INTERDICTION, OPERATIONS, MAINTENANCE, AND PROCUREMENT

For an additional amount for ''Air and Marine Interdiction, Operations, Maintenance, and Procurement'', $95,000,000, to remain available until September 30, 2007: Provided, That the amount provided under this heading is designated as an emergency requirement pursuant to section 402 of H. Con. Res. 95 (109th Congress), the concurrent resolution on the budget for fiscal year 2006.

CONSTRUCTION

For an additional amount for ''Construction'', $300,000,000, to remain available until September 30, 2007: Provided, That the amount provided under this heading is designated as an emergency requirement pursuant to section 402 of H. Con. Res. 95 (109th Congress), the concurrent resolution on the budget for fiscal year 2006.

IMMIGRATION AND CUSTOMS ENFORCEMENT

SALARIES AND EXPENSES

For an additional amount for ''Salaries and Expenses'', $327,000,000, to remain available until September 30, 2007: Provided, That the amount provided under this heading is designated as an emergency requirement pursuant to section 402 of H. Con. Res. 95 (109th Congress), the concurrent resolution on the budget for fiscal year 2006.

PREPAREDNESS

OFFICE FOR DOMESTIC PREPAREDNESS

STATE AND LOCAL PROGRAMS

For an additional amount for ''State and Local Programs'', for discretionary grants as determined by the Secretary, $15,000,000, to remain available until September 30, 2007: Provided, That the amount provided under this heading is designated as an emergency requirement pursuant to section 402 of H. Con. Res. 95 (109th Congress), the concurrent resolution on the budget for fiscal year 2006.

FEDERAL LAW ENFORCEMENT TRAINING CENTER

ACQUISITION, CONSTRUCTION, IMPROVEMENTS, AND RELATED EXPENSES

For an additional amount for ''Acquisition, Construction, Improvements, and Related Expenses'', $25,000,000, to remain available until September 30, 2007: Provided, That the amount provided under this heading is designated as an emergency requirement pursuant to section 402 of H. Con. Res. 95 (109th Congress), the concurrent resolution on the budget for fiscal year 2006.

CHAPTER 3

DEPARTMENT OF JUSTICE

GENERAL ADMINISTRATION

ADMINISTRATIVE REVIEW AND APPEALS

For an additional amount for ''Administrative Review and Appeals'', $9,000,000, to remain available until September 30, 2007: Provided, That the amount provided under this heading is designated as an emergency requirement pursuant to section 402 of H. Con. Res. 95 (109th Congress), the concurrent resolution on the budget for fiscal year 2006.

LEGAL ACTIVITIES

SALARIES AND EXPENSES, GENERAL LEGAL ACTIVITIES

For an additional amount for ''Salaries and Expenses, General Legal Activities'', $9,000,000, to remain available until September 30, 2007: Provided, That the amount provided under this heading is designated as an emergency requirement pursuant to section 402 of H. Con. Res. 95 (109th Congress), the concurrent resolution on the budget for fiscal year 2006.

SALARIES AND EXPENSES, UNITED STATES ATTORNEYS

For an additional amount for ''Salaries and Expenses, United States Attorneys'', $2,000,000, to remain available until September 30, 2007: Provided, That the amount provided under this heading is designated as an emergency requirement pursuant to section 402 of H. Con. Res. 95 (109th Congress), the concurrent resolution on the budget for fiscal year 2006.

TITLE VI

LEGISLATIVE BRANCH

ARCHITECT OF THE CAPITOL

CAPITOL POWER PLANT

For an additional amount for ''Capitol Power Plant'', $27,600,000, to remain available until September 30, 2011: Provided, That the amount provided under this heading is designated as an emergency requirement pursuant to section 402 of H. Con. Res. 95 (109th Congress), the concurrent resolution on the budget for fiscal year 2006.

TITLE VII

GENERAL PROVISIONS AND TECHNICAL CORRECTIONS

AVAILABILITY OF FUNDS

SEC. 7001. No part of any appropriation contained in this Act shall remain available for obligation beyond the current fiscal year unless expressly so provided herein.

SEC. 7002. Funds appropriated in this Act, or made available by the transfer of funds in or pursuant to this Act, for intelligence activities are deemed to be specifically authorized by the Congress for purposes of section 504 of the National Security Act of 1947 (50 U.S.C. 414).

SEC. 7003. Section 8044 of Public Law 109–148 (119 Stat. 2708) is amended as follows: After ''Defense,'' and before ''acting'' insert, ''notwithstanding any other provision of law,''.

SEC. 7004. (a) Of the unobligated balances made available pursuant to section 504 of Public Law 108–334, $20,000,000 are rescinded.

(b) For an additional amount for ''United States Secret Service, Salaries and Expenses'', $20,000,000, to remain available until September 30, 2007.

SEC. 7005. (a) Of the funds available for ''Screening Coordination and Operations'', $3,960,000 are rescinded.

(b) For an additional amount for the ''Office of the Secretary and Executive Management'', $3,960,000.

SEC. 7006. Public Law 109–90 is amended by striking section 528.

SEC. 7007. Section 402(b) of the Surface Mining Control and Reclamation Act of 1977 (30 U.S.C. 1232(b)) is amended by striking ''June 30, 2006'' and inserting ''September 30, 2007''.

SEC. 7008. For an additional amount for ''Department of Labor, Mine Safety and Health Administration, Salaries and Expenses'', $25,600,000 for the enforcement of mine safety law with respect to coal mines, including the training and equipping of inspectors: Provided, That progress reports on hiring shall be submitted to the House and Senate Committees on Appropriations and the Committee on Health, Education, Labor and Pensions of the Senate and the Committee on Education and the Workforce of the House on a quarterly basis, with the first report due July 15, 2006: Provided further, That the amount provided under this heading shall remain available until September 30, 2007: Provided further, That the amount provided under this heading is designated as an emergency requirement pursuant to section 402 of H. Con. Res. 95 (109th Congress), the concurrent resolution on the budget for fiscal year 2006.

SEC. 7009. Unexpended balances for Health Resources and Services Administration grant number 7C6HF03601–01–00, appropriated in Public Law 106–554, shall remain available until September 30, 2009.

SEC. 7010. For an additional amount for ''Department of Health and Human Services, Centers for Disease Control and Prevention, Disease Control, Research and Training'', to carry out section 501 of the Federal Mine Safety and Health Act of 1977, $10,000,000 for research to develop mine safety technology: Provided, That progress reports on technology development shall be submitted to the House and Senate Committees on Appropriations and the Committee on Health, Education, Labor and Pensions of the Senate and the Committee on Education and the Workforce of the House on a quarterly basis, with the first report due July 15, 2006: Provided further, That the amount provided under this heading shall remain available until September 30, 2007: Provided further, That the amount provided under this heading is designated as an emergency requirement pursuant to section 402 of H. Con. Res. 95 (109th Congress), the concurrent resolution on the budget for fiscal year 2006.

SEC. 7011. Public Law 109–149 (119 Stat. 2876) under the heading ''Railroad Retirement Board, Dual Benefits Payments Account'' is amended by striking ''to the amount by which the product of recipients and the average benefit received exceeds $97,000,000'' and inserting ''to the amount by which the product of recipients and the average benefit received exceeds the amount available for payment of vested dual benefits'' in lieu thereof.

SEC. 7012. Section 224 of Public Law 109–149 (119 Stat. 2862) is amended by striking ''June'' and inserting ''December'' in lieu thereof.

SEC. 7013. None of the funds appropriated in Public Law 109–149 or prior Acts under the heading ''Employment and Training Administration'' that are available for expenditure on or after the date of enactment of this section shall be used by a recipient or subrecipient of such funds to pay the salary and bonuses of an individual, either as direct costs or indirect costs, at a rate in excess of Executive Level II, except as provided for under section 101 of Public Law 109–149. This limitation shall not apply to vendors providing goods and services as defined in OMB Circular A–133. Where States are recipients of such funds, States may establish a lower limit for salaries and bonuses of those receiving salaries and bonuses from subrecipients of such funds, taking into account factors including the relative cost-of-living in the State, the compensation levels for comparable State or local government employees, and the size of the organizations that administer Federal programs involved including Employment and Training Administration programs.

SEC. 7014. Any national service educational award described in subtitle D of title I of the National and Community Service Act of 1990 (42 U.S.C. 12601 et seq.), made with funds appropriated to, funds transferred to, or interest accumulated in the National Service Trust, shall hereafter be known as a ''Segal AmeriCorps Education Award''.

SEC. 7015. (a) REPEAL OF SINGLE HOLDER RULE.—Section 428C(b)(1)(A) of the Higher Education Act of 1965 (20 U.S.C. 1078–3(b)(1)(A)) is amended by striking ''and (i)'' and all that follows through ''so selected for consolidation)''.

(b) EFFECTIVE DATE.—The amendment made by subsection (a) shall apply with respect to any loan made under section 428C of the Higher Education Act of 1965 (20 U.S.C. 1078–3) for which the application is received by an eligible lender on or after the date of enactment of this Act.

(c) CONSOLIDATION INTO DIRECT LENDING.—Section 428C(b)(5) of the Higher Education Act of 1965 (20 U.S.C. 1078–3(b)(5)) is amended by striking ''DIRECT LOANS.—'' and all that follows through ''Such direct consolidation loan'' and inserting the following: ''DIRECT LOANS.—In the event that a borrower is unable to obtain a consolidation loan from a lender with an agreement under subsection (a)(1), or is unable to obtain a consolidation loan with income-sensitive repayment terms acceptable to the borrower from such a lender, the Secretary shall offer any such borrower who applies for it, a Federal Direct Consolidation loan. Such direct consolidation loan''.

(d) REPEAL.—Section 8009(a) of the Higher Education Reconciliation Act of 2005 (Public

Law 109–171, 120 Stat. 164) is amended by striking paragraph (2).

SEC. 7016. Section 2401 of the Military Construction Authorization Act for Fiscal Year 2006 (Public Law 109–163) is amended by striking after ''Augusta'', ''$61,466,000'' and inserting in lieu thereof ''$340,854,000''. This project may be incrementally funded. Funds appropriated in Public Law 109–114 for this project shall be available to fund the first increment.

SEC. 7017. Section 2401 of the Military Construction Authorization Act for Fiscal Year 2006 (Public Law 109–163) is amended by striking after ''Kunia'', ''$305,000,000'' and inserting in lieu thereof ''$350,490,000''. The project may be incrementally funded. Funds appropriated in Public Laws 108–7, 108–87, and 109–114 for this project shall be available to fund the first increment.

SEC. 7018. Section 2403(b) of the Military Construction Authorization Act for Fiscal Year 2006 (division B of Public Law 109–163) is amended in paragraph (2) by striking ''$12,500,000'' and inserting ''$291,888,000'', and in paragraph (3) by striking ''$256,034,000'' and inserting ''$301,524,000''.

SEC. 7019. Section 2846 of the Military Construction Authorization Act for Fiscal Year 2002 (division B of Public Law 107–107; 115 Stat. 1320), as amended by section 2865 of the Military Construction Authorization Act for Fiscal Year 2005 (division B of Public Law 108–375; 118 Stat. 2149) is further amended by striking ''840 acres'' and inserting ''1,540 acres''.

SEC. 7020. Of the amount made available by the Department of Justice Appropriations Act, 2006 under the heading ''Community Oriented Policing Services'' (Public Law 109–108, 199 Stat. 2302), for Paul Coverdell Forensic Sciences Improvement Grants under part BB of title I of the Omnibus Crime Control and Safe Streets Act of 1968 (42 U.S.C. 3797 et seq.), $1,500,000 shall be available to the Attorney General, without regard to such part BB, for the study on forensic science described in House Report 109–272 to accompany Public Law 109–108.

SEC. 7021. The referenced statement of the managers in House Report 109–272, Making Appropriations for Science, the Departments of State, Justice, and Commerce, and Related Agencies for the Fiscal Year Ending September 30, 2006, and for other purposes, under this heading is deemed to be amended with respect to amounts made available under the heading ''Science, Aeronautics and Exploration'' for the Mitchell Institute by striking ''educational purposes'' and inserting ''the science and engineering education endowment''.

SEC. 7022. Section 613 of the Science, State, Justice, Commerce, and Related Agencies Appropriations Act, 2006 (Public Law 109–108; 119 Stat. 2336) is amended—

(1) by inserting after ''$500,000 shall be available for the Iowa Department of Economic Development for the Entrepreneurial Venture Assistance Project'' the following: ''(including the ability to make subgrants or loans for such project)''; and

(2) by striking ''Clark County Department of Aviation, Las Vegas,'' and inserting ''University of Nevada Las Vegas,''.

SEC. 7023. Under the heading ''Department of Transportation, Federal Highway Administration, Emergency Relief Program'' in Public Law 109–148 (119 Stat. 2778), strike ''$629,000,000'' and insert ''$803,000,000''.

SEC. 7024. Notwithstanding 49 U.S.C. 5336, any funds remaining available under Federal Transit Administration grant numbers NY–03–345–00, NY–03–0325–00, NY–03–0405, NY–90–X398–00, NY–90–X373–00, NY–90–X418–00, NY–90–X465–00 together with an amount not to exceed $19,200,000 in urbanized area formula funds that were allocated by the New York Metropolitan Transportation Council to the New York City Department of Transportation as a designated recipient under 49 U.S.C. 5307 may be made available to the New York Metropolitan Transportation Authority for eligible capital projects authorized under 49 U.S.C. 5307 and 5309.

SEC. 7025. For recipients of assistance under chapter 53 of title 49, United States Code, directly affected by Hurricane Katrina, the Secretary may waive the Federal matching share requirements for Federal transit assistance programs under such chapter, including the Federal matching share requirements contained in existing Federal assistance grant agreements: Provided, That the Secretary may allow such recipients to use such assistance for operating assistance, notwithstanding the terms and conditions contained in existing Federal assistance grant agreements: Provided further, That the authority of the Secretary hereunder shall expire two years after the date of enactment of this section, unless determined otherwise by the Secretary for a compelling need.

SEC. 7026. The first sentence under the heading ''Department of the Treasury, Departmental Offices, Salaries and Expenses'' in title II of division A of Public Law 109–115 (119 Stat. 2432) is amended by inserting after ''travel expenses'' the words ''(except for travel performed by officials in the Office of Terrorism and Financial Intelligence and the Office of International Affairs)''.

SEC. 7027. (a) Funds appropriated for intelligence activities, or made available by the transfer of funds, by this Act, by Public Law 109–108 for the Department of Justice, or by Public Law 109–115 for the Department of the Treasury, are deemed to be specifically authorized by the Congress for purposes of section 504 of the National Security Act of 1947, as amended, (50 U.S.C. 414) during fiscal year 2006 until the enactment of the Intelligence Authorization Act for Fiscal Year 2006.

(b) Subsection (a) shall be effective:

(1) with respect to funds appropriated, or made available by the transfer of funds, by this Act, upon the enactment of this Act;

(2) with respect to funds appropriated, or made available by the transfer of funds, by Public Law 109–108 for the Department of Justice, as if enacted on the date of enactment of Public Law 109–108; and

(3) with respect to funds appropriated, or made available by the transfer of funds, by Public Law 109–115 for the Department of the Treasury, as if enacted on the date of enactment of Public Law 109–115.

SEC. 7028. (a) The matter under the heading ''Tenant-Based Rental Assistance'' in chapter 9 of title I of division B of Public Law 109–148 is amended—

(1) in the first proviso, by striking ''or the Stewart B. McKinney Homeless Assistance Act (Public Law 100–77)'' and inserting ''the McKinney-Vento Homeless Assistance Act, section 221(d)(3), 221(d)(5), or 236 of the National Housing Act, or section 101 of the Housing and Urban Development Act of 1965''; and

(2) in the second proviso, by inserting '', except that paragraph (7)(A) of such section shall not apply'' after ''1937''.

(b) The provisions of this section are designated as an emergency requirement pursuant to section 402 of H. Con. Res. 95 (109th Congress), the concurrent resolution on the budget for fiscal year 2006.

SEC. 7029. The Department of Housing and Urban Development Appropriations Act, 2006 (Public Law 109–115) is amended in designated paragraph (5) under the heading ''Tenant-based Rental Assistance''—

(1) by striking ''$10,000,000'' and inserting ''$25,000,000''; and

(2) by striking ''$1,240,000,000'' and inserting ''$1,225,000,000''.

SEC. 7030. (a) The second paragraph under the heading ''Community Development Fund'' in title III of division A of Public Law 109–115 is amended by striking ''statement of managers accompanying this Act'' and inserting ''statement of managers correction for H.R. 3058 relating to the Economic Development Initiative submitted to the House of Representatives by the Chairman of the Committee on Appropriations of the House on November 18, 2005, and printed in the House section of the Congressional Record on such date''.

(b) Section 5023 of title V of division B of Public Law 109–148 is amended by striking ''in title III of Public Law 109–115 (as in effect pursuant to H. Con. Res. 308, 109th Congress)'' and inserting ''in title III of division A of Public Law 109–115''.

(c) Each amendment made by this section shall apply as if included in the amended public law on the date of its enactment.

SEC. 7031. The referenced statement of the managers under the heading ''Community Development Fund'' in title II, division G of Public Law 108–199 is deemed to be amended—

(1) with respect to item number 402, by striking ''in Kansas City, Missouri'' and inserting ''in the Kansas City Metropolitan Statistical Area (MSA)'';

(2) with respect to item number 329 by striking ''for purchase of the D.C. Metropolitan Police Boys and Girls Club facility'' and inserting ''for renovation of Boys and Girls Clubs of Greater Washington Clubhouse #2, Clubhouse #4, Clubhouse #10, Clubhouse #11, and Clubhouse #14 in the District of Columbia'';

(3) with respect to item number 188 by striking ''the City of Macon for construction of the historic Coca-Cola building'' and inserting ''Wesleyan College in Macon, Georgia for facility renovation, build out, and construction'';

(4) with respect to item number 830 by striking ''construction'' and inserting ''purchase, renovation, build out and upgrade'';

(5) with respect to item number 380 by striking ''for construction of a new facility'' and inserting ''to upgrade an existing facility'';

(6) with respect to item number 348 by striking ''land acquisition'' and inserting ''the construction and renovation of the Holyoke Community College Enrollment Center''; and

(7) with respect to item number 602 by striking ''to the J. Frank Troy Senior Center in Toledo, Ohio for renovation and construction'' and inserting '', including $100,000 to the Northwest Ohio Area Office on Aging for construction of the Jerusalem Township Senior Center and Food Pantry; and $100,000 to Aurora Gonzales Resource Center, Toledo, Ohio, for renovation and build out of a facility''.

SEC. 7032. The referenced statement of the managers under the heading ''Community Development Fund'' in title II, division I of Public Law 108–447 is deemed to be amended—

(1) with respect to item number 838 by striking ''City of Canby, Minnesota'' and inserting ''Western Five Community Development Corporation.'';

(2) with respect to item number 912 by striking ''renovations to the Broadway Market'' and inserting ''the demolition and redevelopment of properties in the Broadway-Fillmore Corridor, Buffalo, New York'';

(3) with respect to item number 631 by striking ''construction'' and inserting ''acquisition'';

(4) with respect to item number 536 by striking ''an economic development planning study'' and inserting ''the Main Street Revitalization Project'';

(5) with respect to item number 444, by striking ''City of St. Petersburg, Florida for facilities construction and renovation for the Mid-Pinellas Science Center'' and inserting ''St. Petersburg College, City of Seminole, Florida for the development of Science and Nature Park at St. Petersburg College'';

(6) with respect to item 260 by inserting after renovations ''and for property renovation at 754 Broad Street for the Family Center emergency shelter for families and children''; and

(7) with respect to item number 136, by striking ''renovation of the Fire House in Brookhaven, Mississippi'' and inserting ''the restoration of the historic City Hall in Brookhaven, Mississippi''.

SEC. 7033. The statement of managers correction referenced in the second paragraph under the heading ''Community Development Fund'' in title III, division A of Public Law 109–115 is deemed to be amended—

(1) with respect to item number 793 by striking ''for street infrastructure and parking facility improvements'' and inserting ''to purchase and demolish blighted property, develop detailed design/construction drawings, and to begin site preparation for new infill housing lots'';

(2) with respect to item number 1114 by striking ''West Virginia Technical College'' and inserting ''West Virginia University Institute of Technology Community and Technical College'';

(3) with respect to item number 849, by striking ''Mahanoy City, Pennsylvania for improvements to West Market Street'' and inserting ''Mahonoy City, Pennsylvania for improvements to Centre Street'';

(4) with respect to item number 740 by striking ''infrastructure improvements in Central Plaza Park'' and inserting ''the demolition and redevelopment of properties in the Broadway-Fillmore Corridor, Buffalo, New York'';

(5) with respect to item number 374 by striking ''Day Care'' and inserting ''Senior Citizens'';

(6) with respect to item number 714, by striking ''construction of a senior center;'' and inserting ''renovation and build out of a multipurpose center;''

(7) with respect to item number 850, by striking ''City of Lancaster, Pennsylvania'' and inserting ''in Pennsylvania'';

(8) with respect to item number 925, by striking ''Greenwood Partnership Alliance, South Carolina for the renovation of the Old Federal Courthouse'' and inserting ''City of Greenwood, South Carolina for the Emerald Triangle Project''; and

(9) with respect to item number 615 by inserting ''and UND Technology Transfer and Commercialization Center'' before the semicolon.

SEC. 7034. Notwithstanding any other provision of law, the Administrator of General Services may convey, without consideration ownership and jurisdiction (custody, accountability and control) to the City of Crosby, North Dakota real property as described: Lots 9, 10, 11, 12, 13, and 14, Eastlawn Addition to Crosby, Divide County, North Dakota.

SEC. 7035. 2007 DISCRETIONARY LIMITS. (a) IN GENERAL.—For the purposes of section 302(a) of the Congressional Budget Act of 1974, the allocations of the appropriate levels of budget totals for the Committee on Appropriations of the Senate for fiscal year 2007 shall be—

(1) $872,778,000,000 in total new budget authority for general purposes discretionary; and

(2) $577,241,000,000 in total new budget authority for mandatory;

until a concurrent resolution on the budget for fiscal year 2007 is agreed to by the Senate and the House of Representatives pursuant to section 301 of the Congressional Budget Act of 1974.

(b) ADJUSTMENTS AND LIMITS.—The limits and adjustments provided in section 402 of S. Con. Res. 83 (109th Congress), as passed the Senate, for fiscal year 2007 shall apply to subsection (a).

(c) APPLICATION.—The section 302(a) allocations in subsection (a) shall be deemed to be allocations set forth in the joint explanatory statement of managers accompanying the concurrent resolution on the budget for fiscal year 2007, as though adopted by Congress, for all purposes under titles III and IV of the Congressional Budget Act of 1974. Section 302(a)(4) of the Congressional Budget Act of 1974 shall not apply to this section.

(d) EXCEPTIONS.—The following provisions of H. Con. Res. 95 (109th Congress) shall not apply in the Senate—

(1) Section 404; and

(2) until January 3, 2007, section 403(b)(2).

(e) EFFECTIVE DATE.—This section shall take effect on the date of enactment of this Act.

This Act may be cited as the ''Emergency Supplemental Appropriations Act for Defense, the Global War on Terror, and Hurricane Recovery, 2006''.

And the Senate agree to the same.

JERRY LEWIS,
C.W. BILL YOUNG,
RALPH REGULA,
HAROLD ROGERS,
FRANK R. WOLF,
JIM KOLBE,
JAMES T. WALSH,
CHARLES H. TAYLOR,
DAVID L. HOBSON,
HENRY BONILLA,
JOE KNOLLENBERG,
JOHN P. MURTHA,
MARTIN OLAV SABO,
ALAN B. MOLLOHAN,
PETER J. VISCLOSKY,
NITA M. LOWEY,
JOHN W. OLVER,
CHET EDWARDS,
Managers on the Part of the House.

THAD COCHRAN,
TED STEVENS,
PETE V. DOMENICI,
CHRISTOPHER S. BOND,
MITCH MCCONNELL,
CONRAD BURNS,
RICHARD C. SHELBY,
JUDD GREGG,
ROBERT F. BENNETT,
LARRY CRAIG,
KAY BAILEY HUTCHISON,
SAM BROWNBACK,
WAYNE ALLARD,
ROBERT C. BYRD
(except Deeming Resolution),
DANIEL K. INOUYE,
TOM HARKIN
(except Deeming Resolution),
BARBARA A. MIKULSKI
(except Deeming Resolution),
HARRY REID
(except Deeming Resolution),
HERB KOHL
(except Agriculture Disaster and Deeming Resolution),
PATTY MURRAY
(except Deeming Resolution and Veterans Funding)
BYRON L. DORGAN
(except Agriculture Disaster),
DIANNE FEINSTEIN,
TIM JOHNSON
(except Agriculture Disaster),
MARY L. LANDRIEU,
Managers on the Part of the Senate.

When said conference report was considered.

After debate,

By unanimous consent, the previous question was ordered on the conference report to its adoption or rejection.

The question being put,

Will the House agree to said conference report?

The SPEAKER pro tempore, Mr. BASS, announced that pursuant to clause 10, rule XX, the yeas and nays were ordered.

The SPEAKER pro tempore, Mr. BASS, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed until Tuesday, June 13, 2006.

¶52.35 WAIVING A REQUIREMENT OF CLAUSE 6(A) OF RULE XIII

Mr. Lincoln DIAZ-BALART of Florida, by direction of the Committee on Rules, reported (Rept. No. 109–498) the resolution (H. Res. 862) waiving a requirement of clause 6(a) of rule XIII with respect to consideration of certain resolutions reported from the Committee on Rules.

When said resolution and report were referred to the House Calendar and ordered printed.

¶52.36 LEAVE OF ABSENCE

By unanimous consent, leave of absence was granted—

To Ms. BERKLEY, for today and June 13;

To Mr. CALVERT, for today;

To Mr. CAPUANO, for today;

To Mr. CARDOZA, for today;

To Mr. DAVIS of Illinois, for today;

To Ms. DELAURO, for today and June 13;

To Mr. GIBBONS, for today;

To Mr. GINGREY, for today;

To Ms. MILLENDER-MCDONALD, for today;

To Ms. ROYBAL-ALLARD, for today; and

To Mr. SESSIONS, for the week of June 12.

And then,

¶52.37 ADJOURNMENT

On motion of Mrs. BLACKBURN, pursuant to the special order of the House agreed to on June 9, 2006, at 10 o'clock and 20 minutes p.m., the House adjourned until 9:30 a.m. on Tuesday, June 13, 2006.

¶52.38 REPORTS OF COMMITTEE ON PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XIII, reports of committees were delivered to the Clerk for printing and reference to the proper calendar, as follows:

Mr. SENSENBRENNER: Committee on the Judiciary. H.R. 4894. A bill to provide for certain access to national crime information databases by schools and educational agencies for employment purposes, with respect to individuals who work with children; with an amendment (Rept. 109–497). Referred to the Committee of the Whole House on the State of the Union.

Mr. LINCOLN DIAZ-BALART of Florida: Committee on Rules. House Resolution 862. Resolution waiving a requirement of clause 6(a) of rule XIII with respect to consideration of certain resolutions reported from the Committee on Rules (Rept. 109–498). Referred to the House Calendar.

¶52.39 PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XII, public bills and resolutions were introduced and severally referred, as follows:

By Mr. LANTOS:

H.R. 5582. A bill to require Federal agencies, and persons engaged in interstate commerce, in possession of data containing personal information, to disclose any unauthorized acquisition of such information; to the Committee on Energy and Commerce, and in addition to the Committees on Government Reform, and Financial Services, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Ms. BEAN (for herself and Mr. WELDON of Pennsylvania):

H.R. 5583. A bill to provide a temporary minimum standard mileage rate for computing the deductible costs of operating a vehicle for business purposes; to the Committee on Ways and Means.

By Mr. HAYES (for himself and Mr. MCINTYRE):

H.R. 5584. A bill to amend title 10, United States Code, to provide for the inclusion of certain special and incentive pays in the computation of military retired pay for members of the Armed Forces who have a special operations forces designation; to the Committee on Armed Services.

By Mr. MCHENRY (for himself and Ms. WASSERMAN SCHULTZ):

H.R. 5585. A bill to improve the netting process for financial contracts, and for other purposes; to the Committee on Financial Services, and in addition to the Committee on the Judiciary, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. SAM JOHNSON of Texas (for himself and Mr. CANTOR):

H.R. 5586. A bill to amend the Internal Revenue Code of 1986 to allow distributions from health savings accounts to be used for the purchase of non-group coverage under high deductible health insurance; to the Committee on Ways and Means.

By Mr. MEEK of Florida (for himself and Mr. DAVIS of Florida):

H.R. 5587. A bill to establish a bipartisan commission on insurance reform; to the Committee on Financial Services.

By Mr. SALAZAR (for himself and Mr. EVANS):

H.R. 5588. A bill to require the Secretary of Veterans Affairs to protect sensitive personal information of veterans, to ensure that veterans are appropriately notified of any breach of data security with respect to such information, to provide free credit monitoring and credit reports for veterans and others affected by any such breach of data security, and for other purposes; to the Committee on Veterans' Affairs.

By Mr. SOUDER (for himself, Mr. SHADEGG, and Mr. KING of Iowa):

H.R. 5589. A bill to direct the Secretary of Homeland Security to transfer to United States Immigration and Customs Enforcement all functions of the Customs Patrol Officers unit operating on the Tohono O'odham Indian reservation; to the Committee on Homeland Security.

By Mr. BARTON of Texas (for himself and Mr. DINGELL):

H. Con. Res. 426. Concurrent resolution recognizing the Food and Drug Administration of the Department of Health and Human Services on the occasion of the 100th anniversary of the passage of the Food and Drugs Act for the important service it provides to the Nation; to the Committee on Energy and Commerce.

By Mr. HYDE:

H. Res. 861. A resolution declaring that the United States will prevail in the Global War on Terror, the struggle to protect freedom from the terrorist adversary; to the Committee on International Relations, and in addition to the Committee on Armed Services, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. CUMMINGS (for himself, Mr. BURTON of Indiana, Mrs. CHRISTENSEN, Mr. WYNN, Mr. CLYBURN, Mr. CARDIN, Ms. WATERS, Mr. MEEKS of New York, Ms. KILPATRICK of Michigan, Ms. MILLENDER-MCDONALD, Ms. EDDIE BERNICE JOHNSON of Texas, Mr. LEWIS of Georgia, Mr. JEFFERSON, Mr. TOWNS, Ms. NORTON, Mr. CONYERS, Mr. MEEK of Florida, Mr. CARTER, and Mrs. CAPPS):

H. Res. 863. A resolution expressing the sense of the House of Representatives that there should be an increased Federal commitment to supporting the development of innovative advanced imaging technologies for prostate cancer detection and treatment; to the Committee on Energy and Commerce.

By Mr. SANDERS:

H. Res. 864. A resolution recognizing the importance of shared housing in the United States; to the Committee on Government Reform.

¶52.40 MEMORIALS

Under clause 3 of rule XII, memorials were presented and referred as follows:

334. The SPEAKER presented a memorial of the Senate of the Commonwealth of Pennsylvania, relative to Senate Resolution No. 272 memorializing the President of the United States and the Congress of the United States and the Department of Defense to oppose any increase in the cost of enrollment in health care programs for members of the United States military; to the Committee on Armed Services.

335. Also, a memorial of the Senate of the State of Michigan, relative to Senate Resolution No. 94 memorializing the Congress of the United States to oppose the SMART Act and other preemptive federal insurance regulatory measures; to the Committee on Financial Services.

336. Also, a memorial of the Legislature of the State of Hawaii, relative to Senate Concurrent Resolution No. 52 requesting the House and Senate Committees on Human Services to conduct a joint study of the Department of Human Services' reunification and kinship placement policies and procedure; to the Committee on Education and the Workforce.

337. Also, a memorial of the House of Representatives of the State of Michigan, relative to House Resolution No. 209 memorializing the Congress of the United States to provide flexible funding to help states and local communities clean up and deal with the disastrous effects of clandestine methamphetamine labs; to the Committee on Energy and Commerce.

338. Also, a memorial of the Senate of the Commonwealth of Pennsylvania, relative to Senate Resolution No. 301 urging the President of the United States and the Congress of the United States to bring humanitarian assistance and lasting peace to the Darfur region; to the Committee on International Relations.

339. Also, a memorial of the Senate of the State of Iowa, relative to Senate Resolution No. 137 requesting the Congress of the United States give due consideration to the readiness of the Republic of China on Taiwan for membership in the United Nations; to the Committee on International Relations.

340. Also, a memorial of the House of Representatives of the State of New Hampshire, relative to House Resolution No. 22 urging the Congress of the United States to promote and publicize the report to the Congress entitled, ''A Review of the Restrictions on Persons if Italian Ancestry During World War II''; to the Committee on the Judiciary.

341. Also, a memorial of the Senate of the State of Michigan, relative to Senate Resolution No. 105 memorializing the Congress of the United States to adopt and transmit to the states for ratification an amendment to the United States Constitution that would ensure that apportionment is based on citizens and not non-citizens; to the Committee on the Judiciary.

342. Also, a memorial of the Legislature of the State of Louisiana, relative to Senate Concurrent Resolution No. 27 memorializing the Congress of the United States to take immediate action to provide federal financial assistance to aid Louisiana's recovery following the devastation caused by hurricanes Katrina and Rita, to expeditiously complete the needed repair to the levee system in the greater New Orleans area, to provide for the prompt construction of hurricane and tidal water protection for Southern Louisiana, and to provide assistance with coastal restoration and marsh management; to the Committee on Transportation and Infrastructure.

343. Also, a memorial of the Legislature of the State of Louisiana, relative to Senate Concurrent Resolution No. 25 memorializing the Congress of the United States to take such actions as are necessary to provide funding for Louisiana's indigent defense system and to amend the Stafford Act or any other appropriate legislation to permit funding for Louisiana's indigent defense system; to the Committee on Transportation and Infrastructure.

344. Also, a memorial of the Legislature of the State of Louisiana, relative to House Concurrent Resolution No. 62 memorializing the Congress of the United States to take such action as are necessary to amend the Stafford Act to allow the use of emergency funds under the Federal Emergency Management Agency for stabilization and restoration of barrier islands; to the Committee on Transportation and Infrastructure.

345. Also, a memorial of the Legislature of the State of Louisiana, relative to House Concurrent Resolution No. 63 memorializing the Congress of the United States to review and consider eliminating provisions of law which reduce social security benefits for those receiving benefits from federal, state, or local government retirement systems; to the Committee on Ways and Means.

346. Also, a memorial of the House of Representatives of the State of Michigan, relative to House Resolution No. 182 requesting the President of the United States to direct the United States Attorney General and the Chairman of the Federal Trade Commission to investigate all potential price gouging, price fixing, collusion, and other anticompetitive practices related to gasoline prices; jointly to the Committees on Energy and Commerce and the Judiciary.

¶52.41 ADDITIONAL SPONSORS

Under clause 7 of rule XII, sponsors were added to public bills and resolutions as follows:

H.R. 25: Mr. MICA.

H.R. 408: Ms. LORETTA SANCHEZ of California.

H.R. 783: Mr. WELDON of Pennsylvania.

H.R. 819: Mrs. MALONEY.

H.R. 1229: Mr. WICKER.

H.R. 1248: Mr. KLINE.

H.R. 1384: Mr. REYNOLDS, Mr. BACHUS, and Mr. HAYES.

H.R. 1424: Mrs. CAPPS.

H.R. 1632: Mr. LATHAM and Mr. BONNER.

H.R. 1671: Mr. MCCRERY.

H.R. 1876: Ms. JACKSON-LEE of Texas.

H.R. 2421: Mr. BOREN, Mr. PORTER, and Ms. HERSETH.

H.R. 2646: Mrs. BIGGERT.

H.R. 2808: Mr. ROTHMAN and Mr. RAHALL.

H.R. 2949: Mr. WAXMAN.

H.R. 3019: Mr. BRADY of Texas.

H.R. 3336: Mr. MILLER of Florida.

H.R. 3361: Mr. GONZALEZ.

H.R. 3413: Mr. SHAYS.

H.R. 3689: Mr. DAVIS of Illinois.

H.R. 3875: Mr. ENGLISH of Pennsylvania, Mr. ABERCROMBIE, Mr. LANGEVIN, Mr. PAYNE, Mr. PLATTS, Mr. BRADLEY of New Hampshire, and Mr. DENT.

H.R. 3936: Mr. LANGEVIN, Ms. JACKSON-LEE of Texas, Mr. FORD, and Ms. CARSON.
H.R. 4386: Mr. SCHWARZ of Michigan, Mr. CONYERS, and Mr. KILDEE.
H.R. 4441: Mr. SAXTON.
H.R. 4542: Mr. LIPINSKI.
H.R. 4547: Mr. STRICKLAND.
H.R. 4597: Mr. FOLEY.
H.R. 4640: Mr. DENT.
H.R. 4705: Mr. EHLERS.
H.R. 4725: Mr. KING of Iowa, Mrs. KELLY, Mr. POMBO, Mr. MORAN of Kansas, Mr. LUCAS, Mr. HAYWORTH, Mr. SHADEGG, and Mr. EVERETT.
H.R. 4761: Mr. KLINE.
H.R. 4777: Mr. HAYWORTH.
H.R. 4873: Mr. GORDON.
H.R. 4890: Mr. MCCOTTER.
H.R. 4894: Mr. BOUSTANY.
H.R. 4962: Mr. RANGEL and Mr. KING of New York.
H.R. 4963: Mr. CRAMER, Ms. SCHAKOWSKY, and Mr. COSTELLO.
H.R. 4974: Ms. JACKSON-LEE of Texas.
H.R. 5013: Mr. JOHNSON of Illinois, Mr. NORWOOD, Ms. PRYCE of Ohio, Mr. BERRY, Mr. REYNOLDS, Mr. MICHAUD, and Mr. ENGLISH of Pennsylvania.
H.R. 5024: Mr. FITZPATRICK of Pennsylvania.
H.R. 5047: Mr. BECERRA.
H.R. 5063: Ms. ZOE LOFGREN of California, and Mr. MORAN of Virginia.
H.R. 5150: Mr. LEVIN, Mr. PRICE of North Carolina, Mr. CUMMINGS, Ms. KAPTUR, and Mr. AL GREEN of Texas.
H.R. 5159: Ms. HARMAN.
H.R. 5182: Mr. ALEXANDER, Mr. TIAHRT, Mr. COLE of Oklahoma, and Mr. THOMPSON of California.
H.R. 5225: Mr. HINCHEY and Mr. MOLLOHAN.
H.R. 5242: Mr. PAUL and Mr. JONES of North Carolina.
H.R. 5244: Ms. HARMAN.
H.R. 5248: Mr. RYAN of Ohio, Mr. KILDEE, and Ms. KILPATRICK of Michigan.
H.R. 5290: Mr. BROWN of Ohio.
H.R. 5315: Mr. BROWN of Ohio.
H.R. 5316: Ms. BORDALLO, Mr. FRANK of Massachusetts, Mr. LIPINSKI, Mr. MCGOVERN, Ms. MATSUI, Mr. ROTHMAN, Mr. RUPPERSBERGER, and Mr. JEFFERSON.
H.R. 5337: Mrs. CUBIN, Mr. HASTINGS of Florida, Mr. HINOJOSA, and Mr. AL GREEN of Texas.
H.R. 5356: Mr. MELANCON and Mr. SHERMAN.
H.R. 5358: Mr. MELANCON and Mr. SHERMAN.
H.R. 5442: Mr. SCHWARZ of Michigan.
H.R. 5444: Mr. REHBERG.
H.R. 5499: Mr. SIMMONS, Ms. HARMAN, and Mr. ENGLISH of Pennsylvania.
H.R. 5526: Mr. MARSHALL.
H.R. 5563: Ms. ESHOO, Ms. WOOLSEY, and Ms. SCHAKOWSKY.
H.R. 5578: Mr. OWENS.
H. Con. Res. 344: Mr. BROWN of Ohio.
H. Con. Res. 346: Mr. BEAUPREZ.
H. Res. 318: Mr. MURPHY.
H. Res. 350: Mr. HIGGINS.
H. Res. 723: Mr. SCOTT of Georgia.
H. Res. 745: Mr. SHERMAN, Mr. DENT, Mr. MOORE of Kansas, Mr. TANNER, and Ms. HARRIS.
H. Res. 760: Mr. MILLER of Florida, Mr. STUPAK, and Mr. YOUNG of Florida.
H. Res. 787: Ms. DELAURO, Mr. GRIJALVA, Mr. HINOJOSA, Mrs. NAPOLITANO, Mr. REYES, and Ms. JACKSON-LEE of Texas.
H. Res. 790: Mr. DOGGETT, Mrs. CHRISTENSEN, and Mrs. JOHNSON of Connecticut.
H. Res. 800: Mr. CONYERS and Mr. MARCHANT.
H. Res. 820: Mr. SMITH of Washington.
H. Res. 858: Ms. JACKSON-LEE of Texas, Mr. MARSHALL, and Mr. BLUMENAUER.

¶52.42 DELETIONS OF SPONSORS FROM PUBLIC BILLS AND RESOLUTIONS

Under clause 7 of rule XII, sponsors were deleted from public bills and resolutions as follows:

H. Con. Res. 318: Ms. JACKSON-LEE of Texas.

TUESDAY, JUNE 13, 2006 (53)

¶53.1 APPOINTMENT OF SPEAKER PRO TEMPORE

The House was called to order at 9:30 a.m. by the SPEAKER pro tempore, Mr. CAMPBELL of California, who laid before the House the following communication:

WASHINGTON, DC,
June 13, 2006.

I hereby appoint the Honorable JOHN CAMPBELL to act as Speaker pro tempore on this day.

J. DENNIS HASTERT,
Speaker of the House of Representatives.

Whereupon, pursuant to the order of the House of Tuesday, January 31, 2006, Members were recognized for morning-hour debate.

¶53.2 RECESS—9:57 A.M.

The SPEAKER pro tempore, Mr. CAMPBELL of California, pursuant to clause 12(a) of rule I, declared the House in recess at 9 o'clock and 57 minutes a.m., until 11:00 a.m.

¶53.3 AFTER RECESS—11:00 A.M.

The SPEAKER called the House to order.

¶53.4 APPROVAL OF THE JOURNAL

The SPEAKER announced he had examined and approved the Journal of the proceedings of Monday, June 12, 2006.

Pursuant to clause 1, rule I, the Journal was approved.

¶53.5 COMMUNICATIONS

Executive and other communications, pursuant to clause 8, rule XII, were referred as follows:

8014. A letter from the Counsel for Legislation and Regulations, Department of Housing and Urban Development, transmitting the Department's final rule — Mortgagee Time Limits for Supplemental Claims for Additional Insurance Benefits [Docket No. FR-4957-F-02] (RIN: 2502-AI31) received April 21, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Financial Services.

8015. A letter from the Counsel for Legislation and Regulations, Department of Housing and Urban Development, transmitting the Department's final rule — Change in Default Reporting Period [Docket No. FR-4916-F-02] (RIN: 2502-AI20) received April 21, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Financial Services.

8016. A letter from the General Counsel, National Credit Union Administration, transmitting the Administration's final rule — Truth in Savings (RIN: 3133-AC57) received May 18, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Financial Services.

8017. A letter from the Chief, U.S. Army Freedom of Information Act and Privacy Office, Department of Defense, transmitting the Department's final rule — The Freedom of Information Act Program (RIN: 0702-AA45) received April 21, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Government Reform.

8018. A letter from the Acting Senior Procurement Executive, (OCAO), GSA, National Aeronautics and Space Administration, transmitting the Administration's final rule — Federal Acquisition Regulation; Federal Acquisition Circular 2005-09; Introduction [Docket FAR-2006-0023] received May 18, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Government Reform.

8019. A letter from the Regulatory Contact, National Archives and Records Administration, transmitting the Administration's final rule — National Historical Publications and Records Commission Grant Program (RIN: 3095-AB45) received May 19, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Government Reform.

8020. A letter from the Chairman, National Indian Gaming Commission, transmitting the Commission's final rule — Freedom of Information Act Procedures (RIN: 3141-AA21) received April 21, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Government Reform.

8021. A letter from the Acting Director, Office of Government Ethics, transmitting the Office's final rule — Revisions to the Executive Branch Confidential Financial Disclosure Reporting Regulation (RIN: 3209-AA00) (RIN: 3209-AA09) received May 18, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Government Reform.

8022. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Boeing Model 767 Airplanes [Docket No. FAA-2004-19680; Directorate Identifier 2003-NM-215-AD; Amendment 39-14558; AD 2006-08-04] (RIN: 2120-AA64) received May 30, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

8023. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Boeing Model 747-200C and -200F Series Airplanes [Docket No. FAA-2005-22423; Directorate Identifier 2005-NM-068-AD; Amendment 39-14556; AD 2006-08-02] (RIN: 2120-AA64) received May 30, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

8024. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Boeing Model 757 Airplanes Powered by Pratt & Whitney Engines [Docket No. FAA-2004-19140; Directorate Identifier 2004-NM-84-AD; Amendment 39-14548; AD 2006-07-21] (RIN: 2120-AA64) received May 30, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

8025. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; BAE Systems (Operations) Limited Model BAe 146 and Model Avro 146-RJ Airplanes [Docket No. FAA-2006-23840; Directorate Identifier 2005-NM-232-AD; Amendment 39-14549; AD 2006-07-22] (RIN: 2120-AA64) received May 30, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

8026. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Boeing Model 757 Airplanes [Docket No. FAA-2005-22471; Directorate Identifier 2005-NM-142-AD; Amendment 39-14550; AD 2006-07-23] (RIN: 2120-AA64) received May 30, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

8027. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Boeing Model 757-200 and -300 Series Airplanes [Docket No. FAA-2005-20688; Directorate Identifier 2004-NM-165-AD; Amendment 39-14551; AD 2006-07-24] (RIN: 2120-AA64) received May 30, 2006, pursuant to

5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

8028. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; McDonnell Douglas Model DC-8-11, DC-8-12, DC-8-21, DC-8-31, DC-8-32, DC-8-33, DC-8-41, DC-8-42, and DC-8-43 Airplanes, Model DC-8F-54 and DC-8F-55 Airplanes; Model DC-8-50, -60, -60F, -70, and -70F Series Airplanes; Model DC-9-10, -20, -30, -40, and -50 Series Airplanes; Model DC-9-81 (MD-81), DC-9-82 (MD-82), DC-9-83 (MD-83), and DC-9-87 (MD-87) Airplanes; and Model MD-88 Airplanes [Docket No. FAA-2005-20797; Directorate Identifier 2004-NM-256-AD; Amendment 39-14552; AD 2006-07-25] (RIN: 2120-AA64) Received May 30, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

8029. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Aerospatiale Model ATR42 Airplanes [Docket No. FAA-2006-23816; Directorate Identifier 2005-NM-247-AD; Amendment 39-14553; AD-2006-07-26] (RIN: 2120-AA64) received May 30, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

8030. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Boeing Model 767-200, -300, and -300F Series Airplanes [Docket No. FAA-2004-19866; Directorate Identifier 2004-NM-25-AD; Amendment 39-14541; AD 2006-07-14] (RIN: 2120-AA64) received May 30, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

8031. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Bombardier Model DHC-8-400 Series Airplanes [Docket No. FAA-2006-23798; Directorate Identifier 2005-NM-162-AD; Amendment 39-14543; AD 2006-07-16] (RIN: 2120-AA64) received May 30, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

8032. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Boeing Model 727, 727C, 727-100, 727-100C, and 727-200 Series Airplanes [Docket No. FAA-2006-23672; Directorate Identifier 2005-NM-237-AD; Amendment 39-14544; AD 2006-07-17] (RIN: 2120-AA64) received May 30, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

8033. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Empresa Brasileira de Aeronautica S.A. (EMBRAER) Model EMB-120, -120ER, -120FC, -120QC, and -120RT Airplanes [Docket No. FAA-2006-23674; Directorate Identifier 2005-NM-234-AD; Amendment 39-14545; AD 2006-07-18] (RIN: 2120-AA64) received May 30, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

8034. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Aerospatiale Model ATR42 Airplanes and Model ATR72 Airplanes [Docket No. FAA-2006-23635; Directorate Identifier 2005-NM-245-AD; Amendment 39-14546; AD 2006-07-19] (RIN: 2120-AA64) received May 30, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

8035. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Turbomeca Makila 1 A2 Turboshaft Engines [Docket No. FAA-2006-24239; Directorate Identifier 2006-NE-09-AD; Amendment 39-14547; AD 2006-07-20] (RIN: 2120-AA64) received May 30, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

8036. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Bombardier Model CL-600-2B19 (Regional Jet Series 100 & 440) Airplanes [Docket No. FAA-2006-24252; Directorate Identifier 2006-NM-062-AD; Amendment 39-14528; AD 2006-05-11 R1] (RIN: 2120-AA64) received May 30, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

8037. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Boeing Model 727 Airplanes [Docket No. FAA-2005-21593; Directorate Identifier 2002-NM-328-AD; Amendment 39-14537; AD 2006-07-10] (RIN: 2120-AA64) received May 30, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

8038. A letter from the Deputy Chief Counsel, Regulations, Department of Homeland Security, transmitting the Department's final rule — Air Cargo Security Requirements [Docket No. TSA-2004-19515; Amendment Nos. 1520-4, 1540-7, 1542-2, 1544-5, 1546-2, and 1548-2] (RIN: 1652-AA23) received May 18, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Homeland Security.

8039. A letter from the Director, Regulatory Management Division, Office of Executive Secretariat, Department of Homeland Security, transmitting the Department's final rule — Changes to the Procedures for Notifying the Public of Premium Processing Service Designations and Availability [DHS Docket No. USCIS-2005-0038; CIS No. 2367-05] (RIN: 1615-AB40) received May 25, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Homeland Security.

¶53.6 H. CON. RES. 408—UNFINISHED BUSINESS

The SPEAKER, pursuant to clause 8, rule XX, announced the unfinished business to be the motion to suspend the rules and agree to the concurrent resolution (H. Con. Res. 408) commending the Government of Canada for its renewed commitment to the Global War on Terror; as amended.

The question being put,

Will the House suspend the rules and agree to said concurrent resolution, as amended?

The vote was taken by electronic device.

It was decided in the affirmative ..... { Yeas ..... 409 / Nays 0

¶53.7 [Roll No. 256]

YEAS—409

Abercrombie
Ackerman
Aderholt
Akin
Alexander
Allen
Andrews
Baca
Bachus
Baird
Baker
Baldwin
Barrett (SC)
Barrow
Bartlett (MD)
Bass
Bean
Beauprez
Becerra
Berman
Berry
Biggert
Bilirakis
Bishop (GA)
Bishop (NY)
Bishop (UT)
Blackburn
Blumenauer
Boehlert
Boehner
Bonilla
Bonner
Bono
Boozman
Boren
Boswell
Boucher
Boustany
Boyd
Bradley (NH)
Brady (PA)
Brady (TX)
Brown (OH)
Brown (SC)
Brown, Corrine
Brown-Waite, Ginny
Burgess
Burton (IN)
Butterfield
Buyer
Calvert
Camp (MI)
Campbell (CA)
Cannon
Cantor
Capito
Capps
Capuano
Cardin
Cardoza
Carnahan
Carson
Carter
Case
Castle
Chabot
Chandler
Chocola
Clay
Cleaver
Clyburn
Coble
Cole (OK)
Conaway
Conyers
Cooper
Costa
Costello
Cramer
Crenshaw
Crowley
Cubin
Cuellar
Culberson
Cummings
Davis (AL)
Davis (CA)
Davis (FL)
Davis (IL)
Davis (KY)
Davis (TN)
Davis, Jo Ann
DeFazio
DeGette
Delahunt
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Dicks
Dingell
Doggett
Doolittle
Doyle
Drake
Dreier
Duncan
Edwards
Ehlers
Emanuel
Emerson
Engel
English (PA)
Eshoo
Etheridge
Everett
Farr
Fattah
Feeney
Ferguson
Filner
Fitzpatrick (PA)
Flake
Foley
Forbes
Ford
Fortenberry
Fossella
Foxx
Frank (MA)
Franks (AZ)
Frelinghuysen
Gallegly
Garrett (NJ)
Gerlach
Gibbons
Gilchrest
Gingrey
Gohmert
Gonzalez
Goode
Goodlatte
Gordon
Granger
Graves
Green (WI)
Green, Al
Green, Gene
Grijalva
Gutierrez
Gutknecht
Hall
Harman
Harris
Hart
Hastert
Hastings (FL)
Hastings (WA)
Hayes
Hayworth
Hefley
Hensarling
Herger
Herseth
Higgins
Hinchey
Hobson
Hoekstra
Holden
Holt
Honda
Hooley
Hostettler
Hoyer
Hulshof
Hunter
Hyde
Inglis (SC)
Inslee
Israel
Issa
Istook
Jackson (IL)
Jackson-Lee (TX)
Jenkins
Jindal
Johnson (CT)
Johnson (IL)
Johnson, E. B.
Johnson, Sam
Jones (NC)
Jones (OH)
Kanjorski
Kaptur
Keller
Kelly
Kennedy (MN)
Kennedy (RI)
Kildee
Kilpatrick (MI)
Kind
King (IA)
King (NY)
Kingston
Kirk
Kline
Knollenberg
Kolbe
Kucinich
Kuhl (NY)
LaHood
Langevin
Lantos
Larsen (WA)
Larson (CT)
Latham
LaTourette
Leach
Lee
Levin
Lewis (CA)
Lewis (KY)
Linder
Lipinski
LoBiondo
Lofgren, Zoe
Lowey
Lucas
Lungren, Daniel E.
Lynch
Mack
Maloney
Marchant
Markey
Marshall
Matheson
Matsui
McCarthy
McCaul (TX)
McCollum (MN)
McCotter
McCrery
McDermott
McGovern
McHenry
McHugh
McIntyre
McKeon
McMorris
McNulty
Meehan
Meek (FL)
Meeks (NY)
Melancon
Mica
Michaud
Millender-McDonald
Miller (FL)
Miller (NC)
Miller, Gary
Miller, George
Mollohan
Moore (KS)
Moore (WI)
Moran (KS)
Moran (VA)
Murphy
Murtha
Musgrave
Myrick
Nadler
Napolitano
Neal (MA)
Neugebauer
Ney
Northup
Norwood
Nunes
Obey
Olver
Ortiz
Osborne
Otter
Owens
Oxley
Pallone
Pascrell
Pastor
Paul
Pearce
Pelosi
Pence
Peterson (PA)
Petri
Pickering
Pitts
Platts
Poe
Pombo
Pomeroy
Porter
Price (GA)
Price (NC)
Pryce (OH)
Putnam
Radanovich
Rahall
Ramstad
Rangel
Regula
Rehberg
Reichert
Renzi
Reyes
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Ros-Lehtinen
Ross
Rothman
Roybal-Allard
Royce
Ruppersberger
Ryan (OH)
Ryan (WI)
Ryun (KS)
Sabo
Salazar
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Saxton
Schakowsky
Schiff
Schmidt
Schwartz (PA)
Schwarz (MI)
Scott (GA)
Scott (VA)
Sensenbrenner
Serrano
Shadegg
Shaw
Shays
Sherman
Sherwood
Shimkus
Shuster

Simmons
Simpson
Skelton
Slaughter
Smith (NJ)
Smith (TX)
Smith (WA)
Sodrel
Solis
Souder
Spratt
Stark
Stearns
Stupak
Sullivan
Sweeney
Tancredo
Tanner
Tauscher
Taylor (MS)
Taylor (NC)
Terry
Thomas
Thompson (CA)
Thompson (MS)
Thornberry
Tiahrt
Tiberi
Tierney
Towns
Turner
Udall (CO)
Udall (NM)
Upton
Van Hollen
Velázquez
Visclosky
Walden (OR)
Walsh
Wamp
Wasserman Schultz
Waters
Watson
Watt
Waxman
Weiner
Weldon (FL)
Weller
Westmoreland
Wexler
Whitfield
Wicker
Wilson (NM)
Wilson (SC)
Wolf
Woolsey
Wu
Wynn
Young (AK)
Young (FL)

NOT VOTING—23

Barton (TX)
Berkley
Blunt
Davis, Tom
Deal (GA)
DeLauro
Evans
Gillmor
Hinojosa
Jefferson
Lewis (GA)
Manzullo
McKinney
Miller (MI)
Nussle
Oberstar
Payne
Peterson (MN)
Rush
Sessions
Snyder
Strickland
Weldon (PA)

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said concurrent resolution, as amended, was agreed to.

By unanimous consent, the title was amended so as to read: ''A concurrent resolution commending the Government of Canada for its renewed commitment to the Global War on Terror in Afghanistan.''.

A motion to reconsider the votes whereby the rules were suspended and said concurrent resolution, as amended, was agreed to and the title was amended was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said concurrent resolution.

¶53.8 COMMUNICATION FROM THE CLERK—CERTIFICATE OF ELECTION

The SPEAKER laid before the House a communication, which was read as follows:

OFFICE OF THE CLERK,
HOUSE OF REPRESENTATIVES,
Washington, DC, June 8, 2006.

Hon. J. DENNIS HASTERT,
The Speaker House of Representatives,
Washington, DC.

DEAR MR. SPEAKER: I have the honor to transmit herewith a facsimile copy of a letter received from Ms. Susan Lapsley, Assistant Secretary of State for Elections, State of California, indicating that, according to the unofficial returns of the Special Election held June 6, 2006, the Honorable Brian P. Bilbray was elected Representative in Congress for the Fiftieth Congressional District, State of California.

With best wishes, I am

Sincerely,

KAREN L. HAAS,
Clerk.

Attachment.

SECRETARY OF STATE,
STATE OF CALIFORNIA,
June 8, 2006.

Hon. KAREN L. HAAS,
Clerk, House of Representatives,
The Capitol, Washington, DC.

DEAR MS. HAAS: This is to advise you that the unofficial results of the Special Election held on Tuesday, June 6. 2006, for Representative in Congress from the Fiftieth Congressional District of California, show that Brian P. Bilbray received 60,319 or 49.33% of the total number of votes cast for that office.

It would appear from these unofficial results that Brian P. Bilbray was elected as Representative in Congress from the Fiftieth Congressional District of California.

However, at this time there are 68,500 ballots still being processed by the jurisdiction.

To the best of our knowledge and belief at this time, there is no anticipated legal challenge to the outcome of this election.

As soon as the official results from the San Diego Registrar of Voters are certified to this office reflecting votes of all 500 precincts involved, an official Certificate of Election will be prepared for transmittal to you as required by law.

Sincerely,

SUSAN LAPSLEY,
Assistant Secretary of State for Elections.

¶53.9 ORDER OF BUSINESS—SWEARING IN OF MEMBER-ELECT

On motion of Mr. DREIER, by unanimous consent,

Ordered, That, notwithstanding the fact that the certificate of election of Mr. Brian P. Bilbray, 50th District of the State of California, has not been received by the Clerk of the House of Representatives, Mr. BRIAN P. BILBRAY be permitted to take the oath of office as prescribed by law, there being no contest and no question with regard to his election.

Mr. Brian P. BILBRAY then presented himself at the bar of the House and took the oath of office prescribed by law.

¶53.10 WHOLE NUMBER OF THE HOUSE OF REPRESENTATIVES ADJUSTED

The SPEAKER, pursuant to clause 5(d) of rule XX, announced that the whole number of the House is 433.

¶53.11 CONFERENCE REPORT TO H.R. 4939—UNFINISHED BUSINESS

The SPEAKER, pursuant to clause 8 of rule XX, announced the unfinished business to be the question on the agreeing to the conference report to accompany the bill (H.R. 4939) making emergency supplemental appropriations for the fiscal year ending September 30, 2006, and for other purposes.

The question being put,

Will the House agree to said conference report?

The Speaker pro tempore, Mr. ISSA, announced that pursuant clause 10 of rule XX, the yeas and nays were ordered, and the call was taken by electronic device.

It was decided in the affirmative ..... { Yeas ..... 351 / Nays 67

¶53.12 [Roll No. 257]

YEAS—351

Aderholt
Akin
Alexander
Allen
Andrews
Baca
Bachus
Baird
Baker
Barrett (SC)
Barrow
Bartlett (MD)
Bass
Bean
Beauprez
Becerra
Berman
Berry
Biggert
Bilbray
Bilirakis
Bishop (GA)
Bishop (NY)
Bishop (UT)
Blunt
Boehlert
Boehner
Bonilla
Bonner
Bono
Boozman
Boren
Boswell
Boucher
Boustany
Boyd
Bradley (NH)
Brady (PA)
Brady (TX)
Brown (OH)
Brown (SC)
Brown, Corrine
Brown-Waite, Ginny
Burgess
Burton (IN)
Butterfield
Buyer
Calvert
Camp (MI)
Cantor
Capito
Capuano
Cardin
Cardoza
Carnahan
Carson
Carter
Case
Castle
Chabot
Chandler
Chocola
Clay
Cleaver
Clyburn
Cole (OK)
Conaway
Conyers
Cooper
Costa
Cramer
Crenshaw
Crowley
Cubin
Cuellar
Culberson
Cummings
Davis (AL)
Davis (CA)
Davis (FL)
Davis (IL)
Davis (KY)
Davis (TN)
Davis, Jo Ann
Davis, Tom
DeFazio
DeGette
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Dicks
Dingell
Doggett
Doolittle
Doyle
Drake
Dreier
Edwards
Ehlers
Emanuel
Emerson
Engel
English (PA)
Etheridge
Everett
Fattah
Feeney
Ferguson
Fitzpatrick (PA)
Foley
Forbes
Ford
Fortenberry
Fossella
Foxx
Franks (AZ)
Frelinghuysen
Gallegly
Garrett (NJ)
Gerlach
Gibbons
Gilchrest
Gingrey
Gonzalez
Goode
Goodlatte
Gordon
Granger
Graves
Green (WI)
Green, Al
Green, Gene
Gutknecht
Hall
Harman
Harris
Hart
Hastings (FL)
Hastings (WA)
Hayes
Hayworth
Hefley
Herger
Herseth
Higgins
Hinojosa
Hobson
Hoekstra
Holden
Hooley
Hostettler
Hoyer
Hulshof
Hunter
Hyde
Inglis (SC)
Israel
Issa
Istook
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Jenkins
Jindal
Johnson (CT)
Johnson (IL)
Johnson, E. B.
Johnson, Sam
Jones (OH)
Kanjorski
Kaptur
Keller
Kelly
Kennedy (MN)
Kennedy (RI)
Kildee
Kilpatrick (MI)
Kind
King (NY)
Kingston
Kirk
Kline
Knollenberg
Kolbe
Kuhl (NY)
LaHood
Langevin
Lantos
Larsen (WA)
Larson (CT)
Latham
LaTourette
Leach
Levin
Lewis (CA)
Lewis (KY)
Linder
Lipinski
LoBiondo
Lowey
Lucas
Lungren, Daniel E.
Lynch
Mack
Maloney
Marchant
Marshall
Matheson
Matsui
McCarthy
McCaul (TX)
McCotter
McCrery
McHugh
McIntyre
McKeon
McMorris
Meek (FL)
Meeks (NY)
Melancon
Mica
Millender-McDonald
Miller (FL)
Miller (NC)
Miller, Gary
Mollohan
Moore (KS)
Moran (KS)
Moran (VA)
Murphy
Murtha
Myrick
Napolitano
Ney
Northup
Norwood
Nunes
Oberstar
Obey
Ortiz
Osborne
Otter
Oxley
Pascrell
Pastor
Pearce
Pelosi
Peterson (MN)
Peterson (PA)
Pickering
Pitts
Platts
Poe
Pombo
Pomeroy
Porter
Price (GA)
Price (NC)
Pryce (OH)
Putnam
Radanovich
Rahall
Ramstad
Rangel
Regula
Rehberg
Reichert
Renzi
Reyes
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Ros-Lehtinen
Ross
Roybal-Allard
Royce
Ruppersberger
Ryan (OH)
Ryan (WI)
Ryun (KS)
Sabo
Salazar
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Saxton
Schiff
Schmidt
Schwartz (PA)
Schwarz (MI)
Scott (GA)
Scott (VA)
Shadegg
Shaw
Shays
Sherman
Sherwood
Shimkus
Shuster
Simmons
Simpson
Skelton
Slaughter
Smith (NJ)
Smith (TX)
Snyder
Sodrel
Souder
Spratt
Stearns
Stupak
Sullivan
Sweeney
Tanner
Tauscher
Taylor (MS)
Taylor (NC)
Terry
Thomas
Thompson (MS)
Thornberry
Tiahrt
Tiberi
Towns
Turner
Udall (CO)
Udall (NM)
Upton
Van Hollen
Velázquez
Visclosky
Walden (OR)

Walsh
Wamp
Wasserman Schultz
Waters
Watt
Weldon (FL)
Weldon (PA)
Weller
Wexler
Whitfield
Wicker
Wilson (NM)
Wilson (SC)
Wolf
Wynn
Young (AK)
Young (FL)

NAYS—67

Abercrombie
Ackerman
Baldwin
Blackburn
Blumenauer
Campbell (CA)
Cannon
Capps
Coble
Costello
Delahunt
Duncan
Eshoo
Farr
Filner
Flake
Frank (MA)
Gohmert
Grijalva
Gutierrez
Hensarling
Hinchey
Holt
Honda
Inslee
Jones (NC)
King (IA)
Kucinich
Lee
Lofgren, Zoe
Markey
McCollum (MN)
McDermott
McGovern
McHenry
McKinney
McNulty
Meehan
Michaud
Miller, George
Moore (WI)
Musgrave
Nadler
Neal (MA)
Neugebauer
Olver
Owens
Pallone
Paul
Pence
Petri
Rothman
Schakowsky
Sensenbrenner
Serrano
Smith (WA)
Solis
Stark
Tancredo
Thompson (CA)
Tierney
Watson
Waxman
Weiner
Westmoreland
Woolsey
Wu

NOT VOTING—14

Barton (TX)
Berkley
Deal (GA)
DeLauro
Evans
Gillmor
Lewis (GA)
Manzullo
Miller (MI)
Nussle
Payne
Rush
Sessions
Strickland

So the conference report was agreed to.

A motion to reconsider the vote whereby said conference report was agreed to was, by unanimous consent, laid on the table.

Ordered, That the Clerk notify the Senate thereof.

¶53.13 WAIVING A REQUIREMENT OF CLAUSE 6(A) OF RULE XIII

Mr. Lincoln DIAZ-BALART of Florida, by direction of the Committee on Rules, called up the following resolution (H. Res. 862):

Resolved, That the requirement of clause 6(a) of rule XIII for a two-thirds vote to consider a report from the Committee on Rules on the same day it is presented to the House is waived with respect to any resolution reported on the legislative day of June 13, 2006, providing for consideration of the bill (H.R. 5576) making appropriations for the Departments of Transportation, Treasury, and Housing and Urban Development, the Judiciary, District of Columbia, and independent agencies for the fiscal year ending September 30, 2007, and for other purposes.

When said resolution was considered.

After debate,

On motion of Mr. Lincoln DIAZ-BALART of Florida, the previous question was ordered on the resolution to its adoption or rejection.

The question being put, viva voce,

Will the House agree to said resolution?

The SPEAKER pro tempore, Mr. DENT, announced that the yeas had it.

Mr. HASTINGS of Florida demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mr. DENT, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed.

¶53.14 NATIONAL CRIME INFORMATION DATABASES

Mr. SENSENBRENNER moved to suspend the rules and pass the bill (H.R. 4894) to provide for certain access to national crime information databases by schools and educational agencies for employment purposes, with respect to individuals who work with children; as amended.

The SPEAKER pro tempore, Mr. DENT, recognized Mr. SENSENBRENNER and Ms. JACKSON-LEE of Texas, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and pass said bill, as amended?

The SPEAKER pro tempore, Mr. FEENEY, announced that two-thirds of the Members present had voted in the affirmative.

Mr. SENSENBRENNER demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mr. FEENEY, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed.

¶53.15 SECTION 8 RENTAL ASSISTANCE TO COLLEGE STUDENTS

Ms. PRYCE of Ohio moved to suspend the rules and pass the bill (H.R. 5117) to exempt persons with disabilities from the prohibition against providing section 8 rental assistance to college students; as amended.

The SPEAKER pro tempore, Mr. FEENEY, recognized Ms. PRYCE of Ohio and Ms. WATERS, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and pass said bill, as amended?

The SPEAKER pro tempore, Mr. FEENEY, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill, as amended, was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill, as amended, was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

¶53.16 50TH ANNIVERSARY OF INTERSTATE HIGHWAY SYSTEM

Mr. PETRI moved to suspend the rules and agree to the following concurrent resolution (H. Con. Res. 372); as amended:

Whereas on June 29, 1956, President Dwight D. Eisenhower signed the Federal-Aid Highway Act of 1956 to establish a 41,000-mile National System of Interstate and Defense Highways, known as the ''Interstate Highway System'', and the Highway Revenue Act of 1956 to create a Highway Trust Fund;

Whereas in 1990, the National System of Interstate and Defense Highways was renamed the ''Dwight D. Eisenhower National System of Interstate and Defense Highways'' to recognize President Eisenhower's role in the creation of the system;

Whereas in 2006, this web of superhighways, now spanning a total of 46,876 miles throughout the United States, has had a powerful and positive impact on our national life;

Whereas the Interstate Highway System has proven vital in transporting people and goods from one region to another speedily and safely;

Whereas the Interstate Highway System has facilitated trade both within our national borders and globally and helped create unprecedented economic expansion and opportunities for millions of Americans;

Whereas the Interstate Highway System has brought diverse communities throughout our land closer together and kept us connected to one another as well as the larger world;

Whereas the Interstate Highway System has made it easier and often more enjoyable to travel to long-distance destinations and spend time with family members and friends who live far away;

Whereas the Interstate Highway System is a pivotal component in our national system of defense and emergency preparedness efforts;

Whereas the Interstate Highway System remains one of our country's paramount assets as well as a symbol of human ingenuity and freedom; and

Whereas this anniversary provides an occasion to both honor one of the largest public works achievements of all time and reflect on how it can remain effective in the years ahead: Now, therefore, be it

Resolved by the House of Representatives (the Senate concurring),

That the Congress—

(1) recognizes the golden anniversary year of the Dwight D. Eisenhower National System of Interstate and Defense Highways;

(2) recognizes the achievements of the Federal Highway Administration (and its predecessor, the Bureau of Public Roads), the State departments of transportation, and the highway construction industry, including contractors, designers, engineers, laborers, materials producers, and equipment companies, for their contributions to the construction of the Interstate Highway System and the quality of life of the citizens of the United States; and

(3) encourages citizens, communities, government agencies, and other organizations to promote and participate in celebratory and educational activities marking this uniquely important and historic milestone.

The SPEAKER pro tempore, Mr. FEENEY, recognized Mr. PETRI and Mr. OBERSTAR, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and agree to said concurrent resolution, as amended?

The SPEAKER pro tempore, Mr. FEENEY, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said concurrent resolution, as amended, was agreed to.

A motion to reconsider the vote whereby the rules were suspended and said concurrent resolution, as amended, was agreed to was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said concurrent resolution.

¶53.17 RESPONSIBLE FATHERHOOD

Mr. OSBORNE moved to suspend the rules and agree to the following resolution (H. Res. 318); as amended:

Whereas married fathers are more likely to have a close, enduring relationship with their children than unmarried fathers;

Whereas according to a 1996 Gallup poll, 90.3 percent of Americans agree that fathers make a unique contribution to their children's lives;

Whereas in a study of fathers' interaction with their children in intact two-parent families, nearly 90 percent of the fathers surveyed said that being a father is the most fulfilling role a man can have;

Whereas a broad array of the Nation's leading family and child development experts agree that it is in the best interests of children and the Nation as a whole to encourage more two-parent families where the father is actively involved with his children;

Whereas promoting responsible fatherhood can help increase the chances that children will grow up with two caring parents;

Whereas children with fathers at home tend to do better in school, to be less prone to emotional and behavioral problems, and to have more successful relationships;

Whereas boys and girls alike demonstrate greater self-control and ability to take initiative when fathers are actively involved in their upbringing;

Whereas children who are apart from their biological fathers are, in comparison to other children, 5 times more likely to live in poverty, and more likely to bring weapons and drugs into the classroom, commit other crimes, drop out of school, commit suicide, abuse alcohol or drugs, or become pregnant as teenagers;

Whereas the promotion of responsible fatherhood should not denigrate the standing or parenting efforts of single mothers, whose efforts are heroic, lessen the protection of children from abusive parents, cause women to remain in, or enter into, abusive relationships, or compromise the health or safety of a custodial parent; and

Whereas Father's Day is the third Sunday in June: Now, therefore, be it

Resolved, That the House of Representatives—

(1) commends the millions of fathers who serve as wonderful, caring parents for their children;

(2) calls on fathers across the Nation to use Father's Day to reconnect and rededicate themselves to their children's lives, to spend Father's Day with their children, and to express their love and support for their children;

(3) urges men to understand the level of responsibility fathering a child requires, especially in the encouragement of the moral, academic, and spiritual development of children; and

(4) encourages active involvement of fathers in the rearing and development of their children, including the devotion of time, energy, and resources.

The SPEAKER pro tempore, Mr. FEENEY, recognized Mr. OSBORNE and Mr. DAVIS of Illinois, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and agree to said resolution, as amended?

The SPEAKER pro tempore, Mr. MURPHY, announced that two-thirds of the Members present had voted in the affirmative.

Mr. OSBORNE demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mr. MURPHY, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed.

¶53.18 H. RES. 862—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mr. MURPHY, pursuant to clause 8, rule XX, announced the unfinished business to be the question on agreeing to the resolution (H. Res. 862) waiving a requirement of clause 6(a) of rule XIII with respect to consideration of certain resolutions reported from the Committee on Rules.

The question being put,

The vote was taken by electronic device.

It was decided in the affirmative ..... { Yeas ..... 221 / Nays 194

¶53.19 [Roll No. 258]

YEAS—221

Aderholt
Akin
Alexander
Bachus
Baker
Barrett (SC)
Bartlett (MD)
Bass
Beauprez
Biggert
Bilbray
Bilirakis
Bishop (UT)
Blackburn
Blunt
Boehlert
Boehner
Bonilla
Bonner
Bono
Boozman
Boustany
Bradley (NH)
Brady (TX)
Brown (SC)
Brown-Waite, Ginny
Burgess
Burton (IN)
Buyer
Calvert
Camp (MI)
Campbell (CA)
Cannon
Cantor
Capito
Carter
Castle
Chocola
Coble
Cole (OK)
Conaway
Crenshaw
Cubin
Culberson
Davis (KY)
Davis, Jo Ann
Davis, Tom
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Doolittle
Drake
Dreier
Duncan
Ehlers
Emerson
English (PA)
Everett
Feeney
Ferguson
Fitzpatrick (PA)
Flake
Foley
Forbes
Fortenberry
Fossella
Foxx
Franks (AZ)
Frelinghuysen
Gallegly
Garrett (NJ)
Gerlach
Gibbons
Gilchrest
Gillmor
Gingrey
Gohmert
Goode
Goodlatte
Granger
Graves
Green (WI)
Gutierrez
Gutknecht
Hall
Harris
Hart
Hastings (WA)
Hayes
Hayworth
Hefley
Hensarling
Herger
Hobson
Hoekstra
Hostettler
Hulshof
Hunter
Hyde
Inglis (SC)
Issa
Istook
Jenkins
Jindal
Johnson (CT)
Johnson (IL)
Johnson, Sam
Keller
Kelly
Kennedy (MN)
King (IA)
King (NY)
Kingston
Kirk
Kline
Knollenberg
Kolbe
Kuhl (NY)
LaHood
Latham
LaTourette
Leach
Lewis (CA)
Lewis (KY)
Linder
LoBiondo
Lucas
Lungren, Daniel E.
Mack
Marchant
McCaul (TX)
McCotter
McCrery
McHenry
McHugh
McKeon
McMorris
Mica
Miller (FL)
Miller, Gary
Moran (KS)
Murphy
Musgrave
Myrick
Neugebauer
Ney
Northup
Norwood
Nunes
Osborne
Otter
Oxley
Pastor
Pearce
Pence
Peterson (PA)
Petri
Pickering
Pitts
Platts
Poe
Pombo
Porter
Price (GA)
Pryce (OH)
Putnam
Radanovich
Regula
Rehberg
Renzi
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Ros-Lehtinen
Royce
Ryan (WI)
Ryun (KS)
Saxton
Schmidt
Schwarz (MI)
Sensenbrenner
Shadegg
Shaw
Shays
Sherwood
Shimkus
Shuster
Simmons
Simpson
Smith (NJ)
Smith (TX)
Sodrel
Souder
Stearns
Sullivan
Sweeney
Tancredo
Taylor (NC)
Terry
Thomas
Thornberry
Tiahrt
Tiberi
Turner
Upton
Walden (OR)
Walsh
Wamp
Weldon (FL)
Weldon (PA)
Weller
Westmoreland
Whitfield
Wicker
Wilson (NM)
Wilson (SC)
Wolf
Young (AK)
Young (FL)

NAYS—194

Abercrombie
Ackerman
Allen
Andrews
Baca
Baird
Baldwin
Barrow
Bean
Becerra
Berman
Berry
Bishop (GA)
Bishop (NY)
Blumenauer
Boren
Boswell
Boucher
Boyd
Brady (PA)
Brown (OH)
Brown, Corrine
Butterfield
Capps
Capuano
Cardin
Cardoza
Carnahan
Carson
Case
Chabot
Chandler
Clay
Cleaver
Clyburn
Cooper
Costa
Costello
Cramer
Crowley
Cuellar
Cummings
Davis (AL)
Davis (CA)
Davis (FL)
Davis (IL)
Davis (TN)
DeFazio
DeGette
Delahunt
Dicks
Dingell
Doggett
Doyle
Edwards
Emanuel
Engel
Eshoo
Etheridge
Farr
Fattah
Filner
Ford
Frank (MA)
Gonzalez
Gordon
Green, Al
Green, Gene
Grijalva
Harman
Hastings (FL)
Herseth
Higgins
Hinchey
Hinojosa
Holden
Holt
Honda
Hooley
Hoyer
Inslee
Israel
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Johnson, E. B.
Jones (NC)
Jones (OH)
Kanjorski
Kaptur
Kildee
Kilpatrick (MI)
Kind
Kucinich
Langevin
Lantos
Larsen (WA)
Larson (CT)
Lee
Levin
Lipinski
Lofgren, Zoe
Lowey
Lynch
Maloney
Markey
Marshall
Matheson
Matsui
McCarthy
McCollum (MN)
McDermott
McGovern
McIntyre
McKinney
McNulty
Meehan
Meek (FL)
Meeks (NY)
Melancon
Michaud
Millender-McDonald
Miller (NC)
Miller, George
Mollohan
Moore (KS)
Moore (WI)
Moran (VA)
Murtha
Nadler
Napolitano
Neal (MA)
Oberstar
Obey
Olver
Ortiz
Pallone
Pascrell
Paul
Pelosi
Peterson (MN)
Pomeroy
Price (NC)
Rahall
Rangel
Reyes
Ross
Rothman
Roybal-Allard
Ruppersberger
Rush
Ryan (OH)
Sabo
Salazar
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Schakowsky
Schiff
Schwartz (PA)
Scott (GA)
Scott (VA)
Serrano
Sherman
Skelton
Slaughter
Smith (WA)
Snyder
Solis
Spratt
Stark
Stupak
Tanner
Tauscher
Taylor (MS)
Thompson (CA)
Thompson (MS)
Tierney
Towns
Udall (CO)
Udall (NM)
Van Hollen
Velázquez
Visclosky
Wasserman Schultz
Waters
Watson
Watt
Waxman
Weiner
Wexler
Woolsey
Wu
Wynn

NOT VOTING—17

Barton (TX)
Berkley
Conyers
Deal (GA)
DeLauro
Evans
Kennedy (RI)
Lewis (GA)
Manzullo
Miller (MI)
Nussle
Owens
Payne
Ramstad
Reichert
Sessions
Strickland

So the resolution was agreed to.

A motion to reconsider the vote whereby said resolution was agreed to was, by unanimous consent, laid on the table.

¶53.20 H.R. 4894—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mr. MURPHY, pursuant to clause 8, rule XX, announced the further unfinished business to be the motion to suspend the rules and pass the bill (H.R. 4894) to provide for certain access to national crime information databases by schools and educational agencies for employment purposes, with respect to individuals who work with children; as amended.

The question being put,

Will the House suspend the rules and pass said bill, as amended?

The vote was taken by electronic device.

It was decided in the affirmative ..... { Yeas ..... 415 / Nays 1

¶53.21 [Roll No. 259]

YEAS—415

Abercrombie
Ackerman
Aderholt
Akin
Alexander
Allen
Andrews
Baca
Bachus
Baird
Baker
Baldwin
Barrett (SC)
Barrow
Bartlett (MD)
Bass
Bean
Beauprez
Becerra
Berman
Berry
Biggert
Bilbray
Bilirakis
Bishop (GA)
Bishop (NY)
Bishop (UT)
Blackburn
Blumenauer
Blunt
Boehlert
Boehner
Bonilla
Bonner
Bono
Boozman
Boren
Boswell
Boucher
Boustany
Boyd
Bradley (NH)
Brady (PA)
Brady (TX)
Brown (OH)
Brown (SC)
Brown, Corrine
Brown-Waite, Ginny
Burgess
Burton (IN)
Butterfield
Buyer
Calvert
Camp (MI)
Campbell (CA)
Cannon
Cantor
Capito
Capps
Capuano
Cardin
Cardoza
Carnahan
Carson
Carter
Case
Castle
Chabot
Chandler
Chocola
Clay
Cleaver
Clyburn
Coble
Cole (OK)
Conaway
Cooper
Costa
Costello
Cramer
Crenshaw
Crowley
Cubin
Cuellar
Culberson
Cummings
Davis (AL)
Davis (CA)
Davis (FL)
Davis (IL)
Davis (KY)
Davis (TN)
Davis, Jo Ann
Davis, Tom
DeFazio
DeGette
Delahunt
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Dicks
Dingell
Doggett
Doolittle
Doyle
Drake
Dreier
Duncan
Edwards
Ehlers
Emanuel
Emerson
Engel
English (PA)
Eshoo
Etheridge
Everett
Farr
Fattah
Feeney
Ferguson
Filner
Fitzpatrick (PA)
Flake
Foley
Forbes
Ford
Fortenberry
Fossella
Foxx
Frank (MA)
Franks (AZ)
Frelinghuysen
Gallegly
Garrett (NJ)
Gerlach
Gibbons
Gilchrest
Gillmor
Gingrey
Gohmert
Gonzalez
Goode
Goodlatte
Gordon
Granger
Graves
Green (WI)
Green, Al
Green, Gene
Grijalva
Gutierrez
Gutknecht
Hall
Harman
Harris
Hart
Hastings (FL)
Hastings (WA)
Hayes
Hayworth
Hefley
Hensarling
Herger
Herseth
Higgins
Hinchey
Hinojosa
Hobson
Hoekstra
Holden
Holt
Honda
Hooley
Hostettler
Hoyer
Hulshof
Hunter
Hyde
Inglis (SC)
Inslee
Israel
Issa
Istook
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Jenkins
Jindal
Johnson (CT)
Johnson (IL)
Johnson, E. B.
Johnson, Sam
Jones (NC)
Jones (OH)
Kanjorski
Kaptur
Keller
Kelly
Kennedy (MN)
Kildee
Kilpatrick (MI)
Kind
King (IA)
King (NY)
Kingston
Kirk
Kline
Knollenberg
Kolbe
Kucinich
Kuhl (NY)
LaHood
Langevin
Lantos
Larsen (WA)
Larson (CT)
Latham
LaTourette
Leach
Lee
Levin
Lewis (CA)
Lewis (KY)
Linder
Lipinski
LoBiondo
Lofgren, Zoe
Lowey
Lucas
Lungren, Daniel E.
Lynch
Mack
Maloney
Marchant
Markey
Marshall
Matheson
Matsui
McCarthy
McCaul (TX)
McCollum (MN)
McCotter
McCrery
McDermott
McGovern
McHenry
McHugh
McIntyre
McKeon
McKinney
McMorris
McNulty
Meehan
Meek (FL)
Meeks (NY)
Melancon
Mica
Michaud
Millender-McDonald
Miller (FL)
Miller (NC)
Miller, Gary
Miller, George
Mollohan
Moore (KS)
Moore (WI)
Moran (KS)
Moran (VA)
Murphy
Murtha
Musgrave
Myrick
Nadler
Napolitano
Neal (MA)
Neugebauer
Ney
Northup
Norwood
Nunes
Oberstar
Obey
Olver
Ortiz
Osborne
Otter
Owens
Oxley
Pallone
Pascrell
Pastor
Pearce
Pelosi
Pence
Peterson (MN)
Peterson (PA)
Petri
Pickering
Pitts
Platts
Poe
Pombo
Pomeroy
Porter
Price (GA)
Price (NC)
Pryce (OH)
Putnam
Radanovich
Rahall
Rangel
Regula
Rehberg
Renzi
Reyes
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Ros-Lehtinen
Ross
Rothman
Roybal-Allard
Royce
Ruppersberger
Rush
Ryan (OH)
Ryan (WI)
Ryun (KS)
Sabo
Salazar
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Saxton
Schakowsky
Schiff
Schmidt
Schwartz (PA)
Schwarz (MI)
Scott (GA)
Scott (VA)
Sensenbrenner
Serrano
Shadegg
Shaw
Shays
Sherman
Sherwood
Shimkus
Shuster
Simmons
Simpson
Skelton
Slaughter
Smith (NJ)
Smith (TX)
Smith (WA)
Snyder
Sodrel
Solis
Souder
Spratt
Stark
Stearns
Stupak
Sullivan
Sweeney
Tancredo
Tanner
Tauscher
Taylor (MS)
Taylor (NC)
Terry
Thomas
Thompson (CA)
Thompson (MS)
Thornberry
Tiahrt
Tiberi
Tierney
Towns
Turner
Udall (CO)
Udall (NM)
Upton
Van Hollen
Velázquez
Visclosky
Walden (OR)
Walsh
Wamp
Wasserman Schultz
Waters
Watson
Watt
Waxman
Weiner
Weldon (FL)
Weldon (PA)
Weller
Westmoreland
Wexler
Whitfield
Wicker
Wilson (NM)
Wilson (SC)
Wolf
Woolsey
Wu
Wynn
Young (AK)
Young (FL)

NAYS—1

Paul

NOT VOTING—16

Barton (TX)
Berkley
Conyers
Deal (GA)
DeLauro
Evans
Kennedy (RI)
Lewis (GA)
Manzullo
Miller (MI)
Nussle
Payne
Ramstad
Reichert
Sessions
Strickland

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill, as amended, was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill, as amended, was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

¶53.22 H. RES. 318—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mr. MURPHY, pursuant to clause 8, rule XX, announced the further unfinished business to be the motion to suspend the rules and agree to the resolution (H. Res. 318) supporting responsible fatherhood, promoting marriage, and encouraging greater involvement of fathers in the lives of their children, especially on Father's Day, as amended.

The question being put,

Will the House suspend the rules and agree to said resolution, as amended?

The vote was taken by electronic device.

It was decided in the affirmative ..... { Yeas ..... 407 / Nays ..... 0 / Answered present 8

¶53.23 [Roll No. 260]

YEAS—407

Abercrombie
Ackerman
Aderholt
Akin
Alexander
Allen
Andrews
Baca
Bachus
Baird
Baker
Baldwin
Barrett (SC)
Barrow
Bartlett (MD)
Bass
Bean
Beauprez
Becerra
Berman
Berry
Biggert
Bilbray
Bilirakis
Bishop (GA)
Bishop (NY)
Bishop (UT)
Blackburn
Blumenauer
Blunt
Boehlert
Boehner
Bonilla
Bonner
Bono
Boozman
Boren
Boswell
Boucher
Boustany
Boyd
Bradley (NH)
Brady (PA)
Brady (TX)
Brown (OH)
Brown (SC)
Brown, Corrine
Brown-Waite, Ginny
Burgess
Burton (IN)
Butterfield
Buyer
Calvert
Camp (MI)
Campbell (CA)
Cannon
Cantor
Capito
Capps
Cardin
Cardoza
Carnahan
Carson
Carter
Case
Castle
Chabot
Chandler
Chocola
Clay
Cleaver
Clyburn
Coble
Cole (OK)
Conaway
Cooper
Costa
Costello
Cramer
Crenshaw
Crowley
Cubin
Cuellar
Culberson
Cummings
Davis (AL)
Davis (CA)
Davis (FL)
Davis (IL)
Davis (KY)
Davis (TN)
Davis, Jo Ann
Davis, Tom
DeFazio
DeGette
Delahunt
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Dicks
Dingell
Doggett
Doolittle
Doyle
Drake
Dreier
Duncan
Edwards
Ehlers
Emanuel
Emerson
Engel
English (PA)
Eshoo
Etheridge
Everett
Farr
Fattah
Feeney
Ferguson
Filner
Fitzpatrick (PA)
Flake
Foley
Forbes
Ford
Fortenberry
Fossella
Foxx
Frank (MA)
Franks (AZ)
Frelinghuysen
Gallegly
Garrett (NJ)
Gerlach
Gibbons
Gilchrest
Gillmor
Gingrey
Gohmert
Gonzalez
Goode
Goodlatte
Gordon
Granger
Graves
Green (WI)
Green, Al
Green, Gene
Grijalva
Gutierrez
Gutknecht
Hall
Harman
Harris
Hart
Hastings (FL)
Hastings (WA)
Hayes
Hayworth
Hefley
Hensarling
Herger
Herseth
Higgins
Hinchey
Hinojosa
Hobson
Hoekstra
Holden
Holt
Hooley
Hostettler
Hoyer
Hulshof
Hunter
Hyde
Inglis (SC)
Inslee
Israel
Issa
Istook
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Jenkins
Jindal
Johnson (CT)
Johnson (IL)
Johnson, E. B.
Johnson, Sam
Jones (NC)
Jones (OH)
Kanjorski
Kaptur
Keller
Kelly
Kennedy (MN)
Kildee
Kilpatrick (MI)
Kind
King (IA)
King (NY)
Kingston
Kirk
Kline
Knollenberg
Kolbe
Kucinich
Kuhl (NY)
LaHood
Langevin
Lantos
Larsen (WA)
Larson (CT)
Latham
LaTourette
Leach
Levin
Lewis (CA)

Lewis (KY)
Linder
Lipinski
LoBiondo
Lowey
Lucas
Lungren, Daniel E.
Lynch
Mack
Maloney
Marchant
Markey
Marshall
Matheson
Matsui
McCarthy
McCaul (TX)
McCollum (MN)
McCotter
McCrery
McGovern
McHenry
McHugh
McIntyre
McKeon
McKinney
McMorris
McNulty
Meehan
Meek (FL)
Meeks (NY)
Melancon
Mica
Michaud
Millender-McDonald
Miller (FL)
Miller (NC)
Miller, Gary
Mollohan
Moore (KS)
Moore (WI)
Moran (KS)
Moran (VA)
Murphy
Murtha
Musgrave
Myrick
Nadler
Napolitano
Neal (MA)
Neugebauer
Ney
Northup
Norwood
Nunes
Oberstar
Obey
Olver
Ortiz
Osborne
Otter
Owens
Oxley
Pallone
Pascrell
Pastor
Paul
Pearce
Pelosi
Pence
Peterson (MN)
Peterson (PA)
Petri
Pickering
Pitts
Platts
Poe
Pombo
Pomeroy
Porter
Price (GA)
Price (NC)
Pryce (OH)
Putnam
Radanovich
Rahall
Ramstad
Rangel
Regula
Rehberg
Renzi
Reyes
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Ros-Lehtinen
Ross
Rothman
Roybal-Allard
Royce
Ruppersberger
Rush
Ryan (OH)
Ryan (WI)
Ryun (KS)
Sabo
Salazar
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Saxton
Schakowsky
Schiff
Schmidt
Schwartz (PA)
Schwarz (MI)
Scott (GA)
Scott (VA)
Sensenbrenner
Serrano
Shadegg
Shaw
Shays
Sherman
Sherwood
Shimkus
Shuster
Simmons
Simpson
Skelton
Smith (NJ)
Smith (TX)
Smith (WA)
Snyder
Sodrel
Solis
Souder
Spratt
Stearns
Stupak
Sullivan
Sweeney
Tancredo
Tanner
Tauscher
Taylor (MS)
Taylor (NC)
Terry
Thomas
Thompson (CA)
Thompson (MS)
Thornberry
Tiahrt
Tiberi
Towns
Turner
Udall (CO)
Udall (NM)
Upton
Van Hollen
Velázquez
Visclosky
Walden (OR)
Walsh
Wamp
Wasserman Schultz
Watson
Watt
Waxman
Weiner
Weldon (FL)
Weldon (PA)
Weller
Westmoreland
Wexler
Whitfield
Wicker
Wilson (NM)
Wilson (SC)
Wolf
Woolsey
Wu
Wynn
Young (AK)
Young (FL)

ANSWERED ''PRESENT''—8

Capuano
Honda
Lee
Lofgren, Zoe
McDermott
Miller, George
Stark
Tierney

NOT VOTING—17

Barton (TX)
Berkley
Conyers
Deal (GA)
DeLauro
Evans
Kennedy (RI)
Lewis (GA)
Manzullo
Miller (MI)
Nussle
Payne
Reichert
Sessions
Slaughter
Strickland
Waters

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said resolution, as amended, was agreed to.

A motion to reconsider the vote whereby the rules were suspended and said resolution, as amended, was agreed to was, by unanimous consent, laid on the table.

¶53.24 PROVIDING FOR CONSIDERATION OF H.R. 5576

Mr. Lincoln DIAZ-BALART of Florida, by direction of the Committee on Rules, reported (Rept. No. 109–501) the resolution (H. Res. 865) providing for the consideration of the bill (H.R. 5576) making appropriations for the Departments of Transportation, Treasury, and Housing and Urban Development, the Judiciary, District of Columbia, and independent agencies for the fiscal year ending September 30, 2007, and for other purposes.

When said resolution and report were referred to the House Calendar and ordered printed.

¶53.25 ORDER OF BUSINESS—CONSIDERATION OF H.R. 5576

On motion of Mr. BOEHNER, by unanimous consent,

Ordered, That, during consideration of H.R. 5576, pursuant to House Resolution 865, the Chair may reduce to two minutes the minimum time for electronic voting under clause 6 of rule XVIII and clause 9 of rule XX.

¶53.26 PROVIDING FOR THE CONSIDERATION OF H.R. 5576

Mr. Lincoln DIAZ-BALART of Florida, by direction of the Committee on Rules, called up the following resolution (H. Res. 865):

Resolved, That at any time after the adoption of this resolution the Speaker may, pursuant to clause 2(b) of rule XVIII, declare the House resolved into the Committee of the Whole House on the state of the Union for consideration of the bill (H.R. 5576) making appropriations for the Departments of Transportation, Treasury, and Housing and Urban Development, the Judiciary, District of Columbia, and independent agencies for the fiscal year ending September 30, 2007, and for other purposes. The first reading of the bill shall be dispensed with. All points of order against consideration of the bill are waived. General debate shall be confined to the bill and shall not exceed one hour equally divided and controlled by the chairman and ranking minority member of the Committee on Appropriations. After general debate the bill shall be considered for amendment under the five-minute rule. Points of order against provisions in the bill for failure to comply with clause 2 of rule XXI are waived except as follows: beginning with ''to'' on age 5, line 23 through the comma on line 24; beginning with the colon on page 6, line 22 through ''year'' on line 26; beginning with ''for'' on page 13, line 1 through ''Code'' on line 6; beginning with the colon on page 13, line 17 through ''expended'' on line 25; and sections 120, 127, 129, 206, 530, 707, and 931. Where points of order are waived against part of a paragraph, points of order against language in another part of such paragraph may be made only against such other part and not against the entire paragraph. During consideration of the bill for amendment, the Chairman of the Committee of the Whole may accord priority in recognition on the basis of whether the Member offering an amendment has caused it to be printed in the portion of the Congressional Record designated for that purpose in clause 8 of rule XVIII. Amendments so printed shall be considered as read. When the committee rises and reports the bill back to the House with a recommendation that the bill do pass, the previous question shall be considered as ordered on the bill and amendments thereto to final passage without intervening motion except one motion to recommit with or without instructions.

When said resolution was considered.

After debate,

Mr. Lincoln DIAZ-BALART of Florida moved the previous question on the resolution to its adoption or rejection.

The question being put, viva voce,

Will the House now order the previous question?

The SPEAKER pro tempore, Mr. MURPHY, announced that the yeas had it.

Mr. MATHESON demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The vote was taken by electronic device.

It was decided in the affirmative ..... { Yeas ..... 249 / Nays 167

¶53.27 [Roll No. 261]

YEAS—249

Abercrombie
Ackerman
Akin
Alexander
Andrews
Baca
Bachus
Baker
Baldwin
Barton (TX)
Bass
Beauprez
Berman
Biggert
Bilbray
Bilirakis
Bishop (GA)
Bishop (UT)
Blackburn
Blumenauer
Blunt
Boehlert
Bonilla
Bonner
Bono
Boucher
Boyd
Brady (PA)
Brady (TX)
Brown (SC)
Brown, Corrine
Burton (IN)
Butterfield
Buyer
Calvert
Camp (MI)
Campbell (CA)
Cannon
Cantor
Capuano
Cardin
Clay
Cleaver
Clyburn
Cole (OK)
Conaway
Cooper
Costa
Costello
Cramer
Crenshaw
Crowley
Cubin
Culberson
Cummings
Davis (AL)
Davis (FL)
Davis (IL)
Davis, Tom
DeGette
Diaz-Balart, L.
Diaz-Balart, M.
Dicks
Dingell
Doolittle
Doyle
Dreier
Ehlers
Engel
English (PA)
Eshoo
Everett
Farr
Fattah
Feeney
Ferguson
Foley
Fortenberry
Frank (MA)
Franks (AZ)
Frelinghuysen
Gallegly
Garrett (NJ)
Gilchrest
Gillmor
Gohmert
Gonzalez
Goodlatte
Granger
Graves
Green, Al
Green, Gene
Grijalva
Gutierrez
Gutknecht
Harman
Harris
Hastings (FL)
Hastings (WA)
Hefley
Herger
Hinchey
Hinojosa
Hobson
Hoekstra
Honda
Hostettler
Hoyer
Hunter
Hyde
Inglis (SC)
Israel
Issa
Istook
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Johnson, E. B.
Johnson, Sam
Jones (OH)
Kanjorski
Kilpatrick (MI)
King (IA)
King (NY)
Kingston
Kirk
Kline
Knollenberg
Kolbe
Lantos
Larsen (WA)
Larson (CT)
LaTourette
Lee
Levin
Lewis (CA)
Linder
Lipinski
Lowey
Lucas
Lungren, Daniel E.
Mack
Marchant
Markey
Matsui
McCarthy
McCotter
McCrery
McDermott
McGovern
McHugh
McKeon
McNulty
Meehan
Meek (FL)
Meeks (NY)
Millender-McDonald
Miller, Gary
Miller, George
Mollohan
Moore (WI)
Moran (VA)
Murtha
Musgrave
Myrick
Nadler
Neal (MA)
Ney
Nunes
Oberstar
Olver
Ortiz
Owens
Oxley
Pallone
Pascrell
Pastor
Pelosi
Pence
Pombo
Price (GA)
Pryce (OH)
Putnam
Radanovich
Rangel
Regula
Rehberg
Reyes
Reynolds
Rogers (AL)
Rohrabacher
Ros-Lehtinen
Rothman
Roybal-Allard
Ruppersberger
Rush
Sabo
Sánchez, Linda T.
Sanchez, Loretta
Saxton
Schakowsky
Schmidt
Scott (VA)
Serrano
Shadegg
Shaw
Sherman
Simpson
Skelton
Slaughter
Smith (NJ)
Smith (TX)
Smith (WA)
Solis
Souder
Stark
Sullivan
Sweeney
Tancredo
Tauscher
Terry
Thomas
Thompson (CA)
Thompson (MS)
Thornberry
Tiahrt
Tiberi

Turner
Upton
Velázquez
Visclosky
Walsh
Wasserman Schultz
Waters
Watson
Watt
Waxman
Weiner
Weldon (FL)
Weller
Wexler
Wicker
Wilson (NM)
Wilson (SC)
Wolf
Woolsey
Wynn
Young (AK)
Young (FL)

NAYS—167

Aderholt
Allen
Baird
Barrett (SC)
Barrow
Bartlett (MD)
Bean
Becerra
Berry
Bishop (NY)
Boozman
Boren
Boswell
Boustany
Bradley (NH)
Brown (OH)
Brown-Waite, Ginny
Burgess
Capito
Capps
Cardoza
Carnahan
Carson
Carter
Case
Castle
Chabot
Chandler
Chocola
Coble
Cuellar
Davis (CA)
Davis (KY)
Davis (TN)
Davis, Jo Ann
DeFazio
Delahunt
Dent
Doggett
Drake
Duncan
Edwards
Emanuel
Emerson
Etheridge
Filner
Fitzpatrick (PA)
Flake
Forbes
Ford
Fossella
Foxx
Gerlach
Gibbons
Gingrey
Goode
Gordon
Green (WI)
Hall
Hart
Hayes
Hayworth
Hensarling
Herseth
Higgins
Holden
Holt
Hooley
Hulshof
Inslee
Jenkins
Jindal
Johnson (CT)
Johnson (IL)
Jones (NC)
Kaptur
Keller
Kelly
Kennedy (MN)
Kildee
Kind
Kucinich
Kuhl (NY)
LaHood
Langevin
Latham
Leach
Lewis (KY)
LoBiondo
Lofgren, Zoe
Lynch
Maloney
Marshall
Matheson
McCaul (TX)
McCollum (MN)
McHenry
McIntyre
McKinney
McMorris
Melancon
Mica
Michaud
Miller (FL)
Miller (NC)
Moore (KS)
Moran (KS)
Murphy
Napolitano
Neugebauer
Northup
Norwood
Obey
Osborne
Otter
Paul
Pearce
Peterson (MN)
Peterson (PA)
Petri
Pickering
Pitts
Platts
Poe
Pomeroy
Porter
Price (NC)
Rahall
Ramstad
Renzi
Rogers (KY)
Rogers (MI)
Ross
Royce
Ryan (OH)
Ryan (WI)
Ryun (KS)
Salazar
Sanders
Schiff
Schwartz (PA)
Schwarz (MI)
Scott (GA)
Sensenbrenner
Shays
Sherwood
Shimkus
Shuster
Simmons
Snyder
Sodrel
Spratt
Stearns
Stupak
Tanner
Taylor (MS)
Taylor (NC)
Tierney
Towns
Udall (CO)
Udall (NM)
Van Hollen
Walden (OR)
Wamp
Westmoreland
Whitfield
Wu

NOT VOTING—16

Berkley
Boehner
Conyers
Deal (GA)
DeLauro
Evans
Kennedy (RI)
Lewis (GA)
Manzullo
Miller (MI)
Nussle
Payne
Reichert
Sessions
Strickland
Weldon (PA)

So the previous question on the resolution was ordered.

The question being put, viva voce,

Will the House agree to said resolution?

The SPEAKER pro tempore, Mr. LUNGREN of California, announced that the yeas had it.

Mr. HASTINGS of Florida demanded a recorded vote on agreeing to said resolution, which demand was supported by one-fifth of a quorum, so a recorded vote was ordered.

The vote was taken by electronic device.

It was decided in the affirmative { Yeas ..... 221 / Nays 194

¶53.28 [Roll No. 262]

AYES—221

Aderholt
Akin
Alexander
Bachus
Baker
Barrett (SC)
Bartlett (MD)
Barton (TX)
Bass
Beauprez
Berman
Biggert
Bilbray
Bilirakis
Bishop (UT)
Blackburn
Blunt
Boehlert
Boehner
Bonilla
Bonner
Bono
Boozman
Boustany
Bradley (NH)
Brown (SC)
Brown-Waite, Ginny
Burgess
Burton (IN)
Buyer
Calvert
Camp (MI)
Campbell (CA)
Cannon
Cantor
Capito
Carter
Chocola
Coble
Cole (OK)
Conaway
Crenshaw
Cubin
Culberson
Davis (KY)
Davis, Jo Ann
Davis, Tom
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Doolittle
Drake
Dreier
Duncan
Ehlers
Emerson
English (PA)
Everett
Feeney
Ferguson
Foley
Forbes
Fortenberry
Fossella
Foxx
Franks (AZ)
Frelinghuysen
Gallegly
Garrett (NJ)
Gerlach
Gibbons
Gilchrest
Gillmor
Gingrey
Gohmert
Goodlatte
Granger
Graves
Green (WI)
Gutknecht
Hall
Harris
Hart
Hastings (WA)
Hayes
Hayworth
Hefley
Hensarling
Herger
Hobson
Hoekstra
Hostettler
Hulshof
Hunter
Hyde
Inglis (SC)
Issa
Istook
Jefferson
Jenkins
Jindal
Johnson (CT)
Johnson (IL)
Johnson, Sam
Jones (NC)
Kaptur
Keller
Kelly
Kennedy (MN)
King (IA)
King (NY)
Kingston
Kirk
Kline
Knollenberg
Kolbe
Kuhl (NY)
LaHood
Larsen (WA)
Latham
LaTourette
Leach
Lewis (CA)
Lewis (KY)
Linder
Lucas
Lungren, Daniel E.
Mack
Marchant
McCaul (TX)
McCotter
McCrery
McDermott
McHenry
McHugh
McKeon
McMorris
Mica
Miller (FL)
Miller, Gary
Mollohan
Moran (KS)
Murphy
Murtha
Musgrave
Myrick
Neugebauer
Ney
Northup
Norwood
Nunes
Oberstar
Osborne
Otter
Oxley
Pearce
Pence
Peterson (PA)
Petri
Pickering
Pitts
Poe
Pombo
Pomeroy
Porter
Price (GA)
Pryce (OH)
Putnam
Radanovich
Regula
Rehberg
Renzi
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Ros-Lehtinen
Royce
Ryan (WI)
Ryun (KS)
Saxton
Schmidt
Schwarz (MI)
Sensenbrenner
Shadegg
Shaw
Shays
Sherwood
Shimkus
Shuster
Simpson
Smith (NJ)
Smith (TX)
Sodrel
Souder
Stearns
Sullivan
Sweeney
Tancredo
Taylor (NC)
Terry
Thomas
Thornberry
Tiahrt
Tiberi
Turner
Upton
Walden (OR)
Walsh
Wamp
Weldon (FL)
Weller
Westmoreland
Whitfield
Wicker
Wilson (NM)
Wilson (SC)
Wolf
Young (AK)
Young (FL)

NOES—194

Abercrombie
Ackerman
Allen
Andrews
Baca
Baird
Baldwin
Barrow
Bean
Becerra
Berry
Bishop (GA)
Bishop (NY)
Blumenauer
Boren
Boswell
Boucher
Boyd
Brady (PA)
Brown (OH)
Brown, Corrine
Butterfield
Capps
Capuano
Cardin
Cardoza
Carnahan
Carson
Case
Castle
Chabot
Chandler
Clay
Cleaver
Clyburn
Cooper
Costa
Costello
Cramer
Crowley
Cuellar
Cummings
Davis (AL)
Davis (CA)
Davis (FL)
Davis (IL)
Davis (TN)
DeFazio
DeGette
Delahunt
Dicks
Dingell
Doggett
Doyle
Edwards
Emanuel
Engel
Eshoo
Etheridge
Farr
Fattah
Filner
Fitzpatrick (PA)
Flake
Ford
Frank (MA)
Gonzalez
Goode
Gordon
Green, Al
Green, Gene
Grijalva
Gutierrez
Harman
Hastings (FL)
Herseth
Higgins
Hinchey
Hinojosa
Holden
Holt
Honda
Hooley
Hoyer
Inslee
Israel
Jackson (IL)
Jackson-Lee (TX)
Johnson, E. B.
Jones (OH)
Kanjorski
Kildee
Kilpatrick (MI)
Kind
Kucinich
Langevin
Lantos
Larson (CT)
Lee
Levin
Lipinski
LoBiondo
Lofgren, Zoe
Lowey
Lynch
Maloney
Markey
Marshall
Matheson
Matsui
McCarthy
McCollum (MN)
McGovern
McIntyre
McKinney
McNulty
Meehan
Meek (FL)
Meeks (NY)
Melancon
Michaud
Millender-McDonald
Miller (NC)
Miller, George
Moore (KS)
Moore (WI)
Moran (VA)
Nadler
Napolitano
Neal (MA)
Obey
Olver
Ortiz
Owens
Pallone
Pascrell
Pastor
Paul
Pelosi
Peterson (MN)
Platts
Price (NC)
Rahall
Ramstad
Rangel
Reyes
Ross
Rothman
Roybal-Allard
Ruppersberger
Rush
Ryan (OH)
Sabo
Salazar
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Schakowsky
Schiff
Schwartz (PA)
Scott (GA)
Scott (VA)
Serrano
Sherman
Simmons
Skelton
Slaughter
Smith (WA)
Snyder
Solis
Spratt
Stark
Stupak
Tanner
Tauscher
Taylor (MS)
Thompson (CA)
Thompson (MS)
Tierney
Towns
Udall (CO)
Udall (NM)
Van Hollen
Velázquez
Visclosky
Wasserman Schultz
Waters
Watson
Watt
Waxman
Weiner
Wexler
Woolsey
Wynn

NOT VOTING—17

Berkley
Brady (TX)
Conyers
Deal (GA)
DeLauro
Evans
Kennedy (RI)
Lewis (GA)
Manzullo
Miller (MI)
Nussle
Payne
Reichert
Sessions
Strickland
Weldon (PA)
Wu

So the resolution was agreed to.

A motion to reconsider the vote whereby said resolution was agreed to was, by unanimous consent, laid on the table.

¶53.29 TRANSPORTATION, TREASURY, HUD, JUDICIARY, DISTRICT OF COLUMBIA APPROPRIATIONS FY 2007

The SPEAKER pro tempore, Mr. LUNGREN of California, pursuant to House Resolution 865 and rule XVIII, declared the House resolved into the Committee of the Whole House on the state of the Union for the consideration of the bill (H.R. 5576) making appropriations for the Departments of Transportation, Treasury, and Housing and Urban Development, the Judiciary, District of Columbia, and independent agencies for the fiscal year ending September 30, 2007, and for other purposes.

The SPEAKER pro tempore, Mr. LUNGREN of California, by unanimous consent, designated Mr. DREIER as Chairman of the Committee of the Whole; and after some time spent therein,

The SPEAKER pro tempore, Mr. SIMMONS, assumed the Chair.

When Mr. DREIER, Chairman, reported that the Committee, having had

under consideration said bill, had come to no resolution thereon.

¶53.30 ORDER OF BUSINESS—FURTHER CONSIDERATION OF H.R. 5576

On motion of Mr. KNOLLENBERG, by unanimous consent,

Ordered, That it may be in order during further consideration of H.R. 5576, in the Committee of the Whole House on the state of the Union, pursuant to House Resolution 865, notwithstanding clause 11 of rule XVIII, no further amendment to the bill may be offered except: pro forma amendments offered at any point in the reading by the chairman or ranking minority member of the Committee on Appropriations or their designees for the purpose of debate; an amendment by Ms. HARRIS or Mr. DAVIS of Alabama, regarding funding for Public Housing Capital Fund, which shall be debatable for 20 minutes; an amendment by Mr. FRANK of Massachusetts, regarding funding limitation on tenant-based section 8 vouchers, which shall be debatable for 20 minutes; an amendment by Mr. YOUNG of Alaska, regarding funding for certain highway projects in Illinois; an amendment by Mr. YOUNG of Alaska, regarding funding for certain highway projects in Illinois; an amendment by Mr. YOUNG of Alaska, regarding funding for certain highway projects in Illinois; an amendment by Mr. KUCINICH regarding certain IRS enforcement activities; an amendment by Mr. Al GREEN of Texas, regarding funding for the HUD-FHIP program; an amendment by Mr. Gary G. MILLER of California, regarding funding for the HUD Community Development Fund; an amendment by Mr. THOMAS regarding section 209 of this bill; an amendment by Mr. NADLER regarding the funding level for tenant-based section 8 vouchers; an amendment by Mr. INSLEE regarding funding level for the Public Housing Capital Fund; an amendment by Mr. NADLER regarding the funding level for the HOPWA program; an amendment by Ms. JACKSON-LEE of Texas, to change the funding availability for the HOME downpayment assistance program; an amendment by Mr. JINDAL to make eligible certain individuals for HUD project-based rental assistance; an amendment by Ms. HARRIS regarding funding levels for the HUD Elderly and Disabled program; an amendment by Ms. JACKSON-LEE of Texas, regarding eligibility for HUD elderly housing; an amendment by Ms. SLAUGHTER regarding the funding level for HUD Lead-Based Paint activities; an amendment by Ms. MILLENDER-MCDONALD regarding election assistance college poll work program; an amendment by Mr. FRANK of Massachusetts, regarding section 325 of this bill; an amendment by Ms. WATERS regarding funding for HUD section 108 loan guarantee program; an amendment by Mr. SHAYS regarding the Privacy and Civil Liberties Board; an amendment by Mr. SHAYS regarding the Privacy and Civil Liberties Board; an amendment by Ms. HOOLEY regarding funding for HIDTA program; an amendment by Ms. MALONEY regarding the Privacy and Civil Liberties Board; an amendment by Mr. WYNN regarding funding level for OPM administrative expense; an amendment by Mr. BAIRD regarding funding limitation on transportation projects that fail to comply with section 1928 of SAFETEALU; an amendment by Mr. BISHOP of New York, regarding the 10th anniversary of TWA flight 800; an amendment by Mr. CLEAVER regarding item number 87 of section 1702 of SAFETEALU; an amendment by Mr. CUELLAR regarding limitation on obligations; an amendment by Ms. DELAURO regarding funding limitation on corporate expatriation; an amendment by Mr. DOOLITTLE regarding funding limitation on FEC certifications; an amendment by Mr. ENGEL regarding funding limitation on purchase of alternative fuel vehicles; an amendment by Mr. FLAKE regarding funding limitation on Monterey Bay Sanctuary Scenic Trail in California; an amendment by Mr. FLAKE regarding funding limitation on Fairfax County Virginia Park Authority field improvements in Annandale, Virginia; an amendment by Mr. FLAKE regarding funding limitation on Strand Theater Arts Center in Plattsburg, New York; an amendment by Mr. FLAKE regarding funding limitation on William Faulkner Museum in Oxford, Mississippi; an amendment by Mr. FLAKE regarding funding limitation on multipurpose facility in Yucaupa, California; an amendment by Mr. FLAKE regarding funding limitation on renovations to a city-owned pool in Banning, California; an amendment by Mr. FLAKE regarding funding limitation on Agricenter Interchange in Tulare, California; an amendment by Mr. FLAKE regarding funding limitation on Fairmont Gateway Connector System in West Virginia; an amendment by Mr. FLAKE regarding funding limitation on road improvements in Monroe County, New York; an amendment by Mr. FLAKE regarding funding limitation on the Bakersfield Beltway system in California; an amendment by Mr. FLAKE regarding funding limitation on construction on the Spirit of South Carolina in Charleston; an amendment by Mr. FLAKE regarding funding limitation on facilities construction in Weirton, West Virginia; an amendment by Mr. FLAKE regarding funding limitation on construction of an Audobon Nature Center in Columbus, Ohio; an amendment by Mr. FLAKE regarding funding limitation on religious activities in Cuba; an amendment by Mr. GARRETT of New Jersey, regarding travel to overseas conferences; an amendment by Mr. GARRETT of New Jersey, regarding a study on state transportation funding; an amendment by Mr. GORDON regarding funding limitation on energy efficiency; an amendment by Mr. HASTINGS of Florida, regarding TRACON consolidation in high threat urban areas; an amendment by Mr. HEFLEY regarding reduction of funds; an amendment by Ms. JACKSON-LEE of Texas, regarding denial of noise mitigation grants; an amendment by Ms. JACKSON-LEE of Texas, regarding regulations on noise mitigation; an amendment by Mr. KENNEDY of Minnesota, regarding funding limitation on FTA ratings system on the Northstar Corridor Rail project; an amendment by Mr. KING of Iowa, regarding funding limitation on naming of certain public works projects or programs; an amendment by Mr. KING of Iowa, regarding funding limitation on contracting practices based on racial preferences; an amendment by Mr. KING of Iowa, regarding funding limitation on construction of a center in Los Angeles; an amendment by Mr. KIRK regarding funding limitation on certain bridge construction in Alaska; an amendment by Ms. LEE of California, regarding funding limitation on restrictions on education travel to Cuba; an amendment by Mr. LIPINSKI regarding funding for rail line relocation program; an amendment by Mr. MCHENRY regarding funding limitation on an interchange located at exit 131 in Catawba County, North Carolina; an amendment by Mr. MORAN of Kansas, regarding funding limitation on restrictions on agricultural trade with Cuba; an amendment by Mr. OBERSTAR regarding funding limitation on implementation of a final rule on certain air carriers; an amendment by Mr. RANGEL regarding funding limitation on enforcement of economic embargo of Cuba; an amendment by Mr. TIAHRT regarding competitiveness of U.S. businesses; an amendment by Mr. TIAHRT regarding IRS services; and an amendment or amendments by Mr. KNOLLENBERG regarding funding in the bill.

Ordered further, That each such amendment may be offered only by the Member named in this request or a designee, or by the Member who caused it to the printed in the CONGRESSIONAL RECORD or a designee, shall be considered as read, shall not be subject to amendment except that the chairman and ranking minority member of the Committee on Appropriations and the Subcommittee on Transportation, Treasury, and Housing and Urban Development, the Judiciary, District of Columbia, and Independent Agencies each may offer one pro forma amendment for the purpose of debate; and shall not be subject to a demand for division of the question in the House or in the Committee of the Whole House on the state of the Union.

Ordered further, That, except as otherwise specified, each amendment shall be debatable for 10 minutes equally divided and controlled by the proponent and an opponent. An amendment shall be considered to fit the description stated in this request if it addresses in whole or in part the object described.

¶53.31 TRANSPORTATION, TREASURY, HUD, JUDICIARY, DISTRICT OF COLUMBIA APPROPRIATIONS FY 2007

The SPEAKER pro tempore, Mr. SIMMONS, pursuant to House Resolution 865 and rule XVIII, declared the House resolved into the Committee of

the Whole House on the state of the Union for the further consideration of the bill (H.R. 5576) making appropriations for the Departments of Transportation, Treasury, and Housing and Urban Development, the Judiciary, District of Columbia, and independent agencies for the fiscal year ending September 30, 2007, and for other purposes.

Mr. DREIER, Chairman of the Committee of the Whole, resumed the chair; and after some time spent therein,

¶53.32 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment submitted by Mr. LATOURETTE:

Page 2, line 11, after the first dollar amount, insert the following: ''(reduced by $23,814,000)''.

Page 2, line 11, after the second dollar amount, insert the following: ''(reduced by $79,000)''

Page 2, line 13, after the dollar amount, insert the following: ''(reduced by $26,000)''.

Page 2, line 14, after the dollar amount, insert the following: ''(reduced by $650,000)''.

Page 2, line 16, after the dollar amount, insert the following: ''(reduced by $150,000)''.

Page 2, line 18, after the dollar amount, insert the following: ''(reduced by $1,602,000)''.

Page 2, line 20, after the dollar amount, insert the following: ''(reduced by $2,319,000)''.

Page 2, line 22, after the dollar amount, insert the following: ''(reduced by $3,297,000)''.

Page 2, line 24, after the dollar amount, insert the following: ''(reduced by $1,932,000)''.

Page 2, line 25, after the dollar amount, insert the following: ''(reduced by $1,478,000)''.

Page 3, line 5, after the dollar amount, insert the following: ''(reduced by $12,281,000)''.

Page 4, line 6, after the dollar amount, insert the following: ''(reduced by $4,090,000)''.

Page 37, line 8, after the dollar amount, insert the following: ''(reduced by $34,650,000)''.

Page 38, line 8, after the dollar amount, insert the following: ''(increased by $129,000,000)''.

Page 39, line 6, after the dollar amount, insert the following: ''(increased by $85,000,000)''.

Page 58, line 11, after the dollar amount, insert the following: ''(reduced by $2,693,000)''.

Page 58, line 21, after the dollar amount, insert the following: ''(reduced by $2,693,000)''.

Page 192, line 14, after the dollar amount, insert the following: ''(reduced by $1,179,990)''.

Page 194, line 1, after ''2007'' insert the following: ''(reduced by $559,641,000)''.

It was decided in the affirmative ..... { Yeas ..... 266 / Nays 158

¶53.33 [Roll No. 263]

AYES—266

Abercrombie
Ackerman
Allen
Andrews
Baca
Bachus
Baird
Baldwin
Barrow
Bass
Bean
Becerra
Berkley
Berman
Berry
Bishop (GA)
Bishop (NY)
Blumenauer
Boehlert
Boren
Boswell
Boucher
Boyd
Brady (PA)
Brown (OH)
Brown, Corrine
Brown-Waite, Ginny
Burton (IN)
Butterfield
Capito
Capps
Capuano
Cardin
Cardoza
Carnahan
Carson
Case
Castle
Chandler
Clay
Cleaver
Clyburn
Cole (OK)
Conyers
Costa
Costello
Cramer
Crowley
Cuellar
Cummings
Davis (AL)
Davis (CA)
Davis (FL)
Davis (IL)
Davis (TN)
Davis, Jo Ann
Davis, Tom
DeFazio
DeGette
Delahunt
DeLauro
Dent
Dicks
Dingell
Doggett
Doyle
Edwards
Ehlers
Emanuel
Emerson
Engel
English (PA)
Eshoo
Etheridge
Farr
Fattah
Feeney
Ferguson
Filner
Fitzpatrick (PA)
Foley
Ford
Fortenberry
Fossella
Frank (MA)
Frelinghuysen
Garrett (NJ)
Gerlach
Gilchrest
Gohmert
Gonzalez
Goode
Goodlatte
Gordon
Green, Al
Green, Gene
Gutierrez
Harman
Hastings (FL)
Hayes
Herseth
Higgins
Hinchey
Hinojosa
Hoekstra
Holden
Holt
Honda
Hooley
Hoyer
Inslee
Israel
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Jindal
Johnson (CT)
Johnson (IL)
Johnson, E. B.
Jones (OH)
Kanjorski
Kaptur
Kelly
Kennedy (RI)
Kildee
Kilpatrick (MI)
Kind
King (NY)
Kirk
Kucinich
Kuhl (NY)
LaHood
Langevin
Lantos
Larsen (WA)
Larson (CT)
LaTourette
Leach
Lee
Levin
Lewis (GA)
Lipinski
LoBiondo
Lofgren, Zoe
Lowey
Lynch
Maloney
Markey
Marshall
Matheson
Matsui
McCarthy
McCollum (MN)
McCotter
McDermott
McGovern
McHugh
McIntyre
McKeon
McKinney
McNulty
Meehan
Meek (FL)
Meeks (NY)
Melancon
Michaud
Millender-McDonald
Miller (NC)
Miller, George
Mollohan
Moore (KS)
Moore (WI)
Moran (KS)
Moran (VA)
Murphy
Murtha
Nadler
Napolitano
Neal (MA)
Ney
Oberstar
Obey
Olver
Ortiz
Osborne
Owens
Pallone
Pascrell
Pelosi
Peterson (MN)
Pickering
Platts
Pomeroy
Porter
Price (NC)
Pryce (OH)
Rahall
Rangel
Regula
Rehberg
Reyes
Reynolds
Ross
Rothman
Roybal-Allard
Ruppersberger
Rush
Ryan (OH)
Sabo
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Saxton
Schakowsky
Schiff
Schwartz (PA)
Schwarz (MI)
Scott (GA)
Scott (VA)
Serrano
Shays
Sherman
Shimkus
Simmons
Skelton
Slaughter
Smith (NJ)
Smith (WA)
Snyder
Solis
Souder
Spratt
Stark
Stupak
Sweeney
Tanner
Tauscher
Taylor (MS)
Thompson (CA)
Thompson (MS)
Tiberi
Tierney
Towns
Turner
Udall (CO)
Udall (NM)
Upton
Van Hollen
Velázquez
Visclosky
Walsh
Wasserman Schultz
Waters
Watson
Watt
Waxman
Weiner
Weldon (PA)
Weller
Wexler
Whitfield
Wolf
Woolsey
Wu
Wynn
Young (FL)

NOES—158

Aderholt
Akin
Alexander
Baker
Barrett (SC)
Bartlett (MD)
Barton (TX)
Beauprez
Biggert
Bilbray
Bilirakis
Bishop (UT)
Blackburn
Blunt
Boehner
Bonilla
Bonner
Bono
Boozman
Boustany
Bradley (NH)
Brady (TX)
Brown (SC)
Burgess
Buyer
Calvert
Camp (MI)
Campbell (CA)
Cannon
Cantor
Carter
Chabot
Chocola
Coble
Conaway
Cooper
Crenshaw
Cubin
Culberson
Davis (KY)
Deal (GA)
Diaz-Balart, L.
Diaz-Balart, M.
Doolittle
Drake
Dreier
Duncan
Everett
Flake
Forbes
Foxx
Franks (AZ)
Gallegly
Gibbons
Gillmor
Gingrey
Granger
Graves
Green (WI)
Grijalva
Gutknecht
Hall
Harris
Hart
Hastings (WA)
Hayworth
Hefley
Hensarling
Herger
Hobson
Hostettler
Hulshof
Hunter
Inglis (SC)
Issa
Istook
Jenkins
Johnson, Sam
Jones (NC)
Keller
Kennedy (MN)
King (IA)
Kingston
Kline
Knollenberg
Kolbe
Latham
Lewis (CA)
Lewis (KY)
Linder
Lucas
Lungren, Daniel E.
Mack
Marchant
McCaul (TX)
McCrery
McHenry
McMorris
Mica
Miller (FL)
Miller, Gary
Musgrave
Myrick
Neugebauer
Northup
Norwood
Nunes
Nussle
Otter
Oxley
Pastor
Paul
Pearce
Pence
Peterson (PA)
Petri
Pitts
Poe
Pombo
Price (GA)
Putnam
Radanovich
Ramstad
Renzi
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Ros-Lehtinen
Royce
Ryan (WI)
Ryun (KS)
Salazar
Schmidt
Sensenbrenner
Shadegg
Shaw
Sherwood
Shuster
Simpson
Smith (TX)
Sodrel
Stearns
Sullivan
Tancredo
Taylor (NC)
Terry
Thomas
Thornberry
Tiahrt
Walden (OR)
Wamp
Weldon (FL)
Westmoreland
Wicker
Wilson (NM)
Wilson (SC)
Young (AK)

NOT VOTING—8

Evans
Hyde
Manzullo
Miller (MI)
Payne
Reichert
Sessions
Strickland

So the amendment was agreed to.

¶53.34 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment submitted by Ms. BEAN:

Page 2, line 11, after the first dollar amount, insert the following ''(reduced by $2,700,000)''.

Page 2, line 22, after the dollar amount, insert the following: ''(reduced by $2,700,000)''.

Page 4, line 6, after the dollar amount, insert the following: ''(reduced by $4,000,000)''.

Page 32, line 22, after the dollar amount, insert the following: ''(increased by $6,700,000)''.

It was decided in the affirmative ..... { Yeas ..... 234 / Nays 190

¶53.35 [Roll No. 264]

AYES—234

Abercrombie
Ackerman
Allen
Andrews
Baca
Baird
Baldwin
Barrow
Bean
Becerra
Berkley
Berman
Berry
Bilbray
Bilirakis
Bishop (GA)
Bishop (NY)
Blumenauer
Bono
Boswell
Boucher
Boyd
Bradley (NH)
Brady (PA)
Brown (OH)
Brown, Corrine
Brown-Waite, Ginny
Butterfield
Capps
Cardin
Cardoza
Carnahan
Carson
Case
Castle
Chabot
Chandler
Clay
Cleaver
Clyburn
Conyers
Cooper
Costa
Costello
Cramer
Crowley
Cuellar
Cummings
Davis (AL)
Davis (CA)
Davis (FL)
Davis (IL)
Davis (TN)
Davis, Tom
DeFazio
DeGette
Delahunt
DeLauro
Dent
Dicks
Dingell
Doggett
Doyle
Edwards
Emanuel
Engel
Eshoo
Etheridge
Farr
Fattah
Ferguson
Filner
Fitzpatrick (PA)
Foley
Ford
Foxx
Frank (MA)
Gerlach
Gibbons
Gohmert
Gonzalez
Gordon
Green (WI)
Green, Al
Green, Gene
Grijalva
Gutierrez
Harman
Harris
Hastings (FL)
Hayes
Herseth
Higgins
Hinchey
Hinojosa
Holden
Holt
Honda
Hooley
Hoyer
Inslee
Israel
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Jindal
Johnson (CT)
Johnson (IL)
Johnson, E. B.
Jones (OH)
Kanjorski
Kaptur

Keller
Kelly
Kennedy (RI)
Kildee
Kilpatrick (MI)
Kind
Kirk
Kucinich
Langevin
Lantos
Larsen (WA)
Larson (CT)
Leach
Lee
Levin
Lewis (GA)
Lipinski
LoBiondo
Lowey
Lynch
Maloney
Markey
Marshall
Matheson
Matsui
McCarthy
McCollum (MN)
McDermott
McGovern
McIntyre
McKinney
McNulty
Meehan
Meek (FL)
Meeks (NY)
Melancon
Michaud
Millender-McDonald
Miller (NC)
Miller, George
Mollohan
Moore (KS)
Moore (WI)
Moran (VA)
Murtha
Nadler
Napolitano
Neal (MA)
Oberstar
Obey
Olver
Ortiz
Owens
Pallone
Pascrell
Pastor
Pelosi
Peterson (MN)
Platts
Pomeroy
Porter
Price (NC)
Rahall
Ramstad
Rangel
Renzi
Reyes
Ross
Rothman
Roybal-Allard
Ruppersberger
Rush
Ryan (OH)
Sabo
Salazar
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Schakowsky
Schiff
Schwartz (PA)
Scott (GA)
Scott (VA)
Serrano
Shays
Sherman
Shimkus
Simmons
Skelton
Slaughter
Smith (NJ)
Smith (WA)
Snyder
Solis
Spratt
Stark
Tanner
Tauscher
Taylor (MS)
Terry
Thompson (CA)
Thompson (MS)
Tierney
Towns
Udall (CO)
Udall (NM)
Van Hollen
Velázquez
Visclosky
Wasserman Schultz
Waters
Watson
Watt
Waxman
Weiner
Weldon (PA)
Weller
Wexler
Woolsey
Wu
Wynn
Young (FL)

NOES—190

Aderholt
Akin
Alexander
Bachus
Baker
Barrett (SC)
Bartlett (MD)
Barton (TX)
Bass
Beauprez
Biggert
Bishop (UT)
Blackburn
Blunt
Boehlert
Boehner
Bonilla
Bonner
Boozman
Boren
Boustany
Brady (TX)
Brown (SC)
Burgess
Burton (IN)
Buyer
Calvert
Camp (MI)
Campbell (CA)
Cannon
Cantor
Capito
Capuano
Carter
Chocola
Coble
Cole (OK)
Conaway
Crenshaw
Cubin
Culberson
Davis (KY)
Davis, Jo Ann
Deal (GA)
Diaz-Balart, L.
Diaz-Balart, M.
Doolittle
Drake
Dreier
Duncan
Ehlers
Emerson
English (PA)
Everett
Feeney
Flake
Forbes
Fortenberry
Fossella
Franks (AZ)
Frelinghuysen
Gallegly
Garrett (NJ)
Gilchrest
Gillmor
Gingrey
Goode
Goodlatte
Granger
Graves
Gutknecht
Hall
Hart
Hastings (WA)
Hayworth
Hefley
Hensarling
Herger
Hobson
Hoekstra
Hostettler
Hulshof
Hunter
Inglis (SC)
Issa
Istook
Jenkins
Johnson, Sam
Jones (NC)
Kennedy (MN)
King (IA)
King (NY)
Kingston
Kline
Knollenberg
Kolbe
Kuhl (NY)
LaHood
Latham
LaTourette
Lewis (CA)
Lewis (KY)
Linder
Lofgren, Zoe
Lucas
Lungren, Daniel E.
Mack
Marchant
McCaul (TX)
McCotter
McCrery
McHenry
McHugh
McKeon
McMorris
Mica
Miller (FL)
Miller, Gary
Moran (KS)
Murphy
Musgrave
Myrick
Neugebauer
Ney
Northup
Norwood
Nunes
Nussle
Osborne
Otter
Oxley
Paul
Pearce
Pence
Peterson (PA)
Petri
Pickering
Pitts
Poe
Pombo
Price (GA)
Pryce (OH)
Putnam
Radanovich
Regula
Rehberg
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Ros-Lehtinen
Royce
Ryan (WI)
Ryun (KS)
Saxton
Schmidt
Schwarz (MI)
Sensenbrenner
Shadegg
Shaw
Sherwood
Shuster
Simpson
Smith (TX)
Sodrel
Souder
Stearns
Stupak
Sullivan
Sweeney
Tancredo
Taylor (NC)
Thomas
Thornberry
Tiahrt
Tiberi
Turner
Upton
Walden (OR)
Walsh
Wamp
Weldon (FL)
Westmoreland
Whitfield
Wicker
Wilson (NM)
Wilson (SC)
Wolf
Young (AK)

NOT VOTING—8

Evans
Hyde
Manzullo
Miller (MI)
Payne
Reichert
Sessions
Strickland

So the amendment was agreed to.

¶53.36 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment submitted by Mr. ISRAEL:

Page 2, line 11, after the first dollar amount, insert the following: ''(reduced by $4,724,000)''.

Page 49, line 8, after the dollar amount, insert the following: ''(increased by $9,448,000)''.

Page 63, line 20, after the dollar amount, insert the following: ''(reduced by $4,724,000)''.

It was decided in the negative ..... { Yeas ..... 197 / Nays 228

¶53.37 [Roll No. 265]

AYES—197

Abercrombie
Ackerman
Allen
Andrews
Baca
Baldwin
Barrow
Bean
Beauprez
Becerra
Berkley
Berman
Berry
Bishop (NY)
Blumenauer
Boehlert
Boren
Boswell
Boucher
Brown (OH)
Brown, Corrine
Burgess
Butterfield
Capps
Capuano
Cardin
Cardoza
Carnahan
Carson
Case
Chandler
Clay
Cleaver
Clyburn
Conyers
Costa
Costello
Crowley
Cuellar
Cummings
Davis (CA)
Davis (FL)
Davis (IL)
Davis (TN)
Davis, Jo Ann
DeFazio
DeGette
DeLauro
Dent
Dicks
Dingell
Doggett
Doyle
Duncan
Edwards
Ehlers
Emanuel
Engel
Eshoo
Etheridge
Farr
Fattah
Filner
Fitzpatrick (PA)
Ford
Frank (MA)
Gibbons
Gonzalez
Green (WI)
Green, Al
Green, Gene
Grijalva
Gutierrez
Harman
Hastings (FL)
Herseth
Higgins
Hinchey
Hinojosa
Holden
Holt
Honda
Hooley
Hoyer
Inslee
Israel
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Johnson (CT)
Johnson, E. B.
Jones (OH)
Kanjorski
Kelly
Kennedy (RI)
Kildee
Kind
Kucinich
Langevin
Lantos
Larsen (WA)
Larson (CT)
Latham
LaTourette
Leach
Lee
Levin
Lewis (GA)
Lipinski
Lofgren, Zoe
Lowey
Maloney
Marshall
Matheson
Matsui
McCarthy
McCaul (TX)
McCollum (MN)
McDermott
McGovern
McIntyre
McKinney
McNulty
Meehan
Meek (FL)
Meeks (NY)
Melancon
Michaud
Millender-McDonald
Miller (NC)
Miller, George
Mollohan
Moore (KS)
Moore (WI)
Moran (KS)
Murtha
Nadler
Napolitano
Ney
Oberstar
Obey
Ortiz
Owens
Pallone
Pascrell
Pelosi
Pomeroy
Porter
Price (GA)
Price (NC)
Rahall
Ramstad
Rangel
Reichert
Renzi
Reyes
Ross
Rothman
Ruppersberger
Rush
Ryan (OH)
Salazar
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Schakowsky
Schiff
Schwartz (PA)
Scott (GA)
Scott (VA)
Serrano
Sherman
Skelton
Slaughter
Smith (WA)
Solis
Spratt
Stark
Stupak
Tancredo
Tanner
Tauscher
Taylor (MS)
Thompson (CA)
Tierney
Towns
Udall (CO)
Udall (NM)
Van Hollen
Velázquez
Waters
Watson
Watt
Waxman
Weiner
Wexler
Wu

NOES—228

Aderholt
Akin
Alexander
Bachus
Baird
Baker
Barrett (SC)
Bartlett (MD)
Barton (TX)
Bass
Biggert
Bilbray
Bilirakis
Bishop (GA)
Bishop (UT)
Blackburn
Blunt
Boehner
Bonilla
Bonner
Bono
Boozman
Boustany
Boyd
Bradley (NH)
Brady (PA)
Brady (TX)
Brown (SC)
Brown-Waite, Ginny
Burton (IN)
Buyer
Calvert
Camp (MI)
Campbell (CA)
Cannon
Cantor
Capito
Carter
Castle
Chabot
Chocola
Coble
Cole (OK)
Conaway
Cooper
Cramer
Crenshaw
Cubin
Culberson
Davis (AL)
Davis (KY)
Davis, Tom
Deal (GA)
Delahunt
Diaz-Balart, L.
Diaz-Balart, M.
Doolittle
Drake
Dreier
Emerson
English (PA)
Everett
Feeney
Ferguson
Flake
Foley
Forbes
Fortenberry
Fossella
Foxx
Franks (AZ)
Frelinghuysen
Gallegly
Garrett (NJ)
Gerlach
Gilchrest
Gillmor
Gingrey
Gohmert
Goode
Goodlatte
Gordon
Granger
Graves
Gutknecht
Hall
Harris
Hart
Hastings (WA)
Hayes
Hayworth
Hefley
Hensarling
Herger
Hobson
Hoekstra
Hostettler
Hulshof
Hunter
Inglis (SC)
Issa
Istook
Jenkins
Jindal
Johnson (IL)
Johnson, Sam
Jones (NC)
Kaptur
Keller
Kennedy (MN)
Kilpatrick (MI)
King (IA)
King (NY)
Kingston
Kirk
Kline
Knollenberg
Kolbe
Kuhl (NY)
LaHood
Lewis (CA)
Lewis (KY)
Linder
LoBiondo
Lucas
Lungren, Daniel E.
Lynch
Mack
Marchant
Markey
McCotter
McCrery
McHenry
McHugh
McKeon
McMorris
Mica
Miller (FL)
Miller, Gary
Moran (VA)
Murphy
Musgrave
Myrick
Neal (MA)
Neugebauer
Northup
Norwood
Nunes
Nussle
Olver
Osborne
Otter
Oxley
Pastor
Paul
Pearce
Pence
Peterson (MN)
Peterson (PA)
Petri
Pickering
Pitts
Platts
Poe
Pombo
Pryce (OH)
Putnam
Radanovich
Regula
Rehberg
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Ros-Lehtinen
Roybal-Allard
Royce
Ryan (WI)
Ryun (KS)
Sabo
Saxton
Schmidt
Schwarz (MI)
Sensenbrenner
Shadegg
Shaw
Shays
Sherwood
Shimkus
Shuster
Simmons
Simpson
Smith (NJ)
Smith (TX)
Snyder
Sodrel
Souder
Stearns
Sullivan
Sweeney
Taylor (NC)
Terry
Thomas
Thompson (MS)
Thornberry
Tiahrt
Tiberi
Turner
Upton
Visclosky
Walden (OR)
Walsh
Wamp
Wasserman Schultz
Weldon (FL)
Weldon (PA)
Weller
Westmoreland
Whitfield
Wicker
Wilson (NM)
Wilson (SC)
Wolf
Woolsey
Wynn
Young (AK)
Young (FL)

NOT VOTING—7

Evans
Hyde
Manzullo
Miller (MI)
Payne
Sessions
Strickland

So the amendment was not agreed to.

¶53.38 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment

submitted by Mr. Gary G. MILLER of California:

Page 73, line 8, after the first dollar amount, insert the following: ''(reduced by $15,000,000)''.

Page 92, line 12, after the dollar amount, insert the following: ''(increased by $15,000,000)''.

It was decided in the affirmative { Yeas ..... 286 / Nays ..... 139 }

¶53.39 [Roll No. 266]

AYES—286

Abercrombie
Ackerman
Allen
Andrews
Baca
Bachus
Baldwin
Barrow
Bartlett (MD)
Bass
Bean
Beauprez
Becerra
Berkley
Berman
Berry
Biggert
Bilbray
Bishop (GA)
Bishop (NY)
Blumenauer
Bono
Boren
Boswell
Boucher
Boyd
Bradley (NH)
Brady (PA)
Brown (OH)
Brown, Corrine
Brown-Waite, Ginny
Burgess
Burton (IN)
Butterfield
Calvert
Campbell (CA)
Capito
Capps
Capuano
Cardin
Cardoza
Carnahan
Carson
Case
Castle
Chabot
Chandler
Clay
Cleaver
Clyburn
Conyers
Costa
Costello
Cramer
Crowley
Cuellar
Cummings
Davis (AL)
Davis (CA)
Davis (FL)
Davis (IL)
Davis (TN)
Davis, Jo Ann
DeFazio
DeGette
Delahunt
DeLauro
Dent
Dicks
Dingell
Doggett
Doolittle
Doyle
Drake
Duncan
Edwards
Ehlers
Emanuel
Engel
Eshoo
Etheridge
Farr
Fattah
Ferguson
Filner
Fitzpatrick (PA)
Foley
Ford
Fortenberry
Fossella
Frank (MA)
Gallegly
Garrett (NJ)
Gerlach
Gibbons
Gohmert
Gonzalez
Gordon
Green (WI)
Green, Al
Green, Gene
Grijalva
Gutierrez
Harman
Harris
Hart
Hastings (FL)
Hastings (WA)
Herseth
Higgins
Hinchey
Hinojosa
Holden
Holt
Honda
Hooley
Hoyer
Hunter
Inslee
Israel
Issa
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Jindal
Johnson (CT)
Johnson (IL)
Johnson, E. B.
Jones (NC)
Jones (OH)
Kanjorski
Kaptur
Keller
Kelly
Kennedy (MN)
Kennedy (RI)
Kildee
Kilpatrick (MI)
Kind
King (NY)
Kucinich
Langevin
Lantos
Larsen (WA)
Larson (CT)
LaTourette
Lee
Levin
Lewis (GA)
Lipinski
LoBiondo
Lofgren, Zoe
Lowey
Lynch
Maloney
Markey
Marshall
Matheson
Matsui
McCarthy
McCaul (TX)
McCollum (MN)
McCotter
McDermott
McGovern
McHugh
McIntyre
McKeon
McKinney
McMorris
McNulty
Meehan
Meek (FL)
Meeks (NY)
Melancon
Michaud
Millender-McDonald
Miller (NC)
Miller, Gary
Miller, George
Mollohan
Moore (KS)
Moore (WI)
Murphy
Murtha
Nadler
Napolitano
Neal (MA)
Neugebauer
Ney
Nussle
Oberstar
Obey
Olver
Ortiz
Osborne
Otter
Owens
Pallone
Pascrell
Pastor
Paul
Pelosi
Peterson (MN)
Peterson (PA)
Pickering
Platts
Pombo
Pomeroy
Porter
Price (NC)
Pryce (OH)
Radanovich
Rahall
Ramstad
Rangel
Reichert
Renzi
Reyes
Reynolds
Rogers (AL)
Rohrabacher
Ross
Rothman
Roybal-Allard
Royce
Ruppersberger
Rush
Ryan (OH)
Ryun (KS)
Sabo
Salazar
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Schakowsky
Schiff
Schwartz (PA)
Schwarz (MI)
Scott (GA)
Scott (VA)
Serrano
Shays
Sherman
Simmons
Skelton
Slaughter
Smith (NJ)
Smith (WA)
Snyder
Solis
Souder
Spratt
Stark
Stupak
Tancredo
Tanner
Tauscher
Taylor (MS)
Thompson (CA)
Thompson (MS)
Tiahrt
Tiberi
Tierney
Towns
Turner
Udall (CO)
Udall (NM)
Van Hollen
Velázquez
Visclosky
Walden (OR)
Wasserman Schultz
Waters
Watson
Watt
Waxman
Weiner
Weldon (PA)
Weller
Wexler
Whitfield
Wilson (NM)
Woolsey
Wu
Wynn

NOES—139

Aderholt
Akin
Alexander
Baird
Baker
Barrett (SC)
Barton (TX)
Bilirakis
Bishop (UT)
Blackburn
Blunt
Boehlert
Boehner
Bonilla
Bonner
Boozman
Boustany
Brady (TX)
Brown (SC)
Buyer
Camp (MI)
Cannon
Cantor
Carter
Chocola
Coble
Cole (OK)
Conaway
Cooper
Crenshaw
Cubin
Culberson
Davis (KY)
Davis, Tom
Deal (GA)
Diaz-Balart, L.
Diaz-Balart, M.
Dreier
Emerson
English (PA)
Everett
Feeney
Flake
Forbes
Foxx
Franks (AZ)
Frelinghuysen
Gilchrest
Gillmor
Gingrey
Goode
Goodlatte
Granger
Graves
Gutknecht
Hall
Hayes
Hayworth
Hefley
Hensarling
Herger
Hobson
Hoekstra
Hostettler
Hulshof
Inglis (SC)
Istook
Jenkins
Johnson, Sam
King (IA)
Kingston
Kirk
Kline
Knollenberg
Kolbe
Kuhl (NY)
LaHood
Latham
Leach
Lewis (CA)
Lewis (KY)
Linder
Lucas
Lungren, Daniel E.
Mack
Marchant
McCrery
McHenry
Mica
Miller (FL)
Moran (KS)
Moran (VA)
Musgrave
Myrick
Northup
Norwood
Nunes
Oxley
Pearce
Pence
Petri
Pitts
Poe
Price (GA)
Putnam
Regula
Rehberg
Rogers (KY)
Rogers (MI)
Ros-Lehtinen
Ryan (WI)
Saxton
Schmidt
Sensenbrenner
Shadegg
Shaw
Sherwood
Shimkus
Shuster
Simpson
Smith (TX)
Sodrel
Stearns
Sullivan
Sweeney
Taylor (NC)
Terry
Thomas
Thornberry
Upton
Walsh
Wamp
Weldon (FL)
Westmoreland
Wicker
Wilson (SC)
Wolf
Young (AK)
Young (FL)

NOT VOTING—7

Evans
Hyde
Manzullo
Miller (MI)
Payne
Sessions
Strickland

So the amendment was agreed to.

¶53.40 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment submitted by Mr. NADLER:

Page 80, line 24, after the dollar amount, insert the following: ''(increased by $70,000,000)''.

Page 80, line 25, after the dollar amount, insert the following: ''(increased by $70,000,000)''.

Page 81, line 3, after the dollar amount, insert the following: ''(increased by $70,000,000)''.

Page 113, line 16, after the dollar amount, insert the following: ''(reduced by $100,000,000)''.

It was decided in the affirmative { Yeas ..... 243 / Nays ..... 178 }

¶53.41 [Roll No. 267]

AYES—243

Abercrombie
Ackerman
Allen
Andrews
Baca
Baird
Baldwin
Barrow
Bartlett (MD)
Bean
Becerra
Berkley
Berman
Berry
Bishop (GA)
Bishop (NY)
Bishop (UT)
Blackburn
Blumenauer
Boehlert
Boren
Boswell
Boucher
Boustany
Boyd
Bradley (NH)
Brady (PA)
Brown (OH)
Brown, Corrine
Butterfield
Capito
Capps
Capuano
Cardin
Cardoza
Carnahan
Carson
Case
Castle
Chandler
Clay
Cleaver
Clyburn
Conyers
Cooper
Costa
Costello
Cramer
Crowley
Cuellar
Cummings
Davis (AL)
Davis (CA)
Davis (FL)
Davis (IL)
Davis (TN)
Davis, Jo Ann
DeFazio
DeGette
Delahunt
DeLauro
Dicks
Dingell
Doggett
Doyle
Edwards
Ehlers
Emanuel
Emerson
Engel
English (PA)
Eshoo
Etheridge
Farr
Fattah
Ferguson
Filner
Fitzpatrick (PA)
Ford
Fossella
Frank (MA)
Gerlach
Gilchrest
Gonzalez
Gordon
Green (WI)
Green, Al
Green, Gene
Grijalva
Gutierrez
Harman
Harris
Hastings (FL)
Herseth
Higgins
Hinchey
Hinojosa
Holt
Honda
Hooley
Hoyer
Inslee
Israel
Issa
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Jindal
Johnson (CT)
Johnson, E. B.
Jones (NC)
Jones (OH)
Kanjorski
Kaptur
Keller
Kelly
Kennedy (MN)
Kennedy (RI)
Kildee
Kilpatrick (MI)
Kind
King (NY)
Kucinich
Kuhl (NY)
Langevin
Lantos
Larsen (WA)
Larson (CT)
LaTourette
Leach
Lee
Levin
Lewis (GA)
Lipinski
Lofgren, Zoe
Lowey
Lynch
Maloney
Markey
Marshall
Matheson
Matsui
McCarthy
McCollum (MN)
McCotter
McDermott
McGovern
McHugh
McIntyre
McKinney
McNulty
Meehan
Meek (FL)
Meeks (NY)
Melancon
Michaud
Millender-McDonald
Miller (NC)
Miller, George
Mollohan
Moore (KS)
Moore (WI)
Moran (KS)
Moran (VA)
Murphy
Murtha
Nadler
Napolitano
Neal (MA)
Nussle
Oberstar
Obey
Olver
Ortiz
Owens
Pallone
Pascrell
Pastor
Paul
Pelosi
Peterson (MN)
Platts
Pomeroy
Price (NC)
Rahall
Ramstad
Rangel
Reichert
Renzi
Reyes
Ross
Rothman
Roybal-Allard
Ruppersberger
Rush
Ryan (OH)
Ryan (WI)
Sabo
Salazar
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Schakowsky
Schiff
Scott (GA)
Scott (VA)
Sensenbrenner
Serrano
Shays
Sherman
Simmons
Skelton
Slaughter
Smith (NJ)
Smith (WA)
Snyder
Solis
Spratt
Stark
Stupak
Tauscher
Taylor (MS)
Thompson (CA)
Thompson (MS)
Tierney
Towns
Udall (CO)
Udall (NM)
Van Hollen
Velázquez
Visclosky
Wasserman Schultz
Waters
Watson
Watt
Waxman
Weiner
Weldon (PA)
Wexler
Wilson (NM)
Woolsey
Wu
Wynn

NOES—178

Aderholt
Akin
Alexander
Bachus
Baker
Barrett (SC)
Barton (TX)
Bass
Beauprez
Biggert
Bilbray
Bilirakis
Blunt
Boehner
Bonilla
Bonner
Bono
Boozman
Brady (TX)
Brown (SC)
Brown-Waite, Ginny
Burgess
Burton (IN)

Calvert
Camp (MI)
Campbell (CA)
Cantor
Carter
Chabot
Chocola
Coble
Cole (OK)
Conaway
Crenshaw
Cubin
Culberson
Davis (KY)
Davis, Tom
Deal (GA)
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Doolittle
Drake
Dreier
Duncan
Everett
Feeney
Flake
Foley
Forbes
Fortenberry
Foxx
Franks (AZ)
Frelinghuysen
Gallegly
Garrett (NJ)
Gibbons
Gillmor
Gingrey
Gohmert
Goode
Goodlatte
Granger
Graves
Gutknecht
Hall
Hart
Hastings (WA)
Hayes
Hayworth
Hefley
Hensarling
Herger
Hobson
Hoekstra
Holden
Hostettler
Hulshof
Hunter
Inglis (SC)
Istook
Jenkins
Johnson (IL)
Johnson, Sam
King (IA)
Kingston
Kirk
Kline
Knollenberg
Kolbe
LaHood
Latham
Lewis (CA)
Lewis (KY)
Linder
LoBiondo
Lucas
Lungren, Daniel E.
Mack
Marchant
McCaul (TX)
McCrery
McHenry
McKeon
McMorris
Mica
Miller (FL)
Miller, Gary
Musgrave
Myrick
Neugebauer
Ney
Northup
Norwood
Nunes
Osborne
Otter
Oxley
Pearce
Pence
Peterson (PA)
Petri
Pickering
Pitts
Poe
Pombo
Porter
Price (GA)
Pryce (OH)
Putnam
Regula
Rehberg
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Ros-Lehtinen
Royce
Ryun (KS)
Saxton
Schmidt
Schwartz (PA)
Schwarz (MI)
Shadegg
Shaw
Sherwood
Shimkus
Shuster
Simpson
Smith (TX)
Sodrel
Souder
Stearns
Sullivan
Sweeney
Tancredo
Tanner
Taylor (NC)
Terry
Thornberry
Tiahrt
Tiberi
Turner
Upton
Walden (OR)
Walsh
Wamp
Weldon (FL)
Weller
Westmoreland
Whitfield
Wicker
Wilson (SC)
Wolf
Young (AK)
Young (FL)

NOT VOTING—11

Buyer
Cannon
Evans
Hyde
Manzullo
Miller (MI)
Payne
Radanovich
Sessions
Strickland
Thomas

So the amendment was agreed to.

¶53.42 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment submitted by Mr. DAVIS of Alabama:

Page 85, line 11, after the dollar amount, insert ''(increased by $30,000,000)''.

It was decided in the affirmative ..... { Yeas ..... 262 / Nays 162

¶53.43 [Roll No. 268]

AYES—262

Abercrombie
Ackerman
Allen
Andrews
Baca
Bachus
Baird
Baldwin
Barrett (SC)
Barrow
Bartlett (MD)
Bean
Becerra
Berkley
Berman
Berry
Bishop (GA)
Bishop (NY)
Blumenauer
Bonner
Bono
Boren
Boswell
Boucher
Boustany
Boyd
Brady (PA)
Brown (OH)
Brown, Corrine
Brown-Waite, Ginny
Butterfield
Capito
Capps
Capuano
Cardin
Cardoza
Carnahan
Carson
Case
Castle
Chandler
Clay
Cleaver
Clyburn
Conyers
Cooper
Costa
Costello
Cramer
Crowley
Cuellar
Cummings
Davis (AL)
Davis (CA)
Davis (FL)
Davis (IL)
Davis (TN)
Davis, Jo Ann
DeFazio
DeGette
Delahunt
DeLauro
Dent
Diaz-Balart, M.
Dicks
Dingell
Doggett
Doyle
Edwards
Emanuel
Emerson
Engel
Eshoo
Etheridge
Farr
Fattah
Ferguson
Filner
Fitzpatrick (PA)
Foley
Ford
Frank (MA)
Gerlach
Gibbons
Gilchrest
Gonzalez
Gordon
Graves
Green, Al
Green, Gene
Grijalva
Gutierrez
Harris
Hart
Hastings (FL)
Hayworth
Herseth
Higgins
Hinchey
Hinojosa
Holden
Holt
Honda
Hooley
Hoyer
Hulshof
Inslee
Israel
Issa
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Jenkins
Jindal
Johnson, E. B.
Jones (NC)
Jones (OH)
Kanjorski
Kaptur
Kennedy (MN)
Kennedy (RI)
Kildee
Kilpatrick (MI)
Kind
Kucinich
Kuhl (NY)
Langevin
Lantos
Larsen (WA)
Larson (CT)
LaTourette
Leach
Lee
Levin
Lewis (GA)
Lipinski
LoBiondo
Lofgren, Zoe
Lowey
Lynch
Mack
Maloney
Markey
Marshall
Matheson
Matsui
McCarthy
McCaul (TX)
McCollum (MN)
McCotter
McDermott
McGovern
McHugh
McIntyre
McKinney
McNulty
Meehan
Meek (FL)
Meeks (NY)
Melancon
Michaud
Millender-McDonald
Miller (NC)
Miller, George
Mollohan
Moore (KS)
Moore (WI)
Moran (KS)
Moran (VA)
Murtha
Myrick
Nadler
Napolitano
Neal (MA)
Ney
Oberstar
Obey
Olver
Ortiz
Owens
Pallone
Pascrell
Pastor
Paul
Pelosi
Peterson (MN)
Petri
Pickering
Platts
Poe
Pomeroy
Porter
Price (NC)
Pryce (OH)
Rahall
Ramstad
Rangel
Reichert
Renzi
Reyes
Rogers (AL)
Ross
Rothman
Roybal-Allard
Ruppersberger
Rush
Ryan (OH)
Sabo
Salazar
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Saxton
Schakowsky
Schiff
Schwartz (PA)
Schwarz (MI)
Scott (GA)
Scott (VA)
Sensenbrenner
Serrano
Shays
Sherman
Simmons
Skelton
Slaughter
Smith (NJ)
Smith (WA)
Snyder
Solis
Souder
Spratt
Stark
Stearns
Stupak
Tanner
Tauscher
Taylor (MS)
Thompson (CA)
Thompson (MS)
Tiberi
Tierney
Towns
Turner
Udall (CO)
Udall (NM)
Upton
Van Hollen
Velázquez
Visclosky
Wasserman Schultz
Waters
Watson
Watt
Waxman
Weiner
Weldon (PA)
Wexler
Whitfield
Woolsey
Wu
Wynn

NOES—162

Aderholt
Akin
Alexander
Baker
Barton (TX)
Bass
Beauprez
Biggert
Bilbray
Bilirakis
Bishop (UT)
Blackburn
Blunt
Boehlert
Boehner
Bonilla
Boozman
Bradley (NH)
Brady (TX)
Brown (SC)
Burgess
Burton (IN)
Buyer
Calvert
Camp (MI)
Campbell (CA)
Cannon
Cantor
Carter
Chabot
Chocola
Coble
Cole (OK)
Conaway
Crenshaw
Cubin
Culberson
Davis (KY)
Davis, Tom
Deal (GA)
Diaz-Balart, L.
Doolittle
Drake
Dreier
Duncan
Ehlers
English (PA)
Everett
Feeney
Flake
Forbes
Fortenberry
Fossella
Foxx
Franks (AZ)
Frelinghuysen
Gallegly
Garrett (NJ)
Gillmor
Gingrey
Gohmert
Goode
Goodlatte
Granger
Green (WI)
Gutknecht
Hall
Hastings (WA)
Hayes
Hefley
Hensarling
Herger
Hobson
Hoekstra
Hostettler
Hunter
Inglis (SC)
Istook
Johnson (CT)
Johnson (IL)
Johnson, Sam
Keller
Kelly
King (IA)
King (NY)
Kingston
Kirk
Kline
Knollenberg
Kolbe
LaHood
Latham
Lewis (CA)
Lewis (KY)
Linder
Lucas
Lungren, Daniel E.
Marchant
McCrery
McHenry
McKeon
McMorris
Mica
Miller (FL)
Miller, Gary
Murphy
Musgrave
Neugebauer
Northup
Norwood
Nunes
Nussle
Osborne
Otter
Oxley
Pearce
Pence
Peterson (PA)
Pitts
Pombo
Price (GA)
Putnam
Radanovich
Regula
Rehberg
Reynolds
Rogers (KY)
Rogers (MI)
Rohrabacher
Ros-Lehtinen
Royce
Ryan (WI)
Ryun (KS)
Schmidt
Shadegg
Shaw
Sherwood
Shimkus
Shuster
Simpson
Smith (TX)
Sodrel
Sullivan
Sweeney
Tancredo
Taylor (NC)
Terry
Thomas
Thornberry
Tiahrt
Walden (OR)
Walsh
Wamp
Weldon (FL)
Weller
Westmoreland
Wicker
Wilson (NM)
Wilson (SC)
Wolf
Young (AK)
Young (FL)

NOT VOTING—8

Evans
Harman
Hyde
Manzullo
Miller (MI)
Payne
Sessions
Strickland

So the amendment was agreed to.

¶53.44 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment submitted by Ms. JACKSON-LEE of Texas:

Page 95, line 3 strike ''September 30, 2009'' and insert ''December 31, 2009''.

It was decided in the negative ..... { Yeas ..... 193 / Nays 230

¶53.45 [Roll No. 269]

AYES—193

Abercrombie
Ackerman
Allen
Andrews
Baca
Baldwin
Barrow
Barton (TX)
Becerra
Berkley
Berman
Berry
Bishop (GA)
Bishop (NY)
Blumenauer
Boren
Boswell
Boucher
Brady (PA)
Brown (OH)
Brown, Corrine
Butterfield
Capps
Capuano
Cardin
Carnahan
Carson
Case
Chandler
Clay
Cleaver
Clyburn
Conyers
Costa
Costello
Crowley
Cuellar
Cummings
Davis (AL)
Davis (CA)
Davis (FL)
Davis (IL)
Davis, Jo Ann
DeFazio
DeGette
Delahunt
DeLauro
Dingell
Doggett
Doyle
Emanuel
Emerson
Engel
Eshoo
Etheridge
Fattah
Filner
Fitzpatrick (PA)
Ford
Gibbons
Gilchrest
Gonzalez
Green (WI)
Green, Al
Green, Gene
Grijalva
Gutierrez
Harris
Hastings (FL)
Herseth
Higgins
Hinchey
Hinojosa
Holden
Holt
Honda
Hooley
Hoyer
Inslee
Israel
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Johnson, E. B.
Jones (NC)
Jones (OH)
Kanjorski
Kaptur
Keller
Kennedy (MN)
Kennedy (RI)
Kildee
Kilpatrick (MI)
Kind
Kucinich
Langevin
Lantos
Larsen (WA)
Larson (CT)
Lee
Levin
Lewis (GA)
Lipinski
Lofgren, Zoe
Lowey
Lynch
Maloney
Markey
Marshall
Matsui
McCarthy
McDermott
McGovern
McIntyre
McKinney
McNulty
Meehan
Meek (FL)
Meeks (NY)
Melancon
Michaud
Millender-McDonald
Miller (NC)
Mollohan
Moore (KS)
Moore (WI)
Moran (KS)
Moran (VA)
Murtha
Nadler
Napolitano
Neal (MA)
Oberstar
Obey
Ortiz
Owens
Pallone
Pascrell
Paul
Pelosi
Pomeroy
Porter
Rahall
Ramstad
Rangel
Renzi
Reyes
Ross
Rothman
Roybal-Allard
Ruppersberger

Rush
Ryan (OH)
Salazar
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Schakowsky
Schiff
Schwartz (PA)
Scott (GA)
Scott (VA)
Serrano
Shadegg
Sherman
Shimkus
Skelton
Smith (WA)
Snyder
Solis
Spratt
Stark
Stupak
Tanner
Tauscher
Taylor (MS)
Thompson (MS)
Tierney
Towns
Udall (CO)
Udall (NM)
Van Hollen
Velázquez
Wasserman Schultz
Waters
Watson
Watt
Waxman
Weiner
Wexler
Wilson (NM)
Wu
Wynn

NOES—230

Aderholt
Akin
Alexander
Bachus
Baird
Baker
Barrett (SC)
Bartlett (MD)
Bass
Bean
Beauprez
Biggert
Bilbray
Bilirakis
Bishop (UT)
Blackburn
Blunt
Boehlert
Boehner
Bonilla
Bonner
Bono
Boozman
Boustany
Boyd
Bradley (NH)
Brady (TX)
Brown (SC)
Brown-Waite, Ginny
Burgess
Burton (IN)
Buyer
Calvert
Camp (MI)
Campbell (CA)
Cannon
Cantor
Capito
Cardoza
Carter
Castle
Chabot
Chocola
Coble
Cole (OK)
Conaway
Cooper
Cramer
Crenshaw
Cubin
Culberson
Davis (KY)
Davis (TN)
Davis, Tom
Deal (GA)
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Dicks
Doolittle
Drake
Dreier
Duncan
Edwards
Ehlers
English (PA)
Everett
Farr
Feeney
Ferguson
Flake
Foley
Forbes
Fortenberry
Fossella
Foxx
Frank (MA)
Franks (AZ)
Frelinghuysen
Gallegly
Garrett (NJ)
Gerlach
Gillmor
Gingrey
Gohmert
Goode
Goodlatte
Gordon
Granger
Graves
Gutknecht
Hall
Hart
Hastings (WA)
Hayes
Hayworth
Hefley
Hensarling
Herger
Hobson
Hoekstra
Hostettler
Hulshof
Hunter
Inglis (SC)
Issa
Istook
Jenkins
Jindal
Johnson (CT)
Johnson (IL)
Johnson, Sam
Kelly
King (IA)
King (NY)
Kingston
Kirk
Kline
Knollenberg
Kolbe
Kuhl (NY)
LaHood
Latham
LaTourette
Leach
Lewis (CA)
Lewis (KY)
Linder
LoBiondo
Lucas
Lungren, Daniel E.
Mack
Marchant
Matheson
McCaul (TX)
McCollum (MN)
McCotter
McCrery
McHugh
McKeon
McMorris
Mica
Miller (FL)
Miller, Gary
Miller, George
Murphy
Musgrave
Myrick
Neugebauer
Ney
Northup
Norwood
Nunes
Nussle
Olver
Osborne
Otter
Oxley
Pastor
Pearce
Pence
Peterson (MN)
Peterson (PA)
Petri
Pickering
Pitts
Platts
Poe
Pombo
Price (GA)
Price (NC)
Pryce (OH)
Putnam
Radanovich
Regula
Rehberg
Reichert
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Ros-Lehtinen
Royce
Ryan (WI)
Ryun (KS)
Sabo
Saxton
Schmidt
Schwarz (MI)
Sensenbrenner
Shaw
Shays
Sherwood
Shuster
Simmons
Simpson
Slaughter
Smith (NJ)
Smith (TX)
Sodrel
Souder
Stearns
Sullivan
Sweeney
Tancredo
Taylor (NC)
Terry
Thomas
Thompson (CA)
Thornberry
Tiahrt
Tiberi
Turner
Upton
Visclosky
Walden (OR)
Walsh
Wamp
Weldon (FL)
Weldon (PA)
Weller
Westmoreland
Whitfield
Wicker
Wilson (SC)
Wolf
Woolsey
Young (AK)
Young (FL)

NOT VOTING—9

Evans
Harman
Hyde
Manzullo
McHenry
Miller (MI)
Payne
Sessions
Strickland

So the amendment was not agreed to.

¶53.46 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment submitted by Ms. HARRIS:

Page 100, line 18, after the dollar amount, insert the following: ''(increased by $12,000,000)''.

Page 102, line 3, after the dollar amount, insert the following: ''(increased by $3,000,000)''.

Page 111, line 3, after the first dollar amount, insert the following: ''(reduced by $12,000,000)''.

Page 195, line 4, after the dollar amount, insert the following: ''(reduced by $3,000,000)''.

It was decided in the affirmative ..... { Yeas ..... 335 / Nays 90

¶53.47 [Roll No. 270]

AYES—335

Abercrombie
Ackerman
Aderholt
Akin
Allen
Andrews
Baca
Bachus
Baldwin
Barrow
Bartlett (MD)
Barton (TX)
Bass
Bean
Beauprez
Becerra
Berkley
Berman
Berry
Biggert
Bilbray
Bilirakis
Bishop (GA)
Bishop (NY)
Bishop (UT)
Blackburn
Blumenauer
Boehlert
Bonner
Bono
Boozman
Boren
Boswell
Boucher
Boyd
Bradley (NH)
Brady (PA)
Brown (OH)
Brown, Corrine
Brown-Waite, Ginny
Burgess
Burton (IN)
Butterfield
Calvert
Camp (MI)
Capito
Capps
Capuano
Cardin
Cardoza
Carnahan
Carson
Case
Castle
Chabot
Chandler
Chocola
Clay
Cleaver
Clyburn
Coble
Cole (OK)
Conyers
Cooper
Costa
Costello
Cramer
Crenshaw
Crowley
Cubin
Cuellar
Cummings
Davis (AL)
Davis (CA)
Davis (FL)
Davis (IL)
Davis (TN)
Davis, Jo Ann
Davis, Tom
DeFazio
DeGette
Delahunt
DeLauro
Dent
Dicks
Dingell
Doggett
Doolittle
Doyle
Drake
Duncan
Edwards
Ehlers
Emanuel
Emerson
Engel
Eshoo
Etheridge
Everett
Farr
Fattah
Ferguson
Fitzpatrick (PA)
Foley
Ford
Fortenberry
Fossella
Frank (MA)
Franks (AZ)
Frelinghuysen
Gallegly
Gerlach
Gibbons
Gilchrest
Gillmor
Gohmert
Gonzalez
Gordon
Green (WI)
Green, Al
Green, Gene
Grijalva
Gutierrez
Gutknecht
Hall
Harman
Harris
Hart
Hastings (FL)
Hayworth
Herseth
Higgins
Hinchey
Hinojosa
Hobson
Holden
Holt
Honda
Hooley
Hostettler
Hoyer
Hulshof
Hunter
Inslee
Israel
Issa
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Jenkins
Johnson (CT)
Johnson (IL)
Johnson, E. B.
Jones (NC)
Jones (OH)
Kanjorski
Kaptur
Keller
Kelly
Kennedy (MN)
Kennedy (RI)
Kildee
Kilpatrick (MI)
Kind
King (NY)
Kingston
Kirk
Kline
Kucinich
Kuhl (NY)
LaHood
Langevin
Lantos
Larson (CT)
Latham
LaTourette
Leach
Lee
Levin
Lewis (GA)
Lewis (KY)
Lipinski
LoBiondo
Lofgren, Zoe
Lowey
Lungren, Daniel E.
Lynch
Mack
Maloney
Markey
Marshall
Matheson
Matsui
McCarthy
McCaul (TX)
McCollum (MN)
McCotter
McGovern
McHugh
McIntyre
McKeon
McKinney
McMorris
McNulty
Meehan
Meek (FL)
Meeks (NY)
Melancon
Mica
Michaud
Millender-McDonald
Miller (NC)
Miller, George
Mollohan
Moore (KS)
Moore (WI)
Moran (KS)
Moran (VA)
Murphy
Murtha
Nadler
Napolitano
Ney
Nussle
Oberstar
Obey
Ortiz
Osborne
Otter
Owens
Pallone
Pascrell
Pastor
Paul
Pearce
Pelosi
Peterson (MN)
Peterson (PA)
Petri
Pickering
Pitts
Platts
Poe
Pombo
Pomeroy
Porter
Price (GA)
Price (NC)
Pryce (OH)
Putnam
Rahall
Ramstad
Regula
Rehberg
Reichert
Renzi
Reyes
Reynolds
Rogers (AL)
Rogers (MI)
Ross
Rothman
Roybal-Allard
Royce
Ruppersberger
Rush
Ryan (OH)
Ryun (KS)
Salazar
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Saxton
Schakowsky
Schiff
Schmidt
Schwartz (PA)
Schwarz (MI)
Scott (GA)
Scott (VA)
Sensenbrenner
Serrano
Shaw
Shays
Sherman
Simmons
Skelton
Slaughter
Smith (NJ)
Smith (WA)
Snyder
Sodrel
Solis
Souder
Spratt
Stark
Stearns
Stupak
Tanner
Tauscher
Taylor (MS)
Taylor (NC)
Terry
Thompson (CA)
Thompson (MS)
Tiahrt
Tiberi
Tierney
Towns
Turner
Udall (CO)
Udall (NM)
Upton
Van Hollen
Velázquez
Walden (OR)
Wamp
Wasserman Schultz
Waters
Watson
Watt
Waxman
Weiner
Weldon (FL)
Weldon (PA)
Weller
Wexler
Whitfield
Wicker
Wilson (NM)
Wolf
Woolsey
Wu
Wynn
Young (FL)

NOES—90

Alexander
Baird
Baker
Barrett (SC)
Blunt
Boehner
Bonilla
Boustany
Brady (TX)
Brown (SC)
Buyer
Campbell (CA)
Cannon
Cantor
Carter
Conaway
Culberson
Davis (KY)
Deal (GA)
Diaz-Balart, L.
Diaz-Balart, M.
Dreier
English (PA)
Feeney
Filner
Flake
Forbes
Foxx
Garrett (NJ)
Gingrey
Goode
Goodlatte
Granger
Graves
Hastings (WA)
Hayes
Hefley
Hensarling
Herger
Hoekstra
Inglis (SC)
Istook
Jindal
Johnson, Sam
King (IA)
Knollenberg
Kolbe
Larsen (WA)
Lewis (CA)
Linder
Lucas
Marchant
McCrery
McDermott
McHenry
Miller (FL)
Miller, Gary
Musgrave
Myrick
Neal (MA)
Neugebauer
Northup
Norwood
Nunes
Olver
Oxley
Pence
Radanovich
Rangel
Rogers (KY)
Rohrabacher
Ros-Lehtinen
Ryan (WI)
Sabo
Shadegg
Sherwood
Shimkus
Shuster
Simpson
Smith (TX)
Sullivan
Sweeney
Tancredo
Thomas
Thornberry
Visclosky
Walsh
Westmoreland
Wilson (SC)
Young (AK)

NOT VOTING—7

Evans
Hyde
Manzullo
Miller (MI)
Payne
Sessions
Strickland

So the amendment was agreed to.

¶53.48 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment submitted by Ms. SLAUGHTER:

Page 109, line 14, after the dollar amount, insert the following: ''(increased by $35,000,000)''.

Page 111, line 3, after the first dollar amount, insert the following: ''(reduced by $35,000,000)''.

It was decided in the affirmative ..... { Yeas ..... 233 / Nays 190

¶53.49 [Roll No. 271]

AYES—233

Abercrombie
Ackerman
Allen
Andrews
Baca
Baird
Baldwin
Barrow
Barton (TX)
Bean
Becerra
Berkley
Berman
Berry
Bishop (GA)
Bishop (NY)
Blumenauer
Boren
Boswell
Boucher
Boyd
Brady (PA)
Brown (OH)
Brown, Corrine
Butterfield
Capps
Capuano
Cardin
Cardoza
Carnahan
Carson
Case
Chabot
Chandler
Clay
Cleaver
Clyburn
Conyers
Cooper
Costa
Costello
Cramer
Crowley
Cuellar
Cummings
Davis (AL)
Davis (CA)
Davis (FL)
Davis (IL)
Davis (TN)
DeFazio
DeGette
Delahunt
Dent
Dicks
Dingell
Doggett
Doyle
Edwards
Ehlers
Emanuel
Engel
English (PA)
Eshoo
Etheridge
Farr
Fattah
Ferguson
Filner
Fitzpatrick (PA)
Ford
Fortenberry
Gerlach
Gibbons
Gilchrest
Gonzalez
Gordon
Green (WI)
Green, Al
Green, Gene
Grijalva
Gutierrez
Harman
Hastings (FL)
Herseth
Higgins
Hinchey
Hinojosa
Holden
Holt
Honda
Hooley
Hoyer
Inslee
Israel
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Jindal
Johnson (IL)
Johnson, E. B.
Jones (NC)
Jones (OH)
Kanjorski
Kaptur
Kennedy (MN)
Kennedy (RI)
Kildee
Kilpatrick (MI)
Kind
Kirk
Kucinich
LaHood
Langevin
Lantos
Larsen (WA)
Larson (CT)
Latham
Leach
Lee
Levin
Lewis (GA)
Lipinski
LoBiondo
Lofgren, Zoe
Lowey
Lynch
Maloney
Markey
Marshall
Matheson
Matsui
McCarthy
McCollum (MN)
McCotter
McDermott
McGovern
McIntyre
McKinney
McNulty
Meehan
Meek (FL)
Meeks (NY)
Melancon
Michaud
Millender-McDonald
Miller (NC)
Miller, George
Mollohan
Moore (KS)
Moore (WI)
Moran (KS)
Moran (VA)
Murtha
Nadler
Napolitano
Ney
Nussle
Oberstar
Obey
Olver
Ortiz
Osborne
Owens
Pallone
Pascrell
Pastor
Pelosi
Platts
Pomeroy
Porter
Price (NC)
Rahall
Ramstad
Rangel
Reichert
Renzi
Reyes
Ross
Rothman
Roybal-Allard
Ruppersberger
Rush
Ryan (OH)
Sabo
Salazar
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Schakowsky
Schiff
Schwartz (PA)
Schwarz (MI)
Scott (GA)
Scott (VA)
Serrano
Shays
Sherman
Simmons
Skelton
Slaughter
Smith (NJ)
Smith (WA)
Snyder
Solis
Spratt
Stark
Stupak
Tanner
Tauscher
Taylor (MS)
Terry
Thompson (CA)
Thompson (MS)
Tierney
Towns
Udall (CO)
Udall (NM)
Van Hollen
Velázquez
Visclosky
Wasserman Schultz
Waters
Watson
Watt
Waxman
Weiner
Weldon (PA)
Weller
Wexler
Woolsey
Wu
Wynn

NOES—190

Aderholt
Akin
Alexander
Bachus
Baker
Barrett (SC)
Bartlett (MD)
Bass
Beauprez
Biggert
Bilbray
Bilirakis
Bishop (UT)
Blackburn
Blunt
Boehlert
Boehner
Bonilla
Bonner
Bono
Boozman
Boustany
Bradley (NH)
Brady (TX)
Brown (SC)
Brown-Waite, Ginny
Burgess
Burton (IN)
Buyer
Calvert
Camp (MI)
Campbell (CA)
Cannon
Cantor
Capito
Carter
Castle
Chocola
Coble
Cole (OK)
Conaway
Crenshaw
Cubin
Culberson
Davis (KY)
Davis, Jo Ann
Davis, Tom
Deal (GA)
Diaz-Balart, L.
Diaz-Balart, M.
Doolittle
Drake
Dreier
Duncan
Emerson
Everett
Feeney
Flake
Foley
Forbes
Fossella
Foxx
Frank (MA)
Franks (AZ)
Frelinghuysen
Gallegly
Garrett (NJ)
Gillmor
Gingrey
Gohmert
Goode
Goodlatte
Granger
Graves
Gutknecht
Hall
Harris
Hart
Hastings (WA)
Hayes
Hayworth
Hefley
Hensarling
Herger
Hobson
Hoekstra
Hostettler
Hulshof
Hunter
Inglis (SC)
Issa
Istook
Jenkins
Johnson (CT)
Johnson, Sam
Keller
Kelly
King (IA)
King (NY)
Kingston
Kline
Knollenberg
Kolbe
Kuhl (NY)
LaTourette
Lewis (CA)
Lewis (KY)
Linder
Lucas
Lungren, Daniel E.
Mack
Marchant
McCaul (TX)
McCrery
McHenry
McHugh
McKeon
McMorris
Mica
Miller (FL)
Miller, Gary
Murphy
Musgrave
Myrick
Neal (MA)
Neugebauer
Northup
Norwood
Nunes
Otter
Oxley
Paul
Pearce
Pence
Peterson (MN)
Peterson (PA)
Petri
Pickering
Pitts
Poe
Pombo
Price (GA)
Pryce (OH)
Putnam
Radanovich
Regula
Rehberg
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Ros-Lehtinen
Royce
Ryan (WI)
Ryun (KS)
Saxton
Schmidt
Sensenbrenner
Shadegg
Shaw
Sherwood
Shimkus
Shuster
Simpson
Sodrel
Souder
Stearns
Sullivan
Sweeney
Tancredo
Taylor (NC)
Thomas
Thornberry
Tiahrt
Tiberi
Turner
Upton
Walden (OR)
Walsh
Wamp
Weldon (FL)
Westmoreland
Whitfield
Wicker
Wilson (NM)
Wilson (SC)
Wolf
Young (AK)
Young (FL)

NOT VOTING—9

DeLauro
Evans
Hyde
Manzullo
Miller (MI)
Payne
Sessions
Smith (TX)
Strickland

So the amendment was agreed to.

¶53.50 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment submitted by Ms. WATERS:

Page 134, after line 8, insert the following new section:

SEC. 327. For the cost of guaranteed loans, as authorized by section 108 of the Housing and Community Development Act of 1974, and the amount otherwise provided in this title for ''MANAGEMENT AND ADMINISTRATION—SALARIES AND EXPENSES'' is hereby reduced by, $2,970,000.

It was decided in the affirmative ..... { Yeas ..... 218 / Nays 207

¶53.51 [Roll No. 272]

AYES—218

Abercrombie
Ackerman
Allen
Andrews
Baca
Baird
Baldwin
Barrow
Bean
Becerra
Berkley
Berman
Berry
Bishop (GA)
Bishop (NY)
Blumenauer
Boren
Boswell
Boucher
Boyd
Brady (PA)
Brown (OH)
Brown, Corrine
Butterfield
Capps
Capuano
Cardin
Cardoza
Carnahan
Carson
Case
Chabot
Chandler
Clay
Cleaver
Clyburn
Conyers
Costa
Costello
Cramer
Crowley
Cuellar
Cummings
Davis (AL)
Davis (CA)
Davis (FL)
Davis (IL)
Davis (TN)
DeFazio
DeGette
Delahunt
DeLauro
Dent
Dicks
Dingell
Doggett
Doyle
Edwards
Emanuel
Engel
Eshoo
Etheridge
Farr
Fattah
Filner
Fitzpatrick (PA)
Foley
Ford
Frank (MA)
Gallegly
Gerlach
Gonzalez
Gordon
Green, Al
Green, Gene
Grijalva
Gutierrez
Harman
Hart
Hastings (FL)
Herseth
Higgins
Hinchey
Hinojosa
Holden
Holt
Honda
Hooley
Hoyer
Inslee
Israel
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Jindal
Johnson, E. B.
Jones (OH)
Kanjorski
Kaptur
Kelly
Kennedy (RI)
Kildee
Kilpatrick (MI)
Kind
Kucinich
Langevin
Lantos
Larsen (WA)
Larson (CT)
Leach
Lee
Levin
Lewis (GA)
Lipinski
Lofgren, Zoe
Lowey
Lynch
Maloney
Markey
Marshall
Matheson
Matsui
McCarthy
McCollum (MN)
McCotter
McDermott
McGovern
McIntyre
McKinney
McNulty
Meehan
Meek (FL)
Meeks (NY)
Melancon
Michaud
Millender-McDonald
Miller (NC)
Miller, George
Mollohan
Moore (KS)
Moore (WI)
Moran (VA)
Murtha
Nadler
Napolitano
Neal (MA)
Ney
Oberstar
Obey
Olver
Ortiz
Owens
Pallone
Pascrell
Pastor
Pelosi
Peterson (MN)
Platts
Pomeroy
Price (NC)
Rahall
Ramstad
Rangel
Reichert
Renzi
Reyes
Ross
Rothman
Roybal-Allard
Ruppersberger
Rush
Ryan (OH)
Sabo
Salazar
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Schakowsky
Schiff
Schwartz (PA)
Scott (GA)
Scott (VA)
Serrano
Shays
Sherman
Simmons
Skelton
Slaughter
Smith (WA)
Snyder
Solis
Spratt
Stark
Stupak
Tanner
Tauscher
Taylor (MS)
Thompson (CA)
Thompson (MS)
Tierney
Towns
Udall (CO)
Udall (NM)
Van Hollen
Velázquez
Visclosky
Wasserman Schultz
Waters
Watson
Watt
Waxman
Weiner
Weldon (PA)
Wexler
Wilson (NM)
Woolsey
Wu
Wynn

NOES—207

Aderholt
Akin
Alexander
Bachus
Baker
Barrett (SC)
Bartlett (MD)
Barton (TX)
Bass
Beauprez
Biggert
Bilbray
Bilirakis
Bishop (UT)
Blackburn
Blunt
Boehlert
Boehner
Bonilla
Bonner
Bono
Boozman
Boustany
Bradley (NH)
Brady (TX)
Brown (SC)
Brown-Waite, Ginny
Burgess
Burton (IN)
Buyer
Calvert
Camp (MI)
Campbell (CA)
Cannon
Cantor
Capito
Carter
Castle
Chocola
Coble
Cole (OK)
Conaway
Cooper
Crenshaw
Cubin
Culberson
Davis (KY)
Davis, Jo Ann
Davis, Tom
Deal (GA)
Diaz-Balart, L.
Diaz-Balart, M.
Doolittle
Drake
Dreier
Duncan
Ehlers
Emerson
English (PA)
Everett
Feeney
Ferguson
Flake
Forbes
Fortenberry
Fossella
Foxx
Franks (AZ)
Frelinghuysen
Garrett (NJ)
Gibbons
Gilchrest
Gillmor
Gingrey
Gohmert
Goode
Goodlatte
Granger
Graves
Green (WI)
Gutknecht
Hall
Harris
Hastings (WA)
Hayes
Hayworth
Hefley
Hensarling
Herger
Hobson
Hoekstra
Hostettler
Hulshof
Hunter
Inglis (SC)
Issa
Istook
Jenkins
Johnson (CT)
Johnson (IL)
Johnson, Sam
Jones (NC)
Keller
Kennedy (MN)
King (IA)
King (NY)
Kingston
Kirk
Kline
Knollenberg
Kolbe
Kuhl (NY)
LaHood
Latham
LaTourette
Lewis (CA)
Lewis (KY)
Linder
LoBiondo

Lucas
Lungren, Daniel E.
Mack
Marchant
McCaul (TX)
McCrery
McHenry
McHugh
McKeon
McMorris
Mica
Miller (FL)
Miller, Gary
Moran (KS)
Murphy
Musgrave
Myrick
Neugebauer
Northup
Norwood
Nunes
Nussle
Osborne
Otter
Oxley
Paul
Pearce
Pence
Peterson (PA)
Petri
Pickering
Pitts
Poe
Pombo
Porter
Price (GA)
Pryce (OH)
Putnam
Radanovich
Regula
Rehberg
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Ros-Lehtinen
Royce
Ryan (WI)
Ryun (KS)
Saxton
Schmidt
Schwarz (MI)
Sensenbrenner
Shadegg
Shaw
Sherwood
Shimkus
Shuster
Simpson
Smith (NJ)
Smith (TX)
Sodrel
Souder
Stearns
Sullivan
Sweeney
Tancredo
Taylor (NC)
Terry
Thomas
Thornberry
Tiahrt
Tiberi
Turner
Upton
Walden (OR)
Walsh
Wamp
Weldon (FL)
Weller
Westmoreland
Whitfield
Wicker
Wilson (SC)
Wolf
Young (AK)
Young (FL)

NOT VOTING—7

Evans
Hyde
Manzullo
Miller (MI)
Payne
Sessions
Strickland

So the amendment was agreed to.

¶53.52 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment submitted by Ms. HOOLEY:

Page 184, line 17, after the dollar amount, insert the following: ''(increased by $8,000,000)''.

Page 205, line 18, after the dollar amount, insert the following: ''(reduced by $8,000,000)''.

It was decided in the affirmative ..... { Yeas ..... 348 / Nays 76

¶53.53 [Roll No. 273]

AYES—348

Abercrombie
Ackerman
Allen
Andrews
Baca
Bachus
Baird
Baldwin
Barrow
Barton (TX)
Bass
Bean
Beauprez
Becerra
Berkley
Berman
Berry
Biggert
Bilbray
Bilirakis
Bishop (GA)
Bishop (NY)
Bishop (UT)
Blackburn
Blumenauer
Blunt
Boehlert
Bono
Boren
Boswell
Boucher
Boustany
Boyd
Bradley (NH)
Brady (PA)
Brown (OH)
Brown, Corrine
Brown-Waite, Ginny
Burgess
Burton (IN)
Butterfield
Buyer
Calvert
Camp (MI)
Cannon
Capito
Capps
Capuano
Cardin
Cardoza
Carnahan
Carson
Case
Castle
Chabot
Chandler
Chocola
Clay
Cleaver
Clyburn
Coble
Cole (OK)
Conaway
Conyers
Cooper
Costa
Costello
Cramer
Crowley
Cuellar
Culberson
Cummings
Davis (AL)
Davis (CA)
Davis (FL)
Davis (IL)
Davis (TN)
Davis, Jo Ann
Davis, Tom
DeFazio
DeGette
Delahunt
DeLauro
Dent
Dicks
Dingell
Doggett
Doolittle
Doyle
Drake
Duncan
Edwards
Ehlers
Emanuel
Emerson
Engel
English (PA)
Eshoo
Etheridge
Farr
Fattah
Ferguson
Filner
Fitzpatrick (PA)
Foley
Forbes
Ford
Fortenberry
Fossella
Frank (MA)
Gallegly
Gerlach
Gibbons
Gilchrest
Gillmor
Gingrey
Gohmert
Gonzalez
Goodlatte
Gordon
Granger
Graves
Green (WI)
Green, Al
Green, Gene
Grijalva
Gutierrez
Gutknecht
Harman
Harris
Hart
Hastings (FL)
Hastings (WA)
Hayworth
Hefley
Herger
Herseth
Higgins
Hinchey
Hinojosa
Hobson
Hoekstra
Holden
Holt
Honda
Hooley
Hostettler
Hoyer
Hulshof
Hunter
Inslee
Israel
Issa
Istook
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Jenkins
Jindal
Johnson (CT)
Johnson (IL)
Johnson, E. B.
Jones (NC)
Jones (OH)
Kanjorski
Kaptur
Keller
Kelly
Kennedy (MN)
Kennedy (RI)
Kildee
Kilpatrick (MI)
Kind
King (IA)
King (NY)
Kingston
Kirk
Kline
Kucinich
Kuhl (NY)
LaHood
Langevin
Lantos
Larsen (WA)
Larson (CT)
Latham
LaTourette
Leach
Lee
Levin
Lewis (GA)
Lewis (KY)
Lipinski
LoBiondo
Lofgren, Zoe
Lowey
Lungren, Daniel E.
Lynch
Mack
Maloney
Markey
Marshall
Matheson
Matsui
McCarthy
McCaul (TX)
McCollum (MN)
McCotter
McDermott
McGovern
McHenry
McHugh
McIntyre
McKinney
McMorris
McNulty
Meehan
Meek (FL)
Meeks (NY)
Melancon
Michaud
Millender-McDonald
Miller (NC)
Miller, George
Mollohan
Moore (KS)
Moore (WI)
Moran (KS)
Murphy
Murtha
Myrick
Nadler
Napolitano
Neal (MA)
Neugebauer
Ney
Nunes
Nussle
Oberstar
Obey
Ortiz
Osborne
Otter
Owens
Pallone
Pascrell
Pastor
Pearce
Pelosi
Peterson (MN)
Pickering
Platts
Poe
Pombo
Pomeroy
Porter
Price (GA)
Pryce (OH)
Putnam
Rahall
Ramstad
Rangel
Rehberg
Reichert
Renzi
Reyes
Reynolds
Rogers (KY)
Rogers (MI)
Ross
Rothman
Roybal-Allard
Ruppersberger
Rush
Ryan (OH)
Ryan (WI)
Ryun (KS)
Sabo
Salazar
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Saxton
Schakowsky
Schiff
Schwartz (PA)
Schwarz (MI)
Scott (GA)
Scott (VA)
Sensenbrenner
Serrano
Shadegg
Shaw
Shays
Sherman
Sherwood
Shimkus
Simmons
Simpson
Skelton
Slaughter
Smith (NJ)
Smith (WA)
Snyder
Solis
Souder
Spratt
Stark
Stearns
Stupak
Sullivan
Sweeney
Tanner
Tauscher
Taylor (MS)
Terry
Thompson (CA)
Thompson (MS)
Thornberry
Tiahrt
Tiberi
Tierney
Towns
Turner
Udall (CO)
Udall (NM)
Upton
Van Hollen
Velázquez
Walden (OR)
Walsh
Wamp
Wasserman Schultz
Waters
Watson
Waxman
Weiner
Weldon (PA)
Weller
Wexler
Whitfield
Wicker
Wilson (NM)
Wolf
Woolsey
Wu
Wynn
Young (FL)

NOES—76

Aderholt
Akin
Alexander
Baker
Barrett (SC)
Bartlett (MD)
Boehner
Bonilla
Bonner
Boozman
Brady (TX)
Brown (SC)
Campbell (CA)
Cantor
Carter
Crenshaw
Cubin
Davis (KY)
Deal (GA)
Diaz-Balart, L.
Diaz-Balart, M.
Dreier
Everett
Feeney
Flake
Foxx
Franks (AZ)
Frelinghuysen
Garrett (NJ)
Goode
Hall
Hayes
Hensarling
Inglis (SC)
Johnson, Sam
Knollenberg
Kolbe
Lewis (CA)
Linder
Lucas
Marchant
McCrery
McKeon
Mica
Miller (FL)
Miller, Gary
Moran (VA)
Musgrave
Northup
Norwood
Olver
Oxley
Paul
Pence
Peterson (PA)
Petri
Pitts
Price (NC)
Radanovich
Regula
Rogers (AL)
Rohrabacher
Ros-Lehtinen
Royce
Schmidt
Shuster
Smith (TX)
Sodrel
Tancredo
Taylor (NC)
Visclosky
Watt
Weldon (FL)
Westmoreland
Wilson (SC)
Young (AK)

NOT VOTING—8

Evans
Hyde
Manzullo
Miller (MI)
Payne
Sessions
Strickland
Thomas

So the amendment was agreed to.

The SPEAKER pro tempore, Mr. PRICE of Georgia, assumed the Chair.

When Mr. DREIER, Chairman, reported that the Committee, having had under consideration said bill, had come to no resolution thereon.

¶53.54 LEAVE OF ABSENCE

By unanimous consent, leave of absence was granted—

To Mr. MANZULLO, for today and June 12; and

To Mr. Gary G. MILLER of California, for June 12.

And then,

¶53.55 ADJOURNMENT

On motion of Mr. SKELTON, at midnight, the House adjourned.

¶53.56 OATH OF OFFICE/MEMBERS, RESIDENT COMMISSIONER & DELEGATES

The oath of office required by the sixth article of the Constitution of the United States, and as provided by section 2 of the act of May 13, 1884 (23 Stat. 22), to be administered to Members, Resident Commissioner, and Delegates of the House of Representatives, the text of which is carried in 5 U.S.C. 3331:

> ''I, AB, do solemnly swear (or affirm) that I will support and defend the Constitution of the United States against all enemies, foreign and domestic; that I will bear true faith and allegiance to the same; that I take this obligation freely, without any mental reservation or purpose of evasion; and that I will well and faithfully discharge the duties of the office on which I am about to enter. So help me God.''

has been subscribed to in person and filed in duplicate with the Clerk of the House of Representatives by the following Member of the 109th Congress, pursuant to the provisions of 2 U.S.C. 25:

BRIAN P. BILBRAY, California, Fiftieth.

¶53.57 REPORTS OF COMMITTEES ON PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XIII, reports of committees were delivered to the Clerk for printing and reference to the proper calendar, as follows:

Mr. YOUNG of Alaska: Committee on Transportation and Infrastructure. House Concurrent Resolution 372. Resolution recognizing the 50th Anniversary of the Interstate Highway System; with amendments (Rept. 109–499). Referred to the House Calendar.

Mr. OXLEY: Committee on Financial Services. H.R. 5117. A bill to exempt persons with

disabilities from the prohibition against providing section 8 rental assistance to college students (Rept. 109–500). Referred to the Committee of the Whole House on the State of the Union.

Mr. LINCOLN DIAZ-BALART of Florida. Committee on Rules. House Resolution 865. Resolution providing for consideration of the bill (H.R. 5576) making appropriations for the Departments of Transportation, Treasury, and Housing and Urban Development, the Judiciary, District of Columbia, and independent agencies for the fiscal year ending September 30, 2007, and for other purposes (Rept. 109–501). Referred to the House Calendar.

¶53.58 PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XII, public bills and resolutions were introduced and severally referred, as follows:

By Mr. REYNOLDS (for himself, Mr. ENGLISH of Pennsylvania, Mr. HAYWORTH, Mr. WELLER, Mr. LEWIS of Kentucky, Mr. FOLEY, Mr. LINDER, Mr. SWEENEY, Mr. MCCOTTER, Mr. WILSON of South Carolina, Mrs. JO ANN DAVIS of Virginia, Mr. SCHWARZ of Michigan, Ms. HARRIS, Mr. TIBERI, Mr. FERGUSON, Mr. MCHUGH, Mrs. DRAKE, Mr. GARRETT of New Jersey, Mr. GILLMOR, Ms. GINNY BROWN-WAITE of Florida, Mr. CONAWAY, Mr. KINGSTON, Mrs. MYRICK, Mrs. BONO, Mr. SESSIONS, Mr. WESTMORELAND, Ms. JACKSON-LEE of Texas, Mr. KUHL of New York, Mr. SIMMONS, Mr. SMITH of Texas, Mr. WICKER, Mrs. KELLY, Mr. KLINE, Mr. KENNEDY of Minnesota, Mr. MURPHY, and Mrs. BIGGERT):

H.R. 5590. A bill to amend the Internal Revenue Code of 1986 to provide individuals relief from the alternative minimum tax; to the Committee on Ways and Means.

By Mrs. TAUSCHER (for herself and Mr. GEORGE MILLER of California):

H.R. 5591. A bill to name the national cemetery being constructed in Dixon, California, as the ''Solano National Cemetery''; to the Committee on Veterans' Affairs.

By Mr. WELLER:

H.R. 5592. A bill to amend the Energy Policy Act of 1992 to direct the head of each Federal agency to ensure that, in areas in which ethanol-blended gasoline is reasonably available at a generally competitive price, the Federal agency purchases ethanol-blended gasoline containing at least 10 percent ethanol rather than nonethanol-blended gasoline, for use in vehicles used by the agency that use gasoline; to the Committee on Government Reform.

By Mr. SMITH of Texas (for himself, Mr. BERMAN, and Mr. CONYERS):

H.R. 5593. A bill to amend title 17, United States Code, to provide for the partial distribution of royalty fees in certain circumstances; to the Committee on the Judiciary.

By Mr. SMITH of Texas (for himself, Mr. UDALL of Colorado, Mr. WAMP, Mr. EHLERS, Mr. BOEHLERT, Mr. BROWN of Ohio, Mr. BACHUS, Mr. DOGGETT, Mr. SIMMONS, Mr. MCCAUL of Texas, Mr. BARTLETT of Maryland, Mr. CARDIN, Mr. BASS, Mr. HAYWORTH, and Mr. BUTTERFIELD):

H.R. 5594. A bill to direct the Secretary of Energy to establish a photovoltaic demonstration program, and for other purposes; to the Committee on Science.

By Mr. FOSSELLA (for himself, Mr. CROWLEY, and Mr. REYNOLDS):

H.R. 5595. A bill to authorize the Urban Areas Security Initiative Grants Program of the Department of Homeland Security, and for other purposes; to the Committee on Homeland Security.

By Mr. GILLMOR:

H.R. 5596. A bill to provide for a special enrollment period in 2006 for enrollment under the Medicare prescription drug program; to the Committee on Energy and Commerce, and in addition to the Committee on Ways and Means, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. GREEN of Wisconsin:

H.R. 5597. A bill to amend the Immigration and Nationality Act to render deportable all aliens convicted of a criminal offense resulting in a sentence of incarceration, and for other purposes; to the Committee on the Judiciary.

By Mr. GUTIERREZ (for himself, Mr. MORAN of Virginia, Mr. HONDA, Mr. FARR, Ms. JACKSON-LEE of Texas, Mr. WEXLER, Mr. FRANK of Massachusetts, Mrs. CAPPS, Ms. LEE, Mr. MILLER of North Carolina, Ms. WOOLSEY, Mr. MCGOVERN, Mr. STARK, Mr. GRIJALVA, Mr. DAVIS of Illinois, Mr. MEEHAN, Mr. CROWLEY, Mr. NADLER, Ms. SCHAKOWSKY, Mr. WYNN, Mr. BROWN of Ohio, Mr. JEFFERSON, and Mr. LARSEN of Washington):

H.R. 5598. A bill to prohibit departments, agencies, and other instrumentalities of the Federal Government from providing assistance to an entity for the development of course material or the provision of instruction on human development and sexuality, if such material or instruction will include medically inaccurate information, and for other purposes; to the Committee on Education and the Workforce, and in addition to the Committee on Energy and Commerce, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Ms. HERSETH:

H.R. 5599. A bill to require the Government Accountability Office to submit a report to Congress on the compliance of the United States Postal Service with procedural requirements in the closing of the postal sorting facility in Aberdeen, South Dakota, and for other purposes; to the Committee on Government Reform.

By Mr. PASCRELL (for himself, Mr. DOYLE, Mr. KUCINICH, Mr. BISHOP of Georgia, Ms. JACKSON-LEE of Texas, Mr. CONYERS, Mr. CLEAVER, and Mr. WYNN):

H.R. 5600. A bill to amend the Internal Revenue Code of 1986 to reduce the earned income threshold applicable to the refundable portion of the child tax credit, to increase the age limit for such credit, and to impose an individual income tax surcharge; to the Committee on Ways and Means.

By Mr. PASCRELL (for himself, Mr. DOYLE, Mr. CLEAVER, Ms. NORTON, Mr. PAYNE, and Mr. WYNN):

H.R. 5601. A bill to amend the Internal Revenue Code of 1986 to strengthen the earned income tax credit; to the Committee on Ways and Means.

By Mr. RAMSTAD (for himself, Mr. THOMPSON of California, Mr. RYAN of Wisconsin, Mr. KLINE, Mr. MCDERMOTT, Mr. WELLER, Mr. HERGER, Mr. JEFFERSON, Mr. EVANS, Mr. BLUMENAUER, Mr. MEEKS of New York, Mr. CROWLEY, Mr. CARDOZA, Mr. CASE, Mr. CUELLAR, Mr. DICKS, Mr. EMANUEL, Ms. ESHOO, Mr. HINOJOSA, Mr. MORAN of Virginia, Mr. SMITH of Washington, Mr. LEACH, Mrs. BIGGERT, Mrs. JOHNSON of Connecticut, Mr. MCCRERY, Mrs. TAUSCHER, Mr. LEWIS of Kentucky, Mr. KOLBE, Mr. MATHESON, Mr. BOSWELL, Mr. CRAMER, Ms. EDDIE BERNICE JOHNSON of Texas, Mrs. MALONEY, Mr. SERRANO, Mr. SKELTON, Mr. BRADY of Texas, Mr. DREIER, Mr. DAVIS of Alabama, Mr. KIND, Ms. HOOLEY, and Mr. GILCHREST):

H.R. 5602. A bill to authorize the extension of nondiscriminatory treatment (normal trade relations treatment) to the products of Vietnam; to the Committee on Ways and Means.

By Mr. BUYER:

H. Con. Res. 427. Concurrent resolution permitting the use of the rotunda of the Capitol for a ceremony to commemorate the 75th anniversary of the establishment of the Department of Veterans Affairs; to the Committee on House Administration.

By Mr. MCCOTTER (for himself, Ms. ROS-LEHTINEN, Mr. LINCOLN DIAZ-BALART of Florida, Mr. MARIO DIAZ-BALART of Florida, Mr. BURTON of Indiana, Mr. ENGEL, Mr. MACK, Mr. FLAKE, Mr. SMITH of New Jersey, Ms. WASSERMAN SCHULTZ, Mr. ROHRABACHER, Mr. CHABOT, Mr. ROYCE, Mr. WEXLER, Mr. ACKERMAN, Mr. PENCE, Mr. GALLEGLY, and Mr. FOLEY):

H. Con. Res. 428. Concurrent resolution expressing the sense of Congress in support of United States diplomatic personnel stationed at the United States Interests Section in Havana, Cuba; to the Committee on International Relations.

By Mr. MEEKS of New York (for himself, Mr. OWENS, Ms. MOORE of Wisconsin, Ms. KILPATRICK of Michigan, Mrs. CHRISTENSEN, Mr. SCOTT of Georgia, Mrs. MALONEY, Mr. HINOJOSA, Mr. KUCINICH, Mr. CLAY, Ms. MILLENDER-MCDONALD, Mr. WYNN, Mr. JEFFERSON, Mr. CLYBURN, Mr. DAVIS of Alabama, Mr. THOMPSON of Mississippi, Mr. DAVIS of Illinois, Mr. BUTTERFIELD, Mr. JACKSON of Illinois, Mr. LEWIS of Georgia, Mr. WATT, Mr. FORD, Mrs. JONES of Ohio, Ms. WATSON, Mr. CLEAVER, Ms. WATERS, Mr. MEEK of Florida, Mr. BISHOP of Georgia, Mr. GUTIERREZ, Ms. MCCOLLUM of Minnesota, Mr. RUSH, Mr. AL GREEN of Texas, Mr. TOWNS, Ms. LEE, Ms. CORRINE BROWN of Florida, Mr. RANGEL, Mr. SERRANO, Ms. JACKSON-LEE of Texas, Mr. HASTINGS of Florida, Mr. CONYERS, Mr. PAYNE, Mr. CUMMINGS, Mr. BACA, Mr. PASTOR, Ms. VELÁZQUEZ, Mr. CROWLEY, Mr. ISRAEL, Mrs. LOWEY, Mr. ENGEL, Mr. LARSON of Connecticut, Ms. MCKINNEY, Mr. MCNULTY, Mr. ACKERMAN, Mr. LANTOS, Mr. WU, Mr. SCOTT of Virginia, Mr. WEINER, Mr. GONZALEZ, Ms. SOLIS, Mr. FILNER, Mr. HINCHEY, Mr. LYNCH, Mr. DELAHUNT, Ms. CARSON, Mr. FATTAH, Mr. ROTHMAN, Mr. HIGGINS, Mrs. MCCARTHY, Mr. CAPUANO, Mr. FRANK of Massachusetts, Ms. EDDIE BERNICE JOHNSON of Texas, Ms. WASSERMAN SCHULTZ, Mr. MOORE of Kansas, Mr. GRIJALVA, Ms. LINDA T. SÁNCHEZ of California, Ms. LORETTA SANCHEZ of California, Ms. ROYBAL-ALLARD, Mr. REYES, Mr. BECERRA, Mrs. NAPOLITANO, Ms. NORTON, and Mr. CUELLAR):

H. Con. Res. 429. Concurrent resolution recognizing the low presence of minorities in the financial services industry and minorities and women in upper level positions of management, and expressing the sense of the Congress that active measures should be taken to increase the demographic diversity of the financial services industry; to the Committee on Financial Services, and in addition to the Committee on Education and

the Workforce, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. GILLMOR:

H. Res. 866. A resolution recognizing Sam Hornish, Jr. for winning the 90th running of the Indianapolis 500; to the Committee on Government Reform.

¶53.59 MEMORIALS

Under clause 3 of rule XII, memorials were presented and referred as follows:

347. The SPEAKER presented a memorial of the Legislature of the State of Hawaii, relative to Senate Concurrent Resolution No. 147 urging the Congress of the United States to authorize and appropriate funds to allow all members of the armed forces reserve component to access the Tricare Program; to the Committee on Armed Services.

348. Also, a memorial of the Legislature of the State of Kansas, relative to Senate Concurrent Resolution No. 1618 memorializing the President of the United States and Congress of the United States regarding federal funding of education; to the Committee on Education and the Workforce.

349. Also, a memorial of the Legislature of the State of Hawaii, relative to Senate Concurrent Resolution No. 104 urging the President of the United States and the Congress of the United States to provide states with the necessary funding to implement the goals of the No Child Left Behind Act of 2001 and other education-related programs and to offer states waivers or exemptions from related regulations when federal funding for elementary and secondary education is decreased; to the Committee on Education and the Workforce.

350. Also, a memorial of the Legislature of the State of Hawaii, relative to Senate Concurrent Resolution No. 105 urging the Congress of the United States to support changes to the No Child Left Behind Act of 2001; to the Committee on Education and the Workforce.

351. Also, a memorial of the Legislature of the State of Hawaii, relative to Senate Concurrent Resolution No. 15 supporting the goal of eliminating suffering and death from cancer by the year 2015; to the Committee on Energy and Commerce.

352. Also, a memorial of the House of Representatives of the Commonwealth of Pennsylvania, relative to House Resolution No. 741 urging the President of the United States and the Congress of the United States to take immediate action in assisting with the peacekeeping mission and efforts to resolve the conflict in the Darfur region of Sudan; to the Committee on International Relations.

353. Also, a memorial of the Legislature of the State of Arizona, relative to House Concurrent Memorial 2002 urging the Congress of the United States to authorize funding for the Navajo Health Foundation/Sage Memorial Hospital; to the Committee on Resources.

354. Also, a memorial of the Legislature of the State of Kansas, relative to House Concurrent Resolution No. 5037 memorializing the Congress of the United States to extend certain provisions of the Voting Rights Act of 1965; to the Committee on the Judiciary.

355. Also, a memorial of the Legislature of the State of Arizona, relative to House Concurrent Memorial No. 2011 urging the Congress of the United States to permanently repeal the death tax, to dissolve United States membership in the United Nations and to remove specific areas relating to faith from the jurisdiction of the United States Supreme Court; to the Committee on the Judiciary.

356. Also, a memorial of the Senate of the State of Illinois, relative to Senate Resolution No. 523 encouraging the Congress of the United States to take action on federal immigration reform, which would provide for family unification as part of comprehensive immigration reform; to the Committee on the Judiciary.

357. Also, a memorial of the Senate of the State of Illinois, relative to Senate Resolution No. 578 urging the Illinois Congressional Delegation and all of Congress to support ''the Secure America and Orderly Immigration Act of 2005''; to the Committee on the Judiciary.

358. Also, a memorial of the House of Representatives of the State of Missouri, relative to House Resolution No. 1475 encouraging the Missouri federal delegation to support the Constitutional Restoration Act (CRA) that is pending before the Congress of the United States; to the Committee on the Judiciary.

359. Also, a memorial of the Legislature of the State of Oklahoma, relative to Senate Concurrent Resolution No. 39 commending the Republic of China (Taiwan) for its close ties with the State of Oklahoma and calling for enactment of a free trade agreement between the United States and the Republic of China (Taiwan); to the Committee on Ways and Means.

360. Also, a memorial of the Legislature of the State of Hawaii, relative to Senate Concurrent Resolution No. 6 urging the President of the United States and the Congress of the United States not to privatize social security; to the Committee on Ways and Means.

361. Also, a memorial of the Legislature of the State of Arizona, relative to Senate Concurrent Memorial 1003 urging the Congress of the United States to reject attempts to lower the mortgage index deduction from the Internal Revenue Code; to the Committee on Ways and Means.

362. Also, a memorial of the Legislature of the State of Arizona, relative to House Concurrent Memorial 2007 urging the Congress of the United States to repeal the federal excise tax on telecommunications; to the Committee on Ways and Means.

363. Also, a memorial of the House of Representatives of the State of Michigan, relative to House Resolution No. 188 memorializing the President of the United States and the Congress of the United States to use flexibility in the implementation of rules to allow use of an enhanced drivers license under the Western Hemisphere Travel Initiative which requires all citizens of any age of the United States, Canada, and Mexico, and Bermuda to have a passport or other secure documentation to enter or re-enter the United States; to the Committee on Homeland Security.

364. Also, a memorial of the Legislature of the State of Hawaii, relative to Senate Concurrent Resolution No. 170 requesting the the House of Representative of the United States support and pass H.R. 4259, ''the Veterans' Right to Know Act''; jointly to the Committees on Armed Services and Rules.

365. Also, a memorial of the Senate of the State of Hawaii, relative to Senate Resolution No. 114 requesting that the House of Representatives of the United States support and pass H.R. 4259, ''the Veterans' Right to Know Act''; jointly to the Committees on Armed Services and Rules.

366. Also, a memorial of the House of Representatives of the Commonwealth of Pennsylvania, relative to House Resolution No. 727 urging the Congress of the United States to extend the Medicare Part D prescription drug deadline to December 31, 2006; jointly to the Committees on Energy and Commerce and Ways and Means.

¶53.60 ADDITIONAL SPONSORS

Under clause 7 of rule XII, sponsors were added to public bills and resolutions as follows:

H.R. 21: Mr. CHANDLER.
H.R. 328: Ms. CARSON.
H.R. 389: Mr. GORDON.
H.R. 503: Mr. KUCINICH.
H.R. 550: Mr. THOMPSON of Mississippi.
H.R. 615: Ms. CARSON.
H.R. 697: Mr. FITZPATRICK of Pennsylvania.
H.R. 865: Mr. INGLIS of South Carolina.
H.R. 899: Mr. NADLER.
H.R. 1155: Mr. MEEHAN and Ms. MATSUI.
H.R. 1167: Mrs. MILLER of Michigan.
H.R. 1241: Mr. DELAHUNT.
H.R. 1246: Mr. ORTIZ, Mr. PICKERING, Mr. KENNEDY of Minnesota, and Mr. ROTHMAN.
H.R. 1298: Mr. ROSS and Ms. LORETTA SANCHEZ of California.
H.R. 1329: Mrs. CAPPS.
H.R. 1384: Mr. LARSEN of Washington, Mr. AKIN, and Mr. BILIRAKIS.
H.R. 1816: Mr. HEFLEY.
H.R. 2037: Mr. WELDON of Florida.
H.R. 2061: Mr. ROSS and Mr. FORTENBERRY.
H.R. 2178: Mrs. TAUSCHER.
H.R. 2238: Mr. SHAW.
H.R. 2646: Ms. LORETTA SANCHEZ of California.
H.R. 2682: Mr. STUPAK.
H.R. 2730: Ms. LINDA T. SÁNCHEZ of California and Mr. BLUMENAUER.
H.R. 3197: Ms. HARMAN and Mr. MEEK of Florida.
H.R. 3318: Ms. HERSETH.
H.R. 3360: Mr. WELLER.
H.R. 3559: Mr. ENGEL and Mr. GOHMERT.
H.R. 3760: Mr. CLEAVER and Mr. ROTHMAN.
H.R. 3882: Mr. BOSWELL.
H.R. 3883: Mr. BOYD.
H.R. 4033: Mr. LATOURETTE, Ms. SLAUGHTER, and Mr. RYAN of Ohio.
H.R. 4157: Mr. BOUSTANY, Mr. FITZPATRICK of Pennsylvania, Mrs. BIGGERT, Mr. NUNES, Mrs. BLACKBURN, and Mr. HEFLEY.
H.R. 4212: Mr. YOUNG of Alaska.
H.R. 4341: Mr. HAYWORTH and Mr. CAMP of Michigan.
H.R. 4384: Mr. LANTOS.
H.R. 4403: Mr. ROTHMAN.
H.R. 4542: Mr. KENNEDY of Rhode Island.
H.R. 4547: Mr. BACHUS and Mr. BILIRAKIS.
H.R. 4703: Ms. BORDALLO.
H.R. 4736: Mr. GONZALEZ.
H.R. 4761: Mr. AL GREEN of Texas and Mr. FLAKE.
H.R. 4806: Mrs. MUSGRAVE.
H.R. 4913: Mr. WELDON of Pennsylvania.
H.R. 4993: Mr. WAXMAN.
H.R. 5005: Mr. REYNOLDS and Mr. BACHUS.
H.R. 5017: Mr. BROWN of Ohio.
H.R. 5081: Mr. PETERSON of Minnesota, Mr. BROWN of Ohio, and Mr. WOLF.
H.R. 5099: Mr. SANDERS.
H..R. 5106: Mr. VAN HOLLEN, Mr. STARK, and Ms. MATSUI.
H.R. 5150: Mr. CHANDLER, Ms. SOLIS, and Ms. ZOE LOFGREN of California.
H.R. 5185: Mr. WEXLER and Mr. HINCHEY.
H.R. 5189: Mr. RUPPERSBERGER.
H.R. 5204: Mr. LOBIONDO and Mr. JACKSON of Illinois.
H.R. 5206: Mr. SOUDER.
H.R. 5249: Mr. CARNAHAN.
H.R. 5250: Mr. PUTNAM.
H.R. 5289: Mrs. JO ANN DAVIS of Virginia.
H.R. 5315: Mr. MICHAUD and Mr. DAVIS of Tennessee.
H.R. 5334: Mr. DAVIS of Florida.
H.R. 5337: Mr. GARRETT of New Jersey, Mr. REICHERT, Ms. WASSERMAN SCHULTZ, Mr. BISHOP of New York, Mr. CLEAVER, Mr. GUTIERREZ, Ms. LEE, Mr. MEEK of Florida, Mr. LUCAS, Mr. LYNCH, Mr. MILLER of North Carolina, Mr. GILLMOR, Mr. PRICE of Georgia, and Mr. LATOURETTE.

H.R. 5361: Mrs. BLACKBURN, Mr. CARTER, Mr. FORD, and Mr. HYDE.
H.R. 5405: Mr. SHADEGG.
H.R. 5420: Mr. LAHOOD.
H.R. 5455: Mr. PETERSON of Minnesota and Mr. GOODE.
H.R. 5457: Mrs. MYRICK, Mr. KINGSTON, Mr. GOHMERT, Mr. SULLIVAN, and Ms. GINNY BROWN-WAITE of Florida.
H.R. 5466: Mr. SHUSTER.
H.R. 5472: Mr. REYES, Mr. UPTON, Ms. SOLIS, Ms. WOOLSEY, Mrs. BLACKBURN, Mr. KILDEE, Mrs. CHRISTENSEN, Mr. LEACH, Ms. KILPATRICK of Michigan, Mrs. JO ANN DAVIS of Virginia, Mr. DELAHUNT, Mr. VAN HOLLEN, Ms. JACKSON-LEE of Texas, Mrs. LOWEY, and Ms. MATSUI.
H.R. 5473: Ms. JACKSON-LEE of Texas, Mr. CLEAVER, Mr. RAHALL, Mr. BUTTERFIELD, Mr. BROWN of Ohio, and Mr. WYNN.
H.R. 5476: Mr. FEENEY.
H.R. 5523: Mrs. MYRICK.
H.R. 5536: Mr. SWEENEY.
H.R. 5542: Mr. DAVIS of Tennessee.
H.R. 5550: Ms. WOOLSEY, Mr. DAVIS of Illinois, Mr. PASCRELL, Mr. STARK, Mr. GONZALEZ, and Ms. HARMAN.
H.R. 5557: Mr. FRANK of Massachusetts and Mr. MORAN of Virginia.
H.R. 5563: Mr. NADLER.
H.R. 5588: Mr. FRANK of Massachusetts, Mr. DINGELL, Ms. PELOSI, Mr. MICHAUD, Mr. CAPUANO, Mr. BROWN of Ohio, Mr. GONZALEZ, and Mr. LANGEVIN.
H.J. Res. 88: Mr. BARROW, Mr. BURGESS, Mr. GOHMERT, Mr. MCCAUL of Texas, Mrs. NORTHUP, Mr. OSBORNE, Mr. PETERSON of Minnesota, Mr. TURNER, and Mr. WOLF.
H. Con. Res. 172: Mr. MOORE of Kansas.
H. Con. Res. 235: Mr. HONDA.
H. Con. Res. 391: Mr. WU.
H. Con. Res. 415: Mr. WOLF, Mr. WELDON of Pennsylvania, Mr. WEXLER, and Mr. BISHOP of New York.
H. Res. 20: Mr. DENT.
H. Res. 461: Mr. BERMAN, Mr. LANTOS, Mr. BLUMENAUER, and Ms. WATSON.
H. Res. 745: Mr. RUPPERSBERGER, Mr. MEEHAN, and Mr. FITZPATRICK of Pennsylvania.
H. Res. 759: Mr. WOLF, Mr. MCCAUL of Texas, and Mr. ISSA.
H. Res. 779: Mr. DOOLITTLE.
H. Res. 800: Mr. JENKINS, Mr. MEEKS of New York, and Mr. WYNN.
H. Res. 822: Mr. JACKSON of Illinois.
H. Res. 825: Mr. GORDON.
H. Res. 841: Mr. CRAMER, Mr. COSTA, Mr. ROSS, Mr. BOREN, Ms. HARMAN, Mr. SALAZAR, Mr. THOMPSON of California, Ms. HERSETH, Mr. BARROW, Mr. BOSWELL, MR. MELANCON, Mr. MICHAUD, and Mr. COOPER.
H. Res. 858: Mr. AL GREEN OF TEXAS, Mr. ANDREWS, Mr. BISHOP of New York, Mr. WEXLER, Mr. SAXTON, Mr. FRANK of Massachusetts, Mr. WEINER, and Mr. ETHERIDGE.
H. Res. 863: Mr. HONDA, Mr. HASTINGS of Florida, Mr. BRADY of Pennsylvania, and Mr. CAPUANO.

¶53.61 PETITIONS

Under clause 3 of rule XII, petitions and papers were laid on the clerk's desk and referred as follows:

119. The SPEAKER presented a petition of the Board of Commissioners of the County of Saginaw, Michigan, relative to Resolution C supporting the increase in the minimum wage at both the state and federal levels; to the Committee on Education and the Workforce.

120. Also, a petition of the Legislature of Rockland County, New York, relative to Resolution No. 169 requesting the Congress of the United States and the President of the United States to enact legislation to protect wetlands by defining same as one acre or more in size or bodies of water adjacent to protected water ways; jointly to the Committees on Resources and Transportation and Infrastructure.

121. Also, a petition of the City of Miami Commission, Florida, relative to Resolution No. R-06-0214 supporting the legalization, not criminalization, of immigrants in the United States and urging the Congress of the United States to reconsider House Bill 4437 and instead adopt the Senate Judiciary Committee's bill; jointly to the Committees on the Judiciary and Homeland Security.

122. Also, a petition of the Milwaukee County Board of Supervisors, Wisconsin, relative to a resolution urging the passage of a comprehensive U.S. immigration reform law known as The Secure America and Orderly Immigration Act; jointly to the Committees on the Judiciary, Homeland Security, International Relations, Energy and Commerce, and Education and the Workforce.

¶53.62 DELETIONS OF SPONSORS FROM PUBLIC BILLS AND RESOLUTIONS

Under clause 7 of rule XII, sponsors were deleted from pubic bills and resolutions as follows:

H.R. 2048: Ms. SOLIS.

WEDNESDAY, JUNE 14, 2006 (54)

¶54.1 APPOINTMENT OF SPEAKER PRO TEMPORE

The House was called to order by the SPEAKER pro tempore, Mr. LATHAM, who laid before the House the following communication:

WASHINGTON, DC,
June 14, 2006.

I hereby appoint the Honorable TOM LATHAM to act as Speaker pro tempore on this day.

J. DENNIS HASTERT,
Speaker of the House of Representatives.

¶54.2 APPROVAL OF THE JOURNAL

The SPEAKER pro tempore, Mr. LATHAM, announced he had examined and approved the Journal of the proceedings of Tuesday, June 13, 2006.

Pursuant to clause 1, rule I, the Journal was approved.

¶54.3 COMMUNICATIONS

Executive and other communications, pursuant to clause 8, rule XII, were referred as follows:

8040. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Azoxystrobin; Pesticide Tolerance [EPA-HQ-OPP-2005-0540; FRL-8063-2] received April 28, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

8041. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Boscalid; Pesticide Tolerance [EPA-HQ-OPP-2003-0246; FRL-8064-4] received April 28, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

8042. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Dimethenamid-p; Pesticide Tolerances for Emergency Exemptions [EPA-HQ-OPP-2006-0216; FRL-7770-8] received April 28, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

8043. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Flumioxazin; Pesticide Tolerance [EPA-HQ-OPP-2004-0398; FRL-8057-5] received April 28, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

8044. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Fomesafen; Pesticide Tolerance [EPA-HQ-OPP-2006-0073; FRL-8062-6] received April 28, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

8045. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Glufosinate Ammonium; Pesticide Tolerance [EPA-HQ-OPP-2005-0301; FRL-8060-3] received April 28, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

8046. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Potassium Silicate; Exemption from the Requirement of a Tolerance [EPA-HQ-OPP-2006-0299; FRL-8069-6] received June 6, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

8047. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Methoxyfenozide; Pesticide Tolerance [EPA-HQ-OPP-2006-0404; FRL-8069-5] received June 6, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

8048. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Pendimethalin; Pesticide Tolerance [EPA-HQ-OPP-2005-0056; FRL-8070-2] received June 6, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

8049. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Fenarimol; Pesticide Tolerance [EPA-HQ-OPP-2005-0297; FRL-8061-4] received June 6, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

8050. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Approval and Promulgation of Implementation Plans: Revisions to the Tennessee Nitrogen Oxides Budget and Allowance Trading Program [EPA-R04-OAR-2003-TN-0001, EPA-R04-OAR-2004-TN-0001-2004 13(a); FRL-8163-3] received April 28, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

8051. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — National Emission Standards for Hazardous Air Pollutants; Delegation of Authority to Texas [EPA-R06-OAR-2005-TX-0034; FRL-8164-6] received April 28, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

8052. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Protection of Stratospheric Ozone; The 2006 Critical Use Exemption from the Phaseout of Methyl Bromide [FRL-8163-1] (RIN: 2060-AN18) received April 28, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

8053. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Community Right-to-Know; Toxic Chemical Release Reporting Using North American Industry Classification System (NAICS); Final Rule [EPA-HQ-TRI-2002-

0003; FRL-8180-2] (RIN: 2025-AA10) received June 6, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

8054. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Protection of Stratospheric Ozone; Recordkeeping and Reporting Requirements for the Import of Halon-1301 Aircraft Fire Extinguishing Vessels [EPA-HQ-OA-2005-0131; FRL-8181-2] received June 6, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

8055. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Revision of December 2000 Clean Air Act Section 112(n) Finding Regarding Electric Utility Steam Generating Units: and Standards of Performance for New and Existing Electric Utility Steam Generating Units: Reconsideration [EPA-HQ-OAR-2002-0056; FRL-8180-6] (RIN: 2060-AN50) received June 6, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

8056. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Approval and Promulgation of Implementation Plans; State of Missouri [EPA-R07-OAR-2006-046 2; FRL-8181-8] received June 6, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

8057. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Missouri: Final Authorization of State Hazardous Waste Management Program Revisions [EPA-R07-RCRA-2006-0026; FRL-8163-4] received April 28, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

8058. A letter from the Director, Defense Security Cooperation Agency, transmitting reports in accordance with Section 36(a) of the Arms Export Control Act, pursuant to 22 U.S.C. 2776(a); to the Committee on International Relations.

8059. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Raytheon Model DH.125, HS.125, and BH.125 Series Airplanes; Model BAe.125 Series 800A (C-29A and U-125), 800B, 1000A, and 1000B Airplanes; and Model Hawker 800 (including variant U-125A), and 1000 Airplanes [Docket No. FAA-2005-20969; Directorate Identifier 2005-NM-017-AD; Amendment 39-14443; AD 2006-01-04] (RIN: 2120-AA64) received April 21, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

8060. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Airbus Model A330-200 and -300 Series Airplanes, Model A340-200 and -300 Series Airplanes, and Model A340-541 and A340-642 Airplanes [Docket No. FAA-2006-23611; Directorate Identifier 2005-NM-250-AD; Amendment 39-14453; AD 2006-02-01] (RIN: 2120-AA64) received April 21, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

8061. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Turbomeca S.A. Arrius Models 2B, 2B1, and 2F Turboshaft Engines [Docket No. 2000-NE-12-AD; Amendment 39-14423; AD 2001-08-14R1] (RIN: 2120-AA64) received April 21, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

8062. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Pratt & Whitney JT8D Series Turbofan Engines [Docket No. 98-ANE-48-AD; Amendment 39-14398; AD 2005-25-05] (RIN: 2120-AA64) received April 21, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

8063. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Turbomeca Artouse III Series Turboshaft Engines [Docket No. 99-NE-33-AD; Amendment 39-14434; AD 2005-26-13] (RIN: 2120-AA64) received April 21, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

8064. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Rolls-Royce Deutschland (Formerly Rolls-Royce plc) Models Tay 650-15 and 651-54 Turbofan Engines [Docket No. 2001-NE-02-AD; Amendment 39-14439; AD 2005-26-16] (RIN: 2120-AA64) received April 21, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

8065. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; General Electric Company CF6-45A, CF6-50A, CF6-50C, and CF6-50E Series Turbofan Engines [Docket No. FAA-2005-22124; Directorate Identifier 2005-NE-21-AD; Amendment 39-14427; AD 2005-26-06] (RIN: 2120-AA64) received April 21, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

8066. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Airbus Model A320-111, -211, -212, -214, -231, -232, and -233 Airplanes [FAA-2005-23400; Directorate Identifier 2005-NM-217-AD; Amendment 39-14429; AD 2005-19-16 R1] (RIN: 2120-AA64) received April 21, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

8067. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Bombardier Model DHC-8-400 Series Airplanes [Docket No. FAA-2005-22403; Directorate Identifier 2005-NM-144-AD; Amendment 39-14426; AD 2005-26-05] (RIN: 2120-AA64) received April 21, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

8068. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Bombardier Model CL-600-1A11 (CL-60), CL-600-2A12 (CL-601), and CL-600-2B16 (CL-601-3A and CL-601-3R) Airplanes [Docket No. FAA-2005-22627; Directorate Identifier 2005-NM-156-AD; Amendment 39-14425; AD 2005-26-04] (RIN: 2120-AA64) received April 21, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

8069. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Aviointeriors S.p.A. (formerly ALVEN), Series 312 Box Mounted Seats, Correction [Docket No. FAA-20848; Directorate Identifier 2005-NE-02-AD; Amendment 39-14323; AD 2005-20-26] (RIN: 2120-AA64) received April 21, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

8070. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Boeing Model 737-100, -200, -200C, -300, -400, and -500 Series Airplanes [Docket No. FAA-2005-20918; Directorate Identifier 2004-NM-269-AD; Amendment 39-14539; AD 2006-07-12] (RIN: 2120-AA64) received May 30, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

8071. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; McDonnell Douglas Model DC-9-10, DC-9-20, DC-9-30, DC-9-40, and DC-9-50 Series Airplanes [Docket No. FAA-2005-23197; Directorate Identifier 2005-NM-109-AD; Amendment 39-14535; AD 2006-07-08] (RIN: 2120-AA64) received May 30, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

8072. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Airbus Model A318-100 and A319-100 Series Airplanes; Model A320-111 Airplanes; and Model A320-200, A321-100, and A321-200 Series Airplanes [Docket No. FAA-2005-22794; Directorate Identifier 2005-NM-097-AD; Amendment 39-14536; AD 2006-07-09] (RIN: 2120-AA64) received May 30, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

8073. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Airbus Model A300 B4-600, B4-600R, and F4-600R Series Airplanes, and Model C4-605R Variant F Airplanes (Collectively Called A300-600 Aeries Airplanes) [Docket No. FAA-2006-24124; Directorate Identifier 2004-NM-272-AD; Amendment 39-14534; AD 2006-07-07] (RIN: 2120-AA64) received May 30, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

8074. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; McDonnell Douglas Model DC-9-81 (MD-81), DC-9-82 (MD-82), DC-9-83 (MD-83), DC-9-87 (MD-87), MD-88, and MD-90-30 Airplanes [Docket No. FAA-2005-22062; Directorate Identifier 2003-NM-219-AD; Amendment 39-14538; AD 2006-07-11] (RIN: 2120-AA64) received May 30, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

8075. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Airbus Model A319-131, -132, and -133, A330-232 and -233; and A321-131, -231, and -232 Airplanes [Docket No. FAA-2005-23142; Directorate Identifier 2005-NM-154-AD; Amendment 39-14532; AD 2006-07-05] (RIN: 2120-AA64) received May 30, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

8076. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Cirrus Design Corporation Models SR20 and SR22 Airplanes [Docket No. FAA-2005-23023; Directorate Identifier 2005-CE-49-AD; Amendment 39-14533; AD 2006-07-06] (RIN: 2120-AA64) received May 30, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

8077. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Airbus Model A310 Airplanes, Model A300 B4-600 Series Airplanes, Model A300 B4-600R Series Airplanes, Model A300 F4-600R Series Airplanes, and Model A300 C4-605R Variant F Airplanes [Docket No. FAA-2006-24288; Directorate Identifier 2006-NM-068-AD; Amendment 39-14540; AD 2006-07-13] (RIN: 2120-AA64) received May 30, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

8078. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Bombardier Model DHC-8-301, -311, and -315 Airplanes [Docket No. FAA-2005-20628; Directorate Identifier 2004-NM-51-AD; Amendment 39-14529; AD 2006-07-02] (RIN: 2120-AA64) received May 30, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

8079. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Airbus Model A321-100 and -200 Series Airplanes [Docket No. FAA-2005-22456; Directorate Identifier 2005-NM-128-AD; Amendment 39-14530; AD 2006-07-03] (RIN: 2120-AA64) received May 30, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

8080. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Boeing Model 737-600, -700, -700C, -800, and -900 Series Airplanes [Docket No. FAA-2005-20110; Directorate Identifier 2004-NM-114-AD; Amendment 39-14531; AD 2006-07-04] (RIN: 2120-AA64) received May 30, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

8081. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Empresa Brasileira de Aeronautica S.A. (EMBRAER) Model EMB-135 Airplanes and Model EMB-145, -145ER, -145MR, -145LR, -145XR, -145MO, and -145EP Airplanes [Docket No. FAA-2005-20728; Directorate Identifier 2005-NM-003-AD; Amendment 39-14527; AD 2006-07-01] (RIN: 2120-AA64) received May 30, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

8082. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Airbus Model A318-100 Series Airplanes; Model A319-100 Series Airplanes; Model A320-111 Airplanes; Model A320-200 Series Airplanes; Model A321-100 Series Airplanes; and Model A321-200 Series Airplanes [Docket No. FAA-2005-20453; Directorate Identifier 2004-NM270-AD; Amendment 39-14524; AD 2006-06-15] (RIN: 2120-AA64) received May 30, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

8083. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Airbus Model A330-200 and -300 Series Airplanes; and Model A340-200 and -300 Series Airplanes [Docket No. FAA-2005-20452; Directorate Identifier 2004-NM-206-AD; Amendment 39-14522; AD 2006-06-13] (RIN: 2120-AA64) received May 30, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

8084. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Airbus Model A318-100 and A319-100 Series Airplanes, A320-111 Airplanes, A320-200 Series Airplanes, and A321-100 and A321-200 Series Airplanes [Docket No. FAA-2005-23314; Directorate Identifier 2005-NM-189-AD; Amendment 39-14523; AD 2006-06-14] (RIN: 2120-AA64) received May 30, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

8085. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Aerospatiale Model ATR72 Airplanes [Docket No. FAA-2005-21909; Directorate Identifier 2005-NM-059-AD; Amendment 39-14521; AD 2006-06-12] (RIN: 2120-AA64) received May 30, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

8086. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Implementation of the Great Lakes Legacy Act of 2002 [FRL-8163-8] received April 28, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

8087. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — National Pollutant Discharge Elimination System — Final Regulations to Establish Requirements for Cooling Water Intake Structures at Phase III Facilities [OW-2004-0002, FRL-8181-5] (RIN: 2040-AD70) received June 6, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

¶54.4 TRANSPORTATION, TREASURY, HUD, JUDICIARY, DISTRICT OF COLUMBIA APPROPRIATIONS FY 2007

The SPEAKER pro tempore, Mr. LATHAM, pursuant to House Resolution 865 and rule XVIII, declared the House resolved into the Committee of the Whole House on the state of the Union for the further consideration of the bill (H.R. 5576) making appropriations for the Departments of Transportation, Treasury, and Housing and Urban Development, the Judiciary, District of Columbia, and independent agencies for the fiscal year ending September 30, 2007, and for other purposes.

Mr. PETRI, Acting Chairman, assumed the chair; and after some time spent therein,

¶54.5 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment numbered 10 submitted by Mr. LIPINSKI:

At the end of the bill (before the short title), insert the following:

SEC. . The amounts otherwise provided by this Act are revised by reducing the amount made available for ''Department of Treasury—Departmental Offices—Salaries and Expenses'', by reducing the amount made available for ''Internal Revenue Service—Business Systems Modernization'', and by increasing the amounts made available for the Secretary of Transportation, for carrying out the Rail Line Relocation Projects as authorized by section 9002 of SAFETEA–LU, by $10,000,000, $20,000,000, and $30,000,000, respectively.

It was decided in the negative { Yeas ..... 209 / Nays 216

¶54.6 [Roll No. 274]

AYES—209

Ackerman
Allen
Andrews
Baca
Baird
Baldwin
Barrow
Bean
Becerra
Berkley
Berman
Berry
Bishop (GA)
Bishop (NY)
Blumenauer
Boren
Boswell
Boucher
Brady (PA)
Brown (OH)
Brown, Corrine
Butterfield
Capps
Capuano
Cardin
Carnahan
Carson
Case
Castle
Chandler
Clay
Cleaver
Coble
Conyers
Cooper
Costa
Costello
Crowley
Cuellar
Cummings
Davis (AL)
Davis (CA)
Davis (FL)
Davis (IL)
Davis (TN)
Davis, Jo Ann
DeFazio
DeGette
Delahunt
Dicks
Dingell
Doyle
Duncan
Emanuel
Engel
Eshoo
Etheridge
Farr
Fattah
Filner
Fitzpatrick (PA)
Fortenberry
Fossella
Franks (AZ)
Gonzalez
Green, Al
Green, Gene
Grijalva
Gutierrez
Gutknecht
Harman
Hayes
Herseth
Higgins
Hinchey
Hinojosa
Holden
Holt
Honda
Hooley
Hostettler
Hoyer
Hulshof
Inglis (SC)
Inslee
Israel
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Jindal
Johnson (CT)
Johnson (IL)
Johnson, E. B.
Jones (OH)
Kanjorski
Kaptur
Kennedy (MN)
Kennedy (RI)
Kildee
King (NY)
Kucinich
Langevin
Lantos
Larsen (WA)
Larson (CT)
LaTourette
Levin
Lewis (GA)
Lipinski
Lofgren, Zoe
Lowey
Lynch
Maloney
Markey
Marshall
Matheson
Matsui
McCarthy
McCaul (TX)
McCotter
McGovern
McIntyre
McKinney
McNulty
Meehan
Meek (FL)
Meeks (NY)
Melancon
Michaud
Millender-McDonald
Miller (NC)
Miller, Gary
Miller, George
Mollohan
Moore (KS)
Moore (WI)
Moran (KS)
Moran (VA)
Murtha
Musgrave
Nadler
Napolitano
Neal (MA)
Oberstar
Ortiz
Owens
Pallone
Pascrell
Paul
Payne
Pelosi
Peterson (MN)
Pickering
Pomeroy
Porter
Rahall
Rangel
Reyes
Ross
Ruppersberger
Rush
Ryan (OH)
Salazar
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Schakowsky
Schiff
Schwartz (PA)
Schwarz (MI)
Scott (GA)
Scott (VA)
Serrano
Shimkus
Simmons
Skelton
Slaughter
Smith (NJ)
Smith (WA)
Snyder
Solis
Spratt
Stearns
Strickland
Stupak
Sullivan
Tanner
Tauscher
Taylor (MS)
Thompson (CA)
Thompson (MS)
Tierney
Towns
Udall (CO)
Udall (NM)
Van Hollen
Velázquez
Visclosky
Wasserman Schultz
Waters
Watson
Watt
Waxman
Weiner
Weller
Wexler
Wicker
Wu
Wynn

NOES—216

Abercrombie
Aderholt
Akin
Alexander
Bachus
Baker
Barrett (SC)
Bartlett (MD)
Barton (TX)
Bass
Beauprez
Biggert
Bilbray
Bilirakis
Bishop (UT)
Blackburn
Blunt
Boehlert
Boehner
Bonilla
Bonner
Bono
Boozman
Boustany
Boyd
Bradley (NH)
Brady (TX)
Brown (SC)
Brown-Waite, Ginny
Burgess
Burton (IN)
Buyer
Calvert
Camp (MI)
Campbell (CA)
Cannon
Cantor
Capito
Cardoza
Carter
Chabot
Chocola
Cole (OK)
Conaway
Cramer
Crenshaw
Cubin
Culberson
Davis (KY)
Davis, Tom
Deal (GA)
DeLauro
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Doggett
Doolittle
Drake
Dreier
Edwards
Ehlers
Emerson
English (PA)
Everett
Feeney
Ferguson
Flake
Foley
Forbes
Foxx
Frank (MA)
Frelinghuysen
Gallegly
Garrett (NJ)
Gerlach
Gibbons
Gilchrest
Gillmor
Gingrey
Gohmert
Goode
Goodlatte
Gordon
Granger
Graves
Green (WI)
Hall
Harris
Hart
Hastings (FL)
Hastings (WA)
Hayworth
Hefley
Hensarling
Herger
Hobson
Hoekstra
Hunter
Hyde
Issa
Istook
Jenkins
Johnson, Sam
Jones (NC)
Keller
Kelly
Kilpatrick (MI)
Kind
King (IA)
Kingston
Kirk
Kline
Knollenberg
Kolbe
Kuhl (NY)
LaHood
Latham
Leach
Lee
Lewis (CA)
Lewis (KY)
Linder

LoBiondo
Lucas
Lungren, Daniel E.
Mack
Manzullo
Marchant
McCollum (MN)
McCrery
McDermott
McHenry
McHugh
McKeon
McMorris
Mica
Miller (FL)
Murphy
Myrick
Neugebauer
Ney
Northup
Norwood
Nunes
Nussle
Obey
Olver
Osborne
Otter
Oxley
Pastor
Pearce
Pence
Peterson (PA)
Petri
Pitts
Platts
Poe
Pombo
Price (GA)
Price (NC)
Pryce (OH)
Putnam
Radanovich
Ramstad
Regula
Rehberg
Reichert
Renzi
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Ros-Lehtinen
Roybal-Allard
Royce
Ryan (WI)
Ryun (KS)
Sabo
Saxton
Schmidt
Sensenbrenner
Shadegg
Shaw
Shays
Sherman
Sherwood
Shuster
Simpson
Smith (TX)
Sodrel
Souder
Stark
Sweeney
Tancredo
Taylor (NC)
Terry
Thomas
Thornberry
Tiahrt
Tiberi
Turner
Upton
Walden (OR)
Walsh
Wamp
Weldon (FL)
Weldon (PA)
Westmoreland
Whitfield
Wilson (NM)
Wilson (SC)
Wolf
Woolsey
Young (AK)
Young (FL)

NOT VOTING—7

Clyburn
Evans
Ford
Miller (MI)
Reynolds
Rothman
Sessions

So the amendment was not agreed to.

¶54.7 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment submitted by Ms. DELAURO:

At the end of the bill (before the short title), insert the following:

SEC. ____. None of the funds made available in this Act may be used to enter into any contract with an incorporated entity where such entity's sealed bid or competitive proposal shows that such entity is incorporated or chartered in Bermuda, Barbados, the Cayman Islands, Antigua, or Panama.

It was decided in the negative ..... { Yeas ..... 195 / Nays ..... 231 }

¶54.8 [Roll No. 275]

AYES—195

Abercrombie
Ackerman
Allen
Andrews
Baca
Baird
Baldwin
Barrow
Bass
Bean
Becerra
Berkley
Berman
Berry
Bishop (GA)
Bishop (NY)
Boucher
Bradley (NH)
Brady (PA)
Brown (OH)
Brown, Corrine
Capps
Capuano
Cardin
Cardoza
Carnahan
Carson
Chandler
Clay
Cleaver
Conyers
Cooper
Costa
Costello
Cramer
Cuellar
Cummings
Davis (AL)
Davis (CA)
Davis (FL)
Davis (IL)
Davis (TN)
DeFazio
DeGette
Delahunt
DeLauro
Dent
Dingell
Doggett
Doyle
Duncan
Edwards
Engel
Eshoo
Farr
Fattah
Filner
Fitzpatrick (PA)
Frank (MA)
Gerlach
Gonzalez
Gordon
Green (WI)
Green, Al
Green, Gene
Grijalva
Gutierrez
Harman
Hastings (FL)
Hayes
Herseth
Higgins
Hinchey
Hinojosa
Holden
Holt
Honda
Hoyer
Hunter
Inslee
Israel
Jackson (IL)
Jackson-Lee (TX)
Johnson, E. B.
Jones (NC)
Jones (OH)
Kanjorski
Kaptur
Kennedy (RI)
Kildee
Kilpatrick (MI)
Kind
Kucinich
Langevin
Lantos
Larsen (WA)
Larson (CT)
Leach
Lee
Levin
Lewis (GA)
Lipinski
LoBiondo
Lowey
Lynch
Maloney
Markey
Marshall
McCarthy
McCollum (MN)
McDermott
McGovern
McHugh
McIntyre
McKinney
McNulty
Meehan
Meek (FL)
Meeks (NY)
Michaud
Millender-McDonald
Miller, George
Mollohan
Moore (WI)
Moran (KS)
Murtha
Nadler
Napolitano
Neal (MA)
Northup
Oberstar
Obey
Olver
Ortiz
Owens
Pallone
Pascrell
Pastor
Payne
Pelosi
Peterson (MN)
Platts
Rahall
Rangel
Reyes
Rohrabacher
Ross
Roybal-Allard
Ruppersberger
Rush
Ryan (OH)
Sabo
Salazar
Sánchez, Linda T.
Sanders
Saxton
Schakowsky
Schiff
Schwartz (PA)
Scott (GA)
Serrano
Shays
Sherman
Sherwood
Simmons
Skelton
Slaughter
Smith (NJ)
Smith (WA)
Solis
Stark
Strickland
Stupak
Tauscher
Taylor (MS)
Thompson (MS)
Tierney
Towns
Udall (CO)
Udall (NM)
Upton
Van Hollen
Velázquez
Visclosky
Wamp
Wasserman Schultz
Waters
Watson
Waxman
Weiner
Weldon (PA)
Wexler
Whitfield
Woolsey
Wu

NOES—231

Aderholt
Akin
Alexander
Bachus
Baker
Barrett (SC)
Bartlett (MD)
Barton (TX)
Beauprez
Biggert
Bilbray
Bilirakis
Bishop (UT)
Blackburn
Blumenauer
Blunt
Boehlert
Boehner
Bonilla
Bonner
Bono
Boozman
Boren
Boswell
Boustany
Boyd
Brady (TX)
Brown (SC)
Brown-Waite, Ginny
Burgess
Burton (IN)
Butterfield
Buyer
Calvert
Camp (MI)
Campbell (CA)
Cannon
Cantor
Capito
Carter
Case
Castle
Chabot
Chocola
Coble
Cole (OK)
Conaway
Crenshaw
Crowley
Cubin
Culberson
Davis (KY)
Davis, Jo Ann
Davis, Tom
Deal (GA)
Diaz-Balart, L.
Diaz-Balart, M.
Dicks
Doolittle
Drake
Dreier
Ehlers
Emanuel
Emerson
English (PA)
Etheridge
Everett
Feeney
Ferguson
Flake
Foley
Forbes
Fortenberry
Fossella
Foxx
Franks (AZ)
Frelinghuysen
Gallegly
Garrett (NJ)
Gibbons
Gilchrest
Gillmor
Gingrey
Gohmert
Goode
Goodlatte
Granger
Graves
Gutknecht
Hall
Harris
Hart
Hastings (WA)
Hayworth
Hefley
Hensarling
Herger
Hobson
Hoekstra
Hooley
Hostettler
Hulshof
Hyde
Inglis (SC)
Issa
Istook
Jefferson
Jenkins
Jindal
Johnson (CT)
Johnson (IL)
Johnson, Sam
Keller
Kelly
Kennedy (MN)
King (IA)
King (NY)
Kingston
Kirk
Kline
Knollenberg
Kolbe
Kuhl (NY)
LaHood
Latham
LaTourette
Lewis (CA)
Lewis (KY)
Linder
Lofgren, Zoe
Lucas
Lungren, Daniel E.
Mack
Manzullo
Marchant
Matheson
Matsui
McCaul (TX)
McCotter
McCrery
McHenry
McKeon
McMorris
Melancon
Mica
Miller (FL)
Miller (NC)
Miller, Gary
Moore (KS)
Moran (VA)
Murphy
Musgrave
Myrick
Neugebauer
Ney
Norwood
Nunes
Nussle
Osborne
Otter
Oxley
Paul
Pearce
Pence
Peterson (PA)
Petri
Pickering
Pitts
Poe
Pombo
Pomeroy
Porter
Price (GA)
Price (NC)
Pryce (OH)
Putnam
Radanovich
Ramstad
Regula
Rehberg
Reichert
Renzi
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Ros-Lehtinen
Royce
Ryan (WI)
Ryun (KS)
Sanchez, Loretta
Schmidt
Schwarz (MI)
Scott (VA)
Sensenbrenner
Shadegg
Shaw
Shimkus
Shuster
Simpson
Smith (TX)
Snyder
Sodrel
Souder
Spratt
Stearns
Sullivan
Sweeney
Tancredo
Tanner
Taylor (NC)
Terry
Thomas
Thompson (CA)
Thornberry
Tiahrt
Tiberi
Turner
Walden (OR)
Walsh
Watt
Weldon (FL)
Weller
Westmoreland
Wicker
Wilson (NM)
Wilson (SC)
Wolf
Wynn
Young (AK)
Young (FL)

NOT VOTING—6

Clyburn
Evans
Ford
Miller (MI)
Rothman
Sessions

So the amendment was not agreed to.

¶54.9 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment numbered 1 submitted by Mr. HEFLEY:

At the end of the bill (before the short title), insert the following:

SEC. ____. Total appropriations made in this Act are hereby reduced by $678,000,000.

It was decided in the negative ..... { Yeas ..... 87 / Nays ..... 340 }

¶54.10 [Roll No. 276]

AYES—87

Akin
Barrett (SC)
Bartlett (MD)
Bass
Bean
Beauprez
Bilbray
Bilirakis
Blackburn
Brady (TX)
Brown-Waite, Ginny
Burton (IN)
Campbell (CA)
Cannon
Chabot
Chocola
Coble
Cooper
Davis (KY)
Davis, Jo Ann
Deal (GA)
Diaz-Balart, M.
Duncan
Feeney
Flake
Fossella
Foxx
Franks (AZ)
Garrett (NJ)
Gibbons
Gingrey
Graves
Green (WI)
Gutknecht
Harris
Hart
Hayworth
Hefley
Hensarling
Herger
Hoekstra
Hostettler
Hunter
Inglis (SC)
Issa
Jenkins
Johnson, Sam
Jones (NC)
Keller
Lewis (KY)
Linder
Lungren, Daniel E.
Mack
Manzullo
McHenry
Miller (FL)
Musgrave
Myrick
Neugebauer
Norwood
Otter
Paul
Pence
Petri
Pitts
Poe
Price (GA)
Radanovich
Ramstad
Rogers (MI)
Rohrabacher
Royce
Ryan (WI)
Ryun (KS)
Sensenbrenner
Shadegg
Shimkus
Stearns
Sullivan
Tanner
Taylor (MS)
Terry
Thornberry
Tiberi
Westmoreland
Wilson (SC)
Young (FL)

NOES—340

Abercrombie
Ackerman
Aderholt
Alexander
Allen
Andrews
Baca
Bachus
Baird
Baker
Baldwin
Barrow
Barton (TX)
Becerra
Berkley
Berman
Berry
Biggert
Bishop (GA)
Bishop (NY)
Bishop (UT)
Blumenauer
Blunt
Boehlert
Boehner
Bonilla
Bonner
Bono
Boozman
Boren
Boswell
Boucher
Boustany
Boyd
Bradley (NH)
Brady (PA)
Brown (OH)
Brown (SC)
Brown, Corrine
Burgess
Butterfield
Buyer
Calvert
Camp (MI)
Cantor
Capito
Capps
Capuano
Cardin
Cardoza
Carnahan
Carson
Carter
Case
Castle
Chandler
Clay
Cleaver
Clyburn
Cole (OK)
Conaway
Conyers
Costa
Costello
Cramer
Crenshaw
Crowley
Cubin
Cuellar
Culberson
Cummings
Davis (AL)
Davis (CA)
Davis (FL)
Davis (IL)
Davis (TN)
Davis, Tom
DeFazio
DeGette
Delahunt
DeLauro
Dent
Diaz-Balart, L.
Dicks
Dingell
Doggett
Doolittle
Doyle
Drake
Dreier
Edwards
Ehlers
Emanuel

Emerson
Engel
English (PA)
Eshoo
Etheridge
Everett
Farr
Fattah
Ferguson
Filner
Fitzpatrick (PA)
Foley
Forbes
Fortenberry
Frank (MA)
Frelinghuysen
Gallegly
Gerlach
Gilchrest
Gillmor
Gohmert
Gonzalez
Goode
Goodlatte
Gordon
Granger
Green, Al
Green, Gene
Grijalva
Gutierrez
Hall
Harman
Hastings (FL)
Hastings (WA)
Hayes
Herseth
Higgins
Hinchey
Hinojosa
Hobson
Holden
Holt
Honda
Hooley
Hoyer
Hulshof
Hyde
Inslee
Israel
Istook
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Jindal
Johnson (CT)
Johnson (IL)
Johnson, E. B.
Jones (OH)
Kanjorski
Kaptur
Kelly
Kennedy (MN)
Kennedy (RI)
Kildee
Kilpatrick (MI)
Kind
King (IA)
King (NY)
Kingston
Kirk
Kline
Knollenberg
Kolbe
Kucinich
Kuhl (NY)
LaHood
Langevin
Lantos
Larsen (WA)
Larson (CT)
Latham
LaTourette
Leach
Lee
Levin
Lewis (CA)
Lewis (GA)
Lipinski
LoBiondo
Lofgren, Zoe
Lowey
Lucas
Lynch
Maloney
Marchant
Markey
Marshall
Matheson
Matsui
McCarthy
McCaul (TX)
McCollum (MN)
McCotter
McCrery
McDermott
McGovern
McHugh
McIntyre
McKeon
McKinney
McMorris
McNulty
Meehan
Meek (FL)
Meeks (NY)
Melancon
Mica
Michaud
Millender-McDonald
Miller (NC)
Miller, Gary
Miller, George
Mollohan
Moore (KS)
Moore (WI)
Moran (KS)
Moran (VA)
Murphy
Murtha
Nadler
Napolitano
Neal (MA)
Ney
Northup
Nunes
Nussle
Oberstar
Obey
Olver
Ortiz
Osborne
Owens
Oxley
Pallone
Pascrell
Pastor
Payne
Pearce
Pelosi
Peterson (MN)
Peterson (PA)
Pickering
Platts
Pombo
Pomeroy
Porter
Price (NC)
Pryce (OH)
Putnam
Rahall
Rangel
Regula
Rehberg
Reichert
Renzi
Reyes
Reynolds
Rogers (AL)
Rogers (KY)
Ros-Lehtinen
Ross
Roybal-Allard
Ruppersberger
Rush
Ryan (OH)
Sabo
Salazar
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Saxton
Schakowsky
Schiff
Schmidt
Schwartz (PA)
Schwarz (MI)
Scott (GA)
Scott (VA)
Serrano
Shaw
Shays
Sherman
Sherwood
Shuster
Simmons
Simpson
Skelton
Slaughter
Smith (NJ)
Smith (TX)
Smith (WA)
Snyder
Sodrel
Solis
Souder
Spratt
Stark
Strickland
Stupak
Sweeney
Tancredo
Tauscher
Taylor (NC)
Thomas
Thompson (CA)
Thompson (MS)
Tiahrt
Tierney
Towns
Turner
Udall (CO)
Udall (NM)
Upton
Van Hollen
Velázquez
Visclosky
Walden (OR)
Walsh
Wamp
Wasserman Schultz
Waters
Watson
Watt
Waxman
Weiner
Weldon (FL)
Weldon (PA)
Weller
Wexler
Whitfield
Wicker
Wilson (NM)
Wolf
Woolsey
Wu
Wynn
Young (AK)

NOT VOTING—5

Evans
Ford
Miller (MI)
Rothman
Sessions

So the amendment was not agreed to.

¶54.11 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment submitted by Mr. FLAKE:

At the end of the bill (before the short title), insert the following:

SEC. ____. None of the funds made available by this Act may be used for the city of Banning, California, for renovations to the city-owned pool.

It was decided in the negative ..... { Yeas ..... 61 / Nays 365

¶54.12 [Roll No. 277]

AYES—61

Akin
Barrett (SC)
Bartlett (MD)
Bean
Biggert
Blackburn
Blumenauer
Bradley (NH)
Burton (IN)
Cannon
Cantor
Chabot
Chocola
Coble
Cooper
Davis (KY)
Deal (GA)
Duncan
Feeney
Flake
Frank (MA)
Franks (AZ)
Garrett (NJ)
Gibbons
Gingrey
Gohmert
Green (WI)
Harris
Hayworth
Hefley
Hensarling
Inglis (SC)
Johnson, Sam
Jones (NC)
Keller
Kennedy (MN)
King (IA)
Linder
Matheson
Meehan
Musgrave
Neugebauer
Norwood
Otter
Paul
Pence
Petri
Pitts
Poe
Porter
Price (GA)
Ramstad
Ryan (WI)
Schakowsky
Sensenbrenner
Shadegg
Sullivan
Tancredo
Tanner
Tierney
Westmoreland

NOES—365

Abercrombie
Ackerman
Aderholt
Alexander
Allen
Andrews
Baca
Bachus
Baird
Baker
Baldwin
Barrow
Barton (TX)
Bass
Beauprez
Becerra
Berkley
Berman
Berry
Bilbray
Bilirakis
Bishop (GA)
Bishop (NY)
Bishop (UT)
Blunt
Boehlert
Boehner
Bonilla
Bonner
Bono
Boozman
Boren
Boswell
Boucher
Boustany
Boyd
Brady (PA)
Brady (TX)
Brown (OH)
Brown (SC)
Brown, Corrine
Brown-Waite, Ginny
Burgess
Butterfield
Buyer
Calvert
Camp (MI)
Campbell (CA)
Capito
Capps
Capuano
Cardin
Cardoza
Carnahan
Carson
Carter
Case
Castle
Chandler
Clay
Cleaver
Clyburn
Cole (OK)
Conaway
Conyers
Costa
Costello
Cramer
Crenshaw
Crowley
Cubin
Cuellar
Culberson
Cummings
Davis (AL)
Davis (CA)
Davis (FL)
Davis (IL)
Davis (TN)
Davis, Jo Ann
Davis, Tom
DeFazio
DeGette
Delahunt
DeLauro
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Dicks
Dingell
Doggett
Doolittle
Doyle
Drake
Dreier
Edwards
Ehlers
Emanuel
Emerson
Engel
English (PA)
Eshoo
Etheridge
Everett
Farr
Fattah
Ferguson
Filner
Fitzpatrick (PA)
Foley
Forbes
Fortenberry
Fossella
Foxx
Frelinghuysen
Gallegly
Gerlach
Gilchrest
Gillmor
Gonzalez
Goode
Goodlatte
Gordon
Granger
Graves
Green, Al
Green, Gene
Grijalva
Gutierrez
Gutknecht
Hall
Harman
Hastings (FL)
Hastings (WA)
Hayes
Herger
Herseth
Higgins
Hinchey
Hinojosa
Hobson
Hoekstra
Holden
Holt
Honda
Hooley
Hostettler
Hoyer
Hulshof
Hunter
Hyde
Inslee
Israel
Issa
Istook
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Jenkins
Jindal
Johnson (CT)
Johnson (IL)
Johnson, E. B.
Jones (OH)
Kanjorski
Kaptur
Kelly
Kennedy (RI)
Kildee
Kilpatrick (MI)
Kind
King (NY)
Kingston
Kirk
Kline
Knollenberg
Kolbe
Kucinich
Kuhl (NY)
LaHood
Langevin
Lantos
Larsen (WA)
Larson (CT)
Latham
LaTourette
Leach
Lee
Levin
Lewis (CA)
Lewis (GA)
Lewis (KY)
Lipinski
LoBiondo
Lofgren, Zoe
Lowey
Lucas
Lungren, Daniel E.
Lynch
Mack
Maloney
Manzullo
Marchant
Markey
Marshall
Matsui
McCarthy
McCaul (TX)
McCollum (MN)
McCotter
McCrery
McDermott
McGovern
McHenry
McHugh
McIntyre
McKeon
McKinney
McMorris
McNulty
Meek (FL)
Meeks (NY)
Melancon
Mica
Michaud
Millender-McDonald
Miller (FL)
Miller (NC)
Miller, Gary
Miller, George
Mollohan
Moore (KS)
Moore (WI)
Moran (KS)
Moran (VA)
Murphy
Murtha
Myrick
Nadler
Napolitano
Neal (MA)
Ney
Northup
Nunes
Nussle
Oberstar
Obey
Olver
Ortiz
Osborne
Owens
Oxley
Pallone
Pascrell
Pastor
Payne
Pearce
Pelosi
Peterson (MN)
Peterson (PA)
Pickering
Platts
Pombo
Pomeroy
Price (NC)
Pryce (OH)
Putnam
Radanovich
Rahall
Rangel
Regula
Rehberg
Reichert
Renzi
Reyes
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Ros-Lehtinen
Ross
Roybal-Allard
Royce
Ruppersberger
Rush
Ryan (OH)
Ryun (KS)
Sabo
Salazar
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Saxton
Schiff
Schmidt
Schwartz (PA)
Schwarz (MI)
Scott (GA)
Scott (VA)
Serrano
Shaw
Shays
Sherman
Sherwood
Shimkus
Shuster
Simmons
Simpson
Skelton
Slaughter
Smith (NJ)
Smith (TX)
Smith (WA)
Snyder
Sodrel
Solis
Souder
Spratt
Stark
Stearns
Strickland
Stupak
Sweeney
Tauscher
Taylor (MS)
Taylor (NC)
Terry
Thomas
Thompson (CA)
Thompson (MS)
Thornberry
Tiahrt
Tiberi
Towns
Turner
Udall (CO)
Udall (NM)
Upton
Van Hollen
Velázquez
Visclosky
Walden (OR)
Walsh
Wamp
Wasserman Schultz
Waters
Watson
Watt
Waxman
Weiner
Weldon (FL)
Weldon (PA)
Weller
Wexler
Whitfield
Wicker
Wilson (NM)
Wilson (SC)
Wolf
Woolsey
Wu
Wynn
Young (AK)
Young (FL)

NOT VOTING—6

Evans
Ford
Hart
Miller (MI)
Rothman
Sessions

So the amendment was not agreed to.

¶54.13 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment submitted by Mr. FLAKE:

At the end of the bill (before the short title), insert the following:

SEC. ____. None of the funds made available by this Act may be used by the city of Weirton, West Virginia, for planning and design, construction, renovation, and build out of facilities.

It was decided in the negative ..... { Yeas ..... 73 / Nays ..... 353 / Answered present 1

¶54.14 [Roll No. 278]

AYES—73

Akin
Barrett (SC)
Bass
Bean
Beauprez
Biggert
Bishop (UT)
Blackburn
Bradley (NH)
Brady (TX)
Burton (IN)
Cannon
Cantor
Chabot
Chocola
Coble
Cooper
Davis (KY)
Deal (GA)
Duncan
Ehlers
Feeney
Flake
Fossella
Franks (AZ)
Garrett (NJ)
Gibbons
Gillmor
Green (WI)
Gutknecht

Harris
Hayworth
Hefley
Hensarling
Herger
Inglis (SC)
Jenkins
Jindal
Johnson (IL)
Johnson, Sam
Keller
Kennedy (MN)
King (IA)
Kirk
Kline
Linder
Lungren, Daniel E.
Matheson
McHenry
Miller (FL)
Musgrave
Myrick
Neugebauer
Norwood
Otter
Paul
Pence
Petri
Pitts
Poe
Porter
Price (GA)
Ramstad
Ryan (WI)
Sensenbrenner
Shadegg
Shimkus
Stearns
Sullivan
Tancredo
Tanner
Tiberi
Westmoreland

NOES—353

Abercrombie
Ackerman
Aderholt
Alexander
Allen
Andrews
Baca
Bachus
Baird
Baker
Baldwin
Barrow
Bartlett (MD)
Barton (TX)
Becerra
Berkley
Berman
Berry
Bilbray
Bilirakis
Bishop (GA)
Bishop (NY)
Blumenauer
Blunt
Boehlert
Boehner
Bonilla
Bonner
Bono
Boozman
Boren
Boswell
Boucher
Boustany
Boyd
Brady (PA)
Brown (OH)
Brown (SC)
Brown, Corrine
Brown-Waite, Ginny
Burgess
Butterfield
Buyer
Calvert
Camp (MI)
Campbell (CA)
Capito
Capps
Capuano
Cardin
Cardoza
Carnahan
Carson
Carter
Case
Castle
Chandler
Clay
Cleaver
Clyburn
Cole (OK)
Conaway
Conyers
Costa
Costello
Cramer
Crenshaw
Crowley
Cubin
Cuellar
Culberson
Cummings
Davis (AL)
Davis (CA)
Davis (FL)
Davis (IL)
Davis (TN)
Davis, Jo Ann
Davis, Tom
DeFazio
DeGette
Delahunt
DeLauro
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Dicks
Dingell
Doggett
Doolittle
Doyle
Drake
Dreier
Edwards
Emanuel
Emerson
Engel
English (PA)
Eshoo
Etheridge
Everett
Farr
Fattah
Ferguson
Filner
Fitzpatrick (PA)
Foley
Forbes
Fortenberry
Foxx
Frank (MA)
Frelinghuysen
Gallegly
Gerlach
Gilchrest
Gingrey
Gohmert
Gonzalez
Goode
Goodlatte
Gordon
Granger
Graves
Green, Al
Green, Gene
Grijalva
Gutierrez
Hall
Harman
Hart
Hastings (FL)
Hayes
Herseth
Higgins
Hinchey
Hinojosa
Hobson
Hoekstra
Holden
Holt
Honda
Hooley
Hostettler
Hoyer
Hulshof
Hunter
Hyde
Inslee
Israel
Issa
Istook
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Johnson (CT)
Johnson, E. B.
Jones (NC)
Jones (OH)
Kanjorski
Kaptur
Kelly
Kennedy (RI)
Kildee
Kilpatrick (MI)
Kind
King (NY)
Kingston
Knollenberg
Kolbe
Kucinich
Kuhl (NY)
LaHood
Langevin
Lantos
Larsen (WA)
Larson (CT)
Latham
LaTourette
Leach
Lee
Levin
Lewis (CA)
Lewis (GA)
Lewis (KY)
Lipinski
LoBiondo
Lofgren, Zoe
Lowey
Lucas
Lynch
Mack
Maloney
Manzullo
Marchant
Markey
Marshall
Matsui
McCarthy
McCaul (TX)
McCollum (MN)
McCotter
McCrery
McDermott
McGovern
McHugh
McIntyre
McKeon
McKinney
McMorris
McNulty
Meehan
Meek (FL)
Meeks (NY)
Melancon
Mica
Michaud
Millender-McDonald
Miller (NC)
Miller, Gary
Miller, George
Mollohan
Moore (KS)
Moore (WI)
Moran (KS)
Moran (VA)
Murphy
Murtha
Nadler
Napolitano
Neal (MA)
Ney
Northup
Nunes
Nussle
Oberstar
Obey
Olver
Ortiz
Osborne
Owens
Oxley
Pallone
Pascrell
Pastor
Payne
Pearce
Pelosi
Peterson (MN)
Peterson (PA)
Pickering
Platts
Pombo
Pomeroy
Price (NC)
Pryce (OH)
Putnam
Radanovich
Rahall
Rangel
Regula
Rehberg
Reichert
Renzi
Reyes
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Ros-Lehtinen
Ross
Roybal-Allard
Royce
Ruppersberger
Rush
Ryan (OH)
Ryun (KS)
Sabo
Salazar
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Saxton
Schakowsky
Schiff
Schmidt
Schwartz (PA)
Schwarz (MI)
Scott (GA)
Scott (VA)
Serrano
Shaw
Shays
Sherman
Sherwood
Shuster
Simmons
Simpson
Skelton
Slaughter
Smith (NJ)
Smith (TX)
Smith (WA)
Snyder
Sodrel
Solis
Souder
Spratt
Stark
Strickland
Stupak
Sweeney
Tauscher
Taylor (MS)
Taylor (NC)
Terry
Thomas
Thompson (CA)
Thompson (MS)
Thornberry
Tiahrt
Tierney
Towns
Turner
Udall (CO)
Udall (NM)
Upton
Van Hollen
Velázquez
Visclosky
Walden (OR)
Walsh
Wamp
Wasserman Schultz
Waters
Watson
Watt
Waxman
Weiner
Weldon (FL)
Weldon (PA)
Weller
Wexler
Whitfield
Wicker
Wilson (NM)
Wilson (SC)
Wolf
Woolsey
Wu
Wynn
Young (AK)
Young (FL)

ANSWERED ''PRESENT''—1

Hastings (WA)

NOT VOTING—5

Evans
Ford
Miller (MI)
Rothman
Sessions

So the amendment was not agreed to.

¶54.15 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment submitted by Mr. FLAKE:

At the end of the bill (before the short title), insert the following:

SEC. ____. None of the funds made available by this Act may be used by the city of Yucaupa, California, for the design and construction of a multipurpose athletic facility at Crafton Hills College.

It was decided in the negative ..... { Yeas ..... 58 / Nays 368

¶54.16 [Roll No. 279]

AYES—58

Akin
Barrett (SC)
Bartlett (MD)
Bass
Bean
Biggert
Bilirakis
Bishop (UT)
Blackburn
Bradley (NH)
Burton (IN)
Cannon
Chabot
Chocola
Coble
Cooper
Deal (GA)
Feeney
Flake
Franks (AZ)
Garrett (NJ)
Gibbons
Green (WI)
Gutknecht
Hayworth
Hefley
Hensarling
Herger
Inglis (SC)
Johnson, Sam
Jones (NC)
Kennedy (MN)
King (IA)
Kline
Linder
Matheson
Miller (FL)
Musgrave
Neugebauer
Norwood
Otter
Paul
Pence
Petri
Pitts
Poe
Porter
Price (GA)
Ramstad
Ryan (WI)
Sensenbrenner
Shadegg
Stearns
Sullivan
Tancredo
Tanner
Tiberi
Westmoreland

NOES—368

Abercrombie
Ackerman
Aderholt
Alexander
Allen
Andrews
Baca
Bachus
Baird
Baker
Baldwin
Barrow
Barton (TX)
Beauprez
Becerra
Berkley
Berman
Berry
Bilbray
Bishop (GA)
Bishop (NY)
Blumenauer
Blunt
Boehlert
Boehner
Bonilla
Bonner
Bono
Boozman
Boren
Boswell
Boucher
Boustany
Boyd
Brady (PA)
Brady (TX)
Brown (OH)
Brown (SC)
Brown, Corrine
Brown-Waite, Ginny
Burgess
Butterfield
Buyer
Calvert
Camp (MI)
Campbell (CA)
Cantor
Capito
Capps
Capuano
Cardin
Cardoza
Carnahan
Carson
Carter
Case
Castle
Chandler
Clay
Cleaver
Clyburn
Cole (OK)
Conaway
Conyers
Costa
Costello
Cramer
Crenshaw
Crowley
Cubin
Cuellar
Culberson
Cummings
Davis (AL)
Davis (CA)
Davis (FL)
Davis (IL)
Davis (KY)
Davis (TN)
Davis, Jo Ann
Davis, Tom
DeFazio
DeGette
Delahunt
DeLauro
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Dicks
Dingell
Doggett
Doolittle
Doyle
Drake
Dreier
Duncan
Edwards
Ehlers
Emanuel
Emerson
Engel
English (PA)
Eshoo
Etheridge
Everett
Farr
Fattah
Ferguson
Filner
Fitzpatrick (PA)
Foley
Forbes
Fortenberry
Fossella
Foxx
Frank (MA)
Frelinghuysen
Gallegly
Gerlach
Gilchrest
Gillmor
Gingrey
Gohmert
Gonzalez
Goode
Goodlatte
Gordon
Granger
Graves
Green, Al
Green, Gene
Grijalva
Gutierrez
Hall
Harman
Harris
Hart
Hastings (FL)
Hastings (WA)
Hayes
Herseth
Higgins
Hinchey
Hinojosa
Hobson
Hoekstra
Holden
Holt
Honda
Hooley
Hostettler
Hoyer
Hulshof
Hunter
Hyde
Inslee
Israel
Issa
Istook
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Jenkins
Jindal
Johnson (CT)
Johnson (IL)
Johnson, E. B.
Jones (OH)
Kanjorski
Kaptur
Keller
Kelly
Kennedy (RI)
Kildee
Kilpatrick (MI)
Kind
King (NY)
Kingston
Kirk
Knollenberg
Kolbe
Kucinich
Kuhl (NY)
LaHood
Langevin
Lantos
Larsen (WA)
Larson (CT)
Latham
LaTourette
Leach
Lee
Levin
Lewis (CA)
Lewis (GA)
Lewis (KY)
Lipinski
LoBiondo
Lofgren, Zoe
Lowey
Lucas
Lungren, Daniel E.
Lynch
Mack
Maloney
Manzullo
Marchant
Markey
Marshall
Matsui
McCarthy
McCaul (TX)
McCollum (MN)
McCotter
McCrery
McDermott
McGovern
McHenry
McHugh
McIntyre
McKeon
McKinney
McMorris
McNulty
Meehan
Meek (FL)
Meeks (NY)
Melancon
Mica
Michaud
Millender-McDonald
Miller (NC)
Miller, Gary
Miller, George
Mollohan
Moore (KS)
Moore (WI)
Moran (KS)
Moran (VA)
Murphy
Murtha
Myrick
Nadler
Napolitano
Neal (MA)
Ney
Northup
Nunes
Nussle
Oberstar
Obey
Olver
Ortiz
Osborne
Owens
Oxley
Pallone
Pascrell
Pastor
Payne
Pearce
Pelosi
Peterson (MN)
Peterson (PA)
Pickering
Platts
Pombo
Pomeroy
Price (NC)
Pryce (OH)
Putnam
Radanovich
Rahall
Rangel
Regula
Rehberg
Reichert
Renzi
Reyes
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Ros-Lehtinen
Ross
Roybal-Allard
Royce
Ruppersberger
Rush
Ryan (OH)
Ryun (KS)
Sabo
Salazar
Sánchez, Linda T.
Sanchez, Loretta
Saxton
Schakowsky
Schiff
Schmidt
Schwartz (PA)
Schwarz (MI)
Scott (GA)
Scott (VA)
Serrano
Shaw
Shays
Sherman
Sherwood
Shimkus
Shuster
Simmons
Simpson
Skelton
Slaughter
Smith (NJ)
Smith (TX)
Smith (WA)
Snyder
Sodrel
Solis
Souder

Spratt
Stark
Strickland
Stupak
Sweeney
Tauscher
Taylor (MS)
Taylor (NC)
Terry
Thomas
Thompson (CA)
Thompson (MS)
Thornberry
Tiahrt
Tierney
Towns
Turner
Udall (CO)
Udall (NM)
Upton
Van Hollen
Velázquez
Visclosky
Walden (OR)
Walsh
Wamp
Wasserman Schultz
Waters
Watson
Watt
Waxman
Weiner
Weldon (FL)
Weldon (PA)
Weller
Wexler
Whitfield
Wicker
Wilson (NM)
Wilson (SC)
Wolf
Woolsey
Wu
Wynn
Young (AK)
Young (FL)

NOT VOTING—6

Evans
Ford
Miller (MI)
Rothman
Sanders
Sessions

So the amendment was not agreed to.

¶54.17 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment submitted by Mr. FLAKE:

At the end of the bill (before the short title), insert the following:

SEC. ____. None of the funds made available by this Act may be used by the Strand Theater Arts Center in Plattsburgh, New York, to convert the Strand Theater into a performing arts center.

It was decided in the negative ..... { Yeas ..... 61 / Nays 366

¶54.18 [Roll No. 280]

AYES—61

Akin
Barrett (SC)
Bartlett (MD)
Bass
Bean
Beauprez
Biggert
Blackburn
Bradley (NH)
Cannon
Chabot
Chocola
Coble
Cooper
Deal (GA)
Feeney
Flake
Ford
Frank (MA)
Franks (AZ)
Garrett (NJ)
Gibbons
Green (WI)
Gutknecht
Harris
Hayworth
Hefley
Hensarling
Herger
Inglis (SC)
Jenkins
Jindal
Johnson, Sam
Jones (NC)
Kennedy (MN)
King (IA)
Linder
Lungren, Daniel E.
Matheson
Miller (FL)
Musgrave
Neugebauer
Norwood
Otter
Paul
Pence
Petri
Pitts
Poe
Porter
Price (GA)
Ramstad
Ryan (WI)
Sensenbrenner
Shadegg
Stearns
Sullivan
Tancredo
Tanner
Tierney
Westmoreland

NOES—366

Abercrombie
Ackerman
Aderholt
Alexander
Allen
Andrews
Baca
Bachus
Baird
Baker
Baldwin
Barrow
Barton (TX)
Becerra
Berkley
Berman
Berry
Bilbray
Bilirakis
Bishop (GA)
Bishop (NY)
Bishop (UT)
Blumenauer
Blunt
Boehlert
Boehner
Bonilla
Bonner
Bono
Boozman
Boren
Boswell
Boucher
Boustany
Boyd
Brady (PA)
Brady (TX)
Brown (OH)
Brown (SC)
Brown, Corrine
Brown-Waite, Ginny
Burgess
Burton (IN)
Butterfield
Buyer
Calvert
Camp (MI)
Campbell (CA)
Cantor
Capito
Capps
Capuano
Cardin
Cardoza
Carnahan
Carson
Carter
Case
Castle
Chandler
Clay
Cleaver
Clyburn
Cole (OK)
Conaway
Conyers
Costa
Costello
Cramer
Crenshaw
Crowley
Cubin
Cuellar
Culberson
Cummings
Davis (AL)
Davis (CA)
Davis (FL)
Davis (IL)
Davis (KY)
Davis (TN)
Davis, Jo Ann
Davis, Tom
DeFazio
DeGette
Delahunt
DeLauro
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Dicks
Dingell
Doggett
Doolittle
Doyle
Drake
Dreier
Duncan
Edwards
Ehlers
Emanuel
Emerson
Engel
English (PA)
Eshoo
Etheridge
Everett
Farr
Fattah
Ferguson
Filner
Fitzpatrick (PA)
Foley
Forbes
Fortenberry
Fossella
Foxx
Frelinghuysen
Gallegly
Gerlach
Gilchrest
Gillmor
Gingrey
Gohmert
Gonzalez
Goode
Goodlatte
Gordon
Granger
Graves
Green, Al
Green, Gene
Grijalva
Gutierrez
Hall
Harman
Hart
Hastings (FL)
Hastings (WA)
Hayes
Herseth
Higgins
Hinchey
Hinojosa
Hobson
Hoekstra
Holden
Holt
Honda
Hooley
Hostettler
Hoyer
Hulshof
Hunter
Hyde
Inslee
Israel
Issa
Istook
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Johnson (CT)
Johnson (IL)
Johnson, E. B.
Jones (OH)
Kanjorski
Kaptur
Keller
Kelly
Kennedy (RI)
Kildee
Kilpatrick (MI)
Kind
King (NY)
Kingston
Kirk
Kline
Knollenberg
Kolbe
Kucinich
Kuhl (NY)
LaHood
Langevin
Lantos
Larsen (WA)
Latham
LaTourette
Leach
Lee
Levin
Lewis (CA)
Lewis (GA)
Lewis (KY)
Lipinski
LoBiondo
Lofgren, Zoe
Lowey
Lucas
Lynch
Mack
Maloney
Manzullo
Marchant
Markey
Marshall
Matsui
McCarthy
McCaul (TX)
McCollum (MN)
McCotter
McCrery
McDermott
McGovern
McHenry
McHugh
McIntyre
McKeon
McKinney
McMorris
McNulty
Meehan
Meek (FL)
Meeks (NY)
Melancon
Mica
Michaud
Millender-McDonald
Miller (NC)
Miller, Gary
Miller, George
Mollohan
Moore (KS)
Moore (WI)
Moran (KS)
Moran (VA)
Murphy
Murtha
Myrick
Nadler
Napolitano
Neal (MA)
Ney
Northup
Nunes
Nussle
Oberstar
Obey
Olver
Ortiz
Osborne
Owens
Oxley
Pallone
Pascrell
Pastor
Payne
Pearce
Pelosi
Peterson (MN)
Peterson (PA)
Pickering
Platts
Pombo
Pomeroy
Price (NC)
Pryce (OH)
Putnam
Radanovich
Rahall
Rangel
Regula
Rehberg
Reichert
Renzi
Reyes
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Ros-Lehtinen
Ross
Roybal-Allard
Royce
Ruppersberger
Rush
Ryan (OH)
Ryun (KS)
Sabo
Salazar
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Saxton
Schakowsky
Schiff
Schmidt
Schwartz (PA)
Schwarz (MI)
Scott (GA)
Scott (VA)
Serrano
Shaw
Shays
Sherman
Sherwood
Shimkus
Shuster
Simmons
Simpson
Skelton
Slaughter
Smith (NJ)
Smith (TX)
Smith (WA)
Snyder
Sodrel
Solis
Souder
Spratt
Stark
Strickland
Stupak
Sweeney
Tauscher
Taylor (MS)
Taylor (NC)
Terry
Thomas
Thompson (CA)
Thompson (MS)
Thornberry
Tiahrt
Tiberi
Towns
Turner
Udall (CO)
Udall (NM)
Upton
Van Hollen
Velázquez
Visclosky
Walden (OR)
Walsh
Wamp
Wasserman Schultz
Waters
Watson
Watt
Waxman
Weiner
Weldon (FL)
Weldon (PA)
Weller
Wexler
Whitfield
Wicker
Wilson (NM)
Wilson (SC)
Wolf
Woolsey
Wu
Wynn
Young (AK)
Young (FL)

NOT VOTING—5

Evans
Larson (CT)
Miller (MI)
Rothman
Sessions

So the amendment was not agreed to.

¶54.19 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment submitted by Mr. HASTINGS of Florida:

At the end of the bill, before the short title, insert the following:

SEC. ____. None of the funds made available in this Act may be used to eliminate, consolidate, co-locate, or plan for the consolidation or co-location of a Terminal Radar Approach Control (TRACON).

It was decided in the affirmative ..... { Yeas ..... 261 / Nays 166

¶54.20 [Roll No. 281]

AYES—261

Abercrombie
Ackerman
Andrews
Baca
Baird
Baldwin
Barrow
Bass
Bean
Becerra
Berman
Berry
Bilirakis
Bishop (GA)
Bishop (NY)
Bishop (UT)
Blumenauer
Boehlert
Bono
Boozman
Boren
Boswell
Boucher
Boyd
Bradley (NH)
Brady (PA)
Brown (OH)
Brown, Corrine
Butterfield
Capps
Capuano
Cardin
Cardoza
Carnahan
Carson
Case
Chabot
Chandler
Clay
Cleaver
Clyburn
Cole (OK)
Conaway
Conyers
Cooper
Costa
Costello
Cramer
Crowley
Cuellar
Cummings
Davis (AL)
Davis (CA)
Davis (FL)
Davis (IL)
Davis (KY)
Davis (TN)
DeFazio
DeGette
Delahunt
DeLauro
Diaz-Balart, L.
Diaz-Balart, M.
Dingell
Doggett
Doyle
Duncan
Edwards
Emanuel
Engel
English (PA)
Eshoo
Etheridge
Farr
Fattah
Ferguson
Filner
Foley
Ford
Fortenberry
Fossella
Frank (MA)
Gohmert
Gonzalez
Goodlatte
Gordon
Green (WI)
Green, Al
Green, Gene
Grijalva
Harman
Harris
Hastings (FL)
Herseth
Higgins
Hinchey
Hinojosa
Holden
Holt
Honda
Hooley
Hoyer
Inslee
Israel
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Jenkins
Johnson (CT)
Johnson, E. B.
Jones (NC)
Jones (OH)
Kanjorski
Kaptur
Kelly
Kennedy (MN)
Kennedy (RI)
Kildee
Kilpatrick (MI)
Kind
King (NY)
Kucinich
Kuhl (NY)
Langevin
Lantos
Larsen (WA)
Larson (CT)
LaTourette
Lee
Levin
Lewis (GA)
Lewis (KY)
Lipinski
LoBiondo
Lofgren, Zoe
Lowey
Lynch
Mack
Maloney
Manzullo
Markey
Marshall
Matheson
Matsui
McCarthy
McCaul (TX)
McCollum (MN)
McCotter
McDermott
McGovern
McHugh
McIntyre
McKinney
McMorris
McNulty
Meehan
Meek (FL)
Meeks (NY)
Melancon
Michaud
Millender-McDonald
Miller (FL)
Miller (NC)
Miller, George
Mollohan
Moore (KS)
Moore (WI)
Murphy
Murtha
Nadler
Napolitano
Neal (MA)
Neugebauer
Ney
Oberstar
Obey
Olver
Ortiz
Otter
Owens
Pallone
Pascrell
Pastor
Paul
Payne
Pelosi
Peterson (MN)
Poe
Pombo
Pomeroy
Porter
Price (NC)
Rahall
Ramstad
Rangel
Rehberg
Renzi
Reyes
Ros-Lehtinen
Ross
Roybal-Allard
Ruppersberger
Rush
Ryan (OH)
Ryan (WI)
Sabo
Salazar
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Saxton
Schakowsky
Schiff
Schwartz (PA)
Scott (GA)
Scott (VA)
Serrano
Shaw
Sherman
Shimkus
Simmons
Simpson
Skelton
Slaughter
Smith (NJ)
Smith (WA)
Snyder
Solis

Souder
Spratt
Stark
Strickland
Stupak
Sweeney
Tanner
Tauscher
Taylor (MS)
Thompson (CA)
Thompson (MS)
Thornberry
Tiberi
Tierney
Towns
Udall (CO)
Udall (NM)
Van Hollen
Velázquez
Visclosky
Walden (OR)
Wasserman Schultz
Waters
Watson
Watt
Waxman
Weiner
Wexler
Whitfield
Woolsey
Wu
Wynn
Young (FL)

NOES—166

Aderholt
Akin
Alexander
Allen
Bachus
Baker
Barrett (SC)
Bartlett (MD)
Barton (TX)
Beauprez
Berkley
Biggert
Bilbray
Blackburn
Blunt
Boehner
Bonilla
Bonner
Boustany
Brady (TX)
Brown (SC)
Brown-Waite, Ginny
Burgess
Burton (IN)
Buyer
Calvert
Camp (MI)
Campbell (CA)
Cannon
Cantor
Capito
Carter
Castle
Chocola
Coble
Crenshaw
Cubin
Culberson
Davis, Jo Ann
Davis, Tom
Deal (GA)
Dent
Dicks
Doolittle
Drake
Dreier
Ehlers
Emerson
Everett
Feeney
Fitzpatrick (PA)
Flake
Forbes
Foxx
Franks (AZ)
Frelinghuysen
Gallegly
Garrett (NJ)
Gerlach
Gibbons
Gilchrest
Gillmor
Gingrey
Goode
Granger
Graves
Gutknecht
Hall
Hart
Hastings (WA)
Hayes
Hayworth
Hefley
Hensarling
Herger
Hobson
Hoekstra
Hostettler
Hulshof
Hunter
Hyde
Inglis (SC)
Issa
Istook
Jindal
Johnson (IL)
Johnson, Sam
Keller
King (IA)
Kingston
Kirk
Kline
Knollenberg
Kolbe
LaHood
Latham
Leach
Lewis (CA)
Linder
Lucas
Lungren, Daniel E.
Marchant
McCrery
McHenry
McKeon
Mica
Miller, Gary
Moran (KS)
Moran (VA)
Musgrave
Myrick
Northup
Norwood
Nunes
Nussle
Osborne
Oxley
Pearce
Pence
Peterson (PA)
Petri
Pickering
Pitts
Platts
Price (GA)
Pryce (OH)
Putnam
Radanovich
Regula
Reichert
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Royce
Ryun (KS)
Schmidt
Schwarz (MI)
Sensenbrenner
Shadegg
Shays
Sherwood
Shuster
Smith (TX)
Sodrel
Stearns
Sullivan
Tancredo
Taylor (NC)
Terry
Thomas
Tiahrt
Turner
Upton
Walsh
Wamp
Weldon (FL)
Weldon (PA)
Weller
Westmoreland
Wicker
Wilson (NM)
Wilson (SC)
Wolf
Young (AK)

NOT VOTING—5

Evans
Gutierrez
Miller (MI)
Rothman
Sessions

So the amendment was agreed to.

After some further time,

¶54.21 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment submitted by Mr. FRANK of Massachusetts:

At the end of the bill (before the short title), insert the following:

SEC. ____. None of the funds made available in this Act may be used by the Department of Housing and Urban Development to implement, administer, or enforce the second sentence of section 6c of the Department's Notice PIH 2006–5 (HA), dated January 13, 2006.

It was decided in the negative { Yeas ..... 214 / Nays ..... 214 }

¶54.22 [Roll No. 282]

AYES—214

Abercrombie
Ackerman
Allen
Andrews
Baca
Baird
Baldwin
Barrow
Bean
Becerra
Berkley
Berman
Berry
Bishop (GA)
Bishop (NY)
Blumenauer
Boehlert
Boren
Boswell
Boucher
Boyd
Brady (PA)
Brown (OH)
Brown, Corrine
Butterfield
Capps
Capuano
Cardin
Cardoza
Carnahan
Carson
Case
Castle
Chandler
Clay
Cleaver
Clyburn
Conyers
Cooper
Costa
Costello
Cramer
Crowley
Cuellar
Cummings
Davis (AL)
Davis (CA)
Davis (FL)
Davis (IL)
Davis (TN)
DeFazio
DeGette
Delahunt
DeLauro
Dicks
Dingell
Doggett
Doyle
Edwards
Emanuel
Engel
Eshoo
Etheridge
Evans
Farr
Fattah
Filner
Fitzpatrick (PA)
Ford
Frank (MA)
Gerlach
Gilchrest
Gonzalez
Gordon
Green, Al
Green, Gene
Grijalva
Gutierrez
Harman
Harris
Hastings (FL)
Herseth
Higgins
Hinchey
Hinojosa
Holt
Honda
Hooley
Hoyer
Inslee
Israel
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Johnson (CT)
Johnson, E. B.
Jones (OH)
Kanjorski
Kaptur
Kennedy (RI)
Kildee
Kilpatrick (MI)
Kind
Kucinich
Langevin
Lantos
Larsen (WA)
Larson (CT)
Leach
Lee
Levin
Lewis (GA)
Lipinski
Lofgren, Zoe
Lowey
Lynch
Maloney
Markey
Marshall
Matheson
Matsui
McCarthy
McCollum (MN)
McDermott
McGovern
McHugh
McIntyre
McKinney
McNulty
Meehan
Meek (FL)
Meeks (NY)
Melancon
Michaud
Millender-McDonald
Miller (NC)
Miller, George
Mollohan
Moore (KS)
Moore (WI)
Moran (VA)
Murtha
Nadler
Napolitano
Neal (MA)
Oberstar
Obey
Olver
Ortiz
Owens
Pallone
Pascrell
Pastor
Payne
Pelosi
Peterson (MN)
Platts
Pomeroy
Price (NC)
Rahall
Ramstad
Rangel
Reichert
Reyes
Ross
Roybal-Allard
Ruppersberger
Rush
Ryan (OH)
Sabo
Salazar
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Schakowsky
Schiff
Scott (GA)
Scott (VA)
Serrano
Shays
Sherman
Simmons
Skelton
Slaughter
Smith (NJ)
Smith (WA)
Snyder
Solis
Spratt
Stark
Strickland
Stupak
Tanner
Tauscher
Taylor (MS)
Thompson (CA)
Thompson (MS)
Tierney
Towns
Udall (CO)
Udall (NM)
Van Hollen
Velázquez
Visclosky
Wasserman Schultz
Waters
Watson
Watt
Waxman
Weiner
Wexler
Woolsey
Wu
Wynn

NOES—214

Aderholt
Akin
Alexander
Bachus
Baker
Barrett (SC)
Bartlett (MD)
Barton (TX)
Bass
Beauprez
Biggert
Bilbray
Bilirakis
Bishop (UT)
Blackburn
Blunt
Boehner
Bonilla
Bonner
Bono
Boozman
Boustany
Bradley (NH)
Brown (SC)
Brown-Waite, Ginny
Burgess
Burton (IN)
Buyer
Calvert
Camp (MI)
Campbell (CA)
Cantor
Capito
Carter
Chabot
Chocola
Coble
Cole (OK)
Conaway
Crenshaw
Cubin
Culberson
Davis (KY)
Davis, Jo Ann
Davis, Tom
Deal (GA)
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Doolittle
Drake
Dreier
Duncan
Ehlers
Emerson
English (PA)
Everett
Feeney
Ferguson
Flake
Foley
Forbes
Fortenberry
Fossella
Foxx
Franks (AZ)
Frelinghuysen
Gallegly
Garrett (NJ)
Gibbons
Gillmor
Gingrey
Gohmert
Goode
Goodlatte
Granger
Graves
Green (WI)
Gutknecht
Hall
Hart
Hastert
Hastings (WA)
Hayes
Hayworth
Hefley
Hensarling
Herger
Hobson
Hoekstra
Holden
Hostettler
Hulshof
Hunter
Hyde
Inglis (SC)
Issa
Istook
Jenkins
Jindal
Johnson (IL)
Johnson, Sam
Jones (NC)
Keller
Kelly
Kennedy (MN)
King (IA)
King (NY)
Kingston
Kirk
Kline
Knollenberg
Kolbe
Kuhl (NY)
LaHood
Latham
LaTourette
Lewis (CA)
Lewis (KY)
Linder
LoBiondo
Lucas
Lungren, Daniel E.
Mack
Manzullo
Marchant
McCaul (TX)
McCotter
McCrery
McHenry
McKeon
McMorris
Mica
Miller (FL)
Miller, Gary
Moran (KS)
Murphy
Musgrave
Myrick
Neugebauer
Ney
Northup
Norwood
Nunes
Nussle
Osborne
Otter
Oxley
Paul
Pearce
Pence
Peterson (PA)
Petri
Pickering
Pitts
Poe
Pombo
Porter
Price (GA)
Pryce (OH)
Putnam
Radanovich
Regula
Rehberg
Renzi
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Ros-Lehtinen
Royce
Ryan (WI)
Ryun (KS)
Saxton
Schmidt
Schwartz (PA)
Schwarz (MI)
Sensenbrenner
Shadegg
Shaw
Sherwood
Shimkus
Shuster
Simpson
Smith (TX)
Sodrel
Souder
Stearns
Sullivan
Sweeney
Tancredo
Taylor (NC)
Terry
Thomas
Thornberry
Tiahrt
Tiberi
Turner
Upton
Walden (OR)
Walsh
Wamp
Weldon (FL)
Weldon (PA)
Weller
Westmoreland
Whitfield
Wicker
Wilson (NM)
Wilson (SC)
Wolf
Young (AK)
Young (FL)

NOT VOTING—5

Brady (TX)
Cannon
Miller (MI)
Rothman
Sessions

So the amendment was not agreed to.

¶54.23 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment submitted by Mr. OBERSTAR:

At the end of the bill (before the short title), insert the following:

SEC. ____. None of the funds made available in this Act may be used by the Department of Transportation to finalize or implement the policy proposed in the notice of proposed rulemaking published in the Federal Register on November 7, 2005 (70 Fed. Reg. 67389), or the supplemental notice of proposed rulemaking published in the Federal Register on May 5, 2006 (71 Fed. Reg. 26425), in Docket No. OST–2003–15759.

It was decided in the affirmative { Yeas ..... 291 / Nays ..... 137 }

¶54.24 [Roll No. 283]

AYES—291

Abercrombie
Ackerman
Akin
Allen
Andrews
Baca
Baird
Baldwin
Barrow
Bartlett (MD)
Bass
Bean
Berkley
Berman
Berry
Bilirakis
Bishop (GA)
Bishop (NY)
Blumenauer
Boehlert
Bono
Boren
Boswell
Boucher
Boyd
Bradley (NH)
Brady (PA)
Brown (OH)
Brown, Corrine
Brown-Waite, Ginny
Burgess
Butterfield

Capito
Capps
Capuano
Cardin
Cardoza
Carnahan
Carson
Case
Castle
Chabot
Chandler
Clay
Cleaver
Clyburn
Conyers
Costa
Costello
Cramer
Crowley
Cuellar
Culberson
Cummings
Davis (AL)
Davis (CA)
Davis (FL)
Davis (IL)
Davis (TN)
Davis, Jo Ann
DeFazio
DeGette
Delahunt
DeLauro
Dent
Dicks
Dingell
Doggett
Doyle
Drake
Duncan
Edwards
Emanuel
Emerson
Engel
English (PA)
Eshoo
Etheridge
Evans
Farr
Fattah
Ferguson
Filner
Fitzpatrick (PA)
Foley
Forbes
Ford
Fortenberry
Foxx
Frank (MA)
Frelinghuysen
Gerlach
Gibbons
Gilchrest
Gillmor
Gohmert
Gonzalez
Goode
Gordon
Graves
Green (WI)
Green, Al
Green, Gene
Grijalva
Gutierrez
Gutknecht
Hall
Harman
Hart
Hastings (FL)
Hayes
Hayworth
Hefley
Herseth
Higgins
Hinchey
Hinojosa
Hobson
Hoekstra
Holden
Holt
Honda
Hooley
Hoyer
Hunter
Inslee
Israel
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Jindal
Johnson (CT)
Johnson (IL)
Johnson, E. B.
Johnson, Sam
Jones (NC)
Jones (OH)
Kanjorski
Kaptur
Keller
Kelly
Kennedy (MN)
Kennedy (RI)
Kildee
Kilpatrick (MI)
Kind
King (IA)
Kucinich
Kuhl (NY)
LaHood
Langevin
Lantos
Larsen (WA)
Larson (CT)
LaTourette
Leach
Lee
Levin
Lipinski
LoBiondo
Lofgren, Zoe
Lowey
Lynch
Maloney
Manzullo
Markey
Marshall
Matheson
Matsui
McCarthy
McCaul (TX)
McCollum (MN)
McCotter
McDermott
McGovern
McHugh
McIntyre
McKinney
McMorris
McNulty
Meehan
Meek (FL)
Melancon
Michaud
Millender-McDonald
Miller (NC)
Miller, George
Mollohan
Moore (KS)
Moore (WI)
Moran (VA)
Murphy
Murtha
Myrick
Nadler
Napolitano
Neal (MA)
Ney
Nussle
Oberstar
Obey
Olver
Ortiz
Owens
Pallone
Pascrell
Pastor
Payne
Pelosi
Peterson (MN)
Platts
Poe
Pomeroy
Porter
Price (NC)
Rahall
Ramstad
Rangel
Regula
Renzi
Reyes
Reynolds
Rogers (AL)
Rogers (MI)
Ross
Roybal-Allard
Ruppersberger
Rush
Ryan (OH)
Sabo
Salazar
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Saxton
Schakowsky
Schiff
Schwartz (PA)
Schwarz (MI)
Scott (VA)
Serrano
Shays
Sherman
Sherwood
Shimkus
Simmons
Skelton
Slaughter
Smith (NJ)
Smith (WA)
Snyder
Solis
Spratt
Stark
Stearns
Strickland
Stupak
Sweeney
Tancredo
Tauscher
Taylor (MS)
Thompson (CA)
Thompson (MS)
Tiahrt
Tiberi
Tierney
Towns
Turner
Udall (CO)
Udall (NM)
Upton
Velázquez
Visclosky
Walden (OR)
Walsh
Wamp
Wasserman Schultz
Waters
Watson
Watt
Waxman
Weiner
Weldon (FL)
Weldon (PA)
Weller
Wexler
Wolf
Woolsey
Wu
Wynn
Young (FL)

NOES—137

Aderholt
Alexander
Bachus
Baker
Barrett (SC)
Barton (TX)
Beauprez
Biggert
Bilbray
Bishop (UT)
Blackburn
Blunt
Boehner
Bonilla
Bonner
Boozman
Boustany
Brady (TX)
Brown (SC)
Burton (IN)
Buyer
Calvert
Camp (MI)
Campbell (CA)
Cannon
Cantor
Carter
Chocola
Coble
Cole (OK)
Conaway
Cooper
Crenshaw
Cubin
Davis (KY)
Davis, Tom
Deal (GA)
Diaz-Balart, L.
Diaz-Balart, M.
Doolittle
Dreier
Ehlers
Everett
Feeney
Flake
Fossella
Franks (AZ)
Gallegly
Garrett (NJ)
Gingrey
Goodlatte
Granger
Harris
Hastings (WA)
Hensarling
Herger
Hostettler
Hulshof
Hyde
Inglis (SC)
Issa
Istook
Jenkins
King (NY)
Kingston
Kirk
Kline
Knollenberg
Kolbe
Latham
Lewis (CA)
Lewis (GA)
Lewis (KY)
Linder
Lucas
Lungren, Daniel E.
Mack
Marchant
McCrery
McHenry
McKeon
Meeks (NY)
Mica
Miller (FL)
Miller, Gary
Moran (KS)
Musgrave
Neugebauer
Northup
Norwood
Nunes
Osborne
Otter
Oxley
Paul
Pearce
Pence
Peterson (PA)
Petri
Pickering
Pitts
Pombo
Price (GA)
Pryce (OH)
Putnam
Radanovich
Rehberg
Reichert
Rogers (KY)
Rohrabacher
Ros-Lehtinen
Royce
Ryan (WI)
Ryun (KS)
Schmidt
Scott (GA)
Sensenbrenner
Shadegg
Shaw
Shuster
Simpson
Smith (TX)
Sodrel
Souder
Sullivan
Tanner
Taylor (NC)
Terry
Thomas
Thornberry
Van Hollen
Westmoreland
Whitfield
Wicker
Wilson (NM)
Wilson (SC)
Young (AK)

NOT VOTING—4

Becerra
Miller (MI)
Rothman
Sessions

So the amendment was agreed to.

¶54.25 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment submitted by Mr. RANGEL:

At the end of the bill (before the short title), insert the following:

SEC. 9xx. None of the funds made available in this Act may be used to implement, administer, or enforce the economic embargo of Cuba, as defined in section 4(7) of the Cuban Liberty and Democratic Solidarity (LIBERTAD) Act of 1996 (Public Law 104–114), except that the foregoing limitation does not apply to the administration of a tax or tariff.

It was decided in the negative { Yeas ..... 183 / Nays ..... 245 }

¶54.26 [Roll No. 284]

AYES—183

Abercrombie
Allen
Baird
Baldwin
Bean
Becerra
Berman
Berry
Biggert
Bishop (GA)
Bishop (NY)
Blumenauer
Boehlert
Bono
Boozman
Boren
Boswell
Boucher
Brady (PA)
Brown (OH)
Capps
Capuano
Cardin
Carson
Clay
Cleaver
Clyburn
Conyers
Cooper
Costa
Costello
Cramer
Crowley
Cummings
Davis (CA)
Davis (IL)
Davis (TN)
DeFazio
DeGette
Delahunt
DeLauro
Dicks
Dingell
Doggett
Doyle
Edwards
Emanuel
Emerson
Eshoo
Evans
Farr
Fattah
Filner
Flake
Ford
Frank (MA)
Gilchrest
Gonzalez
Gordon
Green, Al
Grijalva
Gutierrez
Harman
Herseth
Hinchey
Hinojosa
Honda
Hooley
Inslee
Israel
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Johnson (CT)
Johnson (IL)
Johnson, E. B.
Jones (OH)
Kanjorski
Kaptur
Kildee
Kilpatrick (MI)
Kind
Kolbe
Kucinich
LaHood
Langevin
Lantos
Larsen (WA)
Larson (CT)
Leach
Lee
Levin
Lewis (GA)
Lofgren, Zoe
Lowey
Lynch
Maloney
Markey
Matheson
Matsui
McCarthy
McCollum (MN)
McDermott
McGovern
McKinney
McNulty
Meehan
Meeks (NY)
Michaud
Millender-McDonald
Miller, George
Mollohan
Moore (KS)
Moore (WI)
Moran (KS)
Moran (VA)
Murtha
Nadler
Napolitano
Neal (MA)
Oberstar
Obey
Olver
Ortiz
Osborne
Otter
Owens
Pastor
Paul
Payne
Pelosi
Peterson (MN)
Peterson (PA)
Pomeroy
Price (NC)
Rahall
Ramstad
Rangel
Reyes
Ross
Roybal-Allard
Ruppersberger
Rush
Ryan (OH)
Ryan (WI)
Sabo
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Schakowsky
Schwartz (PA)
Scott (GA)
Scott (VA)
Serrano
Shays
Slaughter
Smith (WA)
Snyder
Solis
Stark
Strickland
Stupak
Tanner
Tauscher
Taylor (MS)
Thompson (CA)
Thompson (MS)
Tiberi
Tierney
Towns
Udall (CO)
Udall (NM)
Upton
Van Hollen
Velázquez
Visclosky
Waters
Watson
Watt
Waxman
Weiner
Woolsey
Wynn

NOES—245

Ackerman
Aderholt
Akin
Alexander
Andrews
Baca
Bachus
Baker
Barrett (SC)
Barrow
Bartlett (MD)
Barton (TX)
Bass
Beauprez
Berkley
Bilbray
Bilirakis
Bishop (UT)
Blunt
Boehner
Bonilla
Bonner
Boustany
Boyd
Bradley (NH)
Brady (TX)
Brown (SC)
Brown, Corrine
Brown-Waite, Ginny
Burgess
Burton (IN)
Butterfield
Buyer
Calvert
Camp (MI)
Campbell (CA)
Cannon
Cantor
Capito
Cardoza
Carnahan
Carter
Case
Castle
Chabot
Chandler
Chocola
Coble
Cole (OK)
Conaway
Crenshaw
Cubin
Cuellar
Culberson
Davis (AL)
Davis (FL)
Davis (KY)
Davis, Jo Ann
Davis, Tom
Deal (GA)
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Doolittle
Drake
Dreier
Duncan
Ehlers
Engel
English (PA)
Etheridge
Everett
Feeney
Ferguson
Fitzpatrick (PA)
Foley
Forbes
Fortenberry
Fossella
Foxx
Franks (AZ)
Frelinghuysen
Gallegly
Garrett (NJ)
Gerlach
Gibbons
Gillmor
Gingrey
Gohmert
Goode
Goodlatte
Granger
Graves
Green (WI)
Green, Gene
Gutknecht
Hall
Harris
Hart
Hastings (FL)
Hastings (WA)
Hayes
Hayworth
Hefley
Hensarling
Herger
Higgins
Hobson
Hoekstra
Holden
Holt
Hostettler
Hoyer
Hulshof
Hunter
Hyde
Inglis (SC)
Issa
Istook
Jenkins
Jindal
Johnson, Sam
Jones (NC)
Keller
Kelly
Kennedy (MN)
Kennedy (RI)
King (IA)
King (NY)
Kingston
Kirk
Kline
Knollenberg
Kuhl (NY)
Latham
LaTourette
Lewis (CA)
Lewis (KY)
Linder
Lipinski
LoBiondo
Lucas
Lungren, Daniel E.
Mack
Manzullo
Marchant
Marshall
McCaul (TX)
McCotter
McCrery
McHenry
McHugh
McIntyre
McKeon
McMorris
Meek (FL)
Melancon
Mica
Miller (FL)
Miller (NC)
Miller, Gary
Murphy
Musgrave
Myrick
Neugebauer
Ney
Northup
Norwood
Nunes
Nussle
Oxley
Pallone
Pascrell
Pearce
Pence
Petri
Pickering
Pitts
Platts
Poe
Pombo
Porter
Price (GA)
Pryce (OH)
Putnam
Radanovich
Regula
Rehberg
Reichert
Renzi
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Ros-Lehtinen
Royce
Ryun (KS)
Salazar
Saxton
Schiff
Schmidt

Schwarz (MI)
Sensenbrenner
Shadegg
Shaw
Sherman
Sherwood
Shimkus
Shuster
Simmons
Simpson
Skelton
Smith (NJ)
Smith (TX)
Sodrel
Souder
Spratt
Stearns
Sullivan
Sweeney
Tancredo
Taylor (NC)
Terry
Thomas
Thornberry
Tiahrt
Turner
Walden (OR)
Walsh
Wamp
Wasserman Schultz
Weldon (FL)
Weldon (PA)
Weller
Westmoreland
Wexler
Whitfield
Wicker
Wilson (NM)
Wilson (SC)
Wolf
Wu
Young (AK)
Young (FL)

NOT VOTING—4

Blackburn
Miller (MI)
Rothman
Sessions

So the amendment was not agreed to.

¶54.27 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment submitted by Ms. LEE:

At the end of the bill (before the short title), insert the following:

SEC. 9xx. None of the funds made available in this Act may be used to implement, administer, or enforce the amendments made to paragraphs (a) and (b) of section 515.565 of title 31, Code of Federal Regulations (relating to specific licenses for United States academic institutions and other specific licenses), as published in the Federal Register on June 16, 2004 (69 Fed. Reg. 33772). The limitation in the preceding sentence shall not apply to the implementation, administration, or enforcement of section 515.560(c)(3) of title 31, Code of Federal Regulations.

It was decided in the negative ..... { Yeas ..... 187 / Nays 236

¶54.28 [Roll No. 285]

AYES—187

Abercrombie
Allen
Baird
Baldwin
Bass
Bean
Becerra
Berman
Berry
Biggert
Bishop (GA)
Bishop (NY)
Blumenauer
Boozman
Boswell
Boucher
Brady (PA)
Brown (OH)
Capps
Capuano
Cardin
Cardoza
Carson
Castle
Clay
Clyburn
Conyers
Cooper
Costa
Costello
Cramer
Crowley
Cummings
Davis (AL)
Davis (CA)
Davis (FL)
Davis (IL)
Davis (TN)
DeFazio
DeGette
Delahunt
DeLauro
Dicks
Doggett
Doyle
Edwards
Emerson
Eshoo
Etheridge
Evans
Farr
Fattah
Filner
Flake
Ford
Frank (MA)
Gilchrest
Gonzalez
Gordon
Green, Al
Grijalva
Gutierrez
Harman
Herseth
Higgins
Hinchey
Hinojosa
Holden
Holt
Honda
Hooley
Hostettler
Hoyer
Inslee
Israel
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Johnson (CT)
Johnson (IL)
Johnson, E. B.
Jones (OH)
Kanjorski
Kaptur
Kildee
Kilpatrick (MI)
Kind
Kolbe
Kucinich
Langevin
Lantos
Larsen (WA)
Larson (CT)
Leach
Lee
Levin
Lewis (GA)
Lipinski
Lofgren, Zoe
Lowey
Lynch
Maloney
Markey
Marshall
Matheson
Matsui
McCarthy
McCollum (MN)
McDermott
McGovern
McKinney
McNulty
Meehan
Michaud
Millender-McDonald
Miller, George
Mollohan
Moore (KS)
Moore (WI)
Moran (KS)
Moran (VA)
Murtha
Nadler
Napolitano
Neal (MA)
Oberstar
Obey
Olver
Ortiz
Osborne
Otter
Owens
Pastor
Paul
Payne
Pelosi
Peterson (MN)
Peterson (PA)
Pomeroy
Price (NC)
Rahall
Ramstad
Rangel
Reyes
Ross
Roybal-Allard
Ruppersberger
Rush
Ryan (WI)
Sabo
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Schakowsky
Schwartz (PA)
Scott (GA)
Scott (VA)
Serrano
Shays
Slaughter
Smith (WA)
Snyder
Solis
Spratt
Stark
Strickland
Stupak
Tanner
Tauscher
Taylor (MS)
Thompson (CA)
Thompson (MS)
Tierney
Towns
Udall (CO)
Udall (NM)
Van Hollen
Velázquez
Visclosky
Waters
Watson
Watt
Waxman
Weiner
Weldon (PA)
Woolsey
Wynn

NOES—236

Ackerman
Aderholt
Akin
Alexander
Andrews
Baca
Bachus
Baker
Barrett (SC)
Barrow
Bartlett (MD)
Barton (TX)
Beauprez
Berkley
Bilbray
Bilirakis
Bishop (UT)
Blunt
Boehlert
Bonilla
Bonner
Bono
Boren
Boustany
Boyd
Bradley (NH)
Brady (TX)
Brown (SC)
Brown, Corrine
Brown-Waite, Ginny
Burgess
Burton (IN)
Butterfield
Buyer
Calvert
Camp (MI)
Campbell (CA)
Cannon
Cantor
Capito
Carnahan
Carter
Case
Chabot
Chandler
Chocola
Cleaver
Coble
Cole (OK)
Conaway
Crenshaw
Cubin
Cuellar
Culberson
Davis (KY)
Davis, Jo Ann
Davis, Tom
Deal (GA)
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Dingell
Doolittle
Drake
Dreier
Duncan
Ehlers
Emanuel
Engel
English (PA)
Everett
Feeney
Ferguson
Fitzpatrick (PA)
Foley
Forbes
Fortenberry
Fossella
Foxx
Franks (AZ)
Frelinghuysen
Gallegly
Garrett (NJ)
Gerlach
Gibbons
Gillmor
Gingrey
Gohmert
Goode
Goodlatte
Granger
Graves
Green (WI)
Green, Gene
Gutknecht
Hall
Harris
Hart
Hastings (FL)
Hastings (WA)
Hayes
Hayworth
Hefley
Hensarling
Herger
Hobson
Hoekstra
Hulshof
Hyde
Inglis (SC)
Issa
Istook
Jenkins
Jindal
Johnson, Sam
Jones (NC)
Keller
Kelly
Kennedy (MN)
Kennedy (RI)
King (IA)
King (NY)
Kingston
Kirk
Kline
Knollenberg
Kuhl (NY)
LaHood
Latham
LaTourette
Lewis (CA)
Lewis (KY)
Linder
LoBiondo
Lucas
Lungren, Daniel E.
Mack
Manzullo
McCaul (TX)
McCotter
McCrery
McHenry
McHugh
McIntyre
McKeon
McMorris
Meek (FL)
Melancon
Mica
Miller (FL)
Miller (NC)
Miller, Gary
Murphy
Musgrave
Myrick
Neugebauer
Ney
Northup
Nunes
Nussle
Oxley
Pallone
Pascrell
Pearce
Pence
Petri
Pickering
Pitts
Platts
Poe
Pombo
Porter
Price (GA)
Pryce (OH)
Putnam
Radanovich
Regula
Rehberg
Reichert
Renzi
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Ros-Lehtinen
Royce
Ryan (OH)
Ryun (KS)
Salazar
Saxton
Schiff
Schmidt
Schwarz (MI)
Sensenbrenner
Shadegg
Shaw
Sherman
Sherwood
Shimkus
Shuster
Simmons
Simpson
Skelton
Smith (NJ)
Smith (TX)
Sodrel
Souder
Stearns
Sullivan
Sweeney
Tancredo
Taylor (NC)
Terry
Thomas
Thornberry
Tiahrt
Tiberi
Turner
Upton
Walden (OR)
Walsh
Wamp
Wasserman Schultz
Weldon (FL)
Weller
Westmoreland
Wexler
Whitfield
Wicker
Wilson (NM)
Wilson (SC)
Wolf
Wu
Young (AK)
Young (FL)

NOT VOTING—9

Blackburn
Boehner
Hunter
Marchant
Meeks (NY)
Miller (MI)
Norwood
Rothman
Sessions

So the amendment was not agreed to.

The SPEAKER pro tempore, Mr. BASS, assumed the Chair.

When Mr. DREIER, Chairman, reported that the Committee, having had under consideration said bill, had directed him to report the same back to the House with sundry amendments adopted by the Committee with the recommendation that the amendments be agreed to and that the bill, as amended, do pass.

Pursuant to House Resolution 865, the previous question was ordered on the amendments and the bill.

The following amendments, reported from the Committee of the Whole House on the state of the Union, were agreed to:

Page 2, line 11, after the first dollar amount, insert the following: ''(reduced by $1,000)''.

Page 72, line 18, after the dollar amount, insert the following: ''(increased by $20,748,000)''.

Page 2, line 11, after the dollar amount, insert ''(reduced by $70,000)''.

Page 37, line 4, after the dollar amount insert ''(increased by $70,000)''.

Page 2, line 11, after the first dollar amount, insert the following: ''(reduced by $23,814,000)''.

Page 2, line 11, after the second dollar amount, insert the following: ''(reduced by $79,000)''

Page 2, line 13, after the dollar amount, insert the following: ''(reduced by $26,000)''.

Page 2, line 14, after the dollar amount, insert the following: ''(reduced by $650,000)''.

Page 2, line 16, after the dollar amount, insert the following: ''(reduced by $150,000)''.

Page 2, line 18, after the dollar amount, insert the following: ''(reduced by $1,602,000)''.

Page 2, line 20, after the dollar amount, insert the following: ''(reduced by $2,319,000)''.

Page 2, line 22, after the dollar amount, insert the following: ''(reduced by $3,297,000)''.

Page 2, line 24, after the dollar amount, insert the following: ''(reduced by $1,932,000)''.

Page 2, line 25, after the dollar amount, insert the following: ''(reduced by $1,478,000)''.

Page 3, line 5, after the dollar amount, insert the following: ''(reduced by $12,281,000)''.

Page 4, line 6, after the dollar amount, insert the following: ''(reduced by $4,090,000)''.

Page 37, line 8, after the dollar amount, insert the following: ''(reduced by $34,650,000)''.

Page 38, line 8, after the dollar amount, insert the following: ''(increased by $129,000,000)''.

Page 39, line 6, after the dollar amount, insert the following: ''(increased by $85,000,000)''.

Page 58, line 11, after the dollar amount, insert the following: ''(reduced by $2,693,000)''.

Page 58, line 21, after the dollar amount, insert the following: ''(reduced by $2,693,000)''.

Page 192, line 14, after the dollar amount, insert the following: ''(reduced by $1,179,990)''.

Page 194, line 1, after ''2007'' insert the following: ''(reduced by $559,641,000)''.

Page 2, line 11, after the first dollar amount, insert the following ''(reduced by $2,700,000)''.

Page 2, line 22, after the dollar amount, insert the following: ''(reduced by $2,700,000)''.

Page 4, line 6, after the dollar amount, insert the following: ''(reduced by $4,000,000)''.

Page 32, line 22, after the dollar amount, insert the following: ''(increased by $6,700,000)''.

Page 32, line 23, after the dollar amount insert ''(increased by $6,700,000)''.

Page 73, line 8, insert after the first dollar amount the following: ''(reduced by $250,000)''.

Page 190, line 10, insert after the first dollar amount the following: ''(increased by $250,000)''.

Page 73, line 8, after the first dollar amount, insert the following: ''(reduced by $15,000,000)''.

Page 92, line 12, after the dollar amount, insert the following: ''(increased by $15,000,000)''.

Page 80, line 24, after the dollar amount, insert the following: ''(increased by $70,000,000)''.

Page 80, line 25, after the dollar amount, insert the following: ''(increased by $70,000,000)''.

Page 81, line 3, after the dollar amount, insert the following: ''(increased by $70,000,000)''.

Page 113, line 16, after the dollar amount, insert the following: ''(reduced by $100,000,000)''.

Page 85, line 11, after the dollar amount, insert ''(increased by $30,000,000)''.

Page 111, line 3, after the first dollar amount, insert ''(reduced by $30,000,000)''.

Page 100, line 18, after the dollar amount, insert the following: ''(increased by $12,000,000)''.

Page 102, line 3, after the dollar amount, insert the following: ''(increased by $3,000,000)''.

Page 111, line 3, after the first dollar amount, insert the following: ''(reduced by $12,000,000)''.

Page 195, line 4, after the dollar amount, insert the following: ''(reduced by $3,000,000)''.

Page 109, line 14, after the dollar amount, insert the following: ''(increased by $35,000,000)''.

Page 111, line 3, after the first dollar amount, insert the following: ''(reduced by $35,000,000)''.

Page 134, after line 8, insert the following new section:

SEC. 327. For the cost of guaranteed loans, as authorized by section 108 of the Housing and Community Development Act of 1974, and the amount otherwise provided in this title for ''MANAGEMENT AND ADMINISTRATION—SALARIES AND EXPENSES'' is hereby reduced by, $2,970,000.

On page 175, line 16, through page 176, line 6, strike Section 531.

Page 177, line 15, after the dollar amount, insert the following: ''(increased by $750,000)''.

Page 184, line 17, after the dollar amount, insert the following: ''(increased by $8,000,000)''.

Page 205, line 18, after the dollar amount, insert the following: ''(reduced by $8,000,000)''.

At the end of the bill (before the short title), insert the following:

SEC. ____. None of the funds made available in this Act may be used to demolish or restrict use of the interchange located at Exit 131 of Interstate Route 40 and State Route 16 in Catawba County, North Carolina.

At the end of the bill (before the short title), insert the following:

SEC. ____. None of the funds made available in this Act may be used in contravention of section 303 of the Energy Policy Act of 1992 (42 U.S.C. 13212).

At the end of the bill, before the short title, insert the following new section:

SEC. 945. None of the funds made available by this Act shall be used in contravention of the Federal buildings performance and reporting requirements of Executive Order 13123, part 3 of title V of the National Energy Conservation Policy Act (42 U.S.C. 8251 et seq.), or subtitle A of title I of the Energy Policy Act of 2005 (including the amendments made thereby).

At the end of the bill (before the short title), insert the following:

SEC. ____. None of the funds made available in this Act may be used for the construction, expansion, renovation, or building of the Los Angeles Gay and Lesbian Center.

At the end of the bill, before the short title, insert the following:

SEC. ____. None of the funds made available in this Act may be used to eliminate, consolidate, co-locate, or plan for the consolidation or co-location of a Terminal Radar Approach Control (TRACON).

Page 252, insert the following after line 5:

SEC. 945. None of the funds made available in this Act may be used to administer, implement, or enforce the amendment made to section 515.533 of title 31, Code of Federal Regulations, that was published in the Federal Register on February 25, 2005.

At the end of the bill (before the short title), insert the following:

SEC. ____. Not later than 6 months after the date of enactment of this Act, the Secretary of Transportation shall conduct a study to determine the amount each State department of transportation spent in fiscal year 2005 to comply with laws and regulations of the United States Department of Transportation.

At the end of the bill (before the short title), insert the following:

SEC. ____. None of the funds made available in this Act may be used by the Department of Transportation to finalize or implement the policy proposed in the notice of proposed rulemaking published in the Federal Register on November 7, 2005 (70 Fed. Reg. 67389), or the supplemental notice of proposed rulemaking published in the Federal Register on May 5, 2006 (71 Fed. Reg. 26425), in Docket No. OST–2003–15759.

The bill, as amended, was ordered to be engrossed and read a third time, was read a third time by title.

The question being put,

Will the House pass said bill?

The SPEAKER pro tempore, Mr. BASS, announced that pursuant to clause 10 of rule XX the yeas and nays were ordered, and the call was taken by electronic device.

It was decided in the affirmative ..... { Yeas ..... 406 / Nays 22

¶54.29 [Roll No. 286]

YEAS—406

Abercrombie
Ackerman
Aderholt
Akin
Alexander
Allen
Andrews
Baca
Bachus
Baird
Baker
Baldwin
Barrett (SC)
Barrow
Bartlett (MD)
Barton (TX)
Bass
Bean
Beauprez
Becerra
Berkley
Berman
Berry
Biggert
Bilbray
Bilirakis
Bishop (GA)
Bishop (NY)
Bishop (UT)
Blackburn
Blumenauer
Blunt
Boehlert
Boehner
Bonilla
Bonner
Bono
Boozman
Boren
Boswell
Boucher
Boustany
Boyd
Bradley (NH)
Brady (PA)
Brady (TX)
Brown (OH)
Brown (SC)
Brown, Corrine
Brown-Waite, Ginny
Burgess
Burton (IN)
Butterfield
Buyer
Calvert
Camp (MI)
Campbell (CA)
Cannon
Cantor
Capito
Capps
Cardin
Cardoza
Carnahan
Carson
Carter
Case
Castle
Chandler
Chocola
Clay
Cleaver
Clyburn
Coble
Cole (OK)
Conaway
Conyers
Costa
Costello
Cramer
Crenshaw
Crowley
Cubin
Cuellar
Culberson
Cummings
Davis (AL)
Davis (CA)
Davis (FL)
Davis (IL)
Davis (KY)
Davis (TN)
Davis, Jo Ann
Davis, Tom
DeFazio
DeGette
Delahunt
DeLauro
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Dicks
Dingell
Doggett
Doolittle
Doyle
Drake
Dreier
Duncan
Edwards
Ehlers
Emanuel
Emerson
Engel
Eshoo
Etheridge
Evans
Everett
Farr
Fattah
Feeney
Ferguson
Filner
Fitzpatrick (PA)
Foley
Forbes
Ford
Fortenberry
Fossella
Foxx
Frank (MA)
Frelinghuysen
Gallegly
Garrett (NJ)
Gerlach
Gibbons
Gilchrest
Gillmor
Gingrey
Gohmert
Gonzalez
Goode
Goodlatte
Gordon
Granger
Graves
Green, Al
Green, Gene
Grijalva
Gutierrez
Gutknecht
Hall
Harman
Harris
Hart
Hastings (FL)
Hastings (WA)
Hayes
Hayworth
Herger
Herseth
Higgins
Hinchey
Hinojosa
Hobson
Hoekstra
Holden
Holt
Honda
Hooley
Hostettler
Hoyer
Hulshof
Hunter
Hyde
Inglis (SC)
Inslee
Israel
Issa
Istook
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Jenkins
Jindal
Johnson (CT)
Johnson (IL)
Johnson, E. B.
Johnson, Sam
Jones (NC)
Jones (OH)
Kanjorski
Kaptur
Keller
Kelly
Kennedy (MN)
Kennedy (RI)
Kildee
Kilpatrick (MI)
Kind
King (IA)
King (NY)
Kingston
Kirk
Kline
Knollenberg
Kolbe
Kucinich
Kuhl (NY)
LaHood
Langevin
Lantos
Larsen (WA)
Larson (CT)
Latham
LaTourette
Leach
Lee
Levin
Lewis (GA)
Lewis (KY)
Linder
Lipinski
LoBiondo
Lofgren, Zoe
Lowey
Lucas
Lungren, Daniel E.
Lynch
Mack
Maloney
Manzullo
Marchant
Markey
Marshall
Matsui
McCarthy
McCaul (TX)
McCollum (MN)
McCotter
McCrery
McDermott
McGovern
McHenry
McHugh
McIntyre
McKeon
McKinney
McMorris
McNulty
Meehan
Meek (FL)
Meeks (NY)
Melancon
Mica
Michaud
Millender-McDonald
Miller (FL)
Miller (NC)
Miller, Gary
Miller, George
Mollohan
Moore (KS)
Moore (WI)
Moran (KS)
Moran (VA)
Murphy
Murtha
Musgrave
Myrick
Nadler
Napolitano
Neal (MA)
Neugebauer
Ney
Northup
Norwood
Nunes
Nussle
Oberstar
Olver
Ortiz
Osborne
Owens
Oxley
Pallone
Pascrell
Pastor
Payne
Pearce
Pelosi
Peterson (MN)
Peterson (PA)
Petri
Pickering
Platts
Poe
Pombo
Pomeroy
Porter
Price (GA)
Price (NC)
Pryce (OH)
Putnam
Radanovich
Rahall
Ramstad
Rangel
Regula
Rehberg
Reichert
Renzi
Reyes
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Ros-Lehtinen
Ross
Roybal-Allard
Royce
Ruppersberger
Rush
Ryan (OH)
Ryun (KS)
Sabo
Salazar
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Saxton
Schakowsky
Schiff
Schmidt
Schwartz (PA)
Schwarz (MI)
Scott (GA)
Scott (VA)
Serrano
Shaw
Shays
Sherman
Sherwood
Shimkus
Shuster
Simmons
Simpson
Skelton
Slaughter
Smith (NJ)
Smith (TX)
Smith (WA)
Snyder
Sodrel
Solis
Souder
Spratt
Stark
Stearns
Strickland
Stupak
Sullivan
Sweeney
Tanner
Tauscher
Taylor (NC)
Terry
Thomas

Thompson (CA)
Thompson (MS)
Tiahrt
Tiberi
Tierney
Towns
Turner
Udall (CO)
Udall (NM)
Upton
Van Hollen
Velázquez
Visclosky
Walden (OR)
Walsh
Wamp
Wasserman Schultz
Waters
Watson
Watt
Waxman
Weiner
Weldon (FL)
Weldon (PA)
Weller
Westmoreland
Wexler
Whitfield
Wicker
Wilson (NM)
Wilson (SC)
Wolf
Woolsey
Wu
Wynn
Young (AK)
Young (FL)

NAYS—22

Capuano
Chabot
Cooper
Deal (GA)
English (PA)
Flake
Franks (AZ)
Green (WI)
Hefley
Hensarling
Matheson
Obey
Otter
Paul
Pence
Pitts
Ryan (WI)
Sensenbrenner
Shadegg
Tancredo
Taylor (MS)
Thornberry

NOT VOTING—4

Lewis (CA)
Miller (MI)
Rothman
Sessions

So the bill was passed.

A motion to reconsider the vote whereby said bill was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

¶54.30 CLERK TO CORRECT ENGROSSMENT

On motion of Mr. KNOLLENBERG, by unanimous consent,

Ordered, That in the engrossment of the foregoing bill the Clerk be authorized to make technical corrections and conforming changes to the bill.

¶54.31 PROVIDING FOR CONSIDERATION OF H. RES. 868

Mr. COLE of Oklahoma, by direction of the Committee on Rules, reported (Rept. No. 109–502) the resolution (H. Res. 868) providing for consideration of the resolution (H. Res. 861) declaring that the United States will prevail in the Global War on Terror, the struggle to protect freedom from the terrorist adversary.

When said resolution and report were referred to the House Calendar and ordered printed.

¶54.32 SENATE ENROLLED BILL SIGNED

The SPEAKER announced his signature to an enrolled bill of the Senate of the following title:

S. 1445. An Act to designate the facility of the United States Postal Service located at 520 Colorado Avenue in Arriba, Colorado, as the ''William H. Emery Post Office''.

¶54.33 LEAVE OF ABSENCE

By unanimous consent, leave of absence was granted to Mr. ROTHMAN, for today after 12 p.m.

And then,

¶54.34 ADJOURNMENT

On motion of Mr. KING of Iowa, at 10 o'clock and 36 minutes p.m., the House adjourned.

¶54.35 REPORTS OF COMMITTEES ON PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XIII, reports of committees were delivered to the Clerk for printing and reference to the proper calendar, as follows:

Mr. COLE of Oklahoma: Committee on Rules. House Resolution 868. Resolution providing for consideration of the resolution (H. Res. 861) declaring that the United States will prevail in the Global War on Terror, the struggle to protect freedom from the terrorist adversary (Rept. 109–502). Referred to the House Calendar.

¶54.36 PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XII, public bills and resolutions of the following titles were introduced and severally referred, as follows:

By Mr. KELLER (for himself, Mr. MCKEON, Mr. GEORGE MILLER of California, Mr. TIBERI, Mr. KILDEE, and Mr. HINOJOSA):

H.R. 5603. A bill to temporarily extend the programs under the Higher Education Act of 1965, and for other purposes; to the Committee on Education and the Workforce.

By Mr. DANIEL E. LUNGREN of California (for himself, Ms. LORETTA SANCHEZ of California, Mr. SHAYS, Mr. THOMPSON of Mississippi, Mr. SIMMONS, Ms. HARMAN, Mr. PEARCE, Ms. HARRIS, and Mr. MCCAUL of Texas):

H.R. 5604. A bill to require motor vehicle operators transporting security sensitive material in commerce to obtain a permit from the Secretary of Homeland Security, and for other purposes; to the Committee on Homeland Security.

By Mr. WU (for himself and Mr. HALL):

H.R. 5605. A bill to authorize the National Science Foundation to award grants to institutions of higher education to develop and offer education and training programs; to the Committee on Science.

By Mr. HALL (for himself and Mr. GOHMERT):

H.R. 5606. A bill to designate the Federal building and United States courthouse located at 221 and 211 West Ferguson Street in Tyler, Texas, as the ''William M. Steger Federal Building and United States Courthouse''; to the Committee on Transportation and Infrastructure.

By Mr. KUHL of New York:

H.R. 5607. A bill to amend the Internal Revenue Code of 1986 to allow a $2,000 refundable credit for individuals who are active members of volunteer firefighting and emergency medical service organizations; to the Committee on Ways and Means.

By Mr. HALL (for himself and Mr. PALLONE):

H.R. 5608. A bill to amend the Public Health Service Act to direct the Secretary of Health and Human Services to intensify programs with respect to research and related activities concerning falls among older adults; to the Committee on Energy and Commerce.

By Mrs. BONO (for herself and Mr. CAPUANO):

H.R. 5609. A bill to require automobile dealers to disclose to consumers the presence of event data recorders, or ''black boxes'', on new automobiles, and to require manufacturers to provide the consumer with the option to enable and disable such devices on future automobiles; to the Committee on Energy and Commerce.

By Ms. JACKSON-LEE of Texas (for herself, Mr. CLEAVER, Mr. DAVIS of Illinois, Ms. CORRINE BROWN of Florida, Ms. KILPATRICK of Michigan, Ms. WATSON, Ms. MILLENDER-MCDONALD, Ms. EDDIE BERNICE JOHNSON of Texas, Mr. ENGEL, Mr. CUMMINGS, Mr. CUELLAR, Mr. LEWIS of Georgia, and Mr. SCOTT of Georgia):

H.R. 5610. A bill to prevent sex offenders from using immigration laws to bring innocent, unsuspecting victims into the United States; to the Committee on the Judiciary.

By Mr. CONAWAY (for himself, Mr. UPTON, Mr. HALL, Mr. TOWNS, and Mr. GENE GREEN of Texas):

H.R. 5611. A bill to provide for the establishment of a partnership between the Secretary of Energy and appropriate industry groups for the creation of a transportation fuel conservation education campaign, and for other purposes; to the Committee on Energy and Commerce.

By Mr. DEAL of Georgia (for himself and Mr. NORWOOD):

H.R. 5612. A bill to establish the Mountaintown National Scenic Area in the Chattahoochee National Forest, Georgia, and to designate additional National Forest System land in the State of Georgia as components of the National Wilderness Preservation System; referred to the Committee on Resources, and in addition to the Committee on Agriculture, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. GERLACH:

H.R. 5613. A bill to amend the Internal Revenue Code of 1986 to allow a tax credit for charitable contributions to private, nonprofit charities providing health insurance premium assistance and drug co-payment assistance, thereby transitioning uninsured Americans into private insurance and transitioning Medicaid patients into private insurance, and for other purposes; to the Committee on Ways and Means.

By Mrs. KELLY:

H.R. 5614. A bill to amend title 14, United States Code, to vest in the Coast Guard primary responsibility in the Federal Government for the naval defense of nuclear power facilities located on navigable waters of the United States, and for other purposes; to the Committee on Transportation and Infrastructure.

By Mr. PALLONE (for himself and Mr. STARK):

H.R. 5615. A bill to amend title II of the Social Security Act to waive the 24–month waiting period for Medicare coverage of individuals disabled with distant stage cancer; to the Committee on Ways and Means.

By Mr. PETERSON of Minnesota:

H.R. 5616. A bill to establish a National Commission on the Infrastructure of the United States; to the Committee on Transportation and Infrastructure.

By Mr. YOUNG of Alaska (for himself and Mr. DICKS):

H.R. 5617. A bill to amend the Alaska Native Claims Settlement Act to provide an equitable distribution of land to the 13th Alaska Native Regional Corporation; to the Committee on Resources.

By Mr. THOMAS (for himself, Mr. BLUNT, Ms. PRYCE of Ohio, Mr. BISHOP of Utah, Mrs. BLACKBURN, Mr. CHANDLER, Mr. CLYBURN, Mr. COLE of Oklahoma, Mr. COSTA, Mr. CROWLEY, Mr. TOM DAVIS of Virginia, Mr. DELAHUNT, Mr. FOSSELLA, Mr. FRELINGHUYSEN, Mr. GREEN of Wisconsin, Ms. HARRIS, Ms. HART, Mr. HASTINGS of Florida, Miss MCMORRIS, Mr. HOYER, Mr. NEY, Mr. PASTOR, Mr. ROHRABACHER, Mr. ROGERS of Kentucky, Mr. ROGERS of Michigan, Mr. ROYCE, Mr. WALDEN of Oregon, Mr. WELDON of Pennsylvania, and Mr. WELLER):

H. Con. Res. 430: Concurrent resolution recognizing the accomplishments of the American Council of Young Political Leaders for providing 40 years of international exchange programs, increasing international dialogue, and enhancing global understanding, and commemorating its 40th anniversary; to the Committee on International Relations.

By Ms. MOORE of Wisconsin (for herself, Mr. ABERCROMBIE, Ms. BALDWIN, Mr. BERMAN, Mr. BLUMENAUER, Mr. BROWN of Ohio, Ms. BORDALLO, Ms. CARSON, Mr. CLEAVER, Mr. CLYBURN, Mr. CONYERS, Mr. CROWLEY, Mr. CUMMINGS, Ms. DEGETTE, Mr. DINGELL, Mr. ENGEL, Mr. FATTAH, Mr. FORD, Mr. FRANK of Massachusetts, Mr. AL GREEN of Texas, Mr. GREEN of Wisconsin, Mr. GRIJALVA, Mr. GUTIERREZ, Mr. HASTINGS of Florida, Mr. HAYWORTH, Mr. HOYER, Mr. HYDE, Mr. JACKSON of Illinois, Mr. JEFFERSON, Ms. EDDIE BERNICE JOHNSON of Texas, Ms. KAPTUR, Mr. KENNEDY of Rhode Island, Ms. KILPATRICK of Michigan, Mr. KIND, Mr. KUCINICH, Mr. LANTOS, Ms. JACKSON-LEE of Texas, Ms. LEE, Mr. LEWIS of Georgia, Mrs. MALONEY, Ms. MATSUI, Mr. MEEKS of New York, Mr. MEEK of Florida, Mr. MELANCON, Mrs. MCCARTHY, Ms. MCCOLLUM of Minnesota, Mr. MCDERMOTT, Ms. MCKINNEY, Mr. MCNULTY, Mr. GEORGE MILLER of California, Mr. MURTHA, Mr. NADLER, Mr. NEY, Mr. OBERSTAR, Mr. OBEY, Mr. OWENS, Mr. PASCRELL, Ms. PELOSI, Mr. PETRI, Mr. RANGEL, Ms. ROS-LEHTINEN, Mr. ROTHMAN, Mr. RYAN of Wisconsin, Ms. LORETTA SANCHEZ of California, Ms. SCHAKOWSKY, Mr. SCOTT of Virginia, Mr. SCOTT of Georgia, Mr. SENSENBRENNER, Ms. SLAUGHTER, Mr. SNYDER, Ms. SOLIS, Mr. THOMPSON of Mississippi, Mr. TOWNS, Mrs. JONES of Ohio, Ms. WASSERMAN SCHULTZ, Ms. WATERS, Ms. WATSON, Mr. WATT, Mr. WAXMAN, Mr. WEINER, Mr. WEXLER, Mr. WOLF, Ms. WOOLSEY, Mr. WYNN, Mr. BISHOP of Georgia, Mr. BUTTERFIELD, Mr. CLAY, Mr. DAVIS of Alabama, Mr. DAVIS of Illinois, Ms. NORTON, Mr. PAYNE, and Mr. RUSH):

H. Res. 867. Resolution honoring the life and accomplishments of James Cameron; to the Committee on Government Reform.

By Mr. MCCOTTER:

H. Res. 869. Resolution informing the American people of our Nation's progress in the world War on Terror, defining the situation and the stakes in the battle against the terrorist enemy in the sovereign, democratic, and united nation of Iraq, and declaring the unwavering dedication of the United States to defend humanity, expand liberty, defeat the terrorist enemy, and win the world War on Terror; referred to the Committee on International Relations, and in addition to the Committee on Armed Services, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. RUPPERSBERGER (for himself, Mr. HOYER, Mr. CARDIN, Mr. GILCHREST, Mr. WYNN, Mr. BARTLETT of Maryland, Mr. CUMMINGS, and Mr. VAN HOLLEN):

H. Res. 870. Resolution congratulating and commending the Port of Baltimore on the occasion of its 300th anniversary; to the Committee on Government Reform.

¶54.37 PRIVATE BILLS AND RESOLUTIONS

Under clause 3 of rule XII, private bills and resolutions of the following titles were introduced and severally referred, as follows:

By Mr. CANNON:

H.R. 5618. A bill to extend the patent term for the badge of the American Legion Women's Auxiliary, and for other purposes; to the Committee on the Judiciary.

By Mr. CANNON:

H.R. 5619. A bill to extend the patent term for the badge of the American Legion, and for other purposes; to the Committee on the Judiciary.

By Mr. CANNON:

H.R. 5620. A bill to extend the patent term for the badge of the Sons of the American Legion, and for other purposes; to the Committee on the Judiciary.

By Mr. DAVIS of Illinois:

H.R. 5621. A bill for the relief of Eqbal Shaikh; to the Committee on the Judiciary.

¶54.38 ADDITIONAL SPONSORS

Under clause 7 of rule XII, sponsors were added to public bills and resolutions as follows:

H.R. 517: Ms. EDDIE BERNICE JOHNSON of Texas, Mr. GRIJALVA, Mr. COSTA, Mrs. TAUSCHER, Ms. HARMAN, and Mr. ORTIZ.
H.R. 550: Mr. BOSWELL.
H.R. 559: Mr. MOORE of Kansas.
H.R. 583: Mr. EDWARDS.
H.R. 676: Mr. BISHOP of Georgia.
H.R. 699: Mr. COSTELLO and Mr. CANNON.
H.R. 807: Mr. MORAN of Virginia.
H.R. 910: Mr. YOUNG of Alaska.
H.R. 920: Mr. CRENSHAW.
H.R. 994: Mr. PICKERING, Ms. CORRINE BROWN of Florida, and Mr. RENZI.
H.R. 1217: Mr. GORDON.
H.R. 1264: Mr. OBERSTAR.
H.R. 1298: Mr. PORTER, Mr. LEACH, and Miss MCMORRIS.
H.R. 1426: Mr. NORWOOD.
H.R. 1438: Mr. SESSIONS and Mr. MCHENRY.
H.R. 1996: Mr. FALEOMAVAEGA, Ms. JACKSON-LEE of Texas, and Mr. STARK.
H.R. 2089: Mr. HASTINGS of Washington.
H.R. 2206: Mr. CLEAVER and Mr. KUHL of New York.
H.R. 2230: Mr. ANDREWS.
H.R. 2317: Ms. NORTON.
H.R. 2560: Mr. LEWIS of Georgia.
H.R. 2717: Mr. SCOTT of Georgia.
H.R. 2730: Mr. TOWNS.
H.R. 3379: Mr. BROWN of Ohio.
H.R. 3380: Mr. BROWN of Ohio and Mr. MOLLOHAN.
H.R. 3437: Mr. PLATTS.
H.R. 3470: Mr. BROWN of Ohio.
H.R. 3471: Mr. BROWN of Ohio.
H.R. 3478: Mr. SCHIFF.
H.R. 3762: Mrs. KELLY.
H.R. 4042: Mr. CARTER and Mr. MCCAUL of Texas.
H.R. 4140: Mr. RUPPERSBERGER and Mr. FRANK of Massachusetts.
H.R. 4157: Ms. GRANGER.
H.R. 4188: Mr. LEWIS of Georgia and Mr. KUCINICH.
H.R. 4304: Mr. ROTHMAN.
H.R. 4366: Mr. KIRK.
H.R. 4400: Mr. HERGER.
H.R. 4435: Mr. SCHIFF.
H.R. 4480: Mr. LINCOLN DIAZ-BALART of Florida.
H.R. 4517: Mr. PETRI.
H.R. 4547: Mr. PEARCE.
H.R. 4583: Mr. SIMMONS.
H.R. 4597: Mr. BOOZMAN, Mrs. MUSGRAVE, and Mr. FARR.
H.R. 4600: Mr. WEXLER and Mr. HINCHEY.
H.R. 4641: Mr. WILSON of South Carolina, Mr. FEENEY, Mr. GUTKNECHT, Mr. ROHRABACHER, Mr. BARTLETT of Maryland, and Mr. CARTER.
H.R. 4739: Mr. GONZALEZ.
H.R. 4857: Mr. OSBORNE.
H.R. 4890: Mr. SMITH of Texas, Mr. BAKER, and Mr. SHAW.
H.R. 4903: Mr. WALDEN of Oregon.
H.R. 4956: Mr. BOOZMAN and Ms. CORRINE BROWN of Florida.
H.R. 4980: Mr. PEARCE.
H.R. 5005: Mr. GOHMERT, Mr. HERGER, Mr. AKIN, Mr. PRICE of Georgia, Mr. LARSEN of Washington, and Mr. BILIRAKIS.
H.R. 5009: Mr. BRADLEY of New Hampshire.
H.R. 5013: Mr. BILIRAKIS and Mr. GOHMERT.
H.R. 5022: Mr. SMITH of New Jersey.
H.R. 5134: Mr. NORWOOD and Mr. OBERSTAR.
H.R. 5146: Mr. MCCOTTER and Mr. BUTTERFIELD.
H.R. 5159: Mr. LAHOOD, Mr. CAMP of Michigan, Mr. LYNCH, and Mr. PUTNAM.
H.R. 5182: Mr. CARDIN, Mr. PEARCE, Mr. LARSEN of Washington, Mr. OBERSTAR, and Mr. MCCRERY.
H.R. 5201: Mr. YOUNG of Alaska, Mr. CALVERT, Mr. SCOTT of Virginia, Ms. ZOE LOFGREN of California, and Ms. ROS-LEHTINEN.
H.R. 5225: Ms. HART, Mr. ALLEN, and Mr. MURTHA.
H.R. 5230: Mr. FRANKS of Arizona.
H.R. 5249: Mr. SCHIFF and Mr. TIAHRT.
H.R. 5291: Mr. MARIO DIAZ-BALART of Florida.
H.R. 5321: Mr. CLAY and Mr. OWENS.
H.R. 5328: Mr. BLUMENAUER, Mr. BACA, and Ms. WOOLSEY.
H.R. 5337: Mr. GENE GREEN of Texas, Ms. HARMAN, Mr. PEARCE, Mr. THOMPSON of Mississippi, Mr. BACA, Mrs. MCCARTHY, Mr. CUMMINGS, and Mr. GARY G. MILLER of California.
H.R. 5365: Mr. FILNER.
H.R. 5388: Mr. HOLT.
H.R. 5392: Mr. MCCOTTER.
H.R. 5402: Mr. JEFFERSON and Ms. JACKSON-LEE of Texas.
H.R. 5416: Mr. PORTER, Mr. HAYWORTH, Mr. ISSA, Mr. NUNES, Mr. RADANOVICH, and Mr. COSTA.
H.R. 5417: Mr. ANDREWS.
H.R. 5444: Mr. MILLER of Florida.
H.R. 5455: Mr. BASS, Mr. LANTOS, and Mr. KUCINICH.
H.R. 5457: Mr. TERRY and Mr. MILLER of Florida.
H.R. 5459: Mr. BROWN of Ohio.
H.R. 5466: Mr. PLATTS.
H.R. 5474: Mr. WELLER.
H.R. 5476: Mrs. MYRICK.
H.R. 5526: Mr. BOUSTANY.
H.R. 5550: Ms. MATSUI, Mrs. CAPPS, and Mr. HINCHEY.
H.R. 5554: Mr. KLINE and Mr. MARCHANT.
H.R. 5563: Mr. KUCINICH.
H.R. 5573: Mr. ROSS and Mr. NUNES.
H.R. 5574: Mr. ROSS.
H.R. 5588: Mr. THOMPSON of Mississippi, Mr. STRICKLAND, Mr. ROSS, Mr. MEEKS of New York, Mr. NEAL of Massachusetts, Mr. ORTIZ, Mr. BOSWELL, Mr. SANDERS, Ms. CORRINE BROWN of Florida, Mr. CLYBURN, Mr. DOYLE, Mrs. NAPOLITANO, Ms. CARSON, Ms. BORDALLO, Mr. ABERCROMBIE, Mr. LARSON of Connecticut, Mr. BACA, Mr. KILDEE, Mr. CASE, Ms. LINDA T. SÁNCHEZ of California, Mr. AL GREEN of Texas, Mr. CLAY, Mr. DEFAZIO, Mr. SKELTON, Ms. ZOE LOFGREN of California, and Mr. PASCRELL.
H.R. 5598: Mr. SHAYS.
H.J. Res. 58: Mr. SMITH of Texas.
H.J. Res. 73: Ms. SLAUGHTER.
H. Con. Res. 222: Ms. SCHAKOWSKY.
H. Con. Res. 340: Mr. YOUNG of Florida, Mr. GRIJALVA, and Ms. CORRINE BROWN of Florida.
H. Con. Res. 388: Mr. BROWN of Ohio.
H. Con. Res. 390: Mr. SCHIFF.
H. Con. Res. 411: Mr. FRANKS of Arizona, Mr. WOLF, Mr. BARTLETT of Maryland, Mr. CARTER, Mr. GORDON, Ms. GINNY BROWN-WAITE of Florida, Mr. TURNER, Mr. WELLER, Mr. MORAN of Kansas, Mr. FORTENBERRY, Mr. NORWOOD, and Mr. GOODLATTE.
H. Con. Res. 415: Mr. BURTON of Indiana, Mr. SCHIFF, and Mr. ENGEL.
H. Con. Res. 416: Mr. CONYERS and Mr. GONZALEZ.
H. Res. 295: Mr. HINCHEY.
H. Res. 466: Mr. YOUNG of Florida.
H. Res. 723: Mr. REICHERT.
H. Res. 745: Mr. GORDON, Mr. PETERSON of Minnesota, Mr. FRANK of Massachusetts, and Mr. SHERWOOD.

H. Res. 825: Mr. MARSHALL.

H. Res. 863: Mr. VAN HOLLEN, Ms. CARSON, Mr. PETERSON of Minnesota, Mr. BUTTERFIELD, and Mr. PETERSON of Pennsylvania.

¶54.39 DELETIONS OF SPONSORS FROM PUBLIC BILLS AND RESOLUTIONS

Under clause 7 of rule XII, sponsors were deleted from public bills and resolutions as follows:

H.R. 2048: Mr. STRICKLAND.

THURSDAY, JUNE 15, 2006 (55)

The House was called to order by the SPEAKER.

¶55.1 APPROVAL OF THE JOURNAL

The SPEAKER announced he had examined and approved the Journal of the proceedings of Wednesday, June 14, 2006.

Pursuant to clause 1, rule I, the Journal was approved.

¶55.2 COMMUNICATIONS

Executive and other communications, pursuant to clause 8, rule XII, were referred as follows:

8088. A letter from the Congressional Review Coordinator, Department of Agriculture, transmitting the Department's final rule — Importation of Small Lots of Seed Without Phytosanitary Certificates [Docket No. 02-119-2] (RIN: 0579-AB78) received April 21, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

8089. A letter from the Congressional Review Coordinator, Department of Agriculture, transmitting the Department's final rule — Standards for Privately Owned Quarantine Facilities for Ruminants [Docket No. 00-022-2] received June 2, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

8090. A letter from the Congressional Review Coordinator, Department of Agriculture, transmitting the Department's final rule — Importation of Baby Corn and Baby Carrots From Zambia [Docket No. 05-059-2] received June 2, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

8091. A letter from the Congressional Review Coordinator, Department of Agriculture, transmitting the Department's final rule — Emerald Ash Borer; Quarantined Areas; Indiana, Michigan, and Ohio [Docket No. APHIS-2006-0046] received June 2, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

8092. A letter from the Congressional Review Coordinator, Department of Agriculture, transmitting the Department's final rule — Tuberculosis in Captive Cervids; Extend Interval for Conducting Reaccreditation Test [Docket No. 04-094-2] received May 1, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

8093. A letter from the Administrator, AMS, Department of Agriculture, transmitting the Department's final rule — Apricots Grown in Designated Counties in Washington; Temporary Suspension of Container Regulations [Docket No. FV06-922-1 IFR] received April 21, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

8094. A letter from the Administrator, AMS, Department of Agriculture, transmitting the Department's final rule — Sweet Cherries Grown in Designated Counties in Washington; Removal of Container Regulations [Docket No. FV06-923-1 IFR] received May 1, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

8095. A letter from the Administrator, AMS, Department of Agriculture, transmitting the Department's final rule — Nectarines and Peaches Grown in California; Revision of Handling Requirements for Fresh Nectarines and Peaches [Docket No. FV06-916/917-1 IFR] received May 1, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

8096. A letter from the Administrator, AMS, Department of Agriculture, transmitting the Department's final rule — Eligibility Requirements for USDA Graded Shell Eggs [Docket No. PY-98-006] (RIN: 0581-AC50) received May 1, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

8097. A letter from the Administrator, AMS, Department of Agriculture, transmitting the Department's final rule — Oranges, Grapefruit, Tangerines, and Tangelos Grown in Florida; Modifying Procedures and Establishing Regulations to Limit Shipments of Small Sizes of Red Seedless Grapefruit [Docket No. FV05-905-2 FIR] received April 21, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

8098. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Terbacil; Pesticide Tolerance [EPA-HQ-OPP-2005-0215; FRL-8057-9] received May 24, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

8099. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Pesticides; Minimal Risk Tolerance Exemptions [EPA-HQ-OPP-2005-0487; FRL-8062-3] received May 24, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

8100. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Approval and Promulgation of Implementation Plans; Michigan [EPA-R05-OAR-2004-MI-0001; FRL-8167-2] received May 24, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

8101. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Approval and Promulgation of Air Quality Implementation Plans; New Mexico; Albuquerque/Bernalillo County [R06-OAR-2005-NM-0003; FRL-8175-6] received May 24, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

8102. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — National Priorities List for Uncontrolled Hazardous Waste Sites [EPA-HQ-SFUND-2006-0261, EPA-HQ-SFUND-2006-0263, EPA-HQ-SFUND-2006-0264, EPA-HQ-SFUND-2006-0265, EPA-HQ-SFUND-2006-0266, EPA-HQ-SFUND-2006-0267; FRL-8159-5] received April 21, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

8103. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — National Emission Standards for Hazardous Air Pollutants; Delegation of Authority of Louisiana [EPA-R06-OAR-2005-LA-0004; FRL-8159-1] received April 21, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

8104. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting notification of intent to obligate funds for purposes of Nonproliferation and Disarmament Fund (NDF) activities; to the Committee on International Relations.

8105. A communication from the President of the United States, transmitting a supplemental consolidated report, consistent with the War Powers Resolution, to keep Congress informed about the deployments of U.S. combat-equipped armed forces in support of the global war on terrorism, Kosovo, and Bosnia and Herzegovina, pursuant to Public Law 93-148; (H. Doc. No. 109–114); to the Committee on International Relations and ordered to be printed.

8106. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting the Department's final rule — Department of State Acquisition Regulation (RIN: 1400-AB90) received June 9, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Government Reform.

8107. A letter from the Director, Office of Personnel Management, transmitting the semiannual report on the activities of the Inspector General and the Management Response for the period of October 1, 2005 to March 31, 2006, pursuant to 5 U.S.C. app. (Insp. Gen. Act) section 5(b); to the Committee on Government Reform.

8108. A letter from the Staff Director, United States Sentencing Commission, transmitting a copy of the 2004 Annual Report and Sourcebook of Federal Sentencing Statistics, pursuant to 28 U.S.C. 994(w)(3); to the Committee on the Judiciary.

8109. A letter from the Assistant Administrator for Procurement, National Aeronautics and Space Administration, transmitting the Administration's final rule — NASA Grant and Cooperative Agreement Handbook — Patent Rights and Rights in Data, CSC Programs (RIN: 2700-AD24) received May 18, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Science.

¶55.3 PROVIDING FOR CONSIDERATION OF H. RES. 861

Mr. COLE of Oklahoma, by direction of the Committee on Rules, called up the following resolution (H. Res. 868):

Resolved, That upon the adoption of this resolution it shall be in order without intervention of any point of order to consider in the House the resolution (H. Res. 861) declaring that the United States will prevail in the Global War on Terror, the struggle to protect freedom from the terrorist adversary. The resolution shall be considered as read. The previous question shall be considered as ordered on the resolution and preamble to final adoption without intervening motion or demand for division of the question except: (1) ten hours of debate equally divided and controlled among the chairman and ranking minority member of the Committee on International Relations, the chairman and ranking minority member of the Committee on Armed Services, the chairman and ranking minority member of the Committee on the Judiciary, and the chairman and ranking minority member of the Permanent Select Committee on Intelligence; and (2) one motion to recommit which may not include instructions.

SEC. 2. During consideration of House Resolution 861 pursuant to this resolution, notwithstanding the operation of the previous question, the Chair may postpone further consideration of the resolution to a time designated by the Speaker.

When said resolution was considered.

After debate,

On motion of Mr. COLE of Oklahoma, the previous question was ordered on the resolution to its adoption or rejection.

The question being put, viva voce,

Will the House agree to said resolution?

The SPEAKER pro tempore, Mr. SIMPSON, announced that the yeas had it.

Mr. McGOVERN demanded a recorded vote on agreeing to said resolution, which demand was supported by one-fifth of a quorum, so a recorded vote was ordered.

The vote was taken by electronic device.

It was decided in the affirmative ..... { Yeas ..... 222 / Nays 194

¶55.4 [Roll No. 287]

AYES—222

Aderholt
Akin
Alexander
Bachus
Baker
Barrett (SC)
Barrow
Bartlett (MD)
Barton (TX)
Bass
Beauprez
Biggert
Bilbray
Bilirakis
Bishop (UT)
Blackburn
Blunt
Boehlert
Boehner
Bonilla
Bonner
Bono
Boozman
Boren
Boustany
Bradley (NH)
Brady (TX)
Brown (SC)
Brown-Waite, Ginny
Burgess
Buyer
Calvert
Camp (MI)
Campbell (CA)
Cannon
Cantor
Castle
Chabot
Chocola
Coble
Cole (OK)
Conaway
Crenshaw
Culberson
Davis (KY)
Davis, Jo Ann
Davis, Tom
Deal (GA)
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Doolittle
Drake
Dreier
Duncan
Ehlers
Emerson
English (PA)
Everett
Feeney
Ferguson
Fitzpatrick (PA)
Flake
Foley
Forbes
Fortenberry
Fossella
Foxx
Franks (AZ)
Frelinghuysen
Gallegly
Garrett (NJ)
Gerlach
Gibbons
Gilchrest
Gillmor
Gingrey
Gohmert
Goode
Goodlatte
Granger
Graves
Green (WI)
Gutknecht
Hall
Harris
Hart
Hastings (WA)
Hayes
Hayworth
Hefley
Hensarling
Herger
Hobson
Hoekstra
Hostettler
Hulshof
Hunter
Hyde
Inglis (SC)
Issa
Istook
Jenkins
Jindal
Johnson (CT)
Johnson (IL)
Johnson, Sam
Keller
Kelly
Kennedy (MN)
King (IA)
King (NY)
Kingston
Kirk
Kline
Knollenberg
Kolbe
Kuhl (NY)
LaHood
Latham
LaTourette
Lewis (CA)
Lewis (KY)
Linder
LoBiondo
Lucas
Lungren, Daniel E.
Mack
Manzullo
Marchant
Marshall
McCaul (TX)
McCotter
McCrery
McHenry
McHugh
McKeon
McMorris
Melancon
Mica
Miller (FL)
Miller, Gary
Moran (KS)
Murphy
Musgrave
Myrick
Neugebauer
Ney
Northup
Norwood
Nunes
Nussle
Osborne
Otter
Oxley
Pearce
Pence
Peterson (PA)
Petri
Pickering
Pitts
Platts
Poe
Pombo
Porter
Price (GA)
Pryce (OH)
Putnam
Radanovich
Ramstad
Regula
Rehberg
Reichert
Renzi
Reynolds
Rogers (AL)
Rogers (MI)
Rohrabacher
Ros-Lehtinen
Royce
Ryan (WI)
Ryun (KS)
Schmidt
Schwarz (MI)
Sensenbrenner
Shadegg
Shaw
Shays
Sherwood
Shimkus
Shuster
Simmons
Simpson
Smith (NJ)
Smith (TX)
Sodrel
Souder
Stearns
Sullivan
Sweeney
Tancredo
Taylor (NC)
Terry
Thomas
Thornberry
Tiahrt
Tiberi
Turner
Upton
Walden (OR)
Walsh
Wamp
Weldon (FL)
Weller
Westmoreland
Whitfield
Wicker
Wilson (NM)
Wilson (SC)
Wolf
Young (AK)
Young (FL)

NOES—194

Abercrombie
Ackerman
Allen
Andrews
Baca
Baird
Baldwin
Bean
Becerra
Berkley
Berman
Berry
Bishop (GA)
Bishop (NY)
Blumenauer
Boswell
Boucher
Boyd
Brady (PA)
Brown (OH)
Brown, Corrine
Butterfield
Capps
Capuano
Cardin
Cardoza
Carnahan
Carson
Case
Chandler
Clay
Cleaver
Clyburn
Conyers
Cooper
Costa
Costello
Cramer
Crowley
Cuellar
Cummings
Davis (AL)
Davis (CA)
Davis (FL)
Davis (IL)
Davis (TN)
DeFazio
DeGette
Delahunt
DeLauro
Dicks
Dingell
Doggett
Doyle
Edwards
Emanuel
Engel
Eshoo
Etheridge
Evans
Farr
Fattah
Filner
Ford
Frank (MA)
Gonzalez
Green, Al
Green, Gene
Grijalva
Gutierrez
Harman
Hastings (FL)
Herseth
Higgins
Hinchey
Hinojosa
Holden
Holt
Honda
Hooley
Hoyer
Inslee
Israel
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Jones (NC)
Jones (OH)
Kanjorski
Kaptur
Kennedy (RI)
Kildee
Kilpatrick (MI)
Kind
Kucinich
Langevin
Lantos
Larsen (WA)
Larson (CT)
Leach
Lee
Levin
Lewis (GA)
Lipinski
Lofgren, Zoe
Lowey
Maloney
Markey
Matheson
Matsui
McCarthy
McCollum (MN)
McDermott
McGovern
McIntyre
McKinney
McNulty
Meehan
Meek (FL)
Meeks (NY)
Michaud
Millender-McDonald
Miller (NC)
Miller, George
Moore (KS)
Moore (WI)
Moran (VA)
Murtha
Nadler
Napolitano
Neal (MA)
Oberstar
Obey
Olver
Ortiz
Owens
Pallone
Pascrell
Pastor
Paul
Payne
Pelosi
Peterson (MN)
Pomeroy
Price (NC)
Rangel
Reyes
Ross
Roybal-Allard
Ruppersberger
Rush
Ryan (OH)
Sabo
Salazar
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Schakowsky
Schiff
Schwartz (PA)
Scott (GA)
Scott (VA)
Serrano
Sherman
Skelton
Slaughter
Smith (WA)
Snyder
Solis
Spratt
Stark
Strickland
Stupak
Tanner
Tauscher
Thompson (CA)
Thompson (MS)
Tierney
Towns
Udall (CO)
Udall (NM)
Van Hollen
Velázquez
Visclosky
Wasserman Schultz
Waters
Watson
Watt
Waxman
Weiner
Wexler
Woolsey
Wu
Wynn

NOT VOTING—16

Burton (IN)
Capito
Carter
Cubin
Gordon
Johnson, E. B.
Lynch
Miller (MI)
Mollohan
Rahall
Rogers (KY)
Rothman
Saxton
Sessions
Taylor (MS)
Weldon (PA)

So the resolution was agreed to.

A motion to reconsider the vote whereby said resolution was agreed to was, by unanimous consent, laid on the table.

¶55.5 MESSAGE FROM THE SENATE

A message from the Senate by Ms. Curtis, one of its clerks, announced that the Senate agreed to the report of the committee of conference on the disagreeing votes of the two Houses on the amendment of the Senate to the bill (H.R. 4939) ''An Act making emergency supplemental appropriations for the fiscal year ending September 30, 2006, and for other purposes.''.

¶55.6 ORDER OF BUSINESS—CONSIDERATION OF H. RES. 861

On motion of Mr. MURTHA, by unanimous consent,

Ordered, That the time allocated, by House Resolution 868, to the ranking minority members of four committees instead be controlled by the Minority Leader or her designees.

¶55.7 GLOBAL WAR ON TERROR

Mr. HYDE, pursuant to House Resolution 868, called up for consideration the following resolution (H. Res. 861):

Whereas the United States and its allies are engaged in a Global War on Terror, a long and demanding struggle against an adversary that is driven by hatred of American values and that is committed to imposing, by the use of terror, its repressive ideology throughout the world;

Whereas for the past two decades, terrorists have used violence in a futile attempt to intimidate the United States;

Whereas it is essential to the security of the American people and to world security that the United States, together with its allies, take the battle to the terrorists and to those who provide them assistance;

Whereas the Taliban, Al Qaeda, and other terrorists failed to stop free elections in Afghanistan and the first popularly-elected President in that nation's history has taken office;

Whereas the continued determination of Afghanistan, the United States, and the North Atlantic Treaty Organization will be required to sustain a sovereign, free, and secure Afghanistan;

Whereas the steadfast resolve of the United States and its partners since September 11, 2001, helped persuade the government of Libya to surrender its weapons of mass destruction;

Whereas by early 2003 Saddam Hussein and his criminal, Ba'athist regime in Iraq, which had supported terrorists, constituted a threat against global peace and security and was in violation of mandatory United Nations Security Council Resolutions;

Whereas the mission of the United States and its Coalition partners, having removed Saddam Hussein and his regime from power, is to establish a sovereign, free, secure, and united Iraq at peace with its neighbors;

Whereas the terrorists have declared Iraq to be the central front in their war against all who oppose their ideology;

Whereas the Iraqi people, with the help of the United States and other Coalition partners, have formed a permanent, representative government under a newly ratified constitution;

Whereas the terrorists seek to destroy the new unity government because it threatens the terrorists' aspirations for Iraq and the broader Middle East;

Whereas United States Armed Forces, in coordination with Iraqi security forces and Coalition and other friendly forces, have scored impressive victories in Iraq including finding and killing the terrorist leader Abu Musab al-Zarqawi;

Whereas Iraqi security forces are, over time, taking over from United States and Coalition forces a growing proportion of independent operations and increasingly lead the fight to secure Iraq;

Whereas the United States and Coalition servicemembers and civilians and the members of the Iraqi security forces and those assisting them who have made the ultimate sacrifice or been wounded in Iraq have done so nobly, in the cause of freedom; and

Whereas the United States and its Coalition partners will continue to support Iraq

as part of the Global War on Terror: Now, therefore, be it

Resolved, That the House of Representatives—

(1) honors all those Americans who have taken an active part in the Global War on Terror, whether as first responders protecting the homeland, as servicemembers overseas, as diplomats and intelligence officers, or in other roles;

(2) honors the sacrifices of the United States Armed Forces and of partners in the Coalition, and of the Iraqis and Afghans who fight alongside them, especially those who have fallen or been wounded in the struggle, and honors as well the sacrifices of their families and of others who risk their lives to help defend freedom;

(3) declares that it is not in the national security interest of the United States to set an arbitrary date for the withdrawal or redeployment of United States Armed Forces from Iraq;

(4) declares that the United States is committed to the completion of the mission to create a sovereign, free, secure, and united Iraq;

(5) congratulates Prime Minister Nuri Al-Maliki and the Iraqi people on the courage they have shown by participating, in increasing millions, in the elections of 2005 and on the formation of the first government under Iraq's new constitution;

(6) calls upon the nations of the world to promote global peace and security by standing with the United States and other Coalition partners to support the efforts of the Iraqi and Afghan people to live in freedom; and

(7) declares that the United States will prevail in the Global War on Terror, the noble struggle to protect freedom from the terrorist adversary.

Pending consideration of said resolution.

The SPEAKER pro tempore, Mr. SIMPSON, pursuant to House Resolution 868, and the special order of the House, debate shall not exceed 10 hours, with 5 hours equally divided among and controlled by the Chairmen of the Committee on International Relations, the Committee on Armed Services, the Committee on the Judiciary, and the Permanent Select Committee on Intelligence, and 5 hours controlled by the Minority Leader or her designees.

When said resolution was considered.

After debate,

The SPEAKER pro tempore, Mr. PUTNAM, announced that, pursuant to section 2 of House Resolution 868, further proceedings on the resolution were postponed until Friday, June 16, 2006.

¶55.8 FURTHER MESSAGE FROM THE SENATE

A further message from the Senate by Ms. Curtis, one of its clerks, announced that the Senate has agreed to with an amendment a concurrent resolution of the House of the following title:

H. Con. Res. 409. A concurrent resolution commemorating the 60th anniversary of the ascension to the throne of his Majesty King Bhumibol Adulyadej of Thailand.

¶55.9 COMMUNICATION REGARDING SUBPOENA

The SPEAKER pro tempore, Mr. PUTNAM, laid before the House the following communication from Aaron Sporck, Legislative Director, office of the Honorable Shelly Moore Capito:

HOUSE OF REPRESENTATIVES,
Washington, DC, June 12, 2006.

Hon. J. DENNIS HASTERT,
Speaker, House of Representatives,
Washington, DC.

DEAR MR. SPEAKER: This is to notify you formally, pursuant to Rule VIII of the Rules of the House of Representatives, that I have been served with a civil deposition subpoena, issued by the U.S. District Court for the District of Columbia, for documents and testimony.

After consultation with the Office of General Counsel, I have determined that compliance with the subpoena is consistent with the precedents and privileges of the House.

Sincerely,

AARON SPORCK,
Legislative Director.

¶55.10 ENROLLED BILL SIGNED

Mrs. Haas, Clerk of the House, reported and found truly enrolled a bill of the House of the following title, which was thereupon signed by the Speaker:

H.R. 4939. An Act making emergency supplemental appropriations for the fiscal year ending September 30, 2006, and for other purposes.

¶55.11 LEAVE OF ABSENCE

By unanimous consent, leave of absence was granted to Mrs. MILLER of Michigan, for June 12, 13, and 14.

And then,

¶55.12 ADJOURNMENT

On motion of Mr. GOHMERT, at midnight, the House adjourned.

¶55.13 REPORTS OF COMMITTEES ON PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XIII, reports of committees were delivered to the Clerk for printing and reference to the proper calendar, as follows:

Mr. BOEHLERT: Committee on Science. H.R. 5136. A bill to establish a National Integrated Drought Information System within the National Oceanic and Atmospheric Administration to improve drought monitoring and forecasting capabilities; with an amendment (Rept. 109–503). Referred to the Committee of the Whole House on the State of the Union.

¶55.14 PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XII, public bills and resolutions were introduced and severally referred, as follows:

By Mr. POMBO:

H.R. 5622. A bill to reauthorize the Coral Reef Conservation Act of 2000, and for other purposes; to the Committee on Resources.

By Mr. CAPUANO:

H.R. 5623. A bill to amend the Federal Election Campaign Act of 1971 to prohibit the conversion of leadership PAC funds to personal use; to the Committee on House Administration.

By Mr. FOSSELLA (for himself, Mr. CONYERS, Mr. FRELINGHUYSEN, Mr. GILCHREST, Mr. AL GREEN of Texas, Mr. HOLDEN, Mr. HOLT, Mr. ISSA, Mrs. JOHNSON of Connecticut, Ms. KILPATRICK of Michigan, Mr. KING of New York, Mr. LANTOS, Mr. LOBIONDO, Mr. MCDERMOTT, Mr. MCINTYRE, Mr. MCNULTY, Mrs. MUSGRAVE, Mr. OWENS, Mr. PASTOR, Mr. PAYNE, Mr. RANGEL, Mr. ROGERS of Michigan, Ms. ROS-LEHTINEN, Mr. VAN HOLLEN, Mr. WELDON of Pennsylvania, Mr. WILSON of South Carolina, and Mr. WYNN):

H.R. 5624. A bill to amend the Public Health Service Act to establish an Office of Men's Health; to the Committee on Energy and Commerce.

By Mrs. MALONEY:

H.R. 5625. A bill to amend the Family and Medical Leave Act of 1993 to expand the scope of the Act, and for other purposes; to the Committee on Education and the Workforce, and in addition to the Committees on Government Reform, and House Administration, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. MARCHANT (for himself, Mr. BARTON of Texas, Mr. BONILLA, Mr. BRADY of Texas, Mr. BURGESS, Mr. CARTER, Mr. CONAWAY, Mr. CUELLAR, Mr. CULBERSON, Mr. DOGGETT, Mr. EDWARDS, Mr. GOHMERT, Mr. GONZALEZ, Ms. GRANGER, Mr. AL GREEN of Texas, Mr. GENE GREEN of Texas, Mr. HALL, Mr. HENSARLING, Mr. HINOJOSA, Ms. JACKSON-LEE of Texas, Ms. EDDIE BERNICE JOHNSON of Texas, Mr. SAM JOHNSON of Texas, Mr. MCCAUL of Texas, Mr. NEUGEBAUER, Mr. ORTIZ, Mr. PAUL, Mr. POE, Mr. REYES, Mr. SESSIONS, Mr. SMITH of Texas, and Mr. THORNBERRY):

H.R. 5626. A bill to designate the facility of the United States Postal Service located at 802 South Carrier Parkway in Grand Prairie, Texas, as the ''Alexander McRae Dechman Post Office Building''; to the Committee on Government Reform.

By Mr. PAUL (for himself and Mr. SANDERS):

H.R. 5627. A bill to prohibit the Overseas Private Investment Corporation from providing insurance or financing to countries that subsidize their steel industries and for projects producing goods subject to anti-dumping duties, to require the United States to oppose the provision by the International Monetary Fund of assistance to countries which subsidize their steel industries, and to ban assistance by the Export-Import Bank of the United States to countries that subsidize their steel industries; to the Committee on Financial Services, and in addition to the Committee on International Relations, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. PEARCE:

H.R. 5628. A bill to provide for an initial period of admission of 36 months for aliens employed as dairy workers; to the Committee on the Judiciary.

By Mr. WEXLER:

H.R. 5629. A bill to provide for the same treatment of all individuals notified of possible qualification for low-income subsidies for purposes of enrollment and the waiver of late enrollment penalties under the Medicare part D program; to the Committee on Energy and Commerce, and in addition to the Committee on Ways and Means, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Ms. BORDALLO:

H.R. 5630. A bill to enhance congressional oversight by requiring the President to

transmit periodically to Congress a consolidated, comprehensive report on the implementation of the National Strategy for Victory in Iraq; to the Committee on International Relations, and in addition to the Committee on Armed Services, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. GILLMOR:

H. Res. 871. A resolution recognizing Sam Hornish, Jr. for winning the 90th running of the Indianapolis 500; to the Committee on Government Reform.

¶55.15 ADDITIONAL SPONSORS

Under clause 7 of rule XII, sponsors were added to public bills and resolutions as follows:

H.R. 111: Mr. CUELLAR.
H.R. 414: Mr. ALLEN and Mr. SCHWARZ of Michigan.
H.R. 615: Mrs. NAPOLITANO.
H.R. 952: Mr. UDALL of New Mexico.
H.R. 997: Mr. SULLIVAN.
H.R. 1020: Mr. GENE GREEN of Texas and Mr. LATOURETTE.
H.R. 1249: Mr. BOSWELL and Mr. THOMPSON of Mississippi.
H.R. 1298: Mr. BARTLETT of Maryland.
H.R. 1384: Mr. BONILLA, Mr. PEARCE, Mr. DEAL of Georgia, Mr. HEFLEY, Mr. FRANKS of Arizona, and Mr. CARTER.
H.R. 1498: Mr. REYNOLDS.
H.R. 1548: Mr. WYNN, Mr. WALSH, and Mr. JOHNSON of Illinois.
H.R. 1652: Mr. DOGGETT.
H.R. 1898: Mr. WELDON of Pennsylvania and Mr. SHUSTER.
H.R. 2047: Mr. GUTKNECHT.
H.R. 2061: Mr. BAKER.
H.R. 2088: Mr. STRICKLAND, Mr. COLE of Oklahoma, Mr. GINGREY, Mr. STEARNS, Mr. BONILLA, Mr. CARTER, and Mr. EDWARDS.
H.R. 2121: Mr. SAXTON and Mr. SESSIONS.
H.R. 2231: Mr. CARDOZA, Mr. DAVIS of Florida, and Mrs. CUBIN.
H.R. 2423: Mr. SMITH of Washington.
H.R. 2567: Mr. UDALL of Colorado.
H.R. 2717: Mr. HINCHEY.
H.R. 2828: Mr. CONYERS and Mr. SCHIFF.
H.R. 2869: Mr. PALLONE, Mr. NADLER, Mr. MCNULTY, Mr. ALLEN, Mr. HIGGINS, Mr. DELAHUNT, and Mr. YOUNG of Alaska.
H.R. 2962: Ms. BERKLEY.
H.R. 3063: Ms. LORETTA SANCHEZ of California and Mr. LARSON of Connecticut.
H.R. 3198: Ms. BORDALLO.
H.R. 3427: Mr. SIMMONS.
H.R. 3476: Mr. SCHIFF.
H.R. 3753: Mr. ROGERS of Kentucky and Mr. WICKER.
H.R. 3762: Mrs. MALONEY.
H.R. 3950: Mr. DOGGETT.
H.R. 4217: Mrs. MUSGRAVE.
H.R. 4229: Mr. HOLT.
H.R. 4239: Mr. CONAWAY.
H.R. 4318: Mr. RYAN of Wisconsin.
H.R. 4341: Mr. DAVIS of Kentucky, Mr. DUNCAN, and Mr. LINDER.
H.R. 4366: Mr. CASE.
H.R. 4409: Mr. BROWN of Ohio, Mr. MCNULTY, and Ms. ESHOO.
H.R. 4435: Mr. CONYERS.
H.R. 4547: Mr. DEAL of Georgia and Mr. BONILLA.
H.R. 4560: Mr. CONYERS, Mr. MCINTYRE, and Mr. KUHL of New York.
H.R. 4562: Mr. CHABOT, Ms. LEE, Mr. WELLER, Mr. LINCOLN DIAZ-BALART of Florida, Mr. SWEENEY, Mr. FRANKS of Arizona, Mr. SIMPSON, Mr. MEEHAN, Mr. LEACH, Mr. THOMPSON of California, Mr. PENCE, Mr. CLEAVER, Mr. DAVIS of Illinois, Mr. PETERSON of Minnesota, Mr. BASS, Mr. SHAW, Mr. BROWN of South Carolina, Mr. TIERNEY, Mr. FITZPATRICK of Pennsylvania, Ms. HARMAN, Mr. MCCAUL of Texas, Mr. OTTER, Ms. CORRINE BROWN of Florida, Mr. LINDER, Mr. REGULA, Mr. INSLEE, and Mr. DELAHUNT.
H.R. 4720: Mr. BECERRA and Mr. GALLEGLY.
H.R. 4725: Mrs. MYRICK.
H.R. 4747: Mrs. CAPITO, Mr. KENNEDY of Rhode Island, Mr. HONDA, Mrs. WILSON of New Mexico, Mr. BISHOP of New York, Mr. WELDON of Pennsylvania, and Mr. YOUNG of Alaska.
H.R. 4749: Ms. WATSON.
H.R. 4924: Mr. MCCOTTER.
H.R. 4925: Mr. GEORGE MILLER of California and Ms. MCCOLLUM of Minnesota.
H.R. 4994: Ms. HART.
H.R. 4997: Mr. CUELLAR.
H.R. 5005: Mr. TERRY, Mr. CRAMER, and Mr. PEARCE.
H.R. 5023: Mr. MEEK of Florida, Ms. WATSON, and Mr. WATT.
H.R. 5052: Mr. FRANK of Massachusetts, Mr. CAPUANO, Mr. BLUMENAUER, and Mr. MILLER of North Carolina.
H.R. 5088: Mrs. LOWEY.
H.R. 5092: Mr. COLE of Oklahoma, Mr. REYNOLDS, Mr. NORWOOD, Mr. BACHUS, Mr. HALL, Mr. STRICKLAND, Mr. HERGER, Mr. AKIN, Mr. LARSEN of Washington, Mr. BILIRAKIS, Mr. STEARNS, Mr. TERRY, Mr. PEARCE, Mr. LUCAS, Mr. DEAL of Georgia, Mr. EDWARDS, and Mr. PETERSON of Pennsylvania.
H.R. 5146: Mr. EHLERS and Mr. SCHWARZ of Michigan.
H.R. 5148: Mr. GORDON.
H.R. 5150: Mr. ALLEN.
H.R. 5151: Ms. CARSON, Mr. ABERCROMBIE, Mrs. DAVIS of California, Mr. LANTOS, Mr. ROTHMAN, and Mr. BLUMENAUER.
H.R. 5159: Mr. NUNES.
H.R. 5185: Mr. CASE.
H.R. 5188: Mr. KUCINICH.
H.R. 5189: Mr. BUTTERFIELD and Ms. HART.
H.R. 5198: Ms. BALDWIN.
H.R. 5200: Ms. SCHAKOWSKY, Mr. BRADLEY of New Hampshire, Mr. DUNCAN, and Mr. DAVIS of Tennessee.
H.R. 5201: Ms. SCHWARTZ of Pennsylvania, Ms. WATERS, Mr. BOUSTANY, and Ms. HART.
H.R. 5206: Mr. HERGER and Mr. GONZALEZ.
H.R. 5290: Mr. CONYERS and Mr. MCDERMOTT.
H.R. 5312: Mr. GEORGE MILLER of California.
H.R. 5316: Mrs. CAPPS, Mr. KILDEE, Mr. SHERMAN, Mr. PETERSON of Minnesota, Mr. SCOTT of Virginia, and Mr. GINGREY.
H.R. 5322: Mr. DAVIS of Kentucky.
H.R. 5325: Mr. GOODE and Mr. KUHL of New York.
H.R. 5372: Ms. ESHOO.
H.R. 5396: Mr. SOUDER.
H.R. 5409: Ms. FOXX, Mr. SENSENBRENNER, Mr. PEARCE, and Mrs. DAVIS of California.
H.R. 5453: Mrs. NORTHUP, Mr. WELDON of Pennsylvania, and Mr. BOOZMAN.
H.R. 5464: Ms. BORDALLO and Mr. YOUNG of Florida.
H.R. 5465: Ms. WOOLSEY, Mr. NEAL of Massachusetts, and Ms. SCHAKOWSKY.
H.R. 5483: Mr. LOBIONDO and Mr. PASTOR.
H.R. 5494: Mrs. MYRICK.
H.R. 5501: Mr. ACKERMAN, Mr. BISHOP of New York, Mr. ISRAEL, Mrs. LOWEY, Mr. ENGEL, Mr. MEEKS of New York, Mr. CROWLEY, Mr. OWENS, Mr. SERRANO, Ms. SLAUGHTER, Ms. VELÁZQUEZ, Mr. WEINER, Mr. TOWNS, Mr. RANGEL, Mr. TIERNEY, Ms. SOLIS, Ms. WOOLSEY, and Ms. HARMAN.
H.R. 5507: Ms. FOXX and Mr. MILLER of Florida.
H.R. 5526: Mr. WAMP and Mr. JEFFERSON.
H.R. 5533: Mr. JEFFERSON.
H.R. 5538: Mr. EDWARDS.
H.R. 5558: Mr. HAYES, Mr. SALAZAR, Mr. LUCAS, Mr. LATHAM, Mr. MORAN of Kansas, Mr. DAVIS of Kentucky, and Mr. COSTA.
H.R. 5560: Mr. SKELTON, Mr. HOEKSTRA, and Mr. LATOURETTE.
H.R. 5575: Ms. MCKINNEY.
H.R. 5588: Mr. BERRY, Ms. SOLIS, Mr. COSTA, Mr. BUTTERFIELD, Mr. LYNCH, Mr. PALLONE, Mr. BERMAN, Mr. RAHALL, Mr. REYES, and Ms. BERKLEY.
H.R. 5609: Mr. MACK.
H.R. 5611: Mr. ROGERS of Michigan, Mr. FOSSELLA, and Mr. BASS.
H.R. 5615: Mr. CONYERS, Mr. GRIJALVA, Mr. MCNULTY, Mr. MARSHALL, and Mr. JEFFERSON.
H.J. Res. 88: Mr. LINDER.
H. Con. Res. 346: Mr. LINDER.
H. Con. Res. 380: Ms. WATSON.
H. Con. Res. 384: Mr. PAYNE and Mr. CLAY.
H. Con. Res. 415: Mr. MCINTYRE and Mrs. CHRISTENSEN.
H. Con. Res. 419: Mr. BOEHLERT.
H. Con. Res. 424: Mr. MARIO DIAZ-BALART of Florida and Mr. BROWN of Ohio.
H. Con. Res. 425: Mr. SCHWARZ of Michigan, Mr. SAXTON, Mr. CROWLEY, and Mr. BUTTERFIELD.
H. Res. 498: Mr. GILCHREST.
H. Res. 723: Mr. LEWIS of Georgia, Mr. ROTHMAN, Mrs. LOWEY, Ms. MATSUI, and Mrs. MCCARTHY.
H. Res. 765: Mr.SENSENBRENNER.
H. Res. 776: Mr. REHBERG and Mrs. CUBIN.
H. Res. 780: Mr. BRADLEY of New Hampshire.
H. Res. 786: Mrs. MUSGRAVE.
H. Res. 787: Ms. PELOSI, Mr. CONYERS, Mr. SCHIFF, and Mrs. CAPPS.
H. Res. 793: Mr. PLATTS, Mr. BURTON of Indiana, Mr. MARCHANT, Mr. NEUGEBAUER, Mr. BAKER, Ms. FOXX, and Mr. BACHUS.
H. Res. 800: Ms. HART.
H. Res. 838: Mr. WEXLER, Mr. MCNULTY, Mr. TANCREDO, Mr. CARTER, Mr. GONZALEZ, Mrs. BONO, Mr. BISHOP of New York, Mr. SAXTON, and Mr. BROWN of Ohio.
H. Res. 845: Ms. LEE, Mr. STARK, Mr. CAPUANO, Mr. SERRANO, and Mr. KUCINICH.
H. Res. 852: Mr. GREEN of Wisconsin and Mr. JONES of North Carolina.
H. Res. 858: Mr. PALLONE, Mr. SCOTT of Virginia, and Mrs. LOWEY.
H. Res. 863: Mr. LOBIONDO.
H. Res. 867: Mr. WU and Mr. SCHIFF.
H. Res. 870: Mr. BROWN of South Carolina, Mrs. CHRISTENSEN, Mr. DAVIS of Kentucky, Ms. HARMAN, Ms. JACKSON-LEE of Texas, Mr. LYNCH, Mrs. MALONEY, Mr. NEAL of Massachusetts, Mr. PETERSON of Minnesota, Mr. HIGGINS, Mr. OWENS, and Mr. BISHOP of New York.

FRIDAY, JUNE 16, 2006 (56)

¶56.1 APPOINTMENT OF SPEAKER PRO TEMPORE

The House was called to order by the SPEAKER pro tempore, Mr. GILLMOR, who laid before the House the following communication:

WASHINGTON, DC,
June 16, 2006.

I hereby appoint the Honorable PAUL E. GILLMOR to act as Speaker pro tempore on this day.

J. DENNIS HASTERT,
Speaker of the House of Representatives.

¶56.2 APPROVAL OF THE JOURNAL

The SPEAKER pro tempore, Mr. GILLMOR, announced he had examined and approved the Journal of the proceedings of Thursday, June 15, 2006.

Pursuant to clause 1, rule I, the Journal was approved.

¶56.3 COMMUNICATIONS

Executive and other communications, pursuant to clause 8, rule XII, were referred as follows:

8110. A letter from the Administrator, Agriculture Marketing Service, Department of Agriculture, transmitting the Department's final rule — Milk in the Northeast and Other Marketing Areas; Order Amending Orders [Docket No. AO-14-A75, et al.; DA-06-06] received May 16, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

8111. A letter from the Administrator, Agriculture Marketing Service, Department of Agriculture, transmitting the Department's final rule — Fresh Prunes Grown in Designated Counties in Washington and in Umatilla County, OR; Suspension of Handling Regulations, Establishment of Reporting Requirements, and Suspension of the Fresh Prune Import Regulation [Docket No. FV06-924-1 IFR] received May 16, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

8112. A letter from the Administrator, Agriculture Marketing Service, Department of Agriculture, transmitting the Department's final rule — Amendment to the Hass Avocado Promotion, Research, and Information Order; Adjust Representation on the Hass Avocado Board [Doc. No. FV-06-701-IFR] received May 16, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

8113. A letter from the Administrator, Agriculture Marketing Service, Department of Agriculture, transmitting the Department's final rule — Tart Cherries Grown in the States of Michigan, et al.; Change in Certain Provisions/Procedures Under the Handling Regulations for Tart Cherries [Docket No. FV06-930-1 IFR] received April 21, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

8114. A letter from the Administrator, Agriculture Marketing Service, Department of Agriculture, transmitting the Department's final rule — Marketing Order Regulating the Handling of Spearmint Oil Produced in the Far West; Salable Quantities and Allotment Percentages for the 2006-2007 Marketing Year [Docket No. FV06-985-1 FR] received April 21, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

8115. A letter from the Congressional Review Coordinator, APHIS, Department of Agriculture, transmitting the Department's final rule — Add Kazakhstan, Romania, Russia, Turkey, and Ukraine To List of Regions In Which Highly Pathogenic Avian Influenza Subtype H5N1 is Considered in Exist [Docket No. APHIS-2006-0010] received May 18, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

8116. A letter from the Director, Program Accountability Division, Department of Agriculture, transmitting the Department's final rule — Food Stamp Program; Civil Rights Data Collection (RIN: 0584-AC75) received May 24, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

8117. A letter from the Director, Regulatory Review Group, Department of Agriculture, transmitting the Department's final rule — 2005 Section 32 Hurricane Disaster Programs (RIN: 0560-AH45) received May 15, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

8118. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Zoxamide; Pesticide Tolerance [EPA-HQ-OPP-2006-0088; FRL-8060-5] received May 31, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

8119. A letter from the Assistant Secretary, Employee Benefits Security Administration, Department of Labor, transmitting the Department's final rule — Termination of Abandoned Individual Account Plans (RIN: 1210-AA97) received April 21, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Education and the Workforce.

8120. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — National Emission Standards for the Printing and Publishing Industry [EPA-HQ-OAR-2004-0441; FRL-8174-5] (RIN: 2060-AI66) received May 22, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

8121. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Approval and Promulgation of Implementation Plans; Kentucky; Redesignation of the Boyd County SO_2 Nonattainment Area [R04-OAR-2005-KY-0002-200531(a); FRL-8174-1] received May 22, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

8122. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Approval and Promulgation of Air Quality Implementation Plans; Indiana [EPA-R05-OAR-2006-0002; FRL-8166-9] received May 22, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

8123. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Approval and Promulgation of Implementation Plans; Wisconsin; Wisconsin Construction Permit Permanency SIP Revision; Correction [EPA-R05-2005-0563; FRL-8171-1] received May 22, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

8124. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Amendments to Standards of Performance for New Stationary Sources; Monitoring Requirements [A-91-07; FRL-8176-8] (RIN: 2060-AG22) received May 31, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

8125. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Approval and Promulgation of Air Quality Implementation Plans; Michigan [EPA-R05-OAR-2005-MI-0001; FRL-8176-6] received May 31, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

8126. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Approval and Promulgation of Air Quality Implementation Plans; Minnesota; Alternative Public Participation Process [EPA-R05-OAR-2006-0012; FRL-8178-6] received May 31, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

8127. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Approval and Promulation of Maintenance Plan Revisions; Ohio; Carbon Monoxide Maintenance Plan Updates; Limited Maintenance Plan [EPA-R05-OAR-2006-0052; FRL-8177-8] received May 31, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

8128. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Control of Air Pollution From Motor Vehicles and Nonroad Diesel Engines: Alternative Low-Sulfur Diesel Fuel Transition Program for Alaska [EPA-HQ-OAR-2004-0229; FRL-8178-3] (RIN: 2060-AJ72) received May 31, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

8129. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — EPAAR Prescription and Clause — Simplified Acquisition Procedures Financing [FRL-8179-6] received May 31, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

8130. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Partial Approval of the Clean Air Act, Section 112(l), Delegation of Authority to the Washington State Department of Health [EPA-R10-OAR-2006-0001; FRL-8177-2] received May 31, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

8131. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — PM2.5 De Minimis Emission Levels for General Conformity Applicability [EPA-HQ-OAR-2004-0491; FRL-8176-3] (RIN: 2060-AN60) received May 31, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

8132. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Regulation of Fuel and Fuel Additives; Refiner and Importer Quality Assurance Requirements for Downstream Oxygenate Blending and Requirements for Pipeline Interface [EPA-HQ-OAR-2003-0216; EPA-HQ-OAR-2005-0149; FRL-8178-5] (RIN: 2060-AM27) (RIN: 2060-AM88) received May 31, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

8133. A letter from the Chairman, Council of the District of Columbia, transmitting a copy of D.C. ACT 16-391, ''Rent Control Reform Amendment Act of 2006,'' pursuant to D.C. Code section 1-233(c)(1); to the Committee on Government Reform.

8134. A letter from the Director, Regulatory Review Group, Department of Agriculture, transmitting the Department's final rule — Grains and Similarly Handled Commodities-Marketing Assistance Loans and Loan Deficiency Payments for the 2006 Through 2007 Crop Years; Cotton (RIN: 0560-AH38) received May 23, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

8135. A letter from the Chairman, Federal Election Commission, transmitting the Commission's final rule — Coordinated Communications [Notice 2006-10] received June 6, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on House Administration.

8136. A communication from the President of the United States, transmitting notification of the designations of Daniel Pearson as Chairman and Shara L. Aranoff as Vice Chairman of the United States International Trade Commission, effective June 17, 2006, pursuant to 19 U.S.C. 1330(c)(1); to the Committee on Ways and Means.

¶56.4 GLOBAL WAR ON TERROR

The SPEAKER pro tempore, Mr. GILLMOR, pursuant to House Resolution 868, called up for further consideration of the resolution (H. Res. 861) declaring that the United States will prevail in the Global War on Terror, the struggle to protect freedom from the terrorist adversary.

When said resolution and preamble were considered.

After debate,

Pursuant to House Resolution 868, the previous question was ordered on the resolution and preamble.

The question being put, viva voce,

Will the House agree to said resolution and preamble?

The SPEAKER pro tempore, Mr. FOLEY, announced that the yeas had it.

Mr. BOEHNER demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The vote was taken by electronic device.

It was decided in the affirmative ..... { Yeas ..... 256; Nays ..... 153; Answered present 5

¶56.5 [Roll No. 288]

YEAS—256

Aderholt
Akin
Alexander
Baker
Barrett (SC)
Barrow
Bartlett (MD)
Barton (TX)
Bass
Bean
Beauprez
Berman
Berry
Biggert
Bilbray
Bilirakis
Bishop (GA)
Blackburn
Blunt
Boehlert
Boehner
Bonilla
Bonner
Bono
Boozman
Boren
Boswell
Boucher
Boustany
Bradley (NH)
Brady (TX)
Brown (SC)
Brown-Waite, Ginny
Burgess
Buyer
Calvert
Camp (MI)
Campbell (CA)
Cantor
Capito
Cardoza
Case
Castle
Chabot
Chandler
Chocola
Coble
Cole (OK)
Conaway
Cooper
Costa
Costello
Cramer
Crenshaw
Cubin
Cuellar
Culberson
Davis (KY)
Davis (TN)
Davis, Jo Ann
Davis, Tom
Deal (GA)
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Doolittle
Drake
Dreier
Edwards
Ehlers
Emerson
English (PA)
Etheridge
Everett
Feeney
Ferguson
Fitzpatrick (PA)
Flake
Foley
Forbes
Fortenberry
Fossella
Foxx
Franks (AZ)
Frelinghuysen
Gallegly
Garrett (NJ)
Gerlach
Gibbons
Gilchrest
Gillmor
Gingrey
Gohmert
Goode
Goodlatte
Gordon
Granger
Graves
Green (WI)
Green, Gene
Gutknecht
Hall
Harris
Hart
Hastert
Hastings (WA)
Hayes
Hayworth
Hefley
Hensarling
Herger
Herseth
Higgins
Hobson
Hoekstra
Holden
Hostettler
Hulshof
Hunter
Hyde
Inglis (SC)
Issa
Istook
Jenkins
Jindal
Johnson (CT)
Johnson (IL)
Keller
Kelly
Kennedy (MN)
Kind
King (IA)
King (NY)
Kingston
Kirk
Kline
Knollenberg
Kolbe
Kuhl (NY)
LaHood
Larsen (WA)
Latham
LaTourette
Lewis (KY)
Linder
Lipinski
LoBiondo
Lucas
Lungren, Daniel E.
Lynch
Mack
Manzullo
Marchant
Marshall
Matheson
McCarthy
McCaul (TX)
McCrery
McHenry
McHugh
McIntyre
McKeon
McMorris
Melancon
Mica
Miller (FL)
Miller (MI)
Miller, Gary
Moore (KS)
Moran (KS)
Murphy
Musgrave
Myrick
Neugebauer
Ney
Northup
Norwood
Nunes
Osborne
Otter
Oxley
Pearce
Pence
Peterson (MN)
Peterson (PA)
Petri
Pickering
Pitts
Platts
Poe
Pombo
Porter
Price (GA)
Pryce (OH)
Putnam
Radanovich
Ramstad
Regula
Rehberg
Renzi
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Ros-Lehtinen
Ross
Royce
Ryan (WI)
Ryun (KS)
Salazar
Saxton
Schmidt
Schwarz (MI)
Shadegg
Shaw
Shays
Sherwood
Shimkus
Shuster
Simmons
Simpson
Smith (NJ)
Smith (TX)
Smith (WA)
Snyder
Sodrel
Souder
Spratt
Stearns
Sullivan
Sweeney
Tancredo
Taylor (MS)
Taylor (NC)
Terry
Thomas
Thompson (MS)
Thornberry
Tiahrt
Tiberi
Turner
Upton
Walden (OR)
Walsh
Wamp
Weldon (FL)
Weldon (PA)
Weller
Westmoreland
Whitfield
Wicker
Wilson (SC)
Wolf
Young (AK)
Young (FL)

NAYS—153

Abercrombie
Ackerman
Allen
Andrews
Baca
Baird
Baldwin
Becerra
Berkley
Blumenauer
Brady (PA)
Brown (OH)
Brown, Corrine
Butterfield
Capps
Capuano
Cardin
Carnahan
Carson
Clay
Clyburn
Conyers
Crowley
Cummings
Davis (AL)
Davis (CA)
Davis (FL)
Davis (IL)
DeFazio
DeGette
Delahunt
DeLauro
Dicks
Doggett
Doyle
Duncan
Emanuel
Engel
Eshoo
Farr
Fattah
Filner
Ford
Frank (MA)
Gonzalez
Green, Al
Grijalva
Harman
Hastings (FL)
Hinchey
Hinojosa
Holt
Honda
Hooley
Hoyer
Inslee
Israel
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Johnson, E. B.
Jones (OH)
Kanjorski
Kaptur
Kennedy (RI)
Kildee
Kucinich
Langevin
Lantos
Larson (CT)
Leach
Lee
Levin
Lewis (GA)
Lofgren, Zoe
Lowey
Maloney
Markey
Matsui
McCollum (MN)
McDermott
McGovern
McKinney
McNulty
Meehan
Meek (FL)
Meeks (NY)
Michaud
Millender-McDonald
Miller, George
Mollohan
Moore (WI)
Moran (VA)
Murtha
Nadler
Napolitano
Neal (MA)
Oberstar
Obey
Olver
Ortiz
Owens
Pallone
Pascrell
Pastor
Paul
Payne
Pelosi
Pomeroy
Price (NC)
Rahall
Rangel
Reyes
Rothman
Roybal-Allard
Ruppersberger
Rush
Ryan (OH)
Sabo
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Schakowsky
Schiff
Schwartz (PA)
Scott (GA)
Scott (VA)
Serrano
Skelton
Slaughter
Solis
Stark
Strickland
Stupak
Tanner
Tauscher
Thompson (CA)
Tierney
Towns
Udall (CO)
Udall (NM)
Van Hollen
Velázquez
Visclosky
Wasserman Schultz
Waters
Watson
Watt
Weiner
Wexler
Woolsey
Wu
Wynn

ANSWERED ''PRESENT''—5

Boyd
Jones (NC)
McCotter
Miller (NC)
Sherman

NOT VOTING—19

Bachus
Bishop (NY)
Bishop (UT)
Burton (IN)
Cannon
Carter
Cleaver
Dingell
Evans
Gutierrez
Johnson, Sam
Kilpatrick (MI)
Lewis (CA)
Nussle
Reichert
Sensenbrenner
Sessions
Waxman
Wilson (NM)

So the resolution and preamble were agreed to.

A motion to reconsider the vote whereby said resolution and preamble were agreed to was, by unanimous consent, laid on the table.

¶56.6 CALENDAR WEDNESDAY BUSINESS DISPENSED WITH

On motion of Mr. BOEHNER, by unanimous consent,

Ordered, That business in order for consideration on Wednesday, June 21, 2006, under clause 6, rule XV, the Calendar Wednesday rule, be dispensed with.

¶56.7 HOUR OF MEETING

On motion of Mr. BOEHNER, by unanimous consent,

Ordered, That when the House adjourns today, it adjourn to meet at 12:30 p.m. on Monday, June 19, 2006, for morning-hour debate; and further, when the House adjourns on Monday, June 19, 2006, it adjourn to meet at 9:30 a.m. on Tuesday, June 20, 2006, for morning-hour debate.

¶56.8 REMOVAL FROM COMMITTEE—MINORITY

Mr. CLYBURN, by direction of the Democratic Caucus, submitted the following privileged resolution (H. Res. 872):

Resolved, That Mr. Jefferson is hereby removed from the Committee on Ways and Means.

When said resolution was considered and agreed to.

A motion to reconsider the vote whereby said resolution was agreed to was, by unanimous consent, laid on the table.

¶56.9 ELECTION ASSISTANCE COMMISSION BOARD OF ADVISORS

The SPEAKER pro tempore, Mr. MCHENRY, announced that the Speaker, pursuant to section 214(a) of the Help America Vote Act of 2002 (42 United States Code 15344), and the order of the House of December 18, 2005, the Chair announced the Speaker's reappointment of the following member on the part of the House to the Election Assistance Commission Board of Advisors for a term of two years: Mr. Thomas A. Fuentes, Lake Forest, California.

Ordered, That the Clerk notify the Senate of the foregoing appointment.

¶56.10 DEPARTMENT OF DEFENSE APPROPRIATIONS FY 2007

Mr. YOUNG of Florida submitted a privileged report (Rept. No. 109–504) on the bill (H.R. 5631) making appropriations for the Department of Defense for the fiscal year ending September 30, 2007, and for other purposes.

When said bill and report were referred to the Union Calendar and ordered printed.

Pursuant to clause 1 of rule XXI, all points of order were reserved.

¶56.11 BILL PRESENTED TO THE PRESIDENT

Karen L. Haas, Clerk of the House reports that on June 15, 2006, she presented to the President of the United States, for his approval, the following bill:

H.R. 4939. An Act making emergency supplemental appropriations for the fiscal year ending September 30, 2006, and for other purposes.

¶56.12 LEAVE OF ABSENCE

By unanimous consent, leave of absence was granted—

To Mr. BISHOP of New York, for today;

To Mr. CLEAVER, for today;

To Mr. DINGELL, for today;

To Ms. KILPATRICK of Michigan, for today; and

To Mr. SENSENBRENNER, for today.

And then,

¶56.13 ADJOURNMENT

On motion of Mr. MEEK of Florida, pursuant to the previous order of the House, at 1 o'clock and 16 minutes p.m., the House adjourned until 12:30 p.m. on Monday, June 19, 2006.

¶56.14 REPORTS OF COMMITTEES ON PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XIII, reports of committees were delivered to the Clerk for printing and reference to the proper calendar, as follows:

Mr. YOUNG of Florida: Committee on Appropriations. H.R. 5631. A bill making appropriations for the Department of Defense for the fiscal year ending September 30, 2007, and for other purposes; (Rept. 109–504). Referred to the Committee of the Whole House on the State of the Union.

Mr. NUSSLE: Committee on the Budget. H.R. 4890. A bill to amend the Congressional and Impoundment Control Act of 1974 to provide for the expedited consideration of certain proposed rescissions of budget authority; with an amendment (Rept. 109–505 Pt. 1). Ordered to be printed.

¶56.15 PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XII, public bills and resolutions were introduced and severally referred, as follows:

By Mr. SHIMKUS (for himself, Mr. ENGEL, and Mr. ALLEN):

H.R. 5632. A bill to amend Chapter 301 of title 49, United States Code, to establish a national tire fuel efficiency consumer information program, and for other purposes; to the Committee on Energy and Commerce.

By Mrs. BIGGERT (for herself, Mr. HONDA, Mr. REICHERT, Mr. SCHWARZ of Michigan, Mr. BOEHLERT, Mr. GORDON, Mr. EHLERS, Mr. LIPINSKI, Mr. MCCAUL of Texas, and Mr. BAIRD):

H.R. 5633. A bill to establish a program of demonstration and commercial application of advanced energy efficiency technologies and systems for buildings, and for other purposes; to the Committee on Science.

By Mrs. BIGGERT (for herself, Mr. BOEHLERT, Mr. CALVERT, and Mr. EHLERS):

H.R. 5634. A bill to authorize research, development, demonstration, and commercial application activities for advanced energy technologies; to the Committee on Science.

By Mr. BROWN of Ohio (for himself, Mr. RYAN of Ohio, Mr. STRICKLAND, Ms. KAPTUR, and Mrs. JONES of Ohio):

H.R. 5635. A bill to amend the Tariff Act of 1930 to prohibit the import, export, and sale of goods made with sweatshop labor, and for other purposes; to the Committee on Ways and Means, and in addition to the Committees on Armed Services, Government Reform, Rules, Energy and Commerce, and International Relations, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Ms. GRANGER (for herself, Mr. ALLEN, Mr. BURGESS, Mr. BROWN of Ohio, Mr. PAUL, Mr. CALVERT, and Ms. HARRIS):

H.R. 5636. A bill to reduce the risk of identity theft by limiting the use of social security account numbers on certain Government-issued identification cards and Government documents; to the Committee on Ways and Means, and in addition to the Committees on Armed Services, Energy and Commerce, and Veterans' Affairs, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. FRANK of Massachusetts (for himself, Mr. MARKEY, Mr. MCGOVERN, Ms. WATSON, Ms. DELAURO, Mr. DOGGETT, and Mr. CAPUANO):

H.J. Res. 89. A joint resolution requiring the President to notify Congress if the President makes a determination to ignore a duly enacted provision of law, establishing expedited procedures for the consideration of legislation in the House of Representatives in response to such a determination, and for other purposes; to the Committee on the Judiciary, and in addition to the Committee on Rules, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. CLYBURN:

H. Res. 872. A resolution removing a Member from the Committee on Ways and Means; considered and agreed to.

By Mrs. JO ANN DAVIS of Virginia (for herself, Mr. ENGEL, Mr. SMITH of New Jersey, Mr. GALLEGLY, Mr. LANTOS, Mr. OXLEY, Mr. KIND, Mr. ENGLISH of Pennsylvania, Mr. WEXLER, Mr. HASTINGS of Florida, and Mr. ISSA):

H. Res. 873. A resolution recognizing the continued importance of the transatlantic partnership between the United States and the European Union by expressing support for the success of the forthcoming US-EU Summit in Vienna, Austria, on June 21, 2006; to the Committee on International Relations.

By Mr. GONZALEZ (for himself, Mr. JONES of North Carolina, Mr. FILNER, Mr. MCNULTY, Mr. BROWN of Ohio, Mr. LEWIS of California, Mr. CASE, Ms. CORRINE BROWN of Florida, Mr. BUTTERFIELD, Mr. ISRAEL, Mr. MURPHY, and Mr. GUTKNECHT):

H. Res. 874. A resolution recognizing and honoring America's Seniors; to the Committee on Education and the Workforce.

By Mr. LEWIS of Georgia (for himself, Mr. KINGSTON, Mr. BISHOP of Georgia, Mr. PAYNE, Mr. SCOTT of Georgia, Ms. JACKSON-LEE of Texas, Mr. MARSHALL, Mr. NORWOOD, Ms. MILLENDER-MCDONALD, Mr. GINGREY, Ms. GINNY BROWN-WAITE of Florida, Ms. SCHAKOWSKY, and Ms. EDDIE BERNICE JOHNSON of Texas):

H. Res. 875. A resolution congratulating Spelman College on the occasion of its 125th anniversary; to the Committee on Education and the Workforce.

By Mr. PRICE of Georgia (for himself and Mr. DEAL of Georgia):

H. Res. 876. A resolution expressing that the House of Representatives recognizes the rising cost of health care and encourages greater patient empowerment, choice, and responsibility in health care decisions; to the Committee on Energy and Commerce.

¶56.16 ADDITIONAL SPONSORS

Under clause 7 of rule XII, sponsors were added to public bills and resolutions as follows:

H.R. 23: Mrs. JO ANN DAVIS of Virginia.

H.R. 284: Mrs. LOWEY.

H.R. 583: Mr. EHLERS.

H.R. 602: Mr. NEY.

H.R. 1405: Mrs. KELLY.

H.R. 1429: Mr. MICHAUD and Mr. SNYDER.

H.R. 1441: Mr. EMANUEL, Ms. MOORE of Wisconsin, Mr. YOUNG of Alaska, and Ms. LORETTA SANCHEZ of California.

H.R. 1545: Mr. ISSA.

H.R. 1634: Mr. GERLACH, Mr. HOSTETTLER, Mr. DELAHUNT, and Mr. HEFLEY.

H.R. 1663: Ms. BERKLEY.

H.R. 1849: Mr. CAPUANO and Mr. WALSH.

H.R. 2238: Mrs. DRAKE.

H.R. 2808: Mr. SCHWARZ of Michigan, Mr. SKELTON, Mr. WAXMAN, Ms. MATSUI, Mr. GALLEGLY, Ms. HARMAN, Mr. BUTTERFIELD, Mr. BISHOP of Georgia, Mr. SHUSTER, Mr. DENT, Mr. ISSA, Mr. CANNON, Mr. LANGEVIN, Mr. HINOJOSA, and Mr. SODREL.

H.R. 3192: Mrs. MALONEY.

H.R. 3267: Mr. KUCINICH and Mr. CARDIN.

H.R. 3479: Ms. SCHWARTZ of Pennsylvania.

H.R. 3559: Mr. ROGERS of Alabama and Mr. BASS.

H.R. 4158: Mr. CARNAHAN.

H.R. 4236: Mr. WHITFIELD.

H.R. 4341: Mr. HERGER.

H.R. 4450: Mr. CHOCOLA.

H.R. 4725: Mr. MANZULLO.

H.R. 4746: Mr. BLUMENAUER.

H.R. 4761: Mr. FORD and Mr. ENGLISH of Pennsylvania.

H.R. 4772: Mr. GUTKNECHT, Mr. GOODE, Mr. ISSA, Mr. ROHRABACHER, Mr. BARTLETT of Maryland, Mr. AKIN, Mr. CARTER, Mr. MARCHANT, and Mr. COLE of Oklahoma.

H.R. 4838: Mr. WELDON of Florida.

H.R. 4896: Ms. DELAURO and Mr. MEEHAN.

H.R. 4960: Mr. ROSS.

H.R. 4962: Mr. WALSH.

H.R. 4976: Mr. LEACH and Mr. HOLT.

H.R. 5005: Mr. DEAL of Georgia, Mr. BONILLA, Mr. HEFLEY, and Mr. EDWARDS.

H.R. 5011: Mr. BISHOP of Georgia, Mr. CONYERS, and Ms. SCHAKOWSKY.

H.R. 5013: Mr. PETERSON of Pennsylvania, Mr. TERRY, Mr. DEAL of Georgia, Mr. HALL, Mr. OTTER, and Mr. LARSEN of Washington.

H.R. 5060: Mr. KUHL of New York and Ms. HART.

H.R. 5150: Ms. ROYBAL-ALLARD and Mr. ABERCROMBIE.

H.R. 5188: Mr. FITZPATRICK of Pennsylvania.

H.R. 5201: Mr. NEY and Mr. BOYD.

H.R. 5206: Mr. UDALL of New Mexico and Mrs. MALONEY.

H.R. 5229: Mr. HIGGINS, Mr. CUMMINGS, Mr. NEAL of Massachusetts, and Mr. MCCOTTER.

H.R. 5234: Mr. CONYERS.

H.R. 5246: Mr. BRADLEY of New Hampshire, Mr. JACKSON of Illinois, Mr. JEFFERSON, Mr. KENNEDY of Minnesota, Mr. SCHWARZ of Michigan, Mr. SAM JOHNSON of Texas, Mr. YOUNG of Florida, Mr. BISHOP of New York, and Mr. CARTER.

H.R. 5257: Mr. JACKSON of Illinois.

H.R. 5275: Mr. LEWIS of Georgia, Mr. RUPPERSBERGER, Mr. NEY, Mr. PAYNE, Mr. BISHOP of New York, and Mr. MATHESON.

H.R. 5314: Mr. MARIO DIAZ-BALART of Florida and Mr. PUTNAM.

H.R. 5346: Mr. SOUDER.

H.R. 5348: Mr. CAPUANO and Mr. CARNAHAN.

H.R. 5351: Mr. WESTMORELAND, Mr. SESSIONS, and Mr. BRADLEY of New Hampshire.

H.R. 5356: Mr. PRICE of North Carolina.

H.R. 5358: Mr. PRICE of North Carolina.

H.R. 5371: Mr. INSLEE.

H.R. 5390: Mr. KENNEDY of Rhode Island, Mrs. CAPPS, Mr. JEFFERSON, and Mr. SIMMONS.

H.R. 5444: Ms. JACKSON-LEE of Texas.

H.R. 5474: Mr. BOUSTANY.

H.R. 5478: Mr. GONZALEZ.

H.R. 5491: Mr. JONES of North Carolina, Mr. GILLMOR, Mr. FEENEY, and Mr. PEARCE.

H.R. 5519: Mr. PORTER, Mrs. TAUSCHER, and Mr. BLUMENAUER.

H.R. 5555: Mr. GORDON.

H.R. 5588: Mr. STARK, Mr. OWENS, and Mr. EDWARDS.
H.R. 5604: Ms. GINNY BROWN-WAITE of Florida and Mr. CARNAHAN.
H. Con. Res. 298: Mr. SHAYS and Ms. ESHOO.
H. Con. Res. 428: Mr. MCCAUL of Texas.
H. Res. 323: Mr. MELANCON.
H. Res. 350: Ms. SLAUGHTER, Mr. BROWN of South Carolina, Mr. MCCOTTER, and Mr. BROWN of Ohio.
H. Res. 373: Mr. STARK, Mr. OWENS, Mr. CONYERS, Mr. SERRANO, Ms. BALDWIN, Ms. LEE, Mr. GRIJALVA, Mr. MCDERMOTT, and Mr. KUCINICH.
H. Res. 518: Ms. EDDIE BERNICE JOHNSON of Texas.
H. Res. 723: Mr. SCHWARZ of Michigan and Mr. SANDERS.
H. Res. 841: Mr. RYAN of Ohio, Mr. SCHIFF, Mrs. MCCARTHY, Mr. DICKS, Mr. INSLEE, Mr. CLYBURN, Mr. LARSON of Connecticut, Mrs. CHRISTENSEN, Ms. ESHOO, Mr. BAIRD, Ms. BEAN, Mr. BISHOP of New York, Mr. CASE, and Mr. HOLT.
H. Res. 846: Mr. TOWNS, Mr. STARK, Ms. WATSON, Ms. SCHAKOWSKY, Mr. THOMPSON of Mississippi, and Ms. WATERS.
H. Res. 852: Mr. BOEHLERT.
H. Res. 858: Ms. SCHAKOWSKY.
H. Res. 870: Mr. KANJORSKI.

¶56.17 DELETIONS OF SPONSORS FROM PUBLIC BILLS AND RESOLUTIONS

Under clause 7 of rule XII, sponsors were deleted from public bills and resolutions as follows:

H.R. 4157: Ms. ESHOO.

MONDAY, JUNE 19, 2006 (57)

¶57.1 APPOINTMENT OF SPEAKER PRO TEMPORE

The House was called to order at 12:30 p.m. by the SPEAKER pro tempore, Mr. PRICE of Georgia, who laid before the House the following communication:

WASHINGTON, DC.
June 19, 2006.

I hereby appoint the Honorable TOM PRICE to act as Speaker pro tempore on this day.

J. DENNIS HASTERT,
Speaker of the House of Representatives.

Whereupon, pursuant to the order of the House of Tuesday, January 31, 2006, Members were recognized for morning-hour debate.

¶57.2 RECESS—12:38 P.M.

The SPEAKER pro tempore, Mr. PRICE of Georgia, pursuant to clause 12(a) of rule I, declared the House in recess at 12 o'clock and 38 minutes p.m., until 2 p.m.

¶57.3 AFTER RECESS—2 P.M.

The SPEAKER pro tempore, Mr. LUNGREN of California, called the House to order.

¶57.4 APPROVAL OF THE JOURNAL

The SPEAKER pro tempore, Mr. LUNGREN of California, announced he had examined and approved the Journal of the proceedings of Friday, June 16, 2006.

Pursuant to clause 1, rule I, the Journal was approved.

¶57.5 COMMUNICATIONS

Executive and other communications, pursuant to clause 8, rule XII, were referred as follows:

8137. A letter from the Congressional Review Coordinator, Department of Agriculture, transmitting the Department's final rule — Gypsy Moth Generally Infested Areas; Ohio, West Virginia, and Wisconsin [Docket No. APHIS-2006-0029] received June 16, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

8138. A letter from the Chief, Regulatory Review Group, Department of Agriculture, transmitting the Department's final rule — Transfer of Sugar Program Marketing Allocations (RIN: 0560-AH37) received April 21, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

8139. A letter from the Director, Regulations Policy and Management Staff, Food and Drug Administration, transmitting the Administration's final rule — Listing of Color Additives Exempt From Certification; Mica-Based Pearlescent Pigments [Docket No. 1998C-0790] (formerly 98C-0790), pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

8140. A letter from the Director, Regulations Policy and Management Staff, Food and Drug Administration, transmitting the Administration's final rule — Food Labeling: Health Claims; Dietary Noncariogenic Carbohydrate Sweeteners and Dental Caries [Docket No. 2004P-0294] received April 24, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

8141. A letter from the Chief, Policy Section, Military Awards Branch, Department of Army, Department of Defense, transmitting the Department's final rule — Decorations, Medals, Ribbons, & Similar Devices (RIN: 0702-AA41) received June 14, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Armed Services.

8142. A letter from the Legal Counsel, Terrorism Risk Insurance Program, Department of the Treasury, transmitting the Department's final rule — Terrorism Risk Insurance Program; TRIA Extension Act Implementation (RIN: 1505-AB66) received May 9, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Financial Services.

8143. A letter from the Director, Department of the Treasury, transmitting the Department's final rule — Financial Crimes Enforcement Network; Amendment to the Bank Secrecy Act Regulations — Requirement That Mutual Funds Report Suspicious Transactions (RIN: 1506-AA37) received May 1, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Financial Services.

8144. A letter from the General Counsel, National Credit Union Administration, transmitting the Administration's final rule — Share Insurance and Appendix (RIN: 3133-AD18) received April 21, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Financial Services.

8145. A letter from the General Counsel, Corporation for National and Community Service, transmitting the Service's final rule — AmeriCorps Grant Applications from Professional Corps (RIN: 3045-AA46) received April 21, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Education and the Workforce.

8146. A letter from the Director, OLMS, Office of Policy, Reports & Disclosure, Department of Labor, transmitting the Department's final rule — Standards of Conduct for Federal Sector Labor Organizations (RIN: 1215-AB48) received June 14, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Education and the Workforce.

8147. A letter from the Attorney, Office of Assistant General Counsel for Legislation and Regulatory Law, Department of Energy, transmitting the Department's final rule — Assistance Regulations — (RIN: 1991-AB72) received May 9, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

8148. A letter from the Chairman, Christopher Columbus Fellowship Foundation, transmitting pursuant to the Accountability of Tax Dollars Act, the Foundation's Form and Content Reports for the second quarter of FY 2006 as prepared by the U.S. General Services Administration; to the Committee on Government Reform.

8149. A letter from the Director, Office of Acquisition Management and Procurement Executive, Department of Commerce, transmitting in accordance with Section 647(b) of Division F of the Consolidated Appropriations Act, FY 2004, Pub. L. 108-199, and the Office of Management and Budget Memorandum M-06-01, the Department's report on competitive sourcing efforts for FY 2005; to the Committee on Government Reform.

8150. A letter from the General Counsel, Department of House and Urban Development, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Government Reform.

8151. A letter from the Counsel for Legislation and Regulations, Department of Housing and Urban Development, transmitting the Department's final rule — Government National Mortgage Associations: Excess Yield Securities [Docket No. FR-4958-F-02] (RIN: 2503-AA18) received June 15, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Government Reform.

8152. A letter from the Attorney, Federal Motor Carrier Safety Administration, Department of Transportation, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Government Reform.

8153. A letter from the Assistant Director, Executive & Political Personnel, Department of the Air Force, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Government Reform.

8154. A letter from the Assistant Director, Executive & Political Personnel, Department of the Air Force, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Government Reform.

8155. A letter from the Secretary, Department of the Treasury, transmitting two Semiannual Reports which were prepared separately by Treasury's Office of Inspector General (OIG) and the Treasury Inspector General for Tax Administration (TIGTA) for the period ended March 31, 2006, pursuant to 5 U.S.C. app. (Insp. Gen. Act) section 5(b); to the Committee on Government Reform.

8156. A letter from the Senior Vice President and Chief Financial Officer, Export-Import Bank of the United States, transmitting the Bank's Annual Management Report for the fiscal year ended September 30, 2005, pursuant to 31 U.S.C. 9106; to the Committee on Government Reform.

8157. A letter from the Chairman, Federal Mine Safety and Health Review Commission, transmitting the Commission's FY 2005 Annual Report pursuant to Section 203, Title II of the No Fear Act, Pub. L. 107-174; to the Committee on Government Reform.

8158. A letter from the Chairman, Federal Trade Commission, transmitting the semiannual report on the activities of the Office of Inspector General for the period from October 1, 2005 through March 31, 2006, pursuant to 5 U.S.C. app. (Insp. Gen. Act) section 5(b); to the Committee on Government Reform.

8159. A letter from the Director, Compliance and Evaluation Division, General Services Administration, transmitting the Administration's Federal Fleet Report for Fiscal Year 2005; to the Committee on Government Reform.

8160. A letter from the Director, National Gallery of Art, transmitting a Gallery's Fiscal Year 2005 Commercial Activities Inventory Report, pursuant to Public Law 105-270; to the Committee on Government Reform.

8161. A letter from the General Counsel, Office of Management and Budget, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Government Reform.

8162. A letter from the General Counsel, Office of Management and Budget, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Government Reform.

8163. A letter from the General Counsel, Office of Management and Budget, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Government Reform.

8164. A letter from the Director, Office of Personnel Management, transmitting the Chief Human Capital Officers (CHCO) Council's Report to Congress covering FY 2005, pursuant to 5 U.S.C. 1401 note Public Law 107-296 section 1303(d); to the Committee on Government Reform.

8165. A letter from the Director, Office of Personnel Management, transmitting the Office's report on agencies' use of extended assignment incentives for the period May 2, 2003 through December 31, 2005; to the Committee on Government Reform.

8166. A letter from the Director, Office of Personnel Management, transmitting the Office's assessment of the effectiveness of the extended assignment incentive authority as a human resources management tool and recommendations for any changes necessary to improve the effectiveness of the incentive authority for the period May 2, 2003 through December 31, 20056, pursuant to Public Law 107-273, section 207(d); to the Committee on Government Reform.

8167. A letter from the EEO Director, Office of Special Counsel, transmitting the Office's FY 2005 Annual Report pursuant to Section 203, Title II of the No Fear Act, Pub. L. 107-174; to the Committee on Government Reform.

8168. A letter from the Acting Director, Security, Safety, and Law Enforcement, Department of the Interior, transmitting the Department's final rule — Public Conduct on Bureau of Reclamation Facilities, Lands, and Waterbodies (RIN: 1006-AA45) received April 21, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Resources.

8169. A letter from the Acting Director, Office of Sustainable Fisheries, NMFS, National Oceanic and Atmospheric Administration, transmitting the Administration's final rule — Fisheries of the Exclusive Economic Zone Off Alaska; Pollock in Statistical Area 610 of the Gulf of Alaska [Docket No. 060216044-6044-01; I.D. 030906B] received June 16, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Resources.

8170. A letter from the Acting Director, Office of Sustainable Fisheries, NMFS, National Oceanic and Atmospheric Administration, transmitting the Administration's final rule — Fisheries of the Northeastern United States; Atlantic Bluefish Fishery; Quota Transfer [Docket No. 051104293 5344 02; I.D. 050906A] received June 16, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Resources.

8171. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Safety Standards for Flight Guidance Systems [Docket No.: FAA-2004-18775; Amendment No. 25-119] (RIN: 2120-AI41) received June 16, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

8172. A letter from the Chief, Publications and Regulations Branch, Internal Revenue Service, transmitting the Service's final rule — Guidance Under Section 1502; Amendment of Tacking Rule Requirements of Life-Nonlife Consolidated Regulations [TD 9258] (RIN: 1545-BE86) received May 1, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

8173. A letter from the Chief, Publications and Regulations Branch, Internal Revenue Service, transmitting the Service's final rule — Administrative, Procedural, and Miscellaneous (Rev. Proc. 2006-26) received May 8, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

8174. A letter from the Chief, Publications and Regulations Branch, Internal Revenue Service, transmitting the Service's final rule — Intercompany Transactions; Manufacturer Incentive Payments [TD 9261] (RIN: 1545-BF32) received May 9, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

8175. A letter from the Regulations Officer, Social Security Administration, transmitting the Administration's final rule — Filing of Applications and Requirements for Widow's and Widower's Benefits (RIN: 0960-AG32) received May 1, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

¶57.6 SERGEANT JACOB DAN DONES POST OFFICE

Ms. FOXX moved to suspend the rules and pass the bill (H.R. 5540) to designate the facility of the United States Postal Service located at 217 Southeast 2nd Street in Dimmitt, Texas, as the ''Sergeant Jacob Dan Dones Post Office''.

The SPEAKER pro tempore, Mr. LUNGREN of California, recognized Ms. FOXX and Ms. NORTON, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and pass said bill?

The SPEAKER pro tempore, Mr. LUNGREN of California, announced that two-thirds of the Members present had voted in the affirmative.

Ms. FOXX demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mr. LUNGREN of California, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed.

¶57.7 LARRY WINN, JR. POST OFFICE BUILDING

Ms. FOXX moved to suspend the rules and pass the bill (H.R. 5504) to designate the facility of the United States Postal Service located at 6029 Broadmoor Street in Mission, Kansas, as the ''Larry Winn, Jr. Post Office Building''.

The SPEAKER pro tempore, Mr. LUNGREN, recognized Ms. FOXX and Ms. NORTON, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and pass said bill?

The SPEAKER pro tempore, Mr. LUNGREN of California, announced that two-thirds of the Members present had voted in the affirmative.

Ms. FOXX demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mr. LUNGREN of California, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed.

¶57.8 MORRIS W. MILTON POST OFFICE

Ms. FOXX moved to suspend the rules and pass the bill (H.R. 5104) to designate the facility of the United States Postal Service located at 1750 16th Street South in St. Petersburg, Florida, as the ''Morris W. Milton Post Office''.

The SPEAKER pro tempore, Mr. LUNGREN of California, recognized Ms. FOXX and Ms. NORTON, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and pass said bill?

The SPEAKER pro tempore, Mr. LUNGREN of California, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

¶57.9 NATIONAL YOUTH SPORTS WEEK

Ms. FOXX moved to suspend the rules and agree to the following resolution (H. Res. 826):

Whereas about 42 million children participate in organized sports each year;

Whereas children participating in organized sports tend to perform better in school, develop excellent interpersonal skills, and lead healthier lives;

Whereas organized youth sports help children increase their self-esteem, develop an appreciation of health and fitness, and become leaders within the community;

Whereas organized youth sports provide for regular physical activity and help combat increasing rates of childhood obesity;

Whereas the Congressional Caucus on Youth Sports was created, with great help and support from the Citizenship Through Sports Alliance, Positive Coaching Alliance, and National Recreation and Park Association, to restore the focus in youth sports on the child's experience and character development;

Whereas far too many children quit participating in youth sports at a young age, many telling coaches and parents, ''It just wasn't fun anymore'';

Whereas the National Recreation and Park Association has designated July as Parks and Recreation Month;

Whereas many youth sports organizations gather at local parks and recreation facilities across the country; and

Whereas designating the second week in July as National Youth Sports Week would raise awareness of the important physical and emotional benefits of participating in youth sports and the need to promote sportsmanship among players, parents, coaches, and officials: Now, therefore, be it

Resolved, That it is the sense of the House of Representatives that a National Youth Sports Week should be established to promote awareness of the importance of youth

sports and the need to restore the focus in youth sports on the child's experience and character development.

The SPEAKER pro tempore, Mr. LUNGREN of California, recognized Ms. FOXX and Ms. NORTON, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and agree to said resolution?

The SPEAKER pro tempore, Mr. LUNGREN of California, announced that two-thirds of the Members present had voted in the affirmative.

Ms. FOXX demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mr. LUNGREN of California, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed.

¶57.10 RECESS—2:34 P.M.

The SPEAKER pro tempore, Mr. LUNGREN of California, pursuant to clause 12(a) of rule I, declared the House in recess at 2 o'clock and 34 minutes p.m., until approximately 5 p.m.

¶57.11 AFTER RECESS—5 P.M.

The SPEAKER pro tempore, Mrs. EMERSON, called the House to order.

¶57.12 PROVIDING FOR CONSIDERATION OF H.R. 5631

Mr. COLE of Oklahoma, by direction of the Committee on Rules, reported (Rept. No. 109–507) the resolution (H. Res. 877) providing for consideration of the bill (H.R. 5631) making appropriations for the Department of Defense for the fiscal year ending September 30, 2007, and for other purposes.

When said resolution and report were referred to the House Calendar and ordered printed.

¶57.13 H.R. 5540—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mrs. EMERSON, pursuant to clause 8, rule XX, announced the unfinished business to be the motion to suspend the rules and pass the bill (H.R. 5540) to designate the facility of the United States Postal Service located at 217 Southeast 2nd Street in Dimmitt, Texas, as the ''Sergeant Jacob Dan Dones Post Office''.

The question being put,

Will the House suspend the rules and pass said bill?

The vote was taken by electronic device.

It was decided in the affirmative ..... { Yeas ..... 306 / Nays ..... 0 }

¶57.14 [Roll No. 289]

YEAS—306

Ackerman
Aderholt
Allen
Andrews
Bachus
Baird
Baker
Baldwin
Barrett (SC)
Bartlett (MD)
Barton (TX)
Bass
Bean
Becerra
Berkley
Berry
Biggert
Bilbray
Bilirakis
Bishop (NY)
Bishop (UT)
Blackburn
Blumenauer
Blunt
Boehlert
Boehner
Bonilla
Bonner
Bono
Boren
Boswell
Boustany
Boyd
Bradley (NH)
Brady (PA)
Brown-Waite, Ginny
Burgess
Burton (IN)
Butterfield
Calvert
Camp (MI)
Cantor
Capito
Capuano
Cardin
Cardoza
Carson
Carter
Case
Castle
Chabot
Chandler
Chocola
Clyburn
Coble
Cole (OK)
Conaway
Conyers
Cooper
Costello
Cramer
Crenshaw
Crowley
Cubin
Culberson
Cummings
Davis (IL)
Davis (KY)
Davis (TN)
Davis, Jo Ann
Davis, Tom
Deal (GA)
DeFazio
Delahunt
DeLauro
Dent
Diaz-Balart, M.
Dicks
Dingell
Doggett
Drake
Dreier
Duncan
Edwards
Ehlers
Emanuel
Emerson
Engel
Eshoo
Etheridge
Everett
Farr
Fattah
Feeney
Ferguson
Filner
Fitzpatrick (PA)
Flake
Foley
Forbes
Fortenberry
Fossella
Foxx
Frank (MA)
Frelinghuysen
Garrett (NJ)
Gerlach
Gillmor
Gingrey
Gohmert
Gonzalez
Goode
Goodlatte
Granger
Green, Al
Green, Gene
Gutknecht
Hall
Harman
Hart
Hastings (FL)
Hayes
Hayworth
Hefley
Higgins
Hinojosa
Hoekstra
Holden
Holt
Honda
Hooley
Hoyer
Hulshof
Hyde
Inslee
Issa
Jackson (IL)
Jackson-Lee (TX)
Johnson (CT)
Johnson (IL)
Johnson, E. B.
Johnson, Sam
Jones (NC)
Kanjorski
Kaptur
Keller
Kelly
Kennedy (RI)
Kildee
Kind
King (IA)
King (NY)
Kingston
Kirk
Kline
Knollenberg
Kolbe
Kuhl (NY)
LaHood
Langevin
Lantos
Larsen (WA)
Larson (CT)
Latham
LaTourette
Leach
Levin
Lewis (CA)
Lewis (GA)
Lewis (KY)
Linder
Lipinski
LoBiondo
Lofgren, Zoe
Lowey
Lucas
Lungren, Daniel E.
Lynch
Mack
Markey
Matheson
Matsui
McCarthy
McCaul (TX)
McCollum (MN)
McCotter
McDermott
McGovern
McHenry
McHugh
McIntyre
McKeon
McMorris
McNulty
Meehan
Meek (FL)
Meeks (NY)
Melancon
Michaud
Millender-McDonald
Miller (NC)
Miller, Gary
Miller, George
Moran (VA)
Murphy
Murtha
Neugebauer
Ney
Northup
Norwood
Nunes
Oberstar
Obey
Olver
Owens
Oxley
Pallone
Pastor
Pearce
Peterson (MN)
Petri
Pitts
Poe
Porter
Price (GA)
Price (NC)
Pryce (OH)
Putnam
Radanovich
Rahall
Rehberg
Reyes
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Ross
Rothman
Roybal-Allard
Royce
Ryan (OH)
Ryan (WI)
Ryun (KS)
Sabo
Salazar
Sánchez, Linda T.
Sanchez, Loretta
Saxton
Schakowsky
Schiff
Schmidt
Schwartz (PA)
Schwarz (MI)
Scott (GA)
Scott (VA)
Serrano
Sessions
Shaw
Sherman
Shuster
Simmons
Simpson
Skelton
Slaughter
Smith (NJ)
Smith (TX)
Sodrel
Solis
Spratt
Stearns
Stupak
Sullivan
Sweeney
Tauscher
Taylor (MS)
Terry
Thomas
Thompson (MS)
Thornberry
Tiahrt
Tiberi
Tierney
Udall (NM)
Upton
Van Hollen
Velázquez
Walden (OR)
Walsh
Wamp
Wasserman Schultz
Watson
Watt
Weldon (FL)
Weldon (PA)
Weller
Westmoreland
Wexler
Whitfield
Wicker
Wilson (NM)
Wilson (SC)
Wolf
Woolsey
Wu
Young (AK)
Young (FL)

NOT VOTING—126

Abercrombie
Akin
Alexander
Baca
Barrow
Beauprez
Berman
Bishop (GA)
Boozman
Boucher
Brady (TX)
Brown (OH)
Brown (SC)
Brown, Corrine
Buyer
Campbell (CA)
Cannon
Capps
Carnahan
Clay
Cleaver
Costa
Cuellar
Davis (AL)
Davis (CA)
Davis (FL)
DeGette
Diaz-Balart, L.
Doolittle
Doyle
English (PA)
Evans
Ford
Franks (AZ)
Gallegly
Gibbons
Gilchrest
Gordon
Graves
Green (WI)
Grijalva
Gutierrez
Harris
Hastings (WA)
Hensarling
Herger
Herseth
Hinchey
Hobson
Hostettler
Hunter
Inglis (SC)
Israel
Istook
Jefferson
Jenkins
Jindal
Jones (OH)
Kennedy (MN)
Kilpatrick (MI)
Kucinich
Lee
Maloney
Manzullo
Marchant
Marshall
McCrery
McKinney
Mica
Miller (FL)
Miller (MI)
Mollohan
Moore (KS)
Moore (WI)
Moran (KS)
Musgrave
Myrick
Nadler
Napolitano
Neal (MA)
Nussle
Ortiz
Osborne
Otter
Pascrell
Paul
Payne
Pelosi
Pence
Peterson (PA)
Pickering
Platts
Pombo
Pomeroy
Ramstad
Rangel
Regula
Reichert
Renzi
Rohrabacher
Ros-Lehtinen
Ruppersberger
Rush
Sanders
Sensenbrenner
Shadegg
Shays
Sherwood
Shimkus
Smith (WA)
Snyder
Souder
Stark
Strickland
Tancredo
Tanner
Taylor (NC)
Thompson (CA)
Towns
Turner
Udall (CO)
Visclosky
Waters
Waxman
Weiner
Wynn

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

¶57.15 H.R. 5504—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mrs. EMERSON, pursuant to clause 8, rule XX, announced the further unfinished business to be the motion to suspend the rules and pass the bill (H.R. 5504) to designate the facility of the United States Postal Service located at 6029 Broadmoor Street in Mission, Kansas, as the ''Larry Winn, Jr. Post Office Building''.

The question being put,

Will the House suspend the rules and pass said bill?

The vote was taken by electronic device.

It was decided in the affirmative ..... { Yeas ..... 305 / Nays ..... 0 }

¶57.16 [Roll No. 290]

YEAS—305

Abercrombie
Ackerman
Aderholt
Allen
Andrews
Bachus
Baird
Baker
Baldwin
Barrett (SC)
Bartlett (MD)
Barton (TX)
Bass
Bean
Becerra
Berkley
Berry
Biggert
Bilbray
Bilirakis
Bishop (GA)
Bishop (NY)
Bishop (UT)
Blackburn
Blumenauer
Blunt
Boehlert
Boehner
Bonilla
Bonner
Bono
Boren
Boswell
Boustany
Boyd
Bradley (NH)
Brady (PA)
Brown-Waite, Ginny
Burgess
Burton (IN)
Butterfield
Calvert
Camp (MI)
Cantor
Capito
Capuano
Cardin
Cardoza
Carson
Carter
Case
Castle
Chabot

Chandler
Chocola
Clyburn
Coble
Cole (OK)
Conaway
Conyers
Cooper
Costello
Cramer
Crenshaw
Crowley
Cubin
Culberson
Cummings
Davis (IL)
Davis (KY)
Davis (TN)
Davis, Jo Ann
Davis, Tom
Deal (GA)
DeFazio
Delahunt
DeLauro
Dent
Diaz-Balart, M.
Dicks
Dingell
Doggett
Drake
Dreier
Duncan
Edwards
Emanuel
Emerson
Engel
Eshoo
Etheridge
Everett
Farr
Fattah
Feeney
Ferguson
Filner
Fitzpatrick (PA)
Flake
Foley
Forbes
Fortenberry
Fossella
Foxx
Frank (MA)
Frelinghuysen
Garrett (NJ)
Gerlach
Gillmor
Gingrey
Gonzalez
Goode
Goodlatte
Granger
Green, Al
Green, Gene
Gutknecht
Hall
Harman
Hart
Hastings (FL)
Hayes
Hayworth
Hefley
Higgins
Hinojosa
Hoekstra
Holden
Holt
Honda
Hooley
Hoyer
Hulshof
Hyde
Inslee
Issa
Jackson (IL)
Jackson-Lee (TX)
Johnson (CT)
Johnson (IL)
Johnson, E. B.
Johnson, Sam
Jones (NC)
Kanjorski
Kaptur
Keller
Kelly
Kennedy (RI)
Kildee
Kind
King (IA)
King (NY)
Kingston
Kirk
Kline
Knollenberg
Kolbe
Kuhl (NY)
LaHood
Langevin
Lantos
Larsen (WA)
Larson (CT)
Latham
LaTourette
Leach
Levin
Lewis (CA)
Lewis (GA)
Lewis (KY)
Linder
Lipinski
LoBiondo
Lofgren, Zoe
Lowey
Lucas
Lungren, Daniel E.
Lynch
Mack
Markey
Matheson
Matsui
McCarthy
McCaul (TX)
McCollum (MN)
McCotter
McDermott
McGovern
McHenry
McHugh
McIntyre
McKeon
McMorris
McNulty
Meehan
Meek (FL)
Meeks (NY)
Melancon
Michaud
Millender-McDonald
Miller (NC)
Miller, Gary
Miller, George
Moran (VA)
Murphy
Ney
Northup
Norwood
Nunes
Oberstar
Obey
Olver
Owens
Oxley
Pallone
Pastor
Pearce
Peterson (MN)
Petri
Pitts
Poe
Porter
Price (GA)
Price (NC)
Pryce (OH)
Putnam
Radanovich
Rahall
Rehberg
Reyes
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Ross
Rothman
Roybal-Allard
Royce
Ryan (OH)
Ryan (WI)
Ryun (KS)
Sabo
Salazar
Sánchez, Linda T.
Sanchez, Loretta
Saxton
Schakowsky
Schiff
Schmidt
Schwartz (PA)
Schwarz (MI)
Scott (GA)
Scott (VA)
Serrano
Sessions
Shaw
Sherman
Sherwood
Shuster
Simmons
Simpson
Skelton
Slaughter
Smith (NJ)
Smith (TX)
Sodrel
Solis
Spratt
Stearns
Stupak
Sullivan
Sweeney
Tauscher
Taylor (MS)
Terry
Thomas
Thompson (MS)
Thornberry
Tiahrt
Tiberi
Tierney
Udall (NM)
Upton
Van Hollen
Velázquez
Walden (OR)
Walsh
Wamp
Wasserman Schultz
Watson
Watt
Weldon (FL)
Weldon (PA)
Weller
Westmoreland
Wexler
Whitfield
Wicker
Wilson (NM)
Wilson (SC)
Wolf
Woolsey
Wu
Young (AK)
Young (FL)

NOT VOTING—127

Akin
Alexander
Baca
Barrow
Beauprez
Berman
Boozman
Boucher
Brady (TX)
Brown (OH)
Brown (SC)
Brown, Corrine
Buyer
Campbell (CA)
Cannon
Capps
Carnahan
Clay
Cleaver
Costa
Cuellar
Davis (AL)
Davis (CA)
Davis (FL)
DeGette
Diaz-Balart, L.
Doolittle
Doyle
Ehlers
English (PA)
Evans
Ford
Franks (AZ)
Gallegly
Gibbons
Gilchrest
Gohmert
Gordon
Graves
Green (WI)
Grijalva
Gutierrez
Harris
Hastings (WA)
Hensarling
Herger
Herseth
Hinchey
Hobson
Hostettler
Hunter
Inglis (SC)
Israel
Istook
Jefferson
Jenkins
Jindal
Jones (OH)
Kennedy (MN)
Kilpatrick (MI)
Kucinich
Lee
Maloney
Manzullo
Marchant
Marshall
McCrery
McKinney
Mica
Miller (FL)
Miller (MI)
Mollohan
Moore (KS)
Moore (WI)
Moran (KS)
Murtha
Musgrave
Myrick
Nadler
Napolitano
Neal (MA)
Neugebauer
Nussle
Ortiz
Osborne
Otter
Pascrell
Paul
Payne
Pelosi
Pence
Peterson (PA)
Pickering
Platts
Pombo
Pomeroy
Ramstad
Rangel
Regula
Reichert
Renzi
Rohrabacher
Ros-Lehtinen
Ruppersberger
Rush
Sanders
Sensenbrenner
Shadegg
Shays
Shimkus
Smith (WA)
Snyder
Souder
Stark
Strickland
Tancredo
Tanner
Taylor (NC)
Thompson (CA)
Towns
Turner
Udall (CO)
Visclosky
Waters
Waxman
Weiner
Wynn

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

¶57.17 H. RES. 826—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mrs. EMERSON, pursuant to clause 8, rule XX, announced the further unfinished business to be the motion to suspend the rules and agree to the resolution (H. Res. 826) expressing the sense of the House of Representatives that a National Youth Sports Week should be established.

The question being put,

Will the House suspend the rules and agree to said resolution?

The vote was taken by electronic device.

It was decided in the affirmative ..... { Yeas ..... 311; Nays ..... 0; Answered present 1 }

¶57.18 [Roll No. 291]

YEAS—311

Abercrombie
Ackerman
Aderholt
Allen
Andrews
Bachus
Baird
Baker
Baldwin
Barrett (SC)
Bartlett (MD)
Barton (TX)
Bass
Bean
Becerra
Berkley
Berry
Biggert
Bilbray
Bilirakis
Bishop (GA)
Bishop (NY)
Bishop (UT)
Blackburn
Blumenauer
Blunt
Boehlert
Boehner
Bonilla
Bonner
Bono
Boren
Boswell
Boustany
Boyd
Bradley (NH)
Brady (PA)
Brown-Waite, Ginny
Burgess
Burton (IN)
Butterfield
Calvert
Camp (MI)
Capito
Capuano
Cardin
Cardoza
Carson
Carter
Case
Castle
Chabot
Chandler
Chocola
Clyburn
Coble
Cole (OK)
Conaway
Conyers
Cooper
Costello
Cramer
Crenshaw
Crowley
Cubin
Culberson
Cummings
Davis (IL)
Davis (KY)
Davis (TN)
Davis, Jo Ann
Davis, Tom
Deal (GA)
DeFazio
Delahunt
DeLauro
Dent
Diaz-Balart, M.
Dicks
Dingell
Doggett
Doolittle
Drake
Dreier
Duncan
Edwards
Ehlers
Emanuel
Emerson
Engel
Eshoo
Etheridge
Everett
Farr
Fattah
Feeney
Ferguson
Filner
Fitzpatrick (PA)
Flake
Foley
Forbes
Fortenberry
Fossella
Foxx
Frank (MA)
Frelinghuysen
Garrett (NJ)
Gerlach
Gibbons
Gillmor
Gingrey
Gonzalez
Goode
Goodlatte
Granger
Green, Al
Green, Gene
Gutknecht
Hall
Harman
Hart
Hastings (FL)
Hayes
Hayworth
Hefley
Higgins
Hinojosa
Hoekstra
Holden
Holt
Honda
Hooley
Hoyer
Hulshof
Hyde
Inslee
Issa
Jackson (IL)
Jackson-Lee (TX)
Johnson (CT)
Johnson (IL)
Johnson, E. B.
Johnson, Sam
Jones (NC)
Kanjorski
Kaptur
Keller
Kelly
Kennedy (MN)
Kennedy (RI)
Kildee
Kind
King (IA)
King (NY)
Kingston
Kirk
Kline
Knollenberg
Kolbe
Kuhl (NY)
LaHood
Langevin
Lantos
Larsen (WA)
Larson (CT)
Latham
LaTourette
Leach
Levin
Lewis (CA)
Lewis (GA)
Lewis (KY)
Linder
Lipinski
LoBiondo
Lofgren, Zoe
Lowey
Lucas
Lungren, Daniel E.
Lynch
Mack
Markey
Matheson
Matsui
McCarthy
McCaul (TX)
McCollum (MN)
McCotter
McDermott
McGovern
McHenry
McHugh
McIntyre
McKeon
McMorris
McNulty
Meehan
Meek (FL)
Meeks (NY)
Melancon
Michaud
Millender-McDonald
Miller (NC)
Miller, Gary
Miller, George
Moran (VA)
Ney
Northup
Norwood
Nunes
Oberstar
Olver
Osborne
Otter
Owens
Oxley
Pallone
Pastor
Pearce
Peterson (MN)
Petri
Pitts
Platts
Poe
Pomeroy
Porter
Price (GA)
Price (NC)
Pryce (OH)
Putnam
Radanovich
Rahall
Ramstad
Rehberg
Reichert
Renzi
Reyes
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Ross
Rothman
Roybal-Allard
Royce
Ryan (OH)
Ryan (WI)
Ryun (KS)
Salazar
Sánchez, Linda T.
Sanchez, Loretta
Saxton
Schakowsky
Schiff
Schmidt
Schwartz (PA)
Schwarz (MI)
Scott (GA)
Scott (VA)
Serrano
Sessions
Shadegg
Shaw
Sherman
Sherwood
Shuster
Simmons
Simpson
Skelton
Slaughter
Smith (NJ)
Smith (TX)
Sodrel
Solis
Spratt
Stearns
Stupak
Sullivan
Sweeney
Tauscher
Taylor (MS)
Terry
Thomas
Thompson (MS)
Thornberry
Tiahrt
Tiberi
Tierney
Udall (NM)
Upton
Van Hollen
Velázquez
Walden (OR)
Walsh
Wamp
Wasserman Schultz
Watson
Watt
Weldon (PA)
Weller
Westmoreland
Wexler
Whitfield
Wicker
Wilson (NM)
Wolf
Woolsey
Wu
Young (AK)
Young (FL)

ANSWERED ''PRESENT''—1

Obey

NOT VOTING—120

Akin
Alexander
Baca
Barrow
Beauprez
Berman
Boozman
Boucher
Brady (TX)
Brown (OH)
Brown (SC)
Brown, Corrine
Buyer
Campbell (CA)
Cannon
Cantor
Capps
Carnahan
Clay
Cleaver
Costa
Cuellar
Davis (AL)
Davis (CA)
Davis (FL)
DeGette
Diaz-Balart, L.
Doyle
English (PA)
Evans
Ford
Franks (AZ)
Gallegly
Gilchrest
Gohmert
Gordon
Graves
Green (WI)
Grijalva
Gutierrez
Harris
Hastings (WA)
Hensarling
Herger
Herseth

Hinchey	Moore (WI)	Rush
Hobson	Moran (KS)	Sabo
Hostettler	Murphy	Sanders
Hunter	Murtha	Sensenbrenner
Inglis (SC)	Musgrave	Shays
Israel	Myrick	Shimkus
Istook	Nadler	Smith (WA)
Jefferson	Napolitano	Snyder
Jenkins	Neal (MA)	Souder
Jindal	Neugebauer	Stark
Jones (OH)	Nussle	Strickland
Kilpatrick (MI)	Ortiz	Tancredo
Kucinich	Pascrell	Tanner
Lee	Paul	Taylor (NC)
Maloney	Payne	Thompson (CA)
Manzullo	Pelosi	Towns
Marchant	Pence	Turner
Marshall	Peterson (PA)	Udall (CO)
McCrery	Pickering	Visclosky
McKinney	Pombo	Waters
Mica	Rangel	Waxman
Miller (FL)	Regula	Weiner
Miller (MI)	Rohrabacher	Weldon (FL)
Mollohan	Ros-Lehtinen	Wilson (SC)
Moore (KS)	Ruppersberger	Wynn

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said resolution was agreed to.

A motion to reconsider the vote whereby the rules were suspended and said resolution was agreed to was, by unanimous consent, laid on the table.

¶57.19 MESSAGE FROM THE SENATE

A message from the Senate by Ms. Curtis, one of its clerks, announced that the Senate has passed without amendment a concurrent resolution of the House of the following title:

H. Con. Res. 372. A concurrent resolution recognizing the 50th Anniversary of the Interstate Highway System.

The message also announced that the Senate has passed a bill of the following title in which the concurrence of the House is requested:

S. 2012. An Act to authorize appropriations to the Secretary of Commerce for the Magnuson-Stevens Fishery Conservation and Management Act for fiscal years 2006 through 2012, and for other purposes.

¶57.20 LEAVE OF ABSENCE

By unanimous consent, leave of absence was granted—

To Mr. BACA, for today;

To Mr. CAMPBELL of California, for week of June 19;

To Mr. CARNAHAN, for today;

To Mr. CLEAVER, for today;

To Mr. CUELLAR, for today;

To Mr. DOYLE, for today;

To Mrs. JONES of Ohio, for today;

To Ms. KILPATRICK of Michigan, for today;

To Mrs. MILLER of Michigan, for today;

To Mr. MORAN of Kansas, for today;

To Mrs. NAPOLITANO, for today and June 20;

To Mr. ORTIZ, for today;

To Mr. RUPPERSBERGER, for today;

To Mr. SENSENBRENNER, for today;

To Mr. SHIMKUS, for today; and

To Mr. THOMPSON of California, for today.

And then,

¶57.21 ADJOURNMENT

On motion of Ms. WASSERMAN SCHULTZ, pursuant to the special order of the House agreed to on June 16, 2006, at 8 o'clock and 52 minutes p.m., the House adjourned until 9:30 a.m. on Tuesday, June 20, 2006.

¶57.22 REPORTS OF COMMITTEES ON PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XIII, reports of committees were delivered to the Clerk for printing and reference to the proper calendar, as follows:

Mr. DREIER: Committee on Rules. H.R. 4890. A bill to amend the Congressional and Impoundment Control Act of 1974 to provide for the expedited consideration of certain proposed rescissions of budget authority; with an amendment (Rept. 109–505 Pt. 2). Referred to the Committee of the Whole House on the State of the Union.

Mr. OXLEY: Committee on Financial Services. H.R. 5341. A bill to amend section 5313 of title 31, United States Code, to reform certain requirements for reporting cash transactions, and for other purposes; with an amendment (Rept. 109–506). Referred to the Committee on the Whole House on the State of the Union.

Mr. COLE of Oklahoma: Committee on Rules. House Resolution 877. Resolution providing for consideration of the bill (H.R. 5631) making appropriations for the Department of Defense for the fiscal year ending September 30, 2007, and for other purposes (Rept. 109–507). Referred to the House Calendar.

¶57.23 PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XII, public bills and resolutions were introduced and severally referred, as follows:

By Ms. GINNY BROWN-WAITE of Florida (for herself, Mr. MOORE of Kansas, Mr. BAKER, Ms. HOOLEY, Mr. FEENEY, Ms. WASSERMAN SCHULTZ, Mr. SESSIONS, Mr. HOLDEN, Mr. FOSSELLA, Mr. SCOTT of Georgia, Mr. BACHUS, Ms. BEAN, Mr. RENZI, Mr. ISRAEL, Mr. FITZPATRICK of Pennsylvania, Mr. CROWLEY, and Mrs. BIGGERT):

H.R. 5637. A bill to streamline the regulation of nonadmitted insurance and reinsurance, and for other purposes; to the Committee on Financial Services, and in addition to the Committee on the Judiciary, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. THOMAS (for himself, Mr. HULSHOF, and Mr. CRAMER):

H.R. 5638. A bill to amend the Internal Revenue Code of 1986 to increase the unified credit against the estate tax to an exclusion equivalent of $5,000,000 and to repeal the sunset provision for the estate and generation-skipping taxes, and for other purposes; to the Committee on Ways and Means.

By Ms. HERSETH:

H.R. 5639. A bill to reauthorize the Mni Wiconi Rural Water Supply

roject; to the Committee on Resources.

¶57.24 ADDITIONAL SPONSORS

Under clause 7 of rule XII, sponsors were added to public bills and resolutions as follows:

H.R. 25: Ms. GRANGER.

H.R. 111: Mr. REICHERT.

H.R. 500: Mr. SMITH of Texas.

H.R. 503: Mr. JACKSON of Illinois, Mr. FORD, and Mr. THOMPSON of Mississippi.

H.R. 920: Mr. ADERHOLT.

H.R. 952: Ms. EDDIE BERNICE JOHNSON of Texas and Mrs. CAPPS.

H.R. 998: Mr. DEAL of Georgia.

H.R. 1125: Ms. SCHAKOWSKY and Mr. DELAHUNT.

H.R. 1298: Mr. MACK.

H.R. 1366: Mr. KLINE.

H.R. 1554: Mr. BASS.

H.R. 1632: Mr. DAVIS of Alabama, Mr. MEEHAN, Mr. NEAL of Massachusetts, and Mr. FRANK of Massachusetts.

H.R. 1688: Mr. TIERNEY.

H.R. 1898: Mr. KIRK.

H.R. 2533: Mr. SMITH of Washington.

H.R. 2567: Mr. TOWNS and Mr. ROSS.

H.R. 2568: Mrs. JO ANN DAVIS of Virginia.

H.R. 2669: Mr. ISRAEL.

H.R. 2730: Mr. STUPAK, Mr. MELANCON, Mr. SALAZAR, Mr. BOSWELL, Mr. EMANUEL, Mr. PETERSON of Minnesota, Ms. HARMAN, Mr. MICHAUD, Mr. SCHIFF, Mrs. LOWEY, and Ms. WATSON.

H.R. 2737: Mr. BOSWELL.

H.R. 2861: Mr. BURGESS.

H.R. 2945: Mr. CONYERS, Mr. GRIJALVA, Mr. JEFFERSON, Mr. MCHUGH, and Mr. MCCOTTER.

H.R. 3022: Mr. FILNER, Mr. BERMAN, and Mr. CLYBURN.

H.R. 3034: Mr. BROWN of Ohio, Ms. ZOE LOFGREN of California, Mr. MCDERMOTT, Mrs. CAPPS, and Ms. SOLIS.

H.R. 3427: Mr. PITTS.

H.R. 3459: Mr. PLATTS.

H.R. 3760: Mrs. TAUSCHER.

H.R. 3795: Ms. BORDALLO and Mr. MURPHY.

H.R. 3883: Mr. PEARCE.

H.R. 4047: Mrs. JO ANN DAVIS of Virginia.

H.R. 4215: Mr. BOSWELL.

H.R. 4341: Mr. WELLER.

H.R. 4381: Mr. GREEN of Wisconsin and Mr. RUPPERSBERGER.

H.R. 4494: Mr. ENGLISH of Pennsylvania.

H.R. 4672: Mr. BEAUPREZ.

H.R. 4760: Ms. WOOLSEY and Mr. CLYBURN.

H.R. 4777: Miss MCMORRIS.

H.R. 4890: Mr. FORTENBERRY and Miss MCMORRIS.

H.R. 4924: Mr. MCGOVERN.

H.R. 4941: Ms. HARMAN, Mr. DENT, Mr. SIMMONS, Mr. MCCAUL of Texas, Mr. DANIEL E. LUNGREN of California, and Mr. SHAYS.

H.R. 4942: Ms. HARMAN, Mr. DENT, Mr. SIMMONS, Mr. MCCAUL of Texas, Mr. DANIEL E. LUNGREN of California, and Mr. SHAYS.

H.R. 4974: Mr. RYAN of Ohio and Mr. BROWN of Ohio.

H.R. 4993: Mr. ROTHMAN.

H.R. 5005: Mr. PETERSON of Pennsylvania, Mr. STRICKLAND, Mr. FORBES, Mr. CONAWAY, and Mr. SWEENEY.

H.R. 5150: Mr. HOLT.

H.R. 5171: Mr. STRICKLAND, Mr. SHIMKUS, and Mr. CHABOT.

H.R. 5185: Mr. MOORE of Kansas.

H.R. 5188: Mr. LEWIS of Georgia.

H.R. 5189: Mr. MCHUGH.

H.R. 5190: Mr. HASTINGS of Florida, Mr. CLAY, and Mr. THOMPSON of Mississippi.

H.R. 5201: Mr. PETRI, Mr. LARSON of Connecticut, Mrs. KELLY, and Mr. HULSHOF.

H.R. 5211: Ms. GINNY BROWN-WAITE of Florida and Mr. BARTLETT of Maryland.

H.R. 5290: Ms. MATSUI.

H.R. 5312: Mr. MCCOTTER and Mr. REHBERG.

H.R. 5315: Mr. COOPER, Mr. BOYD, Ms. ESHOO, Mr. CLYBURN, Mr. INSLEE, Mr. ROSS, Mrs. CHRISTENSEN, Mr. BISHOP of New York, Mr. HOLT, Mrs. TAUSCHER, Ms. LINDA T. SÁNCHEZ of California, Ms. ROYBAL-ALLARD, Mrs. DAVIS of California, and Mr. GEORGE MILLER of California.

H.R. 5316: Ms. KAPTUR and Mr. CLYBURN.

H.R. 5319: Mr. MURPHY.

H.R. 5356: Mr. HALL.

H.R. 5358: Mr. HALL.

H.R. 5363: Mr. MORAN of Kansas.

H.R. 5367: Mr. CONYERS.

H.R. 5396: Mr. STRICKLAND.

H.R. 5416: Mr. CALVERT and Mr. PEARCE.

H.R. 5444: Mr. EHLERS, Mr. MCCOTTER, and Mr. PEARCE.

H.R. 5458: Mr. VAN HOLLEN and Mr. STARK.

H.R. 5470: Mr. SOUDER.
H.R. 5478: Mr. AKIN, Mr. GENE GREEN of Texas, and Mr. SESSIONS.
H.R. 5513: Mr. KANJORSKI, Mr. MCHUGH, and Mr. BOUCHER.
H.R. 5515: Mr. AL GREEN of Texas and Mr. RYAN of Ohio.
H.R. 5520: Mr. BASS, Mr. WHITFIELD, Mr. KUHL of New York, Mr. SHUSTER, Mr. SCHWARZ of Michigan, Mr. JOHNSON of Illinois, Mr. MORAN of Virginia, Mr. RADANOVICH, Mr. CALVERT, and Mr. MCINTYRE.
H.R. 5533: Mr. CLYBURN.
H.R. 5534: Mr. EHLERS, Mr. SHIMKUS, Mr. GERLACH, and Mr. CONAWAY.
H.R. 5538: Mr. FITZPATRICK of Pennsylvania.
H.R. 5542: Mrs. TAUSCHER, Ms. LINDA T. SÁNCHEZ of California, Ms. ROYBAL-ALLARD, Mrs. DAVIS of California, Mr. GEORGE MILLER of California, Mr. BERRY, and Mr. TIERNEY.
H.R. 5550: Mr. BERMAN and Mr. DELAHUNT.
H.R. 5560: Mr. CLEAVER.
H.R. 5579: Mr. LANTOS.
H.R. 5588: Mr. BARROW, Mr. ETHERIDGE, Mr. DELAHUNT, Mr. GEORGE MILLER of California, and Mrs. MALONEY.
H.R. 5594: Mr. FITZPATRICK of Pennsylvania.
H.R. 5611: Mr. WHITFIELD.
H. J. Res. 86: Mr. SANDERS.
H. Con. Res. 42: Mr. CLYBURN.
H. Con. Res. 318: Ms. SOLIS.
H. Con. Res. 346: Mr. KLINE and Ms. ESHOO.
H. Con. Res. 407: Mr. PEARCE.
H. Con. Res. 415: Mr. PEARCE and Ms. ROS-LEHTINEN.
H. Res. 295: Mrs. CHRISTENSEN and Ms. KILPATRICK of Michigan.
H. Res. 518: Mrs. CUBIN.
H. Res. 723: Mr. BOYD and Mr. DINGELL.
H. Res. 731: Mr. POMBO and Mrs. DRAKE.
H. Res. 787: Mr. COSTA and Mr. CUELLAR.
H. Res. 800: Mr. ENGEL and Mr. PUTNAM.
H. Res. 838: Mr. CALVERT and Mr. CARDOZA.
H. Res. 846: Mr. KUCINICH, Mr. DELAHUNT, Ms. WOOLSEY, and Ms. MCKINNEY.
H. Res. 867: Mr. CUELLAR and Mr. ETHERIDGE.

TUESDAY, JUNE 20, 2006 (58)

¶58.1 APPOINTMENT OF SPEAKER PRO TEMPORE

The House was called to order at 9:30 a.m. by the SPEAKER pro tempore, Mr. SIMMONS, who laid before the House the following communication:

WASHINGTON, DC,
June 20, 2006.

I hereby appoint the Honorable ROB SIMMONS to act as Speaker pro tempore on this day.

J. DENNIS HASTERT,
Speaker of the House of Representatives.

Whereupon, pursuant to the order of the House of Tuesday, January 31, 2006, Members were recognized for morning-hour debate.

¶58.2 RECESS—9:40 A.M.

The SPEAKER pro tempore, Mr. SIMMONS, pursuant to clause 12(a) of rule I, declared the House in recess at 9 o'clock and 40 minutes a.m. until 11 a.m.

¶58.3 AFTER RECESS—11 A.M.

The SPEAKER pro tempore, Mr. KUHL of New York, called the House to order.

¶58.4 APPROVAL OF THE JOURNAL

The SPEAKER pro tempore, Mr. KUHL of New York, announced he had examined and approved the Journal of the proceedings of Monday, June 19, 2006.

Pursuant to clause 1, rule I, the Journal was approved.

¶58.5 COMMUNICATIONS

Executive and other communications, pursuant to clause 8, rule XII, were referred as follows:

8176. A letter from the Director, Defense Procurement and Acquisition Policy, Department of Defense, transmitting the Department's final rule — Defense Federal Acquisition Regulation Supplement: Radio Frequency Identification (DFARS Case 2006-D002) (RIN: 0750-AF31) received June 2, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Armed Services.

8177. A letter from the Director, Defense Procurement and Acquisition Policy, Department of Defense, transmitting the Department's final rule — Defense Federal Acquisition Regulation Supplement: Contract Termination [DFARS Case 2003-D046] received May 24, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Armed Services.

8178. A letter from the Director, Defense Procurement and Acquisition Policy, Department of Defense, transmitting the Department's final rule — Defense Federal Acquisition Regulation Supplement: Authorization for Continued Contract [DFARS Case 2003-D052] received May 24, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Armed Services.

8179. A letter from the Director, Defense Procurement and Acquisition Policy, Department of Defense, transmitting the Department's final rule — Defense Federal Acquisition Regulation Supplement: Special Contracting Methods [DFARS Case 2003-D079) received May 24, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Armed Services.

8180. A letter from the Director, Defense Procurement and Acquisition Policy, Department of Defense, transmitting the Department's final rule — Defense Federal Acquisition Regulation Supplement: Quality Assurance [DFARS Case 2003-D027] received May 24, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Armed Services.

8181. A letter from the Director, Defense Procurement and Acquisition Policy, Department of Defense, transmitting the Department's final rule — Defense Federal Acquisition Regulation Supplement: Basic Agreements for Telecommunications Services [DFARS Case 2003-D056] received May 24, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Armed Services.

8182. A letter from the Director, Defense Procurement and Acquisition Policy, Department of Defense, transmitting the Department's final rule — Defense Federal Acquisition Regulation Supplement: Describing Agency Needs [DFARS Case 2003-D073] received May 24, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Armed Services.

8183. A letter from the Secretary, Department of the Treasury, transmitting the annual report on the operations of the Exchange Stabilization Fund (ESF) for fiscal year 2005, pursuant to 31 U.S.C. 5302(c)(2); to the Committee on Financial Services.

8184. A letter from the Fiscal Assistant Secretary, Department of the Treasury, transmitting the Department's notification to Congress of any significant modifications to the auction process for issuing United States Treasury obligations, pursuant to Public Law 103-202, section 203; to the Committee on Financial Services.

8185. A letter from the Fiscal Assistant Secretary, Department of the Treasury, transmitting the Department's report that no such exemptions to the prohibition against favored treatment of a government securities broker or dealer were granted during the period January 1, 2005 through December 31, 2005, pursuant to Public Law 103-202, section 202; to the Committee on Financial Services.

8186. A letter from the Secretary, Federal Trade Commission, transmitting the Twenty-Eighth Annual Report to Congress consistent with Section 815 of the Fair Debt Collection Practices Act, pursuant to 15 U.S.C. 1692m; to the Committee on Financial Services.

8187. A letter from the Deputy Assistant Secretary for Export Administration, Bureau of Industry and Security, Department of Commerce, transmitting the Department's final rule — Cuba: Revisions of Personal Baggage Rules [Docket No. 051219342-5342-01] (RIN: 0694-AD23) received May 24, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on International Relations.

8188. A letter from the Deputy Assistant Secretary for Export Administration, Bureau of Industry and Security, Department of Commerce, transmitting the Department's final rule — Implementation of New Formula for Calculating Computer Performance: Adjusted Peak Performance (APP) in Weighted TeraFLOPS; Bulgaria; XP and MT Controls [Docket No. 0604096-6096-01] (RIN: 0694-AD66) received April 21, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on International Relations.

8189. A letter from the Chief Counsel, Office of Foreign Assets Control, Department of the Treasury, transmitting the Department's final rule — Iranian Assets Control Regulations, Narcotics Trafficking Sanctions Regulations, Burmese Sanctions Regulations, Sudanese Sanctions Regulations, Weapons of Mass Destruction Trade Control Regulations, Highly Enriched Uranium (HEU) Agreement Assets Control Regulations, Zimbabwe Sanctions Regulations, Syrian Sanctions Regulations, Iranian Transactions Regulations, Western Balkans Stabilization Regulations, Global Terrorism Sanctions Regulations, Terrorism Sanctions Regulations — Received May 18, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on International Relations.

8190. A letter from the Director, Office of Congressional Affairs, Nuclear Regulatory Commission, transmitting the Commission's final rule — Revision of NRC Form 7, Application for NRC Export/Import License, Amendment, or Renewal (RIN: 3150-AH89) received April 21, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on International Relations.

¶58.6 JAMES CAMERON

Mr. DENT moved to suspend the rules and agree to the following resolution (H. Res. 867); as amended:

Whereas James Cameron founded America's Black Holocaust Museum (the Museum) in Milwaukee, Wisconsin, the only memorial in the United States to victims of lynching and racial violence;

Whereas Mr. Cameron was the last living survivor of a lynching until his death on June 11, 2006, at age 92;

Whereas a Senate resolution recognized Mr. Cameron as the Nation's oldest living lynching victim in June 2005 and formally apologized for its failure to outlaw lynching, which killed more than 4,700 people from 1882 to 1968, three-fourths of whom were black;

Whereas seven United States Presidents called for lynching to be outlawed, and the House of Representatives passed bans three times in the early twentieth century, only to

have the Senate filibuster each of them, one filibuster lasting six weeks;

Whereas in Marion, Indiana in 1930, when he was 16 years old, Mr. Cameron and two friends, Abe Smith (age 19) and Tommy Shipp (age 18), were falsely accused of killing a Caucasian man and raping his girlfriend;

Whereas after the arrest of the three men, a mob broke into the jail where they were being held and tried to lynch them;

Whereas the mob lynched Mr. Smith and Mr. Shipp but spared Mr. Cameron's life;

Whereas Mr. Cameron was beaten into signing a false confession, convicted in 1931, and paroled in 1935;

Whereas the governor of Indiana pardoned Mr. Cameron in 1993 and apologized to him;

Whereas Mr. Cameron promoted civil and social justice issues and founded three NAACP chapters in Indiana during the 1940s;

Whereas James Cameron served as the Indiana State Director of Civil Liberties from 1942 to 1950, and he investigated over 25 cases involving civil rights violations;

Whereas Mr. Cameron relocated to Wisconsin after receiving many death threats, but he continued civil rights work and played a role in protests to end segregated housing in Milwaukee;

Whereas in 1983, Mr. Cameron published *A Time of Terror*, his autobiographical account of the events surrounding his arrest in 1930;

Whereas Mr. Cameron founded America's Black Holocaust Museum in 1988 in order to preserve the history of lynching in the United States and to recognize the struggle of African-American people for equality;

Whereas the Museum contains the Nation's foremost collection of lynching images, both photographs and postcards, documenting the heinous practice of lynching in the United States;

Whereas the Museum performs a critical role by exposing this painful, dark, and ugly practice in the Nation's history, so that knowledge can be used to promote understanding and to counter racism, fear, and violence;

Whereas the Museum also documents the history of the African-American experience from slavery to the civil rights movement to the present day; and

Whereas the Museum exists to educate the public about injustices suffered by people of African-American heritage, and to provide visitors with an opportunity to rethink assumptions about race and racism: Now, therefore, be it

Resolved, That the House of Representatives honors and celebrates the life and accomplishments of James Cameron and expresses condolences at his passing.

The SPEAKER pro tempore, Mr. KUHL of New York, recognized Mr. DENT and Mr. DAVIS of Illinois, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and agree to said resolution, as amended?

The SPEAKER pro tempore, Mr. KUHL of New York, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said resolution, as amended, was agreed to.

A motion to reconsider the vote whereby the rules were suspended and said resolution, as amended, was agreed to was, by unanimous consent, laid on the table.

¶58.7 PATRIOT GUARD RIDERS

Mrs. DRAKE moved to suspend the rules and agree to the following resolution (H. Res. 731); as amended:

Whereas in 2005, a small group of American Legion Riders in Kansas calling themselves the ''Patriot Guard'' began a movement to shield the families and friends of fallen service members from interruptions by protesters appearing at military funerals;

Whereas individuals from Colorado, Oklahoma, and Texas later brought together diverse groups of motorcycle organizations across the country who rode to honor fallen service members, forming an organization known as the ''Patriot Guard Riders'';

Whereas the Patriot Guard Riders have since grown into a nationwide network, including both veterans and nonveterans and riders and nonriders, and is open to anyone who shares a respect for service members who have made the ultimate sacrifice for the Nation;

Whereas Patriot Guard Riders attend military funerals to show respect for fallen service members and to shield mourning family members and friends of the deceased from protestors who interrupt, or threaten to interrupt, the dignity of the event;

Whereas across the Nation, Patriot Guard Riders volunteer their time to come to the aid of military families in need, so to allow the memories of the deceased service member to be remembered with honor and dignity;

Whereas regardless of one's opinion of the Nation's military commitments, the families, friends, and communities of the Nation's fallen soldiers deserve a peaceful time of mourning and should not be harassed and caused further suffering at a funeral;

Whereas Patriot Guard Riders appear at a funeral only at the invitation of the fallen soldier's family and participate in a nonviolent, legal manner; and

Whereas the members of the Nation's Armed Forces willingly risk their lives to protect the American way of life and the freedoms guaranteed by the Constitution: Now, therefore, be it

Resolved, That the House of Representatives expresses its deepest appreciation to the Patriot Guard Riders who—

(1) attend military funerals across the country to show respect for fallen members of the Armed Forces and, when needed, shield mourning family members and friends of the deceased from protestors who interrupt, or threaten to interrupt, the dignity of a funeral; and

(2) in so doing, help to preserve the memory and honor of the Nation's fallen heroes.

The SPEAKER pro tempore, Mr. KUHL of New York, recognized Mrs. DRAKE and Mr. BUTTERFIELD, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and agree to said resolution, as amended?

The SPEAKER pro tempore, Mr. KUHL of New York, announced that two-thirds of the Members present had voted in the affirmative.

Mrs. DRAKE demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mr. KUHL of New York, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed.

¶58.8 EMERGENCY AND DISASTER ASSISTANCE FRAUD PENALTY ENHANCEMENT

Mr. SENSENBRENNER moved to suspend the rules and pass the bill (H.R. 4356) to amend title 18, United States Code, with respect to fraud in connection with major disaster or emergency funds.

The SPEAKER pro tempore, Mr. KUHL of New York, recognized Mr. SENSENBRENNER and Mr. SCOTT of Virginia, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and pass said bill?

The SPEAKER pro tempore, Mr. KUHL of New York, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

¶58.9 NATIONAL SOCIETY OF THE SONS OF THE AMERICAN REVOLUTION

Mr. SENSENBRENNER moved to suspend the rules and agree to the following concurrent resolution (H. Con. Res. 367):

Whereas the National Society of the Sons of the American Revolution (in this resolution referred to as the ''SAR'') was founded on April 30, 1889, and chartered by Congress 100 years ago on June 9, 1906;

Whereas the Charter was signed by Theodore Roosevelt, himself a member of the SAR;

Whereas the SAR was conceived as a fraternal and civic society composed of lineal descendants of the men who wintered at Valley Forge, signed the Declaration of Independence, fought in the battles of the American Revolution, served in the Continental Congress, or otherwise supported the cause of American Independence;

Whereas 16 American Presidents have been proud members of the SAR;

Whereas the Charter of National Society of the Sons of the American Revolution describes the objects and purposes of the Society as ''. . . patriotic, historical and educational'' and that it is charged with perpetuating the memory of the men who, by their services or sacrifices during the war of the American Revolution, achieved the independence of the American people;

Whereas the Society is also dedicated to inspiring its members and the community at large with a more profound reference for the principles of the Government founded by our forefathers and to encourage historical research about the American Revolution;

Whereas the SAR has a long record of accomplishments in teaching about the Revolutionary War and those who gained our freedom during the War for Independence;

Whereas it is largely through efforts by the SAR in the late 1800s and early 1900s that the National Archives were established to gather the records of the men who fought and provided services during the Revolutionary War;

Whereas the SAR advances its mission through commemorations of battles and events that led to our freedom;

Whereas the SAR devotes a great deal of its time, energy, and resources to working with children so that they might have a better understanding of the history of the United States;

Whereas the SAR is currently working to establish a Center for Advancing America's Heritage adjacent to its national headquarters in Louisville, Kentucky; and

Whereas the SAR's almost 27,000 members are organized in Chapters throughout the 50 States and the District of Columbia and in several countries overseas that helped the American Colonies gain their freedom: Now, therefore, be it

Resolved by the House of Representatives (the Senate concurring), That the Congress—

(1) recognizes the 100th anniversary of the historic Congressional Charter of the National Society of the Sons of the American Revolution; and

(2) honors and praises the National Society of the Sons of the American Revolution on the occasion of its anniversary for its work to perpetuate and honor the memory of the brave men who fought to gain our freedom during the Revolutionary War and for the Society's unfailing devotion to our Nation's youth.

The SPEAKER pro tempore, Mr. KUHL of New York, recognized Mr. SENSENBRENNER and Mr. SCOTT of Virginia, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and agree to said concurrent resolution?

The SPEAKER pro tempore, Mr. KUHL of New York, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said concurrent resolution was agreed to.

A motion to reconsider the vote whereby the rules were suspended and said concurrent resolution was agreed to was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said concurrent resolution.

¶58.10 STATE SPONSORS OF TERRORISM

Mr. SENSENBRENNER moved to suspend the rules and pass the bill (H.R. 5228) to require representatives of governments designated as State Sponsors of Terrorism to disclose to the Attorney General lobbying contacts with legislative branch officials, and for other purposes.

The SPEAKER pro tempore, Mr. KUHL of New York, recognized Mr. SENSENBRENNER and Ms. JACKSON-LEE of Texas, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and pass said bill?

The SPEAKER pro tempore, Mr. KUHL of New York, announced that two-thirds of the Members present had voted in the affirmative.

Mr. KUCINICH demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mr. KUHL of New York, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed.

¶58.11 NURSING RELIEF FOR DISADVANTAGED AREAS

Mr. SENSENBRENNER moved to suspend the rules and pass the bill (H.R. 1285) to amend the Nursing Relief for Disadvantaged Areas Act of 1999 to remove the limitation for nonimmigrant classification for nurses in health professional shortage areas; as amended.

The SPEAKER pro tempore, Mr. KUHL of New York, recognized Mr. SENSENBRENNER and Ms. JACKSON-LEE of Texas, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and pass said bill, as amended?

The SPEAKER pro tempore, Mr. DUNCAN, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill, as amended, was passed.

By unanimous consent, the title was amended so as to read: ''An Act to extend for 3 years changes to requirements for admission of nonimmigrant nurses in health professional shortage areas made by the Nursing Relief for Disadvantaged Areas Act of 1999.''.

A motion to reconsider the votes whereby the rules were suspended and said bill, as amended, was passed and the title was amended was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

¶58.12 PROVIDING FOR THE CONSIDERATION OF H.R. 5631

Mr. COLE of Oklahoma, by direction of the Committee on Rules, called up the following resolution (H. Res. 877):

Resolved, That at any time after the adoption of this resolution the Speaker may, pursuant to clause 2(b) of rule XVIII, declare the House resolved into the Committee of the Whole House on the state of the Union for consideration of the bill (H.R. 5631) making appropriations for the Department of Defense for the fiscal year ending September 30, 2007, and for other purposes. The first reading of the bill shall be dispensed with. All points of order against consideration of the bill are waived. General debate shall be confined to the bill and shall not exceed one hour equally divided and controlled by the chairman and ranking minority member of the Committee on Appropriations. After general debate the bill shall be considered for amendment under the five-minute rule. All points of order against provisions in the bill for failure to comply with clause 2 of rule XXI are waived. During consideration of the bill for amendment, the Chairman of the Committee of the Whole may accord priority in recognition on the basis of whether the Member offering an amendment has caused it to be printed in the portion of the Congressional Record designated for that purpose in clause 8 of rule XVIII. Amendments so printed shall be considered as read. When the committee rises and reports the bill back to the House with a recommendation that the bill do pass, the previous question shall be considered as ordered on the bill and amendments thereto to final passage without intervening motion except one motion to recommit with or without instructions.

When said resolution was considered.

After debate,

On motion of Mr. COLE of Oklahoma, the previous question was ordered on the resolution to its adoption or rejection.

The question being put, viva voce,

Will the House agree to said resolution?

The SPEAKER pro tempore, Mr. DUNCAN, announced that the yeas had it.

Mr. COLE of Oklahoma demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The vote was taken by electronic device.

It was decided in the affirmative ..... { Yeas ..... 400 / Nays 18

¶58.13 [Roll No. 292]

YEAS—400

Abercrombie	Carter	Foxx
Ackerman	Case	Frank (MA)
Aderholt	Castle	Franks (AZ)
Akin	Chabot	Frelinghuysen
Alexander	Chandler	Gallegly
Allen	Chocola	Garrett (NJ)
Andrews	Clay	Gerlach
Baca	Cleaver	Gibbons
Bachus	Clyburn	Gilchrest
Baird	Coble	Gillmor
Baker	Cole (OK)	Gingrey
Baldwin	Conaway	Gohmert
Barrett (SC)	Cooper	Gonzalez
Barrow	Costa	Goode
Bartlett (MD)	Cramer	Goodlatte
Barton (TX)	Crenshaw	Gordon
Bass	Crowley	Granger
Bean	Cubin	Graves
Beauprez	Cuellar	Green (WI)
Berkley	Culberson	Green, Al
Berman	Cummings	Green, Gene
Berry	Davis (AL)	Grijalva
Biggert	Davis (CA)	Gutierrez
Bilbray	Davis (IL)	Gutknecht
Bilirakis	Davis (KY)	Hall
Bishop (GA)	Davis (TN)	Harman
Bishop (NY)	Davis, Jo Ann	Harris
Bishop (UT)	Davis, Tom	Hart
Blackburn	Deal (GA)	Hastings (FL)
Blumenauer	DeFazio	Hastings (WA)
Blunt	DeGette	Hayes
Boehlert	Delahunt	Hayworth
Boehner	DeLauro	Hefley
Bonilla	Dent	Hensarling
Bonner	Diaz-Balart, L.	Herger
Bono	Diaz-Balart, M.	Herseth
Boozman	Dicks	Higgins
Boren	Dingell	Hinchey
Boswell	Doggett	Hinojosa
Boucher	Doolittle	Hobson
Boustany	Doyle	Hoekstra
Boyd	Drake	Holden
Bradley (NH)	Dreier	Holt
Brady (PA)	Duncan	Honda
Brown (OH)	Edwards	Hooley
Brown (SC)	Ehlers	Hostettler
Brown, Corrine	Emanuel	Hoyer
Brown-Waite, Ginny	Emerson	Hulshof
	Engel	Hyde
Burgess	English (PA)	Inglis (SC)
Burton (IN)	Eshoo	Inslee
Butterfield	Etheridge	Israel
Buyer	Everett	Issa
Calvert	Farr	Istook
Camp (MI)	Fattah	Jackson (IL)
Campbell (CA)	Feeney	Jackson-Lee (TX)
Cantor	Ferguson	
Capito	Filner	Jefferson
Capps	Fitzpatrick (PA)	Jenkins
Capuano	Flake	Jindal
Cardin	Foley	Johnson (CT)
Cardoza	Forbes	Johnson (IL)
Carnahan	Fortenberry	Johnson, E. B.
Carson	Fossella	Johnson, Sam

Jones (NC)
Jones (OH)
Kanjorski
Kaptur
Keller
Kelly
Kennedy (MN)
Kennedy (RI)
Kildee
Kilpatrick (MI)
Kind
King (IA)
King (NY)
Kingston
Kirk
Kline
Knollenberg
Kolbe
Kuhl (NY)
LaHood
Langevin
Lantos
Larsen (WA)
Larson (CT)
Latham
LaTourette
Leach
Levin
Lewis (CA)
Lewis (KY)
Linder
Lipinski
LoBiondo
Lofgren, Zoe
Lowey
Lucas
Lungren, Daniel E.
Lynch
Mack
Maloney
Manzullo
Marchant
Markey
Marshall
Matheson
Matsui
McCarthy
McCaul (TX)
McCollum (MN)
McCotter
McCrery
McGovern
McHenry
McHugh
McIntyre
McKeon
McMorris
McNulty
Meek (FL)
Meeks (NY)
Melancon
Mica
Michaud
Millender-McDonald
Miller (FL)
Miller (MI)
Miller (NC)
Miller, Gary
Miller, George
Mollohan
Moore (KS)
Moore (WI)
Moran (KS)
Moran (VA)
Murphy
Murtha
Musgrave
Myrick
Neal (MA)
Neugebauer
Ney
Northup
Norwood
Nunes
Oberstar
Obey
Olver
Ortiz
Osborne
Otter
Oxley
Pallone
Pascrell
Pastor
Paul
Payne
Pearce
Pelosi
Pence
Peterson (MN)
Peterson (PA)
Petri
Pickering
Pitts
Platts
Poe
Pombo
Pomeroy
Porter
Price (GA)
Price (NC)
Pryce (OH)
Putnam
Radanovich
Rahall
Ramstad
Regula
Rehberg
Reichert
Renzi
Reyes
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Ros-Lehtinen
Ross
Rothman
Roybal-Allard
Royce
Rush
Ryan (OH)
Ryan (WI)
Ryun (KS)
Sabo
Salazar
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Saxton
Schiff
Schmidt
Schwartz (PA)
Schwarz (MI)
Scott (GA)
Scott (VA)
Sensenbrenner
Serrano
Sessions
Shadegg
Shaw
Shays
Sherman
Sherwood
Shimkus
Simmons
Simpson
Skelton
Slaughter
Smith (NJ)
Smith (TX)
Smith (WA)
Snyder
Solis
Souder
Spratt
Stearns
Stupak
Sullivan
Sweeney
Tancredo
Tanner
Tauscher
Taylor (NC)
Terry
Thomas
Thompson (CA)
Thompson (MS)
Thornberry
Tiahrt
Tiberi
Tierney
Udall (CO)
Upton
Van Hollen
Velázquez
Visclosky
Walden (OR)
Walsh
Wamp
Wasserman Schultz
Waters
Watt
Waxman
Weiner
Weldon (FL)
Weldon (PA)
Weller
Westmoreland
Wexler
Whitfield
Wicker
Wilson (NM)
Wilson (SC)
Wolf
Wu
Wynn
Young (AK)
Young (FL)

NAYS—18

Becerra
Conyers
Costello
Kucinich
Lee
Lewis (GA)
McDermott
McKinney
Meehan
Owens
Rangel
Schakowsky
Stark
Taylor (MS)
Towns
Udall (NM)
Watson
Woolsey

NOT VOTING—14

Brady (TX)
Cannon
Davis (FL)
Evans
Ford
Hunter
Nadler
Napolitano
Nussle
Ruppersberger
Shuster
Sodrel
Strickland
Turner

So the resolution was agreed to.

A motion to reconsider the vote whereby said resolution was agreed to was, by unanimous consent, laid on the table.

¶58.14 H. RES. 731—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mr. FEENEY, pursuant to clause 8, rule XX, announced the unfinished business to be the motion to suspend the rules and agree to the resolution (H. Res. 731) commending the Patriot Guard Riders for shielding mourning military families from protesters and preserving the memory of fallen service members at funerals; as amended.

The question being put,

Will the House suspend the rules and agree to said resolution, as amended?

The vote was taken by electronic device.

It was decided in the affirmative ..... { Yeas ..... 418; Nays ..... 0; Answered present 2 }

¶58.15 [Roll No. 293]

YEAS—418

Abercrombie
Ackerman
Aderholt
Akin
Alexander
Allen
Andrews
Baca
Bachus
Baird
Baker
Baldwin
Barrett (SC)
Barrow
Bartlett (MD)
Barton (TX)
Bass
Bean
Beauprez
Becerra
Berkley
Berman
Berry
Biggert
Bilbray
Bilirakis
Bishop (GA)
Bishop (NY)
Bishop (UT)
Blackburn
Blumenauer
Blunt
Boehlert
Boehner
Bonilla
Bonner
Bono
Boozman
Boren
Boswell
Boucher
Boustany
Boyd
Bradley (NH)
Brady (PA)
Brown (OH)
Brown (SC)
Brown, Corrine
Brown-Waite, Ginny
Burgess
Burton (IN)
Butterfield
Buyer
Calvert
Camp (MI)
Campbell (CA)
Cantor
Capito
Capps
Capuano
Cardin
Cardoza
Carnahan
Carson
Carter
Case
Castle
Chabot
Chandler
Chocola
Clay
Cleaver
Clyburn
Coble
Cole (OK)
Conaway
Conyers
Cooper
Costa
Costello
Cramer
Crenshaw
Crowley
Cubin
Cuellar
Culberson
Cummings
Davis (AL)
Davis (CA)
Davis (IL)
Davis (KY)
Davis (TN)
Davis, Jo Ann
Davis, Tom
Deal (GA)
DeFazio
DeGette
Delahunt
DeLauro
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Dicks
Dingell
Doggett
Doolittle
Doyle
Drake
Dreier
Duncan
Edwards
Ehlers
Emanuel
Emerson
Engel
English (PA)
Eshoo
Etheridge
Everett
Farr
Fattah
Feeney
Ferguson
Filner
Fitzpatrick (PA)
Flake
Foley
Forbes
Fortenberry
Fossella
Foxx
Frank (MA)
Franks (AZ)
Frelinghuysen
Gallegly
Garrett (NJ)
Gerlach
Gibbons
Gilchrest
Gillmor
Gingrey
Gohmert
Gonzalez
Goode
Goodlatte
Gordon
Granger
Graves
Green (WI)
Green, Al
Green, Gene
Grijalva
Gutierrez
Gutknecht
Hall
Harman
Harris
Hart
Hastings (FL)
Hastings (WA)
Hayes
Hayworth
Hefley
Hensarling
Herger
Herseth
Higgins
Hinchey
Hinojosa
Hobson
Hoekstra
Holden
Holt
Honda
Hooley
Hostettler
Hoyer
Hulshof
Hyde
Inglis (SC)
Inslee
Israel
Issa
Istook
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Jenkins
Jindal
Johnson (CT)
Johnson (IL)
Johnson, E. B.
Johnson, Sam
Jones (NC)
Jones (OH)
Kanjorski
Kaptur
Keller
Kelly
Kennedy (MN)
Kennedy (RI)
Kildee
Kilpatrick (MI)
Kind
King (IA)
King (NY)
Kingston
Kirk
Kline
Knollenberg
Kolbe
Kucinich
Kuhl (NY)
LaHood
Langevin
Lantos
Larsen (WA)
Larson (CT)
Latham
LaTourette
Leach
Lee
Levin
Lewis (CA)
Lewis (GA)
Lewis (KY)
Linder
Lipinski
LoBiondo
Lofgren, Zoe
Lowey
Lucas
Lungren, Daniel E.
Lynch
Mack
Maloney
Manzullo
Marchant
Markey
Marshall
Matheson
Matsui
McCarthy
McCaul (TX)
McCollum (MN)
McCotter
McCrery
McGovern
McHenry
McHugh
McIntyre
McKeon
McKinney
McMorris
McNulty
Meehan
Meek (FL)
Meeks (NY)
Melancon
Mica
Michaud
Millender-McDonald
Miller (FL)
Miller (MI)
Miller (NC)
Miller, Gary
Miller, George
Mollohan
Moore (KS)
Moore (WI)
Moran (KS)
Moran (VA)
Murphy
Murtha
Musgrave
Myrick
Neal (MA)
Neugebauer
Ney
Northup
Norwood
Nunes
Oberstar
Obey
Olver
Ortiz
Osborne
Otter
Owens
Oxley
Pallone
Pascrell
Pastor
Paul
Payne
Pearce
Pelosi
Pence
Peterson (MN)
Peterson (PA)
Petri
Pickering
Pitts
Platts
Poe
Pombo
Pomeroy
Porter
Price (GA)
Price (NC)
Pryce (OH)
Putnam
Radanovich
Rahall
Ramstad
Rangel
Regula
Rehberg
Reichert
Renzi
Reyes
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Ros-Lehtinen
Ross
Rothman
Roybal-Allard
Royce
Ruppersberger
Rush
Ryan (OH)
Ryan (WI)
Ryun (KS)
Sabo
Salazar
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Saxton
Schakowsky
Schiff
Schmidt
Schwartz (PA)
Schwarz (MI)
Scott (GA)
Scott (VA)
Sensenbrenner
Serrano
Sessions
Shadegg
Shaw
Shays
Sherman
Sherwood
Shimkus
Simmons
Simpson
Skelton
Slaughter
Smith (NJ)
Smith (TX)
Smith (WA)
Snyder
Sodrel
Solis
Souder
Spratt
Stearns
Stupak
Sullivan
Sweeney
Tancredo
Tanner
Tauscher
Taylor (MS)
Taylor (NC)
Terry
Thomas
Thompson (CA)
Thompson (MS)
Thornberry
Tiahrt
Tiberi
Tierney
Towns
Udall (CO)
Udall (NM)
Upton
Van Hollen
Velázquez
Visclosky
Walden (OR)
Walsh
Wamp
Wasserman Schultz
Waters
Watson
Watt
Waxman
Weiner
Weldon (FL)
Weldon (PA)
Weller
Westmoreland
Wexler
Whitfield
Wicker
Wilson (NM)
Wilson (SC)
Wolf
Woolsey
Wu
Wynn
Young (AK)
Young (FL)

ANSWERED ''PRESENT''—2

McDermott
Stark

NOT VOTING—12

Brady (TX)
Cannon
Davis (FL)
Evans
Ford
Hunter
Nadler
Napolitano
Nussle
Shuster
Strickland
Turner

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said resolution, as amended, was agreed to.

A motion to reconsider the vote whereby the rules were suspended and said resolution, as amended, was agreed to was, by unanimous consent, laid on the table.

¶58.16 H.R. 5228—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mr. FEENEY, pursuant to clause 8, rule XX, announced the further unfinished business to be the motion to suspend the rules and pass the bill (H.R. 5228) to require representatives of governments designated as State Sponsors of Terrorism to disclose to the Attorney General lobbying contacts with legislative

branch officials, and for other purposes.

The question being put,

Will the House suspend the rules and pass said bill?

The vote was taken by electronic device.

It was decided in the negative { Yeas ..... 263 / Nays ..... 159 }

¶58.17 [Roll No. 294]

YEAS—263

Aderholt
Akin
Alexander
Allen
Bachus
Baker
Barrett (SC)
Barrow
Barton (TX)
Bass
Bean
Beauprez
Berkley
Biggert
Bilbray
Bilirakis
Bishop (GA)
Bishop (UT)
Blackburn
Blunt
Boehlert
Boehner
Bonilla
Bonner
Bono
Boozman
Boren
Boswell
Boucher
Boustany
Boyd
Bradley (NH)
Brown (OH)
Brown (SC)
Brown-Waite, Ginny
Burgess
Burton (IN)
Buyer
Calvert
Camp (MI)
Campbell (CA)
Cantor
Capito
Carnahan
Carter
Case
Castle
Chabot
Chandler
Chocola
Coble
Cole (OK)
Conaway
Cooper
Cramer
Crenshaw
Cuellar
Culberson
Davis (AL)
Davis (CA)
Davis (KY)
Davis, Jo Ann
Davis, Tom
Deal (GA)
DeFazio
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Doolittle
Drake
Dreier
Duncan
Edwards
Emanuel
Emerson
Engel
English (PA)
Etheridge
Feeney
Ferguson
Fitzpatrick (PA)
Foley
Forbes
Fortenberry
Fossella
Foxx
Franks (AZ)
Frelinghuysen
Gallegly
Gerlach
Gibbons
Gingrey
Gohmert
Goode
Goodlatte
Gordon
Granger
Graves
Green (WI)
Gutknecht
Hall
Harris
Hart
Hastings (FL)
Hastings (WA)
Hayes
Hayworth
Hensarling
Herger
Herseth
Higgins
Hooley
Hostettler
Hulshof
Hyde
Inglis (SC)
Issa
Istook
Jackson-Lee (TX)
Jenkins
Jindal
Johnson (IL)
Johnson, Sam
Jones (NC)
Keller
Kelly
Kennedy (MN)
Kennedy (RI)
Kildee
Kind
King (IA)
King (NY)
Kingston
Kirk
Kline
Knollenberg
Kuhl (NY)
Langevin
Latham
Lewis (CA)
Lewis (KY)
Linder
LoBiondo
Lucas
Lungren, Daniel E.
Lynch
Mack
Manzullo
Marchant
Marshall
Matheson
McCaul (TX)
McCotter
McCrery
McHenry
McHugh
McIntyre
McKeon
McMorris
McNulty
Meek (FL)
Melancon
Mica
Michaud
Miller (FL)
Miller (MI)
Miller (NC)
Miller, Gary
Moore (KS)
Moran (KS)
Murphy
Musgrave
Myrick
Neugebauer
Ney
Northup
Norwood
Nunes
Obey
Osborne
Otter
Oxley
Pearce
Pence
Peterson (PA)
Petri
Pickering
Pitts
Platts
Pombo
Pomeroy
Porter
Price (GA)
Price (NC)
Pryce (OH)
Putnam
Radanovich
Rahall
Ramstad
Regula
Rehberg
Reichert
Renzi
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Ros-Lehtinen
Ross
Royce
Ryan (WI)
Ryun (KS)
Salazar
Saxton
Schmidt
Schwarz (MI)
Sensenbrenner
Sessions
Shadegg
Shaw
Shays
Sherwood
Shimkus
Simmons
Simpson
Skelton
Slaughter
Smith (NJ)
Smith (TX)
Sodrel
Souder
Spratt
Stearns
Strickland
Sullivan
Sweeney
Tancredo
Tanner
Taylor (MS)
Taylor (NC)
Terry
Thomas
Thornberry
Turner
Upton
Walden (OR)
Walsh
Wamp
Wasserman Schultz
Weldon (FL)
Weldon (PA)
Weller
Westmoreland
Wexler
Whitfield
Wicker
Wilson (NM)
Wilson (SC)
Wolf
Wu
Young (AK)
Young (FL)

NAYS—159

Abercrombie
Ackerman
Andrews
Baca
Baird
Baldwin
Bartlett (MD)
Becerra
Berman
Berry
Bishop (NY)
Blumenauer
Brady (PA)
Brown, Corrine
Butterfield
Capps
Capuano
Cardin
Cardoza
Carson
Clay
Cleaver
Clyburn
Conyers
Costa
Costello
Crowley
Cubin
Cummings
Davis (IL)
Davis (TN)
DeGette
Delahunt
DeLauro
Dicks
Dingell
Doggett
Doyle
Ehlers
Eshoo
Everett
Farr
Fattah
Filner
Flake
Frank (MA)
Garrett (NJ)
Gilchrest
Gillmor
Gonzalez
Green, Al
Green, Gene
Grijalva
Gutierrez
Harman
Hefley
Hinchey
Hinojosa
Hobson
Hoekstra
Holden
Holt
Honda
Hoyer
Inslee
Israel
Jackson (IL)
Jefferson
Johnson (CT)
Johnson, E. B.
Jones (OH)
Kanjorski
Kaptur
Kilpatrick (MI)
Kolbe
Kucinich
LaHood
Lantos
Larsen (WA)
Larson (CT)
LaTourette
Leach
Lee
Levin
Lewis (GA)
Lipinski
Lofgren, Zoe
Lowey
Maloney
Markey
Matsui
McCarthy
McCollum (MN)
McDermott
McGovern
McKinney
Meehan
Meeks (NY)
Millender-McDonald
Miller, George
Mollohan
Moore (WI)
Moran (VA)
Murtha
Neal (MA)
Oberstar
Olver
Ortiz
Owens
Pallone
Pascrell
Pastor
Paul
Payne
Pelosi
Peterson (MN)
Poe
Rangel
Reyes
Rothman
Roybal-Allard
Ruppersberger
Rush
Ryan (OH)
Sabo
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Schakowsky
Schiff
Schwartz (PA)
Scott (GA)
Scott (VA)
Serrano
Sherman
Smith (WA)
Snyder
Solis
Stark
Stupak
Tauscher
Thompson (CA)
Thompson (MS)
Tiahrt
Tiberi
Tierney
Towns
Udall (CO)
Udall (NM)
Van Hollen
Velázquez
Visclosky
Waters
Watson
Watt
Waxman
Weiner
Woolsey
Wynn

NOT VOTING—10

Brady (TX)
Cannon
Davis (FL)
Evans
Ford
Hunter
Nadler
Napolitano
Nussle
Shuster

So, less than two-thirds of the Members present not having voted in favor thereof, the rules were not suspended and said bill was not passed.

¶58.18 ORDER OF BUSINESS—CONSIDERATION OF H.R. 5361

On motion of Mr. BOEHNER, by unanimous consent,

Ordered, That, during consideration of the bill (H.R. 5361) making appropriations for the Department of Defense for the fiscal year ending September 30, 2007, and for other purposes, pursuant to House Resolution 877, the Chair may reduce to two minutes the minimum time for electronic voting under clause 6 of rule XVIII and clause 9 of rule XX.

¶58.19 DEPARTMENT OF DEFENSE APPROPRIATIONS FY 2007

The SPEAKER pro tempore, Mr. FEENEY, pursuant to House Resolution 877 and rule XVIII, declared the House resolved into the Committee of the Whole House on the state of the Union for the consideration of the bill (H.R. 5631) making appropriations for the Department of Defense for the fiscal year ending September 30, 2007, and for other purposes.

The SPEAKER pro tempore, Mr. FEENEY, by unanimous consent, designated Mr. CAMP of Michigan as Chairman of the Committee of the Whole.

The Acting Chairman, Mr. GILLMOR assumed the Chair; and after some time spent therein,

The Committee rose informally to receive messages from the President.

The SPEAKER pro tempore, Mr. CHOCOLA, assumed the Chair.

¶58.20 MESSAGES FROM THE PRESIDENT

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

The Committee resumed its sitting; and after some further time spent therein,

¶58.21 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment submitted by Mr. SCHIFF:

At the end of the bill (before the Short Title), insert the following:

TITLE X—ADDITIONAL GENERAL PROVISIONS

SEC. 10001. (a) None of the funds made available in this Act may be used to engage in electronic surveillance in the United States except as authorized under—

(1) the Foreign Intelligence Surveillance Act of 1978 (50 U.S.C. 1801 et seq.); or

(2) chapter 119 or chapter 121 of title 18, United States Code.

(b) For purposes of this section, the terms ''electronic surveillance'' and ''United States'' have the meanings given those terms in section 101 of the Foreign Intelligence Surveillance Act of 1978 (50 U.S.C. 1801).

It was decided in the negative { Yeas ..... 207 / Nays ..... 219 }

¶58.22 [Roll No. 295]

AYES—207

Abercrombie
Ackerman
Allen
Andrews
Baca
Baird
Baldwin
Bartlett (MD)
Bass
Bean
Becerra
Berkley
Berman
Berry
Bishop (GA)
Bishop (NY)
Blumenauer
Boren
Boucher
Boyd
Brady (PA)
Brown (OH)
Brown, Corrine
Butterfield
Capps
Capuano
Cardin
Cardoza
Carnahan
Carson
Case
Chandler
Clay
Cleaver
Conyers
Cooper
Costa
Costello
Crowley
Cuellar
Cummings
Davis (AL)
Davis (CA)
Davis (IL)
Davis, Tom
DeFazio
DeGette
Delahunt
DeLauro
Dicks
Dingell
Doggett
Doyle
Duncan
Emanuel
Engel
Eshoo
Etheridge
Farr
Fattah
Feeney
Filner
Flake
Ford
Frank (MA)
Garrett (NJ)
Gilchrest
Gillmor
Gonzalez
Gordon
Green, Al
Green, Gene
Grijalva
Gutierrez
Hastings (FL)
Herseth
Higgins
Hinchey
Hinojosa
Holden
Holt
Honda
Hooley
Hostettler
Hoyer
Inslee
Israel

Istook
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Johnson (IL)
Johnson, E. B.
Jones (NC)
Jones (OH)
Kanjorski
Kaptur
Kennedy (RI)
Kildee
Kilpatrick (MI)
Kind
Kucinich
Langevin
Lantos
Larsen (WA)
Larson (CT)
LaTourette
Leach
Lee
Levin
Lewis (GA)
Lipinski
Lofgren, Zoe
Lowey
Lynch
Mack
Maloney
Markey
Marshall
Matsui
McCarthy
McCollum (MN)
McDermott
McGovern
McIntyre
McKinney
McNulty
Meehan
Meek (FL)
Meeks (NY)
Michaud
Millender-McDonald
Miller (NC)
Miller, George
Moore (KS)
Moore (WI)
Moran (KS)
Moran (VA)
Nadler
Neal (MA)
Oberstar
Obey
Olver
Ortiz
Otter
Owens
Pallone
Pascrell
Pastor
Paul
Payne
Pelosi
Peterson (MN)
Pomeroy
Price (NC)
Rahall
Rangel
Reyes
Ross
Rothman
Roybal-Allard
Rush
Ryan (OH)
Sabo
Salazar
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Schakowsky
Schiff
Schwartz (PA)
Scott (GA)
Scott (VA)
Serrano
Shays
Sherman
Simmons
Slaughter
Smith (WA)
Solis
Stark
Strickland
Stupak
Tanner
Tauscher
Taylor (MS)
Thompson (CA)
Thompson (MS)
Tierney
Towns
Udall (CO)
Udall (NM)
Upton
Van Hollen
Velázquez
Visclosky
Wamp
Wasserman Schultz
Waters
Watson
Watt
Waxman
Weiner
Wexler
Woolsey
Wu
Wynn

NOES—219

Aderholt
Akin
Alexander
Bachus
Baker
Barrett (SC)
Barrow
Barton (TX)
Beauprez
Biggert
Bilbray
Bilirakis
Bishop (UT)
Blackburn
Blunt
Boehlert
Boehner
Bonilla
Bonner
Bono
Boozman
Boswell
Boustany
Bradley (NH)
Brady (TX)
Brown (SC)
Brown-Waite, Ginny
Burgess
Burton (IN)
Buyer
Calvert
Camp (MI)
Campbell (CA)
Cantor
Capito
Carter
Castle
Chabot
Chocola
Clyburn
Coble
Cole (OK)
Conaway
Cramer
Crenshaw
Cubin
Culberson
Davis (KY)
Davis (TN)
Davis, Jo Ann
Deal (GA)
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Doolittle
Drake
Dreier
Edwards
Ehlers
Emerson
English (PA)
Everett
Ferguson
Fitzpatrick (PA)
Foley
Forbes
Fortenberry
Fossella
Foxx
Franks (AZ)
Frelinghuysen
Gallegly
Gerlach
Gibbons
Gingrey
Gohmert
Goode
Goodlatte
Granger
Graves
Green (WI)
Gutknecht
Hall
Harman
Harris
Hart
Hastings (WA)
Hayes
Hayworth
Hefley
Hensarling
Herger
Hobson
Hoekstra
Hulshof
Hyde
Inglis (SC)
Issa
Jenkins
Jindal
Johnson (CT)
Johnson, Sam
Keller
Kelly
Kennedy (MN)
King (IA)
King (NY)
Kingston
Kirk
Kline
Knollenberg
Kolbe
Kuhl (NY)
LaHood
Latham
Lewis (CA)
Lewis (KY)
Linder
LoBiondo
Lucas
Lungren, Daniel E.
Manzullo
Marchant
Matheson
McCaul (TX)
McCotter
McCrery
McHenry
McHugh
McKeon
McMorris
Melancon
Mica
Miller (FL)
Miller (MI)
Miller, Gary
Mollohan
Murphy
Murtha
Musgrave
Myrick
Neugebauer
Ney
Northup
Norwood
Nunes
Osborne
Oxley
Pearce
Pence
Peterson (PA)
Petri
Pickering
Pitts
Platts
Poe
Pombo
Porter
Price (GA)
Pryce (OH)
Putnam
Radanovich
Ramstad
Regula
Rehberg
Reichert
Renzi
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Ros-Lehtinen
Royce
Ruppersberger
Ryan (WI)
Ryun (KS)
Saxton
Schmidt
Schwarz (MI)
Sensenbrenner
Sessions
Shadegg
Shaw
Sherwood
Shimkus
Shuster
Simpson
Skelton
Smith (NJ)
Smith (TX)
Snyder
Sodrel
Souder
Spratt
Stearns
Sullivan
Sweeney
Tancredo
Taylor (NC)
Terry
Thomas
Thornberry
Tiahrt
Tiberi
Turner
Walden (OR)
Walsh
Weldon (FL)
Weldon (PA)
Weller
Westmoreland
Whitfield
Wicker
Wilson (NM)
Wilson (SC)
Wolf
Young (AK)
Young (FL)

NOT VOTING—6

Cannon
Davis (FL)
Evans
Hunter
Napolitano
Nussle

So the amendment was not agreed to.

¶58.23 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment numbered 1 submitted by Mr. KING of Iowa:

Strike section 9012 (page 115, lines 1 through 4).

It was decided in the negative ..... { Yeas ..... 50 / Nays 376

¶58.24 [Roll No. 296]

AYES—50

Barrett (SC)
Barrow
Beauprez
Bishop (UT)
Blackburn
Boren
Brady (TX)
Burgess
Cole (OK)
Davis (KY)
Deal (GA)
Drake
Feeney
Fortenberry
Foxx
Franks (AZ)
Gingrey
Gohmert
Green (WI)
Hyde
Johnson, Sam
Kennedy (MN)
King (IA)
Kline
Lewis (KY)
Linder
Lucas
Lungren, Daniel E.
Marshall
McHenry
Miller (FL)
Miller (MI)
Myrick
Neugebauer
Norwood
Pearce
Pitts
Poe
Price (GA)
Ryan (WI)
Schwarz (MI)
Sessions
Shadegg
Shuster
Smith (TX)
Souder
Thornberry
Tiahrt
Westmoreland
Wilson (SC)

NOES—376

Abercrombie
Ackerman
Aderholt
Akin
Alexander
Allen
Andrews
Baca
Bachus
Baird
Baker
Baldwin
Bartlett (MD)
Barton (TX)
Bass
Bean
Becerra
Berkley
Berman
Berry
Biggert
Bilbray
Bilirakis
Bishop (GA)
Bishop (NY)
Blumenauer
Blunt
Boehlert
Boehner
Bonilla
Bonner
Bono
Boozman
Boswell
Boucher
Boustany
Boyd
Bradley (NH)
Brady (PA)
Brown (OH)
Brown (SC)
Brown, Corrine
Brown-Waite, Ginny
Burton (IN)
Butterfield
Buyer
Calvert
Camp (MI)
Campbell (CA)
Cantor
Capito
Capps
Capuano
Cardin
Cardoza
Carnahan
Carson
Carter
Case
Castle
Chabot
Chandler
Chocola
Clay
Cleaver
Clyburn
Coble
Conaway
Conyers
Cooper
Costa
Costello
Cramer
Crenshaw
Crowley
Cubin
Cuellar
Culberson
Cummings
Davis (AL)
Davis (CA)
Davis (IL)
Davis (TN)
Davis, Jo Ann
Davis, Tom
DeFazio
DeGette
Delahunt
DeLauro
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Dicks
Dingell
Doggett
Doolittle
Doyle
Dreier
Duncan
Edwards
Ehlers
Emanuel
Emerson
Engel
English (PA)
Eshoo
Etheridge
Everett
Farr
Fattah
Ferguson
Filner
Fitzpatrick (PA)
Flake
Foley
Forbes
Ford
Fossella
Frank (MA)
Frelinghuysen
Gallegly
Garrett (NJ)
Gerlach
Gibbons
Gilchrest
Gillmor
Gonzalez
Goode
Goodlatte
Gordon
Granger
Graves
Green, Al
Green, Gene
Grijalva
Gutierrez
Gutknecht
Hall
Harman
Harris
Hart
Hastings (FL)
Hastings (WA)
Hayes
Hayworth
Hefley
Hensarling
Herger
Herseth
Higgins
Hinchey
Hinojosa
Hobson
Hoekstra
Holden
Holt
Honda
Hooley
Hostettler
Hoyer
Hulshof
Inglis (SC)
Inslee
Israel
Issa
Istook
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Jenkins
Jindal
Johnson (CT)
Johnson (IL)
Johnson, E. B.
Jones (NC)
Jones (OH)
Kanjorski
Kaptur
Keller
Kelly
Kennedy (RI)
Kildee
Kilpatrick (MI)
Kind
King (NY)
Kingston
Kirk
Knollenberg
Kolbe
Kucinich
Kuhl (NY)
LaHood
Langevin
Lantos
Larsen (WA)
Larson (CT)
Latham
LaTourette
Leach
Lee
Levin
Lewis (CA)
Lewis (GA)
Lipinski
LoBiondo
Lofgren, Zoe
Lowey
Lynch
Mack
Maloney
Manzullo
Marchant
Markey
Matheson
Matsui
McCarthy
McCaul (TX)
McCollum (MN)
McCotter
McCrery
McDermott
McGovern
McHugh
McIntyre
McKeon
McKinney
McMorris
McNulty
Meehan
Meek (FL)
Meeks (NY)
Melancon
Mica
Michaud
Millender-McDonald
Miller (NC)
Miller, Gary
Miller, George
Mollohan
Moore (KS)
Moore (WI)
Moran (KS)
Moran (VA)
Murphy
Murtha
Musgrave
Nadler
Neal (MA)
Ney
Northup
Nunes
Oberstar
Obey
Olver
Ortiz
Osborne
Otter
Owens
Oxley
Pallone
Pascrell
Pastor
Paul
Payne
Pelosi
Pence
Peterson (MN)
Peterson (PA)
Petri
Pickering
Platts
Pombo
Pomeroy
Porter
Price (NC)
Pryce (OH)
Putnam
Radanovich
Rahall
Ramstad
Rangel
Regula
Rehberg
Reichert
Renzi
Reyes
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Ros-Lehtinen
Ross
Rothman
Roybal-Allard
Royce
Ruppersberger
Rush
Ryan (OH)
Ryun (KS)
Sabo
Salazar
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Saxton
Schakowsky
Schiff
Schmidt
Schwartz (PA)
Scott (GA)
Scott (VA)
Sensenbrenner
Serrano
Shaw
Shays
Sherman
Sherwood
Shimkus
Simmons
Simpson
Skelton
Slaughter
Smith (NJ)
Smith (WA)
Snyder
Sodrel
Solis
Spratt
Stark
Stearns
Strickland
Stupak
Sullivan
Sweeney
Tancredo
Tanner
Tauscher
Taylor (MS)
Taylor (NC)
Terry
Thomas
Thompson (CA)
Thompson (MS)
Tiberi
Tierney
Towns
Turner
Udall (CO)
Udall (NM)
Upton
Van Hollen
Velázquez
Visclosky
Walden (OR)
Walsh
Wamp
Wasserman Schultz
Waters
Watson
Watt
Waxman
Weiner
Weldon (FL)
Weldon (PA)
Weller
Wexler
Whitfield
Wicker
Wilson (NM)
Wolf
Woolsey
Wu
Wynn
Young (AK)
Young (FL)

NOT VOTING—6

Cannon
Davis (FL)
Evans
Hunter
Napolitano
Nussle

So the amendment was not agreed to.

¶58.25 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the

Whole on the following amendment submitted by Mr. CHOCOLA:

At the end of the bill (before the short title), insert the following:

TITLE X—ADDITIONAL GENERAL PROVISIONS

SEC. 10001. None of the funds made available by this Act may be obligated or expended for the development, deployment, or operation of the web-based, end-to-end travel management system of the Department of Defense known as the Defense Travel System.

It was decided in the negative ..... { Yeas ..... 141 / Nays 285

¶58.26 [Roll No. 297]

AYES—141

Baird
Barrett (SC)
Barrow
Barton (TX)
Bean
Beauprez
Berkley
Berry
Biggert
Bilbray
Blackburn
Blumenauer
Boehner
Boren
Boswell
Boyd
Brown-Waite, Ginny
Camp (MI)
Campbell (CA)
Castle
Chabot
Chandler
Chocola
Clay
Cleaver
Coble
Cole (OK)
Conaway
Cooper
Cuellar
Davis (KY)
Davis (TN)
Deal (GA)
Dent
Duncan
Ehlers
English (PA)
Eshoo
Feeney
Ferguson
Flake
Fortenberry
Fossella
Foxx
Franks (AZ)
Garrett (NJ)
Gerlach
Gillmor
Gingrey
Gohmert
Goodlatte
Graves
Green (WI)
Gutknecht
Harris
Hart
Hayworth
Hefley
Hensarling
Hoekstra
Hooley
Hostettler
Hulshof
Inglis (SC)
Inslee
Istook
Jenkins
Jindal
Johnson (IL)
Johnson, Sam
Jones (NC)
Kanjorski
Kelly
Kennedy (MN)
King (IA)
Kucinich
Larsen (WA)
Leach
Linder
Lipinski
Lofgren, Zoe
Lungren, Daniel E.
Mack
Matheson
Matsui
McCaul (TX)
McCollum (MN)
McCotter
McCrery
McHenry
McKinney
Miller (FL)
Miller (MI)
Miller, Gary
Miller, George
Moran (KS)
Murphy
Musgrave
Myrick
Neugebauer
Ney
Norwood
Otter
Paul
Pearce
Pence
Petri
Pitts
Platts
Poe
Price (GA)
Ramstad
Rogers (MI)
Rohrabacher
Ross
Royce
Ryan (WI)
Ryun (KS)
Schakowsky
Schmidt
Sensenbrenner
Sessions
Shadegg
Shimkus
Shuster
Smith (TX)
Smith (WA)
Snyder
Souder
Stearns
Strickland
Sullivan
Tancredo
Thompson (CA)
Tiberi
Upton
Walden (OR)
Waxman
Weiner
Weller
Westmoreland

NOES—285

Abercrombie
Ackerman
Aderholt
Akin
Alexander
Allen
Andrews
Baca
Bachus
Baker
Baldwin
Bartlett (MD)
Bass
Becerra
Berman
Bilirakis
Bishop (GA)
Bishop (NY)
Bishop (UT)
Blunt
Boehlert
Bonilla
Bonner
Bono
Boozman
Boucher
Boustany
Bradley (NH)
Brady (PA)
Brady (TX)
Brown (OH)
Brown (SC)
Brown, Corrine
Burgess
Burton (IN)
Butterfield
Buyer
Calvert
Cantor
Capito
Capps
Capuano
Cardin
Cardoza
Carnahan
Carson
Carter
Case
Clyburn
Conyers
Costa
Costello
Cramer
Crenshaw
Crowley
Cubin
Culberson
Cummings
Davis (AL)
Davis (CA)
Davis (IL)
Davis, Jo Ann
Davis, Tom
DeFazio
DeGette
Delahunt
DeLauro
Diaz-Balart, L.
Diaz-Balart, M.
Dicks
Dingell
Doggett
Doolittle
Doyle
Drake
Dreier
Edwards
Emanuel
Emerson
Engel
Etheridge
Everett
Farr
Fattah
Filner
Fitzpatrick (PA)
Foley
Forbes
Ford
Frank (MA)
Frelinghuysen
Gallegly
Gibbons
Gilchrest
Gonzalez
Goode
Gordon
Granger
Green, Al
Green, Gene
Grijalva
Gutierrez
Hall
Harman
Hastings (FL)
Hastings (WA)
Hayes
Herger
Herseth
Higgins
Hinchey
Hinojosa
Hobson
Holden
Holt
Honda
Hoyer
Hyde
Israel
Issa
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Johnson (CT)
Johnson, E. B.
Jones (OH)
Kaptur
Keller
Kennedy (RI)
Kildee
Kilpatrick (MI)
Kind
King (NY)
Kingston
Kirk
Kline
Knollenberg
Kolbe
Kuhl (NY)
LaHood
Langevin
Lantos
Larson (CT)
Latham
LaTourette
Lee
Levin
Lewis (CA)
Lewis (GA)
Lewis (KY)
LoBiondo
Lowey
Lucas
Lynch
Maloney
Manzullo
Marchant
Markey
Marshall
McCarthy
McDermott
McGovern
McHugh
McIntyre
McKeon
McMorris
McNulty
Meehan
Meek (FL)
Meeks (NY)
Melancon
Mica
Michaud
Millender-McDonald
Miller (NC)
Mollohan
Moore (KS)
Moore (WI)
Moran (VA)
Murtha
Nadler
Neal (MA)
Northup
Nunes
Oberstar
Obey
Olver
Ortiz
Osborne
Owens
Oxley
Pallone
Pascrell
Pastor
Payne
Pelosi
Peterson (MN)
Peterson (PA)
Pickering
Pombo
Pomeroy
Porter
Price (NC)
Pryce (OH)
Putnam
Radanovich
Rahall
Rangel
Regula
Rehberg
Reichert
Renzi
Reyes
Reynolds
Rogers (AL)
Rogers (KY)
Ros-Lehtinen
Rothman
Roybal-Allard
Ruppersberger
Rush
Ryan (OH)
Sabo
Salazar
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Saxton
Schiff
Schwartz (PA)
Schwarz (MI)
Scott (GA)
Scott (VA)
Serrano
Shaw
Shays
Sherman
Sherwood
Simmons
Simpson
Skelton
Slaughter
Smith (NJ)
Sodrel
Solis
Spratt
Stark
Stupak
Sweeney
Tanner
Tauscher
Taylor (MS)
Taylor (NC)
Terry
Thomas
Thompson (MS)
Thornberry
Tiahrt
Tierney
Towns
Turner
Udall (CO)
Udall (NM)
Van Hollen
Velázquez
Visclosky
Walsh
Wamp
Wasserman Schultz
Waters
Watson
Watt
Weldon (FL)
Weldon (PA)
Wexler
Whitfield
Wicker
Wilson (NM)
Wilson (SC)
Wolf
Woolsey
Wu
Wynn
Young (AK)
Young (FL)

NOT VOTING—6

Cannon
Davis (FL)
Evans
Hunter
Napolitano
Nussle

So the amendment was not agreed to.

¶58.27 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment submitted by Mr. FLAKE:

At the end of the bill (before the short title), insert the following:

TITLE X—ADDITIONAL GENERAL PROVISIONS

SEC. 10001. None of the funds made available in this Act may be used by the Office of the Secretary of Defense for the project designated as the ''Wind Demonstration Project''.

It was decided in the negative ..... { Yeas ..... 77 / Nays ..... 347 / Answered present 1

¶58.28 [Roll No. 298]

AYES—77

Andrews
Barrett (SC)
Bass
Bean
Beauprez
Bilbray
Bilirakis
Blackburn
Bradley (NH)
Brown-Waite, Ginny
Chabot
Chocola
Cooper
Davis (KY)
Davis (TN)
Deal (GA)
DeFazio
Duncan
Feeney
Flake
Ford
Fossella
Franks (AZ)
Garrett (NJ)
Gibbons
Green (WI)
Gutknecht
Harris
Hayworth
Hefley
Hensarling
Holt
Inglis (SC)
Israel
Istook
Jindal
Johnson (IL)
Johnson, Sam
Jones (NC)
Keller
Kennedy (MN)
King (IA)
Linder
Lungren, Daniel E.
Marshall
Matheson
Miller (FL)
Moore (KS)
Musgrave
Myrick
Neugebauer
Norwood
Otter
Paul
Pence
Petri
Pitts
Platts
Poe
Price (GA)
Ramstad
Rohrabacher
Ryan (WI)
Sensenbrenner
Sessions
Shadegg
Slaughter
Souder
Stearns
Tancredo
Taylor (MS)
Terry
Thornberry
Udall (CO)
Udall (NM)
Waxman
Westmoreland

NOES—347

Abercrombie
Ackerman
Aderholt
Akin
Alexander
Allen
Baca
Bachus
Baird
Baker
Baldwin
Barrow
Bartlett (MD)
Barton (TX)
Becerra
Berkley
Berman
Berry
Biggert
Bishop (GA)
Bishop (NY)
Bishop (UT)
Blumenauer
Blunt
Boehlert
Boehner
Bonilla
Bonner
Bono
Boozman
Boren
Boswell
Boucher
Boustany
Boyd
Brady (PA)
Brady (TX)
Brown (OH)
Brown (SC)
Brown, Corrine
Burgess
Burton (IN)
Butterfield
Buyer
Calvert
Camp (MI)
Campbell (CA)
Cantor
Capito
Capps
Capuano
Cardin
Cardoza
Carnahan
Carson
Carter
Case
Castle
Chandler
Clay
Cleaver
Clyburn
Coble
Cole (OK)
Conaway
Conyers
Costa
Costello
Cramer
Crenshaw
Crowley
Cubin
Cuellar
Culberson
Cummings
Davis (AL)
Davis (CA)
Davis (IL)
Davis, Jo Ann
Davis, Tom
DeGette
Delahunt
DeLauro
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Dicks
Dingell
Doggett
Doolittle
Doyle
Drake
Dreier
Edwards
Ehlers
Emanuel
Emerson
Engel
English (PA)
Eshoo
Etheridge
Everett
Farr
Fattah
Ferguson
Filner
Fitzpatrick (PA)
Foley
Forbes
Fortenberry
Foxx
Frank (MA)
Frelinghuysen
Gallegly
Gerlach
Gilchrest
Gillmor
Gingrey
Gonzalez
Goode
Goodlatte
Gordon
Granger
Graves
Green, Al
Green, Gene
Grijalva
Gutierrez
Hall
Harman
Hastings (FL)
Hastings (WA)
Hayes
Herger
Herseth
Higgins
Hinchey
Hinojosa
Hobson
Hoekstra
Holden
Honda
Hooley
Hostettler
Hoyer
Hulshof
Hyde
Inslee
Issa
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Jenkins
Johnson (CT)
Johnson, E. B.
Jones (OH)
Kanjorski
Kaptur
Kelly
Kennedy (RI)
Kildee
Kilpatrick (MI)
Kind
King (NY)
Kingston
Kirk
Kline
Knollenberg
Kolbe
Kucinich
Kuhl (NY)
LaHood
Langevin
Lantos
Larsen (WA)
Larson (CT)
Latham
LaTourette
Leach
Lee
Levin
Lewis (CA)
Lewis (GA)
Lewis (KY)
Lipinski

LoBiondo
Lofgren, Zoe
Lowey
Lucas
Lynch
Mack
Maloney
Manzullo
Marchant
Markey
Matsui
McCarthy
McCaul (TX)
McCollum (MN)
McCotter
McCrery
McDermott
McGovern
McHenry
McHugh
McIntyre
McKeon
McKinney
McMorris
McNulty
Meehan
Meek (FL)
Meeks (NY)
Melancon
Mica
Michaud
Millender-McDonald
Miller (MI)
Miller (NC)
Miller, Gary
Miller, George
Mollohan
Moore (WI)
Moran (KS)
Moran (VA)
Murphy
Murtha
Nadler
Neal (MA)
Ney
Northup
Nunes
Oberstar
Obey
Olver
Ortiz
Osborne
Owens
Oxley
Pallone
Pascrell
Pastor
Payne
Pearce
Pelosi
Peterson (MN)
Peterson (PA)
Pickering
Pombo
Pomeroy
Porter
Price (NC)
Pryce (OH)
Putnam
Radanovich
Rahall
Rangel
Regula
Rehberg
Reichert
Renzi
Reyes
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Ros-Lehtinen
Ross
Rothman
Roybal-Allard
Royce
Ruppersberger
Rush
Ryan (OH)
Ryun (KS)
Sabo
Salazar
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Saxton
Schakowsky
Schiff
Schmidt
Schwartz (PA)
Schwarz (MI)
Scott (GA)
Scott (VA)
Serrano
Shaw
Shays
Sherman
Sherwood
Shimkus
Shuster
Simmons
Simpson
Skelton
Smith (NJ)
Smith (TX)
Smith (WA)
Snyder
Sodrel
Solis
Spratt
Stark
Strickland
Stupak
Sullivan
Sweeney
Tanner
Tauscher
Taylor (NC)
Thomas
Thompson (CA)
Thompson (MS)
Tiahrt
Tiberi
Tierney
Towns
Turner
Upton
Van Hollen
Velázquez
Visclosky
Walden (OR)
Walsh
Wamp
Wasserman Schultz
Waters
Watson
Watt
Weiner
Weldon (FL)
Weldon (PA)
Weller
Wexler
Whitfield
Wicker
Wilson (NM)
Wilson (SC)
Wolf
Woolsey
Wu
Wynn
Young (AK)
Young (FL)

ANSWERED ''PRESENT''—1

Gohmert

NOT VOTING—7

Cannon
Davis (FL)
Evans
Hart
Hunter
Napolitano
Nussle

So the amendment was not agreed to.

¶58.29 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment submitted by Mr. FLAKE:

At the end of the bill (before the short title), insert the following:

TITLE X—ADDITIONAL GENERAL PROVISIONS

SEC. 10001. None of the funds made available in this Act may be used for the JASON Foundation.

It was decided in the negative ..... { Yeas ..... 69; Nays ..... 352; Answered present 1

¶58.30 [Roll No. 299]

AYES—69

Andrews
Barrett (SC)
Bass
Bean
Beauprez
Bilbray
Bilirakis
Blackburn
Bradley (NH)
Brown-Waite, Ginny
Chabot
Chocola
Cooper
Davis (KY)
Deal (GA)
Doggett
Duncan
Feeney
Flake
Ford
Fossella
Franks (AZ)
Garrett (NJ)
Gibbons
Green (WI)
Gutknecht
Hayworth
Hefley
Hensarling
Inglis (SC)
Israel
Jindal
Jones (NC)
Keller
Kennedy (MN)
King (IA)
Kline
Linder
Matheson
Miller (FL)
Moore (KS)
Musgrave
Myrick
Norwood
Otter
Paul
Pearce
Pence
Petri
Pitts
Platts
Poe
Ramstad
Rohrabacher
Ryan (WI)
Ryun (KS)
Sensenbrenner
Sessions
Shadegg
Slaughter
Stearns
Sullivan
Tancredo
Taylor (MS)
Terry
Udall (CO)
Udall (NM)
Westmoreland
Whitfield

NOES—352

Abercrombie
Ackerman
Aderholt
Akin
Alexander
Allen
Baca
Bachus
Baird
Baker
Baldwin
Barrow
Bartlett (MD)
Barton (TX)
Becerra
Berkley
Berman
Berry
Biggert
Bishop (GA)
Bishop (NY)
Bishop (UT)
Blumenauer
Blunt
Boehlert
Boehner
Bonilla
Bonner
Bono
Boozman
Boren
Boswell
Boucher
Boustany
Boyd
Brady (PA)
Brady (TX)
Brown (OH)
Brown (SC)
Brown, Corrine
Burgess
Burton (IN)
Butterfield
Buyer
Calvert
Camp (MI)
Campbell (CA)
Cantor
Capito
Capps
Capuano
Cardin
Cardoza
Carnahan
Carson
Carter
Case
Castle
Chandler
Clay
Cleaver
Clyburn
Coble
Cole (OK)
Conaway
Conyers
Costa
Costello
Cramer
Crenshaw
Crowley
Cubin
Cuellar
Culberson
Cummings
Davis (AL)
Davis (CA)
Davis (IL)
Davis, Jo Ann
Davis, Tom
DeFazio
DeGette
Delahunt
DeLauro
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Dicks
Dingell
Doolittle
Doyle
Drake
Dreier
Edwards
Ehlers
Emanuel
Emerson
Engel
English (PA)
Eshoo
Etheridge
Everett
Farr
Fattah
Ferguson
Filner
Fitzpatrick (PA)
Foley
Forbes
Fortenberry
Foxx
Frank (MA)
Frelinghuysen
Gallegly
Gerlach
Gilchrest
Gillmor
Gingrey
Gonzalez
Goode
Goodlatte
Gordon
Granger
Graves
Green, Al
Green, Gene
Grijalva
Gutierrez
Hall
Harman
Harris
Hart
Hastings (FL)
Hastings (WA)
Hayes
Herger
Herseth
Higgins
Hinchey
Hinojosa
Hobson
Hoekstra
Holden
Holt
Honda
Hooley
Hostettler
Hoyer
Hulshof
Hyde
Inslee
Issa
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Jenkins
Johnson (CT)
Johnson (IL)
Johnson, E. B.
Johnson, Sam
Jones (OH)
Kanjorski
Kaptur
Kelly
Kennedy (RI)
Kildee
Kilpatrick (MI)
Kind
King (NY)
Kingston
Kirk
Knollenberg
Kolbe
Kucinich
Kuhl (NY)
LaHood
Langevin
Lantos
Larsen (WA)
Larson (CT)
Latham
LaTourette
Leach
Lee
Levin
Lewis (CA)
Lewis (GA)
Lewis (KY)
Lipinski
LoBiondo
Lofgren, Zoe
Lowey
Lucas
Lungren, Daniel E.
Lynch
Mack
Maloney
Manzullo
Marchant
Markey
Marshall
Matsui
McCarthy
McCaul (TX)
McCollum (MN)
McCotter
McCrery
McDermott
McGovern
McHenry
McHugh
McIntyre
McKeon
McKinney
McMorris
McNulty
Meehan
Meek (FL)
Meeks (NY)
Melancon
Mica
Michaud
Millender-McDonald
Miller (MI)
Miller (NC)
Miller, Gary
Miller, George
Mollohan
Moore (WI)
Moran (KS)
Moran (VA)
Murphy
Murtha
Nadler
Neal (MA)
Neugebauer
Ney
Northup
Nunes
Oberstar
Obey
Olver
Ortiz
Osborne
Owens
Oxley
Pallone
Pascrell
Pastor
Payne
Pelosi
Peterson (MN)
Peterson (PA)
Pickering
Pombo
Pomeroy
Porter
Price (NC)
Pryce (OH)
Putnam
Radanovich
Rahall
Rangel
Regula
Rehberg
Reichert
Renzi
Reyes
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Ros-Lehtinen
Ross
Rothman
Roybal-Allard
Royce
Ruppersberger
Rush
Ryan (OH)
Sabo
Salazar
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Saxton
Schakowsky
Schiff
Schmidt
Schwartz (PA)
Schwarz (MI)
Scott (VA)
Serrano
Shaw
Shays
Sherman
Sherwood
Shimkus
Shuster
Simmons
Simpson
Skelton
Smith (NJ)
Smith (TX)
Smith (WA)
Snyder
Sodrel
Solis
Souder
Spratt
Stark
Strickland
Stupak
Sweeney
Tanner
Tauscher
Taylor (NC)
Thomas
Thompson (CA)
Thompson (MS)
Thornberry
Tiahrt
Tiberi
Tierney
Towns
Turner
Upton
Van Hollen
Velázquez
Visclosky
Walden (OR)
Walsh
Wamp
Wasserman Schultz
Waters
Watson
Watt
Waxman
Weiner
Weldon (FL)
Weldon (PA)
Weller
Wexler
Wicker
Wilson (NM)
Wilson (SC)
Wolf
Woolsey
Wu
Wynn
Young (AK)
Young (FL)

ANSWERED ''PRESENT''—1

Gohmert

NOT VOTING—10

Cannon
Davis (FL)
Davis (TN)
Evans
Hunter
Istook
Napolitano
Nussle
Price (GA)
Scott (GA)

So the amendment was not agreed to.

After some further time,

¶58.31 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment submitted by Mr. HINCHEY:

At the end of the bill (before the short title) insert the following:

TITLE X—ADDITIONAL GENERAL PROVISIONS

SEC. 10001. None of the funds made available in this Act may be used to initiate military operations against Iran except in accordance with Article I, Section 8 of the Constitution of the United States.

It was decided in the negative ..... { Yeas ..... 158; Nays 262

¶58.32 [Roll No. 300]

AYES—158

Abercrombie
Allen
Andrews
Baca
Baldwin
Bartlett (MD)
Becerra
Berry
Bishop (NY)
Blumenauer
Boswell
Boucher
Boyd
Brown (OH)
Brown, Corrine
Butterfield
Capps
Capuano
Cardin
Carnahan
Carson
Chandler
Clay
Cleaver
Clyburn
Conyers
Cooper
Costello
Crowley
Cummings
Davis (CA)
Davis (IL)
DeFazio
DeGette
Delahunt
DeLauro
Dingell
Doggett
Doyle
Duncan
Ehlers
Eshoo
Etheridge
Farr
Fattah
Filner
Frank (MA)
Garrett (NJ)
Gilchrest
Gonzalez
Gordon
Green, Al
Green, Gene
Grijalva
Gutierrez
Harman
Higgins
Hinchey
Hinojosa
Holden
Holt
Honda
Hooley
Inslee
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Johnson, E. B.
Jones (NC)
Jones (OH)
Kanjorski
Kaptur
Kennedy (RI)
Kildee
Kilpatrick (MI)
Kind
Kucinich
Lantos
Larson (CT)
Leach

Lee
Levin
Lewis (GA)
Lofgren, Zoe
Lowey
Lynch
Maloney
Markey
Matsui
McCarthy
McCollum (MN)
McDermott
McGovern
McIntyre
McKinney
McNulty
Meehan
Meeks (NY)
Michaud
Millender-McDonald
Miller (NC)
Miller, George
Moore (KS)
Moore (WI)
Moran (KS)
Moran (VA)
Nadler
Neal (MA)
Oberstar
Obey
Olver
Owens
Pallone
Pascrell
Pastor
Paul
Payne
Pelosi
Peterson (MN)
Price (NC)
Rahall
Rangel
Ross
Rothman
Roybal-Allard
Rush
Ryan (OH)
Sabo
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Schakowsky
Schiff
Scott (GA)
Serrano
Slaughter
Smith (WA)
Snyder
Solis
Stark
Strickland
Stupak
Tauscher
Taylor (MS)
Thompson (CA)
Thompson (MS)
Tierney
Towns
Udall (CO)
Udall (NM)
Van Hollen
Velázquez
Visclosky
Waters
Watson
Watt
Woolsey
Wu

NOES—262

Ackerman
Aderholt
Akin
Alexander
Bachus
Baird
Baker
Barrett (SC)
Barrow
Barton (TX)
Bass
Bean
Beauprez
Berkley
Berman
Biggert
Bilirakis
Bishop (GA)
Bishop (UT)
Blackburn
Blunt
Boehlert
Boehner
Bonilla
Bonner
Bono
Boozman
Boren
Boustany
Bradley (NH)
Brady (PA)
Brady (TX)
Brown (SC)
Brown-Waite, Ginny
Burgess
Burton (IN)
Buyer
Calvert
Camp (MI)
Campbell (CA)
Cantor
Capito
Cardoza
Carter
Case
Castle
Chabot
Chocola
Coble
Cole (OK)
Conaway
Costa
Cramer
Crenshaw
Cubin
Cuellar
Culberson
Davis (AL)
Davis (KY)
Davis (TN)
Davis, Jo Ann
Davis, Tom
Deal (GA)
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Dicks
Doolittle
Drake
Dreier
Edwards
Emanuel
Emerson
Engel
English (PA)
Everett
Feeney
Ferguson
Fitzpatrick (PA)
Flake
Foley
Forbes
Fortenberry
Fossella
Foxx
Franks (AZ)
Frelinghuysen
Gallegly
Gerlach
Gibbons
Gillmor
Gingrey
Gohmert
Goode
Goodlatte
Granger
Graves
Green (WI)
Gutknecht
Hall
Harris
Hart
Hastings (FL)
Hastings (WA)
Hayes
Hayworth
Hefley
Hensarling
Herger
Herseth
Hobson
Hoekstra
Hostettler
Hoyer
Hulshof
Hyde
Inglis (SC)
Israel
Istook
Jenkins
Jindal
Johnson (CT)
Johnson (IL)
Johnson, Sam
Keller
Kelly
Kennedy (MN)
King (IA)
King (NY)
Kingston
Kirk
Kline
Knollenberg
Kolbe
Kuhl (NY)
LaHood
Langevin
Larsen (WA)
Latham
LaTourette
Lewis (CA)
Lewis (KY)
Linder
Lipinski
LoBiondo
Lucas
Lungren, Daniel E.
Mack
Manzullo
Marchant
Matheson
McCaul (TX)
McCotter
McCrery
McHenry
McHugh
McKeon
McMorris
Meek (FL)
Melancon
Mica
Miller (FL)
Miller (MI)
Miller, Gary
Mollohan
Murphy
Murtha
Musgrave
Myrick
Neugebauer
Ney
Northup
Norwood
Nunes
Ortiz
Osborne
Otter
Pearce
Pence
Peterson (PA)
Petri
Pickering
Pitts
Platts
Poe
Pombo
Pomeroy
Porter
Price (GA)
Pryce (OH)
Putnam
Radanovich
Ramstad
Regula
Rehberg
Reichert
Renzi
Reyes
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Ros-Lehtinen
Royce
Ruppersberger
Ryan (WI)
Ryun (KS)
Salazar
Saxton
Schmidt
Schwartz (PA)
Schwarz (MI)
Scott (VA)
Sensenbrenner
Sessions
Shadegg
Shaw
Shays
Sherman
Sherwood
Shimkus
Shuster
Simmons
Simpson
Skelton
Smith (NJ)
Smith (TX)
Sodrel
Souder
Stearns
Sullivan
Sweeney
Tancredo
Tanner
Taylor (NC)
Terry
Thomas
Thornberry
Tiahrt
Tiberi
Turner
Upton
Walden (OR)
Walsh
Wamp
Wasserman Schultz
Waxman
Weiner
Weldon (FL)
Weldon (PA)
Weller
Westmoreland
Wexler
Whitfield
Wicker
Wilson (NM)
Wilson (SC)
Wolf
Wynn
Young (AK)
Young (FL)

NOT VOTING—12

Bilbray
Cannon
Davis (FL)
Evans
Ford
Hunter
Issa
Marshall
Napolitano
Nussle
Oxley
Spratt

So the amendment was not agreed to.

¶58.33 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment submitted by Mr. HINCHEY:

At the end of the bill (before the short title), insert the following:

TITLE X—ADDITIONAL GENERAL PROVISIONS

SEC. 10001. None of the funds made available in this Act may be used for any contract with the communications and public relations firm known as the Lincoln Group.

It was decided in the negative { Yeas ..... 153 / Nays ..... 268 }

¶58.34 [Roll No. 301]

AYES—153

Abercrombie
Ackerman
Allen
Baca
Baldwin
Barrow
Bean
Becerra
Berkley
Berman
Bishop (NY)
Blumenauer
Boswell
Boucher
Boyd
Brown (OH)
Brown, Corrine
Butterfield
Capps
Capuano
Cardin
Cardoza
Carson
Clay
Clyburn
Conyers
Cooper
Costa
Costello
Crowley
Cummings
Davis (CA)
Davis (IL)
DeFazio
DeGette
Delahunt
DeLauro
Dicks
Dingell
Doggett
Doyle
Duncan
Emanuel
Engel
Eshoo
Etheridge
Farr
Filner
Gordon
Green, Al
Green, Gene
Grijalva
Gutierrez
Hastings (FL)
Hinchey
Holt
Honda
Hooley
Hostettler
Hoyer
Inslee
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Johnson, E. B.
Jones (NC)
Jones (OH)
Kaptur
Kildee
Kilpatrick (MI)
Kind
Kucinich
Lantos
Larsen (WA)
Leach
Lee
Levin
Lewis (GA)
Lofgren, Zoe
Lowey
Lynch
Maloney
Markey
Matsui
McCarthy
McCollum (MN)
McDermott
McGovern
McIntyre
McKinney
McNulty
Meehan
Meeks (NY)
Michaud
Millender-McDonald
Miller, George
Moore (KS)
Moore (WI)
Moran (VA)
Nadler
Neal (MA)
Olver
Ortiz
Owens
Pallone
Pascrell
Pastor
Paul
Payne
Pelosi
Price (NC)
Rahall
Rangel
Reyes
Rothman
Rush
Ryan (OH)
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Schakowsky
Schiff
Schwartz (PA)
Scott (GA)
Serrano
Sherman
Slaughter
Solis
Spratt
Stark
Strickland
Stupak
Tanner
Tauscher
Taylor (MS)
Thompson (CA)
Thompson (MS)
Tierney
Towns
Udall (CO)
Udall (NM)
Van Hollen
Velázquez
Wasserman Schultz
Waters
Watson
Watt
Waxman
Weiner
Wexler
Woolsey
Wu
Wynn

NOES—268

Aderholt
Akin
Alexander
Andrews
Bachus
Baird
Baker
Barrett (SC)
Bartlett (MD)
Barton (TX)
Bass
Beauprez
Berry
Biggert
Bilbray
Bilirakis
Bishop (GA)
Bishop (UT)
Blackburn
Blunt
Boehlert
Boehner
Bonilla
Bonner
Bono
Boozman
Boren
Boustany
Bradley (NH)
Brady (PA)
Brady (TX)
Brown (SC)
Brown-Waite, Ginny
Burgess
Burton (IN)
Buyer
Calvert
Camp (MI)
Campbell (CA)
Cantor
Capito
Carnahan
Carter
Case
Castle
Chabot
Chandler
Chocola
Cleaver
Coble
Cole (OK)
Conaway
Cramer
Crenshaw
Cubin
Cuellar
Culberson
Davis (AL)
Davis (KY)
Davis (TN)
Davis, Jo Ann
Davis, Tom
Deal (GA)
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Doolittle
Drake
Dreier
Edwards
Ehlers
Emerson
English (PA)
Everett
Fattah
Feeney
Ferguson
Fitzpatrick (PA)
Flake
Foley
Forbes
Fortenberry
Fossella
Foxx
Frank (MA)
Franks (AZ)
Frelinghuysen
Gallegly
Garrett (NJ)
Gerlach
Gibbons
Gilchrest
Gillmor
Gingrey
Gohmert
Gonzalez
Goode
Goodlatte
Granger
Graves
Green (WI)
Gutknecht
Hall
Harman
Harris
Hart
Hastings (WA)
Hayes
Hayworth
Hefley
Hensarling
Herger
Herseth
Higgins
Hinojosa
Hobson
Hoekstra
Holden
Hulshof
Hyde
Inglis (SC)
Israel
Istook
Jenkins
Jindal
Johnson (CT)
Johnson (IL)
Johnson, Sam
Kanjorski
Kelly
Kennedy (MN)
Kennedy (RI)
King (IA)
King (NY)
Kingston
Kirk
Kline
Knollenberg
Kolbe
Kuhl (NY)
LaHood
Langevin
Larson (CT)
Latham
LaTourette
Lewis (CA)
Lewis (KY)
Linder
Lipinski
LoBiondo
Lucas
Lungren, Daniel E.
Mack
Manzullo
Marchant
Matheson
McCaul (TX)
McCotter
McCrery
McHenry
McHugh
McKeon
McMorris
Meek (FL)
Melancon
Mica
Miller (FL)
Miller (MI)
Miller (NC)
Miller, Gary
Mollohan
Moran (KS)
Murphy
Murtha
Musgrave
Myrick
Neugebauer
Ney
Northup
Norwood
Nunes
Oberstar
Obey
Osborne
Otter
Pearce
Pence
Peterson (MN)
Peterson (PA)
Petri
Pickering
Pitts
Platts
Poe
Pombo
Pomeroy
Porter
Price (GA)
Pryce (OH)
Putnam
Radanovich
Ramstad
Regula
Rehberg
Reichert
Renzi
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Ros-Lehtinen
Ross
Roybal-Allard
Royce
Ruppersberger
Ryan (WI)
Ryun (KS)
Sabo
Salazar
Saxton
Schmidt
Schwarz (MI)
Scott (VA)
Sensenbrenner
Sessions
Shadegg
Shaw
Shays
Sherwood
Shimkus
Shuster
Simmons
Simpson
Skelton
Smith (NJ)
Smith (TX)
Smith (WA)
Snyder
Sodrel
Souder
Stearns
Sullivan
Sweeney
Tancredo
Taylor (NC)
Terry
Thomas
Thornberry
Tiahrt
Tiberi
Turner
Upton
Visclosky
Walden (OR)
Walsh
Wamp
Weldon (FL)
Weldon (PA)
Weller
Westmoreland
Whitfield
Wicker
Wilson (NM)
Wilson (SC)
Wolf
Young (AK)
Young (FL)

NOT VOTING—11

Cannon
Davis (FL)
Evans
Ford
Hunter
Issa
Keller
Marshall
Napolitano
Nussle
Oxley

So the amendment was not agreed to.

¶58.35 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment submitted by Mr. FLAKE:

At the end of the bill (before the short title), insert the following:

TITLE X—ADDITIONAL GENERAL PROVISIONS

SEC. 10001. None of the funds made available in this Act may be used for the Northwest Manufacturing Initiative.

It was decided in the negative { Yeas ..... 56 / Nays ..... 369 }

¶58.36 [Roll No. 302]

AYES—56

Barrett (SC)
Bass
Bean
Beauprez
Blackburn
Bradley (NH)
Brown-Waite, Ginny
Chocola
Cooper
Deal (GA)
Duncan
Ehlers
Feeney
Flake
Ford
Fossella
Franks (AZ)
Garrett (NJ)
Gibbons
Gohmert
Green (WI)
Hall
Harris
Hayworth
Hefley
Hensarling
Inglis (SC)
Jindal
Jones (NC)
Kennedy (MN)
King (IA)
Linder
Miller (FL)
Moore (KS)
Musgrave
Myrick
Neugebauer
Norwood
Otter
Paul
Pence
Petri
Pitts
Poe
Price (GA)
Ramstad
Ryan (WI)
Sensenbrenner
Sessions
Shadegg
Stearns
Tancredo
Terry
Udall (NM)
Waxman
Westmoreland

NOES—369

Abercrombie
Ackerman
Aderholt
Akin
Alexander
Allen
Andrews
Baca
Bachus
Baird
Baker
Baldwin
Barrow
Bartlett (MD)
Barton (TX)
Becerra
Berkley
Berman
Berry
Biggert
Bilbray
Bilirakis
Bishop (GA)
Bishop (NY)
Bishop (UT)
Blumenauer
Blunt
Boehlert
Boehner
Bonilla
Bonner
Bono
Boozman
Boren
Boswell
Boucher
Boustany
Boyd
Brady (PA)
Brady (TX)
Brown (OH)
Brown (SC)
Brown, Corrine
Burgess
Burton (IN)
Butterfield
Buyer
Calvert
Camp (MI)
Campbell (CA)
Cantor
Capito
Capps
Capuano
Cardin
Cardoza
Carnahan
Carson
Carter
Case
Castle
Chabot
Chandler
Clay
Cleaver
Clyburn
Coble
Cole (OK)
Conaway
Conyers
Costa
Costello
Cramer
Crenshaw
Crowley
Cubin
Cuellar
Culberson
Cummings
Davis (AL)
Davis (CA)
Davis (IL)
Davis (KY)
Davis (TN)
Davis, Jo Ann
Davis, Tom
DeFazio
DeGette
Delahunt
DeLauro
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Dicks
Dingell
Doggett
Doolittle
Doyle
Drake
Dreier
Edwards
Emanuel
Emerson
Engel
English (PA)
Eshoo
Etheridge
Everett
Farr
Fattah
Ferguson
Filner
Fitzpatrick (PA)
Foley
Forbes
Fortenberry
Foxx
Frank (MA)
Frelinghuysen
Gallegly
Gerlach
Gilchrest
Gillmor
Gingrey
Gonzalez
Goode
Goodlatte
Gordon
Granger
Graves
Green, Al
Green, Gene
Grijalva
Gutierrez
Gutknecht
Harman
Hart
Hastings (FL)
Hastings (WA)
Hayes
Herger
Herseth
Higgins
Hinchey
Hinojosa
Hobson
Hoekstra
Holden
Holt
Honda
Hooley
Hostettler
Hoyer
Hulshof
Hyde
Inslee
Israel
Issa
Istook
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Jenkins
Johnson (CT)
Johnson (IL)
Johnson, E. B.
Johnson, Sam
Jones (OH)
Kanjorski
Kaptur
Keller
Kelly
Kennedy (RI)
Kildee
Kilpatrick (MI)
Kind
King (NY)
Kingston
Kirk
Kline
Knollenberg
Kolbe
Kucinich
Kuhl (NY)
LaHood
Langevin
Lantos
Larsen (WA)
Larson (CT)
Latham
LaTourette
Leach
Lee
Levin
Lewis (CA)
Lewis (GA)
Lewis (KY)
Lipinski
LoBiondo
Lofgren, Zoe
Lowey
Lucas
Lungren, Daniel E.
Lynch
Mack
Maloney
Manzullo
Marchant
Markey
Marshall
Matheson
Matsui
McCarthy
McCaul (TX)
McCollum (MN)
McCotter
McCrery
McDermott
McGovern
McHenry
McHugh
McIntyre
McKeon
McKinney
McMorris
McNulty
Meehan
Meek (FL)
Meeks (NY)
Melancon
Mica
Michaud
Millender-McDonald
Miller (MI)
Miller (NC)
Miller, Gary
Miller, George
Mollohan
Moore (WI)
Moran (KS)
Moran (VA)
Murphy
Murtha
Nadler
Neal (MA)
Ney
Northup
Nunes
Oberstar
Obey
Olver
Ortiz
Osborne
Owens
Pallone
Pascrell
Pastor
Payne
Pearce
Pelosi
Peterson (MN)
Peterson (PA)
Pickering
Platts
Pombo
Pomeroy
Porter
Price (NC)
Pryce (OH)
Putnam
Radanovich
Rahall
Rangel
Regula
Rehberg
Reichert
Renzi
Reyes
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Ros-Lehtinen
Ross
Rothman
Roybal-Allard
Royce
Ruppersberger
Rush
Ryan (OH)
Ryun (KS)
Sabo
Salazar
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Saxton
Schakowsky
Schiff
Schmidt
Schwartz (PA)
Schwarz (MI)
Scott (GA)
Scott (VA)
Serrano
Shaw
Shays
Sherman
Sherwood
Shimkus
Shuster
Simmons
Simpson
Skelton
Slaughter
Smith (NJ)
Smith (TX)
Smith (WA)
Snyder
Sodrel
Solis
Souder
Spratt
Stark
Strickland
Stupak
Sullivan
Sweeney
Tanner
Tauscher
Taylor (MS)
Taylor (NC)
Thomas
Thompson (CA)
Thompson (MS)
Thornberry
Tiahrt
Tiberi
Tierney
Towns
Turner
Udall (CO)
Upton
Van Hollen
Velázquez
Visclosky
Walden (OR)
Walsh
Wamp
Wasserman Schultz
Waters
Watson
Watt
Weiner
Weldon (FL)
Weldon (PA)
Weller
Wexler
Whitfield
Wicker
Wilson (NM)
Wilson (SC)
Wolf
Woolsey
Wu
Wynn
Young (AK)
Young (FL)

NOT VOTING—7

Cannon
Davis (FL)
Evans
Hunter
Napolitano
Nussle
Oxley

So the amendment was not agreed to.

¶58.37 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment submitted by Mr. FLAKE:

At the end of the bill (before the short title), insert the following:

TITLE X—ADDITIONAL GENERAL PROVISIONS

SEC. 10001. None of the funds made available in this Act may be used for the Lewis Center for Education Research.

It was decided in the negative { Yeas ..... 50 / Nays ..... 373 }

¶58.38 [Roll No. 303]

AYES—50

Barrett (SC)
Bass
Bean
Beauprez
Blackburn
Bradley (NH)
Chabot
Chocola
Cooper
Deal (GA)
Duncan
Feeney
Fitzpatrick (PA)
Flake
Ford
Fossella
Franks (AZ)
Garrett (NJ)
Gibbons
Green (WI)
Gutknecht
Harris
Hayworth
Hefley
Hensarling
Inglis (SC)
Jones (NC)
Kennedy (MN)
King (IA)
Kline
Linder
Matheson
Moore (KS)
Neugebauer
Norwood
Otter
Paul
Pence
Petri
Pitts
Poe
Price (GA)
Ryan (WI)
Sensenbrenner
Sessions
Shadegg
Sullivan
Terry
Udall (NM)
Westmoreland

NOES—373

Abercrombie
Ackerman
Aderholt
Akin
Alexander
Allen
Andrews
Baca
Bachus
Baird
Baker
Baldwin
Barrow
Bartlett (MD)
Barton (TX)
Becerra
Berkley
Berman
Berry
Biggert
Bilbray
Bilirakis
Bishop (GA)
Bishop (NY)
Bishop (UT)
Blumenauer
Blunt
Boehlert
Boehner
Bonilla
Bonner
Bono
Boozman
Boren
Boswell
Boucher
Boustany
Boyd
Brady (PA)
Brady (TX)
Brown (OH)
Brown (SC)
Brown, Corrine
Brown-Waite, Ginny
Burgess
Burton (IN)
Butterfield
Buyer
Calvert
Camp (MI)
Campbell (CA)
Cantor
Capito
Capps
Capuano
Cardin
Cardoza
Carnahan
Carson
Carter
Case
Castle
Chandler
Clay
Cleaver
Clyburn
Coble
Cole (OK)
Conaway
Conyers
Costa
Costello
Cramer
Crenshaw
Crowley
Cubin
Cuellar
Culberson
Cummings
Davis (AL)
Davis (CA)
Davis (IL)
Davis (KY)
Davis (TN)
Davis, Jo Ann
Davis, Tom
DeFazio
DeGette
Delahunt
DeLauro
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Dicks
Dingell
Doggett
Doolittle
Doyle
Drake
Dreier
Edwards
Ehlers
Emanuel
Emerson
Engel
English (PA)
Eshoo
Etheridge
Everett
Farr
Fattah
Ferguson
Filner
Foley
Forbes
Fortenberry
Foxx
Frank (MA)
Frelinghuysen
Gallegly
Gerlach
Gillmor
Gingrey
Gohmert
Gonzalez
Goode
Goodlatte
Gordon
Granger
Graves
Green, Al
Green, Gene
Grijalva
Gutierrez
Hall
Harman
Hart
Hastings (FL)
Hastings (WA)
Hayes
Herger
Herseth
Higgins
Hinchey
Hinojosa
Hobson
Hoekstra
Holden
Holt
Honda
Hooley
Hostettler
Hoyer
Hulshof
Hyde
Inslee
Israel
Issa
Istook
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Jenkins
Jindal
Johnson (CT)
Johnson (IL)
Johnson, E. B.
Johnson, Sam
Jones (OH)
Kanjorski
Kaptur
Keller
Kelly
Kennedy (RI)
Kildee
Kilpatrick (MI)
Kind
King (NY)
Kingston
Kirk
Knollenberg
Kolbe
Kucinich
Kuhl (NY)
LaHood
Langevin
Lantos
Larsen (WA)
Larson (CT)
Latham
LaTourette
Leach
Lee
Levin
Lewis (CA)
Lewis (GA)
Lewis (KY)
Lipinski
LoBiondo
Lofgren, Zoe
Lowey
Lucas
Lungren, Daniel E.
Lynch
Mack
Maloney
Manzullo
Marchant
Markey
Marshall
Matsui
McCarthy
McCaul (TX)
McCollum (MN)
McCotter
McCrery
McDermott
McGovern
McHenry

McHugh
McIntyre
McKeon
McKinney
McMorris
McNulty
Meehan
Meek (FL)
Meeks (NY)
Melancon
Mica
Michaud
Millender-McDonald
Miller (FL)
Miller (MI)
Miller (NC)
Miller, Gary
Miller, George
Mollohan
Moore (WI)
Moran (KS)
Moran (VA)
Murphy
Murtha
Musgrave
Myrick
Nadler
Neal (MA)
Ney
Northup
Nunes
Oberstar
Obey
Olver
Ortiz
Osborne
Owens
Pallone
Pascrell
Pastor
Payne
Pearce
Pelosi
Peterson (MN)
Peterson (PA)
Pickering
Platts
Pombo
Pomeroy
Porter
Price (NC)
Pryce (OH)
Putnam
Radanovich
Rahall
Ramstad
Rangel
Regula
Rehberg
Reichert
Renzi
Reyes
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Ros-Lehtinen
Ross
Rothman
Roybal-Allard
Royce
Ruppersberger
Rush
Ryan (OH)
Ryun (KS)
Sabo
Salazar
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Saxton
Schakowsky
Schiff
Schmidt
Schwartz (PA)
Schwarz (MI)
Scott (GA)
Scott (VA)
Serrano
Shaw
Shays
Sherman
Sherwood
Shimkus
Shuster
Simmons
Simpson
Skelton
Slaughter
Smith (NJ)
Smith (TX)
Smith (WA)
Snyder
Sodrel
Solis
Souder
Spratt
Stark
Stearns
Strickland
Stupak
Sweeney
Tanner
Tauscher
Taylor (MS)
Taylor (NC)
Thomas
Thompson (CA)
Thompson (MS)
Thornberry
Tiahrt
Tiberi
Tierney
Towns
Turner
Udall (CO)
Upton
Van Hollen
Velázquez
Visclosky
Walden (OR)
Walsh
Wamp
Wasserman Schultz
Waters
Watson
Watt
Waxman
Weiner
Weldon (FL)
Weldon (PA)
Weller
Wexler
Whitfield
Wicker
Wilson (NM)
Wilson (SC)
Wolf
Woolsey
Wu
Wynn
Young (AK)
Young (FL)

NOT VOTING—9

Cannon
Davis (FL)
Evans
Gilchrest
Hunter
Napolitano
Nussle
Oxley
Tancredo

So the amendment was not agreed to.

¶58.39 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment submitted by Mr. FLAKE:

At the end of the bill (before the short title), insert the following:

TITLE X—ADDITIONAL GENERAL PROVISIONS

SEC. 10001. None of the funds made available in this Act may be used for the Leonard Wood Research Institute.

It was decided in the negative ..... { Yeas ..... 62 / Nays 363

¶58.40 [Roll No. 304]

AYES—62

Barrett (SC)
Bass
Bean
Beauprez
Bilbray
Blackburn
Bradley (NH)
Brown-Waite, Ginny
Castle
Chabot
Chocola
Cooper
Deal (GA)
Duncan
Ehlers
Feeney
Flake
Ford
Fossella
Franks (AZ)
Garrett (NJ)
Gibbons
Green (WI)
Gutknecht
Hall
Harris
Hayworth
Hefley
Hensarling
Inglis (SC)
Inslee
Jindal
Jones (NC)
Kennedy (MN)
King (IA)
Leach
Linder
Lungren, Daniel E.
Matheson
McHenry
Musgrave
Myrick
Norwood
Paul
Pence
Petri
Pitts
Poe
Price (GA)
Ramstad
Ryan (WI)
Sensenbrenner
Sessions
Shadegg
Stearns
Sullivan
Tancredo
Taylor (NC)
Terry
Udall (NM)
Upton
Westmoreland

NOES—363

Abercrombie
Ackerman
Aderholt
Akin
Alexander
Allen
Andrews
Baca
Bachus
Baird
Baker
Baldwin
Barrow
Bartlett (MD)
Barton (TX)
Becerra
Berkley
Berman
Berry
Biggert
Bilirakis
Bishop (GA)
Bishop (NY)
Bishop (UT)
Blumenauer
Blunt
Boehlert
Boehner
Bonilla
Bonner
Bono
Boozman
Boren
Boswell
Boucher
Boustany
Boyd
Brady (PA)
Brady (TX)
Brown (OH)
Brown (SC)
Brown, Corrine
Burgess
Burton (IN)
Butterfield
Buyer
Calvert
Camp (MI)
Campbell (CA)
Cantor
Capito
Capps
Capuano
Cardin
Cardoza
Carnahan
Carson
Carter
Case
Chandler
Clay
Cleaver
Clyburn
Coble
Cole (OK)
Conaway
Conyers
Costa
Costello
Cramer
Crenshaw
Crowley
Cubin
Cuellar
Culberson
Cummings
Davis (AL)
Davis (CA)
Davis (IL)
Davis (KY)
Davis (TN)
Davis, Jo Ann
Davis, Tom
DeFazio
DeGette
Delahunt
DeLauro
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Dicks
Dingell
Doggett
Doolittle
Doyle
Drake
Dreier
Edwards
Emanuel
Emerson
Engel
English (PA)
Eshoo
Etheridge
Everett
Farr
Fattah
Ferguson
Filner
Fitzpatrick (PA)
Foley
Forbes
Fortenberry
Foxx
Frank (MA)
Frelinghuysen
Gallegly
Gerlach
Gilchrest
Gillmor
Gingrey
Gohmert
Gonzalez
Goode
Goodlatte
Gordon
Granger
Graves
Green, Al
Green, Gene
Grijalva
Gutierrez
Harman
Hart
Hastings (FL)
Hastings (WA)
Hayes
Herger
Herseth
Higgins
Hinchey
Hinojosa
Hobson
Hoekstra
Holden
Holt
Honda
Hooley
Hostettler
Hoyer
Hulshof
Hyde
Israel
Issa
Istook
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Jenkins
Johnson (CT)
Johnson (IL)
Johnson, E. B.
Johnson, Sam
Jones (OH)
Kanjorski
Kaptur
Keller
Kelly
Kennedy (RI)
Kildee
Kilpatrick (MI)
Kind
King (NY)
Kingston
Kirk
Kline
Knollenberg
Kolbe
Kucinich
Kuhl (NY)
LaHood
Langevin
Lantos
Larsen (WA)
Larson (CT)
Latham
LaTourette
Lee
Levin
Lewis (CA)
Lewis (GA)
Lewis (KY)
Lipinski
LoBiondo
Lofgren, Zoe
Lowey
Lucas
Lynch
Mack
Maloney
Manzullo
Marchant
Markey
Marshall
Matsui
McCarthy
McCaul (TX)
McCollum (MN)
McCotter
McCrery
McDermott
McGovern
McHugh
McIntyre
McKeon
McKinney
McMorris
McNulty
Meehan
Meek (FL)
Meeks (NY)
Melancon
Mica
Michaud
Millender-McDonald
Miller (FL)
Miller (MI)
Miller (NC)
Miller, Gary
Miller, George
Mollohan
Moore (KS)
Moore (WI)
Moran (KS)
Moran (VA)
Murphy
Murtha
Nadler
Neal (MA)
Neugebauer
Ney
Northup
Nunes
Oberstar
Obey
Olver
Ortiz
Osborne
Otter
Owens
Pallone
Pascrell
Pastor
Payne
Pearce
Pelosi
Peterson (MN)
Peterson (PA)
Pickering
Platts
Pombo
Pomeroy
Porter
Price (NC)
Pryce (OH)
Putnam
Radanovich
Rahall
Rangel
Regula
Rehberg
Reichert
Renzi
Reyes
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Ros-Lehtinen
Ross
Rothman
Roybal-Allard
Royce
Ruppersberger
Rush
Ryan (OH)
Ryun (KS)
Sabo
Salazar
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Saxton
Schakowsky
Schiff
Schmidt
Schwartz (PA)
Schwarz (MI)
Scott (GA)
Scott (VA)
Serrano
Shaw
Shays
Sherman
Sherwood
Shimkus
Shuster
Simmons
Simpson
Skelton
Slaughter
Smith (NJ)
Smith (TX)
Smith (WA)
Snyder
Sodrel
Solis
Souder
Spratt
Stark
Strickland
Stupak
Sweeney
Tanner
Tauscher
Taylor (MS)
Thomas
Thompson (CA)
Thompson (MS)
Thornberry
Tiahrt
Tiberi
Tierney
Towns
Turner
Udall (CO)
Van Hollen
Velázquez
Visclosky
Walden (OR)
Walsh
Wamp
Wasserman Schultz
Waters
Watson
Watt
Waxman
Weiner
Weldon (FL)
Weldon (PA)
Weller
Wexler
Whitfield
Wicker
Wilson (NM)
Wilson (SC)
Wolf
Woolsey
Wu
Wynn
Young (AK)
Young (FL)

NOT VOTING—7

Cannon
Davis (FL)
Evans
Hunter
Napolitano
Nussle
Oxley

So the amendment was not agreed to.

After some further time,

The SPEAKER pro tempore, Mr. GILLMOR, assumed the Chair.

When Mr. CAMP of Michigan, Chairman, reported that the Committee, having had under consideration said bill, had directed him to report the same back to the House with sundry amendments adopted by the Committee with the recommendation that the amendments be agreed to and that the bill, as amended, do pass.

Pursuant to House Resolution 877, the previous question was ordered on the amendments and the bill.

The following amendments, reported from the Committee of the Whole House on the state of the Union, were agreed to:

On page 27, line 17, insert after the first dollar amount, the following: ''(reduced by $5,000,000) (increased by $5,000,000)''.

Strike section 8057 (page 73, lines 6 through 8).

At the end of the bill, add the following new title:

TITLE X—ADDITIONAL GENERAL PROVISIONS

SEC. 10001. None of the funds made available in this Act may be obligated or expended to provide award fees to any defense contractor for performance that does not meet the requirements of the contract concerned.

At the end of the bill (before the short title), insert the following:

TITLE X—ADDITIONAL GENERAL PROVISIONS

SEC. 10002. None of the funds made available in this Act may be used in contravention of the following laws enacted or regulations promulgated to implement the United Nations Convention Against Torture and Other Cruel, Inhuman or Degrading Treatment or Punishment (done at New York on December 10, 1984):

(1) Section 2340A of title 18, United States Code.

(2) Section 2242 of the Foreign Affairs Reform and Restructuring Act of 1998 (division G of Public Law 105–277; 112 Stat. 2681–822; 8 U.S.C. 1231 note) and any regulations prescribed thereto, including regulations under

part 208 of title 8, Code of Federal Regulations, and part 95 of title 22, Code of Federal Regulations.

(3) Sections 1002 and 1003 of the Department of Defense, Emergency Supplemental Appropriations to Address Hurricanes in the Gulf of Mexico, and Pandemic Influenza Act, 2006 (Public Law 109–148).

At the end of the bill, add the following new title:

TITLE X—ADDITIONAL GENERAL PROVISIONS

SEC. 10003. None of the funds appropriated by this Act may be used to waive or modify regulations promulgated under chapter 43, 71, 75, or 77 of title 5, United States Code.

At the end of the bill (before the short title), insert the following:

TITLE X—ADDITIONAL GENERAL PROVISIONS

SEC. 10004.
None of the funds made available in this Act may be used to enter into or carry out a contract for the performance by a contractor of any base operation support service at Walter Reed Army Medical Hospital pursuant to the public-private competition conducted under Office of Management and Budget Circular A–76 that was initiated on June 13, 2000, and that has the solicitation number DADA 10–03–R–0001.

The bill, as amended, was ordered to be engrossed and read a third time, was read a third time by title.

The question being put,

Will the House pass said bill?

The SPEAKER pro tempore, Mr. GILLMOR, announced that pursuant to clause 10, rule XX, the yeas and nays were ordered, and the call was taken by electronic device.

It was decided in the affirmative ..... { Yeas ..... 407 / Nays 19

¶58.41 [Roll No. 305]

YEAS—407

Abercrombie
Ackerman
Aderholt
Akin
Alexander
Allen
Andrews
Baca
Bachus
Baird
Baker
Barrett (SC)
Barrow
Bartlett (MD)
Barton (TX)
Bass
Bean
Beauprez
Becerra
Berkley
Berman
Berry
Biggert
Bilbray
Bilirakis
Bishop (GA)
Bishop (NY)
Bishop (UT)
Blackburn
Blumenauer
Blunt
Boehlert
Boehner
Bonilla
Bonner
Bono
Boozman
Boren
Boswell
Boucher
Boustany
Boyd
Bradley (NH)
Brady (PA)
Brady (TX)
Brown (OH)
Brown (SC)
Brown, Corrine
Brown-Waite, Ginny
Burgess
Burton (IN)
Butterfield
Buyer
Calvert
Camp (MI)
Campbell (CA)
Cantor
Capito
Capps
Capuano
Cardin
Cardoza
Carnahan
Carson
Carter
Case
Castle
Chabot
Chandler
Chocola
Clay
Cleaver
Clyburn
Coble
Cole (OK)
Conaway
Cooper
Costa
Costello
Cramer
Crenshaw
Crowley
Cubin
Cuellar
Culberson
Cummings
Davis (AL)
Davis (CA)
Davis (IL)
Davis (KY)
Davis (TN)
Davis, Jo Ann
Davis, Tom
Deal (GA)
DeFazio
DeGette
Delahunt
DeLauro
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Dicks
Dingell
Doggett
Doolittle
Doyle
Drake
Dreier
Duncan
Edwards
Ehlers
Emanuel
Emerson
Engel
English (PA)
Eshoo
Etheridge
Everett
Farr
Fattah
Feeney
Ferguson
Fitzpatrick (PA)
Foley
Forbes
Ford
Fortenberry
Fossella
Foxx
Franks (AZ)
Frelinghuysen
Gallegly
Garrett (NJ)
Gerlach
Gibbons
Gilchrest
Gillmor
Gingrey
Gohmert
Gonzalez
Goode
Goodlatte
Gordon
Granger
Graves
Green (WI)
Green, Al
Green, Gene
Grijalva
Gutierrez
Gutknecht
Hall
Harman
Harris
Hart
Hastings (FL)
Hastings (WA)
Hayes
Hayworth
Hefley
Hensarling
Herger
Herseth
Higgins
Hinchey
Hinojosa
Hobson
Hoekstra
Holden
Holt
Honda
Hooley
Hostettler
Hoyer
Hulshof
Hyde
Inglis (SC)
Inslee
Israel
Issa
Istook
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Jenkins
Jindal
Johnson (CT)
Johnson (IL)
Johnson, E. B.
Johnson, Sam
Jones (NC)
Jones (OH)
Kanjorski
Kaptur
Keller
Kelly
Kennedy (MN)
Kennedy (RI)
Kildee
Kilpatrick (MI)
Kind
King (IA)
King (NY)
Kingston
Kirk
Kline
Knollenberg
Kolbe
Kuhl (NY)
LaHood
Langevin
Lantos
Larsen (WA)
Larson (CT)
Latham
LaTourette
Leach
Levin
Lewis (CA)
Lewis (KY)
Linder
Lipinski
LoBiondo
Lofgren, Zoe
Lowey
Lucas
Lungren, Daniel E.
Lynch
Mack
Maloney
Manzullo
Marchant
Markey
Marshall
Matheson
Matsui
McCarthy
McCaul (TX)
McCollum (MN)
McCotter
McCrery
McGovern
McHenry
McHugh
McIntyre
McKeon
McKinney
McMorris
McNulty
Meehan
Meek (FL)
Meeks (NY)
Melancon
Mica
Michaud
Millender-McDonald
Miller (FL)
Miller (MI)
Miller (NC)
Miller, Gary
Miller, George
Mollohan
Moore (KS)
Moran (KS)
Moran (VA)
Murphy
Murtha
Musgrave
Myrick
Nadler
Neal (MA)
Neugebauer
Ney
Northup
Norwood
Nunes
Oberstar
Obey
Ortiz
Osborne
Otter
Oxley
Pallone
Pascrell
Pastor
Pearce
Pelosi
Pence
Peterson (MN)
Peterson (PA)
Petri
Pickering
Pitts
Platts
Poe
Pombo
Pomeroy
Porter
Price (GA)
Price (NC)
Pryce (OH)
Putnam
Radanovich
Rahall
Ramstad
Rangel
Regula
Rehberg
Reichert
Renzi
Reyes
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Ros-Lehtinen
Ross
Rothman
Roybal-Allard
Royce
Ruppersberger
Rush
Ryan (OH)
Ryan (WI)
Ryun (KS)
Sabo
Salazar
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Saxton
Schiff
Schmidt
Schwartz (PA)
Schwarz (MI)
Scott (GA)
Scott (VA)
Sensenbrenner
Serrano
Sessions
Shadegg
Shaw
Shays
Sherman
Sherwood
Shimkus
Shuster
Simmons
Simpson
Skelton
Slaughter
Smith (NJ)
Smith (TX)
Smith (WA)
Snyder
Sodrel
Solis
Souder
Spratt
Stearns
Strickland
Stupak
Sullivan
Sweeney
Tancredo
Tanner
Tauscher
Taylor (MS)
Taylor (NC)
Terry
Thomas
Thompson (CA)
Thompson (MS)
Thornberry
Tiahrt
Tiberi
Tierney
Towns
Turner
Udall (CO)
Udall (NM)
Upton
Van Hollen
Velázquez
Visclosky
Walden (OR)
Walsh
Wamp
Wasserman Schultz
Waters
Waxman
Weiner
Weldon (FL)
Weldon (PA)
Weller
Westmoreland
Wexler
Whitfield
Wicker
Wilson (NM)
Wilson (SC)
Wolf
Wu
Wynn
Young (AK)
Young (FL)

NAYS—19

Baldwin
Conyers
Filner
Flake
Frank (MA)
Kucinich
Lee
Lewis (GA)
McDermott
Moore (WI)
Olver
Owens
Paul
Payne
Schakowsky
Stark
Watson
Watt
Woolsey

NOT VOTING—6

Cannon
Davis (FL)
Evans
Hunter
Napolitano
Nussle

So the bill was passed.

A motion to reconsider the vote whereby said bill was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

¶58.42 CLERK TO CORRECT ENGROSSMENT

On motion of Mr. YOUNG of Florida, by unanimous consent,

Ordered, That in the engrossment of the foregoing bill, the Clerk be authorized to make technical corrections and conforming changes to the bill.

¶58.43 LABOR, HHS, AND EDUCATION APPROPRIATIONS FY 2007

Mr. REGULA submitted a privileged report (Rept. No. 109–515) on the bill (H.R. 5647) making appropriations for the Departments of Labor, Health and Human Services, and Education and related Agencies for the fiscal year ending September 30, 2007, and for other purposes.

When said bill and report were referred to the Union Calendar and ordered printed.

Pursuant to clause 1 of rule XXI, all points of order were reserved.

¶58.44 PROVIDING FOR CONSIDERATION OF H.R. 9

Mr. Lincoln DIAZ-BALART of Florida, by direction of the Committee on Rules, reported (Rept. No. 109–516) the resolution (H. Res. 878) providing for consideration of the bill (H.R. 9) to amend the Voting Rights Act of 1965.

When said resolution and report were referred to the House Calendar and ordered printed.

¶58.45 MESSAGE FROM THE PRESIDENT—NUCLEAR PROLIFERATION IN THE RUSSIAN FEDERATION

The SPEAKER pro tempore, Mr. MARCHANT, laid before the House a message from the President, which was read as follows:

To the Congress of the United States:

Section 202(d) of the National Emergencies Act (50 U.S.C. 1622(d)) provides for the automatic termination of a national emergency unless, prior to the anniversary date of its declaration, the President publishes in the *Federal Register* and transmits to the Congress a notice stating that the emergency is to continue in effect beyond the anniversary date. In accordance with this provision, I have sent the enclosed notice to the *Federal Register* for publication, stating that the emergency declared with respect to the accumulation of a large volume of weapons-usable fissile material in the territory of the Russian Federation is to continue beyond June 21, 2006. The most recent notice continuing this emergency was published in the *Federal Register* on June 20, 2005 (70 *FR* 35507).

It remains a major national security goal of the United States to ensure

that fissile material removed from Russian nuclear weapons pursuant to various arms control and disarmament agreements is dedicated to peaceful uses, subject to transparency measures, and protected from diversion to activities of proliferation concern. The accumulation of a large volume of weapons-usable fissile material in the territory of the Russian Federation continues to pose an unusual and extraordinary threat to the national security and foreign policy of the United States. For this reason, I have determined that it is necessary to continue the national emergency declared with respect to the accumulation of a large volume of weapons-usable fissile material in the territory of the Russian Federation and maintain in force these emergency authorities to respond to this threat.

GEORGE W. BUSH.

THE WHITE HOUSE, *June 19, 2006*.

By unanimous consent, the message, together with the accompanying papers, was referred to the Committee on International Relations and ordered to be printed (H. Doc. 109–115).

¶58.46 MESSAGE FROM THE PRESIDENT—NATIONAL EMERGENCY REGARDING BELARUS

The SPEAKER pro tempore, Mr. MARCHANT, laid before the House a message from the President, which was read as follows:

To the Congress of the United States:

Consistent with subsection 204(b) of the International Emergency Economic Powers Act, 50 U.S.C. 1703(b)(IEEPA), and section 301 of the National Emergencies Act, 50 U.S.C. 1631 (NEA), I hereby report that I have issued an Executive Order (the ''order'') blocking the property of persons in connection with the situation in Belarus. In that order, I declared a national emergency with respect to the policies and actions of certain individuals in Belarus, to address the unusual and extraordinary threat to the national security and foreign policy of the United States posed by the actions and circumstances involving Belarus, as described below. This action follows the issuance of Proclamation 8015 of May 12, 2006, ''Suspension of Entry as Immigrants and Nonimmigrants of Persons Responsible for Policies or Actions That Threaten the Transition to Democracy in Belarus,'' in which I determined that it is in the interest of the United States to suspend the entry into the United States of members of the government of Alyaksandr Lukashenka and others who formulate, implement, participate in, or benefit from policies or actions, including electoral fraud, human rights abuses, and corruption, that undermine or injure democratic institutions or impede the transition to democracy in Belarus.

The United States, the European Union, and other allies and partners around the world have repeatedly expressed support for the democratic aspirations of the Belarusian people and condemned the Belarusian government's human rights abuses, assaults on democracy, and corruption. The Belarusian authorities have resorted to intense repression in an attempt to preserve their power, including the disappearance of four regime critics in 1999 and 2000, which the authorities have failed to investigate seriously despite credible information linking top government officials to these acts.

The undemocratic 2006 presidential election was only the latest example of the Belarusian government's disregard for the rights of its own citizens. Hundreds of civic and opposition activists were arrested—and many beaten—both before and after the vote for exercising their rights. The authorities forcibly dispersed peaceful post-election demonstrations. There is simply no place in a Europe whole and free for a regime of this kind.

The order also takes an important step in the fight against public corruption, which threatens important United States interests globally, including ensuring security and stability, the rule of law and core democratic values, advancing prosperity, and creating a level playing field for lawful business activities. As noted in Proclamation 8015, the persistent acts of corruption by Belarusian government officials in the performance of public functions has played a significant role in frustrating the Belarusian people's aspirations for democracy. This order authorizes the Secretary of the Treasury to block the asserts of senior-level officials of the Government of Belarus, their family members, or those closely linked to such officials engaged in such corruption.

This, pursuant to IEEPA and the NEA, I have determined that these actions and circumstances constitute an unusual and extraordinary threat to the national security and foreign policy of the United States, and I have issued the order to deal with this threat.

The order blocks the property and interests in property in the United States, or in the possession or control of United States persons, of the persons listed in the Annex to the order, as well as of any person determined by the Secretary of the Treasury, after consultation with the Secretary of State:

—to be responsible for, or to have participated in, actions or policies that undermine democratic processes or institutions in Belarus;

—to be responsible for, or to have participated in, human rights abuses related to political repression in Belarus;

—to be a senior-level official, a family member of such official, or a person closely linked to such an official who is responsible for or has engaged in public corruption related to Belarus.

The order also authorizes the Secretary of the Treasury, after consultation with the Secretary of State, to designate for such blocking any person determined to have materially assisted, sponsored, or provided financial, material, or assisted, sponsored, or provided financial, material, or technological support for, or goods or services in support of, the activities listed above or any person listed in or designated pursuant to the order. I further authorized the Secretary of the Treasury, after consultation with the Secretary of State, to designate for such blocking any person determined to be owned or controlled by, or acting or purporting to act for or on behalf of, directly or indirectly, any person listed in or designated pursuant to the other. The Secretary of the Treasury, after consultation with the Secretary of State, is also authorized to remove any persons from the Annex to the order as circumstances warrant.

I delegated to the Secretary of the Treasury, after consultation with the Secretary of State, the authority to take such actions, including the promulgation of rules and regulations, and to employ all powers granted to the President by IEEPA, as may be necessary to carry out the purposes of the order. All executive agencies are directed to take all appropriate measures within their authority to carry out the provisions of the order.

The order, a copy of which is enclosed, was effective at 12:01 a.m. eastern daylight time on June 19, 2006.

GEORGE W. BUSH.

THE WHITE HOUSE, *June 19, 2006*.

By unanimous consent, the message, together with the accompanying papers, was referred to the Committee on International Relations and ordered to be printed (H. Doc. 109–116).

¶58.47 LEAVE OF ABSENCE

By unanimous consent, leave of absence was granted—

To Mr. HUNTER, for today; and

To Mr. MANZULLO, for June 19.

And then,

¶58.48 ADJOURNMENT

On motion of Mr. George MILLER of California, at 11 o'clock and 37 minutes p.m., the House adjourned.

¶58.49 REPORTS OF COMMITTEES ON PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XIII, reports of committees were delivered to the Clerk for printing and reference to the proper calendar, as follows:

Mr. BARTON of Texas: Committee on Energy and Commerce. H.R. 5574. A bill to amend the Public Health Service Act to reauthorize support for graduate medical education programs in children's hospitals; with an amendment (Rept. 109–508). Referred to the Committee of the Whole House on the State of the Union.

Mr. BARTON of Texas: Committee on Energy and Commerce. H.R. 5573. A bill to amend the Public Health Service Act to provide additional authorizations of appropriations for the health centers program under section 330 of such Act (Rept. 109–509). Referred to the Committee of the Whole House on the State of the Union.

Mr. BARTON of Texas: Committee on Energy and Commerce. S. 655. An act to amend

the Public Health Service Act with respect to the National Foundation for the Centers for Disease Control and Prevention: with an amendment (Rept. 109–510). Referred to the Committee of the Whole House on the State of the Union.

Mr. BARTON of Texas: Committee on Energy and Commerce. House Concurrent Resolution 426. Resolution recognizing the Food and Drug Administration of the Department of Health and Human Services on the occasion of the 100th anniversary of the passage of the Food and Drugs Act for the important service it provides to the Nation (Rept. 109–511). Referred to the House Calendar.

Mr. YOUNG of Alaska: Committee on Transportation and Infrastructure. H.R. 5076. A bill to amend title 49, United States Code, to authorize appropriations for fiscal years 2007, 2008, and 2009, and for other purposes (Rept. 109–512). Referred to the Committee of the Whole House on the State of the Union.

Mr. YOUNG of Alaska: Committee on Transportation and Infrastructure. House Concurrent Resolution 235. Resolution expressing the sense of the Congress that States should require candidates for driver's licenses to demonstrate an ability to exercise greatly increased caution when driving in the proximity of a potentially visually impaired individual (Rept. 109–513). Referred to the House Calendar.

Mr. YOUNG of Alaska. Committee on Transportation and Infrastructure. H.R. 5187. A bill to amend the John F. Kennedy Center Act to authorize additional appropriations for the John F. Kennedy Center for the Performing Arts for fiscal year 2007 (Rept. 109–514). Referred to the Committee of the Whole House on the State of the Union.

Mr. REGULA: Committee on Appropriations. H.R. 5647. A bill making appropriations for the Departments of Labor, Health and Human Services, and Education, and related agencies for the fiscal year ending September 30, 2007, and for other purposes (Rept. 109–515). Referred to the Committee of the Whole House on the State of the Union.

Mr. LINCOLN DIAZ-BALART of Florida. Committee on Rules. House Resolution 878. Resolution providing for consideration of the bill (H.R. 9) to amend the Voting Rights Act of 1965 (Rept. 109–516). Referred to the House Calendar.

¶58.50 PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XII, public bills and resolutions were introduced and severally referred, as follows:

By Mr. HERGER (for himself and Mr. MCDERMOTT):

H.R. 5640. A bill to amend part B of title IV of the Social Security Act to reauthorize the safe and stable families program, and for other purposes; to the Committee on Ways and Means.

By Mr. LANTOS (for himself and Mr. BROWN of Ohio):

H.R. 5641. A bill to promote safe and ethical clinical trials of drugs and other test articles on people overseas; to the Committee on International Relations.

By Mr. WAXMAN (for himself, Mr. GEORGE MILLER of California, Mr. MARKEY, Mr. PALLONE, Mr. SANDERS, Ms. ESHOO, Mr. HINCHEY, Mr. FARR, Mr. DOGGETT, Mr. BLUMENAUER, Mrs. CAPPS, Mr. INSLEE, Ms. SCHAKOWSKY, Ms. SOLIS, and Mr. VAN HOLLEN):

H.R. 5642. A bill to reduce greenhouse gas emissions and protect the climate; to the Committee on Energy and Commerce, and in addition to the Committee on International Relations, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mrs. BIGGERT (for herself, Mr. BOEHLERT, Mr. HALL, and Mr. GILCHREST):

H.R. 5643. A bill to authorize the commercial application and transfer of technologies developed by the Department of Energy, and for other purposes; to the Committee on Science.

By Mr. MCCAUL of Texas (for himself, Mrs. BIGGERT, Mr. HALL, Mr. EHLERS, and Mr. INGLIS of South Carolina):

H.R. 5644. A bill to authorize higher education curriculum development and graduate training in advanced energy and green building technologies; to the Committee on Science.

By Mr. CARNAHAN:

H.R. 5645. A bill to direct the Director of the Federal Emergency Management Agency to convey an easement to St. Louis County, Missouri, for the construction, operation, and maintenance of a road in Lemay, Missouri; to the Committee on Transportation and Infrastructure.

By Mr. ROGERS of Michigan:

H.R. 5646. A bill to study and promote the use of energy efficient computer servers in the United States; to the Committee on Energy and Commerce.

By Mr. REGULA:

H.R. 5647. A bill making appropriations for the Departments of Labor, Health and Human Services, and Education, and related agencies for the fiscal year ending September 30, 2007, and for other purposes.

By Mrs. DAVIS of California:

H.R. 5648. A bill to amend the Older Americans Act of 1965 to facilitate interaction between students and older individuals with limited English proficiency; to the Committee on Education and the Workforce.

By Ms. HARRIS:

H.R. 5649. A bill to provide for exploration, development, and production activities for mineral resources on the outer Continental Shelf, and for other purposes; to the Committee on Resources.

By Mr. HULSHOF (for himself, Mr. POMEROY, Mr. NUSSLE, Mr. PETERSON of Minnesota, Mr. SHIMKUS, Mr. TERRY, Mr. BOSWELL, Mr. OSBORNE, Mr. EMANUEL, Mr. MORAN of Kansas, Mr. SALAZAR, Mr. MOORE of Kansas, and Ms. HERSETH):

H.R. 5650. A bill to amend the Internal Revenue Code of 1986 to make permanent certain tax incentives for ethanol and biodiesel used as a fuel; to the Committee on Ways and Means.

By Mr. KOLBE:

H.R. 5651. A bill to revise the boundary of the Fort Bowie National Historic Site, and for other purposes; to the Committee on Resources.

By Ms. LEE (for herself and Mr. FORTENBERRY):

H.R. 5652. A bill to amend the African Development Foundation Act to redesignate the name of the Foundation, to increase funding for the mission of the Foundation, and to increase the powers of the Foundation; to the Committee on International Relations.

By Mr. LEWIS of Kentucky:

H.R. 5653. A bill to amend the Internal Revenue Code of 1986 to promote investment in energy independence through coal to liquid technology, biomass, and oil shale; to the Committee on Ways and Means.

By Mr. WEINER:

H.R. 5654. A bill to prohibit the Department of Homeland Security from limiting the amount of Urban Area Security Initiative or State Homeland Security Grant Program grant funds that may be used to pay salaries or overtime pay of law enforcement officials engaged in antiterrorism activities, and for other purposes; to the Committee on Homeland Security.

By Mr. CLEAVER:

H. Res. 879. A resolution expressing the sense of the House of Representatives that Members of the House of Representatives should use alternative fuel vehicles in their professional and personal lives; to the Committee on Energy and Commerce.

By Mr. GARRETT of New Jersey:

H. Res. 880. A resolution expressing the sense of the House on the occasion of the first anniversary of the Supreme Court's decision in Kelo v. City of New London; to the Committee on the Judiciary.

By Mr. PRICE of North Carolina (for himself, Mr. BUTTERFIELD, Mr. COBLE, Mr. ETHERIDGE, Ms. FOXX, Mr. HAYES, Mr. JONES of North Carolina, Mr. MCHENRY, Mr. MCINTYRE, Mr. MILLER of North Carolina, Mrs. MYRICK, Mr. TAYLOR of North Carolina, and Mr. WATT):

H. Res. 881. A resolution congratulating the National Hockey League Champions, the Carolina Hurricanes, on their victory in the 2006 Stanley Cup Finals; to the Committee on Government Reform.

¶58.51 MEMORIALS

Under clause 3 of rule XII, memorials were presented and referred as follows:

367. The SPEAKER presented a memorial of the Senate of the State of Hawaii, relative to Senate Resolution No. 92 urging the Congress of the United States to authorize and appropriate funds to allow all members of the Armed Forces Reserve component to access the TRICARE Program; to the Committee on Armed Services.

368. Also, a memorial of the House of Representatives of the State of Iowa, relative to House Resolution No. 122 requesting the Congress of the United States to give due consideration to the readiness of the Republic of China on Taiwan for membership in the United Nations; to the Committee on International Relations.

369. Also, a memorial of the General Assembly of the State of Colorado, relative to Senate Joint Resolution 06-027 concerning condemnation of the Chinese government's persecution of practitioners of Falun Gong; to the Committee on International Relations.

370. Also, a memorial of the Legislature of the State of Louisiana, relative to Senate Concurrent Resolution No. 83 memorializing the Congress of the United States to reconsider the decision to exclude Plaquemines Parish from the federal plan to invest $2.5 billion for levee re-enhancement in south Louisiana; to the Committee on Transportation and Infrastructure.

371. Also, a memorial of the Legislature of the State of Louisiana, relative to Senate Concurrent Resolution No. 72 memorializing the Congress of the United States to immediately authorize the Morganza to the Gulf Hurricane Protection Project, and urging and requesting the United States Army Corps of Engineers to include such recommendation in its pending report to Congress; to the Committee on Transportation and Infrastructure.

372. Also, a memorial of the Legislature of the State of Louisiana, relative to Senate Concurrent Resolution No. 74 memorializing the Congress of the United States to provide funding for local housing authorities located in Vermillion Parish which were impacted by Hurricane Rita; to the Committee on Transportation and Infrastructure.

¶58.52 ADDITIONAL SPONSORS

Under clause 7 of rule XII, sponsors were added to public bills and resolutions as follows:

H.R. 611: Mr. ENGEL.

H.R. 615: Mr. GOHMERT.
H.R. 898: Mr. CLYBURN, Mr. REHBERG, and Mr. FITZPATRICK of Pennsylvania.
H.R. 1237: Mr. SHAYS.
H.R. 1249: Mr. UDALL of New Mexico.
H.R. 1306: Mr. KELLER, Mr. BOOZMAN, and Mr. SHIMKUS.
H.R. 1333: Mr. DAVIS of Alabama, Ms. NORTON, and Mr. OWENS.
H.R. 1356: Mr. WYNN and Mr. DELAHUNT.
H.R. 1415: Mr. ROTHMAN.
H.R. 1416: Mr. CLYBURN and Mr. LEACH.
H.R. 1424: Mr. BOYD.
H.R. 1849: Mr. DINGELL.
H.R. 1898: Mr. GOHMERT and Mr. DAVIS of Kentucky.
H.R. 2386: Mr. DEFAZIO and Mr. FITZPATRICK of Pennsylvania.
H.R. 2470: Mr. DEAL of Georgia, Ms. FOXX, and Mr. WELDON of Florida.
H.R. 2567: Mr. KIRK and Mr. WYNN.
H.R. 2730: Mr. HASTINGS of Florida, Mr. SHIMKUS, and Mr. WYNN.
H.R. 2861: Ms. GRANGER and Mr. HASTINGS of Florida.
H.R. 2869: Mr. THOMPSON of Mississippi, Ms. MATSUI, Mr. OWENS, and Mr. PAUL.
H.R. 2943: Mr. ANDREWS.
H.R. 3034: Mr. BRADY of Pennsylvania, Mr. CLYBURN, Mr. CLAY, Mr. GUTIERREZ, and Mr. GRIJALVA.
H.R. 3478: Mr. PICKERING and Mr. ACKERMAN.
H.R. 3547: Miss MCMORRIS.
H.R. 3616: Mr. BROWN of Ohio.
H.R. 3854: Mr. SIMMONS.
H.R. 4047: Mr. THORNBERRY and Mr. PICKERING.
H.R. 4166: Mr. CLYBURN.
H.R. 4212: Ms. KAPTUR.
H.R. 4264: Mr. PETERSON of Minnesota.
H.R. 4282: Mr. BRADLEY of New Hampshire.
H.R. 4341: Mr. GERLACH.
H.R. 4403: Mr. CLYBURN and Mr. SHIMKUS.
H.R. 4414: Mr. HASTINGS of Florida and Mr. OWENS.
H.R. 4423: Mr. WELLER.
H.R. 4434: Mr. CUMMINGS.
H.R. 4452: Mr. BARROW.
H.R. 4547: Mr. SMITH of Texas.
H.R. 4725: Mr. AKIN.
H.R. 4747: Ms. ZOE LOFGREN of California and Mr. BARROW.
H.R. 4767: Mr. WEXLER, Ms. CORRINE BROWN of Florida, and Mr. HINCHEY.
H.R. 4800: Ms. ESHOO.
H.R. 4950: Mr. NEAL of Massachusetts.
H.R. 4961: Mr. BEAUPREZ, Mr. HAYWORTH, Mr. TERRY, Mr. GOHMERT, Mr. FORTENBERRY, and Mr. COLE of Oklahoma.
H.R. 4980: Mr. PLATTS.
H.R. 4993: Mr. SCHIFF.
H.R. 4994: Mr. HASTINGS of Washington.
H.R. 4997: Mr. MCHUGH.
H.R. 5005: Mr. COLE of Oklahoma.
H.R. 5081: Mr. SOUDER, Mr. LATOURETTE, Mr. BROWN of South Carolina, Mr. CONAWAY, Mr. SCHWARZ of Michigan, Mr. UPTON, Mr. RADANOVICH, Mr. PITTS, Mr. ADERHOLT, Mr. CANNON, and Mr. SIMPSON.
H.R. 5100: Ms. KILPATRICK of Michigan, Mrs. MCCARTHY, Mrs. MALONEY, Mr. SABO, and Mr. ACKERMAN.
H.R. 5120: Mrs. JONES of Ohio.
H.R. 5134: Mr. OWENS and Mr. FORTENBERRY.
H.R. 5150: Ms. WASSERMAN SCHULTZ.
H.R. 5159: Mr. BECERRA.
H.R. 5177: Ms. SCHWARTZ of Pennsylvania and Ms. PRYCE of Ohio.
H.R. 5182: Mr. WAXMAN, Mr. BLUMENAUER, Mr. GUTKNECHT, and Mr. PLATTS.
H.R. 5201: Mr. WU, Mrs. BIGGERT, and Mr. ROTHMAN.
H.R. 5211: Mr. GOODE.
H.R. 5216: Mr. DAVIS of Florida.
H.R. 5230: Mr. GOHMERT and Mr. CARTER.
H.R. 5233: Mr. CONYERS and Mr. CLYBURN.
H.R. 5238: Mr. CLYBURN.
H.R. 5255: Mr. MANZULLO and Ms. HART.
H.R. 5265: Mr. CASE.
H.R. 5280: Mr. FERGUSON.
H.R. 5312: Mr. BOREN.
H.R. 5317: Mr. HOSTETTLER, Mr. KUHL of New York, Mr. BURTON of Indiana, and Mr. REHBERG.
H.R. 5319: Mr. BASS, Mr. BRADLEY of New Hampshire, Mr. ROGERS of Michigan, Mrs. BLACKBURN, and Mr. HAYWORTH.
H.R. 5322: Mr. PAUL and Mr. HOSTETTLER.
H.R. 5328: Mr. GONZALEZ, Ms. DELAURO, and Mr. FARR.
H.R. 5337: Mr. BRADLEY of New Hampshire and Mr. VAN HOLLEN.
H.R. 5365: Mr. LIPINSKI.
H.R. 5367: Mr. NEAL of Massachusetts.
H.R. 5417: Mr. VISCLOSKY.
H.R. 5436: Mr. WAXMAN.
H.R. 5442: Mr. OWENS and Ms. JACKSON-LEE of Texas.
H.R. 5444: Mrs. BIGGERT and Mr. UPTON.
H.R. 5453: Mr. JEFFERSON and Mr. BROWN of Ohio.
H.R. 5462: Ms. FOXX, Mr. FRANKS of Arizona, Mr. CARTER, Mr. WELDON of Florida, Mrs. MYRICK, Mr. FEENEY, and Mr. DOOLITTLE.
H.R. 5472: Ms. GINNY BROWN-WAITE of Florida, Mr. MCDERMOTT, Mr. CAPUANO, Ms. DELAURO, Mr. CONYERS, Mr. HINCHEY, Mr. GRIJALVA, Ms. BERKLEY, Mr. MCINTYRE, Mr. PORTER, Mr. NEAL of Massachusetts, and Ms. WASSERMAN SCHULTZ.
H.R. 5476: Mr. GOHMERT.
H.R. 5483: Ms. MCCOLLUM of Minnesota.
H.R. 5499: Mr. GONZALEZ and Mr. PETERSON of Minnesota.
H.R. 5523: Mr. BURTON of Indiana.
H.R. 5526: Mr. KINGSTON.
H.R. 5538: Mr. GILCHREST.
H.R. 5551: Mr. WAMP.
H.R. 5554: Mr. CLYBURN.
H.R. 5557: Mr. CONYERS.
H.R. 5558: Mr. BROWN of South Carolina and Mr. BARTON of Texas.
H.R. 5560: Mr. MCCOTTER and Mr. GORDON.
H.R. 5579: Mr. PALLONE, Mr. ENGEL, and Mr. MEEHAN.
H.R. 5594: Mr. GILCHREST.
H.R. 5595: Mr. ENGEL.
H.R. 5598: Ms. SOLIS and Mr. CLAY.
H.R. 5611: Mr. SESSIONS and Mr. DOOLITTLE.
H. R. 5615: Mr. HONDA, Mr. WEXLER, and Mr. MCDERMOTT.
H. R. 5624: Mr. BROWN of South Carolina.
H. R. 5632: Mr. KINGSTON and Mr. LIPINSKI.
H. Con. Res. 415: Mr. ANDREWS.
H. Con. Res. 425: Ms. ROS-LEHTINEN.
H. Res. 79: Mr. CROWLEY, Mr. CAPUANO, Ms. MCKINNEY, Mr. HINCHEY, and Ms. ROYBAL-ALLARD.
H. Res. 323: Mr. PICKERING.
H. Res. 461: Mr. SMITH of Washington.
H. Res. 605: Mr. OSBORNE.
H. Res. 787: Mr. HONDA, and Mr. FARR.
H. Res. 825: Mr. PRICE of North Carolina.
H. Res. 846: Ms. KAPTUR, Mr. DEFAZIO, Mr. GRIJALVA, Mr. OWENS, Mrs. NAPOLITANO, Mrs. MALONEY, Mr. MARKEY, Mr. HINCHEY, Mrs. CHRISTENSEN, and Mr. DAVIS of Illinois.
H. Res. 854: Mrs. MCCARTHY, Mr. SHERMAN, Mr. TOWNS, Ms. CARSON, Mr. OWENS, Ms. KILPATRICK of Michigan, Mr. MEEK of Florida, Mrs. JONES of Ohio, Mrs. TAUSCHER, Mr. RAHALL, and Mr. TIBERI.
H. Res. 858: Mr. KENNEDY of Minnesota.
H. Res. 860: Mr. AKIN, Mrs. JO ANN DAVIS of Virginia, Mr. MANZULLO, Mr. MCGOVERN, Mr. PEARCE, Mr. PITTS, Mr. SCHIFF, Mr. WELLER, Mr. BROWN of Ohio, Mr. BURTON of Indiana, Ms. HARRIS, Mr. MCCOTTER, and Mrs. SCHMIDT.

WEDNESDAY, JUNE 21, 2006 (59)

The House was called to order by the SPEAKER.

¶59.1 APPROVAL OF THE JOURNAL

The SPEAKER announced he had examined and approved the Journal of the proceedings of Tuesday, June 20, 2006.

Pursuant to clause 1, rule I, the Journal was approved.

¶59.2 COMMUNICATIONS

Executive and other communications, pursuant to clause 8, rule XII, were referred as follows:

8191. A letter from the Directors, Congressional Budget Office and Office of Management and Budget, transmitting a joint report on the technical assumptions to be used in preparing estimates of National Defense Function (050) fiscal year 2006 outlay rates and prior year outlays, pursuant to 10 U.S.C. 226(a); to the Committee on Armed Services.

8192. A letter from the Under Secretary for Personnel and Readiness, Department of Defense, transmitting authorization of the enclosed list of officers to wear the insignia of the next higher grade in accordance with title 10, United States Code, section 777; to the Committee on Armed Services.

8193. A letter from the Under Secretary for Personnel and Readiness, Department of Defense, transmitting authorization of the enclosed list of officers to wear the insignia of the next higher grade in accordance with title 10, United States Code, section 777; to the Committee on Armed Services.

8194. A letter from the Under Secretary for Personnel and Readiness, Department of Defense, transmitting authorization of the enclosed list of officers to wear the insignia of the next higher grade in accordance with title 10, United States Code, section 777; to the Committee on Armed Services.

8195. A letter from the Under Secretary for Acquisitions, Technology and Logistics, Department of Defense, transmitting the Department's report presenting the specific amounts of staff-years of technical effort to be allocated for each Federally Funded Research and Development Center (FFRDC) during Fiscal Year 2007, pursuant to Public Law 109–148, section 8026(e); to the Committee on Armed Services.

8196. A letter from the Comptroller, Department of Defense, transmitting the Department's quarterly report as of March 31, 2006, entitled, ''Acceptance of contributions for defense programs, projects and activities; Defense Cooperation Account,'' pursuant to 10 U.S.C. 2608; to the Committee on Armed Services.

8197. A letter from the Under Secretary for Acquisitions, Technology and Logistics, Department of Defense, transmitting the Department's report required by Section 812 of the National Defense Authorization Act for Fiscal Year 2004, Pub. L. 108–136, entitled, ''Foreign Sources of Supply: Assessment of the United States Defense Industrial Base for Fiscal Year 2005''; to the Committee on Armed Services.

8198. A letter from the Assistant Secretary for Reserve Affairs, Department of Defense, transmitting the Department's STARBASE Program 2005 Annual Report, pursuant to 10 U.S.C. 2193b(g); to the Committee on Armed Services.

8199. A letter from the Under Secretary for Acquisitions, Technology and Logisitics, Department of Defense, transmitting the Department's report on the amount of acquisitions made by the Department from entities that manufacture the articles, materials, or supplies outside the United States in Fiscal Year 2005, pursuant to Public Law 108–447, section 641; to the Committee on Armed Services.

8200. A letter from the Principal Deputy Under Secretary for Personnel and Readiness, Department of Defense, transmitting

notification of the Department's intention to close the Defense commissary store at Bad Kissingen (Daley Village Army housing area) by July 14, 2006; to the Committee on Armed Services.

8201. A letter from the Assistant Secretary, Employee Benefits Security Administration, Department of Labor, transmitting the Department's final rule— Class Exemption for Services Provided in Connection With the Termination of Abandoned Individual Account Plans [ZRIN 1210–ZA05; Prohibited Transaction Exemption 2006–06; Application No. D–11201] received April 21, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Education and the Workforce.

8202. A letter from the Legal Advisor to the Bureau Chief, MB, Federal Communications Commission, transmitting the Commission's final rule—Amendement of Section 73.202(b) Table of Allotments, FM Broadcast Stations. (Coupeville and Sequim, Washington) [MB Docket No. 04–280; RM–11037; RM–11117] received April 25, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

8203. A letter from the Assistant Director, Executive & Political Personnel, Department of Defense, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Government Reform.

8204. A letter from the Deputy Solicitor for National Operations, Department of Labor, transmitting the Department's final rule—Revision of the Department of Labor Freedom of Information Act Regulations and Implementation of Electronic Freedom of Information Act Amendments of 1996; Final Rule (RIN: 1290–AA17) received May 23, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Government Reform.

8205. A letter from the Secretary for Regulatory Policy and Management, Department of Veterans Affairs, transmitting the Department's final rule—Individuals and Groups Considered to Have Performed Active Military, Naval, or Air Service (RIN: 2900–AM39) received May 18, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Veterans' Affairs.

8206. A letter from the Office of Regulatory Policy and Management, Department of Veterans Affairs, transmitting the Department's final rule—Remarriage of a Surviving Spouse (RIN: 2900–AM24) received May 18, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Veterans' Affairs.

8207. A letter from the Office of Regulatory Policy and Management, Department of Veterans Affairs, transmitting the Department's final rule—Amended Delegation of Authority—Property Management Contractor (RIN: 2900–AM38) received May 24, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Veterans' Affairs.

8208. A letter from the Regulations Officer, Social Security Administration, transmitting the Administration's final rule—Extension of the Expiration Date for the Digestive Listings (RIN: 0960–AG39) received May 15, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

8209. A letter from the Regulations Coordinator, Department of Health and Human Services, transmitting the Department's final rule—Medicare Program; Requirements for Providers and Suppliers to Establish and Maintain Medicare Enrollment [CMS–6002–F] (RIN: 0938–AH73) received April 21, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); jointly to the Committees on Ways and Means and Energy and Commerce.

¶59.3 PUBLIC ACCESS OF FEDERAL FINANCIAL ASSISTANCE

Mr. Tom DAVIS of Virginia, moved to suspend the rules and pass the bill (H.R. 5060) to amend the Federal Financial Assistance Management Improvement Act of 1999 to require data with respect to Federal financial assistance to be available for public access in a searchable and user friendly form; as amended.

The SPEAKER pro tempore, Mr. GINGREY, recognized Mr. Tom DAVIS of Virginia and Mr. DAVIS of Illinois, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and pass said bill, as amended?

The SPEAKER pro tempore, Mr. GINGREY, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill, as amended, was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill, as amended, was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

¶59.4 HIGHER EDUCATION PROGRAMS

Mr. KELLER moved to suspend the rules and pass the bill (H.R. 5603) to temporarily extend the programs under the Higher Education Act of 1965, and for other purposes.

The SPEAKER pro tempore, Mr. GINGREY, recognized Mr. KELLER and Mr. KILDEE, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and pass said bill?

The SPEAKER pro tempore, Mr. GINGREY, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

¶59.5 SENIOR INDEPENDENCE

Mr. McKEON moved to suspend the rules and pass the bill (H.R. 5293) to amend the Older Americans Act of 1965 to authorize appropriations for fiscal years 2007 through 2011, and for other purposes; as amended.

The SPEAKER pro tempore, Mr. GINGREY, recognized Mr. McKEON and Mr. HINOJOSA, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and pass said bill, as amended?

The SPEAKER pro tempore, Mr. GINGREY, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill, as amended, was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill, as amended, was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

¶59.6 FOOD AND DRUGS 100TH ANNIVERSARY

Mr. DEAL of Georgia moved to suspend the rules and agree to the following concurrent resolution (H. Con. Res. 426); as amended:

Whereas the Food and Drugs Act of June 30, 1906 (34 Stat. 768; chapter 3915), transformed the Food and Drug Administration (''FDA'') into a scientific regulatory agency;

Whereas the FDA is the oldest consumer protection agency in the United States;

Whereas the FDA is the primary consumer protection agency in the United States and the world;

Whereas FDA has the critical mission of protecting the public health by ensuring that—

(1) foods are safe, wholesome, sanitary, and properly labeled;

(2) human and veterinary drugs are safe and effective;

(3) devices intended for human use are safe and effective;

(4) cosmetics are properly labeled; and

(5) consumers are protected from electronic product radiation;

Whereas FDA is also responsible for advancing the public health by helping to speed innovations which improve peoples' lives;

Whereas, in protecting and promoting the health of citizens of the United States, the FDA has been a pioneer and leader in the field of food and drug science;

Whereas people around the world enjoy a higher quality of life due, in part, to the work of the FDA to expand food safety, medical product safety, and regulatory science; and

Whereas the centennial anniversary of the passage of the 1906 Food and Drugs Act occurs on June 30, 2006, marks the 100th anniversary of the Agency's founding, and is a major milestone in FDA's celebrated history: Now, therefore, be it

Resolved by the House of Representatives (the Senate concurring), That the Congress recognizes the Food and Drug Administration of the Department of Health and Human Services and its employees for—

(1) 100 years of service in working to ensure the safety of our food and the safety and efficacy of our medical products;

(2) providing leadership to the world in the regulatory sciences; and

(3) their hard work and extraordinary dedication to the protection and promotion of our Nation's public health.

The SPEAKER pro tempore, Mr. GINGREY, recognized Mr. DEAL of Georgia and Mr. Gene GREEN of Texas, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and agree to said concurrent resolution, as amended?

The SPEAKER pro tempore, Mr. GINGREY, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said concurrent resolution, as amended, was agreed to.

A motion to reconsider the vote whereby the rules were suspended and said concurrent resolution, as amended, was agreed to was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said concurrent resolution.

¶59.7 HEALTH CENTERS PROGRAM

Mr. DEAL of Georgia moved to suspend the rules and pass the bill (H.R. 5573) to amend the Public Health Service Act to provide additional authorizations of appropriations for the health centers program under section 330 of such Act.

The SPEAKER pro tempore, Mr. GINGREY, recognized Mr. DEAL of Georgia and Mr. Gene GREEN of Texas, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and pass said bill?

The SPEAKER pro tempore, Mr. KIRK, announced that two-thirds of the Members present had voted in the affirmative.

Mr. DEAL of Georgia demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mr. KIRK, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed.

¶59.8 CHILDREN'S HOSPITAL GME SUPPORT REAUTHORIZATION

Mr. DEAL of Georgia moved to suspend the rules and pass the bill (H.R. 5574) to amend the Public Health Service Act to reauthorize support for graduate medical education programs in children's hospitals; as amended.

The SPEAKER pro tempore, Mr. KIRK, recognized Mr. DEAL of Georgia and Mr. BROWN of Ohio, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and pass said bill, as amended?

The SPEAKER pro tempore, Mr. KIRK, announced that two-thirds of the Members present had voted in the affirmative.

Mr. DEAL of Georgia demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mr. KIRK, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed.

¶59.9 CHILDHOOD CANCER AWARENESS

Mr. DEAL of Georgia moved to suspend the rules and agree to the following resolution (H. Res. 323); as amended:

Whereas an estimated 12,400 children will be diagnosed with cancer in the year 2005;

Whereas cancer is the leading cause of death by disease in children under age 15;

Whereas an estimated 2,300 children will die from cancer in the year 2005;

Whereas the incidence of cancer among children in the United States is rising by about one percent each year;

Whereas 1 in every 330 Americans develops cancer before age 20;

Whereas approximately 8 percent of deaths of those between 1 and 19 years old are caused by cancer;

Whereas while some progress has been made, a number of promising opportunities for childhood cancer research still remain untapped;

Whereas limited resources for childhood cancer research can hinder the recruitment of investigators and physicians to pediatric oncology;

Whereas peer-reviewed clinical trials are the standard of care for pediatrics and have improved cancer survival rates among children;

Whereas the number of survivors of childhood cancers continues to grow, with about 1 in 640 adults between ages 20 to 39 who have a history of cancer;

Whereas up to two-thirds of childhood cancer survivors are likely to experience at least one late effect from treatment, many of which may be life-threatening;

Whereas some late effects of cancer treatment are identified early in follow-up and are easily resolved, while others may become chronic problems in adulthood and may have serious consequences; and

Whereas 89 percent of children with cancer experience substantial suffering in the last month of life: Now, therefore, be it

Resolved, That it is the sense of the House of Representatives that the Congress should support—

(1) public and private sector efforts to promote awareness about the incidence of cancer among children, the signs and symptoms of cancer in children, treatment options, and long-term follow-up;

(2) pediatric cancer research to improve prevention, diagnosis, treatment, rehabilitation, post-treatment monitoring, and long-term survival;

(3) policies that encourage medical trainees and investigators to enter the field of pediatric oncology;

(4) policies that encourage the development of drugs and biologics designed to treat pediatric cancers;

(5) policies that encourage participation in clinical trials;

(6) efforts to encourage the incorporation of pain management for pediatric cancer patients into medical education curricula; and

(7) policies that enhance education, services, and other resources related to late effects from treatment.

The SPEAKER pro tempore, Mr. KIRK, recognized Mr. DEAL of Georgia and Mr. BROWN of Ohio, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and agree to said resolution, as amended?

The SPEAKER pro tempore, Mr. KIRK, announced that two-thirds of the Members present had voted in the affirmative.

Mr. DEAL of Georgia demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mr. KIRK, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed until Thursday, June 22, 2006.

¶59.10 RECESS—1:28 P.M.

The SPEAKER pro tempore, Mr. KIRK, pursuant to clause 12(a) of rule I, declared the House in recess at 1 o'clock and 28 minutes p.m., subject to the call of the Chair.

¶59.11 AFTER RECESS—2:30 P.M.

The SPEAKER pro tempore, Mrs. BIGGERT, called the House to order.

¶59.12 H.R. 5573—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mrs. BIGGERT, pursuant to clause 8, rule XX, announced the unfinished business to be the motion to suspend the rules and pass the bill (H.R. 5573) to amend the Public Health Service Act to provide additional authorizations of appropriations for the health centers program under section 330 of such Act.

The question being put,

Will the House suspend the rules and pass said bill?

The vote was taken by electronic device.

It was decided in the affirmative	Yeas	424
	Nays	3

¶59.13 [Roll No. 306]

YEAS—424

Abercrombie	Capito	Etheridge
Ackerman	Capps	Everett
Aderholt	Capuano	Farr
Akin	Cardin	Fattah
Alexander	Cardoza	Feeney
Allen	Carnahan	Ferguson
Andrews	Carson	Filner
Baca	Carter	Fitzpatrick (PA)
Bachus	Case	Foley
Baird	Castle	Forbes
Baker	Chabot	Ford
Baldwin	Chandler	Fortenberry
Barrett (SC)	Chocola	Fossella
Barrow	Clay	Foxx
Bartlett (MD)	Clyburn	Frank (MA)
Barton (TX)	Coble	Franks (AZ)
Bass	Cole (OK)	Frelinghuysen
Bean	Conaway	Gallegly
Beauprez	Conyers	Garrett (NJ)
Becerra	Cooper	Gerlach
Berkley	Costa	Gibbons
Berman	Costello	Gilchrest
Berry	Cramer	Gillmor
Biggert	Crenshaw	Gingrey
Bilbray	Crowley	Gohmert
Bilirakis	Cubin	Gonzalez
Bishop (GA)	Cuellar	Goode
Bishop (NY)	Culberson	Goodlatte
Bishop (UT)	Cummings	Gordon
Blackburn	Davis (AL)	Granger
Blumenauer	Davis (CA)	Graves
Blunt	Davis (FL)	Green (WI)
Boehlert	Davis (IL)	Green, Al
Boehner	Davis (KY)	Green, Gene
Bonilla	Davis (TN)	Grijalva
Bonner	Davis, Jo Ann	Gutierrez
Bono	Davis, Tom	Gutknecht
Boozman	Deal (GA)	Hall
Boren	DeFazio	Harman
Boswell	DeGette	Harris
Boucher	Delahunt	Hart
Boustany	DeLauro	Hastings (FL)
Boyd	Dent	Hastings (WA)
Bradley (NH)	Diaz-Balart, L.	Hayes
Brady (PA)	Diaz-Balart, M.	Hayworth
Brady (TX)	Dicks	Hefley
Brown (OH)	Dingell	Hensarling
Brown (SC)	Doggett	Herger
Brown, Corrine	Doolittle	Herseth
Brown-Waite, Ginny	Doyle	Higgins
	Drake	Hinchey
Burgess	Dreier	Hinojosa
Burton (IN)	Duncan	Hobson
Butterfield	Edwards	Hoekstra
Buyer	Ehlers	Holden
Calvert	Emanuel	Holt
Camp (MI)	Emerson	Honda
Campbell (CA)	Engel	Hooley
Cannon	English (PA)	Hoyer
Cantor	Eshoo	Hulshof

Hunter
Hyde
Inglis (SC)
Inslee
Israel
Issa
Istook
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Jenkins
Jindal
Johnson (CT)
Johnson (IL)
Johnson, E. B.
Johnson, Sam
Jones (NC)
Jones (OH)
Kanjorski
Kaptur
Keller
Kelly
Kennedy (MN)
Kennedy (RI)
Kildee
Kilpatrick (MI)
Kind
King (IA)
King (NY)
Kingston
Kirk
Kline
Knollenberg
Kolbe
Kucinich
Kuhl (NY)
LaHood
Langevin
Lantos
Larsen (WA)
Larson (CT)
Latham
LaTourette
Leach
Lee
Levin
Lewis (GA)
Lewis (KY)
Linder
Lipinski
LoBiondo
Lofgren, Zoe
Lowey
Lucas
Lungren, Daniel E.
Lynch
Mack
Maloney
Manzullo
Marchant
Markey
Marshall
Matheson
Matsui
McCarthy
McCaul (TX)
McCollum (MN)
McCotter
McCrery
McDermott
McGovern
McHenry
McHugh
McIntyre
McKeon
McMorris
McNulty
Meehan
Meek (FL)
Meeks (NY)
Melancon
Mica
Michaud
Millender-McDonald
Miller (FL)
Miller (MI)
Miller (NC)
Miller, Gary
Miller, George
Mollohan
Moore (KS)
Moore (WI)
Moran (KS)
Moran (VA)
Murphy
Murtha
Musgrave
Myrick
Nadler
Napolitano
Neal (MA)
Neugebauer
Ney
Northup
Norwood
Nunes
Nussle
Oberstar
Obey
Olver
Ortiz
Osborne
Otter
Owens
Oxley
Pallone
Pascrell
Pastor
Payne
Pearce
Pelosi
Pence
Peterson (MN)
Peterson (PA)
Petri
Pickering
Pitts
Platts
Poe
Pombo
Pomeroy
Porter
Price (GA)
Price (NC)
Pryce (OH)
Putnam
Radanovich
Rahall
Ramstad
Rangel
Regula
Rehberg
Reichert
Renzi
Reyes
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Ros-Lehtinen
Ross
Roybal-Allard
Royce
Ruppersberger
Rush
Ryan (OH)
Ryan (WI)
Ryun (KS)
Sabo
Salazar
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Saxton
Schakowsky
Schiff
Schmidt
Schwartz (PA)
Schwarz (MI)
Scott (GA)
Scott (VA)
Sensenbrenner
Serrano
Sessions
Shadegg
Shaw
Shays
Sherman
Sherwood
Shimkus
Shuster
Simmons
Simpson
Skelton
Slaughter
Smith (NJ)
Smith (TX)
Smith (WA)
Snyder
Sodrel
Solis
Souder
Spratt
Stark
Stearns
Strickland
Stupak
Sullivan
Sweeney
Tancredo
Tanner
Tauscher
Taylor (MS)
Taylor (NC)
Terry
Thomas
Thompson (CA)
Thompson (MS)
Thornberry
Tiahrt
Tiberi
Tierney
Towns
Turner
Udall (CO)
Udall (NM)
Upton
Van Hollen
Velázquez
Visclosky
Walden (OR)
Walsh
Wamp
Wasserman Schultz
Waters
Watson
Watt
Waxman
Weiner
Weldon (FL)
Weldon (PA)
Weller
Westmoreland
Wexler
Whitfield
Wicker
Wilson (NM)
Wilson (SC)
Wolf
Woolsey
Wu
Wynn
Young (AK)
Young (FL)

NAYS—3

Flake
Hostettler
Paul

NOT VOTING—5

Cleaver
Evans
Lewis (CA)
McKinney
Rothman

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

¶59.14 H.R. 5574—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mrs. BIGGERT, pursuant to clause 8, rule XX, announced the further unfinished business to be the motion to suspend the rules and pass the bill (H.R. 5574) to amend the Public Health Service Act to reauthorize support for graduate medical education programs in children's hospitals; as amended.

The question being put,

Will the House suspend the rules and pass said bill, as amended?

The vote was taken by electronic device.

It was decided in the affirmative ..... { Yeas ..... 421 / Nays 4

¶59.15 [Roll No. 307]

YEAS—421

Abercrombie
Ackerman
Aderholt
Akin
Alexander
Allen
Andrews
Baca
Bachus
Baird
Baker
Baldwin
Barrett (SC)
Barrow
Bartlett (MD)
Barton (TX)
Bean
Beauprez
Becerra
Berkley
Berman
Berry
Biggert
Bilbray
Bilirakis
Bishop (GA)
Bishop (NY)
Bishop (UT)
Blackburn
Blumenauer
Blunt
Boehlert
Boehner
Bonilla
Bonner
Bono
Boozman
Boren
Boswell
Boucher
Boustany
Boyd
Bradley (NH)
Brady (PA)
Brady (TX)
Brown (OH)
Brown (SC)
Brown, Corrine
Brown-Waite, Ginny
Burgess
Burton (IN)
Butterfield
Buyer
Calvert
Camp (MI)
Campbell (CA)
Cannon
Cantor
Capito
Capps
Capuano
Cardin
Cardoza
Carson
Carter
Case
Castle
Chabot
Chandler
Chocola
Clay
Cleaver
Clyburn
Coble
Cole (OK)
Conaway
Conyers
Cooper
Costa
Costello
Cramer
Crenshaw
Crowley
Cubin
Cuellar
Culberson
Cummings
Davis (AL)
Davis (CA)
Davis (FL)
Davis (IL)
Davis (KY)
Davis (TN)
Davis, Jo Ann
Davis, Tom
Deal (GA)
DeFazio
DeGette
Delahunt
DeLauro
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Dicks
Dingell
Doggett
Doolittle
Doyle
Drake
Dreier
Duncan
Edwards
Ehlers
Emanuel
Emerson
Engel
English (PA)
Eshoo
Etheridge
Everett
Farr
Fattah
Feeney
Ferguson
Filner
Fitzpatrick (PA)
Foley
Forbes
Ford
Fortenberry
Fossella
Foxx
Frank (MA)
Franks (AZ)
Frelinghuysen
Gallegly
Garrett (NJ)
Gerlach
Gibbons
Gilchrest
Gillmor
Gingrey
Gohmert
Gonzalez
Goode
Goodlatte
Gordon
Granger
Graves
Green (WI)
Green, Al
Green, Gene
Grijalva
Gutierrez
Gutknecht
Hall
Harman
Harris
Hart
Hastings (FL)
Hastings (WA)
Hayes
Hayworth
Hefley
Hensarling
Herger
Herseth
Higgins
Hinchey
Hinojosa
Hobson
Hoekstra
Holden
Holt
Honda
Hooley
Hostettler
Hoyer
Hulshof
Hunter
Hyde
Inglis (SC)
Inslee
Israel
Issa
Istook
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Jenkins
Jindal
Johnson (CT)
Johnson (IL)
Johnson, E. B.
Johnson, Sam
Jones (NC)
Jones (OH)
Kanjorski
Kaptur
Keller
Kelly
Kennedy (MN)
Kennedy (RI)
Kildee
Kilpatrick (MI)
Kind
King (IA)
King (NY)
Kingston
Kirk
Kline
Knollenberg
Kolbe
Kucinich
Kuhl (NY)
LaHood
Langevin
Lantos
Larsen (WA)
Larson (CT)
Latham
LaTourette
Leach
Lee
Levin
Lewis (GA)
Lewis (KY)
Lipinski
LoBiondo
Lofgren, Zoe
Lowey
Lucas
Lungren, Daniel E.
Lynch
Mack
Maloney
Manzullo
Marchant
Markey
Matheson
Matsui
McCarthy
McCaul (TX)
McCollum (MN)
McCotter
McCrery
McDermott
McGovern
McHenry
McHugh
McIntyre
McKeon
McKinney
McMorris
McNulty
Meehan
Meek (FL)
Meeks (NY)
Melancon
Mica
Michaud
Millender-McDonald
Miller (FL)
Miller (MI)
Miller (NC)
Miller, Gary
Miller, George
Mollohan
Moore (KS)
Moore (WI)
Moran (KS)
Moran (VA)
Murphy
Murtha
Musgrave
Myrick
Nadler
Napolitano
Neal (MA)
Neugebauer
Ney
Northup
Norwood
Nunes
Nussle
Oberstar
Obey
Olver
Ortiz
Osborne
Otter
Owens
Oxley
Pallone
Pascrell
Pastor
Payne
Pearce
Pelosi
Pence
Peterson (MN)
Peterson (PA)
Petri
Pickering
Pitts
Platts
Poe
Pombo
Pomeroy
Porter
Price (GA)
Price (NC)
Pryce (OH)
Putnam
Radanovich
Rahall
Ramstad
Rangel
Regula
Rehberg
Reichert
Renzi
Reyes
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Ros-Lehtinen
Ross
Roybal-Allard
Royce
Ruppersberger
Rush
Ryan (OH)
Ryan (WI)
Ryun (KS)
Sabo
Salazar
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Saxton
Schakowsky
Schiff
Schmidt
Schwartz (PA)
Schwarz (MI)
Scott (GA)
Scott (VA)
Sensenbrenner
Serrano
Sessions
Shadegg
Shaw
Shays
Sherman
Sherwood
Shimkus
Shuster
Simmons
Simpson
Skelton
Slaughter
Smith (NJ)
Smith (TX)
Smith (WA)
Snyder
Sodrel
Solis
Souder
Spratt
Stark
Stearns
Strickland
Stupak
Sullivan
Sweeney
Tancredo
Tanner
Tauscher
Taylor (MS)
Taylor (NC)
Terry
Thomas
Thompson (CA)
Thompson (MS)
Thornberry
Tiahrt
Tiberi
Tierney
Towns
Turner
Udall (CO)
Udall (NM)
Upton
Van Hollen
Velázquez
Visclosky
Walden (OR)
Walsh
Wamp
Wasserman Schultz
Watson
Watt
Waxman
Weiner
Weldon (FL)
Weldon (PA)
Weller
Wexler
Whitfield
Wicker
Wilson (NM)
Wilson (SC)
Wolf
Woolsey
Wu
Wynn
Young (AK)
Young (FL)

NAYS—4

Flake
Linder
Paul
Waters

NOT VOTING—7

Bass
Carnahan
Evans
Lewis (CA)
Marshall
Rothman
Westmoreland

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill, as amended, was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill, as amended, was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

¶59.16 PROVIDING FOR CONSIDERATION OF H.R. 5638

Mr. PUTNAM, by direction of the Committee on Rules, reported (Rept. No. 109–517) the resolution (H. Res. 885) providing for consideration of the bill (H.R. 5638) to amend the Internal Revenue Code of 1986 to increase the unified credit against the estate tax to an exclusion equivalent of $5,000,000 and to repeal the sunset provision for the estate and generation-skipping taxes, and for other purposes.

When said resolution and report were referred to the House Calendar and ordered printed.

¶59.17 PROVIDING FOR CONSIDERATION OF H.R. 4890

Mr. PUTNAM, by direction of the Committee on Rules, reported (Rept. No. 109–518) the resolution (H. Res. 886) providing for consideration of the bill (H.R. 4890) to amend the Congressional and Impoundment Control Act of 1974 to provide for the expedited consideration of certain proposed rescissions of budget authority.

When said resolution and report were referred to the House Calendar and ordered printed.

And then,

¶59.18 ADJOURNMENT

On motion of Mr. KING of Iowa, at 7 o'clock and 25 minutes p.m., the House adjourned.

¶59.19 REPORTS OF COMMITTEES ON PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XIII, reports of committees were delivered to the Clerk for printing and reference to the proper calendar, as follows:

Mr. HASTINGS of Washington: Committee on Rules. House Resolution 885. Resolution providing for consideration of the bill (H.R. 5638) to amend the Internal Revenue Code of 1986 to increase the unified credit against the estate tax to an exclusion equivalent of $5,000,000 and to repeal the sunset provision for the estate and generation-skipping taxes, and for other purposes (Rept. 109–517). Referred to the House Calendar.

Mr. PUTNAM: Committee on Rules. House Resolution 886. Resolution providing for consideration of the bill (H.R. 4890) to amend the Congressional and Impoundment Control Act of 1974 to provide for the expedited consideration of certain proposed rescissions of budget authority (Rept. 109–518). Referred to the House Calendar.

¶59.20 PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XII, public bills and resolutions were introduced and severally referred, as follows:

By Mr. HYDE:

H.R. 5655. A bill to eliminate the annual numerical limitation on the number of aliens who may be provided status under section 101(a)(15)(H)(ii)(b) of the Immigration and Nationality Act; to the Committee on the Judiciary.

By Mrs. BIGGERT (for herself, Mr. BOEHLERT, Mr. HALL, Mr. SMITH of Texas, Mr. CALVERT, Mr. EHLERS, Mr. INGLIS of South Carolina, and Mr. WAMP):

H.R. 5656. A bill to provide for Federal energy research, development, demonstration, and commercial application activities, and for other purposes; to the Committee on Science.

By Mr. KNOLLENBERG:

H.R. 5657. A bill to promote preventive health care for Americans; to the Committee on Energy and Commerce, and in addition to the Committee on Ways and Means, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. GORDON:

H.R. 5658. A bill to facilitate the development of markets for alternative fuels and Ultra Low Sulfur Diesel fuel through research, development, and demonstration and data collection; to the Committee on Science.

By Mr. GORDON:

H.R. 5659. A bill to provide for the demonstration and commercial application of innovative energy technologies derived from federally-sponsored research and development programs, by incorporating those technologies into Federal buildings, and for other purposes; to the Committee on Science.

By Mr. ALEXANDER (for himself, Mr. MCCRERY, Mr. ISTOOK, Mr. WALSH, Mr. RAHALL, Mr. BOUSTANY, Mr. MELANCON, and Mr. JINDAL):

H.R. 5660. A bill to amend the Internal Revenue Code of 1986 to extend and expand the benefits for businesses operating in empowerment zones, enterprise communities, or renewal communities, and for other purposes; to the Committee on Ways and Means.

By Ms. CORRINE BROWN of Florida:

H.R. 5661. A bill to amend title 18, United States Code, to prohibit the unauthorized removal or use of personal information contained in a database owned, operated, or maintained by the Federal Government; to the Committee on the Judiciary.

By Mr. FITZPATRICK of Pennsylvania (for himself and Mr. BLUMENAUER):

H.R. 5662. A bill to amend the Internal Revenue Code of 1986 to provide individuals a deduction for certain mass public transportation expenses; to the Committee on Ways and Means.

By Mr. GOHMERT:

H.R. 5663. A bill to penalize States that prohibit oil and gas exploration within their borders by denying them the use of any oil or natural gas produced domestically elsewhere; to the Committee on Energy and Commerce.

By Mr. KING of New York (for himself, Mr. ISRAEL, Mr. HIGGINS, Mrs. MALONEY, Mr. BOEHLERT, Mr. KUHL of New York, Mr. HINCHEY, Mrs. MCCARTHY, Mr. SWEENEY, Mr. WEINER, Mr. MCNULTY, Mr. TOWNS, Mr. ACKERMAN, Mr. MCHUGH, Mr. ENGEL, Mrs. LOWEY, Mr. WALSH, Mrs. KELLY, Mr. FOSSELLA, Mr. CROWLEY, Mr. NADLER, Mr. MEEKS of New York, Ms. SLAUGHTER, Mr. SERRANO, Mr. BISHOP of New York, Ms. VELÁZQUEZ, Mr. OWENS, Mr. REYNOLDS, and Mr. RANGEL):

H.R. 5664. A bill to designate the facility of the United States Postal Service located at 110 Cooper Street in Babylon, New York, as the "Jacob Fletcher Post Office Building"; to the Committee on Government Reform.

By Mr. SIMPSON:

H.R. 5665. A bill to authorize the Secretary of the Interior to convey certain land and improvements of the Gooding Division of the Minidoka Project, Idaho; to the Committee on Resources.

By Mr. SIMPSON:

H.R. 5666. A bill to authorize early repayment of obligations to the Bureau of Reclamation within the A & B Irrigation District in the State of Idaho; to the Committee on Resources.

By Mr. SPRATT:

H.R. 5667. A bill to amend the Congressional Budget and Impoundment Control Act of 1974 to provide for the expedited consideration of certain proposed rescissions of discretionary budget authority, promote fiscal responsibility, reinstate Pay-As-You-Go rules, require responsible use of reconciliation procedures, and for other purposes; to the Committee on the Budget, and in addition to the Committees on Rules, and Standards of Official Conduct, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mrs. MUSGRAVE (for herself and Mr. RUSH):

H. Con. Res. 431. Concurrent resolution calling on the President to proclaim 2007 as the "National Year of the Bible"; to the Committee on Government Reform.

By Ms. WATERS:

H. Res. 882. A resolution honoring Dr. Carolyn R. Wilder, Professor of Child Development at West Los Angeles College in Los Angeles, California, in recognition of her retirement after 32 years of service to the College; to the Committee on Education and the Workforce.

By Mr. CONAWAY:

H. Res. 883. A resolution urging every Representative Member, officer, and employee of the House of Representatives to read, ponder, and reflect upon the principles of the United States Constitution on Constitution Day; to the Committee on the Judiciary.

By Mr. MORAN of Kansas (for himself, Mr. LEWIS of Georgia, Mr. BISHOP of Georgia, Mr. BROWN of Ohio, Mr. PAYNE, Ms. MILLENDER-MCDONALD, Ms. JACKSON-LEE of Texas, Mr. MOORE of Kansas, Mr. ENGLISH of Pennsylvania, Mr. TIAHRT, Mr. MCINTYRE, Mr. SESSIONS, Mr. COSTA, Mr. SOUDER, Mr. REHBERG, Mr. OSBORNE, Mrs. JO ANN DAVIS of Virginia, Mr. JONES of North Carolina, Mr. BLUMENAUER, Mr. FORBES, Mr. ETHERIDGE, Mr. PICKERING, Mr. LINCOLN DIAZ-BALART of Florida, Mr. LUCAS, Mr. HULSHOF, Mr. FILNER, Mr. HOEKSTRA, Mr. UDALL of Colorado, Mr. GONZALEZ, Mr. BOOZMAN, Mr. WALDEN of Oregon, Mr. DELAHUNT, Mr. GOODLATTE, Mr. SHIMKUS, Mr. SIMPSON, Mr. COLE of Oklahoma, Mr. GUTIERREZ, Mr. GILCHREST, Mr. BERRY, Mr. CLAY, Mr. RANGEL, Mr. MILLER of Florida, Mr. CRENSHAW, Mr. SHADEGG, Mr. NEUGEBAUER, Mr. BUTTERFIELD, Mr. RYUN of Kansas, Mr. BRADY of Texas, Mrs. EMERSON, Mr. TERRY, Mrs. MUSGRAVE, and Mr. WEXLER):

H. Res. 884. A resolution honoring the town of Nicodemus, Kansas, for its contribution to American history; to the Committee on Resources.

¶59.21 PRIVATE BILLS AND RESOLUTIONS

Under clause 3 of rule XII,

Mr. RANGEL introduced a bill (H.R. 5668) for the relief of Amadou Heinz Ly; which was referred to the Committee on the Judiciary.

¶59.22 ADDITIONAL SPONSORS

Under clause 7 of rule XII, sponsors were added to public bills and resolutions as follows:

H.R. 550: Mr. MARSHALL.
H.R. 653: Mr. MARSHALL.
H.R. 910: Mr. EDWARDS and Mr. WELDON of Pennsylvania.
H.R. 952: Mr. CARDIN.
H.R. 1182: Mrs. NAPOLITANO.
H.R. 1298: Mr. BURGESS.

H.R. 1384: Mr. FORBES, Mr. ROSS, Mrs. JO ANN DAVIS of Virginia, and Mrs. MYRICK.
H.R. 1413: Mr. GUTIERREZ.
H.R. 1449: Mr. HERGER.
H.R. 1589: Mrs. LOWEY.
H.R. 1603: Mr. UDALL of Colorado.
H.R. 1689: Mr. BARROW.
H.R. 2103: Mr. PAYNE.
H.R. 2134: Mr. LAHOOD.
H.R. 2429: Mr. MOORE of Kansas.
H.R. 2512: Mr. WELDON of Pennsylvania.
H.R. 3413: Mrs. JOHNSON of Connecticut, Mr. SCHWARZ of Michigan, and Mr. RAMSTAD.
H.R. 3427: Mr. INSLEE and Ms. HART.
H.R. 3628: Mr. CARDIN.
H.R. 3762: Mr. RAMSTAD.
H.R. 4023: Mr. FRANK of Massachusetts, Mrs. MYRICK, Mr. POMEROY, and Ms. HOOLEY.
H.R. 4188: Mr. GUTIERREZ.
H.R. 4416: Mr. CUMMINGS.
H.R. 4465: Mr. THOMPSON of California.
H.R. 4494: Mr. GOODE.
H.R. 4597: Mr. BOREN and Mr. MORAN of Kansas.
H.R. 4710: Mr. CRAMER.
H.R. 4725: Mr. DEAL of Georgia, Mr. BROWN of South Carolina, Mr. NORWOOD, Mr. WESTMORELAND, Mr. KINGSTON, Mr. FRANKS of Arizona, Mr. DUNCAN, Mr. BAKER, Mr. BRADY of Texas, Mr. REYNOLDS, Mr. FLAKE, Mr. HENSARLING, Mr. BONILLA, Mr. CARTER, Mr. KELLER, Mr. SULLIVAN, Mr. GARRETT of New Jersey, Mr. BACHUS, and Mr. BILIRAKIS.
H.R. 4761: Mr. CULBERSON.
H.R. 4843: Mr. SALAZAR.
H.R. 4927: Mr. MCNULTY and Mr. MCGOVERN.
H.R. 4960: Ms. GINNY BROWN-WAITE of Florida.
H.R. 4962: Mr. REYNOLDS and Ms. VELÁZQUEZ.
H.R. 5013: Mr. POMBO, Mr. PAUL, Mr. ROSS, Mr. DUNCAN, and Mr. LUCAS.
H.R. 5022: Mr. MEEHAN and Ms. ESHOO.
H.R. 5092: Mr. FORBES, Mr. SWEENEY, Mr. PRICE of Georgia, and Mr. DUNCAN.
H.R. 5146: Mr. UPTON.
H.R. 5150: Ms. SCHWARTZ of Pennsylvania, Mr. CAPUANO, Mr. BLUMENAUER, Ms. HOOLEY, and Mr. DOYLE.
H.R. 5159: Mr. UDALL of Colorado.
H.R. 5225: Mr. NEY, Mr. GENE GREEN of Texas, and Mr. FORBES.
H.R. 5230: Mr. HOSTETTLER.
H.R. 5250: Mr. SMITH of New Jersey.
H.R. 5262: Mr. BOUSTANY.
H.R. 5290: Mr. STARK.
H.R. 5322: Mr. FEENEY and Mr. SENSENBRENNER.
H.R. 5337: Mr. TOWNS.
H.R. 5344: Ms. HERSETH.
H.R. 5356: Mr. GUTKNECHT.
H.R. 5358: Mr. GUTKNECHT.
H.R. 5372: Ms. SCHAKOWSKY, Mr. CUMMINGS, Mr. OLVER, Mr. CARNAHAN, Ms. KILPATRICK of Michigan, and Mr. MCNULTY.
H.R. 5424: Mr. LEACH, Mr. MORAN of Virginia, and Mr. GOODLATTE.
H.R. 5453: Mr. ROGERS of Michigan.
H.R. 5455: Mr. GRIJALVA and Ms. ROYBAL-ALLARD.
H.R. 5467: Mr. HEFLEY.
H.R. 5474: Mr. MCCRERY.
H.R. 5478: Mr. UPTON and Mr. BOOZMAN.
H.R. 5507: Ms. GINNY BROWN-WAITE of Florida.
H.R. 5513: Mrs. JO ANN DAVIS of Virginia, Mr. HIGGINS, Mr. SANDERS, Mr. GOODE, and Mr. CASE.
H.R. 5520: Mr. STRICKLAND, Mr. YOUNG of Florida, and Mr. GENE GREEN of Texas.
H.R. 5538: Ms. MCCOLLUM of Minnesota.
H.R. 5551: Mr. MCCOTTER.
H.R. 5560: Mr. THOMPSON of Mississippi.
H.R. 5578: Mr. CLYBURN and Mr. WEXLER.
H.R. 5588: Mr. FILNER, Ms. MCCOLLUM of Minnesota, Mr. GRIJALVA, Mr. GENE GREEN of Texas, and Mr. WEINER.
H.R. 5604: Mr. MEEK of Florida.
H.R. 5615: Mrs. CAPPS.
H.R. 5624: Ms. BALDWIN, Mr. BURTON of Indiana, Mrs. CHRISTENSEN, Mr. FOLEY, Mr. GARRETT of New Jersey, Mr. HINCHEY, Mr. KILDEE, Mr. MARSHALL, Mr. MCCOTTER, Mr. MEEKS of New York, Mr. MOORE of Kansas, Mr. ORTIZ, Mr. PALLONE, Mr. PRICE of North Carolina, Mr. SAXTON, Mr. SMITH of New Jersey, Mr. UDALL of Colorado, Mr. WEXLER, and Mr. WOLF.
H.R. 5633: Mr. GILCHREST.
H.R. 5637: Mr. GILLMOR.
H.R. 5638: Mr. FOLEY, Mr. NUNES, Mr. HAYWORTH, Mr. MCCRERY, Mr. LEWIS of Kentucky, Ms. HART, Mrs. SCHMIDT, Mr. DAVIS of Kentucky, Mr. PORTER, Mr. GOHMERT, Mr. SHERWOOD, Mr. RAMSTAD, Mr. LINDER, Mr. SENSENBRENNER, Mr. HERGER, Mr. PETERSON of Pennsylvania, Mrs. WILSON of New Mexico, and Mr. SHAW.
H.R. 5640: Mr. ENGLISH of Pennsylvania and Ms. HART.
H.R. 5644: Mr. BOEHLERT.
H.R. 5652: Mr. SMITH of New Jersey, Mr. PAYNE, Ms. MCCOLLUM of Minnesota, Mr. MEEKS of New York, and Mr. BOOZMAN.
H.J. Res. 55: Mr. WEXLER and Mr. ROTHMAN.
H. Con. Res. 416: Mr. HAYES, Mr. CLYBURN, Mr. MCDERMOTT, and Mr. HEFLEY.
H. Res. 790: Mr. PAYNE, Mr. CUMMINGS, Ms. MCCOLLUM of Minnesota, Mr. PRICE of North Carolina, Mr. STARK, and Mr. BOYD.
H. Res. 820: Mr. SCHIFF.
H. Res. 846: Mr. SERRANO.
H. Res. 852: Mr. ABERCROMBIE.
H. Res. 854: Mr. SKELTON, Mr. MARSHALL, and Mr. SHAYS.
H. Res. 860: Mr. CHABOT, Mr. FALEOMAVAEGA, Mr. PENCE, Mr. RADANOVICH, Mr. RYUN of Kansas, Mr. SOUDER, Mr. SULLIVAN, Mr. LEACH, Mr. WOLF, Mr. LINCOLN DIAZ-BALART of Florida, Mr. FITZPATRICK of Pennsylvania, Mr. FRANKS of Arizona, Mr. HUNTER, and Mr. BOOZMAN.
H. Res. 881: Mr. TOM DAVIS of Virginia, Mr. WOLF, Mr. MORAN of Virginia, Mr. COOPER, Mr. BERRY, Mr. SNYDER, Mr. OLVER, Mr. DAVIS of Florida, Mr. WEXLER, MR. BOREN, Mrs. CAPPS, Mr. SCHIFF, Mr. BARROW, Ms. DELAURO, Mr. HOYER, Mr. VISCLOSKY, Mr. TOWNS, Mr. WU, Mr. TAYLOR of Mississippi, Mr. RAHALL, Ms. LINDA T. SÁNCHEZ of California, Mr. CRAMER, Mr. CHANDLER, Mr. OBERSTAR, Mr. SERRANO, Mr. DAVIS of Illinois, Mr. RUSH, Ms. MATSUI, Ms. LORETTA SANCHEZ of California, Mr. LARSON of Connecticut, Mr. FRANK of Massachusetts, Mrs. TAUSCHER, Mr. CLEAVER, Mr. EMANUEL, Mr. DINGELL, Mr. POMEROY, Mr. SALAZAR, Mr. MCNULTY, Mr. ACKERMAN, Mr. CASE, Mr. BOUCHER, Mr. UDALL of Colorado, Mr. CARNAHAN, Mr. CLAY, Mr. WYNN, Mr. STARK, Mr. RANGEL, Ms. EDDIE BERNICE JOHNSON of Texas, Mr. LEWIS of Georgia, Mr. BISHOP of New York, Ms. WASSERMAN SCHULTZ, Mr. MELANCON, Mr. PALLONE, Mr. RUPPERSBERGER, and Mr. SPRATT.

¶59.23 DELETIONS OF SPONSORS FROM PUBLIC BILLS AND RESOLUTIONS

Under clause 7 of rule XII, sponsors were deleted from public bills and resolutions as follows:

H.R. 4755: Mr. MCKEON.

THURSDAY, JUNE 22, 2006 (60)

The House was called to order by the SPEAKER.

¶60.1 APPROVAL OF THE JOURNAL

The SPEAKER announced he had examined and approved the Journal of the proceedings of Wednesday, June 21, 2006.

Pursuant to clause 1, rule I, the Journal was approved.

¶60.2 COMMUNICATIONS

Executive and other communications, pursuant to clause 8, rule XII, were referred as follows:

8210. A letter from the Secretary, Department of Commerce, transmitting a report of a violation of the Antideficiency Act by the Economics and Statistics Administration (ESA) of the Department of Commerce, Revolving Fund account 13X4324, pursuant to 31 U.S.C. 1351; to the Committee on Appropriations.

8211. A letter from the Comptroller, Department of Defense, transmitting a report of a violation of the Antideficiency Act by the Small and Disadvantaged Business Utilization Office (SADBU), Case Number 05-04, pursuant to 31 U.S.C. 1351; to the Committee on Appropriations.

8212. A letter from the Comptroller, Department of Defense, transmitting a report of a violation of the Antideficiency Act by the Department of the Army, Case Number 05-19, pursuant to 31 U.S.C. 1517(b); to the Committee on Appropriations.

8213. A letter from the Comptroller, Department of Defense, transmitting a report of a violation of the Antideficiency Act by the Department of the Army, Case Number 05-16, pursuant to 31 U.S.C. 1517(b); to the Committee on Appropriations.

8214. A letter from the Comptroller, Department of Defense, transmitting a report of a violation of the Antideficiency Act by the Department of the Navy, Case Number 02-13, pursuant to 31 U.S.C. 1517(b) and 1351; to the Committee on Appropriations.

8215. A letter from the Comptroller, Department of Defense, transmitting a report of a violation of the Antideficiency Act by the Department of the Navy, Case Number 03-03, pursuant to 31 U.S.C. 1351; to the Committee on Appropriations.

8216. A letter from the Comptroller, Department of Defense, transmitting a report of a violation of the Antideficiency Act by the Department of the Navy, Case Number 05-04, pursuant to 31 U.S.C. 1517(b); to the Committee on Appropriations.

8217. A letter from the Comptroller, Department of Defense, transmitting a report of a violation of the Antideficiency Act by the Department of the Navy, Case Number 05-03, pursuant to 31 U.S.C. 1517(b); to the Committee on Appropriations.

8218. A letter from the Secretary, Department of Transportation, transmitting a report of a violation of the Antideficiency Act by the Research and Innovative Technology Administration (RITA) of the Department of Transportation, Research and Development Account (69X1730), pursuant to 31 U.S.C. 1517(b); to the Committee on Appropriations.

8219. A letter from the Secretary, Department of Commerce, transmitting a six-month report prepared by the Department of Commerce's Bureau of Industry and Security on the national emergency declared by Executive Order 13222 of August 17, 2001, and continued on August 14, 2002, August 7, 2003,and August 6, 2004 to deal with the threat to the national security, foreign policy, and economy of the United States caused by the lapse of the Export Administration Act of 1979, pursuant to 50 U.S.C. 1641(c); to the Committee on International Relations.

8220. A letter from the Assistant Legal Adviser for Treaty Affairs, Department of State, transmitting Copies of international agreements, other than treaties, entered into by the United States, pursuant to 1 U.S.C. 112b; to the Committee on International Relations.

8221. A letter from the Assistant Legal Adviser for Treaty Affairs, Department of

State, transmitting pursuant to the Taiwan Relations Act, agreements concluded by the American Institute in Taiwan on December 15, 2005 and March 8, 2006, pursuant to 22 U.S.C. 3301 et seq.; to the Committee on International Relations.

8222. A letter from the Deputy Director, Defense Security Cooperation Agency, transmitting pursuant to the reporting requirements of Section 36(b)(1) of the Arms Export Control Act, as amended, Transmittal No. 06-27, concerning the Department of the Navy's proposed Letter(s) of Offer and Acceptance to Japan for defense articles and services; to the Committee on International Relations.

8223. A letter from the Director, Defense Security Cooperation Agency, transmitting pursuant to Section 634A of the Foreign Assistance Act of 1961, as amended,and Division D, Title V, Section 515 of the Consolidated Appropriations Act, 2005, as enacted in Pub. L. 108-447, notification that the Department intends to increase funding for IMET; jointly to the Committees on International Relations and Appropriations.

8224. A letter from the Under Secretary for Industry and Security, Department of Commerce, transmitting a report of intention to impose new foreign policy-based export controls on exports of items for chemical and biological weapon end-uses, under the authority of Section 6 of the Export Administration Act of 1979, as amended and Executive Order 13222 of August 17, 2001, and extended by the Notice of August 7, 2003; to the Committee on International Relations.

8225. A letter from the Under Secretary for Industry and Security, Department of Commerce, transmitting a report that the Department intends to amend foreign policy-based export controls on exports of certain items under the authority of Section 6 of the Export Administration Act of 1979, as amended, and continued by Executive Order 13222 of August 17, 2001, as extended by the Notice of August 7, 2003; to the Committee on International Relations.

8226. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting pursuant to section 36(c) and (d) of the Arms Export Control Act, certification of a proposed manufacturing license agreement for the export of defense articles and services to the Government of Israel (Transmittal No. DDTC 009-06); to the Committee on International Relations.

8227. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting notification of updates to the regulations of the Chemical Weapons Convention Implementation Act of 1998; to the Committee on International Relations.

8228. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting notification of the intent to obligate Fiscal Year 2006 funds on behalf of the Bureau of Oceans and International Environmental and Scientific Affairs; to the Committee on International Relations.

8229. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting pursuant to section 36(c) and (d) of the Arms Export Control Act, certification of a proposed manufacturing license agreement for the export of defense articles and services to the Government of Japan (Transmittal No. DDTC 062-05); to the Committee on International Relations.

8230. A letter from the Secretary, Department of the Treasury, transmitting as required by section 401(c) of the National Emergencies Act, 50 U.S.C. 1641(c), and section 204(c) of the International Economic Powers Act, 50 U.S.C. 1703(c), and pursuant to Executive Order 13313 of July 31, 2003, a six-month periodic report on the national emergency with respect to the risk of nuclear proliferation created by the accumulation of weapons-usable fissile material in the territory of the Russian Federation that was declared in Executive Order 13159 of June 21, 2000; to the Committee on International Relations.

8231. A letter from the President, Eurasia Foundation, transmitting the Foundation's 2005 Annual Report entitled, ''Beyond Transition''; to the Committee on International Relations.

8232. A letter from the Acting Chair, Federal Subsistence Board, Department of the Interior, transmitting the Department's final rule — Subsistence Management Regulations for Public Lands in Alaska, Subpart C and Subpart D — 2006-07 Subsistence Taking of Fish and Wildlife Regulations (RIN: 1018-AT98) received June 14, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Resources.

8233. A letter from the Acting Director, Office of Surface Mining, Department of the Interior, transmitting the Department's final rule — Texas Regulatory Program [Docket No. TX-054-FOR] received June 9, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Resources.

8234. A letter from the Assistant Secretary for Fish, Wildlife and Parks, Department of the Interior, transmitting the Department's final rule — Endangered and Threatened Wildlife and Plants; Determination of Status for 12 Species of Picture-wing Flies from the Hawaiian Islands (RIN: 1018-AG23) received June 2, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Resources.

8235. A letter from the Acting Director, Office of Sustainable Fisheries, NMFS, National Oceanic and Atmospheric Administration, transmitting the Administrations' final rule — Fisheries of the Northeastern United States; Atlantic Mackerel, Squid, and Butterfish Fisheries; Reopening of Directed Fishery for Loligo Squid [Docket No. 051209329-5329-01; I.D. 042606C] received May 15, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Resources.

8236. A letter from the Assistant Administrator for Fisheries, NMFS, National Oceanic and Atmospheric Administration, transmitting the Administration's final rule — Fisheries of the Northeastern United States; Northeast Multispecies Fishery; Total Allowable Catches for the Northeast Multispecies Fishery for Fishing Year 2006 [Docket No. 060301058-6109-02; I.D. 022306A] (RIN: 0648-AU13) received May 15, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Resources.

8237. A letter from the Acting Deputy Assistant Administrator for Regulatory Programs, NMFS, National Oceanic and Atmospheric Administration, transmitting the Administration's final rule — Fisheries of the Exclusive Economic Zone Off Alaska; Groundfish Observer Program [Docket No. 050722198-6084-02; I.D. 071805B] (RIN: 0648-AS93) received May 1, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Resources.

8238. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Standard Instrument Approach Procedures, Weather Takeoff Minimums; Miscellaneous Amendments [Docket No. 30487; Amdt. No. 3160] received April 27, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

8239. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Bombardier Model CL-600-2C10 (Regional Jet Series 700, 701, & 702), CL-600-2D15 (Regional Jet Series 705), and CL-600-2D24 (Regional Jet Series 900) Airplanes [Docket No. FAA-2005-22632; Directorate Identifier 2005-NM-158-AD; Amendment 39-14486; AD 2006-04-05] (RIN: 2120-AA64) received April 21, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

8240. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Bombardier Model CL-600-2C10 (Regional Jet Series 700, 701, & 702), CL-600-2D15 (Regional Jet Series 705), and CL-600-2D24 (Regional Jet Series 900) Airplanes [Docket No. FAA-2005-22872; Directorate Identifier 2005-NM-198-AD; Amendment 39-14490; AD 2006-04-09] (RIN: 2120-AA64) received April 21, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

8241. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Cessna Model 500, 550, S550, 560, 560XL, and 750 Airplanes [Docket No. FAA-2005-22558; Directorate Identifier 2005-NM-107-AD; Amendment 39-14491; AD 2006-04-10] (RIN: 2120-AA64) received April 21, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

8242. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Meggitt Model 602 Smoke Detectors Approved Under Technical Standard Order (TSO) TSO-C1C and Installed on Various Transport Category Airplanes, Including But Not Limited to Aerospatiale Model ATR42 and ATR72 Airplanes; Boeing Model 727 and 737 Airplanes; McDonnell Douglas Model DC-10-10, DC-10-10F, DC-10-15, DC-10-30 and DC-10-30F (KC-10A and KDC-10), DC-10-40, DC-10-40F, MD-10-10-F, MD-10-30F, MD-11, and MD-11F Airplanes [Docket No. FAA-2005-22031; Directorate Identifier 2004-NM-259-AD; Amendment 39-14885; AD 2006-04-04] (RIN: 2120-AA64) Received April 21, 2006, pursuant to 5 to the Committee on Transportation and Infrastructure.

8243. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; BAE Systems (Operations) Limited Model BAe 146 and Avro 146-RJ Airplanes [Docket No. 2002-NM-172-AD; Amendment 39-14488; AD 2006-04-07] (RIN: 2120-AA64) received April 21, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

8244. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Airbus Model A330-200 and -300 Series Airplanes, Model A340-200 and -300 Series Airplanes, and Model 340-541 and -642 Airplanes [Docket No. 2003-NM-211-AD; Amendment 39-14484; AD 2006-04-03] (RIN: 2120-AA64) received April 21, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

8245. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Airbus Model A300 B2 Series Airplanes; Model A300 B4 Series Airplanes; Model A300 B4 Series Airplanes; Model A300 B4-600 Series Airplanes; Model A300 B4-600R Airplanes; Model A300 F4 600R Series Airplanes; Model A300 C4-605R Variant F Airplanes; and Model A310-200 Series Airplanes; and Model A310-300 Series Airplanes [Docket No. FAA-2005-22411; Directorate Identifier 2005-NM-074-AD; Amendment 39-14482; AD 2006-04-01] (RIN: 2120-AA64) Received April 21, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

8246. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Airbus Model A318-100 Series Airplanes, Model A319-100 Series Airplanes, Model A320-111 Airplanes; Model

A320-200 Series Airplanes, and Model A321-100 Series Airplanes [Docket No. FAA-2005-23143; Directorate Identifier 2005-NM-177-AD; Amendment 39-14487; AD 2006-04-06] (RIN: 2120-AA64) received April 21, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

8247. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Airbus Model A300-B4-600, B4-600R, and F4-600R Series Airplanes, and Model C4-605R Variant F Airplanes (Collectively Called A300-600 Series Airplanes); and Model A310-300 Series Airplanes [Docket No. FAA-2005-22455; Directorate Identifier 2005-NM-095-AD; Amendment 39-14489; AD 2006-04-08] (RIN: 2120-AA64) received April 21, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

8248. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Turbomeca Artouste III B, Artouste III B1, and Artouste III D Turboshaft Engines [Docket No. FAA-2006-23594; Directorate Identifier 2005-NE-54-AD; Amendment 39-14497; AD 2006-04-15] (RIN: 2120-AA64) received April 21, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

8249. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Gulfstream Model GIV-X and GV-SP Series Airplanes [Docket No. FAA-2006-23966; Directorate Identifier 2006-NM-024-AD; Amendment 39-14495; AD 2006-04-13] (RIN: 2120-AA64) received April 21, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

8250. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Rolls-Royce plc RB211 Trent 500, 700 and 800 Series Turbofan Engines [Docket No. FAA-2006-23604; Directorate Identifier 2005-NE-49-AD; Amendment 39-14498; AD 2006-05-01] (RIN: 2120-AA64) received April 21, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

8251. A letter from the Regulatory Officer, Forest Service, Department of Agriculture, transmitting the Department's final rule — Recreation Fees (RIN: 0596-AC35) received April 21, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); jointly to the Committees on Agriculture and Resources.

8252. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting certification to Congress regarding the Incidental Capture of Sea Turtles in Commercial Shrimping Operations, pursuant to Public Law 101-162, section 609(b); jointly to the Committees on Resources and Appropriations.

¶60.3 PROVIDING FOR CONSIDERATION OF H.R. 5638

Mr. HASTINGS of Washington, by direction of the Committee on Rules, called up the following resolution (H. Res. 885):

Resolved, That upon the adoption of this resolution it shall be in order without intervention of any point of order to consider in the House the bill (H.R. 5638) to amend the Internal Revenue Code of 1986 to increase the unified credit against the estate tax to an exclusion equivalent of $5,000,000 and to repeal the sunset provision for the estate and generation-skipping taxes, and for other purposes. The bill shall be considered as read. The amendment printed in the report of the Committee on Rules accompanying this resolution shall be considered as adopted. The previous question shall be considered as ordered on the bill, as amended, to final passage without intervening motion except: (1) one hour of debate equally divided and controlled by the chairman and ranking minority member of the Committee on Ways and Means; and (2) one motion to recommit with or without instructions.

When said resolution was considered.

After debate,

Mr. HASTINGS of Washington moved the previous question on the resolution to its adoption or rejection.

The question being put, viva voce,

Will the House now order the previous question?

The SPEAKER pro tempore, Mr. BOOZMAN, announced that the yeas had it.

Ms. SLAUGHTER demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mr. BOOZMAN, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed.

¶60.4 PROVIDING FOR CONSIDERATION OF H.R. 4890

Mr. PUTNAM, by direction of the Committee on Rules, called up the following resolution (H. Res. 886):

Resolved, That upon the adoption of this resolution it shall be in order without intervention of any point of order to consider in the House the bill (H.R. 4890) to amend the Congressional and Impoundment Control Act of 1974 to provide for the expedited consideration of certain proposed rescissions of budget authority. The bill shall be considered as read. The amendment in the nature of a substitute recommended by the Committee on the Budget now printed in the bill, modified by the amendment printed in the report of the Committee on Rules accompanying this resolution, shall be considered as adopted. All points of order against the bill, as amended, are waived. The previous question shall be considered as ordered on the bill, as amended, to final passage without intervening motion except: (1) one hour of debate equally divided and controlled by the chairman and ranking minority member of the Committee on the Budget; and (2) one motion to recommit with or without instructions.

When said resolution was considered.

After debate,

Mr. PUTNAM moved the previous question on the resolution to its adoption or rejection.

The question being put, viva voce,

Will the House now order the previous question?

The SPEAKER pro tempore, Mr. BOOZMAN, announced that the yeas had it.

Mr. HASTINGS of Florida demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mr. BOOZMAN, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed.

¶60.5 H. RES. 885—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mr. BOOZMAN, pursuant to clause 8, rule XX, announced the unfinished business to be the question on ordering the previous question on the resolution (H. Res. 885) providing for consideration of the bill (H.R. 5638) to amend the Internal Revenue Code of 1986 to increase the unified credit against the estate tax to an exclusion equivalent of $5,000,000 and to repeal the sunset provision for the estate and generation-skipping taxes, and for other purposes.

The question being put,

Will the House now order the previous question?

The vote was taken by electronic device.

It was decided in the affirmative	Yeas	226
	Nays	194

¶60.6 [Roll No. 308]

YEAS—226

Aderholt	Fortenberry	McHugh
Akin	Fossella	McKeon
Alexander	Foxx	McMorris
Bachus	Franks (AZ)	Mica
Baker	Frelinghuysen	Miller (FL)
Barrett (SC)	Gallegly	Miller (MI)
Bartlett (MD)	Garrett (NJ)	Miller, Gary
Barton (TX)	Gerlach	Moran (KS)
Bass	Gibbons	Murphy
Beauprez	Gilchrest	Musgrave
Biggert	Gillmor	Myrick
Bilbray	Gingrey	Neugebauer
Bilirakis	Goode	Ney
Bishop (UT)	Goodlatte	Northup
Blackburn	Granger	Norwood
Blunt	Graves	Nunes
Boehlert	Green (WI)	Nussle
Boehner	Gutknecht	Osborne
Bonilla	Hall	Otter
Bonner	Harris	Oxley
Bono	Hart	Paul
Boozman	Hastings (WA)	Pearce
Boucher	Hayes	Peterson (PA)
Boustany	Hayworth	Petri
Bradley (NH)	Hefley	Pickering
Brady (TX)	Hensarling	Pitts
Brown (SC)	Herger	Platts
Brown-Waite, Ginny	Hobson	Poe
Burgess	Hoekstra	Pombo
Burton (IN)	Hostettler	Porter
Buyer	Hulshof	Price (GA)
Calvert	Hunter	Pryce (OH)
Camp (MI)	Hyde	Putnam
Campbell (CA)	Inglis (SC)	Radanovich
Cantor	Issa	Ramstad
Capito	Istook	Regula
Carter	Jenkins	Rehberg
Castle	Jindal	Reichert
Chabot	Johnson (CT)	Renzi
Chocola	Johnson (IL)	Reynolds
Coble	Jones (NC)	Rogers (AL)
Cole (OK)	Keller	Rogers (KY)
Conaway	Kelly	Rogers (MI)
Cramer	Kennedy (MN)	Rohrabacher
Crenshaw	King (IA)	Ros-Lehtinen
Cubin	King (NY)	Royce
Culberson	Kingston	Ryan (WI)
Davis (KY)	Kirk	Ryun (KS)
Davis, Jo Ann	Kline	Saxton
Davis, Tom	Knollenberg	Schmidt
Deal (GA)	Kolbe	Schwarz (MI)
Dent	Kuhl (NY)	Sensenbrenner
Diaz-Balart, L.	LaHood	Sessions
Diaz-Balart, M.	Latham	Shadegg
Doolittle	LaTourette	Shaw
Drake	Leach	Sherwood
Dreier	Lewis (CA)	Shimkus
Duncan	Lewis (KY)	Shuster
Ehlers	Linder	Simmons
Emerson	LoBiondo	Simpson
English (PA)	Lucas	Smith (NJ)
Everett	Lungren, Daniel E.	Smith (TX)
Feeney	Mack	Sodrel
Ferguson	Manzullo	Souder
Fitzpatrick (PA)	McCaul (TX)	Stearns
Flake	McCotter	Sullivan
Foley	McCrery	Sweeney
Forbes	McHenry	Tancredo
		Taylor (NC)

Terry
Thomas
Thornberry
Tiahrt
Tiberi
Turner
Upton
Walden (OR)
Walsh
Wamp
Weldon (FL)
Weldon (PA)
Weller
Westmoreland
Whitfield
Wicker
Wilson (NM)
Wilson (SC)
Wolf
Young (AK)
Young (FL)

NAYS—194

Abercrombie
Ackerman
Allen
Andrews
Baca
Baird
Baldwin
Barrow
Bean
Becerra
Berkley
Berman
Berry
Bishop (GA)
Bishop (NY)
Blumenauer
Boren
Boswell
Boyd
Brady (PA)
Brown (OH)
Brown, Corrine
Butterfield
Capps
Capuano
Cardin
Cardoza
Carnahan
Carson
Case
Chandler
Clay
Cleaver
Clyburn
Conyers
Cooper
Costa
Costello
Crowley
Cuellar
Cummings
Davis (AL)
Davis (CA)
Davis (IL)
Davis (TN)
DeFazio
DeGette
Delahunt
DeLauro
Dicks
Dingell
Doggett
Doyle
Edwards
Emanuel
Engel
Eshoo
Etheridge
Farr
Fattah
Filner
Ford
Frank (MA)
Gonzalez
Gordon
Green, Al
Green, Gene
Grijalva
Gutierrez
Harman
Hastings (FL)
Herseth
Higgins
Hinchey
Hinojosa
Holden
Holt
Honda
Hooley
Hoyer
Inslee
Israel
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Johnson, E. B.
Jones (OH)
Kanjorski
Kaptur
Kennedy (RI)
Kildee
Kilpatrick (MI)
Kind
Kucinich
Langevin
Lantos
Larsen (WA)
Larson (CT)
Lee
Levin
Lewis (GA)
Lipinski
Lofgren, Zoe
Lowey
Lynch
Maloney
Markey
Marshall
Matheson
Matsui
McCarthy
McCollum (MN)
McDermott
McGovern
McIntyre
McKinney
McNulty
Meehan
Meek (FL)
Meeks (NY)
Melancon
Michaud
Millender-McDonald
Miller (NC)
Miller, George
Mollohan
Moore (KS)
Moore (WI)
Moran (VA)
Murtha
Nadler
Napolitano
Neal (MA)
Oberstar
Obey
Olver
Ortiz
Owens
Pallone
Pascrell
Pastor
Payne
Pelosi
Peterson (MN)
Pomeroy
Price (NC)
Rahall
Rangel
Ross
Rothman
Roybal-Allard
Ruppersberger
Rush
Ryan (OH)
Sabo
Salazar
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Schakowsky
Schiff
Schwartz (PA)
Scott (GA)
Scott (VA)
Sherman
Skelton
Slaughter
Snyder
Solis
Spratt
Stark
Strickland
Stupak
Tanner
Tauscher
Taylor (MS)
Thompson (CA)
Thompson (MS)
Tierney
Towns
Udall (CO)
Udall (NM)
Van Hollen
Velázquez
Visclosky
Wasserman Schultz
Watson
Watt
Waxman
Weiner
Wexler
Woolsey
Wu
Wynn

NOT VOTING—12

Cannon
Davis (FL)
Evans
Gohmert
Johnson, Sam
Marchant
Pence
Reyes
Serrano
Shays
Smith (WA)
Waters

So the previous question on the resolution was ordered.

The question being put, viva voce,

Will the House agree to said resolution?

The SPEAKER pro tempore, Mr. BOOZMAN, announced that the yeas had it.

Ms. SLAUGHTER demanded a recorded vote on agreeing to said resolution, which demand was supported by one-fifth of a quorum, so a recorded vote was ordered.

The vote was taken by electronic device.

It was decided in the affirmative { Yeas ..... 228 / Nays ..... 194 }

¶60.7 [Roll No. 309]

AYES—228

Aderholt
Akin
Alexander
Bachus
Baker
Barrett (SC)
Bartlett (MD)
Barton (TX)
Bass
Beauprez
Biggert
Bilbray
Bilirakis
Bishop (UT)
Blackburn
Blunt
Boehlert
Boehner
Bonilla
Bonner
Bono
Boozman
Boucher
Boustany
Bradley (NH)
Brady (TX)
Brown (SC)
Brown-Waite, Ginny
Burgess
Burton (IN)
Buyer
Calvert
Camp (MI)
Campbell (CA)
Cantor
Capito
Carter
Castle
Chabot
Chocola
Coble
Cole (OK)
Conaway
Crenshaw
Cubin
Culberson
Davis (KY)
Davis, Jo Ann
Davis, Tom
Deal (GA)
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Doolittle
Drake
Dreier
Duncan
Ehlers
Emerson
English (PA)
Everett
Feeney
Ferguson
Fitzpatrick (PA)
Flake
Foley
Forbes
Fortenberry
Fossella
Foxx
Franks (AZ)
Frelinghuysen
Gallegly
Garrett (NJ)
Gerlach
Gibbons
Gilchrest
Gillmor
Gingrey
Gohmert
Goode
Goodlatte
Granger
Graves
Green (WI)
Gutknecht
Hall
Harris
Hart
Hastings (WA)
Hayes
Hayworth
Hefley
Hensarling
Herger
Hobson
Hoekstra
Hostettler
Hulshof
Hunter
Hyde
Inglis (SC)
Issa
Istook
Jenkins
Jindal
Johnson (CT)
Johnson (IL)
Jones (NC)
Keller
Kelly
Kennedy (MN)
King (IA)
King (NY)
Kingston
Kirk
Kline
Knollenberg
Kolbe
Kuhl (NY)
LaHood
Latham
LaTourette
Leach
Lewis (CA)
Lewis (KY)
Linder
LoBiondo
Lucas
Lungren, Daniel E.
Mack
Manzullo
Marchant
McCaul (TX)
McCotter
McCrery
McHenry
McHugh
McKeon
McMorris
Mica
Miller (FL)
Miller (MI)
Miller, Gary
Moran (KS)
Murphy
Musgrave
Myrick
Neugebauer
Ney
Northup
Norwood
Nunes
Nussle
Osborne
Otter
Oxley
Paul
Pearce
Pence
Peterson (PA)
Petri
Pickering
Pitts
Platts
Poe
Pombo
Porter
Price (GA)
Pryce (OH)
Putnam
Radanovich
Ramstad
Regula
Rehberg
Reichert
Renzi
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Ros-Lehtinen
Royce
Ryan (WI)
Ryun (KS)
Saxton
Schmidt
Schwarz (MI)
Sensenbrenner
Sessions
Shadegg
Shaw
Sherwood
Shimkus
Shuster
Simmons
Simpson
Smith (NJ)
Smith (TX)
Sodrel
Souder
Stearns
Sullivan
Sweeney
Tancredo
Taylor (NC)
Terry
Thomas
Thornberry
Tiahrt
Tiberi
Turner
Upton
Walden (OR)
Walsh
Wamp
Weldon (FL)
Weldon (PA)
Weller
Westmoreland
Whitfield
Wicker
Wilson (NM)
Wilson (SC)
Wolf
Young (AK)
Young (FL)

NOES—194

Abercrombie
Ackerman
Allen
Andrews
Baca
Baird
Baldwin
Barrow
Bean
Becerra
Berkley
Berman
Berry
Bishop (GA)
Bishop (NY)
Blumenauer
Boren
Boswell
Boyd
Brady (PA)
Brown (OH)
Brown, Corrine
Butterfield
Capps
Capuano
Cardin
Cardoza
Carson
Case
Chandler
Clay
Cleaver
Clyburn
Conyers
Cooper
Costa
Costello
Cramer
Crowley
Cuellar
Cummings
Davis (AL)
Davis (CA)
Davis (IL)
Davis (TN)
DeFazio
DeGette
Delahunt
DeLauro
Dicks
Dingell
Doggett
Doyle
Edwards
Emanuel
Engel
Eshoo
Etheridge
Farr
Fattah
Filner
Ford
Frank (MA)
Gonzalez
Gordon
Green, Al
Green, Gene
Grijalva
Gutierrez
Harman
Hastings (FL)
Herseth
Higgins
Hinchey
Hinojosa
Holden
Holt
Honda
Hooley
Hoyer
Inslee
Israel
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Johnson, E. B.
Jones (OH)
Kanjorski
Kaptur
Kennedy (RI)
Kildee
Kilpatrick (MI)
Kind
Kucinich
Langevin
Lantos
Larsen (WA)
Larson (CT)
Lee
Levin
Lewis (GA)
Lipinski
Lofgren, Zoe
Lowey
Lynch
Maloney
Markey
Marshall
Matheson
Matsui
McCarthy
McCollum (MN)
McDermott
McGovern
McIntyre
McKinney
McNulty
Meehan
Meek (FL)
Meeks (NY)
Melancon
Michaud
Millender-McDonald
Miller (NC)
Miller, George
Mollohan
Moore (KS)
Moore (WI)
Moran (VA)
Murtha
Nadler
Napolitano
Neal (MA)
Oberstar
Obey
Olver
Ortiz
Owens
Pallone
Pascrell
Pastor
Payne
Pelosi
Peterson (MN)
Pomeroy
Price (NC)
Rahall
Rangel
Ross
Rothman
Roybal-Allard
Ruppersberger
Rush
Ryan (OH)
Sabo
Salazar
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Schakowsky
Schiff
Schwartz (PA)
Scott (GA)
Scott (VA)
Sherman
Skelton
Slaughter
Snyder
Solis
Spratt
Stark
Strickland
Stupak
Tanner
Tauscher
Taylor (MS)
Thompson (CA)
Thompson (MS)
Tierney
Towns
Udall (CO)
Udall (NM)
Van Hollen
Velázquez
Visclosky
Wasserman Schultz
Watson
Watt
Waxman
Weiner
Wexler
Woolsey
Wu
Wynn

NOT VOTING—10

Cannon
Carnahan
Davis (FL)
Evans
Johnson, Sam
Reyes
Serrano
Shays
Smith (WA)
Waters

So the resolution was agreed to.

A motion to reconsider the vote whereby said resolution was agreed to was, by unanimous consent, laid on the table.

¶60.8 H. RES. 886—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mr. BOOZMAN, pursuant to clause 8, rule XX, announced the unfinished business to be the question on ordering the previous question on the resolution (H. Res. 886) providing for consideration of the bill (H.R. 4890) to amend the Congressional and Impoundment Control Act of 1974 to provide for the expedited consideration of certain proposed rescissions of budget authority.

The question being put,

Will the House now order the previous question?

The vote was taken by electronic device.

It was decided in the affirmative { Yeas ..... 227 / Nays ..... 196 }

¶60.9 [Roll No. 310]

YEAS—227

Aderholt
Akin
Alexander
Bachus
Baker
Barrett (SC)
Bartlett (MD)
Barton (TX)
Bass
Beauprez
Biggert
Bilbray
Bilirakis
Bishop (UT)
Blackburn

Blunt
Boehlert
Boehner
Bonilla
Bonner
Bono
Boozman
Boustany
Bradley (NH)
Brady (TX)
Brown (SC)
Brown-Waite, Ginny
Burgess
Burton (IN)
Buyer
Calvert
Camp (MI)
Campbell (CA)
Cantor
Capito
Carter
Castle
Chabot
Chocola
Coble
Cole (OK)
Conaway
Crenshaw
Cubin
Culberson
Davis (KY)
Davis, Jo Ann
Davis, Tom
Deal (GA)
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Doolittle
Drake
Dreier
Duncan
Ehlers
Emerson
English (PA)
Everett
Feeney
Ferguson
Fitzpatrick (PA)
Flake
Foley
Forbes
Fortenberry
Fossella
Foxx
Franks (AZ)
Frelinghuysen
Gallegly
Garrett (NJ)
Gerlach
Gibbons
Gilchrest
Gillmor
Gingrey
Gohmert
Goode
Goodlatte
Granger
Graves
Green (WI)
Gutknecht
Hall
Harris
Hart
Hastings (WA)
Hayes
Hayworth
Hefley
Hensarling
Herger
Hobson
Hoekstra
Hostettler
Hulshof
Hunter
Hyde
Inglis (SC)
Issa
Istook
Jenkins
Jindal
Johnson (CT)
Johnson (IL)
Jones (NC)
Keller
Kelly
Kennedy (MN)
King (IA)
King (NY)
Kingston
Kirk
Kline
Knollenberg
Kolbe
Kuhl (NY)
LaHood
Latham
LaTourette
Leach
Lewis (CA)
Lewis (KY)
Linder
LoBiondo
Lucas
Lungren, Daniel E.
Mack
Manzullo
Marchant
McCaul (TX)
McCotter
McCrery
McHenry
McHugh
McKeon
McMorris
Mica
Miller (FL)
Miller (MI)
Miller, Gary
Moran (KS)
Murphy
Musgrave
Myrick
Neugebauer
Ney
Northup
Norwood
Nunes
Nussle
Osborne
Otter
Oxley
Paul
Pearce
Pence
Peterson (PA)
Petri
Pickering
Pitts
Platts
Poe
Pombo
Porter
Price (GA)
Pryce (OH)
Putnam
Radanovich
Ramstad
Regula
Rehberg
Reichert
Renzi
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Ros-Lehtinen
Royce
Ryan (WI)
Ryun (KS)
Saxton
Schmidt
Schwarz (MI)
Sensenbrenner
Sessions
Shadegg
Shaw
Sherwood
Shimkus
Shuster
Simmons
Simpson
Smith (NJ)
Smith (TX)
Sodrel
Souder
Stearns
Sullivan
Sweeney
Tancredo
Taylor (NC)
Terry
Thomas
Thornberry
Tiahrt
Tiberi
Turner
Upton
Walden (OR)
Walsh
Wamp
Weldon (FL)
Weldon (PA)
Weller
Westmoreland
Whitfield
Wicker
Wilson (NM)
Wilson (SC)
Wolf
Young (AK)
Young (FL)

NAYS—196

Abercrombie
Ackerman
Allen
Andrews
Baca
Baird
Baldwin
Barrow
Bean
Becerra
Berkley
Berman
Berry
Bishop (GA)
Bishop (NY)
Blumenauer
Boren
Boswell
Boucher
Boyd
Brady (PA)
Brown (OH)
Brown, Corrine
Butterfield
Capps
Capuano
Cardin
Cardoza
Carnahan
Carson
Case
Chandler
Clay
Cleaver
Clyburn
Conyers
Cooper
Costa
Costello
Cramer
Crowley
Cuellar
Cummings
Davis (AL)
Davis (CA)
Davis (IL)
Davis (TN)
DeFazio
DeGette
Delahunt
DeLauro
Dicks
Dingell
Doggett
Doyle
Edwards
Emanuel
Engel
Eshoo
Etheridge
Farr
Fattah
Filner
Ford
Frank (MA)
Gonzalez
Gordon
Green, Al
Green, Gene
Grijalva
Gutierrez
Harman
Hastings (FL)
Herseth
Higgins
Hinchey
Hinojosa
Holden
Holt
Honda
Hooley
Hoyer
Inslee
Israel
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Johnson, E. B.
Jones (OH)
Kanjorski
Kaptur
Kennedy (RI)
Kildee
Kilpatrick (MI)
Kind
Kucinich
Langevin
Lantos
Larsen (WA)
Larson (CT)
Lee
Levin
Lewis (GA)
Lipinski
Lofgren, Zoe
Lowey
Lynch
Maloney
Markey
Marshall
Matheson
Matsui
McCarthy
McCollum (MN)
McDermott
McGovern
McIntyre
McKinney
McNulty
Meehan
Meek (FL)
Meeks (NY)
Melancon
Michaud
Millender-McDonald
Miller (NC)
Miller, George
Mollohan
Moore (KS)
Moore (WI)
Moran (VA)
Murtha
Nadler
Napolitano
Neal (MA)
Oberstar
Obey
Olver
Ortiz
Owens
Pallone
Pascrell
Pastor
Payne
Pelosi
Peterson (MN)
Pomeroy
Price (NC)
Rahall
Rangel
Ross
Rothman
Roybal-Allard
Ruppersberger
Rush
Ryan (OH)
Sabo
Salazar
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Schakowsky
Schiff
Schwartz (PA)
Scott (GA)
Scott (VA)
Sherman
Skelton
Slaughter
Snyder
Solis
Spratt
Stark
Strickland
Stupak
Tanner
Tauscher
Taylor (MS)
Thompson (CA)
Thompson (MS)
Tierney
Towns
Udall (CO)
Udall (NM)
Van Hollen
Velázquez
Visclosky
Wasserman Schultz
Watson
Watt
Waxman
Weiner
Wexler
Woolsey
Wu
Wynn

NOT VOTING—9

Cannon
Davis (FL)
Evans
Johnson, Sam
Reyes
Serrano
Shays
Smith (WA)
Waters

So the previous question on the resolution was ordered.

The question being put, viva voce,

Will the House agree to said resolution?

The SPEAKER pro tempore, Mr. BOOZMAN, announced that the yeas had it.

Mr. HASTINGS of Florida demanded a recorded vote on agreeing to said resolution, which demand was supported by one-fifth of a quorum, so a recorded vote was ordered.

The vote was taken by electronic device.

It was decided in the affirmative ..... { Yeas ..... 228 / Nays 196

¶60.10 [Roll No. 311]

AYES—228

Aderholt
Akin
Alexander
Bachus
Baker
Barrett (SC)
Bartlett (MD)
Barton (TX)
Bass
Beauprez
Biggert
Bilbray
Bilirakis
Bishop (UT)
Blackburn
Blunt
Boehlert
Boehner
Bonilla
Bonner
Bono
Boozman
Boustany
Bradley (NH)
Brady (TX)
Brown (SC)
Brown-Waite, Ginny
Burgess
Burton (IN)
Buyer
Calvert
Camp (MI)
Campbell (CA)
Cantor
Capito
Carter
Castle
Chabot
Chocola
Coble
Cole (OK)
Conaway
Crenshaw
Cubin
Culberson
Davis (KY)
Davis, Jo Ann
Davis, Tom
Deal (GA)
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Doolittle
Drake
Dreier
Duncan
Ehlers
Emerson
English (PA)
Everett
Feeney
Ferguson
Fitzpatrick (PA)
Flake
Foley
Forbes
Fortenberry
Fossella
Foxx
Franks (AZ)
Frelinghuysen
Gallegly
Garrett (NJ)
Gerlach
Gibbons
Gilchrest
Gillmor
Gingrey
Gohmert
Goode
Goodlatte
Granger
Graves
Green (WI)
Gutknecht
Hall
Harris
Hart
Hastings (WA)
Hayes
Hayworth
Hefley
Hensarling
Herger
Hobson
Hoekstra
Hostettler
Hulshof
Hunter
Hyde
Inglis (SC)
Issa
Istook
Jenkins
Jindal
Johnson (CT)
Johnson (IL)
Jones (NC)
Keller
Kelly
Kennedy (MN)
King (IA)
King (NY)
Kingston
Kirk
Kline
Knollenberg
Kolbe
Kuhl (NY)
LaHood
Latham
LaTourette
Leach
Lewis (CA)
Lewis (KY)
Linder
LoBiondo
Lucas
Lungren, Daniel E.
Mack
Manzullo
Marchant
McCaul (TX)
McCotter
McCrery
McHenry
McHugh
McKeon
McMorris
Melancon
Mica
Miller (FL)
Miller (MI)
Miller, Gary
Moran (KS)
Murphy
Musgrave
Myrick
Neugebauer
Ney
Northup
Norwood
Nunes
Nussle
Osborne
Otter
Oxley
Paul
Pearce
Pence
Peterson (PA)
Petri
Pickering
Pitts
Platts
Poe
Pombo
Porter
Price (GA)
Pryce (OH)
Putnam
Radanovich
Ramstad
Regula
Rehberg
Reichert
Renzi
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Ros-Lehtinen
Royce
Ryan (WI)
Ryun (KS)
Saxton
Schmidt
Schwarz (MI)
Sensenbrenner
Sessions
Shadegg
Shaw
Sherwood
Shimkus
Shuster
Simmons
Simpson
Smith (NJ)
Smith (TX)
Sodrel
Souder
Stearns
Sullivan
Sweeney
Tancredo
Taylor (NC)
Terry
Thomas
Thornberry
Tiahrt
Tiberi
Turner
Upton
Walden (OR)
Walsh
Wamp
Weldon (FL)
Weldon (PA)
Weller
Westmoreland
Whitfield
Wicker
Wilson (NM)
Wilson (SC)
Wolf
Young (AK)
Young (FL)

NOES—196

Abercrombie
Ackerman
Allen
Andrews
Baca
Baird
Baldwin
Barrow
Bean
Becerra
Berkley
Berman
Berry
Bishop (GA)
Bishop (NY)
Blumenauer
Boren
Boswell
Boucher
Boyd
Brady (PA)
Brown (OH)
Brown, Corrine
Butterfield
Capps
Capuano
Cardin
Cardoza
Carnahan
Carson
Case
Chandler
Clay
Cleaver
Clyburn
Conyers
Cooper
Costa
Costello
Cramer
Crowley
Cuellar
Cummings
Davis (AL)
Davis (CA)
Davis (IL)
Davis (TN)
DeFazio
DeGette
Delahunt
DeLauro
Dicks
Dingell
Doggett
Doyle
Edwards
Emanuel
Engel
Eshoo
Etheridge
Farr
Fattah
Filner
Ford
Frank (MA)
Gonzalez
Gordon
Green, Al
Green, Gene
Grijalva
Gutierrez
Harman
Hastings (FL)
Herseth
Higgins
Hinchey
Hinojosa
Holden
Holt
Honda
Hooley
Hoyer
Inslee
Israel
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Johnson, E. B.
Jones (OH)
Kanjorski
Kaptur
Kennedy (RI)
Kildee
Kilpatrick (MI)
Kind
Kucinich
Langevin
Lantos
Larsen (WA)
Larson (CT)
Lee
Levin
Lewis (GA)
Lipinski
Lofgren, Zoe
Lowey
Lynch
Maloney
Markey
Marshall
Matheson
Matsui
McCarthy
McCollum (MN)
McDermott
McGovern
McIntyre
McKinney
McNulty
Meehan
Meek (FL)
Meeks (NY)
Michaud
Millender-McDonald
Miller (NC)
Miller, George
Mollohan
Moore (KS)
Moore (WI)
Moran (VA)
Murtha
Nadler
Napolitano
Neal (MA)
Oberstar
Obey
Olver
Ortiz
Owens
Pallone
Pascrell
Pastor
Payne
Pelosi
Peterson (MN)

Pomeroy
Price (NC)
Rahall
Rangel
Ross
Rothman
Roybal-Allard
Ruppersberger
Rush
Ryan (OH)
Sabo
Salazar
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Schakowsky
Schiff
Schwartz (PA)
Scott (GA)
Scott (VA)
Sherman
Skelton
Slaughter
Smith (WA)
Snyder
Solis
Spratt
Stark
Strickland
Stupak
Tanner
Tauscher
Taylor (MS)
Thompson (CA)
Thompson (MS)
Tierney
Towns
Udall (CO)
Udall (NM)
Van Hollen
Velázquez
Visclosky
Wasserman Schultz
Watson
Watt
Waxman
Weiner
Wexler
Woolsey
Wu
Wynn

NOT VOTING—8

Cannon
Davis (FL)
Evans
Johnson, Sam
Reyes
Serrano
Shays
Waters

So the resolution was agreed to.

A motion to reconsider the vote whereby said resolution was agreed to was, by unanimous consent, laid on the table.

¶60.11 PERMANENT ESTATE TAX RELIEF

On motion of Mr. THOMAS, pursuant to House Resolution 885, called up for consideration the bill (H.R. 5638) to amend the Internal Revenue Code of 1986 to increase the unified credit against the estate tax to an exclusion equivalent of $5,000,000 and to repeal the sunset provision for the estate and generation-skipping taxes, and for other purposes.

Pending consideration of said bill.

Ms. PELOSI, pursuant to clause 3 of rule XVI, demanded the question of consideration be put.

The question being put viva, voce,

Will the House now consider said bill?

The SPEAKER pro tempore, Mr. BOOZMAN, announced that the yeas had it.

Ms. PELOSI demanded a recorded vote on consideration of said bill, which demand was supported by one-fifth of a quorum, so a recorded vote was ordered.

The vote was taken by electronic device.

It was decided in the affirmative ..... { Yeas ..... 238 / Nays 188

¶60.12 [Roll No. 312]

AYES—238

Aderholt
Akin
Alexander
Bachus
Baker
Barrett (SC)
Barrow
Bartlett (MD)
Barton (TX)
Bass
Beauprez
Biggert
Bilbray
Bilirakis
Bishop (GA)
Bishop (UT)
Blackburn
Blunt
Boehlert
Boehner
Bonilla
Bonner
Bono
Boozman
Boren
Boucher
Boustany
Boyd
Bradley (NH)
Brady (TX)
Brown (SC)
Brown-Waite, Ginny
Burgess
Burton (IN)
Buyer
Calvert
Camp (MI)
Campbell (CA)
Cannon
Cantor
Capito
Carter
Castle
Chabot
Chocola
Coble
Cole (OK)
Conaway
Cramer
Crenshaw
Cubin
Culberson
Davis (KY)
Davis (TN)
Davis, Jo Ann
Davis, Tom
Deal (GA)
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Doolittle
Drake
Dreier
Duncan
Ehlers
Emerson
English (PA)
Everett
Feeney
Ferguson
Fitzpatrick (PA)
Flake
Foley
Forbes
Fortenberry
Fossella
Foxx
Franks (AZ)
Frelinghuysen
Gallegly
Garrett (NJ)
Gerlach
Gibbons
Gilchrest
Gillmor
Gingrey
Gohmert
Goode
Goodlatte
Granger
Graves
Green (WI)
Gutknecht
Hall
Harris
Hart
Hastings (WA)
Hayes
Hayworth
Hefley
Hensarling
Herger
Hobson
Hoekstra
Hostettler
Hulshof
Hunter
Hyde
Inglis (SC)
Issa
Istook
Jenkins
Jindal
Johnson (CT)
Johnson (IL)
Jones (NC)
Keller
Kelly
Kennedy (MN)
King (IA)
King (NY)
Kingston
Kirk
Kline
Knollenberg
Kolbe
Kuhl (NY)
LaHood
Latham
LaTourette
Leach
Lewis (CA)
Lewis (KY)
Linder
LoBiondo
Lucas
Lungren, Daniel E.
Mack
Manzullo
Marchant
Matheson
McCaul (TX)
McCotter
McCrery
McHenry
McHugh
McKeon
McMorris
Melancon
Mica
Miller (FL)
Miller (MI)
Miller, Gary
Moran (KS)
Murphy
Musgrave
Myrick
Neugebauer
Ney
Northup
Norwood
Nunes
Nussle
Osborne
Otter
Oxley
Paul
Pearce
Pence
Peterson (PA)
Petri
Pickering
Pitts
Platts
Poe
Pombo
Porter
Price (GA)
Pryce (OH)
Putnam
Radanovich
Rahall
Ramstad
Regula
Rehberg
Reichert
Renzi
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Ros-Lehtinen
Royce
Ryan (WI)
Ryun (KS)
Saxton
Schmidt
Schwarz (MI)
Sensenbrenner
Sessions
Shadegg
Shaw
Sherwood
Shimkus
Shuster
Simmons
Simpson
Smith (NJ)
Smith (TX)
Sodrel
Souder
Stearns
Sullivan
Sweeney
Tancredo
Taylor (NC)
Terry
Thomas
Thornberry
Tiahrt
Tiberi
Turner
Upton
Walden (OR)
Walsh
Wamp
Weldon (FL)
Weldon (PA)
Weller
Westmoreland
Whitfield
Wicker
Wilson (NM)
Wilson (SC)
Wolf
Young (AK)
Young (FL)

NOES—188

Abercrombie
Ackerman
Allen
Andrews
Baca
Baird
Baldwin
Bean
Becerra
Berkley
Berman
Berry
Bishop (NY)
Blumenauer
Boswell
Brady (PA)
Brown (OH)
Brown, Corrine
Butterfield
Capps
Capuano
Cardin
Cardoza
Carnahan
Carson
Case
Chandler
Clay
Cleaver
Clyburn
Conyers
Cooper
Costa
Costello
Crowley
Cuellar
Cummings
Davis (AL)
Davis (CA)
Davis (IL)
DeFazio
DeGette
Delahunt
DeLauro
Dicks
Dingell
Doggett
Doyle
Edwards
Emanuel
Engel
Eshoo
Etheridge
Farr
Fattah
Filner
Ford
Frank (MA)
Gonzalez
Gordon
Green, Al
Green, Gene
Grijalva
Gutierrez
Harman
Hastings (FL)
Herseth
Higgins
Hinchey
Hinojosa
Holden
Holt
Honda
Hooley
Hoyer
Inslee
Israel
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Johnson, E. B.
Jones (OH)
Kanjorski
Kaptur
Kennedy (RI)
Kildee
Kilpatrick (MI)
Kind
Kucinich
Langevin
Lantos
Larsen (WA)
Larson (CT)
Lee
Levin
Lewis (GA)
Lipinski
Lofgren, Zoe
Lowey
Lynch
Maloney
Markey
Marshall
Matsui
McCarthy
McCollum (MN)
McDermott
McGovern
McIntyre
McKinney
McNulty
Meehan
Meek (FL)
Meeks (NY)
Michaud
Millender-McDonald
Miller (NC)
Miller, George
Mollohan
Moore (KS)
Moore (WI)
Moran (VA)
Murtha
Nadler
Napolitano
Neal (MA)
Oberstar
Obey
Olver
Ortiz
Owens
Pallone
Pascrell
Pastor
Payne
Pelosi
Peterson (MN)
Pomeroy
Price (NC)
Rangel
Reyes
Ross
Rothman
Roybal-Allard
Ruppersberger
Rush
Ryan (OH)
Sabo
Salazar
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Schakowsky
Schiff
Schwartz (PA)
Scott (GA)
Scott (VA)
Sherman
Skelton
Slaughter
Smith (WA)
Snyder
Solis
Spratt
Stark
Strickland
Stupak
Tanner
Tauscher
Taylor (MS)
Thompson (CA)
Thompson (MS)
Tierney
Towns
Udall (CO)
Udall (NM)
Van Hollen
Velázquez
Visclosky
Wasserman Schultz
Watson
Watt
Waxman
Weiner
Wexler
Woolsey
Wu
Wynn

NOT VOTING—6

Davis (FL)
Evans
Johnson, Sam
Serrano
Shays
Waters

So the House decided to consider said bill.

Pursuant to House Resolution 885, the bill was considered as read and the following amendment printed in House Report 109-517 was considered as agreed to:

Page 2, strike lines 21 through 23, and insert the following:

''(2) APPLICABLE EXCLUSION AMOUNT.—

''(A) IN GENERAL.—For purposes of this subsection, the applicable exclusion amount is $5,000,000.

''(B) INFLATION ADJUSTMENT.—In the case of any decedent dying in a calendar year after 2010, the dollar amount in subparagraph (A) shall be increased by an amount equal to—

''(i) such dollar amount, multiplied by

''(ii) the cost-of-living adjustment determined under section 1(f)(3) for such calendar year by substituting 'calendar year 2009' for 'calendar year 1992' in subparagraph (B) thereof.

If any amount as adjusted under the preceding sentence is not a multiple of $100,000, such amount shall be rounded to the nearest multiple of $100,000.''.

Page 8, strike lines 10 through 12, and insert the following:

''(3) BASIC EXCLUSION AMOUNT.—

''(A) IN GENERAL.—For purposes of this subsection, the basic exclusion amount is $5,000,000.

''(B) INFLATION ADJUSTMENT.—In the case of any decedent dying in a calendar year after 2010, the dollar amount in subparagraph (A) shall be increased by an amount equal to—

''(i) such dollar amount, multiplied by

''(ii) the cost-of-living adjustment determined under section 1(f)(3) for such calendar year by substituting 'calendar year 2009' for 'calendar year 1992' in subparagraph (B) thereof.

If any amount as adjusted under the preceding sentence is not a multiple of $100,000, such amount shall be rounded to the nearest multiple of $100,000.''.

Page 10, after line 16, insert the following:

(2) Section 2631(c) of such Code is amended by striking ''the applicable exclusion amount'' and inserting ''the basic exclusion amount''.

Page 10, line 17, strike ''(2)'' and insert ''(3)''.

When said bill, as amended, was considered.

After debate,

Pursuant to House Resolution 885, the previous question was ordered on the bill, as amended.

The bill, as amended, was ordered to be engrossed and read a third time, was read a third time by title.

Mr. RANGEL moved to recommit the bill to the Committee on Ways and Means with instructions to report the bill back to the House promptly with the following amendatory instructions:

At the end of the bill insert the following:

(1) On June 21, 2006, the Committee on Rules of the House of Representatives met in an emergency meeting to provide a rule for the consideration of H.R. 5638, even though all of the estate and gift tax provisions contained therein do not take effect until January 1, 2010.

(2) The estate tax provisions in H.R. 5638 will cost more than $800 billion (including interest) in the first 10 years in which the effect of the legislation is fully reflected in the budget deficit (fiscal years 2012–2022).

(3) More than half of that revenue cost will benefit only the wealthiest 0.3 percent of all decedents. Annually approximately 7500 estates nationwide will be the primary beneficiaries of these reductions in revenue.

(4) Under H.R. 5638, estates worth more than $20 million (annually approximately 800–900 estates) alone will get a $4.5 billion tax reduction, an average tax reduction of $5.6 million per estate.

(5) All of that revenue cost will be financed through Federal borrowing, much of which will be from foreign investors.

(6) In contrast, the Committee on Rules of the House of Representatives has not met to provide a rule for the consideration of legislation reported by a Committee of the House of Representatives that would provide for an increase of the minimum wage.

(7) An increase in the minimum wage would benefit more than 6 million individuals, include 1.8 million parents with children under age 18. These numbers dwarf the numbers of individuals who would benefit from H.R. 5638.

(8) Congress has not increased the minimum wage since 1997. The minimum wage (on an inflation adjusted basis) is now at its lowest level in 50 years.

(9) Currently a person working full-time at the minimum wage will earn just $10,700 annually, less than two-tenths of one percent of the average benefit provided by H.R. 5638 to estates worth more than $20 million.

(10) The increase in annual income of a full-time minimum wage worker under the minimum wage legislation reported by the Committee of the House of Representatives would be less than one-tenth of one percent of the average benefit provided by H.R. 5638 to estates worth more than $20 million.

(11) Enacting the estate tax reductions contained in H.R. 5638, while refusing to increase the minimum wage, amounts to placing the interests of 7500 of the wealthiest estates annually above the interest of 6.6 million individuals who would benefit from a minimum wage increase, based on the above the Committee shall report the same back to the House only after the House has acted on an increase in the minimum wage.

¶60.13 POINT OF ORDER

Mr. THOMAS, made a point of order and said:

''Mr. Speaker, I make a point of order against the motion to recommit and believe the point of order is in order because this supposed motion to recommit is not germane.''

Mr. RANGEL spoke to the point of order and said:

''Mr. Speaker, one may wonder how germane is it when we are considering a bill that 7,500 families will be the beneficiary at the cost of $800 billion, as opposed to what I am raising in the motion to recommit, and that is the lives of 6.6 million working people that really are working at the minimum wage. So there is a difference in how we perceive what we are doing today, whether the hundreds of million of people that work every day should be sacrificed at a cost of close to $1 trillion when, in fact, we are talking about 7,500 families that have not worked for the money but are going to inherit the money.''

Mr. THOMAS spoke to the point of order and said:

''Mr. Speaker, is the gentleman supposed to respond to the point of order, or is he allowed to make a partisan political speech which is not germane to the point of order?''

Mr. RANGEL spoke to the point of order, and said:

''Well, that was my point, that I am trying to show the significance of taxpayers; taxpayers, where one group is at the minimum wage, and people who, right now 99.7 percent of these people, do not pay taxes on their estate. So clearly we are talking in terms of who is suffering the liability of taxes.

''The germaneness is who is going to pay for this bill that is before us today? And the motion to recommit says that we should consider the millions of people who work every day that don't get this type of relief.

''Well, I will yield to the Chair to determine what is fair and what is equitable as we talk about the lives of working people that pay taxes every day as opposed to having a trillion dollars to be disbursed to people who don't pay taxes.''

The SPEAKER pro tempore, Mr. PRICE of Georgia, sustained the point of order and said:

''The gentleman makes a point of order that the amendment offered by the gentleman from New York is not germane.

''Clause 7 of rule XVI, the germaneness rule, provides that no proposition on a 'subject different from that under consideration shall be admitted under color of amendment.' One of the central tenets of the germaneness rule is that an amendment should be within the jurisdiction of the committee of jurisdiction of the bill.

''The bill, H.R. 5638, was referred to the Committee on Ways and Means.

''The amendment offered by the gentleman from New York in pertinent part addresses the minimum wage, a matter within the jurisdiction of the Education and the Workforce Committee. By addressing a matter outside the jurisdiction of the Committee on Ways and Means, the amendment is not germane.

''The point of order is sustained. The motion is not in order.''

Mr. RANGEL appealed the ruling of the Chair.

Mr. THOMAS moved to lay the appeal on the table.

Mr. HOYER made a point of order and said:

''That the gentleman's motion is not in order because we were in the process of voting on the issue that was propounded by the gentleman from New York.''

The SPEAKER pro tempore, Mr. PRICE of Georgia, spoke and said:

''When the Chair began to put the question, the gentleman from California was on his feet seeking recognition. The gentleman's motion was to table.''

Mr. HOYER appealed the ruling of the Chair.

The SPEAKER pro tempore, Mr. PRICE of Georgia, spoke and said:

''The Chair has made a ruling on a germaneness point of order. An appeal has been taken. No further appeal may be erected at this point. The situation that the gentleman from Maryland seeks to appeal from is not appealable.''

The question being put, viva voce,

Will the House lay on the table the appeal of the ruling of the Chair?

The SPEAKER pro tempore, Mr. PRICE of Georgia, announced that the yeas had it.

Mr. HOYER demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The vote was taken by electronic device.

It was decided in the affirmative ..... { Yeas ..... 229 / Nays 195

¶60.14 [Roll No. 313]

YEAS—229

Aderholt	Deal (GA)	Hyde
Akin	Dent	Inglis (SC)
Alexander	Diaz-Balart, M.	Issa
Bachus	Doolittle	Istook
Baker	Drake	Jenkins
Barrett (SC)	Dreier	Jindal
Bartlett (MD)	Duncan	Johnson (CT)
Barton (TX)	Ehlers	Johnson (IL)
Bass	Emerson	Jones (NC)
Beauprez	English (PA)	Keller
Biggert	Everett	Kelly
Bilbray	Feeney	Kennedy (MN)
Bilirakis	Ferguson	King (IA)
Bishop (UT)	Fitzpatrick (PA)	King (NY)
Blackburn	Flake	Kingston
Blunt	Foley	Kirk
Boehlert	Forbes	Kline
Boehner	Fortenberry	Knollenberg
Bonilla	Fossella	Kolbe
Bonner	Foxx	Kuhl (NY)
Bono	Franks (AZ)	LaHood
Boozman	Frelinghuysen	Latham
Boucher	Gallegly	LaTourette
Boustany	Garrett (NJ)	Leach
Bradley (NH)	Gerlach	Lewis (CA)
Brady (TX)	Gibbons	Lewis (KY)
Brown (SC)	Gilchrest	Linder
Brown-Waite, Ginny	Gillmor	LoBiondo
Burgess	Gingrey	Lucas
Burton (IN)	Gohmert	Lungren, Daniel E.
Buyer	Goode	Mack
Calvert	Goodlatte	Manzullo
Camp (MI)	Granger	Marchant
Campbell (CA)	Graves	McCaul (TX)
Cannon	Green (WI)	McCotter
Cantor	Gutknecht	McCrery
Capito	Hall	McHenry
Carter	Harris	McHugh
Castle	Hart	McKeon
Chabot	Hastert	McMorris
Chocola	Hastings (WA)	Mica
Coble	Hayes	Miller (FL)
Cole (OK)	Hayworth	Miller (MI)
Conaway	Hefley	Miller, Gary
Crenshaw	Hensarling	Moran (KS)
Cubin	Herger	Murphy
Culberson	Hobson	Musgrave
Davis (KY)	Hoekstra	Myrick
Davis, Jo Ann	Hostettler	Neugebauer
Davis, Tom	Hulshof	Ney
	Hunter	

Northup
Norwood
Nunes
Nussle
Osborne
Otter
Oxley
Paul
Pearce
Pence
Peterson (PA)
Petri
Pickering
Pitts
Platts
Poe
Pombo
Porter
Price (GA)
Pryce (OH)
Putnam
Radanovich
Ramstad
Regula
Rehberg
Reichert
Renzi
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Ros-Lehtinen
Royce
Ryan (WI)
Ryun (KS)
Saxton
Schmidt
Schwarz (MI)
Sensenbrenner
Sessions
Shadegg
Shaw
Sherwood
Shimkus
Shuster
Simmons
Simpson
Smith (NJ)
Smith (TX)
Sodrel
Souder
Stearns
Sullivan
Sweeney
Tancredo
Taylor (NC)
Terry
Thomas
Thornberry
Tiahrt
Tiberi
Turner
Upton
Walden (OR)
Walsh
Wamp
Weldon (FL)
Weldon (PA)
Weller
Westmoreland
Whitfield
Wicker
Wilson (NM)
Wilson (SC)
Wolf
Young (AK)
Young (FL)

NAYS—195

Abercrombie
Ackerman
Allen
Andrews
Baca
Baird
Baldwin
Barrow
Bean
Becerra
Berman
Berry
Bishop (GA)
Bishop (NY)
Blumenauer
Boren
Boswell
Boyd
Brady (PA)
Brown (OH)
Brown, Corrine
Butterfield
Capps
Capuano
Cardin
Cardoza
Carnahan
Carson
Case
Chandler
Clay
Cleaver
Clyburn
Conyers
Cooper
Costa
Costello
Cramer
Crowley
Cuellar
Cummings
Davis (AL)
Davis (CA)
Davis (IL)
Davis (TN)
DeFazio
DeGette
Delahunt
DeLauro
Dicks
Dingell
Doggett
Doyle
Edwards
Emanuel
Engel
Eshoo
Etheridge
Farr
Fattah
Filner
Ford
Frank (MA)
Gonzalez
Gordon
Green, Al
Green, Gene
Grijalva
Gutierrez
Harman
Hastings (FL)
Herseth
Higgins
Hinchey
Hinojosa
Holden
Holt
Honda
Hooley
Hoyer
Inslee
Israel
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Johnson, E. B.
Jones (OH)
Kanjorski
Kaptur
Kildee
Kilpatrick (MI)
Kind
Kucinich
Langevin
Lantos
Larsen (WA)
Larson (CT)
Lee
Levin
Lewis (GA)
Lipinski
Lofgren, Zoe
Lowey
Lynch
Maloney
Markey
Marshall
Matheson
Matsui
McCarthy
McCollum (MN)
McDermott
McGovern
McIntyre
McKinney
McNulty
Meehan
Meek (FL)
Meeks (NY)
Melancon
Michaud
Millender-McDonald
Miller (NC)
Miller, George
Mollohan
Moore (KS)
Moore (WI)
Moran (VA)
Murtha
Nadler
Napolitano
Neal (MA)
Oberstar
Obey
Olver
Ortiz
Owens
Pallone
Pascrell
Pastor
Payne
Pelosi
Peterson (MN)
Pomeroy
Price (NC)
Rahall
Rangel
Reyes
Ross
Rothman
Roybal-Allard
Ruppersberger
Rush
Ryan (OH)
Sabo
Salazar
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Schakowsky
Schiff
Schwartz (PA)
Scott (GA)
Scott (VA)
Sherman
Skelton
Slaughter
Smith (WA)
Snyder
Solis
Spratt
Stark
Strickland
Stupak
Tanner
Tauscher
Taylor (MS)
Thompson (CA)
Thompson (MS)
Tierney
Towns
Udall (CO)
Udall (NM)
Van Hollen
Velázquez
Visclosky
Wasserman Schultz
Watson
Watt
Waxman
Weiner
Wexler
Woolsey
Wu
Wynn

NOT VOTING—9

Berkley
Davis (FL)
Diaz-Balart, L.
Evans
Johnson, Sam
Kennedy (RI)
Serrano
Shays
Waters

So the motion to lay the appeal on the table was agreed to.

A motion to reconsider the vote whereby said motion was agreed to was, by unanimous consent, laid on the table.

Mr. POMEROY moved to recommit the bill to the Committee on Ways and Means with instructions to report the bill back to the House forthwith with the following amendment:

Strike all after the enacting clause and insert the following:

SECTION 1. SHORT TITLE.

This Act may be cited as the ''Certain and Immediate Estate Tax Relief Act of 2006''.

SEC. 2. RETENTION OF ESTATE TAX; REPEAL OF CARRYOVER BASIS.

(a) IN GENERAL.—Subtitles A and E of title V of the Economic Growth and Tax Relief Reconciliation Act of 2001, and the amendments made by such subtitles, are hereby repealed; and the Internal Revenue Code of 1986 shall be applied as if such subtitles, and amendments, had never been enacted.

(b) SUNSET NOT TO APPLY.—Section 901 of the Economic Growth and Tax Relief Reconciliation Act of 2001 shall not apply to title V of such Act.

(c) CONFORMING AMENDMENTS.—Subsection (d) of section 511, and subsections (b)(2) and (e)(2) of section 521, of the Economic Growth and Tax Relief Reconciliation Act of 2001, and the amendments made by such subsections, are hereby repealed; and the Internal Revenue Code of 1986 shall be applied as if such subsections, and amendments, had never been enacted.

SEC. 3. IMMEDIATE INCREASE IN EXCLUSION EQUIVALENT OF UNIFIED CREDIT.

(a) IN GENERAL.—Subsection (c) of section 2010 of the Internal Revenue Code of 1986 (relating to applicable credit amount) is amended by striking all that follows ''the applicable exclusion amount'' and inserting ''. For purposes of the preceding sentence, the applicable exclusion amount is $3,500,000 ($3,000,000 in the case of estates of decedents dying before 2009).''.

(b) EFFECTIVE DATE.—The amendment made by this section shall apply to estates of decedents dying, and gifts made, after December 31, 2006.

SEC. 4. UNIFIED CREDIT INCREASED BY UNUSED UNIFIED CREDIT OF DECEASED SPOUSE.

(a) IN GENERAL.—Subsection (c) of section 2010 of the Internal Revenue Code of 1986 (defining applicable credit amount), as amended by section 3, is amended to read as follows:

''(c) APPLICABLE CREDIT AMOUNT.—

''(1) IN GENERAL.—For purposes of this section, the applicable credit amount is the amount of the tentative tax which would be determined under the rate schedule set forth in section 2001(c) if the amount with respect to which such tentative tax is to be computed were the applicable exclusion amount.

''(2) APPLICABLE EXCLUSION AMOUNT.—For purposes of this subsection, the applicable exclusion amount is the sum of—

''(A) the basic exclusion amount, and

''(B) in the case of a surviving spouse, the aggregate deceased spousal unused exclusion amount.

''(3) BASIC EXCLUSION AMOUNT.—For purposes of this subsection, the basic exclusion amount is $3,500,000 ($3,000,000 in the case of estates of decedents dying before 2009).

''(4) AGGREGATE DECEASED SPOUSAL UNUSED EXCLUSION AMOUNT.—For purposes of this subsection, the term 'aggregate deceased spousal unused exclusion amount' means the lesser of—

''(A) the basic exclusion amount, or

''(B) the sum of the deceased spousal unused exclusion amounts of the surviving spouse.

''(5) DECEASED SPOUSAL UNUSED EXCLUSION AMOUNT.—For purposes of this subsection, the term 'deceased spousal unused exclusion amount' means, with respect to the surviving spouse of any deceased spouse dying after December 31, 2006, the excess (if any) of—

''(A) the applicable exclusion amount of the deceased spouse, over

''(B) the amount with respect to which the tentative tax is determined under section 2001(b)(1) on the estate of such deceased spouse.

''(6) SPECIAL RULES.—

''(A) ELECTION REQUIRED.—A deceased spousal unused exclusion amount may not be taken into account by a surviving spouse under paragraph (5) unless the executor of the estate of the deceased spouse files an estate tax return on which such amount is computed and makes an election on such return that such amount may be so taken into account. Such election, once made, shall be irrevocable. No election may be made under this subparagraph if such return is filed after the time prescribed by law (including extensions) for filing such return.

''(B) EXAMINATION OF PRIOR RETURNS AFTER EXPIRATION OF PERIOD OF LIMITATIONS WITH RESPECT TO DECEASED SPOUSAL UNUSED EXCLUSION AMOUNT.—Notwithstanding any period of limitation in section 6501, after the time has expired under section 6501 within which a tax may be assessed under chapter 11 or 12 with respect to a deceased spousal unused exclusion amount, the Secretary may examine a return of the deceased spouse to make determinations with respect to such amount for purposes of carrying out this subsection.

''(7) REGULATIONS.—The Secretary shall prescribe such regulations as may be necessary or appropriate to carry out this subsection.''.

(b) CONFORMING AMENDMENTS.—

(1) Paragraph (1) of section 2505(a) of such Code, after the application of section 3, is amended to read as follows:

''(1) the applicable credit amount under section 2010(c) which would apply if the donor died as of the end of the calendar year, reduced by''.

(2) Section 2631(c) of such Code is amended by striking ''the applicable exclusion amount'' and inserting ''the basic exclusion amount''.

(3) Section 6018(a)(1) of such Code, after the application of section 3, is amended by striking ''applicable exclusion amount'' and inserting ''basic exclusion amount''.

(c) EFFECTIVE DATE.—The amendments made by this section shall apply to estates of decedents dying, generation-skipping transfers, and gifts made, after December 31, 2006.

SEC. 5. VALUATION RULES FOR CERTAIN TRANSFERS OF NONBUSINESS ASSETS; LIMITATION ON MINORITY DISCOUNTS.

(a) IN GENERAL.—Section 2031 of the Internal Revenue Code of 1986 (relating to definition of gross estate) is amended by redesignating subsection (d) as subsection (f) and by inserting after subsection (c) the following new subsections:

''(d) VALUATION RULES FOR CERTAIN TRANSFERS OF NONBUSINESS ASSETS.—For purposes of this chapter and chapter 12—

''(1) IN GENERAL.—In the case of the transfer of any interest in an entity other than an interest which is actively traded (within the meaning of section 1092)—

''(A) the value of any nonbusiness assets held by the entity shall be determined as if the transferor had transferred such assets directly to the transferee (and no valuation discount shall be allowed with respect to such nonbusiness assets), and

''(B) the nonbusiness assets shall not be taken into account in determining the value of the interest in the entity.

''(2) NONBUSINESS ASSETS.—For purposes of this subsection—

''(A) IN GENERAL.—The term 'nonbusiness asset' means any asset which is not used in the active conduct of 1 or more trades or businesses.

''(B) EXCEPTION FOR CERTAIN PASSIVE ASSETS.—Except as provided in subparagraph (C), a passive asset shall not be treated for purposes of subparagraph (A) as used in the active conduct of a trade or business unless—

''(i) the asset is property described in paragraph (1) or (4) of section 1221(a) or is a hedge with respect to such property, or

''(ii) the asset is real property used in the active conduct of 1 or more real property trades or businesses (within the meaning of section 469(c)(7)(C)) in which the transferor materially participates and with respect to which the transferor meets the requirements of section 469(c)(7)(B)(ii).

For purposes of clause (ii), material participation shall be determined under the rules of section 469(h), except that section 469(h)(3) shall be applied without regard to the limitation to farming activity.

''(C) EXCEPTION FOR WORKING CAPITAL.—Any asset (including a passive asset) which is held as a part of the reasonably required working capital needs of a trade or business shall be treated as used in the active conduct of a trade or business.

''(3) PASSIVE ASSET.—For purposes of this subsection, the term 'passive asset' means any—

''(A) cash or cash equivalents,

''(B) except to the extent provided by the Secretary, stock in a corporation or any other equity, profits, or capital interest in any entity,

''(C) evidence of indebtedness, option, forward or futures contract, notional principal contract, or derivative,

''(D) asset described in clause (iii), (iv), or (v) of section 351(e)(1)(B),

''(E) annuity,

''(F) real property used in 1 or more real property trades or businesses (as defined in section 469(c)(7)(C)),

''(G) asset (other than a patent, trademark, or copyright) which produces royalty income,

''(H) commodity,

''(I) collectible (within the meaning of section 401(m)), or

''(J) any other asset specified in regulations prescribed by the Secretary.

''(4) LOOK-THRU RULES.—

''(A) IN GENERAL.—If a nonbusiness asset of an entity consists of a 10-percent interest in any other entity, this subsection shall be applied by disregarding the 10-percent interest and by treating the entity as holding directly its ratable share of the assets of the other entity. This subparagraph shall be applied successively to any 10-percent interest of such other entity in any other entity.

''(B) 10-PERCENT INTEREST.—The term '10-percent interest' means—

''(i) in the case of an interest in a corporation, ownership of at least 10 percent (by vote or value) of the stock in such corporation,

''(ii) in the case of an interest in a partnership, ownership of at least 10 percent of the capital or profits interest in the partnership, and

''(iii) in any other case, ownership of at least 10 percent of the beneficial interests in the entity.

''(5) COORDINATION WITH SUBSECTION (B).—Subsection (b) shall apply after the application of this subsection.

''(e) LIMITATION ON MINORITY DISCOUNTS.—For purposes of this chapter and chapter 12, in the case of the transfer of any interest in an entity other than an interest which is actively traded (within the meaning of section 1092), no discount shall be allowed by reason of the fact that the transferee does not have control of such entity if the transferee and members of the family (as defined in section 2032A(e)(2)) of the transferee have control of such entity.''.

(b) EFFECTIVE DATE.—The amendments made by this section shall apply to transfers after the date of the enactment of this Act.

Amend the title so as to read: ''A bill to amend the Internal Revenue Code of 1986 to retain the estate tax with an immediate increase in the exemption, to repeal the new carryover basis rules in order to prevent tax increases and the imposition of compliance burdens on many more estates than would benefit from repeal, and for other purposes.''.

After debate,

By unanimous consent, the previous question was ordered on the motion to recommit with instructions.

The question being put, viva voce,

Will the House recommit said bill with instructions?

The SPEAKER pro tempore, Mr. PRICE of Georgia, announced that the nays had it.

Mr. POMEROY demanded a recorded vote on motion, which demand was supported by one-fifth of a quorum, so a recorded vote was ordered.

The vote was taken by electronic device.

It was decided in the negative ..... { Yeas ..... 182 / Nays 236

¶60.15 [Roll No. 314]

AYES—182

Abercrombie
Ackerman
Allen
Andrews
Baca
Baird
Baldwin
Becerra
Berman
Berry
Bishop (GA)
Bishop (NY)
Blumenauer
Boswell
Boyd
Brady (PA)
Brown (OH)
Brown, Corrine
Butterfield
Capps
Capuano
Cardin
Cardoza
Carnahan
Carson
Case
Chandler
Clay
Cleaver
Clyburn
Cooper
Costa
Costello
Crowley
Cuellar
Cummings
Davis (AL)
Davis (CA)
Davis (IL)
Davis (TN)
DeFazio
DeGette
Delahunt
DeLauro
Dicks
Dingell
Doggett
Doyle
Edwards
Emanuel
Engel
Eshoo
Etheridge
Farr
Fattah
Filner
Ford
Frank (MA)
Gonzalez
Green, Al
Green, Gene
Grijalva
Gutierrez
Harman
Hastings (FL)
Herseth
Higgins
Hinchey
Hinojosa
Holden
Holt
Honda
Hooley
Hoyer
Inslee
Israel
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Johnson, E. B.
Jones (OH)
Kanjorski
Kaptur
Kildee
Kilpatrick (MI)
Kind
Langevin
Lantos
Larsen (WA)
Larson (CT)
Lee
Levin
Lewis (GA)
Lipinski
Lofgren, Zoe
Lowey
Lynch
Maloney
Markey
Marshall
Matsui
McCarthy
McCollum (MN)
McDermott
McGovern
McIntyre
McKinney
McNulty
Meehan
Meek (FL)
Meeks (NY)
Melancon
Michaud
Millender-McDonald
Miller (NC)
Miller, George
Mollohan
Moore (KS)
Moore (WI)
Moran (VA)
Murtha
Napolitano
Neal (MA)
Oberstar
Obey
Olver
Ortiz
Owens
Pallone
Pascrell
Pastor
Payne
Pelosi
Pomeroy
Price (NC)
Rahall
Rangel
Reyes
Ross
Rothman
Roybal-Allard
Ruppersberger
Rush
Ryan (OH)
Sabo
Salazar
Sánchez, Linda T.
Sanchez, Loretta
Schakowsky
Schiff
Schwartz (PA)
Scott (GA)
Scott (VA)
Sherman
Slaughter
Smith (WA)
Snyder
Solis
Spratt
Stark
Strickland
Stupak
Tanner
Tauscher
Taylor (MS)
Thompson (CA)
Thompson (MS)
Tierney
Towns
Udall (CO)
Udall (NM)
Van Hollen
Velázquez
Wasserman Schultz
Watson
Watt
Waxman
Weiner
Wexler
Woolsey
Wu
Wynn

NOES—236

Aderholt
Akin
Alexander
Bachus
Baker
Barrett (SC)
Barrow
Bartlett (MD)
Barton (TX)
Bass
Bean
Beauprez
Biggert
Bilbray
Bilirakis
Bishop (UT)
Blackburn
Blunt
Boehlert
Boehner
Bonilla
Bonner
Bono
Boozman
Boren
Boucher
Boustany
Bradley (NH)
Brady (TX)
Brown (SC)
Brown-Waite, Ginny
Burgess
Burton (IN)
Buyer
Calvert
Camp (MI)
Campbell (CA)
Cannon
Cantor
Capito
Carter
Castle
Chabot
Chocola
Coble
Cole (OK)
Conaway
Cramer
Crenshaw
Cubin
Culberson
Davis (KY)
Davis, Jo Ann
Davis, Tom
Deal (GA)
Dent
Diaz-Balart, M.
Doolittle
Drake
Dreier
Duncan
Ehlers
Emerson
English (PA)
Everett
Feeney
Ferguson
Fitzpatrick (PA)
Flake
Foley
Forbes
Fortenberry
Fossella
Foxx
Franks (AZ)
Frelinghuysen
Gallegly
Garrett (NJ)
Gerlach
Gibbons
Gilchrest
Gillmor
Gingrey
Gohmert
Goode
Goodlatte
Gordon
Granger
Graves
Green (WI)
Gutknecht
Hall
Harris
Hart
Hastert
Hastings (WA)
Hayes
Hayworth
Hefley
Hensarling
Herger
Hobson
Hoekstra
Hostettler
Hulshof
Hunter
Hyde
Inglis (SC)
Issa
Istook
Jenkins
Jindal
Johnson (CT)
Johnson (IL)
Jones (NC)
Keller
Kelly
Kennedy (MN)
King (IA)
King (NY)
Kingston
Kirk
Kline
Knollenberg
Kolbe
Kucinich
Kuhl (NY)
LaHood
Latham
LaTourette
Leach
Lewis (CA)
Lewis (KY)
Linder
LoBiondo
Lucas
Lungren, Daniel E.
Mack
Manzullo
Marchant
Matheson
McCaul (TX)
McCotter
McCrery
McHenry
McHugh
McMorris
Mica
Miller (FL)
Miller (MI)
Miller, Gary
Murphy
Musgrave
Myrick
Neugebauer
Ney
Northup
Norwood
Nunes
Nussle
Osborne
Otter
Oxley
Paul
Pearce
Pence
Peterson (MN)
Peterson (PA)
Petri
Pickering
Platts
Poe
Pombo
Porter
Price (GA)
Pryce (OH)
Putnam
Radanovich
Ramstad
Regula
Rehberg
Reichert
Renzi
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Ros-Lehtinen
Royce
Ryan (WI)
Ryun (KS)
Sanders
Saxton
Schmidt
Schwarz (MI)
Sensenbrenner
Sessions
Shadegg
Shaw
Sherwood
Shimkus
Shuster
Simmons
Simpson
Skelton
Smith (NJ)
Smith (TX)
Sodrel
Souder
Stearns
Sullivan
Sweeney
Tancredo
Taylor (NC)
Terry
Thomas
Thornberry
Tiahrt
Tiberi
Turner
Upton
Walden (OR)
Walsh
Wamp
Weldon (FL)
Weldon (PA)
Weller
Westmoreland
Whitfield
Wicker
Wilson (NM)
Wilson (SC)
Wolf
Young (AK)
Young (FL)

NOT VOTING—15

Berkley
Conyers
Davis (FL)
Diaz-Balart, L.
Evans
Johnson, Sam
Kennedy (RI)
McKeon
Moran (KS)
Nadler
Pitts
Serrano
Shays
Visclosky
Waters

So the motion to recommit with instructions was not agreed to.

The question being put, viva voce,

Will the House pass said bill?

The SPEAKER pro tempore, Mr. PRICE of Georgia, announced that the yeas had it.

Mr. RANGEL demanded a recorded vote on passage of said bill, which demand was supported by one-fifth of a quorum, so a recorded vote was ordered.

The vote was taken by electronic device.

It was decided in the affirmative ..... { Yeas ..... 269 / Nays 156

¶60.16 [Roll No. 315]

AYES—269

Abercrombie
Aderholt
Akin
Alexander
Bachus
Baird
Baker
Barrett (SC)
Barrow
Bartlett (MD)
Barton (TX)
Bass
Bean
Beauprez
Berry
Biggert
Bilbray
Bilirakis
Bishop (GA)
Bishop (UT)
Blackburn
Blunt
Boehlert
Boehner
Bonilla
Bonner
Bono
Boozman
Boren
Boswell
Boucher
Boustany
Boyd
Bradley (NH)
Brady (TX)
Brown (SC)
Brown-Waite, Ginny
Burgess
Burton (IN)
Buyer
Calvert
Camp (MI)
Campbell (CA)
Cannon
Cantor
Capito
Cardoza
Carter
Case
Castle
Chabot
Chandler
Chocola
Clay
Coble
Cole (OK)
Conaway
Costa
Costello
Cramer
Crenshaw
Cubin
Cuellar
Culberson
Davis (KY)
Davis (TN)
Davis, Jo Ann
Davis, Tom
Deal (GA)
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Drake
Dreier
Duncan
Edwards
Ehlers
Emerson
English (PA)
Everett
Feeney
Ferguson
Filner
Fitzpatrick (PA)
Flake
Foley
Forbes
Ford
Fortenberry
Fossella
Foxx
Franks (AZ)
Frelinghuysen
Gallegly
Garrett (NJ)
Gerlach
Gibbons
Gilchrest
Gillmor
Gingrey
Gohmert
Goode
Goodlatte
Gordon
Granger
Graves
Green (WI)
Gutknecht
Hall
Harris
Hart
Hastert
Hastings (WA)
Hayes
Hayworth
Hefley
Hensarling
Herger
Herseth
Hinojosa
Hobson
Hoekstra
Hostettler
Hulshof
Hunter
Hyde
Inglis (SC)
Issa
Istook
Jefferson
Jenkins
Jindal
Johnson (CT)
Johnson (IL)
Jones (NC)
Keller
Kelly
Kennedy (MN)
King (IA)
King (NY)
Kingston
Kirk
Kline
Knollenberg
Kolbe
Kuhl (NY)
LaHood
Larsen (WA)
Latham
LaTourette
Leach
Lewis (CA)
Lewis (KY)
Linder
LoBiondo
Lucas
Lungren, Daniel E.
Mack
Manzullo
Marchant
Marshall
Matheson
McCaul (TX)
McCotter
McCrery
McHenry
McHugh
McIntyre
McKeon
McMorris
Melancon
Mica
Miller (FL)
Miller (MI)
Miller, Gary
Mollohan
Moran (KS)
Murphy
Musgrave
Myrick
Neugebauer
Ney
Northup
Norwood
Nunes
Nussle
Osborne
Otter
Oxley
Paul
Pearce
Pence
Peterson (MN)
Peterson (PA)
Petri
Pickering
Platts
Poe
Pombo
Porter
Price (GA)
Pryce (OH)
Putnam
Radanovich
Rahall
Ramstad
Regula
Rehberg
Reichert
Renzi
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Ros-Lehtinen
Ross
Royce
Ruppersberger
Ryan (OH)
Ryan (WI)
Ryun (KS)
Salazar
Saxton
Schmidt
Schwarz (MI)
Scott (GA)
Sensenbrenner
Sessions
Shadegg
Shaw
Sherwood
Shimkus
Shuster
Simmons
Simpson
Skelton
Smith (NJ)
Smith (TX)
Sodrel
Souder
Stearns
Sullivan
Sweeney
Tancredo
Tanner
Taylor (NC)
Terry
Thomas
Thompson (CA)
Thornberry
Tiberi
Turner
Upton
Walden (OR)
Walsh
Wamp
Weldon (FL)
Weldon (PA)
Weller
Westmoreland
Whitfield
Wicker
Wilson (NM)
Wilson (SC)
Wolf
Wynn
Young (AK)
Young (FL)

NOES—156

Ackerman
Allen
Andrews
Baca
Baldwin
Becerra
Berman
Bishop (NY)
Blumenauer
Brady (PA)
Brown (OH)
Brown, Corrine
Butterfield
Capps
Capuano
Cardin
Carnahan
Carson
Cleaver
Clyburn
Conyers
Cooper
Crowley
Cummings
Davis (AL)
Davis (CA)
Davis (IL)
DeFazio
DeGette
Delahunt
DeLauro
Dicks
Dingell
Doggett
Doolittle
Doyle
Emanuel
Engel
Eshoo
Etheridge
Farr
Fattah
Frank (MA)
Gonzalez
Green, Al
Green, Gene
Grijalva
Gutierrez
Harman
Hastings (FL)
Higgins
Hinchey
Holden
Holt
Honda
Hooley
Hoyer
Inslee
Israel
Jackson (IL)
Jackson-Lee (TX)
Johnson, E. B.
Jones (OH)
Kanjorski
Kaptur
Kennedy (RI)
Kildee
Kilpatrick (MI)
Kind
Kucinich
Langevin
Lantos
Larson (CT)
Lee
Levin
Lewis (GA)
Lipinski
Lofgren, Zoe
Lowey
Lynch
Maloney
Markey
Matsui
McCarthy
McCollum (MN)
McDermott
McGovern
McKinney
McNulty
Meehan
Meek (FL)
Meeks (NY)
Michaud
Millender-McDonald
Miller (NC)
Miller, George
Moore (KS)
Moore (WI)
Moran (VA)
Murtha
Nadler
Napolitano
Neal (MA)
Oberstar
Obey
Olver
Ortiz
Owens
Pallone
Pascrell
Pastor
Payne
Pelosi
Pomeroy
Price (NC)
Rangel
Reyes
Rothman
Roybal-Allard
Rush
Sabo
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Schakowsky
Schiff
Schwartz (PA)
Scott (VA)
Sherman
Slaughter
Smith (WA)
Snyder
Solis
Spratt
Stark
Strickland
Stupak
Tauscher
Taylor (MS)
Thompson (MS)
Tiahrt
Tierney
Towns
Udall (CO)
Udall (NM)
Van Hollen
Velázquez
Visclosky
Wasserman Schultz
Watson
Watt
Waxman
Weiner
Wexler
Woolsey
Wu

NOT VOTING—8

Berkley
Davis (FL)
Evans
Johnson, Sam
Pitts
Serrano
Shays
Waters

So the bill was passed.

A motion to reconsider the vote whereby said bill was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

¶60.17 MESSAGE FROM THE SENATE

A message from the Senate by Ms. Curtis, one of its clerks, announced that the Senate has passed a concurrent resolution of the following title in which the concurrence of the House is requested:

S. Con. Res. 103. A concurrent resolution to correct the enrollment of the bill H.R. 889.

¶60.18 MESSAGE FROM THE PRESIDENT

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

¶60.19 LINE ITEM VETO

Mr. NUSSLE, pursuant to House Resolution 886, called up for consideration the bill (H.R. 4890) to amend the Congressional and Impoundment Control Act of 1974 to provide for the expedited consideration of certain proposed rescissions of budget authority.

Pending consideration of said bill.

Pursuant to House Resolution 886, the bill was considered as read and the following amendment in the nature of a substitute recommended by the Committee on the Budget now printed in the bill, as modified by the amendment printed in House Report 109-518, was considered as agreed to:

Strike out all after the enacting clause and insert:

SECTION 1. SHORT TITLE.

This Act may be cited as the ''Legislative Line Item Veto Act of 2006''.

SEC. 2. LEGISLATIVE LINE ITEM VETO.

(a) IN GENERAL.—Title X of the Congressional Budget and Impoundment Control Act of 1974 (2 U.S.C. 621 et seq.) is amended by striking all of part B (except for sections 1016 and 1013, which are redesignated as sections 1019 and 1020, respectively) and part C and inserting the following:

''PART B—LEGISLATIVE LINE ITEM VETO

''LINE ITEM VETO AUTHORITY

''SEC. 1011. (a) PROPOSED CANCELLATIONS.—Within 45 calendar days after the enactment of any bill or joint resolution providing any discretionary budget authority, item of direct spending, or targeted tax benefit, the President may propose, in the manner provided in subsection (b), the cancellation of any dollar amount of such discretionary budget authority, item of direct spending, or targeted tax benefit. If the 45 calendar-day period expires during a period where either House of Congress stands adjourned sine die at the end of a Congress or for a period greater than 45 calendar days, the President may propose a cancellation under this section and transmit a special message under subsection (b) on the first calendar day of session following such a period of adjournment.

''(b) TRANSMITTAL OF SPECIAL MESSAGE.—

''(1) SPECIAL MESSAGE.—

''(A) IN GENERAL.—The President may transmit to the Congress a special message proposing to cancel any dollar amounts of discretionary budget authority, items of direct spending, or targeted tax benefits.

''(B) CONTENTS OF SPECIAL MESSAGE.—Each special message shall specify, with respect to the discretionary budget authority, items of direct spending proposed, or targeted tax benefits to be canceled—

''(i) the dollar amount of discretionary budget authority, the specific item of direct spending (that OMB, after consultation with CBO, estimates to increase budget authority or outlays as required by section 1017(9)), or the targeted tax benefit that the President proposes be canceled;

''(ii) any account, department, or establishment of the Government to which such discretionary budget authority is available for obligation, and the specific project or governmental functions involved;

''(iii) the reasons why such discretionary budget authority, item of direct spending, or targeted tax benefit should be canceled;

''(iv) to the maximum extent practicable, the estimated fiscal, economic, and budgetary effect (including the effect on outlays and receipts in each fiscal year) of the proposed cancellation;

''(v) to the maximum extent practicable, all facts, circumstances, and considerations relating to or bearing upon the proposed cancellation and the decision to effect the proposed cancellation, and the estimated effect of the proposed cancellation upon the objects, purposes, or programs for which the discretionary budget authority, item of direct spending, or the targeted tax benefit is provided;

''(vi) a numbered list of cancellations to be included in an approval bill that, if enacted, would cancel discretionary budget authority, items of direct spending, or targeted tax benefits proposed in that special message; and

''(vii) if the special message is transmitted subsequent to or at the same time as another special message, a detailed explanation why the proposed cancellations are not substantially similar to any other proposed cancellation in such other message.

''(C) DUPLICATIVE PROPOSALS PROHIBITED.—The President may not propose to cancel the same or substantially similar discretionary budget authority, item of direct spending, or targeted tax benefit more than one time under this Act.

''(D) MAXIMUM NUMBER OF SPECIAL MESSAGES.—The President may not transmit to the Congress more than 5 special messages under this subsection related to any bill or joint resolution described in subsection (a), but may transmit not more than 10 special messages for any omnibus budget reconciliation or appropriation measure.

''(2) ENACTMENT OF APPROVAL BILL.—

''(A) DEFICIT REDUCTION.—Amounts of budget authority, items of direct spending, or targeted tax benefits which are canceled pursuant to enactment of a bill as provided under this section shall be dedicated only to reducing the deficit or increasing the surplus.

''(B) ADJUSTMENT OF LEVELS IN THE CONCURRENT RESOLUTION ON THE BUDGET.—Not later than 5 days after the date of enactment of an approval bill as provided under this section, the chairs of the Committees on the Budget of the Senate and the House of Representatives shall revise allocations and aggregates and other appropriate levels under the appropriate concurrent resolution on the budget to reflect the cancellation, and the applicable committees shall report revised suballocations pursuant to section 302(b), as appropriate.

''(C) ADJUSTMENTS TO STATUTORY LIMITS.—After enactment of an approval bill as provided under this section, the Office of Management and Budget shall revise applicable limits under the Balanced Budget and Emergency Deficit Control Act of 1985, as appropriate.

''(D) TRUST FUNDS AND SPECIAL FUNDS.—Nothwithstanding subparagraph (A), nothing in this part shall be construed to require or allow the deposit of amounts derived from a trust fund or special fund which are canceled pursuant to enactment of a bill as provided under this section to any other fund.''.

''PROCEDURES FOR EXPEDITED CONSIDERATION

''SEC. 1012. (a) EXPEDITED CONSIDERATION.—

''(1) IN GENERAL.—The majority leader of each House or his designee shall (by request) introduce an approval bill as defined in section 1017 not later than the fifth day of session of that House after the date of receipt of a special message transmitted to the Congress under section 1011(b) .

''(2) CONSIDERATION IN THE HOUSE OF REPRESENTATIVES.—

''(A) REFERRAL AND REPORTING.—Any committee of the House of Representatives to which an approval bill is referred shall report it to the House without amendment not later than the seventh legislative day after the date of its introduction. If a committee fails to report the bill within that period or the House has adopted a concurrent resolution providing for adjournment sine die at the end of a Congress, it shall be in order to move that the House discharge the committee from further consideration of the bill. Such a motion shall be in order only at a time designated by the Speaker in the legislative schedule within two legislative days after the day on which the proponent announces his intention to offer the motion. Such a motion shall not be in order after a committee has reported an approval bill with respect to that special message or after the House has disposed of a motion to discharge with respect to that special message. The previous question shall be considered as ordered on the motion to its adoption without intervening motion except twenty minutes of debate equally divided and controlled by the proponent and an opponent. If such a motion is adopted, the House shall proceed immediately to consider the approval bill in accordance with subparagraph (C). A motion to reconsider the vote by which the motion is disposed of shall not be in order.

''(B) PROCEEDING TO CONSIDERATION.—After an approval bill is reported or a committee has been discharged from further consideration, or the House has adopted a concurrent resolution providing for adjournment sine die at the end of a Congress, it shall be in order to move to proceed to consider the approval bill in the House. Such a motion shall be in order only at a time designated by the Speaker in the legislative schedule within two legislative days after the day on which the proponent announces his intention to offer the motion. Such a motion shall not be in order after the House has disposed of a motion to proceed with respect to that special message. The previous question shall be considered as ordered on the motion to its adoption without intervening motion. A motion to reconsider the vote by which the motion is disposed of shall not be in order.

''(C) CONSIDERATION.—The approval bill shall be considered as read. All points of order against an approval bill and against its consideration are waived. The previous question shall be considered as ordered on an approval bill to its passage without intervening motion except five hours of debate equally divided and controlled by the proponent and an opponent and one motion to limit debate on the bill. A motion to reconsider the vote on passage of the bill shall not be in order.

''(D) SENATE BILL.—An approval bill received from the Senate shall not be referred to committee.

''(3) CONSIDERATION IN THE SENATE.—

''(A) MOTION TO PROCEED TO CONSIDERATION.—A motion to proceed to the consideration of a bill under this subsection in the Senate shall not be debatable. It shall not be in order to move to reconsider the vote by which the motion to proceed is agreed to or disagreed to.

''(B) LIMITS ON DEBATE.—Debate in the Senate on a bill under this subsection, and all debatable motions and appeals in connection therewith (including debate pursuant to subparagraph (D)), shall not exceed 10 hours, equally divided and controlled in the usual form.

''(C) APPEALS.—Debate in the Senate on any debatable motion or appeal in connection with a bill under this subsection shall be limited to not more than 1 hour, to be equally divided and controlled in the usual form.

''(D) MOTION TO LIMIT DEBATE.—A motion in the Senate to further limit debate on a bill under this subsection is not debatable.

''(E) MOTION TO RECOMMIT.—A motion to recommit a bill under this subsection is not in order.

''(F) CONSIDERATION OF THE HOUSE BILL.—

''(i) IN GENERAL.—If the Senate has received the House companion bill to the bill introduced in the Senate prior to the vote required under paragraph (1)(C), then the Senate may consider, and the vote under paragraph (1)(C) may occur on, the House companion bill.

''(ii) PROCEDURE AFTER VOTE ON SENATE BILL.—If the Senate votes, pursuant to paragraph (1)(C), on the bill introduced in the Senate, then immediately following that vote, or upon receipt of the House companion bill, the House bill shall be deemed to be considered, read the third time, and the vote on passage of the Senate bill shall be considered to be the vote on the bill received from the House.

''(b) AMENDMENTS PROHIBITED.—No amendment to, or motion to strike a provision from, a bill considered under this section shall be in order in either the Senate or the House of Representatives.

''PRESIDENTIAL DEFERRAL AUTHORITY

''SEC. 1013. (a) TEMPORARY PRESIDENTIAL AUTHORITY TO WITHHOLD DISCRETIONARY BUDGET AUTHORITY.—

''(1) IN GENERAL.—At the same time as the President transmits to the Congress a special message pursuant to section 1011(b), the President may direct that any dollar amount of discretionary budget authority to be canceled in that special message shall not be made available for obligation for a period not to exceed 45 calendar days from the date the President transmits the special message to the Congress.

''(2) EARLY AVAILABILITY.—The President shall make any dollar amount of discretionary budget authority deferred pursuant to paragraph (1) available at a time earlier than the time specified by the President if the President determines that continuation of the deferral would not further the purposes of this Act.

''(b) TEMPORARY PRESIDENTIAL AUTHORITY TO SUSPEND DIRECT SPENDING.—

''(1) IN GENERAL.—At the same time as the President transmits to the Congress a special message pursuant to section 1011(b), the President may suspend the implementation of any item of direct spending proposed to be canceled in that special message for a period not to exceed 45 calendar days from the date the President transmits the special message to the Congress.

''(2) EARLY AVAILABILITY.—The President shall terminate the suspension of any item of direct spending at a time earlier than the time specified by the President if the President determines that continuation of the suspension would not further the purposes of this Act.

''(c) TEMPORARY PRESIDENTIAL AUTHORITY TO SUSPEND A TARGETED TAX BENEFIT.—

''(1) IN GENERAL.—At the same time as the President transmits to the Congress a special message pursuant to section 1011(b), the President may suspend the implementation of any targeted tax benefit proposed to be repealed in that special message for a period not to exceed 45 calendar days from the date the President transmits the special message to the Congress.

''(2) EARLY AVAILABILITY.—The President shall terminate the suspension of any targeted tax benefit at a time earlier than the time specified by the President if the President determines that continuation of the suspension would not further the purposes of this Act.

''(d) EXTENSION OF 45-DAY PERIOD.—The President may transmit to the Congress not more than one supplemental special message

to extend the period to suspend the implementation of any discretionary budget authority, item of direct spending, or targeted tax benefit, as applicable, by an additional 45 calendar days. Any such supplemental message may not be transmitted to the Congress before the 40th day of the 45-day period set forth in the preceding message or later than the last day of such period.

''IDENTIFICATION OF TARGETED TAX BENEFITS

''SEC. 1014. (a) STATEMENT.—The chairman of the Committee on Ways and Means of the House of Representatives and the chairman of the Committee on Finance of the Senate acting jointly (hereafter in this subsection referred to as the 'chairmen') shall review any revenue or reconciliation bill or joint resolution which includes any amendment to the Internal Revenue Code of 1986 that is being prepared for filing by a committee of conference of the two Houses, and shall identify whether such bill or joint resolution contains any targeted tax benefits. The chairmen shall provide to the committee of conference a statement identifying any such targeted tax benefits or declaring that the bill or joint resolution does not contain any targeted tax benefits. Any such statement shall be made available to any Member of Congress by the chairmen immediately upon request.

''(b) STATEMENT INCLUDED IN LEGISLATION.—

''(1) IN GENERAL.—Notwithstanding any other rule of the House of Representatives or any rule or precedent of the Senate, any revenue or reconciliation bill or joint resolution which includes any amendment to the Internal Revenue Code of 1986 reported by a committee of conference of the two Houses may include, as a separate section of such bill or joint resolution, the information contained in the statement of the chairmen, but only in the manner set forth in paragraph (2).

''(2) APPLICABILITY.—The separate section permitted under subparagraph (A) shall read as follows: 'Section 1021 of the Congressional Budget and Impoundment Control Act of 1974 shall _____ apply to _____.', with the blank spaces being filled in with—

''(A) in any case in which the chairmen identify targeted tax benefits in the statement required under subsection (a), the word 'only' in the first blank space and a list of all of the specific provisions of the bill or joint resolution identified by the chairmen in such statement in the second blank space; or

''(B) in any case in which the chairmen declare that there are no targeted tax benefits in the statement required under subsection (a), the word 'not' in the first blank space and the phrase 'any provision of this Act' in the second blank space.

''(c) IDENTIFICATION IN REVENUE ESTIMATE.—With respect to any revenue or reconciliation bill or joint resolution with respect to which the chairmen provide a staement under subsection (a), the Joint Committee on Taxation shall—

''(1) in the case of a statement described in subsection (b)(2)(A), list the targeted tax benefits identified by the chairmen in such statement in any revenue estimate prepared by the Joint Committee on Taxation for any conference report which accompanies such bill or joint resolution, or

''(2) in the case of a statement described in subsection (b)(2)(B), indicate in such revenue estimate that no provision in such bill or joint resolution has been identified as a targeted tax benefit.''.

''(d) PRESIDENT'S AUTHORITY.—If any revenue or reconciliation bill or joint resolution is signed into law—

''(1) with a separate section described in subsection (b)(2), then the President may use the authority granted in this section only with respect to any targeted tax benefit in that law, if any, identified in such separate section; or

''(2) without a separate section described in subsection (b)(2), then the President may use the authority granted in this section with respect to any targeted tax benefit in that law.

''TREATMENT OF CANCELLATIONS

''SEC. 1015. The cancellation of any dollar amount of discretionary budget authority, item of direct spending, or targeted tax benefit shall take effect only upon enactment of the applicable approval bill. If an approval bill is not enacted into law before the end of the applicable period under section 1013, then all proposed cancellations contained in that bill shall be null and void and any such dollar amount of discretionary budget authority, item of direct spending, or targeted tax benefit shall be effective as of the original date provided in the law to which the proposed cancellations applied.

''REPORTS BY COMPTROLLER GENERAL

''SEC. 1016. With respect to each special message under this part, the Comptroller General shall issue to the Congress a report determining whether any discretionary budget authority is not made available for obligation or item of direct spending or targeted tax benefit continues to be suspended after the deferral authority set forth in section 1013 of the President has expired.

''DEFINITIONS

''SEC. 1017. As used in this part:

''(1) APPROPRIATION LAW.—The term 'appropriation law' means an Act referred to in section 105 of title 1, United States Code, including any general or special appropriation Act, or any Act making supplemental, deficiency, or continuing appropriations, that has been signed into law pursuant to Article I, section 7, of the Constitution of the United States.

''(2) APPROVAL BILL.—The term 'approval bill' means a bill or joint resolution which only approves proposed cancellations of dollar amounts of discretionary budget authority, items of new direct spending, or targeted tax benefits in a special message transmitted by the President under this part and—

''(A) the title of which is as follows: 'A bill approving the proposed cancellations transmitted by the President on _____', the blank space being filled in with the date of transmission of the relevant special message and the public law number to which the message relates;

''(B) which does not have a preamble; and

''(C) which provides only the following after the enacting clause: 'That the Congress approves of proposed cancellations _____', the blank space being filled in with a list of the cancellations contained in the President's special message, 'as transmitted by the President in a special message on _____', the blank space being filled in with the appropriate date, 'regarding _____.', the blank space being filled in with the public law number to which the special message relates;

''(D) which only includes proposed cancellations that are estimated by CBO to meet the definition of discretionary budgetary authority or items of direct spending, or that are identified as targeted tax benefits pursuant to section 1014;

''(E) if any proposed cancellation other than discretionary budget authority or targeted tax benefits is estimated by CBO to not meet the definition of item of direct spending, then the approval bill shall include at the end: 'The President shall cease the suspension of the implementation of the following under section 1013 of the Legislative Line Item Veto Act of 2006: _____', the blank space being filled in with the list of such proposed cancellations; and

''(F) if no CBO estimate is available, then the entire list of legislative provisions proposed by the President is inserted in the second blank space in subparagraph (C).

''(3) CALENDAR DAY.—The term 'calendar day' means a standard 24-hour period beginning at midnight.

''(4) CANCEL OR CANCELLATION.—The terms 'cancel' or 'cancellation' means to prevent—

''(A) budget authority from having legal force or effect;

''(B) in the case of entitlement authority, to prevent the specific legal obligation of the United States from having legal force or effect;

''(C) in the case of the food stamp program, to prevent the specific provision of law that provides such benefit from having legal force or effect; or

''(D) a targeted tax benefit from having legal force or effect; and

to make any necessary, conforming statutory change to ensure that such targeted tax benefit is not implemented and that any budgetary resources are appropriately canceled.

''(5) CBO.—The term 'CBO' means the Director of the Congressional Budget Office.

''(6) DIRECT SPENDING.—The term 'direct spending' means—

''(A) budget authority provided by law (other than an appropriation law);

''(B) entitlement authority; and

''(C) the food stamp program.

''(7) DOLLAR AMOUNT OF DISCRETIONARY BUDGET AUTHORITY.—(A) Except as provided in subparagraph (B), the term ''dollar amount of discretionary budget authority'' means the entire dollar amount of budget authority—

''(i) specified in an appropriation law, or the entire dollar amount of budget authority or obligation limitation required to be allocated by a specific proviso in an appropriation law for which a specific dollar figure was not included;

''(ii) represented separately in any table, chart, or explanatory text included in the statement of managers or the governing committee report accompanying such law;

''(iii) required to be allocated for a specific program, project, or activity in a law (other than an appropriation law) that mandates the expenditure of budget authority from accounts, programs, projects, or activities for which budget authority is provided in an appropriation law;

''(iv) represented by the product of the estimated procurement cost and the total quantity of items specified in an appropriation law or included in the statement of managers or the governing committee report accompanying such law; or

''(v) represented by the product of the estimated procurement cost and the total quantity of items required to be provided in a law (other than an appropriation law) that mandates the expenditure of budget authority from accounts, programs, projects, or activities for which budget authority is provided in an appropriation law.

''(B) The term 'dollar amount of discretionary budget authority' does not include—

''(i) direct spending;

''(ii) budget authority in an appropriation law which funds direct spending provided for in other law;

''(iii) any existing budget authority canceled in an appropriation law; or

''(iv) any restriction, condition, or limitation in an appropriation law or the accompanying statement of managers or committee reports on the expenditure of budget authority for an account, program, project, or activity, or on activities involving such expenditure.

''(8) ITEM OF DIRECT SPENDING.—The term 'item of direct spending' means any provision of law that results in an increase in

budget authority or outlays for direct spending relative to the most recent levels calculated consistent with the methodology used to calculate a baseline under section 257 of the Balanced Budget and Emergency Deficit Control Act of 1985 and included with a budget submission under section 1105(a) of title 31, United States Code, in the first year or the 5-year period for which the item is effective. However, such item does not include an extension or reauthorization of existing direct spending, but instead only refers to provisions of law that increase such direct spending.

''(9) OMB.—The term 'OMB' means the Director of the Office of Management and Budget.

''(10) OMNIBUS RECONCILIATION OR APPROPRIATION MEASURE.—The term 'omnibus reconciliation or appropriation measure' means—

''(A) in the case of a reconciliation bill, any such bill that is reported to its House by the Committee on the Budget; or

''(B) in the case of an appropriation measure, any such measure that provides appropriations for programs, projects, or activities falling within 2 or more section 302(b) suballocations.

''(11) TARGETED TAX BENEFIT.—(A) The term 'targeted tax benefit' means any revenue-losing provision that provides a Federal tax deduction, credit, exclusion, or preference to only one beneficiary (determined with respect to either present law or any provision of which the provision is a part) under the Internal Revenue Code of 1986 in any year for which the provision is in effect;

''(B) for purposes of subparagraph (A)—

''(i) all businesses and associations that are members of the same controlled group of corporations (as defined in section 1563(a) of the Internal Revenue Code of 1986) shall be treated as a single beneficiary;

''(ii) all shareholders, partners, members, or beneficiaries of a corporation, partnership, association, or trust or estate, respectively, shall be treated as a single beneficiary;

''(iii) all employees of an employer shall be treated as a single beneficiary;

''(iv) all qualified plans of an employer shall be treated as a single beneficiary;

''(v) all beneficiaries of a qualified plan shall be treated as a single beneficiary;

''(vi) all contributors to a charitable organization shall be treated as a single beneficiary;

''(vii) all holders of the same bond issue shall be treated as a single beneficiary; and

''(viii) if a corporation, partnership, association, trust or estate is the beneficiary of a provision, the shareholders of the corporation, the partners of the partnership, the members of the association, or the beneficiaries of the trust or estate shall not also be treated as beneficiaries of such provision;

''(C) for the purpose of this paragraph, the term 'revenue-losing provision' means any provision that is estimated to result in a reduction in Federal tax revenues (determined with respect to either present law or any provision of which the provision is a part) for any one of the two following periods—

''(i) the first fiscal year for which the provision is effective; or

''(ii) the period of the 5 fiscal years beginning with the first fiscal year for which the provision is effective; and

''(D) the terms used in this paragraph shall have the same meaning as those terms have generally in the Internal Revenue Code of 1986, unless otherwise expressly provided.

''EXPIRATION

''SEC. 1018. This title shall have no force or effect on or after October 1, 2012.''.

SEC. 3. TECHNICAL AND CONFORMING AMENDMENTS.

(a) EXERCISE OF RULEMAKING POWERS.—Section 904 of the Congressional Budget Act of 1974 (2 U.S.C. 621 note) is amended—

(1) in subsection (a), by striking ''1017'' and inserting '1012''; and

(2) in subsection (d), by striking ''section 1017'' and inserting ''section 1012''.

(b) ANALYSIS BY CONGRESSIONAL BUDGET OFFICE.—Section 402 of the Congressional Budget Act of 1974 is amended by inserting ''(a)'' after ''402.'' and by adding at the end the following new subsection:

''(b) Upon the receipt of a special message under section 1011 proposing to cancel any item of direct spending, the Director of the Congressional Budget Office shall prepare an estimate of the savings in budget authority or outlays resulting from such proposed cancellation relative to the most recent levels calculated consistent with the methodology used to calculate a baseline under section 257 of the Balanced Budget and Emergency Deficit Control Act of 1985 and included with a budget submission under section 1105(a) of title 31, United States Code, and transmit such estimate to the chairmen of the Committees on the Budget of the House of Representatives and Senate.''.

(c) CLERICAL AMENDMENTS.—(1) Section 1(a) of the Congressional Budget and Impoundment Control Act of 1974 is amended by striking the last sentence.

(2) Section 1022(c) of such Act (as redesignated) is amended is amended by striking ''rescinded or that is to be reserved'' and insert ''canceled'' and by striking ''1012'' and inserting ''1011''.

(3) TABLE OF CONTENTS.—The table of contents set forth in section 1(b) of the Congressional Budget and Impoundment Control Act of 1974 is amended by deleting the contents for parts B and C of title X and inserting the following:

''PART B—LEGISLATIVE LINE ITEM VETO

''Sec. 1011. Line item veto authority.
''Sec. 1012. Procedures for expedited consideration.
''Sec. 1013. Presidential deferral authority.
''Sec. 1014. Identification of targeted tax benefits.
''Sec. 1015. Treatment of cancellations.
''Sec. 1016. Reports by Comptroller General.
''Sec. 1017. Definitions.
''Sec. 1018. Expiration.
''Sec. 1019. Suits by Comptroller General.
''Sec. 1020. Proposed Deferrals of budget authority.''.

(d) EFFECTIVE DATE.—The amendments made by this Act shall take effect on the date of its enactment and apply only to any dollar amount of discretionary budget authority, item of direct spending, or targeted tax benefit provided in an Act enacted on or after the date of enactment of this Act.

SEC. 4. SENSE OF CONGRESS ON ABUSE OF PROPOSED CANCELLATIONS.

It is the sense of Congress no President or any executive branch official should condition the inclusion or exclusion or threaten to condition the inclusion or exclusion of any proposed cancellation in any special message under this section upon any vote cast or to be cast by any Member of either House of Congress.

When said bill, as amended, was considered.

After debate,

Pursuant to House Resolution 886, the previous question was ordered on the committee amendment in the nature of a substitute, as amended.

The bill, as amended, was ordered to be engrossed and read a third time, was read a third time by title.

Mr. SPRATT moved to recommit the bill to the Committee on the Budget with instructions to report the bill back to the House forthwith with the following amendment:

Strike out all after the enacting clause and insert:

SECTION 1. SHORT TITLE.

This Act may be cited as the ''Legislative Line Item Veto Act of 2006''.

TITLE I—LEGISLATIVE LINE ITEM VETO

SEC. 101. LEGISLATIVE LINE ITEM VETO.

(a) IN GENERAL.—Title X of the Congressional Budget and Impoundment Control Act of 1974 (2 U.S.C. 621 et seq.) is amended by striking all of part B (except for sections 1016 and 1013, which are redesignated as sections 1018 and 1019, respectively) and part C and inserting the following:

''PART B—LEGISLATIVE LINE ITEM VETO

''LINE ITEM VETO AUTHORITY

''SEC. 1011. (a) PROPOSED CANCELLATIONS.—Within 10 calendar days after the enactment of any bill or joint resolution providing any discretionary budget authority or targeted tax benefit, the President may propose, in the manner provided in subsection (b), the cancellation of any dollar amount of such discretionary budget authority or targeted tax benefit. Except for emergency spending, if the 10 calendar-day period expires during a period where either House of Congress stands adjourned sine die at the end of a Congress or for a period greater than 10 calendar days, the President may propose a cancellation under this section and transmit a special message under subsection (b) on the first calendar day of session following such a period of adjournment.

''(b) TRANSMITTAL OF SPECIAL MESSAGE.—

''(1) SPECIAL MESSAGE.—

''(A) IN GENERAL.—The President may transmit to the Congress a special message proposing to cancel any dollar amounts of discretionary budget authority or targeted tax benefits.

''(B) CONTENTS OF SPECIAL MESSAGE.—Each special message shall specify with respect to the discretionary budget authority proposed or targeted tax benefits to be canceled—

''(i) the dollar amount of discretionary budget authority (that OMB, after consultation with CBO, estimates to increase budget authority or outlays as required by section 1016(9)) or the targeted tax benefit that the President proposes be canceled;

''(ii) any account, department, or establishment of the Government to which such discretionary budget authority is available for obligation, and the specific project or governmental functions involved;

''(iii) the reasons why such discretionary budget authority or targeted tax benefit should be canceled;

''(iv) to the maximum extent practicable, the estimated fiscal, economic, and budgetary effect (including the effect on outlays and receipts in each fiscal year) of the proposed cancellation;

''(v) to the maximum extent practicable, all facts, circumstances, and considerations relating to or bearing upon the proposed cancellation and the decision to effect the proposed cancellation, and the estimated effect of the proposed cancellation upon the objects, purposes, or programs for which the discretionary budget authority or the targeted tax benefit is provided;

''(vi) a numbered list of cancellations to be included in an approval bill that, if enacted, would cancel discretionary budget authority or targeted tax benefits proposed in that special message; and

''(vii) if the special message is transmitted subsequent to or at the same time as another special message, a detailed explanation why

the proposed cancellations are not substantially similar to any other proposed cancellation in such other message.

''(C) DUPLICATIVE PROPOSALS PROHIBITED.—The President may not propose to cancel the same or substantially similar discretionary budget authority or targeted tax benefit more than one time under this Act.

''(D) MAXIMUM NUMBER OF SPECIAL MESSAGES.—The President may not transmit to the Congress more than one special message under this subsection related to any bill or joint resolution described in subsection (a).

''(E) PROHIBITION ON PRESIDENTIAL ABUSE OF PROPOSED CANCELLATIONS.—Neither the President nor any other executive branch official shall condition the inclusion or exclusion or threaten to condition the inclusion or exclusion of any proposed cancellation in any special message under this section on any vote cast or to be cast by any Member of either House of Congress.

''(2) ENACTMENT OF APPROVAL BILL.—

''(A) DEFICIT REDUCTION.—Amounts of discretionary budget authority or targeted tax benefits which are canceled pursuant to enactment of a bill as provided under this section shall be dedicated only to reducing the deficit or increasing the surplus.

''(B) ADJUSTMENT OF LEVELS IN THE CONCURRENT RESOLUTION ON THE BUDGET.—Not later than 5 days after the date of enactment of an approval bill as provided under this section, the chairs of the Committees on the Budget of the Senate and the House of Representatives shall revise allocations and aggregates and other appropriate levels under the appropriate concurrent resolution on the budget to reflect the cancellation, and the applicable committees shall report revised suballocations pursuant to section 302(b), as appropriate.

''(C) ADJUSTMENTS TO STATUTORY LIMITS.—After enactment of an approval bill as provided under this section, the Office of Management and Budget shall revise applicable limits under the Balanced Budget and Emergency Deficit Control Act of 1985, as appropriate.

''(D) TRUST FUNDS AND SPECIAL FUNDS..—Notwithstanding subparagraph (A), nothing in this part shall be construed to require or allow the deposit of amounts derived from a trust fund or special fund which are canceled pursuant to enactment of a bill as provided under this section to any other fund.

''(E) HIGHWAY FUNDING GUARANTEES.—None of the cancellations pursuant to the enactment of a bill as provided under this part shall reduce the level of obligations for the highway category, as defined in section 251(b) of the Balanced Budget and Emergency Deficit Control Act of 1985, below, or further below, the levels established by section 8003 of the Safe, Accountable, Flexible, Efficient Transportation Equity Act: A Legacy for Users (Public Law 109-59; 119 Stat. 1917) for any fiscal year. An approval bill shall not reduce the amount of funding for a particular State where the authorization for the appropriation of funding was authorized in such Act or authorized in title 23, United States Code.

''(F) TRANSIT FUNDING GUARANTEES.—None of the cancellations pursuant to the enactment of a bill as provided under this part shall reduce the level of obligations for the transit category, as defined in section 251(b) of the Balanced Budget and Emergency Deficit Control Act of 1985, below, or further below, the levels established by section section 8003 of the Safe, Accountable, Flexible, Efficient Transportation Equity Act: A Legacy for Users (Public Law 109-59; 119 Stat. 1917) for any fiscal year. An approval bill shall not reduce the amount of funding for a particular State or a designated recipient (as defined in section 5307(a)(2) of title 49, United States Code), where the authorization for the appropriation of funding was authorized in such Act or chapter.

''(G) AVIATION FUNDING GUARANTEES.—None of the cancellations pursuant to the enactment of a bill as provided under this part shall reduce the level of funding for the Federal Aviation Administration's airport improvement program and facilities and equipment program, in total, below, or further below, the levels authorized by section 48101 or 48103 of title 49, United States Code, in total, for any fiscal year.

''PROCEDURES FOR EXPEDITED CONSIDERATION

''SEC. 1012. (a) EXPEDITED CONSIDERATION.—

''(1) IN GENERAL.—The majority leader of each House or his designee shall (by request) introduce an approval bill as defined in section 1016 not later than the fifth day of session of that House after the date of receipt of a special message transmitted to the Congress under section 1011(b) .

''(2) CONSIDERATION IN THE HOUSE OF REPRESENTATIVES.—

''(A) REFERRAL AND REPORTING.—Any committee of the House of Representatives to which an approval bill is referred shall report it to the House without amendment not later than the seventh legislative day after the date of its introduction. If a committee fails to report the bill within that period or the House has adopted a concurrent resolution providing for adjournment sine die at the end of a Congress, it shall be in order to move that the House discharge the committee from further consideration of the bill. Such a motion shall be in order only at a time designated by the Speaker in the legislative schedule within two legislative days after the day on which the proponent announces his intention to offer the motion. Such a motion shall not be in order after a committee has reported an approval bill with respect to that special message or after the House has disposed of a motion to discharge with respect to that special message. The previous question shall be considered as ordered on the motion to its adoption without intervening motion except twenty minutes of debate equally divided and controlled by the proponent and an opponent. If such a motion is adopted, the House shall proceed immediately to consider the approval bill in accordance with subparagraph (B). A motion to reconsider the vote by which the motion is disposed of shall not be in order.

''(B) PROCEEDING TO CONSIDERATION.—After an approval bill is reported or a committee has been discharged from further consideration, or the House has adopted a concurrent resolution providing for adjournment sine die at the end of a Congress, it shall be in order to move to proceed to consider the approval bill in the House. Such a motion shall be in order only at a time designated by the Speaker in the legislative schedule within two legislative days after the day on which the proponent announces his intention to offer the motion. Such a motion shall not be in order after the House has disposed of a motion to proceed with respect to that special message. There shall be not more than 5 hours of general debate equally divided and controlled by the proponent and an opponent of the bill. After general debate, the bill shall be considered as read for amendment under the five-minute rule. Only one motion to rise shall be in order, except if offered by the manager. No amendment to the bill is in order, except any Member if supported by 99 other Members (a quorum being present) may offer an amendment striking the reference number or numbers of a cancellation or cancellations from the bill. Consideration of the bill for amendment shall not exceed one hour excluding time for recorded votes and quorum calls. No amendment shall be subject to further amendment, except pro forma amendments for the purposes of debate only. At the conclusion of the consideration of the bill for amendment, the Committee shall rise and report the bill to the House with such amendments as may have been adopted. The previous question shall be considered as ordered on the bill and amendments thereto to final passage without intervening motion. A motion to reconsider the vote on passage of the bill shall not be in order.

''(C) SENATE BILL.—An approval bill received from the Senate shall not be referred to committee.

''(3) CONSIDERATION IN THE SENATE.—

''(A) MOTION TO PROCEED TO CONSIDERATION.—A motion to proceed to the consideration of a bill under this subsection in the Senate shall not be debatable. It shall not be in order to move to reconsider the vote by which the motion to proceed is agreed to or disagreed to.

''(B) LIMITS ON DEBATE.—Debate in the Senate on a bill under this subsection, and all amendments and debatable motions and appeals in connection therewith (including debate pursuant to subparagraph (D)), shall not exceed 10 hours, equally divided and controlled in the usual form.

''(C) APPEALS.—Debate in the Senate on any debatable motion or appeal in connection with a bill under this subsection shall be limited to not more than 1 hour, to be equally divided and controlled in the usual form.

''(D) AMENDMENTS.—During consideration under this subsection, any Member of the Senate may move to strike any proposed cancellation or cancellations of budget authority or targeted tax benefit, as applicable, if supported by 15 other Members.

''(E) MOTION TO LIMIT DEBATE.—A motion in the Senate to further limit debate on a bill under this subsection is not debatable.

''(F) MOTION TO RECOMMIT.—A motion to recommit a bill under this subsection is not in order.

''(G) CONSIDERATION OF THE HOUSE BILL.—

''(i) IN GENERAL.—If the Senate has received the House companion bill to the bill introduced in the Senate prior to the vote on the Senate bill, then the Senate may consider, and the vote may occur on, the House companion bill.

''(ii) PROCEDURE AFTER VOTE ON SENATE BILL.—If the Senate votes on the bill introduced in the Senate, then immediately following that vote, or upon receipt of the House companion bill, the House bill if identical to the Senate bill shall be deemed to be considered, read the third time, and the vote on passage of the Senate bill shall be considered to be the vote on the bill received from the House.

''(b) AMENDMENTS AND DIVISIONS PROHIBITED.—Except as otherwise provided by this section, no amendment to a bill considered under this section shall be in order in either the House of Representatives or the Senate. It shall not be in order to demand a division of the question in the House of Representatives (or in a Committee of the Whole) or in the Senate. No motion to suspend the application of this subsection shall be in order in either House, nor shall it be in order in either House to suspend the application of this subsection by unanimous consent.

(c) CONSIDERATION OF CONFERENCE REPORTS.—(1) Debate in the House of Representatives or the Senate on the conference report and any amendments in disagreement on any approval bill shall be limited to not more than 2 hours, which shall be divided equally between the majority leader and the minority leader. A motion further to limit debate is not debateable. A motion to recommit the conference report is not in order, and it is not in order to move to reconsider the vote by which the conference report is agreed to or disagreed to.

(2) If an approval bill is amended by either House of Congress and a committee of conference has not completed action (or such committee of conference was never appointed) on such bill by the 15th calendar day after both Houses have passed such bill, then any Member of either House may introduce a bill comprised only of the text of the approval bill as initially introduced and that bill shall be considered under the procedures set forth in this section except that no amendments shall be in order in either House.

''PRESIDENTIAL DEFERRAL AUTHORITY

''SEC. 1013. (a) TEMPORARY PRESIDENTIAL AUTHORITY TO WITHHOLD DISCRETIONARY BUDGET AUTHORITY.—

''(1) IN GENERAL.—At the same time as the President transmits to the Congress a special message pursuant to section 1011(b), the President may direct that any dollar amount of discretionary budget authority to be canceled in that special message shall not be made available for obligation for a period not to exceed 30 calendar days from the date the President transmits the special message to the Congress or for emergency spending for a period not to exceed 7 calendar days.

''(2) EARLY AVAILABILITY.—The President shall make any dollar amount of discretionary budget authority deferred pursuant to paragraph (1) available at a time earlier than the time specified by the President if the President determines that continuation of the deferral would not further the purposes of this Act.

''(b) TEMPORARY PRESIDENTIAL AUTHORITY TO SUSPEND A TARGETED TAX BENEFIT.—

''(1) IN GENERAL.—At the same time as the President transmits to the Congress a special message pursuant to section 1011(b), the President may suspend the implementation of any targeted tax benefit proposed to be repealed in that special message for a period not to exceed 30 calendar days from the date the President transmits the special message to the Congress.

''(2) EARLY AVAILABILITY.—The President shall terminate the suspension of any targeted tax benefit at a time earlier than the time specified by the President if the President determines that continuation of the suspension would not further the purposes of this Act.

''TREATMENT OF CANCELLATIONS

''SEC. 1014. The cancellation of any dollar amount of discretionary budget authority or targeted tax benefit shall take effect only upon enactment of the applicable approval bill. If an approval bill is not enacted into law before the end of the applicable period under section 1013, then all proposed cancellations contained in that bill shall be null and void and any such dollar amount of discretionary budget authority or targeted tax benefit shall be effective as of the original date provided in the law to which the proposed cancellations applied.

''REPORTS BY COMPTROLLER GENERAL

''SEC. 1015. With respect to each special message under this part, the Comptroller General shall issue to the Congress a report determining whether any discretionary budget authority is not made available for obligation or targeted tax benefit continues to be suspended after the deferral authority set forth in section 1013 of the President has expired.

''DEFINITIONS

''SEC. 1016. As used in this part:

''(1) APPROPRIATION LAW.—The term 'appropriation law' means an Act referred to in section 105 of title 1, United States Code, including any general or special appropriation Act, or any Act making supplemental, deficiency, or continuing appropriations, that has been signed into law pursuant to Article I, section 7, of the Constitution of the United States.

''(2) APPROVAL BILL.—The term 'approval bill' means a bill or joint resolution which only approves proposed cancellations of dollar amounts of discretionary budget authority or targeted tax benefits in a special message transmitted by the President under this part and—

''(A) the title of which is as follows: 'A bill approving the proposed cancellations transmitted by the President on _____', the blank space being filled in with the date of transmission of the relevant special message and the public law number to which the message relates;

''(B) which does not have a preamble; and

''(C) which provides only the following after the enacting clause: 'That the Congress approves of proposed cancellations _____', the blank space being filled in with a list of the cancellations contained in the President's special message, 'as transmitted by the President in a special message on _____', the blank space being filled in with the appropriate date, 'regarding _____.', the blank space being filled in with the public law number to which the special message relates;

''(D) which only includes proposed cancellations that are estimated by CBO to meet the definition of discretionary budgetary authority or that are identified as targeted tax benefits pursuant to paragraph (9) of section 1016; and

''(E) if no CBO estimate is available, then the entire list of legislative provisions affecting discretionary budget authority proposed by the President is inserted in the second blank space in subparagraph (C).

''(3) CALENDAR DAY.—The term 'calendar day' means a standard 24-hour period beginning at midnight.

''(4) CANCEL OR CANCELLATION.—The terms 'cancel' or 'cancellation' means to prevent—

''(A) budget authority from having legal force or effect; or

''(B) a targeted tax benefit from having legal force or effect; and

to make any necessary, conforming statutory change to ensure that such targeted tax benefit is not implemented and that any budgetary resources are appropriately canceled.

''(5) CBO.—The term 'CBO' means the Director of the Congressional Budget Office.

''(6) DIRECT SPENDING.—The term 'direct spending' means—

''(A) budget authority provided by law (other than an appropriation law);

''(B) entitlement authority; and

''(C) the food stamp program.

''(7) DOLLAR AMOUNT OF DISCRETIONARY BUDGET AUTHORITY.—(A) Except as provided in subparagraph (B), the term ''dollar amount of discretionary budget authority'' means the entire dollar amount of budget authority—

''(i) specified in an appropriation law, or the entire dollar amount of budget authority or obligation limitation required to be allocated by a specific proviso in an appropriation law for which a specific dollar figure was not included;

''(ii) represented separately in any table, chart, or explanatory text included in the statement of managers or the governing committee report accompanying such law;

''(iii) required to be allocated for a specific program, project, or activity in a law (other than an appropriation law) that mandates the expenditure of budget authority from accounts, programs, projects, or activities for which budget authority is provided in an appropriation law;

''(iv) represented by the product of the estimated procurement cost and the total quantity of items specified in an appropriation law or included in the statement of managers or the governing committee report accompanying such law; or

''(v) represented by the product of the estimated procurement cost and the total quantity of items required to be provided in a law (other than an appropriation law) that mandates the expenditure of budget authority from accounts, programs, projects, or activities for which budget authority is provided in an appropriation law.

''(B) The term 'dollar amount of discretionary budget authority' does not include—

''(i) direct spending;

''(ii) budget authority in an appropriation law which funds direct spending provided for in other law;

''(iii) any existing budget authority canceled in an appropriation law; or

''(iv) any restriction, condition, or limitation in an appropriation law or the accompanying statement of managers or committee reports on the expenditure of budget authority for an account, program, project, or activity, or on activities involving such expenditure.

''(8) OMB.—The term 'OMB' means the Director of the Office of Management and Budget.

''(9) TARGETED TAX BENEFIT.—(A) The term 'targeted tax benefit' means any revenue-losing provision that provides a Federal tax deduction, credit, exclusion, or preference to 100 or fewer beneficiaries (determined with respect to either present law or any provision of which the provision is a part) under the Internal Revenue Code of 1986 in any year for which the provision is in effect;

''(B) for purposes of subparagraph (A)—

''(i) all businesses and associations that are members of the same controlled group of corporations (as defined in section 1563(a) of the Internal Revenue Code of 1986) shall be treated as a single beneficiary;

''(ii) all shareholders, partners, members, or beneficiaries of a corporation, partnership, association, or trust or estate, respectively, shall be treated as a single beneficiary;

''(iii) all employees of an employer shall be treated as a single beneficiary;

''(iv) all qualified plans of an employer shall be treated as a single beneficiary;

''(v) all beneficiaries of a qualified plan shall be treated as a single beneficiary;

''(vi) all contributors to a charitable organization shall be treated as a single beneficiary;

''(vii) all holders of the same bond issue shall be treated as a single beneficiary; and

''(viii) if a corporation, partnership, association, trust or estate is the beneficiary of a provision, the shareholders of the corporation, the partners of the partnership, the members of the association, or the beneficiaries of the trust or estate shall not also be treated as beneficiaries of such provision;

''(C) for the purpose of this paragraph, the term 'revenue-losing provision' means any provision that is estimated to result in a reduction in Federal tax revenues (determined with respect to either present law or any provision of which the provision is a part) for any one of the following periods—

''(i) the first fiscal year for which the provision is effective;

''(ii) the period of the 5 fiscal years beginning with the first fiscal year for which the provision is effective;

''(iii) the period of 10 fiscal years beginning with the first fiscal year for which the provision is effective; or

''(iv) the period of 20 fiscal years beginning with the first fiscal year for which the provision is effective; and

''(D) the terms used in this paragraph shall have the same meaning as those terms have generally in the Internal Revenue Code of 1986, unless otherwise expressly provided.

''EXPIRATION

''SEC. 1017. This title shall have no force or effect on or after 2 years after the date of enactment of this section.''.

SEC. 102. TECHNICAL AND CONFORMING AMENDMENTS.

(a) EXERCISE OF RULEMAKING POWERS.—Section 904 of the Congressional Budget Act of 1974 (2 U.S.C. 621 note) is amended—

(1) in subsection (a), by striking ''1017'' and inserting '1012''; and

(2) in subsection (d), by striking ''section 1017'' and inserting ''section 1012''.

(b) CLERICAL AMENDMENTS.—(1) Section 1(a) of the Congressional Budget and Impoundment Control Act of 1974 is amended by striking the last sentence.

(2) Section 1022(c) of such Act (as redesignated) is amended by striking ''rescinded or that is to be reserved'' and inserting ''canceled'' and by striking ''1012'' and inserting ''1011''.

(3) TABLE OF CONTENTS.—The table of contents set forth in section 1(b) of the Congressional Budget and Impoundment Control Act of 1974 is amended by deleting the contents for parts B and C of title X and inserting the following:

''PART B—LEGISLATIVE LINE ITEM VETO

''Sec. 1011. Line item veto authority.
''Sec. 1012. Procedures for expedited consideration.
''Sec. 1013. Presidential deferral authority.
''Sec. 1014. Treatment of cancellations.
''Sec. 1015. Reports by Comptroller General.
''Sec. 1016. Definitions.
''Sec. 1017. Expiration.
''Sec. 1018. Suits by Comptroller General.
''Sec. 1019. Proposed Deferrals of budget authority.''.

(c) EFFECTIVE DATE.—The amendments made by this Act shall take effect on the date of its enactment and apply only to any dollar amount of discretionary budget authority or targeted tax benefit provided in an Act enacted on or after the date of enactment of this Act.

TITLE II—PAY-AS-YOU-GO EXTENSION

SEC. 201. PAY-AS-YOU-GO EXTENSION.

(a) SECTION 252 AMENDMENTS.—Section 252 of the Balanced Budget and Emergency Deficit Control Act of 1985 is amended by striking ''2002'' both places it appears and inserting ''2011''.

(b) SECTION 275 AMENDMENT.—Section 275(b) of the Balanced Budget and Emergency Deficit Control Act of 1985 is amended by striking ''2006'' and inserting ''2016''.

TITLE III—RECONCILIATION INSTRUCTIONS MAY NOT INCREASE THE DEFICIT

SEC. 301. DEFINITION OF RECONCILIATION.

Section 310 of the Congressional Budget Act of 1974 is amended by adding at the end the following new subsection:

''(h) DEFINITION OF RECONCILIATION LEGISLATION.—As used in this Act, a reconciliation bill or reconciliation resolution is a measure that, if enacted, would reduce the deficit or increase the surplus for each fiscal year covered by such measure compared to the most recent Congressional Budget Office estimate for any such fiscal year.''.

TITLE IV—EARMARK REFORM

SEC. 401. CURBING ABUSES OF POWER.

Rule XXIII of the Rules of the House of Representatives (the Code of Official Conduct) is amended—

(1) by redesignating clause 14 as clause 16; and

(2) by inserting after clause 13 the following new clauses:

''14. A Member, Delegate, or Resident Commissioner shall not condition the inclusion of language to provide funding for a district-oriented earmark, a particular project which will be carried out in a Member's congressional district, or a limited tax benefit in any bill or joint resolution (or an accompanying report thereof) or in any conference report on a bill or joint resolution (including an accompanying joint statement of managers thereto) on any vote cast by the Member, Delegate, or Resident Commissioner in whose Congressional district the project will be carried out.

''15. (a) A Member, Delegate, or Resident Commissioner who advocates to include a district-oriented earmark in any bill or joint resolution (or an accompanying report) or in any conference report on a bill or joint resolution (including an accompanying joint statement of managers thereto) shall disclose in writing to the chairman and ranking member of the relevant committee (and in the case of the Committee on Appropriations to the chairman and ranking member of the full committee and of the relevant subcommittee)—

''(1) the name of the Member, Delegate, or Resident Commissioner;

''(2) the name and address of the intended recipient of such earmark;

''(3) the purpose of such earmark; and

''(4) whether the Member, Delegate, or Resident Commissioner has a financial interest in such earmark.

''(b) Each committee shall make available to the general public the information transmitted to the committee under paragraph (a) for any earmark included in any measure reported by the committee or conference report filed by the chairman of the committee or any subcommittee thereof.

''(c) The Joint Committee on Taxation shall review any revenue measure or any reconciliation bill or joint resolution which includes revenue provisions before it is reported by a committee and before it is filed by a committee of conference of the two Houses, and shall identify whether such bill or joint resolution contains any limited tax benefits. The Joint Committee on Taxation shall prepare a statement identifying any such limited tax benefits, stating who the beneficiaries are of such benefits, and any substantially similar introduced measures and the sponsors of such measures. Any such statement shall be made available to the general public by the Joint Committee on Taxation.''.

SEC. 402. KNOWING WHAT THE HOUSE IS VOTING ON.

(a) BILLS AND JOINT RESOLUTIONS.—

(1) IN GENERAL.—Rule XIII of the Rules of the House of Representatives is amended by adding at the end the following new clause:

''8. Except for motions to suspend the rules and consider legislation, it shall not be in order to consider in the House a bill or joint resolution until 24 hours after or, in the case of a bill or joint resolution containing a district-oriented earmark or limited tax benefit, until 3 days after copies of such bill or joint resolution (and, if the bill or joint resolution is reported, copies of the accompanying report) are available (excluding Saturdays, Sundays, or legal holidays except when the House is in session on such a day).''.

(2) PROHIBITING WAIVER.—Clause 6(c) of rule XIII of the Rules of the House of Representatives is amended—

(A) by striking 'or' at the end of subparagraph (1);

(B) by striking the period at the end of subparagraph (2) and inserting '; or'; and

(C) by adding at the end the following new subparagraph:

''(3) a rule or order that waives clause 8 of rule XIII or clause 8(a)(1)(B) of rule XXII, unless a question of consideration of the rule is adopted by a vote of two-thirds of the Members voting, a quorum being present.''.

(b) CONFERENCE REPORTS.—Clause 8(a)(1)(B) of rule XXII of the Rules of the House of Representatives is amended by striking ''2 hours'' and inserting ''24 hours or, in the case of a conference report containing a district-oriented earmark or limited tax benefit, until 3 days after''.

SEC. 403. FULL AND OPEN DEBATE IN CONFERENCE.

(a) NUMBERED AMENDMENTS.—Clause 1 of rule XXII of the Rules of the House of Representatives is amended by adding at the end the following new sentence: ''A motion to request or agree to a conference on a general appropriation bill is in order only if the Senate expresses its disagreements with the House in the form of numbered amendments.''.

(b) PROMOTING OPENNESS IN DELIBERATIONS OF MANAGERS.—Clause 12(a) of rule XXII of the Rules of the House of Representatives is amended by adding at the end the following new subparagraph:

''(3) All provisions on which the two Houses disagree shall be open to discussion at any meeting of a conference committee. The text which reflects the conferees' action on all of the differences between the two Houses, including all matter to be included in the conference report and any amendments in disagreement, shall be available to any of the managers at least one such meeting, and shall be approved by a recorded vote of a majority of the House managers. Such text and, with respect to such vote, the total number of votes cast for and against, and the names of members voting for and against, shall be included in the joint explanatory statement of managers accompanying the conference report of such conference committee.''.

(c) POINT OF ORDER AGAINST CONSIDERATION OF CONFERENCE REPORT NOT REFLECTING RESOLUTION OF DIFFERENCES AS APPROVED.—

(1) IN GENERAL.—Rule XXII of the Rules of the House of Representatives is amended by adding at the end the following new clause:

''13. It shall not be in order to consider a conference report the text of which differs in any material way from the text which reflects the conferees' action on all of the differences between the two Houses, as approved by a recorded vote of a majority of the House managers as required under clause 12(a).''.

(2) PROHIBITING WAIVER.—Clause 6(c) of rule XIII of the Rules of the House of Representatives, as amended above, is amended

(A) by striking 'or' at the end of subparagraph (2);

(B) by striking the period at the end of subparagraph (3) and inserting '; or'; and

(C) by adding at the end the following new subparagraph:

''(4) a rule or order that waives clause 12(a) or clause 13 of rule XXII.''.

¶60.20 POINT OF ORDER

Mr. RYAN of Wisconsin, made a point of order and said:

''Mr. Speaker, I reluctantly raise a point of order to the motion to recommit on the grounds that the motion includes provisions that are not germane to the bill. On those grounds, that is why I raise the point of order.''

Mr. SPRATT, spoke to the point of the order and said:

''Mr. Chairman, the motion to recommit concerns entirely the budget process. It is germane and completely germane to the budget process. We add to the bill or would add to the bill the so-called pay-as-you-go provisions which were the law of the land from 1990 to 2002. We reinstate that as a complement to, and it is complementary to, the other powers granted by this

bill. It relates to entitlement spending. The bill relates to entitlement spending. So this is well within the ambit of the subject matter of this bill.''

Mr. RYAN of Wisconsin, spoke further and said:

''Mr. Speaker, I will just rise to say that that is evidence of my point of order which PAYGO is outside of the germaneness of this bill. Earmark reform is outside the germaneness of the bill. It is on those grounds that I raise this point of order.''

The SPEAKER pro tempore, Mr. BOOZMAN, sustained the point of order and said:

''The gentleman from Wisconsin makes a point of order that the instructions contained in the motion to recommit are not germane.

''Clause 7 of rule XVI, the germaneness rule, provides that no proposition on a subject different from that under consideration shall be admitted under color of amendment. Among the central tenets of the germaneness rule are that an amendment may not introduce a subject matter not represented in the pending bill.

''The test of germaneness of a motion to recommit with instructions is the relationship of those instructions to the bill as a whole, as amended by House Resolution 886.

''H.R. 4890 addresses a procedure for the President to propose cancellations of certain provisions of law, and a procedure for Congress to approve such cancellations. It further provides that the President may defer the effectiveness of the provisions of law associated with such proposed cancellations pending approval or disapproval by the Congress.

''The amendment contained in the motion to recommit addresses, in part, a reinstatement of sequestration procedures within the executive branch, a change in permissible reconciliation instructions contained in a concurrent resolution on the budget, and various points of order regarding House procedures.

''Such provisions address subject matters not contained in H.R. 4890, as amended.

''Accordingly, the Chair finds that the instructions in the motion to recommit are not germane. The point of order is sustained. The motion is not in order.''

Mr. SPRATT moved to recommit the bill to the Committee on the Budget with instructions to report the bill back to the House forthwith with the following amendment:

Strike out all after the enacting clause and insert:

SECTION 1. SHORT TITLE.

This Act may be cited as the ''Legislative Line Item Veto Act of 2006''.

SEC. 2. LEGISLATIVE LINE ITEM VETO.

(a) IN GENERAL.—Title X of the Congressional Budget and Impoundment Control Act of 1974 (2 U.S.C. 621 et seq.) is amended by striking all of part B (except for sections 1016 and 1013, which are redesignated as sections 1018 and 1019, respectively) and part C and inserting the following:

''PART B—LEGISLATIVE LINE ITEM VETO

''LINE ITEM VETO AUTHORITY

''SEC. 1011. (a) PROPOSED CANCELLATIONS.—Within 10 calendar days after the enactment of any bill or joint resolution providing any discretionary budget authority or targeted tax benefit, the President may propose, in the manner provided in subsection (b), the cancellation of any dollar amount of such discretionary budget authority or targeted tax benefit. Except for emergency spending, if the 10 calendar-day period expires during a period where either House of Congress stands adjourned sine die at the end of a Congress or for a period greater than 10 calendar days, the President may propose a cancellation under this section and transmit a special message under subsection (b) on the first calendar day of session following such a period of adjournment.

''(b) TRANSMITTAL OF SPECIAL MESSAGE.—

''(1) SPECIAL MESSAGE.—

''(A) IN GENERAL.—The President may transmit to the Congress a special message proposing to cancel any dollar amounts of discretionary budget authority or targeted tax benefits.

''(B) CONTENTS OF SPECIAL MESSAGE.—Each special message shall specify with respect to the discretionary budget authority proposed or targeted tax benefits to be canceled—

''(i) the dollar amount of discretionary budget authority (that OMB, after consultation with CBO, estimates to increase budget authority or outlays as required by section 1016(9)) or the targeted tax benefit that the President proposes be canceled;

''(ii) any account, department, or establishment of the Government to which such discretionary budget authority is available for obligation, and the specific project or governmental functions involved;

''(iii) the reasons why such discretionary budget authority or targeted tax benefit should be canceled;

''(iv) to the maximum extent practicable, the estimated fiscal, economic, and budgetary effect (including the effect on outlays and receipts in each fiscal year) of the proposed cancellation;

''(v) to the maximum extent practicable, all facts, circumstances, and considerations relating to or bearing upon the proposed cancellation and the decision to effect the proposed cancellation, and the estimated effect of the proposed cancellation upon the objects, purposes, or programs for which the discretionary budget authority or the targeted tax benefit is provided;

''(vi) a numbered list of cancellations to be included in an approval bill that, if enacted, would cancel discretionary budget authority or targeted tax benefits proposed in that special message; and

''(vii) if the special message is transmitted subsequent to or at the same time as another special message, a detailed explanation why the proposed cancellations are not substantially similar to any other proposed cancellation in such other message.

''(C) DUPLICATIVE PROPOSALS PROHIBITED.—The President may not propose to cancel the same or substantially similar discretionary budget authority or targeted tax benefit more than one time under this Act.

''(D) MAXIMUM NUMBER OF SPECIAL MESSAGES.—The President may not transmit to the Congress more than one special message under this subsection related to any bill or joint resolution described in subsection (a).

''(E) PROHIBITION ON PRESIDENTIAL ABUSE OF PROPOSED CANCELLATIONS.—Neither the President nor any other executive branch official shall condition the inclusion or exclusion or threaten to condition the inclusion or exclusion of any proposed cancellation in any special message under this section on any vote cast or to be cast by any Member of either House of Congress.

''(2) ENACTMENT OF APPROVAL BILL.—

''(A) DEFICIT REDUCTION.—Amounts of discretionary budget authority or targeted tax benefits which are canceled pursuant to enactment of a bill as provided under this section shall be dedicated only to reducing the deficit or increasing the surplus.

''(B) ADJUSTMENT OF LEVELS IN THE CONCURRENT RESOLUTION ON THE BUDGET.—Not later than 5 days after the date of enactment of an approval bill as provided under this section, the chairs of the Committees on the Budget of the Senate and the House of Representatives shall revise allocations and aggregates and other appropriate levels under the appropriate concurrent resolution on the budget to reflect the cancellation, and the applicable committees shall report revised suballocations pursuant to section 302(b), as appropriate.

''(C) ADJUSTMENTS TO STATUTORY LIMITS.—After enactment of an approval bill as provided under this section, the Office of Management and Budget shall revise applicable limits under the Balanced Budget and Emergency Deficit Control Act of 1985, as appropriate.

''(D) TRUST FUNDS AND SPECIAL FUNDS..—Notwithstanding subparagraph (A), nothing in this part shall be construed to require or allow the deposit of amounts derived from a trust fund or special fund which are canceled pursuant to enactment of a bill as provided under this section to any other fund.

''(E) HIGHWAY FUNDING GUARANTEES.—None of the cancellations pursuant to the enactment of a bill as provided under this part shall reduce the level of obligations for the highway category, as defined in section 251(b) of the Balanced Budget and Emergency Deficit Control Act of 1985, below, or further below, the levels established by section 8003 of the Safe, Accountable, Flexible, Efficient Transportation Equity Act: A Legacy for Users (Public Law 109-59; 119 Stat. 1917) for any fiscal year. An approval bill shall not reduce the amount of funding for a particular State where the authorization for the appropriation of funding was authorized in such Act or authorized in title 23, United States Code.

''(F) TRANSIT FUNDING GUARANTEES.—None of the cancellations pursuant to the enactment of a bill as provided under this part shall reduce the level of obligations for the transit category, as defined in section 251(b) of the Balanced Budget and Emergency Deficit Control Act of 1985, below, or further below, the levels established by section section 8003 of the Safe, Accountable, Flexible, Efficient Transportation Equity Act: A Legacy for Users (Public Law 109-59; 119 Stat. 1917) for any fiscal year. An approval bill shall not reduce the amount of funding for a particular State or a designated recipient (as defined in section 5307(a)(2) of title 49, United States Code), where the authorization for the appropriation of funding was authorized in such Act or chapter.

''(G) AVIATION FUNDING GUARANTEES.—None of the cancellations pursuant to the enactment of a bill as provided under this part shall reduce the level of funding for the Federal Aviation Administration's airport improvement program and facilities and equipment program, in total, below, or further below, the levels authorized by section 48101 or 48103 of title 49, United States Code, in total, for any fiscal year.

''PROCEDURES FOR EXPEDITED CONSIDERATION

''SEC. 1012. (a) EXPEDITED CONSIDERATION.—

''(1) IN GENERAL.—The majority leader of each House or his designee shall (by request) introduce an approval bill as defined in section 1016 not later than the fifth day of session of that House after the date of receipt of a special message transmitted to the Congress under section 1011(b) .

''(2) CONSIDERATION IN THE HOUSE OF REPRESENTATIVES.—

''(A) REFERRAL AND REPORTING.—Any committee of the House of Representatives to which an approval bill is referred shall report it to the House without amendment not later than the seventh legislative day after the date of its introduction. If a committee fails to report the bill within that period or the House has adopted a concurrent resolution providing for adjournment sine die at the end of a Congress, it shall be in order to move that the House discharge the committee from further consideration of the bill. Such a motion shall be in order only at a time designated by the Speaker in the legislative schedule within two legislative days after the day on which the proponent announces his intention to offer the motion. Such a motion shall not be in order after a committee has reported an approval bill with respect to that special message or after the House has disposed of a motion to discharge with respect to that special message. The previous question shall be considered as ordered on the motion to its adoption without intervening motion except twenty minutes of debate equally divided and controlled by the proponent and an opponent. If such a motion is adopted, the House shall proceed immediately to consider the approval bill in accordance with subparagraph (B). A motion to reconsider the vote by which the motion is disposed of shall not be in order.

''(B) PROCEEDING TO CONSIDERATION.—After an approval bill is reported or a committee has been discharged from further consideration, or the House has adopted a concurrent resolution providing for adjournment sine die at the end of a Congress, it shall be in order to move to proceed to consider the approval bill in the House. Such a motion shall be in order only at a time designated by the Speaker in the legislative schedule within two legislative days after the day on which the proponent announces his intention to offer the motion. Such a motion shall not be in order after the House has disposed of a motion to proceed with respect to that special message. There shall be not more than 5 hours of general debate equally divided and controlled by the proponent and an opponent of the bill. After general debate, the bill shall be considered as read for amendment under the five-minute rule. Only one motion to rise shall be in order, except if offered by the manager. No amendment to the bill is in order, except any Member if supported by 99 other Members (a quorum being present) may offer an amendment striking the reference number or numbers of a cancellation or cancellations from the bill. Consideration of the bill for amendment shall not exceed one hour excluding time for recorded votes and quorum calls. No amendment shall be subject to further amendment, except pro forma amendments for the purposes of debate only. At the conclusion of the consideration of the bill for amendment, the Committee shall rise and report the bill to the House with such amendments as may have been adopted. The previous question shall be considered as ordered on the bill and amendments thereto to final passage without intervening motion. A motion to reconsider the vote on passage of the bill shall not be in order.

''(C) SENATE BILL.—An approval bill received from the Senate shall not be referred to committee.

''(3) CONSIDERATION IN THE SENATE.—

''(A) MOTION TO PROCEED TO CONSIDERATION.—A motion to proceed to the consideration of a bill under this subsection in the Senate shall not be debatable. It shall not be in order to move to reconsider the vote by which the motion to proceed is agreed to or disagreed to.

''(B) LIMITS ON DEBATE.—Debate in the Senate on a bill under this subsection, and all amendments and debatable motions and appeals in connection therewith (including debate pursuant to subparagraph (D)), shall not exceed 10 hours, equally divided and controlled in the usual form.

''(C) APPEALS.—Debate in the Senate on any debatable motion or appeal in connection with a bill under this subsection shall be limited to not more than 1 hour, to be equally divided and controlled in the usual form.

''(D) AMENDMENTS.—During consideration under this subsection, any Member of the Senate may move to strike any proposed cancellation or cancellations of budget authority or targeted tax benefit, as applicable, if supported by 15 other Members.

''(E) MOTION TO LIMIT DEBATE.—A motion in the Senate to further limit debate on a bill under this subsection is not debatable.

''(F) MOTION TO RECOMMIT.—A motion to recommit a bill under this subsection is not in order.

''(G) CONSIDERATION OF THE HOUSE BILL.—

''(i) IN GENERAL.—If the Senate has received the House companion bill to the bill introduced in the Senate prior to the vote on the Senate bill, then the Senate may consider, and the vote may occur on, the House companion bill.

''(ii) PROCEDURE AFTER VOTE ON SENATE BILL.—If the Senate votes on the bill introduced in the Senate, then immediately following that vote, or upon receipt of the House companion bill, the House bill if identical to the Senate bill shall be deemed to be considered, read the third time, and the vote on passage of the Senate bill shall be considered to be the vote on the bill received from the House.

''(b) AMENDMENTS AND DIVISIONS PROHIBITED.—Except as otherwise provided by this section, no amendment to a bill considered under this section shall be in order in either the House of Representatives or the Senate. It shall not be in order to demand a division of the question in the House of Representatives (or in a Committee of the Whole) or in the Senate. No motion to suspend the application of this subsection shall be in order in either House, nor shall it be in order in either House to suspend the application of this subsection by unanimous consent.

(c) CONSIDERATION OF CONFERENCE REPORTS.—(1) Debate in the House of Representatives or the Senate on the conference report and any amendments in disagreement on any approval bill shall be limited to not more than 2 hours, which shall be divided equally between the majority leader and the minority leader. A motion further to limit debate is not debateable. A motion to recommit the conference report is not in order, and it is not in order to move to reconsider the vote by which the conference report is agreed to or disagreed to.

(2) If an approval bill is amended by either House of Congress and a committee of conference has not completed action (or such committee of conference was never appointed) on such bill by the 15th calendar day after both Houses have passed such bill, then any Member of either House may introduce a bill comprised only of the text of the approval bill as initially introduced and that bill shall be considered under the procedures set forth in this section except that no amendments shall be in order in either House.

''PRESIDENTIAL DEFERRAL AUTHORITY

''SEC. 1013. (a) TEMPORARY PRESIDENTIAL AUTHORITY TO WITHHOLD DISCRETIONARY BUDGET AUTHORITY.—

''(1) IN GENERAL.—At the same time as the President transmits to the Congress a special message pursuant to section 1011(b), the President may direct that any dollar amount of discretionary budget authority to be canceled in that special message shall not be made available for obligation for a period not to exceed 30 calendar days from the date the President transmits the special message to the Congress or for emergency spending for a period not to exceed 7 calendar days.

''(2) EARLY AVAILABILITY.—The President shall make any dollar amount of discretionary budget authority deferred pursuant to paragraph (1) available at a time earlier than the time specified by the President if the President determines that continuation of the deferral would not further the purposes of this Act.

''(b) TEMPORARY PRESIDENTIAL AUTHORITY TO SUSPEND A TARGETED TAX BENEFIT.—

''(1) IN GENERAL.—At the same time as the President transmits to the Congress a special message pursuant to section 1011(b), the President may suspend the implementation of any targeted tax benefit proposed to be repealed in that special message for a period not to exceed 30 calendar days from the date the President transmits the special message to the Congress.

''(2) EARLY AVAILABILITY.—The President shall terminate the suspension of any targeted tax benefit at a time earlier than the time specified by the President if the President determines that continuation of the suspension would not further the purposes of this Act.

''TREATMENT OF CANCELLATIONS

''SEC. 1014. The cancellation of any dollar amount of discretionary budget authority or targeted tax benefit shall take effect only upon enactment of the applicable approval bill. If an approval bill is not enacted into law before the end of the applicable period under section 1013, then all proposed cancellations contained in that bill shall be null and void and any such dollar amount of discretionary budget authority or targeted tax benefit shall be effective as of the original date provided in the law to which the proposed cancellations applied.

''REPORTS BY COMPTROLLER GENERAL

''SEC. 1015. With respect to each special message under this part, the Comptroller General shall issue to the Congress a report determining whether any discretionary budget authority is not made available for obligation or targeted tax benefit continues to be suspended after the deferral authority set forth in section 1013 of the President has expired.

''DEFINITIONS

''SEC. 1016. As used in this part:

''(1) APPROPRIATION LAW.—The term 'appropriation law' means an Act referred to in section 105 of title 1, United States Code, including any general or special appropriation Act, or any Act making supplemental, deficiency, or continuing appropriations, that has been signed into law pursuant to Article I, section 7, of the Constitution of the United States.

''(2) APPROVAL BILL.—The term 'approval bill' means a bill or joint resolution which only approves proposed cancellations of dollar amounts of discretionary budget authority or targeted tax benefits in a special message transmitted by the President under this part and—

''(A) the title of which is as follows: 'A bill approving the proposed cancellations transmitted by the President on _____', the blank space being filled in with the date of transmission of the relevant special message and the public law number to which the message relates;

''(B) which does not have a preamble; and

''(C) which provides only the following after the enacting clause: 'That the Congress approves of proposed cancellations _____',

the blank space being filled in with a list of the cancellations contained in the President's special message, 'as transmitted by the President in a special message on _____', the blank space being filled in with the appropriate date, 'regarding _____.', the blank space being filled in with the public law number to which the special message relates;

''(D) which only includes proposed cancellations that are estimated by CBO to meet the definition of discretionary budgetary authority or that are identified as targeted tax benefits pursuant to paragraph (9) of section 1016; and

''(E) if no CBO estimate is available, then the entire list of legislative provisions affecting discretionary budget authority proposed by the President is inserted in the second blank space in subparagraph (C).

''(3) CALENDAR DAY.—The term 'calendar day' means a standard 24-hour period beginning at midnight.

''(4) CANCEL OR CANCELLATION.—The terms 'cancel' or 'cancellation' means to prevent—

''(A) budget authority from having legal force or effect; or

''(B) a targeted tax benefit from having legal force or effect; and

to make any necessary, conforming statutory change to ensure that such targeted tax benefit is not implemented and that any budgetary resources are appropriately canceled.

''(5) CBO.—The term 'CBO' means the Director of the Congressional Budget Office.

''(6) DIRECT SPENDING.—The term 'direct spending' means—

''(A) budget authority provided by law (other than an appropriation law);

''(B) entitlement authority; and

''(C) the food stamp program.

''(7) DOLLAR AMOUNT OF DISCRETIONARY BUDGET AUTHORITY.—(A) Except as provided in subparagraph (B), the term ''dollar amount of discretionary budget authority'' means the entire dollar amount of budget authority—

''(i) specified in an appropriation law, or the entire dollar amount of budget authority or obligation limitation required to be allocated by a specific proviso in an appropriation law for which a specific dollar figure was not included;

''(ii) represented separately in any table, chart, or explanatory text included in the statement of managers or the governing committee report accompanying such law;

''(iii) required to be allocated for a specific program, project, or activity in a law (other than an appropriation law) that mandates the expenditure of budget authority from accounts, programs, projects, or activities for which budget authority is provided in an appropriation law;

''(iv) represented by the product of the estimated procurement cost and the total quantity of items specified in an appropriation law or included in the statement of managers or the governing committee report accompanying such law; or

''(v) represented by the product of the estimated procurement cost and the total quantity of items required to be provided in a law (other than an appropriation law) that mandates the expenditure of budget authority from accounts, programs, projects, or activities for which budget authority is provided in an appropriation law.

''(B) The term 'dollar amount of discretionary budget authority' does not include—

''(i) direct spending;

''(ii) budget authority in an appropriation law which funds direct spending provided for in other law;

''(iii) any existing budget authority canceled in an appropriation law; or

''(iv) any restriction, condition, or limitation in an appropriation law or the accompanying statement of managers or committee reports on the expenditure of budget authority for an account, program, project, or activity, or on activities involving such expenditure.

''(8) OMB.—The term 'OMB' means the Director of the Office of Management and Budget.

''(9) TARGETED TAX BENEFIT.—(A) The term 'targeted tax benefit' means any revenue-losing provision that provides a Federal tax deduction, credit, exclusion, or preference to 100 or fewer beneficiaries (determined with respect to either present law or any provision of which the provision is a part) under the Internal Revenue Code of 1986 in any year for which the provision is in effect;

''(B) for purposes of subparagraph (A)—

''(i) all businesses and associations that are members of the same controlled group of corporations (as defined in section 1563(a) of the Internal Revenue Code of 1986) shall be treated as a single beneficiary;

''(ii) all shareholders, partners, members, or beneficiaries of a corporation, partnership, association, or trust or estate, respectively, shall be treated as a single beneficiary;

''(iii) all employees of an employer shall be treated as a single beneficiary;

''(iv) all qualified plans of an employer shall be treated as a single beneficiary;

''(v) all beneficiaries of a qualified plan shall be treated as a single beneficiary;

''(vi) all contributors to a charitable organization shall be treated as a single beneficiary;

''(vii) all holders of the same bond issue shall be treated as a single beneficiary; and

''(viii) if a corporation, partnership, association, trust or estate is the beneficiary of a provision, the shareholders of the corporation, the partners of the partnership, the members of the association, or the beneficiaries of the trust or estate shall not also be treated as beneficiaries of such provision;

''(C) for the purpose of this paragraph, the term 'revenue-losing provision' means any provision that is estimated to result in a reduction in Federal tax revenues (determined with respect to either present law or any provision of which the provision is a part) for any one of the following periods—

''(i) the first fiscal year for which the provision is effective;

''(ii) the period of the 5 fiscal years beginning with the first fiscal year for which the provision is effective;

''(iii) the period of 10 fiscal years beginning with the first fiscal year for which the provision is effective; or

''(iv) the period of 20 fiscal years beginning with the first fiscal year for which the provision is effective; and

''(D) the terms used in this paragraph shall have the same meaning as those terms have generally in the Internal Revenue Code of 1986, unless otherwise expressly provided.

''EXPIRATION

''SEC. 1017. This title shall have no force or effect on or after 2 years after the date of enactment of this section.''.

SEC. 3. TECHNICAL AND CONFORMING AMENDMENTS.

(a) EXERCISE OF RULEMAKING POWERS.—Section 904 of the Congressional Budget Act of 1974 (2 U.S.C. 621 note) is amended—

(1) in subsection (a), by striking ''1017'' and inserting '1012''; and

(2) in subsection (d), by striking ''section 1017'' and inserting ''section 1012''.

(b) CLERICAL AMENDMENTS.—(1) Section 1(a) of the Congressional Budget and Impoundment Control Act of 1974 is amended by striking the last sentence.

(2) Section 1022(c) of such Act (as redesignated) is amended by striking ''rescinded or that is to be reserved'' and inserting ''canceled'' and by striking ''1012'' and inserting ''1011''.

(3) TABLE OF CONTENTS.—The table of contents set forth in section 1(b) of the Congressional Budget and Impoundment Control Act of 1974 is amended by deleting the contents for parts B and C of title X and inserting the following:

''PART B—LEGISLATIVE LINE ITEM VETO

''Sec. 1011. Line item veto authority.
''Sec. 1012. Procedures for expedited consideration.
''Sec. 1013. Presidential deferral authority.
''Sec. 1014. Treatment of cancellations.
''Sec. 1015. Reports by Comptroller General.
''Sec. 1016. Definitions.
''Sec. 1017. Expiration.
''Sec. 1018. Suits by Comptroller General.
''Sec. 1019. Proposed Deferrals of budget authority.''.

(c) EFFECTIVE DATE.—The amendments made by this Act shall take effect on the date of its enactment and apply only to any dollar amount of discretionary budget authority or targeted tax benefit provided in an Act enacted on or after the date of enactment of this Act.

After debate,

By unanimous consent, the previous question was ordered on the motion to recommit with instructions.

The question being put, viva voce,

Will the House recommit said bill with instructions?

The SPEAKER pro tempore, Mr. TERRY, announced that the nays had it.

Mr. SPRATT demanded a recorded vote on agreeing to motion, which demand was supported by one-fifth of a quorum, so a recorded vote was ordered.

The vote was taken by electronic device.

It was decided in the negative ..... { Yeas ..... 170 / Nays 249

¶60.21 [Roll No. 316]

AYES—170

Abercrombie	Davis (CA)	Kennedy (RI)
Ackerman	Davis (IL)	Kildee
Allen	Davis (TN)	Kilpatrick (MI)
Andrews	DeFazio	Kind
Baca	DeGette	Langevin
Baird	Delahunt	Lantos
Baldwin	Dingell	Larsen (WA)
Barrow	Doyle	Levin
Bean	Edwards	Lewis (GA)
Becerra	Emanuel	Lipinski
Berry	Engel	Lowey
Bishop (GA)	Eshoo	Lynch
Bishop (NY)	Etheridge	Markey
Blumenauer	Farr	Marshall
Boren	Fattah	Matsui
Boswell	Filner	McCarthy
Boucher	Ford	McCollum (MN)
Boyd	Frank (MA)	McDermott
Brady (PA)	Gonzalez	McGovern
Brown, Corrine	Gordon	McIntyre
Butterfield	Green, Al	McKinney
Capps	Green, Gene	McNulty
Capuano	Grijalva	Meehan
Cardin	Gutierrez	Meek (FL)
Cardoza	Harman	Meeks (NY)
Carnahan	Hastings (FL)	Melancon
Carson	Herseth	Michaud
Case	Higgins	Millender-McDonald
Chandler	Hinchey	Miller (NC)
Clay	Hinojosa	Moore (KS)
Cleaver	Holden	Moore (WI)
Clyburn	Holt	Moran (VA)
Cooper	Hooley	Nadler
Costa	Hoyer	Napolitano
Costello	Inslee	Oberstar
Cramer	Israel	Obey
Crowley	Jackson (IL)	Olver
Cuellar	Johnson, E. B.	Ortiz
Cummings	Jones (OH)	Otter
Davis (AL)	Kaptur	

Pallone
Pascrell
Pastor
Payne
Pelosi
Peterson (MN)
Pomeroy
Price (NC)
Rahall
Reyes
Ross
Rothman
Roybal-Allard
Ruppersberger
Rush
Sabo
Salazar
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Schakowsky
Schiff
Scott (GA)
Scott (VA)
Sherman
Simpson
Skelton
Slaughter
Smith (WA)
Snyder
Spratt
Stark
Strickland
Stupak
Tanner
Tauscher
Taylor (MS)
Thompson (MS)
Towns
Udall (CO)
Udall (NM)
Van Hollen
Velázquez
Visclosky
Wasserman Schultz
Watson
Watt
Waxman
Weiner
Wexler
Wynn

NOES—249

Aderholt
Akin
Alexander
Bachus
Baker
Barrett (SC)
Bartlett (MD)
Barton (TX)
Bass
Beauprez
Biggert
Bilbray
Bilirakis
Bishop (UT)
Blackburn
Blunt
Boehlert
Boehner
Bonilla
Bonner
Bono
Boozman
Boustany
Bradley (NH)
Brady (TX)
Brown (OH)
Brown (SC)
Brown-Waite, Ginny
Burgess
Burton (IN)
Buyer
Calvert
Camp (MI)
Campbell (CA)
Cannon
Cantor
Capito
Carter
Castle
Chabot
Chocola
Coble
Cole (OK)
Conaway
Conyers
Crenshaw
Cubin
Culberson
Davis (KY)
Davis, Jo Ann
Davis, Tom
Deal (GA)
DeLauro
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Dicks
Doolittle
Drake
Dreier
Duncan
Ehlers
Emerson
English (PA)
Everett
Feeney
Ferguson
Fitzpatrick (PA)
Flake
Foley
Forbes
Fortenberry
Fossella
Foxx
Franks (AZ)
Frelinghuysen
Gallegly
Garrett (NJ)
Gerlach
Gibbons
Gilchrest
Gillmor
Gingrey
Gohmert
Goode
Goodlatte
Granger
Graves
Green (WI)
Gutknecht
Hall
Harris
Hart
Hastert
Hastings (WA)
Hayes
Hayworth
Hefley
Hensarling
Herger
Hobson
Hoekstra
Honda
Hostettler
Hulshof
Hunter
Hyde
Inglis (SC)
Issa
Istook
Jackson-Lee (TX)
Jenkins
Jindal
Johnson (CT)
Johnson (IL)
Jones (NC)
Kanjorski
Keller
Kelly
Kennedy (MN)
King (IA)
King (NY)
Kingston
Kirk
Kline
Knollenberg
Kolbe
Kucinich
Kuhl (NY)
LaHood
Larson (CT)
Latham
LaTourette
Leach
Lee
Lewis (CA)
Lewis (KY)
Linder
LoBiondo
Lofgren, Zoe
Lucas
Lungren, Daniel E.
Mack
Maloney
Manzullo
Marchant
Matheson
McCaul (TX)
McCotter
McCrery
McHenry
McHugh
McKeon
McMorris
Mica
Miller (FL)
Miller (MI)
Miller, Gary
Mollohan
Moran (KS)
Murphy
Murtha
Musgrave
Myrick
Neal (MA)
Neugebauer
Ney
Northup
Norwood
Nunes
Nussle
Osborne
Paul
Pearce
Pence
Peterson (PA)
Petri
Pickering
Platts
Poe
Pombo
Porter
Price (GA)
Pryce (OH)
Putnam
Radanovich
Ramstad
Rangel
Regula
Rehberg
Reichert
Renzi
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Ros-Lehtinen
Royce
Ryan (OH)
Ryan (WI)
Ryun (KS)
Saxton
Schmidt
Schwartz (PA)
Schwarz (MI)
Sensenbrenner
Sessions
Shadegg
Shaw
Sherwood
Shimkus
Shuster
Simmons
Smith (NJ)
Smith (TX)
Sodrel
Solis
Souder
Stearns
Sullivan
Sweeney
Tancredo
Taylor (NC)
Terry
Thomas
Thompson (CA)
Thornberry
Tiahrt
Tiberi
Tierney
Turner
Upton
Walden (OR)
Walsh
Wamp
Weldon (FL)
Weldon (PA)
Weller
Westmoreland
Whitfield
Wicker
Wilson (NM)
Wilson (SC)
Wolf
Woolsey
Wu
Young (AK)
Young (FL)

NOT VOTING—14

Berkley
Berman
Davis (FL)
Doggett
Evans
Jefferson
Johnson, Sam
Miller, George
Owens
Oxley
Pitts
Serrano
Shays
Waters

So the motion to recommit with instructions was not agreed to.

The question being put, viva voce,

Will the House pass said bill?

The SPEAKER pro tempore, Mr. TERRY, announced that the yeas had it.

Mr. RYAN of Wisconsin demanded a recorded vote on passage of said bill, which demand was supported by one-fifth of a quorum, so a recorded vote was ordered.

The vote was taken by electronic device.

It was decided in the affirmative ..... { Yeas ..... 247 / Nays 172

¶60.22 [Roll No. 317]

AYES—247

Akin
Alexander
Andrews
Bachus
Baker
Barrett (SC)
Barrow
Bartlett (MD)
Barton (TX)
Bass
Bean
Beauprez
Biggert
Bilbray
Bilirakis
Bishop (UT)
Blackburn
Blunt
Boehlert
Boehner
Bonilla
Bonner
Bono
Boozman
Boren
Boustany
Boyd
Bradley (NH)
Brady (TX)
Brown (OH)
Brown (SC)
Brown-Waite, Ginny
Burgess
Burton (IN)
Calvert
Camp (MI)
Campbell (CA)
Cannon
Cantor
Capito
Cardoza
Carter
Case
Castle
Chabot
Chandler
Chocola
Coble
Cole (OK)
Conaway
Cooper
Costa
Crenshaw
Cubin
Cuellar
Culberson
Davis (KY)
Davis (TN)
Davis, Jo Ann
Davis, Tom
Deal (GA)
DeFazio
Delahunt
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Doolittle
Drake
Dreier
Duncan
Edwards
Ehlers
English (PA)
Everett
Feeney
Ferguson
Fitzpatrick (PA)
Flake
Foley
Forbes
Ford
Fortenberry
Fossella
Foxx
Franks (AZ)
Frelinghuysen
Gallegly
Garrett (NJ)
Gerlach
Gibbons
Gilchrest
Gillmor
Gingrey
Gohmert
Goode
Goodlatte
Gordon
Granger
Graves
Green (WI)
Gutknecht
Hall
Harris
Hart
Hastert
Hastings (WA)
Hayes
Hayworth
Hefley
Hensarling
Herger
Herseth
Hoekstra
Hooley
Hostettler
Hulshof
Hunter
Hyde
Inglis (SC)
Inslee
Issa
Istook
Jenkins
Jindal
Johnson (CT)
Johnson (IL)
Keller
Kelly
Kennedy (MN)
King (IA)
King (NY)
Kingston
Kirk
Kline
Knollenberg
Kolbe
Kuhl (NY)
LaHood
Langevin
Latham
LaTourette
Leach
Lewis (KY)
Linder
LoBiondo
Lucas
Lungren, Daniel E.
Mack
Maloney
Manzullo
Marchant
Marshall
Matheson
McCaul (TX)
McCotter
McCrery
McHenry
McHugh
McIntyre
McKeon
McMorris
Melancon
Mica
Miller (FL)
Miller (MI)
Miller, Gary
Moran (KS)
Murphy
Musgrave
Myrick
Neugebauer
Ney
Norwood
Nunes
Nussle
Osborne
Pearce
Pence
Peterson (PA)
Petri
Pickering
Platts
Poe
Pombo
Porter
Price (GA)
Pryce (OH)
Putnam
Radanovich
Ramstad
Regula
Rehberg
Reichert
Renzi
Reynolds
Rogers (MI)
Rohrabacher
Ros-Lehtinen
Ross
Royce
Ryan (WI)
Ryun (KS)
Saxton
Schiff
Schmidt
Schwarz (MI)
Sensenbrenner
Sessions
Shadegg
Shaw
Sherwood
Shimkus
Shuster
Smith (NJ)
Smith (TX)
Smith (WA)
Sodrel
Souder
Stearns
Strickland
Sullivan
Tancredo
Tanner
Taylor (MS)
Taylor (NC)
Terry
Thomas
Thornberry
Tiahrt
Tiberi
Turner
Udall (CO)
Upton
Walden (OR)
Wamp
Weldon (FL)
Weldon (PA)
Weller
Westmoreland
Whitfield
Wicker
Wilson (NM)
Wilson (SC)
Wolf
Wynn
Young (AK)
Young (FL)

NOES—172

Abercrombie
Ackerman
Aderholt
Allen
Baca
Baird
Baldwin
Becerra
Berry
Bishop (GA)
Bishop (NY)
Blumenauer
Boswell
Boucher
Brady (PA)
Brown, Corrine
Butterfield
Buyer
Capps
Capuano
Cardin
Carnahan
Carson
Clay
Cleaver
Clyburn
Conyers
Costello
Cramer
Crowley
Cummings
Davis (AL)
Davis (CA)
Davis (IL)
DeGette
DeLauro
Dicks
Dingell
Doyle
Emanuel
Emerson
Engel
Eshoo
Etheridge
Farr
Fattah
Filner
Frank (MA)
Gonzalez
Green, Al
Green, Gene
Grijalva
Gutierrez
Harman
Hastings (FL)
Higgins
Hinchey
Hinojosa
Hobson
Holden
Holt
Honda
Hoyer
Israel
Jackson (IL)
Jackson-Lee (TX)
Johnson, E. B.
Jones (NC)
Jones (OH)
Kanjorski
Kaptur
Kennedy (RI)
Kildee
Kilpatrick (MI)
Kind
Kucinich
Lantos
Larsen (WA)
Larson (CT)
Lee
Levin
Lewis (CA)
Lewis (GA)
Lipinski
Lofgren, Zoe
Lowey
Lynch
Markey
Matsui
McCarthy
McCollum (MN)
McDermott
McGovern
McKinney
McNulty
Meehan
Meek (FL)
Meeks (NY)
Michaud
Millender-McDonald
Miller (NC)
Mollohan
Moore (KS)
Moore (WI)
Moran (VA)
Murtha
Nadler
Napolitano
Neal (MA)
Northup
Oberstar
Obey
Olver
Ortiz
Otter
Pallone
Pascrell
Pastor
Paul
Payne
Pelosi
Peterson (MN)
Pomeroy
Price (NC)
Rahall
Rangel
Reyes
Rogers (AL)
Rogers (KY)
Rothman
Roybal-Allard
Ruppersberger
Rush
Ryan (OH)
Sabo
Salazar
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Schakowsky
Schwartz (PA)
Scott (GA)
Scott (VA)
Sherman
Simmons
Simpson
Skelton
Slaughter
Snyder
Solis
Spratt
Stark
Stupak
Sweeney
Tauscher
Thompson (CA)
Thompson (MS)
Tierney
Towns
Udall (NM)
Van Hollen
Velázquez
Visclosky
Walsh
Wasserman Schultz
Watson
Watt
Waxman
Weiner
Wexler
Woolsey
Wu

NOT VOTING—14

Berkley
Berman
Davis (FL)
Doggett
Evans
Jefferson
Johnson, Sam
Miller, George
Owens
Oxley
Pitts
Serrano
Shays
Waters

So the bill was passed.

By unanimous consent, the title was amended so as to read: ''An Act to amend the Congressional Budget and Impoundment Control Act of 1974 to provide for the expedited consideration of certain proposed rescissions of budget authority.''.

A motion to reconsider the votes whereby said bill was passed and the

title was amended was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

¶60.23 H. RES. 323—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mr. TERRY, pursuant to clause 8, rule XX, announced the further unfinished business to be the motion to suspend the rules and agree to the resolution (H. Res. 323) supporting efforts to increase childhood cancer awareness, treatment, and research; as amended.

The question being put,

Will the House suspend the rules and agree to said resolution, as amended?

The vote was taken by electronic device.

It was decided in the affirmative { Yeas ..... 393 / Nays 0

¶60.24 [Roll No. 318]

YEAS—393

Abercrombie
Ackerman
Aderholt
Akin
Alexander
Allen
Andrews
Baca
Bachus
Baird
Baker
Baldwin
Barrett (SC)
Barrow
Bartlett (MD)
Barton (TX)
Bass
Bean
Beauprez
Becerra
Berry
Biggert
Bilbray
Bilirakis
Bishop (GA)
Bishop (NY)
Bishop (UT)
Blackburn
Blunt
Boehlert
Boehner
Bonilla
Bonner
Boozman
Boren
Boswell
Boucher
Boustany
Boyd
Bradley (NH)
Brady (PA)
Brady (TX)
Brown (OH)
Brown (SC)
Brown, Corrine
Brown-Waite, Ginny
Burgess
Burton (IN)
Buyer
Calvert
Camp (MI)
Campbell (CA)
Cannon
Cantor
Capito
Capps
Capuano
Cardin
Cardoza
Carnahan
Carson
Carter
Case
Castle
Chabot
Chandler
Chocola
Cleaver
Clyburn
Coble
Cole (OK)
Conaway
Conyers
Cooper
Costello
Cramer
Crenshaw
Crowley
Cubin
Cuellar
Culberson
Cummings
Davis (AL)
Davis (CA)
Davis (IL)
Davis (KY)
Davis (TN)
Davis, Jo Ann
Davis, Tom
Deal (GA)
DeFazio
DeGette
DeLauro
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Dicks
Dingell
Doolittle
Doyle
Drake
Dreier
Duncan
Edwards
Ehlers
Emerson
Engel
English (PA)
Eshoo
Etheridge
Everett
Farr
Fattah
Feeney
Ferguson
Filner
Fitzpatrick (PA)
Flake
Foley
Forbes
Fortenberry
Fossella
Foxx
Frank (MA)
Franks (AZ)
Frelinghuysen
Garrett (NJ)
Gerlach
Gibbons
Gilchrest
Gillmor
Gingrey
Gohmert
Gonzalez
Goode
Goodlatte
Gordon
Granger
Graves
Green (WI)
Green, Al
Green, Gene
Grijalva
Gutierrez
Gutknecht
Hall
Harman
Harris
Hart
Hastings (FL)
Hastings (WA)
Hayworth
Hefley
Hensarling
Herger
Herseth
Higgins
Hinchey
Hinojosa
Hobson
Hoekstra
Holden
Holt
Honda
Hostettler
Hoyer
Hulshof
Hunter
Hyde
Inglis (SC)
Inslee
Israel
Issa
Istook
Jackson (IL)
Jackson-Lee (TX)
Jenkins
Jindal
Johnson (CT)
Johnson (IL)
Johnson, E. B.
Jones (NC)
Jones (OH)
Kanjorski
Keller
Kelly
Kennedy (MN)
Kennedy (RI)
Kildee
Kind
King (IA)
King (NY)
Kingston
Kirk
Kline
Knollenberg
Kolbe
Kucinich
Kuhl (NY)
Langevin
Lantos
Larsen (WA)
Larson (CT)
Latham
LaTourette
Leach
Lee
Levin
Lewis (CA)
Lewis (GA)
Lewis (KY)
Linder
Lipinski
LoBiondo
Lofgren, Zoe
Lowey
Lucas
Lungren, Daniel E.
Mack
Maloney
Manzullo
Marchant
Markey
Marshall
Matheson
Matsui
McCarthy
McCaul (TX)
McCollum (MN)
McCotter
McCrery
McDermott
McGovern
McHenry
McHugh
McIntyre
McKeon
McKinney
McNulty
Meehan
Meek (FL)
Meeks (NY)
Melancon
Mica
Michaud
Millender-McDonald
Miller (FL)
Miller (MI)
Miller (NC)
Mollohan
Moore (KS)
Moore (WI)
Moran (KS)
Moran (VA)
Murphy
Musgrave
Myrick
Nadler
Napolitano
Neal (MA)
Neugebauer
Ney
Northup
Norwood
Nunes
Nussle
Oberstar
Obey
Olver
Ortiz
Osborne
Otter
Pallone
Pascrell
Pastor
Paul
Payne
Pearce
Pelosi
Pence
Peterson (MN)
Petri
Platts
Poe
Pombo
Pomeroy
Porter
Price (GA)
Price (NC)
Pryce (OH)
Putnam
Rahall
Ramstad
Rangel
Regula
Rehberg
Reichert
Renzi
Reyes
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Ros-Lehtinen
Ross
Rothman
Roybal-Allard
Royce
Ruppersberger
Rush
Ryan (OH)
Ryan (WI)
Ryun (KS)
Sabo
Salazar
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Saxton
Schakowsky
Schiff
Schmidt
Schwartz (PA)
Schwarz (MI)
Scott (GA)
Scott (VA)
Sensenbrenner
Sessions
Shadegg
Shaw
Sherman
Sherwood
Shimkus
Shuster
Simmons
Simpson
Skelton
Slaughter
Smith (NJ)
Smith (TX)
Smith (WA)
Snyder
Sodrel
Solis
Spratt
Stark
Stearns
Strickland
Stupak
Sullivan
Sweeney
Tancredo
Tanner
Tauscher
Taylor (MS)
Terry
Thomas
Thompson (CA)
Thompson (MS)
Thornberry
Tiahrt
Tiberi
Tierney
Towns
Udall (CO)
Udall (NM)
Upton
Van Hollen
Visclosky
Walden (OR)
Walsh
Wamp
Wasserman Schultz
Watson
Watt
Waxman
Weiner
Weldon (FL)
Weldon (PA)
Weller
Westmoreland
Wexler
Whitfield
Wicker
Wilson (NM)
Wilson (SC)
Wolf
Woolsey
Wu
Wynn
Young (AK)
Young (FL)

NOT VOTING—39

Berkley
Berman
Blumenauer
Bono
Butterfield
Clay
Costa
Davis (FL)
Delahunt
Doggett
Emanuel
Evans
Ford
Gallegly
Hayes
Hooley
Jefferson
Johnson, Sam
Kaptur
Kilpatrick (MI)
LaHood
Lynch
McMorris
Miller, Gary
Miller, George
Murtha
Owens
Oxley
Peterson (PA)
Pickering
Pitts
Radanovich
Serrano
Shays
Souder
Taylor (NC)
Turner
Velázquez
Waters

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said resolution, as amended, was agreed to.

A motion to reconsider the vote whereby the rules were suspended and said resolution, as amended, was agreed to was, by unanimous consent, laid on the table.

¶60.25 SCIENCE, STATE, JUSTICE & COMMERCE APPROPRIATIONS FY 2007

Mr. WOLF submitted a privileged report (Rept. No. 109–520) on the bill (H.R. 5672) making appropriations for Science, the Departments of State, Justice, and Commerce and related agencies for the fiscal year ending September 30, 2007, and for other purposes.

When said bill and report were referred to the Union Calendar and ordered printed.

Pursuant to clause 1 of rule XXI, all points of order were reserved.

¶60.26 PERMISSION TO FILE REPORT

On motion of Mr. REICHERT, by unanimous consent, the Committee on Homeland Security was granted permission until midnight, Friday, June 23, 2006, to file a report on the bill (H.R. 5351) to amend the Homeland Security act of 2002 to establish a Directorate of Emergency Management, to codify certain existing functions of the Department of Homeland Security, and for other purposes.

¶60.27 ADJOURNMENT OVER

On motion of Mr. BOEHNER, by unanimous consent,

Ordered, That when the House adjourns today, it adjourn to meet at 12:30 p.m. on Monday, June 26, 2006, for morning-hour debate.

¶60.28 CALENDAR WEDNESDAY BUSINESS DISPENSED WITH

On motion of Mr. BOEHNER, by unanimous consent,

Ordered, That business in order for consideration on Wednesday, June 28, 2006, under clause 6, rule XV, the Calendar Wednesday rule, be dispensed with.

¶60.29 60TH ANNIVERSARY OF HIS MAJESTY KING BHUMIBOL ADULYADEJ

On motion of Mr. LEACH, by unanimous consent, the concurrent resolution (H. Con. Res. 409) commemorating the 60th anniversary of the ascension to the throne of His Majesty King Bhumibol Adulyadej of Thailand; together with the following amendment of the Senate, was taken from the Speaker's table:

Amend the preamble as follows:

Page 2, unnumbered line 4, strike out ''Agency'' and insert ''Program''.

On motion of Mr. LEACH, said amendment of the Senate was agreed to.

A motion to reconsider the vote whereby said amendment of the Senate was agreed to was, by unanimous consent, laid on the table.

Ordered, That the Clerk notify the Senate thereof.

¶60.30 PERMISSION TO FILE REPORT

On motion of Mr. SHUSTER, by unanimous consent, the Committee on Transportation and Infrastructure was granted permission until midnight, Friday, June 23, 2006, to file a report on the bill (H.R. 5316) to reestablish the Federal Emergency Management Agency as a cabinet-level independent establishment in the executive branch that is responsible for the Nation's preparedness for, response to, recovery from, and mitigation against disaster, and for other purposes.

¶60.31 MESSAGE FROM THE PRESIDENT—NATIONAL EMERGENCY WITH RESPECT TO THE WESTERN BALKANS

The SPEAKER pro tempore, Mr. PRICE of Georgia, laid before the House a message from the President, which was read as follows:

To The Congress of the United States:

Section 202(d) of the National Emergencies Act (50 U.S.C. 1622(d)) provides for the automatic termination of a national emergency unless, prior to the anniversary date of its declaration, the President publishes in the *Federal Register* and transmits to the Congress a notice stating that the emergency is to continue in effect beyond the anniversary date. In accordance with this provision, I have sent the enclosed notice to the *Federal Register* for publication, stating that the Western Balkans emergency is to continue in effect beyond June 26, 2006. The most recent notice continuing this emergency was published in the *Federal Register* on June 24, 2005, 70 FR 36803.

The crisis constituted by the actions of persons engaged in, or assisting, sponsoring, or supporting (i) extremist violence in the Republic of Macedonia, and elsewhere in the Western Balkans region, or (ii) acts obstructing implementation of the Dayton Accords in Bosnia or United Nations Security Council Resolution 1244 of June 10, 1999, in Kosovo, that led to the declaration of a national emergency on June 26, 2001, in Executive Order 13219 has not been resolved. Subsequent to the declaration of the national emergency, I amended Executive Order 13219 in Executive Order 13304 of May 28, 2003, to address acts obstructing implementation of the Ohrid Framework Agreement of 2001 in the Republic of Macedonia, which have also become a concern. The acts of extremist violence and obstructionist activity outlined in Executive Order 13219, as amended, are hostile to U.S. interests and pose a continuing unusual and extraordinary threat to the national security and foreign policy of the United States. For these reasons, I have determined that it is necessary to continue the national emergency declared with respect to the Western Balkans and maintain in force the comprehensive sanctions to respond to this threat.

GEORGE W. BUSH.

THE WHITE HOUSE, *June 22, 2006*.

By unanimous consent, the message, together with the accompanying papers, was referred to the Committee on International Relations and ordered to be printed (H. Doc. 109–117).

¶60.32 LEAVE OF ABSENCE

By unanimous consent, leave of absence was granted to Ms. BERKLEY, for today.

And then,

¶60.33 ADJOURNMENT

On motion of Mr. KING of Iowa, pursuant to the previous order of the House, at 9 o'clock and 16 minutes p.m., the House adjourned until 12:30 p.m. on Monday, June 26, 2006.

¶60.34 REPORTS OF COMMITTEES ON PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XIII, reports of committees were delivered to the Clerk for printing and reference to the proper calendar, as follows:

Mr. TOM DAVIS of Virginia: Committee on Government Reform. H.R. 5316. A bill to reestablish the Federal Emergency Management Agency as a cabinet-level independent establishment in the executive branch that is responsible for the Nation's preparedness for, response to, recovery from, and mitigation against disasters, and for other purposes; with amendments (Rept. 109–519 pt. 1). Ordered to be printed.

Mr. WOLF: Committee on Appropriations. H.R. 5672. A bill making appropriations for Science, the Departments of State, Justice, and Commerce, and related agencies for the fiscal year ending September 30, 2007, and for other purposes (Rept. 109–520). Referred to the Committee of the Whole House on the State of the Union.

Mr. BUYER: Committee on Veterans' Affairs. H.R. 4843. A bill to increase, effective as of December 1, 2006, the rates of disability compensation for veterans with service-connected disabilities and the rates of dependency and indemnity compensation for survivors of certain service-connected disabled veterans, and for other purposes; with amendments (Rept. 109–521). Referred to the Committee of the Whole House on the State of the Union.

Mr. SENSENBRENNER: Committee on the Judiciary. H.R. 5318. A bill to amend title 18, United States Code, to better assure cybersecurity, and for other purposes; with an amendment (Rept. 109–522). Referred to the Committee of the Whole House on the State of the Union.

Mr. OXLEY: Committee on Financial Services. H.R. 5337. A bill to ensure national security while promoting foreign investment and the creation and maintenance of jobs, to reform the process by which such investments are examined for any effect they may have on national security, to establish the Committee on Foreign Investment in the United States, and for other purposes; with an amendment (Rept. 109–523 Pt. 1). Ordered to be printed.

Mr. BOEHLERT: Committee on Science. H.R. 5358. A bill to authorize programs relating to science, mathematics, engineering, and technology education at the National Science Foundation and the Department of Energy Office of Science, and for other purposes; (Rept. 109–524). Referred to the Committee of the Whole House on the State of the Union.

Mr. BOEHLERT: Committee on Science. H.R. 5356. A bill to authorize the National Science Foundation and the Department of Energy Office of Science to provide grants to early career researchers to establish innovative research programs and integrate education and research, and for other purposes; with amendments (Rept. 109–525). Referred to the Committee of the Whole House on the State of the Union.

¶60.35 TIME LIMITATION OF REFERRED BILL

Pursuant to clause 2 of rule XII the following action was taken by the Speaker:

H.R. 5337. Referral to the Committees on Energy and Commerce and International Relations extended for a period ending not later than July 17, 2006.

¶60.36 PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XII, public bills and resolutions were introduced and severally referred, as follows:

By Mr. BROWN of South Carolina (for himself, Mr. MICHAUD, Mr. WELDON of Pennsylvania, and Mr. MILLER of Florida):

H.R. 5669. A bill to amend title 38, United States Code, to increase to $2,000 the amount of the Medal of Honor special pension under that title and to provide for payment of that pension to the surviving spouse of a deceased Medal of Honor recipient; to the Committee on Veterans' Affairs.

By Mr. FRANK of Massachusetts:

H.R. 5670. A bill to repeal the Cuban Adjustment Act, Public Law 89-732; to the Committee on the Judiciary.

By Mr. BRADLEY of New Hampshire (for himself, Mr. MICHAUD, Mr. MORAN of Kansas, Mr. NEAL of Massachusetts, Mr. SIMMONS, and Mr. GARRETT of New Jersey):

H.R. 5671. A bill to amend title 38, United States Code, to ensure appropriate payment for the cost of long term care provided to veterans in State veterans homes, and for other purposes; to the Committee on Veterans' Affairs.

By Mr. CHABOT (for himself, Mr. POE, Mr. GOHMERT, and Mr. GINGREY):

H.R. 5673. A bill to amend title 18, United States Code, to make restitution mandatory for Federal crimes, and to simplify and streamline its procedures, and for other purposes; to the Committee on the Judiciary.

By Ms. LEE (for herself, Mr. LEACH, Mr. LANTOS, Mrs. MALONEY, Ms. CORRINE BROWN of Florida, Ms. JACKSON-LEE of Texas, Mr. JEFFERSON, Mr. PAYNE, Mr. GUTIERREZ, Ms. NORTON, Mr. HONDA, Ms. SCHAKOWSKY, Mr. MCDERMOTT, Mr. CONYERS, Mr. WAXMAN, Mr. BERMAN, Ms. WOOLSEY, Ms. WATERS, Mr. MCGOVERN, Mr. CROWLEY, Mr. BROWN of Ohio, Mrs. MCCARTHY, Mr. WEXLER, Mrs. CHRISTENSEN, Mr. MEEKS of New York, Ms. MCCOLLUM of Minnesota, Mr. CAPUANO, Mr. SHAYS, Mr. PALLONE, Mrs. CAPPS, Mr. BLUMENAUER, Ms. MCKINNEY, Mr. OWENS, Mr. CUMMINGS, Mr. CARNAHAN, Mr. WYNN, Ms. SOLIS, Mr. NADLER, Mr. DAVIS of Illinois, Mr. STARK, Mr. FRANK of Massachusetts, Mr. MORAN of Virginia, Mr. SCOTT of Virginia, Mr. CLYBURN, Mr. DELAHUNT, Ms. KILPATRICK of Michigan, Mr. SANDERS, Ms. WATSON, Mr. RUSH, Mr. KUCINICH, Mr. GRIJALVA, Mr. LEWIS of Georgia, Mrs. TAUSCHER, Mr. JACKSON of Illinois, Mr. BISHOP of Georgia, Ms. CARSON, and Ms. HARMAN):

H.R. 5674. A bill to require the President and the Office of the Global AIDS Coordinator to establish a comprehensive and integrated HIV prevention strategy to address the vulnerabilities of women and girls in countries for which the United States provides assistance to combat HIV/AIDS, and for other purposes; to the Committee on International Relations.

By Mr. REHBERG:

H.R. 5675. A bill to authorize appropriate action if negotiations with Japan to allow the resumption of United States beef exports are not successful, and for other purposes; to the Committee on Ways and Means.

By Mr. SHAYS (for himself and Mr. MEEHAN):

H.R. 5676. A bill to amend the Federal Election Campaign Act of 1971 to replace the Federal Election Commission with the Federal

Election Administration, and for other purposes; to the Committee on House Administration.

By Mr. SHAYS (for himself and Mr. MEEHAN):

H.R. 5677. A bill to provide for ethics and lobbying reform; to the Committee on the Judiciary, and in addition to the Committees on House Administration, and Rules, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. LARSON of Connecticut (for himself, Ms. PELOSI, Mr. HOYER, Mr. CLYBURN, Mr. MURTHA, Mr. SKELTON, Mr. LANTOS, Mr. ABERCROMBIE, Mr. TANNER, Ms. DELAURO, Mr. STUPAK, Ms. MCCOLLUM of Minnesota, Mr. ETHERIDGE, Mr. BROWN of Ohio, Mr. PASCRELL, Mr. KILDEE, Mrs. DAVIS of California, Mr. MEEHAN, Mr. KENNEDY of Rhode Island, Mr. DOGGETT, Mr. HOLT, Mrs. NAPOLITANO, Ms. MATSUI, Mrs. MCCARTHY, Mr. DICKS, Mr. NEAL of Massachusetts, Mr. CAPUANO, Mr. BERRY, Mr. CARDOZA, Mr. CUMMINGS, Mr. REYES, Mrs. MALONEY, Ms. SOLIS, Mr. GEORGE MILLER of California, Mr. STRICKLAND, Mr. HASTINGS of Florida, Mr. OLVER, Mr. BISHOP of New York, Mr. TOWNS, Ms. LINDA T. SÁNCHEZ of California, Mr. POMEROY, Mr. PETERSON of Minnesota, Ms. SLAUGHTER, Mrs. TAUSCHER, Ms. ROYBAL-ALLARD, Mr. WEINER, Mr. NADLER, Mr. MILLER of North Carolina, Mr. LEVIN, and Mr. CARDIN):

H.J. Res. 90. A joint resolution disapproving the granting of amnesty by the Government of Iraq to persons known to have attacked, kidnapped, wounded, or killed members of the Armed Forces of the United States or citizens of the United States in Iraq; to the Committee on International Relations.

By Ms. BORDALLO (for herself and Mr. MCCOTTER):

H. Con. Res. 432. Concurrent resolution calling on the Government of North Korea to cease all production of weapons of mass destruction, to cease proliferation of ballistic missiles, and to uphold its 1999 pledge to refrain from intercontinental ballistic missile testing, and for other purposes; to the Committee on International Relations.

By Ms. LEE (for herself, Mr. HONDA, Mrs. CHRISTENSEN, and Ms. SOLIS):

H. Con. Res. 433. Concurrent resolution supporting the goals and ideals of National HIV Testing Day, and for other purposes; to the Committee on Energy and Commerce.

By Mr. ROTHMAN:

H. Con. Res. 434. Concurrent resolution expressing the sense of the Congress that a commemorative postage stamp should be issued honoring Varian Fry, and that the Citizens' Stamp Advisory Committee should recommend to the Postmaster General that such a stamp be issued; to the Committee on Government Reform.

By Ms. ROS-LEHTINEN (for herself, Mr. MEEK of Florida, Mr. LINCOLN DIAZ-BALART of Florida, Mr. MACK, Ms. GINNY BROWN-WAITE of Florida, Mr. MARIO DIAZ-BALART of Florida, Ms. WASSERMAN SCHULTZ, Mr. FOLEY, Ms. CORRINE BROWN of Florida, Mr. BOYD, Mr. DAVIS of Florida, Mr. STEARNS, Mr. WEXLER, Mr. HASTINGS of Florida, Mr. SHAW, and Ms. HARRIS):

H. Res. 887. A resolution congratulating the Miami Heat for winning the 2006 NBA Championship; to the Committee on Government Reform.

By Ms. WATERS (for herself, Mr. FRANK of Massachusetts, Mr. FOLEY, Mrs. MALONEY, Mr. LEACH, Mr. DELAHUNT, Mr. BACHUS, Ms. LEE, Mr. PAYNE, Mr. ENGEL, Mr. CONYERS, and Mr. RANGEL):

H. Res. 888. A resolution urging multilateral financial institutions to cancel Haiti's debts to such institutions under the Enhanced Heavily Indebted Poor Countries Initiative and the Multilateral Debt Relief Initiative immediately, and for other purposes; to the Committee on Financial Services.

By Mr. REICHERT (for himself, Mr. POE, Mr. COSTA, and Mr. STRICKLAND):

H. Res. 889. A resolution supporting the National Sexual Assault Hotline (the ''Hotline'') and commending the Hotline for counseling and supporting 1,000,000 callers; to the Committee on the Judiciary.

¶60.37 ADDITIONAL SPONSORS

Under clause 7 of rule XII, sponsors were added to public bills and resolutions as follows:

H.R. 19: Mr. BILBRAY.
H.R. 65: Mr. SIMMONS.
H.R. 98: Mr. BILBRAY.
H.R. 131: Mr. LATOURETTE.
H.R. 354: Mrs. MYRICK and Mr. HOLT.
H.R. 503: Mr. ENGLISH of Pennsylvania, Mr. LEWIS of Kentucky, Mr. REGULA, Mr. MEEKS of New York, Ms. DEGETTE, Mr. RAMSTAD, Mr. DAVIS of Illinois, Mr. ADERHOLT, and Mr. LOBIONDO.
H.R. 676: Mr. VISCLOSKY.
H.R. 698: Mr. BILBRAY.
H.R. 864: Ms. JACKSON-LEE of Texas and Ms. KAPTUR.
H.R. 881: Mr. STARK.
H.R. 998: Mr. HASTINGS of Washington.
H.R. 1000: Mr. COBLE.
H.R. 1245: Mr. SKELTON and Mr. UPTON.
H.R. 1298: Mr. DEFAZIO and Mr. MCHENRY.
H.R. 1356: Ms. ROYBAL-ALLARD.
H.R. 1366: Mr. CHANDLER.
H.R. 1370: Miss MCMORRIS, and Mr. BURTON of Indiana.
H.R. 1384: Ms. HARRIS.
H.R. 1438: Mr. BILBRAY.
H.R. 1494: Mr. STUPAK.
H.R. 1545: Mr. WELDON of Florida.
H.R. 1574: Mr. CARNAHAN.
H.R. 1577: Mr. LARSON of Connecticut.
H.R. 1632: Mr. MCGOVERN.
H.R. 1671: Mr. CAPUANO.
H.R. 1898: Mr. MCKEON and Ms. MCKINNEY.
H.R. 1902: Ms. ZOE LOFGREN of California.
H.R. 1951: Mr. GONZALEZ and Mrs. MUSGRAVE.
H.R. 1986: Mr. BILBRAY.
H.R. 2048: Mr. DELAHUNT.
H.R. 2088: Mr. CONAWAY and Mr. SMITH of Texas.
H.R. 2089: Mr. GOHMERT.
H.R. 2177: Mr. CHABOT.
H.R. 2239: Mr. SAXTON and Mr. SHUSTER.
H.R. 2553: Mr. SHAYS.
H.R. 2564: Mr. WOLF.
H.R. 2717: Mrs. JONES of Ohio.
H.R. 2730: Mr. LEWIS of Georgia.
H.R. 2808: Mr. BLUMENAUER, Mr. BAKER, Mr. BARTLETT of Maryland, Mr. BOSWELL, Mr. MARCHANT, Mr. MCGOVERN, Mr. SCOTT of Virginia, Mr. RADANOVICH, Mr. BECERRA, Mr. NEAL of Massachusetts, Mr. FRANKS of Arizona, Mrs. NAPOLITANO, Ms. KILPATRICK of Michigan, Mr. LEACH, Mr. TAYLOR of Mississippi, and Ms. MCCOLLUM of Minnesota.
H.R. 3137: Mr. BILBRAY.
H.R. 3159: Mr. MARSHALL.
H.R. 3352: Mr. BUYER.
H.R. 3360: Mr. PETERSON of Minnesota.
H.R. 3449: Ms. CARSON.
H.R. 3478: Mr. WEXLER and Mr. WOLF.
H.R. 3559: Mr. TERRY and Mr. CARDIN.
H.R. 3762: Mr. MCGOVERN, Mr. WAXMAN, Mr. STARK, and Ms. MCCOLLUM of Minnesota.
H.R. 3795: Mr. CLYBURN, Mr. MCDERMOTT, and Mr. ISRAEL.
H.R. 3817: Mrs. WILSON of New Mexico.
H.R. 3861: Mr. CRAMER.
H.R. 3938: Mr. BILBRAY.
H.R. 4005: Mr. DEFAZIO and Mr. BASS.
H.R. 4033: Mr. PETERSON of Minnesota, Mr. WALDEN of Oregon, Mr. CLYBURN, and Mr. MATHESON.
H.R. 4079: Mr. BILBRAY.
H.R. 4083: Mr. BILBRAY.
H.R. 4188: Mrs. MCCARTHY.
H.R. 4341: Mr. PRICE of Georgia and Mr. POE.
H.R. 4460: Mr. HASTINGS of Florida.
H.R. 4621: Mr. REHBERG.
H.R. 4704: Mr. ALLEN.
H.R. 4712: Mr. BERRY.
H.R. 4760: Mr. SCOTT of Virginia.
H.R. 4761: Mr. ABERCROMBIE.
H.R. 4773: Ms. DELAURO, Mr. GRIJALVA, Mr. STARK, and Ms. JACKSON-LEE of Texas.
H.R. 4824: Mr. MARSHALL.
H.R. 4843: Mr. BRADY of Pennsylvania Mr. HOLDEN, Ms. HOOLEY, Mr. SNYDER, Mr. UDALL of New Mexico, and Mr. GONZALEZ.
H.R. 4873: Mr. ENGLISH of Pennsylvania and Mr. RAHALL.
H.R. 4962: Ms. SLAUGHTER, Mr. SWEENEY, and Mrs. LOWEY.
H.R. 4974: Mr. MOLLOHAN.
H.R. 4976: Mr. JONES of North Carolina and Mr. VAN HOLLEN.
H.R. 4980 Ms. MCKINNEY.
H.R. 4992: Mr. PORTER.
H.R. 4997: Ms. MCKINNEY.
H.R. 5005: Mr. DUNCAN and Mr. ROSS.
H.R. 5058: Mr. DELAHUNT.
H.R. 5070: Mr. BLUMENAUER.
H.R. 5072: Mr. RADANOVICH.
H.R. 5120: Mr. BACHUS.
H.R. 5121: Mr. OTTER, Mr. CLYBURN, Mr. FOSSELLA, Mr. ROTHMAN, Mr. DAVIS of Tennessee, Mr. LARSEN of Washington, and Mrs. BLACKBURN.
H.R. 5134: Mr. PETERSON of Minnesota.
H.R. 5137: Mr. CLAY.
H.R. 5150: Mrs. LOWEY.
H.R. 5161: Mr. GRIJALVA, Mr. BECERRA, Ms. SCHAKOWSKY, and Ms. ROYBAL-ALLARD.
H.R. 5167: Mr. YOUNG of Alaska.
H.R. 5171: Mr. DEFAZIO and Ms. MCKINNEY.
H.R. 5182: Mr. HAYES, Ms. LINDA T. SÁNCHEZ of California, Mr. DAVIS of Tennessee, Mr. MELANCON, Mrs. CAPPS, and Mr. PRICE of Georgia.
H.R. 5185: Mr. SNYDER.
H.R. 5195: Mr. RUPPERSBERGER, Ms. SCHWARTZ of Pennsylvania, and Mr. MCCOTTER.
H.R. 5212: Mr. TIERNEY.
H.R. 5229: Mr. WYNN, Mr. LYNCH, Ms. MCCOLLUM of Minnesota, Mr. CAPUANO, Mr. MCHUGH, and Mr. LOBIONDO.
H.R. 5262: Mr. LINDER.
H.R. 5278: Mr. POE.
H.R. 5290: Ms. DELAURO.
H.R. 5312: Mr. MICHAUD.
H.R. 5315: Mr. MCINTYRE and Mrs. MCCARTHY.
H.R. 5316: Ms. DELAURO.
H.R. 5319: Mr. DOOLITTLE.
H.R. 5321: Mr. CLYBURN.
H.R. 5333: Mrs. TAUSCHER.
H.R. 5337: Mr. KUHL of New York and Mr. SULLIVAN.
H.R. 5348: Mr. CLEAVER.
H.R. 5351: Mr. BRADY of Pennsylvania, Mr. BISHOP of Georgia, and Mrs. WILSON of New Mexico.
H.R. 5356: Mr. MARIO DIAZ-BALART of Florida.
H.R. 5358: Mr. MARIO DIAZ-BALART of Florida.

H.R. 5363: Mr. OSBORNE.
H.R. 5365: Mr. OSBORNE.
H.R. 5371: Mr. DOGGETT, Ms. BALDWIN, Ms. WOOLSEY, Mrs. DAVIS of California, and Mr. HINCHEY.
H.R. 5372: Mr. MARSHALL, Ms. MATSUI, and Mr. MILLER of North Carolina.
H.R. 5397: Mr. BROWN of Ohio, Mr. JEFFERSON, and Mr. MOORE of Kansas.
H.R. 5416: Mr. POMBO.
H.R. 5452: Mr. CALVERT.
H.R. 5453: Mr. GORDON and Mr. PITTS.
H.R. 5457: Mr. BUYER, Mr. POE, and Mrs. JO ANN DAVIS of Virginia.
H.R. 5466: Mr. PITTS.
H.R. 5478: Mr. COBLE.
H.R. 5496: Mr. ANDREWS and Mr. PALLONE.
H.R. 5509: Mr. THOMPSON of California.
H.R. 5513: Mr. GERLACH, Mr. HOLDEN, Mrs. MCCARTHY, Mr. GILLMOR, and Mr. MCNULTY.
H.R. 5528: Mrs. MYRICK.
H.R. 5529: Mr. MURPHY and Mr. BONNER.
H.R. 5534: Mr. KINGSTON, Mr. HAYES, Mr. ROGERS of Alabama, and Mr. SOUDER.
H.R. 5536: Mr. KILDEE, Mr. CROWLEY, Mr. MCNULTY, and Ms. SCHAKOWSKY.
H.R. 5550: Ms. MCCOLLUM of Minnesota, Mr. HONDA, and Ms. SCHAKOWSKY.
H.R. 5556: Mr. MCCOTTER.
H.R. 5558: Mr. POMEROY and Mr. GRAVES.
H.R. 5562: Ms. MATSUI, Mr. SIMMONS, Mr. WOLF, Mr. BROWN of South Carolina, Mr. LANTOS, and Mr. BROWN of Ohio.
H.R. 5563: Mr. LEWIS of Georgia.
H.R. 5579: Mr. FRANK of Massachusetts, Mr. LEWIS of Georgia, Mrs. MCCARTHY, and Mrs. MALONEY.
H.R. 5588: Mr. DOGGETT and Mr. LEVIN.
H.R. 5596: Mr. HOBSON.
H.R. 5636: Mr. GILLMOR.
H.R. 5638: Mr. KENNEDY of Minnesota, Mr. MANZULLO, Mr. SESSIONS, Mr. CANNON, Ms. GINNY BROWN-WAITE of Florida, Mr. DUNCAN, Mr. PAUL, Mr. JONES of North Carolina, Mr. SMITH of Texas, Mr. KUHL of New York, Mr. ROGERS of Alabama, Mr. CALVERT, Mr. MICA, Mrs. DRAKE, Mr. GIBBONS, Mrs. BIGGERT, Mr. MCCAUL of Texas, Mr. DREIER, Mr. AKIN, Mr. PUTNAM, Mr. LATHAM, Mr. JOHNSON of Illinois, Mr. WOLF, Mr. INGLIS of South Carolina, Mr. CAMPBELL of California, Mr. KLINE, Mr. SULLIVAN, Mr. CAMP of Michigan, Mr. ADERHOLT, Mr. POE, and Mr. BONILLA.
H.R. 5640: Mr. FOLEY.
H.R. 5652: Ms. WATSON.
H.J. Res. 3: Ms. HARRIS.
H.J. Res. 58: Mr. CAMPbell of California.
H.J. Res. 88: Mr. HYDE, Mr. BLUNT, Mr. PRICE of Georgia, and Mr. BOEHNER.
H. Con. Res. 137: Mrs. CAPPS.
H. Con. Res. 277: Mr. OXLEY and Mr. MILLER of Florida.
H. Con. Res. 391: Mr. ROTHMAN.
H. Con. Res. 415: Mr. LEWIS of Georgia and Mr. MILLER of North Carolina.
H. Con. Res. 424: Mr. SODREL, Mr. ROGERS of Alabama, Mr. OSBORNE, Mr. EVERETT, and Mr. PENCE.
H. Con. Res. 425: Mr. MORAN of Virginia.
H. Res. 415: Mr. WILSON of South Carolina, Mr. KING of New York, Mr. ISSA, Ms. WATSON, Mrs. NAPOLITANO, Mr. CROWLEY, and Mr. CARDOZA.
H. Res. 533: Mr. COSTA, Mr. ROHRABACHER, Mr. BLUMENAUER, and Ms. EDDIE BERNICE JOHNSON of Texas.
H. Res. 603: Mrs. CAPPS and Mr. FILNER.
H. Res. 735: Mr. SNYDER, Mr. MORAN of Virginia, Mr. HIGGINS, and Mr. PRICE of North Carolina.
H. Res. 745: Mr. UPTON.
H. Res. 773: Mr. MARCHANT.
H. Res. 787: Ms. ZOE LOFGREN of California, Ms. HARMAN, Mr. BACA, Mr. BECERRA, Mr. GONZALEZ, Mr. CARDOZA, Ms. ROYBAL-ALLARD, Mr. SALAZAR, Ms. LINDA T. SÁNCHEZ of California, and Mr. PASTOR.
H. Res. 823: Mr. BOUSTANY, Mr. FORD, Mr. PICKERING, Mr. EHLERS, Mr. MCINTYRE, Mr. PETRI, Mr. PAUL, Mr. TAYLOR of Mississippi, and Mr. SOUDER.
H. Res. 825: Mr. OBERSTAR and Mr. BROWN of Ohio.
H. Res. 838: Mr. WELLER, Mr. MCHUGH, Mr. SWEENEY, Mrs. MYRICK, Mr. WALSH, Mrs. LOWEY, and Mr. GIBBONS.
H. Res. 854: Mr. WYNN, Mr. STRICKLAND, Mr. PEARCE, Mr. CALVERT, Mr. PAYNE, Mrs. DRAKE, Mr. DAVIS of Kentucky, Mr. MEEKS of New York, Mr. MCINTYRE, Ms. PRYCE of Ohio, Mr. GRIJALVA, Mr. GOODE, Mr. AL GREEN of Texas, and Ms. ROYBAL-ALLARD.
H. Res. 858: Ms. HARMAN, Mr. LEWIS of Georgia, and Mr. LEVIN.
H. Res. 860: Mr. LYNCH, Ms. ZOE LOFGREN of California, and Mrs. MALONEY.
H. Res. 863: Mr. HOLDEN, Mrs. MCCARTHY, and Mr. DAVIS of Tennessee.
H. Res. 875: Ms. MATSUI and Mr. CLAY.

MONDAY, JUNE 26, 2006 (61)

¶61.1 APPOINTMENT OF SPEAKER PRO TEMPORE

The House was called to order at 12:30 p.m. by the SPEAKER pro tempore, Mr. BOUSTANY, who laid before the House the following communication:

WASHINGTON, DC,
June 26, 2006.

I hereby appoint the Honorable CHARLES W. BOUSTANY, Jr, to act as Speaker pro tempore on this day.

DENNIS J. HASTERT,
Speaker of the House of Representatives.

Whereupon, pursuant to the order of the House of Tuesday, January 31, 2006, Members were recognized for morning-hour debate.

¶61.2 RECESS—12:41 P.M.

The SPEAKER pro tempore, Mr. BOUSTANY, pursuant to clause 12(a) of rule I, declared the House in recess at 12 o'clock and 41 minutes p.m., until 2 p.m.

¶61.3 AFTER RECESS—2 P.M.

The SPEAKER pro tempore, Mr. BOUSTANY, called the House to order.

¶61.4 APPROVAL OF THE JOURNAL

The SPEAKER pro tempore, Mr. BOUSTANY, announced he had examined and approved the Journal of the proceedings of Thursday, June 22, 2006.

Mr. POE, pursuant to clause 1, rule I, demanded a vote on agreeing to the Chair's approval of the Journal.

The question being put, viva voce,

Will the House agree to the Chair's approval of said Journal?

The SPEAKER pro tempore, Mr. BOUSTANY, announced that the yeas had it.

Mr. POE objected to the vote on the ground that a quorum was not present and not voting.

The SPEAKER pro tempore, Mr. BOUSTANY, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed.

The point of no quorum was considered as withdrawn.

¶61.5 COMMUNICATIONS

Executive and other communications, pursuant to clause 8, rule XII, were referred as follows:

8253. A letter from the Secretary, Department of Agriculture, transmitting a draft bill entitled, ''Commodity Credit Corporation (CCC) Budget proposals''; to the Committee on Agriculture.

8254. A letter from the Counsel for Legislation and Regulations, Department of Housing and Urban Development, transmitting the Department's final rule — Prohibition of Property Flipping in HUD's Single Family Mortgage Insurance Programs; Additional Exceptions to Time Restriction on Sales [Docket No. FR-4911-F-02] (RIN: 2502-AI18) received June 16, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Financial Services.

8255. A letter from the Assistant Secretary, Department of Education, transmitting the Department's final rule — Office of Special Education Programs—State Personnel Development Grants Program — received June 16, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Education and the Workforce.

8256. A letter from the Deputy Assistant for Export Administration, Department of Commerce, transmitting the Department's final rule — General Order Concerning Mayrow General Trading and Related Entities [Docket No. 060531141-6141-01] (RIN: 0694-AD76) received June 6, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on International Relations.

8257. A letter from the Secretary, Department of Health and Human Services, transmitting the semiannual report on the activities of the Office of Inspector General for the period October 1, 2005 through March 31, 2006, pursuant to 5 U.S.C. app. (Insp. Gen. Act) section 5(b); to the Committee on Government Reform.

8258. A letter from the Chairman of the Board, Pension Benefit Guaranty Corporation, transmitting the semiannual report on activities of the Inspector General of the Pension Benefit Guaranty Corporation for the period October 1, 2005 through March 31, 2006, pursuant to 5 U.S.C. app. (Insp. Gen. Act) section 8G(h)(2); to the Committee on Government Reform.

8259. A letter from the Inspector General, Agency for International Development, transmitting the semiannual report on the activities of the Inspector General for the period ending March 31, 2006, pursuant to 5 U.S.C. app. (Insp. Gen. Act) section 5(b); to the Committee on Government Reform.

8260. A letter from the Federal Co-Chair, Appalachian Regional Commission, transmitting the semiannual report on the activities of the Office of Inspector General for the period September 30, 2005 through April 1, 2006, pursuant to 5 U.S.C. app. (Insp. Gen. Act) section 8G(h)(2); to the Committee on Government Reform.

8261. A letter from the Chairman, Broadcasting Board of Governors, transmitting a copy of the Broadcasting Board of Governors' 2005 Annual Report, pursuant to Section 305(a)(9) of the U.S. International Broadcasting Act of 1994, Pub. L. 103–236; to the Committee on Government Reform.

8262. A letter from the Chairman, Broadcasting Board of Governors, transmitting the semiannual report on the activities of the Office of Inspector General for the period October 1, 2005 to March 31, 2006, pursuant to 5 U.S.C. app. (Insp. Gen. Act) section 5(b); to the Committee on Government Reform.

8263. A letter from the General Counsel, Department of Housing and Urban Development, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Government Reform.

8264. A letter from the Attorney General, Department of Justice, transmitting the Semiannual Management Report to Congress for October 1, 2005 through March 31, 2006, and the Inspector General's Semiannual Report for the same period, pursuant to 5

U.S.C. app. (Insp. Gen. Act) section 5(b); to the Committee on Government Reform.

8265. A letter from the Attorney, Department of Transportation, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Government Reform.

8266. A letter from the Special Assistant to the Secretary, Department of Veterans Affairs, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Government Reform.

8267. A letter from the Director, Environmental Protection Agency, transmitting the Agency's 2005 report on the Notification and Federal Employee Anti-Discrimination and Retaliation Act of 2002 for the period of October 1, 2004 through September 30, 2005; to the Committee on Government Reform.

8268. A letter from the Director, Environmental Protection Agency, transmitting the Agency's 2005 report on the Notification and Federal Amployee Anti-Discrimination and Retaliation Act of 2002 for the period October 1, 2004 through September 30, 2005; to the Committee on Government Reform.

8269. A letter from the President, Ford Foundation, transmitting the Foundation's 2005 Annual Report; to the Committee on Government Reform.

8270. A letter from the Deputy Archivist of the United States, National Archives and Records Administration, transmitting the Administration's final rule — NARA Facility Locations and Hours [NARA-06-0004] (RIN: 3095-AB50) received June 21, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Government Reform.

8271. A letter from the Director, Office of Personnel Management, transmitting a legislative proposal entitled, ''To make technical corrections to the process for certification of Federal agencies' performance appraisal systems, and for other purposes''; to the Committee on Government Reform.

8272. A letter from the Director, Office of Personnel Management, transmitting the semiannual report on the Management Decisions and Final Action on the Office of the Inspector General's Audit Recommendations for the period of October 1, 2005 to March 31, 2006, pursuant to 5 U.S.C. app. (Insp. Gen. Act) section 5(b); to the Committee on Government Reform.

8273. A letter from the Secretary, Smithsonian Institution, transmitting a copy of the Institution's audited financial statement for fiscal year 2005, pursuant to 20 U.S.C. 57; to the Committee on Government Reform.

8274. A letter from the Director, Administrative Office of the U.S. Courts, transmitting the annual report on applications for court orders made to federal and state courts to permit the interception of wire, oral, or electronic communications during calendar year 2005, pursuant to 18 U.S.C. 2519(3); to the Committee on the Judiciary.

8275. A letter from the Director, Regulatory Management Division, Office of the Executive Secretariat, Department of Homeland Security, transmitting the Department's final rule — Electronic Signature and Storage of Form I-9, Employment Eligibility Verification [BICE 2345-05; DHS-2005-0046] (RIN: 1653-AA47) received June 16, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on the Judiciary.

8276. A letter from the Acting Administrator, General Services Administration, transmitting an informational copy of the General Services Administration's Fiscal Year 2007 Capital Investment and Leasing Program report, pursuant to 19 U.S.C. 2213(b); to the Committee on Transportation and Infrastructure.

8277. A letter from the Chief, Publications and Regulations Branch, Internal Revenue Service, transmitting the Service's final rule — Administrative, Procedural, and Miscellaneous (Rev. Proc. 2006-31) received June 16, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

8278. A letter from the Chief, Publications and Regulations Branch, Internal Revenue Service, transmitting the Service's final rule — Weighted Average Interest Rate Update [Notice 2006-55] received June 9, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

8279. A letter from the Chief, Publications and Regulations Branch, Internal Revenue Service, transmitting the Service's final rule — Pacific Gas and Electric Company v. United States, 417 F.3d 1375 (Fed. Cir. 2005), rev'd 55 Fed. Cl. 271 (2003) — received June 21, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

8280. A letter from the Chief, Publications and Regulations Branch, Internal Revenue Service, transmitting the Service's final rule — Examination of Returns and Claims for Refund, Credit or Abatement; Determination of Correct Tax Liability (Rev. Proc. 2006-32) received June 21, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

8281. A letter from the Chief, Publications and Regulations Branch, Internal Revenue Service, transmitting the Service's final rule — Information Returns Required with Respect to Certain Foreign Corporations and Certain Foreign-Owned Domestic Corporations [TD 9268] (RIN: 1545-BF49) received June 21, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

8282. A letter from the Chief, Publications and Regulations Branch, Internal Revenue Service, transmitting the Service's final rule — Amounts Paid Pursuant to a Leave-Sharing Plan to Assist Employees Affected by a Major Disaster Declared by the President of the United States [Notice 2006-59] received June 21, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

8283. A letter from the Chief, Publications and Regulations Branch, Internal Revenue Service, transmitting the Service's final rule — Examination of Returns and Claims for Refund, Credit, or Abatement; Determination of Correct Tax Liability (Rev. Proc. 2006-28) received June 7, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

8284. A letter from the Chief, Publications and Regulations Branch, Internal Revenue Service, transmitting the Service's final rule — Guidance Under Section 7874 Regarding Expatriated Entities and their Foreign Parents [TD 9265] (RIN: 1545-BF48) received June 7, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

8285. A letter from the Chief, Publications and Regulations Branch, Internal Revenue Service, transmitting the Service's final rule — Communications Excise Tax; Toll Telephone Service [Notice 2006-50] received June 7, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

8286. A letter from the Chief, Publications and Regulations Branch, Internal Revenue Service, transmitting the Service's final rule — Definition of Regulated Investment Company (Rev. Rul. 2006-31) received June 7, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

8287. A letter from the Chief, Publications and Regulations Branch, Internal Revenue Service, transmitting the Service's final rule — Rules for Certain Reserves (Rev. Rul. 2006-25) received June 7, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

8288. A letter from the Chief, Publications and Regulations Branch, Internal Revenue Service, transmitting the Service's final rule — Clarification of Notice 2006-26 [Notice 2006-53] received June 7, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

8289. A letter from the Chief, Publications and Regulations Branch, Internal Revenue Service, transmitting the Service's final rule — 2006 Prevailing State Assumed Interest Rates; Correction (Announcement 2006-35) received June 7, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

8290. A letter from the Chief, Publications and Regulations Branch, Internal Revenue Service, transmitting the Service's final rule — Deduction for Energy Efficient Commercial Buildings [Notice 2006-52] received June 7, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

8291. A letter from the Chief, Publications and Regulations Branch, Internal Revenue Service, transmitting the Service's final rule — Credit for New Qualified Alternative Motor Vehicles [Notice 2006-54] Receive June 7, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

¶61.6 COMMUNICATION FROM THE CLERK—MESSAGE FROM THE SENATE

The SPEAKER pro tempore, Mr. BOUSTANY, laid before the House a communication, which was read as follows:

OFFICE OF THE CLERK,
HOUSE OF REPRESENTATIVES,
Washington, DC, June 26, 2006.

Hon. J. DENNIS HASTERT,
Speaker, House of Representatives,
Washington, DC.

DEAR MR. SPEAKER: Pursuant to the permission granted in Clause 2(h) of Rule II of the Rules of the U.S. House of Representatives, the Clerk received the following message from the Secretary of the Senate on June 23, 2006, at 1:36 p.m.:

That the Senate passed without amendment H.R. 5603.

That the Senate passed without amendment H.R. 5403.

That the Senate passed S. 2370.

With best wishes, I am

Sincerely,

KAREN L. HAAS,
Clerk of the House.

¶61.7 CORRECT ENROLLMENT OF H.R. 889

Mr. YOUNG of Alaska moved to suspend the rules and agree to the following concurrent resolution of the Senate (S. Con. Res. 103):

Resolved by the Senate (the House of Representatives concurring), That in the enrollment of the bill H.R. 889, the Clerk of the House of Representatives shall make the following corrections:

(1) In the table of contents in section 2, strike the item relating to section 414 and insert the following:

''Sec. 414. Navigational safety of certain facilities.''.

(2) Strike section 414 and insert the following:

"SEC. 414. NAVIGATIONAL SAFETY OF CERTAIN FACILITIES.

''(a) CONSIDERATION OF ALTERNATIVES.—In reviewing a lease, easement, or right-of-way for an offshore wind energy facility in Nantucket Sound under section 8(p) of the Outer Continental Shelf Lands Act (43 U.S.C. 1337(p)), not later than 60 days before the date established by the Secretary of the Interior for publication of a draft environmental impact statement, the Commandant of the Coast Guard shall specify the reasonable terms and conditions the Commandant determines to be necessary to provide for navigational safety with respect to the proposed lease, easement, or right-of-way and

each alternative to the proposed lease, easement, or right-of-way considered by the Secretary.

''(b) INCLUSION OF NECESSARY TERMS AND CONDITIONS.—In granting a lease, easement, or right-of-way for an offshore wind energy facility in Nantucket Sound under section 8(p) of the Outer Continental Shelf Lands Act (43 U.S.C. 1337(p)), the Secretary shall incorporate in the lease, easement, or right-of-way reasonable terms and conditions the Commandant determines to be necessary to provide for navigational safety.''.

The SPEAKER pro tempore, Mr. BOUSTANY, recognized Mr. YOUNG of Alaska and Ms. Corrine BROWN of Florida, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and agree to said concurrent resolution?

The SPEAKER pro tempore, Mr. BOUSTANY, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said concurrent resolution was agreed to.

A motion to reconsider the vote whereby the rules were suspended and said concurrent resolution was agreed to was, by unanimous consent, laid on the table.

Ordered, That the Clerk notify the Senate thereof.

¶61.8 COAST GUARD AND MARITIME TRANSPORTATION

Mr. YOUNG of Alaska moved to suspend the rules and agree to the following conference report (Rept. No. 109–413):

The committee of conference on the disagreeing votes of the two Houses on the amendment of the Senate to the bill (H.R. 889), to authorize appropriations for the Coast Guard for fiscal year 2006, to make technical corrections to various laws administered by the Coast Guard, and for other purposes, having met, after full and free conference, have agreed to recommend and do recommend to their respective Houses as follows:

That the House recede from its disagreement to the amendment of the Senate and agree to the same with an amendment as follows:

In lieu of the matter proposed to be inserted by the amendment of the Senate, insert the following:

SECTION 1. SHORT TITLE.

This Act may be cited as the ''Coast Guard and Maritime Transportation Act of 2006''.

SEC. 2. TABLE OF CONTENTS.

The table of contents for this Act is as follows:

Sec. 1. Short title.
Sec. 2. Table of contents.

TITLE I—AUTHORIZATION

Sec. 101. Authorization of appropriations.
Sec. 102. Authorized levels of military strength and training.
Sec. 103. Supplemental authorization of appropriations.
Sec. 104. Web-based risk management data system.

TITLE II—COAST GUARD

Sec. 201. Extension of Coast Guard vessel anchorage and movement authority.
Sec. 202. International training and technical assistance.
Sec. 203. Officer promotion.
Sec. 204. Coast Guard band director.
Sec. 205. Authority for one-step turnkey design-build contracting.
Sec. 206. Reserve recall authority.
Sec. 207. Reserve officer distribution.
Sec. 208. Expansion of use of auxiliary equipment to support Coast Guard missions.
Sec. 209. Coast Guard history fellowships.
Sec. 210. Icebreakers.
Sec. 211. Operation as a service in the Navy.
Sec. 212. Limitation on moving assets to St. Elizabeth's Hospital.
Sec. 213. Cooperative agreements.
Sec. 214. Biodiesel feasibility study.
Sec. 215. Boating safety director.
Sec. 216. Hangar at Coast Guard Air Station Barbers Point.
Sec. 217. Promotion of Coast Guard officers.
Sec. 218. Redesignation of Coast Guard law specialists as judge advocates.

TITLE III—SHIPPING AND NAVIGATION

Sec. 301. Treatment of ferries as passenger vessels.
Sec. 302. Great Lakes pilotage annual ratemaking.
Sec. 303. Certification of vessel nationality in drug smuggling cases.
Sec. 304. LNG tankers.
Sec. 305. Use of maritime safety and security teams.
Sec. 306. Enhanced civil penalties for violations of provisions enacted by the Coast Guard and Maritime Transportation Act of 2004.
Sec. 307. Training of cadets at United States Merchant Marine Academy.
Sec. 308. Reports from mortgagees of vessels.
Sec. 309. Determination of the Secretary.
Sec. 310. Setting, relocating, and recovering anchors.
Sec. 311. International tonnage measurement of vessels engaged in the Aleutian trade.
Sec. 312. Riding gangs.

TITLE IV—MISCELLANEOUS

Sec. 401. Authorization of junior reserve officers training program pilot program.
Sec. 402. Transfer.
Sec. 403. Loran–C.
Sec. 404. Long-range vessel tracking system.
Sec. 405. Marine vessel and cold water safety education.
Sec. 406. Reports.
Sec. 407. Conveyance of decommissioned Coast Guard Cutter MACKINAW.
Sec. 408. Deepwater reports.
Sec. 409. Helicopters.
Sec. 410. Newtown Creek, New York City, New York.
Sec. 411. Report on technology.
Sec. 412. Assessment and planning.
Sec. 413. Homeport.
Sec. 414. Opinions regarding whether certain facilities create obstructions to navigation.
Sec. 415. Port Richmond.
Sec. 416. Western Alaska community development quota program.
Sec. 417. Quota share allocation.
Sec. 418. Maine fish tender vessels.
Sec. 419. Automatic identification system.
Sec. 420. Voyage data recorder study and report.
Sec. 421. Distant water tuna fleet.

TITLE V—LIGHTHOUSES

Sec. 501. Transfer.
Sec. 502. Misty Fiords National Monument and Wilderness.
Sec. 503. Miscellaneous Light Stations.
Sec. 504. Inclusion of lighthouse in St. Marks National Wildlife Refuge, Florida.

TITLE VI—DELAWARE RIVER PROTECTION AND MISCELLANEOUS OIL PROVISIONS

Sec. 601. Short title.
Sec. 602. Requirement to notify Coast Guard of release of objects into the navigable waters of the United States.
Sec. 603. Limits on liability.
Sec. 604. Requirement to update Philadelphia Area Contingency Plan.
Sec. 605. Submerged oil removal.
Sec. 606. Assessment of oil spill costs.
Sec. 607. Delaware River and Bay Oil Spill Advisory Committee.
Sec. 608. Nontank vessels.

TITLE VII—HURRICANE RESPONSE

Sec. 701. Homeowners assistance for Coast Guard personnel affected by Hurricanes Katrina or Rita.
Sec. 702. Temporary authorization to extend the duration of licenses, certificates of registry, and merchant mariners' documents.
Sec. 703. Temporary authorization to extend the duration of vessel certificates of inspection.
Sec. 704. Preservation of leave lost due to Hurricane Katrina operations.
Sec. 705. Reports on impact to Coast Guard.
Sec. 706. Reports on impacts on navigable waterways.

TITLE VIII—OCEAN COMMISSION RECOMMENDATIONS

Sec. 801. Implementation of international agreements.
Sec. 802. Voluntary measures for reducing pollution from recreational boats.
Sec. 803. Integration of vessel monitoring system data.
Sec. 804. Foreign fishing incursions.

TITLE IX—TECHNICAL CORRECTIONS

Sec. 901. Miscellaneous technical corrections.
Sec. 902. Correction of references to Secretary of Transportation and Department of Transportation; related matters.

TITLE I—AUTHORIZATION

SEC. 101. AUTHORIZATION OF APPROPRIATIONS.

Funds are authorized to be appropriated for fiscal year 2006 for necessary expenses of the Coast Guard as follows:

(1) For the operation and maintenance of the Coast Guard, $5,633,900,000, of which $24,500,000 is authorized to be derived from the Oil Spill Liability Trust Fund to carry out the purposes of section 1012(a)(5) of the Oil Pollution Act of 1990 (33 U.S.C. 2712(a)(5)).

(2) For the acquisition, construction, rebuilding, and improvement of aids to navigation, shore and offshore facilities, vessels, and aircraft, including equipment related thereto, $1,903,821,000, of which—

(A) $20,000,000 shall be derived from the Oil Spill Liability Trust Fund to carry out the purposes of section 1012(a)(5) of the Oil Pollution Act of 1990, to remain available until expended;

(B) $1,316,300,000 is authorized for acquisition and construction of shore and offshore facilities, vessels, and aircraft, including equipment related thereto, and other activities that constitute the Integrated Deepwater Systems; and

(C) $284,369,000 is authorized for sustainment of legacy vessels and aircraft, including equipment related thereto, and other activities that constitute the Integrated Deepwater Systems.

(3) To the Commandant of the Coast Guard for research, development, test, and evaluation of technologies, materials, and human factors directly relating to improving the performance of the Coast Guard's mission in search and rescue, aids to navigation, marine safety, marine environmental protection, enforcement of laws and treaties, ice operations, oceanographic research, and defense readiness, $24,000,000, to remain available until expended, of which $3,500,000 shall be derived from the Oil Spill Liability Trust Fund to carry out the purposes of section 1012(a)(5) of the Oil Pollution Act of 1990.

(4) For retired pay (including the payment of obligations otherwise chargeable to lapsed appropriations for this purpose), payments under the Retired Serviceman's Family Protection and Survivor Benefit Plans, and payments for medical care of retired personnel and their dependents under chapter 55 of title 10, United States

Code, $1,014,080,000, to remain available until expended.

(5) For alteration or removal of bridges over navigable waters of the United States constituting obstructions to navigation, and for personnel and administrative costs associated with the Bridge Alteration Program, $38,400,000.

(6) For environmental compliance and restoration at Coast Guard facilities (other than parts and equipment associated with operation and maintenance), $12,000,000, to remain available until expended.

(7) For the Coast Guard Reserve program, including personnel and training costs, equipment, and services, $119,000,000.

SEC. 102. AUTHORIZED LEVELS OF MILITARY STRENGTH AND TRAINING.

(a) ACTIVE-DUTY STRENGTH.—The Coast Guard is authorized an end-of-year strength for active-duty personnel of 45,500 for the fiscal year ending on September 30, 2006.

(b) MILITARY TRAINING STUDENT LOADS.—For fiscal year 2006, the Coast Guard is authorized average military training student loads as follows:

(1) For recruit and special training, 2,500 student years.

(2) For flight training, 125 student years.

(3) For professional training in military and civilian institutions, 350 student years.

(4) For officer acquisition, 1,200 student years.

SEC. 103. SUPPLEMENTAL AUTHORIZATION OF APPROPRIATIONS.

(a) AUTHORIZATION OF APPROPRIATIONS.—In addition to amounts provided to the Coast Guard from another Federal agency for reimbursement of expenditures for Hurricane Katrina, there are authorized to be appropriated to the Secretary of the department in which the Coast Guard is operating the following amounts for nonreimbursed expenditures:

(1) For the operation and maintenance of the Coast Guard in responding to Hurricane Katrina, including search and rescue efforts, clearing channels, and emergency response to oil and chemical spills, and for increased costs of operation and maintenance of the Coast Guard due to higher than expected fuel costs, $300,000,000.

(2) For the acquisition, construction, renovation, and improvement of aids to navigation, shore and offshore facilities, and vessels and aircraft, including equipment related thereto, related to damage caused by Hurricane Katrina, $200,000,000.

(b) CONSTRUCTION WITH OTHER FUNDING.—The amounts authorized to be appropriated by subsection (a) are in addition to any other amounts authorized to be appropriated to the Secretary of the department in which the Coast Guard is operating under any other provision of law.

(c) AVAILABILITY.—The amounts made available under subsection (a) shall remain available until expended.

SEC. 104. WEB-BASED RISK MANAGEMENT DATA SYSTEM.

There is authorized to be appropriated for each of fiscal years 2006 and 2007 to the Secretary of the department in which the Coast Guard is operating $1,000,000 to continue deployment of a World Wide Web-based risk management system to help reduce accidents and fatalities.

TITLE II—COAST GUARD

SEC. 201. EXTENSION OF COAST GUARD VESSEL ANCHORAGE AND MOVEMENT AUTHORITY.

Section 91 of title 14, United States Code, is amended by adding at the end the following new subsection:

''(d) As used in this section 'navigable waters of the United States' includes all waters of the territorial sea of the United States as described in Presidential Proclamation No. 5928 of December 27, 1988.''.

SEC. 202. INTERNATIONAL TRAINING AND TECHNICAL ASSISTANCE.

(a) IN GENERAL.—Section 149 of title 14, United States Code, is amended—

(1) by amending the section heading to read as follows:

''§ 149. Assistance to foreign governments and maritime authorities'';

(2) by inserting before the undesignated text the following:

''(a) DETAIL OF MEMBERS TO ASSIST FOREIGN GOVERNMENTS.—''; and

(3) by adding at the end the following new subsection:

''(b) TECHNICAL ASSISTANCE TO FOREIGN MARITIME AUTHORITIES.—The Commandant, in coordination with the Secretary of State, may provide, in conjunction with regular Coast Guard operations, technical assistance (including law enforcement and maritime safety and security training) to foreign navies, coast guards, and other maritime authorities.''.

(b) CLERICAL AMENDMENT.—The item relating to such section in the analysis at the beginning of chapter 7 of such title is amended to read as follows:

''149. Assistance to foreign governments and maritime authorities.''.

SEC. 203. OFFICER PROMOTION.

Section 257 of title 14, United States Code, is amended by adding at the end the following new subsection:

''(f) The Secretary may waive subsection (a) to the extent necessary to allow officers described therein to have at least two opportunities for consideration for promotion to the next higher grade as officers below the promotion zone.''.

SEC. 204. COAST GUARD BAND DIRECTOR.

(a) BAND DIRECTOR APPOINTMENT AND GRADE.—Section 336 of title 14, United States Code, is amended—

(1) in subsection (b)—

(A) by striking the first sentence and inserting the following: ''The Secretary may designate as the director any individual determined by the Secretary to possess the necessary qualifications.''; and

(B) in the second sentence, by striking ''a member so designated'' and inserting ''an individual so designated'';

(2) in subsection (c)—

(A) by striking ''of a member'' and inserting ''of an individual''; and

(B) by striking ''of lieutenant (junior grade) or lieutenant'' and inserting ''determined by the Secretary to be most appropriate to the qualifications and experience of the appointed individual'';

(3) in subsection (d) by striking ''A member'' and inserting ''An individual''; and

(4) in subsection (e)—

(A) by striking ''When a member's designation is revoked,'' and inserting ''When an individual's designation is revoked,''; and

(B) by striking ''option:'' and inserting ''option—''.

(b) CURRENT DIRECTOR.—The individual serving as Coast Guard band director on the date of enactment of this Act may be immediately promoted to a commissioned grade, not to exceed captain, determined by the Secretary of the department in which the Coast Guard is operating to be most appropriate to the qualifications and experience of that individual.

SEC. 205. AUTHORITY FOR ONE-STEP TURNKEY DESIGN-BUILD CONTRACTING.

(a) IN GENERAL.—Chapter 17 of title 14, United States Code, is amended by adding at the end the following new section:

''§ 677. Turnkey selection procedures

''(a) AUTHORITY TO USE.—The Secretary may use one-step turnkey selection procedures for the purpose of entering into contracts for construction projects.

''(b) DEFINITIONS.—In this section, the following definitions apply:

''(1) The term 'one-step turnkey selection procedures' means procedures used for the selection of a contractor on the basis of price and other evaluation criteria to perform, in accordance with the provisions of a firm fixed-price contract, both the design and construction of a facility using performance specifications supplied by the Secretary.

''(2) The term 'construction' includes the construction, procurement, development, conversion, or extension of any facility.

''(3) The term 'facility' means a building, structure, or other improvement to real property.''.

(b) CLERICAL AMENDMENT.—The analysis at the beginning of such chapter is amended by inserting after the item relating to section 676 the following:

''677. Turnkey selection procedures.''.

SEC. 206. RESERVE RECALL AUTHORITY.

Section 712 of title 14, United States Code, is amended—

(1) in subsection (a) by striking ''during a'' and inserting ''during a, or to aid in prevention of an imminent,'';

(2) in subsection (a) by striking ''or catastrophe,'' and inserting ''catastrophe, act of terrorism (as defined in section 2(15) of the Homeland Security Act of 2002 (6 U.S.C. 101(15))), or transportation security incident as defined in section 70101 of title 46,'';

(3) in subsection (a) by striking ''thirty days in any four-month period'' and inserting ''60 days in any 4-month period'';

(4) in subsection (a) by striking ''sixty days in any two-year period'' and inserting ''120 days in any 2-year period''; and

(5) by adding at the end the following:

''(e) For purposes of calculating the duration of active duty allowed pursuant to subsection (a), each period of active duty shall begin on the first day that a member reports to active duty, including for purposes of training.''.

SEC. 207. RESERVE OFFICER DISTRIBUTION.

Section 724 of title 14, United States Code, is amended—

(1) in subsection (a) by inserting after the first sentence the following: ''Reserve officers on an active-duty list shall not be counted as part of the authorized number of officers in the Reserve.''; and

(2) in subsection (b) by striking all that precedes paragraph (2) and inserting the following:

''(b)(1) The Secretary shall make, at least once each year, a computation to determine the number of Reserve officers in an active status authorized to be serving in each grade. The number in each grade shall be computed by applying the applicable percentage to the total number of such officers serving in an active status on the date the computation is made. The number of Reserve officers in an active status below the grade of rear admiral (lower half) shall be distributed by pay grade so as not to exceed percentages of commissioned officers authorized by section 42(b) of this title. When the actual number of Reserve officers in an active status in a particular pay grade is less than the maximum percentage authorized, the difference may be applied to the number in the next lower grade. A Reserve officer may not be reduced in rank or grade solely because of a reduction in an authorized number as provided for in this subsection, or because an excess results directly from the operation of law.''.

SEC. 208. EXPANSION OF USE OF AUXILIARY EQUIPMENT TO SUPPORT COAST GUARD MISSIONS.

(a) USE OF MOTORIZED VEHICLES.—Section 826 of title 14, United States Code, is amended—

(1) by inserting before the undesignated text the following:

''(a) MOTOR BOATS, YACHTS, AIRCRAFT, AND RADIO STATIONS.—''; and

(2) by adding at the end the following new subsection:

''(b) MOTOR VEHICLES.—The Coast Guard may utilize to carry out its functions and duties as authorized by the Secretary any motor vehicle (as defined in section 154 of title 23, United States Code) placed at its disposition by any member of the Auxiliary, by any corporation,

partnership, or association, or by any State or political subdivision thereof, to tow Federal Government property.''.

(b) APPROPRIATIONS FOR FACILITIES.—Section 830(a) of such title is amended by striking ''or radio station'' each place it appears and inserting ''radio station, or motorized vehicle utilized under section 826(b)''.

SEC. 209. COAST GUARD HISTORY FELLOWSHIPS.

(a) FELLOWSHIPS AUTHORIZED.—Chapter 9 of title 14, United States Code, is amended by adding at the end the following:

''§198. Coast Guard history fellowships

''(a) FELLOWSHIPS.—The Commandant of the Coast Guard may prescribe regulations under which the Commandant may award fellowships in Coast Guard history to individuals who are eligible under subsection (b).

''(b) ELIGIBLE INDIVIDUALS.—An individual shall be eligible under this subsection if the individual is a citizen or national of the United States and—

''(1) is a graduate student in United States history;

''(2) has completed all requirements for a doctoral degree other than preparation of a dissertation; and

''(3) agrees to prepare a dissertation in a subject area of Coast Guard history determined by the Commandant.

''(c) LIMITATIONS.—The Commandant may award up to 2 fellowships annually. The Commandant may not award any fellowship under this section that exceeds $25,000 in any year.

''(d) REGULATIONS.—The regulations prescribed under this section shall include—

''(1) the criteria for award of fellowships;

''(2) the procedures for selecting recipients of fellowships;

''(3) the basis for determining the amount of a fellowship; and

''(4) subject to the availability of appropriations, the total amount that may be awarded as fellowships during an academic year.''.

(b) CLERICAL AMENDMENT.—The analysis at the beginning of such chapter is amended by adding at the end the following:

''198. Coast Guard history fellowships.''.

SEC. 210. ICEBREAKERS.

(a) OPERATION AND MAINTENANCE PLAN.—Not later than 90 days after the date of enactment of this Act, the Secretary of the department in which the Coast Guard is operating shall submit to the Committee on Transportation and Infrastructure of the House of Representatives and the Committee on Commerce, Science, and Transportation of the Senate a plan—

(1) for operation and maintenance after fiscal year 2006 of the Coast Guard polar icebreakers POLAR STAR, POLAR SEA, and HEALY, that does not rely on the transfer of funds to the Coast Guard by any other Federal agency; and

(2) for the long-term recapitalization of these assets.

(b) NECESSARY MEASURES.—The Secretary shall take all necessary measures to ensure that the Coast Guard maintains, at a minimum, its current vessel capacity for carrying out ice breaking in the Arctic and Antarctic, Great Lakes, and New England regions, including the necessary funding for operation and maintenance of such vessels, until it has implemented the long-term recapitalization of the Coast Guard polar icebreakers POLAR STAR, POLAR SEA, and HEALY in accordance with the plan submitted under subsection (a).

(c) REIMBURSEMENT.—Nothing in this section shall preclude the Secretary from seeking reimbursement for operation and maintenance costs of such polar icebreakers from other Federal agencies and entities, including foreign countries, that benefit from the use of the icebreakers.

(d) AUTHORIZATION OF APPROPRIATIONS.—There is authorized to be appropriated for fiscal year 2006 to the Secretary of the department in which the Coast Guard is operating $100,000,000 to carry out this section with respect to the polar icebreakers referred to in subsection (a).

SEC. 211. OPERATION AS A SERVICE IN THE NAVY.

Section 3 of title 14, United States Code, is amended by inserting ''if Congress so directs in the declaration'' after ''Upon the declaration of war''.

SEC. 212. LIMITATION ON MOVING ASSETS TO ST. ELIZABETH'S HOSPITAL.

The Commandant of the Coast Guard may not move any Coast Guard personnel, property, or other assets to the West Campus of St. Elizabeth's Hospital until the Administrator of General Services submits to the Committee on Transportation and Infrastructure of the House of Representatives and the Committee on Commerce, Science, and Transportation and the Committee on Environment and Public Works of the Senate a plan—

(1) to provide road access to the site from Interstate Route 295;

(2) for the design of facilities for at least one Federal agency other than the Coast Guard that would house no fewer than 2,000 employees at such location;

(3) to provide transportation of employees and visitors to and from sites in the District of Columbia metropolitan area that are located within close proximity to St. Elizabeth's Hospital;

(4) for the construction, facade, and layout of the proposed structures, including security considerations, parking facilities, medical facilities, dining facilities, and physical exercise facilities on the West Campus;

(5) that analyzes the costs of building restrictions, planning considerations, and permitting requirements of constructing new facilities on or near historic landmarks and historic buildings (especially those known to possess medical waste, lead paint, and asbestos);

(6) that analyzes the feasibility of relocating Coast Guard Headquarters—

(A) to the Department of Transportation Headquarters located at L'Enfant Plaza;

(B) to the Waterfront Mall Complex in Southwest District of Columbia; and

(C) to 3 alternative sites requiring either new construction or leasing of current facilities (other than those referred to in subparagraphs (A) and (B)) within the District of Columbia metropolitan area that accommodate the Coast Guard's minimum square footage requirements; and

(7) that analyzes how a potential move to the West Campus of St. Elizabeth's Hospital would impact—

(A) the Coast Guard's ability to access and cooperatively work with the Department of Homeland Security and the other Federal agencies of the Department; and

(B) plans under consideration for relocating all or parts of the headquarters of the Department of Homeland Security and other offices of the Department.

SEC. 213. COOPERATIVE AGREEMENTS.

Not later than 180 days after the date of enactment of this Act, the Secretary of the department in which the Coast Guard is operating shall provide a report to the Committee on Commerce, Science, and Transportation of the Senate and the Committee on Transportation and Infrastructure of the House of Representatives on opportunities for cost savings and operational efficiencies that can be achieved through and the feasibility of colocating Coast Guard assets and personnel at facilities of other armed forces throughout the United States. The report shall—

(1) identify opportunities for cooperative agreements with respect to siting of assets or operations that may be established between the Coast Guard and any of the other armed forces; and

(2) analyze anticipated costs and benefits, and operational impacts associated with each site and such agreements.

SEC. 214. BIODIESEL FEASIBILITY STUDY.

(a) STUDY.—The Secretary of the department in which the Coast Guard is operating shall conduct a study that examines the technical feasibility, costs, and potential cost savings of using biodiesel fuel in new and existing Coast Guard vehicles and vessels and that focuses on the use of biodiesel fuel in ports which have a high density of vessel traffic, including ports for which vessel traffic systems have been established.

(b) REPORT.—Not later than one year after the date of enactment of this Act, the Secretary shall submit a report containing the findings, conclusions, and recommendations (if any) from the study to the Committee on Commerce, Science, and Transportation of the Senate and the Committee on Transportation and Infrastructure of the House of Representatives.

SEC. 215. BOATING SAFETY DIRECTOR.

(a) IN GENERAL.—Subchapter A of chapter 11 of title 14, United States Code, is amended by adding at the end the following:

''§216. Director of Boating Safety Office

''The initial appointment of the Director of the Boating Safety Office shall be in the grade of Captain.''.

(b) CLERICAL AMENDMENT.—The analysis for such chapter is amended by inserting after the item relating to section 215 the following:

''216. Director of Boating Safety Office.''.

SEC. 216. HANGAR AT COAST GUARD AIR STATION BARBERS POINT.

Not later than 180 days after the date of enactment of this Act, the Secretary of the department in which the Coast Guard is operating shall submit to the Committee on Commerce, Science, and Transportation of the Senate and the Committee on Transportation and Infrastructure of the House of Representatives a proposal and cost analysis for constructing an enclosed hangar at Air Station Barbers Point, Hawaii. The proposal should ensure that the hangar has the capacity to shelter current aircraft assets and those projected to be located at the station over the next 20 years.

SEC. 217. PROMOTION OF COAST GUARD OFFICERS.

(a) IN GENERAL.—Section 211(a) of title 14, United States Code, is amended to read as follows:

''(a)(1) The President may appoint permanent commissioned officers in the Regular Coast Guard in grades appropriate to their qualification, experience, and length of service, as the needs of the Coast Guard may require, from among the following categories:

''(A) Graduates of the Coast Guard Academy.

''(B) Commissioned warrant officers, warrant officers, and enlisted members of the Regular Coast Guard.

''(C) Members of the Coast Guard Reserve who have served at least 2 years as such.

''(D) Licensed officers of the United States merchant marine who have served 2 or more years aboard a vessel of the United States in the capacity of a licensed officer.

''(2) Original appointments under this section in the grades of lieutenant commander and above shall be made by the President by and with the advice and consent of the Senate.

''(3) Original appointments under this section in the grades of ensign through lieutenant shall be made by the President alone.''.

(b) WARTIME TEMPORARY SERVICE PROMOTION.—Section 275(f) of such title is amended by striking the second and third sentences and inserting ''Original appointments under this section in the grades of lieutenant commander and above shall be made by the President by and with the advice and consent of the Senate. Original appointments under this section in the grades of ensign through lieutenant shall be made by the President alone.''.

SEC. 218. REDESIGNATION OF COAST GUARD LAW SPECIALISTS AS JUDGE ADVOCATES.

(a) DEFINITIONS IN TITLE 10.—Section 801 of title 10, United States Code, is amended—

(1) by striking paragraph (11); and

(2) in paragraph (13) by striking subparagraph (C) and inserting the following:

''(C) a commissioned officer of the Coast Guard designated for special duty (law).''.

(b) CONFORMING AMENDMENTS.—

(1) TITLE 14.—Section 727 of title 14, United States Code, is amended by striking ''law specialist'' and inserting ''judge advocate''.

(2) SOCIAL SECURITY ACT.—Section 465(a)(2) of the Social Security Act (42 U.S.C. 665(a)(2)) is amended by striking ''law specialist'' and inserting ''judge advocate''.

TITLE III—SHIPPING AND NAVIGATION

SEC. 301. TREATMENT OF FERRIES AS PASSENGER VESSELS.

(a) FERRY DEFINED.—Section 2101 of title 46, United States Code, is amended by inserting after paragraph (10a) the following:

''(10b) 'ferry' means a vessel that is used on a regular schedule—

''(A) to provide transportation only between places that are not more than 300 miles apart; and

''(B) to transport only—

''(i) passengers; or

''(ii) vehicles, or railroad cars, that are being used, or have been used, in transporting passengers or goods.''.

(b) PASSENGER VESSELS THAT ARE FERRIES.—Section 2101(22) of title 46, United States Code, is amended—

(1) by striking ''or'' at the end of subparagraph (B);

(2) by striking the period at the end of subparagraph (C) and inserting ''; or''; and

(3) by adding at the end the following:

''(D) that is a ferry carrying a passenger.''.

(c) SMALL PASSENGER VESSELS THAT ARE FERRIES.—Section 2101(35) of title 46, United States Code, is amended—

(1) by striking ''or'' at the end of subparagraph (C);

(2) by striking the period at the end of subparagraph (D) and inserting ''; or''; and

(3) by adding at the end the following:

''(E) that is a ferry carrying more than 6 passengers.''.

SEC. 302. GREAT LAKES PILOTAGE ANNUAL RATEMAKING.

Section 9303 of title 46, United States Code, is amended—

(1) in subsection (f) by inserting at the end the following: ''The Secretary shall establish new pilotage rates by March 1 of each year. The Secretary shall establish base pilotage rates by a full ratemaking at least once every 5 years and shall conduct annual reviews of such base pilotage rates, and make adjustments to such base rates, in each intervening year.''; and

(2) by adding at the end the following:

''(g) The Secretary shall ensure that a sufficient number of individuals are assigned to carrying out subsection (f).''.

SEC. 303. CERTIFICATION OF VESSEL NATIONALITY IN DRUG SMUGGLING CASES.

Section 3(c)(2) of the Maritime Drug Law Enforcement Act (46 U.S.C. App. 1903(c)(2)) is amended by striking the last two sentences and inserting the following: ''The response of a foreign nation to a claim of registry under subparagraph (A) or (C) may be made by radio, telephone, or similar oral or electronic means, and is conclusively proved by certification of the Secretary of State or the Secretary's designee.''.

SEC. 304. LNG TANKERS.

(a) PROGRAM.—The Secretary of Transportation shall develop and implement a program to promote the transportation of liquefied natural gas to the United States on United States flag vessels.

(b) AMENDMENT TO DEEPWATER PORT ACT.—Section 4 of the Deepwater Port Act of 1974 (33 U.S.C. 1503) is amended by adding at the end the following:

''(i) To promote the security of the United States, the Secretary shall give top priority to the processing of a license under this Act for liquefied natural gas facilities that will be supplied with liquefied natural gas by United States flag vessels.''.

(c) PUBLIC NOTICE OF LNG VESSEL'S REGISTRY AND CREW.—

(1) PLAN SUBMITTED WITH APPLICATION FOR DEEPWATER PORT LICENSE.—Section 5(c)(2) of the Deepwater Port Act of 1974 (33 U.S.C. 1504(c)(2)) is amended—

(A) by redesignating subparagraphs (K) and (L) as subparagraphs (L) and (M), respectively; and

(B) by inserting after subparagraph (J) the following:

''(K) the nation of registry for, and the nationality or citizenship of officers and crew serving on board, vessels transporting natural gas that are reasonably anticipated to be servicing the deepwater port;''.

(2) INFORMATION TO BE PROVIDED.—When the Coast Guard is operating as a contributing agency in the Federal Energy Regulatory Commission's shoreside licensing process for a liquefied natural gas or liquefied petroleum gas terminal located on shore or within State seaward boundaries, the Coast Guard shall provide to the Commission the information described in section 5(c)(2)(K) of the Deepwater Port Act of 1974 (33 U.S.C. 1504(c)(2)(K)) with respect to vessels reasonably anticipated to be servicing that port.

(d) REPORT.—Not later than 6 months after the date of enactment of this Act, the Secretary of the department in which the Coast Guard is operating shall submit a report on the implementation of this section to the Committee on Commerce, Science, and Transportation of the Senate and the Committee on Transportation and Infrastructure of the House of Representatives.

SEC. 305. USE OF MARITIME SAFETY AND SECURITY TEAMS.

Section 70106(b)(8) of title 46, United States Code, is amended by striking ''other security missions'' and inserting ''any other missions of the Coast Guard''.

SEC. 306. ENHANCED CIVIL PENALTIES FOR VIOLATIONS OF PROVISIONS ENACTED BY THE COAST GUARD AND MARITIME TRANSPORTATION ACT OF 2004.

(a) CONTINUING VIOLATIONS.—The section enumerated 70119 of title 46, United States Code, as redesignated and transferred by section 802(a)(1) of the Coast Guard and Maritime Transportation Security Act of 2004 (118 Stat. 1078), relating to civil penalty, is amended—

(1) by inserting ''(a) IN GENERAL.—'' before ''Any'';

(2) by striking ''violation.'' and inserting ''day during which the violation continues.''; and

(3) by adding at the end the following:

''(b) CONTINUING VIOLATIONS.—The maximum amount of a civil penalty for a violation under this section shall not exceed $50,000.''.

(b) APPLICATION OF CIVIL PENALTY PROCEDURES.—Section 2107 of title 46, United States Code, is amended by striking ''this subtitle'' each place it appears and inserting ''this subtitle or subtitle VII''.

SEC. 307. TRAINING OF CADETS AT UNITED STATES MERCHANT MARINE ACADEMY.

Section 1303(f) of the Merchant Marine Act, 1936 (46 App. U.S.C. 1295b(f)) is amended—

(1) by striking ''and'' at the end of paragraph (2);

(2) by striking the period at the end of paragraph (3) and inserting ''; and''; and

(3) by adding at the end the following:

''(4) on any other vessel considered by the Secretary to be necessary or appropriate or in the national interest.''.

SEC. 308. REPORTS FROM MORTGAGEES OF VESSELS.

Section 12120 of title 46, United States Code, is amended by striking ''owners, masters, and charterers'' and inserting ''owners, masters, charterers, and mortgagees''.

SEC. 309. DETERMINATION OF THE SECRETARY.

Section 70105(c) of title 46, United States Code, is amended—

(1) by redesignating paragraphs (3) and (4) as paragraphs (4) and (5), respectively; and

(2) by inserting after paragraph (2) the following:

''(3) DENIAL OF WAIVER REVIEW.—

''(A) IN GENERAL.—The Secretary shall establish a review process before an administrative law judge for individuals denied a waiver under paragraph (2).

''(B) SCOPE OF REVIEW.—In conducting a review under the process established pursuant to subparagraph (A), the administrative law judge shall be governed by the standards of section 706 of title 5. The substantial evidence standard in section 706(2)(E) of title 5 shall apply whether or not there has been an agency hearing. The judge shall review all facts on the record of the agency.

''(C) CLASSIFIED EVIDENCE.—The Secretary, in consultation with the National Intelligence Director, shall issue regulations to establish procedures by which the Secretary, as part of a review conducted under this paragraph, may provide to the individual adversely affected by the determination an unclassified summary of classified evidence upon which the denial of a waiver by the Secretary was based.

''(D) REVIEW OF CLASSIFIED EVIDENCE BY ADMINISTRATIVE LAW JUDGE.—

''(i) REVIEW.—As part of a review conducted under this section, if the decision of the Secretary was based on classified information (as defined in section 1(a) of the Classified Information Procedures Act (18 U.S.C. App.)), such information may be submitted by the Secretary to the reviewing administrative law judge, pursuant to appropriate security procedures, and shall be reviewed by the administrative law judge ex parte and in camera.

''(ii) SECURITY CLEARANCES.—Pursuant to existing procedures and requirements, the Secretary, in coordination (as necessary) with the heads of other affected departments or agencies, shall ensure that administrative law judges reviewing negative waiver decisions of the Secretary under this paragraph possess security clearances appropriate for such review.

''(iii) UNCLASSIFIED SUMMARIES OF CLASSIFIED EVIDENCE.—As part of a review conducted under this paragraph and upon the request of the individual adversely affected by the decision of the Secretary not to grant a waiver, the Secretary shall provide to the individual and reviewing administrative law judge, consistent with the procedures established under clause (i), an unclassified summary of any classified information upon which the decision of the Secretary was based.

''(E) NEW EVIDENCE.—The Secretary shall establish a process under which an individual may submit a new request for a waiver, notwithstanding confirmation by the administrative law judge of the Secretary's initial denial of the waiver, if the request is supported by substantial evidence that was not available to the Secretary at the time the initial waiver request was denied.''.

SEC. 310. SETTING, RELOCATING, AND RECOVERING ANCHORS.

Section 12105 of title 46, United States Code, is amended by adding at the end the following:

''(c)(1) Only a vessel for which a certificate of documentation with a registry endorsement is issued may engage in—

''(A) the setting, relocation, or recovery of the anchors or other mooring equipment of a mobile offshore drilling unit that is located over the outer Continental Shelf (as defined in section 2(a) of the Outer Continental Shelf Lands Act (43 U.S.C. 1331(a))); or

''(B) the transportation of merchandise or personnel to or from a point in the United States from or to a mobile offshore drilling unit located over the outer Continental Shelf that is not attached to the seabed.

''(2) Nothing in paragraph (1) authorizes the employment in the coastwise trade of a vessel that does not meet the requirements of section 12106 of this title.''.

SEC. 311. INTERNATIONAL TONNAGE MEASUREMENT OF VESSELS ENGAGED IN THE ALEUTIAN TRADE.

(a) GENERAL INSPECTION EXEMPTION.—Section 3302(c)(2) of title 46, United States Code, is amended to read as follows:

''(2) Except as provided in paragraphs (3) and (4) of this subsection, the following fish tender vessels are exempt from section 3301(1), (6), (7), (11), and (12) of this title:

''(A) A vessel of not more than 500 gross tons as measured under section 14502 of this title or an alternate tonnage measured under section 14302 of this title as prescribed by the Secretary under section 14104 of this title.

''(B) A vessel engaged in the Aleutian trade that is not more than 2,500 gross tons as measured under section 14302 of this title.''.

(b) OTHER INSPECTION EXEMPTION AND WATCH REQUIREMENT.—Paragraphs (3)(B) and (4) of section 3302(c) of title 46, United States Code, and section 8104(o) of that title are each amended by striking ''or an alternate tonnage measured under section 14302 of this title as prescribed by the Secretary under section 14104 of this title'' and inserting ''or less than 500 gross tons as measured under section 14502 of this title, or is less than 2,500 gross tons as measured under section 14302 of this title''.

SEC. 312. RIDING GANGS.

(a) IN GENERAL.—Chapter 81 of title 46, United States Code, is amended by adding at the end the following:

''§8106. Riding gangs

''(a) IN GENERAL.—The owner or managing operator of a freight vessel of the United States on voyages covered by the International Convention for Safety of Life at Sea, 1974 (32 UST 47m) shall—

''(1) ensure that—

''(A) subject to subsection (d), each riding gang member on the vessel—

''(i) is a United States citizen or an alien lawfully admitted to the United States for permanent residence; or

''(ii) possesses a United States nonimmigrant visa for individuals desiring to enter the United States temporarily for business, employment-related and personal identifying information, and any other documentation required by the Secretary;

''(B) all required documentation for such member is kept on the vessel and available for inspection by the Secretary; and

''(C) each riding gang member is identified on the vessel's crew list;

''(2) ensure that—

''(A) the owner or managing operator attests in a certificate that the background of each riding gang member has been examined and found to be free of any credible information indicating a material risk to the security of the vessel, the vessel's cargo, the ports the vessel visits, or other individuals onboard the vessel;

''(B) the background check consisted of a search of all information reasonably available to the owner or managing operator in the riding gang member's country of citizenship and any other country in which the riding gang member works, receives employment referrals, or resides;

''(C) the certificate required under subparagraph (A) is kept on the vessel and available for inspection by the Secretary; and

''(D) the information derived from any such background check is made available to the Secretary upon request;

''(3) ensure that each riding gang member, while on board the vessel, is subject to the same random chemical testing and reporting regimes as crew members;

''(4) ensure that each such riding gang member receives basic safety familiarization and basic safety training approved by the Coast Guard as satisfying the requirements for such training under the International Convention of Training, Certification, and Watchkeeping for Seafarers, 1978;

''(5) prevent from boarding the vessel, or cause the removal from the vessel at the first available port, and disqualify from future service on board any other vessel owned or operated by that owner or operator, any riding gang member—

''(A) who has been convicted in any jurisdiction of an offense described in paragraph (2) or (3) of section 7703;

''(B) whose license, certificate of registry, or merchant mariner's document has been suspended or revoked under section 7704; or

''(C) who otherwise constitutes a threat to the safety of the vessel;

''(6) ensure and certify to the Secretary that the sum of—

''(A) the number of riding gang members on board a freight vessel, and

''(B) the number of individuals in addition to crew permitted under section 3304,

does not exceed 12;

''(7) ensure that every riding gang member is employed on board the vessel under conditions that meet or exceed the minimum international standards of all applicable international labor conventions to which the United States is a party, including all of the merchant seamen protection and relief provided under United States law; and

''(8) ensure that each riding gang member—

''(A) is supervised by an individual who holds a license issued under chapter 71; and

''(B) only performs work in conjunction with individuals who hold merchant mariners documents issued under chapter 73 and who are part of the vessel's crew.

''(b) PERMITTED WORK.—Subject to subsection (f), a riding gang member on board a vessel to which subsection (a) applies who is neither a United States citizen nor an alien lawfully admitted to the United States for permanent residence may not perform any work on board the vessel other than—

''(1) work in preparation of a vessel entering a shipyard located outside of the United States;

''(2) completion of the residual repairs after departing a shipyard located outside of the United States; or

''(3) technical in-voyage repairs, in excess of any repairs that can be performed by the vessel's crew, in order to advance the vessel's useful life without having to actually enter a shipyard.

''(c) WORKDAY LIMIT.—

''(1) IN GENERAL.—The maximum number of days in any calendar year that the owner or operator of a vessel to which subsection (a) applies may employ on board riding gang members who are neither United States citizens nor aliens lawfully admitted to the United States for permanent residence for work on board that vessel is 60 days. If the vessel is at sea on the 60th day, each riding gang member shall be discharged from the vessel at the next port of call reached by the vessel after the date on which the 60-workday limit is reached.

''(2) CALCULATION.—For the purpose of calculating the 60-workday limit under this subsection, each day worked by a riding gang member who is neither a United States citizen nor an alien lawfully admitted to the United States for permanent residence shall be counted against the limitation.

''(d) EXCEPTIONS FOR WARRANTY WORK.—

''(1) IN GENERAL.—Subsections (b), (c), (e), and (f) do not apply to a riding gang member employed exclusively to perform, and who performs only, work that is—

''(A) customarily performed by original equipment manufacturers' technical representatives;

''(B) required by a manufacturer's warranty on specific machinery and equipment; or

''(C) required by a contractual guarantee or warranty on actual repairs performed in a shipyard located outside of the United States.

''(2) CITIZENSHIP REQUIREMENT.—Subsection (a)(1)(A) applies only to a riding gang member described in paragraph (1) who is on the vessel when it calls at a United States port.

''(e) RECORDKEEPING.—In addition to the requirements of subsection (a), the owner or managing operator of a vessel to which subsection (a) applies shall ensure that all information necessary to ensure compliance with this section, as determined by the Secretary, is entered into the vessel's official logbook required by chapter 113.

''(f) FAILURE TO EMPLOY QUALIFIED AVAILABLE U.S. CITIZENS OR RESIDENTS.—

''(1) IN GENERAL.—The owner or operator of a vessel to which subsection (a) applies may not employ a riding gang member who is neither a United States citizen nor an alien lawfully admitted to the United States for permanent residence to perform work described in subsection (b) unless the owner or operator determines, in accordance with procedures established by the Secretary to carry out section 8103(b)(3)(C), that there is not a sufficient number of United States citizens or individuals lawfully admitted to the United States for permanent residence who are qualified and available for the work for which the riding gang member is to be employed.

''(2) CIVIL PENALTY.—A violation of paragraph (1) is punishable by a civil penalty of not more than $10,000 for each day during which the violation continues.

''(3) CONTINUING VIOLATIONS.—The maximum amount of a civil penalty for a violation under this subsection shall not exceed—

''(A) $50,000 if the violation occurs in fiscal year 2006;

''(B) $75,000 if the violation occurs in fiscal year 2007; and

''(C) $100,000 if the violation occurs after fiscal year 2007.

''(4) DETERMINATION OF AMOUNT.—In determining the amount of the penalty, the Secretary shall take into account the nature, circumstances, extent, and gravity of the violation committed and, with respect to the violator, the degree of culpability, the history of prior offenses, the ability to pay, and such other matters as justice may require.

''(5) COMPROMISE, MODIFICATION, AND REMITTAL.—The Secretary may compromise, modify, or remit, with or without conditions, any civil penalty imposed under this section.''.

(b) RIDING GANG MEMBER DEFINED.—Section 2101 of such title is amended by inserting after paragraph (26) the following:

''(26a) 'riding gang member' means an individual who—

''(A) has not been issued a merchant mariner document under chapter 73;

''(B) does not perform—

''(i) watchstanding, automated engine room duty watch, or personnel safety functions; or

''(ii) cargo handling functions, including any activity relating to the loading or unloading of cargo, the operation of cargo-related equipment (whether or not integral to the vessel), and the handling of mooring lines on the dock when the vessel is made fast or let go;

''(C) does not serve as part of the crew complement required under section 8101;

''(D) is not a member of the steward's department; and

''(E) is not a citizen or temporary or permanent resident of a country designated by the United States as a sponsor of terrorism or any other country that the Secretary, in consultation with the Secretary of State and the heads of other appropriate United States agencies, determines to be a security threat to the United States.''.

(c) CONFORMING AMENDMENTS.—

(1) CITIZENSHIP REQUIREMENT.—Section 8103 of such title is amended by adding at the end the following:

''(j) RIDING GANG MEMBER.—This section does not apply to an individual who is a riding gang member.''.

(2) APPLICATION OF CHAPTER 103.—Section 10301(b) of such title is amended by striking ''voyage.'' and inserting ''voyage or to riding gang members.''.

(d) CLERICAL AMENDMENT.—The analysis for chapter 81 of such title is amended by adding at the end the following:

''8106. Riding gangs.''.

TITLE IV—MISCELLANEOUS

SEC. 401. AUTHORIZATION OF JUNIOR RESERVE OFFICERS TRAINING PROGRAM PILOT PROGRAM.

(a) IN GENERAL.—The Secretary of the department in which the Coast Guard is operating may carry out a pilot program to establish and maintain a junior reserve officers training program in cooperation with the Camden County High School in Camden County, North Carolina.

(b) PROGRAM REQUIREMENTS.—The pilot program carried out by the Secretary under this section shall provide to students at Camden County High School—

(1) instruction in subject areas relating to operations of the Coast Guard; and

(2) training in skills which are useful and appropriate for a career in the Coast Guard.

(c) PROVISION OF ADDITIONAL SUPPORT.—To carry out the pilot program under this section, the Secretary may provide to Camden County High School—

(1) assistance in course development, instruction, and other support activities; and

(2) necessary and appropriate course materials, equipment, and uniforms.

(d) EMPLOYMENT OF RETIRED COAST GUARD PERSONNEL.—

(1) IN GENERAL.—Subject to paragraph (2) of this subsection, the Secretary may authorize the Camden County High School to employ, as administrators and instructors for the pilot program, retired Coast Guard and Coast Guard Reserve commissioned, warrant, and petty officers not on active duty who request that employment and who are approved by the Secretary and Camden County High School.

(2) AUTHORIZED PAY.—

(A) IN GENERAL.—Retired members employed under paragraph (1) of this subsection are entitled to receive their retired or retainer pay and an additional amount of not more than the difference between—

(i) the amount the individual would be paid as pay and allowance if the individual was considered to have been ordered to active duty during the period of employment; and

(ii) the amount of retired pay the individual is entitled to receive during that period.

(B) PAYMENT TO SCHOOL.—The Secretary shall pay to Camden County High School an amount equal to one half of the amount described in subparagraph (A), from funds appropriated for such purpose.

(C) NOT DUTY OR DUTY TRAINING.—Notwithstanding any other law, while employed under this subsection, an individual is not considered to be on active-duty or inactive-duty training.

SEC. 402. TRANSFER.

Section 602 of the Coast Guard and Maritime Transportation Act of 2004 (118 Stat. 1050) is amended—

(1) in subsection (b)(2) by striking ''to be conveyed'' and all that follows through the period and inserting ''to be conveyed to CAS Foundation, Inc. (a nonprofit corporation under the laws of the State of Indiana).''; and

(2) in subsection (c)(1)(A) by inserting ''or, in the case of the vessel described in subsection (b)(2) only, for humanitarian purposes'' before the semicolon at the end.

SEC. 403. LORAN–C.

There are authorized to be appropriated to the Department of Transportation, in addition to funds authorized for the Coast Guard for operation of the LORAN–C system, for capital expenses related to LORAN–C navigation infrastructure, $25,000,000 for fiscal year 2006 and $25,000,000 for fiscal year 2007. The Secretary of Transportation may transfer from the Federal Aviation Administration and other agencies of the Department funds appropriated as authorized under this section in order to reimburse the Coast Guard for related expenses.

SEC. 404. LONG-RANGE VESSEL TRACKING SYSTEM.

(a) PILOT PROJECT.—The Secretary of the department in which the Coast Guard is operating, acting through the Commandant of the Coast Guard, shall conduct a 3-year pilot program for long-range tracking of up to 2,000 vessels using satellite systems with a nonprofit maritime organization that has a demonstrated capability of operating a variety of satellite communications systems providing data to vessel tracking software and hardware that provides long-range vessel information to the Coast Guard to aid maritime security and response to maritime emergencies.

(b) AUTHORIZATION OF APPROPRIATIONS.—There is authorized to be appropriated to the Secretary $4,000,000 for each of fiscal years 2006, 2007, and 2008 to carry out subsection (a).

SEC. 405. MARINE VESSEL AND COLD WATER SAFETY EDUCATION.

The Coast Guard shall continue cooperative agreements and partnerships with organizations in effect on the date of enactment of this Act that provide marine vessel safety training and cold water immersion education and outreach programs for fishermen and children.

SEC. 406. REPORTS.

(a) ADEQUACY OF ASSETS.—

(1) REVIEW.—The Commandant of the Coast Guard shall review the adequacy of assets and facilities described in subsection (b) to carry out the Coast Guard's missions, including search and rescue, illegal drug and migrant interdiction, aids to navigation, ports, waterways and coastal security, marine environmental protection, and fisheries law enforcement.

(2) REPORT.—Not later than 180 days after the date of enactment of this Act, the Commandant shall submit to the Committee on Commerce, Science, and Transportation of the Senate and the Committee on Transportation and Infrastructure of the House of Representatives a report that includes the findings of the review and any recommendations to enhance mission capabilities in those areas referred to in paragraph (1).

(b) AREAS OF REVIEW.—The report under subsection (a) shall provide information and recommendations on the following assets:

(1) Coast Guard vessels and aircraft stationed in the Commonwealth of Puerto Rico.

(2) Coast Guard vessels and aircraft stationed in the State of Louisiana along the Lower Mississippi River between the Port of New Orleans and the Red River.

(3) Coast Guard vessels and aircraft stationed in Coast Guard Sector Delaware Bay.

(4) Physical infrastructure at Boat Station Cape May in the State of New Jersey.

(c) ADEQUACY OF ACTIVE-DUTY STRENGTH.—

(1) REVIEW.—The Commandant of the Coast Guard shall review the adequacy of the strength of active-duty personnel authorized under section 102(a) of this Act to carry out the Coast Guard's missions, including search and rescue, illegal drug and migrant interdiction, aids to navigation, ports, waterways, and coastal security, marine environmental protection, and fisheries law enforcement.

(2) REPORT.—Not later than 180 days after the date of enactment of this Act, the Commandant shall submit to the Committee on Commerce, Science, and Transportation of the Senate and the Committee on Transportation and Infrastructure of the House of Representatives a report that includes the findings of the review.

SEC. 407. CONVEYANCE OF DECOMMISSIONED COAST GUARD CUTTER MACKINAW.

(a) IN GENERAL.—Upon the scheduled decommissioning of the Coast Guard Cutter MACKINAW, the Commandant of the Coast Guard shall convey without consideration all right, title, and interest of the United States in and to that vessel to the Icebreaker Mackinaw Maritime Museum, Inc., located in the State of Michigan if—

(1) the recipient agrees—

(A) to use the vessel for purposes of a museum;

(B) not to use the vessel for commercial transportation purposes;

(C) to make the vessel available to the United States Government if needed for use by the Commandant in time of war or a national emergency; and

(D) to hold the Government harmless for any claims arising from exposure to hazardous materials, including asbestos and polychlorinated biphenyls (PCBs), after conveyance of the vessel, except for claims arising from the use by the Government under subparagraph (C);

(2) the recipient has funds available that will be committed to operate and maintain the vessel conveyed in good working condition, in the form of cash, liquid assets, or a written loan commitment, and in an amount of at least $700,000; and

(3) the recipient agrees to any other conditions the Commandant considers appropriate.

(b) MAINTENANCE AND DELIVERY OF VESSEL.—

(1) MAINTENANCE.—Before conveyance of the vessel under this section, the Commandant shall make, to the extent practical and subject to other Coast Guard mission requirements, every effort to maintain the integrity of the vessel and its equipment until the time of delivery.

(2) DELIVERY.—If a conveyance is made under this section, the Commandant shall deliver the vessel to a suitable mooring in the local area, in its present condition, no sooner than June 15, 2006, and not later than 30 days after the date on which the vessel is decommissioned.

(3) TREATMENT OF CONVEYANCE.—The conveyance of the vessel under this section shall not be considered a distribution in commerce for purposes of section 6(e) of Public Law 94–469 (15 U.S.C. 2605(e)).

(c) OTHER EXCESS EQUIPMENT.—The Commandant may convey to the recipient any excess equipment or parts from other decommissioned Coast Guard vessels for use to enhance the vessel's operability and function for purposes of a museum.

SEC. 408. DEEPWATER REPORTS.

(a) ANNUAL DEEPWATER IMPLEMENTATION REPORT.—Not later than 30 days after the date of enactment of this Act and in conjunction with the transmittal by the President of the budget of the United States for each fiscal year thereafter, the Secretary of the department in which the Coast Guard is operating shall submit to the Committee on Commerce, Science, and Transportation of the Senate and the Committee on Transportation and Infrastructure of the House of Representatives a report on the implementation of the Integrated Deepwater Systems Program, as revised in 2005 (in this section referred to as the ''Deepwater program''), that includes—

(1) a justification for how the projected number and capabilities of each Deepwater program asset meets the revised mission needs statement delivered as part of the Deepwater program and the performance goals of the Coast Guard;

(2) a projection of the remaining operational lifespan of each legacy asset;

(3) an identification of any changes to the Deepwater program, including—

(A) any changes to the timeline for the acquisition of each new asset and the phase out of legacy assets for the life of the Deepwater program; and

(B) any changes to the costs for that fiscal year or future fiscal years or the total costs of the Deepwater program, including the costs of new and legacy assets;

(4) a justification for how any change to the Deepwater program fulfills the mission needs statement for the Deepwater program and performance goals of the Coast Guard;

(5) an identification of how funds in that fiscal year's budget request will be allocated, including information on the purchase of specific assets;

(6) a detailed explanation of how the costs of the legacy assets are being accounted for within the Deepwater program;

(7) a description of how the Coast Guard is planning for the integration of Deepwater program assets into the Coast Guard, including

needs related to shore-based infrastructure and human resources; and

(8) a description of the competitive process conducted in all contracts and subcontracts exceeding $2,500,000 awarded under the Deepwater program.

(b) DEEPWATER ACCELERATION REPORT.—Not later than 30 days after the date of enactment of this Act, the Secretary shall submit to the Committee on Commerce, Science, and Transportation of the Senate and the Committee on Transportation and Infrastructure of the House of Representatives a report on the acceleration of the current Deepwater program acquisition timeline that reflects completion of the Deepwater program in each of 10 years and 15 years and includes—

(1) a detailed explanation of the number and type of each asset that would be procured for each fiscal year under each accelerated acquisition timeline;

(2) the required funding for such completion under each accelerated acquisition timeline;

(3) anticipated costs associated with legacy asset sustainment for the Deepwater program under each accelerated acquisition timeline;

(4) anticipated mission deficiencies, if any, associated with the continued degradation of legacy assets in combination with the procurement of new assets under each accelerated acquisition timeline; and

(5) an evaluation of the overall feasibility of achieving each accelerated acquisition timeline, including—

(A) contractor capacity;

(B) national shipbuilding capacity;

(C) asset integration into Coast Guard facilities;

(D) required personnel; and

(E) training infrastructure capacity on technology associated with new assets.

(c) OVERSIGHT REPORT.—Not later than 90 days after the date of enactment of this Act, the Commandant of the Coast Guard, in consultation with the Government Accountability Office, shall submit to the Committee on Commerce, Science, and Transportation of the Senate and the Committee on Transportation and Infrastructure of the House of Representatives a report on the status of the Coast Guard's implementation of the Government Accountability Office's recommendations in its report, GAO–04–380, entitled ''Coast Guard Deepwater Program Needs Increased Attention to Management and Contractor Oversight'', including the dates by which the Coast Guard plans to complete implementation of such recommendations if any of such recommendations remain open as of the date the report is transmitted to the Committees.

(d) INDEPENDENT ANALYSIS OF REVISED DEEPWATER PLAN.—The Secretary may periodically, either through an internal review process or a contract with an outside entity, conduct an analysis of all or part of the Deepwater program and assess whether—

(1) the choice of assets and capabilities selected as part of that program meets the Coast Guard's goals for performance and minimizing total ownership costs; or

(2) additional or different assets should be considered as part of that program.

SEC. 409. HELICOPTERS.

(a) STUDY.—The Secretary of the department in which the Coast Guard is operating shall conduct a study that analyses the potential impact on Coast Guard acquisitions of requiring that the Coast Guard acquire only helicopters, or any major component of a helicopter, that are constructed in the United States.

(b) STUDY ELEMENTS.—The study shall include—

(1) identification of additional costs or added benefits that would result from the additional restrictions described in subsection (a) on acquisitions from nondomestic sources, including major components or subsystems;

(2) industrial impact on the United States of such additional restrictions on acquisitions from nondomestic sources;

(3) the contractual impact of such additional restrictions on the Integrated Deepwater Systems Program and its platform elements, including delivery interruptions in the program and the subsequent mission impact of these delays; and

(4) identification of reasonable executive authorities to waive such additional restrictions that the Secretary considers essential in order to ensure continued mission performance of the United States Coast Guard.

(c) REPORT.—Not later than one year after the date of enactment of this Act, the Secretary shall submit a report on the results of the study and any recommendations of the Secretary regarding such results to the Committee on Commerce, Science, and Transportation of the Senate and the Committee on Transportation and Infrastructure of the House of Representatives.

SEC. 410. NEWTOWN CREEK, NEW YORK CITY, NEW YORK.

(a) STUDY.—Of the amounts provided under section 1012 of the Oil Pollution Act of 1990 (33 U.S.C. 2712), the Administrator of the Environmental Protection Agency shall conduct a study of public health and safety concerns related to the pollution of Newtown Creek, New York City, New York, caused by seepage of oil into Newtown Creek from 17,000,000 gallons of underground oil spills in Greenpoint, Brooklyn, New York.

(b) REPORT.—Not later than one year after the date of enactment of this Act, the Administrator shall submit a report containing the results of the study to the Committee on Environment and Public Works and the Committee on Commerce, Science, and Transportation of the Senate and the Committee on Transportation and Infrastructure of the House of Representatives.

SEC. 411. REPORT ON TECHNOLOGY.

Not later than 180 days after the date of enactment of this Act, the Commandant of the Coast Guard shall submit to the Committee on Commerce, Science, and Transportation of the Senate and the Committee on Transportation and Infrastructure of the House of Representatives a report that includes an assessment of—

(1) the availability and effectiveness of software information technology systems for port security and the data evaluated, including data that has the ability to identify shippers, inbound vessels, and their cargo for potential threats to national security before it reaches United States ports, specifically the software already tested or being tested at Joint Harbor Operations Centers; and

(2) the costs associated with implementing such technology at all Sector Command Centers, Joint Harbor Operations Centers, and strategic defense and energy dependent ports.

SEC. 412. ASSESSMENT AND PLANNING.

There is authorized to be appropriated to the Maritime Administration $400,000 to carry out an assessment of, and planning for, the impact of an Arctic Sea Route on the indigenous people of Alaska.

SEC. 413. HOMEPORT.

(a) STUDY.—The Commandant of the Coast Guard shall conduct a study to assess the current homeport arrangement of the Coast Guard polar icebreaker HEALY to determine whether an alternative arrangement would enhance the Coast Guard's capabilities to carry out the recommendation to maintain dedicated, year-round icebreaker capability for the Arctic that was included in the report prepared by the National Academy of Sciences and entitled: ''Polar Icebreaker Roles and U.S. Future Needs: A Preliminary Assessment (ISBN: 0–309–10069–0)''.

(b) REPORT.—Not later than one year after the date of enactment of this Act, the Commandant shall report the findings of the study to the Committee on Commerce, Science, and Transportation of the Senate and the Committee on Transportation and Infrastructure of the House of Representatives.

SEC. 414. OPINIONS REGARDING WHETHER CERTAIN FACILITIES CREATE OBSTRUCTIONS TO NAVIGATION.

Section 14 of the Ports and Waterways Safety Act (33 U.S.C. 1232a)) is amended—

(1) by redesignating subsection (d) as subsection (e); and

(2) by inserting after subsection (c) the following:

''(d) WIND ENERGY FACILITY.—

''(1) IN GENERAL.—An offshore wind energy facility may not be constructed in the area commonly known as 'Nantucket Sound' unless the construction of such facility is approved by the Commandant of the Coast Guard.

''(2) INFORMATION.—A person proposing to build an offshore wind energy facility in the area commonly known as 'Nantucket Sound' shall provide to the Commandant of the Coast Guard and the Governor of any adjacent coastal State a plan for the siting and construction of the facility, including the location, size, and design of each wind turbine that will be a part of the facility, any cable connecting the facility to onshore sites, any other offshore components, and such other information as the Commandant may require.

''(3) LIMITATION ON APPROVAL.—The Commandant may not approve the construction of a facility described in paragraph (1) if—

''(A) within 90 days of the date of receipt of the plan for the facility under paragraph (2), the Governor of an adjacent coastal State makes a written determination that the Governor opposes the proposed location for the facility and submits the determination to the Commandant; or

''(B) the Commandant determines that the facility creates a hazard to navigation.

''(4) ADJACENT COASTAL STATE DEFINED.—In this section, the term 'adjacent coastal State', as used with respect to a proposed wind energy facility, is any coastal State which—

''(A) would be directly connected by a cable to the facility; or

''(B) is located within 15 miles of the proposed location of the facility.''.

SEC. 415. PORT RICHMOND.

The Secretary of the department in which the Coast Guard is operating, acting through the Commandant of the Coast Guard, may not approve a security plan under section 70103(c) of title 46, United States Code, for a liquefied natural gas import facility at Port Richmond in Philadelphia, Pennsylvania, until the Secretary conducts a vulnerability assessment under section 70102(b) of such title.

SEC. 416. WESTERN ALASKA COMMUNITY DEVELOPMENT QUOTA PROGRAM.

(a) RESTATEMENT OF EXISTING PROGRAM INCORPORATING CERTAIN PROVISIONS OF REGULATIONS.—Section 305(i) of the Magnuson-Stevens Fishery Conservation and Management Act (16 U.S.C. 1855(i)) is amended by striking paragraph (1) and inserting the following:

''(1) WESTERN ALASKA COMMUNITY DEVELOPMENT QUOTA PROGRAM.—

''(A) IN GENERAL.—There is established the western Alaska community development quota program in order—

''(i) to provide eligible western Alaska villages with the opportunity to participate and invest in fisheries in the Bering Sea and Aleutian Islands Management Area;

''(ii) to support economic development in western Alaska;

''(iii) to alleviate poverty and provide economic and social benefits for residents of western Alaska; and

''(iv) to achieve sustainable and diversified local economies in western Alaska.

''(B) PROGRAM ALLOCATION.—

''(i) IN GENERAL.—Except as provided in clause (ii), the annual percentage of the total allowable catch, guideline harvest level, or other annual catch limit allocated to the program in each directed fishery of the Bering Sea and Aleutian Islands shall be the percentage approved by the Secretary, or established by Federal law, as of March 1, 2006, for the program.

The percentage for each fishery shall be either a directed fishing allowance or include both directed fishing and nontarget needs based on existing practice with respect to the program as of March 1, 2006, for each fishery.

''(ii) EXCEPTIONS.—Notwithstanding clause (i)—

''(I) the allocation under the program for each directed fishery of the Bering Sea and Aleutian Islands (other than a fishery for halibut, sablefish, pollock, and crab) shall be a directed fishing allocation of 10 percent upon the establishment of a quota program, fishing cooperative, sector allocation, or other rationalization program in any sector of the fishery; and

''(II) the allocation under the program in any directed fishery of the Bering Sea and Aleutian Islands (other than a fishery for halibut, sablefish, pollock, and crab) established after the date of enactment of this subclause shall be a directed fishing allocation of 10 percent.

''(iii) PROCESSING AND OTHER RIGHTS.—Allocations to the program include all processing rights and any other rights and privileges associated with such allocations as of March 1, 2006.

''(iv) REGULATION OF HARVEST.—The harvest of allocations under the program for fisheries with individual quotas or fishing cooperatives shall be regulated by the Secretary in a manner no more restrictive than for other participants in the applicable sector, including with respect to the harvest of nontarget species.

''(C) ALLOCATIONS TO ENTITIES.—Each entity eligible to participate in the program shall be authorized under the program to harvest annually the same percentage of each species allocated to the program under subparagraph (B) that it was authorized by the Secretary to harvest of such species annually as of March 1, 2006, except to the extent that its allocation is adjusted under subparagraph (H). Such allocation shall include all processing rights and any other rights and privileges associated with such allocations as of March 1, 2006.

''(D) ELIGIBLE VILLAGES.—The following villages shall be eligible to participate in the program through the following entities:

''(i) The villages of Akutan, Atka, False Pass, Nelson Lagoon, Nikolski, and Saint George through the Aleutian Pribilof Island Community Development Association.

''(ii) The villages of Aleknagik, Clark's Point, Dillingham, Egegik, Ekuk, Ekwok, King Salmon/Savonoski, Levelock, Manokotak, Naknek, Pilot Point, Port Heiden, Portage Creek, South Naknek, Togiak, Twin Hills, and Ugashik through the Bristol Bay Economic Development Corporation.

''(iii) The village of Saint Paul through the Central Bering Sea Fishermen's Association.

''(iv) The villages of Chefornak, Chevak, Eek, Goodnews Bay, Hooper Bay, Kipnuk, Kongiganak, Kwigillingok, Mekoryuk, Napakiak, Napaskiak, Newtok, Nightmute, Oscarville, Platinum, Quinhagak, Scammon Bay, Toksook Bay, Tuntutuliak, and Tununak through the Coastal Villages Region Fund.

''(v) The villages of Brevig Mission, Diomede, Elim, Gambell, Golovin, Koyuk, Nome, Saint Michael, Savoonga, Shaktoolik, Stebbins, Teller, Unalakleet, Wales, and White Mountain through the Norton Sound Economic Development Corporation.

''(vi) The villages of Alakanuk, Emmonak, Grayling, Kotlik, Mountain Village, and Nunam Iqua through the Yukon Delta Fisheries Development Association.

''(E) ELIGIBILITY REQUIREMENTS FOR PARTICIPATING ENTITIES.—To be eligible to participate in the program, an entity referred to in subparagraph (D) shall meet the following requirements:

''(i) BOARD OF DIRECTORS.—The entity shall be governed by a board of directors. At least 75 percent of the members of the board shall be resident fishermen from the entity's member villages. The board shall include at least one director selected by each such member village.

''(ii) PANEL REPRESENTATIVE.—The entity shall elect a representative to serve on the panel established by subparagraph (G).

''(iii) OTHER INVESTMENTS.—The entity may make up to 20 percent of its annual investments in any combination of the following:

''(I) For projects that are not fishery-related and that are located in its region.

''(II) On a pooled or joint investment basis with one or more other entities participating in the program for projects that are not fishery-related and that are located in one or more of their regions.

''(III) For matching Federal or State grants for projects or programs in its member villages without regard to any limitation on the Federal or State share, or restriction on the source of any non-Federal or non-State matching funds, of any grant program under any other provision of law.

''(iv) FISHERY-RELATED INVESTMENTS.—The entity shall make the remainder percent of its annual investments in fisheries-related projects or for other purposes consistent with the practices of the entity prior to March 1, 2006.

''(v) ANNUAL STATEMENT OF COMPLIANCE.—Each year the entity, following approval by its board of directors and signed by its chief executive officer, shall submit a written statement to the Secretary and the State of Alaska that summarizes the purposes for which it made investments under clauses (iii) and (iv) during the preceding year.

''(vi) OTHER PANEL REQUIREMENTS.—The entity shall comply with any other requirements established by the panel under subparagraph (G).

''(F) ENTITY STATUS, LIMITATIONS, AND REGULATION.—The entity—

''(i) shall be subject to any excessive share ownership, harvesting, or processing limitations in the fisheries of the Bering Sea and Aleutian Islands Management Area only to the extent of the entity's proportional ownership, excluding any program allocations, and notwithstanding any other provision of law;

''(ii) shall comply with State of Alaska law requiring annual reports to the entity's member villages summarizing financial operations for the previous calendar year, including general and administrative costs and compensation levels of the top 5 highest paid personnel;

''(iii) shall comply with State of Alaska laws to prevent fraud that are administered by the Alaska Division of Banking and Securities, except that the entity and the State shall keep confidential from public disclosure any information if the disclosure would be harmful to the entity or its investments; and

''(iv) is exempt from compliance with any State law requiring approval of financial transactions, community development plans, or amendments thereto, except as required by subparagraph (H).

''(G) ADMINISTRATIVE PANEL.—

''(i) ESTABLISHMENT.—There is established a community development quota program panel.

''(ii) MEMBERSHIP.—The panel shall consist of 6 members. Each entity participating in the program shall select one member of the panel.

''(iii) FUNCTIONS.—The panel shall—

''(I) administer those aspects of the program not otherwise addressed in this paragraph, either through private contractual arrangement or through recommendations to the North Pacific Council, the Secretary, or the State of Alaska, as the case may be; and

''(II) coordinate and facilitate activities of the entities under the program.

''(iv) UNANIMITY REQUIRED.—The panel may act only by unanimous vote of all 6 members of the panel and may not act if there is a vacancy in the membership of the panel.

''(H) DECENNIAL REVIEW AND ADJUSTMENT OF ENTITY ALLOCATIONS.—

''(i) IN GENERAL.—During calendar year 2012 and every 10 years thereafter, the State of Alaska shall evaluate the performance of each entity participating in the program based on the criteria described in clause (ii).

''(ii) CRITERIA.—The panel shall establish a system to be applied under this subparagraph that allows each entity participating in the program to assign relative values to the following criteria to reflect the particular needs of its villages:

''(I) Changes during the preceding 10-year period in population, poverty level, and economic development in the entity's member villages.

''(II) The overall financial performance of the entity, including fishery and nonfishery investments by the entity.

''(III) Employment, scholarships, and training supported by the entity.

''(IV) Achieving of the goals of the entity's community development plan.

''(iii) ADJUSTMENT OF ALLOCATIONS.—After the evaluation required by clause (i), the State of Alaska shall make a determination, on the record and after an opportunity for a hearing, with respect to the performance of each entity participating in the program for the criteria described in clause (ii). If the State determines that the entity has maintained or improved its overall performance with respect to the criteria, the allocation to such entity under the program shall be extended by the State for the next 10-year period. If the State determines that the entity has not maintained or improved its overall performance with respect to the criteria—

''(I) at least 90 percent of the entity's allocation for each species under subparagraph (C) shall be extended by the State for the next 10-year period; and

''(II) the State may determine, or the Secretary may determine (if State law prevents the State from making the determination), and implement an appropriate reduction of up to 10 percent of the entity's allocation for each species under subparagraph (C) for all or part of such 10-year period.

''(iv) REALLOCATION OF REDUCED AMOUNT.—If the State or the Secretary reduces an entity's allocation under clause (iii), the reduction shall be reallocated among other entities participating in the program whose allocations are not reduced during the same period in proportion to each such entity's allocation of the applicable species under subparagraph (C).

''(I) SECRETARIAL APPROVAL NOT REQUIRED.—Notwithstanding any other provision of law or regulation thereunder, the approval by the Secretary of a community development plan, or an amendment thereof, under the program is not required.

''(J) COMMUNITY DEVELOPMENT PLAN DEFINED.—In this paragraph, the term 'community development plan' means a plan, prepared by an entity referred to in subparagraph (D), for the program that describes how the entity intends—

''(i) to harvest its share of fishery resources allocated to the program, or

''(ii) to use its share of fishery resources allocated to the program, and any revenue derived from such use, to assist its member villages with projects to advance economic development,

but does not include a plan that allocates fishery resources to the program.''.

(b) NO INTERRUPTION OF EXISTING ALLOCATIONS.—The amendment made by subsection (a) shall not be construed or implemented in a way that causes any interruption in the allocations of fishery resources to the western Alaska community development quota program or in the opportunity of an entity participating in that program to harvest its share of such allocations.

(c) LOAN SUBSIDIES.—The last proviso under the heading ''NATIONAL OCEANIC AND ATMOSPHERIC ADMINISTRATION—OPERATIONS, RESEARCH, AND FACILITIES'' in the Science, State, Justice, Commerce, and Related Agencies Appropriations Act, 2006 (Public Law 109–108; 119 Stat. 2311–2312) is amended—

(1) by striking ''for the cost of loans'' and inserting ''to subsidize gross obligations for the principal amount of direct loans, not to exceed a total of $200,000,000,''; and

(2) by striking ''use'' and inserting ''the purchase of all or part of ownership interests in fishing or processing vessels, shoreside fish processing facilities, permits, quota, and cooperative rights''.

SEC. 417. QUOTA SHARE ALLOCATION.

(a) IN GENERAL.— The Secretary of Commerce shall modify the Voluntary Three-Pie Cooperative Program for crab fisheries of the Bering Sea and Aleutian Islands being implemented under section 313(j) of the Magnuson-Stevens Fishery Conservation and Management Act (16 U.S.C. 1862(j)) to require that Blue Dutch, LLC, receives processor quota shares units equal to 0.75 percent of the total number of processor quota share units for each of the following fisheries: the Bristol Bay red king crab fishery and the Bering Sea C. opilio crab fishery.

(b) APPLICABILITY.—The modification made under subsection (a) shall apply with respect to each fishery referred to in subsection (a) whenever the total allowable catch for that fishery is more than 2 percent higher than the most recent total allowable catch in effect for that fishery prior to September 15, 2005.

(c) SAVINGS PROVISION.—Nothing in this section affects the authority of the North Pacific Fishery Management Council to submit, and the Secretary of Commerce to implement, changes to or repeal of conservation and management measures under section 313(j)(3)) of the Magnuson-Stevens Fishery Conservation and Management Act (16 U.S.C. 1862(j)(3)).

(d) REGULATIONS.—Not later than 60 days after the date of enactment of this Act, the Secretary of Commerce shall issue regulations to implement this section.

SEC. 418. MAINE FISH TENDER VESSELS.

The prohibition under section 27 of the Merchant Marine Act, 1920 (46 App. U.S.C. 883) against transportation of fish or shellfish between places in the State of Maine by a vessel constructed in Canada shall not apply to a vessel of less than 5 net tons if—

(1) the vessel was engaged in the transportation of fish or shellfish between places in the State of Maine before January 1, 2005;

(2) before January 1, 2005, the owner of the vessel transported fish or shellfish pursuant to a valid wholesale seafood license issued under section 6851 of title 12 of the Maine Revised Statutes;

(3) the vessel is owned by a person that meets the citizenship requirements of section 2 of the Shipping Act, 1916 (46 U.S.C. App. 802); and

(4) not later than 180 days after the date of enactment of this Act, the owner of the vessel submits to the Secretary of the department in which the Coast Guard is operating an affidavit certifying that the vessel and owner meet the requirements of this section.

SEC. 419. AUTOMATIC IDENTIFICATION SYSTEM.

(a) PREVENTION OF HARMFUL INTERFERENCE.—Not later than 60 days after the date of enactment of this Act, the Secretary of the department in which the Coast Guard is operating, acting through the Commandant of the Coast Guard, may transfer $1,000,000 to the National Telecommunications and Information Administration of the Department of Commerce for the purposes of awarding, not later than 120 days after such date of enactment, a competitive grant to design and develop a prototype device that integrates a Class B Automatic Identification System transponder (International Electrotechnical Commission standard 62287) with a wireless maritime data device approved by the Federal Communications Commission with channel throughput greater than 19.2 kilobits per second to enable such wireless maritime data device to provide wireless maritime data services, concurrent with the operation of the transponder, on frequency channels adjacent to the frequency channels on which the transponder operates, while minimizing or eliminating the harmful interference between the transponder and such wireless maritime data device. The design of the device developed under this subsection shall be available for public use.

(b) IMPLEMENTATION OF AIS.—It is the sense of the Senate, not later than 60 days after the date of enactment of this Act, that the Federal Communications Commission should resolve the disposition of its rulemaking on the Automatic Information System and licensee use of frequency bands 157.1875–157.4375 MHz and 161.7875–162.0375 MHz (RM–10821, WT Docket Number 04–344). The implementation of this section shall not delay the implementation of an Automatic Identification System as required by section 70114 of title 46, United States Code, and international convention.

SEC. 420. VOYAGE DATA RECORDER STUDY AND REPORT.

(a) STUDY.—The Secretary of the department in which the Coast Guard is operating shall study—

(1) the carriage of a voyage data recorder by a passenger vessel described in section 2101(22)(D) of title 46, United States Code, carrying more than 399 passengers; and

(2) standards for voyage data recorders, methods for approval of models of voyage data recorders, and procedures for annual performance testing of voyage data recorders.

(b) CONSULTATION.—In conducting the study, the Secretary shall consult, at a minimum, with manufacturers of voyage data recorders and operators of potentially affected passenger vessels.

(c) REPORT.—Not later than one year after the date of enactment of this Act, the Secretary shall submit to the Committee on Commerce, Science, and Transportation of the Senate and the Committee on Transportation and Infrastructure of the House of Representatives a report on the study's findings, including a proposal for legislation if such a proposal is considered appropriate by the Secretary.

SEC. 421. DISTANT WATER TUNA FLEET.

(a) MANNING REQUIREMENTS.—Notwithstanding section 8103(a) of title 46, United States Code, United States purse seine fishing vessels fishing exclusively for highly migratory species in the treaty area under a fishing license issued pursuant to the 1987 Treaty on Fisheries Between the Governments of Certain Pacific Islands States and the Government of the United States of America, or transiting to or from the treaty area exclusively for such purpose, may engage foreign citizens to meet the manning requirement (except for the master) in the 48-month period beginning on the date of enactment of this Act if, after timely notice of a vacancy to meet the manning requirement, no United States citizen personnel are readily available to fill such vacancy.

(b) LICENSING RESTRICTIONS.—

(1) IN GENERAL.—Subsection (a)(1) only applies to a foreign citizen that holds a valid license or certificate issued—

(A) in accordance with the standards established by the 1995 amendments to the Convention on Standards of Training, Certification and Watchkeeping for Seafarers, 1978 (STCW 95); and

(B) by an authority that the Secretary of the department in which the Coast Guard is operating recognizes as imposing competency and training standards equivalent to or exceeding those required for a United States license issued under chapter 71 of title 46, United States Code.

(2) TREATMENT OF EQUIVALENT LICENSE.—An equivalent license or certificate as recognized by the Secretary under paragraph (1) shall be considered as meeting the requirements of section 8304 of title 46, United States Code, but only while a person holding the license or certificate is in the service of a vessel to which this section applies.

(c) LIMITATION.—Subsection (a) applies only to vessels operating in and out of American Samoa.

(d) EXPIRATION.—This section expires 48 months after the date of enactment of this Act.

(e) REPORTS.—On March 1, 2007, and annually thereafter until the date of expiration of this section, the Coast Guard and the National Marine Fisheries Service shall submit a report to the Committee on Commerce, Science, and Transportation of the Senate and the Committees on Transportation and Infrastructure and Resources of the House of Representatives, providing the following information on the United States purse seine fleet referred to in subsection (a):

(1) The number and identity of vessels in the fleet using foreign citizens to meet manning requirements pursuant to this section and any marine casualties involving such vessel.

(2) The number of vessels in the fishery under United States flag as of January 1 of the year in which the report is submitted, the percentage ownership or control of such vessels by non-United States citizens, and the nationality of such ownership or control.

(3) Description of any transfers or sales of United States flag vessels in the previous calendar year, and the disposition of such vessel, including whether the vessel was scrapped or sold, and, if sold, the nationality of the new owner and location of any fishery to which the vessel will be transferred.

(4) Landings of tuna by vessels under flag in the 2 previous calendar years, including an assessment of landing trends, and a description of landing percentages and totals—

(A) delivered to American Samoa and any other port in a State or territory of the United States; and

(B) delivered to ports outside of a State or territory of the United States, including the identity of the port.

(5) An evaluation of capacity and trends in the purse seine fleet fishing in the area covered by the South Pacific Regional Fisheries Treaty, and any transfer of capacity from such fleet or area to other fisheries, including those governed under the Western and Central Pacific Fisheries Convention and the Inter-American Tropical Tuna Convention.

TITLE V—LIGHTHOUSES

SEC. 501. TRANSFER.

(a) JURISDICTIONAL TRANSFERS.—Administrative jurisdiction over the National Forest System lands in the State of Alaska described in subsection (b) and improvements situated on such lands is transferred without consideration from the Secretary of Agriculture to the Secretary of the department in which the Coast Guard is operating.

(b) AREAS REFERRED TO.—The areas of lands referred to in subsection (a) are the following:

(1) GUARD ISLAND LIGHT STATION.—The area described in the Guard Island Lighthouse reserve dated January 4, 1901, comprising approximately 8.0 acres of National Forest uplands.

(2) ELDRED ROCK LIGHT STATION.—The area described in the December 30, 1975, listing of the Eldred Rock Light Station on the National Register of Historic Places, comprising approximately 2.4 acres.

(3) MARY ISLAND LIGHT STATION.—The area described as the remaining National Forest System uplands in the Mary Island Lighthouse Reserve dated January 4, 1901, as amended by Public Land Order 6964, dated April 5, 1993, comprising approximately 1.07 acres.

(4) CAPE HINCHINBROOK LIGHT STATION.—The area described in the survey dated November 1, 1957, prepared for the Coast Guard for the Cape Hinchinbrook Light Station comprising approximately 57.4 acres.

(c) MAPS.—The Commandant of the Coast Guard, in consultation with the Secretary of Agriculture, shall prepare and maintain maps of the lands transferred by subsection (a), and such maps shall be on file and available for public inspection in the Coast Guard District 17 office in Juneau, Alaska.

(d) EFFECT OF TRANSFER.—The lands transferred to the Secretary of the department in which the Coast Guard is operating by subsection (a)—

(1) shall be administered by the Commandant of the Coast Guard;

(2) shall be considered to be transferred from, and no longer part of, the National Forest System; and

(3) shall be considered not suitable for return to the public domain for disposition under the general public land laws.

(e) TRANSFER OF LAND.—

(1) REQUIREMENT.—Subject to paragraph (2), the Administrator of General Services, upon request by the Secretary of Agriculture, shall transfer without consideration to the Secretary of Agriculture any land identified in subsection (b), together with the improvements thereon, for administration under the laws pertaining to the National Forest System if—

(A) the Secretary of the Interior cannot identify and select an eligible entity for such land and improvements in accordance with section 308(b)(2) of the National Historic Preservation Act (16 U.S.C. 470w–7(b)(2)) not later than 3 years after the date the Secretary of the department in which the Coast Guard is operating determines that the land is excess property, as that term is defined in section 102(3) of title 40, United States Code; or

(B) the land reverts to the United States pursuant to section 308(c)(3) of the National Historic Preservation Act (16 U.S.C. 470w–7(c)(3)).

(2) RESERVATIONS FOR AIDS TO NAVIGATION.—Any action taken under this subsection by the Administrator of General Services shall be subject to any rights that may be reserved by the Commandant of the Coast Guard for the operation and maintenance of Federal aids to navigation.

(f) NOTIFICATION; DISPOSAL OF LANDS BY THE ADMINISTRATOR.—The Administrator of General Services shall promptly notify the Secretary of Agriculture upon the occurrence of any of the events described in subparagraphs (A) and (B) of subsection (e)(1). If the Secretary of Agriculture does not request a transfer as provided for in subsection (e) not later than 90 days after the date of receiving such notification from the Administrator, the Administrator may dispose of the property in accordance with section 309 of the National Historic Preservation Act (16 U.S.C. 470w–8) or other applicable surplus real property disposal authority.

(g) PRIORITY.—In selecting an eligible entity to which to convey under section 308(b) of the National Historic Preservation Act (16 U.S.C. 470w–7(b)) land referred to in subsection (b), the Secretary of the Interior shall give priority to an eligible entity (as defined in section 308(e) of that Act) that is the local government of the community in which the land is located.

SEC. 502. MISTY FIORDS NATIONAL MONUMENT AND WILDERNESS.

(a) REQUIREMENT TO TRANSFER.—Notwithstanding section 308(b) of the National Historic Preservation Act (16 U.S.C. 470w–7(b)), if the Secretary of the department in which the Coast Guard is operating determines that the Tree Point Light Station is no longer needed for the purposes of the Coast Guard, the Secretary shall transfer without consideration to the Secretary of Agriculture all administrative jurisdiction over the Tree Point Light Station.

(b) EFFECTUATION OF TRANSFER.—The transfer pursuant to this section shall be effectuated by a letter from the Secretary of the department in which the Coast Guard is operating to the Secretary of Agriculture and, except as provided in subsection (g), without any further requirements for administrative or environmental analyses or examination. The transfer shall not be considered a conveyance to an eligible entity pursuant to section 308(b) of the National Historic Preservation Act (16 U.S.C. 470w–7(b)).

(c) RESERVATION FOR AIDS TO NAVIGATION.—As part of the transfer pursuant to this section, the Commandant of the Coast Guard may reserve rights to operate and maintain Federal aids to navigation at the site of the light station.

(d) EASEMENTS AND SPECIAL USE AUTHORIZATIONS.—Notwithstanding any other provision of law, including the Wilderness Act (16 U.S.C. 1131 et seq.) and section 703 of the Alaska National Interests Lands Conservation Act (16 U.S.C. 1132 note; 94 Stat. 2418), with respect to the light station transferred pursuant to this section, the Secretary of Agriculture—

(1) may identify an entity to be granted an easement or other special use authorization and, in identifying the entity, may consult with the Secretary of the Interior concerning the application of policies for eligible entities developed pursuant to subsection 308(b)(1) of the National Historic Preservation Act (16 U.S.C. 470w–7(b)(1)); and

(2) may grant an easement or other special use authorization to the entity, for no consideration, to approximately 31 acres as described in the map entitled ''Tree Point Light Station'', dated September 24, 2004, on terms and conditions that provide for—

(A) maintenance and preservation of the structures and improvements;

(B) the protection of wilderness and national monument resources;

(C) public safety; and

(D) such other terms and conditions considered appropriate by the Secretary of Agriculture.

(e) ACTIONS FOLLOWING TERMINATION OR REVOCATION.—The Secretary of Agriculture may take such actions as are authorized under section 110(b) of the National Historic Preservation Act (16 U.S.C. 470h–2(b)) with respect to Tree Point Light Station if—

(1) no entity is identified under subsection (d) within 3 years after the date on which administrative jurisdiction is transferred to the Secretary of Agriculture pursuant to this section; or

(2) any easement or other special use authorization granted under subsection (d) is terminated or revoked.

(f) REVOCATION OF WITHDRAWALS AND RESERVATIONS.—Effective on the date of transfer of administrative jurisdiction pursuant to this section, the following public land withdrawals or reservations for light station and lighthouse purposes on lands in Alaska are revoked as to the lands transferred:

(1) The unnumbered Executive Order dated January 4, 1901, as it affects the Tree Point Light Station site only.

(2) Executive Order No. 4410 dated April 1, 1926, as it affects the Tree Point Light Station site only.

(g) REMEDIATION RESPONSIBILITIES NOT AFFECTED.—Nothing in this section shall affect any responsibilities of the Commandant of the Coast Guard for the remediation of hazardous substances and petroleum contamination at the Tree Point Light Station consistent with existing law and regulations. The Commandant and the Secretary shall execute an agreement to provide for the remediation of the land and structures at the Tree Point Light Station.

SEC. 503. MISCELLANEOUS LIGHT STATIONS.

(a) CAPE ST. ELIAS LIGHT STATION.—For purposes of section 416(a)(2) of the Coast Guard Authorization Act of 1998 (112 Stat. 3435), the Cape St. Elias Light Station shall comprise approximately 10 acres in fee, along with additional access easements issued without consideration by the Secretary of Agriculture, as generally described in the map entitled ''Cape St. Elias Light Station'', dated September 14, 2004. The Secretary of the department in which the Coast Guard is operating shall keep such map on file and available for public inspection.

(b) POINT WILSON LIGHTHOUSE.—Section 325(c)(3) of the Coast Guard Authorization Act of 1993 (107 Stat. 2432) is amended—

(1) by striking ''and'' at the end of subparagraph (B);

(2) by redesignating subparagraph (C) as subparagraph (D); and

(3) by inserting after subparagraph (B) the following:

''(C) all housing units and related structures associated with the lighthouse; and''.

SEC. 504. INCLUSION OF LIGHTHOUSE IN ST. MARKS NATIONAL WILDLIFE REFUGE, FLORIDA.

(a) REVOCATION OF EXECUTIVE ORDER DATED NOVEMBER 12, 1838.—Any reservation of public land described in subsection (b) for lighthouse purposes by the Executive Order dated November 12, 1838, as amended by Public Land Order 5655, dated January 9, 1979, is revoked.

(b) DESCRIPTION OF LAND.—The public land referred to in subsection (a) consists of approximately 8.0 acres within the external boundaries of St. Marks National Wildlife Refuge in Wakulla County, Florida, that is east of the Tallahassee Meridian, Florida, in Township 5 South, Range 1 East, Section 1 (fractional) and containing all that remaining portion of the unsurveyed fractional section, more particularly described as follows: A parcel of land, including submerged areas, beginning at a point which marks the center of the light structure, thence due North (magnetic) a distance of 350 feet to the point of beginning a strip of land 500 feet in width, the axial centerline of which runs from the point of beginning due South (magnetic) a distance of 700 feet, more or less, to the shoreline of Apalachee Bay, comprising 8.0 acres, more or less, as shown on the plat dated January 2, 1902, by Office of L. H. Engineers, 7th and 8th District, Mobile, Alabama.

(c) TRANSFER OF ADMINISTRATIVE JURISDICTION.—

(1) IN GENERAL.—Subject to subsection (f) and paragraph (2), administrative jurisdiction over the public land described in subsection (b), and over all improvements located thereon, is transferred without reimbursement from the department in which the Coast Guard is operating to the Secretary of the Interior.

(2) RESPONSE AND RESTORATION.—The transfer under paragraph (1) may not be made to the Secretary of the Interior until the Coast Guard has completed any response and restoration action necessary under subsection (d)(1).

(d) RESPONSIBILITY FOR ENVIRONMENTAL RESPONSE ACTIONS.—The Coast Guard shall have sole responsibility in the Federal Government to fund and conduct any response or restoration action required under any applicable Federal or State law or implementing regulation to address—

(1) a release or threatened release on or originating from public land described in subsection (b) of any hazardous substance, pollutant, contaminant, petroleum, or petroleum product or derivative that is located on such land on the date of enactment of this Act; or

(2) any other release or threatened release on or originating from public land described in subsection (b) of any hazardous substance, pollutant, contaminant, petroleum, or petroleum product or derivative, that results from any Coast Guard activity occurring after the date of enactment of this Act.

(e) INCLUSION IN REFUGE.—

(1) INCLUSION.—The public land described in subsection (b) shall be part of St. Marks National Wildlife Refuge.

(2) ADMINISTRATION.—Subject to this subsection, the Secretary of the Interior shall administer the public land described in subsection (b)—

(A) through the Director of the United States Fish and Wildlife Service; and

(B) in accordance with the National Wildlife Refuge System Administration Act of 1966 (16 U.S.C. 668dd et seq.) and such other laws as apply to Federal real property under the sole jurisdiction of the United States Fish and Wildlife Service.

(f) MAINTENANCE OF NAVIGATION FUNCTIONS.—The transfer by subsection (c), and the administration of the public land described in subsection (b), shall be subject to such conditions and restrictions as the Secretary of the department in which the Coast Guard is operating considers necessary to ensure that—

(1) the Federal aids to navigation located at St. Marks National Wildlife Refuge continue to be operated and maintained by the Coast Guard for as long as they are needed for navigational purposes;

(2) the Coast Guard may remove, replace, or install any Federal aid to navigation at the St. Marks National Wildlife Refuge as may be necessary for navigational purposes;

(3) the United States Fish and Wildlife Service will not interfere or allow interference in any manner with any Federal aid to navigation, and will not hinder activities required for the operation and maintenance of any Federal aid to navigation, without express written approval by the Secretary of the department in which the Coast Guard is operating; and

(4) the Coast Guard may enter, at any time, the St. Marks National Wildlife Refuge, without notice, for purposes of operating, maintaining, and inspecting any Federal aid to navigation and ensuring compliance with this subsection, to the extent that it is not possible to provide advance notice.

TITLE VI—DELAWARE RIVER PROTECTION AND MISCELLANEOUS OIL PROVISIONS

SEC. 601. SHORT TITLE.

This title may be cited as the ''Delaware River Protection Act of 2006''.

SEC. 602. REQUIREMENT TO NOTIFY COAST GUARD OF RELEASE OF OBJECTS INTO THE NAVIGABLE WATERS OF THE UNITED STATES.

The Ports and Waterways Safety Act (33 U.S.C. 1221 et seq.) is amended by adding at the end the following:

''SEC. 15. REQUIREMENT TO NOTIFY COAST GUARD OF RELEASE OF OBJECTS INTO THE NAVIGABLE WATERS OF THE UNITED STATES.

''(a) REQUIREMENT.—As soon as a person has knowledge of any release from a vessel or facility into the navigable waters of the United States of any object that creates an obstruction prohibited under section 10 of the Act of March 3, 1899, popularly known as the Rivers and Harbors Appropriations Act of 1899 (33 U.S.C. 403), such person shall notify the Secretary and the Secretary of the Army of such release.

''(b) RESTRICTION ON USE OF NOTIFICATION.—Any notification provided by an individual in accordance with subsection (a) may not be used against such individual in any criminal case, except a prosecution for perjury or for giving a false statement.''.

SEC. 603. LIMITS ON LIABILITY.

(a) ADJUSTMENT OF LIABILITY LIMITS.—

(1) TANK VESSELS.—Section 1004(a)(1) of the Oil Pollution Act of 1990 (33 U.S.C. 2704(a)(1)) is amended by striking subparagraphs (A) and (B) and inserting the following:

''(A) with respect to a single-hull vessel, including a single-hull vessel fitted with double sides only or a double bottom only, $3,000 per gross ton;

''(B) with respect to a vessel other than a vessel referred to in subparagraph (A), $1,900 per gross ton; or

''(C)(i) with respect to a vessel greater than 3,000 gross tons that is—

''(I) a vessel described in subparagraph (A), $22,000,000; or

''(II) a vessel described in subparagraph (B), $16,000,000; or

''(ii) with respect to a vessel of 3,000 gross tons or less that is—

''(I) a vessel described in subparagraph (A), $6,000,000; or

''(II) a vessel described in subparagraph (B), $4,000,000;''.

(2) OTHER VESSELS.—Section 1004(a)(2) of such Act (33 U.S.C. 2794(a)(2)) is amended—

(A) by striking ''$600 per gross ton'' and inserting ''$950 per gross ton''; and

(B) by striking ''$500,000'' and inserting ''$800,000,''.

(3) LIMITATION ON APPLICATION.—In the case of an incident occurring before the 90th day following the date of enactment of this Act, section 1004(a)(1) of the Oil Pollution Act of 1990 (33 U.S.C. 2704(a)(1)) shall apply as in effect immediately before the effective date of this subsection.

(b) ADJUSTMENT TO REFLECT CONSUMER PRICE INDEX.—Section 1004(d)(4) of the Oil Pollution Act of 1990 (33 U.S.C. 2704(d)(4)) is amended to read as follows:

''(4) ADJUSTMENT TO REFLECT CONSUMER PRICE INDEX.—The President, by regulations issued not later than 3 years after the date of enactment of the Delaware River Protection Act of 2006 and not less than every 3 years thereafter, shall adjust the limits on liability specified in subsection (a) to reflect significant increases in the Consumer Price Index.''.

(c) REPORT.—

(1) INITIAL REPORT.—Not later than 45 days after the date of enactment of this Act, the Secretary of the department in which the Coast Guard is operating shall submit a report on liability limits described in paragraph (2) to the Committee on Commerce, Science, and Transportation of the Senate and the Committee on Transportation and Infrastructure of the House of Representatives.

(2) CONTENTS.—The report shall include, at a minimum, the following:

(A) An analysis of the extent to which oil discharges from vessels and nonvessel sources have or are likely to result in removal costs and damages (as defined in section 1001 of the Oil Pollution Act of 1990 (33 U.S.C. 2701)) for which no defense to liability exists under section 1003 of such Act and that exceed the liability limits established in section 1004 of such Act, as amended by this section.

(B) An analysis of the impacts that claims against the Oil Spill Liability Trust Fund for amounts exceeding such liability limits will have on the Fund.

(C) Based on analyses under this paragraph and taking into account other factors impacting the Fund, recommendations on whether the liability limits need to be adjusted in order to prevent the principal of the Fund from declining to levels that are likely to be insufficient to cover expected claims.

(3) ANNUAL UPDATES.—The Secretary shall provide an update of the report to the Committees referred to in paragraph (1) on an annual basis.

SEC. 604. REQUIREMENT TO UPDATE PHILADELPHIA AREA CONTINGENCY PLAN.

Not later than one year after the date of enactment of this Act and not less than annually thereafter, the Philadelphia Area Committee established under section 311(j)(4) of the Federal Water Pollution Control Act (33 U.S.C. 1321(j)(4)) shall review and revise the Philadelphia Area Contingency Plan to include available data and biological information on environmentally sensitive areas of the Delaware River and Delaware Bay that has been collected by Federal and State surveys.

SEC. 605. SUBMERGED OIL REMOVAL.

(a) AMENDMENTS.—Title VII of the Oil Pollution Act of 1990 is amended—

(1) in section 7001(c)(4)(B) (33 U.S.C. 2761(c)(4)(B)) by striking ''RIVERA,'' and inserting ''RIVERA and the T/V ATHOS I,''; and

(2) by adding at the end the following:

''SEC. 7002. SUBMERGED OIL PROGRAM.

''(a) PROGRAM.—

''(1) ESTABLISHMENT.—The Under Secretary of Commerce for Oceans and Atmosphere, in conjunction with the Commandant of the Coast Guard, shall establish a program to detect, monitor, and evaluate the environmental effects of submerged oil in the Delaware River and Bay region. The program shall include the following elements:

''(A) The development of methods to remove, disperse, or otherwise diminish the persistence of submerged oil.

''(B) The development of improved models and capacities for predicting the environmental fate, transport, and effects of submerged oil.

''(C) The development of techniques to detect and monitor submerged oil.

''(2) REPORT.—Not later than 3 years after the date of enactment of the Delaware River Protection Act of 2006, the Secretary of Commerce shall submit to the Committee on Commerce, Science, and Transportation of the Senate and the Committee on Transportation and Infrastructure of the House of Representatives a report on the activities carried out under this subsection and activities proposed to be carried out under this subsection.

''(b) DEMONSTRATION PROJECT.—

''(1) REMOVAL OF SUBMERGED OIL.—The Commandant of the Coast Guard, in conjunction with the Under Secretary of Commerce for Oceans and Atmosphere, shall conduct a demonstration project for the purpose of developing and demonstrating technologies and management practices to remove submerged oil from the Delaware River and other navigable waters.

''(2) FUNDING.—There is authorized to be appropriated to the Commandant of the Coast Guard $2,000,000 for each of fiscal years 2006 through 2010 to carry out this subsection.''.

(b) CLERICAL AMENDMENT.—The table of sections in section 2 of such Act is amended by inserting after the item relating to section 7001 the following:

''Sec. 7002. Submerged oil program.''.

SEC. 606. ASSESSMENT OF OIL SPILL COSTS.

(a) ASSESSMENT.—The Comptroller General shall conduct an assessment of the cost of response activities and claims related to oil spills from vessels that have occurred since January 1, 1990, for which the total costs and claims paid was at least $1,000,000 per spill.

(b) REPORT.—Not later than 18 months after the date of enactment of this Act, the Comptroller General shall submit to the Committee on Commerce, Science, and Transportation of the Senate and the Committee on Transportation and Infrastructure of the House of Representatives a report on the assessment conducted under subsection (a). The report shall summarize the following:

(1) The costs and claims described in subsection (a) for each year covered by the report.

(2) The source, if known, of each spill described in subsection (a) for each such year.

SEC. 607. DELAWARE RIVER AND BAY OIL SPILL ADVISORY COMMITTEE.

(a) ESTABLISHMENT.—There is established the Delaware River and Bay Oil Spill Advisory Committee (in this section referred to as the ''Committee'').

(b) MEMBERSHIP.—

(1) IN GENERAL.—The Committee shall consist of 27 members who are appointed by the Commandant of the Coast Guard and who have particular expertise, knowledge, and experience regarding the transportation, equipment, and techniques that are used to ship cargo and to navigate vessels in the Delaware River and Delaware Bay, as follows:

(A) Three members who are employed by port authorities that oversee operations on the Delaware River or have been selected to represent these port authorities, of whom—

(i) one member shall be an employee or representative of the Port of Wilmington;

(ii) one member shall be an employee or representative of the South Jersey Port Corporation; and

(iii) one member shall be an employee or representative of the Philadelphia Regional Port Authority.

(B) Two members who represent organizations that operate tugs or barges that utilize the port facilities on the Delaware River and Delaware Bay.

(C) Two members who represent shipping companies that transport cargo by vessel from ports on the Delaware River and Delaware Bay, of whom at least one may not be a representative of a shipping company that transports oil or petroleum products.

(D) Two members who represent operators of oil refineries adjacent to the Delaware River and Delaware Bay.

(E) Two members who represent State-licensed pilots who work on the Delaware River and Delaware Bay.

(F) One member who represents labor organizations whose members load and unload cargo at ports on the Delaware River and Delaware Bay.

(G) One member who represents local commercial fishing interests or an aquaculture organization the members of which organization depend on fisheries and resources in the waters of Delaware River or Delaware Bay.

(H) Three members who represent environmental organizations active with respect to the Delaware River and Delaware Bay, including a watershed advocacy group and a wildlife conservation advocacy group.

(I) One member who represents an organization affiliated with recreational fishing interests in the vicinity of Delaware River and Delaware Bay.

(J) Two members who are scientists or researchers associated with an academic institution and who have professional credentials in fields of research relevant to oil spill safety, oil spill response, or wildlife and ecological recovery.

(K) Two members who are municipal or county officials from Delaware.

(L) Two members who are municipal or county officials from New Jersey.

(M) Two members who are municipal or county officials from Pennsylvania.

(N) One member who represents an oil spill response organization located on the lower Delaware River and Delaware Bay.

(O) One member who represents the general public.

(2) EX OFFICIO MEMBERS.—The Committee may also consist of an appropriate number (as determined by the Commandant of the Coast Guard) of nonvoting members who represent Federal agencies and agencies of the States of New Jersey, Pennsylvania, and Delaware with an interest in oil spill prevention in the Delaware River and Delaware Bay.

(c) RESPONSIBILITIES.—

(1) IN GENERAL.—The Committee shall provide advice and recommendations on measures to improve the prevention of and response to future oil spills in the Delaware River and Delaware Bay to the Commandant, the Governors of the States of New Jersey, Pennsylvania, and Delaware, the Committee on Commerce, Science, and Transportation of the Senate, and the Committee on Transportation and Infrastructure of the House of Representatives.

(2) REPORT.—Not later than 18 months after the date that the Commandant completes appointment of the members of the Committee, the Committee shall provide a report to the entities referred to in paragraph (1) with the recommendations of the Committee, including a ranking of priorities, for measures to improve prevention and response to oil spills described in paragraph (1).

(d) MEETINGS.—The Committee—

(1) shall hold its first meeting not later than 60 days after the date on which the Commandant completes the appointment of members of the Committee; and

(2) shall meet thereafter at the call of the Chairman.

(e) APPOINTMENT OF MEMBERS.—The Commandant shall appoint the members of the Committee after soliciting nominations by notice published in the Federal Register.

(f) CHAIRMAN AND VICE CHAIRMAN.—The Committee shall elect, by majority vote at its first meeting, one of the members of the Committee as the Chairman and one of the members as the Vice Chairman. The Vice Chairman shall act as Chairman in the absence of or incapacity of the Chairman or in the event of vacancy in the office of the Chairman.

(g) PAY AND EXPENSES.—

(1) PROHIBITION ON PAY.—Members of the Committee who are not officers or employees of the United States shall serve without pay. Members of the Committee who are officers or employees of the United States shall receive no additional pay on account of their service on the Committee.

(2) EXPENSES.—While away from their homes or regular places of business, members of the Committee may be allowed travel expenses, including per diem, in lieu of subsistence, as authorized by section 5703 of title 5, United States Code.

(h) FUNDING.—There is authorized to be appropriated $1,000,000 for each of fiscal years 2006 through 2007 to carry out this section.

(i) TERMINATION.—The Committee shall terminate 18 months after the date on which the Commandant completes the appointment of members of the Committee.

SEC. 608. NONTANK VESSELS.

Section 311(a)(26) of the Federal Water Pollution Control Act (33 U.S.C. 1321(A)(26)) is amended to read as follows:

''(26) 'nontank vessel' means a self-propelled vessel that—

''(A) is at least 400 gross tons as measured under section 14302 of title 46, United States Code, or, for vessels not measured under that section, as measured under section 14502 of that title;

''(B) is not a tank vessel;

''(C) carries oil of any kind as fuel for main propulsion; and

''(D) operates on the navigable waters of the United States, as defined in section 2101(17a) of that title.''.

TITLE VII—HURRICANE RESPONSE

SEC. 701. HOMEOWNERS ASSISTANCE FOR COAST GUARD PERSONNEL AFFECTED BY HURRICANES KATRINA OR RITA.

(a) IN GENERAL.—Notwithstanding any other provision of law, the Secretary of the department in which the Coast Guard is operating may reimburse a person who is eligible for reimbursement under this section, for losses of qualified property owned by such person that result from damage caused by Hurricane Katrina or Hurricane Rita.

(b) ELIGIBLE PERSONS.—A person is eligible for reimbursement under this section if the person is a civilian employee of the Federal Government or member of the uniformed services who—

(1) was assigned to, or employed at or in connection with, a Coast Guard facility located in the State of Louisiana, Mississippi, Alabama, or Texas on or before August 28, 2005;

(2) incident to such assignment or employment, owned and occupied property that is qualified property under subsection (e); and

(3) as a result of the effects of Hurricane Katrina or Hurricane Rita, incurred damage to such qualified property such that—

(A) the qualified property is unsalable (as determined by the Secretary); and

(B) the proceeds, if any, of insurance for such damage are less than an amount equal to the greater of—

(i) the fair market value of the qualified property on August 28, 2005 (as determined by the Secretary); or

(ii) the outstanding mortgage, if any, on the qualified property on that date.

(c) REIMBURSEMENT AMOUNT.—The amount of the reimbursement that an eligible person may be paid under this section with respect to a qualified property shall be determined as follows:

(1) In the case of qualified property that is a dwelling (including a condominium unit but excluding a manufactured home), the amount shall be—

(A) the amount equal to the greater of—

(i) 85 percent of the fair market value of the dwelling on August 28, 2005 (as determined by the Secretary); or

(ii) the outstanding mortgage, if any, on the dwelling on that date; minus

(B) the proceeds, if any, of insurance referred to in subsection (b)(3)(B).

(2) In the case of qualified property that is a manufactured home, the amount shall be—

(A) if the owner also owns the real property underlying such home, the amount determined under paragraph (1); or

(B) if the owner leases such underlying property—

(i) the amount determined under paragraph (1); plus

(ii) the amount of rent payable under the lease of such property for the period beginning on August 28, 2005, and ending on the date of the reimbursement under this section.

(d) TRANSFER AND DISPOSAL OF PROPERTY.—

(1) IN GENERAL.—A person receiving reimbursement under this section shall transfer to the Administrator of General Services all right, title, and interest of the owner in and to the qualified property for which the owner receives such reimbursement. The Administrator shall hold, manage, and dispose of such right, title, and interest in the same manner that the Secretary of Defense holds, manages, and disposes of real property under section 1013 of the Demonstration Cities and Metropolitan Development Act of 1966 (42 U.S.C. 3374).

(2) TREATMENT OF PROCEEDS.—Any amounts received by the United States as proceeds of management or disposal of property by the Administrator of General Services under this subsection shall be deposited in the general fund of the Treasury as offsetting receipts of the department in which the Coast Guard is operating and ascribed to Coast Guard activities.

(e) QUALIFIED PROPERTY.—Property is qualified property for the purposes of this section if as of August 28, 2005, the property was a one- or two-family dwelling, manufactured home, or condominium unit in the State of Louisiana, Mississippi, Alabama, or Texas that was owned and occupied, as a principal residence, by a person who is eligible for reimbursement under this section.

(f) SUBJECT TO APPROPRIATIONS.—The authority to pay reimbursement under this section is subject to the availability of appropriations.

SEC. 702. TEMPORARY AUTHORIZATION TO EXTEND THE DURATION OF LICENSES, CERTIFICATES OF REGISTRY, AND MERCHANT MARINERS' DOCUMENTS.

(a) LICENSES AND CERTIFICATES OF REGISTRY.—Notwithstanding section 7106 and 7107 of title 46, United States Code, the Secretary of the department in which the Coast Guard is operating may temporarily extend the duration of a license or certificate of registry issued for an individual under chapter 71 of that title for up to one year if—

(1) the records of the individual are located at the Coast Guard facility in New Orleans that was damaged by Hurricane Katrina;

(2) the individual is a resident of Alabama, Mississippi, or Louisiana; or

(3) the records of an individual were damaged or lost as a result of Hurricane Katrina.

(b) MERCHANT MARINERS' DOCUMENTS.—Notwithstanding section 7302(g) of title 46, United States Code, the Secretary of the department in which the Coast Guard is operating may temporarily extend the duration of a merchant mariners' document issued for an individual under chapter 73 of that title for up to one year, if—

(1) the records of the individual are located at the Coast Guard facility in New Orleans that was damaged by Hurricane Katrina;

(2) the individual is a resident of Alabama, Mississippi, or Louisiana; or

(3) the records of an individual were damaged or lost as a result of Hurricane Katrina.

(c) MANNER OF EXTENSION.—Any extensions granted under this section may be granted to individual seamen or a specifically identified group of seamen.

(d) EXPIRATION OF AUTHORITY.—The authorities provided under this section expire on April 1, 2007.

SEC. 703. TEMPORARY AUTHORIZATION TO EXTEND THE DURATION OF VESSEL CERTIFICATES OF INSPECTION.

(a) AUTHORITY TO EXTEND.—Notwithstanding section 3307 and 3711(b) of title 46, United States Code, the Secretary of the department in which the Coast Guard is operating may temporarily extend the duration or the validity of a certificate of inspection or a certificate of compliance issued under chapter 33 or 37, respectively, of that title for up to 6 months for a vessel inspected by a Coast Guard Marine Safety Office located in Alabama, Mississippi, or Louisiana.

(b) EXPIRATION OF AUTHORITY.—The authority provided under this section expires on April 1, 2007.

SEC. 704. PRESERVATION OF LEAVE LOST DUE TO HURRICANE KATRINA OPERATIONS.

(a) PRESERVATION OF LEAVE.—Notwithstanding section 701(b) of title 10, United States Code, any member of the Coast Guard who served on active duty for a continuous period of 30 days, who was assigned to duty or otherwise detailed in support of units or operations in the Eighth Coast Guard District area of responsibility for activities to mitigate the consequences of, or assist in the recovery from, Hurricane Katrina during the period beginning on August 28, 2005, and ending on January 1, 2006, and who would have otherwise lost any accumulated leave in excess of 60 days as a consequence of such assignment, is authorized to retain an accumulated total of up to 120 days of leave.

(b) EXCESS LEAVE.—Leave in excess of 60 days accumulated under subsection (a) shall be lost unless used by the member before the commencement of the second fiscal year following the fiscal year in which the assignment commences, or in the case of a Reserve member, the year in which the period of active service is completed.

SEC. 705. REPORTS ON IMPACT TO COAST GUARD.

(a) REPORTS REQUIRED.—

(1) INTERIM REPORT.—Not later than 90 days after the date of enactment of this Act, the Secretary of the department in which the Coast Guard is operating shall submit to the Committee on Commerce, Science, and Transportation of the Senate and the Committee on Transportation and Infrastructure of the House of Representatives an interim report on the impact of Hurricane Katrina and the response of the Coast Guard to such impact.

(2) FINAL REPORT.—Not later than 180 days after the date of the submittal of the report under paragraph (1), the Secretary shall submit to the committees referred to in paragraph (1) a final report on the impact of Hurricane Katrina and the response of the Coast Guard to such impact.

(b) ELEMENTS.—Each report required by subsection (a) shall include the following:

(1) A discussion and assessment of the impact of Hurricane Katrina on the facilities, aircraft, vessels, and other assets of the Coast Guard, including an assessment of such impact on pending or proposed replacements or upgrades of facilities, aircraft, vessels, or other assets of the Coast Guard.

(2) A discussion and assessment of the impact of Hurricane Katrina on Coast Guard operations and strategic goals.

(3) A statement of the number of emergency drills held by the Coast Guard during the 5-year period ending on the date of the report with respect to natural disasters and with respect to security incidents.

(4) A description and assessment of—

(A) the lines of communication and reporting, during the response to Hurricane Katrina, within the Coast Guard and between the Coast Guard and other departments and agencies of the Federal Government and State and local governments; and

(B) the interoperability of such communications during the response to Hurricane Katrina.

(5) A discussion and assessment of the financial impact on Coast Guard operations during fiscal years 2005 and 2006 of unbudgeted increases in prices of fuel.

SEC. 706. REPORTS ON IMPACTS ON NAVIGABLE WATERWAYS.

(a) REPORTS REQUIRED.—

(1) INTERIM REPORT.—Not later than 90 days after the date of enactment of this Act, the Secretary of the department in which the Coast Guard is operating, in consultation with the Secretary of Commerce, shall submit to the Committee on Commerce, Science, and Transportation of the Senate and the Committee on Transportation and Infrastructure of the House of Representatives a report on the impacts of Hurricane Katrina on navigable waterways and the response of the Coast Guard to such impacts.

(2) FINAL REPORT.—Not later than 180 days after the date of the submittal of the report required by paragraph (1), the Secretary, in consultation with the Secretary of Commerce, shall submit to the committees referred to in paragraph (1) a report on the impacts of Hurricane Katrina on navigable waterways with respect to missions within the jurisdiction of the Coast Guard and the response of the Coast Guard to such impacts.

(b) ELEMENTS.—Each report required by subsection (a) shall include the following:

(1) A discussion and assessment of the impacts, and associated costs, of Hurricane Katrina on—

(A) the navigable waterways of the United States;

(B) facilities located in or on such waterways;

(C) aids to navigation to maintain the safety of such waterways; and

(D) any other equipment located in or on such waterways related to a mission of the Coast Guard.

(2) An estimate of the costs to the Coast Guard of restoring the resources described in paragraph (1) and an assessment of the vulnerability of such resources to natural disasters in the future.

(3) A discussion and assessment of the environmental impacts in areas within the Coast Guard's jurisdiction of Hurricane Katrina, with a particular emphasis on any releases of oil or hazardous chemicals into the navigable waterways of the United States.

(4) A discussion and assessment of the response of the Coast Guard to the impacts described in paragraph (3), including an assessment of environmental vulnerabilities in natural disasters in the future and an estimate of the costs of addressing such vulnerabilities.

(c) NAVIGABLE WATERWAYS OF THE UNITED STATES.—In this section, the term ''navigable waterways of the United States'' includes waters of the United States as described in Presidential Proclamation No. 5928 of December 27, 1988.

TITLE VIII—OCEAN COMMISSION RECOMMENDATIONS

SEC. 801. IMPLEMENTATION OF INTERNATIONAL AGREEMENTS.

In consultation with appropriate Federal agencies, the Secretary of the department in which the Coast Guard is operating shall work with the responsible officials and agencies of other nations to accelerate efforts at the International Maritime Organization to enhance oversight and enforcement of security, environmental, and other agreements adopted within the International Maritime Organization by flag States on whom such agreements are binding, including implementation of—

(1) a code outlining flag State responsibilities and obligations;

(2) an audit regime for evaluating flag State performance;

(3) measures to ensure that responsible organizations, acting on behalf of flag States, meet established performance standards; and

(4) cooperative arrangements to improve enforcement on a bilateral, regional, or international basis.

SEC. 802. VOLUNTARY MEASURES FOR REDUCING POLLUTION FROM RECREATIONAL BOATS.

In consultation with appropriate Federal, State, and local government agencies, the Secretary of the department in which the Coast Guard is operating shall undertake outreach programs for educating the owners and operators of boats using two-stroke engines about the pollution associated with such engines and support voluntary programs that reduce such pollution and encourage the early replacement of older two-stroke engines.

SEC. 803. INTEGRATION OF VESSEL MONITORING SYSTEM DATA.

The Secretary of the department in which the Coast Guard is operating shall integrate vessel monitoring system data into its maritime operations databases for the purpose of improving monitoring and enforcement of Federal fisheries laws and work with the Under Secretary of Commerce for Oceans and Atmosphere to ensure effective use of such data for monitoring and enforcement.

SEC. 804. FOREIGN FISHING INCURSIONS.

(a) IN GENERAL.—Not later than 180 days after the date of enactment of this Act, the Secretary of the department in which the Coast Guard is operating shall provide to the Committee on Commerce, Science, and Transportation of the Senate and the Committee on Transportation and Infrastructure of the House of Representatives a report on steps that the Coast Guard will take to significantly improve the Coast Guard's detection and interdiction of illegal incursions into the United States exclusive economic zone by foreign fishing vessels.

(b) SPECIFIC ISSUES TO BE ADDRESSED.—The report shall—

(1) focus on areas in the exclusive economic zone where the Coast Guard has failed to detect or interdict such incursions in the 4-fiscal-year period beginning with fiscal year 2000, including such areas in the Western/Central Pacific and the Bering Sea; and

(2) include an evaluation of the potential use of unmanned aircraft and offshore platforms for detecting or interdicting such incursions.

(c) BIENNIAL UPDATES.—The Secretary shall provide biannual reports updating the Coast Guard's progress in detecting or interdicting such incursions to the Committee on Commerce, Science, and Transportation of the Senate and the Committee on Transportation and Infrastructure of the House of Representatives.

TITLE IX—TECHNICAL CORRECTIONS

SEC. 901. MISCELLANEOUS TECHNICAL CORRECTIONS.

(a) REQUIREMENTS FOR COOPERATIVE AGREEMENTS FOR VOLUNTARY SERVICES.—Section 93(a)(19) of title 14, United States Code, is amended by redesignating paragraphs (1) and (2) as subparagraphs (A) and (B), respectively.

(b) CORRECTION OF AMENDMENT TO CHAPTER ANALYSIS.—Effective August 9, 2004, section 212(b) of the Coast Guard and Maritime Transportation Act of 2004 (118 Stat. 1037) is amended by inserting ''of title 14'' after ''chapter 17''.

(c) RECOMMENDATIONS TO CONGRESS BY COMMANDANT OF THE COAST GUARD.—Section 93(a) of title 14, United States Code, is amended by redesignating paragraph (y) as paragraph (24).

(d) CORRECTION OF REFERENCE TO PORTS AND WATERWAYS SAFETY ACT.—Effective August 9, 2004, section 302 of the Coast Guard and Maritime Transportation Act of 2004 (118 Stat. 1041) is amended by striking ''of 1972''.

(e) TECHNICAL CORRECTION OF PENALTY.—Section 4311(b) of title 46, United States Code, is amended by striking ''4307(a)of'' and inserting ''4307(a) of''.

(f) DETERMINING ADEQUACY OF POTABLE WATER.—Section 3305(a) of title 46, United States Code, is amended by moving paragraph (2) two ems to the left, so that the material preceding subparagraph (A) of such paragraph aligns with the left-hand margin of paragraph (1) of such section.

(g) RENEWAL OF ADVISORY GROUP.—Effective August 9, 2004, section 418(a) of the Coast Guard and Maritime Transportation Act of 2004 (118 Stat. 1049) is amended by striking ''of September 30, 2005'' and inserting ''on September 30, 2005''.

(h) TECHNICAL CORRECTIONS RELATING TO REFERENCES TO NATIONAL DRIVER REGISTER.—

(1) AMENDMENT INSTRUCTION.—Effective August 9, 2004, section 609(1) of the Coast Guard and Maritime Transportation Act of 2004 (118 Stat. 1058) is amended in the matter preceding subparagraph (A) by striking ''7302'' and inserting ''7302(c)''.

(2) OMITTED WORD.—Section 7302(c) of title 46, United States Code, is amended—

(A) by inserting ''section'' before ''30305(b)(5)''; and

(B) by inserting ''section'' before ''30304(a)(3)(A)''.

(3) EXTRANEOUS U.S.C. REFERENCE.—Section 7703(3) of title 46, United States Code, is amended by striking ''(23 U.S.C. 401 note)''.

(i) VESSEL RESPONSE PLANS FOR NONTANK VESSELS.—

(1) CORRECTION OF VESSEL REFERENCES.—Section 311 of the Federal Water Pollution Control Act (33 U.S.C. 1321) is amended by striking ''non-tank'' each place it appears and inserting ''nontank''.

(2) PUNCTUATION ERROR.—Effective August 9, 2004, section 701(b)(9) of the Coast Guard and Maritime Transportation Act of 2004 (118 Stat. 1068) is amended by inserting closing quotation marks after ''each tank vessel''.

(j) PUNCTUATION ERROR.—Section 5006(c) of the Oil Pollution Act of 1990 (33 U.S.C. 2736(c)) is amended by inserting a comma after ''October 1, 2012''.

(k) CORRECTION TO SUBTITLE DESIGNATION.—

(1) REDESIGNATION.—Title 46, United States Code, is amended by redesignating subtitle VI as subtitle VII.

(2) CLERICAL AMENDMENT.—The table of subtitles at the beginning of title 46, United States Code, is amended by striking the item relating to subtitle VI and inserting the following:

''VII. MISCELLANEOUS ..... 70101''.

(l) CORRECTIONS TO CHAPTER 701 OF TITLE 46, UNITED STATES CODE.—Chapter 701 of title 46, United States Code, is amended as follows:

(1) Sections 70118 and 70119, as added by section 801 of the Coast Guard and Maritime Transportation Act of 2004 (118 Stat. 1078), relating to firearms, arrests, and seizure of property and to enforcement by State and local officers, are redesignated as sections 70117 and 70118, respectively, and moved to appear immediately after section 70116 of title 46, United States Code.

(2) Sections 70117 and 70118, as added by section 802 of such Act (118 Stat. 1078), relating to in rem liability for civil penalties and to certain costs and withholding of clearance, are redesignated as sections 70120 and 70121, respectively, and moved to appear immediately after section 70119 of title 46, United States Code.

(3) In section 70120(a), as redesignated by paragraph (2) of this section, by striking ''section 70120'' and inserting ''section 70119''.

(4) In section 70121(a), as redesignated by paragraph (2) of this section, by striking ''section 70120'' and inserting ''section 70119''.

(5) In the analysis at the beginning of the chapter by striking the items relating to sections 70117 through the second 70119 and inserting the following:

''70117. Firearms, arrests, and seizure of property.
''70118. Enforcement by State and local officers.
''70119. Civil penalty.
''70120. In rem liability for civil penalties and certain costs.
''70121. Withholding of clearance.''.

(m) AREA MARITIME SECURITY ADVISORY COMMITTEES; MARGIN ALIGNMENT.—Section 70112(b) of title 46, United States Code, is amended by moving paragraph (5) two ems to the left, so that the left-hand margin of paragraph (5) aligns with the left-hand margin of paragraph (4) of such section.

(n) TECHNICAL CORRECTION REGARDING TANK VESSEL ENVIRONMENTAL EQUIVALENCY EVALUATION INDEX.—Section 4115(e)(3) of the Oil Pollution Act of 1990 (46 U.S.C. 3703a note) is amended by striking ''hull'' the second place it appears.

(o) CORRECTIONS TO SECTION 6101 OF TITLE 46, UNITED STATES CODE.—Section 6101 of title 46, United States Code, is amended—

(1) by redesignating subsection (h) as subsection (i); and

(2) by redesignating the second subsection (g) as subsection (h).

(p) DRUG INTERDICTION REPORT.—

(1) IN GENERAL.—Section 103 of the Coast Guard Authorization Act of 1996 (14 U.S.C. 89 note; 110 Stat. 3905) is amended to read as follows:

"SEC. 103. ANNUAL REPORT ON DRUG INTERDICTION.

''Not later than 30 days after the end of each fiscal year, the Secretary of the department in which the Coast Guard is operating shall submit to the Committee on Commerce, Science, and Transportation of the Senate and the Committee on Transportation and Infrastructure of the House of Representatives a report on all expenditures related to drug interdiction activities of the Coast Guard on an annual basis.''.

(2) CLERICAL AMENDMENT.—The table of contents in section 2 of such Act is amended by striking the item relating to section 103 and inserting the following:

''Sec. 103. Annual reports on drug interdiction.''.

(q) ACTS OF TERRORISM REPORT.—Section 905 of the Omnibus Diplomatic Security and Antiterrorism Act of 1986 (46 U.S.C. App. 1802; 100 Stat. 890) is amended by striking ''Not later than February 28, 1987, and annually thereafter, the Secretary of Transportation shall report'' and inserting ''The Secretary of the department in which the Coast Guard is operating shall report annually''.

(r) CORRECTIONS TO DINGELL-JOHNSON SPORT FISH RESTORATION ACT.—

(1) SECTION 4.—Section 4(c) of the Dingell-Johnson Sport Fish Restoration Act (16 U.S.C. 777c(c)) is amended by striking '', for each of fiscal years 2006 through 2009,''.

(2) SECTION 14.—Section 14(a)(1) of the Dingell-Johnson Sport Fish Restoration Act (16 U.S.C. 777m(a)(1)) is amended by striking ''For each of the fiscal years 2006 through 2009, not more than'' and inserting ''Not more than''.

SEC. 902. CORRECTION OF REFERENCES TO SECRETARY OF TRANSPORTATION AND DEPARTMENT OF TRANSPORTATION; RELATED MATTERS.

(a) GOVERNMENT ORGANIZATION.—Title 5, United States Code, is amended—

(1) in section 101 by inserting ''The Department of Homeland Security.'' after and immediately below ''The Department of Veterans Affairs.'';

(2) in section 2902(b) by inserting ''the Secretary of Homeland Security,'' after ''Secretary of the Interior,''; and

(3) in sections 5520a(k)(3), 5595(h)(5), 6308(b), and 9001(10) by striking ''of Transportation'' each place it appears and inserting ''of Homeland Security''.

(b) FINANCIAL MANAGEMENT.—Title 31, United States Code, is amended—

(1) in section 3321(c)(3) by striking ''of Transportation'' and inserting ''of Homeland Security.'';

(2) in section 3325(b) by striking ''of Transportation'' and inserting ''of Homeland Security'';

(3) in section 3527(b)(1) by striking ''of Transportation'' each place it appears and inserting ''of Homeland Security''; and

(4) in section 3711(f)(2) by striking ''of Transportation'' and inserting ''of Homeland Security''.

(c) PUBLIC CONTRACTS.—Section 3732 of the Revised Statutes (41 U.S.C. 11) is amended by striking ''of Transportation'' each place it appears and inserting ''of Homeland Security''.

(d) PUBLIC PRINTING AND DOCUMENTS.—Sections 1308 and 1309 of title 44, United States Code, are amended by striking ''Secretary of the Department of Transportation'' each place it appears and inserting ''Secretary of the department in which the Coast Guard is operating''.

(e) SHIPPING.—Title 46, United State Code, is amended—

(1) in section 2109 by striking ''a Coast Guard or'';

(2) in section 6308—

(A) by redesignating subsections (b) and (c) as subsections (c) and (d), respectively; and

(B) by striking subsection (a) and inserting the following:

''(a) Notwithstanding any other provision of law, no part of a report of a marine casualty investigation conducted under section 6301 of this title, including findings of fact, opinions, recommendations, deliberations, or conclusions, shall be admissible as evidence or subject to discovery in any civil or administrative proceedings, other than an administrative proceeding initiated by the United States.

''(b) Any member or employee of the Coast Guard investigating a marine casualty pursuant to section 6301 of this title shall not be subject to deposition or other discovery, or otherwise testify in such proceedings relevant to a marine casualty investigation, without the permission of the Secretary. The Secretary shall not withhold permission for such employee or member to testify, either orally or upon written questions, on solely factual matters at a time and place and in a manner acceptable to the Secretary if the information is not available elsewhere or is not obtainable by other means.'';

(3) in subsection (c), as redesignated by this section, by striking ''subsection (a)'' and inserting ''subsections (a) and (b)''; and

(4) in subsection (d), as redesignated by this section, by striking ''subsections (a) and (b)'' and inserting ''subsections (a), (b), and (c)''.

(f) MORTGAGE INSURANCE.—Section 222 of the National Housing Act of 1934 (12 U.S.C. 1715m) is amended by striking ''of Transportation'' each place it appears and inserting ''of Homeland Security''.

(g) ARCTIC RESEARCH.—Section 107(b)(2) of the Arctic Research and Policy Act of 1984 (15 U.S.C. 4106(b)(2)) is amended—

(1) by redesignating subparagraphs (I) through (K) as subparagraphs (J) through (L), respectively; and

(2) by inserting after subparagraph (H) the following:

''(I) the Department of Homeland Security;''.

(h) CONSERVATION.—

(1) SECTION 1029.—Section 1029(e)(2)(B) of the Bisti/De-Na-Zin Wilderness Expansion and Fossil Protection Act of 1996 (16 U.S.C. 460kkk(e)(2)(B)) is amended by striking ''Secretary of Transportation, to represent the United States Coast Guard.'' and inserting ''Commandant of the Coast Guard''.

(2) SECTION 312.—Section 312(c) of the Antarctic Marine Living Resources Convention Act of 1984 (16 U.S.C. 2441(c)) is amended by striking ''of Transportation'' and inserting ''of Homeland Security''.

(i) INTERNAL REVENUE CODE OF 1986.—Section 3122 of the Internal Revenue Code of 1986 (26 U.S.C. 3122) is amended by striking ''Secretary of Transportation'' each place it appears and inserting ''Secretary of the Department in which the Coast Guard is operating''.

(j) ANCHORAGE GROUNDS.—Section 7 of the Rivers and Harbors Appropriations Act of 1915 (33 U.S.C. 471) is amended by striking ''of Transportation'' in each place it appears and inserting ''of Homeland Security''.

(k) BRIDGES.—Section 4 of the General Bridge Act of 1906 (33 U.S.C. 491) is amended by striking ''of Transportation'' and inserting ''of Homeland Security''.

(l) OIL POLLUTION.—The Oil Pollution Act of 1990 (33 U.S.C. 2701 et seq.) is amended—

(1) in section 5001(c)(1)(B) (33 U.S.C. 2731(c)(1)(B)) by striking ''Commerce, the Interior, and Transportation,'' and inserting ''Commerce and the Interior and the Commandant of the Coast Guard,'';

(2) in section 5002(m)(4) (33 U.S.C. 2732(m)(4)) by striking ''of Transportation.'' and inserting ''of the department in which the Coast Guard is operating.'';

(3) in section 7001(a) (33 U.S.C. 2761(a)) by striking paragraph (3) and all that follows through the end of the subsection and inserting the following:

''(3) MEMBERSHIP.—The Interagency Committee shall include representatives from the Coast Guard, the Department of Commerce (including the National Oceanic and Atmospheric Administration and the National Institute of Standards and Technology), the Department of Energy, the Department of the Interior (including the Minerals Management Service and the United States Fish and Wildlife Service), the Department of Transportation (including the Maritime Administration and the Pipeline and Hazardous Materials Safety Administration), the Department of Defense (including the Army Corps of Engineers and the Navy), the Department of Homeland Security (including the United States Fire Administration in the Federal Emergency Management Agency), the Environmental Protection Agency, the National Aeronautics and Space Administration, and such other Federal agencies the President may designate.

''(4) CHAIRMAN.—A representative of the Coast Guard shall serve as Chairman.''; and

(4) in section 7001(c)(6) (33 U.S.C. 2761(c)(6)) by striking ''other such agencies in the Department of Transportation as the Secretary of Transportation may designate,'' and inserting ''such agencies as the President may designate,''.

(m) MEDICAL CARE.—Section 1(g)(4)(B) of Public Law 87–693 (42 U.S.C. 2651(g)(4)(B)) is amended by striking ''of Transportation,'' and inserting ''of Homeland Security,''.

(n) SOCIAL SECURITY ACT.—Section 205(p)(3) of the Social Security Act (42 U.S.C. 405(p)(3)) is amended by striking ''of Transportation'' each place it appears and inserting ''of Homeland Security''.

(o) MERCHANT MARINE ACT, 1920.—Section 27 of the Merchant Marine Act, 1920 (46 U.S.C. App. 883) is amended in the matter following the ninth proviso (pertaining to transportation of a foreign-flag incineration vessel) by striking ''Satisfactory inspection shall be certified in writing by the Secretary of Transportation'' and inserting ''Satisfactory inspection shall be certified, in writing, by the Secretary of Homeland Security.''.

And the Senate agree to the same.

From the Committee on Transportation and Infrastructure, for consideration of the House bill and the Senate amendment, and modifications committed to conference:

DON YOUNG,
FRANK A. LOBIONDO,
HOWARD COBLE,
PETER HOEKSTRA,
PETE SIMMONS,
MARIO DIAZ-BALART,
CHARLES W. BOUSTANY, Jr.,
JAMES L. OBERSTAR,
BOB FILNER,
GENE TAYLOR,
BRIAN HIGGINS,
ALLYSON Y. SCHWARTZ,

From the Committee on Energy and Commerce, for consideration of sec. 408 of the Hosue bill, and modifications committed to conference:

JOE BARTON,
PAUL GILLMOR,
JOHN D. DINGELL,

From the Committee on Homeland Security, for consideration of secs. 101, 404, 413, and 424 of the Hosue bill, and secs. 202, 207, 215, and 302 of the Senage amendment, and modifications committed to conference:

BENNIE G. THOMPSON,

From the Committee on Resources, for consideration of secs. 426, 427, and title V of the House bill, and modifications committed to conference:

RICHARD POMBO,
WALTER B. JONES,
Managers on the Part of the House.

TED STEVENS,
OLYMPIA SNOWE,
(except section 414),
TRENT LOTT,
GORDON SMITH,
DANIEL K. INOUYE,
MARIA CANTWELL,
(except section 414),
FRANK R. LAUTENBERG,
(except section 414),
Managers on the Part of the Senate.

The SPEAKER pro tempore, Mr. BOUSTANY, recognized Mr. YOUNG of Alaska and Ms. Corrine BROWN of Florida, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and agree to said conference report?

The SPEAKER pro tempore, Mr. BOUSTANY, announced that two-thirds of the Members present had voted in the affirmative.

Mr. YOUNG of Alaska demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mr. BOUSTANY, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed until Tuesday, June 27, 2006.

¶61.9 MESSAGE FROM THE PRESIDENT

A message in writing from the President of the United States was communicated to the House by Mr. Sherman Williams, one of his secretaries.

¶61.10 VETERANS' COMPENSATION COST-OF-LIVING

Mr. BUYER moved to suspend the rules and pass the bill (H.R. 4843) to increase, effective as of December 1, 2006, the rates of disability compensation for veterans with service-connected disabilities and the rates of dependency and indemnity compensation for survivors of certain service-connected disabled veterans, and for other purposes; as amended.

The SPEAKER pro tempore, Mr. BOUSTANY, recognized Mr. BUYER and Mr. UDALL of New Mexico, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and pass said bill, as amended?

The SPEAKER pro tempore, Mr. BOUSTANY, announced that two-thirds of the Members present had voted in the affirmative.

Mr. BUYER demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mr. BOUSTANY, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed until Tuesday, June 27, 2006.

¶61.11 RECESS—2:35 P.M.

The SPEAKER pro tempore, Mr. BOUSTANY, pursuant to clause 12(a) of rule I, declared the House in recess at 2 o'clock and 35 minutes p.m., until approximately 6:30 p.m.

¶61.12 AFTER RECESS—6:34 P.M.

The SPEAKER pro tempore, Mr. BRADLEY of New Hampshire, called the House to order.

¶61.13 APPROVAL OF THE JOURNAL—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mr. BRADLEY of New Hampshire, pursuant to clause 8, rule XX, announced the unfinished business to be the question on agreeing to the Chair's approval of the Journal of Thursday, June 22, 2006.

The question being put, viva voce,

Will the House agree to the Chair's approval of said Journal?

The SPEAKER pro tempore, Mr. BRADLEY of New Hampshire, announced that the yeas had it.

So the Journal was approved.

¶61.14 MIAMI HEAT

Ms. ROS-LEHTINEN moved to suspend the rules and agree to the following resolution (H. Res. 887):

Whereas on June 20, 2006, the Miami Heat defeated the Dallas Mavericks, the Western Conference Champions, in 6 games to win the 2006 National Basketball Association (NBA) Championship;

Whereas Dwyane Wade, of the Miami Heat, was named the 2006 NBA Finals Most Valuable Player;

Whereas the Miami Heat defeated the Chicago Bulls in 6 games in the first round of the NBA playoffs;

Whereas the Miami Heat defeated the New Jersey Nets in 5 games in the second round of the NBA playoffs;

Whereas, in the third round of the NBA playoffs, the Miami Heat defeated the Detroit Pistons, their archrival and the defending Eastern Conference Champions, in 6 games;

Whereas the ''White Hot'' Miami Heat fans sold out the American Airlines Arena and cheered on their hometown team;

Whereas the Miami Heat remained persistent and continued to believe in themselves throughout the playoffs;

Whereas the Miami Heat are the first team since 1977 to win 4 NBA Finals games consecutively after losing the first two games, and in doing so, the Miami Heat made one of the most stunning turnarounds in NBA history;

Whereas the Miami Heat became just the third team in the history of the NBA Finals to win a series after losing the first two games, and the first team in the history of the NBA Finals to do so after losing the first two games by double-digit margins;

Whereas this is the first NBA championship title for the Miami Heat, which has long been one of the most outstanding basketball programs in the Nation;

Whereas Pat Riley, the head coach of the Miami Heat, has cemented his legacy as one of basketball's all-time great head coaches by winning his fifth NBA championship title;

Whereas, in game 3 of the NBA Finals, the Miami Heat were losing by 13 points on their home floor with only 6 minutes 30 seconds left;

Whereas the Miami Heat came back with the tenacity of Dwyane Wade and won game 3 of the NBA Finals by 2 points;

Whereas Micky Arison, owner and Managing General Partner of the Miami Heat; Pat Riley, Head Coach and President of Basketball Operations; Randy Pfund, General Manager; Eric Woolworth, President of Business Operations; and Andy Elisburg, Senior Vice President of Basketball Operations, have shown a positive commitment to the

Miami Heat franchise by successfully acquiring, assembling, and maintaining a team of high-quality, winning players;

Whereas ''15 strong'' brought the first NBA championship title to the City of Miami;

Whereas the Miami Heat team of skilled players, including Derek Anderson, Shandon Anderson, Earl Barron, Michael Doleac, Udonis Haslem, Jason Kapono, Alonzo Mourning, Shaquille O'Neal, Gary Payton, James Posey, Wayne Simien, Dwyane Wade, Antoine Walker, Jason Williams, and Dorell Wright, contributed extraordinary performances during the regular season, the NBA playoffs, and the NBA Finals;

Whereas veteran Michael Doleac, and future stars Jason Kapono, Wayne Simien, Dorell Wright, Earl Barron, and Matt Walsh, helped shape the Miami Heat by preparing the starters for the postseason, giving the starters tough practices and quality scrimmages;

Whereas Shandon Anderson and Derek Anderson added to the Miami Heat's experience base by bringing their knowledge and NBA Finals experience from runner-up finishes in Utah and San Antonio, respectively;

Whereas, in game 6 of the NBA Finals, James Posey hit a big 3-pointer to put the Miami Heat up by 6 points with only 3 minutes left to play;

Whereas Alonzo Mourning, returning from a nearly career-ending kidney illness and kidney transplant, came up with 6 rebounds and 5 monster blocked shots to turn the tide in game 6 of the NBA Finals;

Whereas Gary Payton, having consistently shown his greatness on two near-championship NBA teams, hit a 21-foot jumper to save and seal a comeback victory for the Miami Heat in game 3 of the NBA Finals;

Whereas Jason Williams shot a team-high 34 percent from the three-point line and led the Miami Heat in assists during the NBA Finals, while directing the Miami Heat offense from the point guard position;

Whereas Antoine Walker, the Miami Heat's second-highest scorer in the NBA Finals, scored 14 points and kept the Miami Heat in important point-scoring opportunities by pulling down 11 big rebounds in game 6 of the NBA Finals;

Whereas Udonis Haslem, playing with a badly injured shoulder, showed the heart of a champion by contributing 17 points, 10 rebounds, and 2 steals, one of which was with time winding down;

Whereas Shaquille ''Shaq'' O'Neal came to the Miami Heat and on July 21, 2004 said, ''I want ya'll to remember this day, because we're going to do it again in June. I'm going to bring a championship to Miami. I promise you.'';

Whereas Shaq delivered over 1,100 points, 104 blocks, 113 assists, and 541 rebounds in the regular season, adding another 83 points, 5 blocks, 17 assists, and 33 rebounds in the NBA Finals for his fourth NBA championship title;

Whereas Dwyane Wade scored 42, 36, 43, and 36 points in the Miami Heat's NBA Finals victories, leading all scorers;

Whereas, in the NBA Finals, Dwyane Wade had the Miami Heat's second-highest rebound total, with 47; the second-highest number of assists, with 28; the second-highest number of blocks, with 6; the highest free throw percentage, at 77 percent; and the highest point total from the free-throw line, with 75; all in route to his first NBA Finals Most Valuable Player award;

Whereas the Miami Heat coaching and support staff, including Head Coach Pat Riley; Assistant Coaches Bob McAdoo, Keith Askins, Erik Spoelstra, and Ron Rothstein; Assistant Coach/Advance Scout Bimbo Coles; Strength and Conditioning Coach Bill Foran; Athletic Trainer Ron Culp; and Assistant Trainer Jay Sabol, exhibited exemplary leadership and guidance to the team;

Whereas the Miami Heat have not only been players on the court, but have also been instrumental role models to the south Florida community;

Whereas the Miami Heat organization has a positive civic impact on the south Florida community through the Miami HEAT Family Outreach Charitable Fund, Heat Academy, Heat Scholarships, Miami Heat Read to Achieve, Miami Heat Fun-Raiser, Miami Heat Wheels, Shoot For the Stars Books and Basketball Summer Clinics, Heat Youth Basketball, and the Miami Heat Learn to Swim Program; and

Whereas the Miami Heat fans are a part of this championship by supporting the team and giving the team the energy, strength, love, and passion to compete each and every season: Now, therefore, be it

Resolved, That the House of Representatives—

(1) congratulates—

(A) the Miami Heat for winning the 2006 National Basketball Association (NBA) World Championship and for their outstanding performance during the 2005–2006 NBA season; and

(B) Miami Heat guard Dwyane Wade for winning the 2006 NBA Finals Most Valuable Player Award;

(2) recognizes and praises the achievements of the Miami Heat players, coaches, management, and support staff whose hard work, dedication, and resilience proved instrumental throughout the Miami Heat's championship season;

(3) commends the south Florida community and the Miami Heat fans for their dedication; and

(4) directs the Clerk of the House of Representatives to transmit an enrolled copy of this resolution to—

(A) each of the Miami Heat players;

(B) Pat Riley, Miami Heat Head Coach and President of Basketball Operations;

(C) Micky Arison, Miami Heat owner and Managing General Partner;

(D) Randy Pfund, Miami Heat General Manager;

(E) Eric Woolworth, Miami Heat President of Business Operations;

(F) Andy Elisburg, Miami Heat Senior Vice President of Basketball Operations;

(G) each of the Miami Heat coaches and trainers;

(H) the Honorable Manny Diaz, Mayor of the City of Miami, Florida;

(I) the Honorable Carlos Alvarez, Mayor of Miami-Dade County, Florida; and

(J) the Honorable Jeb Bush, Governor of the State of Florida.

The SPEAKER pro tempore, Mr. BRADLEY of New Hampshire, recognized Ms. ROS-LEHTINEN and Mr. MEEK of Florida, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and agree to said resolution?

The SPEAKER pro tempore, Mr. BRADLEY of New Hampshire, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said resolution was agreed to.

A motion to reconsider the vote whereby the rules were suspended and said resolution was agreed to was, by unanimous consent, laid on the table.

¶61.15 FRANKED MAIL FOR RECOVERY OF MISSING CHILDREN

Ms. ROS-LEHTINEN moved to suspend the rules and pass the bill (H.R. 4416) to reauthorize permanently the use of penalty and franked mail in efforts relating to the location and recovery of missing children.

The SPEAKER pro tempore, Mr. BRADLEY of New Hampshire, recognized Ms. ROS-LEHTINEN and Mr. MEEK of Florida, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and pass said bill?

The SPEAKER pro tempore, Mr. BRADLEY of New Hampshire, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

¶61.16 MESSAGE FROM THE PRESIDENT—FREE TRADE AGREEMENT WITH OMAN

The SPEAKER pro tempore, Mr. BRADLEY of New Hampshire, laid before the House a message from the President, which was read as follows:

To the Congress of the United States:

I am pleased to transmit legislation and supporting documents to implement the United States-Oman Free Trade Agreement (FTA). This FTA enhances our bilateral relationship with a strategic friend and ally in the Middle East region. The FTA will benefit the people of the United States and Oman, illustrating for other developing countries the advantages of open markets and increased trade.

In negotiating this FTA, my Administration was guided by the objectives set out in the Trade Act of 2002. Congressional approval of this FTA will mark another important step towards creating a Middle East Free Trade Area. Like our FTA with Bahrain that the Congress approved in December 2005, and our FTA with Morocco that was approved in July 2004, this FTA offers another important opportunity to encourage economic reform in a moderate Muslim nation. Oman is leading the pursuit of social and economic reforms in the region, including by selling state-owned businesses, encouraging foreign investment connected to broad-based development and providing better protection for women and workers. It is strongly in our national interest to embrace these reforms and do what we can to encourage them.

GEORGE W. BUSH.

THE WHITE HOUSE, *June 26, 2006*.

By unanimous consent, the message, together with the accompanying papers, was referred to the Committee on Ways and Means and ordered to be printed (H. Doc. 109–118).

¶61.17 ADVERSE REPORT ON H. RES. 845

Mr. SENSENBRENNER, by direction of the Committee on the Judiciary, submitted a privileged adverse report (Rept. No. 109–528) on the resolution (H. Res. 845) requesting the President and directing the Secretary of Defense and the Attorney General to transmit to the House of Representatives not later than 14 days after the date of the adoption of this resolution, documents relating to the termination of the Department of Justice's Office of Professional Responsibility's investigation of the involvement of Department of Justice personnel in the creation and administration of the National Security Agency's warrantless surveillance program, including documents relating to Office of Professional Responsibility's request for and denial of security clearances; referred to the House Calendar and ordered printed.

¶61.18 PROVIDING FOR CONSIDERATION OF H.R. 5672

Mr. GINGREY, by direction of the Committee on Rules, reported (Rept. No. 109–529) the resolution (H. Res. 890) providing for consideration of the bill (H.R. 5672) making appropriations for Science, the Departments of State, Justice, and Commerce, and related agencies for the fiscal year ending September 30, 2007, and for other purposes.

When said resolution and report were referred to the House Calendar and ordered printed.

¶61.19 PROVIDING FOR CONSIDERATION OF H.R. 4973

Mr. GINGREY, by direction of the Committee on Rules, reported (Rept. No. 109–530) the resolution (H. Res. 891) providing for consideration of the bill (H.R. 4973) to restore financial solvency of the national flood insurance program, and for other purposes.

When said resolution and report were referred to the House Calendar and ordered printed.

¶61.20 MESSAGE FROM THE SENATE

A message from the Senate by Ms. Curtis, one of its clerks, announced that the Senate has passed without amendment a concurrent resolution of the House of the following title:

H. Con. Res. 367. A concurrent resolution honoring and praising the National Society of the Sons of the American Revolution on the 100th anniversary of being granted its Congressional Charter.

¶61.21 LEAVE OF ABSENCE

By unanimous consent, leave of absence was granted to Mr. HIGGINS, for June 27 before 4 p.m.

And then,

¶61.22 ADJOURNMENT

On motion of Mr. KING of Iowa, at 10 o'clock and 2 minutes p.m., the House adjourned.

¶61.23 REPORTS OF COMMITTEES ON PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XIII, reports of committees were delivered to the Clerk for printing and reference to the proper calendar, as follows:

[Filed on June 23, 2006]

Mr. HYDE: Committee on International Relations. House Resolution 946. Resolution requesting the President and directing the Secretary of State to provide to the House of Representatives certain documents in their possession relating to strategies and plans either designed to cause regime change in or for the use of military force against Iran; adversely (Rep. 109–526). Referred to the House Calendar.

Mr. SENSENBRENNER: Committee on the Judiciary. House Resolution 819. Resolution requesting the President and directing the Attorney General to submit to the House of Representatives all documents in the possession of the President and the Attorney General relating to requests made by the National Security Agency and other Federal agencies to telephone service providers requesting access to telephone communications records of persons in the United States and communications originating and terminating within the United States without a warrant (Rept. 109–527). Referred to the House Calendar.

[Submitted June 26, 2006]

Mr. SENSENBRENNER: Committee on the Judiciary. House Resolution 945. Resolution requesting the President and directing the Secretary of Defense and the Attorney General to transmit to the House of Representatives not later than 14 days after the date of the adoption of this resolution, documents relating tot he termination of the Department of Justice's Office of Professional Responsibility's investigation of the involvement of Department of Justice personnel in the creation and administration of the National Security Agency's warrantless surveillance program, including documents relating to Office of Professional Responsibility's request for and denial of security clearances; adversely (Rept. 109–528). Referred to the House Calendar.

Mr. GINGREY: Committee on Rules. House Resolution 890. Resolution providing for consideration of the bill (H.R. 5672) making appropriations for Science, the Departments of State, Justice, and Commerce, and related agencies for the fiscal year ending September 30, 2007, and for other purposes (Rept. 109–529). Referred to the House Calendar.

Mr. SESSIONS: Committee on Rules. House Resolution 891. Resolution providing for consideration of the bill (H.R. 4973) to restore the financial solvency of the national flood insurance program, and for other purposes (Rept. 109–530). Referred to the House Calendar.

Mr. POMBO: Committee on Resources. H.R. 4761. A bill to provide for exploration, development, and production activities for mineral resources on the outer Continental Shelf, and for other purposes; with an amendment (Rept. 109–531). Referred to the Committee of the Whole House on the State of the Union.

¶61.24 PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XII, public bills and resolutions were introduced and severally referred, as follows:

By Mr. YOUNG of Alaska (for himself and Mr. OBERSTAR) (both by request):

H.R. 5678. A bill to provide for enhanced safety and environmental protection in pipeline transportation, to provide for enhanced reliability in the transportation of the Nation's energy products by pipeline, and for other purposes; to the Committee on Transportation and Infrastructure, and in addition to the Committees on Energy and Commerce, and Resources, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. BOEHLERT:

H.R. 5679. A bill to establish a grant program to fund eligible joint ventures between United States and Israeli businesses and academic persons, to establish the International Energy Advisory Board, and for other purposes; to the Committee on Science.

By Mr. SMITH of New Jersey (for himself, Mr. PAYNE, Mr. WOLF, Mr. LANTOS, Mr. TANCREDO, Mr. TOWNS, Mr. RANGEL, Mr. LEACH, Mr. ROHRABACHER, Mr. MORAN of Virginia, Mr. CHABOT, Mr. AL GREEN of Texas, Mr. SABO, Ms. LORETTA SANCHEZ of California, Mr. SCOTT of Virginia, Ms. CORRINE BROWN of Florida, and Ms. MCKINNEY):

H.R. 5680. A bill to encourage and facilitate the consolidation of security, human rights, democracy, and economic freedom in Ethiopia; to the Committee on International Relations.

By Mr. YOUNG of Alaska (for himself and Mr. LOBIONDO):

H.R. 5681. A bill to authorize appropriations for the Coast Guard for fiscal year 2007, and for other purposes; to the Committee on Transportation and Infrastructure.

By Mr. HYDE (for himself, Mr. LANTOS, Ms. ROS-LEHTINEN, Mr. ACKERMAN, Mr. BURTON of Indiana, Mr. WILSON of South Carolina, Mr. FALEOMAVAEGA, Mr. ENGEL, Mr. CROWLEY, and Mr. ETHERIDGE):

H.R. 5682. A bill to exempt from certain requirements of the Atomic Energy Act of 1954 a proposed nuclear agreement for cooperation with India; to the Committee on International Relations, and in addition to the Committee on Rules, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. HUNTER (for himself, Mr. BILBRAY, and Mr. ISSA):

H.R. 5683. A bill to preserve the Mt. Soledad Veterans Memorial in San Diego, California, by providing for the immediate acquisition of the memorial by the United States; to the Committee on Resources, and in addition to the Committee on Armed Services, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. BOEHNER (for himself and Mr. MORAN of Virginia) (both by request):

H.R. 5684. A bill to implement the United States-Oman Free Trade Agreement; to the Committee on Ways and Means.

By Mrs. KELLY (for herself, Mr. BOEHLERT, Mrs. MCCARTHY, Mr. MCHUGH, Mr. FOSSELLA, Mr. KING of New York, Mrs. MALONEY, Mrs. LOWEY, and Mr. ACKERMAN):

H.R. 5685. A bill to designate the facility of the United States Postal Service located at 19 Front Street in Patterson, New York, as the ''D. Mallory Stephens Post Office''; to the Committee on Government Reform.

By Ms. NORTON:

H.R. 5686. A bill to amend title XIX of the Social Security Act to provide medical assistance for certain men screened and found to have prostate cancer under a Federally funded screening program; to the Committee on Energy and Commerce.

By Mr. STUPAK:

H.R. 5687. A bill to require the Secretary of Veterans Affairs to establish and operate a

community-based outpatient clinic in Alpena, Michigan; to the Committee on Veterans' Affairs.

By Mr. ACKERMAN (for himself, Ms. ROS-LEHTINEN, Mr. LANTOS, Mr. BURTON of Indiana, Mr. BERMAN, Mr. KING of New York, Mr. WAXMAN, Mr. PENCE, Mr. ENGEL, Mr. MCCOTTER, Mrs. LOWEY, Ms. HARRIS, Mr. WEXLER, Ms. SCHAKOWSKY, Mr. ROTHMAN, Mr. SCHIFF, Mr. SHERMAN, Mr. GRIJALVA, Ms. BERKLEY, Mr. HASTINGS of Florida, Mrs. MALONEY, Ms. MATSUI, Mr. CROWLEY, Mr. HOLT, Mr. HONDA, Ms. WASSERMAN SCHULTZ, Mr. BROWN of Ohio, Mr. HIGGINS, Mr. DELAHUNT, Ms. JACKSON-LEE of Texas, Mrs. DAVIS of California, Mr. PALLONE, Mrs. MCCARTHY, Mr. ETHERIDGE, Mr. KIRK, Mr. CARDIN, and Mr. SCOTT of Georgia):

H. Con. Res. 435. Concurrent resolution congratulating Israel's Magen David Adom Society for achieving full membership in the International Red Cross and Red Crescent Movement, and for other purposes; to the Committee on International Relations.

By Mr. MELANCON (for himself, Mr. BOEHLERT, Mr. GORDON, Mr. CALVERT, and Mr. UDALL of Colorado):

H. Res. 892. A resolution recognizing the dedication of the employees at the National Aeronautics and Space Administration's Michoud Assembly Facility, the ''Michoud Hurricane Ride-Out Team'', who risked their lives during Hurricane Katrina's assault on southeast Louisiana, and kept the generators and pumps running to protect the facilities and flight hardware, and whose dedication kept the Michoud Assembly Facility an island of dry land, which made it possible to resume External Tank production less than 5 weeks after the storm passed; to the Committee on Science.

By Mr. TOWNS:

H. Res. 893. A resolution expressing the sense of the House of Representatives that any reauthorization of the Ryan White CARE Act of 1990 should not impose catastrophic losses in funding for States with the highest prevalence of HIV/AIDS, and for other purposes; to the Committee on Energy and Commerce.

¶61.25 ADDITIONAL SPONSORS

Under clause 7 of rule XII, sponsors were added to public bills and resolutions as follows:

H.R. 147: Mrs. BLACKBURN.
H.R. 406: Ms. ZOE LOFGREN of California.
H.R. 503: Mr. BAIRD, Mr. HYDE, and Mr. SHUSTER.
H.R. 515: Mr. ENGEL.
H.R. 517: Mrs. BONO, Mr. KIND, Mr. THOMPSON of Mississippi, and Mr. COSTELLO.
H.R. 752: Mr. MILLER of North Carolina.
H.R. 865: Mr. GIBBONS.
H.R. 952: Mrs. NAPOLITANO.
H.R. 955: Mr. SCHIFF.
H.R. 1100: Mr. WHITFIELD.
H.R. 1243: Mr. SHADEGG.
H.R. 1366: Mr. BROWN of Ohio and Mr. DAVIS of Kentucky.
H.R. 1376: Mr. REICHERT.
H.R. 1384: Mr. HALL.
H.R. 1554: Mrs. NAPOLITANO.
H.R. 1671: Mr. RANGEL.
H.R. 1792: Mr. SMITH of New Jersey.
H.R. 1898: Mr. BURGESS and Mr. MURPHY.
H.R. 2103: Ms. BORDALLO.
H.R. 2178: Mr. DELAHUNT, Mr. BROWN of Ohio, and Mr. BLUMENAUER.
H.R. 2646: Mr. PEARCE.
H.R. 2679: Mr. HUNTER, Mr. AKIN, Mr. PICKERING, and Mr. BLUNT.
H.R. 2793: Mr. KIND.
H.R. 2822: Mr. ROTHMAN.
H.R. 2869: Mr. SMITH of New Jersey, Mr. DAVIS of Tennessee, Mr. WYNN, and Mr. HINCHEY.
H.R. 2945: Ms. BORDALLO and Mr. WEXLER.
H.R. 2989: Mrs. WILSON of New Mexico.
H.R. 3476: Mr. LOBIONDO.
H.R. 3547: Mr. CUMMINGS.
H.R. 3576: Mr. KENNEDY of Rhode Island.
H.R. 3753: Mr. BOOZMAN.
H.R. 3949: Mr. MCHENRY.
H.R. 4188: Mr. SCHWARZ of Michigan and Mr. SIMMONS.
H.R. 4315: Mr. REHBERG.
H.R. 4366: Mr. WELDON of Florida.
H.R. 4416: Mrs. BIGGERT.
H.R. 4517: Mrs. LOWEY and Mr. SCHWARZ of Michigan.
H.R. 4547: Mr. MURPHY.
H.R. 4562: Mr. ISSA, Mr. CARDOZA, Mr. CANTOR, Mr. CALVERT, Mr. ANDREWS, Mr. DANIEL E. LUNGREN of California, Mr. DOYLE, Mr. SODREL, Mr. BERRY, Mr. BRADY of Pennsylvania, Mr. CONYERS, Mr. FATTAH, Mr. GUTIERREZ, Ms. HOOLEY, Mr. KENNEDY of Rhode Island, Mr. LARSON of Connecticut, Mr. LIPINSKI, Mr. ROGERS of Michigan, Ms. ROYBAL-ALLARD, Ms. SLAUGHTER, Mr. SMITH of Washington, Ms. SOLIS, Mr. GARRETT of New Jersey, Mrs. LOWEY, Mr. KNOLLENBERG, Mr. YOUNG of Alaska, Mr. JACKSON of Illinois, Mr. MURPHY, Mr. RUSH, Mrs. BIGGERT, Mrs. WILSON of New Mexico, Ms. BORDALLO, Mr. FORTUÑO, Mr. TANNER, Mrs. EMERSON, Mr. ROSS, Mr. BOUSTANY, and Mr. DAVIS of Alabama.
H.R. 4597: Mr. COOPER and Mr. SKELTON.
H.R. 4761: Mr. MURPHY and Mr. GRAVES.
H.R. 4794: Mr. DOYLE, Ms. MCCOLLUM of Minnesota, and Mr. CARDOZA.
H.R. 4844: Mr. WILSON of South Carolina.
H.R. 5005: Mrs. BLACKBURN and Mr. PENCE.
H.R. 5149: Mrs. CAPPS.
H.R. 5150: Mr. MCGOVERN.
H.R. 5200: Mr. MCINTYRE, Mr. PORTER, Mrs. MYRICK, Mr. MATHESON, Mrs. EMERSON, and Mr. BISHOP of Utah.
H.R. 5204: Mr. FARR.
H.R. 5218: Mr. HINCHEY, Mr. GRIJALVA, and Mr. STARK.
H.R. 5229: Mr. THOMPSON of California, Mr. MILLER of North Carolina, Mr. WEXLER, and Mr. GALLEGLY.
H.R. 5247: Mr. KUCINICH.
H.R. 5249: Mr. EHLERS and Mr. MARIO DIAZ-BALART of Florida.
H.R. 5291: Mr. SCHWARZ of Michigan and Mr. CAMPBELL of California.
H.R. 5319: Mr. SCHWARZ of Michigan.
H.R. 5361: Mr. FEENEY and Mr. FERGUSON.
H.R. 5372: Mr. WYNN and Mr. LARSEN of Washington.
H.R. 5382: Mr. SOUDER.
H.R. 5444: Ms. HARRIS and Mr. WELDON of Florida.
H.R. 5468: Mr. MEEKS of New York and Mr. CROWLEY.
H.R. 5473: Mr. GONZALEZ.
H.R. 5476: Mr. KING of Iowa.
H.R. 5484: Mr. ENGLISH of Pennsylvania, Mr. BURTON of Indiana, Ms. FOXX, and Mr. MILLER of Florida.
H.R. 5493: Mrs. EMERSON.
H.R. 5499: Mr. SHAYS, Mr. HOBSON, Ms. HART, and Mr. BROWN of Ohio.
H.R. 5513: Mr. FORD, Ms. MATSUI, and Mr. PORTER.
H.R. 5520: Mrs. BONO and Mrs. DAVIS of California.
H.R. 5538: Mrs. WILSON of New Mexico.
H.R. 5555: Ms. CORRINE BROWN of Florida.
H.R. 5556: Mr. COSTELLO.
H.R. 5557: Ms. LEE.
H.R. 5562: Mr. MCCOTTER and Mr. CONYERS.
H.R. 5587: Mr. PICKERING.
H.R. 5600: Mr. GONZALEZ and Mr. SCOTT of Virginia.
H.R. 5601: Ms. DELAURO, Mr. GONZALEZ, Mr. SCOTT of Virginia, and Ms. MCKINNEY.
H.R. 5615: Mr. RANGEL.
H.R. 5637: Mr. MCHENRY.
H.R. 5677: Mr. PLATTS.
H.J. Res. 86: Mr. FRANK of Massachusetts.
H.J. Res. 90: Mr. MEEKS of New York, Ms. BORDALLO, Mr. SCOTT of Virginia, Mr. ROTHMAN, and Mr. TAYLOR of Mississippi.
H. Con. Res. 318: Mrs. CAPPS.
H. Con. Res. 340: Mr. KUHL of New York.
H. Con. Res. 390: Mr. DOYLE.
H. Con. Res. 396: Mr. MCNULTY and Mr. BURTON of Indiana.
H. Res. 79: Mr. LEWIS of Georgia, Mr. CLAY, and Mr. KILDEE.
H. Res. 350: Mr. ENGEL, Mr. BURTON of Indiana, Mr. FALEOMAVAEGA, Mrs. NAPOLITANO, Ms. MCCOLLUM of Minnesota, and Mr. SCHWARZ of Michigan.
H. Res. 415: Ms. HARRIS.
H. Res. 526: Mr. ENGEL.
H. Res. 533: Ms. BORDALLO.
H. Res. 723: Mr. BACHUS, Mr. INGLIS of South Carolina, Mr. LARSEN of Washington, and Mr. KING of New York.
H. Res. 759: Ms. SOLIS and Mrs. LOWEY.
H. Res. 760: Ms. LORETTA SANCHEZ of California.
H. Res. 800: Mr. SCHIFF and Mrs. MYRICK.
H. Res. 848: Mr. CROWLEY, Mr. ACKERMAN, Mr. KIRK, Mr. ROTHMAN, Mr. ENGEL, Mr. FRANK of Massachusetts, Mr. GERLACH, Mr. MCNULTY, and Ms. SCHAKOWSKY.
H. Res. 854: Ms. JACKSON-LEE of Texas, Mr. WEXLER, Mr. UDALL of Colorado, and Mr. MANZULLO.
H. Res. 858: Ms. WASSERMAN SCHULTZ.
H. Res. 860: Mr. ABERCROMBIE, Mr. PAYNE, Mr. HOEKSTRA, Mr. LANTOS, and Ms. MILLENDER-MCDONALD.
H. Res. 874: Mr. BISHOP of Georgia, Mr. REHBERG, and Mr. PAUL.

TUESDAY, JUNE 27, 2006 (62)

¶62.1 APPOINTMENT OF SPEAKER PRO TEMPORE

The House was called to order at 9 a.m. by the SPEAKER pro tempore, Mrs. WILSON of New Mexico, who laid before the House the following communication:

WASHINGTON, DC,
June 27, 2006.

I hereby appoint the Honorable HEATHER WILSON to act as Speaker pro tempore on this day.

J. DENNIS HASTERT,
Speaker of the House of Representatives.

Whereupon, pursuant to the order of the House of Tuesday, January 31, 2006, Members were recognized for morning-hour debate.

¶62.2 RECESS—9:08 A.M.

The SPEAKER pro tempore, Mrs. WILSON of New Mexico, pursuant to clause 12(a) of rule I, declared the House in recess at 9 o'clock and 8 minutes a.m., until 10 a.m.

¶62.3 AFTER RECESS—10 A.M.

The SPEAKER pro tempore, Mrs. MILLER of Michigan, called the House to order.

¶62.4 APPROVAL OF THE JOURNAL

The SPEAKER pro tempore, Mrs. MILLER of Michigan, announced she had examined and approved the Journal of the proceedings of Monday, June 26, 2006.

Pursuant to clause 1, rule I, the Journal was approved.

¶62.5 COMMUNICATIONS

Executive and other communications, pursuant to clause 8, rule XII, were referred as follows:

8292. A letter from the Congressional Review Coordinator, APHIS, Department of Agriculture, transmitting the Department's final rule — States Approved to Receive Stallions and Mares From CEM-Affected Regions; Indiana [Docket No. APHIS-2006-0020] received May 1, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

8293. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Bacillus myocides isolate J; Temporary Exemption from the Requirement of a Tolerance [EPA-HQ-OPP-2005-0303; FRL-8072-3] received June 9, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

8294. A communication from the President of the United States, transmitting a request for FY 2007 budget amendments for International Assistance Programs; (H. Doc. No. 109–119); to the Committee on Appropriations and ordered to be printed.

8295. A letter from the Secretary of the Army, Department of Defense, transmitting notification that the Nunn-McCurdy Unit Cost (NMUC) thresholds for the listed Army Major Defense Acquisition Programs' unit cost metrics have been breached, pursuant to 10 U.S.C. 2433(e)(1); to the Committee on Armed Services.

8296. A letter from the Under Secretary for Acquisitions, Technology and Logistics, Department of Defense, transmitting the Department's report on recommendations in the National Research Council assessment of the Department's Basic Research, pursuant to Public Law 109-163; to the Committee on Armed Services.

8297. A letter from the Under Secretary for Acquisition, Technology and Logistics, Department of Defense, transmitting a copy of the ''Annual Report on the Department of Defense Mentor-Protege Program'' for FY 2005, pursuant to Public Law 101-510, section 831; to the Committee on Armed Services.

8298. A letter from the Under Secretary for Personnel and Readiness, Department of Defense, transmitting a letter on the approved retirement of Lieutenant General George P. Taylor, Jr., United States Air Force, and his advancement to the grade of lieutenant general on the retired list; to the Committee on Armed Services.

8299. A letter from the Under Secretary for Acquisition, Technology, and Logistics, Department of Defense, transmitting a copy of the Department of Defense (DoD) Chemical and Biological Defense Program (CBDP) Annual Report to Congress, pursuant to 50 U.S.C. 1523; to the Committee on Armed Services.

8300. A letter from the Acting Chairman and President, Export-Import Bank, transmitting a report on transactions involving U.S. exports to Mexico pursuant to Section 2(b)(3) of the Export-Import Bank Act of 1945, as amended; to the Committee on Financial Services.

8301. A letter from the Acting Director, Office of Standards, Regulations and Variances, Department of Labor, transmitting the Department's final rule — Diesel Particulate Matter Exposure of Underground Metal and Nonmetal Miners (RIN: 1219-AB29) received June 7, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Education and the Workforce.

8302. A letter from the Secretary, Department of Energy, transmitting the Department's Annual Report on Federal Government Energy Management and Conservation Programs during Fiscal Year 2004, pursuant to 42 U.S.C. 6361(c); to the Committee on Energy and Commerce.

8303. A letter from the Secretary, Department of Health and Human Services, transmitting the FY 2005 Performance Report to Congress required by the Medical Device User Fee and Modernization Act (MDUFMA); to the Committee on Energy and Commerce.

8304. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Approval and Promulgation of Air Quality Implementation Plans; Indiana [EPA-R05-OAR-2006-0004; FRL-8176-4] received June 9, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

8305. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Approval and Promulgation of Air Quality Implementation Plans; Maryland; Ambient Air Quality Standard for Ozone and Fine Particulate Matter [EPA-R03-OAR-2005-MD-0012; FRL-8183-1] received June 9, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

8306. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Approval and Promulgation of Air Quality Implementation Plans; Maryland; Revised Definition of Interruptible Gas Service [EPA-R03-OAR-2005-MD-0015; FRL-8183-2] received June 9, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

8307. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Certain Polybrominated Diphenylethers; Significant New Use Rule [EPA-HQ-OPPT-2004-0085; FRL-7743-2] (RIN: 2070-AJ02) received June 9, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

8308. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Change of Official Office of Pollution Prevention and Toxics' Mailing Address; Technical Amendments [EPA-HQ-OPPT-2006-0405; FRL-7336-5] received June 9, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

8309. A letter from the Legal Advisor, WTB, Federal Communications Commission, transmitting the Commission's final rule — Implementation of the Commercial Spectrum Enhancement Act and Modernization of the Commission's Competitive Bidding Rules and Procedures [WT Docket No. 05-211] received June 9, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

8310. A letter from the Chief, Policy and Rules Division, Federal Communications Commission, transmitting the Commission's final rule — Amendment of Part 2 of the Commission's Rules to Allocate Spectrum Below 3 GHz for Mobile and Fixed Services to Support the Introduction of New Advanced Wireless Services, including Third Generation Wireless Systems [ET Docket No. 00-258]; Service Rules for Advanced Wireless Services In the 1.7 GHz and 2.1 GHz Bands [WT Docket No. 02-353] received June 9, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

8311. A letter from the Chief, Policy and Rules Division, Federal Communications Commission, transmitting the Commission's final rule — Communications Assistance for Law Enforcement Act and Broadband Access and Services [ET Docket No. 04-295; RM-10865] received June 9, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

8312. A letter from the Acting Chief, Telecom. Access Policy Division, Federal Communications Commission, transmitting the Commission's final rule — Jurisdictional Separations and Referral to the Federal-State Joint Board [CC Docket No. 80-286] received June 9, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

8313. A letter from the Legal Advisor to the Bureau Chief, MB, Federal Communications Commission, transmitting the Commission's final rule — Amendment of Section 73.202(b) Table of Allotments, FM Broadcast Stations. (Wilson and Knightdale, North Carolina) [MB Docket No. 05-121; RM-11197] received June 9, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

8314. A letter from the Legal Advisor to the Bureau Chief, MB, Federal Communications Commission, transmitting the Commission's final rule — Amendment of Section 73.202(b), Table of Allotments, FM Broadcast Stations. (Hattiesburg and Sumrall, Mississippi) [MB Docket No. 06-19; RM-11288] received June 9, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

8315. A letter from the Legal Advisor to the Bureau Chief, MB, Federal Communications Commission, transmitting the Commission's final rule — Amendment of Section 73.202(b), Table of Allotments, FM Broadcast Stations. (Morro Bay and Oceano, California) [MB Docket No. 05-5; RM-11139] received June 9, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

8316. A letter from the Legal Advisor to the Bureau Chief, MB, Federal Communications Commission, transmitting the Commission's final rule — Amendment of Section 73.202(b), Table of Allotments, FM Broadcast Stations. (Andover and Haverhill, Massachusetts) [MB Docket No. 05-108; RM-11178) received June 9, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

8317. A letter from the Legal Advisor to the Bureau Chief, MB, Federal Communications Commission, transmitting the Commission's final rule — Amendment of Section 73.202(b), Table of Allotments, FM Broadcast Stations. (Cherokee Village, Black Rock, and Cave City, Arkansas, and Thayer, Missouri) [MB Docket No. 05-104; RM-10837; RM-10838] received June 9, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

8318. A letter from the Legal Advisor to the Bureau Chief, MB, Federal Communications Commission, transmitting the Commission's final rule — Amendment of Section 73.202(b) Table of Allotments, FM Broadcast Stations. (Abilene and Burlingame, Kansas) [MB Docket No. 05-133; RM-11206] received April 28, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

8319. A letter from the Coordinator, Forms Committee, Federal Election Commission, transmitting revisions to the Instructions for FEC Form 3X, Report of Receipts and Disbursements for Other Than An Authorized Committee, and the Instructions for FEC Form 9, 24 Hour Notice of Disbursements for Electioneering Communication; to the Committee on House Administration.

8320. A letter from the Inspector General, U.S. House of Representatives, transmitting a copy of the final report on the Architect of the Capitol (AOC) contracting process for fire protection systems; to the Committee on House Administration.

8321. A letter from the Inspector General, U.S. House of Representatives, transmitting a copy of the final report on the Chief Administrative Officer (CAO) Special Events business process; to the Committee on House Administration.

8322. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Amendments to the National Pollutant Discharge Elimination System (NPDES) Regulations for Storm Water Discharges Associated with Oil and Gas Exploration, Production, Processing, or Treatment Operations or Transmission Facilities

[EPA-HQ-OW-2002-0068; FRL-8183-3] (RIN: 2040-AE81) received June 9, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

8323. A letter from the Administrator, Small Business Administration, transmitting the Annual Report on Minority Small Business and Capital Ownership Development for Fiscal Year 2005, pursuant to 15 U.S.C. 636(j)(16)(B); to the Committee on Small Business.

8324. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting a recommendation to continue in effect a waiver of application of subsection (d)(1) of section 402 of the Trade Act of 1974 with respect to Vietnam for a further 12-month period and a determination that continuation of the waiver currently in effect for Vietnam will substantially promote the objectives of section 402 of the Act and the reasons for such a determination, pursuant to 19 U.S.C. 2432(c) and (d); to the Committee on Ways and Means.

8325. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting notification of the determination that a waiver of the application of subsections (a) and (b) of section 402 of the Trade Act of 1974 with respect to Turkmenistan will substantially promote the objectives of section 402, pursuant to 19 U.S.C. 2432(c) and (d); to the Committee on Ways and Means.

8326. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting notification of the determination that a waiver of the application of subsections (a) and (b) of section 402 of the Trade Act of 1974 with respect to the Republic of Belarus will substantially promote the objectives of section 402, pursuant to 19 U.S.C. 2432(c) and (d); to the Committee on Ways and Means.

¶62.6 PROVIDING FOR CONSIDERATION OF H.R. 4973

Mr. SESSIONS, by direction of the Committee on Rules, called up the following resolution (H. Res. 891):

Resolved, That at any time after the adoption of this resolution the Speaker may, pursuant to clause 2(b) of rule XVIII, declare the House resolved into the Committee of the Whole House on the state of the Union for consideration of the bill (H.R. 4973) to restore the financial solvency of the national flood insurance program, and for other purposes. The first reading of the bill shall be dispensed with. All points of order against consideration of the bill are waived. General debate shall be confined to the bill and shall not exceed one hour equally divided and controlled by the chairman and ranking minority member of the Committee on Financial Services. After general debate the bill shall be considered for amendment under the five-minute rule. The bill shall be considered as read. Notwithstanding clause 11 of rule XVIII, no amendment to the bill shall be in order except those printed in the Committee on Rules accompanying this resolution. Each such amendment may be offered only in the order printed in the report, may be offered only by a Member designated in the report, shall be considered as read, shall be debatable for the time specified in the report equally divided and controlled by the proponent and an opponent, shall not be subject to amendment, and shall not be subject to a demand for division of the question in the House or in the Committee of the Whole. All points of order against such amendments are waived. At the conclusion of consideration of the bill for amendment the Committee shall rise and report the bill to the House with such amendments as may have been adopted. The previous question shall be considered as ordered on the bill and amendments thereto to final passage without intervening motion except one motion to recommit with or without instructions.

When said resolution was considered.

After debate,

On motion of Mr. SESSIONS, the previous question was ordered on the resolution to its adoption or rejection and, under the operation thereof, the resolution was agreed to.

A motion to reconsider the vote whereby said resolution was agreed to was, by unanimous consent, laid on the table.

¶62.7 CLERK TO CORRECT ENGROSSMENT

The SPEAKER pro tempore, Mrs. MILLER of Michigan, by unanimous consent,

Ordered, That in the foregoing resolution, it may be in order that the Clerk will effect a technical correction in the engrossment of the resolution by inserting ''the report of'' after ''printed in'' on page 2, line 9.

¶62.8 PROVIDING FOR CONSIDERATION OF H.R. 5672

Mr. GINGREY, by direction of the Committee on Rules, called up the following resolution (H. Res. 890):

Resolved, That at any time after the adoption of this resolution the Speaker may, pursuant to clause 2(b) of rule XVIII, declare the House resolved into the Committee of the Whole House on the state of the Union for consideration of the bill (H.R. 5672) making appropriations for Science, the Departments of State, Justice, and Commerce, and related agencies for the fiscal year ending September 30, 2007, and for other purposes. The first reading of the bill shall be dispensed with. All points of order against consideration of the bill are waived. General debate shall be confined to the bill and shall not exceed one hour equally divided and controlled by the chairman and ranking minority member of the Committee on Appropriations. After general debate the bill shall be considered for amendment under the five-minute rule. All points of order against provisions in the bill for failure to comply with clause 2 of rule XXI are waived except: beginning with the colon on page 15, line 18, through page 16, line 4; page 24, lines 17 and 18; and section 607. Where points of order are waived against part of a paragraph, points of order against language in another part of such paragraph may be made only against such other part and not against the entire paragraph. During consideration of the bill for amendment, the Chairman of the Committee of the Whole may accord priority in recognition on the basis of whether the Member offering an amendment has caused it to be printed in the portion of the Congressional Record designated for that purpose in clause 8 of rule XVIII. Amendments so printed shall be considered as read. When the committee rises and reports the bill back to the House with a recommendation that the bill do pass, the previous question shall be considered as ordered on the bill and amendments thereto to final passage without intervening motion except one motion to recommit with or without instructions.

SEC. 2. Upon the adoption of this resolution it shall be in order, any rule of the House to the contrary notwithstanding, to consider concurrent resolutions providing for adjournment of the House and Senate during the month of July.

SEC. 3. House Resolution 878 is laid upon the table.

When said resolution was considered.

After debate,

On motion of Mr. GINGREY, the previous question was ordered on the resolution to its adoption or rejection.

The question being put, viva voce,

Will the House agree to said resolution?

The SPEAKER pro tempore, Mrs. MILLER of Michigan, announced that the yeas had it.

Ms. SLAUGHTER demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mrs. MILLER of Michigan, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed.

¶62.9 FREEDOM TO DISPLAY THE AMERICAN FLAG

Mr. BARTLETT of Maryland, moved to suspend the rules and pass the bill (H.R. 42) to ensure that the right of an individual to display the flag of the United States on residential property not be abridged.

The SPEAKER pro tempore, Mrs. MILLER of Michigan, recognized Mr. BARTLETT of Maryland, and Mr. MOORE of Kansas, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and pass said bill?

The SPEAKER pro tempore, Mr. KLINE, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

¶62.10 SEASONED CUSTOMER CURRENCY TRANSACTION REPORTS EXEMPTION

Mr. BACHUS moved to suspend the rules and pass the bill (H.R. 5341) to amend section 5313 of title 31, United States Code, to reform certain requirements for reporting cash transactions, and for other purposes; as amended.

The SPEAKER pro tempore, Mr. KLINE, recognized Mr. BACHUS and Mrs. MALONEY, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and pass said bill, as amended?

The SPEAKER pro tempore, Mr. KLINE, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill, as amended, was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill, as amended, was passed was,

by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

¶62.11 NATIONAL HOMEOWNERSHIP MONTH

Mr. NEY moved to suspend the rules and agree to the following resolution (H. Res. 854):

Whereas the President of the United States has issued a proclamation designating the month of June 2006 as National Homeownership Month;

Whereas the national homeownership rate in the United States has reached a record high of almost 70 percent and more than half of all minority families are homeowners;

Whereas the people of the United States are one of the best-housed populations in the world;

Whereas owning a home is a fundamental part of the American dream and is the largest personal investment many families will ever make;

Whereas homeownership provides economic security for homeowners by aiding them in building wealth over time and strengthens communities through a greater stake among homeowners in local schools, civic organizations, and churches;

Whereas creating affordable homeownership opportunities requires the commitment and cooperation of the private, public, and nonprofit sectors, including the Federal Government and State and local governments; and

Whereas the current laws of the United States, such as the American Dream Downpayment Act, encourage homeownership and should continue to do so in the future: Now, therefore, be it

Resolved, That the House of Representatives—

(1) fully supports the goals and ideals of National Homeownership Month; and

(2) recognizes the importance of homeownership in building strong communities and families.

The SPEAKER pro tempore, Mr. KLINE, recognized Mr. NEY and Ms. WATERS, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and agree to said resolution?

The SPEAKER pro tempore, Mr. KLINE, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said resolution was agreed to.

A motion to reconsider the vote whereby the rules were suspended and said resolution was agreed to was, by unanimous consent, laid on the table.

¶62.12 H. RES. 890—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mr. KLINE, pursuant to clause 8, rule XX, announced the unfinished business to be the question on agreeing to the resolution (H. Res. 890) providing for consideration of the bill (H.R. 5672) making appropriations for Science, the Departments of State, Justice, and Commerce, and related agencies for the fiscal year ending September 30, 2007, and for other purposes.

The question being put,

Will the House agree to said resolution?

The vote was taken by electronic device.

It was decided in the affirmative ..... { Yeas ..... 224 / Nays 188

¶62.13 [Roll No. 319]

YEAS—224

Aderholt
Akin
Alexander
Bachus
Baker
Barrett (SC)
Bartlett (MD)
Barton (TX)
Bass
Beauprez
Biggert
Bilbray
Bilirakis
Bishop (UT)
Blunt
Boehlert
Boehner
Bonilla
Bonner
Bono
Boozman
Boustany
Bradley (NH)
Brady (TX)
Brown (SC)
Brown-Waite, Ginny
Burgess
Burton (IN)
Buyer
Calvert
Camp (MI)
Campbell (CA)
Cantor
Capito
Carter
Chabot
Chocola
Coble
Cole (OK)
Conaway
Crenshaw
Cubin
Culberson
Davis (KY)
Davis, Jo Ann
Davis, Tom
Deal (GA)
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Doolittle
Drake
Dreier
Duncan
Ehlers
Emerson
English (PA)
Everett
Feeney
Ferguson
Fitzpatrick (PA)
Flake
Foley
Forbes
Fortenberry
Fossella
Foxx
Franks (AZ)
Frelinghuysen
Gallegly
Garrett (NJ)
Gerlach
Gibbons
Gilchrest
Gillmor
Gingrey
Gohmert
Goode
Goodlatte
Granger
Graves
Green (WI)
Gutknecht
Hall
Harris
Hart
Hastings (WA)
Hayes
Hayworth
Hefley
Hensarling
Herger
Hobson
Hoekstra
Hostettler
Hulshof
Hunter
Inglis (SC)
Istook
Jenkins
Jindal
Johnson (CT)
Johnson (IL)
Jones (NC)
Keller
Kelly
Kennedy (MN)
King (IA)
King (NY)
Kingston
Kirk
Kline
Knollenberg
Kolbe
Kuhl (NY)
LaHood
Latham
LaTourette
Leach
Lewis (CA)
Lewis (KY)
Linder
LoBiondo
Lucas
Lungren, Daniel E.
Mack
Manzullo
Marchant
McCaul (TX)
McCotter
McCrery
McHenry
McHugh
McKeon
McMorris
Mica
Miller (FL)
Miller (MI)
Miller, Gary
Moran (KS)
Murphy
Musgrave
Myrick
Neugebauer
Ney
Northup
Norwood
Nunes
Nussle
Osborne
Otter
Oxley
Paul
Pearce
Pence
Peterson (PA)
Petri
Pickering
Pitts
Platts
Poe
Pombo
Porter
Price (GA)
Pryce (OH)
Putnam
Radanovich
Ramstad
Regula
Rehberg
Reichert
Renzi
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Ros-Lehtinen
Royce
Ryan (WI)
Ryun (KS)
Saxton
Schmidt
Schwarz (MI)
Sensenbrenner
Sessions
Shadegg
Shaw
Shays
Sherwood
Shimkus
Shuster
Simmons
Simpson
Smith (NJ)
Smith (TX)
Sodrel
Souder
Stearns
Sullivan
Sweeney
Tancredo
Taylor (NC)
Terry
Thomas
Thornberry
Tiahrt
Tiberi
Turner
Upton
Walden (OR)
Walsh
Wamp
Weldon (FL)
Weldon (PA)
Weller
Westmoreland
Whitfield
Wicker
Wilson (NM)
Wilson (SC)
Wolf
Young (AK)
Young (FL)

NAYS—188

Ackerman
Allen
Andrews
Baca
Baird
Baldwin
Barrow
Bean
Berkley
Berman
Berry
Bishop (GA)
Bishop (NY)
Blumenauer
Boren
Boswell
Boucher
Boyd
Brady (PA)
Brown (OH)
Brown, Corrine
Butterfield
Capps
Capuano
Cardin
Cardoza
Carnahan
Castle
Chandler
Clay
Cleaver
Clyburn
Conyers
Cooper
Costa
Costello
Cramer
Crowley
Cuellar
Cummings
Davis (AL)
Davis (CA)
Davis (FL)
Davis (IL)
DeFazio
DeGette
Delahunt
DeLauro
Dicks
Dingell
Doggett
Doyle
Edwards
Emanuel
Engel
Eshoo
Etheridge
Farr
Fattah
Filner
Frank (MA)
Gonzalez
Gordon
Green, Al
Green, Gene
Grijalva
Harman
Hastings (FL)
Herseth
Hinchey
Hinojosa
Holden
Holt
Honda
Hooley
Hoyer
Inslee
Israel
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Johnson, E. B.
Jones (OH)
Kanjorski
Kaptur
Kennedy (RI)
Kildee
Kilpatrick (MI)
Kind
Kucinich
Langevin
Lantos
Larsen (WA)
Larson (CT)
Lee
Levin
Lewis (GA)
Lipinski
Lofgren, Zoe
Lowey
Lynch
Maloney
Markey
Marshall
Matheson
Matsui
McCollum (MN)
McDermott
McGovern
McIntyre
McKinney
McNulty
Meehan
Meek (FL)
Meeks (NY)
Melancon
Michaud
Millender-McDonald
Miller (NC)
Miller, George
Mollohan
Moore (KS)
Moore (WI)
Moran (VA)
Murtha
Nadler
Napolitano
Neal (MA)
Oberstar
Obey
Olver
Owens
Pallone
Pascrell
Pastor
Pelosi
Peterson (MN)
Pomeroy
Price (NC)
Rahall
Rangel
Reyes
Ross
Rothman
Roybal-Allard
Ruppersberger
Ryan (OH)
Sabo
Salazar
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Schakowsky
Schiff
Schwartz (PA)
Scott (GA)
Scott (VA)
Serrano
Sherman
Skelton
Slaughter
Smith (WA)
Snyder
Solis
Spratt
Stark
Stupak
Tanner
Tauscher
Taylor (MS)
Thompson (CA)
Thompson (MS)
Tierney
Towns
Udall (CO)
Udall (NM)
Van Hollen
Velázquez
Visclosky
Wasserman Schultz
Waters
Watson
Watt
Waxman
Wexler
Woolsey
Wu
Wynn

NOT VOTING—20

Abercrombie
Becerra
Blackburn
Cannon
Carson
Case
Davis (TN)
Evans
Ford
Gutierrez
Higgins
Hyde
Issa
Johnson, Sam
McCarthy
Ortiz
Payne
Rush
Strickland
Weiner

So the resolution was agreed to.

A motion to reconsider the vote whereby said resolution was agreed to was, by unanimous consent, laid on the table.

Pursuant to section 3 of House Resolution 890, H. Res. 878 was laid on the table.

¶62.14 CONFERENCE REPORT TO H.R. 889—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mr. MILLER of Florida, pursuant to clause 8, rule XX, announced the further unfinished business to be the motion to suspend the rules and agree to the conference report to the bill (H.R. 889) to authorize appropriations for the Coast Guard for fiscal year 2006, to make technical corrections to various laws administered by the Coast Guard, and for other purposes.

The question being put,

Will the House suspend the rules and agree to said conference report?

The vote was taken by electronic device.

It was decided in the affirmative ..... { Yeas ..... 413 / Nays 0

¶62.15 [Roll No. 320]

YEAS—413

Ackerman
Aderholt
Akin
Alexander
Allen
Andrews
Baca
Bachus
Baird
Baker
Baldwin
Barrett (SC)
Barrow
Bartlett (MD)
Barton (TX)
Bass
Bean
Beauprez
Becerra
Berkley
Berman
Berry
Biggert
Bilbray
Bilirakis
Bishop (GA)
Bishop (NY)
Bishop (UT)
Blackburn
Blumenauer
Blunt
Boehlert
Boehner
Bonilla
Bonner
Bono
Boozman
Boren
Boswell
Boucher
Boustany
Boyd
Bradley (NH)
Brady (PA)
Brady (TX)
Brown (OH)
Brown (SC)
Brown, Corrine
Brown-Waite, Ginny
Burgess
Burton (IN)
Butterfield
Buyer
Calvert
Camp (MI)
Campbell (CA)
Cantor
Capito
Capps
Capuano
Cardin
Cardoza
Carnahan
Carter
Castle
Chabot
Chandler
Chocola
Clay
Cleaver
Clyburn
Coble
Conaway
Conyers
Cooper
Costa
Costello
Cramer
Crenshaw
Crowley
Cubin
Cuellar
Culberson
Cummings
Davis (AL)
Davis (CA)
Davis (FL)
Davis (IL)
Davis (KY)
Davis (TN)
Davis, Jo Ann
Davis, Tom
Deal (GA)
DeFazio
DeGette
Delahunt
DeLauro
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Dicks
Dingell
Doggett
Doolittle
Doyle
Drake
Dreier
Duncan
Edwards
Ehlers
Emanuel
Emerson
Engel
English (PA)
Eshoo
Etheridge
Everett
Farr
Fattah
Feeney
Ferguson
Filner
Fitzpatrick (PA)
Flake
Foley
Forbes
Fortenberry
Fossella
Foxx
Frank (MA)
Franks (AZ)
Frelinghuysen
Gallegly
Garrett (NJ)
Gerlach
Gibbons
Gilchrest
Gillmor
Gingrey
Gohmert
Gonzalez
Goode
Goodlatte
Gordon
Granger
Graves
Green (WI)
Green, Al
Green, Gene
Grijalva
Gutknecht
Hall
Harman
Harris
Hart
Hastings (FL)
Hastings (WA)
Hayes
Hayworth
Hefley
Hensarling
Herger
Herseth
Hinchey
Hinojosa
Hobson
Hoekstra
Holden
Holt
Honda
Hooley
Hostettler
Hoyer
Hulshof
Hunter
Inglis (SC)
Inslee
Israel
Issa
Istook
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Jenkins
Jindal
Johnson (CT)
Johnson (IL)
Johnson, E. B.
Jones (NC)
Jones (OH)
Kanjorski
Kaptur
Keller
Kelly
Kennedy (MN)
Kennedy (RI)
Kildee
Kilpatrick (MI)
Kind
King (IA)
King (NY)
Kingston
Kirk
Kline
Knollenberg
Kolbe
Kucinich
Kuhl (NY)
LaHood
Langevin
Lantos
Larsen (WA)
Larson (CT)
Latham
LaTourette
Leach
Lee
Levin
Lewis (CA)
Lewis (GA)
Lewis (KY)
Linder
Lipinski
LoBiondo
Lofgren, Zoe
Lowey
Lucas
Lungren, Daniel E.
Lynch
Mack
Maloney
Manzullo
Marchant
Markey
Marshall
Matheson
Matsui
McCaul (TX)
McCollum (MN)
McCotter
McCrery
McDermott
McGovern
McHenry
McHugh
McIntyre
McKeon
McKinney
McMorris
McNulty
Meehan
Meek (FL)
Meeks (NY)
Melancon
Mica
Michaud
Millender-McDonald
Miller (FL)
Miller (MI)
Miller (NC)
Miller, Gary
Miller, George
Mollohan
Moore (KS)
Moore (WI)
Moran (KS)
Moran (VA)
Murphy
Murtha
Musgrave
Myrick
Nadler
Napolitano
Neal (MA)
Neugebauer
Ney
Northup
Norwood
Nunes
Nussle
Oberstar
Obey
Olver
Osborne
Otter
Owens
Oxley
Pallone
Pascrell
Pastor
Paul
Pearce
Pelosi
Pence
Peterson (MN)
Peterson (PA)
Petri
Pickering
Pitts
Platts
Poe
Pombo
Pomeroy
Porter
Price (GA)
Price (NC)
Pryce (OH)
Putnam
Rahall
Ramstad
Rangel
Regula
Rehberg
Reichert
Renzi
Reyes
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Ros-Lehtinen
Ross
Rothman
Roybal-Allard
Royce
Ruppersberger
Ryan (OH)
Ryan (WI)
Ryun (KS)
Sabo
Salazar
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Saxton
Schakowsky
Schiff
Schmidt
Schwartz (PA)
Schwarz (MI)
Scott (GA)
Scott (VA)
Sensenbrenner
Serrano
Sessions
Shadegg
Shaw
Shays
Sherman
Sherwood
Shimkus
Shuster
Simmons
Simpson
Skelton
Slaughter
Smith (NJ)
Smith (TX)
Smith (WA)
Snyder
Sodrel
Solis
Souder
Spratt
Stark
Stearns
Stupak
Sullivan
Sweeney
Tancredo
Tanner
Tauscher
Taylor (MS)
Taylor (NC)
Terry
Thomas
Thompson (CA)
Thompson (MS)
Thornberry
Tiahrt
Tiberi
Tierney
Towns
Turner
Udall (CO)
Udall (NM)
Upton
Van Hollen
Velázquez
Visclosky
Walden (OR)
Walsh
Wamp
Wasserman Schultz
Waters
Watson
Watt
Waxman
Weldon (PA)
Weller
Westmoreland
Wexler
Whitfield
Wicker
Wilson (NM)
Wilson (SC)
Wolf
Woolsey
Wu
Wynn
Young (AK)
Young (FL)

NOT VOTING—19

Abercrombie
Cannon
Carson
Case
Cole (OK)
Evans
Ford
Gutierrez
Higgins
Hyde
Johnson, Sam
McCarthy
Ortiz
Payne
Radanovich
Rush
Strickland
Weiner
Weldon (FL)

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said conference report was agreed to.

A motion to reconsider the vote whereby the rules were suspended and said conference report was agreed to was, by unanimous consent, laid on the table.

Ordered, That the Clerk notify the Senate thereof.

¶62.16 H.R. 4843—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mr. MILLER of Florida, pursuant to clause 8, rule XX, announced the further unfinished business to be the motion to suspend the rules and pass the bill (H.R. 4843) to increase, effective as of December 1, 2006, the rates of disability compensation for veterans with service-connected disabilities and the rates of dependency and indemnity compensation for survivors of certain service-connected disabled veterans, and for other purposes; as amended.

The question being put,

Will the House suspend the rules and pass said bill, as amended?

The vote was taken by electronic device.

It was decided in the affirmative ..... { Yeas ..... 408 / Nays 0

¶62.17 [Roll No. 321]

YEAS—408

Ackerman
Aderholt
Akin
Alexander
Allen
Andrews
Baca
Bachus
Baird
Baker
Baldwin
Barrett (SC)
Barrow
Bartlett (MD)
Barton (TX)
Bass
Bean
Beauprez
Becerra
Berkley
Berman
Berry
Biggert
Bilbray
Bilirakis
Bishop (GA)
Bishop (NY)
Bishop (UT)
Blackburn
Blumenauer
Blunt
Boehlert
Boehner
Bonilla
Bonner
Bono
Boozman
Boren
Boswell
Boustany
Boyd
Bradley (NH)
Brady (PA)
Brady (TX)
Brown (OH)
Brown (SC)
Brown, Corrine
Brown-Waite, Ginny
Burgess
Burton (IN)
Buyer
Calvert
Camp (MI)
Campbell (CA)
Cantor
Capito
Capps
Capuano
Cardin
Cardoza
Carnahan
Carter
Castle
Chabot
Clay
Cleaver
Clyburn
Coble
Cole (OK)
Conaway
Conyers
Cooper
Costa
Costello
Cramer
Crenshaw
Crowley
Cubin
Cuellar
Culberson
Cummings
Davis (AL)
Davis (CA)
Davis (FL)
Davis (IL)
Davis (KY)
Davis (TN)
Davis, Jo Ann
Davis, Tom
Deal (GA)
DeFazio
DeGette
Delahunt
DeLauro
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Dicks
Dingell
Doggett
Doolittle
Doyle
Drake
Dreier
Duncan
Edwards
Ehlers
Emanuel
Emerson
Engel
English (PA)
Eshoo
Etheridge
Everett
Farr
Fattah
Feeney
Ferguson
Filner
Fitzpatrick (PA)
Flake
Foley
Forbes
Fortenberry
Fossella
Foxx
Frank (MA)
Franks (AZ)
Frelinghuysen
Gallegly
Garrett (NJ)
Gerlach
Gibbons
Gilchrest
Gillmor
Gingrey
Gohmert
Gonzalez
Goode
Goodlatte
Graves
Green (WI)
Green, Al
Green, Gene
Grijalva
Gutknecht
Hall
Harman
Harris
Hart
Hastings (FL)
Hastings (WA)
Hayes
Hayworth
Hefley
Hensarling
Herger
Herseth
Hinchey
Hinojosa
Hobson
Hoekstra
Holden
Holt
Honda
Hooley
Hostettler
Hoyer
Hulshof
Hunter
Inglis (SC)
Inslee
Israel
Issa
Istook
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Jenkins
Jindal
Johnson (CT)
Johnson (IL)
Johnson, E. B.
Jones (NC)
Jones (OH)
Kanjorski
Kaptur
Keller
Kelly
Kennedy (MN)
Kennedy (RI)
Kildee
Kilpatrick (MI)
Kind
King (IA)
King (NY)
Kingston
Kirk
Kline
Knollenberg
Kolbe
Kucinich
Kuhl (NY)
LaHood
Langevin
Lantos
Larsen (WA)
Larson (CT)
Latham
LaTourette
Leach
Lee
Levin
Lewis (CA)
Lewis (GA)
Lewis (KY)
Linder
Lipinski
LoBiondo
Lofgren, Zoe
Lowey
Lucas
Lungren, Daniel E.
Lynch
Mack
Maloney
Manzullo
Marchant
Markey
Marshall
Matheson
Matsui
McCaul (TX)
McCollum (MN)
McCotter
McCrery
McDermott
McGovern
McHenry
McHugh
McIntyre
McKeon
McKinney
McMorris
McNulty
Meehan
Meek (FL)
Meeks (NY)
Melancon
Mica
Michaud
Millender-McDonald
Miller (FL)
Miller (MI)
Miller (NC)
Miller, Gary
Miller, George
Mollohan
Moore (KS)
Moore (WI)
Moran (KS)
Moran (VA)
Murphy
Murtha
Musgrave
Myrick
Nadler
Napolitano
Neal (MA)
Neugebauer
Ney
Northup
Norwood
Nunes
Nussle
Oberstar
Obey
Olver

Osborne
Otter
Owens
Oxley
Pallone
Pascrell
Pastor
Paul
Pearce
Pelosi
Pence
Peterson (MN)
Peterson (PA)
Petri
Pickering
Pitts
Platts
Poe
Pombo
Pomeroy
Porter
Price (GA)
Price (NC)
Pryce (OH)
Putnam
Radanovich
Rahall
Ramstad
Rangel
Regula
Rehberg
Reichert
Renzi
Reyes
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Ros-Lehtinen
Ross
Rothman
Roybal-Allard
Royce
Ruppersberger
Ryan (OH)
Ryan (WI)
Ryun (KS)
Sabo
Salazar
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Saxton
Schakowsky
Schiff
Schmidt
Schwartz (PA)
Schwarz (MI)
Scott (GA)
Scott (VA)
Sensenbrenner
Serrano
Sessions
Shadegg
Shaw
Shays
Sherman
Sherwood
Shimkus
Shuster
Simmons
Simpson
Skelton
Slaughter
Smith (NJ)
Smith (TX)
Smith (WA)
Snyder
Sodrel
Solis
Souder
Spratt
Stark
Stearns
Stupak
Sullivan
Sweeney
Tancredo
Tanner
Tauscher
Taylor (MS)
Taylor (NC)
Thomas
Thompson (CA)
Thompson (MS)
Thornberry
Tiahrt
Tiberi
Tierney
Towns
Turner
Udall (CO)
Udall (NM)
Upton
Van Hollen
Velázquez
Visclosky
Walden (OR)
Walsh
Wamp
Wasserman Schultz
Waters
Watson
Watt
Waxman
Weldon (FL)
Weldon (PA)
Westmoreland
Wexler
Whitfield
Wicker
Wilson (NM)
Wilson (SC)
Wolf
Woolsey
Wu
Wynn
Young (AK)
Young (FL)

NOT VOTING—24

Abercrombie
Boucher
Butterfield
Cannon
Carson
Case
Chandler
Chocola
Evans
Ford
Gordon
Granger
Gutierrez
Higgins
Hyde
Johnson, Sam
McCarthy
Ortiz
Payne
Rush
Strickland
Terry
Weiner
Weller

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill, as amended, was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill, as amended, was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

¶62.18 NATIONAL FLOOD INSURANCE PROGRAM

The SPEAKER pro tempore, Mr. BOOZMAN, pursuant to House Resolution 891 and rule XVIII, declared the House resolved into the Committee of the Whole House on the state of the Union for the consideration of the bill (H.R. 4973) to restore the financial solvency of the national flood insurance program, and for other purposes.

The SPEAKER pro tempore, Mr. BOOZMAN, by unanimous consent, designated Mr. MILLER of Florida, as Chairman of the Committee of the Whole; and after some time spent therein,

The SPEAKER pro tempore, Mrs. MILLER of Michigan, assumed the Chair.

When Mr. BONILLA, Acting Chairman, reported that the Committee, having had under consideration said bill, had come to no resolution thereon.

¶62.19 ORDER OF BUSINESS—FURTHER CONSIDERATION OF H.R. 4973

On motion of Ms. JACKSON-LEE of Texas, by unanimous consent,

Ordered, That it may be in order during further consideration of H.R. 4973, pursuant to House Resolution 891, amendment numbered 5 may be offered out of sequence.

¶62.20 NATIONAL FLOOD INSURANCE PROGRAM

The SPEAKER pro tempore, Mrs. MILLER of Michigan, pursuant to House Resolution 891 and rule XVIII, declared the House resolved into the Committee of the Whole House on the state of the Union for the further consideration of the bill (H.R. 4973) to restore the financial solvency of the national flood insurance program, and for other purposes.

Mr. BONILLA, Acting Chairman, assumed the chair; and after some time spent therein,

¶62.21 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment numbered 14, printed in House Report 109-530, submitted by Mr. ROHRABACHER:

At the end of the bill, add the following new section:

SEC. 20. RATES FOR PROPERTY AFFECTED BY FEDERALLY FUNDED FLOOD CONTROL PROJECTS.

Section 1308 of the National Flood Insurance Act of 1968 (42 U.S.C. 4015) is amended by adding at the end the following new subsection:

''(g) EFFECT OF FLOOD CONTROL PROJECTS.—Notwithstanding any other provision of law, in any case where a flood control project constructed with Federal assistance causes a property to become at greater risk for a flood than before the construction of the project, the chargeable rate for the property shall be—

''(1) the rate that the Director would have prescribed under subsection (a) if the flood control project had not been constructed; or

''(2) in the case of property that would not have been considered part of a flood-risk zone prior to construction of the flood control project, zero dollars.''.

It was decided in the negative { Yeas ..... 98 / Nays ..... 327 }

¶62.22 [Roll No. 322]

AYES—98

Aderholt
Akin
Bartlett (MD)
Bass
Beauprez
Bilbray
Boehlert
Bono
Boozman
Bradley (NH)
Burton (IN)
Calvert
Campbell (CA)
Chabot
Coble
Cole (OK)
Culberson
Deal (GA)
Diaz-Balart, L.
Diaz-Balart, M.
Duncan
Ehlers
Emerson
Flake
Fossella
Foxx
Franks (AZ)
Gallegly
Gillmor
Gingrey
Gohmert
Graves
Green, Gene
Gutknecht
Hall
Hayworth
Hefley
Hostettler
Hulshof
Hunter
Hyde
Jenkins
Jindal
Kelly
King (IA)
King (NY)
Kingston
Kuhl (NY)
Lewis (CA)
Lewis (KY)
Linder
Lungren, Daniel E.
McCaul (TX)
McCotter
McHenry
McHugh
McKeon
Miller (MI)
Miller, Gary
Nadler
Norwood
Nunes
Oberstar
Obey
Otter
Paul
Pearce
Peterson (MN)
Petri
Pitts
Poe
Price (GA)
Radanovich
Rahall
Rehberg
Rogers (KY)
Rogers (MI)
Rohrabacher
Ros-Lehtinen
Royce
Ryan (WI)
Schwarz (MI)
Sensenbrenner
Shadegg
Sherwood
Shuster
Sodrel
Souder
Stearns
Sweeney
Tancredo
Taylor (NC)
Tiahrt
Weldon (FL)
Weller
Westmoreland
Wicker
Wilson (SC)

NOES—327

Ackerman
Alexander
Allen
Andrews
Baca
Bachus
Baird
Baker
Baldwin
Barrett (SC)
Barrow
Barton (TX)
Bean
Becerra
Berkley
Berman
Berry
Biggert
Bilirakis
Bishop (GA)
Bishop (NY)
Bishop (UT)
Blackburn
Blumenauer
Blunt
Boehner
Bonilla
Bonner
Boren
Boswell
Boucher
Boustany
Boyd
Brady (PA)
Brady (TX)
Brown (OH)
Brown (SC)
Brown, Corrine
Brown-Waite, Ginny
Burgess
Butterfield
Buyer
Camp (MI)
Cantor
Capito
Capps
Capuano
Cardin
Cardoza
Carnahan
Carter
Case
Castle
Chandler
Chocola
Clay
Cleaver
Clyburn
Conaway
Conyers
Cooper
Costa
Costello
Cramer
Crenshaw
Crowley
Cubin
Cuellar
Cummings
Davis (AL)
Davis (CA)
Davis (FL)
Davis (IL)
Davis (KY)
Davis (TN)
Davis, Jo Ann
Davis, Tom
DeFazio
DeGette
Delahunt
DeLauro
Dent
Dicks
Dingell
Doggett
Doolittle
Doyle
Drake
Dreier
Edwards
Emanuel
Engel
English (PA)
Eshoo
Etheridge
Everett
Farr
Fattah
Feeney
Ferguson
Filner
Fitzpatrick (PA)
Foley
Forbes
Ford
Fortenberry
Frank (MA)
Frelinghuysen
Garrett (NJ)
Gerlach
Gibbons
Gilchrest
Gonzalez
Goode
Goodlatte
Gordon
Granger
Green (WI)
Green, Al
Grijalva
Gutierrez
Harman
Harris
Hart
Hastings (FL)
Hastings (WA)
Hayes
Hensarling
Herger
Herseth
Higgins
Hinchey
Hinojosa
Hobson
Hoekstra
Holden
Holt
Honda
Hooley
Hoyer
Inglis (SC)
Inslee
Israel
Issa
Istook
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Johnson (CT)
Johnson (IL)
Johnson, E. B.
Jones (NC)
Jones (OH)
Kanjorski
Kaptur
Keller
Kennedy (MN)
Kennedy (RI)
Kildee
Kilpatrick (MI)
Kind
Kirk
Kline
Knollenberg
Kolbe
Kucinich
LaHood
Langevin
Lantos
Larsen (WA)
Larson (CT)
Latham
LaTourette
Leach
Lee
Levin
Lewis (GA)
Lipinski
LoBiondo
Lofgren, Zoe
Lowey
Lucas
Lynch
Mack
Maloney
Manzullo
Marchant
Markey
Marshall
Matheson
Matsui
McCarthy
McCollum (MN)
McCrery
McDermott
McGovern
McIntyre
McKinney
McMorris
McNulty
Meehan
Meek (FL)
Meeks (NY)
Melancon
Mica
Michaud
Millender-McDonald
Miller (FL)
Miller (NC)
Miller, George
Mollohan
Moore (KS)
Moore (WI)
Moran (KS)
Moran (VA)
Murphy
Murtha
Musgrave
Myrick
Napolitano
Neal (MA)
Neugebauer
Ney
Northup
Nussle
Olver
Osborne
Owens
Oxley
Pallone
Pascrell
Pastor
Payne
Pelosi
Pence
Peterson (PA)
Pickering
Platts
Pombo
Pomeroy
Porter
Price (NC)
Pryce (OH)
Putnam
Ramstad
Rangel
Regula
Reichert
Renzi
Reyes
Reynolds
Rogers (AL)
Ross
Rothman
Roybal-Allard
Ruppersberger
Rush
Ryan (OH)
Ryun (KS)
Sabo
Salazar

Sánchez, Linda T.
Sanchez, Loretta
Sanders
Saxton
Schakowsky
Schiff
Schmidt
Schwartz (PA)
Scott (GA)
Scott (VA)
Serrano
Sessions
Shaw
Shays
Sherman
Shimkus
Simmons
Simpson
Skelton
Slaughter
Smith (NJ)
Smith (TX)
Smith (WA)
Snyder
Solis
Spratt
Stark
Stupak
Sullivan
Tanner
Tauscher
Taylor (MS)
Terry
Thomas
Thompson (CA)
Thompson (MS)
Thornberry
Tiberi
Tierney
Towns
Turner
Udall (CO)
Udall (NM)
Upton
Van Hollen
Velázquez
Visclosky
Walden (OR)
Walsh
Wamp
Wasserman Schultz
Waters
Watson
Watt
Waxman
Weiner
Weldon (PA)
Wexler
Whitfield
Wilson (NM)
Wolf
Woolsey
Wu
Wynn
Young (AK)
Young (FL)

NOT VOTING—7

Abercrombie
Cannon
Carson
Evans
Johnson, Sam
Ortiz
Strickland

So the amendment was not agreed to.

¶62.23 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment numbered 15, printed in House Report 109-530, submitted by Mr. PEARCE:

Page 9, line 6, strike ''AND TRANSITION.—'' and all that follows through ''EFFECTIVE DATE''.

Page 9, strike line 13 and all that follows through page 10, line 15.

It was decided in the negative ..... { Yeas ..... 76 / Nays 347

¶62.24 [Roll No. 323]

AYES—76

Akin
Bachus
Barrett (SC)
Barton (TX)
Beauprez
Bilbray
Blackburn
Burgess
Campbell (CA)
Cantor
Chabot
Chocola
Cooper
Deal (GA)
Duncan
Everett
Feeney
Flake
Fortenberry
Foxx
Franks (AZ)
Garrett (NJ)
Gingrey
Gohmert
Goodlatte
Gutknecht
Hastings (WA)
Hayworth
Hensarling
Hoekstra
Hostettler
Inglis (SC)
Istook
Jenkins
King (IA)
Kingston
Kolbe
Lungren, Daniel E.
Marchant
McCotter
McHenry
McMorris
Miller (MI)
Musgrave
Myrick
Neugebauer
Northup
Norwood
Otter
Paul
Pearce
Pence
Petri
Pitts
Price (GA)
Radanovich
Ramstad
Rehberg
Renzi
Rogers (AL)
Rogers (MI)
Rohrabacher
Royce
Ryan (WI)
Schwarz (MI)
Sensenbrenner
Shadegg
Sherwood
Shuster
Sodrel
Stearns
Tancredo
Thornberry
Wamp
Westmoreland
Wu

NOES—347

Ackerman
Aderholt
Alexander
Allen
Andrews
Baca
Baird
Baker
Baldwin
Barrow
Bartlett (MD)
Bass
Bean
Becerra
Berkley
Berman
Berry
Biggert
Bilirakis
Bishop (GA)
Bishop (NY)
Blumenauer
Blunt
Boehlert
Boehner
Bonilla
Bonner
Bono
Boozman
Boren
Boswell
Boucher
Boustany
Boyd
Bradley (NH)
Brady (PA)
Brady (TX)
Brown (OH)
Brown (SC)
Brown, Corrine
Brown-Waite, Ginny
Burton (IN)
Butterfield
Buyer
Calvert
Camp (MI)
Capito
Capps
Capuano
Cardin
Cardoza
Carnahan
Carter
Case
Castle
Chandler
Clay
Cleaver
Clyburn
Coble
Cole (OK)
Conaway
Conyers
Costa
Costello
Cramer
Crenshaw
Crowley
Cubin
Cuellar
Culberson
Cummings
Davis (AL)
Davis (CA)
Davis (FL)
Davis (IL)
Davis (KY)
Davis (TN)
Davis, Jo Ann
Davis, Tom
DeFazio
DeGette
Delahunt
DeLauro
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Dicks
Dingell
Doggett
Doolittle
Doyle
Drake
Dreier
Edwards
Ehlers
Emanuel
Emerson
Engel
English (PA)
Eshoo
Etheridge
Farr
Fattah
Ferguson
Filner
Fitzpatrick (PA)
Foley
Forbes
Ford
Fossella
Frank (MA)
Frelinghuysen
Gallegly
Gerlach
Gibbons
Gilchrest
Gillmor
Gonzalez
Goode
Gordon
Granger
Graves
Green (WI)
Green, Al
Green, Gene
Grijalva
Gutierrez
Hall
Harman
Harris
Hart
Hastings (FL)
Hayes
Hefley
Herger
Herseth
Higgins
Hinchey
Hinojosa
Hobson
Holden
Holt
Honda
Hooley
Hoyer
Hulshof
Hunter
Hyde
Inslee
Israel
Issa
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Jindal
Johnson (CT)
Johnson (IL)
Johnson, E. B.
Jones (NC)
Jones (OH)
Kanjorski
Kaptur
Keller
Kelly
Kennedy (MN)
Kennedy (RI)
Kildee
Kilpatrick (MI)
Kind
King (NY)
Kirk
Kline
Knollenberg
Kucinich
Kuhl (NY)
LaHood
Langevin
Lantos
Larsen (WA)
Larson (CT)
Latham
LaTourette
Leach
Lee
Levin
Lewis (CA)
Lewis (GA)
Lewis (KY)
Linder
Lipinski
LoBiondo
Lofgren, Zoe
Lowey
Lucas
Lynch
Mack
Maloney
Manzullo
Markey
Marshall
Matheson
Matsui
McCarthy
McCaul (TX)
McCollum (MN)
McCrery
McDermott
McGovern
McHugh
McIntyre
McKeon
McKinney
McNulty
Meehan
Meek (FL)
Meeks (NY)
Melancon
Mica
Michaud
Millender-McDonald
Miller (FL)
Miller (NC)
Miller, Gary
Miller, George
Mollohan
Moore (KS)
Moore (WI)
Moran (KS)
Moran (VA)
Murphy
Murtha
Nadler
Napolitano
Neal (MA)
Ney
Nunes
Nussle
Oberstar
Obey
Olver
Osborne
Owens
Oxley
Pallone
Pascrell
Pastor
Payne
Pelosi
Peterson (MN)
Peterson (PA)
Pickering
Platts
Poe
Pombo
Pomeroy
Porter
Price (NC)
Pryce (OH)
Putnam
Rahall
Rangel
Regula
Reichert
Reyes
Reynolds
Rogers (KY)
Ros-Lehtinen
Ross
Rothman
Roybal-Allard
Ruppersberger
Rush
Ryan (OH)
Ryun (KS)
Sabo
Salazar
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Saxton
Schakowsky
Schiff
Schmidt
Schwartz (PA)
Scott (GA)
Scott (VA)
Serrano
Sessions
Shaw
Shays
Sherman
Shimkus
Simmons
Simpson
Skelton
Slaughter
Smith (NJ)
Smith (TX)
Smith (WA)
Snyder
Solis
Souder
Spratt
Stark
Stupak
Sweeney
Tanner
Tauscher
Taylor (MS)
Taylor (NC)
Terry
Thomas
Thompson (CA)
Thompson (MS)
Tiahrt
Tiberi
Tierney
Towns
Turner
Udall (CO)
Udall (NM)
Upton
Van Hollen
Velázquez
Visclosky
Walden (OR)
Walsh
Wasserman Schultz
Waters
Watson
Watt
Waxman
Weiner
Weldon (FL)
Weldon (PA)
Weller
Wexler
Whitfield
Wicker
Wilson (NM)
Wilson (SC)
Wolf
Woolsey
Wynn
Young (AK)
Young (FL)

NOT VOTING—9

Abercrombie
Bishop (UT)
Cannon
Carson
Evans
Johnson, Sam
Ortiz
Strickland
Sullivan

So the amendment was not agreed to.

¶62.25 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment numbered 16, printed in House Report 109-530, submitted by Mrs. MILLER of Michigan:

Page 24, after line 6, insert the following:

''(5) GREAT LAKES FLOOD LEVEL STUDY.—

''(A) IN GENERAL.—Not later than 90 days after the completion by the International Joint Commission of The Upper Great Lakes Study, the Director shall request the Corps of Engineers to complete a new inundation map for areas surrounding the upper Great Lakes and their interconnecting channels to assist the Director in the development of maps identifying 100- and 500-year flood inundation areas for those areas.

''(B) REQUIREMENTS.—The Director shall request the Corps of Engineers, in completing new inundation map under subparagraph (A), to—

''(i) utilize data and findings from The Upper Great Lakes Study by the International Joint Commission, including any changes to the International Joint Commission's Order of Approval at St. Mary's River; and

''(ii) accurately show the flood inundation of each property by flood risk in the floodplain.

''(C) VALIDITY OF STUDY.—The Director shall take such actions as may be necessary to ensure that the maps completed pursuant to the request under subparagraph (A) are valid and appropriate for use for purposes of the national flood insurance program.

''(D) COMPLETION OF STUDY.—In making the request under subparagraph (A), the Director shall request that the Corps of Engineers complete the new inundation map not later than 18 months after the date of the completion of The Upper Great Lakes Study by the International Joint Commission.

''(E) LIMITATION OF ELEVATION INCREASES.—The Director shall not increase the base flood elevation in any community surrounding the upper Great Lakes and their interconnecting channels until the Corps of Engineers completes the new inundation map pursuant to the request under subparagraph (A).

''(F) DEFINITIONS.—For purposes of this paragraph, the following definitions shall apply:

''(i) The term 'upper Great Lakes' means Lake Superior, Lake Michigan, Lake Huron, and Lake Erie.

''(ii) The term 'interconnecting channels' means the St. Mary's River, St. Clair River, Lake St. Clair, the Detroit River, and the Niagara River up to Niagara Falls.''.

Page 24, line 7, strike ''(5)'' and insert ''(6)''.

Page 24, line 18, strike ''(6)'' and insert ''(7)''.

It was decided in the negative ..... { Yeas ..... 120 / Nays 304

¶62.26 [Roll No. 324]

AYES—120

Aderholt
Akin
Bachus
Baldwin
Barrett (SC)
Barton (TX)
Bass
Bean
Beauprez
Bilirakis
Bishop (UT)
Blackburn
Boehlert
Bono
Bradley (NH)
Burton (IN)
Buyer
Camp (MI)
Cantor
Chabot
Chocola

Cole (OK)
Conyers
Davis, Tom
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Dingell
Doolittle
Duncan
Ehlers
English (PA)
Feeney
Gerlach
Gillmor
Gingrey
Green (WI)
Hastings (WA)
Hayworth
Hefley
Herger
Higgins
Hoekstra
Hostettler
Hulshof
Hunter
Hyde
Jenkins
Johnson (CT)
Jones (NC)
Kaptur
Kildee
Kind
King (IA)
King (NY)
Kingston
Kirk
Kline
Knollenberg
LaHood
Levin
Lewis (KY)
Lucas
Lynch
Manzullo
Marchant
McCaul (TX)
McCotter
McHenry
McHugh
McMorris
Mica
Miller (MI)
Moore (WI)
Moran (KS)
Myrick
Northup
Obey
Otter
Paul
Pearce
Petri
Pitts
Platts
Radanovich
Regula
Rehberg
Renzi
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Ros-Lehtinen
Ryan (WI)
Schakowsky
Schwarz (MI)
Sensenbrenner
Shuster
Simmons
Simpson
Sodrel
Souder
Stearns
Stupak
Sullivan
Sweeney
Tancredo
Tiahrt
Turner
Upton
Walden (OR)
Walsh
Wamp
Weldon (FL)
Weller
Whitfield
Wolf
Young (AK)
Young (FL)

NOES—304

Ackerman
Alexander
Allen
Andrews
Baca
Baird
Baker
Barrow
Bartlett (MD)
Becerra
Berkley
Berman
Berry
Biggert
Bilbray
Bishop (GA)
Bishop (NY)
Blumenauer
Blunt
Boehner
Bonilla
Bonner
Boozman
Boren
Boswell
Boucher
Boustany
Boyd
Brady (PA)
Brady (TX)
Brown (OH)
Brown (SC)
Brown, Corrine
Brown-Waite, Ginny
Burgess
Butterfield
Calvert
Campbell (CA)
Capito
Capps
Capuano
Cardin
Cardoza
Carnahan
Carter
Case
Castle
Chandler
Clay
Cleaver
Clyburn
Coble
Conaway
Cooper
Costa
Costello
Cramer
Crenshaw
Crowley
Cubin
Cuellar
Culberson
Cummings
Davis (AL)
Davis (CA)
Davis (FL)
Davis (IL)
Davis (KY)
Davis (TN)
Davis, Jo Ann
Deal (GA)
DeFazio
DeGette
Delahunt
DeLauro
Dicks
Doggett
Doyle
Drake
Dreier
Edwards
Emanuel
Emerson
Engel
Eshoo
Etheridge
Everett
Farr
Fattah
Ferguson
Filner
Fitzpatrick (PA)
Flake
Foley
Forbes
Ford
Fortenberry
Fossella
Foxx
Frank (MA)
Franks (AZ)
Frelinghuysen
Gallegly
Garrett (NJ)
Gibbons
Gilchrest
Gohmert
Gonzalez
Goode
Goodlatte
Gordon
Granger
Graves
Green, Al
Green, Gene
Grijalva
Gutierrez
Gutknecht
Hall
Harman
Harris
Hart
Hastings (FL)
Hayes
Hensarling
Herseth
Hinchey
Hinojosa
Hobson
Holden
Holt
Honda
Hooley
Hoyer
Inglis (SC)
Inslee
Israel
Issa
Istook
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Jindal
Johnson (IL)
Johnson, E. B.
Jones (OH)
Kanjorski
Keller
Kelly
Kennedy (MN)
Kennedy (RI)
Kilpatrick (MI)
Kolbe
Kucinich
Kuhl (NY)
Langevin
Lantos
Larsen (WA)
Larson (CT)
Latham
LaTourette
Leach
Lee
Lewis (GA)
Linder
Lipinski
LoBiondo
Lofgren, Zoe
Lowey
Lungren, Daniel E.
Mack
Maloney
Markey
Marshall
Matheson
Matsui
McCarthy
McCollum (MN)
McCrery
McDermott
McGovern
McIntyre
McKeon
McKinney
McNulty
Meehan
Meek (FL)
Meeks (NY)
Melancon
Michaud
Millender-McDonald
Miller (FL)
Miller (NC)
Miller, Gary
Miller, George
Mollohan
Moore (KS)
Moran (VA)
Murphy
Murtha
Musgrave
Nadler
Napolitano
Neal (MA)
Neugebauer
Ney
Norwood
Nunes
Nussle
Oberstar
Olver
Osborne
Owens
Oxley
Pallone
Pascrell
Pastor
Payne
Pelosi
Pence
Peterson (MN)
Peterson (PA)
Pickering
Poe
Pombo
Pomeroy
Porter
Price (GA)
Price (NC)
Pryce (OH)
Putnam
Rahall
Ramstad
Rangel
Reichert
Reyes
Ross
Rothman
Roybal-Allard
Royce
Ruppersberger
Rush
Ryan (OH)
Ryun (KS)
Sabo
Salazar
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Saxton
Schiff
Schmidt
Schwartz (PA)
Scott (GA)
Scott (VA)
Serrano
Sessions
Shadegg
Shaw
Shays
Sherman
Sherwood
Shimkus
Skelton
Slaughter
Smith (NJ)
Smith (TX)
Smith (WA)
Snyder
Solis
Spratt
Stark
Tanner
Tauscher
Taylor (MS)
Taylor (NC)
Terry
Thomas
Thompson (CA)
Thompson (MS)
Thornberry
Tiberi
Tierney
Towns
Udall (CO)
Udall (NM)
Van Hollen
Velázquez
Visclosky
Wasserman Schultz
Waters
Watson
Watt
Waxman
Weiner
Weldon (PA)
Westmoreland
Wexler
Wicker
Wilson (NM)
Wilson (SC)
Woolsey
Wu
Wynn

NOT VOTING—8

Abercrombie
Cannon
Carson
Evans
Johnson, Sam
Lewis (CA)
Ortiz
Strickland

So the amendment was not agreed to.

After some further time,

The SPEAKER pro tempore, Mr. BISHOP of Utah, assumed the Chair.

When Mr. BONNER, Acting Chairman, pursuant to House Resolution 891, reported the bill back to the House with sundry amendments adopted by the Committee.

The previous question having been ordered by said resolution.

The following amendments, reported from the Committee of the Whole House on the state of the Union, were agreed to:

Page 5, line 24, strike ''and''.

Page 6, line 4, strike the period and insert ''; and''.

Page 6, after line 4, insert the following:

(E) the extent to which eligibility standards for pre-FIRM properties were inconsistent and resulted in disparities in coverage among such properties.

Page 9, line 17, strike ''date of the enactment of this Act'' and insert ''effective date under paragraph (1) of this subsection''.

Page 10, line 10, strike ''date of the enactment of this Act'' and insert ''effective date under paragraph (1) of this subsection''.

Page 10, line 18, after ''Section 1306(c)(1)'' insert ''of the National Flood Insurance Act of 1968 (42 U.S.C. 4013(c)(1))''.

Page 11, line 2, after ''$1,000,000'' (and before the close quotation marks) insert the following: ''; except that such limitation shall not apply to a regulated lending institution or enterprise for a calendar year if, in any three (or more) of the five calendar years immediately preceding such calendar year, the total amount of penalties assessed under this subsection against such lending institution or enterprise was $1,000,000''.

Strike line 20 on page 15 and all that follows through line 8 on page 16 and insert the following:

''(a) REQUIREMENT TO PARTICIPATE.—In the case of the occurrence of a natural catastrophe that may have resulted in flood damage covered by insurance made available under the National Flood Insurance Program and a loss covered by personal lines residential property insurance policy, upon request made by the insurance commissioner of a State (or such other official responsible for regulating the business of insurance in the State) for the participation of representatives of the Director in a program sponsored by such State for nonbinding mediation of insurance claims resulting from a natural catastrophe, the Director shall cause such representatives to participate in such State program, when claims under the national flood insurance program are involved, to expedite settlement of flood damage claims resulting from such catastrophe.''.

Page 17 lines 4 through 6, strike ''Adjusters representing the national flood insurance program who participate pursuant to subsection (b)(1)'' and insert ''Representatives of the Director who participate pursuant to this section''.

Page 17, line 12, strike the quotation marks and the last period.

Page 17, after line 12 insert the following:

''(d) MEDIATION PROCEEDINGS AND PRIVILEGED DOCUMENTS.—As a condition of the participation of Representatives of the Director pursuant to this section in State-sponsored mediation, all statements made and documents produced pursuant to such mediation involving representatives of the Director shall be deemed privileged and confidential settlement negotiations made in anticipation of litigation.

''(e) EFFECT OF PARTICIPATION ON LIABILITY, RIGHT, AND OBLIGATIONS.—Participation of Representatives of the Director pursuant to this section in State-sponsored mediation shall not affect or expand the liability of any party in contract or in tort, nor shall it affect the rights or obligations of the parties as provided in the Standard Flood Insurance Policy under the national flood insurance program, regulations of the Federal Emergency Management Agency, this Act, or Federal common law.

''(f) EXCLUSIVE FEDERAL JURISDICTION.—Participation of Representatives of the Director pursuant to this section in State-sponsored mediation shall not alter, change or modify the original exclusive jurisdiction of United States courts as provided in this Act.

''(g) COST LIMITATION.—Nothing in this section shall be construed to require the Director or representatives of the Director to pay additional mediation fees relating to flood claims associated with a State-sponsored mediation program in which representatives of the Director participate.

''(h) EXCEPTION.—In the case of the occurrence of a natural catastrophe that results in flood damage claims under the national flood insurance program and does not result in any loss covered by a personal lines residential property insurance policy—

''(1) this section shall not apply; and

''(2) the provisions of the Standard Flood Insurance Policy under the national flood insurance program and the appeals process established pursuant to section 205 of the Bunning-Bereueter-Blumenauer Flood Insurance Reform Act of 2004 (Public Law 108–264; 118 Stat. 726) and regulations issued pursuant to such section shall apply exclusively.

''(i) REPRESENTATIVES OF DIRECTOR.—For purposes of this section, the term 'representatives of the Director' means representatives of the national flood insurance program who participate in the appeals process established pursuant to section 205 of the Bunning-Bereueter-Blumenauer Flood Insurance Reform Act of 2004 (Public Law 108–264; 118 Stat. 726) and regulations issued pursuant to such section.''.

Page 15, line 5, strike ''$18,500,000,000'' and insert ''$20,775,000,000''.

Page 24, line 22, before ''REVIEW'' insert ''ONE-TIME''.

Strike line 24 on page 24 and all that follows through line 2 on page 25 and insert the following:

(2) REQUIRED REVISION.—The Director of the

Page 25, line 8, after the period insert the following: ''The revisions and updating under this paragraph shall not be subject to the requirements of section 1360(k) of the National Flood Insurance Act of 1968 (as added by subsection (a) of this section).''.

Strike line 8 on page 28 and all that follows through line 2 on page 29 and insert the following:

(d) POST-DISASTER FLOOD ELEVATION DETERMINATIONS.—Section 1361 of the National Flood Insurance Act of 1968 (42 U.S.C. 4101), as amended by the preceding provisions of this Act, is further amended by adding at the end the following new subsection:

''(l) INTERIM POST-DISASTER FLOOD ELEVATIONS.—

''(1) AUTHORITY.—Notwithstanding any other provision of this section or section 1363, the Director may, after any flood-related disaster, establish by order interim flood elevation requirements for purposes of the national flood insurance program for any areas affected by such flood-related disaster.

''(2) EFFECTIVENESS.—Such interim elevation requirements for such an area shall take effect immediately upon issuance and may remain in effect until the Director establishes new flood elevations for such area in accordance with section 1363 or the Director provides otherwise.''.

Page 8, line 4, after ''**PROPERTIES**'' insert ''**, CERTAIN PRE-FIRM PROPERTIES,**''.

Page 8, line 17, strike the quotation marks and the second period.

Page 8, after line 17, insert the following new paragraph:

''(4) RECENTLY PURCHASED PRE-FIRM PROPERTIES.—Any property that—

''(A) has been constructed or substantially improved and for which such construction or improvement was started, as determined by the Director, before December 31, 1974, or before the effective date of the initial rate map published by the Director under paragraph (2) of section 1360 for the area in which such property is located, whichever is later; and

''(B) is purchased after the date of the enactment of the Flood Insurance Reform and Modernization Act of 2006.''.

Page 9, line 14, strike ''or (3)'' and insert '', (3), or (4)''.

Page 10, line 12, strike ''and (3)'' and insert '', (3), and (4)''.

Page 10, line 16, strike ''**REDUCTION OF**''.

Page 10, line 18, before ''Section'' insert ''(a) REDUCTION.—''.

Page 10, after line 18, insert the following new subsection:

(b) EXCEPTION.—Section 1306(c)(2)(A) of the National Flood Insurance Act of 1968 (42 U.S.C. 4013(c)(2)(A)) is amended by inserting before the semicolon the following: ''or is in connection with the purchase or other transfer of the property for which the coverage is provided (regardless of whether a loan is involved in the purchase or transfer transaction)''.

Page 23, line 13, strike ''and''.

Page 23, line 19, strike the final period and insert ''; and''.

Page 23, after line 19 insert the following:

''(C) ensure that emerging weather forecasting technology is used, where practicable, in flood map evaluations and the identification of potential risk areas.''.

Page 24, after line 6 insert the following new paragraph:

''(5) EDUCATION PROGRAM.—The Director shall, after each update to a flood insurance program rate map, in consultation with the chief executive officer of each community affected by the update, conduct a program to educate each such community about the update to the flood insurance program rate map and the effects of the update.''.

Page 24, line 7, redesignate paragraph (5) as paragraph (6).

Page 24, line 18, redesignate paragraph (6) as paragraph (7).

At the end of the bill, add the following new section:

SEC. 20. INVESTIGATION OF WRITE-YOUR-OWN INSURERS' ADJUSTMENT OF CLAIMS RELATING TO HURRICANE KATRINA.

(a) INVESTIGATION.—The Inspector General of the Department of Homeland Security shall carry out an investigation of insurers making flood insurance coverage available under the Write-Your-Own program pursuant to section 1345 of the National Flood Insurance Act of 1968 (42 U.S.C. 4081) and subpart C of part 62 of title 44, Code of Federal Regulations to determine—

(1) whether any such insurers, in adjusting and settling claims resulting from Hurricane Katrina, improperly attributed damages from such hurricane to flooding covered under coverage provided under the national flood insurance program rather than to windstorms covered by other coverage provided by such insurers or by windstorm insurance pools in which such insurers participated; and

(2) the extent to which such improper attribution of damages occurred.

(b) REPORT.—Not later than the expiration of the 6-month period that begins upon the date of the enactment of this Act, the Inspector General of the Department of Homeland Security shall submit to the Congress a report setting forth the conclusions of the investigation pursuant to subsection (a).

At the end of the bill, add the following new section (and conform the table of contents accordingly):

SEC. 20. ELIGIBILITY OF PROPERTY DEMOLITION AND REBUILDING FOR MITIGATION ASSISTANCE PROGRAM.

Section 1366(e)(5)(B) of the National Flood Insurance Act of 1968 (42 U.S.C. 4104c(e)(5)(B)) is amended by inserting after ''flood risk'' the following: '', or the demolition and rebuilding of structures located in such areas to at least Base Flood Elevation or any greater elevation required by any local ordinance''.

Page 29, after line 2, insert the following new section:

SEC. 17. NOTIFICATION AND APPEAL OF MAP CHANGES; NOTIFICATION OF ESTABLISHMENT OF FLOOD ELEVATIONS.

Section 1363 of the National Flood Insurance Act of 1968 (42 U.S.C. 4104) is amended by striking the section designation and all that follows through the end of subsection (a) and inserting the following:

''SEC. 1363. (a) In establishing projected flood elevations for land use purposes with respect to any community pursuant to section 1361, the Director shall first propose such determinations—

''(1) by providing the chief executive officer of each community affected by the proposed elevations, by certified mail, with a return receipt requested, notice of the elevations, including a copy of the maps for the elevations for such community and a statement explaining the process under this section to appeal for changes in such elevations;

''(2) by causing notice of such elevations to be published in the Federal Register, which notice shall include information sufficient to identify the elevation determinations and the communities affected, information explaining how to obtain copies of the elevations, and a statement explaining the process under this section to appeal for changes in the elevations;

''(3) by publishing the elevations in a prominent local newspaper; and

''(4) by providing written notification, by first class mail, to each owner of real property affected by the proposed elevations of—

''(A) the status of such property, both prior to and after the effective date of the proposed determination, with respect to flood zone and flood insurance requirements under this Act and the Flood Disaster Protection Act of 1973;

''(B) the process under this section to appeal a flood elevation determination; and

''(C) the mailing address and phone number of a person the owner may contact for more information or to initiate an appeal.''.

Page 29, after line 2, insert the following new subsection:

(e) GAO STUDY OF LOW-INCOME DISCOUNT.—

(1) IN GENERAL.—The Comptroller General of the United States shall conduct a study of potential methods, practices, and incentives that would increase the extent to which low-income families (as such term is defined in section 3(b) of the United States Housing Act of 1937 (42 U.S.C. 1437a(b))) that own residential properties located within areas having special flood hazards purchase flood insurance coverage under the national flood insurance program. In conducting the study the Comptroller General shall analyze—

(A) the feasibility and effectiveness of providing such coverage to low-income families at rates that are discounted from the rates at which such coverage is otherwise provided, the amounts by which such rates should be discounted to ensure that coverage is affordable to such families and to encourage purchase of coverage by such families, and the effects of such discounts on the national flood insurance program; and

(B) the extent to which residential properties occupied by low-income families would be affected by expanding the mandatory purchase requirements of the national flood insurance program to the areas included in the national flood insurance program rate maps pursuant to section 1360(k) of the National Flood Insurance Act of 1968 (42 U.S.C. 4101(k)), as amended by subsection (a) of this section.

(2) REPORT.—The Comptroller General shall submit to the Congress a report setting forth the conclusions of the study under this subsection not later than 12 months after the date of the enactment of this Act.

Page 29, line 16, insert before ''issue regulations'' the following: ''in plain language using easy to understand terms and concepts,''.

Page 29, line 20, insert before ''revise any'' the following: ''in plain language using easy to understand terms and concepts,''.

Page 30, line 2, strike ''and''.

Page 30, line 11, strike the final period and insert ''; and''.

Page 30, after line 11, insert the following new paragraph:

(4) include in each standard flood insurance policy a one-page description of the policy using plain language and easy to understand terms and concepts.

At the end of the bill, add the following new section:

SECTION 20. SAMPLING METHODS FOR QUALITY ASSURANCE.

Section 1345 of the National Flood Insurance Act of 1968 (42 U.S.C. 4081) is amended by adding at the end the following new subsection:

''(d) SAMPLING METHODS FOR QUALITY ASSURANCE.—In selecting the cases and claims for operational reviews and claims re-inspections regarding the national flood insurance program under this title, the Director shall use a statistically valid probability sample whose results can be generalized to the entire population of reviews and claims from

which the sample is drawn and whose sampling error can be quantified.''.

At the end of the bill, add the following new section:

SEC. 20. EXTENSION OF DEADLINE FOR FILING PROOF OF LOSS.

(a) IN GENERAL.—Section 1312 of the National Flood Insurance Act of 1968 (42 U.S.C. 4019) is amended—

(1) by inserting ''(a) PAYMENT.—'' before ''The Director''; and

(2) by adding at the end the following new subsection:

''(b) FILING DEADLINE FOR PROOF OF LOSS.—

''(1) IN GENERAL.—In establishing any requirements regarding notification, proof, or approval of claims for damage to or loss of property which is covered by flood insurance made available under this title, the Director may not require an insured to notify the Director of such damage or loss, submit a claim for such damage or loss, or certify to or submit proof of such damage or loss, before the expiration of the 180-day period that begins on the date that such damage or loss occurred.

''(2) EXCEPTIONS.—Notwithstanding any deadline established in accordance with paragraph (1), the Director may not deny a claim for damage or loss described in such paragraph solely for failure to meet such deadline if the insured demonstrates any good cause for such failure.''.

(b) APPLICABILITY.—Subsection (b) of section 1312 of the National Flood Insurance Act of 1968, as added by subsection (a)(2) of this section, shall apply with respect to any claim under which the damage to or loss of property occurred on or after September 18, 2003.

The bill, as amended, was ordered to be engrossed and read a third time, was read a third time by title.

The question being put, viva voce,

Will the House pass said bill?

The SPEAKER pro tempore, Mr. BISHOP of Utah, announced that the yeas had it.

Mr. OXLEY demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The vote was taken by electronic device.

It was decided in the affirmative ..... { Yeas ..... 416 / Nays 4

¶62.27 [Roll No. 325]

YEAS—416

Ackerman
Aderholt
Akin
Alexander
Allen
Andrews
Baca
Bachus
Baird
Baker
Baldwin
Barrett (SC)
Barrow
Bartlett (MD)
Barton (TX)
Bass
Bean
Beauprez
Becerra
Berkley
Berman
Berry
Biggert
Bilbray
Bilirakis
Bishop (GA)
Bishop (NY)
Bishop (UT)
Blackburn
Blumenauer
Blunt
Boehlert
Boehner
Bonilla
Bonner
Bono
Boozman
Boren
Boswell
Boucher
Boustany
Boyd
Bradley (NH)
Brady (PA)
Brady (TX)
Brown (OH)
Brown (SC)
Brown, Corrine
Brown-Waite, Ginny
Burgess
Burton (IN)
Butterfield
Buyer
Calvert
Camp (MI)
Campbell (CA)
Cantor
Capito
Capps
Capuano
Cardin
Cardoza
Carnahan
Carter
Case
Castle
Chabot
Chandler
Chocola
Clay
Cleaver
Clyburn
Coble
Cole (OK)
Conaway
Conyers
Cooper
Costa
Costello
Cramer
Crenshaw
Crowley
Cubin
Cuellar
Culberson
Cummings
Davis (AL)
Davis (CA)
Davis (FL)
Davis (IL)
Davis (KY)
Davis (TN)
Davis, Jo Ann
Davis, Tom
Deal (GA)
DeFazio
DeGette
Delahunt
DeLauro
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Dicks
Dingell
Doggett
Doolittle
Doyle
Drake
Dreier
Duncan
Edwards
Ehlers
Emanuel
Emerson
Engel
English (PA)
Eshoo
Etheridge
Everett
Farr
Fattah
Feeney
Ferguson
Filner
Fitzpatrick (PA)
Flake
Foley
Forbes
Ford
Fortenberry
Fossella
Foxx
Frank (MA)
Franks (AZ)
Frelinghuysen
Gallegly
Gerlach
Gibbons
Gilchrest
Gillmor
Gingrey
Gohmert
Gonzalez
Goode
Goodlatte
Gordon
Granger
Graves
Green (WI)
Green, Al
Green, Gene
Grijalva
Gutierrez
Gutknecht
Hall
Harman
Harris
Hart
Hastings (FL)
Hastings (WA)
Hayes
Hayworth
Hefley
Hensarling
Herger
Herseth
Hinchey
Hinojosa
Hobson
Hoekstra
Holden
Holt
Honda
Hooley
Hostettler
Hoyer
Hulshof
Hunter
Hyde
Inslee
Israel
Issa
Istook
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Jenkins
Jindal
Johnson (CT)
Johnson (IL)
Johnson, E. B.
Jones (NC)
Jones (OH)
Kanjorski
Kaptur
Keller
Kelly
Kennedy (MN)
Kennedy (RI)
Kildee
Kilpatrick (MI)
Kind
King (IA)
Kingston
Kirk
Kline
Knollenberg
Kolbe
Kucinich
Kuhl (NY)
LaHood
Langevin
Lantos
Larsen (WA)
Larson (CT)
Latham
LaTourette
Leach
Lee
Levin
Lewis (CA)
Lewis (GA)
Lewis (KY)
Linder
Lipinski
LoBiondo
Lofgren, Zoe
Lowey
Lucas
Lungren, Daniel E.
Lynch
Mack
Maloney
Manzullo
Marchant
Marshall
Matheson
Matsui
McCarthy
McCaul (TX)
McCollum (MN)
McCotter
McCrery
McDermott
McGovern
McHenry
McHugh
McIntyre
McKeon
McKinney
McMorris
McNulty
Meehan
Meek (FL)
Meeks (NY)
Melancon
Mica
Michaud
Millender-McDonald
Miller (FL)
Miller (MI)
Miller (NC)
Miller, Gary
Miller, George
Mollohan
Moore (KS)
Moore (WI)
Moran (KS)
Moran (VA)
Murphy
Murtha
Musgrave
Myrick
Nadler
Napolitano
Neal (MA)
Neugebauer
Ney
Northup
Norwood
Nunes
Nussle
Oberstar
Obey
Olver
Osborne
Otter
Owens
Oxley
Pallone
Pascrell
Pastor
Paul
Payne
Pearce
Pelosi
Pence
Peterson (MN)
Peterson (PA)
Petri
Pickering
Pitts
Platts
Poe
Pombo
Pomeroy
Porter
Price (GA)
Price (NC)
Pryce (OH)
Putnam
Radanovich
Rahall
Ramstad
Rangel
Regula
Rehberg
Reichert
Renzi
Reyes
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Ros-Lehtinen
Ross
Rothman
Roybal-Allard
Royce
Ruppersberger
Rush
Ryan (OH)
Ryan (WI)
Ryun (KS)
Sabo
Salazar
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Saxton
Schakowsky
Schiff
Schmidt
Schwartz (PA)
Schwarz (MI)
Scott (GA)
Scott (VA)
Sensenbrenner
Serrano
Sessions
Shadegg
Shaw
Shays
Sherman
Sherwood
Shimkus
Simmons
Simpson
Skelton
Slaughter
Smith (NJ)
Smith (TX)
Smith (WA)
Snyder
Sodrel
Solis
Souder
Spratt
Stark
Stearns
Stupak
Sullivan
Sweeney
Tanner
Tauscher
Taylor (MS)
Taylor (NC)
Terry
Thomas
Thompson (CA)
Thompson (MS)
Thornberry
Tiahrt
Tiberi
Tierney
Towns
Turner
Udall (CO)
Udall (NM)
Upton
Van Hollen
Velázquez
Visclosky
Walden (OR)
Walsh
Wamp
Wasserman Schultz
Waters
Watson
Watt
Waxman
Weiner
Weldon (FL)
Weldon (PA)
Weller
Westmoreland
Wexler
Wicker
Wilson (NM)
Wilson (SC)
Wolf
Woolsey
Wu
Wynn
Young (AK)
Young (FL)

NAYS—4

Higgins
Inglis (SC)
Rohrabacher
Tancredo

NOT VOTING—12

Abercrombie
Cannon
Carson
Evans
Garrett (NJ)
Johnson, Sam
King (NY)
Markey
Ortiz
Shuster
Strickland
Whitfield

So the bill was passed.

A motion to reconsider the vote whereby said bill was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

¶62.28 CLERK TO CORRECT ENGROSSMENT

On motion of Mr. NEY, by unanimous consent,

Ordered, That in the engrossment of the foregoing bill the Clerk be authorized to correct section numbers, punctuation, and cross references and to make such other technical and conforming changes as may be necessary to reflect the actions of the House.

¶62.29 ORDER OF BUSINESS—CONSIDERATION OF H.R. 5672

On motion of Mr. BOEHNER, by unanimous consent,

Ordered, That during consideration of the bill (H.R. 5672) making appropriations for Science, the Departments of State, Justice, and Commerce, and related agencies for the fiscal year ending September 30, 2007, and for other purposes, pursuant to House Resolution 890, the Chair may reduce to two minutes the minimum time for electronic voting under clause 6 of rule XVIII and clause 9 of rule XX.

¶62.30 SCIENCE, STATE, JUSTICE, AND COMMERCE APPROPRIATIONS FY 2007

The SPEAKER pro tempore, Mr. BISHOP of Utah, pursuant to House Resolution 890 and rule XVIII, declared the House resolved into the Committee of the Whole House on the state of the Union for the consideration of the bill (H.R. 5672) making appropriations for Science, the Departments of State, Justice, and Commerce, and related agencies for the fiscal year ending September 30, 2007, and for other purposes.

The SPEAKER pro tempore, Mr. BISHOP of Utah, by unanimous consent, designated Mr. HASTINGS of Washington as Chairman of the Committee of the Whole; and after some time spent therein,

The SPEAKER pro tempore, Mr. TERRY, assumed the Chair.

When Mr. HASTINGS of Washington, Chairman, reported that the Committee, having had under consideration said bill, had come to no resolution thereon.

¶62.31 ORDER OF BUSINESS—FURTHER CONSIDERATION OF H.R. 5672

On motion of Mr. WOLF, by unanimous consent,

Ordered, That it may be in order during the further consideration of H.R. 5672 in the Committee of the Whole House on the state of the Union, pursuant to House Resolution 890, notwithstanding clause 11 of rule XVIII, no further amendment to the bill may be offered except: pro forma amendments offered at any point in the reading by the chairman or ranking minority member of the Committee on Appropriations or their designees for the purpose of debate; amendments printed in the CONGRESSIONAL RECORD and numbered 2, 3, 5, 7, 11, 12, 13, 16, 17, 18, 20, 21, 22, 23, 24, and 25; an amendment by each of the following specified Members: Mr. REICHERT regarding funding for the Justice Assistance grant program, which shall be debatable for 20 minutes; Ms. Ginny BROWN-WAITE of Florida, regarding funding for VAWA program; Ms. VELAZQUEZ regarding funding for the SBA, which shall be debatable for 20 minutes; Mr. HINCHEY regarding funding limitation on implementation of medical marijuana laws, which shall be debatable for 20 minutes; Mr. WOLF or Mr. MOLLOHAN regarding funding for state and local enforcement assistance; Mr. OBEY regarding funding for Legal Services Corporation; Mr. BOSWELL regarding funding for criminal records upgrades; Mr. WYNN regarding funding for drug courts; Mrs. JOHNSON of Connecticut, regarding funding for FBI salaries and expenses; Mr. MOLLOHAN regarding funding for various programs and tax law changes; Mr. KENNEDY of Minnesota, regarding funding for Justice Assistance grant program; Mr. KENNEDY of Minnesota, regarding funding for Justice Assistance grant program; Mr. BARROW regarding funding for SCAAP; Ms. MILLENDER-MCDONALD regarding funding for drug courts; Mr. GARRETT of New Jersey, regarding funding for Justice Assistance grant programs; Mr. REYES regarding funding for the Southwest Border Initiative; Mr. FOSSELLA regarding funding for COPS bulletproof vest program; Mr. LYNCH regarding funding for COPS bulletproof vest program; Mr. RENZI regarding funding for tribal law enforcement; Ms. JACKSON-LEE of Texas, regarding funding limitation on targeting segments of the Muslim and Arab communities for national security investigations; Ms. JACKSON-LEE of Texas, regarding funding limitation on state and local anti-drug task forces that do not collect data on the racial distribution of convictions; Mr. BROWN of Ohio, regarding USTR funding for China enforcement; Mr. BROWN of Ohio, regarding ITA funding for the office of China compliance; Mr. ROGERS of Michigan, regarding funding for the Manufacturing Extension Partnership Program; Ms. Eddie Bernice JOHNSON of Texas, regarding funding for NOAA; Mr. GILCHREST regarding funding for certain NOAA programs; Mr. THOMPSON of California, regarding funding for Pacific Coastal salmon recovery; Mr. BROWN of Ohio, regarding funding for NASA aeronautics research; Ms. JACKSON-LEE of Texas, regarding funding for NASA education programs; Ms. WATSON regarding funding for the Bureau of Economic and Business Affairs; Mr. MURPHY regarding funding reduction for FCC unless certain rulemaking occurs; Mrs. DAVIS of California, regarding funding for the National Veterans Business Development Corporation; Mr. OBEY amending FLSA with respect to the minimum wage; Mr. ANDREWS regarding funding limitation on revisions to OMB CIRCULAR A-76; Mr. BAIRD regarding funding limitation on motions filed under section 3730 of title 31; Mr. CAPUANO regarding funding for young witness assistance grants; Mr. CARDOZA regarding funding for drug endangered children grant program; Mr. CULBERSON regarding funding limitation on activities in contravention of section 1373 of title 8; Ms. DEGETTE regarding funding for Internet Crimes against Children task forces; Ms. DELAURO regarding funding for sexual assault services grants; Mr. ENGEL regarding funding limitation on energy efficiency standards; Mr. ETHERIDGE regarding the Hometown Heroes Act; a funding limitation by Mr. FLAKE on each of the following: Rochester, New York Tooling and Machining Association for workforce development program; Bronx Council for marketing of local business arts initiatives; Arthur Avenue Retail Market for local business requirements and improvements; Wisconsin Procurement Initiative; JARI for a regional business incubator; Fairmont State University for a small business development initiative; Fairplex Trade and Conference Center; Southern and Eastern Kentucky Tourism Development Association; JARI Workforce Development Program and Small Business Technology Center; Oil Region Alliance of Business, Industry, and Tourism; Mr. FRANK of Massachusetts, regarding funding limitation on manned space mission to Mars; Mr. GARRETT of New Jersey, requiring annual report on U.S. contributions to the UN and affiliated entities; Mr. GINGREY regarding funding limitation on participation under the Visa Waiver program; Mr. HINCHEY regarding funding limitation on ''Knock and Announce'' policies; Mr. HINCHEY regarding medical marijuana and transfers of funds for certain state and local programs; Mr. HINCHEY regarding funding limitation for FCC licenses based on ownership; Mr. HINCHEY regarding funding limitation on private phone records from data and credit brokers; Mr. INSLEE regarding funding for children and youth programs and the national tribal sexual offender registry; Ms. Eddie Bernice JOHNSON of Texas, regarding funding for juvenile justice programs; Ms. Eddie Bernice JOHNSON of Texas, regarding funding for the juvenile delinquency prevention block grant program; Mrs. JONES of Ohio, regarding funding limitation on the EEOC National Contact Center; Mr. KING of Iowa, regarding funding for enforcement of section 642 of the IIRIRA; Mr. KUCINICH regarding funding limitation on NASA involuntary separations; Mr. LIPINSKI regarding funding for Law Enforcement Tribute Act; Mr. MCCAUL of Texas regarding funding limitation on UN peacekeeping missions in which UN employees under investigation have not been removed; Mr. MCCAUL of Texas regarding funding limitation on the UN Human Rights Council unless certain members are removed; Mr. MCCOTTER regarding funding limitation on filing under FARA unless certain conditions are met; Mr. NADLER regarding funding for the Jessica Gonzalez Victims Assistance Program; Mr. NADLER regarding funding for FBI salaries and expenses; Mr. NADLER regarding funding limitation on issuance of NSA letters to health insurance companies; Mr. SHERMAN regarding funding limitation on detention of enemy combatants; Mr. SODREL regarding funding limitation on enforcement of the final judgment issued in Hinrichs v. Bosman; Mr. TIAHRT regarding competitiveness; Ms. WATSON or Mr. ISSA, regarding funding limitation on accession of the Russian Federation into the WTO unless USTR makes certain certification; Mr. WAXMAN regarding funding limitation on Industry Trade Advisory Committee on Chemicals unless certain membership requirements are met; Mr. WEINER regarding funding for COPS hiring program; and an amendment or amendments by Mr. WOLF.

Ordered further, that each such amendment may be offered only by the Member named in this request or a designee, or by the Member who caused it to be printed in the CONGRESSIONAL RECORD or a designee, shall be considered as read, shall not be subject to amendment except that the chairman and ranking minority member of the Committee on Appropriations and the Subcommittee on Science, the Departments of State, Justice, and Commerce, and Related Agencies each may offer one pro forma amendment for the purpose of debate; and shall not be subject to a demand for division of the question in the House or in the Committee of the Whole on the State of the Union.

Ordered further, that except as otherwise specified, each amendment shall be debatable for 10 minutes, equally divided and controlled by the proponent and an opponent. An amendment shall be considered to fit the description stated in this request if it addresses in whole or in part the object described.

¶62.32 SCIENCE, STATE, JUSTICE, AND COMMERCE APPROPRIATIONS FY 2007

The SPEAKER pro tempore, Mr. TERRY, pursuant to House Resolution 890 and rule XVIII, declared the House resolved into the Committee of the Whole House on the state of the Union for the further consideration of the bill (H.R. 5672) making appropriations for Science, the Departments of State,

Justice, and Commerce, and related agencies for the fiscal year ending September 30, 2007, and for other purposes.

Mr. HASTINGS of Washington, Chairman of the Committee of the Whole, resumed the chair; and after some time spent therein,

¶62.33 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment submitted by Mr. OBEY:

Page 2, line 7, after the dollar amount, insert: ''(reduced by $6,736,000)''.

Page 62, line 12, after the dollar amount, insert: ''(reduced by $20,000,000)''.

Page 86, line 17, after each of the dollar amounts, insert: ''(increased by $25,000,000)''.

It was decided in the affirmative { Yeas ..... 237 / Nays ..... 185 }

¶62.34 [Roll No. 326]

AYES—237

Abercrombie
Ackerman
Allen
Andrews
Baca
Baird
Baldwin
Barrow
Bass
Bean
Becerra
Berkley
Berman
Berry
Bishop (GA)
Bishop (NY)
Blumenauer
Boehlert
Boozman
Boren
Boswell
Boucher
Boyd
Brown (OH)
Brown, Corrine
Butterfield
Capito
Capps
Capuano
Cardin
Cardoza
Carnahan
Case
Castle
Chandler
Clay
Cleaver
Clyburn
Conyers
Cooper
Costa
Costello
Cramer
Crowley
Cuellar
Cummings
Davis (AL)
Davis (CA)
Davis (FL)
Davis (IL)
Davis (KY)
Davis (TN)
DeFazio
DeGette
Delahunt
DeLauro
Dent
Diaz-Balart, L.
Dicks
Dingell
Doggett
Doyle
Duncan
Edwards
Emanuel
Emerson
Engel
English (PA)
Eshoo
Etheridge
Farr
Fattah
Filner
Fitzpatrick (PA)
Ford
Frank (MA)
Gerlach
Gonzalez
Gordon
Green, Al
Green, Gene
Grijalva
Gutierrez
Harman
Harris
Hart
Hastings (FL)
Herseth
Higgins
Hinchey
Hinojosa
Holden
Holt
Honda
Hooley
Hoyer
Hulshof
Inslee
Israel
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Johnson (CT)
Johnson (IL)
Johnson, E. B.
Jones (OH)
Kanjorski
Kaptur
Kelly
Kennedy (RI)
Kildee
Kilpatrick (MI)
Kind
Kucinich
Kuhl (NY)
LaHood
Langevin
Lantos
Larsen (WA)
Larson (CT)
Leach
Lee
Levin
Lewis (GA)
Lipinski
Lofgren, Zoe
Lowey
Lynch
Maloney
Markey
Marshall
Matheson
Matsui
McCarthy
McCollum (MN)
McCotter
McCrery
McDermott
McGovern
McHugh
McIntyre
McKinney
McNulty
Meehan
Meek (FL)
Meeks (NY)
Melancon
Michaud
Millender-McDonald
Miller (NC)
Miller, George
Mollohan
Moore (KS)
Moore (WI)
Moran (KS)
Moran (VA)
Murtha
Nadler
Napolitano
Neal (MA)
Oberstar
Obey
Olver
Owens
Pallone
Pascrell
Pastor
Payne
Pelosi
Peterson (MN)
Pickering
Platts
Pomeroy
Porter
Price (NC)
Pryce (OH)
Rahall
Ramstad
Rangel
Reichert
Reyes
Ross
Rothman
Roybal-Allard
Ruppersberger
Rush
Ryan (OH)
Sabo
Salazar
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Schakowsky
Schiff
Schwartz (PA)
Schwarz (MI)
Scott (GA)
Scott (VA)
Serrano
Shays
Sherman
Simmons
Skelton
Slaughter
Smith (WA)
Snyder
Solis
Spratt
Stark
Stupak
Sweeney
Tanner
Tauscher
Taylor (MS)
Thompson (CA)
Thompson (MS)
Tierney
Towns
Udall (CO)
Udall (NM)
Upton
Van Hollen
Velázquez
Visclosky
Walsh
Wasserman Schultz
Waters
Watson
Watt
Waxman
Weiner
Weldon (PA)
Wexler
Wilson (NM)
Woolsey
Wu
Wynn

NOES—185

Aderholt
Akin
Alexander
Bachus
Baker
Barrett (SC)
Bartlett (MD)
Barton (TX)
Beauprez
Biggert
Bilbray
Bilirakis
Bishop (UT)
Blackburn
Blunt
Boehner
Bonilla
Bonner
Bono
Boustany
Bradley (NH)
Brady (TX)
Brown (SC)
Brown-Waite, Ginny
Burgess
Burton (IN)
Buyer
Calvert
Camp (MI)
Campbell (CA)
Cantor
Carter
Chabot
Chocola
Coble
Cole (OK)
Conaway
Crenshaw
Cubin
Culberson
Davis, Jo Ann
Davis, Tom
Deal (GA)
Diaz-Balart, M.
Doolittle
Drake
Dreier
Ehlers
Everett
Feeney
Ferguson
Flake
Foley
Forbes
Fortenberry
Fossella
Foxx
Franks (AZ)
Frelinghuysen
Gallegly
Garrett (NJ)
Gibbons
Gilchrest
Gillmor
Gingrey
Gohmert
Goode
Goodlatte
Granger
Graves
Green (WI)
Gutknecht
Hall
Hastings (WA)
Hayes
Hayworth
Hefley
Hensarling
Hobson
Hoekstra
Hostettler
Hunter
Inglis (SC)
Issa
Istook
Jenkins
Jindal
Jones (NC)
Keller
Kennedy (MN)
King (IA)
King (NY)
Kingston
Kirk
Kline
Knollenberg
Kolbe
Latham
LaTourette
Lewis (CA)
Lewis (KY)
Linder
LoBiondo
Lucas
Lungren, Daniel E.
Mack
Manzullo
Marchant
McCaul (TX)
McHenry
McKeon
McMorris
Mica
Miller (FL)
Miller (MI)
Miller, Gary
Murphy
Musgrave
Myrick
Neugebauer
Ney
Northup
Norwood
Nunes
Nussle
Osborne
Otter
Oxley
Paul
Pearce
Pence
Peterson (PA)
Petri
Pitts
Poe
Pombo
Price (GA)
Putnam
Regula
Rehberg
Renzi
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Ros-Lehtinen
Royce
Ryan (WI)
Ryun (KS)
Saxton
Schmidt
Sensenbrenner
Sessions
Shadegg
Shaw
Sherwood
Shimkus
Shuster
Simpson
Smith (NJ)
Smith (TX)
Sodrel
Souder
Stearns
Sullivan
Tancredo
Taylor (NC)
Terry
Thomas
Thornberry
Tiahrt
Tiberi
Turner
Walden (OR)
Wamp
Weldon (FL)
Weller
Westmoreland
Whitfield
Wicker
Wilson (SC)
Wolf
Young (AK)
Young (FL)

NOT VOTING—10

Brady (PA)
Cannon
Carson
Evans
Herger
Hyde
Johnson, Sam
Ortiz
Radanovich
Strickland

So the amendment was agreed to.

¶62.35 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment submitted by Ms. VELAZQUEZ:

Page 2, line 7, after the dollar amount, insert ''(reduced by $10,000,000)''.

Page 50, line 21, after the first dollar amount, insert ''(reduced by $10,000,000)''.

Page 62, line 12, after the dollar amount, insert ''(reduced by $10,000,000)''.

Page 89, line 17, after the first dollar amount, insert ''(reduced by $10,000,000)''.

Page 91, line 12, after the dollar amount, insert ''(increased by $40,000,000)''.

It was decided in the affirmative { Yeas ..... 214 / Nays ..... 207 }

¶62.36 [Roll No. 327]

AYES—214

Abercrombie
Ackerman
Allen
Andrews
Baca
Baird
Baldwin
Barrow
Bean
Becerra
Berkley
Berman
Berry
Bishop (GA)
Bishop (NY)
Blumenauer
Boehlert
Boren
Boswell
Boucher
Boyd
Brown (OH)
Brown, Corrine
Butterfield
Capps
Capuano
Cardin
Cardoza
Carnahan
Case
Chandler
Clay
Cleaver
Clyburn
Conyers
Cooper
Costa
Costello
Cramer
Crowley
Cuellar
Cummings
Davis (AL)
Davis (CA)
Davis (FL)
Davis (IL)
Davis (TN)
DeFazio
DeGette
Delahunt
DeLauro
Dicks
Dingell
Doggett
Doyle
Edwards
Emanuel
Engel
Eshoo
Etheridge
Farr
Fattah
Filner
Ford
Frank (MA)
Gerlach
Gonzalez
Gordon
Graves
Green (WI)
Green, Al
Green, Gene
Grijalva
Gutierrez
Harman
Harris
Hastings (FL)
Herseth
Higgins
Hinchey
Hinojosa
Holden
Holt
Honda
Hooley
Hoyer
Inslee
Israel
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Johnson, E. B.
Jones (NC)
Jones (OH)
Kanjorski
Kaptur
Kennedy (RI)
Kildee
Kilpatrick (MI)
Kind
Kucinich
Langevin
Lantos
Larsen (WA)
Larson (CT)
LaTourette
Lee
Levin
Lewis (GA)
Lipinski
Lofgren, Zoe
Lowey
Lynch
Maloney
Markey
Marshall
Matheson
Matsui
McCarthy
McCollum (MN)
McDermott
McGovern
McHugh
McIntyre
McKinney
McNulty
Meehan
Meek (FL)
Meeks (NY)
Melancon
Michaud
Millender-McDonald
Miller (NC)
Miller, George
Mollohan
Moore (KS)
Moore (WI)
Moran (VA)
Murtha
Nadler
Napolitano
Neal (MA)
Ney
Oberstar
Obey
Olver
Owens
Pallone
Pascrell
Pastor
Paul
Payne
Pelosi
Peterson (MN)
Platts
Pomeroy
Porter
Price (NC)
Rahall
Ramstad
Rangel
Renzi
Reyes
Ross
Rothman
Roybal-Allard
Ruppersberger
Rush
Ryan (OH)
Sabo
Salazar
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Schakowsky
Schiff
Schwartz (PA)
Scott (GA)
Scott (VA)
Serrano
Sherman
Skelton
Slaughter
Smith (WA)
Snyder
Solis
Spratt
Stark
Stupak
Tanner
Tauscher
Taylor (MS)
Thompson (CA)
Thompson (MS)
Tierney
Towns
Udall (CO)
Udall (NM)
Van Hollen
Velázquez
Visclosky
Wasserman Schultz
Waters
Watson
Watt
Waxman
Weiner
Weldon (PA)
Wexler
Wilson (NM)
Woolsey
Wu
Wynn
Young (AK)

NOES—207

Aderholt
Akin
Alexander
Bachus
Baker
Barrett (SC)
Bartlett (MD)
Barton (TX)
Bass
Beauprez
Biggert
Bilbray
Bilirakis
Bishop (UT)
Blackburn
Blunt
Boehner
Bonilla
Bonner
Bono
Boozman
Boustany
Bradley (NH)
Brady (TX)
Brown (SC)
Brown-Waite, Ginny
Burgess
Burton (IN)
Buyer
Calvert
Camp (MI)
Campbell (CA)
Cantor
Capito
Carter
Castle
Chabot

Chocola
Coble
Cole (OK)
Conaway
Crenshaw
Cubin
Culberson
Davis (KY)
Davis, Jo Ann
Davis, Tom
Deal (GA)
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Doolittle
Drake
Dreier
Duncan
Ehlers
Emerson
English (PA)
Everett
Feeney
Ferguson
Fitzpatrick (PA)
Flake
Foley
Forbes
Fortenberry
Fossella
Foxx
Franks (AZ)
Frelinghuysen
Gallegly
Garrett (NJ)
Gibbons
Gilchrest
Gillmor
Gingrey
Gohmert
Goode
Goodlatte
Granger
Gutknecht
Hall
Hart
Hastings (WA)
Hayes
Hayworth
Hefley
Hensarling
Hobson
Hoekstra
Hostettler
Hulshof
Hunter
Inglis (SC)
Issa
Istook
Jenkins
Jindal
Johnson (CT)
Johnson (IL)
Keller
Kelly
Kennedy (MN)
King (IA)
King (NY)
Kingston
Kirk
Kline
Knollenberg
Kolbe
Kuhl (NY)
LaHood
Latham
Leach
Lewis (CA)
Lewis (KY)
Linder
LoBiondo
Lucas
Lungren, Daniel E.
Mack
Manzullo
Marchant
McCaul (TX)
McCotter
McCrery
McHenry
McKeon
McMorris
Mica
Miller (FL)
Miller (MI)
Miller, Gary
Moran (KS)
Murphy
Musgrave
Myrick
Neugebauer
Northup
Norwood
Nunes
Nussle
Osborne
Otter
Oxley
Pearce
Pence
Peterson (PA)
Petri
Pickering
Pitts
Poe
Pombo
Price (GA)
Pryce (OH)
Putnam
Regula
Rehberg
Reichert
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Ros-Lehtinen
Royce
Ryan (WI)
Ryun (KS)
Saxton
Schmidt
Schwarz (MI)
Sensenbrenner
Sessions
Shadegg
Shaw
Shays
Sherwood
Shimkus
Shuster
Simmons
Simpson
Smith (NJ)
Smith (TX)
Sodrel
Souder
Stearns
Sullivan
Sweeney
Tancredo
Taylor (NC)
Terry
Thomas
Thornberry
Tiahrt
Tiberi
Turner
Upton
Walden (OR)
Walsh
Wamp
Weldon (FL)
Weller
Westmoreland
Wicker
Wilson (SC)
Wolf
Young (FL)

NOT VOTING—11

Brady (PA)
Cannon
Carson
Evans
Herger
Hyde
Johnson, Sam
Ortiz
Radanovich
Strickland
Whitfield

So the amendment was agreed to.

¶62.37 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment submitted by Mr. NADLER:

Page 4, line 9, after the dollar amount, insert the following: ''(reduced by $40,000,000)''.

Page 10, line 18, after the first dollar amount, insert the following: ''(increased by $40,000,000)''.

It was decided in the negative { Yeas ..... 176 / Nays ..... 243 }

¶62.38 [Roll No. 328]

AYES—176

Ackerman
Allen
Andrews
Baca
Baldwin
Barrow
Bean
Becerra
Berkley
Berman
Bishop (NY)
Blumenauer
Bono
Boren
Boswell
Boucher
Brown (OH)
Brown, Corrine
Butterfield
Capps
Capuano
Cardin
Cardoza
Carnahan
Case
Chandler
Clay
Clyburn
Conyers
Cooper
Costello
Crowley
Cuellar
Davis (CA)
Davis (FL)
Davis (IL)
Davis (TN)
Deal (GA)
DeFazio
DeGette
Delahunt
DeLauro
Dicks
Dingell
Doggett
Doyle
Emanuel
Engel
Eshoo
Etheridge
Farr
Fattah
Filner
Frank (MA)
Gallegly
Gillmor
Gohmert
Gonzalez
Green, Al
Green, Gene
Grijalva
Gutierrez
Hastings (FL)
Hayworth
Herseth
Higgins
Hinchey
Holden
Holt
Honda
Hooley
Inslee
Israel
Istook
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Johnson, E. B.
Kaptur
Kildee
Kind
Kucinich
Langevin
Lantos
Larsen (WA)
Larson (CT)
Lee
Lewis (GA)
Lipinski
Lofgren, Zoe
Lowey
Lynch
Maloney
Markey
Marshall
Matheson
Matsui
McCarthy
McDermott
McGovern
McIntyre
McKinney
McNulty
Meehan
Meek (FL)
Meeks (NY)
Melancon
Michaud
Millender-McDonald
Miller, Gary
Miller, George
Moore (KS)
Moore (WI)
Moran (VA)
Murtha
Nadler
Napolitano
Neal (MA)
Owens
Pallone
Pascrell
Payne
Pelosi
Platts
Pomeroy
Price (GA)
Rahall
Ramstad
Rangel
Renzi
Reyes
Rohrabacher
Ross
Rothman
Roybal-Allard
Royce
Ruppersberger
Ryan (OH)
Salazar
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Schakowsky
Schiff
Scott (GA)
Scott (VA)
Serrano
Sherman
Slaughter
Smith (WA)
Solis
Spratt
Stark
Stupak
Tauscher
Taylor (MS)
Thompson (CA)
Thompson (MS)
Thornberry
Tierney
Towns
Udall (CO)
Udall (NM)
Velázquez
Wasserman Schultz
Waters
Watson
Waxman
Weiner
Weldon (PA)
Westmoreland
Wexler
Woolsey
Wu
Wynn
Young (AK)

NOES—243

Abercrombie
Aderholt
Akin
Alexander
Bachus
Baird
Baker
Barrett (SC)
Bartlett (MD)
Barton (TX)
Bass
Beauprez
Berry
Biggert
Bilbray
Bilirakis
Bishop (GA)
Bishop (UT)
Blackburn
Blunt
Boehlert
Boehner
Bonilla
Bonner
Boozman
Boustany
Boyd
Bradley (NH)
Brady (TX)
Brown (SC)
Brown-Waite, Ginny
Burgess
Burton (IN)
Buyer
Calvert
Camp (MI)
Campbell (CA)
Cantor
Capito
Carter
Castle
Chabot
Chocola
Cleaver
Coble
Cole (OK)
Conaway
Cramer
Crenshaw
Cubin
Culberson
Cummings
Davis (AL)
Davis (KY)
Davis, Jo Ann
Davis, Tom
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Doolittle
Drake
Dreier
Duncan
Edwards
Ehlers
Emerson
English (PA)
Everett
Feeney
Ferguson
Fitzpatrick (PA)
Flake
Foley
Forbes
Ford
Fortenberry
Fossella
Foxx
Franks (AZ)
Frelinghuysen
Garrett (NJ)
Gerlach
Gibbons
Gilchrest
Gingrey
Goode
Goodlatte
Gordon
Granger
Graves
Green (WI)
Gutknecht
Hall
Harman
Harris
Hart
Hastings (WA)
Hayes
Hefley
Hensarling
Hinojosa
Hobson
Hoekstra
Hostettler
Hoyer
Hulshof
Hunter
Inglis (SC)
Issa
Jenkins
Jindal
Johnson (CT)
Johnson (IL)
Jones (NC)
Jones (OH)
Kanjorski
Keller
Kelly
Kennedy (MN)
Kennedy (RI)
Kilpatrick (MI)
King (IA)
King (NY)
Kingston
Kirk
Kline
Knollenberg
Kolbe
Kuhl (NY)
LaHood
Latham
LaTourette
Leach
Levin
Lewis (CA)
Lewis (KY)
Linder
LoBiondo
Lucas
Lungren, Daniel E.
Mack
Manzullo
Marchant
McCaul (TX)
McCollum (MN)
McCotter
McCrery
McHenry
McHugh
McKeon
McMorris
Mica
Miller (FL)
Miller (MI)
Miller (NC)
Mollohan
Moran (KS)
Murphy
Musgrave
Myrick
Neugebauer
Ney
Northup
Norwood
Nunes
Nussle
Oberstar
Obey
Olver
Osborne
Otter
Oxley
Pastor
Paul
Pearce
Pence
Peterson (MN)
Peterson (PA)
Petri
Pickering
Pitts
Poe
Pombo
Porter
Price (NC)
Pryce (OH)
Putnam
Regula
Rehberg
Reichert
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Ros-Lehtinen
Ryan (WI)
Ryun (KS)
Sabo
Saxton
Schmidt
Schwartz (PA)
Schwarz (MI)
Sensenbrenner
Sessions
Shadegg
Shaw
Shays
Sherwood
Shimkus
Shuster
Simmons
Simpson
Skelton
Smith (NJ)
Smith (TX)
Snyder
Sodrel
Souder
Stearns
Sullivan
Sweeney
Tancredo
Tanner
Taylor (NC)
Terry
Thomas
Tiahrt
Tiberi
Turner
Upton
Van Hollen
Visclosky
Walden (OR)
Walsh
Wamp
Watt
Weldon (FL)
Weller
Wicker
Wilson (NM)
Wilson (SC)
Wolf
Young (FL)

NOT VOTING—13

Brady (PA)
Cannon
Carson
Costa
Evans
Herger
Hyde
Johnson, Sam
Ortiz
Radanovich
Rush
Strickland
Whitfield

So the amendment was not agreed to.

¶62.39 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment numbered 22 submitted by Mr. STEARNS:

Page 16, line 14, after the dollar amount, insert ''(increased by $500,000)''.

Page 67, line 14, after the dollar amount, insert ''(reduced by $500,000)''.

It was decided in the negative { Yeas ..... 163 / Nays ..... 257 }

¶62.40 [Roll No. 329]

AYES—163

Akin
Bachus
Barrett (SC)
Barrow
Bartlett (MD)
Barton (TX)
Bean
Beauprez
Berkley
Berry
Bilbray
Bilirakis
Bishop (UT)
Blackburn
Bonner
Boozman
Boren
Boucher
Boyd
Brady (TX)
Brown-Waite, Ginny
Burgess
Burton (IN)
Buyer
Camp (MI)
Cantor
Cardoza
Chabot
Chandler
Chocola
Coble
Conaway
Costa
Cubin
Cuellar
Davis (KY)
Davis (TN)
Davis, Jo Ann
Deal (GA)
Dent
Diaz-Balart, M.
Drake
Duncan
Everett
Feeney
Foley
Forbes
Ford
Fossella
Foxx
Franks (AZ)
Gallegly
Garrett (NJ)
Gerlach
Gibbons
Gillmor
Gohmert
Goode
Goodlatte
Graves
Green (WI)
Green, Gene
Gutknecht
Hall
Harris
Hayworth
Hefley
Herseth
Holden
Hostettler
Hulshof
Hunter
Istook
Jenkins
Jindal
Jones (NC)
Kanjorski
Keller
Kelly
Kennedy (MN)
Kind
King (IA)
King (NY)
Kingston
Lewis (KY)
Linder
LoBiondo
Lucas
Lungren, Daniel E.
Mack
Maloney
Markey
Marshall
Matheson
McCotter
McHenry
McIntyre
McKinney
McMorris
Melancon
Mica
Miller (FL)
Miller (MI)
Miller, Gary
Moran (KS)
Murphy
Murtha
Musgrave
Myrick
Neugebauer
Norwood
Nunes
Oberstar
Otter
Pascrell
Paul
Peterson (MN)
Peterson (PA)

Petri
Platts
Poe
Pombo
Porter
Price (GA)
Rahall
Renzi
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Ross
Royce
Ryan (OH)
Ryun (KS)
Salazar
Saxton
Schakowsky
Schmidt
Sensenbrenner
Sessions
Shadegg
Shaw
Sherman
Shimkus
Shuster
Smith (NJ)
Sodrel
Souder
Stearns
Stupak
Sullivan
Tancredo
Tanner
Taylor (MS)
Terry
Thornberry
Tiberi
Wamp
Weiner
Westmoreland
Wilson (SC)
Young (AK)
Young (FL)

NOES—257

Abercrombie
Ackerman
Aderholt
Alexander
Allen
Andrews
Baca
Baird
Baker
Baldwin
Bass
Becerra
Berman
Biggert
Bishop (GA)
Bishop (NY)
Blumenauer
Blunt
Boehlert
Boehner
Bonilla
Bono
Boswell
Boustany
Bradley (NH)
Brown (OH)
Brown (SC)
Brown, Corrine
Butterfield
Calvert
Campbell (CA)
Capito
Capps
Capuano
Cardin
Carnahan
Carter
Case
Castle
Clay
Cleaver
Clyburn
Cole (OK)
Conyers
Cooper
Costello
Cramer
Crenshaw
Crowley
Cummings
Davis (AL)
Davis (CA)
Davis (FL)
Davis (IL)
Davis, Tom
DeFazio
DeGette
Delahunt
DeLauro
Diaz-Balart, L.
Dicks
Dingell
Doggett
Doolittle
Doyle
Dreier
Edwards
Ehlers
Emanuel
Emerson
Engel
English (PA)
Eshoo
Etheridge
Farr
Fattah
Ferguson
Filner
Fitzpatrick (PA)
Flake
Fortenberry
Frank (MA)
Frelinghuysen
Gilchrest
Gingrey
Gonzalez
Gordon
Granger
Green, Al
Grijalva
Gutierrez
Harman
Hart
Hastings (FL)
Hastings (WA)
Hayes
Hensarling
Higgins
Hinchey
Hinojosa
Hobson
Hoekstra
Holt
Honda
Hooley
Hoyer
Inglis (SC)
Inslee
Israel
Issa
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Johnson (CT)
Johnson (IL)
Johnson, E. B.
Jones (OH)
Kaptur
Kennedy (RI)
Kildee
Kilpatrick (MI)
Kirk
Kline
Knollenberg
Kolbe
Kucinich
Kuhl (NY)
LaHood
Langevin
Lantos
Larsen (WA)
Larson (CT)
Latham
LaTourette
Leach
Lee
Levin
Lewis (CA)
Lewis (GA)
Lipinski
Lofgren, Zoe
Lowey
Lynch
Manzullo
Marchant
Matsui
McCarthy
McCaul (TX)
McCollum (MN)
McCrery
McDermott
McGovern
McHugh
McKeon
McNulty
Meehan
Meek (FL)
Meeks (NY)
Michaud
Millender-McDonald
Miller (NC)
Miller, George
Mollohan
Moore (KS)
Moore (WI)
Moran (VA)
Nadler
Napolitano
Neal (MA)
Ney
Northup
Nussle
Obey
Olver
Osborne
Owens
Oxley
Pallone
Pastor
Payne
Pearce
Pelosi
Pence
Pickering
Pitts
Pomeroy
Price (NC)
Pryce (OH)
Putnam
Ramstad
Rangel
Regula
Rehberg
Reichert
Reyes
Reynolds
Ros-Lehtinen
Rothman
Roybal-Allard
Ruppersberger
Rush
Ryan (WI)
Sabo
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Schiff
Schwartz (PA)
Schwarz (MI)
Scott (GA)
Scott (VA)
Serrano
Shays
Sherwood
Simmons
Simpson
Skelton
Slaughter
Smith (TX)
Smith (WA)
Snyder
Solis
Spratt
Stark
Sweeney
Tauscher
Taylor (NC)
Thomas
Thompson (CA)
Thompson (MS)
Tiahrt
Tierney
Towns
Turner
Udall (CO)
Udall (NM)
Upton
Van Hollen
Velázquez
Visclosky
Walden (OR)
Walsh
Wasserman Schultz
Waters
Watson
Watt
Waxman
Weldon (FL)
Weldon (PA)
Weller
Wexler
Wicker
Wilson (NM)
Wolf
Woolsey
Wu
Wynn

NOT VOTING—12

Brady (PA)
Cannon
Carson
Culberson
Evans
Herger
Hyde
Johnson, Sam
Ortiz
Radanovich
Strickland
Whitfield

So the amendment was not agreed to.

¶62.41 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment submitted by Mr. KENNEDY of Minnesota:

Page 23, line 4, after the dollar amount, insert the following: ''(increased by $50,000,000)''.

Page 23, line 9, after the dollar amount, insert the following: ''(increased by $50,000,000)''.

Page 39, line 25, after the dollar amount, insert the following: ''(reduced by $50,000,000)''.

It was decided in the affirmative ..... { Yeas ..... 291 / Nays 129

¶62.42 [Roll No. 330]

AYES—291

Abercrombie
Aderholt
Akin
Allen
Baca
Baird
Baldwin
Barrow
Barton (TX)
Bass
Bean
Beauprez
Berkley
Berry
Bilbray
Bilirakis
Bishop (GA)
Bishop (NY)
Bishop (UT)
Blunt
Boehlert
Bonner
Boozman
Boren
Boswell
Boucher
Boustany
Bradley (NH)
Brady (TX)
Brown (OH)
Brown (SC)
Brown, Corrine
Brown-Waite, Ginny
Burton (IN)
Butterfield
Buyer
Calvert
Camp (MI)
Cantor
Capito
Capps
Cardin
Cardoza
Carnahan
Case
Castle
Chabot
Chandler
Clyburn
Coble
Cole (OK)
Conaway
Cooper
Costa
Costello
Crenshaw
Cubin
Cuellar
Cummings
Davis (AL)
Davis (CA)
Davis (FL)
Davis (KY)
Davis (TN)
Davis, Jo Ann
Deal (GA)
DeFazio
DeGette
Delahunt
DeLauro
Dent
Diaz-Balart, M.
Doggett
Doolittle
Doyle
Duncan
Edwards
Emerson
Engel
English (PA)
Etheridge
Everett
Farr
Fattah
Feeney
Ferguson
Fitzpatrick (PA)
Foley
Forbes
Ford
Fortenberry
Fossella
Foxx
Gallegly
Gerlach
Gibbons
Gillmor
Gingrey
Gohmert
Goodlatte
Gordon
Graves
Green (WI)
Green, Al
Green, Gene
Gutknecht
Hall
Harman
Harris
Hart
Hayworth
Hensarling
Herseth
Higgins
Hinchey
Hobson
Hoekstra
Holden
Holt
Hooley
Hostettler
Hulshof
Hunter
Inslee
Israel
Issa
Istook
Jenkins
Jindal
Johnson (CT)
Johnson (IL)
Jones (NC)
Kanjorski
Keller
Kelly
Kennedy (MN)
Kildee
Kilpatrick (MI)
Kind
King (IA)
King (NY)
Kingston
Kirk
Kline
Kuhl (NY)
LaHood
Langevin
Larsen (WA)
Larson (CT)
Latham
LaTourette
Leach
Levin
Lewis (KY)
Lipinski
LoBiondo
Lofgren, Zoe
Lowey
Lucas
Lungren, Daniel E.
Lynch
Maloney
Markey
Marshall
Matheson
McCarthy
McCaul (TX)
McCollum (MN)
McCotter
McCrery
McDermott
McGovern
McHenry
McHugh
McIntyre
McKeon
McKinney
McMorris
McNulty
Meehan
Meek (FL)
Meeks (NY)
Melancon
Mica
Michaud
Miller (FL)
Miller (MI)
Miller, Gary
Moore (KS)
Moore (WI)
Moran (KS)
Murphy
Murtha
Musgrave
Nadler
Neal (MA)
Neugebauer
Ney
Northup
Norwood
Nunes
Nussle
Oberstar
Obey
Osborne
Otter
Oxley
Pallone
Peterson (MN)
Peterson (PA)
Pickering
Pitts
Platts
Poe
Pombo
Pomeroy
Porter
Price (NC)
Pryce (OH)
Rahall
Ramstad
Rehberg
Reichert
Renzi
Reynolds
Rogers (AL)
Rogers (MI)
Rohrabacher
Ross
Royce
Ruppersberger
Ryan (OH)
Ryan (WI)
Ryun (KS)
Sabo
Salazar
Sanchez, Loretta
Sanders
Saxton
Schiff
Schmidt
Schwartz (PA)
Schwarz (MI)
Scott (VA)
Sensenbrenner
Sessions
Shadegg
Shaw
Shays
Shimkus
Shuster
Simmons
Skelton
Slaughter
Smith (NJ)
Smith (WA)
Snyder
Sodrel
Souder
Spratt
Stearns
Stupak
Sullivan
Sweeney
Tanner
Tauscher
Taylor (MS)
Taylor (NC)
Terry
Thompson (MS)
Thornberry
Tiberi
Tierney
Towns
Udall (CO)
Udall (NM)
Upton
Van Hollen
Visclosky
Walden (OR)
Walsh
Wamp
Watson
Weiner
Weldon (PA)
Weller
Westmoreland
Wilson (NM)
Wilson (SC)
Wu
Young (FL)

NOES—129

Ackerman
Alexander
Andrews
Bachus
Baker
Barrett (SC)
Bartlett (MD)
Becerra
Berman
Biggert
Blackburn
Blumenauer
Bonilla
Bono
Boyd
Burgess
Campbell (CA)
Capuano
Carter
Chocola
Clay
Cleaver
Conyers
Cramer
Crowley
Culberson
Davis (IL)
Davis, Tom
Diaz-Balart, L.
Dicks
Dingell
Drake
Dreier
Ehlers
Emanuel
Eshoo
Filner
Flake
Frank (MA)
Franks (AZ)
Frelinghuysen
Garrett (NJ)
Gilchrest
Gonzalez
Goode
Granger
Grijalva
Gutierrez
Hastings (FL)
Hastings (WA)
Hayes
Hefley
Hinojosa
Honda
Hoyer
Inglis (SC)
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Johnson, E. B.
Jones (OH)
Kaptur
Kennedy (RI)
Knollenberg
Kolbe
Kucinich
Lantos
Lee
Lewis (CA)
Lewis (GA)
Linder
Mack
Manzullo
Marchant
Matsui
Millender-McDonald
Miller (NC)
Miller, George
Mollohan
Moran (VA)
Myrick
Napolitano
Olver
Owens
Pascrell
Pastor
Paul
Payne
Pearce
Pelosi
Pence
Petri
Price (GA)
Putnam
Rangel
Regula
Reyes
Rogers (KY)
Ros-Lehtinen
Rothman
Roybal-Allard
Rush
Sánchez, Linda T.
Schakowsky
Scott (GA)
Serrano
Sherman
Sherwood
Simpson
Smith (TX)
Solis
Stark
Tancredo
Thomas
Thompson (CA)
Tiahrt
Turner
Velázquez
Wasserman Schultz
Waters
Watt
Waxman
Weldon (FL)
Wexler
Wicker
Wolf
Woolsey
Wynn
Young (AK)

NOT VOTING—12

Boehner
Brady (PA)
Cannon
Carson
Evans
Herger
Hyde
Johnson, Sam
Ortiz
Radanovich
Strickland
Whitfield

So the amendment was agreed to.

The SPEAKER pro tempore, Mr. McCAUL of Texas, assumed the Chair.

When Mr. HASTINGS of Washington, Chairman, reported that the Committee, having had under consideration said bill, had come to no resolution thereon.

¶62.43 LEAVE OF ABSENCE

By unanimous consent, leave of absence was granted—

To Mr. ABERCROMBIE, for today until 6 p.m.; and

To Mr. ORTIZ, for today.

And then,

¶62.44 ADJOURNMENT

On motion of Mr. PRICE of Georgia, at midnight, the House adjourned.

¶62.45 REPORTS OF COMMITTEES ON PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XIII, reports of committees were delivered to the Clerk for printing and reference to the proper calendar, as follows:

Mr. YOUNG of Alaska: Committee on Transportation and Infrastructure. H.R. 4125. A bill to permit the Administrator of General Services to make repairs and lease space without approval of a prospectus if the repair or lease is required as a result of damages to buildings or property attributable to Hurricane Katrina or Hurricane Rita (Rept. 109–532.) Referred to the Committee of the Whole House on the State of the Union.

¶62.46 PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XII, public bills and resolutions were introduced and severally referred, as follows:

By Mr. SULLIVAN (for himself, Mr. GENE GREEN of Texas, Mr. BASS, Mr. SCHWARZ of Michigan, Mr. BURGESS, Mr. BILIRAKIS, and Mr. SESSIONS):

H.R. 5688. A bill to prohibit misleading and deceptive advertising or representation in the provision of health care services; to the Committee on Energy and Commerce.

By Mr. YOUNG of Alaska (for himself, Mr. OBERSTAR, Mr. PETRI, and Mr. DEFAZIO):

H.R. 5689. A bill to amend the Safe, Accountable, Flexible, Efficient Transportation Equity Act: A Legacy for Users to make technical corrections, and for other purposes; to the Committee on Transportation and Infrastructure.

By Mr. BOREN (for himself, Mr. ROSS, Mr. BOOZMAN, and Mr. SNYDER):

H.R. 5690. A bill to adjust the boundaries of the Ouachita National Forest in the States of Oklahoma and Arkansas; to the Committee on Resources.

By Mrs. DRAKE:

H.R. 5691. A bill to amend title XVIII of the Social Security Act to provide for a Medicare prescription drug special enrollment period in 2006 for all part D eligible individuals and to waive the late enrollment penalty for low-income individuals who enroll during such period; to the Committee on Energy and Commerce, and in addition to the Committee on Ways and Means, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. GOHMERT:

H.R. 5692. A bill to direct the Secretary of the Interior to carry out a study to determine the suitability and feasibility of establishing memorials to the Space Shuttle Columbia on parcels of land in the State of Texas; to the Committee on Resources.

By Mr. BASS (for himself and Mr. BRADLEY of New Hampshire):

H. Con. Res. 436. Concurrent resolution congratulating Donald Andrew Hall for his selection by the Librarian of Congress as the 14th Poet Laureate of the United States and for his great accomplishments in prose and essays focusing on New England rural living, baseball, and how work conveys meaning to ordinary life; to the Committee on House Administration.

By Ms. HARRIS:

H. Con. Res. 437. Concurrent resolution expressing the sense of Congress that United States officials who leak sensitive classified national security secrets should be vigorously investigated and, if need be, brought to justice; to the Committee on the Judiciary.

By Mr. SHAW (for himself, Mr. HERGER, Mr. CAMP of Michigan, Mr. MCCRERY, Mr. ENGLISH of Pennsylvania, Mrs. JOHNSON of Connecticut, Mr. RAMSTAD, Mr. SAM JOHNSON of Texas, Mr. HAYWORTH, Mr. WELLER, Mr. HULSHOF, Mr. LEWIS of Kentucky, Mr. REYNOLDS, Mr. LINDER, Ms. HART, Mr. BEAUPREZ, and Mr. NUNES):

H. Con. Res. 438. Concurrent resolution expressing the sense of the Congress that continuation of the welfare reforms provided for in the Personal Responsibility and Work Opportunity Reconciliation Act of 1996 should remain a priority; to the Committee on Ways and Means, and in addition to the Committees on Energy and Commerce, Education and the Workforce, Agriculture, and Financial Services, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. JEFFERSON:

H. Res. 894. A resolution congratulating Avery Johnson for being named the 2006 NBA Coach of the Year and for leading the Dallas Mavericks to their first Western Conference Championship; to the Committee on Government Reform.

¶62.47 MEMORIALS

Under clause 3 of rule XII, memorials were presented and referred as follows:

373. The SPEAKER presented a memorial of the Legislature of the State of Louisiana, relative to House Concurrent Resolution No. 208 memorializing the Congress of the United States to take such actions as are necessary to require a minimum time period for a business to refund an unauthorized overcharge on a debit card; to the Committee on Financial Services.

374. Also, a memorial of the Legislature of the State of Louisiana, relative to House Concurrent Resolution No. 205 memorializing the Congress of the United States to take such actions as are necessary to extend Louisiana's seaward boundary in the Gulf of Mexico to twelve geographical miles; to the Committee on the Judiciary.

375. Also, a memorial of the General Court of the State of New Hampshire, relative to House Joint Resolution 25 encouraging the Congress of the United States to propose an amendment to the Constitution concerning eminent domain; to the Committee on the Judiciary.

376. Also, a memorial of the Legislature of the State of Louisiana, relative to House Concurrent Resolution No. 182 memorializing the Congress of the United States to take such actions as are necessary to provide hurricane tidal flood protection to south Louisiana, including requiring the United States Army Corps of Engineers to evaluate both federal and nonfederal tidal levees in south Louisiana, to consider adding nonfederal tidal levees into the federal program, and to fully fund upgrading hurricane tidal flood protection in south Louisiana; to the Committee on Transportation and Infrastructure.

377. Also, a memorial of the Legislature of the State of Louisiana, relative to House Concurrent Resolution No. 170 urging and requesting the Attorney General of the United States and the legislative auditor continue to pursue all options necessary to permit the state to have accurate accounting of assistance for which the state is required to pay a portion of the costs and urging and requesting the Louisiana congressional delegation to support such efforts; to the Committee on Transportation and Infrastructure.

378. Also, a memorial of the Legislature of the State of Louisiana, relative to House Concurrent Resolution No. 203 memorializing the Congress of the United States to take such actions as are necessary to ensure that the Centers for Medicare and Medicaid Services (CMS) do not penalize senior citizens who resided in areas affected by Hurricane Katrina for taking advantage of the special enrollment period set for enrollment in Medicare Part D; jointly to the Committees on Energy and Commerce and Ways and Means.

¶62.48 ADDITIONAL SPONSORS

Under clause 7 of rule XII, sponsors were added to public bills and resolutions as follows:

H.R. 23: Mr. THOMPSON of California and Mr. RYAN of Wisconsin.

H.R. 303: Mr. LEWIS of Kentucky.

H.R. 759: Mr. CARDOZA and Mr. ACKERMAN.

H.R. 1108: Mr. DOYLE and Ms. ESHOO.

H.R. 1188: Ms. EDDIE BERNICE JOHNSON of Texas.

H.R. 1384: Mr. MCCRERY.

H.R. 1415: Mr. SHAYS.

H.R. 1429: Mr. DAVIS of Florida.

H.R. 1451: Mr. ACKERMAN and Mr. NADLER.

H.R. 1517: Mr. SAXTON.

H.R. 1573: Ms. CORRINE BROWN of Florida.

H.R. 1582: Mrs. CAPITO and Mr. REICHERT.

H.R. 1591: Mr. DICKS.

H.R. 1671: Mr. MELANCON.

H.R. 1697: Mr. JACKSON of Illinois.

H.R. 1954: Mr. LARSEN of Washington.

H.R. 2178: Mr. KILDEE.

H.R. 2239: Mr. CONAWAY, Mr. KENNEDY of Minnesota, and Mr. KUHL of New York.

H.R. 2369: Ms. HARRIS.

H.R. 2747: Mr. SMITH of Washington.

H.R. 3019: Mr. CANTOR.

H.R. 3159: Mr. KIRK.

H.R. 3186: Mr. GOODE.

H.R. 3267: Mr. ISRAEL.

H.R. 3282: Mr. JONES of North Carolina, Mr. HENSARLING, Mr. PICKERING, Ms. HART, Mr. ENGLISH of Pennsylvania, Mr. HOSTETTLER, Mr. WELDON of Florida, Mr. GALLEGLY, Mr. KENNEDY of Minnesota, Mr. SHADEGG, Mr. NORWOOD, Mr. INGLIS of South Carolina, Mr. NEUGEBAUER, Mr. POMBO, Mr. OXLEY, Mr. SENSENBRENNER, Mrs. MYRICK, Mr. UPTON, Mr. SMITH of Texas, Mrs. BIGGERT, Mr. SHIMKUS, Mr. MORAN of Kansas, Mr. GOODE, Mr. MCCOTTER, Mr. HALL, Mr. HOEKSTRA, Mr. BONILLA, Mr. ROYCE, Ms. GRANGER, and Mr. GOHMERT.

H.R. 3323: Mr. SIMMONS.

H.R. 3379: Mr. FILNER.

H.R. 3385: Mr. MARCHANT.

H.R. 3413: Mr. LATOURETTE and Mr. KING of New York.

H.R. 3470: Mr. FILNER.

H.R. 3471: Mr. FILNER.

H.R. 3762: Mr. TIERNEY.

H.R. 4098: Mr. WU.

H.R. 4364: Mr. MCINTYRE and Mr. SOUDER.

H.R. 4381: Mr. CLEAVER.

H.R. 4403: Mr. LEWIS of Kentucky and Mr. PLATTS.

H.R. 4409: Mr. ENGLISH of Pennsylvania, Ms. SCHAKOWSKY, Mr. LIPINSKI, Mr. ISRAEL, and Mr. RUPPERSBERGER.

H.R. 4547: Mr. OTTER and Mr. MCCRERY.

H.R. 4695: Mr. MICHAUD.

H.R. 4769: Mr. PITTS.

H.R. 4873: Mr. DAVIS of Tennessee.

H.R. 4927: Mr. HOLDEN, Mr. RUPPERSBERGER, Mr. GERLACH, Mrs. MALONEY, Mr. PICKERING, Mr. PETERSON of Minnesota, Mr. PITTS, Mr. HASTINGS of Florida, Mr. NEY, Mr. EDWARDS, and Mr. SWEENEY.

H.R. 4960: Mr. GOODE.

H.R. 4985: Mr. DELAHUNT.

H.R. 5023: Mr. JACKSON of Illinois.

H.R. 5100: Mr. SCHWARZ of Michigan.

H.R. 5120: Mr. FLAKE, Mr. LEWIS of Georgia, and Mrs. CHRISTENSEN.

H.R. 5128: Mr. POMBO.

H.R. 5139: Mr. CUMMINGS.

H.R. 5166: Mr. OBERSTAR.

H.R. 5177: Mr. GILLMOR.

H.R. 5200: Mr. UPTON.

H.R. 5233: Mr. BRADY of Pennsylvania.

H.R. 5242: Mr. DAVIS of Kentucky and Mr. SOUDER.

H.R. 5262: Mr. CONAWAY.

H.R. 5315: Ms. EDDIE BERNICE JOHNSON of Texas.

H.R. 5319: Mr. CAMPBELL of California.

H.R. 5337: Mr. MELANCON and Mr. MURPHY.

H.R. 5344: Mr. HOLDEN and Mr. COSTA.

H.R. 5365: Mr. CARNAHAN.

H.R. 5416: Mr. GRIJALVA and Mr. KOLBE.

H.R. 5430: Mr. GONZALEZ and Mr. MCGOVERN.

H.R. 5444: Mr. ABERCROMBIE and Mrs. KELLY.

H.R. 5455: Mr. CUMMINGS.

H.R. 5466: Mr. SHERWOOD.

H.R. 5468: Mr. TOWNS, Mr. HENSARLING, and Mr. JEFFERSON.

H.R. 5472: Mr. FARR, Mr. BROWN of Ohio, Mr. TERRY, Mr. KENNEDY of Rhode Island, Mr. GENE GREEN of Texas, Mr. GEORGE MILLER of California, Mr. BURTON of Indiana, Mr. MCCOTTER, Ms. HARMAN, Mr. HIGGINS, and Mr. MILLER of North Carolina.

H.R. 5482: Mr. GUTIERREZ.

H.R. 5529: Mr. HOLDEN.

H.R. 5536: Mr. SANDERS.

H.R. 5542: Mr. ROSS.

H.R. 5554: Mr. SOUDER.

H.R. 5558: Mr. MARCHANT.

H.R. 5562: Mr. GRIJALVA.

H.R. 5586: Mr. KING of Iowa.

H.R. 5588: Mr. CONYERS, Ms. NORTON, Mr. LIPINSKI, Mr. BOYD, Mr. MCDERMOTT, Mr. HINCHEY, Mr. FORD, Ms. LORETTA SANCHEZ of California, Mr. CUMMINGS, Ms. BALDWIN, Mrs. CHRISTENSEN, Mr. ALLEN, Mr. HIGGINS, Mr. ENGEL, Mr. WEXLER, Mr. MCGOVERN, Mr. MARKEY, Mr. KANJORSKI, Mr. KUCINICH, Mr. MCNULTY, Mr. MEEK of Florida, Mr. DAVIS of Illinois, Ms. EDDIE BERNICE JOHNSON of Texas, Ms. MOORE of Wisconsin, Mr. HOYER, Mr. EMANUEL, Ms. KAPTUR, Mr. KIND, Ms. WATSON, Ms. MATSUI, Mr. ACKERMAN, Mr. MORAN of Virginia, Mr. OBERSTAR, Ms. DELAURO, Ms. SCHAKOWSKY, Mr. ROTHMAN, Ms. SLAUGHTER, Mr. RUPPERSBERGER, Mr. UDALL of Colorado, Mr. UDALL of New Mexico, Mr. RYAN of Ohio, Mr. PETERSON of Minnesota, Mr. WAXMAN, Mr. CARDOZA, Mr. MELANCON, Mr. NADLER, Mr. SCHIFF, Mr. MOORE of Kansas, Mr. THOMPSON of California, Mr. LEWIS of Georgia, Mr. RUSH, Mr. WYNN, Mr. GUTIERREZ, Mrs. CAPPS, Ms. WASSERMAN SCHULTZ, Mr. BLUMENAUER, Mrs. LOWEY, Ms. WATERS, Ms. KILPATRICK of Michigan, and Ms. ROYBAL-ALLARD.

H.R. 5595: Mr. WALSH.

H.R. 5629: Ms. JACKSON-LEE of Texas, Mr. MCNULTY, Mr. HASTINGS of Florida, and Mr. JEFFERSON.

H.R. 5635: Mr. MICHAUD and Mr. PASTOR.

H.R. 5653: Mr. ROGERS of Kentucky.

H.R. 5656: Mr. MCCAUL of Texas, Mr. SCHWARZ of Michigan, Mr. AL GREEN of Texas, Mr. BARTLETT of Maryland, Mr. GILCHREST, and Mr. REICHERT.

H.R. 5660: Mr. ROGERS of Kentucky.

H.J. Res. 90: Ms. JACKSON-LEE of Texas and Ms. HERSETH.

H. Con. Res. 42: Mr. LAHOOD.

H. Con. Res. 85: Mr. PORTER, Mr. GALLEGLY, Ms. ZOE LOFGREN of California, and Ms. ROYBAL-ALLARD.

H. Con. Res. 137: Ms. LORETTA SANCHEZ of California.

H. Con. Res. 390: Mr. FORD and Mr. BROWN of Ohio.

H. Con. Res. 415: Mr. OLVER and Ms. MILLENDER-MCDONALD.

H. Con. Res. 425: Mr. BERMAN.

H. Con. Res. 432: Mr. YOUNG of Alaska, Mr. BURTON of Indiana, and Mr. MANZULLO.

H. Con. Res. 434: Mr. HASTINGS of Florida, Mr. MCGOVERN, Mr. PASCRELL, Mr. HIGGINS, Mr. OWENS, and Mr. LANTOS.

H. Con. Res. 435: Mr. KUCINICH, Ms. HARMAN, Mr. SMITH of New Jersey, and Mr. AL GREEN of Texas.

H. Res. 189: Mr. ISRAEL, Mr. HINCHEY, Mr. BOEHLERT, Mr. BURTON of Indiana, Mr. WESTMORELAND, Mr. JEFFERSON, Mrs. JOHNSON of Connecticut, Mr. SANDERS, Mr. RAMSTAD, Mr. WELDON of Pennsylvania, and Mr. SALAZAR.

H. Res. 371: Mr. PLATTS.

H. Res. 603: Ms. LORETTA SANCHEZ of California.

H. Res. 721: Mr. TOM DAVIS of Virginia.

H. Res. 745: Ms. ROYBAL-ALLARD, Mr. STARK, and Mr. CALVERT.

H. Res. 854: Mr. CLYBURN and Mr. BACA.

H. Res. 863: Ms. BORDALLO, Mr. HIGGINS, Mr. BROWN of Ohio, Mr. GRIJALVA, Mr. MARSHALL, and Mr. MCNULTY.

H. Res. 884: Mr. BRADY of Pennsylvania.

¶62.49 DELETIONS OF SPONSORS FROM PUBLIC BILLS AND RESOLUTIONS

Under clause 7 of rule XII, sponsors were deleted from public bills and resolutions as follows:

H.R. 4157: Ms. JACKSON-LEE of Texas.

WEDNESDAY, JUNE 28, 2006 (63)

¶63.1 APPOINTMENT OF SPEAKER PRO TEMPORE

The House was called to order by the SPEAKER pro tempore, Mr. REHBERG, who laid before the House the following communication:

WASHINGTON, DC.
June 28, 2006.

I hereby appoint the Honorable DENNIS R. REHBERG to act as Speaker pro tempore on this day.

J. DENNIS HASTERT,
Speaker of the House of Representatives.

¶63.2 APPROVAL OF THE JOURNAL

The SPEAKER pro tempore, Mr. REHBERG, announced he had examined and approved the Journal of the proceedings of Tuesday, June 27, 2006.

Pursuant to clause 1, rule I, the Journal was approved.

¶63.3 COMMUNICATIONS

Executive and other communications, pursuant to clause 8, rule XII, were referred as follows:

8327. A letter from the Assistant General Counsel for Regulations, Office of General Counsel, Department of Education, transmitting the Department's final rule—National Institute on Disability and Rehabilitation Research Projects and Centers Program; Disability Rehabilitation Research Projects (DRRPs) received June 9, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Education and the Workforce.

8328. A letter from the Acting Legal Advisor to the Bureau Chief, WTB, Federal Communications Commission, transmitting the Commission's final rule—Amdt. of Pt. 1, 21, 73, 74 & 101 of the Commission's Rules [WT Dkt. No. 03-66; RM-10586]; Pt. 1 of the Commission's Rules [WT Dkt. No. 03-67]; Amdt. of Pt. 21 & 74 [MM Dkt. No. 97-217]; Amdt. of Pt. 21 & 74 [WT Dkt. No. 02-68; RM-9718]; Promoting Efficient Use Of Spectrum Through Elimination of Barriers to the Dev. of Sec. Mrkts. [WT Dkt. No. 00-230]; Rev. of the Spectrum Sharing Plan Among Non-Geostationary Satellite Orbit Mobile Satellite Serv. [IB Dkt. No. 02-365]; Amdt. of Pt. 2 of the Commission's Rules to Allocate Spectrum Below 3 GHz for Mobile and Fixed Serv. [ET Dkt. No. 00-258] Received June 9, 2006, pursuant to 5 to the Committee on Energy and Commerce.

8329. A letter from the General Counsel, Federal Energy Regulatory Commission, transmitting the Commission's final rule—Revisions to Record Retention Requirements for Unbundled Sales Service, Persons Holding Blanket Marketing Certificates, and Public Utility Market-Based Rate Authorization Holders [Docket No. RM06-14-000; Order No. 677) received June 6, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

8330. A letter from the Director, Office of Congressional Affairs, Nuclear Regulatory Commission, transmitting the Commission's final rule—Submission of Annual Financial Reports: Elimination of Requirement (RIN: 3150-AH39) received June 6, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

8331. A letter from the Deputy Director, Defense Security Cooperation Agency, transmitting Transmittal No. 06-09, pursuant to the reporting requirements of Section 36(b)(1) of the Arms Export Control Act, as amended; to the Committee on International Relations.

8332. A letter from the Deputy Assistant Secretary for Export Administration, Bureau of Industry and Security, Department of Commerce, transmitting the Department's final rule—Implementation of Unilateral Chemical/Biological (CB) Controls on Certain Biological Agents and Toxins; Clarification of Controls on Medical Products Containing Certain Toxins on the Australia Group (AG) Common Control Lists; Additions to the List of States Parties to the Chemical Weapons Convention (CWC) [Docket No. 060228055-6055-01] (RIN: 0694-AD62) received June 9, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on International Relations.

¶63.4 MESSAGE FROM THE SENATE

A message from the Senate by Ms. Curtis, one of its clerks, announced that the Senate has passed bills of the following titles in which the concurrence of the House is requested:

S. 801. An Act to designate the United States courthouse located at 300 North Hogan Street, Jacksonville, Florida, as the ''John Milton Bryan Simpson United States Courthouse''.

S. 2650. An Act to designate the Federal courthouse to be constructed in Greenville, South Carolina, as the ''Carroll A. Campbell, Jr. Federal Courthouse''.

¶63.5 MOTION TO ADJOURN

Mr. WU moved that the House do now adjourn.

The question being put, viva voce,

Will the House now adjourn?

The SPEAKER pro tempore, Mr. REHBERG, announced that the nays had it.

Mr. DEFAZIO objected to the vote on the ground that a quorum was not present and not voting.

A quorum not being present,

The roll was called under clause 6, rule XX, and the call was taken by electronic device.

When there appeared { Yeas ..... 27 / Nays ..... 358 }

¶63.6 [Roll No. 331]

YEAS—27

Ackerman
Berry
Capps
Clay
Conyers
DeFazio
Delahunt
Doggett
Emanuel
Eshoo
Farr
Filner
Hastings (FL)
Kucinich
Lewis (GA)
McDermott
Miller, George
Pastor
Pelosi
Sánchez, Linda T.
Stark
Thompson (CA)
Towns
Waters
Waxman
Woolsey
Wu

NAYS—358

Aderholt
Akin
Alexander
Allen
Andrews
Baca
Bachus
Baird
Baker
Baldwin
Barrett (SC)
Barrow
Bartlett (MD)
Barton (TX)
Bass
Bean
Beauprez
Becerra
Berkley
Berman
Biggert
Bilbray
Bilirakis
Bishop (GA)
Bishop (NY)
Bishop (UT)
Blackburn
Blumenauer
Blunt
Boehner
Bonilla
Bonner
Boozman
Boren
Boswell
Boucher
Boustany
Boyd
Bradley (NH)
Brady (PA)
Brady (TX)
Brown (OH)
Brown (SC)
Brown, Corrine
Brown-Waite, Ginny
Burgess
Burton (IN)
Butterfield
Buyer
Calvert
Camp (MI)
Campbell (CA)
Capito
Cardin
Carnahan
Carter
Case
Castle
Chabot
Chandler
Chocola
Cleaver
Clyburn
Coble
Cole (OK)
Conaway
Cooper
Costa
Costello
Cramer
Crenshaw
Crowley
Cuellar
Cummings
Davis (AL)
Davis (CA)
Davis (IL)
Davis (KY)
Davis (TN)
Davis, Jo Ann
Davis, Tom
Deal (GA)
DeGette
DeLauro
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Dicks
Dingell
Doolittle
Doyle
Drake
Dreier
Duncan
Ehlers
Emerson
English (PA)
Etheridge
Everett
Feeney
Ferguson
Fitzpatrick (PA)
Flake
Foley
Forbes
Ford
Fortenberry
Fossella
Foxx
Frank (MA)
Franks (AZ)
Frelinghuysen
Gallegly
Garrett (NJ)
Gerlach
Gibbons
Gilchrest
Gillmor
Gohmert
Gonzalez
Goode
Goodlatte
Gordon
Granger
Graves
Green (WI)
Green, Al
Green, Gene
Gutierrez
Gutknecht
Hall
Harman
Harris
Hart
Hastings (WA)
Hayes
Hayworth
Hefley
Hensarling
Herger
Herseth
Higgins
Hinchey
Hinojosa
Hobson
Hoekstra
Holt
Honda
Hooley
Hostettler
Hoyer
Hulshof
Hunter
Inglis (SC)
Inslee
Israel
Issa
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Jenkins
Johnson (CT)
Jones (NC)
Jones (OH)
Kaptur
Keller
Kelly
Kennedy (MN)
Kennedy (RI)
Kildee
Kilpatrick (MI)
Kind
King (IA)
King (NY)
Kingston
Kirk
Kline
Knollenberg
Kolbe
Kuhl (NY)
LaHood
Langevin
Lantos
Larsen (WA)
Larson (CT)
Latham
LaTourette
Leach
Lee
Levin
Lewis (CA)
Lewis (KY)
Linder
Lipinski
LoBiondo
Lofgren, Zoe
Lowey
Lucas
Lungren, Daniel E.
Lynch
Mack
Maloney
Manzullo
Marchant
Markey
Marshall
Matheson
McCarthy
McCaul (TX)
McCollum (MN)
McCotter
McGovern
McHenry
McHugh
McIntyre
McKeon
McMorris
McNulty
Meehan
Meek (FL)
Meeks (NY)
Mica
Michaud
Miller (FL)
Miller (MI)
Miller (NC)
Miller, Gary
Mollohan
Moore (KS)
Moore (WI)
Moran (KS)
Moran (VA)
Murphy
Murtha
Musgrave
Myrick
Nadler
Napolitano
Neal (MA)
Neugebauer
Ney
Northup
Norwood
Nunes
Nussle
Oberstar
Obey
Olver
Osborne
Otter
Pallone
Paul
Payne
Pearce
Peterson (MN)
Petri
Pickering
Pitts
Platts
Pomeroy
Porter
Price (GA)
Price (NC)
Pryce (OH)
Putnam
Radanovich
Rahall
Ramstad
Regula
Rehberg
Reichert
Renzi
Reyes
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Ros-Lehtinen
Ross
Rothman
Roybal-Allard
Royce
Ruppersberger
Rush
Ryan (OH)
Ryan (WI)
Ryun (KS)
Salazar
Sanchez, Loretta
Sanders
Saxton
Schiff
Schmidt
Schwartz (PA)
Schwarz (MI)
Scott (GA)
Scott (VA)
Sensenbrenner
Serrano
Sessions
Shadegg
Shaw
Shays
Sherman
Shimkus
Shuster
Simmons
Skelton
Slaughter
Smith (TX)
Smith (WA)
Snyder
Sodrel
Solis
Souder
Spratt
Stearns
Strickland
Stupak
Sullivan
Sweeney
Tancredo
Tanner
Tauscher
Taylor (NC)
Terry
Thomas
Thompson (MS)
Thornberry
Tiahrt
Tiberi
Tierney
Turner
Udall (CO)
Udall (NM)
Upton
Van Hollen
Velázquez
Visclosky
Walden (OR)
Walsh
Wamp
Wasserman Schultz
Watt
Weiner
Weldon (FL)
Weldon (PA)
Weller
Westmoreland
Wexler
Whitfield
Wicker
Wilson (NM)
Wilson (SC)
Wolf
Wynn
Young (FL)

NOT VOTING—47

Abercrombie
Boehlert
Bono
Cannon
Cantor
Capuano
Cardoza
Carson
Cubin
Culberson
Davis (FL)
Edwards
Engel
Evans
Fattah
Gingrey
Grijalva
Holden
Hyde
Istook
Jindal
Johnson (IL)
Johnson, E. B.
Johnson, Sam
Kanjorski
Matsui
McCrery
McKinney
Melancon
Millender-McDonald
Ortiz
Owens
Oxley
Pascrell
Pence
Peterson (PA)
Poe
Pombo
Rangel
Sabo
Schakowsky
Sherwood
Simpson
Smith (NJ)
Taylor (MS)
Watson
Young (AK)

So the motion to adjourn was not agreed to.

¶63.7 SCIENCE, STATE, JUSTICE, AND COMMERCE APPROPRIATIONS FY 2007

The SPEAKER pro tempore, Mr. REHBERG, pursuant to House Resolution 890 and rule XVIII, declared the House resolved into the Committee of the Whole House on the state of the Union for the further consideration of the bill (H.R. 5672) making appropriations for Science, the Departments of State, Justice, and Commerce, and related agencies for the fiscal year ending September 30, 2007, and for other purposes.

Mr. HASTINGS of Washington, Chairman of the Committee of the Whole, assumed the chair; and after some time spent therein,

¶63.8 MOTION TO RISE

A recorded vote by electronic device was ordered in the Committee of the Whole on the motion of Mr. George MILLER of California that the Committee do now rise.

It was decided in the negative { Yeas ..... 37 / Nays ..... 352 }

¶63.9 [Roll No. 332]

AYES—37

Capps
Capuano
Case
Clay
Conyers
Cummings
DeFazio
Doyle
Emanuel
Eshoo
Farr
Filner
Hastings (FL)
Lee
Lewis (GA)
Markey
McDermott
McGovern
McKinney
Miller, George
Napolitano
Owens
Pastor
Pelosi
Sánchez, Linda T.
Schakowsky
Solis
Stark
Strickland
Thompson (CA)
Towns
Velázquez
Waters
Watson
Waxman
Woolsey
Wu

NOES—352

Ackerman
Aderholt
Akin
Allen
Andrews
Baca
Bachus
Baird
Baker
Baldwin
Barrett (SC)
Barrow
Bartlett (MD)
Barton (TX)
Bass
Bean
Beauprez
Becerra
Berkley
Berman
Berry
Biggert
Bilbray
Bilirakis
Bishop (GA)
Bishop (NY)
Bishop (UT)
Blackburn
Blumenauer
Blunt
Boehlert
Boehner
Bonilla
Bonner
Bono
Boozman
Boren
Boswell
Boucher
Boustany
Boyd
Bradley (NH)
Brady (PA)
Brady (TX)
Brown (OH)
Brown (SC)
Brown, Corrine
Brown-Waite, Ginny
Burgess
Burton (IN)
Butterfield
Buyer
Camp (MI)
Campbell (CA)
Capito
Cardin
Carnahan
Carson
Carter
Castle
Chabot
Chandler
Chocola
Cleaver
Clyburn
Coble
Cole (OK)
Conaway
Cooper
Costello
Cramer
Crenshaw
Crowley
Cuellar
Culberson
Davis (AL)
Davis (CA)
Davis (IL)
Davis (KY)
Davis (TN)
Davis, Jo Ann
Davis, Tom
Deal (GA)
DeGette
Delahunt
DeLauro
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Dicks
Dingell
Doggett
Doolittle
Drake
Dreier
Duncan
Ehlers
Emerson
English (PA)
Etheridge
Everett
Fattah
Feeney
Ferguson
Fitzpatrick (PA)
Flake
Foley
Forbes
Ford
Fortenberry
Fossella
Foxx
Frank (MA)
Franks (AZ)
Frelinghuysen
Gallegly
Garrett (NJ)
Gerlach
Gibbons
Gilchrest
Gillmor
Gingrey
Gohmert
Gonzalez
Goode
Goodlatte
Gordon
Granger
Graves
Green (WI)
Green, Al
Green, Gene
Gutierrez
Gutknecht
Hall
Harman
Harris
Hart
Hastings (WA)
Hayes
Hayworth
Hefley
Hensarling
Herger
Herseth
Hinchey
Hinojosa
Hobson
Hoekstra
Holt
Honda
Hooley
Hostettler
Hoyer
Hulshof
Inglis (SC)
Inslee
Israel
Issa
Jackson (IL)
Jefferson
Jenkins
Jindal
Johnson (IL)
Johnson, E. B.
Jones (NC)
Jones (OH)
Kaptur
Keller
Kelly
Kennedy (MN)
Kennedy (RI)
Kildee
Kind
King (IA)
King (NY)
Kingston
Kirk
Kline
Knollenberg
Kolbe
Kucinich
Kuhl (NY)
LaHood
Langevin
Lantos
Larsen (WA)
Larson (CT)
Latham
LaTourette
Leach
Levin
Lewis (CA)
Lewis (KY)
Linder
Lipinski
LoBiondo
Lofgren, Zoe
Lowey
Lucas
Lungren, Daniel E.
Lynch
Mack
Maloney
Manzullo
Marshall
Matheson
McCarthy
McCaul (TX)
McCollum (MN)
McCotter
McCrery
McHenry
McHugh
McIntyre
McKeon
McMorris
McNulty
Meehan
Meek (FL)
Meeks (NY)
Melancon
Mica
Michaud
Millender-McDonald
Miller (FL)
Miller (MI)
Miller, Gary
Mollohan
Moore (KS)
Moore (WI)

Moran (KS)
Moran (VA)
Murphy
Musgrave
Myrick
Nadler
Neal (MA)
Neugebauer
Ney
Northup
Norwood
Nunes
Oberstar
Obey
Olver
Osborne
Otter
Pallone
Pascrell
Paul
Pearce
Peterson (MN)
Petri
Pickering
Pitts
Platts
Pombo
Pomeroy
Porter
Price (GA)
Price (NC)
Pryce (OH)
Putnam
Radanovich
Rahall
Ramstad
Rangel
Regula
Rehberg
Reichert
Renzi
Reyes
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Ros-Lehtinen
Ross
Rothman
Roybal-Allard
Royce
Ruppersberger
Rush
Ryan (OH)
Ryan (WI)
Ryun (KS)
Salazar
Sanchez, Loretta
Saxton
Schiff
Schmidt
Schwarz (MI)
Scott (GA)
Scott (VA)
Sensenbrenner
Serrano
Sessions
Shadegg
Shaw
Shays
Sherman
Shimkus
Shuster
Simmons
Simpson
Slaughter
Smith (TX)
Smith (WA)
Snyder
Sodrel
Souder
Spratt
Stearns
Stupak
Sullivan
Sweeney
Tancredo
Tanner
Tauscher
Taylor (MS)
Terry
Thompson (MS)
Thornberry
Tiahrt
Tiberi
Tierney
Turner
Udall (CO)
Udall (NM)
Upton
Van Hollen
Visclosky
Walden (OR)
Walsh
Wamp
Wasserman Schultz
Watt
Weiner
Weldon (FL)
Weldon (PA)
Weller
Wexler
Whitfield
Wicker
Wilson (NM)
Wilson (SC)
Wolf
Wynn
Young (AK)
Young (FL)

NOT VOTING—43

Abercrombie
Alexander
Calvert
Cannon
Cantor
Cardoza
Costa
Cubin
Davis (FL)
Edwards
Engel
Evans
Grijalva
Higgins
Holden
Hunter
Hyde
Istook
Jackson-Lee (TX)
Johnson (CT)
Johnson, Sam
Kanjorski
Kilpatrick (MI)
Marchant
Matsui
Miller (NC)
Murtha
Nussle
Ortiz
Oxley
Payne
Pence
Peterson (PA)
Poe
Sabo
Sanders
Schwartz (PA)
Sherwood
Skelton
Smith (NJ)
Taylor (NC)
Thomas
Westmoreland

So the motion was not agreed to.

After some further time,

The Committee rose informally.

The SPEAKER pro tempore, Mr. WELDON of Florida, assumed the Chair.

¶63.10 ENROLLED BILLS SIGNED

The SPEAKER pro tempore, Mr. WELDON of Florida, announced the signature of the Speaker to enrolled bills of the following titles:

H.R. 5403. An Act to improve protections for children and to hold States accountable for the safe and timely placement of children across State lines, and for other purposes.

H.R. 5603. An Act to temporarily extend the programs under the Higher Education Act of 1965, and for other purposes.

The Committee resumed its sitting; and after some further time spent therein,

¶63.11 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment submitted by Mr. HINCHEY:

At the end of the bill (before the short title), insert the following:

TITLE VIII—ADDITIONAL GENERAL PROVISIONS

SEC. 801. None of the funds made available in this Act to the Department of Justice may be used to prevent the States of Alaska, California, Colorado, Hawaii, Maine, Montana, Rhode Island, Nevada, Oregon, Vermont, or Washington from implementing State laws authorizing the use of medical marijuana in those States.

It was decided in the negative ..... { Yeas ..... 163 / Nays 259

¶63.12 [Roll No. 333]

AYES—163

Abercrombie
Ackerman
Allen
Andrews
Baird
Baldwin
Bartlett (MD)
Beauprez
Becerra
Berkley
Berman
Bishop (GA)
Bishop (NY)
Blumenauer
Brady (PA)
Brown (OH)
Brown, Corrine
Burton (IN)
Butterfield
Campbell (CA)
Capps
Capuano
Cardin
Carnahan
Carson
Case
Clay
Cleaver
Clyburn
Conyers
Crowley
Davis (CA)
Davis (IL)
DeFazio
DeGette
Delahunt
DeLauro
Dicks
Doggett
Doyle
Engel
Eshoo
Farr
Fattah
Filner
Flake
Frank (MA)
Garrett (NJ)
Gilchrest
Green, Al
Grijalva
Gutierrez
Harman
Hastings (FL)
Higgins
Hinchey
Holt
Honda
Hooley
Hoyer
Inslee
Israel
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Johnson (CT)
Johnson (IL)
Johnson, E. B.
Jones (OH)
Kaptur
Kennedy (RI)
Kildee
Kilpatrick (MI)
Kind
Kucinich
Langevin
Lantos
Larson (CT)
LaTourette
Lee
Lewis (GA)
Lofgren, Zoe
Lowey
Maloney
Markey
Matsui
McCarthy
McCollum (MN)
McDermott
McGovern
McKinney
McNulty
Meehan
Meeks (NY)
Melancon
Michaud
Millender-McDonald
Miller, George
Moore (KS)
Moore (WI)
Moran (VA)
Murtha
Nadler
Napolitano
Neal (MA)
Oberstar
Obey
Olver
Otter
Owens
Pallone
Pascrell
Pastor
Paul
Payne
Pelosi
Porter
Price (NC)
Rangel
Rehberg
Rohrabacher
Rothman
Roybal-Allard
Royce
Ruppersberger
Rush
Ryan (OH)
Sabo
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Schakowsky
Schiff
Scott (GA)
Scott (VA)
Serrano
Sherman
Simmons
Slaughter
Smith (WA)
Solis
Stark
Strickland
Stupak
Tancredo
Tauscher
Thompson (CA)
Thompson (MS)
Tierney
Towns
Udall (CO)
Udall (NM)
Van Hollen
Velázquez
Waters
Watson
Watt
Waxman
Weiner
Wexler
Woolsey
Wu
Wynn

NOES—259

Aderholt
Akin
Alexander
Baca
Bachus
Baker
Barrett (SC)
Barrow
Barton (TX)
Bass
Bean
Berry
Biggert
Bilbray
Bilirakis
Bishop (UT)
Blackburn
Blunt
Boehlert
Boehner
Bonilla
Bonner
Bono
Boozman
Boren
Boswell
Boucher
Boustany
Boyd
Bradley (NH)
Brady (TX)
Brown (SC)
Brown-Waite, Ginny
Burgess
Buyer
Calvert
Camp (MI)
Cantor
Capito
Cardoza
Carter
Castle
Chabot
Chandler
Chocola
Coble
Cole (OK)
Conaway
Cooper
Costa
Costello
Cramer
Crenshaw
Cubin
Cuellar
Culberson
Cummings
Davis (AL)
Davis (KY)
Davis (TN)
Davis, Jo Ann
Davis, Tom
Deal (GA)
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Dingell
Doolittle
Drake
Dreier
Duncan
Edwards
Ehlers
Emanuel
Emerson
English (PA)
Etheridge
Everett
Feeney
Ferguson
Fitzpatrick (PA)
Foley
Forbes
Ford
Fortenberry
Fossella
Foxx
Franks (AZ)
Frelinghuysen
Gallegly
Gibbons
Gillmor
Gingrey
Gohmert
Gonzalez
Goode
Goodlatte
Gordon
Granger
Graves
Green (WI)
Green, Gene
Gutknecht
Hall
Harris
Hart
Hastings (WA)
Hayes
Hayworth
Hefley
Hensarling
Herger
Herseth
Hinojosa
Hobson
Hoekstra
Hostettler
Hulshof
Hunter
Inglis (SC)
Issa
Istook
Jenkins
Jindal
Jones (NC)
Keller
Kelly
Kennedy (MN)
King (IA)
King (NY)
Kingston
Kirk
Kline
Knollenberg
Kolbe
Kuhl (NY)
LaHood
Larsen (WA)
Latham
Leach
Levin
Lewis (CA)
Lewis (KY)
Linder
Lipinski
LoBiondo
Lucas
Lungren, Daniel E.
Lynch
Mack
Manzullo
Marchant
Marshall
Matheson
McCaul (TX)
McCotter
McCrery
McHenry
McHugh
McIntyre
McKeon
McMorris
Meek (FL)
Mica
Miller (FL)
Miller (MI)
Miller (NC)
Miller, Gary
Mollohan
Moran (KS)
Murphy
Musgrave
Myrick
Neugebauer
Ney
Northup
Norwood
Nunes
Nussle
Ortiz
Osborne
Oxley
Pearce
Pence
Peterson (MN)
Peterson (PA)
Petri
Pickering
Pitts
Platts
Pombo
Pomeroy
Price (GA)
Pryce (OH)
Putnam
Radanovich
Rahall
Ramstad
Regula
Reichert
Renzi
Reyes
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Ros-Lehtinen
Ross
Ryan (WI)
Ryun (KS)
Salazar
Saxton
Schmidt
Schwartz (PA)
Schwarz (MI)
Sensenbrenner
Sessions
Shadegg
Shaw
Shays
Shimkus
Shuster
Simpson
Skelton
Smith (NJ)
Smith (TX)
Snyder
Sodrel
Souder
Spratt
Stearns
Sullivan
Sweeney
Tanner
Taylor (MS)
Taylor (NC)
Terry
Thomas
Thornberry
Tiahrt
Tiberi
Turner
Upton
Visclosky
Walden (OR)
Walsh
Wamp
Wasserman Schultz
Weldon (FL)
Weldon (PA)
Weller
Westmoreland
Whitfield
Wicker
Wilson (NM)
Wilson (SC)
Wolf
Young (AK)
Young (FL)

NOT VOTING—10

Cannon
Davis (FL)
Evans
Gerlach
Holden
Hyde
Johnson, Sam
Kanjorski
Poe
Sherwood

So the amendment was not agreed to.

¶63.13 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment submitted by Mr. FLAKE:

At the end of the bill (before the short title), insert the following:

TITLE VIII—ADDITIONAL GENERAL PROVISIONS

SEC. 801. None of the funds made available in this Act may be used to fund the Arthur Avenue Retail Market.

It was decided in the negative ..... { Yeas ..... 76 / Nays 345

¶63.14 [Roll No. 334]

AYES—76

Akin
Barrett (SC)
Bass
Bean
Beauprez
Bilbray
Bilirakis
Bishop (UT)
Blackburn
Bradley (NH)
Campbell (CA)
Castle
Chabot
Chocola
Conaway
Cooper
Cubin
Davis (KY)
Deal (GA)
Duncan
Ehlers
Everett
Feeney
Flake

Ford
Franks (AZ)
Garrett (NJ)
Gibbons
Gingrey
Green (WI)
Gutknecht
Harris
Hayworth
Hefley
Hensarling
Inglis (SC)
Istook
Jenkins
Jindal
Johnson (IL)
Jones (NC)
Keller
Kennedy (MN)
King (IA)
Kline
Linder
Lungren, Daniel E.
Mack
Matheson
McHenry
Miller (FL)
Musgrave
Myrick
Neugebauer
Norwood
Otter
Paul
Pence
Petri
Pitts
Porter
Price (GA)
Ramstad
Rohrabacher
Ryan (WI)
Ryun (KS)
Sensenbrenner
Sessions
Shadegg
Stearns
Sullivan
Tancredo
Thornberry
Upton
Westmoreland
Whitfield

NOES—345

Abercrombie
Ackerman
Aderholt
Alexander
Allen
Andrews
Baca
Bachus
Baird
Baker
Baldwin
Barrow
Bartlett (MD)
Barton (TX)
Becerra
Berkley
Berman
Berry
Biggert
Bishop (GA)
Bishop (NY)
Blumenauer
Blunt
Boehlert
Boehner
Bonilla
Bonner
Bono
Boozman
Boren
Boswell
Boucher
Boustany
Boyd
Brady (PA)
Brady (TX)
Brown (OH)
Brown (SC)
Brown, Corrine
Brown-Waite, Ginny
Burgess
Burton (IN)
Butterfield
Buyer
Calvert
Camp (MI)
Cantor
Capito
Capps
Capuano
Cardin
Cardoza
Carnahan
Carson
Carter
Case
Chandler
Clay
Cleaver
Clyburn
Coble
Cole (OK)
Conyers
Costa
Costello
Cramer
Crenshaw
Crowley
Cuellar
Culberson
Cummings
Davis (AL)
Davis (CA)
Davis (IL)
Davis (TN)
Davis, Jo Ann
Davis, Tom
DeFazio
DeGette
Delahunt
DeLauro
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Dicks
Dingell
Doggett
Doolittle
Doyle
Drake
Dreier
Edwards
Emanuel
Emerson
Engel
English (PA)
Eshoo
Etheridge
Fattah
Ferguson
Filner
Fitzpatrick (PA)
Foley
Forbes
Fortenberry
Fossella
Foxx
Frank (MA)
Frelinghuysen
Gallegly
Gilchrest
Gillmor
Gohmert
Gonzalez
Goode
Goodlatte
Gordon
Granger
Graves
Green, Al
Green, Gene
Grijalva
Gutierrez
Hall
Harman
Hart
Hastings (FL)
Hastings (WA)
Hayes
Herger
Herseth
Higgins
Hinchey
Hinojosa
Hobson
Hoekstra
Holt
Honda
Hooley
Hostettler
Hoyer
Hulshof
Hunter
Inslee
Israel
Issa
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Johnson (CT)
Johnson, E. B.
Jones (OH)
Kaptur
Kelly
Kennedy (RI)
Kildee
Kilpatrick (MI)
Kind
King (NY)
Kingston
Kirk
Knollenberg
Kolbe
Kucinich
Kuhl (NY)
LaHood
Langevin
Lantos
Larsen (WA)
Larson (CT)
Latham
LaTourette
Leach
Lee
Levin
Lewis (CA)
Lewis (GA)
Lewis (KY)
Lipinski
LoBiondo
Lofgren, Zoe
Lowey
Lucas
Lynch
Maloney
Manzullo
Marchant
Markey
Marshall
Matsui
McCarthy
McCaul (TX)
McCollum (MN)
McCotter
McCrery
McDermott
McGovern
McHugh
McIntyre
McKeon
McKinney
McMorris
McNulty
Meehan
Meek (FL)
Meeks (NY)
Melancon
Mica
Michaud
Millender-McDonald
Miller (MI)
Miller (NC)
Miller, Gary
Miller, George
Mollohan
Moore (KS)
Moore (WI)
Moran (KS)
Moran (VA)
Murphy
Murtha
Nadler
Napolitano
Neal (MA)
Ney
Northup
Nunes
Nussle
Oberstar
Obey
Olver
Ortiz
Osborne
Owens
Oxley
Pallone
Pascrell
Pastor
Payne
Pearce
Pelosi
Peterson (MN)
Peterson (PA)
Pickering
Platts
Pombo
Pomeroy
Price (NC)
Pryce (OH)
Putnam
Radanovich
Rahall
Rangel
Regula
Rehberg
Reichert
Renzi
Reyes
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Ros-Lehtinen
Ross
Rothman
Roybal-Allard
Royce
Ruppersberger
Rush
Ryan (OH)
Sabo
Salazar
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Saxton
Schakowsky
Schiff
Schmidt
Schwartz (PA)
Schwarz (MI)
Scott (GA)
Scott (VA)
Serrano
Shaw
Shays
Sherman
Shimkus
Shuster
Simmons
Simpson
Skelton
Slaughter
Smith (NJ)
Smith (TX)
Smith (WA)
Snyder
Sodrel
Solis
Souder
Spratt
Stark
Strickland
Stupak
Sweeney
Tanner
Tauscher
Taylor (MS)
Taylor (NC)
Terry
Thomas
Thompson (CA)
Thompson (MS)
Tiahrt
Tiberi
Tierney
Towns
Turner
Udall (CO)
Udall (NM)
Van Hollen
Velázquez
Visclosky
Walden (OR)
Walsh
Wamp
Wasserman Schultz
Waters
Watson
Watt
Waxman
Weiner
Weldon (FL)
Weldon (PA)
Weller
Wexler
Wicker
Wilson (NM)
Wilson (SC)
Wolf
Woolsey
Wu
Wynn
Young (AK)
Young (FL)

NOT VOTING—11

Cannon
Davis (FL)
Evans
Farr
Gerlach
Holden
Hyde
Johnson, Sam
Kanjorski
Poe
Sherwood

So the amendment was not agreed to.

¶63.15 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment submitted by Mr. FLAKE:

At the end of the bill (before the short title), insert the following:

TITLE VIII—ADDITIONAL GENERAL PROVISIONS

SEC. 801. None of the funds made available in this Act may be used to fund the Bronx Council on the Arts.

It was decided in the negative ..... { Yeas ..... 74 / Nays 343

¶63.16 [Roll No. 335]

AYES—74

Akin
Barrett (SC)
Barton (TX)
Bass
Bean
Beauprez
Bilbray
Bilirakis
Blackburn
Bradley (NH)
Brown-Waite, Ginny
Chabot
Chocola
Cooper
Cubin
Deal (GA)
Duncan
Ehlers
Everett
Feeney
Flake
Ford
Franks (AZ)
Garrett (NJ)
Gibbons
Gillmor
Gingrey
Gohmert
Green (WI)
Gutknecht
Harris
Hayworth
Hefley
Hensarling
Inglis (SC)
Istook
Jenkins
Jindal
Johnson (IL)
Jones (NC)
Keller
Kennedy (MN)
King (IA)
Kline
Leach
Linder
Lungren, Daniel E.
Mack
McHenry
Miller (FL)
Musgrave
Myrick
Neugebauer
Norwood
Otter
Paul
Pence
Petri
Pitts
Price (GA)
Radanovich
Ramstad
Ryan (WI)
Ryun (KS)
Sensenbrenner
Sessions
Shadegg
Stearns
Sullivan
Tancredo
Taylor (MS)
Terry
Thornberry
Westmoreland

NOES—343

Abercrombie
Ackerman
Aderholt
Alexander
Allen
Andrews
Baca
Bachus
Baird
Baker
Baldwin
Barrow
Bartlett (MD)
Becerra
Berkley
Berman
Berry
Biggert
Bishop (GA)
Bishop (NY)
Bishop (UT)
Blumenauer
Blunt
Boehlert
Boehner
Bonilla
Bonner
Bono
Boozman
Boren
Boswell
Boucher
Boustany
Boyd
Brady (PA)
Brady (TX)
Brown (OH)
Brown (SC)
Brown, Corrine
Burgess
Burton (IN)
Butterfield
Buyer
Calvert
Camp (MI)
Campbell (CA)
Cantor
Capito
Capps
Capuano
Cardin
Cardoza
Carnahan
Carson
Carter
Case
Castle
Chandler
Clay
Cleaver
Clyburn
Coble
Cole (OK)
Conaway
Conyers
Costa
Costello
Cramer
Crenshaw
Crowley
Cuellar
Culberson
Cummings
Davis (AL)
Davis (CA)
Davis (IL)
Davis (KY)
Davis (TN)
Davis, Jo Ann
Davis, Tom
DeFazio
Delahunt
DeLauro
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Dicks
Dingell
Doggett
Doolittle
Doyle
Drake
Dreier
Edwards
Emanuel
Emerson
Engel
English (PA)
Eshoo
Etheridge
Fattah
Ferguson
Filner
Fitzpatrick (PA)
Foley
Forbes
Fortenberry
Fossella
Foxx
Frank (MA)
Frelinghuysen
Gallegly
Gilchrest
Gonzalez
Goode
Goodlatte
Gordon
Granger
Graves
Green, Al
Green, Gene
Grijalva
Gutierrez
Hall
Harman
Hart
Hastings (FL)
Hastings (WA)
Hayes
Herger
Herseth
Higgins
Hinojosa
Hobson
Hoekstra
Holt
Honda
Hooley
Hostettler
Hoyer
Hulshof
Hunter
Inslee
Israel
Issa
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Johnson (CT)
Johnson, E. B.
Jones (OH)
Kaptur
Kelly
Kennedy (RI)
Kildee
Kilpatrick (MI)
Kind
King (NY)
Kingston
Kirk
Knollenberg
Kolbe
Kucinich
Kuhl (NY)
LaHood
Langevin
Lantos
Larsen (WA)
Larson (CT)
Latham
LaTourette
Lee
Levin
Lewis (CA)
Lewis (GA)
Lewis (KY)
Lipinski
LoBiondo
Lofgren, Zoe
Lowey
Lucas
Lynch
Maloney
Manzullo
Marchant
Markey
Marshall
Matheson
Matsui
McCarthy
McCaul (TX)
McCollum (MN)
McCotter
McCrery
McDermott
McGovern
McHugh
McIntyre
McKeon
McKinney
McMorris
McNulty
Meehan
Meek (FL)
Meeks (NY)
Melancon
Mica
Michaud
Millender-McDonald
Miller (MI)
Miller (NC)
Miller, Gary
Miller, George
Mollohan
Moore (KS)
Moore (WI)
Moran (KS)
Moran (VA)
Murphy
Murtha
Nadler
Napolitano
Ney
Northup
Nunes
Nussle
Oberstar
Obey
Olver
Ortiz
Osborne
Owens
Oxley
Pallone
Pascrell
Pastor
Payne
Pearce
Pelosi
Peterson (MN)
Peterson (PA)
Pickering
Platts
Pombo
Pomeroy
Porter
Price (NC)
Pryce (OH)
Putnam
Rahall
Rangel
Regula
Rehberg
Reichert
Renzi
Reyes
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Ros-Lehtinen
Ross
Rothman
Roybal-Allard
Royce
Ruppersberger
Rush
Ryan (OH)
Sabo
Salazar
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Saxton
Schakowsky
Schiff
Schmidt
Schwartz (PA)
Schwarz (MI)
Scott (GA)
Scott (VA)
Serrano
Shaw
Shays
Sherman
Shimkus
Shuster
Simmons
Simpson
Skelton
Smith (NJ)
Smith (TX)
Smith (WA)
Snyder
Sodrel
Solis
Souder
Spratt
Stark
Strickland
Stupak
Sweeney
Tanner
Tauscher
Taylor (NC)

Thomas
Thompson (CA)
Thompson (MS)
Tiahrt
Tiberi
Tierney
Towns
Turner
Udall (CO)
Udall (NM)
Upton
Van Hollen
Velázquez
Visclosky
Walden (OR)
Walsh
Wamp
Wasserman Schultz
Waters
Watson
Watt
Waxman
Weiner
Weldon (FL)
Weldon (PA)
Weller
Wexler
Whitfield
Wicker
Wilson (NM)
Wilson (SC)
Wolf
Woolsey
Wu
Wynn
Young (AK)
Young (FL)

NOT VOTING—15

Cannon
Davis (FL)
DeGette
Evans
Farr
Gerlach
Hinchey
Holden
Hyde
Johnson, Sam
Kanjorski
Neal (MA)
Poe
Sherwood
Slaughter

So the amendment was not agreed to.

¶63.17 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment submitted by Mr. FLAKE:

At the end of the bill (before the short title), insert the following:

TITLE VIII—ADDITIONAL GENERAL PROVISIONS

SEC. 801. None of the funds made available in this Act may be used to fund the Johnstown Area Regional Industries organization.

It was decided in the negative ..... { Yeas ..... 63 / Nays 356

¶63.18 [Roll No. 336]

AYES—63

Barrett (SC)
Bass
Bean
Beauprez
Bilbray
Bilirakis
Bishop (UT)
Blackburn
Bradley (NH)
Burton (IN)
Chabot
Chocola
Conaway
Cooper
Deal (GA)
Duncan
Everett
Feeney
Flake
Ford
Franks (AZ)
Garrett (NJ)
Gibbons
Gingrey
Gohmert
Green (WI)
Gutknecht
Harris
Hastings (WA)
Hayworth
Hefley
Hensarling
Inglis (SC)
Jindal
Jones (NC)
Kennedy (MN)
King (IA)
Kirk
Leach
Linder
McHenry
Miller (FL)
Musgrave
Myrick
Norwood
Otter
Paul
Pence
Petri
Pitts
Price (GA)
Radanovich
Ramstad
Rohrabacher
Ryan (WI)
Sensenbrenner
Sessions
Shadegg
Stearns
Sullivan
Tancredo
Thornberry
Westmoreland

NOES—356

Abercrombie
Ackerman
Aderholt
Akin
Alexander
Allen
Andrews
Baca
Bachus
Baird
Baker
Baldwin
Barrow
Bartlett (MD)
Barton (TX)
Becerra
Berkley
Berman
Berry
Biggert
Bishop (GA)
Bishop (NY)
Blumenauer
Blunt
Boehlert
Boehner
Bonilla
Bonner
Bono
Boozman
Boren
Boswell
Boucher
Boustany
Boyd
Brady (PA)
Brady (TX)
Brown (OH)
Brown (SC)
Brown, Corrine
Brown-Waite, Ginny
Burgess
Butterfield
Buyer
Calvert
Camp (MI)
Campbell (CA)
Cantor
Capito
Capps
Capuano
Cardin
Cardoza
Carnahan
Carson
Carter
Case
Castle
Chandler
Clay
Cleaver
Clyburn
Coble
Cole (OK)
Conyers
Costa
Costello
Cramer
Crenshaw
Crowley
Cubin
Cuellar
Culberson
Cummings
Davis (AL)
Davis (CA)
Davis (IL)
Davis (KY)
Davis (TN)
Davis, Jo Ann
Davis, Tom
DeFazio
DeGette
Delahunt
DeLauro
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Dicks
Dingell
Doggett
Doolittle
Doyle
Drake
Dreier
Edwards
Ehlers
Emanuel
Emerson
Engel
English (PA)
Eshoo
Etheridge
Fattah
Ferguson
Filner
Fitzpatrick (PA)
Foley
Forbes
Fortenberry
Fossella
Foxx
Frank (MA)
Frelinghuysen
Gallegly
Gilchrest
Gillmor
Gonzalez
Goode
Goodlatte
Gordon
Granger
Graves
Green, Al
Green, Gene
Grijalva
Gutierrez
Hall
Harman
Hart
Hastings (FL)
Hayes
Herger
Herseth
Higgins
Hinchey
Hinojosa
Hobson
Hoekstra
Holt
Honda
Hooley
Hostettler
Hoyer
Hulshof
Hunter
Inslee
Israel
Issa
Istook
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Jenkins
Johnson (CT)
Johnson (IL)
Johnson, E. B.
Jones (OH)
Kaptur
Keller
Kelly
Kennedy (RI)
Kildee
Kilpatrick (MI)
Kind
King (NY)
Kingston
Kline
Knollenberg
Kolbe
Kucinich
Kuhl (NY)
LaHood
Langevin
Lantos
Larsen (WA)
Larson (CT)
Latham
LaTourette
Lee
Levin
Lewis (CA)
Lewis (GA)
Lewis (KY)
Lipinski
LoBiondo
Lofgren, Zoe
Lowey
Lucas
Lungren, Daniel E.
Lynch
Mack
Maloney
Manzullo
Marchant
Markey
Marshall
Matheson
Matsui
McCarthy
McCaul (TX)
McCollum (MN)
McCotter
McCrery
McDermott
McGovern
McHugh
McIntyre
McKeon
McKinney
McMorris
McNulty
Meehan
Meek (FL)
Meeks (NY)
Melancon
Mica
Michaud
Millender-McDonald
Miller (MI)
Miller (NC)
Miller, Gary
Miller, George
Mollohan
Moore (KS)
Moore (WI)
Moran (KS)
Moran (VA)
Murphy
Murtha
Nadler
Napolitano
Neal (MA)
Neugebauer
Ney
Northup
Nunes
Nussle
Oberstar
Obey
Olver
Ortiz
Osborne
Owens
Oxley
Pallone
Pascrell
Pastor
Payne
Pearce
Pelosi
Peterson (MN)
Peterson (PA)
Pickering
Platts
Pomeroy
Porter
Price (NC)
Pryce (OH)
Putnam
Rahall
Rangel
Regula
Rehberg
Reichert
Renzi
Reyes
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Ros-Lehtinen
Ross
Rothman
Roybal-Allard
Royce
Ruppersberger
Rush
Ryan (OH)
Ryun (KS)
Sabo
Salazar
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Saxton
Schakowsky
Schiff
Schmidt
Schwartz (PA)
Schwarz (MI)
Scott (GA)
Scott (VA)
Serrano
Shaw
Shays
Sherman
Shimkus
Shuster
Simmons
Simpson
Skelton
Smith (NJ)
Smith (TX)
Smith (WA)
Snyder
Sodrel
Solis
Souder
Spratt
Stark
Strickland
Stupak
Sweeney
Tanner
Tauscher
Taylor (MS)
Taylor (NC)
Terry
Thomas
Thompson (CA)
Thompson (MS)
Tiahrt
Tiberi
Tierney
Towns
Turner
Udall (CO)
Udall (NM)
Upton
Van Hollen
Velázquez
Visclosky
Walden (OR)
Walsh
Wamp
Wasserman Schultz
Waters
Watson
Watt
Waxman
Weiner
Weldon (FL)
Weldon (PA)
Weller
Wexler
Whitfield
Wicker
Wilson (NM)
Wilson (SC)
Wolf
Woolsey
Wu
Wynn
Young (AK)
Young (FL)

NOT VOTING—13

Cannon
Davis (FL)
Evans
Farr
Gerlach
Holden
Hyde
Johnson, Sam
Kanjorski
Poe
Pombo
Sherwood
Slaughter

So the amendment was not agreed to.

¶63.19 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment submitted by Mr. FLAKE:

At the end of the bill (before the short title), insert the following:

TITLE VIII—ADDITIONAL GENERAL PROVISIONS

SEC. 801. None of the funds made available in this Act may be used to fund Fairmont State University.

It was decided in the negative ..... { Yeas ..... 70 / Nays 350

¶63.20 [Roll No. 337]

AYES—70

Akin
Barrett (SC)
Bass
Bean
Beauprez
Biggert
Bilbray
Bishop (UT)
Blackburn
Bradley (NH)
Cantor
Castle
Chabot
Chocola
Cooper
Deal (GA)
Duncan
Everett
Feeney
Flake
Ford
Fossella
Franks (AZ)
Garrett (NJ)
Gibbons
Gillmor
Gingrey
Gohmert
Green (WI)
Gutknecht
Harris
Hayworth
Hefley
Hensarling
Inglis (SC)
Jindal
Johnson (IL)
Jones (NC)
Kennedy (MN)
King (IA)
Kirk
Kline
Linder
Lungren, Daniel E.
McHenry
Miller (FL)
Musgrave
Myrick
Neugebauer
Norwood
Otter
Paul
Pence
Petri
Pitts
Price (GA)
Radanovich
Ramstad
Rohrabacher
Ryan (WI)
Sensenbrenner
Sessions
Shadegg
Stearns
Sullivan
Tancredo
Terry
Thornberry
Upton
Westmoreland

NOES—350

Abercrombie
Ackerman
Aderholt
Alexander
Allen
Andrews
Baca
Bachus
Baird
Baker
Baldwin
Barrow
Bartlett (MD)
Barton (TX)
Becerra
Berkley
Berman
Berry
Bilirakis
Bishop (GA)
Bishop (NY)
Blumenauer
Blunt
Boehlert
Boehner
Bonilla
Bonner
Bono
Boozman
Boren
Boswell
Boucher
Boustany
Boyd
Brady (PA)
Brady (TX)
Brown (OH)
Brown (SC)
Brown, Corrine
Brown-Waite, Ginny
Burgess
Burton (IN)
Butterfield
Buyer
Calvert
Camp (MI)
Campbell (CA)
Capito
Capps
Capuano
Cardin
Cardoza
Carnahan
Carson
Carter
Case
Chandler
Clay
Cleaver
Clyburn
Coble
Cole (OK)
Conaway
Conyers
Costa
Costello
Cramer
Crenshaw
Crowley
Cubin
Cuellar
Culberson
Cummings
Davis (AL)
Davis (CA)
Davis (IL)
Davis (KY)
Davis (TN)
Davis, Jo Ann
Davis, Tom
DeFazio
DeGette
Delahunt
DeLauro
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Dicks
Dingell
Doggett
Doolittle
Doyle
Drake
Dreier
Edwards
Ehlers
Emanuel
Emerson
Engel
English (PA)
Eshoo
Etheridge
Fattah
Ferguson
Filner
Fitzpatrick (PA)
Foley
Forbes
Fortenberry
Foxx
Frank (MA)
Frelinghuysen
Gallegly
Gilchrest
Gonzalez
Goode
Goodlatte
Gordon
Granger
Graves
Green, Al
Green, Gene
Grijalva
Gutierrez
Hall
Harman
Hart
Hastings (FL)
Hastings (WA)
Hayes
Herger
Herseth
Higgins
Hinchey
Hinojosa
Hobson
Hoekstra
Holt
Honda
Hooley
Hostettler
Hoyer
Hulshof
Hunter
Inslee
Israel
Issa
Istook
Jackson (IL)
Jackson-Lee (TX)
Jefferson

Jenkins
Johnson (CT)
Johnson, E. B.
Jones (OH)
Kaptur
Keller
Kelly
Kennedy (RI)
Kildee
Kilpatrick (MI)
Kind
King (NY)
Kingston
Knollenberg
Kolbe
Kucinich
Kuhl (NY)
LaHood
Langevin
Lantos
Larsen (WA)
Larson (CT)
Latham
LaTourette
Leach
Lee
Levin
Lewis (CA)
Lewis (GA)
Lewis (KY)
Lipinski
LoBiondo
Lofgren, Zoe
Lowey
Lucas
Lynch
Mack
Maloney
Manzullo
Marchant
Markey
Marshall
Matheson
Matsui
McCarthy
McCaul (TX)
McCollum (MN)
McCotter
McCrery
McDermott
McGovern
McHugh
McIntyre
McKeon
McKinney
McMorris
McNulty
Meehan
Meek (FL)
Meeks (NY)
Melancon
Mica
Michaud
Millender-McDonald
Miller (MI)
Miller (NC)
Miller, Gary
Miller, George
Mollohan
Moore (KS)
Moore (WI)
Moran (KS)
Moran (VA)
Murphy
Murtha
Nadler
Napolitano
Neal (MA)
Ney
Northup
Nunes
Nussle
Oberstar
Obey
Olver
Ortiz
Osborne
Owens
Oxley
Pallone
Pascrell
Pastor
Payne
Pearce
Pelosi
Peterson (MN)
Peterson (PA)
Pickering
Platts
Pombo
Pomeroy
Porter
Price (NC)
Pryce (OH)
Putnam
Rahall
Rangel
Regula
Rehberg
Reichert
Renzi
Reyes
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Ros-Lehtinen
Ross
Rothman
Roybal-Allard
Royce
Ruppersberger
Rush
Ryan (OH)
Ryun (KS)
Sabo
Salazar
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Saxton
Schakowsky
Schiff
Schmidt
Schwartz (PA)
Schwarz (MI)
Scott (GA)
Scott (VA)
Serrano
Shaw
Shays
Sherman
Shimkus
Shuster
Simmons
Simpson
Skelton
Smith (NJ)
Smith (TX)
Smith (WA)
Snyder
Sodrel
Solis
Souder
Spratt
Stark
Strickland
Stupak
Sweeney
Tanner
Tauscher
Taylor (MS)
Taylor (NC)
Thomas
Thompson (CA)
Thompson (MS)
Tiahrt
Tiberi
Tierney
Towns
Turner
Udall (CO)
Udall (NM)
Van Hollen
Velázquez
Visclosky
Walden (OR)
Walsh
Wamp
Wasserman Schultz
Waters
Watson
Watt
Waxman
Weiner
Weldon (FL)
Weldon (PA)
Weller
Wexler
Whitfield
Wicker
Wilson (NM)
Wilson (SC)
Wolf
Woolsey
Wu
Wynn
Young (AK)
Young (FL)

NOT VOTING—12

Cannon
Davis (FL)
Evans
Farr
Gerlach
Holden
Hyde
Johnson, Sam
Kanjorski
Poe
Sherwood
Slaughter

So the amendment was not agreed to.

¶63.21 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment submitted by Mr. FLAKE:

At the end of the bill (before the short title), insert the following:

TITLE VIII—ADDITIONAL GENERAL PROVISIONS

SEC. 801. None of the funds made available in this Act may be used to fund the Southern and Eastern Kentucky Tourism Development Association.

It was decided in the negative ..... { Yeas ..... 56 / Nays ..... 363 }

¶63.22 [Roll No. 338]

AYES—56

Akin
Barrett (SC)
Bass
Bean
Beauprez
Bilirakis
Blackburn
Bradley (NH)
Castle
Chabot
Chocola
Cooper
Deal (GA)
Ehlers
Everett
Feeney
Flake
Ford
Franks (AZ)
Garrett (NJ)
Gibbons
Gingrey
Green (WI)
Gutknecht
Harris
Hayworth
Hefley
Hensarling
Inglis (SC)
Istook
Jones (NC)
Jones (OH)
Kennedy (MN)
Linder
Miller (FL)
Musgrave
Myrick
Norwood
Otter
Paul
Pence
Petri
Pitts
Price (GA)
Ramstad
Rohrabacher
Ryan (WI)
Sensenbrenner
Shadegg
Stearns
Sullivan
Tancredo
Taylor (MS)
Terry
Thornberry
Westmoreland

NOES—363

Abercrombie
Ackerman
Aderholt
Alexander
Allen
Andrews
Baca
Bachus
Baird
Baker
Baldwin
Barrow
Bartlett (MD)
Barton (TX)
Becerra
Berkley
Berman
Berry
Biggert
Bilbray
Bishop (GA)
Bishop (NY)
Bishop (UT)
Blumenauer
Blunt
Boehlert
Boehner
Bonilla
Bonner
Bono
Boozman
Boren
Boswell
Boucher
Boustany
Boyd
Brady (PA)
Brady (TX)
Brown (OH)
Brown (SC)
Brown, Corrine
Brown-Waite, Ginny
Burgess
Burton (IN)
Butterfield
Buyer
Calvert
Camp (MI)
Campbell (CA)
Cantor
Capito
Capps
Capuano
Cardin
Cardoza
Carnahan
Carson
Carter
Case
Chandler
Clay
Cleaver
Clyburn
Coble
Cole (OK)
Conaway
Conyers
Costa
Costello
Cramer
Crenshaw
Crowley
Cubin
Cuellar
Culberson
Cummings
Davis (AL)
Davis (CA)
Davis (IL)
Davis (KY)
Davis (TN)
Davis, Jo Ann
Davis, Tom
DeFazio
DeGette
Delahunt
DeLauro
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Dicks
Dingell
Doggett
Doolittle
Doyle
Drake
Dreier
Duncan
Edwards
Emanuel
Emerson
Engel
English (PA)
Eshoo
Etheridge
Fattah
Ferguson
Filner
Fitzpatrick (PA)
Foley
Forbes
Fortenberry
Fossella
Foxx
Frank (MA)
Frelinghuysen
Gallegly
Gilchrest
Gillmor
Gohmert
Gonzalez
Goode
Goodlatte
Gordon
Granger
Graves
Green, Al
Green, Gene
Grijalva
Gutierrez
Hall
Harman
Hart
Hastings (FL)
Hastings (WA)
Hayes
Herger
Herseth
Higgins
Hinchey
Hinojosa
Hobson
Hoekstra
Holt
Honda
Hooley
Hostettler
Hoyer
Hulshof
Hunter
Inslee
Israel
Issa
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Jenkins
Jindal
Johnson (CT)
Johnson (IL)
Johnson, E. B.
Kaptur
Keller
Kelly
Kennedy (RI)
Kildee
Kilpatrick (MI)
Kind
King (NY)
Kingston
Kirk
Kline
Knollenberg
Kolbe
Kucinich
Kuhl (NY)
LaHood
Langevin
Lantos
Larsen (WA)
Larson (CT)
Latham
LaTourette
Leach
Lee
Levin
Lewis (CA)
Lewis (GA)
Lewis (KY)
Lipinski
LoBiondo
Lofgren, Zoe
Lowey
Lucas
Lungren, Daniel E.
Lynch
Mack
Maloney
Manzullo
Marchant
Markey
Marshall
Matheson
Matsui
McCarthy
McCaul (TX)
McCollum (MN)
McCotter
McCrery
McDermott
McGovern
McHenry
McHugh
McIntyre
McKeon
McKinney
McMorris
McNulty
Meehan
Meek (FL)
Meeks (NY)
Melancon
Mica
Michaud
Millender-McDonald
Miller (MI)
Miller (NC)
Miller, Gary
Miller, George
Mollohan
Moore (KS)
Moore (WI)
Moran (KS)
Moran (VA)
Murphy
Murtha
Nadler
Napolitano
Neal (MA)
Neugebauer
Ney
Northup
Nunes
Nussle
Oberstar
Obey
Olver
Ortiz
Osborne
Owens
Oxley
Pallone
Pascrell
Pastor
Payne
Pearce
Pelosi
Peterson (MN)
Peterson (PA)
Pickering
Platts
Pombo
Pomeroy
Porter
Price (NC)
Pryce (OH)
Putnam
Radanovich
Rahall
Rangel
Regula
Rehberg
Reichert
Renzi
Reyes
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Ros-Lehtinen
Ross
Rothman
Roybal-Allard
Royce
Ruppersberger
Rush
Ryan (OH)
Ryun (KS)
Sabo
Salazar
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Saxton
Schakowsky
Schiff
Schmidt
Schwartz (PA)
Schwarz (MI)
Scott (GA)
Scott (VA)
Serrano
Sessions
Shaw
Shays
Sherman
Shimkus
Shuster
Simmons
Simpson
Skelton
Smith (NJ)
Smith (TX)
Smith (WA)
Snyder
Sodrel
Solis
Souder
Spratt
Stark
Strickland
Stupak
Sweeney
Tanner
Tauscher
Taylor (NC)
Thomas
Thompson (CA)
Thompson (MS)
Tiahrt
Tiberi
Tierney
Towns
Turner
Udall (CO)
Udall (NM)
Upton
Van Hollen
Velázquez
Visclosky
Walden (OR)
Walsh
Wamp
Wasserman Schultz
Waters
Watson
Watt
Waxman
Weiner
Weldon (FL)
Weldon (PA)
Weller
Wexler
Whitfield
Wicker
Wilson (NM)
Wilson (SC)
Wolf
Woolsey
Wu
Wynn
Young (AK)
Young (FL)

NOT VOTING—13

Cannon
Davis (FL)
Evans
Farr
Gerlach
Holden
Hyde
Johnson, Sam
Kanjorski
King (IA)
Poe
Sherwood
Slaughter

So the amendment was not agreed to.

¶63.23 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment submitted by Mr. FRANK of Massachusetts:

Page 110, after line 8, insert the following new title:

TITLE VIII—ADDITIONAL GENERAL PROVISIONS

SEC. 801. None of the funds made available by this Act may be used for a manned space mission to Mars.

It was decided in the negative ..... { Yeas ..... 145 / Nays ..... 274 }

¶63.24 [Roll No. 339]

AYES—145

Ackerman
Allen
Andrews
Barrow
Bass
Bean
Berkley
Berman
Berry
Bilbray
Bishop (NY)
Blackburn
Blumenauer
Bono
Boswell
Bradley (NH)
Brown, Corrine
Capps
Capuano
Cardin
Cardoza
Carson
Chabot
Clay
Cleaver
Coble
Conyers
Cooper
Cummings
Davis (CA)
Davis (IL)
Davis, Jo Ann
Deal (GA)
DeFazio
DeGette
Delahunt
DeLauro
Dent
Dingell
Doggett
Duncan
Emerson
Fitzpatrick (PA)
Flake
Foxx

Frank (MA)
Gibbons
Goodlatte
Green (WI)
Gutknecht
Hart
Hefley
Herseth
Higgins
Hinchey
Holt
Hoyer
Jackson (IL)
Johnson (CT)
Jones (NC)
Jones (OH)
Kelly
Kennedy (MN)
Kennedy (RI)
Kilpatrick (MI)
Kline
Langevin
Lantos
Larsen (WA)
Larson (CT)
Leach
Lee
Levin
Lewis (GA)
LoBiondo
Lowey
Lungren, Daniel E.
Lynch
Markey
Matheson
McCollum (MN)
McCotter
McDermott
McKinney
Meehan
Melancon
Michaud
Millender-McDonald
Miller, George
Moore (WI)
Musgrave
Myrick
Neal (MA)
Ney
Norwood
Nussle
Oberstar
Obey
Olver
Otter
Owens
Pallone
Pascrell
Paul
Payne
Pelosi
Peterson (MN)
Petri
Pitts
Platts
Ramstad
Renzi
Rothman
Royce
Rush
Ryan (WI)
Sabo
Sánchez, Linda T.
Sanders
Sensenbrenner
Shays
Simmons
Skelton
Smith (NJ)
Spratt
Stark
Stupak
Sullivan
Tancredo
Tiberi
Tierney
Udall (NM)
Upton
Velázquez
Visclosky
Walden (OR)
Waters
Watson
Watt
Waxman
Weiner
Westmoreland
Whitfield
Woolsey
Wynn

NOES—274

Abercrombie
Aderholt
Akin
Alexander
Baca
Bachus
Baird
Baker
Baldwin
Barrett (SC)
Bartlett (MD)
Barton (TX)
Beauprez
Becerra
Biggert
Bilirakis
Bishop (GA)
Bishop (UT)
Blunt
Boehlert
Boehner
Bonilla
Bonner
Boozman
Boren
Boucher
Boustany
Boyd
Brady (PA)
Brady (TX)
Brown (OH)
Brown (SC)
Brown-Waite, Ginny
Burgess
Burton (IN)
Butterfield
Buyer
Calvert
Camp (MI)
Campbell (CA)
Cantor
Capito
Carnahan
Carter
Case
Castle
Chandler
Chocola
Clyburn
Cole (OK)
Conaway
Costa
Costello
Cramer
Crenshaw
Crowley
Cubin
Cuellar
Culberson
Davis (AL)
Davis (KY)
Davis (TN)
Davis, Tom
Diaz-Balart, L.
Diaz-Balart, M.
Dicks
Doolittle
Doyle
Drake
Dreier
Edwards
Ehlers
Emanuel
Engel
English (PA)
Eshoo
Etheridge
Everett
Fattah
Feeney
Ferguson
Filner
Foley
Forbes
Ford
Fortenberry
Fossella
Franks (AZ)
Frelinghuysen
Gallegly
Garrett (NJ)
Gilchrest
Gillmor
Gingrey
Gohmert
Gonzalez
Goode
Gordon
Granger
Graves
Green, Al
Green, Gene
Grijalva
Gutierrez
Hall
Harman
Harris
Hastings (FL)
Hastings (WA)
Hayes
Hayworth
Hensarling
Herger
Hinojosa
Hobson
Hoekstra
Honda
Hooley
Hostettler
Hulshof
Hunter
Inglis (SC)
Inslee
Israel
Issa
Istook
Jackson-Lee (TX)
Jefferson
Jenkins
Jindal
Johnson (IL)
Johnson, E. B.
Kaptur
Keller
Kildee
Kind
King (IA)
King (NY)
Kingston
Kirk
Knollenberg
Kolbe
Kucinich
Kuhl (NY)
LaHood
Latham
LaTourette
Lewis (CA)
Lewis (KY)
Linder
Lipinski
Lofgren, Zoe
Lucas
Mack
Maloney
Manzullo
Marchant
Marshall
Matsui
McCarthy
McCaul (TX)
McCrery
McGovern
McHenry
McHugh
McIntyre
McKeon
McMorris
McNulty
Meek (FL)
Meeks (NY)
Mica
Miller (FL)
Miller (MI)
Miller (NC)
Miller, Gary
Mollohan
Moore (KS)
Moran (KS)
Moran (VA)
Murphy
Murtha
Nadler
Napolitano
Neugebauer
Northup
Nunes
Ortiz
Osborne
Oxley
Pastor
Pearce
Pence
Peterson (PA)
Pickering
Pombo
Pomeroy
Porter
Price (GA)
Price (NC)
Pryce (OH)
Putnam
Radanovich
Rahall
Rangel
Regula
Rehberg
Reichert
Reyes
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Ros-Lehtinen
Ross
Roybal-Allard
Ruppersberger
Ryan (OH)
Ryun (KS)
Salazar
Sanchez, Loretta
Saxton
Schakowsky
Schiff
Schmidt
Schwartz (PA)
Schwarz (MI)
Scott (GA)
Scott (VA)
Serrano
Sessions
Shadegg
Shaw
Sherman
Shimkus
Shuster
Smith (TX)
Smith (WA)
Snyder
Sodrel
Solis
Souder
Stearns
Strickland
Sweeney
Tanner
Tauscher
Taylor (MS)
Taylor (NC)
Terry
Thomas
Thompson (CA)
Thompson (MS)
Thornberry
Tiahrt
Towns
Turner
Udall (CO)
Van Hollen
Walsh
Wamp
Wasserman Schultz
Weldon (FL)
Weldon (PA)
Weller
Wexler
Wicker
Wilson (NM)
Wilson (SC)
Wolf
Wu
Young (AK)
Young (FL)

NOT VOTING—13

Cannon
Davis (FL)
Evans
Farr
Gerlach
Holden
Hyde
Johnson, Sam
Kanjorski
Poe
Sherwood
Simpson
Slaughter

So the amendment was not agreed to.

After some further time,

The Committee rose informally to receive a message from the Senate.

The SPEAKER pro tempore, Mr. PEARCE, assumed the Chair.

¶63.25 FURTHER MESSAGE FROM THE SENATE

A further message from the Senate by Ms. Curtis, one of its clerks, announced that the Senate agrees to the report of the committee of conference on the disagreeing votes of the two Houses on the amendment of the Senate to the bill (H.R. 889) ''An Act to authorize appropriations for the Coast Guard for fiscal year 2006, to make technical corrections to various laws administered by the Coast Guard, and for other purposes.''.

The Committee resumed its sitting; and after some further time spent therein,

¶63.26 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment numbered 21 submitted by Mr. STEARNS:

At the end of the bill (before the short title), add the following:

TITLE VIII—ADDITIONAL GENERAL PROVISIONS

SEC. 801. None of the funds made available in this Act may be used to carry out any provision of section 203 of the Voting Rights Act of 1965 (42 U.S.C. 1973aa-1a).

It was decided in the negative ..... { Yeas ..... 167 / Nays 254

¶63.27 [Roll No. 340]

AYES—167

Aderholt
Akin
Alexander
Bachus
Baker
Barrett (SC)
Barrow
Bartlett (MD)
Barton (TX)
Bass
Beauprez
Bilbray
Bilirakis
Bishop (UT)
Blackburn
Bonilla
Bonner
Boozman
Boustany
Bradley (NH)
Brady (TX)
Brown (SC)
Brown-Waite, Ginny
Burgess
Burton (IN)
Buyer
Camp (MI)
Campbell (CA)
Cantor
Carter
Chocola
Coble
Conaway
Crenshaw
Cubin
Culberson
Davis (KY)
Davis, Jo Ann
Deal (GA)
Doolittle
Drake
Dreier
Duncan
Emerson
Everett
Feeney
Foley
Fortenberry
Fossella
Foxx
Franks (AZ)
Gallegly
Garrett (NJ)
Gibbons
Gillmor
Gingrey
Gohmert
Goode
Goodlatte
Granger
Graves
Gutknecht
Hall
Harris
Hart
Hayes
Hayworth
Hefley
Hensarling
Herger
Hobson
Hoekstra
Hostettler
Hulshof
Hunter
Inglis (SC)
Issa
Istook
Jenkins
Jindal
Johnson (CT)
Johnson (IL)
Jones (NC)
Keller
Kelly
Kennedy (MN)
King (IA)
King (NY)
Kingston
Kline
Latham
Leach
Lewis (KY)
Linder
Lucas
Mack
Manzullo
Marchant
McCotter
McCrery
McHenry
McHugh
McKeon
McMorris
Mica
Miller (FL)
Miller (MI)
Miller, Gary
Moran (KS)
Murphy
Musgrave
Myrick
Neugebauer
Ney
Northup
Norwood
Nussle
Otter
Paul
Peterson (MN)
Peterson (PA)
Pickering
Pitts
Platts
Poe
Pombo
Porter
Price (GA)
Pryce (OH)
Putnam
Radanovich
Rehberg
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Royce
Ryun (KS)
Schmidt
Schwarz (MI)
Shaw
Shimkus
Shuster
Smith (TX)
Sodrel
Souder
Stearns
Sullivan
Tancredo
Taylor (MS)
Taylor (NC)
Terry
Thornberry
Tiahrt
Tiberi
Turner
Upton
Walden (OR)
Wamp
Weldon (FL)
Weldon (PA)
Westmoreland
Whitfield
Wicker
Wilson (SC)
Young (FL)

NOES—254

Abercrombie
Ackerman
Allen
Andrews
Baca
Baird
Baldwin
Bean
Becerra
Berkley
Berman
Berry
Biggert
Bishop (GA)
Bishop (NY)
Blumenauer
Blunt
Boehlert
Boehner
Bono
Boren
Boswell
Boucher
Boyd
Brady (PA)
Brown (OH)
Brown, Corrine
Butterfield
Calvert
Capito
Capps
Capuano
Cardin
Cardoza
Carnahan
Carson
Case
Castle
Chabot
Chandler
Clay
Cleaver
Clyburn
Cole (OK)
Conyers
Cooper
Costa
Costello
Cramer
Crowley
Cuellar
Cummings
Davis (AL)
Davis (CA)
Davis (IL)
Davis (TN)
Davis, Tom
DeFazio
DeGette
Delahunt
DeLauro
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Dicks
Dingell
Doggett
Doyle
Edwards
Ehlers
Emanuel
Engel
English (PA)
Eshoo
Etheridge
Farr
Fattah
Ferguson
Filner
Fitzpatrick (PA)
Flake
Forbes
Frank (MA)
Frelinghuysen
Gilchrest
Gonzalez
Gordon
Green (WI)
Green, Al
Green, Gene
Grijalva
Gutierrez
Harman
Hastings (FL)
Hastings (WA)
Herseth
Higgins
Hinchey
Hinojosa
Honda
Hooley
Hoyer
Inslee
Israel
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Johnson, E. B.
Jones (OH)
Kaptur
Kennedy (RI)
Kildee
Kilpatrick (MI)
Kind
Kirk
Knollenberg
Kolbe
Kucinich
Kuhl (NY)
LaHood
Langevin
Lantos
Larsen (WA)
Larson (CT)
LaTourette
Lee
Levin
Lewis (CA)
Lewis (GA)
Lipinski
LoBiondo
Lofgren, Zoe
Lowey
Lungren, Daniel E.
Lynch
Maloney
Markey
Marshall
Matheson

Matsui
McCarthy
McCaul (TX)
McCollum (MN)
McDermott
McGovern
McIntyre
McKinney
McNulty
Meehan
Meek (FL)
Meeks (NY)
Melancon
Michaud
Millender-McDonald
Miller (NC)
Miller, George
Mollohan
Moore (KS)
Moore (WI)
Moran (VA)
Murtha
Nadler
Napolitano
Neal (MA)
Nunes
Oberstar
Obey
Olver
Ortiz
Osborne
Owens
Oxley
Pallone
Pascrell
Pastor
Payne
Pearce
Pelosi
Pence
Petri
Pomeroy
Price (NC)
Rahall
Ramstad
Rangel
Regula
Reichert
Renzi
Reyes
Ros-Lehtinen
Ross
Rothman
Roybal-Allard
Ruppersberger
Rush
Ryan (OH)
Ryan (WI)
Sabo
Salazar
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Saxton
Schakowsky
Schiff
Schwartz (PA)
Scott (GA)
Scott (VA)
Sensenbrenner
Serrano
Sessions
Shadegg
Shays
Sherman
Simmons
Simpson
Skelton
Slaughter
Smith (NJ)
Smith (WA)
Snyder
Solis
Spratt
Stark
Strickland
Stupak
Sweeney
Tanner
Tauscher
Thomas
Thompson (CA)
Thompson (MS)
Tierney
Towns
Udall (CO)
Udall (NM)
Van Hollen
Velázquez
Visclosky
Walsh
Wasserman Schultz
Waters
Watson
Watt
Waxman
Weiner
Weller
Wexler
Wilson (NM)
Wolf
Woolsey
Wu
Wynn
Young (AK)

NOT VOTING—11

Cannon
Davis (FL)
Evans
Ford
Gerlach
Holden
Holt
Hyde
Johnson, Sam
Kanjorski
Sherwood

So the amendment was not agreed to.

¶63.28 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment submitted by Mr. WEINER:

At the end of the bill (before the short title), insert the following:

TITLE VIII—ADDITIONAL GENERAL PROVISIONS

SEC. 801. The amounts otherwise provided by this Act are revised by increasing the aggregate amount made available for ''COMMUNITY ORIENTED POLICING SERVICES'' (consisting of an additional $476,574,000 for grants authorized under section 1701 of title I of the Omnibus Crime Control and Safe Streets Act of 1968, as amended by section 1163 of the Violence Against Women and Department of Justice Reauthorization Act of 2005), and by reducing the amount made available under the item relating to ''SCIENCE, AERONAUTICS AND EXPLORATION'' for exploration systems (and conforming the aggregate amount set forth in such item, accordingly), by $476,574,000.

It was decided in the negative ..... { Yeas ..... 185 / Nays ..... 236 }

¶63.29 [Roll No. 341]

AYES—185

Abercrombie
Ackerman
Allen
Andrews
Baldwin
Barrow
Bass
Bean
Becerra
Berkley
Berman
Berry
Bishop (GA)
Bishop (NY)
Blumenauer
Bono
Boswell
Bradley (NH)
Brady (PA)
Butterfield
Camp (MI)
Capito
Capuano
Cardoza
Carson
Case
Chabot
Chandler
Clay
Cleaver
Clyburn
Conyers
Cooper
Crowley
Cummings
Davis (AL)
Davis (CA)
Davis (IL)
Davis (KY)
Davis, Jo Ann
Deal (GA)
DeFazio
DeGette
Delahunt
DeLauro
Dent
Dingell
Doggett
Doyle
Duncan
Emanuel
Emerson
Engel
Eshoo
Farr
Fattah
Ferguson
Filner
Fitzpatrick (PA)
Fossella
Frank (MA)
Gibbons
Gillmor
Green (WI)
Grijalva
Gutierrez
Hefley
Herseth
Higgins
Hinchey
Hooley
Inslee
Israel
Jackson (IL)
Jefferson
Johnson (IL)
Kaptur
Kelly
Kennedy (MN)
Kennedy (RI)
Kildee
Kind
King (NY)
Kingston
Kuhl (NY)
Langevin
Lantos
Larsen (WA)
Larson (CT)
Leach
Lee
Levin
Lewis (GA)
LoBiondo
Lowey
Lynch
Maloney
Markey
Marshall
Matheson
McCollum (MN)
McHugh
McIntyre
McKinney
McNulty
Meehan
Melancon
Michaud
Millender-McDonald
Miller, George
Moore (KS)
Moore (WI)
Moran (KS)
Moran (VA)
Murphy
Murtha
Musgrave
Nadler
Neal (MA)
Ney
Norwood
Nussle
Oberstar
Obey
Olver
Otter
Owens
Pallone
Pascrell
Pastor
Payne
Pelosi
Peterson (MN)
Platts
Pomeroy
Porter
Pryce (OH)
Rahall
Ramstad
Rangel
Reichert
Renzi
Ross
Rothman
Roybal-Allard
Ruppersberger
Rush
Ryan (WI)
Salazar
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Schmidt
Schwartz (PA)
Schwarz (MI)
Scott (GA)
Shimkus
Simmons
Skelton
Slaughter
Smith (NJ)
Snyder
Spratt
Stark
Stupak
Tanner
Tauscher
Thompson (CA)
Thompson (MS)
Tierney
Towns
Turner
Udall (NM)
Upton
Velázquez
Walden (OR)
Waters
Watson
Watt
Waxman
Weiner
Weldon (PA)
Weller
Woolsey
Wynn

NOES—236

Aderholt
Akin
Alexander
Baca
Bachus
Baird
Baker
Barrett (SC)
Bartlett (MD)
Barton (TX)
Beauprez
Biggert
Bilbray
Bilirakis
Bishop (UT)
Blackburn
Blunt
Boehlert
Boehner
Bonilla
Bonner
Boozman
Boren
Boucher
Boustany
Boyd
Brady (TX)
Brown (OH)
Brown (SC)
Brown, Corrine
Brown-Waite, Ginny
Burgess
Burton (IN)
Buyer
Calvert
Campbell (CA)
Cantor
Capps
Cardin
Carnahan
Carter
Castle
Chocola
Coble
Cole (OK)
Conaway
Costa
Costello
Cramer
Crenshaw
Cubin
Cuellar
Culberson
Davis (TN)
Davis, Tom
Diaz-Balart, L.
Diaz-Balart, M.
Dicks
Doolittle
Drake
Dreier
Edwards
Ehlers
English (PA)
Etheridge
Everett
Feeney
Flake
Foley
Forbes
Fortenberry
Foxx
Franks (AZ)
Frelinghuysen
Gallegly
Garrett (NJ)
Gilchrest
Gingrey
Gohmert
Gonzalez
Goode
Goodlatte
Gordon
Granger
Graves
Green, Al
Green, Gene
Gutknecht
Hall
Harman
Harris
Hart
Hastings (FL)
Hastings (WA)
Hayes
Hayworth
Hensarling
Herger
Hinojosa
Hobson
Hoekstra
Honda
Hostettler
Hoyer
Hulshof
Hunter
Inglis (SC)
Issa
Istook
Jackson-Lee (TX)
Jenkins
Jindal
Johnson (CT)
Johnson, E. B.
Jones (NC)
Jones (OH)
Keller
Kilpatrick (MI)
King (IA)
Kirk
Kline
Knollenberg
Kolbe
Kucinich
LaHood
Latham
LaTourette
Lewis (CA)
Lewis (KY)
Linder
Lipinski
Lofgren, Zoe
Lucas
Lungren, Daniel E.
Mack
Manzullo
Marchant
Matsui
McCarthy
McCaul (TX)
McCotter
McCrery
McDermott
McGovern
McHenry
McKeon
McMorris
Meek (FL)
Meeks (NY)
Mica
Miller (FL)
Miller (MI)
Miller (NC)
Miller, Gary
Mollohan
Myrick
Napolitano
Neugebauer
Northup
Nunes
Ortiz
Osborne
Oxley
Paul
Pearce
Pence
Peterson (PA)
Petri
Pickering
Pitts
Poe
Pombo
Price (GA)
Price (NC)
Putnam
Radanovich
Regula
Rehberg
Reyes
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Ros-Lehtinen
Royce
Ryan (OH)
Ryun (KS)
Sabo
Saxton
Schakowsky
Schiff
Scott (VA)
Sensenbrenner
Serrano
Sessions
Shadegg
Shaw
Shays
Sherman
Shuster
Simpson
Smith (TX)
Smith (WA)
Sodrel
Solis
Souder
Stearns
Strickland
Sullivan
Sweeney
Tancredo
Taylor (MS)
Taylor (NC)
Terry
Thomas
Thornberry
Tiahrt
Tiberi
Udall (CO)
Van Hollen
Visclosky
Walsh
Wamp
Wasserman Schultz
Weldon (FL)
Westmoreland
Wexler
Whitfield
Wicker
Wilson (NM)
Wilson (SC)
Wolf
Wu
Young (AK)
Young (FL)

NOT VOTING—11

Cannon
Davis (FL)
Evans
Ford
Gerlach
Holden
Holt
Hyde
Johnson, Sam
Kanjorski
Sherwood

So the amendment was not agreed to.

¶63.30 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment numbered 20 submitted by Mr. STEARNS:

At the end of the bill (before the short title), insert the following:

TITLE VIII—ADDITIONAL GENERAL PROVISIONS

SEC. 801. None of the funds made available in this Act may be used for the design, renovation, construction, or rental of any headquarters for the United Nations in any location in the United States.

It was decided in the negative ..... { Yeas ..... 131 / Nays ..... 288 }

¶63.31 [Roll No. 342]

AYES—131

Aderholt
Akin
Baker
Barrett (SC)
Barrow
Bartlett (MD)
Barton (TX)
Beauprez
Bilbray
Bilirakis
Bishop (UT)
Blackburn
Bonilla
Bonner
Bono
Boozman
Bradley (NH)
Brown-Waite, Ginny
Burton (IN)
Buyer
Campbell (CA)
Cantor
Capito
Chabot
Coble
Conaway
Cubin
Culberson
Davis (KY)
Davis, Jo Ann
Deal (GA)
Doolittle
Drake
Duncan
Everett
Feeney
Flake
Forbes
Foxx
Franks (AZ)
Garrett (NJ)
Gibbons
Gingrey
Gohmert
Goode
Goodlatte
Graves
Green (WI)
Gutknecht
Hall
Harris
Hart
Hastings (WA)
Hayes
Hayworth
Hefley
Hensarling
Herger
Hostettler
Hunter
Istook
Jenkins
Jindal
Johnson (IL)
Jones (NC)
Keller
Kelly
Kennedy (MN)
King (IA)
Kingston
Lewis (KY)
Linder
LoBiondo
Lucas
Manzullo
Marchant
McCaul (TX)
McCotter
McCrery
McHenry
McMorris
Melancon
Mica
Miller (FL)
Miller (MI)
Miller, Gary
Moran (KS)
Murphy
Musgrave
Neugebauer
Ney
Norwood
Otter
Paul
Pearce
Pence
Peterson (MN)
Peterson (PA)
Poe
Pombo
Porter

Price (GA)
Rehberg
Renzi
Rogers (AL)
Rogers (MI)
Rohrabacher
Royce
Ryun (KS)
Saxton
Schmidt
Sensenbrenner
Sessions
Shadegg
Sodrel
Souder
Stearns
Sullivan
Tancredo
Taylor (MS)
Terry
Tiahrt
Tiberi
Wamp
Weldon (FL)
Westmoreland
Wicker
Wilson (SC)
Wu
Young (AK)
Young (FL)

NOES—288

Abercrombie
Ackerman
Alexander
Allen
Andrews
Baca
Bachus
Baird
Baldwin
Bass
Bean
Becerra
Berkley
Berman
Berry
Biggert
Bishop (GA)
Bishop (NY)
Blumenauer
Blunt
Boehlert
Boehner
Boren
Boswell
Boucher
Boustany
Boyd
Brady (PA)
Brady (TX)
Brown (OH)
Brown (SC)
Brown, Corrine
Burgess
Butterfield
Calvert
Camp (MI)
Capps
Capuano
Cardin
Cardoza
Carnahan
Carson
Carter
Case
Castle
Chandler
Chocola
Clay
Cleaver
Clyburn
Cole (OK)
Conyers
Cooper
Costa
Costello
Cramer
Crenshaw
Crowley
Cuellar
Cummings
Davis (AL)
Davis (CA)
Davis (IL)
Davis (TN)
Davis, Tom
DeFazio
DeGette
Delahunt
DeLauro
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Dicks
Dingell
Doggett
Doyle
Dreier
Edwards
Ehlers
Emanuel
Emerson
Engel
English (PA)
Eshoo
Etheridge
Farr
Fattah
Ferguson
Filner
Fitzpatrick (PA)
Foley
Fortenberry
Fossella
Frank (MA)
Frelinghuysen
Gallegly
Gilchrest
Gillmor
Gonzalez
Gordon
Granger
Green, Al
Green, Gene
Grijalva
Gutierrez
Harman
Hastings (FL)
Herseth
Higgins
Hinchey
Hinojosa
Hobson
Hoekstra
Honda
Hooley
Hoyer
Hulshof
Inglis (SC)
Inslee
Israel
Issa
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Johnson (CT)
Johnson, E. B.
Jones (OH)
Kaptur
Kennedy (RI)
Kildee
Kilpatrick (MI)
Kind
King (NY)
Kirk
Kline
Knollenberg
Kolbe
Kucinich
Kuhl (NY)
LaHood
Langevin
Lantos
Larsen (WA)
Larson (CT)
Latham
LaTourette
Leach
Lee
Levin
Lewis (CA)
Lewis (GA)
Lipinski
Lofgren, Zoe
Lowey
Lungren, Daniel E.
Lynch
Mack
Maloney
Markey
Marshall
Matheson
Matsui
McCarthy
McCollum (MN)
McDermott
McGovern
McHugh
McIntyre
McKeon
McKinney
McNulty
Meehan
Meek (FL)
Meeks (NY)
Michaud
Millender-McDonald
Miller (NC)
Miller, George
Mollohan
Moore (KS)
Moore (WI)
Moran (VA)
Murtha
Myrick
Nadler
Napolitano
Neal (MA)
Northup
Nunes
Nussle
Oberstar
Obey
Olver
Ortiz
Osborne
Owens
Oxley
Pallone
Pascrell
Pastor
Payne
Pelosi
Petri
Pickering
Pitts
Platts
Pomeroy
Price (NC)
Pryce (OH)
Putnam
Radanovich
Rahall
Ramstad
Rangel
Regula
Reichert
Reyes
Rogers (KY)
Ros-Lehtinen
Ross
Rothman
Roybal-Allard
Ruppersberger
Rush
Ryan (OH)
Ryan (WI)
Sabo
Salazar
Sánchez, Linda T.
Sanchez, Loretta
Schakowsky
Schiff
Schwartz (PA)
Schwarz (MI)
Scott (GA)
Scott (VA)
Serrano
Shaw
Shays
Sherman
Shimkus
Shuster
Simmons
Simpson
Skelton
Slaughter
Smith (NJ)
Smith (TX)
Smith (WA)
Snyder
Solis
Spratt
Stark
Strickland
Stupak
Sweeney
Tanner
Tauscher
Taylor (NC)
Thomas
Thompson (CA)
Thompson (MS)
Thornberry
Tierney
Towns
Turner
Udall (CO)
Udall (NM)
Upton
Van Hollen
Velázquez
Visclosky
Walden (OR)
Walsh
Wasserman Schultz
Waters
Watson
Watt
Waxman
Weiner
Weldon (PA)
Weller
Wexler
Whitfield
Wilson (NM)
Wolf
Woolsey
Wynn

NOT VOTING—13

Cannon
Davis (FL)
Evans
Ford
Gerlach
Holden
Holt
Hyde
Johnson, Sam
Kanjorski
Reynolds
Sanders
Sherwood

So the amendment was not agreed to.

¶63.32 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment numbered 16 submitted by Mrs. MUSGRAVE:

At the end of the bill (before the short title), insert the following:

SEC. ____. None of the funds made available in this Act may be used to carry out section 924(p) of title 18, United States Code.

It was decided in the affirmative ..... { Yeas ..... 230 / Nays 191

¶63.33 [Roll No. 343]

AYES—230

Aderholt
Akin
Alexander
Baca
Bachus
Baker
Barrett (SC)
Barrow
Bartlett (MD)
Barton (TX)
Bass
Beauprez
Berry
Biggert
Bilbray
Bilirakis
Bishop (GA)
Bishop (UT)
Blackburn
Blunt
Boehner
Bonilla
Bonner
Bono
Boozman
Boren
Boucher
Boustany
Bradley (NH)
Brady (TX)
Brown (SC)
Brown, Corrine
Brown-Waite, Ginny
Burgess
Burton (IN)
Buyer
Calvert
Camp (MI)
Campbell (CA)
Cantor
Capito
Carter
Chabot
Chandler
Chocola
Coble
Cole (OK)
Conaway
Cooper
Costello
Cramer
Crenshaw
Cubin
Cuellar
Culberson
Davis (KY)
Davis (TN)
Davis, Jo Ann
Deal (GA)
Dent
Dingell
Doolittle
Drake
Duncan
Edwards
Emerson
English (PA)
Etheridge
Everett
Feeney
Flake
Foley
Forbes
Fortenberry
Foxx
Franks (AZ)
Gallegly
Garrett (NJ)
Gibbons
Gillmor
Gingrey
Gohmert
Goode
Goodlatte
Gordon
Graves
Green (WI)
Green, Gene
Gutknecht
Hall
Harris
Hart
Hastings (WA)
Hayes
Hayworth
Hefley
Hensarling
Herger
Herseth
Hobson
Hoekstra
Hostettler
Hulshof
Hunter
Inglis (SC)
Issa
Istook
Jenkins
Jindal
Johnson (IL)
Jones (NC)
Keller
Kelly
Kennedy (MN)
Kind
King (IA)
Kingston
Kline
Kolbe
Kuhl (NY)
LaHood
Latham
LaTourette
Leach
Lewis (KY)
Linder
Lucas
Mack
Manzullo
Marchant
Matheson
McCaul (TX)
McCotter
McCrery
McHenry
McIntyre
McKeon
McMorris
Melancon
Mica
Miller (FL)
Miller (MI)
Miller, Gary
Mollohan
Moran (KS)
Murtha
Musgrave
Myrick
Neugebauer
Ney
Northup
Norwood
Nunes
Nussle
Oberstar
Obey
Ortiz
Osborne
Otter
Paul
Pearce
Pence
Peterson (MN)
Peterson (PA)
Petri
Pickering
Pitts
Platts
Poe
Pombo
Pomeroy
Porter
Price (GA)
Pryce (OH)
Putnam
Radanovich
Rahall
Regula
Rehberg
Renzi
Reyes
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Ross
Royce
Ryan (OH)
Ryan (WI)
Ryun (KS)
Salazar
Schmidt
Sensenbrenner
Sessions
Shadegg
Shimkus
Shuster
Simmons
Simpson
Skelton
Smith (TX)
Sodrel
Souder
Spratt
Stearns
Strickland
Stupak
Sullivan
Tancredo
Tanner
Taylor (MS)
Taylor (NC)
Terry
Thompson (CA)
Thornberry
Tiahrt
Tiberi
Upton
Walden (OR)
Wamp
Weldon (FL)
Weldon (PA)
Weller
Westmoreland
Whitfield
Wicker
Wilson (NM)
Wilson (SC)
Young (AK)

NOES—191

Abercrombie
Ackerman
Allen
Andrews
Baird
Baldwin
Bean
Becerra
Berkley
Berman
Bishop (NY)
Blumenauer
Boehlert
Boswell
Boyd
Brady (PA)
Brown (OH)
Butterfield
Capps
Capuano
Cardin
Cardoza
Carnahan
Carson
Case
Castle
Clay
Cleaver
Clyburn
Conyers
Costa
Crowley
Cummings
Davis (AL)
Davis (CA)
Davis (IL)
Davis, Tom
DeFazio
DeGette
Delahunt
DeLauro
Diaz-Balart, L.
Diaz-Balart, M.
Dicks
Doggett
Doyle
Dreier
Ehlers
Emanuel
Engel
Eshoo
Farr
Fattah
Ferguson
Filner
Fitzpatrick (PA)
Fossella
Frank (MA)
Frelinghuysen
Gilchrest
Gonzalez
Granger
Green, Al
Grijalva
Gutierrez
Harman
Hastings (FL)
Higgins
Hinchey
Hinojosa
Honda
Hooley
Hoyer
Inslee
Israel
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Johnson (CT)
Johnson, E. B.
Jones (OH)
Kaptur
Kennedy (RI)
Kildee
Kilpatrick (MI)
King (NY)
Kirk
Knollenberg
Kucinich
Langevin
Lantos
Larsen (WA)
Larson (CT)
Lee
Levin
Lewis (CA)
Lewis (GA)
Lipinski
LoBiondo
Lofgren, Zoe
Lowey
Lungren, Daniel E.
Lynch
Maloney
Markey
Marshall
Matsui
McCarthy
McCollum (MN)
McDermott
McGovern
McHugh
McKinney
McNulty
Meehan
Meek (FL)
Meeks (NY)
Michaud
Millender-McDonald
Miller (NC)
Miller, George
Moore (KS)
Moore (WI)
Moran (VA)
Murphy
Nadler
Napolitano
Neal (MA)
Olver
Owens
Oxley
Pallone
Pascrell
Pastor
Payne
Pelosi
Price (NC)
Ramstad
Rangel
Reichert
Ros-Lehtinen
Rothman
Roybal-Allard
Ruppersberger
Rush
Sabo
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Saxton
Schakowsky
Schiff
Schwartz (PA)
Schwarz (MI)
Scott (GA)
Scott (VA)
Serrano
Shaw
Shays
Sherman
Slaughter
Smith (NJ)
Smith (WA)
Snyder
Solis
Stark
Sweeney
Tauscher
Thomas
Thompson (MS)
Tierney
Towns
Turner
Udall (CO)
Udall (NM)
Van Hollen
Velázquez
Visclosky
Walsh
Wasserman Schultz
Waters
Watson
Watt
Waxman
Weiner
Wexler
Wolf
Woolsey
Wu
Wynn
Young (FL)

NOT VOTING—11

Cannon
Davis (FL)
Evans
Ford
Gerlach
Holden
Holt
Hyde
Johnson, Sam
Kanjorski
Sherwood

So the amendment was agreed to.

¶63.34 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the

Whole on the following amendment submitted by Mr. NADLER:

At the end of the bill, before the short title, insert the following:

TITLE VIII—ADDITIONAL GENERAL PROVISIONS

SEC. 801. None of the funds made available in this Act may be used to issue a national security letter to a health insurance company under any of the provisions of law amended by section 505 of the Uniting and Strengthening America by Providing Appropriate Tools Required to Intercept and Obstruct Terrorism (USA PATRIOT ACT) Act of 2001.

It was decided in the negative ..... { Yeas ..... 189 / Nays ..... 230 }

¶63.35 [Roll No. 344]

AYES—189

Abercrombie
Ackerman
Allen
Andrews
Baca
Baird
Baldwin
Barrow
Bartlett (MD)
Becerra
Berkley
Berman
Berry
Bishop (GA)
Bishop (NY)
Blumenauer
Boswell
Boucher
Brady (PA)
Brown (OH)
Brown, Corrine
Butterfield
Capps
Capuano
Cardin
Carnahan
Carson
Chandler
Conyers
Costa
Costello
Crowley
Cummings
Davis (CA)
Davis (IL)
DeFazio
DeGette
Delahunt
DeLauro
Dicks
Dingell
Doggett
Doyle
Duncan
Emanuel
Engel
Eshoo
Etheridge
Farr
Fattah
Filner
Flake
Frank (MA)
Gingrey
Gonzalez
Green, Al
Green, Gene
Grijalva
Gutierrez
Harman
Hastings (FL)
Herseth
Higgins
Hinchey
Hinojosa
Honda
Hooley
Hoyer
Inslee
Israel
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Johnson (IL)
Johnson, E. B.
Jones (NC)
Jones (OH)
Kaptur
Kennedy (RI)
Kildee
Kilpatrick (MI)
Kind
Kucinich
Langevin
Lantos
Larsen (WA)
Larson (CT)
Leach
Lee
Levin
Lewis (GA)
Lipinski
Lofgren, Zoe
Lowey
Lynch
Maloney
Markey
Marshall
Matheson
Matsui
McCarthy
McCollum (MN)
McDermott
McGovern
McIntyre
McKinney
McNulty
Meehan
Meek (FL)
Meeks (NY)
Melancon
Michaud
Millender-McDonald
Miller (NC)
Miller, George
Mollohan
Moore (KS)
Moore (WI)
Moran (VA)
Murtha
Nadler
Napolitano
Neal (MA)
Oberstar
Obey
Olver
Ortiz
Otter
Owens
Pallone
Pascrell
Pastor
Paul
Payne
Pelosi
Petri
Poe
Pomeroy
Price (GA)
Price (NC)
Rahall
Rangel
Reyes
Ross
Rothman
Roybal-Allard
Rush
Ryan (OH)
Sabo
Salazar
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Schakowsky
Schiff
Schwartz (PA)
Scott (GA)
Scott (VA)
Serrano
Sherman
Slaughter
Smith (WA)
Snyder
Solis
Spratt
Stark
Strickland
Stupak
Tanner
Tauscher
Thompson (CA)
Tierney
Towns
Udall (CO)
Udall (NM)
Van Hollen
Velázquez
Visclosky
Wasserman Schultz
Waters
Watson
Watt
Waxman
Weiner
Wexler
Woolsey
Wu
Wynn
Young (AK)

NOES—230

Aderholt
Akin
Alexander
Bachus
Baker
Barrett (SC)
Barton (TX)
Bass
Bean
Beauprez
Biggert
Bilbray
Bilirakis
Blackburn
Blunt
Boehlert
Boehner
Bonilla
Bonner
Bono
Boozman
Boren
Boustany
Boyd
Bradley (NH)
Brady (TX)
Brown (SC)
Brown-Waite, Ginny
Burgess
Burton (IN)
Buyer
Calvert
Camp (MI)
Campbell (CA)
Cantor
Capito
Cardoza
Carter
Case
Castle
Chabot
Chocola
Clay
Cleaver
Clyburn
Coble
Cole (OK)
Conaway
Cooper
Cramer
Crenshaw
Cubin
Cuellar
Culberson
Davis (AL)
Davis (KY)
Davis (TN)
Davis, Jo Ann
Davis, Tom
Deal (GA)
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Doolittle
Drake
Dreier
Edwards
Ehlers
Emerson
English (PA)
Everett
Feeney
Ferguson
Fitzpatrick (PA)
Foley
Forbes
Fortenberry
Fossella
Foxx
Franks (AZ)
Frelinghuysen
Gallegly
Garrett (NJ)
Gibbons
Gilchrest
Gillmor
Gohmert
Goode
Goodlatte
Gordon
Granger
Graves
Green (WI)
Gutknecht
Hall
Harris
Hart
Hastings (WA)
Hayes
Hayworth
Hefley
Hensarling
Herger
Hobson
Hoekstra
Hostettler
Hulshof
Hunter
Inglis (SC)
Issa
Istook
Jenkins
Jindal
Johnson (CT)
Keller
Kelly
Kennedy (MN)
King (IA)
King (NY)
Kingston
Kirk
Kline
Knollenberg
Kolbe
Kuhl (NY)
LaHood
Latham
LaTourette
Lewis (CA)
Lewis (KY)
Linder
LoBiondo
Lucas
Lungren, Daniel E.
Mack
Manzullo
McCaul (TX)
McCotter
McCrery
McHenry
McHugh
McKeon
McMorris
Mica
Miller (FL)
Miller (MI)
Miller, Gary
Moran (KS)
Murphy
Musgrave
Myrick
Neugebauer
Ney
Northup
Norwood
Nunes
Nussle
Osborne
Oxley
Pearce
Pence
Peterson (MN)
Peterson (PA)
Pickering
Pitts
Platts
Pombo
Porter
Pryce (OH)
Putnam
Radanovich
Ramstad
Regula
Rehberg
Reichert
Renzi
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Ros-Lehtinen
Royce
Ruppersberger
Ryan (WI)
Ryun (KS)
Saxton
Schmidt
Schwarz (MI)
Sensenbrenner
Sessions
Shadegg
Shaw
Shays
Shimkus
Shuster
Simmons
Simpson
Skelton
Smith (NJ)
Smith (TX)
Sodrel
Souder
Stearns
Sullivan
Sweeney
Tancredo
Taylor (MS)
Taylor (NC)
Terry
Thomas
Thompson (MS)
Thornberry
Tiahrt
Tiberi
Turner
Upton
Walden (OR)
Walsh
Wamp
Weldon (FL)
Weldon (PA)
Weller
Westmoreland
Whitfield
Wicker
Wilson (NM)
Wilson (SC)
Wolf
Young (FL)

NOT VOTING—13

Bishop (UT)
Cannon
Davis (FL)
Evans
Ford
Gerlach
Holden
Holt
Hyde
Johnson, Sam
Kanjorski
Marchant
Sherwood

So the amendment was not agreed to.

¶63.36 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment submitted by Mr. SODREL:

At the end of the bill (before the short title), insert the following:

TITLE VIII—ADDITIONAL GENERAL PROVISIONS

SEC. 801. None of the funds made available in this Act may be used for the purpose of enforcing the final judgement of the Federal District Court for the Southern District of Indiana issued in Hinrichs v. Bosma.

It was decided in the affirmative ..... { Yeas ..... 246 / Nays ..... 174 / Answered present 1 }

¶63.37 [Roll No. 345]

AYES—246

Aderholt
Akin
Alexander
Bachus
Baker
Barrett (SC)
Barrow
Bartlett (MD)
Barton (TX)
Bass
Beauprez
Berry
Biggert
Bilbray
Bilirakis
Bishop (GA)
Bishop (UT)
Blackburn
Blunt
Boehlert
Boehner
Bonilla
Bonner
Boozman
Boren
Boucher
Boustany
Bradley (NH)
Brady (TX)
Brown (SC)
Brown-Waite, Ginny
Burgess
Burton (IN)
Buyer
Calvert
Camp (MI)
Campbell (CA)
Cantor
Capito
Carter
Chabot
Chandler
Chocola
Coble
Cole (OK)
Conaway
Costa
Costello
Cramer
Crenshaw
Cubin
Cuellar
Culberson
Davis (KY)
Davis (TN)
Davis, Jo Ann
Deal (GA)
DeFazio
Diaz-Balart, L.
Diaz-Balart, M.
Dingell
Doolittle
Drake
Duncan
Ehlers
Emerson
English (PA)
Everett
Feeney
Ferguson
Flake
Foley
Forbes
Fortenberry
Fossella
Foxx
Franks (AZ)
Frelinghuysen
Gallegly
Garrett (NJ)
Gibbons
Gilchrest
Gillmor
Gingrey
Gohmert
Goode
Goodlatte
Gordon
Granger
Graves
Green (WI)
Gutknecht
Hall
Harris
Hart
Hastings (WA)
Hayes
Hayworth
Hefley
Hensarling
Herger
Herseth
Hinojosa
Hobson
Hoekstra
Hooley
Hostettler
Hunter
Issa
Istook
Jackson-Lee (TX)
Jenkins
Jindal
Johnson (IL)
Jones (NC)
Keller
Kelly
Kennedy (MN)
King (IA)
King (NY)
Kingston
Kirk
Kline
Kuhl (NY)
LaHood
Latham
LaTourette
Leach
Lewis (KY)
Linder
Lipinski
LoBiondo
Lucas
Mack
Manzullo
Marchant
Marshall
Matheson
McCaul (TX)
McCotter
McCrery
McHenry
McHugh
McIntyre
McKeon
McKinney
McMorris
McNulty
Melancon
Mica
Miller (FL)
Miller, Gary
Mollohan
Moran (KS)
Murphy
Musgrave
Myrick
Napolitano
Neugebauer
Ney
Northup
Norwood
Nunes
Nussle
Ortiz
Osborne
Otter
Oxley
Paul
Pearce
Pence
Peterson (MN)
Peterson (PA)
Pickering
Pitts
Platts
Poe
Pombo
Pomeroy
Porter
Price (GA)
Pryce (OH)
Putnam
Radanovich
Rahall
Ramstad
Regula
Rehberg
Reichert
Renzi
Reyes
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Ros-Lehtinen
Ross
Royce
Ruppersberger
Ryan (WI)
Ryun (KS)
Salazar
Saxton
Schmidt
Schwarz (MI)
Scott (GA)
Sessions
Shadegg
Shaw
Shimkus
Shuster
Simpson
Skelton
Smith (NJ)
Smith (TX)
Sodrel
Souder
Spratt
Stearns
Sullivan
Sweeney
Tancredo
Tanner
Taylor (MS)
Taylor (NC)
Terry
Thornberry
Tiahrt
Tiberi
Turner
Upton
Walden (OR)
Walsh
Wamp
Weldon (FL)
Weldon (PA)
Weller
Westmoreland
Whitfield
Wicker
Wilson (NM)
Wilson (SC)
Wynn
Young (AK)
Young (FL)

NOES—174

Abercrombie
Ackerman
Allen
Andrews
Baca
Baird
Baldwin
Bean
Becerra
Berkley
Berman
Bishop (NY)
Blumenauer
Bono
Boswell
Boyd
Brady (PA)
Brown (OH)

Brown, Corrine
Butterfield
Capps
Capuano
Cardin
Cardoza
Carnahan
Carson
Case
Castle
Clay
Cleaver
Clyburn
Conyers
Cooper
Crowley
Cummings
Davis (AL)
Davis (CA)
Davis (IL)
Davis, Tom
DeGette
Delahunt
DeLauro
Dent
Dicks
Doggett
Doyle
Dreier
Edwards
Emanuel
Engel
Eshoo
Etheridge
Farr
Fattah
Filner
Fitzpatrick (PA)
Frank (MA)
Gonzalez
Green, Al
Green, Gene
Grijalva
Gutierrez
Harman
Hastings (FL)
Higgins
Hinchey
Honda
Hoyer
Hulshof
Inglis (SC)
Inslee
Israel
Jackson (IL)
Jefferson
Johnson (CT)
Johnson, E. B.
Jones (OH)
Kaptur
Kennedy (RI)
Kildee
Kilpatrick (MI)
Kind
Knollenberg
Kolbe
Kucinich
Langevin
Lantos
Larsen (WA)
Larson (CT)
Lee
Levin
Lewis (CA)
Lewis (GA)
Lofgren, Zoe
Lowey
Lungren, Daniel E.
Lynch
Maloney
Markey
Matsui
McCarthy
McCollum (MN)
McDermott
McGovern
Meehan
Meek (FL)
Meeks (NY)
Michaud
Millender-McDonald
Miller (MI)
Miller (NC)
Miller, George
Moore (KS)
Moore (WI)
Moran (VA)
Murtha
Nadler
Neal (MA)
Oberstar
Obey
Olver
Owens
Pallone
Pascrell
Pastor
Payne
Pelosi
Petri
Price (NC)
Rangel
Rothman
Roybal-Allard
Rush
Ryan (OH)
Sabo
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Schakowsky
Schiff
Schwartz (PA)
Scott (VA)
Sensenbrenner
Serrano
Shays
Sherman
Simmons
Slaughter
Smith (WA)
Snyder
Solis
Stark
Strickland
Stupak
Tauscher
Thomas
Thompson (CA)
Thompson (MS)
Tierney
Towns
Udall (CO)
Udall (NM)
Van Hollen
Velázquez
Visclosky
Wasserman Schultz
Waters
Watson
Waxman
Weiner
Wexler
Wolf
Woolsey
Wu

ANSWERED ''PRESENT''—1

Watt

NOT VOTING—11

Cannon
Davis (FL)
Evans
Ford
Gerlach
Holden
Holt
Hyde
Johnson, Sam
Kanjorski
Sherwood

So the amendment was agreed to.

¶63.38 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment submitted by Mr. HINCHEY:

At the end of the bill (before the short title) insert the following:

TITLE VIII—ADDITIONAL GENERAL PROVISIONS

SEC. 801. None of the funds made available in this Act may be used in contravention of section 3109 of title 18, United States Code.

It was decided in the negative ..... { Yeas ..... 109 / Nays 310

¶63.39 [Roll No. 346]

AYES—109

Abercrombie
Ackerman
Baldwin
Bartlett (MD)
Becerra
Berman
Bishop (NY)
Blumenauer
Boucher
Brown, Corrine
Capps
Capuano
Cardoza
Carson
Clay
Conyers
Crowley
Cummings
Davis (CA)
Davis (IL)
DeGette
DeLauro
Dicks
Engel
Eshoo
Farr
Filner
Grijalva
Gutierrez
Harman
Hastings (FL)
Hinchey
Honda
Hoyer
Inslee
Israel
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Johnson (IL)
Johnson, E. B.
Jones (OH)
Kennedy (RI)
Kildee
Kilpatrick (MI)
Kucinich
Langevin
Larsen (WA)
Larson (CT)
Lee
Lewis (GA)
Lowey
Lynch
Maloney
Markey
Matsui
McCarthy
McDermott
McGovern
McKinney
McNulty
Meeks (NY)
Millender-McDonald
Miller, George
Mollohan
Moore (KS)
Moore (WI)
Moran (VA)
Nadler
Napolitano
Oberstar
Olver
Otter
Owens
Pallone
Pastor
Paul
Payne
Pelosi
Price (NC)
Rangel
Rothman
Roybal-Allard
Sabo
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Schakowsky
Scott (GA)
Scott (VA)
Serrano
Sherman
Slaughter
Solis
Stark
Thompson (CA)
Towns
Udall (CO)
Udall (NM)
Velázquez
Visclosky
Wasserman Schultz
Waters
Watson
Watt
Wexler
Woolsey
Wu
Wynn

NOES—310

Aderholt
Akin
Alexander
Allen
Andrews
Baca
Bachus
Baird
Baker
Barrett (SC)
Barrow
Barton (TX)
Bass
Bean
Beauprez
Berkley
Berry
Biggert
Bilbray
Bilirakis
Bishop (GA)
Bishop (UT)
Blackburn
Blunt
Boehlert
Boehner
Bonilla
Bonner
Bono
Boozman
Boren
Boswell
Boustany
Boyd
Bradley (NH)
Brady (PA)
Brady (TX)
Brown (OH)
Brown (SC)
Brown-Waite, Ginny
Burgess
Burton (IN)
Butterfield
Buyer
Calvert
Camp (MI)
Campbell (CA)
Cantor
Capito
Cardin
Carnahan
Carter
Case
Castle
Chabot
Chandler
Chocola
Cleaver
Clyburn
Coble
Cole (OK)
Conaway
Cooper
Costa
Costello
Cramer
Crenshaw
Cubin
Cuellar
Culberson
Davis (AL)
Davis (KY)
Davis (TN)
Davis, Jo Ann
Davis, Tom
Deal (GA)
DeFazio
Delahunt
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Dingell
Doggett
Doolittle
Doyle
Drake
Dreier
Duncan
Edwards
Ehlers
Emanuel
Emerson
English (PA)
Etheridge
Everett
Fattah
Feeney
Ferguson
Fitzpatrick (PA)
Flake
Foley
Forbes
Fortenberry
Fossella
Foxx
Frank (MA)
Franks (AZ)
Frelinghuysen
Gallegly
Garrett (NJ)
Gibbons
Gilchrest
Gillmor
Gingrey
Gohmert
Gonzalez
Goode
Goodlatte
Gordon
Granger
Graves
Green (WI)
Green, Al
Green, Gene
Gutknecht
Hall
Harris
Hart
Hastings (WA)
Hayes
Hayworth
Hefley
Hensarling
Herger
Herseth
Higgins
Hinojosa
Hobson
Hoekstra
Hooley
Hostettler
Hulshof
Hunter
Inglis (SC)
Issa
Istook
Jenkins
Jindal
Johnson (CT)
Jones (NC)
Kaptur
Keller
Kelly
Kennedy (MN)
Kind
King (IA)
King (NY)
Kingston
Kirk
Kline
Knollenberg
Kolbe
Kuhl (NY)
LaHood
Lantos
Latham
LaTourette
Leach
Levin
Lewis (CA)
Lewis (KY)
Linder
Lipinski
LoBiondo
Lofgren, Zoe
Lucas
Lungren, Daniel E.
Mack
Manzullo
Marchant
Marshall
Matheson
McCaul (TX)
McCollum (MN)
McCotter
McCrery
McHenry
McHugh
McIntyre
McKeon
McMorris
Meehan
Meek (FL)
Melancon
Mica
Michaud
Miller (FL)
Miller (MI)
Miller (NC)
Miller, Gary
Moran (KS)
Murphy
Murtha
Musgrave
Myrick
Neal (MA)
Neugebauer
Ney
Northup
Norwood
Nunes
Nussle
Ortiz
Osborne
Oxley
Pascrell
Pearce
Pence
Peterson (MN)
Peterson (PA)
Petri
Pickering
Pitts
Platts
Poe
Pombo
Pomeroy
Porter
Price (GA)
Pryce (OH)
Putnam
Radanovich
Rahall
Ramstad
Regula
Rehberg
Reichert
Renzi
Reyes
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Ros-Lehtinen
Ross
Royce
Ruppersberger
Rush
Ryan (OH)
Ryan (WI)
Ryun (KS)
Salazar
Saxton
Schiff
Schmidt
Schwartz (PA)
Schwarz (MI)
Sensenbrenner
Sessions
Shadegg
Shaw
Shays
Shimkus
Shuster
Simmons
Simpson
Skelton
Smith (NJ)
Smith (TX)
Smith (WA)
Snyder
Sodrel
Souder
Spratt
Stearns
Strickland
Stupak
Sweeney
Tancredo
Tanner
Tauscher
Taylor (MS)
Taylor (NC)
Terry
Thomas
Thompson (MS)
Thornberry
Tiahrt
Tiberi
Tierney
Turner
Upton
Van Hollen
Walden (OR)
Walsh
Wamp
Waxman
Weiner
Weldon (FL)
Weldon (PA)
Weller
Westmoreland
Whitfield
Wicker
Wilson (NM)
Wilson (SC)
Wolf
Young (AK)
Young (FL)

NOT VOTING—13

Cannon
Davis (FL)
Evans
Ford
Gerlach
Holden
Holt
Hyde
Johnson, Sam
Kanjorski
Obey
Sherwood
Sullivan

So the amendment was not agreed to.

The SPEAKER pro tempore, Mr. McCAUL of Texas, assumed the Chair.

When Mr. HASTINGS of Washington, Chairman, reported that the Committee, having had under consideration said bill, had come to no resolution thereon.

¶63.40 SAFE, ACCOUNTABLE, FLEXIBLE, EFFICIENT TRANSPORTATION EQUITY

Mr. YOUNG of Alaska, moved to suspend the rules and pass the bill (H.R. 5689) to amend the Safe, Accountable, Flexible, Efficient Transportation Equity Act: a Legacy for Users to make technical corrections, and for other purposes.

The SPEAKER pro tempore, Mr. McCAUL of Texas, recognized Mr. YOUNG of Alaska and Mr. OBERSTAR, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and pass said bill?

The SPEAKER pro tempore, Mr. McCAUL of Texas, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

¶63.41 CAROLINA HURRICANES

Mrs. SCHMIDT moved to suspend the rules and agree to the following resolution (H. Res. 881):

Whereas on Monday, June 19, 2006, in Raleigh, North Carolina, the Carolina Hurricanes won the National Hockey League

(NHL) Stanley Cup with a 3–1 victory over the Edmonton Oilers in the decisive seventh game of the championship series;

Whereas the Edmonton Oilers proved worthy opponents and should be congratulated for a hard-fought Stanley Cup series;

Whereas the Hurricanes' win marked their first Stanley Cup title in franchise history;

Whereas the Hurricanes' win marked the first major professional sports championship won by a team from the State of North Carolina;

Whereas owner Peter Karmanos and general manager Jim Rutherford have created a model franchise, assembling a team that rose from last place three years ago to the pinnacle of its sport today;

Whereas the Hurricanes were ably led by head coach Peter Laviolette, also the head coach of the 2006 United States Olympic team, and assistant coaches Kevin McCarthy, Jeff Daniels, and Greg Stefan;

Whereas Hurricanes team members Craig Adams, Kevyn Adams, Anton Babchuk, Rod Brind'Amour, Erik Cole, Mike Commodore, Matt Cullen, Martin Gerber, Bret Hedican, Andrew Hutchinson, Frantisek Kaberle, Andrew Ladd, Chad LaRose, Mark Recchi, Eric Staal, Cory Stillman, Oleg Tverdovsky, Josef Vasicek, Niclas Wallin, Aaron Ward, Cam Ward, Doug Weight, Glen Wesley, Ray Whitney, and Justin Williams are all worthy of praise and admiration for their contributions to the resilient championship team;

Whereas Cam Ward, the Hurricanes' goalkeeper and a 22-year-old rookie, was awarded the Conn Smythe Trophy as the most valuable player of the NHL post-season;

Whereas the Hurricanes' championship run and intense Stanley Cup series have reinvigorated professional hockey following the 2004–2005 lockout and lost season;

Whereas the Carolina Hurricanes represent a new future for the NHL, introducing hockey to additional regions of the country and creating new fans of the sport's high level of athleticism and competition;

Whereas the entire Hurricanes organization has contributed considerably to the community it represents, generously donating time and resources to a variety of charitable and educational programs for children throughout the State of North Carolina; and

Whereas Raleigh, the Triangle region, and all of North Carolina are proud of the accomplishment and dedication of the Carolina Hurricanes' team, organization, and fans: Now, therefore, be it

Resolved, That the House of Representatives congratulates the National Hockey League Champions, the Carolina Hurricanes, on their victory in the 2006 Stanley Cup Finals.

The SPEAKER pro tempore, Mr. McCAUL of Texas, recognized Mrs. SCHMIDT and Mr. DAVIS of Illinois, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and agree to said resolution?

The SPEAKER pro tempore, Mr. McCAUL of Texas, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said resolution was agreed to.

A motion to reconsider the vote whereby the rules were suspended and said resolution was agreed to was, by unanimous consent, laid on the table.

¶63.42 RECESS—11:50 P.M.

The SPEAKER pro tempore, Mr. McCAUL of Texas, pursuant to clause 12(a) of rule I, declared the House in recess at 11 o'clock and 50 minutes p.m., subject to the call of the Chair.

THURSDAY, JUNE 29 (LEGISLATIVE DAY OF JUNE 28), 2006

¶63.43 AFTER RECESS—12:25 A.M.

The SPEAKER pro tempore, Mrs. CAPITO, called the House to order.

¶63.44 PROVIDING FOR CONSIDERATION OF H. RES. 895

Mr. SESSIONS, by direction of the Committee on Rules, reported (Rept. No. 109–539) the resolution (H. Res. 896) providing for consideration of the resolution (H. Res. 895) supporting intelligence and law enforcement programs to track terrorists and terrorist finances conducted consistent with Federal law and with appropriate Congressional consultation and specifically condemning the disclosure and publication of classified information that impairs the international fight against terrorism and needlessly exposes Americans to the threat of further terror attacks by revealing a crucial method by which terrorists are traced through their finances.

When said resolution and report were referred to the House Calendar and ordered printed.

¶63.45 PROVIDING FOR CONSIDERATION OF H.R. 4761

Mr. SESSIONS, by direction of the Committee on Rules, reported (Rept. No. 109–540) the resolution (H. Res. 897) providing for consideration of the bill (H.R. 4761) to provide for exploration, development, and production activities for mineral resources on the outer Continental Shelf, and for other purposes.

When said resolution and report were referred to the House Calendar and ordered printed.

¶63.46 SENATE BILL REFERRED

A bill of the Senate of the following title was taken from the Speaker's table and, under the rule, referred as follows:

S. 2650. An Act to designate the Federal courthouse to be constructed in Greenville, South Carolina, as the ''Carroll A. Campbell, Jr. Federal Courthouse''; to the Committee on Transportation and Infrastructure.

¶63.47 LEAVE OF ABSENCE

By unanimous consent, leave of absence was granted—

To Mr. GERLACH, for today after 3 p.m.;

To Mr. HOLDEN, for today;

To Mr. KANJORSKI, for today and balance of the week;

To Mr. ORTIZ, for today until 5 p.m.; and

To Mr. POE, for today;

And then,

¶63.48 ADJOURNMENT

On motion of Mr. SESSIONS, at 12 o'clock and 27 minutes a.m., Thursday, June 29 (legislative day of June 28), 2006, the House adjourned.

¶63.49 REPORTS OF COMMITTEES ON PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XIII, reports of committees were delivered to the Clerk for printing and reference to the proper calendar, as follows:

Mr. POMBO: Committee on Resources. H.R. 5061. A bill to direct the Secretary of the Interior to convey Paint Bank National Fish Hatchery and Wytheville National Fish Hatchery to the State of Virginia (Rept. 109–533). Referred to the Committee of the Whole House on the State of the Union.

Mr. POMBO: Committee on Resources. H.R. 413. A bill to establish the Bleeding Kansas and the Enduring Struggle for Freedom National Heritage Area, and for other purposes; with an amendment (Rept. 109–534). Referred to the Committee of the Whole House on the State of the Union.

Mr. BARTON of Texas: Committee on Energy and Commerce. H.R. 5534. A bill to establish a grant program whereby moneys collected from violations of the corporate average fuel economy program are used to expand infrastructure necessary to increase the availability of alternative fuels (Rept. 109–535). Referred to the Committee of the Whole House on the State of the Union.

Mr. BARTON of Texas: Committee on Energy and Commerce. H.R. 5611. A bill to provide for the establishment of a partnership between the Secretary of Energy and appropriate industry groups for the creation of a transportation fuel conservation education campaign, and for other purposes; with an amendment (Rept. 109–536). Referred to the Committee of the Whole House on the State of the Union.

Mr. BARTON of Texas: Committee on Energy and Commerce. H.R. 5632. A bill to amend Chapter 301 of title 49, United States Code, to establish a national tire fuel efficiency consumer information program, and for other purposes; with an amendment (Rept. 109–537). Referred to the Committee of the Whole House on the State of the Union.

Mr. BARTON of Texas: Committee on Energy and Commerce. H.R. 5646. A bill to study and promote the use of energy efficient computer servers in the United States (Rept. 109–538). Referred to the Committee of the Whole House on the State of the Union.

[Filed on June 29 (legislative day of June 28), 2006]

Mr. SESSIONS: Committee on Rules. House Resolution 896. Resolution providing for consideration of the resolution (H. Res. 895) supporting intelligence and law enforcement programs to track terrorists and terrorists finances conducted consistent with Federal law and with appropriate Congressional consultation and specifically condemning the disclosure and publication of classified information that impairs the international fight against terrorism and needlessly exposes Americans to the threat of further terror attacks by revealing a crucial method by which terrorists are traced through their finances (Rep. 109–539). Referred to the House Calendar.

Mrs. CAPITO: Committee on Rules. House Resolution 897. Resolution providing for consideration of the bill (H.R. 4761) to provide for exploration, development, and production activities for mineral resources on the outer Continental Shelf, and for other purposes (Rep. 109–540). Referred to the House Calendar.

¶63.50 PUBLIC BILLS AND RESOLUTIOSN

Under clause 2 of rule XII, public bills and resolutions were introduced and severally referred, as follows:

By Mr. HAYES:

H.R. 5693. A bill to amend the Internal Revenue Code of 1986 to exclude from gross income mileage reimbursements to volunteer emergency medical responders and volunteer firefighters and to increase the mileage allowance for charitable contributions for the benefit of volunteer fire departments, and for other purposes; to the Committee on Ways and Means.

By Mr. BARROW:

H.R. 5694. A bill to amend the Child Care and Development Block Grant Act of 1990 to require child care providers to provide to parents information regarding whether such providers carry current liability insurance; to the Committee on Education and the Workforce.

By Mr. DANIEL E. LUNGREN of California (for himself, Mr. THOMPSON of Mississippi, Mr. SHAYS, Ms. LORETTA SANCHEZ of California, Mr. LINDER, Ms. HARMAN, Mr. MCCAUL of Texas, Ms. JACKSON-LEE of Texas, Mr. SIMMONS, Mrs. CHRISTENSEN, and Mr. FOSSELLA):

H.R. 5695. A bill to amend the Homeland Security Act of 2002 to provide for the regulation of certain chemical facilities, and for other purposes; to the Committee on Homeland Security, and in addition to the Committee on Energy and Commerce, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. COSTA (for himself, Mr. SALAZAR, Mr. FILNER, Mr. MARSHALL, and Mr. OSBORNE):

H.R. 5696. A bill to respond to the unreasonable and unnecessary Japanese prohibition on the importation of United States beef by prohibiting importation of Japanese beef into the United States; to the Committee on Ways and Means.

By Mr. POMBO (for himself and Mr. PORTER):

H.R. 5697. A bill to provide for the appropriate designation of certain Federal positions involved in wildland fire suppression activities; to the Committee on Government Reform.

By Mrs. BONO (for herself, Ms. GRANGER, Mr. BLUMENAUER, Mr. WAMP, and Mrs. LOWEY):

H.R. 5698. A bill to establish grants to provide health services for improved nutrition, increased physical activity, obesity and eating disorder prevention, and for other purposes; to the Committee on Energy and Commerce.

By Ms. SCHAKOWSKY (for herself, Mr. BROWN of Ohio, Mr. OBEY, Ms. WOOLSEY, Ms. LEE, Mr. DEFAZIO, Mr. LANTOS, Mr. OWENS, Mr. HINCHEY, Mr. CONYERS, and Ms. SOLIS):

H.R. 5699. A bill to provide Federal contracting preferences for, and a reduction in the rate of income tax imposed on, Patriot corporations, and for other purposes; to the Committee on Ways and Means, and in addition to the Committee on Government Reform, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. BLUNT (for himself, Mr. CANTOR, Mr. RYAN of Wisconsin, Mr. GREEN of Wisconsin, Mr. PUTNAM, Mr. KIRK, Mr. MCHENRY, Mr. WICKER, Mr. SENSENBRENNER, Mr. PETRI, Mr. CONAWAY, Mr. AKIN, Mr. KINGSTON, Mr. CALVERT, and Mr. FRANKS of Arizona):

H.R. 5700. A bill to amend the Clean Air Act to provide for a reduction in the number of boutique fuels, and for other purposes; to the Committee on Energy and Commerce.

By Mr. KNOLLENBERG:

H.R. 5701. A bill to amend the Internal Revenue Code of 1986 to increase the annual contribution limit to Coverdell education savings accounts, and for other purposes; to the Committee on Ways and Means.

By Mr. LINDER:

H.R. 5702. A bill to suspend the excise tax on fuel used in commercial aviation; to the Committee on Ways and Means.

By Mr. MEEHAN:

H.R. 5703. A bill to amend the Internal Revenue Code of 1986 to provide a credit for the purchase of qualified flexible fuel motor vehicles, and for other purposes; to the Committee on Ways and Means, and in addition to the Committee on Energy and Commerce, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. PITTS (for himself, Mr. FERGUSON, Mr. ENGLISH of Pennsylvania, Mr. BASS, Mr. GILLMOR, Mr. HALL, Mr. NORWOOD, Mr. PICKERING, Mr. SHIMKUS, Mrs. CAPPS, Ms. ESHOO, Mr. GONZALEZ, Mr. GENE GREEN of Texas, Mr. INSLEE, Mr. PALLONE, Mr. ROSS, Mr. TOWNS, Mr. WYNN, Mrs. MCCARTHY, Mr. BRADY of Pennsylvania, Mrs. JO ANN DAVIS of Virginia, Mr. MCNULTY, Mr. MILLER of Florida, Mr. DENT, Mr. FITZPATRICK of Pennsylvania, Mr. SAM JOHNSON of Texas, Mr. LATOURETTE, Mr. LOBIONDO, Mr. PETERSON of Pennsylvania, Mr. PRICE of Georgia, Mr. RAMSTAD, Mr. SCHWARZ of Michigan, Mr. SAXTON, Mr. SESSIONS, Mr. SOUDER, Mr. WELDON of Pennsylvania, Mr. WELLER, Mr. BOYD, Mr. CARDIN, Mr. CROWLEY, Mr. HINCHEY, Ms. JACKSON-LEE of Texas, and Mr. JEFFERSON):

H.R. 5704. A bill to amend title XVIII of the Social Security Act to provide for a budget-neutral two-year moratorium on certain Medicare physician payment reductions for imaging services; to the Committee on Energy and Commerce, and in addition to the Committee on Ways and Means, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. REHBERG:

H.R. 5705. A bill to authorize the Secretary of the Interior to conduct studies to determine the feasibility and environmental impact of rehabilitating the St. Mary Diversion and Conveyance Works and the Milk River Project, to authorize the rehabilitation and improvement of the St. Mary Diversion and Conveyance Works, to develop an emergency response plan for use in the case of catastrophic failure of the St. Mary Diversion and Conveyance Works, and for other purposes; to the Committee on Resources.

By Mr. RYAN of Wisconsin (for himself and Ms. MOORE of Wisconsin):

H.R. 5706. A bill to amend part D of title IV of the Social Security Act to provide for the pass through of all child support collected on behalf of families receiving assistance under the program of block grants to States for temporary assistance for needy families; to the Committee on Ways and Means.

By Mr. SHAYS (for himself and Mrs. MALONEY):

H.R. 5707. A bill to require the owner of a cruise ship that calls at a port in the United States to report to the Secretary of the department in which the Coast Guard is operating crimes that occur on the cruise ship in which a citizen of the United States was a victim, and for other purposes; to the Committee on Transportation and Infrastructure.

By Mr. SWEENEY (for himself, Mr. FOSSELLA, Mr. MEEKS of New York, Mr. ACKERMAN, Mr. BISHOP of New York, Mr. HIGGINS, Mr. MCHUGH, Mr. CROWLEY, Mr. OWENS, Mrs. KELLY, Mr. BOEHLERT, Mr. KUHL of New York, and Mr. NADLER):

H.R. 5708. A bill to designate the facility of the United States Postal Service located at 2951 New York Highway 43 in Averill Park, New York, as the ''Major George Quamo Post Office Building''; to the Committee on Government Reform.

By Mr. YOUNG of Alaska:

H.R. 5709. A bill to amend the Elementary and Secondary Education Act of 1965, and for other purposes; to the Committee on Education and the Workforce.

By Mr. BERRY:

H. Con. Res. 439. Concurrent resolution calling on the President to order the flag to be flown at half-staff upon the death of any member of the Armed Forces dying from an injury or illness incurred in the line of duty; to the Committee on the Judiciary.

By Mr. OXLEY:

H. Res. 895. A resolution supporting intelligence and law enforcement programs to track terrorists and terrorist finances conducted consistent with Federal law and with appropriate Congressional consultation and specifically condemning the disclosure and publication of classified information that impairs the international fight against terrorism and needlessly exposes Americans to the threat of further terror attacks by revealing a crucial method by which terrorists are traced through their finances; to the Committee on Financial Services.

By Ms. HOOLEY (for herself, Mr. DEFAZIO, Mr. WALDEN of Oregon, Mr. BLUMENAUER, and Mr. WU):

H. Res. 898. A resolution congratulating the Oregon State University Beavers baseball team for winning the 2006 National Collegiate Athletic Association Division I College World Series; to the Committee on Education and the Workforce.

By Mr. LEWIS of Kentucky:

H. Res. 899. A resolution congratulating Kentucky on being selected to host the 2010 Federation Equestre Internationale (FEI) Games; to the Committee on International Relations.

¶63.51 MEMORIALS

Under clause 3 of rule XII, memorials were presented and referred as follows:

379. The SPEAKER presented a memorial of the Senate of the State of Illinois, relative to Senate Resolution No. 740 memorializing the Congress of the United States to extend critical provisions of the Voting Rights Act of 1965; to the Committee on the Judiciary.

380. Also, a memorial of the Senate of the State of Illinois, relative to Senate Resolution No. 523 encouraging the Congress of the United States to take action on federal immigration reform; to the Committee on the Judiciary.

381. Also, a memorial of the Legislature of the Commonwealth of The Mariana Islands, relative to House Joint Resolution No. 15-2 supporting the passage of S. 1954, the Insular Passessions Act of 2005; to the Committee on Ways and Means.

382. Also, a memorial of the Legislature of the State of Arizona, relative to House Concurrent Resolution No. 2021 urging the President of the United States and the Congress of the United States to permit emergency workers and equipment to cross the international border with Mexico to address emergencies that threaten both sides of the border; jointly to the Committees on the Judiciary and International Relations.

¶63.52 ADDITIONAL SPONSORS

Under clause 7 of rule XII, sponsors were added to public bills and resolutions as follows:

H.R. 47: Mr. DEAL of Georgia.
H.R. 97: Mr. HINOJOSA and Mr. WYNN.
H.R. 156: Ms. SCHAKOWSKY.
H.R. 503: Ms. MOORE of Wisconsin, Mrs. LOWEY, and Mr. CHANDLER.
H.R. 515: Mr. MCNULTY.
H.R. 533: Mr. BRADY of Pennsylvania.
H.R. 550: Mr. SCOTT of Georgia.
H.R. 558: Mr. ISTOOK.
H.R. 713: Miss MCMORRIS and Mr. SHIMKUS.
H.R. 807: Mr. SANDERS.
H.R. 808: Mrs. EMERSON and Ms. BORDALLO.
H.R. 968: Mr. KENNEDY of Minnesota and Mr. ISTOOK.
H.R. 1070: Mr. WHITFIELD.
H.R. 1106: Mr. GERLACH.
H.R. 1175: Mr. MURTHA.
H.R. 1227: Mr. WELLER, Mr. NEAL of Massachusetts, Mr. MANZULLO, Mr. OBERSTAR, Mr. OXLEY, and Mrs. NAPOLITANO.
H.R. 1384: Mr. PUTNAM.
H.R. 1441: Mr. WYNN.
H.R. 1548: Mr. TIBERI.
H.R. 1578: Mr. HOLDEN.
H.R. 1649: Ms. CORRINE BROWN of Florida.
H.R. 1687: Mr. DOYLE.
H.R. 1876: Mr. BISHOP of Georgia.
H.R. 1951: Mr. CLEAVER, Mr. GILLMOR, and Mr. PAYNE.
H.R. 2103: Mrs. EMERSON.
H.R. 2112: Mr. BARRETT of South Carolina, Mr. NORWOOD, Mr. CHOCOLA, Mr. LUCAS, Mr. MEEK of Florida, Miss MCMORRIS, Mr. GUTKNECHT, Mr. WAMP, Mr. GOODE, Mr. CULBERSON, Mr. RYUN of Kansas, Ms. FOXX, Mr. CAMPBELL of California, Mr. AKIN, and Mr. LINDER.
H.R. 2121: Mr. CHOCOLA.
H.R. 2184: Mr. MCNULTY, Mr. BOSWELL, Mr. HINCHEY, Mr. MOORE of Kansas, and Mr. GRIJALVA.
H.R. 2421: Ms. BERKLEY.
H.R. 2428: Mr. LOBIONDO, Ms. MCKINNEY, and Mrs. KELLY.
H.R. 2567: Mr. GONZALEZ.
H.R. 2631: Mr. HOLT.
H.R. 2662: Ms. SLAUGHTER.
H.R. 2716: Mr. BROWN of Ohio.
H.R. 2808: Mr. MARSHALL, Mrs. MALONEY, Mr. GONZALEZ, MR. STARK, Mr. SERRANO, Mr. TOM DAVIS of Virginia, Mr. KENNEDY of Rhode Island, Mr. PALLONE, Mr. THOMPSON of California, Mr. CALVERT, Mr. HASTINGS of Florida, Mr. GARY G. MILLER of California, Mr. MURPHY, Mr. BROWN of Ohio, Mr. RAMSTAD, Mrs. SCHMIDT, Mr. GRAVES, and Ms. HERSETH.
H.R. 3145: Mr. SANDERS.
H.R. 3336: Mr. GARRETT of New Jersey.
H.R. 3584: Mr. SANDERS.
H.R. 3760: Mr. WU.
H.R. 3762: Mr. SCOTT of Georgia.
H.R. 3795: Mr. CASTLE, Mr. CARTER, Mr. RANGEL, and Mr. RAHALL.
H.R. 3950: Mr. SANDERS.
H.R. 4188: Mr. FRANK of Massachusetts.
H.R. 4197: Mr. HINOJOSA.
H.R. 4217: Mr. SODREL.
H.R. 4264: Mr. CASE.
H.R. 4547: Mr. PUTNAM.
H.R. 4560: Mr. ENGLISH OF PENNSYLVANIA, Ms. MCKINNEY, and Mr. SANDERS.
H.R. 4597: Mr. DICKS.
H.R. 4703: Mr. PUTNAM.
H.R. 4736: Mr. FRANK of Massachusetts.
H.R. 4772: Mr. BACHUS.
H.R. 4773: Ms. SCHAKOWSKY and Ms. BORDALLO.
H.R. 4808: Mr. STRICKLAND.
H.R. 4873: Mr. NEAL of Massachusetts.
H.R. 4896: Ms. CORRINE BROWN of Florida, Mrs. LOWEY, and Mr. DAVIS of Illinois.
H.R. 4914: Ms. CARSON.
H.R. 4927: Mr. DELAHUNT, Mr. CASTLE, Mr. ALEXANDER, Mr. SCHIFF, and Mr. WELDON of Pennsylvania.
H.R. 4942: Mr. DOYLE.
H.R. 4953: Mr. LATOURETTE.
H.R. 4987: Mr. LIPINSKI, Mr. MCHUGH, Mrs. JO ANN DAVIS of Virginia, and Mrs. CAPITO.
H.R. 5005: Mr. MCCRERY and Mr. SIMPSON.
H.R. 5092: Mr. ROSS, Mr. HIGGINS, Mr. REHBERG, Mr. SIMPSON, Mr. MCCRERY, Mr. MURPHY, Mr. OTTER, Ms. HARRIS, and Mr. PUTNAM.
H.R. 5134: Mr. BOUCHER.
H.R. 5139: Mr. LIPINSKI.
H.R. 5145: Ms. BORDALLO and Mr. WHITFIELD.
H.R. 5148: Ms. DELAURO and Ms. MCKINNEY.
H.R. 5149: Mrs. BONO.
H.R. 5161: Mr. FARR.
H.R. 5182: Mr. EMANUEL, Mr. HOEKSTRA, Mr. BOYD, Mrs. MCCARTHY, Mr. MILLER of Florida, and Ms. ZOE LOFGREN of California.
H.R. 5201: Mrs. LOWEY.
H.R. 5206: Mr. LAHOOD and Mr. RUPPERSBERGER.
H.R. 5236: Mr. GONZALEZ, Mr. RANGEL, Ms. JACKSON-LEE of Texas, and Ms. PRYCE of Ohio.
H.R. 5249: Mr. CONAWAY and Mr. CLAY.
H.R. 5291: Mrs. DRAKE.
H.R. 5300: Mr. CLAY.
H.R. 5317: Mr. TERRY and Ms. CARSON.
H.R. 5319: Mrs. DRAKE.
H.R. 5321: Mr. SCHIFF.
H.R. 5333: Ms. BERKLEY.
H.R. 5351: Mr. SOUDER.
H.R. 5369: Mr. PAYNE.
H.R. 5371: Ms. MILLENDER-MCDONALD and Mr. LANGEVIN.
H.R. 5416: Mr. MCCOTTER.
H.R. 5444: Mr. CLEAVER.
H.R. 5453: Mr. BARRETT of South Carolina and Mr. HOLDEN.
H.R. 5457: Mr. ROYCE and Mr. SODREL.
H.R. 5468: Mr. KOLBE.
H.R. 5496: Mr. ROTHMAN.
H.R. 5513: Ms. SCHWARTZ of Pennsylvania, and Mr. HINCHEY.
H.R. 5515: Mr. SANDERS.
H.R. 5538: Mr. BASS.
H.R. 5551: Mr. ROGERS of Alabama and Mr. PEARCE.
H.R. 5556: Mr. ENGEL.
H.R. 5558: Mr. FEENEY and Mr. WILSON of South Carolina.
H.R. 5562: Mr. WALSH.
H.R. 5587: Mr. FOLEY.
H.R. 5588: Ms. LEE, Mr. SERRANO, Mr. MILLER of North Carolina, Mr. HOLT, Mr. MCINTYRE, Mrs. MCCARTHY, Ms. JACKSON-LEE of Texas, and Mr. DAVIS of Florida.
H.R. 5602: Mr. SIMMONS and Mr. OXLEY.
H.R. 5615: Mr. BRADY of Pennsylvania and Mr. GENE GREEN of Texas.
H.R. 5640: Mr. CAMP of Michigan, Mr. RANGEL, Mr. STARK, Mr. BECERRA, Mr. Doggett, and Mr. EMANUEL.
H.R. 5653: Mr. PICKERING.
H.R. 5669: Mr. CALVERT, Mr. MCCOTTER, and Ms. WATSON.
H.R. 5680: Mr. ISSA and Ms. LEE.
H.R. 5682: Mr. PRICE of North Carolina, Mr. MILLER of North Carolina, Ms. MILLENDER-MCDONALD, Mr. STRICKLAND, and Mr. MCDERMOTT.
H.R. 5685: Mr. WALSH and Mr. SWEENEY.
H. Con. Res. 410: Mr. GUTIERREZ and Mr. JACKSON of Illinois.
H. Con. Res. 434: Mr. MCDERMOTT and Mr. GRIJALVA.
H. Con. Res. 435: Mr. GORDON.
H. Res. 189: Mr. ADERHOLT, Mr. LINCOLN DIAZ-BALART of Florida, Mr. GERLACH, Mr. ENGEL, Mr. BUTTERFIELD, Mr. LATHAM, Mr. WHITFIELD, Mr. LYNCH, Mrs. TAUSCHER, Mr. SESSIONS, Mr. BROWN of South Carolina, Mr. NORWOOD, Mr. CASTLE, Mr. ROGERS of Alabama, Mr. BAKER, Mrs. EMERSON, Mr. CANNON, Mr. CRENSHAW, Mr. FOSSELLA, Ms. BORDALLO, Mr. SHAYS, Mr. BEAUPREZ, Ms. KILPATRICK of Michigan, Mr. DENT, Ms. GINNY BROWN-WAITE of Florida, and Mr. VAN HOLLEN.
H. Res. 222: Mr. SCOTT of Virginia.
H. Res. 490: Mr. GORDON.
H. Res. 498: Mr. INSLEE and Mr. DENT.
H. Res. 526: Mr. FERGUSON and Mr. WELDON of Pennsylvania.
H. Res. 723: Mr. CARNAHAN.
H. Res. 760: Ms. HARMAN.
H. Res. 790: Mr. ROSS, Mr. SNYDER, Mr. GENE GREEN of Texas, Ms. SLAUGHTER, Mr. HOLT, Mr. SCOTT of Georgia, Ms. NORTON, Mr. WAXMAN, Ms. BORDALLO, Mr. KIND, Ms. CORRINE BROWN of Florida, Mr. MEEKS of New York, Mr. GORDON, Mrs. DAVIS of California, Mr. OBERSTAR, Mr. HOYER, Ms. VELÁZQUEZ, Mr. BUTTERFIELD, Mr. SCOTT of Virginia, Mr. MEEK of Florida, Mr. AL GREEN of Texas, Mr. WATT, Mr. CLEAVER, Ms. BALDWIN, Ms. HERSETH, Mr. LARSON of Connecticut, Ms. HOOLEY, Mr. KILDEE, Mr. SCHIFF, Mr. RUPPERSBERGER, Mr. FALEOMAVAEGA, Ms. MATSUI, Ms. JACKSON-LEE of Texas, Mr. BERMAN, and Ms. KILPATRICK of Michigan.
H. Res. 800: Mr. SHIMKUS.
H. Res. 823: Mr. PAYNE, Mr. GOHMERT, Mr. ALEXANDER, Mr. KENNEDY of Minnesota, Mr. FOSSELLA, Mr. HAYES, Mr. PITTS, and Mr. RYAN of Wisconsin.
H. Res. 838: Mr. LEVIN, Mr. CONYERS, Mr. BERMAN, and Mr. PRICE of North Carolina.
H. Res. 871: Mr. BROWN of Ohio, Mr. SESSIONS, Mr. SOUDER, Ms. CARSON, and Ms. KAPTUR.

¶63.53 PETITIONS

Under clause 3 of rule XII, petitions and papers were laid on the clerk's desk and referred as follows:

123. The SPEAKER presented a petition of the Miami-Dade County Board of County Commissioners, Florida, relative to Resolution No. R-475-06 urging the Legislature of the State of Florida to enact House Bill 1363 commonly known as the Community Workforce Housing Innovation Program or similar legislation; to the Committee on Financial Services.

¶63.54 DELETIONS OF SPONSORS FROM PUBLIC BILLS AND RESOLUTIONS

Under clause 7 of rule XII, sponsors were deleted from public bills and resolutions as follows:

H.R. 5688: Mr. GENE GREEN of Texas.

THURSDAY, JUNE 29, 2006 (64)

The House was called to order by the SPEAKER.

¶64.1 APPROVAL OF THE JOURNAL

The SPEAKER announced he had examined and approved the Journal of the proceedings of Wednesday, June 28, 2006.

Pursuant to clause 1, rule I, the Journal was approved.

¶64.2 COMMUNICATIONS

Executive and other communications, pursuant to clause 8, rule XII, were referred as follows:

8333. A letter from the Senior Program Specialist, Food and Nutrition Service, Department of Agriculture, transmitting the Department's final rule—Food Stamp Program; Employment and Training Program Provisions of the Farm Security and Rural Investment Act of 2002 (RIN: 0584-AD32) received June 16, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

8334. A letter from the Director, Regulatory Review Group, Department of Agriculture, transmitting the Department's final rule—Appeal Procedures (RIN: 0560-AG88) received June 9, 2006, pursuant to 5 U.S.C.

801(a)(1)(A); to the Committee on Agriculture.

8335. A letter from the Director, Regulatory Review Group, Department of Agriculture, transmitting the Department's final rule—2005 Section 32 Hurricane Disaster Programs (RIN: 0560-AH45) received June 16, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

8336. A letter from the Director, Regulatory Review Group, Department of Agriculture, transmitting the Department's final rule—Grains and Similarly Handled Commodities-Marketing Assistance Loans and Loan Deficiency Payments for the 2006 Through 2007 Crop Years; Cotton (RIN: 0560-AH38) received June 13, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

8337. A letter from the Director, Regulatory Review Group, Department of Agriculture, transmitting the Department's final rule—Emergency Conservation Program (RIN: 0560-AH43) received June 13, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

8338. A letter from the Director, Regulatory Review Group, Department of Agriculture, transmitting the Department's final rule—Conservation Reserve Program—Emergency Forestry Conservation Reserve Program (RIN: 0560-AH44) received June 13, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

8339. A letter from the Congressional Review Coordinator, Department of Agriculture, transmitting the Department's final rule—Pine Shoot Beetle; Additions to Quarantined Areas; Wisconsin [Docket No. APHIS-2006-0039] received June 2, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

8340. A letter from the Congressional Review Coordinator, Department of Agriculture, transmitting the Department's final rule—States Approved to Receive Stallions and Mares from CEM-Affected Regions; Indiana [Docket No. APHIS-2006-0020] received June 20, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

8341. A letter from the Congressional Review Coordinator, Department of Agriculture, transmitting the Department's final rule—Importation of Fruits and Vegtables; Untreated Citrus from Mexico [Docket No. 03-048-3] received June 8, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

8342. A letter from the Congressional Review Coordinator, Department of Agriculture, transmitting the Department's final rule—Citrus Canker; Compensation for Certified Citrus Nursery Stock [Docket No. APHIS-2006-0033] (RIN: 0579-AC05) received June 8, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

8343. A letter from the Administrator, AMS, Department of Agriculture, transmitting the Department's final rule—National Organic Program—Revisions to Livestock Standards Based on Court Order (Harvey v. Johanns) and 2005 Amendment to the Organic Foods Production Act of 1990 (OFPA) [Docket Number: TM-06-06-FR] (RIN: 0581-AC60) received June 7, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

8344. A letter from the Administrator, AMS, Department of Agriculture, transmitting the Department's final rule—Melons Grown in South Texas; Termination of Marketing Order 979 [Docket No. FV06-979-1 FR] received June 16, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

8345. A letter from the Administrator, AMS, Department of Agriculture, transmitting the Department's final rule—Watermelon Research and Promotion Plan; Redistricting [Doc. No. FV-05-704-IFR] received June 16, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

8346. A letter from the Administrator, AMS, Department of Agriculture, transmitting the Department's final rule—Vidalia Onions Grown in Georgia; Revision of Reporting and Assessment Requirements [Docket No. FV06-955-1 IFR] received June 16, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

8347. A communication from the President of the United States, transmitting a request for a FY 2006 fully offset proposal to provide additional funds for the Information Technology Systems account within the Department of Veterans Affairs; (H. Doc. No. 109-120); to the Committee on Appropriations and ordered to be printed.

8348. A letter from the Chief, Policy & Program Development Branch, CND, Department of Agriculture, transmitting the Department's final rule—Disregard of Overpayments in the Child and Adult Care Food Program, National School Lunch Program and School Breakfast Program (RIN: 0584-AD68) received June 6, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Education and the Workforce.

8349. A letter from the Assistant Secretary, Office of Special Education and Rehabilitative Services, Department of Education, transmitting the Department's final rule—National Institute on Disability and Rehabilitation Research—Disability and Rehabilitation Research Projects and Centers Program—Disability Rehabilitation Research Projects (DRRPs); Funding Priorities—received June 16, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Education and the Workforce.

8350. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule—Approval and Promulgation of Air Quality Implementation Plans; Lakeview PM10 Maintenance Plan and Redesignation Request [EPA-R10-OAR-2006-0010; FRL-8179-5] received June 15, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

8351. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule—Approval and Promulgation of Air Quality Implementation Plans; La Grande PM10 Maintenance Plan and Redesignation Request [EPA-R10-OAR-2006-0050; FRL-8179-6] received June 15, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

8352. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule—Approval and Promulgation of Air Quality Implementation Plans; Medford-Ashland PM10 Attainment Plan, Maintenance Plan and Redesignation Request [EPA-R10-OAR-2006-0316; FRL-8175-7] received June 15, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

8353. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule—Outer Continental Shelf Air Regulations Consistency Update for California [OAR-2004-0091; FRL-8052-3] received June 15, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

8354. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule—Revisions to the California State Implementation Plan, South Coast Air Quality Management District [EPA-R09-OAR-2006-0281; FRL-8182-2] received June 15, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

8355. A letter from the Director, Office of Personnel Management, transmitting a report on the Physicians' Comparability Allowance Program for fiscal year 2006, pursuant to 5 U.S.C. 5948(j); to the Committee on Government Reform.

8356. A letter from the Secretary, Department of Commerce, transmitting the Inspector General's semiannual report to Congress for the reporting period October 1, 2005 through March 31, 2006, pursuant to 5 U.S.C. app. (Insp. Gen. Act) section 5(b); to the Committee on Government Reform.

8357. A letter from the Assistant Secretary for Administration & Management, Department of Labor, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Government Reform.

8358. A letter from the Attorney Advisor, Department of Transportation, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Government Reform.

8359. A letter from the Attorney Advisor, Department of Transportation, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Government Reform.

8360. A letter from the Attorney Advisor, Department of Transportation, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Government Reform.

8361. A letter from the Attorney Advisor, Department of Transportation, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Government Reform.

8362. A letter from the Attorney Advisor, Department of Transportation, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Government Reform.

8363. A letter from the Chair, Equal Employment Opportunity Commission, transmitting the semiannual report on the activities of the Inspector General and management's report for the period ending March 31, 2006, pursuant to 5 U.S.C. app. (Insp. Gen. Act) section 5(b); to the Committee on Government Reform.

8364. A letter from the Equal Employment Opportunity Director, Farm Credit Administration, transmitting the Administration's Notification and Federal Employee Antidiscrimination and Retaliation Act of 2002 for Fiscal Year 2005; to the Committee on Government Reform.

8365. A letter from the Chairman, Federal Energy Regulatory Commission, transmitting a copy of the annual report in compliance with the Government in the Sunshine Act during the calendar year 2005, pursuant to 5 U.S.C. 552b(j); to the Committee on Government Reform.

8366. A letter from the Executive Vice President, Financial Information Group, Federal Home Loan Bank of Chicago, transmitting the 2005 management report and statements on system of internal controls of the Federal Home Loan Bank of Chicago, pursuant to 31 U.S.C. 9106; to the Committee on Government Reform.

8367. A letter from the Chairman, Federal Maritime Commission, transmitting the Commission's semiannual report on the activities of the Office of Inspector General for the period October 1, 2005 to March 31, 2006, pursuant to 5 U.S.C. app. (Insp. Gen. Act) section 8G(h)(2); to the Committee on Government Reform.

8368. A letter from the Acting Administrator, General Services Administration, transmitting the Administration's thirty-fourth report on audit final action, as well as

the semiannual report on the Office of Inspector General for the period October 1, 2005 through March 31, 2006, pursuant to 5 U.S.C. app. (Insp. Gen. Act) section 5(b); to the Committee on Government Reform.

8369. A letter from the Chairman, National Credit Union Administration, transmitting the 2005 Annual Report of the National Credit Union Administration, pursuant to 12 U.S.C. 1256; to the Committee on Government Reform.

8370. A letter from the Chairman and General Counsel, National Labor Relations Board, transmitting the semiannual report on the activities of the Office of Inspector General of the National Labor Relations Board for the period October 1, 2005 through March 31, 2006, pursuant to 5 U.S.C. app. (Insp. Gen. Act) section 8G(h)(2); to the Committee on Government Reform.

8371. A letter from the Director, Peace Corps, transmitting the semiannual report on the activities of the Office of Inspector General for the period October 1, 2005 through March 31, 2006, pursuant to 5 U.S.C. app. (Insp. Gen. Act) section 5(b); to the Committee on Government Reform.

8372. A letter from the Chairman, Securities and Exchange Commission, transmitting the Commission's Government Performance and Results Act Strategic Plan for 2004-2009, pursuant to the Government Performance and Results Act of 1993; to the Committee on Government Reform.

8373. A letter from the Commissioner, Social Security Administration, transmitting the semiannual report on the activities of the Office of Inspector General for the period October 1, 2005 through March 31, 2006, pursuant to 5 U.S.C. app. (Insp. Gen. Act) section 5(b); to the Committee on Government Reform.

¶64.3 MESSAGE FROM THE SENATE

A message from the Senate by Ms. Curtis, one of its clerks, announced that the Senate has passed without amendment a bill of the House of the following title:

H.R. 4912. An Act to amend section 242 of the National Housing Act to extend the exemption for critical access hospitals under the FHA program for mortgage insurance for hospitals.

The message also announced that the Senate has passed with an amendment in which the concurrence of the House is requested, a bill of the House of the following title:

H.R. 5122. An Act to authorize appropriations for fiscal year 2007 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe military personnel strengths for such fiscal year, and for other purposes.

The message also announced that the Senate has passed bills of the following titles in which the concurrence of the House is requested:

S. 2766. An Act to authorize appropriations for fiscal year 2007 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe personnel strengths for such fiscal year for the Armed Forces, and for other purposes.

S. 2767. An Act to authorize appropriations for fiscal year 2007 for military activities of the Department of Defense, to prescribe personnel strengths for such fiscal year for the Armed Forces, and for other purposes.

S. 2768. An Act to authorize appropriations for fiscal year 2007 for military construction, and for other purposes.

S. 2769. An Act to authorize appropriations for fiscal year 2007 for defense activities of the Department of Energy, and for other purposes.

The message also announced that the Senate insists upon its amendment to the bill (H.R. 5122) ''An Act to authorize appropriations for fiscal year 2007 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe military personnel strengths for such fiscal year, and for other purposes,'' requests a conference with the House on the disagreeing votes of the two Houses thereon, and appoints Messrs. WARNER, MCCAIN, INHOFE, ROBERTS, SESSIONS, Ms. COLLINS, Messrs. ENSIGN, TALENT, CHAMBLISS, GRAHAM, Mrs. DOLE, Messrs. CORNYN, THUNE, LEVIN, KENNEDY, BYRD, LIEBERMAN, REED, AKAKA, NELSON of Florida, NELSON of Nebraska, DAYTON, BAYH and Mrs. CLINTON, to be the conferees on the part of the Senate.

¶64.4 SCIENCE, STATE, JUSTICE, AND COMMERCE APPROPRIATIONS FY 2007

The SPEAKER pro tempore, Mr. FOLEY, pursuant to House Resolution 890 and rule XVIII, declared the House resolved into the Committee of the Whole House on the state of the Union for the further consideration of the bill (H.R. 5672) making appropriations for Science, the Departments of State, Justice, and Commerce, and related agencies for the fiscal year ending September 30, 2007, and for other purposes.

Mr. HASTINGS of Washington, Chairman of the Committee of the Whole, assumed the chair; and after some time spent therein,

¶64.5 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment numbered 18 submitted by Mr. POE:

At the end of the bill, insert after the last section (preceding the short title), the following:

TITLE VIII—ADDITIONAL GENERAL PROVISIONS

SEC. 801. None of the funds made available in this Act may be used by the Secretary of State to implement a plan under section 7209 of the Intelligence Reform and Terrorism Prevention Act of 2004 (8 U.S.C. 1185 note) that permits travel into the United States from foreign countries using any document other than a passport to denote citizenship and identity.

It was decided in the negative { Yeas ..... 90 / Nays ..... 318 }

¶64.6 [Roll No. 347]

Aderholt
Akin
Barrett (SC)
Bartlett (MD)
Barton (TX)
Bean
Beauprez
Berry
Bilbray
Bilirakis
Blackburn
Bonner
Bono
Boozman
Boren
Burgess
Buyer
Campbell (CA)
Cantor
Capito
Capuano
Chandler
Chocola
Cramer
Davis (KY)
Davis (TN)
Davis, Jo Ann
Deal (GA)
DeFazio
Dent
Doolittle
Duncan
Everett
Foley
Foxx
Gibbons
Gingrey
Goode
Gordon
Graves
Hall
Harris
Hayworth
Hunter
Istook
Jenkins
Jindal
Jones (NC)
Kelly
King (IA)
Lewis (KY)
Linder
LoBiondo
Lynch
Marchant
Matheson
McCaul (TX)
McHenry
McIntyre
Miller, Gary
Moran (KS)
Musgrave
Myrick
Neugebauer
Ney
Norwood
Otter
Paul
Platts
Poe
Price (GA)
Radanovich
Rogers (AL)
Rohrabacher
Ross
Royce
Saxton
Sessions
Shays
Shuster
Stearns
Sullivan
Tancredo
Taylor (MS)
Taylor (NC)
Wamp
Westmoreland
Wilson (SC)
Wu
Young (FL)

NOES—318

Ackerman
Alexander
Allen
Andrews
Baca
Bachus
Baird
Baker
Baldwin
Barrow
Bass
Becerra
Berkley
Berman
Biggert
Bishop (GA)
Bishop (NY)
Blumenauer
Blunt
Boehlert
Boehner
Bonilla
Boswell
Boucher
Boustany
Boyd
Bradley (NH)
Brady (PA)
Brady (TX)
Brown (OH)
Brown (SC)
Brown, Corrine
Brown-Waite, Ginny
Burton (IN)
Butterfield
Calvert
Camp (MI)
Capps
Cardin
Cardoza
Carnahan
Carson
Carter
Case
Castle
Chabot
Clay
Cleaver
Clyburn
Coble
Cole (OK)
Conaway
Conyers
Cooper
Costa
Costello
Crenshaw
Crowley
Cubin
Cuellar
Cummings
Davis (AL)
Davis (CA)
Davis (FL)
Davis (IL)
Davis, Tom
DeGette
Delahunt
DeLauro
Diaz-Balart, M.
Dicks
Dingell
Doggett
Doyle
Drake
Dreier
Edwards
Ehlers
Emanuel
Emerson
Engel
English (PA)
Eshoo
Etheridge
Farr
Fattah
Feeney
Ferguson
Filner
Flake
Forbes
Fortenberry
Fossella
Frank (MA)
Franks (AZ)
Frelinghuysen
Gallegly
Garrett (NJ)
Gilchrest
Gillmor
Gohmert
Gonzalez
Goodlatte
Granger
Green (WI)
Green, Al
Green, Gene
Grijalva
Gutierrez
Gutknecht
Harman
Hart
Hastings (FL)
Hastings (WA)
Hefley
Hensarling
Herger
Herseth
Higgins
Hinchey
Hinojosa
Hobson
Hoekstra
Honda
Hooley
Hostettler
Hoyer
Hulshof
Hyde
Inglis (SC)
Inslee
Israel
Issa
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Johnson (CT)
Johnson (IL)
Johnson, E. B.
Kaptur
Keller
Kennedy (MN)
Kennedy (RI)
Kildee
Kilpatrick (MI)
Kind
King (NY)
Kingston
Kirk
Kline
Knollenberg
Kolbe
Kucinich
Kuhl (NY)
LaHood
Langevin
Lantos
Larsen (WA)
Larson (CT)
Latham
LaTourette
Leach
Lee
Levin
Lewis (CA)
Lewis (GA)
Lipinski
Lofgren, Zoe
Lowey
Lucas
Lungren, Daniel E.
Mack
Maloney
Markey
Matsui
McCarthy
McCollum (MN)
McCotter
McCrery
McDermott
McGovern
McHugh
McKeon
McKinney
McMorris
McNulty
Meehan
Meek (FL)
Meeks (NY)
Melancon
Mica
Michaud
Miller (FL)
Miller (MI)
Miller (NC)
Miller, George
Mollohan
Moore (KS)
Moore (WI)
Murphy
Murtha
Nadler
Napolitano
Neal (MA)
Northup
Nunes
Nussle
Oberstar
Obey
Ortiz
Osborne
Owens
Oxley
Pallone
Pascrell
Pastor
Payne
Pearce
Pelosi
Pence
Peterson (MN)
Peterson (PA)
Petri
Pickering
Pitts
Pombo
Pomeroy
Porter
Price (NC)
Pryce (OH)
Putnam
Rahall
Ramstad
Rangel
Regula
Rehberg
Reichert
Renzi
Reyes
Reynolds
Rogers (KY)
Rogers (MI)
Ros-Lehtinen

Rothman
Roybal-Allard
Ruppersberger
Ryan (OH)
Ryan (WI)
Ryun (KS)
Sabo
Salazar
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Schakowsky
Schiff
Schmidt
Schwartz (PA)
Schwarz (MI)
Scott (GA)
Scott (VA)
Sensenbrenner
Serrano
Shadegg
Shaw
Sherman
Shimkus
Simmons
Simpson
Skelton
Slaughter
Smith (NJ)
Smith (TX)
Smith (WA)
Snyder
Sodrel
Solis
Souder
Spratt
Stark
Strickland
Stupak
Sweeney
Tanner
Tauscher
Terry
Thomas
Thompson (CA)
Thompson (MS)
Thornberry
Tiahrt
Tiberi
Tierney
Towns
Turner
Udall (CO)
Udall (NM)
Upton
Van Hollen
Velázquez
Visclosky
Walden (OR)
Walsh
Wasserman Schultz
Waters
Watson
Watt
Waxman
Weiner
Weldon (FL)
Weldon (PA)
Weller
Wexler
Wicker
Wilson (NM)
Wolf
Woolsey
Wynn

NOT VOTING—24

Abercrombie
Bishop (UT)
Cannon
Culberson
Diaz-Balart, L.
Evans
Fitzpatrick (PA)
Ford
Gerlach
Hayes
Holden
Holt
Johnson, Sam
Jones (OH)
Kanjorski
Manzullo
Marshall
Millender-McDonald
Moran (VA)
Olver
Rush
Sherwood
Whitfield
Young (AK)

So the amendment was not agreed to.

¶64.7 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment numbered 7 submitted by Mr. HEFLEY:

At the end of the bill (before the short title), insert the following:

TITLE VIII—ADDITIONAL GENERAL PROVISIONS

SEC. 801. Total appropriations made in this Act are hereby reduced by $598,390,000.

It was decided in the negative ..... { Yeas ..... 94 / Nays 316

¶64.8 [Roll No. 348]

AYES—94

Akin
Bachus
Baker
Barrett (SC)
Bartlett (MD)
Bass
Bean
Beauprez
Bilbray
Bilirakis
Blackburn
Burton (IN)
Buyer
Campbell (CA)
Chabot
Chocola
Coble
Cooper
Davis (KY)
Davis (TN)
Deal (GA)
Diaz-Balart, M.
Duncan
Everett
Feeney
Flake
Foley
Fossella
Foxx
Franks (AZ)
Garrett (NJ)
Gibbons
Gohmert
Graves
Green (WI)
Gutknecht
Harris
Hart
Hefley
Hensarling
Herger
Hoekstra
Hostettler
Inglis (SC)
Issa
Jenkins
Jindal
Jones (NC)
Keller
King (IA)
Lewis (KY)
Linder
Lungren, Daniel E.
Mack
McCotter
McHenry
McMorris
Mica
Miller (FL)
Miller, Gary
Musgrave
Myrick
Neugebauer
Norwood
Otter
Paul
Pence
Petri
Pitts
Poe
Price (GA)
Radanovich
Rogers (MI)
Rohrabacher
Royce
Ryan (WI)
Ryun (KS)
Schmidt
Sensenbrenner
Sessions
Shadegg
Shimkus
Shuster
Stearns
Sullivan
Tancredo
Tanner
Taylor (MS)
Terry
Thornberry
Tiberi
Westmoreland
Wilson (SC)
Young (FL)

NOES—316

Ackerman
Aderholt
Alexander
Allen
Andrews
Baca
Baird
Baldwin
Barrow
Barton (TX)
Becerra
Berkley
Berman
Berry
Biggert
Bishop (GA)
Bishop (NY)
Blumenauer
Blunt
Boehlert
Boehner
Bonilla
Bonner
Bono
Boozman
Boren
Boswell
Boucher
Boustany
Boyd
Bradley (NH)
Brady (PA)
Brown (OH)
Brown (SC)
Brown, Corrine
Brown-Waite, Ginny
Burgess
Butterfield
Calvert
Camp (MI)
Cantor
Capito
Capps
Capuano
Cardin
Cardoza
Carnahan
Carson
Carter
Case
Castle
Chandler
Clay
Cleaver
Clyburn
Cole (OK)
Conaway
Costa
Costello
Cramer
Crenshaw
Crowley
Cubin
Cuellar
Cummings
Davis (AL)
Davis (CA)
Davis (FL)
Davis (IL)
Davis, Jo Ann
Davis, Tom
DeFazio
DeGette
Delahunt
DeLauro
Dent
Diaz-Balart, L.
Dicks
Dingell
Doggett
Doolittle
Doyle
Drake
Dreier
Edwards
Ehlers
Emanuel
Emerson
Engel
English (PA)
Eshoo
Etheridge
Farr
Fattah
Ferguson
Filner
Forbes
Fortenberry
Frank (MA)
Frelinghuysen
Gallegly
Gilchrest
Gillmor
Gingrey
Gonzalez
Goode
Goodlatte
Gordon
Granger
Green, Al
Green, Gene
Grijalva
Gutierrez
Hall
Harman
Hastings (FL)
Hastings (WA)
Hayworth
Herseth
Higgins
Hinchey
Hinojosa
Hobson
Honda
Hooley
Hoyer
Hulshof
Hunter
Hyde
Inslee
Israel
Istook
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Johnson (CT)
Johnson (IL)
Johnson, E. B.
Kaptur
Kelly
Kennedy (MN)
Kennedy (RI)
Kildee
Kilpatrick (MI)
Kind
King (NY)
Kingston
Kirk
Kline
Knollenberg
Kolbe
Kucinich
Kuhl (NY)
LaHood
Langevin
Lantos
Larsen (WA)
Larson (CT)
Latham
LaTourette
Leach
Lee
Levin
Lewis (CA)
Lewis (GA)
Lipinski
LoBiondo
Lofgren, Zoe
Lowey
Lucas
Lynch
Maloney
Marchant
Markey
Matheson
Matsui
McCarthy
McCaul (TX)
McCollum (MN)
McCrery
McDermott
McGovern
McHugh
McIntyre
McKeon
McKinney
McNulty
Meehan
Meek (FL)
Meeks (NY)
Melancon
Michaud
Millender-McDonald
Miller (MI)
Miller (NC)
Miller, George
Mollohan
Moore (KS)
Moran (KS)
Moran (VA)
Murphy
Murtha
Nadler
Napolitano
Neal (MA)
Ney
Northup
Nunes
Nussle
Oberstar
Obey
Olver
Ortiz
Osborne
Owens
Oxley
Pallone
Pascrell
Pastor
Payne
Pearce
Pelosi
Peterson (MN)
Peterson (PA)
Pickering
Platts
Pombo
Pomeroy
Porter
Price (NC)
Pryce (OH)
Putnam
Rahall
Ramstad
Rangel
Regula
Rehberg
Reichert
Renzi
Reyes
Reynolds
Rogers (AL)
Rogers (KY)
Ros-Lehtinen
Ross
Rothman
Roybal-Allard
Ruppersberger
Ryan (OH)
Sabo
Salazar
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Saxton
Schakowsky
Schiff
Schwartz (PA)
Schwarz (MI)
Scott (GA)
Scott (VA)
Serrano
Shaw
Shays
Sherman
Simmons
Simpson
Skelton
Slaughter
Smith (NJ)
Smith (TX)
Smith (WA)
Snyder
Sodrel
Solis
Souder
Spratt
Stark
Strickland
Stupak
Sweeney
Tauscher
Taylor (NC)
Thomas
Thompson (CA)
Thompson (MS)
Tiahrt
Tierney
Towns
Turner
Udall (CO)
Udall (NM)
Upton
Van Hollen
Velázquez
Visclosky
Walden (OR)
Walsh
Wamp
Wasserman Schultz
Waters
Watson
Watt
Waxman
Weiner
Weldon (FL)
Weldon (PA)
Weller
Wexler
Whitfield
Wicker
Wilson (NM)
Wolf
Woolsey
Wu
Wynn

NOT VOTING—22

Abercrombie
Bishop (UT)
Brady (TX)
Cannon
Conyers
Culberson
Evans
Fitzpatrick (PA)
Ford
Gerlach
Hayes
Holden
Holt
Johnson, Sam
Jones (OH)
Kanjorski
Manzullo
Marshall
Moore (WI)
Rush
Sherwood
Young (AK)

So the amendment was not agreed to.

The SPEAKER pro tempore, Mr. GINGREY, assumed the Chair.

When Mr. HASTINGS of Washington, Chairman, reported that the Committee, having had under consideration said bill, had directed him to report the same back to the House with sundry amendments adopted by the Committee with the recommendation that the amendments be agreed to and that the bill, as amended, do pass.

Pursuant to House Resolution 890, the previous question was ordered on the amendments and the bill, as amended.

The following amendments, reported from the Committee of the Whole House on the state of the Union, were agreed to:

Page 2, line 7, after the dollar amount, insert the following: ''(reduced by $1,000,000)''.

Page 23, line 4, after the dollar amount, insert the following: ''(increased by $1,000,000)''.

Page 2, line 7, after the dollar amount, insert the following: ''(reduced by $10,000,000)''.

Page 23, line 4, after the dollar amount, insert the following: ''(increased by $25,000,000)''.

Page 23, line 9, after the dollar amount, insert the following: ''(increased by $25,000,000)''.

Page 46, line 11, after the dollar amount, insert the following: ''(reduced by $15,000,000)''.

Page 2, line 7, after the dollar amount, insert the following: ''(reduced by $1,500,000)''.

Page 26, line 6, after the dollar amount, insert the following: ''(increased by $1,500,000)''.

Page 27, line 5, after the dollar amount, insert the following: ''(increased by $1,500,000)''.

Page 2, line 7, after the dollar amount, insert the following: ''(reduced by $5,000,000)''.

Page 20, line 1, after the dollar amount, insert the following: ''(increased by $10,000,000)''.

Page 40, line 10, after the dollar amount, insert the following: ''(reduced by $5,000,000)''.

Page 40, line 11, after the dollar amount, insert the following: ''(reduced by $2,500,000)''.

Page 40, line 12, after the dollar amount, insert the following: ''(reduced by $2,500,000)''.

Page 2, line 7, after the dollar amount, insert: ''(reduced by $6,736,000)''.

Page 62, line 12, after the dollar amount, insert: ''(reduced by $20,000,000)''.

Page 86, line 17, after each of the dollar amounts, insert: ''(increased by $25,000,000)''.

Page 2, line 7, after the dollar amount, insert ''(reduced by $10,000,000)''.

Page 50, line 21, after the first dollar amount, insert ''(reduced by $10,000,000)''.

Page 62, line 12, after the dollar amount, insert ''(reduced by $10,000,000)''.

Page 89, line 17, after the first dollar amount, insert ''(reduced by $10,000,000)''.

Page 91, line 12, after the dollar amount, insert ''(increased by $40,000,000)''.

Page 10, line 18, after the first dollar amount, insert the following: ''(increased by $3,300,000)''.

Page 39, line 25, after the dollar amount, insert the following: ''(reduced by $3,300,000)''.

Page 23, line 4, after the dollar amount, insert the following: ''(increased by $50,000,000)''.

Page 23, line 9, after the dollar amount, insert the following: ''(increased by $50,000,000)''.

Page 39, line 25, after the dollar amount, insert the following: ''(reduced by $50,000,000)''.

Page 23, line 4, after the dollar amount, insert the following: ''(increased by $10,000,000)''.

Page 24, line 6, after the dollar amount, insert the following: ''(increased by $10,000,000)''.

Page 62, line 12, after the dollar amount, insert the following: ''(decreased by $10,000,000)''.

Page 23, line 4, after the dollar amount, insert the following: ''(increased by $2,000,000)''.

Page 23, line 9, after the dollar amount, insert the following: ''(increased by $2,000,000)''.

Page 67, line 14, after the dollar amount, insert the following: ''(reduced by $2,000,000)''.

Page 26, line 6, after the dollar amount, insert the following: ''(increased by $12,000,000)''.

Page 26, line 16, after the dollar amount, insert the following: ''(increased by $12,000,000)''.

Page 67, line 14, after the dollar amount, insert the following: ''(reduced by $12,000,000)''.

Page 36, line 8, after the dollar amount, insert the following ''(increased by $5,000,000)''.

Page 62, line 12, after the dollar amount, insert the following: ''(reduced by $5,000,000)''.

Page 62, line 19, after the dollar amount, insert the following: ''(reduced by $5,000,000)''.

Page 36, line 15, after the dollar amount, insert the following ''(increased by $3,000,000)''.

Page 46, line 11, after the dollar amount, insert the following: ''(increased by $2,700,000)''.

Page 50, line 21, after the first dollar amount, insert the following: ''(reduced by $2,700,000)''.

On page 46, line 11, insert ''(increased by $2,000,000)'' after the dollar amount.

On page 50, line 21, insert ''(decreased by $2,000,000)'' after the dollar amount.

Page 50, line 21, insert ''(decreased by $1,000,000) (increased by $1,000,000)'' after ''$52,760,000''.

Page 83, line 17, insert ''(increased by $50,000) (decreased by $50,000)'' after the aggregate dollar amount.

Page 90, line 10, after the dollar amount, insert the following: ''(increased by $1,000,000)''.

At the end of the bill (before the short title), insert the following:

TITLE VIII—ADDITIONAL GENERAL PROVISIONS

SEC. 801. None of the funds made available in this Act may be used to enforce any of the provisions in the Memorandum to all Department and Agency Executive Secretaries dated, February 2, 2001, and entitled ''Guidelines on Relations With Taiwan''.

At the end of the bill (before the short title), add the following:

TITLE VIII—ADDITIONAL GENERAL PROVISIONS

SEC. 801. For ''OFFICE OF JUSTICE PROGRAMS—JUSTICE ASSISTANCE'' for the Drug Endangered Children grant program, as authorized by section 755 of the USA PATRIOT Improvement and Reauthorization Act of 2005 (Public Law 109–177), and the amounts otherwise provided by this Act for ''OTHER—SALARIES AND EXPENSES, DEPARTMENTAL MANGAGEMENT'' (reduced by $5,000,000) are hereby reduced by $5,000,000.

Page 110, after line 8, insert the following new title:

TITLE VIII—ADDITIONAL GENERAL PROVISIONS

SEC. 801. None of the funds made available by this Act may be used by the National Aeronautics and Space Administration for travel policies and practices in contravention of Office of Management and Budget Circular No. A–126.

At the end of the bill (before the short title), insert the following:

TITLE VIII—ADDITIONAL GENERAL PROVISIONS

SEC. 801. None of the funds made available in this Act may be used for business class or first class airline travel by employees of the Department of State in contravention of 41 CFR 301–10.122 through 301–10.124.

At the end of the bill (before the short title), insert the following:

TITLE VIII—ADDITIONAL GENERAL PROVISIONS

SEC. 801. None of the funds appropriated or otherwise made available in this Act may be used in contravention of section 1373 of title 8, United States Code.

At the end of the bill (before the short title), add the following:

TITLE VIII—ADDITIONAL GENERAL PROVISIONS

SEC. 801. For grants for young witness assistance, as authorized by section 1136 of the Violence Against Women and Department of Justice Reauthorization Act of 2005 (Public Law 109–162), and the amount otherwise provided by this Act for ''OTHER—SALARIES AND EXPENSES, DEPARTMENTAL MANAGEMENT'' is hereby reduced by, $3,000,000.

At the end of the bill (before the short title), insert the following:

TITLE VIII—ADDITIONAL GENERAL PROVISIONS

SEC. 801. None of the funds made available in this Act may be used in contravention of section 303 of the Energy Policy Act of 1992 (42 U.S.C. 13212). At the end of the bill (before the short title), insert the following:

TITLE VIII—ADDITIONAL GENERAL PROVISIONS

SEC. 801. The amounts otherwise provided by this Act are revised by increasing the amount made available for ''OFFICE OF JUSTICE PROGRAMS—JUSTICE ASSISTANCE'' and reducing the amount made available for ''DEPARTMENT OF JUSTICE—GENERAL ADMINISTRATION—SALARIES AND EXPENSES'', by $3,000,000.

At the end of the bill (before the short title), add the following:

TITLE VIII—ADDITIONAL GENERAL PROVISIONS

SEC. 801. For ''OFFICE OF JUSTICE PROGRAMS—STATE AND LOCAL LAW ENFORCEMENT ASSISTANCE'' for the Law Enforcement Tribute Act program, as authorized by section 11001 of the 21st Century Department of Justice Appropriations Authorization Act (Public Law 107–273), and the amount otherwise provided by this Act for ''DEPARTMENT OF JUSTICE—GENERAL ADMINISTRATION—SALARIES AND EXPENSES'' is hereby reduced by, $500,000.

At the end of the bill (before the short title), insert the following:

TITLE VIII—ADDITIONAL GENERAL PROVISIONS

SEC. 801. The amounts otherwise provided by this Act are revised by increasing the amount made available for ''VIOLENCE AGAINST WOMEN AND PROSECUTION PROGRAMS'' (consisting of an additional $2,000,000 for grants to assist children and youth exposed to violence, $2,000,000 for services to advocate for and respond to youth, and $1,000,000 for the national tribal sex offender registry, as authorized by sections 41303, 41201, and 905(b), respectively, of the Violence Against Women and Department of Justice Reauthorization Act of 2005, and $5,000,000 for grants for sexual assault services, as authorized by section 2014 of the Omnibus Crime Control and Safe Streets Act of 1968, as amended by section 202 of the Violence Against Women and Department of Justice Reauthorization Act of 2005), and by reducing the amount made available for ''DEPARTMENT OF JUSTICE—GENERAL ADMINISTRATION—SALARIES AND EXPENSES'', by $10,000,000.

At the end of the bill (before the short title), insert the following:

TITLE VIII—ADDITIONAL GENERAL PROVISIONS

SEC. 801. None of the funds made available in this Act may be used to fund the administration and operation of the United Nations Human Rights Council while countries designated as state sponsors of terrorism by the Secretary of State are members of the Council.

At the end of the bill (before the short title), add the following:

TITLE VIII—ADDITIONAL GENERAL PROVISIONS

SEC. 801. For ''OFFICE OF JUSTICE PROGRAMS—JUVENILE JUSTICE PROGRAMS'' for the Juvenile Delinquency Prevention Block Grant program, as authorized by Part C of the Juvenile Justice and Delinquency Prevention Act of 1974, and the amount otherwise provided by this Act for ''BROADCASTING BOARD OF GOVERNORS—INTERNATIONAL BROADCASTING OPERATIONS'' is hereby reduced by, $5,000,000.

At the end of the bill (before the short title), insert the following:

TITLE VIII—ADDITIONAL GENERAL PROVISIONS

SEC. 801. None of the funds made available in this Act may be used for—

(1) the Industry Trade Advisory Committee on Chemicals, Pharmaceuticals, Health/Science Products and Services (ITAC 3) unless the membership of the committee is ''fairly balanced in terms of the points of view represented'' pursuant to section 5(b)(2) of the Federal Advisory Committee Act (5. U.S. App.); or

(2) the Industry Trade Advisory Committee on Intellectual Property Rights (ITAC 15) unless the membership of the committee is ''fairly balanced in terms of the points of view represented'' pursuant to section 5(b)(2) of the Federal Advisory Committee Act.

Page 110, after line 8, insert the following:

TITLE VIII—ADDITIONAL GENERAL PROVISIONS

SEC. 801. None of the funds made available in this Act may be used to send or otherwise pay for the attendance of more than 50 employees from a Federal department or agency at any single conference occurring outside the United States.

At the end of the bill (before the short title), add the following:

TITLE VIII—ADDITIONAL GENERAL PROVISIONS

SEC. 801. For ''OFFICE ON VIOLENCE AGAINST WOMEN—VIOLENCE AGAINST WOMEN PREVENTION AND PROSECUTION PROGRAMS'' for the Jessica Gonzales Victims Assistants program, as authorized by section 101(b)(3) of the Violence Against Women and Department of Justice Reauthorization Act of 2005

(Public Law 109–162), and the amount otherwise provided by this Act for ''DEPARTMENT OF JUSTICE—GENERAL ADMINISTRATION—SALARIES AND EXPENSES'' is hereby reduced by, $5,000,000.

At the end of the bill (before the short title), insert the following:

TITLE VIII—ADDITIONAL GENERAL PROVISIONS

SEC. 801. None of the funds made available in this Act may be used in contravention of the Buy American Act (41 U.S.C. 10a et seq.).

Page 110, after line 8, insert the following:

TITLE VIII—ADDITIONAL GENERAL PROVISIONS

SEC. 801. None of the funds made available in this Act may be used to file a motion under section 3730(b)(3) of title 31, United States Code, for an extension of time of more than 6 months, or to file more than one motion under such section in any one case.

At the end of the bill (before the short title), insert the following:

TITLE VIII—ADDITIONAL GENERAL PROVISIONS

SEC. 801. The amounts otherwise provided by this Act are revised by increasing the amount made available under title I for ''COMMUNITY ORIENTED POLICING SERVICES'' and reducing the amount made available under title IV for ''INTERNATIONAL ORGANIZATIONS—CONTRIBUTIONS TO INTERNATIONAL ORGANIZATIONS'', by $5,000,000.

At the end of the bill (before the short title), insert the following:

TITLE VIII—ADDITIONAL GENERAL PROVISIONS

SEC. 801. The amounts otherwise provided by this Act are revised by increasing the amount made available for the item ''COMMUNITY ORIENTED POLICING SERVICES'', and by reducing the aggregate amount made available for ''Department of Justice, General Administration, Salaries and Expenses'', by $2,000,000.

At the end of the bill (before the short title), insert the following:

SEC. ____. None of the funds made available in this Act may be used to carry out section 924(p) of title 18, United States Code.

At the end of the bill (before the short title), insert the following:

TITLE VIII—ADDITIONAL GENERAL PROVISIONS

SEC. 801. None of the funds made available in this Act may be used for the purpose of enforcing the final judgement of the Federal District Court for the Southern District of Indiana issued in Hinrichs v. Bosma.

At the end of the bill (before the short title), insert the following:

SEC. ____. None of the funds made available by this Act may be used to implement the revision to Office of Management and Budget Circular A–76 made on May 29, 2003.

The bill, as amended, was ordered to be engrossed and read a third time, was read a third time by title.

The question being put,

Will the House pass said bill?

The SPEAKER pro tempore, Mr. GINGREY, announced that pursuant to clause 10, rule XX, the yeas and nays were ordered, and the call was taken by electronic device.

It was decided in the affirmative ..... { Yeas ..... 393 / Nays 23

¶64.9 [Roll No. 349]

YEAS—393

Abercrombie
Ackerman
Aderholt
Akin
Alexander
Allen
Andrews
Baca
Bachus
Baird
Baker
Baldwin
Barrett (SC)
Barrow
Bartlett (MD)
Barton (TX)
Bass
Bean
Beauprez
Becerra
Berkley
Berman
Berry
Biggert
Bilbray
Bilirakis
Bishop (GA)
Bishop (NY)
Blackburn
Blumenauer
Blunt
Boehlert
Boehner
Bonilla
Bonner
Bono
Boozman
Boren
Boswell
Boucher
Boustany
Boyd
Bradley (NH)
Brady (PA)
Brady (TX)
Brown (OH)
Brown (SC)
Brown, Corrine
Brown-Waite, Ginny
Burgess
Burton (IN)
Butterfield
Buyer
Calvert
Camp (MI)
Campbell (CA)
Cantor
Capito
Capps
Capuano
Cardin
Cardoza
Carnahan
Carson
Carter
Case
Castle
Chabot
Chandler
Chocola
Clay
Cleaver
Coble
Cole (OK)
Conaway
Conyers
Costa
Costello
Cramer
Crenshaw
Crowley
Cubin
Cuellar
Culberson
Cummings
Davis (AL)
Davis (CA)
Davis (FL)
Davis (IL)
Davis (KY)
Davis (TN)
Davis, Jo Ann
Davis, Tom
Deal (GA)
DeFazio
DeGette
DeLauro
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Dicks
Dingell
Doggett
Doolittle
Doyle
Drake
Dreier
Edwards
Ehlers
Emanuel
Emerson
Engel
English (PA)
Etheridge
Everett
Farr
Fattah
Feeney
Ferguson
Filner
Foley
Forbes
Fortenberry
Fossella
Foxx
Frank (MA)
Frelinghuysen
Gallegly
Garrett (NJ)
Gibbons
Gilchrest
Gillmor
Gingrey
Gohmert
Gonzalez
Goode
Goodlatte
Gordon
Granger
Graves
Green, Al
Green, Gene
Grijalva
Gutierrez
Gutknecht
Hall
Harman
Harris
Hart
Hastings (FL)
Hastings (WA)
Hayworth
Herger
Herseth
Higgins
Hinchey
Hinojosa
Hobson
Hoekstra
Honda
Hooley
Hoyer
Hulshof
Hunter
Hyde
Inglis (SC)
Inslee
Israel
Issa
Istook
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Jenkins
Jindal
Johnson (CT)
Johnson (IL)
Johnson, E. B.
Jones (OH)
Kaptur
Keller
Kelly
Kennedy (MN)
Kennedy (RI)
Kildee
Kilpatrick (MI)
Kind
King (IA)
King (NY)
Kingston
Kirk
Kline
Knollenberg
Kolbe
Kucinich
Kuhl (NY)
LaHood
Langevin
Lantos
Larsen (WA)
Larson (CT)
Latham
LaTourette
Leach
Lee
Levin
Lewis (CA)
Lewis (GA)
Lewis (KY)
Linder
Lipinski
LoBiondo
Lofgren, Zoe
Lowey
Lucas
Lungren, Daniel E.
Lynch
Mack
Maloney
Marchant
Markey
Matsui
McCarthy
McCaul (TX)
McCollum (MN)
McCotter
McCrery
McDermott
McGovern
McHenry
McHugh
McIntyre
McKeon
McKinney
McMorris
McNulty
Meehan
Meek (FL)
Meeks (NY)
Melancon
Mica
Michaud
Millender-McDonald
Miller (FL)
Miller (MI)
Miller (NC)
Miller, Gary
Mollohan
Moore (KS)
Moore (WI)
Moran (KS)
Moran (VA)
Murphy
Murtha
Musgrave
Myrick
Nadler
Napolitano
Neal (MA)
Neugebauer
Ney
Northup
Norwood
Nunes
Nussle
Oberstar
Obey
Olver
Ortiz
Osborne
Otter
Owens
Oxley
Pallone
Pascrell
Pastor
Payne
Pearce
Pelosi
Peterson (MN)
Peterson (PA)
Pickering
Pitts
Platts
Poe
Pombo
Pomeroy
Porter
Price (GA)
Price (NC)
Pryce (OH)
Putnam
Radanovich
Rahall
Ramstad
Rangel
Regula
Rehberg
Reichert
Renzi
Reyes
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Ros-Lehtinen
Ross
Rothman
Roybal-Allard
Royce
Ruppersberger
Rush
Ryan (OH)
Ryun (KS)
Sabo
Salazar
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Saxton
Schakowsky
Schiff
Schmidt
Schwartz (PA)
Schwarz (MI)
Scott (GA)
Scott (VA)
Serrano
Sessions
Shaw
Shays
Sherman
Shimkus
Shuster
Simmons
Simpson
Skelton
Slaughter
Smith (NJ)
Smith (TX)
Smith (WA)
Snyder
Sodrel
Solis
Souder
Spratt
Stearns
Strickland
Stupak
Sullivan
Sweeney
Tancredo
Tauscher
Taylor (NC)
Terry
Thomas
Thompson (MS)
Thornberry
Tiahrt
Tiberi
Tierney
Towns
Turner
Udall (CO)
Udall (NM)
Upton
Van Hollen
Velázquez
Visclosky
Walden (OR)
Walsh
Wamp
Wasserman Schultz
Waters
Watson
Watt
Waxman
Weiner
Weldon (FL)
Weldon (PA)
Weller
Westmoreland
Wexler
Whitfield
Wicker
Wilson (NM)
Wilson (SC)
Wolf
Wu
Wynn
Young (AK)
Young (FL)

NAYS—23

Cooper
Delahunt
Duncan
Eshoo
Flake
Franks (AZ)
Green (WI)
Hefley
Hensarling
Hostettler
Jones (NC)
Matheson
Miller, George
Paul
Pence
Petri
Ryan (WI)
Sensenbrenner
Shadegg
Stark
Tanner
Taylor (MS)
Thompson (CA)

NOT VOTING—16

Bishop (UT)
Cannon
Clyburn
Evans
Fitzpatrick (PA)
Ford
Gerlach
Hayes
Holden
Holt
Johnson, Sam
Kanjorski
Manzullo
Marshall
Sherwood
Woolsey

So the bill was passed.

A motion to reconsider the vote whereby said bill was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

¶64.10 PROVIDING FOR CONSIDERATION OF H.R. 4761

Mrs. CAPITO, by direction of the Committee on Rules, called up the following resolution (H. Res. 897):

Resolved, That at any time after the adoption of this resolution the Speaker may, pursuant to clause 2(b) of rule XVIII, declare the House resolved into the Committee of the Whole House on the state of the Union for consideration of the bill (H.R. 4761) to provide for exploration, development, and production activities for mineral resources on the outer Continental Shelf, and for other purposes. The first reading of the bill shall be dispensed with. All points of order against consideration of the bill are waived. General debate shall be confined to the bill and shall not exceed one hour equally divided and controlled by the chairman and ranking minority member of the Committee on Resources. After general debate the bill shall be considered for amendment under the five-minute rule. It shall be in order to consider as an original bill for the purpose of amendment under the five-minute rule the amendment in the nature of a substitute recommended by the Committee on Resources now printed in the bill. The committee amendment in the nature of a substitute shall be considered as read. All points of order against the committee amendment in the nature of a substitute are waived. Notwithstanding clause 11 of rule XVIII, no amendment to the committee amendment in the nature of a substitute shall be in order except those printed in the report of the Committee on Rules accompanying this resolution. Each such

amendment may be offered only in the order printed in the report, may be offered only by a Member designated in the report, shall be considered as read, shall be debatable for the time specified in the report equally divided and controlled by the proponent and an opponent, shall not be subject to amendment, and shall not be subject to a demand for division of the question in the House or in the Committee of the Whole. All points of order against such amendments are waived. At the conclusion of consideration of the bill for amendment the Committee shall rise and report the bill to the House with such amendments as may have been adopted. Any Member may demand a separate vote in the House on any amendment adopted in the Committee of the Whole to the bill or to the committee amendment in the nature of a substitute. The previous question shall be considered as ordered on the bill and amendments thereto to final passage without intervening motion except one motion to recommit with or without instructions.

SEC. 2. House Resolutions 162, 163, 181, 182, 393, 395, 400, 401, 468, and 620 are laid upon the table.

When said resolution was considered.

After debate,

Mrs. CAPITO moved the previous question on the resolution to its adoption or rejection.

The question being put, viva voce,

Will the House now order the previous question?

The SPEAKER pro tempore, Mr. SIMPSON, announced that the yeas had it.

Mr. HASTINGS of Florida demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mr. SIMPSON, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed.

¶64.11 PROVIDING FOR CONSIDERATION OF H. RES. 895

Mr. SESSIONS, by direction of the Committee on Rules, called up the following resolution (H. Res. 896):

Resolved, That upon the adoption of this resolution it shall be in order without intervention of any point of order to consider in the House the resolution (H. Res. 895) supporting intelligence and law enforcement programs to track terrorists and terrorist finances conducted consistent with Federal law and with appropriate Congressional consultation and specifically condemning the disclosure and publication of classified information that impairs the international fight against terrorism and needlessly exposes Americans to the threat of further terror attacks by revealing a crucial method by which terrorists are traced through their finances. The resolution shall be considered as read. The previous question shall be considered as ordered on the resolution and preamble to final adoption without intervening motion or demand for division of the question except: (1) one hour of debate equally divided and controlled by the chairman and ranking minority member of the Committee on Financial Services; and (2) one motion to recommit which may not instructions.

When said resolution was considered.

After debate,

Mr. SESSIONS moved the previous question on the resolution to its adoption or rejection.

The question being put, viva voce,

Will the House now order the previous question?

The SPEAKER pro tempore, Mr. SIMPSON, announced that the yeas had it.

Ms. SLAUGHTER demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mr. SIMPSON, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed.

¶64.12 ADJOURNMENT OF THE TWO HOUSES

Mr. SESSIONS submitted the following privileged concurrent resolution (H. Con. Res. 440):

Resolved by the House of Representatives (the Senate concurring), That when the House adjourns on the legislative day of Thursday, June 29, 2006, or Friday, June 30, 2006, on a motion offered pursuant to this concurrent resolution by its Majority Leader or his designee, it stand adjourned until 2 p.m. on Monday, July 10, 2006, or until the time of any reassembly pursuant to section 2 of this concurrent resolution, whichever occurs first; and that when the Senate recesses or adjourns on Thursday, June 29, 2006, Friday, June 30, 2006, or Saturday, July 1, 2006, on a motion offered pursuant to this concurrent resolution by its Majority Leader or his designee, it stand recessed or adjourned until noon on Monday, July 10, 2006, or such other time on that day as may be specified by its Majority Leader or his designee in the motion to recess or adjourn, or until the time of any reassembly pursuant to section 2 of this concurrent resolution, whichever occurs first.

SEC. 2. The Speaker of the House and the Majority Leader of the Senate, or their respective designees, acting jointly after consultation with the Minority Leader of the House and the Minority Leader of the Senate, shall notify the Members of the House and the Senate, respectively, to reassemble at such place and time as they may designate if, in their opinion, the public interest shall warrant it.

When said concurrent resolution was considered.

By unanimous consent, the previous question was ordered.

The question being put, viva voce,

Will the House agree to said concurrent resolution?

The SPEAKER pro tempore, Mr. SIMPSON, announced that the yeas had it.

Ms. SLAUGHTER demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mr. SIMPSON, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed.

¶64.13 H. RES. 896—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mr. SIMPSON, pursuant to clause 8, rule XX, announced the unfinished business to be the question on ordering the previous question on the resolution (H. Res. 896) providing for consideration of the resolution (H. Res. 895) supporting intelligence and law enforcement programs to track terrorists and terrorist finances conducted consistent with Federal law and with appropriate Congressional consultation and specifically condemning the disclosure and publication of classified information that impairs the international fight against terrorism and needlessly exposes Americans to the threat of further terror attacks by revealing a crucial method by which terrorists are traced through their finances.

The question being put,

Will the House now order the previous question?

The vote was taken by electronic device.

It was decided in the affirmative ..... { Yeas ..... 222 / Nays 193

¶64.14 [Roll No. 350]

YEAS—222

Aderholt	Gallegly	Mica
Akin	Garrett (NJ)	Miller (FL)
Alexander	Gibbons	Miller (MI)
Bachus	Gilchrest	Miller, Gary
Baker	Gillmor	Moran (KS)
Barrett (SC)	Gingrey	Murphy
Bartlett (MD)	Gohmert	Musgrave
Barton (TX)	Goode	Myrick
Bass	Goodlatte	Neugebauer
Beauprez	Granger	Ney
Biggert	Graves	Northup
Bilbray	Green (WI)	Norwood
Bilirakis	Gutknecht	Nunes
Blackburn	Hall	Nussle
Blunt	Harris	Osborne
Boehlert	Hart	Otter
Boehner	Hastert	Oxley
Bonilla	Hastings (WA)	Paul
Bonner	Hayworth	Pearce
Bono	Hefley	Pence
Boozman	Hensarling	Peterson (PA)
Boustany	Herger	Petri
Bradley (NH)	Hobson	Pickering
Brady (TX)	Hoekstra	Pitts
Brown (SC)	Hostettler	Platts
Brown-Waite, Ginny	Hulshof	Poe
Burgess	Hunter	Pombo
Burton (IN)	Hyde	Porter
Calvert	Inglis (SC)	Price (GA)
Camp (MI)	Issa	Pryce (OH)
Campbell (CA)	Istook	Putnam
Cantor	Jenkins	Radanovich
Capito	Jindal	Ramstad
Carter	Johnson (CT)	Regula
Castle	Johnson (IL)	Rehberg
Chabot	Jones (NC)	Reichert
Chocola	Keller	Renzi
Coble	Kelly	Reynolds
Cole (OK)	Kennedy (MN)	Rogers (AL)
Conaway	King (IA)	Rogers (KY)
Crenshaw	King (NY)	Rogers (MI)
Cubin	Kingston	Rohrabacher
Davis (KY)	Kirk	Ros-Lehtinen
Davis, Jo Ann	Kline	Royce
Davis, Tom	Knollenberg	Ryan (WI)
Deal (GA)	Kolbe	Ryun (KS)
Dent	Kuhl (NY)	Saxton
Diaz-Balart, L.	LaHood	Schmidt
Diaz-Balart, M.	Latham	Schwarz (MI)
Doolittle	LaTourette	Sensenbrenner
Drake	Leach	Sessions
Dreier	Lewis (CA)	Shadegg
Duncan	Lewis (KY)	Shaw
Ehlers	Linder	Shays
Emerson	LoBiondo	Shimkus
English (PA)	Lucas	Shuster
Everett	Lungren, Daniel E.	Simmons
Feeney	Mack	Simpson
Ferguson	Manzullo	Smith (NJ)
Flake	Marchant	Smith (TX)
Foley	McCaul (TX)	Sodrel
Forbes	McCotter	Souder
Fortenberry	McCrery	Stearns
Fossella	McHugh	Sullivan
Foxx	McKeon	Sweeney
Franks (AZ)	McMorris	Tancredo
Frelinghuysen	Melancon	Taylor (NC)
		Terry

Thomas
Thornberry
Tiahrt
Tiberi
Turner
Upton
Walden (OR)
Walsh
Wamp
Weldon (FL)
Weldon (PA)
Weller
Westmoreland
Whitfield
Wicker
Wilson (NM)
Wilson (SC)
Wolf
Young (AK)
Young (FL)

NAYS—193

Abercrombie
Ackerman
Allen
Andrews
Baca
Baird
Baldwin
Barrow
Bean
Becerra
Berkley
Berman
Berry
Bishop (GA)
Bishop (NY)
Blumenauer
Boren
Boswell
Boucher
Boyd
Brady (PA)
Brown (OH)
Brown, Corrine
Butterfield
Capps
Capuano
Cardoza
Carnahan
Case
Chandler
Clay
Cleaver
Clyburn
Conyers
Cooper
Costa
Costello
Cramer
Crowley
Cuellar
Cummings
Davis (AL)
Davis (CA)
Davis (FL)
Davis (IL)
Davis (TN)
DeFazio
DeGette
Delahunt
DeLauro
Dicks
Dingell
Doggett
Doyle
Edwards
Emanuel
Engel
Eshoo
Etheridge
Farr
Fattah
Frank (MA)
Gonzalez
Gordon
Green, Al
Green, Gene
Grijalva
Gutierrez
Harman
Hastings (FL)
Herseth
Higgins
Hinchey
Hinojosa
Holt
Honda
Hooley
Hoyer
Inslee
Israel
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Johnson, E. B.
Jones (OH)
Kaptur
Kennedy (RI)
Kildee
Kilpatrick (MI)
Kind
Kucinich
Langevin
Lantos
Larsen (WA)
Larson (CT)
Lee
Levin
Lewis (GA)
Lipinski
Lofgren, Zoe
Lowey
Lynch
Maloney
Markey
Matheson
Matsui
McCarthy
McCollum (MN)
McDermott
McGovern
McIntyre
McKinney
McNulty
Meehan
Meek (FL)
Meeks (NY)
Michaud
Millender-McDonald
Miller (NC)
Miller, George
Mollohan
Moore (KS)
Moore (WI)
Moran (VA)
Murtha
Nadler
Napolitano
Neal (MA)
Oberstar
Obey
Olver
Ortiz
Owens
Pallone
Pascrell
Pastor
Payne
Pelosi
Peterson (MN)
Pomeroy
Price (NC)
Rahall
Rangel
Reyes
Ross
Rothman
Roybal-Allard
Ruppersberger
Rush
Ryan (OH)
Sabo
Salazar
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Schakowsky
Schiff
Schwartz (PA)
Scott (GA)
Scott (VA)
Serrano
Sherman
Skelton
Slaughter
Smith (WA)
Snyder
Solis
Spratt
Stark
Strickland
Stupak
Tanner
Tauscher
Taylor (MS)
Thompson (CA)
Thompson (MS)
Tierney
Towns
Udall (CO)
Udall (NM)
Van Hollen
Velázquez
Visclosky
Wasserman Schultz
Waters
Watson
Watt
Waxman
Weiner
Wexler
Woolsey
Wu
Wynn

NOT VOTING—18

Bishop (UT)
Buyer
Cannon
Cardin
Carson
Culberson
Evans
Filner
Fitzpatrick (PA)
Ford
Gerlach
Hayes
Holden
Johnson, Sam
Kanjorski
Marshall
McHenry
Sherwood

So the previous question on the resolution was ordered.

The question being put, viva voce,

Will the House agree to said resolution?

The SPEAKER pro tempore, Mr. SIMPSON, announced that the yeas had it.

Ms. SLAUGHTER demanded a recorded vote on agreeing to said resolution, which demand was supported by one-fifth of a quorum, so a recorded vote was ordered.

The vote was taken by electronic device.

It was decided in the affirmative ..... { Yeas ..... 220 / Nays 195

¶64.15 [Roll No. 351]

AYES—220

Aderholt
Akin
Alexander
Bachus
Baker
Barrett (SC)
Bartlett (MD)
Barton (TX)
Bass
Beauprez
Biggert
Bilbray
Bilirakis
Blackburn
Blunt
Boehlert
Boehner
Bonilla
Bonner
Bono
Boozman
Boustany
Bradley (NH)
Brady (TX)
Brown (SC)
Brown-Waite, Ginny
Burgess
Burton (IN)
Calvert
Camp (MI)
Campbell (CA)
Cantor
Capito
Carter
Castle
Chabot
Chocola
Coble
Cole (OK)
Conaway
Crenshaw
Cubin
Culberson
Davis (KY)
Davis, Jo Ann
Davis, Tom
Deal (GA)
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Doolittle
Drake
Dreier
Duncan
Ehlers
Emerson
English (PA)
Everett
Feeney
Ferguson
Flake
Foley
Forbes
Fortenberry
Fossella
Foxx
Franks (AZ)
Frelinghuysen
Gallegly
Garrett (NJ)
Gibbons
Gilchrest
Gillmor
Gingrey
Gohmert
Goode
Goodlatte
Granger
Graves
Green (WI)
Gutknecht
Hall
Harris
Hart
Hastings (WA)
Hayworth
Hefley
Hensarling
Herger
Hobson
Hoekstra
Hostettler
Hulshof
Hunter
Hyde
Inglis (SC)
Issa
Istook
Jenkins
Jindal
Johnson (CT)
Johnson (IL)
Jones (NC)
Keller
Kelly
Kennedy (MN)
King (IA)
King (NY)
Kingston
Kirk
Kline
Knollenberg
Kolbe
Kuhl (NY)
LaHood
Latham
LaTourette
Leach
Lewis (CA)
Lewis (KY)
Linder
LoBiondo
Lucas
Lungren, Daniel E.
Mack
Manzullo
Marchant
McCaul (TX)
McCotter
McHugh
McKeon
McMorris
Melancon
Mica
Miller (FL)
Miller (MI)
Miller, Gary
Moran (KS)
Murphy
Musgrave
Myrick
Neugebauer
Ney
Northup
Norwood
Nunes
Nussle
Osborne
Otter
Oxley
Paul
Pearce
Pence
Peterson (PA)
Petri
Pickering
Pitts
Platts
Poe
Pombo
Porter
Price (GA)
Pryce (OH)
Putnam
Radanovich
Ramstad
Regula
Rehberg
Reichert
Renzi
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Ros-Lehtinen
Royce
Ryan (WI)
Ryun (KS)
Saxton
Schmidt
Schwarz (MI)
Sensenbrenner
Sessions
Shadegg
Shaw
Shimkus
Shuster
Simmons
Simpson
Smith (NJ)
Smith (TX)
Sodrel
Souder
Stearns
Sullivan
Sweeney
Tancredo
Taylor (NC)
Terry
Thomas
Thornberry
Tiahrt
Tiberi
Turner
Upton
Walden (OR)
Walsh
Wamp
Weldon (FL)
Weldon (PA)
Weller
Westmoreland
Whitfield
Wicker
Wilson (NM)
Wilson (SC)
Wolf
Young (AK)
Young (FL)

NOES—195

Abercrombie
Ackerman
Allen
Andrews
Baca
Baird
Baldwin
Barrow
Bean
Becerra
Berkley
Berman
Berry
Bishop (GA)
Bishop (NY)
Blumenauer
Boren
Boswell
Boucher
Boyd
Brady (PA)
Brown (OH)
Brown, Corrine
Butterfield
Capps
Capuano
Cardoza
Carnahan
Carson
Case
Chandler
Clay
Cleaver
Clyburn
Conyers
Cooper
Costa
Costello
Cramer
Crowley
Cuellar
Cummings
Davis (AL)
Davis (CA)
Davis (FL)
Davis (IL)
Davis (TN)
DeFazio
DeGette
Delahunt
DeLauro
Dicks
Dingell
Doggett
Doyle
Edwards
Emanuel
Engel
Eshoo
Etheridge
Farr
Fattah
Frank (MA)
Gonzalez
Gordon
Green, Al
Green, Gene
Grijalva
Gutierrez
Harman
Hastings (FL)
Herseth
Higgins
Hinchey
Hinojosa
Holt
Honda
Hooley
Hoyer
Inslee
Israel
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Johnson, E. B.
Jones (OH)
Kaptur
Kennedy (RI)
Kildee
Kilpatrick (MI)
Kind
Kucinich
Langevin
Lantos
Larsen (WA)
Larson (CT)
Lee
Levin
Lewis (GA)
Lipinski
Lofgren, Zoe
Lowey
Lynch
Maloney
Markey
Matheson
Matsui
McCarthy
McCollum (MN)
McDermott
McGovern
McIntyre
McKinney
McNulty
Meehan
Meek (FL)
Meeks (NY)
Michaud
Millender-McDonald
Miller (NC)
Miller, George
Mollohan
Moore (KS)
Moore (WI)
Moran (VA)
Murtha
Nadler
Napolitano
Neal (MA)
Oberstar
Obey
Olver
Ortiz
Owens
Pallone
Pascrell
Pastor
Payne
Pelosi
Peterson (MN)
Pomeroy
Price (NC)
Rahall
Rangel
Reyes
Ross
Rothman
Roybal-Allard
Ruppersberger
Rush
Ryan (OH)
Sabo
Salazar
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Schakowsky
Schiff
Schwartz (PA)
Scott (GA)
Scott (VA)
Serrano
Shays
Sherman
Skelton
Slaughter
Smith (WA)
Snyder
Solis
Spratt
Stark
Strickland
Stupak
Tanner
Tauscher
Taylor (MS)
Thompson (CA)
Thompson (MS)
Tierney
Towns
Udall (CO)
Udall (NM)
Van Hollen
Velázquez
Visclosky
Wasserman Schultz
Waters
Watson
Watt
Waxman
Weiner
Wexler
Woolsey
Wu
Wynn

NOT VOTING—17

Bishop (UT)
Buyer
Cannon
Cardin
Evans
Filner
Fitzpatrick (PA)
Ford
Gerlach
Hayes
Holden
Johnson, Sam
Kanjorski
Marshall
McCrery
McHenry
Sherwood

So the resolution was agreed to.

A motion to reconsider the vote whereby said resolution was agreed to was, by unanimous consent, laid on the table.

¶64.16 H. RES. 897—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mr. SIMPSON, pursuant to clause 8, rule XX, announced the unfinished business to be the question on ordering the previous question on the resolution (H. Res. 897) providing for consideration of the bill (H.R. 4761) to provide for exploration, development, and production activities for mineral resources on the outer Continental Shelf, and for other purposes.

The question being put,

Will the House now order the previous question?

The vote was taken by electronic device.

It was decided in the affirmative ..... { Yeas ..... 224 / Nays 193

¶64.17 [Roll No. 352]

YEAS—224

Aderholt
Akin
Alexander
Bachus
Baker
Barrett (SC)
Bartlett (MD)
Barton (TX)
Bass

Beauprez
Biggert
Bilbray
Bilirakis
Blackburn
Blunt
Boehlert
Boehner
Bonilla
Bonner
Bono
Boozman
Boren
Boustany
Bradley (NH)
Brady (TX)
Brown (SC)
Brown-Waite, Ginny
Burgess
Burton (IN)
Buyer
Calvert
Camp (MI)
Campbell (CA)
Cantor
Capito
Carter
Castle
Chabot
Chocola
Coble
Cole (OK)
Conaway
Crenshaw
Cubin
Culberson
Davis (KY)
Davis, Jo Ann
Davis, Tom
Deal (GA)
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Doolittle
Drake
Dreier
Duncan
Ehlers
Emerson
English (PA)
Everett
Feeney
Ferguson
Flake
Foley
Forbes
Fortenberry
Fossella
Foxx
Franks (AZ)
Frelinghuysen
Gallegly
Garrett (NJ)
Gibbons
Gilchrest
Gillmor
Gingrey
Gohmert
Goode
Goodlatte
Granger
Graves
Green (WI)
Gutknecht
Hall
Harris
Hart
Hastings (WA)
Hayworth
Hefley
Hensarling
Herger
Hobson
Hoekstra
Hostettler
Hulshof
Hunter
Hyde
Inglis (SC)
Issa
Istook
Jenkins
Jindal
Johnson (CT)
Johnson (IL)
Jones (NC)
Keller
Kelly
Kennedy (MN)
Kind
King (IA)
King (NY)
Kingston
Kline
Knollenberg
Kolbe
Kuhl (NY)
LaHood
Latham
LaTourette
Leach
Lewis (CA)
Lewis (KY)
Linder
LoBiondo
Lucas
Lungren, Daniel E.
Mack
Manzullo
Marchant
McCaul (TX)
McCotter
McCrery
McHugh
McKeon
McMorris
Melancon
Mica
Miller (FL)
Miller (MI)
Miller, Gary
Moran (KS)
Murphy
Musgrave
Myrick
Neugebauer
Ney
Northup
Norwood
Nunes
Nussle
Osborne
Otter
Oxley
Paul
Pearce
Pence
Peterson (PA)
Petri
Pickering
Pitts
Platts
Poe
Pombo
Porter
Price (GA)
Pryce (OH)
Putnam
Radanovich
Ramstad
Regula
Rehberg
Reichert
Renzi
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Ros-Lehtinen
Royce
Ryan (WI)
Ryun (KS)
Saxton
Schmidt
Schwarz (MI)
Sensenbrenner
Sessions
Shadegg
Shaw
Shays
Shimkus
Shuster
Simmons
Simpson
Smith (NJ)
Smith (TX)
Sodrel
Souder
Stearns
Sullivan
Sweeney
Tancredo
Taylor (NC)
Terry
Thomas
Thornberry
Tiahrt
Tiberi
Turner
Upton
Walden (OR)
Walsh
Wamp
Weldon (FL)
Weldon (PA)
Weller
Westmoreland
Whitfield
Wicker
Wilson (NM)
Wilson (SC)
Wolf
Young (AK)
Young (FL)

NAYS—193

Abercrombie
Ackerman
Allen
Andrews
Baca
Baird
Baldwin
Barrow
Bean
Becerra
Berkley
Berman
Berry
Bishop (GA)
Bishop (NY)
Blumenauer
Boswell
Boucher
Boyd
Brady (PA)
Brown (OH)
Brown, Corrine
Butterfield
Capps
Capuano
Cardoza
Carnahan
Carson
Case
Chandler
Clay
Cleaver
Clyburn
Conyers
Cooper
Costa
Costello
Cramer
Crowley
Cuellar
Cummings
Davis (AL)
Davis (CA)
Davis (FL)
Davis (IL)
Davis (TN)
DeFazio
DeGette
Delahunt
DeLauro
Dicks
Dingell
Doggett
Doyle
Edwards
Emanuel
Engel
Eshoo
Etheridge
Farr
Fattah
Filner
Frank (MA)
Gonzalez
Gordon
Green, Al
Green, Gene
Grijalva
Gutierrez
Harman
Hastings (FL)
Herseth
Higgins
Hinchey
Hinojosa
Holt
Honda
Hooley
Hoyer
Inslee
Israel
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Johnson, E. B.
Jones (OH)
Kaptur
Kennedy (RI)
Kildee
Kilpatrick (MI)
Kucinich
Langevin
Lantos
Larsen (WA)
Larson (CT)
Lee
Levin
Lewis (GA)
Lipinski
Lofgren, Zoe
Lowey
Lynch
Maloney
Markey
Matheson
Matsui
McCarthy
McCollum (MN)
McDermott
McGovern
McIntyre
McKinney
McNulty
Meehan
Meek (FL)
Meeks (NY)
Michaud
Millender-McDonald
Miller (NC)
Miller, George
Mollohan
Moore (KS)
Moore (WI)
Moran (VA)
Murtha
Nadler
Napolitano
Neal (MA)
Oberstar
Obey
Olver
Ortiz
Owens
Pallone
Pascrell
Pastor
Payne
Pelosi
Peterson (MN)
Pomeroy
Price (NC)
Rahall
Rangel
Reyes
Ross
Rothman
Roybal-Allard
Ruppersberger
Rush
Ryan (OH)
Sabo
Salazar
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Schakowsky
Schiff
Schwartz (PA)
Scott (GA)
Scott (VA)
Serrano
Sherman
Skelton
Slaughter
Smith (WA)
Snyder
Solis
Spratt
Stark
Strickland
Stupak
Tanner
Tauscher
Taylor (MS)
Thompson (CA)
Thompson (MS)
Tierney
Towns
Udall (CO)
Udall (NM)
Van Hollen
Velázquez
Visclosky
Wasserman Schultz
Waters
Watson
Watt
Waxman
Weiner
Wexler
Woolsey
Wu
Wynn

NOT VOTING—15

Bishop (UT)
Cannon
Cardin
Evans
Fitzpatrick (PA)
Ford
Gerlach
Hayes
Holden
Johnson, Sam
Kanjorski
Kirk
Marshall
McHenry
Sherwood

So the previous question on the resolution was ordered.

The question being put, viva voce,

Will the House agree to said resolution?

The SPEAKER pro tempore, Mr. SIMPSON, announced that the yeas had it.

So the resolution was agreed to.

A motion to reconsider the vote whereby said resolution was agreed to was, by unanimous consent, laid on the table.

Pursuant to section 2 of House Resolution 897, H. Res. 162, 163, 181, 182, 393, 395, 400, 401, 468, and 620 were laid on the table.

¶64.18 H. CON. RES. 440—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mr. SIMPSON, pursuant to clause 8, rule XX, announced the further unfinished business to be the question on agreeing to the concurrent resolution (H. Con. Res. 440) providing for an adjournment or recess of the two Houses.

The question being put,

Will the House agree to said concurrent resolution?

The vote was taken by electronic device.

It was decided in the affirmative ..... { Yeas ..... 220 / Nays 197

¶64.19 [Roll No. 353]

YEAS—220

Aderholt
Akin
Alexander
Bachus
Baker
Barrett (SC)
Bartlett (MD)
Barton (TX)
Bass
Beauprez
Biggert
Bilbray
Bilirakis
Blackburn
Blunt
Boehlert
Boehner
Bonilla
Bonner
Bono
Boozman
Boustany
Bradley (NH)
Brady (TX)
Brown (SC)
Brown-Waite, Ginny
Burgess
Burton (IN)
Buyer
Calvert
Camp (MI)
Campbell (CA)
Cantor
Capito
Carter
Castle
Chabot
Chocola
Coble
Cole (OK)
Conaway
Crenshaw
Cubin
Culberson
Davis (KY)
Davis, Jo Ann
Davis, Tom
Deal (GA)
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Doolittle
Drake
Dreier
Duncan
Ehlers
Emerson
English (PA)
Everett
Feeney
Ferguson
Flake
Foley
Forbes
Fortenberry
Fossella
Foxx
Franks (AZ)
Frelinghuysen
Gallegly
Garrett (NJ)
Gibbons
Gilchrest
Gillmor
Gingrey
Gohmert
Goode
Goodlatte
Granger
Graves
Green (WI)
Gutknecht
Hall
Harris
Hart
Hastings (WA)
Hayworth
Hefley
Hensarling
Herger
Hobson
Hoekstra
Hostettler
Hulshof
Hunter
Hyde
Inglis (SC)
Issa
Istook
Jenkins
Jindal
Johnson (CT)
Johnson (IL)
Jones (NC)
Keller
Kelly
Kennedy (MN)
King (IA)
King (NY)
Kingston
Kirk
Kline
Knollenberg
Kolbe
Kuhl (NY)
LaHood
Latham
LaTourette
Leach
Lewis (CA)
Linder
LoBiondo
Lucas
Lungren, Daniel E.
Mack
Manzullo
Marchant
McCaul (TX)
McCotter
McCrery
McHugh
McKeon
McMorris
Mica
Miller (FL)
Miller (MI)
Miller, Gary
Moran (KS)
Murphy
Musgrave
Myrick
Neugebauer
Ney
Northup
Norwood
Nunes
Nussle
Osborne
Otter
Oxley
Paul
Pearce
Pence
Peterson (PA)
Petri
Pickering
Pitts
Platts
Poe
Pombo
Porter
Price (GA)
Pryce (OH)
Putnam
Radanovich
Ramstad
Regula
Rehberg
Reichert
Renzi
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Ros-Lehtinen
Royce
Ryan (WI)
Ryun (KS)
Saxton
Schmidt
Schwarz (MI)
Sensenbrenner
Sessions
Shadegg
Shaw
Shimkus
Shuster
Simmons
Simpson
Smith (NJ)
Smith (TX)
Sodrel
Souder
Stearns
Sullivan
Sweeney
Tancredo
Taylor (NC)
Terry
Thomas
Thornberry
Tiahrt
Tiberi
Turner
Upton
Walden (OR)
Walsh
Wamp
Weldon (FL)
Weldon (PA)
Weller
Westmoreland
Whitfield
Wicker
Wilson (NM)
Wilson (SC)
Wolf
Young (AK)
Young (FL)

NAYS—197

Abercrombie
Ackerman
Allen
Andrews
Baca
Baird
Baldwin
Barrow
Bean
Becerra
Berkley
Berman
Berry
Bishop (GA)
Bishop (NY)
Blumenauer
Boren
Boswell
Boucher
Boyd
Brady (PA)
Brown (OH)
Brown, Corrine
Butterfield
Capps
Capuano
Cardoza
Carnahan
Carson
Case
Chandler
Clay
Cleaver
Clyburn
Conyers
Cooper
Costa
Costello
Cramer
Crowley
Cuellar
Cummings
Davis (AL)
Davis (CA)
Davis (FL)
Davis (IL)
Davis (TN)
DeFazio
DeGette
Delahunt
DeLauro
Dicks
Dingell
Doggett
Doyle
Edwards
Emanuel
Engel
Eshoo
Etheridge
Farr
Fattah
Filner
Frank (MA)
Gonzalez
Gordon
Green, Al
Green, Gene
Grijalva
Gutierrez
Harman
Hastings (FL)
Herseth
Higgins
Hinchey
Hinojosa
Holt
Honda
Hooley
Hoyer
Inslee

Israel	Millender-McDonald	Schakowsky
Jackson (IL)	Miller (NC)	Schiff
Jackson-Lee (TX)	Miller, George	Schwartz (PA)
Jefferson	Mollohan	Scott (GA)
Johnson, E. B.	Moore (KS)	Scott (VA)
Jones (OH)	Moore (WI)	Serrano
Kaptur	Moran (VA)	Shays
Kennedy (RI)	Murtha	Sherman
Kildee	Nadler	Skelton
Kilpatrick (MI)	Napolitano	Slaughter
Kind	Neal (MA)	Smith (WA)
Kucinich	Oberstar	Snyder
Langevin	Obey	Solis
Lantos	Olver	Spratt
Larsen (WA)	Ortiz	Stark
Larson (CT)	Owens	Strickland
Lee	Pallone	Stupak
Levin	Pascrell	Tanner
Lewis (GA)	Pastor	Tauscher
Lipinski	Payne	Taylor (MS)
Lofgren, Zoe	Pelosi	Thompson (CA)
Lowey	Peterson (MN)	Thompson (MS)
Lynch	Pomeroy	Tierney
Maloney	Price (NC)	Towns
Markey	Rahall	Udall (CO)
Matheson	Rangel	Udall (NM)
Matsui	Reyes	Van Hollen
McCarthy	Ross	Velázquez
McCollum (MN)	Rothman	Visclosky
McDermott	Roybal-Allard	Wasserman Schultz
McGovern	Ruppersberger	Waters
McIntyre	Rush	Watson
McKinney	Ryan (OH)	Watt
McNulty	Sabo	Waxman
Meehan	Salazar	Weiner
Meek (FL)	Sánchez, Linda T.	Wexler
Meeks (NY)	Sanchez, Loretta	Woolsey
Melancon	Sanders	Wu
Michaud		Wynn

NOT VOTING—15

Bishop (UT)	Ford	Kanjorski
Cannon	Gerlach	Lewis (KY)
Cardin	Hayes	Marshall
Evans	Holden	McHenry
Fitzpatrick (PA)	Johnson, Sam	Sherwood

So the concurrent resolution was agreed to.

A motion to reconsider the vote whereby said concurrent resolution was agreed to was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said concurrent resolution.

¶64.20 CLERK TO CORRECT ENGROSSMENT

On motion of Mr. WOLF, by unanimous consent,

Ordered, That in the engrossment of the bill (H.R. 5672) making appropriations for Science, the Departments of State, Justice, and Commerce, and related agencies for the fiscal year ending September 30, 2007, and for other purposes, the Clerk be authorized to make technical corrections and conforming changes to the bill.

¶64.21 COMMUNICATION REGARDING SUBPOENA

The SPEAKER pro tempore, Mr. SIMMONS, laid before the House the following communication from Matthew Parker, District Director, office of the Honorable Bob Ney:

JUNE 28, 2006.

Hon. DENNIS HASTERT,
Speaker,
House of Representatives, Washington, DC.

DEAR MR. SPEAKER: This is to notify you formally, pursuant to Rule VIII of the Rules of the House of Representatives, that I have been served with a grand jury subpoena for documents and testimony issued by the U.S. District Court for the District of Columbia.

After consultation with the Office of General Counsel, I have determined that compliance with the subpoena is consistent with the precedents and privileges of the House.

Sincerely,

MATTHEW PARKER,
District Director.

¶64.22 DEEP OCEAN ENERGY SOURCES

The SPEAKER pro tempore, Mr. SIMMONS, pursuant to House Resolution 897 and rule XVIII, declared the House resolved into the Committee of the Whole House on the state of the Union for the consideration of the bill (H.R. 4761) to provide for exploration, development, and production activities for mineral resources on the outer Continental Shelf, and for other purposes.

The SPEAKER pro tempore, Mr. SIMMONS, by unanimous consent, designated Mr. SIMPSON as Chairman of the Committee of the Whole; and after some time spent therein,

The SPEAKER pro tempore, Mr. BONNER, assumed the Chair.

When Mr. LAHOOD, Acting Chairman, reported that the Committee, having had under consideration said bill, had come to no resolution thereon.

¶64.23 CONDEMNING DISCLOSURE AND PUBLICATION OF CLASSIFIED INFORMATION

Mr. OXLEY, pursuant to House Resolution 896, called up the following resolution (H. Res. 895):

Whereas the United States is currently engaged in a global war on terrorism to prevent future attacks against American civilian and military interests at home and abroad;

Whereas intelligence programs are essential to gathering critical information necessary for identifying, disrupting, and capturing terrorists before they carry out further attacks;

Whereas there is a national security imperative for maintaining the secrecy of our intelligence capabilities from our potential enemies;

Whereas effective intelligence depends on cooperation with foreign governments and individuals who trust the United States to protect their confidences;

Whereas the Commission on the Intelligence Capabilities of the United States Regarding Weapons of Mass Destruction found that ''the scope of damage done to our collection capabilities from media disclosures of classified information is well documented. Hundreds of serious press leaks have significantly impaired U.S. capabilities against our hardest targets'';

Whereas the unauthorized disclosure of sensitive intelligence information inflicts significant damage to United States activities in the global war on terrorism by assisting terrorists in developing countermeasures to evade United States intelligence capabilities, costs the United States taxpayers hundreds of millions of dollars in lost capabilities, and ultimately endangers American lives;

Whereas the 1998 disclosure of classified information regarding efforts to monitor the communications of Usama bin Laden eliminated a valuable source of intelligence information on al Qaeda's activities, an example of the significant damage caused by unauthorized disclosures;

Whereas following the September 11, 2001 terrorist attacks, Congress passed the USA PATRIOT ACT, which included anti-terrorist financing provisions that bolster Federal Government and law enforcement capabilities to find and disrupt the financiers of terrorist organizations;

Whereas following the September 11, 2001 terrorist attacks, the President, with the support of Congress, directed the Federal Government to use all appropriate measures to identify, track, and pursue not only those persons who commit terrorist acts here and abroad, but also those who provide financial or other support for terrorist activity;

Whereas consistent with this directive, the United States Government initiated a lawfully classified Terrorist Finance Tracking Program and the Secretary of the Treasury issued lawful subpoenas to gather information on suspected international terrorists through bank transaction information;

Whereas under the Terrorist Finance Tracking Program, the United States Government only reviews information as part of specific terrorism investigations and based on intelligence that leads to targeted searches, such as searches of a specific individual or entity;

Whereas the Terrorist Finance Tracking Program is firmly rooted in sound legal authority based on Executive Orders and statutory mandates, including the International Emergency Economic Powers Act of 1977 and the United Nations Participation Act;

Whereas the Terrorist Finance Tracking Program consists of the appropriate and limited use of transaction information while maintaining respect for individual privacy;

Whereas the Terrorist Finance Tracking Program has rigorous safeguards and protocols to protect privacy in that record searches must identify a terrorism-related basis, and regular, independent audits of the program have confirmed that the United States Government has consistently observed the established safeguards and protocols;

Whereas appropriate Members of Congress, including the members of the Committees on Intelligence of the Senate and House of Representatives, have been briefed on the Terrorist Finance Tracking Program and have conducted oversight of the Program;

Whereas the Terrorist Finance Tracking Program has successfully provided vital intelligence in support of the global war on terrorism, including information leading to the capture of Hambali, the Operations Chief of Jemaah Islamiyah, an al Qaeda affiliate, who masterminded the 2002 nightclub bombing in Indonesia that killed over 200 people;

Whereas the Terrorist Finance Tracking Program has helped authorities uncover terrorist financiers worldwide and find Uzair Paracha, an al Qaeda money launderer operating in the United States;

Whereas Congress has authorized the Secretary of the Treasury to explore the implementation of systems to review all cross-border wire transactions;

Whereas the bipartisan 9/11 Commission recommended that ''Vigorous efforts to track terrorist financing must remain front and center in U.S. counterterrorism efforts'';

Whereas persons in positions of trust and responsibility granted access to highly sensitive intelligence programs violated their solemn obligations not to disclose classified information and made unauthorized disclosures regarding the program;

Whereas at some point before June 23, 2006, classified information regarding the Terrorist Finance Tracking Program was illegally and improperly disclosed to members of the news media;

Whereas beginning on June 23, 2006, certain media organizations knowingly published details about a classified program that the United States Government had legally and with appropriate safeguards used to track the financing of terrorism, including specific intelligence gathering methods;

Whereas the Administration, Members of Congress, and the bipartisan chairmen of the 9/11 Commission requested that media organizations not disclose details of the Terrorist Finance Tracking Program so that terrorists would not shift their financing to channels in the international financial system that are less easily observed by intelligence agencies;

Whereas the disclosure of the Terrorist Finance Tracking Program has unnecessarily complicated efforts by the United States Government to prosecute the war on terror and may have placed the lives of Americans in danger both at home and in many regions of the world, including active-duty armed forces in Iraq and Afghanistan;

Whereas persons who have access to classified information, or who have classified information passed onto them, have a responsibility to the people of the United States not to endanger the populace through their exercise of the right to freedom of speech; and

Whereas Federal statutes criminalize the unauthorized disclosure and publication of sensitive intelligence information, regardless of the source: Now, therefore, be it

Resolved, That the House of Representatives—

(1) supports efforts to identify, track, and pursue suspected foreign terrorists and their financial supporters by tracking terrorist money flows and uncovering terrorist networks here and abroad, including through the use of the Terrorist Finance Tracking Program;

(2) finds that the Terrorist Finance Tracking Program has been conducted in accordance with all applicable laws, regulations, and Executive Orders, that appropriate safeguards and reviews have been instituted to protect individual civil liberties, and that Congress has been appropriately informed and consulted for the duration of the Program and will continue its oversight of the Program;

(3) condemns the unauthorized disclosure of classified information by those persons responsible and expresses concern that the disclosure may endanger the lives of American citizens, including members of the Armed Forces, as well as individuals and organizations that support United States efforts; and

(4) expects the cooperation of all news media organizations in protecting the lives of Americans and the capability of the government to identify, disrupt, and capture terrorists by not disclosing classified intelligence programs such as the Terrorist Finance Tracking Program.

When said resolution and preamble were considered.

After debate,

Pursuant to House Resolution 896, the previous question was ordered on the resolution and preamble.

The question being put, viva voce,

Will the House agree to said resolution and preamble?

The SPEAKER pro tempore, Mr. LAHOOD, announced that the yeas had it.

Mr. OXLEY demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mr. LAHOOD, pursuant to clause 8, rule XX, announced that further proceedings on the question was postponed.

¶64.24 DEEP OCEAN ENERGY SOURCES

The SPEAKER pro tempore, Mr. LAHOOD, pursuant to House Resolution 897 and rule XVIII, declared the House resolved into the Committee of the Whole House on the state of the Union for the further consideration of the bill (H.R. 4761) to provide for exploration, development, and production activities for mineral resources on the outer Continental Shelf, and for other purposes.

Mr. GINGREY, Acting Chairman, assumed the chair; and after some time spent therein,

¶64.25 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment numbered 4, printed in House Report 109-540, submitted by Mr. MARKEY:

Strike section 2 (page 2, beginning at line 6) and all that follows through the quoted subsection (r) in section 6(4) (through page 11, line 25), and insert the following:

SEC. 2. ROYALTY SUSPENSION AUTHORITY AND IMPOSITION OF CONSERVATION OF RESOURCES FEES.

Section 8 of the Outer Continental Shelf Lands Act (43 U.S.C. 1337) is amended by adding at the end the following new subsections:

At the end of section 6(3) (page 10, line 13), strike the period after the closed quotation marks and insert ''; and''.

In section 6(4), strike the quoted subsections (s) and (t) (page 12, beginning at line 1).

At the end of section 6(4) (page 13, line 22) strike the semicolon and insert a period.

Strike section 6(5) (page 13, beginning at line 23) and all that follows through the end of the bill.

It was decided in the negative ..... { Yeas ..... 170 / Nays 249

¶64.26 [Roll No. 354]

AYES—170

Ackerman
Allen
Andrews
Baca
Baird
Baldwin
Bass
Bean
Becerra
Berkley
Berman
Bishop (NY)
Blumenauer
Boehlert
Bradley (NH)
Brown (OH)
Brown, Corrine
Butterfield
Capps
Capuano
Cardin
Cardoza
Carnahan
Carson
Case
Castle
Chandler
Clay
Cleaver
Clyburn
Conyers
Costello
Crowley
Cummings
Davis (CA)
Davis (FL)
Davis (IL)
DeGette
Delahunt
DeLauro
Dingell
Doggett
Emanuel
Engel
Eshoo
Etheridge
Farr
Fattah
Ferguson
Filner
Foley
Frank (MA)
Frelinghuysen
Gilchrest
Gordon
Grijalva
Gutierrez
Harman
Hastings (FL)
Higgins
Hinchey
Holt
Honda
Hooley
Hoyer
Inslee
Israel
Jackson (IL)
Johnson (CT)
Johnson (IL)
Jones (OH)
Kaptur
Kelly
Kennedy (RI)
Kildee
Kilpatrick (MI)
Kirk
Kucinich
Langevin
Lantos
Larsen (WA)
Larson (CT)
Leach
Lee
Levin
Lewis (GA)
Lipinski
LoBiondo
Lofgren, Zoe
Lowey
Lynch
Maloney
Markey
Matsui
McCarthy
McCollum (MN)
McDermott
McGovern
McIntyre
McKinney
McNulty
Meehan
Meek (FL)
Michaud
Millender-McDonald
Miller (NC)
Miller, George
Moore (KS)
Moore (WI)
Moran (VA)
Nadler
Napolitano
Neal (MA)
Obey
Olver
Owens
Pallone
Pascrell
Pastor
Payne
Petri
Price (NC)
Rahall
Ramstad
Rangel
Rothman
Roybal-Allard
Ruppersberger
Ryan (OH)
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Saxton
Schakowsky
Schiff
Schwartz (PA)
Scott (GA)
Scott (VA)
Serrano
Shaw
Shays
Sherman
Simmons
Slaughter
Smith (NJ)
Snyder
Solis
Spratt
Stark
Stupak
Tauscher
Thompson (CA)
Tierney
Towns
Udall (CO)
Udall (NM)
Van Hollen
Velázquez
Visclosky
Wasserman Schultz
Waters
Watson
Watt
Waxman
Weiner
Weldon (PA)
Wexler
Woolsey
Wu
Wynn

NOES—249

Abercrombie
Aderholt
Akin
Alexander
Bachus
Baker
Barrett (SC)
Barrow
Bartlett (MD)
Barton (TX)
Beauprez
Berry
Biggert
Bilbray
Bilirakis
Bishop (GA)
Blackburn
Blunt
Boehner
Bonilla
Bonner
Bono
Boozman
Boren
Boswell
Boucher
Boustany
Boyd
Brady (PA)
Brady (TX)
Brown (SC)
Brown-Waite, Ginny
Burgess
Burton (IN)
Buyer
Calvert
Camp (MI)
Campbell (CA)
Cantor
Capito
Carter
Chabot
Chocola
Coble
Cole (OK)
Conaway
Cooper
Costa
Cramer
Crenshaw
Cubin
Cuellar
Culberson
Davis (AL)
Davis (KY)
Davis (TN)
Davis, Jo Ann
Davis, Tom
Deal (GA)
DeFazio
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Doolittle
Doyle
Drake
Dreier
Duncan
Edwards
Ehlers
Emerson
English (PA)
Everett
Feeney
Flake
Forbes
Fortenberry
Fossella
Foxx
Franks (AZ)
Gallegly
Garrett (NJ)
Gibbons
Gillmor
Gingrey
Gohmert
Gonzalez
Goode
Goodlatte
Granger
Graves
Green (WI)
Green, Al
Green, Gene
Gutknecht
Hall
Harris
Hart
Hastings (WA)
Hayes
Hayworth
Hefley
Hensarling
Herger
Herseth
Hinojosa
Hobson
Hoekstra
Holden
Hostettler
Hulshof
Hunter
Hyde
Inglis (SC)
Issa
Istook
Jackson-Lee (TX)
Jefferson
Jenkins
Jindal
Johnson, E. B.
Jones (NC)
Keller
Kennedy (MN)
Kind
King (IA)
King (NY)
Kingston
Kline
Knollenberg
Kolbe
Kuhl (NY)
LaHood
Latham
LaTourette
Lewis (CA)
Lewis (KY)
Linder
Lucas
Lungren, Daniel E.
Mack
Manzullo
Marchant
Matheson
McCaul (TX)
McCotter
McCrery
McHugh
McKeon
McMorris
Meeks (NY)
Melancon
Mica
Miller (FL)
Miller (MI)
Miller, Gary
Mollohan
Moran (KS)
Murphy
Murtha
Musgrave
Myrick
Neugebauer
Ney
Northup
Norwood
Nunes
Nussle
Oberstar
Ortiz
Osborne
Otter
Oxley
Paul
Pearce
Pence
Peterson (MN)
Peterson (PA)
Pickering
Pitts
Platts
Poe
Pombo
Pomeroy
Porter
Price (GA)
Pryce (OH)
Putnam
Radanovich
Regula
Rehberg
Reichert
Renzi
Reyes
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Ros-Lehtinen
Ross
Royce
Rush
Ryan (WI)
Ryun (KS)
Sabo
Salazar
Schmidt
Schwarz (MI)
Sensenbrenner
Sessions
Shadegg
Shimkus
Shuster
Simpson
Skelton
Smith (TX)
Smith (WA)
Sodrel
Souder
Stearns
Strickland
Sullivan
Sweeney
Tancredo
Tanner
Taylor (MS)
Taylor (NC)
Terry
Thomas
Thompson (MS)
Thornberry
Tiahrt
Tiberi
Turner
Upton
Walden (OR)
Walsh
Wamp
Weldon (FL)
Weller
Westmoreland
Whitfield
Wicker
Wilson (NM)
Wilson (SC)
Wolf
Young (AK)
Young (FL)

NOT VOTING—13

Bishop (UT)
Cannon
Dicks
Evans
Fitzpatrick (PA)
Ford
Gerlach
Johnson, Sam
Kanjorski
Marshall
McHenry
Pelosi
Sherwood

So the amendment was not agreed to.

¶64.27 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment numbered 5, printed in House Report 109-540, submitted by Mr. BILIRAKIS:

In section 9(2), in the quoted subsection (g)(1)(A), strike ''50 miles'' each place it appears (page 38, lines 9 and 19) and insert ''125 miles'' .

In section 9(2), in the quoted subsection (g)(1), strike subparagraph (B) (page 39, beginning at line 6).

Page 40, lines 17 and 18, strike ''100'' each place it appears and insert ''125''.

In section 9(2), strike the quoted subsection (h) (page 46, beginning at line 7).

In section 9(2), in the quoted subsection (i) (page 48, beginning at line 7)—

(1) strike ''or (h), or both,'';

(2) strike ''(1)''; and

(3) strike '', and (2)'' and all that follows through the end of the sentence and insert a period.

It was decided in the negative ..... { Yeas ..... 65 / Nays 353

¶64.28 [Roll No. 355]

AYES—65

Barrow
Bartlett (MD)
Bass
Berkley
Berman
Berry
Bilirakis
Bono
Boyd
Bradley (NH)
Brown-Waite, Ginny
Butterfield
Campbell (CA)
Cardoza
Conyers
Crenshaw
Crowley
Davis (FL)
DeFazio
Delahunt
Diaz-Balart, L.
Diaz-Balart, M.
Doyle
Ehlers
Feeney
Foley
Fossella
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Mack
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McKinney
Miller (FL)
Obey
Pastor
Petri
Putnam
Ros-Lehtinen
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Smith (WA)
Snyder
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Fortenberry
Foxx
Frank (MA)
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Gallegly
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Hostettler
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Hyde
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Payne
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Pelosi
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Regula
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Shuster
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Skelton
Slaughter
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Tancredo
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Carson
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Fitzpatrick (PA)
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Sherwood

So the amendment was not agreed to.

The SPEAKER pro tempore, Mr. SIMPSON, assumed the Chair.

When Mr. GINGREY, Acting Chairman, pursuant to House Resolution 897, reported the bill back to the House with an amendment adopted by the Committee.

The previous question having been ordered by said resolution.

The following amendment, reported from the Committee of the Whole House on the state of the Union, was agreed to:

Strike out all after the enacting clause and insert:

SECTION 1. SHORT TITLE.

This Act may be cited as the ''Deep Ocean Energy Resources Act of 2006''.

SEC. 2. POLICY.

It is the policy of the United States that—

(1) the United States is blessed with abundant energy resources on the outer Continental Shelf and has developed a comprehensive framework of environmental laws and regulations and fostered the development of state-of-the-art technology that allows for the responsible development of these resources for the benefit of its citizenry;

(2) adjacent States are required by the circumstances to commit significant resources in support of exploration, development, and production activities for mineral resources on the outer Continental Shelf, and it is fair and proper for a portion of the receipts from such activities to be shared with Adjacent States and their local coastal governments;

(3) the existing laws governing the leasing and production of the mineral resources of the outer Continental Shelf have reduced the production of mineral resources, have preempted Adjacent States from being sufficiently involved in the decisions regarding the allowance of mineral resource development, and have been harmful to the national interest;

(4) the national interest is served by granting the Adjacent States more options related to whether or not mineral leasing should occur in the outer Continental Shelf within their Adjacent Zones;

(5) it is not reasonably foreseeable that exploration of a leased tract located more than 25 miles seaward of the coastline, development and production of a natural gas discovery located more than 25 miles seaward of the coastline, or development and production of an oil discovery located more than 50 miles seaward of the coastline will adversely affect resources near the coastline;

(6) transportation of oil from a leased tract might reasonably be foreseen, under limited circumstances, to have the potential to adversely affect resources near the coastline if the oil is within 50 miles of the coastline, but such potential to adversely affect such resources is likely no greater, and probably less, than the potential impacts from tanker transportation because tanker spills usually involve large releases of oil over a brief period of time; and

(7) among other bodies of inland waters, the Great Lakes, Long Island Sound, Delaware Bay, Chesapeake Bay, Albemarle Sound, San Francisco Bay, and Puget Sound are not part of the outer Continental Shelf, and are not subject to leasing by the Federal Government for the exploration, development, and production of any mineral resources that might lie beneath them.

SEC. 3. DEFINITIONS UNDER THE OUTER CONTINENTAL SHELF LANDS ACT.

Section 2 of the Outer Continental Shelf Lands Act (43 U.S.C. 1331) is amended—

(1) by amending paragraph (f) to read as follows:

''(f) The term 'affected State' means the Adjacent State.'';

(2) by striking the semicolon at the end of each of paragraphs (a) through (o) and inserting a period;

(3) by striking ''; and'' at the end of paragraph (p) and inserting a period;

(4) by adding at the end the following:

''(r) The term 'Adjacent State' means, with respect to any program, plan, lease sale, leased tract or other activity, proposed, conducted, or approved pursuant to the provisions of this Act, any State the laws of which are declared, pursuant to section 4(a)(2), to be the law of the United States for the portion of the outer Continental Shelf on which such program, plan, lease sale, leased tract or activity appertains or is, or is proposed to be, conducted. For purposes of this paragraph, the term 'State' includes Puerto Rico and the other Territories of the United States.

''(s) The term 'Adjacent Zone' means, with respect to any program, plan, lease sale, leased tract, or other activity, proposed, conducted, or approved pursuant to the provisions of this Act, the portion of the outer Continental Shelf for which the laws of a particular Adjacent State are declared, pursuant to section 4(a)(2), to be the law of the United States.

''(t) The term 'miles' means statute miles.

''(u) The term 'coastline' has the same meaning as the term 'coast line' as defined in section 2(c) of the Submerged Lands Act (43 U.S.C. 1301(c)).

''(v) The term 'Neighboring State' means a coastal State having a common boundary at the coastline with the Adjacent State.''; and

(5) in paragraph (a), by inserting after ''control'' the following: ''or lying within the United States exclusive economic zone adjacent to the Territories of the United States''.

SEC. 4. DETERMINATION OF ADJACENT ZONES AND PLANNING AREAS.

Section 4(a)(2)(A) of the Outer Continental Shelf Lands Act (43 U.S.C. 1333(a)(2)(A)) is amended in the first sentence by striking '', and the President'' and all that follows through the end of the sentence and inserting the following: ''. The lines extending seaward and defining each State's Adjacent Zone, and each OCS Planning Area, are as indicated on the maps for each outer Continental Shelf region entitled 'Alaska OCS Region State Adjacent Zone and OCS Planning Areas', 'Pacific OCS Region State Adjacent Zones and OCS Planning Areas', 'Gulf of Mexico OCS Region State Adjacent Zones and OCS Planning Areas', and 'Atlantic OCS Region State Adjacent Zones and OCS Planning Areas', all of which are dated September 2005 and on file in the Office of the Director, Minerals Management Service.''.

SEC. 5. ADMINISTRATION OF LEASING.

Section 5 of the Outer Continental Shelf Lands Act (43 U.S.C. 1334) is amended by adding at the end the following:

''(k) VOLUNTARY PARTIAL RELINQUISHMENT OF A LEASE.—Any lessee of a producing lease may relinquish to the Secretary any portion of a lease that the lessee has no interest in producing and that the Secretary finds is geologically prospective. In return for any such relinquishment, the Secretary shall provide to the lessee a royalty incentive for the portion of the lease retained by the lessee, in accordance with regulations promulgated by the Secretary to carry out this subsection. The Secretary shall publish final regulations implementing this subsection within 365 days after the date of the enactment of the Deep Ocean Energy Resources Act of 2006.

''(l) NATURAL GAS LEASE REGULATIONS.—Not later than July 1, 2007, the Secretary shall publish a final regulation that shall—

''(1) establish procedures for entering into natural gas leases;

''(2) ensure that natural gas leases are only available for tracts on the outer Continental Shelf that are wholly within 100 miles of the coastline within an area withdrawn from disposition by leasing on the day after the date of enactment of the Deep Ocean Energy Resources Act of 2006;

''(3) provide that natural gas leases shall contain the same rights and obligations established for oil and gas leases, except as otherwise provided in the Deep Ocean Energy Resources Act of 2006;

''(4) provide that, in reviewing the adequacy of bids for natural gas leases, the value of any crude oil estimated to be contained within any tract shall be excluded;

''(5) provide that any crude oil produced from a well and reinjected into the leased tract shall not be subject to payment of royalty, and that the Secretary shall consider, in setting the royalty rates for a natural gas lease, the additional cost to the lessee of not producing any crude oil; and

''(6) provide that any Federal law that applies to an oil and gas lease on the outer Continental Shelf shall apply to a natural gas lease unless otherwise clearly inapplicable.''.

SEC. 6. GRANT OF LEASES BY SECRETARY.

Section 8 of the Outer Continental Shelf Lands Act (43 U.S.C. 1337) is amended—

(1) in subsection (a)(1) by inserting after the first sentence the following: ''Further, the Secretary may grant natural gas leases in a manner similar to the granting of oil and gas leases and under the various bidding systems available for oil and gas leases.'';

(2) by adding at the end of subsection (b) the following:

''The Secretary may issue more than one lease for a given tract if each lease applies to a separate and distinct range of vertical depths, horizontal surface area, or a combination of the two. The Secretary may issue regulations that the Secretary determines are necessary to manage such leases consistent with the purposes of this Act.'';

(3) by amending subsection (p)(2)(B) to read as follows:

''(B) The Secretary shall provide for the payment to coastal states, and their local coastal governments, of 75 percent of Federal receipts from projects authorized under this section located partially or completely within the area extending seaward of State submerged lands out to 4 marine leagues from the coastline, and the payment to coastal states of 50 percent of the receipts from projects completely located in the area more than 4 marine leagues from the coastline. Payments shall be based on a formula established by the Secretary by rulemaking no later than 180 days after the date of the enactment of the Deep Ocean Energy Resources Act of 2006 that provides for equitable distribution, based on proximity to the project, among coastal states that have coastline that is located within 200 miles of the geographic center of the project.''.

(4) by adding at the end the following:

''(q) NATURAL GAS LEASES.—

''(1) RIGHT TO PRODUCE NATURAL GAS.—A lessee of a natural gas lease shall have the right to produce the natural gas from a field on a natural gas leased tract if the Secretary estimates that the discovered field has at least 40 percent of the economically recoverable Btu content of the field contained within natural gas and such natural gas is economical to produce.

''(2) CRUDE OIL.—A lessee of a natural gas lease may not produce crude oil from the lease.

''(3) ESTIMATES OF BTU CONTENT.—The Secretary shall make estimates of the natural gas Btu content of discovered fields on a natural gas lease only after the completion of at least one exploration well, the data from which has been tied to the results of a three-dimensional seismic survey of the field. The Secretary may not require the lessee to further delineate any discovered field prior to making such estimates.

''(4) DEFINITION OF NATURAL GAS.—For purposes of a natural gas lease, natural gas means natural gas and all substances produced in association with gas, including, but not limited to, hydrocarbon liquids (other than crude oil) that are obtained by the condensation of hydrocarbon vapors and separate out in liquid form from the produced gas stream.

''(r) REMOVAL OF RESTRICTIONS ON JOINT BIDDING IN CERTAIN AREAS OF THE OUTER CONTINENTAL SHELF.—Restrictions on joint bidders shall no longer apply to tracts located in the Alaska OCS Region. Such restrictions shall not apply to tracts in other OCS regions determined to be 'frontier tracts' or otherwise 'high cost tracts' under final regulations that shall be published by the Secretary by not later than 365 days after the date of the enactment of the Deep Ocean Energy Resources Act of 2006.

''(s) ROYALTY SUSPENSION PROVISIONS.—The Secretary shall agree to a request by any lessee to amend any lease issued for Central and Western Gulf of Mexico tracts during the period of January 1, 1998, through December 31, 1999, to incorporate price thresholds applicable to royalty suspension provisions, or amend existing price thresholds, in the amount of $40.50 per barrel (2006 dollars) for oil and for natural gas of $6.75 per million Btu (2006 dollars). Any amended lease shall impose the new or revised price thresholds effective October 1, 2005. Existing lease provisions shall prevail through September 30, 2005. After the date of the enactment of the Deep Ocean Energy Resources Act of 2006, price thresholds shall apply to any royalty suspension volumes granted by the Secretary. Unless otherwise set by Secretary by regulation or for a particular lease sale, the price thresholds shall be $40.50 for oil (2006 dollars) and $6.75 for natural gas (2006 dollars).

''(t) CONSERVATION OF RESOURCES FEES.—

''(1) Not later than one year after the date of the enactment of the Deep Ocean Energy Resources Act of 2006, the Secretary by regulation shall establish a conservation of resources fee for producing leases that will apply to new and existing leases which shall be set at $9 per barrel for oil and $1.25 per million Btu for gas. This fee shall only apply to leases in production located in more than 200 meters of water for which royalties are not being paid when prices exceed $40.50 per barrel for oil and $6.75 per million Btu for natural gas in 2006, dollars. This fee shall apply to production from and after October 1, 2005, and shall be treated as offsetting receipts.

''(2) Not later than one year after the date of the enactment of the Deep Ocean Energy Resources Act of 2006, the Secretary by regulation shall establish a conservation of resources fee for nonproducing leases that will apply to new and existing leases which shall be set at $3.75 per acre per year. This fee shall apply from and after October 1, 2005, and shall be treated as offsetting receipts.'';

(5) by striking subsection (a)(3)(A) and redesignating the subsequent subparagraphs as subparagraphs (A) and (B), respectively;

(6) in subsection (a)(3)(A) (as so redesignated) by striking ''In the Western'' and all that follows through ''the Secretary'' the first place it appears and inserting ''The Secretary''; and

(7) effective October 1, 2006, in subsection (g)—

(A) by striking all after ''(g)'', except paragraph (3);

(B) by striking the last sentence of paragraph (3); and

(C) by striking ''(3)''.

SEC. 7. DISPOSITION OF RECEIPTS.

Section 9 of the Outer Continental Shelf Lands Act (43 U.S.C. 1338) is amended—

(1) by designating the existing text as subsection (a);

(2) in subsection (a) (as so designated) by inserting '', if not paid as otherwise provided in this title'' after ''receipts''; and

(3) by adding the following:

''(b) TREATMENT OF OCS RECEIPTS FROM TRACTS COMPLETELY WITHIN 100 MILES OF THE COASTLINE.—

''(1) DEPOSIT.—The Secretary shall deposit into a separate account in the Treasury the portion of OCS Receipts for each fiscal year that will be shared under paragraphs (2), (3), and (4).

''(2) PHASED-IN RECEIPTS SHARING.—

''(A) Beginning October 1, 2005, the Secretary shall share OCS Receipts derived from the following areas:

''(i) Lease tracts located on portions of the Gulf of Mexico OCS Region completely beyond 4 marine leagues from any coastline and completely within 100 miles of any coastline that are available for leasing under the 2002–2007 5-Year Oil and Gas Leasing Program in effect prior to the date of the enactment of the Deep Ocean Energy Resources Act of 2006.

''(ii) Lease tracts in production prior to October 1, 2005, completely beyond 4 marine leagues from any coastline and completely within 100 miles of any coastline located on portions of the OCS that were not available for leasing under the 2002–2007 5-Year OCS Oil and Gas Leasing Program in effect prior to the date of the enactment of the Deep Ocean Energy Resources Act of 2006.

''(iii) Lease tracts for which leases are issued prior to October 1, 2005, located in the Alaska OCS Region completely beyond 4 marine leagues from any coastline and completely within 100 miles of the coastline.

''(B) The Secretary shall share the following percentages of OCS Receipts from the leases described in subparagraph (A) derived during the fiscal year indicated:

''(i) For fiscal year 2006, 4.6 percent.

''(ii) For fiscal year 2007, 5.95 percent.

''(iii) For fiscal year 2008, 6.8 percent.

''(iv) For fiscal year 2009, 7.65 percent.

''(v) For fiscal year 2010, 10.20 percent.

''(vi) For fiscal year 2011, 12.75 percent.

''(vii) For fiscal year 2012, 15.30 percent.

''(viii) For fiscal year 2013, 17.85 percent.

''(ix) For fiscal year 2014, 20.40 percent.

''(x) For fiscal year 2015, 22.95 percent.

''(xi) For fiscal year 2016, 25.50 percent.

''(xii) For fiscal year 2017, 28.05 percent.

''(xiii) For fiscal year 2018, 30.60 percent.

''(xiv) For fiscal year 2019, 33.15 percent.

''(xv) For fiscal year 2020, 35.70 percent.

''(xvi) For fiscal year 2021, 38.25 percent.

''(xvii) For fiscal year 2022 and each subsequent fiscal year, 42.50 percent.

''(C) The provisions of this paragraph shall not apply to leases that could not have been issued but for section 5(k) of this Act or section 6(2) of the Deep Ocean Energy Resources Act of 2006.

''(3) IMMEDIATE RECEIPTS SHARING.—Beginning October 1, 2005, the Secretary shall share 42.50 percent of OCS Receipts derived from all leases located completely beyond 4 marine leagues from any coastline and completely within 100 miles of any coastline not included within the provisions of paragraph (2).

''(4) RECEIPTS SHARING FROM TRACTS WITHIN 4 MARINE LEAGUES OF ANY COASTLINE.—

''(A) AREAS DESCRIBED IN PARAGRAPH (2).—

''(i) Beginning October 1, 2005, and continuing through September 30, 2010, the Secretary shall share 25 percent of OCS Receipts derived from all leases located within 4 marine leagues from any coastline within areas described in paragraph (2). For each fiscal year after September 30, 2010, the Secretary shall increase the percent shared in 5 percent increments each fiscal year until the sharing rate for all leases located within 4 marine leagues from any coastline within areas described in paragraph (2) becomes 42.5 percent.

''(ii) During fiscal year 2016, the Secretary shall conduct an analysis of all of the areas described in paragraph (3) and subsection (c)(3) to determine the total of OCS Receipts derived from such areas during the period of fiscal year 2007 through fiscal year 2016. The Secretary shall subtract the amount of $4 billion from the total of such OCS Receipts. If the result is a positive number, the Secretary shall divide such positive number by $4 billion. The resulting quotient, not to exceed 0.5, shall then be multiplied times 25. The product of such multiplication shall be added to 42.5 and the sum shall be the percent that the Secretary shall share for fiscal year 2017 and all future years from OCS Receipts derived from all leases located within 4 marine leagues from any coastline within areas described in paragraph (2), unless increased by the provisions of (iii).

''(iii) Beginning October 1, 2017, the Secretary shall share, in addition to the share established by (i), as modified by (ii) if any, amounts determined as follows, with the total of the amounts shared under this paragraph not to exceed in any fiscal year an amount equal to 63.75 percent of total OCS Receipts derived from all leases located within 4 marine leagues from any coastline within areas described in paragraph (2)—25 percent of the total of OCS Receipts derived from areas described in paragraph (3) and subsection (c)(3) that exceed the following amounts for the fiscal year indicated: for fiscal year 2017 the amount of $900,000,000 and for each fiscal year thereafter add $100,000,000. Amounts added under this clause to be shared, if any, for any fiscal year shall be added to the sharing base for all subsequent years and shall be allocated among State Adjacent Zones on a basis proportional to the result from the calculation in clause (i).

''(B) AREAS NOT DESCRIBED IN PARAGRAPH (2).—Beginning October 1, 2005, the Secretary shall share 63.75 percent of OCS receipts derived from all leases located completely or partially within 4 marine leagues from any coastline within areas not described paragraph (2).

''(5) ALLOCATIONS.—The Secretary shall allocate the OCS Receipts deposited into the separate account established by paragraph (1) that are shared under paragraphs (2), (3), and (4) as follows:

''(A) BONUS BIDS.—Deposits derived from bonus bids from a leased tract, including interest thereon, shall be allocated at the end of each fiscal year to the Adjacent State.

''(B) ROYALTIES.—Deposits derived from royalties from a leased tract, including interest thereon, shall be allocated at the end of each fiscal year to the Adjacent State and any other producing State or States with a leased tract within its Adjacent Zone within 100 miles of its coastline that generated royalties during the fiscal year, if the other producing or States have a coastline point within 300 miles of any portion of the leased tract, in which case the amount allocated for the leased tract shall be—

''(i) one-third to the Adjacent State; and

''(ii) two-thirds to each producing State, including the Adjacent State, inversely proportional to the distance between the nearest point on the coastline of the producing State and the geographic center of the leased tract.

''(c) TREATMENT OF OCS RECEIPTS FROM TRACTS PARTIALLY OR COMPLETELY BEYOND 100 MILES OF THE COASTLINE.—

''(1) DEPOSIT.—The Secretary shall deposit into a separate account in the Treasury the portion of OCS Receipts for each fiscal year that will be shared under paragraphs (2) and (3).

''(2) PHASED-IN RECEIPTS SHARING.—

''(A) Beginning October 1, 2005, the Secretary shall share OCS Receipts derived from the following areas:

''(i) Lease tracts located on portions of the Gulf of Mexico OCS Region partially or completely beyond 100 miles of any coastline that were available for leasing under the 2002–2007 5-Year Oil and Gas Leasing Program in effect prior to the date of enactment of the Deep Ocean Energy Resources Act of 2006.

''(ii) Lease tracts in production prior to October 1, 2005, partially or completely beyond 100 miles of any coastline located on portions of the OCS that were not available for leasing under the 2002–2007 5-Year OCS Oil and Gas Leasing Program in effect prior to the date of enactment of the Deep Ocean Energy Resources Act of 2006.

''(iii) Lease tracts for which leases are issued prior to October 1, 2005, located in the Alaska OCS Region partially or completely beyond 100 miles of the coastline.

''(B) The Secretary shall share the following percentages of OCS Receipts from the leases described in subparagraph (A) derived during the fiscal year indicated:

''(i) For fiscal year 2006, 4.6 percent.

''(ii) For fiscal year 2007, 5.95 percent.

''(iii) For fiscal year 2008, 6.80 percent.

''(iv) For fiscal year 2009, 7.65 percent.

''(v) For fiscal year 2010, 10.20 percent.

''(vi) For fiscal year 2011, 12.75 percent.

''(vii) For fiscal year 2012, 15.30 percent.

''(viii) For fiscal year 2013, 17.85 percent.

''(ix) For fiscal year 2014, 20.40 percent.

''(x) For fiscal year 2015, 22.95 percent.

''(xi) For fiscal year 2016, 25.50 percent.

''(xii) For fiscal year 2017, 28.05 percent.

''(xiii) For fiscal year 2018, 30.60 percent.

''(xiv) For fiscal year 2019, 33.15 percent.

''(xv) For fiscal year 2020, 35.70 percent.

''(xvi) For fiscal year 2021, 38.25 percent.

''(xvii) For fiscal year 2022 and each subsequent fiscal year, 42.50 percent.

''(C) The provisions of this paragraph shall not apply to leases that could not have been issued but for section 5(k) of this Act or section 6(2) of the Deep Ocean Energy Resources Act of 2006.

''(3) IMMEDIATE RECEIPTS SHARING.—Beginning October 1, 2005, the Secretary shall share 42.5 percent of OCS Receipts derived on and after October 1, 2005, from all leases located partially or completely beyond 100 miles of any coastline not included within the provisions of paragraph (2), except that the Secretary shall only share 25 percent of such OCS Receipts derived from all such leases within a State's Adjacent Zone if no leasing is allowed within any portion of that State's Adjacent Zone located completely within 100 miles of any coastline.

''(4) ALLOCATIONS.—The Secretary shall allocate the OCS Receipts deposited into the separate account established by paragraph (1) that are shared under paragraphs (2) and (3) as follows:

''(A) BONUS BIDS.—Deposits derived from bonus bids from a leased tract, including interest thereon, shall be allocated at the end of each fiscal year to the Adjacent State.

''(B) ROYALTIES.—Deposits derived from royalties from a leased tract, including interest thereon, shall be allocated at the end of each fiscal year to the Adjacent State and any other producing State or States with a leased tract within its Adjacent Zone partially or completely beyond 100 miles of its coastline that generated royalties during the

fiscal year, if the other producing State or States have a coastline point within 300 miles of any portion of the leased tract, in which case the amount allocated for the leased tract shall be—

''(i) one-third to the Adjacent State; and

''(ii) two-thirds to each producing State, including the Adjacent State, inversely proportional to the distance between the nearest point on the coastline of the producing State and the geographic center of the leased tract.

''(d) TRANSMISSION OF ALLOCATIONS.—

''(1) IN GENERAL.—Not later than 90 days after the end of each fiscal year, the Secretary shall transmit—

''(A) to each State 60 percent of such State's allocations under subsections (b)(5)(A), (b)(5)(B), (c)(4)(A), and (c)(4)(B) for the immediate prior fiscal year;

''(B) to each coastal county-equivalent and municipal political subdivisions of such State a total of 40 percent of such State's allocations under subsections (b)(5)(A), (b)(5)(B), (c)(4)(A), and (c)(4)(B), together with all accrued interest thereon; and

''(C) the remaining allocations under subsections (b)(5) and (c)(4), together with all accrued interest thereon.

''(2) ALLOCATIONS TO COASTAL COUNTY-EQUIVALENT POLITICAL SUBDIVISIONS.—The Secretary shall make an initial allocation of the OCS Receipts to be shared under paragraph (1)(B) as follows:

''(A) 25 percent shall be allocated to coastal county-equivalent political subdivisions that are completely more than 25 miles landward of the coastline and at least a part of which lies not more than 75 miles landward from the coastline, with the allocation among such coastal county-equivalent political subdivisions based on population.

''(B) 75 percent shall be allocated to coastal county-equivalent political subdivisions that are completely or partially less than 25 miles landward of the coastline, with the allocation among such coastal county-equivalent political subdivisions to be further allocated as follows:

''(i) 25 percent shall be allocated based on the ratio of such coastal county-equivalent political subdivision's population to the coastal population of all coastal county-equivalent political subdivisions in the State.

''(ii) 25 percent shall be allocated based on the ratio of such coastal county-equivalent political subdivision's coastline miles to the coastline miles of all coastal county-equivalent political subdivisions in the State as calculated by the Secretary. In such calculations, coastal county-equivalent political subdivisions without a coastline shall be considered to have 50 percent of the average coastline miles of the coastal county-equivalent political subdivisions that do have coastlines.

''(iii) 25 percent shall be allocated to all coastal county-equivalent political subdivisions having a coastline point within 300 miles of the leased tract for which OCS Receipts are being shared based on a formula that allocates the funds based on such coastal county-equivalent political subdivision's relative distance from the leased tract.

''(iv) 25 percent shall be allocated to all coastal county-equivalent political subdivisions having a coastline point within 300 miles of the leased tract for which OCS Receipts are being shared based on the relative level of outer Continental Shelf oil and gas activities in a coastal political subdivision compared to the level of outer Continental Shelf activities in all coastal political subdivisions in the State. The Secretary shall define the term 'outer Continental Shelf oil and gas activities' for purposes of this subparagraph to include, but not be limited to, construction of vessels, drillships, and platforms involved in exploration, production, and development on the outer Continental Shelf; support and supply bases, ports, and related activities; offices of geologists, geophysicists, engineers, and other professionals involved in support of exploration, production, and development of oil and gas on the outer Continental Shelf; pipelines and other means of transporting oil and gas production from the outer Continental Shelf; and processing and refining of oil and gas production from the outer Continental Shelf. For purposes of this subparagraph, if a coastal county-equivalent political subdivision does not have a coastline, its coastal point shall be the point on the coastline closest to it.

''(3) ALLOCATIONS TO COASTAL MUNICIPAL POLITICAL SUBDIVISIONS.—The initial allocation to each coastal county-equivalent political subdivision under paragraph (2) shall be further allocated to the coastal county-equivalent political subdivision and any coastal municipal political subdivisions located partially or wholly within the boundaries of the coastal county-equivalent political subdivision as follows:

''(A) One-third shall be allocated to the coastal county-equivalent political subdivision.

''(B) Two-thirds shall be allocated on a per capita basis to the municipal political subdivisions and the county-equivalent political subdivision, with the allocation to the latter based upon its population not included within the boundaries of a municipal political subdivision.

''(e) INVESTMENT OF DEPOSITS.—Amounts deposited under this section shall be invested by the Secretary of the Treasury in securities backed by the full faith and credit of the United States having maturities suitable to the needs of the account in which they are deposited and yielding the highest reasonably available interest rates as determined by the Secretary of the Treasury.

''(f) USE OF FUNDS.—A recipient of funds under this section may use the funds for one or more of the following:

''(1) To reduce in-State college tuition at public institutions of higher learning and otherwise support public education, including career technical education.

''(2) To make transportation infrastructure improvements.

''(3) To reduce taxes.

''(4) To promote, fund, and provide for—

''(A) coastal or environmental restoration;

''(B) fish, wildlife, and marine life habitat enhancement;

''(C) waterways construction and maintenance;

''(D) levee construction and maintenance and shore protection; and

''(E) marine and oceanographic education and research.

''(5) To promote, fund, and provide for —

''(A) infrastructure associated with energy production activities conducted on the outer Continental Shelf;

''(B) energy demonstration projects;

''(C) supporting infrastructure for shore-based energy projects;

''(D) State geologic programs, including geologic mapping and data storage programs, and state geophysical data acquisition;

''(E) State seismic monitoring programs, including operation of monitoring stations;

''(F) development of oil and gas resources through enhanced recovery techniques;

''(G) alternative energy development, including bio fuels, coal-to-liquids, oil shale, tar sands, geothermal, geopressure, wind, waves, currents, hydro, and other renewable energy;

''(H) energy efficiency and conservation programs; and

''(I) front-end engineering and design for facilities that produce liquid fuels from hydrocarbons and other biological matter.

''(6) To promote, fund, and provide for—

''(A) historic preservation programs and projects;

''(B) natural disaster planning and response; and

''(C) hurricane and natural disaster insurance programs.

''(7) For any other purpose as determined by State law.

''(g) NO ACCOUNTING REQUIRED.—No recipient of funds under this section shall be required to account to the Federal Government for the expenditure of such funds, except as otherwise may be required by law. However, States may enact legislation providing for accounting for and auditing of such expenditures. Further, funds allocated under this section to States and political subdivisions may be used as matching funds for other Federal programs.

''(h) EFFECT OF FUTURE LAWS.—Enactment of any future Federal statute that has the effect, as determined by the Secretary, of restricting any Federal agency from spending appropriated funds, or otherwise preventing it from fulfilling its pre-existing responsibilities as of the date of enactment of the statute, unless such responsibilities have been reassigned to another Federal agency by the statute with no prevention of performance, to issue any permit or other approval impacting on the OCS oil and gas leasing program, or any lease issued thereunder, or to implement any provision of this Act shall automatically prohibit any sharing of OCS Receipts under this section directly with the States, and their coastal political subdivisions, for the duration of the restriction. The Secretary shall make the determination of the existence of such restricting effects within 30 days of a petition by any outer Continental Shelf lessee or producing State.

''(i) DEFINITIONS.—In this section:

''(1) COASTAL COUNTY-EQUIVALENT POLITICAL SUBDIVISION.—The term 'coastal county-equivalent political subdivision' means a political jurisdiction immediately below the level of State government, including a county, parish, borough in Alaska, independent municipality not part of a county, parish, or borough in Alaska, or other equivalent subdivision of a coastal State, that lies within the coastal zone.

''(2) COASTAL MUNICIPAL POLITICAL SUBDIVISION.—The term 'coastal municipal political subdivision' means a municipality located within and part of a county, parish, borough in Alaska, or other equivalent subdivision of a State, all or part of which coastal municipal political subdivision lies within the coastal zone.

''(3) COASTAL POPULATION.—The term 'coastal population' means the population of all coastal county-equivalent political subdivisions, as determined by the most recent official data of the Census Bureau.

''(4) COASTAL ZONE.—The term 'coastal zone' means that portion of a coastal State, including the entire territory of any coastal county-equivalent political subdivision at least a part of which lies, within 75 miles landward from the coastline, or a greater distance as determined by State law enacted to implement this section.

''(5) BONUS BIDS.—The term 'bonus bids' means all funds received by the Secretary to issue an outer Continental Shelf minerals lease.

''(6) ROYALTIES.—The term 'royalties' means all funds received by the Secretary from production of oil or natural gas, or the sale of production taken in-kind, from an outer Continental Shelf minerals lease.

''(7) PRODUCING STATE.—The term 'producing State' means an Adjacent State having an Adjacent Zone containing leased tracts from which OCS Receipts were derived.

''(8) OCS RECEIPTS.—The term 'OCS Receipts' means bonus bids, royalties, and conservation of resources fees.''.

SEC. 8. RESERVATION OF LANDS AND RIGHTS.

Section 12 of the Outer Continental Shelf Lands Act (43 U.S.C. 1341) is amended—

(1) in subsection (a) by adding at the end the following: ''The President may partially or completely revise or revoke any prior withdrawal made by the President under the authority of this section. The President may not revise or revoke a withdrawal that is extended by a State under subsection (h), nor may the President withdraw from leasing any area for which a State failed to prohibit, or petition to prohibit, leasing under subsection (g). Further, in the area of the outer Continental Shelf more than 100 miles from any coastline, not more than 25 percent of the acreage of any OCS Planning Area may be withdrawn from leasing under this section at any point in time. A withdrawal by the President may be for a term not to exceed 10 years. When considering potential uses of the outer Continental Shelf, to the maximum extent possible, the President shall accommodate competing interests and potential uses.'';

(2) by adding at the end the following:

''(g) AVAILABILITY FOR LEASING WITHIN CERTAIN AREAS OF THE OUTER CONTINENTAL SHELF.—

''(1) PROHIBITION AGAINST LEASING.—

''(A) UNAVAILABLE FOR LEASING WITHOUT STATE REQUEST.—Except as otherwise provided in this subsection, from and after enactment of the Deep Ocean Energy Resources Act of 2006, the Secretary shall not offer for leasing for oil and gas, or natural gas, any area within 50 miles of the coastline that was withdrawn from disposition by leasing in the Atlantic OCS Region or the Pacific OCS Region, or the Gulf of Mexico OCS Region Eastern Planning Area, as depicted on the maps referred to in this subparagraph, under the 'Memorandum on Withdrawal of Certain Areas of the United States Outer Continental Shelf from Leasing Disposition', 34 Weekly Comp. Pres. Doc. 1111, dated June 12, 1998, or any area within 50 miles of the coastline not withdrawn under that Memorandum that is included within the Gulf of Mexico OCS Region Eastern Planning Area as indicated on the map entitled 'Gulf of Mexico OCS Region State Adjacent Zones and OCS Planning Areas' or the Florida Straits Planning Area as indicated on the map entitled 'Atlantic OCS Region State Adjacent Zones and OCS Planning Areas', both of which are dated September 2005 and on file in the Office of the Director, Minerals Management Service.

''(B) AREAS BETWEEN 50 AND 100 MILES FROM THE COASTLINE.—Unless an Adjacent State petitions under subsection (h) within one year after the date of the enactment of the Deep Ocean Energy Resources Act of 2006 for natural gas leasing or by June 30, 2009, for oil and gas leasing, the Secretary shall offer for leasing any area more than 50 miles but less than 100 miles from the coastline that was withdrawn from disposition by leasing in the Atlantic OCS Region, the Pacific OCS Region, or the Gulf of Mexico OCS Region Eastern Planning Area, as depicted on the maps referred to in this subparagraph, under the 'Memorandum on Withdrawal of Certain Areas of the United States Outer Continental Shelf from Leasing Disposition', 34 Weekly Comp. Pres. Doc. 1111, dated June 12, 1998, or any area more than 50 miles but less than 100 miles of the coastline not withdrawn under that Memorandum that is included within the Gulf of Mexico OCS Region Eastern Planning Area as indicated on the map entitled 'Gulf of Mexico OCS Region State Adjacent Zones and OCS Planning Areas' or within the Florida Straits Planning Area as indicated on the map entitled 'Atlantic OCS Region State Adjacent Zones and OCS Planning Areas', both of which are dated September 2005 and on file in the Office of the Director, Minerals Management Service.

''(2) REVOCATION OF WITHDRAWAL.—The provisions of the 'Memorandum on Withdrawal of Certain Areas of the United States Outer Continental Shelf from Leasing Disposition', 34 Weekly Comp. Pres. Doc. 1111, dated June 12, 1998, are hereby revoked and are no longer in effect. The 2002–2007 5-Year Outer Continental Shelf Oil and Gas Leasing Program is hereby amended to include the areas added to the Gulf of Mexico OCS Region Central Planning Area by this Act to the extent that such areas were included within the original boundaries of proposed Lease Sale 181. The amendment to such leasing program includes a sale in such additional areas, which shall be held no later than April 30, 2007. The Final Environmental Impact Statement prepared for this area for Lease Sale 181 shall be deemed sufficient for all purposes for each lease sale in which such area is offered for lease during the 2002–2007 5-Year Outer Continental Shelf Oil and Gas Leasing Program without need for supplementation. Any tract only partially added to the Gulf of Mexico OCS Region Central Planning Area by this Act shall be eligible for leasing of the part of such tract that is included within the Gulf of Mexico OCS Region Central Planning Area, and the remainder of such tract that lies outside of the Gulf of Mexico OCS Region Central Planning Area may be developed and produced by the lessee of such partial tract using extended reach or similar drilling from a location on a leased area. Further, any area in the OCS withdrawn from leasing may be leased, and thereafter developed and produced by the lessee using extended reach or similar drilling from a location on a leased area located in an area available for leasing.

''(3) PETITION FOR LEASING.—

''(A) IN GENERAL.—The Governor of the State, upon concurrence of its legislature, may submit to the Secretary a petition requesting that the Secretary make available any area that is within the State's Adjacent Zone, included within the provisions of paragraph (1), and that (i) is greater than 25 miles from any point on the coastline of a Neighboring State for the conduct of offshore leasing, pre-leasing, and related activities with respect to natural gas leasing; or (ii) is greater than 50 miles from any point on the coastline of a Neighboring State for the conduct of offshore leasing, pre-leasing, and related activities with respect to oil and gas leasing. The Adjacent State may also petition for leasing any other area within its Adjacent Zone if leasing is allowed in the similar area of the Adjacent Zone of the applicable Neighboring State, or if not allowed, if the Neighboring State, acting through its Governor, expresses its concurrence with the petition. The Secretary shall only consider such a petition upon making a finding that leasing is allowed in the similar area of the Adjacent Zone of the applicable Neighboring State or upon receipt of the concurrence of the Neighboring State. The date of receipt by the Secretary of such concurrence by the Neighboring State shall constitute the date of receipt of the petition for that area for which the concurrence applies. Except for any area described in the last sentence of paragraph (2), a petition for leasing any part of the Alabama Adjacent Zone that is a part of the Gulf of Mexico Eastern Planning Area, as indicated on the map entitled 'Gulf of Mexico OCS Region State Adjacent Zones and OCS Planning Areas' which is dated September 2005 and on file in the Office of the Director, Minerals Management Service, shall require the concurrence of both Alabama and Florida.

''(B) LIMITATIONS ON LEASING.—In its petition, a State with an Adjacent Zone that contains leased tracts may condition new leasing for oil and gas, or natural gas for tracts within 25 miles of the coastline by—

''(i) requiring a net reduction in the number of production platforms;

''(ii) requiring a net increase in the average distance of production platforms from the coastline;

''(iii) limiting permanent surface occupancy on new leases to areas that are more than 10 miles from the coastline;

''(iv) limiting some tracts to being produced from shore or from platforms located on other tracts; or

''(v) other conditions that the Adjacent State may deem appropriate as long as the Secretary does not determine that production is made economically or technically impracticable or otherwise impossible.

''(C) ACTION BY SECRETARY.—Not later than 90 days after receipt of a petition under subparagraph (A), the Secretary shall approve the petition, unless the Secretary determines that leasing the area would probably cause serious harm or damage to the marine resources of the State's Adjacent Zone. Prior to approving the petition, the Secretary shall complete an environmental assessment that documents the anticipated environmental effects of leasing in the area included within the scope of the petition.

''(D) FAILURE TO ACT.—If the Secretary fails to approve or deny a petition in accordance with subparagraph (C) the petition shall be considered to be approved 90 days after receipt of the petition.

''(E) AMENDMENT OF THE 5-YEAR LEASING PROGRAM.—Notwithstanding section 18, within 180 days of the approval of a petition under subparagraph (C) or (D), after the expiration of the time limits in paragraph (1)(B), and within 180 days after the enactment of the Deep Ocean Energy Resources Act of 2006 for the areas made available for leasing under paragraph (2), the Secretary shall amend the current 5-Year Outer Continental Shelf Oil and Gas Leasing Program to include a lease sale or sales for at least 75 percent of the associated areas, unless there are, from the date of approval, expiration of such time limits, or enactment, as applicable, fewer than 12 months remaining in the current 5-Year Leasing Program in which case the Secretary shall include the associated areas within lease sales under the next 5-Year Leasing Program. For purposes of amending the 5-Year Program in accordance with this section, further consultations with States shall not be required. For purposes of this section, an environmental assessment performed under the provisions of the National Environmental Policy Act of 1969 to assess the effects of approving the petition shall be sufficient to amend the 5-Year Leasing Program.

''(h) OPTION TO EXTEND WITHDRAWAL FROM LEASING WITHIN CERTAIN AREAS OF THE OUTER CONTINENTAL SHELF.—A State, through its Governor and upon the concurrence of its legislature, may extend for a period of time of up to 5 years for each extension the withdrawal from leasing for all or part of any area within the State's Adjacent Zone located more than 50 miles, but less than 100 miles, from the coastline that is subject to subsection (g)(1)(B). A State may extend multiple times for any particular area but not more than once per calendar year for any particular area. A State must prepare separate extensions, with separate

votes by its legislature, for oil and gas leasing and for natural gas leasing. An extension by a State may affect some areas to be withdrawn from all leasing and some areas to be withdrawn only from one type of leasing. Extensions of the withdrawal from leasing of any part of the Alabama Adjacent Zone that is more than 50 miles, but less than 100 miles, from the coastline that is a part of the Gulf of Mexico OCS Region Eastern Planning Area, as indicated on the map entitled 'Gulf of Mexico OCS Region State Adjacent Zones and OCS Planning Areas' which is dated September 2005 and on file in the Office of the Director, Minerals Management Service, may be made by either Alabama or Florida.

''(i) EFFECT OF OTHER LAWS.—Adoption by any Adjacent State of any constitutional provision, or enactment of any State statute, that has the effect, as determined by the Secretary, of restricting either the Governor or the Legislature, or both, from exercising full discretion related to subsection (g) or (h), or both, shall automatically (1) prohibit any sharing of OCS Receipts under this Act with the Adjacent State, and its coastal political subdivisions, and (2) prohibit the Adjacent State from exercising any authority under subsection (h), for the duration of the restriction. The Secretary shall make the determination of the existence of such restricting constitutional provision or State statute within 30 days of a petition by any outer Continental Shelf lessee or coastal State.

''(j) PROHIBITION ON LEASING EAST OF THE MILITARY MISSION LINE.—

''(1) Notwithstanding any other provision of law, from and after the enactment of the Deep Ocean Energy Resources Act of 2006, no area of the outer Continental Shelf located in the Gulf of Mexico east of the military mission line may be offered for leasing for oil and gas or natural gas.

''(2) In this subsection, the term 'military mission line' means a line located at 86 degrees, 41minutes West Longitude, and extending south from the coast of Florida to the outer boundary of United States territorial waters in the Gulf of Mexico.''.

SEC. 9. OUTER CONTINENTAL SHELF LEASING PROGRAM.

Section 18 of the Outer Continental Shelf Lands Act (43 U.S.C. 1344) is amended—

(1) in subsection (a), by adding at the end of paragraph (3) the following: ''The Secretary shall, in each 5-year program, include lease sales that when viewed as a whole propose to offer for oil and gas or natural gas leasing at least 75 percent of the available unleased acreage within each OCS Planning Area. Available unleased acreage is that portion of the outer Continental Shelf that is not under lease at the time of the proposed lease sale, and has not otherwise been made unavailable for leasing by law.'';

(2) in subsection (c), by striking so much as precedes paragraph (3) and inserting the following:

''(c)(1) During the preparation of any proposed leasing program under this section, the Secretary shall consider and analyze leasing throughout the entire Outer Continental Shelf without regard to any other law affecting such leasing. During this preparation the Secretary shall invite and consider suggestions from any interested Federal agency, including the Attorney General, in consultation with the Federal Trade Commission, and from the Governor of any coastal State. The Secretary may also invite or consider any suggestions from the executive of any local government in a coastal State that have been previously submitted to the Governor of such State, and from any other person. Further, the Secretary shall consult with the Secretary of Defense regarding military operational needs in the outer Continental Shelf. The Secretary shall work with the Secretary of Defense to resolve any conflicts that might arise regarding offering any area of the outer Continental Shelf for oil and gas or natural gas leasing. If the Secretaries are not able to resolve all such conflicts, any unresolved issues shall be elevated to the President for resolution.

''(2) After the consideration and analysis required by paragraph (1), including the consideration of the suggestions received from any interested Federal agency, the Federal Trade Commission, the Governor of any coastal State, any local government of a coastal State, and any other person, the Secretary shall publish in the Federal Register a proposed leasing program accompanied by a draft environmental impact statement prepared pursuant to the National Environmental Policy Act of 1969. After the publishing of the proposed leasing program and during the comment period provided for on the draft environmental impact statement, the Secretary shall submit a copy of the proposed program to the Governor of each affected State for review and comment. The Governor may solicit comments from those executives of local governments in the Governor's State that the Governor, in the discretion of the Governor, determines will be affected by the proposed program. If any comment by such Governor is received by the Secretary at least 15 days prior to submission to the Congress pursuant to paragraph (3) and includes a request for any modification of such proposed program, the Secretary shall reply in writing, granting or denying such request in whole or in part, or granting such request in such modified form as the Secretary considers appropriate, and stating the Secretary's reasons therefor. All such correspondence between the Secretary and the Governor of any affected State, together with any additional information and data relating thereto, shall accompany such proposed program when it is submitted to the Congress.''; and

(3) by adding at the end the following:

''(i) PROJECTION OF STATE ADJACENT ZONE RESOURCES AND STATE AND LOCAL GOVERNMENT SHARES OF OCS RECEIPTS.—Concurrent with the publication of the scoping notice at the beginning of the development of each 5-year outer Continental Shelf oil and gas leasing program, or as soon thereafter as possible, the Secretary shall—

''(1) provide to each Adjacent State a current estimate of proven and potential oil and gas resources located within the State's Adjacent Zone; and

''(2) provide to each Adjacent State, and coastal political subdivisions thereof, a best-efforts projection of the OCS Receipts that the Secretary expects will be shared with each Adjacent State, and its coastal political subdivisions, using the assumption that the unleased tracts within the State's Adjacent Zone are fully made available for leasing, including long-term projected OCS Receipts. In addition, the Secretary shall include a macroeconomic estimate of the impact of such leasing on the national economy and each State's economy, including investment, jobs, revenues, personal income, and other categories.''.

SEC. 10. COORDINATION WITH ADJACENT STATES.

Section 19 of the Outer Continental Shelf Lands Act (43 U.S.C. 1345) is amended—

(1) in subsection (a) in the first sentence by inserting '', for any tract located within the Adjacent State's Adjacent Zone,'' after ''government''; and

(2) by adding the following:

''(f)(1) No Federal agency may permit or otherwise approve, without the concurrence of the Adjacent State, the construction of a crude oil or petroleum products (or both) pipeline within the part of the Adjacent State's Adjacent Zone that is withdrawn from oil and gas or natural gas leasing, except that such a pipeline may be approved, without such Adjacent State's concurrence, to pass through such Adjacent Zone if at least 50 percent of the production projected to be carried by the pipeline within its first 10 years of operation is from areas of the Adjacent State's Adjacent Zone.

''(2) No State may prohibit the construction within its Adjacent Zone or its State waters of a natural gas pipeline that will transport natural gas produced from the outer Continental Shelf. However, an Adjacent State may prevent a proposed natural gas pipeline landing location if it proposes two alternate landing locations in the Adjacent State, acceptable to the Adjacent State, located within 50 miles on either side of the proposed landing location.''.

SEC. 11. ENVIRONMENTAL STUDIES.

Section 20(d) of the Outer Continental Shelf Lands Act (43 U.S.C. 1346) is amended—

(1) by inserting ''(1)'' after ''(d)''; and

(2) by adding at the end the following:

''(2) For all programs, lease sales, leases, and actions under this Act, the following shall apply regarding the application of the National Environmental Policy Act of 1969:

''(A) Granting or directing lease suspensions and the conduct of all preliminary activities on outer Continental Shelf tracts, including seismic activities, are categorically excluded from the need to prepare either an environmental assessment or an environmental impact statement, and the Secretary shall not be required to analyze whether any exceptions to a categorical exclusion apply for activities conducted under the authority of this Act.

''(B) The environmental impact statement developed in support of each 5-year oil and gas leasing program provides the environmental analysis for all lease sales to be conducted under the program and such sales shall not be subject to further environmental analysis.

''(C) Exploration plans shall not be subject to any requirement to prepare an environmental impact statement, and the Secretary may find that exploration plans are eligible for categorical exclusion due to the impacts already being considered within an environmental impact statement or due to mitigation measures included within the plan.

''(D) Within each OCS Planning Area, after the preparation of the first development and production plan environmental impact statement for a leased tract within the Area, future development and production plans for leased tracts within the Area shall only require the preparation of an environmental assessment unless the most recent development and production plan environmental impact statement within the Area was finalized more than 10 years prior to the date of the approval of the plan, in which case an environmental impact statement shall be required.''.

SEC. 13. FEDERAL ENERGY NATURAL RESOURCES ENHANCEMENT ACT OF 2006.

(a) FINDINGS.—The Congress finds the following:

(1) Energy and minerals exploration, development, and production on Federal onshore and offshore lands, including bio-based fuel, natural gas, minerals, oil, geothermal, and power from wind, waves, currents, and thermal energy, involves significant outlays of funds by Federal and State wildlife, fish, and natural resource management agencies for environmental studies, planning, development, monitoring, and management of wildlife, fish, air, water, and other natural resources.

(2) State wildlife, fish, and natural resource management agencies are funded primarily through permit and license fees paid to the States by the general public to hunt and fish, and through Federal excise taxes on equipment used for these activities.

(3) Funds generated from consumptive and recreational uses of wildlife, fish, and other natural resources currently are inadequate to address the natural resources related to energy and minerals development on Federal onshore and offshore lands.

(4) Funds available to Federal agencies responsible for managing Federal onshore and offshore lands and Federal-trust wildlife and fish species and their habitats are inadequate to address the natural resources related to energy and minerals development on Federal onshore and offshore lands.

(5) Receipts derived from sales, bonus bids, and royalties under the mineral leasing laws of the United States are paid to the Treasury through the Minerals Management Service of the Department of the Interior.

(6) None of the receipts derived from sales, bonus bids, and royalties under the minerals leasing laws of the United States are paid to the Federal or State agencies to examine, monitor, and manage wildlife, fish, air, water, and other natural resources related to natural gas, oil, and mineral exploration and development.

(b) PURPOSES.—It is the purpose of this section to—

(1) authorize expenditures for the monitoring and management of wildlife and fish, and their habitats, and air, water, and other natural resources related to energy and minerals development on Federal onshore and offshore lands;

(2) authorize expenditures for each fiscal year to the Secretary of the Interior and the States; and

(3) use the appropriated funds to secure the necessary trained workforce or contractual services to conduct environmental studies, planning, development, monitoring, and post-development management of wildlife and fish and their habitats and air, water, and other natural resources that may be related to bio-based fuel, gas, mineral, oil, wind, or other energy exploration, development, transportation, transmission, and associated activities on Federal onshore and offshore lands, including, but not limited to—

(A) pertinent research, surveys, and environmental analyses conducted to identify any impacts on wildlife, fish, air, water, and other natural resources from energy and mineral exploration, development, production, and transportation or transmission;

(B) projects to maintain, improve, or enhance wildlife and fish populations and their habitats or air, water, or other natural resources, including activities under the Endangered Species Act of 1973;

(C) research, surveys, environmental analyses, and projects that assist in managing, including mitigating either onsite or offsite, or both, the impacts of energy and mineral activities on wildlife, fish, air, water, and other natural resources; and

(D) projects to teach young people to live off the land.

(c) DEFINITIONS.—In this section:

(1) ENHANCEMENT PROGRAM.—The term ''Enhancement Program'' means the Federal Energy Natural Resources Enhancement Program established by this section.

(2) STATE.—The term ''State'' means the Governor of the State.

(d) AUTHORIZATION OF APPROPRIATIONS.—There is authorized to be appropriated to carry out the Enhancement Program $150,000,000 for each of fiscal years 2007 through 2017.

(e) ESTABLISHMENT OF FEDERAL ENERGY NATURAL RESOURCES ENHANCEMENT PROGRAM.—

(1) IN GENERAL.—There is established the Federal Energy Natural Resources Enhancement Program.

(2) PAYMENT TO SECRETARY OF THE INTERIOR.—Beginning with fiscal year 2007, and in each fiscal year thereafter, one-third of amounts appropriated for the Enhancement Program shall be available to the Secretary of the Interior for use for the purposes described in subsection (b)(3).

(3) PAYMENT TO STATES.—

(A) IN GENERAL.—Beginning with fiscal year 2007, and in each fiscal year thereafter, two-thirds of amounts appropriated for the Enhancement Program shall be available to the States for use for the purposes described in (b)(3).

(B) USE OF PAYMENTS BY STATE.—Each State shall use the payments made under this paragraph only for carrying out projects and programs for the purposes described in (b)(3).

(C) ENCOURAGE USE OF PRIVATE FUNDS BY STATE.—Each State shall use the payments made under this paragraph to leverage private funds for carrying out projects for the purposes described in (b)(3).

(f) LIMITATION ON USE.—Amounts made available under this section may not be used for the purchase of any interest in land.

(g) REPORTS TO CONGRESS.—

(1) IN GENERAL.—Beginning in fiscal year 2008 and continuing for each fiscal year thereafter, the Secretary of the Interior and each State receiving funds from the Enhancement Fund shall submit a report to the Committee on Energy and Natural Resources of the Senate and the Committee on Resources of the House of Representatives.

(2) REQUIRED INFORMATION.—Reports submitted to the Congress by the Secretary of the Interior and States under this subsection shall include the following information regarding expenditures during the previous fiscal year:

(A) A summary of pertinent scientific research and surveys conducted to identify impacts on wildlife, fish, and other natural resources from energy and mineral developments.

(B) A summary of projects planned and completed to maintain, improve or enhance wildlife and fish populations and their habitats or other natural resources.

(C) A list of additional actions that assist, or would assist, in managing, including mitigating either onsite or offsite, or both, the impacts of energy and mineral development on wildlife, fish, and other natural resources.

(D) A summary of private (non-Federal) funds used to plan, conduct, and complete the plans and programs identified in paragraphs (2)(A) and (2)(B).

SEC. 14. TERMINATION OF EFFECT OF LAWS PROHIBITING THE SPENDING OF APPROPRIATED FUNDS FOR CERTAIN PURPOSES.

All provisions of existing Federal law prohibiting the spending of appropriated funds to conduct oil and natural gas leasing and preleasing activities, or to issue a lease to any person, for any area of the outer Continental Shelf shall have no force or effect.

SEC. 15. OUTER CONTINENTAL SHELF INCOMPATIBLE USE.

(a) IN GENERAL.—No Federal agency may permit construction or operation (or both) of any facility, or designate or maintain a restricted transportation corridor or operating area on the Federal outer Continental Shelf or in State waters, that will be incompatible with, as determined by the Secretary of the Interior, oil and gas or natural gas leasing and substantially full exploration and production of tracts that are geologically prospective for oil or natural gas (or both).

(b) EXCEPTIONS.—Subsection (a) shall not apply to any facility, transportation corridor, or operating area the construction, operation, designation, or maintenance of which is or will be—

(1) located in an area of the outer Continental Shelf that is unavailable for oil and gas or natural gas leasing by operation of law;

(2) used for a military readiness activity (as defined in section 315(f) of Public Law 107–314; 16 U.S.C. 703 note); or

(3) required in the national interest, as determined by the President.

SEC. 16. REPURCHASE OF CERTAIN LEASES.

(a) AUTHORITY TO REPURCHASE AND CANCEL CERTAIN LEASES.—The Secretary of the Interior shall repurchase and cancel any Federal oil and gas, geothermal, coal, oil shale, tar sands, or other mineral lease, whether onshore or offshore, but not including any outer Continental Shelf oil and gas leases that are subject to litigation in the Court of Federal Claims on January 1, 2006, if the Secretary finds that such lease qualifies for repurchase and cancellation under the regulations authorized by this section.

(b) REGULATIONS.—Not later than 365 days after the date of the enactment of this Act, the Secretary shall publish a final regulation stating the conditions under which a lease referred to in subsection (a) would qualify for repurchase and cancellation, and the process to be followed regarding repurchase and cancellation. Such regulation shall include, but not be limited to, the following:

(1) The Secretary shall repurchase and cancel a lease after written request by the lessee upon a finding by the Secretary that—

(A) a request by the lessee for a required permit or other approval complied with applicable law, except the Coastal Zone Management Act of 1972 (16 U.S.C. 1451 et seq.), and terms of the lease and such permit or other approval was denied;

(B) a Federal agency failed to act on a request by the lessee for a required permit, other approval, or administrative appeal within a regulatory or statutory time-frame associated with the requested action, whether advisory or mandatory, or if none, within 180 days; or

(C) a Federal agency attached a condition of approval, without agreement by the lessee, to a required permit or other approval if such condition of approval was not mandated by Federal statute or regulation in effect on the date of lease issuance, or was not specifically allowed under the terms of the lease.

(2) A lessee shall not be required to exhaust administrative remedies regarding a permit request, administrative appeal, or other required request for approval for the purposes of this section.

(3) The Secretary shall make a final agency decision on a request by a lessee under this section within 180 days of request.

(4) Compensation to a lessee to repurchase and cancel a lease under this section shall be the amount that a lessee would receive in a restitution case for a material breach of contract.

(5) Compensation shall be in the form of a check or electronic transfer from the Department of the Treasury from funds deposited into miscellaneous receipts under the authority of the same Act that authorized the issuance of the lease being repurchased.

(6) Failure of the Secretary to make a final agency decision on a request by a lessee under this section within 180 days of request shall result in a 10 percent increase in the compensation due to the lessee if the lease is ultimately repurchased.

(c) NO PREJUDICE.—This section shall not be interpreted to prejudice any other rights

that the lessee would have in the absence of this section.

SEC. 17. OFFSITE ENVIRONMENTAL MITIGATION.

Notwithstanding any other provision of law, any person conducting activities under the Mineral Leasing Act (30 U.S.C. 181 et seq.), the Geothermal Steam Act (30 U.S.C. 1001 et seq.), the Mineral Leasing Act for Acquired Lands (30 U.S.C. 351 et seq.), the Weeks Act (16 U.S.C. 552 et seq.), the General Mining Act of 1872 (30 U.S.C. 22 et seq.), the Materials Act of 1947 (30 U.S.C. 601 et seq.), or the Outer Continental Shelf Lands Act (43 U.S.C. 1331 et seq.), may in satisfying any mitigation requirements associated with such activities propose mitigation measures on a site away from the area impacted and the Secretary of the Interior shall accept these proposed measures if the Secretary finds that they generally achieve the purposes for which mitigation measures appertained.

SEC. 18. MINERALS MANAGEMENT SERVICE.

The bureau known as the ''Minerals Management Service'' in the Department of the Interior shall be known as the ''National Ocean Resources and Royalty Service''.

SEC. 19. AUTHORITY TO USE DECOMMISSIONED OFFSHORE OIL AND GAS PLATFORMS AND OTHER FACILITIES FOR ARTIFICIAL REEF, SCIENTIFIC RESEARCH, OR OTHER USES.

(a) SHORT TITLE.—This section may be cited as the ''Rigs to Reefs Act of 2006''.

(b) IN GENERAL.—The Outer Continental Shelf Lands Act (43 U.S.C. 1301 et seq.) is amended by inserting after section 9 the following:

''SEC. 10. USE OF DECOMMISSIONED OFFSHORE OIL AND GAS PLATFORMS AND OTHER FACILITIES FOR ARTIFICIAL REEF, SCIENTIFIC RESEARCH, OR OTHER USES.

''(a) IN GENERAL.—The Secretary shall issue regulations under which the Secretary may authorize use of an offshore oil and gas platform or other facility that is decommissioned from service for oil and gas purposes for an artificial reef, scientific research, or any other use authorized under section 8(p) or any other applicable Federal law.

''(b) TRANSFER REQUIREMENTS.—The Secretary shall not allow the transfer of a decommissioned offshore oil and gas platform or other facility to another person unless the Secretary is satisfied that the transferee is sufficiently bonded, endowed, or otherwise financially able to fulfill its obligations, including but not limited to—

''(1) ongoing maintenance of the platform or other facility;

''(2) any liability obligations that might arise;

''(3) removal of the platform or other facility if determined necessary by the Secretary; and

''(4) any other requirements and obligations that the Secretary may deem appropriate by regulation.

''(c) PLUGGING AND ABANDONMENT.—The Secretary shall ensure that plugging and abandonment of wells is accomplished at an appropriate time.

''(d) POTENTIAL TO PETITION TO OPT-OUT OF REGULATIONS.—An Adjacent State acting through a resolution of its legislature, with concurrence of its Governor, may preliminarily petition to opt-out of the application of regulations promulgated under this section to platforms and other facilities located in the area of its Adjacent Zone within 12 miles of the coastline. Upon receipt of the preliminary petition, the Secretary shall complete an environmental assessment that documents the anticipated environmental effects of approving the petition. The Secretary shall provide the environmental assessment to the State, which then has the choice of no action or confirming its petition by further action of its legislature, with the concurrence of its Governor. The Secretary is authorized to except such area from the application of such regulations, and shall approve any confirmed petition.

''(e) LIMITATION ON LIABILITY.—A person that had used an offshore oil and gas platform or other facility for oil and gas purposes and that no longer has any ownership or control of the platform or other facility shall not be liable under Federal law for any costs or damages arising from such platform or other facility after the date the platform or other facility is used for any purpose under subsection (a), unless such costs or damages arise from—

''(1) use of the platform or other facility by the person for development or production of oil or gas; or

''(2) another act or omission of the person.

''(f) OTHER LEASING AND USE NOT AFFECTED.—This section, and the use of any offshore oil and gas platform or other facility for any purpose under subsection (a), shall not affect—

''(1) the authority of the Secretary to lease any area under this Act; or

''(2) any activity otherwise authorized under this Act.''.

(c) DEADLINE FOR REGULATIONS.—The Secretary of the Interior shall issue regulations under subsection (b) by not later than 180 days after the date of the enactment of this Act.

(d) STUDY AND REPORT ON EFFECTS OF REMOVAL OF PLATFORMS.—Not later than one year after the date of enactment of this Act, the Secretary of the Interior, in consultation with other Federal agencies as the Secretary deems advisable, shall study and report to the Congress regarding how the removal of offshore oil and gas platforms and other facilities from the outer Continental Shelf would affect existing fish stocks and coral populations.

SEC. 20. REPEAL OF REQUIREMENT TO CONDUCT COMPREHENSIVE INVENTORY OF OCS OIL AND NATURAL GAS RESOURCES.

The Energy Policy Act of 2005 (Public Law 109–58) is amended—

(1) by repealing section 357 (119 Stat. 720; 42 U.S.C. 15912); and

(2) in the table of contents in section 1(b), by striking the item relating to such section 357.

SEC. 21. MINING AND PETROLEUM SCHOOLS.

(a) MAINTENANCE AND RESTORATION OF EXISTING AND HISTORIC PETROLEUM AND MINING ENGINEERING PROGRAMS.—Public Law 98–409 (30 U.S.C. 1221 et seq.) is amended to read as follows:

''SECTION 1. SHORT TITLE.

''This Act may be cited as the 'Energy and Mineral Schools Reinvestment Act'.

''SEC. 2. POLICY.

''It is the policy of the United States to maintain the human capital needed to preserve and foster the economic, energy, and mineral resources security of the United States. The petroleum and mining engineering programs and the applied geology and geophysics programs at State chartered schools, universities, and institutions that produce human capital are national assets and should be assisted with Federal funds to ensure their continued health and existence.

''SEC. 3. MAINTAINING AND RESTORING HISTORIC AND EXISTING PETROLEUM AND MINING ENGINEERING EDUCATION PROGRAMS.

''(a) The Secretary of the Interior (in this Act referred to as the 'Secretary') shall provide funds to historic and existing State-chartered recognized petroleum or mining schools to assist such schools, universities, and institutions in maintaining programs in petroleum, mining, and mineral engineering education and research. All funds shall be directed only to these programs and shall be subject to the conditions of this section. Such funds shall not be less than 25 percent of the annual outlay of funds authorized by section 23(d) of the Deep Ocean Energy Resources Act of 2006.

''(b) In this Act the term 'historic and existing State-chartered recognized petroleum or mining school' means a school, university, or educational institution with the presence of an engineering program meeting the specific program criteria, established by the member societies of ABET, Inc., for petroleum, mining, or mineral engineering and that is accredited on the date of enactment of the Deep Ocean Energy Resources Act of 2006 by ABET, Inc.

''(c) It shall be the duty of each school, university, or institution receiving funds under this section to provide for and enhance the training of undergraduate and graduate petroleum, mining, and mineral engineers through research, investigations, demonstrations, and experiments. All such work shall be carried out in a manner that will enhance undergraduate education.

''(d) Each school, university, or institution receiving funds under this Act shall maintain the program for which the funds are provided for 10 years after the date of the first receipt of such funds and take steps described in its application for funding to increase the number of undergraduate students enrolled in and completing the programs of study in petroleum, mining, and mineral engineering.

''(e) The research, investigation, demonstration, experiment, and training authorized by this section may include development and production of conventional and non-conventional fuel resources, the production of metallic and non-metallic mineral resources including industrial mineral resources, and the production of stone, sand, and gravel. In all cases the work carried out with funds made available under this Act shall include a significant opportunity for participation by undergraduate students.

''(f) Research funded by this Act related to energy and mineral resource development and production may include—

''(1) studies of petroleum, mining, and mineral extraction and immediately related beneficiation technology;

''(2) mineral economics, reclamation technology, and practices for active operations;

''(3) the development of re-mining systems and technologies to facilitate reclamation that fosters the ultimate recovery of resources at abandoned petroleum, mining, and aggregate production sites; and

''(4) research on ways to extract petroleum and mineral resources that reduce the environmental impact of those activities.

''(g) Grants for basic science and engineering studies and research shall not require additional participation by funding partners. Grants for studies to demonstrate the proof of concept for science and engineering or the demonstration of feasibility and implementation shall include participation by industry and may include funding from other Federal agencies.

''(h)(1) No funds made available under this section shall be applied to the acquisition by purchase or lease of any land or interests therein, or the rental, purchase, construction, preservation, or repair of any building.

''(2) Funding made available under this section may be used with the express approval of the Secretary for proposals that will provide for maintaining or upgrading of existing laboratories and laboratory equipment. Funding for such maintenance shall not be used for university overhead expenses.

''(3) Funding made available under this Act may be used for maintaining and upgrading mines and oil and gas drilling rigs owned by a school, university, or institution described in this section that are used for undergraduate and graduate training and worker safety training. All requests for funding such mines and oil and gas drilling rigs must demonstrate that they have been owned by the school, university, or institution for 5 years prior to the date of enactment of the Deep Ocean Energy Resources Act of 2006 and have been actively used for instructional or training purposes during that time.

''(4) Any funding made available under this section for research, investigation, demonstration, experiment, or training shall not be used for university overhead charges in excess of 10 percent of the amount authorized by the Secretary.

''SEC. 4. FORMER AND NEW PETROLEUM AND MINING ENGINEERING PROGRAMS.

''(a) A school, university, or educational institution that formerly met the requirements of section 3(b) immediately before the date of the enactment of the Deep Ocean Energy Resources Act of 2006, or that seeks to establish a new program described in section 3(b), shall be eligible for funding under this Act only if it—

''(1) establishes a petroleum, mining, or mineral engineering program that meets the specific program criteria and is accredited as such by ABET, Inc., with particular consideration awarded to establishing programs and minority serving institutions;

''(2) agrees to the conditions of subsections (c) through (h) of section 3 and the Secretary determines that the program will strengthen and increase the number of nationally available, well-qualified faculty members in petroleum, mining, and mineral engineering; and

''(3) agrees to maintain the accredited program for 10 years after the date of the first receipt of funds under this Act.

''(b) The Secretary shall seek the advice of the Committee established pursuant to section 11 in determining the criteria used to carry out this section.

''SEC. 5. FUNDING OF CONSORTIA OF HISTORIC AND EXISTING SCHOOLS.

''Where appropriate, the Secretary may make funds available to consortia of schools, universities, or institutions described in sections 3, 4, and 6, including those consortia that include schools, universities, or institutions that are ineligible for funds under this Act if those schools, universities, or institutions, respectively, have skills, programs, or facilities specifically identified as needed by the consortia to meet the necessary expenses for purposes of—

''(1) specific energy and mineral research projects of broad application that could not otherwise be undertaken, including the expenses of planning and coordinating regional petroleum, geothermal, mining, and mineral engineering or beneficiation projects by two or more schools; and

''(2) research into any aspects of petroleum, geothermal, mining, or mineral engineering or beneficiation problems, including but not limited to exploration, that are related to the mission of the Department of the Interior.

''SEC. 6. SUPPORT FOR SCHOOLS WITH ENERGY AND MINERAL RESOURCE PROGRAMS IN PETROLEUM AND MINERAL EXPLORATION GEOLOGY, PETROLEUM GEOPHYSICS, OR MINING GEOPHYSICS.

''(a) Twelve percent of the annual outlay of funds authorized by section 23(d) of the Deep Ocean Energy Resources Act of 2006 may be granted to schools, universities, and institutions other than those described in sections 3 and 4, with particular consideration awarded to minority serving institutions.

''(b) The Secretary shall determine the eligibility of a college or university to receive funding under this Act using criteria that include—

''(1) the presence of a substantial program of undergraduate and graduate geoscience instruction and research in one or more of the following specialties: petroleum geology, geothermal geology, mineral exploration geology, economic geology, industrial minerals geology, mining geology, petroleum geophysics, mining geophysics, geological engineering, or geophysical engineering that has a demonstrated history of achievement;

''(2) evidence of institutional commitment for the purposes of this Act that includes a significant opportunity for participation by undergraduate students in research;

''(3) evidence that such school, university, or institution has or can obtain significant industrial cooperation in activities within the scope of this Act;

''(4) agreement by the school, university, or institution to maintain the programs for which the funding is sought for the 10-year period beginning on the date the school, university, or institution first receives such funds; and

''(5) requiring that such funding shall be for the purposes set forth in subsections (c) through (h) of section 3 and subject to the conditions set forth in section 3(h).

''(c) The Secretary shall seek the advice of the Committee established pursuant to section 11 in determining the criteria used to carry out this section.

''SEC. 7. DESIGNATION OF FUNDS FOR SCHOLARSHIPS AND FELLOWSHIPS.

''(a) The Secretary shall utilize 10 percent of the annual outlay of funds authorized by section 23(d) of the Deep Ocean Energy Resources Act of 2006 for the purpose of providing merit-based scholarships for undergraduate education, graduate fellowships, and postdoctoral fellowships.

''(b) In order to receive a scholarship or a graduate fellowship, an individual student must be a lawful permanent resident of the United States or a United States citizen and must agree in writing to complete a course of studies and receive a degree in petroleum, mining, or mineral engineering, petroleum geology, geothermal geology, mining and economic geology, petroleum and mining geophysics, or mineral economics.

''(c) The regulations required by section 9 shall require that an individual, in order to retain a scholarship or graduate fellowship, must continue in one of the course of studies listed in subsection (b) of this section, must remain in good academic standing, as determined by the school, institution, or university and must allow for reinstatement of the scholarship or graduate fellowship by the Secretary, upon the recommendation of the school or institution. Such regulations may also provide for recovery of funds from an individual who fails to complete any of the courses of study listed in subsection (b) of this section after notice that such completion is a requirement of receipt funding under this Act.

''(d) To carry out this section, the Secretary shall award grants to schools, universities, and institutions that are eligible to receive funding under section 3, 4 or 6. A school, university, or institution receiving funding under this subsection shall be responsible for enforcing the requirements of this section for scholarship or fellowship students and shall return to the Secretary any funds recovered from an individual under subsection (c). An institution seeking funds under this subsection shall describe, in its application to the Secretary for funding, the number of students that would be awarded scholarships or fellowships if the application is approved, how such students would be selected, and how the provisions of this section will be enforced.

''SEC. 8. FUNDING CRITERIA FOR INSTITUTIONS.

''(a) Each application to the Secretary for funds under this Act shall state, among other things, the nature of the project to be undertaken; the period during which it will be pursued; the qualifications of the personnel who will direct and conduct it; the estimated costs; the importance of the project to the Nation, region, or States concerned; its relation to other known research projects theretofore pursued or being pursued; the extent to which the proposed project will maximize the opportunity for the training of undergraduate petroleum, mining, and mineral engineers; geologists and geophysicists; and the extent of participation by nongovernmental sources in the project.

''(b) No funds shall be made available under this Act except for an application approved by the Secretary. All funds shall be made available upon the basis of merit of the application, the need for the knowledge that it is expected to produce when completed, and the opportunity it provides for the undergraduate training of individuals as petroleum, mining, and mineral engineers, geologists, and geophysicists. The Secretary may use competitive review by nongovernmental experts in relevant fields to determine which applications to approve, to the extent practicable.

''(c) Funds available under this Act shall be paid at such times and in such amounts during each fiscal year as determined by the Secretary, and upon vouchers approved by the Secretary. Each school, university, or institution that receives funds under this Act shall—

''(1) establish its plan to provide for the training of individuals as petroleum, mining, and mineral engineers, geologists, and geophysicists under a curriculum appropriate to the field of mineral resources and mineral engineering and related fields;

''(2) establish policies and procedures that assure that Federal funds made available under this Act for any fiscal year will supplement and, to the extent practicable, increase the level of funds that would, in the absence of such Federal funds, be made available for purposes of this Act, and in no case supplant such funds; and

''(3) have an officer appointed by its governing authority who shall receive and account for all funds paid under this Act and shall make an annual report to the Secretary on or before the first day of September of each year, on work accomplished and the status of projects underway, together with a detailed statement of the amounts received under this Act during the preceding fiscal year, and of its disbursements on schedules prescribed by the Secretary.

''(d) If any of the funds received by the authorized receiving officer of a program under this Act are found by the Secretary to have been improperly diminished, lost, or misapplied, such funds shall be recovered by the Secretary.

''(e) Schools, universities, and institutions receiving funds under this Act are authorized and encouraged to plan and conduct programs under this Act in cooperation with each other and with such other agencies, business enterprises and individuals.

''SEC. 9. DUTIES OF SECRETARY.

''(a) The Secretary, acting through the Assistant Secretary for Land and Minerals Management, shall administer this Act and shall prescribe such rules and regulations as may be necessary to carry out its provisions not later than 1 year after the enactment of the Deep Ocean Energy Resources Act of 2006.

''(b)(1) There is established in the Department of the Interior, under the supervision of the Assistant Secretary for Land and Minerals Management, an office to be known as the Office of Petroleum and Mining Schools (hereafter in this Act referred to as the 'Office') to administer the provisions of this Act. There shall be a Director of the Office who shall be a member of the Senior Executive Service. The position of the Director shall be allocated from among the existing Senior Executive Service positions at the Department of the Interior and shall be a career reserved position as defined in section 3132(a)(8) of title 5, United States Code.

''(2) The Director is authorized to appoint a Deputy Director and to employ such officers and employees as may be necessary to enable the Office to carry out its functions. Such appointments shall be made from existing positions at the Department of the Interior, and shall be subject to the provisions of title 5, United States Code, governing appointments in the competitive service. Such positions shall be paid in accordance with the provisions of chapter 51 and subchapter III of chapter 53 of such title relating to classification and General Schedule pay rates.

''(3) In carrying out his or her functions, the Director shall assist and advise the Secretary and the Committee pursuant to section 11 of this Act by—

''(A) providing professional and administrative staff support for the Committee including recordkeeping and maintaining minutes of all Committee and subcommittee meetings;

''(B) coordinating the activities of the Committee with Federal agencies and departments, and the schools, universities, and institutions to which funds are provided under this Act;

''(C) maintaining accurate records of funds disbursed for all scholarship and fellowship grants, research grants, and grants for career technical education purposes;

''(D) preparing any regulations required to implement this Act;

''(E) conducting site visits at schools, universities, and institutions receiving funding under this Act; and

''(F) serving as a central repository for reports and clearing house for public information on research funded by this Act.

''(4) The Director or an employee of the Office shall be present at each meeting of the Committee pursuant to section 11 or a subcommittee of such Committee.

''(5) The Director is authorized to contract with public or private agencies, institutions, and organizations and with individuals without regard to section 3324(a) and (b) of title 31, United States Code, and section 5 of title 41, United States Code, in carrying out his or her functions.

''(6) As needed the Director shall ascertain whether the requirements of this Act have been met by schools, universities, institutions, and individuals.

''(c) The Secretary, acting through the Office of Petroleum and Mining Schools, shall furnish such advice and assistance as will best promote the purposes of this Act, shall participate in coordinating research, investigations, demonstrations, and experiments initiated under this Act, shall indicate to schools, universities, and institutions receiving funds under this Act such lines of inquiry that seem most important, and shall encourage and assist in the establishment and maintenance of cooperation between such schools, universities, and institutions, other research organizations, the Department of the Interior, and other Federal agencies.

''(d) The Secretary shall establish procedures—

''(1) to ensure that each employee and contractor of the Office established by this section and each member of the Committee pursuant to section 11 of this Act shall disclose to the Secretary any financial interests in or financial relationships with schools, universities, institutions or individuals receiving funds, scholarships or fellowships under this Act;

''(2) to require any employee, contractor, or member of the Committee with a financial relationship disclosed under paragraph (1) to recuse themselves from—

''(A) any recommendation or decision regarding the awarding of funds, scholarships or fellowships; or

''(B) any review, report, analysis or investigation regarding compliance with the provisions of this Act by a school, university, institution or any individual.

''(e) On or before the first day of July of each year beginning after the date of enactment of this sentence, schools, universities, and institutions receiving funds under this Act shall certify compliance with this Act and upon request of the Director of the office established by this section provide documentation of such compliance.

''(f) An individual granted a scholarship or fellowship with funds provided under this Act shall through their respective school, university, or institution, advise the Director of the office established by this Act of progress towards completion of the course of studies and upon the awarding of the degree within 30 days after the award.

''(g) The regulations required by this section shall include a preference for veterans and service members who have received or will receive either the Afghanistan Campaign Medal or the Iraq Campaign Medal as authorized by Public Law 108–234, and Executive Order No. 13363.

"SEC. 10. COORDINATION.

''(a) Nothing in this Act shall be construed to impair or modify the legal relationship existing between any of the schools, universities, and institutions under whose direction a program is established with funds provided under this Act and the government of the State in which it is located. Nothing in this Act shall in any way be construed to authorize Federal control or direction of education at any school, university, or institution.

''(b) The programs authorized by this Act are intended to enhance the Nation's petroleum, mining, and mineral engineering education programs and to enhance educational programs in petroleum and mining exploration and to increase the number of individuals enrolled in and completing these programs. To achieve this intent, the Secretary and the Committee pursuant to section 11 shall receive the continuing advice and cooperation of all agencies of the Federal Government concerned with the identification, exploration, and development of energy and mineral resources.

''(c) Nothing in this Act is intended to give or shall be construed as giving the Secretary any authority over mining and mineral resources research conducted by any agency of the Federal Government, or as repealing or diminishing existing authorities or responsibilities of any agency of the Federal Government to plan and conduct, contract for, or assist in research in its area of responsibility and concern with regard to mining and mineral resources.

''(d) The schools, universities, and institutions receiving funding under this Act shall make detailed reports to the Office of Petroleum and Mining Schools on projects completed, in progress, or planned with funds provided under this Act. All such reports shall be available to the public on not less than an annual basis through the Office of Petroleum and Mining Schools. All uses, products, processes, and other developments resulting from any research, demonstration, or experiment funded in whole or in part under this Act shall be made available promptly to the general public, subject to exception or limitation, if any, as the Secretary may find necessary in the interest of national security, and subject to the applicable Federal law governing patents.

"SEC. 11. COMMITTEE ON PETROLEUM, MINING, AND MINERAL ENGINEERING AND ENERGY AND MINERAL RESOURCE EDUCATION.

''(a) The Secretary shall appoint a Committee on Petroleum, Mining, and Mineral Engineering and Energy and Mineral Resource Education composed of—

''(1) the Assistant Secretary of the Interior responsible for land and minerals management and not more than 16 other persons who are knowledgeable in the fields of mining and mineral resources research, including 2 university administrators one of whom shall be from historic and existing petroleum and mining schools; a community, technical, or tribal college administrator; a career technical education educator; 6 representatives equally distributed from the petroleum, mining, and aggregate industries; a working miner; a working oilfield worker; a representative of the Interstate Oil and Gas Compact Commission; a representative from the Interstate Mining Compact Commission; a representative from the Western Governors Association; a representative of the State geologists, and a representative of a State mining and reclamation agency. In making these 16 appointments, the Secretary shall consult with interested groups.

''(2) The Assistant Secretary for Land and Minerals Management, in the capacity of the Chairman of the Committee, may have present during meetings of the Committee representatives of Federal agencies with responsibility for energy and minerals resources management, energy and mineral resource investigations, energy and mineral commodity information, international trade in energy and mineral commodities, mining safety regulation and mine safety research, and research into the development, production, and utilization of energy and mineral commodities. These representatives shall serve as technical advisors to the committee and shall have no voting responsibilities.

''(b) The Committee shall consult with, and make recommendations to, the Secretary on policy matters relating to carrying out this Act. The Secretary shall consult with and carefully consider recommendations of the Committee in such matters.

''(c) Committee members, other than officers or employees of Federal, State, or local governments, shall be, for each day (including traveltime) during which they are performing Committee business, paid at a rate fixed by the Secretary but not in excess of the daily equivalent of the maximum rate of pay for level IV of the Executive Schedule under section 5136 of title 5, United States Code, and shall be fully reimbursed for travel, subsistence, and related expenses.

''(d) The Committee shall be chaired by the Assistant Secretary of the Interior responsible for land and minerals management. There shall also be elected a Vice Chairman by the Committee from among the members referred to in this section. The Vice Chairman shall perform such duties as are determined to be appropriate by the committee, except that the Chairman of the Committee must personally preside at all meetings of the full Committee. The Committee may organize itself into such subcommittees as the Committee may deem appropriate.

''(e) Following completion of the report required by section 385 of the Energy Policy Act of 2005, the Committee shall consider the

recommendations of the report, ongoing efforts in the schools, universities, and institutions receiving funding under this Act, the Federal and State Governments, and the private sector, and shall formulate and recommend to the Secretary a national plan for a program utilizing the fiscal resources provided under this Act. The Committee shall submit such plan to the Secretary for approval. Upon approval, the plan shall guide the Secretary and the Committee in their actions under this Act.

''(f) Section 10 of the Federal Advisory Committee Act (5 U.S.C. App. 2) shall not apply to the Committee.

"SEC. 12. CAREER TECHNICAL EDUCATION.

''(a) Up to 25 percent of the annual outlay of funds authorized by section 23(d) of the Deep Ocean Energy Resources Act of 2006 may be granted to schools or institutions including, but not limited to, colleges, universities, community colleges, tribal colleges and universities, technical institutes, secondary schools, other than those described in sections 3, 4, 5, and 6, and jointly sponsored apprenticeship and training programs that are authorized by Federal law.

''(b) The Secretary shall determine the eligibility of a school or institution to receive funding under this section using criteria that include—

''(1) the presence of a State-approved program in mining engineering technology, petroleum engineering technology, industrial engineering technology, or industrial technology that—

''(A) is focused on technology and its use in energy and mineral production and related maintenance, operational safety, or energy infrastructure protection and security;

''(B) prepares students for advanced or supervisory roles in the mining industry or the petroleum industry; and

''(C) grants either an associate's degree or a baccalaureate degree in one of the subjects listed in subparagraph (A);

''(2) the presence of a program, including a secondary school vocational education program or career academy, that provides training for individuals entering the petroleum, coal mining, or mineral mining industries; or

''(3) the presence of a State-approved program of career technical education at a secondary school, offered cooperatively with a community college in one of the industrial sectors of—

''(A) agriculture, forestry, or fisheries;

''(B) utilities;

''(C) construction;

''(D) manufacturing; and

''(E) transportation and warehousing.

''(c) Schools or institutions receiving funds under this section must show evidence of an institutional commitment for the purposes of career technical education and provide evidence that the school or institution has received or will receive industry cooperation in the form of equipment, employee time, or donations of funds to support the activities that are within the scope of this section.

''(d) Schools or institutions receiving funds under this section must agree to maintain the programs for which the funding is sought for a period of 10 years beginning on the date the school or institution receives such funds, unless the Secretary finds that a shorter period of time is appropriate for the local labor market or is required by State authorities.

''(e) Schools or institutions receiving funds under this section may combine these funds with State funds, and other Federal funds where allowed by law, to carry out programs described in this section, however the use of the funds received under this section must be reported to the Secretary not less than annually.

''(f) The Secretary shall seek the advice of the Committee established pursuant to section 11 in determining the criteria used to carry out this section.

"SEC. 13. DEPARTMENT OF THE INTERIOR WORKFORCE ENHANCEMENT.

''(a) PHYSICAL SCIENCE, ENGINEERING AND TECHNOLOGY SCHOLARSHIP PROGRAM.—

''(1) From the amount of funds available to carry out this section, the Secretary shall use 30 percent of that amount to provide financial assistance for education in physical sciences, engineering, and engineering or industrial technology and disciplines that, as determined by the Secretary, are critical to the functions of the Department of the Interior and are needed in the Department of the Interior workforce.

''(2) The Secretary of the Interior may award a scholarship in accordance with this section to a person who—

''(A) is a citizen of the United States;

''(B) is pursuing an undergraduate or advanced degree in a critical skill or discipline described in paragraph (1) at an institution of higher education; and

''(C) enters into a service agreement with the Secretary of the Interior as described in subsection (e).

''(3) The amount of the financial assistance provided under a scholarship awarded to a person under this subsection shall be the amount determined by the Secretary of the Interior as being necessary to pay all educational expenses incurred by that person, including tuition, fees, cost of books, laboratory expenses, and expenses of room and board. The expenses paid, however, shall be limited to those educational expenses normally incurred by students at the institution of higher education involved.

''(b) SCHOLARSHIP PROGRAM FOR STUDENTS ATTENDING MINORITY SERVING HIGHER EDUCATION INSTITUTIONS.—

''(1) From the amount of funds available to carry out this section, the Secretary shall use 35 percent of that amount to award scholarships in accordance with this section to persons who—

''(A) are enrolled in a Minority Serving Higher Education Institutions.

''(B) are citizens or nationals of the United States;

''(C) are pursuing an undergraduate or advanced degree in agriculture, engineering, engineering or industrial technology, or physical sciences, or other discipline that is found by the Secretary to be critical to the functions of the Department of the Interior and are needed in the Department of the Interior workforce; and

''(D) enter into a service agreement with the Secretary of the Interior as described in subsection (e).

''(2) The amount of the financial assistance provided under a scholarship awarded to a person under this subsection shall be the amount determined by the Secretary of the Interior as being necessary to pay all educational expenses incurred by that person, including tuition, fees, cost of books, laboratory expenses, and expenses of room and board. The expenses paid, however, shall be limited to those educational expenses normally incurred by students at the institution of higher education involved.

''(c) EDUCATION PARTNERSHIPS WITH MINORITY SERVING HIGHER EDUCATION INSTITUTIONS.—

''(1) The Secretary shall require the director of each Bureau and Office, to foster the participation of Minority Serving Higher Education Institutions in any regulatory activity, land management activity, science activity, engineering or industrial technology activity, or engineering activity carried out by the Department of the Interior.

''(2) From the amount of funds available to carry out this section, the Secretary shall use 35 percent of that amount to support activities at Minority Serving Higher Education Institutions by—

''(A) funding faculty and students in these institutions in collaborative research projects that are directly related to the Departmental or Bureau missions;

''(B) allowing equipment transfer to Minority Serving Higher Education Institutions as a part of a collaborative research program directly related to a Departmental or Bureau mission;

''(C) allowing faculty and students at these Minority Serving Higher Education Institutions to participate Departmental and Bureau training activities;

''(D) funding paid internships in Departmental and Bureau facilities for students at Minority Serving Higher Education Institutions;

''(E) assigning Departmental and Bureau personnel to positions located at Minority Serving Higher Educational Institutions to serve as mentors to students interested in a science, technology or engineering disciplines related to the mission of the Department or the Bureaus.

''(d) SERVICE AGREEMENT FOR RECIPIENTS OF ASSISTANCE.—

''(1) To receive financial assistance under subsection (a) or (b) of this section—

''(A) in the case of an employee of the Department of the Interior, the employee shall enter into a written agreement to continue in the employment of the department for the period of obligated service determined under paragraph (2); and

''(B) in the case of a person not an employee of the Department of the Interior, the person shall enter into a written agreement to accept and continue employment in the Department of the Interior for the period of obligated service determined under paragraph (2).

''(2) For the purposes of this section, the period of obligated service for a recipient of a scholarship under this section shall be the period determined by the Secretary of the Interior as being appropriate to obtain adequate service in exchange for the financial assistance provided under the scholarship. In no event may the period of service required of a recipient be less than the total period of pursuit of a degree that is covered by the scholarship. The period of obligated service is in addition to any other period for which the recipient is obligated to serve in the civil service of the United States.

''(3) An agreement entered into under this subsection by a person pursuing an academic degree shall include any terms and conditions that the Secretary of the Interior determines necessary to protect the interests of the United States or otherwise appropriate for carrying out this section.

''(e) REFUND FOR PERIOD OF UNSERVED OBLIGATED SERVICE.—

''(1) A person who voluntarily terminates service before the end of the period of obligated service required under an agreement entered into under subsection (d) shall refund to the United States an amount determined by the Secretary of the Interior as being appropriate to obtain adequate service in exchange for financial assistance.

''(2) An obligation to reimburse the United States imposed under paragraph (1) is for all purposes a debt owed to the United States.

''(3) The Secretary of the Interior may waive, in whole or in part, a refund required under paragraph (1) if the Secretary determines that recovery would be against equity and good conscience or would be contrary to the best interests of the United States.

''(4) A discharge in bankruptcy under title 11, United States Code, that is entered less than five years after the termination of an agreement under this section does not

discharge the person signing such agreement from a debt arising under such agreement or under this subsection.

''(f) RELATIONSHIP TO OTHER PROGRAMS.—The Secretary of the Interior shall coordinate the provision of financial assistance under the authority of this section with the provision of financial assistance under the authorities provided in this Act in order to maximize the benefits derived by the Department of Interior from the exercise of all such authorities.

''(g) REPORT.—Not later than September 1 of each year, the Secretary of the Interior shall submit to the Congress a report on the status of the assistance program carried out under this section. The report shall describe the programs within the Department designed to recruit and retain a workforce on a short-term basis and on a long-term basis.

''(h) DEFINITIONS.—As used in this section:

''(1) The term 'Minority Serving Higher Education Institutions' means a Hispanic-serving institution, historically Black college or university, Alaska Native-serving institution, tribal college or university, or insular area school.

''(2) The term 'Hispanic-serving institution' has the meaning given the term in section 502(a) of the Higher Education Act of 1965 (20 U.S.C. 1101a(a)).

''(3) The term 'historically Black college or university' has the meaning given the term 'part B institution' in section 322 of the Higher Education Act of 1965 (20 U.S.C. 1061).

''(4) The term 'tribal college or university' has the meaning given the term 'Tribal College or University' in section 316(b)(3) of the Higher Education Act of 1965 (20 U.S.C. 1059c).

''(5) The term 'institution of higher education' has the meaning given such term in section 101 of the Higher Education Act of 1965 (20 U.S.C. 1001).

''(6) The term 'Alaska Native-serving institution' has the meaning given the term in section 317 of the Higher Education Act of 1965 (20 U.S.C. 1059d).

''(7) The term 'insular area school' means an academic institution or university in American Samoa, Guam, The Northern Mariana Islands, Puerto Rico, and the Virgin Islands, or any other territory or possession of the United States.

''(i) FUNDING.—To implement this section, the Secretary shall use 3 percent of the annual outlay authorized by section 23(d) of the Deep Ocean Energy Resources Act of 2006.''.

(b) FUNDING FOR ENERGY RESEARCH.—

(1) Using 20 percent of the funds authorized by subsection (d), the Secretary of Energy, through the energy supply research and development programs of the Department of Energy, and in consultation with the Office of Science of the Department of Energy, shall carry out a program to award grants to institutions of higher education on the basis of competitive, merit-based review, for the purpose of conducting research on advanced energy technologies with the potential to transform the energy systems of the United States so as to—

(A) reduce dependence on foreign energy supplies;

(B) reduce or eliminate emissions of greenhouse gases;

(C) reduce negative environmental effects associated with energy production, storage, and use; and

(D) enhance the competitiveness of United States energy technology exports.

(2) Awards made under this subsection may include funding for—

(A) energy efficiency;

(B) renewable energy, including solar, wind, and biofuels; and

(C) nuclear, hydrogen, and any other energy research that could accomplish the purpose set forth in paragraph (1).

(3) The Secretary of Energy may require or authorize grantees under this subsection to partner with industry, but only to the extent that such a requirement does not prevent long-range, potentially pathbreaking research from being funded under this subsection.

(4) An institution of higher education seeking funding under this subsection shall submit an application at such time, in such manner, and containing such information as the Secretary of Energy may require.

(5) In this subsection, the term ''institution of higher education'' has the meaning given that term in section 101(a) of the Higher Education Act of 1965.

(c) FUNDING FOR ENERGY SCHOLARSHIPS.—

(1) Using 5 percent of the funds authorized by subsection (d), the Secretary of Energy, through the energy supply research and development programs of the Department of Energy, and in consultation with the Office of Science of the Department of Energy, shall carry out a program to award grants to institutions of higher education on the basis of competitive, merit-based review, to grant graduate traineeships to Ph.D. students who are citizens of the United States who will carry out research on advanced energy technologies to accomplish the purpose set forth in subsection (c)(1).

(2) Awards made under this subsection may include funding for—

(A) energy efficiency;

(B) renewable energy, including solar, wind, and biofuels; and

(C) nuclear, hydrogen, and any other energy research that would accomplish the purpose set forth in subsection (c)(1) that is not eligible for funding under section 7 of the Energy and Mineral Schools Reinvestment Act.

(3) An institution of higher education seeking funding under this subsection shall submit an application at such time, in such manner, and containing such information as the Secretary of Energy may require.

(4) In this subsection, the term ''institution of higher education'' has the meaning given that term in section 101(a) of the Higher Education Act of 1965.

(d) AUTHORIZATION OF APPROPRIATIONS.—There is authorized to be appropriated to carry out this section $150,000,000 for each of fiscal years 2007 through 2017.

SEC. 22. ONSHORE AND OFFSHORE MINERAL LEASE FEES.

Except as otherwise provided in this Act, the Department of the Interior is prohibited from charging fees applicable to actions on Federal onshore and offshore oil and gas, coal, geothermal, and other mineral leases, including transportation of any production from such leases, if such fees were not established in final regulations prior to the date of issuance of the lease.

SEC. 23. OCS REGIONAL HEADQUARTERS.

The headquarters for the Gulf of Mexico Region shall permanently be located within the State of Louisiana within 25 miles of the center of Jackson Square, New Orleans, Louisiana. Further, not later than July 1, 2008, the Secretary of the Interior shall establish the headquarters for the Atlantic OCS Region and the headquarters for the Pacific OCS Region within a State bordering the Atlantic OCS Region and a State bordering the Pacific OCS Region, respectively, from among the States bordering those Regions, that petitions by no later than January 1, 2008, for leasing, for oil and gas or natural gas, covering at least 40 percent of the area of its Adjacent Zone within 100 miles of the coastline. Such Atlantic and Pacific OCS Regions headquarters shall be located within 25 miles of the coastline and each MMS OCS regional headquarters shall be the permanent duty station for all Minerals Management Service personnel that on a daily basis spend on average 60 percent or more of their time in performance of duties in support of the activities of the respective Region, except that the Minerals Management Service may house regional inspection staff in other locations. Each OCS Region shall each be led by a Regional Director who shall be an employee within the Senior Executive Service.

SEC. 24. NATIONAL GEO FUND ACT OF 2006.

(a) SHORT TITLE.—This section may be cited as the ''National Geo Fund Act of 2006''.

(b) PURPOSES.—The purpose of this section is to provide for the management of geologic programs, geologic mapping, geophysical and other seismic studies, seismic monitoring programs, and the preservation and use of geologic and geophysical data, geothermal and geopressure energy resource management, unconventional energy resources management, and renewable energy management associated with ocean wave, current, and thermal resources.

(c) STATE DEFINED.—In this section the term ''State'' means the agency of a State designated by its Governor or State law to perform the functions and activities described in subsection (b).

(d) STRATEGIC UNCONVENTIONAL RESOURCES.—

(1) PROGRAM.—The Secretary of the Interior shall establish a program for production of fuels from strategic unconventional resources, and production of oil and gas resources using CO2 enhanced recovery. The program shall focus initially on activities and domestic resources most likely to result in significant production in the near future, and shall include work necessary to improve extraction techniques, including surface and in situ operations. The program shall include characterization and assessment of potential resources, a sampling program, appropriate laboratory and other analyses and testing, and assessment of methods for exploration and development of these strategic unconventional resources.

(2) PILOT PROJECTS.—The program created in paragraph (1) shall include, but not be limited to, pilot projects on (A) the Maverick Basin heavy oil and tar sands formations of Texas, including the San Miguel deposits, (B) the Greater Green River Basin heavy oil, oil shale, tar sands, and coal deposits of Colorado, Utah, and Wyoming, (C) the shale, tar sands, heavy oil, and coal deposits in the Alabama-Mississippi-Tennessee region, (D) the shale, tar sands, heavy oil, and coal deposits in the Ohio River valley, and (E) strategic unconventional resources in California. The Secretary shall identify and report to Congress on feasible incentives to foster recovery of unconventional fuels by private industry within the United States. Such incentives may include, but are not limited to, long-term contracts for the purchase of unconventional fuels for defense purposes, Federal grants and loan guarantees for necessary capital expenditures, and favorable terms for the leasing of Government lands containing unconventional resources.

(3) DEFINITIONS.—In this subsection:

(A) STRATEGIC UNCONVENTIONAL RESOURCES.—The term ''strategic unconventional resources'' means hydrocarbon resources, including heavy oil, oil shale, tar sands, and coal deposits, from which liquid fuels may be produced.

(B) IN SITU EXTRACTION METHODS.—The term ''in situ extraction methods'' means recovery techniques that are applied to the resources while they are still in the ground, and are in commercial use or advanced stages of development. Such techniques include, but are not limited to, steam flooding,

steam-assisted gravity drainage (including combination with electric power generation where appropriate), cyclic steam stimulation, air injection, and chemical treatment.

(4) AUTHORIZATION OF APPROPRIATIONS.—There is authorized to be appropriated to carry out this subsection for each of fiscal years 2007 through 2011 not less than $35,000,000. Each pilot project shall be allocated not less than $4,000,000 per year in each of fiscal years 2007 through 2011.

(e) SUPPORT OF GEOTHERMAL AND GEOPRESSURE OIL AND GAS ENERGY PRODUCTION.—

(1) IN GENERAL.—The Secretary shall carry out a grant program in support of geothermal and geopressure oil and gas energy production. The program shall include grants for a total of not less than three assessments of the use of innovative geothermal techniques such as organic rankine cycle systems at marginal, unproductive, and productive oil and gas wells, and not less than one assessment of the use of innovative geopressure techniques. The Secretary shall, to the extent practicable and in the public interest, make awards that—

(A) include not less than five oil or gas well sites per project award;

(B) use a range of oil or gas well hot water source temperatures from 150 degrees Fahrenheit to 300 degrees Fahrenheit;

(C) use existing or new oil or gas wells;

(D) cover a range of sizes from 175 kilowatts to one megawatt;

(E) are located at a range of sites including tribal lands, Federal lease, State, or privately owned sites;

(F) can be replicated at a wide range of sites;

(G) facilitate identification of optimum techniques among competing alternatives;

(H) include business commercialization plans that have the potential for production of equipment at high volumes and operation and support at a large number of sites; and

(I) satisfy other criteria that the Secretary determines are necessary to carry out the program.

The Secretary shall give preference to assessments that address multiple elements contained in subparagraphs (A) through (I).

(2) GRANT AWARDS.—

(A) IN GENERAL.—Each grant award for assessment of innovative geothermal or geopressure technology such as organic rankine cycle systems at oil and gas wells made by the Secretary under this section shall include—

(i) necessary and appropriate site engineering study;

(ii) detailed economic assessment of site specific conditions;

(iii) appropriate feasibility studies to determine ability for replication;

(iv) design or adaptation of existing technology for site specific circumstances or conditions;

(v) installation of equipment, service, and support; and

(vi) monitoring for a minimum of one year after commissioning date.

(3) COMPETITIVE GRANT SELECTION.—Not less than 180 days after the date of the enactment of this Act, the Secretary shall conduct a national solicitation for applications for grants under the program. Grant recipients shall be selected on a competitive basis based on criteria in subsection (b).

(4) FEDERAL SHARE.—The Federal share of costs of grants under this subsection shall be provided from funds made available to carry out this section. The Federal share of the cost of a project carried out with such a grant shall not exceed 50 percent of such cost.

(5) AUTHORIZATION OF APPROPRIATIONS.—There is authorized to be appropriated to carry out this subsection for each of fiscal years 2007 through 2011 not less than $5,000,000. No funds authorized under this section may be used for the purposes of drilling new wells.

(6) AMENDMENT.—Section 4 of the Geothermal Steam Act of 1970 (30 USC 1003) is amended by adding at the end the following:

''(h) GEOTHERMAL RESOURCES CO-PRODUCED WITH THE MINERALS.—Any person who holds a lease or who operates a cooperative or unit plan under the Mineral Leasing Act, in the absence of an existing lease for geothermal resources under this Act, shall upon notice to the Secretary have the right to utilize any geothermal resources co-produced with the minerals for which the lease was issued during the operation of that lease or cooperative or unit plan, for the generating of electricity to operate the lease. Any electricity that is produced in excess of that which is required to operate the lease and that is sold for purposes outside of the boundary of the lease shall be subject to the requirements of section 5.''.

(f) LIQUID FUELS GRANT PROGRAM.—

(1) PROGRAM.—The Secretary of the Interior shall establish a grant program for facilities for coal-to-liquids, petroleum coke-to-liquids, oil shale, tar sands, heavy oil, and Alaska natural gas-to-liquids and to assess the production of low-rank coal water fuel (in this subsection referred to as ''LRCWF'').

(2) LRCWF.—The LRCWF grant project location shall use lignite coal from fields near the Tombigbee River within 60 miles of a land-grant college and shall be allocated $15,000,000 for expenditure during fiscal year 2007.

(3) DEFINITIONS.—In this subsection:

(A) COAL-TO-LIQUIDS FRONT-END ENGINEERING AND DESIGN.—The terms ''coal-to-liquids front-end engineering and design'' and ''FEED'' mean those expenditures necessary to engineer, design, and obtain permits for a facility for a particular geographic location which will utilize a process or technique to produce liquid fuels from coal resources.

(B) LOW-RANK COAL WATER FUEL.—In this subsection the term ''low-rank coal water fuel'' means a liquid fuel produced from hydrothermal treatment of lignite and sub-bituminous coals.

(4) GRANT PROVISIONS.—All grants shall require a 50 percent non-Federal cost share. The first 4 FEED grant recipients who receive full project construction financing commitments, based on earliest calendar date, shall not be required to repay any of their grants. The next 4 FEED grant recipients who receive such commitments shall be required to repay 25 percent of the grant. The next 4 FEED grant recipients who receive such commitments shall be required to repay 50 percent of the grant, and the remaining FEED grant recipients shall be required to repay 75 percent of the grant. The LRCWF recipient shall not be required to repay the grant. Any required repayment shall be paid as part of the closing process for any construction financing relating to the grant. No repayment shall require the payment of interest if repaid within 5 years of the issuance of the grant. FEED grants shall be limited to a maximum of $1,000,000 per 1,000 barrels per day of liquid fuels production capacity, not to exceed $25 million per year.

(5) AUTHORIZATION OF APPROPRIATIONS.—There is authorized to be appropriated to carry out this subsection—

(A) $65,000,000 for fiscal year 2007; and

(B) $37,500,000 for each of fiscal years 2008 through 2013.

(g) RENEWABLE ENERGY FROM OCEAN WAVE, CURRENT, AND THERMAL RESOURCES.—

(1) PROGRAM.—The Secretary of the Interior shall establish a grant program for the production of renewable energy from ocean waves, currents, and thermal resources.

(2) GRANT PROVISIONS.—All grants under this subsection shall require a 50 percent non-Federal cost share.

(3) AUTHORIZATION OF APPROPRIATIONS.—There is authorized to be appropriated to carry out this subsection funds for each of fiscal years 2007 through 2011 in the amount of not less than $20,000,000 each year, and thereafter in such amounts as the Secretary may find appropriate.

(h) AMENDMENT TO THE SURFACE MINING CONTROL AND RECLAMATION ACT OF 1977.—Section 507 of the Surface Mining Control and Reclamation Act of 1977 (30 U.S.C. 1267) is amended by adding at the end the following:

''(i) Any person who provides the regulatory authority with a map under subsection (b)(13) or (b)(14) shall not be liable to any other person in any way for the accuracy or completeness of any such map which was not prepared and certified by or on behalf of such person.''.

SEC. 25. LEASES FOR AREAS LOCATED WITHIN 100 MILES OF CALIFORNIA OR FLORIDA.

(a) AUTHORIZATION TO CANCEL AND EXCHANGE CERTAIN EXISTING OIL AND GAS LEASES; PROHIBITION ON SUBMITTAL OF EXPLORATION PLANS FOR CERTAIN LEASES PRIOR TO JUNE 30, 2010.—

(1) AUTHORITY.—Within 2 years after the date of enactment of this Act, the lessee of an existing oil and gas lease for an area located completely within 100 miles of the coastline within the California or Florida Adjacent Zones shall have the option, without compensation, of exchanging such lease for a new oil and gas lease having a primary term of 5 years. For the area subject to the new lease, the lessee may select any unleased tract on the outer Continental Shelf that is in an area available for leasing. Further, with the permission of the relevant Governor, such a lessee may convert its existing oil and gas lease into a natural gas lease having a primary term of 5 years and covering the same area as the existing lease or another area within the same State's Adjacent Zone within 100 miles of the coastline.

(2) ADMINISTRATIVE PROCESS.—The Secretary of the Interior shall establish a reasonable administrative process to implement paragraph (1). Exchanges and conversions under subsection (a), including the issuance of new leases, shall not be considered to be major Federal actions for purposes of the National Environmental Policy Act of 1969 (42 U.S.C. 4321 et seq.). Further, such actions conducted in accordance with this section are deemed to be in compliance all provisions of the Outer Continental Shelf Lands Act (43 U.S.C. 1331 et seq.).

(3) OPERATING RESTRICTIONS.—A new lease issued in exchange for an existing lease under this section shall be subject to such national defense operating stipulations on the OCS tract covered by the new lease as may be applicable upon issuance.

(4) PRIORITY.—The Secretary shall give priority in the lease exchange process based on the amount of the original bonus bid paid for the issuance of each lease to be exchanged. The Secretary shall allow leases covering partial tracts to be exchanged for leases covering full tracts conditioned upon payment of additional bonus bids on a per-acre basis as determined by the average per acre of the original bonus bid per acre for the partial tract being exchanged.

(5) EXPLORATION PLANS.—Any exploration plan submitted to the Secretary of the Interior after the date of the enactment of this Act and before July 1, 2010, for an oil and gas lease for an area wholly within 100 miles of the coastline within the California Adjacent Zone or Florida Adjacent Zone shall not be

treated as received by the Secretary until the earlier of July 1, 2010, or the date on which a petition by the Adjacent State for oil and gas leasing covering the area within which is located the area subject to the oil and gas lease was approved.

(b) FURTHER LEASE CANCELLATION AND EXCHANGE PROVISIONS.—

(1) CANCELLATION OF LEASE.—As part of the lease exchange process under this section, the Secretary shall cancel a lease that is exchanged under this section.

(2) CONSENT OF LESSEES.—All lessees holding an interest in a lease must consent to cancellation of their leasehold interests in order for the lease to be cancelled and exchanged under this section.

(3) WAIVER OF RIGHTS.—As a prerequisite to the exchange of a lease under this section, the lessee must waive any rights to bring any litigation against the United States related to the transaction.

(4) PLUGGING AND ABANDONMENT.—The plugging and abandonment requirements for any wells located on any lease to be cancelled and exchanged under this section must be complied with by the lessees prior to the cancellation and exchange.

(c) AREA PARTIALLY WITHIN 100 MILES OF FLORIDA.—An existing oil and gas lease for an area located partially within 100 miles of the coastline within the Florida n Adjacent Zone may only be developed and produced using wells drilled from well-head locations at least 100 miles from the coastline to any bottom-hole location on the area of the lease. This subsection shall not apply if Florida has petitioned for leasing closer to the coastline than 100 miles.

(d) EXISTING OIL AND GAS LEASE DEFINED.—In this section the term ''existing oil and gas lease'' means an oil and gas lease in effect on the date of the enactment of this Act.

SEC. 26. COASTAL IMPACT ASSISTANCE.

Section 31 of the Outer Continental Shelf Lands Act (43 U.S.C. 1356a) is repealed.

SEC. 27. OIL SHALE AND TAR SANDS AMENDMENTS.

(a) REPEAL OF REQUIREMENT TO ESTABLISH PAYMENTS.—Section 369(o) of the Energy Policy Act of 2005 (Public Law 109–58; 119 Stat. 728; 42 U.S.C. 15927) is repealed.

(b) TREATMENT OF REVENUES.—Section 21 of the Mineral Leasing Act (30 U.S.C. 241) is amended by adding at the end the following:

''(e) REVENUES.—

''(1) IN GENERAL.—Notwithstanding the provisions of section 35, all revenues received from and under an oil shale or tar sands lease shall be disposed of as provided in this subsection.

''(2) ROYALTY RATES FOR COMMERCIAL LEASES.—

''(A) ROYALTY RATES.—The Secretary shall model the royalty schedule for oil shale and tar sands leases based on the royalty program currently in effect for the production of synthetic crude oil from oil sands in the Province of Alberta, Canada.

''(B) REDUCTION.—The Secretary shall reduce any royalty otherwise required to be paid under subparagraph (A) under any oil shale or tar sands lease on a sliding scale based upon market price, with a 10 percent reduction if the average futures price of NYMEX Light Sweet Crude, or a similar index, drops, for the previous quarter year, below $50 (in January 1, 2006, dollars), and an 80 percent reduction if the average price drops below $30 (in January 1, 2006, dollars) for the quarter previous to the one in which the production is sold.

''(3) DISPOSITION OF REVENUES.—

''(A) DEPOSIT.—The Secretary shall deposit into a separate account in the Treasury all revenues derived from any oil shale or tar sands lease.

''(B) ALLOCATIONS TO STATES AND LOCAL POLITICAL SUBDIVISIONS.—The Secretary shall allocate 50 percent of the revenues deposited into the account established under subparagraph (A) to the State within the boundaries of which the leased lands are located, with a portion of that to be paid directly by the Secretary to the State's local political subdivisions as provided in this paragraph.

''(C) TRANSMISSION OF ALLOCATIONS.—

''(i) IN GENERAL.—Not later than the last business day of the month after the month in which the revenues were received, the Secretary shall transmit—

''(I) to each State two-thirds of such State's allocations under subparagraph (B), and in accordance with clauses (ii) and (iii) to certain county-equivalent and municipal political subdivisions of such State a total of one-third of such State's allocations under subparagraph (B), together with all accrued interest thereon; and

''(II) the remaining balance of such revenues deposited into the account that are not allocated under subparagraph (B), together with interest thereon, shall be transmitted to the miscellaneous receipts account of the Treasury, except that until a lease has been in production for 20 years 50 percent of such remaining balance derived from a lease shall be paid in accordance with subclause (I).

''(ii) ALLOCATIONS TO CERTAIN COUNTY-EQUIVALENT POLITICAL SUBDIVISIONS.—The Secretary shall under clause (i)(I) make equitable allocations of the revenues to county-equivalent political subdivisions that the Secretary determines are closely associated with the leasing and production of oil shale and tar sands, under a formula that the Secretary shall determine by regulation.

''(iii) ALLOCATIONS TO MUNICIPAL POLITICAL SUBDIVISIONS.—The initial allocation to each county-equivalent political subdivision under clause (ii) shall be further allocated to the county-equivalent political subdivision and any municipal political subdivisions located partially or wholly within the boundaries of the county-equivalent political subdivision on an equitable basis under a formula that the Secretary shall determine by regulation.

''(D) INVESTMENT OF DEPOSITS.—The deposits in the Treasury account established under this section shall be invested by the Secretary of the Treasury in securities backed by the full faith and credit of the United States having maturities suitable to the needs of the account and yielding the highest reasonably available interest rates as determined by the Secretary of the Treasury.

''(E) USE OF FUNDS.—A recipient of funds under this subsection may use the funds for any lawful purpose as determined by State law. Funds allocated under this subsection to States and local political subdivisions may be used as matching funds for other Federal programs without limitation. Funds allocated to local political subdivisions under this subsection may not be used in calculation of payments to such local political subdivisions under programs for payments in lieu of taxes or other similar programs.

''(F) NO ACCOUNTING REQUIRED.—No recipient of funds under this subsection shall be required to account to the Federal Government for the expenditure of such funds, except as otherwise may be required by law.

''(4) DEFINITIONS.—In this subsection:

''(A) COUNTY-EQUIVALENT POLITICAL SUBDIVISION.—The term 'county-equivalent political subdivision' means a political jurisdiction immediately below the level of State government, including a county, parish, borough in Alaska, independent municipality not part of a county, parish, or borough in Alaska, or other equivalent subdivision of a State.

''(B) MUNICIPAL POLITICAL SUBDIVISION.—The term 'municipal political subdivision' means a municipality located within and part of a county, parish, borough in Alaska, or other equivalent subdivision of a State.''.

SEC. 28. AVAILABILITY OF OCS RECEIPTS TO PROVIDE PAYMENTS UNDER SECURE RURAL SCHOOLS AND COMMUNITY SELF-DETERMINATION ACT OF 2000.

Section 9 of the Outer Continental Shelf Lands Act (43 U.S.C. 1338) is amended by inserting after subsection (i), as added by section 7 of this Act, the following new subsection:

''(j) CONDITIONAL AVAILABILITY OF FUNDS FOR PAYMENTS UNDER SECURE RURAL SCHOOLS AND COMMUNITY SELF-DETERMINATION ACT OF 2000.—

''(1) AVAILABILITY OF FUNDS.—Subject to paragraph (2), but notwithstanding any other provision of this section, $50,000,000 of OCS Receipts shall be available to the Secretary of the Treasury for each of fiscal years 2007 through 2012 to make payments under sections 102 and 103 of the Secure Rural Schools and Community Self-Determination Act of 2000 (Public Law 106–393; 16 U.S.C. 500 note). The Secretary of the Treasury shall use the funds made available by this subsection to make such payments in lieu of using funds in the Treasury not otherwise appropriated, as otherwise authorized by sections 102(b)(3) and 103(b)(2) of such Act.

''(2) CONDITION ON AVAILABILITY.—OCS Receipts shall be available under paragraph (1) for a fiscal year only if—

''(A) title I of the Secure Rural Schools and Community Self-Determination Act of 2000 has been reauthorized through at least that fiscal year; and

''(B) the authority to initiate projects under titles II and III of such Act has been extended through at least that fiscal year.''.

SEC. 29. SENSE OF THE CONGRESS TO BUY AND BUILD AMERICAN.

(a) BUY AND BUILD AMERICAN.—It is the intention of the Congress that this Act, among other things, result in a healthy and growing American industrial, manufacturing, transportation, and service sector employing the vast talents of America's workforce to assist in the development of affordable energy from the Outer Continental Shelf. Moreover, the Congress intends to monitor the deployment of personnel and material in the Outer Continental Shelf to encourage the development of American technology and manufacturing to enable United States workers to benefit from this Act by good jobs and careers, as well as the establishment of important industrial facilities to support expanded access to American resources.

(b) SAFEGUARD FOR EXTRAORDINARY ABILITY.—Section 30(a) of the Outer Continental Shelf Lands Act (43 U.S.C. 1356(a)) is amended in the matter preceding paragraph (1) by striking ''regulations which'' and inserting ''regulations that shall be supplemental and complimentary with and under no circumstances a substitution for the provisions of the Constitution and laws of the United States extended to the subsoil and seabed of the outer Continental Shelf pursuant to section 4(a)(1) of this Act, except insofar as such laws would otherwise apply to individuals who have extraordinary ability in the sciences, arts, education, or business, which has been demonstrated by sustained national or international acclaim, and that''.

SEC. 30. AVAILABILITY OF OCS RECEIPTS TO PROVIDE FUNDS FOR TRANSPORTATION INFRASTRUCTURE OF THE NATION'S CAPITAL.

Section 9 of the Outer Continental Shelf Lands Act (43. U.S.C. 1338) is further amended by adding at the end the following new subsection:

"(k) AVAILABILITY OF FUNDS FOR IMPROVEMENTS TO THE TRANSPORTATION INFRASTRUCTURE OF THE NATION'S CAPITAL.—Notwithstanding any other provision of this section, $150,000,000 of OCS Receipts shall be available to the Secretary of the Treasury for each of fiscal years 2007 through 2016 to make payments, subject to appropriations, to the Washington Metropolitan Area Transit Authority (as defined in the National Capital Transportation Act of 1969) (sec. 9—1111.01 et seq., D.C. Official Code) to finance in part the capital and preventive maintenance projects included in the Capital Improvement Program approved by the Board of Directors of the Washington Metropolitan Area Transit Authority.

The bill, as amended, was ordered to be engrossed and read a third time, was read a third time by title.

The question being put, viva voce,

Will the House pass said bill?

The SPEAKER pro tempore, Mr. SIMPSON, announced that the yeas had it.

Mr. RAHALL demanded a recorded vote on passage of said bill, which demand was supported by one-fifth of a quorum, so a recorded vote was ordered.

The vote was taken by electronic device.

It was decided in the affirmative ..... { Yeas ..... 232 / Nays 187

¶64.29 [Roll No. 356]

AYES—232

Abercrombie
Aderholt
Akin
Alexander
Bachus
Baker
Barrett (SC)
Barrow
Barton (TX)
Beauprez
Berry
Biggert
Bilbray
Bilirakis
Bishop (GA)
Blackburn
Blunt
Boehner
Bonilla
Bonner
Boozman
Boren
Boswell
Boucher
Boustany
Boyd
Brady (PA)
Brady (TX)
Brown (SC)
Brown-Waite, Ginny
Burgess
Burton (IN)
Buyer
Calvert
Camp (MI)
Cantor
Capito
Carter
Chabot
Chocola
Coble
Cole (OK)
Conaway
Costa
Cramer
Crenshaw
Cubin
Cuellar
Culberson
Davis (AL)
Davis (KY)
Davis (TN)
Davis, Tom
Deal (GA)
DeFazio
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Doolittle
Doyle
Drake
Dreier
Duncan
Edwards
Emerson
English (PA)
Everett
Feeney
Flake
Forbes
Fortenberry
Fossella
Foxx
Franks (AZ)
Gallegly
Garrett (NJ)
Gibbons
Gillmor
Gingrey
Gohmert
Gonzalez
Goode
Goodlatte
Granger
Graves
Green (WI)
Green, Al
Gutknecht
Hall
Hart
Hastings (WA)
Hayes
Hayworth
Hefley
Hensarling
Herger
Herseth
Hinojosa
Hobson
Hoekstra
Holden
Hostettler
Hulshof
Hunter
Hyde
Inglis (SC)
Issa
Istook
Jackson-Lee (TX)
Jefferson
Jenkins
Jindal
Johnson, E. B.
Jones (NC)
Keller
Kennedy (MN)
Kind
King (IA)
King (NY)
Kingston
Kline
Knollenberg
Kolbe
Kuhl (NY)
Latham
LaTourette
Lewis (CA)
Lewis (KY)
Linder
Lucas
Lungren, Daniel E.
Manzullo
Marchant
Marshall
Matheson
McCaul (TX)
McCotter
McCrery
McHugh
McKeon
McMorris
Melancon
Mica
Miller (FL)
Miller (MI)
Miller, Gary
Mollohan
Moran (KS)
Murphy
Murtha
Musgrave
Myrick
Neugebauer
Ney
Northup
Norwood
Nunes
Nussle
Ortiz
Osborne
Otter
Oxley
Paul
Pearce
Pence
Peterson (MN)
Peterson (PA)
Petri
Pickering
Pitts
Platts
Poe
Pombo
Pomeroy
Porter
Price (GA)
Pryce (OH)
Putnam
Radanovich
Regula
Rehberg
Renzi
Reyes
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Ross
Royce
Ryan (WI)
Ryun (KS)
Schmidt
Schwarz (MI)
Sensenbrenner
Sessions
Shadegg
Shimkus
Shuster
Simpson
Skelton
Smith (TX)
Sodrel
Souder
Stearns
Sullivan
Sweeney
Tancredo
Tanner
Taylor (MS)
Taylor (NC)
Terry
Thomas
Thompson (MS)
Thornberry
Tiahrt
Tiberi
Turner
Upton
Walden (OR)
Walsh
Wamp
Weldon (FL)
Weller
Westmoreland
Whitfield
Wicker
Wilson (NM)
Wilson (SC)
Wolf
Young (AK)
Young (FL)

NOES—187

Ackerman
Allen
Andrews
Baca
Baird
Baldwin
Bartlett (MD)
Bass
Bean
Becerra
Berkley
Berman
Bishop (NY)
Blumenauer
Boehlert
Bono
Bradley (NH)
Brown (OH)
Brown, Corrine
Butterfield
Campbell (CA)
Capps
Capuano
Cardin
Cardoza
Carnahan
Carson
Case
Castle
Chandler
Clay
Cleaver
Clyburn
Conyers
Cooper
Costello
Crowley
Cummings
Davis (CA)
Davis (FL)
Davis (IL)
Davis, Jo Ann
DeGette
Delahunt
DeLauro
Dingell
Doggett
Ehlers
Emanuel
Engel
Eshoo
Etheridge
Farr
Fattah
Ferguson
Filner
Foley
Frank (MA)
Frelinghuysen
Gilchrest
Gordon
Grijalva
Gutierrez
Harman
Harris
Hastings (FL)
Higgins
Hinchey
Holt
Honda
Hooley
Hoyer
Inslee
Israel
Jackson (IL)
Johnson (CT)
Johnson (IL)
Jones (OH)
Kaptur
Kelly
Kennedy (RI)
Kildee
Kilpatrick (MI)
Kirk
Kucinich
LaHood
Langevin
Lantos
Larsen (WA)
Larson (CT)
Leach
Lee
Levin
Lewis (GA)
Lipinski
LoBiondo
Lofgren, Zoe
Lowey
Lynch
Mack
Maloney
Markey
Matsui
McCarthy
McCollum (MN)
McDermott
McGovern
McIntyre
McKinney
McNulty
Meehan
Meek (FL)
Meeks (NY)
Michaud
Millender-McDonald
Miller (NC)
Miller, George
Moore (KS)
Moore (WI)
Moran (VA)
Nadler
Napolitano
Neal (MA)
Oberstar
Obey
Olver
Owens
Pallone
Pascrell
Pastor
Payne
Pelosi
Price (NC)
Rahall
Ramstad
Rangel
Reichert
Ros-Lehtinen
Rothman
Roybal-Allard
Ruppersberger
Ryan (OH)
Sabo
Salazar
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Saxton
Schakowsky
Schiff
Schwartz (PA)
Scott (GA)
Scott (VA)
Serrano
Shaw
Shays
Sherman
Simmons
Slaughter
Smith (NJ)
Smith (WA)
Snyder
Solis
Spratt
Stark
Strickland
Stupak
Tauscher
Thompson (CA)
Tierney
Towns
Udall (CO)
Udall (NM)
Van Hollen
Velázquez
Visclosky
Wasserman Schultz
Waters
Watson
Watt
Waxman
Weiner
Weldon (PA)
Wexler
Woolsey
Wu
Wynn

NOT VOTING—13

Bishop (UT)
Cannon
Dicks
Evans
Fitzpatrick (PA)
Ford
Gerlach
Green, Gene
Johnson, Sam
Kanjorski
McHenry
Rush
Sherwood

So the bill was passed.

A motion to reconsider the vote whereby said bill was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

¶64.30 H. RES. 895—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mr. SIMPSON, pursuant to clause 8, rule XX, announced the unfinished business to be the question on agreeing to the resolution (H. Res. 895) supporting intelligence and law enforcement programs to track terrorists and terrorist finances conducted consistent with Federal law and with appropriate Congressional consultation and specifically condemning the disclosure and publication of classified information that impairs the international fight against terrorism and needlessly exposes Americans to the threat of further terror attacks by revealing a crucial method by which terrorists are traced through their finances.

The question being put,

Will the House agree to said resolution?

The vote was taken by electronic device.

It was decided in the affirmative ..... { Yeas ..... 227 / Nays 183

¶64.31 [Roll No. 357]

YEAS—227

Aderholt
Akin
Alexander
Bachus
Baker
Barrett (SC)
Barrow
Barton (TX)
Bass
Bean
Beauprez
Biggert
Bilbray
Bilirakis
Blackburn
Blunt
Boehlert
Boehner
Bonilla
Bono
Boozman
Boren
Boswell
Boustany
Bradley (NH)
Brady (TX)
Brown (SC)
Brown-Waite, Ginny
Burgess
Burton (IN)
Buyer
Calvert
Camp (MI)
Campbell (CA)
Cantor
Capito
Carter
Castle
Chabot
Chocola
Coble
Cole (OK)
Conaway
Crenshaw
Cubin
Cuellar
Culberson
Davis (KY)
Davis, Jo Ann
Davis, Tom
Deal (GA)
DeFazio
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Doolittle
Drake
Dreier
Duncan
Edwards
Ehlers
Emerson
English (PA)
Feeney
Ferguson
Flake
Foley
Forbes
Fortenberry
Fossella
Foxx
Franks (AZ)
Frelinghuysen
Gallegly
Gibbons
Gilchrest
Gillmor
Gingrey
Gohmert
Goode
Goodlatte
Gordon
Granger
Graves
Green (WI)
Gutknecht
Hall
Harris
Hart
Hastings (WA)
Hayes
Hayworth
Hefley
Hensarling
Herger
Higgins
Hobson
Hoekstra
Hostettler
Hulshof
Hunter
Hyde
Inglis (SC)
Issa
Istook
Jenkins
Jindal
Johnson (CT)
Johnson (IL)
Keller
Kelly
Kennedy (MN)
King (IA)
King (NY)
Kingston
Kirk
Kline
Knollenberg
Kolbe
Kuhl (NY)
LaHood
Latham
LaTourette
Leach
Lewis (CA)
Lewis (KY)
Linder
LoBiondo
Lucas
Lungren, Daniel E.
Mack
Marchant
Marshall
Matheson
McCaul (TX)
McCotter
McCrery
McHugh
McKeon
McMorris
Melancon
Mica
Miller (FL)
Miller (MI)
Miller, Gary
Murphy
Musgrave
Myrick
Neugebauer
Ney
Northup
Norwood
Nunes
Nussle
Oxley
Pearce
Pence
Peterson (MN)
Peterson (PA)
Petri
Pickering
Pitts
Platts

Poe
Pombo
Porter
Price (GA)
Pryce (OH)
Putnam
Radanovich
Ramstad
Regula
Rehberg
Reichert
Renzi
Reynolds
Rogers (KY)
Rogers (MI)
Rohrabacher
Ros-Lehtinen
Ross
Royce
Ryan (WI)
Ryun (KS)
Salazar
Saxton
Schmidt
Schwarz (MI)
Sensenbrenner
Sessions
Shadegg
Shaw
Shimkus
Shuster
Simmons
Simpson
Skelton
Smith (NJ)
Smith (TX)
Sodrel
Souder
Stearns
Sullivan
Sweeney
Tancredo
Taylor (MS)
Taylor (NC)
Terry
Thomas
Thornberry
Tiahrt
Tiberi
Turner
Upton
Walden (OR)
Wamp
Weldon (FL)
Weldon (PA)
Weller
Westmoreland
Whitfield
Wicker
Wilson (NM)
Wilson (SC)
Wolf
Young (AK)
Young (FL)

NAYS—183

Abercrombie
Ackerman
Allen
Andrews
Baca
Baird
Baldwin
Bartlett (MD)
Becerra
Berkley
Berman
Berry
Bishop (GA)
Bishop (NY)
Boucher
Brady (PA)
Brown (OH)
Brown, Corrine
Butterfield
Capps
Capuano
Cardin
Cardoza
Carnahan
Carson
Case
Chandler
Clay
Cleaver
Clyburn
Conyers
Cooper
Costa
Costello
Cramer
Crowley
Cummings
Davis (AL)
Davis (CA)
Davis (FL)
Davis (IL)
DeGette
Delahunt
DeLauro
Dingell
Doggett
Doyle
Emanuel
Engel
Eshoo
Etheridge
Farr
Fattah
Filner
Frank (MA)
Garrett (NJ)
Gonzalez
Green, Al
Grijalva
Gutierrez
Harman
Hastings (FL)
Herseth
Hinchey
Hinojosa
Holden
Holt
Honda
Hooley
Hoyer
Inslee
Israel
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Johnson, E. B.
Jones (NC)
Kaptur
Kennedy (RI)
Kildee
Kilpatrick (MI)
Kind
Kucinich
Langevin
Lantos
Larsen (WA)
Larson (CT)
Lee
Levin
Lewis (GA)
Lipinski
Lofgren, Zoe
Lowey
Lynch
Maloney
Manzullo
Markey
Matsui
McCarthy
McCollum (MN)
McDermott
McGovern
McIntyre
McKinney
McNulty
Meehan
Meek (FL)
Meeks (NY)
Michaud
Millender-McDonald
Miller (NC)
Miller, George
Mollohan
Moore (KS)
Moore (WI)
Moran (VA)
Murtha
Nadler
Napolitano
Neal (MA)
Oberstar
Obey
Olver
Ortiz
Otter
Owens
Pallone
Pascrell
Pastor
Paul
Payne
Pelosi
Pomeroy
Price (NC)
Rahall
Rangel
Reyes
Rothman
Roybal-Allard
Ruppersberger
Ryan (OH)
Sabo
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Schakowsky
Schiff
Schwartz (PA)
Scott (GA)
Scott (VA)
Serrano
Shays
Sherman
Slaughter
Smith (WA)
Snyder
Solis
Spratt
Stark
Strickland
Stupak
Tanner
Tauscher
Thompson (CA)
Thompson (MS)
Tierney
Towns
Udall (CO)
Udall (NM)
Van Hollen
Velázquez
Visclosky
Walsh
Wasserman Schultz
Waters
Watson
Watt
Waxman
Weiner
Wexler
Woolsey
Wu
Wynn

NOT VOTING—22

Bishop (UT)
Blumenauer
Bonner
Boyd
Cannon
Davis (TN)
Dicks
Evans
Everett
Fitzpatrick (PA)
Ford
Gerlach
Green, Gene
Johnson, Sam
Jones (OH)
Kanjorski
McHenry
Moran (KS)
Osborne
Rogers (AL)
Rush
Sherwood

So the resolution was agreed to.

A motion to reconsider the vote whereby said resolution was agreed to was, by unanimous consent, laid on the table.

¶64.32 APPOINTMENT OF SPEAKER PRO TEMPORE TO SIGN ENROLLMENTS

The SPEAKER pro tempore, Mr. SIMPSON, laid before the House a communication, which was read as follows:

THE SPEAKER'S ROOMS,
HOUSE OF REPRESENTATIVES,
Washington, DC, June 29, 2006.

I hereby appoint the Honorable FRANK R. WOLF and the Honorable TOM DAVIS to act as Speaker pro tempore to sign enrolled bills and joint resolutions through July 10, 2006.

J. DENNIS HASTERT,
Speaker of the House of Representatives.

By unanimous consent, the appointments were approved.

¶64.33 COMMITTEE RESIGNATION—MAJORITY

The SPEAKER pro tempore, Mr. SIMPSON, laid before the House the following communication, which was read as follows:

CONGRESS OF THE UNITED STATES,
HOUSE OF REPRESENTATIVES,
Washington, DC, June 29, 2006.

Hon. J. DENNIS HASTERT,
Speaker of the House of Representatives, Washington, DC.

DEAR MR. SPEAKER: This letter is to advise you that, effective today, I am resigning my seat on the House Committee on Armed Services.

Thank you for your attention to this matter.

Sincerely,
HOWARD P. ''BUCK'' MCKEON,
Member of Congress.

By unanimous consent, the resignation was accepted.

¶64.34 COMMITTEE ELECTION—MAJORITY

Mr. PRICE of Georgia, by unanimous consent, submitted the following resolution (H. Res. 902):

Resolved, that the following Member be and is hereby elected to the following standing committees of the House of Representatives:

Committee on Armed Services: Mr. Bilbray.

Committee on Government Reform: Mr. Bilbray.

Committee on Veterans' Affairs: Mr. Bilbray.

When said resolution was considered and agreed to.

A motion to reconsider the vote whereby said resolution was agreed to was, by unanimous consent, laid on the table.

¶64.35 ADJOURNMENT OVER

On motion of Mr. PRICE of Georgia, by unanimous consent,

Ordered, That when the House adjourns today pursuant to this order it adjourn to meet on Monday, July 3, 2006, at noon, unless it sooner has received a message from the Senate transmitting its concurrence in House Concurrent Resolution 440, in which case the House shall stand adjourned pursuant to that concurrent resolution.

¶64.36 CALENDAR WEDNESDAY BUSINESS DISPENSED WITH

On motion of Mr. PRICE of Georgia, by unanimous consent,

Ordered, That business in order for consideration on Wednesday, July 12, 2006, under clause 6, rule XV, the Calendar Wednesday rule, be dispensed with.

¶64.37 PERMISSION TO FILE REPORT

On motion of Mr. PRICE of Georgia, by unanimous consent, the Committee on Financial Services was granted permission until noon on Friday, July 7, 2006, to file a report on the bill (H.R. 2990) to improve ratings quality for fostering competition, transparency, and accountability in the credit rating industry.

¶64.38 CLERK TO CORRECT ENGROSSMENT—H.R. 4761

On motion of Mr. PRICE of Georgia, by unanimous consent,

Ordered, That in the engrossment of the bill (H.R. 4761) to provide for exploration, development, and production activities for mineral resources on the outer Continental Shelf, and for other purposes, the Clerk be authorized to make technical corrections including corrections in spelling, punctuation, section numbering, and cross-referencing and the insertion of appropriate headings.

¶64.39 COMMUNICATION REGARDING SUBPOENA

The SPEAKER pro tempore, Mr. PRICE of Georgia, laid before the House the following communication from the Chief Administrative Officer:

OFFICE OF THE CHIEF ADMINISTRATIVE OFFICER, HOUSE OF REPRESENTATIVES,
Washington, DC., June 29, 2006.

Hon. J. DENNIS HASTERT,
Speaker, House of Representatives, Washington, DC.

DEAR MR. SPEAKER: This is to notify you formally, pursuant to Rule VIII of the Rules of the House of Representatives, that I have been served with a grand jury subpoena for documents issued by the U.S. District Court for the Eastern District of Virginia.

After consultation with the Office of General Counsel, I will make the determinations required by Rule VIII.

Sincerely,
JAMES M. EAGEN, III,
Chief Administrative Officer.

¶64.40 FURTHER MESSAGE FROM THE SENATE

A further message from the Senate by Ms. Curtis, one of its clerks, announced that the Senate has passed without amendment concurrent resolutions of the House of the following titles:

H. Con Res. 426. A concurrent resolution recognizing the Food and Drug Administration of the Department of Health and Human Services on the occasion of the 100th anniversary of the passage of the Food and Drugs Act for the important service it provides the Nation.

H. Con. Res. 440. A concurrent resolution providing for a conditional adjournment of the House of Representatives and a conditional recess or adjournment of the Senate.

The message also announced that the Senate has passed bills and a joint resolution of the following titles in which concurrence of the House is requested:

S. 811. An Act to require the Secretary of the Treasury to mint coins in commemoration of the bicentennial of the birth of Abraham Lincoln.

S. 2321. An Act to require the Secretary of the Treasury to mint coins in commemoration of Louis Braille.

S.J. Res. 40. A joint resolution authorizing the printing and binding of a supplement to, and revised edition of, Senate Procedure.

¶64.41 SENATE JOINT RESOLUTION REFERRED

A bill of the Senate of the following title was taken from the Speaker's table and, under the rule, referred as follows:

S.J. Res. 40. A joint resolution authorizing the printing and binding of a supplement to, and revised edition of, Senate Procedure; to the Committee on House Administration.

¶64.42 ENROLLED BILLS SIGNED

Mrs. Haas, Clerk of the House, reported and found truly enrolled bills of the House of the following titles, which were thereupon signed by the Speaker:

H.R. 889. An Act to authorize appropriations for the Coast Guard for fiscal year 2006, to make technical corrections to various laws administered by the Coast Guard, and for other purposes.

H.R. 4912. An Act to amend section 242 of the National Housing Act to extend the exemption for critical access hospitals under the FHA program for mortgage insurance for hospitals.

¶64.43 LEAVE OF ABSENCE

By unanimous consent, leave of absence was granted—

To Mr. GERLACH, for today; and

To Mr. MANZULLO, for today until noon.

And then,

¶64.44 ADJOURNMENT

On motion of Mr. SKELTON, pursuant to House Concurrent Resolution 440, at 10 o'clock and 19 minutes p.m., the House adjourned until 2 p.m. on Monday, July 10, 2006.

¶64.45 REPORTS OF COMMITTEES ON PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XIII, reports of committees were delivered to the Clerk for printing and reference to the proper calendar, as follows:

Mr. SENSENBRENNER: Committee on the Judiciary. H.R. 5417. A bill to amend the Clayton Act with respect to competitive and nondiscriminatory access to the Internet; with an amendment (Rept. 109–541). Referred to the Committee of the Whole House on the State of the Union.

Mr. SENSENBRENNER: Committee on the Judiciary. H.R. 4019. A bill to amend title 4 of the United States Code to clarify the treatment of self-employment for purposes of the limitation on State taxation of retirement income; with an amendment (Rept. 109–542). Referred to the Committee of the Whole House on the State of the Union.

Mr. BARTON of Texas: Committee on Energy and Commerce. H.R. 2730. A bill to establish a grant program to fund eligible joint ventures between United States and Israeli businesses and academic persons, to establish the International Energy Advisory Board, and for other purposes (Rept. 109–543). Referred to the Committee of the Whole House on the State of the Union.

¶64.46 PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XII, public bills and resolutions were introduced and severally referred, as follows:

By Mr. PORTER (for himself and Mr. CHABOT):

H.R. 5710. A bill to reauthorize the Office of Government Ethics, and for other purposes; to the Committee on Government Reform, and in addition to the Committee on the Judiciary, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Ms. NORTON (for herself and Mr. TOM DAVIS of Virginia):

H.R. 5711. A bill to permit the Joint Committee on Judicial Administration in the District of Columbia to establish a program of voluntary separation incentive payments for nonjudicial employees of the District of Columbia courts; to the Committee on Government Reform.

By Mr. FRANK of Massachusetts (for himself, Mr. KANJORSKI, and Mr. CAPUANO):

H.R. 5712. A bill to amend the Investment Advisers Act of 1940 to authorize the Commission to require the registration of hedge fund advisers under that Act; to the Committee on Financial Services.

By Mr. HYDE:

H.R. 5713. A bill to pursue a policy of weighted voting with respect to the budgets of the United Nations; to the Committee on International Relations.

By Mr. THOMPSON of Mississippi (for himself, Ms. CORRINE BROWN of Florida, Ms. JACKSON-LEE of Texas, Ms. NORTON, Mr. LANGEVIN, and Mrs. CHRISTENSEN):

H.R. 5714. A bill to improve the security of rail and public transportation systems in the United States, and for other purposes; to the Committee on Homeland Security, and in addition to the Committee on Transportation and Infrastructure, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. BILBRAY (for himself and Mr. HUNTER):

H.R. 5715. A bill to make amendments to the Reclamation Projects Authorization and Adjustment Act of 1992; to the Committee on Resources.

By Mr. LYNCH:

H.R. 5716. A bill to establish the Commission on Iraqi Transition; to the Committee on International Relations, and in addition to the Committee on Armed Services, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. KIRK (for himself and Mr. ROTHMAN):

H.R. 5717. A bill to amend the Elementary and Secondary Education Act of 1965 to clarify Federal requirements under that Act; to the Committee on Education and the Workforce.

By Mr. HAYES:

H.R. 5718. A bill to amend the Trade Act of 1974 with respect to the trade adjustment assistance program, and for other purpose; to the Committee on Ways and Means.

By Mr. WELDON of Florida (for himself and Mr. DEAL of Georgia):

H.R. 5719. A bill to amend the Public Health Service Act to prohibit the solicitation or acceptance of tissue from fetuses gestated for research purposes, and for other purposes; to the Committee on Energy and Commerce.

By Mr. BROWN of South Carolina (for himself, Mr. SPRATT, Mr. RUPPERSBERGER, Mr. BARRETT of South Carolina, and Mr. WILSON of South Carolina):

H.R. 5720. A bill to improve maritime and cargo security, and for other purposes; to the Committee on Transportation and Infrastructure, and in addition to the Committee on Homeland Security, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mrs. CAPPS (for herself, Mr. GALLEGLY, and Mr. CARDOZA):

H.R. 5721. A bill to amend the Consolidated Omnibus Budget Reconciliation Act of 1985 to expand the county organized health insuring organizations authorized to enroll Medicaid beneficiaries; to the Committee on Energy and Commerce.

By Mr. CHANDLER (for himself and Mr. KENNEDY of Minnesota):

H.R. 5722. A bill to prevent the abuse and exploitation of older individuals; to the Committee on the Judiciary.

By Mr. CHANDLER:

H.R. 5723. A bill to direct the Secretary of the Interior to study the suitability and feasibility of designating the site of Camp Nelson War Heritage Park in Jessamine County, Kentucky, as a unit of the National Park System, and for other purposes; to the Committee on Resources.

By Mr. COSTELLO (for himself, Mr. SHIMKUS, Mr. LIPINSKI, Mr. GUTIERREZ, Mr. KIRK, Mr. EVANS, Mr. LAHOOD, Mr. EMANUEL, Mr. JACKSON of Illinois, Mr. WELLER, Ms. BEAN, Mr. RUSH, Ms. SCHAKOWSKY, Mr. JOHNSON of Illinois, Mr. DAVIS of Illinois, Mrs. BIGGERT, and Mr. MANZULLO):

H.R. 5724. A bill to establish the Land Between the Rivers National Heritage Area in the State of Illinois, and for other purposes; to the Committee on Resources.

By Mr. CRENSHAW (for himself and Mr. BOYD):

H.R. 5725. A bill to amend the Florida National Forest Land Management Act of 2003 to authorize the conveyance of an additional tract of National Forest System land under that Act, and for other purposes; to the Committee on Agriculture.

By Mrs. JO ANN DAVIS of Virginia (for herself, Mr. WEXLER, Mr. PAUL, and Mr. PITTS):

H.R. 5726. A bill to reform Federal procedures relating to intercountry adoption; to the Committee on International Relations, and in addition to the Committee on the Judiciary, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Ms. DEGETTE:

H.R. 5727. A bill to amend the Federal Meat Inspection Act and the Poultry Products Inspection Act to improve the safety of meat and poultry products by enhancing the ability of the Secretary of Agriculture to retrieve the history, use, and location of a meat or poultry product through a recordkeeping and audit system or registered identification, and for other purposes; to the Committee on Agriculture.

By Ms. DEGETTE (for herself and Mr. WALDEN of Oregon):

H.R. 5728. A bill to amend titles XIX and XXI of the Social Security Act to provide States with the option to expand or add coverage of pregnant women under the Medicaid and State children's health insurance programs, and for other purposes; to the Committee on Energy and Commerce.

By Ms. DEGETTE:

H.R. 5729. A bill to amend the Federal Meat Inspection Act, the Poultry Products Inspection Act, and the Federal Food, Drug, and

Cosmetic Act to provide for improved public health and food safety through enhanced enforcement, and for other purposes; to the Committee on Agriculture, and in addition to the Committee on Energy and Commerce, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. ENGLISH of Pennsylvania (for himself, Mr. MCCOTTER, Mr. LINCOLN DIAZ-BALART of Florida, Mr. WEXLER, Ms. BORDALLO, and Mrs. JO ANN DAVIS of Virginia):

H.R. 5730. A bill to designate Poland, Hungary, the Czech Republic, Estonia, Latvia, and Lithuania as program countries under the visa waiver program established under section 217 of the Immigration and Nationality Act; to the Committee on the Judiciary.

By Mr. AL GREEN of Texas (for himself, Mr. WATT, Mr. HONDA, Mrs. NAPOLITANO, Mr. GEORGE MILLER of California, Mr. PASTOR, Ms. EDDIE BERNICE JOHNSON of Texas, Mr. BACA, Mr. REYES, Mr. BECERRA, Mr. ORTIZ, Mr. SCOTT of Georgia, Mr. WYNN, Ms. ROYBAL-ALLARD, Ms. LEE, Mr. HASTINGS of Florida, Ms. MILLENDER-MCDONALD, Mr. BISHOP of Georgia, Mr. BUTTERFIELD, Mr. DAVIS of Illinois, Mr. MEEKS of New York, Mr. JACKSON of Illinois, Ms. JACKSON-LEE of Texas, Mr. LEWIS of Georgia, Mr. CLAY, Mr. TOWNS, Ms. CORRINE BROWN of Florida, Ms. KILPATRICK of Michigan, Mr. OWENS, Ms. LORETTA SANCHEZ of California, Mr. CLEAVER, Ms. LINDA T. SÁNCHEZ of California, Ms. SOLIS, Mr. HINOJOSA, Mr. GONZALEZ, Ms. WATSON, Mr. CARDOZA, Mr. GRIJALVA, Mr. GUTIERREZ, Mr. SERRANO, Mr. THOMPSON of Mississippi, Mrs. JONES of Ohio, Ms. MCKINNEY, Mr. DAVIS of Alabama, Mr. RANGEL, Mr. CONYERS, and Mr. CLYBURN):

H.R. 5731. A bill to amend the Fair Labor Standards Act to provide for the calculation of the minimum wage based on the Federal poverty guidelines published by the Department of Health and Human Services; to the Committee on Education and the Workforce.

By Mr. HASTINGS of Washington (for himself, Mr. LARSEN of Washington, Mr. DICKS, and Miss MCMORRIS):

H.R. 5732. A bill to direct the Secretary of the Interior to continue stocking fish in certain lakes in the North Cascades National Park, Ross Lake National Recreation Area, and Lake Chelan National Recreation Area; to the Committee on Resources.

By Ms. EDDIE BERNICE JOHNSON of Texas (for herself, Mr. YOUNG of Alaska, Mr. WYNN, Mrs. MCCARTHY, Ms. SOLIS, Mr. SCHWARZ of Michigan, Mr. BROWN of Ohio, and Mrs. CHRISTENSEN):

H.R. 5733. A bill to ensure Pell Grant eligibility for any student whose parent or guardian died as a result of performing military service in Iraq or Afghanistan after September 11, 2001; to the Committee on Education and the Workforce.

By Mr. KIRK (for himself and Mr. LIPINSKI):

H.R. 5734. A bill to amend the Federal Water Pollution Control Act to establish a deadline for restricting sewage dumping into the Great Lakes and to fund programs and activities for improving wastewater discharges into the Great Lakes; to the Committee on Transportation and Infrastructure.

By Mrs. MALONEY (for herself and Mr. VAN HOLLEN):

H.R. 5735. A bill to require the implementation of the Defense Incident-Based Reporting System; to the Committee on Armed Services, and in addition to the Committee on the Judiciary, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. MILLER of Florida (for himself, Mr. HASTINGS of Florida, Mr. MARIO DIAZ-BALART of Florida, Ms. GINNY BROWN-WAITE of Florida, Mr. FOLEY, Ms. HARRIS, Mr. DAVIS of Florida, Mr. KELLER, Mr. CRENSHAW, Mr. LINCOLN DIAZ-BALART of Florida, Mr. STEARNS, Mr. MACK, Mr. MEEK of Florida, Mr. FEENEY, Mr. PUTNAM, Mr. BILIRAKIS, Ms. ROS-LEHTINEN, Mr. SHAW, Mr. BOYD, Ms. WASSERMAN SCHULTZ, Ms. CORRINE BROWN of Florida, Mr. WELDON of Florida, Mr. WEXLER, Mr. YOUNG of Florida, and Mr. MICA):

H.R. 5736. A bill to designate the facility of the United States Postal Service located at 101 Palafox Place in Pensacola, Florida, as the ''Vincent J. Whibbs, Sr. Post Office Building''; to the Committee on Government Reform.

By Ms. NORTON:

H.R. 5737. A bill to restore the authority of the Federal Trade Commission to issue regulations on marketing and advertising to children; to the Committee on Energy and Commerce.

By Mr. PASCRELL (for himself, Mr. PLATTS, Mr. ANDREWS, Mr. BOSWELL, Mr. BOUCHER, Mr. BOYD, Mr. BRADY of Pennsylvania, Mr. BROWN of South Carolina, Mr. BROWN of Ohio, Mr. CAPUANO, Mr. CLEAVER, Mr. TOM DAVIS of Virginia, Mrs. DAVIS of California, Mr. DAVIS of Illinois, Mr. DEFAZIO, Mrs. DRAKE, Mr. EMANUEL, Mr. ETHERIDGE, Mr. FARR, Mr. GOODE, Mr. GENE GREEN of Texas, Mr. HAYES, Ms. HERSETH, Mr. HIGGINS, Mr. HINCHEY, Mr. HINOJOSA, Mr. HOLDEN, Mr. HOLT, Mr. INGLIS of South Carolina, Ms. JACKSON-LEE of Texas, Mr. JEFFERSON, Mr. KENNEDY of Rhode Island, Mr. KILDEE, Mr. KUHL of New York, Mr. LOBIONDO, Mr. MARKEY, Mrs. MCCARTHY, Mr. MCCOTTER, Mr. MCDERMOTT, Mr. MCGOVERN, Mr. MCNULTY, Mr. MEEKS of New York, Mr. MILLER of Florida, Mr. MORAN of Virginia, Mr. NADLER, Mr. NEAL of Massachusetts, Mr. OWENS, Mr. PALLONE, Mr. PAYNE, Mr. RUPPERSBERGER, Mr. SANDERS, Mr. SAXTON, Ms. SCHWARTZ of Pennsylvania, Mr. STRICKLAND, Mr. TOWNS, Mr. VAN HOLLEN, Mr. WAXMAN, Mr. WEXLER, Ms. WOOLSEY, Mr. WYNN, and Mr. GRIJALVA):

H.R. 5738. A bill to amend the Public Health Service Act to provide for the expansion and improvement of traumatic brain injury programs, and for other purposes; to the Committee on Energy and Commerce.

By Mr. PAUL (for himself, Mr. TANCREDO, Mr. SAM JOHNSON of Texas, Mr. JONES of North Carolina, Mr. SULLIVAN, and Mr. DUNCAN):

H.R. 5739. A bill to limit the jurisdiction of the Federal courts, and for other purposes; to the Committee on the Judiciary.

By Ms. PRYCE of Ohio (for herself, Mr. KIRK, Mrs. JOHNSON of Connecticut, Mr. MCCAUL of Texas, Mr. COLE of Oklahoma, Mr. DUNCAN, Mrs. DRAKE, and Mr. MARCHANT):

H.R. 5740. A bill to remove the 18 or 36 month limitation on the period of COBRA continuation coverage; to the Committee on Education and the Workforce, and in addition to the Committees on Energy and Commerce, Ways and Means, and Government Reform, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. RANGEL:

H.R. 5741. A bill to amend section 245(i) of the Immigration and Nationality Act to eliminate the deadline for classification petition and labor certification filings; to the Committee on the Judiciary.

By Mr. REYES:

H.R. 5742. A bill to establish the Southwest Regional Border Authority; to the Committee on Transportation and Infrastructure, and in addition to the Committee on Financial Services, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. RYAN of Wisconsin (for himself, Mr. CANTOR, and Ms. HART):

H.R. 5743. A bill to amend the Internal Revenue Code of 1986 to improve and expand the availability of health savings accounts, and for other purposes; to the Committee on Ways and Means.

By Mr. SHADEGG (for himself, Mr. HOEKSTRA, Mr. TIAHRT, Mr. MCCAUL of Texas, Mr. SHIMKUS, Mr. PENCE, Mr. DOOLITTLE, Mr. FLAKE, Mr. CAMPBELL of California, and Mr. CONAWAY):

H.R. 5744. A bill to amend the Immigration and Nationality Act to increase competitiveness in the United States, and for other purposes; to the Committee on the Judiciary.

By Mr. SESSIONS:

H. Con. Res. 440. Concurrent resolution providing for an adjournment or recess of the two Houses; considered and agreed to.

By Mr. DEFAZIO (for himself, Mr. RAHALL, and Mr. GILCHREST):

H. Con. Res. 441. Concurrent resolution expressing the sense of Congress regarding the regrettable votes cast by certain Caribbean countries for a resumption of commercial whaling at the 58th annual International Whaling Commission meeting in St. Kitts in June 2006; to the Committee on International Relations, and in addition to the Committee on Ways and Means, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Ms. JACKSON-LEE of Texas (for herself, Mr. WYNN, Mr. MEEKS of New York, Mr. BISHOP of Georgia, Mr. THOMPSON of Mississippi, Mr. BUTTERFIELD, Mr. HINOJOSA, Mr. ORTIZ, and Mr. REYES):

H. Con. Res. 442. Concurrent resolution expressing the sense of Congress that the Government of Iraq should not grant blanket amnesty to persons known to have attacked, killed, or wounded members of the United States Armed Forces in Iraq; to the Committee on International Relations.

By Mr. WALDEN of Oregon (for himself, Mr. WHITFIELD, Mr. ORTIZ, Mr. NEUGEBAUER, Mr. NEAL of Massachusetts, Mrs. SCHMIDT, Mr. CHABOT, Mrs. BLACKBURN, Ms. JACKSON-LEE of Texas, and Mr. REYES):

H. Con. Res. 443. Concurrent resolution honoring Private First Class Kristian Menchaca, Private First Class Thomas L. Tucker, and Specialist David J. Babineau, United States Army, for their sacrifice in June 2006 while serving the United States in Operation Iraqi Freedom; to the Committee on Armed Services.

By Mr. SIMMONS (for himself, Mr. EVANS, Ms. BORDALLO, Ms. MILLENDER-MCDONALD, and Mr. RUPPERSBERGER):

H. Con. Res. 444. Concurrent resolution extending the thanks of Congress and the Nation to the Defense POW/Missing Personnel

Office, the Joint POW/MIA Accounting Command of the Department of Defense, the Armed Forces DNA Identification Laboratory, the Air Force Life Sciences Equipment Laboratory, and the military departments and to the Socialist Republic of Vietnam for their efforts to achieve the fullest possible accounting of all Americans unaccounted for as a result of the Vietnam War; to the Committee on Armed Services, and in addition to the Committee on International Relations, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. FRANK of Massachusetts (for himself, Ms. PELOSI, Mr. HOYER, Ms. HARMAN, Mr. CONYERS, Mr. OBEY, Mr. KILDEE, Mr. CLAY, Ms. HOOLEY, Mr. GUTIERREZ, Mrs. MALONEY, Ms. BERKLEY, Ms. KILPATRICK of Michigan, Ms. WASSERMAN SCHULTZ, Mr. SPRATT, Mr. BACA, Mrs. CAPPS, Mr. BUTTERFIELD, Mr. BROWN of Ohio, Mr. ISRAEL, Mr. CROWLEY, Ms. CARSON, Mr. JEFFERSON, Ms. ROYBAL-ALLARD, Mr. KIND, Mr. EVANS, Mr. BISHOP of New York, Mr. MORAN of Virginia, Mr. MCGOVERN, Ms. LEE, Mr. REYES, Mrs. NAPOLITANO, Ms. VELÁZQUEZ, Ms. DEGETTE, Ms. DELAURO, Mr. WATT, Mr. ROSS, Mr. HIGGINS, Ms. MCCOLLUM of Minnesota, Mrs. MCCARTHY, Mr. BLUMENAUER, Mr. TIERNEY, Mr. HONDA, Mr. CLEAVER, Mr. SKELTON, Ms. ESHOO, Mr. MICHAUD, Mr. CAPUANO, Mr. GONZALEZ, Mr. CARDIN, Mr. AL GREEN of Texas, Mr. GRIJALVA, Ms. BALDWIN, Mr. LEVIN, Ms. MILLENDER-MCDONALD, Mr. MEEHAN, Ms. JACKSON-LEE of Texas, Mr. MELANCON, Mrs. TAUSCHER, Mr. MEEKS of New York, Mr. LANTOS, Ms. MOORE of Wisconsin, Mr. SCOTT of Georgia, Mr. MCNULTY, Ms. SCHWARTZ of Pennsylvania, Mr. NADLER, Mr. UDALL of New Mexico, Mr. INSLEE, Mr. BOSWELL, Mr. GENE GREEN of Texas, Mrs. DAVIS of California, Mr. BERMAN, Ms. WATERS, Mr. LYNCH, Ms. SOLIS, Mr. BERRY, Mr. BAIRD, Mr. ACKERMAN, Mr. GORDON, Mr. KENNEDY of Rhode Island, Ms. WATSON, Mr. FARR, Mr. ETHERIDGE, Mr. OLVER, Mr. POMEROY, Mr. MCDERMOTT, Mr. SABO, Mr. WEXLER, Mr. DINGELL, Mr. WAXMAN, Mr. SCHIFF, Mr. PRICE of North Carolina, Ms. LINDA T. SÁNCHEZ of California, Mr. ANDREWS, Mr. BECERRA, Mr. SCOTT of Virginia, Mr. DAVIS of Alabama, Mr. DELAHUNT, Mr. LANGEVIN, Ms. HERSETH, Mr. JACKSON of Illinois, Ms. MCKINNEY, Mr. GEORGE MILLER of California, Mr. PASCRELL, Mr. HOLT, Ms. SLAUGHTER, Mr. DAVIS of Florida, Mr. UDALL of Colorado, Mr. ROTHMAN, Ms. MATSUI, Mr. MILLER of North Carolina, Ms. BORDALLO, Mr. WEINER, Mr. MOORE of Kansas, Ms. KAPTUR, Mr. NEAL of Massachusetts, Mr. CRAMER, Mr. RUPPERSBERGER, Ms. CORRINE BROWN of Florida, Mr. LARSON of Connecticut, Mrs. CHRISTENSEN, Mr. MEEK of Florida, Mrs. LOWEY, Mr. OBERSTAR, Ms. ZOE LOFGREN of California, Mr. SNYDER, Mr. LIPINSKI, Mr. STUPAK, Mr. SHERMAN, Mr. SALAZAR, Mr. TANNER, Ms. WOOLSEY, and Mr. CHANDLER):

H. Res. 900. A resolution supporting intelligence and law enforcement programs to track terrorists and terrorist finances conducted consistent with Federal law and with appropriate congressional consultation; to the Committee on Financial Services.

By Mrs. MALONEY (for herself, Mrs. LOWEY, Mr. BROWN of Ohio, Ms. CARSON, Mr. CONYERS, Mr. CROWLEY, Mr. ENGEL, Mr. HASTINGS of Florida, Mr. HOLT, Mr. HONDA, Ms. EDDIE BERNICE JOHNSON of Texas, Mrs. JONES of Ohio, Mr. MCDERMOTT, Mrs. MCCARTHY, Ms. MCCOLLUM of Minnesota, Mr. MCGOVERN, Mr. NEAL of Massachusetts, Mr. GEORGE MILLER of California, Mr. MORAN of Virginia, Mr. SERRANO, and Ms. WASSERMAN SCHULTZ):

H. Res. 901. A resolution honoring former President William Jefferson Clinton on the occasion of his 60th birthday; to the Committee on Government Reform.

By Mr. PRICE of Georgia:

H. Res. 902. A resolution electing a certain Member to certain standing committees of the House of Representatives; considered and agreed to.

By Mr. CHOCOLA (for himself, Mr. CUELLAR, Mr. AKIN, Mr. BARRETT of South Carolina, Mr. BARTLETT of Maryland, Mrs. BLACKBURN, Mr. CARTER, Mr. CASE, Mr. CHABOT, Mr. CHANDLER, Mr. CONAWAY, Mr. COOPER, Mr. CULBERSON, Mr. DAVIS of Tennessee, Ms. FOXX, Mr. GARRETT of New Jersey, Mr. GINGREY, Mr. GOODE, Mr. GUTKNECHT, Ms. HART, Mr. HAYWORTH, Mr. HEFLEY, Mr. HENSARLING, Mr. HERGER, Mr. JONES of North Carolina, Mr. KLINE, Mr. KUHL of New York, Mrs. MUSGRAVE, Mrs. MYRICK, Mr. NORWOOD, Mr. PENCE, Mr. SCOTT of Georgia, Mr. SHADEGG, Mr. TANCREDO, Mr. WAMP, and Mr. WESTMORELAND):

H. Res. 903. A resolution repealing rule XXVII of the Rules of the House of Representatives relating to the statutory limit on the public debt; to the Committee on Rules.

By Mr. DINGELL:

H. Res. 904. A resolution commending the American press for its long history of keeping the American public informed of its government's actions both at home and abroad; to the Committee on the Judiciary, and in addition to the Committee on International Relations, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. FALEOMAVAEGA (for himself, Mr. LANTOS, Ms. ROS-LEHTINEN, Mr. ACKERMAN, Ms. BORDALLO, Ms. BERKLEY, Mr. BERMAN, Mrs. CHRISTENSEN, Mr. CROWLEY, Mr. ENGEL, Mr. ENGLISH of Pennsylvania, Mr. HINCHEY, Mr. ISSA, Ms. JACKSON-LEE of Texas, Ms. EDDIE BERNICE JOHNSON of Texas, Mr. KING of Iowa, Mr. MCKEON, Mr. MEEKS of New York, Mr. MELANCON, Mr. PITTS, Mr. SAXTON, Mr. SHERMAN, Mr. TOWNS, Mr. WELDON of Pennsylvania, and Mr. WEXLER):

H. Res. 905. A resolution congratulating Kazakhstan on the 15th anniversary of the closure of the world's second largest nuclear test site in the Semipalatinsk region of Kazakhstan and for its efforts on the nonproliferation of weapons of mass destruction; to the Committee on International Relations.

¶64.47 PRIVATE BILLS AND RESOLUTIONS

Under clause 3 of rule XII,

Mr. WU introduced A bill (H.R. 5745) for the relief of Irma Diaz, Luis Diaz, Jr., and Monica Diaz; which was referred to the Committee on the Judiciary.

¶64.48 ADDITIONAL SPONSORS

Under clause 7 of rule XII, sponsors were added to public bills and resolutions as follows:

H.R. 65: Ms. GINNY BROWN-WAITE of Florida.
H.R. 97: Ms. JACKSON-LEE of Texas.
H.R. 147: Mr. TERRY.
H.R. 278: Mrs. JO ANN DAVIS of Virginia.
H.R. 500: Mr. TAYLOR of North Carolina.
H.R. 547: Mr. KILDEE.
H.R. 583: Mrs. DRAKE.
H.R. 686: Ms. NORTON.
H.R. 687: Mr. SWEENEY.
H.R. 699: Mrs. WILSON of New Mexico, Mr. SCOTT of Georgia, Mr. CLAY, Mr. RUSH, Ms. BORDALLO, Mr. JEFFERSON, and Mr. HIGGINS.
H.R. 817: Mr. GARY G. MILLER of California.
H.R. 818: Ms. SCHWARTZ of Pennsylvania.
H.R. 830: Mr. OWENS and Mr. CONYERS.
H.R. 998: Ms. FOXX.
H.R. 1050: Mr. FATTAH.
H.R. 1131: Mr. MCHENRY.
H.R. 1147: Mrs. MALONEY.
H.R. 1227: Mr. YOUNG of Florida, Mr. CROWLEY, Mr. MCINTYRE, Mr. HOBSON, Mr. POE, and Mr. HIGGINS.
H.R. 1249: Mr. SCHWARZ of Michigan.
H.R. 1264: Mr. HOLDEN, Mr. MEEHAN, Mr. STARK, and Mr. LEWIS of Kentucky.
H.R. 1351: Ms. MCCOLLUM of Minnesota.
H.R. 1369: Mr. BOUCHER.
H.R. 1384: Mr. PICKERING, Mr. MELANCON, Mr. BONNER, and Mrs. MILLER of Michigan.
H.R. 1402: Mr. ALEXANDER.
H.R. 1413: Mr. FRANK of Massachusetts.
H.R. 1424: Mr. SALAZAR.
H.R. 1451: Mr. BLUMENAUER.
H.R. 1545: Mr. RUSH.
H.R. 1632: Mr. SANDERS.
H.R. 1634: Mr. SMITH of Washington and Mr. EDWARDS.
H.R. 1671: Mr. CASE.
H.R. 1898: Mr. JINDAL, Mr. MORAN of Kansas, Mrs. NORTHUP, Mr. HAYES, and Mr. MARIO DIAZ-BALART of Florida.
H.R. 1975: Mrs. JO ANN DAVIS of Virginia.
H.R. 1996: Mr. GRIJALVA, Mr. MORAN of Virginia, and Mr. ISRAEL.
H.R. 2014: Ms. MCCOLLUM of Minnesota.
H.R. 2037: Mr. TOWNS.
H.R. 2088: Mr. PAUL, Mrs. CUBIN, Mr. MCCRERY, and Mrs. MILLER of Michigan.
H.R. 2103: Mr. HEFLEY, Mr. POE, and Mr. GONZALEZ.
H.R. 2177: Mr. SCHWARZ of Michigan.
H.R. 2178: Mr. CASE.
H.R. 2206: Mr. HOLDEN, Mr. EDWARDS, and Mr. PETERSON of Minnesota.
H.R. 2231: Ms. BERKLEY.
H.R. 2348: Mr. SMITH of Texas.
H.R. 2378: Mr. JONES of North Carolina.
H.R. 2567: Mr. ENGEL.
H.R. 2666: Mr. MATHESON.
H.R. 2808: Mr. AKIN, Mr. JEFFERSON, Mr. WYNN, Mr. PICKERING, Mr. DELAHUNT, Miss MCMORRIS, Mr. FOLEY, Mr. LYNCH, Mr. JONES of North Carolina, Mr. CULBERSON, Mr. MORAN of Virginia, Mr. WATT, Mr. ADERHOLT, Ms. WATSON, Ms. KAPTUR, Mr. SESSIONS, Mr. THORNBERRY, Mrs. BONO, Mr. CAMP of Michigan, Mr. COBLE, Mr. CASTLE, Mr. FOSSELLA, Mr. BILBRAY, Ms. CORRINE BROWN of Florida, Mr. CLEAVER, Mr. CLYBURN, Mr. CONYERS, Mr. CUMMINGS, Mr. DAVIS of Alabama, Mr. FATTAH, Mr. FORD, Ms. WATERS, Ms. EDDIE BERNICE JOHNSON of Texas, Mrs. JONES of Ohio, Ms. MCKINNEY, Mr. MEEK of Florida, Mr. MEEKS of New York, Ms. MILLENDER-MCDONALD, Ms. MOORE of Wisconsin, Mr. SCOTT of Georgia, Mr. THOMPSON of Mississippi, Mr. TOWNS, Mrs. JO ANN DAVIS of Virginia, Mr. RENZI, Mr. BONNER, Mr. HASTINGS of Washington, Mr. EVERETT, and Mr. BAIRD.
H.R. 2869: Mr. SANDERS, Mr. BERMAN, Mr. COSTA, and Ms. WOOLSEY.
H.R. 3006: Ms. ROYBAL-ALLARD, Ms. MCKINNEY, Mr. ISRAEL, and Ms. JACKSON-LEE of Texas.
H.R. 3019: Mr. SHAW.
H.R. 3044: Mr. CONYERS.
H.R. 3159: Mr. DAVIS of Illinois and Mr. GUTIERREZ.

H.R. 3282: Mr. CUELLAR, Mr. WAMP, Mr. PETERSON of Pennsylvania, Mr. LINCOLN DIAZ-BALART of Florida, Mr. BEAUPREZ, Mr. KINGSTON, Mr. RYUN of Kansas, Mr. GINGREY, Mr. Westmoreland, Mr. GUTKNECHT, Mr. BARTLETT of Maryland, Mr. BARRETT of South Carolina, Mr. AKIN, Mr. PRICE of Georgia, Mr. DOOLITTLE, Mr. KLINE, Mr. LUCAS, Mr. CHABOT, Mr. MILLER of Florida, Mr. FOLEY, Mr. CAMP of Michigan, Mrs. CAPITO, Ms. PRYCE of Ohio, Mr. CARDOZA, Mr. WELLER, Mr. KING of Iowa, Mr. REICHERT, Mr. PETERSON of Minnesota, Mr. CASE, Mr. CALVERT, Mrs. BONO, Mr. GILCHREST, and Mr. BACHUS.

H.R. 3413: Mr. FOLEY, Mr. SIMMONS, Mr. MCHUGH, and Mr. WELLER.

H.R. 3435: Mr. SHADEGG, Mr. MARCHANT, Mr. AKIN, Mr. PRICE of Georgia, Mr. DOOLITTLE, Mr. KING of Iowa, Mr. WESTMORELAND, Mr. HENSARLING, and Mr. NEUGEBAUER.

H.R. 3616: Mr. DAVIS of Illinois, Mr. GRIJALVA, and Mr. CONYERS.

H.R. 3762: Mrs. BONO.

H.R. 3795: Mr. DOGGETT.

H.R. 3852: Mr. OBEY.

H.R. 3883: Mr. LINDER.

H.R. 3910: Mr. HERGER.

H.R. 3960: Mr. GOHMERT.

H.R. 4030: Mr. MCDERMOTT.

H.R. 4033: Mrs. LOWEY, Mr. YOUNG of Florida, and Mr. ROSS.

H.R. 4140: Mr. WAXMAN.

H.R. 4188: Ms. MCKINNEY and Ms. DEGETTE.

H.R. 4217: Mr. SHIMKUS and Mr. HULSHOF.

H.R. 4239: Mr. HERGER.

H.R. 4264: Mr. PEARCE.

H.R. 4282: Mr. SHAYS.

H.R. 4303: Ms. BALDWIN.

H.R. 4359: Mr. CASE.

H.R. 4403: Mr. GENE GREEN of Texas.

H.R. 4464: Ms. KILPATRICK of Michigan.

H.R. 4517: Mr. BISHOP of New York.

H.R. 4562: Mr. COSTA, Mr. HIGGINS, Mr. HOLDEN, Mr. MOLLOHAN, Mrs. KELLY, Mr. WU, Ms. LORETTA SANCHEZ of California, Mr. MEEK of Florida, Mr. LEVIN, Mr. BOEHLERT, Mr. MARIO DIAZ-BALART of Florida, Ms. DEGETTE, Mr. DUNCAN, and Ms. PRYCE of Ohio.

H.R. 4597: Mr. FATTAH, Ms. HOOLEY, Mrs. MCCARTHY, and Ms. ZOE LOFGREN of California.

H.R. 4650: Mr. CARNAHAN.

H.R. 4668: Mrs. KELLY.

H.R. 4751: Mr. GONZALEZ, Mr. FRANK of Massachusetts, Mr. NEAL of Massachusetts, Mr. LEWIS of Georgia, Mr. BECERRA, Mr. KENNEDY of Minnesota, Mr. HINOJOSA, Mrs. MYRICK, and Mr. CONYERS.

H.R. 4772: Mr. KLINE, Mr. ETHERIDGE, and Mrs. CAPITO.

H.R. 4838: Mr. BILIRAKIS.

H.R. 4844: Mr. DOOLITTLE.

H.R. 4873: Mr. SIMPSON.

H.R. 4924: Ms. DELAURO.

H.R. 4927: Mr. FORD, Mr. WAMP, Mr. SIMMONS, Mr. HAYWORTH, Mr. BARROW, and Mrs. JO ANN DAVIS of Virginia.

H.R. 4942: Mr. MCNULTY.

H.R. 4960: Mr. LAHOOD.

H.R. 4976: Mr. MACK and Mr. CONYERS.

H.R. 5005: Mr. MELANCON and Mr. PICKERING.

H.R. 5013: Mr. MELANCON, Mr. BONILLA, Mrs. CUBIN, Mr. MURPHY, Mr. SMITH of Texas, Mr. PUTNAM, and Mr. SIMPSON.

H.R. 5052: Mr. JACKSON of Illinois and Mr. GUTIERREZ.

H.R. 5056: Mr. MARIO DIAZ-BALART of Florida.

H.R. 5072: Mrs. CUBIN.

H.R. 5092: Mr. MELANCON, Mr. PICKERING, Mr. BONNER, and Mr. BONILLA.

H.R. 5100: Mr. GREEN of Wisconsin and Mr. NADLER.

H.R. 5106: Mr. MCINTYRE.

H.R. 5120: Mrs. BLACKBURN.

H.R. 5121: Mr. BOEHLERT, Mr. KLINE, Mr. CUMMINGS, Ms. JACKSON-LEE of Texas, Mr. FITZPATRICK of Pennsylvania, Mr. OWENS, Mrs. CHRISTENSEN, Ms. MILLENDER-MCDONALD, Mr. DOOLITTLE, Mr. TOWNS, Mr. JEFFERSON, Mr. MEEKS of New York, Mr. FATTAH, Mr. HASTINGS of Florida, Mr. RUSH, Mr. MEEK of Florida, Mr. CONYERS, Mr. REYNOLDS, Mr. RANGEL, Ms. NORTON, Mr. DAVIS of Illinois, Mr. PICKERING, and Mr. BROWN of Ohio.

H.R. 5134: Mr. LEWIS of Georgia and Ms. NORTON.

H.R. 5171: Mr. RADANOVICH.

H.R. 5173: Mr. DENT, Mr. YOUNG of Florida, Mr. JONES of North Carolina, and Mr. PLATTS.

H.R. 5185: Mr. FRANK of Massachusetts.

H.R. 5206: Mr. BOUCHER.

H.R. 5211: Mr. JONES of North Carolina.

H.R. 5225: Ms. BORDALLO, Mr. GONZALEZ, Mr. HASTINGS of Florida, Mrs. MCCARTHY, Mr. CLYBURN, and Ms. WOOLSEY.

H.R. 5242: Mr. BISHOP of Utah, Ms. FOXX, Mr. KINGSTON, Mr. RYUN of Kansas, Mrs. BLACKBURN, Mrs. MUSGRAVE, Mr. GINGREY, Mr. CULBERSON, Mr. WELDON of Florida, Mr. GOODE, Mr. WAMP, Mr. GUTKNECHT, Mr. ROHRABACHER, Mr. BARRETT of South Carolina, Mr. AKIN, Mr. NORWOOD, Mr. HOSTETTLER, Mr. DOOLITTLE, Mr. KING of Iowa, Mr. WESTMORELAND, Mr. BARTLETT of Maryland, Mr. MARCHANT, Mr. POE, Mr. BRADY of Texas, Mr. MCCAUL of Texas, Mr. HENSARLING, and Mr. GOHMERT.

H.R. 5246: Mr. SWEENEY, Mr. CLYBURN, Mr. SANDERS, and Mr. FERGUSON.

H.R. 5262: Mr. SMITH of Texas.

H.R. 5288: Ms. EDDIE BERNICE JOHNSON of Texas, Ms. MCCOLLUM of Minnesota, Mr. SCHIFF, and Mr. JEFFERSON.

H.R. 5289: Mr. HYDE.

H.R. 5291: Mrs. MUSGRAVE.

H.R. 5314: Mr. CAMPBELL of California, Mr. MARCHANT, Mrs. DRAKE, and Mr. DUNCAN.

H.R. 5316: Mr. ENGEL, Mrs. JONES of Ohio, Mr. KIND, Mr. KUCINICH, Ms. MCCOLLUM of Minnesota, Mr. NEAL of Massachusetts, Mr. REYES, Mr. RUSH, and Mr. SABO.

H.R. 5319: Mr. DUNCAN.

H.R. 5346: Mr. GREEN of Wisconsin.

H.R. 5371: Mr. GRIJALVA.

H.R. 5372: Mr. RYAN of Ohio, Mr. STUPAK, Mr. DAVIS of Tennessee, Mr. CARDOZA, Mr. SCOTT of Georgia, Mr. HOLT, and Mrs. MALONEY.

H.R. 5390: Mr. SANDERS and Mr. ETHERIDGE.

H.R. 5444: Mr. PASTOR and Mr. GONZALEZ.

H.R. 5453: Mr. GILLMOR.

H.R. 5468: Mr. MCNULTY and Mr. HIGGINS.

H.R. 5478: Mrs. EMERSON and Mr. MARCHANT.

H.R. 5483: Mr. SABO.

H.R. 5496: Mr. SMITH of New Jersey.

H.R. 5500: Mr. KLINE and Mr. SHIMKUS.

H.R. 5513: Mr. PRICE of North Carolina, Mr. FORTUÑO, MRS. SCHMIDT, Mr. ISRAEL, Mr. SCOTT of Georgia, and Mr. KILDEE.

H.R. 5523: Mr. JONES of North Carolina.

H.R. 5539: Mr. RYAN of Wisconsin, Mr. KIND, and Mr. PUTNAM.

H.R. 5554: Mr. HEFLEY.

H.R. 5562: Mr. SCHWARZ of Michigan.

H.R. 5586: Mr. SESSIONS and Miss MCMORRIS.

H.R. 5588: Ms. ESHOO, Ms. SCHWARTZ of Pennsylvania, Mr. FARR, Mr. MARSHALL, Mr. CARNAHAN, Mr. BECERRA, Mr. PRICE of North Carolina, and Mr. MOLLOHAN.

H.R. 5598: Ms. WATERS.

H.R. 5642: Mr. LANTOS, Mr. MORAN of Virginia, Mr. GRIJALVA, Mr. KENNEDY of Rhode Island, Ms. MCCOLLUM of Minnesota, and Mr. SCHIFF.

H.R. 5650: Mrs. EMERSON, Mr. SKELTON, Mr. SIMPSON, and Mr. FORD.

H.R. 5670: Mr. MCGOVERN.

H.R. 5671: Mr. FILNER.

H.R. 5673: Mr. DANIEL E. LUNGREN of California.

H.R. 5674: Mr. RANGEL, Mr. MEEK of Florida, Mr. HASTINGS of Florida, Mr. AL GREEN of Texas, Mr. SCHIFF, and Mr. FATTAH.

H.R. 5675: Mr. SALAZAR and Ms. GINNY BROWN-WAITE of Florida.

H.R. 5677: Mr. GREEN of Wisconsin.

H.R. 5682: Mr. KING of New York.

H.R. 5694: Mr. BISHOP of Georgia.

H.R. 5696: Mr. PETERSON of Minnesota.

H.R. 5704: Miss MCMORRIS.

H.R. 5708: Mr. KING of New York, Mr. HINCHEY, and Mr. WALSH.

H.J. Res. 46: Mr. BILIRAKIS.

H.J. Res. 88: Mr. BAKER, Mr. BUYER, Ms. HART, Mr. HENSARLING, Mr. ROHRABACHER, and Mr. TAYLOR of North Carolina.

H.J. Res. 90: Mr. MORAN of Virginia, Mr. UDALL of Colorado, Mr. GRIJALVA, and Ms. SCHWARTZ of Pennsylvania.

H. Con. Res. 57: Ms. WATERS.

H. Con. Res. 282: Mr. JEFFERSON.

H. Con. Res. 306: Mr. SIMMONS, Mr. SHAYS, Mr. MCGOVERN, and Mr. PAYNE.

H. Con. Res. 346: Mrs. KELLY and Mr. WAXMAN.

H. Con. Res. 363: Mr. SWEENEY.

H. Con. Res. 415: Mr. SMITH of New Jersey.

H. Con. Res. 424: Mr. WAMP, Mr. SALAZAR, Mr. DELAHUNT, Mr. SCOTT of Georgia, Mr. KENNEDY of Minnesota, Mr. CASE, Miss MCMORRIS, Mr. HOLDEN, and Mr. COSTA.

H. Con. Res. 432: Mr. CASE, Mr. FALEOMAVAEGA, and Mr. KUHL of New York.

H. Con. Res. 437: Mr. PEARCE, Mrs. JO ANN DAVIS of Virginia, and Mr. MILLER of Florida.

H. Res. 79: Mr. MOORE of Kansas and Mr. ALLEN.

H. Res. 189: Mr. KING of New York, Mr. BAIRD, Mr. CARDOZA, Mr. SERRANO, Mr. MCHUGH, Mr. BOUSTANY, Mr. DANIEL E. LUNGREN of California, Mr. REYNOLDS, Mr. NEAL of Massachusetts, Mr. MCKEON, Mr. FOLEY, Mr. CONAWAY, Mr. SMITH of New Jersey, Mr. OLVER, Mr. MCCOTTER, Mrs. MUSGRAVE, Mrs. KELLY, Mr. ENGLISH of Pennsylvania, Mr. RADANOVICH, and Mr. SHAW.

H. Res. 415: Mrs. JO ANN DAVIS of Virginia.

H. Res. 449: Mr. MORAN of Virginia.

H. Res. 490: Mrs. MCCARTHY.

H. Res. 533: Mr. LANGEVIN, Mr. COBLE, and Mr. MEEHAN.

H. Res. 690: Mr. CAMPBELL OF CALIFORNIA.

H. Res. 760: Mr. SCOTT of Georgia and Mr. KILDEE.

H. Res. 765: Mr. BURTON of Indiana.

H. Res. 787: Ms. LORETTA SANCHEZ of California, Mr. SERRANO, and Ms. VELÁZQUEZ.

H. Res. 800: Mr. CALVERT.

H. Res. 874: Mr. HINCHEY and Mrs. LOWEY.

H. Res. 888: Mr. LANTOS, Mr. WEXLER, Mr. CROWLEY, Mr. FATTAH, Mr. TOWNS, Mr. DOYLE, Ms. CORRINE BROWN of Florida, Mr. RUSH, Mr. OWENS, Mr. MEEKS of New York, Mr. BROWN of Ohio, Mr. GRIJALVA, Mr. MCGOVERN, and Ms. SCHAKOWSKY.

H. Res. 893: Mr. PAYNE, Ms. VELÁZQUEZ, Mr. HIGGINS, Mr. CROWLEY, Mrs. MALONEY, Mr. OWENS, Mr. MEEK of Florida, Ms. JACKSON-LEE of Texas, Mrs. MCCARTHY, Mr. MEEKS of New York, Mr. ORTIZ, Mr. NADLER, Mr. MCNULTY, Mr. HINCHEY, and Ms. CORRINE BROWN of Florida.

¶64.49 PETITIONS

Under clause 3 of rule XII, petitions and papers were laid on the clerk's desk and referred as follows:

124. The SPEAKER presented a petition of the City Commission of Pembroke Pines, Florida, relative to Resolution No. 3092 supporting no less than $4.3 Billion in Congressional funding for the fiscal year 2007 for the Community Development Block Grant Program; to the Committee on Financial Services.

125. Also, a petition of the City Coucil of Atlanta, Georgia, relative to Resolution 06-R-0950 urging the Congress of the United States to support the principles put forward by Senators Conrad Burns (R-Montana) and

Daniel Inouye (D-Hawaii) that place local authority at the center of Franchising reform; to the Committee on Energy and Commerce.

126. Also, a petition of the City Council of Atlanta, Georgia, relative to Resolution 06-R-0951 urging the Congress of the United States to support a United States Department of Peace and Nonviolence; jointly to the Committees on Government Reform, International Relations, and the Judiciary.

MONDAY, JULY 10, 2006 (65)

¶65.1 APPOINTMENT OF SPEAKER PRO TEMPORE

The House was called to order by the SPEAKER pro tempore, Mrs. BIGGERT, who laid before the House the following communication:

WASHINGTON, DC,
July 10, 2006.

I hereby appoint the Honorable JUDY BIGGERT to act as Speaker pro tempore on this day.

J. DENNIS HASTERT,
Speaker of the House of Representatives.

¶65.2 APPROVAL OF THE JOURNAL

The SPEAKER pro tempore, Mrs. BIGGERT, announced she had examined and approved the Journal of the proceedings of Thursday, June 29, 2006.

Pursuant to clause 1, rule I, the Journal was approved.

¶65.3 COMMUNICATIONS

Executive and other communications, pursuant to clause 8, rule XII, were referred as follows:

8374. A letter from the Congressional Review Coordinator, Department of Agriculture, transmitting the Department's final rule — Citrus From Peru [Docket No. 03-113-3] received May 3, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

8375. A letter from the Administrator, FSIS, Department of Agriculture, transmitting the Department's final rule — Addition of the People's Republic of China to the List of Countries Eligible to Export Processed Poultry Products to the United States [Docket No. 05-012F; FDMS No. FSIS-2005-0034] (RIN: 0583-AD20) received June 22, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

8376. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Myclobutanil; Pesticide Tolerances for Emergency Exemptions [EPA-HQ-OPP-2006-0395; FRL-8068-2] received June 22, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

8377. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Spinosad; Pesticide Tolerance Technical Correction [EPA-HQ-OPP-2005-0510; FRL-8073-9] received June 20, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

8378. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Technical Amendments; Change of Address for the Office of Pesticide Programs [EPA-HQ-OPP-2006-0403; FRL-8070-7] received June 20, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

8379. A letter from the Assistant General Counsel for Regulations, Office of General Counsel, Department of Education, transmitting the Department's final rule — Notice of Waivers for the Native American Vocational Technical Education Program (NAVTEP) and the Tribally Controlled Postsecondary Vocational and Technical Institutions Program (TCPVTIP) and Funding of Continuation Grants — received June 23, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Education and the Workforce.

8380. A letter from the Assistant Secretary for Special Education and Rehabilitative Services, Department of Education, transmitting the Department's final rule — National Institute on Disability and Rehabilitation Research — Disability and Rehabilitation Research Projects and Centers Program; Funding Priorities — received June 7, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Education and the Workforce.

8381. A letter from the Assistant General Counsel, Division of Regulatory Services, Department of Education, transmitting the Department's final rule — Grants for the Integration of Schools and Mental Health Systems — received June 16, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Education and the Workforce.

8382. A letter from the Assistant General Counsel Division of Regulatory Services, Department of Education, transmitting the Department's final rule — Office of Safe and Drug-Free Schools; Overview Information; Emergency Response and Crisis Management Grant Program; Notice Inviting Applications for New Awards for Fiscal Year (FY) 2006 — received June 16, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Education and the Workforce.

8383. A letter from the Assistant General Counsel for Regulations, Office of General Counsel, Department of Education, transmitting the Department's final rule — Office of Special Education Programs — State Personnel Development Grants Program — received June 20, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Education and the Workforce.

8384. A letter from the Assistant General Counsel for Regulations, Office of General Counsel, Department of Education, transmitting the Department's final rule — National Institute on Disability and Rehabilitation Research — Disability and Rehabilitation Research Projects and Centers Program — Disability Rehabilitation Research Projects (DRRPs); Funding Priorities — received June 20, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Education and the Workforce.

8385. A letter from the Assistant General Counsel for Regulations, Office of General Counsel, Department of Education, transmitting the Department's final rule — National Institute on Disability and Rehabilitation Research — Disability and Rehabilitation Research Projects and Centers Program; Funding Priorities — received June 20, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Education and the Workforce.

8386. A letter from the Assistant General Counsel for Regulations, Office of General Counsel, Department of Education, transmitting the Department's final rule — National Institute on Disability and Rehabilitation Research — Disability and Rehabilitation Research Projects and Centers Program — Spinal Cord Injury Model Systems Centers (SCIMS Centers) and Disability Rehabilitation Research Projects (DRRPs) — received June 20, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Education and the Workforce.

8387. A letter from the Assistant Secretary, Employee Benefits Security Administration, Department of Labor, transmitting the Department's final rule — Amendment to Prohibited Transaction Exemption 2002-51 (PTE 2002-51) to Permit Certain Transactions Identified in the Voluntary Fiduciary Correction Program [Application No. D-11261] (RIN: 1210-A05) received April 21, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Education and the Workforce.

8388. A letter from the Assistant Secretary, Employee Benefits Security Administration, Department of Labor, transmitting the Department's final rule — Voluntary Fiduciary Correction Program Under the Employee Retirement Income Security Act of 1974 (RIN: 1210-AB03) received April 21, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Education and the Workforce.

8389. A letter from the Deputy Executive Director, Pension Benefit Guaranty Corporation, transmitting the Corporation's final rule — Benefits Payable in Terminated Single-Employer Plans; Allocation of Assets in Single-Employer Plans; Interest Assumptions for Valuing and Paying Benefits — received June 7, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Education and the Workforce.

8390. A letter from the Deputy Executive Director, Pension Benefit Guaranty Corporation, transmitting the Corporation's final rule — Benefits Payable in Terminated Single-Employer Plans; Allocation of Assets in Single-Employer Plans; Interest Assumptions for Valuing and Paying Benefits — received May 3, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Education and the Workforce.

8391. A letter from the Attorney, Office of Assistant General Counsel for Legislation and Regulatory Law, Department of Energy, transmitting the Department's final rule — Weatherization Assistance Program for Low-Income Persons (RIN: 1904-AB56) received June 22, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

8392. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Approval and Promulgation of Implementation Plans and Designation of Areas for Air Quality Planning Purposes; Kentucky; Redesignation of the Boyd County SO2 Nonattainment Area; Correction [EPA-R04-OAR-2005-KY-0002-200531(c); FRL-8187-4] received June 22, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

8393. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Approval and Promulgation of Implementation Plans; State of Missouri [EPA-R07-OAR-2006-028 7; FRL-8189-2] received June 22, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

8394. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Oregon: Final Authorization of State Hazardous Waste Management Program Revision [EPA-R10-RCRA-2006-0064; FRL-8188-8] received June 22, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

8395. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Protections for Subjects in Human Research; Nursing Women [EPA-HQ-OPP-2003-0132; FRL-8071-6] (RIN: 2070-AD57) received June 22, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

8396. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Hazardous Waste and Used Oil; Corrections to Errors in the Code of Federal Regulations (FRL-8188-2] received June 20, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

8397. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Approval and Promulgation of Implementation Plans Alabama: Open Burning Revision [EPA-R04-OAR-2006-0376-200611a; FRL-8187-1] received June 20, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

8398. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Approval and Promulgation of Implementation Plans; State of Missouri [EPA-R07-OAR-2006-028 6; FRL-8188-6] received June 20, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

8399. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Approval and Promulgation of Implementation Plans; State of Kansas [EPA-R07-OAR-2006-0365; FRL-8188-4] received June 20, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

8400. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Extension of Site-Specific Regulations for University Laboratories XL Project [EPA-R01-RCRA-2006-0391; FRL-8186-3] received June 20, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

8401. A letter from the Director, Regulations and Policy Management Staff, Food and Drug Administration, transmitting the Administration's final rule — Medical Devices; Ear, Nose, and Throat Devices; Classification of Olfactory Test Device [Docket No. 2006N-0182] received June 22, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

8402. A letter from the Director, Regulations Policy and Management Staff, Food and Drug Administration, transmitting the Administration's final rule — Medical Devices; Exception from General Requirements for Informed Consent [Docket No. 2003N-0355] (RIN: 0910-AC25) received June 22, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

8403. A letter from the Director, Regulations Policy and Management Staff, Food and Drug Administration, transmitting the Administration's final rule — Prescription Drug Marketing Act Pedigree Requirements; Effective Date and Compliance Policy Guide; Request for Comment [Docket Nos. 1992N-0297 (Formerly 92N-0297), 1988N-0258 (Formerly 88N-0258), 2006D-0226] received June 23, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

8404. A letter from the Director, Office of Congressional Affairs, Nuclear Regulatory Commission, transmitting the Commission's final rule — Relief from Fingerprinting and Criminal History Records Check for Designated Categories of Individuals (RIN: 3150-AH94) received June 22, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

8405. A letter from the Secretary, Department of Agriculture, transmitting the semiannual report of the Inspector General for the period ending March 31, 2006, pursuant to 5 U.S.C. app. (Insp. Gen. Act) section 5(b); to the Committee on Government Reform.

8406. A letter from the Secretary, Department of Education, transmitting the thirty-fourth Semiannual Report to Congress on Audit Follow-Up, covering the period October 1, 2005 through March 31, 2006 in compliance with the Inspector General Act Amendments of 1988, pursuant to 5 U.S.C. app. (Insp. Gen. Act) section 5(b); to the Committee on Government Reform.

8407. A letter from the Secretary, Department of Housing and Urban Development, transmitting the Inspector General's semiannual report for the period October 1, 2005 through March 31, 2006, pursuant to 5 U.S.C. app. (Insp. Gen. Act) section 5(b); to the Committee on Government Reform.

8408. A letter from the Secretary, Department of Labor, transmitting the semiannual report on the activities of the Office of Inspector General for the period October 1, 2005 through March 31, 2006, pursuant to 5 U.S.C. app. (Insp. Gen. Act) section 5(b); to the Committee on Government Reform.

8409. A letter from the Chairman, Council of the District of Columbia, transmitting a copy of D.C. ACT 16-394, ''Triangle Community Garden Equitable Real Property Tax Exemption and Relief Act of 2006,'' pursuant to D.C. Code section 1-233(c)(1); to the Committee on Government Reform.

8410. A letter from the Chairman, Council of the District of Columbia, transmitting a copy of D.C. ACT 16-395, ''AccessRx Act Clarification Temporary Amendment Act of 2006,'' pursuant to D.C. Code section 1-233(c)(1); to the Committee on Government Reform.

8411. A letter from the Chairman, Council of the District of Columbia, transmitting a copy of D.C. ACT 16-396, ''Health Care Privatization Benefit and Reimbursement Exemption Temporary Amendment Act of 2006,'' pursuant to D.C. Code section 1-233(c)(1); to the Committee on Government Reform.

8412. A letter from the Chairman, Council of the District of Columbia, transmitting a copy of D.C. ACT 16-397, ''Day Care Grant-Making and Rulemaking Temporary Amendment Act of 2006,'' pursuant to D.C. Code section 1-233(c)(1); to the Committee on Government Reform.

8413. A letter from the Chairman, Council of the District of Columbia, transmitting a copy of D.C. ACT 16-398, ''Far Southeast Community Organization Tax Exemption and Forgiveness for Accrued Taxes Temporary Act of 2006,'' pursuant to D.C. Code section 1-233(c)(1); to the Committee on Government Reform.

8414. A letter from the Chairman, Council of the District of Columbia, transmitting a copy of D.C. ACT 16-399, ''Washington Nationals on T.V. Temporary Act of 2006,'' pursuant to D.C. Code section 1-233(c)(1); to the Committee on Government Reform.

8415. A letter from the Chairman, Council of the District of Columbia, transmitting a copy of D.C. ACT 16-400, ''Board of Real Property Assessments and Appeals Reform Act of 2006,'' pursuant to D.C. Code section 1-233(c)(1); to the Committee on Government Reform.

8416. A letter from the Chairman, Council of the District of Columbia, transmitting a copy of D.C. ACT 16-401, ''Right of Tenants to Organize Amendment Act of 2006,'' pursuant to D.C. Code section 1-233(c)(1); to the Committee on Government Reform.

8417. A letter from the Chairman, Council of the District of Columbia, transmitting a copy of D.C. ACT 16-392, ''Commission on Poverty Establishment Act of 2006,'' pursuant to D.C. Code section 1-233(c)(1); to the Committee on Government Reform.

8418. A letter from the Chairman, Council of the District of Columbia, transmitting a copy of D.C. ACT 16-403, ''NCRC and AWC Debt Acquisition Delegation Authority Amendment Act of 2006,'' pursuant to D.C. Code section 1-233(c)(1); to the Committee on Government Reform.

8419. A letter from the Chairman, Council of the District of Columbia, transmitting a copy of D.C. ACT 16-402, ''Natural Gas and Home Heating Oil Taxation Relief and Ratepayer Clarification Act of 2006,'' pursuant to D.C. Code section 1-233(c)(1); to the Committee on Government Reform.

8420. A letter from the Chairman, Council of the District of Columbia, transmitting a copy of D.C. ACT 16-409, ''New Convention Center Hotel Omnibus Financing and Development Act of 2006,'' pursuant to D.C. Code section 1-233(c)(1); to the Committee on Government Reform.

8421. A letter from the Chairman, Council of the District of Columbia, transmitting a copy of D.C. ACT 16-393, ''Office of Police Complaints Amendment Act of 2006,'' pursuant to D.C. Code section 1-233(c)(1); to the Committee on Government Reform.

8422. A letter from the Chairman, U.S. Parole Commission, Department of Justice, transmitting a copy of the annual report in compliance with the Government in the Sunshine Act for the calendar year 2005, pursuant to 5 U.S.C. 552b(j); to the Committee on Government Reform.

8423. A letter from the President & CEO, Federal Home Loan Bank Seattle, transmitting the 2005 management report of the Federal Home Loan Bank of Seattle, pursuant to 31 U.S.C. 9106; to the Committee on Government Reform.

8424. A letter from the Senior Vice President & Chief Financial Officer, Federal Home Loan Bank of New York, transmitting the 2005 management report of the Federal Home Loan Bank of New York, pursuant to 31 U.S.C. 9106; to the Committee on Government Reform.

8425. A letter from the Director, Financial Management, General Accountability Office, transmitting the FY 2005 annual report of the Comptrollers' General Retirement System, pursuant to 31 U.S.C. 9503(a)(1)(B); to the Committee on Government Reform.

8426. A letter from the Director, Office of Personnel Management, transmitting the Office's report on the use of the Category Rating System for FY 2004 and FY 2005, pursuant to 5 U.S.C. 3319(d); to the Committee on Government Reform.

8427. A letter from the Chairman, Postal Rate Commission, transmitting the FY 2005 annual report on International Mail Costs, Revenues and Volumes, pursuant to 39 U.S.C. 3663(a) Public Law 105-277; to the Committee on Government Reform.

8428. A letter from the Commissioner, Social Security Administration, transmitting notification that it is in the public interest to use procedures other than competitive procedures for the Administration's medical and psychological expert contract for the Boston region, pursuant to 41 U.S.C. 253(c)(7); to the Committee on Government Reform.

¶65.4 MESSAGE FROM THE SENATE

A message from the Senate by Ms. Curtis, one of its clerks, announced that the Senate has passed with an amendment in which the concurrence of the House is requested, a bill of the House of the following title:

H.R. 27. An Act to enhance the workforce investment system of the Nation by strengthening one-stop career centers, providing for more effective governance arrangements, promoting access to a more comprehensive array of employment, training, and related services, establishing a targeted approach to serving youth, and improving performance accountability, and for other purposes.

The message also announced that the Senate has passed a bill of the following title in which concurrence of the House is requested:

S. 2125. An Act to promote relief, security, and democracy in the Democratic Republic of the Congo.

¶65.5 COMMUNICATION REGARDING SUBPOENA

The SPEAKER pro tempore, Mrs. BIGGERT, laid before the House the following communication from John Bennett, Senior Policy Advisor, office of the Honorable Bob Ney:

HOUSE OF REPRESENTATIVES,
Washington, DC, July 5, 2006.

Hon. J. DENNIS HASTERT,
Speaker, House of Representatives,
Washington, DC.

DEAR MR. SPEAKER: This is to notify you formally, pursuant to Rule VIII of the Rules of the House of Representatives, that I have been served with a grand jury subpoena, issued by the U.S. District Court for the District of Columbia, for documents and testimony.

After consultation with counsel, I have determined that compliance with the subpoena is consistent with the precedents and privileges of the House.

Sincerely,

JOHN BENNETT,
Senior Policy Advisor.

¶65.6 RECLAMATION WASTEWATER AND GROUNDWATER STUDY FACILITIES

Mr. RADANOVICH moved to suspend the rules and pass the bill (H.R. 122) to amend the Reclamation Wastewater and Groundwater Study and Facilities Act to authorize the Secretary of the Interior to participate in the Eastern municipal Water District Recycled Water System Pressurization and Expansion Project; as amended.

The SPEAKER pro tempore, Mrs. BIGGERT, recognized Mr. RADANOVICH and Mr. PALLONE, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and pass said bill, as amended?

The SPEAKER pro tempore, Mrs. BIGGERT, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill, as amended, was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill, as amended, was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

¶65.7 SNAKE, BOISE, AND PAYETTE RIVER SYSTEMS

Mr. RADANOVICH moved to suspend the rules and pass the bill (H.R. 2563) to authorize the Secretary of the Interior to conduct feasibility studies to address certain water shortages within the Snake, Boise, and Payette River systems in Idaho, and for other purposes; as amended.

The SPEAKER pro tempore, Mrs. BIGGERT, recognized Mr. RADANOVICH and Mr. PALLONE, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and pass said bill, as amended?

The SPEAKER pro tempore, Mrs. BIGGERT, announced that two-thirds of the Members present had voted in the affirmative.

Mr. RADANOVICH demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mrs. BIGGERT, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed.

¶65.8 MADERA WATER SUPPLY AND GROUNDWATER ENHANCEMENT PROJECT

Mr. RADANOVICH moved to suspend the rules and pass the bill (H.R. 3897) to authorize the Secretary of the Interior, acting through the Bureau of Reclamation to enter into a cooperative agreement with the Madera Irrigation District for purposes of supporting the Madera Water Supply and Groundwater Enhancement Project; as amended.

The SPEAKER pro tempore, Mrs. BIGGERT, recognized Mr. RADANOVICH and Mr. PALLONE, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and pass said bill, as amended?

The SPEAKER pro tempore, Mrs. BIGGERT, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill, as amended, was passed.

By unanimous consent, the title was amended so as to read: ''An Act to authorize the Secretary of the Interior, acting through the Bureau of Reclamation to enter into a cooperative agreement with the Madera Irrigation District for purposes of supporting the Madera Water Supply Enhancement Project.''.

A motion to reconsider the votes whereby the rules were suspended and said bill, as amended, was passed and the title was amended was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

¶65.9 WHITE ACRE AND GAMBEL OAK LAND CONVEYANCE

Mr. RADANOVICH moved to suspend the rules and pass the bill (H.R. 3462) to provide for the conveyance of the Bureau of Land Management parcels known as the White Acre and Gambel Oak properties and related real property to Park City, Utah, and for other purposes; as amended.

The SPEAKER pro tempore, Mrs. BIGGERT, recognized Mr. RADANOVICH and Mr. PALLONE, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and pass said bill, as amended?

The SPEAKER pro tempore, Mrs. BIGGERT, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill, as amended, was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill, as amended, was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

¶65.10 PAINT BANK AND WYTHEVILLE NATIONAL FISH HATCHERIES CONVEYANCE

Mr. RADANOVICH moved to suspend the rules and pass the bill (H.R. 5061) to direct the Secretary of the Interior to convey Paint Bank National Fish Hatchery and Wytheville National Fish Hatchery to the State of Virginia.

The SPEAKER pro tempore, Mrs. BIGGERT, recognized Mr. RADANOVICH and Mr. PALLONE, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and pass said bill?

The SPEAKER pro tempore, Mrs. BIGGERT, announced that two-thirds of the Members present had voted in the affirmative.

Mr. RADANOVICH demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mrs. BIGGERT, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed.

¶65.11 CHERRY VALLEY NATIONAL WILDLIFE REFUGE STUDY

Mr. RADANOVICH moved to suspend the rules and pass the bill (H.R. 5232) to direct to the Secretary of the Interior to initiate and complete an evaluation of lands and waters located in Northeastern Pennsylvania for their potential acquisition and inclusion in a future Cherry Valley National Wildlife Refuge, and for other purposes.

The SPEAKER pro tempore, Mrs. BIGGERT, recognized Mr. RADANOVICH and Mr. PALLONE, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and pass said bill?

The SPEAKER pro tempore, Mrs. BIGGERT, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

¶65.12 CAPITOL ROTUNDA USE

Mr. EHLERS moved to suspend the rules and agree to the following concurrent resolution (H. Con. Res. 427):

Resolved by the House of Representatives (the Senate concurring), that the rotunda of the Capitol is authorized to be used on July 19, 2006, for a ceremony to commemorate the 75th anniversary of the establishment of the Department of Veterans Affairs. Physical preparations for the ceremony shall be carried out in accordance with such conditions as the Architect of the capitol may prescribe.

The SPEAKER pro tempore, Mrs. BIGGERT, recognized Mr. EHLERS and Mr. PALLONE, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and agree to said concurrent resolution?

The SPEAKER pro tempore, Mrs. BIGGERT, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said concurrent resolution was agreed to.

A motion to reconsider the vote whereby the rules were suspended and said concurrent resolution was agreed to was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said concurrent resolution.

¶65.13 TOHONO O'ODHAM INDIAN RESERVATION CUSTOMS PATROL OFFICERS UNIT

Mr. SOUDER moved to suspend the rules and pass the bill (H.R. 5589) to direct the Secretary of Homeland Security to transfer to United States Immigration and Customs Enforcement all functions of the Customs Patrol Officer unit operating on the Tohono O'odham Indian Reservation.

The SPEAKER pro tempore, Mrs. BIGGERT, recognized Mr. SOUDER and Mr. THOMPSON of Mississippi, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and pass said bill?

The SPEAKER pro tempore, Mrs. BIGGERT, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

¶65.14 RECESS—2:58 P.M.

The SPEAKER pro tempore, Mrs. BIGGERT, pursuant to clause 12(a) of rule I, declared the House in recess at 2 o'clock and 58 minutes p.m., until approximately 6:30 p.m.

¶65.15 AFTER RECESS—6:30 P.M.

The SPEAKER pro tempore, Mr. PEARCE, called the House to order.

¶65.16 PROVIDING FOR CONSIDERATION OF H.R. 2990

Mrs. CAPITO, by direction of the Committee on Rules, reported (Rept. No. 109–550) the resolution (H. Res. 906) providing for consideration of the bill (H.R. 2990) to improve ratings quality by fostering competition, transparency, and accountability in the credit rating agency industry.

When said resolution and report were referred to the House Calendar and ordered printed.

¶65.17 PROVIDING FOR CONSIDERATION OF H.R. 4411

Mrs. CAPITO, by direction of the Committee on Rules, reported (Rept. No. 109–551) the resolution (H. Res. 907) providing for consideration of the bill (H.R. 4411) to prevent the use of certain payment instruments, credit cards, and fund transfers for unlawful Internet gambling, and for other purposes.

When said resolution and report were referred to the House Calendar and ordered printed.

¶65.18 H.R. 2563—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mr. PEARCE, pursuant to clause 8, rule XX, announced the unfinished business to be the motion to suspend the rules and pass the bill (H.R. 2563) to authorize the Secretary of the Interior to conduct feasibility studies to address certain water shortages within the Snake, Boise, and Payette River systems in Idaho, and for other purposes; as amended.

The question being put,

Will the House suspend the rules and pass said bill, as amended?

The vote was taken by electronic device.

It was decided in the affirmative ..... { Yeas ..... 366 / Nays 1

¶65.19 [Roll No. 358]

YEAS—366

Ackerman
Aderholt
Akin
Alexander
Allen
Andrews
Baca
Bachus
Baker
Baldwin
Barrett (SC)
Barrow
Bartlett (MD)
Barton (TX)
Bass
Bean
Berkley
Berman
Berry
Biggert
Bilbray
Bilirakis
Bishop (GA)
Bishop (NY)
Bishop (UT)
Blackburn
Blumenauer
Blunt
Boehlert
Boehner
Bonilla
Bonner
Bono
Boozman
Boren
Boswell
Boustany
Boyd
Bradley (NH)
Brady (TX)
Brown (SC)
Brown-Waite, Ginny
Burgess
Burton (IN)
Butterfield
Buyer
Calvert
Campbell (CA)
Cantor
Capito
Capps
Capuano
Cardin
Cardoza
Carnahan
Carson
Carter
Case
Castle
Chabot
Chandler
Chocola
Cleaver
Clyburn
Coble
Cole (OK)
Conaway
Conyers
Cooper
Costa
Costello
Cramer
Crenshaw
Cubin
Cuellar
Culberson
Cummings
Davis (AL)
Davis (CA)
Davis (IL)
Davis (KY)
Davis (TN)
Davis, Tom
Deal (GA)
DeFazio
DeGette
Delahunt
DeLauro
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Dicks
Dingell
Doggett
Drake
Dreier
Duncan
Edwards
Ehlers
Emanuel
Engel
English (PA)
Eshoo
Etheridge
Everett
Farr
Feeney
Ferguson
Filner
Fitzpatrick (PA)
Flake
Foley
Fortenberry
Fossella
Foxx
Frank (MA)
Franks (AZ)
Frelinghuysen
Gallegly
Garrett (NJ)
Gerlach
Gilchrest
Gillmor
Gingrey
Gohmert
Gonzalez
Goodlatte
Gordon
Granger
Graves
Green, Al
Green, Gene
Gutknecht
Hall
Harman
Harris
Hart
Hastings (FL)
Hastings (WA)
Hayes
Hayworth
Hefley
Hensarling
Herger
Herseth
Higgins
Hobson
Hoekstra
Holden
Holt
Honda
Hooley
Hostettler
Hoyer
Hunter
Inglis (SC)
Inslee
Israel
Issa
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Jindal
Johnson (CT)
Johnson (IL)
Johnson, E. B.
Johnson, Sam
Jones (NC)
Kanjorski
Kaptur
Keller
Kelly
Kennedy (MN)
Kennedy (RI)
Kildee
Kind
King (IA)
King (NY)
Kingston
Kirk
Kline
Knollenberg
Kolbe
Kucinich
Kuhl (NY)
Langevin
Larsen (WA)
Larson (CT)
Latham
LaTourette
Leach
Levin
Lewis (GA)
Linder
Lipinski
LoBiondo
Lofgren, Zoe
Lowey
Lucas
Lungren, Daniel E.
Lynch
Mack
Manzullo
Markey
Marshall
Matheson
Matsui
McCarthy
McCaul (TX)
McCollum (MN)
McCotter
McCrery
McDermott
McGovern
McHenry
McHugh
McIntyre
McKeon
McKinney
Meehan
Meek (FL)
Meeks (NY)
Melancon
Mica
Michaud
Millender-McDonald
Miller (FL)
Miller (MI)
Miller (NC)
Miller, Gary
Miller, George
Mollohan
Moore (KS)
Moore (WI)
Moran (KS)
Moran (VA)
Murphy
Musgrave
Nadler
Napolitano
Neal (MA)
Neugebauer
Ney
Northup
Norwood
Nunes
Obey
Olver
Ortiz
Osborne
Otter
Owens
Oxley
Pallone
Pascrell
Pastor
Payne
Pearce
Pence
Peterson (MN)
Petri
Pickering
Pitts
Platts
Poe
Pombo
Porter
Price (GA)
Price (NC)
Putnam
Radanovich
Rahall
Ramstad
Rangel
Regula
Rehberg
Renzi
Reyes
Reynolds
Rogers (AL)
Rogers (KY)
Rohrabacher
Ros-Lehtinen
Ross
Rothman
Roybal-Allard
Royce
Ruppersberger
Ryan (OH)
Ryan (WI)
Ryun (KS)
Sabo
Salazar
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Saxton
Schakowsky
Schiff
Schmidt
Schwartz (PA)
Schwarz (MI)
Scott (GA)
Scott (VA)
Sensenbrenner
Serrano
Shadegg
Shaw
Shays
Sherman
Sherwood
Shimkus
Shuster
Simmons
Simpson
Skelton
Smith (TX)
Smith (WA)
Snyder
Sodrel
Solis
Souder
Spratt
Stearns
Stupak
Sweeney
Tancredo
Tanner
Tauscher
Taylor (MS)
Taylor (NC)
Terry
Thomas
Thompson (CA)
Thompson (MS)
Tiberi
Towns
Turner
Udall (CO)
Udall (NM)
Upton
Van Hollen
Velázquez
Visclosky
Walden (OR)
Walsh
Wamp
Wasserman Schultz
Watson
Watt
Waxman
Weiner
Weldon (FL)
Weldon (PA)
Weller
Westmoreland
Whitfield
Wicker
Wilson (NM)
Wilson (SC)
Wolf
Woolsey
Wu
Wynn
Young (AK)
Young (FL)

NAYS—1

Paul

NOT VOTING—65

Abercrombie
Baird
Beauprez
Becerra
Boucher
Brady (PA)
Brown (OH)
Brown, Corrine
Camp (MI)
Cannon
Clay
Crowley
Davis (FL)
Davis, Jo Ann
Doolittle
Doyle
Emerson
Evans
Fattah
Forbes
Ford
Gibbons
Goode
Green (WI)
Grijalva
Gutierrez
Hinchey
Hinojosa
Hulshof
Hyde
Istook
Jenkins
Jones (OH)
Kilpatrick (MI)
LaHood
Lantos
Lee
Lewis (CA)
Lewis (KY)
Maloney
Marchant
McMorris
McNulty
Murtha
Myrick
Nussle
Oberstar
Pelosi
Peterson (PA)
Pomeroy
Pryce (OH)
Reichert
Rogers (MI)
Rush
Sessions
Slaughter
Smith (NJ)
Stark
Strickland
Sullivan
Thornberry
Tiahrt
Tierney
Waters
Wexler

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill, as amended, was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill, as amended, was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

¶65.20 H.R. 5061—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mr. PEARCE, pursuant to clause 8, rule XX, announced the further unfinished business to be the motion to suspend the rules and pass the bill (H.R. 5061) to direct the Secretary of the Interior to convey Paint Bank National Fish Hatchery and Wytheville National Fish Hatchery to the State of Virginia.

The question being put,

Will the House suspend the rules and pass said bill?

The vote was taken by electronic device.

It was decided in the affirmative ..... { Yeas ..... 366 / Nays 0

¶65.21 [Roll No. 359]

YEAS—366

Ackerman
Aderholt
Akin
Alexander
Allen
Andrews
Baca
Bachus
Baird
Baker
Baldwin
Barrett (SC)
Barrow
Bartlett (MD)
Barton (TX)
Bass
Bean
Berkley
Berman
Berry
Biggert
Bilbray
Bilirakis
Bishop (GA)
Bishop (NY)
Bishop (UT)
Blackburn
Blumenauer
Blunt
Boehlert
Boehner
Bonilla
Bonner
Bono
Boozman
Boren
Boswell
Boustany
Boyd
Bradley (NH)
Brady (TX)
Brown (SC)
Brown-Waite, Ginny
Burgess
Burton (IN)
Butterfield
Buyer
Calvert
Campbell (CA)
Cantor
Capito
Capps
Capuano
Cardin
Cardoza
Carnahan
Carson
Carter
Case
Castle
Chabot
Chandler
Chocola
Cleaver
Clyburn
Coble
Cole (OK)
Conaway
Conyers
Cooper
Costa
Costello
Cramer
Crenshaw
Cubin
Cuellar
Culberson
Cummings
Davis (AL)
Davis (CA)
Davis (IL)
Davis (KY)
Davis (TN)
Davis, Tom
Deal (GA)
DeFazio
DeGette
Delahunt
DeLauro
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Dicks
Dingell
Doggett
Drake
Dreier
Duncan
Edwards
Ehlers
Emanuel
Engel
English (PA)
Eshoo
Etheridge
Everett
Farr
Feeney
Ferguson
Filner
Fitzpatrick (PA)
Flake
Foley
Fortenberry
Fossella
Foxx
Frank (MA)
Franks (AZ)
Frelinghuysen
Gallegly
Garrett (NJ)
Gerlach
Gilchrest
Gillmor
Gingrey
Gohmert
Gonzalez
Goodlatte
Gordon
Granger
Graves
Green, Al
Green, Gene
Gutknecht
Hall
Harman
Harris
Hart
Hastings (FL)
Hastings (WA)
Hayes
Hayworth
Hefley
Hensarling
Herger
Herseth
Higgins
Hobson
Hoekstra
Holden
Holt
Honda
Hooley
Hostettler
Hoyer
Hunter
Inglis (SC)
Inslee
Israel
Issa
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Jindal
Johnson (CT)
Johnson (IL)
Johnson, E. B.
Johnson, Sam
Jones (NC)
Kanjorski
Kaptur
Keller
Kelly
Kennedy (MN)
Kennedy (RI)
Kildee
Kind
King (IA)
King (NY)
Kingston
Kirk
Kline
Knollenberg
Kolbe
Kucinich
Kuhl (NY)
Langevin
Larsen (WA)
Larson (CT)
Latham
LaTourette
Leach
Levin
Lewis (GA)
Linder
Lipinski
LoBiondo
Lofgren, Zoe
Lowey
Lucas
Lungren, Daniel E.
Lynch
Mack
Manzullo
Markey
Matheson
Matsui
McCarthy
McCaul (TX)
McCollum (MN)
McCotter
McCrery
McDermott
McGovern
McHenry
McHugh
McIntyre
McKeon
McKinney
Meehan
Meek (FL)
Meeks (NY)
Melancon
Mica
Michaud
Millender-McDonald
Miller (FL)
Miller (MI)
Miller (NC)
Miller, Gary
Miller, George
Mollohan
Moore (KS)
Moore (WI)
Moran (KS)
Moran (VA)
Murphy
Musgrave
Nadler
Napolitano
Neal (MA)
Neugebauer
Ney
Northup
Norwood
Nunes
Obey
Olver
Ortiz
Osborne
Otter
Owens
Pallone
Pascrell
Pastor
Paul
Payne
Pearce
Pence
Peterson (MN)
Petri
Pickering
Pitts
Platts
Poe
Pombo
Porter
Price (GA)
Price (NC)
Putnam
Rahall
Ramstad
Rangel
Regula
Rehberg
Renzi
Reyes
Reynolds
Rogers (AL)
Rogers (KY)
Rohrabacher
Ros-Lehtinen
Ross
Rothman
Roybal-Allard
Royce
Ruppersberger
Ryan (OH)
Ryan (WI)
Ryun (KS)
Sabo
Salazar
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Saxton
Schakowsky
Schiff
Schmidt
Schwartz (PA)
Schwarz (MI)
Scott (GA)
Scott (VA)
Sensenbrenner
Serrano
Shadegg
Shaw
Shays
Sherman
Sherwood
Shimkus
Shuster
Simmons
Simpson
Skelton
Smith (TX)
Smith (WA)
Snyder
Sodrel
Solis
Souder
Spratt
Stearns
Stupak
Sweeney
Tancredo
Tanner
Tauscher
Taylor (MS)
Taylor (NC)
Terry
Thomas
Thompson (CA)
Thompson (MS)
Thornberry
Tiberi
Towns
Turner
Udall (CO)
Udall (NM)
Upton
Van Hollen
Velázquez
Visclosky
Walden (OR)
Walsh
Wamp
Wasserman Schultz
Watson
Watt
Waxman
Weiner
Weldon (FL)
Weldon (PA)
Weller
Westmoreland
Whitfield
Wicker
Wilson (NM)
Wilson (SC)
Wolf
Woolsey
Wu
Wynn
Young (AK)
Young (FL)

NOT VOTING—66

Abercrombie
Beauprez
Becerra
Boucher
Brady (PA)
Brown (OH)
Brown, Corrine
Camp (MI)
Cannon
Clay
Crowley
Davis (FL)
Davis, Jo Ann
Doolittle
Doyle
Emerson
Evans
Fattah
Forbes
Ford
Gibbons
Goode
Green (WI)
Grijalva
Gutierrez
Hinchey
Hinojosa
Hulshof
Hyde
Istook
Jenkins
Jones (OH)
Kilpatrick (MI)
LaHood
Lantos
Lee
Lewis (CA)
Lewis (KY)
Maloney
Marchant
Marshall
McMorris
McNulty
Murtha
Myrick
Nussle
Oberstar
Oxley
Pelosi
Peterson (PA)
Pomeroy
Pryce (OH)
Radanovich
Reichert
Rogers (MI)
Rush
Sessions
Slaughter
Smith (NJ)
Stark
Strickland
Sullivan
Tiahrt
Tierney
Waters
Wexler

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

¶65.22 SENATE BILL REFERRED

A bill of the Senate of the following title was taken from the Speaker's table and, under the rule, referred as follows:

S. 2125. An Act to promote relief, security, and democracy in the Democratic Republic of the Congo; to the Committee on International Relations.

¶65.23 BILLS PRESENTED TO THE PRESIDENT

Karen L. Haas, Clerk of the House reports that on June 29, 2006, she presented to the President of the United States, for his approval, the following bills:

H.R. 5403. An Act to improve protections for children and to hold States accountable for the safe and timely placement of children across State lines, and for other purposes.

H.R. 5603. An Act to temporarily extend the programs under the Higher Education Act of 1965, and for other purposes.

Karen L. Haas, Clerk of the House also reports that on June 30, 2006, she presented to the President of the United States, for his approval, the following bills:

H.R. 889. An Act to authorize appropriations for the Coast Guard for fiscal year 2006, to make technical corrections to various laws administered by the Coast Guard, and for other purposes.

H.R. 4912. An Act to amend section 242 of the National Housing Act to extend the exemption for critical access hospitals under the FHA program for mortgage insurance for hospitals.

¶65.24 LEAVE OF ABSENCE

By unanimous consent, leave of absence was granted—

To Mr. GIBBONS, for today;

To Mr. HINOJOSA, for today and July 11;

To Mrs. JONES of Ohio, for today;

To Ms. KILPATRICK of Michigan, for today;

To Mr. MCNULTY, for today and July 11;

To Mr. SESSIONS, for the week of July 10;

To Ms. SLAUGHTER, for today; and

To Mrs. EMERSON, for today.

And then,

¶65.25 ADJOURNMENT

On motion of Mr. MEEK of Florida, at 10 o'clock and 45 minutes p.m., the House adjourned.

¶65.26 REPORTS OF COMMITTEES ON PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XIII, reports of committees were delivered to the Clerk for printing and reference to the proper calendar, as follows:

[Filed on June 29, 2006]

Mr. BOEHLERT: Committee on Science. H.R. 5450. A bill to provide for the National Oceanic and Atmospheric Administration, and for other purposes; with an amendment (Rept. 109–545 Pt. 1). Ordered to be printed.

[Pursuant to the order of the House on June 29, 2006 the following report was filed on July 7, 2006]

Mr. OXLEY: Committee on Financial Services. H.R. 2990. A bill to improve ratings quality by fostering competition, transparency, and accountability in the credit rating agency industry; with an amendment (Rept. 109–546). Referred to the Committee of the Whole House on the State of the Union.

[Filed on July 10, 2006]

Mr. POMBO: Committee on Resources. H.R. 5232. A bill to direct the Secretary of the Interior to initiate and complete an evaluation of lands and waters located in Northeastern Pennsylvania for their potential acquisition and inclusion in a future Cherry Valley National Wildlife Refuge, and for other purposes (Rept. 109–547). Referred to the Committee of the Whole House on the State of the Union.

Mr. POMBO: Committee on Resources. H.R. 4275. A bill to amend Public Law 106–348 to extend the authorization for establishing a memorial in the District of Columbia or its environs to honor veterans who became disabled while serving in the Armed Forces of the United States (Rept. 109–548). Referred to the Committee of the Whole House on the State of the Union.

Mr. POMBO: Committee on Resources. H.R. 3085. A bill to amend the National Trails System Act to update the feasibility and suitability study originally prepared for the Trail of Tears National Historic Trail and provide for the inclusion of new trail segments, land components, and campgrounds associated with the trial, and for other purposes; with an amendment (Rept. 109–549). Referred to the Committee of the Whole House on the State of the Union.

Mrs. CAPITO: Committee on Rules. House Resolution 906. Resolution providing for consideration of the bill (H.R. 2990) to improve ratings quality by fostering competition, transparency, and accountability in the credit rating agency industry (Rept. 109–550). Referred to the House Calendar.

Mr. GINGREY: Committee on Rules. House Resolution 907. Resolution providing for consideration of the bill (H.R. 4411) to prevent the use of certain payment instruments, credit cards, and fund transfers for unlawful internet gambling, and for other purposes (Rept. 109–551). Referred to the House Calendar.

¶65.27 TIME LIMITATION OF REFERRED BILL

Pursuant to clause 2 of rule XII the following action was taken by the Speaker:

[Action taken on June 29, 2006]

H.R. 5450. Referral to the Committee on Resources extended for a period ending not later than September 11, 2006.

¶65.28 REPORTED BILL SEQUENTIALLY REFERRED

Under clause 2 of rule XII, bills and reports were delivered to the Clerk for printing, and bills referred as follows:

[Filed on June 29, 2006]

Mr. TOM DAVIS of Virginia: Committee on Government Reform. H.R. 1317. A bill to amend title 5, United States Code, to clarify which disclosures of information are protected from prohibited personnel practices; to require a statement in nondisclosure policies, forms, and agreements to the effect that such policies, forms, and agreements are consistent with certain disclosure protections; and for other purposes, with an amendment; referred to the Committees on Armed Services, and Homeland Security for a period ending not later than September 11, 2006, for consideration of such provisions of the bill and amendment as fall within the jurisdiction of those committees pursuant to clauses 1(c) and 1(i), rule X (Rept. 109–544, Pt. 1). Ordered to be printed.

[Filed on July 10, 2006]

Mr. SENSENBRENNER: Committee on the Judiciary. H.R. 4777. A bill to amend title 18, United States Code, to expand and modernize the prohibition against interstate gambling, and for other purposes, with an amendment; referred to the Committee on Energy and Commerce for a period ending not later than September 15, 2006, for consideration of such provisions of the bill and amendment as fall within the jurisdiction of that committee pursuant to clause 1(f), rule X (Rept. 109–552, Pt. 1). Ordered to be printed.

¶65.29 PUBLIC BILLS AND RESOLUTION

Under clause 2 of rule XII, public bills and resolutions were introduced and severally referred, as follows:

By Mr. GILLMOR (for himself and Mr. FRANK of Massachusetts):

H.R. 5746. A bill to amend the Federal Deposit Insurance Act to establish industrial bank holding company regulation, and for other purposes; to the Committee on Financial Services.

By Mr. CLEAVER:

H.R. 5747. A bill to amend section 245(i) of the Immigration and Nationality Act to extend the special adjustment of status to certain aliens currently in the United States who are married to United States citizens and parents of a United States citizen child; to the Committee on the Judiciary.

By Mr. BERRY:

H.R. 5748. A bill to suspend temporarily the duty on certain liquid crystal device (LCD) flat panel displays; to the Committee on Ways and Means.

By Mr. FOLEY (for himself and Mr. FITZPATRICK of Pennsylvania):

H.R. 5749. A bill to amend title 18, United States Code, to protect youth from exploitation by adults using the Internet, and for other purposes; to the Committee on the Judiciary.

By Mr. FRANK of Massachusetts:

H.R. 5750. A bill to amend title XVIII of the Social Security Act to limit the penalty for late enrollment under the Medicare Program to 10 percent and twice the period of no enrollment, and for other purposes; to the Committee on Energy and Commerce, and in addition to the Committee on Ways and Means, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. POE:

H.R. 5751. A bill to amend the Internal Revenue Code of 1986 to allow employers a credit against income tax equal to 50 percent of the compensation paid to employees while they are performing active duty service as members of the Ready Reserve or the National Guard and of the compensation paid to temporary replacement employees; to the Committee on Ways and Means.

By Mr. SIMMONS (for himself and Mr. FITZPATRICK of Pennsylvania):

H.R. 5752. A bill to provide for making grants to expand the capacity of the Big Brothers Big Sisters mentoring program for at-risk youth; to the Committee on Education and the Workforce.

¶65.30 PRIVATE BILLS AND RESOLUTIONS

Under clause 3 of rule XII, private bills and resolutions of the following titles were introduced and severally referred, as follows:

By Mr. KANJORSKI:

H.R. 5753. A bill for the relief of Charmaine Bieda; to the Committee on the Judiciary.

By Mr. KUCINICH:

H.R. 5754. A bill for the relief of Theresa and Stefan Sajac; to the Committee on the Judiciary.

¶65.31 ADDITIONAL SPONSORS

Under clause 7 of rule XII, sponsors were added to public bills and resolutions as follows:

H.R. 23: Mr. FATTAH, Mr. TOM DAVIS of Virginia, and Ms. VELÁZQUEZ.
H.R. 97: Mr. LEWIS of Kentucky and Mr. BRADY of Pennsylvania.
H.R. 198: Mr. BISHOP of Georgia.
H.R. 215: Mr. PETERSON of Minnesota and Mr. DOGGETT.
H.R. 550: Mr. MELANCON, Mr. SPRATT and Mr. LIPINSKI.
H.R. 552: Mr. GOODLATTE and Mr. NUSSLE.
H.R. 583: Mr. ALLEN and Mr. DELAHUNT.
H.R. 898: Ms. NORTON.
H.R. 946: Mr. ANDREWS.
H.R. 951: Mr. CAPUANO.
H.R. 959: Mr. HOLDEN.
H.R. 1059: Ms. PELOSI and Mr. CARDIN.
H.R. 1079: Mr. HUNTER.
H.R. 1188: Mr. MARSHALL.
H.R. 1227: Mr. HASTINGS of Washington, Mr. TIBERI, and Mr. OSBORNE.
H.R. 1248: Mr. HEFLEY.
H.R. 1369: Mr. GENE GREEN of Texas.
H.R. 1425: Mr. GUTIERREZ.
H.R. 1426: Mr. HEFLEY and Mr. BISHOP of Georgia.
H.R. 1462: Ms. GINNY BROWN-WAITE of Florida.
H.R. 1517: Mr. PLATTS, Mr. BOUSTANY, and Mr. SMITH of Texas.
H.R. 1545: Mrs. WILSON of New Mexico.
H.R. 1621: Mr. CLAY.
H.R. 1671: Mr. PICKERING.
H.R. 1704: Mr. DELAHUNT.
H.R. 1898: Mr. COLE of Oklahoma and Mr. GUTKNECHT.
H.R. 1996: Mr. BERMAN and Mr. PAYNE.
H.R. 2037: Mr. BRADY of Pennsylvania.
H.R. 2178: Mr. DINGELL and Mr. EVANS.
H.R. 2230: Mr. SHAYS.
H.R. 2378: Mr. BISHOP of Georgia.
H.R. 2568: Mr. BOUCHER.
H.R. 2928: Mr. WU.
H.R. 3142: Mr. WYNN.
H.R. 3145: Mr. PETERSON of Minnesota and Mr. SNYDER.
H.R. 3151: Mr. CUMMINGS and Mr. PETERSON of Minnesota.
H.R. 3478: Mr. GREEN of Wisconsin, Mr. WYNN, Mr. DOYLE, and Mr. ENGLISH of Pennsylvania.
H.R. 3559: Mr. CHANDLER, Mr. GINGREY, Mr. FRELINGHUYSEN, Mr. CUELLAR, Mrs. SCHMIDT, Mr. CASE, and Mr. PAYNE.
H.R. 3639: Mr. ANDREWS.
H.R. 3762: Mr. SAXTON.

H.R. 4158: Mr. WEXLER.
H.R. 4341: Mr. PETERSON of Pennsylvania.
H.R. 4371: Mr. CLEAVER, Mr. GOODE, and Mr. JEFFERSON.
H.R. 4384: Mr. PAYNE.
H.R. 4434: Mr. FILNER.
H.R. 4547: Mr. NUSSLE, Mr. WAMP, and Mr. CHABOT.
H.R. 4550: Mr. PAYNE.
H.R. 4597: Mr. BRADY of Pennsylvania, Mr. FILNER, Ms. SLAUGHTER, and Mr. BACA.
H.R. 4624: Mr. SANDERS and Mr. PETERSON of Minnesota.
H.R. 4654: Mr. DUNCAN.
H.R. 4740: Mrs. DRAKE.
H.R. 4747: Mrs. CHRISTENSEN, Mr. HASTINGS of Florida, Mr. CLYBURN, Mr. BRADY of Pennsylvania, Ms. MCCOLLUM of Minnesota, and Mr. CASE.
H.R. 4751: Mr. JONES of North Carolina, Mr. CLAY, Mr. FILNER, Mr. WYNN, and Mr. GINGREY.
H.R. 4824: Mr. SNYDER and Mr. HINCHEY.
H.R. 4903: Mr. GORDON.
H.R. 4924: Mrs. EMERSON.
H.R. 4980: Mr. BRADLEY of New Hampshire.
H.R. 4982: Mr. GEORGE MILLER of California.
H.R. 4994: Mr. PETERSON of Minnesota and Mr. GORDON.
H.R. 5005: Mr. CALVERT, Mrs. MILLER of Michigan, Mrs. CUBIN, Mr. OTTER, Mr. PUTNAM, Mr. WAMP, and Mr. ROGERS of Michigan.
H.R. 5013: Mr. CALVERT and Ms. HART.
H.R. 5033: Mr. CAPUANO.
H.R. 5120: Mr. REICHERT.
H.R. 5150: Ms. LEE and Mr. LANTOS.
H.R. 5166: Mr. PETERSON of Minnesota.
H.R. 5182: Mr. CASE, Mr. BARROW, Mr. NUSSLE, Ms. WASSERMAN SCHULTZ, and Ms. SOLIS.
H.R. 5188: Mr. BROWN of Ohio and Mr. BISHOP of Georgia.
H.R. 5200: Mr. MILLER of North Carolina, Mr. SANDERS, Mr. BOSWELL, and Mr. CASE.
H.R. 5236: Mr. BISHOP of Georgia.
H.R. 5249: Mrs. MALONEY and Mr. GRAVES.
H.R. 5262: Mr. ROGERS of Michigan.
H.R. 5273: Ms. CARSON.
H.R. 5290: Mr. HONDA.
H.R. 5319: Mr. GILLMOR.
H.R. 5390: Mr. PETERSON of Minnesota, Mr. DELAHUNT, and Mr. MARSHALL.
H.R. 5405: Mr. GOHMERT.
H.R. 5409: Mr. INGLIS of South Carolina.
H.R. 5444: Mr. ENGLISH of Pennsylvania and Mr. BISHOP of Georgia.
H.R. 5453: Mr. SALAZAR.
H.R. 5455: Mr. JACKSON of Illinois.
H.R. 5465: Mr. HIGGINS, Mr. GORDON, Mr. ORTIZ, Mr. ETHERIDGE, and Mrs. JO ANN DAVIS of Virginia.
H.R. 5468: Mr. MCCOTTER.
H.R. 5476: Mr. MARSHALL.
H.R. 5507: Mr. INGLIS of South Carolina.
H.R. 5513: Mr. PETERSON of Minnesota, Mr. MURPHY, Mr. CROWLEY, Mr. ROTHMAN, and Mr. BISHOP of New York.
H.R. 5519: Mr. PLATTS.
H.R. 5520: Mr. FORTENBERRY.
H.R. 5536: Mr. MCCOTTER, Mr. BRADY of Pennsylvania, and Mr. ENGLISH of Pennsylvania.
H.R. 5539: Mr. GORDON, Mr. BOSWELL, and Mr. GREEN of Wisconsin.
H.R. 5550: Ms. SLAUGHTER.
H.R. 5555: Mr. PETERSON of Minnesota, Mr. HINCHEY, and Mr. BILIRAKIS.
H.R. 5556: Mr. RADANOVICH, Mr. BLUMENAUER, and Mr. BRADLEY of New Hampshire.
H.R. 5557: Mr. SAXTON, Mr. SANDERS, and Mr. WELDON of Pennsylvania.
H.R. 5562: Mr. ENGLISH of Pennsylvania and Mr. HOLT.
H.R. 5583: Ms. JACKSON-LEE of Texas and Ms. BORDALLO.
H.R. 5588: Ms. WOOLSEY, Mr. SCOTT of Virginia, Mr. BISHOP of Georgia, and Mr. BOREN.
H.R. 5605: Mr. GORDON, Ms. JACKSON-LEE of Texas, Ms. BORDALLO, Mr. KILDEE, Mr. MCNULTY, Mr. JEFFERSON, Mr. RUPPERSBERGER, and Mr. PAYNE.
H.R. 5624: Mrs. MCCARTHY and Ms. BORDALLO.
H.R. 5640: Mr. CARDIN.
H.R. 5642: Ms. JACKSON-LEE of Texas, Ms. MATSUI, Ms. BALDWIN, and Mr. CASE.
H.R. 5656: Mr. MARIO DIAZ-BALART of Florida.
H.R. 5685: Mr. ISRAEL, Mr. HINCHEY, Mr. TOWNS, and Mr. BISHOP of New York.
H.R. 5696: Mr. CARDOZA.
H.R. 5704: Mrs. MUSGRAVE, Mr. REICHERT, Mrs. MYRICK, Ms. BERKLEY, and Mr. RENZI.
H.R. 5706: Mr. GREEN of Wisconsin.
H.R. 5738: Mr. ROTHMAN, Mrs. LOWEY, Mr. FITZPATRICK of Pennsylvania, and Ms. SLAUGHTER.
H.J. Res. 88: Mr. CRENSHAW.
H.J. Res. 90: Ms. BERKLEY.
H. Con. Res. 125: Mr. MORAN of Virginia, Mr. BROWN of Ohio, Mr. LARSEN of Washington, and Mr. LEWIS of Georgia.
H. Con. Res. 231: Mr. GINGREY.
H. Con. Res. 282: Mr. PAYNE.
H. Con. Res. 391: Ms. WOOLSEY.
H. Con. Res. 406: Mr. ANDREWS, Mr. MELANCON, Ms. ZOE LOFGREN of California, and Ms. JACKSON-LEE of Texas.
H. Con. Res. 432: Mr. ENGLISH of Pennsylvania.
H. Con. Res. 434: Mr. GARRETT of New Jersey, Mr. KUCINICH, Mr. SCHIFF, Mr. TOWNS, and Ms. SCHAKOWSKY.
H. Con. Res. 435: Ms. LINDA T. SÁNCHEZ of California.
H. Res. 526: Mr. HINCHEY and Mrs. CAPITO.
H. Res. 723: Mr. KENNEDY of Rhode Island and Mr. SALAZAR.
H. Res. 825: Mr. LEVIN.
H. Res. 852: Mr. ENGLISH of Pennsylvania.
H. Res. 858: Mr. GONZALEZ.
H. Res. 888: Mr. CUMMINGS, Ms. MOORE of Wisconsin, Mr. CLAY, Mrs. CHRISTENSEN, Ms. MILLENDER-MCDONALD, and Mr. HINCHEY.

TUESDAY, JULY 11, 2006 (66)

The House was called to order at 9 a.m. by the SPEAKER, when, pursuant to the order of the House of Tuesday, January 31, 2006, Members were recognized for morning-hour debate.

¶66.1 RECESS—9:12 A.M.

The SPEAKER pro tempore, Mrs. DRAKE, pursuant to clause 12(a) of rule I, declared the House in recess at 9 o'clock and 12 minutes a.m., until 10 a.m.

¶66.2 AFTER RECESS—10 A.M.

The SPEAKER pro tempore, Mr. KUHL of New York, called the House to order.

¶66.3 APPROVAL OF THE JOURNAL

The SPEAKER pro tempore, Mr. KUHL of New York, announced he had examined and approved the Journal of the proceedings of Monday, July 10, 2006.

Pursuant to clause 1, rule I, the Journal was approved.

¶66.4 COMMUNICATIONS

Executive and other communications, pursuant to clause 8, rule XII, were referred as follows:

8429. A letter from the Principal Deputy Under Secretary for Personnel and Readiness, Department of Defense, transmitting notification of the Department's intention to close the Defense commissary store at Naval Air Station (NAS) Keflavik, Iceland by August 31, 2006; to the Committee on Armed Services.

8430. A letter from the Under Secretary for Acquisition, Technology, and Logistics, Department of Defense, transmitting a report identifying, for each of the armed forces (other than the Coast Guard) and each Defense Agency, the percentage of funds that were expended during the preceding two fiscal years for performance of depot-level maintenance and repair workloads by the public and private sectors, pursuant to 10 U.S.C. 2466(d)(1); to the Committee on Armed Services.

8431. A letter from the Under Secretary for Acquisition, Technology, and Logistics, Department of Defense, transmitting certification that the Global Hawk program has been restructured, pursuant to 10 U.S.C. 2433; to the Committee on Armed Services.

8432. A letter from the Under Secretary for Acquisition, Technology, and Logistics, Department of Defense, transmitting certification that the National Polar-orbiting Operational Environmental Satellite System program has been restructured, pursuant to 10 U.S.C. 2433; to the Committee on Armed Services.

8433. A letter from the Under Secretary for Personnel and Readiness, Department of Defense, transmitting a letter on the approved retirement of Lieutenant General Henry P. Osman, United States Marine Corps, and his advancement to the grade of lieutenant general on the retired list; to the Committee on Armed Services.

8434. A letter from the Director, International Cooperation, Department of Defense, transmitting pursuant to Section 27(f) of the Arms Export Control Act and Section 1(f) of Executive Order 11958, a copy of Transmittal No. 15-06 which informs of an intent to sign the Defensive Aid Systems Project Arrangement between the United States and the United Kingdom; to the Committee on International Relations.

8435. A letter from the Assistant Legal Adviser for Treaty Affairs, Department of State, transmitting Copies of international agreements, other than treaties, entered into by the United States, pursuant to 1 U.S.C. 112b(a); to the Committee on International Relations.

8436. A letter from the Vice President, Office of External Relations, CHF International, transmitting the 2005 Annual Report entitled, ''Pathways to Stability''; to the Committee on International Relations.

8437. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting the Department's 2005 Annual Report to Congress on Peacekeeping; to the Committee on International Relations.

8438. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting consistent with the Authorization for Use of Military Force Against Iraq Resolution of 2002 (Pub. L. 107-243), the Authorization for the Use of Force Against Iraq Resolution (Pub. L. 102-1), and in order to keep the Congress fully informed, a report prepared by the Department of State for the April 15, 2006–June 15, 2006 reporting period including matters relating to post-liberation Iraq under Section 7 of the Iraq Liberation Act of 1998 (Pub. L. 105-338); to the Committee on International Relations.

8439. A letter from the Acting U.S. Global AIDS Coordinator, Department of State, transmitting a report on the President's Emergency Plan for AIDS Relief: Food and Nutrition for People Living with HIV/AIDS, as requested in House Report 109-152, accompanying H.R. 3057; to the Committee on International Relations.

8440. A letter from the Secretary, Department of Treasury, transmitting a six-month

periodic report on the national emergency with respect to Sudan that was declared in Executive Order 13067 of November 3, 1997, as required by section 401(c) of the National Emergencies Act, 50 U.S.C. 1641(c), and section 204(c) of the International Emergency Economic Powers Act, 50 U.S.C. 1703(c), and pursuant to Executive Order 13313 of July 31, 2003; to the Committee on International Relations.

8441. A letter from the Secretary, Department of the Treasury, transmitting as required by section 401(c) of the National Emergencies Act, 50 U.S.C. 1641(c), and section 204(c) of the International Emergency Economic Powers Act, 50 U.S.C. 1703(c), and pursuant to Executive Order 13313 of July 31, 2003, a six-month periodic report of the national emergency with respect to the Western Balkans that was declared in Executive Order 13219 of June 26, 2001; to the Committee on International Relations.

8442. A letter from the Chairman of the Board, Pension Benefit Guaranty Corporation, transmitting the Annual Report of the Corporation, which includes the Corporation's operational and financial results as of September 30, 2005, pursuant to 29 U.S.C. 1308; to the Committee on Government Reform.

8443. A letter from the Chief Human Capital Officer, Corporation for National & Community Service, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Government Reform.

8444. A letter from the Secretary, Department of Agriculture, transmitting the Department's strategic Plan for FY 2005–2010; to the Committee on Government Reform.

8445. A letter from the Assistant Director, Executive & Political Personnel, Department of Defense, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Government Reform.

8446. A letter from the Assistant Secretary for Administration and Management, Chief Acquisition Officer, Department of Labor, transmitting the Department's report on the amount of acquisitions made from entities that manufacture the articles, materials, or supplies outside the United States in Fiscal Year 2005, pursuant to Public Law 108-447, section 641; to the Committee on Government Reform.

8447. A letter from the Attorney, Department of Transportation, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Government Reform.

8448. A letter from the Assistant Administrator, Environmental Protection Agency, transmitting the Agency's report on the amount of acquisitions made from entities that manufacture the articles, materials, or supplies outside the United States in Fiscal Year 2005, pursuant to Public Law 108-447, section 641; to the Committee on Government Reform.

8449. A letter from the First Vice President & Controller, Federal Home Loan Bank of Atlanta, transmitting the 2005 management report and statements on system of internal controls of the Federal Home Loan Bank of Atlanta, pursuant to 31 U.S.C. 9106; to the Committee on Government Reform.

8450. A letter from the President, Federal Home Loan Bank of Cincinnati, transmitting the 2005 management report and statements on system of internal controls of the Federal Home Loan Bank of Cincinnati, pursuant to 31 U.S.C. 9106; to the Committee on Government Reform.

8451. A letter from the President and Chief Executive Officer, Federal Home Loan Bank of Des Moines, transmitting the 2005 management report and statements on system of internal controls of the Federal Home Loan Bank of Des Moines, pursuant to 31 U.S.C. 9106; to the Committee on Government Reform.

8452. A letter from the President and Chief Executive Officer, Federal Home Loan Bank of Indianapolis, transmitting the 2005 Statements on System of Internal Controls of the Federal Home Loan Bank of Indianapolis, pursuant to 31 U.S.C. 9106; to the Committee on Government Reform.

8453. A letter from the President & CEO, Overseas Private Investment Corporation, transmitting the Corporation's FY 2005 Annual Report required by Section 203 of the Notification and Federal Antidiscrimination and Retaliation Act of 2002, Pub. L. 107-174; to the Committee on Government Reform.

8454. A letter from the Chief, Border Security Regulations Branch, Department of Homeland Security, transmitting the Department's final rule — Closing of the Port of Noyes, Minnesota, and Extension of the Limits of the Port of Pembina, North Dakota [CBP Dec. 06-15; USCBP-2005-0001] received June 6, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

8455. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Regulated Navigation Area; East Rockaway Inlet to Atlantic Beach Bridge, Nassau County, Long Island, New York [CGD01-05-106] (RIN: 1625-AA11) received June 20, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

8456. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Anchorage Regulations; Port of New York and Vicinity [CGD01-05-101] (RIN: 1625-AA01) (Previously reported as RIN: 1625-AA98) received June 20, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

8457. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Drawbridge Operation Regulations; Massalina Bayou, Panama City, FL [CGD08-06-016] (RIN: 1625-AA09) received June 20, 206, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

8458. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Drawbridge Operation Regulations; Chelsea River, Chelsea, MA [CGD01-06-024] (RIN: 1625-AA09) received June 20, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

8459. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Safety Zone; Cooper River, Hog Island Channel, Charleston SC [COTP Charleston 06-003] (RIN: 1625-AA00) received June 20, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

8460. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Safety Zones: Fireworks Displays in the Captain of the Port Portland Zone [CGD13-06-009] (RIN: 1625-AA00) received June 20, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

8461. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Security Zone; Severn River and College Creek, Annapolis, Maryland [CGD05-06-052] (RIN: 1625-AA87) received June 20, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

8462. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Security Zone; Severn River and College Creek, Annapolis, Maryland [CGD05-06-052] (RIN: 1625-AA87) received June 20, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

8463. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Special Local Regulations for Marine Events; Pasquotank River, Elizabeth City, North Carolina [CGD05-06-023] (RIN: 1625-AA08) received June 20, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

8464. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Special Local Regulations for Marine Events; Rappahannock River, Essex County, Westmoreland County, Layton, Virginia [CGD05-06-024] (RIN: 1625-AA08) received June 20, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

8465. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Special Local Regulation for Marine Events; Nanticoke River, Sharptown, MD [CGD05-06-020] (RIN: 1625-AA08) received June 20, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

8466. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Safety Zone; Norfolk Harbor Entrance Reach, Chesapeake Bay, VA [CGD05-06-051] (RIN: 1625-AA00) received June 20, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

8467. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Safety Zone; Thunder on the Niagara, The Niagara River at Gratwick Riverside Park, North Tonowanda, NY [CGD09-06-029] (RIN: 1625-AA00) received June 20, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

8468. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Safety Zone; Cooper River, Hog Island Channel, Charleston, SC [COTP Charleston 06-003] (RIN: 1625-AA00) received June 20, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

8469. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Safety Zone; Tarague Basin and Adjacent Waters, GU [COTP Guam 06-008] (RIN: 1625-AA00) received June 20, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

8470. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Safety Zone; Rockets for Schools, Sheboygan, WI [CGD09-06-024] (RIN: 1625-AA00) received June 20, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

8471. A letter from the Program Analyst, NHTSA, Department of Transportation,

transmitting the Department's final rule — Federal Motor Vehicle Safety Standards; Child Restraint Systems [Docket No. NHTSA-2006-24980] (RIN: 2127-AI66) received June 20, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

8472. A letter from the Assistant Chief Counsel, Hazardous Materials, Department of Transportation, transmitting the Department's final rule — Hazardous Materials: Requirements for UN Cylinders [Docket No. PHMSA-2005-17463 (HM-220E)] (RIN: 2137-AD91) received June 6, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

8473. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Honeywell International Inc. ALF502L Series and ALF502R Series Turbofan Engines [Docket No. 92-ANE-34-AD; Amendment 39-14584; AD-2006-09-13] (RIN: 2120-AA64) received June 20, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

8474. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Establishment of Organization Designation Authorization Program [Docket No. FAA-2003-16685] (RIN: 2120-AH79) received June 20, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

8475. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Airbus Model A310-200 and -300 Series Airplanes [Docket No. FAA-2006-24104; Directorate Identifier 2005-NM-231-AD; Amendment 39-14595; AD 2006-10-11] (RIN: 2120-AA64) received June 20, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

8476. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Empresa Brasileira de Aeronautica S.A. (EMBRAER) Model EMB-120, -120ER, -120FC, -120QC, and -120RT Airplanes in Operation [Docket No. FAA-2006-24120; Directorate Identifier 2006-NM-021-AD; Amendment 39-14593; AD 2006-10-09] (RIN: 2120-AA64) received June 20, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

8477. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Learjet Model 45 Airplanes [Docket No. FAA-2006-24792; Directorate Identifier 2006-NM-102-AD; Amendment 39-14599; AD 2006-10-15] (RIN: 2120-AA64) received June 20, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

8478. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Airbus Model A330-223, -321, -322, and -323 Airplanes [Docket No. FAA-2004-19982; Directorate Identifier 2004-NM-142-AD; Amendment 39-14597; AD 2006-10-13] (RIN: 2120-AA64) received June 20, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

8479. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Revision of Class E Airspace; Big Lake, AK [Docket No. FAA-2006-23927; Airspace Docket No. 06-AAL-11] received June 6, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

8480. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Establishment of VOR Federal Airway V-623; NJ and NY [Docket No. FAA-2005-23424; Airspace Docket No. 05-AEA-23] (RIN: 2120-AA66) received June 6, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

8481. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Revision of Class E Airspace; Atqasuk, AK [Docket No. FAA-2006-23710; Airspace Docket No. 06-AAL-03] received June 6, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

8482. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Standard Instrument Approach Procedures, Weather Takeoff Minimums; Miscellaneous Amendments [Docket No. 30496; Amdt. No. 3168] received June 6, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

8483. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Modification and Revocation of Restricted Areas R-3007A, B, C, D, and E; Townsend, GA [Docket No. FAA-2003-16531; Airspace Docket No. 96-ASO-10] (RIN: 2120-AA66) received June 6, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

8484. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Standard Instrument Approach Procedures; Miscellaneous Amendments [Docket No. 30497; Amdt. No. 3169] received June 6, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

8485. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Transportation, transmitting the Department's final rule — Special Local Regulations for Marine Events; Onslow Bay, Beaufort Inlet, Morehead City State Port, Beaufort Harbor and Taylor Creek, North Carolina [CGD05-06-015] (RIN: 1625-AA08) received June 20, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

¶66.5 PROVIDING FOR CONSIDERATION OF H.R. 4411

Mr. GINGREY, by direction of the Committee on Rules, called up the following resolution (H. Res. 907):

Resolved, That upon the adoption of this resolution it shall be in order without intervention of any point of order to consider in the House the bill (H.R. 4411) to prevent the use of certain payment instruments, credit cards, and fund transfers for unlawful Internet gambling, and for other purposes. In lieu of the amendments recommended by the Committees on Financial Services and the Judiciary now printed in the bill, the amendment in the nature of a substitute depicted in the Rules Committee Print dated July 5, 2006, shall be considered as adopted. The bill, as amended, shall be considered as read. The previous question shall be considered as ordered on the bill, as amended, and on any further amendment thereto to final passage without intervening motion except: (1) one hour of debate on the bill, as amended, equally divided among and controlled by the chairman and ranking minority member of the Committee on Financial Services and the chairman and ranking minority member of the Committee on the Judiciary; (2) the further amendment printed in the report of the Committee on Rules accompanying this resolution, if offered by Representative Berkley of Nevada or her designee, which shall be in order without intervention of any point of order or demand for division of the question, shall be considered as read, and shall be separately debatable for 20 minutes equally divided and controlled by the proponent and an opponent; and (3) one motion to recommit with or without instructions.

When said resolution was considered.

After debate,

Mr. GINGREY moved the previous question on the resolution to its adoption or rejection.

The question being put, viva voce,

Will the House now order the previous question?

The SPEAKER pro tempore, Mr. MURPHY, announced that the yeas had it.

Mr. McGOVERN objected to the vote on the ground that a quorum was not present and not voting.

A quorum not being present,

The roll was called under clause 6, rule XX, and the call was taken by electronic device.

When there appeared { Yeas ..... 214 / Nays ..... 189 }

¶66.6 [Roll No. 360]

YEAS—214

Aderholt	Feeney	Lungren, Daniel E.
Akin	Ferguson	Mack
Alexander	Fitzpatrick (PA)	Manzullo
Bachus	Flake	Marchant
Baker	Foley	McCaul (TX)
Barrett (SC)	Fortenberry	McCotter
Bartlett (MD)	Fossella	McCrery
Barton (TX)	Foxx	McHenry
Bass	Franks (AZ)	McHugh
Beauprez	Frelinghuysen	McKeon
Biggert	Gallegly	McMorris
Bilbray	Garrett (NJ)	Mica
Bilirakis	Gerlach	Miller (FL)
Bishop (UT)	Gibbons	Miller (MI)
Blackburn	Gilchrest	Miller, Gary
Blunt	Gillmor	Moran (KS)
Boehlert	Gingrey	Murphy
Boehner	Gohmert	Musgrave
Bonilla	Goodlatte	Myrick
Bonner	Granger	Neugebauer
Bono	Graves	Ney
Boozman	Gutknecht	Northup
Boustany	Hall	Norwood
Bradley (NH)	Harris	Nunes
Brady (TX)	Hart	Osborne
Brown (SC)	Hastings (WA)	Otter
Brown-Waite, Ginny	Hayes	Oxley
Burgess	Hayworth	Paul
Burton (IN)	Hefley	Pearce
Buyer	Hensarling	Pence
Calvert	Herger	Peterson (PA)
Camp (MI)	Hobson	Petri
Campbell (CA)	Hoekstra	Pickering
Cannon	Hostettler	Pitts
Cantor	Hulshof	Platts
Capito	Hunter	Poe
Carter	Inglis (SC)	Pombo
Castle	Issa	Porter
Chabot	Jindal	Price (GA)
Chocola	Johnson (CT)	Pryce (OH)
Coble	Johnson (IL)	Putnam
Cole (OK)	Johnson, Sam	Ramstad
Conaway	Jones (NC)	Regula
Crenshaw	Keller	Rehberg
Cubin	Kennedy (MN)	Reichert
Culberson	King (IA)	Renzi
Davis (KY)	King (NY)	Reynolds
Davis, Tom	Kingston	Rogers (AL)
Deal (GA)	Kirk	Rogers (KY)
Dent	Kline	Rogers (MI)
Diaz-Balart, L.	Knollenberg	Rohrabacher
Diaz-Balart, M.	Kolbe	Ros-Lehtinen
Doolittle	Kuhl (NY)	Royce
Drake	LaHood	Ryan (WI)
Dreier	Latham	Ryun (KS)
Duncan	LaTourette	Saxton
Ehlers	Lewis (CA)	Schmidt
Emerson	Lewis (KY)	Schwarz (MI)
English (PA)	Linder	Sensenbrenner
Everett	LoBiondo	Shadegg
	Lucas	

Shaw
Sherwood
Shimkus
Shuster
Simmons
Simpson
Smith (TX)
Sodrel
Souder
Stearns
Sweeney
Tancredo
Taylor (NC)
Terry
Thomas
Thornberry
Tiberi
Turner
Upton
Walden (OR)
Walsh
Wamp
Weldon (FL)
Weldon (PA)
Weller
Westmoreland
Whitfield
Wicker
Wilson (NM)
Wilson (SC)
Wolf
Young (AK)
Young (FL)

NAYS—189

Abercrombie
Ackerman
Allen
Andrews
Baca
Baird
Baldwin
Barrow
Bean
Becerra
Berkley
Berman
Berry
Bishop (GA)
Bishop (NY)
Blumenauer
Boren
Boswell
Boucher
Boyd
Brady (PA)
Brown (OH)
Brown, Corrine
Butterfield
Capps
Capuano
Cardin
Cardoza
Carnahan
Carson
Case
Chandler
Clay
Cleaver
Clyburn
Conyers
Cooper
Costa
Costello
Cramer
Crowley
Cuellar
Cummings
Davis (AL)
Davis (CA)
Davis (IL)
Davis (TN)
DeFazio
DeGette
Delahunt
DeLauro
Dingell
Doggett
Edwards
Emanuel
Engel
Eshoo
Etheridge
Farr
Fattah
Filner
Ford
Frank (MA)
Gonzalez
Gordon
Green, Al
Green, Gene
Grijalva
Harman
Hastings (FL)
Herseth
Higgins
Holden
Holt
Honda
Hooley
Hoyer
Inslee
Israel
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Johnson, E. B.
Kanjorski
Kaptur
Kennedy (RI)
Kildee
Kilpatrick (MI)
Kind
Kucinich
Langevin
Lantos
Larsen (WA)
Larson (CT)
Leach
Lee
Levin
Lewis (GA)
Lipinski
Lofgren, Zoe
Lowey
Lynch
Maloney
Markey
Marshall
Matheson
Matsui
McCarthy
McCollum (MN)
McDermott
McGovern
McIntyre
McKinney
Meehan
Meek (FL)
Meeks (NY)
Melancon
Michaud
Millender-McDonald
Miller, George
Mollohan
Moore (KS)
Moore (WI)
Moran (VA)
Murtha
Nadler
Napolitano
Neal (MA)
Oberstar
Obey
Olver
Ortiz
Pallone
Pascrell
Pastor
Payne
Pelosi
Peterson (MN)
Pomeroy
Price (NC)
Rahall
Reyes
Ross
Rothman
Roybal-Allard
Ruppersberger
Rush
Ryan (OH)
Sabo
Salazar
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Schakowsky
Schiff
Schwartz (PA)
Scott (GA)
Scott (VA)
Serrano
Shays
Sherman
Skelton
Smith (WA)
Snyder
Solis
Spratt
Stark
Stupak
Tanner
Tauscher
Taylor (MS)
Thompson (CA)
Thompson (MS)
Tierney
Towns
Udall (CO)
Udall (NM)
Van Hollen
Velázquez
Visclosky
Wasserman Schultz
Waters
Watson
Watt
Waxman
Weiner
Woolsey
Wu
Wynn

NOT VOTING—29

Davis (FL)
Davis, Jo Ann
Dicks
Doyle
Evans
Forbes
Goode
Green (WI)
Gutierrez
Hinchey
Hinojosa
Hyde
Istook
Jenkins
Jones (OH)
Kelly
McNulty
Miller (NC)
Nussle
Owens
Radanovich
Rangel
Sessions
Slaughter
Smith (NJ)
Strickland
Sullivan
Tiahrt
Wexler

So the previous question on the resolution was ordered.

The question being put, viva voce,

Will the House agree to said resolution?

The SPEAKER pro tempore, Mr. REHBERG, announced that the yeas had it.

So the resolution was agreed to.

A motion to reconsider the vote whereby said resolution was agreed to was, by unanimous consent, laid on the table.

¶66.7 ORDER OF BUSINESS—CONSIDERATION OF H.R. 4411

On motion of Mr. GINGREY, by unanimous consent,

Ordered, That during consideration of the bill (H.R. 4411) to prevent the use of certain payment instruments, credit cards, and fund transfers for unlawful Internet gambling, and for other purposes, pursuant to House Resolution 907, notwithstanding the ordering of the previous question, it may be in order at any time for the Chair to postpone further consideration of the bill until a later time to be designated by the Speaker.

¶66.8 INTERNET GAMBLING

On motion of Mr. OXLEY, pursuant to House Resolution 907, called up for consideration the bill (H.R. 4411) to prevent the use of certain payment instruments, credit cards, and fund transfers for unlawful Internet gambling, and for other purposes.

Pending consideration of said bill.

Pursuant to House Resolution 907, the following amendment in the nature of a substitute, as printed in the Committee on Rules, House Report 109-551, dated July 5, 2006, in lieu of the amendments recommended by the Committee on Financial Services and the Committee on the Judiciary now printed in the bill, was considered as agreed to:

Strike out all after the enacting clause and insert:

SECTION 1. SHORT TITLE AND TABLE OF CONTENTS.

(a) SHORT TITLE.—This Act may be cited as the ''Internet Gambling Prohibition and Enforcement Act''.

(b) TABLE OF CONTENTS.—The table of contents is as follows:

Sec. 1. Short title and table of contents.

TITLE I—MODERNIZATION, OF THE WIRE ACT OF 1961

Sec. 101. Definitions.
Sec. 102. Modification of existing prohibition.
Sec. 103. Authorization of civil enforcement.
Sec. 104. Authorization of appropriations.
Sec. 105. Rules of construction.
Sec. 106. Sense of Congress.

TITLE II—POLICIES AND PROCEDURES REQUIRED TO PREVENT PAYMENTS FOR UNLAWFUL, GAMBLING

Sec. 201. Policies and procedures required to prevent payments for unlawful gambling.
Sec. 202. Technical and conforming amendment.

TITLE III—INTERNET GAMBLING IN OR THROUGH FOREIGN JURISDICTIONS

Sec. 301. Internet gambling in or through foreign jurisdictions.

TITLE I—MODERNIZATION OF THE WIRE ACT OF 1961

Sec. 101. DEFINITIONS.

Section 1081 of title 18, United States Code, is amended—

(1) by designating the five undesignated paragraphs that begin with ''The term'' as paragraphs (1) through (5), respectively;

(2) by amending paragraph (5), as so designated, to read as follows:

''(5) The term 'communication facility' means any and all instrumentalities, personnel, and services (among other things, the receipt, forwarding, or delivery of communications) used or useful in the transmission of writings, signs, pictures, and sounds of all kinds by aid of wire, cable, radio, or an electromagnetic, photoelectronic or photooptical system, or other like connection (whether fixed or mobile) between the points of origin and reception of such transmission.''; and

(3) by adding at the end the following:

''(6) The term 'bets or wagers'—

''(A) means the staking or risking by any person of something of value upon the outcome of a contest of others, a sporting event, or a game predominantly subject to chance, upon an agreement or understanding that the person or another person will receive something of value in the event of a certain outcome;

''(B) includes the purchase of a chance or opportunity to win a lottery or other prize (which opportunity to win is predominantly subject to chance);

''(C) includes any scheme of a type described in section 3702 of title 28; and

''(D) does not include—

''(i) any activity governed by the securities laws (as that term is defined in section 3(a)(47) of the Securities Exchange Act of 1934) for the purchase or sale of securities (as that term is defined in section 3(a)(10) of that Act);

''(ii) any transaction conducted on or subject to the rules of a registered entity or exempt board of trade under the Commodity Exchange Act;

''(iii) any over-the-counter derivative instrument;

''(iv) any other transaction that—

''(I) is excluded or exempt from regulation under the Commodity Exchange Act; or

''(II) is exempt from State gaming or bucket shop laws under section 12(e) of the Commodity Exchange Act or section 28(a) of the Securities Exchange Act of 1934;

''(v) any contract of indemnity or guarantee;

''(vi) any contract for insurance;

''(vii) any deposit or other transaction with an insured depository institution;

''(viii) participation in any game or contest in which participants do not stake or risk anything of value other than—

''(I) personal efforts of the participants in playing the game or contest or obtaining access to the Internet; or

''(II) points or credits that the sponsor of the game or contest provides to participants free of charge and that can be used or redeemed only for participation in games or contests offered by the sponsor; or

''(ix) participation in any fantasy or simulation sports game or educational game or contest in which (if the game or contest involves a team or teams) no fantasy or simulation sports team is based on the current membership of an actual team that is a member of an amateur or professional sports organization (as those terms are defined in section 3701 of title 28) and that meets the following conditions:

''(I) All prizes and awards offered to winning participants are established and made known to the participants in advance of the game or contest and their value is not determined by the number of participants or the amount of any fees paid by those participants.

''(II) All winning outcomes reflect the relative knowledge and skill of the participants and are determined predominantly by accumulated statistical results of the performance of individuals (athletes in the case of sports events) in multiple real-world sporting or other events.

''(III) No winning outcome is based—

''(aa) on the score, point-spread, or any performance or performances of any single real-world team or any combination of such teams; or

''(bb) solely on any single performance of an individual in any single real-world sporting or other event.

''(7) The terms 'credit', 'creditor', 'credit card', and 'card issuer' have the same meanings as in section 103 of the Truth in Lending Act.

''(8) The term 'electronic fund transfer'—

''(A) has the same meaning as in section 903 of the Electronic Fund Transfer Act, except that such term includes transfers that would otherwise be excluded under section 903(6)(E) of that Act; and

''(B) includes any fund transfer covered by Article 4A of the Uniform Commercial Code, as in effect in any State.

''(9) The term 'financial institution' has the same meaning as in section 903 of the Electronic Fund Transfer Act, except that such term does not include a casino, sports book, or other business at or through which bets or wagers may be placed or received.

''(10) The term 'financial transaction provider' has the same meaning as in section 5361 of title 31 (as added by title II of this Act).

''(11) The term 'foreign jurisdiction' means a jurisdiction of a foreign country or political subdivision thereof.

''(12) The term 'gambling business' means a business of betting or wagering.

''(13) The term 'information assisting in the placing of bets or wagers' means information knowingly transmitted by an individual in a gambling business that enables or facilitates a bet or wager and does not include—

''(A) any posting or reporting of any educational information on how to make a legal bet or wager or the nature of betting or wagering, as long as such posting or reporting does not solicit or provide information for the purpose of facilitating or enabling the placing or receipt of bets or wagers in a jurisdiction where such betting is illegal; or

''(B) advertising relating to betting or wagering in a jurisdiction where such betting or wagering is legal, as long as such advertising does not solicit or provide information for the purpose of facilitating or enabling the placing or receipt of bets or wagers in a jurisdiction where such betting is illegal.

''(14) The term 'insured depository institution'—

''(A) has the same meaning as in section 3 of the Federal Deposit Insurance Act; and

''(B) includes an insured credit union (as defined in section 101 of the Federal Credit Union Act).

''(15) The term 'interactive computer service' has the same meaning as in section 230(f) of the Communications Act of 1934.

''(16) The terms 'money transmitting business' and 'money transmitting service' have the same meanings as in section 5330(d) (determined without regard to any regulations prescribed by the Secretary thereunder).

''(17) The terms 'own or control' and to be 'owned or controlled' include circumstances within the meaning of section 2(a)(2) of the Bank Holding Company Act of 1956.

''(18) The term 'person' includes a government (including any governmental entity (as defined in section 3701(2) of title 28)).

''(19) The term 'State' means a State of the United States, the District of Columbia, or a commonwealth, territory, or possession of the United States.

''(20) The term 'tribe' or 'tribal' means an Indian tribe, as defined under section 4(5) of the Indian Gaming Regulatory Act of 1988).

''(21) For purposes of Section 1085(b), the term 'account' means—

''(A) the unpaid balance of money or its equivalent received or held by an insured depository institution in the usual course of business and for which it has given or is obligated to give credit, either conditionally or unconditionally, to an account, including interest credited, or which is evidenced by an instrument on which the depository institution is primarily liable; and

''(B) money received or held by an insured depository institution, or the credit given for money or its equivalent received or held by the insured depository institution in the usual course of business for a special or specific purpose, regardless of the legal relationships established thereby, including escrow funds, funds held as security for securities loaned by the depository institution, funds deposited as advance payment on subscriptions to United States Government securities, and funds held to meet its acceptances.''.

SEC. 102. MODIFICATION OF EXISTING PROHIBITION.

Section 1084 of title 18, United States Code, is amended to read as follows:

''1084. Use of a communication facility to transmit bets or wagers; criminal penalties

''(a) Except as otherwise provided in this section, whoever, being engaged in a gambling business, knowingly—

''(1) uses a communication facility for the transmission in interstate or foreign commerce, within the special maritime and territorial jurisdiction of the United States, or to or from any place outside the jurisdiction of any nation with respect to any transmission to or from the United States, of—

''(A) bets or wagers;

''(B) information assisting in the placing of bets or wagers; or

''(C) a communication, which entitles the recipient to receive money or credit as a result of bets or wagers, or for information assisting in the placing of bets or wagers; or

''(2) accepts, in connection with the transmission of a communication in interstate or foreign commerce, within the special maritime and territorial jurisdiction of the United States, or to or from any place outside the jurisdiction of any nation with respect to any transmission to or from the United States of bets or wagers or information assisting in the placing of bets or wagers—

''(A) credit, or the proceeds of credit, extended to or on behalf of another (including credit extended through the use of a credit card);

''(B) an electronic fund transfer or funds transmitted by or through a money transmitting business, or the proceeds of an electronic fund transfer or money transmitting service, from or on behalf of the other person;

''(C) any check, draft, or similar instrument which is drawn by or on behalf of the other person and is drawn on or payable through any financial institution; or

''(D) the proceeds of any other form of financial transaction as the Secretary of the Treasury and the Board of Governors of the Federal Reserve System may prescribe by regulation which involves a financial institution as a payor or financial intermediary on behalf of or for the benefit of the other person,

shall be fined under this title or imprisoned not more than five years, or both.

''(b) Nothing in this section prohibits—

''(1) the transmission of information assisting in the placing of bets or wagers for use in news reporting if such transmission does not solicit or provide information for the purpose of facilitating or enabling the placing or receipt of bets or wagers in a jurisdiction where such betting is illegal;

''(2) the transmission of information assisting in the placing of bets or wagers from a State or foreign country where such betting or wagering is permitted under Federal, State, tribal, or local law into a State or foreign country in which such betting on the same event is permitted under Federal, State, tribal, or local law; or

''(3) the interstate transmission of information relating to a State-specific lottery between a State or foreign country where such betting or wagering is permitted under Federal, State, tribal, or local law and an out-of-State data center for the purposes of assisting in the operation of such State-specific lottery.

''(c) Nothing in this section prohibits the use of a communication facility for the transmission of bets or wagers or information assisting in the placing of bets or wagers, if—

''(1) at the time the transmission occurs, the individual or entity placing the bets or wagers or information assisting in the placing of bets or wagers, the gambling business, and, subject to section 1084(b)(3), any individual or entity acting in concert with a gambling business to process the bets or wagers are physically located in the same State, and for class II or class III gaming under the Indian Gaming Regulatory Act, are physically located on Indian lands within that State;

''(2) the State or tribe has explicitly authorized such bets and wagers, the State or tribal law requires a secure and effective location and age verification system to assure compliance with age and location requirements, and the gambling business and any individual or entity acting in concert with a gambling business to process the bets or wagers complies with such law;

''(3) the State has explicitly authorized and licensed the operation of the gambling business and any individual or entity acting in concert with a gambling business to process the bets and wagers within its borders or the tribe has explicitly authorized and licensed the operation of the gambling business and any individual or entity acting in concert with a gambling business to process the bets and wagers, on Indian lands within its jurisdiction;

''(4) with respect to class II or class III gaming, the game and gambling business complies with the requirements of the Indian Gaming Regulatory Act; and

''(5) with respect to class III gaming under the Indian Gaming Regulatory Act, the game is authorized under, and is conducted in accordance with, the respective Tribal-State compact of the Tribe having jurisdiction over the Indian lands where the individual or entity placing the bets or wagers or information assisting in the placing of bets or wagers, the gambling business, and any individual or entity acting in concert with a gambling business to process those bets or wagers are physically located, and such Tribal-State impact expressly provides that the game may be conducted using a communication facility to transmit bets or wagers information assisting in the placing of bets or wagers.

For purposes of this subsection, the intermediate routing of electronic data constituting or containing all or part of a bet or wager, or all or part of information assisting in the placing of bets or wagers, shall not determine the location or locations in which a bet or wager is transmitted, initiated, received or otherwise made; or from or to which a bet or wager, or information assisting in the placing of bets or wagers, is transmitted.

''(d) Nothing in this section creates immunity from criminal prosecution under any laws of any State or tribe.

''(e) Nothing in this section authorizes activity that is prohibited under chapter 178 of title 28, United States Code.

''(f) When any common carrier, subject to the jurisdiction of the Federal Communications Commission, is notified in writing by a Federal, State, tribal, or local law enforcement agency, acting within its jurisdiction, that any communication facility furnished by it is being used or will be used by its subscriber for the purpose of transmitting or receiving gambling information in interstate or foreign commerce, within the special maritime and territorial jurisdiction of the United States, or to or from any place outside the jurisdiction of any nation with respect to any transmission to or from the United States in violation of Federal, State, tribal, or local law, it shall discontinue or refuse, the leasing, furnishing, or maintaining of such facility, after reasonable notice to the subscriber, but no damages, penalty or forfeiture, civil or criminal, shall be found against any common carrier for any act done in compliance with any notice received from a law enforcement agency. Nothing in this section shall be deemed to prejudice the right of any person affected thereby to secure an appropriate determination, as otherwise provided by law, in a Federal court or in a State, tribal, or local tribunal or agency, that such facility should not be discontinued or removed, or should be restored.''.

SEC. 103. AUTHORIZATION OF CIVIL ENFORCEMENT.

Chapter 50 of title 18, United States Code, is amended by adding at the end the following new section:

§ 1085. Civil remedies

''(a) JURISDICTION.—The district courts of the United States (in addition to any other remedies under current law) shall have original and exclusive jurisdiction to prevent and restrain violations of section 1084 by issuing appropriate orders in accordance with this section, regardless of whether a prosecution has been initiated under section 1084.

''(b) PROCEEDINGS.—

''(1) The United States may institute proceedings under this section—

''(A) to obtain injunctive or declarative relief, including but not limited to a temporary restraining order and a preliminary injunction, against any person (other than a financial transaction provider) to prevent or restrain a violation or a threatened violation of section 1084;

''(B) in the case of an insured depository institution that is a financial transaction provider, to—

''(i) restrain an account maintained at such insured depository institution if such account is—

''(I) owned or controlled by a gambling business; and

''(II) includes proceeds of, or is used to facilitate a violation of, section 1084; or

''(ii) seize funds in an account described in subparagraph (i) if such funds—

''(I) are owned or controlled by a gambling business; and

''(II) constitute the proceeds of, were derived from, or facilitated, a violation of section 1084.

''(C) The limitation in subparagraph (A) shall not apply if the financial transaction provider is a gambling business within the meaning of section 1081(12), in which case such financial transaction provider shall be subject to the enforcement provisions under subparagraph (A).

''(2) The attorney general (or other appropriate State official) of a State in which a communication in violation of section 1084 allegedly has been or will be initiated or received may institute proceedings under this section to obtain injunctive or declarative relief to prevent or restrain the violation or threatened violation. Upon application of the attorney general (or other appropriate State official) of an affected State under this paragraph, the district court may enter a temporary restraining order, a preliminary injunction, an injunction, or declaratory relief against any person (other than a financial transaction provider) to prevent or restrain a violation or threatened violation of section 1084, in accordance with rule 65 of the Federal Rules of Civil Procedure.

''(3) Notwithstanding paragraphs (1) and (2), for a communication in violation of section 1084 that allegedly has been or will be initiated or received on Indian lands (as that term is defined in section 4 of the Indian Gaming Regulatory Act)—

''(A) the United States shall have the enforcement authority provided under paragraph (1);

''(B) the enforcement authorities specified in an applicable Tribal-State compact negotiated under section 11 of the Indian Gaming Regulatory Act (25 U.S.C. 2710) shall be carried out in accordance with that compact; and

''(C) if there is no applicable Tribal-State compact, an appropriate tribal official may institute proceedings in the same manner as an attorney general of a State.

No provision of this section shall be construed as altering, superseding, or otherwise affecting the application of the Indian Gaming Regulatory Act.

''(4) Notwithstanding paragraph (3), no relief shall be granted under this section against a financial transaction provider except as provided in paragraph (1).

''(c) No damages, penalty, or forfeiture, civil or criminal, shall be found against any person or entity for any act done in compliance with any notice received from a law enforcement agency.

''(d) Relief granted under this section against an interactive computer service (as defined in section 230(f) of the Communications Act of 1934) shall—

''(1) be limited to the removal of, or disabling of access to, an online site violating section 1084, or a hypertext link to an online site violating such section, that resides on a computer server that such service controls or operates; except this limitation shall not apply if the service is violating section 1084 or is in active concert with a person who is violating section 1084 and receives actual notice of the relief;

''(2) be available only after notice to the interactive computer service and an opportunity for the service to appear are provided;

''(3) not impose any obligation on an interactive computer service to monitor its service or to affirmatively seek facts indicating activity violating section 1084;

''(4) specify the interactive computer service to which it applies; and

''(5) specifically identify the location of the on-line site or hypertext link to be removed or access to which is to be disabled.''.

SEC. 104. AUTHORIZATION OF APPROPRIATIONS.

In addition to any other sums authorized to be appropriated for this purpose, there are authorized to be appropriated to the Department of Justice for each of fiscal years 2007 through 2010 $10,000,000 for investigations and prosecutions of violations of section 1084 of title 18, United States Code.

SEC. 105. RULES OF CONSTRUCTION.

(a) Nothing in this Act may be construed to prohibit any activity that is allowed under Public Law 95–515 as amended (15 U.S.C. 3001 et seq.).

(b) Nothing in this Act may be construed to preempt State law prohibiting gambling.

SEC. 106. SENSE OF CONGRESS.

It is the sense of Congress that this Act does not change which activities related to horse racing may or may not be allowed under Federal law. Section 105 is intended to address concerns that this Act could have the effect of changing the existing relationship between the Interstate Horseracing Act (15 U.S.C. 3001 et seq.), and other Federal statutes that were in effect at the time of this Act's consideration; this Act is not intended to change that relationship; and this Act is not intended to resolve any existing disagreements over how to interpret the relationship between the Interstate Horseracing Act and other Federal statutes.

TITLE II—POLICIES AND PROCEDURES REQUIRED TO PREVENT PAYMENTS FOR UNLAWFUL GAMBLING

SEC. 201. POLICIES AND PROCEDURES REQUIRED TO PREVENT PAYMENTS FOR UNLAWFUL GAMBLING.

Chapter 53 of title 31, United States Code, is amended by adding at the end the following new subchapter:

''SUBCHAPTER IV—POLICIES AND PROCEDURES REQUIRED TO PREVENT PAYMENTS FOR UNLAWFUL GAMBLING

"§ 5361. Definitions

''For purposes of this subchapter, the following definitions shall apply:

''(1) CREDIT; CREDITOR; CREDIT CARD; AND CARD ISSUER.—The terms 'credit', 'creditor', 'credit card', and 'card issuer' have the same meanings as in section 103 of the Truth in Lending Act.

''(2) DESIGNATED PAYMENT SYSTEM.—The term 'designated payment system' means any system utilized by a financial transaction provider that the Secretary and the Board of Governors of the Federal Reserve System, in consultation with the Attorney General, jointly determine, by regulation or order, could be utilized in connection with, or to facilitate, any restricted transaction.

''(3) ELECTRONIC FUND TRANSFER.—The term 'electronic fund transfer'—

''(A) has the same meaning as in section 903 of the Electronic Fund Transfer Act, except that such term includes transfers that would otherwise be excluded under section 903(6)(E) of that Act; and

''(B) includes any fund transfer covered by Article 4A of the Uniform Commercial Code, as in effect in any State.

''(4) FINANCIAL INSTITUTION.—The term 'financial institution' has the same meaning as in section 903 of the Electronic Fund Transfer Act, except that such term does not include a casino, sports book, or other business at or through which bets or wagers may be placed or received.

''(5) FINANCIAL TRANSACTION PROVIDER.—The term 'financial transaction provider' means a creditor, credit card issuer, financial institution, operator of a terminal at which an electronic fund transfer may be initiated, money transmitting business, or international, national, regional, or local payment network utilized to effect a credit transaction, electronic fund transfer, stored value product transaction, or money transmitting service, or a participant in such network, or other participant in a designated payment system.

''(6) INSURED DEPOSITORY INSTITUTION.—The term 'insured depository institution'—

''(A) has the same meaning as in section 3 of the Federal Deposit Insurance Act; and

''(B) includes an insured credit union (as defined in section 101 of the Federal Credit Union Act).

''(7) MONEY TRANSMITTING BUSINESS AND MONEY TRANSMITTING SERVICE.—The terms 'money transmitting business' and 'money transmitting service' have the same meanings as in section 5330(d) (determined without regard to any regulations prescribed by the Secretary thereunder).

''(8) RESTRICTED TRANSACTION.—The term 'restricted transaction' means any transaction or transmittal involving any credit, funds, instrument, or proceeds described in any paragraph of section 5362 which the recipient is prohibited from accepting under such section.

''(9) SECRETARY.—The term 'Secretary' means the Secretary of the Treasury.

''(10) UNLAWFUL GAMBLING.—

''(A) IN GENERAL.—The term 'unlawful gambling' means to place, receive, or otherwise knowingly transmit a bet or wager by any means which involves the use of a communication facility where such bet or wager is unlawful under any applicable Federal or State law in the State or tribal lands in which the bet or wager is initiated, received, or otherwise made.

''(B) EXCLUSION OF CERTAIN AUTHORIZED TRANSACTIONS.—The term 'unlawful gambling' does not include any intrastate or intratribal transactions authorized under section 1084(c) of title 18, United States Code.

''(C) INTERMEDIATE ROUTING.—With respect to section 5362, the intermediate routing of electronic data shall not determine the location or locations in which a bet or wager is initiated, received, or otherwise made.

''(11) OTHER TERMS.—The terms 'bet or wager', 'communication facility', 'gambling business', 'own and control', 'person', 'State', and 'tribal' have the same meanings as in section 1081 of title 18.

''§ 5362. Prohibition on acceptance of any financial instrument for unlawful gambling

''No person engaged in a gambling business may knowingly accept, in connection with the participation of another person in unlawful gambling—

''(1) credit, or the proceeds of credit, extended to or on behalf of such other person (including credit extended through the use of a credit card);

''(2) an electronic fund transfer, or funds transmitted by or through a money transmitting business, or the proceeds of an electronic fund transfer or money transmitting service, from or on behalf of such other person;

''(3) any check, draft, or similar instrument which is drawn by or on behalf of such other person and is drawn on or payable at or through any financial institution; or

''(4) the proceeds of any other form of financial transaction, as the Secretary and the Board of Governors of the Federal Reserve System may jointly prescribe by regulation, which involves a financial institution as a payor or financial intermediary on behalf of or for the benefit of such other person.

''§ 5363. Policies and procedures to identify and prevent restricted transactions

''(a) REGULATIONS.—Before the end of the 270-day period beginning on the date of the enactment of this subchapter, the Secretary and the Board of Governors of the Federal Reserve System, in consultation with the Attorney General, shall prescribe regulations (which the Secretary and the Board jointly determine to be appropriate) requiring each designated payment system, and all participants therein, to identify and block or otherwise prevent or prohibit restricted transactions through the establishment of policies and procedures reasonably designed to identify and block or otherwise prevent or prohibit the acceptance of restricted transactions in any of the following ways:

''(1) The establishment of policies and procedures that—

''(A) allow the payment system and any person involved in the payment system to identify restricted transactions by means of codes in authorization messages or by other means; and

''(B) block restricted transactions identified as a result of the policies and procedures developed pursuant to subparagraph (A).

''(2) The establishment of policies and procedures that prevent or prohibit the acceptance of the products or services of the payment system in connection with a restricted transaction.

''(b) REQUIREMENTS FOR POLICIES AND PROCEDURES.—In prescribing regulations under subsection (a), the Secretary and the Board of Governors of the Federal Reserve System shall—

''(1) identify types of policies and procedures, including nonexclusive examples, which would be deemed, as applicable, to be reasonably designed to identify and block or otherwise prevent or prohibit the acceptance of the products or services with respect to each type of restricted transaction;

''(2) to the extent practical, permit any participant in a payment system to choose among alternative means of identifying and blocking, or otherwise preventing or prohibiting the acceptance of the products or services of the payment system or participant in connection with, restricted transactions; and

''(3) consider exempting certain restricted transactions or designated, payment systems from any requirement imposed under such regulations, if the Secretary and the Board jointly find that it is not reasonably practical to identify and block, or otherwise prevent or prohibit the acceptance of, such transactions.

''(c) COMPLIANCE WITH PAYMENT SYSTEM POLICIES AND PROCEDURES.—A financial transaction provider shall be considered to be in compliance with the regulations prescribed under subsection (a), if—

''(1) such person relies on and complies with the policies and procedures of a designated payment system of which it is a member or participant to—

''(A) identify and block restricted transactions; or

''(B) otherwise prevent or prohibit the acceptance of the products or services of the payment system, member, or participant in connection with restricted transactions; and

''(2) such policies and procedures of the designated payment system comply with the requirements of regulations prescribed under subsection (a).

''(d) NO LIABILITY FOR BLOCKING OR REFUSING TO HONOR RESTRICTED TRANSACTIONS.—A person that identifies and blocks a transaction, prevents or prohibits the acceptance of its products or services in connection with a transaction, or otherwise refuses to honor a transaction—

''(1) that is a restricted transaction;

''(2) that such person reasonably believes to be a restricted transaction; or

''(3) as a designated payment system or a member of a designated payment system in reliance on the policies and procedures of the payment system, in an effort to comply with regulations prescribed under subsection (a),

shall not be liable to any party for such action.

''(e) REGULATORY ENFORCEMENT.—The requirements of this subchapter shall be enforced exclusively by—

''(1) the Federal functional regulators, with respect to the designated payment systems and financial transaction providers subject to the respective jurisdiction of such regulators under section 505(a) of the Gramm-Leach-Bliley Act and section 5g of the Commodities Exchange Act; and

''(2) the Federal Trade Commission, with respect to designated payment systems and financial transaction providers not otherwise subject to the jurisdiction of any Federal functional regulators (including the Commission) as described in paragraph (1).''.

SEC. 202. TECHNICAL AND CONFORMING AMENDMENT.

The table of sections for chapter 53 of title 31, United States Code, is amended by adding at the end the following:

''SUBCHAPTER IV—POLICIES AND PROCEDURES REQUIRED TO PREVENT PAYMENTS FOR UNLAWFUL GAMBLING

''5361. Definitions.

''5362. Prohibition on acceptance of any financial instrument for unlawful gambling.

''5363. Policies and procedures to identify and prevent restricted transactions.''.

TITLE III—INTERNET GAMBLING IN OR THROUGH FOREIGN JURISDICTIONS

SEC. 301. INTERNET GAMBLING IN OR THROUGH FOREIGN JURISDICTIONS.

(a) IN GENERAL.—In deliberations between the United States Government and any other country on money laundering, corruption, and crime issues, the United States Government should—

(1) encourage cooperation by foreign governments and relevant international fora in identifying whether Internet gambling operations are being used for money laundering, corruption, or other crimes;

(2) advance policies that promote the cooperation of foreign governments, through information sharing or other measures, in the enforcement of this Act; and

(3) encourage the Financial Action Task Force on Money Laundering, in its annual report on money laundering typologies, to study the extent to which Internet gambling operations are being used for money laundering purposes.

(b) REPORT REQUIRED.—The Secretary of the Treasury shall submit an annual report to the Congress on any deliberations between the United States and other countries on issues relating to Internet gambling.

Pursuant to House Resolution 907, the SPEAKER pro tempore, Mr. REHBERG, recognized Mr. OXLEY, Ms. HOOLEY, Messrs. SENSENBRENNER, and CONYERS, for 15 minutes each.

When said bill was considered.

After debate,

Pursuant to House Resolution 907, the following further amendment, printed in House Report 109-551, was submitted by Ms. BERKLEY:

Page 13, strike line 12 and all that follows through line 18 on page 15.

Redesignate succeeding subsections accordingly.

Page 21, strike lines 21 through 23.

Redesignate succeeding subsections accordingly.

Strike section 106.

After debate,

Pursuant to House Resolution 907, the previous question was ordered on the bill, as amended, and the further amendment.

The question being put, viva voce,

Will the House agree to said further amendment?

The SPEAKER pro tempore, Mr. LATHAM, announced that the nays had it.

Ms. BERKLEY demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mr. LATHAM, pursuant to the previous order of the House, announced that further proceedings on the question were postponed.

¶66.9 ENERGY EFFICIENT COMPUTER SERVERS

Mr. ROGERS of Michigan moved to suspend the rules and pass the bill (H.R. 5646) to study and promote the use of energy efficient computer servers in the United States; as amended.

The SPEAKER pro tempore, Mr. LATHAM, recognized Mr. ROGERS of Michigan and Mr. BOUCHER, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and pass said bill, as amended?

The SPEAKER pro tempore, Mr. LATHAM, announced that two-thirds of the Members present had voted in the affirmative.

Mr. ROGERS of Michigan demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mr. LATHAM, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed until Wednesday, July 12, 2006.

¶66.10 NATIONAL FOUNDATION FOR THE CENTERS FOR DISEASE CONTROL AND PREVENTION

Mr. DEAL of Georgia moved to suspend the rules and pass the bill of the Senate (S. 655) to amend the Public Health Service Act with respect to the National Foundation for the Centers for Disease Control and Prevention; as amended.

The SPEAKER pro tempore, Mr. LATHAM, recognized Mr. DEAL of Georgia and Mr. Gene GREEN of Texas, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and pass said bill, as amended?

The SPEAKER pro tempore, Mr. KIRK, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill, as amended, was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill, as amended, was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said amendment.

¶66.11 H.R. 4411—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mr. KIRK, pursuant to the previous order of the House, announced the unfinished business to be the question on the further amendment to the bill (H.R. 4411) to prevent the use of certain payment instruments, credit cards, and fund transfers for unlawful Internet gambling, and for other purposes.

The question being put,

Will the House agree to said further amendment?

The vote was taken by electronic device.

It was decided in the negative { Yeas ..... 114 / Nays 297

¶66.12 [Roll No. 361]

YEAS—114

Abercrombie
Ackerman
Andrews
Baca
Baird
Baldwin
Barrow
Becerra
Berkley
Berman
Bilirakis
Bishop (NY)
Blumenauer
Boren
Brown (OH)
Brown, Corrine
Brown-Waite, Ginny
Butterfield
Capps
Carnahan
Carson
Case
Clay
Cleaver
Clyburn
Conyers
Cooper
Costello
Davis (IL)
Davis (TN)
Delahunt
DeLauro
Dicks
Dingell
Doggett
Duncan
Edwards
Emanuel
Engel
Eshoo
Farr
Filner
Ford
Gonzalez
Gordon
Green, Al
Grijalva
Harman
Hastings (FL)
Hayworth
Honda
Inslee
Israel
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Johnson, E. B.
Kildee
Kilpatrick (MI)
Kind
Kolbe
Kucinich
Lantos
Larsen (WA)
Larson (CT)
Lee
Lewis (GA)
Lipinski
LoBiondo
Lofgren, Zoe
Lowey
Marshall
Matheson
Matsui
McCollum (MN)
McDermott
McKinney
Meeks (NY)
Michaud
Millender-McDonald
Moore (KS)
Napolitano
Obey
Owens
Pelosi
Rangel
Reyes
Roybal-Allard
Rush
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Schakowsky
Serrano
Shays
Simmons
Solis
Spratt
Stark
Stupak
Thompson (CA)
Thompson (MS)
Towns
Udall (CO)
Udall (NM)
Velázquez
Visclosky
Watson
Waxman
Weiner
Woolsey
Wu
Wynn
Young (AK)

NAYS—297

Aderholt
Akin
Alexander
Allen
Bachus
Baker
Barrett (SC)
Bartlett (MD)
Barton (TX)
Bass
Bean
Beauprez
Berry
Biggert
Bilbray
Bishop (GA)
Bishop (UT)
Blackburn
Blunt
Boehlert
Boehner
Bonilla
Bonner
Bono
Boozman
Boswell
Boucher
Boustany
Boyd
Bradley (NH)
Brady (PA)
Brady (TX)
Brown (SC)
Burgess
Burton (IN)
Buyer
Calvert
Camp (MI)
Campbell (CA)
Cannon
Cantor
Capito
Capuano
Cardin
Cardoza
Carter
Castle
Chabot
Chandler
Chocola
Coble
Cole (OK)
Conaway
Costa
Cramer
Crenshaw
Crowley
Cubin
Cuellar
Culberson
Cummings
Davis (AL)
Davis (CA)
Davis (KY)
Davis, Tom
Deal (GA)
DeFazio
DeGette
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Doolittle
Drake
Dreier
Ehlers
Emerson
English (PA)
Etheridge
Everett
Fattah
Feeney
Ferguson
Fitzpatrick (PA)
Flake
Foley
Fortenberry
Fossella
Foxx
Frank (MA)
Franks (AZ)
Frelinghuysen
Gallegly
Garrett (NJ)
Gerlach
Gibbons
Gilchrest
Gillmor
Gingrey
Gohmert
Goode
Goodlatte
Granger
Graves
Green, Gene
Gutknecht
Hall
Harris
Hart
Hastings (WA)
Hayes
Hefley
Hensarling
Herger
Herseth
Higgins
Hobson
Hoekstra
Holden
Holt
Hooley
Hostettler
Hoyer
Hulshof
Hunter
Hyde
Inglis (SC)
Issa
Jindal
Johnson (CT)
Johnson (IL)
Johnson, Sam
Jones (NC)
Jones (OH)
Kanjorski
Kaptur
Keller
Kelly
Kennedy (MN)
Kennedy (RI)
King (IA)
King (NY)
Kingston
Kirk
Kline
Knollenberg
Kuhl (NY)
LaHood
Langevin
Latham
LaTourette
Leach
Levin
Lewis (CA)
Lewis (KY)
Linder
Lucas
Lungren, Daniel E.
Lynch
Mack
Maloney
Manzullo
Marchant
Markey
McCarthy
McCaul (TX)
McCotter
McCrery
McGovern
McHenry
McHugh
McIntyre
McKeon
McMorris
Meehan
Meek (FL)
Melancon
Mica
Miller (FL)
Miller (MI)
Miller (NC)
Miller, Gary
Miller, George
Mollohan
Moore (WI)
Moran (KS)
Moran (VA)
Murphy
Murtha
Musgrave
Myrick
Nadler
Neal (MA)
Neugebauer
Ney
Northup
Norwood
Nunes
Oberstar
Olver
Ortiz
Osborne
Otter
Oxley
Pallone
Pascrell
Pastor
Paul
Payne
Pearce
Pence
Peterson (MN)
Peterson (PA)
Petri
Pickering
Pitts
Platts
Poe
Pombo
Pomeroy
Porter
Price (GA)
Price (NC)
Pryce (OH)
Putnam
Radanovich
Rahall
Ramstad
Regula
Rehberg
Reichert
Renzi
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Ross
Rothman
Royce
Ruppersberger
Ryan (OH)
Ryun (KS)
Sabo
Salazar
Saxton
Schiff
Schmidt
Schwartz (PA)
Schwarz (MI)
Scott (GA)
Scott (VA)
Sensenbrenner
Shadegg
Shaw
Sherman
Sherwood
Shimkus
Shuster
Simpson
Skelton
Smith (TX)
Smith (WA)
Snyder
Sodrel
Souder
Stearns
Sullivan
Sweeney
Tancredo
Tanner
Tauscher
Taylor (MS)
Taylor (NC)
Terry
Thomas
Thornberry
Tiberi
Tierney
Turner
Upton
Van Hollen
Walden (OR)
Walsh
Wamp
Wasserman Schultz
Waters
Watt
Weldon (FL)
Weldon (PA)
Weller
Westmoreland
Whitfield
Wicker
Wilson (NM)
Wilson (SC)
Wolf
Young (FL)

NOT VOTING—21

Davis (FL)
Davis, Jo Ann
Doyle
Evans
Forbes
Green (WI)
Gutierrez
Hinchey
Hinojosa
Istook
Jenkins
McNulty
Nussle
Ros-Lehtinen
Ryan (WI)
Sessions
Slaughter
Smith (NJ)
Strickland
Tiahrt
Wexler

So the further amendment was not agreed to.

The bill, as amended, was ordered to be engrossed and read a third time, was read a third time by title.

Mr. CONYERS moved to recommit the bill to the Committee on the Judiciary with instructions to report the bill back to the House forthwith with the following amendment:

Insert at the end of the bill:

Sec.———. Rule to Protect Against Under-Age Gambling

Notwithstanding any provision of this Act, it shall be a violation of section 1084 of title 18 United States Code to knowingly use a communication facility to accept any bet or wager as defined in paragraph 6 as added by section 101(3) of this Act, unless the Attorney General has certified that the person accepting the bet or wager employs a secure and effective customer identity verification system to assure compliance with applicable age and residency requirement.

After debate,

By unanimous consent, the previous question was ordered on the motion to recommit with instructions.

The question being put, viva voce,

Will the House recommit said bill with instructions?

The SPEAKER pro tempore, Mr. KIRK, announced that the nays had it.

Mr. CONYERS demanded a recorded vote on agreeing to said motion, which demand was supported by one-fifth of a quorum, so a recorded vote was ordered.

The vote was taken by electronic device.

It was decided in the negative ..... { Yeas ..... 167 / Nays 243

¶66.13 [Roll No. 362]

AYES—167

Abercrombie
Ackerman
Allen
Andrews
Baca
Baird
Baldwin
Barrow
Bean
Becerra
Berkley
Berman
Bishop (GA)
Bishop (NY)
Blumenauer
Boren
Boyd
Brady (PA)
Brown (OH)
Brown, Corrine
Butterfield
Capps
Capuano
Cardin
Carnahan
Carson
Clay
Clyburn
Conyers
Cooper
Costello
Cramer
Cuellar
Cummings
Davis (AL)
Davis (CA)
Davis (IL)
DeFazio
DeGette
Delahunt
DeLauro
Dicks
Dingell
Doggett
Edwards
Emanuel
Engel
Eshoo
Etheridge
Farr
Fattah
Filner
Ford
Frank (MA)
Gonzalez
Gordon
Green, Al
Green, Gene
Grijalva
Harman
Hastings (FL)
Herseth
Higgins
Holden
Holt
Honda
Hoyer
Inslee
Israel
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Johnson, E. B.
Jones (OH)
Kaptur
Kennedy (RI)
Kildee
Kilpatrick (MI)
Kind
Kucinich
Langevin
Lantos
Larsen (WA)
Larson (CT)
Lee
Lewis (GA)
Lipinski
Lofgren, Zoe
Lowey
Lynch
Markey
Marshall
Matheson
Matsui
McCollum (MN)
McDermott
McGovern
Meehan
Meek (FL)
Meeks (NY)
Melancon
Michaud
Millender-McDonald
Miller (NC)
Miller, George
Moore (KS)
Moore (WI)
Moran (VA)
Nadler
Napolitano
Neal (MA)
Obey
Olver
Ortiz
Owens
Pallone
Pascrell
Pastor
Payne
Pelosi
Pomeroy
Price (NC)
Rahall
Rangel
Reyes
Rothman
Roybal-Allard
Ruppersberger
Rush
Ryan (OH)
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Schakowsky
Schiff
Schwartz (PA)
Scott (GA)
Scott (VA)
Serrano
Shays
Sherman
Skelton
Smith (WA)
Solis
Spratt
Stark
Stupak
Tanner
Tauscher
Taylor (MS)
Thompson (CA)
Thompson (MS)
Tierney
Towns
Udall (CO)
Udall (NM)
Van Hollen
Velázquez
Visclosky
Wasserman Schultz
Watson
Watt
Waxman
Weiner
Woolsey
Wu
Wynn

NOES—243

Aderholt
Akin
Alexander
Bachus
Baker
Barrett (SC)
Bartlett (MD)
Barton (TX)
Bass
Beauprez
Berry
Biggert
Bilbray
Bilirakis
Bishop (UT)
Blackburn
Blunt
Boehlert
Boehner
Bonilla
Bonner
Bono
Boozman
Boswell
Boucher
Boustany
Bradley (NH)
Brady (TX)
Brown (SC)
Brown-Waite, Ginny
Burgess
Burton (IN)
Buyer
Calvert
Camp (MI)
Campbell (CA)
Cannon
Cantor
Capito
Cardoza
Carter
Case
Castle
Chabot
Chandler
Chocola
Cleaver
Coble
Cole (OK)
Conaway
Costa
Crenshaw
Crowley
Cubin
Culberson
Davis (KY)
Davis (TN)
Davis, Tom
Deal (GA)
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Doolittle
Drake
Dreier
Duncan
Ehlers
Emerson
English (PA)
Everett
Feeney
Ferguson
Fitzpatrick (PA)
Flake
Foley
Fortenberry
Fossella
Foxx
Franks (AZ)
Frelinghuysen
Gallegly
Garrett (NJ)
Gerlach
Gibbons
Gilchrest
Gillmor
Gingrey
Gohmert
Goode
Goodlatte
Granger
Graves
Gutknecht
Hall
Harris
Hart
Hastings (WA)
Hayes
Hayworth
Hefley
Hensarling
Herger
Hobson
Hoekstra
Hooley
Hostettler
Hulshof
Hunter
Hyde
Inglis (SC)
Issa
Jindal
Johnson (CT)
Johnson (IL)
Johnson, Sam
Jones (NC)
Kanjorski
Keller
Kelly
Kennedy (MN)
King (IA)
King (NY)
Kingston
Kirk
Kline
Knollenberg
Kolbe
Kuhl (NY)
LaHood
Latham
LaTourette
Leach
Levin
Lewis (CA)
Lewis (KY)
Linder
LoBiondo
Lucas
Lungren, Daniel E.
Mack
Maloney
Manzullo
Marchant
McCarthy
McCaul (TX)
McCotter
McCrery
McHenry
McHugh
McIntyre
McKeon
McMorris
Mica
Miller (FL)
Miller (MI)
Miller, Gary
Mollohan
Moran (KS)
Murphy
Murtha
Musgrave
Myrick
Neugebauer
Ney
Northup
Norwood
Nunes
Oberstar
Osborne
Otter
Oxley
Paul
Pearce
Pence
Peterson (MN)
Peterson (PA)
Petri
Pickering
Pitts
Platts
Poe
Pombo
Porter
Price (GA)
Pryce (OH)
Putnam
Radanovich
Ramstad
Regula
Rehberg
Reichert
Renzi
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Ross
Royce
Ryun (KS)
Sabo
Salazar
Saxton
Schmidt
Schwarz (MI)
Sensenbrenner
Shadegg
Shaw
Sherwood
Shimkus
Shuster
Simmons
Simpson
Smith (TX)
Snyder
Sodrel
Souder
Stearns
Sullivan
Sweeney
Tancredo
Taylor (NC)
Terry
Thomas
Thornberry
Tiberi
Turner
Upton
Walden (OR)
Walsh
Wamp
Waters
Weldon (FL)
Weldon (PA)
Weller
Westmoreland
Whitfield
Wicker
Wilson (NM)
Wilson (SC)
Wolf
Young (AK)
Young (FL)

NOT VOTING—22

Davis (FL)
Davis, Jo Ann
Doyle
Evans
Forbes
Green (WI)
Gutierrez
Hinchey
Hinojosa
Istook
Jenkins
McKinney
McNulty
Nussle
Ros-Lehtinen
Ryan (WI)
Sessions
Slaughter
Smith (NJ)
Strickland
Tiahrt
Wexler

So the motion to recommit with instructions was not agreed to.

The question being put, viva voce,

Will the House pass said bill?

The SPEAKER pro tempore, Mr. KIRK, announced that yeas had it.

Mr. CONYERS demanded a recorded vote on passage of said bill, which demand was supported by one-fifth of a quorum, so a recorded vote was ordered.

The vote was taken by electronic device.

It was decided in the affirmative ..... { Yeas ..... 317 / Nays 93

¶66.14 [Roll No. 363]

AYES—317

Aderholt
Akin
Alexander
Allen
Bachus
Baird
Baker
Barrett (SC)
Barrow
Bartlett (MD)
Barton (TX)
Bass
Bean
Beauprez
Berry
Biggert
Bilbray
Bilirakis
Bishop (GA)
Bishop (NY)
Bishop (UT)
Blackburn
Blumenauer
Blunt
Boehlert
Boehner
Bonilla
Bonner
Bono
Boozman
Boren
Boswell
Boucher
Boustany
Boyd
Bradley (NH)
Brady (PA)
Brady (TX)
Brown (OH)
Brown (SC)
Brown-Waite, Ginny
Burgess
Burton (IN)
Butterfield
Buyer
Calvert
Camp (MI)
Campbell (CA)
Cannon
Cantor
Capito
Cardin
Cardoza
Carter
Case
Castle
Chabot
Chandler
Chocola
Cleaver
Clyburn
Coble
Cole (OK)
Conaway
Cooper
Costa
Costello
Cramer
Crenshaw
Crowley
Cubin
Cuellar
Culberson
Davis (AL)
Davis (CA)
Davis (KY)
Davis (TN)
Davis, Tom
Deal (GA)
DeFazio
DeGette
DeLauro
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Dicks
Doggett
Doolittle
Drake
Duncan
Edwards
Ehlers
Emanuel
Emerson
English (PA)
Etheridge
Everett
Fattah
Feeney
Ferguson
Fitzpatrick (PA)
Ford
Fortenberry
Foxx
Franks (AZ)
Frelinghuysen
Gallegly
Garrett (NJ)
Gerlach
Gilchrest
Gillmor
Gingrey
Gohmert
Goode
Goodlatte
Gordon
Granger
Graves
Green, Al
Green, Gene
Gutknecht
Hall
Harman
Harris
Hart
Hayes
Hayworth
Hefley
Hensarling
Herger
Herseth
Higgins
Hobson
Hoekstra
Holt
Hooley
Hostettler
Hulshof
Hunter
Hyde
Inglis (SC)
Issa
Jefferson
Jindal
Johnson (CT)
Johnson (IL)
Johnson, Sam
Jones (NC)
Jones (OH)
Kanjorski
Kaptur
Keller
Kelly
Kennedy (MN)
King (IA)
King (NY)
Kingston
Kirk
Kline
Knollenberg
Kuhl (NY)
LaHood
Langevin
Lantos
Larsen (WA)
Larson (CT)
Latham
LaTourette
Leach
Levin
Lewis (CA)
Lewis (GA)
Lewis (KY)
Linder
Lipinski
Lowey
Lucas
Lungren, Daniel E.
Lynch
Maloney
Manzullo
Marchant
Marshall
Matheson
McCarthy
McCaul (TX)
McCollum (MN)
McCotter
McCrery
McHugh
McIntyre
McKeon
McMorris
Meehan
Meek (FL)
Meeks (NY)
Melancon
Mica
Michaud
Millender-McDonald
Miller (FL)
Miller (MI)
Miller (NC)
Miller, Gary
Mollohan
Moore (KS)
Moore (WI)
Moran (KS)
Moran (VA)
Murphy
Murtha
Musgrave
Myrick
Neugebauer
Northup
Norwood
Nunes
Oberstar
Obey
Ortiz
Osborne
Otter
Oxley
Pallone
Pascrell
Payne
Pearce
Pelosi
Pence
Peterson (MN)
Peterson (PA)
Petri
Pickering
Pitts
Platts
Pomeroy
Price (GA)
Price (NC)
Pryce (OH)
Putnam
Radanovich
Rahall
Ramstad
Regula
Rehberg
Reichert
Renzi
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Ross
Royce
Ruppersberger
Ryan (OH)
Ryun (KS)
Sabo
Salazar
Sanders
Saxton
Schmidt
Schwartz (PA)
Schwarz (MI)
Scott (GA)
Sensenbrenner
Shadegg
Shaw
Shays
Sherman
Sherwood
Shimkus
Shuster
Simmons
Simpson
Skelton
Smith (TX)
Smith (WA)
Snyder
Sodrel
Souder
Spratt
Stearns
Stupak
Sullivan
Sweeney
Tancredo
Tanner
Taylor (MS)
Taylor (NC)
Terry
Thomas
Thompson (CA)
Thompson (MS)
Thornberry
Turner
Udall (CO)
Upton
Van Hollen
Visclosky
Walden (OR)
Walsh
Wamp
Wasserman Schultz
Waters
Waxman
Weldon (FL)
Weldon (PA)
Weller
Westmoreland
Whitfield
Wicker
Wilson (NM)
Wilson (SC)
Wolf
Wu
Wynn
Young (FL)

NOES—93

Abercrombie
Ackerman
Andrews
Baca
Baldwin
Becerra
Berkley
Berman
Brown, Corrine
Capps
Capuano
Carnahan
Carson
Clay
Conyers
Cummings
Davis (IL)
Delahunt
Dingell
Dreier
Engel
Eshoo
Farr
Filner
Flake
Foley
Fossella
Frank (MA)
Gibbons
Gonzalez
Grijalva
Hastings (FL)
Hastings (WA)
Holden
Honda
Hoyer
Inslee
Israel
Jackson (IL)
Jackson-Lee (TX)
Johnson, E. B.
Kennedy (RI)
Kildee
Kilpatrick (MI)
Kind
Kolbe
Kucinich
Lee
LoBiondo
Lofgren, Zoe
Mack
Markey
Matsui
McDermott
McGovern
McKinney
Miller, George
Nadler
Napolitano
Neal (MA)
Ney
Olver
Owens
Pastor
Paul
Poe
Pombo
Porter
Rangel
Reyes
Rohrabacher
Rothman
Roybal-Allard
Rush
Sánchez, Linda T.
Sanchez, Loretta
Schakowsky
Schiff
Scott (VA)
Serrano
Solis
Stark
Tauscher
Tiberi
Tierney
Towns
Udall (NM)
Velázquez
Watson
Watt
Weiner
Woolsey
Young (AK)

NOT VOTING—22

Davis (FL)
Davis, Jo Ann
Doyle
Evans
Forbes
Green (WI)
Gutierrez
Hinchey
Hinojosa
Istook
Jenkins
McHenry
McNulty
Nussle
Ros-Lehtinen
Ryan (WI)
Sessions
Slaughter
Smith (NJ)
Strickland
Tiahrt
Wexler

So the bill was passed.

A motion to reconsider the vote whereby said bill was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

¶66.15 ADVANCEMENT VIA INDIVIDUAL DETERMINATION

Mr. CASTLE moved to suspend the rules and agree to the following resolution (H. Res. 576); as amended:

Whereas Advancement Via Individual Determination (AVID) has provided academic and motivational support that has enabled more than 95 percent of the over 257,000 underperforming students who have been in its program to go on to college;

Whereas Advancement Via Individual Determination has grown over 25 years to more than 2,200 middle and high schools in 36 States and Department of Defense schools in 15 countries;

Whereas Advancement Via Individual Determination started in 1980 with one teacher and 32 high school students in San Diego, California, and developed into an easily replicated program that promotes academic success;

Whereas students are selected because they are low-income, first-generation, college-going students who are underperforming academically;

Whereas college students support the program with individual academic coaching;

Whereas students are required to take a rigorous, college preparatory curriculum including advanced level courses;

Whereas the program provides SAT/ACT preparation, college information and financial aid assistance, college visits, and motivational experiences;

Whereas at the end of the first college year, 89 percent of Advancement Via Individual Determination students are fully eligible and do enroll for their sophomore year compared to a national average of 50 percent; and

Whereas over 98,000 teachers and administrators have attended training in the high-quality teaching skills that support Advancement Via Individual Determination students: Now, therefore, be it

Resolved, That the House of Representatives—

(1) congratulates Advancement Via Individual Determination students and their teachers on increasing college eligibility and attendance; and

(2) celebrates Advancement Via Individual Determination's 25 years of success.

The SPEAKER pro tempore, Mr. PRICE of Georgia, recognized Mr. CASTLE and Mrs. DAVIS of California, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and agree to said resolution, as amended?

The SPEAKER pro tempore, Mr. PRICE of Georgia, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said resolution, as amended, was agreed to.

A motion to reconsider the vote whereby the rules were suspended and said resolution, as amended, was agreed to was, by unanimous consent, laid on the table.

¶66.16 SENATE PROCEDURES PUBLICATION

On motion of Mr. EHLERS, by unanimous consent, the Committee on House Administration was discharged from further consideration of the joint resolution of the Senate (S.J. Res. 40) authorizing the printing and binding of a supplement to, and revised edition of, Senate Procedure.

When said joint resolution was considered, read twice, ordered to be read a third time, was read a third time by title, and passed.

A motion to reconsider the vote whereby said joint resolution was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk notify the Senate thereof.

¶66.17 BURMESE FREEDOM AND DEMOCRACY

Mr. SHAW moved to suspend the rules and pass the joint resolution (H.J. Res. 86) approving the renewal of import restrictions contained in the Burmese Freedom and Democracy Act of 2003, and for other purposes.

The SPEAKER pro tempore, Mr. PRICE of Georgia, recognized Mr. SHAW and Mr. CARDIN, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and pass said joint resolution?

The SPEAKER pro tempore, Mr. PRICE of Georgia, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said joint resolution was passed.

A motion to reconsider the vote whereby the rules were suspended and said joint resolution was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said joint resolution.

¶66.18 LEAVE OF ABSENCE

By unanimous consent, leave of absence was granted—

To Mr. BECERRA, for July 10;

To Mr. GUTIERREZ, for today;

To Mr. HINCHEY, for today;

To Mr. MCNULTY, for today and balance of the week;

To Ms. SLAUGHTER, for today;

To Mr. TIAHRT, for today;

To Mrs. Jo Ann DAVIS of Virginia, for today;

To Mr. RYAN of Wisconsin, for today after 12:30 p.m.

And then,

¶66.19 ADJOURNMENT

On motion of Mr. BURGESS, at 8 o'clock and 48 minutes p.m., the House adjourned.

¶66.20 REPORTS OF COMMITTEES ON PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XIII, reports of committees were delivered to the Clerk for printing and reference to the proper calendar, as follows:

Mr. TOM DAVIS of Virginia: Committee on Government Reform. H.R. 4855. A bill to amend the District of Columbia College Access Act of 1999 to reauthorize for 5 additional years the public and private school tuition assistance programs established under the Act (Rept. 109–553). Referred to the Committee of the Whole House on the State of the Union.

¶66.21 PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XII, public bills and resolutions were introduced and severally referred, as follows:

By Mr. BOREN:

H.R. 5755. A bill to amend title 10, United States Code, to direct the Secretary of Defense to prohibit the unauthorized use of names and images of members of the Armed Forces; to the Committee on Armed Services.

By Mr. BEAUPREZ:

H.R. 5756. A bill to provide additional authority to the Secretary of Agriculture and the Secretary of the Interior to implement hazardous fuel reduction projects in the State of Colorado in response to dangerous fuel levels and insect infestations in forested Federal land in Colorado, to extend the maximum duration of stewardship contracts carried out in Colorado, to amend the Internal Revenue Code of 1986 to extend the credit for electricity produced from biomass, and for other purposes; to the Committee on Agriculture, and in addition to the Committees on Resources, and Ways and Means, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. BROWN of Ohio (for himself and Mr. SCHIFF):

H.R. 5757. A bill to amend title 11 of the United States Code with respect to converting chapter 7 cases of certain debtors

who are victims of identity theft; to the Committee on the Judiciary.

By Mr. FOLEY (for himself, Mr. BRADY of Pennsylvania, Mr. SIMMONS, and Ms. BORDALLO):

H.R. 5758. A bill to amend title 38, United States Code, to provide that World War II merchant mariners who were awarded the Mariners Medal shall be provided eligibility for Department of Veterans Affairs health care on the same basis as veterans who have been awarded the Purple Heart; to the Committee on Veterans' Affairs.

By Ms. HARRIS:

H.R. 5759. A bill to amend the Homeland Security Act of 2002 to establish a Directorate of Emergency Management, to prevent waste, fraud, and abuse in the Directorate, to codify certain existing functions of the Department of Homeland Security, and for other purposes; to the Committee on Transportation and Infrastructure, and in addition to the Committees on Homeland Security, Energy and Commerce, International Relations, the Judiciary, and House Administration, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. NUNES:

H.R. 5760. A bill to fulfill President Clinton's commitments made as part of the designation of the Giant Sequoia National Monument by presidential proclamation to provide a transition from the timber sale program in effect before the designation to the more restrictive management anticipated for the national monument, to promote the Kings River Research Project in the Sierra National Forest, and for other purposes; to the Committee on Agriculture, and in addition to the Committee on Resources, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. SANDERS:

H.R. 5761. A bill to amend the Nuclear Waste Policy Act of 1982 to improve the material control and accounting and data management systems used by civilian nuclear power reactors to better account for spent nuclear fuel and reduce the risks associated with the handling of those materials; to the Committee on Energy and Commerce.

By Mr. TERRY:

H.R. 5762. A bill to amend the Fairness to Contact Lens Consumers Act with respect to the availability of contact lenses; to the Committee on Energy and Commerce.

By Mr. WOLF:

H.R. 5763. A bill to authorize the exchange, between the Secretary of the Interior and the Secretary of Transportation, of administrative jurisdiction of Federal land at the George Washington Memorial Parkway in McLean, Virginia, and for other purposes; to the Committee on Resources, and in addition to the Committee on Transportation and Infrastructure, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. YOUNG of Alaska:

H.R. 5764. A bill to provide for the conveyance of certain Forest Service land to the city of Coffman Cove, Alaska; to the Committee on Resources.

By Mr. GOHMERT:

H.J. Res. 91. A joint resolution proposing an amendment to the Constitution of the United States relating to marriage; to the Committee on the Judiciary.

By Mr. FOSSELLA (for himself, Mr. MICA, Mr. KING of New York, Mr. KUHL of New York, Mr. FERGUSON, Mr. PAYNE, Mr. BOEHLERT, Mr. NADLER, Mr. CROWLEY, Mr. TIBERI, and Mr. TOWNS):

H. Res. 908. A resolution congratulating Italy on winning the 2006 Federation Internationale de Football Association (FIFA) World Cup; to the Committee on International Relations.

By Mr. PRICE of Georgia (for himself, Mrs. KELLY, and Mr. SCOTT of Georgia):

H. Res. 909. A resolution encouraging the United States financial services industry to develop, test, and implement systemic plans to address the challenges and risks posed by pandemic or bioterrorism events to the national and international economies, and for other purposes; to the Committee on Financial Services, and in addition to the Committee on Energy and Commerce, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

¶66.22 ADDITIONAL SPONSORS

Under clause 7 of rule XII, sponsors were added to public bills and resolutions as follows:

H.R. 147: Mr. TIBERI.
H.R. 354: Mr. SAXTON and Ms. PRYCE of Ohio.
H.R. 379: Mr. GRIJALVA and Mr. OWENS.
H.R. 550: Ms. BEAN.
H.R. 602: Mr. STUPAK.
H.R. 626: Mr. SMITH of Texas.
H.R. 874: Mr. BOOZMAN.
H.R. 994: Mr. REGULA and Mr. MELANCON.
H.R. 1000: Mr. PETERSON of Minnesota.
H.R. 1020: Mr. HINCHEY.
H.R. 1050: Mr. CLAY.
H.R. 1108: Mr. ROSS.
H.R. 1227: Mr. HOEKSTRA.
H.R. 1298: Ms. CARSON.
H.R. 1322: Mr. CONYERS.
H.R. 1329: Mr. JONES of North Carolina.
H.R. 1351: Mr. WALSH.
H.R. 1372: Mr. GRIJALVA.
H.R. 1376: Mr. MOORE of Kansas.
H.R. 1384: Mr. WAMP, Mr. PETERSON of Minnesota, Mr. ROGERS of Michigan, and Mr. GREEN of Wisconsin.
H.R. 1849: Mr. LIPINSKI.
H.R. 1898: Mr. WALDEN of Oregon and Mr. WHITFIELD.
H.R. 1955: Ms. HOOLEY.
H.R. 2039: Mr. UDALL of Colorado and Mr. MCKEON.
H.R. 2051: Mrs. CAPPS.
H.R. 2134: Mr. OLVER.
H.R. 2178: Mr. CAPUANO and Mr. GONZALEZ.
H.R. 2206: Mr. MICHAUD, Mr. RUSH, and Mr. ALLEN.
H.R. 2393: Mr. TIAHRT.
H.R. 2421: Mr. ALLEN and Mr. HASTINGS of Florida.
H.R. 2561: Mr. PAYNE.
H.R. 2793: Mr. STUPAK.
H.R. 2808: Mr. NUNES, Mr. BOEHLERT, Mr. SMITH of New Jersey, Mr. HOLT, Mr. MEEHAN, Mr. GRIJALVA, Mr. CARDIN, Mr. MCCAUL of Texas, Mr. CHANDLER, Mr. CARNAHAN, Mr. SHAW, Mr. BERMAN, Mr. MILLER of Florida, Mr. HEFLEY, Mr. ETHERIDGE, Mr. DAVIS of Florida, and Mr. DEFAZIO.
H.R. 2861: Mrs. LOWEY.
H.R. 2963: Mr. KIND.
H.R. 3248: Mr. CARDIN.
H.R. 3413: Mr. LEACH.
H.R. 3427: Mr. ALLEN and Mr. KILDEE.
H.R. 3492: Mr. NADLER.
H.R. 3579: Mr. BISHOP of Georgia.
H.R. 3616: Mr. PICKERING, Mr. LOBIONDO, Ms. GRANGER, Mr. BRADY of Pennsylvania, and Mr. RAMSTAD.
H.R. 3715: Mr. BACHUS.
H.R. 3762: Mr. NEAL of Massachusetts and Mr. RANGEL.
H.R. 3795: Mr. SHIMKUS and Mrs. MILLER of Michigan.
H.R. 3875: Mr. ALLEN, Mr. CLYBURN, Mr. FILNER, and Mr. RANGEL.
H.R. 3949: Ms. HART.
H.R. 4005: Mr. SWEENEY.
H.R. 4059: Mr. BROWN of Ohio and Mr. ALLEN.
H.R. 4201: Mr. KILDEE.
H.R. 4217: Mrs. SCHMIDT.
H.R. 4264: Ms. CORRINE BROWN of Florida.
H.R. 4298: Mr. SNYDER and Mr. CROWLEY.
H.R. 4381: Ms. HART.
H.R. 4403: Mr. PETERSON of Minnesota and Mr. COSTA.
H.R. 4537: Mr. CONYERS and Mr. GRIJALVA.
H.R. 4597: Mr. LEACH, Mr. LUCAS, and Ms. WATERS.
H.R. 4772: Mr. CANNON.
H.R. 4800: Mr. ENGEL and Mr. MARKEY.
H.R. 4854: Mr. PAUL and Mr. PETERSON of Minnesota.
H.R. 4873: Mrs. JO ANN DAVIS of Virginia.
H.R. 4927: Mr. GONZALEZ, Mr. TERRY, Mr. CUELLAR, Mr. PAYNE, Mrs. LOWEY, Mr. CARDIN, and Mr. ROGERS of Kentucky.
H.R. 4961: Mr. MORAN of Virginia, Mrs. MUSGRAVE, Mrs. KELLY, and Mrs. DRAKE.
H.R. 5013: Mr. GREEN of Wisconsin, Mr. BOOZMAN, and Mr. THORNBERRY.
H.R. 5022: Mr. PAYNE, Mr. SERRANO, Mr. DOGGETT, and Ms. MCKINNEY.
H.R. 5047: Mr. UDALL of Colorado.
H.R. 5050: Mr. PETERSON of Minnesota.
H.R. 5099: Miss MCMORRIS.
H.R. 5102: Mr. PETERSON of Minnesota.
H.R. 5118: Mr. CUELLAR, Mr. TERRY, Mr. AL GREEN of Texas, Mr. GOHMERT, and Mr. GORDON.
H.R. 5134: Mr. WYNN and Mr. HERGER.
H.R. 5173: Mr. KUHL of New York.
H.R. 5212: Mr. ISRAEL and .
H.R. 5233: Mr. RANGEL. Mr. FARR.
H.R. 5282: Mr. MCKEON.
H.R. 5291: Mrs. MYRICK.
H.R. 5337: Mr. NUNES.
H.R. 5381: Mr. WHITFIELD.
H.R. 5388: Mr. JACKSON of Illinois.
H.R. 5390: Mr. MCCOTTER.
H.R. 5392: Mr. SHAYS.
H.R. 5396: Ms. KAPTUR, Mr. GREEN of Wisconsin, Mr. BRADY of Pennsylvania, Mr. MCCOTTER, Ms. MATSUI, Mr. ENGLISH of Pennsylvania, and Ms. EDDIE BERNICE JOHNSON of Texas.
H.R. 5470: Mr. TERRY.
H.R. 5482: Mr. BERMAN.
H.R. 5496: Mr. PAYNE.
H.R. 5499: Mr. BISHOP of Georgia and Ms. WATSON.
H.R. 5542: Mr. COSTA.
H.R. 5551: Mr. ROGERS of Michigan.
H.R. 5555: Mr. MARSHALL.
H.R. 5563: Mr. JACKSON of Illinois.
H.R. 5584: Mr. ETHERIDGE.
H.R. 5598: Ms. SLAUGHTER.
H.R. 5615: Mr. HASTINGS of Florida.
H.R. 5623: Mr. PASCRELL, Mr. HOLDEN, and Mr. OLVER.
H.R. 5671: Mr. BISHOP of New York.
H.R. 5674: Mr. DOGGETT.
H.R. 5680: Mr. MCCOTTER, Ms. WATSON, Mr. HONDA, and Mr. SMITH of Washington.
H.R. 5682: Mr. DELAHUNT, Mr. BOUSTANY, Mr. SESSIONS, and Mr. CONAWAY.
H.R. 5685: Mr. CROWLEY.
H.R. 5706: Mr. KIND.
H.R. 5733: Mr. MCCOTTER, Mr. GREEN of Wisconsin, Mr. LEWIS of California, Mr. BRADY of Pennsylvania, and Ms. BORDALLO.
H.R. 5735: Ms. SLAUGHTER.
H.R. 5744: Mr. SOUDER.
H.R. 5752: Mr. LANGEVIN.
H.J. Res. 73: Mr. MEEK of Florida.
H. Con. Res. 50: Mr. HAYES and Mr. SIMPSON.
H. Con. Res. 222: Mr. MEEHAN.
H. Con. Res. 384: Mr. BOEHLERT.
H. Con. Res. 390: Mr. SESSIONS.

H. Con. Res. 401: Ms. MCKINNEY.
H. Con. Res. 420: Mr. JACKSON of Illinois.
H. Res. 533: Mr. KENNEDY of Minnesota, Ms. MILLENDER-MCDONALD, Mr. BISHOP of Georgia, Mr. SIMMONS, Mr. KUHL of New York, Miss MCMORRIS, Mr. KING of New York, Mr. HASTINGS of Washington, Mr. HAYWORTH, and Mr. MARIO DIAZ-BALART of Florida.
H. Res. 745: Mr. LANTOS.
H. Res. 759: Mr. TOWNS.
H. Res. 790: Ms. PELOSI, Ms. MOORE of Wisconsin, Mr. CLAY, Mr. FATTAH, Mr. OWENS, and Mr. WYNN.
H. Res. 859: Mr. LEWIS of Georgia.
H. Res. 863: Mr. JACKSON of Illinois.
H. Res. 880: Mr. GERLACH.
H. Res. 884: Mr. CLYBURN.
H. Res. 900: Mr. VAN HOLLEN, Mr. PASTOR, Mr. CARNAHAN, and Mr. HOLDEN.
H. Res. 901: Mr. BISHOP of New York, Mrs. CHRISTENSEN, Mr. DINGELL, Mr. HINCHEY, Mr. ISRAEL, Ms. MATSUI, Mr. MCNULTY, Ms. MILLENDER-MCDONALD, Mr. LANTOS, Mr. OWENS, Mr. ROSS, Mr. RANGEL, Mr. STARK, Mr. STRICKLAND, Mr. PAYNE, and Mr. JEFFERSON.
H. Res. 903: Mr. SOUDER and Mr. SAM JOHNSON of Texas.

WEDNESDAY, JULY 12, 2006 (67)

¶67.1 APPOINTMENT OF SPEAKER PRO TEMPORE

The House was called to order by the SPEAKER pro tempore, Mr. SIMPSON, who laid before the House the following communication:

WASHINGTON, DC,
July 12, 2006.

I hereby appoint the Honorable MICHAEL K. SIMPSON to act as Speaker pro tempore on this day.

J. DENNIS HASTERT,
Speaker of the House of Representatives.

¶67.2 APPROVAL OF THE JOURNAL

The SPEAKER pro tempore, Mr. SIMPSON, announced he had examined and approved the Journal of the proceedings of Tuesday, July 11, 2006.

Pursuant to clause 1, rule I, the Journal was approved.

¶67.3 COMMUNICATIONS

Executive and other communications, pursuant to clause 8, rule XII, were referred as follows:

8486. A letter from the Secretary, Department of Agriculture, transmitting a copy of draft legislation entitled, ''To establish a program to be administered by the Secretary of Agriculture for the purpose of aiding Federal agriculture conservation programs''; to the Committee on Agriculture.

8487. A letter from the Secretary, Department of Agriculture, transmitting a copy of a draft bill entitled, ''Commodity Credit Corporation (CCC) Budget proposals''; to the Committee on Agriculture.

8488. A letter from the Acting U.S. Global AIDS Coordinator, Department of State, transmitting a report on the President's Emergency Plan for AIDS Relief: Blood Safety and HIV/AIDS, as requested in House Report 109-152, accompanying H.R. 3057; to the Committee on Appropriations.

8489. A letter from the Liaison Officer, Office of the Secretary, Department of Defense, transmitting the Department's final rule—Civilian Health and Medical Program of the Uniformed Services (CHAMPUS)/TRICARE; Coverage of Phase II and Phase III Clinical Trials Sponsored by the National Institutes of Health National Cancer Institute (RIN: 0720-0057) received June 22, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Armed Services.

8490. A letter from the Director, Defense Procurement and Acquisition Policy, Department of Defense, transmitting the Department's final rule—Defense Federal Acquisition Regulation Supplement; Sole Source 8(a) Awards to Small Business Concerns Owned by Native Hawaiian Organizations [DFARS Case 2004-D031] received June 26, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Armed Services.

8491. A letter from the Director, Defense Procurement and Acquisition Policy, Department of Defense, transmitting the Department's final rule—Defense Federal Acquisition Regulation Supplement; Free Trade Agreement—El Salvador, Honduras, and Nicaragua (DFARS Case 2006-D019) received June 26, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Armed Services.

8492. A letter from the Director, Defense Procurement and Acquisition Policy, Department of Defense, transmitting the Department's final rule—Defense Federal Acquisition Regulation Supplement; Security-Guard Services Contracts (DFARS Case 2006-D011) received June 26, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Armed Services.

8493. A letter from the Director, Defense Procurement and Acquisition Policy, Department of Defense, transmitting the Department's final rule—Defense Federal Acquisition Regulation Supplement; Contractor Personnel Authorized to Accompany U.S. Armed Forces (DFARS Case 2005-D013) received June 26, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Armed Services.

8494. A letter from the Director, Defense Procurement and Acquisition Policy, Department of Defense, transmitting the Department's final rule—Defense Federal Acquisition Regulation Supplement; Berry Amendment Exceptions—Acquisition of Perishable Food, and Fish, Shellfish, or Seafood (DFARS Case 2006-D005) (RIN: 0750-AF32) received June 26, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Armed Services.

8495. A letter from the Counsel for Legislation and Regulations, Department of Housing and Urban Development, transmitting the Department's final rule—Community Development Block Grant Program; Revision of CDBG Eligibility and National Objective Regulations [Docket No. FR-4699-F-02] (RIN: 2506-AC12) received June 7, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Financial Services.

8496. A letter from the Counsel for Legislation and Regulations, Department of Housing and Urban Development, transmitting the Department's final rule—Prohibition on Use of Community Development Block Grant Assistance for Job-Pirating Activities [Docket No. FR-4556-F-03] (RIN: 2506-AC04) received June 7, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Financial Services.

8497. A letter from the Assistant Secretary, Securities and Exchange Commission, transmitting the Commission's final rule—Fund of Funds Investments [Release Nos. 33-8713; IC-27399; File No. S7-18-03] (RIN: 3235-AI30) received June 23, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Financial Services.

8498. A letter from the Director, International Cooperation, Department of Defense, transmitting pursuant to Section 27(f) of the Arms Export Control Act and Section 1(f) of Executive Order 11958, a copy of Transmittal No. 14-06 which informs of an intent to sign the Bio Inspired/Derived Approaches for the Development of Materials and Sensors Project Arrangement between the United State and Singapore, pursuant to 22 U.S.C. 2767(f); to the Committee on International Relations.

8499. A letter from the Assistant Legal Adviser for Treaty Affairs, Department of State, transmitting Copies of international agreements, other than treaties, entered into by the United States, pursuant to 1 U.S.C. 112b; to the Committee on International Relations.

8500. A letter from the Deputy Director, Defense Security Cooperation Agency, transmitting pursuant to the reporting requirements of Section 36(b)(1) of the Arms Export Control Act, as amended, Transmittal No. 06-21, concerning the Department of the Navy's proposed Letter(s) of Offer and Acceptance to Korea for defense articles and services; to the Committee on International Relations.

8501. A letter from the Director, Defense Security Cooperation Agency, transmitting pursuant to the reporting requirements of Section 36(b)(1) of the Arms Export Control Act, as amended, Transmittal No. 06-35, concerning the Department of the Navy's proposed Letter(s) of Offer and Acceptance to Japan for defense articles and services; to the Committee on International Relations.

8502. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting notification of intent to obligate funds for purposes of Nonproliferation and Disarmament Fund (NDF) activities, pursuant to Public Law 102-511, section 508(a); to the Committee on International Relations.

8503. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting pursuant to section 36(d) of the Arms Export Control Act, certification regarding the proposed license for the manufacture of defense equipment from the Government of the Japan (Transmittal No. DDTC 030-06); to the Committee on International Relations.

8504. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting notification of a possible unauthorized transfer of U.S.-origin defense articles pursuant to Section 3(e) of the Arms Export Control Act (AECA); to the Committee on International Relations.

8505. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting pursuant to section 36(c) and (d) of the Arms Export Control Act, certification regarding the proposed transfer of major defense articles or defense services to the Government of Japan (Transmittal No. DDTC 023-06); to the Committee on International Relations.

8506. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting pursuant to section 36(c) of the Arms Export Control Act, certification regarding the proposed license for the export of Significant military equipment to the Governments of Italy, Kazakhstan and Russia (Transmittal No. DDTC 017-06); to the Committee on International Relations.

8507. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting pursuant to section 36(c) of the Arms Export Control Act, certification regarding the proposed license for the export of defense articles the Hashemite Kingdom of Jordan (Transmittal No. DDTC 004-06); to the Committee on International Relations.

8508. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting the Department's Human Rights Report for International Military Education and Training Recipients, in accordance with Section 549 of the Foreign Assistance Act of 1961; to the Committee on International Relations.

8509. A letter from the Assistant Secretary for Legislative Affairs, Department of State,

transmitting a report on activities under the Tropical Forest Conservation Act of 1998, pursuant to Public Law 105-214, section 813; to the Committee on International Relations.

8510. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting Pursuant to the Anti-Economic Discrimination Act of 1994, part C of Title V, Foreign Relations Authorization Act, Fiscal Years 1994 and 1995, as amended (Public Law 103-236), the Secretary's determination suspending prohibitions on certain sales and leases under the Anti-Economic Discrimination Act of 1994 and the accompanying Memorandum of Justification; to the Committee on International Relations.

8511. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting pursuant to section 36(d) of the Arms Export Control Act, certification regarding the proposed manufacturing license agreement for the manufacture of significant military equipment in Germany (Transmittal No. DDTC 016-06); to the Committee on International Relations.

8512. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting pursuant to section 36(c) of the Arms Export Control Act, certification regarding the proposed license for the export of defense articles and services to the Government of Israel (Transmittal No. DDTC 059-05); to the Committee on International Relations.

8513. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting consistent with the Authorization for Use of Military Force Against Iraq Resolution of 2002 (Pub. L. 107-243), the Authorization for the Use of Force Against Iraq Resolution (Pub. L. 102-1), and in order to keep the Congress fully informed, a report prepared by the Department of State for the February 15, 2006–April 15, 2006 reporting period including matters relating to post-liberation Iraq under Section 7 of the Iraq Liberation Act of 1998 (Pub. L. 105-338); to the Committee on International Relations.

8514. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting the sixth annual Trafficking in Persons Report, pursuant to Public Law 106-386, section 110; to the Committee on International Relations.

8515. A letter from the Chairman, U.S.-China Commission, transmitting the record of the Commission's February 2-3, 2006 hearing on ''Major Internal Challenges Facing the Chinese Leadership''; to the Committee on International Relations.

8516. A letter from the Director, Office of Personnel Management, transmitting the Office's final rule—Prevailing Rate Systems; North American Industry Classification System Based Federal Wage System Wage Surveys (RIN: 3206-AK94) received June 16, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Government Reform.

8517. A letter from the Director, Office of Personnel Management, transmitting the Office's final rule—Classification Under the General Schedule and Prevailing Rate Systems (RIN: 3206-AH38) received June 23, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Government Reform.

8518. A letter from the Director, Regulatory Management Division, Office of Executive Secretariat, Department of Homeland Security, transmitting the Department's final rule—Affidavits of Support on Behalf of Immigrants [DHS 2004-0026; CIS No. 1807-96] (RIN: 1615-AB45) received June 22, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on the Judiciary.

8519. A letter from the Acting Director, Executive Office for United States Trustees, Department of Justice, transmitting the Department's final rule—Application Procedures and Criteria for Approval of Nonprofit Budget and Credit Counseling Agencies and Approval of Providers of a Personal Financial Management Instructional Course by United States Trustees [Docket No. EOUST 100] (RIN: 1105-AB17) received June 26, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on the Judiciary.

8520. A letter from the Administrator, Office of Foreign Labor Certification, Department of Labor, transmitting the Department's final rule—Labor Condition Applications and Requirements for Employers Using Nonimmigrants on H-1B Visas in Speciality Occupations and as Fashion Models; Labor Attestations Regarding H-1B1 Visas (RIN: 1205-AB38) received July 6, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on the Judiciary.

8521. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule—Revisions to the Civil Penalty Inflation Adjustment Rule and Tables [Docket No. FAA-2002-11483; Amendment No. 13-33] (RIN: 2120-AI52) received June 20, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on the Judiciary.

8522. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting a semi-annual report concerning emigration laws and policies of Azerbaijan, Kazakhstan, Moldova, the Russian Federation, Tajikistan, Ukraine, and Uzbekistan, as required by Sections 402 and 409 of the 1974 Trade Act, as amended, pursuant to 19 U.S.C. 2432(c) and (d); to the Committee on Ways and Means.

8523. A letter from the Secretary, Department of Health and Human Services, transmitting the Department's Annual Report On Child Welfare Outcomes 2003, pursuant to Public Law 105-89, section 203(a); to the Committee on Ways and Means.

8524. A letter from the Regulations Coordinator, Administration for Children and Families, Department of Health and Human Services, transmitting the Department's final rule—Reauthorization of the Temporary Assistance for Needy Families Program (RIN: 0970-AC27) received June 30, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

8525. A letter from the Director, Regulations and Rulings Division, Alcohol & Tobacco Tax & Trade Bureau, Department of the Treasury, transmitting the Department's final rule—Establishment of the San Antonio Valley Viticultural Area (2004R-599P) [T.D. TTB-46; Re: Notice No. 45] (RIN: 1513-AB02) received June 19, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

8526. A letter from the United States Trade Representative, Executive Office of the President, transmitting consistent with section 2105(a)(1)(B) of the Trade Act of 2002, a description of the change to an existing law that would be required to bring the United States into compliance with the United States-Peru Free Trade Agreement; to the Committee on Ways and Means.

8527. A letter from the Chief, Publications and Regulations Branch, Internal Revenue Service, transmitting the Service's final rule—Mixed Service Costs (MSC) Industry Directive—received June 13, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

8528. A letter from the Chief, Publications and Regulations Branch, Internal Revenue Service, transmitting the Service's final rule—Erickson Post Acquisition, Inc. v. Commissioner [Docket No. 8218-00; T.C. Memo. 2003-218] received June 13, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

8529. A letter from the Chief, Publications and Regulations Branch, Internal Revenue Service, transmitting the Service's final rule—Postponement of Filing Date for Form 8898 [Notice No. 2006-57] received June 20, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

8530. A letter from the Chief, Publications and Regulations Branch, Internal Revenue Service, transmitting the Service's final rule—Application of the Federal Insurance Contributions Act to Payments Made for Certain Services [TD 9266] (RIN: 1545-BE32) received June 20, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

8531. A letter from the Chief, Publications and Regulations Branch, Internal Revenue Service, transmitting the Service's final rule—Determination of Issue Price in the Case of Certain Debt Instruments Issued for Property (Rev. Rul. 2006-35) received June 20, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

8532. A letter from the Chief, Publications and Regulations Branch, Internal Revenue Service, transmitting the Service's final rule—Last-in, First-out Inventories (Rev. Rul. 2006-33) received June 20, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

8533. A letter from the Chief, Publications and Regulations Branch, Internal Revenue Service, transmitting the Service's final rule—Distributions of Interests in a Loss Corporation from Qualified Trusts [TD 9269] (RIN: 1545-BC00) received June 23, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

8534. A letter from the Chief, Publications and Regulations Branch, Internal Revenue Service, transmitting the Service's final rule—Factoring of Receivables Audit Techniques Guide—received June 23, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

8535. A letter from the Chief Government Affairs Officer, Investment Company Institute, transmitting a copy of the 46th edition of the Investment Company Fact Book; to the Committee on Ways and Means.

¶67.4 MESSAGE FROM THE SENATE

A message from the Senate by Ms. Curtis, one of its clerks, announced that the Senate has passed without amendment a concurrent resolution of the House of the following title:

H. Con. Res. 427. A concurrent resolution permitting the use of the rotunda of the Capitol for a ceremony to commemorate the 75th anniversary of the establishment of the Department of Veterans Affairs.

The message also announced that the Senate has passed bills of the following titles in which concurrence of the House is requested:

S. 1509. An Act to amend the Lacey Act Amendments of 1981 to add non-human primates to the definition of prohibited wildlife species.

S. 2041. An Act to provide for the conveyance of a United States Fish and Wildlife Service administrative site to the city of Las Vegas, Nevada.

S. 2430. An Act to amend the Great Lakes Fish and Wildlife Restoration Act of 1990 to provide for implementation of recommendations of the United States Fish and Wildlife Service contained in the Great Lakes Fishery Resources Restoration Study.

S. 2918. An Act to provide access to newspapers for blind or other persons with disabilities.

The message also announced that pursuant to section 1295b(h) of title 46, United States Code, the Chair, on behalf of the Chairman of the Committee

on Commerce, Science, and Transportation, appoints the following Senators to the Board of Visitors of the United States Merchant Marine Academy: The Senator from Mississippi [Mr. LOTT], from the Committee on Commerce, Science, and Transportation, The Senator from Hawaii [Mr. INOUYE], from the Committee on Commerce, Science, and Transportation.

¶67.5 PROVIDING FOR CONSIDERATION OF H.R. 2990

Mrs. CAPITO, by direction of the Committee on Rules, called up the following resolution (H. Res. 906):

Resolved, That at any time after the adoption of this resolution the Speaker may, pursuant to clause 2(b) of rule XVIII, declare the House resolved into the Committee of the Whole House on the state of the Union for consideration of the bill (H.R. 2990) to improve ratings quality by fostering competition, transparency, and accountability in the credit rating agency industry. The first reading of the bill shall be dispensed with. All points of order against consideration of the bill are waived. General debate shall be confined to the bill and shall not exceed one hour equally divided and controlled by the chairman and ranking minority member of the Committee on Financial Services. After general debate the bill shall be considered for amendment under the five-minute rule. It shall be in order to consider as an original bill for the purpose of amendment under the five-minute rule the amendment in the nature of a substitute recommended by the Committee on Financial Services now printed in the bill. The committee amendment in the nature of a substitute shall be considered as read. Notwithstanding clause 11 of rule XVIII, no amendment to the committee amendment in the nature of a substitute shall be in order except those printed in the report of the Committee on Rules accompanying this resolution. Each such amendment may be offered only in the order printed in the report, may be offered only by a Member designated in the report, shall be considered as read, shall be debatable for the time specified in the report equally divided and controlled by the proponent and an opponent, shall not be subject to amendment, and shall not be subject to a demand for division of the question in the House or in the Committee of the Whole. All points of order against such amendments are waived. At the conclusion of consideration of the bill for amendment the Committee shall rise and report the bill to the House with such amendments as may have been adopted. Any Member may demand a separate vote in the House on any amendment adopted in the Committee of the Whole to the bill or to the committee amendment in the nature of a substitute. The previous question shall be considered as ordered on the bill and amendments thereto to final passage without intervening motion except one motion to recommit with or without instructions

When said resolution was considered.

After debate,

Mrs. CAPITO moved the previous question on the resolution to its adoption or rejection.

The question being put, viva voce,

Will the House now order the previous question?

The SPEAKER pro tempore, Mr. SIMPSON, announced that the yeas had it.

Ms. MATSUI demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mr. SIMPSON, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed.

¶67.6 CARL D. PERKINS CAREER AND TECHNICAL EDUCATION IMPROVEMENT

On motion of Mr. MCKEON, by unanimous consent, the bill of the Senate (S. 250) to amend the Carl D. Perkins Vocational and Technical Education Act of 1998 to improve the Act; was taken from the Speaker's table.

When said bill was considered and read twice.

Mr. MCKEON submitted the following amendment which was agreed to:

Strike out all after the enacting clause and insert the provisions of H.R. 366, as passed by the House.

The bill, as amended, was ordered to be read a third time, was read a third time by title, and passed.

By unanimous consent, the title was amended so as to read: ''An Act to amend the Carl D. Perkins Vocational and Technical Education Act of 1998 to strengthen and improve programs under that Act.''.

A motion to reconsider the votes whereby said bill, as amended, was passed and the title was amended was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said amendments.

When on motion of Mr. MCKEON, it was,

Resolved, That the House insist upon its amendments and request a conference with the Senate on the disagreeing votes of the two Houses thereon.

Ordered, That the Clerk notify the Senate thereof.

¶67.7 MOTION TO INSTRUCT CONFEREES—S. 250

Mr. George MILLER of California moved that the managers on the part of the House at the conference on the disagreeing votes of the two Houses on S. 250, to include in the conference substitute recommended by the committee of conference the following: In section 3(2) of the bill, after the phrase ''high wage'' insert ''(in no case less than $7.25 an hour)''.

After debate,

By unanimous consent, the previous question was ordered on the motion to instruct the managers on the part of the House.

The question being put, viva voce,

Will the House agree to said motion?

The SPEAKER pro tempore, Mr. BOOZMAN, announced that the ayes had it.

Mr. George MILLER of California demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mr. BOOZMAN, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed.

¶67.8 H. RES. 906—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mr. BOOZMAN, pursuant to clause 8, rule XX, announced the unfinished business to be the question on ordering the previous question on the resolution (H. Res. 906) providing for consideration of the bill (H.R. 2990) to improve ratings quality by fostering competition, transparency, and accountability in the credit rating agency industry.

The question being put,

Will the House now order the previous question?

The vote was taken by electronic device.

It was decided in the affirmative ..... { Yeas ..... 223 / Nays 197

¶67.9 [Roll No. 364]

YEAS—223

Aderholt
Akin
Alexander
Bachus
Baker
Barrett (SC)
Bartlett (MD)
Barton (TX)
Bass
Beauprez
Biggert
Bilbray
Bilirakis
Bishop (UT)
Blackburn
Blunt
Boehlert
Boehner
Bonilla
Bonner
Bono
Boozman
Boustany
Bradley (NH)
Brady (TX)
Brown (SC)
Brown-Waite, Ginny
Burgess
Burton (IN)
Buyer
Calvert
Camp (MI)
Campbell (CA)
Cannon
Cantor
Capito
Carter
Castle
Chabot
Chocola
Coble
Cole (OK)
Conaway
Crenshaw
Cubin
Culberson
Davis (KY)
Davis, Tom
Deal (GA)
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Doolittle
Drake
Dreier
Duncan
Ehlers
Emerson
English (PA)
Everett
Feeney
Ferguson
Fitzpatrick (PA)
Flake
Foley
Forbes
Fortenberry
Fossella
Foxx
Franks (AZ)
Frelinghuysen
Gallegly
Garrett (NJ)
Gerlach
Gibbons
Gilchrest
Gillmor
Gingrey
Gohmert
Goode
Goodlatte
Granger
Graves
Green (WI)
Gutknecht
Hall
Harris
Hart
Hastings (WA)
Hayes
Hayworth
Hefley
Hensarling
Herger
Hobson
Hoekstra
Hostettler
Hulshof
Hunter
Hyde
Inglis (SC)
Issa
Istook
Jenkins
Jindal
Johnson (CT)
Johnson (IL)
Johnson, Sam
Jones (NC)
Keller
Kelly
Kennedy (MN)
King (IA)
King (NY)
Kingston
Kirk
Kline
Knollenberg
Kolbe
Kuhl (NY)
LaHood
Latham
LaTourette
Leach
Lewis (CA)
Lewis (KY)
Linder
LoBiondo
Lucas
Lungren, Daniel E.
Mack
Manzullo
Marchant
McCaul (TX)
McCotter
McCrery
McHenry
McHugh
McKeon
McMorris
Mica
Miller (FL)
Miller (MI)
Miller, Gary
Moran (KS)
Murphy
Musgrave
Myrick
Neugebauer
Ney
Norwood
Nunes
Nussle
Osborne
Otter
Oxley
Paul
Pearce
Pence
Peterson (PA)
Petri
Pickering
Pitts
Platts
Pombo
Porter
Price (GA)
Pryce (OH)
Putnam
Radanovich
Ramstad
Regula
Rehberg
Reichert
Renzi
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Royce
Ryan (WI)
Ryun (KS)
Saxton
Schmidt
Schwarz (MI)
Sensenbrenner
Shadegg
Shaw
Sherwood
Shimkus
Shuster
Simmons

Simpson
Smith (NJ)
Smith (TX)
Sodrel
Souder
Stearns
Sullivan
Sweeney
Tancredo
Taylor (NC)
Terry
Thomas
Thornberry
Tiberi
Turner
Upton
Walden (OR)
Walsh
Wamp
Weldon (FL)
Weldon (PA)
Weller
Westmoreland
Whitfield
Wicker
Wilson (NM)
Wilson (SC)
Wolf
Young (AK)
Young (FL)

NAYS—197

Abercrombie
Ackerman
Allen
Andrews
Baca
Baird
Baldwin
Barrow
Bean
Becerra
Berkley
Berman
Berry
Bishop (GA)
Bishop (NY)
Blumenauer
Boren
Boswell
Boucher
Boyd
Brady (PA)
Brown (OH)
Brown, Corrine
Butterfield
Capps
Capuano
Cardin
Cardoza
Carnahan
Carson
Case
Chandler
Clay
Cleaver
Clyburn
Conyers
Cooper
Costa
Costello
Cramer
Crowley
Cuellar
Cummings
Davis (AL)
Davis (CA)
Davis (FL)
Davis (IL)
Davis (TN)
DeFazio
DeGette
Delahunt
DeLauro
Dicks
Dingell
Doggett
Doyle
Edwards
Emanuel
Engel
Eshoo
Etheridge
Farr
Fattah
Filner
Ford
Frank (MA)
Gonzalez
Gordon
Green, Al
Green, Gene
Grijalva
Gutierrez
Harman
Hastings (FL)
Herseth
Higgins
Hinchey
Holden
Holt
Honda
Hooley
Hoyer
Inslee
Israel
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Johnson, E. B.
Jones (OH)
Kanjorski
Kaptur
Kennedy (RI)
Kildee
Kilpatrick (MI)
Kind
Kucinich
Langevin
Lantos
Larsen (WA)
Larson (CT)
Lee
Levin
Lewis (GA)
Lipinski
Lofgren, Zoe
Lowey
Lynch
Maloney
Markey
Marshall
Matheson
Matsui
McCarthy
McCollum (MN)
McDermott
McGovern
McIntyre
McKinney
Meehan
Meek (FL)
Meeks (NY)
Melancon
Michaud
Millender-McDonald
Miller (NC)
Miller, George
Mollohan
Moore (KS)
Moore (WI)
Moran (VA)
Murtha
Nadler
Napolitano
Neal (MA)
Oberstar
Obey
Olver
Ortiz
Owens
Pallone
Pascrell
Pastor
Pelosi
Peterson (MN)
Pomeroy
Price (NC)
Rahall
Rangel
Reyes
Ross
Rothman
Roybal-Allard
Ruppersberger
Rush
Ryan (OH)
Sabo
Salazar
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Schakowsky
Schiff
Schwartz (PA)
Scott (GA)
Scott (VA)
Serrano
Shays
Sherman
Skelton
Smith (WA)
Snyder
Solis
Spratt
Stark
Strickland
Stupak
Tanner
Tauscher
Taylor (MS)
Thompson (CA)
Thompson (MS)
Tierney
Towns
Udall (CO)
Udall (NM)
Van Hollen
Velázquez
Visclosky
Wasserman Schultz
Waters
Watt
Waxman
Weiner
Wexler
Woolsey
Wu
Wynn

NOT VOTING—12

Davis, Jo Ann
Evans
Hinojosa
McNulty
Northup
Payne
Poe
Ros-Lehtinen
Sessions
Slaughter
Tiahrt
Watson

So the previous question on the resolution was ordered.

The question being put, viva voce,

Will the House agree to said resolution?

The SPEAKER pro tempore, Mr. BOOZMAN, announced that the yeas had it.

Mr. HASTINGS of Washington demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The vote was taken by electronic device.

It was decided in the affirmative ..... { Yeas ..... 308 / Nays 113

¶67.10 [Roll No. 365]

YEAS—308

Aderholt
Akin
Alexander
Allen
Baca
Bachus
Baird
Baker
Barrett (SC)
Bartlett (MD)
Barton (TX)
Bass
Bean
Beauprez
Berkley
Berman
Biggert
Bilbray
Bilirakis
Bishop (GA)
Bishop (NY)
Bishop (UT)
Blackburn
Blunt
Boehlert
Boehner
Bonilla
Bonner
Bono
Boozman
Boren
Boswell
Boucher
Boustany
Boyd
Bradley (NH)
Brady (TX)
Brown (SC)
Brown-Waite, Ginny
Burgess
Burton (IN)
Buyer
Calvert
Camp (MI)
Campbell (CA)
Cannon
Cantor
Capito
Cardin
Cardoza
Carnahan
Carter
Case
Castle
Chabot
Chandler
Chocola
Cleaver
Coble
Cole (OK)
Conaway
Costa
Cramer
Crenshaw
Crowley
Cubin
Cuellar
Culberson
Cummings
Davis (CA)
Davis (FL)
Davis (KY)
Davis (TN)
Davis, Tom
Deal (GA)
DeLauro
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Dicks
Doolittle
Drake
Dreier
Duncan
Ehlers
Emanuel
Emerson
Engel
English (PA)
Eshoo
Everett
Feeney
Ferguson
Fitzpatrick (PA)
Flake
Foley
Forbes
Fortenberry
Fossella
Foxx
Franks (AZ)
Frelinghuysen
Gallegly
Garrett (NJ)
Gerlach
Gibbons
Gilchrest
Gillmor
Gingrey
Gohmert
Gonzalez
Goode
Goodlatte
Gordon
Granger
Graves
Green (WI)
Gutknecht
Hall
Harman
Harris
Hart
Hastings (WA)
Hayes
Hayworth
Hefley
Hensarling
Herger
Higgins
Hobson
Hoekstra
Holden
Holt
Honda
Hooley
Hostettler
Hulshof
Hunter
Hyde
Inglis (SC)
Inslee
Issa
Istook
Jackson-Lee (TX)
Jenkins
Jindal
Johnson (CT)
Johnson (IL)
Johnson, E. B.
Johnson, Sam
Jones (NC)
Kanjorski
Keller
Kelly
Kennedy (MN)
King (NY)
Kingston
Kirk
Kline
Knollenberg
Kolbe
Kuhl (NY)
LaHood
Lantos
Larson (CT)
Latham
LaTourette
Leach
Levin
Lewis (CA)
Lewis (KY)
Linder
LoBiondo
Lowey
Lucas
Lungren, Daniel E.
Lynch
Mack
Maloney
Manzullo
Marchant
Marshall
Matheson
Matsui
McCarthy
McCaul (TX)
McCotter
McCrery
McGovern
McHenry
McHugh
McIntyre
McKeon
McMorris
Mica
Millender-McDonald
Miller (FL)
Miller (MI)
Miller, Gary
Mollohan
Moore (KS)
Moran (KS)
Murphy
Murtha
Musgrave
Myrick
Napolitano
Neal (MA)
Neugebauer
Ney
Norwood
Nunes
Nussle
Obey
Osborne
Otter
Oxley
Paul
Pearce
Pelosi
Pence
Peterson (MN)
Peterson (PA)
Petri
Pickering
Pitts
Platts
Poe
Pombo
Pomeroy
Porter
Price (GA)
Pryce (OH)
Putnam
Radanovich
Ramstad
Regula
Rehberg
Reichert
Renzi
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Ross
Roybal-Allard
Royce
Ruppersberger
Ryan (WI)
Ryun (KS)
Salazar
Sánchez, Linda T.
Sanchez, Loretta
Saxton
Schiff
Schmidt
Schwartz (PA)
Schwarz (MI)
Sensenbrenner
Shaw
Shays
Sherman
Sherwood
Shimkus
Shuster
Simmons
Simpson
Skelton
Smith (NJ)
Smith (TX)
Smith (WA)
Snyder
Sodrel
Souder
Spratt
Sullivan
Sweeney
Tancredo
Tanner
Tauscher
Taylor (NC)
Terry
Thomas
Thornberry
Tiberi
Tierney
Turner
Udall (NM)
Upton
Van Hollen
Walden (OR)
Walsh
Wamp
Wasserman Schultz
Weldon (FL)
Weldon (PA)
Weller
Westmoreland
Wexler
Whitfield
Wicker
Wilson (NM)
Wilson (SC)
Wolf
Wynn
Young (AK)
Young (FL)

NAYS—113

Abercrombie
Ackerman
Andrews
Baldwin
Barrow
Becerra
Berry
Blumenauer
Brady (PA)
Brown (OH)
Brown, Corrine
Butterfield
Capps
Capuano
Carson
Clay
Clyburn
Conyers
Cooper
Costello
Davis (AL)
Davis (IL)
DeFazio
DeGette
Delahunt
Dingell
Doggett
Doyle
Edwards
Etheridge
Farr
Fattah
Filner
Ford
Frank (MA)
Green, Al
Green, Gene
Grijalva
Gutierrez
Hastings (FL)
Herseth
Hinchey
Hinojosa
Hoyer
Israel
Jackson (IL)
Jefferson
Jones (OH)
Kaptur
Kennedy (RI)
Kildee
Kilpatrick (MI)
Kind
Kucinich
Langevin
Larsen (WA)
Lee
Lewis (GA)
Lipinski
Lofgren, Zoe
Markey
McCollum (MN)
McDermott
McKinney
Meehan
Meek (FL)
Meeks (NY)
Melancon
Michaud
Miller (NC)
Miller, George
Moore (WI)
Moran (VA)
Nadler
Oberstar
Olver
Ortiz
Owens
Pallone
Pascrell
Pastor
Price (NC)
Rahall
Rangel
Reyes
Rothman
Rush
Ryan (OH)
Sabo
Sanders
Schakowsky
Scott (GA)
Scott (VA)
Serrano
Shadegg
Solis
Stark
Stearns
Strickland
Stupak
Taylor (MS)
Thompson (CA)
Thompson (MS)
Towns
Udall (CO)
Velázquez
Visclosky
Waters
Watt
Waxman
Weiner
Woolsey
Wu

NOT VOTING—11

Davis, Jo Ann
Evans
King (IA)
McNulty
Northup
Payne
Ros-Lehtinen
Sessions
Slaughter
Tiahrt
Watson

So the resolution was agreed to.

A motion to reconsider the vote whereby said resolution was agreed to was, by unanimous consent, laid on the table.

¶67.11 MOTION TO INSTRUCT CONFEREES TO S. 250—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mr. BOOZMAN, pursuant to clause 8 of rule XX, announced the unfinished business to be the question on the motion, by Mr. George MILLER of California, to instruct the managers on the part of the House at the conference on the disagreeing votes of the two Houses on the bill (S. 250) to amend the Carl D. Perkins Vocational and Technical Education Act of 1998 to improve the Act.

The question being put,

Will the House agree to said motion?

The vote was taken by electronic device.

It was decided in the affirmative ..... { Yeas ..... 260 / Nays 159

¶67.12 [Roll No. 366]

YEAS—260

Abercrombie
Ackerman
Alexander
Allen
Andrews
Baca
Baird
Baldwin
Barrow
Bean
Becerra
Berkley
Berman
Berry
Bilirakis
Bishop (GA)
Bishop (NY)
Blumenauer
Boehlert
Boozman
Boren
Boswell
Boucher
Boyd
Brady (PA)
Brown (OH)
Brown, Corrine
Brown-Waite, Ginny
Butterfield
Capito
Capps
Capuano
Cardin
Cardoza
Carnahan
Carson
Case
Castle
Chandler
Clay
Cleaver
Clyburn
Conyers
Cooper
Costa
Costello
Cramer
Crowley
Cuellar
Cummings
Davis (AL)
Davis (CA)
Davis (FL)
Davis (IL)
Davis (KY)
Davis (TN)
DeFazio
DeGette
Delahunt
DeLauro
Dent
Dicks
Dingell
Doggett
Doyle
Edwards
Emanuel
Emerson
Engel
English (PA)
Eshoo
Etheridge
Farr
Fattah
Ferguson
Filner
Fitzpatrick (PA)
Foley
Forbes
Ford
Frank (MA)
Gerlach
Gibbons
Gilchrest
Gonzalez
Gordon
Green, Al
Green, Gene
Grijalva
Gutierrez
Gutknecht
Harman
Hastings (FL)
Herseth
Higgins
Hinchey
Hinojosa
Holden
Holt
Honda
Hooley
Hoyer
Inslee
Israel
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Johnson (CT)
Johnson (IL)
Johnson, E. B.
Jones (NC)
Jones (OH)
Kanjorski
Kaptur
Kelly
Kennedy (RI)
Kildee
Kilpatrick (MI)
Kind
King (NY)
Kirk
Kucinich
Kuhl (NY)
LaHood
Langevin
Lantos
Larsen (WA)
Larson (CT)
Latham
LaTourette
Leach
Lee
Levin
Lewis (GA)
Lewis (KY)
Lipinski
LoBiondo
Lofgren, Zoe
Lowey
Lungren, Daniel E.
Lynch
Maloney
Markey
Marshall
Matheson
Matsui
McCarthy
McCollum (MN)
McCotter
McDermott
McGovern
McHugh
McIntyre
McKinney
Meehan
Meek (FL)
Meeks (NY)
Melancon
Michaud
Millender-McDonald
Miller (MI)
Miller (NC)
Miller, George
Mollohan
Moore (KS)
Moore (WI)
Moran (VA)
Murphy
Murtha
Nadler
Napolitano
Neal (MA)
Ney
Nussle
Oberstar
Obey
Olver
Ortiz
Owens
Pallone
Pascrell
Pastor
Pelosi
Peterson (MN)
Platts
Poe
Pomeroy
Price (NC)
Pryce (OH)
Rahall
Ramstad
Rangel
Regula
Reyes
Rogers (KY)
Ross
Rothman
Roybal-Allard
Ruppersberger
Ryan (OH)
Sabo
Salazar
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Saxton
Schakowsky
Schiff
Schwartz (PA)
Schwarz (MI)
Scott (GA)
Scott (VA)
Serrano
Shaw
Shays
Sherman
Sherwood
Simmons
Skelton
Smith (NJ)
Smith (WA)
Snyder
Solis
Spratt
Stark
Stearns
Strickland
Stupak
Sullivan
Sweeney
Tanner
Tauscher
Taylor (MS)
Thompson (CA)
Thompson (MS)
Tierney
Towns
Udall (CO)
Udall (NM)
Upton
Van Hollen
Velázquez
Visclosky
Walden (OR)
Walsh
Wasserman Schultz
Waters
Watt
Waxman
Weiner
Weldon (PA)
Weller
Wexler
Wilson (NM)
Wolf
Woolsey
Wu
Wynn
Young (AK)
Young (FL)

NAYS—159

Aderholt
Akin
Bachus
Baker
Barrett (SC)
Bartlett (MD)
Barton (TX)
Bass
Beauprez
Biggert
Bilbray
Bishop (UT)
Blackburn
Blunt
Boehner
Bonilla
Bonner
Bono
Boustany
Bradley (NH)
Brady (TX)
Brown (SC)
Burgess
Burton (IN)
Buyer
Calvert
Camp (MI)
Campbell (CA)
Cannon
Cantor
Chabot
Chocola
Coble
Cole (OK)
Conaway
Crenshaw
Cubin
Culberson
Davis, Tom
Deal (GA)
Diaz-Balart, L.
Diaz-Balart, M.
Doolittle
Drake
Dreier
Duncan
Ehlers
Everett
Feeney
Flake
Fortenberry
Fossella
Foxx
Franks (AZ)
Frelinghuysen
Gallegly
Garrett (NJ)
Gillmor
Gingrey
Gohmert
Goode
Goodlatte
Granger
Graves
Green (WI)
Hall
Hart
Hastings (WA)
Hayes
Hayworth
Hefley
Hensarling
Herger
Hobson
Hoekstra
Hostettler
Hulshof
Hunter
Hyde
Inglis (SC)
Issa
Istook
Jenkins
Jindal
Johnson, Sam
Keller
Kennedy (MN)
King (IA)
Kingston
Kline
Knollenberg
Kolbe
Lewis (CA)
Linder
Lucas
Mack
Manzullo
Marchant
McCaul (TX)
McCrery
McHenry
McKeon
McMorris
Mica
Miller (FL)
Miller, Gary
Moran (KS)
Musgrave
Myrick
Neugebauer
Norwood
Nunes
Osborne
Otter
Oxley
Paul
Pearce
Pence
Peterson (PA)
Petri
Pickering
Pitts
Pombo
Porter
Price (GA)
Putnam
Radanovich
Rehberg
Reichert
Renzi
Reynolds
Rogers (AL)
Rogers (MI)
Rohrabacher
Royce
Ryan (WI)
Ryun (KS)
Schmidt
Sensenbrenner
Shadegg
Shimkus
Shuster
Simpson
Smith (TX)
Sodrel
Souder
Tancredo
Taylor (NC)
Terry
Thomas
Thornberry
Tiberi
Turner
Wamp
Weldon (FL)
Westmoreland
Whitfield
Wicker
Wilson (SC)

NOT VOTING—13

Carter
Davis, Jo Ann
Evans
Harris
McNulty
Northup
Payne
Ros-Lehtinen
Rush
Sessions
Slaughter
Tiahrt
Watson

So the motion to instruct the managers on the part of the House was agreed to.

A motion to reconsider the vote whereby said motion was agreed to was, by unanimous consent, laid on the table.

¶67.13 APPOINTMENT OF CONFEREES—S. 250

The SPEAKER pro tempore, Mr. SIMPSON, by unanimous consent, appointed the following Members as managers on the part of the House to the conference with the Senate on the disagreeing votes of the two Houses on the amendments of the House to the bill of the Senate (S. 250) to amend the Carl D. Perkins Vocational and Technical Education Act of 1998 to improve the Act: Messrs. MCKEON, CASTLE, SOUDER, OSBORNE, Mrs. MUSGRAVE, Mr. George MILLER of California, Ms. WOOLSEY, and Mr. KIND.

Ordered, That the Clerk notify the Senate of the foregoing appointments.

¶67.14 CREDIT RATING AGENCY DUOPOLY RELIEF

The SPEAKER pro tempore, Mr. SIMPSON, pursuant to House Resolution 906 and rule XVIII, declared the House resolved into the Committee of the Whole House on the state of the Union for the consideration of the bill (H.R. 2990) to improve ratings quality by fostering competition, transparency, and accountability in the credit rating agency industry.

The SPEAKER pro tempore, Mr. SIMPSON, by unanimous consent, designated Mr. BOOZMAN as Chairman of the Committee of the Whole; and after some time spent therein,

¶67.15 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment in the nature of a substitute numbered 2, printed in House Report 109-550, submitted by Mr. KANJORSKI:

Strike all after the enacting clause and insert the following:

SECTION 1. SHORT TITLE.

This act may be cited as the ''Credit Ratings Accountability and Transparency Act of 2006''.

SEC. 2. FINDINGS.

Congress finds the following:

(1) Credit rating agencies play an important role in the United States capital markets by opining on the creditworthiness of certain entities, securities, and money market instruments.

(2) Institutional and retail investors utilize ratings issued by credit rating agencies in connection with evaluating credit risk and making investment decisions.

(3) The Securities and Exchange Commission staff, through the no action letter process, has identified certain credit rating agencies as Nationally Recognized Statistical Rating Organizations or NRSROs.

(4) Many Federal and State regulators and legislatures require the use of NRSRO ratings in regulations and statutes, including those concerning capital requirements for regulated financial institutions and portfolio quality standards, to ensure the utilization of high quality ratings.

(5) The Commission staff's process for identifying NRSROs should be more transparent and efficient, while maintaining a high level of quality among NRSROs.

(6) Increased competition among credit rating agencies seeking to be identified as a NRSRO is desirable, so long as it is consistent with efforts to ensure high quality ratings.

SEC. 3. RULEMAKING ON NRSRO DEFINITION.

(a) NRSRO DEFINITION.—Within 60 days after the date of enactment of this Act, the Commission shall finalize its proposed rulemaking to define a NRSRO, published in the Federal Register on April 25, 2005 (70 Fed. Reg. 21306 et seq.).

(b) PUBLICATION OF GUIDELINES.—Within 180 days after the date of enactment of the Act, the Commission shall publish guidelines concerning the process by which Commission staff issues no-action letters regarding NRSROs, including guidelines concerning the staff's determinations in such no-action letters.

SEC. 4. SENSE OF CONGRESS ON NRSRO VOLUNTARY FRAMEWORK.

(a) FINDINGS.—Congress finds the following:

(1) The existing NRSROs in the United States have entered into discussions to improve current oversight of their activities via the adoption of a voluntary framework.

(2) These discussions have sought to apply the self-regulatory model approved by the International Organization of Securities Commissions (in this section referred to as ''IOSCO'') of which the Commission is a participant.

(3) The European Commission policy on credit rating agencies set out in December 2005 used compliance with the IOSCO code as a central component in ensuring the proper functioning of rating agencies in the capital markets.

(4) The Chairman of the Commission has testified before the Financial Services Committee of the House of Representatives that Commission staff are continuing to review drafts of a voluntary framework developed by the NRSROs and offer advice about its provisions and contents.

(5) The adoption of a voluntary framework by NRSROs in the United States based on the IOSCO self-regulatory model and paralleling the regulatory regime adopted by the European Commission would enhance market discipline, advance investor protection, and facilitate the harmonization of international standards in the area of credit ratings.

(b) SENSE OF CONGRESS.—In light of the findings set forth in subsection (a), it is the sense of the Congress that—

(1) all interested parties involved in establishing a voluntary framework for self-regulation in the United States, which is similar to the self-regulatory regime recently adopted by the European Commission that is based upon the IOSCO-approved code for overseeing credit rating agencies, should complete discussions and implement a self-regulatory model as soon as practicable;

(2) such voluntary framework should be developed in consultation with the Commission and include adoption of any and all rules, regulations, policies, and practices deemed necessary and appropriate for the protection of investors and in the public interest, including the disclosure of written policies and procedures of NRSROs in the United States designed to—

(A) address conflicts of interest relating to—

(i) relationships between NRSROs and rated entities;

(ii) relationships between NRSROs and underwriters; and

(iii) fee structures of the NRSROs;

(B) prevent the misuse of confidential information by a NRSRO or any person associated with a NRSRO;

(C) ensure compliance with all relevant Federal securities laws;

(D) ensure that each NRSRO is capable of issuing independent, predictive, consistent, and reliable ratings; and

(E) provide performance data, including default rates for its ratings, for the immediately preceding 4 years, or if in existence less than 4 years, for the life of the entity.

SEC. 5. ANNUAL TESTIMONY ON IMPROVING THE CREDIT RATING INDUSTRY.

The Chairperson of the Commission, or a designee of the Chairperson, shall annually provide oral testimony beginning in 2007, and for 5 years thereafter, to the Committee on Financial Services of the House of Representatives regarding efforts to improve the transparency and accountability of the credit rating industry, including—

(1) the designation of NRSROs;

(2) the status and the effectiveness of the voluntary framework described in section 4;

(3) the quality of ratings issued by NRSROs;

(4) the state of competition among NRSROs; and

(5) the appropriateness, need, and form of any potential legislation in the area of credit ratings.

SEC. 6. DEFINITIONS.

As used in this Act—

(1) the term ''Commission'' means the Securities and Exchange Commission; and

(2) the term ''NRSRO'' means a Nationally Recognized Statistical Rating Organization as determined by the Commission.

It was decided in the negative { Yeas ..... 198 / Nays 222

¶67.16 [Roll No. 367]

AYES—198

Abercrombie
Ackerman
Allen
Andrews
Baca
Baird
Baldwin
Barrow
Bean
Becerra
Berkley
Berman
Berry
Bishop (GA)
Bishop (NY)
Blumenauer
Boren
Boswell
Boucher
Boyd
Brady (PA)
Brown (OH)
Brown, Corrine
Butterfield
Capps
Capuano
Cardin
Cardoza
Carnahan
Carson
Case
Chandler
Clay
Cleaver
Clyburn
Conyers
Cooper
Costa
Costello
Cramer
Crowley
Cuellar
Cummings
Davis (AL)
Davis (CA)
Davis (FL)
Davis (IL)
Davis (TN)
DeFazio
DeGette
Delahunt
DeLauro
Dicks
Dingell
Doggett
Doyle
Edwards
Emanuel
Engel
Eshoo
Etheridge
Farr
Fattah
Filner
Ford
Frank (MA)
Gonzalez
Gordon
Green, Al
Green, Gene
Grijalva
Gutierrez
Harman
Hastings (FL)
Herseth
Higgins
Hinchey
Hinojosa
Holden
Holt
Honda
Hooley
Hoyer
Inslee
Israel
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Johnson, E. B.
Jones (OH)
Kanjorski
Kaptur
Kennedy (RI)
Kildee
Kilpatrick (MI)
Kind
Kucinich
Langevin
Lantos
Larsen (WA)
Larson (CT)
Lee
Levin
Lewis (GA)
Lipinski
Lofgren, Zoe
Lowey
Lynch
Maloney
Markey
Marshall
Matheson
Matsui
McCarthy
McCollum (MN)
McDermott
McGovern
McIntyre
McKinney
Meehan
Meek (FL)
Meeks (NY)
Melancon
Michaud
Millender-McDonald
Miller (NC)
Miller, George
Mollohan
Moore (KS)
Moore (WI)
Moran (VA)
Murtha
Nadler
Napolitano
Neal (MA)
Oberstar
Obey
Olver
Ortiz
Owens
Pallone
Pascrell
Pastor
Payne
Pelosi
Peterson (MN)
Pomeroy
Price (NC)
Rahall
Rangel
Reyes
Ross
Rothman
Roybal-Allard
Ruppersberger
Rush
Ryan (OH)
Sabo
Salazar
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Schakowsky
Schiff
Schwartz (PA)
Scott (GA)
Scott (VA)
Serrano
Sherman
Skelton
Smith (WA)
Snyder
Solis
Spratt
Stark
Strickland
Stupak
Tanner
Tauscher
Taylor (MS)
Thompson (CA)
Thompson (MS)
Tierney
Towns
Udall (CO)
Udall (NM)
Van Hollen
Velázquez
Visclosky
Wasserman Schultz
Waters
Watt
Waxman
Weiner
Wexler
Woolsey
Wu
Wynn

NOES—222

Aderholt
Akin
Alexander
Bachus
Baker
Barrett (SC)
Bartlett (MD)
Barton (TX)
Bass
Beauprez
Biggert
Bilbray
Bilirakis
Bishop (UT)
Blackburn
Blunt
Boehlert
Boehner
Bonilla
Bonner
Bono
Boozman
Boustany
Bradley (NH)
Brady (TX)
Brown (SC)
Brown-Waite, Ginny
Burgess
Burton (IN)
Buyer
Calvert
Camp (MI)
Campbell (CA)
Cannon
Cantor
Capito
Carter
Castle
Chabot
Chocola
Coble
Cole (OK)
Conaway
Crenshaw
Cubin
Davis (KY)
Davis, Tom
Deal (GA)
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Doolittle
Drake
Dreier
Duncan
Ehlers
Emerson
English (PA)
Everett
Feeney
Ferguson
Fitzpatrick (PA)
Flake
Foley
Forbes
Fortenberry
Fossella
Foxx
Franks (AZ)
Frelinghuysen
Gallegly
Garrett (NJ)
Gerlach
Gibbons
Gilchrest
Gillmor
Gingrey
Gohmert
Goode
Goodlatte
Granger
Graves
Green (WI)
Gutknecht
Hall
Harris
Hart
Hastings (WA)
Hayes
Hayworth
Hefley
Hensarling
Herger
Hobson
Hoekstra
Hostettler
Hulshof
Hunter
Hyde
Inglis (SC)
Issa
Istook
Jenkins
Jindal
Johnson (CT)
Johnson (IL)
Johnson, Sam
Jones (NC)
Keller
Kelly
Kennedy (MN)
King (IA)
King (NY)
Kingston
Kirk
Kline
Knollenberg
Kolbe
Kuhl (NY)
LaHood
Latham
LaTourette
Leach
Lewis (CA)
Lewis (KY)
Linder
LoBiondo
Lucas
Lungren, Daniel E.
Mack
Manzullo
Marchant
McCaul (TX)
McCotter
McCrery
McHenry
McHugh
McKeon
McMorris
Mica
Miller (FL)
Miller (MI)
Miller, Gary
Moran (KS)
Murphy
Musgrave
Myrick
Neugebauer
Ney
Norwood
Nunes
Nussle
Osborne
Otter
Oxley
Paul
Pearce
Pence
Petri
Pickering
Pitts
Poe
Pombo
Porter
Price (GA)
Pryce (OH)
Putnam
Radanovich
Ramstad
Regula
Rehberg
Reichert
Renzi
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Royce
Ryan (WI)
Ryun (KS)
Saxton
Schmidt
Schwarz (MI)
Sensenbrenner
Shadegg
Shaw
Shays
Sherwood
Shimkus
Shuster
Simmons
Simpson
Smith (NJ)
Smith (TX)
Sodrel
Souder
Stearns
Sullivan
Sweeney
Tancredo
Taylor (NC)
Terry
Thomas
Thornberry
Tiberi
Turner
Upton
Walden (OR)
Walsh
Wamp
Weldon (FL)
Weldon (PA)
Weller
Westmoreland
Whitfield
Wicker
Wilson (NM)
Wilson (SC)
Wolf
Young (AK)
Young (FL)

NOT VOTING—12

Culberson
Davis, Jo Ann
Evans
McNulty
Northup
Peterson (PA)
Platts
Ros-Lehtinen
Sessions
Slaughter
Tiahrt
Watson

So the amendment was not agreed to.

The SPEAKER pro tempore, Mr. McHUGH, assumed the Chair.

When Mr. SWEENEY, Acting Chairman, pursuant to House Resolution 906, reported the bill back to the House with an amendment adopted by the Committee.

The previous question having been ordered by said resolution.

The following amendment, reported from the Committee of the Whole House on the state of the Union, was agreed to:

Strike out all after the enacting clause and insert:

SECTION 1. SHORT TITLE; REFERENCES.

(a) SHORT TITLE.—This Act may be cited as the ''Credit Rating Agency Duopoly Relief Act of 2006''.

(b) REFERENCES.—Except as otherwise expressly provided, whenever in this Act an amendment or repeal is expressed in terms of an amendment to, or repeal of, a section or other provision, the reference shall be considered to be made to a section or other provision of the Securities Exchange Act of 1934 (15 U.S.C. 78a et seq.).

SEC. 2. FINDINGS.

Upon the basis of facts disclosed by the record and report of the Securities and Exchange Commission made pursuant to section 702 of the Sarbanes-Oxley Act of 2002 (116 Stat. 797), hearings before the House Committee on Financial Services during the

108th and 109th Congresses, comment letters to the concept releases and proposed rules of the Securities and Exchange Commission, and facts otherwise disclosed and ascertained, the Congress finds that—

(1) credit rating agencies are of national concern, in that, among other things—

(A) their ratings, publications, writings, analyses, and reports are furnished and distributed, and their contracts, subscription agreements, and other arrangements with clients are negotiated and performed, by the use of the mails and means and instrumentalities of interstate commerce;

(B) their ratings, publications, writings, analyses, and reports customarily relate to the purchase and sale of securities traded on securities exchanges and in interstate over-the-counter markets, securities issued by companies engaged in business in interstate commerce, and securities issued by national banks and member banks of the Federal Reserve System;

(C) the foregoing transactions occur in such volume as substantially to affect interstate commerce, and securities markets, the national banking system, and the national economy; and

(D) their regulation serves the compelling interest of investor protection; and

(2) the Securities and Exchange Commission—

(A) has, through its staff designation of certain credit rating agencies as nationally recognized statistical rating organizations, created an artificial barrier to entry for new participants; and

(B) would, in its latest proposed rule defining nationally recognized statistical rating organizations, codify and strengthen this barrier.

SEC. 3. DEFINITIONS.

Section 3(a) (15 U.S.C. 78c(a)) is amended by adding at the end the following new paragraphs:

''(60) CREDIT RATING.—The term 'credit rating' means an assessment of the creditworthiness of an obligor as an entity or with respect to specific securities or money market instruments.

''(61) CREDIT RATING AGENCY.—The term 'credit rating agency' means any person—

''(A) engaged in the business of issuing credit ratings on the Internet or through another readily accessible means, for free or for a reasonable fee but does not include a commercial credit reporting company;

''(B) employing either a quantitative or qualitative model, or both, to determine credit ratings; and

''(C) receiving fees from either issuers, investors, or other market participants, or a combination thereof.

''(62) NATIONALLY RECOGNIZED STATISTICAL RATING ORGANIZATION OR NRSRO.—The term 'nationally recognized statistical rating organization' means a credit rating agency that—

''(A) has been in business as a credit rating agency for at least the past 3 consecutive years; and

''(B) is registered under section 15E.

''(63) PERSON ASSOCIATED WITH A NATIONALLY RECOGNIZED STATISTICAL RATING ORGANIZATION.—The term 'person associated with a nationally recognized statistical rating organization' means any partner, officer, director, or branch manager of such nationally recognized statistical rating organization (or any person occupying a similar status or performing similar functions), any person directly or indirectly controlling, controlled by, or under common control with such nationally recognized statistical rating organization, or any employee of such nationally recognized statistical rating organization.''.

SEC. 4. REGISTRATION OF NATIONALLY RECOGNIZED STATISTICAL RATING ORGANIZATIONS.

(a) AMENDMENT.—The Securities Exchange Act of 1934 is amended by inserting after section 15D (15 U.S.C. 78*o*–6) the following new section:

''SEC. 15E. REGISTRATION OF NATIONALLY RECOGNIZED STATISTICAL RATING ORGANIZATIONS.

''(a) REGISTRATION PROCEDURES.—

''(1) FURNISHING OF APPLICATION FORM.—A credit rating agency that elects to be treated as a nationally recognized statistical rating organization for the purposes of Federal statutes, rules, and regulations may be registered by furnishing to the Commission an application for registration in such form and containing such of the following and any other information and documents concerning such organization and any persons associated with such organization as the Commission, by rule, may prescribe as necessary or appropriate in the public interest or for the protection of investors:

''(A) any conflicts of interest relating to the issuance of credit ratings by a nationally recognized statistical rating organization;

''(B) the procedures and methodologies such nationally recognized statistical rating organization uses in determining credit ratings;

''(C) credit ratings performance measurement statistics over short-term, mid-term, and long-term periods (as applicable) of such nationally recognized statistical rating organization;

''(D) policies or procedures adopted and implemented by such nationally recognized statistical rating organization to prevent the misuse in violation of this title (or the rules and regulations thereunder) of material, non-public information; and

''(E) the organizational structure of such nationally recognized statistical rating organization.

''(2) REVIEW OF APPLICATION.—

''(A) INITIAL DETERMINATION.—Within 90 days of the date of the furnishing of such application (or within such longer period as to which the applicant consents) the Commission shall—

''(i) by order grant such registration; or

''(ii) institute proceedings to determine whether registration should be denied.

''(B) CONDUCT OF PROCEEDINGS.—Such proceedings shall include notice of the grounds for denial under consideration and opportunity for hearing and shall be concluded within 120 days of the date of the furnishing of the application for registration. At the conclusion of such proceedings the Commission, by order, shall grant or deny such registration. The Commission may extend the time for conclusion of such proceedings for up to 90 days if it finds good cause for such extension and publishes its reasons for so finding or for such longer period as to which the applicant consents.

''(C) GROUNDS FOR DECISION.—The Commission shall grant such registration if the Commission finds that the requirements of this section are satisfied. The Commission shall deny such registration if it does not make such a finding or if it finds that if the applicant were so registered, its registration would be subject to suspension or revocation under subsection (d).

''(3) PUBLIC AVAILABILITY OF INFORMATION.—Subject to section 24, the Commission, by rule, shall require a nationally recognized statistical rating organization, upon the granting of registration under this section, to make the information and documents furnished to the Commission in its application for registration, or in any amendment furnished under subsection (b)(1) or (2), publicly available on its website or through another comparable readily accessible means.

''(b) UPDATE OF REGISTRATION.—

''(1) UPDATE.—Each nationally recognized statistical rating organization shall promptly amend its application for registration under this section if any information or documents provided therein become materially inaccurate, except that a nationally recognized statistical rating organization is not required to amend the information required to be furnished under subsection (a)(1)(C) by an amendment furnished under this paragraph, but shall amend such information in such organization's annual amendment furnished under paragraph (2) of this subsection.

''(2) CERTIFICATION.—Not later than 90 days after the end of each calendar year, each nationally recognized statistical rating organization shall furnish to the Commission an amendment to its registration, in such form as the Commission, by rule, may prescribe as necessary or appropriate in the public interest or for the protection of investors—

''(A) certifying that the information and documents in the application for registration of such nationally recognized statistical rating organization continue to be accurate; and

''(B) listing any material changes that occurred to such information or documents during the previous calendar year.

''(c) ACCOUNTABILITY FOR RATINGS PROCEDURES.—

''(1) AUTHORITY.—The Commission shall have the authority under this Act to take action against any nationally recognized statistical rating organization if such nationally recognized statistical rating organization issues credit ratings in contravention of those procedures, criteria, and methodologies that such nationally recognized statistical rating organization—

''(A) includes in its application for registration under this section; or

''(B) makes and disseminates in reports pursuant to section 17(a) or the rules and regulations thereunder.

''(2) LIMITATION.—The rules and regulations applicable to nationally recognized statistical rating organizations the Commission may prescribe pursuant to this Act shall be narrowly tailored to meet the requirements of this Act applicable to nationally recognized statistical rating organizations and shall not purport to regulate the substance of credit ratings or the procedures and methodologies by which such nationally recognized statistical rating organizations determine credit ratings.

''(d) CENSURE, DENIAL, OR SUSPENSION OF REGISTRATION; NOTICE AND HEARING.—The Commission, by order, shall censure, place limitations on the activities, functions, or operations of, suspend for a period not exceeding 12 months, or revoke the registration of any nationally recognized statistical rating organization if the Commission finds, on the record after notice and opportunity for hearing, that such censure, placing of limitations, suspension, or revocation is in the public interest and that such nationally recognized statistical rating organization, or any person associated with such nationally recognized statistical rating organization, whether prior to or subsequent to becoming so associated—

''(1) has committed or omitted any act, or is subject to an order or finding, enumerated in subparagraph (A), (D), (E), (H), or (G) of paragraph (4) of section 15(b), has been convicted of any offense specified in subparagraph (B) of such paragraph (4) within 10 years of the commencement of the proceedings under this subsection, or is enjoined from any action, conduct, or practice specified in subparagraph (C) of such paragraph (4);

''(2) has been convicted during the 10-year period preceding the date of furnishing any application for registration, or at any time thereafter, of—

''(A) any crime that is punishable by imprisonment for 1 or more years, and that is not described in section 15(b)(4)(B); or

''(B) a substantially equivalent crime by a foreign court of competent jurisdiction; or

''(3) is subject to any order of the Commission barring or suspending the right of the person to be associated with a nationally recognized statistical rating organization.

''(e) WITHDRAWAL FROM REGISTRATION.—A nationally recognized statistical rating organization registered under this section may, upon such terms and conditions as the Commission may establish as necessary in the public interest or for the protection of investors, withdraw from registration by furnishing a written notice of withdrawal to the Commission. If the Commission finds that any nationally recognized statistical rating organization is no longer in existence or has ceased to do business as a credit rating agency, the Commission, by order, shall cancel the registration of such nationally recognized statistical rating organization.

''(f) REPRESENTATIONS.—

''(1) REPRESENTATIONS OF SPONSORSHIP BY UNITED STATES OR AGENCY THEREOF.—It shall be unlawful for any nationally recognized statistical rating organization registered under this section to represent or imply in any manner whatsoever that such nationally recognized statistical rating organization has been designated, sponsored, recommended, or approved, or that such nationally recognized statistical rating organization's abilities or qualifications have in any respect been passed upon, by the United States or any agency, any officer, or any employee thereof.

''(2) REPRESENTATION AS NRSRO OF UNREGISTERED CREDIT RATING AGENCIES.—It shall be unlawful for any credit rating agency to represent or imply in any manner whatsoever that such credit rating agency has been designated, sponsored, recommended, or approved, or that such credit rating agency's abilities or qualifications have in any respect been passed upon, by the United States or any agency, any officer, or any employee thereof. It shall be unlawful for any credit rating agency that is not registered under this section as a nationally recognized statistical rating organization to state that such credit rating agency is a nationally recognized statistical rating organization under this Act.

''(3) STATEMENT OF REGISTRATION UNDER SECURITIES EXCHANGE ACT OF 1934 PROVISIONS.—No provision of paragraph (1) shall be construed to prohibit a statement that a nationally recognized statistical rating organization is a nationally recognized statistical rating organization under this Act, if such statement is true in fact and if the effect of such registration is not misrepresented.

''(g) PREVENTION OF MISUSE OF NONPUBLIC INFORMATION.—Each nationally recognized statistical rating organization shall establish, maintain, and enforce written policies and procedures reasonably designed, taking into consideration the nature of such nationally recognized statistical rating organization's business, to prevent the misuse in violation of this title, or the rules or regulations thereunder, of material, nonpublic information by such nationally recognized statistical rating organization or any person associated with such nationally recognized statistical rating organization. The Commission, as it deems necessary or appropriate in the public interest or for the protection of investors, shall adopt rules or regulations to require specific policies or procedures reasonably designed to prevent misuse in violation of this title (or the rules or regulations thereunder) of material, nonpublic information.

''(h) MANAGEMENT OF CONFLICTS OF INTEREST.—Each nationally recognized statistical rating organization shall establish, maintain, and enforce written policies and procedures reasonably designed, taking into consideration the nature of the business of such nationally recognized statistical rating organization and affiliated persons and affiliated companies of such nationally recognized statistical rating organization, to address and manage the conflicts of interest that can arise from such business. The Commission, as it deems necessary or appropriate in the public interest or for the protection of investors, shall adopt rules or regulations to prohibit, or require the management or disclosure of, any conflicts of interest relating to the issuance of credit ratings by a nationally recognized statistical rating organization including, without limitation, conflicts of interest relating to—

''(1) the manner in which a nationally recognized statistical rating organization is compensated by the obligor, or any affiliate of the obligor, for issuing credit ratings or providing related services;

''(2) the provision of consulting, advisory, or other services by a nationally recognized statistical rating organization, or any person associated with such nationally recognized statistical rating organization, to the obligor, or any affiliate of the obligor;

''(3) business relationships, ownership interests, or any other financial or personal interests between a nationally recognized statistical rating organization, or any person associated with such nationally recognized statistical rating organization, and the obligor, or any affiliate of the obligor; and

''(4) any affiliation of a nationally recognized statistical rating organization, or any person associated with such nationally recognized statistical rating organization, with any person that underwrites the securities or money market instruments that are the subject of a credit rating.

''(i) PROHIBITED CONDUCT.—

''(1) PROHIBITED ACTS AND PRACTICES.—The Commission may adopt rules or regulations to prohibit any act or practice relating to the issuance of credit ratings by a nationally recognized statistical rating organization that the Commission determines to be unfair, coercive, or abusive, including any act or practice relating to—

''(A) seeking payment for a credit rating that has not been specifically requested by the obligor—

''(i) from an obligor; or

''(ii) from an affiliate of an obligor, unless—

''(I) the organization is organized under subsection (a)(1)(E) to receive fees from investors or other market participants, or a combination thereof; and

''(II) the affiliate is such an investor or participant;

''(B) conditioning or threatening to condition the issuance of a credit rating on the obligor's, or an affiliate of the obligor's, purchase of other services or products, including pre-credit rating assessment products, of the nationally recognized statistical rating organization or any person associated with such nationally recognized statistical rating organization;

''(C) lowering or threatening to lower a credit rating on, or refusing to rate, securities or money market instruments issued by an asset pool unless a portion of the assets within such pool also is rated by the nationally recognized statistical rating organization;

''(D) modifying or threatening to modify a credit rating or otherwise departing from its adopted systematic procedures and methodologies in determining credit ratings, based on whether the obligor, or an affiliate of the obligor, pays or will pay for the credit rating or any other services or products of the nationally recognized statistical rating organization or any person associated with such nationally recognized statistical rating organization.

''(2) RULE OF CONSTRUCTION.—Nothing in paragraph (1), or in any rules or regulations adopted thereunder, shall be construed to modify, impair, or supersede the operation of any of the antitrust laws. For the purposes of the preceding sentence, the term 'antitrust laws' has the meaning given it in the first section of the Clayton Act (15 U.S.C. 12), except that such term includes section 5 of the Federal Trade Commission Act (15 U.S.C. 45) to the extent such section 5 applies to unfair methods of competition.

''(j) DESIGNATION OF COMPLIANCE OFFICER.—Each nationally recognized statistical rating organization shall designate an individual responsible for administering the policies and procedures that are required to be established pursuant to subsections (g) and (h), and for ensuring compliance with the securities laws and the rules and regulations thereunder, including those promulgated by the Commission pursuant to this section.

''(k) STATEMENTS OF FINANCIAL CONDITION.—Each nationally recognized statistical rating organization shall, on a confidential basis, furnish to the Commission, at intervals determined by the Commission, such financial statements, certified (if required by the rules or regulations of the Commission) by an independent public accountant, and information concerning its financial condition as the Commission, by rule, may prescribe as necessary or appropriate in the public interest or for the protection of investors.

''(l) ELIMINATION OF COMMISSION STAFF'S DESIGNATION PROCESS FOR NRSRO'S.—

''(1) CESSATION OF DESIGNATION.—Within 30 days after the enactment of the Credit Rating Agency Duopoly Relief Act of 2006, the Commission staff shall cease to designate persons and companies as nationally recognized statistical rating organizations, as that term is used under rule 15c3–1 of the Commission's rules (17 CFR 240.15c3–1).

''(2) PROHIBITION ON RELIANCE ON NO-ACTION RELIEF.—The no-action relief that the Commission staff has granted with respect to the designation of nationally recognized statistical rating organizations, as that term is used under rule 15c3–1 of the Commission's rules (17 CFR 240.15c3–1), shall be void and of no force or effect.

''(3) NOTICE TO OTHER AGENCIES.—Within 30 days after the date of enactment of the Credit Rating Agency Duopoly Relief Act of 2006, the Commission shall give notice to the Federal agencies which employ the term 'nationally recognized statistical rating organization' (as that term is used under rule 15c3–1 of the Commission's rules (17 CFR 240.15c3–1)) in their rules and regulations regarding the actions undertaken pursuant to this section.

''(4) REVIEW OF EXISTING REGULATIONS.—Within 360 days after the date of enactment of the Credit Rating Agency Duopoly Relief Act of 2006, the Commission shall review its existing rules and regulations which employ the term 'nationally recognized statistical rating organization' or 'NRSRO' and promulgate new or revised rules and regulations as the Commission may prescribe as necessary or appropriate in the public interest or for the protection of investors.''.

(b) CONFORMING AMENDMENTS TO THE 1934 ACT.—

(1) Section 15(b)(4)(B)(ii) (15 U.S.C. 78*o*(b)(4)(B)(ii)) is amended by inserting ''nationally recognized statistical rating organization,'' after ''transfer agent,''.

(2) Section 15(b)(4)(C) (15 U.S.C. 78*o*(b)(4)(C)) is amended by inserting ''nationally recognized statistical rating organization,'' after ''transfer agent,''.

(3) Section 21B(a) (15 U.S.C. 78u–2(a)) is amended by inserting ''15E,'' after ''15C,''.

(c) OTHER CONFORMING AMENDMENTS.—

(1) Section 2(a) of the Investment Company Act of 1940 (15 U.S.C. 80a–2(a)) is amended by adding at the end the following new paragraph:

''(53) The term 'credit rating agency' has the same meaning as given in section 3 of the Securities Exchange Act of 1934.''.

(2) Section 9(a)(1) of the Investment Company Act of 1940 (15 U.S.C. 80a–9(a)) is amended by inserting ''credit rating agency,'' after ''transfer agent,''.

(3) Section 9(a)(2) of the Investment Company Act of 1940 (15 U.S.C. 80a–9(a)) is amended by inserting ''credit rating agency,'' after ''transfer agent,''.

(4) Section 202(a) of the Investment Advisers Act of 1940 (15 U.S.C. 80b–2(a)) is amended by adding at the end the following new paragraph:

''(28) The term 'credit rating agency' has the same meaning as given in section 3 of the Securities Exchange Act of 1934.''.

(5) Section 203(e)(2)(B) of the Investment Advisers Act of 1940 (15 U.S.C. 80b–3(e)) is amended by inserting ''credit rating agency,'' after ''transfer agent,''.

(6) Section 203(e)(4) of the Investment Advisers Act of 1940 (15 U.S.C. 80b–3(e)) is amended by inserting ''credit rating agency,'' after ''transfer agent,''.

(7) Section 1319 of the Housing and Community Development Act of 1992 (12 U.S.C. 4519) is amended by striking ''effectively'' and all that follows through ''broker-dealers'' and inserting ''that is a nationally recognized statistical rating organization, as such term is defined in section 3(a) of the Securities Exchange Act of 1934''.

(8) Section 439 of the Higher Education Act of 1965 (20 U.S.C. 1087–2) is amended in subsection (r)(15)(A) by striking ''means any entity recognized as such by the Securities and Exchange Commission'' and inserting ''means any nationally recognized statistical rating organization as that term is defined under the Securities Exchange Act of 1934''.

(9) Section 601(10) of title 23, United States Code, is amended by striking ''identified by the Securities and Exchange Commission as a Nationally Recognized Statistical Rating Organization'' and inserting ''registered with the Securities and Exchange Commission as a nationally recognized statistical rating organization as that term is defined under the Securities Exchange Act of 1934 (15 U.S.C. 78 et seq.)''.

SEC. 5. ANNUAL AND OTHER REPORTS.

Section 17(a)(1) (15 U.S.C. 78q(a)(1)) is amended—

(1) by inserting ''nationally recognized statistical rating organization,'' after ''registered transfer agent,''; and

(2) by adding at the end the following: ''Any report a nationally recognized statistical rating organization may be required by Commission rules under this paragraph to make and disseminate to the Commission shall be deemed furnished to the Commission.''.

SEC. 6. GAO STUDY AND REPORT REGARDING CONSOLIDATION OF CREDIT RATING AGENCIES.

(a) STUDY REQUIRED.—The Comptroller General of the United States shall conduct a study—

(1) to identify—

(A) the factors that have led to the consolidation of credit rating agencies;

(B) the present and future impact of the condition described in subparagraph (A) on the securities markets, both domestic and international; and

(C) solutions to any problems identified under subparagraph (B), including ways to increase competition and the number of firms capable of providing credit rating services to large national and multinational business organizations that are subject to the securities laws;

(2) of the problems, if any, faced by business organizations that have resulted from limited competition among credit rating agencies, including—

(A) higher costs;

(B) lower quality of services;

(C) anti-competitive practices;

(D) impairment of independence; and

(E) lack of choice; and

(3) whether and to what extent Federal or State regulations impede competition among credit rating agencies.

(b) CONSULTATION.—In planning and conducting the study under this section, the Comptroller General shall consult with—

(1) the Securities and Exchange Commission;

(2) the Department of Justice; and

(3) any other public or private sector organization that the Comptroller General considers appropriate.

(c) REPORT REQUIRED.—Not later than 180 days after the date of enactment of this Act, the Comptroller General shall submit a report on the results of the study required by this section to the Committee on Banking, Housing, and Urban Affairs of the Senate and the Committee on Financial Services of the House of Representatives.

SEC. 7. EFFECTIVE DATE.

The amendments made by sections 4 and 5 shall take effect on January 1, 2008, except as otherwise provided in paragraphs (1), (3), and (4) of subsection (l) of section 15E of the Securities Exchange Act of 1934 (as added by such amendments), and except that the Securities and Exchange Commission is authorized to prescribe rules and regulations to carry out such amendments beginning on the date of enactment of this Act.

The bill, as amended, was ordered to be engrossed and read a third time, was read a third time by title.

The question being put, viva voce,

Will the House pass said bill?

The SPEAKER pro tempore, Mr. McHUGH, announced that the yeas had it.

Mr. OXLEY demanded a recorded vote on passage of said bill, which demand was supported by one-fifth of a quorum, so a recorded vote was ordered.

The vote was taken by electronic device.

It was decided in the affirmative { Yeas ..... 255 / Nays ..... 166 }

¶67.17 [Roll No. 368]

AYES—255

Aderholt
Akin
Alexander
Allen
Andrews
Bachus
Baker
Barrett (SC)
Bartlett (MD)
Barton (TX)
Bass
Bean
Beauprez
Biggert
Bilbray
Bilirakis
Bishop (UT)
Blackburn
Blunt
Boehlert
Boehner
Bonilla
Bonner
Bono
Boozman
Boren
Boustany
Boyd
Bradley (NH)
Brady (TX)
Brown (SC)
Brown-Waite, Ginny
Burgess
Burton (IN)
Butterfield
Buyer
Calvert
Camp (MI)
Campbell (CA)
Cannon
Cantor
Capito
Cardoza
Carter
Case
Castle
Chabot
Chocola
Coble
Cole (OK)
Conaway
Costa
Cramer
Crenshaw
Cubin
Cuellar
Culberson
Davis (KY)
Davis, Tom
Deal (GA)
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Dicks
Doolittle
Drake
Dreier
Duncan
Edwards
Ehlers
Emerson
English (PA)
Everett
Feeney
Ferguson
Fitzpatrick (PA)
Flake
Foley
Forbes
Ford
Fortenberry
Fossella
Foxx
Franks (AZ)
Frelinghuysen
Gallegly
Garrett (NJ)
Gerlach
Gibbons
Gilchrest
Gillmor
Gingrey
Gohmert
Goode
Goodlatte
Gordon
Granger
Graves
Green (WI)
Green, Gene
Gutknecht
Hall
Harris
Hart
Hastings (WA)
Hayes
Hayworth
Hefley
Hensarling
Herger
Hinojosa
Hobson
Hoekstra
Hostettler
Hulshof
Hunter
Hyde
Inglis (SC)
Inslee
Issa
Istook
Jenkins
Jindal
Johnson (CT)
Johnson (IL)
Johnson, Sam
Jones (NC)
Keller
Kelly
Kennedy (MN)
King (IA)
King (NY)
Kingston
Kirk
Kline
Knollenberg
Kolbe
Kuhl (NY)
LaHood
Latham
LaTourette
Leach
Lewis (CA)
Lewis (KY)
Linder
LoBiondo
Lucas
Lungren, Daniel E.
Mack
Manzullo
Marchant
Matheson
McCaul (TX)
McCotter
McCrery
McHenry
McHugh
McIntyre
McKeon
McMorris
Mica
Miller (FL)
Miller (MI)
Miller, Gary
Moore (KS)
Moran (KS)
Murphy
Musgrave
Myrick
Neugebauer
Ney
Norwood
Nunes
Nussle
Ortiz
Osborne
Otter
Oxley
Paul
Pearce
Pence
Peterson (MN)
Peterson (PA)
Petri
Pickering
Pitts
Poe
Pombo
Porter
Price (GA)
Pryce (OH)
Putnam
Radanovich
Ramstad
Regula
Rehberg
Reichert
Renzi
Reyes
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Royce
Ruppersberger
Ryan (OH)
Ryan (WI)
Ryun (KS)
Salazar
Saxton
Schmidt
Schwarz (MI)
Sensenbrenner
Shadegg
Shaw
Shays
Sherwood
Shimkus
Shuster
Simmons
Simpson
Smith (NJ)
Smith (TX)
Snyder
Sodrel
Souder
Stearns
Sullivan
Sweeney
Tancredo
Tanner
Tauscher
Taylor (NC)
Terry
Thomas
Thornberry
Tiberi
Turner
Upton
Walden (OR)
Walsh
Wamp
Weldon (FL)
Weldon (PA)
Weller
Westmoreland
Wexler
Whitfield
Wicker
Wilson (NM)
Wilson (SC)
Wolf
Young (AK)
Young (FL)

NOES—166

Abercrombie
Ackerman
Baca
Baird
Baldwin
Barrow
Becerra
Berkley
Berman
Berry
Bishop (GA)
Bishop (NY)
Blumenauer
Boswell
Boucher
Brady (PA)
Brown (OH)
Brown, Corrine
Capps
Capuano
Cardin
Carnahan
Carson
Chandler
Clay
Cleaver
Clyburn
Conyers
Cooper
Costello
Crowley
Cummings
Davis (AL)
Davis (CA)
Davis (FL)
Davis (IL)
Davis (TN)
DeFazio
DeGette
Delahunt
DeLauro
Dingell
Doggett
Doyle
Emanuel
Engel
Eshoo
Etheridge
Farr
Filner
Frank (MA)
Gonzalez
Green, Al
Grijalva
Gutierrez
Harman
Hastings (FL)
Herseth
Higgins
Hinchey
Holden
Holt
Honda
Hooley
Hoyer
Israel
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Johnson, E. B.
Jones (OH)
Kanjorski
Kaptur
Kennedy (RI)
Kildee
Kilpatrick (MI)
Kind
Kucinich
Langevin
Lantos
Larsen (WA)
Larson (CT)
Lee
Levin
Lewis (GA)
Lipinski
Lofgren, Zoe
Lowey
Lynch
Maloney
Markey
Marshall
Matsui
McCarthy
McCollum (MN)

McDermott
McGovern
McKinney
Meehan
Meek (FL)
Meeks (NY)
Melancon
Michaud
Millender-McDonald
Miller (NC)
Miller, George
Mollohan
Moore (WI)
Moran (VA)
Murtha
Nadler
Napolitano
Neal (MA)
Oberstar
Obey
Olver
Owens
Pallone
Pascrell
Pastor
Payne
Pelosi
Pomeroy
Price (NC)
Rahall
Rangel
Ross
Rothman
Roybal-Allard
Rush
Sabo
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Schakowsky
Schiff
Schwartz (PA)
Scott (GA)
Scott (VA)
Serrano
Sherman
Skelton
Smith (WA)
Solis
Spratt
Stark
Strickland
Stupak
Taylor (MS)
Thompson (CA)
Thompson (MS)
Tierney
Towns
Udall (CO)
Udall (NM)
Van Hollen
Velázquez
Visclosky
Wasserman Schultz
Waters
Watt
Waxman
Weiner
Woolsey
Wu
Wynn

NOT VOTING—11

Davis, Jo Ann
Evans
Fattah
McNulty
Northup
Platts
Ros-Lehtinen
Sessions
Slaughter
Tiahrt
Watson

So the bill was passed.

A motion to reconsider the vote whereby said bill was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

¶67.18 H.R. 5646—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mr. SWEENEY, pursuant to clause 8, rule XX, announced the unfinished business to be the motion to suspend the rules and pass the bill (H.R. 5646) to study and promote the use of energy efficient computer servers in the United States; as amended.

The question being put,

Will the House suspend the rules and pass said bill, as amended?

The vote was taken by electronic device.

It was decided in the affirmative ..... { Yeas ..... 417 / Nays 4

¶67.19 [Roll No. 369]

YEAS—417

Abercrombie
Ackerman
Aderholt
Akin
Alexander
Allen
Andrews
Baca
Bachus
Baird
Baker
Baldwin
Barrett (SC)
Barrow
Bartlett (MD)
Barton (TX)
Bass
Bean
Beauprez
Becerra
Berkley
Berman
Berry
Biggert
Bilbray
Bilirakis
Bishop (GA)
Bishop (NY)
Bishop (UT)
Blackburn
Blumenauer
Blunt
Boehlert
Boehner
Bonilla
Bonner
Bono
Boozman
Boren
Boswell
Boucher
Boustany
Boyd
Bradley (NH)
Brady (PA)
Brady (TX)
Brown (OH)
Brown (SC)
Brown, Corrine
Brown-Waite, Ginny
Burgess
Burton (IN)
Butterfield
Buyer
Calvert
Camp (MI)
Campbell (CA)
Cannon
Cantor
Capito
Capps
Capuano
Cardin
Cardoza
Carnahan
Carson
Carter
Case
Castle
Chabot
Chandler
Chocola
Clay
Cleaver
Clyburn
Coble
Cole (OK)
Conaway
Conyers
Cooper
Costa
Costello
Cramer
Crenshaw
Crowley
Cubin
Cuellar
Culberson
Cummings
Davis (AL)
Davis (CA)
Davis (FL)
Davis (IL)
Davis (KY)
Davis (TN)
Davis, Tom
Deal (GA)
DeFazio
DeGette
Delahunt
DeLauro
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Dicks
Dingell
Doggett
Doolittle
Doyle
Drake
Dreier
Duncan
Edwards
Ehlers
Emanuel
Emerson
Engel
English (PA)
Eshoo
Etheridge
Everett
Farr
Feeney
Ferguson
Filner
Fitzpatrick (PA)
Foley
Forbes
Ford
Fortenberry
Fossella
Foxx
Frank (MA)
Franks (AZ)
Frelinghuysen
Gallegly
Garrett (NJ)
Gerlach
Gibbons
Gilchrest
Gillmor
Gingrey
Gohmert
Gonzalez
Goode
Goodlatte
Gordon
Granger
Graves
Green (WI)
Green, Al
Green, Gene
Grijalva
Gutierrez
Gutknecht
Hall
Harman
Harris
Hart
Hastings (FL)
Hastings (WA)
Hayes
Hayworth
Hefley
Hensarling
Herger
Herseth
Higgins
Hinchey
Hinojosa
Hobson
Hoekstra
Holden
Holt
Honda
Hooley
Hostettler
Hoyer
Hulshof
Hunter
Hyde
Inglis (SC)
Inslee
Israel
Issa
Istook
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Jenkins
Jindal
Johnson (CT)
Johnson (IL)
Johnson, E. B.
Johnson, Sam
Jones (OH)
Kanjorski
Kaptur
Keller
Kelly
Kennedy (MN)
Kennedy (RI)
Kildee
Kilpatrick (MI)
Kind
King (IA)
King (NY)
Kingston
Kirk
Kline
Knollenberg
Kolbe
Kucinich
Kuhl (NY)
LaHood
Langevin
Lantos
Larsen (WA)
Larson (CT)
Latham
LaTourette
Leach
Lee
Levin
Lewis (CA)
Lewis (GA)
Lewis (KY)
Linder
Lipinski
LoBiondo
Lofgren, Zoe
Lowey
Lucas
Lungren, Daniel E.
Lynch
Mack
Maloney
Manzullo
Marchant
Markey
Marshall
Matheson
Matsui
McCarthy
McCaul (TX)
McCollum (MN)
McCotter
McCrery
McDermott
McGovern
McHenry
McHugh
McIntyre
McKeon
McKinney
McMorris
Meehan
Meek (FL)
Meeks (NY)
Melancon
Mica
Michaud
Millender-McDonald
Miller (FL)
Miller (MI)
Miller (NC)
Miller, Gary
Miller, George
Mollohan
Moore (KS)
Moore (WI)
Moran (KS)
Moran (VA)
Murphy
Murtha
Musgrave
Myrick
Nadler
Napolitano
Neal (MA)
Neugebauer
Ney
Norwood
Nunes
Nussle
Oberstar
Obey
Olver
Ortiz
Osborne
Otter
Owens
Oxley
Pallone
Pascrell
Pastor
Payne
Pearce
Pelosi
Pence
Peterson (MN)
Peterson (PA)
Petri
Pitts
Platts
Poe
Pombo
Pomeroy
Porter
Price (GA)
Price (NC)
Pryce (OH)
Putnam
Radanovich
Rahall
Ramstad
Rangel
Regula
Rehberg
Reichert
Renzi
Reyes
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Ross
Rothman
Roybal-Allard
Royce
Ruppersberger
Rush
Ryan (OH)
Ryan (WI)
Ryun (KS)
Sabo
Salazar
Sánchez, Linda T.
Sanchez, Loretta
Saxton
Schakowsky
Schiff
Schmidt
Schwartz (PA)
Schwarz (MI)
Scott (GA)
Scott (VA)
Sensenbrenner
Serrano
Shadegg
Shaw
Shays
Sherman
Sherwood
Shimkus
Shuster
Simmons
Simpson
Skelton
Smith (NJ)
Smith (TX)
Smith (WA)
Snyder
Sodrel
Solis
Souder
Spratt
Stark
Stearns
Strickland
Stupak
Sullivan
Sweeney
Tancredo
Tanner
Tauscher
Taylor (MS)
Taylor (NC)
Terry
Thomas
Thompson (CA)
Thompson (MS)
Thornberry
Tiberi
Tierney
Towns
Turner
Udall (CO)
Udall (NM)
Upton
Van Hollen
Velázquez
Visclosky
Walden (OR)
Walsh
Wamp
Wasserman Schultz
Waters
Watt
Waxman
Weiner
Weldon (FL)
Weldon (PA)
Weller
Westmoreland
Wexler
Whitfield
Wicker
Wilson (NM)
Wilson (SC)
Wolf
Woolsey
Wu
Wynn
Young (AK)
Young (FL)

NAYS—4

Flake
Jones (NC)
Paul
Pickering

NOT VOTING—11

Davis, Jo Ann
Evans
Fattah
McNulty
Northup
Ros-Lehtinen
Sanders
Sessions
Slaughter
Tiahrt
Watson

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill, as amended, was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill, as amended, was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

¶67.20 CLERK TO CORRECT ENGROSSMENT—H.R. 2990

On motion of Mr. OXLEY, by unanimous consent,

Ordered, That in the engrossment of the bill (H.R. 2990) to improve ratings quality by fostering competition, transparency, and accountability in the credit rating agency industry, the Clerk be authorized to correct section numbers, punctuation, and cross references and to make such other technical and conforming changes as may be necessary to reflect the actions of the House.

¶67.21 PROVIDING FOR CONSIDERATION OF H.R. 9

Mr. Lincoln DIAZ-BALART of Florida, by direction of the Committee on Rules, reported (Rept. No. 109–554) the resolution (H. Res. 910) providing for consideration of the bill (H.R. 9) to amend the Voting Rights Act of 1965.

When said resolution and report were referred to the House Calendar and ordered printed.

¶67.22 SENATE BILLS REFERRED

Bills of the Senate of the following titles were taken from the Speaker's table and, under the rule, referred as follows:

S. 1509. An Act to amend the Lacey Act Amendments of 1981 to add non-human primates to the definition of prohibited wildlife species; to the Committee on Resources.

S. 2430. An Act to amend the Great Lakes Fish and Wildlife Restoration Act of 1990 to provide for implementation of recommendations of the United States Fish and Wildlife Service contained in the Great Lakes Fishery Resources Restoration Study: to the Committee on Resources.

¶67.23 LEAVE OF ABSENCE

By unanimous consent, leave of absence was granted—

To Mrs. Jo Ann DAVIS of Virginia, for today;

To Mrs. NORTHUP, for today and balance of the week;

To Ms. SLAUGHTER, for today; and

To Mr. TIAHRT, for today.

And then,

¶67.24 ADJOURNMENT

On motion of Mr. KING of Iowa, at 8 p.m., the House adjourned.

¶67.25 REPORTS OF COMMITTEES ON PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XIII, reports of committees were delivered to the Clerk for printing and reference to the proper calendar, as follows:

Mr. LINCOLN DIAZ-BALART of Florida: Committee on Rules. House Resolution 910. Resolution providing for consideration of the bill (H.R. 9) to amend the Voting Rights Act of 1965 (Rept. 109–554). Referred to the House Calendar.

Mr. THOMAS: Committee on Ways and Means. H.R. 5640. A bill to amend part B of title IV of the Social Security Act to reauthorize the safe and stable families program, and for other purposes; with an amendment (Rept. 109–555). Referred to the Committee of the Whole House on the State of the Union.

¶67.26 PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XII, public bills and resolutions were introduced and severally referred, as follows:

By Mr. ALEXANDER:

H.R. 5765. A bill to amend the Internal Revenue Code of 1986 to allow employers a credit against income tax for employing members of the Ready Reserve or National Guard; to the Committee on Ways and Means.

By Mr. TIAHRT (for himself, Mr. TOM DAVIS of Virginia, Mr. PORTER, Ms. GINNY BROWN-WAITE of Florida, Mr. BLUNT, Mr. ENGLISH of Pennsylvania, Mr. DOOLITTLE, Mr. GINGREY, Mrs. JO ANN DAVIS of Virginia, Mr. CASE, Mr. CARTER, Mr. CONAWAY, Mr. MACK, Mr. NORWOOD, Mr. INGLIS of South Carolina, Mr. RYUN of Kansas, Mr. AKIN, Mr. NEUGEBAUER, Mr. OXLEY, and Mr. WILSON of South Carolina):

H.R. 5766. A bill to provide for the establishment of Federal Review Commissions to review and make recommendations on improving the operations, effectiveness, and efficiency of Federal programs and agencies, and to require a schedule for such reviews of all Federal agencies and programs; to the Committee on Government Reform, and in addition to the Committees on Rules, and the Budget, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. KENNEDY of Minnesota (for himself, Mr. DAVIS of Tennessee, Mr. HOSTETTLER, and Mr. DANIEL E. LUNGREN of California):

H.R. 5767. A bill to prohibit a convicted sex offender from obtaining approval of immigration petitions filed by the offender on behalf of family members; to the Committee on the Judiciary.

By Mrs. NAPOLITANO:

H.R. 5768. A bill to amend the Reclamation Wastewater and Groundwater Study and Facilities Act to provide standards and procedures for the review of water reclamation and reuse projects; to the Committee on Resources.

By Mr. MATHESON:

H.R. 5769. A bill to establish wilderness areas, promote conservation, improve public land, and provide for high quality economic development in Washington County, Utah, and for other purposes; to the Committee on Resources.

By Mr. CONYERS (for himself, Mrs. CHRISTENSEN, Mr. DAVIS of Illinois, Mr. JACKSON of Illinois, Ms. JACKSON-LEE of Texas, and Mr. BISHOP of Georgia):

H.R. 5770. A bill to amend the Public Health Service Act to increase the physician manpower in the areas of primary care, psychiatric care, and emergency medicine in federally designated physician shortage areas, and for other purposes; to the Committee on Energy and Commerce.

By Mr. BOSWELL (for himself, Mrs. NAPOLITANO, Mr. EVANS, Mr. MICHAUD, Ms. CORRINE BROWN of Florida, Mr. FILNER, Mr. FORD, Mr. SALAZAR, Ms. HARMAN, Mr. EDWARDS, Mr. ROSS, Mr. HOLDEN, Mr. THOMPSON of California, Mr. TANNER, Mr. MARSHALL, Mr. ETHERIDGE, Mr. MELANCON, Ms. BEAN, Mr. TAYLOR of Mississippi, Mr. BOREN, Mr. BERRY, Mr. MCDERMOTT, Mr. STARK, Mr. CLEAVER, Mr. HOYER, Mr. FRANK of Massachusetts, Mr. OLVER, Mr. LARSON of Connecticut, and Mr. MURTHA):

H.R. 5771. A bill to reduce the incidence of suicide among veterans; to the Committee on Veterans' Affairs.

By Mr. BOUSTANY:

H.R. 5772. A bill to amend title 10, United States Code, to direct the Secretary of Defense to prohibit the unauthorized use of names, images and likenesses of members of the Armed Forces; to the Committee on Armed Services.

By Mr. FOLEY:

H.R. 5773. A bill to require the Attorney General to establish and implement a program to make grants to States for fingerprinting programs for children; to the Committee on the Judiciary.

By Ms. HARRIS (for herself and Mrs. MYRICK):

H.R. 5774. A bill to require the Secretary of Veterans Affairs to publish a strategic plan for long-term care, and for other purposes; to the Committee on Veterans' Affairs.

By Mr. OSBORNE:

H.R. 5775. A bill to amend the Internal Revenue Code of 1986 to provide a credit to certain concentrated animal feeding operations for the cost of complying with environmental protection regulations; to the Committee on Ways and Means.

By Mr. PEARCE:

H.R. 5776. A bill to amend the Help America Vote Act of 2002 to establish standards for the distribution of voter registration application forms, and for other purposes; to the Committee on House Administration.

By Mr. PEARCE:

H.R. 5777. A bill to amend the Help America Vote Act of 2002 to prohibit a State receiving payments under such Act from using the payments for public communications which promote or oppose a candidate for public office or political party; to the Committee on House Administration.

By Mr. RAHALL:

H.R. 5778. A bill to provide further incentives for the commercialization of coal-to-liquid fuel activities; to the Committee on Energy and Commerce, and in addition to the Committees on Science, and Ways and Means, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. UDALL of Colorado:

H.R. 5779. A bill to establish the treatment of actual rental proceeds from leases of land acquired under an Act providing for loans to Indian tribes and tribal corporations; to the Committee on Resources.

By Mr. UDALL of Colorado:

H.R. 5780. A bill to amend the Indian Financing Act of 1974 to provide for sale and assignment of loans and underlying security, and for other purposes; to the Committee on Resources.

By Mr. YOUNG of Alaska:

H.R. 5781. A bill to grant rights-of-way for electric transmission lines over certain Native allotments in the State of Alaska; to the Committee on Resources.

By Mr. PAUL:

H. Con. Res. 445. Concurrent resolution commending the National Aeronautics and Space Administration on the completion of the Space Shuttle Discovery's mission; to the Committee on Science.

By Mr. CROWLEY (for himself and Mr. WILSON of South Carolina):

H. Res. 911. A resolution expressing sympathy for the people of India in the aftermath of the deadly terrorist attacks in Mumbai on July 11, 2006; to the Committee on International Relations.

By Mrs. BIGGERT (for herself and Mr. KANJORSKI):

H. Res. 912. A resolution supporting the goals and ideals of National Life Insurance Awareness Month; to the Committee on Government Reform.

By Mr. HASTINGS of Florida:

H. Res. 913. A resolution expressing the condolences of the House of Representatives to the victims, their families and friends, and the people of India for the loss suffered during the terrorist attacks in Mumbai, India, on July 11, 2006; to the Committee on International Relations.

¶67.27 ADDITIONAL SPONSORS

Under clause 7 of rule XII, sponsors were added to public bills and resolutions as follows:

H.R. 97: Mrs. EMERSON.
H.R. 347: Mr. INGLIS of South Carolina.
H.R. 503: Mr. ROGERS of Kentucky.
H.R. 550: Mr. JEFFERSON and Mr. SIMMONS.
H.R. 772: Mr. RAMSTAD, Mr. JONES of North Carolina, and Ms. CORRINE BROWN of Florida.
H.R. 822: Mr. KENNEDY of Rhode Island.
H.R. 830: Mr. CAPUANO and Mr. AL GREEN of Texas.
H.R. 1020: Mr. UPTON.
H.R. 1059: Mr. CUMMINGS and Mr. WYNN.
H.R. 1249: Mr. PASCRELL and Mr. FERGUSON.
H.R. 1369: Mr. GONZALEZ.
H.R. 1447: Mr. DAVIS of Alabama.
H.R. 1548: Mr. MCINTYRE.
H.R. 1578: Mr. LARSON of Connecticut.
H.R. 1806: Mr. ISRAEL.
H.R. 1951: Mr. SHUSTER and Mr. PICKERING.
H.R. 2239: Mr. MILLER of Florida.
H.R. 2429: Mr. SHAYS.
H.R. 2568: Mr. MOORE of Kansas.
H.R. 2569: Mr. BAIRD.
H.R. 2736: Mr. GORDON.
H.R. 2758: Mr. FRANK of Massachusetts and Mr. FILNER.
H.R. 3049: Mr. PETRI.
H.R. 3055: Ms. JACKSON-LEE of Texas and Mr. PAYNE.
H.R. 3063: Mr. BROWN of Ohio.
H.R. 3082: Mr. MICHAUD.
H.R. 3502: Mr. MCDERMOTT.
H.R. 3715: Mr. FRANK of Massachusetts.
H.R. 3882: Mr. SANDERS.
H.R. 4033: Mr. JACKSON of Illinois, Mr. DOOLITTLE, Mr. BERRY, and Mr. ADERHOLT.
H.R. 4059: Mr. PICKERING.
H.R. 4215: Mr. GRIJALVA.
H.R. 4217: Mr. DAVIS of Tennessee and Ms. BEAN.
H.R. 4264: Mr. NEY and Ms. BORDALLO.
H.R. 4542: Mr. BRADLEY of New Hampshire.
H.R. 4562: Mr. CARNAHAN, Mr. CANNON, Mr. PLATTS, Mr. PRICE of North Carolina, Mrs. SCHMIDT, Mr. BARROW, Mr. WILSON of South Carolina, Mr. NEY, Mr. HOYER, and Mr. SHUSTER.
H.R. 4597: Mr. PETERSON of Minnesota.
H.R. 4751: Mr. HOEKSTRA.

H.R. 4772: Mr. HOLDEN.
H.R. 4823: Mr. LIPINSKI, Ms. KAPTUR, Mr. LEACH, Mr. DINGELL, and Mr. SHIMKUS.
H.R. 4873: Mr. OBERSTAR.
H.R. 4949: Mr. GOODLATTE.
H.R. 4993: Mr. HINOJOSA and Mrs. DAVIS of California.
H.R. 5005: Mr. GREEN of Wisconsin.
H.R. 5013: Mr. REHBERG and Mr. HAYWORTH.
H.R. 5018: Mr. MELANCON.
H.R. 5022: Mr. DICKS, Mr. TIERNEY, Mr. SCHWARZ of Michigan, Mr. CUMMINGS, Mr. INGLIS of South Carolina, Mr. FRANK of Massachusetts, Mr. LEWIS of Georgia, Mr. SAXTON, Mr. HALL, and Mr. DELAHUNT.
H.R. 5023: Ms. BALDWIN.
H.R. 5024: Mr. HINOJOSA.
H.R. 5139: Mr. GEORGE MILLER of California.
H.R. 5140: Mr. GEORGE MILLER of California.
H.R. 5159: Mrs. DRAKE.
H.R. 5202: Ms. HERSETH.
H.R. 5230: Mrs. BLACKBURN and Mr. JINDAL.
H.R. 5249: Mrs. SCHMIDT, Mr. BOUSTANY, and Mr. MCGOVERN.
H.R. 5265: Mr. WU.
H.R. 5278: Mr. ANDREWS.
H.R. 5291: Mr. TIBERI.
H.R. 5339: Mr. OWENS and Mr. BRADY of Pennsylvania.
H.R. 5348: Mr. VAN HOLLEN, Mr. WYNN, Mr. UDALL of Colorado, and Mr. MEEHAN.
H.R. 5382: Mr. LINCOLN DIAZ-BALART of Florida.
H.R. 5424: Mr. NUNES.
H.R. 5468: Ms. SLAUGHTER, Mr. SERRANO, and Mr. BISHOP of New York.
H.R. 5479: Mr. MCINTYRE, Mr. OTTER, and Mr. BOOZMAN.
H.R. 5482: Ms. WATERS and Mr. LANTOS.
H.R. 5484: Mr. CAMPBELL of California and Mr. GORDON.
H.R. 5499: Mr. BOEHLERT, Mr. BRADLEY of New Hampshire, and Mr. FOLEY.
H.R. 5536: Mr. LARSEN of Washington.
H.R. 5562: Mr. KING of New York.
H.R. 5583: Mr. BOSWELL, Mr. CARDOZA, Mr. DAVIS of Tennessee, Mr. ENGEL, Mr. ETHERIDGE, Ms. HERSETH, Mr. HIGGINS, Mr. JACKSON of Illinois, Mr. MARSHALL, Mr. BROWN of Ohio, and Mr. SALAZAR.
H.R. 5598: Mr. MCDERMOTT.
H.R. 5624: Ms. JACKSON-LEE of Texas.
H.R. 5657: Mr. JEFFERSON.
H.R. 5669: Mr. BISHOP of Georgia, Mr. RANGEL, Ms. HART, Mr. ENGLISH of Pennsylvania, and Mr. CLEAVER.
H.R. 5671: Mr. STRICKLAND.
H.R. 5674: Ms. MOORE of Wisconsin.
H.R. 5682: Mr. HALL, Mr. SMITH of Texas, and Mr. NEUGEBAUER.
H.R. 5704: Mr. KIND, Ms. SLAUGHTER, and Ms. BALDWIN.
H.R. 5733: Mr. FOSSELLA, Mr. BERMAN, Mr. BISHOP of Georgia, Mr. BISHOP of New York, and Mr. OWENS.
H.R. 5740: Mr. DENT and Mr. KUHL of New York.
H.R. 5758: Mr. BISHOP of Georgia.
H.J. Res. 88: Mr. KINGSTON.
H.J. Res. 90: Ms. EDDIE BERNICE JOHNSON of Texas, Mr. BRADY of Pennsylvania, and Mr. WU.
H. Con. Res. 346: Mr. HERGER.
H. Con. Res. 416: Mr. SERRANO, Ms. BORDALLO, Mr. MORAN of Virginia, Ms. JACKSON-LEE of Texas, Mr. ENGLISH of Pennsylvania, Mr. CROWLEY, Mr. MCGOVERN, and Mr. ISRAEL.
H. Con. Res. 434: Mr. VAN HOLLEN, Mr. SAXTON, Mr. PAYNE, Mr. BISHOP of New York, and Ms. WOOLSEY.
H. Res. 295: Mr. KUCINICH, Mr. CASTLE, Mr. PAYNE, Mr. BOOZMAN, Mr. ETHERIDGE, and Mr. MCGOVERN.
H. Res. 490: Mr. CUMMINGS, Mr. CONYERS, and Mr. MEEKS of New York.
H. Res. 533: Mr. PRICE of Georgia, Mr. ADERHOLT, Mr. WESTMORELAND, Mr. CAMPBELL of California, Mrs. DRAKE, Mr. KIRK, Mr. MCHENRY, Mr. FORBES, Mr. CONAWAY, Mr. DAVIS of Kentucky, Mr. DEAL of Georgia, Mr. FEENEY, Mr. MILLER of Florida, Mr. WILSON of South Carolina, Mr. MACK, Mr. MANZULLO, Mr. TERRY, Mr. MEEK of Florida, Mr. HALL, Mr. SIMPSON, Mrs. WILSON of New Mexico, Mr. MCCAUL of Texas, Mr. CARTER, Mr. ROGERS of Michigan, Mr. MURPHY, Mr. KING of Iowa, and Mr. DICKS.
H. Res. 605: Mr. LAHOOD, Mr. BUYER, Mr. WALDEN of Oregon, Mr. SHIMKUS, Mr. NORWOOD, Mr. BASS, Mr. STEARNS, Mr. UPTON, Mrs. MYRICK, Mr. PITTS, Mr. HALL, Mr. TERRY, Mr. SULLIVAN, Mr. MURPHY, Mr. SHADEGG, Mrs. BONO, Mr. BARTON of Texas, Mrs. BLACKBURN, Mr. RADANOVICH, and Mr. ENGEL.
H. Res. 848: Mr. BURTON of Indiana and Mr. WAXMAN.
H. Res. 852: Mr. GOODE.
H. Res. 863: Mr. RANGEL and Mr. OWENS.
H. Res. 903: Mr. ENGLISH of Pennsylvania, Mr. COSTA, Mr. GOHMERT, and Mr. MILLER of Florida.

THURSDAY, JULY 13, 2006 (68)

The House was called to order by the SPEAKER.

¶68.1 APPROVAL OF THE JOURNAL

The SPEAKER announced he had examined and approved the Journal of the proceedings of Wednesday, July 12, 2006.

Pursuant to clause 1, rule I, the Journal was approved.

¶68.2 COMMUNICATIONS

Executive and other communications, pursuant to clause 8, rule XII, were referred as follows:

8536. A letter from the Executive Director, Commodity Futures Trading Commission, transmitting the Commission's final rule — In the Matter of the New York Mercantile Exchange, Inc. Petition to Extend Interpretation Pursuant to Section 1a(12)(C) of the Commodity Exchange Act — received July 01, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

8537. A letter from the Executive Director, Commodity Futures Trading Commission, transmitting the Commission's final rule — Foreign Futures and Options Transactions — received July 10, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

8538. A letter from the Executive Director, Commodity Futures Trading Commission, transmitting the Commission's final rule — Commodity Pool Operator Electronic Filing of Annual Reports (RIN: 3038-AC25) received July 10, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

8539. A letter from the Administrator, AMS, Department of Agriculture, transmitting the Department's final rule — Sweet Cherries Grown in Designated Counties in Washington; Decreased Assessment Rate [Docket No. FV06-923-2 IFR] received June 22, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

8540. A letter from the Administrator, AMS, Department of Agriculture, transmitting the Department's final rule — Amendment to the Peanut Promotion, Research, and Information Order [Docket No. FV-05-701-FR] received June 22, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

8541. A letter from the Director, Regulatory Review Group, Commodity Credit Corporation, Department of Agriculture, transmitting the Department's final rule — Standards for Approval of Warehouses for Storage of CCC Commodities (RIN: 0560-AE50) received July 6, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

8542. A letter from the Acting Assistant Secretary for Vocational and Adult Education, Department of Education, transmitting the Department's final rule — Notice of Waivers for the Native American Vocational Technical Education Program (NAVTEP) and the Tribally Controlled Postsecondary Vocational and Technical Institutions Program (TCPVTIP) and Funding of Continuation Grants — received July 6, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Education and the Workforce.

8543. A letter from the Acting Executive Director, Pension Benefit Guaranty Corporation, transmitting the Corporation's final rule — Benefits Payable in Terminated Single-Employer Plans; Allocation of Assets in Single-Employer Plans; Interest Assumptions for Valuing and Paying Benefits — received July 6, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Education and the Workforce.

8544. A letter from the Acting Executive Director, Pension Benefit Guaranty Corporation, transmitting the Corporation's final rule — Liability Pursuant to Section 4062(e) of ERISA (RIN: 1212-AB03) received July 6, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Education and the Workforce.

8545. A letter from the Acting Executive Director, Pension Benefit Guaranty Corporation, transmitting the Corporation's final rule — Electronic Premium Filing (RIN: 1212-AB02) received July 6, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Education and the Workforce.

8546. A letter from the General Counsel, Federal Energy Regulatory Commission, transmitting the Commission's final rule — Rate Regulation of Certain Natural Gas Storage Facilities [Docket Nos. RM05-23-000 and AD04-11-000] received July 6, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

8547. A letter from the Deputy Assistant Secretary for Export Administration, Department of Commerce, transmitting the Department's final rule — Revised Appeal Procedure for Persons Designated as Related Persons to Denial Orders [Docket No. 060320077-6077-01] (RIN: 0694-AD60) received May 9, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on International Relations.

8548. A letter from the Deputy Assistant Secretary for Export Administration, Department of Commerce, transmitting the Department's final rule — Authorization to Appoint Any Commerce Department Employee to be Appeals Coordinator in Certain Administrative Appeals [Docket No. 060602146-6146-01] (RIN: 0694-AD78) received June 13, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on International Relations.

8549. A letter from the Director, Office of Congressional Affairs, Nuclear Regulatory Commission, transmitting the Commission's final rule — Implementation of the Nuclear Export and Import Provisions of the Energy Policy Act of 2005 (RIN: 3150-AH88) received April 25, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on International Relations.

8550. A letter from the Director, Office of Personnel Management, transmitting the Office's final rule — Training Reporting Requirements (RIN: 3206-AK46) received June 13, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Government Reform.

8551. A letter from the Acting Assistant Secretary, Lands and Minerals Management, Department of the Interior, transmitting the Department's final rule — Leasing in Special

Tar Sand Areas [WO-310-1310-PP-241A] (RIN: 1004-AD76) received June 22, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Resources.

8552. A letter from the Acting Assistant Secretary of the Interior, Department of the Interior, transmitting the Department's final rule — Preparation for Sale [WO-270-1820-00-24 1A] (RIN: 1004-AD70) received July 10, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Resources.

8553. A letter from the Director, Executive Secretariat, Department of the Interior, transmitting the Department's final rule — Making Motion Pictures, Television Productions, or Soundtracks on Certain Areas Under the Jurisdiction of the Department of the Interior (RIN: 1093-AA10) received May 3, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Resources.

8554. A letter from the Director, Fish and Wildlife Service, Department of the Interior, transmitting the Department's final rule — Endangered and Threatened Wildlife and Plants; Delisting of Agave arizonica (Arizona agave) from the Federal List of Endangered and Threatened Wildlife and Plants (RIN: 1018-AI79) received June 20, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Resources.

8555. A letter from the Acting Assistant Secretary, Department of the Interior, transmitting the Department's final rule — Refuge-Specific Public Use Regulations for Kodiak National Wildlife Refuge (RIN: 1018-AU08) received June 7, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Resources.

8556. A letter from the Administrator, Office of Foreign Labor Certification, Department of Labor, transmitting the Department's final rule — Labor Condition Applications and Requirements for Employers Using Nonimmigrants on H-1B Visas in Speciality Occupations and as Fashion Models; Labor Attestations Regarding H-1B1 Visas (RIN: 1205-AB38) received July 6, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on the Judiciary.

8557. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Anti-drug and Alcohol Misuse Prevention Programs for Personnel Engaged in Specified Aviation Activities [Docket No. FAA-2002-11301; Amendment No. 121-324] received July 1, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

8558. A letter from the Regulations Coordinator, Department of Health and Human Services, transmitting the Department's final rule — Child Support Enforcement Program; Reasonable Quantitative Standard for Review and Adjustment of Child Support Orders (RIN: 0970-AC19) received June 22, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

8559. A letter from the Chief, Publications and Regulations Branch, Internal Revenue Service, transmitting the Service's final rule — Bonus Depreciation Extension in Areas Affected by Hurricanes Katrina, Rita, and Wilma (Announcement 2006-29) received July 10, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

8560. A letter from the Chief, Publications and Regulations Branch, Internal Revenue Service, transmitting the Service's final rule — Last-in, First-out Inventories (Rev. Rul. 2006-23) received July 10, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

8561. A letter from the Regulations Officer, Social Security Administrative, transmitting the Administration's final rule — Federal Old-Age, Survivors, and Disability Insurance and Supplemental Security Income; Collection of Overdue Program and Administrative Debts Using Federal Salary Offset (RIN: 0960-AE89) received July 6, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

¶68.3 PROVIDING FOR CONSIDERATION OF H.R. 9

Mr. Lincoln DIAZ-BALART of Florida, by direction of the Committee on Rules, called up the following resolution (H. Res. 910):

Resolved, That at any time after the adoption of this resolution the Speaker may, pursuant to clause 2(b) of rule XVIII, declare the House resolved into the Committee of the Whole House on the state of the Union for consideration of the bill (H.R. 9) to amend the Voting Rights Act of 1965. The first reading of the bill shall be dispensed with. All points of order against consideration of the bill are waived. General debate shall be confined to the bill and shall not exceed 90 minutes equally divided and controlled by the Majority Leader and the Minority Leader or their designees. After general debate the bill shall be considered for amendment under the five-minute rule. It shall be in order to consider as an original bill for the purpose of amendment under the five-minute rule the amendment in the nature of a substitute recommended by the Committee on the Judiciary now printed in the bill. The committee amendment in the nature of a substitute shall be considered as read. Notwithstanding clause 11 of rule XVIII, no amendment to the committee amendment in the nature of a substitute shall be in order except those printed in the report of the Committee on Rules accompanying this resolution. Each such amendment may be offered only in the order printed in the report, may be offered only by a Member designated in the report, shall be considered as read, shall be debatable for the time specified in the report equally divided and controlled by the proponent and an opponent, shall not be subject to amendment, and shall not be subject to a demand for division of the question in the House or in the Committee of the Whole. All points of order against such amendments are waived. At the conclusion of consideration of the bill for amendment the Committee shall rise and report the bill to the House with such amendments as may have been adopted. Any Member may demand a separate vote in the House on any amendment adopted in the Committee of the Whole to the bill or to the committee amendment in the nature of a substitute. The previous question shall be considered as ordered on the bill and amendments thereto to final passage without intervening motion except one motion to recommit with or without instructions

When said resolution was considered. After debate,

On motion of Mr. Lincoln DIAZ-BALART of Florida, the previous question was ordered on the resolution to its adoption or rejection and, under the operation thereof, the resolution was agreed to.

A motion to reconsider the vote whereby said resolution was agreed to was, by unanimous consent, laid on the table.

¶68.4 MESSAGE FROM THE SENATE

A message from the Senate by Ms. Curtis, one of its clerks, announced that the Senate has passed without amendment a bill of the House of the following title:

H.R. 2872. An Act to require the Secretary of the Treasury to mint coins in commemoration of Louis Braille.

The message also announced that the Senate has passed concurrent resolutions of the following titles in which concurrence of the House is requested:

S. Con. Res. 96. A concurrent resolution to commemorate, celebrate, and reaffirm the national motto of the United States on the 50th anniversary of its formal adoption.

S. Con. Res. 108. A concurrent resolution authorizing the printing of a revised edition of a pocket version of the United States Constitution, and other publications.

¶68.5 FANNIE LOU HAMER, ROSA PARKS, AND CORETTA SCOTT KING VOTING RIGHTS

The SPEAKER pro tempore, Mr. Lincoln DIAZ-BALART of Florida, pursuant to House Resolution 910 and rule XVIII, declared the House resolved into the Committee of the Whole House on the state of the Union for the consideration of the bill (H.R. 9) to amend the Voting Rights Act of 1965.

The SPEAKER pro tempore, Mr. Lincoln DIAZ-BALART of Florida, by unanimous consent, designated Mr. LAHOOD as Chairman of the Committee of the Whole; and after some time spent therein,

¶68.6 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment numbered 1, printed in House Report 109-554, submitted by Mr. NORWOOD:

Page 11, strike lines 1 through 3.

Page 11, line 4, strike ''(2)'' and insert ''(1)''.

Page 11, line 7, strike ''(3)'' and insert ''(2)''.

Add at the end the following:

SEC. 10. CRITERIA FOR INCLUSION FOR PRECLEARANCE AND OTHER PROVISIONS OF TITLE I.

The Voting Rights Act of 1965 (42 U.S.C. 1973 et seq.) is amended—

(1) in the first sentence of section 4(a)(1), by striking ''the first two sentences of'';

(2) by striking the second sentence of section 4(a)(1);

(3) in section 4(a), by striking ''or (in the case of a State or subdivision seeking a declaratory judgment under the second sentence of this subsection)'' each place it appears;

(4) so that subsection (b) of section 4 reads as follows:

''(b)(1) Subsection (a) applies in any State or subdivision of a State that the Attorney General determines maintains a test or device, or with respect to which the Director of the Census determines that less than 50 percent of the citizens of voting age residing therein were registered on November 1 of a critical year, or that less than 50 percent of those citizens voted in the presidential election of that critical year. The critical years for the purposes of this Act are the 3 years in which the last preceding presidential elections took place.

''(2) A determination under paragraph (1) is not reviewable in any court and shall take effect upon publication in the Federal Register.'';

(5) in section 4(f)(4), by striking ''the second sentence of section 4(a)'' and inserting ''subsection (a)''; and

(6) in section 5, by striking ''Whenever a State or political'' and all that follows through ''1972'' and inserting ''Whenever a State or political subdivision with respect to which the prohibitions set forth in section

4(a) based on a determination made under section 4(b) enacts or seeks to administer any voting qualification or prerequisite to voting, or standard, practice, or procedure with respect to voting different from that in force or effect on the day before that determination was made''.

It was decided in the negative { Yeas ..... 96 / Nays 318

¶68.7 [Roll No. 370]

AYES—96

Aderholt
Akin
Alexander
Baker
Barrett (SC)
Bartlett (MD)
Barton (TX)
Bass
Bishop (UT)
Blunt
Bonilla
Bonner
Bradley (NH)
Brady (TX)
Brown (SC)
Brown-Waite, Ginny
Burton (IN)
Campbell (CA)
Cantor
Coble
Cole (OK)
Conaway
Crenshaw
Culberson
Deal (GA)
Doolittle
Duncan
Everett
Flake
Fortenberry
Foxx
Franks (AZ)
Garrett (NJ)
Gingrey
Gohmert
Goode
Goodlatte
Granger
Gutknecht
Hall
Hastings (WA)
Hayworth
Hefley
Hensarling
Hoekstra
Hostettler
Hyde
Istook
Jenkins
Jindal
Johnson, Sam
Jones (NC)
Keller
King (IA)
Kingston
Kline
Kolbe
Linder
Lucas
Mack
Manzullo
Marchant
McCaul (TX)
McHenry
McKeon
Miller, Gary
Musgrave
Myrick
Neugebauer
Norwood
Paul
Pickering
Pitts
Poe
Price (GA)
Putnam
Radanovich
Rohrabacher
Royce
Ryun (KS)
Shadegg
Shimkus
Shuster
Smith (TX)
Stearns
Tancredo
Taylor (MS)
Taylor (NC)
Thornberry
Wamp
Weldon (FL)
Weller
Westmoreland
Whitfield
Wicker
Wilson (SC)

NOES—318

Abercrombie
Ackerman
Allen
Andrews
Baca
Bachus
Baird
Baldwin
Barrow
Bean
Beauprez
Becerra
Berkley
Berman
Berry
Biggert
Bilbray
Bilirakis
Bishop (GA)
Bishop (NY)
Blackburn
Blumenauer
Boehlert
Boehner
Bono
Boozman
Boren
Boswell
Boucher
Boustany
Boyd
Brady (PA)
Brown (OH)
Brown, Corrine
Burgess
Butterfield
Buyer
Calvert
Camp (MI)
Cannon
Capito
Capps
Capuano
Cardin
Cardoza
Carnahan
Carter
Case
Castle
Chabot
Chandler
Chocola
Clay
Cleaver
Clyburn
Conyers
Cooper
Costa
Costello
Cramer
Crowley
Cubin
Cuellar
Cummings
Davis (AL)
Davis (CA)
Davis (FL)
Davis (IL)
Davis (KY)
Davis (TN)
Davis, Tom
DeFazio
DeGette
Delahunt
DeLauro
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Dicks
Dingell
Doyle
Drake
Dreier
Edwards
Ehlers
Emanuel
Emerson
Engel
English (PA)
Eshoo
Etheridge
Farr
Fattah
Feeney
Ferguson
Filner
Fitzpatrick (PA)
Foley
Forbes
Ford
Fossella
Frank (MA)
Frelinghuysen
Gallegly
Gerlach
Gibbons
Gilchrest
Gillmor
Gonzalez
Gordon
Green (WI)
Green, Al
Green, Gene
Grijalva
Gutierrez
Harman
Hart
Hastings (FL)
Hayes
Herger
Herseth
Higgins
Hinchey
Hinojosa
Hobson
Holden
Holt
Honda
Hooley
Hoyer
Hulshof
Inglis (SC)
Inslee
Israel
Issa
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Johnson (CT)
Johnson (IL)
Johnson, E. B.
Jones (OH)
Kanjorski
Kaptur
Kelly
Kennedy (MN)
Kennedy (RI)
Kildee
Kilpatrick (MI)
Kind
King (NY)
Kirk
Knollenberg
Kucinich
Kuhl (NY)
LaHood
Langevin
Lantos
Larsen (WA)
Larson (CT)
Latham
LaTourette
Leach
Lee
Levin
Lewis (CA)
Lewis (GA)
Lewis (KY)
Lipinski
LoBiondo
Lofgren, Zoe
Lowey
Lungren, Daniel E.
Lynch
Maloney
Markey
Marshall
Matheson
Matsui
McCarthy
McCollum (MN)
McCotter
McCrery
McDermott
McGovern
McHugh
McIntyre
Meehan
Meek (FL)
Meeks (NY)
Melancon
Mica
Michaud
Millender-McDonald
Miller (FL)
Miller (MI)
Miller (NC)
Miller, George
Mollohan
Moore (KS)
Moore (WI)
Moran (KS)
Moran (VA)
Murphy
Murtha
Nadler
Napolitano
Neal (MA)
Ney
Nussle
Oberstar
Obey
Olver
Ortiz
Osborne
Otter
Owens
Oxley
Pallone
Pascrell
Pastor
Payne
Pearce
Pelosi
Peterson (MN)
Peterson (PA)
Petri
Platts
Pombo
Pomeroy
Porter
Price (NC)
Pryce (OH)
Rahall
Ramstad
Rangel
Regula
Rehberg
Reichert
Renzi
Reyes
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Ros-Lehtinen
Ross
Rothman
Roybal-Allard
Ruppersberger
Rush
Ryan (WI)
Sabo
Salazar
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Saxton
Schakowsky
Schiff
Schmidt
Schwartz (PA)
Schwarz (MI)
Scott (GA)
Scott (VA)
Sensenbrenner
Serrano
Shaw
Shays
Sherman
Sherwood
Simmons
Simpson
Skelton
Smith (NJ)
Smith (WA)
Snyder
Sodrel
Solis
Souder
Spratt
Stark
Strickland
Stupak
Sweeney
Tanner
Tauscher
Terry
Thomas
Thompson (CA)
Thompson (MS)
Tiberi
Tierney
Towns
Turner
Udall (CO)
Udall (NM)
Upton
Van Hollen
Velázquez
Visclosky
Walden (OR)
Walsh
Wasserman Schultz
Waters
Watson
Watt
Waxman
Weiner
Weldon (PA)
Wexler
Wilson (NM)
Wolf
Woolsey
Wu
Wynn
Young (AK)
Young (FL)

NOT VOTING—18

Carson
Davis, Jo Ann
Doggett
Evans
Graves
Harris
Hunter
McKinney
McMorris
McNulty
Northup
Nunes
Pence
Ryan (OH)
Sessions
Slaughter
Sullivan
Tiahrt

So the amendment was not agreed to.

¶68.8 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment numbered 2, printed in House Report 109-554, submitted by Mr. GOHMERT:

Strike section 4 and insert the following:

SEC. 4. EXTENSION OF TITLES I AND II.

Section 4(a) of the Voting Rights Act of 1965 (42 U.S.C. 1973b(a)) is amended—

(1) in paragraph (7), by striking ''at the end'' and all that follows through ''1982'' and inserting ''before August 6, 2016''; and

(2) in paragraph (8), by striking ''at the end'' and all that follows through ''1982'' and inserting ''on August 6, 2016''.

In section 7, strike ''2032'' and insert ''2016''.

It was decided in the negative { Yeas ..... 134 / Nays 288

¶68.9 [Roll No. 371]

AYES—134

Aderholt
Akin
Alexander
Bachus
Baker
Barrett (SC)
Bartlett (MD)
Barton (TX)
Bass
Beauprez
Bilirakis
Bishop (UT)
Blackburn
Blunt
Boehner
Bonilla
Bonner
Boozman
Bradley (NH)
Brady (TX)
Brown (SC)
Brown-Waite, Ginny
Burgess
Burton (IN)
Calvert
Campbell (CA)
Cantor
Carter
Chocola
Coble
Cole (OK)
Conaway
Crenshaw
Cubin
Culberson
Deal (GA)
Doolittle
Duncan
Ehlers
Everett
Feeney
Flake
Fortenberry
Foxx
Franks (AZ)
Garrett (NJ)
Gibbons
Gillmor
Gingrey
Gohmert
Goode
Goodlatte
Granger
Gutknecht
Hall
Hart
Hastings (WA)
Hayworth
Hefley
Hensarling
Herger
Hoekstra
Hostettler
Istook
Jenkins
Jindal
Johnson, Sam
Jones (NC)
Keller
King (IA)
Kingston
Kline
Kolbe
Lewis (KY)
Linder
Lucas
Lungren, Daniel E.
Mack
Manzullo
Marchant
Marshall
McCaul (TX)
McHenry
McKeon
McMorris
Mica
Miller (FL)
Miller, Gary
Murphy
Musgrave
Myrick
Neugebauer
Norwood
Otter
Oxley
Paul
Pearce
Pence
Peterson (PA)
Pickering
Pitts
Poe
Price (GA)
Putnam
Radanovich
Rehberg
Rogers (AL)
Rogers (KY)
Rohrabacher
Royce
Ryun (KS)
Shadegg
Shaw
Sherwood
Shimkus
Shuster
Simpson
Smith (TX)
Sodrel
Souder
Stearns
Sullivan
Tancredo
Taylor (MS)
Taylor (NC)
Thornberry
Wamp
Weldon (FL)
Westmoreland
Whitfield
Wicker
Wilson (SC)
Young (AK)
Young (FL)

NOES—288

Abercrombie
Ackerman
Allen
Andrews
Baca
Baird
Baldwin
Barrow
Bean
Becerra
Berkley
Berman
Berry
Biggert
Bilbray
Bishop (GA)
Bishop (NY)
Blumenauer
Boehlert
Bono
Boren
Boswell
Boucher
Boustany
Boyd
Brady (PA)
Brown (OH)
Brown, Corrine
Butterfield
Buyer
Camp (MI)
Cannon
Capito
Capps
Capuano
Cardin
Cardoza
Carnahan
Case
Castle
Chabot
Chandler
Clay
Cleaver
Clyburn
Conyers
Cooper
Costa
Costello
Cramer
Crowley
Cuellar
Cummings
Davis (AL)
Davis (CA)
Davis (FL)
Davis (IL)
Davis (KY)
Davis (TN)
Davis, Tom
DeFazio
DeGette
Delahunt
DeLauro
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Dicks
Dingell
Doggett
Doyle
Drake
Dreier
Edwards
Emanuel
Emerson
Engel
English (PA)
Eshoo
Etheridge
Farr
Fattah
Ferguson
Filner
Fitzpatrick (PA)
Foley
Forbes
Ford
Fossella
Frank (MA)
Frelinghuysen
Gallegly
Gerlach
Gilchrest
Gonzalez
Gordon
Green (WI)
Green, Al
Green, Gene
Grijalva
Gutierrez
Harman
Harris
Hastings (FL)
Hayes
Herseth
Higgins
Hinchey
Hinojosa
Hobson
Holden
Holt
Honda
Hooley
Hoyer
Hulshof
Hyde
Inglis (SC)
Inslee
Israel
Issa
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Johnson (CT)
Johnson (IL)
Johnson, E. B.
Jones (OH)
Kanjorski
Kaptur
Kelly
Kennedy (MN)
Kennedy (RI)
Kildee
Kilpatrick (MI)
Kind
King (NY)
Kirk
Knollenberg
Kucinich
Kuhl (NY)
LaHood
Langevin
Lantos
Larsen (WA)
Larson (CT)
Latham
LaTourette
Leach
Lee
Levin
Lewis (CA)
Lewis (GA)
Lipinski
LoBiondo
Lofgren, Zoe
Lowey
Lynch
Maloney
Markey
Matheson

Matsui
McCarthy
McCollum (MN)
McCotter
McCrery
McDermott
McGovern
McHugh
McIntyre
McKinney
Meehan
Meek (FL)
Meeks (NY)
Melancon
Michaud
Millender-McDonald
Miller (MI)
Miller (NC)
Miller, George
Mollohan
Moore (KS)
Moore (WI)
Moran (KS)
Moran (VA)
Murtha
Nadler
Napolitano
Neal (MA)
Ney
Nunes
Nussle
Oberstar
Obey
Olver
Ortiz
Osborne
Owens
Pallone
Pascrell
Pastor
Payne
Pelosi
Peterson (MN)
Petri
Platts
Pombo
Pomeroy
Porter
Price (NC)
Pryce (OH)
Rahall
Ramstad
Rangel
Regula
Reichert
Renzi
Reyes
Reynolds
Rogers (MI)
Ros-Lehtinen
Ross
Rothman
Roybal-Allard
Ruppersberger
Rush
Ryan (OH)
Ryan (WI)
Sabo
Salazar
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Saxton
Schakowsky
Schiff
Schmidt
Schwartz (PA)
Schwarz (MI)
Scott (GA)
Scott (VA)
Sensenbrenner
Serrano
Shays
Sherman
Simmons
Skelton
Smith (NJ)
Smith (WA)
Snyder
Solis
Spratt
Stark
Strickland
Stupak
Sweeney
Tanner
Tauscher
Terry
Thomas
Thompson (CA)
Thompson (MS)
Tiberi
Tierney
Towns
Turner
Udall (CO)
Udall (NM)
Upton
Van Hollen
Velázquez
Visclosky
Walden (OR)
Walsh
Wasserman Schultz
Waters
Watson
Watt
Waxman
Weiner
Weldon (PA)
Weller
Wexler
Wilson (NM)
Wolf
Woolsey
Wu
Wynn

NOT VOTING—10

Carson
Davis, Jo Ann
Evans
Graves
Hunter
McNulty
Northup
Sessions
Slaughter
Tiahrt

So the amendment was not agreed to.

¶68.10 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment numbered 3, printed in House Report 109-554, submitted by Mr. KING of Iowa:

Strike sections 7 and 8.

It was decided in the negative ..... { Yeas ..... 185 / Nays 238

¶68.11 [Roll No. 372]

AYES—185

Aderholt
Akin
Alexander
Bachus
Baker
Barrett (SC)
Barrow
Bartlett (MD)
Barton (TX)
Bass
Beauprez
Bilbray
Bilirakis
Bishop (UT)
Blackburn
Blunt
Bonilla
Bonner
Boozman
Boustany
Bradley (NH)
Brady (TX)
Brown (SC)
Brown-Waite, Ginny
Burgess
Burton (IN)
Buyer
Calvert
Camp (MI)
Campbell (CA)
Cantor
Capito
Carter
Chocola
Coble
Cole (OK)
Conaway
Crenshaw
Cubin
Culberson
Davis (KY)
Deal (GA)
Doolittle
Drake
Dreier
Duncan
Emerson
Everett
Feeney
Forbes
Fortenberry
Fossella
Foxx
Franks (AZ)
Gallegly
Garrett (NJ)
Gibbons
Gillmor
Gingrey
Gohmert
Goode
Goodlatte
Granger
Gutknecht
Hall
Harris
Hart
Hastings (WA)
Hayes
Hayworth
Hefley
Hensarling
Herger
Hobson
Hoekstra
Holden
Hostettler
Hulshof
Hunter
Hyde
Inglis (SC)
Issa
Istook
Jenkins
Jindal
Johnson (CT)
Johnson (IL)
Johnson, Sam
Jones (NC)
Keller
Kelly
Kennedy (MN)
King (IA)
King (NY)
Kingston
Kline
Knollenberg
Kuhl (NY)
LaHood
Latham
LaTourette
Lewis (KY)
Linder
Lucas
Lungren, Daniel E.
Mack
Manzullo
Marchant
McCaul (TX)
McCotter
McCrery
McHenry
McHugh
McKeon
McMorris
Mica
Miller (FL)
Miller (MI)
Miller, Gary
Moran (KS)
Murphy
Musgrave
Myrick
Neugebauer
Ney
Norwood
Nunes
Nussle
Otter
Oxley
Paul
Peterson (MN)
Peterson (PA)
Petri
Pickering
Pitts
Platts
Poe
Pombo
Porter
Price (GA)
Pryce (OH)
Putnam
Radanovich
Regula
Rehberg
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Royce
Ryan (WI)
Ryun (KS)
Schmidt
Sherwood
Shimkus
Shuster
Simpson
Smith (TX)
Sodrel
Souder
Stearns
Sullivan
Sweeney
Tancredo
Taylor (MS)
Taylor (NC)
Terry
Thomas
Thornberry
Tiberi
Turner
Upton
Walden (OR)
Wamp
Weldon (FL)
Weldon (PA)
Weller
Westmoreland
Whitfield
Wicker
Wilson (SC)
Wolf
Young (FL)

NOES—238

Abercrombie
Ackerman
Allen
Andrews
Baca
Baird
Baldwin
Bean
Becerra
Berkley
Berman
Berry
Biggert
Bishop (GA)
Bishop (NY)
Blumenauer
Boehlert
Boehner
Bono
Boren
Boswell
Boucher
Boyd
Brady (PA)
Brown (OH)
Brown, Corrine
Butterfield
Cannon
Capps
Capuano
Cardin
Cardoza
Carnahan
Case
Castle
Chabot
Chandler
Clay
Cleaver
Clyburn
Conyers
Cooper
Costa
Costello
Cramer
Crowley
Cuellar
Cummings
Davis (AL)
Davis (CA)
Davis (FL)
Davis (IL)
Davis (TN)
Davis, Tom
DeFazio
DeGette
Delahunt
DeLauro
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Dicks
Dingell
Doggett
Doyle
Edwards
Ehlers
Emanuel
Engel
English (PA)
Eshoo
Etheridge
Farr
Fattah
Ferguson
Filner
Fitzpatrick (PA)
Flake
Foley
Ford
Frank (MA)
Frelinghuysen
Gerlach
Gilchrest
Gonzalez
Gordon
Green (WI)
Green, Al
Green, Gene
Grijalva
Gutierrez
Harman
Hastings (FL)
Herseth
Higgins
Hinchey
Hinojosa
Holt
Honda
Hooley
Hoyer
Inslee
Israel
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Johnson, E. B.
Jones (OH)
Kanjorski
Kaptur
Kennedy (RI)
Kildee
Kilpatrick (MI)
Kind
Kirk
Kolbe
Kucinich
Langevin
Lantos
Larsen (WA)
Larson (CT)
Leach
Lee
Levin
Lewis (CA)
Lewis (GA)
Lipinski
LoBiondo
Lofgren, Zoe
Lowey
Lynch
Maloney
Markey
Marshall
Matheson
Matsui
McCarthy
McCollum (MN)
McDermott
McGovern
McIntyre
McKinney
Meehan
Meek (FL)
Meeks (NY)
Melancon
Michaud
Millender-McDonald
Miller (NC)
Miller, George
Mollohan
Moore (KS)
Moore (WI)
Moran (VA)
Murtha
Nadler
Napolitano
Neal (MA)
Oberstar
Obey
Olver
Ortiz
Osborne
Owens
Pallone
Pascrell
Pastor
Payne
Pearce
Pelosi
Pence
Pomeroy
Price (NC)
Rahall
Ramstad
Rangel
Reichert
Renzi
Reyes
Ros-Lehtinen
Ross
Rothman
Roybal-Allard
Ruppersberger
Rush
Ryan (OH)
Sabo
Salazar
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Saxton
Schakowsky
Schiff
Schwartz (PA)
Schwarz (MI)
Scott (GA)
Scott (VA)
Sensenbrenner
Serrano
Shadegg
Shaw
Shays
Sherman
Simmons
Skelton
Smith (NJ)
Smith (WA)
Snyder
Solis
Spratt
Stark
Strickland
Stupak
Tanner
Tauscher
Thompson (CA)
Thompson (MS)
Tierney
Towns
Udall (CO)
Udall (NM)
Van Hollen
Velázquez
Visclosky
Walsh
Wasserman Schultz
Waters
Watson
Watt
Waxman
Weiner
Wexler
Wilson (NM)
Woolsey
Wu
Wynn
Young (AK)

NOT VOTING—9

Carson
Davis, Jo Ann
Evans
Graves
McNulty
Northup
Sessions
Slaughter
Tiahrt

So the amendment was not agreed to.

¶68.12 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment numbered 4, printed in House Report 109-554, submitted by Mr. WESTMORELAND:

Add at the end the following:

SEC. ____. EXPEDITED DECLARATORY JUDGMENT IN CERTAIN CASES.

Section 5 of the Voting Rights Act of 1965 is amended by adding at the end the following: ''The Attorney General shall, not later than 3 years after the date of the enactment of this sentence, and annually thereafter, determine whether each State and political subdivision to which the requirements of this section apply meets the requirements for a declaratory judgment under section 4(a). The Attorney General shall inform the public and each State or political subdivision of the determination with respect to that State or subdivision. The Attorney General shall consent to the entry of judgment in favor of a State or political subdivision that seeks such a declaratory judgment if the Attorney General has determined that State or subdivision currently meets the requirements.''.

It was decided in the negative ..... { Yeas ..... 118 / Nays 302

¶68.13 [Roll No. 373]

AYES—118

Aderholt
Akin
Alexander
Bachus
Baker
Barrett (SC)
Bartlett (MD)
Barton (TX)
Beauprez
Bilbray
Bilirakis
Bishop (UT)
Blackburn
Blunt
Bonilla
Bonner
Brady (TX)
Brown (SC)
Brown-Waite, Ginny
Burton (IN)
Campbell (CA)
Cannon
Cantor
Carter
Chocola
Coble
Cole (OK)
Conaway
Cubin
Culberson
Deal (GA)
Doolittle
Duncan
Everett
Flake
Fortenberry
Foxx
Franks (AZ)
Garrett (NJ)
Gibbons
Gingrey
Gohmert
Goode
Goodlatte
Granger
Gutknecht
Hall
Hart
Hastings (WA)
Hayworth
Hefley
Hensarling
Herger
Hoekstra
Hostettler
Istook
Jenkins
Jindal
Johnson, Sam
Jones (NC)
Keller
King (IA)
Kingston
Kline
Kolbe
Linder
Lucas
Lungren, Daniel E.
Mack
Manzullo
Marchant
McCaul (TX)
McCrery
McHenry
McKeon
McMorris
Mica
Miller, Gary
Musgrave
Myrick
Neugebauer
Norwood
Nunes
Otter
Paul
Pearce
Pence
Peterson (PA)
Pickering
Pitts
Poe
Price (GA)
Putnam
Rehberg
Rogers (AL)
Rogers (KY)
Rohrabacher
Royce
Ryun (KS)
Shadegg
Shimkus
Shuster
Simpson

Smith (TX)
Sodrel
Stearns
Sullivan
Tancredo
Taylor (MS)
Taylor (NC)
Thornberry
Wamp
Weldon (FL)
Westmoreland
Whitfield
Wicker
Wilson (SC)
Young (FL)

NOES—302

Abercrombie
Ackerman
Allen
Andrews
Baca
Baird
Baldwin
Barrow
Bass
Bean
Becerra
Berkley
Berman
Berry
Biggert
Bishop (GA)
Bishop (NY)
Blumenauer
Boehlert
Boehner
Bono
Boozman
Boren
Boswell
Boucher
Boustany
Boyd
Bradley (NH)
Brady (PA)
Brown (OH)
Brown, Corrine
Burgess
Butterfield
Buyer
Calvert
Camp (MI)
Capito
Capps
Capuano
Cardin
Cardoza
Carnahan
Case
Castle
Chabot
Chandler
Clay
Cleaver
Clyburn
Conyers
Cooper
Costa
Costello
Cramer
Crenshaw
Crowley
Cuellar
Cummings
Davis (AL)
Davis (CA)
Davis (FL)
Davis (IL)
Davis (KY)
Davis (TN)
Davis, Tom
DeFazio
DeGette
Delahunt
DeLauro
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Dicks
Dingell
Doggett
Doyle
Drake
Dreier
Edwards
Ehlers
Emanuel
Emerson
Engel
Eshoo
Etheridge
Farr
Fattah
Feeney
Ferguson
Filner
Fitzpatrick (PA)
Foley
Forbes
Ford
Fossella
Frank (MA)
Frelinghuysen
Gallegly
Gerlach
Gilchrest
Gillmor
Gonzalez
Gordon
Green (WI)
Green, Al
Green, Gene
Grijalva
Gutierrez
Harman
Hastings (FL)
Hayes
Herseth
Higgins
Hinchey
Hinojosa
Hobson
Holden
Holt
Honda
Hooley
Hoyer
Hulshof
Hunter
Hyde
Inglis (SC)
Inslee
Israel
Issa
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Johnson (CT)
Johnson (IL)
Johnson, E. B.
Jones (OH)
Kanjorski
Kaptur
Kelly
Kennedy (MN)
Kennedy (RI)
Kildee
Kilpatrick (MI)
Kind
King (NY)
Kirk
Knollenberg
Kucinich
Kuhl (NY)
LaHood
Langevin
Lantos
Larsen (WA)
Larson (CT)
Latham
LaTourette
Leach
Lee
Levin
Lewis (CA)
Lewis (GA)
Lewis (KY)
Lipinski
LoBiondo
Lofgren, Zoe
Lowey
Lynch
Maloney
Markey
Marshall
Matheson
Matsui
McCarthy
McCollum (MN)
McCotter
McDermott
McGovern
McHugh
McIntyre
McKinney
Meehan
Meek (FL)
Meeks (NY)
Melancon
Michaud
Millender-McDonald
Miller (FL)
Miller (MI)
Miller (NC)
Miller, George
Mollohan
Moore (KS)
Moore (WI)
Moran (KS)
Moran (VA)
Murphy
Murtha
Nadler
Napolitano
Neal (MA)
Ney
Nussle
Oberstar
Obey
Olver
Ortiz
Osborne
Owens
Oxley
Pallone
Pascrell
Pastor
Payne
Pelosi
Peterson (MN)
Petri
Platts
Pombo
Pomeroy
Porter
Price (NC)
Pryce (OH)
Radanovich
Rahall
Ramstad
Rangel
Regula
Reichert
Renzi
Reyes
Reynolds
Rogers (MI)
Ros-Lehtinen
Ross
Rothman
Roybal-Allard
Ruppersberger
Rush
Ryan (OH)
Ryan (WI)
Sabo
Salazar
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Saxton
Schakowsky
Schiff
Schmidt
Schwartz (PA)
Schwarz (MI)
Scott (GA)
Scott (VA)
Sensenbrenner
Serrano
Shaw
Shays
Sherman
Sherwood
Simmons
Skelton
Smith (NJ)
Smith (WA)
Snyder
Solis
Souder
Spratt
Stark
Strickland
Stupak
Sweeney
Tanner
Tauscher
Terry
Thompson (CA)
Thompson (MS)
Tiberi
Tierney
Towns
Turner
Udall (CO)
Udall (NM)
Upton
Van Hollen
Velázquez
Visclosky
Walden (OR)
Walsh
Wasserman Schultz
Waters
Watson
Watt
Waxman
Weiner
Weldon (PA)
Weller
Wexler
Wilson (NM)
Wolf
Woolsey
Wu
Wynn
Young (AK)

NOT VOTING—12

Carson
Davis, Jo Ann
English (PA)
Evans
Graves
Harris
McNulty
Northup
Sessions
Slaughter
Thomas
Tiahrt

So the amendment was not agreed to.

After some further time,

The SPEAKER pro tempore, Mr. RHEBERG, assumed the Chair.

When Mr. LAHOOD, Chairman, pursuant to House Resolution 910, reported the bill back to the House with an amendment adopted by the Committee.

The previous question having been ordered by said resolution.

The following amendment, reported from the Committee of the Whole House on the state of the Union, was agreed to:

Strike out all after the enacting clause and insert:

SECTION 1. SHORT TITLE.

This Act may be cited as the ''Fannie Lou Hamer, Rosa Parks, and Coretta Scott King Voting Rights Act Reauthorization and Amendments Act of 2006''.

SEC. 2. CONGRESSIONAL PURPOSE AND FINDINGS.

(a) PURPOSE.—The purpose of this Act is to ensure that the right of all citizens to vote, including the right to register to vote and cast meaningful votes, is preserved and protected as guaranteed by the Constitution.

(b) FINDINGS.—The Congress finds the following:

(1) Significant progress has been made in eliminating first generation barriers experienced by minority voters, including increased numbers of registered minority voters, minority voter turnout, and minority representation in Congress, State legislatures, and local elected offices. This progress is the direct result of the Voting Rights Act of 1965.

(2) However, vestiges of discrimination in voting continue to exist as demonstrated by second generation barriers constructed to prevent minority voters from fully participating in the electoral process.

(3) The continued evidence of racially polarized voting in each of the jurisdictions covered by the expiring provisions of the Voting Rights Act of 1965 demonstrates that racial and language minorities remain politically vulnerable, warranting the continued protection of the Voting Rights Act of 1965.

(4) Evidence of continued discrimination includes—

(A) the hundreds of objections interposed, requests for more information submitted followed by voting changes withdrawn from consideration by jurisdictions covered by the Voting Rights Act of 1965, and section 5 enforcement actions undertaken by the Department of Justice in covered jurisdictions since 1982 that prevented election practices, such as annexation, at-large voting, and the use of multi-member districts, from being enacted to dilute minority voting strength;

(B) the number of requests for declaratory judgments denied by the United States District Court for the District of Columbia;

(C) the continued filing of section 2 cases that originated in covered jurisdictions; and

(D) the litigation pursued by the Department of Justice since 1982 to enforce sections 4(e), 4(f)(4), and 203 of such Act to ensure that all language minority citizens have full access to the political process.

(5) The evidence clearly shows the continued need for Federal oversight in jurisdictions covered by the Voting Rights Act of 1965 since 1982, as demonstrated in the counties certified by the Attorney General for Federal examiner and observer coverage and the tens of thousands of Federal observers that have been dispatched to observe elections in covered jurisdictions.

(6) The effectiveness of the Voting Rights Act of 1965 has been significantly weakened by the United States Supreme Court decisions in Reno v. Bossier Parish II and Georgia v. Ashcroft, which have misconstrued Congress' original intent in enacting the Voting Rights Act of 1965 and narrowed the protections afforded by section 5 of such Act.

(7) Despite the progress made by minorities under the Voting Rights Act of 1965, the evidence before Congress reveals that 40 years has not been a sufficient amount of time to eliminate the vestiges of discrimination following nearly 100 years of disregard for the dictates of the 15th amendment and to ensure that the right of all citizens to vote is protected as guaranteed by the Constitution.

(8) Present day discrimination experienced by racial and language minority voters is contained in evidence, including the objections interposed by the Department of Justice in covered jurisdictions; the section 2 litigation filed to prevent dilutive techniques from adversely affecting minority voters; the enforcement actions filed to protect language minorities; and the tens of thousands of Federal observers dispatched to monitor polls in jurisdictions covered by the Voting Rights Act of 1965.

(9) The record compiled by Congress demonstrates that, without the continuation of the Voting Rights Act of 1965 protections, racial and language minority citizens will be deprived of the opportunity to exercise their right to vote, or will have their votes diluted, undermining the significant gains made by minorities in the last 40 years.

SEC. 3. CHANGES RELATING TO USE OF EXAMINERS AND OBSERVERS.

(a) USE OF OBSERVERS.—Section 8 of the Voting Rights Act of 1965 (42 U.S.C. 1973f) is amended to read as follows:

''SEC. 8. (a) Whenever—

''(1) a court has authorized the appointment of observers under section 3(a) for a political subdivision; or

''(2) the Attorney General certifies with respect to any political subdivision named in, or included within the scope of, determinations made under section 4(b), unless a declaratory judgment has been rendered under section 4(a), that—

''(A) the Attorney General has received written meritorious complaints from residents, elected officials, or civic participation organizations that efforts to deny or abridge the right to vote under the color of law on account of race or color, or in contravention of the guarantees set forth in section 4(f)(2) are likely to occur; or

''(B) in the Attorney General's judgment (considering, among other factors, whether the ratio of nonwhite persons to white persons registered to vote within such subdivision appears to the Attorney General to be reasonably attributable to violations of the 14th or 15th amendment or whether substantial evidence exists that bona fide efforts are being made within such subdivision to comply with the 14th or 15th amendment), the assignment of observers is otherwise necessary to enforce the guarantees of the 14th or 15th amendment;

the Director of the Office of Personnel Management shall assign as many observers for such subdivision as the Director may deem appropriate.

''(b) Except as provided in subsection (c), such observers shall be assigned, compensated, and separated without regard to the provisions of any statute administered by the Director of the Office of Personnel Management, and their service under this Act shall not be considered employment for the purposes of any statute administered by the Director of the Office of Personnel Management, except the provisions of section 7324 of title 5, United States Code, prohibiting partisan political activity.

''(c) The Director of the Office of Personnel Management is authorized to, after consulting the head of the appropriate department or agency, designate suitable persons in the official service of the United States, with their consent, to serve in these positions.

''(d) Observers shall be authorized to—

''(1) enter and attend at any place for holding an election in such subdivision for the purpose of observing whether persons who are entitled to vote are being permitted to vote; and

''(2) enter and attend at any place for tabulating the votes cast at any election held in such subdivision for the purpose of observing whether votes cast by persons entitled to vote are being properly tabulated.

''(e) Observers shall investigate and report to the Attorney General, and if the appointment of observers has been authorized pursuant to section 3(a), to the court.''.

(b) MODIFICATION OF SECTION 13.—Section 13 of the Voting Rights Act of 1965 (42 U.S.C. 1973k) is amended to read as follows:

''SEC. 13. (a) The assignment of observers shall terminate in any political subdivision of any State—

''(1) with respect to observers appointed pursuant to section 8 or with respect to examiners certified under this Act before the date of the enactment of the Fannie Lou Hamer, Rosa Parks, and Coretta Scott King Voting Rights Act Reauthorization and Amendments Act of 2006, whenever the Attorney General notifies the Director of the Office of Personnel Management, or whenever the District Court for the District of Columbia determines in an action for declaratory judgment brought by any political subdivision described in subsection (b), that there is no longer reasonable cause to believe that persons will be deprived of or denied the right to vote on account of race or color, or in contravention of the guarantees set forth in section 4(f)(2) in such subdivision; and

''(2) with respect to observers appointed pursuant to section 3(a), upon order of the authorizing court.

''(b) A political subdivision referred to in subsection (a)(1) is one with respect to which the Director of the Census has determined that more than 50 per centum of the nonwhite persons of voting age residing therein are registered to vote.

''(c) A political subdivision may petition the Attorney General for a termination under subsection (a)(1).''.

(c) REPEAL OF SECTIONS RELATING TO EXAMINERS.—Sections 6, 7, and 9 of the Voting Rights Act of 1965 (42 U.S.C. 1973d, 1973e and 1973g) are repealed.

(d) SUBSTITUTION OF REFERENCES TO ''OBSERVERS'' FOR REFERENCES TO ''EXAMINERS''.—

(1) Section 3(a) of the Voting Rights Act of 1965 (42 U.S.C. 1973a(a)) is amended by striking ''examiners'' each place it appears and inserting ''observers''.

(2) Section 4(a)(1)(C) of the Voting Rights Act of 1965 (42 U.S.C. 1973b(a)(1)(C)) is amended by inserting ''or observers'' after ''examiners''.

(3) Section 12(b) of the Voting Rights Act of 1965 (42 U.S.C. 1973j(b)) is amended by striking ''an examiner has been appointed'' and inserting ''an observer has been assigned''.

(4) Section 12(e) of the Voting Rights Act of 1965 (42 U.S.C. 1973j(e)) is amended—

(A) by striking ''examiners'' and inserting ''observers''; and

(B) by striking ''examiner'' each place it appears and inserting ''observer''.

(e) CONFORMING CHANGES RELATING TO SECTION REFERENCES.—

(1) Section 4(b) of the Voting Rights Act of 1965 (42 U.S.C. 1973b(b)) is amended by striking ''section 6'' and inserting ''section 8''.

(2) Subsections (a) and (c) of section 12 of the Voting Rights Act of 1965 (42 U.S.C. 1973j(a) and 1973j(c)) are each amended by striking ''7,''.

(3) Section 14(b) of the Voting Rights Act of 1965 (42 U.S.C. 1973l(b)) is amended by striking ''or a court of appeals in any proceeding under section 9''.

SEC. 4. RECONSIDERATION OF SECTION 4 BY CONGRESS.

Paragraphs (7) and (8) of section 4(a) of the Voting Rights Act of 1965 (42 U.S.C. 1973b(a)) are each amended by striking ''Voting Rights Act Amendments of 1982'' and inserting ''Fannie Lou Hamer, Rosa Parks, and Coretta Scott King Voting Rights Act Reauthorization and Amendments Act of 2006''.

SEC. 5. CRITERIA FOR DECLARATORY JUDGMENT.

Section 5 of the Voting Rights Act of 1965 (42 U.S.C. 1973c) is amended—

(1) by inserting ''(a)'' before ''Whenever'';

(2) by striking ''does not have the purpose and will not have the effect'' and inserting ''neither has the purpose nor will have the effect''; and

(3) by adding at the end the following:

''(b) Any voting qualification or prerequisite to voting, or standard, practice, or procedure with respect to voting that has the purpose of or will have the effect of diminishing the ability of any citizens of the United States on account of race or color, or in contravention of the guarantees set forth in section 4(f)(2), to elect their preferred candidates of choice denies or abridges the right to vote within the meaning of subsection (a) of this section.

''(c) The term 'purpose' in subsections (a) and (b) of this section shall include any discriminatory purpose.

''(d) The purpose of subsection (b) of this section is to protect the ability of such citizens to elect their preferred candidates of choice.''.

SEC. 6. EXPERT FEES AND OTHER REASONABLE COSTS OF LITIGATION.

Section 14(e) of the Voting Rights Act of 1965 (42 U.S.C. 1973l(e)) is amended by inserting '', reasonable expert fees, and other reasonable litigation expenses'' after ''reasonable attorney's fee''.

SEC. 7. EXTENSION OF BILINGUAL ELECTION REQUIREMENTS.

Section 203(b)(1) of the Voting Rights Act of 1965 (42 U.S.C. 1973aa–1a(b)(1)) is amended by striking ''2007'' and inserting ''2032''.

SEC. 8. USE OF AMERICAN COMMUNITY SURVEY CENSUS DATA.

Section 203(b)(2)(A) of the Voting Rights Act of 1965 (42 U.S.C. 1973aa–1a(b)(2)(A)) is amended by striking ''census data'' and inserting ''the 2010 American Community Survey census data and subsequent American Community Survey data in 5-year increments, or comparable census data''.

SEC. 9. STUDY AND REPORT.

The Comptroller General shall study the implementation, effectiveness, and efficiency of the current section 203 of the Voting Rights Act of 1965 and alternatives to the current implementation consistent with that section. The Comptroller General shall report the results of that study to Congress not later than 1 year after the date of the enactment of this Act.

The bill, as amended, was ordered to be engrossed and read a third time, was read a third time by title.

The question being put, viva voce,

Will the House pass said bill?

The SPEAKER pro tempore, Mr. REHBERG, announced that the yeas had it.

Mr. SENSENBRENNER demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The vote was taken by electronic device.

It was decided in the affirmative { Yeas ..... 390 / Nays 33

¶68.14 [Roll No. 374]

AYES—390

Abercrombie
Ackerman
Aderholt
Akin
Alexander
Allen
Andrews
Baca
Bachus
Baird
Baldwin
Barrow
Bass
Bean
Beauprez
Becerra
Berkley
Berman
Berry
Biggert
Bilbray
Bilirakis
Bishop (GA)
Bishop (NY)
Bishop (UT)
Blackburn
Blumenauer
Blunt
Boehlert
Boehner
Bonilla
Bono
Boozman
Boren
Boswell
Boucher
Boustany
Boyd
Bradley (NH)
Brady (PA)
Brady (TX)
Brown (OH)
Brown (SC)
Brown, Corrine
Brown-Waite, Ginny
Burgess
Butterfield
Buyer
Calvert
Camp (MI)
Cannon
Cantor
Capito
Capps
Capuano
Cardin
Cardoza
Carnahan
Carter
Case
Castle
Chabot
Chandler
Chocola
Clay
Cleaver
Clyburn
Coble
Cole (OK)
Conyers
Cooper
Costa
Costello
Cramer
Crenshaw
Crowley
Cubin
Cuellar
Culberson
Cummings
Davis (AL)
Davis (CA)
Davis (FL)
Davis (IL)
Davis (KY)
Davis (TN)
Davis, Tom
DeFazio
DeGette
Delahunt
DeLauro
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Dicks
Dingell
Doggett
Doyle
Drake
Dreier
Edwards
Ehlers
Emanuel
Emerson
Engel
English (PA)
Eshoo
Etheridge
Farr
Fattah
Feeney
Ferguson
Filner
Fitzpatrick (PA)
Flake
Foley
Forbes
Ford
Fortenberry
Fossella
Frank (MA)
Frelinghuysen
Gallegly
Gerlach
Gibbons
Gilchrest
Gillmor
Gohmert
Gonzalez
Goode
Goodlatte
Gordon
Granger
Green (WI)
Green, Al
Green, Gene
Grijalva
Gutierrez
Gutknecht
Hall
Harman
Harris
Hart
Hastings (FL)
Hastings (WA)
Hayes
Hayworth
Herseth
Higgins
Hinchey
Hinojosa
Hobson
Hoekstra
Holden
Holt
Honda
Hooley
Hostettler
Hoyer
Hulshof
Hunter
Hyde
Inglis (SC)
Inslee
Israel
Issa
Istook
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Jenkins
Jindal
Johnson (CT)
Johnson (IL)
Johnson, E. B.
Jones (NC)
Jones (OH)
Kanjorski
Kaptur
Keller
Kelly
Kennedy (MN)
Kennedy (RI)
Kildee
Kilpatrick (MI)
Kind
King (NY)
Kingston
Kirk
Kline
Knollenberg
Kolbe
Kucinich
Kuhl (NY)
LaHood
Langevin
Lantos
Larsen (WA)
Larson (CT)
Latham
LaTourette
Leach
Lee
Levin
Lewis (CA)
Lewis (GA)
Lewis (KY)
Lipinski
LoBiondo
Lofgren, Zoe
Lowey
Lucas
Lungren, Daniel E.
Lynch
Mack
Maloney
Manzullo
Marchant
Markey

Marshall
Matheson
Matsui
McCarthy
McCaul (TX)
McCollum (MN)
McCotter
McCrery
McDermott
McGovern
McHugh
McIntyre
McKeon
McKinney
McMorris
Meehan
Meek (FL)
Meeks (NY)
Melancon
Mica
Michaud
Millender-McDonald
Miller (FL)
Miller (MI)
Miller (NC)
Miller, George
Mollohan
Moore (KS)
Moore (WI)
Moran (KS)
Moran (VA)
Murphy
Murtha
Musgrave
Myrick
Nadler
Napolitano
Neal (MA)
Neugebauer
Ney
Nunes
Nussle
Oberstar
Obey
Olver
Ortiz
Osborne
Otter
Owens
Oxley
Pallone
Pascrell
Pastor
Payne
Pearce
Pelosi
Pence
Peterson (MN)
Peterson (PA)
Petri
Pickering
Pitts
Platts
Poe
Pombo
Pomeroy
Porter
Price (NC)
Pryce (OH)
Putnam
Radanovich
Rahall
Ramstad
Rangel
Regula
Rehberg
Reichert
Renzi
Reyes
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Ros-Lehtinen
Ross
Rothman
Roybal-Allard
Ruppersberger
Rush
Ryan (OH)
Ryan (WI)
Ryun (KS)
Sabo
Salazar
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Saxton
Schakowsky
Schiff
Schmidt
Schwartz (PA)
Schwarz (MI)
Scott (GA)
Scott (VA)
Sensenbrenner
Serrano
Shaw
Shays
Sherman
Sherwood
Shimkus
Shuster
Simmons
Simpson
Skelton
Smith (NJ)
Smith (TX)
Smith (WA)
Snyder
Sodrel
Solis
Souder
Spratt
Stark
Stearns
Strickland
Stupak
Sullivan
Sweeney
Tanner
Tauscher
Taylor (MS)
Taylor (NC)
Terry
Thomas
Thompson (CA)
Thompson (MS)
Tiberi
Tierney
Towns
Turner
Udall (CO)
Udall (NM)
Upton
Van Hollen
Velázquez
Visclosky
Walden (OR)
Walsh
Wamp
Wasserman Schultz
Waters
Watson
Watt
Waxman
Weiner
Weldon (FL)
Weldon (PA)
Weller
Wexler
Whitfield
Wicker
Wilson (NM)
Wilson (SC)
Wolf
Woolsey
Wu
Wynn
Young (AK)
Young (FL)

NOES—33

Baker
Barrett (SC)
Bartlett (MD)
Barton (TX)
Bonner
Burton (IN)
Campbell (CA)
Conaway
Deal (GA)
Doolittle
Duncan
Everett
Foxx
Franks (AZ)
Garrett (NJ)
Gingrey
Hefley
Hensarling
Herger
Johnson, Sam
King (IA)
Linder
McHenry
Miller, Gary
Norwood
Paul
Price (GA)
Rohrabacher
Royce
Shadegg
Tancredo
Thornberry
Westmoreland

NOT VOTING—9

Carson
Davis, Jo Ann
Evans
Graves
McNulty
Northup
Sessions
Slaughter
Tiahrt

So the bill was passed.

A motion to reconsider the vote whereby said bill was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

¶68.15 CHANGE OF REFERENCE—H.R. 503

On motion of Mr. WHITFIELD, by unanimous consent, the bill (H.R. 503) to amend the Horse Protection Act to prohibit the shipping, transporting, moving, delivering, receiving, processing, purchasing, selling, or donation of horses and other equines to be slaughtered for human consumption, and for other purposes, be rereferred.

When said bill was rereferred to the Committee on Energy and Commerce and in addition to the Committee on Agriculture.

¶68.16 ADJOURNMENT OVER

On motion of Mr. BOEHNER, by unanimous consent,

Ordered, That when the House adjourns today, it adjourn to meet on Monday, July 17, 2006, at 12:30 p.m. for morning-hour debate.

¶68.17 CALENDAR WEDNESDAY BUSINESS DISPENSED WITH

On motion of Mr. BOEHNER, by unanimous consent,

Ordered, That business in order for consideration on Wednesday, July 19, 2006, under clause 6, rule XV, the Calendar Wednesday rule, be dispensed with.

¶68.18 SENATE CONCURRENT RESOLUTIONS REFERRED

Concurrent resolutions of the Senate of the following titles were taken from the Speaker's table and, under the rule, referred as follows:

S. Con. Res. 96. A concurrent resolution to commemorate, celebrate, and reaffirm the national motto of the United States on the 50th anniversary of its formal adoption; to the Committee on the Judiciary.

S. Con. Res. 108. A concurrent resolution authorizing the printing of a revised edition of a pocket version of the United States Constitution, and other publications; to the Committee on House Administration.

¶68.19 SENATE ENROLLED JOINT RESOLUTION SIGNED

The SPEAKER announced his signature to an enrolled joint resolution of the Senate of the following title:

S.J. Res. 40. A joint resolution authorizing the printing and binding of a supplement to, and revised edition of, Senate Procedure.

¶68.20 LEAVE OF ABSENCE

By unanimous consent, leave of absence was granted—

To Mrs. Jo Ann DAVIS of Virginia, for today;

To Ms. SLAUGHTER, for today; and

To Mr. TIAHRT, for today.

And then,

¶68.21 ADJOURNMENT

On motion of Mr. WELDON of Florida, pursuant to the previous order of the House, at 7 o'clock and 40 minutes p.m., the House adjourned until 12:30 p.m. on Monday, July 17, 2006.

¶68.22 REPORTS OF COMMITTES ON PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XIII, reports of committees were delivered to the Clerk for printing and reference to the proper calendar, as follows:

Mr. POMBO: Committee on Resources. S. 1496. An Act to direct the Secretary of the Interior to conduct a pilot program under which up to 15 States may issue electronic Federal migratory bird hunting stamps (Rept. 109–556). Referred to the Committee of the Whole House on the State of the Union.

Mr. POMBO: Committee on Resources. H.R. 854. A bill to provide for certain lands to be held in trust for the Utu Utu Gwaitu Paiute Tribe; with an amendment (Rept. 109–557). Referred to the Committee of the Whole House on the State of the Union.

Mr. POMBO: Committee on Resources. H.R. 4294. A bill to authorize the Secretary of the Interior to enter into cooperative agreements to protect natural resources of units of the National Park System through collaborative efforts on land inside and outside the units of the National Park System, and for other purposes; with an amendment (Rept. 109–558). Referred to the Committee of the Whole House on the State of the Union.

Mr. POMBO: Committee on Resources. H.R. 4376. A bill to authorize the National Park Service to enter a cooperative agreement with the Commonwealth of Massachusetts on behalf of Springfield Technical Community College, and for other purposes; with an amendment (Rept. 109–559). Referred to the Committee of the Whole House on the State of the Union.

Mr. POMBO: Committee on Resources. H.R. 5094. A bill to require the conveyance of Mattamuskeet Lodge and surrounding property, including the Mattamuskeet National Wildlife Refuge headquarters, to the State of North Carolina to permit the State to use the property as a public facility dedicated to the conservation of the natural and cultural resources of North Carolina (Rept. 109–560). Referred to the Committee of the Whole House on the State of the Union.

Mr. POMBO: Committee on Resources. H.R. 5340. A bill to promote Department of the Interior efforts to provide a scientific basis for the management of sediment and nutrient loss in the Upper Mississippi River Basin, and for other purposes; with an amendment (Rept. 109–561). Referred to the Committee of the Whole House on the State of the Union.

Mr. POMBO: Committee on Resources. S. 260. An act to authorize the Secretary of the Interior to provide technical and financial assistance to private landowners to restore, enhance, and manage private land to improve fish and wildlife habitats through the Partners for Fish and Wildlife Program (Rept. 109–562). Referred to the Committee of the Whole House on the State of the Union.

Mr. HYDE. Committee on International Relations. H.R. 4014. A bill to reauthorize the Millennium Challenge Act of 2003, and for other purposes; with an amendment (Rept. 109–563). Referred to the Committee of the Whole House on the State of the Union.

¶68.23 PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XII, public bills and resolutions were introduced and severally referred, as follows:

By Mr. YOUNG of Alaska (for himself and Mr. PETRI):

H.R. 5782. A bill to amend title 49, United States Code, to provide for enhanced safety and environmental protection in pipeline transportation, to provide for enhanced reliability in the transportation of the Nation's energy products by pipeline, and for other purposes; to the Committee on Transportation and Infrastructure, and in addition to the Committee on Energy and Commerce, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. BILBRAY:

H.R. 5783. A bill to amend title 38, United States Code, to improve the security of sensitive personal data processed or maintained by the Secretary of Veterans Affairs; to the Committee on Veterans' Affairs.

By Ms. LEE (for herself, Mrs. CHRISTENSEN, Mr. LANTOS, Mr. RANGEL, Mr. PAYNE, Mr. MCDERMOTT, Mr.

MEEKS of New York, Mr. CONYERS, Mr. TOWNS, Ms. ZOE LOFGREN of California, Mr. OWENS, Mr. MEEHAN, Mr. HASTINGS of Florida, Ms. JACKSON-LEE of Texas, Mr. GUTIERREZ, Mr. WYNN, Mr. BERMAN, Mr. ENGEL, Mr. FATTAH, Mr. DELAHUNT, Mr. WEXLER, Mr. CROWLEY, Ms. LINDA T. SÁNCHEZ of California, Mr. FRANK of Massachusetts, Mrs. NAPOLITANO, Mr. GRIJALVA, Mrs. JONES of Ohio, Mr. VAN HOLLEN, Mr. STARK, Mr. MCGOVERN, and Mr. HOYER):

H.R. 5784. A bill to authorize assistance to the countries of the Caribbean to fund educational development and exchange programs; to the Committee on International Relations.

By Mr. SHIMKUS (for himself, Mr. WYNN, Mrs. BONO, Mr. ENGEL, Mr. RADANOVICH, Mr. MELANCON, Mr. ENGLISH of Pennsylvania, Mr. JOHNSON of Illinois, Mr. MCCOTTER, Mr. BLUMENAUER, and Mr. BRADLEY of New Hampshire):

H.R. 5785. A bill to establish a unified national hazard alert system, and for other purposes; to the Committee on Energy and Commerce.

By Mr. CALVERT (for himself, Mr. CAMPBELL of California, and Mr. GARY G. MILLER of California):

H.R. 5786. A bill to authorize the Secretary, in cooperation with the City of San Juan Capistrano, California, to participate in the design, planning, and construction of, an advanced water treatment plant facility and recycled water system, and for other purposes; to the Committee on Resources.

By Mr. BOEHLERT (for himself, Mr. KUHL of New York, Mr. LEACH, Mr. SHAYS, Mr. WELLER, Mr. SIMMONS, Mr. WALSH, Mr. FOLEY, Mr. KING of New York, Mr. MCHUGH, Mr. NEY, Mrs. JOHNSON of Connecticut, Mr. SWEENEY, and Mr. LATOURETTE):

H.R. 5787. A bill to amend the Fair Labor Standards Act of 1938 to provide for an increase in the Federal minimum wage, and for other purposes; to the Committee on Education and the Workforce.

By Mr. COOPER:

H.R. 5788. A bill to amend the Congressional Budget Act of 1974 to increase awareness of accrual and long-term budgeting, and to express the sense of Congress that the Presidents' annual budget submissions should consider accrual and long-term budgeting; to the Committee on the Budget, and in addition to the Committee on Rules, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. FITZPATRICK of Pennsylvania (for himself and Mr. SCOTT of Georgia):

H.R. 5789. A bill to amend title 31, United States Code, to modernize cash management by allowing the use of certain obligations instead of surety bonds; to the Committee on the Judiciary.

By Ms. GRANGER (for herself, Mr. WYNN, and Ms. PRYCE of Ohio):

H.R. 5790. A bill to amend the Public Health Service Act to provide for demonstration projects to carry out preventive health measures with respect to colorectal cancer; to the Committee on Energy and Commerce.

By Ms. GRANGER (for herself, Mr. ENGEL, Mr. KUHL of New York, and Ms. BALDWIN):

H.R. 5791. A bill to amend title XVIII of the Social Security Act to provide for the consolidated coverage of home infusion therapy under part B of the Medicare Program; to the Committee on Energy and Commerce, and in addition to the Committee on Ways and Means, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. GREEN of Wisconsin (for himself, Mr. PETRI, Mr. RYAN of Wisconsin, and Mr. SENSENBRENNER):

H.R. 5792. A bill to designate the Department of Veterans Affairs outpatient clinic in Green Bay, Wisconsin, as the "Milo C. Huempfner Department of Veterans Affairs Outpatient Clinic"; to the Committee on Veterans' Affairs.

By Mr. JINDAL:

H.R. 5793. A bill to require the Secretary of Defense, in coordination with the Secretary of Homeland Security and State governments, to develop detailed operational plans regarding Defense Support to Civil Authorities missions; to the Committee on Armed Services.

By Mr. JINDAL:

H.R. 5794. A bill to make property demolition and rebuilding activities eligible for assistance under the flood mitigation program under section 1366 of the National Flood Insurance Act of 1968; to the Committee on Financial Services.

By Mrs. LOWEY (for herself, Mr. WAXMAN, Mrs. CAPPS, Mr. RYAN of Ohio, Mr. CROWLEY, Ms. MCCOLLUM of Minnesota, Mrs. MALONEY, Mr. PAYNE, Mr. GEORGE MILLER of California, Mr. OWENS, Ms. BALDWIN, Mr. FARR, Mr. NADLER, Ms. SLAUGHTER, Ms. SCHAKOWSKY, Mr. LANTOS, Mr. BROWN of Ohio, Mr. ALLEN, Mr. STARK, Ms. SOLIS, Mr. CONYERS, and Ms. DELAURO):

H.R. 5795. A bill to amend title XIX of the Social Security Act to expand access to contraceptive services for women and men under the Medicaid Program, help low income women and couples prevent unintended pregnancies and reduce abortion, and for other purposes; to the Committee on Energy and Commerce.

By Mr. DANIEL E. LUNGREN of California:

H.R. 5796. A bill to direct the Secretary of the Interior to exclude and defer from the pooled reimbursable costs of the Central Valley Project the reimbursable capital costs of the unused capacity of the Folsom South Canal, Auburn-Folsom South Unit, Central Valley Project, and for other purposes; to the Committee on Resources.

By Mr. MCCOTTER (for himself, Mr. PETERSON of Minnesota, Mr. LINCOLN DIAZ-BALART of Florida, and Mr. MARIO DIAZ-BALART of Florida):

H.R. 5797. A bill to amend the Foreign Agents Registration Act of 1938, as amended, to prohibit a person from acting as an agent of certain terrorist entities; to the Committee on the Judiciary.

By Mr. MCCRERY:

H.R. 5798. A bill to amend the Public Health Service Act to modify the program for the sanctuary system for surplus chimpanzees by terminating the authority for the removal of chimpanzees from the system for research purposes; to the Committee on Energy and Commerce.

By Mr. MILLER of Florida (for himself and Ms. GINNY BROWN-WAITE of Florida):

H.R. 5799. A bill to provide for the Secretary of Agriculture to release the reversionary interest of the United States on certain land in the State of Florida if encroachments and trespassing have occurred on that land, and for other purposes; to the Committee on Agriculture.

By Ms. NORTON:

H.R. 5800. A bill to amend the District of Columbia Home Rule Act to establish the Office of the District Attorney for the District of Columbia, headed by a locally elected and independent District Attorney, and for other purposes; to the Committee on Government Reform.

By Mr. PASCRELL (for himself, Mr. HOLT, Mr. SCHWARZ of Michigan, Mr. GUTIERREZ, Mr. ROTHMAN, Mr. GARRETT of New Jersey, and Ms. DELAURO):

H.R. 5801. A bill to amend title 38, United States Code, to direct the Secretary of Veterans Affairs to correct and prevent variances in disability compensation payments made by the Department of Veterans Affairs; to the Committee on Veterans' Affairs.

By Mr. PEARCE:

H.R. 5802. A bill to amend the National Park Service Concessions Management Improvement Act of 1998, to extend to additional small businesses the preferential right to renew a concessions contract entered into under such Act, to facilitate the renewal of a commercial use authorization granted under such Act, and for other purposes; to the Committee on Resources.

By Mr. RAMSTAD (for himself, Mr. STARK, Mr. KENNEDY of Minnesota, Mr. KENNEDY of Rhode Island, Mrs. MYRICK, Mr. CAPUANO, Mr. PICKERING, Mr. CHANDLER, Mr. WALSH, Mr. GORDON, Mrs. BONO, Mr. HINCHEY, Mr. RYUN of Kansas, Mr. LANGEVIN, Mr. GERLACH, Mr. LEVIN, Mr. SOUDER, Mr. MCDERMOTT, Mr. MEEHAN, Ms. SCHAKOWSKY, Mr. BROWN of Ohio, Mr. PRICE of North Carolina, Mr. MOORE of Kansas, Mr. EMANUEL, Mr. PETERSON of Minnesota, and Mr. SHAYS):

H.R. 5803. A bill to amend the Public Health Service Act to establish a State family support grant program to end the practice of parents giving legal custody of their seriously emotionally disturbed children to State agencies for the purpose of obtaining mental health services for those children; to the Committee on Energy and Commerce.

By Mr. REHBERG:

H.R. 5804. A bill to extend the Federal relationship to the Little Shell Tribe of Chippewa Indians of Montana as a distinct federally recognized Indian tribe, and for other purposes; to the Committee on Resources.

By Mr. ROYCE (for himself, Mr. SHERMAN, Ms. ROS-LEHTINEN, Mr. MCCOTTER, Mr. CARDOZA, Ms. WATSON, Mr. BURTON of Indiana, Ms. MCCOLLUM of Minnesota, Mr. ISSA, and Mr. BERMAN):

H.R. 5805. A bill to promote nuclear nonproliferation in North Korea; to the Committee on International Relations, and in addition to the Committee on Science, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Ms. SOLIS (for herself, Mrs. CAPPS, Mrs. NAPOLITANO, Ms. ROYBAL-ALLARD, Ms. DELAURO, Mr. WAXMAN, Mr. BROWN of Ohio, Ms. SLAUGHTER, Mrs. LOWEY, Ms. JACKSON-LEE of Texas, Mrs. JONES of Ohio, Ms. KILPATRICK of Michigan, Ms. CORRINE BROWN of Florida, Ms. NORTON, Mrs. CHRISTENSEN, Ms. LEE, Mr. DAVIS of Illinois, Mr. GRIJALVA, Ms. BORDALLO, Ms. WATSON, and Ms. SCHAKOWSKY):

H.R. 5806. A bill to make grants to carry out activities to prevent teen pregnancy in racial or ethnic minority or immigrant communities, and for other purposes; to the Committee on Energy and Commerce.

By Mr. WEINER (for himself and Mr. MEEKS of New York):

H.R. 5807. A bill to amend the Internal Revenue Code of 1986 to provide middle class tax relief, impose a surtax for families with incomes over $1,000,000, and for other purposes; to the Committee on Ways and Means.

By Mr. COOPER:

H. Con. Res. 446. Concurrent resolution requiring consideration of the most recent financial report of the United States Government in the preparation of the budget of the Government; to the Committee on the Budget.

By Mr. McDERMOTT (for himself and Mr. LEVIN):

H. Con. Res. 447. Concurrent resolution expressing the sense of the Congress that States should have the flexibility to design welfare programs that make sense in their communities with an overall goal of helping children and reducing poverty by promoting and supporting work; to the Committee on Ways and Means.

By Mr. PAUL (for himself, Mr. BOEHLERT, Mr. CALVERT, and Mr. ROHRABACHER):

H. Con. Res. 448. Concurrent resolution commending the National Aeronautics and Space Administration on the completion of the Space Shuttle's second Return-to-Flight mission; to the Committee on Science.

By Mr. COLE of Oklahoma:

H. Res. 914. A resolution condemning the use of photographs of military caskets and funerals for partisan political and fundraising purposes; to the Committee on Armed Services.

¶68.24 ADDITIONAL SPONSORS

Under clause 7 of rule XII, sponsors were added to public bills and resolutions as follows:

H.R. 65: Mr FARR.
H.R. 98: Mr PETERSON of Minnesota.
H.R. 224: Mr. BAIRD.
H.R. 305: Mr. FRANK of Massachusetts.
H.R. 376: Mr. FATTAH.
H.R. 450: Mr. FILNER.
H.R. 500: Mr. BURGESS, Mr. COLE of Oklahoma, and Mr. McCAUL of Texas.
H.R. 517: Mr. CONAWAY.
H.R. 547: Ms. SCHAKOWSKY.
H.R. 583: Mr. BERMAN.
H.R. 747: Mrs. WILSON of New Mexico.
H.R. 772: Mrs. KELLY.
H.R. 817: Mr. MURPHY, Mr. JACKSON of Illinois, Mr. BILBRAY, Mr. HEFLEY, and Mr. REICHERT.
H.R. 910: Mr. KIRK.
H.R. 916: Ms. NORTON and Ms. JACKSON-LEE of Texas.
H.R. 952: Ms. LINDA T. SÁNCHEZ of California.
H.R. 959: Mr. GERLACH.
H.R. 1000: Mrs. DAVIS of California and Mr. GONZALEZ.
H.R. 1002: Mrs. MILLER of Michigan.
H.R. 1020: Mr. DAVIS of Illinois.
H.R. 1105: Ms. SCHWARTZ of Pennsylvania.
H.R. 1106: Ms. MOORE of Wisconsin and Mr. FATTAH.
H.R. 1108: Mr. DENT.
H.R. 1168: Mr. FATTAH.
H.R. 1298: Mrs. DAVIS of California and Mr. SCOTT of Virginia.
H.R. 1310: Mrs. TAUSCHER.
H.R. 1356: Mr. DICKS.
H.R. 1384: Mr. REHBERG and Mr. CAMPBELL of California.
H.R. 1504: Mr. GONZALEZ.
H.R. 1517: Mr. ROGERS of Alabama.
H.R. 1549: Mr. SMITH of Texas, Mr. PAYNE, and Mr. OWENS.
H.R. 1558: Mr. JONES of North Carolina.
H.R. 1578: Mr. CARDOZA.
H.R. 1588: Mr. SALAZAR.
H.R. 1615: Mr. DAVIS of Illinois and Ms. ZOE LOFGREN of California.
H.R. 1632: Mr. MARKEY, Mr. BOUCHER, and Mr. JEFFERSON.
H.R. 1634: Mr. PENCE, Mr. PETERSON of Minnesota, Mr. KLINE, and Ms. BALDWIN.
H.R. 1652: Mr. WYNN.
H.R. 1663: Mr. CASE.
H.R. 1671: Mr. MORAN of Virginia and Mr. LOBIONDO.
H.R. 1792: Mrs. LOWEY.
H.R. 1898: Mr. DREIER and Mr. CRENSHAW.
H.R. 1951: Mr. SHAYS, Mr. BEAUPREZ, Mr. SCOTT of Georgia, Mr. COSTA, Mr. GINGREY, and Mr. WYNN.
H.R. 2047: Mr. NUSSLE.
H.R. 2088: Mr. WAMP, Mr. PETERSON of Minnesota, Mr. GREEN of Wisconsin, and Mr. GORDON.
H.R. 2103: Mr. SMITH of New Jersey.
H.R. 2231: Mr. CONYERS, Ms. HARRIS Ms. HOOLEY, and Mr. RENZI.
H.R. 2317: Mr. BILBRAY.
H.R. 2410: Mr. SANDERS, Mr. ALLEN, and Mrs. NAPOLITANO.
H.R. 2421: Mr. McDERMOTT.
H.R. 2429: Mr. LEACH and Mr. MOLLOHAN.
H.R. 2567: Mr. SHADEGG and Mr. REICHERT.
H.R. 2869: Mr. FATTAH, Mr. HASTINGS of Florida, and Mr. BLUMENAUER.
H.R. 2989: Mr. MELANCON and Miss McMORRIS.
H.R. 3005: Mr. JINDAL.
H.R. 3082: Ms. CORRINE BROWN of Florida, Mr. UDALL of New Mexico, Mr. GUTIERREZ, Mr. EVANS, Mr. STRICKLAND, Mr. REYES, Ms. BERKLEY, Mr. SALAZAR, Mr. CASE, Mr. BOSWELL, Mr. GONZALEZ, and Mr. FALEOMAVAEGA.
H.R. 3096: Mr. NEAL of Massachusetts.
H.R. 3282: Mr. COLE of Oklahoma, Mr. CHOCOLA, and Mr. BARTON of Texas.
H.R. 3380: Mr. FRANK of Massachusetts.
H.R. 3401: Mr. UPTON and Mr. MARSHALL.
H.R. 3436: Mrs. CUBIN.
H.R. 3476: Mr. SMITH of New Jersey.
H.R. 3502: Ms. MILLENDER-McDONALD and Mr. BERMAN.
H.R. 3616: Ms. EDDIE BERNICE JOHNSON of Texas.
H.R. 3628: Ms. BALDWIN.
H.R. 3689: Mr. MEEHAN.
H.R. 3762: Mr. HASTINGS of Florida, Ms. WOOLSEY, and Mr. BERMAN.
H.R. 3795: Ms. SCHWARTZ of Pennsylvania, Mr. CONAWAY, Mr. SHUSTER, and Mr. DOYLE.
H.R. 3854: Ms. MATSUI.
H.R. 4006: Mr. SHAYS.
H.R. 4042: Mr. SMITH of Texas.
H.R. 4063: Mr. FERGUSON.
H.R. 4098: Mr. DEFAZIO.
H.R. 4217: Mr. PEARCE.
H.R. 4259: Mr. KUHL of New York.
H.R. 4264: Mr. ETHERIDGE.
H.R. 4298: Mr. JONES of North Carolina.
H.R. 4400: Mr. FOSSELLA.
H.R. 4540: Ms. HOOLEY.
H.R. 4562: Mr. CASTLE and Mr. POMEROY.
H.R. 4578: Mr. BAIRD.
H.R. 4597: Mr. PORTER.
H.R. 4624: Mr. STUPAK.
H.R. 4651: Mr. ENGEL and Mr. ALLEN.
H.R. 4705: Mr. FATTAH.
H.R. 4725: Mr. SIMPSON.
H.R. 4751: Mrs. CAPITO and Ms. McCOLLUM of Minnesota.
H.R. 4773: Ms. MILLENDER-McDONALD.
H.R. 4794: Mr. UDALL of Colorado, Mr. SCOTT of Virginia, and Mr. GUTIERREZ.
H.R. 4799: Mr. MORAN of Virginia.
H.R. 4857: Mr. FLAKE.
H.R. 4893: Mr. WICKER.
H.R. 4904: Mrs. MALONEY and Ms. McCOLLUM of Minnesota.
H.R. 4953: Mr. CAMP of Michigan, Mr. HOEKSTRA, Mr. UPTON, Mr. EMANUEL, Ms. KILPATRICK of Michigan, and Ms. KAPTUR.
H.R. 5092: Mrs. MILLER of Michigan, Mr. McCOTTER, Mr. SOUDER, Mr. WAMP, Mr. GREEN of Wisconsin, Mr. SHADEGG, and Mr. DENT.
H.R. 5106: Mr. ALLEN.
H.R. 5121: Mr. HIGGINS, Mr. PASCRELL, Mr. THOMPSON of Mississippi, Mr. BISHOP of Georgia, Mr. SAXTON, Mr. ENGEL, Mr. SWEENEY, and Mr. FORD.
H.R. 5134: Mr. HIGGINS.
H.R. 5177: Mr. SCOTT of Georgia.
H.R. 5200: Mr. JACKSON of Illinois, Mr. CARDIN, Mrs. CUBIN, Mr. REHBERG, and Mrs. CHRISTENSEN.
H.R. 5202: Mr. BILIRAKIS.
H.R. 5212: Mr. McDERMOTT, Mr. STARK, and Ms. SCHAKOWSKY.
H.R. 5229: Ms. PRYCE of Ohio, Mr. FOLEY, and Ms. SCHWARTZ of Pennsylvania.
H.R. 5244: Ms. MILLENDER-McDONALD.
H.R. 5250: Mr. HAYWORTH.
H.R. 5280: Mr. HOEKSTRA.
H.R. 5314: Mr. TIBERI, Mr. FITZPATRICK of Pennsylvania, Mr. HAYWORTH, Mr. MURPHY, Mr. DENT, and Mr. SCHWARZ of Michigan.
H.R. 5316: Ms. BALDWIN, Mr. BERMAN, Mr. BISHOP of Georgia, Ms. KILPATRICK of Michigan, and Mr. TOWNS.
H.R. 5319: Mr. KENNEDY of Minnesota, Mr. TIBERI, and Mr. BACHUS.
H.R. 5328: Mr. HASTINGS of Florida, Mr. PASTOR, Mr. CONYERS, Mr. WAXMAN, and Mr. McGOVERN.
H.R. 5333: Mr. SESSIONS.
H.R. 5346: Mr. TERRY.
H.R. 5351: Mr. REHBERG.
H.R. 5372: Mr. SANDERS, Mr. HOYER, and Mr. BISHOP of Georgia.
H.R. 5381: Mr. ROGERS of Kentucky.
H.R. 5382: Mr. MARIO DIAZ-BALART of Florida.
H.R. 5388: Mr. KUCINICH.
H.R. 5390: Mr. LATOURETTE and Mrs. DAVIS of California.
H.R. 5394: Mr. WALDEN of Oregon.
H.R. 5442: Ms. McKINNEY, Ms. MILLENDER-McDONALD, and Mr. SMITH of Texas.
H.R. 5457: Mr. DAVIS of Kentucky, Mr. BILBRAY, Mr. CALVERT, Mr. ROHRABACHER, Mr. CAMPBELL of California, Mr. DREIER, Mr. ISSA, Mr. McKEON, and Mr. HERGER.
H.R. 5474: Ms. HART.
H.R. 5476: Mr. SOUDER.
H.R. 5482: Ms. HARMAN, Ms. MATSUI, Ms. ZOE LOFGREN of California, and Mrs. TAUSCHER.
H.R. 5501: Mr. FILNER.
H.R. 5526: Mr. PRICE of Georgia and Mr. BEAUPREZ.
H.R. 5555: Mr. BROWN of Ohio and Mr. GONZALEZ.
H.R. 5557: Mr. CLAY.
H.R. 5558: Mr. TERRY, Mrs. CAPITO, Mr. MILLER of Florida, and Mr. HENSARLING.
H.R. 5579: Mr. JACKSON of Illinois.
H.R. 5590: Mr. KING of Iowa, Mr. GOHMERT, and Mr. GOODLATTE.
H.R. 5597: Mr. JONES of North Carolina.
H.R. 5598: Mr. KUCINICH.
H.R. 5624: Mr. JEFFERSON and Mr. PETERSON of Minnesota.
H.R. 5650: Mr. LAHOOD, Mr. LATHAM, and Mr. LEWIS of Kentucky.
H.R. 5671: Mr. ACKERMAN.
H.R. 5694: Mr. LEWIS of Georgia.
H.R. 5704: Mr. DAVIS of Kentucky.
H.R. 5706: Mr. PETRI.
H.R. 5708: Mrs. LOWEY.
H.R. 5727: Ms. BORDALLO, Mr. GRIJALVA, and Mr. BROWN of Ohio.
H.R. 5729: Mr. GRIJALVA and Mr. BROWN of Ohio.
H.R. 5730: Mr. FOLEY.
H.R. 5731: Mr. WEXLER, Ms. WATERS, Ms. MOORE of Wisconsin, Ms. CARSON, Mr. PAYNE, Mrs. CHRISTENSEN, Mr. RUSH, Mr. JEFFERSON, and Mr. CUMMINGS.
H.R. 5733: Ms. SCHWARTZ of Pennsylvania, Mr. KUHL of New York, Mrs. KELLY, Mr. FRANK of Massachusetts, and Ms. CORRINE BROWN of Florida.
H.R. 5738: Mr. OBERSTAR.
H.R. 5743: Mr. PAUL and Mr. MILLER of Florida.
H.R. 5755: Mr. REHBERG, Mr. GINGREY, Mr. MELANCON, Ms. HERSETH, Mr. BARROW, Mr. BERRY, Mr. GENE GREEN of Texas, Ms. JACKSON-LEE of Texas, Mr. DAVIS of Alabama, Mr.

REYES, Mr. ORTIZ, Mr. HALL, Mr. COLE of Oklahoma, Mr. JONES of North Carolina, Mr. HOSTETTLER, Mr. GOODE, Mr. SULLIVAN, Mr. HAYWORTH, Mr. DAVIS of Tennessee, and Mr. BOSWELL.

H.R. 5760: Mr. RADANOVICH.

H.R. 5766: Mr. MCKEON, Mr. CAMP of Michigan, Mr. BOEHNER, Mr. OTTER, Mr. BISHOP of Utah, Mr. BURTON of Indiana, Mr. CARDOZA, Mr. MCCOTTER, Mr. HEFLEY, Mr. RADANOVICH, Mr. BRADY of Texas, Mr. HENSARLING, Mr. REICHERT, and Mr. CRENSHAW.

H.R. 5767: Mr. OWENS, Mr. TANCREDO, Mr. CARTER, Mr. CHANDLER, and Mr. POE.

H.R. 5771: Mr. PETERSON of Minnesota, Ms. KILPATRICK of Michigan, Mr. ISRAEL, Mr. LEACH, Mr. GUTIERREZ, Mr. UDALL of New Mexico, and Ms. MCCOLLUM of Minnesota.

H.R. 5772: Mr. DAVIS of Kentucky, Mr. PENCE, Mr. KINGSTON, Mr. CARTER, Mr. SHUSTER, Mr. GREEN of Wisconsin, Mr. WILSON of South Carolina, Mr. BAKER, and Mr. ALEXANDER.

H. Con. Res. 85: Mrs. NAPOLITANO and Mr. NUNES.

H. Con. Res. 125: Mr. ENGLISH of Pennsylvania, Mr. ENGEL, and Mr. HAYES.

H. Con. Res. 287: Mr. ALEXANDER, Mr. DEFAZIO, and Mr. UDALL of New Mexico.

H. Con. Res. 384: Mr. BOOZMAN.

H. Con. Res. 396: Mr. LEWIS of Georgia, Mr. GONZALEZ, and Mr. WICKER.

H. Con. Res. 404: Ms. SCHWARTZ of Pennsylvania, Ms. LINDA T. SÁNCHEZ of California, and Mr. WYNN.

H. Con. Res. 416: Mr. GRIJALVA and Ms. EDDIE BERNICE JOHNSON of Texas.

H. Con. Res. 445: Mr. ROHRABACHER.

H. Res. 295: Mr. RUPPERSBERGER and Mr. LATOURETTE.

H. Res. 490: Mr. Markey.

H. Res. 498: Mr. CASTLE.

H. Res. 533: Ms. HARMAN, Mr. GOHMERT, Ms. FOXX, Mr. ENGLISH of Pennsylvania, Mr. PEARCE, Mr. LIPINSKI, Mr. JINDAL, Mr. POMBO, Mr. WU, Mr. BRADY of Texas, Mr. HAYES, Mr. KLINE, Mr. GINGREY, Mr. LINDER, Mr. RENZI, Mr. POE, Mr. FORD, Mrs. DAVIS of California, and Mr. BRADY of Pennsylvania.

H. Res. 605: Mr. PICKERING and Mrs. KELLY.

H. Res. 688: Mr. ISRAEL and Ms. BALDWIN.

H. Res. 745: Mr. BOEHLERT, Mr. CROWLEY, Mr. LARSEN of Washington, and Mr. BILBRAY.

H. Res. 760: Mr. FORTUÑO.

H. Res. 800: Ms. LINDA T. SÁNCHEZ of California.

H. Res. 823: Mr. GINGREY, Mr. RAMSTAD, Ms. GINNY BROWN-WAITE of Florida, Mrs. MYRICK, Mr. BISHOP of Georgia, Mr. MCCOTTER, Mr. GONZALEZ, Mr. ENGLISH of Pennsylvania, Mr. WELDON of Florida, Mr. MARIO DIAZ-BALART of Florida, Mr. ISSA, Mr. WICKER, Mr. JONES of North Carolina, Mr. JINDAL, and Mr. JEFFERSON.

H. Res. 839: Mrs. CUBIN.

H. Res. 852: Mr. TERRY.

H. Res. 880: Ms. HARRIS, Mr. SCHWARZ of Michigan, Mr. PEARCE, Mr. PETERSON of Pennsylvania, Mr. JONES of North Carolina, Mr. DAVIS of Kentucky, Mr. HAYWORTH, Mr. KENNEDY of Minnesota, Mr. DAVIS of Tennessee, Mr. SESSIONS, Mr. CARTER, Mr. CULBERSON, Ms. GINNY BROWN-WAITE of Florida, Mrs. DRAKE, Mr. REYNOLDS, Mr. YOUNG of Florida, Mr. WOLF, Mr. ENGLISH of Pennsylvania, and Mr. MILLER of Florida.

H. Res. 888: Mr. BLUMENAUER, Ms. WOOLSEY, Mr. AL GREEN of Texas, and Mr. KUCINICH.

H. Res. 901: Mr. WEXLER, Ms. WATSON, Mr. SHERMAN, Mr. SNYDER, Ms. LORETTA SANCHEZ of California, Mr. LEVIN, Mr. BERRY, Mr. BERMAN, Mr. SCOTT of Georgia, Ms. MOORE of Wisconsin, Mr. ACKERMAN, Mr. RAHALL, Mr. FATTAH, Ms. NORTON, Ms. KILPATRICK of Michigan, Ms. LINDA T. SÁNCHEZ of California, Mr. EVANS, Mr. BISHOP of Georgia, Mr. WEINER, Mr. BACA, Mr. KANJORSKI, Mr. WATT, Mr. HIGGINS, Mr. DAVIS of Illinois, Mr. DAVIS of Tennessee, and Mr. CUMMINGS.

H. Res. 904: Mrs. MALONEY, Ms. KILPATRICK of Michigan, Mr. HASTINGS of Florida, and Mr. BOUCHER.

H. Res. 908: Ms. LORETTA SANCHEZ of California, Mr. SERRANO, Ms. HART, Mr. MCCOTTER, Mrs. TAUSCHER, Mr. ENGEL, Mr. DELAHUNT, Mr. BRADY of Pennsylvania, Mr. CONAWAY, Ms. DELAURO, Ms. MCCOLLUM of Minnesota, Mr. WALSH, Mr. ISSA, and Mr. RENZI.

H. Res. 911: Mr. WEXLER, Mr. MCCOTTER, Mr. MCDERMOTT, Ms. WATSON, Mr. HIGGINS, Mr. FITZPATRICK of Pennsylvania, Mr. BLUMENAUER, Ms. BORDALLO, Mrs. NAPOLITANO, Mr. ISRAEL, Ms. LEE, Mr. FALEOMAVAEGA, Mr. HASTINGS of Florida, Mr. LEACH, Mrs. MCCARTHY, Mr. RAMSTAD, Mr. ISSA, Ms. MCCOLLUM of Minnesota, Mr. DELAHUNT, Mr. CARTER, Mr. DOOLITTLE, Mr. FOSSELLA, Mr. FOLEY, Mr. ENGEL, Mr. SHAYS, Mr. HOLT, Mr. PALLONE, Mr. CARDOZA, Mr. COSTA, Mr. MEEKS of New York, Mr. BERMAN, Mr. PASCRELL, Mr. MATHESON, Mr. ETHERIDGE, Mr. MARKEY, Mr. JEFFERSON, Mr. HENSARLING, Mr. ROGERS of Michigan, Mr. UPTON, Mr. LYNCH, Mr. SCHIFF, Mr. FLAKE, Mrs. MALONEY, Ms. BERKLEY, Mr. WEINER, Mr. ROTHMAN, Mr. TOM DAVIS of Virginia, Mrs. CHRISTENSEN, Mr. DAVIS of Florida, Mr. DAVIS of Tennessee, Mr. BOUSTANY, Mr. KIRK, Mr. DOGGETT, Mr. BOREN, Mr. CONYERS, Ms. HARRIS, Mr. BURTON of Indiana, Mr. THOMPSON of Mississippi, Mr. NADLER, Mr. MORAN of Virginia, Mr. BROWN of Ohio, Mr. TANCREDO, Mr. MEEHAN, Mr. DICKS, Mr. DAVIS of Tennessee, Mr. HONDA, Mr. SWEENEY, Mr. MCGOVERN, Ms. SCHAKOWSKY, Ms. SCHWARTZ of Pennsylvania, Mr. CANNON, Mr. LEVIN, Mr. MICHAUD, Mr. LANTOS, and Mr. CALVERT.

H. Res. 912: Mr. CASE, Mr. SCOTT of Georgia, and Mr. CROWLEY.

MONDAY, JULY 17, 2006 (69)

¶69.1 APPOINTMENT OF SPEAKER PRO TEMPORE

The House was called to order at 12:30 p.m. by the SPEAKER pro tempore, Mr. BOUSTANY, who laid before the House the following communication:

WASHINGTON, DC,
July 17, 2006.

I hereby appoint the Honorable CHARLES W. BOUSTANY, Jr. to act as Speaker pro tempore on this day.

J. DENNIS HASTERT,
Speaker of the House of Representatives.

Whereupon, pursuant to the order of the House of Tuesday, January 31, 2006, Members were recognized for morning-hour debate.

¶69.2 RECESS—12:31 P.M.

The SPEAKER pro tempore, Mr. BOUSTANY, pursuant to clause 12(a) of rule I, declared the House in recess at 12 o'clock and 31 minutes p.m., until 2 p.m.

¶69.3 AFTER RECESS—2 P.M.

The SPEAKER pro tempore, Mr. GOHMERT, called the House to order.

¶69.4 APPROVAL OF THE JOURNAL

The SPEAKER pro tempore, Mr. GOHMERT, announced he had examined and approved the Journal of the proceedings of Thursday, July 13, 2006.

Pursuant to clause 1, rule I, the Journal was approved.

¶69.5 COMMUNICATIONS

Executive and other communications, pursuant to clause 8, rule XII, were referred as follows:

Under clause 8 of rule XII, executive communications were taken from the Speaker's table and referred as follows:

8562. A letter from the Secretary of the Navy, Department of Defense, transmitting notification that the Nunn-McCurdy Unit Cost has breached the ''Original'' Acquisition Program Baseline (APB) for the enclosed programs, pursuant to 10 U.S.C. 2433(e)(1); to the Committee on Armed Services.

8563. A letter from the Under Secretary for Acquisitions, Technology and Logisitics, Department of Defense, transmitting a report on the budgeting of the Department of Defense for the sustainment of key military equipment, pursuant to Public Law 109-163, section 361; to the Committee on Armed Services.

8564. A letter from the Chairman, Board of Governors of the Federal Reserve System, transmitting the sixteenth annual report on the Profitability of Credit Card Operations of Depository Institutions, pursuant to 15 U.S.C. 1637 note. Public Law 100-583, section 8 (102 Stat. 2969); to the Committee on Financial Services.

8565. A letter from the Chairman, Board of Governors of the Federal Reserve System, transmitting the Ninety-Second Annual Report of the Board of Governors of the Federal Reserve System covering operations during calendar year 2005; to the Committee on Financial Services.

8566. A letter from the Assistant Secretary for Legislative Affairs, Department of the Treasury, transmitting the Department's status of the quardrennial report mandated by Section 721 of the Defense Producation Act of 1950, pursuant to 50 U.S.C. 2170(k); to the Committee on Financial Services.

8567. A letter from the Acting Chairman and President, Export-Import Bank, transmitting a report on transactions involving U.S. exports to Angola pursuant to Section 2(b)(3) of the Export-Import Bank Act of 1945, as amended; to the Committee on Financial Services.

8568. A letter from the Acting Chairman and President, Export-Import Bank, transmitting a report on transactions involving U.S. exports to Turkey pursuant to Section 2(b)(3) of the Export-Import Bank Act of 1945, as amended; to the Committee on Financial Services.

8569. A letter from the Acting Chairman and President, Export-Import Bank, transmitting a report on transactions involving U.S. exports to Chile pursuant to Section 2(b)(3) of the Export-Import Bank Act of 1945, as amended; to the Committee on Financial Services.

8570. A letter from the Director, Office of Management and Budget, transmitting a supplemental update of the Budget for Fiscal Year 2007, pursuant to 31 U.S.C. 1106; (H. Doc. No. 109-122); to the Committee on the Budget and ordered to be printed.

8571. A letter from the Acting Administrator, National Highway Traffic Safety Administration, Department of Commerce, transmitting the Department's report on the activites to improve coordination and communication with respect to the implementation of E-911 services, pursuant to 47 U.S.C. 942 Public Law 108-494, section 104; to the Committee on Energy and Commerce.

8572. A letter from the Secretary, Department of Health and Human Services, transmitting the Department's report, pursuant to section 101 of the Public Health Security and Bioterrorism Preparedness and Response Act of 2002; to the Committee on Energy and Commerce.

8573. A letter from the Secretary, Department of Education, transmitting the fifty-second Semiannual Report to Congress on management decisions and final actions taken on audit recommendations, covering the period October 1, 2005 through March 31, 2006 in compliance with the Inspector General Act Amendments of 1988, pursuant to 5 U.S.C. app. (Insp. Gen. Act) section 5(b); to the Committee on Government Reform.

8574. A letter from the Chief Administrative Officer, transmitting the quarterly report of receipts and expenditures of appropriations and other funds for the period April 1, 2006 through June 30, 2006 as compiled by the Chief Administrative Officer, pursuant to 2 U.S.C. 104a Public Law 88-454; (H. Doc. No. 109-121); to the Committee on House Administration and ordered to be printed.

8575. A letter from the Secretary, Department of the Interior, transmitting notification of payments to eligible governments in the State of Illinois for Fiscal Year 2006 under the Payments in Lieu of Taxes (PILT) program; to the Committee on Resources.

8576. A letter from the Deputy Assistant Administrator for Operations, NMFS, National Oceanic and Atmospheric Administration, transmitting the Administration's final rule — Fisheries of the Exclusive Economic Zone Off Alaska; Seasonal Closure of Chiniak Gully in the Gulf of Alaska to Trawl Fishing [Docket No. 060307059-6135-02; I.D. 030106B] (RIN: 0648-AU15) received June 9, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Resources.

8577. A letter from the Deputy Assistant Administrator for Regulatory Programs, NMFS, National Oceanic and Atmospheric Administration, transmitting the Administration's final rule — Fisheries of the Caribbean; Gulf of Mexico, and South Atlantic; Gulf of Mexico Recreational Grouper Fishery Management Measures [Docket No. 060322083-6147-02; I.D. 032006C] (RIN: 0648-AU04) received July 6, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Resources.

8578. A letter from the Acting Deputy Assistant Administrator for Regulatory Programs, NMFS, National Oceanic and Atmospheric Administration, transmitting the Administration's final rule — Fisheries of the Exclusive Economic Zone Off Alaska; Allocating Bering Sea and Aleutian Islands King and Tanner Crab Fishery Resources [Docket No. 060227052-6139-02; I.D. 021606B] (RIN: 0648-AU06) received June 16, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Resources.

8579. A letter from the Acting Deputy Assistant Administrator for Regulatory Programs, NMFS, National Oceanic and Atmospheric Administration, transmitting the Administration's final rule — Fisheries of the Northeastern United States; Atlantic Sea Scallop Fishery; Framework 18 [Docket No. 060314069-6138-002; I.D. 030306B] (RIN: 0648-AT25) received June 16, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Resources.

8580. A letter from the Acting Deputy Administrator for Regulatory Programs, NMFS, National Oceanic and Atmospheric Administration, transmitting the Administration's final rule — NOAA Information Collection Requirements Under the Paperwork Reduction Act; OMB Control Numbers; Fisheries Off West Coast States; Fisheries in the Western Pacific; Correction [Docket No. 060327086-6130-02; I.D. 032306A] (RIN: 0648-AU21) received June 9, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Resources.

8581. A letter from the Assistant Administrator for Fisheries, NMFS, National Oceanic and Atmospheric Administration, transmitting the Administration's final rule — Fisheries of the Caribbean, Gulf of Mexico, and South Atlantic; Coastal Migratory Pelagic Resources of the Gulf of Mexico and South Atlantic; Reef Fish Fishery of the Gulf of Mexico; Limited Access Program for Gulf Charter Vessels and Headboats [Docket No. 060216043-6123-02; I.D. 021306C] (RIN: 0648-AS70) received June 16, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Resources.

8582. A letter from the Assistant Administrator for Fisheries, NMFS, National Oceanic and Atmospheric Administration, transmitting the Administration's final rule — Taking of Marine Mammals Incidental to Commercial Fishing Operations; Bottlenose Dolphin Take Reduction Plan Regulations; Sea Turtle Conservation; Restrictions to Fishing Activities [Docket No. 040903253-5337-02; I.D. 081104H] (RIN: 0648-AR39) received June 8, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Resources.

8583. A letter from the Assistant Administrator for Fisheries, NMFS, National Oceanic and Atmospheric Administration, transmitting the Administration's final rule — Fisheries of the Northeastern United States; Monkfish Fishery [Docket No. 060315071-6101-02; I.D. 030906C] (RIN: 0648-AT22) received May 3, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Resources.

8584. A letter from the Assistant Administrator for Fisheries, NMFS, National Oceanic and Atmospheric Administration, transmitting the Administration's final rule — Fisheries of the Northeastern United States; Atlantic Sea Scallop Fishery; Emergency Rule [Docket No. 060608158-6158-01; I.D. 051806E] (RIN: 0648-AU47) received June 26, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Resources.

8585. A letter from the Director, National Oceanic and Atmospheric Administration, transmitting the Administration's 2005 report to Congress on the ''The Status of U.S. Fisheries''; to the Committee on Resources.

8586. A letter from the Acting Director, Office of Sustainable Fisheries, NMFS, National Oceanic and Atmospheric Administration, transmitting the Administration's final rule — Fisheries of the Exclusive Economic Zone Off Alaska; Yellowfin Sole by Vessels Using Trawl Gear in Bering Sea and Aleutian Islands Management Area [Docket No. 060216045-6045-01; I.D. 041906C] received May 3, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Resources.

8587. A letter from the Acting Director, Office of Sustainable Fisheries, NMFS, National Oceanic and Atmospheric Administration, transmitting the Administration's final rule — Fisheries of the Northeastern United States; Atlantic Mackeral, Squid, and Butterfish Fisheries; Closure of the Quarter II Fishery for Loligo Squid [Docket No. 051209329-5329-01; I.D. 051806A] received June 7, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Resources.

8588. A letter from the Acting Director, Office of Sustainable Fisheries, NMFS, National Oceanic and Atmospheric Administration, transmitting the Administration's final rule — Fisheries of the Exclusive Economic Zone Off Alaska; Pacific Cod by Catcher Vessels Less Than 60 ft. (18.3m) LOA Using Pot or Hook-and-Line Gear in the Bering Sea and Aleutian Islands Management Area [Docket No. 060216045-6045-01; I.D. 052206A] received June 9, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Resources.

8589. A letter from the Acting Director, Office of Sustainable Fisheries, NMFS, National Oceanic and Atmospheric Administration, transmitting the Administration's final rule — Fisheries Off West Coast States; Pacific Coast Groundfish Fishery; Suspension of the Primary Pacific Whiting Season for the Shore-based Sector South of 42 degrees North Latitude [Docket No. 060424110-6110-01; I.D. 052406B] received June 13, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Resources.

8590. A letter from the Acting Director, Office of Sustainable Fisheries, NMFS, National Oceanic and Atmospheric Administration, transmitting the Administration's final rule — Fisheries of the Northeastern United States; Tilefish Fishery; Quota Harvested for Part-time Category [Docket No. 010319075-1217-02; I.D. 032206A] received July 10, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Resources.

8591. A letter from the Acting Director, Office of Sustainable Fisheries, NMFS, National Oceanic and Atmospheric Administration, transmitting the Administration's final rule — Fisheries of the Exclusive Economic Zone Off Alaska; Yellowfin Sole in the Bering Sea and Aleutian Islands Management Area [Docket No. 060216045-6045-01; I.D. 061506A] received July 6, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Resources.

8592. A letter from the Acting Director, Office of Sustainable Fisheries, NMFS, National Oceanic and Atmospheric Administration, transmitting the Administration's final rule — Fisheries of the Northeastern United States; Atlantic Bluefish Fishery; Quota Transfer [Docket No. 051104293-5344-02; I.D. 061206B] received July 6, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Resources.

8593. A letter from the Acting Director, Office of Sustainable Fisheries, NMFS, National Oceanic and Atmospheric Administration, transmitting the Administration's final rule — Fisheries of the Caribbean, Gulf of Mexico, and South Atlantic; Reef Fish Fishery of the Gulf of Mexico; Closure of the 2006 Deep-Water Grouper Commercial Fishery [I.D. 060806E] received July 6, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Resources.

8594. A letter from the Acting Director, Office of Sustainable Fisheries, NMFS, National Oceanic and Atmospheric Administration, transmitting the Administration's final rule — Magnuson-Stevens Fishery Conservation and Management Act Provisions; Fisheries of the Northeastern United States; Northeast Multispecies Fishery; Modification of the Gear Retsrictions for the U.S./Canada Management Area [Docket No. 040112010-4114-02; I.D. 061306A] received July 6, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Resources.

8595. A letter from the Acting Director, Office of Sustainable Fisheries, NMFS, National Oceanic and Atmospheric Administration, transmitting the Administration's final rule — Fisheries of the Exclusive Economic Zone Off Alaska; Pacific Cod by Vessels Using Trawl Gear in Bering Sea and Aleutian Islands Management [Docket No. 060216045-6045-01; I.D. 060706B] received June 22, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Resources.

8596. A letter from the Acting Director, Office of Sustainable Fisheries, NMFS, National Oceanic and Atmospheric Administration, transmitting the Administration's final rule — Fisheries of the Exclusive Economic Zone Off Alaska; Yellowfish Sole by Vessels Using Trawl Gear in Bering Sea and Aleutian Islands Management [Docket No. 060216045-6045-01; I.D. 060706C] received June 22, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Resources.

8597. A letter from the Acting Director, Office of Sustainable Fisheries, NMFS, National Oceanic and Atmospheric Administration, transmitting the Administration's final rule — Fisheries of the Economic Exclusive Zone Off Alaska; Shallow-Water Species Fishery by Vessels Using Trawl Gear in the Gulf of Alaska [Docket No. 060216044-6044-01; I.D. 060806A] received June 22, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Resources.

8598. A letter from the Executive Director and Chief Executive Officer, American Chemical Society, transmitting the Society's Annual Report and the Audited Finanical Statements for the calendar year 2005, pursuant to 36 U.S.C. 1101(2) and 1103; to the Committee on the Judiciary.

8599. A letter from the Congressional Scouting Caucus, transmitting the 2005 Boy Scouts of America Annual Report; to the Committee on the Judiciary.

8600. A letter from the Assistant Attorney General, Department of Justice, transmitting the Department's annual report on U.S. Government Efforts to Combat Trafficking in Persons in Fiscal Year 2005, pursuant to 22 U.S.C. 7103(d)(7); to the Committee on the Judiciary.

8601. A letter from the Assistant Attorney, Department of Justice, transmitting the Department's report providing an estimate of the dollar amount of claims (together with related fees and expenses of witnesses) that, by reason of the acts or omissions of free clinic health professionals are paid for 2005, pursuant to 42 U.S.C. 233(o); to the Committee on the Judiciary.

8602. A letter from the Attorney, National Council on Radiation Protection and Measurements, transmitting the 2005 Annual Report of independent auditors who have audited the records of the National Council on Radiation Protection and Measurements, pursuant to 36 U.S.C. 10101(b)(1) and 150909; to the Committee on the Judiciary.

8603. A letter from the Director, National Legislative Commission, American Legion, transmitting a copy of the Legion's financial statements as of December 31, 2005; to the Committee on the Judiciary.

8604. A letter from the Staff Director, United States Commission on Civil Rights, transmitting notification that the Commission recently appointed members to the Florida and Kentucky advisory committees; to the Committee on the Judiciary.

8605. A letter from the Staff Director, United States Sentancing Commission, transmitting the Department's report on the Impact of United States v. Booker on Federal Sentancing as required by S. Report. No. 109-109, which accompanied Pub. L. 109-115; to the Committee on the Judiciary.

8606. A letter from the Chairman and General Counsel, Washington Legal Foundation, transmitting the Foundation's 2005 Annual Report; to the Committee on the Judiciary.

8607. A letter from the Director, FEMA, Department of Homeland Security, transmitting notification that funding under Title V, subsection 503(b)(3) of the Robert T. Stafford Disaster Relief and Emergency Assistance Act, as amended, has exceeded $5 million for the response to the emergency declared as a result the influx of evacuees from areas struck by Hurricane Katrina beginning on August 29, 2005 in the Commonwealth of Massachusetts, pursuant to 42 U.S.C. 5193; to the Committee on Transportation and Infrastructure.

8608. A letter from the Assistant Secretary for Civil Works, Department of the Army, Department of Defense, transmitting the Administration's position on the budgeting of the Arkansas River Navigation Study-McClellan-Kerr Arkansas River Navigation System, Arkansas and Oklahoma; to the Committee on Transportation and Infrastructure.

8609. A letter from the Assistant Secretary for Legislative and Intergovernmental Affairs, Department of Homeland Security, transmitting the Department's annual report regarding actions of foreign-flag vessels and their Flag Administrations for 2006; to the Committee on Transportation and Infrastructure.

8610. A letter from the Secretary, Department of Transportation, transmitting a report entitled, ''Fundamental Properties of Asphalts and Modified Asphalts-II'' submitted in accordance with Section 6016(e) of the Intermodal Surface Transportation Efficiency Act of 1991 (ISTEA), Pub. L. 102-240, and Section 5117(b)(5) of the Transportation Equity Act of the 21st Century (TEA-21) and the extension of those provisions through FY 2005; to the Committee on Transportation and Infrastructure.

¶69.6 COMMUNICATION FROM THE CLERK—MESSAGE FROM THE SENATE

The SPEAKER pro tempore, Mr. GOHMERT, laid before the House a communication, which was read as follows:

OFFICE OF THE CLERK,
HOUSE OF REPRESENTATIVES,
Washington, DC, July 14, 2006.

Hon. J. DENNIS HASTERT,
The Speaker, House of Representatives, Washington, DC.

DEAR MR. SPEAKER: Pursuant to the permission granted in Clause 2(h) of Rule II of the Rules of the U.S. House of Representatives, the Clerk received the following message from the Secretary of the Senate on July 14, 2006, at 11:08 am:

That the Senate concurs in the House amendment S. 655.

That the Senate disagrees to the House amendments and agrees to Conference; appoints conferees S. 250.

That the Senate agreed to S. Con. Res. 109.

That the Senate passed S. 3525.

With best wishes, I am,

Sincerely,

KAREN L. HAAS,
Clerk of the House.

¶69.7 MARINE MAMMAL PROTECTION

Mr. RENZI moved to suspend the rules and pass the bill (H.R. 4075) to amend the Marine Mammal Protection Act of 1972 to provide for better understanding and protection of marine mammals, and for other purposes; as amended.

The SPEAKER pro tempore, Mr. GOHMERT, recognized Mr. RENZI and Mr. RAHALL, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and pass said bill, as amended?

The SPEAKER pro tempore, Mr. GOHMERT, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill, as amended, was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill, as amended, was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

¶69.8 SPRINGFIELD ARMORY NATIONAL HISTORIC SITE

Mr. RENZI moved to suspend the rules and pass the bill (H.R. 4376) to authorize the National Park Service to enter into a cooperative agreement with the Commonwealth of Massachusetts on behalf of Springfield Technical Community College, and for other purposes; as amended.

The SPEAKER pro tempore, Mr. GOHMERT, recognized Mr. RENZI and Mr. RAHALL, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and pass said bill, as amended?

The SPEAKER pro tempore, Mr. GOHMERT, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill, as amended, was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill, as amended, was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

¶69.9 NATIONAL TRAILS SYSTEM

Mr. RENZI moved to suspend the rules and pass the bill (H.R. 3085) to amend the National Trails System Act to update the feasibility and suitability study originally prepared for the Trail of Tears National Historic rail and provide for the inclusion of new trail segments, land components, and campgrounds associated with that trail, and for other purposes; as amended.

The SPEAKER pro tempore, Mr. GOHMERT, recognized Mr. RENZI and Mr. RAHALL, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and pass said bill, as amended?

The SPEAKER pro tempore, Mr. GOHMERT, announced that two-thirds of the Members present had voted in the affirmative.

Mr. RENZI demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mr. GOHMERT, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed.

¶69.10 NATIONAL CAPITAL TRANSPORTATION

Mr. Tom DAVIS of Virginia moved to suspend the rules and pass the bill (H.R. 3496) to amend the National Capital Transportation Act of 1969 to authorize additional Federal contributions for maintaining and improving the transit system of the Washington Metropolitan Area Transit Authority, and for other purposes; as amended.

The SPEAKER pro tempore, Mr. GOHMERT, recognized Mr. Tom DAVIS of Virginia and Mr. HENSARLING, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and pass said bill, as amended?

The SPEAKER pro tempore, Mr. ADERHOLT, announced that two-thirds of the Members present had voted in the affirmative.

Mr. HENSARLING demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mr. ADERHOLT, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed.

¶69.11 FEDERAL JUDICIARY EMERGENCY TOLLING

Mr. SENSENBRENNER moved to suspend the rules and pass the bill (H.R. 3729) to provide emergency authority to delay or toll judicial proceedings in United States district and circuit courts; as amended.

The SPEAKER pro tempore, Mr. ADERHOLT, recognized Mr. SENSENBRENNER and Mr. CONYERS, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and pass said bill, as amended?

The SPEAKER pro tempore, Mr. ADERHOLT, announced that two-thirds of the Members present had voted in the affirmative.

Mr. SENSENBRENNER demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mr. ADERHOLT, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed.

¶69.12 VOLUNTEER PILOT ORGANIZATION PROTECTION

Mr. SENSENBRENNER moved to suspend the rules and pass the bill (H.R. 1871) to provide liability protection to nonprofit volunteer pilot organizations flying for public benefit and to the pilots and staff of such organizations; as amended.

The SPEAKER pro tempore, Mr. ADERHOLT, recognized Mr. SENSENBRENNER and Mr. CONYERS, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and pass said bill, as amended?

The SPEAKER pro tempore, Mr. ADERHOLT, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill, as amended, was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill, as amended, was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

¶69.13 SELF-EMPLOYMENT STATE TAXATION

Mr. SENSENBRENNER moved to suspend the rules and pass the bill (H.R. 4019) to amend title 4 of the United States Code to clarify the treatment of self-employment for purposes of the limitation on State taxation of retirement income; as amended.

The SPEAKER pro tempore, Mr. ADERHOLT, recognized Mr. SENSENBRENNER and Mr. CONYERS, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and pass said bill, as amended?

The SPEAKER pro tempore, Mr. ADERHOLT, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill, as amended, was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill, as amended, was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

¶69.14 RECESS—3:38 P.M.

The SPEAKER pro tempore, Mr. ADERHOLT, pursuant to clause 12(a) of rule I, declared the House in recess at 3 o'clock and 38 minutes p.m., until approximately 6:30 p.m.

¶69.15 AFTER RECESS—6:30 P.M.

The SPEAKER pro tempore, Mr. PETRI, called the House to order.

¶69.16 COMMUNICATION REGARDING SUBPOENA

The SPEAKER pro tempore, Mr. PETRI, laid before the House the following communication from Mr. NORWOOD:

U.S. CONGRESS,
HOUSE OF REPRESENTATIVES,
Washington, DC, July 17, 2006.

Hon. J. Dennis Hastert,
Speaker, House of Representtives, Washington DC.

DEAR MR. SPEAKER: This is to notify you formally, pursuant to rule VIII of the Rules of the House of Representatives, that I have been served with a civil deposition subpoena, issued by the Superior Court of Fulton County, GA, for documents and testimony.

After consultation with the Office of General Counsel, I have determined that compliance with the subpoena is consistent with the precedents and privileges of the House.

Sincerely,

CHARLIE NORWOOD,
Member of Congress.

¶69.17 H.R. 3085—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mr. PETRI, pursuant to clause 8, rule XX, announced the unfinished business to be the motion to suspend the rules and pass the bill (H.R. 3085) to amend the National Trails System Act to update the feasibility and suitability study originally prepared for the Trail of Tears National Historic rail and provide for the inclusion of new trail segments, land components, and campgrounds associated with that trail, and for other purposes; as amended.

The question being put,

Will the House suspend the rules and pass said bill, as amended?

The vote was taken by electronic device.

It was decided in the affirmative ..... { Yeas ..... 356 / Nays 5

¶69.18 [Roll No. 375]

YEAS—356

Ackerman
Aderholt
Akin
Alexander
Allen
Baca
Bachus
Baird
Baker
Baldwin
Barrett (SC)
Barrow
Bartlett (MD)
Barton (TX)
Bass
Bean
Becerra
Berkley
Berman
Berry
Biggert
Bilbray
Bishop (GA)
Bishop (NY)
Bishop (UT)
Blackburn
Blunt
Boehlert
Boehner
Bonner
Bono
Boren
Boswell
Boucher
Boustany
Boyd
Bradley (NH)
Brady (PA)
Brady (TX)
Brown (SC)
Brown-Waite, Ginny
Burton (IN)
Butterfield
Buyer
Camp (MI)
Campbell (CA)
Cantor
Capito
Capps
Capuano
Cardin
Cardoza
Carnahan
Carson
Carter
Castle
Chabot
Chandler
Chocola
Clay
Cleaver
Clyburn
Cole (OK)
Conaway
Conyers
Cooper
Costa
Crenshaw
Crowley
Cubin
Cuellar
Culberson
Cummings
Davis (AL)
Davis (CA)
Davis (KY)
Davis (TN)
Davis, Jo Ann
Davis, Tom
DeFazio
DeGette
Delahunt
DeLauro
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Dicks
Doggett
Doyle
Drake
Dreier
Duncan
Edwards
Ehlers
Emanuel
Emerson
Engel
English (PA)
Eshoo
Etheridge
Everett
Farr
Feeney
Ferguson
Filner
Foley
Forbes
Fortenberry
Fossella
Frank (MA)
Franks (AZ)
Gerlach
Gibbons
Gilchrest
Gillmor
Gingrey
Gohmert
Gonzalez
Goode
Goodlatte
Gordon
Granger
Graves
Green, Al
Green, Gene
Grijalva
Gutknecht
Hall
Harman
Hart
Hastings (FL)
Hastings (WA)
Hayworth
Hefley
Hensarling
Herger
Herseth
Higgins
Hinchey
Hinojosa
Hobson
Hoekstra
Holden
Holt
Honda
Hooley
Hostettler
Hoyer
Hunter
Hyde
Inslee
Israel
Issa
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Jenkins
Johnson (CT)
Johnson (IL)
Johnson, E. B.
Jones (OH)
Kanjorski
Kaptur
Keller
Kelly
Kennedy (MN)
Kennedy (RI)
Kildee
Kilpatrick (MI)
King (IA)
King (NY)
Kirk
Kline
Knollenberg
Kolbe
Kucinich
Kuhl (NY)
Langevin
Larsen (WA)
Larson (CT)
Latham
LaTourette
Leach
Levin
Lewis (CA)
Lewis (GA)
Lewis (KY)
Linder
LoBiondo
Lofgren, Zoe
Lowey
Lucas
Lungren, Daniel E.
Lynch
Mack
Maloney
Manzullo
Marchant
Markey
Marshall
Matsui
McCarthy
McCaul (TX)
McCollum (MN)
McCotter
McCrery
McDermott
McGovern
McHenry
McHugh
McIntyre
McKeon
McMorris
McNulty
Meehan
Meek (FL)
Meeks (NY)
Melancon
Mica
Michaud
Millender-McDonald
Miller (FL)
Miller (MI)
Miller (NC)
Miller, Gary
Mollohan
Moore (KS)
Moore (WI)
Moran (KS)
Moran (VA)
Murphy
Murtha
Musgrave
Myrick
Napolitano
Neal (MA)
Neugebauer
Ney
Norwood
Nunes
Oberstar
Obey
Olver
Ortiz
Osborne
Otter
Pallone
Pastor
Payne
Pearce
Pelosi
Peterson (MN)
Petri
Pickering
Pitts
Platts
Poe

Pombo
Pomeroy
Porter
Putnam
Radanovich
Rahall
Ramstad
Rangel
Regula
Rehberg
Reichert
Renzi
Reyes
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Ros-Lehtinen
Ross
Roybal-Allard
Royce
Ruppersberger
Rush
Ryan (OH)
Ryan (WI)
Ryun (KS)
Sabo
Salazar
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Saxton
Schakowsky
Schiff
Schmidt
Scott (GA)
Scott (VA)
Sensenbrenner
Serrano
Shadegg
Shaw
Shays
Sherman
Sherwood
Shimkus
Simmons
Simpson
Skelton
Slaughter
Smith (NJ)
Smith (TX)
Smith (WA)
Snyder
Sodrel
Solis
Souder
Spratt
Stark
Stearns
Stupak
Sullivan
Tancredo
Tanner
Tauscher
Taylor (MS)
Taylor (NC)
Thomas
Thompson (CA)
Thompson (MS)
Thornberry
Tiahrt
Tiberi
Tierney
Turner
Udall (CO)
Udall (NM)
Upton
Van Hollen
Velázquez
Visclosky
Walden (OR)
Walsh
Wamp
Wasserman Schultz
Waters
Watson
Watt
Weldon (PA)
Westmoreland
Whitfield
Wicker
Wilson (NM)
Wilson (SC)
Wolf
Woolsey
Wu
Wynn
Young (AK)

NAYS—5

Coble
Flake
Foxx
Jones (NC)
Paul

NOT VOTING—71

Abercrombie
Andrews
Beauprez
Bilirakis
Blumenauer
Bonilla
Boozman
Brown (OH)
Brown, Corrine
Burgess
Calvert
Cannon
Case
Costello
Cramer
Davis (FL)
Davis (IL)
Deal (GA)
Dingell
Doolittle
Evans
Fattah
Fitzpatrick (PA)
Ford
Frelinghuysen
Gallegly
Garrett (NJ)
Green (WI)
Gutierrez
Harris
Hayes
Hulshof
Inglis (SC)
Istook
Jindal
Johnson, Sam
Kind
Kingston
LaHood
Lantos
Lee
Lipinski
Matheson
McKinney
Miller, George
Nadler
Northup
Nussle
Owens
Oxley
Pascrell
Pence
Peterson (PA)
Price (GA)
Price (NC)
Pryce (OH)
Rothman
Schwartz (PA)
Schwarz (MI)
Sessions
Shuster
Strickland
Sweeney
Terry
Towns
Waxman
Weiner
Weldon (FL)
Weller
Wexler
Young (FL)

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill, as amended, was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill, as amended, was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

¶69.19 H.R. 3496—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mr. PETRI, pursuant to clause 8, rule XX, announced the further unfinished business to be the motion to suspend the rules and pass the bill (H.R. 3496) to amend the National Capital Transportation Act of 1969 to authorize additional Federal contributions for maintaining and improving the transit system of the Washington Metropolitan Area Transit Authority, and for other purposes; as amended.

The question being put,

Will the House suspend the rules and pass said bill, as amended?

The vote was taken by electronic device.

It was decided in the affirmative ..... { Yeas ..... 242 / Nays 120

¶69.20 [Roll No. 376]

YEAS—242

Ackerman
Allen
Baca
Baird
Baldwin
Barrow
Bass
Becerra
Berkley
Berman
Berry
Bilbray
Bishop (GA)
Bishop (NY)
Blunt
Boehlert
Boehner
Boren
Boswell
Boucher
Boustany
Boyd
Brady (PA)
Brady (TX)
Brown-Waite, Ginny
Burton (IN)
Butterfield
Buyer
Capito
Capps
Cardin
Cardoza
Carnahan
Carson
Castle
Chandler
Clay
Cleaver
Clyburn
Cole (OK)
Conyers
Costa
Crenshaw
Crowley
Cuellar
Cummings
Davis (AL)
Davis (CA)
Davis (TN)
Davis, Tom
DeFazio
DeGette
Delahunt
DeLauro
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Dicks
Doggett
Doyle
Dreier
Edwards
Ehlers
Emanuel
Emerson
Engel
English (PA)
Eshoo
Etheridge
Farr
Ferguson
Filner
Foley
Fortenberry
Fossella
Frank (MA)
Gerlach
Gilchrest
Gillmor
Gonzalez
Gordon
Graves
Green, Al
Green, Gene
Grijalva
Hall
Harman
Hastings (FL)
Hastings (WA)
Herseth
Higgins
Hinchey
Hinojosa
Hobson
Holden
Holt
Honda
Hooley
Hoyer
Hunter
Inslee
Israel
Issa
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Johnson (CT)
Johnson, E. B.
Jones (OH)
Kanjorski
Kaptur
Kennedy (RI)
Kildee
Kilpatrick (MI)
King (NY)
Kirk
Kolbe
Kucinich
Kuhl (NY)
Langevin
Larsen (WA)
Larson (CT)
Latham
LaTourette
Leach
Levin
Lewis (CA)
Lewis (GA)
Linder
Lofgren, Zoe
Lowey
Lucas
Lynch
Maloney
Marshall
Matsui
McCarthy
McCollum (MN)
McCotter
McCrery
McDermott
McGovern
McHugh
McIntyre
McNulty
Meehan
Meek (FL)
Melancon
Mica
Michaud
Millender-McDonald
Miller (MI)
Miller (NC)
Mollohan
Moore (KS)
Moore (WI)
Moran (VA)
Murtha
Napolitano
Neal (MA)
Nunes
Oberstar
Olver
Ortiz
Osborne
Pallone
Pastor
Payne
Pelosi
Pickering
Platts
Pombo
Pomeroy
Porter
Rahall
Rangel
Regula
Renzi
Reyes
Reynolds
Rogers (AL)
Ros-Lehtinen
Ross
Roybal-Allard
Ruppersberger
Rush
Ryan (OH)
Sabo
Salazar
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Saxton
Schakowsky
Schiff
Scott (GA)
Scott (VA)
Serrano
Shays
Sherman
Sherwood
Shimkus
Simmons
Simpson
Skelton
Slaughter
Smith (NJ)
Smith (TX)
Smith (WA)
Snyder
Solis
Souder
Spratt
Stupak
Tanner
Tauscher
Thomas
Thompson (CA)
Thompson (MS)
Tiahrt
Tiberi
Turner
Udall (CO)
Udall (NM)
Van Hollen
Velázquez
Visclosky
Walden (OR)
Walsh
Wasserman Schultz
Waters
Watson
Watt
Weldon (PA)
Whitfield
Wicker
Wilson (NM)
Wolf
Woolsey
Wu
Wynn
Young (AK)

NAYS—120

Aderholt
Akin
Alexander
Bachus
Baker
Barrett (SC)
Bartlett (MD)
Barton (TX)
Bean
Biggert
Bishop (UT)
Blackburn
Bonner
Bono
Bradley (NH)
Brown (SC)
Camp (MI)
Campbell (CA)
Cantor
Capuano
Carter
Chabot
Chocola
Coble
Conaway
Cooper
Cubin
Culberson
Davis (KY)
Davis, Jo Ann
Drake
Duncan
Everett
Feeney
Flake
Forbes
Foxx
Franks (AZ)
Frelinghuysen
Gibbons
Gingrey
Gohmert
Goode
Goodlatte
Granger
Gutknecht
Hart
Hayworth
Hefley
Hensarling
Herger
Hoekstra
Hostettler
Hyde
Jenkins
Johnson (IL)
Jones (NC)
Keller
Kelly
Kennedy (MN)
King (IA)
Kline
Knollenberg
Lewis (KY)
LoBiondo
Lungren, Daniel E.
Mack
Manzullo
Marchant
Markey
McCaul (TX)
McHenry
McKeon
McMorris
Miller (FL)
Miller, Gary
Moran (KS)
Murphy
Musgrave
Myrick
Neugebauer
Ney
Norwood
Obey
Otter
Paul
Pearce
Peterson (MN)
Petri
Pitts
Poe
Putnam
Radanovich
Ramstad
Rehberg
Reichert
Rogers (KY)
Rogers (MI)
Rohrabacher
Royce
Ryan (WI)
Ryun (KS)
Schmidt
Sensenbrenner
Shadegg
Shaw
Sodrel
Stark
Stearns
Sullivan
Tancredo
Taylor (MS)
Taylor (NC)
Thornberry
Tierney
Upton
Wamp
Weldon (FL)
Westmoreland
Wilson (SC)

NOT VOTING—70

Abercrombie
Andrews
Beauprez
Bilirakis
Blumenauer
Bonilla
Boozman
Brown (OH)
Brown, Corrine
Burgess
Calvert
Cannon
Case
Costello
Cramer
Davis (FL)
Davis (IL)
Deal (GA)
Dingell
Doolittle
Evans
Fattah
Fitzpatrick (PA)
Ford
Gallegly
Garrett (NJ)
Green (WI)
Gutierrez
Harris
Hayes
Hulshof
Inglis (SC)
Istook
Jindal
Johnson, Sam
Kind
Kingston
LaHood
Lantos
Lee
Lipinski
Matheson
McKinney
Meeks (NY)
Miller, George
Nadler
Northup
Nussle
Owens
Oxley
Pascrell
Pence
Peterson (PA)
Price (GA)
Price (NC)
Pryce (OH)
Rothman
Schwartz (PA)
Schwarz (MI)
Sessions
Shuster
Strickland
Sweeney
Terry
Towns
Waxman
Weiner
Weller
Wexler
Young (FL)

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill, as amended, was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill, as amended, was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

¶69.21 H.R. 3729—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mr. PETRI, pursuant to clause 8, rule XX, announced the further unfinished business to be the motion to suspend the rules and pass the bill (H.R. 3729) to provide emergency authority to delay or toll judicial proceedings in United States district and circuit courts; as amended.

The question being put,

Will the House suspend the rules and pass said bill, as amended?

The vote was taken by electronic device.

It was decided in the affirmative ..... { Yeas ..... 363 / Nays 0

¶69.22 [Roll No. 377]

YEAS—363

Ackerman
Aderholt
Akin
Alexander
Allen
Baca
Bachus
Baird
Baker
Baldwin
Barrett (SC)
Barrow
Bartlett (MD)
Barton (TX)
Bass
Bean
Becerra
Berkley
Berman
Berry
Biggert
Bilbray
Bishop (GA)
Bishop (NY)
Bishop (UT)
Blackburn
Blunt
Boehlert
Boehner
Bonner
Bono
Boren
Boswell
Boucher
Boustany
Boyd
Bradley (NH)
Brady (PA)
Brady (TX)
Brown (SC)
Brown-Waite, Ginny
Burgess
Burton (IN)
Butterfield
Buyer
Camp (MI)
Campbell (CA)
Cantor
Capito
Capps
Capuano
Cardin
Cardoza
Carnahan
Carson
Carter
Castle
Chabot
Chandler
Chocola
Clay
Cleaver
Clyburn
Coble
Cole (OK)
Conaway
Conyers
Cooper
Costa
Crenshaw
Crowley
Cubin
Cuellar
Culberson
Cummings
Davis (AL)
Davis (CA)
Davis (KY)
Davis (TN)
Davis, Jo Ann
Davis, Tom
DeFazio
DeGette
Delahunt
DeLauro
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Dicks
Doggett
Doyle
Drake
Dreier
Duncan
Edwards
Ehlers
Emanuel
Emerson
Engel
English (PA)
Eshoo
Etheridge
Everett
Farr
Feeney
Ferguson
Filner
Flake
Foley
Forbes
Fortenberry
Fossella
Foxx
Frank (MA)
Franks (AZ)
Frelinghuysen
Gerlach
Gibbons
Gilchrest
Gillmor
Gingrey
Gohmert
Gonzalez
Goode
Goodlatte
Granger
Graves
Green, Al
Green, Gene
Grijalva
Gutknecht
Hall
Harman
Hart
Hastings (FL)
Hastings (WA)
Hayworth
Hefley
Hensarling
Herger
Herseth
Higgins
Hinchey
Hinojosa
Hobson
Hoekstra
Holden
Holt
Honda
Hooley
Hostettler
Hoyer
Hunter
Hyde
Inslee
Israel
Issa
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Jenkins
Johnson (CT)
Johnson (IL)
Johnson, E. B.
Jones (NC)
Jones (OH)
Kanjorski
Kaptur
Keller
Kelly
Kennedy (MN)
Kennedy (RI)
Kildee
Kilpatrick (MI)
King (IA)
King (NY)
Kirk
Kline
Knollenberg
Kolbe
Kucinich
Kuhl (NY)
Langevin
Larsen (WA)
Larson (CT)
Latham
LaTourette
Leach
Levin
Lewis (CA)
Lewis (GA)
Lewis (KY)
Linder
LoBiondo
Lofgren, Zoe
Lowey
Lucas
Lungren, Daniel E.
Lynch
Mack
Maloney
Manzullo
Marchant
Markey
Marshall
Matsui
McCarthy
McCaul (TX)
McCollum (MN)
McCotter
McCrery
McDermott
McGovern
McHenry
McHugh
McIntyre
McKeon
McMorris
McNulty
Meehan
Meek (FL)
Meeks (NY)
Melancon
Mica
Michaud
Millender-McDonald
Miller (FL)
Miller (MI)
Miller (NC)
Miller, Gary
Mollohan
Moore (KS)
Moore (WI)
Moran (KS)
Moran (VA)
Murphy
Murtha
Musgrave
Myrick
Napolitano
Neal (MA)
Neugebauer
Ney
Norwood
Nunes
Oberstar
Obey
Olver
Ortiz
Osborne
Otter
Pallone
Pastor
Paul
Payne
Pearce
Pelosi
Peterson (MN)
Petri
Pickering
Pitts
Platts
Poe
Pombo
Pomeroy
Porter
Putnam
Radanovich
Rahall
Ramstad
Rangel
Regula
Rehberg
Reichert
Renzi
Reyes
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Ros-Lehtinen
Ross
Roybal-Allard
Royce
Ruppersberger
Rush
Ryan (OH)
Ryan (WI)
Ryun (KS)
Sabo
Salazar
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Saxton
Schakowsky
Schiff
Schmidt
Scott (GA)
Scott (VA)
Sensenbrenner
Serrano
Shadegg
Shaw
Shays
Sherman
Sherwood
Shimkus
Simmons
Simpson
Skelton
Slaughter
Smith (NJ)
Smith (TX)
Smith (WA)
Snyder
Sodrel
Solis
Souder
Spratt
Stark
Stearns
Stupak
Sullivan
Tancredo
Tanner
Tauscher
Taylor (MS)
Taylor (NC)
Thomas
Thompson (CA)
Thompson (MS)
Thornberry
Tiahrt
Tiberi
Tierney
Turner
Udall (CO)
Udall (NM)
Upton
Van Hollen
Velázquez
Visclosky
Walden (OR)
Walsh
Wamp
Wasserman Schultz
Waters
Watson
Watt
Weldon (FL)
Weldon (PA)
Westmoreland
Whitfield
Wicker
Wilson (NM)
Wilson (SC)
Wolf
Woolsey
Wu
Wynn
Young (AK)

NOT VOTING—69

Abercrombie
Andrews
Beauprez
Bilirakis
Blumenauer
Bonilla
Boozman
Brown (OH)
Brown, Corrine
Calvert
Cannon
Case
Costello
Cramer
Davis (FL)
Davis (IL)
Deal (GA)
Dingell
Doolittle
Evans
Fattah
Fitzpatrick (PA)
Ford
Gallegly
Garrett (NJ)
Gordon
Green (WI)
Gutierrez
Harris
Hayes
Hulshof
Inglis (SC)
Istook
Jindal
Johnson, Sam
Kind
Kingston
LaHood
Lantos
Lee
Lipinski
Matheson
McKinney
Miller, George
Nadler
Northup
Nussle
Owens
Oxley
Pascrell
Pence
Peterson (PA)
Price (GA)
Price (NC)
Pryce (OH)
Rothman
Schwartz (PA)
Schwarz (MI)
Sessions
Shuster
Strickland
Sweeney
Terry
Towns
Waxman
Weiner
Weller
Wexler
Young (FL)

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill, as amended, was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill, as amended, was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

¶69.23 PROVIDING FOR CONSIDERATION OF H.J. RES. 88

Mr. GINGREY, by direction of the Committee on Rules, reported (Rept. No. 109–573) the resolution (H. Res. 918) providing for consideration of the joint resolution (H.J. Res. 88) proposing an amendment to the Constitution of the United States relating to marriage.

When said resolution and report were referred to the House Calendar and ordered printed.

¶69.24 FURTHER MESSAGE FROM THE SENATE

A further message from the Senate by Ms. Curtis, one of its clerks, announced that the Senate has passed without amendment a bill of the House of the following title:

H.R. 42. An Act to ensure that the right of an individual to display the flag of the United States on residential property not be abridged.

The message also announced that the Senate has passed with an amendment in which the concurrence of the House is requested, a bill of the House of the following title:

H.R. 5441. An Act making appropriations for the Department of Homeland Security for the fiscal year ending September 30, 2007, and for other purposes.

The message also announced that the Senate insists upon its amendment to the bill (H.R. 5441) ''An Act making appropriations for the Department of Homeland Security for the fiscal year ending September 30, 2007, and for other purposes.'', requests a conference with the House on the disagreeing votes of the two Houses thereon, and appoints Messrs. GREGG, COCHRAN, STEVENS, SPECTER, DOMENICI, SHELBY, CRAIG, BENNETT, ALLARD, BYRD, INOUYE, LEAHY, MS. MIKULSKI, Mr. KOHL, Mrs. MURRAY, Mr. REID, and Mrs. FEINSTEIN, to be the conferees on the part of the Senate.

¶69.25 SENATE BILL REFERRED

A bill of the Senate of the following title was taken from the Speaker's table and, under the rule, referred as follows:

S. 3525. An Act to amend subpart 2 of part B of title IV of the Social Security Act to improve outcomes for children in families affected by methamphetamine abuse and addiction, to reauthorize the promoting safe and stable families program, and for other purposes, to the Committee on Ways and Means.

¶69.26 ENROLLED BILL SIGNED

Mrs. Haas, Clerk of the House, reported and found truly enrolled a bill of the House of the following title, which was thereupon signed by the Speaker:

H.R. 2872. An Act to require the Secretary of the Treasury to mint coins in commemoration of Louis Braille.

¶69.27 SENATE ENROLLED BILL SIGNED

The SPEAKER announced his signature to an enrolled bill of the Senate of the following title:

S. 655. An Act to amend the Public Health Service Act with respect to the National Foundation for the Centers for Disease Control and Prevention.

¶69.28 LEAVE OF ABSENCE

By unanimous consent, leave of absence was granted—

To Mr. ABERCROMBIE, for today;
To Mr. DAVIS of Illinois, for today;
To Mr. KIND, for today;
To Ms. McKINNEY, for today; and
To Mrs. NORTHUP, for today and balance of the week.

And then,

¶69.29 ADJOURNMENT

On motion of Mr. MEEK of Florida, at midnight, the House adjourned.

¶69.30 REPORTS OF COMMITTEES ON PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XIII, reports of committees were delivered to the Clerk

for printing and reference to the proper calendar, as follows:

[Filed on July 14, 2006]

Mr. SENSENBRENNER: Committee on the Judiciary. H.R. 4132. A bill to amend title 18, United States Code, to provide penalties for officers and employees of the Federal Bureau of Investigation who obtain knowledge of criminal conduct within the jurisdiction of State and local prosecutors and fail to so inform those prosecutors; with an amendment (Rept. 109–564). Referred to the Committee of the Whole House on the State of the Union.

[Filed on July 17, 2006]

Mr. OXLEY: Committee on Financial Services. H.R. 5024. A bill to require annual oral testimony before the Financial Services Committee of the Chairperson or a designee of the Chairperson of the Securities and Exchange Commission, the Financial Accounting Standards Board, and the Public Company Accounting Oversight Board, relating to their efforts to promote transparency in financial reporting; with an amendment (Rept. 109–565). Referred to the Committee of the Whole House on the State of the Union.

Mr. OXLEY: Committee on Financial Services. H.R. 5068. A bill to reauthorize the operations of the Export-Import Bank, and to reform certain operations of the Bank, and for other purposes; with an amendment (Rept. 109–566). Referred to the Committee of the Whole House on the State of the Union.

Mr. POMBO: Committee on Resources. H.R. 5018. A bill to reauthorize the Magnuson-Stevens Fishery Conservation and Management Act, and for other purposes; with an amendment (Rept. 109–567). Referred to the Committee of the Whole House on the State of the Union.

Mr. POMBO: Committee on Resources. H.R. 2925. A bill to amend the Reclamation States Emergency Drought Relief Act of 1991 to extend the authority for drought assistance; with an amendment (Rept. 109–568). Referred to the Committee of the Whole House on the State of the Union.

Mr. YOUNG of Alaska: Committee on Transportation and Infrastructure. H.R. 5074. A bill to amend the Railroad Retirement Act of 1974 to provide for continued payment of railroad retirement annuities by the Department of the Treasury, and for other purposes (Rept. 109–569). Referred to the Committee of the Whole House on the State of the Union.

Mr. YOUNG of Alaska: Committee on Transportation and Infrastructure. House Concurrent Resolution 145. Resolution expressing the sense of Congress in support of a national bike month and in appreciation of cyclists and others for promoting bicycle safety and the benefits of cycling (Rept. 109–570 Pt. 1). Referred to the House Calendar.

Mr. OXLEY: Committee on Financial Services. H.R. 3043. A bill to authorize the Secretary of Housing and Urban Development to carry out a pilot program to insure zero-downpayment mortgages for one-unit residences; with an amendment (Rept. 109–571). Referred to the Committee of the Whole House on the State of the Union.

Mr. OXLEY: Committee on Financial Services. H.R. 5527. A bill to extend the authority of the Secretary of Housing and Urban Development to restructure mortgages and rental assistance for certain assisted multifamily housing; with an amendment (Rept. 109–572). Referred to the Committee of the Whole House on the State of the Union.

Mr. GINGREY: Committee on Rules. House Resolution 918. Resolution providing for consideration of the joint resolution (H.J. Res. 88) proposing an amendment to the Constitution of the United States relating to marriage (Rept. 109–573). Referred to the House Calendar.

Mr. THOMAS: Committee on Ways and Means. H.R. 5684. A bill to implement the United States-Oman Free Trade Agreement (Rept. 109–574). Referred to the Committee of the Whole House on the State of the Union.

Mr. SENSENBRENNER: Committee on the Judiciary. H.R. 1956. A bill to regulate certain State taxation of interstate commerce; and for other purposes; with an amendment (Rept. 109–575). Referred to the Committee of the Whole House on the State of the Union.

Mr. SENSENBRENNER: Committee on the Judiciary. H.R. 5323. A bill to require the Secretary of Homeland Security to provide for ceremonies on or near Independence Day for administering oaths of allegiance to legal immigrants whose applications for naturalization have been approved (Rept. 109–576). Referred to the Committee of the Whole House on the State of the Union.

¶69.31 REPORTED BILL SEQUENTIALLY REFERRED

Under clause 2 of rule XII, bills and reports were delivered to the Clerk for printing, and bills referred as follows:

Mr. BARTON of Texas: Committee on Energy and Commerce. H.R. 5337. A bill to ensure national security while promoting foreign investment and the creation and maintenance of jobs, to reform the process by which such investments are examined for any effect they may have on national security, to establish the Committee on Foreign Investment in the United States, and for other purposes, with an amendment; for a period ending not later than July 17, 2006, (Rept. 109–523, Pt. 2). Ordered to be printed.

¶69.32 COMMITTEE DISCHARGED

Pursuant to clause 2 of rule XII the Committee on Energy and Commerce discharged from further consideration. H. Con. Res. 145 referred to the House Calendar.

Pursuant to clause 2 of rule XII the Committee on International Relations discharged from further consideration. H.R. 5337 referred to the Committee of the Whole House on the State of the Union.

¶69.33 PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XII, public bills and resolutions were introduced and severally referred, as follows:

By Mr. YOUNG of Alaska (for himself, Mr. OBERSTAR, Mr. PETRI, and Mr. DEFAZIO):

H.R. 5808. A bill to authorize the Secretary of Transportation to make grants to public transportation agencies and over-the-road bus operators to improve security, and for other purposes; to the Committee on Transportation and Infrastructure.

By Ms. HART (for herself and Mr. BAIRD):

H.R. 5809. A bill to amend the Internal Revenue Code of 1986 to increase and extend the energy efficient commercial buildings deduction; to the Committee on Ways and Means.

By Mr. YOUNG of Alaska (for himself, Mr. OBERSTAR, Mr. DUNCAN, and Ms. EDDIE BERNICE JOHNSON of Texas):

H.R. 5810. A bill to amend the Comprehensive Environmental Response, Compensation, and Liability Act of 1980 to authorize funding for brownfields revitalization activities and State response programs, and for other purposes; to the Committee on Energy and Commerce, and in addition to the Committee on Transportation and Infrastructure, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. YOUNG of Alaska (for himself, Mr. OBERSTAR, Mr. LOBIONDO, and Mr. FILNER):

H.R. 5811. A bill to implement the Protocol of 1997 to the International Convention for the Prevention of Pollution from Ships, 1973, and for other purposes; to the Committee on Transportation and Infrastructure.

By Mr. YOUNG of Alaska (for himself, Mr. OBERSTAR, Mr. SHUSTER, Ms. NORTON, Mr. BACHUS, Mr. BOEHLERT, Mr. CHANDLER, Mr. DAVIS of Tennessee, Mr. DUNCAN, Mr. HIGGINS, Mr. HOLDEN, Mr. KUHL of New York, and Mr. RAHALL):

H.R. 5812. A bill to reauthorize and improve the program authorized by the Appalachian Regional Development Act of 1965; to the Committee on Transportation and Infrastructure.

By Mr. ROGERS of Alabama (for himself and Mr. MEEK of Florida):

H.R. 5813. A bill to amend the Homeland Security Act of 2002 to provide for improvements in the management and operations of the Department of Homeland Security, and for other purposes; to the Committee on Homeland Security, and in addition to the Committee on the Budget, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. KING of New York (for himself, Mr. THOMPSON of Mississippi, Mr. ROGERS of Alabama, and Mr. MEEK of Florida):

H.R. 5814. A bill to authorize appropriations for the Department of Homeland Security, and for other purposes; to the Committee on Homeland Security.

By Mr. BROWN of South Carolina (for himself and Mr. MICHAUD):

H.R. 5815. A bill to authorize major medical facility projects and major medical facility leases for the Department of Veterans Affairs for fiscal years 2006 and 2007, and for other purposes; to the Committee on Veterans' Affairs.

By Mr. FORD:

H.R. 5816. A bill to require budgeting for ongoing military operations; to the Committee on the Budget.

By Mr. INSLEE (for himself and Mr. SIMPSON):

H.R. 5817. A bill to adjust the boundary of the Minidoka Internment National Monument to include the Nidoto Nai Yoni Memorial in Bainbridge Island, Washington, and for other purposes; to the Committee on Resources.

By Mr. KOLBE:

H.R. 5818. A bill to modernize the legal tender of the United States, and for other purposes; to the Committee on Financial Services, and in addition to the Committee on the Budget, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. NADLER:

H.R. 5819. A bill to amend the Immigration and Nationality Act to exempt certain elderly persons from demonstrating an understanding of the English language and the history, principles, and form of government of the United States as a requirement for naturalization, and to permit certain other elderly persons to take the history and government examination in a language of their choice; to the Committee on the Judiciary.

By Mr. SWEENEY:

H.R. 5820. A bill to increase the security of sensitive data maintained by the Federal Government; to the Committee on Government Reform.

By Ms. WATSON:

H.R. 5821. A bill to increase community service by students at risk of education failure and thereby reduce youth and gang violence; to the Committee on Ways and Means, and in addition to the Committee on Education and the Workforce, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. ACKERMAN (for himself, Ms. ROS-LEHTINEN, Mr. LANTOS, Mr. ROYCE, Ms. WATSON, Mr. MCCOTTER, Mr. FALEOMAVAEGA, Mr. SOUDER, Mrs. MALONEY, Mr. BURTON of Indiana, Mr. BERMAN, Mr. SESSIONS, Mr. HOLT, Mr. SAXTON, Ms. MILLENDER-MCDONALD, Ms. JACKSON-LEE of Texas, Mr. MATHESON, Ms. BERKLEY, Mr. PASCRELL, Mr. ENGEL, Mr. CHANDLER, Mr. DAVIS of Florida, Mr. SMITH of Washington, Mr. UDALL of Colorado, and Mr. BROWN of Ohio):

H. Res. 915. A resolution expressing the condolences of the House of Representatives to the families and friends of the victims of the July 11, 2006, terrorist bombings in Mumbai, India, and sympathy to the people of India; to the Committee on International Relations.

By Mr. SENSENBRENNER:

H. Res. 916. A resolution impeaching Manuel L. Real, judge of the United States District Court for the Central District of California, for high crimes and misdemeanors; to the Committee on the Judiciary.

By Mr. FILNER:

H. Res. 917. A resolution providing for the consideration of the bill (H.R. 23) to amend title 46, United States Code, and title II of the Social Security Act to provide benefits to certain individuals who served in the United States merchant marine (including the Army Transport Service and the Naval Transport Service) during World War II; to the Committee on Rules.

By Ms. NORTON:

H. Res. 919. A resolution honoring Retired Lieutenant Commander Wesley Anthony Brown for his historic achievement as the first African American graduate of the United States Naval Academy and paying tribute on the occasion of July 4 to Wesley Anthony Brown and other residents of the Nation's capital who have served in the armed forces and have continued to pay taxes, both without representation in Congress; to the Committee on Armed Services, and in addition to the Committees on the Judiciary, and Government Reform, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

¶69.34 ADDITIONAL SPONSORS

Under clause 7 of rule XII, sponsors and resolutions as follows:

H.R. 97: Mrs. MYRICK.
H.R. 98: Mr. COSTA.
H.R. 356: Mr. TURNER.
H.R. 567: Mr. STARK.
H.R. 602: Mr. JINDAL.
H.R. 892: Mr. YOUNG of Alaska.
H.R. 952: Ms. WASSERMAN SCHULTZ.
H.R. 1020: Mr. CAPUANO.
H.R. 1131: Mr. STRICKLAND.
H.R. 1298: Mr. DENT.
H.R. 1345: Mrs. JONES of Ohio.
H.R. 1384: Mr. NUSSLE.
H.R. 1578: Mr. BRADY of Pennsylvania and Mrs. MYRICK.
H.R. 1658: Mr. GOODE.
H.R. 1951: Mr. MCCRERY, Mr. CARDIN, Ms. GINNY BROWN-WAITE of Florida, Mr. MORAN of Virginia, Mr. BROWN of Ohio, Ms. PRYCE of Ohio, and Mr. ROSS.
H.R. 2034: Mr. ROSS.
H.R. 2378: Mr. REHBERG.
H.R. 2488: Mr. CLAY.
H.R. 2525: Mrs. MILLER of Michigan.
H.R. 2679: Mr. TIAHRT, Ms. FOXX, Mr. SOUDER, Mr. BASS, Mr. CALVERT, and Mr. CHABOT.
H.R. 3384: Mr. DENT.
H.R. 3478: Ms. MILLENDER-MCDONALD and Ms. SCHWARTZ of Pennsylvania.
H.R. 3949: Mr. VISCLOSKY.
H.R. 4033: Ms. SCHWARTZ of Pennsylvania.
H.R. 4264: Mr. SCOTT of Virginia and Mr. WEXLER.
H.R. 4480: Mr. CHABOT and Mrs. MYRICK.
H.R. 4491: Mr. JEFFERSON.
H.R. 4517: Mrs. CHRISTENSEN and Mr. DAVIS of Illinois.
H.R. 4551: Ms. GINNY BROWN-WAITE of Florida.
H.R. 4618: Mr. SESSIONS.
H.R. 4622: Mrs. LOWEY.
H.R. 4747: Mr. OWENS, Mr. JEFFERSON, Mr. FATTAH, Ms. HOOLEY, and Mr. OLVER.
H.R. 4829: Mr. WAMP.
H.R. 4857: Mr. YOUNG of Alaska.
H.R. 4873: Mr. SABO.
H.R. 4913: Mr. CULBERSON.
H.R. 4953: Mr. MCHUGH and Ms. SLAUGHTER.
H.R. 4992: Mr. MORAN of Kansas and Mr. ETHERIDGE.
H.R. 5139: Mrs. BIGGERT.
H.R. 5159: Mr. AKIN.
H.R. 5182: Ms. BALDWIN, Ms. SCHWARTZ of Pennsylvania, Mr. ISTOOK, Mr. LATOURETTE, and Mr. GOODLATTE.
H.R. 5211: Mr. MILLER of Florida and Mr. ISSA.
H.R. 5249: Mr. CULBERSON, Mr. GILLMOR, and Mr. ROYCE.
H.R. 5250: Mr. GUTIERREZ.
H.R. 5262: Mr. CALVERT.
H.R. 5337: Mr. TERRY.
H.R. 5371: Mr. PAYNE.
H.R. 5382: Mr. MILLER of North Carolina.
H.R. 5436: Mr. PAYNE, Mr. BROWN of Ohio, Ms. JACKSON-LEE of Texas, Ms. BORDALLO, Mr. EVANS, Mr. RANGEL, Mr. CARDOZA, and Ms. WOOLSEY.
H.R. 5444: Mr. ENGEL.
H.R. 5465: Ms. MCKINNEY, Ms. BALDWIN, Mr. WEXLER, and Mr. BOUSTANY.
H.R. 5468: Mr. FEENEY.
H.R. 5475: Mr. PAUL.
H.R. 5483: Mr. RAMSTAD.
H.R. 5526: Mr. PETRI, Mr. DANIEL E. LUNGREN of California, and Mr. PICKERING.
H.R. 5533: Mrs. CAPPS.
H.R. 5536: Mr. SCHWARZ of Michigan.
H.R. 5562: Ms. BERKLEY.
H.R. 5583: Mr. HINCHEY, Mr. MILLER of North Carolina, Ms. VELÁZQUEZ, and Ms. WASSERMAN SCHULTZ.
H.R. 5602: Mr. SHAYS and Mr. CALVERT.
H.R. 5623: Mr. GRIJALVA.
H.R. 5624: Mr. PETERSON of Pennsylvania, Mr. CALVERT, and Mr. NORWOOD.
H.R. 5637: Mr. CAMPBELL of California.
H.R. 5682: Mr. CARTER, Mr. BONILLA, Mr. FOLEY, Mr. SAM JOHNSON of Texas, and Mr. LINDER.
H.R. 5694: Ms. JACKSON-LEE of Texas.
H.R. 5700: Mr. HERGER.
H.R. 5704: Mr. MCHENRY, Mr. RUPPERSBERGER, Mr. BOUSTANY, and Mr. PAYNE.
H.R. 5706: Ms. BALDWIN.
H.R. 5714: Mr. MEEK of Florida, Mr. NADLER, Ms. LEE, Mr. BROWN of Ohio, and Mr. CUMMINGS.
H.R. 5719: Mr. AKIN, Mr. KLINE, Ms. FOXX, Mr. SOUDER, Mr. MURPHY, Mr. SMITH of New Jersey, Mr. PICKERING, and Mr. PITTS.
H.R. 5731: Mr. STARK, Mr. MEEK of Florida, and Ms. NORTON.
H.R. 5755: Mr. ETHERIDGE, Ms. GINNY BROWN-WAITE of Florida, Mr. EDWARDS, Mr. BROWN of Ohio, Mr. CROWLEY, Mrs. TAUSCHER, and Ms. MCCOLLUM of Minnesota.
H.R. 5771: Ms. SCHAKOWSKY, Mr. OWENS, Mr. PAYNE, Ms. HERSETH, Ms. MATSUI, Mr. LEWIS of Georgia, Mr. NEAL of Massachusetts, Mr. WAXMAN, Mr. BROWN of Ohio, Ms. JACKSON-LEE of Texas, Mr. MORAN of Virginia, Ms. LEE, and Mr. CONYERS.
H.R. 5772: Mr. SHERWOOD, Mr. SHIMKUS, Mr. MELANCON, and Mr. BACHUS.
H.R. 5785: Mr. MANZULLO.
H.R. 5805: Mrs. NAPOLITANO.
H.J. Res. 88: Mr. BOUSTANY, Mr. CALVERT, Mr. BILBRAY, and Mr. RENZI.
H.J. Res. 90: Mr. RYAN of Ohio.
H. Con. Res. 340: Mr. DEFAZIO and Mr. WALDEN of Oregon.
H. Con. Res. 346: Mr. SULLIVAN.
H. Con. Res. 347: Mr. SHAYS.
H. Con. Res. 439: Mr. BROWN of Ohio, Ms. JACKSON-LEE of Texas, Mr. CONYERS, and Mr. MCINTYRE.
H. Con. Res. 448: Mr. NEUGEBAUER, Mr. CULBERSON, Mr. WELDON of Pennsylvania, Mr. FEENEY, Mr. MELANCON, Mr. MCCAUL of Texas, Ms. BORDALLO, Mr. CRAMER, Mr. SNYDER, Mr. MCCOTTER, Mr. ADERHOLT, Mr. FORBES, Mr. FOLEY, Mr. WU, Mr. DAVIS of Tennessee, Mr. DAVIS of Florida, Ms. JACKSON-LEE of Texas, Mr. WEXLER, Mr. SIMMONS, Mr. SHERMAN, Mr. BARTON of Texas, Mr. GORDON, Mr. MOLLOHAN, Mr. UDALL of Colorado, Mr. LIPINSKI, Mr. GARY G. MILLER of California, Mr. CAMPBELL of California, and Ms. WASSERMAN SCHULTZ.
H. Res. 765: Mr. BROWN of Ohio.
H. Res. 773: Mr. ANDREWS.
H. Res. 871: Mr. CAMPBELL of California, Mr. STRICKLAND, Mr. FOLEY, Mrs. SCHMIDT, and Mr. UPTON.
H. Res. 905: Mr. CANNON, Mr. STARK, and Mr. KUCINICH.
H. Res. 908: Mr. NEAL of Massachusetts, Mr. BISHOP of New York, Mr. GALLEGLY, Mr. DOYLE, Mr. GERLACH, and Mr. MANZULLO.
H. Res. 911: Mr. MANZULLO, Mr. BUTTERFIELD, Mr. INSLEE, Mr. BARROW, Mr. CARDIN, Mr. PENCE, Mr. MCNULTY, Mr. HOYER, Mr. JOHNSON of Illinois, Ms. HOOLEY, Ms. BEAN, Mr. FRANK of Massachusetts, Mr. FARR, Ms. PELOSI, Mr. MELANCON, Mr. KING of New York, Mr. SMITH of Washington, Mr. PAYNE, Mr. EDWARDS, Mrs. MYRICK, and Mr. VAN HOLLEN.
H. Res. 912: Mr. FORTENBERRY, Mrs. JOHNSON of Connecticut, Mr. EHLERS, Mr. HENSARLING, Mr. BURTON of Indiana, Mr. HINOJOSA, Mr. DOYLE, Ms. BEAN, Mr. GILCHREST, Mr. PORTER, Mr. JONES of North Carolina, Mr. LEACH, Mr. SHAYS, Mr. MANZULLO, Mr. GARRETT of New Jersey, Mr. PAYNE, Mr. ISRAEL, Mr. FRANK of Massachusetts, Mr. BACHUS, Ms. PRYCE of Ohio, Mrs. MALONEY, Mr. PUTNAM, Mrs. KELLY, Mr. DAVIS of Kentucky, and Mr. GERLACH.

TUESDAY, JULY 18, 2006 (70)

¶70.1 APPOINTMENT OF SPEAKER PRO TEMPORE

The House was called to order by the SPEAKER pro tempore, Mr. PETRI, who laid before the House the following communication:

WASHINGTON, DC.
July 18, 2006.

I hereby appoint the Honorable THOMAS E. PETRI to act as Speaker pro tempore on this day.

J. DENNIS HASTERT,
Speaker of the House of Representatives.

Whereupon, pursuant to the order of the House of Tuesday, January 31, 2006, Members were recognized for morning-hour debate.

¶70.2 RECESS—9:08 A.M.

The SPEAKER pro tempore, Mr. PETRI, pursuant to clause 12(a) of rule I, declared the House in recess at 9 o'clock and 8 minutes a.m., until 10 a.m.

¶70.3 AFTER RECESS—10 A.M.

The SPEAKER pro tempore, Mr. FORBES, called the House to order.

¶70.4 APPROVAL OF THE JOURNAL

The SPEAKER pro tempore, Mr. FORBES, announced he had examined and approved the Journal of the proceedings of Monday, July 17, 2006.

Pursuant to clause 1, rule I, the Journal was approved.

¶70.5 COMMUNICATIONS

Executive and other communications, pursuant to clause 8, rule XII, were referred as follows:

Under clause 8 of rule XII, executive communications were taken from the Speaker's table and referred as follows:

8611. A letter from the Director, Regulatory Review Committee, Department of Agriculture, transmitting the Department's final rule — Revisions of Delegations of Authority (RIN: 0560-AH51) received July 12, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

8612. A letter from the Congressional Review Coordinator, APHIS, Department of Agriculture, transmitting the Department's final rule — Add Denmark to the List of Regions Free of Exotic Newcastle Disease [Docket No. 02-089-3] received July 6, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

8613. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Bacillus Thuringiensis Cry1A.105 Protein and the Genetic Material Necessary for Its Production in Corn in or on All Corn Commodities; Temporary Exemption From the Requirement of a Tolerance [EPA-HQ-OPP-2006-0554; FRL-8076-5] received July 13, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

8614. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Bacillus Thuringiensis Cry2Ab2 Protein and the Genetic Material Necessary for Its Production in Corn in or on All Corn Commodities; Temporary Exemption From the Requirement of a Tolerance [EPA-HQ-OPP-2006-0553; FRL-8076-6] received July 13, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

8615. A communication from the President of the United States, transmitting a request for FY 2007 budget amendments for the Department of Health and Human Services; (H. Doc. No. 109-123); to the Committee on Appropriations and ordered to be printed.

8616. A letter from the Director, Office of Management and Budget, Executive Office of the President, transmitting Withdrawal of the request for a FY 2006 fully offset proposal to provide additional funds for the Information Technology Systems account within the Department of Veterans Affairs; (H. Doc. No. 109-124); to the Committee on Appropriations and ordered to be printed.

8617. A letter from the Under Secretary for Personnel and Readiness, Department of Defense, transmitting authorization of the enclosed list of officers to wear the insignia of the next higher grade in accordance with title 10, United States Code, section 777; to the Committee on Armed Services.

8618. A letter from the Director, Pentagon Renovation and Construction Program Office, Department of Defense, transmitting the sixteenth annual report on the Pentagon Renovation and Construction Program, pursuant to 10 U.S.C. 2674; to the Committee on Armed Services.

8619. A letter from the Regulations Coordinator, CMS, Department of Health and Human Services, transmitting the Department's final rule — Medicaid Program; Citizenship Documentation Requirements [CMS-2257-IFC] (RIN: 0938-AO51) received July 12, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

8620. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Approval and Promulgation of Air Quality Implementation Plans; Montana; Revisions to the Administrative Rules of Montana; Direct Final Rule [EPA-R08-OAR-2006-0009; FRL-8187-6] received July 13, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

8621. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — PM2.5 De Minimis Emission Levels for General Conformity Applicability [EPA-HQ-OAR-2004-0491; FRL-8197-4] (RIN: 2060-AN60) received July 13, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

8622. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Approval and Promulgation of Air Quality Implementation Plan; Idaho [Docket # R10-OAR-2005-ID-0001; FRL-8191-6] received July 12, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

8623. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Approval and Promulgation of Air Quality Implementation Plans; Rhode Island Update to Materials Incorporated by Reference [RI-44-1222c; FRL-8185-1] received July 12, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

8624. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Approval and Promulgation of Air Quality Implementation Plans; Virginia; NSR in the Ozone Transport Region [EPA-R03-OAR-2005-VA-0015; FRL-8796-8] received July 12, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

8625. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Approval and Promulgation of Air Quality Implementation Plans; West Virginia; Redesignation of the City of Weirton PM-10 Nonattainment Area to Attainment and Approval of the Maintenance Plan [EPA-R03-OAR-2005-0480; FRL-8197-1] received July 12, 206, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

8626. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Indiana; Final Approval of State Underground Storage Tank Program [FRL-8195-8] received July 12, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

8627. A letter from the Principal Deputy Assistant Administrator, Environmental Protection Agency, transmitting the Agency's final rule — National Emission Standards for Hazardous Air Pollutants for Integrated Iron and Steel Manufacturing Facilities [EPA-HQ-OAR-2002-0083; FRL-8196-6] (RIN: 2060-AE48) received July 12, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

8628. A letter from the Principal Deputy Assistant Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Approval and Promulgation of Implementation Plans and Operating Permits and Program; State of Missouri [EPA-R07-OAR-2005-MO-0005; FRL-8192-4] received July 6, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

8629. A letter from the Principal Deputy Assistant Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Approval and Promulgation of Implementation Plans and Operating Permits Program; State of Nebraska [EPA-R07-OAR-2006-0476; FRL-8192-5] received July 6, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

8630. A letter from the Principal Deputy Assistant Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Approval and Promulgation of Implementation Plans; Carbon Monoxide Maintenance Plan, Conformity Budgets, Emissions Inventories; State of New Jersey [Docket No. EPA-R02-OAR-2006-0342; FRL-8191-2] received July 6, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

8631. A letter from the Principal Deputy Assistant Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Approval and Promulgation of Implementation Plans; Kentucky Prevention of Significant Deterioration and Nonattainment New Source Review [EPA-R04-OAR-2004-KY-0004-200610; FRL-8191-5] received July 6, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

8632. A letter from the Principal Deputy Assistant Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Approval and Promulgation of Implementation Plans; Mississippi Prevention of Significant Deterioration and New Source Review [EPA-R04-OAR-2005-MS-0001-200612; FRL-8191-4] received July 6, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

8633. A letter from the Principal Deputy Assistant Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Approval and Promulgation of Air Quality Implementation Plans; West Virginia; Redesignation of the Charleston Nonattainment Area to Attainment and Approval of the Area's Maintenance Plan [EPA-R03-OAR-2005-0548; FRL-8191-9] received July 6, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

8634. A letter from the Principal Deputy Assistant Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Colorado; Final Authorization of State Hazardous Waste Management Program Revision [EPA-R08-RCRA-2006-0382; FRL-8193-2] received July 6, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

8635. A letter from the Principal Deputy Assistant Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Delegation of National Emission Standards for Hazardous Air Pollutants for Source Categories; State of Arizona; Maricopa County Air Quality Department; State of California; San Joaquin Valley Unified Air Pollution Control District; State of Nevada; Nevada Division of Environmental Protection [EPA-R09-OAR-2006-0496; FRL-8190-1] received July 6, 2006, pursuant to

5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

8636. A letter from the Principal Deputy Assistant Administrator, Environmental Protection Agency, transmitting the Agency's final rule — National Emission Standards for Hazardous Air Pollutants: Miscellaneous Organic Chemical Manufacturing [EPA-HQ-OAR-2003-0121; FRL-8190-5] (RIN: 2060-AM43) received July 6, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

8637. A letter from the Principal Deputy Assistant Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Standards of Performance for Stationary Combustion Turbines [EPA-HQ-OAR-2004-0490; FRL-8033-4] (RIN: 2060-AM79) received July 6, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

8638. A letter from the Principal Deputy Assistant Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Utah: Final Authorization of State Hazardous Waste Management Program Revision [EPA-R08-RCRA-2006-0127; FRL-8193-5] received July 6, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

8639. A letter from the Principal Deputy Assistant Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Standards of Performance for Stationary Compression Ignition Internal Combustion Engines [EPA-HQ-OAR-2005-0029, FRL-8190-7] (RIN: 2060-AM82) received July 6, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

8640. A letter from the Director, International Cooperation, Department of Defense, transmitting Pursuant to Section 27(f) of the Arms Export Control Act and Section 1(f) of Executive Order 11958, Transmittal No. 16-06 informing of an intent to sign the Force Protection Memorandum of Understanding between the United States and the United Kingdom, pursuant to 22 U.S.C. 2767(f); to the Committee on International Relations.

8641. A letter from the Secretary, Department of the Treasury, transmitting a six month periodic report on the national emergency with respect to Liberia that was declared in Executive Order 13348 of July 22, 2004, pursuant to 50 U.S.C. 1641(c) 50 U.S.C. 1703(c); to the Committee on International Relations.

8642. A letter from the Assistant Legal Adviser for Treaty Affairs, Department of State, transmitting pursuant to the Taiwan Relations Act, agreements concluded by the American Institute in Taiwan between May 25, 2006 and June 9, 2006, pursuant to 22 U.S.C. 3301; to the Committee on International Relations.

8643. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting the initial report as required by Section 6 of the Senator Paul Simon Water for the Poor Act of 2005; to the Committee on International Relations.

8644. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting pursuant to section 36(c) of the Arms Export Control Act, certification regarding the proposed license for the export of defense articles and services to the Government of Germany (Transmittal No. DDTC 035-06); to the Committee on International Relations.

8645. A letter from the White House Liaison, Department of Education, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Government Reform.

8646. A letter from the White House Liaison, Department of Education, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Government Reform.

8647. A letter from the White House Liaison, Department of Education, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Government Reform.

8648. A letter from the Attorney Advisor, Department of Transportation, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Government Reform.

8649. A letter from the Attorney Advisor, Department of Transportation, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Government Reform.

8650. A letter from the Attorney Advisor, Department of Transportation, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Government Reform.

8651. A letter from the President and Chief Executive Officer, Federal Home Loan Bank of Boston, transmitting the 2005 management report and statements of internal controls of the Federal Home Loan Bank of Boston, pursuant to 31 U.S.C. 9106; to the Committee on Government Reform.

8652. A letter from the Senior Vice President and Chief Accounting Officer, Federal Home Loan Bank of Dallas, transmitting the 2005 management report of the Federal Home Loan Bank of Dallas, pursuant to 31 U.S.C. 9106; to the Committee on Government Reform.

8653. A letter from the President and Chief Executive Officer, Federal Home Loan Bank of Pittsburgh, transmitting the 2005 Statements on System of Internal Controls of the Federal Home Loan Bank of Pittsburgh, pursuant to 31 U.S.C. 9106; to the Committee on Government Reform.

8654. A letter from the Senior Vice President and Chief Financial Officer, Federal Home Loan Bank of San Francisco, transmitting the 2005 management report and statements on system of internal controls of the Federal Home Loan Bank of San Francisco, pursuant to 31 U.S.C. 9106; to the Committee on Government Reform.

8655. A letter from the Executive Director, National Credit Union Administration, transmitting a report on the Administration's category rating system, pursuant to 5 U.S.C. 3319; to the Committee on Government Reform.

8656. A letter from the Acting General Counsel, Office of Management and Budget, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Government Reform.

8657. A letter from the Acting General Counsel, Office of Management and Budget, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Government Reform.

8658. A letter from the Acting General Counsel, Office of Management and Budget, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Government Reform.

8659. A letter from the Director, Office of Personnel Management, transmitting the Office's final rule — Senior Executive Service Pay (RIN: 3206-AL01) received July 12, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Government Reform.

8660. A letter from the Director, Office of Personnel Management, transmitting the Office's final rule — Veterans' Preference (RIN: 3206-AL00) received July 12, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Government Reform.

8661. A letter from the Director, Executive Services Staff, Social Security Administration, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Government Reform.

8662. A letter from the Deputy Assistant Secretary of the Interior, Department of the Interior, transmitting the Department's final rule — Grazing Administration — Exclusive of Alaska [WO-220-1020-24 1A] (RIN: 1004-AD42) received July 12, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Resources.

8663. A letter from the Secretary, Department of Health and Human Services, transmitting the Department's designation of additional members of the Special Exposure Cohort of a class of employees from the Nevada Test Site in Mercury, Nevada, under the Energy Employees Occupational Illness Compensation Program Act of 2000 (EEOICPA); to the Committee on the Judiciary.

8664. A letter from the Secretary, Department of Health and Human Services, transmitting the Department's determination on a petition on behalf of a class of workers from the Pacific Proving Grounds, Enewetak Atoll to be added to the Special Exposure Cohort (SEC), pursuant to the Energy Employees Occupational Illness Compensation Program Act of 2000 (EEOICPA); to the Committee on the Judiciary.

8665. A letter from the Assistant Attorney General, Department of Justice, transmitting the Department's report on the feasibility of Federal Drug Courts, pursuant to Section 753 of the USA PATRIOT Improvement and Reauthorization Act of 2005, Pub. L. 109-177; to the Committee on the Judiciary.

8666. A letter from the Comptroller, National Society Daughters of the American Revolution, transmitting the Audited Financial Statements of NSDAR for the Fiscal Year ending February 28, 2006, pursuant to 36 U.S.C. 1102; to the Committee on the Judiciary.

8667. A letter from the Acting Senior Procurement Executive, (OCAO), GSA, National Aeronautics and Space Administration, transmitting the Administration's final rule — Federal Acquisition Regulation; Federal Acquisition Circular 2005-10; Introduction [Docket FAR-2006-0023] received July 12, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Science.

¶70.6 PROVIDING FOR CONSIDERATION OF H.J. RES. 88

Mr. GINGREY, by direction of the Committee on Rules, called up the following resolution (H. Res. 918):

Resolved, That upon the adoption of this resolution it shall be in order without intervention of any point of order to consider in the House the joint resolution (H.J. Res. 88) proposing an amendment to the Constitution of the United States relating to marriage. The joint resolution shall be considered as read. The previous question shall be considered as ordered on the joint resolution to final passage without intervening motion except: (1) one hour and 30 minutes of debate equally divided and controlled by the Majority Leader and the Minority Leader or their designees; and (2) one motion to recommit.

SEC. 2. During consideration of H.J. Res. 88 pursuant to this resolution, notwithstanding the operation of the previous question, the Chair may postpone further consideration of the joint resolution to a time designated by the Speaker.

When said resolution was considered.

After debate,

On motion of Mr. GINGREY, the previous question was ordered on the resolution to its adoption or rejection.

The question being put, viva voce,

Will the House agree to said resolution?

The SPEAKER pro tempore, Mr. BONNER, announced that the yeas had it.

So the resolution was agreed to.

A motion to reconsider the vote whereby said resolution was agreed to was, by unanimous consent, laid on the table.

¶70.7 MARRIAGE AMENDMENT TO THE CONSTITUTION

Mr. KINGSTON, pursuant to House Resolution 918, called up the joint resolution (H.J. Res. 88) proposing an amendment to the Constitution of the United States relating to marriage.

When said joint resolution was considered.

After debate,

Pursuant to House Resolution 918, the previous question was considered as ordered.

The joint resolution was ordered to be engrossed and read a third time, was read a third time by title.

The question being put, viva voce,

Will the House pass said joint resolution?

The SPEAKER pro tempore, Mr. GILLMOR, announced that two-thirds of the Members present had voted in the affirmative.

Mr. KINGSTON demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The vote was taken by electronic device.

It was decided in the negative .....

Yeas	236
Nays	187
Answered present	1

¶70.8 [Roll No. 378]

YEAS—236

Aderholt
Akin
Alexander
Bachus
Baker
Barrett (SC)
Barrow
Bartlett (MD)
Barton (TX)
Beauprez
Berry
Bilbray
Bilirakis
Bishop (GA)
Bishop (UT)
Blackburn
Blunt
Boehner
Bonilla
Bonner
Boozman
Boren
Boucher
Boustany
Boyd
Bradley (NH)
Brady (TX)
Brown (SC)
Brown-Waite, Ginny
Burgess
Burton (IN)
Buyer
Calvert
Camp (MI)
Campbell (CA)
Cannon
Cantor
Capito
Carter
Chabot
Chandler
Chocola
Coble
Cole (OK)
Conaway
Cooper
Costello
Cramer
Crenshaw
Cubin
Cuellar
Culberson
Davis (AL)
Davis (KY)
Davis (TN)
Davis, Jo Ann
Davis, Tom
Deal (GA)
Dent
Doolittle
Drake
Duncan
Edwards
Ehlers
Emerson
English (PA)
Etheridge
Everett
Feeney
Ferguson
Flake
Forbes
Ford
Fortenberry
Fossella
Foxx
Franks (AZ)
Gallegly
Garrett (NJ)
Gibbons
Gillmor
Gingrey
Gohmert
Goode
Goodlatte
Gordon
Granger
Graves
Green (WI)
Gutknecht
Hall
Harris
Hart
Hastert
Hastings (WA)
Hayes
Hayworth
Hefley
Hensarling
Herger
Herseth
Hoekstra
Holden
Hulshof
Hunter
Hyde
Inglis (SC)
Issa
Istook
Jefferson
Jenkins
Jindal
Johnson (IL)
Jones (NC)
Keller
Kelly
Kennedy (MN)
King (IA)
King (NY)
Kingston
Kline
Kuhl (NY)
LaHood
Latham
LaTourette
Lewis (CA)
Lewis (KY)
Linder
LoBiondo
Lucas
Lungren, Daniel E.
Mack
Manzullo
Marchant
Marshall
Matheson
McCaul (TX)
McCotter
McCrery
McHenry
McHugh
McIntyre
McKeon
McMorris
Melancon
Mica
Miller (FL)
Miller (MI)
Miller, Gary
Moran (KS)
Murphy
Musgrave
Myrick
Neugebauer
Ney
Norwood
Nunes
Nussle
Ortiz
Osborne
Otter
Oxley
Pearce
Pence
Peterson (MN)
Peterson (PA)
Petri
Pickering
Pitts
Platts
Poe
Pombo
Porter
Price (GA)
Putnam
Radanovich
Rahall
Ramstad
Regula
Rehberg
Reichert
Renzi
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Ross
Royce
Ryan (WI)
Ryun (KS)
Saxton
Schmidt
Scott (GA)
Sensenbrenner
Sessions
Shadegg
Shaw
Sherwood
Shimkus
Shuster
Simpson
Skelton
Smith (NJ)
Smith (TX)
Sodrel
Souder
Spratt
Stearns
Sullivan
Tancredo
Tanner
Taylor (MS)
Taylor (NC)
Terry
Thomas
Thompson (MS)
Thornberry
Tiahrt
Tiberi
Turner
Upton
Walden (OR)
Walsh
Wamp
Weldon (FL)
Weldon (PA)
Weller
Westmoreland
Whitfield
Wicker
Wilson (NM)
Wilson (SC)
Wolf
Young (AK)
Young (FL)

NAYS—187

Abercrombie
Ackerman
Allen
Andrews
Baca
Baird
Baldwin
Bass
Bean
Becerra
Berkley
Berman
Biggert
Bishop (NY)
Blumenauer
Boehlert
Bono
Boswell
Brady (PA)
Brown, Corrine
Butterfield
Capps
Capuano
Cardin
Cardoza
Carnahan
Carson
Case
Castle
Clay
Cleaver
Clyburn
Conyers
Costa
Crowley
Cummings
Davis (CA)
Davis (FL)
DeFazio
DeGette
Delahunt
DeLauro
Diaz-Balart, L.
Diaz-Balart, M.
Dicks
Dingell
Doggett
Doyle
Dreier
Emanuel
Engel
Eshoo
Farr
Fattah
Filner
Fitzpatrick (PA)
Foley
Frank (MA)
Frelinghuysen
Gerlach
Gilchrest
Gonzalez
Green, Al
Green, Gene
Grijalva
Gutierrez
Harman
Hastings (FL)
Higgins
Hinchey
Hobson
Holt
Honda
Hooley
Hostettler
Hoyer
Inslee
Israel
Jackson (IL)
Jackson-Lee (TX)
Johnson (CT)
Johnson, E. B.
Jones (OH)
Kanjorski
Kaptur
Kennedy (RI)
Kildee
Kilpatrick (MI)
Kirk
Knollenberg
Kolbe
Kucinich
Langevin
Lantos
Larsen (WA)
Larson (CT)
Leach
Lee
Levin
Lewis (GA)
Lofgren, Zoe
Lowey
Lynch
Maloney
Markey
Matsui
McCarthy
McCollum (MN)
McDermott
McGovern
McNulty
Meehan
Meek (FL)
Meeks (NY)
Michaud
Millender-McDonald
Miller (NC)
Miller, George
Mollohan
Moore (KS)
Moore (WI)
Moran (VA)
Murtha
Nadler
Napolitano
Neal (MA)
Oberstar
Obey
Olver
Owens
Pallone
Pascrell
Pastor
Paul
Payne
Pelosi
Pomeroy
Price (NC)
Pryce (OH)
Rangel
Reyes
Ros-Lehtinen
Rothman
Roybal-Allard
Ruppersberger
Rush
Ryan (OH)
Sabo
Salazar
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Schakowsky
Schiff
Schwartz (PA)
Schwarz (MI)
Scott (VA)
Serrano
Shays
Sherman
Simmons
Slaughter
Smith (WA)
Snyder
Solis
Stark
Stupak
Sweeney
Tauscher
Thompson (CA)
Tierney
Towns
Udall (CO)
Udall (NM)
Van Hollen
Velázquez
Visclosky
Wasserman Schultz
Waters
Watson
Watt
Waxman
Weiner
Wexler
Woolsey
Wu
Wynn

ANSWERED "PRESENT"—1

Lipinski

NOT VOTING—9

Brown (OH)
Davis (IL)
Evans
Hinojosa
Johnson, Sam
Kind
McKinney
Northup
Strickland

So, less than two-thirds of the Members present having voted in favor thereof, said joint resolution was not passed.

¶70.9 PERSONAL RESPONSIBILITY AND WORK OPPORTUNITY RECONCILIATION

Mr. HERGER moved to suspend the rules and agree to the following concurrent resolution (H. Con. Res. 438):

Whereas the Temporary Assistance for Needy Families (TANF) program established by the Personal Responsibility and Work Opportunity Reconciliation Act of 1996 (Public Law 104–193) has succeeded in moving families from welfare to work and reducing child poverty;

Whereas there has been a dramatic increase in the employment of current and former welfare recipients;

Whereas the percentage of working recipients reached an all-time high in fiscal year 1999 and held steady in fiscal years 2000 and 2001;

Whereas, in fiscal year 2004, 32 percent of adult recipients were counted as meeting TANF work participation requirements, significantly above pre-reform levels;

Whereas earnings for welfare recipients remaining on the rolls also have increased significantly, as have earnings for female-headed households;

Whereas single mothers, on average, earned $13.50 per hour in 2004, almost three times the minimum wage;

Whereas the increases have been particularly large for the bottom 2 income quintiles, that is, those women who are most likely to be former or current welfare recipients;

Whereas welfare dependency has plummeted;

Whereas, as of September 2005, 1,887,855 families, including 4,443,170 individuals, were receiving TANF assistance, and accordingly, the number of families in the welfare caseload and the number of individuals receiving cash assistance declined 56 percent and 61 percent, respectively, since the enactment of the TANF program;

Whereas, since the enactment of welfare reform, the number of children in the United States has grown from 69,000,000 in 1995 to 73,000,000 in 2004, which is an increase of 4,000,000, yet 1,400,000 fewer children were living in poverty in 2004 than in 1995—a 14 percent decline in overall child poverty;

Whereas the poverty rates for African-American and Hispanic children also have declined remarkably—20 percent and 28 percent, respectively, since 1995;

Whereas, as a Nation, we have made substantial progress in reducing teen pregnancies and births, slowing increases in nonmarital childbearing, and improving child support collections and paternity establishment;

Whereas the birth rate to teenagers declined 30 percent from its high in 1991 to 2004. The 2004 teenage birth rate of 41.2 per 1,000 women aged 15 through 19 is the lowest recorded birth rate for teenagers since 1940;

Whereas, during the period from 1991 through 2001, teenage birth rates fell in all States and the District of Columbia, Puerto Rico, Guam, and the Virgin Islands;

Whereas such declines also have spanned age, racial, and ethnic groups;

Whereas there has been success in lowering the birth rate for both younger and older teens;

Whereas the birth rate for those aged 15 through 17 declined 43 percent since 1991, the rate for those aged 18 and 19 declined 26 percent, and the rate for African American teens—until recently the highest—declined the most—falling 47 percent from 1991 through 2004;

Whereas, since the enactment of the Personal Responsibility and Work Opportunity Reconciliation Act of 1996, child support collections within the child support enforcement system have grown every year, increasing from $12,000,000,000 in fiscal year 1996 to over $22,000,000,000 in fiscal year 2004;

Whereas the number of paternities established or acknowledged in fiscal year 2003—over 1,600,000—includes an almost 300 percent increase in paternities established through in-hospital acknowledgement programs promoted by the 1996 welfare reforms, and there were almost 915,000 paternities established this way in 2004 compared to 324,652 in 1996;

Whereas child support collections were made in nearly 8,100,000 cases in fiscal year 2004, significantly more than the almost 4,000,000 cases in which a collection was made in 1996;

Whereas the Personal Responsibility and Work Opportunity Reconciliation Act of 1996 gave States great flexibility in the use of Federal funds to develop innovative programs to help families leave welfare and begin employment, and to encourage the formation of 2-parent families;

Whereas annual Federal funding for under the new TANF block grant program have been held constant at the all-time highs set in 1995, despite unprecedented welfare caseload declines and despite the fact that States may spend as little as 75 percent as much as they spent spending under the prior AFDC program;

Whereas total welfare and child care funds available per family increased over 130 percent between 1995 and 2004, from $6,934 to $16,185;

Whereas child care expenditures have quadrupled under welfare reform, rising from $3,000,000,000 in 1995 to $12,000,000,000 in 2004;

Whereas, under the TANF program, States have enjoyed significant new flexibility in making policy choices and investment decisions best suited to the needs of their citizens;

Whereas, despite all of these successes, there is still progress to be made;

Whereas significant numbers of welfare recipients still are not engaged in employment-related activities;

Whereas, while all States have met the overall work participation rates required by law, in an average month, only 41 percent of all TANF families with an adult participated in work activities for even a single hour that was countable toward the State's work participation rate;

Whereas, in 2002, 34 percent of all births in the United States were to unmarried women;

Whereas, despite recent progress in reducing teen pregnancy in general, with fewer teens entering marriage, the proportion of births to unmarried teens has increased dramatically to 80 percent in 2002 from 30 percent in 1970;

Whereas the negative consequences of out-of-wedlock birth on the mother, the child, the family, and society are well documented;

Whereas the negative consequences include increased likelihood of welfare dependency, increased risks of low birth weight, poor cognitive development, child abuse and neglect, teen parenthood, and decreased likelihood of having an intact marriage during adulthood, and these outcomes result despite the often heroic struggles of mostly single mothers to care for their families;

Whereas there has been a dramatic rise in cohabitation as marriages have declined;

Whereas an estimated 40 percent of children are expected to live in a cohabiting-parent family at some point during their childhood;

Whereas children in single-parent households and cohabiting-parent households are at much higher risk of child abuse than children in intact married families;

Whereas children who live apart from their biological fathers are, on average, more likely to be poor, experience educational, health, emotional, and psychological problems, be victims of child abuse, engage in criminal behavior, and become involved with the juvenile justice system than their peers who live with their married, biological mother and father;

Whereas, despite the strenuous efforts of single mothers to care for their children, a child living with a single mother is nearly 5 times as likely to be poor as a child living in a married-couple family; and

Whereas, in 2003, in married-couple families, the child poverty rate was 8.6 percent: in households headed by a single mother the poverty rate was 41.7 percent: Now, therefore, be it

Resolved by the House of Representatives (the Senate concurring), That it is the sense of the Congress that increasing success in moving families from welfare to work, as well as in promoting healthy marriage and other means of improving child well-being, as promoted by the welfare reforms in the Personal Responsibility and Work Opportunity Reconciliation Act of 1996, are very important Government interests and should remain priorities for the responsible Federal and State agencies in the years ahead for assisting needy families and others at risk of poverty and dependence on government benefits.

The SPEAKER pro tempore, Mr. MILLER of Florida, recognized Mr. HERGER and Mr. McDERMOTT, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and agree to said concurrent resolution?

The SPEAKER pro tempore, Mr. MILLER of Florida, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said concurrent resolution was agreed to.

A motion to reconsider the vote whereby the rules were suspended and said concurrent resolution was agreed to was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said concurrent resolution.

¶70.10 SCHOOL BUS SAFETY WEEK

Mr. MARCHANT moved to suspend the rules and agree to the following resolution (H. Res. 498):

Whereas approximately 480,000 yellow school buses carry 25 million children to and from school every weekday;

Whereas America's 480,000 school buses comprise the largest mass transportation fleet in the country, 2.5 times the size of all other forms of mass transportation—transit, intercity buses, commercial airlines, and rail—combined;

Whereas during the school year, school buses make more than 50 million passenger trips daily carrying the Nation's future—our children;

Whereas school bus transportation is eight times safer than traveling in a passenger vehicle and is the safest form of ground transportation available;

Whereas school buses meet higher construction, equipment, and inspection standards than any other vehicle, and school bus drivers meet higher qualification, training, and testing standards than any other drivers;

Whereas according to the National Academy of Sciences, an average of 820 students are killed annually during school transportation hours, but less than 2 percent of them are school bus passengers;

Whereas despite the industry's best efforts, accidents still happen;

Whereas an average of seven school-age passengers are killed in school bus crashes each year, and an average of 19 children are killed each year getting on and off the bus;

Whereas most of those killed are children aged five to seven, and most often those children are killed in the area immediately surrounding the bus—either by a passing vehicle or by the bus itself;

Whereas School Bus Safety Week, which is celebrated in more than 40 States and sponsored by the National Highway Traffic Safety Administration (NHTSA), was created to remind all students of the best ways to get on and off the bus in an effort to enhance the safety of the Nation's children;

Whereas School Bus Safety Week, which dates back to 1966, also recognizes the hard work and dedication of school transportation personnel, especially the many school bus drivers who ensure a safe journey each and every day; and

Whereas School Bus Safety Week, celebrated the third week in October, promotes awareness through local and State poster and speech contests, lessons utilizing school bus safety community awareness kits, and other activities built around themes that raise awareness of school bus safety issues: Now, therefore, be it

Resolved, That the House of Representatives supports the goals and ideals of School Bus Safety Week.

The SPEAKER pro tempore, Mr. MILLER of Florida, recognized Mr. MARCHANT and Mr. CLAY, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and agree to said resolution?

The SPEAKER pro tempore, Mrs. EMERSON, announced that two-thirds of the Members present had voted in the affirmative.

Mr. MARCHANT demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mrs. EMERSON, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed.

¶70.11 CAPTAIN GEORGE A. WOOD POST OFFICE BUILDING

Mr. MARCHANT moved to suspend the rules and pass the bill (H.R. 4962) to designate the facility of the United States Postal Service located at 100 Pitcher Street in Utica, New York, as the ''Captain George A. Wood Post Office Building''.

The SPEAKER pro tempore, Mrs. EMERSON, recognized Mr. MARCHANT and Mr. CLAY, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and pass said bill?

The SPEAKER pro tempore, Mrs. EMERSON, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

¶70.12 SALVADORAN-AMERICAN DAY

Mr. MARCHANT moved to suspend the rules and agree to the following resolution (H. Res. 721):

Whereas the aftermath of 40 years of internal political turmoil forced hundreds of thousands of individuals in the Republic of El Salvador to flee that country and seek peace and security in a new country, the United States;

Whereas Salvadoran-Americans constitute a significantly growing population in the United States, with the majority living in the Los Angeles metropolitan area, the Washington, D.C., metropolitan area, and various other areas in the United States;

Whereas the history of the United States is a rich and enduring tapestry woven with the threads of many remarkable lives, cultures, and events, and the lives, work, and artistry of Salvadoran-Americans have added strength, vitality, and purpose to that tapestry;

Whereas the maturing Salvadoran-American community continues to make great economic and cultural contributions to daily life in the United States;

Whereas many of these Salvadoran-Americans actively participate in the United States educational system, further promoting their sense of American pride within communities in this country;

Whereas Salvadoran-American families should have an established day to acknowledge the contribution and value of their culture to the United States;

Whereas the strength of the Salvadoran-American culture can be preserved and passed on to future generations;

Whereas Salvadoran-American families, communities, and generations that follow are committed to maintain both Salvadoran and American cultures, while promoting cultural interchange;

Whereas free of prejudices and as proud men and women, Salvadoran-Americans participate and contribute to the social, educational, professional, and political systems of the United States;

Whereas Salvadoran-American individuals, families, organizations, and communities in cities and States across the Nation wish to share the establishment of a nationally recognized and celebrated Salvadoran-American Day (El Dia del Salvadoreño), beginning on August 6, 2005, and to be celebrated by all generations that follow;

Whereas on August 6, 1525, the official founding of Villa De San Salvador was declared in the Valle de las Hamacas (Valley of the Hammocks) where the indigenous ancestors of El Salvador fought historic battles against the submission and abuse of Spanish colonialism in order to preserve the life and liberty of the Cuscatleco population; and

Whereas August 6 is a day of recognition for Salvadoran-Americans to celebrate throughout the United States: Now, therefore, be it

Resolved, That the House of Representatives supports the goals and ideals of a Salvadoran-American Day (El Dia del Salvadoreño) in recognition of all Salvadoran-Americans for their hard work, dedication, and contribution to the stability and well-being of the United States.

The SPEAKER pro tempore, Mrs. EMERSON, recognized Mr. MARCHANT and Mr. CLAY, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and agree to said resolution?

The SPEAKER pro tempore, Mrs. EMERSON, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said resolution was agreed to.

A motion to reconsider the vote whereby the rules were suspended and said resolution was agreed to was, by unanimous consent, laid on the table.

¶70.13 2006 FEDERATION INTERNATIONALE DE FOOTBALL ASSOCIATION WORLD CUP

Ms. ROS-LEHTINEN moved to suspend the rules and agree to the following resolution (H. Res. 908); as amended:

Whereas for the first time in 24 years, the Italian National Soccer Team won the Federation Internationale de Football Association (FIFA) World Cup;

Whereas Italy is one of the most successful countries in World Cup history, reaching the finals 6 times and winning 4 championships, in 1934, 1938, 1982, and 2006;

Whereas the 2006 championship is due in large part to the extraordinary leadership of head coach Marcello Lippi and team Captain Fabio Cannavaro;

Whereas in 2006, team Italy (known as ''Azzurri'' or simply ''the Blue'') went undefeated in World Cup play and won the final game in only the second World Cup Championship to be determined by shoot-out;

Whereas in winning the World Cup, the Italian National Soccer Team faced adversity and overcame setbacks;

Whereas the vibrant culture and heritage of Italy were brought to our Nation by millions of Italian immigrants;

Whereas Italian Americans have made significant contributions to our Nation in all fields of endeavor;

Whereas Italian Americans rejoiced in the victory of the soccer team of their ancestral homeland, many spontaneously celebrating in American neighborhoods throughout our Nation;

Whereas all Americans can take pride in the knowledge that the United States National Soccer Team was the only team that Italy was unable to defeat during this World Cup, needing to settle with a 1–1 tie; and

Whereas the fans of the Italian National Soccer team, many hailing from the United States, represent some of the most enthusiastic in the world: Now, therefore, be it

Resolved, That the House of Representatives congratulates Italy and the Italian National Soccer team on winning the 2006 Federation Internationale de Football Association (FIFA) World Cup.

The SPEAKER pro tempore, Mrs. EMERSON, recognized Ms. ROS-LEHTINEN and Mr. FALEOMAVAEGA, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and agree to said resolution, as amended?

The SPEAKER pro tempore, Mrs. EMERSON, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said resolution, as amended, was agreed to.

A motion to reconsider the vote whereby the rules were suspended and said resolution, as amended, was agreed to was, by unanimous consent, laid on the table.

¶70.14 15TH ANNIVERSARY OF NUCLEAR TEST SITE IN SEMIPALATINSK REGION

Ms. ROS-LEHTINEN moved to suspend the rules and agree to the following resolution (H. Res. 905):

Whereas on August 29, 1991, the Government of Kazakhstan shut down the world's second largest nuclear test site in the Semipalatinsk region of the Republic of Kazakhstan;

Whereas between 1945 and 1991, more than 450 nuclear tests were conducted at this site, exposing more than 1.5 million innocent people to radiation and causing damage to the environment;

Whereas the damage to the environment and to the health of the people of Kazakhstan from this terrible legacy of hundreds of detonations of Soviet nuclear explosive devices could be felt for decades to come;

Whereas upon gaining independence, Kazakhstan inherited from the former Soviet Union more than 1,000 nuclear warheads, as well as a squadron of 40 TU–95 heavy bombers armed with 370 nuclear warheads, comprising the world's fourth largest nuclear arsenal;

Whereas Kazakhstan renounced this massive nuclear arsenal, unilaterally disarmed, and joined the Treaty on the Non-Proliferation of Nuclear Weapons (NPT) as a non-nuclear weapon state, the first time a state that had possessed such a massive nuclear arsenal had done so;

Whereas Kazakhstan's leadership and cooperation with the United States on nonproliferation matters is a model for other countries to follow;

Whereas Kazakhstan also inherited from the former Soviet Union the world's largest anthrax production and weaponization facility, which had a capacity to produce more than 300 metric tons of anthrax per year;

Whereas Kazakhstan, in cooperation with the United States Cooperative Threat Reduction (CTR) program, dismantled the military-related buildings and equipment associated with the anthrax production and weaponization facility;

Whereas the Government of Kazakhstan, in cooperation with the United States, participated in a very successful secret operation code-named ''Project Sapphire,'' in which 581 kilograms (1,278 pounds) of weapons-grade highly enriched uranium, enough to produce 20 to 25 nuclear warheads, were removed overnight from Kazakhstan;

Whereas in December 2004 and May 2006, Kazakhstan and the United States concluded amendments to a bilateral agreement on the nonproliferation of weapons of mass destruction, which have moved the two countries toward a new level of cooperation in preventing the threat of bio-terrorism; and

Whereas in February 2006, Kazakhstan and the Nuclear Threat Initiative of Washington, D.C., with the support of the United States Department of Energy, blended down 2,900 kilograms (6,600 pounds) of weapons-usable highly enriched uranium, enough to produce up to 25 nuclear warheads, converting the material for peaceful use and preventing it from falling into the hands of terrorist organizations and being used in weapons production: Now, therefore, be it

Resolved, That the House of Representatives—

(1) congratulates the people and Government of the Republic of Kazakhstan on the 15th anniversary of the closure of the world's second largest nuclear test site in the Semipalatinsk region of Kazakhstan;

(2) commends Kazakhstan for greatly advancing the cause of the nonproliferation of weapons of mass destruction as a result of its dismantlement of its nuclear and biological weapons and facilities; and

(3) calls upon the Administration to establish a joint working group with the Government of Kazakhstan to assist in assessing the environmental damage and health effects caused by nuclear testing in the Semipalatinsk region by the former Soviet Union.

The SPEAKER pro tempore, Mrs. EMERSON, recognized Ms. ROS-LEHTINEN and Mr. FALEOMAVAEGA, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and agree to said resolution?

The SPEAKER pro tempore, Mrs. EMERSON, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said resolution was agreed to.

A motion to reconsider the vote whereby the rules were suspended and said resolution was agreed to was, by unanimous consent, laid on the table.

¶70.15 MESSAGE FROM THE PRESIDENT

A message in writing from the President of the United States was communicated to the House by Mr. Sherman Williams, one of his secretaries.

¶70.16 RADIO AL MAHABA

Ms. ROS-LEHTINEN moved to suspend the rules and agree to the following resolution (H. Res. 784):

Whereas Radio Al Mahaba, Iraq's first and only radio station for women, went on the air on April 1, 2005;

Whereas Radio Al Mahaba is an educational tool, broadcasting in three different languages and giving women freedom to voice opinions and hear other opinions;

Whereas Radio Al Mahaba airs shows dedicated to women's rights and women's issues;

Whereas such shows are devoted to relationships, parenting, and other social topics;

Whereas despite terrible risks, the staff of Radio Al Mahaba works at the station because they want to reach out and touch peoples' lives, and they want to give hope, knowledge, empowerment, support, and a passage to freedom to Iraqi women;

Whereas Radio Al Mahaba, amid the struggles in Iraq, has followed the examples of the United States which guarantees freedoms of speech and the press, thereby encouraging Iraqis to build an open, democratic civil society;

Whereas Radio Al Mahaba has a positive, important role in educating women;

Whereas Radio Al Mahaba provides women with freedom of speech;

Whereas Radio Al Mahaba provides an opportunity for women to secure their role in the governance of a civil society within Iraq; and

Whereas Radio Al Mahaba meets a palpable need of Iraqi women: Now, therefore, be it

Resolved, That the House of Representatives—

(1) commends the efforts of Radio Al Mahaba to provide Iraqi women with freedom of speech and an opportunity for women to be included in and informed of the reconstruction of Iraq with an open, democratic civil society;

(2) supports the mission of Radio Al Mahaba; and

(3) urges Al Mahaba to continue its important work.

The SPEAKER pro tempore, Mrs. EMERSON, recognized Ms. ROS-LEHTINEN and Mr. ACKERMAN, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and agree to said resolution?

The SPEAKER pro tempore, Mr. WAMP, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said resolution was agreed to.

A motion to reconsider the vote whereby the rules were suspended and said resolution was agreed to was, by unanimous consent, laid on the table.

¶70.17 CLINT INDEPENDENT SCHOOL DISTRICT, EL PASO COUNTY

Ms. ROS-LEHTINEN moved to suspend the rules and pass the bill (H.R. 860) to provide for the conveyance of the reversionary interest of the Untied States in certain lands to the Clint Independent School District, El Paso County, Texas.

The SPEAKER pro tempore, Mr. WAMP, recognized Ms. ROS-LEHTINEN and Mr. ACKERMAN, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and pass said bill?

The SPEAKER pro tempore, Mr. WAMP, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

¶70.18 PROVIDING FOR CONSIDERATION OF H.R. 2389

Mr. GINGREY, by direction of the Committee on Rules, reported (Rept. No. 109–577) the resolution (H. Res. 920) providing for consideration of the bill (H.R. 2389) to amend title 28, United States Code, with respect to the jurisdiction of Federal courts over certain cases and controversies involving the Pledge of Allegiance.

When said resolution and report were referred to the House Calendar and ordered printed.

¶70.19 ISRAEL'S MAGEN DAVID ADOM SOCIETY

Ms. ROS-LEHTINEN moved to suspend the rules and agree to the following concurrent resolution (H. Con. Res. 435); as amended:

Whereas international humanitarian law is, quintessentially, about principle, establishing standards of conduct that can not be breached under any circumstance, or for any calculation of political efficacy or utility;

Whereas the International Red Cross and Red Crescent Movement is a worldwide institution in which all national Red Cross and Red Crescent societies have equal status, whose mission is to prevent and alleviate human suffering wherever it may be found, without discrimination;

Whereas the Magen David Adom (Red Shield of David) Society is the national humanitarian society in the State of Israel and has performed heroically, aiding all in need of assistance, on a purely humanitarian basis, without bias, even those responsible for acts of horrific violence against Israeli civilians;

Whereas since 1949 the Magen David Adom Society has been refused admission into the International Red Cross and Red Crescent Federation and has been relegated to observer status without a vote because it has used the Red Shield of David, the only such national organization denied membership in the Movement;

Whereas the red cross symbol was intended as the visible expression of the neutral status enjoyed by the medical services of the armed forces and the protection thus conferred, and there is not, and has never been, any implicit religious connection in the cross;

Whereas since its establishment in 1930, the Magen David Adom Society, because it does not use either a red cross or a red crescent, has been prevented from full membership in the International Red Cross and Red Crescent Federation;

Whereas Israel acceded to the Geneva Conventions in 1951 with a reservation specifying their intent to continue to use the Magen David Adom;

Whereas international consultations among nations and national Red Cross Societies ensued until 1999, when the International Committee of the Red Cross formally called for adoption of a protocol to the Geneva Conventions creating a third neutral symbol; allowing the use of either the Red Cross, the Red Crescent, or the third neutral symbol; and allowing for the third neutral symbol to be used in combination with other national Red Cross Society symbols—including the Magen David Adom;

Whereas a diplomatic conference to adopt this proposal into the Geneva Conventions was scheduled for October 2000, but was prevented by the outbreak of the second Palestinian intifada;

Whereas the United States and the American Red Cross have worked ceaselessly to resolve the issue of the third neutral symbol and achieve full membership in the International Red Cross and Red Crescent Federation for the Magen David Adom Society;

Whereas Congress has insisted that funds made available to the headquarters of the International Red Cross and Red Crescent

Movement be contingent on a certification by the Secretary of State confirming that the Magen David Adom Society is a full participant in the activities of the International Committee of the Red Cross;

Whereas the American Red Cross has stood alone among all the national humanitarian aid societies, and has withheld over $45,000,000 in dues to the International Federation of the Red Cross and Red Crescent Societies to protest the exclusion of the Magen David Adom;

Whereas the Government of Switzerland, the depositary state for the Geneva Conventions, convened a Diplomatic Conference of the states parties to the Geneva Conventions in December 2005 for the purpose of adopting a Protocol Additional to the Geneva Conventions of 12 August 1949, and relating to the Adoption of an Additional Distinctive Emblem (the ''Geneva Protocol III'') and rightly resisted efforts to block the broad international consensus in favor of resolving the third neutral symbol question;

Whereas the efforts by the United States and the American Red Cross at the Diplomatic Conference in December 2005 were critical to achieving both an overwhelming positive vote in favor of adopting the Geneva Protocol III, as well as an extremely important memorandum of understanding between the Magen David Adom and the Palestinian Red Crescent Society;

Whereas sustaining international support for the adoption of the third neutral symbol against efforts to divert the conference into unrelated political matters required extraordinary diplomatic efforts by the United States and the American Red Cross;

Whereas the Geneva Protocol III adopted in Geneva in December 2005 established the new third neutral symbol, the ''red crystal'' that can be used in conjunction with the Red Shield of David and cleared the way for Israel's full participation in the international movement;

Whereas in June 2006 the states parties to the Geneva Conventions, the national Red Cross and Red Crescent societies, the Federation of the Red Cross and Red Crescent Societies, and the International Committee of the Red Cross met in Geneva to adopt rules implementing the Geneva Protocol III; and

Whereas following the June 2006 meeting in Geneva, the International Red Cross and Red Crescent Federation accepted the Magen David Adom Society as a full member: Now, therefore, be it

Resolved by the House of Representatives (the Senate concurring), That—

(1) Congress—

(A) commends the Magen David Adom Society for its long and distinguished record of providing humanitarian assistance to all those in need of aid, even those responsible for heinous atrocities against Israeli civilians;

(B) congratulates the Magen David Adom Society, and the Government and the people of the State of Israel, for securing full membership in the International Red Cross and Red Crescent Federation, 57 years past due;

(C) thanks the President, the Secretary of State, and United States diplomatic representatives for their tireless pursuit and maintenance of the international support that culminated in the Magen David Adom Society's recent acceptance as a full member in the International Red Cross and Red Crescent Federation;

(D) thanks the American Red Cross for its unwavering and unyielding insistence within the International Red Cross and Red Crescent Movement that the humanitarian principle of universality could not be reconciled with continued exclusion of the Magen David Adom Society; and

(E) thanks the Government of Switzerland and officials of the International Committee of the Red Cross for helping to prepare the necessary groundwork and carrying to completion the adoption of the Geneva Protocol III by the states parties to the Geneva Conventions and the rules for its implementation; and

(2) Congress commends the President for—

(A) submitting the Geneva Protocol III to the Senate for its advice and consent; and

(B) pending approval by the Senate, preparing for congressional consideration and enactment of legislation necessary to carry into effect the Geneva Protocol III.

The SPEAKER pro tempore, Mr. WAMP, recognized Ms. ROS-LEHTINEN and Mr. ACKERMAN, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and agree to said concurrent resolution, as amended?

The SPEAKER pro tempore, Mr. WAMP, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said concurrent resolution, as amended, was agreed to.

By unanimous consent, the title was amended so as to read: ''A concurrent resolution congratulating Israel's Magen David Adom Society for achieving full membership in the International Red Cross and Red Crescent Federation, and for other purposes.''.

A motion to reconsider the votes whereby the rules were suspended and said concurrent resolution, as amended, was agreed to and the title was amended was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said concurrent resolution.

¶70.20 MESSAGE FROM THE SENATE

A message from the Senate by Ms. Curtis, one of its clerks, announced that the Senate has passed a bill of the following title in which the concurrence of the House is requested:

S. 3504. An Act to amend the Public Health Service Act to prohibit the solicitation or acceptance of tissue from fetuses gestated for research purposes, and for other purposes.

¶70.21 FETUS FARMING PROHIBITION

Mr. BARTON of Texas moved to suspend the rules and pass the bill of the Senate (S. 3504) to amend the Public Health Service Act to prohibit the solicitation or acceptance of tissue from fetuses gestated for research purposes, and for other purposes.

The SPEAKER pro tempore, Mr. WAMP, recognized Mr. BARTON of Texas and Ms. DEGETTE, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and pass said bill?

The SPEAKER pro tempore, Mr. WAMP, announced that two-thirds of the Members present had voted in the affirmative.

Ms. DEGETTE demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mr. WAMP, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed.

¶70.22 FURTHER MESSAGE FROM THE SENATE

A further message from the Senate by Ms. Curtis, one of its clerks, announced that the Senate has passed a bill of the following title in which the concurrence of the House is requested:

S. 2754. An Act to derive human pluripotent stem cell lines using techniques that do not knowingly harm embryos.

¶70.23 FURTHER MESSAGE FROM THE SENATE

A further message from the Senate by Ms. Curtis, one of its clerks, announced that the Senate has passed without amendment a bill of the House of the following title:

H.R. 810. An Act to amend the Public Health Service Act to provide for human embryonic stem cell research.

¶70.24 ALTERNATIVE PLURIPOTENT STEM CELL THERAPIES

Mr. BARTON of Texas moved to suspend the rules and pass the bill of the Senate (S. 2754) to derive human pluripotent stem cell lines using techniques that do not knowingly harm embryos.

The SPEAKER pro tempore, Mr. WAMP, recognized Mr. BARTON of Texas and Ms. DEGETTE, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and pass said bill?

The SPEAKER pro tempore, Mr. REHBERG, announced that two-thirds of the Members present had voted in the affirmative.

Ms. DEGETTE demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mr. REHBERG, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed.

¶70.25 S. 3504—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mr. REHBERG, pursuant to clause 8, rule XX, announced the unfinished business to be the motion to suspend the rules and pass the bill of the Senate (S. 3504) to amend the Public Health Service Act to prohibit the solicitation or acceptance of tissue from fetuses gestated for research purposes, and for other purposes.

The question being put,

Will the House suspend the rules and pass said bill?

The vote was taken by electronic device.

It was decided in the affirmative ..... { Yeas ..... 425 / Nays 0

¶70.26 [Roll No. 379]

YEAS—425

Abercrombie
Ackerman
Aderholt
Akin
Alexander
Allen
Andrews
Baca
Bachus
Baird
Baker
Baldwin
Barrett (SC)
Barrow
Bartlett (MD)
Barton (TX)
Bass
Bean
Beauprez
Becerra
Berkley
Berman
Berry
Biggert
Bilbray
Bilirakis
Bishop (GA)
Bishop (NY)
Bishop (UT)
Blackburn
Blumenauer
Blunt
Boehlert
Boehner
Bonilla
Bonner
Bono
Boozman
Boren
Boswell
Boucher
Boustany
Boyd
Bradley (NH)
Brady (PA)
Brady (TX)
Brown (OH)
Brown (SC)
Brown, Corrine
Brown-Waite, Ginny
Burgess
Burton (IN)
Butterfield
Buyer
Calvert
Camp (MI)
Campbell (CA)
Cannon
Cantor
Capito
Capps
Capuano
Cardin
Cardoza
Carnahan
Carson
Case
Castle
Chabot
Chandler
Chocola
Clay
Cleaver
Clyburn
Coble
Cole (OK)
Conaway
Conyers
Cooper
Costa
Costello
Cramer
Crenshaw
Crowley
Cubin
Cuellar
Culberson
Cummings
Davis (AL)
Davis (CA)
Davis (KY)
Davis (TN)
Davis, Jo Ann
Davis, Tom
Deal (GA)
DeFazio
DeGette
Delahunt
DeLauro
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Dicks
Dingell
Doggett
Doolittle
Doyle
Drake
Dreier
Duncan
Edwards
Ehlers
Emanuel
Emerson
Engel
English (PA)
Eshoo
Etheridge
Everett
Farr
Fattah
Feeney
Ferguson
Filner
Fitzpatrick (PA)
Flake
Foley
Forbes
Ford
Fortenberry
Fossella
Foxx
Frank (MA)
Franks (AZ)
Frelinghuysen
Gallegly
Garrett (NJ)
Gerlach
Gibbons
Gilchrest
Gillmor
Gingrey
Gohmert
Gonzalez
Goode
Goodlatte
Gordon
Granger
Graves
Green (WI)
Green, Al
Green, Gene
Grijalva
Gutierrez
Gutknecht
Hall
Harman
Harris
Hart
Hastert
Hastings (FL)
Hastings (WA)
Hayes
Hayworth
Hefley
Hensarling
Herger
Herseth
Higgins
Hinchey
Hinojosa
Hobson
Hoekstra
Holden
Holt
Honda
Hooley
Hostettler
Hoyer
Hulshof
Hunter
Hyde
Inglis (SC)
Inslee
Israel
Issa
Istook
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Jenkins
Jindal
Johnson (CT)
Johnson (IL)
Johnson, E. B.
Johnson, Sam
Jones (NC)
Jones (OH)
Kanjorski
Kaptur
Keller
Kelly
Kennedy (MN)
Kildee
Kilpatrick (MI)
Kind
King (IA)
King (NY)
Kingston
Kirk
Kline
Knollenberg
Kolbe
Kucinich
Kuhl (NY)
LaHood
Langevin
Lantos
Larsen (WA)
Larson (CT)
Latham
LaTourette
Leach
Lee
Levin
Lewis (CA)
Lewis (GA)
Lewis (KY)
Linder
Lipinski
LoBiondo
Lofgren, Zoe
Lowey
Lucas
Lungren, Daniel E.
Lynch
Mack
Maloney
Manzullo
Marchant
Markey
Marshall
Matheson
Matsui
McCarthy
McCaul (TX)
McCollum (MN)
McCotter
McCrery
McDermott
McGovern
McHenry
McHugh
McIntyre
McKeon
McMorris
McNulty
Meehan
Meek (FL)
Meeks (NY)
Melancon
Mica
Michaud
Millender-McDonald
Miller (FL)
Miller (MI)
Miller (NC)
Miller, Gary
Miller, George
Mollohan
Moore (KS)
Moore (WI)
Moran (KS)
Moran (VA)
Murphy
Murtha
Musgrave
Myrick
Nadler
Napolitano
Neal (MA)
Neugebauer
Ney
Norwood
Nunes
Nussle
Oberstar
Obey
Olver
Ortiz
Osborne
Otter
Owens
Oxley
Pallone
Pascrell
Pastor
Paul
Payne
Pearce
Pelosi
Pence
Peterson (MN)
Peterson (PA)
Petri
Pickering
Pitts
Platts
Poe
Pombo
Pomeroy
Porter
Price (GA)
Price (NC)
Pryce (OH)
Putnam
Radanovich
Rahall
Ramstad
Rangel
Regula
Rehberg
Reichert
Renzi
Reyes
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Ros-Lehtinen
Ross
Roybal-Allard
Royce
Ruppersberger
Rush
Ryan (OH)
Ryan (WI)
Ryun (KS)
Sabo
Salazar
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Saxton
Schakowsky
Schiff
Schmidt
Schwartz (PA)
Schwarz (MI)
Scott (GA)
Scott (VA)
Sensenbrenner
Serrano
Sessions
Shadegg
Shaw
Shays
Sherman
Sherwood
Shimkus
Shuster
Simmons
Simpson
Skelton
Slaughter
Smith (NJ)
Smith (TX)
Smith (WA)
Snyder
Sodrel
Solis
Souder
Spratt
Stark
Stearns
Strickland
Stupak
Sullivan
Sweeney
Tancredo
Tanner
Tauscher
Taylor (MS)
Taylor (NC)
Terry
Thomas
Thompson (CA)
Thompson (MS)
Thornberry
Tiahrt
Tiberi
Tierney
Towns
Turner
Udall (CO)
Udall (NM)
Upton
Van Hollen
Velázquez
Visclosky
Walden (OR)
Walsh
Wamp
Wasserman Schultz
Waters
Watson
Watt
Waxman
Weiner
Weldon (FL)
Weldon (PA)
Weller
Westmoreland
Wexler
Whitfield
Wicker
Wilson (NM)
Wilson (SC)
Wolf
Woolsey
Wu
Wynn
Young (AK)
Young (FL)

NOT VOTING—8

Carter
Davis (FL)
Davis (IL)
Evans
Kennedy (RI)
McKinney
Northup
Rothman

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk notify the Senate thereof.

¶70.27 S. 2754—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mr. REHBERG, pursuant to clause 8, rule XX, announced the further unfinished business to be the motion to suspend the rules and pass the bill of the Senate (S. 2754) to derive human pluripotent stem cell lines using techniques that do not knowingly harm embryos.

The question being put,

Will the House suspend the rules and pass said bill?

The vote was taken by electronic device.

It was decided in the negative ..... { Yeas ..... 273 / Nays 154

¶70.28 [Roll No. 380]

YEAS—273

Aderholt
Akin
Alexander
Bachus
Baker
Barrett (SC)
Barrow
Bartlett (MD)
Barton (TX)
Bass
Bean
Beauprez
Berry
Biggert
Bilbray
Bilirakis
Bishop (GA)
Bishop (UT)
Blackburn
Blunt
Boehner
Bonilla
Bonner
Bono
Boozman
Boren
Boswell
Boucher
Boustany
Boyd
Bradley (NH)
Brady (PA)
Brady (TX)
Brown (OH)
Brown (SC)
Brown-Waite, Ginny
Burgess
Burton (IN)
Buyer
Calvert
Camp (MI)
Campbell (CA)
Cannon
Cantor
Capito
Carter
Chabot
Chocola
Clyburn
Cole (OK)
Conaway
Costello
Cramer
Crenshaw
Cubin
Cuellar
Culberson
Davis (KY)
Davis (TN)
Davis, Jo Ann
Davis, Tom
Deal (GA)
Delahunt
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Doolittle
Doyle
Drake
Dreier
Duncan
Edwards
Ehlers
Emerson
English (PA)
Etheridge
Everett
Fattah
Feeney
Ferguson
Fitzpatrick (PA)
Foley
Forbes
Ford
Fortenberry
Fossella
Foxx
Franks (AZ)
Frelinghuysen
Gallegly
Garrett (NJ)
Gerlach
Gibbons
Gillmor
Gingrey
Gohmert
Goode
Goodlatte
Gordon
Granger
Graves
Green (WI)
Gutknecht
Hall
Harris
Hart
Hastert
Hastings (WA)
Hayes
Hayworth
Hefley
Hensarling
Herger
Herseth
Hinojosa
Hobson
Hoekstra
Holden
Holt
Hulshof
Hunter
Hyde
Inglis (SC)
Issa
Istook
Jenkins
Jindal
Johnson (IL)
Johnson, Sam
Jones (NC)
Kanjorski
Kaptur
Keller
Kennedy (MN)
Kildee
Kind
King (IA)
King (NY)
Kingston
Kirk
Kline
Knollenberg
Kolbe
Kuhl (NY)
LaHood
Langevin
Latham
LaTourette
Lewis (CA)
Lewis (KY)
Lipinski
LoBiondo
Lucas
Lungren, Daniel E.
Lynch
Mack
Manzullo
Marchant
Marshall
Matheson
McCaul (TX)
McCotter
McCrery
McHenry
McHugh
McIntyre
McKeon
McMorris
Melancon
Mica
Michaud
Miller (FL)
Miller (MI)
Miller, Gary
Mollohan
Moran (KS)
Murphy
Murtha
Musgrave
Myrick
Neugebauer
Ney
Norwood
Nunes
Nussle
Oberstar
Obey
Ortiz
Osborne
Otter
Oxley
Pascrell
Pearce
Pence
Peterson (MN)
Peterson (PA)
Petri
Pickering
Pitts
Platts
Poe
Pombo
Pomeroy
Porter
Price (GA)
Pryce (OH)
Putnam
Radanovich
Rahall
Ramstad
Regula
Rehberg
Reichert
Renzi
Reyes
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Ros-Lehtinen
Ross
Royce
Ryan (OH)
Ryan (WI)
Ryun (KS)
Saxton
Schmidt
Schwartz (PA)
Scott (GA)
Sensenbrenner
Sessions
Shadegg
Shaw
Sherwood
Shimkus
Shuster
Simpson
Skelton
Smith (NJ)
Smith (TX)
Snyder
Sodrel
Souder
Stearns
Strickland
Stupak
Sullivan
Sweeney
Tancredo
Tanner
Taylor (MS)
Taylor (NC)
Terry
Thornberry
Tiahrt
Tiberi
Turner
Upton
Walden (OR)
Walsh
Wamp
Weldon (FL)
Weldon (PA)
Weller
Westmoreland
Whitfield
Wicker
Wilson (NM)
Wilson (SC)
Wolf
Young (AK)
Young (FL)

NAYS—154

Abercrombie
Ackerman
Allen
Andrews
Baca
Baird
Baldwin
Becerra
Berkley
Berman
Bishop (NY)
Blumenauer
Boehlert
Brown, Corrine
Butterfield
Capps
Capuano
Cardin
Cardoza
Carnahan
Carson
Case
Castle
Chandler
Clay
Cleaver
Coble
Conyers
Cooper
Costa

Crowley
Cummings
Davis (AL)
Davis (CA)
DeFazio
DeGette
DeLauro
Dicks
Dingell
Doggett
Emanuel
Engel
Eshoo
Farr
Filner
Flake
Frank (MA)
Gilchrest
Gonzalez
Green, Al
Green, Gene
Grijalva
Gutierrez
Harman
Hastings (FL)
Higgins
Hinchey
Honda
Hooley
Hostettler
Hoyer
Inslee
Israel
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Johnson (CT)
Johnson, E. B.
Jones (OH)
Kelly
Kennedy (RI)
Kilpatrick (MI)
Kucinich
Lantos
Larsen (WA)
Larson (CT)
Leach
Lee
Levin
Lewis (GA)
Linder
Lofgren, Zoe
Lowey
Maloney
Markey
Matsui
McCarthy
McCollum (MN)
McDermott
McGovern
McNulty
Meehan
Meek (FL)
Meeks (NY)
Millender-McDonald
Miller (NC)
Miller, George
Moore (KS)
Moore (WI)
Moran (VA)
Nadler
Napolitano
Neal (MA)
Olver
Owens
Pallone
Pastor
Paul
Payne
Pelosi
Price (NC)
Rangel
Roybal-Allard
Ruppersberger
Rush
Sabo
Salazar
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Schakowsky
Schiff
Schwarz (MI)
Scott (VA)
Serrano
Shays
Sherman
Simmons
Slaughter
Smith (WA)
Solis
Spratt
Stark
Tauscher
Thomas
Thompson (CA)
Thompson (MS)
Tierney
Towns
Udall (CO)
Udall (NM)
Van Hollen
Velázquez
Visclosky
Wasserman Schultz
Waters
Watson
Watt
Waxman
Weiner
Wexler
Woolsey
Wu
Wynn

NOT VOTING—6

Davis (FL)
Davis (IL)
Evans
McKinney
Northup
Rothman

So, less than two-thirds of the Members present having voted in favor thereof, the rules were not suspended and said bill was not passed.

¶70.29 H. RES. 498—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mr. REHBERG, pursuant to clause 8, rule XX, announced the further unfinished business to be the motion to suspend the rules and agree to the resolution (H. Res. 498) supporting the goals and ideals of School Bus Safety Week.

The question being put,

Will the House suspend the rules and agree to said resolution?

The vote was taken by electronic device.

It was decided in the affirmative ..... { Yeas ..... 424 / Nays 0

¶70.30 [Roll No. 381]

YEAS—424

Abercrombie
Ackerman
Aderholt
Akin
Alexander
Allen
Andrews
Baca
Bachus
Baird
Baker
Baldwin
Barrett (SC)
Barrow
Bartlett (MD)
Barton (TX)
Bass
Bean
Beauprez
Becerra
Berkley
Berman
Berry
Biggert
Bilbray
Bilirakis
Bishop (GA)
Bishop (NY)
Bishop (UT)
Blackburn
Blumenauer
Blunt
Boehlert
Boehner
Bonilla
Bonner
Bono
Boozman
Boren
Boswell
Boucher
Boustany
Boyd
Bradley (NH)
Brady (PA)
Brady (TX)
Brown (OH)
Brown (SC)
Brown, Corrine
Brown-Waite, Ginny
Burgess
Burton (IN)
Butterfield
Buyer
Calvert
Camp (MI)
Campbell (CA)
Cannon
Cantor
Capito
Capps
Capuano
Cardin
Cardoza
Carnahan
Carson
Carter
Case
Castle
Chabot
Chandler
Chocola
Clay
Cleaver
Clyburn
Coble
Cole (OK)
Conaway
Conyers
Cooper
Costa
Costello
Cramer
Crenshaw
Crowley
Cubin
Cuellar
Culberson
Cummings
Davis (AL)
Davis (CA)
Davis (KY)
Davis (TN)
Davis, Jo Ann
Davis, Tom
Deal (GA)
DeFazio
DeGette
Delahunt
DeLauro
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Dicks
Dingell
Doggett
Doolittle
Doyle
Drake
Dreier
Duncan
Edwards
Ehlers
Emanuel
Emerson
Engel
English (PA)
Eshoo
Etheridge
Everett
Farr
Fattah
Feeney
Ferguson
Filner
Fitzpatrick (PA)
Flake
Foley
Forbes
Ford
Fortenberry
Fossella
Foxx
Frank (MA)
Franks (AZ)
Frelinghuysen
Gallegly
Garrett (NJ)
Gerlach
Gibbons
Gilchrest
Gillmor
Gingrey
Gohmert
Gonzalez
Goode
Goodlatte
Gordon
Granger
Graves
Green (WI)
Green, Al
Green, Gene
Grijalva
Gutierrez
Gutknecht
Hall
Harman
Harris
Hart
Hastings (FL)
Hastings (WA)
Hayes
Hayworth
Hefley
Hensarling
Herger
Herseth
Higgins
Hinchey
Hinojosa
Hobson
Hoekstra
Holden
Holt
Honda
Hooley
Hostettler
Hoyer
Hulshof
Hunter
Hyde
Inglis (SC)
Inslee
Israel
Issa
Istook
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Jenkins
Jindal
Johnson (CT)
Johnson (IL)
Johnson, E. B.
Johnson, Sam
Jones (NC)
Jones (OH)
Kanjorski
Kaptur
Keller
Kelly
Kennedy (MN)
Kennedy (RI)
Kildee
Kilpatrick (MI)
Kind
King (IA)
King (NY)
Kingston
Kirk
Kline
Knollenberg
Kolbe
Kucinich
Kuhl (NY)
LaHood
Langevin
Lantos
Larsen (WA)
Larson (CT)
Latham
LaTourette
Leach
Lee
Levin
Lewis (CA)
Lewis (GA)
Lewis (KY)
Linder
Lipinski
LoBiondo
Lofgren, Zoe
Lowey
Lucas
Lungren, Daniel E.
Lynch
Mack
Maloney
Manzullo
Marchant
Markey
Marshall
Matheson
Matsui
McCarthy
McCaul (TX)
McCollum (MN)
McCotter
McCrery
McDermott
McGovern
McHenry
McHugh
McIntyre
McKeon
McMorris
McNulty
Meehan
Meek (FL)
Meeks (NY)
Melancon
Mica
Michaud
Millender-McDonald
Miller (FL)
Miller (MI)
Miller (NC)
Miller, Gary
Miller, George
Mollohan
Moore (KS)
Moore (WI)
Moran (KS)
Moran (VA)
Murphy
Murtha
Musgrave
Myrick
Nadler
Napolitano
Neal (MA)
Neugebauer
Ney
Norwood
Nunes
Nussle
Oberstar
Obey
Olver
Ortiz
Osborne
Otter
Owens
Oxley
Pallone
Pascrell
Pastor
Paul
Pearce
Pelosi
Pence
Peterson (MN)
Peterson (PA)
Petri
Pickering
Pitts
Platts
Poe
Pombo
Pomeroy
Porter
Price (GA)
Price (NC)
Pryce (OH)
Putnam
Radanovich
Rahall
Ramstad
Rangel
Regula
Rehberg
Reichert
Renzi
Reyes
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Ros-Lehtinen
Ross
Roybal-Allard
Royce
Ruppersberger
Rush
Ryan (OH)
Ryan (WI)
Ryun (KS)
Sabo
Salazar
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Saxton
Schakowsky
Schiff
Schmidt
Schwartz (PA)
Schwarz (MI)
Scott (GA)
Scott (VA)
Sensenbrenner
Serrano
Sessions
Shadegg
Shaw
Shays
Sherman
Sherwood
Shimkus
Shuster
Simmons
Simpson
Skelton
Slaughter
Smith (NJ)
Smith (TX)
Smith (WA)
Snyder
Sodrel
Solis
Souder
Spratt
Stark
Stearns
Strickland
Stupak
Sullivan
Sweeney
Tancredo
Tanner
Tauscher
Taylor (MS)
Taylor (NC)
Terry
Thompson (CA)
Thompson (MS)
Thornberry
Tiahrt
Tiberi
Tierney
Towns
Turner
Udall (CO)
Udall (NM)
Upton
Van Hollen
Velázquez
Visclosky
Walden (OR)
Walsh
Wamp
Wasserman Schultz
Waters
Watson
Watt
Waxman
Weiner
Weldon (FL)
Weldon (PA)
Weller
Westmoreland
Wexler
Whitfield
Wicker
Wilson (NM)
Wilson (SC)
Wolf
Woolsey
Wu
Wynn
Young (AK)
Young (FL)

NOT VOTING—8

Davis (FL)
Davis (IL)
Evans
McKinney
Northup
Payne
Rothman
Thomas

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said resolution was agreed to.

A motion to reconsider the vote whereby the rules were suspended and said resolution was agreed to was, by unanimous consent, laid on the table.

¶70.31 POCKET CONSTITUTION AND FLAG BOOKLETS

On motion of Mr. EHLERS, by unanimous consent, the Committee on House Administration was discharged from further consideration of the following concurrent resolution of the Senate (S. Con. Res. 108):

Resolved by the Senate (the House of Representatives concurring),

SECTION 1. POCKET VERSION OF THE UNITED STATES CONSTITUTION.

(a) IN GENERAL.—The 22nd edition of the pocket version of the United States Constitution shall be printed as a Senate document under the direction of the Joint Committee on Printing.

(b) ADDITIONAL COPIES.—In addition to the usual number, there shall be printed the lesser of—

(1) 550,000 copies of the document, of which 440,000 copies shall be for the use of the House of Representatives, 100,000 copies shall be for the use of the Senate, and 10,000 copies shall be for the use of the Joint Committee on Printing; or

(2) such number of copies of the document as does not exceed a total production and printing cost of $198,000 with distribution to be allocated in the same proportion as described in paragraph (1), except that in no case shall the number of copies be less than 1 for each Member of Congress.

SEC. 2. OUR FLAG.

(a) IN GENERAL.—The 2006 revised edition of the publication entitled ''Our Flag'' shall be printed as a Senate document under the direction of the Joint Committee on Printing.

(b) ADDITIONAL COPIES.—In addition to the usual number, there shall be printed the lesser of—

(1) 550,000 copies of the document, of which 440,000 copies shall be for the use of the House of Representatives, 100,000 copies shall be for the use of the Senate, and 10,000 copies shall be for the use of the Joint Committee on Printing; or

(2) such number of copies of the document as does not exceed a total production and printing cost of $215,000 with distribution to be allocated in the same proportion as described in paragraph (1), except that in no

case shall the number of copies be less than 1 for each Member of Congress.

SEC. 3. A BOTANIC GARDEN FOR THE NATION.

(a) IN GENERAL.—There shall be printed as a Senate document under the direction of the Joint Committee on Printing the book entitled ''A Botanic Garden for the Nation'', prepared by the United States Botanic Gardens.

(b) SPECIFICATIONS.—The Senate document described in subsection (a) shall include illustrations and shall be in the style, form, manner, and binding as directed by the Joint Committee on Printing.

(c) NUMBER OF COPIES.—In addition to the usual number of copies, there shall be printed with suitable binding the lesser of—

(1) 3,075 copies of the document, of which 725 copies shall be for the use of the Senate and 1,470 for the use the House of Representatives with distribution determined by the Joint Committee on Printing, 880 copies for the use of the Botanic Gardens with distribution determined by the Joint Committee of Congress on the Library; or

(2) a number of copies that does not have a total production and printing cost of more than $102,000.

When said concurrent resolution was considered and agreed to.

A motion to reconsider the vote whereby said concurrent resolution was agreed to was, by unanimous consent, laid on the table.

Ordered, That the Clerk notify the Senate thereof.

¶70.32 MESSAGE FROM THE PRESIDENT—NATIONAL EMERGENCY REGARDING LIBERIA

The SPEAKER pro tempore, Mr. WESTMORELAND, laid before the House a message from the President, which was read as follows:

To the Congress of the United States:

Section 202(d) of the National Emergencies Act (50 U.S.C. 1622(d)) provides for the automatic termination of a national emergency unless, prior to the anniversary date of its declaration, the President publishes in the *Federal Register* and transmits to the Congress a notice stating that the emergency is to continue in effect beyond the anniversary date. In accordance with this provision, I have sent the enclosed notice to the *Federal Register* for publication, stating that the national emergency and related measures blocking the property of certain persons and prohibiting the importation of certain goods from Liberia are to continue in effect beyond July 22, 2006. The most recent notice continuing this emergency was published in the *Federal Register* on July 21, 2005 (70 FR 41935).

The actions and policies of former Liberian President Charles Taylor and his close associates, in particular their unlawful depletion of Liberian resources and their removal from Liberia and secreting of Liberian funds and property, continue to undermine Liberia's transition to democracy and the orderly development of its political, administrative, and economic institutions and resources. These actions and policies pose a continuing unusual and extraordinary threat to the foreign policy of the United States. For these reasons, I have determined that it is necessary to continue the national emergency and related measures blocking the property of certain persons and prohibiting the importation of certain goods from Liberia.

GEORGE W. BUSH.

THE WHITE HOUSE, *July 18, 2006*.

By unanimous consent, the message, together with the accompanying papers, was referred to the Committee on International Relations and ordered to be printed (H. Doc. 109–125).

¶70.33 RECESS—9:28 P.M.

The SPEAKER pro tempore, Miss MCMORRIS, pursuant to clause 12(a) of rule I, declared the House in recess at 9 o'clock and 28 minutes p.m., subject to the call of the Chair.

¶70.34 AFTER RECESS—9:54 P.M.

The SPEAKER pro tempore, Mr. SESSIONS, called the House to order.

¶70.35 PROVIDING FOR CONSIDERATION OF S. 2754

Mr. GINGREY, by direction of the Committee on Rules, reported (Rept. No. 109–578) the resolution (H. Res. 924) providing for consideration of the bill (S. 2754) to derive human pluripotent stem cell lines using techniques that do not knowingly harm embryos.

When said resolution and report were referred to the House Calendar and ordered printed.

¶70.36 ENROLLED BILLS SIGNED

Mrs. Haas, Clerk of the House, reported and found truly enrolled bills of the House of the following titles, which were thereupon signed by the Speaker:

H.R. 42. An Act to ensure that the right of an individual to display the flay of the United States on residential property not be abridged.

H.R. 810. An Act to amend the Public Health Service Act to provide for human embryonic stem cell research.

¶70.37 SENATE ENROLLED BILL SIGNED

The SPEAKER announced his signature to an enrolled bill of the Senate of the following title:

S. 3504. An Act to amend the Public Health Service Act to prohibit the solicitation or acceptance of tissue from fetuses gestated for research purposes, and for other purposes.

¶70.38 LEAVE OF ABSENCE

By unanimous consent, leave of absence was granted—

To Mr. DAVIS of Illinois, for today;

To Mr. KIND, for today before 3 p.m.; and

To Ms. MCKINNEY, for today.

And then,

¶70.39 ADJOURNMENT

On motion of Mr. GINGREY, at 9 o'clock and 55 minutes p.m., the House adjourned.

¶70.40 REPORTS OF COMMITTEES ON PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XIII, reports of committees were delivered to the Clerk for printing and reference to the proper calendar, as follows:

Mr. GINGREY: Committee on Rules. House Resolution 920. Resolution providing for consideration of the bill (H.R. 2389) to amend title 28, United States Code, with respect to the jurisdiction of Federal courts over certain cases and controversies involving the Pledge of Allegiance (Rept. 109–577). Referred to the House Calendar.

Mr. GINGREY: Committee on Rules. House Resolution 924. Resolution providing for consideration of the bill (S. 2754) to derive human pluripotent stem cell lines using techniques that do not knowingly harm embryos (Rept. 109–578). Referred to the House Calendar.

¶70.41 PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XII, public bills and resolutions were introduced and severally referred, as follows:

By Mr. SAM JOHNSON of Texas:

H.R. 5822. A bill to establish the America's Opportunity Scholarships for Kids Program; to the Committee on Education and the Workforce.

By Mrs. KELLY:

H.R. 5823. A bill to amend certain provisions of the Federal Power Act added by the Energy Policy Act of 2005 relating to the use of eminent domain authority for the construction of electric power lines, and for other purposes; to the Committee on Energy and Commerce.

By Ms. HART:

H.R. 5824. A bill to authorize the Secretary of Labor to award a grant to the Manchester Bidwell Corporation to improve, expand, and replicate the arts and technology education centers operated by such corporation; to the Committee on Education and the Workforce.

By Mrs. WILSON of New Mexico (for herself, Mr. SENSENBRENNER, Mr. HOEKSTRA, Mr. RENZI, Mrs. JOHNSON of Connecticut, Mr. EVERETT, Mr. THORNBERRY, Mr. ROGERS of Michigan, Mr. GALLEGLY, and Mr. ISSA):

H.R. 5825. A bill to update the Foreign Intelligence Surveillance Act of 1978; to the Committee on the Judiciary, and in addition to the Committee on Intelligence (Permanent Select), for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. KENNEDY of Minnesota:

H.R. 5826. A bill to amend title 5, United States Code, to provide for greater flexibility in the number of levels of benefits that may be offered by certain health plans under chapter 89 of such title; to the Committee on Government Reform.

By Mr. BOEHNER:

H.R. 5827. A bill to make Celina, Ohio, eligible for certain rural development loans and grants; to the Committee on Agriculture.

By Mr. DINGELL:

H.R. 5828. A bill to amend the State Department Basic Authorities Act of 1956 to remove the reimbursement requirement for evacuation as a result of war, civil unrest, or natural disaster; to the Committee on International Relations.

By Mrs. MCCARTHY (for herself and Mr. LEWIS of Georgia):

H.R. 5829. A bill to direct the Librarian of Congress and the Secretary of the Smithsonian Institution to carry out a joint project at the Library of Congress and the National Museum of African American History and Culture to collect video and audio recordings of personal histories and testimonials of individuals who participated in the Civil Rights movement, and for other purposes; to the Committee on House Administration.

By Mr. YOUNG of Alaska (for himself, Mr. OBERSTAR, Mr. MICA, Ms. EDDIE BERNICE JOHNSON of Texas, Mr. MARCHANT, Ms. GRANGER, Mr. BARTON of Texas, Mr. BURGESS, Mr. EDWARDS, Mr. GOHMERT, Mr. HALL, Mr. SAM JOHNSON of Texas, and Mr. SESSIONS):

H.R. 5830. A bill to amend section 29 of the International Air Transportation Competition Act of 1979 relating to air transportation to and from Love Field, Texas; to the Committee on Transportation and Infrastructure.

By Mr. BOEHNER (for himself, Mr. HYDE, and Mr. LANTOS):

H. Res. 921. A resolution condemning the recent attacks against the State of Israel, holding terrorists and their state-sponsors accountable for such attacks, supporting Israel's right to defend itself, and for other purposes; to the Committee on International Relations.

By Mr. ACKERMAN (for himself, Mr. LANTOS, Mr. WEXLER, Mr. HASTINGS of Florida, Mr. ENGEL, and Mr. CROWLEY):

H. Res. 922. A resolution condemning cross-border terrorism against Israel by Hamas and Hezbollah and the complicity in these acts of terrorist aggression by Syria and Iran; to the Committee on International Relations.

By Mr. SHAW:

H. Res. 923. A resolution condemning the recent attacks against the State of Israel; to the Committee on International Relations.

¶70.42 ADDITIONAL SPONSORS

Under clause 7 of rule XII, sponsors were added to public bills and resolutions as follows:

H.R. 147: Mr. TOWNS.
H.R. 450: Mr. MCCOTTER and Mr. MCGOVERN.
H.R. 500: Mr. SAM JOHNSON of Texas.
H.R. 947: Mr. MOORE of Kansas.
H.R. 998: Mr. COBLE.
H.R. 1002: Mrs. NAPOLITANO.
H.R. 1130: Mr. EDWARDS.
H.R. 1241: Mr. DOYLE.
H.R. 1366: Mr. WELDON of Florida and Mr. BONILLA.
H.R. 1372: Mr. BISHOP of Georgia.
H.R. 1384: Mr. NEUGEBAUER.
H.R. 1471: Mr. MICHAUD.
H.R. 1526: Mr. FARR.
H.R. 1558: Mr. OWENS, Ms. LINDA T. SÁNCHEZ of California, and Mr. GUTIERREZ.
H.R. 1704: Mr. BLUMENAUER and Mrs. DRAKE.
H.R. 1898: Mr. SCHWARZ of Michigan and Ms. ESHOO.
H.R. 1996: Mr. CASE.
H.R. 2421: Mr. TERRY.
H.R. 2429: Mr. MILLER of North Carolina.
H.R. 2561: Ms. GINNY BROWN-WAITE of Florida.
H.R. 2568: Mr. SIMMONS and Mr. MCCOTTER.
H.R. 3137: Mr. JINDAL.
H.R. 3195: Ms. MILLENDER-MCDONALD and Mr. WAXMAN.
H.R. 3282: Mr. CAMPBELL of California.
H.R. 3352: Mr. HINCHEY.
H.R. 3427: Mr. WAXMAN.
H.R. 3641: Mr. PAYNE.
H.R. 3875: Mr. WELDON of Pennsylvania and Mr. RENZI.
H.R. 4188: Mr. MEEHAN.
H.R. 4236: Mr. SHUSTER.
H.R. 4264: Mr. ABERCROMBIE and Mr. HAYES.
H.R. 4366: Mr. MANZULLO.
H.R. 4491: Ms. EDDIE BERNICE JOHNSON of Texas.
H.R. 4537: Ms. LEE.
H.R. 4597: Mrs. MALONEY and Mr. YOUNG of Alaska.
H.R. 4710: Mr. GONZALEZ and Mr. MILLER of Florida.
H.R. 4771: Ms. BALDWIN.
H.R. 4910: Mr. UPTON and Mrs. MYRICK.
H.R. 4925: Ms. MCKINNEY.
H.R. 4953: Mr. KENNEDY of Minnesota, Mr. PETRI, and Mr. CONYERS.
H.R. 5005: Mr. NUSSLE, Mr. BISHOP of Utah, and Mr. NEUGEBAUER.
H.R. 5013: Mr. LATHAM and Mr. SAM JOHNSON of Texas.
H.R. 5022: Mr. UDALL of Colorado, Mr. MCCOTTER, Mr. BAIRD, Mr. GENE GREEN of Texas, Mr. REICHERT, Mr. WALSH, and Mr. SPRATT.
H.R. 5072: Mr. LEACH.
H.R. 5092: Mr. CAMPBELL of California, Mr. LATHAM, Mr. NUSSLE, and Mr. BISHOP of Utah.
H.R. 5100: Ms. BALDWIN and Mr. PETRI.
H.R. 5120: Mr. CLYBURN.
H.R. 5134: Mr. JINDAL and Mr. MARSHALL.
H.R. 5140: Mr. STARK.
H.R. 5167: Mr. LOBIONDO.
H.R. 5171: Mr. PITTS.
H.R. 5185: Mr. MORAN of Virginia.
H.R. 5206: Mr. CARDOZA, Mr. SCHWARZ of Michigan, and Ms. LORETTA SANCHEZ of California.
H.R. 5242: Mr. THORNBERRY.
H.R. 5339: Mr. PAYNE and Ms. KILPATRICK of Michigan.
H.R. 5381: Mr. NEAL of Massachusetts.
H.R. 5388: Ms. ESHOO.
H.R. 5453: Ms. HART.
H.R. 5455: Mr. BISHOP of Georgia.
H.R. 5465: Mr. ROTHMAN, Mr. BERMAN, and Mr. WELDON of Pennsylvania.
H.R. 5474: Mr. BROWN of South Carolina.
H.R. 5478: Mr. GILLMOR.
H.R. 5482: Ms. LORETTA SANCHEZ of California and Mr. FORD.
H.R. 5499: Mr. JEFFERSON.
H.R. 5535: Mr. PENCE.
H.R. 5588: Mrs. JONES of Ohio.
H.R. 5608: Mr. WAXMAN, Mr. DAVIS of Florida, Mr. KENNEDY of Rhode Island, Ms. JACKSON-LEE of Texas, and Mr. TOWNS.
H.R. 5637: Mr. MANZULLO.
H.R. 5671: Mr. ETHERIDGE, Mr. MEEKS of New York, and Mr. JONES of North Carolina.
H.R. 5682: Mr. CULBERSON, Mr. HENSARLING, and Mr. MCCAUL of Texas.
H.R. 5685: Mr. REYNOLDS, Mr. SERRANO, Mr. ENGEL, Mr. WEINER, Mr. HIGGINS, Mr. OWENS, Mr. NADLER, Ms. SLAUGHTER, Mr. MCNULTY, Mr. MEEKS of New York, Mr. KUHL of New York, and Ms. VELÁZQUEZ.
H.R. 5704: Mr. GINGREY.
H.R. 5712: Mr. GONZALEZ.
H.R. 5714: Mr. DEFAZIO, Ms. ZOE LOFGREN of California, Mr. WEXLER, and Ms. LORETTA SANCHEZ of California.
H.R. 5743: Mr. SAM JOHNSON of Texas.
H.R. 5755: Mr. SIMMONS, Mr. PETERSON of Pennsylvania, Mr. CUMMINGS, Mr. MCCOTTER, Mr. HOLDEN, Mr. CARDOZA, Mr. TAYLOR of Mississippi, Mr. CHANDLER, Mr. ROSS, Mr. COOPER, Mr. SALAZAR, Mr. MOORE of Kansas, Mr. PETERSON of Minnesota, Mr. POMEROY, and Mr. MCINTYRE.
H.R. 5756: Mr. TANCREDO.
H.R. 5766: Mr. PENCE, Mr. CALVERT, Mr. HERGER, Mr. SESSIONS, Mr. CULBERSON, Ms. HART, Ms. HARRIS, Mr. GARRETT of New Jersey, Mr. WAMP, Mr. WELDON of Florida, Mr. BILBRAY, Mr. GERLACH, Mr. HAYWORTH, Mr. ISTOOK, Mr. STEARNS, Mr. RENZI, Mr. FRANKS of Arizona, Mr. MORAN of Kansas, Mr. HAYES, Miss MCMORRIS, Mr. DAVIS of Kentucky, Mr. CAMPBELL of California, and Mr. LATHAM.
H.R. 5784: Mr. MEEK of Florida and Mr. MORAN of Virginia.
H.R. 5785: Mr. COSTELLO.
H.R. 5805: Ms. BORDALLO, Mr. BROWN of Ohio, Mr. CROWLEY, Mr. CHABOT, Mr. POE, and Mr. SMITH of New Jersey.
H. J. Res. 90: Mr. MCNULTY.
H. Con. Res. 222: Mr. MCNULTY and Mr. NEY.
H. Con. Res. 346: Mr. HYDE.
H. Con. Res. 347: Mr. MICHAUD.
H. Con. Res. 390: Ms. BEAN and Mr. TERRY.
H. Con. Res. 406: Mr. FRANK of Massachusetts.
H. Con. Res. 416: Mr. JEFFERSON and Mr. DOYLE.
H. Con. Res. 434: Mr. CONYERS.
H. Con. Res. 435: Mr. FOSSELLA.
H. Con. Res. 438: Ms. PRYCE of Ohio, Mr. MCCOTTER, Mr. MANZULLO, Mr. NORWOOD, Mr. GARY G. MILLER of California, and Mr. ISTOOK.
H. Con. Res. 448: Mr. HALL, Ms. KAPTUR, and Mr. WELDON of Florida.
H. Res. 79: Ms. WATSON, Mr. GUTIERREZ, Ms. JACKSON-LEE of Texas, Mr. CLYBURN, Mr. MARSHALL, Mr. GENE GREEN of Texas, Mr. HENSARLING, and Mr. PAUL.
H. Res. 295: Mr. WHITFIELD.
H. Res. 603: Mr. CALVERT.
H. Res. 784: Ms. EDDIE BERNICE JOHNSON of Texas.
H. Res. 790: Ms. WOOLSEY, Mr. CLYBURN, and Ms. LEE.
H. Res. 863: Mr. ISSA.
H. Res. 871: Mr. KIRK, Mr. FRELINGHUYSEN, Mr. GERLACH, Mrs. JOHNSON of Connecticut, Mr. PETRI, Mr. BOEHLERT, Mr. SCHWARZ of Michigan, Mrs. KELLY, Mr. BASS, Mr. EHLERS, Mr. PLATTS, Mr. CASTLE, Mr. BRADLEY of New Hampshire, Mr. GILCHREST, Mrs. WILSON of New Mexico, and Mr. WALSH.
H. Res. 888: Ms. KILPATRICK of Michigan.
H. Res. 901: Mr. HINOJOSA, Mrs. TAUSCHER, Mr. CLEAVER, and Mr. SCOTT of Virginia.
H. Res. 908: Mr. MCNULTY.
H. Res. 911: Mr. GARY G. MILLER of California, Mr. WYNN, Mr. SHERMAN, Mr. STARK, Mr. PRICE of North Carolina, and Mr. MARSHALL.
H. Res. 912: Mr. BERRY, Mr. GARY G. MILLER of California, Mr. POMEROY, Mr. GORDON, Mr. MARSHALL, Mr. MOORE of Kansas, Ms. HOOLEY, Mr. CASTLE, Mr. CAMPBELL of California, Mr. HAYWORTH, Mr. SIMMONS, Mr. GOODE, Mr. KIRK, Mr. RAMSTAD, Mr. SESSIONS, Mr. LEWIS of California, Mr. GILLMOR, Mr. BRADY of Texas, Mr. GREEN of Wisconsin, Mr. TIBERI, Mr. MELANCON, Mr. COBLE, Mr. PEARCE, Mr. BOEHLERT, and Ms. BERKLEY.

WEDNESDAY, JULY 19, 2006 (71)

¶71.1 APPOINTMENT OF SPEAKER PRO TEMPORE

The House was called to order by the SPEAKER pro tempore, Mrs. MILLER of Michigan, who laid before the House the following communication:

WASHINGTON, DC,
July 19, 2006.

I hereby appoint the Honorable CANDICE S. MILLER to act as Speaker pro tempore on this day.

J. DENNIS HASTERT,
Speaker of the House of Representatives.

¶71.2 APPROVAL OF THE JOURNAL

The SPEAKER pro tempore, Mrs. MILLER of Michigan, announced she had examined and approved the Journal of the proceedings of Tuesday, July 18, 2006.

Pursuant to clause 1, rule I, the Journal was approved.

¶71.3 COMMUNICATIONS

Executive and other communications, pursuant to clause 8, rule XII, were referred as follows:

8668. A letter from the Counsel for Legislation and Regulations, Department of Housing and Urban Development, transmitting

the Department's final rule — Debenture Interest Payment Changes [Docket No. FR-4945-F-01] (RIN: 2502-AI41) received July 12, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Financial Services.

8669. A letter from the Director, Financial Crimes Enforcement Network, Department of the Treasury, transmitting the Department's final rule — Financial Crimes Enforcement Network; Amendment to the Bank Secrecy Act Regulations — Imposition of Special Measure Against VEF Banka, as a Financial Institution of Primary Money Laundering Concern (RIN: 1506-AA82) received July 12, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Financial Services.

8670. A letter from the General Counsel, Federal Housing Finance Board, transmitting the Board's final rule — Data Reporting Requirements for the Federal Home Loan Banks [No. 2006-10] (RIN: 3069-AB28) received July 12, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Financial Services.

8671. A letter from the General Counsel, National Credit Union Administration, transmitting the Administration's final rule — Third-Party Servicing of Indirect Vehicle Loans—received July 12, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Financial Services.

8672. A letter from the Assistant Secretary, Division of Market Regulation, Securities and Exchange Commission, transmitting the Commission's final rule — Joint Final Rules; Application of the Definition of Narrow-Based Security Index to Debt Securities Indexes and Security Futures on Debt Securities [Release No. 34-54106; File No. S7-07-06] (RIN: 3235-AJ54) received July 13, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Financial Services.

8673. A communication from the President of the United States, transmitting notification that the national emergency with respect to Liberia is to continue in effect beyond July 22, 2006, pursuant to 50 U.S.C. 1622(d); (H. Doc. No. 109–125); to the Committee on International Relations and ordered to be printed.

8674. A communication from the President of the United States, transmitting a letter notifying Congress, consistant with the War Powers Resolution, that on July 14,2006, due to the uncertain security situation and the possible threat to American citizens and the American Embassy in Lebanon, Department of Defense assistance has been requested to assist in the departure of American citizens in Lebanon; (H. Doc. No. 109–126); to the Committee on International Relations and ordered to be printed.

8675. A letter from the Rules Administrator, Federal Bureau of Prisons, Department of Justice, transmitting the Department's final rule — Classification and Program Review [BOP-1131-F] (RIN: 1120-AB32) received July 13, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on the Judiciary.

8676. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Special Local Regulations for Marine Events; Choptank River, Cambridge, MD [CGD05-06-065] (RIN: 1625-AA08] received July 13, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

8677. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Special Local Regulations: Suncoast Offshore Grand Prix; Gulf of Mexico, Sarasota, FL [CGD 07-06-107] (RIN: 1625-AA08) received July 13, 206, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

8678. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Special Local Regulation; Annual Greater Jacksonville Kingfish Tournament; Jacksonville, Florida [CGD07-06-108] (RIN: 1625-AA08) received July 13, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

8679. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Security Zone; Georgetown Channel, Potomac River, Washington, DC [CGD05-06-014] (RIN: 1625-AA87) received June 30, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

8680. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Drawbridge Operation Regulation: Beaufort (Gallants) Channel, NC [CGD05-06-047] (RIN: 1625-AA09) received June 30, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

8681. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Drawbridge Operation Regulations; Pinellas Bayway Structure ''E'' (SR 679) Bridge, Gulf Intracoastal Waterway, mile 113, St. Petersburg Beach, Pinellas County, FL. [CGD07-06-073] (RIN: 1625-AA09) received June 30, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

8682. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Drawbridge Operation Regulations; Welch Causeway (SR 699) Bridge, Gulf Intracoastal Waterway, mile 122.8, Madeira Beach, Pinellas County, FL [CGD07-06-074] (RIN: 1625-AA09) received June 30, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

8683. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Security Zone; Severn River and College Creek, Annapolis, Maryland [CGD05-06-052] (RIN: 1625-AA87) received June 30, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

8684. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Safety Zone; City Fireworks Celebration, Syracuse, NY [CGD09-06-063] (RIN: 1625-AA00) received June 30, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

8685. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Safety Zone; Village Fireworks, Sodus Point, NY [CGD09-06-052] (RIN: 1625-AA00) received June 30, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

8686. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Safety Zone; Brewerton Fireworks, Brewerton, NY [CGD09-06-051] (RIN: 1625-AA00) received June 30, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

8687. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Safety Zone; 2006 Fireworks, St. Lawrence River, Clayton, NY [CGD09-06-050] (RIN: 1625-AA00) received June 30, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

8688. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Safety Zone; Mentor Power Boat Race, Lake Erie, Mentor, OH [CGD09-06-060] (RIN: 1625-AA00) received June 30, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

8689. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Safety Zone; Island Festival Fireworks Display [CGD09-06-049] (RIN: 1625-AA00) received June 30, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

8690. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Safety Zone; Clearwater Harbor, Florida [COTP St. Petersburg 06-104] (RIN: 1625-AA00) received June 30, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

8691. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Safety Zone; Fourth of July Fireworks, Heart Island, Alexandria Bay, NY [CGD09-06-053] (RIN: 1625-AA00) received June 30, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

8692. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Safety Zone; Seneca River Days, Baldwinsville, NY [CGD09-06-055] (RIN: 1625-AA00) received June 30, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

8693. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Fireworks Safety Zone; Shelter Cove, Hilton Head, SC [COTP Charleston 06-110] (RIN: 1625-AA00) received June 30, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

8694. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Safety Zone; Seneca River Days Fireworks, Baldwinsville, NY [CGD09-06-054] (RIN: 1625-AA00) received June 30, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

8695. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Safety Zone; Rochester Harbor and Carousel Festival, Rochester, NY [CGD09-06-038] (RIN: 1625-AA00) received June 30, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

8696. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Fireworks Safety Zone; Skull Creek, Hilton Head, SC [COTP Charleston 06-112] (RIN: 1625-AA00) received June 30, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

8697. A letter from the Chief, Regulations and Administrative Law, USCG, Department

of Homeland Security, transmitting the Department's final rule — Safety Zone; Cooper River, River Front Park, North Charleston, South Carolina [COTP Charleston 06-113] (RIN: 1625-AA00) received June 30, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

8698. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Safety Zone; St. Louis River/Duluth/Interlake Tar Remediation Site, Duluth, MN [CGD09-06-031] (RIN: 1625-AA00) received June 30, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

8699. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Safety Zone; Fireworks, Lower Colorado River, Laughlin, NV [COTP San Diego 06-025] (RIN: 1625-AA00) received June 30, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

8700. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Safety Zone; Clearwater Harbor, FL [COTP St. Petersburg 06-082] (RIN: 1625-AA00) received June 30, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

8701. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Safety Zone; Fort Story, Chesapeake Bay, Virginia Beach, VA [CGD05-06-055] (RIN: 1625-AA00) received June 30, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

8702. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Safety Zone: Lake Michigan, Milwaukee, WI [CGD09-06-035] (RIN: 1625-AA00) received June 30, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

¶71.4 MESSAGE FROM THE SENATE

A message from the Senate by Ms. Curtis, one of its clerks, announced that the Senate has passed without amendment a bill of the House of the following title:

H.R. 5117. An Act to exempt persons with disabilities from the prohibition against providing section 8 rental assistance to college students.

¶71.5 PROVIDING FOR CONSIDERATION OF H.R. 2389

Mr. GINGREY, by direction of the Committee on Rules, called up the following resolution (H. Res. 920):

Resolved, That at any time after the adoption of this resolution the Speaker may, pursuant to clause 2(b) of rule XVIII, declare the House resolved into the Committee of the Whole House on the state of the Union for consideration of the bill (H.R. 2389) to amend title 28, United States Code, with respect to the jurisdiction of Federal courts over certain cases and controversies involving the Pledge of Allegiance. The first reading of the bill shall be dispensed with. All points of order against consideration of the bill are waived. General debate shall be confined to the bill and shall not exceed one hour equally divided and controlled by the Majority Leader and Minority Leader or their designees. After general debate the bill shall be considered for amendment under the five-minute rule. The bill shall be considered as read. Notwithstanding clause 11 of rule XVIII, no amendment to the bill shall be in order except those printed in the report of the Committee on Rules accompanying this resolution. Each such amendment may be offered only in the order printed in the report, may be offered only by a Member designated in the report, shall be considered as read, shall be debatable for the time specified in the report equally divided and controlled by the proponent and an opponent, shall not be subject to amendment, and shall not be subject to a demand for division of the question in the House or in the Committee of the Whole. All points of order against such amendments are waived. At the conclusion of consideration of the bill for amendment the Committee shall rise and report the bill to the House with such amendments as may have been adopted. The previous question shall be considered as ordered on the bill and amendments thereto to final passage without intervening motion except one motion to recommit with or without instructions.

When said resolution was considered.

After debate,

Mr. GINGREY moved the previous question on the resolution to its adoption or rejection.

The question being put, viva voce,

Will the House now order the previous question?

The SPEAKER pro tempore, Mrs. MILLER of Michigan, announced that the yeas had it.

Mr. HASTINGS of Florida objected to the vote on the ground that a quorum was not present and not voting.

A quorum not being present,

The roll was called under clause 6, rule XX, and the call was taken by electronic device.

When there appeared { Yeas ..... 224 / Nays ..... 200 }

¶71.6 [Roll No. 382]

YEAS—224

Aderholt
Akin
Alexander
Bachus
Baker
Barrett (SC)
Bartlett (MD)
Barton (TX)
Bass
Beauprez
Biggert
Bilbray
Bilirakis
Bishop (UT)
Blackburn
Blunt
Boehlert
Boehner
Bonilla
Bonner
Bono
Boozman
Boustany
Bradley (NH)
Brady (TX)
Brown (SC)
Brown-Waite, Ginny
Burgess
Burton (IN)
Buyer
Calvert
Camp (MI)
Campbell (CA)
Cannon
Cantor
Capito
Carter
Castle
Chabot
Chocola
Coble
Cole (OK)
Conaway
Crenshaw
Cubin
Culberson
Davis (KY)
Davis, Jo Ann
Davis, Tom
Deal (GA)
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Doolittle
Drake
Dreier
Duncan
Ehlers
Emerson
English (PA)
Everett
Feeney
Ferguson
Fitzpatrick (PA)
Flake
Foley
Forbes
Fortenberry
Fossella
Foxx
Franks (AZ)
Frelinghuysen
Gallegly
Garrett (NJ)
Gerlach
Gibbons
Gilchrest
Gillmor
Gingrey
Gohmert
Goodlatte
Granger
Graves
Green (WI)
Gutknecht
Hall
Hart
Hastings (WA)
Hayes
Hayworth
Hefley
Hensarling
Herger
Hobson
Hoekstra
Hostettler
Hulshof
Hunter
Hyde
Inglis (SC)
Issa
Istook
Jenkins
Jindal
Johnson (CT)
Johnson (IL)
Johnson, Sam
Jones (NC)
Keller
Kelly
Kennedy (MN)
King (IA)
King (NY)
Kingston
Kirk
Kline
Knollenberg
Kolbe
Kuhl (NY)
LaHood
Latham
LaTourette
Lewis (CA)
Lewis (KY)
LoBiondo
Lucas
Lungren, Daniel E.
Mack
Manzullo
Marchant
McCaul (TX)
McCotter
McCrery
McHenry
McHugh
McKeon
McMorris
Mica
Miller (FL)
Miller (MI)
Miller, Gary
Moran (KS)
Murphy
Musgrave
Myrick
Neugebauer
Ney
Norwood
Nunes
Nussle
Osborne
Otter
Oxley
Paul
Pearce
Pence
Peterson (PA)
Petri
Pickering
Pitts
Platts
Poe
Pombo
Porter
Price (GA)
Pryce (OH)
Putnam
Radanovich
Ramstad
Regula
Rehberg
Reichert
Renzi
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Ros-Lehtinen
Royce
Ryan (WI)
Ryun (KS)
Saxton
Schmidt
Schwarz (MI)
Sensenbrenner
Sessions
Shadegg
Shaw
Sherwood
Shimkus
Shuster
Simmons
Simpson
Smith (NJ)
Smith (TX)
Sodrel
Souder
Stearns
Sullivan
Sweeney
Tancredo
Taylor (NC)
Terry
Thomas
Thornberry
Tiahrt
Tiberi
Turner
Upton
Walden (OR)
Walsh
Wamp
Weldon (FL)
Weldon (PA)
Weller
Westmoreland
Whitfield
Wicker
Wilson (NM)
Wilson (SC)
Wolf
Young (AK)
Young (FL)

NAYS—200

Abercrombie
Ackerman
Allen
Andrews
Baca
Baird
Baldwin
Barrow
Bean
Becerra
Berkley
Berman
Berry
Bishop (GA)
Bishop (NY)
Blumenauer
Boren
Boswell
Boucher
Boyd
Brady (PA)
Brown (OH)
Brown, Corrine
Butterfield
Capps
Capuano
Cardin
Cardoza
Carnahan
Carson
Case
Chandler
Clay
Cleaver
Clyburn
Conyers
Cooper
Costa
Costello
Cramer
Crowley
Cuellar
Cummings
Davis (AL)
Davis (CA)
Davis (FL)
Davis (IL)
Davis (TN)
DeFazio
DeGette
Delahunt
DeLauro
Dicks
Dingell
Doggett
Doyle
Edwards
Emanuel
Engel
Eshoo
Etheridge
Farr
Fattah
Filner
Frank (MA)
Gonzalez
Gordon
Green, Al
Green, Gene
Grijalva
Harman
Hastings (FL)
Herseth
Higgins
Hinchey
Hinojosa
Holden
Holt
Honda
Hooley
Hoyer
Inslee
Israel
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Johnson, E. B.
Jones (OH)
Kanjorski
Kaptur
Kennedy (RI)
Kildee
Kilpatrick (MI)
Kind
Kucinich
Langevin
Lantos
Larsen (WA)
Larson (CT)
Leach
Lee
Levin
Lewis (GA)
Lipinski
Lofgren, Zoe
Lowey
Lynch
Maloney
Markey
Marshall
Matheson
Matsui
McCarthy
McCollum (MN)
McDermott
McGovern
McIntyre
McNulty
Meehan
Meek (FL)
Meeks (NY)
Melancon
Michaud
Millender-McDonald
Miller (NC)
Miller, George
Mollohan
Moore (KS)
Moore (WI)
Moran (VA)
Murtha
Nadler
Napolitano
Neal (MA)
Oberstar
Obey
Olver
Ortiz
Owens
Pallone
Pascrell
Pastor
Payne
Pelosi
Peterson (MN)
Pomeroy
Price (NC)
Rahall
Rangel
Reyes
Ross
Rothman
Roybal-Allard
Ruppersberger
Rush
Ryan (OH)
Sabo
Salazar
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Schakowsky
Schiff
Schwartz (PA)
Scott (GA)
Scott (VA)
Serrano
Shays
Sherman
Skelton
Slaughter
Smith (WA)
Snyder
Solis
Spratt
Stark
Strickland
Stupak
Tanner
Tauscher

Taylor (MS)
Thompson (CA)
Thompson (MS)
Tierney
Towns
Udall (CO)
Udall (NM)
Van Hollen
Velázquez
Visclosky
Wasserman Schultz
Waters
Watson
Watt
Waxman
Weiner
Wexler
Woolsey
Wu
Wynn

NOT VOTING—8

Evans
Ford
Goode
Gutierrez
Harris
Linder
McKinney
Northup

So the previous question on the resolution was ordered.

The question being put, viva voce,

Will the House agree to said resolution?

The SPEAKER pro tempore, Mrs. MILLER of Michigan, announced that the yeas had it.

Mr. GINGREY demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The vote was taken by electronic device.

It was decided in the affirmative ..... { Yeas ..... 257 / Nays 168

¶71.7 [Roll No. 383]

YEAS—257

Aderholt
Akin
Alexander
Baca
Bachus
Baker
Barrett (SC)
Bartlett (MD)
Barton (TX)
Bass
Beauprez
Berkley
Berry
Biggert
Bilbray
Bilirakis
Bishop (GA)
Bishop (UT)
Blackburn
Blunt
Boehlert
Boehner
Bonilla
Bonner
Bono
Boozman
Boren
Boustany
Boyd
Bradley (NH)
Brady (TX)
Brown (SC)
Brown-Waite, Ginny
Burgess
Burton (IN)
Buyer
Calvert
Camp (MI)
Campbell (CA)
Cannon
Cantor
Capito
Carter
Castle
Chabot
Chandler
Chocola
Coble
Cole (OK)
Conaway
Cramer
Crenshaw
Cubin
Cuellar
Culberson
Davis (KY)
Davis (TN)
Davis, Jo Ann
Davis, Tom
Deal (GA)
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Doolittle
Drake
Dreier
Duncan
Edwards
Ehlers
Emanuel
Emerson
English (PA)
Everett
Feeney
Ferguson
Fitzpatrick (PA)
Flake
Foley
Forbes
Fortenberry
Fossella
Foxx
Franks (AZ)
Frelinghuysen
Gallegly
Garrett (NJ)
Gerlach
Gibbons
Gilchrest
Gillmor
Gingrey
Gohmert
Goode
Goodlatte
Gordon
Granger
Graves
Green (WI)
Green, Al
Green, Gene
Gutknecht
Hall
Hart
Hastings (WA)
Hayes
Hayworth
Hefley
Hensarling
Herger
Herseth
Higgins
Hobson
Hoekstra
Hostettler
Hulshof
Hunter
Hyde
Inglis (SC)
Issa
Istook
Jenkins
Jindal
Johnson (CT)
Johnson (IL)
Johnson, Sam
Jones (NC)
Keller
Kelly
Kennedy (MN)
King (IA)
King (NY)
Kingston
Kirk
Kline
Knollenberg
Kolbe
Kuhl (NY)
LaHood
Latham
LaTourette
Leach
Lewis (CA)
Lewis (KY)
Linder
LoBiondo
Lucas
Lungren, Daniel E.
Mack
Manzullo
Marchant
Marshall
Matheson
McCaul (TX)
McCotter
McCrery
McHenry
McHugh
McIntyre
McKeon
McMorris
Melancon
Mica
Miller (FL)
Miller (MI)
Miller, Gary
Mollohan
Moran (KS)
Murphy
Musgrave
Myrick
Neugebauer
Ney
Norwood
Nunes
Nussle
Ortiz
Osborne
Otter
Oxley
Pastor
Paul
Pearce
Pence
Peterson (MN)
Peterson (PA)
Petri
Pickering
Pitts
Platts
Poe
Pombo
Porter
Price (GA)
Pryce (OH)
Putnam
Radanovich
Rahall
Ramstad
Regula
Rehberg
Reichert
Renzi
Reyes
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Ros-Lehtinen
Ross
Royce
Ryan (WI)
Ryun (KS)
Salazar
Saxton
Schmidt
Schwarz (MI)
Sensenbrenner
Sessions
Shadegg
Shaw
Sherwood
Shimkus
Shuster
Simmons
Simpson
Smith (NJ)
Smith (TX)
Sodrel
Souder
Stearns
Sullivan
Sweeney
Tancredo
Tanner
Taylor (NC)
Terry
Thomas
Thornberry
Tiahrt
Tiberi
Turner
Upton
Walden (OR)
Walsh
Wamp
Weldon (FL)
Weldon (PA)
Weller
Westmoreland
Whitfield
Wicker
Wilson (NM)
Wilson (SC)
Wolf
Young (AK)
Young (FL)

NAYS—168

Abercrombie
Ackerman
Allen
Andrews
Baird
Baldwin
Barrow
Bean
Becerra
Berman
Bishop (NY)
Blumenauer
Boswell
Boucher
Brady (PA)
Brown (OH)
Brown, Corrine
Butterfield
Capps
Capuano
Cardin
Cardoza
Carnahan
Carson
Case
Clay
Cleaver
Clyburn
Conyers
Cooper
Costa
Costello
Crowley
Cummings
Davis (AL)
Davis (CA)
Davis (FL)
Davis (IL)
DeFazio
DeGette
Delahunt
DeLauro
Dicks
Dingell
Doggett
Doyle
Engel
Eshoo
Etheridge
Farr
Fattah
Filner
Frank (MA)
Gonzalez
Grijalva
Harman
Hastings (FL)
Hinchey
Hinojosa
Holden
Holt
Honda
Hooley
Hoyer
Inslee
Israel
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Johnson, E. B.
Jones (OH)
Kanjorski
Kaptur
Kennedy (RI)
Kildee
Kilpatrick (MI)
Kind
Kucinich
Langevin
Lantos
Larsen (WA)
Larson (CT)
Lee
Levin
Lewis (GA)
Lipinski
Lofgren, Zoe
Lowey
Lynch
Maloney
Markey
Matsui
McCarthy
McCollum (MN)
McDermott
McGovern
McNulty
Meehan
Meek (FL)
Meeks (NY)
Michaud
Millender-McDonald
Miller (NC)
Miller, George
Moore (KS)
Moore (WI)
Moran (VA)
Murtha
Nadler
Napolitano
Neal (MA)
Oberstar
Obey
Olver
Owens
Pallone
Pascrell
Payne
Pelosi
Pomeroy
Price (NC)
Rangel
Rothman
Roybal-Allard
Ruppersberger
Rush
Sabo
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Schakowsky
Schiff
Schwartz (PA)
Scott (GA)
Scott (VA)
Serrano
Shays
Sherman
Skelton
Slaughter
Smith (WA)
Snyder
Solis
Spratt
Stark
Strickland
Stupak
Tauscher
Taylor (MS)
Thompson (CA)
Thompson (MS)
Tierney
Towns
Udall (CO)
Udall (NM)
Van Hollen
Velázquez
Visclosky
Wasserman Schultz
Waters
Watson
Watt
Waxman
Weiner
Wexler
Woolsey
Wu
Wynn

NOT VOTING—7

Evans
Ford
Gutierrez
Harris
McKinney
Northup
Ryan (OH)

So the resolution was agreed to.

A motion to reconsider the vote whereby said resolution was agreed to was, by unanimous consent, laid on the table.

¶71.8 PLEDGE PROTECTION

The SPEAKER pro tempore, Mrs. MILLER of Michigan, pursuant to House Resolution 920 and rule XVIII, declared the House resolved into the Committee of the Whole House on the state of the Union for the consideration of the bill (H.R. 2389) to amend title 28, United States Code, with respect to the jurisdiction of Federal courts over certain cases and controversies involving the Pledge of Allegiance.

The SPEAKER pro tempore, Mrs. MILLER of Michigan, by unanimous consent, designated Mr. LATOURETTE as Chairman of the Committee of the Whole; and after some time spent therein,

The SPEAKER pro tempore, Mr. MARCHANT, assumed the Chair.

When Mr. LATOURETTE, Chairman, reported that the Committee, having had under consideration said bill, had come to no resolution thereon.

¶71.9 SPACE SHUTTLE'S SECOND RETURN-TO-FLIGHT MISSION

Mr. CALVERT moved to suspend the rules and agree to the following concurrent resolution (H. Con. Res. 448):

Whereas, on July 4, 2006, the National Aeronautics and Space Administration performed a successful launch of the Space Shuttle Discovery;

Whereas this mission, known as STS–121, marks the second Return-to-Flight mission;

Whereas the crew of the Discovery consisted of Colonel Steve Lindsey, Commander Mark Kelly, Piers Sellers, Ph.D, Lieutenant Colonel Mike Fossum, Commander Lisa Nowak, Stephanie Wilson, and Thomas Reiter;

Whereas the STS–121 mission tested Space Shuttle safety improvements, building on findings from Discovery's flight last year, including a redesign of the Space Shuttle's External Tank foam insulation, in-flight inspection of the shuttle's heat shield, and improved imagery during launch;

Whereas the STS–121 mission re-supplied the International Space Station by delivering more than 28,000 pounds of equipment and supplies, as well as added a third crew member to the International Space Station;

Whereas, due to the overall success of the launch and on-orbit operations, the mission was able to be extended from 12 to 13 days, allowing for an additional space walk to the two originally scheduled;

Whereas the success of the STS–121 mission is a tribute to the skills and dedication of the Space Shuttle crew, the National Aeronautics and Space Administration, and its industrial partners;

Whereas all Americans benefit from the technological advances gained through the Space Shuttle program; and

Whereas the National Aeronautics and Space Administration plays a vital role in sustaining America's preeminence in space: Now, therefore, be it

Resolved by the House of Representatives (the Senate concurring), That it is the sense of Congress that the National Aeronautics and Space Administration be commended for—

(1) the successful completion of the Space Shuttle Discovery's STS–121 mission; and

(2) its pioneering work in space exploration which is strengthening the Nation and benefitting all Americans.

The SPEAKER pro tempore, Mr. MARCHANT, recognized Mr. CALVERT and Ms. JACKSON-LEE of Texas, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and agree to said concurrent resolution?

The SPEAKER pro tempore, Mr. MARCHANT, announced that two-thirds of the Members present had voted in the affirmative.

Mr. CALVERT demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mr. MARCHANT, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed until Thursday, July 20, 2006.

¶71.10 MESSAGE FROM THE PRESIDENT

A message in writing from the President of the United States was communicated to the House by Mr. Sherman Williams, one of his secretaries.

¶71.11 MT. SOLEDAD VETERANS MEMORIAL

Mr. HUNTER moved to suspend the rules and pass the bill (H.R. 5683) to preserve the Mt. Soledad Veterans Memorial in San Diego, California, by providing for the immediate acquisition of the memorial by the United States; as amended.

The SPEAKER pro tempore, Mr. MARCHANT, recognized Mr. HUNTER and Mr. BUTTERFIELD, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and pass said bill, as amended?

The SPEAKER pro tempore, Mr. LINDER, announced that two-thirds of the Members present had voted in the affirmative.

Mr. HUNTER demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mr. LINDER, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed.

¶71.12 TERRORIST ATTACKS IN MUMBAI

Mr. LEACH moved to suspend the rules and agree to the following resolution (H. Res. 911); as amended:

Whereas on July 11, 2006, during evening rush hour, seven major explosions occurred on busy urban commuter trains in the Indian financial capital of Mumbai, killing as many as 200 and wounding more than 700 innocent civilians;

Whereas the Mumbai attacks occurred shortly after a series of grenade attacks took the lives of at least eight people and injured approximately 40 others in tourist areas of Srinagar, Kashmir;

Whereas India has been a strong partner of the United States in the Global War on Terror and offered immediate assistance to the United States after the terrorist attacks of September 11, 2001;

Whereas the United States and India are both multicultural, multireligious democracies that oppose terrorism in all its forms and will continue to work steadfastly to overcome terrorist ideology and establish international peace and security;

Whereas the bombings have been condemned by leaders from around the world, including from those attending the Group of Eight (G–8) meeting in Saint Petersburg, Russia; and

Whereas the United States stands with the people and the Government of India and condemns in the strongest terms these atrocities, which were committed against innocent people as they went about their daily lives: Now, therefore, be it

Resolved, That the House of Representatives—

(1) condemns in the strongest possible terms the July 11, 2006, terrorist attacks in Mumbai and Srinagar;

(2) expresses its deepest condolences to the families and friends of those individuals killed in the attacks and expresses its sympathies to those individuals who have been injured;

(3) expresses its solidarity with the Government and people of India in fighting and defeating terrorism in all its forms; and

(4) expresses its support for the enhancement of relations between the United States and India, with the goal of combating terrorism and advancing international peace and security.

The SPEAKER pro tempore, Mr. LINDER, recognized Mr. LEACH and Mr. LANTOS, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and agree to said resolution, as amended?

The SPEAKER pro tempore, Mr. LINDER, announced that two-thirds of the Members present had voted in the affirmative.

Mr. LANTOS demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mr. LINDER, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed.

¶71.13 PROVIDING FOR CONSIDERATION OF H.R. 5684

Mr. HASTINGS of Washington, by direction of the Committee on Rules, reported (Rept. No. 109–579) the resolution (H. Res. 925) providing for consideration of the bill (H.R. 5684) to implement the United States-Oman Free Trade Agreement.

When said resolution and report were referred to the House Calendar and ordered printed.

¶71.14 PLEDGE PROTECTION

The SPEAKER pro tempore, Mr. LINDER, pursuant to House Resolution 920 and rule XVIII, declared the House resolved into the Committee of the Whole House on the state of the Union for the further consideration of the bill (H.R. 2389) to amend title 28, United States Code, with respect to the jurisdiction of Federal courts over certain cases and controversies involving the Pledge of Allegiance.

Mr. SIMPSON, Acting Chairman, assumed the chair; and after some time spent therein,

¶71.15 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment numbered 1, printed in House Report 109-577, submitted by Mr. WATT:

Page 2, lines 12 and 13, strike ‘‘, and the Supreme Court shall have no appellate jurisdiction,’’.

It was decided in the negative { Yeas ..... 183 / Nays ..... 241 }

¶71.16 [Roll No. 384]

AYES—183

Abercrombie
Ackerman
Allen
Andrews
Baca
Baird
Baldwin
Bass
Bean
Becerra
Berkley
Berman
Biggert
Bishop (GA)
Bishop (NY)
Blumenauer
Bono
Boswell
Boucher
Brady (PA)
Brown (OH)
Brown, Corrine
Butterfield
Capps
Capuano
Cardin
Cardoza
Carnahan
Carson
Case
Castle
Clay
Clyburn
Cooper
Costa
Crowley
Cummings
Davis (AL)
Davis (CA)
Davis (FL)
Davis (IL)
DeFazio
DeGette
Delahunt
DeLauro
Dicks
Dingell
Doggett
Doyle
Emanuel
Engel
Eshoo
Etheridge
Farr
Fattah
Filner
Flake
Foley
Frank (MA)
Gilchrest
Gonzalez
Green, Al
Harman
Hastings (FL)
Higgins
Hinchey
Hinojosa
Holden
Holt
Hooley
Hoyer
Inglis (SC)
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Johnson (CT)
Johnson, E. B.
Jones (OH)
Kanjorski
Kaptur
Kennedy (RI)
Kildee
Kilpatrick (MI)
Kind
Kolbe
Langevin
Lantos
Larsen (WA)
Larson (CT)
LaTourette
Lee
Levin
Lewis (GA)
Lipinski
Lofgren, Zoe
Lowey
Lungren, Daniel E.
Lynch
Mack
Maloney
Markey
Matsui
McCarthy
McCollum (MN)
McDermott
McGovern
McNulty
Meehan
Meeks (NY)
Michaud
Millender-McDonald
Miller (NC)
Miller, George
Moore (KS)
Moore (WI)
Moran (VA)
Murtha
Nadler
Napolitano
Neal (MA)
Oberstar
Obey
Olver
Ortiz
Owens
Pallone
Pascrell
Pastor
Payne
Pelosi
Pomeroy
Price (NC)
Pryce (OH)
Rangel
Reyes
Rohrabacher
Rothman
Roybal-Allard
Ruppersberger
Rush
Ryan (OH)
Sabo
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Schakowsky
Schiff
Scott (GA)
Scott (VA)
Serrano
Shays
Sherman
Simmons
Skelton
Slaughter
Smith (WA)
Snyder
Solis
Spratt
Stark
Strickland
Stupak
Tanner
Tauscher
Thompson (CA)
Thompson (MS)
Tierney
Towns
Udall (CO)
Udall (NM)
Van Hollen
Velázquez
Visclosky
Wasserman Schultz
Waters
Watson
Watt
Waxman
Weiner
Wexler
Woolsey
Wu
Wynn

NOES—241

Aderholt
Akin
Alexander
Bachus
Baker
Barrett (SC)
Barrow
Bartlett (MD)
Barton (TX)
Beauprez
Berry
Bilbray
Bilirakis
Bishop (UT)
Blackburn
Blunt
Boehlert
Boehner
Bonilla
Bonner
Boozman
Boren
Boustany
Boyd
Bradley (NH)
Brady (TX)
Brown (SC)
Brown-Waite, Ginny
Burgess
Burton (IN)
Buyer
Calvert
Camp (MI)
Campbell (CA)
Cannon
Cantor
Capito
Carter
Chabot
Chandler
Chocola
Cleaver
Coble
Cole (OK)
Conaway
Conyers
Costello

Cramer
Crenshaw
Cubin
Cuellar
Culberson
Davis (KY)
Davis (TN)
Davis, Jo Ann
Davis, Tom
Deal (GA)
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Doolittle
Drake
Dreier
Duncan
Edwards
Ehlers
Emerson
English (PA)
Everett
Feeney
Ferguson
Fitzpatrick (PA)
Forbes
Ford
Fortenberry
Fossella
Foxx
Franks (AZ)
Frelinghuysen
Gallegly
Garrett (NJ)
Gerlach
Gibbons
Gillmor
Gingrey
Gohmert
Goode
Goodlatte
Gordon
Granger
Graves
Green (WI)
Green, Gene
Grijalva
Gutknecht
Hall
Harris
Hart
Hastings (WA)
Hayes
Hayworth
Hefley
Hensarling
Herger
Herseth
Hobson
Hoekstra
Hostettler
Hulshof
Hunter
Hyde
Israel
Issa
Istook
Jenkins
Jindal
Johnson (IL)
Johnson, Sam
Jones (NC)
Keller
Kelly
Kennedy (MN)
King (IA)
King (NY)
Kingston
Kirk
Kline
Knollenberg
Kucinich
Kuhl (NY)
LaHood
Latham
Leach
Lewis (CA)
Lewis (KY)
Linder
LoBiondo
Lucas
Manzullo
Marchant
Matheson
McCaul (TX)
McCotter
McCrery
McHenry
McHugh
McIntyre
McKeon
McMorris
Melancon
Mica
Miller (FL)
Miller (MI)
Miller, Gary
Mollohan
Moran (KS)
Murphy
Musgrave
Myrick
Neugebauer
Ney
Norwood
Nunes
Nussle
Osborne
Otter
Oxley
Paul
Pearce
Pence
Peterson (MN)
Peterson (PA)
Petri
Pickering
Pitts
Platts
Poe
Pombo
Porter
Price (GA)
Putnam
Radanovich
Rahall
Ramstad
Regula
Rehberg
Reichert
Renzi
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Ros-Lehtinen
Ross
Royce
Ryan (WI)
Ryun (KS)
Salazar
Saxton
Schmidt
Schwartz (PA)
Schwarz (MI)
Sensenbrenner
Sessions
Shadegg
Shaw
Sherwood
Shimkus
Shuster
Simpson
Smith (NJ)
Smith (TX)
Sodrel
Souder
Stearns
Sullivan
Sweeney
Tancredo
Taylor (MS)
Taylor (NC)
Terry
Thomas
Thornberry
Tiahrt
Tiberi
Turner
Upton
Walden (OR)
Walsh
Wamp
Weldon (FL)
Weldon (PA)
Weller
Westmoreland
Whitfield
Wicker
Wilson (NM)
Wilson (SC)
Wolf
Young (AK)
Young (FL)

NOT VOTING—8

Evans
Gutierrez
Honda
Inslee
Marshall
McKinney
Meek (FL)
Northup

So the amendment was not agreed to.

The SPEAKER pro tempore, Mr. LINDER, assumed the Chair.

When Mr. SIMPSON, Acting Chairman, pursuant to House Resolution 920, reported the bill back to the House with an amendment adopted by the Committee.

The previous question having been ordered by said resolution.

The following amendment, reported from the Committee of the Whole House on the state of the Union, was agreed to:

Add at the end the following:

SEC. 3. EFFECTIVE DATE.

This Act and the amendments made by this Act take effect on the date of the enactment of this Act and apply to any case that—

(1) is pending on such date of enactment; or

(2) is commenced on or after such date of enactment.

The bill, as amended, was ordered to be engrossed and read a third time, was read a third time by title.

The question being put, viva voce,

Will the House pass said bill?

The SPEAKER pro tempore, Mr. LINDER, announced that the yeas had it.

Mr. LAHOOD demanded a recorded vote on passage of said bill, which demand was supported by one-fifth of a quorum, so a recorded vote was ordered.

The vote was taken by electronic device.

It was decided in the affirmative { Yeas ..... 260 / Nays ..... 167 }

¶71.17 [Roll No. 385]

AYES—260

Aderholt
Akin
Alexander
Bachus
Baker
Barrett (SC)
Barrow
Bartlett (MD)
Barton (TX)
Bass
Beauprez
Berry
Bilbray
Bilirakis
Bishop (GA)
Bishop (UT)
Blackburn
Blunt
Boehlert
Boehner
Bonilla
Bonner
Bono
Boozman
Boren
Boswell
Boucher
Boustany
Boyd
Bradley (NH)
Brady (TX)
Brown (SC)
Brown-Waite, Ginny
Burgess
Burton (IN)
Buyer
Calvert
Camp (MI)
Campbell (CA)
Cannon
Cantor
Capito
Carnahan
Carter
Castle
Chabot
Chandler
Chocola
Coble
Cole (OK)
Conaway
Costa
Costello
Cramer
Crenshaw
Cubin
Cuellar
Culberson
Davis (KY)
Davis (TN)
Davis, Jo Ann
Davis, Tom
Deal (GA)
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Doolittle
Drake
Dreier
Duncan
Edwards
Ehlers
Emerson
Etheridge
Everett
Feeney
Ferguson
Fitzpatrick (PA)
Foley
Forbes
Ford
Fortenberry
Fossella
Foxx
Franks (AZ)
Frelinghuysen
Gallegly
Garrett (NJ)
Gerlach
Gibbons
Gillmor
Gingrey
Gohmert
Goode
Goodlatte
Gordon
Granger
Graves
Green (WI)
Green, Gene
Gutknecht
Hall
Harris
Hart
Hastings (WA)
Hayes
Hayworth
Hefley
Hensarling
Herger
Herseth
Hinojosa
Hobson
Hoekstra
Holden
Hostettler
Hulshof
Hunter
Hyde
Issa
Istook
Jenkins
Jindal
Johnson (CT)
Johnson (IL)
Johnson, Sam
Jones (NC)
Keller
Kelly
Kennedy (MN)
King (IA)
King (NY)
Kingston
Kirk
Kline
Knollenberg
Kuhl (NY)
LaHood
Latham
LaTourette
Leach
Lewis (CA)
Lewis (KY)
Linder
Lipinski
LoBiondo
Lucas
Lungren, Daniel E.
Mack
Manzullo
Marchant
Marshall
Matheson
McCaul (TX)
McCotter
McCrery
McHenry
McHugh
McIntyre
McKeon
McMorris
Melancon
Mica
Miller (FL)
Miller (MI)
Miller, Gary
Mollohan
Moran (KS)
Murphy
Musgrave
Myrick
Neugebauer
Ney
Norwood
Nunes
Nussle
Osborne
Otter
Oxley
Paul
Pearce
Pence
Peterson (MN)
Peterson (PA)
Petri
Pickering
Pitts
Platts
Poe
Pombo
Porter
Price (GA)
Pryce (OH)
Putnam
Radanovich
Rahall
Ramstad
Regula
Rehberg
Reichert
Renzi
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Ros-Lehtinen
Ross
Royce
Ryan (WI)
Ryun (KS)
Salazar
Saxton
Schmidt
Schwarz (MI)
Scott (GA)
Sensenbrenner
Sessions
Shadegg
Shaw
Sherwood
Shimkus
Shuster
Simmons
Simpson
Skelton
Smith (NJ)
Smith (TX)
Sodrel
Souder
Stearns
Sullivan
Sweeney
Tancredo
Tanner
Taylor (MS)
Taylor (NC)
Terry
Thomas
Thompson (MS)
Thornberry
Tiahrt
Tiberi
Towns
Turner
Upton
Walden (OR)
Walsh
Wamp
Weldon (FL)
Weldon (PA)
Weller
Westmoreland
Whitfield
Wicker
Wilson (NM)
Wilson (SC)
Wolf
Wynn
Young (AK)
Young (FL)

NOES—167

Abercrombie
Ackerman
Allen
Andrews
Baca
Baird
Baldwin
Bean
Becerra
Berkley
Berman
Biggert
Bishop (NY)
Blumenauer
Brady (PA)
Brown (OH)
Brown, Corrine
Butterfield
Capps
Capuano
Cardin
Cardoza
Carson
Case
Clay
Cleaver
Clyburn
Conyers
Cooper
Crowley
Cummings
Davis (AL)
Davis (CA)
Davis (FL)
Davis (IL)
DeFazio
DeGette
Delahunt
DeLauro
Dicks
Dingell
Doggett
Doyle
Emanuel
Engel
English (PA)
Eshoo
Farr
Fattah
Filner
Flake
Frank (MA)
Gilchrest
Gonzalez
Green, Al
Grijalva
Harman
Hastings (FL)
Higgins
Hinchey
Holt
Honda
Hooley
Hoyer
Inglis (SC)
Israel
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Johnson, E. B.
Jones (OH)
Kanjorski
Kaptur
Kennedy (RI)
Kildee
Kilpatrick (MI)
Kind
Kolbe
Kucinich
Langevin
Lantos
Larsen (WA)
Larson (CT)
Lee
Levin
Lewis (GA)
Lofgren, Zoe
Lowey
Lynch
Maloney
Markey
Matsui
McCarthy
McCollum (MN)
McDermott
McGovern
McNulty
Meehan
Meek (FL)
Meeks (NY)
Michaud
Millender-McDonald
Miller (NC)
Miller, George
Moore (KS)
Moore (WI)
Moran (VA)
Murtha
Nadler
Napolitano
Neal (MA)
Oberstar
Obey
Olver
Ortiz
Owens
Pallone
Pascrell
Pastor
Payne
Pelosi
Pomeroy
Price (NC)
Rangel
Reyes
Rohrabacher
Rothman
Roybal-Allard
Ruppersberger
Rush
Ryan (OH)
Sabo
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Schakowsky
Schiff
Schwartz (PA)
Scott (VA)
Serrano
Shays
Sherman
Slaughter
Smith (WA)
Snyder
Solis
Spratt
Stark
Strickland
Stupak
Tauscher
Thompson (CA)
Tierney
Udall (CO)
Udall (NM)
Van Hollen
Velázquez
Visclosky
Wasserman Schultz
Waters
Watson
Watt
Waxman
Weiner
Wexler
Woolsey
Wu

NOT VOTING—5

Evans
Gutierrez
Inslee
McKinney
Northup

So the bill was passed.

A motion to reconsider the vote whereby said bill was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

¶71.18 H.R. 5683—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mr. LINDER, pursuant to clause 8, rule XX, announced the unfinished business to be the motion to suspend the rules and pass the bill (H.R. 5683) to preserve the Mt. Soledad Veterans Memorial in San Diego, California, by providing for the immediate acquisition of the memorial by the United States; as amended.

The question being put,

Will the House suspend the rules and pass said bill, as amended?

The vote was taken by electronic device.

It was decided in the affirmative ..... { Yeas ..... 349; Nays ..... 74; Answered present 3

¶71.19 [Roll No. 386]

YEAS—349

Abercrombie
Aderholt
Akin
Alexander
Allen
Andrews
Baca
Baird
Baker
Barrett (SC)
Barrow
Bartlett (MD)
Barton (TX)
Bass
Beauprez
Berman
Berry
Biggert
Bilbray
Bilirakis
Bishop (GA)
Bishop (NY)
Bishop (UT)
Blackburn
Blunt
Boehlert
Boehner
Bonilla
Bonner
Bono
Boozman
Boren
Boswell
Boucher
Boustany
Boyd
Bradley (NH)
Brady (PA)
Brady (TX)
Brown (OH)
Brown (SC)
Brown, Corrine
Brown-Waite, Ginny
Burgess
Burton (IN)
Butterfield
Buyer
Calvert
Camp (MI)
Campbell (CA)
Cannon
Cantor
Capito
Capuano
Cardoza
Carnahan
Carson
Carter
Case
Castle
Chabot
Chandler
Chocola
Cleaver
Clyburn
Coble
Cole (OK)
Conaway
Cooper
Costa
Costello
Cramer
Crenshaw
Cubin
Cuellar
Culberson
Cummings
Davis (AL)
Davis (FL)
Davis (KY)
Davis (TN)
Davis, Jo Ann
Davis, Tom
Deal (GA)
DeFazio
Delahunt
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Dicks
Dingell
Doggett
Doolittle
Doyle
Drake
Dreier
Duncan
Edwards
Ehlers
Emerson
English (PA)
Etheridge
Everett
Farr
Fattah
Feeney
Ferguson
Fitzpatrick (PA)
Flake
Foley
Forbes
Ford
Fortenberry
Fossella
Foxx
Franks (AZ)
Frelinghuysen
Gallegly
Garrett (NJ)
Gerlach
Gibbons
Gilchrest
Gillmor
Gingrey
Gohmert
Gonzalez
Goode
Goodlatte
Gordon
Granger
Graves
Green (WI)
Green, Al
Green, Gene
Gutknecht
Hall
Harris
Hart
Hastings (FL)
Hastings (WA)
Hayes
Hayworth
Hefley
Hensarling
Herger
Herseth
Higgins
Hinojosa
Hobson
Hoekstra
Holden
Hooley
Hostettler
Hoyer
Hulshof
Hunter
Hyde
Inglis (SC)
Issa
Istook
Jackson-Lee (TX)
Jefferson
Jenkins
Jindal
Johnson (CT)
Johnson (IL)
Johnson, E. B.
Johnson, Sam
Jones (NC)
Jones (OH)
Kaptur
Keller
Kelly
Kennedy (MN)
Kildee
Kilpatrick (MI)
King (IA)
King (NY)
Kingston
Kirk
Kline
Knollenberg
Kolbe
Kuhl (NY)
LaHood
Langevin
Lantos
Larsen (WA)
Larson (CT)
Latham
LaTourette
Leach
Lewis (CA)
Lewis (KY)
Linder
Lipinski
LoBiondo
Lucas
Lungren, Daniel E.
Lynch
Mack
Maloney
Manzullo
Marchant
Marshall
Matheson
McCaul (TX)
McCotter
McCrery
McGovern
McHenry
McHugh
McIntyre
McKeon
McMorris
McNulty
Meek (FL)
Meeks (NY)
Melancon
Mica
Michaud
Miller (FL)
Miller (MI)
Miller (NC)
Miller, Gary
Mollohan
Moore (WI)
Moran (KS)
Moran (VA)
Murphy
Murtha
Musgrave
Myrick
Napolitano
Neugebauer
Ney
Norwood
Nunes
Nussle
Oberstar
Ortiz
Osborne
Otter
Owens
Oxley
Pascrell
Pastor
Paul
Pearce
Pence
Peterson (MN)
Peterson (PA)
Petri
Pickering
Pitts
Platts
Poe
Pombo
Pomeroy
Porter
Price (GA)
Pryce (OH)
Putnam
Radanovich
Rahall
Ramstad
Regula
Rehberg
Reichert
Renzi
Reyes
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Ros-Lehtinen
Ross
Roybal-Allard
Royce
Ruppersberger
Rush
Ryan (OH)
Ryan (WI)
Ryun (KS)
Sabo
Salazar
Sanders
Saxton
Schmidt
Schwarz (MI)
Scott (GA)
Sensenbrenner
Sessions
Shadegg
Shaw
Shays
Sherwood
Shimkus
Shuster
Simmons
Simpson
Skelton
Smith (NJ)
Smith (TX)
Smith (WA)
Snyder
Sodrel
Souder
Spratt
Stearns
Strickland
Stupak
Sullivan
Sweeney
Tancredo
Tanner
Taylor (MS)
Taylor (NC)
Terry
Thomas
Thompson (CA)
Thompson (MS)
Thornberry
Tiahrt
Tiberi
Tierney
Towns
Turner
Udall (CO)
Upton
Visclosky
Walden (OR)
Walsh
Wamp
Weiner
Weldon (FL)
Weldon (PA)
Weller
Westmoreland
Whitfield
Wicker
Wilson (NM)
Wilson (SC)
Wolf
Wu
Wynn
Young (AK)
Young (FL)

NAYS—74

Ackerman
Baldwin
Bean
Becerra
Berkley
Blumenauer
Capps
Cardin
Clay
Conyers
Crowley
Davis (CA)
Davis (IL)
DeGette
DeLauro
Emanuel
Eshoo
Filner
Frank (MA)
Grijalva
Harman
Hinchey
Holt
Honda
Israel
Jackson (IL)
Kanjorski
Kennedy (RI)
Kucinich
Lee
Levin
Lewis (GA)
Lofgren, Zoe
Lowey
Markey
Matsui
McCarthy
McCollum (MN)
McDermott
Meehan
Millender-McDonald
Miller, George
Moore (KS)
Nadler
Neal (MA)
Olver
Pallone
Payne
Pelosi
Price (NC)
Rangel
Rothman
Sánchez, Linda T.
Sanchez, Loretta
Schakowsky
Schiff
Schwartz (PA)
Scott (VA)
Serrano
Sherman
Slaughter
Solis
Stark
Tauscher
Udall (NM)
Van Hollen
Velázquez
Wasserman Schultz
Waters
Watson
Watt
Waxman
Wexler
Woolsey

ANSWERED ''PRESENT''—3

Engel
Kind
Obey

NOT VOTING—6

Bachus
Evans
Gutierrez
Inslee
McKinney
Northup

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill, as amended, was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill, as amended, was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

¶71.20 H. RES. 911—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mr. LINDER, pursuant to clause 8, rule XX, announced the further unfinished business to be the motion to suspend the rules and agree to the resolution (H. Res. 911) expressing sympathy for the people of India in the aftermath of the deadly terrorist attacks in Mumbai on July 11, 2006; as amended.

The question being put,

Will the House suspend the rules and agree to the resolution, as amended?

The vote was taken by electronic device.

It was decided in the affirmative ..... { Yeas ..... 425; Nays 0

¶71.21 [Roll No. 387]

YEAS—425

Abercrombie
Ackerman
Aderholt
Akin
Alexander
Allen
Andrews
Baca
Bachus
Baird
Baker
Baldwin
Barrett (SC)
Barrow
Bartlett (MD)
Barton (TX)
Bass
Bean
Beauprez
Becerra
Berkley
Berman
Berry
Biggert
Bilbray
Bilirakis
Bishop (GA)
Bishop (NY)
Bishop (UT)
Blackburn
Blumenauer
Blunt
Boehlert
Boehner
Bonilla
Bonner
Bono
Boozman
Boren
Boswell
Boucher
Boustany
Boyd
Bradley (NH)
Brady (PA)
Brady (TX)
Brown (OH)
Brown (SC)
Brown, Corrine
Brown-Waite, Ginny
Burgess
Burton (IN)
Butterfield
Buyer
Calvert
Camp (MI)
Campbell (CA)
Cannon
Cantor
Capito
Capps
Capuano
Cardin
Cardoza
Carnahan
Carson
Carter
Case
Castle
Chabot
Chandler
Chocola
Clay
Cleaver
Clyburn
Coble
Cole (OK)
Conaway
Conyers
Cooper
Costa
Costello
Cramer
Crenshaw
Crowley
Cubin
Cuellar
Culberson
Cummings
Davis (AL)
Davis (CA)
Davis (IL)
Davis (KY)
Davis (TN)
Davis, Jo Ann
Davis, Tom
Deal (GA)
DeFazio
DeGette
Delahunt
DeLauro
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Dicks
Dingell
Doggett
Doolittle
Doyle
Drake
Dreier
Duncan
Edwards
Ehlers
Emanuel
Emerson
Engel
English (PA)
Eshoo
Etheridge
Everett
Farr
Fattah
Feeney
Ferguson
Filner
Fitzpatrick (PA)
Flake
Foley
Forbes
Ford
Fortenberry
Fossella
Foxx
Frank (MA)
Franks (AZ)
Frelinghuysen
Gallegly
Garrett (NJ)
Gerlach
Gibbons
Gilchrest
Gillmor
Gingrey
Gohmert
Gonzalez
Goode
Goodlatte
Gordon
Granger
Graves
Green (WI)
Green, Al
Green, Gene
Grijalva
Gutknecht
Hall
Harman
Harris
Hart
Hastert
Hastings (FL)
Hastings (WA)
Hayes
Hayworth
Hefley
Hensarling
Herger
Herseth
Higgins
Hinchey
Hinojosa
Hobson
Hoekstra
Holden
Holt
Honda
Hooley
Hostettler
Hoyer
Hulshof
Hunter
Hyde
Inglis (SC)
Israel
Istook
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Jenkins
Jindal
Johnson (CT)
Johnson (IL)
Johnson, E. B.
Johnson, Sam
Jones (NC)
Jones (OH)
Kanjorski
Kaptur
Keller
Kelly
Kennedy (MN)
Kennedy (RI)
Kildee
Kilpatrick (MI)
Kind
King (IA)
King (NY)
Kingston
Kirk
Kline
Knollenberg
Kolbe
Kucinich
Kuhl (NY)
LaHood
Langevin
Lantos
Larsen (WA)
Larson (CT)
Latham
LaTourette
Leach
Lee
Levin
Lewis (CA)
Lewis (GA)
Lewis (KY)
Linder
Lipinski
LoBiondo
Lofgren, Zoe
Lowey
Lucas
Lungren, Daniel E.
Lynch
Mack
Maloney
Manzullo
Marchant
Markey
Marshall
Matheson
Matsui
McCarthy
McCaul (TX)
McCollum (MN)
McCotter
McCrery
McDermott
McGovern
McHenry
McIntyre
McKeon
McMorris
McNulty
Meehan
Meek (FL)
Meeks (NY)
Melancon
Mica
Michaud
Millender-McDonald
Miller (FL)
Miller (MI)
Miller (NC)
Miller, Gary
Miller, George
Mollohan

Moore (KS)
Moore (WI)
Moran (KS)
Moran (VA)
Murphy
Murtha
Musgrave
Myrick
Nadler
Napolitano
Neal (MA)
Neugebauer
Ney
Norwood
Nunes
Nussle
Oberstar
Obey
Olver
Ortiz
Osborne
Otter
Owens
Oxley
Pallone
Pascrell
Pastor
Paul
Payne
Pearce
Pelosi
Pence
Peterson (MN)
Peterson (PA)
Petri
Pickering
Pitts
Platts
Poe
Pombo
Pomeroy
Porter
Price (GA)
Price (NC)
Pryce (OH)
Putnam
Radanovich
Rahall
Ramstad
Rangel
Regula
Rehberg
Reichert
Renzi
Reyes
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Ros-Lehtinen
Ross
Rothman
Roybal-Allard
Royce
Ruppersberger
Rush
Ryan (OH)
Ryan (WI)
Ryun (KS)
Sabo
Salazar
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Saxton
Schakowsky
Schiff
Schmidt
Schwartz (PA)
Schwarz (MI)
Scott (GA)
Scott (VA)
Sensenbrenner
Serrano
Sessions
Shadegg
Shaw
Shays
Sherman
Sherwood
Shimkus
Shuster
Simmons
Simpson
Skelton
Slaughter
Smith (NJ)
Smith (TX)
Smith (WA)
Snyder
Sodrel
Solis
Souder
Spratt
Stark
Stearns
Strickland
Stupak
Sullivan
Sweeney
Tancredo
Tanner
Tauscher
Taylor (MS)
Taylor (NC)
Terry
Thomas
Thompson (CA)
Thompson (MS)
Thornberry
Tiahrt
Tiberi
Tierney
Towns
Turner
Udall (CO)
Udall (NM)
Upton
Van Hollen
Velázquez
Visclosky
Walden (OR)
Walsh
Wamp
Wasserman Schultz
Waters
Watson
Watt
Waxman
Weiner
Weldon (FL)
Weldon (PA)
Weller
Westmoreland
Wexler
Whitfield
Wicker
Wilson (NM)
Wilson (SC)
Wolf
Woolsey
Wu
Wynn
Young (AK)
Young (FL)

NOT VOTING—8

Davis (FL)
Evans
Gutierrez
Inslee
Issa
McHugh
McKinney
Northup

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said resolution, as amended, was agreed to.

By unanimous consent, the title was amended so as to read: ''A resolution condemning in the strongest possible terms the July 11, 2006, terrorist attacks in India and expressing condolences to the families of the victims and sympathy to the people of India.''.

A motion to reconsider the votes whereby the rules were suspended and said resolution, as amended, was agreed to and the title was amended was, by unanimous consent, laid on the table.

¶71.22 MESSAGE FROM THE PRESIDENT—VETO OF H.R. 810

The SPEAKER pro tempore, Mr. KUHL of New York, laid before the House a message from the President, which was read as follows:

To the House of Representatives:

I am returning herewith without my approval H.R. 810, the ''Stem Cell Research Enhancement Act of 2005.''

Like all Americans, I believe our Nation must vigorously pursue the tremendous possibilities that science offers to cure disease and improve the lives of millions. Yet, as science brings us ever closer to unlocking the secrets of human biology, it also offers temptations to manipulate human life and violate human dignity. Our conscience and history as a Nation demand that we resist this temptation. With the right scientific techniques and the right policies, we can achieve scientific progress while living up to our ethical responsibilities.

In 2001, I set forth a new policy on stem cell research that struck a balance between the needs of science and the demands of conscience. When I took office, there was no Federal funding for human embryonic stem cell research. Under the policy I announced 5 years ago, my Administration became the first to make Federal funds available for this research, but only on embryonic stem cell lines derived from embryos that had already been destroyed. My Administration has made available more than $90 million for research of these lines. This policy has allowed important research to go forward and has allowed America to continue to lead the world in embryonic stem cell research without encouraging the further destruction of living human embryos.

H.R. 810 would overturn my Administration's balanced policy on embryonic stem cell research. If this bill were to become law, American taxpayers for the first time in our history would be compelled to fund the deliberate destruction of human embryos. Crossing this line would be a grave mistake and would needlessly encourage a conflict between science and ethics that can only do damage to both and harm our Nation as a whole.

Advances in research show that stem cell science can progress in an ethical way. Since I announced my policy in 2001, my Administration has expanded funding of research into stem cells that can be drawn from children, adults, and the blood in umbilical cords with no harm to the donor, and these stem cells are currently being used in medical treatments. Science also offers the hope that we may one day enjoy the potential benefits of embryonic stem cells without destroying human life. Researchers are investigating new techniques that might allow doctors and scientists to produce stem cells just as versatile as those derived from human embryos without harming life. We must continue to explore these hopeful alternatives, so we can advance the cause of scientific research while staying true to the ideals of a decent and humane society.

I hold to the principle that we can harness the promise of technology without becoming slaves to technology and ensure that science serves the cause of humanity. If we are to find the right ways to advance ethical medical research, we must also be willing when necessary to reject the wrong ways. For that reason, I must veto this bill.

GEORGE W. BUSH.

THE WHITE HOUSE, *July 19, 2006*.

The message, together with the accompanying bill, was ordered to be printed (H. Doc. 109–127).

The SPEAKER pro tempore, Mr. KUHL of New York, by unanimous consent, announced that the objections of the President would be spread upon the pages of the Journal.

The question being on passage of the bill, the objections of the President to the contrary notwithstanding.

After debate,

By unanimous consent, the previous question was ordered on the bill.

The question being put,

Will the House, upon reconsideration, agree to pass the bill, the objections of the President to the contrary notwithstanding?

It was decided in the negative ..... { Yeas ..... 235 / Nays ..... 193 }

¶71.23 [Roll No. 388]

YEAS—235

Abercrombie
Ackerman
Allen
Andrews
Baca
Baird
Baldwin
Barrow
Barton (TX)
Bass
Bean
Becerra
Berkley
Berman
Berry
Biggert
Bilbray
Bishop (GA)
Bishop (NY)
Blumenauer
Boehlert
Bono
Boren
Boswell
Boucher
Boyd
Bradley (NH)
Brady (PA)
Brown (OH)
Brown, Corrine
Brown-Waite, Ginny
Butterfield
Calvert
Capito
Capps
Capuano
Cardin
Cardoza
Carnahan
Carson
Case
Castle
Chandler
Clay
Cleaver
Clyburn
Coble
Conyers
Cooper
Costa
Cramer
Crowley
Cuellar
Cummings
Davis (AL)
Davis (CA)
Davis (FL)
Davis (IL)
Davis, Tom
DeFazio
DeGette
Delahunt
DeLauro
Dent
Dicks
Dingell
Doggett
Doyle
Dreier
Edwards
Emanuel
Emerson
Engel
Eshoo
Etheridge
Farr
Fattah
Filner
Foley
Ford
Fossella
Frank (MA)
Frelinghuysen
Gerlach
Gibbons
Gilchrest
Gonzalez
Gordon
Granger
Green, Al
Green, Gene
Grijalva
Harman
Hastings (FL)
Herseth
Higgins
Hinchey
Hinojosa
Holt
Honda
Hooley
Hoyer
Inslee
Israel
Issa
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Johnson (CT)
Johnson, E. B.
Jones (OH)
Kanjorski
Kelly
Kennedy (RI)
Kilpatrick (MI)
Kind
Kirk
Kolbe
Kucinich
Langevin
Lantos
Larsen (WA)
Larson (CT)
LaTourette
Leach
Lee
Levin
Lewis (CA)
Lofgren, Zoe
Lowey
Lynch
Mack
Maloney
Markey
Matheson
Matsui
McCarthy
McCollum (MN)
McDermott
McGovern
McKeon
McNulty
Meehan
Meek (FL)
Meeks (NY)
Melancon
Michaud
Millender-McDonald
Miller (NC)
Miller, George
Moore (KS)
Moore (WI)
Moran (VA)
Murtha
Nadler
Napolitano
Neal (MA)
Obey
Olver
Ortiz
Owens
Pallone
Pascrell
Pastor
Payne
Pelosi
Platts
Pomeroy
Porter
Price (NC)
Pryce (OH)
Ramstad
Rangel
Regula
Reichert
Reyes
Rohrabacher
Ross
Rothman
Roybal-Allard
Ruppersberger
Rush
Ryan (OH)
Sabo
Salazar
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Schakowsky
Schiff
Schwartz (PA)
Schwarz (MI)
Scott (GA)
Scott (VA)
Serrano
Shaw
Shays
Sherman
Simmons
Skelton
Slaughter
Smith (WA)
Snyder
Solis
Spratt
Stark
Strickland
Sweeney
Tanner
Tauscher
Thomas
Thompson (CA)
Thompson (MS)
Tierney
Towns

Udall (CO)
Udall (NM)
Upton
Van Hollen
Velázquez
Visclosky
Walden (OR)
Wasserman Schultz
Waters
Watson
Watt
Waxman
Weiner
Weldon (PA)
Wexler
Wilson (NM)
Woolsey
Wu
Wynn
Young (AK)

NAYS—193

Aderholt
Akin
Alexander
Bachus
Baker
Barrett (SC)
Bartlett (MD)
Beauprez
Bilirakis
Bishop (UT)
Blackburn
Blunt
Boehner
Bonilla
Bonner
Boozman
Boustany
Brady (TX)
Brown (SC)
Burgess
Burton (IN)
Buyer
Camp (MI)
Campbell (CA)
Cannon
Cantor
Carter
Chabot
Chocola
Cole (OK)
Conaway
Costello
Crenshaw
Cubin
Culberson
Davis (KY)
Davis (TN)
Davis, Jo Ann
Deal (GA)
Diaz-Balart, L.
Diaz-Balart, M.
Doolittle
Drake
Duncan
Ehlers
English (PA)
Everett
Feeney
Ferguson
Fitzpatrick (PA)
Flake
Forbes
Fortenberry
Foxx
Franks (AZ)
Gallegly
Garrett (NJ)
Gillmor
Gingrey
Gohmert
Goode
Goodlatte
Graves
Green (WI)
Gutknecht
Hall
Harris
Hart
Hastert
Hastings (WA)
Hayes
Hayworth
Hefley
Hensarling
Herger
Hobson
Hoekstra
Holden
Hostettler
Hulshof
Hunter
Hyde
Inglis (SC)
Istook
Jenkins
Jindal
Johnson (IL)
Johnson, Sam
Jones (NC)
Kaptur
Keller
Kennedy (MN)
Kildee
King (IA)
King (NY)
Kingston
Kline
Knollenberg
Kuhl (NY)
LaHood
Latham
Lewis (KY)
Linder
Lipinski
LoBiondo
Lucas
Lungren, Daniel E.
Manzullo
Marchant
Marshall
McCaul (TX)
McCotter
McCrery
McHenry
McHugh
McIntyre
McMorris
Mica
Miller (FL)
Miller (MI)
Miller, Gary
Mollohan
Moran (KS)
Murphy
Musgrave
Myrick
Neugebauer
Ney
Norwood
Nunes
Nussle
Oberstar
Osborne
Otter
Oxley
Paul
Pearce
Pence
Peterson (MN)
Peterson (PA)
Petri
Pickering
Pitts
Poe
Pombo
Price (GA)
Putnam
Radanovich
Rahall
Rehberg
Renzi
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Ros-Lehtinen
Royce
Ryan (WI)
Ryun (KS)
Saxton
Schmidt
Sensenbrenner
Sessions
Shadegg
Sherwood
Shimkus
Shuster
Simpson
Smith (NJ)
Smith (TX)
Sodrel
Souder
Stearns
Stupak
Sullivan
Tancredo
Taylor (MS)
Taylor (NC)
Terry
Thornberry
Tiahrt
Tiberi
Turner
Walsh
Wamp
Weldon (FL)
Weller
Westmoreland
Whitfield
Wicker
Wilson (SC)
Wolf
Young (FL)

NOT VOTING—5

Evans
Gutierrez
Lewis (GA)
McKinney
Northup

The SPEAKER pro tempore, Mr. KUHL of New York, announced that 235 Members had voted in the affirmative and 193 Members had voted in the negative.

So, two-thirds of the Members present not having voted in favor thereof, the bill was not passed.

The message and the bill, together with the accompanying papers, were referred to the Committee on Energy and Commerce.

Ordered, That the Clerk notify the Senate thereof.

¶71.24 NOTICE—MOTION TO INSTRUCT CONFEREES—H.R. 2830

Mr. George MILLER of California, pursuant to clause 7(c)(1) of rule XXII, announced his intention to instruct the managers on the part of the House at the conference with the Senate on the disagreeing votes of the two Houses on the amendment of the Senate to the bill (H.R. 2830) to amend the Employee Retirement Income Security Act of 1974 and the Internal Revenue Code of 1986 to reform the pension funding rules, and for other purposes; be instructed as follows: 1) to agree to the provisions contained in subsections (a) through (d) of section 601 of the amendment of the Senate (relating to prospective application of age discrimination, conversion, and present value assumption rules with respect to cash balance and other hybrid defined benefit plans) and not to agree with the provisions contained in title VII of the bill as passed the House (relating to benefit accrual standards); and 2) to agree to the provisions contained in section 413 of the amendment of the Senate (relating to computation of guaranteed benefits of airline pilots required to separate from service prior to attaining age 65), but only with respect to plan terminations occurring on or after September 11, 2001.

¶71.25 CONDEMNING ATTACKS AGAINST ISRAEL

Mr. HYDE moved to suspend the rules and agree to the following resolution (H. Res. 921):

Whereas on September 12, 2005, Israel completed its unilateral withdrawal from Gaza, demonstrating its willingness to make sacrifices for the sake of peace;

Whereas more than 1,000 rockets have been launched from Gaza into Israel since Israel's disengagement;

Whereas in a completely unprovoked attack that occurred in undisputed Israeli territory on June 25, 2006, Israeli Defense Forces Corporal Gilad Shalit was kidnapped and is being held hostage in Gaza by a Palestinian terrorist group which includes members of Hamas;

Whereas Hamas political leader Khaled Meshaal, in Damascus, Syria, has acknowledged the role of Hamas in holding Corporal Shalit hostage;

Whereas in a completely unprovoked attack that occurred in undisputed Israeli territory on July 12, 2006, operatives of the terrorist group Hezbollah operating out of southern Lebanon killed three Israeli soldiers and took two others hostage;

Whereas Israel fully complied with United Nations Security Council Resolution 425 (1978) by completely withdrawing its forces from Lebanon, as certified by the United Nations Security Council and affirmed by United Nations Secretary-General Kofi Annan on June 16, 2000, when he said, ''Israel has withdrawn from [Lebanon] in full compliance with Security Council Resolution 425.'';

Whereas United Nations Security Council Resolution 1559 (2004) calls for the complete withdrawal of all foreign forces from Lebanon and the dismantlement of all independent militias in Lebanon;

Whereas despite the adoption of United Nations Security Council Resolution 1559, the Government of Lebanon has failed to disband and disarm Hezbollah, allowing Hezbollah instead to amass 13,000 rockets, including rockets that are more destructive, longer-range and more accurate than rockets previously used by Hezbollah, and has integrated Hezbollah into the Lebanese Government;

Whereas the Government of Israel has previously shown great restraint despite the fact that Hezbollah has launched at least four separate attacks into Israel using rockets and ground forces over the past year;

Whereas the failure of the Government of Lebanon to implement all aspects of United Nations Security Council Resolution 1559 and to extend its authority throughout its territory has enabled Hezbollah to launch armed attacks against Israel and recently to kidnap Israeli soldiers;

Whereas Hezbollah's strength derives significantly from the direct financial, military, and political support it receives from Syria and Iran, and Hezbollah also receives important support from sources within Lebanon;

Whereas Iranian Revolutionary Guards continue to operate in southern Lebanon, providing support to Hezbollah and reportedly controlling its operational activities;

Whereas the Government of the United States has enacted several laws, including the Syria Accountability and Lebanese Sovereignty Restoration Act of 2003 (Public Law 108–175) and the Iran and Libya Sanctions Act of 1996 (Public Law 104–172), which call for the imposition of sanctions on Syria and Iran for, among other things, their support for terrorism and terrorist organizations;

Whereas the House of Representatives has repeatedly called for full implementation of United Nations Security Council Resolution 1559;

Whereas section 1224 of the Foreign Relations Authorization Act, Fiscal Year 2003 (Public Law 107–228) withholds certain assistance to Lebanon contingent on the deployment of the Lebanese armed forces to the internationally recognized border between Lebanon and Israel and its effective assertion of authority in the border area in order, among other reasons, to prevent cross-border infiltration by terrorists, precisely the criminal activity that has provoked the current crisis;

Whereas President George W. Bush stated on July 12, 2006, ''Hezbollah's terrorist operations threaten Lebanon's security and are an affront to the sovereignty of the Lebanese Government. Hezbollah's actions are not in the interest of the Lebanese people, whose welfare should not be held hostage to the interests of the Syrian and Iranian regimes.'', and has repeatedly affirmed that Syria and Iran must be held to account for their shared responsibility in the recent attacks;

Whereas the United States recognizes that some members of the democratically-elected Lebanese parliament are working to build an autonomous and sovereign Lebanon and supports their efforts; and

Whereas both Hezbollah and Hamas refuse to recognize Israel's right to exist and call for the destruction of Israel: Now, therefore, be it

Resolved, That the House of Representatives—

(1) reaffirms its steadfast support for the State of Israel;

(2) condemns Hamas and Hezbollah for engaging in unprovoked and reprehensible armed attacks against Israel on undisputed Israeli territory, for taking hostages, for killing Israeli soldiers, and for continuing to indiscriminately target Israeli civilian populations with their rockets and missiles;

(3) further condemns Hamas and Hezbollah for cynically exploiting civilian populations as shields, locating their equipment and bases of operation, including their rockets

and other armaments, amidst civilian populations, including in homes and mosques;

(4) recognizes Israel's longstanding commitment to minimizing civilian loss and welcomes Israel's continued efforts to prevent civilian casualties;

(5) demands the Governments of Iran and Syria to direct Hamas and Hezbollah to immediately and unconditionally release Israeli soldiers which they hold captive;

(6) affirms that all governments that have provided continued support to Hamas or Hezbollah share responsibility for the hostage-taking and attacks against Israel and, as such, should be held accountable for their actions;

(7) condemns the Governments of Iran and Syria for their continued support for Hezbollah and Hamas in their armed attacks against Israelis and their other terrorist activities;

(8) supports Israel's right to take appropriate action to defend itself, including to conduct operations both in Israel and in the territory of nations which pose a threat to it, which is in accordance with international law, including Article 51 of the United Nations Charter;

(9) commends the President of the United States for fully supporting Israel as it responds to these armed attacks by terrorist organizations and their state sponsors;

(10) urges the President of the United States to bring the full force of political, diplomatic, and economic sanctions available to the Government of the United States against the Governments of Syria and Iran;

(11) demands the Government of Lebanon to do everything in its power to find and free the kidnapped Israeli soldiers being held in the territory of Lebanon;

(12) calls on the United Nations Security Council to condemn these unprovoked acts and to take action to ensure full and immediate implementation of United Nations Security Council 1559 (2004), which requires Hezbollah to be dismantled and the departure of all Syrian personnel and Iranian Revolutionary Guards from Lebanon;

(13) expresses its condolences to all families of innocent victims of recent violence; and

(14) declares its continued commitment to working with Israel and other United States allies in combating terrorism worldwide.

The SPEAKER pro tempore, Mr. SCHWARZ of Michigan, recognized Mr. HYDE and Mr. PAUL, each for 20 minutes.

By unanimous consent, the time for debate was extended by 80 minutes to be equally divided and controlled by Mr. HYDE and Mr. PAUL.

After debate,

By unanimous consent, the time for debate was extended by 40 minutes to be equally divided and controlled by Ms. ROS-LEHTINEN and Mr. PAUL.

After further debate,

By unanimous consent, the time for debate was extended by 40 minutes to be equally divided and controlled by Ms. ROS-LEHTINEN and Mr. LANTOS.

After further debate,

The question being put, viva voce,

Will the House suspend the rules and agree to said resolution?

The SPEAKER pro tempore, Miss McMORRIS, announced that two-thirds of the Members present had voted in the affirmative.

Mr. LANTOS demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Miss McMORRIS, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed until Thursday, July 20, 2006.

¶71.26 ENROLLED BILL SIGNED

Mrs. Haas, Clerk of the House, reported and found truly enrolled a bill of the House of the following title, which was thereupon signed by the Speaker:

H.R. 5117. An Act to exempt persons with disabilities from the prohibition against providing section 8 rental assistance to college students.

¶71.27 BILLS PRESENTED TO THE PRESIDENT

Karen L. Haas, Clerk of the House reports that on July 19, 2006, she presented to the President of the United States, for his approval, the following bills:

H.R. 42. An Act to ensure that the right of an individual to display the flag of the United States on residential property not be abridged.

H.R. 810. An Act to amend the Public Health Service Act to provide for human embryonic stem cell research.

H.R. 2872. An Act to require the Secretary of the Treasury to mint coins in commemoration of Louis Braille.

¶71.28 LEAVE OF ABSENCE

By unanimous consent, leave of absence was granted to Mr. GUTIERREZ, for today.

And then,

¶71.29 ADJOURNMENT

On motion of Mr. MEEK of Florida, at midnight, the House adjourned.

¶71.30 REPORTS OF COMMITTEES ON PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XIII, reports of committees were delivered to the Clerk for printing and reference to the proper calendar, as follows:

Mr. HASTINGS of Washington: Committee on Rules. House Resolution 925. Resolution providing for consideration of the bill (H.R. 5684) to implement the United States-Oman Free Trade Agreement (Rept. 109–579). Referred to the House Calendar.

Mr. OXLEY: Committee on Financial Services. H.R. 4804. A bill to modernize the manufactured housing loan insurance program under title I of the National Housing Act; with an amendment (Rept. 109–580). Referred to the Committee of the Whole House on the State of the Union.

¶71.31 PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XII, public bills and resolutions were introduced and severally referred, as follows:

By Mr. BACA:

H.R. 5831. A bill to authorize the Director of the United States Patent and Trademark Office to extend a reissue patent for up to two years if the application for reissue is not processed within 10 years; to the Committee on the Judiciary.

By Mr. GUTKNECHT (for himself, Mr. PETERSON of Minnesota, Mr. THOMPSON of Mississippi, Mr. CLAY, and Mr. AKIN):

H.R. 5832. A bill to establish the National Institute of Food and Agriculture, to provide funding for the support of fundamental agricultural research of the highest quality, and for other purposes; to the Committee on Agriculture.

By Mr. GEORGE MILLER of California:

H.R. 5833. A bill to amend the Elementary and Secondary Education Act of 1965 to improve retention of public elementary and secondary school teachers, and for other purposes; to the Committee on Education and the Workforce.

By Mr. DINGELL (for himself, Mr. WHITFIELD, Mr. GEORGE MILLER of California, Mr. WAXMAN, Mr. MARKEY, Mrs. CAPPS, Mr. RUSH, Mr. TOWNS, Ms. SCHAKOWSKY, Mr. DAVIS of Florida, Ms. BALDWIN, Mr. PALLONE, Mr. ROSS, Mr. GENE GREEN of Texas, Mr. ENGEL, Mr. STUPAK, Mr. WYNN, Ms. DEGETTE, Mr. ALLEN, Ms. SOLIS, Mr. GONZALEZ, Mr. STRICKLAND, Mr. DOYLE, Mr. KILDEE, Mr. GRIJALVA, Mr. DAVIS of Illinois, Mr. HINOJOSA, Mr. PAYNE, Ms. LEE, Mr. FILNER, Ms. ZOE LOFGREN of California, Ms. WOOLSEY, and Mr. CARDIN):

H.R. 5834. A bill to amend title XIX of the Social Security Act to improve requirements under the Medicaid Program for items and services furnished in or through an educational program or setting to children, including children with developmental, physical, or mental health needs, and for other purposes; to the Committee on Energy and Commerce.

By Mr. BUYER (for himself, Mr. FILNER, Mr. BILIRAKIS, Mr. EVANS, Mr. STEARNS, Mr. GUTIERREZ, Mr. BURTON of Indiana, Ms. CORRINE BROWN of Florida, Mr. BROWN of South Carolina, Mr. MICHAUD, Mr. MILLER of Florida, Ms. HERSETH, Mr. BOOZMAN, Mr. STRICKLAND, Mr. BRADLEY of New Hampshire, Mr. REYES, Ms. GINNY BROWN-WAITE of Florida, Ms. BERKLEY, Mr. BILBRAY, Mr. SALAZAR, Mr. TOM DAVIS of Virginia, Mr. WAXMAN, Mr. WALSH, Mr. EDWARDS, Mr. DINGELL, and Ms. SCHAKOWSKY):

H.R. 5835. A bill to amend title 38, United States Code, to improve information management within the Department of Veterans Affairs, and for other purposes; to the Committee on Veterans' Affairs, and in addition to the Committee on Government Reform, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. BROWN of Ohio (for himself and Mrs. WILSON of New Mexico):

H.R. 5836. A bill to amend the Public Health Service Act with respect to making progress toward the goal of eliminating tuberculosis, and for other purposes; to the Committee on Energy and Commerce.

By Mr. CASTLE (for himself and Mr. FRANK of Massachusetts):

H.R. 5837. A bill to amend the Workforce Investment Act of 1998 to provide for a YouthBuild program; to the Committee on Financial Services, and in addition to the Committee on Education and the Workforce, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. TOM DAVIS of Virginia (for himself, Ms. PRYCE of Ohio, Mr. BUYER, Mr. BRADLEY of New Hampshire, and Ms. CORRINE BROWN of Florida):

H.R. 5838. A bill to amend title 44, United States Code, to strengthen requirements related to security breaches of data involving the disclosure of sensitive personal information; to the Committee on Government Reform.

By Mr. HEFLEY:

H.R. 5839. A bill to amend the Federal Election Campaign Act of 1971 to prohibit the establishment of leadership political action committees, and for other purposes; to the Committee on House Administration.

By Ms. JACKSON-LEE of Texas (for herself, Mr. UDALL of Colorado, Mr. STRICKLAND, and Mr. UDALL of New Mexico):

H.R. 5840. A bill to amend the Energy Employees Occupational Illness Compensation Program Act of 2000 to clarify the roles and responsibilities of the agencies and actors responsible for the administration of such compensation program, and for other purposes; to the Committee on the Judiciary, and in addition to the Committee on Education and the Workforce, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. PEARCE:

H.R. 5841. A bill to prohibit the Secretary of Homeland Security from paroling into the United States an alien who falls ill while seeking admission at a port of entry or seeks emergency medical assistance by approaching an agent or official of the Department of Homeland Security at or near a border; to the Committee on the Judiciary.

By Mr. PEARCE (for himself, Mr. UDALL of New Mexico, and Mrs. WILSON of New Mexico):

H.R. 5842. A bill to compromise and settle all claims in the case of Pueblo of Isleta v. United States, to restore, improve, and develop the valuable on-reservation land and natural resources of the Pueblo, and for other purposes; to the Committee on Resources.

By Mr. RYAN of Ohio (for himself and Mr. STRICKLAND):

H.R. 5843. A bill to amend the COBRA continuation Act provisions to extend COBRA continuation coverage from 18 months to 36 months, to provide a tax credit for the cost of such coverage, and to reduce the income tax rate reduction for families with incomes of more than a million dollars; to the Committee on Ways and Means, and in addition to the Committees on Education and the Workforce, Energy and Commerce, and Government Reform, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. STRICKLAND:

H.R. 5844. A bill to prohibit the importation for sale of foreign-made flags of the United States of America; to the Committee on Ways and Means.

By Mr. LATOURETTE (for himself, Mr. KUCINICH, Mr. BROWN of Ohio, Mrs. JONES of Ohio, Mr. BOEHLERT, and Mr. LATHAM):

H. Con. Res. 449. Concurrent resolution commemorating the 60th anniversary of the historic 1946 season of Major League Baseball Hall of Fame member Bob Feller and his return from military service to the United States; to the Committee on Government Reform.

By Mr. KUCINICH (for himself, Mr. RANGEL, Mr. ABERCROMBIE, Ms. SLAUGHTER, Ms. KAPTUR, Mr. CONYERS, Mr. CLEAVER, Ms. LEE, Ms. WOOLSEY, Mr. GRIJALVA, Mr. FILNER, Mr. STARK, Mr. MCDERMOTT, Mr. HINCHEY, Mr. HONDA, Mr. DAVIS of Illinois, Ms. WATERS, Mr. MORAN of Virginia, Mr. RUSH, Ms. BALDWIN, Ms. KILPATRICK of Michigan, Ms. MCCOLLUM of Minnesota, Ms. SOLIS, and Mr. MEEKS of New York):

H. Con. Res. 450. Concurrent resolution calling upon the President to appeal to all sides in the current crisis in the Middle East for an immediate cessation of violence and to commit United States diplomats to multiparty negotiations with no preconditions; to the Committee on International Relations.

By Mr. NEAL of Massachusetts (for himself, Mr. BOEHLERT, and Mr. CLEAVER):

H. Con. Res. 451. Concurrent resolution honoring John Jordan ''Buck'' O'Neil and urging his induction into the National Baseball Hall of Fame; to the Committee on Government Reform.

By Mr. ISSA:

H. Res. 926. A resolution condemning the kidnapping of Israeli soldiers by Hamas and Hezbollah, affirming the right of Israel to conduct operations to secure the kidnapped soldiers, urging all parties to protect innocent life and civilian infrastructure, and for other purposes; to the Committee on International Relations.

By Mr. INGLIS of South Carolina (for himself, Mr. BROWN of South Carolina, Mr. WILSON of South Carolina, and Mr. BARRETT of South Carolina):

H. Res. 927. A resolution commending William W. Wilkins, Chief Judge of the United States Court of Appeals for the Fourth Circuit, for his commitment and dedication to public service, the judicial system, and the rule of law, as he enters his 25th year of service as a member of the Federal judiciary; to the Committee on the Judiciary.

By Ms. EDDIE BERNICE JOHNSON of Texas (for herself, Mr. WILSON of South Carolina, Mr. WELDON of Pennsylvania, and Mr. HALL):

H. Res. 928. A resolution expressing the sense of the House of Representatives that a National Historically Black Colleges and Universities Week should be established; to the Committee on Education and the Workforce.

By Mrs. MUSGRAVE:

H. Res. 929. A resolution to congratulate Fort Collins, Colorado, on being named the best place to live in the United States for 2006; to the Committee on Government Reform.

¶71.32 MEMORIALS

Under clause 3 of rule XII, memorials were presented and referred as follows:

383. The SPEAKER presented a memorial of the Legislature of the State of Idaho, relative to House Joint Memorial No. 12 urging American farmers, ranchers, and food producers be enabled to compete freely and trade fairly in foreign markets; to the Committee on Agriculture.

384. Also, a memorial of the Legislature of the State of Arizona, relative to House Concurrent Resolution No. 2001 urging the Congress of the United States to enact a 2007 Farm Bill that is supportive of the specialty crop industry; to the Committee on Agriculture.

385. Also, a memorial of the Legislature of the State of Louisiana, relative to House Concurrent Resolution No. 109 memorializing the Congress of the United States to take such actions as are encessary to adopt the Senate Appropriations Committee amendment for fishing industry recovery under the Magnuson-Stevens Fishery Conservation and Management Act to H.R. 4939 making emergency supplemental appropriations for the fiscal year ending September 30, 2006; to the Committee on Appropriations.

386. Also, a memorial of the Legislature of the State of Idaho, relative to House Joint Memorial No. 13 urging the Congress of the United States to support legislation that will enhance specified aspects of the ''No Child Left Behind Act''; to the Committee on Education and the Workforce.

387. Also, a memorial of the Legislature of the State of Idaho, relative to House Joint Memorial No. 22 supporting the participation of Taiwan in a meaningful and appropriate way in the World Health Organization; to the Committee on International Relations.

388. Also, a memorial of the Legislature of the State of Idaho, relative to House Joint Memorial No. 26 recognizing the Basque ETA organization; the governments of the Basque Autonomous Region; Spain, and all parties of Spain and France for their actions to promote and achieve lasting peace in the Basque Homeland; to the Committee on International Relations.

389. Also, a memorial of the Legislature of the State of Idaho, relative to House Joint Memorial No. 16 supporting the efforts of Senator Mike Crapo to reform and improve the Endangered Species Act through the enactment of the Collaboration for the Recovery of Endangered Species Act (CRESA), promoting species conservation and preservation within the State of Idaho and the United States; to the Committee on Resources.

390. Also, a memorial of the Legislature of the State of Idaho, relative to House Joint Resolution No. 25 encouraging the Congress of the United States to make the nation's Outer Continental Shelf available for energy development in an environmentally responsible manner; to the Committee on Resources.

391. Also, a memorial of the Legislature of the State of Louisiana, relative to House Concurrent Resolution No. 235 memorializing the Congress of the United States, specifically Louisiana Senators Mary Landrieu and David Vitter, to take such actions as are necessary to support and vote for the Marriage Protection Amendment presently pending in the United States Senate; to the Committee on the Judiciary.

392. Also, a memorial of the Senate of the State of Michigan, relative to Senate Resolution No. 101 memorializing the Congress of the United States to provide funding to help states and local communities clean up and address the disastrous effects of clandestine methamphetamine labs; to the Committee on the Judiciary.

393. Also, a memorial of the Legislature of the State of Arizona, relative to House Concurrent Resolution No. 2011 urging the Congress of the United States to permanently repeal the Death Tax, to dissolve United State membership in the United Nations and to remove specific areas relating to faith from the jurisdiction of the United States Supreme Court; to the Committee on the Judiciary.

394. Also, a memorial of the Legislature of the State of Louisiana, relative to Senate Concurrent Resolution No. 23 memorializing the Congress of the United States to take such actions as are necessary to pass the proposed consitutional amendment banning the desecration of the United States flag; to the Committee on the Judiciary.

395. Also, a memorial of the Legislature of the State of Louisiana, relative to House Concurrent Resolution No. 107 memorializing the Congress of the United States to take such actions as are necessary to facilitate the construction of a storm surge barrier at Port Fourchon; to the Committee on Transportation and Infrastructure.

396. Also, a memorial of the Legislature of the State of Louisiana, relative to House Concurrent Resolution No. 108 memorializing the Congress of the United States to take such actions as are necessary to ensure that any United States Army Corps of Engineer

project restoring barrier islands protecting Terrebonne and Timbalier Bays redefine and narrow Whiskey Pass, Little Pass, Wine Island Pass, and Cat Island Pass using hardened material; to the Committee on Transportation and Infrastructure.

397. Also, a memorial of the Legislature of the State of Louisiana, relative to House Concurrent Resolution No. 130 memorializing the Congress of the United States to take such actions as are necessary to expedite the Federal Emergency Management Agency's (FEMA) reimbursement process and to make the reimbursement of accrued interest on loans part of its public assistance grants; to the Committee on Transportation and Infrastructure.

398. Also, a memorial of the Legislature of the State of Louisiana, relative to House Concurrent Resolution No. 182 memorializing the Congress of the United States to take such actions as are necessary to provide hurricane tidal flood protection to south Louisiana, including requiring the United States Army Corps of Engineers to evaluate both federal and nonfederal tidal levees in south Louisiana, to consider adding nonfederal tidal levees into the federal program, and to fully fund upgrading hurricane tidal flood protection in south Louisiana; to the Committee on Transportation and Infrastructure.

399. Also, a memorial of the Legislature of the State of Louisiana, relative to House Concurrent Resolution No. 90 urging and requesting the Social Security Administration to accept a notarized document to suffice as independent verification for evidence of age; to the Committee on Ways and Means.

400. Also, a memorial of the Legislature of the State of Louisiana, relative to House Concurrent Resolution No. 212 memorializing the Congress of the United States to take such actions as are necessary to support and establish a free trade agreement between the United States and Taiwan; to the Committee on Ways and Means.

401. Also, a memorial of the Legislature of the State of Louisiana, relative to House Concurrent Resolution No. 116 memorializing the Congress of the United States to take such actions as are necessary to formulate a sound energy policy that will provide for the long-term economic and national security need of the United States of America; jointly to the Committees on Energy and Commerce and Ways and Means.

402. Also, a memorial of the Legislature of the State of Idaho, relative to House Joint Memorial No. 11 urging the United States Forest Service enter a decision granting a special use permit allowing Idaho Department of Fish and Game to land helicopters in the wilderness for the purpose of monitoring gray wolves; jointly to the Committees on Resources and Agriculture.

403. Also, a memorial of the Legislature of the State of Idaho, relative to House Joint Resolution No. 14 demanding that the Federal Lands Recreation Act be repealed and that no recreational fees authorized under the Federal Lands Recreation Enhancement Act be imposed to use federal public land in the state; jointly to the Committees on Resources and Agriculture.

404. Also, a memorial of the Legislature of the State of Idaho, relative to House Joint Resolution No. 20 declaring that should the Federal Lands Recreation Enhancement Act be repealed, the authority for permitting outfitters and guides be replaced immediately to allow for operations to continue uninterrupted and special use fee currently assessed by reauthorized under a new authority; jointly to the Committees on Resources and Agriculture.

405. Also, a memorial of the Legislature of the State of Idaho, relative to House Joint Memorial No. 21 urging the Congress of the United States to support federal legislation transferring management of National Forest System lands within Idaho to the state of Idaho to be managed for the benefit of rural counties and schools; jointly to the Committees on Resources and Agriculture.

¶71.33 PRIVATE BILLS AND RESOLUTIONS

Under clause 3 of rule XII, private bills and resolutions of the following titles were introduced and severally referred, as follows:

By Mr. BRADY of Pennsylvania:

H.R. 5845. A bill for the relief of Zhen Xing Jiang; to the Committee on the Judiciary.

By Mr. BRADY of Pennsylvania:

H.R. 5846. A bill for the relief of Tian Xiao Zhang; to the Committee on the Judiciary.

¶71.34 ADDITIONAL SPONSORS

Under clause 7 of rule XII, sponsors were added to public bills and resolutions as follows:

H.R. 115: Mr. LARSON of Connecticut and Mr. KIND.
H.R. 615: Mr. PAYNE.
H.R. 772: Mr. SCHWARZ of Michigan and Ms. DELAURO.
H.R. 790: Mr. DAVIS of Illinois.
H.R. 916: Mr. CALVERT and Ms. EDDIE BERNICE JOHNSON of Texas.
H.R. 1128: Mr. CULBERSON.
H.R. 1227: Mrs. DRAKE and Mr. LIPINSKI.
H.R. 1384: Mr. POMBO and Mr. BROWN of South Carolina.
H.R. 1413: Mr. JACKSON of Illinois and Mr. BAIRD.
H.R. 1471: Mr. MCCOTTER, Mr. CASE, and Mr. ALEXANDER.
H.R. 1578: Mrs. DRAKE, Mr. BONNER, Mr. KENNEDY of Minnesota, and Mrs. CHRISTENSEN.
H.R. 1582: Mr. INSLEE.
H.R. 1632: Mr. GOODLATTE.
H.R. 1634: Mr. GOODE and Ms. EDDIE BERNICE JOHNSON of Texas.
H.R. 1671: Mr. STUPAK.
H.R. 1688: Ms. LINDA T. SÁNCHEZ of California.
H.R. 1704: Mr. CAPUANO.
H.R. 1709: Mr. BOSWELL.
H.R. 1940: Mr. MEEHAN, Mr. GENE GREEN of Texas, Mr. MARKEY, Mr. GONZALEZ, Ms. WASSERMAN SCHULTZ, and Mr. BURGESS.
H.R. 1951: Mr. HOBSON, Mr. MCHUGH, Mr. REICHERT, and Mr. WILSON of South Carolina.
H.R. 2323: Mr. STARK.
H.R. 2328: Mr. MELANCON.
H.R. 2356: Mr. STEARNS, Mr. JEFFERSON, and Mr. MELANCON.
H.R. 2498: Mr. ROSS.
H.R. 2794: Mr. BROWN of Ohio.
H.R. 2808: Mr. MARIO DIAZ-BALART of Florida, Mr. PRICE of North Carolina, Mr. DAVIS of Kentucky, Mr. OSBORNE, Mr. KOLBE, Mr. KELLER, Mr. REICHERT, Mr. BERRY, Ms. PELOSI, Mr. MCINTYRE, Mr. SMITH of Washington, Mr. DUNCAN, Mr. SHERWOOD, Mr. CASE, Mr. BACHUS, Ms. BERKLEY, and Mr. CRAMER.
H.R. 2861: Mr. FERGUSON.
H.R. 2928: Mr. DELAHUNT.
H.R. 2943: Mr. CARNAHAN.
H.R. 3380: Mr. ROTHMAN.
H.R. 3436: Mr. JONES of North Carolina.
H.R. 3476: Mr. INGLIS of South Carolina.
H.R. 3511: Mr. SHAYS.
H.R. 3547: Mr. RUPPERSBERGER and Mr. KILDEE.
H.R. 3628: Mr. BOUCHER.
H.R. 3854: Mrs. MCCARTHY and Mrs. DAVIS of California.
H.R. 3900: Mr. SMITH of Texas.
H.R. 3902: Mr. CARNAHAN.
H.R. 3957: Mr. LUCAS.
H.R. 4022: Mr. SNYDER.
H.R. 4042: Mr. LARSEN of Washington.
H.R. 4236: Mr. LATHAM.
H.R. 4264: Mr. SPRATT.
H.R. 4341: Mrs. DRAKE.
H.R. 4357: Ms. HARRIS and Mr. MCCOTTER.
H.R. 4381: Mr. MCCRERY.
H.R. 4384: Mr. ANDREWS.
H.R. 4479: Mr. FILNER.
H.R. 4480: Ms. GRANGER.
H.R. 4537: Mr. SPRATT.
H.R. 4547: Mr. LATHAM, Mr. SAM JOHNSON of Texas, Mr. NEUGEBAUER, and Mr. CULBERSON.
H.R. 4562: Mr. FOLEY, Mr. BILIRAKIS, Mr. CARTER, Mr. CRENSHAW, and Mr. RAMSTAD.
H.R. 4597: Ms. MCCOLLUM of Minnesota.
H.R. 4800: Mr. GRIJALVA.
H.R. 4830: Mr. SMITH of Texas.
H.R. 4838: Mr. STEARNS.
H.R. 4857: Mr. JONES of North Carolina.
H.R. 4922: Mr. JONES of North Carolina, Mr. FORTUÑO, and Mr. TIERNEY.
H.R. 5005: Mr. POMBO, Mr. CULBERSON, Mr. BROWN of South Carolina, and Mr. RENZI.
H.R. 5011: Ms. JACKSON-LEE of Texas, Mr. LANTOS, Mr. GONZALEZ, and Mr. ROTHMAN.
H.R. 5013: Mr. FORTENBERRY and Mr. ROHRABACHER.
H.R. 5023: Mr. BOUCHER.
H.R. 5099: Mr. CARNAHAN.
H.R. 5128: Mr. COSTA.
H.R. 5134: Ms. SCHWARTZ of Pennsylvania.
H.R. 5139: Mr. VAN HOLLEN.
H.R. 5166: Mr. GOODLATTE and Mr. HINOJOSA.
H.R. 5185: Mr. GRIJALVA and Ms. SOLIS.
H.R. 5246: Mr. ROTHMAN, Mr. REICHERT, and Mr. SHADEGG.
H.R. 5249: Mr. MCCAUL of Texas and Mr. LEWIS of Kentucky.
H.R. 5280: Mr. ENGEL, Mr. INSLEE, and Mr. LAHOOD.
H.R. 5309: Mr. NEAL of Massachusetts and Mr. ENGLISH of Pennsylvania.
H.R. 5321: Mr. ENGLISH of Pennsylvania.
H.R. 5371: Mr. HOLT.
H.R. 5390: Mr. STARK, Mr. OBERSTAR, Mr. HIGGINS, and Mr. ROTHMAN.
H.R. 5405: Mr. MCCOTTER.
H.R. 5424: Mr. CHOCOLA and Mr. LAHOOD.
H.R. 5452: Mr. WALSH.
H.R. 5491: Mr. KENNEDY of Minnesota.
H.R. 5513: Mr. ROSS and Mr. MCCAUL of Texas.
H.R. 5524: Mr. CASE and Mr. HIGGINS.
H.R. 5555: Mr. ROSS, Mr. WAXMAN, Mr. ENGEL, Mrs. CAPPS, and Mr. ALLEN.
H.R. 5608: Mr. PASTOR and Ms. BORDALLO.
H.R. 5635: Mr. MOLLOHAN.
H.R. 5650: Mr. ROSS.
H.R. 5656: Mr. WELDON of Pennsylvania.
H.R. 5671: Mr. MCINTYRE.
H.R. 5674: Ms. ZOE LOFGREN of California.
H.R. 5682: Mr. KOLBE, Ms. GRANGER, and Mr. MARCHANT.
H.R. 5706: Mr. SENSENBRENNER.
H.R. 5731: Mr. GENE GREEN of Texas, Mr. CAPUANO, Mr. PALLONE, Mr. MEEHAN, and Mr. NADLER.
H.R. 5733: Ms. GINNY BROWN-WAITE of Florida, Mr. CONYERS, Mr. LANTOS, Mr. KENNEDY of Minnesota, Mr. MCNULTY, Mr. PICKERING, Mr. WELDON of Pennsylvania, and Mr. FORTUÑO.
H.R. 5744: Mr. CANTOR.
H.R. 5750: Mr. MCNULTY, Mr. JEFFERSON, and Mr. FARR.
H.R. 5755: Mr. BASS and Mr. RANGEL.
H.R. 5758: Mr. FORTUÑO.
H.R. 5766: Mr. BARRETT of South Carolina, Mr. MCHENRY, Mr. ROHRABACHER, Mr. FEENEY, Mr. FORTENBERRY, Mrs. MYRICK, Mr. KING of Iowa, Mr. COLE of Oklahoma, Mr. PRICE of Georgia, Mr. TERRY, Ms. GRANGER, Mrs. CUBIN, Mr. FORTUÑO, and Mr. HASTINGS of Washington.
H.R. 5771: Mr. EMANUEL, Ms. BERKLEY, Mr. VAN HOLLEN, Mr. ABERCROMBIE, Mr. LANGEVIN, Mrs. CAPPS, Mr. SPRATT, Mr. MCGOVERN, Ms. DELAURO, Mr. HONDA, Mr.

ENGEL, Mr. SCHIFF, Mr. COSTA, Mr. MOORE of Kansas, Mr. COOPER, and Mr. GRIJALVA.

H.R. 5772: Mr. MARCHANT and Mr. SAXTON.

H.R. 5784: Ms. WATERS and Ms. WOOLSEY.

H.R. 5785: Mr. PICKERING.

H.R. 5791: Mr. BISHOP of Georgia, Mr. STRICKLAND, Mr. ROSS, and Mr. LEACH.

H.R. 5797: Mr. CROWLEY, Mr. NUNES, and Mr. MCCAUL of Texas.

H.R. 5815: Mr. FORTUÑO.

H.R. 5822: Mr. MCKEON, Mr. EHLERS, Mr. SHAYS, and Mr. FRANKS of Arizona.

H.J. Res. 58: Mr. HASTINGS of Washington.

H.J. Res. 90: Mr. CARNAHAN.

H. Con. Res. 347: Ms. BERKLEY.

H. Con. Res. 384: Mr. CASTLE.

H. Con. Res. 434: Mr. BUTTERFIELD, Mr. PALLONE, Mr. FATTAH, and Mr. BERMAN.

H. Res. 97: Ms. HART.

H. Res. 295: Mr. MANZULLO.

H. Res. 305: Mr. ALLEN.

H. Res. 373: Mr. FARR, Ms. MCKINNEY, and Ms. SCHAKOWSKY.

H. Res. 490: Mr. GUTIERREZ.

H. Res. 852: Mr. MILLER of Florida.

H. Res. 863: Mr. AKIN and Mr. WICKER.

H. Res. 911: Mr. WAXMAN and Mr. MCCAUL of Texas.

H. Res. 912: Mr. MCCOTTER, Mr. PETRI, and Mr. TERRY.

H. Res. 915: Mr. PITTS, Mr. NADLER, Mr. GARY G. MILLER of California, Mr. SPRATT, Mr. PRICE of North Carolina, and Mr. EMANUEL.

¶71.35 DELETIONS OF SPONSORS FROM PUBLIC BILLS AND RESOLUTIONS

Under clause 7 of rule XII, sponsors were deleted from public bills and resolutions as follows:

H.R. 3044: Mr. CONYERS.

THURSDAY, JULY 20, 2006 (72)

The House was called to order by the SPEAKER.

¶72.1 APPROVAL OF THE JOURNAL

The SPEAKER announced he had examined and approved the Journal of the proceedings of Wednesday, July 19, 2006.

Pursuant to clause 1, rule I, the Journal was approved.

¶72.2 COMMUNICATIONS

Executive and other communications, pursuant to clause 8, rule XII, were referred as follows:

8703. A letter from the Assistant Secretary of the Navy for Installations and Environment, Department of Defense, transmitting Notice of the decision to conduct a standard competition of the support services function performed by civilian personnel in the Department of the Navy for possible performance by private contractors, pursuant to 10 U.S.C. 2461; to the Committee on Armed Services.

8704. A letter from the Under Secretary for Acquisition, Technology and Logistics, Department of Defense, transmitting an annual report entitled, ''Defense Acquisition Challenge Program: Fiscal Year 2005,'' pursuant to 10 U.S.C. 2359b(i); to the Committee on Armed Services.

8705. A letter from the Under Secretary for Domestic Finance, Department of the Treasury, transmitting the annual report on the Resolution Funding Corporation for calendar year 2005, pursuant to Public Law 101-73, section 501(a) (103 Stat. 387); to the Committee on Financial Services.

8706. A letter from the Chairman and President, Export-Import Bank, transmitting a report on transactions involving U.S. exports to Thailand pursuant to Section 2(b)(3) of the Export-Import Bank Act of 1945, as amended; to the Committee on Financial Services.

8707. A letter from the Chairman, Federal Energy Regulatory Commission, transmitting the Commission's report on progress made in licensing and constructing the Alaska Natural Gas Pipeline, pursuant to Section 1810 of the Energy Policy Act of 2005; to the Committee on Energy and Commerce.

8708. A letter from the Chairman, Council of the District of Columbia, transmitting a copy of D.C. ACT 16-439, ''Closing of Public Alleys in Square 749, S.O. 00-83, Act of 2006,'' pursuant to D.C. Code section 1-233(c)(1); to the Committee on Government Reform.

8709. A letter from the Chairman, Council of the District of Columbia, transmitting a copy of D.C. ACT 16-441, ''Washington Stage Guild Tax Exemption Act of 2006,'' pursuant to D.C. Code section 1-233(c)(1); to the Committee on Government Reform.

8710. A letter from the Chairman, Council of the District of Columbia, transmitting a copy of D.C. ACT 16-442, ''Solid Waste Disposal Fee Temporary Amendment Act of 2006,'' pursuant to D.C. Code section 1-233(c)(1); to the Committee on Government Reform.

8711. A letter from the Chairman, Council of the District of Columbia, transmitting a copy of D.C. ACT 16-444, ''Fringe Lot Real Property Exclusive Rights Agreement Extension Temporary Amendment Act of 2006,'' pursuant to D.C. Code section 1-233(c)(1); to the Committee on Government Reform.

8712. A letter from the Chairman, Council of the District of Columbia, transmitting a copy of D.C. ACT 16-435, ''Drug Offense Driving Privileges Revocation and Disqualification Amendment Act of 2006,'' pursuant to D.C. Code section 1-233(c)(1); to the Committee on Government Reform.

8713. A letter from the Chairman, Council of the District of Columbia, transmitting a copy of D.C. ACT 16-437, ''People First Respectful Language Conforming Amendment Act of 2006,'' pursuant to D.C. Code section 1-233(c)(1); to the Committee on Government Reform.

8714. A letter from the Chairman, Council of the District of Columbia, transmitting a copy of D.C. ACT 16-438, ''People First Respectful Language Modernization Act of 2006,'' pursuant to D.C. Code section 1-233(c)(1); to the Committee on Government Reform.

8715. A letter from the Chairman, Council of the District of Columbia, transmitting a copy of D.C. ACT 16-436, ''Closing of a Public Alley in Square 2910, S.O. 05-0587, Act of 2006,'' pursuant to D.C. Code section 1-233(c)(1); to the Committee on Government Reform.

8716. A letter from the Chairman, Council of the District of Columbia, transmitting a copy of D.C. ACT 16-440, ''Official Fruit of the District of Columbia Act of 2006,'' pursuant to D.C. Code section 1-233(c)(1); to the Committee on Government Reform.

8717. A letter from the Chairman, Council of the District of Columbia, transmitting a copy of D.C. ACT 16-433, ''Pedestrian Protection Bus Safety Amendment Act of 2006,'' pursuant to D.C. Code section 1-233(c)(1); to the Committee on Government Reform.

8718. A letter from the Chairman, Council of the District of Columbia, transmitting a copy of D.C. ACT 16-434, ''Closing of Public Streets and Alleys in Squares 5318, 5319, and 5320 S.O. 04-14199, Act of 2006,'' pursuant to D.C. Code section 1-233(c)(1); to the Committee on Government Reform.

8719. A letter from the Executive Director, National Council on Disability, transmitting the Council's Annual Performance Report to the President and Congress Fiscal Year 2005, as required by the Government Performance and Results Act, pursuant to 31 U.S.C. 1116; to the Committee on Government Reform.

8720. A letter from the Secretary, Department of the Interior, transmitting the annual report entitled, ''Outer Continental Shelf Lease Sales: Evaluation of Bidding Results'' for Fiscal Year 2005, pursuant to 43 U.S.C. 1337(a)(9); to the Committee on Resources.

8721. A letter from the FMCSA Regulatory Ombudsman, Department of Transportation, transmitting the Department's final rule — Parts and Accessories Necessary for Safe Operation: Protection Against Shifting and Failing Cargo [Docket No. FMCSA-2006-21259] (RIN: 2126-AA88) received July 12, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

8722. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Standard Instrument Approach Procedures; Weather Takeoff Minimums; Miscellaneous Amendments [Docket No. 30498; Amdt. No. 3170] received July 12, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

8723. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Standard Instrument Approach Procedures; Miscellaneous Amendments [Docket No. 30499; Amdt. No. 3171] received July 12, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

8724. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Modification of Class E Airspace; Scott City, KS [Docket No. FAA-2006-23896; Airspace Docket No. 06-ACE-2] received July 12, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

8725. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Boeing Model 747-100B, 747-200B, 747-200F, 747-300, 747-400, 747-400F, and 747SP Series Airplanes [Docket No. FAA-2006-24950; Directorate Identifier 2006-NM-036-AD; Amendment 39-14627; AD 2006-12-03] (RIN: 2120-AA64) received July 12, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

8726. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Airbus Model A321-100 Series Airplanes [Docket No. FAA-2006-24953; Directorate Identifier 2006-NM-084-AD; Amendment 39-14628; AD 2006-04-11 R1] (RIN: 2120-AA64) received July 12, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

8727. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Bombardier Model CL-600-2B19 (Regional Jet Series 100 & 440) Airplanes [Docket No. 2003-NM-223-AD; Amendment 39-14585; AD 2006-10-01] (RIN: 2120-AA64) received July 12, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

8728. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Viking Air Limited Model DHC-7 Airplanes [Docket No. FAA-2006-24966; Directorate Identifier 2006-NM-049-AD; Amendment 39-14629; AD 2006-12-04] (RIN: 2120-AA64) received July 12, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

8729. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Empresa Brasileira de

Aeronautica S.A. (EMBRAER) Model ERJ 170-100 LR, -100 STD, -100 SE, and -100 SU Airplanes; and Empresa Brasileira de Aeronautica S.A. (EMBRAER) Model ERJ 190-100 LR, -100STD, and -100 IGW Airplanes [Docket No. FAA-2006-24897; Directorate Identifier 2006-NM-111-AD; Amendment 39-14619; AD 2006-11-15] (RIN: 2120-AA64) received July 12, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

8730. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Airbus Model A318, A319, A320, and A321 Airplanes [Docket No. FAA-2006-24815; Directorate Identifier 2006-NM-101-AD; Amendment 39-14608; AD 2006-11-04] (RIN: 2120-AA64) received July 12, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

8731. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Hamilton Sundstrand Model 14RF-9 Propellers [Docket No. FAA-2006-24517; Directorate Identifier 2006-NE-18-AD; Amendment 39-14591; AD 2006-10-07] (RIN: 2120-AA64) received July 12, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

8732. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Empresa Brasileira de Aeronautica S.A. (EMBRAER) Model EMB-120, -120ER, -120FC, -120QC, and -120RT Airplanes [Docket No. FAA-2006-24072; Directorate Identifier 2006-NM-016-AD; Amendment 39-14614; AD 2006-11-10] (RIN: 2120-AA64) received July 12, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

8733. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Boeing Model 757 Airplanes [Docket No. FAA-2005-23213; Directorate Identifier 2005-NM-192-AD; Amendment 39-14615; AD 2006-11-11] (RIN: 2120-AA64) received July 12, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

8734. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Bombardier Model CL-600-2B19 (Regional Jet Series 100 & 440) Airplanes [Docket No. FAA-2006-23841; Directorate Identifier 2005-NM-214-AD; Amendment 39-14613; AD 2006-11-09] (RIN: 2120-AA64) received July 12, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

8735. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Boeing Model 767 Airplanes [Docket No. FAA-2006-23818; Directorate Identifier 2005-NM-228-AD; Amendment 39-14616; AD 2006-11-12] (RIN: 2120-AA64) received July 12, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

8736. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Boeing Model 777-200 and -300 Series Airplanes [Docket No. FAA-2005-20732; Directorate Identifier 2004-NM-278-AD; Amendment 39-14617; AD 2006-11-13] (RIN: 2120-AA64) received July 12, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

8737. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Boeing Model 767-200 and -300 Series Airplanes [Docket No. FAA-2005-22321; Directorate Identifier 2005-NM-123-AD; Amendment 39-14610; AD 2006-11-06] (RIN: 2120-AA64) received July 12, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

8738. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Gulfstream Model GV and GV-SP Series Airplanes [Docket No. FAA-2005-22034; Directorate Identifier 2004-NM-182-AD; Amendment 39-14607; AD 2006-11-03] (RIN: 2120-AA64) received July 12, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

8739. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; BAE Systems (Operations) Limited Model BAe 146 amd Avro 146-RJ Airplanes [Docket No. FAA-2006-24204; Directorate Identifier 2005-NM-178-AD; Amendment 39-14612; AD 2006-11-08] (RIN: 2120-AA64) received July 12, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

8740. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Raytheon Model Hawker 800XP Airplanes [Docket No. FAA-2006-24084; Directorate Identifier 2006-NM-017-AD; Amendment 39-14611; AD 2006-11-07] (RIN: 2120-AA64) received July 12, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

8741. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Rolls-Royce plc RB211 Series Turbofan Engines [Docket No. 2003-NE-12-AD; Amendment 39-14609; AD 2006-11-05] (RIN: 2120-AA64) received July 12, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

8742. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Viking Air Limited Model DHC-7 Airplanes [Docket No. FAA-2005-22146; Directorate Identifier 2002-NM-184-AD; Amendment 39-14606; AD 2006-11-02] (RIN: 2120-AA64) received July 12, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

8743. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Airbus Model A300 B4-600R and A300 F4-600R Series Airplanes [Docket No. FAA-2006-23760; Directorate Identifier 2005-NM-211-AD; Amendment 39-14605; AD 2006-11-01] (RIN: 2120-AA64) received July 12, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

8744. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Boeing Model 737-600, -700, -700C, -800, and -900 Series Airplanes [Docket No. FAA-2005-21028; Directorate Identifier 2004-NM-238-AD; Amendment 39-14601; AD 2006-10-17] (RIN: 2120-AA64) received July 12, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

8745. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Engine Components Incorporated (ECi) Reciprocating Engine Connecting Rods [Docket No. FAA-2005-21331; Directorate Identifier 2005-NE-07-AD; Amendment 39-14605; AD 2006-10-21] (RIN: 2120-AA64) received July 12, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

8746. A letter from the Chief Financial Officer, Library of Congress, transmitting activities of the United States Capitol Preservation Commission Fund for the six-month period which ended on March 31, 2006, pursuant to 40 U.S.C. 188a-3; jointly to the Committees on House Administration and Government Reform.

¶72.3 MESSAGE FROM THE SENATE

A message from the Senate by Ms. Curtis, one of its clerks, announced that the Senate has passed with an amendment in which the concurrence of the House is requested, a bill of the House of the following title:

H.R. 1036. An Act to amend title 17, United States Code, to make technical corrections relating to Copyright Royalty Judges, and for other purposes.

The message also announced that the Senate has passed bills of the following titles in which the concurrence of the House is requested:

S. 418. An Act to protect members of the Armed Forces from unscrupulous practices regarding sales of insurance, financial, and investment products.

S. 3693. An Act to make technical corrections to the Violence Against Women and Department of Justice Reauthorization Act of 2005.

¶72.4 PROVIDING FOR CONSIDERATION OF H.R. 5684

Mr. HASTINGS of Washington, by direction of the Committee on Rules, called up the following resolution (H. Res. 925):

Resolved, That upon the adoption of this resolution it shall be in order without intervention of any point of order to consider in the House the bill (H.R. 5684) to implement the United States-Oman Free Trade Agreement. The bill shall be considered as read. The bill shall be debatable for two hours equally divided and controlled by the chairman and ranking minority member of the Committee on Ways and Means. Pursuant to section 151 of the Trade Act of 1974, the previous question shall be considered as ordered on the bill to final passage without intervening motion.

SEC. 2. During consideration of H.R. 5684 pursuant to this resolution, notwithstanding the operation of the previous question, the Chair may postpone further consideration of the bill to a time designated by the Speaker in consonance with section 151 of the Trade Act of 1974.

When said resolution was considered.

After debate,

Mr. HASTINGS of Washington moved the previous question on the resolution to its adoption or rejection.

The question being put, viva voce,

Will the House now order the previous question?

The SPEAKER pro tempore, Mr. KOLBE, announced that the yeas had it.

Ms. MATSUI objected to the vote on the ground that a quorum was not present and not voting.

A quorum not being present,

The roll was called under clause 6, rule XX, and the call was taken by electronic device.

When there appeared { Yeas ..... 227 / Nays ..... 196 }

¶72.5 [Roll No. 389]

YEAS—227

Aderholt
Akin
Alexander
Bachus
Baird
Baker
Barrett (SC)
Bartlett (MD)
Barton (TX)
Bass
Beauprez
Biggert
Bilbray
Bilirakis
Bishop (UT)
Blackburn
Blunt
Boehlert
Boehner
Bonilla
Bonner
Bono
Boozman
Boustany
Bradley (NH)
Brady (TX)
Brown (SC)
Brown-Waite, Ginny
Burgess
Burton (IN)
Buyer
Calvert
Camp (MI)
Campbell (CA)
Cannon
Cantor
Capito
Carter
Castle
Chabot
Chocola
Coble
Cole (OK)
Conaway
Crenshaw
Cubin
Culberson
Davis (KY)
Davis, Tom
Deal (GA)
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Doolittle
Drake
Dreier
Duncan
Ehlers
Emerson
English (PA)
Everett
Feeney
Ferguson
Fitzpatrick (PA)
Flake
Foley
Forbes
Fossella
Foxx
Franks (AZ)
Frelinghuysen
Gallegly
Garrett (NJ)
Gerlach
Gibbons
Gilchrest
Gillmor
Gingrey
Gohmert
Goode
Goodlatte
Granger
Graves
Green (WI)
Gutknecht
Hall
Harris
Hart
Hastings (WA)
Hayes
Hayworth
Hefley
Hensarling
Herger
Hobson
Hoekstra
Hostettler
Hulshof
Hunter
Hyde
Inglis (SC)
Issa
Istook
Jenkins
Jindal
Johnson (CT)
Johnson (IL)
Johnson, Sam
Keller
Kelly
Kennedy (MN)
King (IA)
King (NY)
Kingston
Kirk
Kline
Knollenberg
Kolbe
Kuhl (NY)
LaHood
Latham
LaTourette
Lewis (CA)
Lewis (KY)
Linder
LoBiondo
Lucas
Lungren, Daniel E.
Mack
Manzullo
Marchant
McCaul (TX)
McCotter
McCrery
McHenry
McHugh
McKeon
McMorris
Meeks (NY)
Mica
Miller (FL)
Miller (MI)
Miller, Gary
Moran (KS)
Moran (VA)
Murphy
Musgrave
Myrick
Neugebauer
Ney
Norwood
Nunes
Osborne
Otter
Oxley
Paul
Pearce
Peterson (PA)
Petri
Pickering
Pitts
Platts
Poe
Pombo
Porter
Price (GA)
Pryce (OH)
Putnam
Radanovich
Ramstad
Regula
Rehberg
Reichert
Renzi
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Ros-Lehtinen
Royce
Ryan (WI)
Ryun (KS)
Saxton
Schmidt
Schwarz (MI)
Sensenbrenner
Sessions
Shadegg
Shaw
Shays
Sherwood
Shimkus
Shuster
Simmons
Simpson
Smith (NJ)
Smith (TX)
Smith (WA)
Sodrel
Souder
Stearns
Sullivan
Sweeney
Tancredo
Taylor (NC)
Terry
Thomas
Thornberry
Tiahrt
Tiberi
Turner
Upton
Walden (OR)
Walsh
Wamp
Weldon (FL)
Weldon (PA)
Weller
Westmoreland
Whitfield
Wicker
Wilson (NM)
Wilson (SC)
Wolf
Young (AK)
Young (FL)

NAYS—196

Abercrombie
Ackerman
Allen
Andrews
Baca
Baldwin
Barrow
Bean
Becerra
Berkley
Berman
Berry
Bishop (GA)
Bishop (NY)
Blumenauer
Boren
Boswell
Boucher
Boyd
Brady (PA)
Brown (OH)
Brown, Corrine
Butterfield
Capps
Capuano
Cardin
Cardoza
Carnahan
Carson
Case
Chandler
Clay
Cleaver
Clyburn
Conyers
Cooper
Costa
Costello
Cramer
Crowley
Cuellar
Cummings
Davis (AL)
Davis (CA)
Davis (IL)
Davis (TN)
DeFazio
DeGette
Delahunt
DeLauro
Dicks
Dingell
Doggett
Doyle
Edwards
Emanuel
Engel
Eshoo
Etheridge
Farr
Fattah
Filner
Ford
Frank (MA)
Gonzalez
Gordon
Green, Al
Green, Gene
Grijalva
Gutierrez
Harman
Hastings (FL)
Herseth
Higgins
Hinchey
Hinojosa
Holden
Holt
Honda
Hooley
Hoyer
Inslee
Israel
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Johnson, E. B.
Jones (NC)
Jones (OH)
Kanjorski
Kaptur
Kennedy (RI)
Kildee
Kilpatrick (MI)
Kind
Kucinich
Langevin
Lantos
Larsen (WA)
Larson (CT)
Leach
Lee
Levin
Lipinski
Lofgren, Zoe
Lowey
Lynch
Maloney
Markey
Marshall
Matheson
Matsui
McCarthy
McCollum (MN)
McDermott
McGovern
McIntyre
McNulty
Meehan
Meek (FL)
Melancon
Michaud
Millender-McDonald
Miller (NC)
Miller, George
Mollohan
Moore (KS)
Moore (WI)
Murtha
Nadler
Napolitano
Neal (MA)
Oberstar
Obey
Olver
Ortiz
Owens
Pallone
Pascrell
Pastor
Payne
Pelosi
Peterson (MN)
Pomeroy
Price (NC)
Rahall
Rangel
Reyes
Ross
Rothman
Roybal-Allard
Ruppersberger
Rush
Ryan (OH)
Sabo
Salazar
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Schakowsky
Schiff
Schwartz (PA)
Scott (GA)
Scott (VA)
Serrano
Sherman
Skelton
Slaughter
Snyder
Solis
Spratt
Stark
Strickland
Stupak
Tanner
Tauscher
Taylor (MS)
Thompson (CA)
Thompson (MS)
Tierney
Towns
Udall (CO)
Udall (NM)
Van Hollen
Velázquez
Visclosky
Wasserman Schultz
Waters
Watson
Watt
Waxman
Weiner
Wexler
Woolsey
Wu
Wynn

NOT VOTING—9

Davis (FL)
Davis, Jo Ann
Evans
Fortenberry
Lewis (GA)
McKinney
Northup
Nussle
Pence

So the previous question on the resolution was ordered.

The question being put, viva voce,

Will the House agree to said resolution?

The SPEAKER pro tempore, Mr. KOLBE, announced that the yeas had it.

Mr. HASTINGS of Washington demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The vote was taken by electronic device.

It was decided in the affirmative ..... { Yeas ..... 237 / Nays ..... 187 }

¶72.6 [Roll No. 390]

YEAS—237

Aderholt
Akin
Alexander
Bachus
Baker
Barrett (SC)
Bartlett (MD)
Barton (TX)
Bass
Bean
Beauprez
Biggert
Bilbray
Bilirakis
Bishop (UT)
Blackburn
Blunt
Boehlert
Boehner
Bonilla
Bonner
Bono
Boozman
Boren
Boustany
Bradley (NH)
Brady (TX)
Brown (SC)
Brown-Waite, Ginny
Burgess
Burton (IN)
Calvert
Camp (MI)
Campbell (CA)
Cannon
Cantor
Capito
Carter
Case
Castle
Chabot
Chocola
Coble
Cole (OK)
Conaway
Cramer
Crenshaw
Cubin
Cuellar
Culberson
Davis (KY)
Davis (TN)
Davis, Tom
Deal (GA)
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Dicks
Doolittle
Drake
Dreier
Duncan
Ehlers
Emerson
English (PA)
Everett
Feeney
Ferguson
Fitzpatrick (PA)
Flake
Foley
Forbes
Fossella
Foxx
Franks (AZ)
Frelinghuysen
Gallegly
Garrett (NJ)
Gerlach
Gibbons
Gilchrest
Gillmor
Gingrey
Gohmert
Goode
Goodlatte
Gordon
Granger
Graves
Green (WI)
Gutknecht
Hall
Harris
Hart
Hastings (WA)
Hayes
Hayworth
Hefley
Hensarling
Herger
Hobson
Hoekstra
Holt
Hostettler
Hulshof
Hunter
Hyde
Inglis (SC)
Issa
Istook
Jenkins
Jindal
Johnson (CT)
Johnson (IL)
Johnson, Sam
Jones (NC)
Keller
Kelly
Kennedy (MN)
King (IA)
King (NY)
Kingston
Kirk
Kline
Knollenberg
Kolbe
Kuhl (NY)
LaHood
Latham
LaTourette
Leach
Lewis (CA)
Lewis (KY)
Linder
LoBiondo
Lucas
Lungren, Daniel E.
Mack
Manzullo
Marchant
Matheson
McCaul (TX)
McCotter
McCrery
McHenry
McHugh
McKeon
McMorris
Meeks (NY)
Mica
Miller (FL)
Miller (MI)
Miller, Gary
Moran (KS)
Moran (VA)
Murphy
Musgrave
Myrick
Neugebauer
Ney
Norwood
Nunes
Osborne
Otter
Oxley
Paul
Pearce
Pence
Peterson (PA)
Petri
Pickering
Pitts
Platts
Poe
Pombo
Porter
Price (GA)
Pryce (OH)
Putnam
Radanovich
Ramstad
Regula
Rehberg
Reichert
Renzi
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Ros-Lehtinen
Royce
Ryan (WI)
Ryun (KS)
Saxton
Schmidt
Schwarz (MI)
Sensenbrenner
Sessions
Shadegg
Shaw
Shays
Sherwood
Shimkus
Shuster
Simmons
Simpson
Smith (NJ)
Smith (TX)
Sodrel
Souder
Stearns
Sullivan
Sweeney
Tancredo
Taylor (NC)
Terry
Thomas
Thornberry
Tiahrt
Tiberi
Turner
Upton
Walden (OR)
Walsh
Wamp
Weldon (FL)
Weldon (PA)
Weller
Westmoreland
Whitfield
Wicker
Wilson (NM)
Wilson (SC)
Wolf
Young (AK)
Young (FL)

NAYS—187

Abercrombie
Ackerman
Allen
Andrews
Baca
Baird
Baldwin
Barrow
Becerra
Berkley
Berman
Berry
Bishop (GA)
Bishop (NY)
Blumenauer
Boswell
Boucher
Boyd
Brady (PA)
Brown (OH)
Brown, Corrine
Butterfield
Capps
Capuano
Cardin
Cardoza
Carnahan
Carson
Chandler
Clay
Cleaver
Clyburn
Conyers
Cooper
Costa
Costello
Crowley
Cummings
Davis (AL)
Davis (CA)
Davis (IL)
DeFazio
DeGette
Delahunt
DeLauro
Dingell
Doggett
Doyle
Edwards
Emanuel
Engel
Eshoo
Etheridge
Farr
Fattah
Filner
Ford
Frank (MA)
Gonzalez
Green, Al
Green, Gene
Grijalva
Gutierrez
Harman
Hastings (FL)
Herseth
Higgins
Hinchey
Hinojosa
Holden
Honda
Hooley
Hoyer
Inslee
Israel
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Johnson, E. B.
Jones (OH)
Kanjorski
Kaptur
Kennedy (RI)
Kildee
Kilpatrick (MI)
Kind
Kucinich
Langevin
Lantos
Larsen (WA)
Larson (CT)
Lee
Levin
Lewis (GA)
Lipinski

Lofgren, Zoe
Lowey
Lynch
Maloney
Markey
Marshall
Matsui
McCarthy
McCollum (MN)
McDermott
McGovern
McIntyre
McNulty
Meehan
Meek (FL)
Melancon
Michaud
Millender-McDonald
Miller (NC)
Miller, George
Mollohan
Moore (KS)
Moore (WI)
Murtha
Nadler
Napolitano
Neal (MA)
Oberstar
Obey
Olver
Ortiz
Owens
Pallone
Pascrell
Pastor
Payne
Pelosi
Peterson (MN)
Pomeroy
Price (NC)
Rahall
Rangel
Reyes
Ross
Rothman
Roybal-Allard
Ruppersberger
Rush
Ryan (OH)
Sabo
Salazar
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Schakowsky
Schiff
Schwartz (PA)
Scott (GA)
Scott (VA)
Serrano
Sherman
Skelton
Slaughter
Smith (WA)
Snyder
Solis
Spratt
Stark
Strickland
Stupak
Tanner
Tauscher
Taylor (MS)
Thompson (CA)
Thompson (MS)
Tierney
Towns
Udall (CO)
Udall (NM)
Van Hollen
Velázquez
Visclosky
Wasserman Schultz
Waters
Watson
Watt
Waxman
Weiner
Wexler
Woolsey
Wu
Wynn

NOT VOTING—8

Buyer
Davis (FL)
Davis, Jo Ann
Evans
Fortenberry
McKinney
Northup
Nussle

So the resolution was agreed to.

A motion to reconsider the vote whereby said resolution was agreed to was, by unanimous consent, laid on the table.

¶72.7 H. RES. 921—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mr. KOLBE, pursuant to clause 8, rule XX, announced the unfinished business to be the motion to suspend the rules and agree to the resolution (H. Res. 921) condemning the recent attacks against the State of Israel, holding terrorists and their state-sponsors accountable for such attacks, supporting Israel's right to defend itself, and for other purposes.

The question being put,

Will the House suspend the rules and agree to the resolution?

The vote was taken by electronic device.

It was decided in the affirmative ..... { Yeas ..... 410; Nays ..... 8; Answered present 4 }

¶72.8 [Roll No. 391]

YEAS—410

Ackerman
Aderholt
Akin
Alexander
Allen
Andrews
Baca
Bachus
Baird
Baker
Baldwin
Barrett (SC)
Barrow
Bartlett (MD)
Barton (TX)
Bass
Bean
Beauprez
Becerra
Berkley
Berman
Berry
Biggert
Bilbray
Bilirakis
Bishop (GA)
Bishop (NY)
Bishop (UT)
Blackburn
Blumenauer
Blunt
Boehlert
Boehner
Bonilla
Bonner
Bono
Boozman
Boren
Boswell
Boucher
Boustany
Boyd
Bradley (NH)
Brady (PA)
Brady (TX)
Brown (OH)
Brown (SC)
Brown, Corrine
Brown-Waite, Ginny
Burgess
Burton (IN)
Butterfield
Buyer
Calvert
Camp (MI)
Campbell (CA)
Cannon
Cantor
Capito
Capps
Capuano
Cardin
Cardoza
Carnahan
Carson
Carter
Case
Castle
Chabot
Chandler
Chocola
Clay
Cleaver
Clyburn
Coble
Cole (OK)
Conaway
Cooper
Costa
Costello
Cramer
Crenshaw
Crowley
Cubin
Cuellar
Culberson
Cummings
Davis (AL)
Davis (CA)
Davis (IL)
Davis (KY)
Davis (TN)
Davis, Tom
Deal (GA)
DeFazio
DeGette
Delahunt
DeLauro
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Dicks
Doggett
Doolittle
Doyle
Drake
Dreier
Edwards
Ehlers
Emanuel
Emerson
Engel
English (PA)
Eshoo
Etheridge
Everett
Farr
Fattah
Feeney
Ferguson
Filner
Fitzpatrick (PA)
Flake
Foley
Forbes
Ford
Fossella
Foxx
Frank (MA)
Franks (AZ)
Frelinghuysen
Gallegly
Garrett (NJ)
Gerlach
Gibbons
Gilchrest
Gillmor
Gingrey
Gohmert
Gonzalez
Goode
Goodlatte
Gordon
Granger
Graves
Green (WI)
Green, Al
Green, Gene
Grijalva
Gutierrez
Gutknecht
Hall
Harman
Harris
Hart
Hastings (FL)
Hastings (WA)
Hayes
Hayworth
Hefley
Hensarling
Herger
Herseth
Higgins
Hinchey
Hinojosa
Hobson
Hoekstra
Holden
Holt
Honda
Hooley
Hostettler
Hoyer
Hulshof
Hunter
Hyde
Inglis (SC)
Inslee
Israel
Issa
Istook
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Jenkins
Jindal
Johnson (CT)
Johnson (IL)
Johnson, E. B.
Johnson, Sam
Jones (NC)
Jones (OH)
Kanjorski
Keller
Kelly
Kennedy (MN)
Kennedy (RI)
Kildee
Kind
King (IA)
King (NY)
Kingston
Kirk
Kline
Knollenberg
Kolbe
Kuhl (NY)
LaHood
Langevin
Lantos
Larsen (WA)
Larson (CT)
Latham
LaTourette
Leach
Levin
Lewis (CA)
Lewis (GA)
Lewis (KY)
Linder
Lipinski
LoBiondo
Lofgren, Zoe
Lowey
Lucas
Lungren, Daniel E.
Lynch
Mack
Maloney
Manzullo
Marchant
Markey
Marshall
Matheson
Matsui
McCarthy
McCaul (TX)
McCollum (MN)
McCotter
McCrery
McGovern
McHenry
McHugh
McIntyre
McKeon
McMorris
McNulty
Meehan
Meek (FL)
Meeks (NY)
Melancon
Mica
Michaud
Millender-McDonald
Miller (FL)
Miller (MI)
Miller (NC)
Miller, Gary
Miller, George
Mollohan
Moore (KS)
Moore (WI)
Moran (KS)
Moran (VA)
Murphy
Murtha
Musgrave
Myrick
Nadler
Napolitano
Neal (MA)
Neugebauer
Ney
Norwood
Nunes
Oberstar
Obey
Olver
Ortiz
Osborne
Otter
Owens
Oxley
Pallone
Pascrell
Pastor
Payne
Pearce
Pelosi
Pence
Peterson (MN)
Peterson (PA)
Petri
Pickering
Pitts
Platts
Poe
Pombo
Pomeroy
Porter
Price (GA)
Price (NC)
Pryce (OH)
Putnam
Radanovich
Ramstad
Rangel
Regula
Rehberg
Reichert
Renzi
Reyes
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Ros-Lehtinen
Ross
Rothman
Roybal-Allard
Royce
Ruppersberger
Rush
Ryan (OH)
Ryan (WI)
Ryun (KS)
Sabo
Salazar
Sánchez, Linda T.
Sanders
Saxton
Schakowsky
Schiff
Schmidt
Schwartz (PA)
Schwarz (MI)
Scott (GA)
Scott (VA)
Sensenbrenner
Serrano
Sessions
Shadegg
Shaw
Shays
Sherman
Sherwood
Shimkus
Shuster
Simmons
Simpson
Skelton
Slaughter
Smith (NJ)
Smith (TX)
Smith (WA)
Snyder
Sodrel
Solis
Souder
Spratt
Stearns
Strickland
Stupak
Sullivan
Sweeney
Tancredo
Tanner
Tauscher
Taylor (MS)
Taylor (NC)
Terry
Thomas
Thompson (CA)
Thompson (MS)
Thornberry
Tiahrt
Tiberi
Tierney
Towns
Turner
Udall (CO)
Udall (NM)
Upton
Van Hollen
Velázquez
Visclosky
Walden (OR)
Walsh
Wamp
Wasserman Schultz
Watson
Watt
Waxman
Weiner
Weldon (FL)
Weldon (PA)
Weller
Wexler
Whitfield
Wicker
Wilson (NM)
Wilson (SC)
Wolf
Woolsey
Wu
Wynn
Young (AK)
Young (FL)

NAYS—8

Abercrombie
Conyers
Dingell
Kilpatrick (MI)
McDermott
Paul
Rahall
Stark

ANSWERED "PRESENT"—4

Kaptur
Kucinich
Lee
Waters

NOT VOTING—10

Davis (FL)
Davis, Jo Ann
Duncan
Evans
Fortenberry
McKinney
Northup
Nussle
Sanchez, Loretta
Westmoreland

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said resolution was agreed to.

A motion to reconsider the votes whereby the rules were suspended and said resolution was agreed to was by unanimous consent, laid on the table.

¶72.9 OMAN FREE TRADE AGREEMENT

Mr. THOMAS, pursuant to House Resolution 925, called up for consideration the bill (H.R. 5684) to implement the United States-Oman Free Trade Agreement.

When said bill was considered and read twice.

After debate,

Pursuant to section 151 of the Trade Act of 1974, the previous question was ordered.

The bill was ordered to be engrossed and read a third time, was read a third time by title.

The question being put, viva voce,

Will the House pass said bill?

The SPEAKER pro tempore, Mr. TERRY, announced that the yeas had it.

Mr. CARDIN demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The vote was taken by electronic device.

It was decided in the affirmative ..... { Yeas ..... 221; Nays ..... 205 }

¶72.10 [Roll No. 392]

YEAS—221

Akin
Alexander
Bachus
Baird
Baker
Barrett (SC)
Bartlett (MD)
Barton (TX)
Bass
Bean
Beauprez
Biggert
Bilbray
Bilirakis
Blackburn
Blunt
Boehlert
Boehner
Bonilla
Bonner
Bono
Boozman
Boren
Boustany
Bradley (NH)
Brady (TX)
Brown (SC)
Brown-Waite, Ginny
Burgess
Burton (IN)
Buyer
Calvert
Camp (MI)
Campbell (CA)
Cannon
Cantor
Capito
Carter
Case
Castle
Chabot
Chocola
Cole (OK)
Conaway
Crenshaw
Crowley
Cubin

Cuellar
Culberson
Davis (CA)
Davis (KY)
Davis, Tom
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Dicks
Doolittle
Drake
Dreier
Duncan
Edwards
Ehlers
Emerson
English (PA)
Etheridge
Feeney
Ferguson
Flake
Foley
Forbes
Fortenberry
Fossella
Foxx
Franks (AZ)
Frelinghuysen
Gallegly
Garrett (NJ)
Gibbons
Gilchrest
Gillmor
Gohmert
Goodlatte
Granger
Graves
Green (WI)
Gutknecht
Hall
Harman
Harris
Hart
Hastert
Hastings (WA)
Hayworth
Hefley
Hensarling
Herger
Hobson
Hoekstra
Hulshof
Hunter
Hyde
Inglis (SC)
Issa
Istook
Jefferson
Jenkins
Jindal
Johnson (CT)
Johnson (IL)
Johnson, Sam
Keller
Kelly
Kennedy (MN)
King (IA)
King (NY)
Kingston
Kirk
Kline
Knollenberg
Kolbe
Kuhl (NY)
LaHood
Larsen (WA)
Latham
Leach
Lewis (CA)
Lewis (KY)
Linder
Lucas
Lungren, Daniel E.
Mack
Manzullo
Marchant
Matheson
McCaul (TX)
McCrery
McHenry
McKeon
McMorris
Meeks (NY)
Mica
Miller (FL)
Miller (MI)
Miller, Gary
Moore (KS)
Moran (KS)
Moran (VA)
Murphy
Musgrave
Myrick
Neugebauer
Nunes
Osborne
Oxley
Pearce
Pence
Peterson (PA)
Petri
Pickering
Pitts
Platts
Poe
Pombo
Porter
Price (GA)
Pryce (OH)
Putnam
Radanovich
Ramstad
Regula
Rehberg
Reichert
Renzi
Reynolds
Rogers (KY)
Rogers (MI)
Rohrabacher
Ros-Lehtinen
Royce
Ryan (WI)
Ryun (KS)
Saxton
Schmidt
Sensenbrenner
Sessions
Shadegg
Shaw
Shays
Sherwood
Shimkus
Shuster
Simpson
Skelton
Smith (TX)
Smith (WA)
Snyder
Sodrel
Souder
Stearns
Sullivan
Tanner
Tauscher
Terry
Thomas
Thornberry
Tiahrt
Tiberi
Turner
Upton
Walden (OR)
Wamp
Weldon (FL)
Weller
Westmoreland
Whitfield
Wicker
Wilson (NM)
Wilson (SC)
Wolf
Young (AK)
Young (FL)

NAYS—205

Abercrombie
Ackerman
Aderholt
Allen
Andrews
Baca
Baldwin
Barrow
Becerra
Berkley
Berman
Berry
Bishop (GA)
Bishop (NY)
Blumenauer
Boswell
Boucher
Boyd
Brady (PA)
Brown (OH)
Brown, Corrine
Butterfield
Capps
Capuano
Cardin
Cardoza
Carnahan
Carson
Chandler
Clay
Cleaver
Clyburn
Coble
Conyers
Cooper
Costa
Costello
Cramer
Cummings
Davis (AL)
Davis (IL)
Davis (TN)
Deal (GA)
DeFazio
DeGette
Delahunt
DeLauro
Dingell
Doggett
Doyle
Emanuel
Engel
Eshoo
Everett
Farr
Fattah
Filner
Fitzpatrick (PA)
Ford
Frank (MA)
Gerlach
Gingrey
Gonzalez
Goode
Gordon
Green, Al
Green, Gene
Grijalva
Gutierrez
Hastings (FL)
Hayes
Herseth
Higgins
Hinchey
Hinojosa
Holden
Holt
Honda
Hooley
Hostettler
Hoyer
Inslee
Israel
Jackson (IL)
Jackson-Lee (TX)
Johnson, E. B.
Jones (NC)
Jones (OH)
Kanjorski
Kaptur
Kennedy (RI)
Kildee
Kilpatrick (MI)
Kind
Kucinich
Langevin
Lantos
Larson (CT)
LaTourette
Lee
Levin
Lewis (GA)
Lipinski
LoBiondo
Lofgren, Zoe
Lowey
Lynch
Maloney
Markey
Marshall
Matsui
McCarthy
McCollum (MN)
McCotter
McDermott
McGovern
McHugh
McIntyre
McNulty
Meehan
Meek (FL)
Melancon
Michaud
Millender-McDonald
Miller (NC)
Miller, George
Mollohan
Moore (WI)
Murtha
Nadler
Napolitano
Neal (MA)
Ney
Norwood
Oberstar
Obey
Olver
Ortiz
Otter
Owens
Pallone
Pascrell
Pastor
Paul
Payne
Pelosi
Peterson (MN)
Pomeroy
Price (NC)
Rahall
Rangel
Reyes
Rogers (AL)
Ross
Rothman
Roybal-Allard
Ruppersberger
Rush
Ryan (OH)
Sabo
Salazar
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Schakowsky
Schiff
Schwartz (PA)
Schwarz (MI)
Scott (GA)
Scott (VA)
Serrano
Sherman
Simmons
Slaughter
Smith (NJ)
Solis
Spratt
Stark
Strickland
Stupak
Sweeney
Tancredo
Taylor (MS)
Taylor (NC)
Thompson (CA)
Thompson (MS)
Tierney
Towns
Udall (CO)
Udall (NM)
Van Hollen
Velázquez
Visclosky
Walsh
Wasserman Schultz
Waters
Watson
Watt
Waxman
Weiner
Weldon (PA)
Wexler
Woolsey
Wu
Wynn

NOT VOTING—7

Bishop (UT)
Davis (FL)
Davis, Jo Ann
Evans
McKinney
Northup
Nussle

So the bill was passed.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

¶72.11 H. CON. RES. 448—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mr. TERRY, pursuant to clause 8, rule XX, announced the unfinished business to be the motion to suspend the rules and agree to the concurrent resolution (H. Con. Res. 448) commending the National Aeronautics and Space Administration on the completion of the Space Shuttle's second Return-to-Flight mission.

The question being put,

Will the House suspend the rules and agree to said concurrent resolution?

The vote was taken by electronic device.

It was decided in the affirmative ..... { Yeas ..... 415 / Nays 0

¶72.12 [Roll No. 393]

YEAS—415

Abercrombie
Aderholt
Akin
Alexander
Allen
Andrews
Baca
Bachus
Baird
Baker
Baldwin
Barrett (SC)
Barrow
Bartlett (MD)
Barton (TX)
Bass
Bean
Beauprez
Becerra
Berkley
Berman
Berry
Biggert
Bilbray
Bilirakis
Bishop (GA)
Bishop (NY)
Blackburn
Blumenauer
Blunt
Boehlert
Boehner
Bonilla
Bonner
Bono
Boozman
Boren
Boswell
Boucher
Boustany
Boyd
Bradley (NH)
Brady (PA)
Brady (TX)
Brown (OH)
Brown, Corrine
Brown-Waite, Ginny
Burgess
Burton (IN)
Butterfield
Buyer
Calvert
Camp (MI)
Campbell (CA)
Cannon
Cantor
Capito
Capps
Capuano
Cardin
Cardoza
Carnahan
Carson
Carter
Case
Castle
Chabot
Chandler
Chocola
Clay
Cleaver
Clyburn
Coble
Cole (OK)
Conaway
Conyers
Cooper
Costa
Costello
Cramer
Crenshaw
Crowley
Cubin
Cuellar
Culberson
Cummings
Davis (AL)
Davis (CA)
Davis (IL)
Davis (KY)
Davis (TN)
Davis, Tom
DeFazio
DeGette
Delahunt
DeLauro
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Dicks
Dingell
Doggett
Doolittle
Doyle
Drake
Dreier
Duncan
Edwards
Ehlers
Emanuel
Emerson
Engel
English (PA)
Eshoo
Etheridge
Everett
Farr
Fattah
Feeney
Ferguson
Filner
Fitzpatrick (PA)
Flake
Foley
Forbes
Ford
Fortenberry
Fossella
Foxx
Frank (MA)
Franks (AZ)
Frelinghuysen
Gallegly
Garrett (NJ)
Gerlach
Gibbons
Gilchrest
Gillmor
Gingrey
Gohmert
Gonzalez
Goode
Goodlatte
Gordon
Granger
Graves
Green (WI)
Green, Al
Green, Gene
Grijalva
Gutierrez
Gutknecht
Hall
Harman
Harris
Hart
Hastings (FL)
Hastings (WA)
Hayes
Hayworth
Hefley
Hensarling
Herger
Herseth
Higgins
Hinchey
Hinojosa
Hobson
Hoekstra
Holden
Holt
Honda
Hooley
Hostettler
Hoyer
Hulshof
Hunter
Hyde
Inglis (SC)
Inslee
Israel
Issa
Istook
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Jenkins
Jindal
Johnson (CT)
Johnson (IL)
Johnson, E. B.
Johnson, Sam
Jones (NC)
Jones (OH)
Kanjorski
Kaptur
Keller
Kelly
Kennedy (MN)
Kennedy (RI)
Kildee
Kilpatrick (MI)
Kind
King (IA)
King (NY)
Kingston
Kirk
Kline
Knollenberg
Kolbe
Kucinich
Kuhl (NY)
LaHood
Langevin
Lantos
Larsen (WA)
Larson (CT)
Latham
LaTourette
Leach
Lee
Levin
Lewis (CA)
Lewis (GA)
Lewis (KY)
Linder
Lipinski
LoBiondo
Lofgren, Zoe
Lowey
Lucas
Lungren, Daniel E.
Lynch
Mack
Maloney
Manzullo
Marchant
Markey
Marshall
Matheson
Matsui
McCarthy
McCaul (TX)
McCollum (MN)
McCotter
McCrery
McDermott
McGovern
McHenry
McHugh
McIntyre
McKeon
McMorris
Meek (FL)
Meeks (NY)
Melancon
Mica
Michaud
Millender-McDonald
Miller (FL)
Miller (MI)
Miller (NC)
Miller, Gary
Miller, George
Mollohan
Moore (KS)
Moore (WI)
Moran (KS)
Moran (VA)
Murphy
Murtha
Musgrave
Myrick
Nadler
Napolitano
Neal (MA)
Neugebauer
Ney
Norwood
Nunes
Oberstar
Obey
Olver
Ortiz
Osborne
Otter
Owens
Oxley
Pallone
Pascrell
Pastor
Paul
Pearce
Pelosi
Pence
Peterson (MN)
Peterson (PA)
Petri
Pickering
Pitts
Platts
Poe
Pombo
Pomeroy
Porter
Price (GA)
Price (NC)
Pryce (OH)
Putnam
Radanovich
Rahall
Ramstad
Rangel
Regula
Rehberg
Reichert
Renzi
Reyes
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Ros-Lehtinen
Ross
Rothman
Roybal-Allard
Royce
Ruppersberger
Rush
Ryan (OH)
Ryan (WI)
Ryun (KS)
Sabo
Salazar
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Saxton
Schakowsky
Schiff
Schmidt
Schwartz (PA)
Schwarz (MI)
Scott (GA)
Scott (VA)
Sensenbrenner
Serrano
Sessions
Shadegg
Shaw
Shays
Sherman
Sherwood
Shimkus
Shuster
Simmons
Simpson
Skelton
Smith (NJ)
Smith (TX)
Smith (WA)
Snyder
Sodrel
Solis
Souder
Spratt
Stearns
Strickland
Stupak
Sullivan
Sweeney
Tanner
Tauscher
Taylor (MS)
Taylor (NC)
Terry
Thomas
Thompson (CA)
Thompson (MS)
Thornberry
Tiahrt
Tiberi
Tierney
Towns

Turner
Udall (CO)
Udall (NM)
Upton
Van Hollen
Velázquez
Visclosky
Walden (OR)
Walsh
Wamp
Wasserman Schultz
Waters
Watson
Watt
Waxman
Weldon (FL)
Weldon (PA)
Weller
Westmoreland
Wexler
Whitfield
Wicker
Wilson (NM)
Wilson (SC)
Wolf
Woolsey
Wu
Wynn
Young (AK)
Young (FL)

NOT VOTING—17

Ackerman
Bishop (UT)
Brown (SC)
Davis (FL)
Davis, Jo Ann
Deal (GA)
Evans
McKinney
McNulty
Meehan
Northup
Nussle
Payne
Slaughter
Stark
Tancredo
Weiner

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said concurrent resolution was agreed to.

A motion to reconsider the vote whereby the rules were suspended and said concurrent resolution was agreed to was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said concurrent resolution.

¶72.13 ORDER OF BUSINESS—PROVIDING FOR A JOINT MEETING

On motion of Mr. BOEHNER, by unanimous consent,

Ordered, That it may be in order any time on Wednesday, July 24, 2006, for the SPEAKER to declare a recess, subject to the call of the Chair, for the purpose of receiving in joint meeting His Excellency Nouri Al-Maliki, Prime Minister of the Republic of Iraq.

¶72.14 ADJOURNMENT OVER

On motion of Mr. BOEHNER, by unanimous consent,

Ordered, That when the House adjourns today, it adjourn to meet on Monday, July 24, 2006, at 12:30 p.m., for morning-hour debate.

¶72.15 CALENDAR WEDNESDAY BUSINESS DISPENSED WITH

On motion of Mr. BOEHNER, by unanimous consent,

Ordered, That business in order for consideration on Wednesday, July 26, 2006, under clause 6, rule XV, the Calendar Wednesday rule, be dispensed with.

¶72.16 PERMISSION TO FILE REPORT

On motion of Mr. BOOZMAN, by unanimous consent, the Committee on International Relations was granted permission until midnight, Friday, July 21, 2006, to file a report on the bill (H.R. 5682) to exempt from requirement of the Atomic Energy Act of 1954 a proposed nuclear agreement for cooperation with India.

¶72.17 MOTION TO INSTRUCT CONFEREES—H.R. 2830

Mr. George MILLER of California, submitted the privileged motion to instruct the managers on the part of the House at the conference with the Senate on the disagreeing votes of the two Houses on the amendment of the Senate to the bill (H.R. 2830) to amend the Employee Retirement Income Security Act of 1974 and the Internal Revenue Code of 1986 to reform the pension funding rules, and for other purposes; 1) To agree to the provisions contained in subsections (a) through (d) of section 601 of the amendment of the Senate (relating to prospective application of age discrimination, conversion, and present value assumption rules with respect to cash balance and other hybrid defined benefit plans) and not to agree with the provisions contained in title VII of the bill as passed the House (relating to benefit accrual standards); and 2) to agree to the provisions contained in section 413 of the amendment of the Senate (relating to computation of guaranteed benefits of airline pilots required to separate from service prior to attaining age 65), but only with respect to plan terminations occurring on or after September 11, 2001.

After debate,

By unanimous consent, the previous question was ordered on the motion to instruct the managers on the part of the House.

The question being put, viva voce,

Will the House agree to said motion?

The SPEAKER pro tempore, Mr. TERRY, announced that the nays had it.

Mr. George MILLER of California demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mr. TERRY, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed until Tuesday, July 27, 2006.

¶72.18 PERMISSION TO FILE REPORT

On motion of Mr. KING of Iowa, by unanimous consent, the Committee on the Judiciary was granted permission until midnight, Friday, July 21, 2006, to file a report on the bill (H.R. 2965) to amend title 18, United States Code, to require Federal Prison Industries to compete for its contracts minimizing its unfair competition with private sector firms and their non-inmate workers and empowering Federal agencies to get the best value for taxpayers' dollars, to provide a five-year period during which Federal Prison Industries adjusts to obtaining inmate work opportunities through other than its mandatory source status, to enhance inmate access to remedial and vocational opportunities and other rehabilitative opportunities to better prepare inmates for a successful return to society, to authorize alternative inmate work opportunities in support of non-profit organizations and other public service programs, and for other purposes.

¶72.19 FURTHER MESSAGE FROM THE SENATE

A further message from the Senate by Ms. Curtis, one of its clerks, announced that the Senate has passed with an amendment in which the concurrence of the House is requested, a bill of the House of the following title:

H.R. 2864. An Act to provide for the conservation and development of water and related resources, to authorize the Secretary of the Army to construct various projects for improvements to rivers and harbors of the United States, and for other purposes.

¶72.20 LEAVE OF ABSENCE

By unanimous consent, leave of absence was granted—

To Mrs. Jo Ann DAVIS of Virginia, for today; and

To Ms. McKINNEY, for today.

And then,

¶72.21 ADJOURNMENT

On motion of Mr. GUTKNECHT, pursuant to the previous order of the House, at 8 o'clock and 3 minutes p.m., the House adjourned until 12:30 p.m. on Monday, July 24, 2006.

¶72.22 REPORTS OF COMMITTEES ON PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XIII, reports of committees were delivered to the Clerk for printing and reference to the proper calendar, as follows:

Mr. POMBO: Committee on Resources. H.R. 4165. A bill to clarify the boundaries of Coastal Barrier Resources System Clam Pass Unit FL–64P (Rept. 109–581). Referred to the Committee of the Whole House on the State of the Union.

Mr. POMBO: Committee on Resources. H.R. 5057. A bill to authorize the Marion Park Project and Committee of the Palmetto Conservation Foundation to establish a commemorative work on Federal land in the District of Columbia, and its environs to honor Brigadier General Francis Marion; with amendments (Rept. 109–582). Referred to the Committee of the Whole House on the State of the Union.

Mr. POMBO: Committee on Resources. H.R. 3817. A bill to withdraw the Valle Vidal Unit of the Carson National Forest in New Mexico from location, entry, and patent under the mining laws, and for other purposes (Rept. 109–583). Referred to the Committee of the Whole House on the State of the Union.

Mr. POMBO: Committee on Resources. H.R. 2134. A bill to establish the Commission to Study the Potential Creation of a National Museum of the American Latino Community to develop a plan of action for the establishment and maintenance of a National Museum of the American Latino Community in Washington, DC, and for other purposes (Rept. 109–584 Pt. 1). Ordered to be printed.

Mr. SENSENBRENNER: Committee on the Judiciary. H.R. 3049. A bill to amend section 42 of title 18, United States Code, popularly known as the Lacey Act, to add certain species of carp to the list of injurious species that are prohibited from being imported or shipped (Rept. 109–585). Referred to the Committee of the Whole House on the State of the Union.

Mr. POMBO: Committee on Resources. H.R. 5411. A bill to direct the Secretary of the Interior to establish a demonstration program to facilitate landscape restoration programs within certain units of the National Park System established by law to preserve and interpret resources associated with American history, and for other purposes (Rept. 109–586). Referred to the Committee of the Whole House on the State of the Union.

Mr. POMBO: Committee on Resources. H.R. 4947. A bill to expand the boundaries of the Cahaba River National Wildlife Refuge, and for other purposes; with an amendment (Rept. 109–587). Referred to the Committee of the Whole House on the State of the Union.

Mr. POMBO: Committee on Resources. H.R. 4301. A bill to direct the Secretary of the Interior to convey certain parcels of land acquired for the Blunt Reservoir and Pierre Canal features of the initial stage of the Oahe Unit, James Division, South Dakota, to the Commission of Schools and Public Lands and the Department of Game, Fish, and Parks of the State of South Dakota for the purpose of mitigating lost wildlife habitat, on the condition that the current preferential leaseholders shall have an option to purchase the parcels from the Commission, and for other purposes (Rept. 109–588). Referred to the Committee of the Whole House on the State of the Union.

Mr. OXLEY: Committee on Financial Services. H.R. 5121. A bill to modernize and update the National Housing Act and enable the Federal Housing Administration to use risk-based pricing to more effectively reach underserved borrowers, and for other purposes; with an amendment (Rept. 109–589). Referred to the Committee of the Whole House on the State of the Union.

¶72.23 TIME LIMITATION OF REFERRED BILL

Pursuant to clause 2 of rule XII the following action was taken by the Speaker:

H.R. 2134. Referral to the Committee on House Administration extended for a period ending not later than September 29, 2006.

¶72.24 PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XII, public bills and resolutions were introduced and severally referred, as follows:

By Mr. HYDE (for himself and Mr. LANTOS):

H.R. 5847. A bill to amend the Arms Export Control Act to strengthen the requirements for congressional review of arms sales and exports under such Act, and for other purposes; to the Committee on International Relations, and in addition to the Committee on Rules, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. REYNOLDS:

H.R. 5848. A bill to increase the number of types of documents able to satisfy the requirements of the Western Hemisphere Travel Initiative, and to ensure such documents are widely available and affordable; to the Committee on Homeland Security, and in addition to the Committee on International Relations, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. HAYES:

H.R. 5849. A bill to increase the fine and prison term for textile transshipment, and for other purposes; to the Committee on the Judiciary.

By Ms. WASSERMAN SCHULTZ (for herself, Mr. WOLF, Mr. MOORE of Kansas, Mr. WEXLER, Mrs. MCCARTHY, Mr. ENGEL, Mr. OWENS, Mr. HASTINGS of Florida, Mr. KING of New York, Mr. ALEXANDER, Mr. OLVER, and Mr. KLINE):

H.R. 5850. A bill to increase the safety of swimming pools and spas by establishing a swimming pool safety grant program administered by the Consumer Product Safety Commission to encourage States to improve their pool and spa safety laws, to educate the public about pool and spa safety, and for other purposes; to the Committee on Energy and Commerce.

By Mr. NEY (for himself and Mr. ABERCROMBIE):

H.R. 5851. A bill to reauthorize the programs of the Department of Housing and Urban Development for housing assistance for Native Hawaiians; to the Committee on Financial Services.

By Mr. REICHERT (for himself, Mr. PASCRELL, Mr. KING of New York, Mr. THOMPSON of Mississippi, Mr. MCCAUL of Texas, Mrs. LOWEY, Mr. WELDON of Pennsylvania, Mr. ETHERIDGE, Mr. SIMMONS, Mrs. CHRISTENSEN, and Mr. DEFAZIO):

H.R. 5852. A bill to amend the Homeland Security Act of 2002 to enhance emergency communications at the Department of Homeland Security, and for other purposes; to the Committee on Energy and Commerce, and in addition to the Committee on Homeland Security, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. ANDREWS (for himself and Mr. GRAVES):

H.R. 5853. A bill to amend the Commodity Exchange Act to add a provision relating to reporting and recordkeeping for positions involving energy commodities; to the Committee on Agriculture.

By Mr. BEAUPREZ:

H.R. 5854. A bill to establish a pilot program under which the Secretary of Education allows selected States to combine certain funds under the Elementary and Secondary Education Act of 1965 to improve the academic achievement of its students; to the Committee on Education and the Workforce.

By Mr. CARDIN (for himself, Mr. ENGLISH of Pennsylvania, Mr. WYNN, Mr. HOYER, Mr. RANGEL, Mr. RUPPERSBERGER, Mr. STARK, Mr. OWENS, Mr. HINOJOSA, Mr. BISHOP of Georgia, Ms. JACKSON-LEE of Texas, Mr. BUTTERFIELD, Mr. GERLACH, Mr. DAVIS of Illinois, and Ms. MCKINNEY):

H.R. 5855. A bill to amend the Internal Revenue Code of 1986 to provide for the exclusion from gross income of certain wages of a certified master teacher, and for other purposes; to the Committee on Ways and Means.

By Ms. DELAURO (for herself, Mr. BOSWELL, Ms. KAPTUR, Mr. SKELTON, Mr. BROWN of Ohio, Mr. GRIJALVA, and Ms. MCCOLLUM of Minnesota):

H.R. 5856. A bill to amend the Internal Revenue Code of 1986 to allow the allocation of the alternative fuel vehicle refueling property credit to patrons of agricultural cooperatives; to the Committee on Ways and Means.

By Mr. GRIJALVA (for himself, Mr. SHADEGG, Mr. RENZI, Mr. FRANKS of Arizona, Mr. KOLBE, Mr. HAYWORTH, Mr. PASTOR, and Mr. FLAKE):

H.R. 5857. A bill to designate the facility of the United States Postal Service located at 1501 South Cherrybell Avenue in Tucson, Arizona, as the ''Morris K. 'Mo' Udall Post Office Building''; to the Committee on Government Reform.

By Mrs. LOWEY (for herself, Ms. ROS-LEHTINEN, Mr. LANTOS, Mr. HONDA, Mr. MCGOVERN, Mr. BLUMENAUER, Mr. FATTAH, Mr. GEORGE MILLER of California, and Mr. SCHIFF):

H.R. 5858. A bill to increase the United States financial and programmatic contributions to promote economic opportunities for women in developing countries; to the Committee on International Relations.

By Mr. MCHENRY:

H.R. 5859. A bill to establish a commission to develop legislation designed to reform entitlement benefit programs and ensure a sound fiscal future for the United States, and for other purposes; to the Committee on the Budget, and in addition to the Committee on Rules, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. PAUL:

H.R. 5860. A bill to amend the Internal Revenue Code of 1986 to allow an above-the-line deduction for State and local, and foreign, real property taxes; to the Committee on Ways and Means.

By Mr. PEARCE:

H.R. 5861. A bill to amend the National Historic Preservation Act, and for other purposes; to the Committee on Resources.

By Mr. OWENS:

H.J. Res. 92. A joint resolution proposing an amendment to the Constitution of the United States to ensure a free and adequate education for every child who is a citizen; to the Committee on the Judiciary.

By Mr. ACKERMAN:

H.J. Res. 93. A joint resolution disapproving the issuance of letters of offer with respect to certain proposed sales of defense articles and defense services to Pakistan; to the Committee on International Relations.

By Ms. WATERS:

H. Con. Res. 452. Concurrent resolution expressing the sense of Congress that the Department of Defense should provide full disclosure regarding the details of the deaths of members of the Armed Forces to their families at the earliest possible date; to the Committee on Armed Services.

By Mr. THOMPSON of Mississippi:

H. Res. 930. A resolution recognizing and honoring York for his role in the Lewis and Clark Expedition; to the Committee on Government Reform.

By Mr. THOMPSON of Mississippi:

H. Res. 931. A resolution expressing the sense of the House of Representatives that on August 27, 2006, people of goodwill throughout the United States should remember the victims of Hurricane Katrina, both living and dead, and pledge to work toward the repair, rebuilding, and resettlement of the Gulf Coast of the United States; to the Committee on Government Reform.

By Mr. BERRY:

H. Res. 932. A resolution expressing the sense of the House of Representatives that the Congress should make additional emergency supplemental appropriations for necessary expenses for enforcement of laws relating to border security, immigration, and customs; to the Committee on Homeland Security, and in addition to the Committees on the Judiciary, and Ways and Means, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. CONYERS (for himself, Mr. BERMAN, and Mr. NADLER):

H. Res. 933. A resolution commending agents, attorneys, and employees of the Office of the Inspector General of the Department of Justice; to the Committee on the Judiciary.

By Mr. GINGREY:

H. Res. 934. A resolution supporting the goals and ideals of Plan Ahead with an Advance Directive Week; to the Committee on Energy and Commerce.

By Mr. JEFFERSON (for himself, Mr. BOUSTANY, Mr. ROSS, Mr. SCOTT of Virginia, Ms. KILPATRICK of Michigan, Ms. LEE, Mr. MELANCON, Mr. BRADY of Pennsylvania, Mr. ALEXANDER, Mr. TOWNS, Mr. CLEAVER, Mr.

BAKER, Mr. MCCRERY, and Mr. THOMPSON of Mississippi):

H. Res. 935. A resolution acknowledging the progress yet to be made in the rebuilding after Hurricanes Katrina and Rita; to the Committee on Transportation and Infrastructure.

By Mr. LEWIS of Kentucky:

H. Res. 936. A resolution expressing the sense of the House of Representatives that the City of Bowling Green, Kentucky, located in Warren County, can be proud of being a part of the history of the production of an American Icon, the Corvette, for 25 years; to the Committee on Government Reform.

By Mrs. MUSGRAVE:

H. Res. 937. A resolution to congratulate Fort Collins, Colorado, on being named the best place to live in the United States for 2006; to the Committee on Government Reform.

By Mr. STUPAK (for himself, Mr. BRADY of Texas, and Mr. GERLACH):

H. Res. 938. A resolution requesting that the President focus appropriate attention on neighborhood crime prevention and community policing, and coordinate certain Federal efforts to participate in ''National Night Out'', which occurs the first Tuesday of August each year, including by supporting local efforts and community watch groups and by supporting local officials, to promote community safety and help provide homeland security; to the Committee on the Judiciary.

¶72.25 MEMORIALS

Under clause 3 of rule XII, memorials were presented and referred as follows:

406. The SPEAKER presented a memorial of the Legislature of the State of Maine, relative to House Joint Resolution No. 1500 memorializing the Secretary of the Navy to Honor the gift of 1,000 achres known as Brunswick Commons bestowed in 1719 by the Pejepscot Proprietors to the Town of Brunswick forever and return it to the town at no cost; to the Committee on Armed Services.

407. Also, a memorial of the House of Representatives of the State of Florida, relative to House Memorial No. 541 urging the Congress of the United States to support a National Catastrophe Insurance Program; to the Committee on Financial Services.

408. Also, a memorial of the House of Representatives of the State of Michigan, relative to House Resolution No. 247 memorializing the Congress of the United States to enact the Nursing Home Fire Safety Act; to the Committee on Energy and Commerce.

409. Also, a memorial of the Senate of the Commonwealth of Massachusetts, relative to a Resolution memorializing the Congress of the United States to pass Senate Joint Resolution No. 15 apologizing to all Native American Peoples on behalf of the United States; to the Committee on Resources.

410. Also, a memorial of the General Assembly of the State of Tennessee, relative to Senate Joint Resolution No. 911 urging the reauthorization of the special provisions of the Voting Rights Act of 1965; to the Committee on the Judiciary.

411. Also, a memorial of the Senate of the State of Tennessee, relative to Senate Resolution No. 158 memorializing the Congress of the United States to enact the ''Constitution Restoration Act of 2005''; to the Committee on the Judiciary.

412. Also, a memorial of the General Assembly of the State of Tennessee, relative to Senate Joint Resolution No. 574 urging the Congress of the United States to propose, adopt, and submit to the states for ratification a balanced budget amendment to the United States Constitution; to the Committee on the Judiciary.

413. Also, a memorial of the House of Representatives of the State of Michigan, relative to House Resolution No. 269 memorializing the President of the United States and the Congress of the United States to make the Republic of Poland eligible for the United States Department of State Visa Waiver Program; to the Committee on the Judiciary.

414. Also, a memorial of the Legislature of the State of Maine, relative to House Joint Resolution No. 1508 memorializing the President of the United States, the Congress of the United States and the United States Department of Justice to establish satellite voting for displaced victims of Hurricane Katrina; to the Committee on the Judiciary.

415. Also, a memorial of the Senate of the State of New Jersey, relative to Senate Resolution No. 29 requesting that Rutgers University assist the ''Flood Mitigation Task Force'' to determine causes and solutions to flooding in New Jersey; to the Committee on Transportation and Infrastructure.

416. Also, a memorial of the Senate of the State of Texas, relative to Senate Resolution No. 9 memorializing the Congress of the United States to address problems in the Department of Veterans Affairs related to the provisions of health care and benefits, the adjudication of claims, accountability, and outreach and to enact legislation that creates an appropriation formula that ensures predictable and adequate funding for the health care problems of the Veterans Health Administration; to the Committee on Veterans' Affairs.

417. Also, a memorial of the Senate of the Commonwealth of Massachusetts, relative to a Resolution memorializing the Congress of the United States to provide relief from growing energy costs; to the Committee on Ways and Means.

418. Also, a memorial of the Senate of the State of Texas, relative to Senate Resolution No. 720 encouraging the President of the United States to extend the benefits of free trade by enacting a free trade agreement between the United States and Taiwan; to the Committee on Ways and Means.

419. Also, a memorial of the Senate of the State of Illinois, relative to Senate Resolution No. 630 urging the Congress of the United States to enact a prescription drug benefit for senior citizens that is run by the Medicare program itself; jointly to the Committees on Ways and Means and Energy and Commerce.

420. Also, a memorial of the Senate of the Commonwealth of Massachusetts, relative to a Resolution affirming the civil rights and liberties of the people of Massachusetts; jointly to the Committees on the Judiciary, Intelligence (Permanent Select), and Armed Services.

¶72.26 ADDITIONAL SPONSORS

Under clause 7 of rule XII, sponsors were added to public bills and resolutions as follows:

H.R. 65: Mr. SPRATT.
H.R. 450: Ms. BORDALLO.
H.R. 503: Mr. CRAMER.
H.R. 550: Mrs. KELLY and Mr. CRAMER.
H.R. 552: Mr. KENNEDY of Minnesota.
H.R. 614: Mr. CRAMER.
H.R. 759: Mr. WYNN.
H.R. 817: Mr. WELLER, Mr. NUSSLE, Mr. CAMP of Michigan, Mr. HERGER, Mr. LINDER, Mr. GILLMOR, and Mr. MANZULLO.
H.R. 864: Mr. BROWN of Ohio, Mr. BRADY of Pennsylvania, Mr. POE, Mr. JEFFERSON, and Mr. MCNULTY.
H.R. 898: Mr. CRAMER.
H.R. 934: Mr. RAMSTAD, Mr. MCGOVERN, and Mr. STRICKLAND.
H.R. 947: Mr. ISTOOK.
H.R. 964: Mr. PAYNE and Mr. RAMSTAD.
H.R. 1020: Mr. CRAMER.
H.R. 1108: Mr. SCOTT of Georgia.
H.R. 1131: Ms. HARMAN.
H.R. 1227: Mr. BILIRAKIS.
H.R. 1329: Mrs. BONO and Mr. KIRK.
H.R. 1358: Mr. BOREN.
H.R. 1471: Mrs. TAUSCHER and Mr. MATHESON.
H.R. 1554: Mr. JINDAL.
H.R. 1578: Miss MCMORRIS and Mr. MCGOVERN.
H.R. 2088: Mr. NUSSLE, Mr. LATHAM, Mr. NEUGEBAUER, Mr. CULBERSON, Mr. BROWN of South Carolina, Ms. HARRIS, and Mr. RENZI.
H.R. 2090: Mr. MCGOVERN and Mr. JACKSON of Illinois.
H.R. 2421: Mr. SCOTT of Georgia and Mr. PICKERING.
H.R. 2458: Mr. CONAWAY.
H.R. 2488: Mr. CLYBURN.
H.R. 2568: Mr. HINCHEY.
H.R. 2671: Mr. MELANCON.
H.R. 2828: Mr. CARNAHAN.
H.R. 2840: Mr. PAUL.
H.R. 2965: Mr. SMITH of New Jersey, Mr. MARCHANT, and Ms. WATERS.
H.R. 3186: Mr. MORAN of Virginia.
H.R. 3195: Mr. FORTUÑO and Mr. MARKEY.
H.R. 3196: Mr. SERRANO.
H.R. 3248: Mrs. JO ANN DAVIS of Virginia and Mr. GOODE.
H.R. 3282: Mr. DENT.
H.R. 3436: Mr. MCCOTTER and Mr. PAUL.
H.R. 3547: Mr. BISHOP of Georgia and Mr. GENE GREEN of Texas.
H.R. 3559: Mr. GRAVES.
H.R. 3603: Mrs. BONO.
H.R. 3762: Mr. FORD.
H.R. 3795: Mr. HOEKSTRA and Mr. KIRK.
H.R. 3874: Mr. HINOJOSA.
H.R. 3936: Mr. SCOTT of Georgia.
H.R. 3949: Mr. MILLER of North Carolina.
H.R. 4047: Mr. STEARNS.
H.R. 4188: Mr. HIGGINS and Ms. KAPTUR.
H.R. 4212: Mr. OBERSTAR.
H.R. 4236: Mr. REHBERG.
H.R. 4239: Ms. SCHWARTZ of Pennsylvania.
H.R. 4264: Mr. MARSHALL and Mr. BRADY of Pennsylvania.
H.R. 4291: Mr. DAVIS of Illinois, Mrs. NAPOLITANO, Mr. GRIJALVA, and Mr. COOPER.
H.R. 4366: Ms. BEAN.
H.R. 4403: Mr. OTTER, Mr. SIMPSON, and Mr. JEFFERSON.
H.R. 4517: Mr. DOYLE.
H.R. 4547: Mr. RENZI.
H.R. 4560: Mr. MURPHY.
H.R. 4562: Mr. BONILLA, Mr. MCKEON, Mr. MICA, Ms. KAPTUR, Mr. FARR, and Mr. FERGUSON.
H.R. 4747: Mr. MELANCON and Mr. CRAMER.
H.R. 4751: Ms. SCHWARTZ of Pennsylvania and Mr. FORD.
H.R. 4800: Mr. BISHOP of New York.
H.R. 5013: Mr. GARY G. MILLER of California.
H.R. 5022: Mr. SCOTT of Georgia and Ms. BALDWIN.
H.R. 5052: Ms. MOORE of Wisconsin.
H.R. 5092: Mr. ROGERS of Michigan, Mr. NEUGEBAUER, Mr. POMBO, Mr. CULBERSON, Mr. BROWN of South Carolina, Mr. LEWIS of Kentucky, Mr. RENZI, and Mr. MACK.
H.R. 5120: Mr. PAYNE.
H.R. 5121: Mrs. NAPOLITANO.
H.R. 5139: Mr. SCHWARZ of Michigan and Mr. STARK.
H.R. 5166: Ms. HERSETH.
H.R. 5171: Ms. KAPTUR.
H.R. 5185: Ms. MCCOLLUM of Minnesota and Mrs. TAUSCHER.
H.R. 5212: Ms. SCHWARTZ of Pennsylvania.
H.R. 5236: Mr. MOORE of Kansas and Mr. AL GREEN of Texas.
H.R. 5247: Ms. HARMAN.
H.R. 5248: Mr. JACKSON of Illinois, Mrs. DAVIS of California, and Ms. BALDWIN.
H.R. 5316: Mr. OLVER and Mr. ROSS.

H.R. 5319: Mrs. KELLY.
H.R. 5344: Mr. HONDA.
H.R. 5351: Mr. RANGEL.
H.R. 5371: Mr. TIERNEY.
H.R. 5372: Ms. BALDWIN, Mr. LEVIN, and Mr. SNYDER.
H.R. 5396: Mr. WEXLER, Mr. BISHOP of Georgia, and Mr. ETHERIDGE.
H.R. 5397: Mr. GORDON and Mrs. CAPITO.
H.R. 5472: Mr. COSTA, Mr. DOGGETT, Mr. BUYER, Mr. MORAN of Virginia, Mr. ALLEN, Mr. SANDERS, Mr. HASTINGS of Florida, Mr. CLEAVER, Ms. HOOLEY, Mr. HONDA, Ms. MCCOLLUM of Minnesota, Mr. BERMAN, Ms. SCHAKOWSKY, Mr. HINOJOSA, Mr. NADLER, Mr. CARDIN, Mr. RANGEL, Mr. WALSH, Ms. SCHWARTZ of Pennsylvania, Mr. SCOTT of Georgia, Mr. KING of New York, Mr. KIRK, Mr. GONZALEZ, and Mr. EMANUEL.
H.R. 5500: Mrs. NORTHUP and Mr. LEWIS of Kentucky.
H.R. 5513: Mrs. CAPITO, Mr. MILLER of North Carolina, and Mr. SWEENEY.
H.R. 5536: Mr. ABERCROMBIE.
H.R. 5555: Mr. FERGUSON.
H.R. 5598: Ms. BERKLEY.
H.R. 5613: Mr. PITTS and Mr. WILSON of South Carolina.
H.R. 5624: Mr. HASTINGS of Florida.
H.R. 5642: Ms. SCHWARTZ of Pennsylvania, Mr. FRANK of Massachusetts, Mr. WEXLER, Mr. MCGOVERN, Ms. EDDIE BERNICE JOHNSON of Texas, Ms. ZOE LOFGREN of California, Mr. MEEHAN, and Mrs. MALONEY.
H.R. 5674: Mr. MILLER of North Carolina and Ms. BERKLEY.
H.R. 5682: Mr. LEWIS of Kentucky and Mr. MILLER of Florida.
H.R. 5700: Mr. BACHUS.
H.R. 5704: Mrs. DRAKE and Mr. WELDON of Florida.
H.R. 5755: Mr. OTTER, Mr. CRAMER, Mr. LUCAS, Mr. LIPINSKI, and Mr. FOLEY.
H.R. 5758: Mr. ROSS.
H.R. 5766: Mr. GREEN of Wisconsin, Mrs. BLACKBURN, Mr. KENNEDY of Minnesota, Mr. PEARCE, and Mr. ROYCE.
H.R. 5770: Mr. HASTINGS of Florida.
H.R. 5771: Mr. MILLER of North Carolina, Ms. SCHWARTZ of Pennsylvania, Mr. MEEHAN, Mr. TIERNEY, Mr. KUCINICH, Ms. WASSERMAN SCHULTZ, and Mr. ROTHMAN.
H.R. 5772: Mr. BROWN of South Carolina and Mr. MCCRERY.
H.R. 5805: Mr. CARNAHAN, Mr. MARKEY, and Mr. SESSIONS.
H.R. 5806: Ms. MOORE of Wisconsin, Ms. EDDIE BERNICE JOHNSON of Texas, Ms. WATERS, Mr. MCNULTY, and Mrs. MCCARTHY.
H.R. 5818: Mr. FEENEY, Mr. HENSARLING, and Mr. WICKER.
H.R. 5825: Mr. RAMSTAD.
H.R. 5830: Mr. POE and Mr. CULBERSON.
H.R. 5834: Ms. ESHOO, Mr. BROWN of Ohio, and Mr. KUCINICH.
H.R. 5835: Mr. MORAN of Kansas and Mr. BOSWELL.
H.R. 5837: Mr. GEORGE MILLER of California, Mr. KILDEE, and Mr. CLAY.
H. Con. Res. 174: Ms. BORDALLO, Mr. WEXLER, Ms. MATSUI, and Mr. SHAYS.
H. Con. Res. 197: Mr. MOORE of Kansas.
H. Con. Res. 222: Mr. MCKEON.
H. Con. Res. 411: Mr. MANZULLO, Mr. BARRETT of South Carolina, Mr. AKIN, and Mr. WHITFIELD.
H. Con. Res. 415: Mr. ROHRABACHER, Mr. CROWLEY, and Ms. MCCOLLUM of Minnesota.
H. Con. Res. 416: Mr. YOUNG of Florida and Mr. CALVERT.
H. Con. Res. 424: Mr. KLINE, Mr. KUHL of New York, Mr. BOOZMAN, Mr. JOHNSON of Illinois, Mr. EMANUEL, Mr. WELLER, Ms. CORRINE BROWN of Florida, Mr. SIMPSON, Mr. OTTER, and Mr. BEAUPREZ.
H. Con. Res. 425: Mr. ISRAEL.
H. Res. 295: Mr. MCHUGH and Mr. REYNOLDS.
H. Res. 490: Ms. BORDALLO and Mr. HASTINGS of Florida.
H. Res. 707: Mr. ANDREWS and Mrs. KELLY.
H. Res. 838: Mr. SMITH of New Jersey, Mr. BROWN of South Carolina, Mr. SNYDER, and Ms. SCHWARTZ of Pennsylvania.
H. Res. 848: Mr. CHABOT.
H. Res. 874: Mr. JACKSON of Illinois, Mr. OWENS, Mr. DAVIS of Illinois, Mr. GRIJALVA, Mr. SCOTT of Virginia, Mr. PAYNE, and Ms. ROYBAL-ALLARD.
H. Res. 880: Miss MCMORRIS.
H. Res. 888: Mr. HASTINGS of Florida.
H. Res. 912: Mr. HOLDEN, Mr. ALLEN, and Mr. SOUDER.
H. Res. 926: Mr. RAHALL, Mr. LAHOOD, Mr. BOUSTANY, and Mr. PEARCE.
H. Res. 928: Mr. CONYERS, Mr. SCOTT of Virginia, Mr. CARDIN, Mrs. TAUSCHER, Mr. LEWIS of Georgia, Mr. JEFFERSON, Mr. OWENS, and Mr. PAYNE.

MONDAY, JULY 24, 2006 (73)

¶73.1 APPOINTMENT OF SPEAKER PRO TEMPORE

The House was called to order at 12:30 p.m. by the SPEAKER pro tempore, Mr. CONAWAY, who laid before the House the following communication:

WASHINGTON, DC,
July 24, 2006.

I hereby appoint the Honorable K. MICHAEL CONAWAY to act as Speaker pro tempore on this day.

J. DENNIS HASTERT,
Speaker of the House of Representatives.

Whereupon, pursuant to the order of the House of Tuesday, January 31, 2006, Members were recognized for morning-hour debate.

¶73.2 RECESS—12:37 P.M.

The SPEAKER pro tempore, Mr. CONAWAY, pursuant to clause 12(a) of rule I, declared the House in recess at 12 o'clock and 37 minutes p.m., until 2 p.m.

¶73.3 AFTER RECESS—2 P.M.

The SPEAKER pro tempore, Mr. CONAWAY, called the House to order.

¶73.4 APPROVAL OF THE JOURNAL

The SPEAKER pro tempore, Mr. CONAWAY, announced he had examined and approved the Journal of the proceedings of Thursday, July 20, 2006.

Pursuant to clause 1, rule I, the Journal was approved.

¶73.5 COMMUNICATIONS

Executive and other communications, pursuant to clause 8, rule XII, were referred as follows:

8747. A letter from the Publications Control Officer, Department of the Army, Department of Defense, transmitting the Department's final rule — Law Enforcement Reporting (RIN: 0702-AA52-U) received July 12, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Armed Services.

8748. A letter from the Director, Defense Procurement and Acquisition Policy, Department of Defense, transmitting the Department's final rule — Defense Federal Acquisition Regulation Supplement; Relocation of Subpart 225.6 to 225.76 [DFARS Case 2006-D003] received July 12, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Armed Services.

8749. A letter from the Director, Defense Procurement and Acquisition Policy, Department of Defense, transmitting the Department's final rule — Defense Federal Acquisition Regulation Supplement; Extension of Contract Goal for Small Disadvantaged Businesses and Certain Institutions of Higher Learning [DFARS Case 2006-D010] received July 12, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Armed Services.

8750. A letter from the Director, Defense Procurement and Acquisition Policy, Department of Defense, transmitting the Department's final rule — Defense Federal Acquisition Regulation Supplement; Acquisition of Information Technology [DFARS Case 2003-D068] received July 12, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Armed Services.

8751. A letter from the Director, Defense Procurement and Acquisition Policy, Department of Defense, transmitting the Department's final rule — Defense Federal Acquisition Regulation Supplement; Exchange or Sale of Government-Owned Information Technology [DFARS Case 2003-D094] received July 12, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Armed Services.

8752. A letter from the Director, Defense Procurement and Acquisition Policy, Department of Defense, transmitting the Department's final rule — Defense Federal Acquisition Regulation Supplement; Required Sources of Supply [DFARS Case 2003-D072] received July 12, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Armed Services.

8753. A letter from the Clerk of the House of Representatives, transmitting the annual compilation of personal financial disclosure statements and amendments thereto filed with the Clerk of the House of Representatives, pursuant to Rule XXVI, clause 1, of the House Rules; (H. Doc. No. 109-128); to the Committee on Standards of Official Conduct and ordered to be printed.

8754. A letter from the Assistant Secretary, Transportation Security Administration, Department of Homeland Security, transmitting the Administration's certification that the level of screening services and protection provided at Greater Rochester International Airport will be equal to or greater than the level that would be provided at the aiport by TSA Transportation Security Officers, pursuant to 49 U.S.C. 44920(d); to the Committee on Homeland Security.

8755. A letter from the Board Members, Railroad Retirement Board, transmitting the 2006 annual report on the financial status of the railroad unemployment insurance system, pursuant to 45 U.S.C. 369; jointly to the Committees on Transportation and Infrastructure and Ways and Means.

8756. A letter from the Board Members, Railroad Retirement Board, transmitting a copy of the 23rd Actuarial Valuation of the Assets and Liabilities Under the Railroad Retirement Acts, pursuant to 45 U.S.C. 231f-1; jointly to the Committees on Ways and Means and Transportation and Infrastructure.

8757. A letter from the Admiral, United States Coast Guard Commandant, Department of Homeland Security, transmitting a copy of a draft bill, ''To authorize appropriations for fiscal year 2007 for the United States Coast Guard, and for other purposes''; jointly to the Committees on Transportation and Infrastructure, Ways and Means, Armed Services, Government Reform, Homeland Security, the Judiciary, and Energy and Commerce.

¶73.6 COMMUNICATION FROM THE CLERK—MESSAGE FROM THE SENATE

The SPEAKER pro tempore, Mr. CONAWAY, laid before the House a communication, which was read as follows:

OFFICE OF THE CLERK,
HOUSE OF REPRESENTATIVES,
Washington, DC, July 21, 2006.

Hon. J. DENNIS HASTERT,
The Speaker, House of Representatives, Washington, DC.

DEAR MR. SPEAKER: Pursuant to the permission granted in Class 2(b) of rule II of the Rules of the U.S. House of Representatives, the Clerk received the following message from the Secretary of the Senate on July 21, 2006, at 12:40 pm:

That the Senate Agreed to without amendment H. Con. Res. 448.

With best wishes, I am,

Sincerely,

KAREN L. HAAS,
Clerk of the House.

¶73.7 COMMUNICATION FROM THE CLERK—MESSAGE FROM THE SENATE

The SPEAKER pro tempore, Mr. CONAWAY, laid before the House a communication, which was read as follows:

OFFICE OF THE CLERK,
U.S. HOUSE OF REPRESENTATIVES,
Washington, DC. July 21, 2006.

Hon. J. DENNIS HASTERT,
The Speaker, House of Representatives, Washington, DC.

DEAR MR. SPEAKER: Pursuant to the permission granted in Clause 2(h) of Rule II of the Rules of the U.S. House of Representatives, the Clerk received the following message from the Secretary of the Senate on July 21, 2006, at 10:00 a.m:

That the Senate agreed to S. Con. Res. 112.

That the Senate passed with amendments H.R. 4472.

That the Senate passed S. 2690.

That the Senate passed S. 3187.

That the Senate passed without amendment H.R. 2977.

That the Senate passed without amendment H.R. 3440.

That the Senate passed without amendment H.R. 3549.

That the Senate passed without amendment H.R. 3934.

That the Senate passed without amendment H.R. 4108.

That the Senate passed without amendment H.R. 4456.

That the Senate passed without amendment H.R. 4561.

That the Senate passed without amendment H.R. 4688.

That the Senate passed without amendment H.R. 4786.

That the Senate passed without amendment H.R. 4995.

That the Senate passed without amendment H.R. 5245.

That the Senate passed without amendment H.R. 4101.

With best wishes, I am,

Sincerely,

KAREN L. HAAS,
Clerk of the House.

¶73.8 ANNIVERSARY OF SLAYING OF OFFICERS CHESTNUT AND GIBSON

The SPEAKER pro tempore, Mr. CONAWAY, announced that on July 24, 1998, at 3:40 p.m., Officer Jacob J. Chestnut and Detective John M. Gibson of the United States Capitol Police were killed in the line of duty defending the United States Capitol against an intruder armed with a gun. At 3:40 p.m. and in between votes that are to commence at 6:30 p.m., the Chair will recognize the anniversary of this tragedy by observing a moment of silence in their memory.

¶73.9 MOUNT HOOD STEWARDSHIP LEGACY

Mr. WALDEN of Oregon moved to suspend the rules and pass the bill (H.R. 5025) to protect for future generations the recreational opportunities, forest, timber, clean water, wilderness and scenic values, and diverse habitat of Mount Hood National Forest, Oregon, and for other purposes; as amended.

The SPEAKER pro tempore, Mr. CONAWAY, recognized Mr. WALDEN of Oregon and Ms. BORDALLO, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and pass said bill, as amended?

The SPEAKER pro tempore, Mr. CONAWAY, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill, as amended, was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill, as amended, was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

¶73.10 UTU UTU GWAITU PAIUTE TRIBE

Mr. WALDEN of Oregon moved to suspend the rules and pass the bill (H.R. 854) to provide for certain lands to be held in trust for the Utu Utu Gwaitu Paiute Tribe; as amended.

The SPEAKER pro tempore, Mr. CONAWAY, recognized Mr. WALDEN of Oregon and Ms. BORDALLO, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and pass said bill, as amended?

The SPEAKER pro tempore, Mr. CONAWAY, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill, as amended, was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill, as amended, was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

¶73.11 MUSCONETCONG WILD AND SCENIC RIVERS

Mr. WALDEN of Oregon moved to suspend the rules and pass the bill (H.R. 1307) to amend the Wild and Scenic Rivers Act to designate portions of the Musconetcong River in the State of New Jersey as a component of the National Wild and Scenic Rivers System, and for other purposes; as amended.

The SPEAKER pro tempore, Mr. CONAWAY, recognized Mr. WALDEN of Oregon and Ms. BORDALLO, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and pass said bill, as amended?

The SPEAKER pro tempore, Mr. CONAWAY, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill, as amended, was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill, as amended, was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

¶73.12 CAHABA RIVER NATIONAL WILDLIFE REFUGE EXPANSION

Mr. WALDEN of Oregon moved to suspend the rules and pass the bill (H.R. 4947) to expand the boundaries of the Cahaba River National Wildlife Refuge, and for other purposes; as amended.

The SPEAKER pro tempore, Mr. CONAWAY, recognized Mr. WALDEN of Oregon and Ms. BORDALLO, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and pass said bill, as amended?

The SPEAKER pro tempore, Mr. CONAWAY, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill, as amended, was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill, as amended, was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

¶73.13 BRIGADIER GENERAL FRANCIS MARION

Mr. WALDEN of Oregon moved to suspend the rules and pass the bill (H.R. 5057) to authorize the Marion Park Project and Committee of the Palmetto Conservation Foundation to establish a commemorative work on Federal land in the District of Columbia, and its environs to honor Brigadier General Francis Marion; as amended.

The SPEAKER pro tempore, Mr. CONAWAY, recognized Mr. WALDEN of Oregon and Ms. BORDALLO, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and pass said bill, as amended?

The SPEAKER pro tempore, Mr. CONAWAY, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill, as amended, was passed.

By unanimous consent, the title was amended so as to read: ''An Act to authorize the Marion Park Project, a committee of the Palmetto Conservation Foundation, to establish a commemorative work on Federal land in the District of Columbia, and its environs to honor Brigadier General Francis Marion.''.

A motion to reconsider the votes whereby the rules were suspended and said bill, as amended, was passed and the title was amended was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

¶73.14 NEWLANDS PROJECT HEADQUARTERS AND MAINTENANCE YARD FACILITY TRANSFER

Mr. WALDEN of Oregon moved to suspend the rules and pass the bill of the Senate (S. 310) to direct the Secretary of the Interior to convey the Newlands Project Headquarters and Maintenance Yard Facility to the Truckee-Carson Irrigation District in the State of Nevada.

The SPEAKER pro tempore, Mr. CONAWAY, recognized Mr. WALDEN of Oregon and Ms. BORDALLO, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and pass said bill?

The SPEAKER pro tempore, Mr. CONAWAY, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk notify the Senate thereof.

¶73.15 AMERICA'S NATIONAL NEGRO LEAGUES BASEBALL MUSEUM

Mr. WALDEN of Oregon moved to suspend the rules and agree to the following concurrent resolution of the Senate (S. Con. Res. 60):

Whereas the Negro Leagues Baseball Museum in Kansas City, Missouri, was founded in 1990, in honor of those individuals who played in the Negro Baseball Leagues as a result of segregation in America;

Whereas the Negro Leagues Baseball Museum is the only public museum in the Nation that exists for the exclusive purpose of interpreting the experiences of the players in the Negro Leagues from 1920 through 1970;

Whereas the Negro Leagues Baseball Museum project began in the 1980s, through a large scale, grass roots, civic and fundraising effort by citizens and baseball fans in the Kansas City metropolitan area;

Whereas the first Negro Leagues Baseball Museum was located at 1615 East 18th Street in the historic ''18th and Vine District'', which was designated by the city of Kansas City, Missouri, in 1988 as historic in nature and the birthplace of the Negro Leagues;

Whereas the current Negro Leagues Baseball Museum was opened at 1616 East 18th Street in 1997, with a dramatic expansion of core exhibition and gallery space and over 10,000 square feet of new interpretive and educational exhibits;

Whereas the Negro Leagues Baseball Museum continues to receive strong support from the residents of the Kansas City metropolitan area and annually entertains over 60,000 visitors from all 50 States, and numerous foreign countries;

Whereas there remains a need to preserve the evidence of honor, courage, sacrifice, and triumph in the face of segregation of those African Americans who played in the Negro Leagues;

Whereas the Negro Leagues Baseball Museum seeks to educate a diverse audience through its comprehensive collection of historical materials, important artifacts, and oral histories of the participants in the Negro Leagues and the impact that segregation played in the lives of these individuals and their fans; and

Whereas a great opportunity exists to use the invaluable resources of the Negro Leagues Baseball Museum to teach the Nation's school children, through on-site visits, traveling exhibits, classroom curriculum, distance learning, and other educational initiatives: Now, therefore, be it

Resolved by the Senate (the House of Representatives concurring), That Congress—

(1) designates the Negro Leagues Baseball Museum in Kansas City, Missouri, including the museums future and expanded exhibits, collections library, archives, artifacts and education programs as ''America's National Negro Leagues Baseball Museum'';

(2) supports the efforts of the Negro Leagues Baseball Museum to recognize and preserve the history of the Negro Leagues and the impact of segregation on our Nation;

(3) recognizes that the continued collection, preservation, and interpretation of the historical objects and other historical materials held by the Negro Leagues Baseball Museum enhances our knowledge and understanding of the experience of African Americans during legal segregation;

(4) commends the ongoing development and visibility of the ''Power Alley'' educational outreach program for teachers and students throughout the Nation sponsored by the Negro Leagues Baseball Museum;

(5) asks all Americans to join in celebrating the Negro Leagues Baseball Museum and its mission of preserving and interpreting the legacy of the Negro Leagues; and

(6) encourages present and future generations to understand the sensitive issues surrounding the Negro Leagues, how they helped shape our Nation and Major League Baseball, and how the sacrifices made by Negro League players helped make baseball America's national pastime.

The SPEAKER pro tempore, Mr. CONAWAY, recognized Mr. WALDEN of Oregon and Ms. BORDALLO, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and agree to said concurrent resolution?

The SPEAKER pro tempore, Mr. CONAWAY, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said concurrent resolution was agreed to.

A motion to reconsider the vote whereby the rules were suspended and said concurrent resolution was agreed to was, by unanimous consent, laid on the table.

Ordered, That the Clerk notify the Senate thereof.

¶73.16 ELECTRONIC DUCK STAMP

Mr. WALDEN of Oregon moved to suspend the rules and pass the bill of the Senate (S. 1496) to direct the Secretary of the Interior to conduct a pilot program under which up to 15 States may issue electronic Federal migratory bird hunting stamps.

The SPEAKER pro tempore, Mr. CONAWAY, recognized Mr. WALDEN of Oregon and Ms. BORDALLO, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and pass said bill?

The SPEAKER pro tempore, Mr. CONAWAY, announced that two-thirds of the Members present had voted in the affirmative.

Mr. HENSARLING demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mr. CONAWAY, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed.

¶73.17 NATIONAL HERITAGE AREAS

Mr. WALDEN of Oregon moved to suspend the rules and pass the bill of the Senate (S. 203) to reduce temporarily the royalty to be paid for sodium produced, to establish certain National heritage Areas, and for other purposes; as amended.

The SPEAKER pro tempore, Mr. CONAWAY, recognized Mr. WALDEN of Oregon and Ms. BORDALLO, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and pass said bill, as amended?

The SPEAKER pro tempore, Mrs. DRAKE, announced that two-thirds of the Members present had voted in the affirmative.

Mr. HENSARLING demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mrs. DRAKE, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed.

¶73.18 VALLE VIDAL PROTECTION

Mr. WALDEN of Oregon moved to suspend the rules and pass the bill (H.R. 3817) to withdraw the Valle Vidal Unit of the Carson National Forest in New Mexico from location, entry, and patent under the mining laws, and for other purposes.

The SPEAKER pro tempore, Mrs. DRAKE, recognized Mr. WALDEN of Oregon and Ms. BORDALLO, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and pass said bill?

The SPEAKER pro tempore, Mrs. DRAKE, announced that two-thirds of

the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

¶73.19 BLUNT RESERVOIR AND PIERRE CANAL LAND CONVEYANCE

Mr. WALDEN of Oregon moved to suspend the rules and pass the bill (H.R. 4301) to direct the Secretary of the Interior to convey certain parcels of land acquired for the Blunt Reservoir and Pierre Canal features of the initial stage of the Oahe Unite, James Division, south Dakota, to the Commission of Schools and Public Lands and the Department of Game, Fish, and Parks of the State of South Dakota for the purpose of mitigating lost wildlife habitat, on the condition that the current preferential leaseholders shall have an option to purchase the parcels from the commission, and for other purposes; as amended.

The SPEAKER pro tempore, Mrs. DRAKE, recognized Mr. WALDEN of Oregon and Ms. BORDALLO, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and pass said bill, as amended?

The SPEAKER pro tempore, Mrs. DRAKE, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill, as amended, was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill, as amended, was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

¶73.20 CENTRAL IDAHO ECONOMIC DEVELOPMENT AND RECREATION

Mr. WALDEN of Oregon moved to suspend the rules and pass the bill (H.R. 3603) to promote the economic development and recreational use of National Forest System lands and other public lands in central Idaho, to designate the Boulder-White Cloud Management Area to ensure the continued management of certain National Forest System lands and Bureau of Land Management lands for recreational and grazing use and conservation and resource protection, to add certain National Forest System lands and bureau of Land Management lands in central Idaho to the National Wilderness Preservation System, and for other purposes; as amended.

The SPEAKER pro tempore, Mrs. DRAKE, recognized Mr. WALDEN of Oregon and Ms. BORDALLO, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and pass said bill, as amended?

The SPEAKER pro tempore, Mrs. DRAKE, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill, as amended, was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill, as amended, was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

¶73.21 MOMENT OF SILENCE

The SPEAKER pro tempore, Mrs. DRAKE, announced that, pursuant to the Chair's announcement earlier today, the House will now observe a moment of silence in memory of Officer Jacob J. Chestnut and Detective John M. Gibson.

¶73.22 NORTHERN CALIFORNIA COASTAL WILD HERITAGE WILDERNESS

Mr. WALDEN of Oregon moved to suspend the rules and pass the bill (H.R. 233) to designate certain National Forest System lands in the Mendocino and Six Rivers National Forests and certain Bureau of Land Management lands in Humboldt, Lake, Mendocino, and Napa Counties in the State of California as wilderness, to designate the Elkhorn Ridge Potential Wilderness Area, to designate certain segments of the Black Butte River in Mendocino County, California as a wild or scenic river, and for other purposes; as amended.

The SPEAKER pro tempore, Mrs. DRAKE, recognized Mr. WALDEN of Oregon and Ms. BORDALLO, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and pass said bill, as amended?

The SPEAKER pro tempore, Mrs. DRAKE, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill, as amended, was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill, as amended, was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

¶73.23 CORPORATE AVERAGE FUEL ECONOMY PROGRAM

Mr. ROGERS of Michigan moved to suspend the rules and pass the bill (H.R. 5534) to establish a grant program whereby moneys collected from violations of the corporate average fuel economy program are used to expand infrastructure necessary to increase the availability of alternative fuels; as amended.

The SPEAKER pro tempore, Mrs. DRAKE, recognized Mr. ROGERS of Michigan and Mr. GORDON, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and pass said bill, as amended?

The SPEAKER pro tempore, Mrs. DRAKE, announced that two-thirds of the Members present had voted in the affirmative.

Mr. HENSARLING demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mrs. DRAKE, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed.

¶73.24 MICHOUD HURRICANE RIDE-OUT TEAM

Mr. BOEHLERT moved to suspend the rules and agree to the following resolution (H. Res. 892); as amended:

Whereas the Michoud Assembly Facility plays a vital role in the United States manned space flight program, including production of the Shuttle External Tank, a vital component of the Shuttle program;

Whereas the 38 members of the ''Michoud Hurricane Ride-Out Team'' who stayed behind during Hurricane Katrina risked their lives in dedication to the space program and faced down one of the greatest natural disasters in this Nation's history, at great personal risk; and

Whereas, if not for the dedication of this team, the Michoud facility would have suffered a great loss of National Aeronautics and Space Administration assets and technology, which would have severely limited the National Aeronautics and Space Administration's mission: Now, therefore, be it

Resolved, That the House of Representatives commends the dedication of the 38 members of the ''Michoud Hurricane Ride-Out Team'' who stayed behind at the National Aeronautics and Space Administration's Michoud Assembly Facility and protected vital program assets, which enabled the facility to resume production of the Shuttle External Tank within 5 weeks of Hurricane Katrina's landfall, including Ronald L. Adams, Jr. of New Orleans, LA, Joseph Charles Barrett of Metairie, LA, Donald K. Bollich of Metairie, LA, Frederick H. Castle of Bay Saint Louis, MS, Daniel Alvine Doell of Terrytown, LA, John Lee Fisher of Slidell, LA, James E. Ford II of Madisonville, LA, Stephen Lynn Francis of New Orleans, LA, Monroe Lewis Frazier Jr. of Harvey, LA, Ernest Graham of Picayune, MS, William Carl Hale III of Slidell, LA, Willie Frederick Henderson III of New Orleans, LA, Simmie Paul Herrin of Slidell, LA, Royal Kenneth Holland of New Orleans, LA, Guy Mitchell Jackson of Chalmette, LA, Ivory Jordan, Jr. of Lacombe, LA, Joe E. Kennedy of Pearl River, LA, Donald P. Leon Jr. of New Orleans, LA, Michael Wilson Moore of Metairie, LA, Daryl Ordes of Pearlington, MS, Michael A. Parquet of Slidell, LA, John Melvin Pucheu of Waveland, MS, George Elson Rogers, Sr. of Kenner, LA, Steven L. Roshto Jr. of Slidell, LA, Alan J. Rovira of New Orleans, LA, Joan B. Savoy of Saint Bernard, LA, Vickie Ann Schmersahl of Slidell, LA, Patrick Shawn Shea of Mandeville, LA, Henry Peter Sissac Jr. of New Orleans, LA, Aline H. Sullwold of

Picayune, MS, Steve Thompson of Huntsville, AL, Richard Leowen Treat of Picayune, MS, Stephen Avery Turner of Slidell, LA, Byran Dale Walker of Picayune, MS, Edward Perry Watts Jr. of Metairie, LA, Roland C. Williams of New Orleans, LA, Terry Michael Winchester of Slidell, LA, and Malcolm Wayne Wood of Picayune, MS.

The SPEAKER pro tempore, Mrs. DRAKE, recognized Mr. BOEHLERT and Mr. GORDON, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and agree to said resolution, as amended?

The SPEAKER pro tempore, Mrs. DRAKE, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said resolution, as amended, was agreed to.

A motion to reconsider the vote whereby the rules were suspended and said resolution, as amended, was agreed to was, by unanimous consent, laid on the table.

¶73.25 NATIONAL ASSOCIATION OF STATE VETERANS HOMES

Mr. BRADLEY of New Hampshire moved to suspend the rules and agree to the following concurrent resolution (H. Con. Res. 347):

Whereas the National Association of State Veterans Homes was established in 1954 by a group of administrators of State veterans homes to represent the interests of those homes in a unified voice before Congress and the Executive Branch;

Whereas the National Association of State Veterans Homes functions on an all-volunteer basis and focuses on endeavors that improve the conditions of care furnished to veterans by State veterans homes, elevate and monitor the qualifications for managers of such homes, and provide continuing education standards for staff who provide care to veterans in State veterans homes;

Whereas the National Association of State Veterans Homes has been and continues to be in the forefront of developing and supporting new methods and models for providing long-term care services to elderly veterans, such as hospice care, respite care, Alzheimer's care, and adult day health care;

Whereas State veterans homes, which provide long-term care to thousands of veterans, were established initially in the States of Connecticut, Kansas, Ohio, and Maine in 1868 to house, feed, and care for thousands of homeless, wounded, and permanently scarred Union soldiers and thus have been in existence since before the establishment of the Department of Veterans Affairs, the earlier Veterans' Administration, and its predecessor agencies;

Whereas in 1888 Congress authorized the Federal payment of a daily allowance of 20¢ for the care of each former soldier or sailor in a State home-hospital, an allowance that continues today in the form of a per diem grant program administered by the Department of Veterans Affairs that is authorized to provide up to 50 percent of the average daily cost of care, but currently provides only approximately 30 percent;

Whereas the Department of Veterans Affairs further participates in the care of veterans in State homes with a matching grant program to support construction and major renovation projects to sustain those homes and build towards sufficient levels of available, high-quality health care;

Whereas the State veterans homes offer long-term services to eligible veterans in need of such services on certification of the Department of Veterans Affairs at 119 facilities in 47 states and the Commonwealth of Puerto Rico;

Whereas the States determine the allocation of nursing home beds in individual facilities, and establish the eligibility of veterans and their dependents to occupy those beds, following Federal guidelines;

Whereas within the limits of their capacities, the State veterans homes provide care for over 27,500 veterans each day, accounting for more than 50 percent of the total national long-term care bed capacity for veterans, thereby sharing the enormous responsibility of caring for veterans with the Department of Veterans Affairs in an admirable partnership;

Whereas State veterans homes provide quality care for elderly and disabled veterans at an average daily cost that is significantly less than nursing homes operated by the Department of Veterans Affairs;

Whereas the number of elderly veterans, particularly those over age 85, continues to rise and the need for long-term care services for those veterans will continue to rise in the coming years; and

Whereas the Nation's State veterans homes continue to achieve their purpose of improving and sustaining the health of elderly, sick, and severely disabled veterans by assuring access to affordable nursing care in settings that provide personal dignity to truly deserving veterans, often at the end of lives spent in service to the Nation: Now, therefore, be it

Resolved by the House of Representatives (the Senate concurring), That Congress—

(1) honors the National Association of State Veterans Homes and the 119 State veterans homes providing long-term care to veterans that are represented by that association for their significant contributions to the health care of veterans and to the health care system of the Nation;

(2) commends the thousands of individuals who work in, or on behalf of, State veterans homes for their contributions in caring for elderly and disabled veterans;

(3) recognizes the importance of the partnership between the States and the Department of Veterans Affairs in providing long-term care to veterans; and

(4) affirms the support of Congress for continuation of the State homes program to address the known and anticipated needs of the Nation's veterans for institutional long-term care services.

The SPEAKER pro tempore, Mrs. DRAKE, recognized Mr. BRADLEY of New Hampshire and Mr. SALAZAR, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and agree to said concurrent resolution?

The SPEAKER pro tempore, Mrs. DRAKE, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said concurrent resolution was agreed to.

A motion to reconsider the vote whereby the rules were suspended and said concurrent resolution was agreed to was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said concurrent resolution.

¶73.26 HIRE A VETERAN WEEK

Mr. BRADLEY of New Hampshire moved to suspend the rules and agree to the following concurrent resolution (H. Con. Res. 125):

Whereas the people of the United States have a sincere appreciation and respect for the military personnel who serve in the Armed Forces of the United States;

Whereas veterans possess special qualities and skills that make them ideal candidates for employment, but many veterans encounter difficulties in securing employment;

Whereas it would be inconsistent, inconsiderate, and contrary to the economic competitiveness of the United States to neglect the post-military needs of the military personnel who have served in the Armed Forces of the United States;

Whereas many of the brave men and women who have served the United States so gallantly and selflessly in the war on terrorism and the war in Iraq since September 11, 2001, are beginning to return home to be reunited with their loved ones and will be reentering the workforce or searching for their first jobs outside of military service; and

Whereas the Department of Veterans Affairs, the Department of Labor, the Office of Personnel Management, and many State and local governments administer veterans programs and have veterans employment representatives both to ensure that veterans receive the services to which they are entitled and to promote employer interest in hiring veterans: Now, therefore, be it

Resolved by the House of Representatives (the Senate concurring), That Congress—

(1) recognizes the importance of the men and women who have served or who currently serve in the Armed Forces of the United States;

(2) supports the designation of an appropriate week as "Hire a Veteran Week"; and

(3) encourages the President to issue a proclamation calling upon employers, labor organizations, veterans service organizations, and Federal, State, and local governmental agencies (including such agencies in the several States, the District of Columbia, the Commonwealth of Puerto Rico, and any other territory or possession of the United States) to lend their support to increase employment of the men and women who have served in the Armed Forces of the United States.

The SPEAKER pro tempore, Mrs. DRAKE, recognized Mr. BRADLEY of New Hampshire and Mr. SALAZAR, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and agree to said concurrent resolution?

The SPEAKER pro tempore, Mrs. DRAKE, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said concurrent resolution was agreed to.

A motion to reconsider the vote whereby the rules were suspended and said concurrent resolution was agreed to was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said concurrent resolution.

¶73.27 VETERAN-OWNED SMALL BUSINESS PROMOTION

Mr. BRADLEY of New Hampshire moved to suspend the rules and pass

the bill (H.R. 3082) to amend title 38, United States Code, to require that 9 percent of procurement contracts entered into by the Department of Veterans Affairs be awarded to small business concerns owned by veterans, and for other purposes; as amended.

The SPEAKER pro tempore, Mrs. DRAKE, recognized Mr. BRADLEY of New Hampshire and Mr. SALAZAR, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and pass said bill, as amended?

The SPEAKER pro tempore, Mrs. DRAKE, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill, as amended, was passed.

By unanimous consent, the title was amended so as to read: ''An Act to amend title 38, United States Code, to make improvements to small business, memorial affairs, education, and employment programs for veterans, and for other purposes.''.

A motion to reconsider the votes whereby the rules were suspended and said bill, as amended, was passed and the title was amended was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

¶73.28 RECESS—4:50 P.M.

The SPEAKER pro tempore, Mrs. DRAKE, pursuant to clause 12(a) of rule I, declared the House in recess at 4 o'clock and 50 minutes p.m., until approximately 6:30 p.m.

¶73.29 AFTER RECESS—6:30 P.M.

The SPEAKER pro tempore, Mrs. CAPITO, called the House to order.

¶73.30 S. 1496—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mrs. CAPITO, pursuant to clause 8, rule XX, announced the unfinished business to be the motion to suspend the rules and pass the bill of the Senate (S. 1496) to direct the Secretary of the Interior to conduct a pilot program under which up to 15 States may issue electronic Federal migratory bird hunting stamps.

The question being put,

Will the House suspend the rules and pass said bill?

The vote was taken by electronic device.

It was decided in the affirmative ..... { Yeas ..... 358 / Nays 4

¶73.31 [Roll No. 394]

YEAS—358

Abercrombie
Ackerman
Aderholt
Akin
Alexander
Allen
Baca
Baird
Baker
Baldwin
Barrett (SC)
Barrow
Bartlett (MD)
Barton (TX)
Bass
Bean
Berkley
Berry
Biggert
Bilirakis
Bishop (GA)
Bishop (NY)
Blackburn
Blumenauer
Blunt
Boehlert
Boehner
Bonilla
Bonner
Bono
Boozman
Boren
Boswell
Boucher
Boustany
Bradley (NH)
Brady (PA)
Brown (SC)
Brown-Waite, Ginny
Burgess
Burton (IN)
Butterfield
Buyer
Calvert
Camp (MI)
Campbell (CA)
Cantor
Capito
Capps
Capuano
Cardin
Cardoza
Carnahan
Castle
Chabot
Chandler
Chocola
Cleaver
Clyburn
Coble
Cole (OK)
Conaway
Conyers
Cooper
Costa
Cramer
Crenshaw
Crowley
Cubin
Cuellar
Cummings
Davis (AL)
Davis (IL)
Davis (KY)
Davis (TN)
Davis, Tom
Deal (GA)
DeFazio
DeGette
Delahunt
DeLauro
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Dicks
Dingell
Doggett
Doolittle
Doyle
Drake
Dreier
Duncan
Edwards
Ehlers
Emanuel
Emerson
English (PA)
Eshoo
Etheridge
Farr
Fattah
Ferguson
Fitzpatrick (PA)
Foley
Forbes
Fortenberry
Fossella
Foxx
Frank (MA)
Frelinghuysen
Garrett (NJ)
Gerlach
Gilchrest
Gillmor
Gingrey
Gohmert
Gonzalez
Goode
Goodlatte
Gordon
Granger
Graves
Green, Al
Green, Gene
Grijalva
Gutknecht
Hall
Hart
Hastings (FL)
Hastings (WA)
Hayes
Hayworth
Hensarling
Herger
Higgins
Hinchey
Hobson
Holden
Holt
Hooley
Hoyer
Hulshof
Hunter
Hyde
Inglis (SC)
Inslee
Israel
Jackson (IL)
Jenkins
Jindal
Johnson (CT)
Johnson (IL)
Johnson, E. B.
Jones (NC)
Jones (OH)
Kanjorski
Kaptur
Keller
Kelly
Kennedy (MN)
Kennedy (RI)
Kildee
Kind
King (IA)
Kirk
Kline
Knollenberg
Kolbe
Kucinich
Kuhl (NY)
LaHood
Langevin
Lantos
Larsen (WA)
Larson (CT)
Latham
LaTourette
Leach
Lee
Levin
Lewis (CA)
Lewis (GA)
Lewis (KY)
Linder
Lipinski
LoBiondo
Lofgren, Zoe
Lowey
Lucas
Lungren, Daniel E.
Lynch
Maloney
Manzullo
Marchant
Markey
Marshall
Matsui
McCarthy
McCollum (MN)
McCotter
McCrery
McDermott
McGovern
McHenry
McHugh
McIntyre
McKeon
McMorris
McNulty
Meehan
Meek (FL)
Meeks (NY)
Melancon
Mica
Michaud
Miller (FL)
Miller (MI)
Miller (NC)
Miller, Gary
Miller, George
Mollohan
Moore (KS)
Moore (WI)
Moran (KS)
Murphy
Murtha
Musgrave
Myrick
Nadler
Napolitano
Neal (MA)
Neugebauer
Ney
Northup
Norwood
Nunes
Oberstar
Obey
Olver
Osborne
Otter
Owens
Pallone
Pascrell
Pastor
Payne
Pearce
Pelosi
Pence
Peterson (MN)
Peterson (PA)
Petri
Pickering
Pitts
Platts
Poe
Pombo
Pomeroy
Porter
Price (GA)
Price (NC)
Pryce (OH)
Putnam
Radanovich
Rahall
Ramstad
Rangel
Regula
Rehberg
Reichert
Reyes
Reynolds
Rogers (AL)
Rogers (MI)
Rohrabacher
Ros-Lehtinen
Ross
Rothman
Roybal-Allard
Royce
Ruppersberger
Ryan (OH)
Ryan (WI)
Ryun (KS)
Salazar
Sánchez, Linda T.
Sanders
Saxton
Schakowsky
Schiff
Schmidt
Schwartz (PA)
Schwarz (MI)
Scott (GA)
Scott (VA)
Sensenbrenner
Serrano
Sessions
Shadegg
Shaw
Shays
Sherman
Sherwood
Shimkus
Shuster
Simmons
Simpson
Skelton
Slaughter
Smith (NJ)
Smith (TX)
Smith (WA)
Snyder
Sodrel
Solis
Souder
Spratt
Stark
Stearns
Stupak
Sweeney
Tanner
Tauscher
Taylor (MS)
Taylor (NC)
Terry
Thomas
Thompson (CA)
Thompson (MS)
Thornberry
Tiahrt
Tiberi
Turner
Udall (NM)
Upton
Van Hollen
Velázquez
Visclosky
Walden (OR)
Walsh
Wamp
Wasserman Schultz
Waters
Watson
Watt
Waxman
Weldon (FL)
Weldon (PA)
Weller
Wicker
Wilson (NM)
Wilson (SC)
Wolf
Woolsey
Wu
Wynn
Young (AK)
Young (FL)

NAYS—4

Flake
Franks (AZ)
Mack
Tancredo

NOT VOTING—70

Andrews
Bachus
Beauprez
Becerra
Berman
Bilbray
Bishop (UT)
Boyd
Brady (TX)
Brown (OH)
Brown, Corrine
Cannon
Carson
Carter
Case
Clay
Costello
Culberson
Davis (CA)
Davis (FL)
Davis, Jo Ann
Engel
Evans
Everett
Feeney
Filner
Ford
Gallegly
Gibbons
Green (WI)
Gutierrez
Harman
Harris
Hefley
Herseth
Hinojosa
Hoekstra
Honda
Hostettler
Issa
Istook
Jackson-Lee (TX)
Jefferson
Johnson, Sam
Kilpatrick (MI)
King (NY)
Kingston
Matheson
McCaul (TX)
McKinney
Millender-McDonald
Moran (VA)
Nussle
Ortiz
Oxley
Paul
Renzi
Rogers (KY)
Rush
Sabo
Sanchez, Loretta
Strickland
Sullivan
Tierney
Towns
Udall (CO)
Weiner
Westmoreland
Wexler
Whitfield

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk notify the Senate thereof.

¶73.32 MOMENT OF SILENCE

The SPEAKER pro tempore, Mrs. CAPITO, announced that, pursuant to the Chair's announcement earlier today, the House will now observe a moment of silence in memory of Officer Jacob J. Chestnut and Detective John M. Gibson.

¶73.33 S. 203—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mrs. CAPITO, pursuant to clause 8, rule XX, announced the unfinished business to be the motion to suspend the rules and pass the bill of the Senate (S. 203) to reduce temporarily the royalty to be paid for sodium produced, to establish certain National heritage Areas, and for other purposes; as amended.

The question being put,

Will the House suspend the rules and pass said bill, as amended?

The vote was taken by electronic device.

It was decided in the affirmative ..... { Yeas ..... 323 / Nays 39

¶73.34 [Roll No. 395]

YEAS—323

Abercrombie
Ackerman
Alexander
Allen
Baca
Baird
Baker
Baldwin
Barrett (SC)
Barrow
Barton (TX)
Bass
Bean
Berkley
Berry
Biggert
Bilirakis
Bishop (GA)

Bishop (NY)
Blumenauer
Blunt
Boehlert
Boehner
Bonilla
Bonner
Bono
Boozman
Boren
Boswell
Boucher
Boustany
Bradley (NH)
Brady (PA)
Brown (SC)
Brown-Waite, Ginny
Burgess
Burton (IN)
Butterfield
Buyer
Calvert
Camp (MI)
Campbell (CA)
Capito
Capps
Capuano
Cardin
Cardoza
Carnahan
Castle
Chabot
Chandler
Cleaver
Clyburn
Cole (OK)
Conyers
Cooper
Costa
Cramer
Crenshaw
Crowley
Cubin
Cuellar
Cummings
Davis (AL)
Davis (IL)
Davis (KY)
Davis (TN)
Davis, Tom
DeFazio
DeGette
Delahunt
DeLauro
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Dicks
Dingell
Doggett
Doolittle
Doyle
Drake
Dreier
Edwards
Ehlers
Emanuel
Emerson
English (PA)
Eshoo
Etheridge
Farr
Fattah
Ferguson
Fitzpatrick (PA)
Foley
Forbes
Fortenberry
Fossella
Frank (MA)
Frelinghuysen
Garrett (NJ)
Gerlach
Gilchrest
Gillmor
Gonzalez
Gordon
Granger
Graves
Green, Al
Green, Gene
Grijalva
Gutknecht
Hall
Hart
Hastings (FL)
Hastings (WA)
Hayworth
Higgins
Hinchey
Hobson
Holden
Holt
Hooley
Hoyer
Hulshof
Hunter
Hyde
Inglis (SC)
Inslee
Israel
Jackson (IL)
Jindal
Johnson (CT)
Johnson (IL)
Johnson, E. B.
Jones (OH)
Kanjorski
Kaptur
Keller
Kelly
Kennedy (MN)
Kennedy (RI)
Kildee
Kind
Kirk
Kline
Knollenberg
Kolbe
Kucinich
Kuhl (NY)
LaHood
Langevin
Lantos
Larsen (WA)
Larson (CT)
Latham
LaTourette
Leach
Lee
Levin
Lewis (CA)
Lewis (GA)
Lewis (KY)
Linder
Lipinski
LoBiondo
Lofgren, Zoe
Lowey
Lucas
Lynch
Mack
Maloney
Manzullo
Markey
Marshall
Matsui
McCarthy
McCollum (MN)
McCotter
McCrery
McDermott
McGovern
McHenry
McHugh
McIntyre
McKeon
McMorris
McNulty
Meehan
Meeks (NY)
Melancon
Mica
Michaud
Miller (MI)
Miller (NC)
Miller, Gary
Miller, George
Mollohan
Moore (KS)
Moore (WI)
Moran (KS)
Murphy
Murtha
Musgrave
Nadler
Napolitano
Neal (MA)
Ney
Northup
Nunes
Oberstar
Obey
Olver
Osborne
Otter
Owens
Pallone
Pascrell
Pastor
Payne
Pearce
Pelosi
Peterson (MN)
Peterson (PA)
Petri
Pickering
Pitts
Platts
Poe
Pombo
Pomeroy
Porter
Price (NC)
Pryce (OH)
Putnam
Radanovich
Rahall
Ramstad
Rangel
Regula
Rehberg
Reichert
Reyes
Reynolds
Rogers (AL)
Rogers (MI)
Ros-Lehtinen
Ross
Rothman
Roybal-Allard
Ruppersberger
Rush
Ryan (OH)
Ryun (KS)
Salazar
Sánchez, Linda T.
Sanders
Saxton
Schakowsky
Schiff
Schmidt
Schwartz (PA)
Schwarz (MI)
Scott (GA)
Scott (VA)
Sensenbrenner
Serrano
Sessions
Shaw
Shays
Sherman
Sherwood
Shimkus
Shuster
Simmons
Simpson
Skelton
Slaughter
Smith (NJ)
Smith (TX)
Smith (WA)
Snyder
Sodrel
Solis
Souder
Spratt
Stark
Stupak
Sweeney
Tanner
Tauscher
Taylor (MS)
Taylor (NC)
Terry
Thomas
Thompson (CA)
Thompson (MS)
Tiahrt
Tiberi
Turner
Udall (NM)
Upton
Van Hollen
Velázquez
Visclosky
Walden (OR)
Walsh
Wamp
Wasserman Schultz
Waters
Watson
Watt
Waxman
Weldon (PA)
Weller
Wicker
Wilson (NM)
Wilson (SC)
Wolf
Woolsey
Wu
Wynn
Young (AK)
Young (FL)

NAYS—39

Aderholt
Akin
Bartlett (MD)
Blackburn
Chocola
Coble
Conaway
Deal (GA)
Duncan
Feeney
Flake
Foxx
Franks (AZ)
Gingrey
Gohmert
Goode
Goodlatte
Hayes
Hensarling
Herger
Jenkins
Jones (NC)
King (IA)
Lungren, Daniel E.
Marchant
Miller (FL)
Myrick
Neugebauer
Norwood
Pence
Price (GA)
Rohrabacher
Royce
Ryan (WI)
Shadegg
Stearns
Tancredo
Thornberry
Weldon (FL)

NOT VOTING—70

Andrews
Bachus
Beauprez
Becerra
Berman
Bilbray
Bishop (UT)
Boyd
Brady (TX)
Brown (OH)
Brown, Corrine
Cannon
Cantor
Carson
Carter
Case
Clay
Costello
Culberson
Davis (CA)
Davis (FL)
Davis, Jo Ann
Engel
Evans
Everett
Filner
Ford
Gallegly
Gibbons
Green (WI)
Gutierrez
Harman
Harris
Hefley
Herseth
Hinojosa
Hoekstra
Honda
Hostettler
Issa
Istook
Jackson-Lee (TX)
Jefferson
Johnson, Sam
Kilpatrick (MI)
King (NY)
Kingston
Matheson
McCaul (TX)
McKinney
Meek (FL)
Millender-McDonald
Moran (VA)
Nussle
Ortiz
Oxley
Paul
Renzi
Rogers (KY)
Sabo
Sanchez, Loretta
Strickland
Sullivan
Tierney
Towns
Udall (CO)
Weiner
Westmoreland
Wexler
Whitfield

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill, as amended, was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill, as amended, was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said amendment.

¶73.35 H.R. 5534—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mrs. CAPITO, pursuant to clause 8, rule XX, announced the further unfinished business to be the motion to suspend the rules and pass the bill (H.R. 5534) to establish a grant program whereby moneys collected from violations of the corporate average fuel economy program are used to expand infrastructure necessary to increase the availability of alternative fuels; as amended.

The question being put,

Will the House suspend the rules and pass said bill, as amended?

The vote was taken by electronic device.

It was decided in the affirmative ..... { Yeas ..... 355 / Nays 9

¶73.36 [Roll No. 396]

YEAS—355

Abercrombie
Ackerman
Aderholt
Akin
Alexander
Allen
Baca
Baird
Baker
Baldwin
Barrett (SC)
Barrow
Bartlett (MD)
Barton (TX)
Bass
Bean
Berkley
Berry
Biggert
Bilirakis
Bishop (GA)
Bishop (NY)
Blackburn
Blumenauer
Blunt
Boehlert
Boehner
Bonilla
Bonner
Bono
Boozman
Boren
Boswell
Boucher
Boustany
Bradley (NH)
Brady (PA)
Brown (SC)
Brown-Waite, Ginny
Burgess
Burton (IN)
Butterfield
Buyer
Calvert
Camp (MI)
Campbell (CA)
Cantor
Capito
Capps
Capuano
Cardin
Cardoza
Carnahan
Castle
Chabot
Chandler
Chocola
Cleaver
Clyburn
Coble
Cole (OK)
Conaway
Conyers
Cooper
Costa
Cramer
Crenshaw
Crowley
Cubin
Cuellar
Cummings
Davis (AL)
Davis (CA)
Davis (IL)
Davis (KY)
Davis (TN)
Davis, Tom
Deal (GA)
DeFazio
Delahunt
DeLauro
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Dicks
Dingell
Doggett
Doolittle
Doyle
Drake
Dreier
Edwards
Ehlers
Emanuel
Emerson
Engel
English (PA)
Eshoo
Etheridge
Farr
Fattah
Ferguson
Filner
Fitzpatrick (PA)
Foley
Forbes
Fortenberry
Fossella
Frank (MA)
Franks (AZ)
Frelinghuysen
Garrett (NJ)
Gerlach
Gilchrest
Gillmor
Gingrey
Gohmert
Gonzalez
Goode
Goodlatte
Gordon
Granger
Graves
Green, Al
Green, Gene
Grijalva
Gutknecht
Hall
Hart
Hastings (FL)
Hastings (WA)
Hayes
Hayworth
Hensarling
Herger
Higgins
Hinchey
Hobson
Holden
Holt
Hooley
Hoyer
Hulshof
Hunter
Hyde
Inglis (SC)
Inslee
Israel
Jackson (IL)
Jenkins
Jindal
Johnson (CT)
Johnson (IL)
Johnson, E. B.
Jones (NC)
Jones (OH)
Kanjorski
Kaptur
Keller
Kelly
Kennedy (MN)
Kennedy (RI)
Kildee
Kind
King (IA)
Kirk
Kline
Knollenberg
Kolbe
Kucinich
Kuhl (NY)
LaHood
Langevin
Lantos
Larsen (WA)
Larson (CT)
Latham
LaTourette
Leach
Lee
Levin
Lewis (CA)
Lewis (GA)
Lewis (KY)
Linder
Lipinski
LoBiondo
Lofgren, Zoe
Lowey
Lucas
Lungren, Daniel E.
Lynch
Mack
Maloney
Manzullo
Marchant
Markey
Marshall
Matsui
McCarthy
McCollum (MN)
McCotter
McCrery
McDermott
McGovern
McHugh
McIntyre
McKeon
McKinney
McNulty
Meehan
Meeks (NY)
Melancon
Mica
Michaud
Miller (MI)
Miller (NC)
Miller, Gary
Miller, George
Mollohan
Moore (KS)
Moore (WI)
Moran (KS)
Murphy
Murtha
Musgrave
Myrick
Nadler
Napolitano
Neal (MA)
Neugebauer
Ney
Northup
Norwood
Nunes
Oberstar
Obey
Olver
Osborne
Otter
Owens
Pallone
Pascrell
Pastor
Payne
Pearce
Pelosi
Pence
Peterson (MN)
Peterson (PA)
Petri
Pickering
Pitts
Platts
Poe
Pombo
Pomeroy
Porter
Price (GA)
Price (NC)
Pryce (OH)
Putnam
Radanovich
Rahall
Ramstad
Rangel
Regula
Rehberg
Reichert
Reyes
Reynolds
Rogers (AL)
Rogers (MI)
Rohrabacher
Ros-Lehtinen
Ross
Rothman
Roybal-Allard
Ruppersberger
Rush
Ryan (OH)
Ryan (WI)
Ryun (KS)
Salazar
Sánchez, Linda T.
Sanders
Saxton
Schakowsky
Schiff
Schmidt
Schwartz (PA)
Schwarz (MI)
Scott (GA)
Scott (VA)
Serrano
Sessions
Shadegg
Shaw
Shays
Sherman
Sherwood
Shimkus
Shuster
Simmons
Simpson
Skelton
Slaughter
Smith (NJ)
Smith (TX)
Smith (WA)
Snyder
Sodrel
Solis
Souder
Spratt
Stark
Stearns
Stupak
Sweeney
Tancredo
Tanner
Tauscher
Taylor (MS)
Taylor (NC)

Terry
Thompson (CA)
Thompson (MS)
Thornberry
Tiahrt
Tiberi
Turner
Udall (NM)
Upton
Van Hollen
Velázquez
Visclosky
Walden (OR)
Walsh
Wamp
Wasserman Schultz
Waters
Watson
Watt
Waxman
Weldon (PA)
Weller
Wicker
Wilson (NM)
Wilson (SC)
Wolf
Woolsey
Wu
Wynn
Young (AK)
Young (FL)

NAYS—9

Duncan
Feeney
Flake
Foxx
McHenry
Miller (FL)
Royce
Sensenbrenner
Weldon (FL)

NOT VOTING—68

Andrews
Bachus
Beauprez
Becerra
Berman
Bilbray
Bishop (UT)
Boyd
Brady (TX)
Brown (OH)
Brown, Corrine
Cannon
Carson
Carter
Case
Clay
Costello
Culberson
Davis (FL)
Davis, Jo Ann
DeGette
Evans
Everett
Ford
Gallegly
Gibbons
Green (WI)
Gutierrez
Harman
Harris
Hefley
Herseth
Hinojosa
Hoekstra
Honda
Hostettler
Issa
Istook
Jackson-Lee (TX)
Jefferson
Johnson, Sam
Kilpatrick (MI)
King (NY)
Kingston
Matheson
McCaul (TX)
McMorris
Meek (FL)
Millender-McDonald
Moran (VA)
Nussle
Ortiz
Oxley
Paul
Renzi
Rogers (KY)
Sabo
Sanchez, Loretta
Strickland
Sullivan
Thomas
Tierney
Towns
Udall (CO)
Weiner
Westmoreland
Wexler
Whitfield

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill, as amended, was passed.

By unanimous consent, the title was amended so as to read: ''An Act to provide grants from moneys collected from violations of the corporate average fuel economy program to be used to expand infrastructure necessary to increase the availability of alternative fuels.''.

A motion to reconsider the votes whereby the rules were suspended and said bill, as amended, was passed and the title was amended was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

¶73.37 NOTICE—MOTION TO INSTRUCT CONFEREES—H.R. 2830

Mr. George MILLER of California, pursuant to clause 7(c)(1) of rule XXII, announced his intention to instruct the managers on the part of the House at the conference with the Senate on the disagreeing votes of the two Houses on the amendment of the Senate to the bill (H.R. 2830) to amend the Employee Retirement Income Security Act of 1974 and the Internal Revenue Code of 1986 to reform the pension funding rules, and for other purposes; 1) To agree to the provisions contained in subsections (a) through (d) of section 601 of the amendment of the Senate (relating to prospective application of age discrimination, conversion, and present value assumption rules with respect to cash balance and other hybrid defined benefit plans) and not to agree with the provisions contained in title VII of the bill as passed the House (relating to benefit accrual standards); 2) to agree to the provisions contained in section 413 of the amendment of the Senate (relating to computation of guaranteed benefits of airline pilots required to separate from service prior to attaining age 65), but only with respect to plan terminations occurring after September 11, 2001; 3) to agree to the provisions contained in section 403 of the amendment of the Senate (relating to special funding rules for plans maintained by commercial airlines that are amended to cease future benefit accruals); 4) to agree to the provisions contained in section 402 of the amendment of the Senate (relating to authority to enter alternative funding agreements to prevent plan terminations); and 5) to recede to the provisions contained in the amendment of the Senate regarding restrictions on funding of nonqualified deferred compensation plans, except that: A) to the maximum extent possible within the scope of the conference, insist that the restrictions under the bill as reported from conference regarding executive compensation, including under nonqualified plans, be the same as restrictions under the bill regarding benefits for workers and retirees under qualified pension plans, B) insist that the definition of ''covered employee'' for purposes of such provisions contained in the amendment of the Senate include the chief executive officer of the plan sponsor, any other employee of the plan sponsor who is a ''covered employee'' within the meaning of such term specified in the provisions contained in the amendment of the Senate (applied by disregarding the chief executive officer), and any other individual who is, with respect to the plan sponsor, an officer or employee within the meaning of section 16(b) of the Securities Exchange Act of 1934, and C) in lieu of the effective date specified in such provisions contained in the amendment of the Senate, insist on the effective date specified in the provisions of the bill as passed the House relating to treatment of nonqualified deferred compensation plans when the employer's defined benefit plan is in at-risk status.

¶73.38 PROVIDING FOR CONSIDERATION OF H.R. 1956

Mr. GINGREY, by direction of the Committee on Rules, reported (Rept. No. 109–595) the resolution (H. Res. 939) providing for consideration of the bill (H.R. 1956) to regulate certain State taxation of interstate commerce; and for other purposes.

When said resolution and report were referred to the House Calendar and ordered printed.

¶73.39 PUBLIC WORKS PROJECTS

The SPEAKER pro tempore, Mr. KUHL of New York, laid before the House a communication, which was read as follows:

COMMITTEE ON TRANSPORTATION AND INFRASTRUCTURE,
Washington, DC, July 20, 2006.

Hon. J. DENNIS HASTERT,
Speaker of the House, House of Representatives, Washington, DC.

DEAR MR. SPEAKER: Enclosed please find the resolutions approved by the Committee on Transportation and Infrastructure on July 19, 2006, in accordance with 40 U.S.C. §3307.

Sincerely,

DON YOUNG,
Chairman.

Enclosures.

ALTERATION—IRS ENTERPRISE COMPUTING CENTER, MARTINSBURG, WV

Resolved by the Committee on Transportation and Infrastructure of the U.S. House of Representatives, that pursuant to 40 U.S.C. §3307, appropriations are authorized for the design of the alteration of the Internal Revenue Service Enterprise Computing Center located in Martinsburg, West Virginia, at a design and review cost of $2,893,000, for which a prospectus is attached to, and included in, this resolution.

Approval of this resolution also constitutes authority to perform prospectus level interim repairs as deemed necessary, to maintain the continued operation of the building until the project is completed.

ALTERATION—INTERNAL REVENUE SERVICE, WILLIAM J. GREEN FEDERAL BUILDING, PHILADELPHIA, PA

Resolved by the Committee on Transportation and Infrastructure of the U.S. House of Representatives, that pursuant to 40 U.S.C. §3307, appropriations are authorized for the alteration of Internal Revenue Service space in the William J. Green Federal Building located at 601 Arch Street, Philadelphia, Pennsylvania, at a design and review cost of $378,000, a management and inspection cost of $283,000, and an estimated construction cost of $4,065,000 for an estimated total project cost of $4,726,000, a prospectus for which is attached to, and included in, this resolution.

Approval of this prospectus constitutes authority for the General Services Administration to use funds made available by the Internal Revenue Service for space alterations in this facility.

LEASE/ALTERATION IN LEASED SPACE—DEPARTMENT OF DEFENSE, UNITED STATE JOINT FORCES COMMAND, SUFFOLK, VA

Resolved by the Committee on Transportation and Infrastructure of the U.S. House of Representatives, that pursuant to title 40 U.S.C. §3307, appropriations are authorized to enter into a superseding lease up to 154,428 rentable square feet of space and 288 surface parking spaces for the Department of Defense, United States Joint Forces Command located in leased space at 112 Lakeview Parkway, Suffolk, Virginia, at a proposed total annual cost of $3,689,285 for a lease term of 20 years, a prospectus for which is attached to and included in this resolution.

Approval of this prospectus constitutes authority for the General Services Administration to use funds made available by the Department of Defense and a portion of the annual rent payment authorized above for space alterations in this facility at a design and review cost of $1,375,000, a management and inspection cost of $1,250,000, and an estimated construction cost of $13,333,000 for an estimated total project cost of $15,958,000, a prospectus for which is attached to, and included in, this resolution.

Provided, That the General Services Administration shall not delegate to any other agency the authority granted by this resolution.

AMENDED PROSPECTUS—LEASE—FEDERAL BUREAU OF INVESTIGATION, FREDERICK COUNTY, VA

Resolved by the Committee on Transportation and Infrastructure of the U.S. House of Representatives, that pursuant to title 40 U.S.C. §3307, appropriations are authorized to lease up to 947,000 rentable square feet and 1,232 parking spaces for the Federal Bureau of Investigation, in Frederick County, Virginia, at a proposed total annual cost of $33,145,000 for a lease term of 20 years, a prospectus for which is attached to and included in this resolution. This resolution amends the Committee resolution dated October 26, 2005, authorizing a lease up to 947,000 rentable square feet and 1,232 parking spaces for the Federal Bureau of Investigation, in Frederick County, Virginia, at a proposed total annual cost of $33,145,000 for a lease term of 15 years.

Approval of this prospectus constitutes authority to execute an interim lease for all tenants, if necessary, prior to execution of the new lease.

Provided, That the General Services Administration shall not delegate to any other agency the authority granted by this resolution.

AMENDED PROSPECTUS—LEASE—DEPARTMENT OF JUSTICE, MIAMI/MIRAMAR, FL

Resolved by the Committee on Transportation and Infrastructure of the U.S. House of Representatives, that pursuant to title 40 U.S.C. §3307, appropriations are authorized to lease up to approximately 723,780 rentable square feet of space and 1,155 outside parking spaces for the Department of Justice, currently located in multiple leased locations throughout South Florida, at a proposed total annual cost of $25,332,300 for a lease term of 20 years, a prospectus for which is attached to and included in this resolution. This resolution amends the Committee resolution dated February 16, 2006, authorizing a lease up to approximately 723,780 rentable square feet of space and 1,155 outside parking spaces for the Department of Justice, at a proposed total annual cost of $25,332,300 for a lease term of 15 years.

Approval of this prospectus constitutes authority to execute an interim lease for all tenants, if necessary, prior to execution of the new lease.

Provided, That the General Services Administration shall not delegate to any other agency the authority granted by this resolution.

LEASE—DEPARTMENT OF LABOR, SAN FRANCISCO, CA

Resolved by the Committee on Transportation and Infrastructure of the U.S. House of Representatives, that pursuant to title 40 U.S.C. §3307, appropriations are authorized to extend an existing lease of 151,716 rentable square feet and 25 parking spaces for the Department of Labor, located at 71 Stevenson Street, San Francisco, California, at a proposed total annual cost of $5,765,208 for a lease term of 2 years, a prospectus for which is attached to and included in this resolution.

Provided, That the General Services Administration shall not delegate to any other agency the authority granted by this resolution.

LEASE—DEPARTMENT OF JUSTICE, WASHINGTON, DC

Resolved by the Committee on Transportation and Infrastructure of the U.S. House of Representatives, that pursuant to title 40 U.S.C. §3307, appropriations are authorized to lease up to approximately 521,000 rentable square feet for the Department of Justice, currently located at 1301 New York Ave., NW, 1331 F St., NW, and 1400 New York Ave., NW, Washington, D.C., at a proposed total annual cost of $24,487,000 for a lease term of 15 years, a prospectus for which is attached to and included in this resolution.

Approval of this prospectus constitutes authority to execute an interim lease for all tenants, if necessary, prior to execution of the new lease.

Provided, That the General Services Administration shall not delegate to any other agency the authority granted by this resolution.

LEASE—PRESIDENTIAL TRANSITION TEAM/PRESIDENTIAL INAUGURAL COMMITTEE, WASHINGTON, DC

Resolved by the Committee on Transportation and Infrastructure of the U.S. House of Representatives, that pursuant to title 40 U.S.C. §3307, appropriations are authorized to lease up to approximately 320,000 rentable square feet of space and 510 parking spaces for the Presidential Transition Team and Presidential Inaugural Committee, at a proposed total annual cost of $15,040,000 for a lease term of 15 months, a prospectus for which is attached to and included in this resolution.

Provided, That the General Services Administration shall not delegate to any other agency the authority granted by this resolution.

LEASE—NATIONAL INSTITUTES OF HEALTH, SUBURBAN MARYLAND

Resolved by the Committee on Transportation and Infrastructure of the U.S. House of Representatives, that pursuant to title 40 U.S.C. §3307, appropriations are authorized to lease up to approximately 574,614 rentable square feet of space and 5 parking spaces for the National Institutes of Health, currently located in leased space at 6116, 6120, and 6130 Executive Boulevard, Rockville, Maryland, at a proposed total annual cost of $18,387,648 for a lease term of 10 years, a prospectus for which is attached to and included in this resolution.

Approval of this prospectus constitutes authority to execute an interim lease for all tenants, if necessary, prior to execution of the new lease.

Provided, That the General Services Administration shall not delegate to any other agency the authority granted by this resolution.

LEASE—FEDERAL BUREAU OF INVESTIGATION, TUCSON, AZ

Resolved by the Committee on Transportation and Infrastructure of the U.S. House of Representatives, that pursuant to title 40 U.S.C. §3307, appropriations are authorized to lease up to approximately 84,353 rentable square feet and 120 inside and 18 surface parking spaces for the Federal Bureau of Investigation, currently located at One South Church Street, 2551 North Dragoon and 3285 South Hemisphere Loop, Tucson, Arizona, at a proposed total annual cost of $3,036,708 for a lease term of 20 years, a prospectus for which is attached to and included in this resolution.

Approval of this prospectus constitutes authority to execute an interim lease for all tenants, if necessary, prior to execution of the new lease.

Provided, That the General Services Administration shall not delegate to any other agency the authority granted by this resolution.

LEASE—FEDERAL BUREAU OF INVESTIGATION, SACRAMENTO, CA

Resolved by the Committee on Transportation and Infrastructure of the U.S. House of Representatives, that pursuant to title 40 U.S.C. §3307, appropriations are authorized to lease up to approximately 148,184 rentable square feet and 215 inside and 15 outside parking spaces for the Federal Bureau of Investigation, currently located in multiple lease facilities in Sacramento, California, at a proposed total annual cost of $5,927,360 for a lease term of 20 years, a prospectus for which is attached to and included in this resolution.

Approval of this prospectus constitutes authority to execute an interim lease for all tenants, if necessary,. prior to execution of the new lease.

Provided, That the General Services Administration shall not delegate to any other agency the authority granted by this resolution.

LEASE—FEDERAL BUREAU OF INVESTIGATION, DENVER, CO

Resolved by the Committee on Transportation and Infrastructure of the U.S. House of Representatives, that pursuant to title 40 U.S.C. §3307, appropriations are authorized to lease up to approximately 175,155 rentable square feet and 175 inside and 45 outside parking spaces for the Federal Bureau of Investigation, currently located in three government-owned facilities in Denver and Lakewood, Colorado, at a proposed total annual cost of $6,130,425 for a lease term of 20 years, a prospectus for which is attached to and included in this resolution.

Approval of this prospectus constitutes authority to execute an interim lease for all tenants, if necessary, prior to execution of the new lease.

Provided, That the General Services Administration shall not delegate to any other agency the authority granted by this resolution.

LEASE—FEDERAL BUREAU OF INVESTIGATION, MINNEAPOLIS, MN

Resolved by the Committee on Transportation and Infrastructure of the U.S. House of Representatives, that pursuant to title 40 U.S.C. §3307, appropriations are authorized to lease up to approximately 162,530 rentable square feet and 200 inside and 20 outside parking spaces for the Federal Bureau of Investigation, currently located in leased space in Minneapolis and Roseville, Minnesota, at a proposed total annual cost of $6,176,140 for a lease term of 20 years, a prospectus for which is attached to and included in this resolution.

Approval of this prospectus constitutes authority to execute an interim lease for all tenants, if necessary, prior to execution of the new lease.

Provided, That the General Services Administration shall not delegate to any other agency the authority granted by this resolution.

LEASE—FEDERAL BUREAU OF INVESTIGATION, CINCINNATI, OH

Resolved by the Committee on Transportation and Infrastructure of the U.S. House of Representatives, that pursuant to title 40 U.S.C. §3307, appropriations are authorized to lease up to approximately 108,874 rentable square feet of space and 145 structured and 20 surface parking spaces for the Federal Bureau of Investigation, currently located in multiple locations in Cincinnati, at a proposed total annual cost of $3,810,590 for a lease term of 20 years, a prospectus for which is attached to and included in this resolution.

Approval of this prospectus constitutes authority to execute an interim lease for all tenants, if necessary, prior to execution of the new lease.

Provided, That the General Services Administration shall not delegate to any other

agency the authority granted by this resolution.

AMENDED PROSPECTUS—CONSTRUCTION—UNITED STATES COURTHOUSE ANNEX, SAN DIEGO, CA

Resolved by the Committee on Transportation and Infrastructure of the U.S. House of Representatives, that pursuant to 40 U.S.C. §3307, additional appropriations are authorized for additional site, additional design, management and inspection, and construction of a 466,886 gross square foot facility and 105 inside parking spaces located in San Diego, California, at an additional site and design cost of $3,258,000 (site and design cost of $42,369;000 were previously authorized), management and inspection cost of $7,740,000, and an estimated construction cost of $248,816,000, a combined estimated total project cost of $302,183,000, a prospectus for which is attached to, and included in, this resolution.

Within one year of the date of approval of this Resolution, the Judicial Conference of the United States shall amend the U.S. Courts Design Guide to require that each U.S. Courthouse construction project provide one courtroom for every two senior judges. Beginning on the date of approval of this Resolution, the Judicial Conference of the United States shall specifically approve each departure from the U.S. Courts Design Guide for each U.S. Courthouse construction project which result in additional estimated costs of the project (including additional rent payment obligations) and that the Judicial Conference provide a specific list of each departure and the justification and estimated cost (as supplied by the General Services Administration (GSA)) of such departure for each U.S. Courthouse construction project to the GSA. Each U.S. Courthouse construction prospectus submitted by the GSA shall include a specific list of each departure and the justification and estimated cost (including additional rent payment obligations) of such departure and GSA's recommendation on whether the Committee on Transportation of the U.S. House of Representatives and the Committee on Environment and Public Works of the U.S. Senate should approve such departure.

This resolution amends a Committee resolution dated July 21, 2004, which authorized site and design of a 614,394 gross square foot facility with 105 inside parking spaces.

The communication, together with the accompanying papers, was referred to the Committee on Appropriations.

¶73.40 SENATE BILLS REFERRED

Bills of the Senate of the following titles were taken from the Speaker's table and, under the rule, referred as follows:

S. 2690. An Act to designate the facility of the United States Postal Service located at 8801 Sudley Road in Manassas, Virginia, as the ''Harry J. Parrish Post Office'', to the Committee on Government Reform.

S. 3187. An Act to designate the Post Office located at 5755 Post Road, East Greenwich, Rhode Island, as the ''Richard L. Cevoli Post Office'', to the Committee on Government Reform.

¶73.41 BILL PRESENTED TO THE PRESIDENT

Karen L. Haas, Clerk of the House reports that on July 20, 2006, she presented to the President of the United States, for his approval, the following bill:

H.R. 5117. An Act to exempt persons with disabilities from the prohibition against providing section 8 rental assistance to college students.

¶73.42 LEAVE OF ABSENCE

By unanimous consent, leave of absence was granted—

To Mr. BACHUS, for today;

To Mr. BECERRA, for today;

To Mr. BERMAN, for today;

To Mr. CULBERSON, for today;

To Mrs. Jo Ann DAVIS of Virginia, for today;

To Mr. FORTENBERRY, for July 20 until 1 p.m.;

To Mr. GIBBONS, for today;

To Ms. HARMAN, for today;

To Mr. HONDA, for today;

To Mr. ISTOOK, for today and balance of the week;

To Ms. JACKSON-LEE of Texas, for today;

To Ms. KILPATRICK of Michigan, for today;

To Ms. McKINNEY, for today and balance of the week;

To Ms. MILLENDER-McDONALD, for today;

To Mr. ORTIZ, for today; and

To Mr. WESTMORELAND, for today.

And then,

¶73.43 ADJOURNMENT

On motion of Mr. DELAHUNT, at 11 o'clock and 38 minutes p.m., the House adjourned.

¶73.44 REPORTS OF COMMITTEES ON PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XIII, reports of committees were delivered to the Clerk for printing and reference to the proper calendar, as follows:

Pursuant to the order of the House on July 20, 2006 the following report was filed on July 21, 2006:

Mr. HYDE: Committee on International Relations. H.R. 5682. A bill to exempt from certain requirements of the Atomic Energy Act of 1954 a proposed nuclear agreement for cooperation with India; with an amendment (Rept. 109–590 Pt. 1). Ordered to be printed.

Mr. SENSENBRENNER: Committee on the Judiciary. H.R. 2965. A bill to amend title 18, United States Code, to require Federal Prison Industries to compete for its contracts minimizing its unfair competition with private sector firms and their non-inmate workers and empowering Federal agencies to get the best value for taxpayers' dollars, to provide a five-year period during which Federal Prison Industries adjusts to obtaining inmate work opportunities through other than its mandatory source status, to enhance inmate access to remedial and vocational opportunities and other rehabilitative opportunities to better prepare inmates for a successful return to society, to authorize alternative inmate work opportunities in support of non-profit organizations and other public service programs, and for other purposes; with an amendment (Rept. 109–591). Referred to the Committee of the Whole House on the State of the Union.

[Filed on July 24, 2006]

Mr. BUYER: Committee on Veterans' Affairs. H.R. 3082. A bill to amend title 38, United States Code, to require that 9 percent of procurement contracts entered into by the Department of Veterans Affairs be awarded to small business concerns owned by veterans, and for other purposes; with amendments (rept. 109–592). Referred to the Committee of the Whole House on the state of the Union.

Mr. TOM DAVIS of Virginia: Committee on Government Reform. H.R. 5388. A bill to provide for the treatment of the District of Columbia as a Congressional district for purposes of representation in the House of Representatives, and for other purposes (Rept. 109–593, Pt. 1). Ordered to be printed.

Mr. TOM DAVIS of Virginia: Committee on Government Reform. H.R. 5766. A bill to provide for the establishment of Federal Review Commissions to review and make recommendations on improving the operations, effectiveness, and efficiency of Federal programs and agencies, and to require a schedule for such reviews of all Federal agencies and programs; with an amendment (Rept. 109–594, Pt. 1). Ordered to be printed.

Mr. GINGREY: Committee on Rules. House Resolution 939. Resolution providing for consideration of the bill (H.R. 1956) to regulate certain State taxation of interstate commerce; and for other purposes (Rept. 109–595). Referred to the House Calendar.

¶73.45 COMMITTEE DISCHARGED

[The following action occurred on July 21, 2006]

Pursuant to clause 2 of rule XII the Committee on Rules discharged from further consideration. H.R. 5682 referred to the Committee of the Whole House on the State of the Union.

[The following action occurred on July 24, 2006]

Pursuant to clause 2 of rule XII the Committees on Rules and the Budget discharged from further consideration. H.R. 5766 referred to the Committee of the Whole House on the State of the Union.

¶73.46 PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XII, public bills and resolutions were introduced and severally referred, as follows:

By Mr. CAMPBELL of California:

H.R. 5862. A bill to amend the Internal Revenue Code of 1986 to allow individuals eligible for veterans health benefits to contribute to health savings accounts; to the Committee on Ways and Means.

By Mr. BARTON of Texas (for himself and Mr. DINGELL):

H.R. 5863. A bill to authorize temporary emergency extensions to certain exemptions to the requirements with respect to polychlorinated biphenyls under the Toxic Substances Control Act; to the Committee on Energy and Commerce.

By Ms. BALDWIN (for herself, Mr. PRICE of Georgia, Mr. TIERNEY, and Mr. BEAUPREZ):

H.R. 5864. A bill to provide for innovation in health care through State initiatives that expand coverage and access; to the Committee on Energy and Commerce, and in addition to the Committee on Rules, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. THOMAS:

H.R. 5865. A bill to amend section 1113 of the Social Security Act to temporarily increase funding for the program of temporary assistance for United States citizens returned from foreign countries, and for other purposes; to the Committee on Ways and Means.

By Mr. BURGESS (for himself, Mr. NORWOOD, Mr. WELDON of Florida, and Mr. BOUSTANY):

H.R. 5866. A bill to amend titles XI and XVIII of the Social Security Act to reform

physician payment under the Medicare Program, to modernize the quality improvement organization (QIO) program, and for other purposes; to the Committee on Energy and Commerce, and in addition to the Committee on Ways and Means, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mrs. JO ANN DAVIS of Virginia:

H.R. 5867. A bill to amend title 10, United States Code, to clarify the authority of the Secretary of a military department, or the Secretary of Homeland Security in the case of the Coast Guard, to sell untreated water located on military installations; to the Committee on Armed Services.

By Mr. GRIJALVA:

H.R. 5868. A bill to amend the Morris K. Udall Scholarship and Excellence in National Environmental and Native American Public Policy Act of 1992 to provide funds for training in tribal leadership, management, and policy, and for other purposes; to the Committee on Education and the Workforce, and in addition to the Committee on Resources, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. McDERMOTT (for himself, Mr. LEVIN, and Mr. CARDIN):

H.R. 5869. A bill to temporarily increase assistance for United States citizens evacuated from foreign crises; to the Committee on Ways and Means.

By Mr. ORTIZ (for himself, Mr. HINOJOSA, and Mr. DOGGETT):

H.R. 5870. A bill to provide for the health care needs of veterans in far South Texas; to the Committee on Veterans' Affairs.

By Mr. SAXTON:

H.R. 5871. A bill to establish the Math and Science Teaching Corps; to the Committee on Education and the Workforce.

By Mr. SAXTON (for himself, Mr. PALLONE, Mr. PAYNE, Mr. ROTHMAN, Mr. ANDREWS, Mr. SMITH of New Jersey, Mr. HOLT, Mr. OWENS, Mr. BISHOP of New York, and Mr. LoBIONDO):

H.R. 5872. A bill to restore, protect, and preserve the natural, chemical, physical and biological integrity, and the economic potentialities, of the New York/New Jersey Bight through designation and establishment of the New Jersey/New York Clean Ocean Zone and the regulation of various activities therein, and for other purposes; to the Committee on Transportation and Infrastructure, and in addition to the Committee on Resources, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. SMITH of New Jersey (for himself and Mr. PAYNE):

H.R. 5873. A bill to amend the State Department Basic Authorities Act of 1956 to remove the reimbursement requirement for evacuation as a result of war, civil unrest, or natural disaster; to the Committee on International Relations.

By Mr. CROWLEY:

H. Res. 940. A resolution recognizing the 185th anniversary of the independence of Peru on July 28, 2006; to the Committee on International Relations.

By Mr. SHAW (for himself and Mr. FOLEY):

H. Res. 941. A resolution honoring the service of Gerard Latortue, Haiti's Interim Prime Minister; to the Committee on International Relations.

¶73.47 MEMORIALS

Under clause 3 of rule XII,

421. The SPEAKER presented a memorial of the Legislature of the State of Maine, relative to a Joint Resolution memorializing the Congress of the United States and the President of the United States to shift funding priorities and support the equitable disbursement of Homeland Security funds as outlines in United States Senate Bill 10, sponsored by Senator Susan Collins, in order to ensure that all states effectively contribute to our national security goals and emergency preparedness; jointly to the Committees on Homeland Security, Energy and Commerce, Transportation and Infrastructure, and the Judiciary.

¶73.48 ADDITIONAL SPONSORS

Under clause 7 of rule XII, sponsors were added to public bills and resolutions as follows:

H.R. 98: Mr. HAYES.

H.R. 239: Mr. BARTLETT of Maryland and Mr. WELDON of Florida.

H.R. 303: Mr. DINGELL.

H.R. 474: Mr. FRANK of Massachusetts.

H.R. 500: Mr. LUCAS.

H.R. 503: Mr. HUNTER and Mr. WELLER.

H.R. 615: Mr. HIGGINS and Mr. SESSIONS.

H.R. 886: Mr. BURTON of Indiana, Mr. MOORE of Kansas, Mr. WELLER, and Mr. McCOTTER.

H.R. 1078: Mr. BARTON of Texas.

H.R. 1337: Mr. JINDAL.

H.R. 1384: Mr. BAKER and Mr. SALAZAR.

H.R. 1451: Mr. THOMPSON of California and Mr. HOLT.

H.R. 1494: Mr. OTTER.

H.R. 1558: Mr. REICHERT.

H.R. 1588: Mr. SMITH of Washington.

H.R. 1632: Ms. SCHWARTZ of Pennsylvania.

H.R. 1658: Mr. CANNON.

H.R. 1671: Mr. ALLEN.

H.R. 1688: Mr. GUTIERREZ.

H.R. 1709: Mrs. NAPOLITANO.

H.R. 1898: Mr. BONNER, Mr. LEWIS of California, Mr. BOUSTANY, and Mr. SMITH of New Jersey.

H.R. 1951: Mrs. BONO.

H.R. 2034: Mr. GORDON.

H.R. 2568: Ms. JACKSON-LEE of Texas.

H.R. 2793: Ms. MOORE of Wisconsin.

H.R. 3082: Mrs. JO ANN DAVIS of Virginia and Mr. LoBIONDO.

H.R. 3194: Mr. WYNN.

H.R. 3361: Mr. FOLEY.

H.R. 3412: Mr. TIBERI.

H.R. 3762: Mr. BAIRD and Mr. INSLEE.

H.R. 3903: Mr. STEARNS.

H.R. 3904: Mr. STEARNS.

H.R. 4264: Mr. SCHWARZ of Michigan and Mr. STRICKLAND.

H.R. 4366: Mr. LaHOOD and Mr. MEEKS of New York.

H.R. 4547: Mr. JINDAL.

H.R. 4562: Mr. SHIMKUS, Mr. SNYDER, Mr. GILLMOR, Mr. POMBO, Mr. REYES, Mr. SCOTT of Virginia, Mr. SMITH of Texas, Mr. FORTENBERRY, Mr. DOOLITTLE, Ms. MOORE of Wisconsin, Mr. SERRANO, Mr. WEXLER, Mr. HALL, Mr. ENGLISH of Pennsylvania, Mr. ROYCE, and Mr. NUNES.

H.R. 4583: Mr. MARSHALL.

H.R. 4597: Mr. SIMPSON.

H.R. 4672: Ms. FOXX.

H.R. 4704: Mr. WYNN, Mr. FATTAH, and Mr. SCHWARZ of Michigan.

H.R. 4710: Mr. CARNAHAN.

H.R. 4824: Mr. JINDAL.

H.R. 4873: Mr. MOORE of Kansas, Mr. JEFFERSON, and Mr. CANTOR.

H.R. 4914: Mr. BARROW.

H.R. 4922: Mr. BAKER and Mrs. MYRICK.

H.R. 4927: Mr. CULBERSON, Mr. REICHERT, Mr. McDERMOTT, Mr. DOYLE, Mr. MELANCON, and Mr. MORAN of Kansas.

H.R. 4992: Mr. FRANK of Massachusetts and Mr. McCAUL of Texas.

H.R. 5005: Mr. BAKER.

H.R. 5013: Mr. DENT, Mr. RENZI, and Mr. CAMPBELL of California.

H.R. 5052: Mrs. NAPOLITANO and Mr. ENGEL.

H.R. 5053: Mr. HOLDEN and Mr. ENGLISH of Pennsylvania.

H.R. 5113: Mr. CARNAHAN.

H.R. 5128: Mr. SHIMKUS.

H.R. 5137: Mr. WYNN.

H.R. 5159: Mr. DINGELL.

H.R. 5200: Mr. DOYLE and Mr. CLAY.

H.R. 5201: Mr. SNYDER.

H.R. 5204: Mr. INSLEE.

H.R. 5225: Mr. WYNN, Mr. RANGEL, Ms. McCOLLUM of Minnesota, Mr. McGOVERN, Mr. MELANCON, and Mr. CUELLAR.

H.R. 5249: Mr. PAUL, Mr. OTTER, Mr. ETHERIDGE, and Mr. HINOJOSA.

H.R. 5319: Mr. PUTNAM and Mr. GERLACH.

H.R. 5324: Mr. MORAN of Kansas.

H.R. 5388: Mr. ANDREWS.

H.R. 5452: Mr. BARTLETT of Maryland.

H.R. 5464: Mr. BARTLETT of Maryland.

H.R. 5465: Mr. OWENS.

H.R. 5479: Mr.CULBERSON.

H.R. 5493: Mr. PAYNE.

H.R. 5520: Mr. BARTLETT of Maryland.

H.R. 5539: Mr. KLINE, Ms. HART, and Mr. KILDEE.

H.R. 5557: Ms. SCHAKOWSKY.

H.R. 5558: Mr. CULBERSON, Mr. HOEKSTRA, Mr. DENT, Mr. BARRETT of South Carolina, Mr. SULLIVAN, and Ms. FOXX.

H.R. 5674: Mr. TOWNS.

H.R. 5700: Mr. SHIMKUS.

H.R. 5704: Mr. BILIRAKIS.

H.R. 5707: Mr. POE.

H.R. 5731: Mr. FATTAH and Mr. DELAHUNT.

H.R. 5752: Mr. CRENSHAW and Ms. BORDALLO.

H.R. 5755: Mr. ISTOOK, Mrs. DAVIS of California, Mr. ROTHMAN, and Mr. JEFFERSON.

H.R. 5766: Mr. KUHL of New York, Mr. SAM JOHNSON of Texas, Mr. PUTNAM, Mr. PITTS, Mr. FLAKE, and Mr. SMITH of Texas.

H.R. 5770: Mr. HINCHEY, Ms. CORRINE BROWN of Florida, and Mr. OWENS.

H.R. 5772: Mr. JINDAL and Mr. CONAWAY.

H.R. 5782: Mr. BAKER, Mr. BOUSTANY, Mr. REICHERT, Mr. KUHL of New York, Mr. HAYES, Mr. BACHUS, Mr. DUNCAN, Mrs. SCHMIDT, Mr. KENNEDY of Minnesota, Mr. LaTOURETTE, Mr. EHLERS, Mr. LoBIONDO, Mr. PORTER, Mr. POE, Mr. FORTUÑO, Mr. MACK, Mr. HOEKSTRA, and Mr. MARIO DIAZ-BALART of Florida.

H.R. 5784: Mr. BROWN of Ohio and Mr. DAVIS of Florida.

H.R. 5788: Mr. MATHESON, Mr. PETERSON of Minnesota, Mr. CARDOZA, Mr. COSTA, Mr. McINTYRE, and Mr. CASE.

H.R. 5791: Mr. HOLDEN, Mr. GERLACH, Mr. BARROW, and Mr. WELDON of Pennsylvania

H.R. 5805: Ms. BERKLEY and Mr. ROTHMAN.

H.R. 5807: Ms. JACKSON-LEE of Texas.

H.R. 5808: Mr. GERLACH, Mr. KUHL of New York, Mr. FORTUÑO, Mr. LaTOURETTE, Mr. EHLERS, Mr. LoBIONDO, Mr. PORTER, Mr. HAYES, Mr. BACHUS, Mr. KENNEDY of Minnesota, Mr. MACK, Mr. NEY, Mr. SHUSTER, Mr. BOUSTANY, Mr. MARIO DIAZ-BALART of Florida, and Mr. BAKER.

H.R. 5830: Mr. PAUL, Mr. GONZALEZ, Mr. GENE GREEN of Texas, Mr. REYES, Ms. JACKSON-LEE of Texas, and Mr. HINOJOSA.

H.R. 5835: Mr. HAYES, Ms. WATSON, Mrs. BONO, Mr. COSTA, Mr. CARTER, Mr. CASE, Mr. BROWN of Ohio, Ms. JACKSON-LEE of Texas, Mr. JOHNSON of Illinois, Mr. GERLACH, Mr. DAVIS of Florida, Mr. WOLF, and Mr. WELDON of Pennsylvania.

H.R. 5838: Mr. FILNER.

H.R. 5856: Mr. KIND.

H. Con. Res. 125: Ms. BERKLEY, Mr. ABERCROMBIE, Mr. REYES, Mr. HENSARLING, Mr. MILLER of Florida, Mr. PEARCE, Mr. KUHL of New York, Mrs. MYRICK, and Mr. BUTTERFIELD.

H. Con. Res. 306: Ms. WATSON.

H. Con. Res. 346: Mr. ROHRABACHER.

H. Con. Res. 347: Mrs. JO ANN DAVIS of Virginia.

H. Con. Res. 391: Ms. EDDIE BERNICE JOHNSON of Texas.

H. Con. Res. 406: Mr. PASTOR.

H. Con. Res. 434: Mr. ISRAEL and Mr. HONDA.

H. Con. Res. 446: Mr. MATHESON, Mr. PETERSON of Minnesota, Mr. CARDOZA, Mr. COSTA, Mr. MCINTYRE, and Mr. CASE.

H. Res. 79: Mr. RUSH, Mr. DOYLE, Mr. AL GREEN of Texas, Mr. COSTA, Mr. BECERRA, Mr. CARDOZA, Mr. PASTOR, Ms. SOLIS, and Ms. VELÁZQUEZ.

H. Res. 222: Mrs. SCHMIDT.

H. Res. 759: Ms. BERKLEY and Mr. WELDON of Pennsylvania.

H. Res. 776: Mr. CALVERT and Mr. RENZI.

H. Res. 790: Ms. WATERS, Mr. JACKSON of Illinois, and Mr. DAVIS of Illinois.

H. Res. 800: Mrs. JOHNSON of Connecticut.

H. Res. 822: Mr. MEEKS of New York.

H. Res. 912: Mr. MILLER of North Carolina and Mr. KNOLLENBERG.

H. Res. 938: Mr. HOLT, Mr. BRADY of Pennsylvania, Mr. MCCAUL of Texas, Mr. DINGELL, Ms. CORRINE BROWN of Florida, Mrs. MCCARTHY, Mr. SMITH of Washington, Mr. ETHERIDGE, Mr. BACA, and Ms. MCCOLLUM of Minnesota.

¶73.49 PETITIONS

Under clause 3 of rule XII, petitions and papers were laid on the Clerk's desk and referred as follows:

127. The SPEAKER presented a petition of the Legislature of Rockland County, New York, relative to Resolution No. 130 requesting the President of the United States, the Congress of the United States and the United States Nuclear Regulatory Commission to immediately close down Indian Point Nuclear Reactors; to the Committee on Energy and Commerce.

128. Also, a petition of the Legislature of Rockland County, New York, relative to Resolution No. 126 calling upon the President of the United States, the Congress of the United States, the Department of Homeland Security, the Governor of the State of New York, the New York State Senate and the New York State Assembly to restore the "Community Oriented Policing Services" ("COPS") Program that enabled Rockland County and the entire country to advance public safety through added street police presence; to the Committee on the Judiciary.

129. Also, a petition of the Legislature of Rockland County, New York, relative to Resolution No. 125 calling upon the President of the United States, the Congress of the United States, the Department of Homeland Security, the Governor of the State of New York, the New York State Senate and the New York State assembly to include Rockland County in the Homeland Security funding definition for urban areas security initiative (UAS1) grants for high threat urban areas in 2006; to the Committee on Homeland Security.

130. Also, a petition of the Legislature of Rockland County, New York, relative to Resolution No. 124 calling upon the President of the United States, the Congress of the United States, the Department of Homeland Security, the Governor of the State of New York, the New York State Senate and the New York State Assembly to work to allow Homeland Security funding to be used to recruit and retain personnel; to the Committee on Homeland Security.

131. Also, a petition of the Legislature of Rockland County, New York, relative to Resolution No. 123 calling upon the President of the United States, the Congress of the United States, the Security, the Governor of the State of New York, the New York State Senate and New York State Assembly to work to change the Homeland Security funding into one based on threat; to the Committee on Homeland Security.

132. Also, a petition of the Legislature of Rockland County, New York, relative to Resolution No. 347 requesting the President of the United States and the Congress of the United States adopt "The Fuel Choices Of American Security Act of 2005"; jointly to the Committees on Energy and Commerce, Science, Ways and Means, Transportation and Infrastructure, and Government Reform.

TUESDAY, JULY 25, 2006 (74)

¶74.1 APPOINTMENT OF SPEAKER PRO TEMPORE

The House was called to order at 9 a.m. by the SPEAKER pro tempore, Mr. DENT, who laid before the House the following communication:

WASHINGTON, DC.
July 25, 2006.

I hereby appoint the Honorable CHARLES W. DENT to act as Speaker pro tempore on this day.

J. DENNIS HASTERT,
Speaker of the House of Representatives.

Whereupon, pursuant to the order of the House of Tuesday, January 31, 2006, Members were recognized for morning-hour debate.

¶74.2 RECESS—9:02 A.M.

The SPEAKER pro tempore, Mr. DENT, pursuant to clause 12(a) of rule I, declared the House in recess at 9 o'clock and 2 minutes a.m. until 10 a.m.

¶74.3 AFTER RECESS—10 A.M.

The SPEAKER pro tempore, Mr. BASS, called the House to order.

¶74.4 APPROVAL OF THE JOURNAL

The SPEAKER pro tempore, Mr. BASS, announced he had examined and approved the Journal of the proceedings of Monday, July 24, 2006.

Pursuant to clause 1, rule I, the Journal was approved.

¶74.5 COMMUNICATIONS

Executive and other communications, pursuant to clause 8, rule XII, were referred as follows:

8758. A letter from the Administrator, AMS, Department of Agriculture, transmitting the Department's final rule — Marketing Order Regulating the Handling of Spearmint Oil Produced in the Far West; Revision of the Salable Quantity and Allotment Percentage for Class 3 (Native) Spearmint Oil for the 2006-2007 Marketing Year [Docket No. FV06-985-2 IFR] received July 13, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

8759. A letter from the Under Secretary for Personnel and Readiness, Department of Defense, transmitting the Department's report on Transition Assistance and Disabled Transition Assistance Programs (TAP/DTAP), pursuant to Section 595 of the National Defense Authorization Act for Fiscal Year 2006; to the Committee on Armed Services.

8760. A letter from the Deputy Chief of Legislative Affairs, Department of the Navy, transmitting the Department's preliminary planning for OMB A-76 commercial activity study; to the Committee on Armed Services.

8761. A letter from the Acting Assistant Secretary, Office of Postsecondary Education, Department of Education, transmitting the Department's final rule — Student Assistance General Provisions; Federal Perkins Loan Program; Federal Work-Study Programs; Federal Supplemental Educational Opportunity Grant Program; Federal Family Education Loan Program; William D. Ford Federal Direct Loan Program; Federal Pell Grant Program; Academic Competitiveness Grant Program; and National Science and Mathematics Access to Retain Talent Grant Program (RIN: 1840-AC86) received July 12, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Education and the Workforce.

8762. A letter from the Assistant General Counsel, Division of Regulatory Services, Department of Education, transmitting the Department's final rule — Student Assistance General Provisions; Federal Perkins Loan Program; Federal Work-Study Programs; Federal Supplemental Educational Opportunity Grant Program; Federal Family Education Loan Program; William D. Ford Federal Direct Loan Program; Federal Pell Grant Program; Academic Competitiveness Grant Program; and National Science and Mathematics Access to Retain Talent Grant Program (RIN: 1840-AC86) received July 12, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Education and the Workforce.

8763. A letter from the Director, Bureau of Economic Analysis, Department of Commerce, transmitting the Department's final rule — Direct Investment Surveys: BE-577, Direct Transactions of U.S. Reporter With Foreign Affiliate [Docket No. 060131020-6152-02] (RIN: 0691-AA57) received July 12, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

8764. A letter from the Assistant Legal Adviser for Treaty Affairs, Department of State, transmitting Copies of international agreements, other than treaties, entered into by the United States, pursuant to 1 U.S.C. 112b(a); to the Committee on International Relations.

8765. A letter from the Deputy Director, Defense Security Cooperation Agency, transmitting pursuant to the reporting requirements of Section 36(b)(1) of the Arms Export Control Act, as amended, Transmittal No. 06-41, concerning the Department of the Navy's proposed Letter(s) of Offer and Acceptance to Australia for defense articles and services; to the Committee on International Relations.

8766. A letter from the Director, Defense Security Cooperation Agency, transmitting pursuant to the reporting requirements of Section 36(b)(1) of the Arms Export Control Act, as amended, Transmittal No. 06-35, concerning the Department of the Army's proposed Letter(s) of Offer and Acceptance to Israel for defense articles and services; to the Committee on International Relations.

8767. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting the Department's report entitled, "Elements of a Revised Proposal to Iran"; to the Committee on International Relations.

8768. A letter from the Special Assistant to the Secretary, White House Liaison, Department of Veterans Affairs, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Government Reform.

8769. A letter from the Acting Senior Procurement Executive, (OCAO), GSA, National Aeronautics and Space Administration, transmitting the Administration's final rule — Federal Acquisition Regulation; Federal Acquisition Circular 2005-11; Introduction [Docket No. FAR-2006-0023] received July 17, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Government Reform.

8770. A letter from the Secretary, Department of Transportation, transmitting the

Department's Safe Routes to School (SRTS) Task Force Report, pursuant to Public Law 109-59, section 1404(h); to the Committee on Transportation and Infrastructure.

8771. A letter from the Secretary, Department of Energy, transmitting the Department's report entitled, ''Agreement on the Establishment of the ITER International Fusion Energy Organization for the Joint Implementation of the ITER Project,'' in accordance with Section 972(c)(5) of the Energy Policy Act of 2005; to the Committee on Science.

8772. A letter from the Secretary, Department of Energy, transmitting the Department's report on Cost and Performance Goals for the Office of Fossil Energy Coal-Based Technologies as required by Section 962 of the Energy Policy Act of 2005; to the Committee on Science.

8773. A letter from the Chairman, Securities and Exchange Commission, transmitting the Commission's legislative proposals submitted with the Authorization Request for Fiscal Year 2007 and 2008, pursuant to 31 U.S.C. 1110; jointly to the Committees on Financial Services and the Judiciary.

8774. A letter from the Regulations Coordinator, CMS, Department of Health and Human Services, transmitting the Department's final rule — Medicare Program; Identification of Backward Compatible Version of Adopted Standard for E-Prescribing and the Medicare Prescription Drug Program (Version 8.1) [CMS-0018-IFC] (RIN: 0938-A042) received June 22, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); jointly to the Committees on Energy and Commerce and Ways and Means.

8775. A letter from the Regulatory Officer, Forest Service, Department of Agriculture, transmitting the Department's final rule — Land Uses; Special Uses; Recovery of Costs for Processing Special Use Applications and Monitoring Compliance With Special Use Authorizations (RIN: 0596-AB36) received April 21, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); jointly to the Committees on Resources and Agriculture.

8776. A letter from the Regulations Coordinator, CMS, Department of Health and Human Services, transmitting the Department's final rule — Medicare Program; Revision of the Deadline for Submission of Emergency Graduate Medical Education Affiliation Agreements [CMS-1531-F] (RIN: 0938-AO35) received July 6, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); jointly to the Committees on Ways and Means and Energy and Commerce.

¶74.6 CHILD AND FAMILY SERVICES

Mr. HERGER moved to suspend the rules and pass the bill of the Senate (S. 3525) to amend subpart 2 of part B of title IV of the Social Security Act to improve outcomes for children in families affected by methamphetamine abuse and addiction, to reauthorize the promoting safe and stable families program, and for other purposes; as amended.

The SPEAKER pro tempore, Mr. BASS, recognized Mr. HERGER and Mr. McDERMOTT, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and pass said bill, as amended?

The SPEAKER pro tempore, Mr. BASS, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill, as amended, was passed.

By unanimous consent, the title was amended so as to read: ''An Act to amend part B of title IV of the Social Security Act to reauthorize the safe and stable families program, and for other purposes.''.

A motion to reconsider the votes whereby the rules were suspended and said bill, as amended, was passed and the title was amended was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said amendments.

¶74.7 TEMPORARY ASSISTANCE FOR UNITED STATES CITIZENS

Mr. HERGER moved to suspend the rules and pass the bill (H.R. 5865) to amend section 1113 of the Social Security Act to temporarily increase funding for the program of temporary assistance for United States citizens returned from foreign countries, and for other purposes.

The SPEAKER pro tempore, Mr. BASS, recognized Mr. HERGER and Mr. McDERMOTT, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and pass said bill?

The SPEAKER pro tempore, Mr. BASS, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

¶74.8 21ST CENTURY COMMUNICATIONS

Mr. UPTON moved to suspend the rules and pass the bill (H.R. 5852) to amend the Homeland Security Act of 2002 to enhance emergency communications at the Department of Homeland Security, and for other purposes.

The SPEAKER pro tempore, Mr. BASS, recognized Mr. UPTON and Mr. STUPAK, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and pass said bill?

The SPEAKER pro tempore, Mr. BASS, announced that two-thirds of the Members present had voted in the affirmative.

Mr. UPTON demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mr. BASS, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed.

¶74.9 CHILDREN'S SAFETY AND VIOLENT CRIME REDUCTION

Mr. SENSENBRENNER moved to suspend the rules and agree to the following amendments of the Senate to the bill (H.R. 4472) to protect children, to secure the safety of judges, prosecutors, law enforcement officers, and their family members, to reduce and prevent gang violence, and for other purposes:

Strike out all after the enacting clause and insert:

SECTION 1. SHORT TITLE; TABLE OF CONTENTS.

(a) SHORT TITLE.—This Act may be cited as the ''Adam Walsh Child Protection and Safety Act of 2006''.

(b) TABLE OF CONTENTS.—The table of contents for this Act is as follows:

Sec. 1. Short title; table of contents.
Sec. 2. In recognition of John and Revé Walsh on the occasion of the 25th anniversary of Adam Walsh's abduction and murder.

TITLE I—SEX OFFENDER REGISTRATION AND NOTIFICATION ACT

Sec. 101. Short title.
Sec. 102. Declaration of purpose.
Sec. 103. Establishment of program.

Subtitle A—Sex Offender Registration and Notification

Sec. 111. Relevant definitions, including Amie Zyla expansion of sex offender definition and expanded inclusion of child predators.
Sec. 112. Registry requirements for jurisdictions.
Sec. 113. Registry requirements for sex offenders.
Sec. 114. Information required in registration.
Sec. 115. Duration of registration requirement.
Sec. 116. Periodic in person verification.
Sec. 117. Duty to notify sex offenders of registration requirements and to register.
Sec. 118. Public access to sex offender information through the Internet.
Sec. 119. National Sex Offender Registry.
Sec. 120. Dru Sjodin National Sex Offender Public Website.
Sec. 121. Megan Nicole Kanka and Alexandra Nicole Zapp Community Notification Program.
Sec. 122. Actions to be taken when sex offender fails to comply.
Sec. 123. Development and availability of registry management and website software.
Sec. 124. Period for implementation by jurisdictions.
Sec. 125. Failure of jurisdiction to comply.
Sec. 126. Sex Offender Management Assistance (SOMA) Program.
Sec. 127. Election by Indian tribes.
Sec. 128. Registration of sex offenders entering the United States.
Sec. 129. Repeal of predecessor sex offender program.
Sec. 130. Limitation on liability for the National Center for Missing and Exploited Children.
Sec. 131. Immunity for good faith conduct.

Subtitle B—Improving Federal Criminal Law Enforcement To Ensure Sex Offender Compliance With Registration and Notification Requirements and Protection of Children From Violent Predators

Sec. 141. Amendments to title 18, United States Code, relating to sex offender registration.
Sec. 142. Federal assistance with respect to violations of registration requirements.
Sec. 143. Project Safe Childhood.
Sec. 144. Federal assistance in identification and location of sex offenders relocated as a result of a major disaster.
Sec. 145. Expansion of training and technology efforts.

Sec. 146. Office of Sex Offender Sentencing, Monitoring, Apprehending, Registering, and Tracking.

Subtitle C—Access to Information and Resources Needed To Ensure That Children Are Not Attacked or Abused

Sec. 151. Access to national crime information databases.
Sec. 152. Requirement to complete background checks before approval of any foster or adoptive placement and to check national crime information databases and State child abuse registries; suspension and subsequent elimination of Opt-Out.
Sec. 153. Schools Safe Act.
Sec. 154. Missing child reporting requirements.
Sec. 155. DNA fingerprinting.

TITLE II—FEDERAL CRIMINAL LAW ENHANCEMENTS NEEDED TO PROTECT CHILDREN FROM SEXUAL ATTACKS AND OTHER VIOLENT CRIMES

Sec. 201. Prohibition on Internet sales of date rape drugs.
Sec. 202. Jetseta Gage assured punishment for violent crimes against children.
Sec. 203. Penalties for coercion and enticement by sex offenders.
Sec. 204. Penalties for conduct relating to child prostitution.
Sec. 205. Penalties for sexual abuse.
Sec. 206. Increased penalties for sexual offenses against children.
Sec. 207. Sexual abuse of wards.
Sec. 208. Mandatory penalties for sex-trafficking of children.
Sec. 209. Child abuse reporting.
Sec. 210. Sex offender submission to search as condition of release.
Sec. 211. No limitation for prosecution of felony sex offenses.
Sec. 212. Victims' rights associated with habeas corpus proceedings.
Sec. 213. Kidnapping jurisdiction.
Sec. 214. Marital communication and adverse spousal privilege.
Sec. 215. Abuse and neglect of Indian children.
Sec. 216. Improvements to the Bail Reform Act to address sex crimes and other matters.

TITLE III—CIVIL COMMITMENT OF DANGEROUS SEX OFFENDERS

Sec. 301. Jimmy Ryce State civil commitment programs for sexually dangerous persons.
Sec. 302. Jimmy Ryce civil commitment program.

TITLE IV—IMMIGRATION LAW REFORMS TO PREVENT SEX OFFENDERS FROM ABUSING CHILDREN

Sec. 401. Failure to register a deportable offense.
Sec. 402. Barring convicted sex offenders from having family-based petitions approved.

TITLE V—CHILD PORNOGRAPHY PREVENTION

Sec. 501. Findings.
Sec. 502. Other record keeping requirements.
Sec. 503. Record keeping requirements for simulated sexual conduct.
Sec. 504. Prevention of distribution of child pornography used as evidence in prosecutions.
Sec. 505. Authorizing civil and criminal asset forfeiture in child exploitation and obscenity cases.
Sec. 506. Prohibiting the production of obscenity as well as transportation, distribution, and sale.
Sec. 507. Guardians ad litem.

TITLE VI—GRANTS, STUDIES, AND PROGRAMS FOR CHILDREN AND COMMUNITY SAFETY

Subtitle A—Mentoring Matches for Youth Act

Sec. 601. Short title.
Sec. 602. Findings.
Sec. 603. Grant program for expanding Big Brothers Big Sisters mentoring program.
Sec. 604. Biannual report.
Sec. 605. Authorization of appropriations.

Subtitle B—National Police Athletic League Youth Enrichment Act

Sec. 611. Short title.
Sec. 612. Findings.
Sec. 613. Purpose.
Sec. 614. Grants authorized.
Sec. 615. Use of funds.
Sec. 616. Authorization of appropriations.
Sec. 617. Name of League.

Subtitle C—Grants, Studies, and Other Provisions

Sec. 621. Pilot program for monitoring sexual offenders.
Sec. 622. Treatment and management of sex offenders in the Bureau of Prisons.
Sec. 623. Sex offender apprehension grants; juvenile sex offender treatment grants.
Sec. 624. Assistance for prosecution of cases cleared through use of DNA backlog clearance funds.
Sec. 625. Grants to combat sexual abuse of children.
Sec. 626. Crime prevention campaign grant.
Sec. 627. Grants for fingerprinting programs for children.
Sec. 628. Grants for Rape, Abuse & Incest National Network.
Sec. 629. Children's safety online awareness campaigns.
Sec. 630. Grants for online child safety programs.
Sec. 631. Jessica Lunsford Address Verification Grant Program.
Sec. 632. Fugitive safe surrender.
Sec. 633. National registry of substantiated cases of child abuse.
Sec. 634. Comprehensive examination of sex offender issues.
Sec. 635. Annual report on enforcement of registration requirements.
Sec. 636. Government Accountability Office studies on feasibility of using driver's license registration processes as additional registration requirements for sex offenders.
Sec. 637. Sex offender risk classification study.
Sec. 638. Study of the effectiveness of restricting the activities of sex offenders to reduce the occurrence of repeat offenses.
Sec. 639. The justice for Crime Victims Family Act.

TITLE VII—INTERNET SAFETY ACT

Sec. 701. Child exploitation enterprises.
Sec. 702. Increased penalties for registered sex offenders.
Sec. 703. Deception by embedded words or images.
Sec. 704. Additional prosecutors for offenses relating to the sexual exploitation of children.
Sec. 705. Additional computer-related resources.
Sec. 706. Additional ICAC Task Forces.
Sec. 707. Masha's Law.

SEC. 2. IN RECOGNITION OF JOHN AND REVÉ WALSH ON THE OCCASION OF THE 25TH ANNIVERSARY OF ADAM WALSH'S ABDUCTION AND MURDER.

(a) ADAM WALSH'S ABDUCTION AND MURDER.—On July 27, 1981, in Hollywood, Florida, 6-year-old Adam Walsh was abducted at a mall. Two weeks later, some of Adam's remains were discovered in a canal more than 100 miles from his home.

(b) JOHN AND REVÉ WALSH'S COMMITMENT TO THE SAFETY OF CHILDREN.—Since the abduction and murder of their son Adam, both John and Revé Walsh have dedicated themselves to protecting children from child predators, preventing attacks on our children, and bringing child predators to justice. Their commitment has saved the lives of numerous children. Congress, and the American people, honor John and Revé Walsh for their dedication to the well-being and safety of America's children.

TITLE I—SEX OFFENDER REGISTRATION AND NOTIFICATION ACT

SEC. 101. SHORT TITLE.

This title may be cited as the ''Sex Offender Registration and Notification Act''.

SEC. 102. DECLARATION OF PURPOSE.

In order to protect the public from sex offenders and offenders against children, and in response to the vicious attacks by violent predators against the victims listed below, Congress in this Act establishes a comprehensive national system for the registration of those offenders:

(1) Jacob Wetterling, who was 11 years old, was abducted in 1989 in Minnesota, and remains missing.

(2) Megan Nicole Kanka, who was 7 years old, was abducted, sexually assaulted, and murdered in 1994, in New Jersey.

(3) Pam Lychner, who was 31 years old, was attacked by a career offender in Houston, Texas.

(4) Jetseta Gage, who was 10 years old, was kidnapped, sexually assaulted, and murdered in 2005, in Cedar Rapids, Iowa.

(5) Dru Sjodin, who was 22 years old, was sexually assaulted and murdered in 2003, in North Dakota.

(6) Jessica Lunsford, who was 9 years old, was abducted, sexually assaulted, buried alive, and murdered in 2005, in Homosassa, Florida.

(7) Sarah Lunde, who was 13 years old, was strangled and murdered in 2005, in Ruskin, Florida.

(8) Amie Zyla, who was 8 years old, was sexually assaulted in 1996 by a juvenile offender in Waukesha, Wisconsin, and has become an advocate for child victims and protection of children from juvenile sex offenders.

(9) Christy Ann Fornoff, who was 13 years old, was abducted, sexually assaulted, and murdered in 1984, in Tempe, Arizona.

(10) Alexandra Nicole Zapp, who was 30 years old, was brutally attacked and murdered in a public restroom by a repeat sex offender in 2002, in Bridgewater, Massachusetts.

(11) Polly Klaas, who was 12 years old, was abducted, sexually assaulted, and murdered in 1993 by a career offender in California.

(12) Jimmy Ryce, who was 9 years old, was kidnapped and murdered in Florida on September 11, 1995.

(13) Carlie Brucia, who was 11 years old, was abducted and murdered in Florida in February, 2004.

(14) Amanda Brown, who was 7 years old, was abducted and murdered in Florida in 1998.

(15) Elizabeth Smart, who was 14 years old, was abducted in Salt Lake City, Utah in June 2002.

(16) Molly Bish, who was 16 years old, was abducted in 2000 while working as a lifeguard in Warren, Massachusetts, where her remains were found 3 years later.

(17) Samantha Runnion, who was 5 years old, was abducted, sexually assaulted, and murdered in California on July 15, 2002.

SEC. 103. ESTABLISHMENT OF PROGRAM.

This Act establishes the Jacob Wetterling, Megan Nicole Kanka, and Pam Lychner Sex Offender Registration and Notification Program.

Subtitle A—Sex Offender Registration and Notification

SEC. 111. RELEVANT DEFINITIONS, INCLUDING AMIE ZYLA EXPANSION OF SEX OFFENDER DEFINITION AND EXPANDED INCLUSION OF CHILD PREDATORS.

In this title the following definitions apply:

(1) SEX OFFENDER.—The term ''sex offender'' means an individual who was convicted of a sex offense.

(2) TIER I SEX OFFENDER.—The term ''tier I sex offender'' means a sex offender other than a tier II or tier III sex offender.

(3) TIER II SEX OFFENDER.—The term ''tier II sex offender'' means a sex offender other than a tier III sex offender whose offense is punishable by imprisonment for more than 1 year and—

(A) is comparable to or more severe than the following offenses, when committed against a minor, or an attempt or conspiracy to commit such an offense against a minor:

(i) sex trafficking (as described in section 1591 of title 18, United States Code);

(ii) coercion and enticement (as described in section 2422(b) of title 18, United States Code);

(iii) transportation with intent to engage in criminal sexual activity (as described in section 2423(a)) of title 18, United States Code;

(iv) abusive sexual contact (as described in section 2244 of title 18, United States Code);

(B) involves—

(i) use of a minor in a sexual performance;

(ii) solicitation of a minor to practice prostitution; or

(iii) production or distribution of child pornography; or

(C) occurs after the offender becomes a tier I sex offender.

(4) TIER III SEX OFFENDER.—The term ''tier III sex offender'' means a sex offender whose offense is punishable by imprisonment for more than 1 year and—

(A) is comparable to or more severe than the following offenses, or an attempt or conspiracy to commit such an offense:

(i) aggravated sexual abuse or sexual abuse (as described in sections 2241 and 2242 of title 18, United States Code); or

(ii) abusive sexual contact (as described in section 2244 of title 18, United States Code) against a minor who has not attained the age of 13 years;

(B) involves kidnapping of a minor (unless committed by a parent or guardian); or

(C) occurs after the offender becomes a tier II sex offender.

(5) AMIE ZYLA EXPANSION OF SEX OFFENSE DEFINITION.—

(A) GENERALLY.—Except as limited by subparagraph (B) or (C), the term ''sex offense'' means—

(i) a criminal offense that has an element involving a sexual act or sexual contact with another;

(ii) a criminal offense that is a specified offense against a minor;

(iii) a Federal offense (including an offense prosecuted under section 1152 or 1153 of title 18, United States Code) under section 1591, or chapter 109A, 110 (other than section 2257, 2257A, or 2258), or 117, of title 18, United States Code;

(iv) a military offense specified by the Secretary of Defense under section 115(a)(8)(C)(i) of Public Law 105–119 (10 U.S.C. 951 note); or

(v) an attempt or conspiracy to commit an offense described in clauses (i) through (iv).

(B) FOREIGN CONVICTIONS.—A foreign conviction is not a sex offense for the purposes of this title if it was not obtained with sufficient safeguards for fundamental fairness and due process for the accused under guidelines or regulations established under section 112.

(C) OFFENSES INVOLVING CONSENSUAL SEXUAL CONDUCT.—An offense involving consensual sexual conduct is not a sex offense for the purposes of this title if the victim was an adult, unless the adult was under the custodial authority of the offender at the time of the offense, or if the victim was at least 13 years old and the offender was not more than 4 years older than the victim.

(6) CRIMINAL OFFENSE.—The term ''criminal offense'' means a State, local, tribal, foreign, or military offense (to the extent specified by the Secretary of Defense under section 115(a)(8)(C)(i) of Public Law 105–119 (10 U.S.C. 951 note)) or other criminal offense.

(7) EXPANSION OF DEFINITION OF ''SPECIFIED OFFENSE AGAINST A MINOR'' TO INCLUDE ALL OFFENSES BY CHILD PREDATORS.—The term ''specified offense against a minor'' means an offense against a minor that involves any of the following:

(A) An offense (unless committed by a parent or guardian) involving kidnapping.

(B) An offense (unless committed by a parent or guardian) involving false imprisonment.

(C) Solicitation to engage in sexual conduct.

(D) Use in a sexual performance.

(E) Solicitation to practice prostitution.

(F) Video voyeurism as described in section 1801 of title 18, United States Code.

(G) Possession, production, or distribution of child pornography.

(H) Criminal sexual conduct involving a minor, or the use of the Internet to facilitate or attempt such conduct.

(I) Any conduct that by its nature is a sex offense against a minor.

(8) CONVICTED AS INCLUDING CERTAIN JUVENILE ADJUDICATIONS.—The term ''convicted'' or a variant thereof, used with respect to a sex offense, includes adjudicated delinquent as a juvenile for that offense, but only if the offender is 14 years of age or older at the time of the offense and the offense adjudicated was comparable to or more severe than aggravated sexual abuse (as described in section 2241 of title 18, United States Code), or was an attempt or conspiracy to commit such an offense.

(9) SEX OFFENDER REGISTRY.—The term ''sex offender registry'' means a registry of sex offenders, and a notification program, maintained by a jurisdiction.

(10) JURISDICTION.—The term ''jurisdiction'' means any of the following:

(A) A State.

(B) The District of Columbia.

(C) The Commonwealth of Puerto Rico.

(D) Guam.

(E) American Samoa.

(F) The Northern Mariana Islands.

(G) The United States Virgin Islands.

(H) To the extent provided and subject to the requirements of section 127, a federally recognized Indian tribe.

(11) STUDENT.—The term ''student'' means an individual who enrolls in or attends an educational institution, including (whether public or private) a secondary school, trade or professional school, and institution of higher education.

(12) EMPLOYEE.—The term ''employee'' includes an individual who is self-employed or works for any other entity, whether compensated or not.

(13) RESIDES.—The term ''resides'' means, with respect to an individual, the location of the individual's home or other place where the individual habitually lives.

(14) MINOR.—The term ''minor'' means an individual who has not attained the age of 18 years.

SEC. 112. REGISTRY REQUIREMENTS FOR JURISDICTIONS.

(a) JURISDICTION TO MAINTAIN A REGISTRY.—Each jurisdiction shall maintain a jurisdiction-wide sex offender registry conforming to the requirements of this title.

(b) GUIDELINES AND REGULATIONS.—The Attorney General shall issue guidelines and regulations to interpret and implement this title.

SEC. 113. REGISTRY REQUIREMENTS FOR SEX OFFENDERS.

(a) IN GENERAL.—A sex offender shall register, and keep the registration current, in each jurisdiction where the offender resides, where the offender is an employee, and where the offender is a student. For initial registration purposes only, a sex offender shall also register in the jurisdiction in which convicted if such jurisdiction is different from the jurisdiction of residence.

(b) INITIAL REGISTRATION.—The sex offender shall initially register—

(1) before completing a sentence of imprisonment with respect to the offense giving rise to the registration requirement; or

(2) not later than 3 business days after being sentenced for that offense, if the sex offender is not sentenced to a term of imprisonment.

(c) KEEPING THE REGISTRATION CURRENT.—A sex offender shall, not later than 3 business days after each change of name, residence, employment, or student status, appear in person in at least 1 jurisdiction involved pursuant to subsection (a) and inform that jurisdiction of all changes in the information required for that offender in the sex offender registry. That jurisdiction shall immediately provide that information to all other jurisdictions in which the offender is required to register.

(d) INITIAL REGISTRATION OF SEX OFFENDERS UNABLE TO COMPLY WITH SUBSECTION (b).—The Attorney General shall have the authority to specify the applicability of the requirements of this title to sex offenders convicted before the enactment of this Act or its implementation in a particular jurisdiction, and to prescribe rules for the registration of any such sex offenders and for other categories of sex offenders who are unable to comply with subsection (b).

(e) STATE PENALTY FOR FAILURE TO COMPLY.—Each jurisdiction, other than a Federally recognized Indian tribe, shall provide a criminal penalty that includes a maximum term of imprisonment that is greater than 1 year for the failure of a sex offender to comply with the requirements of this title.

SEC. 114. INFORMATION REQUIRED IN REGISTRATION.

(a) PROVIDED BY THE OFFENDER.—The sex offender shall provide the following information to the appropriate official for inclusion in the sex offender registry:

(1) The name of the sex offender (including any alias used by the individual).

(2) The Social Security number of the sex offender.

(3) The address of each residence at which the sex offender resides or will reside.

(4) The name and address of any place where the sex offender is an employee or will be an employee.

(5) The name and address of any place where the sex offender is a student or will be a student.

(6) The license plate number and a description of any vehicle owned or operated by the sex offender.

(7) Any other information required by the Attorney General.

(b) PROVIDED BY THE JURISDICTION.—The jurisdiction in which the sex offender registers shall ensure that the following information is included in the registry for that sex offender:

(1) A physical description of the sex offender.

(2) The text of the provision of law defining the criminal offense for which the sex offender is registered.

(3) The criminal history of the sex offender, including the date of all arrests and convictions; the status of parole, probation, or supervised release; registration status; and the existence of any outstanding arrest warrants for the sex offender.

(4) A current photograph of the sex offender.

(5) A set of fingerprints and palm prints of the sex offender.

(6) A DNA sample of the sex offender.

(7) A photocopy of a valid driver's license or identification card issued to the sex offender by a jurisdiction.

(8) Any other information required by the Attorney General.

SEC. 115. DURATION OF REGISTRATION REQUIREMENT.

(a) FULL REGISTRATION PERIOD.—A sex offender shall keep the registration current for the full registration period (excluding any time the sex offender is in custody or civilly committed) unless the offender is allowed a reduction under subsection (b). The full registration period is—

(1) 15 years, if the offender is a tier I sex offender;

(2) 25 years, if the offender is a tier II sex offender; and

(3) the life of the offender, if the offender is a tier III sex offender.

(b) REDUCED PERIOD FOR CLEAN RECORD.—

(1) CLEAN RECORD.—The full registration period shall be reduced as described in paragraph

(3) for a sex offender who maintains a clean record for the period described in paragraph (2) by—

(A) not being convicted of any offense for which imprisonment for more than 1 year may be imposed;

(B) not being convicted of any sex offense;

(C) successfully completing any periods of supervised release, probation, and parole; and

(D) successfully completing of an appropriate sex offender treatment program certified by a jurisdiction or by the Attorney General.

(2) PERIOD.—In the case of—

(A) a tier I sex offender, the period during which the clean record shall be maintained is 10 years; and

(B) a tier III sex offender adjudicated delinquent for the offense which required registration in a sex registry under this title, the period during which the clean record shall be maintained is 25 years.

(3) REDUCTION.—In the case of—

(A) a tier I sex offender, the reduction is 5 years;

(B) a tier III sex offender adjudicated delinquent, the reduction is from life to that period for which the clean record under paragraph (2) is maintained.

SEC. 116. PERIODIC IN PERSON VERIFICATION.

A sex offender shall appear in person, allow the jurisdiction to take a current photograph, and verify the information in each registry in which that offender is required to be registered not less frequently than—

(1) each year, if the offender is a tier I sex offender;

(2) every 6 months, if the offender is a tier II sex offender; and

(3) every 3 months, if the offender is a tier III sex offender.

SEC. 117. DUTY TO NOTIFY SEX OFFENDERS OF REGISTRATION REQUIREMENTS AND TO REGISTER.

(a) IN GENERAL.—An appropriate official shall, shortly before release of the sex offender from custody, or, if the sex offender is not in custody, immediately after the sentencing of the sex offender, for the offense giving rise to the duty to register—

(1) inform the sex offender of the duties of a sex offender under this title and explain those duties;

(2) require the sex offender to read and sign a form stating that the duty to register has been explained and that the sex offender understands the registration requirement; and

(3) ensure that the sex offender is registered.

(b) NOTIFICATION OF SEX OFFENDERS WHO CANNOT COMPLY WITH SUBSECTION (a).—The Attorney General shall prescribe rules for the notification of sex offenders who cannot be registered in accordance with subsection (a).

SEC. 118. PUBLIC ACCESS TO SEX OFFENDER INFORMATION THROUGH THE INTERNET.

(a) IN GENERAL.—Except as provided in this section, each jurisdiction shall make available on the Internet, in a manner that is readily accessible to all jurisdictions and to the public, all information about each sex offender in the registry. The jurisdiction shall maintain the Internet site in a manner that will permit the public to obtain relevant information for each sex offender by a single query for any given zip code or geographic radius set by the user. The jurisdiction shall also include in the design of its Internet site all field search capabilities needed for full participation in the Dru Sjodin National Sex Offender Public Website and shall participate in that website as provided by the Attorney General.

(b) MANDATORY EXEMPTIONS.—A jurisdiction shall exempt from disclosure—

(1) the identity of any victim of a sex offense;

(2) the Social Security number of the sex offender;

(3) any reference to arrests of the sex offender that did not result in conviction; and

(4) any other information exempted from disclosure by the Attorney General.

(c) OPTIONAL EXEMPTIONS.—A jurisdiction may exempt from disclosure—

(1) any information about a tier I sex offender convicted of an offense other than a specified offense against a minor;

(2) the name of an employer of the sex offender;

(3) the name of an educational institution where the sex offender is a student; and

(4) any other information exempted from disclosure by the Attorney General.

(d) LINKS.—The site shall include, to the extent practicable, links to sex offender safety and education resources.

(e) CORRECTION OF ERRORS.—The site shall include instructions on how to seek correction of information that an individual contends is erroneous.

(f) WARNING.—The site shall include a warning that information on the site should not be used to unlawfully injure, harass, or commit a crime against any individual named in the registry or residing or working at any reported address. The warning shall note that any such action could result in civil or criminal penalties.

SEC. 119. NATIONAL SEX OFFENDER REGISTRY.

(a) INTERNET.—The Attorney General shall maintain a national database at the Federal Bureau of Investigation for each sex offender and any other person required to register in a jurisdiction's sex offender registry. The database shall be known as the National Sex Offender Registry.

(b) ELECTRONIC FORWARDING.—The Attorney General shall ensure (through the National Sex Offender Registry or otherwise) that updated information about a sex offender is immediately transmitted by electronic forwarding to all relevant jurisdictions.

SEC. 120. DRU SJODIN NATIONAL SEX OFFENDER PUBLIC WEBSITE.

(a) ESTABLISHMENT.—There is established the Dru Sjodin National Sex Offender Public Website (hereinafter in this section referred to as the ''Website''), which the Attorney General shall maintain.

(b) INFORMATION TO BE PROVIDED.—The Website shall include relevant information for each sex offender and other person listed on a jurisdiction's Internet site. The Website shall allow the public to obtain relevant information for each sex offender by a single query for any given zip code or geographical radius set by the user in a form and with such limitations as may be established by the Attorney General and shall have such other field search capabilities as the Attorney General may provide.

SEC. 121. MEGAN NICOLE KANKA AND ALEXANDRA NICOLE ZAPP COMMUNITY NOTIFICATION PROGRAM.

(a) ESTABLISHMENT OF PROGRAM.—There is established the Megan Nicole Kanka and Alexandra Nicole Zapp Community Notification Program (hereinafter in this section referred to as the ''Program'').

(b) PROGRAM NOTIFICATION.—Except as provided in subsection (c), immediately after a sex offender registers or updates a registration, an appropriate official in the jurisdiction shall provide the information in the registry (other than information exempted from disclosure by the Attorney General) about that offender to the following:

(1) The Attorney General, who shall include that information in the National Sex Offender Registry or other appropriate databases.

(2) Appropriate law enforcement agencies (including probation agencies, if appropriate), and each school and public housing agency, in each area in which the individual resides, is an employee or is a student.

(3) Each jurisdiction where the sex offender resides, is an employee, or is a student, and each jurisdiction from or to which a change of residence, employment, or student status occurs.

(4) Any agency responsible for conducting employment-related background checks under section 3 of the National Child Protection Act of 1993 (42 U.S.C. 5119a).

(5) Social service entities responsible for protecting minors in the child welfare system.

(6) Volunteer organizations in which contact with minors or other vulnerable individuals might occur.

(7) Any organization, company, or individual who requests such notification pursuant to procedures established by the jurisdiction.

(c) FREQUENCY.—Notwithstanding subsection (b), an organization or individual described in subsection (b)(6) or (b)(7) may opt to receive the notification described in that subsection no less frequently than once every five business days.

SEC. 122. ACTIONS TO BE TAKEN WHEN SEX OFFENDER FAILS TO COMPLY.

An appropriate official shall notify the Attorney General and appropriate law enforcement agencies of any failure by a sex offender to comply with the requirements of a registry and revise the jurisdiction's registry to reflect the nature of that failure. The appropriate official, the Attorney General, and each such law enforcement agency shall take any appropriate action to ensure compliance.

SEC. 123. DEVELOPMENT AND AVAILABILITY OF REGISTRY MANAGEMENT AND WEBSITE SOFTWARE.

(a) DUTY TO DEVELOP AND SUPPORT.—The Attorney General shall, in consultation with the jurisdictions, develop and support software to enable jurisdictions to establish and operate uniform sex offender registries and Internet sites.

(b) CRITERIA.—The software should facilitate—

(1) immediate exchange of information among jurisdictions;

(2) public access over the Internet to appropriate information, including the number of registered sex offenders in each jurisdiction on a current basis;

(3) full compliance with the requirements of this title; and

(4) communication of information to community notification program participants as required under section 121.

(c) DEADLINE.—The Attorney General shall make the first complete edition of this software available to jurisdictions within 2 years of the date of the enactment of this Act.

SEC. 124. PERIOD FOR IMPLEMENTATION BY JURISDICTIONS.

(a) DEADLINE.—Each jurisdiction shall implement this title before the later of—

(1) 3 years after the date of the enactment of this Act; and

(2) 1 year after the date on which the software described in section 123 is available.

(b) EXTENSIONS.—The Attorney General may authorize up to two 1-year extensions of the deadline.

SEC. 125. FAILURE OF JURISDICTION TO COMPLY.

(a) IN GENERAL.—For any fiscal year after the end of the period for implementation, a jurisdiction that fails, as determined by the Attorney General, to substantially implement this title shall not receive 10 percent of the funds that would otherwise be allocated for that fiscal year to the jurisdiction under subpart 1 of part E of title I of the Omnibus Crime Control and Safe Streets Act of 1968 (42 U.S.C. 3750 et seq.).

(b) STATE CONSTITUTIONALITY.—

(1) IN GENERAL.—When evaluating whether a jurisdiction has substantially implemented this title, the Attorney General shall consider whether the jurisdiction is unable to substantially implement this title because of a demonstrated inability to implement certain provisions that would place the jurisdiction in violation of its constitution, as determined by a ruling of the jurisdiction's highest court.

(2) EFFORTS.—If the circumstances arise under paragraph (1), then the Attorney General and the jurisdiction shall make good faith efforts to accomplish substantial implementation of this title and to reconcile any conflicts between this title and the jurisdiction's constitution. In considering whether compliance with

the requirements of this title would likely violate the jurisdiction's constitution or an interpretation thereof by the jurisdiction's highest court, the Attorney General shall consult with the chief executive and chief legal officer of the jurisdiction concerning the jurisdiction's interpretation of the jurisdiction's constitution and rulings thereon by the jurisdiction's highest court.

(3) ALTERNATIVE PROCEDURES.—If the jurisdiction is unable to substantially implement this title because of a limitation imposed by the jurisdiction's constitution, the Attorney General may determine that the jurisdiction is in compliance with this Act if the jurisdiction has made, or is in the process of implementing reasonable alternative procedures or accommodations, which are consistent with the purposes of this Act.

(4) FUNDING REDUCTION.—If a jurisdiction does not comply with paragraph (3), then the jurisdiction shall be subject to a funding reduction as specified in subsection (a).

(c) REALLOCATION.—Amounts not allocated under a program referred to in this section to a jurisdiction for failure to substantially implement this title shall be reallocated under that program to jurisdictions that have not failed to substantially implement this title or may be reallocated to a jurisdiction from which they were withheld to be used solely for the purpose of implementing this title.

(d) RULE OF CONSTRUCTION.—The provisions of this title that are cast as directions to jurisdictions or their officials constitute, in relation to States, only conditions required to avoid the reduction of Federal funding under this section.

SEC. 126. SEX OFFENDER MANAGEMENT ASSISTANCE (SOMA) PROGRAM.

(a) IN GENERAL.—The Attorney General shall establish and implement a Sex Offender Management Assistance program (in this title referred to as the ''SOMA program''), under which the Attorney General may award a grant to a jurisdiction to offset the costs of implementing this title.

(b) APPLICATION.—The chief executive of a jurisdiction desiring a grant under this section shall, on an annual basis, submit to the Attorney General an application in such form and containing such information as the Attorney General may require.

(c) BONUS PAYMENTS FOR PROMPT COMPLIANCE.—A jurisdiction that, as determined by the Attorney General, has substantially implemented this title not later than 2 years after the date of the enactment of this Act is eligible for a bonus payment. The Attorney General may make such a payment under the SOMA program for the first fiscal year beginning after that determination. The amount of the payment shall be—

(1) 10 percent of the total received by the jurisdiction under the SOMA program for the preceding fiscal year, if that implementation is not later than 1 year after the date of enactment of this Act; and

(2) 5 percent of such total, if not later than 2 years after that date.

(d) AUTHORIZATION OF APPROPRIATIONS.—In addition to any amounts otherwise authorized to be appropriated, there are authorized to be appropriated such sums as may be necessary to the Attorney General, to be available only for the SOMA program, for fiscal years 2007 through 2009.

SEC. 127. ELECTION BY INDIAN TRIBES.

(a) ELECTION.—

(1) IN GENERAL.—A federally recognized Indian tribe may, by resolution or other enactment of the tribal council or comparable governmental body—

(A) elect to carry out this subtitle as a jurisdiction subject to its provisions; or

(B) elect to delegate its functions under this subtitle to another jurisdiction or jurisdictions within which the territory of the tribe is located and to provide access to its territory and such other cooperation and assistance as may be needed to enable such other jurisdiction or jurisdictions to carry out and enforce the requirements of this subtitle.

(2) IMPUTED ELECTION IN CERTAIN CASES.—A tribe shall be treated as if it had made the election described in paragraph (1)(B) if—

(A) it is a tribe subject to the law enforcement jurisdiction of a State under section 1162 of title 18, United States Code;

(B) the tribe does not make an election under paragraph (1) within 1 year of the enactment of this Act or rescinds an election under paragraph (1)(A); or

(C) the Attorney General determines that the tribe has not substantially implemented the requirements of this subtitle and is not likely to become capable of doing so within a reasonable amount of time.

(b) COOPERATION BETWEEN TRIBAL AUTHORITIES AND OTHER JURISDICTIONS.—

(1) NONDUPLICATION.—A tribe subject to this subtitle is not required to duplicate functions under this subtitle which are fully carried out by another jurisdiction or jurisdictions within which the territory of the tribe is located.

(2) COOPERATIVE AGREEMENTS.—A tribe may, through cooperative agreements with such a jurisdiction or jurisdictions—

(A) arrange for the tribe to carry out any function of such a jurisdiction under this subtitle with respect to sex offenders subject to the tribe's jurisdiction; and

(B) arrange for such a jurisdiction to carry out any function of the tribe under this subtitle with respect to sex offenders subject to the tribe's jurisdiction.

SEC. 128. REGISTRATION OF SEX OFFENDERS ENTERING THE UNITED STATES.

The Attorney General, in consultation with the Secretary of State and the Secretary of Homeland Security, shall establish and maintain a system for informing the relevant jurisdictions about persons entering the United States who are required to register under this title. The Secretary of State and the Secretary of Homeland Security shall provide such information and carry out such functions as the Attorney General may direct in the operation of the system.

SEC. 129. REPEAL OF PREDECESSOR SEX OFFENDER PROGRAM.

(a) REPEAL.—Sections 170101 (42 U.S.C. 14071) and 170102 (42 U.S.C. 14072) of the Violent Crime Control and Law Enforcement Act of 1994, and section 8 of the Pam Lychner Sexual Offender Tracking and Identification Act of 1996 (42 U.S.C. 14073), are repealed.

(b) EFFECTIVE DATE.—Notwithstanding any other provision of this Act, this section shall take effect on the date of the deadline determined in accordance with section 124(a).

SEC. 130. LIMITATION ON LIABILITY FOR THE NATIONAL CENTER FOR MISSING AND EXPLOITED CHILDREN.

Section 227 of the Victims of Child Abuse Act of 1990 (42 U.S.C. 13032) is amended by adding at the end the following:

''(g) LIMITATION ON LIABILITY.—

''(1) IN GENERAL.—Except as provided in paragraphs (2) and (3), the National Center for Missing and Exploited Children, including any of its directors, officers, employees, or agents, is not liable in any civil or criminal action arising from the performance of its CyberTipline responsibilities and functions, as defined by this section, or from its efforts to identify child victims.

''(2) INTENTIONAL, RECKLESS, OR OTHER MISCONDUCT.—Paragraph (1) does not apply in an action in which a party proves that the National Center for Missing and Exploited Children, or its officer, employee, or agent as the case may be, engaged in intentional misconduct or acted, or failed to act, with actual malice, with reckless disregard to a substantial risk of causing injury without legal justification, or for a purpose unrelated to the performance of responsibilities or functions under this section.

''(3) ORDINARY BUSINESS ACTIVITIES.—Paragraph (1) does not apply to an act or omission related to an ordinary business activity, such as an activity involving general administration or operations, the use of motor vehicles, or personnel management.''.

SEC. 131. IMMUNITY FOR GOOD FAITH CONDUCT.

The Federal Government, jurisdictions, political subdivisions of jurisdictions, and their agencies, officers, employees, and agents shall be immune from liability for good faith conduct under this title.

Subtitle B—Improving Federal Criminal Law Enforcement To Ensure Sex Offender Compliance With Registration and Notification Requirements and Protection of Children From Violent Predators

SEC. 141. AMENDMENTS TO TITLE 18, UNITED STATES CODE, RELATING TO SEX OFFENDER REGISTRATION.

(a) CRIMINAL PENALTIES FOR NONREGISTRATION.—

(1) IN GENERAL.—Part I of title 18, United States Code, is amended by inserting after chapter 109A the following:

''CHAPTER 109B—SEX OFFENDER AND CRIMES AGAINST CHILDREN REGISTRY

''Sec.
''2250. Failure to register.

''§ 2250. Failure to register

''(a) IN GENERAL.—Whoever—

''(1) is required to register under the Sex Offender Registration and Notification Act;

''(2)(A) is a sex offender as defined for the purposes of the Sex Offender Registration and Notification Act by reason of a conviction under Federal law (including the Uniform Code of Military Justice), the law of the District of Columbia, Indian tribal law, or the law of any territory or possession of the United States; or

''(B) travels in interstate or foreign commerce, or enters or leaves, or resides in, Indian country; and

''(3) knowingly fails to register or update a registration as required by the Sex Offender Registration and Notification Act;

shall be fined under this title or imprisoned not more than 10 years, or both.

''(b) AFFIRMATIVE DEFENSE.—In a prosecution for a violation under subsection (a), it is an affirmative defense that—

''(1) uncontrollable circumstances prevented the individual from complying;

''(2) the individual did not contribute to the creation of such circumstances in reckless disregard of the requirement to comply; and

''(3) the individual complied as soon as such circumstances ceased to exist.

''(c) CRIME OF VIOLENCE.—

''(1) IN GENERAL.—An individual described in subsection (a) who commits a crime of violence under Federal law (including the Uniform Code of Military Justice), the law of the District of Columbia, Indian tribal law, or the law of any territory or possession of the United States shall be imprisoned for not less than 5 years and not more than 30 years.

''(2) ADDITIONAL PUNISHMENT.—The punishment provided in paragraph (1) shall be in addition and consecutive to the punishment provided for the violation described in subsection (a).''.

(2) CLERICAL AMENDMENT.—The table of chapters for part I of title 18, United States Code, is amended by inserting after the item relating to chapter 109A the following:

''109B. Sex offender and crimes against children registry ..... 2250''.

(b) DIRECTIVE TO THE UNITED STATES SENTENCING COMMISSION.—In promulgating guidelines for use of a sentencing court in determining the sentence to be imposed for the offense specified in subsection (a), the United States Sentencing Commission shall consider the following matters, in addition to the matters specified in section 994 of title 28, United States Code:

(1) Whether the person committed another sex offense in connection with, or during, the period for which the person failed to register.

(2) Whether the person committed an offense against a minor in connection with, or during, the period for which the person failed to register.

(3) Whether the person voluntarily attempted to correct the failure to register.

(4) The seriousness of the offense which gave rise to the requirement to register, including whether such offense is a tier I, tier II, or tier III offense, as those terms are defined in section 111.

(5) Whether the person has been convicted or adjudicated delinquent for any offense other than the offense which gave rise to the requirement to register.

(c) FALSE STATEMENT OFFENSE.—Section 1001(a) of title 18, United States Code, is amended by adding at the end the following: ''If the matter relates to an offense under chapter 109A, 109B, 110, or 117, or section 1591, then the term of imprisonment imposed under this section shall be not more than 8 years.''.

(d) PROBATION.—Paragraph (8) of section 3563(a) of title 18, United States Code, is amended to read as follows:

''(8) for a person required to register under the Sex Offender Registration and Notification Act, that the person comply with the requirements of that Act; and''.

(e) SUPERVISED RELEASE.—Section 3583 of title 18, United States Code, is amended—

(1) in subsection (d), in the sentence beginning with ''The court shall order, as an explicit condition of supervised release for a person described in section 4042(c)(4)'', by striking ''described in section 4042(c)(4)'' and all that follows through the end of the sentence and inserting ''required to register under the Sex Offender Registration and Notification Act, that the person comply with the requirements of that Act.''.

(2) in subsection (k)—

(A) by striking ''2244(a)(1), 2244(a)(2)'' and inserting ''2243, 2244, 2245, 2250'';

(B) by inserting ''not less than 5,'' after ''any term of years''; and

(C) by adding at the end the following: ''If a defendant required to register under the Sex Offender Registration and Notification Act commits any criminal offense under any of chapters 109A, 110, or 117, or sections 1201 or 1591, for which imprisonment for a term longer than 1 year can be imposed, the court shall revoke the term of supervised release and require the defendant to serve a term of imprisonment under subsection (e)(3) without regard to the exception contained therein. Such term shall be not less than 5 years.''.

(f) DUTIES OF THE BUREAU OF PRISONS.—Paragraph (3) of section 4042(c) of title 18, United States Code, is amended to read as follows:

''(3) The Director of the Bureau of Prisons shall inform a person who is released from prison and required to register under the Sex Offender Registration and Notification Act of the requirements of that Act as they apply to that person and the same information shall be provided to a person sentenced to probation by the probation officer responsible for supervision of that person.''.

(g) CONFORMING AMENDMENTS TO CROSS-REFERENCES.—Section 4042(c) of title 18, United States Code, is amended—

(1) in paragraph (1), by striking ''(4)'' and inserting ''(3), or any other person in a category specified by the Attorney General,''; and

(2) in paragraph (2)—

(A) in the first sentence, by striking ''shall be subject to a registration requirement as a sex offender'' and inserting ''shall register as required by the Sex Offender Registration and Notification Act''; and

(B) in the fourth sentence, by striking ''(4)'' and inserting ''(3)''.

(h) CONFORMING REPEAL OF DEADWOOD.—Paragraph (4) of section 4042(c) of title 18, United States Code, is repealed.

(i) MILITARY OFFENSES.—

(1) Section 115(a)(8)(C)(i) of Public Law 105–119 (111 Stat. 2466) is amended by striking ''which encompass'' and all that follows through ''and (B))'' and inserting ''which are sex offenses as that term is defined in the Sex Offender Registration and Notification Act''.

(2) Section 115(a)(8)(C)(iii) of Public Law 105–119 (111 Stat. 2466; 10 U.S.C. 951 note) is amended by striking ''the amendments made by subparagraphs (A) and (B)'' and inserting ''the Sex Offender Registration and Notification Act''.

(j) CONFORMING AMENDMENT RELATING TO PAROLE.—Section 4209(a) of title 18, United States Code, is amended in the second sentence by striking ''described'' and all that follows through the end of the sentence and inserting ''required to register under the Sex Offender Registration and Notification Act that the person comply with the requirements of that Act.''.

SEC. 142. FEDERAL ASSISTANCE WITH RESPECT TO VIOLATIONS OF REGISTRATION REQUIREMENTS.

(a) IN GENERAL.—The Attorney General shall use the resources of Federal law enforcement, including the United States Marshals Service, to assist jurisdictions in locating and apprehending sex offenders who violate sex offender registration requirements. For the purposes of section 566(e)(1)(B) of title 28, United States Code, a sex offender who violates a sex offender registration requirement shall be deemed a fugitive.

(b) AUTHORIZATION OF APPROPRIATIONS.—There are authorized to be appropriated such sums as may be necessary for fiscal years 2007 through 2009 to implement this section.

SEC. 143. PROJECT SAFE CHILDHOOD.

(a) ESTABLISHMENT OF PROGRAM.—Not later than 6 months after the date of enactment of this Act, the Attorney General shall create and maintain a Project Safe Childhood program in accordance with this section.

(b) INITIAL IMPLEMENTATION.—Except as authorized under subsection (c), funds authorized under this section may only be used for the following 5 purposes:

(1) Integrated Federal, State, and local efforts to investigate and prosecute child exploitation cases, including—

(A) the partnership by each United States Attorney with each Internet Crimes Against Children Task Force that is a part of the Internet Crimes Against Children Task Force Program authorized and funded under title IV of the Juvenile Justice and Delinquency Prevention Act of 1974 (42 U.S.C. 5771 et seq.) (referred to in this section as the ''ICAC Task Force Program'') that exists within the district of such attorney;

(B) the partnership by each United States Attorney with other Federal, State, and local law enforcement partners working in the district of such attorney to implement the program described in subsection (a);

(C) the development by each United States Attorney of a district-specific strategic plan to coordinate the investigation and prosecution of child exploitation crimes;

(D) efforts to identify and rescue victims of child exploitation crimes; and

(E) local training, educational, and awareness programs of such crimes.

(2) Major case coordination by the Department of Justice (or other Federal agencies as appropriate), including specific integration or cooperation, as appropriate, of—

(A) the Child Exploitation and Obscenity Section within the Department of Justice;

(B) the Innocent Images Unit of the Federal Bureau of Investigation;

(C) any task forces established in connection with the Project Safe Childhood program set forth under subsection (a); and

(D) the High Tech Investigative Unit within the Criminal Division of the Department of Justice.

(3) Increased Federal involvement in child pornography and enticement cases by providing additional investigative tools and increased penalties under Federal law.

(4) Training of Federal, State, and local law enforcement through programs facilitated by—

(A) the National Center for Missing and Exploited Children;

(B) the ICAC Task Force Program; and

(C) any other ongoing program regarding the investigation and prosecution of computer-facilitated crimes against children, including training and coordination regarding leads from—

(i) Federal law enforcement operations; and

(ii) the CyberTipline and Child Victim-Identification programs managed and maintained by the National Center for Missing and Exploited Children.

(5) Community awareness and educational programs through partnerships to provide national public awareness and educational programs through—

(A) the National Center for Missing and Exploited Children;

(B) the ICAC Task Force Program; and

(C) any other ongoing programs that—

(i) raises national awareness about the threat of online sexual predators; or

(ii) provides information to parents and children seeking to report possible violations of computer-facilitated crimes against children.

(c) EXPANSION OF PROJECT SAFE CHILDHOOD.—Notwithstanding subsection (b), funds authorized under this section may be also be used for the following purposes:

(1) The addition of not less than 8 Assistant United States Attorneys at the Department of Justice dedicated to the prosecution of cases in connection with the Project Safe Childhood program set forth under subsection (a).

(2) The creation, development, training, and deployment of not less than 10 new Internet Crimes Against Children task forces within the ICAC Task Force Program consisting of Federal, State, and local law enforcement personnel dedicated to the Project Safe Childhood program set forth under subsection (a), and the enhancement of the forensic capacities of existing Internet Crimes Against Children task forces.

(3) The development and enhancement by the Federal Bureau of Investigation of the Innocent Images task forces.

(4) Such other additional and related purposes as the Attorney General determines appropriate.

(d) AUTHORIZATION OF APPROPRIATIONS.—For the purpose of carrying out this section, there are authorized to be appropriated—

(1) for the activities described under subsection (b)—

(A) $18,000,000 for fiscal year 2007; and

(B) such sums as may be necessary for each of the 5 succeeding fiscal years; and

(2) for the activities described under subsection (c)—

(A) for fiscal year 2007—

(i) $15,000,000 for the activities under paragraph (1);

(ii) $10,000,000 for activities under paragraph (2); and

(iii) $4,000,000 for activities under paragraph (3); and

(B) such sums as may be necessary for each of the 5 succeeding fiscal years.

SEC. 144. FEDERAL ASSISTANCE IN IDENTIFICATION AND LOCATION OF SEX OFFENDERS RELOCATED AS A RESULT OF A MAJOR DISASTER.

The Attorney General shall provide assistance to jurisdictions in the identification and location of a sex offender relocated as a result of a major disaster.

SEC. 145. EXPANSION OF TRAINING AND TECHNOLOGY EFFORTS.

(a) TRAINING.—The Attorney General shall—

(1) expand training efforts with Federal, State, and local law enforcement officers and prosecutors to effectively respond to the threat to children and the public posed by sex offenders who use the Internet and technology to solicit or otherwise exploit children;

(2) facilitate meetings involving corporations that sell computer hardware and software or provide services to the general public related to use of the Internet, to identify problems associated with the use of technology for the purpose of exploiting children;

(3) host national conferences to train Federal, State, and local law enforcement officers, probation and parole officers, and prosecutors regarding pro-active approaches to monitoring sex offender activity on the Internet;

(4) develop and distribute, for personnel listed in paragraph (3), information regarding multidisciplinary approaches to holding offenders accountable to the terms of their probation, parole, and sex offender registration laws; and

(5) partner with other agencies to improve the coordination of joint investigations among agencies to effectively combat online solicitation of children by sex offenders.

(b) TECHNOLOGY.—The Attorney General shall—

(1) deploy, to all Internet Crimes Against Children Task Forces and their partner agencies, technology modeled after the Canadian Child Exploitation Tracking System; and

(2) conduct training in the use of that technology.

(c) REPORT.—Not later than July 1, 2007, the Attorney General, shall submit to Congress a report on the activities carried out under this section. The report shall include any recommendations that the Attorney General considers appropriate.

(d) AUTHORIZATION OF APPROPRIATIONS.—There are authorized to be appropriated to the Attorney General, for fiscal year 2007—

(1) $1,000,000 to carry out subsection (a); and

(2) $2,000,000 to carry out subsection (b).

SEC. 146. OFFICE OF SEX OFFENDER SENTENCING, MONITORING, APPREHENDING, REGISTERING, AND TRACKING.

(a) ESTABLISHMENT.—There is established within the Department of Justice, under the general authority of the Attorney General, an Office of Sex Offender Sentencing, Monitoring, Apprehending, Registering, and Tracking (hereinafter in this section referred to as the ''SMART Office'').

(b) DIRECTOR.—The SMART Office shall be headed by a Director who shall be appointed by the President. The Director shall report to the Attorney General through the Assistant Attorney General for the Office of Justice Programs and shall have final authority for all grants, cooperative agreements, and contracts awarded by the SMART Office. The Director shall not engage in any employment other than that of serving as the Director, nor shall the Director hold any office in, or act in any capacity for, any organization, agency, or institution with which the Office makes any contract or other arrangement.

(c) DUTIES AND FUNCTIONS.—The SMART Office is authorized to—

(1) administer the standards for the sex offender registration and notification program set forth in this Act;

(2) administer grant programs relating to sex offender registration and notification authorized by this Act and other grant programs authorized by this Act as directed by the Attorney General;

(3) cooperate with and provide technical assistance to States, units of local government, tribal governments, and other public and private entities involved in activities related to sex offender registration or notification or to other measures for the protection of children or other members of the public from sexual abuse or exploitation; and

(4) perform such other functions as the Attorney General may delegate.

Subtitle C—Access to Information and Resources Needed To Ensure That Children Are Not Attacked or Abused

SEC. 151. ACCESS TO NATIONAL CRIME INFORMATION DATABASES.

(a) IN GENERAL.—Notwithstanding any other provision of law, the Attorney General shall ensure access to the national crime information databases (as defined in section 534 of title 28, United States Code) by—

(1) the National Center for Missing and Exploited Children, to be used only within the scope of the Center's duties and responsibilities under Federal law to assist or support law enforcement agencies in administration of criminal justice functions; and

(2) governmental social service agencies with child protection responsibilities, to be used by such agencies only in investigating or responding to reports of child abuse, neglect, or exploitation.

(b) CONDITIONS OF ACCESS.—The access provided under this section, and associated rules of dissemination, shall be—

(1) defined by the Attorney General; and

(2) limited to personnel of the Center or such agencies that have met all requirements set by the Attorney General, including training, certification, and background screening.

SEC. 152. REQUIREMENT TO COMPLETE BACKGROUND CHECKS BEFORE APPROVAL OF ANY FOSTER OR ADOPTIVE PLACEMENT AND TO CHECK NATIONAL CRIME INFORMATION DATABASES AND STATE CHILD ABUSE REGISTRIES; SUSPENSION AND SUBSEQUENT ELIMINATION OF OPT-OUT.

(a) REQUIREMENT TO COMPLETE BACKGROUND CHECKS BEFORE APPROVAL OF ANY FOSTER OR ADOPTIVE PLACEMENT AND TO CHECK NATIONAL CRIME INFORMATION DATABASES AND STATE CHILD ABUSE REGISTRIES; SUSPENSION OF OPT-OUT.—

(1) REQUIREMENT TO CHECK NATIONAL CRIME INFORMATION DATABASES AND STATE CHILD ABUSE REGISTRIES.—Section 471(a)(20) of the Social Security Act (42 U.S.C. 671(a)(20)) is amended—

(A) in subparagraph (A)—

(i) in the matter preceding clause (I)—

(I) by inserting '', including fingerprint-based checks of national crime information databases (as defined in section 534(e)(3)(A) of title 28, United States Code),'' after ''criminal records checks''; and

(II) by striking ''on whose behalf foster care maintenance payments or adoption assistance payments are to be made'' and inserting ''regardless of whether foster care maintenance payments or adoption assistance payments are to be made on behalf of the child''; and

(ii) in each of clauses (i) and (ii), by inserting ''involving a child on whose behalf such payments are to be so made'' after ''in any case''; and

(B) by adding at the end the following:

''(C) provides that the State shall—

''(i) check any child abuse and neglect registry maintained by the State for information on any prospective foster or adoptive parent and on any other adult living in the home of such a prospective parent, and request any other State in which any such prospective parent or other adult has resided in the preceding 5 years, to enable the State to check any child abuse and neglect registry maintained by such other State for such information, before the prospective foster or adoptive parent may be finally approved for placement of a child, regardless of whether foster care maintenance payments or adoption assistance payments are to be made on behalf of the child under the State plan under this part;

''(ii) comply with any request described in clause (i) that is received from another State; and

''(iii) have in place safeguards to prevent the unauthorized disclosure of information in any child abuse and neglect registry maintained by the State, and to prevent any such information obtained pursuant to this subparagraph from being used for a purpose other than the conducting of background checks in foster or adoptive placement cases;''.

(2) SUSPENSION OF OPT-OUT.—Section 471(a)(20)(B) of such Act (42 U.S.C. 671(a)(20)(B)) is amended—

(A) by inserting '', on or before September 30, 2005,'' after ''plan if''; and

(B) by inserting '', on or before such date,'' after ''or if''.

(b) ELIMINATION OF OPT-OUT.—Section 471(a)(20) of such Act (42 U.S.C. 671(a)(20)), as amended by subsection (a) of this section, is amended—

(1) in subparagraph (A), in the matter preceding clause (i), by striking ''unless an election provided for in subparagraph (B) is made with respect to the State,''; and

(2) by striking subparagraph (B) and redesignating subparagraph (C) as subparagraph (B).

(c) EFFECTIVE DATE.—

(1) GENERAL.—The amendments made by subsection (a) shall take effect on October 1, 2006, and shall apply with respect to payments under part E of title IV of the Social Security Act for calendar quarters beginning on or after such date, without regard to whether regulations to implement the amendments are promulgated by such date.

(2) ELIMINATION OF OPT-OUT.—The amendments made by subsection (b) shall take effect on October 1, 2008, and shall apply with respect to payments under part E of title IV of the Social Security Act for calendar quarters beginning on or after such date, without regard to whether regulations to implement the amendments are promulgated by such date.

(3) DELAY PERMITTED IF STATE LEGISLATION REQUIRED.—If the Secretary of Health and Human Services determines that State legislation (other than legislation appropriating funds) is required in order for a State plan under section 471 of the Social Security Act to meet the additional requirements imposed by the amendments made by a subsection of this section, the plan shall not be regarded as failing to meet any of the additional requirements before the first day of the first calendar quarter beginning after the first regular session of the State legislature that begins after the otherwise applicable effective date of the amendments. If the State has a 2-year legislative session, each year of the session is deemed to be a separate regular session of the State legislature.

SEC. 153. SCHOOLS SAFE ACT.

(a) SHORT TITLE.—This section may be cited as the ''Schools Safely Acquiring Faculty Excellence Act of 2006''.

(b) IN GENERAL.—The Attorney General of the United States shall, upon request of the chief executive officer of a State, conduct fingerprint-based checks of the national crime information databases (as defined in section 534(f)(3)(A) of title 28, United States Code as redesignated under subsection (e)) pursuant to a request submitted by—

(1) a child welfare agency for the purpose of—

(A) conducting a background check required under section 471(a)(20) of the Social Security Act on individuals under consideration as prospective foster or adoptive parents; or

(B) an investigation relating to an incident of abuse or neglect of a minor; or

(2) a private or public elementary school, a private or public secondary school, a local educational agency, or State educational agency in that State, on individuals employed by, under consideration for employment by, or otherwise in a position in which the individual would work with or around children in the school or agency.

(c) FINGERPRINT-BASED CHECK.—Where possible, the check shall include a fingerprint-based check of State criminal history databases.

(d) FEES.—The Attorney General and the States may charge any applicable fees for the checks.

(e) PROTECTION OF INFORMATION.—An individual having information derived as a result of a check under subsection (b) may release that information only to appropriate officers of child welfare agencies, public or private elementary or secondary schools, or educational agencies or other persons authorized by law to receive that information.

(f) CRIMINAL PENALTIES.—An individual who knowingly exceeds the authority in subsection

(b), or knowingly releases information in violation of subsection (e), shall be imprisoned not more than 10 years or fined under title 18, United States Code, or both.

(g) CHILD WELFARE AGENCY DEFINED.—In this section, the term ''child welfare agency'' means—

(1) the State or local agency responsible for administering the plan under part B or part E of title IV of the Social Security Act; and

(2) any other public agency, or any other private agency under contract with the State or local agency responsible for administering the plan under part B or part E of title IV of the Social Security Act, that is responsible for the licensing or approval of foster or adoptive parents.

(h) DEFINITION OF EDUCATION TERMS.—In this section, the terms ''elementary school'', ''local educational agency'', ''secondary school'', and ''State educational agency'' have the meanings given to those terms in section 9101 of the Elementary and Secondary Education Act of 1965 (20 U.S.C. 7801).

(i) TECHNICAL CORRECTION.—Section 534 of title 28, United States Code, is amended by redesignating the second subsection (e) as subsection (f).

SEC. 154. MISSING CHILD REPORTING REQUIREMENTS.

(a) IN GENERAL.—Section 3702 of the Crime Control Act of 1990 (42 U.S.C. 5780) is amended—

(1) by redesignating paragraphs (2) and (3) as paragraphs (3) and (4), respectively;

(2) by inserting after paragraph (1) the following:

''(2) ensure that no law enforcement agency within the State establishes or maintains any policy that requires the removal of a missing person entry from its State law enforcement system or the National Crime Information Center computer database based solely on the age of the person; and''; and

(3) in paragraph (3), as redesignated, by striking ''immediately'' and inserting ''within 2 hours of receipt''.

(b) DEFINITIONS.—Section 403(1) of the Comprehensive Crime Control Act of 1984 (42 U.S.C. 5772) is amended by striking ''if'' through subparagraph (B) and inserting a semicolon.

SEC. 155. DNA FINGERPRINTING.

The first sentence of section 3(a)(1)(A) of the DNA Analysis Backlog Elimination Act of 2000 (42 U.S.C. 14135a(a)(1)(A)) is amended by striking ''arrested'' and inserting ''arrested, facing charges, or convicted''.

TITLE II—FEDERAL CRIMINAL LAW ENHANCEMENTS NEEDED TO PROTECT CHILDREN FROM SEXUAL ATTACKS AND OTHER VIOLENT CRIMES

SEC. 201. PROHIBITION ON INTERNET SALES OF DATE RAPE DRUGS.

Section 401 of the Controlled Substances Act (21 U.S.C. 841) is amended by adding at the end the following:

''(g) INTERNET SALES OF DATE RAPE DRUGS.—

''(1) Whoever knowingly uses the Internet to distribute a date rape drug to any person, knowing or with reasonable cause to believe that—

''(A) the drug would be used in the commission of criminal sexual conduct; or

''(B) the person is not an authorized purchaser;

shall be fined under this title or imprisoned not more than 20 years, or both.

''(2) As used in this subsection:

''(A) The term 'date rape drug' means—

''(i) gamma hydroxybutyric acid (GHB) or any controlled substance analogue of GHB, including gamma butyrolactone (GBL) or 1,4–butanediol;

''(ii) ketamine;

''(iii) flunitrazepam; or

''(iv) any substance which the Attorney General designates, pursuant to the rulemaking procedures prescribed by section 553 of title 5, United States Code, to be used in committing rape or sexual assault.

The Attorney General is authorized to remove any substance from the list of date rape drugs pursuant to the same rulemaking authority.

''(B) The term 'authorized purchaser' means any of the following persons, provided such person has acquired the controlled substance in accordance with this Act:

''(i) A person with a valid prescription that is issued for a legitimate medical purpose in the usual course of professional practice that is based upon a qualifying medical relationship by a practitioner registered by the Attorney General. A 'qualifying medical relationship' means a medical relationship that exists when the practitioner has conducted at least 1 medical evaluation with the authorized purchaser in the physical presence of the practitioner, without regard to whether portions of the evaluation are conducted by other heath professionals. The preceding sentence shall not be construed to imply that 1 medical evaluation demonstrates that a prescription has been issued for a legitimate medical purpose within the usual course of professional practice.

''(ii) Any practitioner or other registrant who is otherwise authorized by their registration to dispense, procure, purchase, manufacture, transfer, distribute, import, or export the substance under this Act.

''(iii) A person or entity providing documentation that establishes the name, address, and business of the person or entity and which provides a legitimate purpose for using any 'date rape drug' for which a prescription is not required.

''(3) The Attorney General is authorized to promulgate regulations for record-keeping and reporting by persons handling 1,4–butanediol in order to implement and enforce the provisions of this section. Any record or report required by such regulations shall be considered a record or report required under this Act.''.

SEC. 202. JETSETA GAGE ASSURED PUNISHMENT FOR VIOLENT CRIMES AGAINST CHILDREN.

Section 3559 of title 18, United States Code, is amended—

(1) by redesignating subsection (f) as subsection (g); and

(2) by inserting after subsection (e) the following:

''(f) MANDATORY MINIMUM TERMS OF IMPRISONMENT FOR VIOLENT CRIMES AGAINST CHILDREN.—A person who is convicted of a Federal offense that is a crime of violence against the person of an individual who has not attained the age of 18 years shall, unless a greater mandatory minimum sentence of imprisonment is otherwise provided by law and regardless of any maximum term of imprisonment otherwise provided for the offense—

''(1) if the crime of violence is murder, be imprisoned for life or for any term of years not less than 30, except that such person shall be punished by death or life imprisonment if the circumstances satisfy any of subparagraphs (A) through (D) of section 3591(a)(2) of this title;

''(2) if the crime of violence is kidnapping (as defined in section 1201) or maiming (as defined in section 114), be imprisoned for life or any term of years not less than 25; and

''(3) if the crime of violence results in serious bodily injury (as defined in section 1365), or if a dangerous weapon was used during and in relation to the crime of violence, be imprisoned for life or for any term of years not less than 10.''.

SEC. 203. PENALTIES FOR COERCION AND ENTICEMENT BY SEX OFFENDERS.

Section 2422(b) of title 18, United States Code, is amended by striking ''not less than 5 years and not more than 30 years'' and inserting ''not less than 10 years or for life''.

SEC. 204. PENALTIES FOR CONDUCT RELATING TO CHILD PROSTITUTION.

Section 2423(a) of title 18, United States Code, is amended by striking ''5 years and not more than 30 years'' and inserting ''10 years or for life''.

SEC. 205. PENALTIES FOR SEXUAL ABUSE.

Section 2242 of title 18, United States Code, is amended by striking '', imprisoned not more than 20 years, or both'' and inserting ''and imprisoned for any term of years or for life''.

SEC. 206. INCREASED PENALTIES FOR SEXUAL OFFENSES AGAINST CHILDREN.

(a) SEXUAL ABUSE AND CONTACT.—

(1) AGGRAVATED SEXUAL ABUSE OF CHILDREN.—Section 2241(c) of title 18, United States Code, is amended by striking '', imprisoned for any term of years or life, or both'' and inserting ''and imprisoned for not less than 30 years or for life''.

(2) ABUSIVE SEXUAL CONTACT WITH CHILDREN.—Section 2244 of chapter 109A of title 18, United States Code, is amended—

(A) in subsection (a)—

(i) in paragraph (1), by inserting ''subsection (a) or (b) of'' before ''section 2241'';

(ii) by striking ''or'' at the end of paragraph (3);

(iii) by striking the period at the end of paragraph (4) and inserting ''; or''; and

(iv) by inserting after paragraph (4) the following:

''(5) subsection (c) of section 2241 of this title had the sexual contact been a sexual act, shall be fined under this title and imprisoned for any term of years or for life.''; and

(B) in subsection (c), by inserting ''(other than subsection (a)(5))'' after ''violates this section''.

(3) SEXUAL ABUSE OF CHILDREN RESULTING IN DEATH.—Section 2245 of title 18, United States Code, is amended to read as follows:

''§ 2245. Offenses resulting in death

''(a) IN GENERAL.—A person who, in the course of an offense under this chapter, or sections 1591, 2251, 2251A, 2260, 2421, 2422, 2423, or 2425, murders an individual, shall be punished by death or imprisoned for any term of years or for life.''.

(4) DEATH PENALTY AGGRAVATING FACTOR.—Section 3592(c)(1) of title 18, United States Code, is amended by inserting ''section 2245 (offenses resulting in death),'' after ''(wrecking trains),''.

(b) SEXUAL EXPLOITATION AND OTHER ABUSE OF CHILDREN.—

(1) SEXUAL EXPLOITATION OF CHILDREN.—Section 2251(e) of title 18, United States Code, is amended—

(A) by inserting ''section 1591,'' after ''this chapter,'' the first place it appears;

(B) by striking ''the sexual exploitation of children'' the first place it appears and inserting ''aggravated sexual abuse, sexual abuse, abusive sexual contact involving a minor or ward, or sex trafficking of children, or the production, possession, receipt, mailing, sale, distribution, shipment, or transportation of child pornography''; and

(C) by striking ''any term of years or for life'' and inserting ''not less than 30 years or for life''.

(2) ACTIVITIES RELATING TO MATERIAL INVOLVING THE SEXUAL EXPLOITATION OF CHILDREN.—Section 2252(b) of title 18, United States Code, is amended in paragraph (1)—

(A) by striking ''paragraphs (1)'' and inserting ''paragraph (1)'';

(B) by inserting ''section 1591,'' after ''this chapter,''; and

(C) by inserting '', or sex trafficking of children'' after ''pornography''.

(3) ACTIVITIES RELATING TO MATERIAL CONSTITUTING OR CONTAINING CHILD PORNOGRAPHY.—Section 2252A(b) of title 18, United States Code, is amended in paragraph (1)—

(A) by inserting ''section 1591,'' after ''this chapter,''; and

(B) by inserting '', or sex trafficking of children'' after ''pornography''.

(4) USING MISLEADING DOMAIN NAMES TO DIRECT CHILDREN TO HARMFUL MATERIAL ON THE INTERNET.—Section 2252B(b) of title 18, United

States Code, is amended by striking ''4'' and inserting ''10''.

(5) EXTRATERRITORIAL CHILD PORNOGRAPHY OFFENSES.—Section 2260(c) of title 18, United States Code, is amended to read as follows:

''(c) PENALTIES.—

''(1) A person who violates subsection (a), or attempts or conspires to do so, shall be subject to the penalties provided in subsection (e) of section 2251 for a violation of that section, including the penalties provided for such a violation by a person with a prior conviction or convictions as described in that subsection.

''(2) A person who violates subsection (b), or attempts or conspires to do so, shall be subject to the penalties provided in subsection (b)(1) of section 2252 for a violation of paragraph (1), (2), or (3) of subsection (a) of that section, including the penalties provided for such a violation by a person with a prior conviction or convictions as described in subsection (b)(1) of section 2252.''.

(c) MANDATORY LIFE IMPRISONMENT FOR CERTAIN REPEATED SEX OFFENSES AGAINST CHILDREN.—Section 3559(e)(2)(A) of title 18, United States Code, is amended by inserting ''1591 (relating to sex trafficking of children),'' after ''under section''.

SEC. 207. SEXUAL ABUSE OF WARDS.

Chapter 109A of title 18, United States Code, is amended—

(1) in section 2243(b), by striking ''five years'' and inserting ''15 years''; and

(2) by inserting a comma after ''Attorney General'' each place it appears.

SEC. 208. MANDATORY PENALTIES FOR SEX-TRAFFICKING OF CHILDREN.

Section 1591(b) of title 18, United States Code, is amended—

(1) in paragraph (1)—

(A) by striking ''or imprisonment'' and inserting ''and imprisonment'';

(B) by inserting ''not less than 15'' after ''any term of years''; and

(C) by striking '', or both''; and

(2) in paragraph (2)—

(A) by striking ''or imprisonment for not more than 40 years, or both'' and inserting ''and imprisonment for not less than 10 years or for life''; and

(B) by striking '', or both''.

SEC. 209. CHILD ABUSE REPORTING.

Section 2258 of title 18, United States Code, is amended by striking ''guilty of a Class B misdemeanor'' and inserting ''fined under this title or imprisoned not more than 1 year or both''.

SEC. 210. SEX OFFENDER SUBMISSION TO SEARCH AS CONDITION OF RELEASE.

(a) CONDITIONS OF PROBATION.—Section 3563(b) of title 18, United States Code, is amended—

(1) in paragraph (21), by striking ''or'' ;

(2) in paragraph (22) by striking the period at the end and inserting ''or;'' and

(3) by inserting after paragraph (22) the following:

''(23) if required to register under the Sex Offender Registration and Notification Act, submit his person, and any property, house, residence, vehicle, papers, computer, other electronic communication or data storage devices or media, and effects to search at any time, with or without a warrant, by any law enforcement or probation officer with reasonable suspicion concerning a violation of a condition of probation or unlawful conduct by the person, and by any probation officer in the lawful discharge of the officer's supervision functions.''.

(b) SUPERVISED RELEASE.—Section 3583(d) of title 18, United States Code, is amended by adding at the end the following: ''The court may order, as an explicit condition of supervised release for a person who is a felon and required to register under the Sex Offender Registration and Notification Act, that the person submit his person, and any property, house, residence, vehicle, papers, computer, other electronic communications or data storage devices or media, and effects to search at any time, with or without a warrant, by any law enforcement or probation officer with reasonable suspicion concerning a violation of a condition of supervised release or unlawful conduct by the person, and by any probation officer in the lawful discharge of the officer's supervision functions.''.

SEC. 211. NO LIMITATION FOR PROSECUTION OF FELONY SEX OFFENSES.

Chapter 213 of title 18, United States Code, is amended—

(1) by adding at the end the following:

''§3299. Child abduction and sex offenses

''Notwithstanding any other law, an indictment may be found or an information instituted at any time without limitation for any offense under section 1201 involving a minor victim, and for any felony under chapter 109A, 110 (except for section 2257 and 2257A), or 117, or section 1591.''; and

(2) by adding at the end of the table of sections at the beginning of the chapter the following new item:

''3299. Child abduction and sex offenses''.

SEC. 212. VICTIMS' RIGHTS ASSOCIATED WITH HABEAS CORPUS PROCEEDINGS.

Section 3771(b) of title 18, United States Code, is amended—

(1) by striking ''In any court proceeding'' and inserting the following:

''(1) IN GENERAL.—In any court proceeding''; and

(2) by adding at the end the following:

''(2) HABEAS CORPUS PROCEEDINGS.—

''(A) IN GENERAL.—In a Federal habeas corpus proceeding arising out of a State conviction, the court shall ensure that a crime victim is afforded the rights described in paragraphs (3), (4), (7), and (8) of subsection (a).

''(B) ENFORCEMENT.—

''(i) IN GENERAL.—These rights may be enforced by the crime victim or the crime victim's lawful representative in the manner described in paragraphs (1) and (3) of subsection (d).

''(ii) MULTIPLE VICTIMS.—In a case involving multiple victims, subsection (d)(2) shall also apply.

''(C) LIMITATION.—This paragraph relates to the duties of a court in relation to the rights of a crime victim in Federal habeas corpus proceedings arising out of a State conviction, and does not give rise to any obligation or requirement applicable to personnel of any agency of the Executive Branch of the Federal Government.

''(D) DEFINITION.—For purposes of this paragraph, the term 'crime victim' means the person against whom the State offense is committed or, if that person is killed or incapacitated, that person's family member or other lawful representative.''.

SEC. 213. KIDNAPPING JURISDICTION.

Section 1201 of title 18, United States Code, is amended—

(1) in subsection (a)(1), by striking ''if the person was alive when the transportation began'' and inserting '', or the offender travels in interstate or foreign commerce or uses the mail or any means, facility, or instrumentality of interstate or foreign commerce in committing or in furtherance of the commission of the offense''; and

(2) in subsection (b), by striking ''to interstate'' and inserting ''in interstate''.

SEC. 214. MARITAL COMMUNICATION AND ADVERSE SPOUSAL PRIVILEGE.

The Committee on Rules, Practice, Procedure, and Evidence of the Judicial Conference of the United States shall study the necessity and desirability of amending the Federal Rules of Evidence to provide that the confidential marital communications privilege and the adverse spousal privilege shall be inapplicable in any Federal proceeding in which a spouse is charged with a crime against—

(1) a child of either spouse; or

(2) a child under the custody or control of either spouse.

SEC. 215. ABUSE AND NEGLECT OF INDIAN CHILDREN.

Section 1153(a) of title 18, United States Code, is amended by inserting ''felony child abuse or neglect,'' after ''years,''.

SEC. 216. IMPROVEMENTS TO THE BAIL REFORM ACT TO ADDRESS SEX CRIMES AND OTHER MATTERS.

Section 3142 of title 18, United States Code, is amended—

(1) in subsection (c)(1)(B), by inserting at the end the following: ''In any case that involves a minor victim under section 1201, 1591, 2241, 2242, 2244(a)(1), 2245, 2251, 2251A, 2252(a)(1), 2252(a)(2), 2252(a)(3), 2252A(a)(1), 2252A(a)(2), 2252A(a)(3), 2252A(a)(4), 2260, 2421, 2422, 2423, or 2425 of this title, or a failure to register offense under section 2250 of this title, any release order shall contain, at a minimum, a condition of electronic monitoring and each of the conditions specified at subparagraphs (iv), (v), (vi), (vii), and (viii).''

(2) in subsection (f)(1)—

(A) in subparagraph (C), by striking ''or'' at the end; and

(B) by adding at the end the following:

''(E) any felony that is not otherwise a crime of violence that involves a minor victim or that involves the possession or use of a firearm or destructive device (as those terms are defined in section 921), or any other dangerous weapon, or involves a failure to register under section 2250 of title 18, United States Code; or''; and

(3) in subsection (g), by striking paragraph (1) and inserting the following:

''(1) the nature and circumstances of the offense charged, including whether the offense is a crime of violence, a Federal crime of terrorism, or involves a minor victim or a controlled substance, firearm, explosive, or destructive device;''.

TITLE III—CIVIL COMMITMENT OF DANGEROUS SEX OFFENDERS

SEC. 301. JIMMY RYCE STATE CIVIL COMMITMENT PROGRAMS FOR SEXUALLY DANGEROUS PERSONS.

(a) GRANTS AUTHORIZED.—Except as provided in subsection (b), the Attorney General shall make grants to jurisdictions for the purpose of establishing, enhancing, or operating effective civil commitment programs for sexually dangerous persons.

(b) LIMITATION.—The Attorney General shall not make any grant under this section for the purpose of establishing, enhancing, or operating any transitional housing for a sexually dangerous person in or near a location where minors or other vulnerable persons are likely to come into contact with that person.

(c) ELIGIBILITY.—

(1) IN GENERAL.—To be eligible to receive a grant under this section, a jurisdiction shall, before the expiration of the compliance period—

(A) have established a civil commitment program for sexually dangerous persons that is consistent with guidelines issued by the Attorney General; or

(B) submit a plan for the establishment of such a program.

(2) COMPLIANCE PERIOD.—The compliance period referred to in paragraph (1) expires on the date that is 2 years after the date of the enactment of this Act. However, the Attorney General may, on a case-by-case basis, extend the compliance period that applies to a jurisdiction if the Attorney General considers such an extension to be appropriate.

(3) RELEASE NOTICE.—

(A) Each civil commitment program for which funding is required under this section shall require the issuance of timely notice to a State official responsible for considering whether to pursue civil commitment proceedings upon the impending release of any person incarcerated by the State who—

(i) has been convicted of a sexually violent offense; or

(ii) has been deemed by the State to be at high risk for recommitting any sexual offense against a minor.

(B) The program shall further require that upon receiving notice under subparagraph (A), the State official shall consider whether or not to pursue a civil commitment proceeding, or any equivalent proceeding required under State law.

(d) ATTORNEY GENERAL REPORTS.—Not later than January 31 of each year, beginning with 2008, the Attorney General shall submit to the Committee on the Judiciary of the Senate and the Committee on the Judiciary of the House of Representatives a report on the progress of jurisdictions in implementing this section and the rate of sexually violent offenses for each jurisdiction.

(e) DEFINITIONS.—As used in this section:

(1) The term ''civil commitment program'' means a program that involves—

(A) secure civil confinement, including appropriate control, care, and treatment during such confinement; and

(B) appropriate supervision, care, and treatment for individuals released following such confinement.

(2) The term ''sexually dangerous person'' means a person suffering from a serious mental illness, abnormality, or disorder, as a result of which the individual would have serious difficulty in refraining from sexually violent conduct or child molestation.

(3) The term ''jurisdiction'' has the meaning given such term in section 111.

(f) AUTHORIZATION OF APPROPRIATIONS.—There are authorized to be appropriated to carry out this section $10,000,000 for each of fiscal years 2007 through 2010.

SEC. 302. JIMMY RYCE CIVIL COMMITMENT PROGRAM.

Chapter 313 of title 18, United States Code, is amended—

(1) in the chapter analysis—

(A) in the item relating to section 4241, by inserting ''or to undergo postrelease proceedings'' after ''trial''; and

(B) by inserting at the end the following:

''4248. Civil commitment of a sexually dangerous person'';

(2) in section 4241—

*(A) in the heading, by inserting or ''**TO UNDERGO POSTRELEASE PROCEEDINGS**'' after ''**TRIAL**'';*

(B) in the first sentence of subsection (a), by inserting ''or at any time after the commencement of probation or supervised release and prior to the completion of the sentence,'' after ''defendant,'';

(C) in subsection (d)—

(i) by striking ''trial to proceed'' each place it appears and inserting ''proceedings to go forward''; and

(ii) by striking ''section 4246'' and inserting ''sections 4246 and 4248''; and

(D) in subsection (e)—

(i) by inserting ''or other proceedings'' after ''trial''; and

(ii) by striking ''chapter 207'' and inserting ''chapters 207 and 227'';

(3) in section 4247—

(A) by striking '', or 4246'' each place it appears and inserting '', 4246, or 4248'';

(B) in subsections (g) and (i), by striking ''4243 or 4246'' each place it appears and inserting ''4243, 4246, or 4248'';

(C) in subsection (a)—

(i) by amending subparagraph (1)(C) to read as follows:

''(C) drug, alcohol, and sex offender treatment programs, and other treatment programs that will assist the individual in overcoming a psychological or physical dependence or any condition that makes the individual dangerous to others; and'';

(ii) in paragraph (2), by striking ''and'' at the end;

(iii) in paragraph (3), by striking the period at the end and inserting a semicolon; and

(iv) by inserting at the end the following:

''(4) 'bodily injury' includes sexual abuse;

''(5) 'sexually dangerous person' means a person who has engaged or attempted to engage in sexually violent conduct or child molestation and who is sexually dangerous to others; and

''(6) 'sexually dangerous to others' with respect a person, means that the person suffers from a serious mental illness, abnormality, or disorder as a result of which he would have serious difficulty in refraining from sexually violent conduct or child molestation if released.'';

(D) in subsection (b), by striking ''4245 or 4246'' and inserting ''4245, 4246, or 4248'';

(E) in subsection (c)(4)—

(i) by redesignating subparagraphs (D) and (E) as subparagraphs (E) and (F) respectively; and

(ii) by inserting after subparagraph (C) the following:

''(D) if the examination is ordered under section 4248, whether the person is a sexually dangerous person,''; and

(F) in subsections (e) and (h)—

(i) by striking ''hospitalized'' each place it appears and inserting ''committed''; and

(ii) by striking ''hospitalization'' each place it appears and inserting ''commitment'' ; and

(4) by inserting at the end the following:

''§4248. Civil commitment of a sexually dangerous person

''(a) INSTITUTION OF PROCEEDINGS.—In relation to a person who is in the custody of the Bureau of Prisons, or who has been committed to the custody of the Attorney General pursuant to section 4241(d), or against whom all criminal charges have been dismissed solely for reasons relating to the mental condition of the person, the Attorney General or any individual authorized by the Attorney General or the Director of the Bureau of Prisons may certify that the person is a sexually dangerous person, and transmit the certificate to the clerk of the court for the district in which the person is confined. The clerk shall send a copy of the certificate to the person, and to the attorney for the Government, and, if the person was committed pursuant to section 4241(d), to the clerk of the court that ordered the commitment. The court shall order a hearing to determine whether the person is a sexually dangerous person. A certificate filed under this subsection shall stay the release of the person pending completion of procedures contained in this section.

''(b) PSYCHIATRIC OR PSYCHOLOGICAL EXAMINATION AND REPORT.—Prior to the date of the hearing, the court may order that a psychiatric or psychological examination of the defendant be conducted, and that a psychiatric or psychological report be filed with the court, pursuant to the provisions of section 4247(b) and (c).

''(c) HEARING.—The hearing shall be conducted pursuant to the provisions of section 4247(d).

''(d) DETERMINATION AND DISPOSITION.—If, after the hearing, the court finds by clear and convincing evidence that the person is a sexually dangerous person, the court shall commit the person to the custody of the Attorney General. The Attorney General shall release the person to the appropriate official of the State in which the person is domiciled or was tried if such State will assume responsibility for his custody, care, and treatment. The Attorney General shall make all reasonable efforts to cause such a State to assume such responsibility. If, notwithstanding such efforts, neither such State will assume such responsibility, the Attorney General shall place the person for treatment in a suitable facility, until—

''(1) such a State will assume such responsibility; or

''(2) the person's condition is such that he is no longer sexually dangerous to others, or will not be sexually dangerous to others if released under a prescribed regimen of medical, psychiatric, or psychological care or treatment;

whichever is earlier.

''(e) DISCHARGE.—When the Director of the facility in which a person is placed pursuant to subsection (d) determines that the person's condition is such that he is no longer sexually dangerous to others, or will not be sexually dangerous to others if released under a prescribed regimen of medical, psychiatric, or psychological care or treatment, he shall promptly file a certificate to that effect with the clerk of the court that ordered the commitment. The clerk shall send a copy of the certificate to the person's counsel and to the attorney for the Government. The court shall order the discharge of the person or, on motion of the attorney for the Government or on its own motion, shall hold a hearing, conducted pursuant to the provisions of section 4247(d), to determine whether he should be released. If, after the hearing, the court finds by a preponderance of the evidence that the person's condition is such that—

''(1) he will not be sexually dangerous to others if released unconditionally, the court shall order that he be immediately discharged; or

''(2) he will not be sexually dangerous to others if released under a prescribed regimen of medical, psychiatric, or psychological care or treatment, the court shall—

''(A) order that he be conditionally discharged under a prescribed regimen of medical, psychiatric, or psychological care or treatment that has been prepared for him, that has been certified to the court as appropriate by the Director of the facility in which he is committed, and that has been found by the court to be appropriate; and

''(B) order, as an explicit condition of release, that he comply with the prescribed regimen of medical, psychiatric, or psychological care or treatment.

The court at any time may, after a hearing employing the same criteria, modify or eliminate the regimen of medical, psychiatric, or psychological care or treatment.

''(f) REVOCATION OF CONDITIONAL DISCHARGE.—The director of a facility responsible for administering a regimen imposed on a person conditionally discharged under subsection (e) shall notify the Attorney General and the court having jurisdiction over the person of any failure of the person to comply with the regimen. Upon such notice, or upon other probable cause to believe that the person has failed to comply with the prescribed regimen of medical, psychiatric, or psychological care or treatment, the person may be arrested, and, upon arrest, shall be taken without unnecessary delay before the court having jurisdiction over him. The court shall, after a hearing, determine whether the person should be remanded to a suitable facility on the ground that he is sexually dangerous to others in light of his failure to comply with the prescribed regimen of medical, psychiatric, or psychological care or treatment.

''(g) RELEASE TO STATE OF CERTAIN OTHER PERSONS.—If the director of the facility in which a person is hospitalized or placed pursuant to this chapter certifies to the Attorney General that a person, against whom all charges have been dismissed for reasons not related to the mental condition of the person, is a sexually dangerous person, the Attorney General shall release the person to the appropriate official of the State in which the person is domiciled or was tried for the purpose of institution of State proceedings for civil commitment. If neither such State will assume such responsibility, the Attorney General shall release the person upon receipt of notice from the State that it will not assume such responsibility, but not later than 10 days after certification by the director of the facility.''.

TITLE IV—IMMIGRATION LAW REFORMS TO PREVENT SEX OFFENDERS FROM ABUSING CHILDREN

SEC. 401. FAILURE TO REGISTER A DEPORTABLE OFFENSE.

Section 237(a)(2)(A) of the Immigration and Nationality Act (8 U.S.C. 1227(a)(2)(A)) is amended—

(1) by redesignating clause (v) as clause (vi); and

(2) by inserting after clause (iv) the following new clause:

''(v) FAILURE TO REGISTER AS A SEX OFFENDER.—Any alien who is convicted under section 2250 of title 18, United States Code, is deportable.''.

SEC. 402. BARRING CONVICTED SEX OFFENDERS FROM HAVING FAMILY-BASED PETITIONS APPROVED.

(a) IMMIGRANT FAMILY MEMBERS.—Section 204(a)(1) of the Immigration and Nationality Act (8 U.S.C. 1154(a)(1)), is amended—

(1) in subparagraph (A)(i), by striking ''Any'' and inserting ''Except as provided in clause (viii), any'';

(2) in subparagraph (A), by inserting after clause (vii) the following:

''(viii)(I) Clause (i) shall not apply to a citizen of the United States who has been convicted of a specified offense against a minor, unless the Secretary of Homeland Security, in the Secretary's sole and unreviewable discretion, determines that the citizen poses no risk to the alien with respect to whom a petition described in clause (i) is filed.

''(II) For purposes of subclause (I), the term 'specified offense against a minor' is defined as in section 111 of the Adam Walsh Child Protection and Safety Act of 2006.''; and

(3) in subparagraph (B)(i)—

(A) by striking ''(B)(i) Any alien'' and inserting the following: ''(B)(i)(I) Except as provided in subclause (II), any alien''; and

(B) by adding at the end the following:

''(I) Subclause (I) shall not apply in the case of an alien lawfully admitted for permanent residence who has been convicted of a specified offense against a minor (as defined in subparagraph (A)(viii)(II)), unless the Secretary of Homeland Security, in the Secretary's sole and unreviewable discretion, determines that such person poses no risk to the alien with respect to whom a petition described in subclause (I) is filed.''.

(b) NONIMMIGRANTS.—Section 101(a)(15)(K) (8 U.S.C. 1101(a)(15)(K)), is amended by inserting ''(other than a citizen described in section 204(a)(1)(A)(viii)(I))'' after ''citizen of the United States'' each place that phrase appears.

TITLE V—CHILD PORNOGRAPHY PREVENTION

SEC. 501. FINDINGS.

Congress makes the following findings:

(1) The effect of the intrastate production, transportation, distribution, receipt, advertising, and possession of child pornography on the interstate market in child pornography.

(A) The illegal production, transportation, distribution, receipt, advertising and possession of child pornography, as defined in section 2256(8) of title 18, United States Code, as well as the transfer of custody of children for the production of child pornography, is harmful to the physiological, emotional, and mental health of the children depicted in child pornography and has a substantial and detrimental effect on society as a whole.

(B) A substantial interstate market in child pornography exists, including not only a multimillion dollar industry, but also a nationwide network of individuals openly advertising their desire to exploit children and to traffic in child pornography. Many of these individuals distribute child pornography with the expectation of receiving other child pornography in return.

(C) The interstate market in child pornography is carried on to a substantial extent through the mails and other instrumentalities of interstate and foreign commerce, such as the Internet. The advent of the Internet has greatly increased the ease of transporting, distributing, receiving, and advertising child pornography in interstate commerce. The advent of digital cameras and digital video cameras, as well as videotape cameras, has greatly increased the ease of producing child pornography. The advent of inexpensive computer equipment with the capacity to store large numbers of digital images of child pornography has greatly increased the ease of possessing child pornography. Taken together, these technological advances have had the unfortunate result of greatly increasing the interstate market in child pornography.

(D) Intrastate incidents of production, transportation, distribution, receipt, advertising, and possession of child pornography, as well as the transfer of custody of children for the production of child pornography, have a substantial and direct effect upon interstate commerce because:

(i) Some persons engaged in the production, transportation, distribution, receipt, advertising, and possession of child pornography conduct such activities entirely within the boundaries of one state. These persons are unlikely to be content with the amount of child pornography they produce, transport, distribute, receive, advertise, or possess. These persons are therefore likely to enter the interstate market in child pornography in search of additional child pornography, thereby stimulating demand in the interstate market in child pornography.

(ii) When the persons described in subparagraph (D)(i) enter the interstate market in search of additional child pornography, they are likely to distribute the child pornography they already produce, transport, distribute, receive, advertise, or possess to persons who will distribute additional child pornography to them, thereby stimulating supply in the interstate market in child pornography.

(iii) Much of the child pornography that supplies the interstate market in child pornography is produced entirely within the boundaries of one state, is not traceable, and enters the interstate market surreptitiously. This child pornography supports demand in the interstate market in child pornography and is essential to its existence.

(E) Prohibiting the intrastate production, transportation, distribution, receipt, advertising, and possession of child pornography, as well as the intrastate transfer of custody of children for the production of child pornography, will cause some persons engaged in such intrastate activities to cease all such activities, thereby reducing both supply and demand in the interstate market for child pornography.

(F) Federal control of the intrastate incidents of the production, transportation, distribution, receipt, advertising, and possession of child pornography, as well as the intrastate transfer of children for the production of child pornography, is essential to the effective control of the interstate market in child pornography.

(2) The importance of protecting children from repeat exploitation in child pornography:

(A) The vast majority of child pornography prosecutions today involve images contained on computer hard drives, computer disks, and related media.

(B) Child pornography is not entitled to protection under the First Amendment and thus may be prohibited.

(C) The government has a compelling State interest in protecting children from those who sexually exploit them, and this interest extends to stamping out the vice of child pornography at all levels in the distribution chain.

(D) Every instance of viewing images of child pornography represents a renewed violation of the privacy of the victims and a repetition of their abuse.

(E) Child pornography constitutes prima facie contraband, and as such should not be distributed to, or copied by, child pornography defendants or their attorneys.

(F) It is imperative to prohibit the reproduction of child pornography in criminal cases so as to avoid repeated violation and abuse of victims, so long as the government makes reasonable accommodations for the inspection, viewing, and examination of such material for the purposes of mounting a criminal defense.

SEC. 502. OTHER RECORD KEEPING REQUIREMENTS.

(a) IN GENERAL.—Section 2257 of title 18, United States Code, is amended—

(1) in subsection (a), by inserting after ''videotape,'' the following: ''digital image, digitally- or computer-manipulated image of an actual human being, picture,'';

(2) in subsection (e)(1), by adding at the end the following: ''In this paragraph, the term 'copy' includes every page of a website on which matter described in subsection (a) appears.'';

(3) in subsection (f), by—

(A) in paragraph (3), by striking ''and'' after the semicolon;

(B) in paragraph (4), by striking the period and inserting ''; and''; and

(C) by adding at the end the following:

''(5) for any person to whom subsection (a) applies to refuse to permit the Attorney General or his or her designee to conduct an inspection under subsection (c).''; and

(4) by striking subsection (h) and inserting the following:

''(h) In this section—

''(1) the term 'actual sexually explicit conduct' means actual but not simulated conduct as defined in clauses (i) through (v) of section 2256(2)(A) of this title;

''(2) the term 'produces'—

''(A) means—

''(i) actually filming, videotaping, photographing, creating a picture, digital image, or digitally- or computer-manipulated image of an actual human being;

''(ii) digitizing an image, of a visual depiction of sexually explicit conduct; or, assembling, manufacturing, publishing, duplicating, reproducing, or reissuing a book, magazine, periodical, film, videotape, digital image, or picture, or other matter intended for commercial distribution, that contains a visual depiction of sexually explicit conduct; or

''(iii) inserting on a computer site or service a digital image of, or otherwise managing the sexually explicit content, of a computer site or service that contains a visual depiction of, sexually explicit conduct; and

''(B) does not include activities that are limited to—

''(i) photo or film processing, including digitization of previously existing visual depictions, as part of a commercial enterprise, with no other commercial interest in the sexually explicit material, printing, and video duplication;

''(ii) distribution;

''(iii) any activity, other than those activities identified in subparagraph (A), that does not involve the hiring, contracting for, managing, or otherwise arranging for the participation of the depicted performers;

''(iv) the provision of a telecommunications service, or of an Internet access service or Internet information location tool (as those terms are defined in section 231 of the Communications Act of 1934 (47 U.S.C. 231)); or

''(v) the transmission, storage, retrieval, hosting, formatting, or translation (or any combination thereof) of a communication, without selection or alteration of the content of the communication, except that deletion of a particular communication or material made by another person in a manner consistent with section 230(c) of the Communications Act of 1934 (47 U.S.C. 230(c)) shall not constitute such selection or alteration of the content of the communication; and

''(3) the term 'performer' includes any person portrayed in a visual depiction engaging in, or assisting another person to engage in, sexually explicit conduct.''.

(b) CONSTRUCTION.—The provisions of section 2257 shall not apply to any depiction of actual sexually explicit conduct as described in clause (v) of section 2256(2)(A) of title 18, United States Code, produced in whole or in part, prior to the effective date of this section unless that depiction also includes actual sexually explicit conduct as described in clauses (i) through (iv) of section 2256(2)(A) of title 18, United States Code.

SEC. 503. RECORD KEEPING REQUIREMENTS FOR SIMULATED SEXUAL CONDUCT.

(a) IN GENERAL.—Chapter 110 of title 18, United States Code, is amended by inserting after section 2257 the following:

"SEC. 2257A. RECORD KEEPING REQUIREMENTS FOR SIMULATED SEXUAL CONDUCT.

''(a) Whoever produces any book, magazine, periodical, film, videotape, digital image, digitally- or computer-manipulated image of an actual human being, picture, or other matter that—

''(1) contains 1 or more visual depictions of simulated sexually explicit conduct; and

''(2) is produced in whole or in part with materials which have been mailed or shipped in interstate or foreign commerce, or is shipped or transported or is intended for shipment or transportation in interstate or foreign commerce;

shall create and maintain individually identifiable records pertaining to every performer portrayed in such a visual depiction.

''(b) Any person to whom subsection (a) applies shall, with respect to every performer portrayed in a visual depiction of simulated sexually explicit conduct—

''(1) ascertain, by examination of an identification document containing such information, the performer's name and date of birth, and require the performer to provide such other indicia of his or her identity as may be prescribed by regulations;

''(2) ascertain any name, other than the performer's present and correct name, ever used by the performer including maiden name, alias, nickname, stage, or professional name; and

''(3) record in the records required by subsection (a) the information required by paragraphs (1) and (2) and such other identifying information as may be prescribed by regulation.

''(c) Any person to whom subsection (a) applies shall maintain the records required by this section at their business premises, or at such other place as the Attorney General may by regulation prescribe and shall make such records available to the Attorney General for inspection at all reasonable times.

''(d)(1) No information or evidence obtained from records required to be created or maintained by this section shall, except as provided in this section, directly or indirectly, be used as evidence against any person with respect to any violation of law.

''(2) Paragraph (1) shall not preclude the use of such information or evidence in a prosecution or other action for a violation of this chapter or chapter 71, or for a violation of any applicable provision of law with respect to the furnishing of false information.

''(e)(1) Any person to whom subsection (a) applies shall cause to be affixed to every copy of any matter described in subsection (a)(1) in such manner and in such form as the Attorney General shall by regulations prescribe, a statement describing where the records required by this section with respect to all performers depicted in that copy of the matter may be located. In this paragraph, the term 'copy' includes every page of a website on which matter described in subsection (a) appears.

''(2) If the person to whom subsection (a) applies is an organization the statement required by this subsection shall include the name, title, and business address of the individual employed by such organization responsible for maintaining the records required by this section.

''(f) It shall be unlawful—

''(1) for any person to whom subsection (a) applies to fail to create or maintain the records as required by subsections (a) and (c) or by any regulation promulgated under this section;

''(2) for any person to whom subsection (a) applies knowingly to make any false entry in or knowingly to fail to make an appropriate entry in, any record required by subsection (b) or any regulation promulgated under this section;

''(3) for any person to whom subsection (a) applies knowingly to fail to comply with the provisions of subsection (e) or any regulation promulgated pursuant to that subsection; or

''(4) for any person knowingly to sell or otherwise transfer, or offer for sale or transfer, any book, magazine, periodical, film, video, or other matter, produced in whole or in part with materials which have been mailed or shipped in interstate or foreign commerce or which is intended for shipment in interstate or foreign commerce, that—

''(A) contains 1 or more visual depictions made after the date of enactment of this subsection of simulated sexually explicit conduct; and

''(B) is produced in whole or in part with materials which have been mailed or shipped in interstate or foreign commerce, or is shipped or transported or is intended for shipment or transportation in interstate or foreign commerce;

which does not have affixed thereto, in a manner prescribed as set forth in subsection (e)(1), a statement describing where the records required by this section may be located, but such person shall have no duty to determine the accuracy of the contents of the statement or the records required to be kept.

''(5) for any person to whom subsection (a) applies to refuse to permit the Attorney General or his or her designee to conduct an inspection under subsection (c).

''(g) As used in this section, the terms 'produces' and 'performer' have the same meaning as in section 2257(h) of this title.

''(h)(1) The provisions of this section and section 2257 shall not apply to matter, or any image therein, containing one or more visual depictions of simulated sexually explicit conduct, or actual sexually explicit conduct as described in clause (v) of section 2256(2)(A), if such matter—

''(A)(i) is intended for commercial distribution;

''(ii) is created as a part of a commercial enterprise by a person who certifies to the Attorney General that such person regularly and in the normal course of business collects and maintains individually identifiable information regarding all performers, including minor performers, employed by that person, pursuant to Federal and State tax, labor, and other laws, labor agreements, or otherwise pursuant to industry standards, where such information includes the name, address, and date of birth of the performer; and

''(iii) is not produced, marketed or made available by the person described in clause (ii) to another in circumstances such than an ordinary person would conclude that the matter contains a visual depiction that is child pornography as defined in section 2256(8); or

''(B)(i) is subject to the authority and regulation of the Federal Communications Commission acting in its capacity to enforce section 1464 of this title, regarding the broadcast of obscene, indecent or profane programming; and

''(ii) is created as a part of a commercial enterprise by a person who certifies to the Attorney General that such person regularly and in the normal course of business collects and maintains individually identifiable information regarding all performers, including minor performers, employed by that person, pursuant to Federal and State tax, labor, and other laws, labor agreements, or otherwise pursuant to industry standards, where such information includes the name, address, and date of birth of the performer.

''(2) Nothing in subparagraphs (A) and (B) of paragraph (1) shall be construed to exempt any matter that contains any visual depiction that is child pornography, as defined in section 2256(8), or is actual sexually explicit conduct within the definitions in clauses (i) through (iv) of section 2256(2)(A).

''(i)(1) Whoever violates this section shall be imprisoned for not more than 1 year, and fined in accordance with the provisions of this title, or both.

''(2) Whoever violates this section in an effort to conceal a substantive offense involving the causing, transporting, permitting or offering or seeking by notice or advertisement, a minor to engage in sexually explicit conduct for the purpose of producing a visual depiction of such conduct in violation of this title, or to conceal a substantive offense that involved trafficking in material involving the sexual exploitation of a minor, including receiving, transporting, advertising, or possessing material involving the sexual exploitation of a minor with intent to traffic, in violation of this title, shall be imprisoned for not more than 5 years and fined in accordance with the provisions of this title, or both.

''(3) Whoever violates paragraph (2) after having been previously convicted of a violation punishable under that paragraph shall be imprisoned for any period of years not more than 10 years but not less than 2 years, and fined in accordance with the provisions of this title, or both.

''The provisions of this section shall not become effective until 90 days after the final regulations implementing this section are published in the Federal Register. The provisions of this section shall not apply to any matter, or image therein, produced, in whole or in part, prior to the effective date of this section.

''(k) On an annual basis, the Attorney General shall submit a report to Congress—

''(1) concerning the enforcement of this section and section 2257 by the Department of Justice during the previous 12-month period; and

''(2) including—

''(A) the number of inspections undertaken pursuant to this section and section 2257;

''(B) the number of open investigations pursuant to this section and section 2257;

''(C) the number of cases in which a person has been charged with a violation of this section and section 2257; and

''(D) for each case listed in response to subparagraph (C), the name of the lead defendant, the federal district in which the case was brought, the court tracking number, and a synopsis of the violation and its disposition, if any, including settlements, sentences, recoveries and penalties.''.

(b) CHAPTER ANALYSIS.—The chapter analysis for chapter 110 of title 18, United States Code, is amended by inserting after the item for section 2257 the following:

''2257A. Recordkeeping requirements for simulated sexual conduct.''.

SEC. 504. PREVENTION OF DISTRIBUTION OF CHILD PORNOGRAPHY USED AS EVIDENCE IN PROSECUTIONS.

Section 3509 of title 18, United States Code, is amended by adding at the end the following:

''(m) PROHIBITION ON REPRODUCTION OF CHILD PORNOGRAPHY.—

''(1) In any criminal proceeding, any property or material that constitutes child pornography (as defined by section 2256 of this title) shall remain in the care, custody, and control of either the Government or the court.

''(2)(A) Notwithstanding Rule 16 of the Federal Rules of Criminal Procedure, a court shall deny, in any criminal proceeding, any request by the defendant to copy, photograph, duplicate, or otherwise reproduce any property or material that constitutes child pornography (as defined by section 2256 of this title), so long as the Government makes the property or material reasonably available to the defendant.

''(B) For the purposes of subparagraph (A), property or material shall be deemed to be reasonably available to the defendant if the Government provides ample opportunity for inspection, viewing, and examination at a Government facility of the property or material by the defendant, his or her attorney, and any individual the defendant may seek to qualify to furnish expert testimony at trial.''.

SEC. 505. AUTHORIZING CIVIL AND CRIMINAL ASSET FORFEITURE IN CHILD EXPLOITATION AND OBSCENITY CASES.

(a) CONFORMING FORFEITURE PROCEDURES FOR OBSCENITY OFFENSES.—Section 1467 of title 18, United States Code, is amended—

(1) in subsection (a)(3), by inserting a period after ''of such offense'' and striking all that follows; and

(2) by striking subsections (b) through (n) and inserting the following:

''(b) The provisions of section 413 of the Controlled Substances Act (21 U.S.C. 853), with the exception of subsections (a) and (d), shall apply to the criminal forfeiture of property pursuant to subsection (a).

''(c) Any property subject to forfeiture pursuant to subsection (a) may be forfeited to the United States in a civil case in accordance with the procedures set forth in chapter 46 of this title.''.

(b) PROPERTY SUBJECT TO CRIMINAL FORFEITURE.—Section 2253(a) of title 18, United States Code, is amended—

(1) in the matter preceding paragraph (1)—

(A) by inserting ''or who is convicted of an offense under section 2252B of this chapter,'' after ''2260 of this chapter''; and

(B) by striking ''an offense under section 2421, 2422, or 2423 of chapter 117'' and inserting ''an offense under chapter 109A'';

(2) in paragraph (1), by inserting ''2252A, 2252B, or 2260'' after ''2252''; and

(3) in paragraph (3), by inserting ''or any property traceable to such property'' before the period.

(c) CRIMINAL FORFEITURE PROCEDURE.—Section 2253 of title 18, United States Code, is amended by striking subsections (b) through (o) and inserting the following:

''(b) Section 413 of the Controlled Substances Act (21 U.S.C. 853) with the exception of subsections (a) and (d), applies to the criminal forfeiture of property pursuant to subsection (a).''.

(d) CIVIL FORFEITURE.—Section 2254 of title 18, United States Code, is amended to read as follows:

''§2254. Civil forfeiture

''Any property subject to forfeiture pursuant to section 2253 may be forfeited to the United States in a civil case in accordance with the procedures set forth in chapter 46.''.

SEC. 506. PROHIBITING THE PRODUCTION OF OBSCENITY AS WELL AS TRANSPORTATION, DISTRIBUTION, AND SALE.

(a) SECTION 1465.—Section 1465 of title 18 of the United States Code is amended—

*(1) by inserting ''**PRODUCTION AND**'' before ''**TRANSPORTATION**'' in the heading of the section;*

(2) by inserting ''produces with the intent to transport, distribute, or transmit in interstate or foreign commerce, or whoever knowingly'' after ''whoever knowingly'' and before ''transports or travels in''; and

(3) by inserting a comma after ''in or affecting such commerce''.

(b) SECTION 1466.—Section 1466 of title 18 of the United States Code is amended—

(1) in subsection (a), by inserting ''producing with intent to distribute or sell, or'' before ''selling or transferring obscene matter,'';

(2) in subsection (b), by inserting, ''produces'' before ''sells or transfers or offers to sell or transfer obscene matter''; and

(3) in subsection (b) by inserting ''production,'' before ''selling or transferring or offering to sell or transfer such material.''.

SEC. 507. GUARDIANS AD LITEM.

Section 3509(h)(1) of title 18, United States Code, is amended by inserting '', and provide reasonable compensation and payment of expenses for,'' before ''a guardian''.

TITLE VI—GRANTS, STUDIES, AND PROGRAMS FOR CHILDREN AND COMMUNITY SAFETY

Subtitle A—Mentoring Matches for Youth Act

SEC. 601. SHORT TITLE.

This subtitle may be cited as the ''Mentoring Matches for Youth Act of 2006''.

SEC. 602. FINDINGS.

Congress finds the following:

(1) Big Brothers Big Sisters of America, which was founded in 1904 and chartered by Congress in 1958, is the oldest and largest mentoring organization in the United States.

(2) There are over 450 Big Brothers Big Sisters of America local agencies providing mentoring programs for at-risk children in over 5,000 communities throughout every State, Guam, and Puerto Rico.

(3) Over the last decade, Big Brothers Big Sisters of America has raised a minimum of 75 percent of its annual operating budget from private sources and is continually working to grow private sources of funding to maintain this ratio of private to Federal funds.

(4) In 2005, Big Brothers Big Sisters of America provided mentors for over 235,000 children.

(5) Big Brothers Big Sisters of America has a goal to provide mentors for 1,000,000 children per year.

SEC. 603. GRANT PROGRAM FOR EXPANDING BIG BROTHERS BIG SISTERS MENTORING PROGRAM.

In each of fiscal years 2007 through 2012, the Administrator of the Office of Juvenile Justice and Delinquency Prevention (hereafter in this Act referred to as the ''Administrator'') may make grants to Big Brothers Big Sisters of America to use for expanding the capacity of and carrying out the Big Brothers Big Sisters mentoring programs for at-risk youth.

SEC. 604. BIANNUAL REPORT.

(a) IN GENERAL.—Big Brothers Big Sisters of America shall submit 2 reports to the Administrator in each of fiscal years 2007 through 2013. Big Brothers Big Sisters of America shall submit the first report in a fiscal year not later than April 1 of that fiscal year and the second report in a fiscal year not later than September 30 of that fiscal year.

(b) REQUIRED CONTENT.—Each such report shall include the following:

(1) A detailed statement of the progress made by Big Brothers Big Sisters of America in expanding the capacity of and carrying out mentoring programs for at-risk youth.

(2) A detailed statement of how the amounts received under this Act have been used.

(3) A detailed assessment of the effectiveness of the mentoring programs.

(4) Recommendations for continued grants and the appropriate amounts for such grants.

SEC. 605. AUTHORIZATION OF APPROPRIATIONS.

There are authorized to be appropriated to carry out this Act—

(1) $9,000,000 for fiscal year 2007;

(2) $10,000,000 for fiscal year 2008;

(3) $11,500,000 for fiscal year 2009;

(4) $13,000,000 for fiscal year 2010; and

(5) $15,000,000 for fiscal year 2011.

Subtitle B—National Police Athletic League Youth Enrichment Act

SEC. 611. SHORT TITLE.

This subtitle may be cited as the ''National Police Athletic League Youth Enrichment Reauthorization Act of 2006''.

SEC. 612. FINDINGS.

Section 2 of the National Police Athletic League Youth Enrichment Act of 2000 (42 U.S.C. 13751 note) is amended—

(1) in paragraph (1)—

(A) by redesignating subparagraphs (C) through (G) as subparagraphs (D) through (H), respectively; and

(B) by inserting after subparagraph (B) the following:

''(C) develop life enhancing character and leadership skills in young people;'';

(2) in paragraph (2) by striking ''55-year'' and inserting ''90-year'';

(3) in paragraph (3)—

(A) by striking ''320 PAL chapters'' and inserting ''350 PAL chapters''; and

(B) by striking ''1,500,000 youth'' and inserting ''2,000,000 youth'';

(4) in paragraph (4), by striking ''82 percent''and inserting ''85 percent'';

(5) in paragraph (5), in the second sentence, by striking ''receive no'' and inserting ''rarely receive'';

(6) in paragraph (6), by striking ''17 are at risk'' and inserting ''18 are at risk''; and

(7) in paragraph (7), by striking ''1999'' and inserting ''2005''.

SEC. 613. PURPOSE.

Section 3 of the National Police Athletic League Youth Enrichment Act of 2000 (42 U.S.C. 13751 note) is amended—

(1) in paragraph (1)—

(A) by striking ''320 established PAL chapters'' and inserting ''342 established PAL chapters''; and

(B) by striking ''and'' at the end;

(2) in paragraph (2), by striking ''2006.'' and inserting ''2010; and''; and

(3) by adding at the end the following:

''(3) support of an annual gathering of PAL chapters and designated youth leaders from such chapters to participate in a 3-day conference that addresses national and local issues impacting the youth of America and includes educational sessions to advance character and leadership skills.''.

SEC. 614. GRANTS AUTHORIZED.

Section 5 of the National Police Athletic League Youth Enrichment Act of 2000 (42 U.S.C. 13751 note) is amended—

(1) in subsection (a), by striking ''2001 through 2005'' and inserting ''2006 through 2010''; and

(2) in subsection (b)(1)(B), by striking ''not less than 570 PAL chapters in operation before January 1, 2004'' and inserting ''not fewer than 500 PAL chapters in operation before January 1, 2010''.

SEC. 615. USE OF FUNDS.

Section 6(a)(2) of the National Police Athletic League Youth Enrichment Act of 2000 (42 U.S.C. 13751 note) is amended—

(1) in the matter preceding subparagraph (A), by striking ''four'' and inserting ''two''; and

(2) in subparagraph (A)—

(A) in the matter preceding clause (i), by striking ''two programs'' and inserting ''one program'';

(B) in clause (iii), by striking ''or'';

(C) in clause (iv), by striking ''and'' and inserting ''or''; and

(D) by inserting after clause (iv) the following:

''(v) character development and leadership training; and''.

SEC. 616. AUTHORIZATION OF APPROPRIATIONS.

Section 8(a) of the National Police Athletic League Youth Enrichment Act of 2000 (42 U.S.C. 13751 note) is amended by striking ''2001 through 2005'' and inserting ''2006 through 2010''.

SEC. 617. NAME OF LEAGUE.

(a) DEFINITIONS.—Section 4(4) of the National Police Athletic League Youth Enrichment Act of 2000 (42 U.S.C. 13751 note) is amended in the paragraph heading, by striking ''Athletic'' and inserting ''Athletic/activities''.

(b) TEXT.—The National Police Athletic League Youth Enrichment Act of 2000 (42 U.S.C. 13751 note) is amended by striking ''Police Athletic League'' each place such term appears and inserting ''Police Athletic/Activities League''.

Subtitle C—Grants, Studies, and Other Provisions

SEC. 621. PILOT PROGRAM FOR MONITORING SEXUAL OFFENDERS.

(a) SEX OFFENDER MONITORING PROGRAM.—

(1) GRANTS AUTHORIZED.—

(A) IN GENERAL.—The Attorney General is authorized to award grants (referred to as ''Jessica Lunsford and Sarah Lunde Grants'') to States, local governments, and Indian tribal governments to assist in—

(i) carrying out programs to outfit sex offenders with electronic monitoring units; and

(ii) the employment of law enforcement officials necessary to carry out such programs.

(B) DURATION.—The Attorney General shall award grants under this section for a period not to exceed 3 years.

(C) MINIMUM STANDARDS.—The electronic monitoring units used in the pilot program shall at a minimum—

(i) provide a single-unit tracking device for each offender that—

(I) contains a central processing unit with global positioning system and cellular technology in a single unit; and

(II) provides two- and three-way voice communication; and

(ii) permit active, real-time, and continuous monitoring of offenders 24 hours a day.

(2) APPLICATION.—

(A) IN GENERAL.—Each State, local government, or Indian tribal government desiring a grant under this section shall submit an application to the Attorney General at such time, in such manner, and accompanied by such information as the Attorney General may reasonably require.

(B) CONTENTS.—Each application submitted pursuant to subparagraph (A) shall—

(i) describe the activities for which assistance under this section is sought; and

(ii) provide such additional assurances as the Attorney General determines to be essential to ensure compliance with the requirements of this section.

(b) INNOVATION.—In making grants under this section, the Attorney General shall ensure that different approaches to monitoring are funded to allow an assessment of effectiveness.

(c) AUTHORIZATION OF APPROPRIATIONS.—

(1) IN GENERAL.—There are authorized to be appropriated $5,000,000 for each of the fiscal years 2007 through 2009 to carry out this section.

(2) REPORT.—Not later than September 1, 2010, the Attorney General shall report to Congress—

(A) assessing the effectiveness and value of this section;

(B) comparing the cost effectiveness of the electronic monitoring to reduce sex offenses compared to other alternatives; and

(C) making recommendations for continuing funding and the appropriate levels for such funding.

SEC. 622. TREATMENT AND MANAGEMENT OF SEX OFFENDERS IN THE BUREAU OF PRISONS.

Section 3621 of title 18, United States Code, is amended by adding at the end the following new subsection:

''(f) SEX OFFENDER MANAGEMENT.—

''(1) IN GENERAL.—The Bureau of Prisons shall make available appropriate treatment to sex offenders who are in need of and suitable for treatment, as follows:

''(A) SEX OFFENDER MANAGEMENT PROGRAMS.—The Bureau of Prisons shall establish non-residential sex offender management programs to provide appropriate treatment, monitoring, and supervision of sex offenders and to provide aftercare during pre-release custody.

''(B) RESIDENTIAL SEX OFFENDER TREATMENT PROGRAMS.—The Bureau of Prisons shall establish residential sex offender treatment programs to provide treatment to sex offenders who volunteer for such programs and are deemed by the Bureau of Prisons to be in need of and suitable for residential treatment.

''(2) REGIONS.—At least 1 sex offender management program under paragraph (1)(A), and at least one residential sex offender treatment program under paragraph (1)(B), shall be established in each region within the Bureau of Prisons.

''(3) AUTHORIZATION OF APPROPRIATIONS.—There are authorized to be appropriated to the Bureau of Prisons for each fiscal year such sums as may be necessary to carry out this subsection.''.

SEC. 623. SEX OFFENDER APPREHENSION GRANTS; JUVENILE SEX OFFENDER TREATMENT GRANTS.

Title I of the Omnibus Crime Control and Safe Streets Act of 1968 is amended by adding at the end the following new part:

''PART X—SEX OFFENDER APPREHENSION GRANTS; JUVENILE SEX OFFENDER TREATMENT GRANTS

''SEC. 3011. SEX OFFENDER APPREHENSION GRANTS.

''(a) AUTHORITY TO MAKE SEX OFFENDER APPREHENSION GRANTS.—

''(1) IN GENERAL.—From amounts made available to carry out this part, the Attorney General may make grants to States, units of local government, Indian tribal governments, other public and private entities, and multi-jurisdictional or regional consortia thereof for activities specified in paragraph (2).

''(2) COVERED ACTIVITIES.—An activity referred to in paragraph (1) is any program, project, or other activity to assist a State in enforcing sex offender registration requirements.

''(b) AUTHORIZATION OF APPROPRIATIONS.—There are authorized to be appropriated such sums as may be necessary for fiscal years 2007 through 2009 to carry out this part.

''SEC. 3012. JUVENILE SEX OFFENDER TREATMENT GRANTS.

''(a) AUTHORITY TO MAKE JUVENILE SEX OFFENDER TREATMENT GRANTS.—

''(1) IN GENERAL.—From amounts made available to carry out this part, the Attorney General may make grants to units of local government, Indian tribal governments, correctional facilities, other public and private entities, and multijurisdictional or regional consortia thereof for activities specified in paragraph (2).

''(2) COVERED ACTIVITIES.—An activity referred to in paragraph (1) is any program, project, or other activity to assist in the treatment of juvenile sex offenders.

''(b) JUVENILE SEX OFFENDER DEFINED.—For purposes of this section, the term 'juvenile sex offender' is a sex offender who had not attained the age of 18 years at the time of his or her offense.

''(c) AUTHORIZATION OF APPROPRIATIONS.—There are authorized to be appropriated $10,000,000 for each of fiscal years 2007 through 2009 to carry out this part.''.

SEC. 624. ASSISTANCE FOR PROSECUTION OF CASES CLEARED THROUGH USE OF DNA BACKLOG CLEARANCE FUNDS.

(a) IN GENERAL.—The Attorney General may make grants to train and employ personnel to help prosecute cases cleared through use of funds provided for DNA backlog elimination.

(b) AUTHORIZATION.—There are authorized to be appropriated such sums as may be necessary for each of fiscal years 2007 through 2011 to carry out this section.

SEC. 625. GRANTS TO COMBAT SEXUAL ABUSE OF CHILDREN.

(a) IN GENERAL.—The Bureau of Justice Assistance is authorized to make grants under this section—

(1) to any law enforcement agency that serves a jurisdiction with 50,000 or more residents; and

(2) to any law enforcement agency that serves a jurisdiction with fewer than 50,000 residents, upon a showing of need.

(b) USE OF GRANT AMOUNTS.—Grants under this section may be used by the law enforcement agency to—

(1) hire additional law enforcement personnel or train existing staff to combat the sexual abuse of children through community education and outreach, investigation of complaints, enforcement of laws relating to sex offender registries, and management of released sex offenders;

(2) investigate the use of the Internet to facilitate the sexual abuse of children; and

(3) purchase computer hardware and software necessary to investigate sexual abuse of children over the Internet, access local, State, and Federal databases needed to apprehend sex offenders, and facilitate the creation and enforcement of sex offender registries.

(c) CRITERIA.—The Attorney General shall give priority to law enforcement agencies making a showing of need.

(d) AUTHORIZATION OF APPROPRIATIONS.—There are authorized to be appropriated such sums as may be necessary for fiscal years 2007 through 2009 to carry out this section.

SEC. 626. CRIME PREVENTION CAMPAIGN GRANT.

Subpart 2 of part E of title I of the Omnibus Crime Control and Safe Street Act of 1968 is amended by adding at the end the following new chapter:

''CHAPTER 4—GRANTS TO PRIVATE ENTITIES

''SEC. 519. CRIME PREVENTION CAMPAIGN GRANT.

''(a) GRANT AUTHORIZATION.—The Attorney General may provide a grant to a national private, nonprofit organization that has expertise in promoting crime prevention through public outreach and media campaigns in coordination with law enforcement agencies and other local government officials, and representatives of community public interest organizations, including schools and youth-serving organizations, faith-based, and victims' organizations and employers.

''(b) APPLICATION.—To request a grant under this section, an organization described in subsection (a) shall submit an application to the Attorney General in such form and containing such information as the Attorney General may require.

''(c) USE OF FUNDS.—An organization that receives a grant under this section shall—

''(1) create and promote national public communications campaigns;

''(2) develop and distribute publications and other educational materials that promote crime prevention;

''(3) design and maintain web sites and related web-based materials and tools;

''(4) design and deliver training for law enforcement personnel, community leaders, and other partners in public safety and hometown security initiatives;

''(5) design and deliver technical assistance to States, local jurisdictions, and crime prevention practitioners and associations;

''(6) coordinate a coalition of Federal, national, and statewide organizations and communities supporting crime prevention;

''(7) design, deliver, and assess demonstration programs;

''(8) operate McGruff-related programs, including McGruff Club;

''(9) operate the Teens, Crime, and Community Program; and

''(10) evaluate crime prevention programs and trends.

''(d) AUTHORIZATION OF APPROPRIATIONS.—There are authorized to be appropriated to carry out this section—

''(1) for fiscal year 2007, $7,000,000;

''(2) for fiscal year 2008, $8,000,000;

''(3) for fiscal year 2009, $9,000,000; and

''(4) for fiscal year 2010, $10,000,000.''.

SEC. 627. GRANTS FOR FINGERPRINTING PROGRAMS FOR CHILDREN.

(a) IN GENERAL.—The Attorney General shall establish and implement a program under which the Attorney General may make grants to States, units of local government, and Indian tribal governments in accordance with this section.

(b) USE OF GRANT AMOUNTS.—A grant made to a State, unit of local government, or Indian tribal government under subsection (a) shall be distributed to law enforcement agencies within the jurisdiction of such State, unit, or tribal government to be used for any of the following activities:

(1) To establish a voluntary fingerprinting program for children, which may include the taking of palm prints of children.

(2) To hire additional law enforcement personnel, or train existing law enforcement personnel, to take fingerprints of children.

(3) To provide information within the community involved about the existence of such a fingerprinting program.

(4) To provide for computer hardware, computer software, or other materials necessary to carry out such a fingerprinting program.

(c) LIMITATION.—Fingerprints of a child derived from a program funded under this section—

(1) may be released only to a parent or guardian of the child; and

(2) may not be copied or retained by any Federal, State, local, or tribal law enforcement officer unless written permission is given by the parent or guardian.

(d) CRIMINAL PENALTY.—Any person who uses the fingerprints of a child derived from a program funded under this section for any purpose other than the purpose described in subsection (c)(1) shall be subject to imprisonment for not more than 1 year, a fine under title 18, United States Code, or both.

(e) AUTHORIZATION OF APPROPRIATIONS.—There is authorized to be appropriated $20,000,000 to carry out this section for the 5-year period beginning on the first day of fiscal year 2007.

SEC. 628. GRANTS FOR RAPE, ABUSE & INCEST NATIONAL NETWORK.

(a) FINDINGS.—Congress finds as follows:

(1) More than 200,000 Americans each year are victims of sexual assault, according to the Department of Justice.

(2) In 2004, 1 American was sexually assaulted every 2.5 minutes.

(3) One of every 6 women, and 1 of every 133 men, in America has been the victim of a completed or attempted rape, according to the Department of Justice.

(4) The Federal Bureau of Investigation ranks rape second in the hierarchy of violent crimes for its Uniform Crime Reports, trailing only murder.

(5) The Federal Government, through the Victims of Crime Act, Violence Against Women Act, and other laws, has long played a role in providing services to sexual assault victims and in seeking policies to increase the number of rapists brought to justice.

(6) Research suggests that sexual assault victims who receive counseling support are more likely to report their attack to the police and to participate in the prosecution of the offender.

(7) Due in part to the combined efforts of law enforcement officials at the local, State, and Federal level, as well as the efforts of the Rape, Abuse & Incest National Network (RAINN) and its affiliated rape crisis centers across the United States, sexual violence in America has fallen by more than half since 1994.

(8) RAINN, a 501(c)(3) nonprofit corporation headquartered in the District of Columbia, has since 1994 provided help to victims of sexual assault and educated the public about sexual assault prevention, prosecution, and recovery.

(9) RAINN established and continues to operate the National Sexual Assault Hotline, a free, confidential telephone hotline that provides help, 24 hours a day, to victims nationally.

(10) More than 1,100 local rape crisis centers in the 50 States and the District of Columbia partner with RAINN and are members of the National Sexual Assault Hotline network (which has helped more than 970,000 people since its inception in 1994).

(11) To better serve victims of sexual assault, 80 percent of whom are under age 30 and 44 percent of whom are under age 18, RAINN will soon launch the National Sexual Assault Online Hotline, the web's first secure hotline service offering live help 24 hours a day.

(12) Congress and the Department of Justice have given RAINN funding to conduct its crucial work.

(13) RAINN is a national model of public/private partnership, raising private sector funds to match congressional appropriations and receiving extensive private in-kind support, including advanced technology provided by the communications and technology industries to launch the National Sexual Assault Hotline and the National Sexual Assault Online Hotline.

(14) Worth magazine selected RAINN as one of ''America's 100 Best Charities'', in recognition of the organization's ''efficiency and effectiveness.''

(15) In fiscal year 2005, RAINN spent more than 91 cents of every dollar received directly on program services.

(16) The demand for RAINN's services is growing dramatically, as evidenced by the fact that, in 2005, the National Sexual Assault Hotline helped 137,039 people, an all-time record.

(17) The programs sponsored by RAINN and its local affiliates have contributed to the increase in the percentage of victims who report their rape to law enforcement.

(18) According to a recent poll, 92 percent of American women said that fighting sexual and domestic violence should be a top public policy priority (a higher percentage than chose health care, child care, or any other issue).

(19) Authorizing Federal funds for RAINN's national programs would promote continued progress with this interstate problem and would make a significant difference in the prosecution of rapists and the overall incidence of sexual violence.

(b) DUTIES AND FUNCTIONS OF THE ADMINISTRATOR.—

(1) DESCRIPTION OF ACTIVITIES.—The Administrator shall—

(A) issue such rules as the Administrator considers necessary or appropriate to carry out this section;

(B) make such arrangements as may be necessary and appropriate to facilitate effective coordination among all Federally funded programs relating to victims of sexual assault; and

(C) provide adequate staff and agency resources which are necessary to properly carry out the responsibilities pursuant to this section.

(2) ANNUAL GRANT TO RAPE, ABUSE & INCEST NATIONAL NETWORK.—The Administrator shall annually make a grant to RAINN, which shall be used for the performance of the organization's national programs, which may include—

(A) operation of the National Sexual Assault Hotline, a 24-hour toll-free telephone line by which individuals may receive help and information from trained volunteers;

(B) operation of the National Sexual Assault Online Hotline, a 24-hour free online service by which individuals may receive help and information from trained volunteers;

(C) education of the media, the general public, and populations at risk of sexual assault about the incidence of sexual violence and sexual violence prevention, prosecution, and recovery;

(D) dissemination, on a national basis, of information relating to innovative and model programs, services, laws, legislation, and policies that benefit victims of sexual assault; and

(E) provision of technical assistance to law enforcement agencies, State and local governments, the criminal justice system, public and private nonprofit agencies, and individuals in the investigation and prosecution of cases involving victims of sexual assault.

(c) DEFINITIONS.—For the purposes of this section:

(1) ADMINISTRATOR.—The term ''Administrator'' means the Administrator of the Office of Juvenile Justice and Delinquency Prevention.

(2) RAINN.—The term ''RAINN'' means the Rape, Abuse & Incest National Network, a 501(c)(3) nonprofit corporation headquartered in the District of Columbia.

(d) AUTHORIZATION OF APPROPRIATIONS.—There is authorized to be appropriated to the Administrator to carry out this section, $3,000,000 for each of fiscal years 2007 through 2010.

SEC. 629. CHILDREN'S SAFETY ONLINE AWARENESS CAMPAIGNS.

(a) AWARENESS CAMPAIGN FOR CHILDREN'S SAFETY ONLINE.—

(1) IN GENERAL.—The Attorney General, in consultation with the National Center for Missing and Exploited Children, is authorized to develop and carry out a public awareness campaign to demonstrate, explain, and encourage children, parents, and community leaders to better protect children when such children are on the Internet.

(2) REQUIRED COMPONENTS.—The public awareness campaign described under paragraph (1) shall include components that compliment and reinforce the campaign message in a variety of media, including the Internet, television, radio, and billboards.

(b) AWARENESS CAMPAIGN REGARDING THE ACCESSIBILITY AND UTILIZATION OF SEX OFFENDER REGISTRIES.—The Attorney General, in consultation with the National Center for Missing and Exploited Children, is authorized to develop and carry out a public awareness campaign to demonstrate, explain, and encourage parents and community leaders to better access and utilize the Federal and State sex offender registries.

(c) AUTHORIZATION OF APPROPRIATIONS.—There are authorized to be appropriated to carry out this section such sums as are necessary for fiscal years 2007 through 2011.

SEC. 630. GRANTS FOR ONLINE CHILD SAFETY PROGRAMS.

(a) IN GENERAL.—The Attorney General shall, subject to the availability of appropriations, make grants to States, units of local government, and nonprofit organizations for the purposes of establishing and maintaining programs with respect to improving and educating children and parents in the best ways for children to be safe when on the Internet.

(b) DEFINITION OF STATE.—For purposes of this section, the term ''State'' means any State of the United States, the District of Columbia, the Commonwealth of Puerto Rico, the Virgin Islands, American Samoa, Guam, and the Northern Mariana Islands.

(c) AUTHORIZATION OF APPROPRIATIONS.—There are authorized to be appropriated to carry out this section such sums as are necessary for fiscal years 2007 through 2011.

SEC. 631. JESSICA LUNSFORD ADDRESS VERIFICATION GRANT PROGRAM.

(a) ESTABLISHMENT.—There is established the Jessica Lunsford Address Verification Grant Program (hereinafter in this section referred to as the ''Program'').

(b) GRANTS AUTHORIZED.—Under the Program, the Attorney General is authorized to award grants to State, local governments, and Indian tribal governments to assist in carrying out programs requiring an appropriate official to verify, at appropriate intervals, the residence of all or some registered sex offenders.

(c) APPLICATION.—

(1) IN GENERAL.—Each State or local government seeking a grant under this section shall submit an application to the Attorney General at such time, in such manner, and accompanied by such information as the Attorney General may reasonably require.

(2) CONTENTS.—Each application submitted pursuant to paragraph (1) shall—

(A) describe the activities for which assistance under this section is sought; and

(B) provide such additional assurances as the Attorney General determines to be essential to ensure compliance with the requirements of this section.

(d) INNOVATION.—In making grants under this section, the Attorney General shall ensure that different approaches to address verification are funded to allow an assessment of effectiveness.

(e) AUTHORIZATION OF APPROPRIATIONS.—

(1) IN GENERAL.—There are authorized to be appropriated for each of the fiscal years 2007 through 2009 such sums as may be necessary to carry out this section.

(2) REPORT.—Not later than April 1, 2009, the Attorney General shall report to Congress—

(A) assessing the effectiveness and value of this section;

(B) comparing the cost effectiveness of address verification to reduce sex offenses compared to other alternatives; and

(C) making recommendations for continuing funding and the appropriate levels for such funding.

SEC. 632. FUGITIVE SAFE SURRENDER.

(a) FINDINGS.—Congress finds the following:

(1) Fugitive Safe Surrender is a program of the United States Marshals Service, in partnership with public, private, and faith-based organizations, which temporarily transforms a church into a courthouse, so fugitives can turn themselves in, in an atmosphere where they feel more comfortable to do so, and have nonviolent cases adjudicated immediately.

(2) In the 4-day pilot program in Cleveland, Ohio, over 800 fugitives turned themselves in. By contrast, a successful Fugitive Task Force sweep, conducted for 3 days after Fugitive Safe Surrender, resulted in the arrest of 65 individuals.

(3) Fugitive Safe Surrender is safer for defendants, law enforcement, and innocent bystanders than needing to conduct a sweep.

(4) Based upon the success of the pilot program, Fugitive Safe Surrender should be expanded to other cities throughout the United States.

(b) ESTABLISHMENT.—The United States Marshals Service shall establish, direct, and coordinate a program (to be known as the ''Fugitive Safe Surrender Program''), under which the United States Marshals Service shall apprehend Federal, State, and local fugitives in a safe, secure, and peaceful manner to be coordinated with law enforcement and community leaders in designated cities throughout the United States.

(c) AUTHORIZATION OF APPROPRIATIONS.—There are authorized to be appropriated to the United States Marshals Service to carry out this section—

(1) $3,000,000 for fiscal year 2007;

(2) $5,000,000 for fiscal year 2008; and

(3) $8,000,000 for fiscal year 2009.

(d) OTHER EXISTING APPLICABLE LAW.—Nothing in this section shall be construed to limit any existing authority under any other provision of Federal or State law for law enforcement agencies to locate or apprehend fugitives through task forces or any other means.

SEC. 633. NATIONAL REGISTRY OF SUBSTANTIATED CASES OF CHILD ABUSE.

(a) IN GENERAL.—The Secretary of Health and Human Services, in consultation with the Attorney General, shall create a national registry of substantiated cases of child abuse or neglect.

(b) INFORMATION.—

(1) COLLECTION.—The information in the registry described in subsection (a) shall be supplied by States and Indian tribes, or, at the option of a State, by political subdivisions of such State, to the Secretary of Health and Human Services.

(2) TYPE OF INFORMATION.—The registry described in subsection (a) shall collect in a central electronic registry information on persons reported to a State, Indian tribe, or political subdivision of a State as perpetrators of a substantiated case of child abuse or neglect.

(c) SCOPE OF INFORMATION.—

(1) IN GENERAL.—

(A) TREATMENT OF REPORTS.—The information to be provided to the Secretary of Health and Human Services under this section shall relate to substantiated reports of child abuse or neglect.

(B) EXCEPTION.—If a State, Indian tribe, or political subdivision of a State has an electronic register of cases of child abuse or neglect equivalent to the registry established under this section that it maintains pursuant to a requirement or authorization under any other provision of law, the information provided to the Secretary of Health and Human Services under this section shall be coextensive with that in such register.

(2) FORM.—Information provided to the Secretary of Health and Human Services under this section—

(A) shall be in a standardized electronic form determined by the Secretary of Health and Human Services; and

(B) shall contain case-specific identifying information that is limited to the name of the perpetrator and the nature of the substantiated case of child abuse or neglect, and that complies with clauses (viii) and (ix) of section 106(b)(2)(A) of the Child Abuse Prevention and Treatment Act (42 U.S.C. 5106(b)(2)(A) (viii) and (ix)).

(d) CONSTRUCTION.—This section shall not be construed to require a State, Indian tribe, or political subdivision of a State to modify—

(1) an equivalent register of cases of child abuse or neglect that it maintains pursuant to a requirement or authorization under any other provision of law; or

(2) any other record relating to child abuse or neglect, regardless of whether the report of abuse or neglect was substantiated, unsubstantiated, or determined to be unfounded.

(e) ACCESSIBILITY.—Information contained in the national registry shall only be accessible to any Federal, State, Indian tribe, or local government entity, or any agent of such entities, that has a need for such information in order to carry out its responsibilities under law to protect children from child abuse and neglect.

(f) DISSEMINATION.—The Secretary of Health and Human Services shall establish standards for the dissemination of information in the national registry of substantiated cases of child abuse or neglect. Such standards shall comply with clauses (viii) and (ix) of section 106(b)(2)(A) of the Child Abuse Prevention and Treatment Act (42 U.S.C. 5106(b)(2)(A) (viii) and (ix)).

(g) STUDY.—

(1) IN GENERAL.—The Secretary of Health and Human Services shall conduct a study on the feasibility of establishing data collection standards for a national child abuse and neglect registry with recommendations and findings concerning—

(A) costs and benefits of such data collection standards;

(B) data collection standards currently employed by each State, Indian tribe, or political subdivision of a State;

(C) data collection standards that should be considered to establish a model of promising practices; and

(D) a due process procedure for a national registry

(2) REPORT.—Not later than 1 year after the date of enactment of this Act, the Secretary of Homeland Security shall submit to the Committees on the Judiciary in the House of Representatives and the United States Senate and the Senate Committee on Health, Education, Labor and Pensions and the House Committee on Education and the Workforce a report containing the recommendations and findings of the study on data collection standards for a national child abuse registry authorized under this subsection.

(3) AUTHORIZATION OF APPROPRIATIONS.—There is authorized to be appropriated $500,000 for the period of fiscal years 2006 and 2007 to carry out the study required by this subsection.

SEC. 634. COMPREHENSIVE EXAMINATION OF SEX OFFENDER ISSUES.

(a) IN GENERAL.—The National Institute of Justice shall conduct a comprehensive study to examine the control, prosecution, treatment, and monitoring of sex offenders, with a particular focus on—

(1) the effectiveness of the Sex Offender Registration and Notification Act in increasing compliance with sex offender registration and notification requirements, and the costs and burdens associated with such compliance;

(2) the effectiveness of sex offender registration and notification requirements in increasing public safety, and the costs and burdens associated with such requirements;

(3) the effectiveness of public dissemination of sex offender information on the Internet in increasing public safety, and the costs and burdens associated with such dissemination; and

(4) the effectiveness of treatment programs in reducing recidivism among sex offenders, and the costs and burdens associated with such programs.

(b) RECOMMENDATIONS.—The study described in subsection (a) shall include recommendations for reducing the number of sex crimes against children and adults and increasing the effectiveness of registration requirements.

(c) REPORTS.—

(1) IN GENERAL.—Not later than 5 years after the date of enactment of this Act, the National Institute of Justice shall report the results of the study conducted under subsection (a) together with findings to Congress, through the Internet to the public, to each of the 50 governors, to the Mayor of the District of Columbia, to territory heads, and to the top official of the various Indian tribes.

(2) INTERIM REPORTS.—The National Institute of Justice shall submit yearly interim reports.

(d) APPROPRIATIONS.—There are authorized to be appropriated $3,000,000 to carry out this section.

SEC. 635. ANNUAL REPORT ON ENFORCEMENT OF REGISTRATION REQUIREMENTS.

Not later than July 1 of each year, the Attorney General shall submit a report to Congress describing—

(1) the use by the Department of Justice of the United States Marshals Service to assist jurisdictions in locating and apprehending sex offenders who fail to comply with sex offender registration requirements, as authorized by this Act;

(2) the use of section 2250 of title 18, United States Code (as added by section 151 of this Act), to punish offenders for failure to register;

(3) a detailed explanation of each jurisdiction's compliance with the Sex Offender Registration and Notification Act;

(4) a detailed description of Justice Department efforts to ensure compliance and any funding reductions, the basis for any decision to reduce funding or not to reduce funding under section 125; and

(5) the denial or grant of any extensions to comply with the Sex Offender Registration and Notification Act, and the reasons for such denial or grant.

SEC. 636. GOVERNMENT ACCOUNTABILITY OFFICE STUDIES ON FEASIBILITY OF USING DRIVER'S LICENSE REGISTRATION PROCESSES AS ADDITIONAL REGISTRATION REQUIREMENTS FOR SEX OFFENDERS.

For the purposes of determining the feasibility of using driver's license registration processes as additional registration requirements for sex offenders to improve the level of compliance with sex offender registration requirements for change of address upon relocation and other related updates of personal information, the Congress requires the following studies:

(1) Not later than 180 days after the date of the enactment of this Act, the Government Accountability Office shall complete a study for the Committee on the Judiciary of the Senate and the Committee on the Judiciary of the House of Representatives to survey a majority of the States to assess the relative systems capabilities to comply with a Federal law that required all State driver's license systems to automatically access State and national databases of registered sex offenders in a form similar to the requirement of the Nevada law described in paragraph (2). The Government Accountability Office shall use the information drawn from this survey, along with other expert sources, to determine what the potential costs to the States would be if such a Federal law came into effect, and what level of Federal grants would be required to prevent an unfunded mandate. In addition, the Government Accountability Office shall seek the views of Federal and State law enforcement agencies, including in particular the Federal Bureau of Investigation, with regard to the anticipated effects of such a national requirement, including potential for undesired side effects in terms of actual compliance with this Act and related laws.

(2) Not later than February 1, 2007, the Government Accountability Office shall complete a study to evaluate the provisions of Chapter 507 of Statutes of Nevada 2005 to determine—

(A) if those provisions are effective in increasing the registration compliance rates of sex offenders;

(B) the aggregate direct and indirect costs for the State of Nevada to bring those provisions into effect; and

(C) how those provisions might be modified to improve compliance by registered sex offenders.

SEC. 637. SEX OFFENDER RISK CLASSIFICATION STUDY.

(a) STUDY.—The Attorney General shall conduct a study of risk-based sex offender classification systems, which shall include an analysis of—

(1) various risk-based sex offender classification systems;

(2) the methods and assessment tools available to assess the risks posed by sex offenders;

(3) the efficiency and effectiveness of risk-based sex offender classification systems, in comparison to offense-based sex offender classification systems, in—

(A) reducing threats to public safety posed by sex offenders; and

(B) assisting law enforcement agencies and the public in identifying the most dangerous sex offenders;

(4) the resources necessary to implement, and the legal implications of implementing, risk-based sex offender classification systems for sex offender registries; and

(5) any other information the Attorney General determines necessary to evaluate risk-based sex offender classification systems.

(b) REPORT.—Not later than 18 months after the date of enactment of this Act, the Attorney General shall report to the Congress the results of the study under this section.

(c) STUDY CONDUCTED BY TASK FORCE.—The Attorney General may establish a task force to conduct the study and prepare the report required under this section. Any task force established under this section shall be composed of members, appointed by the Attorney General, who—

(1) represent national, State, and local interests; and

(2) are especially qualified to serve on the task force by virtue of their education, training, or experience, particularly in the fields of sex offender management, community education, risk assessment of sex offenders, and sex offender victim issues.

SEC. 638. STUDY OF THE EFFECTIVENESS OF RESTRICTING THE ACTIVITIES OF SEX OFFENDERS TO REDUCE THE OCCURRENCE OF REPEAT OFFENSES.

(a) STUDY.—The Attorney General shall conduct a study to evaluate the effectiveness of monitoring and restricting the activities of sex offenders to reduce the occurrence of repeat offenses by such sex offenders, through conditions imposed as part of supervised release or probation conditions. The study shall evaluate—

(1) the effectiveness of methods of monitoring and restricting the activities of sex offenders, including restrictions—

(A) on the areas in which sex offenders can reside, work, and attend school;

(B) limiting access by sex offenders to the Internet or to specific Internet sites; and

(C) preventing access by sex offenders to pornography and other obscene materials;

(2) the ability of law enforcement agencies and courts to enforce such restrictions; and

(3) the efficacy of any other restrictions that may reduce the occurrence of repeat offenses by sex offenders.

(b) REPORT.—Not later than 6 months after the date of enactment of this Act, the Attorney General shall report to the Committee on the Judiciary of the House of Representatives and the Committee on the Judiciary of the Senate the results of the study under this section.

SEC. 639. THE JUSTICE FOR CRIME VICTIMS FAMILY ACT.

(a) SHORT TITLE.—This section may be cited as the ''Justice for Crime Victims Family Act''.

(b) STUDY OF MEASURES NEEDED TO IMPROVE PERFORMANCE OF HOMICIDE INVESTIGATORS.—Not later than 6 months after the date of the enactment of this Act, the Attorney General shall submit to the Committee on the Judiciary of the House of Representatives and the Committee on the Judiciary of the Senate a report—

(1) outlining what measures are needed to improve the performance of Federal, State, and local criminal investigators of homicide; and

(2) including an examination of—

(A) the benefits of increasing training and resources for such investigators, with respect to investigative techniques, best practices, and forensic services;

(B) the existence of any uniformity among State and local jurisdictions in the measurement of homicide rates and clearance of homicide cases;

(C) the coordination in the sharing of information among Federal, State, and local law enforcement and coroners and medical examiners; and

(D) the sources of funding that are in existence on the date of the enactment of this Act for State and local criminal investigators of homicide.

(c) IMPROVEMENTS NEEDED FOR SOLVING HOMICIDES INVOLVING MISSING PERSONS AND UNIDENTIFIED HUMAN REMAINS.—Not later than 6 months after the date of the enactment of this Act, the Attorney General shall submit to the Committee on the Judiciary of the House of Representatives and the Committee on the Judiciary of the Senate a report—

(1) evaluating measures to improve the ability of Federal, State, and local criminal investigators of homicide to solve homicides involving missing persons and unidentified human remains; and

(2) including an examination of—

(A) measures to expand national criminal records databases with accurate information relating to missing persons and unidentified human remains;

(B) the collection of DNA samples from potential `high-risk' missing persons;

(C) the benefits of increasing access to national criminal records databases for medical examiners and coroners;

(D) any improvement in the performance of postmortem examinations, autopsies, and reporting procedures of unidentified persons or remains;

(E) any coordination between the National Center for Missing Children and the National Center for Missing Adults;

(F) website postings (or other uses of the Internet) of information of identifiable information such as physical features and characteristics, clothing, and photographs of missing persons and unidentified human remains; and

(G) any improvement with respect to—

(i) the collection of DNA information for missing persons and unidentified human remains; and

(ii) entering such information into the Combined DNA Index System of the Federal Bureau of Investigation and national criminal records databases.

TITLE VII—INTERNET SAFETY ACT

SEC. 701. CHILD EXPLOITATION ENTERPRISES.

Section 2252A of title 18, United States Code, is amended by adding at the end the following:

''(g) CHILD EXPLOITATION ENTERPRISES.—

''(1) Whoever engages in a child exploitation enterprise shall be fined under this title and imprisoned for any term of years not less than 20 or for life.

''(2) A person engages in a child exploitation enterprise for the purposes of this section if the person violates section 1591, section 1201 if the victim is a minor, or chapter 109A (involving a minor victim), 110 (except for sections 2257 and 2257A), or 117 (involving a minor victim), as a part of a series of felony violations constituting three or more separate incidents and involving more than one victim, and commits those offenses in concert with three or more other persons.''.

SEC. 702. INCREASED PENALTIES FOR REGISTERED SEX OFFENDERS.

(a) OFFENSE.—Chapter 110 of title 18, United States Code, is amended by adding at the end the following:

''§ 2260A. Penalties for registered sex offenders

''Whoever, being required by Federal or other law to register as a sex offender, commits a felony offense involving a minor under section 1201, 1466A, 1470, 1591, 2241, 2242, 2243, 2244, 2245, 2251, 2251A, 2260, 2421, 2422, 2423, or 2425, shall be sentenced to a term of imprisonment of 10 years in addition to the imprisonment imposed for the offense under that provision. The sentence imposed under this section shall be consecutive to any sentence imposed for the offense under that provision.''.

(b) CLERICAL AMENDMENT.—The table of sections at the beginning of chapter 110 of title 18, United States Code, is amended by adding at the end the following new item:

''2260A. Increased penalties for registered sex offenders.''.

SEC. 703. DECEPTION BY EMBEDDED WORDS OR IMAGES.

(a) IN GENERAL.—Chapter 110 of title 18, United States Code, is amended by inserting after section 2252B the following:

''§ 2252C. Misleading words or digital images on the Internet

''(a) IN GENERAL.—Whoever knowingly embeds words or digital images into the source code of a website with the intent to deceive a person into viewing material constituting obscenity shall be fined under this title and imprisoned for not more than 10 years.

''(b) MINORS.—Whoever knowingly embeds words or digital images into the source code of a website with the intent to deceive a minor into viewing material harmful to minors on the Internet shall be fined under this title and imprisoned for not more than 20 years.

''(c) CONSTRUCTION.—For the purposes of this section, a word or digital image that clearly indicates the sexual content of the site, such as 'sex' or 'porn', is not misleading.

''(d) DEFINITIONS.—As used in this section—

''(1) the terms 'material that is harmful to minors' and 'sex' have the meaning given such terms in section 2252B; and

''(2) the term 'source code' means the combination of text and other characters comprising the content, both viewable and nonviewable, of a web page, including any website publishing language, programming language, protocol or functional content, as well as any successor languages or protocols.''.

(b) TABLE OF SECTIONS.—The table of sections for chapter 110 of title 18, United States Code, is amended by inserting after the item relating to section 2252B the following:

''2252C. Misleading words or digital images on the Internet.''.

SEC. 704. ADDITIONAL PROSECUTORS FOR OFFENSES RELATING TO THE SEXUAL EXPLOITATION OF CHILDREN.

(a) DEFINITION.—In this section, the term ''offenses relating to the sexual exploitation of children'' shall include any offense committed in violation of—

(1) chapter 71 of title 18, United States Code, involving an obscene visual depiction of a minor, or transfer of obscene materials to a minor;

(2) chapter 109A of title 18, United States Code, involving a victim who is a minor;

(3) chapter 109B of title 18, United States Code;

(4) chapter 110 of title 18, United States Code;

(5) chapter 117 of title 18, United States Code involving a victim who is a minor; and

(6) section 1591 of title 18, United States Code.

(b) ADDITIONAL PROSECUTORS.—In fiscal year 2007, the Attorney General shall, subject to the availability of appropriations for such purposes, increase by not less than 200 the number of attorneys in United States Attorneys' Offices. The additional attorneys shall be assigned to prosecute offenses relating to the sexual exploitation of children.

(c) AUTHORIZATION OF APPROPRIATIONS.—There are authorized to be appropriated to the Department of Justice for fiscal year 2007 such sums as may be necessary to carry out this section.

SEC. 705. ADDITIONAL COMPUTER-RELATED RESOURCES.

(a) DEPARTMENT OF JUSTICE RESOURCES.—In fiscal year 2007, the Attorney General shall, subject to the availability of appropriations for such purposes, increase by not less than 30 the number of computer forensic examiners within the Regional Computer Forensic Laboratories (RCFL). The additional computer forensic examiners shall be dedicated to investigating crimes involving the sexual exploitation of children and related offenses.

(b) DEPARTMENT OF HOMELAND SECURITY RESOURCES.—In fiscal year 2007, the Secretary of Homeland Security shall, subject to the availability of appropriations for such purposes, increase by not less than 15 the number of computer forensic examiners within the Cyber Crimes Center (C3). The additional computer forensic examiners shall be dedicated to investigating crimes involving the sexual exploitation of children and related offenses.

(c) AUTHORIZATION OF APPROPRIATIONS.—There are authorized to be appropriated to the Department of Justice and the Department of Homeland Security for fiscal year 2007 such sums as may be necessary to carry out this section.

SEC. 706. ADDITIONAL ICAC TASK FORCES.

(a) ADDITIONAL TASK FORCES.—In fiscal year 2007, the Administrator of the Office of Juvenile Justice and Delinquency Prevention shall, subject to the availability of appropriations for such purpose, increase by not less than 10 the number of Internet Crimes Against Children Task Forces that are part of the Internet Crimes Against Children Task Force Program authorized and funded under title IV of the Juvenile Justice and Delinquency Prevention Act of 1974 (42 U.S.C. 5771 et seq.). These Task Forces shall be in addition to the ones authorized in section 143 of this Act.

(b) AUTHORIZATION OF APPROPRIATIONS.—There are authorized to be appropriated to the Administrator of the Office of Juvenile Justice and Delinquency Prevention for fiscal year 2007 such sums as may be necessary to carry out this section.

SEC. 707. MASHA'S LAW.

(a) SHORT TITLE.—This section may be cited as ''Masha's Law''.

(b) IN GENERAL.—Section 2255(a) of title 18, United States Code, is amended—

(1) in the first sentence—

(A) by striking ''(a) Any minor who is'' and inserting the following:

''(a) IN GENERAL.—Any person who, while a minor, was'';

(B) by inserting after ''such violation'' the following: '', regardless of whether the injury occurred while such person was a minor,''; and

(C) by striking ''such minor'' and inserting ''such person''; and

(2) in the second sentence—

(A) by striking ''Any minor'' and inserting ''Any person''; and

(B) by striking ''$50,000'' and inserting ''$150,000''.

(c) CONFORMING AMENDMENT.—Section 2255(b) of title 18, United States Code, is amended by striking ''(b) Any action'' and inserting the following:

''(b) STATUTE OF LIMITATIONS.—Any action''.

Amend the title so as to read: ''An Act to protect children from sexual exploitation and violent crime, to prevent child abuse and child pornography, to promote Internet safety, and to honor the memory of Adam Walsh and other child crime victims.''.

The SPEAKER pro tempore, Mr. BASS, recognized Mr. SENSENBRENNER and Mr. SCOTT of Virginia, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and agree to said amendments?

The SPEAKER pro tempore, Mr. CHOCOLA, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said amendments were agreed to.

A motion to reconsider the vote whereby the rules were suspended and said amendments were agreed to was, by unanimous consent, laid on the table.

Ordered, That the Clerk notify the Senate thereof.

¶74.10 FHA MANUFACTURED HOUSING LOAN MODERNIZATION

Mr. GILLMOR moved to suspend the rules and pass the bill (H.R. 4804) to modernize the manufactured housing loan insurance program under title I of the National Housing Act; as amended.

The SPEAKER pro tempore, Mr. CHOCOLA, recognized Mr. GILLMOR and Ms. WATERS, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and pass said bill, as amended?

The SPEAKER pro tempore, Mr. CHOCOLA, announced that two-thirds of the Members present had voted in the affirmative.

Mr. NEY demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mr. CHOCOLA, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed.

¶74.11 AMERICAN HOMEOWNERSHIP

Mr. NEY moved to suspend the rules and pass the bill (H.R. 5121) to modernize and update the National Housing Act and enable the Federal Housing Administration to use risk-based pricing to more effectively reach underserved borrowers, and for other purposes; as amended.

The SPEAKER pro tempore, Mr. CHOCOLA, recognized Mr. NEY and Ms. WATERS, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and pass said bill, as amended?

The SPEAKER pro tempore, Mr. HAYES, announced that two-thirds of the Members present had voted in the affirmative.

Mr. FLAKE demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mr. HAYES, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed.

¶74.12 H.R. 5852—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mr. HAYES, pursuant to clause 8, rule XX, announced the unfinished business to be the motion to suspend the rules and pass the bill (H.R. 5852) to amend the Homeland Security Act of 2002 to enhance emergency communications at the Department of Homeland Security, and for other purposes.

The question being put,

Will the House suspend the rules and pass said bill?

The vote was taken by electronic device.

It was decided in the affirmative { Yeas ..... 414 / Nays ..... 2 }

¶74.13 [Roll No. 397]

YEAS—414

Abercrombie	Cardoza	Forbes
Ackerman	Carnahan	Fortenberry
Aderholt	Carter	Fossella
Akin	Case	Foxx
Alexander	Castle	Frank (MA)
Allen	Chabot	Franks (AZ)
Andrews	Chandler	Frelinghuysen
Baca	Chocola	Gallegly
Bachus	Clay	Garrett (NJ)
Baird	Cleaver	Gerlach
Baker	Clyburn	Gibbons
Baldwin	Coble	Gilchrest
Barrett (SC)	Cole (OK)	Gillmor
Barrow	Conaway	Gingrey
Bartlett (MD)	Conyers	Gohmert
Barton (TX)	Cooper	Gonzalez
Bass	Costa	Goode
Bean	Costello	Goodlatte
Beauprez	Cramer	Gordon
Becerra	Crenshaw	Granger
Berkley	Crowley	Graves
Berman	Cubin	Green (WI)
Berry	Cuellar	Green, Al
Biggert	Culberson	Green, Gene
Bilbray	Cummings	Grijalva
Bilirakis	Davis (AL)	Gutierrez
Bishop (GA)	Davis (CA)	Gutknecht
Bishop (NY)	Davis (FL)	Hall
Bishop (UT)	Davis (IL)	Harman
Blackburn	Davis (KY)	Hart
Blumenauer	Davis (TN)	Hastings (FL)
Blunt	Davis, Tom	Hastings (WA)
Boehlert	Deal (GA)	Hayes
Boehner	DeFazio	Hayworth
Bonilla	DeGette	Hefley
Bonner	Delahunt	Hensarling
Bono	DeLauro	Herger
Boozman	Dent	Herseth
Boren	Diaz-Balart, L.	Higgins
Boswell	Diaz-Balart, M.	Hinchey
Boucher	Dicks	Hinojosa
Boustany	Dingell	Hobson
Boyd	Doggett	Hoekstra
Bradley (NH)	Doolittle	Holden
Brady (PA)	Doyle	Holt
Brady (TX)	Drake	Honda
Brown (OH)	Dreier	Hooley
Brown (SC)	Duncan	Hostettler
Brown, Corrine	Edwards	Hoyer
Brown-Waite, Ginny	Ehlers	Hulshof
Burgess	Emanuel	Hunter
Burton (IN)	Emerson	Hyde
Butterfield	Engel	Inglis (SC)
Buyer	English (PA)	Inslee
Calvert	Eshoo	Israel
Camp (MI)	Etheridge	Issa
Campbell (CA)	Everett	Jackson (IL)
Cannon	Farr	Jackson-Lee (TX)
Cantor	Fattah	Jefferson
Capito	Feeney	Jenkins
Capps	Ferguson	Jindal
Capuano	Filner	Johnson (CT)
Cardin	Fitzpatrick (PA)	Johnson (IL)
	Foley	

Johnson, E. B.
Johnson, Sam
Jones (NC)
Jones (OH)
Kanjorski
Keller
Kelly
Kennedy (MN)
Kennedy (RI)
Kildee
Kilpatrick (MI)
Kind
King (IA)
King (NY)
Kingston
Kirk
Kline
Knollenberg
Kolbe
Kucinich
Kuhl (NY)
LaHood
Langevin
Lantos
Larsen (WA)
Larson (CT)
Latham
LaTourette
Leach
Lee
Levin
Lewis (CA)
Lewis (GA)
Lewis (KY)
Linder
Lipinski
LoBiondo
Lofgren, Zoe
Lowey
Lucas
Lungren, Daniel E.
Lynch
Mack
Maloney
Manzullo
Marchant
Markey
Marshall
Matheson
Matsui
McCarthy
McCaul (TX)
McCollum (MN)
McCotter
McCrery
McDermott
McGovern
McHenry
McHugh
McIntyre
McKeon
McMorris
McNulty
Meehan
Meeks (NY)
Melancon
Mica
Michaud
Miller (FL)
Miller (MI)
Miller (NC)
Miller, Gary
Miller, George
Mollohan
Moore (KS)
Moore (WI)
Moran (KS)
Moran (VA)
Murphy
Murtha
Musgrave
Myrick
Nadler
Napolitano
Neal (MA)
Neugebauer
Ney
Northup
Norwood
Nunes
Oberstar
Obey
Olver
Ortiz
Osborne
Otter
Oxley
Pallone
Pascrell
Pastor
Payne
Pearce
Pelosi
Peterson (MN)
Peterson (PA)
Petri
Pickering
Pitts
Platts
Poe
Pombo
Pomeroy
Porter
Price (GA)
Price (NC)
Pryce (OH)
Putnam
Radanovich
Rahall
Ramstad
Rangel
Regula
Rehberg
Reichert
Renzi
Reyes
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Ros-Lehtinen
Ross
Rothman
Roybal-Allard
Royce
Ruppersberger
Rush
Ryan (OH)
Ryan (WI)
Ryun (KS)
Sabo
Salazar
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Saxton
Schakowsky
Schiff
Schmidt
Schwartz (PA)
Schwarz (MI)
Scott (GA)
Scott (VA)
Sensenbrenner
Serrano
Sessions
Shadegg
Shaw
Shays
Sherman
Sherwood
Shimkus
Shuster
Simmons
Simpson
Skelton
Slaughter
Smith (NJ)
Smith (TX)
Smith (WA)
Snyder
Sodrel
Solis
Souder
Spratt
Stark
Stearns
Strickland
Stupak
Sweeney
Tancredo
Tanner
Tauscher
Taylor (MS)
Taylor (NC)
Terry
Thomas
Thompson (CA)
Thompson (MS)
Thornberry
Tiahrt
Tiberi
Tierney
Towns
Turner
Udall (CO)
Udall (NM)
Upton
Van Hollen
Velázquez
Visclosky
Walden (OR)
Walsh
Wamp
Wasserman Schultz
Waters
Watson
Watt
Waxman
Weiner
Weldon (FL)
Weller
Westmoreland
Whitfield
Wicker
Wilson (NM)
Wilson (SC)
Wolf
Woolsey
Wu
Wynn
Young (AK)
Young (FL)

NAYS—2

Flake
Paul

NOT VOTING—16

Carson
Davis, Jo Ann
Evans
Ford
Harris
Istook
Kaptur
McKinney
Meek (FL)
Millender-McDonald
Nussle
Owens
Pence
Sullivan
Weldon (PA)
Wexler

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

¶74.14 H.R. 4804—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mr. HAYES, pursuant to clause 8, rule XX, announced the further unfinished business to be the motion to suspend the rules and pass the bill (H.R. 4804) to modernize the manufactured housing loan insurance program under title I of the National Housing Act; as amended.

The question being put,

Will the House suspend the rules and pass said bill, as amended?

The vote was taken by electronic device.

It was decided in the affirmative ..... { Yeas ..... 412 / Nays 4

¶74.15 [Roll No. 398]

YEAS—412

Abercrombie
Ackerman
Aderholt
Akin
Alexander
Allen
Andrews
Baca
Bachus
Baird
Baker
Baldwin
Barrett (SC)
Barrow
Bartlett (MD)
Barton (TX)
Bass
Bean
Beauprez
Becerra
Berkley
Berman
Berry
Biggert
Bilbray
Bilirakis
Bishop (GA)
Bishop (NY)
Bishop (UT)
Blackburn
Blumenauer
Blunt
Boehlert
Bonilla
Bonner
Bono
Boozman
Boren
Boswell
Boucher
Boustany
Boyd
Bradley (NH)
Brady (PA)
Brady (TX)
Brown (OH)
Brown (SC)
Brown, Corrine
Brown-Waite, Ginny
Burgess
Burton (IN)
Butterfield
Buyer
Calvert
Camp (MI)
Campbell (CA)
Cannon
Cantor
Capito
Capps
Capuano
Cardin
Cardoza
Carnahan
Carson
Carter
Case
Castle
Chabot
Chandler
Chocola
Clay
Cleaver
Clyburn
Coble
Cole (OK)
Conaway
Conyers
Cooper
Costa
Costello
Cramer
Crenshaw
Crowley
Cubin
Cuellar
Culberson
Cummings
Davis (AL)
Davis (CA)
Davis (FL)
Davis (IL)
Davis (KY)
Davis (TN)
Davis, Tom
Deal (GA)
DeFazio
DeGette
Delahunt
DeLauro
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Dicks
Dingell
Doggett
Doolittle
Doyle
Drake
Dreier
Duncan
Edwards
Ehlers
Emanuel
Emerson
Engel
English (PA)
Eshoo
Etheridge
Everett
Farr
Fattah
Feeney
Ferguson
Filner
Fitzpatrick (PA)
Foley
Forbes
Fortenberry
Fossella
Foxx
Frank (MA)
Franks (AZ)
Frelinghuysen
Gallegly
Garrett (NJ)
Gerlach
Gibbons
Gilchrest
Gillmor
Gingrey
Gonzalez
Goode
Goodlatte
Gordon
Granger
Graves
Green (WI)
Green, Al
Green, Gene
Grijalva
Gutierrez
Gutknecht
Hall
Harman
Hart
Hastings (FL)
Hastings (WA)
Hayes
Hayworth
Hefley
Hensarling
Herger
Herseth
Higgins
Hinchey
Hinojosa
Hobson
Hoekstra
Holden
Holt
Honda
Hooley
Hostettler
Hoyer
Hulshof
Hunter
Hyde
Inglis (SC)
Inslee
Israel
Issa
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Jenkins
Jindal
Johnson (CT)
Johnson (IL)
Johnson, E. B.
Johnson, Sam
Jones (NC)
Jones (OH)
Kanjorski
Keller
Kelly
Kennedy (MN)
Kennedy (RI)
Kildee
Kilpatrick (MI)
Kind
King (IA)
King (NY)
Kingston
Kirk
Kline
Knollenberg
Kolbe
Kucinich
Kuhl (NY)
LaHood
Langevin
Lantos
Larsen (WA)
Larson (CT)
Latham
LaTourette
Leach
Lee
Levin
Lewis (GA)
Lewis (KY)
Linder
Lipinski
LoBiondo
Lofgren, Zoe
Lowey
Lucas
Lungren, Daniel E.
Lynch
Mack
Maloney
Manzullo
Marchant
Markey
Marshall
Matheson
Matsui
McCarthy
McCaul (TX)
McCollum (MN)
McCotter
McCrery
McDermott
McGovern
McHenry
McHugh
McIntyre
McKeon
McMorris
McNulty
Meehan
Meeks (NY)
Melancon
Mica
Michaud
Miller (FL)
Miller (MI)
Miller (NC)
Miller, Gary
Miller, George
Mollohan
Moore (KS)
Moore (WI)
Moran (KS)
Moran (VA)
Murphy
Murtha
Musgrave
Myrick
Nadler
Napolitano
Neal (MA)
Neugebauer
Ney
Northup
Norwood
Nunes
Oberstar
Obey
Olver
Ortiz
Osborne
Otter
Oxley
Pallone
Pascrell
Pastor
Payne
Pearce
Pelosi
Peterson (MN)
Peterson (PA)
Petri
Pickering
Pitts
Platts
Poe
Pombo
Pomeroy
Porter
Price (GA)
Price (NC)
Pryce (OH)
Putnam
Radanovich
Rahall
Ramstad
Rangel
Regula
Rehberg
Reichert
Renzi
Reyes
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Ros-Lehtinen
Ross
Rothman
Roybal-Allard
Ruppersberger
Rush
Ryan (OH)
Ryan (WI)
Ryun (KS)
Sabo
Salazar
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Saxton
Schakowsky
Schiff
Schmidt
Schwartz (PA)
Schwarz (MI)
Scott (GA)
Scott (VA)
Sensenbrenner
Serrano
Sessions
Shadegg
Shaw
Shays
Sherman
Sherwood
Shimkus
Shuster
Simmons
Simpson
Skelton
Slaughter
Smith (NJ)
Smith (TX)
Smith (WA)
Snyder
Sodrel
Solis
Souder
Spratt
Stark
Stearns
Strickland
Stupak
Sweeney
Tancredo
Tanner
Tauscher
Taylor (MS)
Taylor (NC)
Terry
Thomas
Thompson (CA)
Thompson (MS)
Thornberry
Tiahrt
Tiberi
Tierney
Towns
Turner
Udall (CO)
Udall (NM)
Upton
Van Hollen
Velázquez
Visclosky
Walden (OR)
Walsh
Wamp
Wasserman Schultz
Waters
Watson
Watt
Waxman
Weiner
Weldon (FL)
Weldon (PA)
Weller
Westmoreland
Whitfield
Wicker
Wilson (NM)
Wilson (SC)
Wolf
Woolsey
Wu
Wynn
Young (AK)
Young (FL)

NAYS—4

Flake
Gohmert
Paul
Royce

NOT VOTING—16

Boehner
Davis, Jo Ann
Evans
Ford
Harris
Istook
Kaptur
Lewis (CA)
McKinney
Meek (FL)
Millender-McDonald
Nussle
Owens
Pence
Sullivan
Wexler

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill, as amended, was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill, as amended, was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

¶74.16 MOTION TO INSTRUCT CONFEREES TO H.R. 2830—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mr. HAYES, pursuant to clause 8 of rule XX, announced the further unfinished

business to be the question on the motion, by Mr. George MILLER of California, to instruct the managers on the part of the House at the conference on the disagreeing votes of the two Houses on the amendment of the Senate to the bill (H.R. 2830) to amend the Employee Retirement Income Security Act of 1974 and the Internal Revenue Code of 1986 to reform the pension funding rules, and for other purposes.

The question being put,

Will the House agree to said motion?

The vote was taken by electronic device.

It was decided in the affirmative ..... { Yeas ..... 281 / Nays 139

¶74.17 [Roll No. 399]

YEAS—281

Abercrombie
Ackerman
Allen
Andrews
Baca
Baird
Baldwin
Barrow
Bean
Becerra
Berkley
Berman
Berry
Bilbray
Bilirakis
Bishop (GA)
Bishop (NY)
Blumenauer
Boehlert
Bono
Boozman
Boren
Boswell
Boucher
Boyd
Bradley (NH)
Brady (PA)
Brown (OH)
Brown, Corrine
Brown-Waite, Ginny
Burgess
Butterfield
Cantor
Capito
Capps
Capuano
Cardin
Cardoza
Carnahan
Carson
Case
Chandler
Clay
Cleaver
Clyburn
Conyers
Cooper
Costa
Costello
Cramer
Crowley
Cuellar
Cummings
Davis (AL)
Davis (CA)
Davis (FL)
Davis (IL)
Davis (KY)
Davis (TN)
Davis, Tom
DeFazio
DeGette
Delahunt
DeLauro
Dent
Dicks
Dingell
Doggett
Doyle
Edwards
Emanuel
Emerson
Engel
English (PA)
Eshoo
Etheridge
Farr
Fattah
Ferguson
Filner
Fitzpatrick (PA)
Foley
Forbes
Fortenberry
Fossella
Frank (MA)
Gerlach
Gibbons
Gilchrest
Gonzalez
Goode
Gordon
Green, Al
Green, Gene
Grijalva
Gutierrez
Gutknecht
Hall
Harman
Hart
Hastings (FL)
Herseth
Higgins
Hinchey
Hinojosa
Hoekstra
Holden
Holt
Honda
Hooley
Hostettler
Hoyer
Hyde
Inslee
Israel
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Jindal
Johnson (CT)
Johnson (IL)
Johnson, E. B.
Jones (NC)
Jones (OH)
Kanjorski
Kaptur
Kelly
Kennedy (MN)
Kennedy (RI)
Kildee
Kilpatrick (MI)
Kind
King (NY)
Kirk
Kucinich
Kuhl (NY)
LaHood
Langevin
Lantos
Larsen (WA)
Larson (CT)
LaTourette
Leach
Lee
Levin
Lewis (GA)
Lipinski
LoBiondo
Lofgren, Zoe
Lowey
Lucas
Lynch
Maloney
Manzullo
Markey
Marshall
Matheson
Matsui
McCarthy
McCollum (MN)
McCotter
McDermott
McGovern
McHugh
McIntyre
McNulty
Meehan
Meeks (NY)
Melancon
Michaud
Miller (MI)
Miller (NC)
Miller, George
Mollohan
Moore (KS)
Moore (WI)
Moran (KS)
Moran (VA)
Murphy
Murtha
Nadler
Napolitano
Neal (MA)
Ney
Oberstar
Obey
Olver
Ortiz
Owens
Pallone
Pascrell
Pastor
Paul
Payne
Pelosi
Peterson (MN)
Pickering
Platts
Poe
Pombo
Pomeroy
Price (NC)
Rahall
Ramstad
Rangel
Regula
Rehberg
Reichert
Renzi
Reyes
Reynolds
Ros-Lehtinen
Ross
Rothman
Roybal-Allard
Royce
Ruppersberger
Rush
Ryan (OH)
Sabo
Salazar
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Saxton
Schakowsky
Schiff
Schmidt
Schwartz (PA)
Schwarz (MI)
Scott (GA)
Scott (VA)
Serrano
Shaw
Shays
Sherman
Shimkus
Simmons
Skelton
Slaughter
Smith (NJ)
Smith (WA)
Snyder
Solis
Spratt
Stark
Strickland
Stupak
Sweeney
Tanner
Tauscher
Taylor (MS)
Thompson (CA)
Thompson (MS)
Tierney
Towns
Turner
Udall (CO)
Udall (NM)
Upton
Van Hollen
Velázquez
Visclosky
Walden (OR)
Walsh
Wamp
Wasserman Schultz
Waters
Watson
Watt
Waxman
Weiner
Weldon (PA)
Weller
Whitfield
Wolf
Woolsey
Wu
Wynn
Young (AK)
Young (FL)

NAYS—139

Aderholt
Akin
Alexander
Bachus
Baker
Barrett (SC)
Bartlett (MD)
Barton (TX)
Bass
Beauprez
Biggert
Bishop (UT)
Blackburn
Blunt
Boehner
Bonilla
Bonner
Boustany
Brady (TX)
Brown (SC)
Burton (IN)
Buyer
Calvert
Camp (MI)
Campbell (CA)
Cannon
Carter
Castle
Chabot
Chocola
Coble
Cole (OK)
Conaway
Crenshaw
Cubin
Culberson
Deal (GA)
Diaz-Balart, L.
Diaz-Balart, M.
Doolittle
Drake
Dreier
Duncan
Ehlers
Everett
Feeney
Flake
Foxx
Franks (AZ)
Frelinghuysen
Gallegly
Garrett (NJ)
Gillmor
Gingrey
Gohmert
Goodlatte
Granger
Graves
Green (WI)
Hastings (WA)
Hayes
Hayworth
Hefley
Hensarling
Herger
Hobson
Hulshof
Hunter
Inglis (SC)
Issa
Jenkins
Johnson, Sam
Keller
King (IA)
Kingston
Kline
Knollenberg
Kolbe
Latham
Lewis (CA)
Lewis (KY)
Linder
Lungren, Daniel E.
Mack
Marchant
McCaul (TX)
McCrery
McHenry
McKeon
McMorris
Mica
Miller (FL)
Miller, Gary
Musgrave
Myrick
Neugebauer
Northup
Norwood
Nunes
Osborne
Otter
Oxley
Pearce
Peterson (PA)
Petri
Pitts
Porter
Price (GA)
Pryce (OH)
Putnam
Radanovich
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Ryan (WI)
Ryun (KS)
Sensenbrenner
Sessions
Shadegg
Sherwood
Shuster
Simpson
Smith (TX)
Sodrel
Souder
Stearns
Tancredo
Taylor (NC)
Terry
Thomas
Thornberry
Tiahrt
Tiberi
Weldon (FL)
Westmoreland
Wicker
Wilson (NM)
Wilson (SC)

NOT VOTING—12

Davis, Jo Ann
Evans
Ford
Harris
Istook
McKinney
Meek (FL)
Millender-McDonald
Nussle
Pence
Sullivan
Wexler

So the motion to instruct the managers on the part of the House was agreed to.

A motion to reconsider the vote whereby said motion was agreed to was, by unanimous consent, laid on the table.

¶74.18 EXPORT-IMPORT BANK

Mrs. BIGGERT moved to suspend the rules and pass the bill (H.R. 5068) to reauthorize the operations of the Export-Import Bank, and to reform certain operations of the Bank, and for other purposes; as amended.

The SPEAKER pro tempore, Mr. HAYES, recognized Mrs. BIGGERT and Mrs. MALONEY, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and pass said bill, as amended?

The SPEAKER pro tempore, Mr. HAYES, announced that two-thirds of the Members present had voted in the affirmative.

Mr. PAUL demanded that the vote be taken by the yeas and nays, which demand was not supported by one-fifth of the Members present, so the yeas and nays were refused.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill, as amended, was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill, as amended, was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

¶74.19 PROMOTING TRANSPARENCY IN FINANCIAL REPORTING

Mr. DAVIS of Kentucky, moved to suspend the rules and pass the bill (H.R. 5024) to require annual oral testimony before the Financial Services Committee of the chairperson or a designee of the Chairperson of the Securities and Exchange Commission, the Financial Accounting Standards Board, and the Public Company Accounting Oversight Board, relating to their efforts to promote transparency in financial reporting; as amended.

The SPEAKER pro tempore, Mr. HAYES, recognized Mr. DAVIS of Kentucky and Mr. ISRAEL, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and pass said bill, as amended?

The SPEAKER pro tempore, Mrs. BIGGERT, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill, as amended, was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill, as amended, was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

¶74.20 DISASTER RECOVERY PERSONAL PROTECTION

Mr. KUHL of New York, moved to suspend the rules and pass the bill (H.R. 5013) to amend the Robert T. Stafford Disaster Relief and Emergency Assistance Act to prohibit the confiscation of firearms during certain national emergencies; as amended.

The SPEAKER pro tempore, Mrs. BIGGERT, recognized Mr. KUHL of New York and Ms. Corrine BROWN of Florida, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and pass said bill, as amended?

The SPEAKER pro tempore, Mr. GILLMOR, announced that two-thirds of the Members present had voted in the affirmative.

Mr. KUHL of New York demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mr. GILLMOR, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed.

¶74.21 JOHN F. KENNEDY CENTER FOR THE PERFORMING ARTS

Mr. SHUSTER moved to suspend the rules and pass the bill (H.R. 5187) to amend the John F. Kennedy Center Act to authorize additional appropriations for the John F. Kennedy Center for the Performing Arts for fiscal year 2007.

The SPEAKER pro tempore, Mr. GILLMOR, recognized Mr. SHUSTER and Mr. OBERSTAR, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and pass said bill?

The SPEAKER pro tempore, Mr. GILLMOR, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

¶74.22 NATIONAL BIKE MONTH

Mr. PETRI moved to suspend the rules and agree to the following concurrent resolution (H. Con. Res. 145):

Whereas there are over 57 million adult cyclists in the United States;

Whereas it is estimated that 100 million United States citizens of all ages cycle each year;

Whereas 5 million United States citizens commute by bicycle to work;

Whereas the bicycle industry generates more than $5 billion dollars a year and is an important part of the economy of the United States;

Whereas recreational cycling is a safe, low-impact, aerobic activity for all ages;

Whereas when an individual cycles as a form of regular exercise, the health of the individual may be increased;

Whereas a national bike month would provide an opportunity to educate United States citizens about the importance of bicycle safety and the health benefits of cycling;

Whereas most communities in the United States officially recognize May 20th as Bike to Work Day; and

Whereas the month of May has officially been celebrated as National Bike Month by the League of American Bicyclists and the majority of the international cycling community since 1956: Now, therefore, be it

Resolved by the House of Representatives (the Senate concurring), That it is the sense of Congress that—

(1) United States citizens should observe a national bike month to educate citizens of the United States about the importance of bicycle safety and the health, transportation, recreational, and environmental benefits derived from cycling;

(2) health and transportation professionals and organizations should promote bicycle safety and the benefits of cycling; and

(3) United States citizens should salute the more than 57 million cyclists in the United States and the national and community organizations, individuals, volunteers, and professionals associated with cycling for promoting bicycle safety and the benefits of cycling.

The SPEAKER pro tempore, Mr. GILLMOR, recognized Mr. PETRI and Mr. BLUMENAUER, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and agree to said concurrent resolution?

The SPEAKER pro tempore, Mr. GILLMOR, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said concurrent resolution was agreed to.

A motion to reconsider the vote whereby the rules were suspended and said concurrent resolution was agreed to was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said concurrent resolution.

¶74.23 INCREASE CAUTION FOR DRIVER'S LICENSE CANDIDATES

Mr. PETRI moved to suspend the rules and agree to the following concurrent resolution (H. Con. Res. 235):

Whereas many people in the United States who are blind or otherwise visually impaired have the ability to travel throughout their communities without assistance;

Whereas visually impaired individuals encounter hazards that a pedestrian with average vision could easily avoid, many of which involve crossing streets and roadways;

Whereas the white cane and guide dog should be generally recognized as aids to mobility for visually impaired individuals;

Whereas many States do not require candidates for driver's licenses to associate the use of the white cane or guide dog with potentially visually impaired individuals; and

Whereas visually impaired individuals have had their white canes and guide dogs run over by motor vehicles, have been struck by the side-view mirrors of motor vehicles, and have suffered serious personal injury and death as the result of being hit by motor vehicles: Now, therefore, be it

Resolved by the House of Representatives (the Senate concurring), That it is the sense of the Congress that each State should require any candidate for a driver's license in such State to demonstrate, as a condition of obtaining a driver's license, an ability to associate the use of the white cane and guide dog with visually impaired individuals and to exercise greatly increased caution when driving in proximity to a potentially visually impaired individual.

The SPEAKER pro tempore, Mr. GILLMOR, recognized Mr. PETRI and Mr. MICHAUD, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and agree to said concurrent resolution?

The SPEAKER pro tempore, Mr. GILLMOR, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said concurrent resolution was agreed to.

A motion to reconsider the vote whereby the rules were suspended and said concurrent resolution was agreed to was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said concurrent resolution.

¶74.24 RAILROAD RETIREMENT TECHNICAL IMPROVEMENT

Mr. LATOURETTE moved to suspend the rules and pass the bill (H.R. 5074) to amend the Railroad Retirement Act of 1974 to provide for continued payment of railroad retirement annuities by the Department of the Treasury, and for other purposes.

The SPEAKER pro tempore, Mr. GILLMOR, recognized Mr. LATOURETTE and Ms. Corrine BROWN of Florida, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and pass said bill?

The SPEAKER pro tempore, Mr. GILLMOR, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

¶74.25 MILITARY SERVICE OF BOB FELLER

Mr. LATOURETTE moved to suspend the rules and agree to the following concurrent resolution (H. Con. Res. 449):

Whereas Robert William Andrew Feller was born on November 3, 1918, near Van Meter, Iowa, and resides in Gates Mills, Ohio;

Whereas Bob Feller enlisted in the Navy 2 days after the attack on Pearl Harbor in 1941;

Whereas, at the time of his enlistment, Bob Feller was at the peak of his baseball career, as he had been signed to the Cleveland Indians at the age of 16, had struck out 15 batters in his first Major League Baseball start in August 1936, and established a Major League record by striking out 18 Detroit Tigers in a single, 9-inning game;

Whereas Bob Feller is the first pitcher in modern Major League Baseball history to win 20 or more games before the age of 21;

Whereas Bob Feller pitched the only opening day no-hitter in Major League Baseball history;

Whereas, on April 16, 1940, at Comiskey Park in Chicago, Bob Feller threw his first no-hitter and began the season for which he was awarded Major League Baseball Player of the Year;

Whereas Bob Feller served with valor in the Navy for nearly 4 years, missing almost 4 full baseball seasons;

Whereas Bob Feller was stationed mostly aboard the U.S.S. Alabama as a gunnery specialist, where he kept his pitching arm in shape by tossing a ball on the deck of that ship;

Whereas Bob Feller earned 8 battle stars and was discharged in late 1945, and was able to pitch 9 games at the end of that season, compiling a record of 5 wins and 3 losses;

Whereas 60 years ago, amid great speculation that, after nearly 4 seasons away from baseball, his best pitching days were behind him, Bob Feller had 1 of the most amazing seasons in baseball history;

Whereas, in the 1946 season, Bob Feller pitched 36 complete games in 42 starts;

Whereas, on April 30, 1946, in a game against the New York Yankees, Bob Feller pitched his second career no-hitter;

Whereas, in 1946, Bob Feller pitched in relief 6 times, saving 4 games;

Whereas, in 1946, Bob Feller routinely threw between 125 and 140 pitches a game, a feat not often seen today;

Whereas, in 1946, Bob Feller pitched 371⅓ innings and had 348 strikeouts;

Whereas, in 1946, Bob Feller had an earned run average of 2.18;

Whereas, in 1946, a fastball thrown by Bob Feller was clocked at 109 mph;

Whereas Bob Feller was the winning pitcher in the 1946 All Star Game, throwing 3 scoreless innings in a 12–0 victory by the American League;

Whereas, in 1946, Bob Feller led the American League in wins, shutouts, strikeouts, games pitched, and innings;

Whereas the baseball career of Bob Feller ended in 1956, but not before pitching his third no-hitter against the Detroit Tigers on July 1, 1951, pitching 12 1-hit games, amassing 266 victories and 2,581 strikeouts, and leading the league in strikeouts 7 times;

Whereas Bob Feller was inducted into the Baseball Hall of Fame in 1962; and

Whereas Bob Feller, a beloved baseball figure known as ''Bullet Bob'' and ''Rapid Robert,'' placed service to his country ahead of playing the game he loved and is a decorated war veteran: Now, therefore, be it

Resolved by the House of Representatives (the Senate concurring), That the Congress commemorates the 60th anniversary of the 1946 season of Bob Feller and his return from military service to the United States.

The SPEAKER pro tempore, Mr. GILLMOR, recognized Mr. LATOURETTE and Ms. Corrine BROWN of Florida, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and agree to said concurrent resolution?

The SPEAKER pro tempore, Mr. GILLMOR, announced that two-thirds of the Members present had voted in the affirmative.

Mr. LATOURETTE demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mr. GILLMOR, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed.

¶74.26 ALPHA PHI ALPHA FRATERNITY 100TH ANNIVERSARY

Mr. OSBORNE moved to suspend the rules and agree to the following concurrent resolution (H. Con. Res. 384):

Whereas the Alpha Phi Alpha Fraternity was founded on December 4, 1906, by seven young men, respectfully known as the Seven Jewels, at Cornell University in Ithaca, New York;

Whereas Henry Arthur Callis, Charles Henry Chapman, Eugene Kinckle Jones, George Biddle Kelley, Nathaniel Allison Murray, Robert Harold Ogle, and Vertner Woodson Tandy, the founders of the Fraternity, recognized the need for a strong bond of brotherhood among African descendants in this country;

Whereas the aims of the Alpha Phi Alpha Fraternity are manly deeds, scholarship, and love for all mankind;

Whereas, for 100 years, the Alpha Phi Alpha Fraternity has played a fundamental role in the positive development of the character and education of more than 175,000 men;

Whereas the brothers of Alpha Phi Alpha have shared countless friendships and a common belief in the founding ideals of the Fraternity;

Whereas alumni from Alpha Phi Alpha include many noteworthy leaders in the areas of government, business, entertainment, science, and higher education;

Whereas the Alpha Phi Alpha Fraternity has 350 college campus chapters and 350 alumni chapters in 44 States, the District of Columbia, Africa, Asia, the Caribbean, and Europe; and

Whereas the Alpha Phi Alpha Fraternity continues to enrich the lives of its members who, in turn, carry out in their communities a commitment to service and the uplifting of humanity: Now, therefore, be it

Resolved by the House of Representatives (the Senate concurring), That Congress—

(1) recognizes and honors the 100th anniversary of the founding of the Alpha Phi Alpha Fraternity;

(2) commends all Alpha Phi Alpha brothers, past and present, for their bond of friendship, common ideals and beliefs, and service to community; and

(3) expresses its best wishes for the Alpha Phi Alpha Fraternity's continued success and growth.

The SPEAKER pro tempore, Mr. GILLMOR, recognized Mr. OSBORNE and Mr. DAVIS of Illinois, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and agree to said concurrent resolution?

The SPEAKER pro tempore, Mr. FOLEY, announced that two-thirds of the Members present had voted in the affirmative.

Mr. HINCHEY demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mr. FOLEY, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed.

¶74.27 SUBMISSION OF CONFERENCE REPORT—S. 250

Mr. MCKEON submitted a conference report (Rept. No. 109–597) on the bill of the Senate (S. 250) to amend the Carl D. Perkins Vocational and Technical Education Act of 1998 to improve the Act; together with a statement thereon, for printing in the CONGRESSIONAL RECORD under the rule.

¶74.28 MOTION TO INSTRUCT CONFEREES—H.R. 2830

Mr. George MILLER of California submitted the privileged motion to instruct the managers on the part of the House at the conference with the Senate on the disagreeing votes of the two Houses on the amendment of the Senate to the bill (H.R. 2830) to amend the Employee Retirement Income Security Act of 1974 and the Internal Revenue Code of 1986 to reform the pension funding rules, and for other purposes; 1) To agree to the provisions contained in subsections (a) through (d) of section 601 of the amendment of the Senate (relating to prospective application of age discrimination, conversion, and present value assumption rules with respect to cash balance and other hybrid defined benefit plans) and not to agree with the provisions contained in title VII of the bill as passed the House (relating to benefit accrual standards); 2) to agree to the provisions contained in section 413 of the amendment of the Senate (relating to computation of guaranteed benefits of airline pilots required to separate from service prior to attaining age 65), but only with respect to plan terminations occurring after September 11, 2001; 3) to agree to the provisions contained in section 403 of the amendment of the Senate (relating to special funding rules for plans maintained by commercial airlines that are amended to cease future benefit accruals); 4) to agree to the provisions contained in section 402 of the amendment of the Senate (relating to authority to enter alternative funding agreements to prevent plan terminations); and 5) to recede to the provisions contained in the amendment of the Senate regarding restrictions on funding of nonqualified deferred compensation plans, except that: A) to the maximum extent possible within the scope of the conference, insist that the restrictions under the bill as reported from conference regarding executive compensation, including under nonqualified plans, be the same as restrictions under the bill regarding benefits for workers and retirees under qualified pension plans, B) insist that the definition of ''covered employee'' for purposes of such provisions contained in the amendment of the Senate include the chief executive officer of the plan sponsor, any other employee of the plan sponsor who is a ''covered employee'' within the meaning of such term specified in the provisions contained in the amendment of the Senate (applied by disregarding the chief executive officer), and any other individual who is, with respect to the plan sponsor, an officer or employee within the meaning of section 16(b) of the Securities Exchange Act of 1934, and C) in lieu of the effective date specified in such provisions contained in the amendment of the Senate, insist on the

effective date specified in the provisions of the bill as passed the House relating to treatment of nonqualified deferred compensation plans when the employer's defined benefit plan is in at-risk status.

After debate,

By unanimous consent, the previous question was ordered on the motion to instruct the managers on the part of the House.

The question being put, viva voce,

Will the House agree to said motion?

The SPEAKER pro tempore, Mr. FOLEY, announced that the nays had it.

Mr. George MILLER of California demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mr. FOLEY, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed until Wednesday, July 26, 2006.

¶74.29 H.R. 5121—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mr. FOLEY, pursuant to clause 8, rule XX, announced the unfinished business to be the motion to suspend the rules and pass the bill (H.R. 5121) to modernize and update the National Housing Act and enable the Federal Housing Administration to use risk-based pricing to more effectively reach underserved borrowers, and for other purposes, as amended.

The question being put,

Will the House suspend the rules and pass said bill, as amended?

The vote was taken by electronic device.

It was decided in the affirmative ..... { Yeas ..... 415 / Nays 7

¶74.30 [Roll No. 400]

YEAS—415

Abercrombie
Ackerman
Aderholt
Akin
Alexander
Allen
Andrews
Baca
Bachus
Baird
Baker
Baldwin
Barrett (SC)
Barrow
Bartlett (MD)
Barton (TX)
Bass
Bean
Beauprez
Becerra
Berkley
Berman
Berry
Biggert
Bilbray
Bilirakis
Bishop (GA)
Bishop (NY)
Bishop (UT)
Blackburn
Blumenauer
Blunt
Boehlert
Boehner
Bonilla
Bonner
Bono
Boozman
Boren
Boswell
Boucher
Boustany
Boyd
Bradley (NH)
Brady (PA)
Brady (TX)
Brown (OH)
Brown (SC)
Brown, Corrine
Brown-Waite, Ginny
Burgess
Burton (IN)
Butterfield
Buyer
Calvert
Camp (MI)
Campbell (CA)
Cannon
Cantor
Capito
Capps
Capuano
Cardin
Cardoza
Carnahan
Carter
Case
Castle
Chabot
Chandler
Chocola
Clay
Cleaver
Clyburn
Coble
Cole (OK)
Conaway
Conyers
Cooper
Costa
Costello
Cramer
Crenshaw
Crowley
Cubin
Cuellar
Cummings
Davis (AL)
Davis (CA)
Davis (FL)
Davis (IL)
Davis (KY)
Davis (TN)
Davis, Tom
Deal (GA)
DeFazio
DeGette
Delahunt
DeLauro
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Dicks
Dingell
Doggett
Doolittle
Doyle
Drake
Dreier
Edwards
Ehlers
Emanuel
Emerson
Engel
English (PA)
Eshoo
Etheridge
Everett
Farr
Fattah
Feeney
Ferguson
Filner
Fitzpatrick (PA)
Foley
Forbes
Fortenberry
Fossella
Foxx
Frank (MA)
Franks (AZ)
Frelinghuysen
Gallegly
Garrett (NJ)
Gerlach
Gibbons
Gilchrest
Gillmor
Gingrey
Gohmert
Gonzalez
Goode
Goodlatte
Gordon
Granger
Graves
Green (WI)
Green, Al
Green, Gene
Grijalva
Gutierrez
Gutknecht
Hall
Harman
Hart
Hastings (FL)
Hastings (WA)
Hayes
Hayworth
Hefley
Herger
Herseth
Higgins
Hinchey
Hinojosa
Hobson
Hoekstra
Holden
Holt
Honda
Hooley
Hostettler
Hoyer
Hulshof
Hunter
Hyde
Inslee
Israel
Issa
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Jenkins
Jindal
Johnson (CT)
Johnson (IL)
Johnson, E. B.
Johnson, Sam
Jones (NC)
Jones (OH)
Kanjorski
Kaptur
Keller
Kelly
Kennedy (MN)
Kennedy (RI)
Kildee
Kilpatrick (MI)
Kind
King (IA)
King (NY)
Kingston
Kirk
Kline
Knollenberg
Kolbe
Kucinich
Kuhl (NY)
LaHood
Langevin
Lantos
Larsen (WA)
Larson (CT)
Latham
LaTourette
Leach
Lee
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Lewis (CA)
Lewis (GA)
Lewis (KY)
Linder
Lipinski
LoBiondo
Lofgren, Zoe
Lowey
Lucas
Lungren, Daniel E.
Lynch
Mack
Maloney
Manzullo
Marchant
Markey
Marshall
Matheson
Matsui
McCarthy
McCaul (TX)
McCollum (MN)
McCotter
McCrery
McDermott
McGovern
McHenry
McHugh
McIntyre
McKeon
McMorris
McNulty
Meehan
Meek (FL)
Meeks (NY)
Melancon
Mica
Michaud
Millender-McDonald
Miller (FL)
Miller (MI)
Miller (NC)
Miller, Gary
Miller, George
Mollohan
Moore (KS)
Moore (WI)
Moran (KS)
Moran (VA)
Murphy
Murtha
Musgrave
Myrick
Nadler
Napolitano
Neal (MA)
Neugebauer
Ney
Northup
Norwood
Nunes
Oberstar
Obey
Olver
Ortiz
Osborne
Otter
Owens
Oxley
Pallone
Pascrell
Pastor
Payne
Pearce
Pelosi
Pence
Peterson (MN)
Peterson (PA)
Petri
Pickering
Pitts
Platts
Poe
Pombo
Pomeroy
Porter
Price (GA)
Price (NC)
Pryce (OH)
Putnam
Radanovich
Rahall
Ramstad
Rangel
Regula
Rehberg
Reichert
Renzi
Reyes
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Ros-Lehtinen
Ross
Rothman
Roybal-Allard
Ruppersberger
Rush
Ryan (OH)
Ryan (WI)
Ryun (KS)
Sabo
Salazar
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Saxton
Schakowsky
Schiff
Schmidt
Schwartz (PA)
Schwarz (MI)
Scott (GA)
Scott (VA)
Sensenbrenner
Serrano
Sessions
Shadegg
Shaw
Shays
Sherman
Sherwood
Shimkus
Shuster
Simmons
Simpson
Skelton
Slaughter
Smith (NJ)
Smith (TX)
Smith (WA)
Snyder
Sodrel
Solis
Souder
Spratt
Stark
Stearns
Strickland
Stupak
Sweeney
Tancredo
Tanner
Tauscher
Taylor (MS)
Taylor (NC)
Terry
Thomas
Thompson (CA)
Thompson (MS)
Thornberry
Tiahrt
Tiberi
Tierney
Towns
Turner
Udall (CO)
Udall (NM)
Upton
Van Hollen
Velázquez
Visclosky
Walden (OR)
Walsh
Wamp
Wasserman Schultz
Waters
Watson
Watt
Waxman
Weiner
Weldon (FL)
Weldon (PA)
Weller
Westmoreland
Whitfield
Wicker
Wilson (NM)
Wilson (SC)
Wolf
Woolsey
Wu
Wynn
Young (AK)
Young (FL)

NAYS—7

Culberson
Duncan
Flake
Hensarling
Inglis (SC)
Paul
Royce

NOT VOTING—10

Carson
Davis, Jo Ann
Evans
Ford
Harris
Istook
McKinney
Nussle
Sullivan
Wexler

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill, as amended, was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill, as amended, was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

¶74.31 H.R. 5013—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mr. FOLEY, pursuant to clause 8, rule XX, announced the further unfinished business to be the motion to suspend the rules and pass the bill (H.R. 5013) to amend the Robert T. Stafford Disaster Relief and Emergency Assistance Act to prohibit the confiscation of firearms during certain national emergencies, as amended.

The question being put,

Will the House suspend the rules and pass said bill, as amended?

The vote was taken by electronic device.

It was decided in the affirmative ..... { Yeas ..... 322 / Nays 99

¶74.32 [Roll No. 401]

YEAS—322

Aderholt
Akin
Alexander
Allen
Baca
Bachus
Baird
Baker
Baldwin
Barrett (SC)
Barrow
Bartlett (MD)
Barton (TX)
Bass
Bean
Beauprez
Berkley
Berry
Biggert
Bilbray
Bilirakis
Bishop (GA)
Bishop (UT)
Blackburn
Blunt
Boehlert
Boehner
Bonilla
Bonner
Bono
Boozman
Boren
Boswell
Boucher
Boustany
Boyd
Bradley (NH)
Brady (TX)
Brown (OH)
Brown (SC)
Brown-Waite, Ginny
Burgess
Burton (IN)
Butterfield
Buyer
Calvert
Camp (MI)
Campbell (CA)
Cannon
Cantor
Capito
Cardoza
Carnahan
Carter
Castle
Chabot
Chandler
Chocola
Clay
Clyburn
Coble
Cole (OK)
Conaway
Cooper
Costa
Costello
Cramer
Crenshaw
Cubin
Cuellar
Culberson
Davis (AL)
Davis (FL)
Davis (KY)
Davis (TN)
Davis, Tom
Deal (GA)
DeFazio
DeGette
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Dingell
Doggett
Doolittle
Doyle
Drake
Dreier
Duncan
Edwards
Ehlers
Emerson
English (PA)
Etheridge
Everett
Feeney
Ferguson
Fitzpatrick (PA)
Flake
Foley
Forbes
Fortenberry
Fossella
Foxx
Frank (MA)
Franks (AZ)
Frelinghuysen
Gallegly
Garrett (NJ)
Gerlach
Gibbons
Gilchrest
Gillmor
Gingrey
Gohmert
Gonzalez
Goode
Goodlatte
Gordon

Granger
Graves
Green (WI)
Green, Al
Green, Gene
Gutknecht
Hall
Hart
Hastings (WA)
Hayes
Hayworth
Hefley
Hensarling
Herger
Herseth
Higgins
Hinchey
Hinojosa
Hobson
Hoekstra
Holden
Hooley
Hostettler
Hulshof
Hunter
Hyde
Inglis (SC)
Inslee
Issa
Jefferson
Jenkins
Jindal
Johnson (CT)
Johnson (IL)
Johnson, E. B.
Johnson, Sam
Jones (NC)
Jones (OH)
Kanjorski
Kaptur
Keller
Kelly
Kennedy (MN)
Kildee
Kind
King (IA)
King (NY)
Kingston
Kline
Knollenberg
Kolbe
Kuhl (NY)
LaHood
Langevin
Larsen (WA)
Latham
LaTourette
Leach
Lewis (CA)
Lewis (KY)
Linder
Lipinski
LoBiondo
Lucas
Lungren, Daniel E.
Lynch
Mack
Manzullo
Marchant
Marshall
Matheson
McCaul (TX)
McCotter
McCrery
McHenry
McHugh
McIntyre
McKeon
McMorris
Meek (FL)
Melancon
Mica
Michaud
Miller (FL)
Miller (MI)
Miller (NC)
Miller, Gary
Mollohan
Moore (KS)
Moran (KS)
Murphy
Murtha
Musgrave
Myrick
Neal (MA)
Neugebauer
Ney
Northup
Norwood
Nunes
Oberstar
Obey
Ortiz
Osborne
Otter
Oxley
Paul
Pearce
Pence
Peterson (MN)
Peterson (PA)
Petri
Pickering
Pitts
Platts
Poe
Pombo
Pomeroy
Porter
Price (GA)
Pryce (OH)
Putnam
Radanovich
Rahall
Ramstad
Regula
Rehberg
Reichert
Renzi
Reyes
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Ros-Lehtinen
Ross
Rothman
Royce
Ruppersberger
Ryan (OH)
Ryan (WI)
Ryun (KS)
Salazar
Sanchez, Loretta
Sanders
Saxton
Schmidt
Schwarz (MI)
Scott (GA)
Sensenbrenner
Sessions
Shadegg
Shaw
Shays
Sherwood
Shimkus
Shuster
Simmons
Simpson
Skelton
Smith (NJ)
Smith (TX)
Smith (WA)
Snyder
Sodrel
Souder
Spratt
Stearns
Strickland
Stupak
Sweeney
Tancredo
Tanner
Taylor (MS)
Taylor (NC)
Terry
Thomas
Thompson (CA)
Thompson (MS)
Thornberry
Tiahrt
Tiberi
Tierney
Turner
Udall (CO)
Udall (NM)
Upton
Visclosky
Walden (OR)
Walsh
Wamp
Weldon (FL)
Weldon (PA)
Weller
Westmoreland
Whitfield
Wicker
Wilson (SC)
Wolf
Wu
Young (AK)
Young (FL)

NAYS—99

Abercrombie
Ackerman
Andrews
Becerra
Berman
Bishop (NY)
Blumenauer
Brady (PA)
Brown, Corrine
Capps
Capuano
Cardin
Case
Cleaver
Conyers
Crowley
Cummings
Davis (CA)
Davis (IL)
Delahunt
DeLauro
Dicks
Emanuel
Engel
Eshoo
Farr
Fattah
Filner
Grijalva
Gutierrez
Harman
Hastings (FL)
Holt
Honda
Hoyer
Israel
Jackson (IL)
Jackson-Lee (TX)
Kennedy (RI)
Kilpatrick (MI)
Kirk
Kucinich
Lantos
Larson (CT)
Lee
Levin
Lewis (GA)
Lofgren, Zoe
Lowey
Maloney
Markey
Matsui
McCarthy
McCollum (MN)
McDermott
McGovern
McNulty
Meehan
Meeks (NY)
Millender-McDonald
Miller, George
Moore (WI)
Moran (VA)
Nadler
Napolitano
Olver
Owens
Pallone
Pascrell
Pastor
Payne
Pelosi
Price (NC)
Rangel
Roybal-Allard
Rush
Sabo
Sánchez, Linda T.
Schakowsky
Schiff
Schwartz (PA)
Scott (VA)
Serrano
Sherman
Slaughter
Solis
Stark
Tauscher
Towns
Van Hollen
Velázquez
Wasserman Schultz
Waters
Watson
Watt
Waxman
Weiner
Woolsey
Wynn

NOT VOTING—11

Carson
Davis, Jo Ann
Evans
Ford
Harris
Istook
McKinney
Nussle
Sullivan
Wexler
Wilson (NM)

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill, as amended, was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill was passed, as amended, was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

¶74.33 H. CON. RES. 449—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mr. FOLEY, pursuant to clause 8, rule XX, announced the further unfinished business to be the motion to suspend the rules and agree to the concurrent resolution (H. Con. Res. 449) commemorating the 60th anniversary of the historic 1946 season of Major League Baseball Hall of Fame member Bob Feller and his return from military service to the United States.

The question being put,

Will the House suspend the rules and agree to said concurrent resolution?

The vote was taken by electronic device.

It was decided in the affirmative ..... { Yeas ..... 417 / Nays 0

¶74.34 [Roll No. 402]

YEAS—417

Abercrombie
Ackerman
Aderholt
Akin
Alexander
Allen
Andrews
Baca
Bachus
Baird
Baker
Baldwin
Barrett (SC)
Barrow
Bartlett (MD)
Barton (TX)
Bass
Bean
Beauprez
Becerra
Berkley
Berman
Berry
Biggert
Bilirakis
Bishop (GA)
Bishop (NY)
Bishop (UT)
Blackburn
Blumenauer
Blunt
Boehlert
Boehner
Bonilla
Bonner
Bono
Boozman
Boren
Boswell
Boucher
Boustany
Boyd
Bradley (NH)
Brady (PA)
Brady (TX)
Brown (OH)
Brown (SC)
Brown, Corrine
Brown-Waite, Ginny
Burgess
Burton (IN)
Butterfield
Buyer
Calvert
Camp (MI)
Campbell (CA)
Cannon
Cantor
Capito
Capps
Capuano
Cardin
Cardoza
Carnahan
Carter
Case
Castle
Chabot
Chandler
Chocola
Clay
Cleaver
Clyburn
Coble
Cole (OK)
Conaway
Conyers
Cooper
Costa
Costello
Cramer
Crenshaw
Crowley
Cubin
Cuellar
Culberson
Cummings
Davis (AL)
Davis (CA)
Davis (IL)
Davis (KY)
Davis (TN)
Davis, Tom
Deal (GA)
DeFazio
DeGette
Delahunt
DeLauro
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Dicks
Dingell
Doggett
Doolittle
Doyle
Drake
Dreier
Duncan
Edwards
Ehlers
Emanuel
Emerson
Engel
English (PA)
Eshoo
Etheridge
Everett
Farr
Feeney
Ferguson
Filner
Fitzpatrick (PA)
Flake
Foley
Forbes
Fortenberry
Fossella
Foxx
Frank (MA)
Franks (AZ)
Frelinghuysen
Gallegly
Garrett (NJ)
Gerlach
Gibbons
Gilchrest
Gillmor
Gingrey
Gohmert
Gonzalez
Goode
Goodlatte
Gordon
Granger
Graves
Green (WI)
Green, Al
Green, Gene
Grijalva
Gutierrez
Gutknecht
Hall
Harman
Hart
Hastings (FL)
Hastings (WA)
Hayes
Hayworth
Hefley
Hensarling
Herger
Herseth
Higgins
Hinchey
Hinojosa
Hobson
Hoekstra
Holden
Holt
Honda
Hooley
Hostettler
Hoyer
Hulshof
Hunter
Hyde
Inglis (SC)
Inslee
Israel
Issa
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Jenkins
Jindal
Johnson (CT)
Johnson (IL)
Johnson, E. B.
Johnson, Sam
Jones (NC)
Jones (OH)
Kanjorski
Kaptur
Keller
Kelly
Kennedy (MN)
Kennedy (RI)
Kildee
Kilpatrick (MI)
Kind
King (IA)
King (NY)
Kingston
Kirk
Kline
Knollenberg
Kolbe
Kucinich
Kuhl (NY)
LaHood
Langevin
Lantos
Larsen (WA)
Larson (CT)
Latham
LaTourette
Leach
Lee
Levin
Lewis (CA)
Lewis (GA)
Lewis (KY)
Linder
Lipinski
LoBiondo
Lofgren, Zoe
Lowey
Lucas
Lungren, Daniel E.
Lynch
Mack
Maloney
Manzullo
Marchant
Markey
Marshall
Matheson
Matsui
McCarthy
McCaul (TX)
McCollum (MN)
McCotter
McCrery
McDermott
McGovern
McHenry
McHugh
McIntyre
McKeon
McMorris
McNulty
Meehan
Meek (FL)
Meeks (NY)
Melancon
Mica
Michaud
Millender-McDonald
Miller (FL)
Miller (MI)
Miller (NC)
Miller, Gary
Miller, George
Moore (KS)
Moore (WI)
Moran (KS)
Moran (VA)
Murphy
Murtha
Musgrave
Myrick
Nadler
Napolitano
Neal (MA)
Neugebauer
Ney
Northup
Norwood
Nunes
Oberstar
Obey
Olver
Ortiz
Osborne
Otter
Owens
Oxley
Pallone
Pascrell
Pastor
Paul
Payne
Pearce
Pelosi
Pence
Peterson (MN)
Peterson (PA)
Petri
Pickering
Pitts
Platts
Poe
Pombo
Pomeroy
Porter
Price (GA)
Price (NC)
Pryce (OH)
Putnam
Radanovich
Rahall
Ramstad
Rangel
Regula
Rehberg
Reichert
Renzi
Reyes
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Ros-Lehtinen
Ross
Rothman
Roybal-Allard
Royce
Ruppersberger
Rush
Ryan (OH)
Ryan (WI)
Ryun (KS)
Sabo
Salazar
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Saxton
Schakowsky
Schiff
Schmidt
Schwartz (PA)
Schwarz (MI)
Scott (GA)
Scott (VA)
Sensenbrenner
Serrano
Sessions
Shadegg
Shaw
Shays
Sherman
Sherwood
Shimkus
Shuster
Simmons
Simpson
Skelton
Slaughter
Smith (NJ)
Smith (TX)
Smith (WA)
Snyder
Sodrel
Solis
Souder
Spratt
Stark
Stearns
Strickland
Stupak
Sweeney
Tancredo
Tanner
Tauscher
Taylor (MS)
Taylor (NC)
Terry
Thompson (CA)
Thompson (MS)
Thornberry
Tiahrt
Tiberi
Tierney
Towns
Turner
Udall (CO)
Udall (NM)
Upton
Van Hollen
Velázquez
Visclosky
Walden (OR)
Walsh
Wamp
Wasserman Schultz
Waters
Watson
Watt
Waxman
Weiner
Weldon (FL)
Weldon (PA)
Weller
Westmoreland
Whitfield
Wicker
Wilson (NM)
Wilson (SC)
Wolf
Woolsey
Wu
Wynn
Young (AK)
Young (FL)

NOT VOTING—15

Bilbray	Fattah	Mollohan
Carson	Ford	Nussle
Davis (FL)	Harris	Sullivan
Davis, Jo Ann	Istook	Thomas
Evans	McKinney	Wexler

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said concurrent resolution was agreed to.

A motion to reconsider the vote whereby the rules were suspended and said concurrent resolution was agreed to was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said concurrent resolution.

¶74.35 H. CON. RES. 384—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mr. FOLEY, pursuant to clause 8, rule XX, announced the further unfinished business to be the motion to suspend the rules and agree to the concurrent resolution (H. Con. Res. 384) recognizing and honoring the 100th anniversary of the founding of the Alpha Phi Alpha Fraternity, Incorporated, the first intercollegiate Greek-letter fraternity established for African Americans.

The question being put,

Will the House suspend the rules and agree to said concurrent resolution?

The vote was taken by electronic device.

It was decided in the affirmative ..... { Yeas ..... 422 / Nays 0

¶74.36 [Roll No. 403]

YEAS—422

Abercrombie	Brown (OH)	Davis (FL)
Ackerman	Brown (SC)	Davis (IL)
Aderholt	Brown, Corrine	Davis (KY)
Akin	Brown-Waite, Ginny	Davis (TN)
Alexander	Burgess	Davis, Tom
Allen	Burton (IN)	Deal (GA)
Andrews	Butterfield	DeFazio
Baca	Buyer	DeGette
Bachus	Calvert	Delahunt
Baird	Camp (MI)	DeLauro
Baker	Campbell (CA)	Dent
Baldwin	Cannon	Diaz-Balart, L.
Barrett (SC)	Cantor	Diaz-Balart, M.
Barrow	Capito	Dicks
Bartlett (MD)	Capps	Dingell
Barton (TX)	Capuano	Doggett
Bass	Cardin	Doolittle
Bean	Cardoza	Doyle
Beauprez	Carnahan	Drake
Becerra	Carson	Dreier
Berkley	Carter	Duncan
Berman	Case	Edwards
Berry	Castle	Ehlers
Biggert	Chabot	Emanuel
Bilbray	Chandler	Emerson
Bilirakis	Chocola	Engel
Bishop (GA)	Clay	English (PA)
Bishop (NY)	Cleaver	Eshoo
Bishop (UT)	Clyburn	Etheridge
Blackburn	Coble	Everett
Blumenauer	Cole (OK)	Farr
Blunt	Conaway	Fattah
Boehlert	Conyers	Ferguson
Boehner	Cooper	Filner
Bonilla	Costa	Fitzpatrick (PA)
Bonner	Costello	Flake
Bono	Cramer	Foley
Boozman	Crenshaw	Forbes
Boren	Crowley	Fortenberry
Boswell	Cubin	Fossella
Boucher	Cuellar	Foxx
Boustany	Culberson	Frank (MA)
Boyd	Cummings	Franks (AZ)
Bradley (NH)	Davis (AL)	Frelinghuysen
Brady (PA)	Davis (CA)	Gallegly
Brady (TX)		Garrett (NJ)
Gerlach	Lungren, Daniel E.	Rohrabacher
Gibbons	Lynch	Ros-Lehtinen
Gilchrest	Mack	Ross
Gillmor	Maloney	Rothman
Gingrey	Manzullo	Roybal-Allard
Gohmert	Marchant	Royce
Gonzalez	Markey	Ruppersberger
Goode	Marshall	Rush
Goodlatte	Matheson	Ryan (OH)
Gordon	Matsui	Ryan (WI)
Granger	McCarthy	Ryun (KS)
Graves	McCaul (TX)	Sabo
Green (WI)	McCollum (MN)	Salazar
Green, Al	McCotter	Sánchez, Linda T.
Green, Gene	McCrery	Sanchez, Loretta
Grijalva	McDermott	Sanders
Gutierrez	McGovern	Saxton
Gutknecht	McHenry	Schakowsky
Hall	McHugh	Schiff
Harman	McIntyre	Schmidt
Hart	McKeon	Schwartz (PA)
Hastings (FL)	McMorris	Schwarz (MI)
Hastings (WA)	McNulty	Scott (GA)
Hayes	Meehan	Scott (VA)
Hayworth	Meek (FL)	Sensenbrenner
Hefley	Meeks (NY)	Serrano
Hensarling	Melancon	Sessions
Herger	Mica	Shadegg
Herseth	Michaud	Shaw
Higgins	Millender-McDonald	Shays
Hinchey	Miller (FL)	Sherman
Hinojosa	Miller (MI)	Sherwood
Hobson	Miller (NC)	Shimkus
Hoekstra	Miller, Gary	Shuster
Holden	Miller, George	Simmons
Holt	Mollohan	Simpson
Honda	Moore (KS)	Skelton
Hooley	Moore (WI)	Slaughter
Hostettler	Moran (KS)	Smith (NJ)
Hoyer	Moran (VA)	Smith (TX)
Hulshof	Murphy	Smith (WA)
Hunter	Murtha	Snyder
Hyde	Musgrave	Sodrel
Inglis (SC)	Myrick	Solis
Inslee	Nadler	Souder
Israel	Napolitano	Spratt
Issa	Neal (MA)	Stark
Jackson (IL)	Neugebauer	Stearns
Jackson-Lee (TX)	Ney	Strickland
Jefferson	Northup	Stupak
Jenkins	Norwood	Sweeney
Jindal	Nunes	Tancredo
Johnson (CT)	Oberstar	Tanner
Johnson (IL)	Obey	Tauscher
Johnson, E. B.	Olver	Taylor (MS)
Johnson, Sam	Ortiz	Taylor (NC)
Jones (NC)	Osborne	Terry
Jones (OH)	Otter	Thomas
Kanjorski	Owens	Thompson (CA)
Kaptur	Oxley	Thompson (MS)
Keller	Pallone	Thornberry
Kelly	Pascrell	Tiahrt
Kennedy (MN)	Pastor	Tiberi
Kennedy (RI)	Paul	Tierney
Kildee	Payne	Towns
Kilpatrick (MI)	Pearce	Turner
Kind	Pelosi	Udall (CO)
King (IA)	Pence	Udall (NM)
King (NY)	Peterson (MN)	Upton
Kingston	Peterson (PA)	Van Hollen
Kirk	Petri	Velázquez
Kline	Pickering	Visclosky
Knollenberg	Pitts	Walden (OR)
Kolbe	Platts	Walsh
Kucinich	Poe	Wamp
Kuhl (NY)	Pombo	Wasserman Schultz
LaHood	Pomeroy	Waters
Langevin	Porter	Watson
Lantos	Price (GA)	Watt
Larsen (WA)	Price (NC)	Waxman
Larson (CT)	Pryce (OH)	Weiner
Latham	Putnam	Weldon (FL)
LaTourette	Radanovich	Weldon (PA)
Leach	Rahall	Weller
Lee	Ramstad	Westmoreland
Levin	Rangel	Whitfield
Lewis (CA)	Regula	Wicker
Lewis (GA)	Rehberg	Wilson (NM)
Lewis (KY)	Reichert	Wilson (SC)
Linder	Renzi	Wolf
Lipinski	Reyes	Woolsey
LoBiondo	Reynolds	Wu
Lofgren, Zoe	Rogers (AL)	Wynn
Lowey	Rogers (KY)	Young (AK)
Lucas	Rogers (MI)	Young (FL)

NOT VOTING—10

Davis, Jo Ann	Harris	Sullivan
Evans	Istook	Wexler
Feeney	McKinney	
Ford	Nussle	

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said concurrent resolution was agreed to.

A motion to reconsider the vote whereby the rules were suspended and said concurrent resolution was agreed to was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said concurrent resolution.

¶74.37 WAIVING POINTS OF ORDER AGAINST CONFERENCE REPORT TO S. 250

Mr. BISHOP of Utah, by direction of the Committee on Rules, reported (Rept. No. 109–598) the resolution (H. Res. 946) waiving points of order against the conference report to accompany the bill of the Senate (S. 250) to amend the Carl D. Perkins Vocational and Technical Education Act of 1998 to improve the Act.

When said resolution and report were referred to the House Calendar and ordered printed.

¶74.38 PROVIDING FOR CONSIDERATION OF H.R. 5682

Mr. BISHOP of Utah, by direction of the Committee on Rules, reported (Rept. No. 109–599) the resolution (H. Res. 947) providing for consideration of the bill (H.R. 5682) to exempt from certain requirements of the Atomic Energy Act of 1954 a proposed nuclear agreement for cooperation with India.

When said resolution and report were referred to the House Calendar and ordered printed.

¶74.39 MESSAGE FROM THE SENATE

A message from the Senate by Ms. Curtis, one of its clerks, announced that the Senate has passed without amendment a bill of the House of the following title:

H.R. 4019. An Act to amend title 4 of the United States Code to clarify the treatment of self-employment for purposes of the limitation on State taxation of retirement income.

The message also announced that the Senate has passed bills of the following titles in which the concurrence of the House is requested:

S. 403. An Act to amend title 18, United States Code, to prohibit taking minors across State lines in circumvention of laws requiring the involvement of parents in abortion decisions.

S. 1950. An Act to promote global energy security through increased cooperation between the United States and India in diversifying sources of energy, stimulating development of alternative fuels, developing and deploying technologies that promote the clean and efficient use of coal, and improving energy efficiency.

S. 2832. An Act to reauthorize and improve the program authorized by the Appalachian Regional Development Act of 1965.

S. 3728. An Act to promote nuclear nonproliferation in North Korea.

¶74.40 SENATE BILL REFERRED

A bill of the Senate of the following title was take from the Speaker's table and, under the rule, referred as follows:

S. 1950. An Act to promote global energy security through increased cooperation between the United States and India in diversifying sources of energy, stimulating development of alternative fuels, developing and deploying technologies that promote the clean and efficient use of coal, and improving energy efficiency; to the Committee on International Relations.

¶74.41 ENROLLED BILLS SIGNED

Mrs. Haas, Clerk of the House, reported and found truly enrolled bills of the House of the following titles, which were thereupon signed by the Speaker:

H.R. 2977. An Act to designate the facility of the United States Postal Service located at 306 2nd Avenue in Brockway, Montana, as the ''Paul Kasten Post Office Building''.

H.R. 3440. An Act to designate the facility of the United States Postal Service located at 100 Avenida RL Rodriguez in Bayamon, Puerto Rico, as the ''Dr. José Celso Barbosa Post Office Building''.

H.R. 3549. An Act to designate the facility of the United States Postal Service located at 210 West 3rd Avenue, Warren, Pennsylvania, as the ''William F. Clinger, Jr. Post Office Building''.

H.R. 3934. An Act to designate the facility of the United States Postal Service located at 80 Killian Road in Massapequa, New York, as the ''Gerard A. Fiorenza Post Office Building''.

H.R. 4101. An Act to designate the facility of the United States Postal Service located at 170 East Main Street in Patchogue, New York, at the ''Lieutenant Michael P. Murphy Post Office Building''.

H.R. 4108. An Act to designate the facility of the United States Postal Service located at 3000 Homewood Avenue in Baltimore, Maryland, as the ''State Senator Verda Welcome and Dr. Henry Welcome Post Office Building''.

H.R. 4456. An Act to designate the facility of the United States Postal Service located at 2404 Race Street in Jonesboro, Arkansas, as the ''Hattie W. Caraway Station''.

H.R. 4561. An Act to designate the facility of the United States Postal Service located at 8624 Ferguson Road in Dallas, Texas, as the ''Francisco 'Pancho' Medrano Post Office Building''.

H.R. 4688. An Act to designate the facility of the United States Postal Service located at 1 Boyden Street in Badin, North Carolina, as the ''Mayor John Thompson 'Tom' Garrison Memorial Post Office''.

H.R. 4786. An Act to designate the facility of the United States Postal Service located at 535 Wood Street in Bethlehem, Pennsylvania, as the ''H. Gordon Payrow Post Office Building''

H.R. 4995. An Act to designate the facility of the United States Postal Service located at 7 Columbus Avenue in Tuckahoe, New York, as the ''Ronald Bucca Post Office''.

H.R. 5245. An Act to designate the facility of the United States Postal Service located at 1 Marble Street in Fair Haven, Vermont, as the ''Matthew Lyon Post Office Building''.

¶74.42 SENATE ENROLLED BILL SIGNED

The SPEAKER announced his signature to an enrolled bill of the Senate of the following title:

S. 310. An Act to direct the Secretary of the Interior to convey the Newlands Project Headquarters and Maintenance Yard Facility to the Truckee-Carson Irrigation District in the State of Nevada.

¶74.43 LEAVE OF ABSENCE

By unanimous consent, leave of absence was granted to Mrs. Jo Ann DAVIS of Virginia, for today.

And then,

¶74.44 ADJOURNMENT

On motion of Mr. MEEK of Florida, at 11 o'clock and 59 minutes p.m., the House adjourned.

¶74.45 REPORTS OF COMMITTEES ON PUBLIC BILLS AND RESOLUTIONI

Under clause 2 of rule XIII, reports of committees were delivered to the Clerk for printing and reference to the proper calendar, as follows:

Mr. YOUNG of Alaska. Committee on Transportation and Infrastructure. S. 362. An act to establish a program within the National Oceanic and Atmospheric Administration and the United States Coast Guard to help identify, determine sources of, assess, reduce, and prevent marine debris and its adverse impacts on the marine environment and navigation safety, in coordination with non-Federal entities, and for other purposes; with an amendment (Rept. 109–332 Pt. 2). Referred to the Committee on the Whole House on the State of the Union.

Mr. YOUNG of Alaska. Committee on Transportation and Infrastructure. H.R. 5013. A bill to amend the Robert T. Stafford Disaster Relief and Emergency Assistance Act to prohibit the confiscation of firearms during certain national emergencies (Rept. 109–596). Referred to the Committee of the Whole House on the State of the Union.

Mr. MCKEON. Committee of Conference. Conference report on S. 250. An act to amend the Carl D. Perkins Vocational and Technical Education Act of 1998 to improve the Act (Rept. 109–597). Ordered to be printed.

Mr. BISHOP of Utah. Committee on Rules. House Resolution 946. Resolution waiving points of order against the conference report to accompany the bill (S. 250) to amend the Carl D. Perkins Vocational and Technical Education Act of 1998 to improve the Act (Rept. 109–598). Referred to the House Calendar.

Mr. BISHOP of Utah. Committee on Rules. House Resolution 947. Resolution providing for consideration of the bill (H.R. 5682) to exempt from certain requirements of the Atomic Energy Act of 1954 a proposed nuclear agreement for cooperation with India (Rept. 109–599). Referred to the House Calendar.

¶74.46 PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XII, public bills and resolutions were introduced and severally referred, as follows:

By Mr. CARNAHAN:

H.R. 5874. A bill to direct the Secretary of the Interior to suspend the application of any provision of Federal law under which any person is given relief from any requirement to pay royalty for production oil or natural gas from Federal lands (including submerged lands), for production occurring in any period in which the market price of production exceeds certain prices, and for other purposes; to the Committee on Ways and Means, and in addition to the Committees on Resources, and Science, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Ms. WOOLSEY (for herself, Mr. HINCHEY, Mr. MORAN of Virginia, Ms. LEE, Ms. WATERS, Mr. OWENS, Ms. WATSON, Ms. MCKINNEY, Mr. STARK, Mr. FILNER, Ms. CARSON, Mr. FATTAH, Ms. KILPATRICK of Michigan, Mr. MEEHAN, Mr. PAYNE, Mr. SERRANO, Mr. DAVIS of Illinois, Mr. WU, Ms. JACKSON-LEE of Texas, and Mr. KUCINICH):

H.R. 5875. A bill to repeal the Authorization for Use of Military Force Against Iraq Resolution of 2002 (Public Law 107-243); to the Committee on International Relations.

By Mr. MICA:

H.R. 5876. A bill to amend title 49, United States Code, relating to nonallowable airport development project costs; to the Committee on Transportation and Infrastructure.

By Ms. ROS-LEHTINEN (for herself, Mr. LANTOS, Mr. HYDE, and Mr. ACKERMAN):

H.R. 5877. A bill to amend the Iran and Libya Sanctions Act of 1996 to extend the authorities provided in such Act until September 29, 2006; to the Committee on International Relations, and in addition to the Committees on Financial Services, Ways and Means, and Government Reform, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. CUMMINGS (for himself, Mr. THOMPSON of Mississippi, Mrs. NAPOLITANO, Mr. BISHOP of Georgia, Mr. WYNN, Ms. WASSERMAN SCHULTZ, Mr. SCOTT of Virginia, Mr. OWENS, Mr. CARDIN, Mr. AL GREEN of Texas, Mr. MEEKS of New York, Mr. RUSH, Ms. MILLENDER-MCDONALD, Mr. GRIJALVA, Mr. CONYERS, Mr. BUTTERFIELD, Mr. BOYD, Mr. ROSS, Mr. DAVIS of Illinois, Mrs. JONES of Ohio, Ms. LINDA T. SÁNCHEZ of California, Ms. NORTON, Ms. KILPATRICK of Michigan, Mr. BACA, Mr. SCOTT of Georgia, Mr. VAN HOLLEN, Ms. SOLIS, Mr. PAYNE, Ms. LEE, Mr. RUPPERSBERGER, Mr. FARR, Mr. CLYBURN, Mr. CLAY, and Mr. CLEAVER):

H.R. 5878. A bill to establish a 2-year pilot program to develop a curriculum at historically Black colleges and universities, Tribal colleges and universities, and Hispanic-serving institutions to foster entrepreneurship and business development in underserved minority communities; to the Committee on Education and the Workforce, and in addition to the Committee on Small Business, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. BERRY:

H.R. 5879. A bill to terminate the limitations on imports of ammonium nitrate from the Russian Federation; to the Committee on Ways and Means.

By Mr. BERRY:

H.R. 5880. A bill to suspend the antidumping duty orders on imports of solid urea from Russia and Ukraine; to the Committee on Ways and Means.

By Mr. MARSHALL:

H.R. 5881. A bill to amend title 10, United States Code, to eliminate the offset between military retired pay and veterans service-connected disability compensation for certain retired members of the Armed Forces who have a service-connected disability, and for other purposes; to the Committee on Armed Services, and in addition to the Committee on Veterans' Affairs, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. PALLONE:

H.R. 5882. A bill to amend title XIX of the Social Security Act to increase the minimum Federal medical assistance percentage under the Medicaid Program for States to 53 percent; to the Committee on Energy and Commerce.

By Mr. PETERSON of Pennsylvania (for himself, Mr. BRADY of Pennsylvania, Mr. FATTAH, Mr. ENGLISH of Pennsylvania, Ms. HART, Mr. GERLACH, Mr. WELDON of Pennsylvania, Mr. FITZPATRICK of Pennsylvania, Mr. SHUSTER, Mr. SHERWOOD, Mr. KANJORSKI, Mr. MURTHA, Ms. SCHWARTZ of Pennsylvania, Mr. DOYLE, Mr. DENT, Mr. PITTS, Mr. HOLDEN, Mr. MURPHY, and Mr. PLATTS):

H.R. 5883. A bill to establish a commission to assist in commemoration of the sesquicentennial of the discovery of oil at Drake Well near Titusville, Pennsylvania, on August 27, 1859, and the resulting development of the American petroleum industry; to the Committee on Government Reform.

By Mr. RAMSTAD:

H.R. 5884. A bill to amend the Internal Revenue Code of 1986 to authorize the Secretary of the Treasury to extend the date for making a gift tax qualified terminable interest property election; to the Committee on Ways and Means.

By Mr. SIMMONS (for himself, Mr. SHAYS, Mrs. JOHNSON of Connecticut, Mr. LARSON of Connecticut, and Ms. DELAURO):

H.R. 5885. A bill to amend the Wild and Scenic Rivers Act to designate certain segments of the Eightmile River in the State of Connecticut as components of the National Wild and Scenic Rivers System, and for other purposes; to the Committee on Resources.

By Mr. STARK (for himself, Ms. SCHAKOWSKY, Mr. MCDERMOTT, Mr. RANGEL, Mr. LEWIS of Georgia, Mr. BROWN of Ohio, Mr. GEORGE MILLER of California, Mr. WAXMAN, Mr. BECERRA, Ms. CORRINE BROWN of Florida, Ms. CARSON, Mrs. CHRISTENSEN, Mr. CONYERS, Mr. DAVIS of Illinois, Mr. FILNER, Mr. GRIJALVA, Mr. HINCHEY, Ms. NORTON, Ms. JACKSON-LEE of Texas, Ms. KILPATRICK of Michigan, Mr. LANTOS, Ms. LEE, Mr. MCGOVERN, Mr. NADLER, Mr. OWENS, Mr. PALLONE, Mr. THOMPSON of Mississippi, Mr. TOWNS, Ms. WOOLSEY, and Ms. SOLIS):

H.R. 5886. A bill to amend the Social Security Act and the Internal Revenue Code of 1986 to provide for a AmeriCare that assures the provision of health insurance coverage to all residents, and for other purposes; to the Committee on Energy and Commerce, and in addition to the Committees on Ways and Means, and Education and the Workforce, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. WELDON of Florida (for himself and Mrs. MALONEY):

H.R. 5887. A bill to improve vaccine safety research, and for other purposes; to the Committee on Energy and Commerce.

By Mrs. WILSON of New Mexico:

H.R. 5888. A bill to direct the Secretary of Homeland Security to ensure that an individual may file an orphan petition for at least 2 years after approval of an advanced processing application; to the Committee on the Judiciary.

By Mr. CARNAHAN (for himself and Mr. LEACH):

H. Con. Res. 453. Concurrent resolution expressing the sense of Congress regarding the need for the United States to address global climate change through the negotiation of fair and effective international commitments; to the Committee on International Relations.

By Mr. KING of Iowa:

H. Res. 942. A resolution recognizing the centennial anniversary on August 5, 2006, of the Iranian constitution of 1906; to the Committee on International Relations.

By Mr. KNOLLENBERG:

H. Res. 943. A resolution recognizing Robert Bosch Corporation and its 100 years of commitment and leadership in the United States manufacturing industry; to the Committee on Energy and Commerce.

By Mr. POE (for himself, Mr. COSTA, Ms. HARRIS, Mr. MOORE of Kansas, Mr. ORTIZ, Mr. HOLDEN, and Ms. HART):

H. Res. 944. A resolution supporting the goals and ideals of National Domestic Violence Awareness Month and expressing the sense of the House of Representatives that Congress should raise awareness of domestic violence in the United States and its devastating effects on families and communities; to the Committee on Education and the Workforce.

By Ms. JACKSON-LEE of Texas (for herself, Mr. CUMMINGS, Ms. WATSON, Ms. EDDIE BERNICE JOHNSON of Texas, Mr. KILDEE, Mr. MCDERMOTT, Ms. KILPATRICK of Michigan, Mr. DAVIS of Illinois, Mr. CONYERS, Mr. KUCINICH, Ms. WOOLSEY, Ms. KAPTUR, Mr. HINCHEY, and Mr. RAHALL):

H. Res. 945. A resolution expressing deep concern at the ongoing violence in the Middle East, and particularly the current hostilities between the State of Israel and Hezbollah which have intensified since July 12, 2006; to the Committee on International Relations.

By Mr. TAYLOR of Mississippi (for himself, Mr. MELANCON, Mr. JEFFERSON, Mr. PICKERING, Mr. GORDON, Mr. WICKER, Mr. THOMPSON of Mississippi, and Mr. JINDAL):

H. Res. 948. A resolution recognizing the dedication of the employees at the National Aeronautics and Space Administration's Stennis Space Center who, during and after Hurricane Katrina's assault on Mississippi, provided shelter and medical care to storm evacuees and logistical support for storm recovery efforts, while effectively maintaining critical facilities at the Center; to the Committee on Science.

¶74.47 ADDITIONAL SPONSORS

Under clause 7 of rule XII, sponsors were added to public bills and resolutions as follows:

H.R. 23: Mr. FERGUSON and Mrs. BONO.
H.R. 354: Mr. MURPHY.
H.R. 414: Mr. CLYBURN and Mr. SANDERS.
H.R. 415: Mr. CLYBURN, Mr. CHANDLER, and Mr. WYNN.
H.R. 450: Mr. PAYNE.
H.R. 503: Mr. CAMPBELL of California.
H.R. 517: Mr. DAVIS of Illinois and Mr. STUPAK.
H.R. 676: Ms. NORTON, Ms. LINDA T. SÁNCHEZ of California, and Ms. EDDIE BERNICE JOHNSON of Texas.
H.R. 864: Mr. HOYER.
H.R. 896: Mr. ROSS.
H.R. 959: Mr. ROGERS of Michigan and Mr. PLATTS.
H.R. 1002: Mr. SMITH of New Jersey.
H.R. 1264: Mr. TIERNEY and Mr. WHITFIELD.
H.R. 1376: Mr. MATHESON and Mr. WELDON of Pennsylvania.
H.R. 1380: Mr. GORDON.
H.R. 1384: Mr. BEAUPREZ and Mr. ORTIZ.
H.R. 1548: Mr. DOYLE.
H.R. 1658: Mr. RAHALL.
H.R. 1898: Mr. PETERSON of Pennsylvania, Mr. DENT, Mr. HOBSON, Mr. BILBRAY, Mr. ROYCE, and Mr. ISSA.
H.R. 2034: Mr. BOOZMAN.
H.R. 2239: Mr. CARDIN and Mr. WELLER.
H.R. 2421: Mr. RAMSTAD, Mr. DANIEL E. LUNGREN of California, and Mr. PUTNAM.
H.R. 2429: Mr. SALAZAR.
H.R. 2808: Mr. CAMPbell of California, Mr. DICKS, Mr. LARSEN of Washington, Mr. CRENSHAW, Mr. PUTNAM, Mr. BURTON of Indiana, Ms. CARSON, Mr. ROGERS of Alabama, Mr. RANGEL, Mr. CROWLEY, Ms. SLAUGHTER, Mrs. CAPITO, Mr. UPTON, Mr. PENCE, Mr. ABERCROMBIE, Mr. RUPPERSBERGER, Mr. MARKEY, Mr. BOOZMAN, Mr. SANDERS, Mr. OWENS, Ms. BALDWIN, Ms. DELAURO, Mr. KUCINICH, Mr. LANTOS, Mr. GEORGE MILLER of California, Mr. OLVER, Mr. PASTOR, Ms. SOLIS, Ms. VELÁZQUEZ, Mr. BASS, Mr. FERGUSON, Mr. HOSTETTLER, Mr. VISCLOSKY, Mr. RYAN of Wisconsin, Mr. CUELLAR, Mr. FILNER, Mr. NADLER, Mr. TIERNEY, Mr. UDALL of New Mexico, Mr. MCCRERY, Mr. SPRATT, Mrs. TAUSCHER, Mr. KIND, Mr. BACA, Mr. ACKERMAN, Ms. HOOLEY, Mr. OBEY, Mr. EDWARDS, Mr. WEINER, Mr. BARROW, Mr. MOLLOHAN, and Mr. PEARCE.
H.R. 2835: Ms. ZOE LOFGREN of California.
H.R. 3019: Mr. CHOCOLA.
H.R. 3055: Mr. MEEHAN and Mr. WYNN.
H.R. 3185: Mr. HASTINGS of Florida.
H.R. 3186: Mrs. JO ANN DAVIS of Virginia and Mr. CANTOR.
H.R. 3195: Ms. WATERS, Mr. CLEAVER, Mrs. CHRISTENSEN, and Mr. TERRY.
H.R. 3248: Mr. BURGESS.
H.R. 3361: Mrs. LOWEY.
H.R. 3476: Mr. BOUSTANY.
H.R. 3547: Mr. TAYLOR of North Carolina.
H.R. 3762: Mr. SHERMAN.
H.R. 3795: Mr. DAVIS of Kentucky.
H.R. 3854: Ms. ROYBAL-ALLARD.
H.R. 3882: Mr. KING of Iowa.
H.R. 4005: Mr. SMITH of New Jersey.
H.R. 4113: Mr. STEARNS.
H.R. 4202: Ms. MOORE of Wisconsin.
H.R. 4212: Mr. DAVIS of Illinois.
H.R. 4341: Mr. WILSON of South Carolina.
H.R. 4434: Mr. CONYERS.
H.R. 4562: Mr. PASCRELL, Mr. MILLER of Florida, Ms. GINNY BROWN-WAITE of Florida, Mrs. JOHNSON of Connecticut, Mr. KELLER, Mrs. DRAKE, Mr. PETRI, Mr. FEENEY, Mr. KLINE, Mr. WICKER, Mr. FOSSELLA, Mr. HAYWORTH, and Mr. BECERRA.
H.R. 4727: Mr. RAHALL.
H.R. 4747: Mr. REHBERG.
H.R. 4873: Mr. CARDIN, Mr. GERLACH, and Mr. EMANUEL.
H.R. 4901: Mr. FALEOMAVAEGA, Mr. WU, Ms. ZOE LOFGREN of California, Mrs. NAPOLITANO, Mr. REYES, Ms. LEE, Ms. BORDALLO, and Mr. FARR.
H.R. 4903: Ms. WOOLSEY and Mr. LANTOS.
H.R. 4922: Mr. GONZALEZ and Mr. KENNEDY of Minnesota.
H.R. 4953: Mr. KUCINICH.
H.R. 4981: Mr. DENT and Mr. MCCOTTER.
H.R. 4987: Mr. SAXTON.
H.R. 5005: Mr. WICKER, Mr. WELDON of Pennsylvania, Mr. KINGSTON, Mr. PITTS, Mr. DINGELL, Mr. MCHENRY, Mr. SCOTT of Virginia, and Mr. FRANKS of Arizona.
H.R. 5013: Mr. MURTHA, Mr. HEFLEY, Mr. WELDON of Pennsylvania, and Mr. PITTS.
H.R. 5023: Mr. MCDERMOTT.
H.R. 5091: Mr. GRIJALVA.
H.R. 5092: Mr. JINDAL, Mr. BAKER, Mr. KING of Iowa, Mr. MURTHA, Mr. WICKER, Mr. WELDON of Pennsylvania, Mr. KINGSTON, and Mr. PITTS.
H.R. 5134: Mr. KENNEDY of Minnesota, Mr. GRAVES, and Ms. BORDALLO.
H.R. 5166: Mr. HASTINGS of Washington.
H.R. 5173: Mr. COBLE.
H.R. 5177: Mr. SESSIONS.
H.R. 5201: Mr. JINDAL.
H.R. 5238: Mr. WEINER.

H.R. 5249: Mr. STUPAK and Mr. KLINE.
H.R. 5280: Mrs. BONO, Mr. BROWN of Ohio, Mr. PITTS, and Mr. HALL.
H.R. 5291: Mr. PUTNAM.
H.R. 5304: Mrs. SCHMIDT.
H.R. 5329: Mr. BILBRAY.
H.R. 5344: Ms. MATSUI.
H.R. 5348: Mr. PALLONE and Mr. MCDERMOTT.
H.R. 5369: Mr. SOUDER.
H.R. 5388: Mrs. LOWEY.
H.R. 5452: Mr. HAYWORTH and Mr. TAYLOR of North Carolina.
H.R. 5465: Mr. MORAN of Virginia and Mrs. MYRICK.
H.R. 5496: Mr. HOLT.
H.R. 5500: Mr. GREEN of Wisconsin.
H.R. 5513: Mr. FOSSELLA, Mr. WELDON of Pennsylvania, Ms. BERKLEY, Mr. KENNEDY of Rhode Island, Mr. RAHALL, Mr. KINGSTON, and Mr. BISHOP of Georgia.
H.R. 5519: Mr. BOOZMAN and Mr. ENGLISH of Pennsylvania.
H.R. 5550: Mr. MCDERMOTT.
H.R. 5552: Mrs. JO ANN DAVIS of Virginia, Mr. LAHOOD, Mr. KOLBE, Mrs. EMERSON, Mr. WALSH, Mr. TIBERI, Mr. MICA, Mr. MORAN of Virginia, Mr. GOODLATTE, Mr. MILLER of Florida, Mr. SIMPSON, Mr. CASE, Mr. CULBERSON, Mr. WELDON of Pennsylvania, Mr. WAMP, Mr. TIAHRT, Mr. SWEENEY, Mr. DUNCAN, Mr. HEFLEY, and Mr. WESTMORELAND.
H.R. 5562: Mr. FOSSELLA and Mr. GONZALEZ.
H.R. 5575: Mr. DAVIS of Illinois.
H.R. 5624: Mr. TOM DAVIS of Virginia.
H.R. 5674: Mr. CARDIN and Mrs. JONES of Ohio.
H.R. 5680: Ms. WATERS.
H.R. 5688: Mr. MCDERMOTT.
H.R. 5735: Ms. WATERS.
H.R. 5752: Mr. BOOZMAN.
H.R. 5755: Mr. SWEENEY, Mr. BOOZMAN, Mr. PLATTS, Mr. HIGGINS, Mr. REICHERT, and Mr. RYAN of Wisconsin.
H.R. 5767: Mrs. MYRICK, Mr. MCCOTTER, Mr. KLINE, Mrs. BLACKBURN, and Mr. KING of Iowa.
H.R. 5770: Mr. CUMMINGS and Ms. NORTON.
H.R. 5805: Mr. KENNEDY of Minnesota, Mr. WILSON of South Carolina, and Mr. GONZALEZ.
H.R. 5807: Mr. GONZALEZ.
H.R. 5834: Ms. BORDALLO, Mr. COSTA, and Mr. CONYERS.
H.R. 5835: Mrs. DRAKE, Mr. MANZULLO, Mr. BISHOP of Georgia, Mr. GONZALEZ, Mr. ABERCROMBIE, Mrs. CAPITO, Mr. DOGGETT, and Mr. FORTUÑO.
H.R. 5866: Mr. GINGREY.
H. Con. Res. 292: Mr. DOYLE.
H. Con. Res. 449: Mr. OXLEY.
H. Con. Res. 450: Ms. JACKSON-LEE of Texas, Mr. DEFAZIO, Mr. RAHALL, Mr. OWENS, and Mr. GEORGE MILLER of California.
H. Res. 189: Mr. BACHUS, Mr. TIAHRT, and Mr. PLATTS.
H. Res. 461: Ms. EDDIE BERNICE JOHNSON of Texas.
H. Res. 518: Mrs. DRAKE and Mr. GOODE.
H. Res. 526: Mr. MCNULTY.
H. Res. 745: Ms. BORDALLO and Mr. KILDEE.
H. Res. 759: Mr. WAXMAN.
H. Res. 760: Mr. GILCHREST.
H. Res. 888: Mr. JEFFERSON, Mr. BISHOP of Georgia, Mr. BERMAN, and Mr. GONZALEZ.
H. Res. 894: Mr. MELANCON, Mr. JINDAL, Ms. JACKSON-LEE of Texas, Mr. THOMPSON of Mississippi, Mr. HINCHEY, Mr. TOWNS, Mr. PAYNE, Mr. OWENS, Mr. ROSS, Mr. CARNAHAN, Mr. FILNER, Ms. MILLENDER-MCDONALD, Mr. RUSH, Mr. OBERSTAR, Mr. MEEK of Florida, Mr. PASTOR, Mr. DAVIS of Alabama, Mr. TAYLOR of Mississippi, Mr. DAVIS of Florida, Mr. BARROW, Ms. SCHAKOWSKY, Mr. SMITH of Washington, Mr. BUTTERFIELD, Mr. CASE, Mr. DAVIS of Illinois, Ms. WATERS, Mr. BISHOP of New York, Mr. AL GREEN of Texas, Mr. WATT, Mr. FATTAH, Mr. CLAY, Ms. KILPATRICK of Michigan, Mr. CLEAVER, Mr. MCDERMOTT, Mr. CLYBURN, Mr. FALEOMAVAEGA, Mr. KIND, Mr. COSTELLO, Mr. KENNEDY of Rhode Island, and Mr. GENE GREEN of Texas.
H. Res. 928: Mr. SNYDER, Mr. RUPPERSBERGER, Mr. FILNER, Mr. TOWNS, Mr. CLYBURN, Mr. THOMPSON of Mississippi, Ms. JACKSON-LEE of Texas, Mr. FORBES, and Mr. NORWOOD.
H. Res. 935: Mr. JINDAL, Mr. PAYNE, and Ms. CARSON.

WEDNESDAY, JULY 26, 2006 (75)

¶75.1 APPOINTMENT OF SPEAKER PRO TEMPORE

The House was called to order by the SPEAKER pro tempore, Mr. PRICE of Georgia, who laid before the House the following communication:

WASHINGTON, DC,
July 26, 2006.

I hereby appoint the Honorable TOM PRICE to act as Speaker pro tempore on this day.

J. DENNIS HASTERT,
Speaker of the House of Representatives.

¶75.2 APPROVAL OF THE JOURNAL

The SPEAKER pro tempore, Mr. PRICE of Georgia, announced he had examined and approved the Journal of the proceedings of Tuesday, July 25, 2006.

Pursuant to clause 1, rule I, the Journal was approved.

¶75.3 COMMUNICATIONS

Executive and other communications, pursuant to clause 8, rule XII, were referred as follows:

8777. A letter from the Director, Defense Security Cooperation Agency, transmitting pursuant to the reporting requirements of Section 36(b)(1) of the Arms Export Control Act, as amended, Transmittal No. 06-26, concerning the Department of the Army's proposed Letter(s) of Offer and Acceptance to Saudi Arabia for defense articles and services, pursuant to 22 U.S.C. 2776(b); to the Committee on Armed Services.

8778. A letter from the Director, Defense Security Cooperation Agency, transmitting pursuant to the reporting requirements of Section 36(b)(1) of the Arms Export Control Act, as amended, Transmittal No. 06-36, concerning the Department of the Army's proposed Letter(s) of Offer and Acceptance to Saudi Arabia for defense articles and services, pursuant to 22 U.S.C. 2776(b); to the Committee on Armed Services.

8779. A letter from the Under Secretary for Personnel and Readiness, Department of Defense, transmitting authorization of Rear Admiral (lower half) David J. Dorsett to wear the insignia of the grade of rear admiral in accordance with title 10, United States Code, section 777; to the Committee on Armed Services.

8780. A letter from the Under Secretary for Personnel and Readiness, Department of Defense, transmitting authorization of the enclosed list of officers to wear the insignia of the grade of rear admiral accordance with title 10, United States Code, section 777; to the Committee on Armed Services.

8781. A letter from the Chief, Policy and Rules Division, Federal Communications Commission, transmitting the Commission's final rule — Amdt. of Pt. 2 of the Commission's Rules to Allocate Spectrum Below 3 GHz for Mobile and Fixed Services to Support the Intro. of New Adv. Wireless Services, Including Third Generation Wireless Systems [ET Docket No. 00-258]; Amdts. to Pts. 1, 2, 27 and 90 of the Commission's Rules to License Services in the 216-220 MHz, 1390-1395 MHz, 1427-1429 MHz, 1429-1432 MHz, 1432-1435 MHz, 1670-1675 MHz, and 2385-2390 MHz Government Transfer Bands [WT Docket No. 02-8] received July 10, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

8782. A letter from the Legal Advisor to the Bureau Chief, Media Bureau, Federal Communications Commission, transmitting the Commission's final rule — Amendment of Section 73.202(b), Table of Allotments, FM Broadcast Stations. (Arnold and City of Angels, California) [MB Docket No. 05-316; RM-11294] received July 10, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

8783. A letter from the Legal Advisor to the Bureau Chief, Media Bureau, Federal Communications Commission, transmitting the Commission's final rule — Amendment of Section 73.202(b) Table of Allotments, FM Broadcast Stations. (Allegan, Otsego and Mattawan, Michigan) [MB Docket No. 05-269; RM-11267] received July 10, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

8784. A letter from the Legal Advisor to the Bureau Chief, Media Bureau, Federal Communications Commission, transmitting the Commission's final rule — Amendment of Section 73.202(b), Table of Allotments, FM Broadcast Stations. (Churchville and Keswick, Virginia and Marlington, West Virginia) [MB Docket No. 05-292; RM-11281] received July 10, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

8785. A letter from the Legal Advisor to the Bureau Chief, Media Bureau, Federal Communications Commission, transmitting the Commission's final rule — Amendment of Section 73.202(b), Table of Allotments, FM Broadcast Stations. (Enfield, New Hampshire; Hartford and White River Junction, Vermont; and Keeseville and Morrisonville, New York) [MB Docket No. 05-162; RM-11227; RM-11295] received July 10, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

8786. A letter from the Legal Advisor to the Bureau Chief, Media Bureau, Federal Communications Commission, transmitting the Commission's final rule — Amendment of Section 73.202(b), Table of Allotments, FM Broadcast Stations. (Alturas, California) [MB Docket No. 05-123; RM-11191] received July 10, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

8787. A letter from the Legal Advisor to the Bureau Chief, Media Bureau, Federal Communications Commission, transmitting the Commission's final rule — Amendment of Section 73.202(b), Table of Allotments, FM Broadcast Stations. (Weaverville, Palo Cedro, and Alturas, California) [MB Docket No. 05-125; RM-11176] received July 10, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

8788. A letter from the Legal Advisor to the Bureau Chief, Media Bureau, Federal Communications Commission, transmitting the Commission's final rule — Amendment of Section 73.202(b), FM Table of Allotments, FM Broadcast Stations. (Louisburg and Hillsborough, North Carolina) [MB Docket No. 04-375; RM-11038] received July 10, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

8789. A letter from the Legal Advisor to the Bureau Chief, Media Bureau, Federal Communications Commission, transmitting the Commission's final rule — Amendment of Section 73.202(b), Table of Allotments, FM Broadcast Stations. (Wilburton, Okemah, and McAlester, Oklahoma) [MB Docket No.

05-166; RM-11228] received July 10, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

8790. A letter from the Director, Defense Security Cooperation Agency, transmitting pursuant to the reporting requirements of Section 36(b)(1) of the Arms Export Control Act, as amended, Transmittal No. 06-25, concerning the Department of the Army's proposed Letter(s) of Offer and Acceptance to Saudi Arabia for defense articles and services; to the Committee on International Relations.

8791. A letter from the Deputy Director, Defense Security Cooperation Agency, transmitting pursuant to the reporting requirements of Section 36(b)(1) of the Arms Export Control Act, as amended, Transmittal No. 06-24, concerning the Department of the Army's proposed Letter(s) of Offer and Acceptance to Bahrain for defense articles and services; to the Committee on International Relations.

8792. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting pursuant to Section 620C(c) of the Foreign Assistance Act of 1961, as amended, and in accordance with section 1(a)(6) of Executive Order 13313, a report prepared by the Department of State and the National Security Council on the progress toward a negotiated solution of the Cyprus question covering the period April 1, 2006 through May 31, 2006; to the Committee on International Relations.

8793. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting pursuant to section 36(d) of the Arms Export Control Act, certification regarding the proposed retransfer of defense articles or services to the Government of Gabon (Transmittal No. DDTC 022-06); to the Committee on International Relations.

8794. A letter from the Secretary, Department of the Treasury, transmitting as required by section 401(c) of the National Emergency Act, 50 U.S.C. 1641(c), and section 204(c) of the International Emergency Economic Powers Act, 50 U.S.C. 1703(c), and pursuant to Executive Order 13313 of July 31, 2003, a six-month periodic report on the national emergency with respect to terrorists who threaten to disrupt the Middle East peace process that was declared in Executive Order 12947 of January 23, 1995; to the Committee on International Relations.

8795. A letter from the General Counsel, Department of Housing and Urban Development, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Government Reform.

8796. A letter from the General Counsel, Department of Housing and Urban Development, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Government Reform.

8797. A letter from the General Counsel, Department of Housing and Urban Development, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Government Reform.

8798. A letter from the Attorney Advisor, Department of Transportation, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Government Reform.

8799. A letter from the Office of the District of Columbia Auditor, transmitting a report entitled, ''Auditor's Examination of Contracts for Four Consumers Under the Care of Mental Retardation and Developmental Disabilities Administration''; to the Committee on Government Reform.

8800. A letter from the Office of the District of Columbia Auditor, transmitting a report entitled, ''Letter Report: Certification of the Sufficiency of the Washington Convention Center Authority's Projected Revenues and Excess Reserve to Meet Projected Operating and Debt Service Expenditures and Reserve Requirements for Fiscal Year 2007''; to the Committee on Government Reform.

8801. A letter from the Office of the District of Columbia Auditor, transmitting a report entitled, ''Auditor's Examination of Parking Meter Contract Administration and Financial Management''; to the Committee on Government Reform.

8802. A letter from the Assistant Administrator, Bureau for Legislative and Public Affairs, United States Agency for International Development, transmitting the Agency's report on the amount of acquisitions made from entities that manufacture the articles, materials, or supplies outside the United States in Fiscal Year 2005; to the Committee on Government Reform.

8803. A letter from the Librarian of Congress, Library of Congress, transmitting the Annual Report of the Library of Congress, for the fiscal year ending September 30, 2005, pursuant to 2 U.S.C. 139; to the Committee on House Administration.

8804. A letter from the Acting Director, Office of Sustainable Fisheries, NMFS, National Oceanic and Atmospheric Administration, transmitting the Administration's final rule — Fisheries Off West Coast States; Pacific Coast Groundfish Fishery; Specifications and Management Measures; Inseason Adjustments [Docket No. 051014263-6028-03; I.D. 062706B] received July 17, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Resources.

8805. A letter from the Acting Director, Office of Sustainable Fisheries, NMFS, National Oceanic and Atmospheric Administration, transmitting the Administration's final rule — International Fisheries; Pacific Tuna Fisheries; Restrictions for 2006 Longline Fisheries in the Eastern Tropical Pacific Ocean; Fishery Closure [Docket No. 050719189-5286-03; I.D. 062706A] (RIN: 0648-AT33) received July 13, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Resources.

8806. A letter from the Assistant Administrator, National Oceanic and Atmospheric Administration, transmitting the Administration's final rule — Endangered and Threatened Species: Final Listing Determinations for Elkhorn Coral and Staghorn Coral [Docket No. 050304058-6116-03; I.D. No. 060204C] (RIN: 0648-XB29) received June 8, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Resources.

8807. A letter from the Assistant Administrator, NMFS, National Oceanic and Atmospheric Administration, transmitting the Administration's final rule — Atlantic Highly Migratory Species; Atlantic Bluefin Tuna Quota Specifications and Effort Controls [Docket No. 060216041-6137-02; I.D. 020206C] (RIN: 0648-AT72) received June 8, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Resources.

8808. A letter from the Acting Deputy Asst. Administrator for Regulatory Programs, NMFS, National Oceanic and Atmospheric Administration, transmitting the Administration's final rule — Fisheries of the Exclusive Economic Zone Off Alaska; Recordkeeping and Reporting; Tagged Pacific Halibut and Tagged Sablefish [Docket No. 040610180-6173-03; I.D. 030806A] (RIN: 0648-AR09) received July 12, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Resources.

8809. A letter from the Acting Deputy Asst. Administrator for Regulatory Programs, NMFS, National Oceanic and Atmospheric Administration, transmitting the Administration's final rule — Fisheries of the Exclusive Economic Zone Off Alaska; Groundfish, Crab, Salmon, and Scallop Fisheries of the Bering Sea and Aleutian Islands Management Area and Gulf of Alaska [Docket No. 060223050-6162-02; I.D. 013006I] (RIN: 0648-AT09) received July 12, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Resources.

8810. A letter from the Deputy Assistant Administrator for Regulatory Programs, NMFS, National Oceanic and Atmospheric Administration, transmitting the Administration's final rule — Fisheries Off West Coast States; Coastal Pelagic Species Fisheries; Amendment 11 [Docket No. 051028280-6160-02; I.D. 102105A] (RIN: 0648-AT11) received July 24, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Resources.

8811. A letter from the Assistant Administrator for Fisheries, NMFS, National Oceanic and Atmospheric Administration, transmitting the Administration's final rule — Fisheries of the Exclusive Economic Zone Off Alaska; Allocating Bering Sea and Aleutian Islands King and Tanner Crab Fishery Resources [Docket No. 060404093-6177-02; I.D. 033106A] (RIN: 0648-AU24) received July 24, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Resources.

8812. A letter from the Assistant Administrator for Fisheries, NMFS, National Oceanic and Atmospheric Administration, transmitting the Administration's final rule — Fisheries of the Exclusive Economic Zone Off Alaska; Bering Sea and Aleutian Islands King and Tanner Crab Fishery Resources; Crab Economic Data Reports [Docket No. 060420106-6163-02; I.D. 041706B] (RIN: 0648-AU44) received July 24, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Resources.

8813. A letter from the Acting Director, Office of Sustainable Fisheries, NMFS, National Oceanic and Atmospheric Administration, transmitting the Administration's final rule — Fisheries of the Exclusive Economic Zone Off Alaska; Pacific Ocean Perch in the Western Regulatory Area of the Gulf of Alaska [Docket No. 060216044-6044-01; I.D. 071006F] received July 24, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Resources.

8814. A letter from the Acting Director, Office of Sustainable Fisheries, NMFS, National Oceanic and Atmospheric Administration, transmitting the Administration's final rule — Fisheries of the Exclusive Economic Zone Off Alaska; Pacific Ocean Perch in the Central Aleutian Islands Management Area [Docket No. 060216045-6045-01; I.D. 070706B] received July 24, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Resources.

8815. A letter from the Acting Director, Office of Sustainable Fisheries, NMFS, National Oceanic and Atmospheric Administration, transmitting the Administration's final rule — Fisheries of the Exclusive Economic Zone Off Alaska; Pacific Ocean Perch in the West Yakutat District of the Gulf of Alaska [Docket No. 060216044-6044-01; I.D. 071106B] received July 24, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Resources.

8816. A letter from the Acting Director, Office of Sustainable Fisheries, NMFS, National Oceanic and Atmospheric Administration, transmitting the Administration's final rule — Fisheries of the Exclusive Economic Zone Off Alaska; Pacific Ocean Perch in the Central Regulatory Area of the Gulf of Alaska [Docket No. 060216044-6044-01; I.D. 070606A] received July 24, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Resources.

8817. A letter from the Acting Director, Office of Sustainable Fisheries, NMFS, National Oceanic and Atmospheric Administration, transmitting the Administration's final rule — Fisheries of the Exclusive Economic Zone Off Alaska; Pacific Ocean Perch in the Eastern Aleutian District of the Bering Sea and Aleutian Islands Management Area [Docket No. 060216045-6045-01; I.D. 070506A] received July 24, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Resources.

8818. A letter from the Acting Director, Office of Sustainable Fisheries, NMFS, National Oceanic and Atmospheric Administration, transmitting the Administration's final

rule — Magnuson-Stevens Fishery Conservation and Management Act Provisions; Fisheries of the Northeastern United States; Atlantic Sea Scallop Fishery; Closure of the Nantucket Lightship Scallop Access Area to General Category Scallop Vessels [Docket No. 060314069-6069-01; I.D. 071106A] received July 24, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Resources.

8819. A letter from the Acting Director, Office of Sustainable Fisheries, NMFS, National Oceanic and Atmospheric Administration, transmitting the Administration's final rule — Fisheries of the Caribbean, Gulf of Mexico, and South Atlantic; Shrimp Fishery of the Gulf of Mexico; Texas Closure [I.D. 070306A] received July 24, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Resources.

8820. A letter from the Assistant Attorney General, Department of Justice, transmitting a copy of a report required by Section 202(a)(1)(C) of Pub. L. 107-273, the ''21st Century Department of Justice Appropriations Authorization Act,'' related to certain settlements and injunctive relief; to the Committee on the Judiciary.

¶75.4 RECESS FOR JOINT MEETING TO RECEIVE HIS EXCELLENCY NOURI AL-MALIKI, PRIME MINISTER OF IRAQ—10:06 A.M.

The SPEAKER pro tempore, Mr. PRICE of Georgia, pursuant to the special order of the House agreed to on July 20, 2006, declared the House in recess at 10 o'clock and 6 minutes a.m., subject to the call of the Chair.

¶75.5 AFTER RECESS—12:15 P.M.

The SPEAKER pro tempore, Mr. CULBERSON, called the House to order.

¶75.6 PROCEEDINGS DURING RECESS

On motion of Mr. POE, by unanimous consent, the proceedings had during the recess were ordered to be printed in the CONGRESSIONAL RECORD.

¶75.7 MESSAGE FROM THE SENATE

A message from the Senate by Ms. Curtis, one of its clerks, announced that the Senate has passed without amendment a bill of the House of the following title:

H.R. 9. An Act to amend the Voting Rights Act of 1965.

The message also announced that the Senate has passed with an amendment in which the concurrence of the House is requested, a bill of the House of the following title:

H.R. 5865. An Act to amend section 1113 of the Social Security Act to temporarily increase funding for the program of temporary assistance for United States citizens returned from foreign countries, and for other purposes.

¶75.8 COMMITTEE ON FOREIGN INVESTMENT

Mr. OXLEY moved to suspend the rules and pass the bill (H.R. 5337) to ensure national security while promoting foreign investment and the creation and maintenance of jobs, to reform the process by which such investments are examined for any effect they may have on national security, to establish the Committee on Foreign Investment in the United States, and for other purposes; as amended.

The SPEAKER pro tempore, Mr. CULBERSON, recognized Mr. OXLEY and Mrs. MALONEY, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and pass said bill, as amended?

The SPEAKER pro tempore, Mr. CULBERSON, announced that two-thirds of the Members present had voted in the affirmative.

Mr. OXLEY demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mr. CULBERSON, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed.

¶75.9 ADJOURNMENT OF THE TWO HOUSES

On motion of Mr. SHADEGG, submitted the following privileged concurrent resolution (H. Con. Res. 454):

Resolved by the House of Representatives (the Senate concurring), That when the House adjourns on the legislative day of Thursday, July 27, 2006, or Friday, July 28, 2006, on a motion offered pursuant to this concurrent resolution by its Majority Leader or his designee, it stand adjourned until 2 p.m. on Wednesday, September 6, 2006, or until the time of any reassembly pursuant to section 2 of this concurrent resolution, whichever occurs first; and that when the Senate recesses or adjourns on Thursday, August 3, 2006, Friday, August 4, 2006, or Saturday, August 5, 2006, on a motion offered pursuant to this concurrent resolution by its Majority Leader or his designee, it stand recessed or adjourned until noon on Tuesday, September 5, 2006, or such other time on that day as may be specified by its Majority Leader or his designee in the motion to recess or adjourn, or until the time of any reassembly pursuant to section 2 of this concurrent resolution, whichever occurs first.

SEC. 2. The Speaker of the House and the Majority Leader of the Senate, or their respective designees, acting jointly after consultation with the Minority Leader of the House and the Minority Leader of the Senate, shall notify the Members of the House and the Senate, respectively, to reassemble at such place and time as they may designate if, in their opinion, the public interest shall warrant it.

When said concurrent resolution was considered.

The question being put, viva voce,

Will the House agree to said concurrent resolution?

The SPEAKER pro tempore, Mr. CULBERSON, announced that the yeas had it.

Mr. FRANK of Massachusetts demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mr. CULBERSON, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed.

¶75.10 UNITED STATES-ISRAEL ENERGY COOPERATION

Mr. SHADEGG moved to suspend the rules and pass the bill (H.R. 2730) to establish a grant program to fund eligible joint ventures between United States and Israeli businesses and academic persons, to establish the International Energy Advisory Board, and for other purposes; as amended.

The SPEAKER pro tempore, Mr. CULBERSON, recognized Mr. SHADEGG and Mr. ENGEL, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and pass said bill, as amended?

The SPEAKER pro tempore, Mr. CULBERSON, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill, as amended, was passed.

By unanimous consent, the title was amended so as to read: ''An Act to authorize funding for eligible joint ventures between United States and Israeli businesses and academic persons, to establish the International Energy Advisory Board, and for other purposes.''.

A motion to reconsider the votes whereby the rules were suspended and said bill, as amended, was passed and the title was amended was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

¶75.11 FUEL CONSUMPTION EDUCATION

Mr. SHADEGG moved to suspend the rules and pass the bill (H.R. 5611) to provide for the establishment of a partnership between the Secretary of Energy and appropriate industry groups for the creation of a transportation fuel conservation education campaign, and for other purposes; as amended.

The SPEAKER pro tempore, Mr. CULBERSON, recognized Mr. SHADEGG and Mr. ENGEL, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and pass said bill, as amended?

The SPEAKER pro tempore, Mr. BONILLA, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill, as amended, was passed.

By unanimous consent, the title was amended so as to read: ''An Act to authorize a partnership between the Secretary of Energy and appropriate industry groups for the creation of a transportation fuel conservation education campaign, and for other purposes.''.

A motion to reconsider the votes whereby the rules were suspended and said bill, as amended, was passed and the title was amended was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

¶75.12 DELETING ONLINE PREDATORS

Mr. UPTON moved to suspend the rules and pass the bill (H.R. 5319) to amend the Communications Act of 1934 to require recipients of universal service support for schools and libraries to protect minors from commercial social networking websites and chat rooms; as amended.

The SPEAKER pro tempore, Mr. BONILLA, recognized Mr. UPTON and Mr. MARKEY, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and pass said bill, as amended?

The SPEAKER pro tempore, Mr. REHBERG, announced that two-thirds of the Members present had voted in the affirmative.

Mr. FITZPATRICK of Pennsylvania demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mr. REHBERG, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed.

¶75.13 NATIONAL HISTORICALLY BLACK COLLEGES AND UNIVERSITIES WEEK

Mr. BOUSTANY moved to suspend the rules and agree to the following resolution (H. Res. 928); as amended:

Whereas there are 103 historically Black colleges and universities in the United States;

Whereas historically Black colleges and universities provide the quality education essential to full participation in a complex, highly technological society;

Whereas historically Black colleges and universities have a rich heritage and have played a prominent role in the history of the United States;

Whereas historically Black colleges and universities have allowed many underprivileged students to attain their full potential through higher education;

Whereas the achievements and goals of historically Black colleges and universities are deserving of national recognition; and

Whereas the Senate, in S. Res. 528 passed on July 13, 2006, designated the week beginning September 10, 2006, as ''National Historically Black Colleges and Universities Week'': Now, therefore, be it

Resolved, That the House of Representatives—

(1) recognizes the achievements and goals of historically Black colleges and universities in the United States;

(2) supports the designation of an appropriate week as ''National Historically Black Colleges and Universities Week''; and

(3) requests the President to issue a proclamation designating such a week, and calling on the people of the United States and interested groups to observe such week with appropriate ceremonies, activities, and programs to demonstrate support for historically Black colleges and universities.

The SPEAKER pro tempore, Mr. REHBERG, recognized Mr. BOUSTANY and Mr. OWENS, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and agree to said resolution, as amended?

The SPEAKER pro tempore, Mr. REHBERG, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said resolution, as amended, was agreed to.

A motion to reconsider the vote whereby the rules were suspended and said resolution, as amended, was agreed to was, by unanimous consent, laid on the table.

¶75.14 PROVIDING FOR CONSIDERATION OF H.R. 5682

Mr. BISHOP of Utah, by direction of the Committee on Rules, called up the following resolution (H. Res. 947):

Resolved, That at any time after the adoption of this resolution the Speaker may, pursuant to clause 2(b) of rule XVIII, declare the House resolved into the Committee of the Whole House on the state of the Union for consideration of the bill (H.R. 5682) to exempt from certain requirements of the Atomic Energy Act of 1954 a proposed nuclear agreement for cooperation with India. The first reading of the bill shall be dispensed with. All points of order against consideration of the bill are waived. General debate shall be confined to the bill and shall not exceed one hour equally divided and controlled by the chairman and ranking minority member of the Committee on International Relations. After general debate the bill shall be considered for amendment under the five-minute rule. The amendment in the nature of a substitute recommended by the Committee on International Relations now printed in the bill, modified by the amendment printed in part A of the report of the Committee on Rules accompanying this resolution, shall be considered as adopted in the House and in the Committee of the Whole. The bill, as amended, shall be considered as the original bill for the purpose of further amendment and shall be considered as read. Notwithstanding clause 11 of rule XVIII, no further amendment to the bill, as amended, shall be in order except those printed in part B of the report of the Committee on Rules. Each such amendment may be offered only in the order printed in the report, may be offered only by a Member designated in the report, shall be considered as read, shall be debatable for the time specified in the report equally divided and controlled by the proponent and an opponent, shall not be subject to amendment, and shall not be subject to a demand for division of the question in the House or in the Committee of the Whole. All points of order against such amendments are waived. At the conclusion of consideration of the bill for amendment the Committee shall rise and report the bill, as amended, to the House with such further amendments as may have been adopted. The previous question shall be considered as ordered on the bill and amendments thereto to final passage without intervening motion except one motion to recommit with or without instructions.

When said resolution was considered.

After debate,

On motion of Mr. BISHOP of Utah, the previous question was ordered on the resolution to its adoption or rejection.

The question being put, viva voce,

Will the House agree to said resolution?

The SPEAKER pro tempore, Mr. KLINE, announced that the yeas had it.

Mr. BISHOP of Utah demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mr. KLINE, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed.

¶75.15 H.R. 5337—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mr. KLINE, pursuant to clause 8, rule XX, announced the unfinished business to be the motion to suspend the rules and pass the bill (H.R. 5337) to ensure national security while promoting foreign investment and the creation and maintenance of jobs, to reform the process by which such investments are examined for any effect they may have on national security, to establish the Committee on Foreign Investment in the United States, and for other purposes; as amended.

The question being put,

Will the House suspend the rules and pass said bill, as amended?

The vote was taken by electronic device.

It was decided in the affirmative ..... { Yeas ..... 424 / Nays 0

¶75.16 [Roll No. 404]

YEAS—424

Abercrombie	Calvert	Duncan
Ackerman	Camp (MI)	Edwards
Aderholt	Campbell (CA)	Ehlers
Akin	Cannon	Emanuel
Alexander	Cantor	Emerson
Allen	Capps	Engel
Andrews	Capuano	English (PA)
Baca	Cardin	Eshoo
Bachus	Cardoza	Etheridge
Baird	Carnahan	Everett
Baker	Carson	Farr
Baldwin	Carter	Fattah
Barrett (SC)	Case	Feeney
Barrow	Castle	Ferguson
Bartlett (MD)	Chabot	Filner
Barton (TX)	Chandler	Fitzpatrick (PA)
Bass	Chocola	Flake
Bean	Clay	Foley
Beauprez	Cleaver	Forbes
Becerra	Clyburn	Ford
Berkley	Coble	Fortenberry
Berman	Cole (OK)	Fossella
Berry	Conaway	Foxx
Biggert	Conyers	Frank (MA)
Bilbray	Cooper	Franks (AZ)
Bilirakis	Costa	Frelinghuysen
Bishop (GA)	Costello	Gallegly
Bishop (NY)	Cramer	Garrett (NJ)
Bishop (UT)	Crenshaw	Gerlach
Blackburn	Crowley	Gibbons
Blumenauer	Cubin	Gilchrest
Blunt	Cuellar	Gillmor
Boehlert	Culberson	Gingrey
Boehner	Cummings	Gohmert
Bonilla	Davis (AL)	Gonzalez
Bonner	Davis (CA)	Goode
Bono	Davis (FL)	Goodlatte
Boozman	Davis (IL)	Gordon
Boren	Davis (KY)	Granger
Boswell	Davis (TN)	Graves
Boucher	Davis, Tom	Green (WI)
Boustany	DeFazio	Green, Al
Boyd	DeGette	Green, Gene
Bradley (NH)	Delahunt	Grijalva
Brady (PA)	DeLauro	Gutierrez
Brady (TX)	Dent	Gutknecht
Brown (OH)	Diaz-Balart, L.	Hall
Brown (SC)	Diaz-Balart, M.	Harman
Brown, Corrine	Dicks	Harris
Brown-Waite, Ginny	Dingell	Hart
Burgess	Doggett	Hastings (FL)
Burton (IN)	Doolittle	Hastings (WA)
Butterfield	Doyle	Hayes
Buyer	Drake	Hayworth
	Dreier	Hefley

Hensarling
Herger
Herseth
Higgins
Hinchey
Hinojosa
Hobson
Hoekstra
Holden
Holt
Honda
Hooley
Hostettler
Hoyer
Hulshof
Hunter
Hyde
Inglis (SC)
Inslee
Israel
Issa
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Jenkins
Jindal
Johnson (CT)
Johnson (IL)
Johnson, E. B.
Johnson, Sam
Jones (NC)
Jones (OH)
Kanjorski
Kaptur
Keller
Kelly
Kennedy (MN)
Kennedy (RI)
Kildee
Kilpatrick (MI)
Kind
King (IA)
King (NY)
Kingston
Kirk
Kline
Knollenberg
Kolbe
Kucinich
Kuhl (NY)
LaHood
Langevin
Lantos
Larsen (WA)
Larson (CT)
Latham
LaTourette
Leach
Lee
Levin
Lewis (CA)
Lewis (KY)
Linder
Lipinski
LoBiondo
Lofgren, Zoe
Lowey
Lucas
Lungren, Daniel E.
Lynch
Mack
Maloney
Manzullo
Marchant
Markey
Marshall
Matheson
Matsui
McCarthy
McCaul (TX)
McCollum (MN)
McCotter
McCrery
McDermott
McGovern
McHenry
McHugh
McIntyre
McKeon
McMorris
McNulty
Meehan
Meek (FL)
Meeks (NY)
Melancon
Mica
Michaud
Millender-McDonald
Miller (FL)
Miller (MI)
Miller (NC)
Miller, Gary
Miller, George
Mollohan
Moore (KS)
Moore (WI)
Moran (KS)
Moran (VA)
Murphy
Murtha
Musgrave
Myrick
Nadler
Napolitano
Neal (MA)
Neugebauer
Ney
Northup
Norwood
Nunes
Nussle
Oberstar
Obey
Olver
Ortiz
Osborne
Otter
Owens
Oxley
Pallone
Pascrell
Pastor
Paul
Payne
Pearce
Pelosi
Pence
Peterson (MN)
Peterson (PA)
Petri
Pickering
Pitts
Platts
Poe
Pombo
Pomeroy
Porter
Price (GA)
Price (NC)
Pryce (OH)
Putnam
Radanovich
Rahall
Ramstad
Rangel
Regula
Rehberg
Reichert
Renzi
Reyes
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Ros-Lehtinen
Ross
Rothman
Roybal-Allard
Royce
Ruppersberger
Rush
Ryan (OH)
Ryan (WI)
Ryun (KS)
Sabo
Salazar
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Saxton
Schakowsky
Schiff
Schmidt
Schwartz (PA)
Schwarz (MI)
Scott (GA)
Scott (VA)
Sensenbrenner
Serrano
Sessions
Shadegg
Shaw
Shays
Sherman
Sherwood
Shimkus
Shuster
Simmons
Simpson
Skelton
Slaughter
Smith (NJ)
Smith (TX)
Smith (WA)
Snyder
Sodrel
Solis
Souder
Spratt
Stark
Stearns
Strickland
Stupak
Sullivan
Sweeney
Tancredo
Tanner
Tauscher
Taylor (MS)
Taylor (NC)
Terry
Thomas
Thompson (CA)
Thompson (MS)
Thornberry
Tiahrt
Tiberi
Tierney
Towns
Turner
Udall (CO)
Udall (NM)
Upton
Van Hollen
Velázquez
Visclosky
Walden (OR)
Walsh
Wamp
Wasserman Schultz
Waters
Watson
Watt
Waxman
Weiner
Weldon (FL)
Weldon (PA)
Weller
Westmoreland
Whitfield
Wicker
Wilson (NM)
Wilson (SC)
Wolf
Woolsey
Wu
Wynn
Young (AK)
Young (FL)

NOT VOTING—8

Capito
Davis, Jo Ann
Deal (GA)
Evans
Istook
Lewis (GA)
McKinney
Wexler

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill, as amended, was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill, as amended, was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

¶75.17 H.R. 5319—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mr. KLINE, pursuant to clause 8, rule XX, announced the further unfinished business to be the motion to suspend the rules and pass the bill (H.R. 5319) to amend the Communications Act of 1934 to require recipients of universal service support for schools and libraries to protect minors from commercial social networking websites and chat rooms; as amended.

The question being put,

Will the House suspend the rules and pass said bill, as amended?

The vote was taken by electronic device.

It was decided in the affirmative ..... { Yeas ..... 410 / Nays 15

¶75.18 [Roll No. 405]

YEAS—410

Abercrombie
Ackerman
Aderholt
Akin
Alexander
Allen
Andrews
Baca
Bachus
Baird
Baker
Baldwin
Barrett (SC)
Barrow
Bartlett (MD)
Barton (TX)
Bass
Bean
Beauprez
Becerra
Berkley
Berman
Berry
Biggert
Bilbray
Bilirakis
Bishop (GA)
Bishop (NY)
Bishop (UT)
Blackburn
Blumenauer
Blunt
Boehlert
Boehner
Bonilla
Bonner
Bono
Boozman
Boren
Boswell
Boucher
Boustany
Boyd
Bradley (NH)
Brady (PA)
Brady (TX)
Brown (OH)
Brown (SC)
Brown, Corrine
Brown-Waite, Ginny
Burgess
Burton (IN)
Butterfield
Buyer
Calvert
Camp (MI)
Campbell (CA)
Cannon
Cantor
Capps
Capuano
Cardin
Cardoza
Carnahan
Carson
Carter
Case
Castle
Chabot
Chandler
Chocola
Clay
Cleaver
Clyburn
Coble
Cole (OK)
Conaway
Cooper
Costa
Costello
Cramer
Crenshaw
Crowley
Cubin
Cuellar
Culberson
Cummings
Davis (AL)
Davis (CA)
Davis (FL)
Davis (IL)
Davis (KY)
Davis (TN)
Davis, Tom
DeFazio
DeGette
Delahunt
DeLauro
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Dicks
Dingell
Doggett
Doolittle
Doyle
Drake
Dreier
Duncan
Edwards
Ehlers
Emanuel
Emerson
Engel
English (PA)
Eshoo
Etheridge
Everett
Farr
Fattah
Feeney
Ferguson
Filner
Fitzpatrick (PA)
Flake
Foley
Forbes
Ford
Fortenberry
Fossella
Foxx
Frank (MA)
Franks (AZ)
Frelinghuysen
Gallegly
Garrett (NJ)
Gerlach
Gibbons
Gilchrest
Gillmor
Gingrey
Gohmert
Gonzalez
Goode
Goodlatte
Gordon
Granger
Graves
Green (WI)
Green, Al
Green, Gene
Gutierrez
Gutknecht
Hall
Harman
Harris
Hart
Hastings (FL)
Hastings (WA)
Hayes
Hayworth
Hefley
Hensarling
Herger
Herseth
Higgins
Hinojosa
Hobson
Hoekstra
Holden
Holt
Hooley
Hostettler
Hoyer
Hulshof
Hunter
Hyde
Inglis (SC)
Inslee
Israel
Issa
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Jenkins
Jindal
Johnson (CT)
Johnson (IL)
Johnson, E. B.
Johnson, Sam
Jones (NC)
Jones (OH)
Kanjorski
Kaptur
Keller
Kelly
Kennedy (MN)
Kennedy (RI)
Kildee
Kilpatrick (MI)
Kind
King (IA)
King (NY)
Kingston
Kirk
Kline
Knollenberg
Kolbe
Kuhl (NY)
LaHood
Langevin
Lantos
Larsen (WA)
Larson (CT)
Latham
LaTourette
Leach
Levin
Lewis (CA)
Lewis (GA)
Lewis (KY)
Linder
Lipinski
LoBiondo
Lowey
Lucas
Lungren, Daniel E.
Lynch
Mack
Maloney
Manzullo
Marchant
Markey
Marshall
Matheson
Matsui
McCarthy
McCaul (TX)
McCollum (MN)
McCotter
McCrery
McGovern
McHenry
McHugh
McIntyre
McKeon
McMorris
McNulty
Meehan
Meek (FL)
Meeks (NY)
Melancon
Mica
Michaud
Millender-McDonald
Miller (FL)
Miller (MI)
Miller (NC)
Miller, Gary
Miller, George
Mollohan
Moore (KS)
Moore (WI)
Moran (KS)
Moran (VA)
Murphy
Murtha
Musgrave
Myrick
Nadler
Napolitano
Neal (MA)
Neugebauer
Ney
Northup
Norwood
Nunes
Nussle
Oberstar
Obey
Olver
Ortiz
Osborne
Otter
Owens
Oxley
Pallone
Pascrell
Pastor
Paul
Pearce
Pelosi
Pence
Peterson (MN)
Peterson (PA)
Petri
Pickering
Pitts
Platts
Poe
Pombo
Pomeroy
Porter
Price (GA)
Price (NC)
Pryce (OH)
Putnam
Radanovich
Rahall
Ramstad
Rangel
Regula
Rehberg
Reichert
Renzi
Reyes
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Ros-Lehtinen
Ross
Rothman
Roybal-Allard
Royce
Ruppersberger
Rush
Ryan (OH)
Ryan (WI)
Ryun (KS)
Sabo
Salazar
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Saxton
Schiff
Schmidt
Schwartz (PA)
Schwarz (MI)
Scott (GA)
Sensenbrenner
Sessions
Shadegg
Shaw
Shays
Sherman
Sherwood
Shimkus
Shuster
Simmons
Simpson
Skelton
Slaughter
Smith (NJ)
Smith (TX)
Smith (WA)
Snyder
Sodrel
Solis
Souder
Spratt
Stearns
Strickland
Stupak
Sullivan
Sweeney
Tancredo
Tanner
Tauscher
Taylor (MS)
Taylor (NC)
Terry
Thomas
Thompson (CA)
Thompson (MS)
Thornberry
Tiahrt
Tiberi
Tierney
Towns
Turner
Udall (CO)
Udall (NM)
Upton
Van Hollen
Velázquez
Visclosky
Walden (OR)
Walsh
Wamp
Wasserman Schultz
Waters
Watt
Waxman
Weiner
Weldon (FL)
Weldon (PA)
Weller
Westmoreland
Whitfield
Wicker
Wilson (NM)
Wilson (SC)
Wolf
Wu
Wynn
Young (AK)
Young (FL)

NAYS—15

Conyers
Grijalva
Hinchey
Honda
Kucinich
Lee
Lofgren, Zoe
McDermott
Payne
Schakowsky
Scott (VA)
Serrano
Stark
Watson
Woolsey

NOT VOTING—7

Capito
Davis, Jo Ann
Deal (GA)
Evans
Istook
McKinney
Wexler

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill, as amended, was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill, as amended, was passed was,

by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

¶75.19 H. RES. 947—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mr. KLINE, pursuant to clause 8, rule XX, announced the further unfinished business to be the question on agreeing to the resolution (H. Res. 947) providing for consideration of the bill (H.R. 5682) to exempt from certain requirements of the Atomic Energy Act of 1954 a proposed nuclear agreement for cooperation with India.

The question being put,

Will the House agree to said resolution?

The vote was taken by electronic device.

It was decided in the affirmative ..... { Yeas ..... 311 / Nays 112

¶75.20 [Roll No. 406]

YEAS—311

Ackerman
Aderholt
Akin
Alexander
Baca
Bachus
Baker
Barrett (SC)
Bartlett (MD)
Barton (TX)
Bass
Bean
Beauprez
Berkley
Biggert
Bilbray
Bilirakis
Bishop (NY)
Bishop (UT)
Blackburn
Blunt
Boehlert
Boehner
Bonilla
Bonner
Bono
Boozman
Boren
Boswell
Boucher
Boustany
Boyd
Bradley (NH)
Brady (TX)
Brown (OH)
Brown (SC)
Brown-Waite, Ginny
Burgess
Burton (IN)
Butterfield
Buyer
Calvert
Camp (MI)
Campbell (CA)
Cannon
Cantor
Cardoza
Carnahan
Carson
Carter
Castle
Chabot
Chandler
Chocola
Clay
Coble
Cole (OK)
Conaway
Costa
Cramer
Crenshaw
Crowley
Cubin
Cuellar
Culberson
Davis (AL)
Davis (CA)
Davis (FL)
Davis (IL)
Davis (KY)
Davis (TN)
Davis, Tom
DeLauro
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Dicks
Doolittle
Drake
Dreier
Duncan
Edwards
Ehlers
Emanuel
Emerson
Engel
English (PA)
Eshoo
Everett
Feeney
Ferguson
Filner
Fitzpatrick (PA)
Flake
Foley
Forbes
Fortenberry
Fossella
Foxx
Franks (AZ)
Frelinghuysen
Gallegly
Garrett (NJ)
Gerlach
Gibbons
Gilchrest
Gillmor
Gingrey
Gohmert
Gonzalez
Goode
Goodlatte
Gordon
Granger
Graves
Green (WI)
Gutierrez
Gutknecht
Hall
Harris
Hart
Hastings (WA)
Hayes
Hayworth
Hefley
Hensarling
Herger
Herseth
Higgins
Hinojosa
Hobson
Hoekstra
Holden
Hooley
Hostettler
Hoyer
Hulshof
Hunter
Hyde
Inglis (SC)
Inslee
Israel
Issa
Jackson (IL)
Jackson-Lee (TX)
Jenkins
Jindal
Johnson (CT)
Johnson (IL)
Johnson, Sam
Jones (NC)
Jones (OH)
Keller
Kelly
Kennedy (MN)
Kildee
Kilpatrick (MI)
Kind
King (IA)
King (NY)
Kingston
Kirk
Kline
Knollenberg
Kolbe
Kuhl (NY)
LaHood
Lantos
Larsen (WA)
Latham
LaTourette
Leach
Levin
Lewis (CA)
Lewis (GA)
Lewis (KY)
Linder
LoBiondo
Lucas
Lungren, Daniel E.
Mack
Maloney
Manzullo
Marchant
Marshall
Matheson
McCarthy
McCaul (TX)
McCollum (MN)
McCotter
McCrery
McHenry
McHugh
McIntyre
McKeon
McMorris
Meek (FL)
Meeks (NY)
Melancon
Mica
Miller (FL)
Miller (MI)
Miller, Gary
Moore (KS)
Moran (KS)
Moran (VA)
Murphy
Murtha
Musgrave
Myrick
Neugebauer
Ney
Northup
Norwood
Nunes
Nussle
Ortiz
Osborne
Otter
Oxley
Pallone
Paul
Pearce
Pelosi
Pence
Peterson (PA)
Petri
Pickering
Pitts
Platts
Poe
Pombo
Pomeroy
Porter
Price (GA)
Pryce (OH)
Putnam
Radanovich
Ramstad
Rangel
Regula
Rehberg
Reichert
Renzi
Reyes
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Ros-Lehtinen
Ross
Roybal-Allard
Royce
Ruppersberger
Rush
Ryan (WI)
Ryun (KS)
Salazar
Schakowsky
Schiff
Schmidt
Schwarz (MI)
Scott (GA)
Scott (VA)
Sensenbrenner
Sessions
Shadegg
Shaw
Shays
Sherman
Sherwood
Shimkus
Shuster
Simmons
Simpson
Smith (NJ)
Smith (TX)
Smith (WA)
Sodrel
Souder
Stearns
Strickland
Sullivan
Sweeney
Tancredo
Tanner
Taylor (NC)
Terry
Thomas
Thornberry
Tiahrt
Tiberi
Turner
Visclosky
Walden (OR)
Walsh
Wamp
Wasserman Schultz
Waters
Weldon (FL)
Weldon (PA)
Weller
Westmoreland
Whitfield
Wicker
Wilson (NM)
Wilson (SC)
Wolf
Young (AK)
Young (FL)

NAYS—112

Abercrombie
Allen
Andrews
Baird
Baldwin
Barrow
Becerra
Berman
Berry
Bishop (GA)
Blumenauer
Brady (PA)
Brown, Corrine
Capps
Capuano
Cardin
Case
Cleaver
Clyburn
Conyers
Cooper
Costello
Cummings
DeFazio
DeGette
Delahunt
Dingell
Doggett
Doyle
Etheridge
Farr
Fattah
Ford
Frank (MA)
Green, Al
Grijalva
Harman
Hastings (FL)
Hinchey
Holt
Honda
Jefferson
Johnson, E. B.
Kanjorski
Kaptur
Kennedy (RI)
Kucinich
Langevin
Larson (CT)
Lee
Lipinski
Lofgren, Zoe
Lowey
Lynch
Markey
Matsui
McDermott
McGovern
McNulty
Meehan
Michaud
Millender-McDonald
Miller (NC)
Miller, George
Mollohan
Moore (WI)
Nadler
Napolitano
Neal (MA)
Oberstar
Obey
Olver
Owens
Pascrell
Pastor
Payne
Peterson (MN)
Price (NC)
Rahall
Rothman
Ryan (OH)
Sabo
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Schwartz (PA)
Serrano
Skelton
Slaughter
Snyder
Solis
Spratt
Stark
Stupak
Tauscher
Taylor (MS)
Thompson (CA)
Thompson (MS)
Tierney
Towns
Udall (CO)
Udall (NM)
Upton
Van Hollen
Velázquez
Watson
Watt
Waxman
Weiner
Woolsey
Wu
Wynn

NOT VOTING—9

Capito
Davis, Jo Ann
Deal (GA)
Evans
Green, Gene
Istook
McKinney
Saxton
Wexler

So the resolution was agreed to.

A motion to reconsider the vote whereby said resolution was agreed to was, by unanimous consent, laid on the table.

¶75.21 ENROLLMENT CORRECTION TO S. 203

Mr. PEARCE moved to suspend the rules and agree to the following concurrent resolution (H. Con. Res. 456):

Resolved by the House of Representatives (the Senate concurring), That in the enrollment of the bill, S. 203, the Secretary of the Senate shall make the following correction: After section 702 insert the following new section (and amend the table of contents accordingly):

SEC. 703. NEW JERSEY COASTAL HERITAGE TRAIL ROUTE.

(a) AUTHORIZATION OF APPROPRIATIONS.—Public Law 100–515 (16 U.S.C. 1244 note) is amended by striking section 6 and inserting the following:

"SEC. 6. AUTHORIZATION OF APPROPRIATIONS.

''(a) IN GENERAL.—There are authorized to be appropriated to the Secretary such sums as are necessary to carry out this Act.

''(b) USE OF FUNDS.—

''(1) IN GENERAL.—Amounts made available under subsection (a) shall be used only for—

''(A) technical assistance; and

''(B) the design and fabrication of interpretative materials, devices, and signs.

''(2) LIMITATIONS.—No funds made available under subsection (a) shall be used for—

''(A) operation, repair, or construction costs, except for the costs of constructing interpretative exhibits; or

''(B) operation, maintenance, or repair costs for any road or related structure.

''(3) COST-SHARING REQUIREMENT.—

''(A) FEDERAL SHARE.—The Federal share of any project carried out with amounts made available under subsection (a)—

''(i) may not exceed 50 percent of the total project costs; and

''(ii) shall be provided on a matching basis.

''(B) FORM OF NON-FEDERAL SHARE.—The non-Federal share of carrying out a project with amounts made available under subsection (a) may be in the form of cash, materials, or in-kind services, the value of which shall be determined by the Secretary.

''(c) TERMINATION OF AUTHORITY.—The authorities provided to the Secretary under this Act shall terminate on September 30, 2007.''.

(b) STRATEGIC PLAN.—

(1) IN GENERAL.—Not later than 3 years after the date on which funds are made available, the Secretary of the Interior shall prepare a strategic plan for the New Jersey Coastal Heritage Trail Route.

(2) CONTENTS.—The strategic plan shall describe—

(A) opportunities to increase participation by national and local private and public interests in the planning, development, and administration of the New Jersey Coastal Heritage Trail Route; and

(B) organizational options for sustaining the New Jersey Coastal Heritage Trail Route.

The SPEAKER pro tempore, Mr. KLINE, recognized Mr. PEARCE and Mr. PALLONE, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and agree to said concurrent resolution?

The SPEAKER pro tempore, Mr. KLINE, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said concurrent resolution was agreed to.

A motion to reconsider the vote whereby the rules were suspended and said concurrent resolution was agreed to was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said concurrent resolution.

¶75.22 FURTHER MESSAGE FROM THE SENATE

A further message from the Senate by Ms. Curtis, one of its clerks, announced that the Senate has passed without amendment a joint resolution of the House of the following title:

H.J. Res. 86. A joint resolution approving the renewal of import restrictions contained in the Burmese Freedom and Democracy Act of 2003, and for other purposes.

The message also announced that the Senate has passed a bill of the following title in which the concurrence of the House is requested:

S. 3549. An Act to amend the Defense Production Act of 1950, to strengthen Government review and oversight of foreign investment in the United States, to provide for enhanced Congressional oversight with respect thereto, and for other purposes.

¶75.23 TEMPORARY ASSISTANCE FOR UNITED STATES CITIZENS

On motion of Mr. HERGER, by unanimous consent, the bill (H.R. 5865) to amend section 1113 of the Social Security Act to temporarily increase funding for the program of temporary assistance for United States citizens returned from foreign countries, and for other purposes; together with the following amendment of the Senate thereto, was taken from the Speaker's table:

Strike out all after the enacting clause and insert:

SECTION 1. PAYMENTS FOR TEMPORARY ASSISTANCE TO UNITED STATES CITIZENS RETURNED FROM FOREIGN COUNTRIES.

(a) INCREASE IN AGGREGATE PAYMENTS LIMIT FOR FISCAL YEAR 2006.—Section 1113(d) of the Social Security Act (42 U.S.C. 1313(d)) is amended by inserting '', except that, in the case of fiscal year 2006, the total amount of such assistance provided during that fiscal year shall not exceed $6,000,000'' after ''2003''.

SEC. 2. DISCLOSURE OF INFORMATION IN THE DIRECTORY OF NEW HIRES TO ASSIST ADMINISTRATION OF FOOD STAMP PROGRAMS.

Section 453(j) of the Social Security Act (42 U.S.C. 653(j)) is amended—

(1) by redesignating the second paragraph (7) as paragraph (9); and

(2) by adding at the end the following new paragraph

''(10) INFORMATION COMPARISONS AND DISCLOSURE TO ASSIST IN ADMINISTRATION OF FOOD STAMP PROGRAMS.—

''(A) IN GENERAL.—If, for purposes of administering a food stamp program under the Food Stamp Act of 1977, a State agency responsible for the administration of the program transmits to the Secretary the names and social security account numbers of individuals, the Secretary shall disclose to the State agency information on the individuals and their employers maintained in the National Directory of New Hires, subject to this paragraph.

''(B) CONDITION ON DISCLOSURE BY THE SECRETARY.—The Secretary shall make a disclosure under subparagraph (A) only to the extent that the Secretary determines that the disclosure would not interfere with the effective operation of the program under this part.

''(C) USE AND DISCLOSURE OF INFORMATION BY STATE AGENCIES.—

''(i) IN GENERAL.—A State agency may not use or disclose information provided under this paragraph except for purposes of administering a program referred to in subparagraph (A).

''(ii) INFORMATION SECURITY.—The State agency shall have in effect data security and control policies that the Secretary finds adequate to ensure the security of information obtained under this paragraph and to ensure that access to such information is restricted to authorized persons for purposes of authorized uses and disclosures.

''(iii) PENALTY FOR MISUSE OF INFORMATION.—An officer or employee of the State agency who fails to comply with this subparagraph shall be subject to the sanctions under subsection (l)(2) to the same extent as if the officer or employee were an officer or employee of the United States.

''(D) PROCEDURAL REQUIREMENTS.—State agencies requesting information under this paragraph shall adhere to uniform procedures established by the Secretary governing information requests and data matching under this paragraph.

''(E) REIMBURSEMENT OF COSTS.—The State agency shall reimburse the Secretary, in accordance with subsection (k)(3), for the costs incurred by the Secretary in furnishing the information requested under this paragraph.''.

On motion of Mr. HERGER, said amendment of the Senate was agreed to.

A motion to reconsider the vote whereby said amendment of the Senate was agreed to was, by unanimous consent, laid on the table.

Ordered, That the Clerk notify the Senate thereof.

¶75.24 UNITED STATES AND INDIA NUCLEAR COOPERATION PROMOTION

The SPEAKER pro tempore, Mr. KLINE, pursuant to House Resolution 947 and rule XVIII, declared the House resolved into the Committee of the Whole House on the state of the Union for the consideration of the bill (H.R. 5682) to exempt from certain requirements of the Atomic Energy Act of 1954 a proposed nuclear agreement for cooperation with India.

The SPEAKER pro tempore, Mr. KLINE, by unanimous consent, designated Mr. DUNCAN as Chairman of the Committee of the Whole; and after some time spent therein,

¶75.25 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment numbered 2, printed in part B of House Report 109-599, submitted by Mr. STEARNS:

In section 2(6)(D), strike ''and'' after the semicolon.

In section 2(7)(B), strike the period at the end and insert ''; and''.

In section 2, add at the end the following new paragraph:

(8) the United States Government, pursuant to the restrictions in this Act, shall not participate in, or contribute to, the manufacture or acquisition of nuclear weapons or nuclear explosive devices.

It was decided in the affirmative { Yeas ..... 414 / Nays ..... 0 }

¶75.26 [Roll No. 407]

AYES—414

Abercrombie
Ackerman
Aderholt
Akin
Alexander
Allen
Andrews
Baca
Bachus
Baird
Baker
Baldwin
Barrett (SC)
Barrow
Bartlett (MD)
Barton (TX)
Bass
Bean
Beauprez
Becerra
Berkley
Berman
Berry
Biggert
Bilbray
Bilirakis
Bishop (GA)
Bishop (NY)
Bishop (UT)
Blackburn
Blumenauer
Blunt
Boehlert
Boehner
Bonilla
Bonner
Bono
Boozman
Boren
Boswell
Boucher
Boyd
Bradley (NH)
Brady (PA)
Brady (TX)
Brown (OH)
Brown (SC)
Brown, Corrine
Brown-Waite, Ginny
Burgess
Burton (IN)
Butterfield
Buyer
Calvert
Camp (MI)
Campbell (CA)
Cannon
Cantor
Capito
Capps
Capuano
Cardin
Cardoza
Carnahan
Carson
Carter
Case
Castle
Chabot
Chandler
Chocola
Clay
Cleaver
Clyburn
Coble
Cole (OK)
Conaway
Conyers
Cooper
Costa
Costello
Cramer
Crenshaw
Crowley
Cubin
Cuellar
Culberson
Cummings
Davis (AL)
Davis (CA)
Davis (FL)
Davis (IL)
Davis (KY)
Davis (TN)
Davis, Tom
DeFazio
DeGette
Delahunt
DeLauro
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Dicks
Dingell
Doggett
Doolittle
Doyle
Drake
Dreier
Duncan
Edwards
Ehlers
Emanuel
Emerson
Engel
English (PA)
Eshoo
Etheridge
Everett
Farr
Fattah
Feeney
Ferguson
Filner
Fitzpatrick (PA)
Flake
Foley
Forbes
Fortenberry
Fossella
Foxx
Frank (MA)
Franks (AZ)
Frelinghuysen
Gallegly
Garrett (NJ)
Gerlach
Gibbons
Gilchrest
Gillmor
Gingrey
Gohmert
Goode
Goodlatte
Gordon
Granger
Graves
Green (WI)
Green, Al
Green, Gene
Grijalva
Gutierrez
Gutknecht
Hall
Harman
Harris
Hart
Hastings (FL)
Hastings (WA)
Hayes
Hayworth
Hefley
Hensarling
Herger
Herseth
Higgins
Hinchey
Hinojosa
Hobson
Hoekstra
Holden
Holt
Honda
Hooley
Hostettler
Hoyer
Hulshof
Hunter
Hyde
Inglis (SC)
Inslee
Israel
Issa
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Jenkins
Jindal
Johnson (CT)
Johnson (IL)
Johnson, E. B.
Johnson, Sam
Jones (NC)
Kanjorski
Kaptur
Keller
Kennedy (MN)
Kennedy (RI)
Kildee
Kilpatrick (MI)
Kind
King (IA)
King (NY)
Kingston
Kirk
Kline
Knollenberg
Kolbe
Kucinich
Kuhl (NY)
LaHood
Langevin
Lantos
Larsen (WA)
Larson (CT)
Latham
LaTourette
Leach
Lee
Levin
Lewis (CA)
Lewis (GA)
Lewis (KY)
Linder
Lipinski
LoBiondo
Lofgren, Zoe
Lowey
Lucas
Lungren, Daniel E.
Lynch
Mack
Maloney
Manzullo
Marchant
Markey
Marshall
Matheson
Matsui
McCarthy
McCaul (TX)
McCollum (MN)
McCotter
McCrery
McDermott
McGovern
McHugh
McIntyre
McKeon
McMorris
McNulty
Meehan
Meek (FL)
Meeks (NY)
Melancon
Mica
Michaud
Millender-McDonald
Miller (MI)
Miller (NC)
Miller, Gary
Miller, George
Mollohan
Moore (KS)
Moore (WI)
Moran (KS)
Moran (VA)
Murtha
Musgrave
Myrick
Nadler
Napolitano
Neal (MA)
Neugebauer
Ney
Northup
Norwood
Nunes
Oberstar
Obey
Ortiz
Osborne
Otter
Owens
Oxley
Pallone
Pascrell
Pastor
Paul
Payne
Pearce
Pelosi
Pence
Peterson (MN)
Peterson (PA)
Petri
Pickering
Pitts
Platts
Poe
Pombo
Pomeroy
Porter
Price (GA)
Price (NC)
Putnam
Radanovich
Rahall
Ramstad
Rangel
Regula
Rehberg
Reichert
Renzi
Reyes
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Ros-Lehtinen
Ross
Rothman

Roybal-Allard
Royce
Ruppersberger
Rush
Ryan (OH)
Ryan (WI)
Ryun (KS)
Sabo
Salazar
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Saxton
Schakowsky
Schiff
Schmidt
Schwartz (PA)
Schwarz (MI)
Scott (GA)
Scott (VA)
Sensenbrenner
Serrano
Sessions
Shadegg
Shaw
Shays
Sherman
Sherwood
Shimkus
Shuster
Simmons
Simpson
Skelton
Slaughter
Smith (NJ)
Smith (TX)
Smith (WA)
Snyder
Sodrel
Solis
Souder
Spratt
Stark
Stearns
Strickland
Stupak
Sullivan
Tancredo
Tanner
Tauscher
Taylor (MS)
Taylor (NC)
Terry
Thomas
Thompson (CA)
Thompson (MS)
Thornberry
Tiahrt
Tiberi
Tierney
Towns
Turner
Udall (CO)
Udall (NM)
Upton
Van Hollen
Velázquez
Visclosky
Walden (OR)
Walsh
Wamp
Wasserman Schultz
Waters
Watson
Watt
Waxman
Weiner
Weldon (FL)
Weldon (PA)
Weller
Westmoreland
Whitfield
Wicker
Wilson (NM)
Wilson (SC)
Wolf
Woolsey
Wu
Wynn
Young (AK)
Young (FL)

NOT VOTING—18

Boustany
Davis, Jo Ann
Deal (GA)
Evans
Ford
Gonzalez
Istook
Jones (OH)
Kelly
McHenry
McKinney
Miller (FL)
Murphy
Nussle
Olver
Pryce (OH)
Sweeney
Wexler

So the amendment was agreed to.

¶75.27 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment numbered 4, printed in part B of House Report 109-599, submitted by Mr. SHERMAN:

In section 4(b), add at the end the following new paragraph:

(8) The amount of domestic uranium used in India's military program during a 12-month period ending on the date of the determination is equal to or less than the amount of domestic uranium used in India's military program during the 12-month period ending on July 18, 2005.

In section 4, insert after subsection (o) the following new subsection (and redesignate subsequent subsections accordingly):

(p) ANNUAL CERTIFICATION; TERMINATION OF COOPERATION.—Nuclear cooperation with India shall be terminated unless one year after making the determination described in subsection (b)(8), and annually thereafter, the president certifies that during the previous 12-month period the amount of domestic uranium used in India's military program is equal to or less than the amount of domestic uranium used in India's military program during the 12-month period ending on July 18, 2005.

It was decided in the negative ..... { Yeas ..... 155 / Nays 268

¶75.28 [Roll No. 408]

AYES—155

Abercrombie
Allen
Baca
Baird
Baldwin
Barton (TX)
Becerra
Berman
Berry
Bishop (NY)
Blumenauer
Boucher
Brady (PA)
Brown (OH)
Brown, Corrine
Butterfield
Capps
Capuano
Cardin
Carson
Clay
Clyburn
Coble
Conyers
Costello
Cummings
Davis (CA)
DeFazio
DeGette
Delahunt
DeLauro
Dicks
Dingell
Doggett
Eshoo
Etheridge
Farr
Fattah
Filner
Fitzpatrick (PA)
Fortenberry
Garrett (NJ)
Gerlach
Gilchrest
Gohmert
Goode
Green, Al
Grijalva
Gutierrez
Harman
Hefley
Hinchey
Holden
Holt
Honda
Hooley
Hostettler
Hoyer
Jefferson
Johnson, E. B.
Jones (NC)
Jones (OH)
Kanjorski
Kaptur
Kennedy (RI)
Kildee
Kilpatrick (MI)
Kind
Kucinich
Langevin
Larsen (WA)
Larson (CT)
Leach
Lee
Lewis (GA)
LoBiondo
Lofgren, Zoe
Lowey
Lynch
Maloney
Markey
Marshall
Matsui
McCarthy
McCollum (MN)
McDermott
McGovern
McIntyre
McNulty
Meehan
Michaud
Millender-McDonald
Miller, George
Moore (KS)
Moore (WI)
Moran (KS)
Murtha
Nadler
Napolitano
Neal (MA)
Oberstar
Obey
Olver
Otter
Owens
Pascrell
Pastor
Paul
Payne
Pelosi
Peterson (MN)
Petri
Pitts
Platts
Pomeroy
Price (NC)
Ramstad
Ross
Rothman
Ryan (OH)
Sabo
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Saxton
Schakowsky
Schiff
Schwartz (PA)
Scott (GA)
Serrano
Sherman
Slaughter
Smith (NJ)
Solis
Spratt
Stark
Stupak
Tauscher
Taylor (MS)
Thompson (CA)
Tierney
Udall (CO)
Udall (NM)
Upton
Van Hollen
Velázquez
Visclosky
Waters
Watson
Watt
Waxman
Weiner
Weldon (PA)
Woolsey
Wu

NOES—268

Ackerman
Aderholt
Akin
Alexander
Andrews
Bachus
Baker
Barrett (SC)
Barrow
Bartlett (MD)
Bass
Bean
Beauprez
Berkley
Biggert
Bilbray
Bilirakis
Bishop (GA)
Bishop (UT)
Blackburn
Blunt
Boehlert
Boehner
Bonilla
Bonner
Bono
Boozman
Boren
Boswell
Boustany
Boyd
Bradley (NH)
Brady (TX)
Brown (SC)
Brown-Waite, Ginny
Burgess
Burton (IN)
Buyer
Calvert
Camp (MI)
Campbell (CA)
Cannon
Cantor
Capito
Cardoza
Carnahan
Carter
Case
Castle
Chabot
Chandler
Chocola
Cleaver
Cole (OK)
Conaway
Cooper
Costa
Cramer
Crenshaw
Crowley
Cubin
Cuellar
Culberson
Davis (AL)
Davis (FL)
Davis (IL)
Davis (KY)
Davis (TN)
Davis, Tom
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Doolittle
Doyle
Drake
Dreier
Duncan
Edwards
Ehlers
Emanuel
Emerson
Engel
English (PA)
Everett
Feeney
Ferguson
Flake
Foley
Forbes
Fossella
Foxx
Frank (MA)
Franks (AZ)
Frelinghuysen
Gallegly
Gibbons
Gillmor
Gingrey
Goodlatte
Gordon
Granger
Graves
Green (WI)
Green, Gene
Gutknecht
Hall
Harris
Hart
Hastings (FL)
Hastings (WA)
Hayes
Hayworth
Hensarling
Herger
Herseth
Higgins
Hinojosa
Hobson
Hoekstra
Hulshof
Hunter
Hyde
Inglis (SC)
Inslee
Israel
Issa
Jackson (IL)
Jackson-Lee (TX)
Jenkins
Jindal
Johnson (CT)
Johnson (IL)
Johnson, Sam
Keller
Kelly
Kennedy (MN)
King (IA)
King (NY)
Kingston
Kirk
Kline
Knollenberg
Kolbe
Kuhl (NY)
LaHood
Lantos
Latham
LaTourette
Levin
Lewis (CA)
Lewis (KY)
Linder
Lipinski
Lucas
Lungren, Daniel E.
Mack
Manzullo
Marchant
Matheson
McCaul (TX)
McCotter
McCrery
McHenry
McHugh
McKeon
McMorris
Meek (FL)
Meeks (NY)
Melancon
Mica
Miller (FL)
Miller (MI)
Miller (NC)
Miller, Gary
Mollohan
Moran (VA)
Murphy
Musgrave
Myrick
Neugebauer
Ney
Northup
Norwood
Nunes
Ortiz
Osborne
Oxley
Pallone
Pearce
Pence
Peterson (PA)
Pickering
Poe
Pombo
Porter
Price (GA)
Pryce (OH)
Putnam
Radanovich
Rahall
Rangel
Regula
Rehberg
Reichert
Renzi
Reyes
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Ros-Lehtinen
Roybal-Allard
Royce
Ruppersberger
Rush
Ryan (WI)
Ryun (KS)
Salazar
Schmidt
Schwarz (MI)
Scott (VA)
Sensenbrenner
Sessions
Shadegg
Shaw
Shays
Sherwood
Shimkus
Shuster
Simmons
Simpson
Skelton
Smith (TX)
Smith (WA)
Snyder
Sodrel
Souder
Stearns
Strickland
Sullivan
Sweeney
Tancredo
Tanner
Taylor (NC)
Terry
Thomas
Thompson (MS)
Thornberry
Tiahrt
Tiberi
Towns
Turner
Walden (OR)
Walsh
Wamp
Wasserman Schultz
Weldon (FL)
Weller
Westmoreland
Whitfield
Wicker
Wilson (NM)
Wilson (SC)
Wolf
Wynn
Young (AK)
Young (FL)

NOT VOTING—9

Davis, Jo Ann
Deal (GA)
Evans
Ford
Gonzalez
Istook
McKinney
Nussle
Wexler

So the amendment was not agreed to.

¶75.29 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment numbered 5, printed in part B of House Report 109-599, submitted by Mr. BERMAN:

In section 4(d), add at the end the following new paragraph:

(5) LIMITATION ON NUCLEAR TRANSFERS TO INDIA.—Notwithstanding any other provision of law, and notwithstanding the entry into force of an agreement for nuclear cooperation with India pursuant to section 123 of the Atomic Energy Act of 1954 (42 U.S.C. 2153) and approved pursuant to this Act, nuclear transfers to India shall not include source material and special nuclear material (as defined in section 11 of such Act (42 U.S.C. 2014)) unless the President determines that India—

(A) is adhering to a unilateral moratorium on the production of fissile material for nuclear weapons;

(B) is adhering to a multilateral moratorium on the production of fissile material for nuclear weapons; or

(C) has signed and is adhering to a multilateral treaty prohibiting the production of fissile material for nuclear weapons.

It was decided in the negative ..... { Yeas ..... 184 / Nays 241

¶75.30 [Roll No. 409]

AYES—184

Abercrombie
Allen
Andrews
Baca
Baird
Baldwin
Barton (TX)
Becerra
Berman
Berry
Bishop (NY)
Blumenauer
Boehlert
Boucher
Boyd
Brady (PA)
Brown (OH)
Brown-Waite, Ginny
Butterfield
Capps
Capuano
Cardin
Cardoza
Carson
Case
Chandler
Clay
Cleaver
Clyburn
Coble
Conyers
Cooper
Costa
Costello
Cummings
Davis (CA)
Davis, Tom
DeFazio
DeGette
Delahunt
DeLauro
Dent
Dicks
Dingell
Doggett
Doyle
Edwards
Emerson
Eshoo
Etheridge

Farr
Fattah
Filner
Fitzpatrick (PA)
Fortenberry
Frank (MA)
Garrett (NJ)
Gerlach
Gilchrest
Gohmert
Gonzalez
Goode
Green, Al
Green, Gene
Grijalva
Harman
Hefley
Herseth
Hinchey
Hinojosa
Hobson
Holden
Holt
Honda
Hooley
Hostettler
Hoyer
Inslee
Jefferson
Johnson, E. B.
Jones (NC)
Jones (OH)
Kanjorski
Kaptur
Kennedy (RI)
Kildee
Kilpatrick (MI)
Kind
Kucinich
Langevin
Larsen (WA)
Larson (CT)
Leach
Lee
Lewis (CA)
Lewis (GA)
Lofgren, Zoe
Lowey
Lynch
Maloney
Markey
Marshall
Matsui
McCarthy
McCollum (MN)
McDermott
McGovern
McIntyre
McNulty
Meehan
Michaud
Millender-McDonald
Miller, George
Moore (KS)
Moore (WI)
Moran (KS)
Moran (VA)
Murtha
Nadler
Napolitano
Neal (MA)
Nunes
Oberstar
Obey
Olver
Otter
Owens
Pascrell
Pastor
Paul
Payne
Pelosi
Peterson (MN)
Petri
Pitts
Platts
Price (NC)
Ramstad
Ross
Rothman
Ryan (OH)
Sabo
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Schakowsky
Schiff
Schwartz (PA)
Schwarz (MI)
Scott (GA)
Serrano
Sherman
Sherwood
Skelton
Slaughter
Smith (NJ)
Snyder
Solis
Souder
Spratt
Stark
Stearns
Stupak
Tauscher
Taylor (MS)
Taylor (NC)
Thompson (CA)
Tierney
Towns
Udall (CO)
Udall (NM)
Upton
Van Hollen
Velázquez
Visclosky
Waters
Watson
Watt
Waxman
Weiner
Weldon (PA)
Wolf
Woolsey
Wu

NOES—241

Ackerman
Aderholt
Akin
Alexander
Bachus
Baker
Barrett (SC)
Barrow
Bartlett (MD)
Bass
Bean
Beauprez
Berkley
Biggert
Bilbray
Bilirakis
Bishop (GA)
Bishop (UT)
Blackburn
Blunt
Boehner
Bonilla
Bonner
Bono
Boozman
Boren
Boswell
Boustany
Bradley (NH)
Brady (TX)
Brown (SC)
Brown, Corrine
Burgess
Burton (IN)
Buyer
Calvert
Camp (MI)
Campbell (CA)
Cannon
Cantor
Capito
Carnahan
Carter
Castle
Chabot
Chocola
Cole (OK)
Conaway
Cramer
Crenshaw
Crowley
Cubin
Cuellar
Culberson
Davis (AL)
Davis (FL)
Davis (IL)
Davis (KY)
Davis (TN)
Diaz-Balart, L.
Diaz-Balart, M.
Doolittle
Drake
Dreier
Duncan
Ehlers
Emanuel
Engel
English (PA)
Everett
Feeney
Ferguson
Flake
Foley
Forbes
Ford
Fossella
Foxx
Franks (AZ)
Frelinghuysen
Gallegly
Gibbons
Gillmor
Gingrey
Goodlatte
Gordon
Granger
Graves
Green (WI)
Gutierrez
Gutknecht
Hall
Harris
Hart
Hastings (FL)
Hastings (WA)
Hayes
Hayworth
Hensarling
Herger
Higgins
Hoekstra
Hulshof
Hunter
Hyde
Inglis (SC)
Israel
Issa
Jackson (IL)
Jackson-Lee (TX)
Jenkins
Jindal
Johnson (CT)
Johnson (IL)
Johnson, Sam
Keller
Kelly
Kennedy (MN)
King (IA)
King (NY)
Kingston
Kirk
Kline
Knollenberg
Kolbe
Kuhl (NY)
LaHood
Lantos
Latham
LaTourette
Levin
Lewis (KY)
Linder
Lipinski
LoBiondo
Lucas
Lungren, Daniel E.
Mack
Manzullo
Marchant
Matheson
McCaul (TX)
McCotter
McCrery
McHenry
McHugh
McKeon
McMorris
Meek (FL)
Meeks (NY)
Melancon
Mica
Miller (FL)
Miller (MI)
Miller (NC)
Miller, Gary
Mollohan
Murphy
Musgrave
Myrick
Neugebauer
Ney
Northup
Norwood
Ortiz
Osborne
Oxley
Pallone
Pearce
Pence
Peterson (PA)
Pickering
Poe
Pombo
Pomeroy
Porter
Price (GA)
Pryce (OH)
Putnam
Radanovich
Rahall
Rangel
Regula
Rehberg
Reichert
Renzi
Reyes
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Ros-Lehtinen
Roybal-Allard
Royce
Ruppersberger
Rush
Ryan (WI)
Ryun (KS)
Salazar
Saxton
Schmidt
Scott (VA)
Sensenbrenner
Sessions
Shadegg
Shaw
Shays
Shimkus
Shuster
Simmons
Simpson
Smith (TX)
Smith (WA)
Sodrel
Strickland
Sullivan
Sweeney
Tancredo
Tanner
Terry
Thomas
Thompson (MS)
Thornberry
Tiahrt
Tiberi
Turner
Walden (OR)
Walsh
Wamp
Wasserman Schultz
Weldon (FL)
Weller
Westmoreland
Whitfield
Wicker
Wilson (NM)
Wilson (SC)
Wynn
Young (AK)
Young (FL)

NOT VOTING—7

Davis, Jo Ann
Deal (GA)
Evans
Istook
McKinney
Nussle
Wexler

So the amendment was not agreed to.

The SPEAKER pro tempore, Mr. BISHOP of Utah, assumed the Chair.

When Mr. GUTKNECHT, Acting Chairman, pursuant to House Resolution 947, reported the bill, as amended, and modified, back to the House with further sundry amendments adopted by the Committee.

The previous question having been ordered by said resolution.

Pursuant to House Resolution 947, the following amendment in the nature of a substitute recommended by the Committee on International Relations, as modified by the amendment printed in Part A of House Report 109-599, was considered as agreed to:

SECTION 1. SHORT TITLE.

This Act may be cited as the ''United States and India Nuclear Cooperation Promotion Act of 2006''.

SEC. 2. SENSE OF CONGRESS.

It is the sense of Congress that—

(1) preventing the proliferation of nuclear weapons, other weapons of mass destruction, the means to produce them, and the means to deliver them are critical objectives for United States foreign policy;

(2) sustaining the NPT and strengthening its implementation, particularly its verification and compliance, is the keystone of United States nonproliferation policy;

(3) the NPT has been a significant success in preventing the acquisition of nuclear weapons capabilities and maintaining a stable international security situation;

(4) countries that have never become a party to the NPT and remain outside that treaty's legal regime pose a potential challenge to the achievement of the overall goals of global nonproliferation, because those countries have not undertaken the NPT's international obligation to prohibit the spread of dangerous nuclear technologies;

(5) it is in the interest of the United States to the fullest extent possible to ensure that those countries that are not NPT members are responsible with any nuclear technology they develop;

(6) it may be in the interest of the United States to enter into an agreement for nuclear cooperation as set forth in section 123 of the Atomic Energy Act of 1954 (42 U.S.C. 2153) with a country that has never been an NPT member with respect to civilian nuclear technology if—

(A) the country has demonstrated responsible behavior with respect to the nonproliferation of technology related to weapons of mass destruction programs and the means to deliver them;

(B) the country has a functioning and uninterrupted democratic system of government, has a foreign policy that is congruent to that of the United States, and is working with the United States in key foreign policy initiatives related to non-proliferation;

(C) such cooperation induces the country to implement the highest possible protections against the proliferation of technology related to weapons of mass destruction programs and the means to deliver them, and to refrain from actions that would further the development of its nuclear weapons program; and

(D) such cooperation will induce the country to give greater political and material support to the achievement of United States global and regional nonproliferation objectives, especially with respect to dissuading, isolating, and, if necessary, sanctioning and containing states that sponsor terrorism and terrorist groups, that are seeking to acquire a nuclear weapons capability or other weapons of mass destruction capability and the means to deliver such weapons; and

(7)(A) India meets the criteria described in this subsection; and

(B) it is in the national security interest of the United States to deepen its relationship with India across a full range of issues, including peaceful nuclear cooperation.

SEC. 3. STATEMENTS OF POLICY.

(a) IN GENERAL.—The following shall be the policies of the United States:

(1) Oppose the development of a capability to produce nuclear weapons by any non-nuclear weapon state, within or outside of the Treaty on the Non-Proliferation of Nuclear Weapons (21 UST 483; commonly referred to as the ''Nuclear Non-Proliferation Treaty'' or the ''NPT'').

(2) Encourage states party to the NPT to interpret the right to ''develop research, production and use of nuclear energy for peaceful purposes'', as described in Article IV of the NPT, as being a qualified right that is conditioned by the overall purpose of the NPT to prevent the spread of nuclear weapons and nuclear weapons capability, including by refraining from all nuclear cooperation with any state party that has not demonstrated that it is in full compliance with its NPT obligations, as determined by the IAEA.

(3) Strengthen the Nuclear Suppliers Group guidelines concerning consultation by members regarding violations of supplier and recipient understandings by instituting the practice of a timely and coordinated response by NSG members to all such violations, including termination of nuclear transfers to an involved recipient, that discourages individual NSG members from continuing cooperation with such recipient until such time as a consensus regarding a coordinated response has been achieved.

(b) WITH RESPECT TO SOUTH ASIA.—The following shall be the policies of the United States with respect to South Asia:

(1) Achieve a moratorium on the production of fissile material for nuclear explosive purposes by India, Pakistan, and the People's Republic of China at the earliest possible date.

(2) Achieve, at the earliest possible date, the conclusion and implementation of a treaty banning the production of fissile material for nuclear weapons to which both the United States and India become parties.

(3) Secure India's—

(A) full participation in the Proliferation Security Initiative;

(B) formal commitment to the Statement of Interdiction Principles;

(C) public announcement of its decision to conform its export control laws, regulations, and policies with the Australia Group and with the Guidelines, Procedures, Criteria, and Control Lists of the Wassennaar Arrangement;

(D) demonstration of satisfactory progress toward implementing the decision described in subparagraph (C); and

(E) ratification of or accession to the Convention on Supplementary Compensation for Nuclear Damage, done at Vienna on September 12, 1997.

(4) Secure India's full and active participation in United States efforts to dissuade, isolate, and, if necessary, sanction and contain Iran for its efforts to acquire weapons of mass destruction, including a nuclear weapons capability (including the capability to enrich or process nuclear materials), and the means to deliver weapons of mass destruction.

(5) Seek to halt the increase of nuclear weapon arsenals in South Asia, and to promote their reduction and eventual elimination.

(6) To ensure that spent fuel generated in India's civilian nuclear power reactors is not transferred to the United States except pursuant to the Congressional review procedures required under section 131 f. of the Atomic Energy Act of 1954 (42 U.S.C. 2160 f.).

(7) Pending implementation of a multilateral moratorium, encourage India not to increase its production of fissile material at unsafeguarded nuclear facilities.

SEC. 4. WAIVER AUTHORITY AND CONGRESSIONAL APPROVAL.

(a) IN GENERAL.—Notwithstanding any other provision of law, if the President makes the determination described in subsection (b), the President may—

(1) exempt a proposed agreement for nuclear cooperation with India (arranged pursuant to section 123 of the Atomic Energy Act of 1954 (42 U.S.C. 2153)) from the requirement in section 123 a.(2) of such Act, and such agreement for cooperation may only enter into force in accordance with subsection (f);

(2) waive the application of section 128 of the Atomic Energy Act of 1954 (42 U.S.C. 2157) with respect to India, provided that such waiver shall cease to be effective if the President determines that India has engaged in any activity described section 129 of such Act (42 U.S.C. 2158), other than section 129 a.(1)(D) or section 129 a.(2)(C) of such Act, at any time after the date of the enactment of this Act; and

(3) with respect to India—

(A) waive the restrictions of section 129 a.(1)(A) of the Atomic Energy Act of 1954 (42 U.S.C. 2158 a.(1)(A)) for any activity that occurred on or before July 18, 2005; and

(B) section 129 a.(1)(D) of such Act.

(b) DETERMINATION BY THE PRESIDENT.—The determination referred to in subsection (a) is a determination by the President that the following actions have occurred:

(1) India has provided the United States and the International Atomic Energy Agency with a credible plan to separate civil and military nuclear facilities, materials, and programs, and has filed a declaration regarding its civil facilities with the IAEA.

(2) India and the IAEA have concluded an agreement requiring the application of IAEA safeguards in perpetuity in accordance with IAEA standards, principles, and practices (including IAEA Board of Governors Document GOV/1621 (1973)) to India's civil nuclear facilities, materials, and programs as declared in the plan described in paragraph (1), including materials used in or produced through the use of India's civil nuclear facilities.

(3) India and the IAEA are making substantial progress toward concluding an Additional Protocol consistent with IAEA principles, practices, and policies that would apply to India's civil nuclear program.

(4) India is working actively with the United States for the early conclusion of a multilateral Fissile Material Cutoff Treaty.

(5) India is working with and supporting United States and international efforts to prevent the spread of enrichment and reprocessing technology.

(6) India is taking the necessary steps to secure nuclear and other sensitive materials and technology, including through—

(A) the enactment and enforcement of comprehensive export control legislation and regulations;

(B) harmonization of its export control laws, regulations, policies, and practices with the policies and practices of the Missile Technology Control Regime and the Nuclear Suppliers Group; and

(C) adherence to the MTCR and the NSG in accordance with the procedures of those regimes for unilateral adherence.

(7) The NSG has decided by consensus to permit supply to India of nuclear items covered by the guidelines of the NSG and such decision does not permit civil nuclear commerce with any other non-nuclear weapon state that does not have IAEA safeguards on all nuclear materials within its territory, under its jurisdiction, or carried out under its control anywhere.

(c) SUBMISSION TO CONGRESS.—

(1) IN GENERAL.—The President shall submit to the Committee on International Relations of the House of Representatives and the Committee on Foreign Relations of the Senate information concerning any determination made pursuant to subsection (b), together with a report detailing the basis for the determination.

(2) INFORMATION TO BE INCLUDED.—To the fullest extent available to the United States, the information referred to in paragraph (1) shall include the following:

(A) A summary of the plan provided by India to the United States and the IAEA to separate India's civil and military nuclear facilities, materials, and programs, and the declaration made by India to the IAEA identifying India's civil facilities to be placed under IAEA safeguards, including an analysis of the credibility of such plan and declaration, together with copies of the plan and declaration.

(B) A summary of the agreement that has been entered into between India and the IAEA requiring the application of safeguards in accordance with IAEA practices to India's civil nuclear facilities as declared in the plan described in subparagraph (A), together with a copy of the agreement, and a description of the progress toward its full implementation.

(C) A summary of the progress made toward conclusion and implementation of an Additional Protocol between India and the IAEA, including a description of the scope of such Additional Protocol.

(D) A description of the steps that India is taking to work with the United States for the conclusion of a multilateral treaty banning the production of fissile material for nuclear weapons, including a description of the steps that the United States has taken and will take to encourage India to identify and declare a date by which India would be willing to stop production of fissile material for nuclear weapons unilaterally or pursuant to a multilateral moratorium or treaty.

(E) A description of the steps India is taking to prevent the spread of nuclear-related technology, including enrichment and reprocessing technology or materials that can be used to acquire a nuclear weapons technology, as well as the support that India is providing to the United States to further United States objectives to restrict the spread of such technology.

(F) A description of the steps that India is taking to secure materials and technology applicable for the development, acquisition, or manufacture of weapons of mass destruction and the means to deliver such weapons through the application of comprehensive export control legislation and regulations, and through harmonization and adherence to Missile Technology Control Regime, the Nuclear Suppliers Group, the Australia Group, Wassennaar guidelines, and United Nations Security Council Resolution 1540, and participation in the Proliferation Security Initiative.

(G) A description of the decision taken within the Nuclear Suppliers Group relating to nuclear cooperation with India, including whether nuclear cooperation by the United States under an agreement for cooperation arranged pursuant to section 123 of the Atomic Energy Act of 1954 (42 U.S.C. 2153) is consistent with the decision, practices, and policies of the NSG.

(H) A description of the scope of peaceful cooperation envisioned by the United States and India that will be implemented under the Agreement for Nuclear Cooperation, including whether such cooperation will include the provision of enrichment and reprocessing technology.

(I) A description of the steps taken to ensure that proposed United States civil nuclear assistance to India will not directly, or in any other way, assist India's nuclear weapons program, including—

(i) the use of any United States equipment, technology, or nuclear material by India in an unsafeguarded nuclear facility or nuclear-weapons related complex;

(ii) the replication and subsequent use of any United States technology in an unsafeguarded nuclear facility or unsafeguarded nuclear weapons-related complex, or for any activity related to the research, development, testing, or manufacture of nuclear explosive devices; and

(iii) the provision of nuclear fuel in such a manner as to facilitate the increased production of highly-enriched uranium or plutonium in unsafeguarded nuclear facilities.

(d) RESTRICTIONS ON NUCLEAR TRANSFERS TO INDIA.—

(1) IN GENERAL.—Pursuant to the obligations of the United States under Article I of the NPT, nothing in this Act, or any agreement pursuant to this Act, shall be interpreted as permitting any civil nuclear cooperation between the United States and India that would in any way assist, encourage, or induce India to manufacture or otherwise acquire nuclear weapons or nuclear explosive devices.

(2) NSG TRANSFER GUIDELINES.—Notwithstanding the entry into force of an agreement for cooperation with India pursuant to section 123 of the Atomic Energy Act of 1954 (42 U.S.C. 2153) and approved pursuant to this Act, no item subject to such agreement or subject to the transfer guidelines of the NSG may be transferred to India if such transfer would violate the transfer guidelines of the NSG as in effect on the date of the transfer.

(3) TERMINATION OF NUCLEAR TRANSFERS TO INDIA.—Notwithstanding the entry into force of an agreement for nuclear cooperation with India (arranged pursuant to section 123 of the Atomic Energy Act of 1954 (42 U.S.C. 2153)), exports of nuclear and nuclear-related material, equipment, or technology to India shall be terminated if India makes any materially significant transfer of—

(A) nuclear or nuclear-related material, equipment, or technology that does not conform to NSG guidelines, or

(B) ballistic missiles or missile-related equipment or technology that does not conform to MTCR guidelines,

unless the President determines that cessation of such exports would be seriously prejudicial to the achievement of United States nonproliferation objectives or otherwise jeopardize the common defense and security.

(4) PROHIBITION ON NUCLEAR TRANSFERS TO INDIA.—If nuclear transfers to India are restricted pursuant to this Act, the Atomic Energy Act of 1954, or the Arms Export Control Act, the President should seek to prevent the transfer to India of nuclear equipment, materials, or technology from other participating governments in the NSG or from any other source.

(e) APPROVAL OF AGREEMENT FOR NUCLEAR COOPERATION REQUIRED.—

(1) IN GENERAL.—Subject to subsection (h), an agreement for nuclear cooperation between the United States and India submitted pursuant to this section may become effective only if—

(A) the President submits to Congress the agreement concluded between the United States and India, including a copy of the safeguards agreement entered into between the IAEA and India relating to India's declared civilian nuclear facilities, in accordance with the requirements and procedures of section 123 of the Atomic Energy Act of 1954 (other than section 123 a.(2) of such Act) that are otherwise not inconsistent with the provisions of this Act; and

(B) after the submission under subparagraph (A), the agreement is approved by a joint resolution that is enacted into law.

(2) CONSULTATION.—Beginning one month after the date of the enactment of this Act and every month thereafter until the President submits to Congress the agreement referred to in paragraph (1), the President should consult with the Committee on International Relations of the House of Representatives and the Committee on Foreign Relations of the Senate regarding the status of the negotiations between the United States and India with respect to civilian nuclear cooperation and between the IAEA and India with respect to the safeguards agreement described in subsection (b)(2).

(f) JOINT RESOLUTION OF APPROVAL.—For purposes of this section, a joint resolution referred to in subsection (e)(1)(B) is a joint resolution of the two Houses of Congress—

(1) the matter after the resolving clause of which is as follows: ''That the Congress hereby approves the Agreement for Nuclear Cooperation Between the United States of America and the Republic of India submitted by the President on _____.'', with the blank space being filled with the appropriate date;

(2) which does not have a preamble; and

(3) the title of which is as follows: ''Joint Resolution Approving an Agreement for Nuclear Cooperation Between the United States and India''.

(1) CONSIDERATION OF JOINT RESOLUTION OF APPROVAL.—The provisions of paragraphs (2) through (6) of section 130 i. of the Atomic Energy Act of 1954 (42 U.S.C. 2159 i.) shall apply to a joint reolution under subsection (f) of this section to the same extent as such provisions apply to a joint resolution under section 130 i. of such Act. No amendment to, or motion to recommit, a joint resolution under subsection (f) of this section is in order.

(h) SECTION 123 OF ATOMIC ENERGY ACT OF 1954 NOT AFFECTED.—Notwithstanding subsection (e)(1), this section does not preclude the approval, under section 123 of the Atomic Energy Act of 1954 (42 U.S.C. 2153), of an agreement for cooperation in which India is the cooperating party.

(i) SUNSET.—The procedures under this section shall cease to be effective upon the enactment of a joint resolution under this section.

(j) REPORTS.—

(1) POLICY OBJECTIVES.—The President shall, not later than January 31, 2007, and not later than January 31 of each year thereafter, submit to the Committee on International Relations of the House of Representatives and the Committee on Foreign Relations of the Senate a report on—

(A) the extent to which each policy objective in section 3(b) has been achieved;

(B) the steps taken by the United States and India in the preceding calendar year to accomplish those objectives;

(C) the extent of cooperation by other countries in achieving those objectives; and

(D) the steps the United States will take in the current calendar year to accomplish those objectives.

(2) NUCLEAR EXPORTS TO INDIA.—

(A) IN GENERAL.—Not later than one year after the date on which an agreement for nuclear cooperation between the United States and India is approved by Congress under section 4(f) and every year thereafter, the President shall submit to the Committee on International Relations of the House of Representatives and the Committee on Foreign Relations of the Senate a report describing United States exports to India for the preceding year pursuant to such agreement and the anticipated exports to India for the next year pursuant to such agreement.

(B) NUCLEAR FUEL.—The report described in subparagraph (A) shall also include (in a classified form if necessary)—

(i) an estimate for the previous year of the amount of uranium mined in India;

(ii) the amount of such uranium that has likely been used or allocated for the production of nuclear explosive devices;

(iii) the rate of production of—

(I) fissile material for nuclear explosive devices; and

(II) nuclear explosive devices; and

(iv) an analysis as to whether imported uranium has affected such rate of production of nuclear explosive devices.

(C) UNSAFEGUARDED NUCLEAR FACILITIES.—The report described in subparagraph (A) shall also include (in a classified form if necessary) a description of whether United States civil nuclear assistance to India is directly, or in any other way, assisting India's nuclear weapons program, including—

(i) the use of any United States equipment, technology, or nuclear material by India in an unsafeguarded nuclear facility or nuclear-weapons related complex;

(ii) the replication and subsequent use of any United States technology in an unsafeguarded nuclear facility or unsafeguarded nuclear weapons-related complex, or for any activity related to the research, development, testing, or manufacture of nuclear explosive devices; and

(iii) the provision of nuclear fuel in such a manner as to facilitate the increased production of highly-enriched uranium or plutonium in unsafeguarded nuclear facilities.

(3) NEW NUCLEAR REACTORS OR FACILITIES.—Not later than one year after the date of the enactment of this Act and annually thereafter, the President shall submit to the Committee on International Relations of the House of Representatives and the Committee on Foreign Relations of the Senate a report describing any new nuclear reactors or nuclear facilities that the Government of India has designated as civilian and placed under inspections or has designated as military.

(4) DISPOSAL OF SPENT NUCLEAR FUEL.—Not later than one year after the date on which an agreement for nuclear cooperation between the United States and India is approved by Congress under section 4(f) and every year thereafter, the President shall submit to the Committee on International Relations of the House of Representatives and the Committee on Foreign Relations of the Senate a report describing the disposal of spent nuclear fuel from India's civilian nuclear program.

(k) DEFINITIONS.—In this Act:

(1) IAEA.—The term ''IAEA'' means the International Atomic Energy Agency.

(2) MTCR.—The term ''MTCR'' means the Missile Technology Control Regime.

(3) NPT.—The term ''NPT'' means the Treaty on the Non-Proliferation of Nuclear Weapons.

(4) NPT MEMBER.—The term ''NPT member'' means a country that is a party to the NPT.

(5) NSG.—The term ''NSG'' means the Nuclear Suppliers Group.

The following further sundry amendments, reported from the Committee of the Whole House on the state of the Union, were agreed to:

Page 2, line 4, strike ''United States'' and insert ''Henry J. Hyde United States''.

Page 3, line 12, strike ''may be'' and insert ''is''.

Page 4, beginning line 21, strike ''this subsection'' and insert ''paragraph (6)''.

Page 11, line 3, strike ''and'' and all that follows through line 8 and insert a period.

Page 15, line 22, insert ''nuclear'' before ''cooperation''.

Page 16, line 3, after ''violate'' insert ''or be inconsistent with''.

Page 16, beginning line 6, strike ''Notwithstanding the entry into force of an agreement for nuclear cooperation with India (arranged pursuant to section 123 of the Atomic Energy Act of 1954 (42 U.S.C. 2153))'' and insert ''Notwithstanding the entry into force of an agreement for nuclear cooperation with India pursuant to section 123 of the Atomic Energy Act of 1954 (42 U.S.C. 2153) and approved pursuant to this Act''.

Page 17, line 8, strike ''Subject to subsection (m), an'' and insert ''An''.

In section 2(6)(D), strike ''and'' after the semicolon.

In section 2(7)(B), strike the period at the end and insert ''; and''.

In section 2, add at the end the following new paragraph:

(8) the United States Government, pursuant to the restrictions in this Act, shall not participate in, or contribute to, the manufacture or acquisition of nuclear weapons or nuclear explosive devices.

In section 2(6)(D), strike ''and'' after the semicolon.

In section 2(7)(B), strike the period at the end and insert ''; and''.

In section 2, add at the end the following new paragraph:

(8) the South Asia region is so important that the United States should continue its policy of engagement, collaboration, and exchanges with and between India and Pakistan.

In section 4(o), add at the end the following new paragraph:

(5) GROWTH IN INDIA'S MILITARY FISSILE MATERIAL PRODUCTION.—

(A) IN GENERAL.—Not later than one year after the date on which an agreement for nuclear cooperation between the United States and India is approved by Congress under section 4(f) and every year thereafter, the President shall submit to the Committee on International Relations of the House of Representatives and the Committee on Foreign Relations of the Senate a report that—

(i) measures the effectiveness of the civil nuclear cooperation agreement in achieving the goals and objectives described in section 2; and

(ii) assesses the relative level of India's nuclear fissile material production compared to the previous year.

(B) CONTENTS.—The report described in subparagraph (A) shall also include information relating to—

(i) the amount of natural uranium India has mined and milled during the previous year;

(ii) the amount of electricity India's civilian reactors have produced during the previous year;

(iii) the amount of domestic natural uranium India has used in its declared civilian reactors to produce electricity during the previous year;

(iv) the amount of fissile material India has produced for military purposes during the previous year;

(v) the amount of domestic natural uranium and domestic enrichment capacity India has used to produce such fissile material;

(vi) the amount of domestic uranium India has otherwise stockpiled for possible civil or military use;

(vii) an identification of any changes with regard to these quantities from the previous year; and

(viii) any additional qualitative factors determined to be relevant with respect to subparagraph (A), as appropriate, such as the location of production facilities.

(C) PREPARATION; FORM OF REPORT.—The report should rely on public information to the extent possible. The report shall include a classified annex if necessary.

The bill, as amended, was ordered to be engrossed and read a third time, was read a third time by title.

Mr. MARKEY moved to recommit the bill to the Committee on International Relations with instructions to report the bill back to the House forthwith with the following amendment:

In section 4(b), add at the end the following new paragraph:

(8) India is fully and actively participating in United States efforts to dissuade, isolate, and, if necessary, sanction and contain Iran for its efforts to acquire weapons of mass destruction, including a nuclear weapons capability (including the capability to enrich or process nuclear materials), and the means to deliver weapons of mass destruction.

After debate,

By unanimous consent, the previous question was ordered on the motion to recommit with instructions.

The question being put, viva voce,

Will the House recommit said bill with instructions?

The SPEAKER pro tempore, Mr. BISHOP of Utah, announced that the nays had it.

Mr. MARKEY demanded a recorded vote on agreeing to said motion, which demand was supported by one-fifth of a quorum, so a recorded vote was ordered.

The vote was taken by electronic device.

It was decided in the negative ..... { Yeas ..... 192 / Nays 235

¶75.31 [Roll No. 410]

AYES—192

Allen
Andrews
Baca
Baird
Baldwin
Barrow
Bean
Becerra
Berkley
Berman
Berry
Bishop (GA)
Bishop (NY)
Blumenauer
Boswell
Boucher
Boyd
Brady (PA)
Brown (OH)
Brown, Corrine
Butterfield
Capps
Capuano
Cardin
Carnahan
Carson
Case
Clay
Cleaver
Clyburn
Coble
Conyers
Costa
Costello
Cramer
Cummings
Davis (CA)
Davis (FL)
Davis (TN)
DeFazio
DeGette
DeLauro
Dicks
Dingell
Doggett
Doyle
Edwards
Emanuel
Emerson
Eshoo
Etheridge
Farr
Fattah
Filner
Fitzpatrick (PA)
Ford
Fortenberry
Frank (MA)
Gerlach
Gilchrest
Gonzalez
Gordon
Green, Al
Green, Gene
Grijalva
Harman
Hastings (FL)
Hefley
Herseth
Higgins
Hinchey
Hinojosa
Holden
Holt
Honda
Hooley
Hoyer
Israel
Jackson-Lee (TX)
Jefferson
Johnson (CT)
Johnson (IL)
Johnson, E. B.
Jones (NC)
Jones (OH)
Kanjorski
Kaptur
Kennedy (RI)
Kildee
Kilpatrick (MI)
Kind
Kucinich
Langevin
Lantos
Larsen (WA)
Larson (CT)
Leach
Lee
Levin
Lewis (GA)
Lipinski
LoBiondo
Lofgren, Zoe
Lowey
Lynch
Maloney
Markey
Marshall
Matsui
McCarthy
McCollum (MN)
McDermott
McGovern
McIntyre
McNulty
Meehan
Melancon
Michaud
Millender-McDonald
Miller, George
Moore (KS)
Moore (WI)
Moran (VA)
Murtha
Nadler
Napolitano
Neal (MA)
Ney
Oberstar
Obey
Olver
Ortiz
Otter
Owens
Pascrell
Pastor
Payne
Pelosi
Peterson (MN)
Platts
Pomeroy
Price (NC)
Rahall
Ramstad
Reyes
Ross
Rothman
Roybal-Allard
Ryan (OH)
Sabo
Salazar
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Schakowsky
Schiff
Schwartz (PA)
Scott (GA)
Scott (VA)
Serrano
Shays
Sherman
Simmons
Skelton
Slaughter
Smith (NJ)
Snyder
Solis
Spratt
Stark
Stupak
Sweeney
Tanner
Tauscher
Taylor (MS)
Thompson (CA)
Tierney
Udall (CO)
Udall (NM)
Upton
Van Hollen
Velázquez
Visclosky
Wasserman Schultz
Waters
Watson
Watt
Waxman
Wilson (NM)
Woolsey
Wu
Wynn

NOES—235

Abercrombie
Ackerman
Aderholt
Akin
Alexander
Bachus
Baker
Barrett (SC)
Bartlett (MD)
Barton (TX)
Bass
Beauprez
Biggert
Bilbray
Bilirakis
Bishop (UT)
Blackburn
Blunt
Boehlert
Boehner
Bonilla
Bonner
Bono
Boozman
Boren
Boustany
Bradley (NH)
Brady (TX)
Brown (SC)
Brown-Waite, Ginny
Burgess
Burton (IN)
Buyer
Calvert
Camp (MI)
Campbell (CA)
Cannon
Cantor
Capito
Cardoza
Carter
Castle
Chabot
Chandler
Chocola
Cole (OK)
Conaway
Cooper
Crenshaw
Crowley
Cubin
Cuellar
Culberson
Davis (AL)
Davis (IL)
Davis (KY)
Davis, Tom
Delahunt
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Doolittle
Drake
Dreier
Duncan
Ehlers
Engel
English (PA)
Everett
Feeney
Ferguson
Flake
Foley
Forbes
Fossella
Foxx
Franks (AZ)
Frelinghuysen
Gallegly
Garrett (NJ)
Gibbons
Gillmor
Gingrey
Gohmert
Goode
Goodlatte
Granger
Graves
Green (WI)
Gutierrez
Gutknecht
Hall
Harris
Hart
Hastert
Hastings (WA)
Hayes
Hayworth
Hensarling
Herger
Hobson
Hoekstra
Hostettler
Hulshof
Hunter
Hyde
Inglis (SC)
Inslee
Issa
Jackson (IL)
Jenkins
Jindal
Johnson, Sam
Keller
Kelly
Kennedy (MN)
King (IA)
King (NY)
Kingston
Kirk
Kline
Knollenberg
Kolbe
Kuhl (NY)
LaHood
Latham
LaTourette
Lewis (CA)
Lewis (KY)
Linder
Lucas
Lungren, Daniel E.
Mack
Manzullo
Marchant
Matheson
McCaul (TX)
McCotter
McCrery
McHenry
McHugh
McKeon
McMorris
Meek (FL)
Meeks (NY)
Mica
Miller (FL)
Miller (MI)
Miller (NC)
Miller, Gary
Mollohan
Moran (KS)
Murphy
Musgrave
Myrick
Neugebauer
Northup
Norwood
Nunes
Nussle
Osborne
Oxley
Pallone
Paul
Pearce
Pence
Peterson (PA)
Petri
Pickering
Pitts
Poe
Pombo
Porter
Price (GA)
Pryce (OH)
Putnam
Radanovich
Rangel
Regula
Rehberg
Reichert
Renzi
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Ros-Lehtinen
Royce
Ruppersberger
Rush
Ryan (WI)
Ryun (KS)
Saxton
Schmidt
Schwarz (MI)
Sensenbrenner
Sessions
Shadegg
Shaw
Sherwood
Shimkus
Shuster
Simpson
Smith (TX)
Smith (WA)
Sodrel
Souder
Stearns
Strickland
Sullivan
Tancredo
Taylor (NC)
Terry
Thomas
Thompson (MS)
Thornberry
Tiahrt
Tiberi
Towns
Turner
Walden (OR)
Walsh
Wamp
Weiner
Weldon (FL)
Weldon (PA)
Weller
Westmoreland
Whitfield
Wicker
Wilson (SC)
Wolf
Young (AK)
Young (FL)

NOT VOTING—6

Davis, Jo Ann
Deal (GA)
Evans
Istook
McKinney
Wexler

So the motion to recommit with instructions was not agreed to.

The question being put, viva voce,

Will the House pass said bill?

The SPEAKER pro tempore, Mr. BISHOP of Utah, announced that the yeas had it.

Mr. MARKEY demanded a recorded vote on passage of said bill, which demand was supported by one-fifth of a quorum, so a recorded vote was ordered.

The vote was taken by electronic device.

It was decided in the affirmative ..... { Yeas ..... 359 / Nays 68

¶75.32 [Roll No. 411]

AYES—359

Ackerman
Aderholt
Akin
Alexander
Allen
Andrews
Baca
Bachus
Baird
Baker
Barrett (SC)
Barrow
Bartlett (MD)
Barton (TX)
Bass
Bean
Beauprez
Berkley
Berman
Berry
Biggert
Bilbray
Bilirakis
Bishop (GA)
Bishop (NY)
Bishop (UT)
Blackburn
Blunt
Boehlert
Boehner
Bonilla
Bonner
Bono
Boozman
Boren
Boswell
Boucher
Boustany
Boyd
Bradley (NH)
Brady (PA)
Brady (TX)
Brown (OH)
Brown (SC)
Brown, Corrine
Brown-Waite, Ginny
Burgess
Burton (IN)
Butterfield
Buyer
Calvert
Camp (MI)
Campbell (CA)
Cannon
Cantor
Capito
Capuano
Cardin
Cardoza
Carnahan
Carson
Carter
Case
Castle
Chabot
Chandler
Chocola
Clay
Cleaver
Clyburn
Coble
Cole (OK)
Conaway
Cooper
Costa
Cramer
Crenshaw
Crowley
Cubin
Cuellar
Culberson
Davis (AL)
Davis (CA)
Davis (FL)
Davis (IL)
Davis (KY)
Davis (TN)
Davis, Tom
DeGette
Delahunt
Dent
Diaz-Balart, L.

Diaz-Balart, M.
Dicks
Doolittle
Doyle
Drake
Dreier
Duncan
Edwards
Ehlers
Emanuel
Emerson
Engel
English (PA)
Eshoo
Etheridge
Everett
Fattah
Feeney
Ferguson
Filner
Fitzpatrick (PA)
Flake
Foley
Forbes
Ford
Fortenberry
Fossella
Foxx
Frank (MA)
Franks (AZ)
Frelinghuysen
Gallegly
Garrett (NJ)
Gerlach
Gibbons
Gilchrest
Gillmor
Gingrey
Gohmert
Gonzalez
Goodlatte
Gordon
Granger
Graves
Green (WI)
Green, Al
Green, Gene
Gutierrez
Gutknecht
Hall
Harris
Hart
Hastert
Hastings (FL)
Hastings (WA)
Hayes
Hayworth
Hensarling
Herger
Herseth
Higgins
Hinojosa
Hobson
Hoekstra
Holden
Honda
Hostettler
Hoyer
Hulshof
Hunter
Hyde
Inglis (SC)
Inslee
Israel
Issa
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Jenkins
Jindal
Johnson (CT)
Johnson (IL)
Johnson, E. B.
Johnson, Sam
Jones (OH)
Kanjorski
Keller
Kelly
Kennedy (MN)
Kind
King (IA)
King (NY)
Kingston
Kirk
Kline
Knollenberg
Kolbe
Kuhl (NY)
LaHood
Lantos
Larsen (WA)
Larson (CT)
Latham
LaTourette
Levin
Lewis (CA)
Lewis (KY)
Linder
Lipinski
LoBiondo
Lofgren, Zoe
Lowey
Lucas
Lungren, Daniel E.
Mack
Maloney
Manzullo
Marchant
Matheson
McCarthy
McCaul (TX)
McCollum (MN)
McCotter
McCrery
McGovern
McHenry
McHugh
McIntyre
McKeon
McMorris
Meehan
Meek (FL)
Meeks (NY)
Melancon
Mica
Michaud
Millender-McDonald
Miller (FL)
Miller (MI)
Miller (NC)
Miller, Gary
Mollohan
Moore (KS)
Moran (VA)
Murphy
Murtha
Musgrave
Myrick
Napolitano
Neal (MA)
Neugebauer
Ney
Northup
Norwood
Nunes
Nussle
Olver
Ortiz
Osborne
Otter
Oxley
Pallone
Pearce
Pelosi
Pence
Peterson (PA)
Petri
Pickering
Pitts
Platts
Poe
Pombo
Pomeroy
Porter
Price (GA)
Price (NC)
Pryce (OH)
Putnam
Radanovich
Rahall
Ramstad
Rangel
Regula
Rehberg
Reichert
Renzi
Reyes
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Ros-Lehtinen
Ross
Roybal-Allard
Royce
Ruppersberger
Rush
Ryan (OH)
Ryan (WI)
Ryun (KS)
Sabo
Salazar
Sánchez, Linda T.
Sanchez, Loretta
Saxton
Schakowsky
Schiff
Schmidt
Schwarz (MI)
Scott (GA)
Scott (VA)
Sensenbrenner
Sessions
Shadegg
Shaw
Shays
Sherman
Sherwood
Shimkus
Shuster
Simmons
Simpson
Skelton
Smith (TX)
Smith (WA)
Snyder
Sodrel
Souder
Spratt
Stearns
Strickland
Stupak
Sullivan
Sweeney
Tancredo
Tanner
Terry
Thomas
Thompson (MS)
Thornberry
Tiahrt
Tiberi
Tierney
Towns
Turner
Udall (CO)
Upton
Van Hollen
Visclosky
Walden (OR)
Walsh
Wamp
Wasserman Schultz
Watt
Weiner
Weldon (FL)
Weller
Westmoreland
Whitfield
Wicker
Wilson (NM)
Wilson (SC)
Wolf
Wynn
Young (AK)
Young (FL)

NOES—68

Abercrombie
Baldwin
Becerra
Blumenauer
Capps
Conyers
Costello
Cummings
DeFazio
DeLauro
Dingell
Doggett
Farr
Goode
Grijalva
Harman
Hefley
Hinchey
Holt
Hooley
Jones (NC)
Kaptur
Kennedy (RI)
Kildee
Kilpatrick (MI)
Kucinich
Langevin
Leach
Lee
Lewis (GA)
Lynch
Markey
Marshall
Matsui
McDermott
McNulty
Miller, George
Moore (WI)
Moran (KS)
Nadler
Oberstar
Obey
Owens
Pascrell
Pastor
Paul
Payne
Peterson (MN)
Rothman
Sanders
Schwartz (PA)
Serrano
Slaughter
Smith (NJ)
Solis
Stark
Tauscher
Taylor (MS)
Taylor (NC)
Thompson (CA)
Udall (NM)
Velázquez
Waters
Watson
Waxman
Weldon (PA)
Woolsey
Wu

NOT VOTING—6

Davis, Jo Ann
Deal (GA)
Evans
Istook
McKinney
Wexler

So the bill was passed.

A motion to reconsider the vote whereby said bill was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

¶75.33 PERMISSION TO FILE REPORT

On motion of Mr. PRICE of Georgia, by unanimous consent, the Committee on Financial Services was granted permission until 5 p.m. on Friday, August 11, 2006, to file a report on the bill (H.R. 5637) to streamline the regulation of nonadmitted insurance and reinsurance, and for other purposes.

¶75.34 VENEZUELA DRUG TRAFFICKING

Mr. BURTON of Indiana moved to suspend the rules and agree to the following concurrent resolution (H. Con. Res. 400); as amended:

Whereas the United States is strongly committed to working with countries in Latin America and the Caribbean that have a shared interest in promoting regional stability;

Whereas the United States is strongly committed to working with countries in Latin America and the Caribbean that are combating the scourge of drugs and the violence and social degradation caused by narcotics trafficking;

Whereas the Bolivarian Republic of Venezuela is a party to the United Nations Convention Against Illicit Traffic in Narcotic Drugs and Psychotropic Substances (1988 UN Drug Convention);

Whereas Venezuela is a key transit point for drugs leaving Colombia—the world's primary source of cocaine and South America's top producer of heroin;

Whereas drug trafficking through Venezuela significantly increased in 2005;

Whereas weak law enforcement, corruption, and a weak judicial system in Venezuela allow criminal organizations to act with impunity;

Whereas the Department of State's International Narcotics Control Strategy Report of 2006 reports that Colombian cartels, guerrilla groups, and paramilitary organizations and Venezuelan criminal organizations (among other smugglers) routinely exploit a variety of routes and methods to move hundreds of tons of illegal drugs into Venezuela every year, and organized crime in Venezuela has begun to set up operations in foreign countries to receive and distribute drugs in addition to providing transportation services;

Whereas in September 2005, the Government of the United States determined that Venezuela had failed demonstrably to meet its counternarcotics obligations and that Venezuela could no longer be certified as an ally in the war on drugs;

Whereas the promulgation by Venezuela of two new laws in October 2005, the ''Law against Organized Crime'' and the ''Law against the Trafficking and Consumption of Narcotics and Psychotropic Substances'', brought Venezuelan law into compliance with the 1988 UN Drug Convention; however, it is not certain, according to the Department of State, whether Venezuela's political and judicial institutions are up to the task of vigorous and impartial implementation of such new laws;

Whereas on April 11, 2006, a commercial plane originating in Venezuela was seized in Mexico at the airport of Ciudad del Carmen, carrying 5.6 tons of cocaine with an estimated street value of $100 million;

Whereas seizure statistics at the Simon Bolivar International Airport in Caracas are not available because the Government of Venezuela does not publicize such statistics;

Whereas estimates indicate that as much as 90 percent of the cocaine and heroin trafficked through the Simon Bolivar International Airport over the last 12 months was not intercepted;

Whereas the Government of Venezuela continues to fail to effectively utilize several airport security systems provided by the United States specifically aimed at increasing the Simon Bolivar International Airport counternarcotics capabilities;

Whereas the Government of Venezuela has not taken any steps unilaterally to prosecute any corrupt airport officials relating to cases of money laundering or drug trafficking at the airport despite credible intelligence estimates that there is potentially millions of dollars in narcotics proceeds passing through Simon Bolivar International Airport and Venezuela; and

Whereas the Government of Venezuela and the Venezuela National Anti-Drug Office (ONA) have officially reported only two seizures of currency in 2006, one for $13,865 in United States currency and the other for 7,000 euros: Now, therefore, be it

Resolved by the House of Representatives (the Senate concurring), That—

(1) Congress—

(A) strongly condemns the actions and inactions of the Government of the Bolivarian Republic of Venezuela which have created fertile ground for criminal drug trafficking organizations;

(B) strongly condemns the failures on the part of the Government of Venezuela to stem the flow of illicit narcotics through its territory; and

(C) strongly condemns the complicity of senior Venezuelan Government law enforcement officials and transportation officials who are effectively enabling large scale shipments of both cocaine and heroin at the Simon Bolivar International Airport and other transit points; and

(2) it is the sense of Congress that—

(A) it should continue to be the policy of the United States to support cooperation between Venezuela and partners in the Andean region to combat trafficking in narcotics and other controlled substances;

(B) steps should continue to be taken to restore bilateral law enforcement cooperation between Venezuela and the United States Drug Enforcement Administration;

(C) it should continue to be the policy of the United States to work with the international community, including the Organization of American States (OAS), to assist with a thorough review of the measures in place at the Simon Bolivar International Airport in Caracas;

(D) it should continue to be the policy of the United States to work with other member states of OAS to bring Venezuela into compliance and fully adhere to OAS conventions and comprehensive treaties to prevent, punish, and eliminate narco-terrorism,

which constitutes ''a serious threat to democratic values and to international peace and security'';

(E) the Secretary of Transportation should provide to Congress not later than 180 days after the date of the adoption of this resolution, on behalf of the Department of State, Department of Homeland Security, Department of Justice, and the Department of Transportation, a report with an assessment of the process undertaken by the Government of Venezuela toward restoring airport security measures and controls that meet international standards of safety; and

(F) the Secretary of State should provide to Congress not later than 180 days after the date of the adoption of this resolution a report on Venezuela's compliance with its responsibilities under international counter-narcotics treaties.

The SPEAKER pro tempore, Mr. REHBERG, recognized Mr. BURTON of Indiana and Mr. DELAHUNT, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and agree to said concurrent resolution, as amended?

The SPEAKER pro tempore, Mr. MACK, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said concurrent resolution, as amended, was agreed to.

A motion to reconsider the vote whereby the rules were suspended and said concurrent resolution, as amended, was agreed to was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said concurrent resolution.

¶75.35 IRAN AND LIBYA SANCTIONS

Ms. ROS-LEHTINEN moved to suspend the rules and pass the bill (H.R. 5877) to amend the Iran and Libya Sanctions Act of 1996 to extend the authorities provided in such Act until September 29, 2006.

The SPEAKER pro tempore, Mr. MACK, recognized Ms. ROS-LEHTINEN and Mr. DELAHUNT, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and pass said bill?

The SPEAKER pro tempore, Mr. MACK, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

¶75.36 INTERNATIONAL AIDS VACCINE INITIATIVE

Ms. ROS-LEHTINEN moved to suspend the rules and agree to the following resolution (H. Res. 844); as amended:

Whereas HIV/AIDS has killed over 25,000,000 people worldwide and poses a serious threat to the economic and political stability of the countries hit hardest by this terrible epidemic;

Whereas the International AIDS Vaccine Initiative (IAVI) was founded in 1996 as a public-private partnership with a mission to ensure the development of safe, effective, accessible, preventive HIV/AIDS vaccines for use throughout the world, with a particular focus on developing countries, where the need is most urgent;

Whereas the International AIDS Vaccine Initiative's research and policy programs have galvanized scientific efforts and substantially increased financial and political support for this vital effort;

Whereas since its founding, the International AIDS Vaccine Initiative has advanced six vaccine candidates from concept to clinical trials, targeting the subtypes of HIV circulating in the developing world—a record matched only by one large pharmaceutical company;

Whereas ten years ago only a few developing countries had participated in HIV/AIDS vaccine trials, but today several countries in sub-Saharan Africa and Asia are actively participating in HIV/AIDS vaccine trials, a reflection of the International AIDS Vaccine Initiative's activism and commitment to working collaboratively with developing country partners;

Whereas the model of the International AIDS Vaccine Initiative, which closely links clinical trial site investigators to product developers, has resulted in the first HIV/AIDS vaccine trials being conducted in Kenya, Rwanda, and India, as well as trials in Uganda and South Africa;

Whereas the International AIDS Vaccine Initiative is a founding member of the Global HIV/AIDS Vaccine Enterprise, recognized by the G–8 as an important actor in the quest for a vaccine; is an affiliated member of the National Institutes of Health's Partnership for AIDS Vaccine Evaluation; and is hosting NIH trials at International AIDS Vaccine Initiative sites in Africa;

Whereas the International AIDS Vaccine Initiative's Core Clinical Immunology Laboratory was the first Good Clinical Laboratory Practices (GCLP) accredited laboratory in the world to assess HIV/AIDS vaccines, and the International AIDS Vaccine Initiative's laboratory in Uganda was the first to receive such accreditation in Africa; and

Whereas the International AIDS Vaccine Initiative established a ground-breaking Neutralizing Antibody Consortium to address one of the key scientific challenges to vaccine design: Now, therefore, be it

Resolved, That the House of Representatives—

(1) congratulates the International AIDS Vaccine Initiative on ten years of significant achievement in the search for an HIV/AIDS vaccine;

(2) recognizes the role of the International AIDS Vaccine Initiative in raising awareness and increasing financial and political support for this important cause;

(3) admires the commitment of the International AIDS Vaccine Initiative to collaborating with developing country researchers, governments, and civil society in the common goal of finding a vaccine;

(4) expresses support for the continued success of the International AIDS Vaccine Initiative; and

(5) directs the Clerk of the House of Representatives to transmit an enrolled copy of this resolution to the International AIDS Vaccine Initiative.

The SPEAKER pro tempore, Mr. MACK, recognized Ms. ROS-LEHTINEN and Mr. ENGEL, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and agree to said resolution, as amended?

The SPEAKER pro tempore, Mr. MACK, announced that two-thirds of the Members present had voted in the affirmative.

Ms. ROS-LEHTINEN demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mr. MACK, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed.

¶75.37 WAIVING A REQUIREMENT OF CLAUSE 6(A) OF RULE XIII

Mr. Lincoln DIAZ-BALART of Florida, by direction of the Committee on Rules, reported (Rept. No. 109–602) the resolution (H. Res. 951) waiving a requirement of clause 6(a) of rule XIII with respect to consideration of certain resolutions reported from the Committee on Rules.

When said resolution and report were referred to the House Calendar and ordered printed.

¶75.38 PROVIDING FOR CONSIDERATION OF H.R. 4157

Mr. Lincoln DIAZ-BALART of Florida, by direction of the Committee on Rules, reported (Rept. No. 109–603) the resolution (H. Res. 952) providing for consideration of the bill (H.R. 4157) to amend the Social Security Act to encourage the dissemination, security, confidentiality, and usefulness of health information technology.

When said resolution and report were referred to the House Calendar and ordered printed.

¶75.39 SENATE BILL REFERRED

A bill of the Senate of the following title was taken from the Speaker's table and, under the rule, referred as follows:

S. 3549. An Act to amend the Defense Production Act of 1950, to strengthen Government review and oversight of foreign investment in the United States, to provide for enhanced Congressional oversight with respect thereto, and for other purposes to the Committee on Financial Services in addition to the Committee on International Relations and the Committee on Energy and Commerce for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

¶75.40 ENROLLED BILLS AND JOINT RESOLUTION SIGNED

Mrs. Haas, Clerk of the House, reported and found truly enrolled bills of the House of the following titles, which were thereupon signed by the Speaker:

H.R. 9. An Act to amend the Voting Rights Act of 1965.

H.R. 4019. An Act to amend title 4 of the United States Code to clarify the treatment of self-employment for purposes of the limitation on State taxation of retirement income.

H.R. 4472. An Act to protect children from sexual exploitation and violent crime, to prevent child abuse and child pornography, to promote Internet safety, and to honor the memory of Adam Walsh and other child crime victims.

H.R. 5865. An Act to amend section 1113 of the Social Security Act to temporarily increase funding for the program of temporary assistance for United States citizens returned from foreign countries, and for other purposes.

H.J. Res. 86. A joint resolution approving the renewal of import restrictions contained in the Burmese Freedom and Democracy Act of 2003, and for other purposes.

¶75.41 SENATE ENROLLED BILL SIGNED

The SPEAKER announced his signature to an enrolled bill of the Senate of the following title:

S. 1496. An Act to direct the Secretary of the Interior to conduct a pilot program under which up to 15 States may issue electronic Federal migratory bird hunting stamps.

¶75.42 BILLS PRESENTED TO THE PRESIDENT

Karen L. Haas, Clerk of the House reports that on July 26, 2006, she presented to the President of the United States, for his approval, the following bills.

H.R. 9. An Act to amend the Voting Rights Act of 1965.

H.R. 2977. An Act to designate the facility of the United States Postal Service located at 306 2nd Avenue in Brockway, Montana, as the ''Paul Kasten Post Office Building''.

H.R. 3440. An Act to designate the facility of the United States Postal Service located at 100 Avenida RL Rodriguez in Bayamon, Puerto Rico, as the ''Dr. Jose Celso Barbosa Post Office Building''.

H.R. 3934. An Act to designate the facility of the United States Postal Service located at 80 Killian Road in Massapequa, New York, as the ''Gerard A. Fiorenza Post Office Building''.

H.R. 4101. An Act to designate the facility of the United States Postal Service located at 170 East Main Street in Patchogue, New York, as the ''Lieutenant Michael P. Murphy Post Office Building''.

H.R. 4108. An Act to designate the facility of the United States Postal Service located at 3000 Homewood Avenue in Baltimore, Maryland, as the ''State Senator Verda Welcome and Dr. Henry Welcome Post Office Building''.

H.R. 4456. An Act to designate the facility of the United States Postal Service located at 2404 Race Street in Jonesboro, Arkansas, as the ''Hattie W. Caraway Station''.

H.R. 4472. An Act to protect children from sexual exploitation and violent crime, to prevent child abuse and child pornography, to promote Internet safety, and to honor the memory of Adam Walsh and other child crime victims.

H.R. 4561. An Act to designate the facility of the United States Postal Service located at 8624 Ferguson Road in Dallas, Texas, as the ''Francisco 'Pancho' Medrano Pt Office Building''.

H.R. 4688. An Act to designate the facility of the United States Postal Service located at 1 Boyden Street in Badin, North Carolina, as the ''Mayor John Thompson 'Tom' Garrison Memorial Post Office''.

H.R. 4786. An Act to designate the facility of the United States Postal Service located at 535 Wood Street in Bethlehem, Pennsylvania, as the ''H. Gordon Payrow Post Office Building''.

H.R. 4995. An Act to designate the facility of the United States Postal Service located at 7 Columbus Avenue in Tuckahoe, New York, as the ''Ronald Bucca Post Office''.

H.R. 5245. An Act to designate the facility of the United States Postal Service located at 1 Marble Street in Fair Haven, Vermont, as the ''Matthew Lyon Post Office Building.''

¶75.43 LEAVE OF ABSENCE

By unanimous consent, leave of absence was granted—

To Mrs. CAPITO, for today from 3 to 8 p.m.; and

To Mrs. Jo Ann DAVIS of Virginia, for today.

And then,

¶75.44 ADJOURNMENT

On motion of Mr. MEEK of Florida, at midnight, the House adjourned.

¶75.45 REPORTS OF COMMITTEES ON PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XIII, reports of committees were delivered to the Clerk for printing and reference to the proper calendar, as follows:

Mr. BARTON of Texas: Committee on Energy and Commerce. H.R. 4157. A bill to amend the Social Security Act to encourage the dissemination, security, confidentiality, and usefulness of health and information technology; with amendments (Rept. 109–601, Pt. 1). Referred to the Committee of the Whole House on the State of the Union.

Mr. THOMAS. Committee on Ways and Means. H.R. 4157. A bill to amend the Social Security Act to encourage the dissemination, security, confidentiality, and usefulness of health information technology; with an amendment (Rept. 109–601, Pt. 2). Referred to the Committee of the Whole House on the State of the Union.

Mr. BISHOP of Utah: Committee on Rules. House Resolution 951. Resolution waiving a requirement of clause 6(a) of rule XIII with respect to consideration of certain resolutions reported from the Committee on Rules (Rept. 109–602). Referred to the House Calendar.

Mr. LINCOLN DIAZ-BALART of Florida: Committee on Rules. House Resolution 952. Resolution providing for consideration of the bill (H.R. 4157) to amend the Social Security Act to encourage the dissemination, security, confidentiality, and usefulness of health information technology (Rept. 109–603). Referred to the House Calendar.

¶75.46 REPORTED BILL SEQUENTIALLY REFERRED

Under clause 2 of rule XII, bills and reports were delivered to the Clerk for printing, and bills referred as follows:

Mr. YOUNG of Alaska: Committee on Transportation and Infrastructure. H.R. 5830. A bill to amend section 29 of the International Air Transportation Competition Act of 1979 relating to air transportation to and from Love Field, Texas (Rept. 109–600, Pt. 1); referred to the Committee on the Judiciary for a period ending not later than September 15, 2006, for consideration of such provisions of the bill as fall within the jurisdiction of that committee pursuant to clause 1(l), rule X Ordered to be printed.

¶75.47 PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XII, public bills and resolutions were introduced and severally referred, as follows:

By Mrs. JONES of Ohio (for herself and Mr. ENGLISH of Pennsylvania):

H.R. 5889. A bill to amend the Internal Revenue Code of 1986 to exempt from the harbor maintenance tax certain commercial cargo loaded or unloaded at United States ports in the Great Lakes Saint Lawrence Seaway System; to the Committee on Ways and Means.

By Mr. NUNES (for himself, Mr. CARDOZA, Mr. SHIMKUS, Mr. COSTA, Mr. POMBO, Mr. REHBERG, Mr. LEWIS of Kentucky, Mr. KINGSTON, Mr. ENGLISH of Pennsylvania, Mr. PICKERING, Mr. HALL, Mr. BARTON of Texas, Mr. WHITFIELD, Mr. CUELLAR, Mr. DAVIS of Tennessee, Mr. ROSS, Mr. CRAMER, Mr. BOREN, Mrs. CAPITO, Mr. MELANCON, Mr. BOOZMAN, Mr. PETERSON of Minnesota, and Mr. MURPHY):

H.R. 5890. A bill to establish the American-Made Energy Trust Fund, to increase the tax credits for cellulosic biomass ethanol, to extend tax incentives for solar and fuel cell property, to promote coal-to-liquid fuel activities, to direct the Secretary of the Interior to establish and implement a competitive oil and gas leasing program for the Coastal Plain of Alaska, and for other purposes; to the Committee on Ways and Means, and in addition to the Committees on Resources, Energy and Commerce, and Science, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Ms. WASSERMAN SCHULTZ (for herself, Mr. CASTLE, Mr. MELANCON, Mr. MCHENRY, Mrs. MCCARTHY, Ms. HOOLEY, Mr. ACKERMAN, Mr. ISRAEL, Mr. BISHOP of New York, and Mr. CROWLEY):

H.R. 5891. A bill to establish a bipartisan commission on insurance reform; to the Committee on Financial Services.

By Mr. ADERHOLT:

H.R. 5892. A bill to amend the Internal Revenue Code of 1986 to provide special rules for the exchange or installment sale of certain agricultural property; to the Committee on Ways and Means.

By Mr. ANDREWS:

H.R. 5893. A bill to amend the Intelligence Reform and Terrorism Prevention Act of 2004 to require the Secretary of Homeland Security to provide for National Crime Information Center criminal history records checks of the employees and prospective employees of providers of private security services and to require such providers to employ only those employees whose records checks do not show a history of certain offenses; to the Committee on Education and the Workforce, and in addition to the Committee on the Judiciary, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Ms. HERSETH:

H.R. 5894. A bill to amend title 5, United States Code, to establish certain protections for preference eligibles selected for involuntary geographic reassignment; to the Committee on Government Reform.

By Mr. HINCHEY (for himself, Mr. LARSON of Connecticut, Mr. OBERSTAR, Mr. SERRANO, Mr. MORAN of Virginia, Mr. SNYDER, Mr. WELDON of Pennsylvania, and Mr. CASTLE):

H.R. 5895. A bill to amend the National Trails System Act to designate the Washington-Rochambeau Revolutionary Route National Historic Trail; to the Committee on Resources.

By Mr. HINOJOSA:

H.R. 5896. A bill to authorize appropriations for the Housing Assistance Council; to the Committee on Financial Services.

By Ms. HOOLEY:

H.R. 5897. A bill to extend the period during which members of the Armed Forces deployed in contingency operations may request and receive reimbursement for helmet pads, which are designed to better protect the wearer from bomb blasts than military-issued pads, that are purchased by or for the use of such members; to the Committee on Armed Services.

By Mr. KOLBE (for himself and Mr. GRIJALVA):

H.R. 5898. A bill to expand the boundary of Saguaro National Park, to study additional land for potential inclusion or removal from the boundary of the park, and for other purposes; to the Committee on Resources.

By Mr. LARSEN of Washington:

H.R. 5899. A bill to provide additional flood control storage at the Upper and Lower Baker Dams; to the Committee on Transportation and Infrastructure.

By Mr. KIND (for himself, Mr. SAXTON, Mr. THOMPSON of California, and Mr. CASTLE):

H.R. 5900. A bill to protect, conserve, and restore native fish, wildlife, and their natural habitats at national wildlife refuges through cooperative, incentive-based grants to control, mitigate, and eradicate harmful nonnative species, and for other purposes; to the Committee on Resources.

By Mrs. MALONEY (for herself and Mr. SERRANO):

H.R. 5901. A bill to amend the Robert T. Stafford Disaster Relief and Emergency Assistance Act to improve Federal response efforts after a terrorist strike or other major disaster affecting homeland security, and for other purposes; to the Committee on Transportation and Infrastructure, and in addition to the Committees on Energy and Commerce, and Education and the Workforce, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. MARKEY:

H.R. 5902. A bill to prohibit the proposed sale to Pakistan of F-16 aircraft and related defense articles and defense services unless Pakistan has halted construction of a certain plutonium production reactor; to the Committee on International Relations.

By Mr. MARSHALL:

H.R. 5903. A bill to direct the Secretary of Education to extend the same level of increased flexibility to all rural local educational agencies under part A of title I of the Elementary and Secondary Education Act of 1965; to the Committee on Education and the Workforce.

By Mr. MATHESON (for himself, Mr. OTTER, Mr. SALAZAR, and Mr. UDALL of Colorado):

H.R. 5904. A bill to amend the Internal Revenue Code of 1986 to allow public school districts to receive no interest loans for the purchase of renewable energy systems, and for other purposes; to the Committee on Ways and Means.

By Mr. MEEHAN (for himself and Mr. SHAYS):

H.R. 5905. A bill to amend the Internal Revenue Code of 1986 to reform the system of public financing for Presidential elections, and for other purposes; to the Committee on House Administration, and in addition to the Committee on Ways and Means, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. RAMSTAD (for himself, Ms. ESHOO, and Mr. KENNEDY of Minnesota):

H.R. 5906. A bill to establish a Consortium on the Impact of Technology in Aging Health Services; to the Committee on Energy and Commerce.

By Mr. RAMSTAD:

H.R. 5907. A bill to amend title XVIII of the Social Security Act to reduce cost-sharing under part D of such title for certain non-institutionalized full-benefit dual eligible individuals; to the Committee on Energy and Commerce, and in addition to the Committee on Ways and Means, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. ROGERS of Michigan (for himself and Mr. EHLERS):

H.R. 5908. A bill to amend title 49, United States Code, to permit certain revenues of private vanpool contractors received from providing public transportation to be used for the purpose of acquiring rolling stock that is not funded, in part, by Federal, State, or local government assistance, and to permit certain expenditures of private vanpool contractors to be credited toward the local matching share of the costs of public transportation projects; to the Committee on Transportation and Infrastructure.

By Mr. RYUN of Kansas (for himself, Mr. TIAHRT, Mr. MORAN of Kansas, and Mr. MOORE of Kansas):

H.R. 5909. A bill to promote public safety and improve the welfare of captive big cats, and for other purposes; to the Committee on Agriculture.

By Ms. LORETTA SANCHEZ of California:

H.R. 5910. A bill to amend the Homeland Security Act of 2002 to provide funding for emergency planning and management and emergency response providers, and for other purposes; to the Committee on Transportation and Infrastructure, and in addition to the Committees on Energy and Commerce, and Homeland Security, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. SMITH of New Jersey:

H.R. 5911. A bill to establish the United States Commission to Monitor Slavery and its Eradication in Sudan; to the Committee on International Relations.

By Mr. STEARNS (for himself, Mr. MATHESON, and Mr. MCINTYRE):

H.R. 5912. A bill to direct the Federal Trade Commission to prescribe rules to prohibit deceptive conduct in the rating of video and computer games; to the Committee on Energy and Commerce.

By Mr. TANCREDO:

H.R. 5913. A bill to amend the Help America Vote Act of 2002 to require an individual to provide proof that the individual is a citizen of the United States and to present a government-issued photo identification as a condition of casting a ballot in an election for Federal office, and for other purposes; to the Committee on House Administration, and in addition to the Committee on Transportation and Infrastructure, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. WU:

H.R. 5914. A bill to amend the Elementary and Secondary Education Act of 1965 to reduce class size through the use of fully qualified teachers, and for other purposes; to the Committee on Education and the Workforce.

By Mr. SHADEGG:

H. Con. Res. 454. Concurrent resolution providing for an adjournment or recess of the two Houses; which was considered and postponed.

By Mr. POMBO:

H. Con. Res. 456. Concurrent resolution providing for a correction to the enrollment of the bill, S. 203; considered and agreed to.

By Mr. HYDE:

H. Res. 949. A resolution commending the people and Government of Romania, on the occasion of the visit of Romanian President Traian Basescu to the United States, for the strong relationship between Romania and the United States; to the Committee on International Relations.

By Mr. KUCINICH (for himself, Mr. MCGOVERN, Mr. STARK, Ms. NORTON, Ms. WOOLSEY, Ms. BALDWIN, Mr. CONYERS, Ms. LEE, Ms. MOORE of Wisconsin, Mr. HINCHEY, and Mr. MORAN of Virginia):

H. Res. 950. A resolution calling for the abolition of all nuclear weapons; to the Committee on International Relations.

By Mr. BILIRAKIS (for himself, Mr. LANTOS, Mr. RAHALL, Mrs. MALONEY, Mr. SHAYS, Mr. SIMMONS, Mr. WELDON of Pennsylvania, Mr. TERRY, Mr. ROTHMAN, Mr. CONYERS, Mr. HOLDEN, Mr. HOLT, Mr. HASTINGS of Florida, Mr. MCGOVERN, Mr. MCNULTY, Ms. WATSON, Mr. PAYNE, Mr. MCCOTTER, Mr. NEY, Mr. PALLONE, Mr. SPRATT, Mr. FOLEY, Mr. PEARCE, Mr. CROWLEY, Ms. LINDA T. SÁNCHEZ of California, Mr. MEEHAN, Mr. YOUNG of Florida, Mr. ENGLISH of Pennsylvania, Mr. SHAW, Mr. ANDREWS, Mr. SCOTT of Virginia, and Mr. SCHIFF):

H. Res. 953. A resolution commending the Republic of Cyprus and thanking the Cypriot people for their support and assistance in the evacuation of Americans fleeing Lebanon; to the Committee on International Relations.

By Mr. LEACH:

H. Res. 954. A resolution urging the President to appoint a Special Envoy for Middle East Peace; to the Committee on International Relations.

By Mr. FARR:

H. Res. 955. A resolution calling for sustainable peace in the Middle East; to the Committee on International Relations.

By Mr. MORAN of Kansas (for himself, Mr. TIAHRT, Mr. RYUN of Kansas, and Mr. MOORE of Kansas):

H. Res. 956. A resolution congratulating the Department of Agronomy in the College of Agriculture at Kansas State University for 100 years of excellent service to Kansas agriculture; to the Committee on Agriculture.

¶75.48 MEMORIALS

Under clause 3 of rule XII, memorials were presented and referred as follows:

422. The SPEAKER presented a memorial of the General Assembly of the State of Tennessee, relative to Senate Joint Resolution No. 750 urging the Congress of the United States to pass the Meth-Endangered Children Protection Act of 2005; to the Committee on Energy and Commerce.

423. Also, a memorial of the General Assembly of the State of Tennessee, relative to Senate Joint Resolution No. 750 urging the Congress of the United States to pass the Meth-Endangered Children Protection Act of 2005; to the Committee on Energy and Commerce.

424. Also, a memorial of the Senate of the State of Louisiana, relative to Senate Resolution No. 141 memorializing the Congress of the United States to authorize appropriations for the cooperative enforcement initiative in the Magnuson-Stevens Fishery Conservation and Management Reauthorization Act of 2006 for five years increasing levels of funding each year; to the Committee on Resources.

425. Also, a memorial of the Senate of the State of Tennessee, relative to Senate Resolution No. 158 memorializing the Congress of the United States to enact the ''Constitutional Restoration Act of 2005''; to the Committee on the Judiciary.

426. Also, a memorial of the General Assembly of the State of Tennessee, relative to Senate Joint Resolution No. 911 urging the reauthorization of the special provisions of the Voting Rights Act of 1965; to the Committee on the Judiciary.

427. Also, a memorial of the Legislature of the Commonwealth of Guam, relative to Resolution No. 138 supporting the passage of H.R. 4259, otherwise known as the ''Veterans' Right to Know Act'' and other similar acts pending before the Congress of the United States; jointly to the Committees on Armed Services and Rules.

428. Also, a memorial of the Senate of the State of Louisiana, relative to Senate Resolution No. 117 memorializing the Congress of the United States to appropriate funding for the recovery of the shrimp industry and to vote against the repeal of the ''Byrd Amendment''; jointly to the Committees on Ways and Means and Resources.

429. Also, a memorial of the House of Representatives of the State of Louisiana, relative to House Resolution No. 117 memorializing the Congress of the United States to appropriate sufficient funds for the recovery of the shrimp industry and to vote against the repeal of the ''Byrd Amendment''; jointly to the Committees on Ways and Means and Resources.

¶75.49 ADDITIONAL SPONSORS

Under clause 7 of rule XII, sponsors were added to public bills and resolutions as follows:

H.R. 98: Mr. ENGLISH of Pennsylvania.
H.R. 111: Mr. BILBRAY.
H.R. 284: Mr. WHITFIELD.
H.R. 363: Mr. ETHERIDGE.
H.R. 500: Mrs. WILSON of New Mexico.
H.R. 517: Ms. GINNY BROWN-WAITE of Florida.
H.R. 552: Mr. KNOLLENBERG.
H.R. 583: Mr. MILLER of North Carolina.
H.R. 817: Mr. LIPINSKI, Mr. TIBERI, Mr. MICA, Mr. DEAL of Georgia, Mr. MCKEON, Mr. MCHENRY, Mr. KIND, Mr. CAMPBELL of California, Mr. KUHL of New York, Mrs. MUSGRAVE, Mr. FOSSELLA, Mr. HAYWORTH, Mr. WALSH, Mr. VISCLOSKY, Mr. RYUN of Kansas, Mr. YOUNG of Florida, Mr. MCHUGH, Ms. HERSETH, Mr. HASTINGS of Washington, Mr. PETERSON of Pennsylvania, Mr. SOUDER, Mr. MCINTYRE, Mr. DAVIS of Alabama, Mr. BRADLEY of New Hampshire, Mr. ABERCROMBIE, Mr. KNOLLENBERG, Mr. LATHAM, Mr. HOLDEN, and Mr. CLEAVER.
H.R. 819: Mr. BOUSTANY.
H.R. 910: Mr. BROWN of Ohio.
H.R. 916: Ms. WOOLSEY.
H.R. 998: Mr. ETHERIDGE.
H.R. 1078: Mr. DINGELL, Ms. ESHOO, and Mr. BURGESS.
H.R. 1182: Mr. COOPER.
H.R. 1227: Mr. SOUDER.
H.R. 1288: Mr. FOLEY.
H.R. 1298: Mr. JACKSON of Illinois.
H.R. 1306: Mr. RENZI, Mr. HEFLEY, Mr. CAMP of Michigan, and Mr. FARR.
H.R. 1384: Mr. GOODLATTE and Mr. FOLEY.
H.R. 1431: Mr. MEEHAN.
H.R. 1438: Mr. WELDON of Florida.
H.R. 1471: Mr. OBERSTAR, Mr. EMANUEL, Mr. MEEK of Florida, Ms. KILPATRICK of Michigan, Mr. NADLER, Mr. PETERSON of Minnesota, Mr. VISCLOSKY, and Mr. KIRK.
H.R. 1498: Mr. GOODLATTE.
H.R. 1548: Mr. CANTOR.
H.R. 1632: Mr. GERLACH and Mr. HINOJOSA.
H.R. 1634: Mr. MILLER of North Carolina and Mr. CULBERSON.
H.R. 1876: Mr. DAVIS of Illinois.
H.R. 2345: Mrs. LOWEY.
H.R. 2421: Ms. HART.
H.R. 2429: Mr. BOSWELL.
H.R. 2488: Mr. HIGGINS.
H.R. 2562: Mr. CONYERS.
H.R. 2567: Mr. CAMPBELL of California.
H.R. 2568: Mr. ENGLISH of Pennsylvania.
H.R. 2679: Mr. FEENEY, Mr. BONNER, and Mr. GARRETT of New Jersey.
H.R. 2727: Mr. CAPUANO.
H.R. 2808: Mrs. NORTHUP and Mr. DANIEL E. LUNGREN of California.
H.R. 2832: Mr. ENGLISH of Pennsylvania.
H.R. 2861: Mr. POMEROY.
H.R. 2945: Mr. REHBERG.
H.R. 2989: Mr. RAHALL.
H.R. 3195: Mr. HONDA, Mr. STARK, and Mr. SOUDER.
H.R. 3427: Mrs. DRAKE.
H.R. 3625: Mr. BAIRD.
H.R. 3828: Mr. MCCOTTER.
H.R. 3957: Mr. COLE of Oklahoma and Mrs. SCHMIDT.
H.R. 4033: Mr. GUTKNECHT.
H.R. 4174: Ms. JACKSON-LEE of Texas and Mr. SERRANO.
H.R. 4235: Ms. DEGETTE, Mr. TANCREDO, and Mr. SALAZAR.
H.R. 4291: Ms. JACKSON-LEE of Texas.
H.R. 4366: Mr. MEEK of Florida.
H.R. 4517: Mr. SOUDER.
H.R. 4562: Mrs. CAPITO, Mr. OSBORNE, Mr. TAYLOR of North Carolina, Mr. BONNER, Mr. WALDEN of Oregon, Mr. FORD, Mr. DINGELL, Mr. PUTNAM, Mr. AL GREEN of Texas, Mr. DEFAZIO, Mr. SESSIONS, Mr. RADANOVICH, Mr. COSTELLO, Mr. YOUNG of Florida, Ms. GRANGER, Mr. CAMP of Michigan, Mrs. MILLER of Michigan, Mr. BOYD, Mrs. CUBIN, Mr. INGLIS of South Carolina, Mr. STUPAK, and Mr. NEUGEBAUER.
H.R. 4666: Mr. SHAYS.
H.R. 4725: Mr. POE.
H.R. 4766: Mr. PEARCE.
H.R. 4767: Ms. KAPTUR.
H.R. 4901: Mr. LANTOS.
H.R. 4927: Ms. CORRINE BROWN of Florida, Mr. WAXMAN, Mr. KILDEE, and Mr. MOORE of Kansas.
H.R. 4956: Mr. KIND, Mr. LEWIS of Georgia, Mr. COOPER, and Mr. SHERMAN.
H.R. 4987: Mr. ENGLISH of Pennsylvania.
H.R. 5005: Mr. ORTIZ, Mr. ISSA, Mr. GOODLATTE, and Mr. BERRY.
H.R. 5022: Ms. WATERS, Mr. MCCAUL of Texas, and Mrs. TAUSCHER.
H.R. 5052: Mr. MARKEY.
H.R. 5056: Mr. HAYWORTH.
H.R. 5106: Mr. ANDREWS.
H.R. 5139: Mr. KIND.
H.R. 5140: Mr. KIND.
H.R. 5156: Mr. PEARCE.
H.R. 5171: Mrs. MILLER of Michigan and Mr. SOUDER.
H.R. 5230: Mr. EHLERS.
H.R. 5249: Mr. DEAL of Georgia, Mr. HAYES, Mr. MILLER of Florida, and Mr. ENGLISH of Pennsylvania.
H.R. 5292: Mr. PEARCE.
H.R. 5304: Mr. REICHERT.
H.R. 5312: Mr. KENNEDY of Rhode Island.
H.R. 5321: Mr. POMEROY.
H.R. 5371: Mr. SCHIFF.
H.R. 5382: Mr. PRICE of North Carolina.
H.R. 5453: Mr. MCCOTTER.
H.R. 5482: Ms. SCHAKOWSKY and Mr. DEFAZIO.
H.R. 5485: Ms. MATSUI.
H.R. 5539: Mr. FORD and Mr. ENGLISH of Pennsylvania.
H.R. 5552: Mr. MCKEON and Mr. OSBORNE.
H.R. 5575: Mr. HONDA.
H.R. 5587: Ms. GINNY BROWN-WAITE of Florida.
H.R. 5597: Mr. POE.
H.R. 5598: Mr. JACKSON of Illinois.
H.R. 5602: Mr. WALDEN of Oregon.
H.R. 5608: Mr. PASCRELL, Mr. MORAN of Virginia, Mr. RAHALL, and Mr. JACKSON of Illinois.
H.R. 5635: Mr. SANDERS, Ms. DELAURO, Mr. GEORGE MILLER of California, and Mr. PASCRELL.
H.R. 5667: Mr. CASE and Mr. PASCRELL.
H.R. 5675: Mr. WALDEN of Oregon.
H.R. 5702: Mr. SCOTT of Georgia.
H.R. 5704: Mr. MCHUGH and Mr. POE.
H.R. 5733: Mr. REICHERT, Mr. MILLER of Florida, Mr. RANGEL, and Mr. FOLEY.
H.R. 5739: Mr. POE.
H.R. 5740: Mr. SHAYS.
H.R. 5755: Mr. RENZI, Mr. LATHAM, Mr. RYAN of Ohio, and Mr. ISRAEL.
H.R. 5757: Mr. HONDA.
H.R. 5770: Mr. WYNN, Mr. THOMPSON of Mississippi, and Mr. PAYNE.
H.R. 5772: Mr. LATHAM and Mrs. EMERSON.
H.R. 5805: Mr. WELLER, Mr. CHANDLER, Mr. SOUDER, Mr. FORTUÑO, MRS. MILLER of Michigan, Mr. CASE, Mr. PUTNAM, Mr. NEY, and Mr. LINDER.
H.R. 5806: Mr. JEFFERSON, Ms. WOOLSEY, Mr. MOORE of Kansas, Mr. PAYNE, Mr. MCGOVERN, Mr. FARR, and Mr. OWENS.
H.R. 5815: Ms. BERKLEY.
H.R. 5834: Mr. MCDERMOTT.
H.R. 5835: Mr. CAMP of Michigan, Mr. SOUDER, Mr. ENGLISH of Pennsylvania, Mr. YOUNG of Florida, and Mr. HIGGINS.
H.R. 5836: Mr. GENE GREEN of Texas, Mr. PAYNE, and Ms. LEE.
H.R. 5837: Mr. ISRAEL, Mr. HINOJOSA, and Mr. AL GREEN of Texas.
H.R. 5878: Mr. HONDA, Mr. CARNAHAN, Mr. MCGOVERN, and Ms. MOORE of Wisconsin.
H.R. 5887: Mr. MEEHAN and Mr. BURTON of Indiana.
H. Con. Res. 179: Mr. PITTS.
H. Con. Res. 415: Mr. PAYNE.
H. Con. Res. 450: Ms. MOORE of Wisconsin.
H. Res. 79: Ms. MCCOLLUM of Minnesota, Mr. TAYLOR of Mississippi, Mr. MORAN of Virginia, Mr. NEAL of Massachusetts, Ms. LORETTA SANCHEZ of California, Ms. ESHOO, Mr. FILNER, Mr. WU, Mr. STUPAK, Mr. PASCRELL, and Mr. THOMPSON of California.
H. Res. 222: Mr. GARRETT of New Jersey.
H. Res. 295: Mr. MOORE of Kansas.
H. Res. 335: Mr. KENNEDY of Rhode Island.
H. Res. 533: Mr. BUTTERFIELD.
H. Res. 745: Mr. SESSIONS.
H. Res. 759: Mr. FOSSELLA.
H. Res. 776: Mr. POE.
H. Res. 790: Mr. DAVIS of Alabama and Ms. WATSON.
H. Res. 823: Ms. FOXX, Ms. HARRIS, Mr. CALVERT, and Mrs. DRAKE.
H. Res. 844: Mr. SERRANO.
H. Res. 888: Mr. STARK, Mr. JACKSON of Illinois, and Ms. NORTON.
H. Res. 894: Mr. FARR.
H. Res. 928: Mr. DAVIS of Illinois and Ms. MCCOLLUM of Minnesota.
H. Res. 931: Ms. WATSON, Ms. MCCOLLUM of Minnesota, Mr. BROWN of Ohio, Mr. MCNULTY, Ms. MATSUI, and Ms. LEE.
H. Res. 935: Mr. AL GREEN of Texas and Mr. JACKSON of Illinois.
H. Res. 948: Mr. WU, Mr. UDALL of Colorado, and Mr. CALVERT.

¶75.50 PETITIONS

Under clause 3 of rule XII, petitions and papers were laid on the clerk's desk and referred as follows:

133. The SPEAKER presented a petition of the City Council of Atlanta, Georgia, relative to Resolution 06-R-0928 recognizing the thirty one years of contributions made to the City of Atlanta by the Community Development Block Grant Program and supporting its continuation; to the Committee on Financial Services.

134. Also, a petition of the Legislature of Orange County, New York, relative to Resolution No. 133 opposing the construction of the New York Regional Interconnection Power Transmission Line and urging the Congress of the United States and the United States Department of Energy and the Federal Energy Regulatory Commission to deny

the application of New York Regional Interconnect for designation of a certain route in New York as a national interest electric transmission corridor; to the Committee on Energy and Commerce.

135. Also, a petition of the Commission of Cook County, Illinois, relative to a resolution urging the President of the United States and the Congress of the United States to make universal healthcare a priority and to take the measures necessary for it to become a reality, which is consistent with the goals set forth in the ''Healthy People 2010'' initiative; to the Committee on Energy and Commerce.

136. Also, a petition of the City Council of Atlanta, Georgia, relative to Resolution 06-R-0932 urging the Congress of the United States to investigate atrocities of the harvesting of human organs in the United States and China; and urging the Congress of the United States not to accept denials at face value and requesting the President of the United States question Hu Jin Tao, the President of China; to the Committee on International Relations.

137. Also, a petition of the Board of Commissioners of Cook County, Illinois, relative to a Resolution urging the Congress of the United States to uphold the decree of equal justice for all through either extending or making permanent all sections of the Voting Rights Act; to the Committee on the Judiciary.

138. Also, a petition of Mr. Gregory T. Howard, a Citizen of Toledo, Ohio, relative to a letter discussing a legal matter; to the Committee on the Judiciary.

139. Also, a petition of Mr. Gregory T. Howard, a Citizen of Toledo, Ohio, relative to a letter discussing a legal matter; to the Committee on the Judiciary.

140. Also, a petition of Mr. Gregory T. Howard, a Citizen of Toledo, Ohio, relative to a letter discussing a legal matter; to the Committee on the Judiciary.

THURSDAY, JULY 27, 2006 (76)

The House was called to order by the SPEAKER.

¶76.1 APPROVAL OF THE JOURNAL

The SPEAKER announced he had examined and approved the Journal of the proceedings of Wednesday, July 26, 2006.

Pursuant to clause 1, rule I, the Journal was approved.

¶76.2 COMMUNICATIONS

Executive and other communications, pursuant to clause 8, rule XII, were referred as follows:

8821. A letter from the Executive Director, Commodity Futures Trading Commission, transmitting the Commission's final rule — Recognition of Multilateral Clearing Organizations—received July 19, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

8822. A letter from the Executive Director, Commodity Futures Trading Commission, transmitting the Commission's final rule — Market and Large Trader Reporting (RIN: 3038-AC22) received July 19, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

8823. A letter from the Director, Regulatory Review Group, Department of Agriculture, transmitting the Department's final rule — Regulations Regarding Employee Conflicts of Interest (RIN: 0560-AH57) received July 19, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

8824. A letter from the Congressional Review Coordinator, APHIS, Department of Agriculture, transmitting the Department's final rule — Gypsy Moth; Regulated Articles [Docket No. 00-067-2] (RIN: 0579-AB55) received July 24, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

8825. A letter from the Congressional Review Coordinator, APHIS, Department of Agriculture, transmitting the Department's final rule — Asian Longhorned Beetle; Removal of Quarantined Area in Illinois [Docket No. APHIS-2006-0105] received July 24, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

8826. A letter from the Chief, Program Analysis and Monitoring Board, Department of Agriculture, transmitting the Department's final rule — Child Nutrition Programs: Uniform Federal Assistance Regulations; Nondiscretionary Technical Amendments (RIN: 0584-AD16) received July 24, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

8827. A letter from the Congressional Review Coordinator, APHIS, Department of Agriculture, transmitting the Department's final rule — Brucellosis in Cattle; State and Area Classifications; Idaho [Docket No. APHIS-2006-0001] received July 6, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

8828. A letter from the Congressional Review Coordinator, APHIS, Department of Agriculture, transmitting the Department's final rule — Imported Fire Ant; Addition of Counties in Arkansas and Tennessee to the List of Quarantines Areas [Docket No. APHIS-2006-0080] received July 26, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

8829. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule—2-Propenoic Acid, 2-Methyl, Polymer with Butyl 2-Propenoate, Methyl 2-Methyl-2-Propenoate, Methyl 2-Propenoate and 2-Propenoic Acid, Graft, Compound with 2-Amino-2-Methyl-1- Propanol; Tolerance Exemption [EPA-HQ-OPP-2006-0555; FRL-8077-4] received July 24, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

8830. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — 2-Propenoic, 2-Methyl-, Polymers with Ethyl Acrylate and Polythylene Glycol Methlacrylate C 18-22 Alkyl Ethers; Tolerance Exemption [EPA-HQ-OPP-2006-0550; FRL-8078-3] received July 24, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

8831. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Butene, Homopolymer; Tolerance Exemption [EPA-HQ-OPP-2006-0552; FRL-8075-8] received July 20, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

8832. A letter from the Chairman, Defense Nuclear Facilities Safety Board, transmitting the Board's Report to Congress on the Plutonium Storage at the Department of Energy's Savannah River Site, pursuant to Public Law 107-314, section 3183; to the Committee on Armed Services.

8833. A letter from the Director, Defense Procurement and Acquisition Policy, Department of Defense, transmitting the Department's final rule — Defense Federal Acquisition Regulation Supplement; Types of Contracts [DFARS Case 2003-D078] received July 24, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Armed Services.

8834. A letter from the Chairman, Board of Governors of the Federal Reserve System, transmitting the Board's semiannual Monetary Policy Report pursuant to Pub. L. 106-569; to the Committee on Financial Services.

8835. A letter from the Secretary, Division of Market Regulation, Securities and Exchange Commission, transmitting the Commission's final rule — Commission Guidance Regarding Client Commission Practices Under Section 28(e) of the Securities Exchange Act of 1934 [Release No. 34-54165; File No. S7-13-06] received July 20, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Financial Services.

8836. A letter from the Assistant Secretary, Employee Benefits Security Administration, Department of Labor, transmitting the Department's final rule — Electronic Filing of Annual Reports (RIN: 1210-AB04) received July 24, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Education and the Workforce.

8837. A letter from the Secretary, Department of Energy, transmitting the Department's Annual Report for the Strategic Petroleum Reserve, covering calendar year 2005, pursuant to 42 U.S.C. 6245(a); to the Committee on Energy and Commerce.

8838. A letter from the Secretary, Department of Energy, transmitting a copy of draft legislation to extend the authorization for the Federal contribution to the Uranium Enrichment Decontamination and Decommissioning (UED&D) Fund; to the Committee on Energy and Commerce.

8839. A letter from the Attorney, Office of Assistant General Counsel for Legislation and Regulatory Law, Department of Energy, transmitting the Department's final rule — Computer Security; Access to Information on Department of Energy Computers and Computer Systems (RIN: 1992-AA27) received July 20, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

8840. A letter from the Regulations Coordinator, Department of Health and Human Services, transmitting the Department's final rule — National Institutes of Health Training Grants (RIN: 0925-AA28) received July 26, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

8841. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — National Perchloroethylene Air Emission Standards for Dry Cleaning Facilities [EPA-HQ-OAR-2005-0155; FRL-8200-2] (RIN: 2060-AK18) received July 24, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

8842. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Approval and Promulgation of Implementation Plans; New York Ozone State Implementation Plan Revision; [Docket No. EPA-R02-OAR-2006-0303, FRL-8191-3] received July 20, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

8843. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Protection of Stratospheric Ozone; Minor Amendments to the Regulations Implementing the Allowance System for Controlling HCFC Protection, Import, and Export [EPA-HQ-OAR-2003-0130] (RIN: 2060-AL90) received July 20, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

8844. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Approval and Promulgation of Air Quality Implementation Plans; Tennessee; Update to Materials Incorporated by Reference [TN-200602; FRL-8197-2] received

July 20, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

8845. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — National Emission Standards for Hazardous Air Pollutants: Organic Liquids Distribution (Non-Gasoline) [EPA-HQ-OAR-2003-0138; FRL-8202-4] (RIN: 2060-AM77) received July 20, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

8846. A letter from the General Counsel, Federal Energy Regulatory Commission, transmitting the Commission's final rule — Promoting Transmission Investment through Pricing Reform [Docket No. RM06-4-000; Order No. 679] received July 24, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

8847. A letter from the Director, International Cooperation, Department of Defense, transmitting Pursuant to Section 27(f) of the Arms Export Control Act and Section 1(f) of Executive Order 11958, Transmittal No. 18-06 informing of an intent to sign the C-130J Block 7, 8, and 9 Upgrade Project Arrangement with Australia, Denmark, Italy, and the United Kingdom; to the Committee on International Relations.

8848. A letter from the Director, International Cooperation, Department of State, transmitting Pursuant to Section 27(f) of the Arms Export Control Act and Section 1(f) of Executive Order 11958, Transmittal No. 17-06 informing of an intent to sign the Research, Development, Test and Evaluation Memorandum of Agreement (MOA) between the United States and Italy; to the Committee on International Relations.

8849. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting notification that effective April 16, 2006, the 15% Danger Pay Allowance for Sarajevo, Bosnia-Herzegovina was terminated based on improved security conditions, pursuant to 5 U.S.C. 5928; to the Committee on International Relations.

8850. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting pursuant to section 36(c) of the Arms Export Control Act, certification regarding the proposed license for the export of defense articles and services to the Government of the United Kingdom (Transmittal No. DDTC 010-06); to the Committee on International Relations.

8851. A letter from the Secretary, Department of Transportation, transmitting the Semiannual Report of the Office of Inspector General for the period ending March 31, 2006, pursuant to 5 U.S.C. app. (Insp. Gen. Act) section 5(b); to the Committee on Government Reform.

8852. A letter from the Chief Human Capital Officer, Corporation for National & Community Service, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Government Reform.

8853. A letter from the Assistant Director, Executive & Political Personnel, Department of Defense, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Government Reform.

8854. A letter from the Assistant Director, Executive & Political Personnel, Department of Defense, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Government Reform.

8855. A letter from the General Counsel, Department of Housing and Urban Development, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Government Reform.

8856. A letter from the Special Assistant to the Secreary, White House Liaison, Department of Veterans Affairs, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Government Reform.

8857. A letter from the Special Assistant to the Secretary, White House Liaison, Department of Veterans Affairs, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Government Reform.

8858. A letter from the Director, Strategic Human Resources Policy Division, Office of Personnel Management, transmitting the Office's final rule — Implementation of Title II of the Notification and Federal Employee Antidiscrimination and Realitation Act of 2002 — Notification & Training (RIN: 3206-AK38) received July 25, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Government Reform.

8859. A letter from the Under Secretary for Oceans and Atmosphere, Department of Commerce, transmitting the Department's report regarding the activities of the Northwest Atlantic Fisheries Organization for 2005, pursuant to 16 U.S.C. 5601 et. seq.; to the Committee on Resources.

8860. A letter from the Director, Minerals Management Service, Department of the Interior, transmitting the Department's final rule — Oil, Gas, and Sulfur Operations and Leasing in the Outer Continental Shelf (OCS) — Recovery of Costs Related to the Regulation of Oil and Gas Activities on the OCS (RIN: 1010-AD23) received July 19, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Resources.

8861. A letter from the Assistant Administrator for Fisheries, NMFS, National Oceanic and Atmospheric Administration, transmitting the Administration's final rule — Pacific Halibut Fisheries; Guideline Harvest Levels for the Guided Recreational Halibut Fishery; Correction [Docket No. 060215036-6178-02, I.D. 101501A] (RIN: 0648-AU30) received July 27, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Resources.

8862. A letter from the Deputy Assistant Administrator for Operations, NMFS, National Oceanic and Atmospheric Administration, transmitting the Administration's final rule — Fisheries Off West Coast States; Coastal Pelagic Species Fisheries; Annual Specifications [Docket No. 30109004-6164-02; I.D. 010406E] (RIN: 0648-AT76) received July 27, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Resources.

8863. A letter from the Deputy Assistant Administrator for Regulatory Programs, NMFS, National Oceanic and Atmospheric Administration, transmitting the Agency's final rule — Fisheries of the Northeastern United States; Final 2006-2008 Specifications for the Spiny Dogfish Fishery [Docket No. 060418103-6181-02; I.D. 040706F] (RIN: 0648-AT59) received July 27, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Resources.

8864. A letter from the Staff Director, United States Sentancing Commission, transmitting a copy of the 2005 Annual Report and Sourcebook of Federal Sentancing Statistics, pursuant to 28 U.S.C. 994(w)(3); to the Committee on the Judiciary.

8865. A letter from the Assistant Secretary for the Army for Civil Works, Department of Defense, transmitting a legislative proposal regarding the financing of a capital improvement project at the Washington Aqueduct drinking water facility in support of the President's Fiscal Year 2007 Budget; to the Committee on Transportation and Infrastructure.

8866. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Safety and Security Zones; Tall Ships Celebration 2006, Great Lakes, Cleveland, Ohio, Bay City, Michigan, Green Bay, Wisconsin, Sturgeon Bay, Wisconsin, Chicago, Illinois [CGD09-06-032] (RIN: 1625-AA00) received July 26, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

8867. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Coast Guard Organization; Activities Europe [USCG-2006-24520] (RIN: 1625-AB03) received July 26, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

8868. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Special Local Regulations for Marine Events; Chesapeake Bay, Cape Charles, VA [CGD05-06-036] (RIN: 1625-AA08) received July 26, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

8869. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Special Local Regulations for Marine Events; Pamlico River, Washington, North Carolina [CGD05-06-033] (RIN: 1625-AA08) received July 26, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

8870. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Special Local Regulations for Marine Events; Atlantic Ocean, Atlantic City, NJ [CGD05-06-037] (RIN: 1625-AA08) received July 26, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

8871. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Special Local Regulations for Marine Events; Mill Creek, Fort Monroe, Hampton, Virginia [CGD05-06-025] (RIN: 1625-AA08) received July 26, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

8872. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Drawbridge Operation Regulation; Broward County Bridges, Atlantic Intracoastal Waterway, Broward County, FL [CGD07-04-136] (RIN: 1625-AA09) received July 27, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

8873. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Drawbridge Operation Regulations; Atlantic Intracoastal Waterway (AICW), Elizabeth River, Southern Branch, Virginia [CGD05-05-041] (RIN: 1625-AA09) received July 27, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

8874. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Drawbridge Operation Regulations; James River, between Isle of Wight and Newport News, VA [CGD05-06-039] (RIN: 1625-AA09) received July 27, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

8875. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Drawbridge Operation Regulations; Long Island, New York Inland Waterway from East Rockaway Inlet to Shinnecock Canal, Jones Beach, NY [CGD01-06-078] received July 27, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

8876. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Drawbridge Operation Regulations; Long Island, New York Waterway from East Rockaway Inlet to Shinnecock Canal, Hempstead, NY [CGD01-06-077] received July 27, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

8877. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Drawbridge Operation Regulations; Long Island, New York Inland Waterway from East Rockaway Inlet to Shinnecock Canal, Jones Beach, NY [CGD01-06-76] received July 27, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

8878. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Drawbridge Operation Regulations; Potomac River, between Maryland and Virginia [CGD05-06-070] (RIN: 1625-AA09) received July 27, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

8879. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Drawbridge Operation Regulations; Potomac River, between Maryland and Virginia [CGD05-06-071] (RIN: 1625-AA09) received July 27, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

8880. A letter from the Docket Clerk, FRA, Department of Transportation, transmitting the Department's final rule — Locomotive Crashworthiness [Docket No. FRA-2004-17645; Notice No. 3] (RIN: 2130-AB23) received July 24, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

8881. A letter from the Attorney, PHMSA, Department of Transportation, transmitting the Department's final rule — Hazardous Materials: Infectious Substances; Harmonization with the United Nations Recommendations [Docket No. PHMSA-2004-16895 (HM-226A)] (RIN: 2137-AD93) received July 24, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

8882. A letter from the Program Analyst, NHTSA, Department of Transportation, transmitting the Department's final rule — Motorcyclist Safety Grant Program [Docket No. NHTSA-2006-23700] (RIN: 2127-AJ86) received July 24, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

8883. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Standard Instrument Approach Procedures; Miscellaneous Amendments [Docket No. 30494; Amdt. No. 3167] received July 24, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

8884. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Standard Instrument Approach Procedures; Weather Takeoff Minimums; Miscellaneous Amendments [Docket No. 30493; Amdt. No. 3166] received July 24, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

8885. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — IFR Altitudes; Miscellaneous Amendments [Docket No. 30495; Amdt. No. 461] received July 24, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

8886. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Amendment of Class D Airspace; Pompano Beach, FL; Amendment of Class D Airspace; Fort Lauderdale Executive Airport, FL [Docket No. FAA-2006-24424; Airspace Docket No. 06-ASO-6] received July 24, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

8887. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Revision of Class E Airspace; Vandenberg AFB, CA [Docket No. FAA-2006-24064; Airspace Docket No. 06-AWP-3] (RIN: 2120-AA66) received July 24, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

8888. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Removal of Class D and E Airspace; Roosevelt Roads, PR Amendment of Class E Airspace; Isla de Vieques, PR [Docket No. FAA-2006-24391; Airspace Docket No. 06-ASO-5] received July 24, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

8889. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Modification of Offshore Airspace Area; Control 1487L; AK [Docket No. FAA-2005-22024; Airspace Docket No. 06-AAL-08] (RIN: 2120-AA66) received July 24, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

8890. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Modification of Control 1234L Offshore Airspace Area; AK [Docket No. FAA-2006-23708; Airspace Docket No. 06-AAL-1] (RIN: 2120-AA66) received July 24, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

8891. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Amendment to Class E Airspace; Jackson, WY [Docket No. FAA-2005-22665; Airspace Docket No. 05-ANM-13] received July 24, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

8892. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Modification of Class E Airspace; Wellington Municipal Airport, KS [Docket No. FAA-2006-24869; Airspace Docket No. 06-ACE-4] received July 24, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

8893. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Revision of Class E Airspace; Herlong, CA [Docket No. FAA-2004-19684; Airspace Docket No. 04-ANM-24] received July 24, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

8894. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Establishment of Offshore Airspace Area 1485L and Revision of Control 1485H; Barrow, AK [Docket No. FAA-2006-23872; Airspace Docket No. 06-AAL-9] (RIN: 2120-AA66) received July 24, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

8895. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Revocation of Low Altitude Reporting Point; AK [Docket No. FAA-2005-225010; Airspace Docket No. 06-AAL-17] (RIN: 2120-AA66) received July 24, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

8896. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Modification of Class E Airspace; Keokuk Municipal Airport, IA [Docket No. FAA-2006-25009; Airspace Docket No. 06-ACE-7] received July 24, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

8897. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Modification of Class E Airspace; Scottsbluff, Western Nebraska Regional Airport/William B. Helig Field, NE [Docket No. FAA-2006-25007; Airspace Docket No. 06-ACE-5] received July 24, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

8898. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Revision of Class E Airspace; Togiak Village, AK [Docket No. FAA-2006-23713; Airspace Docket No. 06-AAL-06] received July 24, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

8899. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Modification of Legal Description of Class D and E Airspace; Fairbanks, Fort Wainwright Army Airfield, AK [Docket No. FAA-2006-24813; Airspace Docket No. 06-AAL-16] received July 24, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

8900. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Revision of Class E Airspace; Huslia, AK [Docket No. FAA-2006-24004; Airspace Docket No. 06-AAL-13] received July 24, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

8901. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Modification of Legal Description of Class D and E Airspace; Fairbanks, Fort Wainwright Army Airfield, AK [Docket No. FAA-2006-24813; Airspace Docket No. 06-AAL-16] received July 24, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

8902. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Modification of VOR Federal Airways; and Establishment of Area Navigation Route; NC [Docket No. FAA-2006-24027; Airspace Docket No. 06-ASO-1] (RIN: 2120-AA66) received July 24, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

8903. A letter from the Attorney, Pipeline and Hazardous Materials Safety Administration, Department of Transportation, transmitting the Department's final rule — Hazardous Materials: Preemption Determinations; Procedural Regulations [Docket No. PHMSA-2006-24824] (RIN: 2137-AE18) received July 24, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

8904. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Establishment of Area Navigation Instrument Flight Rules Terminal Transition Route (RITTR); T-210; Jacksonville, FL [Docket No. FAA-2005-23436; Airspace Docket No. 05-ASO-10] (RIN: 2120-AA66) received July 24, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

8905. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Establishment of Area Navigation Instrument Flight Rules Terminal Transition Route (RITTR) T-210; Jacksonville, FL [Docket No. FAA-2005-23436; Airspace Docket No. 05-ASO-10] (RIN: 2120-AA66) received July 24, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

8906. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Engine Components Inc. (ECi) Reciprocating Engine Cylinder Assemblies [Docket No. FAA-2005-22358; Directorate Identifier 2005-NE-20-AD; Amendment 39-14632; AD 2006-12-07] (RIN: 2120-AA64) received July 24, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

8907. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Eurocopter France Model AS350B, BA, B1, B2, B3, C, D, and D1 Helicopters [Docket No. FAA-2006-23888; Directorate Identifier 2005-SW-03-AD; Amendment 39-14622; AD 2006-11-17] (RIN: 2120-AA64) received July 24, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

8908. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Boeing Model 767-200 and -300 Series Airplanes [Docket No. FAA-2005-22488; Directorate Identifier 2005-NM-151-AD; Amendment 39-14637; AD 2000-11-19-R1] (RIN: 2120-AA64) received July 24, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

8909. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Airbus Model A300 B4 Series Airplanes; Model A300 B4-600 Series Airplanes; Model A300 C4-605R Variant F Airplanes; Model A310-200 Series Airplanes; and Model A310-300 Series Airplanes [Docket No. FAA-2006-24200; Directorate Identifier 2006-NM-012-AD; Amendment 39-14630; AD 2006-12-05] (RIN: 2120-AA64) received July 24, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

8910. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Boeing Model 737-300, -400, -500, -700, and -800 Series Airplanes; Model 747-400 and -400F Series Airplanes; Model 757-200 Series Airplanes; Model 767-300 Series Airplanes; and Model 777-300 Series Airplanes; and Model 777-300 Series Airplanes Equipped with Certain Driessen or Showa Galleys or Driessen Closets [Docket No. FAA-2005-22628; Directorate Identifier 2005-NM-056-AD; Amendment 39-14631; AD 2006-12-06] (RIN: 2120-AA64) Received July 24, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

8911. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; DORNIER LUFTFAHRT GmbH Models 228-100, 228-101, 228-200, 228-201, 228-202, and 282-212 Airplanes [Docket No. FAA-2006-24095; Directorate Identifier 2006-CE-21-AD; Amendment 39-14624; AD 2006-11-19] (RIN: 2120-AA64) received July 24, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

8912. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Pacific Aerospace Corporation Ltd. Model 750XL Airplanes [Docket No. FAA-2006-24081; Directorate Identifier 2006-CE-15-AD; Amendment 39-14623; AD 2006-11-18] (RIN: 2120-AA64) received July 24, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

8913. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Boeing Model 737-200C Series Airplanes [Docket No. FAA-2006-24245; Directorate Identifier 2005-NM-166-AD; Amendment 39-14643; AD 2006-12-17] (RIN: 2120-AA64) received July 24, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

8914. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Airbus Model A300 B2 and A300 B4 Series Airplanes; A300 B4-600, B4-600R, and F4-600R Series Airplanes; and Model C4-605R Variant F Airplanes (Collectively Called A300-600 Series Airplanes) [Docket No. FAA-2004-19002; Directorate Identifier 2003-NM-27-AD; Amendment 39-14639; AD 2006-12-13] (RIN: 2120-AA64) received July 24, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

8915. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Empresa Brasileira del Aeronautica S.A. (EMBRAER) Model EMB-120, -120ER, -120FC, -120QC, and -120RT Airplanes [Docket No. FAA-2006-24076; Directorate Identifier 2006-NM-015-AD; Amendment 39-14640; AD 2006-12-14] (RIN: 2120-AA64) received July 24, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

8916. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Hamilton Sundstrand Model 14RF-19 Propellers [Docket No. FAA-2005-21691; Directorate Identifier 2005-NE-13-AD; Amendment 39-14645; AD 2006-12-19] (RIN: 2120-AA64) received July 24, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

8917. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Bombardier Model DHC-8-400 Series Airplanes [Docket No. FAA-2006-24365; Directorate Identifier 2006-NM-022-AD; Amendment 39-14641; AD 2006-12-15] (RIN: 2120-AA64) received July 24, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

8918. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Boeing Model 747-100, 747-100B, 747-100B SUD, 747-200B, 747-200C, 747-300, 747-400, 747-400D, and 747SR Series Airplanes [Docket No. FAA-2006-24102; Directorate Identifier 2005-NM-244-AD; Amendment 39-14638; AD 2006-12-12] (RIN: 2120-AA64) received July 24, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

8919. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Airbus Model A300 B4-600R Series Airplanes, A300 C4-605R Variant F Airplanes, A300 F4-600R Series Airplanes; and Model A310-300 Series Airplanes [Docket No. FAA-2006-24103; Directorate Identifier 2005-NM-241-AD; Amendment 39-14625; AD 2006-12-01] (RIN: 2120-AA64) received July 24, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

8920. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; BAE Systems (Operations) Limited Model BAe 146 and Avro 146-RJ Airplanes [Docket No. FAA-2005-23284; Directorate Identifier 2005-NM-163-AD; Amendment 39-14634; AD 2006-12-09] (RIN: 2120-AA64) received July 24, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

8921. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Boeing Model 747-400 Series Airplanes [Docket No. FAA-2005-23250; Directorate Identifier 2005-NM-150-AD; Amendment 39-14635; AD 2006-12-10] (RIN: 2120-AA64) received July 24, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

8922. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Goodrich Evacuation Systems Approved Under Technical Standard Order (TSO) TSO-C69b and Installed on Airbus Model A330-200 and -300 Series Airplanes, Model A340-200 and -300 Series Airplanes, and Model A340-541 and -642 Airplanes [Docket No. FAA-2006-23890; Directorate Identifier 2005-NM-229-AD; Amendment 39-14633; AD 2006-12-08] (RIN: 2120-AA64) received July 24, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

8923. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Boeing Model 737-600, -700, -700C, -800, and -900 Series Airplanes [Docket No. FAA-2005-20626; Directorate Identifier 2004-NM-243-AD; Amendment 39-14636; AD 2006-12-11] (RIN: 2120-AA64) received July 24, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

8924. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Bombardier Model DHC-8-102, -103, -106, -201, -202, -301, -311, -314, and -315 Airplanes; Equipped with Certain Cockpit Door Installations [Docket No. FAA-2006-24411; Directorate Identifier 2006-NM-033-AD; Amendment 39-14642; AD 2006-12-16] (RIN: 2120-AA64) received July 24, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

8925. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Goodrich Evacuation Systems Approved Under Technical Standard Order (TSO) TSO-C69b and Installed on Airbus Model A330-200 and -300 Series Airplanes, Model A340-200 and -300 Series Airplanes, and Model A340-541 and -642 Airplanes [Docket No. FAA-2006-23890; Directorate Identifier 2005-NM-229-AD; Amendment 39-14633; AD 2006-12-08] (RIN: 2120-AA64) received July 24, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

8926. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Boeing Model 757-200 Series Airplanes Modified by Supplemental Type Certificate (STC) SA979NE [Docket No. FAA-2006-25175; Directorate Identifier 2006-NM-099-AD; Amendment 39-14670; AD 2006-13-17] (RIN: 2120-AA64) received July 24, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

8927. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Bell Helicopter Textron Canada Model 222, 222B, 222U, 230, and 430 Helicopters [Docket No. FAA-2006-25098; Directorate Identifier 2006-SW-12-AD; Amendment 39-14667; AD 2006-13-14] (RIN: 2120-AA64) received July 24, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

8928. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Airbus Model A318, A319, A320, and A321 Airplanes [Docket No. FAA-2006-24949; Directorate Identifier 2006-NM-110-AD; Amendment 39-14626; AD 2006-12-02] (RIN: 2120-AA64) received July 24, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

8929. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Boeing Model 737-100, -200, -200C, -300, -400, and -500 Series Airplanes [Docket No. FAA 2006-25030; Directorate Identifier 2006-NM-109-AD; Amendment 39-14649; AD 2006-12-23] (RIN: 2120-AA64) received July 24, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

8930. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Airbus Model A318, A319, A320, and A321 Airplanes [Docket No. FAA-2006-24949; Directorate Identifier 2006-NM-110-AD; Amendment 39-14626; AD 2006-12-02] (RIN: 2120-AA64) received July 24, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

8931. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Raytheon Model HS.125 Series 700A and 700B Airplanes; Model BAe.125 Series 800A (including variants C-29A and U-125), 800B, 1000A, and 1000B Airplanes; and Hawker 800 (including variant U-125A), 800XP, and 1000 Airplanes [Docket No. FAA-2006-25011; Directorate Identifier 2006-NM-118-AD; Amendment 39-14646; AD 2006-12-20] (RIN: 2120-AA64) received July 24, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

8932. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Eurocopter France Model EC130 B4 Helicopters [Docket No. FAA-2006-24807; Directorate Identifier 2005-SW-41-AD; Amendment 39-14603; AD 2006-10-19] (RIN: 2120-AA64) received July 24, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

8933. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Eurocopter France Model AS355E, F, F1, F2, and N Helicopters [Docket No. 2003-SW-10-AD; Amendment 39-14621; AD 2003-21-09 R1] (RIN: 2120-AA64) received July 24, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

8934. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Sikorsky Aircraft Corporation Model S-92A Helicopters [Docket No. FAA-2006-24875; Directorate Identifier 2006-SW-03-AD; Amendment 39-14618; AD 2006-11-14] (RIN: 2120-AA64) received July 24, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

8935. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Gulfstream Aerospace LP Model Galaxy and Model Gulfstream 200 Airplanes [Docket No. FAA-2005-23478; Directorate Identifier 2005-NM-175-AD; Amendment 39-14602; AD 2006-10-18] (RIN: 2120-AA64) received July 24, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

8936. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Honeywell International Inc. T5311A, T5311B, T5313B, T5317A, T5317A-1, and T5317B Series Turboshaft Engines and Lycoming Former Military T53-L-11B, T53-L-11D, T53-L-13B, T53-L-13B/D, and T53-L-703 Series Turboshaft Engines [Docket No. 98-ANE-72-AD; Amendment 39-14620; AD 2006-11-16] (RIN: 2120-AA64) received July 24, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

8937. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Boeing Model 747 Airplanes [Docket No. FAA-2005-22510; Directorate Identifier 2004-NM-32-AD; Amendment 39-14600; AD 2006-10-16] (RIN: 2120-AA64) received July 24, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

8938. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; McDonnell Douglas Model DC-9-10, DC-9-20, DC-9-30, DC-9-40, and DC-9-50 Series Airplanes; Model DC-9-81 (MD-81), DC-9-82, (MD-82), DC-9-83 (MD-83), and DC-9-87 (MD-87) Airplanes; Model MD-88 Airplanes; Model MD-90-30 Airplanes; and Model 717-200 Airplanes [Docket No. FAA-2005-22254; Directorate Identifier 2005-NM-001-AD; Amendment 39-14598; AD 2006-10-14] (RIN: 2120-AA64) received 24, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

8939. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; BAE Systems (Operations) Limited Model BAe 146 Airplanes and Model Avro 146-RJ Airplanes [Docket No. FAA-2005-23215; Directorate Identifier 2005-NM-212-AD; Amendment 39-14596; AD 2006-10-12] (RIN: 2120-AA64) received July 24, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

8940. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Boeing Model 767-200, -300, and -300F Series Airplanes [Docket No. FAA-2005-22529; Directorate Identifier 2005-NM-099-AD; Amendment 39-14592; AD 2006-10-08] (RIN: 2120-AA64) received July 24, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

8941. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Hamilton Sundstrand Model 14RF-9 Propellers [Docket No. FAA-2006-24517; Directorate Identifier 2006-NE-18-AD; Amendment 39-14591; AD 2006-10-07] (RIN: 2120-AA64) received July 24, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

8942. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Boeing Model 747-200B, 747-200C, 747-200F, 747-300, 747-400, and 747SP Series Airplanes [Docket No. FAA-2006-23819; Directorate Identifier 2005-NM-223-AD; Amendment 39-14588; AD 2006-10-04] (RIN: 2120-AA64) received July 24, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

8943. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Saab Model SAAB-Fairchild SF340A (SAAB/SF340A) and SAAB 340B Airplanes [Docket No. FAA-2006-24075; Directorate Identifier 2005-NM-235-AD; Amendment 39-14589; AD 2006-10-05] (RIN: 2120-AA64) received July 24, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

8944. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Bombardier Model CL-600-2B19 (Regional Jet Series 100 & 440) Airplanes [Docket No. FAA-2006-23936; Directorate Identifiier 2005-NM-215-AD; Amendment 39-14590; AD 2006-10-06] (RIN: 2120-AA64) received July 24, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

8945. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Pratt & Whitney Canada (PWC) PW535A Turboshaft Engines [Docket No. FAA-2006-24117; Directorate Identifier 2006-NE-07-AD; Amendment 39-14570; AD 2006-08-13] (RIN: 2120-AA64) received July 24, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

8946. A letter from the Chief, Regulations Mgt., Office of Regulation Policy T Mgt., Department of Veterans Affairs, transmitting the Department's final rule — Definition of Psychosis for Certain VA Purposes (RIN: 2900-AK21) received July 27, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Veterans' Affairs.

8947. A letter from the Deputy Director, Regulations & Rulings Div., Alcohol & Tobacco Tax & Trade Bureau, Department of the Treasury, transmitting the Department's final rule — Expansion of the Livermore Valley Viticultural Area (2002R-202R) [T.D. TTB-47; Re: Notice No. 43] (RIN: 1513-AA54) received July 12, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

8948. A letter from the Director, Regulations and Rulings Division, Alcohol & Tobacco Tax & Trade Bureau, Department of the Treasury, transmitting the Department's final rule — Expansion of San Francisco Bay and Central Coast Viticultural Areas (2002R-202R) [T.D. TTB-48; Re: Notice No. 44] (RIN: 1513-AA55) received July 12, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

8949. A letter from the Director, Regulations and Rulings Division, Alcohol & Tobacco Tax & Trade Bureau, Department of the Treasury, transmitting the Department's final rule — Realignment of the Santa Lucia Highlands and Arroyo Seco Viticultural Areas (2003R-083R) [T.D. TTB-49; Re: Notice No. 29 and 35] (RIN: 1513-AA72) received July 12. 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

8950. A letter from the Director, Regulations and Rulings Division, Alcohol & Tobacco Tax & Trade Bureau, Department of the Treasury, transmitting the Department's final rule — Establishment of the Saddle Rock-Malibu Viticultural Area (2003R-110P) [T.D. TTB-52; Re: Notice No. 55] (RIN: 1513-AB15) received July 20, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

8951. A letter from the Director, Regulations and Rulings Division, Alcohol & Tobacco Tax & Trade Bureau, Department of

the Treasury, transmitting the Department's final rule — Establishment of the Eola-Amity Hills Viticultural Area (2002R-216P) received July 20, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

8952. A letter from the Director, Regulations and Rulings Division, Alcohol & Tobacco Tax & Trade Bureau, Department of the Treasury, transmitting the Department's final rule — Establishment of the Alta Mesa, Borden Ranch, Clements Hills, Cosumnes River, Jahant, Mokelumne River, and Sloughhouse Viticultural Areas [T.D. TTB-50; RE: Notice No. 50] (RIN: 1513-1182) received July 20, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

8953. A letter from the Assistant Chief Counsel, Employee Benefits, Internal Revenue Service, transmitting the Service's final rule — Interim Guidance on the Application of Section 409A to Accelerated Payments to Satisfy Federal Conflict of Interest Requirements [Notice 2006-64] received July 6, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

8954. A letter from the Assistant Chief Counsel, Employee Benefits, Internal Revenue Service, transmitting the Service's final rule — Industry Issue Resolution Regarding the Work Opportunity and Welfare-to-Work Tax Credits (Announcement 2006-49) received July 6, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

8955. A letter from the Assistant Chief Counsel, Employee Benefits, Internal Revenue Service, transmitting the Service's final rule — Definition of ''amount involved'' and ''correction'' (Rev. Rul. 2006-38) received July 6, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

8956. A letter from the Chief, Publications and Regulations Branch, Internal Revenue Service, transmitting the Service's final rule — Field Directive on Asset Class and Depreciation for Casino Construction Costs — received July 13, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

8957. A letter from the Chief, Publications and Regulations Branch, Internal Revenue Service, transmitting the Service's final rule — Effect of Elections in Certain Multi-Step Transactions [TD 9271] (RIN: 1545-BB68) received July 13, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

8958. A letter from the Acting Chief, Publications and Regulations, Internal Revenue Service, transmitting the Service's final rule — Disclosures of Return Information by Certain Officers and Employees for Investgative Purposes [TD 9274] (RIN: 1545-BB16) received July 13, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

8959. A letter from the Chief, Publications & Regulations Branch, Internal Revenue Service, transmitting the Service's final rule — Determination of Issue Price in the Case of Certain Debt Instruments Issued for Property (Rev. Rul. 2006-39) received July 20, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

8960. A letter from the Chief, Publications and Regulations, Internal Revenue Service, transmitting the Service's final rule — Reporting of Gross Proceeds Payments to Attorneys [TD 9270] (RIN: 1545-AW72) received July 20, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

8961. A letter from the Chief, Publications and Regulations Branch, Internal Revenue Service, transmitting the Service's final rule — Excise Taxes With Respect To Prohibited Tax Shelter Transactions to Which Tax-Exempt Entities Are Parties and Related Disclosure Requirements [Notice 2006-65] received July 20, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

8962. A letter from the Chief, Publications and Regulations Branch, Internal Revenue Service, transmitting the Service's final rule — Employer Comparable Contributions to Health Savings Accounts under Section 4980G [TD 9277] (RIN: 1545-BE30) received July 26, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

8963. A letter from the Chief, Publications and Regulations Branch, Internal Revenue Service, transmitting the Service's final rule — Weighted Average Interest Rate Update [Notice 2006-66] received July 27, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

8964. A letter from the Chief, Publications and Regulations Branch, Internal Revenue Service, transmitting the Service's final rule — Coordinated Issue: Claim Revenue under a Long-term Contract (Uniform Issue List Number: 460.02-04) received July 26, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

8965. A letter from the Secretary, Department of Agriculture, transmitting the Department's report on the Department's contracting out policies, including agency budgets for contracting out, as required by Pub. L. 109-97, Title 1; jointly to the Committees on Appropriations and Government Reform.

8966. A letter from the Secretary, Department of Agriculture, transmitting the Department's report on the Department's contracting out policies, including agency budgets for contracting out, as required by Pub. L. 109-97, Title 1; jointly to the Committees on Appropriations and Government Reform.

8967. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting a report assessing the voting practices of the governments of UN members states in the General Assembly and Security Council for 2005, and evaluating the actions and responsiveness of those governments to United States policy on issues of special importance to the United States, pursuant to Public Law 101-167, section 527(a) Public Law 101-246, section 406; jointly to the Committees on International Relations and Appropriations.

8968. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting pursuant to section 7(a) of the Jerusalem Embassy Act of 1995 (Pub. L. 104-45), a copy of Presidential Determination No. 2006-15 suspending the limitation on the obligation of the State Department Appropriations contained in sections 3(b) and 7(b) of that Act for six months as well as the periodic report provided for under Section 6 of the Act covering the period from December 15, 2005 to the present; jointly to the Committees on International Relations and Appropriations.

8969. A letter from the Ambassador, Department of State, transmitting a report required by Section 653(a) of the Foreign Assistance Act of 1961, as amended, for the funds appropriated by the Foreign Operations, Export Financing, and Related Programs Appropriations Act, 2004, as enacted in Public Law 108-199, for Development Assistance and Child Survival and Health Programs; jointly to the Committees on International Relations and Appropriations.

8970. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting a Determination and Memorandum of Justification pursuant to Section 589 of the Foreign Operations, Export Financing and Related Program Appropriations Act of 2006, Pub. L. 109-102; jointly to the Committees on International Relations and Appropriations.

8971. A letter from the Deputy Director of Communications and Legislative Affairs, Equal Employment Opportunity Commission, transmitting the Commission's Annual Report on the Federal Work Force for Fiscal Year 2005, pursuant to 42 U.S.C. 2000e-4(e); jointly to the Committees on Government Reform and Education and the Workforce.

8972. A letter from the President & CEO, Overseas Private Investment Corporation, transmitting the Corporation's annual Management Report for FY 2005, Performance Budget for FY 2007, Performance and Accountability Report for FY 2005, and Report on Development and U.S. Effects on OPIC's FY 2005 projects and Report on Cooperation with Private Insurers, pursuant to 31 U.S.C. 9106; jointly to the Committees on Government Reform and International Relations.

8973. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting a copy of a draft bill entitled, ''To implement the Convention on the Conservation and Management of Highly Migratory Fish Stocks in the Western and Central Pacific Ocean''; jointly to the Committees on Resources and the Judiciary.

8974. A letter from the Director, Office of National Drug Control Policy, transmitting the Administration's Synthetic Drug Control Strategy; jointly to the Committees on the Judiciary and Energy and Commerce.

8975. A letter from the Secretary, Department of Homeland Security, transmitting notification of the actions the Secretary has taken regarding security measures at Port-au-Prince International Airport, Port-au-Prince, Haiti, pursuant to 49 U.S.C. 44907(d)(1); jointly to the Committees on Transportation and Infrastructure and International Relations.

8976. A letter from the Secretary, Department of Labor, transmitting a copy of a draft bill entitled, ''Unemployment Compensation Program Integrity Act of 2006''; jointly to the Committees on Ways and Means and Government Reform.

8977. A letter from the Chairman, Medicare Payment Advisory Commission, transmitting a copy of the Commission's ''June 2006 Report to the Congress: Increasing the Value of Medicare''; jointly to the Committees on Ways and Means and Energy and Commerce.

¶76.3 MESSAGE FROM THE SENATE

A message from the Senate by Ms. Curtis, one of its clerks, announced that the Senate has passed a bill of the following title in which the concurrence of the House is requested:

S. 3741. An Act to provide funding authority to facilitate the evacuation of persons from Lebanon, and for other purposes.

The message also announced that the Senate agrees to the report of the committee of conference on the disagreeing votes of the two Houses on the amendments of the House to the bill (S. 250) ''An Act to amend the Carl D. Perkins Vocational and Technical Education Act of 1998 to improve the Act.''

¶76.4 WAIVING POINTS OF ORDER AGAINST THE CONFERENCE REPORT TO S. 250

Mr. BISHOP of Utah, by direction of the Committee on Rules, called up the following resolution (H. Res. 946):

Resolved, That upon the adoption of this resolution it shall be in order to consider the conference report to accompany the bill (S. 250) to amend the Carl D. Perkins Vocational and Technical Education Act of 1998 to improve the Act. All points of order against the

conference report and against its consideration are waived. The conference report shall be considered as read.

When said resolution was considered.

After debate,

On motion of Mr. BISHOP of Utah, the previous question was ordered on the resolution to its adoption or rejection and, under the operation thereof, the resolution was agreed to.

A motion to reconsider the vote whereby said resolution was agreed to was, by unanimous consent, laid on the table.

¶76.5 PROVIDING FOR CONSIDERATION OF H.R. 4157

Mr. Lincoln DIAZ-BALART of Florida, by direction of the Committee on Rules, called up the following resolution (H. Res. 952):

Resolved, That at any time after the adoption of this resolution the Speaker may, pursuant to clause 2(b) of rule XVIII, declare the House resolved into the Committee of the Whole House on the state of the Union for consideration of the bill (H.R. 4157) to amend the Social Security Act to encourage the dissemination, security, confidentiality, and usefulness of health information technology. The first reading of the bill shall be dispensed with. All points of order against consideration of the bill are waived. General debate shall be confined to the bill and shall not exceed one hour, with 35 minutes equally divided and controlled by the chairman and ranking minority member of the Committee on Energy and Commerce and 25 minutes equally divided and controlled by the chairman and ranking minority member of the Committee on Ways and Means. After general debate the bill shall be considered for amendment under the five-minute rule. In lieu of the amendments recommended by the Committees on Energy and Commerce and Ways and Means now printed in the bill, the amendment in the nature of a substitute printed in part A of the report of the Committee on Rules accompanying this resolution, modified by the amendment printed in part B of such report, shall be considered as adopted in the House and in the Committee of the Whole. The bill, as amended, shall be considered as the original bill for the purpose of further amendment under the five-minute rule and shall be considered as read. All points of order against provisions in the bill, as amended, are waived. Notwithstanding clause 11 of rule XVIII, no amendment to the bill, as amended, shall be in order except those printed in part C of the report of the Committee on Rules. Each such amendment may be offered only in the order printed in the report, may be offered only by a Member designated in the report, shall be considered as read, shall be debatable for the time specified in the report equally divided and controlled by the proponent and an opponent, shall not be subject to amendment, and shall not be subject to a demand for division of the question in the House or in the Committee of the Whole. All points of order against such amendments are waived. At the conclusion of consideration of the bill for amendment the Committee shall rise and report the bill, as amended, to the House with such further amendments as may have been adopted. The previous question shall be considered as ordered on the bill and amendments thereto to final passage without intervening motion except one motion to recommit with or without instructions.

SEC. 2. After passage of H.R. 4157, it shall be in order to consider in the House S. 1418. All points of order against the Senate bill and against its consideration are waived. It shall be in order to move to strike all after the enacting clause of the Senate bill and to insert in lieu thereof the provisions of H.R. 4157 as passed by the House. All points of order against that motion are waived. If the motion is adopted and the Senate bill, as amended, is passed, then it shall be in order to move that the House insist on its amendments to S. 1418 and request a conference with the Senate thereon.

SEC. 3. House Resolution 924 is laid upon the table.

When said resolution was considered.

After debate,

Mr. Lincoln DIAZ-BALART of Florida moved the previous question on the resolution to its adoption or rejection.

The question being put, viva voce,

Will the House now order the previous question?

The SPEAKER pro tempore, Mr. PRICE of Georgia, announced that the yeas had it.

Ms. MATSUI demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mr. PRICE of Georgia, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed.

¶76.6 RECESS—11:25 A.M.

The SPEAKER pro tempore, Mr. PRICE of Georgia, pursuant to clause 12(a) of rule I, declared the House in recess at 11 o'clock and 25 minutes p.m., subject to the call of the Chair.

¶76.7 AFTER RECESS—12:02 P.M.

The SPEAKER pro tempore, Mr. SIMPSON, called the House to order.

¶76.8 H. RES. 952—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mr. SIMPSON, pursuant to clause 8, rule XX, announced the unfinished business to be the question on ordering the previous question on the resolution (H. Res. 952) providing for consideration of the bill (H.R. 4157) to amend the Social Security Act to encourage the dissemination, security, confidentiality, and usefulness of health information technology.

The question being put,

Will the House now order the previous question?

The vote was taken by electronic device.

It was decided in the affirmative ..... { Yeas ..... 223 / Nays 193

¶76.9 [Roll No. 412]

YEAS—223

Aderholt
Akin
Alexander
Bachus
Baker
Barrett (SC)
Bartlett (MD)
Barton (TX)
Bass
Beauprez
Biggert
Bilbray
Bilirakis
Bishop (UT)
Blackburn
Blunt
Boehlert
Boehner
Bonilla
Bonner
Bono
Boozman
Boustany
Bradley (NH)
Brady (TX)
Brown (SC)
Brown-Waite, Ginny
Burgess
Burton (IN)
Buyer
Calvert
Camp (MI)
Campbell (CA)
Cannon
Cantor
Capito
Carter
Castle
Chabot
Chocola
Coble
Cole (OK)
Conaway
Crenshaw
Culberson
Davis (KY)
Davis, Tom
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Doolittle
Drake
Dreier
Duncan
Ehlers
Emerson
English (PA)
Everett
Feeney
Ferguson
Fitzpatrick (PA)
Flake
Foley
Forbes
Fortenberry
Foxx
Franks (AZ)
Frelinghuysen
Gallegly
Garrett (NJ)
Gerlach
Gibbons
Gilchrest
Gillmor
Gingrey
Gohmert
Goode
Goodlatte
Granger
Graves
Green (WI)
Gutknecht
Hall
Harris
Hart
Hastings (WA)
Hayes
Hayworth
Hefley
Hensarling
Herger
Hobson
Hoekstra
Hostettler
Hulshof
Hunter
Hyde
Inglis (SC)
Inslee
Issa
Jenkins
Jindal
Johnson (CT)
Johnson (IL)
Johnson, Sam
Jones (NC)
Keller
Kelly
Kennedy (MN)
King (IA)
King (NY)
Kingston
Kirk
Kline
Knollenberg
Kolbe
Kuhl (NY)
LaHood
Latham
LaTourette
Leach
Lewis (CA)
Lewis (KY)
Linder
LoBiondo
Lucas
Lungren, Daniel E.
Mack
Marchant
McCaul (TX)
McCotter
McCrery
McHugh
McKeon
McMorris
Mica
Miller (FL)
Miller (MI)
Miller, Gary
Moran (KS)
Murphy
Musgrave
Myrick
Neugebauer
Ney
Northup
Norwood
Nunes
Osborne
Otter
Oxley
Paul
Pearce
Pence
Peterson (PA)
Petri
Pickering
Pitts
Platts
Poe
Pombo
Porter
Price (GA)
Pryce (OH)
Putnam
Radanovich
Ramstad
Regula
Rehberg
Reichert
Renzi
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Ros-Lehtinen
Royce
Ryan (WI)
Ryun (KS)
Saxton
Schmidt
Schwarz (MI)
Sensenbrenner
Sessions
Shadegg
Shaw
Shays
Sherwood
Shimkus
Shuster
Simmons
Simpson
Smith (NJ)
Smith (TX)
Sodrel
Souder
Stearns
Sullivan
Sweeney
Tancredo
Taylor (NC)
Terry
Thomas
Thornberry
Tiahrt
Tiberi
Turner
Upton
Walden (OR)
Walsh
Wamp
Weldon (FL)
Weldon (PA)
Weller
Westmoreland
Whitfield
Wicker
Wilson (NM)
Wilson (SC)
Wolf
Young (AK)
Young (FL)

NAYS—193

Abercrombie
Ackerman
Allen
Andrews
Baca
Baird
Baldwin
Barrow
Bean
Becerra
Berkley
Berman
Berry
Bishop (GA)
Bishop (NY)
Blumenauer
Boren
Boswell
Boucher
Boyd
Brady (PA)
Brown (OH)
Brown, Corrine
Butterfield
Capps
Capuano
Cardin
Cardoza
Carnahan
Carson
Case
Chandler
Clay
Cleaver
Clyburn
Conyers
Cooper
Costa
Costello
Cramer
Cuellar
Cummings
Davis (AL)
Davis (CA)
Davis (FL)
Davis (IL)
Davis (TN)
DeFazio
DeGette
Delahunt
DeLauro
Dicks
Dingell
Doggett
Doyle
Edwards
Engel
Eshoo
Etheridge
Farr
Filner
Ford
Frank (MA)
Gonzalez
Gordon
Green, Al
Green, Gene
Grijalva
Gutierrez
Harman
Hastings (FL)
Herseth
Higgins
Hinchey
Hinojosa
Holden
Holt
Honda
Hooley
Hoyer
Israel
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Johnson, E. B.
Jones (OH)
Kanjorski
Kaptur
Kennedy (RI)
Kildee
Kilpatrick (MI)
Kind
Kucinich
Langevin
Lantos
Larsen (WA)
Larson (CT)
Lee
Levin
Lipinski
Lofgren, Zoe
Lowey
Lynch
Maloney
Markey
Marshall
Matheson
Matsui
McCarthy
McCollum (MN)
McDermott
McGovern
McIntyre

McNulty
Meehan
Meek (FL)
Meeks (NY)
Melancon
Michaud
Millender-McDonald
Miller (NC)
Miller, George
Mollohan
Moore (KS)
Moore (WI)
Moran (VA)
Murtha
Nadler
Napolitano
Neal (MA)
Oberstar
Obey
Olver
Ortiz
Owens
Pallone
Pascrell
Pastor
Payne
Peterson (MN)
Pomeroy
Price (NC)
Rahall
Rangel
Reyes
Ross
Rothman
Roybal-Allard
Ruppersberger
Rush
Ryan (OH)
Sabo
Salazar
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Schakowsky
Schiff
Schwartz (PA)
Scott (GA)
Scott (VA)
Serrano
Sherman
Skelton
Slaughter
Smith (WA)
Snyder
Solis
Spratt
Stark
Strickland
Stupak
Tanner
Tauscher
Taylor (MS)
Thompson (CA)
Thompson (MS)
Tierney
Towns
Udall (CO)
Udall (NM)
Van Hollen
Velázquez
Visclosky
Wasserman Schultz
Waters
Watson
Watt
Waxman
Weiner
Woolsey
Wu
Wynn

NOT VOTING—16

Crowley
Cubin
Davis, Jo Ann
Deal (GA)
Emanuel
Evans
Fattah
Fossella
Istook
Lewis (GA)
Manzullo
McHenry
McKinney
Nussle
Pelosi
Wexler

So the previous question on the resolution was ordered.

The question being put, viva voce,

Will the House agree to said resolution?

The SPEAKER pro tempore, Mr. SIMPSON, announced that the yeas had it.

Ms. MATSUI demanded a recorded vote on agreeing to said resolution, which demand was supported by one-fifth of a quorum, so a recorded vote was ordered.

The vote was taken by electronic device.

It was decided in the affirmative ..... { Yeas ..... 224 / Nays 188

¶76.10 [Roll No. 413]

AYES—224

Aderholt
Akin
Alexander
Bachus
Baker
Barrett (SC)
Bartlett (MD)
Barton (TX)
Bass
Beauprez
Biggert
Bilbray
Bilirakis
Bishop (UT)
Blackburn
Blunt
Boehlert
Boehner
Bonilla
Bonner
Bono
Boozman
Boustany
Bradley (NH)
Brady (TX)
Brown (SC)
Brown-Waite, Ginny
Burgess
Buyer
Calvert
Camp (MI)
Campbell (CA)
Cannon
Cantor
Capito
Carter
Castle
Chabot
Chocola
Coble
Cole (OK)
Conaway
Crenshaw
Cuellar
Culberson
Davis (KY)
Davis, Tom
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Doolittle
Drake
Dreier
Duncan
Ehlers
Emerson
English (PA)
Everett
Feeney
Ferguson
Fitzpatrick (PA)
Flake
Foley
Forbes
Fortenberry
Foxx
Franks (AZ)
Frelinghuysen
Gallegly
Garrett (NJ)
Gerlach
Gibbons
Gilchrest
Gillmor
Gingrey
Gohmert
Goode
Goodlatte
Granger
Graves
Green (WI)
Gutknecht
Hall
Harris
Hart
Hastings (WA)
Hayes
Hayworth
Hefley
Hensarling
Herger
Hobson
Hoekstra
Hostettler
Hulshof
Hunter
Hyde
Inglis (SC)
Issa
Jenkins
Jindal
Johnson (CT)
Johnson (IL)
Johnson, Sam
Jones (NC)
Keller
Kelly
Kennedy (MN)
King (IA)
King (NY)
Kingston
Kirk
Kline
Knollenberg
Kolbe
Kuhl (NY)
LaHood
Latham
LaTourette
Leach
Lewis (CA)
Lewis (KY)
Linder
LoBiondo
Lucas
Lungren, Daniel E.
Mack
Marchant
McCaul (TX)
McCotter
McCrery
McHenry
McHugh
McKeon
McMorris
Mica
Miller (FL)
Miller (MI)
Miller, Gary
Moran (KS)
Murphy
Musgrave
Myrick
Neugebauer
Ney
Northup
Norwood
Nunes
Nussle
Osborne
Otter
Oxley
Paul
Pearce
Pence
Peterson (PA)
Petri
Pickering
Pitts
Platts
Poe
Pombo
Porter
Price (GA)
Pryce (OH)
Putnam
Radanovich
Ramstad
Regula
Rehberg
Reichert
Renzi
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Ros-Lehtinen
Royce
Ryan (WI)
Ryun (KS)
Saxton
Schmidt
Schwarz (MI)
Sensenbrenner
Sessions
Shadegg
Shaw
Shays
Sherwood
Shimkus
Shuster
Simmons
Simpson
Smith (NJ)
Smith (TX)
Sodrel
Souder
Stearns
Sullivan
Sweeney
Tancredo
Taylor (NC)
Terry
Thomas
Thornberry
Tiahrt
Tiberi
Turner
Upton
Walden (OR)
Walsh
Wamp
Weldon (FL)
Weldon (PA)
Weller
Westmoreland
Whitfield
Wicker
Wilson (NM)
Wilson (SC)
Wolf
Young (AK)
Young (FL)

NOES—188

Abercrombie
Ackerman
Allen
Andrews
Baca
Baird
Baldwin
Barrow
Bean
Becerra
Berkley
Berman
Berry
Bishop (GA)
Bishop (NY)
Blumenauer
Boren
Boswell
Boucher
Boyd
Brady (PA)
Brown (OH)
Brown, Corrine
Butterfield
Capps
Capuano
Cardin
Carnahan
Carson
Case
Chandler
Clay
Cleaver
Clyburn
Conyers
Cooper
Costa
Costello
Cramer
Cummings
Davis (AL)
Davis (CA)
Davis (FL)
Davis (IL)
DeFazio
DeGette
Delahunt
DeLauro
Dicks
Dingell
Doggett
Doyle
Edwards
Engel
Eshoo
Etheridge
Farr
Filner
Ford
Frank (MA)
Gonzalez
Gordon
Green, Al
Grijalva
Gutierrez
Harman
Hastings (FL)
Herseth
Higgins
Hinchey
Hinojosa
Holden
Holt
Honda
Hooley
Hoyer
Inslee
Israel
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Johnson, E. B.
Jones (OH)
Kanjorski
Kaptur
Kennedy (RI)
Kildee
Kilpatrick (MI)
Kind
Kucinich
Langevin
Lantos
Larsen (WA)
Larson (CT)
Lee
Levin
Lipinski
Lofgren, Zoe
Lowey
Lynch
Maloney
Markey
Marshall
Matheson
Matsui
McCarthy
McCollum (MN)
McDermott
McGovern
McIntyre
McNulty
Meehan
Meek (FL)
Meeks (NY)
Melancon
Michaud
Millender-McDonald
Miller (NC)
Miller, George
Mollohan
Moore (KS)
Moore (WI)
Moran (VA)
Murtha
Nadler
Neal (MA)
Oberstar
Obey
Olver
Ortiz
Owens
Pallone
Pascrell
Pastor
Payne
Peterson (MN)
Pomeroy
Price (NC)
Rahall
Rangel
Reyes
Ross
Rothman
Roybal-Allard
Ruppersberger
Rush
Ryan (OH)
Sabo
Salazar
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Schakowsky
Schiff
Schwartz (PA)
Scott (GA)
Scott (VA)
Serrano
Sherman
Skelton
Slaughter
Smith (WA)
Snyder
Solis
Spratt
Stark
Stupak
Tanner
Tauscher
Taylor (MS)
Thompson (CA)
Thompson (MS)
Tierney
Towns
Udall (CO)
Udall (NM)
Van Hollen
Velázquez
Visclosky
Wasserman Schultz
Waters
Watson
Watt
Waxman
Weiner
Woolsey
Wu
Wynn

NOT VOTING—20

Burton (IN)
Cardoza
Crowley
Cubin
Davis (TN)
Davis, Jo Ann
Deal (GA)
Emanuel
Evans
Fattah
Fossella
Green, Gene
Istook
Lewis (GA)
Manzullo
McKinney
Napolitano
Pelosi
Strickland
Wexler

So the resolution was agreed to.

A motion to reconsider the vote whereby said resolution was agreed to was, by unanimous consent, laid on the table.

Pursuant to section 3 of House Resolution 952, H. Res. 924 was laid on the table.

¶76.11 CARL D. PERKINS CAREER AND TECHNICAL EDUCATION IMPROVEMENT

Mr. MCKEON, pursuant to House Resolution 946, called up the following conference report (Rept. No. 109–597):

The committee of conference on the disagreeing votes of the two Houses on the amendments of the House to the bill (S. 250), to amend the Carl D. Perkins Vocational and Technical Education Act of 1998 to improve the Act, having met, after full and free conference, have agreed to recommend and do recommend to their respective Houses as follows:

That the Senate recede from its disagreement to the amendment of the House to the text of the bill and agree to the same with an amendment as follows:

In lieu of the matter proposed to be inserted by the House amendment, insert the following:

SECTION 1. SHORT TITLE; AMENDMENT.

(a) SHORT TITLE.—This Act may be cited as the ''Carl D. Perkins Career and Technical Education Improvement Act of 2006''.

(b) AMENDMENT.—The Carl D. Perkins Vocational and Technical Education Act of 1998 (20 U.S.C. 2301 et seq.) is amended to read as follows:

''SECTION 1. SHORT TITLE; TABLE OF CONTENTS.

''(a) SHORT TITLE.—This Act may be cited as the 'Carl D. Perkins Career and Technical Education Act of 2006'.

''(b) TABLE OF CONTENTS.—The table of contents for this Act is as follows:

''Sec. 1. Short title; table of contents.
''Sec. 2. Purpose.
''Sec. 3. Definitions.
''Sec. 4. Transition provisions.
''Sec. 5. Privacy.
''Sec. 6. Limitation.
''Sec. 7. Special rule.
''Sec. 8. Prohibitions.
''Sec. 9. Authorization of appropriations.

''TITLE I—CAREER AND TECHNICAL EDUCATION ASSISTANCE TO THE STATES

''PART A—ALLOTMENT AND ALLOCATION

''Sec. 111. Reservations and State allotment.
''Sec. 112. Within State allocation.
''Sec. 113. Accountability.
''Sec. 114. National activities.
''Sec. 115. Assistance for the outlying areas.
''Sec. 116. Native American programs.
''Sec. 117. Tribally controlled postsecondary career and technical institutions.
''Sec. 118. Occupational and employment information.

''PART B—STATE PROVISIONS

''Sec. 121. State administration.
''Sec. 122. State plan.
''Sec. 123. Improvement plans.
''Sec. 124. State leadership activities.

''PART C—LOCAL PROVISIONS
''Sec. 131. Distribution of funds to secondary education programs.
''Sec. 132. Distribution of funds for postsecondary education programs.
''Sec. 133. Special rules for career and technical education.
''Sec. 134. Local plan for career and technical education programs.
''Sec. 135. Local uses of funds.
''TITLE II—TECH PREP EDUCATION
''Sec. 201. State allotment and application.
''Sec. 202. Consolidation of funds.
''Sec. 203. Tech prep program.
''Sec. 204. Consortium applications.
''Sec. 205. Report.
''Sec. 206. Authorization of appropriations.
''TITLE III—GENERAL PROVISIONS
''PART A—FEDERAL ADMINISTRATIVE PROVISIONS
''Sec. 311. Fiscal requirements.
''Sec. 312. Authority to make payments.
''Sec. 313. Construction.
''Sec. 314. Voluntary selection and participation.
''Sec. 315. Limitation for certain students.
''Sec. 316. Federal laws guaranteeing civil rights.
''Sec. 317. Participation of private school personnel and children.
''Sec. 318. Limitation on Federal regulations.
''PART B—STATE ADMINISTRATIVE PROVISIONS
''Sec. 321. Joint funding.
''Sec. 322. Prohibition on use of funds to induce out-of-state relocation of businesses.
''Sec. 323. State administrative costs.
''Sec. 324. Student assistance and other Federal programs.

"SEC. 2. PURPOSE.

''The purpose of this Act is to develop more fully the academic and career and technical skills of secondary education students and postsecondary education students who elect to enroll in career and technical education programs, by—

''(1) building on the efforts of States and localities to develop challenging academic and technical standards and to assist students in meeting such standards, including preparation for high skill, high wage, or high demand occupations in current or emerging professions;

''(2) promoting the development of services and activities that integrate rigorous and challenging academic and career and technical instruction, and that link secondary education and postsecondary education for participating career and technical education students;

''(3) increasing State and local flexibility in providing services and activities designed to develop, implement, and improve career and technical education, including tech prep education;

''(4) conducting and disseminating national research and disseminating information on best practices that improve career and technical education programs, services, and activities;

''(5) providing technical assistance that—

''(A) promotes leadership, initial preparation, and professional development at the State and local levels; and

''(B) improves the quality of career and techical education teachers, faculty, administrators, and counselors;

''(6) supporting partnerships among secondary schools, postsecondary institutions, baccalaureate degree granting institutions, area career and technical education schools, local workforce investment boards, business and industry, and intermediaries; and

''(7) providing individuals with opportunities throughout their lifetimes to develop, in conjunction with other education and training programs, the knowledge and skills needed to keep the United States competitive.

"SEC. 3. DEFINITIONS.

''Unless otherwise specified, in this Act:

''(1) ADMINISTRATION.—The term 'administration', when used with respect to an eligible agency or eligible recipient, means activities necessary for the proper and efficient performance of the eligible agency or eligible recipient's duties under this Act, including the supervision of such activities. Such term does not include curriculum development activities, personnel development, or research activities.

''(2) ALL ASPECTS OF AN INDUSTRY.—The term 'all aspects of an industry' means strong experience in, and comprehensive understanding of, the industry that the individual is preparing to enter, including information as described in section 118.

''(3) AREA CAREER AND TECHNICAL EDUCATION SCHOOL.—The term 'area career and technical education school' means—

''(A) a specialized public secondary school used exclusively or principally for the provision of career and technical education to individuals who are available for study in preparation for entering the labor market;

''(B) the department of a public secondary school exclusively or principally used for providing career and technical education in not fewer than 5 different occupational fields to individuals who are available for study in preparation for entering the labor market;

''(C) a public or nonprofit technical institution or career and technical education school used exclusively or principally for the provision of career and technical education to individuals who have completed or left secondary school and who are available for study in preparation for entering the labor market, if the institution or school admits, as regular students, individuals who have completed secondary school and individuals who have left secondary school; or

''(D) the department or division of an institution of higher education, that operates under the policies of the eligible agency and that provides career and technical education in not fewer than 5 different occupational fields leading to immediate employment but not necessarily leading to a baccalaureate degree, if the department or division admits, as regular students, both individuals who have completed secondary school and individuals who have left secondary school.

''(4) ARTICULATION AGREEMENT.—The term 'articulation agreement' means a written commitment—

''(A) that is agreed upon at the State level or approved annually by the lead administrators of—

''(i) a secondary institution and a postsecondary educational institution; or

''(ii) a subbaccalaureate degree granting postsecondary educational institution and a baccalaureate degree granting postsecondary educational institution; and

''(B) to a program that is—

''(i) designed to provide students with a nonduplicative sequence of progressive achievement leading to technical skill proficiency, a credential, a certificate, or a degree; and

''(ii) linked through credit transfer agreements between the 2 institutions described in clause (i) or (ii) of subparagraph (A) (as the case may be).

''(5) CAREER AND TECHNICAL EDUCATION.—The term 'career and technical education' means organized educational activities that—

''(A) offer a sequence of courses that—

''(i) provides individuals with coherent and rigorous content aligned with challenging academic standards and relevant technical knowledge and skills needed to prepare for further education and careers in current or emerging professions;

''(ii) provides technical skill proficiency, an industry-recognized credential, a certificate, or an associate degree; and

''(iii) may include prerequisite courses (other than a remedial course) that meet the requirements of this subparagraph; and

''(B) include competency-based applied learning that contributes to the academic knowledge, higher-order reasoning and problem-solving skills, work attitudes, general employability skills, technical skills, and occupation-specific skills, and knowledge of all aspects of an industry, including entrepreneurship, of an individual.

''(6) CAREER AND TECHNICAL STUDENT ORGANIZATION.—

''(A) IN GENERAL.—The term 'career and technical student organization' means an organization for individuals enrolled in a career and technical education program that engages in career and technical education activities as an integral part of the instructional program.

''(B) STATE AND NATIONAL UNITS.—An organization described in subparagraph (A) may have State and national units that aggregate the work and purposes of instruction in career and technical education at the local level.

''(7) CAREER GUIDANCE AND ACADEMIC COUNSELING.—The term 'career guidance and academic counseling' means guidance and counseling that—

''(A) provides access for students (and parents, as appropriate) to information regarding career awareness and planning with respect to an individual's occupational and academic future; and

''(B) provides information with respect to career options, financial aid, and postsecondary options, including baccalaureate degree programs.

''(8) CHARTER SCHOOL.—The term 'charter school' has the meaning given the term in section 5210 of the Elementary and Secondary Education Act of 1965.

''(9) COOPERATIVE EDUCATION.—The term 'cooperative education' means a method of education for individuals who, through written cooperative arrangements between a school and employers, receive instruction, including required rigorous and challenging academic courses and related career and technical education instruction, by alternation of study in school with a job in any occupational field, which alternation—

''(A) shall be planned and supervised by the school and employer so that each contributes to the education and employability of the individual; and

''(B) may include an arrangement in which work periods and school attendance may be on alternate half days, full days, weeks, or other periods of time in fulfilling the cooperative program.

''(10) DISPLACED HOMEMAKER.—The term 'displaced homemaker' means an individual who—

''(A)(i) has worked primarily without remuneration to care for a home and family, and for that reason has diminished marketable skills;

''(ii) has been dependent on the income of another family member but is no longer supported by that income; or

''(iii) is a parent whose youngest dependent child will become ineligible to receive assistance under part A of title IV of the Social Security Act (42 U.S.C. 601 et seq.) not later than 2 years after the date on which the parent applies for assistance under such title; and

''(B) is unemployed or underemployed and is experiencing difficulty in obtaining or upgrading employment.

''(11) EDUCATIONAL SERVICE AGENCY.—The term 'educational service agency' has the meaning given the term in section 9101 of the Elementary and Secondary Education Act of 1965.

''(12) ELIGIBLE AGENCY.—The term 'eligible agency' means a State board designated or created consistent with State law as the sole State agency responsible for the administration of career and technical education in the State or for the supervision of the administration of career and technical education in the State.

''(13) ELIGIBLE INSTITUTION.—The term 'eligible institution' means—

''(A) a public or nonprofit private institution of higher education that offers career and technical education courses that lead to technical skill proficiency, an industry-recognized credential, a certificate, or a degree;

''(B) a local educational agency providing education at the postsecondary level;

''(C) an area career and technical education school providing education at the postsecondary level;

''(D) a postsecondary educational institution controlled by the Bureau of Indian Affairs or operated by or on behalf of any Indian tribe that is eligible to contract with the Secretary of the Interior for the administration of programs under the Indian Self-Determination and Education Assistance Act (25 U.S.C. 450 et seq.) or the Act of April 16, 1934 (25 U.S.C. 452 et seq.);

''(E) an educational service agency; or

''(F) a consortium of 2 or more of the entities described in subparagraphs (A) through (E).

''(14) ELIGIBLE RECIPIENT.—The term 'eligible recipient' means—

''(A) a local educational agency (including a public charter school that operates as a local educational agency), an area career and technical education school, an educational service agency, or a consortium, eligible to receive assistance under section 131; or

''(B) an eligible institution or consortium of eligible institutions eligible to receive assistance under section 132.

''(15) GOVERNOR.—The term 'Governor' means the chief executive officer of a State.

''(16) INDIVIDUAL WITH LIMITED ENGLISH PROFICIENCY.—The term 'individual with limited English proficiency' means a secondary school student, an adult, or an out-of-school youth, who has limited ability in speaking, reading, writing, or understanding the English language, and—

''(A) whose native language is a language other than English; or

''(B) who lives in a family or community environment in which a language other than English is the dominant language.

''(17) INDIVIDUAL WITH A DISABILITY.—

''(A) IN GENERAL.—The term 'individual with a disability' means an individual with any disability (as defined in section 3 of the Americans with Disabilities Act of 1990 (42 U.S.C. 12102)).

''(B) INDIVIDUALS WITH DISABILITIES.—The term 'individuals with disabilities' means more than 1 individual with a disability.

''(18) INSTITUTION OF HIGHER EDUCATION.—The term 'institution of higher education' has the meaning given the term in section 101 of the Higher Education Act of 1965.

''(19) LOCAL EDUCATIONAL AGENCY.—The term 'local educational agency' has the meaning given the term in section 9101 of the Elementary and Secondary Education Act of 1965.

''(20) NON-TRADITIONAL FIELDS.—The term 'non-traditional fields' means occupations or fields of work, including careers in computer science, technology, and other current and emerging high skill occupations, for which individuals from one gender comprise less than 25 percent of the individuals employed in each such occupation or field of work.

''(21) OUTLYING AREA.—The term 'outlying area' means the United States Virgin Islands, Guam, American Samoa, the Commonwealth of the Northern Mariana Islands, and the Republic of Palau.

''(22) POSTSECONDARY EDUCATIONAL INSTITUTION.—The term 'postsecondary educational institution' means—

''(A) an institution of higher education that provides not less than a 2-year program of instruction that is acceptable for credit toward a bachelor's degree;

''(B) a tribally controlled college or university; or

''(C) a nonprofit educational institution offering certificate or apprenticeship programs at the postsecondary level.

''(23) POSTSECONDARY EDUCATION TECH PREP STUDENT.—The term 'postsecondary education tech prep student' means a student who—

''(A) has completed the secondary education component of a tech prep program; and

''(B) has enrolled in the postsecondary education component of a tech prep program at an institution of higher education described in clause (i) or (ii) of section 203(a)(1)(B).

''(24) SCHOOL DROPOUT.—The term 'school dropout' means an individual who is no longer attending any school and who has not received a secondary school diploma or its recognized equivalent.

''(25) SCIENTIFICALLY BASED RESEARCH.—The term 'scientifically based research' means research that is carried out using scientifically based research standards, as defined in section 102 of the Education Sciences Reform Act of 2002 (20 U.S.C. 9501).

''(26) SECONDARY EDUCATION TECH PREP STUDENT.—The term 'secondary education tech prep student' means a secondary education student who has enrolled in 2 courses in the secondary education component of a tech prep program.

''(27) SECONDARY SCHOOL.—The term 'secondary school' has the meaning given the term in section 9101 of the Elementary and Secondary Education Act of 1965.

''(28) SECRETARY.—The term 'Secretary' means the Secretary of Education.

''(29) SPECIAL POPULATIONS.—The term 'special populations' means—

''(A) individuals with disabilities;

''(B) individuals from economically disadvantaged families, including foster children;

''(C) individuals preparing for non-traditional fields;

''(D) single parents, including single pregnant women;

''(E) displaced homemakers; and

''(F) individuals with limited English proficiency.

''(30) STATE.—The term 'State', unless otherwise specified, means each of the several States of the United States, the District of Columbia, the Commonwealth of Puerto Rico, and each outlying area.

''(31) SUPPORT SERVICES.—The term 'support services' means services related to curriculum modification, equipment modification, classroom modification, supportive personnel, and instructional aids and devices.

''(32) TECH PREP PROGRAM.—The term 'tech prep program' means a tech prep program described in section 203(c).

''(33) TRIBALLY CONTROLLED COLLEGE OR UNIVERSITY.—The term 'tribally controlled college or university' has the meaning given the term in section 2(a) of the Tribally Controlled College or University Assistance Act of 1978 (25 U.S.C. 1801(a)).

''(34) TRIBALLY CONTROLLED POSTSECONDARY CAREER AND TECHNICAL INSTITUTION.—The term 'tribally controlled postsecondary career and technical institution' means an institution of higher education (as defined in section 101 of the Higher Education Act of 1965, except that subsection (a)(2) of such section shall not be applicable and the reference to Secretary in subsection (a)(5) of such section shall be deemed to refer to the Secretary of the Interior) that—

''(A) is formally controlled, or has been formally sanctioned or chartered, by the governing body of an Indian tribe or Indian tribes;

''(B) offers a technical degree or certificate granting program;

''(C) is governed by a board of directors or trustees, a majority of whom are Indians;

''(D) demonstrates adherence to stated goals, a philosophy, or a plan of operation, that fosters individual Indian economic and self-sufficiency opportunity, including programs that are appropriate to stated tribal goals of developing individual entrepreneurships and self-sustaining economic infrastructures on reservations;

''(E) has been in operation for at least 3 years;

''(F) holds accreditation with or is a candidate for accreditation by a nationally recognized accrediting authority for postsecondary career and technical education; and

''(G) enrolls the full-time equivalent of not less than 100 students, of whom a majority are Indians.

"SEC. 4. TRANSITION PROVISIONS.

''The Secretary shall take such steps as the Secretary determines to be appropriate to provide for the orderly transition to the authority of this Act (as amended by the Carl D. Perkins Career and Technical Education Improvement Act of 2006) from any authority under the provisions of the Carl D. Perkins Vocational and Technical Education Act of 1998, as in effect on the day before the date of enactment of the Carl D. Perkins Career and Technical Education Improvement Act of 2006. The Secretary shall give each eligible agency the opportunity to submit a transition plan for the first fiscal year following the date of enactment of the Carl D. Perkins Career and Technical Education Improvement Act of 2006.

"SEC. 5. PRIVACY.

''(a) GEPA.—Nothing in this Act shall be construed to supersede the privacy protections afforded parents and students under section 444 of the General Education Provisions Act (20 U.S.C. 1232g).

''(b) PROHIBITION ON DEVELOPMENT OF NATIONAL DATABASE.—Nothing in this Act shall be construed to permit the development of a national database of personally identifiable information on individuals receiving services under this Act.

"SEC. 6. LIMITATION.

''All of the funds made available under this Act shall be used in accordance with the requirements of this Act.

"SEC. 7. SPECIAL RULE.

''In the case of a local community in which no employees are represented by a labor organization, for purposes of this Act, the term 'representatives of employees' shall be substituted for 'labor organization'.

"SEC. 8. PROHIBITIONS.

''(a) LOCAL CONTROL.—Nothing in this Act shall be construed to authorize an officer or employee of the Federal Government to mandate, direct, or control a State, local educational agency, or school's curriculum, program of instruction, or allocation of State or local resources, or mandate a State or any subdivision thereof to spend any funds or incur any costs not paid for under this Act, except as required under sections 112(b), 311(b), and 323.

''(b) NO PRECLUSION OF OTHER ASSISTANCE.—Any State that declines to submit an application to the Secretary for assistance under this Act shall not be precluded from applying for assistance under any other program administered by the Secretary.

''(c) PROHIBITION ON REQUIRING FEDERAL APPROVAL OR CERTIFICATION OF STANDARDS.—Notwithstanding any other provision of Federal law, no State shall be required to have academic and career and technical content standards or student academic and career and technical achievement standards approved or certified by the Federal Government, in order to receive assistance under this Act.

''(d) RULE OF CONSTRUCTION.—Nothing in this section shall be construed to affect the requirements under section 113.

''(e) COHERENT AND RIGOROUS CONTENT.—For the purposes of this Act, coherent and rigorous content shall be determined by the State consistent with section 1111(b)(1)(D) of the Elementary and Secondary Education Act of 1965.

"SEC. 9. AUTHORIZATION OF APPROPRIATIONS.

''There is authorized to be appropriated to carry out this Act (other than sections 114, 117, and 118, and title II) such sums as may be necessary for each of the fiscal years 2007 through 2012.

"TITLE I—CAREER AND TECHNICAL EDUCATION ASSISTANCE TO THE STATES

"PART A—ALLOTMENT AND ALLOCATION

"SEC. 111. RESERVATIONS AND STATE ALLOTMENT.

''(a) RESERVATIONS AND STATE ALLOTMENT.—

''(1) RESERVATIONS.—From the sum appropriated under section 9 for each fiscal year, the Secretary shall reserve—

''(A) 0.13 percent to carry out section 115; and

''(B) 1.50 percent to carry out section 116, of which—

''(i) 1.25 percent of the sum shall be available to carry out section 116(b); and

''(ii) 0.25 percent of the sum shall be available to carry out section 116(h).

''(2) STATE ALLOTMENT FORMULA.—Subject to paragraphs (3), (4), and (5), from the remainder of the sum appropriated under section 9 and not reserved under paragraph (1) for a fiscal year, the Secretary shall allot to a State for the fiscal year—

''(A) an amount that bears the same ratio to 50 percent of the sum being allotted as the product of the population aged 15 to 19 inclusive, in the State in the fiscal year preceding the fiscal year for which the determination is made and the State's allotment ratio bears to the sum of the corresponding products for all the States;

''(B) an amount that bears the same ratio to 20 percent of the sum being allotted as the product of the population aged 20 to 24, inclusive, in the State in the fiscal year preceding the fiscal year for which the determination is made and the State's allotment ratio bears to the sum of the corresponding products for all the States;

''(C) an amount that bears the same ratio to 15 percent of the sum being allotted as the product of the population aged 25 to 65, inclusive, in the State in the fiscal year preceding the fiscal year for which the determination is made and the State's allotment ratio bears to the sum of the corresponding products for all the States; and

''(D) an amount that bears the same ratio to 15 percent of the sum being allotted as the amounts allotted to the State under subparagraphs (A), (B), and (C) for such years bears to the sum of the amounts allotted to all the States under subparagraphs (A), (B), and (C) for such year.

''(3) MINIMUM ALLOTMENT FOR YEARS WITH NO ADDITIONAL FUNDS.—

''(A) IN GENERAL.—Notwithstanding any other provision of law and subject to subparagraphs (B) and (C), and paragraph (5), for a fiscal year for which there are no additional funds (as such term is defined in paragraph (4)(D)), no State shall receive for such fiscal year under this subsection less than ½ of 1 percent of the amount appropriated under section 9 and not reserved under paragraph (1) for such fiscal year. Amounts necessary for increasing such payments to States to comply with the preceding sentence shall be obtained by ratably reducing the amounts to be paid to other States.

''(B) REQUIREMENT.—No State, by reason of the application of subparagraph (A), shall receive for a fiscal year more than 150 percent of the amount the State received under this subsection for the preceding fiscal year.

''(C) SPECIAL RULE.—

''(i) IN GENERAL.—Subject to paragraph (5), no State, by reason of the application of subparagraph (A), shall be allotted for a fiscal year more than the lesser of—

''(I) 150 percent of the amount that the State received in the preceding fiscal year; and

''(II) the amount calculated under clause (ii).

''(ii) AMOUNT.—The amount calculated under this clause shall be determined by multiplying—

''(I) the number of individuals in the State counted under paragraph (2) in the preceding fiscal year; by

''(II) 150 percent of the national average per pupil payment made with funds available under this section for that year.

''(4) MINIMUM ALLOTMENT FOR YEARS WITH ADDITIONAL FUNDS.—

''(A) IN GENERAL.—Subject to subparagraph (B) and paragraph (5), for a fiscal year for which there are additional funds, no State shall receive for such fiscal year under this subsection less than ½ of 1 percent of the amount appropriated under section 9 and not reserved under paragraph (1) for such fiscal year. Amounts necessary for increasing such payments to States to comply with the preceding sentence shall be obtained by ratably reducing the amounts to be paid to other States.

''(B) SPECIAL RULE.—In the case of a qualifying State, the minimum allotment under subparagraph (A) for a fiscal year for the qualifying State shall be the lesser of—

''(i) ½ of 1 percent of the amount appropriated under section 9 and not reserved under paragraph (1) for such fiscal year; and

''(ii) the sum of—

''(I) the amount the qualifying State was allotted under paragraph (2) for fiscal year 2006 (as such paragraph was in effect on the day before the date of enactment of the Carl D. Perkins Career and Technical Education Improvement Act of 2006); and

''(II) the product of—

''(aa) ⅓ of the additional funds; multiplied by

''(bb) the quotient of—

''(C) RATIO.—For purposes of subparagraph (B)(ii)(II)(bb)(AA), the ratio for a qualifying State for a fiscal year shall be 1.00 less the quotient of—

''(i) the amount the qualifying State was allotted under paragraph (2) for fiscal year 2006 (as such paragraph was in effect on the day before the date of enactment of the Carl D. Perkins Career and Technical Education Improvement Act of 2006); divided by

''(ii) ½ of 1 percent of the amount appropriated under section 9 and not reserved under paragraph (1) for the fiscal year for which the determination is made.

''(D) DEFINITIONS.—In this paragraph:

''(i) ADDITIONAL FUNDS.—The term 'additional funds' means the amount by which—

''(I) the sum appropriated under section 9 and not reserved under paragraph (1) for a fiscal year; exceeds

''(II) the sum of—

''(aa) the amount allotted under paragraph (2) for fiscal year 2006 (as such paragraph (2) was in effect on the day before the date of enactment of the Carl D. Perkins Career and Technical Education Improvement Act of 2006);

''(bb) the amount reserved under paragraph (1)(C) for fiscal year 2006 (as such paragraph (1)(C) was so in effect); and

''(cc) $827,671.

''(ii) QUALIFYING STATE.—The term 'qualifying State' means a State (except the United States Virgin Islands) that, for the fiscal year for which a determination under this paragraph is made, would receive, under the allotment formula under paragraph (2) (without the application of this paragraph and paragraphs (3) and (5)), an amount that would be less than the amount the State would receive under subparagraph (A) for such fiscal year.

''(5) HOLD HARMLESS.—

''(A) IN GENERAL.—No State shall receive an allotment under this section for a fiscal year that is less than the allotment the State received under part A of title I of the Carl D. Perkins Vocational and Applied Technology Education Act (20 U.S.C. 2311 et seq.) (as such part was in effect on the day before the date of enactment of the Carl D. Perkins Vocational and Applied Technology Education Amendments of 1998) for fiscal year 1998.

''(B) RATABLE REDUCTION.—If for any fiscal year the amount appropriated for allotments under this section is insufficient to satisfy the provisions of subparagraph (A), the payments to all States under such subparagraph shall be ratably reduced.

''(b) REALLOTMENT.—If the Secretary determines that any amount of any State's allotment under subsection (a) for any fiscal year will not be required for such fiscal year for carrying out the activities for which such amount has been allotted, the Secretary shall make such amount available for reallotment. Any such reallotment among other States shall occur on such dates during the same year as the Secretary shall fix, and shall be made on the basis of criteria established by regulation. No funds may be reallotted for any use other than the use for which the funds were appropriated. Any amount reallotted to a State under this subsection for any fiscal year shall remain available for obligation during the succeeding fiscal year and shall be deemed to be part of the State's allotment for the year in which the amount is obligated.

''(c) ALLOTMENT RATIO.—

''(1) IN GENERAL.—The allotment ratio for any State shall be 1.00 less the product of—

''(A) 0.50; and

''(B) the quotient obtained by dividing the per capita income for the State by the per capita income for all the States (exclusive of the Commonwealth of Puerto Rico and the United States Virgin Islands), except that—

''(i) the allotment ratio in no case shall be more than 0.60 or less than 0.40; and

''(ii) the allotment ratio for the Commonwealth of Puerto Rico and the United States Virgin Islands shall be 0.60.

''(2) PROMULGATION.—The allotment ratios shall be promulgated by the Secretary for each fiscal year between October 1 and December 31 of the fiscal year preceding the fiscal year for which the determination is made. Allotment ratios shall be computed on the basis of the average of the appropriate per capita incomes for the 3 most recent consecutive fiscal years for which satisfactory data are available.

''(3) DEFINITION OF PER CAPITA INCOME.—For the purpose of this section, the term 'per capita income' means, with respect to a fiscal year, the total personal income in the calendar year ending in such year, divided by the population of the area concerned in such year.

''(4) POPULATION DETERMINATION.—For the purposes of this section, population shall be determined by the Secretary on the basis of the latest estimates available to the Department of Education.

''(d) DEFINITION OF STATE.—For the purpose of this section, the term 'State' means each of the several States of the United States, the District of Columbia, the Commonwealth of Puerto Rico, and the United States Virgin Islands.

"SEC. 112. WITHIN STATE ALLOCATION.

''(a) IN GENERAL.—From the amount allotted to each State under section 111 for a fiscal year, the eligible agency shall make available—

''(1) not less than 85 percent for distribution under section 131 or 132, of which not more than 10 percent of the 85 percent may be used in accordance with subsection (c);

''(2) not more than 10 percent to carry out State leadership activities described in section 124, of which—

''(A) an amount equal to not more than 1 percent of the amount allotted to the State under section 111 for the fiscal year shall be made available to serve individuals in State institutions, such as State correctional institutions and institutions that serve individuals with disabilities; and

''(B) not less than $60,000 and not more than $150,000 shall be available for services that prepare individuals for non-traditional fields; and

''(3) an amount equal to not more than 5 percent, or $250,000, whichever is greater, for administration of the State plan, which may be used for the costs of—

''(A) developing the State plan;

''(B) reviewing a local plan;

''(C) monitoring and evaluating program effectiveness;

''(D) assuring compliance with all applicable Federal laws;

''(E) providing technical assistance; and

''(F) supporting and developing State data systems relevant to the provisions of this Act.

''(b) MATCHING REQUIREMENT.—Each eligible agency receiving funds made available under subsection (a)(3) shall match, from non-Federal sources and on a dollar-for-dollar basis, the funds received under subsection (a)(3).

''(c) RESERVE.—From amounts made available under subsection (a)(1) to carry out this subsection, an eligible agency may award grants to eligible recipients for career and technical education activities described in section 135 in—

''(1) rural areas;

''(2) areas with high percentages of career and technical education students; and

''(3) areas with high numbers of career and technical education students.

"SEC. 113. ACCOUNTABILITY.

''(a) PURPOSE.—The purpose of this section is to establish and support State and local performance accountability systems, comprised of the activities described in this section, to assess the effectiveness of the State and the eligible recipients of the State in achieving statewide progress in career and technical education, and to optimize the return of investment of Federal funds in career and technical education activities.

''(b) STATE PERFORMANCE MEASURES.—

''(1) IN GENERAL.—Each eligible agency, with input from eligible recipients, shall establish performance measures for a State that consist of—

''(A) the core indicators of performance described in subparagraphs (A) and (B) of paragraph (2);

''(B) any additional indicators of performance (if any) identified by the eligible agency under paragraph (2)(C); and

''(C) a State adjusted level of performance described in paragraph (3)(A) for each core indicator of performance, and State levels of performance described in paragraph (3)(B) for each additional indicator of performance.

''(2) INDICATORS OF PERFORMANCE.—

''(A) CORE INDICATORS OF PERFORMANCE FOR CAREER AND TECHNICAL EDUCATION STUDENTS AT THE SECONDARY LEVEL.—Each eligible agency shall identify in the State plan core indicators of performance for career and technical education students at the secondary level that are valid and reliable, and that include, at a minimum, measures of each of the following:

''(i) Student attainment of challenging academic content standards and student academic achievement standards, as adopted by a State in accordance with section 1111(b)(1) of the Elementary and Secondary Education Act of 1965 and measured by the State determined proficient levels on the academic assessments described in section 1111(b)(3) of such Act.

''(ii) Student attainment of career and technical skill proficiencies, including student achievement on technical assessments, that are aligned with industry-recognized standards, if available and appropriate.

''(iii) Student rates of attainment of each of the following:

''(I) A secondary school diploma.

''(II) A General Education Development (GED) credential, or other State-recognized equivalent (including recognized alternative standards for individuals with disabilities).

''(III) A proficiency credential, certificate, or degree, in conjunction with a secondary school diploma (if such credential, certificate, or degree is offered by the State in conjunction with a secondary school diploma).

''(iv) Student graduation rates (as described in section 1111(b)(2)(C)(vi) of the Elementary and Secondary Education Act of 1965).

''(v) Student placement in postsecondary education or advanced training, in military service, or in employment.

''(vi) Student participation in and completion of career and technical education programs that lead to non-traditional fields.

''(B) CORE INDICATORS OF PERFORMANCE FOR CAREER AND TECHNICAL EDUCATION STUDENTS AT THE POSTSECONDARY LEVEL.—Each eligible agency shall identify in the State plan core indicators of performance for career and technical education students at the postsecondary level that are valid and reliable, and that include, at a minimum, measures of each of the following:

''(i) Student attainment of challenging career and technical skill proficiencies, including student achievement on technical assessments, that are aligned with industry-recognized standards, if available and appropriate.

''(ii) Student attainment of an industry-recognized credential, a certificate, or a degree.

''(iii) Student retention in postsecondary education or transfer to a baccalaureate degree program.

''(iv) Student placement in military service or apprenticeship programs or placement or retention in employment, including placement in high skill, high wage, or high demand occupations or professions.

''(v) Student participation in, and completion of, career and technical education programs that lead to employment in non-traditional fields.

''(C) ADDITIONAL INDICATORS OF PERFORMANCE.—An eligible agency, with input from eligible recipients, may identify in the State plan additional indicators of performance for career and technical education activities authorized under this title, such as attainment of self-sufficiency.

''(D) EXISTING INDICATORS.—If a State has developed, prior to the date of enactment of the Carl D. Perkins Career and Technical Education Improvement Act of 2006, State career and technical education performance measures that meet the requirements of this section (as amended by such Act), the State may use such performance measures to measure the progress of career and technical education students.

''(E) STATE ROLE.—Indicators of performance described in this paragraph shall be established solely by each eligible agency with input from eligible recipients.

''(F) ALIGNMENT OF PERFORMANCE INDICATORS.—In the course of developing core indicators of performance and additional indicators of performance, an eligible agency shall, to the greatest extent possible, align the indicators so that substantially similar information gathered for other State and Federal programs, or for any other purpose, is used to meet the requirements of this section.

''(3) STATE LEVELS OF PERFORMANCE.—

''(A) STATE ADJUSTED LEVELS OF PERFORMANCE FOR CORE INDICATORS OF PERFORMANCE.—

''(i) IN GENERAL.—Each eligible agency, with input from eligible recipients, shall establish in the State plan submitted under section 122, levels of performance for each of the core indicators of performance described in subparagraphs (A) and (B) of paragraph (2) for career and technical education activities authorized under this title. The levels of performance established under this subparagraph shall, at a minimum—

''(I) be expressed in a percentage or numerical form, so as to be objective, quantifiable, and measurable; and

''(II) require the State to continually make progress toward improving the performance of career and technical education students.

''(ii) IDENTIFICATION IN THE STATE PLAN.—Subject to section 4, each eligible agency shall identify, in the State plan submitted under section 122, levels of performance for each of the core indicators of performance for the first 2 program years covered by the State plan.

''(iii) AGREEMENT ON STATE ADJUSTED LEVELS OF PERFORMANCE FOR FIRST 2 YEARS.—The Secretary and each eligible agency shall reach agreement on the levels of performance for each of the core indicators of performance, for the first 2 program years covered by the State plan, taking into account the levels identified in the State plan under clause (ii) and the factors described in clause (vi). The levels of performance agreed to under this clause shall be considered to be the State adjusted level of performance for the State for such years and shall be incorporated into the State plan prior to the approval of such plan.

''(iv) ROLE OF THE SECRETARY.—The role of the Secretary in the agreement described in clauses (iii) and (v) is limited to reaching agreement on the percentage or number of students who attain the State adjusted levels of performance.

''(v) AGREEMENT ON STATE ADJUSTED LEVELS OF PERFORMANCE FOR SUBSEQUENT YEARS.—Prior to the third and fifth program years covered by the State plan, the Secretary and each eligible agency shall reach agreement on the State adjusted levels of performance for each of the core indicators of performance for the corresponding subsequent program years covered by the State plan, taking into account the factors described in clause (vi). The State adjusted levels of performance agreed to under this clause shall be considered to be the State adjusted levels of performance for the State for such years and shall be incorporated into the State plan.

''(vi) FACTORS.—The agreement described in clause (iii) or (v) shall take into account—

''(I) how the levels of performance involved compare with the State adjusted levels of performance established for other States, taking into account factors including the characteristics of participants when the participants entered the program and the services or instruction to be provided; and

''(II) the extent to which such levels of performance promote continuous improvement on the indicators of performance by such State.

''(vii) REVISIONS.—If unanticipated circumstances arise in a State resulting in a significant change in the factors described in clause (vi), the eligible agency may request that the State adjusted levels of performance agreed to under clause (iii) or (v) be revised. The Secretary shall issue objective criteria and methods for making such revisions.

''(B) LEVELS OF PERFORMANCE FOR ADDITIONAL INDICATORS.—Each eligible agency shall identify in the State plan State levels of performance for each of the additional indicators of performance described in paragraph (2)(C). Such levels shall be considered to be the State levels of performance for purposes of this title.

''(4) LOCAL LEVELS OF PERFORMANCE.—

''(A) LOCAL ADJUSTED LEVELS OF PERFORMANCE FOR CORE INDICATORS OF PERFORMANCE.—

''(i) IN GENERAL.—Each eligible recipient shall agree to accept the State adjusted levels of performance established under paragraph (3) as local adjusted levels of performances, or negotiate with the State to reach agreement on new local adjusted levels of performance, for each of the core indicators of performance described in subparagraphs (A) and (B) of paragraph (2) for career and technical education activities authorized under this title. The levels of performance established under this subparagraph shall, at a minimum—

''(I) be expressed in a percentage or numerical form, consistent with the State levels of performance established under paragraph (3), so as to be objective, quantifiable, and measurable; and

''(II) require the eligible recipient to continually make progress toward improving the performance of career and technical education students.

''(ii) IDENTIFICATION IN THE LOCAL PLAN.—Each eligible recipient shall identify, in the local plan submitted under section 134, levels of performance for each of the core indicators of performance for the first 2 program years covered by the local plan.

''(iii) AGREEMENT ON LOCAL ADJUSTED LEVELS OF PERFORMANCE FOR FIRST 2 YEARS.—The eligible agency and each eligible recipient shall reach agreement, as described in clause (i), on the eligible recipient's levels of performance for each of the core indicators of performance for the first 2 program years covered by the local plan, taking into account the levels identified in the local plan under clause (ii) and the factors described in clause (v). The levels of performance agreed to under this clause shall be considered to be the local adjusted levels of performance for the eligible recipient for such years and shall be incorporated into the local plan prior to the approval of such plan.

''(iv) AGREEMENT ON LOCAL ADJUSTED LEVELS OF PERFORMANCE FOR SUBSEQUENT YEARS.—Prior to the third and fifth program years covered by the local plan, the eligible agency and each eligible recipient shall reach agreement on the local adjusted levels of performance for each of the core indicators of performance for the corresponding subsequent program years covered by the local plan, taking into account the factors described in clause (v). The local adjusted levels of performance agreed to under this

clause shall be considered to be the local adjusted levels of performance for the eligible recipient for such years and shall be incorporated into the local plan.

''(v) FACTORS.—The agreement described in clause (iii) or (iv) shall take into account—

''(I) how the levels of performance involved compare with the local adjusted levels of performance established for other eligible recipients in the State, taking into account factors including the characteristics of participants when the participants entered the program and the services or instruction to be provided; and

''(II) the extent to which the local adjusted levels of performance promote continuous improvement on the core indicators of performance by the eligible recipient.

''(vi) REVISIONS.—If unanticipated circumstances arise with respect to an eligible recipient resulting in a significant change in the factors described in clause (v), the eligible recipient may request that the local adjusted levels of performance agreed to under clause (iii) or (iv) be revised. The eligible agency shall issue objective criteria and methods for making such revisions.

''(B) LEVELS OF PERFORMANCE FOR ADDITIONAL INDICATORS.—Each eligible recipient may identify, in the local plan, local levels of performance for any additional indicators of performance described in paragraph (2)(C). Such levels shall be considered to be the local levels of performance for purposes of this title.

''(C) LOCAL REPORT.—

''(i) CONTENT OF REPORT.—Each eligible recipient that receives an allocation described in section 112 shall annually prepare and submit to the eligible agency a report, which shall include the data described in clause (ii)(I), regarding the progress of such recipient in achieving the local adjusted levels of performance on the core indicators of performance.

''(ii) DATA.—Except as provided in clauses (iii) and (iv), each eligible recipient that receives an allocation described in section 112 shall—

''(I) disaggregate data for each of the indicators of performance under paragraph (2) for the categories of students described in section 1111(h)(1)(C)(i) of the Elementary and Secondary Education Act of 1965 and section 3(29) that are served under this Act; and

''(II) identify and quantify any disparities or gaps in performance between any such category of students and the performance of all students served by the eligible recipient under this Act.

''(iii) NONDUPLICATION.—The eligible agency shall ensure, in a manner that is consistent with the actions of the Secretary under subsection (c)(3), that each eligible recipient does not report duplicative information under this section.

''(iv) RULES FOR REPORTING OF DATA.—The disaggregation of data under clause (ii) shall not be required when the number of students in a category is insufficient to yield statistically reliable information or when the results would reveal personally identifiable information about an individual student.

''(v) AVAILABILITY.—The report described in clause (i) shall be made available to the public through a variety of formats, including electronically through the Internet.

''(c) REPORT.—

''(1) IN GENERAL.—Each eligible agency that receives an allotment under section 111 shall annually prepare and submit to the Secretary a report regarding—

''(A) the progress of the State in achieving the State adjusted levels of performance on the core indicators of performance; and

''(B) information on the levels of performance achieved by the State with respect to the additional indicators of performance, including the levels of performance for special populations.

''(2) DATA.—Except as provided in paragraphs (3) and (4), each eligible agency that receives an allotment under section 111 or 201 shall—

''(A) disaggregate data for each of the indicators of performance under subsection (b)(2) for the categories of students described in section 1111(h)(1)(C)(i) of the Elementary and Secondary Education Act of 1965 and section 3(29) that are served under this Act; and

''(B) identify and quantify any disparities or gaps in performance between any such category of students and the performance of all students served by the eligible agency under this Act, which shall include a quantifiable description of the progress each such category of students served by the eligible agency under this Act has made in meeting the State adjusted levels of performance.

''(3) NONDUPLICATION.—The Secretary shall ensure that each eligible agency does not report duplicative information under this section.

''(4) RULES FOR REPORTING OF DATA.—The disaggregation of data under paragraph (2) shall not be required when the number of students in a category is insufficient to yield statistically reliable information or when the results would reveal personally identifiable information about an individual student.

''(5) INFORMATION DISSEMINATION.—The Secretary—

''(A) shall make the information contained in such reports available to the general public through a variety of formats, including electronically through the Internet;

''(B) shall disseminate State-by-State comparisons of the information; and

''(C) shall provide the appropriate committees of Congress with copies of such reports.

"SEC. 114. NATIONAL ACTIVITIES.

''(a) PROGRAM PERFORMANCE INFORMATION.—

''(1) IN GENERAL.—The Secretary shall collect performance information about, and report on, the condition of career and technical education and on the effectiveness of State and local programs, services, and activities carried out under this title in order to provide the Secretary and Congress, as well as Federal, State, local, and tribal agencies, with information relevant to improvement in the quality and effectiveness of career and technical education. The Secretary shall report annually to Congress on the Secretary's aggregate analysis of performance information collected each year pursuant to this title, including an analysis of performance data regarding special populations.

''(2) COMPATIBILITY.—The Secretary shall, to the extent feasible, ensure that the performance information system is compatible with other Federal information systems.

''(3) ASSESSMENTS.—As a regular part of its assessments, the National Center for Education Statistics shall collect and report information on career and technical education for a nationally representative sample of students. Such assessment may include international comparisons in the aggregate.

''(b) MISCELLANEOUS PROVISIONS.—

''(1) COLLECTION OF INFORMATION AT REASONABLE COST.—The Secretary shall take such action as may be necessary to secure at reasonable cost the information required by this title. To ensure reasonable cost, the Secretary, in consultation with the National Center for Education Statistics, the Office of Vocational and Adult Education, and an entity assisted under section 118 (if applicable), shall determine the methodology to be used and the frequency with which information is to be collected.

''(2) COOPERATION OF STATES.—All eligible agencies receiving assistance under this Act shall cooperate with the Secretary in implementing the information systems developed pursuant to this Act.

''(c) SINGLE PLAN FOR RESEARCH, DEVELOPMENT, DISSEMINATION, EVALUATION, AND ASSESSMENT.—

''(1) IN GENERAL.—The Secretary may, directly or through grants, contracts, or cooperative agreements, carry out research, development, dissemination, evaluation and assessment, capacity building, and technical assistance with regard to the career and technical education programs under this Act. The Secretary shall develop a single plan for such activities.

''(2) PLAN.—Such plan shall—

''(A) identify the career and technical education activities described in paragraph (1) that the Secretary will carry out under this section;

''(B) describe how the Secretary will evaluate such career and technical education activities in accordance with subsection (d)(2); and

''(C) include such other information as the Secretary determines to be appropriate.

''(d) ADVISORY PANEL; EVALUATION; REPORTS.—

''(1) INDEPENDENT ADVISORY PANEL.—

''(A) IN GENERAL.—The Secretary shall appoint an independent advisory panel to advise the Secretary on the implementation of the assessment described in paragraph (2), including the issues to be addressed and the methodology of the studies involved to ensure that the assessment adheres to the highest standards of quality.

''(B) MEMBERS.—The advisory panel shall consist of—

''(i) educators, administrators, State directors of career and technical education, and chief executives, including those with expertise in the integration of academic and career and technical education;

''(ii) experts in evaluation, research, and assessment;

''(iii) representatives of labor organizations and businesses, including small businesses, economic development entities, and workforce investment entities;

''(iv) parents;

''(v) career guidance and academic counseling professionals; and

''(vi) other individuals and intermediaries with relevant expertise.

''(C) INDEPENDENT ANALYSIS.—The advisory panel shall transmit to the Secretary, the relevant committees of Congress, and the Library of Congress an independent analysis of the findings and recommendations resulting from the assessment described in paragraph (2).

''(D) FACA.—The Federal Advisory Committee Act (5 U.S.C. App.) shall not apply to the panel established under this paragraph.

''(2) EVALUATION AND ASSESSMENT.—

''(A) IN GENERAL.—From amounts made available under subsection (e), the Secretary shall provide for the conduct of an independent evaluation and assessment of career and technical education programs under this Act, including the implementation of the Carl D. Perkins Career and Technical Education Improvement Act of 2006, to the extent practicable, through studies and analyses conducted independently through grants, contracts, and cooperative agreements that are awarded on a competitive basis.

''(B) CONTENTS.—The assessment required under subparagraph (A) shall include descriptions and evaluations of—

''(i) the extent to which State, local, and tribal entities have developed, implemented, or improved State and local career and technical education programs assisted under this Act;

''(ii) the preparation and qualifications of teachers and faculty of career and technical education (such as meeting State established teacher certification or licensing requirements), as well as shortages of such teachers and faculty;

''(iii) academic and career and technical education achievement and employment outcomes of career and technical education, including analyses of—

''(I) the extent and success of the integration of rigorous and challenging academic and career and technical education for students participating in career and technical education programs, including a review of the effect of such integration on the academic and technical proficiency achievement of such students (including the number of such students receiving a secondary school diploma); and

''(II) the extent to which career and technical education programs prepare students, including special populations, for subsequent employment

in high skill, high wage occupations (including those in which mathematics and science skills are critical), or for participation in postsecondary education;

''(iv) employer involvement in, and satisfaction with, career and technical education programs and career and technical education students' preparation for employment;

''(v) the participation of students in career and technical education programs;

''(vi) the use of educational technology and distance learning with respect to career and technical education and tech prep programs; and

''(vii) the effect of State and local adjusted levels of performance and State and local levels of performance on the delivery of career and technical education services, including the percentage of career and technical education and tech prep students meeting the adjusted levels of performance described in section 113.

''(C) REPORTS.—

''(i) IN GENERAL.—The Secretary shall submit to the relevant committees of Congress—

''(I) an interim report regarding the assessment on or before January 1, 2010; and

''(II) a final report, summarizing all studies and analyses that relate to the assessment and that are completed after the interim report, on or before July 1, 2011.

''(ii) PROHIBITION.—Notwithstanding any other provision of law, the reports required by this subsection shall not be subject to any review outside the Department of Education before their transmittal to the relevant committees of Congress and the Secretary, but the President, the Secretary, and the independent advisory panel established under paragraph (1) may make such additional recommendations to Congress with respect to the assessment as the President, the Secretary, or the panel determine to be appropriate.

''(3) COLLECTION OF STATE INFORMATION AND REPORT.—

''(A) IN GENERAL.—The Secretary may collect and disseminate information from States regarding State efforts to meet State adjusted levels of performance described in section 113(b).

''(B) REPORT.—The Secretary shall gather any information collected pursuant to subparagraph (A) and submit a report to the relevant committees in Congress.

''(4) RESEARCH.—

''(A) IN GENERAL.—From amounts made available under subsection (e), the Secretary, after consulting with the States, shall award a grant, contract, or cooperative agreement, on a competitive basis, to an institution of higher education, a public or private nonprofit organization or agency, or a consortium of such institutions, organizations, or agencies to establish a national research center—

''(i) to carry out scientifically based research and evaluation for the purpose of developing, improving, and identifying the most successful methods for addressing the education, employment, and training needs of participants, including special populations, in career and technical education programs, including research and evaluation in such activities as—

''(I) the integration of—

''(aa) career and technical instruction; and

''(bb) academic, secondary and postsecondary instruction;

''(II) education technology and distance learning approaches and strategies that are effective with respect to career and technical education;

''(III) State adjusted levels of performance and State levels of performance that serve to improve career and technical education programs and student achievement;

''(IV) academic knowledge and career and technical skills required for employment or participation in postsecondary education; and

''(V) preparation for occupations in high skill, high wage, or high demand business and industry, including examination of—

''(aa) collaboration between career and technical education programs and business and industry; and

''(bb) academic and technical skills required for a regional or sectoral workforce, including small business;

''(ii) to carry out scientifically based research and evaluation to increase the effectiveness and improve the implementation of career and technical education programs that are integrated with coherent and rigorous content aligned with challenging academic standards, including conducting research and development, and studies, that provide longitudinal information or formative evaluation with respect to career and technical education programs and student achievement;

''(iii) to carry out scientifically based research and evaluation that can be used to improve the preparation and professional development of teachers, faculty, and administrators, and to improve student learning in the career and technical education classroom, including—

''(I) effective in-service and preservice teacher and faculty education that assists career and technical education programs in—

''(aa) integrating those programs with academic content standards and student academic achievement standards, as adopted by States under section 1111(b)(1) of the Elementary and Secondary Education Act of 1965; and

''(bb) coordinating technical education with industry-recognized certification requirements;

''(II) dissemination and training activities related to the applied research and demonstration activities described in this subsection, which may also include serving as a repository for information on career and technical skills, State academic standards, and related materials; and

''(III) the recruitment and retention of career and technical education teachers, faculty, counselors, and administrators, including individuals in groups underrepresented in the teaching profession; and

''(iv) to carry out such other research and evaluation, consistent with the purposes of this Act, as the Secretary determines appropriate to assist State and local recipients of funds under this Act.

''(B) REPORT.—The center conducting the activities described in subparagraph (A) shall annually prepare a report of the key research findings of such center and shall submit copies of the report to the Secretary, the relevant committees of Congress, the Library of Congress, and each eligible agency.

''(C) DISSEMINATION.—The center shall conduct dissemination and training activities based upon the research described in subparagraph (A).

''(5) DEMONSTRATIONS AND DISSEMINATION.—The Secretary is authorized to carry out demonstration career and technical education programs, to replicate model career and technical education programs, to disseminate best practices information, and to provide technical assistance upon request of a State, for the purposes of developing, improving, and identifying the most successful methods and techniques for providing career and technical education programs assisted under this Act.

''(e) AUTHORIZATION OF APPROPRIATIONS.—There are authorized to be appropriated to carry out this section such sums as may be necessary for each of fiscal years 2007 through 2012.

"SEC. 115. ASSISTANCE FOR THE OUTLYING AREAS.

''(a) OUTLYING AREAS.—From funds reserved pursuant to section 111(a)(1)(A), the Secretary shall—

''(1) make a grant in the amount of $660,000 to Guam;

''(2) make a grant in the amount of $350,000 to each of American Samoa and the Commonwealth of the Northern Mariana Islands; and

''(3) make a grant of $160,000 to the Republic of Palau, subject to subsection (d).

''(b) REMAINDER.—

''(1) FIRST YEAR.—Subject to subsection (a), for the first fiscal year following the date of enactment of the Carl D. Perkins Career and Technical Education Improvement Act of 2006, the Secretary shall make a grant of the remainder of funds reserved pursuant to section 111(a)(1)(A) to the Pacific Region Educational Laboratory in Honolulu, Hawaii, to make grants for career and technical education and training in Guam, American Samoa, and the Commonwealth of the Northern Mariana Islands, for the purpose of providing direct career and technical educational services, including—

''(A) teacher and counselor training and retraining;

''(B) curriculum development; and

''(C) the improvement of career and technical education and training programs in secondary schools and institutions of higher education, or improving cooperative education programs involving secondary schools and institutions of higher education.

''(2) SUBSEQUENT YEARS.—Subject to subsection (a), for the second fiscal year following the date of enactment of the Carl D. Perkins Career and Technical Education Improvement Act of 2006, and each subsequent year, the Secretary shall make a grant of the remainder of funds reserved pursuant to section 111(a)(1)(A) and subject to subsection (a), in equal proportion, to each of Guam, American Samoa, and the Commonwealth of the Northern Mariana Islands, to be used to provide direct career and technical educational services as described in subparagraphs (A) through (C) of paragraph (1).

''(c) LIMITATION.—The Pacific Region Educational Laboratory may use not more than 5 percent of the funds received under subsection (b)(1) for administrative costs.

''(d) RESTRICTION.—The Republic of Palau shall cease to be eligible to receive funding under this section upon entering into an agreement for an extension of United States educational assistance under the Compact of Free Association, unless otherwise provided in such agreement.

"SEC. 116. NATIVE AMERICAN PROGRAMS.

''(a) DEFINITIONS.—In this section:

''(1) ALASKA NATIVE.—The term 'Alaska Native' means a Native as such term is defined in section 3 of the Alaska Native Claims Settlement Act (43 U.S.C. 1602).

''(2) BUREAU-FUNDED SCHOOL.—The term 'Bureau-funded school' has the meaning given the term in section 1141 of the Education Amendments of 1978 (25 U.S.C. 2021).

''(3) INDIAN, INDIAN TRIBE, AND TRIBAL ORGANIZATION.—The terms 'Indian', 'Indian tribe', and 'tribal organization' have the meanings given the terms in section 4 of the Indian Self-Determination and Education Assistance Act (25 U.S.C. 450b).

''(4) NATIVE HAWAIIAN.—The term 'Native Hawaiian' means any individual any of whose ancestors were natives, prior to 1778, of the area which now comprises the State of Hawaii.

''(5) NATIVE HAWAIIAN ORGANIZATION.—The term 'Native Hawaiian organization' has the meaning given the term in section 7207 of the Native Hawaiian Education Act (20 U.S.C. 7517).

''(b) PROGRAM AUTHORIZED.—

''(1) AUTHORITY.—From funds reserved under section 111(a)(1)(B)(i), the Secretary shall make grants to or enter into contracts with Indian tribes, tribal organizations, and Alaska Native entities to carry out the authorized programs described in subsection (c), except that such grants or contracts shall not be awarded to secondary school programs in Bureau-funded schools.

''(2) INDIAN TRIBES AND TRIBAL ORGANIZATIONS.—The grants or contracts described in this section that are awarded to any Indian tribe or tribal organization shall be subject to the terms and conditions of section 102 of the Indian Self-Determination Act (25 U.S.C. 450f) and shall be conducted in accordance with the provisions of sections 4, 5, and 6 of the Act of April 16, 1934 (25 U.S.C. 455–457), which are relevant to the programs administered under this subsection.

''(3) SPECIAL AUTHORITY RELATING TO SECONDARY SCHOOLS OPERATED OR SUPPORTED BY

THE BUREAU OF INDIAN AFFAIRS.—An Indian tribe, a tribal organization, or an Alaska Native entity, that receives funds through a grant made or contract entered into under paragraph (1) may use the funds to provide assistance to a secondary school operated or supported by the Bureau of Indian Affairs to enable such school to carry out career and technical education programs.

''(4) MATCHING.—If sufficient funding is available, the Bureau of Indian Affairs shall expend an amount equal to the amount made available under this subsection, relating to programs for Indians, to pay a part of the costs of programs funded under this subsection. During each fiscal year the Bureau of Indian Affairs shall expend not less than the amount expended during the prior fiscal year on career and technical education programs, services, and technical activities administered directly by, or under contract with, the Bureau of Indian Affairs, except that in no year shall funding for such programs, services, and activities be provided from accounts and programs that support other Indian education programs. The Secretary and the Assistant Secretary of the Interior for Indian Affairs shall prepare jointly a plan for the expenditure of funds made available and for the evaluation of programs assisted under this subsection. Upon the completion of a joint plan for the expenditure of the funds and the evaluation of the programs, the Secretary shall assume responsibility for the administration of the program, with the assistance and consultation of the Bureau of Indian Affairs.

''(5) REGULATIONS.—If the Secretary promulgates any regulations applicable to paragraph (2), the Secretary shall—

''(A) confer with, and allow for active participation by, representatives of Indian tribes, tribal organizations, and individual tribal members; and

''(B) promulgate the regulations under subchapter III of chapter 5 of title 5, United States Code, commonly known as the 'Negotiated Rulemaking Act of 1990'.

''(6) APPLICATION.—Any Indian tribe, tribal organization, or Bureau-funded school eligible to receive assistance under this subsection may apply individually or as part of a consortium with another such Indian tribe, tribal organization, or Bureau-funded school.

''(c) AUTHORIZED ACTIVITIES.—

''(1) AUTHORIZED PROGRAMS.—Funds made available under this section shall be used to carry out career and technical education programs consistent with the purpose of this Act.

''(2) STIPENDS.—

''(A) IN GENERAL.—Funds received pursuant to grants or contracts awarded under subsection (b) may be used to provide stipends to students who are enrolled in career and technical education programs and who have acute economic needs which cannot be met through work-study programs.

''(B) AMOUNT.—Stipends described in subparagraph (A) shall not exceed reasonable amounts as prescribed by the Secretary.

''(d) GRANT OR CONTRACT APPLICATION.—In order to receive a grant or contract under this section, an organization, tribe, or entity described in subsection (b) shall submit an application to the Secretary that shall include an assurance that such organization, tribe, or entity shall comply with the requirements of this section.

''(e) RESTRICTIONS AND SPECIAL CONSIDERATIONS.—The Secretary may not place upon grants awarded or contracts entered into under subsection (b) any restrictions relating to programs other than restrictions that apply to grants made to or contracts entered into with States pursuant to allotments under section 111(a). The Secretary, in awarding grants and entering into contracts under this section, shall ensure that the grants and contracts will improve career and technical education programs, and shall give special consideration to—

''(1) programs that involve, coordinate with, or encourage tribal economic development plans; and

''(2) applications from tribally controlled colleges or universities that—

''(A) are accredited or are candidates for accreditation by a nationally recognized accreditation organization as an institution of postsecondary career and technical education; or

''(B) operate career and technical education programs that are accredited or are candidates for accreditation by a nationally recognized accreditation organization, and issue certificates for completion of career and technical education programs.

''(f) CONSOLIDATION OF FUNDS.—Each organization, tribe, or entity receiving assistance under this section may consolidate such assistance with assistance received from related programs in accordance with the provisions of the Indian Employment, Training and Related Services Demonstration Act of 1992 (25 U.S.C. 3401 et seq.).

''(g) NONDUPLICATIVE AND NONEXCLUSIVE SERVICES.—Nothing in this section shall be construed—

''(1) to limit the eligibility of any organization, tribe, or entity described in subsection (b) to participate in any activity offered by an eligible agency or eligible recipient under this title; or

''(2) to preclude or discourage any agreement, between any organization, tribe, or entity described in subsection (b) and any eligible agency or eligible recipient, to facilitate the provision of services by such eligible agency or eligible recipient to the population served by such eligible agency or eligible recipient.

''(h) NATIVE HAWAIIAN PROGRAMS.—From the funds reserved pursuant to section 111(a)(1)(B)(ii), the Secretary shall award grants to or enter into contracts with community-based organizations primarily serving and representing Native Hawaiians to plan, conduct, and administer programs, or portions thereof, which are authorized by and consistent with the provisions of this section for the benefit of Native Hawaiians.

"SEC. 117. TRIBALLY CONTROLLED POSTSECONDARY CAREER AND TECHNICAL INSTITUTIONS.

''(a) GRANTS AUTHORIZED.—The Secretary shall, subject to the availability of appropriations, make grants pursuant to this section to tribally controlled postsecondary career and technical institutions that are not receiving Federal support under the Tribally Controlled College or University Assistance Act of 1978 (25 U.S.C. 1801 et seq.) or the Navajo Community College Act (25 U.S.C. 640a et seq.) to provide basic support for the education and training of Indian students.

''(b) USES OF GRANTS.—Amounts made available under this section shall be used for career and technical education programs for Indian students and for the institutional support costs of the grant, including the expenses described in subsection (e).

''(c) AMOUNT OF GRANTS.—

''(1) IN GENERAL.—If the sums appropriated for any fiscal year for grants under this section are not sufficient to pay in full the total amount which approved applicants are eligible to receive under this section for such fiscal year, the Secretary shall first allocate to each such applicant who received funds under this part for the preceding fiscal year an amount equal to 100 percent of the product of the per capita payment for the preceding fiscal year and such applicant's Indian student count for the current program year, plus an amount equal to the actual cost of any increase to the per capita figure resulting from inflationary increases to necessary costs beyond the institution's control.

''(2) PER CAPITA DETERMINATION.—For the purposes of paragraph (1), the per capita payment for any fiscal year shall be determined by dividing the amount available for grants to tribally controlled postsecondary career and technical institutions under this section for such program year by the sum of the Indian student counts of such institutions for such program year. The Secretary shall, on the basis of the most accurate data available from the institutions, compute the Indian student count for any fiscal year for which such count was not used for the purpose of making allocations under this section.

''(3) INDIRECT COSTS.—Notwithstanding any other provision of law or regulation, the Secretary shall not require the use of a restricted indirect cost rate for grants issued under this section.

''(d) APPLICATIONS.—Any tribally controlled postsecondary career and technical institution that is not receiving Federal support under the Tribally Controlled College or University Assistance Act of 1978 (25 U.S.C. 1801 et seq.) or the Navajo Community College Act (25 U.S.C. 640a et seq.) that desires to receive a grant under this section shall submit an application to the Secretary in such manner and form as the Secretary may require.

''(e) EXPENSES.—

''(1) IN GENERAL.—The Secretary shall, subject to the availability of appropriations, provide for each program year to each tribally controlled postsecondary career and technical institution having an application approved by the Secretary, an amount necessary to pay expenses associated with—

''(A) the maintenance and operation of the program, including development costs, costs of basic and special instruction (including special programs for individuals with disabilities and academic instruction), materials, student costs, administrative expenses, boarding costs, transportation, student services, daycare and family support programs for students and their families (including contributions to the costs of education for dependents), and student stipends;

''(B) capital expenditures, including operations and maintenance, and minor improvements and repair, and physical plant maintenance costs, for the conduct of programs funded under this section;

''(C) costs associated with repair, upkeep, replacement, and upgrading of the instructional equipment; and

''(D) institutional support of career and technical education.

''(2) ACCOUNTING.—Each institution receiving a grant under this section shall provide annually to the Secretary an accurate and detailed accounting of the institution's operating and maintenance expenses and such other information concerning costs as the Secretary may reasonably require.

''(f) OTHER PROGRAMS.—

''(1) IN GENERAL.—Except as specifically provided in this Act, eligibility for assistance under this section shall not preclude any tribally controlled postsecondary career and technical institution from receiving Federal financial assistance under any program authorized under the Higher Education Act of 1965, or under any other applicable program for the benefit of institutions of higher education or career and technical education.

''(2) PROHIBITION ON ALTERATION OF GRANT AMOUNT.—The amount of any grant for which tribally controlled postsecondary career and technical institutions are eligible under this section shall not be altered because of funds allocated to any such institution from funds appropriated under the Act of November 2, 1921 (commonly known as the 'Snyder Act') (25 U.S.C. 13).

''(3) PROHIBITION ON CONTRACT DENIAL.—No tribally controlled postsecondary career and technical institution for which an Indian tribe has designated a portion of the funds appropriated for the tribe from funds appropriated under the Act of November 2, 1921 (25 U.S.C. 13), may be denied a contract for such portion under the Indian Self-Determination and Education Assistance Act (except as provided in that Act), or denied appropriate contract support to administer such portion of the appropriated funds.

''(g) COMPLAINT RESOLUTION PROCEDURE.—The Secretary shall establish (after consultation with tribally controlled postsecondary career and technical institutions) a complaint resolution procedure for grant determinations and calculations under this section for tribally controlled postsecondary career and technical institutions.

''(h) DEFINITIONS.—In this section:

''(1) INDIAN; INDIAN TRIBE.—The terms 'Indian' and 'Indian tribe' have the meanings given the terms in section 2 of the Tribally Controlled College or University Assistance Act of 1978 (25 U.S.C. 1801).

''(2) INDIAN STUDENT COUNT.—

''(A) IN GENERAL.—The term 'Indian student count' means a number equal to the total number of Indian students enrolled in each tribally controlled postsecondary career and technical institution, as determined in accordance with subparagraph (B).

''(B) DETERMINATION.—

''(i) ENROLLMENT.—For each academic year, the Indian student count shall be determined on the basis of the enrollments of Indian students as in effect at the conclusion of—

''(I) in the case of the fall term, the third week of the fall term; and

''(II) in the case of the spring term, the third week of the spring term.

''(ii) CALCULATION.—For each academic year, the Indian student count for a tribally controlled postsecondary career and technical institution shall be the quotient obtained by dividing—

''(I) the sum of the credit hours of all Indian students enrolled in the tribally controlled postsecondary career and technical institution (as determined under clause (i)); by

''(II) 12.

''(iii) SUMMER TERM.—Any credit earned in a class offered during a summer term shall be counted in the determination of the Indian student count for the succeeding fall term.

''(iv) STUDENTS WITHOUT SECONDARY SCHOOL DEGREES.—

''(I) IN GENERAL.—A credit earned at a tribally controlled postsecondary career and technical institution by any Indian student that has not obtained a secondary school degree (or the recognized equivalent of such a degree) shall be counted toward the determination of the Indian student count if the institution at which the student is enrolled has established criteria for the admission of the student on the basis of the ability of the student to benefit from the education or training of the institution.

''(II) PRESUMPTION.—The institution shall be presumed to have established the criteria described in subclause (I) if the admission procedures for the institution include counseling or testing that measures the aptitude of a student to successfully complete a course in which the student is enrolled.

''(III) CREDITS TOWARD SECONDARY SCHOOL DEGREE.—No credit earned by an Indian student for the purpose of obtaining a secondary school degree (or the recognized equivalent of such a degree) shall be counted toward the determination of the Indian student count under this clause.

''(v) CONTINUING EDUCATION PROGRAMS.—Any credit earned by an Indian student in a continuing education program of a tribally controlled postsecondary career and technical institution shall be included in the determination of the sum of all credit hours of the student if the credit is converted to a credit hour basis in accordance with the system of the institution for providing credit for participation in the program.

''(i) AUTHORIZATION OF APPROPRIATIONS.—There are authorized to be appropriated to carry out this section such sums as may be necessary for each of fiscal years 2007 through 2012.

"SEC. 118. OCCUPATIONAL AND EMPLOYMENT INFORMATION.

''(a) NATIONAL ACTIVITIES.—From funds appropriated under subsection (g), the Secretary, in consultation with appropriate Federal agencies, is authorized—

''(1) to provide assistance to an entity to enable the entity—

''(A) to provide technical assistance to State entities designated under subsection (c) to enable the State entities to carry out the activities described in such subsection;

''(B) to disseminate information that promotes the replication of high quality practices described in subsection (c); and

''(C) to develop and disseminate products and services related to the activities described in subsection (c); and

''(2) to award grants to States that designate State entities in accordance with subsection (c) to enable the State entities to carry out the State level activities described in such subsection.

''(b) STATE APPLICATION.—

''(1) IN GENERAL.—A jointly designated State entity described in subsection (c) that desires to receive a grant under this section shall submit an application to the Secretary at the same time the State submits its State plan under section 122, in such manner, and accompanied by such additional information, as the Secretary may reasonably require.

''(2) CONTENTS.—Each application submitted under paragraph (1) shall include a description of how the jointly designated State entity described in subsection (c) will provide information based on trends provided pursuant to section 15 of the Wagner-Peyser Act to inform program development.

''(c) STATE LEVEL ACTIVITIES.—In order for a State to receive a grant under this section, the eligible agency and the Governor of the State shall jointly designate an entity in the State—

''(1) to provide support for career guidance and academic counseling programs designed to promote improved career and education decision making by students (and parents, as appropriate) regarding education (including postsecondary education) and training options and preparations for high skill, high wage, or high demand occupations and non-traditional fields;

''(2) to make available to students, parents, teachers, administrators, faculty, and career guidance and academic counselors, and to improve accessibility with respect to, information and planning resources that relate academic and career and technical educational preparation to career goals and expectations;

''(3) to provide academic and career and technical education teachers, faculty, administrators, and career guidance and academic counselors with the knowledge, skills, and occupational information needed to assist parents and students, especially special populations, with career exploration, educational opportunities, education financing, and exposure to high skill, high wage, or high demand occupations and non-traditional fields, including occupations and fields requiring a baccalaureate degree;

''(4) to assist appropriate State entities in tailoring career related educational resources and training for use by such entities, including information on high skill, high wage, or high demand occupations in current or emerging professions and on career ladder information;

''(5) to improve coordination and communication among administrators and planners of programs authorized by this Act and by section 15 of the Wagner-Peyser Act at the Federal, State, and local levels to ensure nonduplication of efforts and the appropriate use of shared information and data;

''(6) to provide ongoing means for customers, such as students and parents, to provide comments and feedback on products and services and to update resources, as appropriate, to better meet customer requirements; and

''(7) to provide readily available occupational information such as—

''(A) information relative to employment sectors;

''(B) information on occupation supply and demand; and

''(C) other information provided pursuant to section 15 of the Wagner-Peyser Act as the jointly designated State entity considers relevant.

''(d) NONDUPLICATION.—

''(1) WAGNER-PEYSER ACT.—The jointly designated State entity described under subsection (c) may use funds provided under subsection (a)(2) to supplement activities under section 15 of the Wagner-Peyser Act to the extent such activities do not duplicate activities assisted under such section.

''(2) PUBLIC LAW 105–220.—None of the functions and activities assisted under this section shall duplicate the functions and activities carried out under Public Law 105–220.

''(e) FUNDING RULE.—Of the amounts appropriated to carry out this section, the Federal entity designated under subsection (a) shall use—

''(1) not less than 85 percent to carry out subsection (c); and

''(2) not more than 15 percent to carry out subsection (a).

''(f) REPORT.—The Secretary, in consultation with appropriate Federal agencies, shall prepare and submit to the appropriate committees of Congress, an annual report that includes—

''(1) a description of activities assisted under this section during the prior program year;

''(2) a description of the specific products and services assisted under this section that were delivered in the prior program year; and

''(3) an assessment of the extent to which States have effectively coordinated activities assisted under this section with activities authorized under section 15 of the Wagner-Peyser Act.

''(g) AUTHORIZATION OF APPROPRIATIONS.—There are authorized to be appropriated to carry out this section such sums as may be necessary for each of the fiscal years 2007 through 2012.

"PART B—STATE PROVISIONS

"SEC. 121. STATE ADMINISTRATION.

''(a) ELIGIBLE AGENCY RESPONSIBILITIES.—The responsibilities of an eligible agency under this title shall include—

''(1) coordination of the development, submission, and implementation of the State plan, and the evaluation of the program, services, and activities assisted under this title, including preparation for non-traditional fields;

''(2) consultation with the Governor and appropriate agencies, groups, and individuals including parents, students, teachers, teacher and faculty preparation programs, representatives of businesses (including small businesses), labor organizations, eligible recipients, State and local officials, and local program administrators, involved in the planning, administration, evaluation, and coordination of programs funded under this title;

''(3) convening and meeting as an eligible agency (consistent with State law and procedure for the conduct of such meetings) at such time as the eligible agency determines necessary to carry out the eligible agency's responsibilities under this title, but not less than 4 times annually; and

''(4) the adoption of such procedures as the eligible agency considers necessary to—

''(A) implement State level coordination with the activities undertaken by the State boards under section 111 of Public Law 105–220; and

''(B) make available to the service delivery system under section 121 of Public Law 105–220 within the State a listing of all school dropout, postsecondary education, and adult programs assisted under this title.

''(b) EXCEPTION.—Except with respect to the responsibilities set forth in subsection (a), the eligible agency may delegate any of the other responsibilities of the eligible agency that involve the administration, operation, or supervision of activities assisted under this title, in whole or in part, to 1 or more appropriate State agencies.

"SEC. 122. STATE PLAN.

''(a) STATE PLAN.—

''(1) IN GENERAL.—Each eligible agency desiring assistance under this title for any fiscal year shall prepare and submit to the Secretary a

State plan for a 6-year period, together with such annual revisions as the eligible agency determines to be necessary, except that, during the period described in section 4, each eligible agency may submit a transition plan that shall fulfill the eligible agency's obligation to submit a State plan under this section for the first fiscal year following the date of enactment of the Carl D. Perkins Career and Technical Education Improvement Act of 2006.

''(2) REVISIONS.—Each eligible agency—

''(A) may submit such annual revisions of the State plan to the Secretary as the eligible agency determines to be necessary; and

''(B) shall, after the second year of the 6-year period, conduct a review of activities assisted under this title and submit any revisions of the State plan that the eligible agency determines necessary to the Secretary.

''(3) HEARING PROCESS.—The eligible agency shall conduct public hearings in the State, after appropriate and sufficient notice, for the purpose of affording all segments of the public and interested organizations and groups (including charter school authorizers and organizers consistent with State law, employers, labor organizations, parents, students, and community organizations), an opportunity to present their views and make recommendations regarding the State plan. A summary of such recommendations and the eligible agency's response to such recommendations shall be included in the State plan.

''(b) PLAN DEVELOPMENT.—

''(1) IN GENERAL.—The eligible agency shall—

''(A) develop the State plan in consultation with—

''(i) academic and career and technical education teachers, faculty, and administrators;

''(ii) career guidance and academic counselors;

''(iii) eligible recipients;

''(iv) charter school authorizers and organizers consistent with State law;

''(v) parents and students;

''(vi) institutions of higher education;

''(vii) the State tech prep coordinator and representatives of tech prep consortia (if applicable);

''(viii) entities participating in activities described in section 111 of Public Law 105–220;

''(ix) interested community members (including parent and community organizations);

''(x) representatives of special populations;

''(xi) representatives of business and industry (including representatives of small business); and

''(xii) representatives of labor organizations in the State; and

''(B) consult the Governor of the State with respect to such development.

''(2) ACTIVITIES AND PROCEDURES.—The eligible agency shall develop effective activities and procedures, including access to information needed to use such procedures, to allow the individuals and entities described in paragraph (1) to participate in State and local decisions that relate to development of the State plan.

''(c) PLAN CONTENTS.—The State plan shall include information that—

''(1) describes the career and technical education activities to be assisted that are designed to meet or exceed the State adjusted levels of performance, including a description of—

''(A) the career and technical programs of study, which may be adopted by local educational agencies and postsecondary institutions to be offered as an option to students (and their parents as appropriate) when planning for and completing future coursework, for career and technical content areas that—

''(i) incorporate secondary education and postsecondary education elements;

''(ii) include coherent and rigorous content aligned with challenging academic standards and relevant career and technical content in a coordinated, nonduplicative progression of courses that align secondary education with postsecondary education to adequately prepare students to succeed in postsecondary education;

''(iii) may include the opportunity for secondary education students to participate in dual or concurrent enrollment programs or other ways to acquire postsecondary education credits; and

''(iv) lead to an industry-recognized credential or certificate at the postsecondary level, or an associate or baccalaureate degree;

''(B) how the eligible agency, in consultation with eligible recipients, will develop and implement the career and technical programs of study described in subparagraph (A);

''(C) how the eligible agency will support eligible recipients in developing and implementing articulation agreements between secondary education and postsecondary education institutions;

''(D) how the eligible agency will make available information about career and technical programs of study offered by eligible recipients;

''(E) the secondary and postsecondary career and technical education programs to be carried out, including programs that will be carried out by the eligible agency to develop, improve, and expand access to appropriate technology in career and technical education programs;

''(F) the criteria that will be used by the eligible agency to approve eligible recipients for funds under this Act, including criteria to assess the extent to which the local plan will—

''(i) promote continuous improvement in academic achievement;

''(ii) promote continuous improvement of technical skill attainment; and

''(iii) identify and address current or emerging occupational opportunities;

''(G) how programs at the secondary level will prepare career and technical education students, including special populations, to graduate from secondary school with a diploma;

''(H) how such programs will prepare career and technical education students, including special populations, academically and technically for opportunities in postsecondary education or entry into high skill, high wage, or high demand occupations in current or emerging occupations, and how participating students will be made aware of such opportunities;

''(I) how funds will be used to improve or develop new career and technical education courses—

''(i) at the secondary level that are aligned with rigorous and challenging academic content standards and student academic achievement standards adopted by the State under section 1111 (b)(1) of the Elementary and Secondary Education Act of 1965;

''(ii) at the postsecondary level that are relevant and challenging; and

''(iii) that lead to employment in high skill, high wage, or high demand occupations;

''(J) how the eligible agency will facilitate and coordinate communication on best practices among successful recipients of tech prep program grants under title II and eligible recipients to improve program quality and student achievement;

''(K) how funds will be used effectively to link academic and career and technical education at the secondary level and at the postsecondary level in a manner that increases student academic and career and technical achievement; and

''(L) how the eligible agency will report on the integration of coherent and rigorous content aligned with challenging academic standards in career and technical education programs in order to adequately evaluate the extent of such integration;

''(2) describes how comprehensive professional development (including initial teacher preparation and activities that support recruitment) for career and technical education teachers, faculty, administrators, and career guidance and academic counselors will be provided, especially professional development that—

''(A) promotes the integration of coherent and rigorous academic content standards and career and technical education curricula, including through opportunities for the appropriate academic and career and technical education teachers to jointly develop and implement curricula and pedagogical strategies, as appropriate;

''(B) increases the percentage of teachers that meet teacher certification or licensing requirements;

''(C) is high quality, sustained, intensive, and focused on instruction, and increases the academic knowledge and understanding of industry standards, as appropriate, of career and technical education teachers;

''(D) encourages applied learning that contributes to the academic and career and technical knowledge of the student;

''(E) provides the knowledge and skills needed to work with and improve instruction for special populations;

''(F) assists in accessing and utilizing data, including data provided under section 118, student achievement data, and data from assessments; and

''(G) promotes integration with professional development activities that the State carries out under title II of the Elementary and Secondary Education Act of 1965 and title II of the Higher Education Act of 1965;

''(3) describes efforts to improve—

''(A) the recruitment and retention of career and technical education teachers, faculty, and career guidance and academic counselors, including individuals in groups underrepresented in the teaching profession; and

''(B) the transition to teaching from business and industry, including small business;

''(4) describes efforts to facilitate the transition of subbaccalaureate career and technical education students into baccalaureate degree programs at institutions of higher education;

''(5) describes how the eligible agency will actively involve parents, academic and career and technical education teachers, administrators, faculty, career guidance and academic counselors, local business (including small businesses), and labor organizations in the planning, development, implementation, and evaluation of such career and technical education programs;

''(6) describes how funds received by the eligible agency through the allotment made under section 111 will be allocated—

''(A) among career and technical education at the secondary level, or career and technical education at the postsecondary and adult level, or both, including the rationale for such allocation; and

''(B) among any consortia that will be formed among secondary schools and eligible institutions, and how funds will be allocated among the members of the consortia, including the rationale for such allocation;

''(7) describes how the eligible agency will—

''(A) improve the academic and technical skills of students participating in career and technical education programs, including strengthening the academic and career and technical components of career and technical education programs through the integration of academics with career and technical education to ensure learning in—

''(i) the core academic subjects (as defined in section 9101 of the Elementary and Secondary Education Act of 1965); and

''(ii) career and technical education subjects;

''(B) provide students with strong experience in, and understanding of, all aspects of an industry; and

''(C) ensure that students who participate in such career and technical education programs are taught to the same challenging academic proficiencies as are taught to all other students;

''(8) describes how the eligible agency will annually evaluate the effectiveness of such career and technical education programs, and describe, to the extent practicable, how the eligible agency is coordinating such programs to ensure nonduplication with other Federal programs;

''(9) describes the eligible agency's program strategies for special populations, including a

description of how individuals who are members of the special populations—

''(A) will be provided with equal access to activities assisted under this Act;

''(B) will not be discriminated against on the basis of their status as members of the special populations; and

''(C) will be provided with programs designed to enable the special populations to meet or exceed State adjusted levels of performance, and prepare special populations for further learning and for high skill, high wage, or high demand occupations;

''(10) describes—

''(A) the eligible agency's efforts to ensure that eligible recipients are given the opportunity to provide input in determining the State adjusted levels of performance described in section 113; and

''(B) how the eligible agency, in consultation with eligible recipients, will develop a process for the negotiation of local adjusted levels of performance under section 113(b)(4) if an eligible recipient does not accept the State adjusted levels of performance under section 113(b)(3);

''(11) provides assurances that the eligible agency will comply with the requirements of this Act and the provisions of the State plan, including the provision of a financial audit of funds received under this Act which may be included as part of an audit of other Federal or State programs;

''(12) provides assurances that none of the funds expended under this Act will be used to acquire equipment (including computer software) in any instance in which such acquisition results in a direct financial benefit to any organization representing the interests of the acquiring entity or the employees of the acquiring entity, or any affiliate of such an organization;

''(13) describes how the eligible agency will report data relating to students participating in career and technical education in order to adequately measure the progress of the students, including special populations, and how the eligible agency will ensure that the data reported to the eligible agency from local educational agencies and eligible institutions under this title and the data the eligible agency reports to the Secretary are complete, accurate, and reliable;

''(14) describes how the eligible agency will adequately address the needs of students in alternative education programs, if appropriate;

''(15) describes how the eligible agency will provide local educational agencies, area career and technical education schools, and eligible institutions in the State with technical assistance;

''(16) describes how career and technical education relates to State and regional occupational opportunities;

''(17) describes the methods proposed for the joint planning and coordination of programs carried out under this title with other Federal education programs;

''(18) describes how funds will be used to promote preparation for high skill, high wage, or high demand occupations and non-traditional fields;

''(19) describes how funds will be used to serve individuals in State correctional institutions; and

''(20) contains the description and information specified in sections 112(b)(8) and 121(c) of Public Law 105–220 concerning the provision of services only for postsecondary students and school dropouts.

''(d) PLAN OPTIONS.—

''(1) SINGLE PLAN.—An eligible agency not choosing to consolidate funds under section 202 shall fulfill the plan or application submission requirements of this section, and section 201(c), by submitting a single State plan. In such plan, the eligible agency may allow recipients to fulfill the plan or application submission requirements of section 134 and subsections (a) and (b) of section 204 by submitting a single local plan.

''(2) PLAN SUBMITTED AS PART OF 501 PLAN.—The eligible agency may submit the plan required under this section as part of the plan submitted under section 501 of Public Law 105–220, if the plan submitted pursuant to the requirement of this section meets the requirements of this Act.

''(e) PLAN APPROVAL.—

''(1) IN GENERAL.—The Secretary shall approve a State plan, or a revision to an approved State plan, unless the Secretary determines that—

''(A) the State plan, or revision, respectively, does not meet the requirements of this Act; or

''(B) the State's levels of performance on the core indicators of performance consistent with section 113 are not sufficiently rigorous to meet the purpose of this Act.

''(2) DISAPPROVAL.—The Secretary shall not finally disapprove a State plan, except after giving the eligible agency notice and an opportunity for a hearing.

''(3) CONSULTATION.—The eligible agency shall develop the portion of each State plan relating to the amount and uses of any funds proposed to be reserved for adult career and technical education, postsecondary career and technical education, tech prep education, and secondary career and technical education after consultation with the State agency responsible for supervision of community colleges, technical institutes, or other 2-year postsecondary institutions primarily engaged in providing postsecondary career and technical education, and the State agency responsible for secondary education. If a State agency finds that a portion of the final State plan is objectionable, the State agency shall file such objections with the eligible agency. The eligible agency shall respond to any objections of the State agency in the State plan submitted to the Secretary.

''(4) TIMEFRAME.—A State plan shall be deemed approved by the Secretary if the Secretary has not responded to the eligible agency regarding the State plan within 90 days of the date the Secretary receives the State plan.

"SEC. 123. IMPROVEMENT PLANS.

''(a) STATE PROGRAM IMPROVEMENT.—

''(1) PLAN.—If a State fails to meet at least 90 percent of an agreed upon State adjusted level of performance for any of the core indicators of performance described in section 113(b)(3), the eligible agency shall develop and implement a program improvement plan (with special consideration to performance gaps identified under section 113(c)(2)) in consultation with the appropriate agencies, individuals, and organizations during the first program year succeeding the program year for which the eligible agency failed to so meet the State adjusted level of performance for any of the core indicators of performance.

''(2) TECHNICAL ASSISTANCE.—If the Secretary determines that an eligible agency is not properly implementing the eligible agency's responsibilities under section 122, or is not making substantial progress in meeting the purposes of this Act, based on the State's adjusted levels of performance, the Secretary shall work with the eligible agency to implement the improvement activities consistent with the requirements of this Act.

''(3) SUBSEQUENT ACTION.—

''(A) IN GENERAL.—The Secretary may, after notice and opportunity for a hearing, withhold from an eligible agency all, or a portion, of the eligible agency's allotment under paragraphs (2) and (3) of section 112(a) if the eligible agency—

''(i) fails to implement an improvement plan as described in paragraph (1);

''(ii) fails to make any improvement in meeting any of the State adjusted levels of performance for the core indicators of performance identified under paragraph (1) within the first program year of implementation of its improvement plan described in paragraph (1); or

''(iii) fails to meet at least 90 percent of an agreed upon State adjusted level of performance for the same core indicator of performance for 3 consecutive years.

''(B) WAIVER FOR EXCEPTIONAL CIRCUMSTANCES.—The Secretary may waive the sanction in subparagraph (A) due to exceptional or uncontrollable circumstances, such as a natural disaster or a precipitous and unforeseen decline in the financial resources of the State.

''(4) FUNDS RESULTING FROM REDUCED ALLOTMENTS.—The Secretary shall use funds withheld under paragraph (3) for a State served by an eligible agency to provide technical assistance, to assist in the development of an improved State improvement plan, or for other improvement activities consistent with the requirements of this Act for such State.

''(b) LOCAL PROGRAM IMPROVEMENT.—

''(1) LOCAL EVALUATION.—Each eligible agency shall evaluate annually, using the local adjusted levels of performance described in section 113(b)(4), the career and technical education activities of each eligible recipient receiving funds under this title.

''(2) PLAN.—If, after reviewing the evaluation in paragraph (1), the eligible agency determines that an eligible recipient failed to meet at least 90 percent of an agreed upon local adjusted level of performance for any of the core indicators of performance described in section 113(b)(4), the eligible recipient shall develop and implement a program improvement plan (with special consideration to performance gaps identified under section 113(b)(4)(C)(ii)(II)) in consultation with the eligible agency, appropriate agencies, individuals, and organizations during the first program year succeeding the program year for which the eligible recipient failed to so meet any of the local adjusted levels of performance for any of the core indicators of performance.

''(3) TECHNICAL ASSISTANCE.—If the eligible agency determines that an eligible recipient is not properly implementing the eligible recipient's responsibilities under section 134, or is not making substantial progress in meeting the purposes of this Act, based on the local adjusted levels of performance, the eligible agency shall work with the eligible recipient to implement improvement activities consistent with the requirements of this Act.

''(4) SUBSEQUENT ACTION.—

''(A) IN GENERAL.—The eligible agency may, after notice and opportunity for a hearing, withhold from the eligible recipient all, or a portion, of the eligible recipient's allotment under this title if the eligible recipient—

''(i) fails to implement an improvement plan as described in paragraph (2);

''(ii) fails to make any improvement in meeting any of the local adjusted levels of performance for the core indicators of performance identified under paragraph (2) within the first program year of implementation of its improvement plan described in paragraph (2); or

''(iii) fails to meet at least 90 percent of an agreed upon local adjusted level of performance for the same core indicator of performance for 3 consecutive years.

''(B) WAIVER FOR EXCEPTIONAL CIRCUMSTANCES.—In determining whether to impose sanctions under subparagraph (A), the eligible agency may waive imposing sanctions—

''(i) due to exceptional or uncontrollable circumstances, such as a natural disaster or a precipitous and unforeseen decline in the financial resources of the eligible recipient; or

''(ii) based on the impact on the eligible recipient's reported performance of the small size of the career and technical education program operated by the eligible recipient.

''(5) FUNDS RESULTING FROM REDUCED ALLOTMENTS.—The eligible agency shall use funds withheld under paragraph (4) from an eligible recipient to provide (through alternative arrangements) services and activities to students within the area served by such recipient to meet the purposes of this Act.

"SEC. 124. STATE LEADERSHIP ACTIVITIES.

''(a) GENERAL AUTHORITY.—From amounts reserved under section 112(a)(2), each eligible agency shall conduct State leadership activities.

''(b) REQUIRED USES OF FUNDS.—The State leadership activities described in subsection (a) shall include—

''(1) an assessment of the career and technical education programs carried out with funds under this title, including an assessment of how the needs of special populations are being met and how the career and technical education programs are designed to enable special populations to meet State adjusted levels of performance and prepare the special populations for further education, further training, or for high skill, high wage, or high demand occupations;

''(2) developing, improving, or expanding the use of technology in career and technical education that may include—

''(A) training of career and technical education teachers, faculty, career guidance and academic counselors, and administrators to use technology, including distance learning;

''(B) providing career and technical education students with the academic and career and technical skills (including the mathematics and science knowledge that provides a strong basis for such skills) that lead to entry into technology fields, including non-traditional fields; or

''(C) encouraging schools to collaborate with technology industries to offer voluntary internships and mentoring programs;

''(3) professional development programs, including providing comprehensive professional development (including initial teacher preparation) for career and technical education teachers, faculty, administrators, and career guidance and academic counselors at the secondary and postsecondary levels, that support activities described in section 122 and—

''(A) provide in-service and preservice training in career and technical education programs—

''(i) on effective integration and use of challenging academic and career and technical education provided jointly with academic teachers to the extent practicable;

''(ii) on effective teaching skills based on research that includes promising practices;

''(iii) on effective practices to improve parental and community involvement; and

''(iv) on effective use of scientifically based research and data to improve instruction;

''(B) are high quality, sustained, intensive, and classroom-focused in order to have a positive and lasting impact on classroom instruction and the teacher's performance in the classroom, and are not 1-day or short-term workshops or conferences;

''(C) will help teachers and personnel to improve student achievement in order to meet the State adjusted levels of performance established under section 113;

''(D) will support education programs for teachers of career and technical education in public schools and other public school personnel who are involved in the direct delivery of educational services to career and technical education students to ensure that teachers and personnel—

''(i) stay current with the needs, expectations, and methods of industry;

''(ii) can effectively develop rigorous and challenging, integrated academic and career and technical education curricula jointly with academic teachers, to the extent practicable;

''(iii) develop a higher level of academic and industry knowledge and skills in career and technical education; and

''(iv) effectively use applied learning that contributes to the academic and career and technical knowledge of the student; and

''(E) are coordinated with the teacher certification or licensing and professional development activities that the State carries out under title II of the Elementary and Secondary Education Act of 1965 and title II of the Higher Education Act of 1965;

''(4) supporting career and technical education programs that improve the academic and career and technical skills of students participating in career and technical education programs by strengthening the academic and career and technical components of such career and technical education programs, through the integration of coherent and relevant content aligned with challenging academic standards and relevant career and technical education, to ensure achievement in—

''(A) the core academic subjects (as defined in section 9101 of the Elementary and Secondary Education Act of 1965); and

''(B) career and technical education subjects;

''(5) providing preparation for non-traditional fields in current and emerging professions, and other activities that expose students, including special populations, to high skill, high wage occupations;

''(6) supporting partnerships among local educational agencies, institutions of higher education, adult education providers, and, as appropriate, other entities, such as employers, labor organizations, intermediaries, parents, and local partnerships, to enable students to achieve State academic standards, and career and technical skills, or complete career and technical programs of study, as described in section 122(c)(1)(A);

''(7) serving individuals in State institutions, such as State correctional institutions and institutions that serve individuals with disabilities;

''(8) support for programs for special populations that lead to high skill, high wage, or high demand occupations; and

''(9) technical assistance for eligible recipients.

''(c) PERMISSIBLE USES OF FUNDS.—The leadership activities described in subsection (a) may include—

''(1) improvement of career guidance and academic counseling programs that assist students in making informed academic and career and technical education decisions, including—

''(A) encouraging secondary and postsecondary students to graduate with a diploma or degree; and

''(B) exposing students to high skill, high wage occupations and non-traditional fields;

''(2) establishment of agreements, including articulation agreements, between secondary school and postsecondary career and technical education programs in order to provide postsecondary education and training opportunities for students participating in such career and technical education programs, such as tech prep programs;

''(3) support for initiatives to facilitate the transition of subbaccalaureate career and technical education students into baccalaureate degree programs, including—

''(A) statewide articulation agreements between associate degree granting career and technical postsecondary educational institutions and baccalaureate degree granting postsecondary educational institutions;

''(B) postsecondary dual and concurrent enrollment programs;

''(C) academic and financial aid counseling; and

''(D) other initiatives—

''(i) to encourage the pursuit of a baccalaureate degree; and

''(ii) to overcome barriers to participation in baccalaureate degree programs, including geographic and other barriers affecting rural students and special populations;

''(4) support for career and technical student organizations, especially with respect to efforts to increase the participation of students who are members of special populations;

''(5) support for public charter schools operating career and technical education programs;

''(6) support for career and technical education programs that offer experience in, and understanding of, all aspects of an industry for which students are preparing to enter;

''(7) support for family and consumer sciences programs;

''(8) support for partnerships between education and business or business intermediaries, including cooperative education and adjunct faculty arrangements at the secondary and postsecondary levels;

''(9) support to improve or develop new career and technical education courses and initiatives, including career clusters, career academies, and distance education, that prepare individuals academically and technically for high skill, high wage, or high demand occupations;

''(10) awarding incentive grants to eligible recipients—

''(A) for exemplary performance in carrying out programs under this Act, which awards shall be based on—

''(i) eligible recipients exceeding the local adjusted levels of performance established under section 113(b) in a manner that reflects sustained or significant improvement;

''(ii) eligible recipients effectively developing connections between secondary education and postsecondary education and training;

''(iii) the adoption and integration of coherent and rigorous content aligned with challenging academic standards and technical coursework;

''(iv) eligible recipients' progress in having special populations who participate in career and technical education programs meet local adjusted levels of performance; or

''(v) other factors relating to the performance of eligible recipients under this Act as the eligible agency determines are appropriate; or

''(B) if an eligible recipient elects to use funds as permitted under section 135(c)(19);

''(11) providing for activities to support entrepreneurship education and training;

''(12) providing career and technical education programs for adults and school dropouts to complete their secondary school education, in coordination, to the extent practicable, with activities authorized under the Adult Education and Family Literacy Act;

''(13) providing assistance to individuals, who have participated in services and activities under this title, in continuing the individuals' education or training or finding appropriate jobs, such as through referral to the system established under section 121 of Public Law 105–220;

''(14) developing valid and reliable assessments of technical skills;

''(15) developing and enhancing data systems to collect and analyze data on secondary and postsecondary academic and employment outcomes;

''(16) improving—

''(A) the recruitment and retention of career and technical education teachers, faculty, administrators, and career guidance and academic counselors, including individuals in groups underrepresented in the teaching profession; and

''(B) the transition to teaching from business and industry, including small business; and

''(17) support for occupational and employment information resources, such as those described in section 118.

''(d) RESTRICTION ON USES OF FUNDS.—An eligible agency that receives funds under section 112(a)(2) may not use any of such funds for administrative costs.

"PART C—LOCAL PROVISIONS

"SEC. 131. DISTRIBUTION OF FUNDS TO SECONDARY EDUCATION PROGRAMS.

''(a) DISTRIBUTION RULES.—Except as provided in section 133 and as otherwise provided in this section, each eligible agency shall distribute the portion of funds made available under section 112(a)(1) to carry out this section to local educational agencies within the State as follows:

''(1) THIRTY PERCENT.—Thirty percent shall be allocated to such local educational agencies in proportion to the number of individuals aged 5 through 17, inclusive, who reside in the school district served by such local educational agency for the preceding fiscal year compared to the total number of such individuals who reside in the school districts served by all local educational agencies in the State for such preceding fiscal year, as determined on the basis of the most recent satisfactory—

''(A) data provided to the Secretary by the Bureau of the Census for the purpose of determining eligibility under title I of the Elementary and Secondary Education Act of 1965; or

''(B) student membership data collected by the National Center for Education Statistics through the Common Core of Data survey system.

''(2) SEVENTY PERCENT.—Seventy percent shall be allocated to such local educational agencies in proportion to the number of individuals aged 5 through 17, inclusive, who reside in the school district served by such local educational agency and are from families below the poverty level for the preceding fiscal year, as determined on the basis of the most recent satisfactory data used under section 1124(c)(1)(A) of the Elementary and Secondary Education Act of 1965, compared to the total number of such individuals who reside in the school districts served by all the local educational agencies in the State for such preceding fiscal year.

''(3) ADJUSTMENTS.—Each eligible agency, in making the allocations under paragraphs (1) and (2), shall adjust the data used to make the allocations to—

''(A) reflect any change in school district boundaries that may have occurred since the data were collected; and

''(B) include local educational agencies without geographical boundaries, such as charter schools and secondary schools funded by the Bureau of Indian Affairs.

''(b) WAIVER FOR MORE EQUITABLE DISTRIBUTION.—The Secretary may waive the application of subsection (a) in the case of any eligible agency that submits to the Secretary an application for such a waiver that—

''(1) demonstrates that a proposed alternative formula more effectively targets funds on the basis of poverty (as defined by the Office of Management and Budget and revised annually in accordance with section 673(2) of the Community Services Block Grant Act (42 U.S.C. 9902(2))) to local educational agencies within the State than the formula described in subsection (a); and

''(2) includes a proposal for such an alternative formula.

''(c) MINIMUM ALLOCATION.—

''(1) IN GENERAL.—Except as provided in paragraph (2), a local educational agency shall not receive an allocation under subsection (a) unless the amount allocated to such agency under subsection (a) is greater than $15,000. A local educational agency may enter into a consortium with other local educational agencies for purposes of meeting the minimum allocation requirement of this paragraph.

''(2) WAIVER.—The eligible agency shall waive the application of paragraph (1) in any case in which the local educational agency—

''(A)(i) is located in a rural, sparsely populated area; or

''(ii) is a public charter school operating secondary school career and technical education programs; and

''(B) demonstrates that the local educational agency is unable to enter into a consortium for purposes of providing activities under this part.

''(3) REDISTRIBUTION.—Any amounts that are not allocated by reason of paragraph (1) or paragraph (2) shall be redistributed to local educational agencies that meet the requirements of paragraph (1) or (2) in accordance with the provisions of this section.

''(d) LIMITED JURISDICTION AGENCIES.—

''(1) IN GENERAL.—In applying the provisions of subsection (a), no eligible agency receiving assistance under this title shall allocate funds to a local educational agency that serves only elementary schools, but shall distribute such funds to the local educational agency or regional educational agency that provides secondary school services to secondary school students in the same attendance area.

''(2) SPECIAL RULE.—The amount to be allocated under paragraph (1) to a local educational agency that has jurisdiction only over secondary schools shall be determined based on the number of students that entered such secondary schools in the previous year from the elementary schools involved.

''(e) ALLOCATIONS TO AREA CAREER AND TECHNICAL EDUCATION SCHOOLS AND EDUCATIONAL SERVICE AGENCIES.—

''(1) IN GENERAL.—Each eligible agency shall distribute the portion of funds made available under section 112(a)(1) for any fiscal year by such eligible agency for career and technical education activities at the secondary level under this section to the appropriate area career and technical education school or educational service agency in any case in which the area career and technical education school or educational service agency, and the local educational agency concerned—

''(A) have formed or will form a consortium for the purpose of receiving funds under this section; or

''(B) have entered into or will enter into a cooperative arrangement for such purpose.

''(2) ALLOCATION BASIS.—If an area career and technical education school or educational service agency meets the requirements of paragraph (1), then the amount that would otherwise be distributed to the local educational agency shall be allocated to the area career and technical education school, the educational service agency, and the local educational agency based on each school, agency or entity's relative share of students who are attending career and technical education programs (based, if practicable, on the average enrollment for the preceding 3 years).

''(3) APPEALS PROCEDURE.—The eligible agency shall establish an appeals procedure for resolution of any dispute arising between a local educational agency and an area career and technical education school or an educational service agency with respect to the allocation procedures described in this section, including the decision of a local educational agency to leave a consortium or terminate a cooperative arrangement.

''(f) CONSORTIUM REQUIREMENTS.—

''(1) ALLIANCE.—Any local educational agency receiving an allocation that is not sufficient to conduct a program which meets the requirements of section 135 is encouraged to—

''(A) form a consortium or enter into a cooperative agreement with an area career and technical education school or educational service agency offering programs that meet the requirements of section 135;

''(B) transfer such allocation to the area career and technical education school or educational service agency; and

''(C) operate programs that are of sufficient size, scope, and quality to be effective.

''(2) FUNDS TO CONSORTIUM.—Funds allocated to a consortium formed to meet the requirements of this subsection shall be used only for purposes and programs that are mutually beneficial to all members of the consortium and can be used only for programs authorized under this title. Such funds may not be reallocated to individual members of the consortium for purposes or programs benefitting only 1 member of the consortium.

''(g) DATA.—The Secretary shall collect information from eligible agencies regarding the specific dollar allocations made available by the eligible agency for career and technical education programs under subsections (a), (b), (c), (d), and (e) and how these allocations are distributed to local educational agencies, area career and technical education schools, and educational service agencies, within the State in accordance with this section.

''(h) SPECIAL RULE.—Each eligible agency distributing funds under this section shall treat a secondary school funded by the Bureau of Indian Affairs within the State as if such school were a local educational agency within the State for the purpose of receiving a distribution under this section.

"SEC. 132. DISTRIBUTION OF FUNDS FOR POST-SECONDARY EDUCATION PROGRAMS.

''(a) ALLOCATION.—

''(1) IN GENERAL.—Except as provided in subsections (b) and (c) and section 133, each eligible agency shall distribute the portion of the funds made available under section 112(a)(1) to carry out this section for any fiscal year to eligible institutions or consortia of eligible institutions within the State.

''(2) FORMULA.—Each eligible institution or consortium of eligible institutions shall be allocated an amount that bears the same relationship to the portion of funds made available under section 112(a)(1) to carry out this section for any fiscal year as the sum of the number of individuals who are Federal Pell Grant recipients and recipients of assistance from the Bureau of Indian Affairs enrolled in programs meeting the requirements of section 135 offered by such institution or consortium in the preceding fiscal year bears to the sum of the number of such recipients enrolled in such programs within the State for such year.

''(3) CONSORTIUM REQUIREMENTS.—

''(A) IN GENERAL.—In order for a consortium of eligible institutions described in paragraph (2) to receive assistance pursuant to such paragraph, such consortium shall operate joint projects that—

''(i) provide services to all postsecondary institutions participating in the consortium; and

''(ii) are of sufficient size, scope, and quality to be effective.

''(B) FUNDS TO CONSORTIUM.—Funds allocated to a consortium formed to meet the requirements of this section shall be used only for purposes and programs that are mutually beneficial to all members of the consortium and shall be used only for programs authorized under this title. Such funds may not be reallocated to individual members of the consortium for purposes or programs benefitting only 1 member of the consortium.

''(4) WAIVER.—The eligible agency may waive the application of paragraph (3)(A)(i) in any case in which the eligible institution is located in a rural, sparsely populated area.

''(b) WAIVER FOR MORE EQUITABLE DISTRIBUTION.—The Secretary may waive the application of subsection (a) if an eligible agency submits to the Secretary an application for such a waiver that—

''(1) demonstrates that the formula described in subsection (a) does not result in a distribution of funds to the eligible institutions or consortia within the State that have the highest numbers of economically disadvantaged individuals and that an alternative formula will result in such a distribution; and

''(2) includes a proposal for such an alternative formula.

''(c) MINIMUM GRANT AMOUNT.—

''(1) IN GENERAL.—No institution or consortium shall receive an allocation under this section in an amount that is less than $50,000.

''(2) REDISTRIBUTION.—Any amounts that are not distributed by reason of paragraph (1) shall be redistributed to eligible institutions or consortia in accordance with this section.

"SEC. 133. SPECIAL RULES FOR CAREER AND TECHNICAL EDUCATION.

''(a) SPECIAL RULE FOR MINIMAL ALLOCATION.—

''(1) GENERAL AUTHORITY.—Notwithstanding the provisions of sections 131 and 132 and in order to make a more equitable distribution of funds for programs serving the areas of greatest economic need, for any program year for which a minimal amount is made available by an eligible agency for distribution under section 131 or 132, such eligible agency may distribute such minimal amount for such year—

''(A) on a competitive basis; or

''(B) through any alternative method determined by the eligible agency.

''(2) MINIMAL AMOUNT.—For purposes of this section, the term 'minimal amount' means not more than 15 percent of the total amount made available for distribution under section 112(a)(1).

''(b) REDISTRIBUTION.—

''(1) IN GENERAL.—In any academic year that an eligible recipient does not expend all of the

amounts the eligible recipient is allocated for such year under section 131 or 132, such eligible recipient shall return any unexpended amounts to the eligible agency to be reallocated under section 131 or 132, as appropriate.

''(2) REDISTRIBUTION OF AMOUNTS RETURNED LATE IN AN ACADEMIC YEAR.—In any academic year in which amounts are returned to the eligible agency under section 131 or 132 and the eligible agency is unable to reallocate such amounts according to such sections in time for such amounts to be expended in such academic year, the eligible agency shall retain such amounts for distribution in combination with amounts provided under section 112(a)(1) for the following academic year.

''(c) CONSTRUCTION.—Nothing in section 131 or 132 shall be construed—

''(1) to prohibit a local educational agency or a consortium thereof that receives assistance under section 131, from working with an eligible institution or consortium thereof that receives assistance under section 132, to carry out career and technical education programs at the secondary level in accordance with this title;

''(2) to prohibit an eligible institution or consortium thereof that receives assistance under section 132, from working with a local educational agency or consortium thereof that receives assistance under section 131, to carry out postsecondary and adult career and technical education programs in accordance with this title; or

''(3) to require a charter school, that provides career and technical education programs and is considered a local educational agency under State law, to jointly establish the charter school's eligibility for assistance under this title unless the charter school is explicitly permitted to do so under the State's charter school statute.

''(d) CONSISTENT APPLICATION.—For purposes of this section, the eligible agency shall provide funds to charter schools offering career and technical education programs in the same manner as the eligible agency provides those funds to other schools. Such career and technical education programs within a charter school shall be of sufficient size, scope, and quality to be effective.

"SEC. 134. LOCAL PLAN FOR CAREER AND TECHNICAL EDUCATION PROGRAMS.

''(a) LOCAL PLAN REQUIRED.—Any eligible recipient desiring financial assistance under this part shall, in accordance with requirements established by the eligible agency (in consultation with such other educational training entities as the eligible agency determines to be appropriate) submit a local plan to the eligible agency. Such local plan shall cover the same period of time as the period of time applicable to the State plan submitted under section 122.

''(b) CONTENTS.—The eligible agency shall determine the requirements for local plans, except that each local plan shall—

''(1) describe how the career and technical education programs required under section 135(b) will be carried out with funds received under this title;

''(2) describe how the career and technical education activities will be carried out with respect to meeting State and local adjusted levels of performance established under section 113;

''(3) describe how the eligible recipient will—

''(A) offer the appropriate courses of not less than 1 of the career and technical programs of study described in section 122(c)(1)(A);

''(B) improve the academic and technical skills of students participating in career and technical education programs by strengthening the academic and career and technical education components of such programs through the integration of coherent and rigorous content aligned with challenging academic standards and relevant career and technical education programs to ensure learning in—

''(i) the core academic subjects (as defined in section 9101 of the Elementary and Secondary Education Act of 1965); and

''(ii) career and technical education subjects;

''(C) provide students with strong experience in, and understanding of, all aspects of an industry;

''(D) ensure that students who participate in such career and technical education programs are taught to the same coherent and rigorous content aligned with challenging academic standards as are taught to all other students; and

''(E) encourage career and technical education students at the secondary level to enroll in rigorous and challenging courses in core academic subjects (as defined in section 9101 of the Elementary and Secondary Education Act of 1965);

''(4) describe how comprehensive professional development (including initial teacher preparation) for career and technical education, academic, guidance, and administrative personnel will be provided that promotes the integration of coherent and rigorous content aligned with challenging academic standards and relevant career and technical education (including curriculum development);

''(5) describe how parents, students, academic and career and technical education teachers, faculty, administrators, career guidance and academic counselors, representatives of tech prep consortia (if applicable), representatives of the entities participating in activities described in section 117 of Public Law 105–220 (if applicable), representatives of business (including small business) and industry, labor organizations, representatives of special populations, and other interested individuals are involved in the development, implementation, and evaluation of career and technical education programs assisted under this title, and how such individuals and entities are effectively informed about, and assisted in understanding, the requirements of this title, including career and technical programs of study;

''(6) provide assurances that the eligible recipient will provide a career and technical education program that is of such size, scope, and quality to bring about improvement in the quality of career and technical education programs;

''(7) describe the process that will be used to evaluate and continuously improve the performance of the eligible recipient;

''(8) describe how the eligible recipient will—

''(A) review career and technical education programs, and identify and adopt strategies to overcome barriers that result in lowering rates of access to or lowering success in the programs, for special populations;

''(B) provide programs that are designed to enable the special populations to meet the local adjusted levels of performance; and

''(C) provide activities to prepare special populations, including single parents and displaced homemakers, for high skill, high wage, or high demand occupations that will lead to self-sufficiency;

''(9) describe how individuals who are members of special populations will not be discriminated against on the basis of their status as members of the special populations;

''(10) describe how funds will be used to promote preparation for non-traditional fields;

''(11) describe how career guidance and academic counseling will be provided to career and technical education students, including linkages to future education and training opportunities; and

''(12) describe efforts to improve—

''(A) the recruitment and retention of career and technical education teachers, faculty, and career guidance and academic counselors, including individuals in groups underrepresented in the teaching profession; and

''(B) the transition to teaching from business and industry.

"SEC. 135. LOCAL USES OF FUNDS.

''(a) GENERAL AUTHORITY.—Each eligible recipient that receives funds under this part shall use such funds to improve career and technical education programs.

''(b) REQUIREMENTS FOR USES OF FUNDS.—Funds made available to eligible recipients under this part shall be used to support career and technical education programs that—

''(1) strengthen the academic and career and technical skills of students participating in career and technical education programs, by strengthening the academic and career and technical education components of such programs through the integration of academics with career and technical education programs through a coherent sequence of courses, such as career and technical programs of study described in section 122(c)(1)(A), to ensure learning in—

''(A) the core academic subjects (as defined in section 9101 of the Elementary and Secondary Education Act of 1965); and

''(B) career and technical education subjects;

''(2) link career and technical education at the secondary level and career and technical education at the postsecondary level, including by offering the relevant elements of not less than 1 career and technical program of study described in section 122(c)(1)(A);

''(3) provide students with strong experience in and understanding of all aspects of an industry, which may include work-based learning experiences;

''(4) develop, improve, or expand the use of technology in career and technical education, which may include—

''(A) training of career and technical education teachers, faculty, and administrators to use technology, which may include distance learning;

''(B) providing career and technical education students with the academic and career and technical skills (including the mathematics and science knowledge that provides a strong basis for such skills) that lead to entry into the technology fields; or

''(C) encouraging schools to collaborate with technology industries to offer voluntary internships and mentoring programs, including programs that improve the mathematics and science knowledge of students;

''(5) provide professional development programs that are consistent with section 122 to secondary and postsecondary teachers, faculty, administrators, and career guidance and academic counselors who are involved in integrated career and technical education programs, including—

''(A) in-service and preservice training on—

''(i) effective integration and use of challenging academic and career and technical education provided jointly with academic teachers to the extent practicable;

''(ii) effective teaching skills based on research that includes promising practices;

''(iii) effective practices to improve parental and community involvement; and

''(iv) effective use of scientifically based research and data to improve instruction;

''(B) support of education programs for teachers of career and technical education in public schools and other public school personnel who are involved in the direct delivery of educational services to career and technical education students, to ensure that such teachers and personnel stay current with all aspects of an industry;

''(C) internship programs that provide relevant business experience; and

''(D) programs designed to train teachers specifically in the effective use and application of technology to improve instruction;

''(6) develop and implement evaluations of the career and technical education programs carried out with funds under this title, including an assessment of how the needs of special populations are being met;

''(7) initiate, improve, expand, and modernize quality career and technical education programs, including relevant technology;

''(8) provide services and activities that are of sufficient size, scope, and quality to be effective; and

''(9) provide activities to prepare special populations, including single parents and displaced homemakers who are enrolled in career and technical education programs, for high skill, high wage, or high demand occupations that will lead to self-sufficiency.

''(c) PERMISSIVE.—Funds made available to an eligible recipient under this title may be used—

''(1) to involve parents, businesses, and labor organizations as appropriate, in the design, implementation, and evaluation of career and technical education programs authorized under this title, including establishing effective programs and procedures to enable informed and effective participation in such programs;

''(2) to provide career guidance and academic counseling, which may include information described in section 118, for students participating in career and technical education programs, that—

''(A) improves graduation rates and provides information on postsecondary and career options, including baccalaureate degree programs, for secondary students, which activities may include the use of graduation and career plans; and

''(B) provides assistance for postsecondary students, including for adult students who are changing careers or updating skills;

''(3) for local education and business (including small business) partnerships, including for—

''(A) work-related experiences for students, such as internships, cooperative education, school-based enterprises, entrepreneurship, and job shadowing that are related to career and technical education programs;

''(B) adjunct faculty arrangements for qualified industry professionals; and

''(C) industry experience for teachers and faculty;

''(4) to provide programs for special populations;

''(5) to assist career and technical student organizations;

''(6) for mentoring and support services;

''(7) for leasing, purchasing, upgrading or adapting equipment, including instructional aids and publications (including support for library resources) designed to strengthen and support academic and technical skill achievement;

''(8) for teacher preparation programs that address the integration of academic and career and technical education and that assist individuals who are interested in becoming career and technical education teachers and faculty, including individuals with experience in business and industry;

''(9) to develop and expand postsecondary program offerings at times and in formats that are accessible for students, including working students, including through the use of distance education;

''(10) to develop initiatives that facilitate the transition of subbaccalaureate career and technical education students into baccalaureate degree programs, including—

''(A) articulation agreements between sub-baccalaureate degree granting career and technical education postsecondary educational institutions and baccalaureate degree granting postsecondary educational institutions;

''(B) postsecondary dual and concurrent enrollment programs;

''(C) academic and financial aid counseling for sub-baccalaureate career and technical education students that informs the students of the opportunities for pursuing a baccalaureate degree and advises the students on how to meet any transfer requirements; and

''(D) other initiatives—

''(i) to encourage the pursuit of a baccalaureate degree; and

''(ii) to overcome barriers to enrollment in and completion of baccalaureate degree programs, including geographic and other barriers affecting rural students and special populations;

''(11) to provide activities to support entrepreneurship education and training;

''(12) for improving or developing new career and technical education courses, including the development of new proposed career and technical programs of study for consideration by the eligible agency and courses that prepare individuals academically and technically for high skill, high wage, or high demand occupations and dual or concurrent enrollment opportunities by which career and technical education students at the secondary level could obtain postsecondary credit to count towards an associate or baccalaureate degree;

''(13) to develop and support small, personalized career-themed learning communities;

''(14) to provide support for family and consumer sciences programs;

''(15) to provide career and technical education programs for adults and school dropouts to complete the secondary school education, or upgrade the technical skills, of the adults and school dropouts;

''(16) to provide assistance to individuals who have participated in services and activities under this Act in continuing their education or training or finding an appropriate job, such as through referral to the system established under section 121 of Public Law 105–220 (29 U.S.C. 2801 et seq.);

''(17) to support training and activities (such as mentoring and outreach) in non-traditional fields;

''(18) to provide support for training programs in automotive technologies;

''(19) to pool a portion of such funds with a portion of funds available to not less than 1 other eligible recipient for innovative initiatives, which may include—

''(A) improving the initial preparation and professional development of career and technical education teachers, faculty, administrators, and counselors;

''(B) establishing, enhancing, or supporting systems for—

''(i) accountability data collection under this Act; or

''(ii) reporting data under this Act;

''(C) implementing career and technical programs of study described in section 122(c)(1)(A); or

''(D) implementing technical assessments; and

''(20) to support other career and technical education activities that are consistent with the purpose of this Act.

''(d) ADMINISTRATIVE COSTS.—Each eligible recipient receiving funds under this part shall not use more than 5 percent of the funds for administrative costs associated with the administration of activities assisted under this section.

"TITLE II—TECH PREP EDUCATION

"SEC. 201. STATE ALLOTMENT AND APPLICATION.

''(a) IN GENERAL.—For any fiscal year, the Secretary shall allot the amount made available under section 206 among the States in the same manner as funds are allotted to States under paragraph (2) of section 111(a).

''(b) PAYMENTS TO ELIGIBLE AGENCIES.—The Secretary shall make a payment in the amount of a State's allotment under subsection (a) to the eligible agency that serves the State and has an application approved under subsection (c).

''(c) STATE APPLICATION.—Each eligible agency desiring an allotment under this title shall submit, as part of its State plan under section 122, an application that—

''(1) describes how activities under this title will be coordinated, to the extent practicable, with activities described in the State plan submitted under section 122; and

''(2) contains such information as the Secretary may require.

"SEC. 202. CONSOLIDATION OF FUNDS.

''(a) IN GENERAL.—An eligible agency receiving an allotment under sections 111 and 201 may choose to consolidate all, or a portion of, funds received under section 201 with funds received under section 111 in order to carry out the activities described in the State plan submitted under section 122.

''(b) NOTIFICATION REQUIREMENT.—Each eligible agency that chooses to consolidate funds under this section shall notify the Secretary, in the State plan submitted under section 122, of the eligible agency's decision to consolidate funds under this section.

''(c) TREATMENT OF CONSOLIDATED FUNDS.—Funds consolidated under this section shall be considered as funds allotted under section 111 and shall be distributed in accordance with section 112.

"SEC. 203. TECH PREP PROGRAM.

''(a) GRANT PROGRAM AUTHORIZED.—

''(1) IN GENERAL.—From amounts made available to each eligible agency under section 201, the eligible agency, in accordance with the provisions of this title, shall award grants, on a competitive basis or on the basis of a formula determined by the eligible agency, for tech prep programs described in subsection (c). The grants shall be awarded to consortia between or among—

''(A) a local educational agency, an intermediate educational agency, educational service agency, or area career and technical education school, serving secondary school students, or a secondary school funded by the Bureau of Indian Affairs; and

''(B)(i) a nonprofit institution of higher education that—

''(I)(aa) offers a 2-year associate degree program or a 2-year certificate program; and

''(bb) is qualified as an institution of higher education pursuant to section 102 of the Higher Education Act of 1965, including—

''(AA) an institution receiving assistance under the Tribally Controlled College or University Assistance Act of 1978 (25 U.S.C. 1801 et seq.); and

''(BB) a tribally controlled postsecondary career and technical institution; or

''(II) offers a 2-year apprenticeship program that follows secondary education instruction, if such nonprofit institution of higher education is not prohibited from receiving assistance under part B of title IV of the Higher Education Act of 1965 pursuant to the provisions of section 435(a)(2) of such Act; or

''(ii) a proprietary institution of higher education that offers a 2-year associate degree program and is qualified as an institution of higher education pursuant to section 102 of the Higher Education Act of 1965, if such proprietary institution of higher education is not subject to a default management plan required by the Secretary.

''(2) SPECIAL RULE.—In addition, a consortium described in paragraph (1) may include 1 or more—

''(A) institutions of higher education that award a baccalaureate degree; and

''(B) employers (including small businesses), business intermediaries, or labor organizations.

''(b) DURATION.—Each consortium receiving a grant under this title shall use amounts provided under the grant to develop and operate a 4- or 6-year tech prep program described in subsection (c).

''(c) CONTENTS OF TECH PREP PROGRAM.—Each tech prep program shall—

''(1) be carried out under an articulation agreement between the participants in the consortium;

''(2) consist of a program of study that—

''(A) combines—

''(i) a minimum of 2 years of secondary education (as determined under State law); with

''(ii)(I) a minimum of 2 years of postsecondary education in a nonduplicative, sequential course of study; or

''(II) an apprenticeship program of not less than 2 years following secondary education instruction; and

''(B) integrates academic and career and technical education instruction, and utilizes work-based and worksite learning experiences where appropriate and available;

''(C) provides technical preparation in a career field, including high skill, high wage, or high demand occupations;

''(D) builds student competence in technical skills and in core academic subjects (as defined in section 9101 of the Elementary and Secondary Education Act of 1965), as appropriate, through applied, contextual, and integrated instruction, in a coherent sequence of courses;

''(E) leads to technical skill proficiency, an industry-recognized credential, a certificate, or a degree, in a specific career field;

''(F) leads to placement in high skill or high wage employment, or to further education; and

''(G) utilizes career and technical education programs of study, to the extent practicable;

''(3) include the development of tech prep programs for secondary education and postsecondary education that—

''(A) meet academic standards developed by the State;

''(B) link secondary schools and 2-year postsecondary institutions, and if possible and practicable, 4-year institutions of higher education, through—

''(i) nonduplicative sequences of courses in career fields;

''(ii) the use of articulation agreements; and

''(iii) the investigation of opportunities for tech prep secondary education students to enroll concurrently in secondary education and postsecondary education coursework;

''(C) use, if appropriate and available, workbased or worksite learning experiences in conjunction with business and all aspects of an industry; and

''(D) use educational technology and distance learning, as appropriate, to involve all the participants in the consortium more fully in the development and operation of programs;

''(4) include in-service professional development for teachers, faculty, and administrators that—

''(A) supports effective implementation of tech prep programs;

''(B) supports joint training in the tech prep consortium;

''(C) supports the needs, expectations, and methods of business and all aspects of an industry;

''(D) supports the use of contextual and applied curricula, instruction, and assessment;

''(E) supports the use and application of technology; and

''(F) assists in accessing and utilizing data, information available pursuant to section 118, and information on student achievement, including assessments;

''(5) include professional development programs for counselors designed to enable counselors to more effectively—

''(A) provide information to students regarding tech prep programs;

''(B) support student progress in completing tech prep programs, which may include the use of graduation and career plans;

''(C) provide information on related employment opportunities;

''(D) ensure that students are placed in appropriate employment or further postsecondary education;

''(E) stay current with the needs, expectations, and methods of business and all aspects of an industry; and

''(F) provide comprehensive career guidance and academic counseling to participating students, including special populations;

''(6) provide equal access, to the full range of technical preparation programs (including preapprenticeship programs), to individuals who are members of special populations, including the development of tech prep program services appropriate to the needs of special populations;

''(7) provide for preparatory services that assist participants in tech prep programs; and

''(8) coordinate with activities conducted under title I.

''(d) ADDITIONAL AUTHORIZED ACTIVITIES.—Each tech prep program may—

''(1) provide for the acquisition of tech prep program equipment;

''(2) acquire technical assistance from State or local entities that have designed, established, and operated tech prep programs that have effectively used educational technology and distance learning in the delivery of curricula and services;

''(3) establish articulation agreements with institutions of higher education, labor organizations, or businesses located inside or outside the State and served by the consortium, especially with regard to using distance learning and educational technology to provide for the delivery of services and programs;

''(4) improve career guidance and academic counseling for participating students through the development and implementation of graduation and career plans; and

''(5) develop curriculum that supports effective transitions between secondary and postsecondary career and technical education programs.

''(e) INDICATORS OF PERFORMANCE AND ACCOUNTABILITY.—

''(1) IN GENERAL.—Each consortium shall establish and report to the eligible agency indicators of performance for each tech prep program for which the consortium receives a grant under this title. The indicators of performance shall include the following:

''(A) The number of secondary education tech prep students and postsecondary education tech prep students served.

''(B) The number and percent of secondary education tech prep students enrolled in the tech prep program who—

''(i) enroll in postsecondary education;

''(ii) enroll in postsecondary education in the same field or major as the secondary education tech prep students were enrolled at the secondary level;

''(iii) complete a State or industry-recognized certification or licensure;

''(iv) successfully complete, as a secondary school student, courses that award postsecondary credit at the secondary level; and

''(v) enroll in remedial mathematics, writing, or reading courses upon entering postsecondary education.

''(C) The number and percent of postsecondary education tech prep students who—

''(i) are placed in a related field of employment not later than 12 months after graduation from the tech prep program;

''(ii) complete a State or industry-recognized certification or licensure;

''(iii) complete a 2-year degree or certificate program within the normal time for completion of such program; and

''(iv) complete a baccalaureate degree program within the normal time for completion of such program.

''(2) NUMBER AND PERCENT.—For purposes of subparagraphs (B) and (C) of paragraph (1), the numbers and percentages shall be determined separately with respect to each clause of each such subparagraph.

''SEC. 204. CONSORTIUM APPLICATIONS.

''(a) IN GENERAL.—Each consortium that desires to receive a grant under this title shall submit an application to the eligible agency at such time and in such manner as the eligible agency shall require.

''(b) PLAN.—Each application submitted under this section shall contain a 6-year plan for the development and implementation of tech prep programs under this title, which plan shall be reviewed after the second year of the plan.

''(c) APPROVAL.—The eligible agency shall approve applications under this title based on the potential of the activities described in the application to create an effective tech prep program.

''(d) SPECIAL CONSIDERATION.—The eligible agency, as appropriate, shall give special consideration to applications that—

''(1) provide for effective employment placement activities or the transfer of students to baccalaureate or advanced degree programs;

''(2) are developed in consultation with business, industry, institutions of higher education, and labor organizations;

''(3) address effectively the issues of school dropout prevention and reentry, and the needs of special populations;

''(4) provide education and training in an area or skill, including an emerging technology, in which there is a significant workforce shortage based on the data provided by the eligible entity in the State under section 118;

''(5) demonstrate how tech prep programs will help students meet high academic and employability competencies; and

''(6) demonstrate success in, or provide assurances of, coordination and integration with eligible recipients described in part C of title I.

''(e) PERFORMANCE LEVELS.—

''(1) IN GENERAL.—Each consortium receiving a grant under this title shall enter into an agreement with the eligible agency to meet a minimum level of performance for each of the performance indicators described in sections 113(b) and 203(e).

''(2) RESUBMISSION OF APPLICATION; TERMINATION OF FUNDS.—An eligible agency—

''(A) shall require consortia that do not meet the performance levels described in paragraph (1) for 3 consecutive years to resubmit an application to the eligible agency for a tech prep program grant; and

''(B) may choose to terminate the funding for the tech prep program for a consortium that does not meet the performance levels described in paragraph (1) for 3 consecutive years, including when the grants are made on the basis of a formula determined by the eligible agency.

''(f) EQUITABLE DISTRIBUTION OF ASSISTANCE.—In awarding grants under this title, the eligible agency shall ensure an equitable distribution of assistance between or among urban and rural participants in the consortium.

''SEC. 205. REPORT.

''Each eligible agency that receives an allotment under this title annually shall prepare and submit to the Secretary a report on the effectiveness of the tech prep programs assisted under this title, including a description of how grants were awarded within the State.

''SEC. 206. AUTHORIZATION OF APPROPRIATIONS.

''There are authorized to be appropriated to carry out this title such sums as may be necessary for fiscal year 2007 and each of the 5 succeeding fiscal years.

''TITLE III—GENERAL PROVISIONS

''PART A—FEDERAL ADMINISTRATIVE PROVISIONS

''SEC. 311. FISCAL REQUIREMENTS.

''(a) SUPPLEMENT NOT SUPPLANT.—Funds made available under this Act for career and technical education activities shall supplement, and shall not supplant, non-Federal funds expended to carry out career and technical education activities and tech prep program activities.

''(b) MAINTENANCE OF EFFORT.—

''(1) DETERMINATION.—

''(A) IN GENERAL.—Except as provided in subparagraphs (B) and (C), no payments shall be made under this Act for any fiscal year to a State for career and technical education programs or tech prep programs unless the Secretary determines that the fiscal effort per student or the aggregate expenditures of such State for career and technical education programs for the fiscal year preceding the fiscal year for which the determination is made, equaled or exceeded such effort or expenditures for career and technical education programs for the second fiscal year preceding the fiscal year for which the determination is made.

''(B) COMPUTATION.—In computing the fiscal effort or aggregate expenditures pursuant to subparagraph (A), the Secretary shall exclude capital expenditures, special 1-time project costs, and the cost of pilot programs.

''(C) DECREASE IN FEDERAL SUPPORT.—If the amount made available for career and technical education programs under this Act for a fiscal year is less than the amount made available for

career and technical education programs under this Act for the preceding fiscal year, then the fiscal effort per student or the aggregate expenditures of a State required by subparagraph (A) for the preceding fiscal year shall be decreased by the same percentage as the percentage decrease in the amount so made available.

''(2) WAIVER.—The Secretary may waive the requirements of this section, with respect to not more than 5 percent of expenditures by any eligible agency for 1 fiscal year only, on making a determination that such waiver would be equitable due to exceptional or uncontrollable circumstances affecting the ability of the eligible agency to meet such requirements, such as a natural disaster or an unforeseen and precipitous decline in financial resources. No level of funding permitted under such a waiver may be used as the basis for computing the fiscal effort or aggregate expenditures required under this section for years subsequent to the year covered by such waiver. The fiscal effort or aggregate expenditures for the subsequent years shall be computed on the basis of the level of funding that would, but for such waiver, have been required.

"SEC. 312. AUTHORITY TO MAKE PAYMENTS.

''Any authority to make payments or to enter into contracts under this Act shall be available only to such extent or in such amounts as are provided in advance in appropriation Acts.

"SEC. 313. CONSTRUCTION.

''Nothing in this Act shall be construed to permit, allow, encourage, or authorize any Federal control over any aspect of a private, religious, or home school, regardless of whether a home school is treated as a private school or home school under State law. This section shall not be construed to bar students attending private, religious, or home schools from participation in programs or services under this Act.

"SEC. 314. VOLUNTARY SELECTION AND PARTICIPATION.

''No funds made available under this Act shall be used—

''(1) to require any secondary school student to choose or pursue a specific career path or major; or

''(2) to mandate that any individual participate in a career and technical education program, including a career and technical education program that requires the attainment of a federally funded skill level, standard, or certificate of mastery.

"SEC. 315. LIMITATION FOR CERTAIN STUDENTS.

''No funds received under this Act may be used to provide career and technical education programs to students prior to the seventh grade, except that equipment and facilities purchased with funds under this Act may be used by such students.

"SEC. 316. FEDERAL LAWS GUARANTEEING CIVIL RIGHTS.

''Nothing in this Act shall be construed to be inconsistent with applicable Federal law prohibiting discrimination on the basis of race, color, sex, national origin, age, or disability in the provision of Federal programs or services.

"SEC. 317. PARTICIPATION OF PRIVATE SCHOOL PERSONNEL AND CHILDREN.

''(a) PERSONNEL.—An eligible agency or eligible recipient that uses funds under this Act for in-service and preservice career and technical education professional development programs for career and technical education teachers, administrators, and other personnel shall, to the extent practicable, upon written request, permit the participation in such programs of career and technical education secondary school teachers, administrators, and other personnel in nonprofit private schools offering career and technical secondary education programs located in the geographical area served by such eligible agency or eligible recipient.

''(b) STUDENT PARTICIPATION.—

''(1) STUDENT PARTICIPATION.—Except as prohibited by State or local law, an eligible recipient may, upon written request, use funds made available under this Act to provide for the meaningful participation, in career and technical education programs and activities receiving funding under this Act, of secondary school students attending nonprofit private schools who reside in the geographical area served by the eligible recipient.

''(2) CONSULTATION.—An eligible recipient shall consult, upon written request, in a timely and meaningful manner with representatives of nonprofit private schools in the geographical area served by the eligible recipient described in paragraph (1) regarding the meaningful participation, in career and technical education programs and activities receiving funding under this Act, of secondary school students attending nonprofit private schools.

"SEC. 318. LIMITATION ON FEDERAL REGULATIONS.

''The Secretary may issue regulations under this Act only to the extent necessary to administer and ensure compliance with the specific requirements of this Act.

"PART B—STATE ADMINISTRATIVE PROVISIONS

"SEC. 321. JOINT FUNDING.

''(a) GENERAL AUTHORITY.—Funds made available to eligible agencies under this Act may be used to provide additional funds under an applicable program if—

''(1) such program otherwise meets the requirements of this Act and the requirements of the applicable program;

''(2) such program serves the same individuals that are served under this Act;

''(3) such program provides services in a coordinated manner with services provided under this Act; and

''(4) such funds are used to supplement, and not supplant, funds provided from non-Federal sources.

''(b) APPLICABLE PROGRAM.—For the purposes of this section, the term 'applicable program' means any program under any of the following provisions of law:

''(1) Chapters 4 and 5 of subtitle B of title I of Public Law 105–220.

''(2) The Wagner-Peyser Act.

''(c) USE OF FUNDS AS MATCHING FUNDS.—For the purposes of this section, the term 'additional funds' does not include funds used as matching funds.

"SEC. 322. PROHIBITION ON USE OF FUNDS TO INDUCE OUT-OF-STATE RELOCATION OF BUSINESSES.

''No funds provided under this Act shall be used for the purpose of directly providing incentives or inducements to an employer to relocate a business enterprise from one State to another State if such relocation will result in a reduction in the number of jobs available in the State where the business enterprise is located before such incentives or inducements are offered.

"SEC. 323. STATE ADMINISTRATIVE COSTS.

''(a) GENERAL RULE.—Except as provided in subsection (b), for each fiscal year for which an eligible agency receives assistance under this Act, the eligible agency shall provide, from non-Federal sources for the costs the eligible agency incurs for the administration of programs under this Act, an amount that is not less than the amount provided by the eligible agency from non-Federal sources for such costs for the preceding fiscal year.

''(b) EXCEPTION.—If the amount made available from Federal sources for the administration of programs under this Act for a fiscal year (referred to in this section as the 'determination year') is less than the amount made available from Federal sources for the administration of programs under this Act for the preceding fiscal year, then the amount the eligible agency is required to provide from non-Federal sources for costs the eligible agency incurs for the administration of programs under this Act for the determination year under subsection (a) shall bear the same ratio to the amount the eligible agency provided from non-Federal sources for such costs for the preceding fiscal year, as the amount made available from Federal sources for the administration of programs under this Act for the determination year bears to the amount made available from Federal sources for the administration of programs under this Act for the preceding fiscal year.

"SEC. 324. STUDENT ASSISTANCE AND OTHER FEDERAL PROGRAMS.

''(a) ATTENDANCE COSTS NOT TREATED AS INCOME OR RESOURCES.—The portion of any student financial assistance received under this Act that is made available for attendance costs described in subsection (b) shall not be considered as income or resources in determining eligibility for assistance under any other program funded in whole or in part with Federal funds.

''(b) ATTENDANCE COSTS.—The attendance costs described in this subsection are—

''(1) tuition and fees normally assessed a student carrying an academic workload as determined by the institution, and including costs for rental or purchase of any equipment, materials, or supplies required of all students in that course of study; and

''(2) an allowance for books, supplies, transportation, dependent care, and miscellaneous personal expenses for a student attending the institution on at least a half-time basis, as determined by the institution.

''(c) COSTS OF CAREER AND TECHNICAL EDUCATION SERVICES.—Funds made available under this Act may be used to pay for the costs of career and technical education services required in an individualized education program developed pursuant to section 614(d) of the Individuals with Disabilities Education Act and services necessary to meet the requirements of section 504 of the Rehabilitation Act of 1973 with respect to ensuring equal access to career and technical education.''.

SEC. 2. TECHNICAL AMENDMENTS TO OTHER LAWS.

(a) IMMIGRATION AND NATIONALITY ACT.—Section 245A(h)(4)(C) of the Immigration and Nationality Act (8 U.S.C. 1255a(h)(4)(C)) is amended by striking ''Carl D. Perkins Vocational and Technical Education Act of 1998'' and inserting ''The Carl D. Perkins Career and Technical Education Act of 2006''.

(b) TRADE ACT OF 1974.—The Trade Act of 1974 (19 U.S.C. 2101 et seq.) is amended—

(1) in section 231(c)(1)(F) (19 U.S.C. 2291(c)(1)(F))—

(A) by striking ''area vocational education schools'' and inserting ''area career and technical education schools''; and

(B) by striking ''Carl D. Perkins Vocational and Technical Education Act of 1998'' and inserting ''Carl D. Perkins Career and Technical Education Act of 2006''; and

(2) in section 236(a)(1)(D) (19 U.S.C. 2296(a)(1)(D)), by striking ''area vocational'' and all that follows through ''Act of 1963'' and inserting ''area career and technical education schools, as defined in section 3 of the Carl D. Perkins Career and Technical Education Act of 2006''.

(c) HIGHER EDUCATION ACT OF 1965.—The Higher Education Act of 1965 (20 U.S.C. 1001 et seq.) is amended—

(1) in section 102(a)(3)(A) (20 U.S.C. 1002(a)(3)(A))—

(A) by striking ''section 521(4)(C)'' and inserting ''section 3(3)(C)''; and

(B) by striking ''Carl D. Perkins Vocational and Applied Technology Education Act'' and inserting ''Carl D. Perkins Career and Technical Education Act of 2006''; and

(2) in section 484(l)(1)(B)(i) (20 U.S.C. 1091(l)(1)(B)(i)), by striking ''section 521(4)(C) of the Carl D. Perkins Vocational and Technical Education Act of 1998'' and inserting ''section 3(C) of the Carl D. Perkins Career and Technical Education Act of 2006''.

(d) EDUCATION FOR ECONOMIC SECURITY ACT.—Section 3(1) of the Education for Economic Security Act (20 U.S.C. 3902(1)) is amended—

(1) by striking ''area vocational education school'' and inserting ''area career and technical education school''; and

(2) by striking ''section 521(3) of the Carl D. Perkins Vocational Educational Act..'' and inserting ''section 3(3) of the Carl D. Perkins Career and Technical Education Act of 2006.''.

(e) EDUCATION FLEXIBILITY PARTNERSHIP ACT OF 1999.—Section 4(b)(2) of the Education Flexibility Partnership Act of 1999 (20 U.S.C. 5891b(b)(2)) is amended by striking ''Carl D. Perkins Vocational and Technical Education Act of 1998'' and inserting ''Carl D. Perkins Career and Technical Education Act of 2006''.

(f) ELEMENTARY AND SECONDARY EDUCATION ACT OF 1965.—The Elementary and Secondary Education Act of 1965 (20 U.S.C. 6301 et seq.) is amended—

(1) in section 1111(a)(1) (20 U.S.C. 6311(a)(1)), by striking ''Carl D. Perkins Vocational and Technical Education Act of 1998'' and inserting ''Carl D. Perkins Career and Technical Education Act of 2006'';

(2) in section 1112(a)(1) (20 U.S.C. 6312(a)(1)), by striking ''Carl D. Perkins Vocational and Technical Education Act of 1998'' and inserting ''Carl D. Perkins Career and Technical Education Act of 2006'';

(3) in section 1114(b)(2)(B)(v) (20 U.S.C. 6314(b)(2)(B)(v)), by striking ''Carl D. Perkins Vocational and Technical Education Act of 1998'' and inserting ''the Carl D. Perkins Career and Technical Education Act of 2006''; and

(4) in section 7115(b)(5) (20 U.S.C. 7425(b)(5)), by striking ''Carl D. Perkins Vocational and Technical Education Act of 1998'' and inserting ''Carl D. Perkins Career and Technical Education Act of 2006''.

(g) WAGNER-PEYSER ACT.—Section 15(f) of the Wagner-Peyser Act (29 U.S.C. 49l–2(f)) is amended by striking ''Carl D. Perkins Vocational and Applied Technology Education Act'' and inserting ''Carl D. Perkins Career and Technical Education Act of 2006''.

(h) PUBLIC LAW 105–220.—Public Law 105–220 is amended—

(1) in section 101(3) (29 U.S.C. 2801(3))—

(A) by striking ''given the term'' and inserting ''given the term 'area career and technical education school' ''; and

(B) by striking ''Carl D. Perkins Vocational and Technical Education Act of 1998'' and inserting ''Carl D. Perkins Career and Technical Education Act of 2006'';

(2) in section 101(50) (29 U.S.C. 2801(50)), by striking ''given'' and all that follows through the period at the end and inserting ''given the term 'career and technical education' in section 3 of the Carl D. Perkins Career and Technical Education Act of 2006.'';

(3) in section 111(d)(3) (29 U.S.C. 2821(d)(3)), by striking ''section 113(b)(14) of the Carl D. Perkins Vocational and Applied Technology Education Act'' and inserting ''section 113(b)(3) of the Carl D. Perkins Career and Technical Education Act of 2006'';

(4) in section 112(b)(8)(A)(iii) (29 U.S.C. 2822(b)(8)(A)(iii))—

(A) by striking ''postsecondary vocational education activities'' and inserting ''career and technical education activities at the postsecondary level''; and

(B) by striking ''Carl D. Perkins Vocational and Applied Technology Education Act'' and inserting ''Carl D. Perkins Career and Technical Education Act of 2006'';

(5) in section 121(b)(1)(B)(vii) (29 U.S.C. 2841(b)(1)(B)(vii))—

(A) by striking ''postsecondary vocational education activities'' and inserting ''career and technical education activities at the postsecondary level''; and

(B) by striking ''Carl D. Perkins Vocational and Applied Technology Education Act'' and inserting ''Carl D. Perkins Career and Technical Education Act of 2006'';

(6) in section 134(d)(2)(F) (29 U.S.C. 2864(d)(2)(F)), by striking ''postsecondary vocational'' and all that follows through ''Education Act'' and inserting ''career and technical education activities at the postsecondary level, and career and technical education activities available to school dropouts, under the Carl D. Perkins Career and Technical Education Act of 2006'';

(7) in section 501(b)(2)(A) (20 U.S.C. 9271(b)(2)(A))—

(A) by striking ''secondary vocational education programs'' and inserting ''career and technical education programs at the secondary level''; and

(B) by striking ''Carl D. Perkins Vocational and Applied Technology Education Act'' and inserting ''Carl D. Perkins Career and Technical Education Act of 2006'';

(8) in section 501(b)(2)(B) (20 U.S.C. 9271(b)(2)(B))—

(A) by striking ''postsecondary vocational education programs'' and inserting ''career and technical education programs at the postsecondary level''; and

(B) by striking ''Carl D. Perkins Vocational and Applied Technology Education Act'' and inserting ''Carl D. Perkins Career and Technical Education Act of 2006''; and

(9) in section 501(d)(2)(B) (20 U.S.C. 9271(d)(2)(B)), by striking ''Carl D. Perkins Vocational and Applied Technology Education Act'' and inserting ''Carl D. Perkins Career and Technical Education Act of 2006''.

(i) TITLE 31.—Section 6703(a)(12) of title 31, United States Code, is amended by striking ''Carl D. Perkins Vocational and Applied Technology Education Act'' and inserting ''Carl D. Perkins Career and Technical Education Act of 2006''.

(j) TITLE 40.—Section 14507(a)(1)(A)(iv) of title 40, United States Code, is amended by striking ''Carl D. Perkins Vocational and Technical Education Act of 1998'' and inserting ''Carl D. Perkins Career and Technical Education Act of 2006''.

(k) OLDER AMERICANS ACT OF 1965.—The Older Americans Act of 1965 (42 U.S.C. 3001 et seq.) is amended—

(1) in section 502(b)(1)(N)(i) (42 U.S.C. 3056(b)(1)(N)(i)), by striking ''Carl D. Perkins Vocational and Technical Education Act of 1998'' and inserting ''Carl D. Perkins Career and Technical Education Act of 2006'';

(2) in section 503(b)(2) (42 U.S.C. 3056a(b)(2)), by striking ''Carl D. Perkins Vocational and Technical Education Act of 1998'' each place that term appears and inserting ''Carl D. Perkins Career and Technical Education Act of 2006''; and

(3) in section 505(c)(2) (42 U.S.C. 3056c(c)(2)), by striking ''Vocational and Technical Education Act of 1998'' and inserting ''Career and Technical Education Act of 2006''.

(l) COMPACT OF FREE ASSOCIATION AMENDMENTS ACT OF 2003.—Section 105(f)(1)(B)(iii) of the Compact of Free Association Amendments Act of 2003 (48 U.S.C. 1921d(f)(1)(B)(iii)) is amended by striking ''Carl D. Perkins Vocational and Technical Education Act of 1998'' and inserting ''Carl D. Perkins Career and Technical Education Act of 2006''.

And the House agree to the same.

That the House recede from its amendment to the title of the bill and agree to the same.

HOWARD P. ''BUCK'' MCKEON,
MIKE CASTLE,
MARK SOUDER,
TOM OSBORNE,
MARILYN MUSGRAVE,
GEORGE MILLER,
LYNN WOOLSEY,
RON KIND,
Managers on the Part of the House.

MICHAEL B. ENZI,
JUDD GREGG,
WILLIAM H. FRIST,
LAMAR ALEXANDER,
RICHARD M. BURR,
JOHNNY ISAKSON,
MIKE DEWINE,
JOHN ENSIGN,
ORRIN HATCH,
JEFF SESSIONS,
PAT ROBERTS,
TED KENNEDY,
TOM HARKIN,
BARBARA A. MIKULSKI,
PATTY MURRAY,
JACK REED,
HILLARY RODHAM CLINTON,
Managers on the Part of the Senate.

When said conference report was considered.

After debate,

By unanimous consent, the previous question was ordered on the conference report to its adoption or rejection.

The question being put, viva voce,

Will the House agree to said conference report?

The SPEAKER pro tempore, Mr. SIMPSON, announced that the yeas had it.

Mr. CASTLE objected to the vote on the ground that a quorum was not present and not voting.

The SPEAKER pro tempore, Mr. SIMPSON, pursuant to clause 8, rule XX, announced that further proceedings on the conference report were postponed until Friday, July 28, 2006.

The point of no quorum was considered as withdrawn.

¶76.12 HEALTH INFORMATION TECHNOLOGY PROMOTION

The SPEAKER pro tempore, Mr. CASTLE, pursuant to House Resolution 952 and rule XVIII, declared the House resolved into the Committee of the Whole House on the state of the Union for the consideration of the bill (H.R. 4157) to amend the Social Security Act to encourage the dissemination, security, confidentiality, and usefulness of health information technology.

The SPEAKER pro tempore, Mr. CASTLE, by unanimous consent, designated Mr. SIMPSON as Chairman of the Committee of the Whole; and after some time spent therein,

¶76.13 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment numbered 2, printed in part C of House Report 109-603, submitted by Mr. TOWNS:

Add at the end of section 101 the following:

(d) STUDY OF HEALTH INFORMATION TECHNOLOGY IN MEDICALLY UNDERSERVED COMMUNITIES.—

(1) STUDY.—The National Coordinator for Health Information Technology shall conduct a study on the development and implementation of health information technology in medically underserved communities. The study shall—

(A) identify barriers to successful implementation of health information technology in these communities;

(B) examine the impact of health information technology on providing quality care and reducing the cost of care to these communities;

(C) examine urban and rural community health systems and determine the impact that health information technology may have on the capacity of primary health providers; and

(D) assess the feasibility and the costs associated with the use of health information technology in these communities.

(2) REPORT.—Not later than 18 months after the date of the enactment of this Act, the National Coordinator shall submit to Congress a report on the study conducted under paragraph (1) and shall include in such report such recommendations for legislation or administrative action as the Coordinator determines appropriate.

It was decided in the affirmative ..... { Yeas ..... 417 / Nays 1

¶76.14 [Roll No. 414]

AYES—417

Abercrombie
Ackerman
Aderholt
Akin
Alexander
Allen
Andrews
Baca
Bachus
Baird
Baker
Baldwin
Barrett (SC)
Barrow
Bartlett (MD)
Barton (TX)
Bass
Bean
Beauprez
Becerra
Berkley
Berman
Berry
Biggert
Bilbray
Bilirakis
Bishop (GA)
Bishop (NY)
Bishop (UT)
Blackburn
Blumenauer
Blunt
Boehlert
Boehner
Bonilla
Bonner
Bono
Boozman
Boren
Boswell
Boucher
Boustany
Boyd
Bradley (NH)
Brady (PA)
Brady (TX)
Brown (OH)
Brown (SC)
Brown, Corrine
Brown-Waite, Ginny
Burgess
Burton (IN)
Butterfield
Buyer
Calvert
Camp (MI)
Campbell (CA)
Cannon
Cantor
Capito
Capps
Capuano
Cardin
Cardoza
Carnahan
Carson
Carter
Case
Castle
Chabot
Chandler
Chocola
Clay
Cleaver
Coble
Cole (OK)
Conaway
Conyers
Cooper
Costa
Costello
Cramer
Crenshaw
Cuellar
Culberson
Cummings
Davis (AL)
Davis (CA)
Davis (FL)
Davis (IL)
Davis (KY)
Davis (TN)
Davis, Tom
DeFazio
DeGette
Delahunt
DeLauro
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Dicks
Dingell
Doggett
Doolittle
Doyle
Drake
Dreier
Duncan
Edwards
Ehlers
Emanuel
Emerson
Engel
English (PA)
Eshoo
Etheridge
Farr
Fattah
Feeney
Ferguson
Filner
Fitzpatrick (PA)
Flake
Foley
Forbes
Ford
Fortenberry
Foxx
Frank (MA)
Franks (AZ)
Frelinghuysen
Gallegly
Garrett (NJ)
Gerlach
Gibbons
Gilchrest
Gillmor
Gingrey
Gohmert
Gonzalez
Goode
Goodlatte
Gordon
Granger
Graves
Green (WI)
Green, Al
Green, Gene
Grijalva
Gutierrez
Gutknecht
Hall
Harman
Harris
Hart
Hastings (FL)
Hastings (WA)
Hayes
Hayworth
Hefley
Hensarling
Herger
Herseth
Higgins
Hinchey
Hinojosa
Hobson
Hoekstra
Holden
Honda
Hooley
Hostettler
Hoyer
Hulshof
Hunter
Hyde
Inglis (SC)
Inslee
Israel
Issa
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Jenkins
Jindal
Johnson (CT)
Johnson (IL)
Johnson, E. B.
Johnson, Sam
Jones (NC)
Jones (OH)
Kanjorski
Kaptur
Keller
Kelly
Kennedy (MN)
Kennedy (RI)
Kildee
Kilpatrick (MI)
Kind
King (IA)
King (NY)
Kingston
Kirk
Kline
Knollenberg
Kolbe
Kucinich
Kuhl (NY)
LaHood
Langevin
Lantos
Larsen (WA)
Larson (CT)
Latham
LaTourette
Leach
Lee
Levin
Lewis (CA)
Lewis (KY)
Linder
Lipinski
LoBiondo
Lofgren, Zoe
Lowey
Lucas
Lungren, Daniel E.
Lynch
Mack
Maloney
Manzullo
Marchant
Markey
Marshall
Matheson
Matsui
McCarthy
McCaul (TX)
McCollum (MN)
McCotter
McCrery
McDermott
McGovern
McHenry
McHugh
McIntyre
McKeon
McMorris
McNulty
Meehan
Meek (FL)
Meeks (NY)
Melancon
Mica
Michaud
Miller (FL)
Miller (MI)
Miller (NC)
Miller, Gary
Miller, George
Mollohan
Moore (KS)
Moore (WI)
Moran (KS)
Moran (VA)
Murphy
Murtha
Musgrave
Myrick
Nadler
Napolitano
Neal (MA)
Neugebauer
Ney
Northup
Norwood
Nunes
Nussle
Oberstar
Obey
Olver
Ortiz
Osborne
Otter
Owens
Oxley
Pallone
Pascrell
Pastor
Payne
Pearce
Pelosi
Pence
Peterson (MN)
Peterson (PA)
Petri
Pickering
Pitts
Platts
Poe
Pombo
Pomeroy
Porter
Price (GA)
Price (NC)
Pryce (OH)
Putnam
Radanovich
Rahall
Ramstad
Rangel
Regula
Rehberg
Reichert
Renzi
Reyes
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Ros-Lehtinen
Ross
Rothman
Roybal-Allard
Royce
Ruppersberger
Rush
Ryan (OH)
Ryan (WI)
Ryun (KS)
Sabo
Salazar
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Saxton
Schakowsky
Schiff
Schmidt
Schwartz (PA)
Schwarz (MI)
Scott (GA)
Scott (VA)
Sensenbrenner
Serrano
Sessions
Shadegg
Shaw
Shays
Sherman
Sherwood
Shimkus
Shuster
Simmons
Simpson
Skelton
Slaughter
Smith (NJ)
Smith (TX)
Smith (WA)
Snyder
Sodrel
Solis
Souder
Spratt
Stark
Stearns
Strickland
Stupak
Sullivan
Sweeney
Tancredo
Tanner
Tauscher
Taylor (MS)
Taylor (NC)
Terry
Thomas
Thompson (CA)
Thompson (MS)
Thornberry
Tiahrt
Tiberi
Tierney
Towns
Turner
Udall (CO)
Udall (NM)
Upton
Van Hollen
Velázquez
Visclosky
Walden (OR)
Walsh
Wamp
Wasserman Schultz
Waters
Watson
Watt
Waxman
Weiner
Weldon (FL)
Weldon (PA)
Weller
Westmoreland
Whitfield
Wicker
Wilson (NM)
Wilson (SC)
Wolf
Woolsey
Wu
Wynn
Young (AK)
Young (FL)

NOES—1

Paul

NOT VOTING—14

Clyburn
Crowley
Cubin
Davis, Jo Ann
Deal (GA)
Evans
Everett
Fossella
Holt
Istook
Lewis (GA)
McKinney
Millender-McDonald
Wexler

So the amendment was agreed to.

The SPEAKER pro tempore, Mr. FEENEY, assumed the Chair.

When Mr. SIMPSON, Chairman, pursuant to House Resolution 952, reported the bill, as amended, and modified, back to the House with sundry further amendments adopted by the Committee.

The previous question having been ordered by said resolution.

Pursuant to House Resolution 952, the following amendment in the nature of a substitute, printed in part A and modified by the amendment in Part B of House Report 109-603, were considered as agreed to:

Strike all after the enacting clause and insert the following:

SECTION 1. SHORT TITLE AND TABLE OF CONTENTS.

(a) SHORT TITLE.—This Act may be cited as the ''Health Information Technology Promotion Act of 2006''.

(b) TABLE OF CONTENTS.—The table of contents of this Act is as follows:

Sec. 1. Short title and table of contents.
Sec. 2. Preserving privacy and security laws.
TITLE I—COORDINATION FOR, PLANNING FOR, AND INTEROPERABILITY OF HEALTH INFORMATION TECHNOLOGY
Sec. 101. Office of the National Coordinator for Health Information Technology.
Sec. 102. Report on the American Health Information Community.
Sec. 103. Interoperability planning process; Federal information collection activities.
Sec. 104. Grants to integrated health systems to promote health information technologies to improve coordination of care for the uninsured, underinsured, and medically underserved.
Sec. 105. Small physician practice demonstration grants.
TITLE II—TRANSACTION STANDARDS, CODES, AND INFORMATION
Sec. 201. Procedures to ensure timely updating of standards that enable electronic exchanges.
Sec. 202. Upgrading ASC X12 and NCPDP standards.
Sec. 203. Upgrading ICD codes; coding and documentation of non-medical information.
Sec. 204. Strategic plan for coordinating implementation of transaction standards and ICD codes.
Sec. 205. Study and report to determine impact of variation and commonality in State health information laws and regulations.
TITLE III—PROMOTING THE USE OF HEALTH INFORMATION TECHNOLOGY TO BETTER COORDINATE HEALTH CARE
Sec. 301. Safe harbors to antikickback civil penalties and criminal penalties for provision of health information technology and training services.
Sec. 302. Exception to limitation on certain physician referrals (under Stark) for provision of health information technology and training services to health care professionals.
Sec. 303. Rules of construction regarding use of consortia.
TITLE IV—ADDITIONAL PROVISIONS
Sec. 401. Promotion of telehealth services.
Sec. 402. Study and report on expansion of home health-related telehealth services.
Sec. 403. Study and report on store and forward technology for telehealth.
Sec. 404. Methodology for reporting uniform price data for inpatient and outpatient hospital services.
Sec. 405. Inclusion of uniform price data.
Sec. 406. Ensuring health care providers participating in PHSA programs, Medicaid, SCHIP, or the MCH program may maintain health information in electronic form.
Sec. 407. Ensuring health care providers participating in the Medicare program may maintain health information in electronic form.
Sec. 408. Study and report on State, regional, and community health information exchanges.

SEC. 2. PRESERVING PRIVACY AND SECURITY LAWS.

Nothing in this Act (or the amendments made by this Act) shall be construed to affect the scope, substance, or applicability of section 264(c) of the Health Insurance Portability and Accountability Act of 1996 and

any regulation issued pursuant to such section.

TITLE I—COORDINATION FOR, PLANNING FOR, AND INTEROPERABILITY OF HEALTH INFORMATION TECHNOLOGY

SEC. 101. OFFICE OF THE NATIONAL COORDINATOR FOR HEALTH INFORMATION TECHNOLOGY.

(a) IN GENERAL.—Title II of the Public Health Service Act is amended by adding at the end the following new part:

''PART D—HEALTH INFORMATION TECHNOLOGY

''SEC. 271. OFFICE OF THE NATIONAL COORDINATOR FOR HEALTH INFORMATION TECHNOLOGY.

''(a) ESTABLISHMENT.—There is established within the Department of Health and Human Services an Office of the National Coordinator for Health Information Technology that shall be headed by the National Coordinator for Health Information Technology (referred to in this part as the 'National Coordinator'). The National Coordinator shall be appointed by and report directly to the Secretary. The National Coordinator shall be paid at a rate equal to the rate of basic pay for level IV of the Executive Schedule.

''(b) GOALS OF NATIONWIDE INTEROPERABLE HEALTH INFORMATION TECHNOLOGY INFRASTRUCTURE.—The National Coordinator shall perform the duties under subsection (c) in a manner consistent with the development of a nationwide interoperable health information technology infrastructure that—

''(1) improves health care quality, promotes data accuracy, reduces medical errors, increases the efficiency of care, and advances the delivery of appropriate, evidence-based health care services;

''(2) promotes wellness, disease prevention, and management of chronic illnesses by increasing the availability and transparency of information related to the health care needs of an individual for such individual;

''(3) promotes the availability of appropriate and accurate information necessary to make medical decisions in a usable form at the time and in the location that the medical service involved is provided;

''(4) produces greater value for health care expenditures by reducing health care costs that result from inefficiency, medical errors, inappropriate care, and incomplete or inaccurate information;

''(5) promotes a more effective marketplace, greater competition, greater systems analysis, increased consumer choice, enhanced quality, and improved outcomes in health care services;

''(6) with respect to health information of consumers, advances the portability of such information and the ability of such consumers to share and use such information to assist in the management of their health care;

''(7) improves the coordination of information and the provision of such services through an effective infrastructure for the secure and authorized exchange and use of health care information;

''(8) is consistent with legally applicable requirements with respect to securing and protecting the confidentiality of individually identifiable health information of a patient;

''(9) promotes the creation and maintenance of transportable, secure, Internet-based personal health records, including promoting the efforts of health care payers and health plan administrators for a health plan, such as Federal agencies, private health plans, and third party administrators, to provide for such records on behalf of members of such a plan;

''(10) promotes access to and review of the electronic health record of a patient by such patient;

''(11) promotes health research and health care quality research and assessment; and

''(12) promotes the efficient and streamlined development, submission, and maintenance of electronic health care clinical trial data.

''(c) DUTIES OF THE NATIONAL COORDINATOR.—

''(1) STRATEGIC PLANNER FOR INTEROPERABLE HEALTH INFORMATION TECHNOLOGY.—The National Coordinator shall provide for a strategic plan for the nationwide implementation of interoperable health information technology in both the public and private health care sectors consistent with subsection (b).

''(2) PRINCIPAL ADVISOR TO THE SECRETARY.—The National Coordinator shall serve as the principal advisor to the Secretary on the development, application, and use of health information technology, and shall coordinate the policies and programs of the Department of Health and Human Services for promoting the use of health information technology.

''(3) INTRAGOVERNMENTAL COORDINATOR.—The National Coordinator shall ensure that health information technology policies and programs of the Department of Health and Human Services are coordinated with those of relevant executive branch agencies and departments with a goal to avoid duplication of effort, to align the health information architecture of each agency or department toward a common approach, to ensure that each agency or department conducts programs within the areas of its greatest expertise and its mission in order to create a national interoperable health information system capable of meeting national public health needs effectively and efficiently, and to assist Federal agencies and departments in security programs, policies, and protections to prevent unauthorized access to individually identifiable health information created, maintained, or in the temporary possession of that agency or department. The coordination authority provided to the National Coordinator under the previous sentence shall supercede any such authority otherwise provided to any other official of the Department of Health and Human Services. For the purposes of this paragraph, the term 'unauthorized access' means access that is not authorized by that agency or department including unauthorized employee access.

''(4) ADVISOR TO OMB.—The National Coordinator shall provide to the Director of the Office of Management and Budget comments and advice with respect to specific Federal health information technology programs.

''(5) PROMOTER OF HEALTH INFORMATION TECHNOLOGY IN MEDICALLY UNDERSERVED COMMUNITIES.—The National Coordinator shall—

''(A) identify sources of funds that will be made available to promote and support the planning and adoption of health information technology in medically underserved communities, including in urban and rural areas, either through grants or technical assistance;

''(B) coordinate with the funding sources to help such communities connect to identified funding; and

''(C) collaborate with the Agency for Healthcare Research and Quality and the Health Services Resources Administration and other Federal agencies to support technical assistance, knowledge dissemination, and resource development, to medically underserved communities seeking to plan for and adopt technology and establish electronic health information networks across providers.''.

(b) TREATMENT OF EXECUTIVE ORDER 13335.—Executive Order 13335 shall not have any force or effect after the date of the enactment of this Act.

(c) TRANSITION FROM ONCHIT UNDER EXECUTIVE ORDER.—

(1) IN GENERAL.—All functions, personnel, assets, liabilities, administrative actions, and statutory reporting requirements applicable to the old National Coordinator or the Office of the old National Coordinator on the date before the date of the enactment of this Act shall be transferred, and applied in the same manner and under the same terms and conditions, to the new National Coordinator and the Office of the new National Coordinator as of the date of the enactment of this Act.

(2) RULE OF CONSTRUCTION.— Nothing in this section or the amendment made by this section shall be construed as requiring the duplication of Federal efforts with respect to the establishment of the Office of the National Coordinator for Health Information Technology, regardless of whether such efforts are carried out before or after the date of the enactment of this Act.

(3) ACTING NATIONAL COORDINATOR.—Before the appointment of the new National Coordinator, the old National Coordinator shall act as the National Coordinator for Health Information Technology until the office is filled as provided in section 271(a) of the Public Health Service Act, as added by subsection (a). The Secretary of Health and Human Services may appoint the old National Coordinator as the new National Coordinator.

(4) DEFINITIONS.—For purposes of this subsection:

(A) NEW NATIONAL COORDINATOR.—The term ''new National Coordinator'' means the National Coordinator for Health Information Technology appointed under section 271(a) of the Public Health Service Act, as added by subsection (a).

(B) OLD NATIONAL COORDINATOR.—The term ''old National Coordinator'' means the National Coordinator for Health Information Technology appointed under Executive Order 13335.

SEC. 102. REPORT ON THE AMERICAN HEALTH INFORMATION COMMUNITY.

Not later than one year after the date of the enactment of this Act, the Secretary of Health and Human Services shall submit to Congress a report on the work conducted by the American Health Information Community (in this section referred to as ''AHIC''), as established by the Secretary. Such report shall include the following:

(1) A description of the accomplishments of AHIC, with respect to the promotion of the development of national guidelines, the development of a nationwide health information network, and the increased adoption of health information technology.

(2) Information on how model privacy and security policies may be used to protect confidentiality of health information, and an assessment of how existing policies compare to such model policies.

(3) Information on the progress in—

(A) establishing uniform industry-wide health information technology standards;

(B) achieving an internet-based nationwide health information network;

(C) achieving interoperable electronic health record adoption across health care providers; and

(D) creating technological innovations to promote security and confidentiality of individually identifiable health information.

(4) Recommendations for the transition of AHIC to a longer-term or permanent advisory and facilitation entity, including—

(A) a schedule for such transition;

(B) options for structuring the entity as either a public-private or private sector entity;

(C) the collaborative role of the Federal Government in the entity;

(D) steps for—

(i) continued leadership in the facilitation of guidelines or standards;

(ii) the alignment of financial incentives; and

(iii) the long-term plan for health care transformation through information technology; and

(E) the elimination or revision of the functions of AHIC during the development of the nationwide health information network.

SEC. 103. INTEROPERABILITY PLANNING PROCESS; FEDERAL INFORMATION COLLECTION ACTIVITIES.

Part D of title II of the Public Health Service Act, as added by section 101(a), is amended by adding at the end the following new section:

"SEC. 272. INTEROPERABILITY PLANNING PROCESS; FEDERAL INFORMATION COLLECTION ACTIVITIES.

''(a) STRATEGIC INTEROPERABILITY PLANNING PROCESS.—

''(1) ASSESSMENT AND ENDORSEMENT OF CORE STRATEGIC GUIDELINES.—

''(A) IN GENERAL.—Not later than December 31, 2006, the National Coordinator shall publish a strategic plan, including a schedule, for the assessment and the endorsement of core interoperability guidelines for significant use cases consistent with this subsection. The National Coordinator may update such plan from time to time.

''(B) ENDORSEMENT.—

''(i) IN GENERAL.—Consistent with the schedule under this paragraph and not later than one year after the publication of such schedule, the National Coordinator shall endorse a subset of core interoperability guidelines for significant use cases. The National Coordinator shall continue to endorse subsets of core interoperability guidelines for significant use cases annually consistent with the schedule published pursuant to this paragraph, with endorsement of all such guidelines completed not later than August 31, 2009.

''(ii) CONSULTATION.—All such endorsements shall be in consultation with the American Health Information Community and other appropriate entities.

''(iii) VOLUNTARY COMPLIANCE.—Compliance with such guidelines shall be voluntary, subject to subsection (b)(1).

''(C) CONSULTATION WITH OTHER PARTIES.—The National Coordinator shall develop and implement such strategic plan in consultation with the American Health Information Community and other appropriate entities.

''(D) DEFINITIONS.—For purposes of this section:

''(i) INTEROPERABILITY GUIDELINE.—The term 'interoperability guideline' means a guideline to improve and promote the interoperability of health information technology for purposes of electronically accessing and exchanging health information. Such term includes named standards, architectures, software schemes for identification, authentication, and security, and other information needed to ensure the reproducible development of common solutions across disparate entities.

''(ii) CORE INTEROPERABILITY GUIDELINE.—The term 'core interoperability guideline' means an interoperability guideline that the National Coordinator determines is essential and necessary for purposes described in clause (i).

''(iii) SIGNIFICANT USE CASE.—The term 'significant use case' means a category (as specified by the National Coordinator) that identifies a significant use or purpose for the interoperability of health information technology, such as for the exchange of laboratory information, drug prescribing, clinical research, and electronic health records.

''(2) NATIONAL SURVEY.—

''(A) IN GENERAL.—Not later than August 31, 2008, the National Coordinator shall conduct one or more surveys designed to measure the capability of entities (including Federal agencies, State and local government agencies, and private sector entities) to exchange electronic health information by appropriate significant use case. Such surveys shall identify the extent to which the type of health information, the use for such information, or any other appropriate characterization of such information may relate to the capability of such entities to exchange health information in a manner that is consistent with methods to improve the interoperability of health information and with core interoperability guidelines.

''(B) DISSEMINATION OF SURVEY RESULTS.—The National Coordinator shall disseminate the results of such surveys in a manner so as to—

''(i) inform the public on the capabilities of entities to exchange electronic health information;

''(ii) assist in establishing a more interoperable information architecture; and

''(iii) identify the status of health information systems used in Federal agencies and the status of such systems with respect to interoperability guidelines.

''(b) FEDERAL HEALTH INFORMATION COLLECTION ACTIVITIES.—

''(1) REQUIREMENTS.—With respect to a core interoperability guideline endorsed under subsection (a)(1)(B) for a significant use case, the President shall take measures to ensure that Federal activities involving the broad collection and submission of health information are consistent with such guideline within three years after the date of such endorsement.

''(2) PROMOTING USE OF NON-IDENTIFIABLE HEALTH INFORMATION TO IMPROVE HEALTH RESEARCH AND HEALTH CARE QUALITY.—

''(A) IN GENERAL.—Where feasible, and consistent with applicable privacy or security or other laws, the President, in consultation with the Secretary, shall take measures to allow timely access to useful categories of non-identifiable health information in records maintained by the Federal government, or maintained by entities under contract with the Federal government, to advance health care quality and health research where such information is in a form that can be used in such research. The President shall consult with appropriate Federal agencies, and solicit public comment, on useful categories of information, and appropriate measures to take. The President may consider the administrative burden and the potential for improvements in health care quality in determining such appropriate measures. In addition, the President, in consultation with the Secretary, shall encourage voluntary private and public sector efforts to allow access to such useful categories of non-identifiable health information to advance health care quality and health research.

''(B) NON-IDENTIFIABLE HEALTH INFORMATION DEFINED.—For purposes of this paragraph, the term 'non-identifiable health information' means information that is not individually identifiable health information as defined in rules promulgated pursuant to section 264(c) of the Health Insurance Portability and Accountability Act of 1996 (42 U.S.C. 1320d-2 note), and includes information that has been de-identified so that it is no longer individually identifiable health information, as defined in such rules.

''(3) ANNUAL REVIEW AND REPORT.—For each year during the five-year period following the date of the enactment of this section, the National Coordinator shall review the operation of health information collection by and submission to the Federal government and the purchases (and planned purchases) of health information technology by the Federal government. For each such year and based on the review for such year, the National Coordinator shall submit to the President and Congress recommendations on methods to—

''(A) streamline (and eliminate redundancy in) Federal systems used for the collection and submission of health information;

''(B) improve efficiency in such collection and submission;

''(C) increase the ability to assess health care quality; and

''(D) reduce health care costs.''.

SEC. 104. GRANTS TO INTEGRATED HEALTH SYSTEMS TO PROMOTE HEALTH INFORMATION TECHNOLOGIES TO IMPROVE COORDINATION OF CARE FOR THE UNINSURED, UNDERINSURED, AND MEDICALLY UNDERSERVED.

Subpart I of part D of title III of the Public Health Service Act (42 U.S.C. 254b et seq.) is amended by adding at the end the following:

"SEC. 330M. GRANTS FOR IMPROVEMENT OF THE COORDINATION OF CARE FOR THE UNINSURED, UNDERINSURED, AND MEDICALLY UNDERSERVED.

''(a) IN GENERAL.—The Secretary may make grants to integrated health care systems, in accordance with this section, for projects to better coordinate the provision of health care through the adoption of new health information technology, or the significant improvement of existing health information technology, to improve the provision of health care to uninsured, underinsured, and medically underserved individuals (including in urban and rural areas) through health-related information about such individuals, throughout such a system and at the point of service.

''(b) ELIGIBILITY.—

''(1) APPLICATION.—To be eligible to receive a grant under this section, an integrated health care system shall prepare and submit to the Secretary an application, at such time, in such manner, and containing such information as the Secretary may require, including—

''(A) a description of the project that the system will carry out using the funds provided under the grant;

''(B) a description of the manner in which the project funded under the grant will advance the goal specified in subsection (a); and

''(C) a description of the populations to be served by the adoption or improvement of health information technology.

''(2) OPTIONAL REPORTING CONDITION.—The Secretary may also condition the provision of a grant to an integrated health care system under this section for a project on the submission by such system to the Secretary of a report on the impact of the health information technology adopted (or improved) under such project on the delivery of health care and the quality of care (in accordance with applicable measures of such quality). Such report shall be at such time and in such form and manner as specified by the Secretary.

''(c) INTEGRATED HEALTH CARE SYSTEM DEFINED.—For purposes of this section, the term 'integrated health care system' means a system of health care providers that is organized to provide care in a coordinated fashion and has a demonstrated commitment to provide uninsured, underinsured, and medically underserved individuals with access to such care.

''(d) PRIORITIES.—In making grants under this section, the Secretary shall give priority to an integrated health care system—

''(1) that can demonstrate past successful community-wide efforts to improve the quality of care provided and the coordination of care for the uninsured, underinsured, and medically underserved; or

''(2) if the project to be funded through such a grant—

''(A) will improve the delivery of health care and the quality of care provided; and

''(B) will demonstrate savings for State or Federal health care benefits programs or entities legally obligated under Federal law to provide health care from the reduction of duplicative health care services, administrative costs, and medical errors.

''(e) LIMITATION, MATCHING REQUIREMENT, AND CONDITIONS.—

''(1) LIMITATION ON USE OF FUNDS.—None of the funds provided under a grant made under this section may be used for a project providing for the adoption or improvement of health information technology that is used exclusively for financial record keeping, billing, or other non-clinical applications.

''(2) MATCHING REQUIREMENT.—To be eligible for a grant under this section an integrated health care system shall contribute non-Federal contributions to the costs of carrying out the project for which the grant is awarded in an amount equal to $1 for each $5 of Federal funds provided under the grant.

''(f) AUTHORIZATION OF APPROPRIATIONS.—There are authorized to be appropriated to carry out this section $15,000,000 for each of fiscal years 2007 and 2008.''.

SEC. 105. SMALL PHYSICIAN PRACTICE DEMONSTRATION GRANTS.

Part D of title II of the Public Health Service Act, as added by section 101(a) and amended by section 103, is amended by adding at the end the following new section:

''SEC. 273. SMALL PHYSICIAN PRACTICE DEMONSTRATION GRANTS.

''(a) IN GENERAL.—The Secretary shall establish a demonstration program under which the Secretary makes grants to small physician practices (including such practices that furnish services to individuals with chronic illnesses) that are located in rural areas or medically underserved urban areas for the purchase and support of health information technology.

''(b) ELIGIBILITY.—To be eligible to receive a grant under this section, an applicant shall prepare and submit to the Secretary an application, at such time, in such manner, and containing such information, as the Secretary may require.

''(c) REPORTING.—

''(1) REQUIRED REPORTS BY SMALL PHYSICIAN PRACTICES.—A small physician practice receiving a grant under subsection (a) shall submit to the Secretary an evaluation on the health information technology funded by such grant. Such evaluation shall include information on—

''(A) barriers to the adoption of health information technology by the small physician practice;

''(B) issues for such practice in the use of health information technology;

''(C) the effect health information technology will have on the quality of health care furnished by such practice; and

''(D) the effect of any medical liability rules on such practice.

''(2) REPORT TO CONGRESS.—Not later than January 1, 2009, the Secretary shall submit to Congress a report on the results of the demonstration program under this section.

''(d) AUTHORIZATION OF APPROPRIATIONS.—There are authorized to be appropriated to carry out this section $5,000,000 for each of fiscal years 2007 and 2008.''.

TITLE II—TRANSACTION STANDARDS, CODES, AND INFORMATION

SEC. 201. PROCEDURES TO ENSURE TIMELY UPDATING OF STANDARDS THAT ENABLE ELECTRONIC EXCHANGES.

Section 1174(b) of the Social Security Act (42 U.S.C. 1320d-3(b)) is amended—

(1) in paragraph (1)—

(A) in the first sentence, by inserting ''and in accordance with paragraph (3)'' before the period; and

(B) by adding at the end the following new sentence: ''For purposes of this subsection and section 1173(c)(2), the term 'modification' includes a new version or a version upgrade.''; and

(2) by adding at the end the following new paragraph:

''(3) EXPEDITED PROCEDURES FOR ADOPTION OF ADDITIONS AND MODIFICATIONS TO STANDARDS.—

''(A) IN GENERAL.—For purposes of paragraph (1), the Secretary shall provide for an expedited upgrade program (in this paragraph referred to as the 'upgrade program'), in accordance with this paragraph, to develop and approve additions and modifications to the standards adopted under section 1173(a) to improve the quality of such standards or to extend the functionality of such standards to meet evolving requirements in health care.

''(B) PUBLICATION OF NOTICES.—Under the upgrade program:

''(i) VOLUNTARY NOTICE OF INITIATION OF PROCESS.—Not later than 30 days after the date the Secretary receives a notice from a standard setting organization that the organization is initiating a process to develop an addition or modification to a standard adopted under section 1173(a), the Secretary shall publish a notice in the Federal Register that—

''(I) identifies the subject matter of the addition or modification;

''(II) provides a description of how persons may participate in the development process; and

''(III) invites public participation in such process.

''(ii) VOLUNTARY NOTICE OF PRELIMINARY DRAFT OF ADDITIONS OR MODIFICATIONS TO STANDARDS.—Not later than 30 days after the date of the date the Secretary receives a notice from a standard setting organization that the organization has prepared a preliminary draft of an addition or modification to a standard adopted by section 1173(a), the Secretary shall publish a notice in the Federal Register that—

''(I) identifies the subject matter of (and summarizes) the addition or modification;

''(II) specifies the procedure for obtaining the draft;

''(III) provides a description of how persons may submit comments in writing and at any public hearing or meeting held by the organization on the addition or modification; and

''(IV) invites submission of such comments and participation in such hearing or meeting without requiring the public to pay a fee to participate.

''(iii) NOTICE OF PROPOSED ADDITION OR MODIFICATION TO STANDARDS.—Not later than 30 days after the date of the date the Secretary receives a notice from a standard setting organization that the organization has a proposed addition or modification to a standard adopted under section 1173(a) that the organization intends to submit under subparagraph (D)(iii), the Secretary shall publish a notice in the Federal Register that contains, with respect to the proposed addition or modification, the information required in the notice under clause (ii) with respect to the addition or modification.

''(iv) CONSTRUCTION.—Nothing in this paragraph shall be construed as requiring a standard setting organization to request the notices described in clauses (i) and (ii) with respect to an addition or modification to a standard in order to qualify for an expedited determination under subparagraph (C) with respect to a proposal submitted to the Secretary for adoption of such addition or modification.

''(C) PROVISION OF EXPEDITED DETERMINATION.—Under the upgrade program and with respect to a proposal by a standard setting organization for an addition or modification to a standard adopted under section 1173(a), if the Secretary determines that the standard setting organization developed such addition or modification in accordance with the requirements of subparagraph (D) and the National Committee on Vital and Health Statistics recommends approval of such addition or modification under subparagraph (E), the Secretary shall provide for expedited treatment of such proposal in accordance with subparagraph (F).

''(D) REQUIREMENTS.—The requirements under this subparagraph with respect to a proposed addition or modification to a standard by a standard setting organization are the following:

''(i) REQUEST FOR PUBLICATION OF NOTICE.—The standard setting organization submits to the Secretary a request for publication in the Federal Register of a notice described in subparagraph (B)(iii) for the proposed addition or modification.

''(ii) PROCESS FOR RECEIPT AND CONSIDERATION OF PUBLIC COMMENT.—The standard setting organization provides for a process through which, after the publication of the notice referred to under clause (i), the organization—

''(I) receives and responds to public comments submitted on a timely basis on the proposed addition or modification before submitting such proposed addition or modification to the National Committee on Vital and Health Statistics under clause (iii);

''(II) makes publicly available a written explanation for its response in the proposed addition or modification to comments submitted on a timely basis; and

''(III) makes public comments received under clause (I) available, or provides access to such comments, to the Secretary.

''(iii) SUBMITTAL OF FINAL PROPOSED ADDITION OR MODIFICATION TO NCVHS.—After completion of the process under clause (ii), the standard setting organization submits the proposed addition or modification to the National Committee on Vital and Health Statistics for review and consideration under subparagraph (E). Such submission shall include information on the organization's compliance with the notice and comment requirements (and responses to those comments) under clause (ii).

''(E) HEARING AND RECOMMENDATIONS BY NATIONAL COMMITTEE ON VITAL AND HEALTH STATISTICS.—Under the upgrade program, upon receipt of a proposal submitted by a standard setting organization under subparagraph (D)(iii) for the adoption of an addition or modification to a standard, the National Committee on Vital and Health Statistics shall provide notice to the public and a reasonable opportunity for public testimony at a hearing on such addition or modification. The Secretary may participate in such hearing in such capacity (including presiding ex officio) as the Secretary shall determine appropriate. Not later than 120 days after the date of receipt of the proposal, the Committee shall submit to the Secretary its recommendation to adopt (or not adopt) the proposed addition or modification.

''(F) DETERMINATION BY SECRETARY TO ACCEPT OR REJECT NATIONAL COMMITTEE ON VITAL AND HEALTH STATISTICS RECOMMENDATION.—

''(i) TIMELY DETERMINATION.—Under the upgrade program, if the National Committee on Vital and Health Statistics submits to the Secretary a recommendation under subparagraph (E) to adopt a proposed addition or modification, not later than 90 days after the date of receipt of such recommendation the Secretary shall make a determination to accept or reject the recommendation and shall publish notice of such determination in the Federal Register not later than 30 days after the date of the determination.

''(ii) CONTENTS OF NOTICE.—If the determination is to reject the recommendation, such notice shall include the reasons for the

rejection. If the determination is to accept the recommendation, as part of such notice the Secretary shall promulgate the modified standard (including the accepted proposed addition or modification accepted) as a final rule under this subsection without any further notice or public comment period.

''(iii) LIMITATION ON CONSIDERATION.—The Secretary shall not consider a proposal under this subparagraph unless the Secretary determines that the requirements of subparagraph (D) (including publication of notice and opportunity for public comment) have been met with respect to the proposal.

''(G) EXEMPTION FROM PAPERWORK REDUCTION ACT.—Chapter 35 of title 44, United States Code, shall not apply to a final rule promulgated under subparagraph (F).

''(H) TREATMENT AS SATISFYING REQUIREMENTS FOR NOTICE-AND-COMMENT.—Any requirements under section 553 of title 5, United States Code, relating to notice and an opportunity for public comment with respect to a final rule promulgated under subparagraph (F) shall be treated as having been met by meeting the requirements of the notice and opportunity for public comment provided under provisions of subparagraphs (B)(iii), (D), and (E).

''(I) NO JUDICIAL REVIEW.—A final rule promulgated under subparagraph (F) shall not be subject to judicial review.''.

SEC. 202. UPGRADING ASC X12 AND NCPDP STANDARDS.

(a) IN GENERAL.—The Secretary of Health and Human Services shall provide by notice published in the Federal Register for the following replacements of standards to apply to transactions occurring on or after April 1, 2009:

(1) ACCREDITED STANDARDS COMMITTEE X12 (ASC X12) STANDARD.—The replacement of the Accredited Standards Committee X12 (ASC X12) version 4010 adopted under section 1173(a) of such Act (42 U.S.C. 1320d-2(a)) with the ASC X12 version 5010, as reviewed by the National Committee on Vital Health Statistics.

(2) NATIONAL COUNCIL FOR PRESCRIPTION DRUG PROGRAMS (NCPDP) TELECOMMUNICATIONS STANDARDS.—The replacement of the National Council for Prescription Drug Programs (NCPDP) Telecommunications Standards version 5.1 adopted under section 1173(a) of such Act (42 U.S.C. 1320d-2(a)) with whichever is the latest version of the NCPDP Telecommunications Standards that has been approved by such Council and reviewed by the National Committee on Vital Health Statistics as of April 1, 2007.

(b) NO JUDICIAL REVIEW.—The implementation of subsection (a), including the determination of the latest version under subsection (a)(2), shall not be subject to judicial review.

SEC. 203. UPGRADING ICD CODES; CODING AND DOCUMENTATION OF NON-MEDICAL INFORMATION.

(a) UPGRADING ICD CODES.—

(1) IN GENERAL.—The Secretary of Health and Human Services shall provide by notice published in the Federal Register for the replacement of the International Classification of Diseases, 9th revision, Clinical Modification (ICD–9-CM) under the regulation promulgated under section 1173(c) of the Social Security Act (42 U.S.C. 1320d-2(c)), including for purposes of part A of title XVIII of such Act, with both of the following:

(A) The International Classification of Diseases, 10th revision, Clinical Modification (ICD–10-CM).

(B) The International Classification of Diseases, 10th revision, Procedure Coding System (ICD–10-PCS).

(2) APPLICATION.—The replacement made by paragraph (1) shall apply, for purposes of section 1175(b)(2) of the Social Security Act (42 U.S.C. 1320d-4(b)(2)), to services furnished on or after October 1, 2010.

(3) RULES OF CONSTRUCTION.—Nothing in paragraph (1) shall be construed—

(A) as affecting the application of classification methodologies or codes, such as CPT or HCPCS codes, other than under the International Classification of Diseases (ICD); or

(B) as superseding the authority of the Secretary of Health and Human Services to maintain and modify the coding set for ICD–10-CM and ICD–10-PCS, including under the amendments made by section 201.

(b) CODING AND DOCUMENTATION OF NON-MEDICAL INFORMATION.—In any regulation or other action implementing the International Classification of Diseases, 10th revision, Clinical Modification (ICD–10-CM), the International Classification of Diseases, 10th revision, Procedure Coding System (ICD–10-PCS), or other version of the International Classification of Diseases, 10th revision, the Secretary of Health and Human Services shall ensure that no health care provider is required to code to a level of specificity that would require documentation of non-medical information on the external cause of any given type of injury.

SEC. 204. STRATEGIC PLAN FOR COORDINATING IMPLEMENTATION OF TRANSACTION STANDARDS AND ICD CODES.

Not later than the date that is 180 days after the date of the enactment of this Act, the Secretary of Health and Human Services, in consultation with relevant public and private entities, shall develop a strategic plan with respect to the need for coordination in the implementation of—

(1) transaction standards under section 1173(a) of the Social Security Act, including modifications to such standards under section 1174(b)(3) of such Act, as added by section 201; and

(2) any updated versions of the International Classification of Diseases (ICD), including the replacement of ICD–9 provided for under section 203(a).

SEC. 205. STUDY AND REPORT TO DETERMINE IMPACT OF VARIATION AND COMMONALITY IN STATE HEALTH INFORMATION LAWS AND REGULATIONS.

Part C of title XI of the Social Security Act is amended by adding at the end the following new section:

''STUDY AND REPORT TO DETERMINE IMPACT OF VARIATION AND COMMONALITY IN STATE HEALTH INFORMATION LAWS AND REGULATIONS

''SEC. 1180. (a) STUDY.—For purposes of promoting the development of a nationwide interoperable health information technology infrastructure consistent with section 271(b) of the Public Health Service Act, the Secretary shall conduct a study of the impact of variation in State security and confidentiality laws and current Federal security and confidentiality standards on the timely exchanges of health information in order to ensure the availability of health information necessary to make medical decisions at the location in which the medical care involved is provided. Such study shall examine—

''(1)(A) the degree of variation and commonality among the requirements of such laws for States; and

''(B) the degree of variation and commonality between the requirements of such laws and the current Federal standards;

''(2) insofar as there is variation among and between such requirements, the strengths and weaknesses of such requirements; and

''(3) the extent to which such variation may adversely impact the secure, confidential, and timely exchange of health information among States, the Federal government, and public and private entities, or may otherwise impact the reliability of such information.

''(b) REPORT.—Not later than 18 months after the date of the enactment of this section, the Secretary shall submit to Congress a report on the study under subsection (a) and shall include in such report the following:

''(1) ANALYSIS OF NEED FOR GREATER COMMONALITY.—A determination by the Secretary on the extent to which there is a need for greater commonality of the requirements of State security and confidentiality laws and current Federal security and confidentiality standards to better protect, strengthen, or otherwise improve the secure, confidential, and timely exchange of health information among States, the Federal government, and public and private entities.

''(2) RECOMMENDATIONS FOR GREATER COMMONALITY.—Insofar as the Secretary determines under paragraph (1) that there is a need for greater commonality of such requirements, recommendations on the extent to which (and how) the current Federal security and confidentiality standards should be changed in order to provide the commonality needed to better protect, strengthen, or otherwise improve the secure, confidential, and timely exchange of health information.

''(3) SPECIFIC RECOMMENDATION ON LEGISLATIVE CHANGES FOR GREATER COMMONALITY.—A specific recommendation on the extent to which and how such standards should supersede State laws, in order to provide the commonality needed to better protect or strengthen the security and confidentiality of health information in the timely exchange of such information and legislative language in the form of a bill to effectuate such specific recommendation.

''(c) CONGRESSIONAL CONSIDERATION OF LEGISLATION PROVIDING FOR GREATER COMMONALITY.—

''(1) RULES OF HOUSE OF REPRESENTATIVES AND SENATE.—This subsection is enacted by the Congress—

''(A) as an exercise of the rulemaking power of the House of Representatives and the Senate, respectively, and as such they are deemed a part of the rules of each House, respectively, but applicable only with respect to the procedure to be followed in that House in the case of a greater commonality bill defined in paragraph (4), and they supersede other rules only to the extent that they are inconsistent therewith; and

''(B) with full recognition of the constitutional right of either House to change the rules (so far as relating to the procedure of that House) at any time, in the same manner and to the same extent as in the case of any other rule of that House.

''(2) INTRODUCTION.—On the date on which the final report is submitted under subsection (b)(3)—

''(A) a greater commonality bill shall be introduced (by request) in the House by the majority leader of the House, for himself and the minority leader of the House, or by Members of the House designated by the majority leader and minority leader of the House; and

''(B) a greater commonality bill shall be introduced (by request) in the Senate by the majority leader of the Senate, for himself and the minority leader of the Senate, or by Members of the Senate designated by the majority leader and minority leader of the Senate.

If either House is not in session on the day on which such a report is submitted, the greater commonality bill shall be introduced in that House, as provided in the preceding sentence, on the first day thereafter on which the House is in session.

''(3) REFERRAL.—A greater commonality bill shall be referred by the Presiding Officers of the respective House to the appropriate committee (or committees) of such House, in accordance with the rules of that House.

''(4) GREATER COMMONALITY BILL DEFINED.—For purposes of this section, the term 'greater commonality bill' means a bill—

''(A) the title of which is the following: 'A Bill to provide the commonality needed to better protect, strengthen, or otherwise improve the secure, confidential, and timely exchange of health information'; and

''(B) the text of which, as introduced, consists of the text of the bill included in the report submitted under subsection (b)(3).

''(d) DEFINITIONS.—For purposes of this section:

''(1) CURRENT FEDERAL SECURITY AND CONFIDENTIALITY STANDARDS.—The term 'current Federal security and confidentiality standards' means the Federal privacy standards established pursuant to section 264(c) of the Health Insurance Portability and Accountability Act of 1996 (42 U.S.C. 1320d-2 note) and security standards established under section 1173(d) of the Social Security Act.

''(2) STATE.—The term 'State' has the meaning given such term when used in title XI of the Social Security Act, as provided under section 1101(a) of such Act (42 U.S.C. 1301(a)).

''(3) STATE SECURITY AND CONFIDENTIALITY LAWS.—The term 'State security and confidentiality laws' means State laws and regulations relating to the privacy and confidentiality of health information or to the security of such information.''.

TITLE III—PROMOTING THE USE OF HEALTH INFORMATION TECHNOLOGY TO BETTER COORDINATE HEALTH CARE

SEC. 301. SAFE HARBORS TO ANTIKICKBACK CIVIL PENALTIES AND CRIMINAL PENALTIES FOR PROVISION OF HEALTH INFORMATION TECHNOLOGY AND TRAINING SERVICES.

(a) FOR CIVIL PENALTIES.—Section 1128A of the Social Security Act (42 U.S.C. 1320a-7a) is amended—

(1) in subsection (b), by adding at the end the following new paragraph:

''(4) For purposes of this subsection, inducements to reduce or limit services described in paragraph (1) shall not include the practical or other advantages resulting from health information technology or related installation, maintenance, support, or training services.''; and

(2) in subsection (i), by adding at the end the following new paragraph:

''(8) The term 'health information technology' means hardware, software, license, right, intellectual property, equipment, or other information technology (including new versions, upgrades, and connectivity) designed or provided primarily for the electronic creation, maintenance, or exchange of health information to better coordinate care or improve health care quality, efficiency, or research.''.

(b) FOR CRIMINAL PENALTIES.—Section 1128B of such Act (42 U.S.C. 1320a-7b) is amended—

(1) in subsection (b)(3)—

(A) in subparagraph (G), by striking ''and'' at the end;

(B) in the subparagraph (H) added by section 237(d) of the Medicare Prescription Drug, Improvement, and Modernization Act of 2003 (Public Law 108–173; 117 Stat. 2213)—

(i) by moving such subparagraph 2 ems to the left; and

(ii) by striking the period at the end and inserting a semicolon;

(C) in the subparagraph (H) added by section 431(a) of such Act (117 Stat. 2287)—

(i) by redesignating such subparagraph as subparagraph (I);

(ii) by moving such subparagraph 2 ems to the left; and

(iii) by striking the period at the end and inserting ''; and''; and

(D) by adding at the end the following new subparagraph:

''(J) any nonmonetary remuneration (in the form of health information technology, as defined in section 1128A(i)(8), or related installation, maintenance, support or training services) made to a person by a specified entity (as defined in subsection (g)) if—

''(i) the provision of such remuneration is without an agreement between the parties or legal condition that—

''(I) limits or restricts the use of the health information technology to services provided by the physician to individuals receiving services at the specified entity;

''(II) limits or restricts the use of the health information technology in conjunction with other health information technology; or

''(III) conditions the provision of such remuneration on the referral of patients or business to the specified entity;

''(ii) such remuneration is arranged for in a written agreement that is signed by the parties involved (or their representatives) and that specifies the remuneration solicited or received (or offered or paid) and states that the provision of such remuneration is made for the primary purpose of better coordination of care or improvement of health quality, efficiency, or research; and

''(iii) the specified entity providing the remuneration (or a representative of such entity) has not taken any action to disable any basic feature of any hardware or software component of such remuneration that would permit interoperability.''; and

(2) by adding at the end the following new subsection:

''(g) SPECIFIED ENTITY DEFINED.—For purposes of subsection (b)(3)(J), the term 'specified entity' means an entity that is a hospital, group practice, prescription drug plan sponsor, a Medicare Advantage organization, or any other such entity specified by the Secretary, considering the goals and objectives of this section, as well as the goals to better coordinate the delivery of health care and to promote the adoption and use of health information technology.''.

(c) EFFECTIVE DATE AND EFFECT ON STATE LAWS.—

(1) EFFECTIVE DATE.—The amendments made by subsections (a) and (b) shall take effect on the date that is 120 days after the date of the enactment of this Act.

(2) PREEMPTION OF STATE LAWS.—No State (as defined in section 1101(a) of the Social Security Act (42 U.S.C. 1301(a)) for purposes of title XI of such Act) shall have in effect a State law that imposes a criminal or civil penalty for a transaction described in section 1128A(b)(4) or section 1128B(b)(3)(J) of such Act, as added by subsections (a)(1) and (b), respectively, if the conditions described in the respective provision, with respect to such transaction, are met.

(d) STUDY AND REPORT TO ASSESS EFFECT OF SAFE HARBORS ON HEALTH SYSTEM.—

(1) IN GENERAL.—The Secretary of Health and Human Services shall conduct a study to determine the impact of each of the safe harbors described in paragraph (3). In particular, the study shall examine the following:

(A) The effectiveness of each safe harbor in increasing the adoption of health information technology.

(B) The types of health information technology provided under each safe harbor.

(C) The extent to which the financial or other business relationships between providers under each safe harbor have changed as a result of the safe harbor in a way that adversely affects or benefits the health care system or choices available to consumers.

(D) The impact of the adoption of health information technology on health care quality, cost, and access under each safe harbor.

(2) REPORT.—Not later than three years after the effective date described in subsection (c)(1), the Secretary of Health and Human Services shall submit to Congress a report on the study under paragraph (1).

(3) SAFE HARBORS DESCRIBED.—For purposes of paragraphs (1) and (2), the safe harbors described in this paragraph are—

(A) the safe harbor under section 1128A(b)(4) of such Act (42 U.S.C. 1320a-7a(b)(4)), as added by subsection (a)(1); and

(B) the safe harbor under section 1128B(b)(3)(J) of such Act (42 U.S.C. 1320a-7b(b)(3)(J)), as added by subsection (b).

SEC. 302. EXCEPTION TO LIMITATION ON CERTAIN PHYSICIAN REFERRALS (UNDER STARK) FOR PROVISION OF HEALTH INFORMATION TECHNOLOGY AND TRAINING SERVICES TO HEALTH CARE PROFESSIONALS.

(a) IN GENERAL.—Section 1877(b) of the Social Security Act (42 U.S.C. 1395nn(b)) is amended by adding at the end the following new paragraph:

''(6) INFORMATION TECHNOLOGY AND TRAINING SERVICES.—

''(A) IN GENERAL.—Any nonmonetary remuneration (in the form of health information technology or related installation, maintenance, support or training services) made by a specified entity to a physician if—

''(i) the provision of such remuneration is without an agreement between the parties or legal condition that—

''(I) limits or restricts the use of the health information technology to services provided by the physician to individuals receiving services at the specified entity;

''(II) limits or restricts the use of the health information technology in conjunction with other health information technology; or

''(III) conditions the provision of such remuneration on the referral of patients or business to the specified entity;

''(ii) such remuneration is arranged for in a written agreement that is signed by the parties involved (or their representatives) and that specifies the remuneration made and states that the provision of such remuneration is made for the primary purpose of better coordination of care or improvement of health quality, efficiency, or research; and

''(iii) the specified entity (or a representative of such entity) has not taken any action to disable any basic feature of any hardware or software component of such remuneration that would permit interoperability.

''(B) HEALTH INFORMATION TECHNOLOGY DEFINED.—For purposes of this paragraph, the term 'health information technology' means hardware, software, license, right, intellectual property, equipment, or other information technology (including new versions, upgrades, and connectivity) designed or provided primarily for the electronic creation, maintenance, or exchange of health information to better coordinate care or improve health care quality, efficiency, or research.

''(C) SPECIFIED ENTITY DEFINED.—For purposes of this paragraph, the term 'specified entity' means an entity that is a hospital, group practice, prescription drug plan sponsor, a Medicare Advantage organization, or any other such entity specified by the Secretary, considering the goals and objectives of this section, as well as the goals to better coordinate the delivery of health care and to promote the adoption and use of health information technology.''.

(b) EFFECTIVE DATE; EFFECT ON STATE LAWS.—

(1) EFFECTIVE DATE.—The amendment made by subsection (a) shall take effect on the date that is 120 days after the date of the enactment of this Act.

(2) PREEMPTION OF STATE LAWS.—No State (as defined in section 1101(a) of the Social Security Act (42 U.S.C. 1301(a)) for purposes of title XI of such Act) shall have in effect a State law that imposes a criminal or civil

penalty for a transaction described in section 1877(b)(6) of such Act, as added by subsection (a), if the conditions described in such section, with respect to such transaction, are met.

(c) STUDY AND REPORT TO ASSESS EFFECT OF EXCEPTION ON HEALTH SYSTEM.—

(1) IN GENERAL.—The Secretary of Health and Human Services shall conduct a study to determine the impact of the exception under section 1877(b)(6) of such Act (42 U.S.C. 1395nn(b)(6)), as added by subsection (a). In particular, the study shall examine the following:

(A) The effectiveness of the exception in increasing the adoption of health information technology.

(B) The types of health information technology provided under the exception.

(C) The extent to which the financial or other business relationships between providers under the exception have changed as a result of the exception in a way that adversely affects or benefits the health care system or choices available to consumers.

(D) The impact of the adoption of health information technology on health care quality, cost, and access under the exception.

(2) REPORT.—Not later than three years after the effective date described in subsection (b)(1), the Secretary of Health and Human Services shall submit to Congress a report on the study under paragraph (1).

SEC. 303. RULES OF CONSTRUCTION REGARDING USE OF CONSORTIA.

(a) APPLICATION TO SAFE HARBOR FROM CRIMINAL PENALTIES.—Section 1128B(b)(3) of the Social Security Act (42 U.S.C. 1320a-7b(b)(3)) is amended by adding after and below subparagraph (J), as added by section 301(b)(1), the following:''For purposes of subparagraph (J), nothing in such subparagraph shall be construed as preventing a specified entity, consistent with the specific requirements of such subparagraph, from forming a consortium composed of health care providers, payers, employers, and other interested entities to collectively purchase and donate health information technology, or from offering health care providers a choice of health information technology products in order to take into account the varying needs of such providers receiving such products.''.

(b) APPLICATION TO STARK EXCEPTION.—Paragraph (6) of section 1877(b) of the Social Security Act (42 U.S.C. 1395nn(b)), as added by section 302(a), is amended by adding at the end the following new subparagraph:

''(D) RULE OF CONSTRUCTION.—For purposes of subparagraph (A), nothing in such subparagraph shall be construed as preventing a specified entity, consistent with the specific requirements of such subparagraph, from—

''(i) forming a consortium composed of health care providers, payers, employers, and other interested entities to collectively purchase and donate health information technology; or

''(ii) offering health care providers a choice of health information technology products in order to take into account the varying needs of such providers receiving such products.''.

TITLE IV—ADDITIONAL PROVISIONS

SEC. 401. PROMOTION OF TELEHEALTH SERVICES.

(a) FACILITATING THE PROVISION OF TELEHEALTH SERVICES ACROSS STATE LINES.—The Secretary of Health and Human Services shall, in coordination with physicians, health care practitioners, patient advocates, and representatives of States, encourage and facilitate the adoption of State reciprocity agreements for practitioner licensure in order to expedite the provision across State lines of telehealth services.

(b) REPORT.—Not later than 18 months after the date of the enactment of this Act, the Secretary of Health and Human Services shall submit to Congress a report on the actions taken to carry out subsection (a).

(c) STATE DEFINED.—For purposes of this subsection, the term ''State'' has the meaning given that term for purposes of title XVIII of the Social Security Act.

SEC. 402. STUDY AND REPORT ON EXPANSION OF HOME HEALTH-RELATED TELEHEALTH SERVICES.

(a) STUDY.—The Secretary of Health and Human Services shall conduct a study to determine the feasibility, advisability, and the costs of—

(1) including coverage and payment for home health-related telehealth services as part of home health services under title XVIII of the Social Security Act; and

(2) expanding the list of sites described in paragraph (4)(C)(ii) of section 1834(m) of the Social Security Act (42 U.S.C. 1395m(m)) to include county mental health clinics or other publicly funded mental health facilities for the purpose of payment under such section for the provision of telehealth services at such clinics or facilities.

(b) SPECIFICS OF STUDY.—Such study shall demonstrate whether the changes described in paragraphs (1) and (2) of subsection (a) will result in the following:

(1) Enhanced health outcomes for individuals with one or more chronic conditions.

(2) Health outcomes for individuals furnished telehealth services or home health-related telehealth services that are at least comparable to the health outcomes for individuals furnished similar items and services by a health care provider at the same location of the individual or at the home of the individual, respectively.

(3) Facilitation of communication of more accurate clinical information between health care providers.

(4) Closer monitoring of individuals by health care providers.

(5) Overall reduction in expenditures for health care items and services.

(6) Improved access to health care.

(c) HOME HEALTH-RELATED TELEHEALTH SERVICES DEFINED.—For purposes of this section, the term ''home health-related telehealth services'' means technology-based professional consultations, patient monitoring, patient training services, clinical observation, patient assessment, and any other health services that utilize telecommunications technologies. Such term does not include a telecommunication that consists solely of a telephone audio conversation, facsimile, electronic text mail, or consultation between two health care providers.

(d) REPORT.—Not later than 18 months after the date of the enactment of this Act, the Secretary of Health and Human Services shall submit to Congress a report on the study conducted under subsection (a) and shall include in such report such recommendations for legislation or administration action as the Secretary determines appropriate.

SEC. 403. STUDY AND REPORT ON STORE AND FORWARD TECHNOLOGY FOR TELEHEALTH.

(a) STUDY.—The Secretary of Health and Human Services, acting through the Director of the Office for the Advancement of Telehealth, shall conduct a study on the use of store and forward technologies (that provide for the asynchronous transmission of health care information in single or multimedia formats) in the provision of telehealth services. Such study shall include an assessment of the feasibility, advisability, and the costs of expanding the use of such technologies for use in the diagnosis and treatment of certain conditions.

(b) REPORT.—Not later than 18 months after the date of the enactment of this Act, the Secretary of Health and Human Services shall submit to Congress a report on the study conducted under subsection (a) and shall include in such report such recommendations for legislation or administration action as the Secretary determines appropriate.

SEC. 404. ENSURING HEALTH CARE PROVIDERS PARTICIPATING IN PHSA PROGRAMS, MEDICAID, SCHIP, OR THE MCH PROGRAM MAY MAINTAIN HEALTH INFORMATION IN ELECTRONIC FORM.

Part D of title II of the Public Health Service Act, as added by section 101(a) and amended by sections 103 and 105, is further amended by adding at the end the following new section:

''SEC. 274. ENSURING HEALTH CARE PROVIDERS MAY MAINTAIN HEALTH INFORMATION IN ELECTRONIC FORM.

''(a) IN GENERAL.—Any health care provider that participates in a health care program that receives Federal funds under this Act, or under title V, XIX, or XXI of the Social Security Act, shall be deemed as meeting any requirement for the maintenance of data in paper form under such program (whether or not for purposes of management, billing, reporting, reimbursement, or otherwise) if the required data is maintained in an electronic form.

''(b) RELATION TO STATE LAWS.—Beginning on the date that is one year after the date of the enactment of this section, subsection (a) shall supersede any contrary provision of State law.

''(c) CONSTRUCTION.—Nothing in this section shall be construed as—

''(1) requiring health care providers to maintain or submit data in electronic form;

''(2) preventing a State from permitting health care providers to maintain or submit data in paper form; or

''(3) preventing a State from requiring health care providers to maintain or submit data in electronic form.''.

SEC. 405. ENSURING HEALTH CARE PROVIDERS PARTICIPATING IN THE MEDICARE PROGRAM MAY MAINTAIN HEALTH INFORMATION IN ELECTRONIC FORM.

Section 1871 of the Social Security Act (42 U.S.C. 1395hh) is amended by adding at the end the following new subsection:

''(g)(1) Any provider of services or supplier shall be deemed as meeting any requirement for the maintenance of data in paper form under this title (whether or not for purposes of management, billing, reporting, reimbursement, or otherwise) if the required data is maintained in an electronic form.

''(2) Nothing in this subsection shall be construed as requiring health care providers to maintain or submit data in electronic form.''.

SEC. 406. STUDY AND REPORT ON STATE, REGIONAL, AND COMMUNITY HEALTH INFORMATION EXCHANGES.

(a) STUDY.—The Secretary of Health and Human Services shall conduct a study on issues related to the development, operation, and implementation of State, regional, and community health information exchanges. Such study shall include the following, with respect to such health information exchanges:

(1) Profiles detailing the current stages of such health information exchanges with respect to the progression of the development, operation, implementation, organization, and governance of such exchanges.

(2) The impact of such exchanges on healthcare quality, safety, and efficiency, including—

(A) any impact on the coordination of health information and services across healthcare providers and other organizations relevant to health care;

(B) any impact on the availability of health information at the point-of-care to make timely medical decisions;

(C) any benefits with respect to the promotion of wellness, disease prevention, and chronic disease management;

(D) any improvement with respect to public health preparedness and response;

(E) any impact on the widespread adoption of interoperable health information technology, including electronic health records;

(F) any contributions to achieving an Internet-based national health information network;

(G) any contribution of health information exchanges to consumer access and to consumers' use of their health information; and

(H) any impact on the operation of—

(i) the Medicaid and Medicare programs;

(ii) the State Children's Health Insurance Program (SCHIP);

(iii) disproportionate share hospitals described in section 1923 of the Social Security Act;

(iv) Federally-qualified health centers; or

(v) managed care plans, if a significant number of the plan's enrollees are beneficiaries in the Medicaid program or SCHIP.

(3) Best practice models for financing, incentivizing, and sustaining such health information exchanges.

(4) Information identifying the common principles, policies, tools, and standards used (or proposed) in the public and private sectors to support the development, operation, and implementation of such health information exchanges.

(5) A description of any areas in which Federal government leadership is needed to support growth and sustainability of such health information exchanges.

(b) REPORT.—Not later than one year after the date of enactment of this Act, the Secretary of Health and Human Services shall submit to Congress a report on the study described in subsection (a), including such recommendations as the Secretary determines appropriate to facilitate the development, operation, and implementation of health information exchanges.

Amend the title so as to read: ''A Bill to promote a better health information system.''.

The following sundry further amendments, reported from the Committee of the Whole House on the state of the Union, were agreed to:

In section 271(b)(8) of the Public Health Service Act, as added by section 101(a) of the Bill, strike ''is consistent'' and insert ''provides for the confidentiality and security of individually identifiable health information, consistent''.

In section 271(b) of the Public Health Service Act, as added by section 101(a) of the Bill, strike ''and'' at the end of paragraph (11), strike the period at the end of paragraph (12) and insert ''; and'', and add at the end the following new paragraph:

''(13) improves the availability of information and resources for individuals with low or limited literacy or language skills.''.

(d) STUDY OF HEALTH INFORMATION TECHNOLOGY IN MEDICALLY UNDERSERVED COMMUNITIES.—

(1) STUDY.—The National Coordinator for Health Information Technology shall conduct a study on the development and implementation of health information technology in medically underserved communities. The study shall—

(A) identify barriers to successful implementation of health information technology in these communities;

(B) examine the impact of health information technology on providing quality care and reducing the cost of care to these communities;

(C) examine urban and rural community health systems and determine the impact that health information technology may have on the capacity of primary health providers; and

(D) assess the feasibility and the costs associated with the use of health information technology in these communities.

(2) REPORT.—Not later than 18 months after the date of the enactment of this Act, the National Coordinator shall submit to Congress a report on the study conducted under paragraph (1) and shall include in such report such recommendations for legislation or administrative action as the Coordinator determines appropriate.

In section 102, add at the end the following new paragraph:

(5) Recommendations on the inclusion of emergency contact or next-of-kin information (including name and phone number) in interoperable electronic health records.

In section 330M(d) of the Public Health Service Act, as added by section 104 of the Bill, strike ''or'' at the end of paragraph (1), strike the period at the end of paragraph (2) and insert ''; or'', and add at the end the following new paragraph:

''(3) if the project to be funded through such a grant will emphasize the improvement of access to medical care and medical care for medically underserved populations which are geographically isolated or located in underserved urban areas.''.

Add at the end of title II the following new section:

SEC. 206. REPORT ON APPROPRIATENESS OF CLASSIFICATION METHODOLOGIES AND CODES FOR ADDITIONAL PURPOSES.

Not later than the date that is 180 days after the date of the enactment of this Act, the Secretary of Health and Human Services shall submit to Congress a report that evaluates—

(1) the applicability of health care classification methodologies and codes for purposes beyond the coding of services for diagnostic documentation or billing purposes;

(2) the usefulness, accuracy, and completeness of such methodologies and codes for such purposes; and

(3) the capacity of such methodologies and codes to produce erroneous or misleading information, with respect to such purposes.

At the end of title IV, insert the following new section:

SEC. 409. PROMOTING HEALTH INFORMATION TECHNOLOGY AS A TOOL FOR CHRONIC DISEASE MANAGEMENT.

(a) IN GENERAL.—The Secretary of Health and Human Services shall establish a two-year project to demonstrate the impact of health information technology on disease management for individuals entitled to medical assistance under a State plan under title XIX of the Social Security Act.

(b) STRUCTURE OF PROJECT.—The project under subsection (a) shall—

(1) create a web-based virtual case management tool that provides access to best practices for managing chronic disease; and

(2) provide chronic disease patients and caregivers access to their own medical records and to a single source of information on chronic disease.

(c) COMPETITION.—Not later than the date that is 90 days after the date of the enactment of this Act, the Secretary of Health and Human Services shall seek proposals from States to carry out the project under subsection (a). The Secretary shall select not less than four of such proposals submitted, and at least one proposal selected shall include a regional approach that features access to an integrated hospital information system in at least two adjoining States and that permits the measurement of health outcomes.

(d) REPORT.—Not later than the date that is 90 days after the last day of the project under subsection (a), the Secretary of Health and Human Services shall submit to Congress a report on such project and shall include in such report the amount of any cost-savings resulting from the project and such recommendations for legislation or administrative action as the Secretary determines appropriate.

The bill, as amended, was ordered to be engrossed and read a third time, was read a third time by title.

Mr. DOGGETT moved to recommit the bill to the Committees on Energy and Commerce and Ways and Means with instructions to report the bill back to the House forthwith with the following amendment:

Amend section 205 to read as follows:

SEC. 205. PRIVACY AND SECURITY PROTECTIONS.

(a) IN GENERAL.—The Secretary of Health and Human Services shall provide for standards for health information technology (as such term is used in this Act) that include the following privacy and security protections:

(1) Except as provided in succeeding paragraphs, each entity must—

(A) expressly recognize the individual's right to privacy and security with respect to the electronic disclosure of such information;

(B) permit individuals to exercise their right to privacy and security in the electronic disclosure of such information to another entity by obtaining the individual's written or electronic informed consent, which consent may authorize multiple disclosures; and

(C) permit an individual to prohibit access to certain categories of individuals (as defined by the Secretary) of particularly sensitive information, including data relating to infection with the human immunodeficiency virus (HIV), to mental health, to sexually transmitted diseases, to reproductive health, to domestic violence, to substance abuse treatment, to genetic testing or information, to diabetes, and other information as defined by the Secretary after consent has been provided under subparagraph (B).

(2) Informed consent may be inferred, in the absence of a contrary indication by the individual—

(A) to the extent necessary to provide treatment and obtain payment for health care in emergency situations;

(B) to the extent necessary to provide treatment and payment where the health care provider is required by law to treat the individual;

(C) if the health care provider is unable to obtain consent due to substantial barriers to communicating with the individual and the provider reasonably infers from the circumstances, based upon the exercise of professional judgment, that the individual does not object to the disclosure or that the disclosure is in the best interest of the individual; and

(D) to the extent that the information is necessary to carry out or otherwise implement a medical practitioner's order or prescription for health services, medical devices or supplies, or pharmaceuticals.

(3) The protections must prohibit the improper use and disclosure of individually identifiable health information by any entity.

(4) The protections must provide any individual a right to obtain damages and other relief against any entity for the entity's improper use or disclosure of individually identifiable health information.

(5) The protections must require the use of reasonable safeguards, including audit capabilities, encryption and other technologies that make data unusable to unauthorized

persons, and other measures, against the risk of loss or unauthorized access, destruction, use, modification, or disclosure of individually identifiable health information.

(6) The protections must provide for notification to any individual whose individually identifiable health information has been lost, stolen, or used for an unauthorized purpose by the entity responsible for the information and notification by the entity to the Secretary.

(b) LIST OF ENTITIES.—The Secretary shall maintain a public list identifying entities whose health information has been lost, stolen, or used in an unauthorized purpose as described in subsection (a)(6) and how many patients were affected by such action.

(c) CONSTRUCTION.—Nothing in this section shall be construed as superseding, altering, or affecting (in whole or in part) any statute, regulation, order, or interpretation in effect in any State that affords any person privacy and security protections greater than that the privacy and security protections described in subsection (a), as determined by the Secretary.

After debate,

By unanimous consent, the previous question was ordered on the motion to recommit with instructions.

The question being put, viva voce,

Will the House recommit said bill with instructions?

The SPEAKER pro tempore, Mr. FEENEY, announced that the yeas had it.

Mr. DOGGETT demanded a recorded vote on agreeing to said motion, which demand was supported by one-fifth of a quorum, so a recorded vote was ordered.

The vote was taken by electronic device.

It was decided in the negative ..... { Yeas ..... 198 / Nays 222

¶76.15 [Roll No. 415]

AYES—198

Abercrombie
Ackerman
Allen
Andrews
Baca
Baird
Baldwin
Barrow
Bean
Becerra
Berkley
Berman
Berry
Bishop (GA)
Bishop (NY)
Blumenauer
Boren
Boswell
Boucher
Boyd
Brady (PA)
Brown (OH)
Brown, Corrine
Butterfield
Capps
Capuano
Cardin
Cardoza
Carnahan
Carson
Case
Chandler
Clay
Cleaver
Conyers
Costa
Costello
Cramer
Cuellar
Cummings
Davis (AL)
Davis (CA)
Davis (FL)
Davis (IL)
Davis (TN)
DeFazio
DeGette
Delahunt
DeLauro
Dicks
Dingell
Doggett
Doyle
Edwards
Emanuel
Engel
Eshoo
Etheridge
Farr
Fattah
Filner
Ford
Frank (MA)
Gonzalez
Gordon
Green, Al
Green, Gene
Grijalva
Gutierrez
Harman
Hastings (FL)
Herseth
Higgins
Hinchey
Hinojosa
Holden
Holt
Honda
Hooley
Hoyer
Inslee
Israel
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Johnson, E. B.
Jones (NC)
Jones (OH)
Kanjorski
Kaptur
Kennedy (RI)
Kildee
Kilpatrick (MI)
Kind
Kucinich
Langevin
Lantos
Larsen (WA)
Larson (CT)
Lee
Levin
Lipinski
Lofgren, Zoe
Lowey
Lynch
Maloney
Markey
Marshall
Matheson
Matsui
McCarthy
McCollum (MN)
McDermott
McGovern
McIntyre
McNulty
Meehan
Meek (FL)
Meeks (NY)
Melancon
Michaud
Millender-McDonald
Miller (NC)
Miller, George
Mollohan
Moore (KS)
Moore (WI)
Moran (VA)
Murtha
Nadler
Napolitano
Neal (MA)
Oberstar
Obey
Olver
Ortiz
Otter
Owens
Pallone
Pascrell
Pastor
Paul
Payne
Pelosi
Peterson (MN)
Pomeroy
Price (NC)
Rahall
Rangel
Reyes
Ross
Rothman
Roybal-Allard
Ruppersberger
Rush
Ryan (OH)
Sabo
Salazar
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Schakowsky
Schiff
Schwartz (PA)
Scott (GA)
Scott (VA)
Serrano
Sherman
Skelton
Slaughter
Smith (WA)
Snyder
Solis
Spratt
Stark
Strickland
Stupak
Tanner
Tauscher
Taylor (MS)
Thompson (CA)
Thompson (MS)
Tierney
Towns
Udall (CO)
Udall (NM)
Van Hollen
Velázquez
Visclosky
Wasserman Schultz
Waters
Watson
Watt
Waxman
Weiner
Woolsey
Wu
Wynn

NOES—222

Aderholt
Akin
Alexander
Bachus
Baker
Barrett (SC)
Bartlett (MD)
Barton (TX)
Bass
Beauprez
Biggert
Bilbray
Bilirakis
Bishop (UT)
Blackburn
Blunt
Boehlert
Boehner
Bonilla
Bonner
Bono
Boozman
Boustany
Bradley (NH)
Brady (TX)
Brown (SC)
Brown-Waite, Ginny
Burgess
Burton (IN)
Buyer
Calvert
Camp (MI)
Campbell (CA)
Cannon
Cantor
Capito
Carter
Castle
Chabot
Chocola
Coble
Cole (OK)
Conaway
Cooper
Crenshaw
Culberson
Davis (KY)
Davis, Tom
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Doolittle
Drake
Dreier
Duncan
Ehlers
Emerson
English (PA)
Everett
Feeney
Ferguson
Fitzpatrick (PA)
Flake
Foley
Forbes
Fortenberry
Foxx
Franks (AZ)
Frelinghuysen
Gallegly
Garrett (NJ)
Gerlach
Gibbons
Gilchrest
Gillmor
Gingrey
Gohmert
Goode
Goodlatte
Granger
Graves
Green (WI)
Gutknecht
Hall
Harris
Hart
Hastings (WA)
Hayes
Hayworth
Hefley
Hensarling
Herger
Hobson
Hoekstra
Hostettler
Hulshof
Hunter
Hyde
Inglis (SC)
Issa
Jenkins
Jindal
Johnson (CT)
Johnson (IL)
Johnson, Sam
Keller
Kelly
Kennedy (MN)
King (IA)
King (NY)
Kingston
Kirk
Kline
Knollenberg
Kolbe
Kuhl (NY)
LaHood
Latham
LaTourette
Leach
Lewis (CA)
Lewis (KY)
Linder
LoBiondo
Lucas
Lungren, Daniel E.
Mack
Manzullo
Marchant
McCaul (TX)
McCotter
McCrery
McHenry
McHugh
McKeon
McMorris
Mica
Miller (FL)
Miller (MI)
Miller, Gary
Moran (KS)
Murphy
Musgrave
Myrick
Neugebauer
Ney
Northup
Norwood
Nunes
Nussle
Osborne
Oxley
Pearce
Pence
Peterson (PA)
Petri
Pickering
Pitts
Platts
Poe
Pombo
Porter
Price (GA)
Pryce (OH)
Putnam
Radanovich
Ramstad
Regula
Rehberg
Reichert
Renzi
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Ros-Lehtinen
Royce
Ryan (WI)
Ryun (KS)
Saxton
Schmidt
Schwarz (MI)
Sensenbrenner
Sessions
Shadegg
Shaw
Shays
Sherwood
Shimkus
Shuster
Simmons
Simpson
Smith (NJ)
Smith (TX)
Sodrel
Souder
Stearns
Sullivan
Sweeney
Tancredo
Taylor (NC)
Terry
Thornberry
Tiahrt
Tiberi
Turner
Upton
Walden (OR)
Walsh
Wamp
Weldon (FL)
Weldon (PA)
Weller
Westmoreland
Whitfield
Wicker
Wilson (NM)
Wilson (SC)
Wolf
Young (AK)
Young (FL)

NOT VOTING—12

Clyburn
Crowley
Cubin
Davis, Jo Ann
Deal (GA)
Evans
Fossella
Istook
Lewis (GA)
McKinney
Thomas
Wexler

So the motion to recommit with instructions was not agreed to.

The question being put, viva voce,

Will the House pass said bill?

The SPEAKER pro tempore, Mr. FEENEY, announced that the yeas had it.

Mrs. JOHNSON of Connecticut demanded a recorded vote on passage of said bill, which demand was supported by one-fifth of a quorum, so a recorded vote was ordered.

The vote was taken by electronic device.

It was decided in the affirmative ..... { Yeas ..... 270 / Nays 148

¶76.16 [Roll No. 416]

AYES—270

Aderholt
Akin
Alexander
Allen
Bachus
Baird
Baker
Barrett (SC)
Barrow
Bartlett (MD)
Barton (TX)
Bass
Bean
Beauprez
Berkley
Biggert
Bilbray
Bilirakis
Bishop (GA)
Bishop (UT)
Blackburn
Blunt
Boehlert
Boehner
Bonilla
Bonner
Bono
Boozman
Boren
Boucher
Boustany
Boyd
Bradley (NH)
Brady (TX)
Brown (SC)
Brown-Waite, Ginny
Burgess
Burton (IN)
Buyer
Calvert
Camp (MI)
Campbell (CA)
Cannon
Cantor
Capito
Carnahan
Carson
Carter
Castle
Chabot
Chocola
Clay
Cleaver
Coble
Cole (OK)
Conaway
Cooper
Costa
Cramer
Crenshaw
Cuellar
Culberson
Davis (FL)
Davis (KY)
Davis (TN)
Davis, Tom
DeFazio
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Dicks
Doolittle
Drake
Dreier
Edwards
Ehlers
Emerson
English (PA)
Everett
Feeney
Ferguson
Fitzpatrick (PA)
Foley
Forbes
Fortenberry
Foxx
Franks (AZ)
Frelinghuysen
Gallegly
Gerlach
Gibbons
Gilchrest
Gillmor
Gohmert
Gonzalez
Goode
Goodlatte
Gordon
Granger
Graves
Green (WI)
Gutknecht
Hall
Harman
Harris
Hart
Hastings (WA)
Hayes
Hayworth
Hefley
Hensarling
Herger
Herseth
Hinojosa
Hobson
Hoekstra
Hooley
Hulshof
Hunter
Hyde
Inglis (SC)
Inslee
Israel
Issa
Jenkins
Jindal
Johnson (CT)
Johnson (IL)
Johnson, Sam
Keller
Kelly
Kennedy (MN)
Kind
King (IA)
King (NY)
Kingston
Kirk
Kline
Knollenberg
Kolbe
Kuhl (NY)
LaHood
Larsen (WA)
Latham
LaTourette
Leach
Lewis (CA)
Lewis (KY)
Linder
Lipinski
LoBiondo
Lofgren, Zoe
Lucas
Lungren, Daniel E.
Mack
Manzullo
Marchant
Marshall
Matheson
McCarthy
McCaul (TX)
McCotter
McCrery
McHenry
McHugh
McKeon
McMorris
Meeks (NY)
Melancon
Mica
Miller (FL)
Miller (MI)
Miller, Gary
Moore (KS)
Moran (KS)
Moran (VA)
Murphy
Musgrave
Myrick
Neugebauer
Ney
Northup
Norwood
Nunes
Nussle
Oberstar
Ortiz
Osborne
Oxley
Pearce
Peterson (MN)
Peterson (PA)
Petri
Pickering
Pitts
Platts

Poe
Pombo
Porter
Price (GA)
Pryce (OH)
Putnam
Radanovich
Ramstad
Regula
Rehberg
Reichert
Renzi
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Ros-Lehtinen
Royce
Ruppersberger
Ryan (WI)
Ryun (KS)
Sabo
Salazar
Sanchez, Loretta
Saxton
Schmidt
Schwartz (PA)
Schwarz (MI)
Sensenbrenner
Sessions
Shadegg
Shaw
Shays
Sherwood
Shimkus
Shuster
Simmons
Simpson
Skelton
Smith (NJ)
Smith (TX)
Smith (WA)
Sodrel
Souder
Stearns
Sullivan
Sweeney
Tancredo
Tauscher
Taylor (NC)
Terry
Thompson (CA)
Thornberry
Tiahrt
Tiberi
Towns
Turner
Udall (CO)
Upton
Walden (OR)
Walsh
Weldon (FL)
Weldon (PA)
Weller
Westmoreland
Whitfield
Wicker
Wilson (NM)
Wilson (SC)
Wolf
Wu
Young (AK)
Young (FL)

NOES—148

Abercrombie
Ackerman
Andrews
Baca
Baldwin
Becerra
Berman
Berry
Bishop (NY)
Blumenauer
Boswell
Brady (PA)
Brown (OH)
Brown, Corrine
Butterfield
Capps
Capuano
Cardin
Cardoza
Case
Chandler
Conyers
Costello
Cummings
Davis (AL)
Davis (CA)
Davis (IL)
DeGette
Delahunt
DeLauro
Dingell
Doggett
Doyle
Duncan
Emanuel
Engel
Eshoo
Etheridge
Farr
Fattah
Filner
Flake
Ford
Frank (MA)
Garrett (NJ)
Gingrey
Green, Al
Green, Gene
Grijalva
Gutierrez
Hastings (FL)
Higgins
Hinchey
Holden
Holt
Honda
Hostettler
Hoyer
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Johnson, E. B.
Jones (NC)
Jones (OH)
Kanjorski
Kaptur
Kennedy (RI)
Kildee
Kilpatrick (MI)
Kucinich
Langevin
Lantos
Larson (CT)
Lee
Levin
Lowey
Lynch
Maloney
Markey
Matsui
McCollum (MN)
McDermott
McGovern
McIntyre
McNulty
Meehan
Meek (FL)
Michaud
Millender-McDonald
Miller (NC)
Miller, George
Mollohan
Moore (WI)
Murtha
Nadler
Napolitano
Neal (MA)
Obey
Olver
Otter
Owens
Pallone
Pascrell
Pastor
Paul
Pelosi
Pomeroy
Price (NC)
Rahall
Rangel
Reyes
Ross
Rothman
Roybal-Allard
Rush
Ryan (OH)
Sánchez, Linda T.
Sanders
Schakowsky
Schiff
Scott (GA)
Scott (VA)
Serrano
Sherman
Slaughter
Snyder
Solis
Spratt
Stark
Strickland
Stupak
Tanner
Taylor (MS)
Thompson (MS)
Tierney
Udall (NM)
Van Hollen
Velázquez
Visclosky
Wamp
Wasserman Schultz
Waters
Watson
Watt
Waxman
Weiner
Woolsey
Wynn

NOT VOTING—14

Clyburn
Crowley
Cubin
Davis, Jo Ann
Deal (GA)
Evans
Fossella
Istook
Lewis (GA)
McKinney
Payne
Pence
Thomas
Wexler

So the bill was passed.

A motion to reconsider the vote whereby said bill was passed was, by unanimous consent, laid on the table.

By unanimous consent, the title was amended so as to read: ''An Act to promote a better health information system.''.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

¶76.17 MOTION TO INSTRUCT CONFEREES TO H.R. 2830—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mr. FEENEY, pursuant to clause 8 of rule XX, announced the unfinished business to be the question on the motion, by Mr. George MILLER of California, to instruct the managers on the part of the House at the conference on the disagreeing votes of the two Houses on the amendment of the Senate to the bill (H.R. 2830) to amend the Employee Retirement Income Security Act of 1974 and the Internal Revenue Code of 1986 to reform the pension funding rules, and for other purposes.

The question being put,

Will the House agree to said motion?

The vote was taken by electronic device.

It was decided in the affirmative ..... { Yeas ..... 285 / Nays 126

¶76.18 [Roll No. 417]

YEAS—285

Abercrombie
Aderholt
Allen
Andrews
Baca
Baird
Baldwin
Barrow
Bartlett (MD)
Bean
Becerra
Berkley
Berman
Berry
Bilirakis
Bishop (GA)
Bishop (NY)
Blumenauer
Boehlert
Bonner
Bono
Boozman
Boren
Boswell
Boucher
Boyd
Brady (PA)
Brown (OH)
Brown, Corrine
Brown-Waite, Ginny
Burgess
Butterfield
Calvert
Capito
Capps
Capuano
Cardin
Cardoza
Carnahan
Carson
Carter
Case
Castle
Chandler
Clay
Cleaver
Coble
Conyers
Cooper
Costa
Costello
Cramer
Cuellar
Cummings
Davis (AL)
Davis (CA)
Davis (FL)
Davis (IL)
Davis (KY)
Davis (TN)
Davis, Tom
DeFazio
DeGette
Delahunt
DeLauro
Dent
Dicks
Dingell
Doggett
Doyle
Dreier
Duncan
Edwards
Emerson
Engel
Eshoo
Etheridge
Everett
Farr
Fattah
Ferguson
Filner
Fitzpatrick (PA)
Foley
Forbes
Ford
Fortenberry
Frank (MA)
Gallegly
Gerlach
Gibbons
Gilchrest
Gohmert
Gonzalez
Goode
Gordon
Green (WI)
Green, Al
Green, Gene
Grijalva
Gutknecht
Harman
Hart
Hastings (FL)
Herseth
Higgins
Hinchey
Hinojosa
Holden
Holt
Honda
Hooley
Hostettler
Hoyer
Hunter
Hyde
Inslee
Israel
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Jenkins
Jindal
Johnson (IL)
Johnson, E. B.
Jones (NC)
Jones (OH)
Kanjorski
Kaptur
Kelly
Kennedy (MN)
Kennedy (RI)
Kildee
Kilpatrick (MI)
Kind
King (NY)
Kingston
Kirk
Kucinich
Kuhl (NY)
LaHood
Langevin
Lantos
Larsen (WA)
LaTourette
Leach
Lee
Levin
Lipinski
LoBiondo
Lofgren, Zoe
Lowey
Lynch
Maloney
Manzullo
Markey
Marshall
Matheson
Matsui
McCarthy
McCollum (MN)
McCotter
McDermott
McGovern
McHugh
McIntyre
McNulty
Meehan
Meek (FL)
Meeks (NY)
Michaud
Millender-McDonald
Miller (MI)
Miller (NC)
Miller, George
Mollohan
Moore (KS)
Moore (WI)
Moran (KS)
Moran (VA)
Murphy
Murtha
Nadler
Napolitano
Neal (MA)
Ney
Nussle
Oberstar
Obey
Olver
Ortiz
Owens
Pallone
Pascrell
Pastor
Paul
Pelosi
Peterson (MN)
Pickering
Platts
Poe
Pombo
Pomeroy
Porter
Price (NC)
Rahall
Ramstad
Rangel
Regula
Rehberg
Reichert
Renzi
Reyes
Rogers (MI)
Rohrabacher
Ross
Rothman
Roybal-Allard
Royce
Ruppersberger
Rush
Ryan (OH)
Sabo
Salazar
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Saxton
Schakowsky
Schiff
Schmidt
Schwartz (PA)
Schwarz (MI)
Scott (GA)
Scott (VA)
Serrano
Shaw
Shays
Sherman
Sherwood
Simmons
Skelton
Slaughter
Smith (NJ)
Smith (WA)
Snyder
Sodrel
Solis
Souder
Stark
Stupak
Sullivan
Sweeney
Tancredo
Tanner
Tauscher
Taylor (MS)
Taylor (NC)
Thompson (CA)
Thompson (MS)
Tierney
Towns
Turner
Udall (CO)
Udall (NM)
Upton
Van Hollen
Velázquez
Visclosky
Walsh
Wamp
Wasserman Schultz
Waters
Watson
Watt
Waxman
Weiner
Weldon (PA)
Weller
Wilson (NM)
Wolf
Woolsey
Wu
Wynn
Young (FL)

NAYS—126

Akin
Alexander
Bachus
Baker
Barrett (SC)
Barton (TX)
Bass
Beauprez
Biggert
Bilbray
Bishop (UT)
Blackburn
Blunt
Boehner
Bonilla
Boustany
Bradley (NH)
Brady (TX)
Brown (SC)
Burton (IN)
Buyer
Camp (MI)
Campbell (CA)
Cannon
Cantor
Chabot
Chocola
Cole (OK)
Conaway
Crenshaw
Culberson
Diaz-Balart, L.
Diaz-Balart, M.
Doolittle
Drake
Ehlers
English (PA)
Feeney
Flake
Foxx
Franks (AZ)
Frelinghuysen
Garrett (NJ)
Gillmor
Gingrey
Goodlatte
Granger
Graves
Hall
Harris
Hastings (WA)
Hayes
Hayworth
Hefley
Hensarling
Herger
Hobson
Hulshof
Inglis (SC)
Issa
Johnson (CT)
Johnson, Sam
Keller
King (IA)
Kline
Knollenberg
Kolbe
Latham
Lewis (CA)
Lewis (KY)
Linder
Lucas
Lungren, Daniel E.
Mack
Marchant
McCaul (TX)
McCrery
McHenry
McKeon
McMorris
Mica
Miller (FL)
Miller, Gary
Musgrave
Myrick
Neugebauer
Northup
Norwood
Nunes
Osborne
Otter
Oxley
Pearce
Pence
Peterson (PA)
Petri
Pitts
Price (GA)
Pryce (OH)
Putnam
Radanovich
Reynolds
Rogers (AL)
Rogers (KY)
Ros-Lehtinen
Ryan (WI)
Ryun (KS)
Sensenbrenner
Sessions
Shadegg
Shimkus
Shuster
Simpson
Smith (TX)
Stearns
Terry
Thomas
Tiahrt
Tiberi
Walden (OR)
Weldon (FL)
Westmoreland
Whitfield
Wicker
Wilson (SC)
Young (AK)

NOT VOTING—21

Ackerman
Clyburn
Crowley
Cubin
Davis, Jo Ann
Deal (GA)
Emanuel
Evans
Fossella
Gutierrez
Hoekstra
Istook
Larson (CT)
Lewis (GA)
McKinney
Melancon
Payne
Spratt
Strickland
Thornberry
Wexler

So the motion to instruct the managers on the part of the House was agreed to.

A motion to reconsider the vote whereby said motion was agreed to was, by unanimous consent, laid on the table.

¶76.19 MACE REPAIRS

Mr. BOEHNER, by unanimous consent, submitted the following resolution (H. Res. 957):

Resolved,

SECTION 1. REPAIR OF MACE OF HOUSE OF REPRESENTATIVES.

(a) DELIVERY FOR REPAIR.—The Sergeant at Arms of the House of Representatives is authorized and directed, on behalf of the House of Representatives, to deliver the mace of the House of Representatives, following an adjournment of the House pursuant to concurrent resolution, to the Secretary of the Smithsonian Institution only for the purpose of having necessary repairs made to the mace and under such circumstances as will assure that the mace is properly safeguarded.

(b) RETURN.—The mace shall be returned to the House of Representatives before noon on the day before the House next reconvenes pursuant to concurrent resolution or at any sooner time when so directed by the Speaker of the House of Representatives.

When said resolution was considered and agreed to.

A motion to reconsider the vote whereby said resolution was agreed to was, by unanimous consent, laid on the table.

¶76.20 HOUR OF MEETING

On motion of Mr. BOEHNER, by unanimous consent,

Ordered, That when the House adjourns today, it adjourn to meet at 10 a.m. on Friday, July 28, 2006.

¶76.21 WAIVING A REQUIREMENT OF CLAUSE 6(A) OF RULE XIII

Mr. HASTINGS of Washington, by direction of the Committee on Rules, reported (Rept. No. 109–606) the resolution (H. Res. 958) waiving a requirement of clause 6(a) of rule XIII with respect to consideration of certain resolutions reported from the Committee on Rules.

When said resolution and report were referred to the House Calendar and ordered printed.

¶76.22 BILLS AND JOINT RESOLUTIONS APPROVED

Karen L. Haas, Clerk of the House reports that on July 27, 2006, she presented to the President of the United States, for his approval, the following bills.

H.J. Res 86. A joint resolution approving the renewal of import restrictions contained in the Burmese Freedom and Democracy Act of 2003, and for other purposes.

H.R. 4019. An Act to amend title 4 of the United States Code to clarify the treatment of self-employment for purposes of the limitation on State taxation of retirement income.

H.R. 5865. An Act to amend section 1113 of the Social Security Act to temporarily increase funding for the program of temporary assistance for United States citizens returned from foreign countries, and for other purposes.

¶76.23 BILLS AND JOINT RESOLUTIONS APPROVED

The President notified the Clerk of the House that on the following dates he had approved and signed bills and joint resolutions of the following titles:

May 12, 2006:

H.R. 3351. An Act to make technical corrections to laws relating to Native Americans, and for other purposes.

May 17, 2006:

H.R. 4297. An Act to provide for reconciliation pursuant to section 201(b) of the concurrent resolution on the budget for fiscal year 2006.

May 18, 2006:

H.J. Res. 83. A joint resolution to memorialize and honor the contribution of Chief Justice William H. Rehnquist.

May 29, 2006:

H.R. 1499. An Act to amend the Internal Revenue Code of 1986 to allow members of the Armed Forces serving in a combat zone to make contributions to their individual retirement plans even if the compensation on which such contribution is based is excluded from gross income.

H.R. 5037. An Act to amend titles 38 and 18, United States Code. to prohibit certain demonstrations at cemeteries under the control of the National Cemetery Administration and at Arlington National Cemetery, and for other purposes.

June 15, 2006:

H.R. 1953. An Act to require the Secretary of the Treasury to mint coins in commemoration of the Old Mint at San Francisco, otherwise known as the ''Granite Lady'', and for other purposes.

H.R. 3829. An Act to designate the Department of Veterans Affairs Medical Center in Muskogee, Oklahoma, as the Jack C. Montgomery Department of Veterans Affairs Medical Center.

H.R. 4939. An Act making emergency supplemental appropriations for the fiscal year ending September 30, 2006, and for other purposes.

H.R. 5401. An Act to amend section 308 of the Lewis and Clark Expedition Bicentennial Commemorative Coin Act to make certain clarifying and technical amendments.

June 30, 2006:

H.R. 5603. An Act to temporarily extend the programs under the Higher Education Act of 1965, and for other purposes.

July 3, 2006:

H.R. 5403. An Act to improve protections for children and to hold States accountable for the safe and timely placement of children across State lines, and for other purposes.

July 10, 2006:

H.R. 4912. An Act to amend section 242 of the National Housing Act to extend the exemption for critical access hospitals under the FHA program for mortgage insurance for hospitals.

July 11, 2006:

H.R. 889. An Act to authorize appropriations for the Coast Guard for fiscal year 2006, to make technical corrections to various laws administered by the Coast Guard, and for other purposes.

July 24, 2006:

H.R. 42, An Act to ensure that the right of an individual to display the flag of the United States on residential property not be abridged.

¶76.24 SENATE BILLS AND JOINT RESOLUTIONS APPROVED

The President notified the Clerk of the House that on the following dates he had approved and signed bills and joint resolutions of the Senate of the following titles:

May 5, 2006:

S. 592. An Act to amend the Irrigation Project Contract Extension Act of 1998 to extend certain contracts between the Bureau of Reclamation and certain irrigation water contractors in the States of Wyoming and Nebraska.

S.J. Res. 28. A joint resolution approving the location of the commemorative work in the District of Columbia honoring former President Dwight D. Eisenhower.

May 12, 2006:

S. 584. An Act to require the Secretary of the Interior to allow the continued occupancy and use of certain land and improvements within Rocky Mountain National Park.

May 18, 2006:

S. 1382. An Act to require the Secretary of the Interior to accept the conveyance of certain land. to be held in trust for the benefit of the Puyallup Indian tribe.

May 25, 2006:

S. 1165. An Act to provide for the expansion of the James Campbell National Wildlife Refuge, Honolulu County, Hawaii.

S. 1869. An Act to reauthorize the Coastal Barrier Resources Act, and for other purposes.

May 31, 2006:

S. 1736. An Act to provide for the participation of employees in the judicial branch in the Federal leave transfer program for disasters and emergencies.

June 15, 2006:

S. 193. An Act to increase the penalties for violations by television and radio broadcasters of the prohibitions against transmission of obscene, indecent, and profane language.

S. 1235. An Act to amend title 38, United States Code, to improve and extend housing, insurance, outreach, and benefits programs provided under the laws administered by the Secretary of Veterans Affairs, to improve and extend employment programs for veterans under laws administered by the Secretary of Labor, and for other purposes.

S. 2803. An Act to amend the Federal Mine Safety and Health Act of 1977 to improve the safety of mines and mining.

June 23, 2006:

S. 1445. An Act to designate the facility of the United States Postal Service located at 520 Colorado Avenue in Arriba, Colorado. as the ''William H. Emery Post Office''.

July 19, 2006:

S. 3504. An Act to amend the Public Health Service Act to prohibit the solicitation or acceptance of tissue from fetuses gestated for research purposes, and for other purposes.

July 25, 2006:

S.J. Res. 40. A joint resolution authorizing the printing and binding of a supplement to, and revised edition of, Senate Procedure.

July 26, 2006:

S. 655. An Act to amend the Public Health Service Act with respect to the National Foundation for the Centers for Disease Control and Prevention.

¶76.25 LEAVE OF ABSENCE

By unanimous consent, leave of absence was granted—

To Mr. CROWLEY, for today after noon and balance of the week;

To Mrs. Jo Ann DAVIS of Virginia, for today and balance of the week; and

To Mr. SALAZAR, for today after 4 p.m. and balance of the week.

And then,

¶76.26 ADJOURNMENT

On motion of Ms. MILLENDER-McDONALD, pursuant to the previous order of the House, at 5 o'clock and 12 minutes p.m., the House adjourned until 10 a.m. on Friday, July 28, 2006.

¶76.27 REPORTS OF COMMITTEES ON PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XIII, reports of committees were delivered to the Clerk

for printing and reference to the proper calendar, as follows:

Mr. OXLEY: Committee on Financial Services. H.R. 5039. A bill to establish a program to revitalize rural multifamily housing assisted under the Housing Act of 1949; with an amendment (Rept. 109–604). Referred to the Committee of the Whole House on the State of the Union.

Mr. OXLEY: Committee on Financial Services. H.R. 5347. A bill to reauthorize the HOPE VI program for revitalization of public housing projects (Rept. 109–605). Referred to the Committee of the Whole House on the State of the Union.

Mr. HASTINGS of Washington: Committee on Rules. House Resolution 958. Resolution waiving a requirement of clause 6(a) of rule XIII with respect to consideration of certain resolutions reported from the Committee on Rules (Rept. 109–606). Referred to the House Calendar.

¶76.28 PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XII, public bills and resolutions were introduced and severally referred, as follows:

By Mr. KENNEDY of Minnesota (for himself and Mr. CASE):

H.R. 5915. A bill to require that the Teacher Incentive Fund of the Department of Education and other programs to support merit-based teacher compensation systems award its grant funds to support compensation systems that are based primarily or exclusively on student learning gains or maintenance of high student learning gains, or both; to the Committee on Education and the Workforce.

By Mr. DINGELL (for himself, Mr. BROWN of Ohio, Mr. WAXMAN, Mr. MARKEY, Mr. BOUCHER, Mr. TOWNS, Mr. PALLONE, Mr. GORDON, Mr. RUSH, Ms. ESHOO, Mr. STUPAK, Mr. ENGEL, Mr. WYNN, Mr. GENE GREEN of Texas, Mr. STRICKLAND, Ms. DEGETTE, Mrs. CAPPS, Mr. DOYLE, Mr. ALLEN, Mr. DAVIS of Florida, Ms. SCHAKOWSKY, Ms. SOLIS, Mr. GONZALEZ, Mr. INSLEE, Ms. BALDWIN, and Mr. ROSS):

H.R. 5916. A bill to amend part B of title XVIII of the Social Security Act to provide for an increase in payment for physicians' services under the Medicare Program for 2007 and 2008; to the Committee on Energy and Commerce, and in addition to the Committee on Ways and Means, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. SODREL (for himself, Mr. HUNTER, Mr. MCHENRY, Mr. ROHRABACHER, Mr. KUHL of New York, Mrs. BLACKBURN, Mr. PENCE, Mr. SIMMONS, Mr. GERLACH, Mr. PAUL, and Ms. HARRIS):

H.R. 5917. A bill to amend the Internal Revenue Code of 1986 to provide that tips received for certain services shall not be subject to income or employment taxes; to the Committee on Ways and Means.

By Mr. PITTS (for himself, Mr. LANTOS, Mr. PENCE, Mr. SMITH of New Jersey, Mr. SOUDER, Mr. MCGOVERN, Mr. HONDA, Mr. WAMP, Mr. MCCOTTER, Mr. BOEHLERT, Mr. PAYNE, and Mr. ROHRABACHER):

H.R. 5918. A bill to amend the Immigration and Nationality Act to protect vulnerable refugees and asylum seekers; to the Committee on the Judiciary.

By Mr. LIPINSKI (for himself and Mr. OSBORNE):

H.R. 5919. A bill to empower parents to protect children from increasing depictions of indecent material on television; to the Committee on Energy and Commerce.

By Mr. WOLF (for himself, Mr. SCHWARZ of Michigan, Mr. TOM DAVIS of Virginia, Mr. MORAN of Virginia, Mr. VAN HOLLEN, Mr. HOYER, Mr. LINCOLN DIAZ-BALART of Florida, Mr. JONES of North Carolina, Ms. NORTON, Mr. MCCOTTER, and Mr. SIMMONS):

H.R. 5920. A bill to amend the Internal Revenue Code of 1986 to exclude from gross income certain combat zone compensation of civilian employees of the United States; to the Committee on Ways and Means.

By Mr. SENSENBRENNER (for himself, Mr. COBLE, and Mr. SMITH of Texas):

H.R. 5921. A bill to amend titles 17 and 18, United States Code, to strengthen the protection of intellectual property, and for other purposes; to the Committee on the Judiciary.

By Mr. MARKEY:

H.R. 5922. A bill to amend the Federal Food, Drug, and Cosmetic Act to establish additional authorities to ensure the safe and effective use of drugs, to establish whistleblower protections for certain individuals, and for other purposes; to the Committee on Energy and Commerce.

By Mr. ACKERMAN (for himself, Mr. BISHOP of New York, Mr. ISRAEL, Mr. KING of New York, Mrs. MCCARTHY, Mr. MEEKS of New York, Mr. CROWLEY, Mr. NADLER, Mr. WEINER, Mr. TOWNS, Mr. OWENS, Ms. VELÁZQUEZ, Mr. FOSSELLA, Mrs. MALONEY, Mr. RANGEL, Mr. SERRANO, Mr. ENGEL, Mrs. LOWEY, Mrs. KELLY, Mr. SWEENEY, Mr. MCNULTY, Mr. HINCHEY, Mr. MCHUGH, Mr. BOEHLERT, Mr. WALSH, Mr. REYNOLDS, Mr. HIGGINS, Ms. SLAUGHTER, and Mr. KUHL of New York):

H.R. 5923. A bill to designate the facility of the United States Postal Service located at 29-50 Union Street in Flushing, New York, as the ''Dr. Leonard Price Stavisky Post Office''; to the Committee on Government Reform.

By Mr. BAKER:

H.R. 5924. A bill to amend the Small Business Act to provide for loan guarantees for certain private disaster loans; to the Committee on Small Business.

By Mr. BARTLETT of Maryland:

H.R. 5925. A bill to provide for Federal research, development, demonstration, and commercial application activities to enable the development of farms that are net producers of both food and energy, and for other purposes; to the Committee on Science, and in addition to the Committee on Agriculture, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Ms. BERKLEY:

H.R. 5926. A bill to provide for the energy independence of the United States; to the Committee on Ways and Means, and in addition to the Committees on Resources, Energy and Commerce, and Science, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. CARDIN:

H.R. 5927. A bill to provide energy independence to Americans, to increase the efficiency and decrease the environmental impact of America's energy policy, to increase America's research and development in energy, and to encourage the development and use of renewable forms of energy; to the Committee on Energy and Commerce, and in addition to the Committees on Ways and Means, Transportation and Infrastructure, Government Reform, and Science, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. CHANDLER (for himself, Mr. GEORGE MILLER of California, Ms. WOOLSEY, Ms. MCCOLLUM of Minnesota, Mr. CONYERS, Mr. HOLT, Mr. HINOJOSA, Mr. GONZALEZ, Mr. CASE, Mr. OWENS, Mr. HOLDEN, Mr. DAVIS of Illinois, Mrs. TAUSCHER, Mr. MOORE of Kansas, Mr. STARK, Mr. COSTA, and Mr. PAYNE):

H.R. 5928. A bill to direct the Secretary of Education to make grants and low-interest loans to local educational agencies for the construction, modernization, or repair of public kindergarten, elementary, and secondary educational facilities, and for other purposes; to the Committee on Education and the Workforce.

By Mr. COSTELLO (for himself and Mr. CLAY):

H.R. 5929. A bill to designate the facility of the United States Postal Service located at 950 Missouri Avenue in East St. Louis, Illinois, as the ''Katherine Dunham Post Office Building''; to the Committee on Government Reform.

By Mr. CRAMER:

H.R. 5930. A bill to establish the Muscle Shoals National Heritage Area in the State of Alabama, and for other purposes; to the Committee on Resources.

By Mr. DOYLE (for himself, Mrs. BONO, Mr. VAN HOLLEN, Mr. WYNN, and Mr. MCHUGH):

H.R. 5931. A bill to improve efficiency in the Federal Government through the use of high-performance green buildings, and for other purposes; to the Committee on Energy and Commerce, and in addition to the Committees on Government Reform, Science, and Transportation and Infrastructure, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. EVERETT (for himself, Mr. BONNER, and Mr. ROGERS of Alabama):

H.R. 5932. A bill to amend the Internal Revenue Code of 1986 to authorize agricultural producers to establish and contribute to tax-exempt farm risk management accounts in lieu of obtaining federally subsidized crop insurance or noninsured crop assistance, to provide for contributions to such accounts by the Secretary of Agriculture, to specify the situations in which amounts may be paid to producers from such accounts, and to limit the total amount of such distributions to a producer during a taxable year, and for other purposes; to the Committee on Ways and Means, and in addition to the Committee on Agriculture, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. FEENEY (for himself and Mr. MEEKS of New York):

H.R. 5933. A bill to provide for the admission to the United States of nonimmigrant business facilitation visitors; to the Committee on the Judiciary.

By Mr. GOODE:

H.R. 5934. A bill to amend the Small Business Act to revise the definition of a HUBZone with respect to counties that are highly rural but adjacent to urban areas; to the Committee on Small Business.

By Mr. GREEN of Wisconsin:

H.R. 5935. A bill to amend title XVIII of the Social Security Act to provide for an adjustment to the reduction of Medicare resident positions based on settled cost reports; to the Committee on Ways and Means.

By Mrs. LOWEY:

H.R. 5936. A bill to amend title II of the Social Security Act to credit prospectively individuals serving as caregivers of dependent relatives with deemed wages for up to five years of such service; to the Committee on Ways and Means.

By Mrs. LOWEY:

H.R. 5937. A bill to assure equitable treatment in health care coverage of prescription drugs under group health plans, health insurance coverage, Medicare and Medicaid managed care arrangements, Medigap insurance coverage, and health plans under the Federal employees' health benefits program (FEHBP); to the Committee on Energy and Commerce, and in addition to the Committees on Ways and Means, Education and the Workforce, and Government Reform, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mrs. LOWEY:

H.R. 5938. A bill to reduce childhood obesity, and for other purposes; to the Committee on Energy and Commerce, and in addition to the Committee on Education and the Workforce, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. DANIEL E. LUNGREN of California (for himself, Mr. COBLE, Mr. SMITH of Texas, and Mr. FORBES):

H.R. 5939. A bill to amend title 18, United States Code, to improve the criminal law relating to terrorism, and for other purposes; to the Committee on the Judiciary.

By Mrs. MALONEY (for herself, Mr. OSBORNE, and Mr. HINCHEY):

H.R. 5940. A bill to direct the Secretary of Health and Human Services to conduct or support a comprehensive study comparing total health outcomes, including risk of autism, in vaccinated populations in the United States with such outcomes in unvaccinated populations in the United States, and for other purposes; to the Committee on Energy and Commerce.

By Mrs. MALONEY (for herself, Mr. GEORGE MILLER of California, Mr. BECERRA, Ms. DELAURO, Mr. GRIJALVA, Mr. CLAY, Mr. MCDERMOTT, Mr. SHAYS, and Mr. SANDERS):

H.R. 5941. A bill to establish certain requirements relating to the continuation of the Survey of Income and Program Participation; to the Committee on Government Reform.

By Mr. MARSHALL:

H.R. 5942. A bill to require Congressional approval for implementation of a severity-adjusted inpatient prospective payment system for rural hospitals under the Medicare Program; to the Committee on Ways and Means.

By Mr. MCCAUL of Texas (for himself, Mr. KING of New York, Mr. ROGERS of Alabama, Mr. REICHERT, Mr. POE, and Mr. JINDAL):

H.R. 5943. A bill to amend the Homeland Security Act of 2002 to prevent waste, fraud, and abuse in emergency assistance programs administered by the Department of Homeland Security; to the Committee on Homeland Security, and in addition to the Committee on Transportation and Infrastructure, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. NADLER:

H.R. 5944. A bill to amend title 18, United States Code, to protect our children from child pornographers; to the Committee on the Judiciary.

By Mr. PALLONE (for himself and Mr. STARK):

H.R. 5945. A bill to amend title XI of the Social Security Act to protect the privacy of drug prescriber information; to the Committee on Energy and Commerce.

By Mr. POMBO (for himself, Mr. ABERCROMBIE, Mr. YOUNG of Alaska, Mr. SAXTON, and Mr. GILCHREST):

H.R. 5946. A bill to amend Magnuson-Stevens Fishery Conservation and Management Act to authorize activities to promote improved monitoring and compliance for high seas fisheries, or fisheries governed by international fishery management agreements, and for other purposes; to the Committee on Resources.

By Mr. SCOTT of Virginia (for himself, Mr. GRIJALVA, Mr. BISHOP of Georgia, Mrs. MALONEY, Mr. MCGOVERN, Mr. LYNCH, Mr. PAYNE, Mr. CONYERS, Ms. LEE, and Mr. CLEAVER):

H.R. 5947. A bill to correct an inequity in eligibility for military retired pay based on nonregular service in the case of certain members of the reserve components completing their reserve service before 1966, and for other purposes; to the Committee on Armed Services.

By Mr. SMITH of New Jersey (for himself, Mr. LANTOS, and Mr. MCCOTTER):

H.R. 5948. A bill to reauthorize the Belarus Democracy Act of 2004; to the Committee on International Relations, and in addition to the Committees on the Judiciary, and Financial Services, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. SMITH of Washington (for himself and Mr. DICKS):

H.R. 5949. A bill to authorize a major medical facility project for the Department of Veterans Affairs at the Department of Veterans Affairs Medical Center, American Lake, Washington; to the Committee on Veterans' Affairs.

By Mr. UDALL of New Mexico:

H.R. 5950. A bill to repeal certain tax subsidies enacted by the Energy Policy Act of 2005 for oil and gas, to allow a credit against income tax for farm diesel expenses, and to allow a credit to farmers who produce biodiesel and agri-biodiesel; to the Committee on Ways and Means.

By Mr. UDALL of New Mexico (for himself, Ms. WOOLSEY, and Mr. MORAN of Virginia):

H.R. 5951. A bill to improve the health of Americans and reduce health care costs by reorienting the Nation's health care system toward prevention, wellness, and self care; to the Committee on Energy and Commerce, and in addition to the Committees on Ways and Means, Education and the Workforce, and Government Reform, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Ms. VELÁZQUEZ (for herself, Mr. OWENS, Mr. SERRANO, Mr. RANGEL, Mr. LIPINSKI, and Ms. BORDALLO):

H.R. 5952. A bill to increase access to and consumption of fresh fruits, vegetables, and healthy alternatives in low-income communities with high incidences of obesity and obesity-related disease; to the Committee on Energy and Commerce, and in addition to the Committees on Small Business, and Ways and Means, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. WYNN (for himself, Mrs. BONO, Mr. DENT, Mr. TERRY, Mr. CALVERT, Mr. BUYER, Mr. INGLIS of South Carolina, Mr. RUSH, Mr. MEEHAN, Mr. ROSS, and Mr. LARSON of Connecticut):

H.R. 5953. A bill to provide for the establishment of the Commission for the Deployment of Hydrogen and Fuel Cells, and for other purposes; to the Committee on Science, and in addition to the Committee on Energy and Commerce, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mrs. JO ANN DAVIS of Virginia:

H. Con. Res. 455. Concurrent resolution recognizing the role of the National Guard and State volunteers in protecting our Nation's borders; to the Committee on Armed Services.

By Mrs. LOWEY:

H. Con. Res. 457. Concurrent resolution supporting the goals and ideals of National Celiac Awareness Month, and for other purposes; to the Committee on Energy and Commerce.

By Mr. VAN HOLLEN:

H. Con. Res. 458. Concurrent resolution congratulating the National Library of Medicine on the occasion of its 50th anniversary; to the Committee on Energy and Commerce.

By Mr. BOEHNER:

H. Res. 957. A resolution directing the Sergeant at Arms of the House of Representatives to deliver the mace of the House of Representatives to the Secretary of the Smithsonian Institution for necessary repairs; considered and agreed to.

By Mr. CAMP of Michigan (for himself, Mr. HERGER, Mr. MCDERMOTT, Mr. OBERSTAR, Ms. GINNY BROWN-WAITE of Florida, Mr. WILSON of South Carolina, Mr. CARNAHAN, Mr. ROGERS of Michigan, Mr. SHAW, and Mr. ENGLISH of Pennsylvania):

H. Res. 959. A resolution recognizing and supporting the success of the Adoption and Safe Families Act of 1997 in increasing adoption and the efforts the Act has spurred including National Adoption Day and National Adoption Month, and encouraging adoption throughout the year; to the Committee on Ways and Means.

By Mr. FLAKE (for himself, Mr. PENCE, Mrs. MYRICK, and Mr. CASE):

H. Res. 960. A resolution amending the Rules of the House of Representatives to limit gifts to Members, officers, and employees of the House from State and local governments; to the Committee on Rules.

By Ms. ROS-LEHTINEN (for herself, Mr. GENE GREEN of Texas, Mr. TIBERI, Mr. MACK, Mr. MCINTYRE, Mr. MCNULTY, Mr. WAXMAN, Mr. PALLONE, Mr. GRIJALVA, Mr. DOGGETT, Ms. JACKSON-LEE of Texas, Mr. HINCHEY, Mr. JEFFERSON, Mr. SCOTT of Georgia, Mr. PAYNE, Mr. ORTIZ, Mr. FITZPATRICK of Pennsylvania, Mr. BONNER, Mr. HAYWORTH, Mr. MCCOTTER, Mr. SHAW, Mr. WEXLER, Mr. RAMSTAD, and Mr. LINCOLN DIAZ-BALART of Florida):

H. Res. 961. A resolution encouraging the establishment of programs to increase public awareness of vision disorders in children; to the Committee on Energy and Commerce.

By Mr. STEARNS:

H. Res. 962. A resolution recognizing the 200th anniversary of the sovereignty of the Principality of Liechtenstein, and expressing the support for efforts by the United States to continue to strengthen its relationship with that country; to the Committee on International Relations.

¶76.29 MEMORIALS

Under clause 3 of rule XII, memorials were presented and referred as follows:

430. The SPEAKER presented a memorial of the House of Representatives of the State of Texas, relative to House Resolution No. 1300 memorializing the Congress of the United States to enact legislation relating to the assessment of penalties by a financial institution for an insufficient funds check; to the Committee on Financial Services.

431. Also, a memorial of the Legislature of the State of Idaho, relative to House Joint Memorial No. 18 urging support for and adoption of amendments proposed to the No Child Left Behind Act contained in H.R. 1177; to the Committee on Education and the Workforce.

432. Also, a memorial of the Senate of the State of Texas, relative to a letter supporting H.R. 9, the Fannie Lou Hamer, Rosa Parks, and Coretta Scott King Voting Rights Act Reauthorization and Amendments Act of 2006; to the Committee on the Judiciary.

433. Also, a memorial of the House of Representatives of the State of Texas, relative to House Resolution No. 106 memorializing the Congress of the United States to posthumously bewtow the Congressional Medal of Honor upon Doris ''Dorie'' Miller and to request the U.S. Postal Service issue a commemorative postage stamp to honor Miller; jointly to the Committees on Armed Services and Government Reform.

¶76.30 ADDITIONAL SPONSORS

Under clause 7 of rule XII, sponsors were added to public bills and resolutions as follows:

H.R. 328: Mr. RAHALL.
H.R. 550: Mr. FORTUÑO, and Mr. DAVIS of Alabama.
H.R. 566: Mr. SERRANO, Mr. SANDERS, and Mr. BROWN of Ohio.
H.R. 615: Mr. WAMP.
H.R. 668: Mr. SANDERS and Ms. DELAURO.
H.R. 699: Mr. STUPAK and Mr. KUCINICH.
H.R. 791: Mr. LOBIONDO.
H.R. 808: Ms. BEAN.
H.R. 817: Mr. TIAHRT, Mr. SHUSTER, Mr. LAHOOD, Mrs. CUBIN, Mr. COSTA, Mrs. MYRICK, Mr. WALDEN of Oregon, Mr. HOEKSTRA, Mr. OSBORNE, Mrs. BLACKBURN, Mr. BEAUPREZ, Mr. SERRANO, Mrs. JO ANN DAVIS of Virginia, Mr. SHERWOOD, Mr. GUTKNECHT, Mr. BOOZMAN, and Miss MCMORRIS.
H.R. 901: Mr. HYDE.
H.R. 952: Mr. RAHALL.
H.R. 1227: Mr. JACKSON of Illinois and Mr. SHAW.
H.R. 1298: Mrs. WILSON of New Mexico.
H.R. 1356: Mr. LOBIONDO.
H.R. 1384: Mr. LATHAM, Mr. PORTER, Mr. GENE GREEN of Texas, and Mr. KELLER.
H.R. 1405: Ms. JACKSON-LEE of Texas.
H.R. 1413: Mr. SMITH of Washington.
H.R. 1441: Mr. LYNCH and Mr. KIRK.
H.R. 1451: Mr. LOBIONDO.
H.R. 1471: Mr. JACKSON of Illinois, Mr. INSLEE, Mr. HIGGINS, and Mr. LARSEN of Washington.
H.R. 1578: Mr. CASE and Mr. BOUCHER.
H.R. 1615: Mr. MARKEY.
H.R. 1849: Mr. SHAYS.
H.R. 1872: Mr. SMITH of New Jersey.
H.R. 1940: Mrs. MILLER of Michigan and Mr. ENGEL.
H.R. 1946: Mr. MILLER of North Carolina.
H.R. 2103: Mr. BURTON of Indiana.
H.R. 2231: Mr. STUPAK, Mr. ROSS, and Mr. FRANKS of Arizona.
H.R. 2671: Mr. RUSH and Mr. SMITH of New Jersey.
H.R. 2841: Mr. GENE GREEN of Texas.
H.R. 2842: Mr. FOSSELLA, Mr. TIAHRT, Mr. BISHOP of Utah, Mr. RADANOVICH, Mr. SOUDER, Mr. PITTS, and Mr. SENSENBRENNER.
H.R. 2868: Mr. LARSEN of Washington.
H.R. 2869: Mr. KUCINICH.
H.R. 3011: Mr. TOM DAVIS of Virginia.
H.R. 3034: Mr. JACKSON of Illinois.
H.R. 3055: Mr. JACKSON of Illinois.
H.R. 3195: Mrs. EMERSON.
H.R. 3248: Mr. BOUCHER.
H.R. 3284: Mr. BOUCHER.
H.R. 3323: Ms. DELAURO.
H.R. 3478: Mr. HASTINGS of Florida, Mr. ROSS, Mr. MCCAUL of Texas, Mr. CHABOT, and Ms. WOOLSEY.
H.R. 3547: Mr. BOUCHER.
H.R. 3584: Mr. ROTHMAN.
H.R. 3616: Mr. RYAN of Ohio.
H.R. 3795: Mrs. MCCARTHY.
H.R. 3854: Mrs. CAPPS.
H.R. 3875: Mr. UPTON.
H.R. 4063: Mr. MILLER of North Carolina, Mr. UPTON, and Mrs. BIGGERT.
H.R. 4215: Ms. JACKSON-LEE of Texas.
H.R. 4293: Mr. FILNER.
H.R. 4315: Mr. JINDAL and Mr. ANDREWS.
H.R. 4341: Mr. MARSHALL and Mr. GREEN of Wisconsin.
H.R. 4537: Mr. AL GREEN of Texas.
H.R. 4547: Mr. ORTIZ, Mr. FOLEY, and Mr. WHITFIELD.
H.R. 4560: Ms. MOORE of Wisconsin.
H.R. 4562: Mr. REICHERT, Mr. GREEN of Wisconsin, Mr. BACHUS, Mr. BRADY of Texas, Mr. GUTKNECHT, Mr. EHLERS, Mr. PITTS, Mr. HERGER, Mr. FRELINGHUYSEN, Ms. VELÁZQUEZ, and Mr. RUPPERSBERGER.
H.R. 4597: Mrs. CHRISTENSEN, Mr. SAM JOHNSON of Texas, Mr. DANIEL E. LUNGREN of California, Mr. MCDERMOTT, Mr. NEUGEBAUER, Mr. TAYLOR of North Carolina, Mr. UDALL of New Mexico, Ms. WATSON, and Mr. SCHWARZ of Michigan.
H.R. 4618: Mr. FEENEY.
H.R. 4747: Mr. KUCINICH.
H.R. 4766: Mr. UDALL of New Mexico and Mr. UDALL of Colorado.
H.R. 4829: Mr. ENGLISH of Pennsylvania.
H.R. 4896: Mr. WAXMAN, Ms. ZOE LOFGREN of California, and Mr. LIPINSKI.
H.R. 4910: Mr. TERRY.
H.R. 4922: Ms. ROS-LEHTINEN and Mr. FOSSELLA.
H.R. 4927: Mr. LARSEN of Washington.
H.R. 4949: Mr. CROWLEY.
H.R. 4953: Mr. HIGGINS.
H.R. 4956: Mr. BUTTERFIELD, Ms. BORDALLO, Mr. LARSON of Connecticut, Mr. TANNER, Mr. UDALL of New Mexico, Mr. UDALL of Colorado, and Mrs. TAUSCHER.
H.R. 4982: Mr. HOLT and Mr. SPRATT.
H.R. 5022: Mr. ROHRABACHER, Mr. PASTOR, and Mr. JACKSON of Illinois.
H.R. 5092: Mr. GOODLATTE, Mr. BEAUPREZ, Mr. FRANKS of Arizona, Mr. WHITFIELD, Mr. DINGELL, Mr. MCHENRY, Mr. TANCREDO, and Mr. ORTIZ.
H.R. 5134: Mrs. NAPOLITANO.
H.R. 5139: Mr. MILLER of North Carolina.
H.R. 5140: Mr. MILLER of North Carolina.
H.R. 5150: Mr. BERRY.
H.R. 5182: Mrs. MYRICK and Mr. WU.
H.R. 5249: Mr. BEAUPREZ and Mr. WELDON of Pennsylvania.
H.R. 5316: Mr. BOUCHER, Mr. HOLT, and Ms. WOOLSEY.
H.R. 5348: Mr. MCGOVERN and Mr. MCNULTY.
H.R. 5371: Mr. SPRATT.
H.R. 5436: Mr. DAVIS of Illinois and Mr. CARNAHAN.
H.R. 5496: Mr. SAXTON, Mr. LOBIONDO, and Mr. GARRETT of New Jersey.
H.R. 5519: Mr. BERRY.
H.R. 5539: Mr. MELANCON and Mr. MILLER of North Carolina.
H.R. 5552: Mrs. MYRICK and Mr. BEAUPREZ.
H.R. 5558: Mr. MACK, Mrs. BONO, Mr. MCCAUL of Texas, Mr. BACHUS, Miss MCMORRIS, and Mr. COLE of Oklahoma.
H.R. 5562: Mr. CROWLEY.
H.R. 5578: Mr. KILDEE.
H.R. 5588: Mr. JACKSON of Illinois.
H.R. 5605: Mr. PRICE of North Carolina.
H.R. 5608: Mr. PRICE of North Carolina.
H.R. 5613: Mr. FORTUÑO.
H.R. 5635: Mr. GRIJALVA, Ms. JACKSON-LEE of Texas, Mr. ROSS, Mr. MCNULTY, Mr. STARK, Ms. CARSON, Mr. VISCLOSKY, and Mr. GENE GREEN of Texas.
H.R. 5642: Mr. CUMMINGS, Mr. BECERRA, Ms. WOOLSEY, Mr. ALLEN, Mr. OWENS, Mr. NADLER, and Mr. NEAL of Massachusetts.
H.R. 5669: Mr. JACKSON of Illinois and Ms. BALDWIN.
H.R. 5680: Mr. ROYCE.
H.R. 5688: Mrs. CUBIN, Mr. PITTS, and Mr. POE.
H.R. 5701: Mr. BURTON of Indiana.
H.R. 5702: Mr. FORTUÑO.
H.R. 5704: Mr. SHAYS, Mr. GOHMERT, Mr. PRICE of North Carolina, and Mr. JINDAL.
H.R. 5731: Ms. WOOLSEY and Mr. BRADY of Pennsylvania.
H.R. 5735: Mr. STARK.
H.R. 5751: Mr. CARTER, Mr. MCCAUL of Texas, Mr. KUHL of New York, Mr. KENNEDY of Minnesota, and Mr. MCCOTTER.
H.R. 5755: Mr. CALVERT, Mr. LYNCH, Mr. SAXTON, Mr. HUNTER, Mr. SKELTON, Miss MCMORRIS, and Mr. WILSON of South Carolina.
H.R. 5771: Ms. WATSON, Mr. KENNEDY of Rhode Island, Mr. SERRANO, Ms. SOLIS, and Mr. SMITH of Washington.
H.R. 5791: Mr. AKIN, Mr. PLATTS, Mr. SHAYS, Mr. MCCOTTER, Mr. RYAN of Ohio, Mr. MCNULTY, Mr. BERRY, and Mr. RUSH.
H.R. 5795: Ms. ROYBAL-ALLARD, Ms. SCHWARTZ of Pennsylvania, Mrs. MCCARTHY, Mr. MCDERMOTT, Ms. BERKLEY, Ms. JACKSON-LEE of Texas, Mr. DEFAZIO, Ms. WOOLSEY, Ms. DEGETTE, and Mr. JACKSON of Illinois.
H.R. 5805: Mr. CALVERT, Ms. JACKSON-LEE of Texas, Mr. SCHWARZ of Michigan, and Mr. KUHL of New York.
H.R. 5807: Mr. ACKERMAN.
H.R. 5825: Mr. SCHWARZ of Michigan, Mr. MILLER of Florida, and Mrs. MYRICK.
H.R. 5835: Mr. SMITH of Washington, Mr. CALVERT, Mr. SCHWARZ of Michigan, and Mr. KUHL of New York.
H.R. 5837: Mr. HINCHEY.
H.R. 5853: Mr. PETRI.
H.R. 5858: Mr. PAYNE, Ms. JACKSON-LEE of Texas, Mr. SERRANO, Mrs. NAPOLITANO, Mr. MCDERMOTT, and Mr. CASE.
H.R. 5862: Mr. MCHENRY, Mr. GOODE, Mr. PRICE of Georgia, Mr. PENCE, Mr. PITTS, Mr. SAM JOHNSON of Texas, Mrs. MYRICK, Mr. GUTKNECHT, Mr. GINGREY, Mr. TIAHRT, Mr. CARTER, Mr. KUHL of New York, and Mr. SODREL.
H.R. 5866: Mr. BURTON of Indiana and Mr. KUHL of New York.
H.R. 5875: Mr. OLVER.
H.R. 5878: Mr. MILLER of North Carolina.
H.R. 5886: Mr. JACKSON of Illinois, Mr. PAYNE, and Ms. KAPTUR.
H.R. 5890: Mr. GREEN of Wisconsin.
H.J. Res. 89: Mr. OLVER and Mr. TIERNEY.
H. Con. Res. 179: Mrs. BONO.
H. Con. Res. 222: Mr. BEAUPREZ.
H. Con. Res. 340: Mr. GARRETT of New Jersey and Mr. ALLEN.
H. Con. Res. 390: Mr. CALVERT.
H. Con. Res. 404: Mr. GORDON, Mr. MILLER of North Carolina, Mr. MCDERMOTT, Mr. BOEHLERT, Mr. EDWARDS, Ms. BERKLEY, Ms. JACKSON-LEE of Texas, Mr. EMANUEL, Mr. MOORE of Kansas, Mr. MCNULTY, Mr. INSLEE, Mr. DINGELL, and Mr. AL GREEN of Texas.
H. Con. Res. 416: Mr. SCHWARZ of Michigan, Ms. CORRINE BROWN of Florida, and Mr. JONES of North Carolina.
H. Con. Res. 447: Mr. STARK.
H. Con. Res. 450: Ms. MCKINNEY.
H. Res. 415: Mrs. TAUSCHER, Mr. HINCHEY, Mr. ISRAEL, Mr. HIGGINS, Ms. SOLIS, Mr. TIERNEY, Ms. LINDA T. SÁNCHEZ of California, Mr. HONDA, Mr. PETERSON of Minnesota, and Ms. WOOLSEY.
H. Res. 622: Ms. WATSON, Mr. WILSON of South Carolina, Mr. CASE, Mr. CALVERT, and Mr. HYDE.

H. Res. 760: Mrs. DAVIS of California.

H. Res. 776: Mr. BEAUPREZ and Mr. CASE.

H. Res. 931: Mr. SCOTT of Georgia, Mr. CARDIN, Mr. CLEAVER, Ms. CARSON, Ms. JACKSON-LEE of Texas, and Mr. MOORE of Kansas.

H. Res. 938: Ms. WATSON, Mr. DOYLE, Mr. LEVIN, Mr. MCINTYRE, Mr. RAMSTAD, Mr. WELDON of Pennsylvania, Mr. TERRY, Mr. FARR, and Mr. HIGGINS.

H. Res. 942: Mr. MCCOTTER.

H. Res. 950: Ms. KAPTUR.

H. Res. 953: Mrs. CAPPS, Mr. HINCHEY, Mr. KENNEDY of Rhode Island, Mr. FOSSELLA, Mr. KUCINICH, Mrs. NAPOLITANO, and Mr. SCHWARZ of Michigan.

¶76.31 PETITIONS

Under clause 3 of rule XII, petitions and papers were laid on the clerk's desk and referred as follows:

150. The SPEAKER presented a petition of Mr. Gregory T. Howard, a Citizen of Toledo, Ohio, relative to a letter discussing a legal matter; to the Committee on the Judiciary.

151. Also, a petition of the California Veterans Board, relative to a resolution opposing the unfair provisions of H.R. 4297 and relating to Qualified Veterans Mortgage Bonds issued by the California Department of Veterans Affairs; to the Committee on Ways and Means.

152. Also, a petition of the Legislature of Rockland County, New York, relative to Resolution No. 350 calling upon the President of the United States, the Congress of the United States and the Department of Homeland Security to immediately restore Homeland Security and Anti-Terrorism funds to the New York Metropolitan Area and to reconsider Rockland County's exclusion from the Urban Areas Security Initiative for the New York Metropolitan Area; to the Committee on Homeland Security.

FRIDAY, JULY 28, 2006 (77)

The House was called to order by the SPEAKER.

¶77.1 APPROVAL OF THE JOURNAL

The SPEAKER announced he had examined and approved the Journal of the proceedings of Thursday, July 27, 2006.

Pursuant to clause 1, rule I, the Journal was approved.

¶77.2 COMMUNICATIONS

Executive and other communications, pursuant to clause 8, rule XII, were referred as follows:

8978. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule—2-Propenoic Acid, 2-Methyl-, Polymer with Ethenylbenzene, 2-Ethylhexyl 2-Propenoate, 2-Hydroxyethyl 2-Propenoate, N-(Hydroxymethyl) -2-Methyl-2-Propenamide and Methyl 2-Methyl -2-Methyl-2-Propenoate, Ammonium Salt; Tolerance Exemption [EPA–HQ–OPP–2006–0556; FRL–8077–5] received July 27, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

8979. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule—2H-Azepin-2-one, 1-Ethenylhexahydro-, Homopolymer I; Tolerance Exemption [EPA–HQ–OPP–2006–0551; FRL–8075–7] received July 27, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

8980. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule—Alachlor, Chlorothalonil, Methomyl, Metribuzin, Thiodicarb; Order Denying Petition to Revoke Tolerances [EPA–HQ–OPP–2005–0050; FRL–8079–8] received July 27, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

8981. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule—Fenhexamid; Pesticide Tolerance [EPA–HQ–OPP–2005–0245; FRL–8079–2] received July 27, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

8982. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule—Hazardous Waste Management System; Modification of the Hazardous Waste Program; Cathode Ray Tubes [RCRA–2004–0010; FRL–8203–1] (RIN: 2050–AE52) received July 27, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

8983. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule—Inert Ingredient; Revocation of the Wheat Bran Tolerance Exemption [EPA–HQ–OPP–2006–0232; FRL–8080–1] received July 27, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

8984. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule—Oxirane, Methyl-, Polymer with Oxirane, Monobutyl Ether; Tolerance Exemption [EPA–HQ–OPP–2006–0588; FRL–8078–4] received July 27, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

8985. A letter from the Deputy Secretary, Department of Defense, transmitting a report pursuant to Section 9010 of the Department of Defense Appropriations Act, 2005 (Pub. L. 108–287); to the Committee on Armed Services.

8986. A letter from the Regulatory Specialist, Office of the Comptroller of the Currency, Department of the Treasury, transmitting the Department's final rule—Assessment of Fees [Docket No. 06–08] (RIN: 1557–AC96) received July 27, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Financial Services.

8987. A letter from the Regulations Coordinator, CMS, Department of Health and Human Services, transmitting the Department's final rule—State Children's Health Insurance Program; Final Allotments to States, the District of Columbia, and U.S. Territories and Commonwealths for Fiscal Year 2007 [CMS–2251–N] (RIN: 0938–ZA17) received July 28, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

8988. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule—Approval and Promulgation of Implementation Plans for Arizona; Maricopa County PM–10 Nonattainment Area; Serious Area Plan for Attainment of the 24–Hour and Annual PM–10 Standards [EPA–R09–OAR–2006–0571; FRL–8204–8] received July 27, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

8989. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule—Guidelines Establishing Test Procedures for the Analysis of Pollutants Under the Clean Water Act; National Primary Drinking Water Regulations; and National Secondary Drinking Water Regulations; Analysis and Sampling Procedures [EPA–HQ–OW–2003–0070; FRL–8203–8] (RIN: 2040–AD71) received July 27, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

8990. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule—Inert Ingredients; Revocation of Two Tolerance Exemptions [EPA–HQ–OPP–2006–0307; FRL–8079–9] received July 27, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

8991. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting on behalf of the Secretary of State and the U.S. Representative to the IAEA, a report detailing assistance to Iran from the International Atomic Energy Agency during calendar year 2005, pursuant to 22 U.S.C. 2021 note Public Law 107–228 section 1344(a); to the Committee on International Relations.

8992. A letter from the Assistant Legal Adviser for Treaty Affairs, Department of State, transmitting Copies of international agreements, other than treaties, entered into by the United States, pursuant to 1 U.S.C. 112b(a); to the Committee on International Relations.

8993. A letter from the Deputy Director, Defense Security Cooperation Agency, transmitting pursuant to the reporting requirements of Section 36(b)(1) of the Arms Export Control Act, as amended, Transmittal No. 06–45, concerning the Department of the Army's proposed Letter(s) of Offer and Acceptance to Poland for defense articles and services; to the Committee on International Relations.

8994. A letter from the Deputy Director, Defense Security Cooperation Agency, transmitting pursuant to the reporting requirements of Section 36(b)(1) of the Arms Export Control Act, as amended, Transmittal No. 06–44, concerning the Department of the Army's proposed Letter(s) of Offer and Acceptance to Spain for defense articles and services; to the Committee on International Relations.

8995. A letter from the Deputy Director, Defense Security Cooperation Agency, transmitting pursuant to the reporting requirements of Section 36(b)(1) of the Arms Export Control Act, as amended, Transmittal No. 06–50, concerning the Department of the Air Force's proposed Letter(s) of Offer and Acceptance to Singapore for defense articles and services; to the Committee on International Relations.

8996. A letter from the Deputy Director, Defense Security Cooperation Agency, transmitting pursuant to the reporting requirements of Section 36(b)(1) of the Arms Export Control Act, as amended, Transmittal No. 06–49, concerning the Department of the Army's proposed Letter(s) of Offer and Acceptance to United Arab Emirates for defense articles and services; to the Committee on International Relations.

8997. A letter from the Deputy Director, Defense Security Cooperation Agency, transmitting pursuant to the reporting requirements of Section 36(b)(1) of the Arms Export Control Act, as amended, Transmittal No. 06–43, concerning the Department of the Air Force's proposed Letter(s) of Offer and Acceptance to the Netherlands for defense articles and services; to the Committee on International Relations.

8998. A letter from the Deputy Director, Defense Security Cooperation Agency, transmitting pursuant to the reporting requirements of Section 36(b)(1) of the Arms Export Control Act, as amended, Transmittal No. 06–42, concerning the Department of the Army's proposed Letter(s) of Offer and Acceptance to Bahrain for defense articles and services; to the Committee on International Relations.

8999. A letter from the Deputy Director, Defense Security Cooperation Agency, transmitting pursuant to the reporting requirements of Section 36(b)(1) of the Arms Export Control Act, as amended, Transmittal No. 06–39, concerning the Department of the Army's proposed Letter(s) of Offer and Acceptance to Saudi Arabia for defense articles and services; to the Committee on International Relations.

9000. A letter from the Deputy Director, Defense Security Cooperation Agency, transmitting pursuant to the reporting requirements of Section 36(b)(1) of the Arms Export Control Act, as amended, Transmittal No. 06–38, concerning the Department of the Army's proposed Letter(s) of Offer and Acceptance to Oman for defense articles and services; to the Committee on International Relations.

9001. A letter from the Deputy Director, Defense Security Cooperation Agency, transmitting pursuant to the reporting requirements of Section 36(b)(1) of the Arms Export Control Act, as amended, Transmittal No. 06–31, concerning the Department of the Army's proposed Letter(s) of Offer and Acceptance to Saudi Arabia for defense articles and services; to the Committee on International Relations.

9002. A letter from the Deputy Director, Defense Security Cooperation Agency, transmitting pursuant to the reporting requirements of Section 36(b)(1) of the Arms Export Control Act, as amended, Transmittal No. 06–30, concerning the Department of the Army's proposed Letter(s) of Offer and Acceptance to Jordan for defense articles and services; to the Committee on International Relations.

9003. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting pursuant to section 36(c) and (d) of the Arms Export Control Act, certification regarding the proposed transfer of major defense articles or defense services to the Government of Japan (Transmittal No. DDTC 039–06); to the Committee on International Relations.

9004. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting pursuant to section 36(c) of the Arms Export Control Act, certification regarding the proposed license for the export of defense articles and services to the Government of the United Kingdom (Transmittal No. DDTC 042–06); to the Committee on International Relations.

9005. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting pursuant to section 36(c) of the Arms Export Control Act, certification regarding the proposed license for the export of defense articles and services to the Government of Singapore (Transmittal No. DDTC 024–06); to the Committee on International Relations.

9006. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting pursuant to section 36(c) of the Arms Export Control Act, certification regarding the proposed license for the export of defense articles and services to the Government of Japan (Transmittal No. DDTC 044–06); to the Committee on International Relations.

9007. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting pursuant to section 36(c) of the Arms Export Control Act, certification regarding the proposed license for the export of defense articles and services to the Government of Mexico (Transmittal No. DDTC 027–06); to the Committee on International Relations.

9008. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting a proposed removal from the United States Munitions List of a specific sonar system originally developed for the Navy but used predominantly in fisheries management, pursuant to Section 38(f) of the Arms Export Control Act (Transmittal No. DDTC F01–05); to the Committee on International Relations.

9009. A letter from the Chairman, Council of the District of Columbia, transmitting a copy of D.C. ACT 16–465, ''Enhanced Professional Security Amendment Act of 2006,'' pursuant to D.C. Code section 1–233(c)(1); to the Committee on Government Reform.

9010. A letter from the Chairman, Council of the District of Columbia, transmitting a copy of D.C. ACT 16–452, ''Procurement of Natural Gas and Electricity Exemption Temporary Amendment Act of 2006,'' pursuant to D.C. Code section 1–233(c)(1); to the Committee on Government Reform.

9011. A letter from the Chairman, Council of the District of Columbia, transmitting a copy of D.C. ACT 16–466, ''Northwest One/Sursum Corda Affordable Housing Protection Preservation and Producation Act of 2006,'' pursuant to D.C. Code section 1–233(c)(1); to the Committee on Government Reform.

9012. A letter from the Chairman, Council of the District of Columbia, transmitting a copy of D.C. ACT 16–464, ''Parking Enhancement Amendment Act of 2006,'' pursuant to D.C. Code section 1–233(c)(1); to the Committee on Government Reform.

9013. A letter from the Chairman, Council of the District of Columbia, transmitting a copy of D.C. ACT 16–463, ''Historic Preservation Amendment Act of 2006,'' pursuant to D.C. Code section 1–233(c)(1); to the Committee on Government Reform.

9014. A letter from the Chairman, Council of the District of Columbia, transmitting a copy of D.C. ACT 16–462, ''Living Wage Clarification Temporary Amendment Act of 2006,'' pursuant to D.C. Code section 1–233(c)(1); to the Committee on Government Reform.

9015. A letter from the Chairman, Council of the District of Columbia, transmitting a copy of D.C. ACT 16–461, ''Additional Sanctions for Nuisance Abatement and Office of the Tenant Advocate Duties Clarification Temporary Amendment Act 2006,'' pursuant to D.C. Code section 1–233(c)(1); to the Committee on Government Reform.

9016. A letter from the Chairman, Council of the District of Columbia, transmitting a copy of D.C. ACT 16–460, ''Mental Health Civil Extension Temporary Amendment Act of 2006,'' pursuant to D.C. Code Section 1–233(c)(1); to the Committee on Government Reform.

9017. A letter from the Chairman, Council of the District of Columbia, transmitting a copy of D.C. ACT 16–459, ''Independent Office of the Tenant Advocate Establishment Amendment Act of 2006,'' pursuant to D.C. Code section 1–233(c)(1); to the Committee on Government Reform.

9018. A letter from the Chairman, Council of the District of Columbia, transmitting a copy of D.C. ACT 16–458, ''Dedication of Public Streets and Alleys in Squares 5318, 5319, and 5320 S.O. 05–8132, Act of 2006,'' pursuant to D.C. Code section 1–233(c)(1); to the Committee on Government Reform.

9019. A letter from the Chairman, Council of the District of Columbia, transmitting a copy of D.C. ACT 16–453, ''Parking Amendment Act of 2006,'' pursuant to D.C. Code section 1–233(c)(1); to the Committee on Government Reform.

9020. A letter from the Chairman, Council of the District of Columbia, transmitting a copy of D.C. ACT 16–457, ''Low-Income Disabled Tenant Rental Conversion Protection Amendment Act of 2006,'' pursuant to D.C. Code section 1–233(c)(1); to the Committee on Government Reform.

9021. A letter from the Chairman, Council of the District of Columbia, transmitting a copy of D.C. ACT 16–456, ''Public Assistance Confidentiality of Information Amendment Act of 2006,'' pursuant to D.C. Code section 1–233(c)(1); to the Committee on Government Reform.

9022. A letter from the Chairman, Council of the District of Columbia, transmitting a copy of D.C. ACT 16–455, ''Marvin Gaye Recreation Center and Playground Designation Act of 2006,'' pursuant to D.C. Code section 1–233 (c)(1); to the Committee on Government Reform.

9023. A letter from the Chairman, Council of the District of Columbia, transmitting a copy of D.C. ACT 16–454, ''Barber and Cosmetologist License Act of 2006,'' pursuant to D.C. Code section 1–233 (c)(1); to the Committee on Government Reform.

9024. A letter from the Director, Office of Personnel Management, transmitting the Office's final rule—OPM Employee Responsibilities and Conduct (RIN: 3206–AJ69) received July 27, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Government Reform.

9025. A letter from the Director, Office of Personnel Management, transmitting the Office's final rule—Excepted Service—Appointment of Persons with Disabilities and Career and Career-Conditional Employment (RIN: 3206–AK5) received July 27, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Government Reform.

9026. A letter from the Director, Office of Personnel Management, transmitting the Office's final rule—Cost-of-Living Allowances (Nonforeign Areas); COLA Rate Changes (RIN: 3206–AK67) received July 27, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Government Reform.

9027. A letter from the Acting Assistant Secretary, Fish, Wildlife, and Parks, Department of the Interior, transmitting the Department's final rule—Marine Mammals; Incidental Take During Specified Activities (RIN: 1018-AT82) received July 28, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Resources.

9028. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule—Safety Zone; 4th July Fireworks, Cooper River, Patriots Point, Mount Pleasant, South Carolina [COTP Charleston 06–111] (RIN: 1625–AA00) received July 26, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

9029. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule—Safety Zone; Ship and Shore Festival Fireworks, Lake Michigan, New Buffalo, MI [CGD09–06–070] (RIN: 1625–AA00) received July 26, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

9030. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule—Safety Zone; Mineola Bay Fireworks, Fox Lake, IL [CGD09–06–071] (RIN: 1625–AA00) received July 26, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

9031. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule—Safety Zone; Pentwater July 3rd Fireworks, Pentwater, Michigan [CGD09–06–078] (RIN: 1625–AA00) received July 26, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

9032. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule—Safety Zone; Celebration Freedom Fireworks, Lake Macatawa,

Holland, Michigan [CGD09–06–074] (RIN: 1625–AA00) received July 24, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

9033. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule—Safety Zone; Lake Michigan: Michigan City Independence Day Fireworks, Dunes Acres, Michigan City, IN [CGD09–06–072] (RIN: 1625–AA00) received July 26, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

9034. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule—Safety Zone; Independence Day Fireworks, Heart Island, Alexandria Bay, NY [CGD09–06–075] (RIN: 1625–AA00) received July 26, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

9035. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule—Safety Zone; Ferrier Wedding Fireworks, Lake Erie, Fairview, PA [CGD09–06–067] (RIN: 1625–AA00) received July 26, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

9036. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule—Safety Zone; Thunder on Wheathouse Bay, St. Lawrence River, Ogdensburg, NY [CGD09–06–068] (RIN: 1625–AA00) received July 26, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

9037. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule—Safety Zone; Onset Fire District Fireworks Display, Onset Harbor, Onset, Massachusetts [CGD01–06–042] (RIN: 1625–AA00) received July 26, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

9038. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule—Safety Zone; John's Pass, Tampa Bay, FL [COTP St. Petersburg 06–089] (RIN: 1625–AA00) received July 28, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

9039. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule—Safety Zone; BART Transby Tube Seismic Upgrade; San Francisco, CA [COTP San Francisco 06–021] (RIN: 1625–AA00) received July 28, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

9040. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule—Safety Zone; North San Diego Bay, San Diego, CA [COTP San Diego 06–051] (RIN: 1625–AA00) received July 28, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

9041. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule—Safety Zone; Grand Island, Stephens Passage [Sector Juneau Western Alaska 06–002] (RIN: 1625–AA00) received July 28, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

9042. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule—Safety Zone; Sanibel Island Bridge, Ft Myers Beach, FL [COTP St. Petersburg 06–115] (RIN: 1625–AA00) received July 28, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

9043. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule—Safety Zone; Beaufort Water Festival Fireworks, Beaufort River, Beaufort, SC [COTP Charleston 06–136] (RIN: 1625–AA00) received July 28, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

9044. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule—Safety Zone; Fundacion Amistad Fireworks, Three Mile Harbor, East Hampton, NY [CGD01–06–064] (RIN: 1625–AA00) received July 28, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

9045. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule—Safety Zone; Lignelli Wedding Fireworks, Atlantic Ocean, Water Mill, NY [CGD01–06–067] (RIN: 1625–AA00) received July 28, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

9046. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule—Safety Zone; French Festival Fireworks, St. Lawrence River, Cape Vincent, NY [CGD09–06–056] (RIN: 1625–AA00) received July 28, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

9047. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule—Safety Zone; 4th of July Firework Display, Kenosha, Wisconsin [CGD09–06–080] (RIN: 1625–AA00) received July 28, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

9048. A letter from the Director, Regulations and Rulings Division, Alcohol & Tobacco Tax & Trade Bureau, Department of the Treasury, transmitting the Department's final rule—Major Food Allergen Labeling for Wines, Distilled Spirits, and Malt Beverages [T.D. TTB–53; Re: Notice No. 62] (RIN: 1513–AB08) received July 28, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

9049. A letter from the Under Secretary for Policy, Department of Defense, transmitting the Department's report on collaborative measures to reduce the risks of a launch of Russian Nuclear Weapons, pursuant to Section 1214 of Title XII of the National Defense Authorization Act; jointly to the Committees on International Relations and Armed Services.

9050. A letter from the Assistant Administrator, Bureau for Legislative and Public Affairs, United States Agency for International Development, transmitting a report on the program to be initiated in Nepal by the Office of Transition Initiatives; jointly to the Committees on International Relations and Appropriations.

¶77.3 RECESS—10:21 A.M.

The SPEAKER pro tempore, Mr. SHIMKUS, pursuant to clause 12(a) of rule I, declared the House in recess at 10 o'clock and 21 minutes a.m., subject to the call of the Chair.

¶77.4 AFTER RECESS—5:05 P.M.

The SPEAKER pro tempore, Mr. THORNBERRY, called the House to order.

¶77.5 RECESS—5:07 P.M.

The SPEAKER pro tempore, Mr. THORNBERRY, pursuant to clause 12(a) of rule I, declared the House in recess at 5 o'clock and 7 minutes p.m., subject to the call of the Chair.

¶77.6 AFTER RECESS—6:10 P.M.

The SPEAKER pro tempore, Mr. THORNBERRY, called the House to order.

¶77.7 WAIVING A REQUIREMENT OF CLAUSE 6(A) OF RULE XIII

Mr. HASTINGS of Washington, by direction of the Committee on Rules, called up the following resolution (H. Res. 958):

Resolved, That the requirement of clause 6(a) of rule XIII for a two-thirds vote to consider a report from the Committee on Rules on the same day it is presented to the House is waived with respect to any resolution reported on the legislative day of July 28, 2006, providing for consideration or disposition of any of the following measures:

(1) A conference report to accompany the bill (H.R. 2830) to amend the Employee Retirement Income Security Act of 1974 and the Internal Revenue Code of 1986 to reform the pension funding rules, and for other purposes.

(2) A bill to amend the Internal Revenue Code of 1986 to increase the unified credit against the estate tax to an exclusion equivalent of $5,000,000, to repeal the sunset provision for the estate and generation-skipping taxes, and to extend expiring provisions, and for other purposes.

(3) A bill to provide economic security for all Americans, and for other purposes.

When said resolution was considered.

After debate,

On motion of Mr. HASTINGS of Washington, the previous question was ordered on the resolution to its adoption or rejection.

The question being put, viva voce,

Will the House agree to said resolution?

The SPEAKER pro tempore, Mr. THORNBERRY, announced that the yeas had it.

Mr. McGOVERN objected to the vote on the ground that a quorum was not present and not voting.

A quorum not being present,

The roll was called under clause 6, rule XX, and the call was taken by electronic device.

When there appeared { Yeas ..... 217 / Nays ..... 192 }

¶77.8 [Roll No. 418]

YEAS—217

Abercrombie	Bilbray	Brown (SC)
Aderholt	Bishop (UT)	Brown-Waite, Ginny
Akin	Blackburn	Burgess
Alexander	Blunt	Burton (IN)
Bachus	Boehner	Calvert
Baker	Bonilla	Camp (MI)
Barrett (SC)	Bonner	Campbell (CA)
Bartlett (MD)	Bono	Cannon
Barton (TX)	Boozman	Cantor
Bass	Boustany	Capito
Beauprez	Bradley (NH)	Carter
Biggert	Brady (TX)	

Castle
Chabot
Chocola
Cole (OK)
Conaway
Crenshaw
Cubin
Culberson
Davis (KY)
Davis, Tom
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Doolittle
Drake
Dreier
Duncan
Ehlers
Emerson
English (PA)
Everett
Feeney
Ferguson
Fitzpatrick (PA)
Flake
Foley
Forbes
Fortenberry
Fossella
Foxx
Franks (AZ)
Frelinghuysen
Gallegly
Garrett (NJ)
Gerlach
Gibbons
Gilchrest
Gillmor
Gingrey
Goode
Goodlatte
Granger
Graves
Green (WI)
Gutknecht
Hall
Harris
Hart
Hastert
Hastings (WA)
Hayes
Hayworth
Hefley
Hensarling
Herger
Hobson
Hoekstra
Hostettler
Hulshof
Hunter
Hyde
Inglis (SC)
Issa
Jenkins
Jindal
Johnson (CT)
Johnson (IL)
Johnson, Sam
Keller
Kelly
Kennedy (MN)
King (IA)
King (NY)
Kingston
Kirk
Kline
Knollenberg
Kolbe
Kuhl (NY)
LaHood
Latham
LaTourette
Leach
Lewis (CA)
Lewis (KY)
LoBiondo
Lucas
Lungren, Daniel E.
Mack
Manzullo
Marchant
McCaul (TX)
McCotter
McCrery
McHenry
McHugh
McKeon
McMorris
Mica
Miller (FL)
Miller (MI)
Miller, Gary
Moran (KS)
Murphy
Musgrave
Myrick
Neugebauer
Ney
Nussle
Osborne
Otter
Paul
Pearce
Pence
Peterson (PA)
Petri
Pickering
Pitts
Poe
Pombo
Porter
Price (GA)
Pryce (OH)
Putnam
Radanovich
Ramstad
Regula
Rehberg
Reichert
Renzi
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Ros-Lehtinen
Royce
Ryan (WI)
Ryun (KS)
Saxton
Schmidt
Schwarz (MI)
Sensenbrenner
Sessions
Shadegg
Shaw
Shays
Sherwood
Shimkus
Shuster
Simmons
Simpson
Smith (NJ)
Smith (TX)
Sodrel
Souder
Stearns
Sullivan
Sweeney
Tancredo
Taylor (NC)
Terry
Thomas
Thornberry
Tiahrt
Tiberi
Turner
Upton
Walden (OR)
Walsh
Wamp
Weldon (FL)
Weldon (PA)
Weller
Westmoreland
Whitfield
Wicker
Wilson (NM)
Wilson (SC)
Wolf
Young (AK)
Young (FL)

NAYS—192

Ackerman
Allen
Andrews
Baird
Baldwin
Barrow
Bean
Becerra
Berkley
Berman
Berry
Bishop (GA)
Bishop (NY)
Blumenauer
Boren
Boswell
Boucher
Boyd
Brady (PA)
Brown (OH)
Brown, Corrine
Butterfield
Capps
Capuano
Cardin
Cardoza
Carnahan
Carson
Case
Chandler
Clay
Cleaver
Clyburn
Conyers
Cooper
Costa
Costello
Cramer
Crowley
Cuellar
Cummings
Davis (AL)
Davis (CA)
Davis (FL)
Davis (IL)
Davis (TN)
DeFazio
DeGette
Delahunt
DeLauro
Dicks
Dingell
Doggett
Doyle
Edwards
Emanuel
Engel
Eshoo
Etheridge
Farr
Fattah
Filner
Ford
Frank (MA)
Gonzalez
Gordon
Green, Al
Green, Gene
Grijalva
Gutierrez
Harman
Hastings (FL)
Herseth
Higgins
Hinchey
Hinojosa
Holden
Holt
Honda
Hooley
Hoyer
Inslee
Israel
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Johnson, E. B.
Jones (OH)
Kanjorski
Kaptur
Kennedy (RI)
Kildee
Kilpatrick (MI)
Kind
Kucinich
Langevin
Lantos
Larsen (WA)
Larson (CT)
Lee
Levin
Lipinski
Lofgren, Zoe
Lowey
Lynch
Maloney
Markey
Marshall
Matheson
Matsui
McCarthy
McCollum (MN)
McDermott
McGovern
McIntyre
McNulty
Meek (FL)
Melancon
Michaud
Millender-McDonald
Miller (NC)
Miller, George
Mollohan
Moore (KS)
Moore (WI)
Moran (VA)
Murtha
Nadler
Napolitano
Neal (MA)
Oberstar
Obey
Olver
Ortiz
Owens
Pallone
Pascrell
Pastor
Pelosi
Peterson (MN)
Pomeroy
Price (NC)
Rahall
Rangel
Reyes
Ross
Rothman
Roybal-Allard
Ruppersberger
Rush
Ryan (OH)
Sabo
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Schakowsky
Schiff
Schwartz (PA)
Scott (GA)
Scott (VA)
Serrano
Sherman
Skelton
Slaughter
Smith (WA)
Snyder
Solis
Spratt
Strickland
Stupak
Tanner
Tauscher
Taylor (MS)
Thompson (CA)
Thompson (MS)
Tierney
Towns
Udall (CO)
Udall (NM)
Van Hollen
Velázquez
Visclosky
Wasserman Schultz
Waters
Watson
Watt
Waxman
Weiner
Wexler
Woolsey
Wu
Wynn

NOT VOTING—24

Baca
Bilirakis
Boehlert
Buyer
Coble
Davis, Jo Ann
Deal (GA)
Evans
Gohmert
Istook
Jones (NC)
Lewis (GA)
Linder
McKinney
Meehan
Meeks (NY)
Northup
Norwood
Nunes
Oxley
Payne
Platts
Salazar
Stark

So the resolution was agreed to.

A motion to reconsider the vote whereby said resolution was agreed to was, by unanimous consent, laid on the table.

¶77.9 PROVIDING FOR CONSIDERATION OF H.R. 5970 AND H.R. 4

Mr. HASTINGS of Washington, by direction of the Committee on Rules, reported (Rept. No. 109–613) the resolution (H. Res. 966) providing for consideration of the bill (H.R. 5970) to amend the Internal Revenue Code of 1986 to increase the unified credit against the estate tax to an exclusion equivalent of $5,000,000, to repeal the sunset provision for the estate and generation-skipping taxes, and to extend expiring provisions, and for other purposes; and consideration of the bill (H.R. 4) to provide economic security for all Americans, and for other purposes.

When said resolution and report were referred to the House Calendar and ordered printed.

¶77.10 EVACUATIONS FROM LEBANON

On motion of Mr. WOLF, by unanimous consent, the bill of the Senate (S. 3741) to provide funding authority to facilitate the evacuations of persons from Lebanon, and for other purposes; was taken from the Speaker's table.

When said bill was considered and read twice.

Mr. WOLF submitted the following amendment, which was agreed to:

Strike subsection (a) and insert the following new subsection:

(a) INCREASE IN AVAILABLE FUNDS FOR EMERGENCY EVACUATIONS.—Notwithstanding the transfer restrictions under section 402 of the Science, State, Justice, Commerce, and Related Agencies Appropriations Act, 2006 (Public Law 109–108), the second proviso under the headings ''DEPARTMENT OF STATE AND RELATED AGENCY – DEPARTMENT OF STATE – ADMINISTRATION OF FOREIGN AFFAIRS – DIPLOMATIC AND CONSULAR PROGRAMS'' is amended by striking ''$4,000,000'' and inserting ''$19,000,000''.

The bill, as amended, was ordered to be read a third time, was read a third time by title, and passed.

A motion to reconsider the vote whereby said bill, as amended, was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said amendment.

¶77.11 PROVIDING FOR CONSIDERATION OF H.R. 5970 AND H.R. 4

Mr. HASTINGS of Washington, by direction of the Committee on Rules, called up the following resolution (H. Res. 966):

Resolved, That upon the adoption of this resolution it shall be in order without intervention of any point of order to consider in the House the bill (H.R. 5970) to amend the Internal Revenue Code of 1986 to increase the unified credit against the estate tax to an exclusion equivalent of $5,000,000, to repeal the sunset provision for the estate and generation-skipping taxes, and to extend expiring provisions, and for other purposes. The bill shall be considered as read. The previous question shall be considered as ordered on the bill to final passage without intervening motion except: (1) one hour of debate equally divided and controlled by the chairman and ranking minority member of the Committee on Ways and Means; and (2) one motion to recommit.

SEC. 2. Upon the adoption of this resolution it shall be in order without intervention of any point of order to consider in the House the bill (H.R. 4) to provide economic security for all Americans, and for other purposes. The bill shall be considered as read. The previous question shall be considered as ordered on the bill to final passage without intervening motion except: (1) one hour of debate equally divided among and controlled by the chairman and ranking minority member of the Committee on Ways and Means and the chairman and ranking minority member of the Committee on Education and the Workforce; and (2) one motion to recommit.

When said resolution was considered.

After debate,

On motion of Mr. HASTINGS of Washington, the previous question was ordered on the resolution to its adoption or rejection.

The question being put, viva voce,

Will the House agree to said resolution?

The SPEAKER pro tempore, Mr. BOOZMAN, announced that the nays had it.

Mr. HASTINGS of Washington demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mr. BOOZMAN, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed.

¶77.12 PROVIDING FOR THE ADJOURNMENT OF THE TWO HOUSES

On motion of Mr. HASTINGS of Washington, submitted the following privileged concurrent resolution (H. Con. Res. 459):

Resolved by the House of Representatives (the Senate concurring), That, in consonance with section 132(a) of the Legislative Reorganization Act of 1946, when the House adjourns on the legislative day of Friday, July 28, 2006, or Saturday, July 29, 2006, on a motion offered pursuant to this concurrent resolution by its Majority Leader or his designee, it stand adjourned until 2 p.m. on Wednesday, September 6, 2006, or until the time of any reassembly pursuant to section 2 of this concurrent resolution, whichever occurs first; and that when the Senate recesses or adjourns on any day from Thursday, August 3, 2006, through Monday, August 7, 2006, on a motion offered pursuant to this concurrent resolution by its Majority Leader or his designee, it stand recessed or adjourned until noon on Tuesday, September 5, 2006, or such other time on that day as may be specified by its Majority Leader or his designee in the motion to recess or adjourn, or until the time of any reassembly pursuant to section 2 of this concurrent resolution, whichever occurs first.

SEC. 2. The Speaker of the House and the Majority Leader of the Senate, or their respective designees, acting jointly after consultation with the Minority Leader of the House and the Minority Leader of the Senate, shall notify the Members of the House and the Senate, respectively, to reassemble at such place and time as they may designate if, in their opinion, the public interest shall warrant it.

When said concurrent resolution was considered.

The question being put, viva voce,

Will the House agree to said concurrent resolution?

The SPEAKER pro tempore, Mr. BOOZMAN, announced that the yeas had it.

Mr. McGOVERN demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mr. BOOZMAN, pursuant to clause 8, rule XX, announced that further proceedings on the concurrent resolution were postponed.

¶77.13 H. RES. 966—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mr. BOOZMAN, pursuant to clause 8, rule XX, announced the unfinished business to be the question on agreeing to the resolution (H. Res. 966) providing for consideration of the bill (H.R. 5970) to amend the Internal Revenue Code of 1986 to increase the unified credit against the estate tax to an exclusion equivalent of $5,000,000, to repeal the sunset provision for the estate and generation-skipping taxes, and to extend expiring provisions, and for other purposes; and consideration of the bill (H.R. 4) to provide economic security for all Americans, and for other purposes.

The vote was taken by electronic device.

It was decided in the affirmative ..... { Yeas ..... 217 / Nays 194

¶77.14 [Roll No. 419]

YEAS—217

Aderholt
Akin
Alexander
Bachus
Baker
Barrett (SC)
Bartlett (MD)
Barton (TX)
Bass
Beauprez
Biggert
Bilbray
Bishop (UT)
Blackburn
Blunt
Boehner
Bonilla
Bonner
Bono
Boozman
Boustany
Bradley (NH)
Brady (TX)
Brown (SC)
Brown-Waite, Ginny
Burgess
Burton (IN)
Calvert
Camp (MI)
Campbell (CA)
Cannon
Cantor
Capito
Carter
Castle
Chabot
Chocola
Cole (OK)
Conaway
Crenshaw
Cubin
Culberson
Davis (KY)
Davis, Tom
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Doolittle
Drake
Dreier
Duncan
Ehlers
Emerson
English (PA)
Everett
Feeney
Ferguson
Fitzpatrick (PA)
Flake
Foley
Forbes
Fortenberry
Fossella
Foxx
Franks (AZ)
Frelinghuysen
Gallegly
Garrett (NJ)
Gerlach
Gibbons
Gilchrest
Gillmor
Gingrey
Goode
Goodlatte
Granger
Graves
Green (WI)
Gutknecht
Hall
Harris
Hart
Hastert
Hastings (WA)
Hayes
Hayworth
Hefley
Hensarling
Herger
Hobson
Hoekstra
Hostettler
Hulshof
Hunter
Hyde
Inglis (SC)
Issa
Jenkins
Jindal
Johnson (CT)
Johnson (IL)
Johnson, Sam
Keller
Kelly
Kennedy (MN)
King (IA)
King (NY)
Kingston
Kirk
Kline
Knollenberg
Kolbe
Kuhl (NY)
LaHood
Latham
LaTourette
Leach
Lewis (CA)
Lewis (KY)
LoBiondo
Lucas
Mack
Manzullo
Marchant
McCaul (TX)
McCotter
McCrery
McHenry
McHugh
McKeon
McMorris
Mica
Miller (FL)
Miller (MI)
Miller, Gary
Moran (KS)
Murphy
Musgrave
Myrick
Neugebauer
Ney
Norwood
Nunes
Nussle
Osborne
Otter
Pearce
Pence
Peterson (PA)
Petri
Pickering
Pitts
Platts
Poe
Pombo
Porter
Price (GA)
Pryce (OH)
Putnam
Radanovich
Ramstad
Regula
Rehberg
Reichert
Renzi
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Ros-Lehtinen
Royce
Ryan (WI)
Ryun (KS)
Saxton
Schmidt
Schwarz (MI)
Sensenbrenner
Sessions
Shadegg
Shaw
Shays
Sherwood
Shimkus
Shuster
Simmons
Simpson
Smith (NJ)
Smith (TX)
Sodrel
Souder
Stearns
Sullivan
Sweeney
Tancredo
Taylor (NC)
Terry
Thomas
Thornberry
Tiahrt
Tiberi
Turner
Upton
Walden (OR)
Walsh
Wamp
Weldon (FL)
Weldon (PA)
Weller
Westmoreland
Whitfield
Wicker
Wilson (NM)
Wilson (SC)
Wolf
Young (AK)
Young (FL)

NAYS—194

Abercrombie
Ackerman
Allen
Andrews
Baird
Baldwin
Barrow
Bean
Becerra
Berkley
Berman
Berry
Bishop (GA)
Bishop (NY)
Blumenauer
Boren
Boswell
Boucher
Boyd
Brady (PA)
Brown (OH)
Brown, Corrine
Butterfield
Capps
Capuano
Cardin
Cardoza
Carnahan
Carson
Case
Chandler
Clay
Cleaver
Clyburn
Conyers
Cooper
Costa
Costello
Cramer
Crowley
Cuellar
Cummings
Davis (AL)
Davis (CA)
Davis (FL)
Davis (IL)
Davis (TN)
DeFazio
DeGette
Delahunt
DeLauro
Dicks
Dingell
Doggett
Doyle
Edwards
Emanuel
Engel
Eshoo
Etheridge
Farr
Fattah
Filner
Ford
Frank (MA)
Gonzalez
Gordon
Green, Al
Green, Gene
Grijalva
Gutierrez
Harman
Hastings (FL)
Herseth
Higgins
Hinchey
Hinojosa
Holden
Holt
Honda
Hooley
Hoyer
Inslee
Israel
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Johnson, E. B.
Jones (OH)
Kanjorski
Kaptur
Kennedy (RI)
Kildee
Kilpatrick (MI)
Kind
Kucinich
Langevin
Lantos
Larsen (WA)
Larson (CT)
Lee
Levin
Lipinski
Lofgren, Zoe
Lowey
Lynch
Maloney
Markey
Marshall
Matheson
Matsui
McCarthy
McCollum (MN)
McDermott
McGovern
McIntyre
McNulty
Meek (FL)
Meeks (NY)
Melancon
Michaud
Millender-McDonald
Miller (NC)
Miller, George
Mollohan
Moore (KS)
Moore (WI)
Moran (VA)
Murtha
Nadler
Napolitano
Neal (MA)
Oberstar
Obey
Olver
Ortiz
Owens
Pallone
Pascrell
Pastor
Paul
Pelosi
Peterson (MN)
Pomeroy
Price (NC)
Rahall
Rangel
Reyes
Ross
Rothman
Roybal-Allard
Ruppersberger
Rush
Ryan (OH)
Sabo
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Schakowsky
Schiff
Schwartz (PA)
Scott (GA)
Scott (VA)
Serrano
Sherman
Skelton
Slaughter
Smith (WA)
Snyder
Solis
Spratt
Strickland
Stupak
Tanner
Tauscher
Taylor (MS)
Thompson (CA)
Thompson (MS)
Tierney
Towns
Udall (CO)
Udall (NM)
Van Hollen
Velázquez
Visclosky
Wasserman Schultz
Waters
Watson
Watt
Weiner
Wexler
Woolsey
Wu
Wynn

NOT VOTING—22

Baca
Bilirakis
Boehlert
Buyer
Coble
Davis, Jo Ann
Deal (GA)
Evans
Gohmert
Istook
Jones (NC)
Lewis (GA)
Linder
Lungren, Daniel E.
McKinney
Meehan
Northup
Oxley
Payne
Salazar
Stark
Waxman

So the resolution was agreed to.

A motion to reconsider the vote whereby said resolution was agreed to was, by unanimous consent, laid on the table.

¶77.15 H. CON. RES. 459—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mr. BOOZMAN, pursuant to clause 8, rule XX, announced the further unfinished business to be the question on agreeing to the concurrent resolution (H. Con Res. 459) providing for an adjournment or recess of the two houses.

The vote was taken by electronic device.

It was decided in the affirmative ..... { Yeas ..... 219 / Nays 189

¶77.16 [Roll No. 420]

YEAS—219

Aderholt
Akin
Alexander
Bachus
Baker
Barrett (SC)
Bartlett (MD)
Barton (TX)
Bass
Beauprez
Biggert
Bilbray
Bishop (UT)
Blackburn
Blunt
Boehner
Bonilla
Bonner
Bono
Boozman
Boustany
Bradley (NH)
Brady (TX)
Brown (SC)
Brown-Waite, Ginny
Burgess
Burton (IN)
Camp (MI)
Campbell (CA)
Cannon
Cantor
Capito
Carter
Castle
Chabot
Chocola
Cole (OK)
Conaway
Crenshaw
Cubin
Culberson
Davis (KY)
Davis, Tom
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Doolittle
Drake
Dreier
Duncan
Ehlers
Emerson
English (PA)
Everett
Ferguson
Fitzpatrick (PA)
Flake
Foley
Forbes
Fortenberry
Fossella
Foxx
Franks (AZ)
Frelinghuysen
Gallegly
Garrett (NJ)
Gerlach
Gibbons

Gilchrest
Gillmor
Gingrey
Goode
Goodlatte
Granger
Graves
Green (WI)
Gutknecht
Hall
Harris
Hart
Hastert
Hastings (WA)
Hayes
Hayworth
Hefley
Hensarling
Herger
Hobson
Hoekstra
Hostettler
Hulshof
Hunter
Hyde
Inglis (SC)
Issa
Jenkins
Jindal
Johnson (CT)
Johnson (IL)
Johnson, Sam
Keller
Kelly
Kennedy (MN)
King (IA)
King (NY)
Kingston
Kirk
Kline
Knollenberg
Kolbe
Kuhl (NY)
LaHood
Latham
LaTourette
Leach
Lewis (CA)
Lewis (KY)
LoBiondo
Lucas
Lungren, Daniel E.
Mack
Manzullo
Marchant
McCaul (TX)
McCotter
McCrery
McHenry
McHugh
McKeon
McMorris
Mica
Miller (FL)
Miller (MI)
Miller, Gary
Moran (KS)
Murphy
Musgrave
Myrick
Neugebauer
Ney
Norwood
Nunes
Nussle
Osborne
Otter
Paul
Pearce
Pence
Peterson (PA)
Petri
Pickering
Pitts
Platts
Poe
Pombo
Pomeroy
Porter
Price (GA)
Pryce (OH)
Putnam
Radanovich
Ramstad
Regula
Rehberg
Reichert
Renzi
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Ros-Lehtinen
Royce
Ryan (WI)
Ryun (KS)
Saxton
Schmidt
Schwarz (MI)
Sensenbrenner
Sessions
Shadegg
Shaw
Shays
Sherwood
Shimkus
Shuster
Simmons
Simpson
Smith (NJ)
Smith (TX)
Sodrel
Souder
Stearns
Sullivan
Sweeney
Tancredo
Taylor (NC)
Terry
Thomas
Thornberry
Tiahrt
Tiberi
Turner
Udall (CO)
Upton
Walden (OR)
Walsh
Wamp
Weldon (FL)
Weldon (PA)
Weller
Westmoreland
Whitfield
Wicker
Wilson (NM)
Wilson (SC)
Wolf
Young (AK)
Young (FL)

NAYS—189

Abercrombie
Ackerman
Allen
Andrews
Baird
Baldwin
Barrow
Bean
Becerra
Berkley
Berman
Berry
Bishop (GA)
Bishop (NY)
Blumenauer
Boren
Boswell
Boucher
Boyd
Brady (PA)
Brown (OH)
Brown, Corrine
Butterfield
Capps
Capuano
Cardin
Cardoza
Carnahan
Carson
Case
Chandler
Cleaver
Clyburn
Conyers
Cooper
Costa
Costello
Cramer
Crowley
Cuellar
Cummings
Davis (AL)
Davis (CA)
Davis (FL)
Davis (IL)
Davis (TN)
DeFazio
DeGette
Delahunt
DeLauro
Dicks
Dingell
Doggett
Doyle
Edwards
Emanuel
Engel
Eshoo
Etheridge
Farr
Fattah
Filner
Ford
Frank (MA)
Gonzalez
Gordon
Green, Al
Green, Gene
Grijalva
Gutierrez
Harman
Hastings (FL)
Herseth
Higgins
Hinchey
Hinojosa
Holden
Holt
Honda
Hooley
Hoyer
Inslee
Israel
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Johnson, E. B.
Jones (OH)
Kanjorski
Kaptur
Kennedy (RI)
Kildee
Kind
Kucinich
Langevin
Lantos
Larsen (WA)
Larson (CT)
Lee
Levin
Lipinski
Lofgren, Zoe
Lowey
Lynch
Maloney
Markey
Marshall
Matheson
Matsui
McCarthy
McCollum (MN)
McDermott
McGovern
McIntyre
McNulty
Meek (FL)
Meeks (NY)
Melancon
Michaud
Millender-McDonald
Miller (NC)
Miller, George
Mollohan
Moore (KS)
Moore (WI)
Moran (VA)
Murtha
Nadler
Napolitano
Neal (MA)
Oberstar
Obey
Olver
Ortiz
Owens
Pallone
Pascrell
Pastor
Pelosi
Peterson (MN)
Price (NC)
Rahall
Rangel
Reyes
Ross
Rothman
Roybal-Allard
Ruppersberger
Rush
Ryan (OH)
Sabo
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Schakowsky
Schiff
Schwartz (PA)
Scott (GA)
Scott (VA)
Serrano
Sherman
Skelton
Slaughter
Smith (WA)
Snyder
Solis
Spratt
Strickland
Stupak
Tanner
Tauscher
Taylor (MS)
Thompson (CA)
Thompson (MS)
Tierney
Towns
Udall (NM)
Van Hollen
Velázquez
Visclosky
Wasserman Schultz
Waters
Watson
Watt
Weiner
Wexler
Woolsey
Wu
Wynn

NOT VOTING—25

Baca
Bilirakis
Boehlert
Buyer
Calvert
Clay
Coble
Davis, Jo Ann
Deal (GA)
Evans
Feeney
Gohmert
Istook
Jones (NC)
Kilpatrick (MI)
Lewis (GA)
Linder
McKinney
Meehan
Northup
Oxley
Payne
Salazar
Stark
Waxman

So the concurrent resolution was agreed to.

A motion to reconsider the vote whereby said concurrent resolution was agreed to was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said concurrent resolution.

¶77.17 PENSION PROTECTION

Mr. THOMAS, pursuant to House Resolution 966, called up for consideration the bill (H.R. 4) to provide economic security for all Americans, and for other purposes.

Pending consideration of said bill.

Pursuant to House Resolution 966, the time was equally divided and controlled by Messrs. THOMAS, RANGEL, McKEON, and George MILLER of California, for 15 minutes each.

When said bill was considered and read twice.

After debate,

The previous question having been ordered by said resolution.

The bill was ordered to be engrossed and read a third time, was read a third time by title.

Mr. George MILLER of California moved to recommit the bill to the Committee on Education and the Workforce with instructions to report the bill back to the House forthwith with the following amendments:

At the end of title I add the following:

Subtitle C—Age Requirement for Employers

SEC. 121. AGE REQUIREMENT FOR EMPLOYERS.

(a) SINGLE-EMPLOYER PLAN BENEFITS GUARANTEED.—Section 4022(b) of the Employee Retirement Income Security Act of 1974 (29 U.S.C. 1322(b)) is amended in the flush matter following paragraph (3), by adding at the end the following: ''If, at the time of termination of a plan under this title, regulations prescribed by the Federal Aviation Administration require an individual to separate from service as a commercial airline pilot after attaining any age before age 65, paragraph (3) shall be applied to an individual who is a participant in the plan by reason of such service by substituting such age for age 65.''.

(b) MULTIEMPLOYER PLAN BENEFITS GUARANTEED.—Section 4022B(a) of the Employee Retirement Income Security Act of 1974 (29 U.S.C. 1322b(a)) is amended by adding at the end the following: ''If, at the time of termination of a plan under this title, regulations prescribed by the Federal Aviation Administration require an individual to separate from service as a commercial airline pilot after attaining any age before age 65, this subsection shall be applied to an individual who is a participant in the plan by reason of such service by substituting such age for age 65.''.

(c) EFFECTIVE DATE.—The amendments made by this section shall apply to benefits payable on or after the date of enactment of this Act, but only with respect to plan terminations occurring after September 11, 2001.

Strike section 402 and insert the following:

SEC. 402. SPECIAL FUNDING RULES FOR PLANS MAINTAINED BY COMMERCIAL AIRLINES THAT ARE AMENDED TO CEASE FUTURE BENEFIT ACCRUALS.

(a) IN GENERAL.—If an election is made to have this section apply to an eligible plan—

(1) in the case of any applicable plan year beginning before January 1, 2007, the plan shall not have an accumulated funding deficiency for purposes of section 302 of the Employee Retirement Income Security Act of 1974 and sections 412 and 4971 of the Internal Revenue Code of 1986 if contributions to the plan for the plan year are not less than the minimum required contribution determined under subsection (d) for the plan for the plan year, and

(2) in the case of any applicable plan year beginning on or after January 1, 2007, the minimum required contribution determined under sections 303 of such Act and 430 of such Code shall, for purposes of sections 302 and 303 of such Act and sections 412, 430, and 4971 of such Code, be equal to the minimum required contribution determined under subsection (d) for the plan for the plan year.

(b) ELIGIBLE PLAN.—For purposes of this section—

(1) IN GENERAL.—The term ''eligible plan'' means a defined benefit plan (other than a multiemployer plan) to which sections 302 of such Act and 412 of such Code applies—

(A) which is sponsored by an employer—

(i) which is a commercial airline passenger airline, or

(ii) the principal business of which is providing catering services to a commercial passenger airline, and

(B) with respect to which the requirements of paragraphs (2) and (3) are met.

(2) ACCRUAL RESTRICTIONS.—

(A) IN GENERAL.—The requirements of this paragraph are met if, effective as of the first day of the first applicable plan year and at all times thereafter while an election under this section is in effect, the plan provides that—

(i) the accrued benefit, any death or disability benefit, and any social security supplement described in the last sentence of section 411(a)(9) of such Code and section 204(b)(1)(G) of such Act, of each participant are frozen at the amount of such benefit or supplement immediately before such first day, and

(ii) all other benefits under the plan are eliminated,

but only to the extent the freezing or elimination of such benefits would have been permitted under section 411(d)(6) of such Code and section 204(g) of such Act if they had been implemented by a plan amendment adopted immediately before such first day.

(B) INCREASES IN SECTION 415 LIMITS DISREGARDED.—If a plan provides that an accrued benefit of a participant which has been subject to any limitation under section 415 of such Code will be increased if such limitation is increased, the plan shall not be treated as meeting the requirements of this paragraph unless, effective as of the first day of

the first applicable plan year and at all times thereafter while an election under this section is in effect, the plan provides that any such increase shall not take effect. A plan shall not fail to meet the requirements of section 411(d)(6) of such Code and section 204(g) of such Act solely because the plan is amended to meet the requirements of this subparagraph.

(3) RESTRICTION ON APPLICABLE BENEFIT INCREASES.—

(A) IN GENERAL.—The requirements of this paragraph are met if no applicable benefit increase takes effect at any time during the period beginning on July 26, 2005, and ending on the day before the first day of the first applicable plan year.

(B) APPLICABLE BENEFIT INCREASE.—For purposes of this paragraph, the term ''applicable benefit increase'' means, with respect to any plan year, any increase in liabilities of the plan by plan amendment (or otherwise provided in regulations provided by the Secretary) which, but for this paragraph, would occur during the plan year by reason of—

(i) any increase in benefits,

(ii) any change in the accrual of benefits, or

(iii) any change in the rate at which benefits become nonforfeitable under the plan.

(4) EXCEPTION FOR IMPUTED DISABILITY SERVICE.—Paragraphs (2) and (3) shall not apply to any accrual or increase with respect to imputed service provided to a participant during any period of the participant's disability occurring on or after the effective date of the plan amendment providing the restrictions under paragraph (2) if the participant—

(A) was receiving disability benefits as of such date, or

(B) was receiving sick pay and subsequently determined to be eligible for disability benefits as of such date.

(c) ELECTIONS AND RELATED TERMS.—

(1) IN GENERAL.—A plan sponsor shall make the election under subsection (a) at such time and in such manner as the Secretary of the Treasury may prescribe. Except as provided in subsection (h)(5), such election, once made, may be revoked only with the consent of such Secretary.

(2) YEARS FOR WHICH ELECTION MADE.—

(A) IN GENERAL.—The plan sponsor may select the first plan year to which the election under subsection (a) applies from among plan years ending after the date of the election. The election shall apply to such plan year and all subsequent years.

(B) ELECTION OF NEW PLAN YEAR.—The plan sponsor may specify a new plan year in the election under subsection (a) and the plan year of the plan may be changed to such new plan year without the approval of the Secretary of the Treasury.

(3) APPLICABLE PLAN YEAR.—The term ''applicable plan year'' means each plan year to which the election under subsection (a) applies under paragraph (1).

(d) MINIMUM REQUIRED CONTRIBUTION.—

(1) IN GENERAL.—In the case of any applicable plan year during the amortization period, the minimum required contribution shall be the amount necessary to amortize the unfunded liability of the plan, determined as of the first day of the plan year, in equal annual installments (until fully amortized) over the remainder of the amortization period. Such amount shall be separately determined for each applicable plan year.

(2) YEARS AFTER AMORTIZATION PERIOD.—In the case of any plan year beginning after the end of the amortization period, section 302(a)(2)(A) of such Act and section 412(a)(2)(A) of such Code shall apply to such plan, but the prefunding balance as of the first day of the first of such years under section 303(f) of such Act and section 430(f) of such Code shall be zero.

(3) DEFINITIONS.—For purposes of this section—

(A) UNFUNDED LIABILITY.—The term ''unfunded liability'' means the unfunded accrued liability under the plan, determined under the unit credit funding method.

(B) AMORTIZATION PERIOD.—The term ''amortization period'' means the 20-plan year period beginning with the first applicable plan year.

(4) OTHER RULES.—In determining the minimum required contribution and amortization amount under this subsection—

(A) the provisions of section 302(c)(3) of such Act and section 412(c)(3) of such Code, as in effect before the date of enactment of this section, shall apply,

(B) the rate of interest under section 302(b) of such Act and section 412(b) of such Code, as so in effect, shall be used for all calculations requiring an interest rate, and

(C) the value of plan assets shall be equal to their fair market value.

(5) SPECIAL RULE FOR CERTAIN PLAN SPINOFFS.—For purposes of subsection (a), if, with respect to any eligible plan to which this subsection applies—

(A) any applicable plan year includes the date of the enactment of this Act,

(B) a plan was spun off from the eligible plan during the plan year but before such date of enactment,

the minimum required contribution under subsection (a)(1) for the eligible plan for such applicable plan year shall be determined as if the plans were a single plan for that plan year (based on the full 12-month plan year in effect prior to the spin-off). The employer shall designate the allocation of the minimum required contribution between such plans for the applicable plan year and direct the appropriate reallocation between the plans of any contributions for the applicable plan year.

(e) FUNDING STANDARD ACCOUNT AND PREFUNDING BALANCE.—Any charge or credit in the funding standard account under section 302 of such Act or section 412 of such Code, and any prefunding balance under section 303 of such Act or section 430 of such Code, as of the day before the first day of the first applicable plan year, shall be reduced to zero.

(f) AMENDMENTS TO OTHER PROVISIONS.—

(1) QUALIFICATION REQUIREMENT.—Section 401(a)(36) of the Internal Revenue Code of 1986, as added by section 402 of this Act, is amended by adding at the end the following: ''This paragraph shall also apply to any plan during any period during which an amortization schedule under section 403 of the Pension Security and Transparency Act of 2005 is in effect.''

(2) PBGC LIABILITY LIMITED.—Section 4022 of the Employee Retirement Income Security Act of 1974, as amended by this Act, is amended by adding at the end the following new subsection:

''(h) SPECIAL RULE FOR PLANS ELECTING CERTAIN FUNDING REQUIREMENTS.—During any period in which an election by a plan under section 403 of the Pension Security and Transparency Act of 2005 is in effect, then this section and section 4044(a)(3) shall be applied by treating the first day of the first applicable plan year as the termination date of the plan. This subsection shall not apply to any plan for which an election under section 403(h) of such Act is in effect.''.

(3) LIMITATION ON DEDUCTIONS UNDER CERTAIN PLANS.—Section 404(a)(7)(C)(iii) of the Internal Revenue Code of 1986, as added by this Act, is amended by adding at the end the following new sentence: ''This clause shall also apply to any plan for a plan year if an election under section 403 of the Pension Security and Transparency Act of 2005 is in effect for such year.''

(4) NOTICE.—In the case of a plan amendment adopted in order to comply with this section, any notice required under section 204(h) of such Act or section 4980F(e) of such Code shall be provided within 15 days of the effective date of such plan amendment. This subsection shall not apply to any plan unless such plan is maintained pursuant to one or more collective bargaining agreements between employee representatives and 1 or more employers.

(g) SPECIAL RULES FOR TERMINATION OF ELIGIBLE PLANS.—During any period an election is in effect under this section with respect to an eligible plan, the Pension Benefit Guaranty Corporation shall, before it seeks or approves a termination of such plan under section 4041(c) or 4042 of the Employee Retirement Income Security Act of 1974—

(1) make a determination under section 4041(c)(4) or 4042(i) of such Act whether the termination would be necessary if the Secretary of the Treasury were to enter into an agreement under section 4047(a) of such Act which provides an alternative funding agreement to replace the amortization schedule under this section, and

(2) if the Corporation determines such an agreement would make such termination unnecessary, take all necessary actions to ensure the agreement is entered into.

The Pension Benefit Guaranty Corporation shall make the determination under paragraph (1) within 90 days of receiving all information needed in connection with a request for a termination (or if no such request is made, within 90 days of consideration of the termination by the Corporation).

(h) CERTAIN BENEFIT ACCRUALS AND INCREASES ALLOWED IF ADDITIONAL CONTRIBUTIONS MADE TO COVER COSTS.—

(1) IN GENERAL.—If an employer elects the application of this subsection—

(A) the requirements of paragraphs (2) and (3) of subsection (b) shall not apply with respect to any eligible plan maintained by the employer and specified in the election, and

(B) the minimum required contribution under subsection (d) for any plan year with respect to the plan shall be increased by the amounts described in paragraphs (2) and (3).

Any liabilities and assets taken into account under this subsection shall not be taken into account in determining the unfunded liability of the plan for purposes of subsection (d).

(2) CURRENT FUNDING OF ACCRUALS AND INCREASES.—The amount determined under this paragraph for any plan year is the target normal cost which would occur under section 303(b) of such Act and 430(b) of such Code if—

(A) any benefit accrual, or benefit increase taking effect, during the plan year by reason of this subsection were treated as having been accrued or earned during the plan year, and

(B) the plan were treated as if it were in at-risk status.

(3) FUNDING MUST BE MAINTAINED.—The amount determined under this paragraph for any plan year is the amount of any increase in the shortfall amortization charge which would occur under section 303(c) of such Act and 430(c) of such Code if—

(A) the funding target were determined by only taking into account benefits to which paragraph (2) applied for preceding plan years,

(B) the only assets taken into account were the contributions required under this paragraph and paragraph (2) for preceding plan years (and any earnings thereon),

(C) the amortization period included only the plan year,

(D) the transition rule under section 303(c)(4)(B) of such Act and section 430(c)(4)(B) of such Code did not apply, and

(E) the plan were treated as if it were in at-risk status.

(4) SPECIAL RULES FOR YEARS BEFORE 2007.—Notwithstanding any other provision of this Act, in the case of an applicable plan year of an eligible plan to which this subsection applies which begins before January 1, 2007, in determining the amounts described in paragraphs (2) and (3) for such plan year—

(A) the provisions of, and amendments made by, sections 101, 102, 111, and 112 shall apply to such plan year, except that

(B) the interest rate used under section 303 of such Act and section 430 of such Code for purposes of applying paragraphs (2) and (3) to such plan year shall be the interest rate determined under section 302(b)(5) of such Act and section 412(b)(5) of such Code, as in effect for plan years beginning in 2005.

(5) ELECTION OUT OF SECTION.—An employer maintaining an eligible plan to which this subsection applies may make a one-time election with respect to any applicable plan year not to have this section apply to such plan year and all subsequent plan years. Subject to subsection (d)(2), the minimum required contribution under section 303 of such Act and 430 of such Code for all such plan years shall be determined without regard to this section.

(i) EXCLUSION OF CERTAIN EMPLOYEES FROM MINIMUM COVERAGE REQUIREMENTS.—

(1) IN GENERAL.—Section 410(b)(3) of such Code is amended by striking the last sentence and inserting the following: ''For purposes of subparagraph (B), management pilots who are not represented in accordance with title II of the Railway Labor Act shall be treated as covered by a collective bargaining agreement described in such subparagraph if the management pilots manage the flight operations of air pilots who are so represented and the management pilots are, pursuant to the terms of the agreement, included in the group of employees benefitting under the trust described in such subparagraph. Subparagraph (B) shall not apply in the case of a plan which provides contributions or benefits for employees whose principal duties are not customarily performed aboard an aircraft in flight (other than management pilots described in the preceding sentence).''

(2) EFFECTIVE DATE.—The amendment made by this subsection shall apply to years beginning before, on, or after the date of the enactment of this Act.

(j) EFFECTIVE DATE.—Except as otherwise provided in this section, the amendments made by this section shall apply to plan years ending after the date of the enactment of this Act.

Strike title VII of the bill and insert the the following:

TITLE VII—TREATMENT OF CASH BALANCE AND OTHER HYBRID DEFINED BENEFIT PENSION PLANS

SEC. 701. PROSPECTIVE APPLICATION OF AGE DISCRIMINATION, CONVERSION, AND PRESENT VALUE ASSUMPTION RULES.

(a) APPLICATION OF AGE DISCRIMINATION PROHIBITIONS.—

(1) AMENDMENT OF ERISA.—Section 204(b) of the Employee Retirement Income Security Act of 1974 (29 U.S.C. 1054(b)) is amended by adding at the end the following:

''(5) SPECIAL RULES FOR CASH BALANCE AND OTHER HYBRID DEFINED BENEFIT PLANS.—

''(A) IN GENERAL.—A qualified cash balance plan shall not be treated as violating the requirements of paragraph (1)(H) merely because it may reasonably be expected that the period over which interest credits will be made to a participant's accumulation account (or its equivalent) is longer for a younger participant. This paragraph shall not apply to any plan if the rate of any pay credit or interest credit to such an account under the plan decreases by reason of the participant's attainment of any age.

''(B) QUALIFIED CASH BALANCE PLAN.—For purposes of this paragraph—

''(i) IN GENERAL.—The term 'qualified cash balance plan' means a cash balance plan which meets the vesting requirement under clause (ii) and the interest credit requirement under clause (iii).

''(ii) VESTING REQUIREMENTS.—A plan meets the requirements of this clause if an employee who has completed at least 3 years of service has a nonforfeitable right to 100 percent of the employee's accrued benefit derived from employer contributions.

''(iii) INTEREST CREDITS.—A plan meets the requirements of this clause if the terms of the plan provide that any interest credit (or equivalent amount) for any plan year shall be at a rate which—

''(I) is not less than the applicable Federal mid-term interest rate (as determined under section 1274(d)(1) of the Internal Revenue Code of 1986), and

''(II) is not greater than the greater of the rate determined under subclause (I) or a rate equal to the rate of interest on amounts invested conservatively in long-term investment grade corporate bonds.

''(iv) DETERMINATION OF RATES.—For purposes of clause (iii)(II), the rate of interest on amounts invested conservatively in long-term investment grade corporate bonds shall be determined by the Secretary of the Treasury on the basis of 2 or more indices that are selected periodically by the Secretary of the Treasury. The Secretary of the Treasury shall make publicly available the indices and methodology used to determine the rate.

''(v) VARIABLE RATE OF INTEREST.—If the interest credit rate under the plan is a variable rate, the plan shall provide that, upon the termination of the plan, the rate of interest used to determine accrued benefits under the plan shall be equal to the average of the rates of interest used under the plan during the 5-year period ending on the termination date.

''(C) CASH BALANCE PLAN.—For purposes of this paragraph, the term 'cash balance plan' means a defined benefit plan under which—

''(i) the accrued benefit is determined by reference to the balance of a hypothetical accumulation account, and

''(ii) pay credits and interest credits are credited to such account.

''(D) REGULATIONS TO INCLUDE SIMILAR OR OTHER HYBRID PLANS.—

''(i) CASH BALANCE PLAN.—The Secretary of the Treasury shall issue regulations which include in the definition of cash balance plan any defined benefit plan (or any portion of such a plan) which has an effect similar to a cash balance plan. Such regulations may provide that if a plan sponsor represents in communications to participants and beneficiaries that a plan amendment results in a plan being described in the preceding sentence, such plan shall be treated as a cash balance plan.

''(ii) QUALIFIED CASH BALANCE PLAN.—The Secretary of the Treasury may in the regulations issued under clause (i) provide for the treatment of a cash balance plan as a qualified cash balance plan in cases where the cash balance plan has an effect similar to the qualified cash balance plan.''.

(2) AGE DISCRIMINATION IN EMPLOYMENT ACT.—Section 4(i)(2) of the Age Discrimination of Employment Act of 1967 (29 U.S.C. 623(i)(2)) is amended—

(A) by inserting ''(A)'' after ''(2)'', and

(B) by adding at the end the following new subparagraph:

''(B) A defined benefit plan which is treated as a qualified cash balance plan for purposes of section 204(b)(5) of the Employee Retirement Income Security Act of 1974 shall not be treated as violating the requirements of paragraph (1)(A) merely because it may reasonably be expected that the period over which interest credits will be made under the plan to a participant's accumulation account (or its equivalent) is longer for a younger participant. This subparagraph shall not apply to any plan if the rate of any pay credit or interest credit to such an account under the plan decreases by reason of the participant's attainment of any age.''.

(3) AMENDMENT OF INTERNAL REVENUE CODE.—Section 411(b) of the Internal Revenue Code of 1986 (relating to accrued benefit requirements) is amended by adding at the end the following:

''(5) SPECIAL RULES FOR CASH BALANCE AND OTHER HYBRID DEFINED BENEFIT PLANS.—

''(A) IN GENERAL.—A qualified cash balance plan shall not be treated as violating the requirements of paragraph (1)(H) merely because it may reasonably be expected that the period over which interest credits will be made to a participant's accumulation account (or its equivalent) is longer for a younger participant. This paragraph shall not apply to any plan if the rate of any pay credit or interest credit to such an account under the plan decreases by reason of the participant's attainment of any age.

''(B) QUALIFIED CASH BALANCE PLAN.—For purposes of this paragraph—

''(i) IN GENERAL.—The term 'qualified cash balance plan' means a cash balance plan which meets the vesting requirement under clause (ii) and the interest credit requirement under clause (iii).

''(ii) VESTING REQUIREMENTS.—A plan meets the requirements of this clause if an employee who has completed at least 3 years of service has a nonforfeitable right to 100 percent of the employee's accrued benefit derived from employer contributions.

''(iii) INTEREST CREDITS.—A plan meets the requirements of this clause if the terms of the plan provide that any interest credit (or equivalent amount) for any plan year shall be at a rate which—

''(I) is not less than the applicable Federal mid-term interest rate (as determined under section 1274(d)(1)), and

''(II) is not greater than the greater of the rate determined under subclause (I) or a rate equal to the rate of interest on amounts invested conservatively in long-term investment grade corporate bonds.

''(iv) DETERMINATION OF RATES.—For purposes of clause (iii)(II), the rate of interest on amounts invested conservatively in long-term investment grade corporate bonds shall be determined by the Secretary on the basis of 2 or more indices that are selected periodically by the Secretary. The Secretary shall make publicly available the indices and methodology used to determine the rate.

''(v) VARIABLE RATE OF INTEREST.—If the interest credit rate under the plan is a variable rate, the plan shall provide that, upon the termination of the plan, the rate of interest used to determine accrued benefits under the plan shall be equal to the average of the rates of interest used under the plan during the 5-year period ending on the termination date.

''(C) CASH BALANCE PLAN.—For purposes of this paragraph, the term 'cash balance plan' means a defined benefit plan under which—

''(i) the accrued benefit is determined by reference to the balance of a hypothetical accumulation account, and

''(ii) pay credits and interest credits are credited to such account.

''(D) REGULATIONS TO INCLUDE SIMILAR OR OTHER HYBRID PLANS.—

''(i) CASH BALANCE PLAN.—The Secretary shall issue regulations which include in the definition of cash balance plan any defined benefit plan (or any portion of such a plan) which has an effect similar to a cash balance plan. Such regulations may provide that if a plan sponsor represents in communications to participants and beneficiaries that a plan

amendment results in a plan being described in the preceding sentence, such plan shall be treated as a cash balance plan.

''(ii) QUALIFIED CASH BALANCE PLAN.—The Secretary may in the regulations issued under clause (i) provide for the treatment of a cash balance plan as a qualified cash balance plan in cases where the cash balance plan has an effect similar to the qualified cash balance plan.''.

(b) RULES APPLICABLE TO ACCRUED BENEFITS UNDER CONVERTED PLANS.—

(1) AMENDMENT OF ERISA.—Section 204(g) of the Employee Retirement Income Security Act of 1974 (29 U.S.C. 1054(g)) is amended by adding at the end the following new paragraph:

''(6) TREATMENT OF CONVERSIONS TO CASH BALANCE OR OTHER HYBRID PLANS.—

''(A) IN GENERAL.—For purposes of this subsection, an applicable plan amendment shall be treated as reducing the accrued benefit of a participant if, under the terms of the plan as in effect after the amendment, the accrued benefit of any participant who was a participant as of the effective date of the amendment may at any time be less than the accrued benefit determined under the method under subparagraph (B), (C), or (D) which is specified in the plan and applies uniformly to all participants. An applicable plan amendment shall in no event be treated as meeting the requirements of any such subparagraph if the conversion described in subparagraph (G)(i) is into a cash balance plan other than a qualified cash balance plan (as defined in subsection (b)(5)(B)).

''(B) NO WEARAWAY.—

''(i) IN GENERAL.—The accrued benefit determined under this subparagraph is the sum of—

''(I) the participant's accrued benefit for years of service before the effective date of the amendment, determined under the terms of the plan as in effect before the amendment, plus

''(II) except as provided in clause (ii), the participant's accrued benefit for years of service after the effective date of the amendment, determined under the terms of the plan as in effect after the amendment.

''(ii) REQUIRED AMOUNTS FOR CERTAIN PERIODS.—Notwithstanding clause (i)(II), the plan shall provide that either—

''(I) the accrued benefit of all participants for each of the first 5 plan years to which the amendment applies shall be equal to the greater of the accrued benefit determined under the terms of the plan as in effect both before and after the amendment, or

''(II) the accrued benefit for periods after the effective date of the amendment of all participants who, as of the effective date of the amendment, had attained the age of 40 and had a combined age and years of service under the plan of not less than 55 shall be determined under either of the methods described in clause (iii) which is selected by the plan and which is specified in the amendment.

''(iii) APPLICABLE METHOD.—For purposes of clause (ii)(II), the plan shall select 1 of the following methods:

''(I) The accrued benefit shall be equal to the greater of the accrued benefit determined under the terms of the plan as in effect both before and after the amendment.

''(II) At the election of the participant, the accrued benefit shall be determined under the terms of the plan as in effect either before or after the amendment.

''(C) GREATER OF OLD OR NEW OR ELECTION OF EITHER.—The accrued benefit determined under this subparagraph is the accrued benefit determined under 1 of the following methods which is selected by the plan and which is specified in the amendment:

''(i) The accrued benefit shall be equal to the greater of the accrued benefit determined under the terms of the plan as in effect both before and after the amendment.

''(ii) At the election of the participant, the accrued benefit shall be determined under the terms of the plan as in effect either before or after the amendment.

''(D) METHOD PRESCRIBED BY SECRETARY.—The accrued benefit determined under this subparagraph shall be determined under regulations prescribed by the Secretary which are consistent with the purposes of this paragraph and which may require a plan to provide a credit of additional amounts or increases in initial account balances in amounts substantially equivalent to the benefits that would be required to be provided to meet the requirements of subparagraphs (B) or (C).

''(E) INCLUSION OF PRIOR ACCRUED BENEFIT INTO INITIAL ACCOUNT BALANCE.—

''(i) IN GENERAL.—If, for purposes of subparagraphs (B), (C), or (D), an applicable plan amendment provides that an amount will be initially credited to a participant's accumulation account (or its equivalent) on the effective date of the amendment with respect to the participant's accrued benefit for periods before such date, the requirements of such subparagraph shall be treated as met with respect to such accrued benefit if the amount initially credited is not less than the present value of the participant's accrued benefit determined by using the applicable mortality table and the lower of the applicable interest rate under section 205(g)(3)(A), or the interest rate used to credit interest under the plan, as of such date.

''(ii) ADJUSTMENTS FOR CERTAIN SUBSIDIZED BENEFITS.—For purposes of subparagraph (B), if any early retirement benefit or retirement-type subsidy (within the meaning of paragraph (6)(B)(i)) is not included in the initial account balance under clause (i), the plan shall credit the accumulation account with the amount of such benefit or subsidy for the plan year in which the participant retires if, as of such time, the participant has met the age, years of service, and other requirements under the plan for entitlement to such benefit or subsidy.

''(F) REQUIREMENTS WHERE PARTICIPANT OFFERED CHOICE.—If a plan provides a participant with an election described in subparagraph (B)(iii)(II) or (C)(ii), the following rules shall apply:

''(i) NOTICE.—The plan shall not be treated as meeting the requirements of either such subparagraph unless the plan provides the participant a notice of the right to make such election which includes information (meeting such requirements as may be prescribed by the Secretary of the Treasury)—

''(I) by which the participant may project benefits under the formulas from which the participant may choose and may model the impact of any such choice, and

''(II) with respect to circumstances under which a participant may not receive the projected accrued benefits by reason of a plan termination or otherwise.

''(ii) SIGNIFICANT REDUCTION OF RATE OF ACCRUAL.—The plan shall provide that if, during any of the first 5 plan years during which such an election is in effect, the plan adopts an amendment which results in a significant reduction in the rate of future benefit accrual (within the meaning of section 204(h)), the accrued benefit of the participant shall be determined as if the participant had made the election which resulted in the greatest accrued benefit.

''(iii) BENEFITS MUST NOT BE CONTINGENT ON ELECTION.—The plan shall not be treated as meeting the requirements of either such subparagraph if any other benefit is conditioned (directly or indirectly) on such election.

''(G) APPLICABLE PLAN AMENDMENT.—For purposes of this paragraph—

''(i) IN GENERAL.—The term 'applicable plan amendment' means an amendment to a defined benefit plan which has the effect of converting the plan to a cash balance plan.

''(ii) SPECIAL RULE FOR COORDINATED BENEFITS.—If the benefits of 2 or more defined benefit plans established or maintained by an employer are coordinated in such a manner as to have the effect of the adoption of an amendment described in clause (i), the sponsor of the defined benefit plan or plans providing for such coordination shall be treated as having adopted such a plan amendment as of the date such coordination begins.

''(iii) MULTIPLE AMENDMENTS.—The Secretary of the Treasury shall issue regulations to prevent the avoidance of the purposes of this paragraph through the use of 2 or more plan amendments rather than a single amendment.

''(iv) CASH BALANCE PLAN.—For purposes of this paragraph, the term 'cash balance plan' has the meaning given such term by subsection (b)(5)(C).

''(v) COORDINATION WITH ACCRUAL RULES.—If a plan amendment is treated as meeting the requirements of this paragraph with respect to any participant because such participant is eligible to continue to accrue benefits in the same manner as under the terms of the plan in effect before the amendment, the Secretary of the Treasury shall prescribe regulations under which the plan shall not be treated as failing to meet the requirements of subparagraph (A), (B), or (C) of section 204(b)(1) if the requirements of this paragraph are met.

''(H) APPLICATION OF CERTAIN RULES TO EARLY-RETIREMENT BENEFITS.—Rules similar to the rules of clauses (i), (ii), and (iii) of subparagraph (B) and subparagraph (C) shall apply in the case of any early retirement benefit or retirement-type subsidy (within the meaning of section 204(g)(2)(A)).''.

(2) AMENDMENT OF INTERNAL REVENUE CODE.—Section 411(d) of the Internal Revenue Code of 1986 (relating to special rules) is amended by adding at the end the following new paragraph:

''(7) TREATMENT OF CONVERSIONS TO CASH BALANCE OR OTHER HYBRID PLANS.—

''(A) IN GENERAL.—For purposes of paragraph (6), an applicable plan amendment shall be treated as reducing the accrued benefit of a participant if, under the terms of the plan as in effect after the amendment, the accrued benefit of any participant who was a participant as of the effective date of the amendment may at any time be less than the accrued benefit determined under the method under subparagraph (B), (C), or (D) which is specified in the plan and applies uniformly to all participants. An applicable plan amendment shall in no event be treated as meeting the requirements of any such subparagraph if the conversion described in subparagraph (G)(i) is into a cash balance plan other than a qualified cash balance plan (as defined in subsection (b)(5)(B)).

''(B) NO WEARAWAY.—

''(i) IN GENERAL.—The accrued benefit determined under this subparagraph is the sum of—

''(I) the participant's accrued benefit for years of service before the effective date of the amendment, determined under the terms of the plan as in effect before the amendment, plus

''(II) except as provided in clause (ii), the participant's accrued benefit for years of service after the effective date of the amendment, determined under the terms of the plan as in effect after the amendment.

A similar rule shall apply in the case of any early retirement benefit or retirement-type subsidy (within the meaning of section 411(d)(6)(B)(i)).

''(ii) REQUIRED AMOUNTS FOR CERTAIN PERIODS.—Notwithstanding clause (i)(II), the plan shall provide that either—

''(I) the accrued benefit of all participants for each of the first 5 plan years to which the amendment applies shall be equal to the greater of the accrued benefit determined under the terms of the plan as in effect both before and after the amendment, or

''(II) the accrued benefit for periods after the effective date of the amendment of all participants who, as of the effective date of the amendment, had attained the age of 40 and had a combined age and years of service under the plan of not less than 55 shall be determined under either of the methods described in clause (iii) which is selected by the plan and which is specified in the amendment.

''(iii) APPLICABLE METHOD.—For purposes of clause (ii)(II), the plan shall select 1 of the following methods:

''(I) The accrued benefit shall be equal to the greater of the accrued benefit determined under the terms of the plan as in effect both before and after the amendment.

''(II) At the election of the participant, the accrued benefit shall be determined under the terms of the plan as in effect either before or after the amendment.

''(C) GREATER OF OLD OR NEW OR ELECTION OF EITHER.—The accrued benefit determined under this subparagraph is the accrued benefit determined under 1 of the following methods which is selected by the plan and which is specified in the amendment:

''(i) The accrued benefit shall be equal to the greater of the accrued benefit determined under the terms of the plan as in effect both before and after the amendment.

''(ii) At the election of the participant, the accrued benefit shall be determined under the terms of the plan as in effect either before or after the amendment.

''(D) METHOD PRESCRIBED BY SECRETARY.—The accrued benefit determined under this subparagraph shall be determined under regulations prescribed by the Secretary which are consistent with the purposes of this paragraph and which may require a plan to provide a credit of additional amounts or increases in initial account balances in amounts substantially equivalent to the benefits that would be required to be provided to meet the requirements of subparagraphs (B) or (C).

''(E) INCLUSION OF PRIOR ACCRUED BENEFIT INTO INITIAL ACCOUNT BALANCE.—

''(i) IN GENERAL.—If, for purposes of subparagraphs (B), (C), or (D), an applicable plan amendment provides that an amount will be initially credited to a participant's accumulation account (or its equivalent) on the effective date of the amendment with respect to the participant's accrued benefit for periods before such date, the requirements of such subparagraph shall be treated as met with respect to such accrued benefit if the amount initially credited is not less than the present value of the participant's accrued benefit determined by using the applicable mortality table and the lower of the applicable interest rate under section 417(e)(3)(A), or the interest rate used to credit interest under the plan, as of such date.

''(ii) ADJUSTMENTS FOR CERTAIN SUBSIDIZED BENEFITS.—For purposes of subparagraph (B), if any early retirement benefit or retirement-type subsidy (within the meaning of paragraph (6)(B)(i)) is not included in the initial account balance under clause (i), the plan shall credit the accumulation account with the amount of such benefit or subsidy for the plan year in which the participant retires if, as of such time, the participant has met the age, years of service, and other requirements under the plan for entitlement to such benefit or subsidy.

''(F) REQUIREMENTS WHERE PARTICIPANT OFFERED CHOICE.—If a plan provides a participant with an election described in subparagraph (B)(iii)(II) or (C)(ii), the following rules shall apply:

''(i) NOTICE.—The plan shall not be treated as meeting the requirements of either such subparagraph unless the plan provides the participant a notice of the right to make such election which includes information (meeting such requirements as may be prescribed by the Secretary)—

''(I) by which the participant may project benefits under the formulas from which the participant may choose and may model the impact of any such choice, and

''(II) with respect to circumstances under which a participant may not receive the projected accrued benefits by reason of a plan termination or otherwise.

''(ii) SIGNIFICANT REDUCTION OF RATE OF ACCRUAL.—The plan shall provide that if, during any of the first 5 plan years during which such an election is in effect, the plan adopts an amendment which results in a significant reduction in the rate of future benefit accrual (within the meaning of section 4980F(e)), the accrued benefit of the participant shall be determined as if the participant had made the election which resulted in the greatest accrued benefit.

''(iii) BENEFITS MUST NOT BE CONTINGENT ON ELECTION.—The plan shall not be treated as meeting the requirements of either such subparagraph if any other benefit is conditioned (directly or indirectly) on such election.

''(G) APPLICABLE PLAN AMENDMENT.—For purposes of this paragraph—

''(i) IN GENERAL.—The term 'applicable plan amendment' means an amendment to a defined benefit plan which has the effect of converting the plan to a cash balance plan.

''(ii) SPECIAL RULE FOR COORDINATED BENEFITS.—If the benefits of 2 or more defined benefit plans established or maintained by an employer are coordinated in such a manner as to have the effect of the adoption of an amendment described in clause (i), the sponsor of the defined benefit plan or plans providing for such coordination shall be treated as having adopted such a plan amendment as of the date such coordination begins.

''(iii) MULTIPLE AMENDMENTS.—The Secretary shall issue regulations to prevent the avoidance of the purposes of this paragraph through the use of 2 or more plan amendments rather than a single amendment.

''(iv) CASH BALANCE PLAN.—For purposes of this paragraph, the term 'cash balance plan' has the meaning given such term by subsection (b)(5)(C).

''(v) COORDINATION WITH ACCRUAL AND NONDISCRIMINATION RULES.—If a plan amendment is treated as meeting the requirements of this paragraph with respect to any participant because such participant is eligible to continue to accrue benefits in the same manner as under the terms of the plan in effect before the amendment, the Secretary shall prescribe regulations under which—

''(I) the plan shall not be treated as failing to meet the requirements of subparagraph (A), (B), or (C) of section 411(b)(1) if the requirements of this paragraph are met, and

''(II) the plan shall, subject to such terms and conditions as may be provided in such regulations, not be treated as failing to meet the requirements of section 401(a)(4) merely because the plan provides any accrual or benefit which is required to be provided under subparagraph (B), (C), or (D) or because only participants as of the effective date of the amendment are so eligible, except that this subclause shall only apply if the plan met the requirements of section 401(a)(4) under the terms of the plan as in effect before the amendment.

''(H) APPLICATION OF CERTAIN RULES TO EARLY-RETIREMENT BENEFITS.—Rules similar to the rules of clauses (i), (ii), and (iii) of subparagraph (B) and subparagraph (C) shall apply in the case of any early retirement benefit or retirement-type subsidy (within the meaning of section 411(d)(6)(B)(i)).''.

(c) ASSUMPTIONS USED IN COMPUTING PRESENT VALUE OF ACCRUED BENEFIT.—

(1) AMENDMENT OF ERISA.—Section 205(g)(3) of such Act (29 U.S.C. 1055(g)(3)), is amended—

(A) by striking ''or (B)'' in subparagraph (A)(i) and inserting '', (B), or (C)'', and

(B) by adding at the end the following new subparagraph:

''(C) PRESENT VALUE OF ACCRUED BENEFIT UNDER CASH BALANCE PLAN.—Except as provided in regulations, in the case of a qualified cash balance plan (as defined in section 204(g)(6)(B)), the present value of the accrued benefit of any participant shall, for purposes of paragraphs (1) and (2), be equal to the balance in the participant's accumulation account (or its equivalent) as of the time the present value determination is being made.''.

(2) AMENDMENT OF INTERNAL REVENUE CODE.—Section 417(e)(3) of such Code, is amended—

(A) by striking ''or (B)'' in subparagraph (A)(i) and inserting '', (B), or (C)'', and

(B) by adding at the end the following new subparagraph:

''(C) PRESENT VALUE OF ACCRUED BENEFIT UNDER CASH BALANCE PLAN.—Except as provided in regulations, in the case of a qualified cash balance plan (as defined in section 411(d)(7)(B)), the present value of the accrued benefit of any participant shall, for purposes of paragraphs (1) and (2), be equal to the balance in the participant's accumulation account (or its equivalent) as of the time the present value determination is being made.''

(d) NO INFERENCE.—Nothing in the amendments made by this section shall be construed to infer the proper treatment of cash balance plans or conversions to cash balance plans under sections 204(b)(1)(H) of the Employee Retirement Income Security Act of 1974, 4(i)(1) of the Age Discrimination in Employment Act of 1967, and 411(b)(1)(H) of the Internal Revenue Code of 1986, as in effect before such amendments.

After debate,

By unanimous consent, the previous question was ordered on the motion to recommit with instructions.

The question being put, viva voce,

Will the House recommit said bill with instructions?

The SPEAKER pro tempore, Mr. PUTNAM, announced that the nays had it.

Mr. George MILLER of California demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The vote was taken by electronic device.

It was decided in the negative	Yeas	189
	Nays	222

¶77.18 [Roll No. 421]

YEAS—189

Abercrombie	Berkley	Brady (PA)
Ackerman	Berman	Brown (OH)
Allen	Berry	Brown, Corrine
Andrews	Bishop (NY)	Butterfield
Baird	Blumenauer	Capps
Baldwin	Boren	Capuano
Barrow	Boswell	Cardin
Bean	Boucher	Cardoza
Becerra	Boyd	Carnahan

Case
Chandler
Clay
Cleaver
Clyburn
Conyers
Cooper
Costa
Costello
Cramer
Crowley
Cuellar
Cummings
Davis (AL)
Davis (CA)
Davis (FL)
Davis (IL)
Davis (TN)
DeFazio
DeGette
Delahunt
DeLauro
Dicks
Doggett
Doyle
Edwards
Emanuel
Engel
Eshoo
Etheridge
Farr
Fattah
Filner
Ford
Frank (MA)
Gonzalez
Green, Al
Green, Gene
Grijalva
Gutierrez
Harman
Hastings (FL)
Herseth
Higgins
Hinchey
Hinojosa
Holden
Holt
Honda
Hooley
Hoyer
Inslee
Israel
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Johnson, E. B.
Jones (OH)
Kanjorski
Kaptur
Kennedy (RI)
Kildee
Kilpatrick (MI)
Kind
Kucinich
Langevin
Lantos
Larsen (WA)
Larson (CT)
Lee
Levin
Lipinski
Lofgren, Zoe
Lowey
Lynch
Maloney
Markey
Marshall
Matheson
Matsui
McCarthy
McCollum (MN)
McDermott
McGovern
McIntyre
McNulty
Meek (FL)
Meeks (NY)
Melancon
Michaud
Millender-McDonald
Miller (NC)
Miller, George
Mollohan
Moore (KS)
Moore (WI)
Moran (VA)
Murtha
Nadler
Napolitano
Neal (MA)
Obey
Olver
Ortiz
Owens
Pallone
Pascrell
Pastor
Paul
Pelosi
Peterson (MN)
Pomeroy
Price (NC)
Rahall
Rangel
Reyes
Ross
Rothman
Roybal-Allard
Ruppersberger
Rush
Ryan (OH)
Sabo
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Schakowsky
Schiff
Schwartz (PA)
Scott (VA)
Serrano
Sherman
Skelton
Slaughter
Smith (WA)
Snyder
Solis
Spratt
Strickland
Stupak
Tanner
Tauscher
Taylor (MS)
Thompson (CA)
Thompson (MS)
Tierney
Towns
Udall (CO)
Udall (NM)
Van Hollen
Velázquez
Visclosky
Wasserman Schultz
Waters
Watson
Watt
Waxman
Weiner
Wexler
Woolsey
Wu
Wynn

NAYS—222

Aderholt
Akin
Alexander
Bachus
Baker
Barrett (SC)
Bartlett (MD)
Barton (TX)
Bass
Beauprez
Biggert
Bilbray
Bishop (GA)
Bishop (UT)
Blackburn
Blunt
Boehner
Bonilla
Bonner
Bono
Boozman
Boustany
Bradley (NH)
Brady (TX)
Brown (SC)
Brown-Waite, Ginny
Burgess
Burton (IN)
Calvert
Camp (MI)
Campbell (CA)
Cannon
Cantor
Capito
Carter
Castle
Chabot
Chocola
Cole (OK)
Conaway
Crenshaw
Cubin
Culberson
Davis (KY)
Davis, Tom
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Dingell
Doolittle
Drake
Dreier
Duncan
Ehlers
Emerson
English (PA)
Everett
Feeney
Ferguson
Fitzpatrick (PA)
Flake
Foley
Forbes
Fortenberry
Fossella
Foxx
Franks (AZ)
Frelinghuysen
Gallegly
Garrett (NJ)
Gerlach
Gibbons
Gilchrest
Gillmor
Gingrey
Goode
Goodlatte
Granger
Graves
Green (WI)
Gutknecht
Hall
Harris
Hart
Hastert
Hastings (WA)
Hayes
Hayworth
Hefley
Hensarling
Herger
Hobson
Hoekstra
Hostettler
Hulshof
Hunter
Hyde
Inglis (SC)
Issa
Jenkins
Jindal
Johnson (CT)
Johnson (IL)
Johnson, Sam
Keller
Kelly
Kennedy (MN)
King (IA)
King (NY)
Kingston
Kirk
Kline
Knollenberg
Kolbe
Kuhl (NY)
LaHood
Latham
LaTourette
Leach
Lewis (CA)
Lewis (KY)
LoBiondo
Lucas
Lungren, Daniel E.
Mack
Manzullo
Marchant
McCaul (TX)
McCotter
McCrery
McHenry
McHugh
McKeon
McMorris
Mica
Miller (FL)
Miller (MI)
Miller, Gary
Moran (KS)
Murphy
Musgrave
Myrick
Neugebauer
Ney
Norwood
Nunes
Nussle
Oberstar
Osborne
Otter
Pearce
Pence
Peterson (PA)
Petri
Pickering
Pitts
Platts
Poe
Pombo
Porter
Price (GA)
Pryce (OH)
Putnam
Radanovich
Ramstad
Regula
Rehberg
Reichert
Renzi
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Ros-Lehtinen
Royce
Ryan (WI)
Ryun (KS)
Saxton
Schmidt
Schwarz (MI)
Scott (GA)
Sensenbrenner
Sessions
Shadegg
Shaw
Shays
Sherwood
Shimkus
Shuster
Simmons
Simpson
Smith (NJ)
Smith (TX)
Sodrel
Souder
Stearns
Sullivan
Sweeney
Tancredo
Taylor (NC)
Terry
Thomas
Thornberry
Tiahrt
Tiberi
Turner
Upton
Walden (OR)
Walsh
Wamp
Weldon (FL)
Weldon (PA)
Weller
Westmoreland
Whitfield
Wicker
Wilson (NM)
Wilson (SC)
Wolf
Young (AK)
Young (FL)

NOT VOTING—22

Baca
Bilirakis
Boehlert
Buyer
Carson
Coble
Davis, Jo Ann
Deal (GA)
Evans
Gohmert
Gordon
Istook
Jones (NC)
Lewis (GA)
Linder
McKinney
Meehan
Northup
Oxley
Payne
Salazar
Stark

So the motion to recommit with instructions was not agreed to.

The question being put, viva voce,

Will the House pass said bill?

The SPEAKER pro tempore, Mr. PUTNAM, announced that the yeas had it.

Mr. RANGEL demanded a recorded vote on passage of said bill, which demand was supported by one-fifth of a quorum, so a recorded vote was ordered.

The vote was taken by electronic device.

It was decided in the affirmative ..... { Yeas ..... 279; Nays ..... 131; Answered present 1 }

¶77.19 [Roll No. 422]

AYES—279

Ackerman
Aderholt
Akin
Alexander
Bachus
Baker
Barrett (SC)
Barrow
Bartlett (MD)
Bass
Bean
Beauprez
Berry
Biggert
Bilbray
Bishop (GA)
Bishop (UT)
Blackburn
Blumenauer
Blunt
Boehner
Bonner
Bono
Boozman
Boren
Boswell
Boucher
Boustany
Boyd
Bradley (NH)
Brown (SC)
Brown-Waite, Ginny
Burton (IN)
Butterfield
Calvert
Camp (MI)
Campbell (CA)
Cannon
Cantor
Capito
Cardoza
Case
Castle
Chabot
Chandler
Chocola
Clay
Cleaver
Clyburn
Cole (OK)
Conyers
Cooper
Costa
Cramer
Crenshaw
Crowley
Cubin
Cuellar
Davis (AL)
Davis (KY)
Davis (TN)
Davis, Tom
DeFazio
Delahunt
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Dicks
Dingell
Doolittle
Drake
Dreier
Duncan
Ehlers
Emanuel
Emerson
Engel
English (PA)
Everett
Feeney
Ferguson
Fitzpatrick (PA)
Foley
Forbes
Ford
Fortenberry
Fossella
Foxx
Franks (AZ)
Farr
Fattah
Filner
Flake
Frank (MA)
Gonzalez
Green, Al
Green, Gene
Grijalva
Gutierrez
Hall
Hastings (FL)
Hensarling
Hinchey
Hinojosa
Holden
Holt
Honda
Hoyer
Inslee
Jackson (IL)
Jackson-Lee (TX)
Johnson, E. B.
Johnson, Sam
Jones (OH)
Kanjorski
Kennedy (RI)
Kucinich
Langevin
Lantos
Larsen (WA)
Larson (CT)
Lee
Lofgren, Zoe
Lowey
Maloney
Markey
McCaul (TX)
McDermott
McGovern
McNulty
Michaud
Millender-McDonald
Miller (NC)
Miller, George
Mollohan
Moore (WI)
Moran (VA)
Murtha
Nadler
Napolitano
Neal (MA)
Neugebauer
Obey
Olver
Ortiz
Owens
Pallone
Pascrell
Pastor
Paul
Pelosi
Poe
Pomeroy
Price (NC)
Rangel
Frelinghuysen
Gallegly
Garrett (NJ)
Gerlach
Gibbons
Gilchrest
Gillmor
Gingrey
Goode
Goodlatte
Granger
Graves
Green (WI)
Gutknecht
Harman
Harris
Hart
Hastert
Hastings (WA)
Hayes
Hayworth
Hefley
Herger
Herseth
Higgins
Hobson
Hoekstra
Hooley
Hostettler
Hulshof
Hunter
Hyde
Inglis (SC)
Israel
Issa
Jefferson
Jenkins
Jindal
Johnson (CT)
Johnson (IL)
Kaptur
Keller
Kelly
Kennedy (MN)
Kildee
Kilpatrick (MI)
Kind
King (IA)
King (NY)
Kingston
Kirk
Kline
Knollenberg
Kolbe
Kuhl (NY)
LaHood
Latham
LaTourette
Leach
Levin
Lewis (CA)
Lewis (KY)
Lipinski
LoBiondo
Lucas
Lungren, Daniel E.
Lynch
Mack
Manzullo
Marchant
Marshall
Matheson
Matsui
McCarthy
McCollum (MN)
McCotter
McCrery
McHenry
McHugh
McIntyre
McKeon
McMorris
Meek (FL)
Meeks (NY)
Melancon
Mica
Miller (FL)
Miller (MI)
Miller, Gary
Moore (KS)
Moran (KS)
Murphy
Musgrave
Myrick
Ney
Norwood
Nunes
Nussle
Oberstar
Osborne
Otter
Pearce
Pence
Peterson (MN)
Peterson (PA)
Petri
Pickering
Pitts
Platts
Pombo
Porter
Price (GA)
Pryce (OH)
Putnam
Radanovich
Rahall
Ramstad
Regula
Rehberg
Reichert
Renzi
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Ros-Lehtinen
Ross
Rothman
Royce
Ruppersberger
Rush
Ryan (WI)
Ryun (KS)
Sabo
Saxton
Schmidt
Schwarz (MI)
Scott (GA)
Sensenbrenner
Sessions
Shadegg
Shaw
Shays
Sherwood
Shimkus
Shuster
Simmons
Simpson
Skelton
Smith (NJ)
Smith (TX)
Sodrel
Souder
Stearns
Strickland
Stupak
Sullivan
Sweeney
Tancredo
Tanner
Tauscher
Taylor (NC)
Terry
Thomas
Thompson (CA)
Thompson (MS)
Tiahrt
Tiberi
Towns
Turner
Udall (CO)
Upton
Velázquez
Walden (OR)
Walsh
Wamp
Weldon (FL)
Weldon (PA)
Weller
Westmoreland
Whitfield
Wicker
Wilson (NM)
Wilson (SC)
Wolf
Wu
Wynn
Young (AK)
Young (FL)

NOES—131

Abercrombie
Allen
Andrews
Baldwin
Barton (TX)
Becerra
Berkley
Berman
Bishop (NY)
Bonilla
Brady (PA)
Brady (TX)
Brown (OH)
Brown, Corrine
Burgess
Capps
Capuano
Cardin
Carnahan
Carter
Conaway
Costello
Culberson
Cummings
Davis (CA)
Davis (FL)
Davis (IL)
DeGette
DeLauro
Doggett
Doyle
Edwards
Eshoo
Etheridge

Reyes
Roybal-Allard
Ryan (OH)
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Schakowsky
Schiff
Schwartz (PA)
Scott (VA)
Serrano
Sherman
Slaughter
Smith (WA)
Snyder
Solis
Spratt
Taylor (MS)
Thornberry
Tierney
Udall (NM)
Van Hollen
Visclosky
Wasserman Schultz
Waters
Watson
Watt
Waxman
Weiner
Wexler
Woolsey

ANSWERED ''PRESENT''—1

Baird

NOT VOTING—22

Baca
Bilirakis
Boehlert
Buyer
Carson
Coble
Davis, Jo Ann
Deal (GA)
Evans
Gohmert
Gordon
Istook
Jones (NC)
Lewis (GA)
Linder
McKinney
Meehan
Northup
Oxley
Payne
Salazar
Stark

So the bill was passed.

A motion to reconsider the vote whereby said bill was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

¶77.20 H. RES. 844—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mr. PUTNAM, pursuant to clause 8, rule XX, announced the unfinished business to be the motion to suspend the rules and agree to the resolution (H. Res. 844) congratulating the International AIDS Vaccine Initiative on ten years of significant achievement in the search for an HIV/AIDS vaccine, and for other purposes; as amended.

The question being put,

Will the House suspend the rules and agree to said resolution, as amended?

The vote was taken by electronic device.

It was decided in the affirmative ..... { Yeas ..... 407 / Nays 0

¶77.21 [Roll No. 423]

YEAS—407

Abercrombie
Ackerman
Aderholt
Akin
Alexander
Allen
Andrews
Bachus
Baird
Baker
Baldwin
Barrett (SC)
Barrow
Bartlett (MD)
Barton (TX)
Bass
Bean
Beauprez
Becerra
Berkley
Berman
Berry
Biggert
Bilbray
Bishop (GA)
Bishop (NY)
Bishop (UT)
Blackburn
Blumenauer
Blunt
Boehner
Bonilla
Bonner
Bono
Boozman
Boren
Boswell
Boucher
Boustany
Boyd
Bradley (NH)
Brady (PA)
Brady (TX)
Brown (OH)
Brown (SC)
Brown, Corrine
Brown-Waite, Ginny
Burgess
Burton (IN)
Butterfield
Calvert
Camp (MI)
Campbell (CA)
Cannon
Cantor
Capito
Capps
Capuano
Cardin
Cardoza
Carnahan
Carter
Case
Castle
Chabot
Chandler
Chocola
Cleaver
Clyburn
Cole (OK)
Conaway
Conyers
Cooper
Costa
Costello
Cramer
Crenshaw
Crowley
Cubin
Cuellar
Culberson
Cummings
Davis (AL)
Davis (CA)
Davis (FL)
Davis (IL)
Davis (KY)
Davis (TN)
Davis, Tom
DeFazio
DeGette
Delahunt
DeLauro
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Dicks
Dingell
Doggett
Doolittle
Doyle
Drake
Dreier
Duncan
Edwards
Ehlers
Emanuel
Emerson
Engel
English (PA)
Eshoo
Etheridge
Everett
Farr
Fattah
Feeney
Ferguson
Filner
Fitzpatrick (PA)
Flake
Foley
Forbes
Ford
Fortenberry
Fossella
Foxx
Frank (MA)
Franks (AZ)
Frelinghuysen
Gallegly
Garrett (NJ)
Gerlach
Gibbons
Gilchrest
Gillmor
Gingrey
Gonzalez
Goode
Goodlatte
Granger
Graves
Green (WI)
Green, Al
Green, Gene
Grijalva
Gutierrez
Gutknecht
Hall
Harman
Harris
Hart
Hastings (FL)
Hastings (WA)
Hayes
Hayworth
Hefley
Hensarling
Herger
Herseth
Higgins
Hinchey
Hinojosa
Hobson
Hoekstra
Holden
Holt
Honda
Hooley
Hostettler
Hoyer
Hulshof
Hunter
Hyde
Inglis (SC)
Inslee
Israel
Issa
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Jenkins
Jindal
Johnson (CT)
Johnson (IL)
Johnson, E. B.
Johnson, Sam
Jones (OH)
Kanjorski
Kaptur
Keller
Kelly
Kennedy (MN)
Kennedy (RI)
Kildee
Kilpatrick (MI)
Kind
King (IA)
King (NY)
Kingston
Kirk
Kline
Knollenberg
Kolbe
Kucinich
Kuhl (NY)
LaHood
Langevin
Lantos
Larsen (WA)
Larson (CT)
Latham
LaTourette
Leach
Lee
Levin
Lewis (CA)
Lewis (KY)
Lipinski
LoBiondo
Lofgren, Zoe
Lowey
Lucas
Lungren, Daniel E.
Lynch
Mack
Maloney
Manzullo
Markey
Marshall
Matheson
Matsui
McCarthy
McCaul (TX)
McCollum (MN)
McCotter
McCrery
McDermott
McGovern
McHenry
McHugh
McIntyre
McKeon
McMorris
McNulty
Meek (FL)
Meeks (NY)
Melancon
Mica
Michaud
Millender-McDonald
Miller (FL)
Miller (MI)
Miller (NC)
Miller, Gary
Miller, George
Mollohan
Moore (KS)
Moore (WI)
Moran (KS)
Moran (VA)
Murphy
Murtha
Musgrave
Myrick
Nadler
Napolitano
Neal (MA)
Neugebauer
Ney
Norwood
Nunes
Nussle
Oberstar
Obey
Olver
Ortiz
Osborne
Otter
Owens
Pallone
Pascrell
Pastor
Paul
Pearce
Pelosi
Pence
Peterson (MN)
Peterson (PA)
Petri
Pickering
Pitts
Platts
Poe
Pombo
Pomeroy
Porter
Price (GA)
Price (NC)
Pryce (OH)
Putnam
Radanovich
Rahall
Ramstad
Rangel
Regula
Rehberg
Reichert
Renzi
Reyes
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Ros-Lehtinen
Ross
Rothman
Roybal-Allard
Royce
Ruppersberger
Rush
Ryan (OH)
Ryan (WI)
Ryun (KS)
Sabo
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Saxton
Schakowsky
Schiff
Schmidt
Schwartz (PA)
Schwarz (MI)
Scott (GA)
Scott (VA)
Sensenbrenner
Serrano
Sessions
Shadegg
Shaw
Shays
Sherman
Sherwood
Shimkus
Shuster
Simmons
Simpson
Skelton
Slaughter
Smith (NJ)
Smith (TX)
Smith (WA)
Snyder
Sodrel
Souder
Spratt
Stearns
Strickland
Stupak
Sullivan
Sweeney
Tancredo
Tanner
Tauscher
Taylor (MS)
Taylor (NC)
Terry
Thomas
Thompson (CA)
Thompson (MS)
Thornberry
Tiahrt
Tiberi
Tierney
Towns
Turner
Udall (CO)
Udall (NM)
Upton
Van Hollen
Velázquez
Visclosky
Walden (OR)
Walsh
Wamp
Wasserman Schultz
Waters
Watson
Watt
Waxman
Weiner
Weldon (FL)
Weldon (PA)
Weller
Westmoreland
Wexler
Whitfield
Wicker
Wilson (NM)
Wilson (SC)
Wolf
Woolsey
Wu
Wynn
Young (AK)
Young (FL)

NOT VOTING—25

Baca
Bilirakis
Boehlert
Buyer
Carson
Clay
Coble
Davis, Jo Ann
Deal (GA)
Evans
Gohmert
Gordon
Istook
Jones (NC)
Lewis (GA)
Linder
Marchant
McKinney
Meehan
Northup
Oxley
Payne
Salazar
Solis
Stark

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said resolution, as amended, was agreed to.

A motion to reconsider the vote whereby the rules were suspended and said resolution, as amended, was agreed to was, by unanimous consent, laid on the table.

¶77.22 ESTATE TAX AND EXTENSION OF TAX RELIEF

Mr. THOMAS, pursuant to House Resolution 966, called up for consideration the bill (H.R. 5970) to amend the Internal Revenue Code of 1986 to increase the unified credit against the estate tax to an exclusion equivalent of $5,000,000, to repeal the sunset provision for the estate and generation-skipping taxes, and to extend expiring provisions, and for other purposes.

When said bill was considered and read twice.

After debate,

SATURDAY, JULY 29 (LEGISLATIVE DAY OF JULY 28), 2006

After further debate,

The previous question having been ordered by said resolution.

The bill was ordered to be engrossed and read a third time, was read a third time by title.

Mr. George MILLER of California moved to recommit the bill to the Committee on Education and the Workforce with instructions to report the bill back to the House forthwith with the following amendment:

Strike all after the enacting clause and insert the following:

SECTION 1. SHORT TITLE; TABLE OF CONTENTS.

(a) SHORT TITLE.—This Act may be cited as the ''Fair Minimum Wage and Extension of Tax Relief Act''.

(b) TABLE OF CONTENTS.—The table of contents for ths Act is as follows:

Sec. 1. Short title; table of contents.

TITLE I—INCREASE IN THE MINIMUM WAGE

Sec. 101. Increase in the minimum wage.
Sec. 102. Applicability of minimum wage to the Commonwealth of the Northern Mariana Islands.

TITLE II—EXTENSION AND EXPANSION OF CERTAIN TAX RELIEF PROVISIONS

Subtitle A—Extension and Modification of Certain Provisions

Sec. 201. Deduction for qualified tuition and related expenses.
Sec. 202. Extension and modification of new markets tax credit.
Sec. 203. Election to deduct State and local general sales taxes.
Sec. 204. Extension and modification of research credit.
Sec. 205. Work opportunity tax credit and welfare-to-work credit.

Sec. 206. Election to include combat pay as earned income for purposes of earned income credit.
Sec. 207. Extension and modification of qualified zone academy bonds.
Sec. 208. Above-the-line deduction for certain expenses of elementary and secondary school teachers.
Sec. 209. Extension and expansion of expensing of brownfields remediation costs.
Sec. 210. Tax incentives for investment in the District of Columbia.
Sec. 211. Indian employment tax credit.
Sec. 212. Accelerated depreciation for business property on Indian reservations.
Sec. 213. Fifteen-year straight-line cost recovery for qualified leasehold improvements and qualified restaurant property.
Sec. 214. Cover over of tax on distilled spirits.
Sec. 215. Parity in application of certain limits to mental health benefits.
Sec. 216. Corporate donations of scientific property used for research and of computer technology and equipment.
Sec. 217. Availability of medical savings accounts.
Sec. 218. Taxable income limit on percentage depletion for oil and natural gas produced from marginal properties.
Sec. 219. American Samoa economic development credit.
Sec. 220. Restructuring of New York Liberty Zone tax credits.
Sec. 221. Extension of bonus depreciation for certain qualified Gulf Opportunity Zone property.
Sec. 222. Authority for undercover operations.
Sec. 223. Disclosures of certain tax return information.

Subtitle B—Other Provisions

Sec. 231. Deduction allowable with respect to income attributable to domestic production activities in Puerto Rico.
Sec. 232. Credit for prior year minimum tax liability made refundable after period of years.
Sec. 233. Returns required in connection with certain options.
Sec. 234. Partial expensing for advanced mine safety equipment.
Sec. 235. Mine rescue team training tax credit.
Sec. 236. Whistleblower reforms.
Sec. 237. Frivolous tax submissions.
Sec. 238. Addition of meningococcal and human papillomavirus vaccines to list of taxable vaccines.
Sec. 239. Clarification of taxation of certain settlement funds made permanent.
Sec. 240. Modification of active business definition under section 355 made permanent.
Sec. 241. Revision of State veterans limit made permanent.
Sec. 242. Capital gains treatment for certain self-created musical works made permanent.
Sec. 243. Reduction in minimum vessel tonnage which qualifies for tonnage tax made permanent.
Sec. 244. Modification of special arbitrage rule for certain funds made permanent.
Sec. 245. Great Lakes domestic shipping to not disqualify vessel from tonnage tax.
Sec. 246. Use of qualified mortgage bonds to finance residences for veterans without regard to first-time homebuyer requirement.
Sec. 247. Exclusion of gain from sale of a principal residence by certain employees of the intelligence community.
Sec. 248. Treatment of coke and coke gas.
Sec. 249. Sale of property by judicial officers.
Sec. 250. Premiums for mortgage insurance.
Sec. 251. Modification of refunds for kerosene used in aviation.
Sec. 252. Deduction for qualified timber gain.
Sec. 253. Credit to holders of rural renaissance bonds.
Sec. 254. Restoration of deduction for travel expenses of spouse, etc. accompanying taxpayer on business travel.
Sec. 255. Technical corrections.

TITLE III—SURFACE MINING CONTROL AND RECLAMATION ACT AMENDMENTS OF 2006

Sec. 301. Short title.

Subtitle A—Mining Control and Reclamation

Sec. 311. Abandoned Mine Reclamation Fund and purposes.
Sec. 312. Reclamation fee.
Sec. 313. Objectives of Fund.
Sec. 314. Reclamation of rural land.
Sec. 315. Liens.
Sec. 316. Certification.
Sec. 317. Remining incentives.
Sec. 318. Extension of limitation on application of prohibition on issuance of permit.
Sec. 319. Tribal regulation of surface coal mining and reclamation operations.

Subtitle B—Coal Industry Retiree Health Benefit Act

Sec. 321. Certain related persons and successors in interest relieved of liability if premiums prepaid.
Sec. 322. Transfers to funds; premium relief.
Sec. 323. Other provisions.

TITLE I—INCREASE IN THE MINIMUM WAGE

SEC. 101. INCREASE IN THE MINIMUM WAGE.

(a) IN GENERAL.—Section 6(a)(1) of the Fair Labor Standards Act of 1938 (29 U.S.C. 206(a)(1)) is amended to read as follows:

''(1) except as otherwise provided in this section, not less than—

''(A) $5.15 an hour beginning September 1, 1997;

''(B) $5.85 an hour, beginning on the 60th day after the date of enactment of the Fair Minimum Wage and Extension of Tax Relief Act of 2006;

''(C) $6.55 an hour, beginning 12 months after that 60th day; and

''(D) $7.25 an hour, beginning 24 months after that 60th day;''.

SEC. 102. APPLICABILITY OF MINIMUM WAGE TO THE COMMONWEALTH OF THE NORTHERN MARIANA ISLANDS.

(a) IN GENERAL.—Section 6 of the Fair Labor Standards Act of 1938 (29 U.S.C. 206) shall apply to the Commonwealth of the Northern Mariana Islands.

(b) TRANSITION.—Notwithstanding subsection (a), the minimum wage applicable to the Commonwealth of the Northern Mariana Islands under section 6(a)(1) of the Fair Labor Standards Act of 1938 (29 U.S.C. 206(a)(1)) shall be—

(1) $3.55 an hour, beginning on the 60th day after the date of enactment of this Act; and

(2) increased by $0.50 an hour (or such lesser amount as may be necessary to equal the minimum wage under section 6(a)(1) of such Act), beginning 6 months after the date of enactment of this Act and every 6 months thereafter until the minimum wage applicable to the Commonwealth of the Northern Mariana Islands under this subsection is equal to the minimum wage set forth in such section.

TITLE II—EXTENSION AND EXPANSION OF CERTAIN TAX RELIEF PROVISIONS

Subtitle A—Extension and Modification of Certain Provisions

SEC. 201. DEDUCTION FOR QUALIFIED TUITION AND RELATED EXPENSES.

(a) IN GENERAL.—Section 222(e) is amended by striking ''2005''and inserting ''2007''.

(b) CONFORMING AMENDMENTS.—Section 222(b)(2)(B) is amended—

(1) by striking ''a taxable year beginning in 2004 or 2005'' and inserting ''any taxable year beginning after 2003'', and

(2) by striking ''2004 AND 2005'' in the heading and inserting ''AFTER 2003''.

(c) EFFECTIVE DATE.—The amendments made by this section shall apply to taxable years beginning after December 31, 2005.

SEC. 202. EXTENSION AND MODIFICATION OF NEW MARKETS TAX CREDIT.

(a) EXTENSION.—Section 45D(f)(1)(D) is amended by striking ''and 2007'' and inserting '', 2007, and 2008''.

(b) REGULATIONS REGARDING NON-METROPOLITAN COUNTIES.—Section 45D(i) is amended by striking ''and'' at the end of paragraph (4), by striking the period at the end of paragraph (5) and inserting '', and'', and by adding at the end the following new paragraph:

''(6) which ensure that non-metropolitan counties receive a proportional allocation of qualified equity investments.''.

(c) EFFECTIVE DATE.—The amendments made by this section shall take effect on the date of the enactment of this Act.

SEC. 203. ELECTION TO DEDUCT STATE AND LOCAL GENERAL SALES TAXES.

(a) IN GENERAL.—Section 164(b)(5)(I) is amended by striking ''2006'' and inserting ''2008''.

(b) EFFECTIVE DATE.—The amendments made by this section shall apply to taxable years beginning after December 31, 2005.

SEC. 204. EXTENSION AND MODIFICATION OF RESEARCH CREDIT.

(a) EXTENSION.—

(1) IN GENERAL.—Section 41(h)(1)(B) is amended by striking ''2005'' and inserting ''2007''.

(2) CONFORMING AMENDMENT.—Section 45C(b)(1)(D) is amended by striking ''2005'' and inserting ''2007''.

(3) EFFECTIVE DATE.—The amendments made by this subsection shall apply to amounts paid or incurred after December 31, 2005.

(b) INCREASE IN RATES OF ALTERNATIVE INCREMENTAL CREDIT.—

(1) IN GENERAL.—Subparagraph (A) of section 41(c)(4) (relating to election of alternative incremental credit) is amended—

(A) by striking ''2.65 percent'' and inserting ''3 percent'',

(B) by striking ''3.2 percent'' and inserting ''4 percent'', and

(C) by striking ''3.75 percent'' and inserting ''5 percent''.

(2) EFFECTIVE DATE.—The amendments made by this subsection shall apply to amounts paid or incurred after December 31, 2006.

(c) ALTERNATIVE SIMPLIFIED CREDIT FOR QUALIFIED RESEARCH EXPENSES.—

(1) IN GENERAL.—Subsection (c) of section 41 (relating to base amount) is amended by redesignating paragraphs (5) and (6) as paragraphs (6) and (7), respectively, and by inserting after paragraph (4) the following new paragraph:

''(5) ELECTION OF ALTERNATIVE SIMPLIFIED CREDIT.—

''(A) IN GENERAL.—At the election of the taxpayer, the credit determined under subsection (a)(1) shall be equal to 12 percent of so much of the qualified research expenses

for the taxable year as exceeds 50 percent of the average qualified research expenses for the 3 taxable years preceding the taxable year for which the credit is being determined.

''(B) SPECIAL RULE IN CASE OF NO QUALIFIED RESEARCH EXPENSES IN ANY OF 3 PRECEDING TAXABLE YEARS.—

''(i) TAXPAYERS TO WHICH SUBPARAGRAPH APPLIES.—The credit under this paragraph shall be determined under this subparagraph if the taxpayer has no qualified research expenses in any one of the 3 taxable years preceding the taxable year for which the credit is being determined.

''(ii) CREDIT RATE.—The credit determined under this subparagraph shall be equal to 6 percent of the qualified research expenses for the taxable year.

''(C) ELECTION.—An election under this paragraph shall apply to the taxable year for which made and all succeeding taxable years unless revoked with the consent of the Secretary. An election under this paragraph may not be made for any taxable year to which an election under paragraph (4) applies.''.

(2) COORDINATION WITH ELECTION OF ALTERNATIVE INCREMENTAL CREDIT.—

(A) IN GENERAL.—Section 41(c)(4)(B) (relating to election) is amended by adding at the end the following: ''An election under this paragraph may not be made for any taxable year to which an election under paragraph (5) applies.''.

(B) TRANSITION RULE.—In the case of an election under section 41(c)(4) of the Internal Revenue Code of 1986 which applies to the taxable year which includes the date of the enactment of this Act, such election shall be treated as revoked with the consent of the Secretary of the Treasury if the taxpayer makes an election under section 41(c)(5) of such Code (as added by subsection (c)) for such year.

(3) EFFECTIVE DATE.—The amendments made by this subsection shall apply to amounts paid or incurred after December 31, 2006.

SEC. 205. WORK OPPORTUNITY TAX CREDIT AND WELFARE-TO-WORK CREDIT.

(a) IN GENERAL.—Sections 51(c)(4)(B) and 51A(f) are each amended by striking ''2005'' and inserting ''2007''.

(b) ELIGIBILITY OF EX-FELONS DETERMINED WITHOUT REGARD TO FAMILY INCOME.—Paragraph (4) of section 51(d) is amended by adding ''and'' at the end of subparagraph (A), by striking '', and'' at the end of subparagraph (B) and inserting a period, and by striking all that follows subparagraph (B).

(c) INCREASE IN MAXIMUM AGE FOR ELIGIBILITY OF FOOD STAMP RECIPIENTS.—Clause (i) of section 51(d)(8)(A) is amended by striking ''25'' and inserting ''40''.

(d) EXTENSION OF PAPERWORK FILING DEADLINE.—Section 51(d)(12)(A)(ii)(II) is amended by striking ''21st day'' and inserting ''28th day''.

(e) CONSOLIDATION OF WORK OPPORTUNITY CREDIT WITH WELFARE-TO-WORK CREDIT.—

(1) IN GENERAL.—Paragraph (1) of section 51(d) is amended by striking ''or'' at the end of subparagraph (G), by striking the period at the end of subparagraph (H) and inserting '', or'', and by adding at the end the following new subparagraph:

''(I) a long-term family assistance recipient.''.

(2) LONG-TERM FAMILY ASSISTANCE RECIPIENT.—Subsection (d) of section 51 is amended by redesignating paragraphs (10) through (12) as paragraphs (11) through (13), respectively, and by inserting after paragraph (9) the following new paragraph:

''(10) LONG-TERM FAMILY ASSISTANCE RECIPIENT.—The term 'long-term family assistance recipient' means any individual who is certified by the designated local agency—

''(A) as being a member of a family receiving assistance under a IV–A program (as defined in paragraph (2)(B)) for at least the 18-month period ending on the hiring date,

''(B)(i) as being a member of a family receiving such assistance for 18 months beginning after August 5, 1997, and

''(ii) as having a hiring date which is not more than 2 years after the end of the earliest such 18-month period, or

''(C)(i) as being a member of a family which ceased to be eligible for such assistance by reason of any limitation imposed by Federal or State law on the maximum period such assistance is payable to a family, and

''(ii) as having a hiring date which is not more than 2 years after the date of such cessation.''.

(3) INCREASED CREDIT FOR EMPLOYMENT OF LONG-TERM FAMILY ASSISTANCE RECIPIENTS.—Section 51 is amended by inserting after subsection (d) the following new subsection:

''(e) CREDIT FOR SECOND-YEAR WAGES FOR EMPLOYMENT OF LONG-TERM FAMILY ASSISTANCE RECIPIENTS.—

''(1) IN GENERAL.—With respect to the employment of a long-term family assistance recipient—

''(A) the amount of the work opportunity credit determined under this section for the taxable year shall include 50 percent of the qualified second-year wages for such year, and

''(B) in lieu of applying subsection (b)(3), the amount of the qualified first-year wages, and the amount of qualified second-year wages, which may be taken into account with respect to such a recipient shall not exceed $10,000 per year.

''(2) QUALIFIED SECOND-YEAR WAGES.—For purposes of this subsection, the term 'qualified second-year wages' means qualified wages—

''(A) which are paid to a long-term family assistance recipient, and

''(B) which are attributable to service rendered during the 1-year period beginning on the day after the last day of the 1-year period with respect to such recipient determined under subsection (b)(2).

''(3) SPECIAL RULES FOR AGRICULTURAL AND RAILWAY LABOR.—If such recipient is an employee to whom subparagraph (A) or (B) of subsection (h)(1) applies, rules similar to the rules of such subparagraphs shall apply except that—

''(A) such subparagraph (A) shall be applied by substituting '$10,000' for '$6,000', and

''(B) such subparagraph (B) shall be applied by substituting '$833.33' for '$500'.''.

(4) REPEAL OF SEPARATE WELFARE-TO-WORK CREDIT.—

(A) IN GENERAL.—Section 51A is hereby repealed.

(B) CLERICAL AMENDMENT.—The table of sections for subpart F of part IV of subchapter A of chapter 1 is amended by striking the item relating to section 51A.

(f) EFFECTIVE DATES.—

(1) IN GENERAL.—Except as provided in paragraph (2), the amendments made by this section shall apply to individuals who begin work for the employer after December 31, 2005.

(2) CONSOLIDATION.—The amendments made by subsections (b), (c), (d), and (e) shall apply to individuals who begin work for the employer after December 31, 2006.

SEC. 206. ELECTION TO INCLUDE COMBAT PAY AS EARNED INCOME FOR PURPOSES OF EARNED INCOME CREDIT.

(a) IN GENERAL.—Section 32(c)(2)(B)(vi)(II) is amended by striking ''2007'' and inserting ''2008''.

(b) EFFECTIVE DATE.—The amendment made by this section shall apply to taxable years beginning after December 31, 2006.

SEC. 207. EXTENSION AND MODIFICATION OF QUALIFIED ZONE ACADEMY BONDS.

(a) IN GENERAL.—Paragraph (1) of section 1397E(e) is amended by striking ''and 2005'' and inserting ''2005, 2006, and 2007''.

(b) SPECIAL RULES RELATING TO EXPENDITURES, ARBITRAGE, AND REPORTING.—

(1) IN GENERAL.—Section 1397E is amended—

(A) in subsection (d)(1), by striking ''and'' at the end of subparagraph (C)(iii), by striking the period at the end of subparagraph (D) and inserting '', and'', and by adding at the end the following new subparagraph:

''(E) the issue meets the requirements of subsections (f), (g), and (h).'', and

(B) by redesignating subsections (f), (g), (h), and (i) as subsection (i), (j), (k), and (l), respectively, and by inserting after subsection (e) the following new subsections:

''(f) SPECIAL RULES RELATING TO EXPENDITURES.—

''(1) IN GENERAL.—An issue shall be treated as meeting the requirements of this subsection if, as of the date of issuance, the issuer reasonably expects—

''(A) at least 95 percent of the proceeds from the sale of the issue are to be spent for 1 or more qualified purposes with respect to qualified zone academies within the 5-year period beginning on the date of issuance of the qualified zone academy bond,

''(B) a binding commitment with a third party to spend at least 10 percent of the proceeds from the sale of the issue will be incurred within the 6-month period beginning on the date of issuance of the qualified zone academy bond, and

''(C) such purposes will be completed with due diligence and the proceeds from the sale of the issue will be spent with due diligence.

''(2) EXTENSION OF PERIOD.—Upon submission of a request prior to the expiration of the period described in paragraph (1)(A), the Secretary may extend such period if the issuer establishes that the failure to satisfy the 5-year requirement is due to reasonable cause and the related purposes will continue to proceed with due diligence.

''(3) FAILURE TO SPEND REQUIRED AMOUNT OF BOND PROCEEDS WITHIN 5 YEARS.—To the extent that less than 95 percent of the proceeds of such issue are expended by the close of the 5-year period beginning on the date of issuance (or if an extension has been obtained under paragraph (2), by the close of the extended period), the issuer shall redeem all of the nonqualified bonds within 90 days after the end of such period. For purposes of this paragraph, the amount of the nonqualified bonds required to be redeemed shall be determined in the same manner as under section 142.

''(g) SPECIAL RULES RELATING TO ARBITRAGE.—An issue shall be treated as meeting the requirements of this subsection if the issuer satisfies the arbitrage requirements of section 148 with respect to proceeds of the issue.

''(h) REPORTING.—Issuers of qualified academy zone bonds shall submit reports similar to the reports required under section 149(e).''.

(2) CONFORMING AMENDMENTS.—Sections 54(l)(3)(B) and 1400N(l)(7)(B)(ii) are each amended by striking ''section 1397E(i)'' and inserting ''section 1397E(l)''.

(c) EFFECTIVE DATES.—

(1) EXTENSION.—The amendment made by subsection (a) shall apply to obligations issued after December 31, 2005.

(2) SPECIAL RULES.—The amendments made by subsection (b) shall apply to obligations issued after the date of the enactment of this Act pursuant to allocations of the national zone academy bond limitation for calendar years after 2005.

SEC. 208. ABOVE-THE-LINE DEDUCTION FOR CERTAIN EXPENSES OF ELEMENTARY AND SECONDARY SCHOOL TEACHERS.

(a) IN GENERAL.—Subparagraph (D) of section 62(a)(2) is amended by striking ''or 2005'' and inserting ''2005, 2006, or 2007''.

(b) EFFECTIVE DATE.—The amendment made by this section shall apply to taxable years beginning after December 31, 2005.

SEC. 209. EXTENSION AND EXPANSION OF EXPENSING OF BROWNFIELDS REMEDIATION COSTS.

(a) EXTENSION.—Subsection (h) of section 198 is amended by striking ''2005'' and inserting ''2007''.

(b) EXPANSION.—Section 198(d)(1) (defining hazardous substance) is amended by striking ''and'' at the end of subparagraph (A), by striking the period at the end of subparagraph (B) and inserting '', and'', and by adding at the end the following new subparagraph:

''(C) any petroleum product (as defined in section 4612(a)(3)).''.

(c) EFFECTIVE DATE.—The amendments made by this section shall apply to expenditures paid or incurred after December 31, 2005.

SEC. 210. TAX INCENTIVES FOR INVESTMENT IN THE DISTRICT OF COLUMBIA.

(a) DESIGNATION OF ZONE.—

(1) IN GENERAL.—Subsection (f) of section 1400 is amended by striking ''2005'' both places it appears and inserting ''2007''.

(2) EFFECTIVE DATE.—The amendments made by this subsection shall apply to periods beginning after December 31, 2005.

(b) TAX-EXEMPT ECONOMIC DEVELOPMENT BONDS.—

(1) IN GENERAL.—Subsection (b) of section 1400A is amended by striking ''2005'' and inserting ''2007''.

(2) EFFECTIVE DATE.—The amendment made by this subsection shall apply to bonds issued after December 31, 2005.

(c) ZERO PERCENT CAPITAL GAINS RATE.—

(1) IN GENERAL.—Subsection (b) of section 1400B is amended by striking ''2006'' each place it appears and inserting ''2008''.

(2) CONFORMING AMENDMENTS.—

(A) Section 1400B(e)(2) is amended—

(i) by striking ''2010'' and inserting ''2012'', and

(ii) by striking ''2010'' in the heading thereof and inserting ''2012''.

(B) Section 1400B(g)(2) is amended by striking ''2010'' and inserting ''2012''.

(C) Section 1400F(d) is amended by striking ''2010'' and inserting ''2012''.

(3) EFFECTIVE DATES.—

(A) EXTENSION.—The amendments made by paragraph (1) shall apply to acquisitions after December 31, 2005.

(B) CONFORMING AMENDMENTS.—The amendments made by paragraph (2) shall take effect on the date of the enactment of this Act.

(d) FIRST-TIME HOMEBUYER CREDIT.—

(1) IN GENERAL.—Subsection (i) of section 1400C is amended by striking ''2006'' and inserting ''2008''.

(2) EFFECTIVE DATE.—The amendment made by this subsection shall apply to property purchased after December 31, 2005.

SEC. 211. INDIAN EMPLOYMENT TAX CREDIT.

(a) IN GENERAL.—Section 45A(f) is amended by striking ''2005'' and inserting ''2007''.

(b) EFFECTIVE DATE.—The amendment made by this section shall apply to taxable years beginning after December 31, 2005.

SEC. 212. ACCELERATED DEPRECIATION FOR BUSINESS PROPERTY ON INDIAN RESERVATIONS.

(a) IN GENERAL.—Section 168(j)(8) is amended by striking ''2005'' and inserting ''2007''.

(b) EFFECTIVE DATE.—The amendment made by this section shall apply to property placed in service after December 31, 2005.

SEC. 213. FIFTEEN-YEAR STRAIGHT-LINE COST RECOVERY FOR QUALIFIED LEASEHOLD IMPROVEMENTS AND QUALIFIED RESTAURANT PROPERTY.

(a) IN GENERAL.—Clauses (iv) and (v) of section 168(e)(3)(E) are each amended by striking ''2006'' and inserting ''2008''.

(b) TREATMENT OF RESTAURANT PROPERTY TO INCLUDE NEW CONSTRUCTION.—Paragraph (7) of section 168(e) (relating to classification of property) is amended to read as follows:

''(7) QUALIFIED RESTAURANT PROPERTY.—The term 'qualified restaurant property' means any section 1250 property which is a building or an improvement to a building if more than 50 percent of the building's square footage is devoted to preparation of, and seating for on-premises consumption of, prepared meals.''.

(c) EFFECTIVE DATES.—

(1) SUBSECTION (a).—The amendments made by subsection (a) shall apply to property placed in service after December 31, 2005.

(2) SUBSECTION (b).—The amendment made by subsection (b) shall apply to property placed in service after the date of the enactment of this Act.

SEC. 214. COVER OVER OF TAX ON DISTILLED SPIRITS.

(a) IN GENERAL.—Section 7652(f)(1) is amended by striking ''2006'' and inserting ''2008''.

(b) EFFECTIVE DATE.—The amendment made by subsection (a) shall apply to articles brought into the United States after December 31, 2005.

SEC. 215. PARITY IN APPLICATION OF CERTAIN LIMITS TO MENTAL HEALTH BENEFITS.

(a) AMENDMENT TO THE INTERNAL REVENUE CODE OF 1986.—Section 9812(f)(3) is amended by striking ''2006'' and inserting ''2007''.

(b) AMENDMENT TO THE EMPLOYEE RETIREMENT INCOME SECURITY ACT OF 1974.—Section 712(f) of the Employee Retirement Income Security Act of 1974 (29 U.S.C. 1185a(f)) is amended by striking ''2006'' and inserting ''2007''.

(c) AMENDMENT TO THE PUBLIC HEALTH SERVICE ACT.—Section 2705(f) of the Public Health Service Act (42 U.S.C. 300gg–5(f)) is amended by striking ''2006''and inserting ''2007''.

SEC. 216. CORPORATE DONATIONS OF SCIENTIFIC PROPERTY USED FOR RESEARCH AND OF COMPUTER TECHNOLOGY AND EQUIPMENT.

(a) EXTENSION OF COMPUTER TECHNOLOGY AND EQUIPMENT DONATION.—

(1) IN GENERAL.—Section 170(e)(6)(G) is amended by striking ''2005'' and inserting ''2007''.

(2) EFFECTIVE DATE.—The amendment made by paragraph (1) shall apply to contributions made in taxable years beginning after December 31, 2005.

(b) EXPANSION OF CHARITABLE CONTRIBUTION ALLOWED FOR SCIENTIFIC PROPERTY USED FOR RESEARCH AND FOR COMPUTER TECHNOLOGY AND EQUIPMENT USED FOR EDUCATIONAL PURPOSES.—

(1) SCIENTIFIC PROPERTY USED FOR RESEARCH.—

(A) IN GENERAL.—Clause (ii) of section 170(e)(4)(B) (defining qualified research contributions) is amended by inserting ''or assembled'' after ''constructed''.

(B) CONFORMING AMENDMENT.—Clause (iii) of section 170(e)(4)(B) is amended by inserting ''or assembly'' after ''construction''.

(2) COMPUTER TECHNOLOGY AND EQUIPMENT FOR EDUCATIONAL PURPOSES.—

(A) IN GENERAL.—Clause (ii) of section 170(e)(6)(B) is amended by inserting ''or assembled'' after ''constructed'' and ''or assembling'' after ''construction''.

(B) CONFORMING AMENDMENT.—Subparagraph (D) of section 170(e)(6) is amended by inserting ''or assembled'' after ''constructed'' and ''or assembly'' after ''construction''.

(3) EFFECTIVE DATE.—The amendments made by this subsection shall apply to taxable years beginning after December 31, 2005.

SEC. 217. AVAILABILITY OF MEDICAL SAVINGS ACCOUNTS.

(a) IN GENERAL.—Paragraphs (2) and (3)(B) of section 220(i) are each amended by striking ''2005'' each place it appears in the text and headings and inserting ''2007''.

(b) CONFORMING AMENDMENTS.—

(1) Paragraph (2) of section 220(j) is amended—

(A) in the text by striking ''or 2004'' each place it appears and inserting ''2004, 2005, or 2006'', and

(B) in the heading by striking ''OR 2004'' and inserting ''2004, 2005, OR 2006'' .

(2) Subparagraph (A) of section 220(j)(4) is amended by striking ''and 2004'' and inserting ''2004, 2005, and 2006''.

(c) TIME FOR FILING REPORTS, ETC.—

(1) The report required by section 220(j)(4) of the Internal Revenue Code of 1986 to be made on August 1, 2005, shall be treated as timely if made before the close of the 90-day period beginning on the date of the enactment of this Act.

(2) The determination and publication required by section 220(j)(5) of such Code with respect to calendar year 2005 shall be treated as timely if made before the close of the 120-day period beginning on the date of the enactment of this Act. If the determination under the preceding sentence is that 2005 is a cut-off year under section 220(i) of such Code, the cut-off date under such section 220(i) shall be the last day of such 120-day period.

SEC. 218. TAXABLE INCOME LIMIT ON PERCENTAGE DEPLETION FOR OIL AND NATURAL GAS PRODUCED FROM MARGINAL PROPERTIES.

(a) IN GENERAL.—Section 613A(c)(6)(H) is amended by striking ''2006'' and inserting ''2008''.

(b) EFFECTIVE DATE.—The amendment made by subsection (a) shall apply to taxable years beginning after December 31, 2005.

SEC. 219. AMERICAN SAMOA ECONOMIC DEVELOPMENT CREDIT.

(a) IN GENERAL.—For purposes of section 30A of the Internal Revenue Code of 1986, a domestic corporation shall be treated as a qualified domestic corporation to which such section applies if such corporation—

(1) is an existing credit claimant with respect to American Samoa, and

(2) elected the application of section 936 of the Internal Revenue Code of 1986 for its last taxable year beginning before January 1, 2006.

(b) SPECIAL RULES FOR APPLICATION OF SECTION.—The following rules shall apply in applying section 30A of the Internal Revenue Code of 1986 for purposes of this section:

(1) AMOUNT OF CREDIT.—Notwithstanding section 30A(a)(1) of such Code, the amount of the credit determined under section 30A(a)(1) of such Code for any taxable year shall be the amount determined under section 30A(d) of such Code, except that section 30A(d) shall be applied without regard to paragraph (3) thereof.

(2) SEPARATE APPLICATION.—In applying section 30A(a)(3) of such Code in the case of a corporation treated as a qualified domestic corporation by reason of this section, section 30A of such Code (and so much of section 936 of such Code as relates to such section 30A) shall be applied separately with respect to American Samoa.

(3) FOREIGN TAX CREDIT ALLOWED.—Notwithstanding section 30A(e) of such Code, the provisions of section 936(c) of such Code shall not apply with respect to the credit allowed by reason of this section.

(c) DEFINITIONS.—For purposes of this section, any term which is used in this section

which is also used in section 30A or 936 of such Code shall have the same meaning given such term by such section 30A or 936.

(d) APPLICATION OF SECTION.—Notwithstanding section 30A(h) or section 936(j) of such Code, this section (and so much of section 30A and section 936 of such Code as relates to this section) shall apply to the first two taxable years of a corporation to which subsection (a) applies which begin after December 31, 2005, and before January 1, 2008.

SEC. 220. RESTRUCTURING OF NEW YORK LIBERTY ZONE TAX CREDITS.

(a) IN GENERAL.—Part I of subchapter Y of chapter 1 is amended by redesignating section 1400L as 1400K and by adding at the end the following new section:

"SEC. 1400L. NEW YORK LIBERTY ZONE TAX CREDITS.

''(a) IN GENERAL.—In the case of a New York Liberty Zone governmental unit, there shall be allowed as a credit against any taxes imposed for any payroll period by section 3402 for which such governmental unit is liable under section 3403 an amount equal to so much of the portion of the qualifying project expenditure amount allocated under subsection (b)(3) to such governmental unit for the calendar year as is allocated by such governmental unit to such period under subsection (b)(4).

''(b) QUALIFYING PROJECT EXPENDITURE AMOUNT.—For purposes of this section—

''(1) IN GENERAL.—The term 'qualifying project expenditure amount' means, with respect to any calendar year, the sum of—

''(A) the total expenditures paid or incurred during such calendar year by all New York Liberty Zone governmental units and the Port Authority of New York and New Jersey for any portion of qualifying projects located wholly within the City of New York, New York, and

''(B) any such expenditures—

''(i) paid or incurred in any preceding calendar year which begins after the date of enactment of this section, and

''(ii) not previously allocated under paragraph (3).

''(2) QUALIFYING PROJECT.—The term 'qualifying project' means any transportation infrastructure project, including highways, mass transit systems, railroads, airports, ports, and waterways, in or connecting with the New York Liberty Zone (as defined in section 1400K(h)), which is designated as a qualifying project under this section jointly by the Governor of the State of New York and the Mayor of the City of New York, New York.

''(3) GENERAL ALLOCATION.—

''(A) IN GENERAL.—The Governor of the State of New York and the Mayor of the City of New York, New York, shall jointly allocate to each New York Liberty Zone governmental unit the portion of the qualifying project expenditure amount which may be taken into account by such governmental unit under subsection (a) for any calendar year in the credit period.

''(B) AGGREGATE LIMIT.—The aggregate amount which may be allocated under subparagraph (A) for all calendar years in the credit period shall not exceed $1,750,000,000.

''(C) ANNUAL LIMIT.—

''(i) IN GENERAL.—The aggregate amount which may be allocated under subparagraph (A) for any calendar year in the credit period shall not exceed the sum of—

''(I) the applicable limit, plus

''(II) the aggregate amount authorized to be allocated under this paragraph for all preceding calendar years in the credit period which was not so allocated.

''(ii) APPLICABLE LIMIT.—For purposes of clause (i), the applicable limit for any calendar year is—

''(I) in the case of calendar years 2007 through 2016, $100,000,000,

''(II) in the case of calendar year 2017 or 2018, $200,000,000,

''(III) in the case of calendar year 2019, $150,000,000,

''(IV) in the case of calendar year 2020 or 2021, $100,000,000, and

''(V) in the case of any calendar year after 2021, zero.

''(D) UNALLOCATED AMOUNTS AT END OF CREDIT PERIOD.—If, as of the close of the credit period, the amount under subparagraph (B) exceeds the aggregate amount allocated under subparagraph (A) for all calendar years in the credit period, the Governor of the State of New York and the Mayor of the City of New York, New York, may jointly allocate to New York Liberty Zone governmental units for any calendar year in the 5-year period following the credit period an amount equal to—

''(i) the lesser of—

''(I) such excess, or

''(II) the qualifying project expenditure amount for such calendar year, reduced by

''(ii) the aggregate amount allocated under this subparagraph for all preceding calendar years.

''(4) ALLOCATION TO PAYROLL PERIODS.—Each New York Liberty Zone governmental unit which has been allocated a portion of the qualifying project expenditure amount under paragraph (3) for a calendar year may allocate such portion to payroll periods beginning in such calendar year as such governmental unit determines appropriate.

''(c) CARRYOVER OF UNUSED ALLOCATIONS.—

''(1) IN GENERAL.—Except as provided in paragraph (2), if the amount allocated under subsection (b)(3) to a New York Liberty Zone governmental unit for any calendar year exceeds the aggregate taxes imposed by section 3402 for which such governmental unit is liable under section 3403 for periods beginning in such year, such excess shall be carried to the succeeding calendar year and added to the allocation of such governmental unit for such succeeding calendar year. No amount may be carried under the preceding sentence to a calendar year after 2026.

''(2) REALLOCATION.—If a New York Liberty Zone governmental unit does not use an amount allocated to it under subsection (b)(3) within the time prescribed by the Governor of the State of New York and the Mayor of the City of New York, New York, then such amount shall after such time be treated for purposes of subsection (b)(3) in the same manner as if it had never been allocated.

''(d) DEFINITIONS AND SPECIAL RULES.—For purposes of this section—

''(1) CREDIT PERIOD.—The term 'credit period' means the 15-year period beginning on January 1, 2007.

''(2) NEW YORK LIBERTY ZONE GOVERNMENTAL UNIT.—The term 'New York Liberty Zone governmental unit' means—

''(A) the State of New York,

''(B) the City of New York, New York, and

''(C) any agency or instrumentality of such State or City.

''(3) TREATMENT OF FUNDS.—Any expenditure for a qualifying project taken into account for purposes of the credit under this section shall be considered State and local funds for the purpose of any Federal program.

''(4) TREATMENT OF CREDIT AMOUNTS FOR PURPOSES OF WITHHOLDING TAXES.—For purposes of this title, a New York Liberty Zone governmental unit shall be treated as having paid to the Secretary, on the day on which wages are paid to employees, an amount equal to the amount of the credit allowed to such entity under subsection (a) with respect to such wages, but only if such governmental unit deducts and withholds wages for such payroll period under section 3401 (relating to wage withholding).

''(e) REPORTING.—The Governor of the State of New York and the Mayor of the City of New York, New York, shall jointly submit to the Secretary an annual report—

''(1) which certifies—

''(A) the qualifying project expenditure amount for the calendar year, and

''(B) the amount allocated to each New York Liberty Zone governmental unit under subsection (b)(3) for the calendar year, and

''(2) includes such other information as the Secretary may require to carry out this section.

''(f) GUIDANCE.—The Secretary may prescribe such guidance as may be necessary or appropriate to ensure compliance with the purposes of this section.

''(g) TERMINATION.—No credit shall be allowed under subsection (a) for any calender year after 2026.''.

(b) TERMINATION OF CERTAIN NEW YORK LIBERTY ZONE BENEFITS.—

(1) SPECIAL ALLOWANCE AND EXPENSING.—Section 1400K(b)(2)(A)(v), as redesignated by subsection (a), is amended by striking ''the termination date'' and inserting ''the date of the enactment of the Fair Minimum Wage and Extension of Tax Relief Act or the termination date if pursuant to a binding contract in effect on such enactment date''.

(2) LEASEHOLD.—Section 1400K(c)(2)(B), as so redesignated, is amended by striking ''before January 1, 2007'' and inserting ''on or before the date of the enactment of the Fair Minimum Wage and Extension of Tax Relief Act or before January 1, 2007, if pursuant to a binding contract in effect on such enactment date''.

(c) CONFORMING AMENDMENTS.—

(1) Section 38(c)(3)(B) is amended by striking ''section 1400L(a)'' and inserting ''section 1400K(a)''.

(2) Section 168(k)(2)(D)(ii) is amended by striking ''section 1400L(c)(2)'' and inserting ''1400K(c)(2)''.

(3) The table of sections for part I of subchapter Y of chapter 1 is amended by striking ''1400L'' and inserting ''1400K''.

(d) EFFECTIVE DATE.—

(1) IN GENERAL.—Except as provided in paragraph (2), the amendments made by this section shall apply to periods beginning after December 31, 2006.

(2) SUBSECTION (b).—The amendments made by subsection (b) shall take effect as if included in section 301 of the Job Creation and Worker Assistance Act of 2002.

SEC. 221. EXTENSION OF BONUS DEPRECIATION FOR CERTAIN QUALIFIED GULF OPPORTUNITY ZONE PROPERTY.

(a) IN GENERAL.—Subsection (d) of section 1400N is amended by adding at the end the following new paragraph:

''(6) EXTENSION FOR CERTAIN PROPERTY.—

''(A) IN GENERAL.—In the case of any specified Gulf Opportunity Zone extension property, paragraph (2)(A) shall be applied without regard to clause (v) thereof.

''(B) SPECIFIED GULF OPPORTUNITY ZONE EXTENSION PROPERTY.—For purposes of this paragraph, the term 'specified Gulf Opportunity Zone extension property' means property—

''(i) substantially all of the use of which is in one or more specified portions of the GO Zone, and

''(ii) which is—

''(I) nonresidential real property or residential rental property which is placed in service by the taxpayer on or before December 31, 2009, or

''(II) in the case of a taxpayer who places a building described in subclause (I) in service on or before December 31, 2009, property described in section 168(k)(2)(A)(i) if substantially all of the use of such property is in such building and such property is placed in service by the taxpayer not later than 90 days after such building is placed in service.

''(C) SPECIFIED PORTIONS OF THE GO ZONE.—For purposes of this paragraph, the term 'specified portions of the GO Zone' means those portions of the GO Zone which are in any county or parish which is identified by the Secretary as being a county or parish in which hurricanes occurring during 2005 damaged (in the aggregate) more than 40 percent of the housing units in such county or parish which were occupied (determined according to the 2000 Census).''.

(b) EXTENSION NOT APPLICABLE TO INCREASED SECTION 179 EXPENSING.—Paragraph (2) of section 1400N(e) is amended by inserting ''without regard to subsection (d)(6)'' after ''subsection (d)(2)''.

(c) EFFECTIVE DATE.—The amendments made by this section shall take effect as if included in section 101 of the Gulf Opportunity Zone Act of 2005.

SEC. 222. AUTHORITY FOR UNDERCOVER OPERATIONS.

Paragraph (6) of section 7608(c) (relating to application of section) is amended by striking ''2007'' both places it appears and inserting ''2008''.

SEC. 223. DISCLOSURES OF CERTAIN TAX RETURN INFORMATION.

(a) DISCLOSURES TO FACILITATE COMBINED EMPLOYMENT TAX REPORTING.—

(1) IN GENERAL.—Subparagraph (B) of section 6103(d)(5) (relating to termination) is amended by striking ''2006'' and inserting ''2007''.

(2) EFFECTIVE DATE.—The amendment made by paragraph (1) shall apply to disclosures after December 31, 2006.

(b) DISCLOSURES RELATING TO TERRORIST ACTIVITIES.—

(1) IN GENERAL.—Clause (iv) of section 6103(i)(3)(C) and subparagraph (E) of section 6103(i)(7) are each amended by striking ''2006'' and inserting ''2007''.

(2) EFFECTIVE DATE.—The amendments made by paragraph (1) shall apply to disclosures after December 31, 2006.

(c) DISCLOSURES RELATING TO STUDENT LOANS.—

(1) IN GENERAL.—Subparagraph (D) of section 6103(l)(13) (relating to termination) is amended by striking ''2006'' and inserting ''2007''.

(2) EFFECTIVE DATE.—The amendment made by paragraph (1) shall apply to requests made after December 31, 2006.

Subtitle B—Other Provisions

SEC. 231. DEDUCTION ALLOWABLE WITH RESPECT TO INCOME ATTRIBUTABLE TO DOMESTIC PRODUCTION ACTIVITIES IN PUERTO RICO.

(a) IN GENERAL.—Subsection (d) of section 199 (relating to definitions and special rules) is amended by redesignating paragraph (8) as paragraph (9) and by inserting after paragraph (7) the following new paragraph:

''(8) TREATMENT OF ACTIVITIES IN PUERTO RICO.—

''(A) IN GENERAL.—In the case of any taxpayer with gross receipts for any taxable year from sources within the Commonwealth of Puerto Rico, if all of such receipts are taxable under section 1 or 11 for such taxable year, then for purposes of determining the domestic production gross receipts of such taxpayer for such taxable year under subsection (c)(4), the term 'United States' shall include the Commonwealth of Puerto Rico.

''(B) SPECIAL RULE FOR APPLYING WAGE LIMITATION.—In the case of any taxpayer described in subparagraph (A), for purposes of applying the limitation under subsection (b) for any taxable year, the determination of W–2 wages of such taxpayer shall be made without regard to any exclusion under section 3401(a)(8) for remuneration paid for services performed in Puerto Rico.

''(C) TERMINATION.—This paragraph shall apply only with respect to the first 2 taxable years of the taxpayer beginning after December 31, 2005, and before January 1, 2008.''.

(b) EFFECTIVE DATE.—The amendments made by subsection (a) shall apply to taxable years beginning after December 31, 2005.

SEC. 232. CREDIT FOR PRIOR YEAR MINIMUM TAX LIABILITY MADE REFUNDABLE AFTER PERIOD OF YEARS.

(a) IN GENERAL.—Section 53 (relating to credit for prior year minimum tax liability) is amended by adding at the end the following new subsection:

''(e) SPECIAL RULE FOR INDIVIDUALS WITH LONG-TERM UNUSED CREDITS.—

''(1) IN GENERAL.—If an individual has a long-term unused minimum tax credit for any taxable year beginning before January 1, 2013, the amount determined under subsection (c) for such taxable year shall not be less than the AMT refundable credit amount for such taxable year.

''(2) AMT REFUNDABLE CREDIT AMOUNT.—For purposes of paragraph (1)—

''(A) IN GENERAL.—The term 'AMT refundable credit amount' means, with respect to any taxable year, the amount equal to the greater of—

''(i) the lesser of—

''(I) $5,000, or

''(II) the amount of long-term unused minimum tax credit for such taxable year, or

''(ii) 20 percent of the amount of such credit.

''(B) PHASEOUT OF AMT REFUNDABLE CREDIT AMOUNT.—

''(i) IN GENERAL.—In the case of an individual whose adjusted gross income for any taxable year exceeds the threshold amount (within the meaning of section 151(d)(3)(C)), the AMT refundable credit amount determined under subparagraph (A) for such taxable year shall be reduced by the applicable percentage (within the meaning of section 151(d)(3)(B)).

''(ii) ADJUSTED GROSS INCOME.—For purposes of clause (i), adjusted gross income shall be determined without regard to sections 911, 931, and 933.

''(3) LONG-TERM UNUSED MINIMUM TAX CREDIT.—

''(A) IN GENERAL.—For purposes of this subsection, the term 'long-term unused minimum tax credit' means, with respect to any taxable year, the portion of the minimum tax credit determined under subsection (b) attributable to the adjusted net minimum tax for taxable years before the 3rd taxable year immediately preceding such taxable year.

''(B) FIRST-IN, FIRST-OUT ORDERING RULE.—For purposes of subparagraph (A), credits shall be treated as allowed under subsection (a) on a first-in, first-out basis.

''(4) CREDIT REFUNDABLE.—For purposes of this title (other than this section), the credit allowed by reason of this subsection shall be treated as if it were allowed under subpart C.''.

(b) CONFORMING AMENDMENTS.—

(1) Section 6211(b)(4)(A) is amended by striking ''and 34'' and inserting ''34, and 53(e)''.

(2) Paragraph (2) of section 1324(b) of title 31, United States Code, is amended by inserting ''or 53(e)'' after ''section 35''.

(c) EFFECTIVE DATE.—The amendments made by this section shall apply to taxable years beginning after the date of the enactment of this Act.

SEC. 233. RETURNS REQUIRED IN CONNECTION WITH CERTAIN OPTIONS.

(a) IN GENERAL.—So much of section 6039(a) as follows paragraph (2) is amended to read as follows:

''shall, for such calendar year, make a return at such time and in such manner, and setting forth such information, as the Secretary may by regulations prescribe.''.

(b) STATEMENTS TO PERSONS WITH RESPECT TO WHOM INFORMATION IS FURNISHED.—Section 6039 is amended by redesignating subsections (b) and (c) as subsection (c) and (d), respectively, and by inserting after subsection (a) the following new subsection:

''(b) STATEMENTS TO BE FURNISHED TO PERSONS WITH RESPECT TO WHOM INFORMATION IS REPORTED.—Every corporation making a return under subsection (a) shall furnish to each person whose name is set forth in such return a written statement setting forth such information as the Secretary may by regulations prescribe. The written statement required under the preceding sentence shall be furnished to such person on or before January 31 of the year following the calendar year for which the return under subsection (a) was made.''.

(c) CONFORMING AMENDMENTS.—

(1) Section 6724(d)(1)(B) is amended by striking ''or'' at the end of clause (xvii), by striking ''and'' at the end of clause (xviii) and inserting ''or'', and by adding at the end the following new clause:

''(xix) section 6039(a) (relating to returns required with respect to certain options), and''.

(2) Section 6724(d)(2)(B) is amended by striking ''section 6039(a)'' and inserting ''section 6039(b)''.

(3) The heading of section 6039 and the item relating to such section in the table of sections of subpart A of part III of subchapter A of chapter 61 of such Code are each amended by striking ''Information'' and inserting ''Returns''.

(4) The heading of subsection (a) of section 6039 is amended by striking ''FURNISHING OF INFORMATION'' and inserting ''REQUIREMENT OF REPORTING''.

(d) EFFECTIVE DATE.—The amendments made by this section shall apply to calendar years beginning after the date of the enactment of this Act.

SEC. 234. PARTIAL EXPENSING FOR ADVANCED MINE SAFETY EQUIPMENT.

(a) IN GENERAL.—Part VI of subchapter B of chapter 1 is amended by inserting after section 179D the following new section:

''SEC. 179E. ELECTION TO EXPENSE ADVANCED MINE SAFETY EQUIPMENT.

''(a) TREATMENT AS EXPENSES.—A taxpayer may elect to treat 50 percent of the cost of any qualified advanced mine safety equipment property as an expense which is not chargeable to capital account. Any cost so treated shall be allowed as a deduction for the taxable year in which the qualified advanced mine safety equipment property is placed in service.

''(b) ELECTION.—

''(1) IN GENERAL.—An election under this section for any taxable year shall be made on the taxpayer's return of the tax imposed by this chapter for the taxable year. Such election shall specify the advanced mine safety equipment property to which the election applies and shall be made in such manner as the Secretary may by regulations prescribe.

''(2) ELECTION IRREVOCABLE.—Any election made under this section may not be revoked except with the consent of the Secretary.

''(c) QUALIFIED ADVANCED MINE SAFETY EQUIPMENT PROPERTY.—For purposes of this section, the term 'qualified advanced mine safety equipment property' means any advanced mine safety equipment property for use in any underground mine located in the United States—

''(1) the original use of which commences with the taxpayer, and

''(2) which is placed in service by the taxpayer after the date of the enactment of this section.

''(d) ADVANCED MINE SAFETY EQUIPMENT PROPERTY.—For purposes of this section, the term 'advanced mine safety equipment property' means any of the following:

''(1) Emergency communication technology or device which is used to allow a miner to maintain constant communication with an individual who is not in the mine.

''(2) Electronic identification and location device which allows an individual who is not in the mine to track at all times the movements and location of miners working in or at the mine.

''(3) Emergency oxygen-generating, self-rescue device which provides oxygen for at least 90 minutes.

''(4) Pre-positioned supplies of oxygen which (in combination with self-rescue devices) can be used to provide each miner on a shift, in the event of an accident or other event which traps the miner in the mine or otherwise necessitates the use of such a self-rescue device, the ability to survive for at least 48 hours.

''(5) Comprehensive atmospheric monitoring system which monitors the levels of carbon monoxide, methane, and oxygen that are present in all areas of the mine and which can detect smoke in the case of a fire in a mine.

''(e) COORDINATION WITH SECTION 179.—No expenditures shall be taken into account under subsection (a) with respect to the portion of the cost of any property specified in an election under section 179.

''(f) REPORTING.—No deduction shall be allowed under subsection (a) to any taxpayer for any taxable year unless such taxpayer files with the Secretary a report containing such information with respect to the operation of the mines of the taxpayer as the Secretary shall require.

''(g) TERMINATION.—This section shall not apply to property placed in service after December 31, 2008.''.

(b) CONFORMING AMENDMENTS.—

(1) Section 263(a)(1) is amended by striking ''or'' at the end of subparagraph (J), by striking the period at the end of subparagraph (K) and inserting '', or'', and by inserting after subparagraph (K) the following new subparagraph:

''(L) expenditures for which a deduction is allowed under section 179E.''.

(2) Section 312(k)(3)(B) is amended by striking ''or 179D'' each place it appears in the heading and text thereof and inserting ''179D, or 179E''.

(3) Paragraphs (2)(C) and (3)(C) of section 1245(a) are each amended by inserting ''179E,'' after ''179D,''.

(4) The table of sections for part VI of subchapter B of chapter 1 is amended by inserting after the item relating to section 179D the following new item:

''Sec. 179E. Election to expense advanced mine safety equipment.''.

(c) EFFECTIVE DATE.—The amendments made by this section shall apply to costs paid or incurred after the date of the enactment of this Act.

SEC. 235. MINE RESCUE TEAM TRAINING TAX CREDIT.

(a) IN GENERAL.—Subpart D of part IV of subchapter A of chapter 1 (relating to business related credits) is amended by adding at the end the following new section:

''SEC. 45N. MINE RESCUE TEAM TRAINING CREDIT.

''(a) AMOUNT OF CREDIT.—For purposes of section 38, the mine rescue team training credit determined under this section with respect to each qualified mine rescue team employee of an eligible employer for any taxable year is an amount equal to the lesser of—

''(1) 20 percent of the amount paid or incurred by the taxpayer during the taxable year with respect to the training program costs of such qualified mine rescue team employee (including wages of such employee while attending such program), or

''(2) $10,000.

''(b) QUALIFIED MINE RESCUE TEAM EMPLOYEE.—For purposes of this section, the term 'qualified mine rescue team employee' means with respect to any taxable year any full-time employee of the taxpayer who is—

''(1) a miner eligible for more than 6 months of such taxable year to serve as a mine rescue team member as a result of completing, at a minimum, an initial 20-hour course of instruction as prescribed by the Mine Safety and Health Administration's Office of Educational Policy and Development, or

''(2) a miner eligible for more than 6 months of such taxable year to serve as a mine rescue team member by virtue of receiving at least 40 hours of refresher training in such instruction.

''(c) ELIGIBLE EMPLOYER.—For purposes of this section, the term 'eligible employer' means any taxpayer which employs individuals as miners in underground mines in the United States.

''(d) WAGES.—For purposes of this section, the term 'wages' has the meaning given to such term by subsection (b) of section 3306 (determined without regard to any dollar limitation contained in such section).

''(e) TERMINATION.—This section shall not apply to taxable years beginning after December 31, 2008.''.

(b) CREDIT MADE PART OF GENERAL BUSINESS CREDIT.—Section 38(b) is amended by striking ''and'' at the end of paragraph (29), by striking the period at the end of paragraph (30) and inserting '', plus'', and by adding at the end the following new paragraph:

''(31) the mine rescue team training credit determined under section 45N(a).''.

(c) NO DOUBLE BENEFIT.—Section 280C is amended by adding at the end the following new subsection:

''(e) MINE RESCUE TEAM TRAINING CREDIT.—No deduction shall be allowed for that portion of the expenses otherwise allowable as a deduction for the taxable year which is equal to the amount of the credit determined for the taxable year under section 45N(a).''.

(d) CLERICAL AMENDMENT.—The table of sections for subpart D of part IV of subchapter A of chapter 1 is amended by adding at the end the following new item:

''Sec. 45N. Mine rescue team training credit.''.

(e) EFFECTIVE DATE.—The amendments made by this section shall apply to taxable years beginning after December 31, 2005.

SEC. 236. WHISTLEBLOWER REFORMS.

(a) AWARDS TO WHISTLEBLOWERS.—

(1) IN GENERAL.—Section 7623 (relating to expenses of detection of underpayments and fraud, etc.) is amended—

(A) by striking ''The Secretary'' and inserting ''(a) IN GENERAL.—The Secretary'',

(B) by striking ''and'' at the end of paragraph (1) and inserting ''or'',

(C) by striking ''(other than interest)'', and

(D) by adding at the end the following new subsection:

''(b) AWARDS TO WHISTLEBLOWERS.—

''(1) IN GENERAL.—If the Secretary proceeds with any administrative or judicial action described in subsection (a) based on information brought to the Secretary's attention by an individual, such individual shall, subject to paragraph (2), receive as an award at least 15 percent but not more than 30 percent of the collected proceeds (including penalties, interest, additions to tax, and additional amounts) resulting from the action (including any related actions) or from any settlement in response to such action. The determination of the amount of such award by the Whistleblower Office shall depend upon the extent to which the individual substantially contributed to such action.

''(2) AWARD IN CASE OF LESS SUBSTANTIAL CONTRIBUTION.—

''(A) IN GENERAL.—In the event the action described in paragraph (1) is one which the Whistleblower Office determines to be based principally on disclosures of specific allegations (other than information provided by the individual described in paragraph (1)) resulting from a judicial or administrative hearing, from a governmental report, hearing, audit, or investigation, or from the news media, the Whistleblower Office may award such sums as it considers appropriate, but in no case more than 10 percent of the collected proceeds (including penalties, interest, additions to tax, and additional amounts) resulting from the action (including any related actions) or from any settlement in response to such action, taking into account the significance of the individual's information and the role of such individual and any legal representative of such individual in contributing to such action.

''(B) NONAPPLICATION OF PARAGRAPH WHERE INDIVIDUAL IS ORIGINAL SOURCE OF INFORMATION.—Subparagraph (A) shall not apply if the information resulting in the initiation of the action described in paragraph (1) was originally provided by the individual described in paragraph (1).

''(3) REDUCTION IN OR DENIAL OF AWARD.—If the Whistleblower Office determines that the claim for an award under paragraph (1) or (2) is brought by an individual who planned and initiated the actions that led to the underpayment of tax or actions described in subsection (a)(2), then the Whistleblower Office may appropriately reduce such award. If such individual is convicted of criminal conduct arising from the role described in the preceding sentence, the Whistleblower Office shall deny any award.

''(4) APPEAL OF AWARD DETERMINATION.—Any determination regarding an award under paragraph (1), (2), or (3) may, within 30 days of such determination, be appealed to the Tax Court (and the Tax Court shall have jurisdiction with respect to such matter).

''(5) APPLICATION OF THIS SUBSECTION.—This subsection shall apply with respect to any action—

''(A) against any taxpayer, but in the case of any individual, only if such individual's gross income exceeds $200,000 for any taxable year subject to such action, and

''(B) if the tax, penalties, interest, additions to tax, and additional amounts in dispute exceed $2,000,000.

''(6) ADDITIONAL RULES.—

''(A) NO CONTRACT NECESSARY.—No contract with the Internal Revenue Service is necessary for any individual to receive an award under this subsection.

''(B) REPRESENTATION.—Any individual described in paragraph (1) or (2) may be represented by counsel.

''(C) SUBMISSION OF INFORMATION.—No award may be made under this subsection based on information submitted to the Secretary unless such information is submitted under penalty of perjury.''.

(2) ASSIGNMENT TO SPECIAL TRIAL JUDGES.—

(A) IN GENERAL.—Section 7443A(b) (relating to proceedings which may be assigned to special trial judges) is amended by striking ''and'' at the end of paragraph (4), by redesignating paragraph (5) as paragraph (6), and by inserting after paragraph (4) the following new paragraph:

''(5) any proceeding under section 7623(b)(4), and''.

(B) CONFORMING AMENDMENT.—Section 7443A(c) is amended by striking ''or (4)'' and inserting ''(4), or (5)''.

(3) DEDUCTION ALLOWED WHETHER OR NOT TAXPAYER ITEMIZES.—Subsection (a) of section 62 (relating to general rule defining adjusted gross income) is amended by inserting after paragraph (20) the following new paragraph:

''(21) ATTORNEYS FEES RELATING TO AWARDS TO WHISTLEBLOWERS.—Any deduction allowable under this chapter for attorney fees and court costs paid by, or on behalf of, the taxpayer in connection with any award under section 7623(b) (relating to awards to whistleblowers). The preceding sentence shall not apply to any deduction in excess of the amount includible in the taxpayer's gross income for the taxable year on account of such award.''.

(b) WHISTLEBLOWER OFFICE.—

(1) IN GENERAL.—Not later than the date which is 12 months after the date of the enactment of this Act, the Secretary of the Treasury shall issue guidance for the operation of a whistleblower program to be administered in the Internal Revenue Service by an office to be known as the ''Whistleblower Office'' which—

(A) shall at all times operate at the direction of the Commissioner of Internal Revenue and coordinate and consult with other divisions in the Internal Revenue Service as directed by the Commissioner of Internal Revenue,

(B) shall analyze information received from any individual described in section 7623(b) of the Internal Revenue Code of 1986 and either investigate the matter itself or assign it to the appropriate Internal Revenue Service office, and

(C) in its sole discretion, may ask for additional assistance from such individual or any legal representative of such individual.

(2) REQUEST FOR ASSISTANCE.—The guidance issued under paragraph (1) shall specify that any assistance requested under paragraph (1)(C) shall be under the direction and control of the Whistleblower Office or the office assigned to investigate the matter under paragraph (1)(A). No individual or legal representative whose assistance is so requested may by reason of such request represent himself or herself as an employee of the Federal Government.

(c) REPORT BY SECRETARY.—The Secretary of the Treasury shall each year conduct a study and report to Congress on the use of section 7623 of the Internal Revenue Code of 1986, including—

(1) an analysis of the use of such section during the preceding year and the results of such use, and

(2) any legislative or administrative recommendations regarding the provisions of such section and its application.

(d) EFFECTIVE DATE.—The amendments made by subsection (a) shall apply to information provided on or after the date of the enactment of this Act.

SEC. 237. FRIVOLOUS TAX SUBMISSIONS.

(a) CIVIL PENALTIES.—Section 6702 is amended to read as follows:

''SEC. 6702. FRIVOLOUS TAX SUBMISSIONS.

''(a) CIVIL PENALTY FOR FRIVOLOUS TAX RETURNS.—A person shall pay a penalty of $5,000 if—

''(1) such person files what purports to be a return of a tax imposed by this title but which—

''(A) does not contain information on which the substantial correctness of the self-assessment may be judged, or

''(B) contains information that on its face indicates that the self-assessment is substantially incorrect, and

''(2) the conduct referred to in paragraph (1)—

''(A) is based on a position which the Secretary has identified as frivolous under subsection (c), or

''(B) reflects a desire to delay or impede the administration of Federal tax laws.

''(b) CIVIL PENALTY FOR SPECIFIED FRIVOLOUS SUBMISSIONS.—

''(1) IMPOSITION OF PENALTY.—Except as provided in paragraph (3), any person who submits a specified frivolous submission shall pay a penalty of $5,000.

''(2) SPECIFIED FRIVOLOUS SUBMISSION.—For purposes of this section—

''(A) SPECIFIED FRIVOLOUS SUBMISSION.—The term 'specified frivolous submission' means a specified submission if any portion of such submission—

''(i) is based on a position which the Secretary has identified as frivolous under subsection (c), or

''(ii) reflects a desire to delay or impede the administration of Federal tax laws.

''(B) SPECIFIED SUBMISSION.—The term 'specified submission' means—

''(i) a request for a hearing under—

''(I) section 6320 (relating to notice and opportunity for hearing upon filing of notice of lien), or

''(II) section 6330 (relating to notice and opportunity for hearing before levy), and

''(ii) an application under—

''(I) section 6159 (relating to agreements for payment of tax liability in installments),

''(II) section 7122 (relating to compromises), or

''(III) section 7811 (relating to taxpayer assistance orders).

''(3) OPPORTUNITY TO WITHDRAW SUBMISSION.—If the Secretary provides a person with notice that a submission is a specified frivolous submission and such person withdraws such submission within 30 days after such notice, the penalty imposed under paragraph (1) shall not apply with respect to such submission.

''(c) LISTING OF FRIVOLOUS POSITIONS.—The Secretary shall prescribe (and periodically revise) a list of positions which the Secretary has identified as being frivolous for purposes of this subsection. The Secretary shall not include in such list any position that the Secretary determines meets the requirement of section 6662(d)(2)(B)(ii)(II).

''(d) REDUCTION OF PENALTY.—The Secretary may reduce the amount of any penalty imposed under this section if the Secretary determines that such reduction would promote compliance with and administration of the Federal tax laws.

''(e) PENALTIES IN ADDITION TO OTHER PENALTIES.—The penalties imposed by this section shall be in addition to any other penalty provided by law.''.

(b) TREATMENT OF FRIVOLOUS REQUESTS FOR HEARINGS BEFORE LEVY.—

(1) FRIVOLOUS REQUESTS DISREGARDED.—Section 6330 (relating to notice and opportunity for hearing before levy) is amended by adding at the end the following new subsection:

''(g) FRIVOLOUS REQUESTS FOR HEARING, ETC.—Notwithstanding any other provision of this section, if the Secretary determines that any portion of a request for a hearing under this section or section 6320 meets the requirement of clause (i) or (ii) of section 6702(b)(2)(A), then the Secretary may treat such portion as if it were never submitted and such portion shall not be subject to any further administrative or judicial review.''.

(2) PRECLUSION FROM RAISING FRIVOLOUS ISSUES AT HEARING.—Section 6330(c)(4) is amended—

(A) by striking ''(A)'' and inserting ''(A)(i)'';

(B) by striking ''(B)'' and inserting ''(ii)'';

(C) by striking the period at the end of the first sentence and inserting ''; or''; and

(D) by inserting after subparagraph (A)(ii) (as so redesignated) the following:

''(B) the issue meets the requirement of clause (i) or (ii) of section 6702(b)(2)(A).''.

(3) STATEMENT OF GROUNDS.—Section 6330(b)(1) is amended by striking ''under subsection (a)(3)(B)'' and inserting ''in writing under subsection (a)(3)(B) and states the grounds for the requested hearing''.

(c) TREATMENT OF FRIVOLOUS REQUESTS FOR HEARINGS UPON FILING OF NOTICE OF LIEN.—Section 6320 is amended—

(1) in subsection (b)(1), by striking ''under subsection (a)(3)(B)'' and inserting ''in writing under subsection (a)(3)(B) and states the grounds for the requested hearing'', and

(2) in subsection (c), by striking ''and (e)'' and inserting ''(e), and (g)''.

(d) TREATMENT OF FRIVOLOUS APPLICATIONS FOR OFFERS-IN-COMPROMISE AND INSTALLMENT AGREEMENTS.—Section 7122 is amended by adding at the end the following new subsection:

''(f) FRIVOLOUS SUBMISSIONS, ETC.—Notwithstanding any other provision of this section, if the Secretary determines that any portion of an application for an offer-in-compromise or installment agreement submitted under this section or section 6159 meets the requirement of clause (i) or (ii) of section 6702(b)(2)(A), then the Secretary may treat such portion as if it were never submitted and such portion shall not be subject to any further administrative or judicial review.''.

(e) CLERICAL AMENDMENT.—The table of sections for part I of subchapter B of chapter 68 is amended by striking the item relating to section 6702 and inserting the following new item:

''Sec. 6702. Frivolous tax submissions.''.

(f) EFFECTIVE DATE.—The amendments made by this section shall apply to submissions made and issues raised after the date on which the Secretary first prescribes a list under section 6702(c) of the Internal Revenue Code of 1986, as amended by subsection (a).

SEC. 238. ADDITION OF MENINGOCOCCAL AND HUMAN PAPILLOMAVIRUS VACCINES TO LIST OF TAXABLE VACCINES.

(a) MENINGOCOCCAL VACCINE.—Section 4132(a)(1) (defining taxable vaccine) is amended by adding at the end the following new subparagraph:

''(O) Any meningococcal vaccine.''.

(b) HUMAN PAPILLOMAVIRUS VACCINE.—Section 4132(a)(1), as amended by subsection (a), is amended by adding at the end the following new subparagraph:

''(P) Any vaccine against the human papillomavirus.''.

(c) EFFECTIVE DATE.—

(1) SALES, ETC.—The amendments made by this section shall apply to sales and uses on or after the first day of the first month which begins more than 4 weeks after the date of the enactment of this Act.

(2) DELIVERIES.—For purposes of paragraph (1) and section 4131 of the Internal Revenue Code of 1986, in the case of sales on or before the effective date described in such paragraph for which delivery is made after such date, the delivery date shall be considered the sale date.

SEC. 239. CLARIFICATION OF TAXATION OF CERTAIN SETTLEMENT FUNDS MADE PERMANENT.

(a) IN GENERAL.—Subsection (g) of section 468B, as amended by section 201 of the Tax Increase Prevention and Reconciliation Act of 2005, is amended by striking paragraph (3).

(b) EFFECTIVE DATE.—The amendment made by this section shall take effect as if included in section 201 of the Tax Increase Prevention and Reconciliation Act of 2005.

SEC. 240. MODIFICATION OF ACTIVE BUSINESS DEFINITION UNDER SECTION 355 MADE PERMANENT.

(a) IN GENERAL.—Subparagraphs (A) and (D) of section 355(b)(3), as amended by section 202 of the Tax Increase Prevention and Reconciliation Act of 2005, are each amended by striking ''and on or before December 31, 2010''.

(b) EFFECTIVE DATE.—The amendments made by this section shall take effect as if included in section 202 of the Tax Increase Prevention and Reconciliation Act of 2005.

SEC. 241. REVISION OF STATE VETERANS LIMIT MADE PERMANENT.

(a) IN GENERAL.—Subparagraph (B) of section 143(l)(3), as amended by section 203 of the Tax Increase Prevention and Reconciliation Act of 2005, is amended by striking clause (iv).

(b) EFFECTIVE DATE.—The amendment made by this section shall take effect as if included in section 203 of the Tax Increase Prevention and Reconciliation Act of 2005.

SEC. 242. CAPITAL GAINS TREATMENT FOR CERTAIN SELF-CREATED MUSICAL WORKS MADE PERMANENT.

(a) IN GENERAL.—Paragraph (3) of section 1221(b), as amended by section 204 of the Tax Increase Prevention and Reconciliation Act of 2005, is amended by striking ''before January 1, 2011,''.

(b) EFFECTIVE DATE.—The amendment made by this section shall take effect as if included in section 204 of the Tax Increase Prevention and Reconciliation Act of 2005.

SEC. 243. REDUCTION IN MINIMUM VESSEL TONNAGE WHICH QUALIFIES FOR TONNAGE TAX MADE PERMANENT.

(a) IN GENERAL.—Paragraph (4) of section 1355(a), as amended by section 205 of the Tax Increase Prevention and Reconciliation Act of 2005, is amended by striking ''10,000 (6,000, in the case of taxable years beginning after December 31, 2005, and ending before January 1, 2011)'' and inserting ''6,000''.

(b) EFFECTIVE DATE.—The amendment made by this section shall take effect as if included in section 205 of the Tax Increase Prevention and Reconciliation Act of 2005.

SEC. 244. MODIFICATION OF SPECIAL ARBITRAGE RULE FOR CERTAIN FUNDS MADE PERMANENT.

(a) IN GENERAL.—Section 206 of the Tax Increase Prevention and Reconciliation Act of 2005 is amended by striking ''and before August 31, 2009''.

(b) EFFECTIVE DATE.—The amendment made by this section shall take effect as if included in section 206 of the Tax Increase Prevention and Reconciliation Act of 2005.

SEC. 245. GREAT LAKES DOMESTIC SHIPPING TO NOT DISQUALIFY VESSEL FROM TONNAGE TAX.

(a) IN GENERAL.—Section 1355 (relating to definitions and special rules) is amended by redesignating subsection (g) as subsection (h) and by inserting after subsection (f) the following new subsection:

''(g) GREAT LAKES DOMESTIC SHIPPING TO NOT DISQUALIFY VESSEL.—

''(1) IN GENERAL.—If the electing corporation elects (at such time and in such manner as the Secretary may require) to apply this subsection for any taxable year to any qualifying vessel which is used in qualified zone domestic trade during the taxable year—

''(A) solely for purposes of subsection (a)(4), such use shall be treated as use in United States foreign trade (and not as use in United States domestic trade), and

''(B) subsection (f) shall not apply with respect to such vessel for such taxable year.

''(2) EFFECT OF TEMPORARILY OPERATING VESSEL IN UNITED STATES DOMESTIC TRADE.—In the case of a qualifying vessel to which this subsection applies—

''(A) IN GENERAL.—An electing corporation shall be treated as using such vessel in qualified zone domestic trade during any period of temporary use in the United States domestic trade (other than qualified zone domestic trade) if the electing corporation gives timely notice to the Secretary stating—

''(i) that it temporarily operates or has operated in the United States domestic trade (other than qualified zone domestic trade) a qualifying vessel which had been used in the United States foreign trade or qualified zone domestic trade, and

''(ii) its intention to resume operation of the vessel in the United States foreign trade or qualified zone domestic trade.

''(B) NOTICE.—Notice shall be deemed timely if given not later than the due date (including extensions) for the corporation's tax return for the taxable year in which the temporary cessation begins.

''(C) PERIOD DISREGARD IN EFFECT.—The period of temporary use under subparagraph (A) continues until the earlier of the date of which—

''(i) the electing corporation abandons its intention to resume operations of the vessel in the United States foreign trade or qualified zone domestic trade, or

''(ii) the electing corporation resumes operation of the vessel in the United States foreign trade or qualified zone domestic trade.

''(D) NO DISREGARD IF DOMESTIC TRADE USE EXCEEDS 30 DAYS.—Subparagraph (A) shall not apply to any qualifying vessel which is operated in the United States domestic trade (other than qualified zone domestic trade) for more than 30 days during the taxable year.

''(3) ALLOCATION OF INCOME AND DEDUCTIONS TO QUALIFYING SHIPPING ACTIVITIES.—In the case of a qualifying vessel to which this subsection applies, the Secretary shall prescribe rules for the proper allocation of income, expenses, losses, and deductions between the qualified shipping activities and the other activities of such vessel.

''(4) QUALIFIED ZONE DOMESTIC TRADE.—For purposes of this subsection—

''(A) IN GENERAL.—The term 'qualified zone domestic trade' means the transportation of goods or passengers between places in the qualified zone if such transportation is in the United States domestic trade.

''(B) QUALIFIED ZONE.—The term 'qualified zone' means the Great Lakes Waterway and the St. Lawrence Seaway.''.

(b) EFFECTIVE DATE.—The amendments made by this section shall apply to taxable years beginning after the date of the enactment of this Act.

SEC. 246. USE OF QUALIFIED MORTGAGE BONDS TO FINANCE RESIDENCES FOR VETERANS WITHOUT REGARD TO FIRST-TIME HOMEBUYER REQUIREMENT.

(a) IN GENERAL.—Section 143(d)(2) (relating to exceptions to 3-year requirement) is amended by striking ''and'' at the end of subparagraph (B), by adding ''and'' at the end of subparagraph (C), and by inserting after subparagraph (C) the following new subparagraph:

''(D) in the case of bonds issued after the date of the enactment of this subparagraph and before January 1, 2008, financing of any residence for a veteran (as defined in section 101 of title 38, United States Code), if such veteran has not previously qualified for and received such financing by reason of this subparagraph,''.

(b) EFFECTIVE DATE.—The amendments made by this section shall apply to bonds issued after the date of the enactment of this Act.

SEC. 247. EXCLUSION OF GAIN FROM SALE OF A PRINCIPAL RESIDENCE BY CERTAIN EMPLOYEES OF THE INTELLIGENCE COMMUNITY.

(a) IN GENERAL.—Subparagraph (A) of section 121(d)(9) (relating to exclusion of gain from sale of principal residence) is amended by striking ''duty'' and all that follows and inserting ''duty—

''(i) as a member of the uniformed services,

''(ii) as a member of the Foreign Service of the United States, or

''(iii) as an employee of the intelligence community.''.

(b) EMPLOYEE OF INTELLIGENCE COMMUNITY DEFINED.—Subparagraph (C) of section 121(d)(9) is amended by redesignating clause (iv) as clause (v) and by inserting after clause (iii) the following new clause:

''(iv) EMPLOYEE OF INTELLIGENCE COMMUNITY.—The term 'employee of the intelligence community' means an employee (as defined by section 2105 of title 5, United States Code) of—

''(I) the Office of the Director of National Intelligence,

''(II) the Central Intelligence Agency,

''(III) the National Security Agency,

''(IV) the Defense Intelligence Agency,

''(V) the National Geospatial-Intelligence Agency,

''(VI) the National Reconnaissance Office,

''(VII) any other office within the Department of Defense for the collection of specialized national intelligence through reconnaissance programs,

''(VIII) any of the intelligence elements of the Army, the Navy, the Air Force, the Marine Corps, the Federal Bureau of Investigation, the Department of Treasury, the Department of Energy, and the Coast Guard,

''(IX) the Bureau of Intelligence and Research of the Department of State, or

''(X) any of the elements of the Department of Homeland Security concerned with the analyses of foreign intelligence information.''.

(c) SPECIAL RULE.—Subparagraph (C) of section 121(d)(9), as amended by subsection (b), is amended by adding at the end the following new clause:

''(vi) SPECIAL RULE RELATING TO INTELLIGENCE COMMUNITY.—An employee of the intelligence community shall not be treated as serving on qualified extended duty unless such duty is at a duty station located outside the United States.''.

(d) CONFORMING AMENDMENT.—The heading for section 121(d)(9) is amended to read as follows: ''UNIFORMED SERVICES, FOREIGN SERVICE, AND INTELLIGENCE COMMUNITY''.

(e) EFFECTIVE DATE.—The amendments made by this section shall apply to sales or exchanges after the date of the enactment of this Act and before January 1, 2011.

SEC. 248. TREATMENT OF COKE AND COKE GAS.

(a) NONAPPLICATION OF PHASEOUT.—Section 45K(g)(2) is amended by adding at the end the following new subparagraph:

''(D) NONAPPLICATION OF PHASEOUT.—Subsection (b)(1) shall not apply.''.

(b) CLARIFICATION OF QUALIFYING FACILITY.—Section 45K(g)(1) is amended by inserting ''(other than from petroleum based products)'' after ''coke or coke gas''.

(c) EFFECTIVE DATE.—The amendments made by this section shall take effect as if included in section 1321 of the Energy Policy Act of 2005.

SEC. 249. SALE OF PROPERTY BY JUDICIAL OFFICERS.

(a) IN GENERAL.—Section 1043(b) (relating to the sale of property to comply with conflict-of-interest requirements) is amended—

(1) in paragraph (1)—

(A) in subparagraph (A), by inserting '', or a judicial officer,'' after ''an officer or employee of the executive branch''; and

(B) in subparagraph (B), by inserting ''judicial canon,'' after ''any statute, regulation, rule,'';

(2) in paragraph (2)—

(A) in subparagraph (A), by inserting ''judicial canon,'' after ''any Federal conflict of interest statute, regulation, rule,''; and

(B) in subparagraph (B), by inserting after ''the Director of the Office of Government Ethics,'' the following: ''in the case of executive branch officers or employees, or by the Judicial Conference of the United States (or its designee), in the case of judicial officers,''; and

(3) in paragraph (5)(B), by inserting ''judicial canon,'' after ''any statute, regulation, rule,''.

(b) JUDICIAL OFFICER DEFINED.—Section 1043(b) is amended by adding at the end the following new paragraph:

''(6) JUDICIAL OFFICER.—The term 'judicial officer' means the Chief Justice of the

United States, the Associate Justices of the Supreme Court, and the judges of the United States courts of appeals, United States district courts, including the district courts in Guam, the Northern Mariana Islands, and the Virgin Islands, Court of Appeals for the Federal Circuit, Court of International Trade, Tax Court, Court of Federal Claims, Court of Appeals for Veterans Claims, United States Court of Appeals for the Armed Forces, and any court created by Act of Congress, the judges of which are entitled to hold office during good behavior.''.

(c) EFFECTIVE DATE.—The amendments made by this section shall apply to sales after the date of enactment of this Act.

SEC. 250. PREMIUMS FOR MORTGAGE INSURANCE.

(a) IN GENERAL.—Section 163(h)(3) (relating to qualified residence interest) is amended by adding at the end the following new subparagraph:

''(E) MORTGAGE INSURANCE PREMIUMS TREATED AS INTEREST.—

''(i) IN GENERAL.—Premiums paid or accrued for qualified mortgage insurance by a taxpayer during the taxable year in connection with acquisition indebtedness with respect to a qualified residence of the taxpayer shall be treated for purposes of this section as interest which is qualified residence interest.

''(ii) PHASEOUT.—The amount otherwise treated as interest under clause (i) shall be reduced (but not below zero) by 10 percent of such amount for each $1,000 ($500 in the case of a married individual filing a separate return) (or fraction thereof) that the taxpayer's adjusted gross income for the taxable year exceeds $100,000 ($50,000 in the case of a married individual filing a separate return).

''(iii) LIMITATION.—Clause (i) shall not apply with respect to any mortgage insurance contracts issued before January 1, 2007.

''(iv) TERMINATION.—Clause (i) shall not apply to amounts—

''(I) paid or accrued after December 31, 2007, or

''(II) properly allocable to any period after such date.''.

(b) DEFINITION AND SPECIAL RULES.—Section 163(h)(4) (relating to other definitions and special rules) is amended by adding at the end the following new subparagraphs:

''(E) QUALIFIED MORTGAGE INSURANCE.—The term 'qualified mortgage insurance' means—

''(i) mortgage insurance provided by the Veterans Administration, the Federal Housing Administration, or the Rural Housing Administration, and

''(ii) private mortgage insurance (as defined by section 2 of the Homeowners Protection Act of 1998 (12 U.S.C. 4901), as in effect on the date of the enactment of this subparagraph).

''(F) SPECIAL RULES FOR PREPAID QUALIFIED MORTGAGE INSURANCE.—Any amount paid by the taxpayer for qualified mortgage insurance that is properly allocable to any mortgage the payment of which extends to periods that are after the close of the taxable year in which such amount is paid shall be chargeable to capital account and shall be treated as paid in such periods to which so allocated. No deduction shall be allowed for the unamortized balance of such account if such mortgage is satisfied before the end of its term. The preceding sentences shall not apply to amounts paid for qualified mortgage insurance provided by the Veterans Administration or the Rural Housing Administration.''.

(c) INFORMATION RETURNS RELATING TO MORTGAGE INSURANCE.—Section 6050H (relating to returns relating to mortgage interest received in trade or business from individuals) is amended by adding at the end the following new subsection:

''(h) RETURNS RELATING TO MORTGAGE INSURANCE PREMIUMS.—

''(1) IN GENERAL.—The Secretary may prescribe, by regulations, that any person who, in the course of a trade or business, receives from any individual premiums for mortgage insurance aggregating $600 or more for any calendar year, shall make a return with respect to each such individual. Such return shall be in such form, shall be made at such time, and shall contain such information as the Secretary may prescribe.

''(2) STATEMENT TO BE FURNISHED TO INDIVIDUALS WITH RESPECT TO WHOM INFORMATION IS REQUIRED.—Every person required to make a return under paragraph (1) shall furnish to each individual with respect to whom a return is made a written statement showing such information as the Secretary may prescribe. Such written statement shall be furnished on or before January 31 of the year following the calendar year for which the return under paragraph (1) was required to be made.

''(3) SPECIAL RULES.—For purposes of this subsection—

''(A) rules similar to the rules of subsection (c) shall apply, and

''(B) the term 'mortgage insurance' means—

''(i) mortgage insurance provided by the Veterans Administration, the Federal Housing Administration, or the Rural Housing Administration, and

''(ii) private mortgage insurance (as defined by section 2 of the Homeowners Protection Act of 1998 (12 U.S.C. 4901), as in effect on the date of the enactment of this subsection).''.

(d) EFFECTIVE DATE.—The amendments made by this section shall apply to amounts paid or accrued after December 31, 2006.

SEC. 251. MODIFICATION OF REFUNDS FOR KEROSENE USED IN AVIATION.

(a) IN GENERAL.—Paragraph (4) of section 6427(l) (relating to nontaxable uses of diesel fuel and kerosene) is amended to read as follows:

''(4) REFUNDS FOR KEROSENE USED IN AVIATION.—

''(A) KEROSENE USED IN COMMERCIAL AVIATION.—In the case of kerosene used in commercial aviation (as defined in section 4083(b)) (other than supplies for vessels or aircraft within the meaning of section 4221(d)(3)), paragraph (1) shall not apply to so much of the tax imposed by section 4041 or 4081, as the case may be, as is attributable to—

''(i) the Leaking Underground Storage Tank Trust Fund financing rate imposed by such section, and

''(ii) so much of the rate of tax specified in section 4041(c) or 4081(a)(2)(A)(iii), as the case may be, as does not exceed 4.3 cents per gallon.

''(B) KEROSENE USED IN NONCOMMERCIAL AVIATION.—In the case of kerosene used in aviation that is not commercial aviation (as so defined) (other than any use which is exempt from the tax imposed by section 4041(c) other than by reason of a prior imposition of tax), paragraph (1) shall not apply to—

''(i) any tax imposed by section 4041(c), and

''(ii) so much of the tax imposed by section 4081 as is attributable to—

''(I) the Leaking Underground Storage Tank Trust Fund financing rate imposed by such section, and

''(II) so much of the rate of tax specified in section 4081(a)(2)(A)(iii) as does not exceed the rate specified in section 4081(a)(2)(C)(ii).

''(C) PAYMENTS TO ULTIMATE, REGISTERED VENDOR.—

''(i) IN GENERAL.—With respect to any kerosene used in aviation (other than kerosene described in clause (ii) or kerosene to which paragraph (5) applies), if the ultimate purchaser of such kerosene waives (at such time and in such form and manner as the Secretary shall prescribe) the right to payment under paragraph (1) and assigns such right to the ultimate vendor, then the Secretary shall pay the amount which would be paid under paragraph (1) to such ultimate vendor, but only if such ultimate vendor—

''(I) is registered under section 4101, and

''(II) meets the requirements of subparagraph (A), (B), or (D) of section 6416(a)(1).

''(ii) PAYMENTS FOR KEROSENE USED IN NONCOMMERCIAL AVIATION.—The amount which would be paid under paragraph (1) with respect to any kerosene to which subparagraph (B) applies shall be paid only to the ultimate vendor of such kerosene. A payment shall be made to such vendor if such vendor—

''(I) is registered under section 4101, and

''(II) meets the requirements of subparagraph (A), (B), or (D) of section 6416(a)(1).''.

(b) CONFORMING AMENDMENTS.—

(1) Section 6427(l) is amended by striking paragraph (5) and by redesignating paragraph (6) as paragraph (5).

(2) Section 4082(d)(2)(B) is amended by striking ''section 6427(l)(6)(B)'' and inserting ''section 6427(l)(5)(B)''.

(3) Section 6427(i)(4)(A) is amended—

(A) by striking ''paragraph (4)(B), (5), or (6)'' each place it appears and inserting ''paragraph (4)(C) or (5)'', and

(B) by striking ''(l)(5), and (l)(6)'' and inserting ''(l)(4)(C)(ii), and (l)(5)''.

(4) Section 6427(l)(1) is amended by striking ''paragraph (4)(B)'' and inserting ''paragraph (4)(C)(i)''.

(5) Section 9502(d) is amended—

(A) in paragraph (2), by striking ''and (l)(5)'', and

(B) in paragraph (3), by striking ''or (5)''.

(6) Section 9503(c)(7) is amended—

(A) by amending subparagraphs (A) and (B) to read as follows:

''(A) 4.3 cents per gallon of kerosene subject to section 6427(l)(4)(A) with respect to which a payment has been made by the Secretary under section 6427(l), and

''(B) 21.8 cents per gallon of kerosene subject to section 6427(l)(4)(B) with respect to which a payment has been made by the Secretary under section 6427(l).'', and

(B) in the matter following subparagraph (B), by striking ''or (5)''.

(c) EFFECTIVE DATE.—

(1) IN GENERAL.—The amendments made by this section shall apply to kerosene sold after September 30, 2005.

(2) SPECIAL RULE FOR PENDING CLAIMS.—In the case of kerosene sold for use in aviation (other than kerosene to which section 6427(l)(4)(C)(ii) of the Internal Revenue Code of 1986 (as added by subsection (a)) applies or kerosene to which section 6427(l)(5) of such Code (as redesignated by subsection (b)) applies) after September 30, 2005, and before the date of the enactment of this Act, the ultimate purchaser shall be treated as having waived the right to payment under section 6427(l)(1) of such Code and as having assigned such right to the ultimate vendor if such ultimate vendor has met the requirements of subparagraph (A), (B), or (D) of section 6416(a)(1) of such Code.

(d) SPECIAL RULE FOR KEROSENE USED IN AVIATION ON A FARM FOR FARMING PURPOSES.—

(1) REFUNDS FOR PURCHASES AFTER DECEMBER 31, 2004, AND BEFORE OCTOBER 1, 2005.—The Secretary of the Treasury shall pay to the ultimate purchaser of any kerosene which is used in aviation on a farm for farming purposes and which was purchased after December 31, 2004, and before October 1, 2005, an amount equal to the aggregate amount of tax imposed on such fuel under section 4041 or 4081 of the Internal Revenue Code of 1986, as the case may be, reduced by any payment to the ultimate vendor under section

6427(l)(5)(C) of such Code (as in effect on the day before the date of the enactment of the Safe, Accountable, Flexible, Efficient Transportation Equity Act: a Legacy for Users).

(2) USE ON A FARM FOR FARMING PURPOSES.—For purposes of paragraph (1), kerosene shall be treated as used on a farm for farming purposes if such kerosene is used for farming purposes (within the meaning of section 6420(c)(3) of the Internal Revenue Code of 1986) in carrying on a trade or business on a farm situated in the United States. For purposes of the preceding sentence, rules similar to the rules of section 6420(c)(4) of such Code shall apply.

(3) TIME FOR FILING CLAIMS.—No claim shall be allowed under paragraph (1) unless the ultimate purchaser files such claim before the date that is 3 months after the date of the enactment of this Act.

(4) NO DOUBLE BENEFIT.—No amount shall be paid under paragraph (1) or section 6427(l) of the Internal Revenue Code of 1986 with respect to any kerosene described in paragraph (1) to the extent that such amount is in excess of the tax imposed on such kerosene under section 4041 or 4081 of such Code, as the case may be.

(5) APPLICABLE LAWS.—For purposes of this subsection, rules similar to the rules of section 6427(j) of the Internal Revenue Code of 1986 shall apply.

SEC. 252. DEDUCTION FOR QUALIFIED TIMBER GAIN.

(a) IN GENERAL.—Part I of subchapter P of chapter 1 is amended by adding at the end the following new section:

"SEC. 1203. DEDUCTION FOR QUALIFIED TIMBER GAIN.

''(a) IN GENERAL.—In the case of a taxpayer which elects the application of this section for a taxable year, there shall be allowed a deduction against gross income equal to 60 percent of the lesser of—

''(1) the taxpayer's qualified timber gain for such year, or

''(2) the taxpayer's net capital gain for such year.

''(b) QUALIFIED TIMBER GAIN.—For purposes of this section, the term 'qualified timber gain' means, with respect to any taxpayer for any taxable year, the excess (if any) of—

''(1) the sum of the taxpayer's gains described in subsections (a) and (b) of section 631 for such year, over

''(2) the sum of the taxpayer's losses described in such subsections for such year.

''(c) SPECIAL RULES FOR PASS-THRU ENTITIES.—In the case of any qualified timber gain of a pass-thru entity (as defined in section 1(h)(10))—

''(1) the election under this section shall be made separately by each taxpayer subject to tax on such gain, and

''(2) the Secretary may prescribe such regulations as are appropriate to apply this section to such gain.

''(d) TERMINATION.—No disposition of timber after December 31, 2007, shall be taken into account under subsection (b).''.

(b) COORDINATION WITH MAXIMUM CAPITAL GAINS RATES.—

(1) TAXPAYERS OTHER THAN CORPORATIONS.—Paragraph (2) of section 1(h) is amended to read as follows:

''(2) REDUCTION OF NET CAPITAL GAIN.—For purposes of this subsection, the net capital gain for any taxable year shall be reduced (but not below zero) by the sum of—

''(A) the amount which the taxpayer takes into account as investment income under section 163(d)(4)(B)(iii), and

''(B) in the case of a taxable year with respect to which an election is in effect under section 1203, the lesser of—

''(i) the amount described in paragraph (1) of section 1203(a), or

''(ii) the amount described in paragraph (2) of such section.''.

(2) CORPORATIONS.—Section 1201 is amended by redesignating subsection (b) as subsection (c) and inserting after subsection (a) the following new subsection:

''(b) QUALIFIED TIMBER GAIN NOT TAKEN INTO ACCOUNT.—For purposes of this section, in the case of a corporation with respect to which an election is in effect under section 1203, the net capital gain for any taxable year shall be reduced (but not below zero) by the corporation's qualified timber gain (as defined in section 1203(b)).''.

(c) DEDUCTION ALLOWED WHETHER OR NOT INDIVIDUAL ITEMIZES OTHER DEDUCTIONS.—Subsection (a) of section 62, as amended by this Act, is amended by inserting before the last sentence the following new paragraph:

''(22) QUALIFIED TIMBER GAINS.—The deduction allowed by section 1203.''.

(d) DEDUCTION ALLOWED IN COMPUTING ADJUSTED CURRENT EARNINGS.—Subparagraph (C) of section 56(g)(4) is amended by adding at the end the following new clause:

''(vii) DEDUCTION FOR QUALIFIED TIMBER GAIN.—Clause (i) shall not apply to any deduction allowed under section 1203.''.

(e) DEDUCTION ALLOWED IN COMPUTING TAXABLE INCOME OF ELECTING SMALL BUSINESS TRUSTS.—Subparagraph (C) of section 641(c)(2) is amended by inserting after clause (iii) the following new clause:

''(iv) The deduction allowed under section 1203.''.

(f) CONFORMING AMENDMENTS.—

(1) Subparagraph (B) of section 172(d)(2) is amended to read as follows:

''(B) the exclusion under section 1202 and the deduction under section 1203 shall not be allowed.''.

(2) Paragraph (4) of section 642(c) is amended by striking the first sentence and inserting the following: ''To the extent that the amount otherwise allowable as a deduction under this subsection consists of gain described in section 1202(a) or qualified timber gain (as defined in section 1203(b)), proper adjustment shall be made for any exclusion allowable to the estate or trust under section 1202 and for any deduction allowable to the estate or trust under section 1203.''.

(3) Paragraph (3) of section 643(a) is amended by striking the last sentence and inserting the following: ''The exclusion under section 1202 and the deduction under section 1203 shall not be taken into account.''.

(4) Subparagraph (C) of section 643(a)(6) is amended to read as follows:

''(C) Paragraph (3) shall not apply to a foreign trust. In the case of such a trust—

''(i) there shall be included gains from the sale or exchange of capital assets, reduced by losses from such sales or exchanges to the extent such losses do not exceed gains from such sales or exchanges, and

''(ii) the deduction under section 1203 shall not be taken into account.''.

(5) Paragraph (4) of section 691(c) is amended by inserting ''1203,'' after ''1202,''.

(6) Paragraph (2) of section 871(a) is amended by striking ''section 1202'' and inserting ''sections 1202 and 1203''.

(7) The table of sections for part I of subchapter P of chapter 1 is amended by adding at the end the following new item:

''Sec. 1203. Deduction for qualified timber gain.''.

(g) EFFECTIVE DATE.—

(1) IN GENERAL.—The amendments made by this section shall apply to taxable years ending after the date of the enactment of this Act.

(2) TAXABLE YEARS WHICH INCLUDE DATE OF ENACTMENT.—In the case of any taxable year which includes the date of the enactment of this Act, for purposes of the Internal Revenue Code of 1986, the taxpayer's qualified timber gain shall not exceed the excess that would be described in section 1203(b) of such Code, as added by this section, if only dispositions of timber after such date were taken into account.

SEC. 253. CREDIT TO HOLDERS OF RURAL RENAISSANCE BONDS.

(a) IN GENERAL.—Subpart H of part IV of subchapter A of chapter 1 (relating to credits against tax) is amended by adding at the end the following new section:

"SEC. 54A. CREDIT TO HOLDERS OF RURAL RENAISSANCE BONDS.

''(a) ALLOWANCE OF CREDIT.—In the case of a taxpayer who holds a rural renaissance bond on a credit allowance date of such bond, which occurs during the taxable year, there shall be allowed as a credit against the tax imposed by this chapter for such taxable year an amount equal to the sum of the credits determined under subsection (b) with respect to credit allowance dates during such year on which the taxpayer holds such bond.

''(b) AMOUNT OF CREDIT.—

''(1) IN GENERAL.—The amount of the credit determined under this subsection with respect to any credit allowance date for a rural renaissance bond is 25 percent of the annual credit determined with respect to such bond.

''(2) ANNUAL CREDIT.—The annual credit determined with respect to any rural renaissance bond is the product of—

''(A) the credit rate determined by the Secretary under paragraph (3) for the day on which such bond was sold, multiplied by

''(B) the outstanding face amount of the bond.

''(3) DETERMINATION.—For purposes of paragraph (2), with respect to any rural renaissance bond, the Secretary shall determine daily or caused to be determined daily a credit rate which shall apply to the first day on which there is a binding, written contract for the sale or exchange of the bond. The credit rate for any day is the credit rate which the Secretary or the Secretary's designee estimates will permit the issuance of rural renaissance bonds with a specified maturity or redemption date without discount and without interest cost to the qualified issuer.

''(4) CREDIT ALLOWANCE DATE.—For purposes of this section, the term 'credit allowance date' means—

''(A) March 15,

''(B) June 15,

''(C) September 15, and

''(D) December 15.

Such term also includes the last day on which the bond is outstanding.

''(5) SPECIAL RULE FOR ISSUANCE AND REDEMPTION.—In the case of a bond which is issued during the 3-month period ending on a credit allowance date, the amount of the credit determined under this subsection with respect to such credit allowance date shall be a ratable portion of the credit otherwise determined based on the portion of the 3-month period during which the bond is outstanding. A similar rule shall apply when the bond is redeemed or matures.

''(c) LIMITATION BASED ON AMOUNT OF TAX.—The credit allowed under subsection (a) for any taxable year shall not exceed the excess of—

''(1) the sum of the regular tax liability (as defined in section 26(b)) plus the tax imposed by section 55, over

''(2) the sum of the credits allowable under this part (other than subpart C and this section).

''(d) RURAL RENAISSANCE BOND.—For purposes of this section—

''(1) IN GENERAL.—The term 'rural renaissance bond' means any bond issued as part of an issue if—

''(A) the bond is issued by a qualified issuer,

''(B) 95 percent or more of the proceeds from the sale of such issue are to be used for

capital expenditures incurred for 1 or more qualified projects,

''(C) the qualified issuer designates such bond for purposes of this section and the bond is in registered form, and

''(D) the issue meets the requirements of subsections (e) and (h).

''(2) QUALIFIED PROJECT; SPECIAL USE RULES.—

''(A) IN GENERAL.—The term 'qualified project' means 1 or more projects described in subparagraph (B) located in a rural area.

''(B) PROJECTS DESCRIBED.—A project described in this subparagraph is—

''(i) a water or waste treatment project,

''(ii) an affordable housing project,

''(iii) a community facility project, including hospitals, fire and police stations, and nursing and assisted-living facilities,

''(iv) a value-added agriculture or renewable energy facility project for agricultural producers or farmer-owned entities, including any project to promote the production, processing, or retail sale of ethanol (including fuel at least 85 percent of the volume of which consists of ethanol), biodiesel, animal waste, biomass, raw commodities, or wind as a fuel,

''(v) a distance learning or telemedicine project,

''(vi) a rural utility infrastructure project, including any electric or telephone system,

''(vii) a project to expand broadband technology,

''(viii) a rural teleworks project, and

''(ix) any project described in any preceding clause carried out by the Delta Regional Authority.

''(C) SPECIAL RULES.—For purposes of this paragraph—

''(i) any project described in subparagraph (B)(iv) for a farmer-owned entity may be considered a qualified project if such entity is located in a rural area, or in the case of a farmer-owned entity the headquarters of which are located in a nonrural area, if the project is located in a rural area, and

''(ii) any project for a farmer-owned entity which is a facility described in subparagraph (B)(iv) for agricultural producers may be considered a qualified project regardless of whether the facility is located in a rural or nonrural area.

''(3) SPECIAL USE RULES.—

''(A) REFINANCING RULES.—For purposes of paragraph (1)(B), a qualified project may be refinanced with proceeds of a rural renaissance bond only if the indebtedness being refinanced (including any obligation directly or indirectly refinanced by such indebtedness) was originally incurred after the date of the enactment of this section.

''(B) REIMBURSEMENT.—For purposes of paragraph (1)(B), a rural renaissance bond may be issued to reimburse a borrower for amounts paid after the date of the enactment of this section with respect to a qualified project, but only if—

''(i) prior to the payment of the original expenditure, the borrower declared its intent to reimburse such expenditure with the proceeds of a rural renaissance bond,

''(ii) not later than 60 days after payment of the original expenditure, the qualified issuer adopts an official intent to reimburse the original expenditure with such proceeds, and

''(iii) the reimbursement is made not later than 18 months after the date the original expenditure is paid.

''(C) TREATMENT OF CHANGES IN USE.—For purposes of paragraph (1)(B), the proceeds of an issue shall not be treated as used for a qualified project to the extent that a borrower takes any action within its control which causes such proceeds not to be used for a qualified project. The Secretary shall prescribe regulations specifying remedial actions that may be taken (including conditions to taking such remedial actions) to prevent an action described in the preceding sentence from causing a bond to fail to be a rural renaissance bond.

''(e) MATURITY LIMITATIONS.—

''(1) DURATION OF TERM.—A bond shall not be treated as a rural renaissance bond if the maturity of such bond exceeds the maximum term determined by the Secretary under paragraph (2) with respect to such bond.

''(2) MAXIMUM TERM.—During each calendar month, the Secretary shall determine the maximum term permitted under this paragraph for bonds issued during the following calendar month. Such maximum term shall be the term which the Secretary estimates will result in the present value of the obligation to repay the principal on the bond being equal to 50 percent of the face amount of such bond. Such present value shall be determined without regard to the requirements of paragraph (3) and using as a discount rate the average annual interest rate of tax-exempt obligations having a term of 10 years or more which are issued during the month. If the term as so determined is not a multiple of a whole year, such term shall be rounded to the next highest whole year.

''(3) RATABLE PRINCIPAL AMORTIZATION REQUIRED.—A bond shall not be treated as a rural renaissance bond unless it is part of an issue which provides for an equal amount of principal to be paid by the qualified issuer during each calendar year that the issue is outstanding.

''(f) LIMITATION ON AMOUNT OF BONDS DESIGNATED.—

''(1) NATIONAL LIMITATION.—There is a rural renaissance bond limitation of $200,000,000.

''(2) ALLOCATION BY SECRETARY.—The Secretary shall allocate the amount described in paragraph (1) among qualified projects in such manner as the Secretary determines appropriate.

''(g) CREDIT INCLUDED IN GROSS INCOME.—Gross income includes the amount of the credit allowed to the taxpayer under this section (determined without regard to subsection (c)) and the amount so included shall be treated as interest income.

''(h) SPECIAL RULES RELATING TO EXPENDITURES.—

''(1) IN GENERAL.—An issue shall be treated as meeting the requirements of this subsection if, as of the date of issuance, the qualified issuer reasonably expects—

''(A) at least 95 percent of the proceeds from the sale of the issue are to be spent for 1 or more qualified projects within the 5-year period beginning on the date of issuance of the rural renaissance bond,

''(B) a binding commitment with a third party to spend at least 10 percent of the proceeds from the sale of the issue will be incurred within the 6-month period beginning on the date of issuance of the rural renaissance bond or, in the case of a rural renaissance bond, the proceeds of which are to be loaned to 2 or more borrowers, such binding commitment will be incurred within the 6-month period beginning on the date of the loan of such proceeds to a borrower, and

''(C) such projects will be completed with due diligence and the proceeds from the sale of the issue will be spent with due diligence.

''(2) EXTENSION OF PERIOD.—Upon submission of a request prior to the expiration of the period described in paragraph (1)(A), the Secretary may extend such period if the qualified issuer establishes that the failure to satisfy the 5-year requirement is due to reasonable cause and the related projects will continue to proceed with due diligence.

''(3) FAILURE TO SPEND REQUIRED AMOUNT OF BOND PROCEEDS WITHIN 5 YEARS.—To the extent that less than 95 percent of the proceeds of such issue are expended by the close of the 5-year period beginning on the date of issuance (or if an extension has been obtained under paragraph (2), by the close of the extended period), the qualified issuer shall redeem all of the nonqualified bonds within 90 days after the end of such period. For purposes of this paragraph, the amount of the nonqualified bonds required to be redeemed shall be determined in the same manner as under section 142.

''(i) SPECIAL RULES RELATING TO ARBITRAGE.—A bond which is part of an issue shall not be treated as a rural renaissance bond unless, with respect to the issue of which the bond is a part, the qualified issuer satisfies the arbitrage requirements of section 148 with respect to proceeds of the issue.

''(j) QUALIFIED ISSUER.—For purposes of this section—

''(1) IN GENERAL.—The term 'qualified issuer' means any not-for-profit cooperative lender which has as of the date of the enactment of this section received a guarantee under section 306 of the Rural Electrification Act and which meets the requirement of paragraph (2).

''(2) USER FEE REQUIREMENT.—The requirement of this paragraph is met if the issuer of any rural renaissance bond makes grants for qualified projects as defined under subsection (d)(2) on a semi-annual basis every year that such bond is outstanding in an annual amount equal to one-half of the rate on United States Treasury Bills of the same maturity multiplied by the outstanding principal balance of rural renaissance bonds issued by such issuer.

''(k) SPECIAL RULES RELATING TO POOL BONDS.—No portion of a pooled financing bond may be allocable to a loan unless the borrower has entered into a written loan commitment for such portion prior to the issue date of such issue.

''(l) OTHER DEFINITIONS AND SPECIAL RULES.—For purposes of this section—

''(1) BOND.—The term 'bond' includes any obligation.

''(2) POOLED FINANCING BOND.—The term 'pooled financing bond' shall have the meaning given such term by section 149(f)(4)(A).

''(3) RURAL AREA.—The term 'rural area' means any area other than—

''(A) a city or town which has a population of greater than 50,000 inhabitants, or

''(B) the urbanized area contiguous and adjacent to such a city or town.

''(4) PARTNERSHIP; S CORPORATION; AND OTHER PASS-THRU ENTITIES.—

''(A) IN GENERAL.—Under regulations prescribed by the Secretary, in the case of a partnership, trust, S corporation, or other pass-thru entity, rules similar to the rules of section 41(g) shall apply with respect to the credit allowable under subsection (a).

''(B) NO BASIS ADJUSTMENT.—In the case of a bond held by a partnership or an S corporation, rules similar to the rules under section 1397E(l) shall apply.

''(5) BONDS HELD BY REGULATED INVESTMENT COMPANIES.—If any rural renaissance bond is held by a regulated investment company, the credit determined under subsection (a) shall be allowed to shareholders of such company under procedures prescribed by the Secretary.

''(6) REPORTING.—Issuers of rural renaissance bonds shall submit reports similar to the reports required under section 149(e).''.

(b) REPORTING.—Subsection (d) of section 6049 (relating to returns regarding payments of interest) is amended by adding at the end the following new paragraph:

''(9) REPORTING OF CREDIT ON RURAL RENAISSANCE BONDS.—

''(A) IN GENERAL.—For purposes of subsection (a), the term 'interest' includes amounts includible in gross income under section 54A(f) and such amounts shall be treated as paid on the credit allowance date (as defined in section 54A(b)(4)).

''(B) REPORTING TO CORPORATIONS, ETC.—Except as otherwise provided in regulations, in the case of any interest described in subparagraph (A), subsection (b)(4) shall be applied without regard to subparagraphs (A), (H), (I), (J), (K), and (L)(i) of such subsection.

''(C) REGULATORY AUTHORITY.—The Secretary may prescribe such regulations as are necessary or appropriate to carry out the purposes of this paragraph, including regulations which require more frequent or more detailed reporting.''.

(c) CONFORMING AMENDMENTS.—

(1) The table of sections for subpart H of part IV of subchapter A of chapter 1 is amended by adding at the end the following new item:

''Sec. 54A. Credit to holders of rural renaissance bonds.''

(2) Section 54(c)(2) is amended by inserting '', section 54A,'' after ''subpart C''.

(3) Section 1400N(l)(3)(B) is amended by inserting '', section 54A,'' after ''subpart C''.

(d) ISSUANCE OF REGULATIONS.—The Secretary of Treasury shall issue regulations required under section 54A of the Internal Revenue Code of 1986 (as added by this section) not later than 120 days after the date of the enactment of this Act.

(e) EFFECTIVE DATE.—The amendments made by this section shall apply to bonds issued after the date of the enactment of this Act and before January 1, 2010.

SEC. 254. RESTORATION OF DEDUCTION FOR TRAVEL EXPENSES OF SPOUSE, ETC. ACCOMPANYING TAXPAYER ON BUSINESS TRAVEL.

(a) IN GENERAL.—Subsection (m) of section 274 (relating to additional limitations on travel expenses) is amended by adding at the end the following new paragraph:

''(4) TERMINATION.—Paragraph (3) shall not apply to any expense paid or incurred after the date of the enactment of this paragraph and before January 1, 2008.''.

(b) EFFECTIVE DATE.—The amendment made by this section shall apply to amounts paid or incurred after the date of the enactment of this Act.

SEC. 255. TECHNICAL CORRECTIONS.

(a) TECHNICAL CORRECTION RELATING TO LOOK-THROUGH TREATMENT OF PAYMENTS BETWEEN RELATED CONTROLLED FOREIGN CORPORATIONS UNDER THE FOREIGN PERSONAL HOLDING COMPANY RULES.—

(1) IN GENERAL.—

(A) The first sentence of section 954(c)(6)(A), as amended by section 103(b) of the Tax Increase Prevention and Reconciliation Act of 2005, is amended by striking ''which is not subpart F income'' and inserting ''which is neither subpart F income nor income treated as effectively connected with the conduct of a trade or business in the United States''.

(B) Section 954(c)(6)(A), as so amended, is amended by striking the last sentence and inserting the following: ''The Secretary shall prescribe such regulations as may be necessary or appropriate to carry out this paragraph, including such regulations as may be necessary or appropriate to prevent the abuse of the purposes of this paragraph.''

(2) EFFECTIVE DATE.—The amendments made by this subsection shall take effect as if included in section 103(b) of the Tax Increase Prevention and Reconciliation Act of 2005.

(b) TECHNICAL CORRECTION REGARDING AUTHORITY TO EXERCISE REASONABLE CAUSE AND GOOD FAITH EXCEPTION.—

(1) IN GENERAL.—Section 903(d)(2)(B)(iii) of the American Jobs Creation Act of 2004, as amended by section 303(a) of the Gulf Opportunity Zone Act of 2005, is amended by inserting ''or the Secretary's delegate'' after ''the Secretary of the Treasury''.

(2) EFFECTIVE DATE.—The amendment made by this subsection shall take effect as if included in the provisions of the American Jobs Creation Act of 2004 to which it relates.

TITLE III—SURFACE MINING CONTROL AND RECLAMATION ACT AMENDMENTS OF 2006

SEC. 301. SHORT TITLE.

This title may be cited as the ''Surface Mining Control and Reclamation Act Amendments of 2006''.

Subtitle A—MINING CONTROL AND RECLAMATION

SEC. 311. ABANDONED MINE RECLAMATION FUND AND PURPOSES.

(a) IN GENERAL.—Section 401 of the Surface Mining Control and Reclamation Act of 1977 (30 U.S.C. 1231) is amended—

(1) in subsection (c)—

(A) by striking paragraphs (2) and (6); and

(B) by redesignating paragraphs (3), (4), and (5) and paragraphs (7) through (13) as paragraphs (2) through (11), respectively;

(2) by striking subsection (d) and inserting the following:

''(d) AVAILABILITY OF MONEYS; NO FISCAL YEAR LIMITATION.—

''(1) IN GENERAL.—Moneys from the fund for expenditures under subparagraphs (A) through (D) of section 402(g)(3) shall be available only when appropriated for those subparagraphs.

''(2) NO FISCAL YEAR LIMITATION.—Appropriations described in paragraph (1) shall be made without fiscal year limitation.

''(3) OTHER PURPOSES.—Moneys from the fund shall be available for all other purposes of this title without prior appropriation as provided in subsection (f).'';

(3) in subsection (e)—

(A) in the second sentence, by striking ''the needs of such fund'' and inserting ''achieving the purposes of the transfers under section 402(h)''; and

(B) in the third sentence, by inserting before the period the following: ''for the purpose of the transfers under section 402(h)''; and

(4) by adding at the end the following:

''(f) GENERAL LIMITATION ON OBLIGATION AUTHORITY.—

''(1) IN GENERAL.—From amounts deposited into the fund under subsection (b), the Secretary shall distribute during each fiscal year beginning after September 30, 2007, an amount determined under paragraph (2).

''(2) AMOUNTS.—

''(A) FOR FISCAL YEARS 2008 THROUGH 2022.—For each of fiscal years 2008 through 2022, the amount distributed by the Secretary under this subsection shall be equal to—

''(i) the amounts deposited into the fund under paragraphs (1), (2), and (4) of subsection (b) for the preceding fiscal year that were allocated under paragraphs (1) and (5) of section 402(g); plus

''(ii) the amount needed for the adjustment under section 402(g)(8) for the current fiscal year.

''(B) FISCAL YEARS 2023 AND THEREAFTER.—For fiscal year 2023 and each fiscal year thereafter, to the extent that funds are available, the Secretary shall distribute an amount equal to the amount distributed under subparagraph (A) during fiscal year 2022.

''(3) DISTRIBUTION.—

''(A) IN GENERAL.—Except as provided in subparagraph (B), for each fiscal year, of the amount to be distributed to States and Indian tribes pursuant to paragraph (2), the Secretary shall distribute—

''(i) the amounts allocated under paragraph (1) of section 402(g), the amounts allocated under paragraph (5) of section 402(g), and any amount reallocated under section 411(h)(3) in accordance with section 411(h)(2), for grants to States and Indian tribes under section 402(g)(5); and

''(ii) the amounts allocated under section 402(g)(8).

''(B) EXCLUSION.—Beginning on October 1, 2007, certified States shall be ineligible to receive amounts under section 402(g)(1).

''(4) AVAILABILITY.—Amounts in the fund available to the Secretary for obligation under this subsection shall be available until expended.

''(5) ADDITION.—

''(A) IN GENERAL.—Subject to subparagraph (B), the amount distributed under this subsection for each fiscal year shall be in addition to the amount appropriated from the fund during the fiscal year.

''(B) EXCEPTIONS.—Notwithstanding paragraph (3), the amount distributed under this subsection for the first 4 fiscal years beginning on and after October 1, 2007, shall be equal to the following percentage of the amount otherwise required to be distributed:

''(i) 50 percent in fiscal year 2008.

''(ii) 50 percent in fiscal year 2009.

''(iii) 75 percent in fiscal year 2010.

''(iv) 75 percent in fiscal year 2011.''.

(b) CONFORMING AMENDMENT.—Section 712(b) of the Surface Mining Control and Reclamation Act of 1977 (30 U.S.C. 1302(b)) is amended by striking ''section 401(c)(11)'' and inserting ''section 401(c)(9)''.

SEC. 312. RECLAMATION FEE.

(a) AMOUNTS.—

(1) FISCAL YEARS 2008–2012.—Effective October 1, 2007, section 402(a) of the Surface Mining Control and Reclamation Act of 1977 (30 U.S.C. 1232(a)) is amended—

(A) by striking ''35'' and inserting ''31.5'';

(B) by striking ''15'' and inserting ''13.5''; and

(C) by striking ''10 cents'' and inserting ''9 cents''.

(2) FISCAL YEARS 2013–2021.—Effective October 1, 2012, section 402(a) of the Surface Mining Control and Reclamation Act of 1977 (30 U.S.C. 1232(a)) (as amended by paragraph (1)) is amended—

(A) by striking ''31.5'' and inserting ''28'';

(B) by striking ''13.5'' and inserting ''12''; and

(C) by striking ''9 cents'' and inserting ''8 cents''.

(b) DURATION.—Effective September 30, 2007, section 402(b) of the Surface Mining Control and Reclamation Act of 1977 (30 U.S.C. 1232(b)) (as amended by section 7007 of the Emergency Supplemental Appropriations Act for Defense, the Global War on Terror, and Hurricane Recovery, 2006 (Public Law 109–234; 120 Stat. 484)) is amended by striking ''September 30, 2007'' and all that follows through the end of the sentence and inserting ''September 30, 2021.''.

(c) ALLOCATION OF FUNDS.—Section 402(g) of the Surface Mining Control and Reclamation Act of 1977 (30 U.S.C. 1232(g)) is amended—

(1) in paragraph (1)(D)—

(A) by inserting ''(except for grants awarded during fiscal years 2008, 2009, and 2010 to the extent not expended within 5 years)'' after ''this paragraph''; and

(B) by striking ''in any area under paragraph (2), (3), (4), or (5)'' and inserting ''under paragraph (5)'';

(2) by striking paragraph (2) and inserting:

''(2) In making the grants referred to in paragraph (1)(C) and the grants referred to in paragraph (5), the Secretary shall ensure strict compliance by the States and Indian tribes with the priorities described in section 403(a) until a certification is made under section 411(a).'';

(3) in paragraph (3)—

(A) in the matter preceding subparagraph (A), by striking ''paragraphs (2) and'' and inserting ''paragraph'';

(B) in subparagraph (A), by striking ''401(c)(11)'' and inserting ''401(c)(9)''; and

(C) by adding at the end the following:

''(E) For the purpose of paragraph (8).'';

(4) in paragraph (5)—

(A) by inserting ''(A)'' after ''(5)'';

(B) in the first sentence, by striking ''40'' and inserting ''60'';

(C) in the last sentence, by striking ''Funds allocated or expended by the Secretary under paragraphs (2), (3), or (4)'' and inserting ''Funds made available under paragraph (3) or (4)''; and

(D) by adding at the end the following:

''(B) Any amount that is reallocated and available under section 411(h)(3) shall be in addition to amounts that are allocated under subparagraph (A).''; and

(5) by striking paragraphs (6) through (8) and inserting the following:

''(6)(A) Any State with an approved abandoned mine reclamation program pursuant to section 405 may receive and retain, without regard to the 3-year limitation referred to in paragraph (1)(D), up to 30 percent of the total of the grants made annually to the State under paragraphs (1) and (5) if those amounts are deposited into an acid mine drainage abatement and treatment fund established under State law, from which amounts (together with all interest earned on the amounts) are expended by the State for the abatement of the causes and the treatment of the effects of acid mine drainage in a comprehensive manner within qualified hydrologic units affected by coal mining practices.

''(B) In this paragraph, the term 'qualified hydrologic unit' means a hydrologic unit—

''(i) in which the water quality has been significantly affected by acid mine drainage from coal mining practices in a manner that adversely impacts biological resources; and

''(ii) that contains land and water that are—

''(I) eligible pursuant to section 404 and include any of the priorities described in section 403(a); and

''(II) the subject of expenditures by the State from the forfeiture of bonds required under section 509 or from other States sources to abate and treat acid mine drainage.

''(7) In complying with the priorities described in section 403(a), any State or Indian tribe may use amounts available in grants made annually to the State or tribe under paragraphs (1) and (5) for the reclamation of eligible land and water described in section 403(a)(3) before the completion of reclamation projects under paragraphs (1) and (2) of section 403(a) only if the expenditure of funds for the reclamation is done in conjunction with the expenditure before, on, or after the date of enactment of the Surface Mining Control and Reclamation Act Amendments of 2006 of funds for reclamation projects under paragraphs (1) and (2) of section 403(a).

''(8)(A) In making funds available under this title, the Secretary shall ensure that the grant awards total not less than $3,000,000 annually to each State and each Indian tribe having an approved abandoned mine reclamation program pursuant to section 405 and eligible land and water pursuant to section 404, so long as an allocation of funds to the State or tribe is necessary to achieve the priorities stated in paragraphs (1) and (2) of section 403(a).

''(B) Notwithstanding any other provision of law, this paragraph applies to the States of Tennessee and Missouri.''.

(d) TRANSFERS OF INTEREST EARNED BY ABANDONED MINE RECLAMATION FUND.—Section 402 of the Surface Mining Control and Reclamation Act of 1977 (30 U.S.C. 1232) is amended by striking subsection (h) and inserting the following:

''(h) TRANSFERS OF INTEREST EARNED BY FUND.—

''(1) IN GENERAL.—

''(A) TRANSFERS TO COMBINED BENEFIT FUND.—As soon as practicable after the beginning of fiscal year 2007 and each fiscal year thereafter, and before making any allocation with respect to the fiscal year under subsection (g), the Secretary shall use an amount not to exceed the amount of interest that the Secretary estimates will be earned and paid to the fund during the fiscal year to make the transfer described in paragraph (2)(A).

''(B) TRANSFERS TO 1992 AND 1993 PLANS.—As soon as practicable after the beginning of fiscal year 2008 and each fiscal year thereafter, and before making any allocation with respect to the fiscal year under subsection (g), the Secretary shall use an amount not to exceed the amount of interest that the Secretary estimates will be earned and paid to the fund during the fiscal year (reduced by the amount used under subparagraph (A)) to make the transfers described in paragraphs (2)(B) and (2)(C).

''(2) TRANSFERS DESCRIBED.—The transfers referred to in paragraph (1) are the following:

''(A) UNITED MINE WORKERS OF AMERICA COMBINED BENEFIT FUND.—A transfer to the United Mine Workers of America Combined Benefit Fund equal to the amount that the trustees of the Combined Benefit Fund estimate will be expended from the fund for the fiscal year in which the transfer is made, reduced by—

''(i) the amount the trustees of the Combined Benefit Fund estimate the Combined Benefit Fund will receive during the fiscal year in—

''(I) required premiums; and

''(II) payments paid by Federal agencies in connection with benefits provided by the Combined Benefit Fund; and

''(ii) the amount the trustees of the Combined Benefit Fund estimate will be expended during the fiscal year to provide health benefits to beneficiaries who are unassigned beneficiaries solely as a result of the application of section 9706(h)(1) of the Internal Revenue Code of 1986, but only to the extent that such amount does not exceed the amounts described in subsection (i)(1)(A) that the Secretary estimates will be available to pay such estimated expenditures.

''(B) UNITED MINE WORKERS OF AMERICA 1992 BENEFIT PLAN.—A transfer to the United Mine Workers of America 1992 Benefit Plan, in an amount equal to the difference between—

''(i) the amount that the trustees of the 1992 UMWA Benefit Plan estimate will be expended from the 1992 UMWA Benefit Plan during the next calendar year to provide the benefits required by the 1992 UMWA Benefit Plan on the date of enactment of this subparagraph; minus

''(ii) the amount that the trustees of the 1992 UMWA Benefit Plan estimate the 1992 UMWA Benefit Plan will receive during the next calendar year in—

''(I) required monthly per beneficiary premiums, including the amount of any security provided to the 1992 UMWA Benefit Plan that is available for use in the provision of benefits; and

''(II) payments paid by Federal agencies in connection with benefits provided by the 1992 UMWA benefit plan.

''(C) MULTIEMPLOYER HEALTH BENEFIT PLAN.—A transfer to the Multiemployer Health Benefit Plan established after July 20, 1992, by the parties that are the settlors of the 1992 UMWA Benefit Plan referred to in subparagraph (B) (referred to in this subparagraph and subparagraph (D) as 'the Plan'), in an amount equal to the excess (if any) of—

''(i) the amount that the trustees of the Plan estimate will be expended from the Plan during the next calendar year, to provide benefits no greater than those provided by the Plan as of December 31, 2006; over

''(ii) the amount that the trustees estimated the Plan will receive during the next calendar year in payments paid by Federal agencies in connection with benefits provided by the Plan.

Such excess shall be calculated by taking into account only those beneficiaries actually enrolled in the Plan as of December 31, 2006, who are eligible to receive benefits under the Plan on the first day of the calendar year for which the transfer is made.

''(D) INDIVIDUALS CONSIDERED ENROLLED.—For purposes of subparagraph (C), any individual who was eligible to receive benefits from the Plan as of the date of enactment of this subsection, even though benefits were being provided to the individual pursuant to a settlement agreement approved by order of a bankruptcy court entered on or before September 30, 2004, will be considered to be actually enrolled in the Plan and shall receive benefits from the Plan beginning on December 31, 2006.

''(3) ADJUSTMENT.—If, for any fiscal year, the amount of a transfer under subparagraph (A), (B), or (C) of paragraph (2) is more or less than the amount required to be transferred under that subparagraph, the Secretary shall appropriately adjust the amount transferred under that subparagraph for the next fiscal year.

''(4) ADDITIONAL AMOUNTS.—

''(A) PREVIOUSLY CREDITED INTEREST.—Notwithstanding any other provision of law, any interest credited to the fund that has not previously been transferred to the Combined Benefit Fund referred to in paragraph (2)(A) under this section—

''(i) shall be held in reserve by the Secretary until such time as necessary to make the payments under subparagraphs (A) and (B) of subsection (i)(1), as described in clause (ii); and

''(ii) in the event that the amounts described in subsection (i)(1) are insufficient to make the maximum payments described in subparagraphs (A) and (B) of subsection (i)(1), shall be used by the Secretary to supplement the payments so that the maximum amount permitted under those paragraphs is paid.

''(B) PREVIOUSLY ALLOCATED AMOUNTS.—All amounts allocated under subsection (g)(2) before the date of enactment of this subparagraph for the program described in section 406, but not appropriated before that date, shall be available to the Secretary to make the transfers described in paragraph (2).

''(C) ADEQUACY OF PREVIOUSLY CREDITED INTEREST.—The Secretary shall—

''(i) consult with the trustees of the plans described in paragraph (2) at reasonable intervals; and

''(ii) notify Congress if a determination is made that the amounts held in reserve under subparagraph (A) are insufficient to meet future requirements under subparagraph (A)(ii).

''(D) ADDITIONAL RESERVE AMOUNTS.—In addition to amounts held in reserve under subparagraph (A), there is authorized to be appropriated such sums as may be necessary for transfer to the fund to carry out the purposes of subparagraph (A)(ii).

''(E) INAPPLICABILITY OF CAP.—The limitation described in subsection (i)(3)(A) shall not apply to payments made from the reserve fund under this paragraph.

''(5) LIMITATIONS.—

''(A) AVAILABILITY OF FUNDS FOR NEXT FISCAL YEAR.—The Secretary may make transfers under subparagraphs (B) and (C) of paragraph (2) for a calendar year only if the Secretary determines, using actuarial projections provided by the trustees of the Combined Benefit Fund referred to in paragraph

(2)(A), that amounts will be available under paragraph (1), after the transfer, for the next fiscal year for making the transfer under paragraph (2)(A).

''(B) RATE OF CONTRIBUTIONS OF OBLIGORS.—

''(i) IN GENERAL.—

''(I) RATE.—A transfer under paragraph (2)(C) shall not be made for a calendar year unless the persons that are obligated to contribute to the plan referred to in paragraph (2)(C) on the date of the transfer are obligated to make the contributions at rates that are no less than those in effect on the date which is 30 days before the date of enactment of this subsection.

''(II) APPLICATION.—The contributions described in subclause (I) shall be applied first to the provision of benefits to those plan beneficiaries who are not described in paragraph (2)(C)(ii).

''(ii) INITIAL CONTRIBUTIONS.—

''(I) IN GENERAL.—From the date of enactment of the Surface Mining Control and Reclamation Act Amendments of 2006 through December 31, 2010, the persons that, on the date of enactment of that Act, are obligated to contribute to the plan referred to in paragraph (2)(C) shall be obligated, collectively, to make contributions equal to the amount described in paragraph (2)(C), less the amount actually transferred due to the operation of subparagraph (C).

''(II) FIRST CALENDAR YEAR.—Calendar year 2006 is the first calendar year for which contributions are required under this clause.

''(III) AMOUNT OF CONTRIBUTION FOR 2006.—Except as provided in subclause (IV), the amount described in paragraph (2)(C) for calendar year 2006 shall be calculated as if paragraph (2)(C) had been in effect during 2005.

''(IV) LIMITATION.—The contributions required under this clause for calendar year 2006 shall not exceed the amount necessary for solvency of the plan described in paragraph (2)(C), measured as of December 31, 2006 and taking into account all assets held by the plan as of that date.

''(iii) DIVISION.—The collective annual contribution obligation required under clause (ii) shall be divided among the persons subject to the obligation, and applied uniformly, based on the hours worked for which contributions referred to in clause (i) would be owed.

''(C) PHASE-IN OF TRANSFERS.—For each of calendar years 2008 through 2010, the transfers required under subparagraphs (B) and (C) of paragraph (2) shall equal the following amounts:

''(i) For calendar year 2008, the Secretary shall make transfers equal to 25 percent of the amounts that would otherwise be required under subparagraphs (B) and (C) of paragraph (2).

''(ii) For calendar year 2009, the Secretary shall make transfers equal to 50 percent of the amounts that would otherwise be required under subparagraphs (B) and (C) of paragraph (2).

''(iii) For calendar year 2010, the Secretary shall make transfers equal to 75 percent of the amounts that would otherwise be required under subparagraphs (B) and (C) of paragraph (2).

''(i) FUNDING.—

''(1) IN GENERAL.—Subject to paragraph (3), out of any funds in the Treasury not otherwise appropriated, the Secretary of the Treasury shall transfer to the plans described in subsection (h)(2) such sums as are necessary to pay the following amounts:

''(A) To the Combined Fund (as defined in section 9701(a)(5) of the Internal Revenue Code of 1986 and referred to in this paragraph as the 'Combined Fund'), the amount that the trustees of the Combined Fund estimate will be expended from premium accounts maintained by the Combined Fund for the fiscal year to provide benefits for beneficiaries who are unassigned beneficiaries solely as a result of the application of section 9706(h)(1) of the Internal Revenue Code of 1986, subject to the following limitations:

''(i) For fiscal year 2008, the amount paid under this subparagraph shall equal—

''(I) the amount described in subparagraph (A); minus

''(II) the amounts required under section 9706(h)(3)(A) of the Internal Revenue Code of 1986.

''(ii) For fiscal year 2009, the amount paid under this subparagraph shall equal—

''(I) the amount described in subparagraph (A); minus

''(II) the amounts required under section 9706(h)(3)(B) of the Internal Revenue Code of 1986.

''(iii) For fiscal year 2010, the amount paid under this subparagraph shall equal—

''(I) the amount described in subparagraph (A); minus

''(II) the amounts required under section 9706(h)(3)(C) of the Internal Revenue Code of 1986.

''(B) On certification by the trustees of any plan described in subsection (h)(2) that the amount available for transfer by the Secretary pursuant to this section (determined after application of any limitation under subsection (h)(5)) is less than the amount required to be transferred, to the plan the amount necessary to meet the requirement of subsection (h)(2).

''(C) To the Combined Fund, $9,000,000 on October 1, 2007, $9,000,000 on October 1, 2008, and $9,000,000 on October 1, 2009 (which amounts shall not be exceeded) to provide a refund of any premium (as described in section 9704(a) of the Internal Revenue Code of 1986) paid on or before September 7, 2000, to the Combined Fund, plus interest on the premium calculated at the rate of 7.5 percent per year, on a proportional basis and to be paid not later than 60 days after the date on which each payment is received by the Combined Fund, to those signatory operators (to the extent that the Combined Fund has not previously returned the premium amounts to the operators), or any related persons to the operators (as defined in section 9701(c) of the Internal Revenue Code of 1986), or their heirs, successors, or assigns who have been denied the refunds as the result of final judgments or settlements if—

''(i) prior to the date of enactment of this paragraph, the signatory operator (or any related person to the operator)—

''(I) had all of its beneficiary assignments made under section 9706 of the Internal Revenue Code of 1986 voided by the Commissioner of the Social Security Administration; and

''(II) was subject to a final judgment or final settlement of litigation adverse to a claim by the operator that the assignment of beneficiaries under section 9706 of the Internal Revenue Code of 1986 was unconstitutional as applied to the operator; and

''(ii) on or before September 7, 2000, the signatory operator (or any related person to the operator) had paid to the Combined Fund any premium amount that had not been refunded.

''(2) PAYMENTS TO STATES AND INDIAN TRIBES.—Subject to paragraph (3), out of any funds in the Treasury not otherwise appropriated, the Secretary of the Treasury shall transfer to the Secretary of the Interior for distribution to States and Indian tribes such sums as are necessary to pay amounts described in paragraphs (1)(A) and (2)(A) of section 411(h).

''(3) LIMITATIONS.—

''(A) CAP.—The total amount transferred under this subsection for any fiscal year shall not exceed $490,000,000.

''(B) INSUFFICIENT AMOUNTS.—In a case in which the amount required to be transferred without regard to this paragraph exceeds the maximum annual limitation in subparagraph (A), the Secretary shall adjust the transfers of funds so that—

''(i) each transfer for the fiscal year is a percentage of the amount described;

''(ii) the amount is determined without regard to subsection (h)(5)(A); and

''(iii) the percentage transferred is the same for all transfers made under this subsection for the fiscal year.

''(4) AVAILABILITY OF FUNDS.—Funds shall be transferred under paragraph (1) and (2) beginning in fiscal year 2008 and each fiscal year thereafter, and shall remain available until expended.''.

SEC. 313. OBJECTIVES OF FUND.

Section 403 of the Surface Mining Control and Reclamation Act of 1977 (30 U.S.C. 1233) is amended—

(1) in subsection (a)—

(A) in paragraph (1)—

(i) by striking ''(1) the protection'' and inserting the following:

''(1)(A) the protection;'';

(ii) in subparagraph (A) (as designated by clause (i)), by striking ''general welfare,''; and

(iii) by adding at the end the following:

''(B) the restoration of land and water resources and the environment that—

''(i) have been degraded by the adverse effects of coal mining practices; and

''(ii) are adjacent to a site that has been or will be remediated under subparagraph (A);'';

(B) in paragraph (2)—

(i) by striking ''(2) the protection'' and inserting the following:

''(2)(A) the protection'';

(ii) in subparagraph (A) (as designated by clause (i), by striking ''health, safety, and general welfare'' and inserting ''health and safety''; and

(iii) by adding at the end the following:

''(B) the restoration of land and water resources and the environment that—

''(i) have been degraded by the adverse effects of coal mining practices; and

''(ii) are adjacent to a site that has been or will be remediated under subparagraph (A); and'';

(C) in paragraph (3), by striking the semicolon at the end and inserting a period; and

(D) by striking paragraphs (4) and (5);

(2) in subsection (b)—

(A) by striking the subsection heading and inserting ''WATER SUPPLY RESTORATION.—''; and

(B) in paragraph (1), by striking ''up to 30 percent of the''; and

(3) in the second sentence of subsection (c), by inserting '', subject to the approval of the Secretary,'' after ''amendments''.

SEC. 314. RECLAMATION OF RURAL LAND.

(a) ADMINISTRATION.—Section 406(h) of the Surface Mining Control and Reclamation Act of 1977 (30 U.S.C. 1236(h)) is amended by striking ''Soil Conservation Service'' and inserting ''Natural Resources Conservation Service''.

(b) AUTHORIZATION OF APPROPRIATIONS FOR CARRYING OUT RURAL LAND RECLAMATION.—Section 406 of the Surface Mining Control and Reclamation Act of 1977 (30 U.S.C. 1236) is amended by adding at the end the following:

''(i) There are authorized to be appropriated to the Secretary of Agriculture, from amounts in the Treasury other than amounts in the fund, such sums as may be necessary to carry out this section.''.

SEC. 315. LIENS.

Section 408(a) of the Surface Mining Control and Reclamation Act of 1977 (30 U.S.C. 1238) is amended in the last sentence by striking ''who owned the surface prior to May 2, 1977, and''.

SEC. 316. CERTIFICATION.

Section 411 of the Surface Mining Control and Reclamation Act of 1977 (30 U.S.C. 1240a) is amended—

(1) in subsection (a)—

(A) by inserting ''(1)'' before the first sentence; and

(B) by adding at the end the following:

''(2)(A) The Secretary may, on the initiative of the Secretary, make the certification referred to in paragraph (1) on behalf of any State or Indian tribe referred to in paragraph (1) if on the basis of the inventory referred to in section 403(c) all reclamation projects relating to the priorities described in section 403(a) for eligible land and water pursuant to section 404 in the State or tribe have been completed.

''(B) The Secretary shall only make the certification after notice in the Federal Register and opportunity for public comment.''; and

(2) by adding at the end the following:

''(h) PAYMENTS TO STATES AND INDIAN TRIBES.—

''(1) IN GENERAL.—

''(A) PAYMENTS.—

''(i) IN GENERAL.—Notwithstanding section 401(f)(3)(B), from funds referred to in section 402(i)(2), the Secretary shall make payments to States or Indian tribes for the amount due for the aggregate unappropriated amount allocated to the State or Indian tribe under subparagraph (A) or (B) of section 402(g)(1).

''(ii) CONVERSION AS EQUIVALENT PAYMENTS.—Amounts allocated under subparagraphs (A) or (B) of section 402(g)(1) shall be reallocated to the allocation established in section 402(g)(5) in amounts equivalent to payments made to States or Indian tribes under this paragraph.

''(B) AMOUNT DUE.—In this paragraph, the term 'amount due' means the unappropriated amount allocated to a State or Indian tribe before October 1, 2007, under subparagraph (A) or (B) of section 402(g)(1).

''(C) SCHEDULE.—Payments under subparagraph (A) shall be made in 7 equal annual installments, beginning with fiscal year 2008.

''(D) USE OF FUNDS.—

''(i) CERTIFIED STATES AND INDIAN TRIBES.—A State or Indian tribe that makes a certification under subsection (a) in which the Secretary concurs shall use any amounts provided under this paragraph for the purposes established by the State legislature or tribal council of the Indian tribe, with priority given for addressing the impacts of mineral development.

''(ii) UNCERTIFIED STATES AND INDIAN TRIBES.—A State or Indian tribe that has not made a certification under subsection (a) in which the Secretary has concurred shall use any amounts provided under this paragraph for the purposes described in section 403.

''(2) SUBSEQUENT STATE AND INDIAN TRIBE SHARE FOR CERTIFIED STATES AND INDIAN TRIBES.—

''(A) IN GENERAL.—Notwithstanding section 401(f)(3)(B), from funds referred to in section 402(i)(2), the Secretary shall pay to each certified State or Indian tribe an amount equal to the sum of the aggregate unappropriated amount allocated on or after October 1, 2007, to the certified State or Indian tribe under subparagraph (A) or (B) of section 402(g)(1).

''(B) CERTIFIED STATE OR INDIAN TRIBE DEFINED.—In this paragraph the term 'certified State or Indian tribe' means a State or Indian tribe for which a certification is made under subsection (a) in which the Secretary concurs.

''(3) MANNER OF PAYMENT.—

''(A) IN GENERAL.—Subject to subparagraph (B), payments to States or Indian tribes under this subsection shall be made without regard to any limitation in section 401(d) and concurrently with payments to States under that section.

''(B) INITIAL PAYMENTS.—The first 3 payments made to any State or Indian tribe shall be reduced to 25 percent, 50 percent, and 75 percent, respectively, of the amounts otherwise required under paragraph (2)(A).

''(C) INSTALLMENTS.—Amounts withheld from the first 3 annual installments as provided under subparagraph (B) shall be paid in 2 equal annual installments beginning with fiscal year 2018.

''(4) REALLOCATION.—

''(A) IN GENERAL.—The amount allocated to any State or Indian tribe under subparagraph (A) or (B) of section 402(g)(1) that is paid to the State or Indian tribe as a result of a payment under paragraph (1) or (2) shall be reallocated and available for grants under section 402(g)(5).

''(B) ALLOCATION.—The grants shall be allocated based on the amount of coal historically produced before August 3, 1977, in the same manner as under section 402(g)(5).''.

SEC. 317. REMINING INCENTIVES.

Title IV of the Surface Mining Control and Reclamation Act of 1977 (30 U.S.C. 1231 et seq.) is amended by adding at the following:

''SEC. 415. REMINING INCENTIVES.

''(a) IN GENERAL.—Notwithstanding any other provision of this Act, the Secretary may, after opportunity for public comment, promulgate regulations that describe conditions under which amounts in the fund may be used to provide incentives to promote remining of eligible land under section 404 in a manner that leverages the use of amounts from the fund to achieve more reclamation with respect to the eligible land than would be achieved without the incentives.

''(b) REQUIREMENTS.—Any regulations promulgated under subsection (a) shall specify that the incentives shall apply only if the Secretary determines, with the concurrence of the State regulatory authority referred to in title V, that, without the incentives, the eligible land would not be likely to be remined and reclaimed.

''(c) INCENTIVES.—

''(1) IN GENERAL.—Incentives that may be considered for inclusion in the regulations promulgated under subsection (a) include, but are not limited to—

''(A) a rebate or waiver of the reclamation fees required under section 402(a); and

''(B) the use of amounts in the fund to provide financial assurance for remining operations in lieu of all or a portion of the performance bonds required under section 509.

''(2) LIMITATIONS.—

''(A) USE.—A rebate or waiver under paragraph (1)(A) shall be used only for operations that—

''(i) remove or reprocess abandoned coal mine waste; or

''(ii) conduct remining activities that meet the priorities specified in paragraph (1) or (2) of section 403(a).

''(B) AMOUNT.—The amount of a rebate or waiver provided as an incentive under paragraph (1)(A) to remine or reclaim eligible land shall not exceed the estimated cost of reclaiming the eligible land under this section.''.

SEC. 318. EXTENSION OF LIMITATION ON APPLICATION OF PROHIBITION ON ISSUANCE OF PERMIT.

Section 510(e) of the Surface Mining Control and Reclamation Act of 1977 (30 U.S.C. 1260(e)) is amended by striking the last sentence.

SEC. 319. TRIBAL REGULATION OF SURFACE COAL MINING AND RECLAMATION OPERATIONS.

(a) IN GENERAL.—Section 710 of the Surface Mining Control and Reclamation Act of 1977 (30 U.S.C. 1300) is amended by adding at the end the following:

''(j) TRIBAL REGULATORY AUTHORITY.—

''(1) TRIBAL REGULATORY PROGRAMS.—

''(A) IN GENERAL.—Notwithstanding any other provision of law, an Indian tribe may apply for, and obtain the approval of, a tribal program under section 503 regulating in whole or in part surface coal mining and reclamation operations on reservation land under the jurisdiction of the Indian tribe using the procedures of section 504(e).

''(B) REFERENCES TO STATE.—For purposes of this subsection and the implementation and administration of a tribal program under title V, any reference to a 'State' in this Act shall be considered to be a reference to a 'tribe'.

''(2) CONFLICTS OF INTEREST.—

''(A) IN GENERAL.—The fact that an individual is a member of an Indian tribe does not in itself constitute a violation of section 201(f).

''(B) EMPLOYEES OF TRIBAL REGULATORY AUTHORITY.—Any employee of a tribal regulatory authority shall not be eligible for a per capita distribution of any proceeds from coal mining operations conducted on Indian reservation lands under this Act.

''(3) SOVEREIGN IMMUNITY.—To receive primary regulatory authority under section 504(e), an Indian tribe shall waive sovereign immunity for purposes of section 520 and paragraph (4).

''(4) JUDICIAL REVIEW.—

''(A) CIVIL ACTIONS.—

''(i) IN GENERAL.—After exhausting all tribal remedies with respect to a civil action arising under a tribal program approved under section 504(e), an interested party may file a petition for judicial review of the civil action in the United States circuit court for the circuit in which the surface coal mining operation named in the petition is located.

''(ii) SCOPE OF REVIEW.—

''(I) QUESTIONS OF LAW.—The United States circuit court shall review de novo any questions of law under clause (i).

''(II) FINDINGS OF FACT.—The United States circuit court shall review findings of fact under clause (i) using a clearly erroneous standard.

''(B) CRIMINAL ACTIONS.—Any criminal action brought under section 518 with respect to surface coal mining or reclamation operations on Indian reservation lands shall be brought in—

''(i) the United States District Court for the District of Columbia; or

''(ii) the United States district court in which the criminal activity is alleged to have occurred.

''(5) GRANTS.—

''(A) IN GENERAL.—Except as provided in subparagraph (B), grants for developing, administering, and enforcing tribal programs approved in accordance with section 504(e) shall be provided to an Indian tribe in accordance with section 705.

''(B) EXCEPTION.—Notwithstanding subparagraph (A), the Federal share of the costs of developing, administering, and enforcing an approved tribal program shall be 100 percent.

''(6) REPORT.—Not later than 18 months after the date on which a tribal program is approved under subsection (e) of section 504, the Secretary shall submit to the appropriate committees of Congress a report, developed in cooperation with the applicable Indian tribe, on the tribal program that includes a recommendation of the Secretary on whether primary regulatory authority under that subsection should be expanded to include additional Indian lands.''.

(b) CONFORMING AMENDMENT.—Section 710(i) of the Surface Mining Control and Reclamation Act of 1977 (30 U.S.C. 1300(i)) is amended in the first sentence by striking '', except'' and all that follows through ''section 503''.

Subtitle B—Coal Industry Retiree Health Benefit Act

SEC. 321. CERTAIN RELATED PERSONS AND SUCCESSORS IN INTEREST RELIEVED OF LIABILITY IF PREMIUMS PREPAID.

(a) COMBINED BENEFIT FUND.—

(1) IN GENERAL.—Section 9704 of the Internal Revenue Code of 1986 (relating to liability of assigned operators) is amended by adding at the end the following new subsection:

''(j) PREPAYMENT OF PREMIUM LIABILITY.—

''(1) IN GENERAL.—If—

''(A) a payment meeting the requirements of paragraph (3) is made to the Combined Fund by or on behalf of—

''(i) any assigned operator to which this subsection applies, or

''(ii) any related person to any assigned operator described in clause (i), and

''(B) the common parent of the controlled group of corporations described in paragraph (2)(B) is jointly and severally liable for any premium under this section which (but for this subsection) would be required to be paid by the assigned operator or related person,

then such common parent (and no other person) shall be liable for such premium.

''(2) ASSIGNED OPERATORS TO WHICH SUBSECTION APPLIES.—

''(A) IN GENERAL.—This subsection shall apply to any assigned operator if—

''(i) the assigned operator (or a related person to the assigned operator)—

''(I) made contributions to the 1950 UMWA Benefit Plan and the 1974 UMWA Benefit Plan for employment during the period covered by the 1988 agreement; and

''(II) is not a 1988 agreement operator,

''(ii) the assigned operator (and all related persons to the assigned operator) are not actively engaged in the production of coal as of July 1, 2005, and

''(iii) the assigned operator was, as of July 20, 1992, a member of a controlled group of corporations described in subparagraph (B).

''(B) CONTROLLED GROUP OF CORPORATIONS.—A controlled group of corporations is described in this subparagraph if the common parent of such group is a corporation the shares of which are publicly traded on a United States exchange.

''(C) COORDINATION WITH REPEAL OF ASSIGNMENTS.—A person shall not fail to be treated as an assigned operator to which this subsection applies solely because the person ceases to be an assigned operator by reason of section 9706(h)(1) if the person otherwise meets the requirements of this subsection and is liable for the payment of premiums under section 9706(h)(3).

''(D) CONTROLLED GROUP.—For purposes of this subsection, the term 'controlled group of corporations' has the meaning given such term by section 52(a).

''(3) REQUIREMENTS.—A payment meets the requirements of this paragraph if—

''(A) the amount of the payment is not less than the present value of the total premium liability under this chapter with respect to the Combined Fund of the assigned operators or related persons described in paragraph (1) or their assignees, as determined by the operator's or related person's enrolled actuary (as defined in section 7701(a)(35)) using actuarial methods and assumptions each of which is reasonable and which are reasonable in the aggregate, as determined by such enrolled actuary;

''(B) such enrolled actuary files with the Secretary of Labor a signed actuarial report containing—

''(i) the date of the actuarial valuation applicable to the report; and

''(ii) a statement by the enrolled actuary signing the report that, to the best of the actuary's knowledge, the report is complete and accurate and that in the actuary's opinion the actuarial assumptions used are in the aggregate reasonably related to the experience of the operator and to reasonable expectations; and

''(C) 90 calendar days have elapsed after the report required by subparagraph (B) is filed with the Secretary of Labor, and the Secretary of Labor has not notified the assigned operator in writing that the requirements of this paragraph have not been satisfied.

''(4) USE OF PREPAYMENT.—The Combined Fund shall—

''(A) establish and maintain an account for each assigned operator or related person by, or on whose behalf, a payment described in paragraph (3) was made,

''(B) credit such account with such payment (and any earnings thereon), and

''(C) use all amounts in such account exclusively to pay premiums that would (but for this subsection) be required to be paid by the assigned operator.

Upon termination of the obligations for the premium liability of any assigned operator or related person for which such account is maintained, all funds remaining in such account (and earnings thereon) shall be refunded to such person as may be designated by the common parent described in paragraph (1)(B).''.

(b) INDIVIDUAL EMPLOYER PLANS.—Section 9711(c) of the Internal Revenue Code of 1986 (relating to joint and several liability) is amended to read as follows:

''(c) JOINT AND SEVERAL LIABILITY OF RELATED PERSONS.—

''(1) IN GENERAL.—Except as provided in paragraph (2), each related person of a last signatory operator to which subsection (a) or (b) applies shall be jointly and severally liable with the last signatory operator for the provision of health care coverage described in subsection (a) or (b).

''(2) LIABILITY LIMITED IF SECURITY PROVIDED.—If—

''(A) security meeting the requirements of paragraph (3) is provided by or on behalf of—

''(i) any last signatory operator which is an assigned operator described in section 9704(j)(2), or

''(ii) any related person to any last signatory operator described in clause (i), and

''(B) the common parent of the controlled group of corporations described in section 9704(j)(2)(B) is jointly and severally liable for the provision of health care under this section which, but for this paragraph, would be required to be provided by the last signatory operator or related person,

then, as of the date the security is provided, such common parent (and no other person) shall be liable for the provision of health care under this section which the last signatory operator or related person would otherwise be required to provide. Security may be provided under this paragraph without regard to whether a payment was made under section 9704(j).

''(3) SECURITY.—Security meets the requirements of this paragraph if—

''(A) the security—

''(i) is in the form of a bond, letter of credit, or cash escrow,

''(ii) is provided to the trustees of the 1992 UMWA Benefit Plan solely for the purpose of paying premiums for beneficiaries who would be described in section 9712(b)(2)(B) if the requirements of this section were not met by the last signatory operator, and

''(iii) is in an amount equal to 1 year of liability of the last signatory operator under this section, determined by using the average cost of such operator's liability during the prior 3 calendar years;

''(B) the security is in addition to any other security required under any other provision of this title; and

''(C) the security remains in place for 5 years.

''(4) REFUNDS OF SECURITY.—The remaining amount of any security provided under this subsection (and earnings thereon) shall be refunded to the last signatory operator as of the earlier of—

''(A) the termination of the obligations of the last signatory operator under this section, or

''(B) the end of the 5-year period described in paragraph (4)(C).''.

(c) 1992 UMWA BENEFIT PLAN.—Section 9712(d)(4) of the Internal Revenue Code of 1986 (relating to joint and several liability) is amended by adding at the end the following new sentence: ''The provisions of section 9711(c)(2) shall apply to any last signatory operator described in such section (without regard to whether security is provided under such section, a payment is made under section 9704(j), or both) and if security meeting the requirements of section 9711(c)(3) is provided, the common parent described in section 9711(c)(2)(B) shall be exclusively responsible for any liability for premiums under this section which, but for this sentence, would be required to be paid by the last signatory operator or any related person.''.

(d) SUCCESSOR IN INTEREST.—Section 9701(c) of the Internal Revenue Code of 1986 (relating to terms relating to operators) is amended by adding at the end the following new paragraph:

''(8) SUCCESSOR IN INTEREST.—

''(A) SAFE HARBOR.—The term 'successor in interest' shall not include any person who—

''(i) is an unrelated person to an eligible seller described in subparagraph (C); and

''(ii) purchases for fair market value assets, or all of the stock, of a related person to such seller, in a bona fide, arm's-length sale.

''(B) UNRELATED PERSON.—The term 'unrelated person' means a purchaser who does not bear a relationship to the eligible seller described in section 267(b).

''(C) ELIGIBLE SELLER.—For purposes of this paragraph, the term 'eligible seller' means an assigned operator described in section 9704(j)(2) or a related person to such assigned operator.''.

(e) EFFECTIVE DATE.—The amendments made by this section shall take effect on the date of the enactment of this Act, except that the amendment made by subsection (d) shall apply to transactions after the date of the enactment of this Act.

SEC. 322. TRANSFERS TO FUNDS; PREMIUM RELIEF.

(a) COMBINED FUND.—

(1) FEDERAL TRANSFERS.—Section 9705(b) of the Internal Revenue Code of 1986 (relating to transfers from Abandoned Mine Reclamation Fund) is amended—

(A) in paragraph (1), by striking ''section 402(h)'' and inserting ''subsections (h) and (i) of section 402'';

(B) by striking paragraph (2) and inserting the following new paragraph:

''(2) USE OF FUNDS.—Any amount transferred under paragraph (1) for any fiscal year shall be used to pay benefits and administrative costs of beneficiaries of the Combined Fund or for such other purposes as are specifically provided in the Acts described in paragraph (1).''; and

(C) by striking ''FROM ABANDONED MINE RECLAMATION FUND''.

(2) MODIFICATIONS OF PREMIUMS TO REFLECT FEDERAL TRANSFERS.—

(A) ELIMINATION OF UNASSIGNED BENEFICIARIES PREMIUM.—Section 9704(d) of such Code (establishing unassigned beneficiaries premium) is amended to read as follows:

''(d) UNASSIGNED BENEFICIARIES PREMIUM.—

''(1) PLAN YEARS ENDING ON OR BEFORE SEPTEMBER 30, 2006.—For plan years ending on or

before September 30, 2006, the unassigned beneficiaries premium for any assigned operator shall be equal to the applicable percentage of the product of the per beneficiary premium for the plan year multiplied by the number of eligible beneficiaries who are not assigned under section 9706 to any person for such plan year.

''(2) PLAN YEARS BEGINNING ON OR AFTER OCTOBER 1, 2006.—

''(A) IN GENERAL.—For plan years beginning on or after October 1, 2006, subject to subparagraph (B), there shall be no unassigned beneficiaries premium, and benefit costs with respect to eligible beneficiaries who are not assigned under section 9706 to any person for any such plan year shall be paid from amounts transferred under section 9705(b).

''(B) INADEQUATE TRANSFERS.—If, for any plan year beginning on or after October 1, 2006, the amounts transferred under section 9705(b) are less than the amounts required to be transferred to the Combined Fund under subsection (h)(2)(A) or (i) of section 402 of the Surface Mining Control and Reclamation Act of 1977 (30 U.S.C. 1232)), then the unassigned beneficiaries premium for any assigned operator shall be equal to the operator's applicable percentage of the amount required to be so transferred which was not so transferred.''.

(B) PREMIUM ACCOUNTS.—

(i) CREDITING OF ACCOUNTS.—Section 9704(e)(1) of such Code (relating to premium accounts; adjustments) is amended by inserting ''and amounts transferred under section 9705(b)'' after ''premiums received''.

(ii) SURPLUSES ATTRIBUTABLE TO PUBLIC FUNDING.—Section 9704(e)(3)(A) of such Code is amended by adding at the end the following new sentence: ''Amounts credited to an account from amounts transferred under section 9705(b) shall not be taken into account in determining whether there is a surplus in the account for purposes of this paragraph.''

(C) APPLICABLE PERCENTAGE.—Section 9704(f)(2) of such Code (relating to annual adjustments) is amended by adding at the end the following new subparagraph:

''(C) In the case of plan years beginning on or after October 1, 2007, the total number of assigned eligible beneficiaries shall be reduced by the eligible beneficiaries whose assignments have been revoked under section 9706(h).''.

(3) ASSIGNMENTS AND REASSIGNMENT.—Section 9706 of the Internal Revenue Code of 1986 (relating to assignment of eligible beneficiaries) is amended by adding at the end the following:

''(h) ASSIGNMENTS AS OF OCTOBER 1, 2007.—

''(1) IN GENERAL.—Subject to the premium obligation set forth in paragraph (3), the Commissioner of Social Security shall—

''(A) revoke all assignments to persons other than 1988 agreement operators for purposes of assessing premiums for plan years beginning on and after October 1, 2007; and

''(B) make no further assignments to persons other than 1988 agreement operators, except that no individual who becomes an unassigned beneficiary by reason of subparagraph (A) may be assigned to a 1988 agreement operator.

''(2) REASSIGNMENT UPON PURCHASE.—This subsection shall not be construed to prohibit the reassignment under subsection (b)(2) of an eligible beneficiary.

''(3) LIABILITY OF PERSONS DURING THREE FISCAL YEARS BEGINNING ON AND AFTER OCTOBER 1, 2007.—In the case of each of the fiscal years beginning on October 1, 2007, 2008, and 2009, each person other than a 1988 agreement operator shall pay to the Combined Fund the following percentage of the amount of annual premiums that such person would otherwise be required to pay under section 9704(a), determined on the basis of assignments in effect without regard to the revocation of assignments under paragraph (1)(A):

''(A) For the fiscal year beginning on October 1, 2007, 55 percent.

''(B) For the fiscal year beginning on October 1, 2008, 40 percent.

''(C) For the fiscal year beginning on October 1, 2009, 15 percent.''.

(4) EFFECTIVE DATE.—The amendments made by this subsection shall apply to plan years of the Combined Fund beginning after September 30, 2006.

(b) 1992 UMWA BENEFIT AND OTHER PLANS.—

(1) TRANSFERS TO PLANS.—Section 9712(a) of the Internal Revenue Code of 1986 (relating to the establishment and coverage of the 1992 UMWA Benefit Plan) is amended by adding at the end the following:

''(3) TRANSFERS UNDER OTHER FEDERAL STATUTES.—

''(A) IN GENERAL.—The 1992 UMWA Benefit Plan shall include any amount transferred to the plan under subsections (h) and (i) of section 402 of the Surface Mining Control and Reclamation Act of 1977 (30 U.S.C. 1232).

''(B) USE OF FUNDS.—Any amount transferred under subparagraph (A) for any fiscal year shall be used to provide the health benefits described in subsection (c) with respect to any beneficiary for whom no monthly per beneficiary premium is paid pursuant to paragraph (1)(A) or (3) of subsection (d).

''(4) SPECIAL RULE FOR 1993 PLAN.—

''(A) IN GENERAL.—The plan described in section 402(h)(2)(C) of the Surface Mining Control and Reclamation Act of 1977 (30 U.S.C. 1232(h)(2)(C)) shall include any amount transferred to the plan under subsections (h) and (i) of the Surface Mining Control and Reclamation Act of 1977 (30 U.S.C. 1232).

''(B) USE OF FUNDS.—Any amount transferred under subparagraph (A) for any fiscal year shall be used to provide the health benefits described in section 402(h)(2)(C)(i) of the Surface Mining Control and Reclamation Act of 1977 (30 U.S.C. 1232(h)(2)(C)(i)) to individuals described in section 402(h)(2)(C) of such Act (30 U.S.C. 1232(h)(2)(C)).''.

(2) PREMIUM ADJUSTMENTS.—

(A) IN GENERAL.—Section 9712(d)(1) of such Code (relating to guarantee of benefits) is amended to read as follows:

''(1) IN GENERAL.—All 1988 last signatory operators shall be responsible for financing the benefits described in subsection (c) by meeting the following requirements in accordance with the contribution requirements established in the 1992 UMWA Benefit Plan:

''(A) The payment of a monthly per beneficiary premium by each 1988 last signatory operator for each eligible beneficiary of such operator who is described in subsection (b)(2) and who is receiving benefits under the 1992 UMWA benefit plan.

''(B) The provision of a security (in the form of a bond, letter of credit, or cash escrow) in an amount equal to a portion of the projected future cost to the 1992 UMWA Benefit Plan of providing health benefits for eligible and potentially eligible beneficiaries attributable to the 1988 last signatory operator.

''(C) If the amounts transferred under subsection (a)(3) are less than the amounts required to be transferred to the 1992 UMWA Benefit Plan under subsections (h) and (i) of section 402 of the Surface Mining Control and Reclamation Act of 1977 (30 U.S.C. 1232), the payment of an additional backstop premium by each 1988 last signatory operator which is equal to such operator's share of the amounts required to be so transferred but which were not so transferred, determined on the basis of the number of eligible and potentially eligible beneficiaries attributable to the operator.''.

(B) CONFORMING AMENDMENTS.—Section 9712(d) of such Code is amended—

(i) in paragraph (2)(B), by striking ''prefunding'' and inserting ''backstop'', and

(ii) in paragraph (3), by striking ''paragraph (1)(B)'' and inserting ''paragraph (1)(A)''.

(C) EFFECTIVE DATE.—The amendments made by this paragraph shall apply to fiscal years beginning on or after October 1, 2010.

SEC. 323. OTHER PROVISIONS.

(a) BOARD OF TRUSTEES.—Section 9702(b) of the Internal Revenue Code of 1986 (relating to board of trustees of the Combined Fund) is amended to read as follows:

''(b) BOARD OF TRUSTEES.—

''(1) IN GENERAL.—For purposes of subsection (a), the board of trustees for the Combined Fund shall be appointed as follows:

''(A) 2 individuals who represent employers in the coal mining industry shall be designated by the BCOA;

''(B) 2 individuals designated by the United Mine Workers of America; and

''(C) 3 individuals selected by the individuals appointed under subparagraphs (A) and (B).

''(2) SUCCESSOR TRUSTEES.—Any successor trustee shall be appointed in the same manner as the trustee being succeeded. The plan establishing the Combined Fund shall provide for the removal of trustees.

''(3) SPECIAL RULE.—If the BCOA ceases to exist, any trustee or successor under paragraph (1)(A) shall be designated by the 3 employers who were members of the BCOA on the enactment date and who have been assigned the greatest number of eligible beneficiaries under section 9706.''.

(b) ENFORCEMENT OF OBLIGATIONS.—

(1) FAILURE TO PAY PREMIUMS.—Section 9707(a) of the Internal Revenue Code of 1986 is amended to read as follows:

''(a) FAILURES TO PAY.—

''(1) PREMIUMS FOR ELIGIBLE BENEFICIARIES.—There is hereby imposed a penalty on the failure of any assigned operator to pay any premium required to be paid under section 9704 with respect to any eligible beneficiary.

''(2) CONTRIBUTIONS REQUIRED UNDER THE MINING LAWS.—There is hereby imposed a penalty on the failure of any person to make a contribution required under section 402(h)(5)(B)(ii) of the Surface Mining Control and Reclamation Act of 1977 to a plan referred to in section 402(h)(2)(C) of such Act. For purposes of applying this section, each such required monthly contribution for the hours worked of any individual shall be treated as if it were a premium required to be paid under section 9704 with respect to an eligible beneficiary.''.

(2) CIVIL ENFORCEMENT.—Section 9721 of such Code is amended to read as follows:

''SEC. 9721. CIVIL ENFORCEMENT.

''The provisions of section 4301 of the Employee Retirement Income Security Act of 1974 shall apply, in the same manner as any claim arising out of an obligation to pay withdrawal liability under subtitle E of title IV of such Act, to any claim—

''(1) arising out of an obligation to pay any amount required to be paid by this chapter; or

''(2) arising out of an obligation to pay any amount required by section 402(h)(5)(B)(ii) of the Surface Mining Control and Reclamation Act of 1977 (30 U.S.C. 1232(h)(5)(B)(ii)).''.

After debate,

By unanimous consent, the previous question was ordered on the motion to recommit with instructions.

The question being put, viva voce,

Will the House recommit said bill with instructions?

The SPEAKER pro tempore, Mr. PUTNAM, announced that the nays had it.

Mr. RANGEL demanded a recorded vote on agreeing to said motion, which demand was supported by one-fifth of a quorum, so a recorded vote was ordered.

The vote was taken by electronic device.

It was decided in the negative ..... { Yeas ..... 190 / Nays 220

¶77.23 [Roll No. 424]

AYES—190

Ackerman
Allen
Andrews
Baird
Baldwin
Bean
Becerra
Berkley
Berman
Berry
Bishop (GA)
Bishop (NY)
Blumenauer
Boswell
Boucher
Boyd
Brady (PA)
Brown (OH)
Brown, Corrine
Butterfield
Capps
Capuano
Cardin
Cardoza
Carnahan
Carson
Case
Chandler
Clay
Cleaver
Clyburn
Conyers
Cooper
Costa
Costello
Crowley
Cuellar
Cummings
Davis (AL)
Davis (CA)
Davis (FL)
Davis (IL)
Davis (TN)
DeFazio
DeGette
Delahunt
DeLauro
Dicks
Dingell
Doggett
Doyle
Emanuel
Engel
Eshoo
Etheridge
Farr
Fattah
Filner
Ford
Frank (MA)
Gonzalez
Gordon
Green, Al
Green, Gene
Grijalva
Gutierrez
Harman
Hastings (FL)
Herseth
Higgins
Hinchey
Hinojosa
Holden
Holt
Honda
Hooley
Hoyer
Inslee
Israel
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Johnson, E. B.
Jones (OH)
Kanjorski
Kaptur
Kennedy (RI)
Kildee
Kilpatrick (MI)
Kind
Kucinich
Langevin
Lantos
Larsen (WA)
Larson (CT)
Lee
Levin
Lipinski
Lofgren, Zoe
Lowey
Lynch
Maloney
Markey
Marshall
Matsui
McCarthy
McCollum (MN)
McDermott
McGovern
McIntyre
McNulty
Meek (FL)
Meeks (NY)
Melancon
Michaud
Millender-McDonald
Miller (NC)
Miller, George
Mollohan
Moore (KS)
Moore (WI)
Moran (VA)
Murtha
Nadler
Napolitano
Neal (MA)
Ney
Oberstar
Obey
Olver
Ortiz
Owens
Pallone
Pascrell
Pastor
Pelosi
Peterson (MN)
Pomeroy
Price (NC)
Rahall
Rangel
Reyes
Ross
Rothman
Roybal-Allard
Ruppersberger
Rush
Ryan (OH)
Sabo
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Schakowsky
Schiff
Schwartz (PA)
Scott (GA)
Scott (VA)
Serrano
Sherman
Skelton
Slaughter
Smith (WA)
Snyder
Solis
Spratt
Strickland
Stupak
Tanner
Tauscher
Taylor (MS)
Thompson (CA)
Thompson (MS)
Tierney
Towns
Udall (CO)
Udall (NM)
Van Hollen
Velázquez
Visclosky
Wasserman Schultz
Waters
Watson
Watt
Waxman
Weiner
Wexler
Wilson (NM)
Woolsey
Wu
Wynn

NOES—220

Abercrombie
Aderholt
Akin
Alexander
Bachus
Barrett (SC)
Barrow
Bartlett (MD)
Barton (TX)
Bass
Beauprez
Biggert
Bilbray
Bishop (UT)
Blackburn
Blunt
Boehner
Bonilla
Bonner
Bono
Boozman
Boren
Boustany
Bradley (NH)
Brady (TX)
Brown (SC)
Brown-Waite, Ginny
Burgess
Burton (IN)
Calvert
Camp (MI)
Campbell (CA)
Cannon
Cantor
Capito
Carter
Castle
Chabot
Chocola
Cole (OK)
Conaway
Cramer
Crenshaw
Cubin
Culberson
Davis (KY)
Davis, Tom
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Doolittle
Drake
Dreier
Duncan
Edwards
Ehlers
Emerson
English (PA)
Everett
Feeney
Ferguson
Fitzpatrick (PA)
Flake
Foley
Forbes
Fortenberry
Fossella
Foxx
Franks (AZ)
Frelinghuysen
Gallegly
Garrett (NJ)
Gerlach
Gibbons
Gilchrest
Gillmor
Gingrey
Goode
Goodlatte
Graves
Green (WI)
Gutknecht
Hall
Harris
Hart
Hastert
Hastings (WA)
Hayes
Hayworth
Hefley
Hensarling
Herger
Hobson
Hoekstra
Hostettler
Hulshof
Hunter
Hyde
Inglis (SC)
Issa
Jenkins
Jindal
Johnson (CT)
Johnson (IL)
Johnson, Sam
Keller
Kelly
Kennedy (MN)
King (IA)
King (NY)
Kingston
Kirk
Kline
Knollenberg
Kolbe
Kuhl (NY)
LaHood
Latham
LaTourette
Leach
Lewis (CA)
Lewis (KY)
LoBiondo
Lucas
Lungren, Daniel E.
Mack
Manzullo
Marchant
Matheson
McCaul (TX)
McCotter
McCrery
McHenry
McHugh
McKeon
McMorris
Mica
Miller (FL)
Miller (MI)
Miller, Gary
Moran (KS)
Murphy
Musgrave
Myrick
Neugebauer
Norwood
Nunes
Nussle
Osborne
Otter
Paul
Pearce
Pence
Peterson (PA)
Petri
Pickering
Pitts
Platts
Poe
Pombo
Porter
Price (GA)
Pryce (OH)
Putnam
Radanovich
Ramstad
Regula
Rehberg
Reichert
Renzi
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Ros-Lehtinen
Royce
Ryan (WI)
Ryun (KS)
Saxton
Schmidt
Schwarz (MI)
Sensenbrenner
Sessions
Shadegg
Shaw
Shays
Sherwood
Shimkus
Shuster
Simmons
Simpson
Smith (NJ)
Smith (TX)
Sodrel
Souder
Stearns
Sullivan
Sweeney
Tancredo
Taylor (NC)
Terry
Thomas
Thornberry
Tiahrt
Tiberi
Turner
Upton
Walsh
Wamp
Weldon (FL)
Weldon (PA)
Weller
Westmoreland
Whitfield
Wicker
Wilson (SC)
Wolf
Young (AK)
Young (FL)

NOT VOTING—23

Baca
Baker
Bilirakis
Boehlert
Buyer
Coble
Davis, Jo Ann
Deal (GA)
Evans
Gohmert
Granger
Istook
Jones (NC)
Lewis (GA)
Linder
McKinney
Meehan
Northup
Oxley
Payne
Salazar
Stark
Walden (OR)

So the motion to recommit with instructions was not agreed to.

The question being put, viva voce,

Will the House pass said bill?

The SPEAKER pro tempore, Mr. PUTNAM, announced that the yeas had it.

Mr. RANGEL demanded a recorded vote on passage of said bill, which demand was supported by one-fifth of a quorum, so a recorded vote was ordered.

The vote was taken by electronic device.

It was decided in the affirmative ..... { Yeas ..... 230 / Nays ..... 180 / Answered present 1

¶77.24 [Roll No. 425]

AYES—230

Abercrombie
Aderholt
Akin
Alexander
Bachus
Barrow
Bartlett (MD)
Bass
Bean
Beauprez
Berkley
Berry
Biggert
Bilbray
Bishop (UT)
Blackburn
Blunt
Boehner
Bonner
Bono
Boozman
Boren
Boswell
Boucher
Boustany
Boyd
Brown (OH)
Brown (SC)
Brown-Waite, Ginny
Burgess
Burton (IN)
Calvert
Camp (MI)
Campbell (CA)
Cannon
Capito
Carter
Case
Castle
Chabot
Chandler
Chocola
Cole (OK)
Conaway
Cramer
Crenshaw
Cubin
Cuellar
Davis (KY)
Davis (TN)
Davis, Tom
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Doolittle
Drake
Dreier
Duncan
Edwards
Ehlers
Emerson
English (PA)
Everett
Ferguson
Fitzpatrick (PA)
Foley
Forbes
Ford
Fortenberry
Fossella
Foxx
Franks (AZ)
Frelinghuysen
Gallegly
Gerlach
Gibbons
Gilchrest
Gillmor
Gingrey
Goode
Goodlatte
Gordon
Graves
Green (WI)
Gutknecht
Hall
Harris
Hart
Hastert
Hastings (WA)
Hayes
Hayworth
Hefley
Herger
Herseth
Hobson
Hoekstra
Hulshof
Hunter
Hyde
Inglis (SC)
Issa
Jefferson
Jenkins
Jindal
Johnson (CT)
Johnson (IL)
Johnson, Sam
Keller
Kelly
Kennedy (MN)
King (NY)
Kirk
Kline
Knollenberg
Kolbe
Kuhl (NY)
LaHood
Latham
LaTourette
Leach
Lewis (CA)
Lewis (KY)
LoBiondo
Lucas
Lungren, Daniel E.
Manzullo
Marchant
Marshall
Matheson
McCaul (TX)
McCotter
McCrery
McHugh
McIntyre
McKeon
McMorris
Melancon
Mica
Miller (FL)
Miller (MI)
Miller, Gary
Mollohan
Moore (KS)
Moran (KS)
Murphy
Musgrave
Myrick
Neugebauer
Ney
Norwood
Nunes
Nussle
Osborne
Otter
Pearce
Peterson (MN)
Peterson (PA)
Petri
Pickering
Pitts
Platts
Poe
Pombo
Porter
Price (GA)
Pryce (OH)
Putnam
Radanovich
Rahall
Ramstad
Regula
Rehberg
Reichert
Renzi
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Ros-Lehtinen
Ross
Royce
Rush
Ryan (WI)
Ryun (KS)
Saxton
Schmidt
Schwarz (MI)
Sensenbrenner
Sessions
Shadegg
Shaw
Shays
Sherwood
Shimkus
Shuster
Simmons
Simpson
Smith (NJ)
Smith (TX)
Sodrel
Souder
Stearns
Strickland
Sullivan
Sweeney
Tanner
Taylor (NC)
Terry
Thomas
Tiberi
Towns
Turner
Upton
Walden (OR)
Walsh
Wamp
Weldon (FL)
Weldon (PA)
Weller
Westmoreland
Whitfield
Wicker
Wilson (NM)
Wilson (SC)
Wolf
Wu
Young (AK)
Young (FL)

NOES—180

Ackerman
Allen
Andrews
Baldwin
Barrett (SC)
Barton (TX)
Becerra
Berman
Bishop (GA)
Bishop (NY)
Blumenauer
Bonilla
Bradley (NH)
Brady (PA)
Brady (TX)
Brown, Corrine
Butterfield
Cantor
Capps
Capuano
Cardin
Cardoza
Carnahan
Carson
Clay
Cleaver
Clyburn
Conyers
Cooper
Costa
Costello
Crowley
Culberson

Cummings
Davis (AL)
Davis (CA)
Davis (FL)
Davis (IL)
DeFazio
DeGette
Delahunt
DeLauro
Dicks
Dingell
Doggett
Doyle
Emanuel
Engel
Eshoo
Etheridge
Farr
Fattah
Feeney
Filner
Flake
Frank (MA)
Garrett (NJ)
Gonzalez
Green, Al
Green, Gene
Grijalva
Gutierrez
Harman
Hastings (FL)
Hensarling
Higgins
Hinchey
Hinojosa
Holden
Holt
Honda
Hooley
Hostettler
Hoyer
Inslee
Israel
Jackson (IL)
Jackson-Lee (TX)
Johnson, E. B.
Jones (OH)
Kanjorski
Kaptur
Kennedy (RI)
Kildee
Kilpatrick (MI)
Kind
King (IA)
Kingston
Kucinich
Langevin
Lantos
Larsen (WA)
Larson (CT)
Lee
Levin
Lipinski
Lofgren, Zoe
Lowey
Lynch
Mack
Maloney
Markey
Matsui
McCarthy
McCollum (MN)
McDermott
McGovern
McHenry
McNulty
Meek (FL)
Meeks (NY)
Michaud
Millender-McDonald
Miller (NC)
Miller, George
Moore (WI)
Moran (VA)
Murtha
Nadler
Napolitano
Neal (MA)
Oberstar
Obey
Olver
Ortiz
Owens
Pallone
Pascrell
Pastor
Paul
Pelosi
Pence
Pomeroy
Price (NC)
Rangel
Reyes
Rothman
Roybal-Allard
Ruppersberger
Ryan (OH)
Sabo
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Schakowsky
Schiff
Schwartz (PA)
Scott (GA)
Scott (VA)
Serrano
Sherman
Skelton
Slaughter
Smith (WA)
Snyder
Solis
Spratt
Stupak
Tancredo
Tauscher
Taylor (MS)
Thompson (CA)
Thompson (MS)
Thornberry
Tiahrt
Tierney
Udall (CO)
Udall (NM)
Van Hollen
Velázquez
Visclosky
Wasserman Schultz
Waters
Watson
Watt
Waxman
Weiner
Wexler
Woolsey
Wynn

ANSWERED "PRESENT"—1

Baird

NOT VOTING—22

Baca
Baker
Bilirakis
Boehlert
Buyer
Coble
Davis, Jo Ann
Deal (GA)
Evans
Gohmert
Granger
Istook
Jones (NC)
Lewis (GA)
Linder
McKinney
Meehan
Northup
Oxley
Payne
Salazar
Stark

So the bill was passed.

A motion to reconsider the vote whereby said bill was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

¶77.25 CONFERENCE REPORT TO S. 250—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mr. PUTNAM, pursuant to clause 8, rule XX, announced the unfinished business to be on the question of agreeing to said conference report to the bill of the Senate (S. 250) to amend the Carl D. Perkins Vocational and Technical Education Act of 1998 to improve the Act.

The question being put, viva voce,

Will the House agree to said conference report?

The SPEAKER pro tempore, Mr. PUTNAM, announced that the yeas had it.

Mr. McKEON demanded a recorded vote on agreeing to said conference report, which demand was supported by one-fifth of a quorum, so a recorded vote was ordered.

The vote was taken by electronic device.

It was decided in the affirmative ..... { Yeas ..... 399 / Nays 1

¶77.26 [Roll No. 426]

AYES—399

Abercrombie
Ackerman
Aderholt
Akin
Alexander
Allen
Andrews
Bachus
Baird
Baldwin
Barrett (SC)
Barrow
Bartlett (MD)
Barton (TX)
Bass
Bean
Beauprez
Becerra
Berkley
Berman
Berry
Biggert
Bilbray
Bishop (GA)
Bishop (NY)
Bishop (UT)
Blackburn
Blumenauer
Blunt
Boehner
Bonilla
Bonner
Bono
Boozman
Boren
Boswell
Boucher
Boustany
Boyd
Bradley (NH)
Brady (PA)
Brady (TX)
Brown (OH)
Brown (SC)
Brown, Corrine
Brown-Waite, Ginny
Burgess
Burton (IN)
Butterfield
Calvert
Camp (MI)
Campbell (CA)
Cannon
Cantor
Capito
Capps
Capuano
Cardin
Cardoza
Carnahan
Carson
Carter
Case
Castle
Chabot
Chocola
Clay
Cleaver
Clyburn
Cole (OK)
Conaway
Conyers
Cooper
Costa
Costello
Cramer
Crenshaw
Crowley
Cubin
Cuellar
Culberson
Cummings
Davis (AL)
Davis (CA)
Davis (FL)
Davis (IL)
Davis (KY)
Davis (TN)
Davis, Tom
DeFazio
DeGette
Delahunt
DeLauro
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Dicks
Dingell
Doggett
Doolittle
Doyle
Drake
Dreier
Duncan
Edwards
Ehlers
Emanuel
Emerson
Engel
English (PA)
Eshoo
Etheridge
Everett
Farr
Fattah
Feeney
Ferguson
Filner
Fitzpatrick (PA)
Foley
Forbes
Fortenberry
Fossella
Foxx
Franks (AZ)
Frelinghuysen
Gallegly
Garrett (NJ)
Gerlach
Gibbons
Gilchrest
Gillmor
Gingrey
Gonzalez
Goode
Goodlatte
Gordon
Graves
Green (WI)
Green, Al
Green, Gene
Grijalva
Gutknecht
Hall
Harman
Harris
Hart
Hastings (FL)
Hastings (WA)
Hayes
Hayworth
Hensarling
Herger
Herseth
Higgins
Hinchey
Hinojosa
Hobson
Hoekstra
Holden
Holt
Honda
Hooley
Hostettler
Hoyer
Hulshof
Hunter
Hyde
Inglis (SC)
Inslee
Israel
Issa
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Jenkins
Jindal
Johnson (CT)
Johnson (IL)
Johnson, E. B.
Johnson, Sam
Jones (OH)
Kanjorski
Kaptur
Keller
Kelly
Kennedy (MN)
Kennedy (RI)
Kildee
Kilpatrick (MI)
Kind
King (IA)
King (NY)
Kingston
Kirk
Kline
Knollenberg
Kolbe
Kucinich
Kuhl (NY)
LaHood
Langevin
Lantos
Larsen (WA)
Larson (CT)
Latham
LaTourette
Leach
Lee
Levin
Lewis (CA)
Lewis (KY)
Lipinski
LoBiondo
Lofgren, Zoe
Lowey
Lucas
Lungren, Daniel E.
Lynch
Mack
Maloney
Manzullo
Marchant
Markey
Marshall
Matheson
Matsui
McCarthy
McCaul (TX)
McCollum (MN)
McCotter
McCrery
McDermott
McGovern
McHenry
McHugh
McIntyre
McKeon
McMorris
McNulty
Meek (FL)
Meeks (NY)
Melancon
Mica
Michaud
Millender-McDonald
Miller (FL)
Miller (MI)
Miller (NC)
Miller, Gary
Miller, George
Mollohan
Moore (KS)
Moore (WI)
Moran (KS)
Moran (VA)
Murphy
Musgrave
Myrick
Nadler
Napolitano
Neal (MA)
Neugebauer
Ney
Nunes
Nussle
Oberstar
Obey
Olver
Ortiz
Osborne
Otter
Owens
Pallone
Pascrell
Pastor
Pearce
Pelosi
Pence
Peterson (MN)
Peterson (PA)
Petri
Pickering
Pitts
Platts
Poe
Pombo
Pomeroy
Porter
Price (GA)
Price (NC)
Pryce (OH)
Putnam
Radanovich
Rahall
Ramstad
Rangel
Regula
Rehberg
Reichert
Renzi
Reyes
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Ros-Lehtinen
Ross
Rothman
Roybal-Allard
Royce
Ruppersberger
Rush
Ryan (OH)
Ryan (WI)
Ryun (KS)
Sabo
Sánchez, Linda T.
Sanchez, Loretta
Sanders
Saxton
Schakowsky
Schiff
Schmidt
Schwartz (PA)
Schwarz (MI)
Scott (GA)
Scott (VA)
Sensenbrenner
Serrano
Sessions
Shadegg
Shaw
Shays
Sherman
Sherwood
Shimkus
Shuster
Simmons
Simpson
Skelton
Smith (NJ)
Smith (TX)
Snyder
Sodrel
Solis
Souder
Spratt
Stearns
Strickland
Stupak
Sullivan
Sweeney
Tancredo
Tanner
Tauscher
Taylor (MS)
Taylor (NC)
Terry
Thomas
Thompson (CA)
Thompson (MS)
Thornberry
Tiahrt
Tiberi
Tierney
Towns
Turner
Udall (CO)
Udall (NM)
Upton
Van Hollen
Velázquez
Visclosky
Walden (OR)
Walsh
Wamp
Wasserman Schultz
Waters
Watson
Watt
Waxman
Weiner
Weldon (FL)
Weldon (PA)
Weller
Westmoreland
Wexler
Whitfield
Wicker
Wilson (NM)
Wilson (SC)
Wolf
Woolsey
Wu
Wynn
Young (AK)
Young (FL)

NOES—1

Flake

NOT VOTING—32

Baca
Baker
Bilirakis
Boehlert
Buyer
Chandler
Coble
Davis, Jo Ann
Deal (GA)
Evans
Ford
Frank (MA)
Gohmert
Granger
Gutierrez
Hefley
Istook
Jones (NC)
Lewis (GA)
Linder
McKinney
Meehan
Murtha
Northup
Norwood
Oxley
Paul
Payne
Salazar
Slaughter
Smith (WA)
Stark

So the conference report was agreed to.

A motion to reconsider the vote whereby said conference report was agreed to was, by unanimous consent, laid on the table.

Ordered, That the Clerk notify the Senate thereof.

¶77.27 VIOLENCE AGAINST WOMEN

On motion of Mr. CANNON, by unanimous consent, the bill of the Senate (S. 3693) to make technical corrections to the Violence Against Women and Department of Justice Reauthorization Act of 2005; was taken from the Speaker's table.

When said bill was considered, read twice, ordered to be read a third time, was read a third time by title, and passed.

A motion to reconsider the vote whereby said bill was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk notify the Senate thereof.

¶77.28 CLERICAL ERROR CORRECTION IN S. 3693

On motion of Mr. CANNON, by unanimous consent, the following concurrent

resolution of the Senate (S. Con. Res. 112); was taken from the Speaker's table:

Resolved by the Senate (the House of Representatives concurring), That in the enrollment of the bill, S. 3693, the Secretary of the Senate shall insert ''or reentries'' after ''States, reentry'' in section 212(a)(9)(C)(iii)(II) of the Immigration and Nationality Act, as added by section 6(b)(1)(C) of the bill.

When said concurrent resolution was considered, read twice, ordered to be read a third time, was read a third time by title, and agreed to.

A motion to reconsider the vote whereby said concurrent resolution was agreed to was, by unanimous consent, laid on the table.

Ordered, That the Clerk notify the Senate thereof.

¶77.29 ADJOURNMENT OVER

On motion of Mr. CANNON, by unanimous consent,

Ordered, That when the House adjourns today, pursuant to this order, it adjourn to meet at 11 a.m. on Wednesday, August 2, 2006, unless it sooner has received a message from the Senate transmitting its concurrence in House Concurrent Resolution 459, in which case the House shall stand adjourned pursuant to that concurrent resolution.

¶77.30 CALENDAR WEDNESDAY BUSINESS DISPENSED WITH

On motion of Mr. CANNON, by unanimous consent,

Ordered, That business in order for consideration on Wednesday, August 2, 2006, under clause 6, rule XV, the Calendar Wednesday rule, be dispensed with.

¶77.31 CALENDAR WEDNESDAY BUSINESS DISPENSED WITH

On motion of Mr. CANNON, by unanimous consent,

Ordered, That business in order for consideration on Wednesday, September 6, 2006, under clause 6, rule XV, the Calendar Wednesday rule, be dispensed with.

¶77.32 PROCEEDINGS VACATED—H. CON. RES. 454

Mr. CANNON, by unanimous consent, requested that the ordering of the yeas and nays on agreeing to the concurrent resolution (H. Con. Res. 454) providing for an adjournment or recess of the two houses, be vacated, and to the end that the concurrent resolution was laid on the table.

¶77.33 APPOINTMENT OF SPEAKER PRO TEMPORE TO SIGN ENROLLMENTS

The SPEAKER pro tempore, Mr. PUTNAM, laid before the House a communication, which was read as follows:

WASHINGTON, DC 20515,
July 27, 2006.

I hereby appoint the Honorable MAC THORNBERRY, the Honorable FRANK R. WOLF, and the Honorable TOM DAVIS to act as Speaker pro tempore to sign enrolled bills and joint resolutions through September 6, 2006.

J. DENNIS HASTERT,
Speaker of the House of Representatives.

By unanimous consent, the appointments were approved.

¶77.34 LEAVE OF ABSENCE

By unanimous consent, leave of absence was granted—

To Mr. BACA, for today;

To Mr. BILIRAKIS, for today and balance of the week;

To Mr. COBLE, for today;

To Mr. LEWIS of Georgia, for today;

To Mrs. NORTHUP, for today and July 29; and

To Mr. STARK, for today.

And then,

¶77.35 ADJOURNMENT

Mr. CANNON moved that the House do now adjourn.

The question being put, viva voce,

Will the House now adjourn?

The SPEAKER pro tempore, Mr. PUTNAM, announced that the yeas had it.

So the motion to adjourn was agreed to.

Accordingly,

Pursuant to the previous order of the House, at 11 o'clock and 55 minutes a.m., Saturday, July 29 (legislative day of July 28), 2006, the House stands adjourned until 11 a.m. on Wednesday, August 2, 2006, unless it sooner has received a message from the Senate transmitting its adoption of House Concurrent Resolution 459, in which case the House shall stand adjourned pursuant to that concurrent resolution.

¶77.36 REPORTS OF COMMITTEES ON PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XIII, reports of committees were delivered to the Clerk for printing and reference to the proper calendar, as follows:

Mr. OXLEY: Committee on Financial Services. H.R. 5393. A bill to provide for the Department of Housing and Urban Development to coordinate Federal housing assistance efforts in the case of disasters resulting in long-term housing needs (Rept. 109–607, Pt. 1). Ordered to be printed.

Mr. YOUNG of Alaska: Committee on Transportation and Infrastructure. H.R. 5810. A bill to amend the Comprehensive Environmental Response, Compensation, and Liability Act of 1980 to authorize funding for brownfields revitalization activities and State response programs, and for other purposes; with an amendment (Rept. 109–608 Pt. 1). Ordered to be printed.

Mr. YOUNG of Alaska: Committee on Transportation and Infrastructure. H.R. 4650. A bill to direct the Secretary of the Army to carry out programs and activities to enhance the safety of levees in the United States; with an amendment (Rept. 109–609). Referred to the Committee of the Whole House on the State of the Union.

Mr. YOUNG of Alaska: Committee on Transportation and Infrastructure. H.R. 4653. A bill to repeal a prohibition on the use of certain funds for tunneling in certain areas with respect to the Los Angeles to San Fernando Valley Metro Rail project, California (Rept. 109–610). Referred to the Committee of the Whole House on the State of the Union.

Mr. BOEHLERT: Committee on Science. H.R. 5656. A bill to provide for Federal energy research, development, demonstration, and commercial application activities, and for other purposes; with an amendment (Rept. 109–611). Referred to the Committee of the Whole House on the State of the Union.

Mr. POMBO: Committee on Resources. H.R. 4957. A bill to direct the Secretary of the Interior to convey the Tylersville division of the Lamar National Fish Hatchery and fish Technology Center to the State of Pennsylvania; with an amendment (Rept. 109–612). Referred to the Committee of the Whole House on the State of the Union.

Mr. HASTINGS of Washington: Committee on Rules. House Resolution 966. Resolution providing for consideration of the bill (H.R. 5970) to amend the Internal Revenue Code of 1986 to increase the unified credit against the estate tax to an exclusion equivalent of $5,000,000, to repeal the sunset provision for the estate and generation-skipping taxes, and to extend expiring provisions, and for other purposes; and consideration of the bill (H.R. 4) to provide economic security for all Americans, and for other purposes (Rept. 109–613). Referred to the House Calendar.

Mr. YOUNG of Alaska: Committee on Transportation and Infrastructure. H.R. 5681. A bill to authorize appropriations for the Coast Guard for fiscal year 2007, and for other purposes; with an amendment (Rept. 109–614). Referred to the Committee of the Whole House on the State of the Union.

¶77.37 TIME LIMITATION OF REFERRED BILL

Pursuant to clause 2 of rule XII the following action was taken by the Speaker:

H.R. 5393. Referral to the Committee on Transportation and Infrastructure extended for a period ending not later than September 29, 2006.

¶77.38 PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XII, public bills and resolutions were introduced and severally referred, as follows:

By Mr. BOEHNER (for himself, Mr. THOMAS, Mr. MCKEON, Mr. KLINE, and Mr. CAMP of Michigan):

H.R. 4. A bill to provide economic security for all Americans, and for other purposes; considered and passed; to the Committee on Ways and Means, and in addition to the Committee on Education and the Workforce, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. FLAKE (for himself, Mr. SCHIFF, Mr. INGLIS of South Carolina, Mr. MCGOVERN, Mr. PAUL, and Mr. MACK):

H.R. 5954. A bill to amend the Rules of the House of Representatives to specify conditions under which the Permanent Select Committee on Intelligence of the House of Representatives shall be required to exercise its authority to make classified information in its possession available to certain standing committees of the House, and for other purposes; to the Committee on Rules, and in addition to the Committee on Intelligence (Permanent Select), for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. AKIN (for himself, Mr. CUELLAR, and Mr. GOHMERT):

H.R. 5955. A bill to amend title XVIII of the Social Security Act to provide payment under part A of the Medicare Program on a reasonable cost basis for anesthesia services furnished by an anesthesiologist in certain rural hospitals in the same manner as payments are provided for anesthesia services

furnished by anesthesiologist assistants and certified registered nurse anesthetists in such hospitals; to the Committee on Ways and Means.

By Mr. BAKER (for himself, Mr. KANJORSKI, Mr. OXLEY, Mr. FRANK of Massachusetts, and Mr. SHAYS):

H.R. 5956. A bill to make all civil penalties collected by the Securities and Exchange Commission in securities law enforcement actions available for the benefit of victims of securities law violations, and for other purposes; to the Committee on Financial Services.

By Mr. RENZI (for himself, Mr. GRIJALVA, Mr. PASTOR, Mr. HAYWORTH, and Mr. KOLBE):

H.R. 5957. A bill to designate segments of Fossil Creek, a tributary to the Verde River in the State of Arizona, as wild and scenic rivers; to the Committee on Resources.

By Mr. SCHWARZ of Michigan:

H.R. 5958. A bill to amend the Internal Revenue Code of 1986 to allow a credit against income tax for the use of ethanol in tetra ethyl ortho silicate (TEOS) production; to the Committee on Ways and Means.

By Ms. ZOE LOFGREN of California:

H.R. 5959. A bill to amend the Internal Revenue Code of 1986 to impose an excise tax on automobiles sold in the United States that are not alternative fueled automobiles, and for other purposes; to the Committee on Ways and Means, and in addition to the Committee on Energy and Commerce, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. MICHAUD:

H.R. 5960. A bill to amend title 38, United States Code, to reauthorize various programs providing for the needs of homeless veterans, and for other purposes; to the Committee on Veterans' Affairs.

By Mr. CONYERS (for himself, Mr. WEXLER, Ms. JACKSON-LEE of Texas, Mr. WAXMAN, Mrs. CHRISTENSEN, Mr. CUMMINGS, Mr. GUTIERREZ, Ms. CORRINE BROWN of Florida, Mr. SCHIFF, Mr. MCGOVERN, Mr. GRIJALVA, and Mr. DEFAZIO):

H.R. 5961. A bill to provide for reports by the President relating to pardons and reprieves granted to executive branch officials; to the Committee on the Judiciary.

By Mrs. BIGGERT:

H.R. 5962. A bill to amend title XVIII of the Social Security Act to establish additional provisions to combat waste, fraud, and abuse within the Medicare Program, and for other purposes; to the Committee on Ways and Means, and in addition to the Committees on Energy and Commerce, and the Judiciary, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. DEFAZIO (for himself, Mr. THOMPSON of Mississippi, Mr. WAXMAN, and Mr. CONYERS):

H.R. 5963. A bill to modify certain post-employment restrictions with respect to officers and employees of the Department of Homeland Security; to the Committee on the Judiciary.

By Mr. DEFAZIO:

H.R. 5964. A bill to establish management priorities for Federal forest lands in Oregon and Washington covered by the Northwest Forest Plan that will protect old growth timber while improving the health of young managed stands, increasing the volume of commercial timber available from these lands, and providing economic opportunities in rural areas, and for other purposes; to the Committee on Agriculture, and in addition to the Committee on Resources, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. HOYER (for himself, Mr. DINGELL, Mr. SKELTON, Mr. OBERSTAR, Mr. SPRATT, Mr. OBEY, Mr. FRANK of Massachusetts, Mr. GORDON, Mr. BERMAN, Mr. UDALL of Colorado, Ms. HERSETH, Mr. BLUMENAUER, Mr. SCHIFF, Mr. ACKERMAN, Ms. BEAN, Ms. BERKLEY, Mr. BISHOP of New York, Mr. BOUCHER, Ms. CORRINE BROWN of Florida, Mr. CARDIN, Mr. CASE, Mr. CLEAVER, Mr. COSTA, Mr. CUMMINGS, Mr. DAVIS of Florida, Ms. DELAURO, Mr. ETHERIDGE, Mr. FATTAH, Mr. HOLT, Mr. KILDEE, Mr. KIND, Mr. KUCINICH, Ms. LEE, Ms. MATSUI, Ms. MCCOLLUM of Minnesota, Mr. MCGOVERN, Ms. MOORE of Wisconsin, Ms. NORTON, Mr. PRICE of North Carolina, Mr. REYES, Mr. SABO, Ms. SCHWARTZ of Pennsylvania, Mr. SERRANO, Mr. SMITH of Washington, Mrs. TAUSCHER, Mr. VAN HOLLEN, Mr. MILLER of North Carolina, Mr. ROSS, Ms. DEGETTE, Mr. CLAY, Mr. GONZALEZ, Mr. RUPPERSBERGER, Mr. DAVIS of Illinois, Mr. MORAN of Virginia, and Mr. HINOJOSA):

H.R. 5965. A bill to strengthen national security and promote energy independence by reducing the Nation's reliance on foreign oil, improving vehicle technology and efficiency, increasing the distribution of alternative fuels, bolstering rail infrastructure, and expanding access to public transit; to the Committee on Energy and Commerce, and in addition to the Committees on Armed Services, Government Reform, Rules, Science, Ways and Means, House Administration, and Transportation and Infrastructure, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. SMITH of New Jersey:

H.R. 5966. A bill to end the use of child soldiers in hostilities around the world, and for other purposes; to the Committee on International Relations.

By Mr. HENSARLING:

H.R. 5967. A bill to provide for increased funding for veterans health care for fiscal year 2007, and for other purposes; to the Committee on Veterans' Affairs, and in addition to the Committees on the Judiciary, and Energy and Commerce, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. HENSARLING:

H.R. 5968. A bill to provide for increased funding for veterans health care for fiscal year 2007, and for other purposes; to the Committee on Veterans' Affairs, and in addition to the Committee on Education and the Workforce, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. DOGGETT (for himself, Mr. RANGEL, Mr. STARK, Mr. HOYER, Mr. CLYBURN, Mr. LARSON of Connecticut, Mr. MCDERMOTT, Mr. LEWIS of Georgia, Mr. NEAL of Massachusetts, Mr. MCNULTY, Mr. BECERRA, Mrs. JONES of Ohio, Mr. EMANUEL, Mr. ABERCROMBIE, Mr. ACKERMAN, Mr. ALLEN, Mr. ANDREWS, Mr. BACA, Ms. BALDWIN, Mr. BERMAN, Mr. BERRY, Mr. BISHOP of Georgia, Mr. BISHOP of New York, Ms. CORRINE BROWN of Florida, Mr. BROWN of Ohio, Mr. BUTTERFIELD, Mrs. CAPPS, Mr. CAPUANO, Mr. CARDOZA, Ms. CARSON, Mrs. CHRISTENSEN, Mr. CLAY, Mr. CLEAVER, Mr. CONYERS, Mr. COSTELLO, Mr. CROWLEY, Mr. CUELLAR, Mr. CUMMINGS, Mr. DAVIS of Alabama, Mr. DAVIS of Illinois, Ms. DEGETTE, Mr. DELAHUNT, Ms. DELAURO, Mr. DICKS, Mr. DOYLE, Mr. EDWARDS, Mr. ENGEL, Mr. FARR, Mr. FATTAH, Mr. FILNER, Mr. FRANK of Massachusetts, Mr. GONZALEZ, Mr. GORDON, Mr. AL GREEN of Texas, Mr. GENE GREEN of Texas, Mr. GRIJALVA, Mr. GUTIERREZ, Ms. HARMAN, Mr. HASTINGS of Florida, Mr. HIGGINS, Mr. HINCHEY, Mr. HINOJOSA, Mr. HONDA, Mr. INSLEE, Mr. ISRAEL, Mr. JACKSON of Illinois, Ms. JACKSON-LEE of Texas, Ms. EDDIE BERNICE JOHNSON of Texas, Ms. KAPTUR, Mr. KENNEDY of Rhode Island, Mr. KILDEE, Ms. KILPATRICK of Michigan, Mr. KUCINICH, Mr. LANGEVIN, Ms. LEE, Mrs. LOWEY, Mrs. MALONEY, Ms. MATSUI, Ms. MCCOLLUM of Minnesota, Mr. MCGOVERN, Ms. MCKINNEY, Mr. MEEHAN, Mr. MEEK of Florida, Mr. MEEKS of New York, Ms. MILLENDER-MCDONALD, Mr. MILLER of North Carolina, Mr. GEORGE MILLER of California, Mr. MOLLOHAN, Ms. MOORE of Wisconsin, Mr. MORAN of Virginia, Mr. NADLER, Mrs. NAPOLITANO, Ms. NORTON, Mr. OBERSTAR, Mr. OLVER, Mr. ORTIZ, Mr. OWENS, Mr. PALLONE, Mr. PASCRELL, Mr. PASTOR, Mr. PAYNE, Mr. PRICE of North Carolina, Mr. REYES, Ms. ROYBAL-ALLARD, Mr. RUSH, Mr. RYAN of Ohio, Ms. LINDA T. SÁNCHEZ of California, Ms. LORETTA SANCHEZ of California, Mr. SANDERS, Ms. SCHAKOWSKY, Ms. SCHWARTZ of Pennsylvania, Mr. SCOTT of Virginia, Mr. SCOTT of Georgia, Mr. SERRANO, Ms. SLAUGHTER, Ms. SOLIS, Mr. THOMPSON of Mississippi, Mr. TIERNEY, Mr. TOWNS, Mr. UDALL of New Mexico, Mr. VAN HOLLEN, Ms. VELÁZQUEZ, Ms. WASSERMAN SCHULTZ, Ms. WATERS, Ms. WATSON, Mr. WATT, Mr. WAXMAN, Mr. WEINER, Mr. WEXLER, Ms. WOOLSEY, Mr. WU, and Mr. WYNN):

H.R. 5969. A bill to amend part D of title XVIII of the Social Security Act to assist low-income individuals in obtaining subsidized prescription drug coverage under the Medicare prescription drug program by expediting the application and qualification process, by increasing the maximum permissible resource level for eligibility for such subsidies, and by waiving any late enrollment penalty for the first 24 uncovered months; to the Committee on Ways and Means, and in addition to the Committee on Energy and Commerce, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. THOMAS (for himself, Mr. BOEHNER, Mr. BLUNT, and Mr. MCKEON):

H.R. 5970. A bill to amend the Internal Revenue Code of 1986 to increase the unified credit against the estate tax to an exclusion equivalent of $5,000,000, to repeal the sunset provision for the estate and generation-skipping taxes, and to extend expiring provisions, and for other purposes; to the Committee on Ways and Means, and in addition to the Committees on Energy and Commerce, Education and the Workforce, and Resources, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned. Considered and passed.

By Mrs. KELLY (for herself and Mrs. JOHNSON of Connecticut):

H.R. 5971. A bill to establish the Health Information Technology Loan Program within

the Small Business Administration; to the Committee on Small Business.

By Mr. HUNTER (for himself, Mr. MICA, Mr. REYES, Mr. MCINTYRE, Mr. SMITH of New Jersey, Mr. BILBRAY, Mr. REYNOLDS, Mr. HALL, Mr. ROYCE, Mr. RENZI, Mr. CALVERT, Mr. HAYWORTH, Mr. ROGERS of Kentucky, Mr. DUNCAN, Mr. DAVIS of Kentucky, Mr. BROWN of South Carolina, Mr. BASS, Mr. KLINE, Mr. CASTLE, Mr. CANTOR, Mr. WALDEN of Oregon, Mr. ROHRABACHER, Mr. RADANOVICH, Mr. TIBERI, Mr. PORTER, Mr. BRADLEY of New Hampshire, Mrs. WILSON of New Mexico, Mr. WELDON of Pennsylvania, Mr. AKIN, Mr. ADERHOLT, Mr. CULBERSON, Mr. POE, Mrs. BIGGERT, Mr. WAMP, Mr. WOLF, Mr. BURTON of Indiana, Ms. PRYCE of Ohio, Mr. EVERETT, Mr. SOUDER, Mr. ROGERS of Alabama, Mr. HOEKSTRA, Mr. ENGLISH of Pennsylvania, and Mr. GINGREY):

H.R. 5972. A bill to provide for the payment of compensation to members of the Armed Forces and civilian employees of the United States who, as prisoners of war, performed slave labor for Japanese corporations during World War II, to authorize the Secretary of Defense to accept contributions in order to provide additional compensation to such members and employees, to encourage Japanese corporations that benefitted from the use of slave labor to make contributions for such additional compensation, and for other purposes; to the Committee on Armed Services, and in addition to the Committees on Veterans' Affairs, and Government Reform, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. DENT (for himself, Mr. WYNN, Mr. INGLIS of South Carolina, and Mr. LARSON of Connecticut):

H.R. 5973. A bill to amend the Internal Revenue Code of 1986 to allow a credit for the installation of hydrogen fueling stations, and for other purposes; to the Committee on Ways and Means.

By Mr. CANNON:

H.R. 5974. A bill to amend the Inspector General Act of 1978 and the Legal Services Corporation Act to provide appropriate removal procedures for the Inspector General of the Legal Services Corporation, and for other purposes; to the Committee on Government Reform, and in addition to the Committee on the Judiciary, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. ALLEN (for himself, Mrs. EMERSON, Mr. WAXMAN, Mr. EHLERS, Mr. BERRY, Mr. BURTON of Indiana, Mr. BROWN of Ohio, and Mr. GUTKNECHT):

H.R. 5975. A bill to require the Agency for Healthcare Research and Quality, in consultation with the Director of the National Institutes of Health, to conduct research to develop valid scientific evidence regarding comparative clinical effectiveness, outcomes, and appropriateness of prescription drugs, medical devices, and procedures, and for other purposes; to the Committee on Energy and Commerce.

By Mr. BAKER:

H.R. 5976. A bill to provide for a hardship waiver for recoupment of certain Medicare payments; to the Committee on Ways and Means.

By Mr. BARTLETT of Maryland (for himself, Mr. JONES of North Carolina, Mrs. EMERSON, Mr. TANCREDO, and Mr. WELDON of Pennsylvania):

H.R. 5977. A bill to amend the Immigration and Nationality Act and title IV of the Social Security Act to provide for the denial of family classification petitions filed by an individual who owes child support arrearages; to the Committee on the Judiciary, and in addition to the Committee on Ways and Means, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. BLUNT:

H.R. 5978. A bill to authorize the Secretary of the Interior to conduct a special resource study to determine the suitability and feasibility of including the battlefields and related sites of the First and Second Battles of Newtonia, Missouri, during the Civil War as part of Wilson's Creek National Battlefield or designating the battlefields and related sites as a separate unit of the National Park System, and for other purposes; to the Committee on Resources.

By Mr. BOOZMAN:

H.R. 5979. A bill to prevent abusive practices by pharmaceutical benefit managers (PBMs); to the Committee on Energy and Commerce.

By Mr. BOOZMAN (for himself, Mr. HALL, Mr. SKELTON, Mr. BERRY, Mr. SNYDER, Mr. ROSS, Mr. FORD, Mr. REYES, Mr. NUNES, Mr. CALVERT, and Mrs. BLACKBURN):

H.R. 5980. A bill to direct the Secretary of the Interior to conduct a resource study along the ''Ox-Bow Route'' of the Butterfield Overland Trail in the States of Missouri, Tennessee, Arkansas, Oklahoma, Texas, New Mexico, Arizona, and California, and for other purposes; to the Committee on Resources.

By Mr. BOSWELL:

H.R. 5981. A bill to limit the noncompetitive award of Federal contracts in response to major disasters and emergencies, and for other purposes; to the Committee on Government Reform.

By Mr. BOSWELL:

H.R. 5982. A bill to amend the Internal Revenue Code of 1986 to allow a credit against tax for qualified tuition and related expenses; to the Committee on Ways and Means.

By Mr. BROWN of Ohio (for himself, Mr. MARKEY, Mr. WAXMAN, Mr. BLUMENAUER, Mr. WEXLER, Mrs. DAVIS of California, and Mr. DAVIS of Florida):

H.R. 5983. A bill to amend title XVIII of the Social Security Act to eliminate the in the home restriction for Medicare coverage of mobility devices for individuals with expected long-term needs; to the Committee on Energy and Commerce, and in addition to the Committee on Ways and Means, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. CAMP of Michigan:

H.R. 5984. A bill to establish a program to reunite bondholders with matured unredeemed Federal savings bonds; to the Committee on Ways and Means.

By Mr. CARDOZA:

H.R. 5985. A bill to amend the Internal Revenue Code of 1986 to extend and modify conservation and energy efficiency tax incentives, to extend the energy efficient appliance rebate program, to establish the Center for Advanced Solar Research, and for other purposes; to the Committee on Ways and Means, and in addition to the Committees on Financial Services, Science, and Energy and Commerce, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. CHOCOLA (for himself, Mr. HERGER, Mr. WELLER, Ms. HART, Mr. ENGLISH of Pennsylvania, Mr. PENCE, Mr. SOUDER, Mr. GINGREY, Mr. FLAKE, Mr. BARRETT of South Carolina, Mr. GUTKNECHT, Mr. KUHL of New York, Mr. RADANOVICH, Mr. PAUL, Mr. CAMPBELL of California, Mr. PITTS, and Mr. RYAN of Wisconsin):

H.R. 5986. A bill to amend the Internal Revenue Code of 1986 to eliminate the limitation on the foreign earned income exclusion, and for other purposes; to the Committee on Ways and Means.

By Mr. COLE of Oklahoma:

H.R. 5987. A bill to provide for a feasibility study of alternatives to augment the water supplies of the Central Oklahoma Master Conservancy District and cities served by the District; to the Committee on Resources.

By Mr. DAVIS of Illinois (for himself, Mr. OWENS, Mr. SCOTT of Virginia, and Mr. PAYNE):

H.R. 5988. A bill to amend the Higher Education Act of 1965 to authorize grant programs to enhance the access of low-income Black students to higher education; to the Committee on Education and the Workforce.

By Mr. DAVIS of Illinois:

H.R. 5989. A bill to designate the facility of the United States Postal Service located at 10240 Roosevelt Road in Westchester, Illinois, as the ''John J. Sinde Post Office Building''; to the Committee on Government Reform.

By Mr. DAVIS of Illinois:

H.R. 5990. A bill to designate the facility of the United States Postal Service located at 415 South 5th Avenue in Maywood, Illinois, as the ''Wallace W. Sykes Post Office Building''; to the Committee on Government Reform.

By Ms. DELAURO:

H.R. 5991. A bill to prohibit the injection of carbon monoxide in meat products; to the Committee on Agriculture.

By Ms. DELAURO (for herself, Mr. ALLEN, Mr. RYAN of Ohio, and Ms. BORDALLO):

H.R. 5992. A bill to establish demonstration projects to provide at-home infant care benefits; to the Committee on Education and the Workforce.

By Mrs. EMERSON (for herself, Mr. MOORE of Kansas, Mr. BOOZMAN, Mr. WAMP, and Mr. BERRY):

H.R. 5993. A bill to amend the Federal Food, Drug, and Cosmetic Act to prohibit the marketing of authorized generic drugs; to the Committee on Energy and Commerce.

By Mrs. EMERSON (for herself, Mr. SKELTON, Mr. BLUNT, Mr. HULSHOF, Mr. CLAY, Mr. AKIN, Mr. CARNAHAN, Mr. GRAVES, and Mr. CLEAVER):

H.R. 5994. A bill to designate the outpatient clinic of the Department of Veterans Affairs in Farmington, Missouri, as the ''Robert Silvey Department of Veterans Affairs Clinic''; to the Committee on Veterans' Affairs.

By Mr. ENGEL:

H.R. 5995. A bill to repeal the prohibitions on United States assistance to countries that are parties to the International Criminal Court; to the Committee on International Relations.

By Mr. FOSSELLA:

H.R. 5996. A bill to establish the Raritan Bay Stewardship Initiative; to the Committee on Resources, and in addition to the Committee on Transportation and Infrastructure, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. GRIJALVA:

H.R. 5997. A bill to amend the Intermodal Surface Transportation Efficiency Act of 1991 to identify a western passage of the CANAMEX Corridor in Arizona, and for other purposes; to the Committee on Transportation and Infrastructure.

By Mr. GUTIERREZ (for himself, Mr. HASTINGS of Florida, Mr. NADLER, Mr. CUMMINGS, Ms. CORRINE BROWN of Florida, Mr. STRICKLAND, Mr. SANDERS, Mr. OWENS, Mr. THOMPSON of Mississippi, Mr. CAPUANO, Mr. MCGOVERN, Mr. MCNULTY, Ms. WATERS, Ms. SCHAKOWSKY, Mr. EVANS, Mr. FATTAH, Mr. HINCHEY, Ms. BALDWIN, Mr. LANTOS, Mr. JACKSON of Illinois, and Mr. TIERNEY):

H.R. 5998. A bill to provide for livable wages for Federal Government workers and workers hired under Federal contracts; to the Committee on Government Reform, and in addition to the Committee on Education and the Workforce, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. HASTINGS of Washington (for himself and Mr. REICHERT):

H.R. 5999. A bill to provide for the conveyance of a parcel of National Forest System land in Kittitas County, Washington, to facilitate the construction of a new fire and rescue station, and for other purposes; to the Committee on Resources.

By Mr. HOLDEN:

H.R. 6000. A bill to revise the Farmland Protection Program of the Department of Agriculture; to the Committee on Agriculture.

By Mr. JINDAL:

H.R. 6001. A bill to require the Director of the Federal Emergency Management Agency to establish an identity verification system that ensures that disaster assistance payments are paid only to qualified individuals; to the Committee on Transportation and Infrastructure.

By Mrs. KELLY:

H.R. 6002. A bill to amend the Internal Revenue Code of 1986 to allow a deduction for certain travel expenses of qualified emergency volunteers; to the Committee on Ways and Means.

By Mr. KENNEDY of Rhode Island:

H.R. 6003. A bill to reduce post traumatic stress disorder and other combat-related stress disorders among military personnel, and for other purposes; to the Committee on Armed Services.

By Mr. KENNEDY of Rhode Island:

H.R. 6004. A bill to amend the Internal Revenue Code of 1986 to allow certain small businesses to defer payment of tax; to the Committee on Ways and Means.

By Mrs. LOWEY:

H.R. 6005. A bill to provide additional security for nuclear facilities under certain circumstances; to the Committee on Transportation and Infrastructure.

By Mrs. LOWEY:

H.R. 6006. A bill to amend the Internal Revenue Code of 1986 to provide an increased exclusion of gain from the sale of a principal residence by certain widows and widowers; to the Committee on Ways and Means.

By Mr. MCCAUL of Texas:

H.R. 6007. A bill to address critical needs for additional resources, coordination between Federal, State, and local law enforcement, and supplemental funding, to support border security activities of State and local law enforcement agencies, including sheriffs, in regions near an international land border of the United States; to the Committee on Homeland Security.

By Ms. MCCOLLUM of Minnesota (for herself, Mr. BISHOP of New York, and Mr. GRIJALVA):

H.R. 6008. A bill to reduce and prevent the sale and use of fraudulent degrees in order to protect the integrity of valid higher education degrees that are used for Federal purposes; to the Committee on Education and the Workforce, and in addition to the Committees on Energy and Commerce, Government Reform, the Judiciary, and Rules, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. MEEHAN:

H.R. 6009. A bill to address problem gambling; to the Committee on Energy and Commerce.

By Mrs. MILLER of Michigan:

H.R. 6010. A bill to ensure that flood level estimates in the Great Lakes basin represent true flood risk; to the Committee on Financial Services.

By Mr. OSBORNE:

H.R. 6011. A bill to authorize the Secretary of Education and the Secretary of Labor to make grants to advance treatment, education, and employment programs for youth with serious mental, psychological, behavioral, and emotional difficulties, so that they may obtain professional assistance necessary in order to be successful in their lives and contribute to the economy, and for other purposes; to the Committee on Education and the Workforce.

By Mr. PEARCE:

H.R. 6012. A bill to amend title 5, United States Code, to increase the maximum age for the original appointment of a retired member of the Armed Forces to a border patrol agent position, and for other purposes; to the Committee on Government Reform.

By Mr. PEARCE:

H.R. 6013. A bill to amend the Act of August 21, 1935, to extend the authorization for the National Park System Advisory Board, and for other purposes; to the Committee on Resources.

By Mr. POMBO:

H.R. 6014. A bill to authorize the Secretary of the Interior, acting through the Bureau of Reclamation, to improve California's Sacramento-San Joaquin Delta and water supply; to the Committee on Resources.

By Mr. ROGERS of Alabama (for himself, Mr. BLUNT, Mr. CANTOR, Mr. HUNTER, Mr. TANCREDO, Mr. MCCAUL of Texas, Mr. MCCOTTER, Mr. JONES of North Carolina, Mr. EVERETT, Mr. BACHUS, Mr. ADERHOLT, Mr. BONNER, and Mrs. MUSGRAVE):

H.R. 6015. A bill to enhance border security through the use of temporary support personnel, expansion of Border Patrol agent training, increased hiring authority, support for local law enforcement agencies, and for other purposes; to the Committee on Homeland Security.

By Mr. SHERMAN:

H.R. 6016. A bill to prohibit the sales of certain defense articles and defense services to Pakistan unless the President adheres to long-standing practice and procedures relating to congressional review of proposed sales of defense articles and defense services; to the Committee on International Relations.

By Mr. SIMMONS:

H.R. 6017. A bill to provide for transitional emergency assistance to certain members of the Armed Forces and veterans who are severely injured in the Global War on Terror, to expand and improve programs for caregiver services for those members and veterans, and for other purposes; to the Committee on Armed Services, and in addition to the Committees on Veterans' Affairs, and Ways and Means, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. SIMMONS (for himself, Mr. JEFFERSON, Mr. HOLDEN, Mr. RADANOVICH, Mr. MCINTYRE, Mr. ETHERIDGE, and Mr. COSTA):

H.R. 6018. A bill to provide temporary duty reductions for certain cotton fabrics, and for other purposes; to the Committee on Ways and Means, and in addition to the Committees on Agriculture, and Financial Services, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Ms. SLAUGHTER (for herself and Mr. REYNOLDS):

H.R. 6019. A bill to establish the Niagara Falls National Heritage Area in the State of New York, and for other purposes; to the Committee on Resources.

By Mr. TIERNEY (for himself, Mr. SHIMKUS, Mr. CASE, Mr. FILNER, Ms. MCCOLLUM of Minnesota, Mr. HINOJOSA, Mr. OWENS, Mr. MCGOVERN, Mr. POMEROY, Mr. BISHOP of New York, Mr. MEEHAN, Ms. BALDWIN, Mr. DAVIS of Illinois, Mr. FRANK of Massachusetts, Mr. NEAL of Massachusetts, Mr. RYAN of Ohio, Mr. KILDEE, Mr. KIND, Mr. CAPUANO, Mr. GRIJALVA, Mr. MARKEY, Mr. SCOTT of Virginia, Mr. OLVER, Mr. ALLEN, Mr. ANDREWS, Mr. DELAHUNT, Mrs. JONES of Ohio, Mr. HIGGINS, Mr. MCINTYRE, Ms. SLAUGHTER, Mrs. MALONEY, Mr. KENNEDY of Rhode Island, Mr. KUCINICH, Mr. CONYERS, Mr. SIMMONS, Ms. JACKSON-LEE of Texas, Ms. ZOE LOFGREN of California, Mr. LYNCH, Mr. PAYNE, Mr. GEORGE MILLER of California, Mr. WYNN, Mr. HONDA, Mrs. MCCARTHY, Mr. MICHAUD, Ms. HOOLEY, Mr. MCCOTTER, Mr. RUPPERSBERGER, Mr. BROWN of Ohio, Mr. CLEAVER, Mr. FORTENBERRY, Ms. MATSUI, Mr. HOLT, Mr. BUTTERFIELD, Mr. UDALL of New Mexico, Mr. MCHUGH, Mr. LIPINSKI, Ms. MILLENDER-MCDONALD, Ms. MOORE of Wisconsin, Mr. FORD, Mr. MILLER of North Carolina, Mr. VAN HOLLEN, Mr. GUTIERREZ, Mr. CARNAHAN, Ms. ESHOO, Ms. SCHAKOWSKY, and Mr. LEVIN):

H.R. 6020. A bill to support business incubation in academic settings, and for other purposes; to the Committee on Education and the Workforce.

By Mr. WALDEN of Oregon:

H.R. 6021. A bill to permit the proceeds of certain agriculture grants to be used for a revolving loan fund, and for other purposes; to the Committee on Agriculture.

By Mr. WAXMAN (for himself, Mr. PALLONE, and Ms. DELAURO):

H.R. 6022. A bill to amend the Federal Food, Drug, and Cosmetic Act with respect to market exclusivity for certain drugs, and for other purposes; to the Committee on Energy and Commerce.

By Mr. WELDON of Pennsylvania (for himself and Mr. ABERCROMBIE):

H.R. 6023. A bill to prohibit the owner of a foreign vessel having the capacity to transport more than 100 passengers from using a United States port if the owner does not notify the Federal Bureau of Investigation within 24 hours of a crime against the person of a United States citizen on the vessel, and for other purposes; to the Committee on Transportation and Infrastructure, and in addition to the Committee on the Judiciary, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. WHITFIELD (for himself, Mr. HEFLEY, Mr. BASS, Mr. JONES of North Carolina, Mr. UPTON, Mr. MILLER of Florida, Mr. PENCE, Mr. TERRY, Ms. GINNY BROWN-WAITE of Florida, Mr. STEARNS, and Mr. ENGLISH of Pennsylvania):

H.R. 6024. A bill to provide a biennial budget for the United States Government; which was referred to the Committee on the Budget

for a period ending not later than September 29, 2006, and in addition to the Committees on Rules and Government Reform, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. WHITFIELD:

H.R. 6025. A bill to promote coal-to-liquid fuel activities; to the Committee on Energy and Commerce, and in addition to the Committee on Science, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. YOUNG of Alaska:

H.R. 6026. A bill to authorize the Administrator of General Services to convey a parcel of real property to the Alaska Railroad Corporation in exchange for replacement property and other consideration; to the Committee on Transportation and Infrastructure.

By Mr. HASTINGS of Washington:

H. Con. Res. 459. Concurrent resolution providing for an adjournment or recess of the two Houses; considered and agreed to.

By Mr. ALEXANDER:

H. Con. Res. 460. Concurrent resolution expressing the sense of Congress that American oil companies should build additional refining capacity on existing refinery campuses; to the Committee on Energy and Commerce.

By Mr. BOUSTANY:

H. Con. Res. 461. Concurrent resolution expressing the support of the Congress for the creation of a National Hurricane Museum and Science Center in southwest Louisiana; to the Committee on Resources.

By Mrs. CAPPS (for herself and Mr. FOLEY):

H. Con. Res. 462. Concurrent resolution supporting the goals and ideals of National Peripheral Arterial Disease Awareness Week; to the Committee on Energy and Commerce.

By Mr. DAVIS of Illinois (for himself and Mr. SHIMKUS):

H. Con. Res. 463. Concurrent resolution expressing the sense of Congress regarding textbook equity; to the Committee on Education and the Workforce.

By Mr. STARK (for himself, Mrs. NAPOLITANO, Mr. HINOJOSA, and Mr. ORTIZ):

H. Con. Res. 464. Concurrent resolution recognizing and honoring the 20th anniversary of the founding of the Lambda Theta Nu Sorority, Incorporated, the first intercollegiate Greek-letter sorority established for Latina college women on the West Coast; to the Committee on Education and the Workforce.

By Mr. THOMPSON of California (for himself, Mr. MCHUGH, Mr. MCDERMOTT, Mr. TOM DAVIS of Virginia, Mr. SKELTON, Mr. JEFFERSON, Mr. SHERWOOD, Mr. SCHIFF, Ms. PELOSI, and Mr. GEORGE MILLER of California):

H. Con. Res. 465. Concurrent resolution expressing the sense of the Congress regarding the need for additional research into the chronic neurological condition hydrocephalus, and for other purposes; to the Committee on Energy and Commerce.

By Mr. WATT (for himself, Mr. BISHOP of Georgia, Mr. BUTTERFIELD, Ms. CORRINE BROWN of Florida, Ms. CARSON, Mrs. CHRISTENSEN, Mr. CLAY, Mr. CLEAVER, Mr. CLYBURN, Mr. CONYERS, Mr. CUMMINGS, Mr. DAVIS of Alabama, Mr. DAVIS of Illinois, Mr. FATTAH, Mr. FORD, Mr. AL GREEN of Texas, Mr. HASTINGS of Florida, Mr. JACKSON of Illinois, Ms. JACKSON-LEE of Texas, Mr. JEFFERSON, Ms. EDDIE BERNICE JOHNSON of Texas, Mrs. JONES of Ohio, Ms. KILPATRICK of Michigan, Ms. LEE, Mr. LEWIS of Georgia, Ms. MCKINNEY, Mr. MEEK of Florida, Mr. MEEKS of New York, Ms. MILLENDER-MCDONALD, Ms. MOORE of Wisconsin, Ms. NORTON, Mr. OWENS, Mr. PAYNE, Mr. RANGEL, Mr. RUSH, Mr. SCOTT of Georgia, Mr. SCOTT of Virginia, Mr. THOMPSON of Mississippi, Mr. TOWNS, Ms. WATERS, Ms. WATSON, and Mr. WYNN):

H. Con. Res. 466. Concurrent resolution observing the one year anniversary of the date on which the Gulf Coast region was struck by Hurricane Katrina, acknowledging the significant deficiencies that still exist in the ability of cities in the Gulf Coast region to provide necessary social services and subsistence to their residents or to attract the return of many displaced residents, and reaffirming the commitment of Congress to assist in rebuilding the Gulf Coast region, improving the quality of life for all its residents, and ending poverty in America; to the Committee on Transportation and Infrastructure.

By Mrs. TAUSCHER (for herself, Mr. HONDA, Mr. OBERSTAR, Ms. PELOSI, Mr. DREIER, Ms. MATSUI, Mrs. NAPOLITANO, Ms. ZOE LOFGREN of California, Mr. LANTOS, Mrs. CAPPS, Mr. FARR, Mr. BECERRA, Mr. SHERMAN, Ms. WATSON, Mr. COSTA, Ms. LINDA T. SÁNCHEZ of California, Mr. BERMAN, Mr. GEORGE MILLER of California, Mr. LEWIS of California, Ms. WOOLSEY, Ms. ESHOO, Mr. GARY G. MILLER of California, Mr. SCHIFF, Mr. CALVERT, Ms. LEE, Ms. HARMAN, Mr. DAVIS of Tennessee, Ms. EDDIE BERNICE JOHNSON of Texas, Ms. NORTON, Mr. HOLDEN, Mr. LARSEN of Washington, Mr. SIMMONS, Mr. BISHOP of New York, Mr. CUMMINGS, Mr. BOOZMAN, Ms. BERKLEY, Mr. COBLE, Mr. MATHESON, Mr. BLUMENAUER, Mr. SHUSTER, Mr. BOUSTANY, Ms. SOLIS, Ms. MILLENDER-MCDONALD, Mr. DEFAZIO, Mr. PORTER, Mr. WAXMAN, Mr. HIGGINS, Mr. THOMPSON of California, Mr. CARNAHAN, Mr. CARDOZA, Mr. CAMPBELL of California, Mr. RADANOVICH, Mr. KENNEDY of Minnesota, Ms. ROYBAL-ALLARD, Mr. BILBRAY, Mr. ROHRABACHER, Mr. ISSA, Mr. HERGER, Mr. DANIEL E. LUNGREN of California, Mr. ROYCE, Mr. BACA, Mrs. DAVIS of California, Mr. GALLEGLY, Ms. BORDALLO, Mr. FALEOMAVAEGA, Mr. STARK, Mr. THOMAS, Mr. FILNER, Ms. WATERS, Ms. LORETTA SANCHEZ of California, and Mr. PETRI):

H. Res. 963. A resolution congratulating and thanking Secretary of Transportation Norman Y. Mineta for his 40 years of dedicated service to the people of the United States; to the Committee on House Administration.

By Mr. SMITH of New Jersey (for himself, Mr. MARKEY, Mr. HOLDEN, Mrs. MCCARTHY, Mr. BRADY of Pennsylvania, Ms. MILLENDER-MCDONALD, Mr. VAN HOLLEN, Ms. DELAURO, Mr. WEXLER, Mr. ALLEN, Mr. BROWN of Ohio, Mr. WAXMAN, Mr. KENNEDY of Rhode Island, Mr. HINCHEY, Mr. MCNULTY, and Mr. ETHERIDGE):

H. Res. 964. A resolution supporting the goals and ideals of National Alzheimer's Disease Awareness Month, and for other purposes; to the Committee on Energy and Commerce.

By Mr. LANTOS (for himself, Mr. HYDE, Mr. GALLEGLY, Mr. SMITH of New Jersey, Mr. ENGEL, Mr. BROWN of Ohio, Mr. BLUMENAUER, and Mr. HASTINGS of Florida):

H. Res. 965. A resolution commending the people of Montenegro on the conduct of the referendum on independence, welcoming United States recognition of the sovereignty and independence of the Republic of Montenegro, and welcoming Montenegrin membership in the United Nations and other international organizations; to the Committee on International Relations.

By Mr. BLUMENAUER:

H. Res. 967. A resolution recognizing and honoring the 100th anniversary of the Iranian Constitutional Revolution; to the Committee on International Relations.

By Mr. COSTA (for himself, Mr. NUNES, Mr. RADANOVICH, Mr. CARDOZA, and Mr. POMBO):

H. Res. 968. A resolution recognizing the outstanding contributions of Stephen K. Hall to California agriculture and the California water community; to the Committee on Government Reform.

By Mr. DAVIS of Alabama (for himself, Mr. ENGEL, Mr. HASTINGS of Florida, Ms. KILPATRICK of Michigan, Mr. BRADY of Pennsylvania, Mr. CRAMER, Ms. WATSON, Mr. CARDIN, Mr. ISRAEL, Ms. MILLENDER-MCDONALD, Mr. LANTOS, Ms. MOORE of Wisconsin, Mr. MCGOVERN, Mrs. MALONEY, Mr. CONYERS, Mr. FATTAH, Ms. WASSERMAN SCHULTZ, Mr. FARR, Mr. RUPPERSBERGER, Mr. CROWLEY, Mr. EMANUEL, Mr. BISHOP of New York, Ms. ESHOO, and Ms. BALDWIN):

H. Res. 969. A resolution urging the Secretary of Defense to immediately institute a zero-tolerance policy with regard to racial and ethnic extremism in the military; to the Committee on Armed Services.

By Ms. JACKSON-LEE of Texas (for herself, Mrs. JONES of Ohio, Ms. LEE, Ms. WASSERMAN SCHULTZ, Ms. MATSUI, Mrs. CAPPS, Ms. WOOLSEY, Ms. SOLIS, Ms. KAPTUR, Mr. LANTOS, Mr. HASTINGS of Florida, Ms. MILLENDER-MCDONALD, Mrs. MCCARTHY, Mr. CLEAVER, Mr. KENNEDY of Rhode Island, Mr. CROWLEY, Mr. CONYERS, Ms. VELÁZQUEZ, Ms. HARMAN, Mrs. TAUSCHER, and Ms. MCCOLLUM of Minnesota):

H. Res. 970. A resolution denouncing the practices of female genital mutilation, domestic violence, ''honor'' killings, acid burning, dowry deaths, and other gender-based persecutions and expressing the sense of the House of Representatives that participation, protection, recognition, and independence of women is crucial to achieving a just, moral, and honorable society; to the Committee on International Relations.

By Mr. FITZPATRICK of Pennsylvania:

H. Res. 971. A resolution expressing the sense of the House of Representatives that the Congress should enact legislation to slow, stop, and reverse the growth of the Nation's dependence on imported oil in ways that provide cleaner air, reduce emissions of carbon dioxide, and enhance America's competitiveness; to the Committee on Energy and Commerce.

By Mr. HASTINGS of Florida:

H. Res. 972. A resolution expressing the appreciation and gratitude of the House of Representatives to the governments and people of the Republic of Cyprus and the Republic of Turkey for the reception and hospitality offered to the American evacuees from Lebanon in July 2006; to the Committee on International Relations.

By Mr. HINOJOSA (for himself and Mrs. BIGGERT):

H. Res. 973. A resolution recognizing Financial Planning Week, recognizing the significant impact of sound financial planning on achieving life's goals, and honoring families and the financial planning profession for their adherence and dedication to the financial planning process; to the Committee on Government Reform.

By Mr. ISRAEL (for himself and Ms. FOXX):

H. Res. 974. A resolution supporting the goals and ideals of National Myositis Awareness Day; to the Committee on Government Reform.

By Mr. KING of Iowa (for himself, Mr. HENSARLING, Mr. GUTKNECHT, Mr. FEENEY, Mr. MCHENRY, Mr. CHABOT, Mr. SHADEGG, Mr. FLAKE, Mrs. JO ANN DAVIS of Virginia, Mr. BARTLETT of Maryland, Ms. FOXX, Mrs. CUBIN, Mr. MILLER of Florida, Mrs. MUSGRAVE, Mrs. MYRICK, Mr. PITTS, Mr. WESTMORELAND, Mr. FRANKS of Arizona, Mr. BURTON of Indiana, Mr. TANCREDO, Mrs. BLACKBURN, Mr. PAUL, Mr. COLE of Oklahoma, Mr. ROHRABACHER, Mr. GARRETT of New Jersey, Mr. AKIN, Mr. PEARCE, Mr. TERRY, and Mr. DUNCAN):

H. Res. 975. A resolution amending the Rules of the House of Representatives to require that rescission bills always be considered under open rules every year, and for other purposes; to the Committee on Rules.

By Mr. MCCAUL of Texas (for himself, Mr. CROWLEY, Ms. ROS-LEHTINEN, Mr. BURTON of Indiana, Mr. PENCE, Mr. MCCOTTER, Mr. ENGEL, Mr. HIGGINS, Mr. PEARCE, Mr. SOUDER, Mr. LEWIS of Georgia, Mr. MCGOVERN, Mr. CARTER, Ms. HARRIS, Mr. DOYLE, Mr. WEXLER, Mr. ISRAEL, Mr. MACK, Mr. LANTOS, Ms. BERKLEY, Mrs. MALONEY, Mr. NADLER, Mr. GEORGE MILLER of California, Mr. FRANK of Massachusetts, Mr. POE, Mr. ETHERIDGE, Mr. CARDOZA, Mr. FOSSELLA, Mr. GORDON, Mr. CLAY, and Mr. JEFFERSON):

H. Res. 976. A resolution condemning human rights abuses by the Government of the Islamic Republic of Iran and expressing solidarity with the Iranian people; to the Committee on International Relations.

By Ms. MCCOLLUM of Minnesota (for herself, Mr. KILDEE, Mr. GRIJALVA, Mr. HOLT, Mr. OBERSTAR, Mr. BOREN, Mr. DAVIS of Illinois, Mr. UDALL of Colorado, Mr. KIND, Mr. UDALL of New Mexico, Mr. MOORE of Kansas, Mr. GEORGE MILLER of California, Ms. HERSETH, Mr. FILNER, Mr. HINOJOSA, Mr. PAYNE, Mr. MORAN of Virginia, and Mr. KENNEDY of Rhode Island):

H. Res. 977. A resolution reinforcing the Federal Government's Federal trust relationship and commitment to working with American Indian Nations to empower, promote, and support the educational development of American Indian and Alaska Native children and youth; to the Committee on Education and the Workforce, and in addition to the Committee on Resources, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. REYES (for himself, Mr. GONZALEZ, Mr. PEARCE, Mr. HINOJOSA, and Mr. ORTIZ):

H. Res. 978. A resolution expressing profound sorrow upon the death of Luis Jimenez and recognizing his distinguished career and great contributions to American art; to the Committee on Government Reform.

By Mr. UDALL of Colorado:

H. Res. 979. A resolution urging the President to issue a proclamation designating a National Ski & Snowboard Month to call attention to the need for all people to exercise and get outdoors during winter; to the Committee on Government Reform.

¶77.39 ADDITIONAL SPONSORS

Under clause 7 of rule XII, sponsors were added to public bills and resolutions as follows:

H.R. 65: Mr. HAYWORTH, Mr. RUSH, Mr. MCCAUL of Texas, Mr. DEAL of Georgia, Miss MCMORRIS, Mr. BEAUPREZ, and Mr. WILSON of South Carolina.

H.R. 136: Mr. WELDON of Florida.

H.R. 390: Mr. MOORE of Kansas.

H.R. 450: Mr. ALLEN.

H.R. 503: Mr. BURTON of Indiana.

H.R. 517: Mr. HINOJOSA.

H.R. 550: Mr. EDWARDS, Mr. REYES, and Mr. LARSON of Connecticut.

H.R. 583: Mr. GOHMERT and Mr. BOUCHER.

H.R. 752: Mr. MOLLOHAN.

H.R. 772: Ms. LINDA T. SÁNCHEZ of California.

H.R. 807: Mr. BERMAN.

H.R. 817: Ms. BEAN, Mr. MURTHA, Mr. HALL, Mr. HUNTER, Mr. HULSHOF, Mr. BUYER, Mr. LEWIS of Kentucky, Mr. STEARNS, Mr. NORWOOD, Mr. REHBERG, Mr. WESTMORELAND, Mr. PRICE of Georgia, Mr. REYES, Mr. BISHOP of Georgia, Mr. SHADEGG, Mrs. SCHMIDT, Mr. MILLER of Florida, Mr. SODREL, Mr. KLINE, Mr. FORTENBERRY, Mr. DREIER, Mr. PUTNAM, and Ms. BORDALLO.

H.R. 818: Mr. JACKSON of Illinois.

H.R. 916: Mrs. DAVIS of California.

H.R. 959: Mr. COSTA and Mr. MCGOVERN.

H.R. 998: Mr. OBERSTAR.

H.R. 1124: Mr. GEORGE MILLER of California.

H.R. 1264: Mr. FITZPATRICK of Pennsylvania and Mr. CAPUANO.

H.R. 1306: Mr. HIGGINS and Mr. GENE GREEN of Texas.

H.R. 1322: Mrs. MALONEY, Mrs. LOWEY, Ms. LEE, Mr. RUPPERSBERGER, Mr. CUMMINGS, Ms. NORTON, Mr. DAVIS of Illinois, Mr. NADLER, Mr. RYAN of Ohio, Mr. DOYLE, Mr. BERMAN, Ms. SOLIS, and Mr. PASCRELL.

H.R. 1338: Mr. BROWN of Ohio.

H.R. 1366: Mr. SOUDER.

H.R. 1370: Mr. DANIEL E. LUNGREN of California.

H.R. 1471: Mr. REGULA and Mr. LIPINSKI.

H.R. 1554: Mr. DINGELL.

H.R. 1578: Mr. PETERSON of Pennsylvania and Ms. HARMAN.

H.R. 1591: Mr. CONYERS.

H.R. 1615: Mrs. NAPOLITANO and Mr. BROWN of Ohio.

H.R. 1652: Mr. SANDERS.

H.R. 1767: Mr. PLATTS.

H.R. 1898: Mr. PRICE of Georgia.

H.R. 1902: Ms. ESHOO.

H.R. 1951: Mr. CASE.

H.R. 2007: Mr. SALAZAR.

H.R. 2051: Mr. HIGGINS.

H.R. 2088: Mr. JINDAL, Mr. MCHENRY, Mr. ORTIZ, and Mr. FOLEY.

H.R. 2121: Mr. HINOJOSA.

H.R. 2122: Mr. MORAN of Virginia.

H.R. 2351: Ms. SCHWARTZ of Pennsylvania.

H.R. 2386: Mr. SHAW.

H.R. 2429: Mr. SCHIFF and Mr. DAVIS of Florida.

H.R. 2567: Mr. CASTLE.

H.R. 2629: Mr. KUHL of New York.

H.R. 2793: Mr. MCDERMOTT.

H.R. 2842: Mr. MURPHY, Mr. MACK, and Mrs. BLACKBURN.

H.R. 2945: Mr. KUCINICH.

H.R. 3044: Mr. BUTTERFIELD.

H.R. 3183: Mr. JENKINS, Mr. GOODLATTE, and Mr. MICA.

H.R. 3186: Mr. DAVIS of Kentucky.

H.R. 3195: Mrs. DAVIS of California and Ms. SCHAKOWSKY.

H.R. 3282: Mr. PUTNAM.

H.R. 3361: Mr. SMITH of Washington.

H.R. 3406: Ms. LINDA T. SÁNCHEZ of California.

H.R. 3427: Ms. BALDWIN.

H.R. 3436: Mr. REHBERG, Mr. FOLEY, and Mr. NEY.

H.R. 3476: Mr. LEVIN, Mr. GOHMERT, Mr. MCDERMOTT, and Ms. SCHWARTZ of Pennsylvania.

H.R. 3478: Mr. LEWIS of Kentucky.

H.R. 3559: Mr. DOYLE, Mr. RAHALL, and Mr. KINGSTON.

H.R. 3605: Mr. SHAYS, Mr. BERMAN, Ms. ZOE LOFGREN of California, Mr. JEFFERSON, and Mr. CARNAHAN.

H.R. 3628: Mr. CARNAHAN.

H.R. 3762: Mr. SWEENEY, Mr. REICHERT, Mr. PETRI, Mr. SIMMONS, and Mr. KING of New York.

H.R. 3874: Mr. GREEN of Wisconsin.

H.R. 3883: Mr. NUNES.

H.R. 4006: Mr. BROWN of Ohio and Mr. BOUCHER.

H.R. 4033: Mr. PAYNE.

H.R. 4144: Mrs. BLACKBURN and Mr. GOODE.

H.R. 4188: Mr. MILLER of North Carolina.

H.R. 4201: Mr. OWENS.

H.R. 4215: Mr. ORTIZ and Mr. CUMMINGS.

H.R. 4291: Ms. WOOLSEY.

H.R. 4293: Mr. CUMMINGS.

H.R. 4298: Mr. MEEHAN and Mr. CANTOR.

H.R. 4357: Mr. LEWIS of Kentucky.

H.R. 4366: Mr. GERLACH.

H.R. 4387: Mr. EMANUEL.

H.R. 4409: Mr. WELDON of Pennsylvania, Ms. MCKINNEY, Mrs. NAPOLITANO, and Mr. UDALL of Colorado.

H.R. 4562: Mr. KENNEDY of Minnesota and Mr. UPTON.

H.R. 4623: Mr. ROSS.

H.R. 4694: Mr. UDALL of New Mexico.

H.R. 4740: Mr. PITTS and Mr. ALEXANDER.

H.R. 4751: Mr. POMEROY.

H.R. 4767: Mr. GENE GREEN of Texas.

H.R. 4769: Ms. JACKSON-LEE of Texas and Ms. SCHWARTZ of Pennsylvania.

H.R. 4770: Mr. TIBERI, Mr. UPTON, Mr. ROGERS of Alabama, Ms. JACKSON-LEE of Texas, Mr. FATTAH, Mr. COLE of Oklahoma, Mr. BROWN of Ohio, Mr. GONZALEZ, Mr. WYNN, Mr. BRADY of Pennsylvania, Mr. MCDERMOTT, and Mr. SERRANO.

H.R. 4772: Mr. DAVIS of Kentucky.

H.R. 4775: Mr. EDWARDS.

H.R. 4800: Mr. STARK, Mr. KUCINICH, and Mr. PAYNE.

H.R. 4873: Mr. HOLDEN, Mr. SCHIFF, and Mr. OSBORNE.

H.R. 4922: Ms. FOXX.

H.R. 4927: Mr. DOOLITTLE and Ms. MATSUI.

H.R. 4937: Mr. SHAYS.

H.R. 4956: Ms. GINNY BROWN-WAITE of Florida.

H.R. 4961: Mr. AKIN.

H.R. 4980: Mr. PAYNE, Mr. DOYLE, and Mr. THOMPSON of Mississippi.

H.R. 4993: Mr. PAYNE and Mr. CUMMINGS.

H.R. 5000: Mr. SMITH of New Jersey.

H.R. 5005: Mr. BEAUPREZ, Mr. PORTER, and Mr. GENE GREEN of Texas.

H.R. 5017: Mr. CARDIN.

H.R. 5022: Mr. EDWARDS.

H.R. 5051: Mr. LEVIN.

H.R. 5052: Mr. HOLT.

H.R. 5056: Mr. SCHWARZ of Michigan.

H.R. 5070: Mr. SMITH of Washington.

H.R. 5092: Mr. GENE GREEN of Texas and Mr. TAYLOR of North Carolina.

H.R. 5100: Mr. ROTHMAN.

H.R. 5106: Mr. MORAN of Virginia.

H.R. 5114: Ms. JACKSON-LEE of Texas and Mr. DAVIS of Tennessee.

H.R. 5118: Mr. NEUGEBAUER.

H.R. 5134: Mr. DOGGETT and Mr. DOYLE.

H.R. 5150: Mr. GONZALEZ.

H.R. 5158: Mr. MOORE of Kansas.

H.R. 5167: Mr. UDALL of New Mexico and Mrs. LOWEY.

H.R. 5171: Mr. LATHAM.

H.R. 5199: Mr. VAN HOLLEN and Mr. MCDERMOTT.

H.R. 5200: Mr. ETHERIDGE, Mr. ANDREWS, Mr. LATHAM, Mr. JEFFERSON, Mr. MEEHAN, Mr. UDALL of Colorado, Mr. TIBERI, Mr. OSBORNE, Mr. WU, and Mr. SMITH of Washington.

H.R. 5206: Mr. MILLER of North Carolina and Mr. HASTINGS of Florida.

H.R. 5230: Mrs. MUSGRAVE.

H.R. 5236: Ms. EDDIE BERNICE JOHNSON of Texas.
H.R. 5249: Mr. RUPPERSBERGER, Mr. GARY G. MILLER of California, and Mr. LINDER.
H.R. 5275: Mr. HASTINGS of Florida, Mr. RANGEL, and Mr. BUTTERFIELD.
H.R. 5280: Mr. GORDON, Mr. DAVIS of Florida, and Mr. LEWIS of Kentucky.
H.R. 5288: Mr. BUTTERFIELD and Mr. HASTINGS of Florida.
H.R. 5289: Mr. LIPINSKI.
H.R. 5314: Mr. KENNEDY of Minnesota, Mr. GERLACH, and Mr. MANZULLO.
H.R. 5371: Mr. CARDIN.
H.R. 5372: Ms. JACKSON-LEE of Texas, Mr. JACKSON of Illinois, Mr. MOORE of Kansas, Mr. BAIRD, and Mr. HONDA.
H.R. 5396: Miss MCMORRIS.
H.R. 5397: Mr. DAVIS of Illinois.
H.R. 5408: Mr. BERMAN.
H.R. 5452: Mr. COLE of Oklahoma, Mrs. MUSGRAVE, and Mr. KIRK.
H.R. 5453: Mr. STRICKLAND and Mr. PETERSON of Pennsylvania.
H.R. 5459: Mr. CASTLE.
H.R. 5465: Mr. BRADY of Pennsylvania.
H.R. 5468: Ms. DEGETTE.
H.R. 5469: Ms. DEGETTE.
H.R. 5472: Mr. STARK, Mrs. WILSON of New Mexico, Mr. FRANK of Massachusetts, Mr. ISSA, Mr. LARSON of Connecticut, and Mr. FOLEY.
H.R. 5480: Mr. MOORE of Kansas.
H.R. 5513: Mr. KUHL of New York and Ms. BALDWIN.
H.R. 5523: Mr. GOODE.
H.R. 5533: Mr. GORDON.
H.R. 5536: Mr. SMITH of Washington.
H.R. 5552: Mr. FORBES.
H.R. 5555: Mr. MCDERMOTT, Mr. WYNN, and Mr. PALLONE.
H.R. 5557: Mr. SMITH of New Jersey.
H.R. 5558: Mr. PRICE of Georgia, Mr. PASCRELL, and Mr. CARDOZA.
H.R. 5559: Mr. SAM JOHNSON of Texas.
H.R. 5562: Mr. GARRETT of New Jersey and Mrs. KELLY.
H.R. 5586: Mrs. MUSGRAVE.
H.R. 5624: Mr. BRADY of Pennsylvania.
H.R. 5635: Mr. RAHALL, Mr. KUCINICH, Mr. AL GREEN of Texas, Ms. SOLIS, and Mr. DOYLE.
H.R. 5642: Ms. PELOSI, Mr. SERRANO, Mr. KUCINICH, Mr. RANGEL, Mr. ROTHMAN, Mr. WYNN, Mr. FORD, Ms. WATERS, Mr. LEACH, Mr. MCDERMOTT, Ms. LINDA T. SÁNCHEZ of California, Mr. LARSON of Connecticut, Mr. STARK, Mr. BERMAN, Mr. FATTAH, Ms. LEE, Mr. CARDIN, Mr. SHERMAN, Mr. SCOTT of Virginia, and Ms. DEGETTE.
H.R. 5656: Mr. ROHRABACHER.
H.R. 5660: Mr. HIGGINS, Mr. FORD, and Mr. KILDEE.
H.R. 5674: Mr. HOLT, Mr. PRICE of North Carolina, and Mr. TIERNEY.
H.R. 5693: Mr. MCHUGH and Mr. PAUL.
H.R. 5701: Mr. WALSH.
H.R. 5704: Ms. SCHWARTZ of Pennsylvania and Mr. FRANK of Massachusetts.
H.R. 5722: Ms. JACKSON-LEE of Texas, Mr. PAYNE, and Ms. EDDIE BERNICE JOHNSON of Texas.
H.R. 5730: Mr. HOLDEN.
H.R. 5738: Mr. PRICE of North Carolina.
H.R. 5746: Mr. GOODE, Mr. REGULA, Mr. WOLF, Mrs. MUSGRAVE, Mr. MCGOVERN, Mr. GORDON, Mr. GUTIERREZ, Ms. MOORE of Wisconsin, Ms. HARMAN, and Ms. DEGETTE.
H.R. 5751: Mr. CULBERSON.
H.R. 5755: Mr. HEFLEY, Mr. GIBBONS, Mr. KLINE, Mr. HOLT, Mr. LEWIS of Kentucky, Mr. SPRATT, and Mr. LANGEVIN.
H.R. 5762: Mr. TOWNS.
H.R. 5770: Mr. MCDERMOTT and Mr. KUCINICH.
H.R. 5771: Mr. HASTINGS of Florida.
H.R. 5772: Mr. BOOZMAN and Mr. FEENEY.
H.R. 5784: Mr. RUSH, Mr. JEFFERSON, Mr. AL GREEN of Texas, Mr. BISHOP of Georgia, Mr. CUMMINGS, Ms. SCHAKOWSKY, and Mr. MICHAUD.
H.R. 5791: Mr. ALLEN, Mr. BOUSTANY, Mr. SMITH of New Jersey, Mr. UDALL of Colorado, Mr. MOORE of Kansas, Ms. MATSUI, Mr. DOYLE, Mr. KIRK, and Mr. FILNER.
H.R. 5795: Mr. BLUMENAUER and Mr. GENE GREEN of Texas.
H.R. 5805: Mr. MEEKS of New York, Mr. DOOLITTLE, and Mr. ROHRABACHER.
H.R. 5806: Ms. DEGETTE, Mr. MORAN of Virginia, Mr. CASE, Mr. CARNAHAN, Mr. SCHIFF, Mr. STARK, Mr. MCDERMOTT, Mr. HOLT, and Mr. KENNEDY of Rhode Island.
H.R. 5818: Mr. SHERMAN.
H.R. 5822: Mr. TIAHRT, Mr. WELDON of Pennsylvania, and Mr. FOSSELLA.
H.R. 5834: Ms. HERSETH, Ms. JACKSON-LEE of Texas, Mr. RYAN of Ohio, Mr. HINCHEY, and Mr. CUMMINGS.
H.R. 5835: Mr. MCDERMOTT and Mr. CUMMINGS.
H.R. 5836: Mr. MCDERMOTT.
H.R. 5853: Mr. STARK.
H.R. 5858: Ms. SCHAKOWSKY, Ms. SOLIS, and Mr. JACKSON of Illinois.
H.R. 5862: Mrs. MUSGRAVE.
H.R. 5866: Mrs. JO ANN DAVIS of Virginia.
H.R. 5875: Ms. SCHAKOWSKY and Mr. CONYERS.
H.R. 5878: Mr. MOORE of Kansas.
H.R. 5879: Mrs. EMERSON.
H.R. 5880: Mrs. EMERSON.
H.R. 5886: Mr. PASTOR.
H.R. 5888: Mr. BEAUPREZ, Mr. CALVERT, Mr. RUPPERSBERGER, Mr. FRANK of Massachusetts, Mr. BRADLEY of New Hampshire, Mr. PAUL, and Mr. SANDERS.
H.R. 5890: Mr. BROWN of South Carolina, Mr. FOLEY, Mr. BACHUS, Mr. DOOLITTLE, Mr. WICKER, Mrs. DRAKE, Mr. CALVERT, and Mr. DAVIS of Kentucky.
H.R. 5902: Mr. GRIJALVA.
H.R. 5904: Ms. BERKLEY, Mr. REHBERG, Mr. BISHOP of Utah, Mr. CANNON, and Mr. SIMPSON.
H.R. 5915: Mr. GARRETT of New Jersey.
H.R. 5918: Mr. LEACH.
H.R. 5920: Mr. WYNN and Mr. SMITH of New Jersey.
H.R. 5928: Mr. KILDEE, Mr. CUMMINGS, Mr. ETHERIDGE, Mr. MCINTYRE, and Mr. SCHIFF.
H.R. 5934: Mr. BARTLETT of Maryland.
H.R. 5945: Mrs. CAPPS and Mr. KUCINICH.
H.J. Res. 93: Ms. WATSON, Mr. HOLT, Mr. BLUMENAUER, Mr. STARK, and Mr. TANCREDO.
H. Con. Res. 57: Mr. JACKSON of Illinois.
H. Con. Res. 138: Mr. SERRANO.
H. Con. Res. 174: Mrs. DAVIS of California and Mrs. BLACKBURN.
H. Con. Res. 343: Mr. ISRAEL.
H. Con. Res. 346: Mr. BARTLETT of Maryland, Mr. UDALL of Colorado, and Mrs. MUSGRAVE.
H. Con. Res. 388: Mr. PAYNE.
H. Con. Res. 391: Mr. STARK.
H. Con. Res. 404: Mr. GENE GREEN of Texas and Mr. HOLT.
H. Con. Res. 415: Mr. LARSEN of Washington.
H. Con. Res. 416: Mr. CUMMINGS.
H. Con. Res. 424: Mr. COSTELLO, Mr. WYNN, Mr. FORTENBERRY, Mr. SOUDER, Mr. GRAVES, Mr. BARTLETT of Maryland, Ms. MATSUI, Mr. KIND, Mr. BOUSTANY, and Mr. JEFFERSON.
H. Con. Res. 439: Mr. BISHOP of New York.
H. Con. Res. 450: Mr. DOGGETT, Ms. VELÁZQUEZ, and Mr. CLAY.
H. Con. Res. 455: Mr. WILSON of South Carolina, Mr. GOODE, and Mr. GOODLATTE.
H. Res. 79: Ms. EDDIE BERNICE JOHNSON of Texas.
H. Res. 490: Ms. LORETTA SANCHEZ of California.
H. Res. 735: Mr. KILDEE, Mrs. MCCARTHY, Mr. ABERCROMBIE, Mr. WYNN, Mr. FILNER, Ms. BORDALLO, Mr. MCGOVERN, Mr. BLUMENAUER, and Mr. MCDERMOTT.
H. Res. 765: Ms. MATSUI, Mr. RAMSTAD, and Mr. PEARCE.
H. Res. 776: Mr. DUNCAN.
H. Res. 787: Mr. GUTIERREZ, Mrs. MALONEY, Mr. AL GREEN of Texas, Mr. DOGGETT, Ms. WATSON, Ms. BORDALLO, Mr. PAYNE, Mr. SHERMAN, and Ms. LEE.
H. Res. 800: Ms. BERKLEY and Mr. ROTHMAN.
H. Res. 822: Mr. KIND and Mr. BROWN of Ohio.
H. Res. 823: Mr. SHAW.
H. Res. 874: Mr. HALL, Mr. BRADY of Pennsylvania, Mr. WAMP, and Mr. GOODE.
H. Res. 888: Mr. LYNCH, Mr. MORAN of Virginia, Mr. OBERSTAR, Ms. WASSERMAN SCHULTZ, Mr. SERRANO, Ms. JACKSON-LEE of Texas, Mr. VAN HOLLEN, Mr. HOLT, and Mr. DAVIS of Alabama.
H. Res. 944: Mr. REICHERT.
H. Res. 945: Mr. DOGGETT and Mr. AL GREEN of Texas.
H. Res. 953: Mr. COSTA, Mr. LINCOLN DIAZ-BALART of Florida, Ms. LORETTA SANCHEZ of California, Mr. LEWIS of Georgia, and Ms. SLAUGHTER.
H. Res. 954: Mr. MORAN of Virginia and Mr. BLUMENAUER.
H. Res. 955: Mr. MCGOVERN.
H. Res. 960: Ms. BORDALLO and Mr. FRANKS of Arizona.

¶77.40 DELETIONS OF SPONSORS FROM PUBLIC BILLS AND RESOLUTIONS

Under clause 7 of rule XII, sponsors were deleted from public bills and resolutions as follows:

H.R. 65: Mr. GERLACH.

WEDNESDAY, AUGUST 2, 2006 (78)

¶78.1 APPOINTMENT OF SPEAKER PRO TEMPORE

The House was called to order by the SPEAKER pro tempore, Mr. Tom DAVIS of Virginia, who laid before the House the following communication:

WASHINGTON, DC.
August 2, 2006.

I hereby appoint the Honorable TOM DAVIS to act as Speaker pro tempore on this day.

J. DENNIS HASTERT,
Speaker of the House of Representatives.

¶78.2 APPROVAL OF THE JOURNAL

The SPEAKER pro tempore, Mr. Tom DAVIS of Virginia, announced he had examined and approved the Journal of the proceedings of Friday, July 28, 2006.

Pursuant to clause 1, rule I, the Journal was approved.

¶78.3 COMMUNICATIONS

Executive and other communications, pursuant to clause 8, rule XII, were referred as follows:

9051. A letter from the Administrator, AMS, Department of Agriculture, transmitting the Department's final rule — Irish Potatoes Grown in Colorado; Suspension of Continuing Assessment Rate [Docket No. FV06-948-1 IFR] received July 31, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

9052. A letter from the Administrator, AMS, Department of Agriculture, transmitting the Department's final rule — Nectarines and Peaches Grown in California; Order Amending Marketing Order Nos. 916 and 917 [Docket No. AO-90-A7; FV05-916-1] received July 31, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

9053. A letter from the Administrator, AMS, Department of Agriculture, transmitting the Department's final rule — Updating

Administrative Requirements for Voluntary Shell Egg, Poultry, and Rabbit Grading [Docket No. PY-02-003] (RIN: 0581-AC25) received July 31, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

9054. A letter from the Administrator, AMS, Department of Agriculture, transmitting the Department's final rule — Amendment to Egg Research and Promotion Rules and Regulations [Docket No. PY-06-001] received July 31, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

9055. A letter from the Congressional Review Coordinator, APHIS, Department of Agriculture, transmitting the Department's final rule — Citrus Canker; Quarantine of the State of Florida [Docket No. APHIS-2006-0114] (RIN: 0579-AC07) received August 2, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

9056. A letter from the Liaison Officer, Office of the Secretary, Department of Defense, transmitting the Department's final rule — Civilian Health and Medical Program of the Uniformed Services (CHAMPUS); Transitional Assistance Management Program; Early Eligibility for TRICARE for Certain Reserve Component Members (RIN: 0720-AA90) received July 28, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Armed Services.

9057. A letter from the Liaison Officer, Office of the Secretary, Department of Defense, transmitting the Department's final rule — Personal Commercial Solicitation on DoD Installations (RIN: 0790-AH87) received July 28, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Armed Services.

9058. A letter from the Comptroller, Department of Defense, transmitting the Department's quarterly report as of June 30, 2006, entitled, ''Acceptance of contributions for defense programs, projects and activities; Defense Cooperation Account,'' pursuant to 10 U.S.C. 2608; to the Committee on Armed Services.

9059. A letter from the Secretary, Department of Health and Human Services, transmitting the Annual Report on the Developmental Disabilities Programs for Fiscal Years 2003 and 2004, pursuant to 42 U.S.C. 15005 Public Law 106-402, section 105; to the Committee on Energy and Commerce.

9060. A letter from the Secretary, Department of Energy, transmitting the Department's report entitled, ''The Estimated Cost and Porposed Schedule to Complete the Environmental Impact Statement and Record of Decision for the Disposal of Greater-Than-Class C Low-Level Radioactive Waste,'' pursuant to Public Law 109-58, section 631 (a) and (b)(1)(A); to the Committee on Energy and Commerce.

9061. A letter from the Secretary, Department of Energy, transmitting the Department's report entitled, ''Department of Energy Strategic Research Portfolio Analysis and Coordination Plan,'' pursuant to Public Law 109-58, section 994; to the Committee on Energy and Commerce.

9062. A letter from the Secretary, Department of Energy, transmitting the Department's report entitled, ''Department of Energy Underground Storage Tank (UST) Compliance Strategy Report,'' pursuant to Public Law 109-58, section 1528; to the Committee on Energy and Commerce.

9063. A letter from the Chairman, Federal Energy Regulatory Commission, transmitting the Commission's report entitled, ''Security Constrained Economic Dispatch: Definition, Practices, Issues and Recommendations,'' pursuant to Public Law 109-58, section 1298; to the Committee on Energy and Commerce.

9064. A communication from the President of the United States, transmitting certification that the export to the People's Republic of China of the specified items is not detrimental to the United States space launch industry, and that the material and equipment, including any indirect technical benefit that could be derived from such exports, will not measurably improve the missile or space launch capabilities of the People's Republic of China, pursuant to Public Law 105-261, section 1512; (H. Doc. No. 109-129); to the Committee on International Relations and ordered to be printed.

9065. A letter from the Director, Broadcasting Board of Governors, transmitting the Board's FY 2005 report, pursuant the requirements of section 203(b) of the Notification and Federal Employee Antidiscrimination and Retaliation Act of 2002 (No Fear Act); to the Committee on Government Reform.

9066. A letter from the Chairman, Christopher Columbus Fellowship Foundation, transmitting pursuant to the Accountability of Tax Dollars Act, the Foundation's Form and Content Reports for the third quarter of FY 2006 as prepared by the U.S. General Services Administration; to the Committee on Government Reform.

9067. A letter from the President, Federal Financing Bank, transmitting the Bank's performance plan for fiscal years 2006-2007 and program performance report for fiscal year 2005, pursuant to 31 U.S.C. 9106; to the Committee on Government Reform.

9068. A letter from the Deputy Director for Management, Office of Management and Budget, transmitting the Office's report on competitive sourcing activities for FY 2005, in accordance with Section 647(b) of Division F of the Consolidated Appropriations Act, Fiscal Year 2004, Pub. L. 108-199; to the Committee on Government Reform.

9069. A letter from the Acting Director, Office of Sustainable Fisheries, NMFS, National Oceanic and Atmospheric Administration, transmitting the Administration's final rule — Fisheries of the Exclusive Economic Zone Off Alaska; Pacific Ocean Perch in the Western Aleutian District of the Bering Sea and Aleutian Islands Management Area [Docket No. 060216045-6045-01; I.D. 071406C] received July 28, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Resources.

9070. A letter from the Deputy Assistant Administrator for Regulatory Programs, NMFS, National Oceanic and Atmospheric Administration, transmitting the Administration's final rule — Fisheries of the Exclusive Economic Zone Off Alaska; Allocating Bering Sea and Aleutian Islands King and Tanner Crab Fishery Resources [Docket No. 060330091-6185-02; I.D. 032406D] (RIN: 0648-AU37) received July 31, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Resources.

9071. A letter from the Acting Director, Office of Sustainable Fisheries, NMFS, National Oceanic and Atmospheric Administration, transmitting the Administration's final rule — Fisheries of the Exclusive Economic Zone Off Alaska; Pelagic Shelf Rockfish in the Western Regulatory Area of the Gulf of Alaska [Docket No. 060216044-6044-01; I.D. 071406B] received July 31, 206, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Resources.

9072. A letter from the Acting Director, Office of Sustainable Fisheries, NMFS, National Oceanic and Atmospheric Administration, transmitting the Administration's final rule — Fisheries of the Exclusive Economic Zone Off Alaska; Yellowfin Sole in the Bering Sea and Aleutian Islands Management Area [Docket No. 060216045-01; I.D. 071306C] received July 31, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Resources.

9073. A letter from the Acting Director, Office of Sustainable Fisheries, NMFS, National Oceanic and Atmospheric Administration, transmitting the Administration's final rule — Fisheries of the Exclusive Economic Zone Off Alaska; Northern Rockfish in the Western Regulatory Area of the Gulf of Alaska [Docket No. 060216044-6044-01; I.D. 071406D] received July 28, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Resources.

9074. A letter from the Acting Director, Office of Sustainable Fisheries, NMFS, National Oceanic and Atmospheric Administration, transmitting the Administration's final rule — Fisheries of the Exclusive Economic Zone Off Alaska; Pacific Cod by Vessels Using Trawl Gear in the Bering Sea and Aleutian Islands Management Area [Docket No. 060216045-6045-01; I.D. 071306D] received July 28, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Resources.

9075. A letter from the Acting Director, Office of Sustainable Fisheries, NMFS, National Oceanic and Atmospheric Administration, transmitting the Administration's final rule — Fisheries of the Exclusive Economic Zone Off Alaska; Squid in the Bering Sea and Aleutian Islands Management Area [Docket No. 060216045-6045-01; I.D. 071706A] received July 28, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Resources.

9076. A letter from the Secretary, Department of Health and Human Services, transmitting a copy of the Annual Report to Congress on the Refugee Resettlement Program for the period October 1, 2003 through September 30, 2004 as required by section 413(a) of the Immigration and Nationality Act, pursuant to 8 U.S.C. 1523(a); to the Committee on the Judiciary.

9077. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting a copy of proposed legislation to implement aspects of the Protocol Additional to the Geneva Convention of 12 August 1949 and relating to the Adoption of an Additional Distinctive Emblem (''Protocol III''); to the Committee on the Judiciary.

9078. A letter from the Regulations Coordinator, CMS, Department of Agriculture, transmitting the Department's final rule — Medicare Program; Changes to the Hospital Inpatient Prospective Payment Systems and FY 2007 Rates; FY 2007 Occupational Mix Adjustment to Wage Index; Health Care Infrastructure Improvement Program; Selection Criteria of Loan Programs for Qualifying Hospitals Engaged in Cancer-Related Health Care and Forgivenes of Indebtedness; and Exclusion of Vendor Purchases Made Under the Competitive Acquisition Program (CAP) for Outpatient Drugs and Biologicals Under Part B for the Purpose of Calculating the Average Sales Price (ASP) [CMS-1488-F; CMS-1287-F; CMS-1320-F; and CMS-1325-IFC4] (RINS: 0938-AO12; 0938-AO03; jointly to the Committees on Energy and Commerce and Ways and Means.

9079. A letter from the Regulations Coordinator, Department of Health and Human Services, transmitting the Department's ''Major'' final rule — Medicare Program; Inpatient Rehabilitation Facility Propective Payment System for Federal Fiscal Year 2007, Certain Provisions Concerning Competitive Acquisition for Durable Medical Equipment, Prosthetics, Orthotics, and Supplies (DMEPOS); Accreditation of DMEPOS Suppliers [CMS-1540-F] (RIN: 0938-AO16) received August 2, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); jointly to the Committees on Energy and Commerce and Ways and Means.

9080. A letter from the Assistant Administrator, Bureau for Legislative and Public Affairs, U.S. Agency for International Development, transmitting the Agency's report entitled, ''Report on Trafficking in Post-Conflict and Humanitarian Emergencies,'' in response to the Trafficking Victim Protection Reauthorization Act of 2005; jointly to the Committees on International Relations and Armed Services.

9081. A letter from the Regulations Coordinator, CMS, Department of Agriculture,

transmitting the Department's final rule — Medicare Program; Physicians' Referrals to Health Care Entities with Which They Have Financial Relationships; Exceptions with Certain Electronic Prescribing and Electronic Health Records Arrangements [CMS-1303-F] (RIN: 0938-AN69) received August 2, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); jointly to the Committees on Ways and Means and Energy and Commerce.

9082. A letter from the Regulations Coordinator, CMS, Department of Health and Human Services, transmitting the Department's ''Major'' final rule — Medicare Program; Prospective Payment System and Consolidated Billing for Skilled Nursing Facilities — Update — Notice [CMS-1530-N] (RIN: 0938-AM46) received July 31, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); jointly to the Committees on Ways and Means and Energy and Commerce.

9083. A letter from the Regulations Coordinator, Department of Health and Human Services, transmitting the Department's final rule — Medicare and State Health Care Programs: Fraud and Abuse; Safe Harbors for Certain Electronic Prescribing and Electronic Health Records Arrangements Under the Anti-Kickback Statute (RIN: 0991-AB39) received August 2, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); jointly to the Committees on Ways and Means and Energy and Commerce.

9084. A letter from the Under Secretary of Commerce for Oceans and Atmosphere, National Oceanographic Partnership Program, transmitting an annual report from the National Oceanographic Partnership Program (NOPP) for 2006, pursuant to Public Law 104-201; jointly to the Committees on Armed Services, Resources, and Science.

¶78.4 MESSAGE FROM THE SENATE

A message from the Senate by Ms. Curtis, one of its clerks, announced that the Senate has passed without amendment bills of the House of the following titles:

H.R. 3682. An Act to redesignate the Mason Neck National Wildlife Refuge in Virginia as the Elizabeth Hartwell Mason Neck National Wildlife Refuge.

H.R. 5683. An Act to preserve the Mt. Soledad Veterans Memorial in San Diego, California, by providing for the immediate acquisition of the memorial by the United States.

The message also announced that the Senate has passed bills and a concurrent resolution of the following titles in which the concurrence of the House is requested:

S. 707. An Act to reduce preterm labor and delivery and the risk of pregnancy-related deaths and complications due to pregnancy, and to reduce infant mortality caused by prematurity.

S. 2146. An Act to extend relocation expenses test programs for Federal employees.

S. 3711. An Act to enhance the energy independence and security of the United States by providing for exploration, development, and production activities for mineral resources in the Gulf of Mexico, and for other purposes.

S. Con. Res. 113. A concurrent resolution congratulating the Magen David Adom Society in Israel for achieving full membership in the International Red Cross and Red Crescent Movement, and for other purposes.

¶78.5 PROVIDING FOR THE ADJOURNMENT OF THE TWO HOUSES

The SPEAKER pro tempore, Mr. Tom DAVIS of Virginia, laid before the House the following privileged concurrent resolution (H. Con. Res. 467):

Resolved by the House of Representatives (the Senate concurring),

That when the House adjourns on any day from Wednesday, August 2, 2006, through Tuesday, August 8, 2006, on a motion offered pursuant to this concurrent resolution by its Majority Leader or his designee, it stand adjourned until 2 p.m. on Wednesday, September 6, 2006, or until the time of any reassembly pursuant to section 2 of this concurrent resolution, whichever occurs first; and that when the Senate recesses or adjourns on any day from Thursday, August 3, 2006, through Tuesday, August 8, 2006, on a motion offered pursuant to this concurrent resolution by its Majority Leader or his designee, it stand recessed or adjourned until noon on Tuesday, September 5, 2006, or such other time on that day as may be specified by its Majority Leader or his designee in the motion to recess or adjourn, or until the time of any reassembly pursuant to section 2 of this concurrent resolution, whichever occurs first.

SEC. 2. The Speaker of the House and the Majority Leader of the Senate, or their respective designees, acting jointly after consultation with the Minority Leader of the House and the Minority Leader of the Senate, shall notify the Members of the House and the Senate, respectively, to reassemble at such place and time as they may designate if, in their opinion, the public interest shall warrant it.

When said concurrent resolution was considered and agreed to.

A motion to reconsider the vote whereby said concurrent resolution was agreed to was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said concurrent resolution.

¶78.6 ADJOURNMENT OVER

On motion of the SPEAKER pro tempore, Mr. Tom DAVIS of Virginia, by unanimous consent,

Ordered, That when the House adjourns today, pursuant to this order, it adjourn to meet at 4 p.m. on Friday, August 4, 2006, unless it sooner has received a message from the Senate transmitting its concurrence in House Concurrent Resolution 467, in which case the House shall stand adjourned pursuant to that concurrent resolution.

¶78.7 COMMUNICATION FROM THE CLERK—MESSAGE FROM THE SENATE

The SPEAKER pro tempore, Mr. Tom DAVIS of Virginia, laid before the House a communication, which was read as follows:

HOUSE OF REPRESENTATIVES
Washington, DC, August 1, 2006.

Hon. J. DENNIS HASTERT,
The Speaker, U.S. House of Representatives, Washington, DC.

DEAR MR. SPEAKER: Pursuant to the permission granted in Clause 2(h) of Rule II of the Rules of the U.S. House of Representatives, the Clerk received the following message from the Secretary of the Senate on August 1, 2006, at 10:30 a.m.:

That the Senate passed without amendment H.R. 5877.

That the Senate agreed to House amendment S. 3741.

With best wishes, I am,
Sincerely,

JORGE E. SORENSEN,
Deputy Clerk of the House.

¶78.8 SENATE BILLS REFERRED

Bills of the Senate of the following titles were taken from the Speaker's table and, under the rule, referred as follows:

S. 707. An Act to reduce preterm labor and delivery and the risk of pregnancy-related deaths and complications due to pregnancy, and to reduce infant mortality caused by prematurity; to the Committee on Energy and Commerce

S. 2146. An Act to extend relocation expenses test programs for Federal employees; to the Committee on Government Reform.

¶78.9 ENROLLED BILLS SIGNED

Ms. Haas, Clerk of the House, reported and found truly enrolled bills of the House of the following titles, which were thereupon signed by the Speaker pro tempore, Mr. TOM DAVIS of Virginia:

H.R. 3682. An Act to redesignate the Mason Neck National Wildlife Refuge in Virginia as the Elizabeth Hartwell Mason Neck National Wildlife Refuge.

H.R. 5683. An Act to preserve the Mt. Soledad Veterans Memorial in San Diego, California, by providing for the immediate acquisition of the memorial by the United States.

H.R. 5877. An Act to amend the Iran and Libya Sanctions Act of 1996 to extend the authorities provided in such Act until September 29, 2006.

¶78.10 SENATE ENROLLED BILLS SIGNED

The SPEAKER pro tempore, Mr. TOM DAVIS of Virginia, announced his signature to enrolled bills of the Senate of the following titles:

S. 250. An Act to amend the Carl D. Perkins Vocational and Technical Education Act of 1998 to improve the Act.

S. 3693. An Act to make technical corrections to the Violence Against Women and Department of Justice Reauthorization Act of 2005.

S. 3741. An Act to provide funding authority to facilitate the evacuation of persons from Lebanon, and for other purposes.

And then,

¶78.11 ADJOURNMENT

On motion of the SPEAKER pro tempore, Mr. Tom DAVIS of Virginia, by unanimous consent and pursuant to the previous order of the House, at 11 o'clock and 8 minutes a.m., declared the House stands adjourned until 4 p.m. on Friday, August 4, 2006, unless it sooner has received a message from the Senate transmitting its adoption of House Concurrent Resolution 467, in which case the House shall stand adjourned pursuant to that concurrent resolution.

¶78.12 PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XII, public bills and resolutions were introduced and severally referred, as follows:

By Mr. KING of New York:

H.R. 6027. A bill to amend the Internal Revenue Code of 1986 to provide recruitment and retention incentives for volunteer emergency service workers; to the Committee on Ways and Means, and in addition to the Committee on Education and the Workforce, for

a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. TOM DAVIS of Virginia:

H. Con. Res. 467. Concurrent resolution providing for an adjournment or recess of the two Houses; considered and agreed to.

¶78.13 MEMORIALS

Under clause 3 of rule XII,

434. The SPEAKER presented a memorial of the Legislature of the State of Louisiana, relative to Senate Concurrent Resolution No. 65 memorializing the Congress of the United States to approve an amendment to the Constitution of the United States that would define marriage as the union between one man and one woman; to the Committee on the Judiciary.

¶78.14 ADDITIONAL SPONSORS

Under clause 7 of rule XII, sponsors were added to public bills and resolutions as follows:

H.R. 1376: Mr. BROWN of Ohio.
H.R. 1558: Mr. SMITH of Washington.
H.R. 3352: Mr. SMITH of New Jersey.
H.R. 4452: Mr. WATT.
H.R. 5139: Mr. REYES.
H.R. 5444: Mr. BARROW.
H.R. 5878: Ms. JACKSON-LEE of Texas.
H.R. 5902: Mrs. CAPPS.
H.R. 5918: Ms. MCCOLLUM of Minnesota.
H. Res. 903: Mr. GREEN of Wisconsin and Mr. PEARCE.
H. Res. 945: Mr. GRIJALVA.
H. Res. 977: Mr. POMEROY, Mr. BACA, and Ms. CORRINE BROWN of Florida.

WEDNESDAY, SEPTEMBER 6, 2006 (79)

¶79.1 APPOINTMENT OF SPEAKER PRO TEMPORE

The House was called to order by the SPEAKER pro tempore, Mr. BISHOP of Utah, who laid before the House the following communication:

WASHINGTON, DC,
September 6, 2006.

I hereby appoint the Honorable ROB BISHOP to act as Speaker pro tempore on this day.

J. DENNIS HASTERT,
Speaker of the House of Representatives.

¶79.2 APPROVAL OF THE JOURNAL

The SPEAKER pro tempore, Mr. BISHOP of Utah, announced he had examined and approved the Journal of the proceedings of Wednesday, August 2, 2006.

Pursuant to clause 1, rule I, the Journal was approved.

¶79.3 COMMUNICATIONS

Executive and other communications, pursuant to clause 8, rule XII, were referred as follows:

9085. A letter from the Director, Office of Energy Policy and New Uses, Department of Agriculture, transmitting the Department's final rule — Office of Energy Policy and New Uses; Designation of Biobased Items for Federal Procurement (RIN: 0503-AA26) received August 24, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

9086. A letter from the Chairman and CEO, Farm Credit Administration, transmitting the Administration's final rule — Organization; Termination of System Institution Status (RIN: 3052-AC29) received August 14, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

9087. A letter from the Assistant Administrator, Bureau for Legislative and Public Affairs, United States Agency for International Development, transmitting the Agency's report as required by Pub. L. 109-113; to the Committee on Appropriations.

9088. A letter from the Director, International Cooperation, Department of Defense, transmitting Pursuant to Section 27(f) of the Arms Export Control Act and Section 1(f) of Executive Order 11958, Transmittal No. 19-06 informing of an intent to sign the Joint U.S./U.K. Studies on Ballistic Missile Defense Lethality Project Arrangement between the United States and the United Kingdom, pursuant to 22 U.S.C. 2767(f); to the Committee on Armed Services.

9089. A letter from the Under Secretary for Acquisition, Technology and Logistics, Department of Defense, transmitting the National Defense Stockpile Annual Materials Plan (AMP) for fiscal year 2007, pursuant to 50 U.S.C. 98h-5; to the Committee on Armed Services.

9090. A letter from the Under Secretary for Acquisition, Technology and Logistics, Department of Defense, transmitting the Department's report on the feasibility and desirability of capital budgeting for major defense acquisition programs, pursuant to Section 1004 of the National Defense Authorization Act for Fiscal Year 2006; to the Committee on Armed Services.

9091. A letter from the Under Secretary for Personnel and Readiness, Department of Defense, transmitting the Department's report on the implementation plan for accession of persons with specialized skills, pursuant to Public Law 108-375; to the Committee on Armed Services.

9092. A letter from the Under Secretary for Acquisitions, Technology and Logistics, Department of Defense, transmitting the Department's report on the amount of purchases from foreign entities in fiscal year 2005, pursuant to Public Law 108-287, section 8032(b); to the Committee on Armed Services.

9093. A letter from the Secretary, Department of Energy, transmitting a report concerning plutonium storage at the Savannah River Site, located near Aiken, South Carolina, pursuant to Public Law 107-314, section 3183; to the Committee on Armed Services.

9094. A letter from the General Counsel, FEMA, Department of Homeland Security, transmitting the Department's final rule — National Flood Insurance Program (NFIP); Appeal of Decisions Relating to Flood Insurance Claims [FEMA-2005-0057] (RIN: 1660-AA41) received August 14, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Financial Services.

9095. A letter from the Acting Chairman and President, Export-Import Bank, transmitting a report on transactions involving U.S. exports to Mexico pursuant to Section 2(b)(3) of the Export-Import Bank Act of 1945, as amended; to the Committee on Financial Services.

9096. A letter from the Secretary and Chairman, Federal Trade Commission and Board of Governors of the Federal Reserve System, transmitting a copy of the Commission's and the Board's Report to Congress Under Sections 313(b) of the Fair and Accurate Credit Transactions Act of 2003; to the Committee on Financial Services.

9097. A letter from the Secretary, Securities and Exchange Commission, transmitting the Commission's final rule — Amendments to the Informal and Other Procedures; Public Company Accounting Oversight Board Budget Approval Process [Release Nos. 33-8724; 34-54168] received August 19, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Financial Services.

9098. A letter from the Assistant Secretary, Division of Corporation Finance, Securities and Exchange Commission, transmitting the Commission's final rule — Executive Compensation and Related Person Disclosure [Release Nos. 33-8732; 34-54302; IC-27444; File No. S7-03-06] (RIN: 3235-AI80) received August 14, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Financial Services.

9099. A letter from the Secretary, Department of Education, transmitting the Department's final rule — Assistance to States for the Education of Children with Disabilities and Preschool Grants for Children with Disabilities (RIN: 1820-AB57) received August 9, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Education and the Workforce.

9100. A letter from the Assistant General Counsel for Regulations, Office of General Counsel, Department of Education, transmitting the Department's ''Major'' final rule — Assistance to States for the Education of Children with Disabilities and Preschool Grants for Children with Disabilities (RIN: 1820-AB57) received August 16, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Education and the Workforce.

9101. A letter from the Assistant General Counsel, Division of Regulatory Services, Department of Education, transmitting the Department's final rule — Federal Student Aid Programs (RIN: 1840-AC87) received August 24, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Education and the Workforce.

9102. A letter from the Secretary, Department of Education, transmitting the Department's follow-up report on the September 2005 report entitled, ''The Mission Continues, Annual Report to the President on the Results of Participation of Historically Black Colleges and Universities in Federal Programs 2002-03''; to the Committee on Education and the Workforce.

9103. A letter from the Acting Director, OSHA Standards and Guidance, Department of Labor, transmitting the Department's final rule — Assigned Protection Factors [Docket No. H049C] (RIN: 1218-AA05) received August 24, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Education and the Workforce.

9104. A letter from the Assistant Secretary, EBSA, Department of Labor, transmitting the Department's final rule — Mental Health Parity (RIN: 1210-AA62) received August 28, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Education and the Workforce.

9105. A letter from the Chair, Board of Directors, Corporation for Public Broadcasting, transmitting the semiannual report of the Office of the Inspector General for the period ending March 31, 2006, pursuant to 5 U.S.C. app. (Insp. Gen. Act) section 5(b); to the Committee on Energy and Commerce.

9106. A letter from the Assistant Secretary for Energy Efficiency and Renewable Energy, Department of Energy, transmitting the Department's first semi-annual Implementation Report on Energy Conservation Standards Activities, pursuant to Section 141 of the Energy Policy Act of 2005; to the Committee on Energy and Commerce.

9107. A letter from the Secretary, Department of Energy, transmitting the Department's report entitled, ''Used Oil Re-refining Study to Address Energy Policy Act section 1838''; to the Committee on Energy and Commerce.

9108. A letter from the Secretary, Department of Energy, transmitting the Department's report entitled, ''Benefits of Using Mobile Transformers and Mobile Substations for Rapidly Restoring Electric Service,'' pursuant to Section 1816 of the Energy Policy Act of 2005; to the Committee on Energy and Commerce.

9109. A letter from the Secretary, Department of Energy, transmitting the Department's report on the National Electric

Transmission Congestion Study, pursuant to Section 1221 of the Energy Policy Act of 2005; to the Committee on Energy and Commerce.

9110. A letter from the Secretary, Department of Energy, transmitting the Department's report outlining the status of Exxon and Stripper Well Oil Overcharge Funds as of September 30, 2005, satisfying the request set forth in the Conference Report accompanying the Department of Interior and Related Agencies Appropriations Act of 1988, Pub. L. 100-202; to the Committee on Energy and Commerce.

9111. A letter from the Attorney, Office of Assistant General Counsel for Legislation and Regulatory Law, Department of Energy, transmitting the Department's final rule — Standby Support for Certain Nuclear Plant Delays (RIN: 1901-AB17) received August 16, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

9112. A letter from the Secretary, Department of Health and Human Services, transmitting the third annual financial report to Congress required by the Medical Device User Fee and Modernization Act of 2002 (MDUFMA), covering FY 2005; to the Committee on Energy and Commerce.

9113. A letter from the Deputy Chief, Pricing Policy Division, Wireless Competition Bureau, Federal Communication Commission, transmitting the Commission's final rule — Regulation of Prepaid Calling Card Services [WC Docket No. 05-68] received August 2, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

9114. A letter from the Legal Advisor to the Bureau Chief, Media Bureau, Federal Communications Commission, transmitting the Commission's final rule — Amendment of Section 73.202(b) Table of Allotments, FM Broadcast Stations. (Savanna, Oklahoma) [MB Docket No. 05-297; RM-11290] received August 14, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

9115. A letter from the Associate Managing Director, PERM, Federal Communications Commission, transmitting the Commission's final rule — Assessment and Collection of Regulatory Fees for Fiscal Year 2006 [MD Docket No. 06-68] received August 2, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

9116. A letter from the Associate Bureau Chief, Media Bureau, Federal Communications Commission, transmitting the Commission's final rule — Amendment of Section 73.202(b), Table of Allotments, FM Broadcast Stations. (Altamont and Odin, Illinois) [MB Docket No. 05-86; RM-11165; RM-11297] received August 2, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

9117. A letter from the Legal Advisor to the Chief, Media Bureau, Federal Communications Commission, transmitting the Commission's final rule — Amendment of Section 73.202(b), Table of Allotments, FM Broadcast Stations. (Americus and Emporia, Kansas) [MB Docket No. 05-139; RM-11218] received August 2, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

9118. A letter from the Legal Advisor to the Chief, Media Bureau, Federal Communications Commission, transmitting the Commission's final rule — Improving Pub. Sfty. Comms. in the 800 MHz Band [WT Dckt 02-55]; Consolidating the 800 & 900 MHz Ind./Land Trans. & Bus. Pool Chs.; Amdt. of Pt. 2 of the Commission's Rules to Allocate Spect. Below 3 GHz for Mobile & Fixed Serv. to Supp. the Intro. of New Adv. Wireless Servs., Inc. 3rd Gen. Wireless Systs. [ET Dckt No 00-258] Pet. for Rule Making of the Wireless Info. Networks Forum Concerning the Unlicensed Pers. Comms. Serv. [RM-9498]; Pet. for Rule Making of UT Starcom, Inc. Concerning the Unlicensed Pers. Conns. Serv. [RM-10024]; Amdt. of Sec. 2.106, Commission's Rls. to Allocate Spec. at 2 GHz for Use by the Mobile to the Committee on Energy and Commerce.

9119. A letter from the Legal Advisor to the Chief, Media Bureau, Federal Communications Commission, transmitting the Commission's final rule — Amendment of Section 73.202(b) Table of Allotments, FM Broadcast Stations. (Austwell, Refugio, and Victoria, Texas) [MB Docket No. 05-154; RM-11224; RM-11250] received August 2, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

9120. A letter from the Legal Advisor to the Chief, Media Bureau, Federal Communications Commission, transmitting the Commission's final rule — Amendment of Section 73.202(b); Table of Allotments, FM Broadcast Stations. (Aspen and Leadville, Colorado) [MB Docket No. 05-184] received August 2, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

9121. A letter from the Legal Advisor to the Chief, Media Bureau, Federal Communications Commission, transmitting the Commission's final rule — Amendment of Section 73.202(b), FM Table of Allotments, FM Broadcast Stations. (Lometa and Richland Springs, Texas) [MB Docket No. 05-305; RM-11137; RM-11248]; Reclassification of License of Station KELI(FM), San Angelo, Texas, and Station KAMX(FM), Luling, Texas. received August 6, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

9122. A letter from the Acting Chief, Telecom. Access Policy Div., Federal Communications Commission, transmitting the Comm's final rule — Univ. Serv. Contrib. Meth.[WC Dkt 06-122]; Fed-State Jnt. Brd. on Univ. Serv.[CC Dkt 96-45]; 1998 Bien. Reg. Rev. — Strmlne. Contrib. Rprt. Reqs. Assoc. w/Admin. of Telecomms. Relay Serv., N. Amer. Num. Plan, Loc. Num. Port., and Univ. Serv. Supp. Mechs.[CC Dkt 98-171]; Telecomms. Servs. for Indivs. w/Hearing & Speech Disab., & the Amers. with Disab. Act of 1990[CC Dkt 90-571]; Admin. of the N. Amer. Num. Plan & N. Amer. Num. Plan Cost Rec. Contrib. Fact. & Fund Size[CC Dkt 92-237; NSD File No L-00-72]; Num. Res. Opt.[CC Dkt 99-200]; Tele. Num. Port. [CC Dkt 95-116]; Truth in Billing [CC Dkt 98-170]; IP-Enabled to the Committee on Energy and Commerce.

9123. A letter from the General Counsel, Federal Energy Regulatory Commission, transmitting the Commission's final rule — Long-Term Firm Transmission Rights in Organized Electricity Markets [Docket No. RM06-8-000; Order No. 681) received July 24, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

9124. A letter from the Secretary, Federal Trade Commisison, transmitting the Commission's annual report of the operation of the National Do Not Call Registry for Fiscal Year 2005, from October 1, 2004 through September 30, 2005; to the Committee on Energy and Commerce.

9125. A letter from the Chairman, Nuclear Regulatory Commission, transmitting the Commission's report on the efforts of the Radiation Source Protection and Security Task Force, in accordance with Section 651(d) of the Energy Policy Act of 2005; to the Committee on Energy and Commerce.

9126. A letter from the Chairman, Nuclear Waste Technical Review Board, transmitting the first report of 2006, as required by the Nuclear Waste Policy Amendments Act of 1987, Public Law 100-203, pursuant to 42 U.S.C. 10268; to the Committee on Energy and Commerce.

9127. A letter from the Secretary, Department of the Treasury, transmitting a six month periodic report on the national emergency with respect to Cote d'Ivoire that was declared in Executive Order 13396 of February 7, 2006, pursuant to 50 U.S.C. 1641(c) 50 U.S.C. 1703(c); to the Committee on International Relations.

9128. A letter from the Assistant Legal Adviser for Treaty Affairs, Department of State, transmitting copies of international agreements, other than treaties, entered into by the United States, pursuant to 1 U.S.C. 112b; to the Committee on International Relations.

9129. A letter from the Deputy Director, Defense Security Cooperation Agency, transmitting pursuant to Section 62(a) of the Arms Export Control Act (AECA), notification concerning the Department of the Army's proposed lease of defense articles to the Government of United Kingdom (Transmittal No. 06-07); to the Committee on International Relations.

9130. A letter from the Director, Defense Security Cooperation Agency, transmitting the Department's notification of Presidential Determination No. 2006-20, pursuant to section 36(b) of the Arms Export Control Act; to the Committee on International Relations.

9131. A letter from the Assistant Secretary for International Security Policy, Department of Defense, transmitting the Department's notification of the intention to obligate up to $44.5 million in FY 2006 funds for the Cooperative Threat Reduction Program, pursuant to Public Law 104-106, section 1205; to the Committee on International Relations.

9132. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting the Fifty-Fourth report on the extent and disposition of United States contributions to international organizations for fiscal year 2005, pursuant to Public Law 107-228, section 405(b); to the Committee on International Relations.

9133. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting the quarterly report of obligations and outlays of FY 2004, FY 2005 and FY 2006 funds under the Emergency Plan for AIDS Relief through December 31, 2005 pursuant to Division D, Pub. L. 108-199; to the Committee on International Relations.

9134. A letter from the Secretary, Department of State, transmitting the Department's report consistent with the United States Policy in Iraq Act, section 1227 of the National Defense Authorization Act for Fiscal Year 2006, Pub. L. 109-163; to the Committee on International Relations.

9135. A communication from the President of the United States, transmitting a notice of continuation of national emergency beyond August 17, 2006 declared by Executive Order 13222 of August 17, 2001, to deal with the threat to the national security, foreign policy, and economy of the United States caused by the lapse of the Export Administration Act of 1979, pursuant to 50 U.S.C. 1622(d); (H. Doc. No. 109—130); to the Committee on International Relations and ordered to be printed.

9136. A letter from the White House Liaison and Executive Director, White House Commission on the National Monument of Remembrance, transmitting the Fourth Annual Report of the White House Commission on the National Moment of Remembrance for fiscal year 2005, pursuant to 36 U.S.C.116 note Public Law 106-579, section 6 (b)(1); to the Committee on Government Reform.

9137. A letter from the Chairman, Council of the District of Columbia, transmitting a copy of D.C. ACT 16-474, ''Emerging Technology Opportunity Development Task Force Act of 2006,'' pursuant to D.C. Code section 1-233(c)(1); to the Committee on Government Reform.

9138. A letter from the Chairman, Council of the District of Columbia, transmitting a

copy of D.C. ACT 16-473, ''Targeted Historic Preservation Assistance Amendment Act of 2006,'' pursuant to D.C. Code section 1-233(c)(1); to the Committee on Government Reform.

9139. A letter from the Chairman, Council of the District of Columbia, transmitting a copy of D.C. ACT 16-475, ''Technical Amendment Act of 2006,'' pursuant to D.C. Code section 1-233(c)(1); to the Committee on Government Reform.

9140. A letter from the Chairman, Council of the District of Columbia, transmitting a copy of D.C. ACT 16-476, ''Fiscal Year 2007 Budget Support Act of 2006,'' pursuant to D.C. Code section 1-233(c)(1); to the Committee on Government Reform.

9141. A letter from the White House Liaison, Department of Commerce, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Government Reform.

9142. A letter from the White House Liaison, Department of Commerce, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Government Reform.

9143. A letter from the White House Liaison, Department of Education, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Government Reform.

9144. A letter from the White House Liaison, Department of Education, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Government Reform.

9145. A letter from the White House Liaison, Department of Education, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Government Reform.

9146. A letter from the White House Liaison, Department of Education, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Government Reform.

9147. A letter from the White House Liaison, Department of Education, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Government Reform.

9148. A letter from the Assistant Secretary for Administration and Management, Department of Labor, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Government Reform.

9149. A letter from the Assistant Secretary for Administration and Management, Department of Labor, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Government Reform.

9150. A letter from the Attorney Advisor, Department of Transportation, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Government Reform.

9151. A letter from the Attorney Advisor, Department of Transportation, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Government Reform.

9152. A letter from the Attorney Advisor, Department of Transportation, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Government Reform.

9153. A letter from the Attorney Advisor, Department of Transportation, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Government Reform.

9154. A letter from the Special Assistant to the Secretary, White House Liaison, Department of Veterans Affairs, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Government Reform.

9155. A letter from the President, Federal Financing Bank, transmitting the Annual Management Report of the Federal Financing Bank for fiscal years 2004 and 2005, pursuant to 31 U.S.C. 9106; to the Committee on Government Reform.

9156. A letter from the President and Chief Executive Officer, Federal Home Loan Bank of Topeka, transmitting the 2005 Statements on System of Internal Controls of the Federal Home Loan Bank of Topeka, pursuant to 31 U.S.C. 9106; to the Committee on Government Reform.

9157. A letter from the Executive Director, Interstate Commission on the Potomac River Basin, transmitting the audited Sixty-Fifth Financial Statement for the period October 1, 2004 to September 30, 2005, pursuant to 31 U.S.C. 3512(c)(3); to the Committee on Government Reform.

9158. A letter from the Acting Senior Procurement Executive, (OCAO), GSA, National Aeronautics and Space Administration, transmitting the Administration's final rule — Federal Acquisition Regulation; Federal Acquisition Circular 2005-12; Introduction [Docket FAR-2006-0023] received August 15, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Government Reform.

9159. A letter from the Director, Office of National Drug Control Policy, transmitting a report on the ''Fiscal Year 2005 Accounting of Drug Control Funds,'' pursuant to Public Law 105-277, section 705(d)(Div. C-Title VII); to the Committee on Government Reform.

9160. A letter from the Director, Office of Personnel Management, transmitting the semiannual report of the Inspector General and the Management Response for the period of October 1, 2005 to March 31, 2006, pursuant to 5 U.S.C. app. (Insp. Gen. Act) section 5(b); to the Committee on Government Reform.

9161. A letter from the Director, Office of Personnel Management, transmitting the Office's final rule — Absence and Leave (RIN: 3206-AK61) received August 24, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Government Reform.

9162. A letter from the Secretary, Postal Rate Commission, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Government Reform.

9163. A letter from the Board Members, Railroad Retirement Board, transmitting the Board's 2006 report for the fiscal year ended September 30, 2005, pursuant to the provisions of section 7(b)(6) of the Railroad Retirement Act and section 12(l) of the Railroad Unemployment Insurance Act; to the Committee on Government Reform.

9164. A letter from the Executive Secretary/Chief of Staff, U.S. Agency for International Development, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Government Reform.

9165. A letter from the Director, Minerals Management Service, Department of the Interior, transmitting the Department's report entitled, ''Bringing Gas Hydrates — A Potential New Source of Natural Gas — to Market,'' pursuant to Section 353(e) of the Energy Policy Act of 2005; to the Committee on Resources.

9166. A letter from the Acting Director, Office of Surface Mining, Department of the Interior, transmitting the Department's final rule — Wyoming Regulatory Program [WY-034-FOR] received August 24, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Resources.

9167. A letter from the Acting Director, Office of Surface Mining, Department of the Interior, transmitting the Department's final rule — West Virginia Regulatory Program [WV-109-FOR] received August 24, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Resources.

9168. A letter from the Acting Assistant Secretary for Fish and Wildlife and Parks, Department of the Interior, transmitting the Department's final rule — Migratory Bird Hunting and Permits; Regulations for Managing Resident Canada Goose Populations (RIN: 1018-AI32) received August 14, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Resources.

9169. A letter from the Staff Director, Commission on Civil Rights, transmitting notification that the Commission recently appointed members to the North Carolina advisory committee; to the Committee on the Judiciary.

9170. A letter from the Staff Director, Commission on Civil Rights, transmitting notification that the Commission recently appointed members to the Connecticut advisory committee; to the Committee on the Judiciary.

9171. A letter from the Under Secretary and Director, Patent and Trademark Office, Department of Commerce, transmitting the Department's final rule — Clarification of Filing Date Requirements for Ex Parte and Inter Partes Reexamination Proceedings [Docket No.: PTO-P-2006-0007] (RIN: 0651-AC02) received August 9, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on the Judiciary.

9172. A letter from the Secretary, Department of Health and Human Services, transmitting the Department's determination on a petition on behalf of a class of workers from the Y-12 Plant in Oakridge, Tennessee to be added to the Special Exposure Cohort (SEC), pursuant to the Energy Employees Occupational Illness Compensation Program Act of 2000 (EEOICPA); to the Committee on the Judiciary.

9173. A letter from the Secretary, Department of Health and Human Services, transmitting the Department's determination on a petition on behalf of a class of workers from the Ames Laboratory in Iowa to be added to the Special Exposure Cohort (SEC), pursuant to the Energy Employees Occupational Illness Compensation Program Act of 2000 (EEOICPA); to the Committee on the Judiciary.

9174. A letter from the Deputy Assistant Administrator, Office of Diversion Control, Drug Enforcement Administration, Department of Justice, transmitting the Department's final rule — Controlled Substances and List I Chemical Registration and Reregistration Application Fees [Docket No. DEA-266F] (RIN: 1117-AA96) received August 25, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on the Judiciary.

9175. A letter from the Secretary, Judicial Conference of the United States, transmitting the Executive Committee's status report on Judicial Conference action on judicial ethics and accountability; to the Committee on the Judiciary.

9176. A letter from the General Counsel, National Tropical Botanical Garden, transmitting the annual audit report of the National Tropical Botanical Garden for the period from January 1, 2005 through December 31, 2005, pursuant to 36 U.S.C. 1535 Public Law 88-449, section 10(b); to the Committee on the Judiciary.

9177. A letter from the Secretary, Department of Transportation, transmitting the Department's report on the recommendations of the Intelligent Transportation Systems (ITS) Program Advisory Committee, pursuant to 23 U.S.C. 512 note Public Law 109-59, section 5305(h)(4); to the Committee on Transportation and Infrastructure.

9178. A letter from the Acting Secretary, Department of Transportation, transmitting the Department's report on the Transportation Infrastructure Finance and Innovation Act of 1998 (TIFIA); to the Committee on Transportation and Infrastructure.

9179. A letter from the Secretary, Department of Energy, transmitting the Department's report entitled, ''Technical Milestones for 2020 Goals and Project Status for the Clean Coal Power Initiative,'' pursuant to Section 403 of the Energy Policy Act; to the Committee on Science.

9180. A letter from the Secretary, Department of Energy, transmitting the Department's research development and demonstration program to ensure the reliability, efficiency, and environmental integrity of the electric transmission and distribution system, in accordance with Section 925 of the Energy Policy Act; to the Committee on Science.

9181. A letter from the Secretary, Department of Energy, transmitting the Department's report entitled, ''Hydrogen Program Goal-Setting Methodologies Report to Congress,'' pursuant to section 1819 of the Energy Policy Act of 2005; to the Committee on Science.

9182. A letter from the Chief, Trade and Commercial Regulations Branch, Department of Homeland Security, transmitting the Department's final rule — Implementation of the Andean Trade Promotion and Drug Eradication Act [CBP Dec. 0621] (RIN: 1505-AB37) received August 3, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

9183. A letter from the Chief, Publications and Regulations Branch, Internal Revenue Service, transmitting the Service's final rule — Stock Transfer Rules; Carryover of Earnings and Taxes [TD 9273] (RIN: 1545-AX65) received August 9, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

9184. A letter from the Chief, Publications and Regulations Branch, Internal Revenue Service, transmitting the Service's final rule — Flat Rate Supplemental Wage Withholding [TD 9276] (RIN: 1545-BD96) received August 9, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

9185. A letter from the Regulations Director, Social Security Administration, transmitting the Administration's final rule — Changes to the Income and Resources Provisions for Supplemental Security Income (SSI) Based on Sections 430, 435, and 436 of the Social Security Protection Act (SSPA) of 2004 (RIN: 0960-AG13) received August 16, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

9186. A letter from the Secretary, Department of Energy, transmitting the Department's report on Alternatives to Industrial Radioactive Sources, pursuant to Section 957 of the Energy Policy Act of 2005; jointly to the Committees on Energy and Commerce and Science.

9187. A letter from the Secretary, Department of Health and Human Services, transmitting the Department's final report and strategic and implementing plan required under Section 5006 of the Deficit Reduction Act of 2005; jointly to the Committees on Energy and Commerce and Ways and Means.

9188. A letter from the Secretary and Attorney General, Departments of Health and Human Services and Justice, transmitting the ninth Annual Report on the Health Care Fraud and Abuse Control (HCFAC) Program for Fiscal Year 2005, pursuant to 42 U.S.C. 1395i; jointly to the Committees on Energy and Commerce and Ways and Means.

9189. A letter from the Director, Defense Security Cooperation Agency, transmitting pursuant to Section 634A of the Foreign Assistance Act of 1961, as amended,and Division D, Title V, Section 515 of the Consolidated Appropriations Act, 2005, as enacted in Pub. L. 109-102, notification that implementation of the FY 2006 International Military Education and Training (IMET) program, as approved by the Department of State, requires revisions to the levels justified in the FY 2006 Congressional Budget Justification for Foreign Operations for the enclosed list of countries; jointly to the Committees on International Relations and Appropriations.

¶79.4 COMMUNICATION FROM THE CLERK—MESSAGE FROM THE SENATE

The SPEAKER pro tempore, Mr. BISHOP of Utah, laid before the House a communication, which was read as follows:

OFFICE OF THE CLERK,
HOUSE OF REPRESENTATIVES,
Washington, DC, August 4, 2006.

Hon. J. DENNIS HASTERT,
The Speaker, House of Representatives, Washington, DC.

DEAR MR. SPEAKER: Pursuant to the permission granted in Clause 2(h) of Rule II of the Rules of the U.S. House of Representatives, the Clerk received the following message from the Secretary of the Senate on August 4, 2006, at 10 a.m.:

That the Senate passed S. 843.

That the Senate passed without amendment H.R. 4.

That the Senate passed with an amendment H.R. 3858.

That the Senate passed S. 1899.

That the Senate passed S. 3836.

That the Senate passed S. 2068.

That the Senate passed S. 2694.

That the Senate passed S. 3534.

That the Senate agreed to H. Con. Res. 467.

With best wishes, I am,

Sincerely,

KAREN L. HAAS,
Clerk of the House.

¶79.5 MESSAGE FROM THE PRESIDENT

A message in writing from the President of the United States was communicated to the House by Mr. Sherman Williams, one of his secretaries.

¶79.6 MESSAGE FROM THE SENATE

A message from the Senate by Ms. Curtis, one of its clerks, announced that the Senate has passed a bill of the following title in which the concurrence of the House is requested:

S. 466. An Act to deauthorize a certain portion of the project for navigation, Rockland Harbor, Maine.

¶79.7 COMMUNICATION FROM THE CLERK—MESSAGE FROM THE SENATE

The SPEAKER pro tempore, Mr. BISHOP of Utah, laid before the House a communication, which was read as follows:

OFFICE OF THE CLERK,
HOUSE OF REPRESENTATIVES,
Washington, DC, August 3, 2006.

Hon. J. DENNIS HASTERT,
The Speaker, House of Representatives, Washington, DC.

DEAR MR. SPEAKER: Pursuant to the permission granted in Clause 2(h) of Rule II of the Rules of the U.S. House of Representatives, the Clerk received the following message from the Secretary of the Senate on August 3, 2006, at 9:45 a.m.:

That the Senate passed S. 2555.

That the Senate passed S. 3613.

That the Senate passed without amendment H. Con. Res. 399.

That the Senate passed without amendment H.R. 4646.

That the Senate passed without amendment H.R. 4811.

That the Senate passed without amendment H.R. 4962.

That the Senate passed without amendment H.R. 5104.

That the Senate passed without amendment H.R. 5107.

That the Senate passed without amendment H.R. 5169.

That the Senate passed without amendment H.R. 5540.

With best wishes, I am,

Sincerely,

KAREN L. HAAS,
Clerk of the House.

¶79.8 COMMUNICATION FROM THE CLERK—MESSAGE FROM THE SENATE

The SPEAKER pro tempore, Mr. BISHOP of Utah, laid before the House a communication, which was read as follows:

OFFICE OF THE CLERK,
HOUSE OF REPRESENTATIVES,
Washington, DC, August 4, 2006.

Hon. J. DENNIS HASTERT,
The Speaker, House of Representatives, Washington, DC.

DEAR MR. SPEAKER: Pursuant to the permission granted in Clause 2(h) of Rule II of the Rules of the U.S. House of Representatives, the Clerk received the following message from the Secretary of the Senate on August 4, 2006, at 11:45 a.m.:

That the Senate passed with an amendment H.R. 3508.

With best wishes, I am,

Sincerely,

KAREN L. HAAS,
Clerk of the House.

¶79.9 ENROLLED BILLS SIGNED

The SPEAKER pro tempore, Mr. BISHOP of Utah, announced that pursuant to clause 4, rule I, the Speaker pro tempore, Mr. Tom DAVIS of Virginia, signed the following enrolled bills on Wednesday, August 9, 2006:

H.R. 4. An Act to provide economic security for all Americans, and for other purposes.

H.R. 4646. An Act to designate the facility of the United States Postal Service located at 7320 Reseda Boulevard in Reseda, California, as the ''Coach John Wooden Post Office Building''.

H.R. 4811. An Act to designate the facility of the United States Postal Service located at 215 West Industrial Park Road in Harrison, Arkansas, as the ''John Paul Hammerschmidt Post Office Building''.

H.R. 4962. An Act to designate the facility of the United States Postal Service located at 100 Pitcher Street in Utica, New York, as the ''Captain George A. Wood Post Office Building''.

H.R. 5104. An Act to designate the facility of the United States Postal Service located at 1750 16th Street South in St. Petersburg, Florida, as the ''Morris W. Milton Post Office''.

H.R. 5107. An Act to designate the facility of the United States Postal Service located at 1400 West Jordan Street in Pensacola, Florida, as the ''Earl D. Hutto Post Office Building''.

H.R. 5169. An Act to designate the facility of the United States Postal Service located at 1310 Highway 64 NW. in Ramsey, Indiana, as the ''Wilfred Edward 'Cousin Willie' Sieg, Sr. Post Office''.

H.R. 5540. An Act to designate the facility of the United States Postal Service located at 217 Southeast 2nd Street in Dimmitt, Texas, as the ''Sergeant Jacob Dan Dones Post Office''.

¶79.10 AMERICAN FOLKLIFE CENTER IN THE LIBRARY OF CONGRESS

The SPEAKER pro tempore, Mr. BISHOP of Utah, announced that the Speaker, pursuant to 20 United States Code 2103(b), and the order of the House of December 18, 2005, on August 15, 2006, appointed the following individual from private life to the Board of Trustees of the American Folklife Center in the Library of Congress on the part of the House for a term of six years: Mr. C. Kurt Dewhurst, Michigan.

Ordered, That the Clerk notify the Senate of the foregoing appointment.

¶79.11 COMMUNICATION FROM THE MINORITY LEADER—APPOINTMENT—UNITED STATES ELECTION ASSISTANCE COMMISSION BOARD OF ADVISORS

The SPEAKER pro tempore, Mr. BISHOP of Utah, laid before the House the following communication, which was read as follows:

U.S. HOUSE OF REPRESENTATIVES,
AUGUST 17, 2006

Hon. J. DENNIS HASTERT,
Speaker of the House of Representatives, Washington, DC.

DEAR MR. SPEAKER: As the House Democratic Leader and pursuant to Section 214(a) of the Help America Vote Act of 2002 (42 U.S.C. 15344), I hereby appoint Ms. Barbara Arnwine of Washington, D.C. to the U.S. Election Assistance Commission Board of Advisors. The appointment is a two-year term.

If you have any questions regarding this appointment, please contact me or Jonathan Stivers in my office at 5-0100. Thank you.

Sincerely,

NANCY PELOSI,
House Democratic Leader.

Ordered, That the Clerk notify the Senate of the foregoing appointment.

¶79.12 COMMUNICATION REGARDING SUBPOENA

The SPEAKER pro tempore, Mr. BISHOP of Utah, laid before the House the following communication from Tara Clarke, District Representative, office of the Honorable Jerry Lewis of California:

CONGRESS OF THE UNITED STATES,
HOUSE OF REPRESENTATIVES
Washington, DC, July 24, 2006.

Hon. J. DENNIS HASTERT,
Speaker, House of Representatives, Washington, DC.

DEAR MR. SPEAKER: This is to notify you formally, pursuant to Rule VIII of the Rules of the House of Representatives, that I have been served with a criminal subpoena, issued by the San Bernardino Court of the State of California, for testimony.

After consultation with the Office of General Counsel, I have determined that compliance with the subpoena is consistent with the precedents and privileges of the House.

Sincerely,

TARA CLARKE,
District Representative.

¶79.13 COMMUNICATION REGARDING SUBPOENA

The SPEAKER pro tempore, Mr. BISHOP of Utah, laid before the House the following communication from Janet Scott, District Representative, office of the Honorable Jerry Lewis of California:

CONGRESS OF THE UNITED STATES,
HOUSE OF REPRESENTATIVES,
Washington, DC, July 24, 2006.

Hon. J. DENNIS HASTERT,
Speaker, House of Representatives, Washington, DC.

DEAR MR. SPEAKER: This is to notify you formally, pursuant to Rule VIII of the Rules of the House of Representatives, that I have been served with a criminal subpoena, issued by the San Bernardino Court of the State of California for testimony.

After consultation with the Office of General Counsel, I have determined that compliance with the subpoena is consistent with the precedents and privileges of the House.

Sincerely,

JANET SCOTT,
District Representative.

¶79.14 COMMUNICATION REGARDING SUBPOENA

The SPEAKER pro tempore, Mr. BISHOP of Utah, laid before the House the following communication from Mr. LATOURETTE:

CONGRESS OF THE UNITED STATES,
August 16, 2006.

Hon. J. DENNIS HASTERT,
Speaker, House of Representatives, Washington, DC.

DEAR MR. SPEAKER: This is to formally notify you, pursuant to Rule VIII of the Rules of the House of Representatives, that I have been served with a civil subpoena for documents issued by the Cuyahoga County, Ohio Court of Common Pleas.

After consulting with the Office of General Counsel, I will make the determinations required by Rule VIII of the Rules of the House.

Sincerely,

STEVEN C. LATOURETTE

¶79.15 ABRAHAM LINCOLN COMMEMORATIVE COIN

Mrs. BIGGERT moved to suspend the rules and pass the bill (H.R. 2808) to require the Secretary of the Treasury to mint coins in commemoration of the bicentennial of the birth of Abraham Lincoln; as amended.

The SPEAKER pro tempore, Mr. BISHOP of Utah, recognized Mrs. BIGGERT and Ms. BEAN, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and pass said bill, as amended?

The SPEAKER pro tempore, Mr. BISHOP of Utah, announced that two-thirds of the Members present had voted in the affirmative.

Mrs. BIGGERT demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mr. BISHOP of Utah, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed.

¶79.16 NATIONAL LIFE INSURANCE AWARENESS MONTH

Ms. FOXX moved to suspend the rules and agree to the following resolution (H. Res. 912):

Whereas life insurance is an essential part of a sound financial plan;

Whereas life insurance provides financial security for families by helping surviving members meet immediate and long-term financial obligations and objectives in the event of a premature death in their family;

Whereas approximately 68,000,000 United States citizens lack the adequate level of life insurance coverage needed to ensure a secure financial future for their loved ones;

Whereas life insurance products protect against the uncertainties of life by enabling individuals and families to manage the financial risks of premature death, disability, and long-term care;

Whereas individuals, families, and businesses can benefit from professional insurance and financial planning advice, including an assessment of their life insurance needs; and

Whereas numerous groups supporting life insurance have designated September of 2006 as National Life Insurance Awareness Month as a means to encourage consumers to (1) become more aware of their life insurance needs; (2) seek professional advice regarding life insurance; and (3) take the actions necessary to achieve financial security for their loved ones: Now, therefore, be it

Resolved, That the House of Representatives—

(1) supports the goals and ideals of National Life Insurance Awareness Month; and

(2) requests that the President issue a proclamation calling on the Federal Government, States, localities, schools, nonprofit organizations, businesses, and the citizens of the United States to observe the month with appropriate programs and activities.

The SPEAKER pro tempore, Mr. BISHOP of Utah, recognized Ms. FOXX and Mr. DAVIS of Illinois, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and agree to said resolution?

The SPEAKER pro tempore, Mr. BISHOP of Utah, announced that two-thirds of the Members present had voted in the affirmative.

Ms. FOXX demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mr. BISHOP of Utah, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed.

¶79.17 OUTSTANDING CONTRIBUTIONS OF PRESTON ROBERT TISCH

Ms. FOXX moved to suspend the rules and agree to the following resolution (H. Res. 605):

Whereas Preston Robert ''Bob'' Tisch was born on April 29th, 1926, in the Bensonhurst neighborhood of Brooklyn to a middle class family;

Whereas Bob Tisch attended Erasmus Hall High School in Brooklyn for 3 years and DeWitt Clinton High School in the Bronx for one year;

Whereas Bob Tisch earned a Bachelor of Arts degree in economics from the University of Michigan in 1948;

Whereas in 1948 Bob Tisch joined a family hotel business venture, the Laurel-in-the-Pines in Lakewood, New Jersey, establishing the foundation for his success;

Whereas from 1946 through 1959 Bob and Larry Tisch built a thriving hotel chain spanning New York, New Jersey, and Florida;

Whereas in 1959 Bob and Larry Tisch acquired a controlling interest in Loew's Theatres, consisting of 102 movie theatres and a New York radio station, WMGM;

Whereas the investment in Loew's Theatres formed the basis for the modern-day Loews Corporation, which was created in 1969;

Whereas Bob and Larry Tisch built Loews Corporation into one of the largest diversified financial corporations in the United States;

Whereas in 1986 Bob Tisch was appointed by the Board of Governors of the United States Postal Service as Postmaster General under the administration of President Ronald Reagan;

Whereas in 1991 Bob Tisch purchased a 50 percent share in the New York Giants Football Club;

Whereas Bob Tisch helped create the Meals-on-Wheels program and served as its president for over 10 years, frequently delivering meals himself;

Whereas Bob Tisch founded the Take the Field program, a program which during the 1990s raised over $100,000,000 in public and private funds to rebuild 43 athletic fields in New York City for the use of hundreds of thousands of public school students;

Whereas Bob Tisch gave countless millions of dollars to hospitals, charities, and universities in the spirit of improving the lives of Americans;

Whereas on November 15, 2005, Bob Tisch died of a brain tumor at the age of 79; and

Whereas the life of Bob Tisch serves as a model for self-made success and positive American philanthropy: Now, therefore, be it

Resolved, That the House of Representatives, on the occasion of the death of Preston Robert Tisch—

(1) expresses its deepest condolences to his wife of 57 years Joan and their 3 children; and

(2) recognizes the outstanding contributions Preston Robert Tisch made throughout his life to New York City, the New York Giants Football Club, the National Football League, and the United States.

The SPEAKER pro tempore, Mr. BISHOP of Utah, recognized Ms. FOXX and Mr. DAVIS of Illinois, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and agree to said resolution?

The SPEAKER pro tempore, Mr. BISHOP of Utah, announced that two-thirds of the Members present had voted in the affirmative.

Ms. FOXX demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mr. BISHOP of Utah, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed.

¶79.18 INTERNATIONAL SOLID WASTE IMPORTATION AND MANAGEMENT

Mr. GILLMOR moved to suspend the rules and pass the bill (H.R. 2491) to amend the Solid Waste Disposal Act to authorize States to restrict receipt of foreign municipal solid waste and implement the Agreement Concerning the Transboundary Movement of Hazardous Waste between the United States and Canada, and other purposes; as amended.

The SPEAKER pro tempore, Mr. BISHOP of Utah, recognized Mr. GILLMOR and Mr. DINGELL, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and pass said bill, as amended?

The SPEAKER pro tempore, Mr. BISHOP of Utah, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill, as amended, was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill, as amended, was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

¶79.19 YOUTHBUILD TRANSFER

Mr. CASTLE moved to suspend the rules and pass the bill of the Senate (S. 3534) a bill to amend the Workforce Investment Act of 1998 to provide for a YouthBuild program.

The SPEAKER pro tempore, Mr. BISHOP of Utah, recognized Mr. CASTLE and Mr. DAVIS of Illinois, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and pass said bill?

The SPEAKER pro tempore, Mr. BISHOP of Utah, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk notify the Senate thereof.

¶79.20 SPELMAN COLLEGE'S 125TH ANNIVERSARY

Mr. PRICE of Georgia moved to suspend the rules and agree to the following resolution (H. Res. 875); as amended:

Whereas Spelman College was established by Sophia B. Packard and Harriet E. Giles, school teachers and Baptist missionaries, in 1881 in Atlanta, Georgia, for the purpose of educating African American women and girls;

Whereas as a result of the benevolence of John D. Rockefeller, Sr. and Laura Spelman Rockefeller, the name of the institution was changed from ''Atlanta Baptist Female Seminary'' to ''Spelman Seminary'' in honor of the Spelman family;

Whereas the curriculum expanded to include high school and college classes, and Spelman Seminary conferred its first high school diplomas in 1887, and its first college degrees in 1901;

Whereas in 1924, Spelman Seminary officially became Spelman College and grew to become a leading undergraduate institution for African American women;

Whereas Spelman College was ranked among the top 75 Best Liberal Arts Colleges according to U.S. News & World Report, 2007 edition;

Whereas Spelman College is one of six institutions designated by the National Science Foundation and the National Aeronautics and Space Administration as a Model Institution for Excellence in undergraduate science and math education;

Whereas the administration of Spelman College has initiated a strategic plan for Spelman (''Spelman ALIVE'') that includes five goals: Academic excellence, Leadership development, Improving the infrastructure, Visibility of accomplishments of the campus community, and Exemplary customer service, all designed to create a vision for Spelman of ''Nothing Less than the Best''; and

Whereas Spelman College has prepared more than six generations of African American women to reach the highest levels of academic, community, and professional achievement: Now, therefore, be it

Resolved, That the House of Representatives—

(1) congratulates Spelman College on the occasion of its 125th anniversary; and

(2) commends the administration, faculty, staff, students, and alumnae of Spelman College for their outstanding achievements, and contributions to African American education, history, and culture.

The SPEAKER pro tempore, Mr. BISHOP of Utah, recognized Mr. PRICE of Georgia and Mr. DAVIS of Illinois, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and agree to said resolution, as amended?

The SPEAKER pro tempore, Mr. BISHOP of Utah, announced that two-thirds of the Members present had voted in the affirmative.

Mr. DAVIS of Illinois demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mr. BISHOP of Utah, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed.

¶79.21 CONDOLENCES FOR VICTIMS OF COMAIR FLIGHT 5191

Mr. MICA moved to suspend the rules and agree to the following resolution (H. Res. 980):

Whereas the people of Kentucky, including the citizens of the 6th Congressional District, have experienced a terrible tragedy with the loss of 49 lives in the crash of Comair Flight 5191 at Blue Grass Airport in Lexington, Kentucky, on August 27, 2006;

Whereas many of the victims of the crash were residents of Kentucky, particularly of the small, close-knit town of Lexington and other surrounding communities; and

Whereas Federal, State, and local officials have cooperated not only at the crash site but throughout Kentucky and the Nation to respond to the emergency, investigate the accident, and provide assistance to families devastated by the loss of loved ones: Now, therefore, be it

Resolved, That the House of Representatives—

(1) expresses condolences to the families, friends, and loved ones of the victims of the crash of Comair Flight 5191;

(2) honors the victims of the crash: Rebecca Adams, Christina Anderson, Lyle Anderson, Arnold Andrews, Anne Marie Bailey,

Bobbie Benton, Jesse Clark Benton, Carole Bizzack, George Brunacini, Brian Byrd, Jeffrey Clay, Homer Combs, Diane Combs, Fenton Dawson, Thomas Fahey, Mike Finley, Clarence Wayne ''C.W.'' Fortney II, Wade Bartley ''Bart'' Frederick, Hollie Gilbert, Erik Harris, Kelly Heyer, Jonathan Hooker, Scarlett Parsley Hooker, Priscilla Johnson, Tetsuya Kono, Nahoko Kono, Charles Lykins, Dan Mallory, Steve McElravy, Lynda McKee, Bobby Meaux, Leslie Morris II, Kaye Craig Morris, Cecile Moscoe, Judy Ann Rains, Michael Ryan, Mary Jane Silas, Pat Smith, Tim Snoddy, Marcie Thomason, Greg Threet, Randy Towles, Larry Turner, Victoria Washington, Jeff Williams, Paige Winters, Bryan Woodward, JoAnn Wright, and Betty Young;

(3) expresses sympathies to the people of Lexington, the entire Commonwealth of Kentucky, and the Nation who grieve for the victims;

(4) commends the heroic actions of the rescue workers at the crash site who retrieved copilot James M. Polehinke from the wreckage; and

(5) commends the Federal, State, and local officials and the volunteers who worked together to respond to the tragedy with courage, determination, and skill.

The SPEAKER pro tempore, Mr. BISHOP of Utah, recognized Mr. MICA and Mr. CHANDLER, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and agree to said resolution?

The SPEAKER pro tempore, Mr. BISHOP of Utah, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said resolution was agreed to.

A motion to reconsider the vote whereby the rules were suspended and said resolution was agreed to was, by unanimous consent, laid on the table.

¶79.22 RECESS—4:40 P.M.

The SPEAKER pro tempore, Mr. BISHOP of Utah, pursuant to clause 12(a) of rule I, declared the House in recess at 4 o'clock and 40 minutes p.m., until approximately 6:30 p.m.

¶79.23 AFTER RECESS—6:30 P.M.

The SPEAKER pro tempore, Mr. BONNER, called the House to order.

¶79.24 PROCEEDINGS VACATED—H. RES. 912

On motion of Mr. LEWIS of Kentucky, by unanimous consent, requested that the proceedings ordering the yeas and nays on the motion to suspend the rules and agree to the resolution (H. Res. 912) supporting the goals and ideals of National Life Insurance Awareness Month, be vacated, to the end that the Chair put the question on the motion de novo.

Accordingly,

The question being put, viva voce,

Will the House suspend the rules and agree to said resolution?

The SPEAKER pro tempore, Mr. BONNER, announced that two-thirds of those present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said resolution was agreed to.

A motion to reconsider the vote whereby the rules were suspended and said resolution was agreed to.

¶79.25 H.R. 2808—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mr. BONNER, pursuant to clause 8, rule XX, announced the unfinished business to be the motion to suspend the rules and pass the bill (H.R. 2808) to require the Secretary of the Treasury to mint coins in commemoration of the bicentennial of the birth of Abraham Lincoln; as amended.

The question being put,

Will the House suspend the rules and pass said bill, as amended?

The vote was taken by electronic device.

It was decided in the affirmative ..... { Yeas ..... 401 / Nays 0

¶79.26 [Roll No. 427]

YEAS—401

Abercrombie
Ackerman
Aderholt
Akin
Alexander
Allen
Andrews
Baca
Bachus
Baird
Baker
Baldwin
Barrett (SC)
Barrow
Bartlett (MD)
Barton (TX)
Bass
Bean
Becerra
Berkley
Berman
Berry
Biggert
Bilbray
Bishop (GA)
Bishop (NY)
Bishop (UT)
Blackburn
Blumenauer
Blunt
Boehlert
Boehner
Bonilla
Bonner
Bono
Boozman
Boren
Boswell
Boustany
Boyd
Bradley (NH)
Brady (PA)
Brady (TX)
Brown (OH)
Brown (SC)
Brown, Corrine
Brown-Waite, Ginny
Burgess
Burton (IN)
Butterfield
Buyer
Calvert
Camp (MI)
Campbell (CA)
Cannon
Cantor
Capito
Capps
Capuano
Cardin
Cardoza
Carnahan
Carson
Carter
Case
Castle
Chabot
Chandler
Chocola
Clay
Cleaver
Clyburn
Coble
Cole (OK)
Conaway
Conyers
Cooper
Costa
Cramer
Crenshaw
Crowley
Cubin
Cuellar
Culberson
Cummings
Davis (AL)
Davis (CA)
Davis (IL)
Davis (TN)
Davis, Jo Ann
Davis, Tom
Deal (GA)
DeFazio
DeGette
Delahunt
DeLauro
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Dicks
Dingell
Doggett
Doolittle
Dreier
Duncan
Edwards
Ehlers
Emanuel
Emerson
English (PA)
Eshoo
Etheridge
Everett
Farr
Fattah
Ferguson
Filner
Fitzpatrick (PA)
Flake
Foley
Forbes
Ford
Fortenberry
Fossella
Foxx
Frank (MA)
Franks (AZ)
Frelinghuysen
Garrett (NJ)
Gerlach
Gibbons
Gilchrest
Gillmor
Gingrey
Gohmert
Gonzalez
Goode
Goodlatte
Gordon
Granger
Graves
Green, Al
Green, Gene
Grijalva
Gutknecht
Hall
Harman
Hart
Hastings (FL)
Hastings (WA)
Hayes
Hayworth
Hefley
Hensarling
Herger
Herseth
Higgins
Hinchey
Hinojosa
Hobson
Hoekstra
Holden
Holt
Honda
Hooley
Hostettler
Hoyer
Hulshof
Hunter
Hyde
Inglis (SC)
Inslee
Israel
Issa
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Jenkins
Jindal
Johnson (CT)
Johnson (IL)
Johnson, E. B.
Jones (NC)
Jones (OH)
Kanjorski
Kaptur
Keller
Kelly
Kennedy (MN)
Kennedy (RI)
Kildee
Kilpatrick (MI)
Kind
King (IA)
King (NY)
Kingston
Kirk
Kline
Knollenberg
Kolbe
Kucinich
Kuhl (NY)
LaHood
Langevin
Lantos
Larsen (WA)
Larson (CT)
Latham
LaTourette
Leach
Lee
Levin
Lewis (CA)
Lewis (GA)
Lewis (KY)
Linder
Lipinski
LoBiondo
Lofgren, Zoe
Lowey
Lucas
Lungren, Daniel E.
Lynch
Mack
Maloney
Manzullo
Marchant
Markey
Marshall
Matheson
Matsui
McCarthy
McCaul (TX)
McCollum (MN)
McCotter
McCrery
McDermott
McGovern
McHugh
McIntyre
McKeon
McMorris Rodgers
McNulty
Meehan
Meek (FL)
Melancon
Mica
Michaud
Millender-McDonald
Miller (FL)
Miller (MI)
Miller (NC)
Miller, George
Mollohan
Moore (KS)
Moore (WI)
Moran (KS)
Moran (VA)
Murphy
Musgrave
Myrick
Napolitano
Neal (MA)
Neugebauer
Ney
Northup
Norwood
Oberstar
Obey
Olver
Ortiz
Osborne
Otter
Owens
Oxley
Pascrell
Pastor
Paul
Payne
Pearce
Pelosi
Pence
Peterson (MN)
Petri
Pickering
Pitts
Platts
Poe
Pombo
Pomeroy
Porter
Price (GA)
Price (NC)
Pryce (OH)
Putnam
Radanovich
Rahall
Ramstad
Rangel
Regula
Rehberg
Reichert
Renzi
Reyes
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Ros-Lehtinen
Ross
Rothman
Roybal-Allard
Royce
Ruppersberger
Ryan (OH)
Ryan (WI)
Ryun (KS)
Sabo
Salazar
Sanders
Saxton
Schakowsky
Schiff
Schmidt
Schwartz (PA)
Schwarz (MI)
Scott (GA)
Scott (VA)
Sensenbrenner
Serrano
Sessions
Shadegg
Shaw
Shays
Sherman
Sherwood
Shimkus
Shuster
Simmons
Simpson
Skelton
Slaughter
Smith (NJ)
Smith (TX)
Smith (WA)
Snyder
Sodrel
Solis
Souder
Spratt
Stark
Stearns
Strickland
Stupak
Sullivan
Sweeney
Tancredo
Tanner
Tauscher
Taylor (MS)
Taylor (NC)
Terry
Thomas
Thompson (CA)
Thompson (MS)
Thornberry
Tiahrt
Tiberi
Tierney
Towns
Turner
Udall (CO)
Udall (NM)
Upton
Van Hollen
Velázquez
Visclosky
Walden (OR)
Walsh
Wamp
Wasserman Schultz
Waters
Watson
Watt
Waxman
Weiner
Weldon (FL)
Weldon (PA)
Weller
Westmoreland
Wexler
Whitfield
Wicker
Wilson (NM)
Wilson (SC)
Wolf
Woolsey
Wu
Wynn
Young (FL)

NOT VOTING—31

Beauprez
Bilirakis
Boucher
Costello
Davis (FL)
Davis (KY)
Doyle
Drake
Engel
Evans
Feeney
Gallegly
Green (WI)
Gutierrez
Harris
Istook
Johnson, Sam
McHenry
McKinney
Meeks (NY)
Miller, Gary
Murtha
Nadler
Nunes
Nussle
Pallone
Peterson (PA)
Rush
Sánchez, Linda T.
Sanchez, Loretta
Young (AK)

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill, as amended, was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill, as amended, was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

¶79.27 H. RES. 605—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mr. BONNER, pursuant to clause 8, rule XX, announced the further unfinished business to be the motion to suspend the rules and agree to the resolution (H. Res. 605) recognizing the life of Preston Robert Tisch and his outstanding contributions to New York City, the New York Giants Football Club, the National Football League, and the United States.

The question being put,

Will the House suspend the rules and agree to said resolution?

The vote was taken by electronic device.

It was decided in the affirmative ..... { Yeas ..... 399 / Nays 0

¶79.28 [Roll No. 428]

YEAS—399

Abercrombie
Ackerman
Aderholt
Akin
Alexander
Allen
Andrews
Baca
Bachus
Baird
Baker
Baldwin
Barrett (SC)
Barrow
Bartlett (MD)
Barton (TX)
Bass
Bean
Becerra
Berkley
Berry
Biggert
Bilbray
Bishop (GA)
Bishop (NY)
Bishop (UT)
Blackburn
Blumenauer
Blunt
Boehlert
Boehner
Bonilla
Bonner
Bono
Boozman
Boren
Boswell
Boustany
Boyd
Bradley (NH)
Brady (PA)
Brady (TX)
Brown (OH)
Brown (SC)
Brown, Corrine
Brown-Waite, Ginny
Burgess
Burton (IN)
Butterfield
Buyer
Calvert
Camp (MI)
Campbell (CA)
Cannon
Cantor
Capito
Capps
Cardin
Cardoza
Carnahan
Carson
Carter
Case
Castle
Chabot
Chandler
Chocola
Clay
Cleaver
Clyburn
Coble
Cole (OK)
Conaway
Conyers
Cooper
Costa
Cramer
Crenshaw
Crowley
Cubin
Cuellar
Culberson
Cummings
Davis (AL)
Davis (CA)
Davis (IL)
Davis (TN)
Davis, Jo Ann
Davis, Tom
Deal (GA)
DeFazio
DeGette
Delahunt
DeLauro
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Dicks
Dingell
Doggett
Doolittle
Dreier
Duncan
Edwards
Ehlers
Emanuel
Emerson
English (PA)
Eshoo
Etheridge
Everett
Farr
Fattah
Ferguson
Filner
Fitzpatrick (PA)
Flake
Foley
Forbes
Ford
Fortenberry
Fossella
Foxx
Frank (MA)
Franks (AZ)
Frelinghuysen
Garrett (NJ)
Gerlach
Gibbons
Gilchrest
Gillmor
Gingrey
Gohmert
Gonzalez
Goode
Goodlatte
Gordon
Granger
Graves
Green, Al
Green, Gene
Grijalva
Gutknecht
Hall
Harman
Hart
Hastings (FL)
Hastings (WA)
Hayes
Hayworth
Hefley
Hensarling
Herger
Herseth
Higgins
Hinchey
Hinojosa
Hobson
Hoekstra
Holden
Holt
Honda
Hooley
Hostettler
Hoyer
Hulshof
Hunter
Hyde
Inglis (SC)
Inslee
Israel
Issa
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Jenkins
Jindal
Johnson (CT)
Johnson (IL)
Johnson, E. B.
Jones (NC)
Jones (OH)
Kanjorski
Kaptur
Keller
Kelly
Kennedy (MN)
Kennedy (RI)
Kildee
Kilpatrick (MI)
Kind
King (IA)
King (NY)
Kingston
Kirk
Kline
Knollenberg
Kolbe
Kucinich
Kuhl (NY)
LaHood
Langevin
Lantos
Larsen (WA)
Larson (CT)
Latham
LaTourette
Leach
Lee
Levin
Lewis (CA)
Lewis (GA)
Lewis (KY)
Linder
Lipinski
LoBiondo
Lofgren, Zoe
Lowey
Lucas
Lungren, Daniel E.
Lynch
Mack
Maloney
Manzullo
Marchant
Markey
Marshall
Matheson
Matsui
McCarthy
McCaul (TX)
McCollum (MN)
McCotter
McCrery
McDermott
McGovern
McHenry
McHugh
McIntyre
McKeon
McMorris Rodgers
McNulty
Meehan
Meek (FL)
Meeks (NY)
Melancon
Mica
Michaud
Millender-McDonald
Miller (FL)
Miller (MI)
Miller (NC)
Miller, George
Mollohan
Moore (KS)
Moore (WI)
Moran (KS)
Moran (VA)
Murphy
Musgrave
Myrick
Napolitano
Neal (MA)
Neugebauer
Ney
Northup
Norwood
Oberstar
Obey
Olver
Ortiz
Osborne
Otter
Owens
Oxley
Pascrell
Pastor
Paul
Payne
Pearce
Pelosi
Pence
Peterson (MN)
Petri
Pickering
Pitts
Platts
Poe
Pombo
Pomeroy
Porter
Price (GA)
Price (NC)
Pryce (OH)
Putnam
Radanovich
Rahall
Rangel
Regula
Rehberg
Reichert
Renzi
Reyes
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Ros-Lehtinen
Ross
Rothman
Roybal-Allard
Royce
Ruppersberger
Ryan (OH)
Ryan (WI)
Ryun (KS)
Sabo
Salazar
Sanders
Saxton
Schakowsky
Schiff
Schmidt
Schwartz (PA)
Schwarz (MI)
Scott (GA)
Scott (VA)
Sensenbrenner
Serrano
Sessions
Shadegg
Shaw
Shays
Sherman
Sherwood
Shimkus
Shuster
Simmons
Simpson
Skelton
Slaughter
Smith (NJ)
Smith (TX)
Smith (WA)
Snyder
Sodrel
Solis
Souder
Spratt
Stark
Stearns
Strickland
Stupak
Sullivan
Sweeney
Tancredo
Tanner
Tauscher
Taylor (MS)
Taylor (NC)
Terry
Thomas
Thompson (CA)
Thompson (MS)
Thornberry
Tiahrt
Tiberi
Tierney
Towns
Turner
Udall (CO)
Udall (NM)
Upton
Van Hollen
Velázquez
Visclosky
Walden (OR)
Walsh
Wamp
Wasserman Schultz
Waters
Watson
Watt
Waxman
Weiner
Weldon (FL)
Weldon (PA)
Weller
Westmoreland
Wexler
Whitfield
Wicker
Wilson (NM)
Wilson (SC)
Wolf
Woolsey
Wu
Young (FL)

NOT VOTING—33

Beauprez
Berman
Bilirakis
Boucher
Capuano
Costello
Davis (FL)
Davis (KY)
Doyle
Drake
Engel
Evans
Feeney
Gallegly
Green (WI)
Gutierrez
Harris
Istook
Johnson, Sam
McKinney
Miller, Gary
Murtha
Nadler
Nunes
Nussle
Pallone
Peterson (PA)
Ramstad
Rush
Sánchez, Linda T.
Sanchez, Loretta
Wynn
Young (AK)

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said resolution was agreed to.

A motion to reconsider the vote whereby the rules were suspended and said resolution was agreed to was, by unanimous consent, laid on the table.

¶79.29 H. RES. 875—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mr. BONNER, pursuant to clause 8, rule XX, announced the further unfinished business to be the motion to suspend the rules and agree to the resolution (H. Res. 875) congratulating Spelman College on the occasion of its 125th anniversary; as amended.

The question being put,

Will the House suspend the rules and agree to said resolution, as amended?

The vote was taken by electronic device.

It was decided in the affirmative ..... { Yeas ..... 400 / Nays 0

¶79.30 [Roll No. 429]

YEAS—400

Abercrombie
Ackerman
Aderholt
Akin
Alexander
Allen
Andrews
Baca
Bachus
Baird
Baker
Baldwin
Barrett (SC)
Barrow
Bartlett (MD)
Barton (TX)
Bass
Bean
Becerra
Berkley
Berman
Berry
Biggert
Bilbray
Bishop (GA)
Bishop (NY)
Bishop (UT)
Blackburn
Blumenauer
Blunt
Boehlert
Boehner
Bonilla
Bonner
Bono
Boozman
Boren
Boswell
Boustany
Boyd
Bradley (NH)
Brady (PA)
Brady (TX)
Brown (OH)
Brown (SC)
Brown, Corrine
Brown-Waite, Ginny
Burgess
Burton (IN)
Butterfield
Buyer
Calvert
Camp (MI)
Campbell (CA)
Cannon
Cantor
Capito
Capps
Capuano
Cardin
Cardoza
Carnahan
Carson
Carter
Case
Castle
Chabot
Chandler
Chocola
Clay
Cleaver
Clyburn
Coble
Cole (OK)
Conaway
Conyers
Cooper
Costa
Cramer
Crenshaw
Crowley
Cubin
Cuellar
Culberson
Cummings
Davis (AL)
Davis (CA)
Davis (IL)
Davis (TN)
Davis, Jo Ann
Davis, Tom
Deal (GA)
DeFazio
DeGette
Delahunt
DeLauro
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Dicks
Dingell
Doggett
Doolittle
Dreier
Duncan
Edwards
Ehlers
Emanuel
Emerson
English (PA)
Eshoo
Etheridge
Everett
Farr
Fattah
Ferguson
Filner
Fitzpatrick (PA)
Flake
Foley
Forbes
Ford
Fortenberry
Fossella
Foxx
Frank (MA)
Franks (AZ)
Frelinghuysen
Garrett (NJ)
Gerlach
Gibbons
Gillmor
Gingrey
Gohmert
Gonzalez
Goode
Goodlatte
Gordon
Granger
Graves
Green, Al
Green, Gene
Grijalva
Gutknecht
Hall
Harman
Hart
Hastings (FL)
Hastings (WA)
Hayes
Hayworth
Hefley
Hensarling
Herger
Herseth
Higgins
Hinchey
Hinojosa
Hobson
Hoekstra
Holden
Holt
Honda
Hooley
Hostettler
Hoyer
Hulshof
Hunter
Hyde
Inglis (SC)
Inslee
Israel
Issa
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Jenkins
Jindal
Johnson (CT)
Johnson (IL)
Johnson, E. B.
Jones (NC)
Jones (OH)
Kanjorski
Kaptur
Keller
Kelly
Kennedy (MN)
Kennedy (RI)
Kildee
Kilpatrick (MI)
Kind
King (IA)
King (NY)
Kingston
Kirk
Kline
Knollenberg
Kolbe
Kucinich
Kuhl (NY)
LaHood
Langevin
Lantos
Larsen (WA)
Larson (CT)
Latham
LaTourette
Leach
Lee
Levin
Lewis (CA)
Lewis (GA)
Lewis (KY)
Linder
Lipinski
LoBiondo
Lofgren, Zoe
Lowey
Lucas
Lungren, Daniel E.
Lynch
Maloney
Manzullo
Marchant
Markey
Marshall
Matheson
Matsui
McCarthy
McCaul (TX)
McCollum (MN)
McCotter
McCrery
McDermott
McGovern
McHenry
McHugh
McIntyre
McKeon
McMorris Rodgers
McNulty
Meehan
Meek (FL)
Meeks (NY)
Melancon
Mica
Michaud

Millender-McDonald
Miller (FL)
Miller (MI)
Miller (NC)
Miller, George
Mollohan
Moore (KS)
Moore (WI)
Moran (KS)
Moran (VA)
Murphy
Musgrave
Myrick
Napolitano
Neal (MA)
Neugebauer
Ney
Northup
Norwood
Oberstar
Obey
Olver
Ortiz
Osborne
Otter
Owens
Oxley
Pascrell
Pastor
Paul
Payne
Pearce
Pelosi
Pence
Peterson (MN)
Petri
Pickering
Pitts
Platts
Poe
Pombo
Pomeroy
Porter
Price (GA)
Price (NC)
Pryce (OH)
Putnam
Radanovich
Rahall
Ramstad
Rangel
Regula
Rehberg
Reichert
Renzi
Reyes
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Ros-Lehtinen
Ross
Rothman
Roybal-Allard
Royce
Ruppersberger
Ryan (OH)
Ryan (WI)
Ryun (KS)
Sabo
Salazar
Sanders
Saxton
Schakowsky
Schiff
Schmidt
Schwartz (PA)
Schwarz (MI)
Scott (GA)
Scott (VA)
Sensenbrenner
Serrano
Sessions
Shadegg
Shaw
Shays
Sherman
Sherwood
Shimkus
Shuster
Simmons
Simpson
Skelton
Slaughter
Smith (NJ)
Smith (TX)
Smith (WA)
Snyder
Sodrel
Solis
Souder
Spratt
Stark
Stearns
Strickland
Stupak
Sullivan
Sweeney
Tancredo
Tanner
Tauscher
Taylor (MS)
Taylor (NC)
Terry
Thomas
Thompson (CA)
Thompson (MS)
Thornberry
Tiahrt
Tiberi
Tierney
Towns
Turner
Udall (CO)
Udall (NM)
Upton
Van Hollen
Velázquez
Visclosky
Walden (OR)
Walsh
Wamp
Wasserman Schultz
Waters
Watson
Watt
Waxman
Weiner
Weldon (FL)
Weldon (PA)
Weller
Westmoreland
Wexler
Whitfield
Wicker
Wilson (NM)
Wilson (SC)
Wolf
Woolsey
Wu
Young (FL)

NOT VOTING—32

Beauprez
Bilirakis
Boucher
Costello
Davis (FL)
Davis (KY)
Doyle
Drake
Engel
Evans
Feeney
Gallegly
Gilchrest
Green (WI)
Gutierrez
Harris
Istook
Johnson, Sam
Mack
McKinney
Miller, Gary
Murtha
Nadler
Nunes
Nussle
Pallone
Peterson (PA)
Rush
Sánchez, Linda T.
Sanchez, Loretta
Wynn
Young (AK)

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said resolution, as amended, was agreed to.

A motion to reconsider the vote whereby the rules were suspended and said resolution, as amended, was agreed to was, by unanimous consent, laid on the table.

¶79.31 MESSAGE FROM THE PRESIDENT—MILITARY COMMISSIONS OF 2006 LEGISLATION

The SPEAKER pro tempore, Mr. WESTMORELAND, laid before the House a message from the President, which was read as follows:

To the Congress of the United States:

I transmit for the consideration of the Congress draft legislation entitled the ''Military Commissions Act of 2006.'' This draft legislation responds to the Supreme Court of the United States decision in Hamdan v. Rumsfeld, 126 S. Ct. 2749 (2006), by establishing for the first time in our Nation's history a comprehensive statutory structure for military commissions that would allow for the fair and effective prosecution of captured members of al Qaeda and other unlawful enemy combatants. The Act also addresses the Supreme Court's holding that Common Article 3 of the Geneva Conventions applies to the conflict with al Qaeda by providing definitions rooted in United States law for the standards of conduct prescribed by Common Article 3.

The military commission procedures contained in this draft legislation reflect the result of an extended deliberation both within the executive branch and between representatives of my Administration and Members of Congress. The draft legislation would establish a Code of Military Commissions that tracks the courts-martial procedures of the Uniform Code of Military Justice, but that departs from those procedures where they would be impracticable or inappropriate for the trial of unlawful enemy combatants captured in the midst of an ongoing armed conflict, under circumstances far different from those typically encountered by military prosecutors.

Five years after the mass murders of 9/11, it is time for the United States to begin to prosecute captured al Qaeda members for the serious crimes that many of them have committed against United States citizens and our allies abroad. As we provide terrorists the justice and due process that they denied their victims, we demonstrate that our Nation remains committed to the rule of law.

I ask that the Congress carefully consider this legislation and respectfully urge its speedy passage for enactment into law.

GEORGE W. BUSH.

THE WHITE HOUSE. *September 6, 2006.*

By unanimous consent, the message, together with the accompanying papers, was referred to the Committee on Armed Services, the Committee on the Judiciary, and the Committee on International Relations and ordered to be printed (H. Doc. 109–133).

¶79.32 PROVIDING FOR CONSIDERATION OF H.R. 503

Mr. Lincoln DIAZ-BALART of Florida, by direction of the Committee on Rules, reported (Rept. No. 109–642) the resolution (H. Res. 981) providing for consideration of the bill (H.R. 503) to amend the Horse Protection Act to prohibit the shipping, transporting, moving, delivering, receiving, possessing, purchasing, selling, or donation of horses and other equines to be slaughtered for human consumption, and for other purposes.

When said resolution and report were referred to the House Calendar and ordered printed.

¶79.33 SENATE BILLS REFERRED

Bills of the Senate of the following titles were taken from the Speaker's table and, under the rule, referred as follows:

S. 466. An Act to deauthorize a certain portion of the project for navigation, Rockland Harbor, Maine; to the Committee on Transportation and Infrastructure.

S. 843. An Act to amend the Public Health Service Act to combat autism through research, screening, intervention and education; to the Committee on Energy and Commerce.

S. 1899. An Act to amend the Indian Child Protection and Family Violence Prevention Act to identify and remove barriers to reducing child abuse, to provide for examinations of certain children, and for other purposes; to the Committee on Resources, in addition to the Committee on the Judiciary for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

S. 2068. An Act to preserve existing judgeships on the Superior Court of the District of Columbia; to the Committee on Government Reform.

S. 2694. An Act to amend title 38, United States Code, to remove certain limitations on attorney representation of claimants for veterans benefits in administrative proceedings before the Department of Veterans Affairs, to make certain improvements in the area of memorial affairs, and for other purposes; to the Committee on Veterans' Affairs, in addition to the Committee on Financial Services for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

S. 3613. An Act to designate the facility of the United States Postal Service located at 2951 New York Highway 43 in Averill Park, New York, as the ''Major George Quamo Post Office Building''; to the Committee on Government Reform.

S. 3836. An Act to reauthorize the United States Advisory Commission on Public Diplomacy; to the Committee on International Relations.

¶79.34 BILLS PRESENTED TO THE PRESIDENT

Karen L. Haas, Clerk of the House, reports that on July 26, 2006, she presented to the President of the United States, for his approval, the following bills.

H.R. 3549. An Act to designate the facility of the United States Postal Service located at 210 West 3rd Avenue in Warren, Pennsylvania, as the ''William F. Clinger, Jr. Post Office Building''.

Karen L. Haas, Clerk of the House, also reports that on August 2, 2006, she presented to the President of the United States, for his approval, the following bills.

H.R. 3682. An Act to redesignate the Mason Neck National Wildlife Refuge in Virginia as the Elizabeth Hartwell Mason Neck National Wildlife Refuge.

H.R. 5683. An Act to preserve the Mt. Soledad Veterans Memorial in San Diego, California, by providing for the immediate acquisition of the memorial by the United States.

H.R. 5877. An Act to amend the Iran and Libya Sanctions Act of 1996 to extend the authorities provided in such Act until September 29, 2006.

Karen L. Haas, Clerk of the House, also reports that on August 14, 2006, she presented to the President of the United States, for his approval, the following bills.

H.R. 4. An Act to provide economic security for all Americans, and for other purposes.

H.R. 4646. An Act to designate the facility of the United States Postal Service located at 7320 Reseda Boulevard in Reseda, California, as the ''Coach John Wooden Post Office Building''.

H.R. 4811. An Act to designate the facility of the United States Postal Service located at 215 West Industrial Park Road in Harrison, Arkansas, as the ''John Paul Hammerschmidt Post Office Building''.

H.R. 4962. An Act to designate the facility of the United States Postal Service located at 100 Pitcher Street in Utica, New York, as the ''Captain George A. Wood Post Office Building''.

H.R. 5104. An Act to designate the facility of the United States Postal Service located at 1750 16th Street South in St. Petersburg, Florida, as the ''Morris W. Milton Post Office''.

H.R. 5107. An Act to designate the facility of the United States Postal Service located at 1400 West Jordan Street in Pensacola, Florida, as the ''Earl D. Hutto Post Office Building''.

H.R. 5169. An Act to designate the facility of the United States Postal Service located at 1310 Highway 64 NW. in Ramsey, Indiana, as the ''Wilfred Edward 'Cousin Willie' Sieg, Sr. Post Office''.

H.R. 5540. An Act to designate the facility of the United States Postal Service located at 217 Southeast 2nd Street in Dimmitt, Texas, as the ''Sergeant Jacob Dan Dones Post Office''.

¶79.35 LEAVE OF ABSENCE

By unanimous consent, leave of absence was granted—

To Mr. BILIRAKIS, for today and September 7;

To Mr. DOYLE, for today and September 7;

To Mr. Gary MILLER of California, for today and September 7; and

To Mr. NUNES, for today and balance of the week.

And then,

¶79.36 ADJOURNMENT

On motion of Mr. KING of Iowa, at 11 o'clock and 7 minutes p.m., the House adjourned.

¶79.37 REPORTS OF COMMITTEES ON PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XIII, reports of committees were delivered to the Clerk for printing and reference to the proper calendar, as follows:

Mr. HOEKSTRA: Permanent Select Committee on Intelligence. Report entitled ''al-Qaeda: The Many Faces of an Islamic Extremist Threat'' (Rept. 109–615). Referred to the Committee on the Whole House on the State of the Union.

Mr. TOM DAVIS of Virginia: Committee on Government Reform. Brownfields: What Will It Take To Turn Lost Opportunities Into America's Gain? (Rept. 109–616). Referred to the Committee of the Whole House on the State of the Union.

Mr. GOODLATTE: Committee on Agriculture. H.R. 503. A bill to amend the Horse Protection Act to prohibit the shipping, transporting, moving, delivering, receiving, possessing, purchasing, selling, or donation of horses and other equines to be slaughtered for human consumption, and for other purposes, with an amendment; adversely (Rept. 109–617 Pt. 1). Ordered to be printed.

Mr. POMBO: Committee on Resources. H.R. 138. A bill to revise the boundaries of John H. Chafee Coastal Barrier Resources System Jekyll Island Unit GA–06P; with an amendment (Rept. 109–618). Referred to the Committee of the Whole House on the State of the Union.

Mr. POMBO: Committee on Resources. H.R. 383. A bill to designate the Ice Age Floods National Geologic Trail, and for other purposes; with amendments (Rept. 109–619). Referred to the Committee of the Whole House on the State of the Union.

Mr. POMBO: Committee on Resources. H.R. 479. A bill to replace a Coastal Barrier Resources System Grayson Beach Unit FL–95P in Walton County, Florida; with an amendment (Rept. 109–620). Referred to the Committee of the Whole House on the State of the Union.

Mr. POMBO: Committee on Resources. H.R. 631. A bill to provide for acquisition of subsurface mineral rights to land owned by the Pascua Yaqui Tribe and land held in trust for the Tribe, and for other purposes (Rept. 109–621). Referred to the Committee of the Whole House on the State of the Union.

Mr. POMBO: Committee on Resources. H.R. 1796. A bill to amend the National Trails System Act to designate the route of the Mississippi River from its headwaters in the State of Minnesota to the Gulf of Mexico for study for potential addition to the National Trails System as a national scenic trail, national historic trail, or both, and for other purposes (Rept. 109–622). Referred to the Committee of the Whole House on the State of the Union.

Mr. POMBO: Committee on Resources. H.R. 2069. A bill to authorize the exchange of certain land in Grand and Uintah Counties, Utah, and for other purposes (Rept. 109–623). Referred to the Committee of the Whole House on the State of the Union.

Mr. POMBO: Committee on Resources. H.R. 2110. A bill to provide for a study of options for protecting the open space characteristics of certain lands in and adjacent to the Arapaho and Roosevelt National Forests in Colorado, and for other purposes, with an amendment (Rept. 109–624). Referred to the Committee of the Whole House on the State of the Union.

Mr. POMBO: Committee on Resources. H.R. 2334. A bill to amend the Reclamation Wastewater and Groundwater Study and Facilities Act to authorize the Secretary of the Interior to participate in the design, planning, and construction of permanent facilities for the GREAT project to reclaim, reuse, and treat impaired waters water in the area of Oxnard, California; with an amendment (Rept. 109–625). Referred to the Committee of the Whole House on the State of the Union.

Mr. POMBO: Committee on Resources. H.R. 3350. A bill to amend the Native American Business Development, Trade Promotion, and Tourism Act of 2000 to establish the Tribal Development Corporation Feasibility Study Group (Rept. 109–626). Referred to the Committee of the Whole House on the State of the Union.

Mr. POMBO: Committee on Resources. H.R. 3534. A bill to designate the Piedras Blancas Light Station and the surrounding public land as an Outstanding Natural Area to be administered as a part of the National Landscape Conservation System, and for other purposes (Rept. 109–627). Referred to the Committee of the Whole House on the State of the Union.

Mr. POMBO. Committee on Resources. H.R. 3961. A bill to authorize the National Park Service to pay for services rendered by subcontractors under a General Services Administration Indefinite Deliver/Indefinite Quantity Contract issued for work to be completed at the Grand Canyon National Park (Rept. 109–628). Referred to the Committee of the Whole House on the State of the Union.

Mr. POMBO. Committee on Resources. H.R. 4382. A bill to provide for the conveyance of certain land in Clark County, Nevada, for use by the Nevada National Guard (Rept. 109–629). Referred to the Committee of the Whole House on the State of the Union.

Mr. POMBO. Committee on Resources. H.R. 4588. A bill to reauthorize grants for and require applied water supply research regarding the water resources research and technology institutes established under the Water Resources Research Act of 1984; with an amendment (Rept. 109–630). Referred to the Committee of the Whole House on the State of the Union.

Mr. POMBO. Committee on Resources. H.R. 4612. A bill to redesignate Dayton Aviation Heritage National Historic Park in the State of Ohio as ''Wright Brothers-Dunbar National Historic Park,'' and for other purposes; with amendments (Rept. 109–631). Referred to the Committee of the Whole House on the State of the Union.

Mr. POMBO. Committee on Resources. H.R. 4750. A bill to authorize the Secretary of the Interior to conduct a study to determine the feasibility of implementing a water supply and conservation project to improve water supply reliability, increase the capacity of water storage, and improve water management efficiency in the Republican River Basin between Harlan County Lake in Nebraska and Milford Lake in Kansas; with an amendment (Rept. 109–632). Referred to the Committee of the Whole House on the State of the Union.

Mr. POMBO. Committee on Resources. S. 1773. An act to resolve certain Native American claims in New Mexico, and for other purposes (Rept. 109–633). Referred to the Committee of the Whole House on the State of the Union.

Mr. POMBO. Committee on Resources. H.R. 4789. A bill to require the Secretary of the Interior to convey certain public land located wholly or partially within the boundaries of the Wells Hydroelectric Project of Public Utility District No. 1 of Douglas County, Washington, to the utility district; with an amendment (Rept. 109–634). Referred to the Committee of the Whole House on the State of the Union.

Mr. POMBO. Committee on Resources. H.R. 5016. A bill to provide for the exchange of certain Bureau of Land Management land in Pima County, Arizona, and for other purposes; with an amendment (Rept. 109–635). Referred to the Committee of the Whole House on the State of the Union.

Mr. POMBO. Committee on Resources. H.R. 5079. A bill to provide for the modification of an amendatory repayment contract between the Secretary of the Interior and the North Unit Irrigation District, and for other purposes; with amendments (Rept. 109–636). Referred to the Committee of the Whole House on the State of the Union.

Mr. POMBO: Committee on Resources. H.R. 5132. A bill to direct the Secretary of the Interior to conduct a special resource study to determine the suitability and feasibility of including in the National Park System certain sites in Monroe County, Michigan, relating to the Battles of the River Raisin during the War of 1812; with an amendment (Rept. 109–637). Referred to the Committee of the Whole House on the State of the Union.

Mr. POMBO: Committee on Resources. H.R. 5381. A bill to establish a volunteer program and promote community partnerships for the benefit of national fish hatcheries and fisheries program offices (Rept. 109–638). Referred to the Committee of the Whole House on the State of the Union.

Mr. POMBO: Committee on Resources. H.R. 5539. A bill to reauthorize the North American Wetlands Conservation Reauthorization Act; with an amendments (Rept. 109–

639). Referred to the Committee of the Whole House on the State of the Union.

Mr. POMBO: Committee on Resources. H.R. 5802. A bill to amend the National Park Service Concessions Management Improvement Act of 1998, to extend to additional small businesses the preferential right to renew a consessions contract entered into under such Act, to facilitate the renewal of a commercial use authorization granted under such Act, and for other purposes; with an amendment (Rept. 109–640). Referred to the Committee of the Whole House on the State of the Union.

Mr. POMBO: Committee on Resources. H.R. 5861. A bill to amend the National Historic Preservation Act, and for other purposes; with amendment (Rept. 109–641). Referred to the Committee of the Whole House on the State of the Union.

Mr. LINCOLN DIAZ-BALART of Florida: Committee on Rules. House Resolution 981. Resolution providing for consideration of the bill (H.R. 503) to amend the Horse Protection Act to prohibit the shipping, transporting, moving, delivering, recieving, possessing, purchasing, selling, or donation of horses and other equines to be slaughtered for human consumption, and for other purposes (Rept. 109–642). Referred to the House Calendar.

¶79.38 COMMITTEE DISCHARGE

Pursuant to clause 2 of rule XII the Committee on Energy and Commerce discharged from further consideration. H.R. 503 referred to the Committee of the Whole House on the State of the Union.

¶79.39 PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XII, public bills and resolutions were introduced and severally referred, as follows:

By Mr. OWENS:

H.R. 6028. A bill to amend the Elementary and Secondary Education Act of 1965 to provide grants to improve the infrastructure of elementary and secondary schools; to the Committee on Education and the Workforce.

By Mr. RADANOVICH (for himself, Mrs. NAPOLITANO, and Mrs. MCMORRIS RODGERS):

H.R. 6029. A bill to amend the Reclamation Safety of Dams Act of 1978 to authorize improvements for the security of dams and other facilities, and for other purposes; to the Committee on Resources.

By Mr. WALDEN of Oregon (for himself, Mr. POMEROY, Mrs. EMERSON, Mr. MCINTYRE, Mr. MARSHALL, Mr. PAUL, Mr. MCNULTY, Mr. GOODE, Mr. GRAVES, Ms. HERSETH, Mr. PETERSON of Minnesota, Mr. DAVIS of Tennessee, Mrs. JO ANN DAVIS of Virginia, Mr. MCHUGH, Mr. JONES of North Carolina, Mr. ROSS, Mrs. MCMORRIS RODGERS, Mr. TANNER, Mr. PETERSON of Pennsylvania, Mr. BERRY, Mr. NUSSLE, Mr. MATHESON, Mr. BOYD, Mr. MORAN of Kansas, Mr. KIND, Mr. SWEENEY, Mr. DEFAZIO, Mr. LEACH, Mr. ETHERIDGE, Mr. SHERWOOD, Mr. BOUCHER, Mr. BISHOP of Georgia, Mr. OBERSTAR, Mr. SALAZAR, Mr. ROGERS of Alabama, Mr. NEY, Mr. STUPAK, Mr. THOMPSON of California, Mr. HINOJOSA, Mr. BASS, Mr. LUCAS, Mr. HASTINGS of Washington, Mr. OTTER, Mr. EDWARDS, Mrs. CUBIN, Mr. LATHAM, Mr. KENNEDY of Minnesota, Mr. RAHALL, Mr. HINCHEY, Mrs. CAPITO, Mr. MICHAUD, Mr. STRICKLAND, Mr. SIMPSON, Mr. HOEKSTRA, Mr. ALLEN, Mr. UDALL of New Mexico, Mr. PICKERING, Mr. KILDEE, Mr. MELANCON, and Mr. RENZI):

H.R. 6030. A bill to amend title XVIII of the Social Security Act to protect and preserve access of Medicare beneficiaries in rural areas to health care providers under the Medicare Program, and for other purposes; to the Committee on Energy and Commerce, and in addition to the Committee on Ways and Means, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mrs. MCCARTHY:

H.R. 6031. A bill to provide student loan forgiveness to the survivors of victims of the terrorist attack on September 11, 2001; to the Committee on Education and the Workforce.

By Mr. HAYES:

H.R. 6032. A bill to redesignate the Special Textile Negotiator of the United States Trade Representative as the Chief Textiles Negotiator and confer the rank of Ambassador upon that position, and for other purposes; to the Committee on Ways and Means.

By Mr. CROWLEY (for himself, Mr. ACKERMAN, Mr. KING of New York, Mr. WAXMAN, Mr. BARTON of Texas, Mr. DINGELL, Mrs. MCCARTHY, Mr. MCNULTY, Mr. HIGGINS, Mr. SERRANO, Mr. WEINER, Mr. KUHL of New York, Mr. NADLER, Mrs. MALONEY, Mr. RANGEL, Mr. HINCHEY, Mr. ISRAEL, Mr. ENGEL, Mr. WALSH, Mrs. LOWEY, Mr. MCHUGH, Mr. SWEENEY, Mr. FOSSELLA, Mr. BOEHLERT, Mr. TOWNS, Ms. VELÁZQUEZ, Mr. BISHOP of New York, Mr. OWENS, Ms. SLAUGHTER, Mr. REYNOLDS, Mrs. KELLY, Mr. MEEKS of New York, Mr. MARSHALL, Mr. MARKEY, Mr. GORDON, Mr. PALLONE, Mr. BROWN of Ohio, Ms. KILPATRICK of Michigan, Mrs. TAUSCHER, Mr. BUTTERFIELD, Mr. SHERMAN, Mr. LANTOS, Ms. SCHWARTZ of Pennsylvania, Mr. NEAL of Massachusetts, Mr. STARK, Mr. RUSH, Mr. MOORE of Kansas, Mr. SKELTON, and Ms. ESHOO):

H.R. 6033. A bill to designate the facility of the United States Postal Service located at 39-25 61st Street in Woodside, New York, as the ''Thomas J. Manton Post Office Building''; to the Committee on Government Reform.

By Mr. ENGLISH of Pennsylvania:

H.R. 6034. A bill to provide demonstration grants to States for the purpose of extending the length of the academic year at elementary and secondary schools within the State; to the Committee on Education and the Workforce.

By Mr. LARSEN of Washington:

H.R. 6035. A bill to amend title 38, United States Code, to direct the Secretary of Veterans Affairs to provide enhanced travel benefits for veterans traveling to facilities of the Department of Veterans Affairs, and for other purposes; to the Committee on Veterans' Affairs.

By Mr. PEARCE:

H.R. 6036. A bill to amend title 38, United States Code, to require the Secretary of Veterans Affairs to enter into contracts with community health care providers to improve access to health care for veterans in highly rural areas, and for other purposes; to the Committee on Veterans' Affairs.

By Mr. PEARCE:

H.R. 6037. A bill to direct the Secretary of Agriculture to convey to the village of Santa Clara, the city of Bayard, or the county of Grant, in the State of New Mexico, in tracts of not less than 40 acres, at market price at its present state of use as agricultural grazing lands as determined by the Secretary, for business and community development, and for other purposes; to the Committee on Agriculture, and in addition to the Committee on Resources, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Ms. WATERS:

H.R. 6038. A bill to provide for an effective HIV/AIDS program in Federal prisons; to the Committee on the Judiciary.

By Ms. WATERS:

H. Con. Res. 468. Concurrent resolution expressing the sense of Congress that the United States should encourage and support the Government of Iraq to pursue a policy that would realign the provinces of Iraq to reflect ethnic boundaries among Shiites, Sunnis, and Kurds and provide opportunity for those groups to exercise control over designated areas; to the Committee on International Relations.

By Mr. CHANDLER (for himself, Mr. WHITFIELD, Mrs. NORTHUP, Mr. DAVIS of Kentucky, Mr. ROGERS of Kentucky, Mr. LEWIS of Kentucky, and Mr. SODREL):

H. Res. 980. A resolution expressing condolences to the families, friends, and loved ones of the victims of the crash of Comair Flight 5191, and for other purposes; to the Committee on Transportation and Infrastructure. considered and agreed to.

By Mrs. CAPPS (for herself and Mr. FOLEY):

H. Res. 982. A resolution supporting the goals and ideals of National Peripheral Arterial Disease Awareness Week; to the Committee on Energy and Commerce.

By Mr. DOYLE (for himself, Mr. MURPHY, Mr. BRADY of Pennsylvania, Mr. PETERSON of Pennsylvania, Mr. ENGLISH of Pennsylvania, Mr. MURTHA, Ms. HART, Mr. SHUSTER, Mr. GERLACH, Ms. SCHWARTZ of Pennsylvania, Mr. SHERWOOD, Mr. HOLDEN, and Mr. PLATTS):

H. Res. 983. A resolution honoring the life and accomplishments of the late Robert E. O'Connor, Jr; to the Committee on Government Reform.

By Ms. WATERS:

H. Res. 984. A resolution expressing the sense of the House of Representatives that Iraq is in the midst of a civil war since the February 22, 2006, bombing of the Golden Mosque in Samarra, Iraq, one of the holiest places for Shiite Muslims; to the Committee on International Relations.

¶79.40 MEMORIALS

Under clause 3 of rule XII,

435. The SPEAKER presented a memorial of the Legislature of the State of Hawaii, relative to House Concurrent Resolution No. 34 commemorating the Fifty-Second anniversary of the detonation of the Bravo Hydrogen Bomb over Bikini Atoll, declaring March 1st as a day of rememberance, and requesting the Congress of the United States to enact appropriate measures to provide for the full health needs of the hydrogen bomb tests survivors and their progeny; to the Committee on International Relations.

¶79.41 ADDITIONAL SPONSORS

Under clause 7 of rule XII, sponsors were added to public bills and resolutions as follows:

H.R. 25: Mr. PENCE and Mr. BOREN.

H.R. 97: Mr. CUMMINGS and Mr. REHBERG.

H.R. 98: Mr. WAMP and Mr. KUHL of New York.

H.R. 224: Mr. MICHAUD and Ms. MOORE of Wisconsin.

H.R. 284: Mr. FRANK of Massachusetts and Ms. MOORE of Wisconsin.

H.R. 303: Mr. DENT.

H.R. 332: Ms. ROS-LEHTINEN.

H.R. 354: Mr. FORD.
H.R. 363: Mr. AL GREEN of Texas and Ms. MOORE of Wisconsin.
H.R. 389: Mr. GERLACH.
H.R. 550: Mr. COSTA, Mr. COSTELLO, Ms. HERSETH, Mr. CASTLE, and Mr. BOREN.
H.R. 552: Mr. KELLER.
H.R. 561: Ms. LORETTA SANCHEZ of California.
H.R. 583: Mr. WELDON of Pennsylvania, Mr. BURTON of Indiana, Mr. REICHERT, Mrs. KELLY, Mr. ISSA, Mrs. SCHMIDT, and Mr. FITZPATRICK of Pennsylvania.
H.R. 602: Mr. FORD.
H.R. 615: Ms. ROYBAL-ALLARD and Mr. DAVIS of Tennessee.
H.R. 634: Ms. SCHAKOWSKY.
H.R. 668: Mr. STARK.
H.R. 699: Ms. KAPTUR and Mr. SMITH of Washington.
H.R. 769: Mr. NADLER.
H.R. 791: Mr. FORD.
H.R. 807: Ms. SCHWARTZ of Pennsylvania and Mr. RUPPERSBERGER.
H.R. 808: Mrs. CUBIN and Mr. CLYBURN.
H.R. 817: Mrs. EMERSON, Mr. SALAZAR, and Mr. KANJORSKI.
H.R. 823: Mr. MILLER of North Carolina.
H.R. 865: Mr. CROWLEY.
H.R. 874: Mr. SMITH of Texas.
H.R. 896: Mr. FERGUSON, Ms. JACKSON-LEE of Texas, Mr. STRICKLAND, and Mr. MURPHY.
H.R. 898: Mr. GOODE.
H.R. 910: Mr. STRICKLAND.
H.R. 916: Mr. GOHMERT.
H.R. 947: Mr. PRICE of North Carolina.
H.R. 1040: Mr. PENCE.
H.R. 1120: Mr. DOGGETT and Mr. NADLER.
H.R. 1124: Mr. MCCOTTER.
H.R. 1177: Ms. MOORE of Wisconsin.
H.R. 1214: Mr. SCOTT of Georgia.
H.R. 1226: Mr. GARRETT of New Jersey.
H.R. 1227: Mr. GOHMERT and Mr. TOWNS.
H.R. 1245: Mr. SWEENEY, Mr. LATHAM, Mr. MURTHA, and Mr. GILCHREST.
H.R. 1262: Mr. NADLER.
H.R. 1298: Mrs. KELLY, Mr. TOM DAVIS of Virginia, and Mr. HAYWORTH.
H.R. 1329: Mr. LOBIONDO.
H.R. 1333: Mr. MORAN of Kansas, Mr. DAVIS of Illinois, Mrs. NAPOLITANO, Mr. WELDON of Pennsylvania, and Mr. DOYLE.
H.R. 1356: Ms. LORETTA SANCHEZ of California, Mr. SCHWARZ of Michigan, and Ms. CORRINE BROWN of Florida.
H.R. 1357: Mr. KUHL of New York.
H.R. 1376: Mr. OSBORNE, Mr. NADLER, and Mr. CARDIN.
H.R. 1384: Mrs. CUBIN and Mr. TERRY.
H.R. 1426: Mr. ETHERIDGE, Mr. MCHENRY, and Ms. JACKSON-LEE of Texas.
H.R. 1498: Mr. NORWOOD and Mr. ETHERIDGE.
H.R. 1554: Mr. OWENS, Mr. BOEHLERT, Mr. RAMSTAD, and Mr. JENKINS.
H.R. 1558: Mr. BOSWELL.
H.R. 1632: Ms. BORDALLO, Mr. ETHERIDGE, and Mr. DAVIS of Illinois.
H.R. 1652: Mr. SCOTT of Georgia.
H.R. 1668: Mr. UDALL of Colorado.
H.R. 1671: Mr. HERGER and Mr. DOGGETT.
H.R. 1688: Mr. SERRANO.
H.R. 1707: Mr. MARKEY.
H.R. 1732: Mr. DAVIS of Tennessee.
H.R. 1733: Mr. DAVIS of Tennessee.
H.R. 1734: Mr. DAVIS of Tennessee.
H.R. 1836: Mr. MICA.
H.R. 1898: Mr. SAXTON.
H.R. 1951: Mr. FATTAH, Mr. HAYES, and Mr. SANDERS.
H.R. 2034: Mr. LUCAS.
H.R. 2051: Mr. FILNER, Mr. HINCHEY, and Mr. PLATTS.
H.R. 2356: Mr. HOLT and Ms. HARRIS.
H.R. 2378: Mrs. CHRISTENSEN and Mr. MCINTYRE.
H.R. 2488: Mr. FOSSELLA.
H.R. 2665: Mr. FORD.
H.R. 2669: Mr. MEEHAN.
H.R. 2671: Ms. DEGETTE.
H.R. 2739: Mr. NADLER.
H.R. 2793: Mr. ROSS.
H.R. 2835: Mr. NEAL of Massachusetts and Ms. MOORE of Wisconsin.
H.R. 2869: Mr. CUMMINGS.
H.R. 2928: Mr. SERRANO and Ms. LINDA T. SÁNCHEZ of California.
H.R. 2962: Mr. RAHALL.
H.R. 3004: Mr. BARROW.
H.R. 3006: Mr. DEFAZIO.
H.R. 3019: Mr. WELLER.
H.R. 3151: Mr. NADLER.
H.R. 3159: Mr. FOSSELLA.
H.R. 3318: Mr. WELDON of Pennsylvania.
H.R. 3326: Mr. SCOTT of Georgia.
H.R. 3352: Mr. WOLF.
H.R. 3361: Mr. AL GREEN of Texas, Mr. DANIEL E. LUNGREN of California, Ms. MCCOLLUM of Minnesota, Mr. STARK, Mr. PORTER, and Mr. LOBIONDO.
H.R. 3380: Mr. OBERSTAR.
H.R. 3427: Mr. WYNN and Ms. ESHOO.
H.R. 3438: Mrs. MUSGRAVE.
H.R. 3471: Ms. SCHAKOWSKY.
H.R. 3476: Mr. BARTON of Texas.
H.R. 3502: Mr. PAYNE.
H.R. 3532: Ms. KILPATRICK of Michigan.
H.R. 3628: Mr. HULSHOF, Mr. GEORGE MILLER of California, and Mr. EHLERS.
H.R. 3630: Mr. ANDREWS.
H.R. 3641: Mr. WATT.
H.R. 3689: Mr. MICHAUD.
H.R. 3762: Mr. WALSH, Ms. EDDIE BERNICE JOHNSON of Texas, and Ms. WATSON.
H.R. 3776: Mr. SPRATT.
H.R. 3779: Mr. HASTINGS of Florida.
H.R. 3954: Mr. THOMPSON of Mississippi, Mr. RUPPERSBERGER, Mr. FRANK of Massachusetts, Mr. STARK, and Mr. LYNCH.
H.R. 3968: Mr. WAXMAN.
H.R. 4033: Mr. BROWN of South Carolina, Mr. BUTTERFIELD, Ms. MCCOLLUM of Minnesota, and Mr. SMITH of Washington.
H.R. 4045: Mr. CROWLEY and Mr. SHAYS.
H.R. 4098: Ms. GINNY BROWN-WAITE of Florida, Mr. JINDAL, Mr. HAYWORTH, and Mr. HOLT.
H.R. 4188: Mr. WYNN.
H.R. 4197: Ms. BALDWIN.
H.R. 4215: Mr. GENE GREEN of Texas.
H.R. 4239: Mr. ANDREWS and Mr. STARK.
H.R. 4259: Mr. WAXMAN and Ms. MATSUI.
H.R. 4264: Mr. SANDERS and Mr. BROWN of Ohio.
H.R. 4293: Ms. JACKSON-LEE of Texas, Ms. BORDALLO, Mr. NADLER, Ms. SLAUGHTER, and Mr. BOUCHER.
H.R. 4341: Mr. BARRETT of South Carolina.
H.R. 4398: Mr. ROSS.
H.R. 4474: Ms. DELAURO.
H.R. 4517 Mr. PRICE of North Carolina, Mr. MACK, Mr. NADLER, and Mr. MICA.
H.R. 4562: Mr. GOODLATTE, Mr. MCHUGH, and Mr. SHADEGG.
H.R. 4597: Mr. DEFAZIO, Mr. ROSS, Mr. WAXMAN, Mr. HOLT, Ms. EDDIE BERNICE JOHNSON of Texas, Mrs. NAPOLITANO, and Mr. BROWN of South Carolina.
H.R. 4604: Ms. BERKLEY.
H.R. 4736: Mr. HOLT.
H.R. 4740: Mr. GERLACH, Mr. MEEHAN, and Mr. BEAUPREZ.
H.R. 4747: Mr. WU, Mr. LARSEN of Washington, Mr. FILNER, Mr. ROTHMAN, Mr. HINCHEY, Ms. SLAUGHTER, and Mr. SMITH of Washington.
H.R. 4767: Mr. WAXMAN.
H.R. 4769: Mr. LIPINSKI.
H.R. 4771: Ms. JACKSON-LEE of Texas.
H.R. 4776: Mr. LINDER.
H.R. 4791: Mr. MCCOTTER.
H.R. 4824: Mr. PITTS, Mr. BOUCHER, and Mrs. CAPPS.
H.R. 4829: Mr. SHAYS.
H.R. 4838: Mr. PUTNAM and Mr. FOLEY.
H.R. 4844: Mr. SESSIONS.
H.R. 4870: Mr. LOBIONDO.
H.R. 4873: Mr. BRADLEY of New Hampshire, Mr. SCOTT of Virginia, Mr. OTTER, Ms. MATSUI, and Mr. BAKER.
H.R. 4903: Ms. ESHOO and Mr. SHAYS.
H.R. 4904: Mr. WAXMAN, Ms. ESHOO, Mr. ANDREWS, and Mr. SHAYS.
H.R. 4922: Mr. MEEKS of New York.
H.R. 4949: Mr. HOLT.
H.R. 4992: Mr. SOUDER.
H.R. 4993: Mr. WEXLER, Ms. WOOLSEY, Mr. RAMSTAD, Mr. BROWN of Ohio, and Ms. MOORE of Wisconsin.
H.R. 4994: Mr. TIERNEY.
H.R. 5005: Mrs. MYRICK.
H.R. 5053: Mr. JENKINS.
H.R. 5092: Mr. SHERWOOD, Mrs. MYRICK, Mr. TANNER, Mr. MOLLOHAN, Mrs. CUBIN, Mrs. JO ANN DAVIS of Virginia, and Mr. CARDOZA.
H.R. 5103: Mr. GOODE.
H.R. 5113: Mr. TIERNEY.
H.R. 5120: Mr. HENSARLING and Mr. CANNON.
H.R. 5139: Mr. RYAN of Ohio, Mr. NORWOOD, Ms. EDDIE BERNICE JOHNSON of Texas, Mr. TIERNEY, and Ms. ESHOO.
H.R. 5140: Mr. TIERNEY.
H.R. 5150: Mr. SANDERS.
H.R. 5171: Mr. TIBERI, Mr. PLATTS, AND MR. PRICE of North Carolina.
H.R. 5177: Mr. DOYLE.
H.R. 5201: Mr. HOLT.
H.R. 5204: Mr. ANDREWS.
H.R. 5225: Mr. ETHERIDGE, Ms. MILLENDER-MCDONALD, and Ms. EDDIE BERNICE JOHNSON of Texas.
H.R. 5246: Mr. GUTKNECHT, Mr. CRAMER, Mr. BURGESS, Mr. MCGOVERN, Mr. FRANKS of Arizona, Mr. KIRK, Mr. KLINE, Mr. ROGERS of Alabama, and Mr. WAMP.
H.R. 5250: Mr. ROTHMAN.
H.R. 5268: Mr. FRANK of Massachusetts, Mr. STARK, and Ms. WOOLSEY.
H.R. 5269: Mr. FRANK of Massachusetts, Mr. STARK, and Ms. ESHOO.
H.R. 5278: Mr. FOSSELLA.
H.R. 5291: Mr. BOOZMAN and Ms. ROS-LEHTINEN.
H.R. 5309: Mr. REYNOLDS.
H.R. 5312: Ms. HERSETH and Mr. INSLEE.
H.R. 5324: Mr. ROTHMAN, Mr. GILLMOR, and Mrs. SCHMIDT.
H.R. 5332: Ms. ESHOO.
H.R. 5348: Mr. GRIJALVA, Mr. CARDOZA, Mr. LARSEN of Washington, and Ms. MCCOLLUM of Minnesota.
H.R. 5372: Mr. HIGGINS.
H.R. 5400: Mr. JINDAL and Mr. PRICE of North Carolina.
H.R. 5409: Mr. MCHENRY.
H.R. 5444: Mr. GORDON.
H.R. 5452: Mr. LOBIONDO, Mr. FORTUÑO, Mr. MICHAUD, and Mr. FORD.
H.R. 5455: Mr. TAYLOR of Mississippi.
H.R. 5457: Mrs. DRAKE.
H.R. 5465: Mr. GRIJALVA, Mr. JINDAL, and Mr. BOUCHER.
H.R. 5476: Mr. HYDE.
H.R. 5482: Mr. PAYNE.
H.R. 5493: Mr. JEFFERSON and Ms. BORDALLO.
H.R. 5499: Mr. ANDREWS and Mr. GOODLATTE.
H.R. 5506: Mr. SPRATT.
H.R. 5507: Mr. MCHENRY.
H.R. 5513: Ms. HERSETH, Mr. CUMMINGS, Mr. TIERNEY, Mr. DOGGETT, Mr. COBLE, Mr. MICHAUD, Mr. FRANK of Massachusetts, Mr. WILSON of South Carolina, Mr. JEFFERSON, Mr. SIMMONS, and Mr. BRADLEY of New Hampshire.
H.R. 5533: Mr. SHIMKUS and Mr. FERGUSON.
H.R. 5539: Ms. JACKSON-LEE of Texas.
H.R. 5555: Ms. BORDALLO and Mr. SESSIONS.
H.R. 5583: Mr. BARROW and Mr. BOREN.
H.R. 5598: Mr. LYNCH.
H.R. 5642: Mr. LANGEVIN, Mr. ISRAEL, Ms. MOORE of Wisconsin, Mr. FILNER, Mr. HASTINGS of Florida, Mr. JACKSON of Illinois, Mr. WELDON of Pennsylvania, Mr. THOMPSON of Mississippi, Mr. KIND, Mr. FITZPATRICK of Pennsylvania, Mrs. TAUSCHER, Mr. ANDREWS, Mr. CONYERS, Ms. LORETTA SANCHEZ of California, Ms. WATSON, Mr. CHANDLER, and Mr. PAYNE.

H.R. 5674: Mr. ABERCROMBIE, Mr. GEORGE MILLER of California, Mr. MOORE of Kansas, Mr. VAN HOLLEN, Mr. NEAL of Massachusetts, Mr. CLAY, and Mr. SMITH of Washington.

H.R. 5688: Mr. KUHL of New York, and Mr. SWEENEY.

H.R. 5693: Mr. WELDON of Pennsylvania, and Mr. CONAWAY.

H.R. 5697: Mr. YOUNG of Alaska.

H.R. 5700: Mr. MCCOTTER.

H.R. 5702: Mr. GINGREY, Mr. WESTMORELAND, and Mr. SESSIONS.

H.R. 5704: Mr. CUMMINGS, Mr. DUNCAN, Mr. GOODE, Mr. SCHIFF, Mr. TAYLOR of North Carolina, Mr. PAUL, Mr. DAVIS of Tennessee, Mr. GORDON, Mrs. MALONEY, Mr. MCCOTTER, Mr. MURPHY, Mr. SULLIVAN, Mr. RADANOVICH, Mrs. CUBIN, Mr. HERGER, Ms. GRANGER, Mr. SIMMONS, and Mr. AL GREEN of Texas.

H.R. 5707: Ms. MATSUI and Mr. MOLLOHAN.

H.R. 5744: Mrs. DRAKE.

H.R. 5752: Mr. SCHIFF and Mr. PLATTS.

H.R. 5755: Mr. LOBIONDO, Mrs. CAPITO, Mr. EVERETT, Mr. ENGLISH of Pennsylvania, Mr. GORDON, Mr. FITZPATRICK of Pennsylvania, Mr. SMITH of Washington, Mrs. MCCARTHY, Mr. MARSHALL, Mr. HERGER, Mr. KING of New York, and Ms. BERKLEY.

H.R. 5767: Mr. ENGLISH of Pennsylvania.

H.R. 5770: Ms. SOLIS and Mr. GRIJALVA.

H.R. 5772: Mr. EHLERS, Mr. MCCAUL of Texas, Mr. PLATTS, Mrs. MCMORRIS RODGERS, Mrs. KELLY, Mr. WOLF, Mr. HERGER, and Mr. RAMSTAD.

H.R. 5784: Mr. KUCINICH.

H.R. 5790: Mr. SHAW.

H.R. 5791: Mr. GORDON, Mr. PAUL, Mr. TIERNEY, and Mr. FRANK of Massachusetts.

H.R. 5803: Mr. MILLER of North Carolina.

H.R. 5819: Ms. SCHAKOWSKY.

H.R. 5823: Mr. BOEHLERT.

H.R. 5824: Mr. ENGLISH of Pennsylvania and Mr. EHLERS.

H.R. 5830: Mr. PASTOR, Ms. ZOE LOFGREN of California, and Mr. TIBERI.

H.R. 5834: Mr. HASTINGS of Florida, Mr. SCHIFF, Ms. MATSUI, Mr. PASTOR, Mrs. NAPOLITANO, Mr. BOUCHER, Mrs. TAUSCHER, Mr. LAHOOD, Mr. SANDERS, and Mr. FRANK of Massachusetts.

H.R. 5835: Mr. BARROW, Mrs. DAVIS of California, Mr. BARTLETT of Maryland, Mr. PASTOR, and Mrs. BLACKBURN.

H.R. 5840: Mrs. TAUSCHER.

H.R. 5859: Mr. WAMP, Mr. PENCE, Mr. HENSARLING, Mr. BARRETT of South Carolina, and Mrs. MYRICK.

H.R. 5862: Mr. SOUDER.

H.R. 5866: Mr. WHITFIELD.

H.R. 5886: Ms. BALDWIN, Mr. CUMMINGS, and Ms. SLAUGHTER.

H.R. 5888: Mr. MARSHALL, Mr. BARROW, Mr. KELLER, Mr. ADERHOLT, Mr. GORDON, Mr. RAMSTAD, Mr. DEAL of Georgia, Mr. HERGER, Mr. MCCOTTER, Mr. DAVIS of Tennessee, Mr. NEUGEBAUER, Mr. DEFAZIO, Mr. ROTHMAN, Mr. Fortuño, Mr. SNYDER, Mr. HYDE, Mr. WOLF, and Mr. PLATTS.

H.R. 5890: Mr. RENZI, Mr. SHUSTER, and Mr. MCCOTTER.

H.R. 5891: Mr. HINOJOSA and Mr. WEXLER.

H.R. 5894: Mr. FILNER.

H.R. 5902: Mr. CONYERS.

H.R. 5906: Mr. GOODE and Mr. BOEHLERT.

H.R. 5917: Mr. FOLEY, Mr. KING of New York, and Mr. ROGERS of Alabama.

H.R. 5918: Mr. CONYERS, Ms. JACKSON-LEE of Texas, Mr. EHLERS, and Mr. Rothman.

H.R. 5928: Mr. WEXLER, Mr. MELANCON, Mr. MICHAUD, Ms. EDDIE BERNICE JOHNSON of Texas, and Ms. MOORE of Wisconsin.

H.R. 5932: Mr. CRAMER and Mr. ENGLISH of Pennsylvania.

H.R. 5940: Mr. FILNER, Mr. CARDIN, Mr. PAUL, Ms. BORDALLO, Mr. ROTHMAN, Mr. GORDON, and Mr. BARROW.

H.R. 5944: Mr. SANDERS.

H.R. 5948: Mr. WEXLER, Mr. MCINTYRE, and Mr. WOLF.

H.R. 5965: Mr. MCNULTY, Mrs. MCCARTHY, Mr. DOYLE, Mr. WYNN, Mr. GRIJALVA, Mr. HINCHEY, Mr. PAYNE, Mr. FORD, Mr. HIGGINS, Ms. WASSERMAN Schultz, and Mr. LEWIS of Georgia.

H.R. 5996: Mr. PALLONE.

H.R. 6014: Mr. CARDOZA.

H.R. 6020: Mr. FATTAH.

H.R. 6027: Mr. GOODE.

H. J. Res. 23: Mr. ANDREWS.

H. Con. Res. 138: Mr. TOWNS and Mrs. MCCARTHY.

H. Con. Res. 158: Mr. SERRANO.

H. Con. Res. 197: Mr. LEACH.

H. Con. Res. 222: Mr. MARSHALL.

H. Con. Res. 231: Mr. WYNN.

H. Con. Res. 343: Mrs. MALONEY and Mr. RANGEL.

H. Con. Res. 348: Ms. LEE.

H. Con. Res. 415: Mr. SHAYS.

H. Con. Res. 419: Mr. WALSH, Mr. ACKERMAN, Mr. MCNULTY, Mr. HIGGINS, Ms. SLAUGHTER, Mr. MEEKS of New York, Mr. REYNOLDS, and Mr. CROWLEY.

H. Con. Res. 434: Mr. HINCHEY.

H. Con. Res. 444: Mr. ABERCROMBIE, Mr. RYAN of Ohio, Mr. GIBBONS, Mr. HAYES, Mrs. MCMORRIS RODGERS, Mr. BARTLETT of Maryland, Mr. JONES of North Carolina, Mr. REYES, Mr. SNYDER, Mr. WILSON of South Carolina, Mr. BURTON of Indiana, Ms. HARRIS, and Mr. KING of New York.

H. Con. Res. 450: Mr. OLVER.

H. Con. Res. 453: Mr. INSLEE, Mr. ROTHMAN, Mr. CASE, Ms. JACKSON-LEE of Texas, and Mr. FARR.

H. Con. Res. 464: Mr. CUELLAR.

H. Res. 295: Mr. MCINTYRE, Ms. LEE, Ms. MATSUI, Mr. MARSHALL, Mr. BLUMENAUER, and Mr. BOUCHER.

H. Res. 316: Mr. GONZALEZ.

H. Res. 526: Mr. MCGOVERN, Mr. SWEENEY, Ms. CARSON, Mr. SMITH of New Jersey, Ms. CORRINE BROWN of Florida, Mr. ETHERIDGE, Mr. RUPPERSBERGER, Mr. KILDEE, and Mr. SHAYS.

H. Res. 635: Mr. ROTHMAN.

H. Res. 636: Mr. ROTHMAN.

H. Res. 637: Mr. ROTHMAN.

H. Res. 745: Mr. DAVIS of Tennessee, Mr. DAVIS of Illinois, Mr. MCCRERY, Mr. PRICE of North Carolina, Mr. SHAYS, and Mr. CLEAVER.

H. Res. 790: Mr. RUSH and Mr. THOMPSON of Mississippi.

H. Res. 822: Ms. WATSON.

H. Res. 838: Mr. GOODLATTE and Mr. DAVIS of Kentucky.

H. Res. 888: Mr. MCDERMOTT, Ms. HOOLEY, Mr. DEFAZIO, and Mr. ROTHMAN.

H. Res. 912: Ms. WASSERMAN SCHULTZ.

H. Res. 931: Mr. CONYERS, Mr. SERRANO, Mr. BECERRA, Ms. WOOLSEY, Ms. EDDIE BERNICE JOHNSON of Texas, Mr. BOYD, Mr. HINOJOSA, Mr. ANDREWS, Mr. MELANCON, Ms. ZOE LOFGREN of California, Mr. FRANK of Massachusetts, Mr. HASTINGS of Florida, Mr. DOYLE, Mr. ETHERIDGE, Mr. WYNN, Mr. GONZALEZ, Mr. ISRAEL, Mr. CUMMINGS, Mr. PETERSON of Minnesota, Mr. SPRATT, Mr. BERMAN, Mr. VAN HOLLEN, Mr. GRIJALVA, Mr. SABO, Mr. PASTOR, Mr. ROTHMAN, and Ms. WASSERMAN SCHULTZ.

H. Res. 940: Mr. ENGEL, Mr. MEEKS of New York, Ms. LEE, Mr. PASCRELL, Mr. BLUMENAUER, Mr. HINOJOSA, and Mr. SOUDER.

H. Res. 945: Ms. MOORE of Wisconsin.

H. Res. 959: Ms. BORDALLO, Mr. PAYNE, Mr. RUPPERSBERGER, Mr. FORTUÑO, and Mr. GORDON.

H. Res. 960: Mr. FORTUÑO, Mr. SENSENBRENNER, and Mr. COOPER.

H. Res. 961: Mr. PRICE of North Carolina.

H. Res. 962: Mr. SULLIVAN, Mr. MCDERMOTT, and Mr. SENSENBRENNER.

H. Res. 964: Ms. JACKSON-LEE of Texas, Mr. RAMSTAD, Mr. BROWN of South Carolina, Mr. MATHESON, Ms. BORDALLO, Mr. WALSH, Mr. SALAZAR, Mrs. CAPPS, Mr. CUMMINGS, Mr. MURPHY, Mr. BILIRAKIS, and Mr. LARSEN of Washington.

H. Res. 967: Mr. KUCINICH, Mr. WEXLER, and Mr. MCDERMOTT.

H. Res. 970: Mr. RUPPERSBERGER, Mr. STARK, Mr. LEWIS of Georgia, Mr. PAYNE, Mr. BACA, and Mr. GRIJALVA.

H. Res. 972: Mr. WOLF.

H. Res. 973: Ms. CARSON, Mr. FRANK of Massachusetts, Mr. KANJORSKI, Mrs. MALONEY, Mr. OXLEY, Mr. BACHUS, Ms. BEAN, Mr. GUTIERREZ, Mr. FORD, Mr. CLAY, Mr. MOORE of Kansas, Mrs. MCCARTHY, Mr. SCOTT of Georgia, Mr. CLEAVER, Mr. AL GREEN of Texas, Ms. MOORE of Wisconsin, Mrs. NAPOLITANO, Ms. JACKSON-LEE of Texas, Mr. LEWIS of Georgia, Mr. JONES of North Carolina, Ms. WATERS, Mr. ORTIZ, Mr. CROWLEY, Mr. COOPER, Mr. MEEKS of New York, Mr. DREIER, Mr. BACA, Mr. BUTTERFIELD, Ms. MILLENDER-MCDONALD, Mr. PLATTS, Mr. SHAYS, Ms. LEE, Ms. HOOLEY, Ms. LORETTA SANCHEZ of California, Mr. MURPHY, Ms. MATSUI, Mr. PEARCE, Mrs. JOHNSON of Connecticut, Mr. GRIJALVA, Mr. JOHNSON of Illinois, Mr. CAPUANO, Mr. KIRK, Mr. DAVIS of Alabama, Mr. BOSWELL, Ms. EDDIE BERNICE JOHNSON of Texas, Mr. GONZALEZ, Mr. PAYNE, Mr. FITZPATRICK of Pennsylvania, Ms. LINDA T. SÁNCHEZ of California, Mr. CAMPBELL OF CALIFORNIA, MR. GARRETT of New Jersey, Mr. CUMMINGS, Ms. WASSERMAN SCHULTZ, Mr. HIGGINS, Mr. LARSEN of Washington, Mr. SHIMKUS, and Mr. BAKER.

H. Res. 974: Mr. TANNER, Mr. WU, Mr. SIMMONS, Mr. MCGOVERN, Mr. MCNULTY, Mr. WEXLER, Mr. MURTHA, Mr. HINCHEY, Mr. UPTON, Mr. WOLF, Mrs. JO ANN DAVIS of Virginia, Mr. ETHERIDGE, Mr. CROWLEY, Mr. HOLT, Mr. BERMAN, Mr. OLVER, Mr. FITZPATRICK of Pennsylvania, Mr. CONYERS, Mr. RAMSTAD, Mr. HIGGINS, Mr. CARDIN, and Mr. MARKEY.

H. Res. 977: Mr. KUCINICH.

THURSDAY, SEPTEMBER 7, 2006 (80)

The House was called to order by the SPEAKER.

¶80.1 APPROVAL OF THE JOURNAL

The SPEAKER announced he had examined and approved the Journal of the proceedings of Wednesday, September 6, 2006.

Pursuant to clause 1, rule I, the Journal was approved.

¶80.2 COMMUNICATIONS

Executive and other communications, pursuant to clause 8, rule XII, were referred as follows:

9190. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Bifenazate; Pesticide Tolerance [EPA-HQ-OPP-2006-0327; FRL-8090-1] received August 25, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

9191. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Ethofumesate; Pesticide Tolerance [EPA-HQ-OPP-2005-0537; FRL-8086-2] received August 25, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

9192. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — S-metolachlor; Pesticide Tolerance [EPA-HQ-OPP-2006-0292; FRL-8090-2] received August 25, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

9193. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Azoxystrobin; Pesticide Tolerance [EPA-HQ-OPP-2005-0540; FRL-8086-9] received August 15, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

9194. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Dimethenamid; Pesticide Tolerance [EPA-HQ-OPP-2006-0165; FRL-8079-3] received August 15, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

9195. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Triflumizole; Pesticide Tolerances for Emergency Exemptions [EPA-HQ-OPP-2006-0461; FRL-8078-1] received August 15, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

9196. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Bifenthrin; Pesticide Tolerance [EPA-HQ-OPP-2006-0366; FRL-8081-7] received August 9, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

9197. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Copper Sulfate Pentahydrate; Tolerance Exemption in or on Various Food and Feed Commodities [EPA-HQ-OPP-2005-0314; FRL-8085-3] received August 15, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

9198. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Imidacloprid; Pesticide Tolerances [EPA-HQ-OPP-2005-0542; FRL-8081-8] received August 9, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

9199. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Lepidopteran Pheromones; Exemption from the Requirement of a Tolerance [EPA-HQ-OPP-2006-0529; FRL-8083-8] received August 9, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

9200. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Pesticide Management and Disposal; Standards for Pesticide Containers and Containment [EPA-HQ-OPP-2005-0327; FRL-8076-2] (RIN: 2070-AB95) received August 9, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

9201. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Pesticides; Procedural Regulations for Registration Review [EPA-HQ-OPP-2004-0404; FRL-8080-4] (RIN: 2070-AD29) received August 9, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

9202. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Sanitizers with No Food-Contact Uses in Registered Pesticide Products; Revocation of Tolerance Exemptions [EPA-HQ-OPP-2006-0495; FRL-8086-1] received August 9, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

9203. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Inorganic Bromide; Tolerance Actions [EPA-HQ-OPP-2005-0123; FRL-8077-6] received August 9, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

9204. A letter from the Chief, Programs and Legislation Division, Department of the Air Force, Department of Defense, transmitting Notice of the decision to conduct a standard competition of the 57th Maintenance Groups performed by civilian personnel in the Department of the Air Force, pursuant to 10 U.S.C. 2461; to the Committee on Armed Services.

9205. A letter from the Principal Deputy Under Secretary for Personnel and Readiness, Department of Defense, transmitting authorization of the enclosed list of officers to wear the insignia of the grade of brigadier general accordance with title 10, United States Code, section 777; to the Committee on Armed Services.

9206. A letter from the Principal Deputy Under Secretary for Personnel and Readiness, Department of Defense, transmitting the Department's report on how information is provided to potential recruits and to new entrants into the Armed Forces on ''Stop Loss'' authorities and initial periods of military service obligation, pursuant to Section 546 of the National Defense Authorization Act for Fiscal Year 2006; to the Committee on Armed Services.

9207. A letter from the Principal Deputy Under Secretary for Personnel and Readiness, Department of Defense, transmitting authorization of the enclosed list of officers to wear the insignia of the next higher grade in accordance with title 10, United States Code, section 777; to the Committee on Armed Services.

9208. A letter from the Assistant Secretary for Health Affairs, Department of Defense, transmitting a letter in response to Senate Report 109-141 requesting comparison of accession bonuses, salaries and other benefits offered by the Department of Defense and the Department of Veterans Affairs; to the Committee on Armed Services.

9209. A letter from the Chairman and President, Export-Import Bank, transmitting a report on transactions involving U.S. exports to Mexico pursuant to Section 2(b)(3) of the Export-Import Bank Act of 1945, as amended; to the Committee on Financial Services.

9210. A letter from the Chairman and President, Export-Import Bank, transmitting a report on transactions involving U.S. exports to India pursuant to Section 2(b)(3) of the Export-Import Bank Act of 1945, as amended; to the Committee on Financial Services.

9211. A letter from the Chairman and President, Export-Import Bank, transmitting a report on transactions involving U.S. exports to Brazil pursuant to Section 2(b)(3) of the Export-Import Bank Act of 1945, as amended; to the Committee on Financial Services.

9212. A letter from the Chairman and President, Export-Import Bank, transmitting a report on transactions involving U.S. exports to Mexico pursuant to Section 2(b)(3) of the Export-Import Bank Act of 1945, as amended; to the Committee on Financial Services.

9213. A letter from the Chairman and President, Export-Import Bank, transmitting a report on transactions involving U.S. exports to Mexico pursuant to Section 2(b)(3) of the Export-Import Bank Act of 1945, as amended; to the Committee on Financial Services.

9214. A letter from the Chairman and President, Export-Import Bank, transmitting a report on transactions involving U.S. exports to India pursuant to Section 2(b)(3) of the Export-Import Bank Act of 1945, as amended; to the Committee on Financial Services.

9215. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Tribal Strategy; Solid Waste Disposal Act, Subtitle I, as amended by Title XV, Subtitle B of the Energy Policy Act of 2005 [FRL-8208-4] received August 14, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

9216. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Approval and Promulgation of Implementation Plans; State of Iowa [EPA-R07-OAR-2006-0484; FRL-8213-9] received August 25, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

9217. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Amendments to Regulations for Heavy-Duty Diesel Engines [EPA-HQ-OAR-2005-0474; FRL-8214-9] (RIN: 2060-AN70) received August 25, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

9218. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Determination of Attainment; Approval and Promulgation of Implementation Plans and Designation of Areas for Air Quality Planning Purposes; Indiana; Redesignation of Allen County 8-hour Ozone Nonattainment Area to Attainment for Ozone [EPA-R05-OAR-2006-0399; FRL-8214-5] received August 25, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

9219. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Revisions to the California State Implementation Plan, South Coast Air Quality Management District [EPA-R09-OAR-2006-0225; FRL-8207-9] received August 25, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

9220. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Approval and Promulgation of Air Quality Implementation Plans; Virginia; Amendments to Existing Regulation Provisions Concerning Maintenance, Nonattainment, and Prevention of Significant Deterioration Areas [EPA-R03-OAR-2005-VA-0010; FRL-8211-2] received August 15, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

9221. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Approval and Promulgation of Air Quality Implementation Plans; Virginia; Revised Definition of ''Volatile Organic Compound'' [EPA-R03-OAR-2006-0153; FRL-8211-1] received August 15, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

9222. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Approval and Promulgation of Implementation Plans; State of Missouri [EPA-R07-OAR-2006-046 7; FRL-8209-9] received August 15, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

9223. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Health and Safety Data Reporting; Addition of Certain Chemicals [EPA-HQ-OPPT-2005-0055; FRL-7764-7] (RIN: 2070-AB11) received August 15, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

9224. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Preliminary Assessment Information Reporting; Addition of Certain

Chemicals [EPA-HQ-OPPT-2005-0014; FRL-7764-9] (RIN: 2070-AB08) received August 15, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

9225. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Reportable Quantity Adjustments for Carbamates and Carbamate-Related Hazardous Waste Streams; Reportable Quantity Adjustment for Inorganic Chemical Manufacturing Process Waste (K178) [EPA-HQ-SFUND-2002-0010; EPA-HQ-SFUND-2002-0011; FRL-8210-5] (RIN: 2050-AE12) received August 15, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

9226. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Approval and Promulgation of Air Quality Implementation Plans; State of South Dakota; Revisions to the Administrative Rules of South Dakota [EPA-R08-OAR-2006-0604; FRL-8208-8] received August 9, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

9227. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Approval and Promulgation of Implementation Plans and Designation of Areas for Air Quality Planning Purposes; Tennessee; Redesignation of the Montgomery County, Tennessee Portion of the Clarksville-Hopkinsville 8-Hour Ozone Nonattainment Area to Attainment; Correcting Amendment [EPA-R04-OAR-2005-TN-0007-200527(c) FRL-8208-9] received August 9, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

9228. A letter from the Assistant Legal Adviser for Treaty Affairs, Department of State, transmitting Copies of international agreements, other than treaties, entered into by the United States, pursuant to 1 U.S.C. 112b; to the Committee on International Relations.

9229. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting consistent with the Authorization for Use of Military Force Against Iraq Resolution of 2002 (Pub. L. 107-243), the Authorization for the Use of Force Against Iraq Resolution (Pub. L. 102-1), and in order to keep the Congress fully informed, a report prepared by the Department of State for the June 15, 2006 — August 15, 2006 reporting period including matters relating to post-liberation Iraq under Section 7 of the Iraq Liberation Act of 1998 (Pub. L. 105-338); to the Committee on International Relations.

9230. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting a report for 2005 on the International Atomic Energy Agency (IAEA) Activities in countries described in Section 307 (a) of the Foreign Assistance Act, pursuant to Public Law 105-277, section 2809(c)(2); to the Committee on International Relations.

9231. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting pursuant to section 36(c) of the Arms Export Control Act, certification regarding the proposed license for the export of defense equipment to the Government of the Kingdom of Saudi Arabia (Transmittal No. DDTC 028-06); to the Committee on International Relations.

9232. A letter from the White House Liaison, Department of Commerce, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Government Reform.

9233. A letter from the Secretary, Department of Housing and Urban Development, transmitting the Department's FY 2007 Annual Performance Plan; to the Committee on Government Reform.

9234. A letter from the Attorney Advisor, Department of Transportation, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Government Reform.

9235. A letter from the Attorney Advisor, Department of Transportation, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Government Reform.

9236. A letter from the Chairman, Federal Deposit Insurance Corporation, transmitting the Corporation's report for FY 2005 and the preceding four fiscal years on the activities to ensure accountability for antidiscrimination and whistleblower laws related to employment, pursuant to Public Law 107-174, section 203; to the Committee on Government Reform.

9237. A letter from the Chairman, National Endowment for the Arts, transmitting pursuant to the provisions of the Federal Activities Inventory Reform (FAIR) Act of 1998 (Pub. L. 105-270) and OMB Circular A-76, Performance of Commercial Activities, the Endowment's FY 2006 inventory of commercial activities performed by federal employees and inventory of inherently governmental activities; to the Committee on Government Reform.

9238. A letter from the Chairman, National Labor Relations Board, transmitting the Inherently Governmental and Commercial Activities Inventory as required by the Federal Activities Inventory Reform Act of 1998 (the FAIR ACT); to the Committee on Government Reform.

9239. A letter from the Chairman, National Transportation Safety Board, transmitting the Board's 2006 FAIR Act inventory; to the Committee on Government Reform.

9240. A letter from the Commissioner, Social Security Administration, transmitting the second annual report of the Administration's use of the category rating system; to the Committee on Government Reform.

¶80.3 PROVIDING FOR CONSIDERATION OF H.R. 503

Mr. Lincoln DIAZ-BALART of Florida, by direction of the Committee on Rules, called up the following resolution (H. Res. 981):

Resolved, That at any time after the adoption of this resolution the Speaker may, pursuant to clause 2(b) of rule XVIII, declare the House resolved into the Committee of the Whole House on the state of the Union for consideration of the bill (H.R. 503) to amend the Horse Protection Act to prohibit the shipping, transporting, moving, delivering, receiving, possessing, purchasing, selling, or donation of horses and other equines to be slaughtered for human consumption, and for other purposes. The first reading of the bill shall be dispensed with. All points of order against consideration of the bill are waived. General debate shall be confined to the bill and shall not exceed one hour and twenty minutes equally divided and controlled by the Majority Leader and the Minority Leader or their designees. After general debate the bill shall be considered for amendment under the five-minute rule. The bill shall be considered as read. Notwithstanding clause 11 of rule XVIII, no amendment shall be in order except those printed in the report of the Committee on Rules accompanying this resolution. Each such amendment may be offered only in the order printed in the report, may be offered only by a Member designated in the report, shall be considered as read, shall be debatable for the time specified in the report equally divided and controlled by the proponent and an opponent, shall not be subject to amendment, and shall not be subject to a demand for division of the question in the House or in the Committee of the Whole. All points of order against such amendments are waived. At the conclusion of consideration of the bill for amendment the Committee shall rise and report the bill to the House with such amendments as may have been adopted. The previous question shall be considered as ordered on the bill and amendments thereto to final passage without intervening motion except one motion to recommit with or without instructions.

When said resolution was considered.

After debate,

On motion of Mr. Lincoln DIAZ-BALART of Florida, the previous question was ordered on the resolution to its adoption or rejection.

The question being put, viva voce,

Will the House agree to said resolution?

The SPEAKER pro tempore, Mr. ADERHOLT, announced that the yeas had it.

Mr. SWEENEY demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The vote was taken by electronic device.

It was decided in the affirmative { Yeas ..... 351 / Nays 40

¶80.4 [Roll No. 430]

YEAS—351

Ackerman	Chabot	Franks (AZ)
Aderholt	Chocola	Frelinghuysen
Akin	Clay	Garrett (NJ)
Alexander	Cleaver	Gerlach
Allen	Clyburn	Gibbons
Baca	Coble	Gilchrest
Bachus	Cole (OK)	Gillmor
Baker	Conaway	Gingrey
Barrett (SC)	Cooper	Gohmert
Bartlett (MD)	Costa	Gonzalez
Barton (TX)	Cramer	Goode
Bass	Crenshaw	Goodlatte
Bean	Crowley	Gordon
Berkley	Cuellar	Granger
Berman	Culberson	Graves
Biggert	Davis (AL)	Green, Al
Bilbray	Davis (CA)	Green, Gene
Bishop (GA)	Davis (FL)	Grijalva
Bishop (NY)	Davis (IL)	Gutierrez
Bishop (UT)	Davis (KY)	Gutknecht
Blackburn	Davis (TN)	Hall
Blunt	Davis, Jo Ann	Harman
Boehlert	Davis, Tom	Hart
Boehner	Deal (GA)	Hastings (WA)
Bonilla	DeGette	Hayes
Bonner	Delahunt	Hayworth
Bono	DeLauro	Hefley
Boozman	Dent	Hensarling
Boren	Diaz-Balart, L.	Herger
Boucher	Diaz-Balart, M.	Higgins
Boustany	Dicks	Hinojosa
Boyd	Dingell	Hoekstra
Bradley (NH)	Doggett	Holden
Brady (PA)	Doolittle	Holt
Brady (TX)	Dreier	Honda
Brown (OH)	Duncan	Hooley
Brown (SC)	Edwards	Hostettler
Brown, Corrine	Ehlers	Hoyer
Brown-Waite, Ginny	Emerson	Hulshof
Burgess	Engel	Hunter
Burton (IN)	English (PA)	Inglis (SC)
Butterfield	Eshoo	Inslee
Buyer	Etheridge	Israel
Calvert	Everett	Issa
Camp (MI)	Farr	Jackson (IL)
Campbell (CA)	Feeney	Jackson-Lee (TX)
Cannon	Ferguson	Jefferson
Cantor	Filner	Jenkins
Capito	Fitzpatrick (PA)	Jindal
Capps	Flake	Johnson (CT)
Cardoza	Foley	Johnson, E. B.
Carnahan	Forbes	Jones (NC)
Carson	Fortenberry	Jones (OH)
Carter	Fossella	Kaptur
Case	Foxx	Keller
	Frank (MA)	

Kelly
Kennedy (MN)
Kildee
Kilpatrick (MI)
Kind
King (IA)
King (NY)
Kingston
Kline
Knollenberg
Kolbe
Kucinich
Kuhl (NY)
LaHood
Langevin
Lantos
Larsen (WA)
Larson (CT)
Latham
LaTourette
Leach
Lee
Levin
Lewis (KY)
Linder
Lipinski
LoBiondo
Lofgren, Zoe
Lowey
Lucas
Lungren, Daniel E.
Lynch
Mack
Maloney
Manzullo
Marchant
Markey
Marshall
Matheson
Matsui
McCarthy
McCaul (TX)
McCollum (MN)
McCotter
McCrery
McDermott
McHenry
McHugh
McIntyre
McKeon
McMorris Rodgers
McNulty
Meehan
Meek (FL)
Meeks (NY)
Mica
Millender-McDonald
Miller (FL)
Miller (MI)
Miller (NC)
Miller, George
Mollohan
Moore (WI)
Moran (KS)
Musgrave
Myrick
Napolitano
Neal (MA)
Neugebauer
Northup
Norwood
Ortiz
Otter
Oxley
Pallone
Pascrell
Pastor
Paul
Payne
Pearce
Pelosi
Pence
Peterson (PA)
Petri
Pickering
Pitts
Platts
Poe
Pombo
Porter
Price (GA)
Price (NC)
Pryce (OH)
Putnam
Radanovich
Rahall
Ramstad
Rangel
Regula
Rehberg
Reichert
Renzi
Reyes
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Ros-Lehtinen
Ross
Rothman
Roybal-Allard
Ruppersberger
Ryan (OH)
Ryan (WI)
Ryun (KS)
Sabo
Salazar
Sanchez, Loretta
Sanders
Saxton
Schakowsky
Schiff
Schmidt
Schwartz (PA)
Schwarz (MI)
Scott (GA)
Scott (VA)
Sensenbrenner
Serrano
Shadegg
Shaw
Shays
Sherman
Sherwood
Shimkus
Shuster
Simmons
Simpson
Smith (NJ)
Smith (TX)
Smith (WA)
Sodrel
Souder
Spratt
Stark
Stearns
Stupak
Sullivan
Sweeney
Tancredo
Tauscher
Taylor (NC)
Terry
Thomas
Thompson (CA)
Thompson (MS)
Thornberry
Tiahrt
Tiberi
Tierney
Turner
Udall (CO)
Upton
Van Hollen
Visclosky
Walden (OR)
Walsh
Wamp
Wasserman Schultz
Waters
Watson
Weiner
Weldon (FL)
Weldon (PA)
Weller
Westmoreland
Wexler
Whitfield
Wicker
Wilson (NM)
Wilson (SC)
Wolf
Woolsey
Wynn

NAYS—40

Abercrombie
Baird
Baldwin
Barrow
Berry
Blumenauer
Boswell
Capuano
Castle
Chandler
Conyers
Costello
DeFazio
Ford
Herseth
Hinchey
Kanjorski
Kennedy (RI)
Lewis (GA)
McGovern
Melancon
Michaud
Moore (KS)
Moran (VA)
Oberstar
Obey
Olver
Peterson (MN)
Pomeroy
Skelton
Slaughter
Snyder
Solis
Tanner
Taylor (MS)
Udall (NM)
Velázquez
Watt
Waxman
Wu

NOT VOTING—41

Andrews
Beauprez
Becerra
Bilirakis
Cardin
Cubin
Cummings
Doyle
Drake
Emanuel
Evans
Fattah
Gallegly
Green (WI)
Harris
Hastings (FL)
Hobson
Hyde
Istook
Johnson (IL)
Johnson, Sam
Kirk
Lewis (CA)
McKinney
Miller, Gary
Murphy
Murtha
Nadler
Ney
Nunes
Nussle
Osborne
Owens
Royce
Rush
Sánchez, Linda T.
Sessions
Strickland
Towns
Young (AK)
Young (FL)

So the resolution was agreed to.

A motion to reconsider the vote whereby said resolution was agreed to was, by unanimous consent, laid on the table.

¶80.5 ORDER OF BUSINESS—FURTHER PROCEEDINGS ON VOTES

On motion of Mr. BOEHNER, by unanimous consent,

Ordered, That, during further proceedings today in the House and in the Committee of the Whole House on the state of the Union, the Chair be authorized to reduce to two minutes the minimum time for electronic voting on any question that otherwise could be subjected to five-minute voting under clause 8 or 9 of rule XX or under clause 6 of rule XVIII.

¶80.6 DEFENSE AUTHORIZATION FY 2007

On motion of Mr. HEFLEY, by unanimous consent, the bill (H.R. 5122) to authorize appropriations for fiscal year 2007 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe military personnel strengths for such fiscal year, and for other purposes; together with the amendment of the Senate thereto, was taken from the Speaker's table.

When on motion of Mr. HEFLEY, it was,

Resolved, That the House disagree to the amendment of the Senate and agree to a conference with the Senate on the disagreeing votes of the two Houses thereon.

Ordered, That the Clerk notify the Senate thereof.

¶80.7 MOTION TO INSTRUCT CONFEREES—H.R. 5122

Mr. EDWARDS moved that the managers on the part of the House at the conference on the disagreeing votes of the two Houses on the amendment of the Senate to H.R. 5122, be instructed to agree to the provisions contained in section 721 of the amendment of the Senate (relating to treatment of TRICARE retail pharmacy network under Federal procurement of pharmaceuticals).

After debate,

By unanimous consent, the previous question was ordered on the motion to instruct the managers on the part of the House.

The question being put, viva voce,

Will the House agree to said motion?

The SPEAKER pro tempore, Mr. FOLEY, announced that the yeas had it.

Mr. EDWARDS demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mr. FOLEY, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed.

¶80.8 MESSAGE FROM THE SENATE

A message from the Senate by Ms. Curtis, one of its clerks, announced that the Senate has passed with amendments in which the concurrence of the House is requested, a bill of the House of the following title:

H.R. 2066. An Act to amend title 40, United States Code, to establish a Federal Acquisition Service, to replace the General Supply Fund and the Information Technology Fund with an Acquisition Services Fund, and for other purposes.

¶80.9 HORSE PROTECTION

The SPEAKER pro tempore, Mr. FOLEY, pursuant to House Resolution 981 and rule XVIII, declared the House resolved into the Committee of the Whole House on the state of the Union for the consideration of the bill (H.R. 503) to amend the Horse Protection Act to prohibit the shipping, transporting, moving, delivering, receiving, possessing, purchasing, selling, or donation of horses and other equines to be slaughtered for human consumption, and for other purposes.

The SPEAKER pro tempore, Mr. FOLEY, by unanimous consent, designated Mr. PUTNAM as Chairman of the Committee of the Whole; and after some time spent therein,

¶80.10 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment numbered 3, printed in House Report 109-642, submitted by Mr. GOODLATTE:

In the paragraph (8) of section 5 of the Horse Protection Act, which is being added by subsection (c)(2) of section 1 of the bill, strike ''consumption.'' and insert the following: ''consumption, except that this prohibition shall not take effect until 30 days after the date on which the Secretary of Agriculture certifies to Congress that sufficient sanctuaries exist in the United States to care for any horses that may be unwanted as a result of this prohibition.''.

It was decided in the negative ..... { Yeas ..... 177; Nays ..... 229; Answered present 1 }

¶80.11 [Roll No. 431]

AYES—177

Akin
Alexander
Baca
Bachus
Baker
Barrett (SC)
Barrow
Barton (TX)
Berry
Bishop (GA)
Bishop (UT)
Blackburn
Blunt
Boehlert
Boehner
Bonilla
Bonner
Boozman
Boren
Boswell
Boucher
Boustany
Boyd
Bradley (NH)
Brady (TX)
Brown-Waite, Ginny
Burgess
Butterfield
Buyer
Camp (MI)
Cannon
Cantor
Cardoza
Carter
Chocola
Coble
Cole (OK)
Conaway
Cooper
Costa
Cramer
Cubin
Cuellar
Culberson
Davis (KY)
Davis (TN)
Deal (GA)
Dingell
Doolittle
Drake
Duncan
Edwards
Ehlers
Emerson
Etheridge
Everett
Feeney
Filner
Flake
Ford
Fortenberry
Foxx
Franks (AZ)
Garrett (NJ)
Gillmor
Gingrey
Gohmert
Goode
Goodlatte
Gordon
Granger
Graves
Gutknecht
Hart
Hastings (FL)
Hastings (WA)
Hayes
Hefley
Hensarling
Herger
Herseth
Hinojosa
Hobson
Holden
Honda
Hulshof
Jenkins
Kennedy (MN)
Kind
King (IA)
Kingston
Knollenberg
Kolbe
Kuhl (NY)
LaHood

Larsen (WA)
Latham
Lewis (CA)
Lewis (KY)
Lucas
Lungren, Daniel E.
Mack
Manzullo
Marchant
Marshall
Matheson
McCaul (TX)
McCrery
McDermott
McHenry
McHugh
McIntyre
McKeon
McMorris Rodgers
Melancon
Mica
Miller (MI)
Moran (KS)
Murtha
Musgrave
Myrick
Neugebauer
Northup
Norwood
Oberstar
Ortiz
Osborne
Otter
Pastor
Pearce
Pence
Peterson (MN)
Peterson (PA)
Petri
Pickering
Poe
Pombo
Pomeroy
Putnam
Radanovich
Rehberg
Reyes
Rogers (AL)
Rohrabacher
Ross
Rush
Ryan (WI)
Ryun (KS)
Salazar
Schwarz (MI)
Sensenbrenner
Sessions
Shadegg
Sherwood
Shimkus
Simpson
Skelton
Smith (TX)
Sodrel
Souder
Stearns
Stupak
Sullivan
Tancredo
Taylor (NC)
Terry
Thomas
Thornberry
Tiahrt
Tiberi
Udall (CO)
Walden (OR)
Wamp
Weldon (FL)
Westmoreland
Wicker
Wilson (NM)

NOES—229

Abercrombie
Ackerman
Aderholt
Allen
Andrews
Baird
Baldwin
Bartlett (MD)
Bass
Bean
Becerra
Berkley
Berman
Biggert
Bilbray
Bishop (NY)
Blumenauer
Bono
Brady (PA)
Brown (OH)
Brown (SC)
Brown, Corrine
Burton (IN)
Calvert
Campbell (CA)
Capito
Capps
Capuano
Cardin
Carnahan
Carson
Case
Castle
Chabot
Chandler
Clay
Cleaver
Clyburn
Conyers
Costello
Crenshaw
Crowley
Davis (AL)
Davis (CA)
Davis (FL)
Davis (IL)
Davis, Jo Ann
Davis, Tom
DeFazio
DeGette
Delahunt
DeLauro
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Dicks
Doggett
Dreier
Emanuel
Engel
English (PA)
Eshoo
Farr
Fattah
Ferguson
Fitzpatrick (PA)
Foley
Forbes
Fossella
Frank (MA)
Frelinghuysen
Gerlach
Gibbons
Gilchrest
Gonzalez
Green, Al
Green, Gene
Grijalva
Gutierrez
Hall
Harman
Hayworth
Higgins
Hinchey
Hoekstra
Holt
Hooley
Hostettler
Hoyer
Hunter
Hyde
Inglis (SC)
Inslee
Israel
Issa
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Jindal
Johnson (CT)
Johnson (IL)
Johnson, E. B.
Jones (NC)
Jones (OH)
Kanjorski
Kaptur
Keller
Kelly
Kennedy (RI)
Kildee
Kilpatrick (MI)
King (NY)
Kirk
Kline
Kucinich
Langevin
Lantos
Larson (CT)
LaTourette
Leach
Lee
Levin
Lewis (GA)
Linder
Lipinski
LoBiondo
Lofgren, Zoe
Lowey
Lynch
Maloney
Markey
Matsui
McCarthy
McCollum (MN)
McCotter
McGovern
McNulty
Meehan
Meek (FL)
Meeks (NY)
Michaud
Miller (NC)
Miller, George
Mollohan
Moore (KS)
Moore (WI)
Moran (VA)
Napolitano
Neal (MA)
Ney
Olver
Owens
Pallone
Pascrell
Paul
Payne
Pelosi
Pitts
Platts
Porter
Price (GA)
Price (NC)
Pryce (OH)
Rahall
Ramstad
Regula
Reichert
Renzi
Reynolds
Rogers (KY)
Rogers (MI)
Ros-Lehtinen
Rothman
Roybal-Allard
Royce
Ruppersberger
Ryan (OH)
Sabo
Sanchez, Loretta
Sanders
Saxton
Schakowsky
Schiff
Schmidt
Schwartz (PA)
Scott (GA)
Scott (VA)
Serrano
Shaw
Shays
Sherman
Shuster
Simmons
Slaughter
Smith (NJ)
Smith (WA)
Snyder
Solis
Spratt
Stark
Sweeney
Tanner
Tauscher
Taylor (MS)
Thompson (CA)
Thompson (MS)
Tierney
Turner
Udall (NM)
Upton
Van Hollen
Velázquez
Visclosky
Walsh
Wasserman Schultz
Waters
Watson
Waxman
Weiner
Weldon (PA)
Weller
Wexler
Whitfield
Wilson (SC)
Wolf
Woolsey
Wu
Wynn
Young (FL)

ANSWERED ''PRESENT''—1

Obey

NOT VOTING—25

Beauprez
Bilirakis
Cummings
Doyle
Evans
Gallegly
Green (WI)
Harris
Istook
Johnson, Sam
McKinney
Millender-McDonald
Miller (FL)
Miller, Gary
Murphy
Nadler
Nunes
Nussle
Oxley
Rangel
Sánchez, Linda T.
Strickland
Towns
Watt
Young (AK)

So the amendment was not agreed to.

¶80.12 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment numbered 4, printed in House Report 109-642, submitted by Mr. KING of Iowa:

In the paragraph (8) of section 5 of the Horse Protection Act, which is being added by subsection (c)(2) of section 1 of the bill, strike ''consumption.'' and insert the following: ''consumption, unless the horse or other equine will be slaughtered for human consumption by Native Americans or persons of cultures who have traditionally consumed the meat of horses or other equines, as determined by the Secretary.''.

It was decided in the negative ..... { Yeas ..... 149; Nays ..... 256; Answered present 1

¶80.13 [Roll No. 432]

AYES—149

Akin
Baca
Baker
Barrow
Barton (TX)
Berry
Bishop (GA)
Bishop (UT)
Blackburn
Blunt
Boehlert
Boehner
Bonilla
Bonner
Boozman
Boren
Boswell
Boustany
Boyd
Brady (TX)
Brown-Waite, Ginny
Butterfield
Buyer
Camp (MI)
Cannon
Cardoza
Carter
Chocola
Cleaver
Coble
Cole (OK)
Conaway
Cooper
Costa
Cubin
Cuellar
Culberson
Davis (KY)
Davis (TN)
Deal (GA)
Dingell
Doolittle
Drake
Duncan
Edwards
Emerson
Etheridge
Feeney
Flake
Fortenberry
Foxx
Franks (AZ)
Garrett (NJ)
Gingrey
Goodlatte
Gordon
Granger
Graves
Gutknecht
Hart
Hastings (FL)
Hastings (WA)
Hayes
Hefley
Herger
Herseth
Hinojosa
Honda
Hulshof
Jenkins
Kennedy (MN)
Kind
King (IA)
Kingston
Knollenberg
Kolbe
Kuhl (NY)
LaHood
Larsen (WA)
Latham
Lewis (CA)
Lucas
Mack
Manzullo
Marchant
Marshall
Matheson
McCaul (TX)
McCrery
McHenry
McHugh
McKeon
McMorris Rodgers
Melancon
Mica
Miller (MI)
Moran (KS)
Musgrave
Neugebauer
Northup
Norwood
Oberstar
Ortiz
Osborne
Otter
Pastor
Paul
Pearce
Pence
Peterson (PA)
Petri
Pickering
Poe
Pombo
Pomeroy
Putnam
Radanovich
Rehberg
Rogers (AL)
Rohrabacher
Ross
Ryan (WI)
Ryun (KS)
Salazar
Schwarz (MI)
Sensenbrenner
Sessions
Shadegg
Sherwood
Shimkus
Simpson
Skelton
Smith (TX)
Snyder
Sodrel
Souder
Stearns
Stupak
Sullivan
Tancredo
Terry
Thomas
Thornberry
Tiahrt
Walden (OR)
Wamp
Weldon (FL)
Westmoreland
Wilson (NM)

NOES—256

Abercrombie
Ackerman
Aderholt
Alexander
Allen
Andrews
Bachus
Baird
Baldwin
Barrett (SC)
Bartlett (MD)
Bass
Bean
Becerra
Berkley
Berman
Biggert
Bilbray
Bishop (NY)
Blumenauer
Bono
Boucher
Bradley (NH)
Brady (PA)
Brown (OH)
Brown (SC)
Brown, Corrine
Burgess
Burton (IN)
Calvert
Campbell (CA)
Cantor
Capito
Capps
Capuano
Cardin
Carnahan
Carson
Case
Castle
Chabot
Chandler
Clay
Clyburn
Conyers
Costello
Cramer
Crenshaw
Crowley
Cummings
Davis (AL)
Davis (CA)
Davis (FL)
Davis (IL)
Davis, Jo Ann
Davis, Tom
DeFazio
DeGette
Delahunt
DeLauro
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Dicks
Doggett
Dreier
Ehlers
Emanuel
Engel
English (PA)
Eshoo
Everett
Farr
Fattah
Ferguson
Filner
Fitzpatrick (PA)
Foley
Forbes
Ford
Fossella
Frank (MA)
Frelinghuysen
Gerlach
Gibbons
Gilchrest
Gillmor
Gonzalez
Goode
Green, Al
Green, Gene
Grijalva
Gutierrez
Hall
Harman
Hayworth
Hensarling
Higgins
Hinchey
Hobson
Hoekstra
Holden
Holt
Hooley
Hostettler
Hoyer
Hunter
Hyde
Inglis (SC)
Inslee
Israel
Issa
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Jindal
Johnson (CT)
Johnson (IL)
Johnson, E. B.
Jones (NC)
Jones (OH)
Kanjorski
Kaptur
Keller
Kelly
Kennedy (RI)
Kildee
Kilpatrick (MI)
King (NY)
Kirk
Kline
Kucinich
Langevin
Lantos
Larson (CT)
LaTourette
Leach
Lee
Levin
Lewis (GA)
Lewis (KY)
Linder
Lipinski
LoBiondo
Lofgren, Zoe
Lowey
Lungren, Daniel E.
Lynch
Maloney
Markey
Matsui
McCarthy
McCollum (MN)
McCotter
McDermott
McGovern
McIntyre
McNulty
Meehan
Meek (FL)
Meeks (NY)
Michaud
Miller (NC)
Miller, George
Mollohan
Moore (KS)
Moore (WI)
Moran (VA)
Murtha
Myrick
Napolitano
Neal (MA)
Ney
Olver
Owens
Pallone
Pascrell
Payne
Peterson (MN)
Pitts
Platts
Porter
Price (GA)
Price (NC)
Pryce (OH)
Rahall
Ramstad
Regula
Reichert
Renzi
Reyes
Reynolds
Rogers (KY)
Rogers (MI)
Ros-Lehtinen
Rothman
Roybal-Allard
Royce
Ruppersberger
Rush
Ryan (OH)
Sabo
Sanchez, Loretta
Sanders
Saxton
Schakowsky
Schiff
Schmidt
Schwartz (PA)
Scott (GA)
Scott (VA)
Serrano
Shaw
Shays
Sherman
Shuster
Simmons
Slaughter
Smith (NJ)
Smith (WA)
Solis
Spratt
Stark
Sweeney
Tanner
Tauscher
Taylor (MS)
Taylor (NC)
Thompson (CA)
Thompson (MS)
Tiberi
Tierney
Turner
Udall (CO)
Udall (NM)
Upton
Van Hollen
Velázquez
Visclosky
Walsh
Wasserman Schultz
Waters
Watson
Waxman
Weiner
Weldon (PA)
Weller
Wexler
Whitfield
Wicker
Wilson (SC)
Wolf
Woolsey
Wu
Wynn
Young (FL)

ANSWERED ''PRESENT''—1

Obey

NOT VOTING—26

Beauprez
Bilirakis
Doyle
Evans
Gallegly
Gohmert

Green (WI)
Harris
Istook
Johnson, Sam
McKinney
Millender-McDonald
Miller (FL)
Miller, Gary
Murphy
Nadler
Nunes
Nussle
Oxley
Pelosi
Rangel
Sánchez, Linda T.
Strickland
Towns
Watt
Young (AK)

So the amendment was not agreed to.

After some further time,

The SPEAKER pro tempore, Mr. REHBERG, assumed the Chair.

When Mr. SIMPSON, Acting Chairman, pursuant to House Resolution 981, reported the bill back to the House.

The previous question having been ordered by said resolution.

The bill was ordered to be engrossed and read a third time, was read a third time by title.

The question being put, viva voce,

Will the House pass said bill?

The SPEAKER pro tempore, Mr. REHBERG, announced that the yeas had it.

Mr. SWEENEY demanded a recorded vote on passage of said bill, which demand was supported by one-fifth of a quorum, so a recorded vote was ordered.

The vote was taken by electronic device.

It was decided in the affirmative ..... { Yeas ..... 263; Nays ..... 146; Answered present 1

¶80.14 [Roll No. 433]

AYES—263

Abercrombie
Ackerman
Aderholt
Alexander
Allen
Andrews
Baca
Bachus
Baird
Baldwin
Barrett (SC)
Bartlett (MD)
Bass
Bean
Becerra
Berkley
Berman
Biggert
Bilbray
Bishop (NY)
Blumenauer
Bono
Boucher
Bradley (NH)
Brady (PA)
Brown (OH)
Brown (SC)
Brown, Corrine
Burgess
Burton (IN)
Calvert
Campbell (CA)
Capito
Capps
Capuano
Cardin
Carnahan
Carson
Case
Castle
Chabot
Chandler
Clay
Cleaver
Clyburn
Conyers
Costello
Cramer
Crenshaw
Crowley
Cummings
Davis (AL)
Davis (CA)
Davis (FL)
Davis (IL)
Davis (KY)
Davis, Jo Ann
Davis, Tom
DeFazio
DeGette
Delahunt
DeLauro
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Dicks
Doggett
Dreier
Ehlers
Emanuel
Engel
English (PA)
Eshoo
Etheridge
Everett
Farr
Fattah
Ferguson
Fitzpatrick (PA)
Foley
Forbes
Fossella
Frank (MA)
Frelinghuysen
Gerlach
Gibbons
Gilchrest
Gillmor
Gonzalez
Goode
Green, Al
Green, Gene
Grijalva
Gutierrez
Hall
Harman
Hart
Hastings (FL)
Hayworth
Hinchey
Hobson
Holt
Hooley
Hostettler
Hoyer
Hunter
Hyde
Inglis (SC)
Inslee
Israel
Issa
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Jindal
Johnson (CT)
Johnson (IL)
Johnson, E. B.
Jones (NC)
Jones (OH)
Kanjorski
Kaptur
Keller
Kelly
Kennedy (MN)
Kennedy (RI)
Kildee
Kilpatrick (MI)
King (NY)
Kirk
Kline
Kucinich
Kuhl (NY)
Langevin
Lantos
Larsen (WA)
Larson (CT)
LaTourette
Leach
Lee
Levin
Lewis (GA)
Lewis (KY)
Linder
Lipinski
LoBiondo
Lofgren, Zoe
Lowey
Lungren, Daniel E.
Lynch
Mack
Maloney
Markey
Matsui
McCarthy
McCollum (MN)
McCotter
McGovern
McIntyre
McNulty
Meehan
Meek (FL)
Meeks (NY)
Mica
Michaud
Millender-McDonald
Miller (NC)
Miller, George
Mollohan
Moore (KS)
Moore (WI)
Moran (VA)
Murtha
Myrick
Napolitano
Neal (MA)
Ney
Northup
Olver
Ortiz
Owens
Pallone
Pascrell
Payne
Pelosi
Pence
Pitts
Platts
Porter
Price (NC)
Pryce (OH)
Rahall
Ramstad
Regula
Reichert
Renzi
Reyes
Reynolds
Rogers (KY)
Rogers (MI)
Ros-Lehtinen
Rothman
Roybal-Allard
Royce
Ruppersberger
Rush
Ryan (OH)
Sabo
Sanchez, Loretta
Sanders
Saxton
Schakowsky
Schiff
Schmidt
Schwartz (PA)
Scott (GA)
Scott (VA)
Serrano
Shaw
Shays
Sherman
Shuster
Simmons
Slaughter
Smith (NJ)
Smith (WA)
Solis
Spratt
Stark
Stupak
Sweeney
Tanner
Tauscher
Taylor (MS)
Taylor (NC)
Thompson (CA)
Thompson (MS)
Tiberi
Tierney
Turner
Udall (NM)
Upton
Van Hollen
Velázquez
Visclosky
Walsh
Wamp
Wasserman Schultz
Waters
Watson
Watt
Waxman
Weiner
Weldon (PA)
Weller
Wexler
Whitfield
Wilson (SC)
Wolf
Woolsey
Wu
Wynn
Young (FL)

NOES—146

Akin
Baker
Barrow
Barton (TX)
Berry
Bishop (GA)
Bishop (UT)
Blackburn
Blunt
Boehlert
Boehner
Bonilla
Bonner
Boozman
Boren
Boswell
Boustany
Boyd
Brady (TX)
Brown-Waite, Ginny
Butterfield
Buyer
Camp (MI)
Cannon
Cantor
Cardoza
Carter
Chocola
Coble
Cole (OK)
Conaway
Cooper
Costa
Cubin
Cuellar
Culberson
Davis (TN)
Deal (GA)
Dingell
Doolittle
Drake
Duncan
Edwards
Emerson
Feeney
Filner
Flake
Ford
Fortenberry
Foxx
Franks (AZ)
Garrett (NJ)
Gingrey
Gohmert
Goodlatte
Gordon
Granger
Graves
Gutknecht
Hastings (WA)
Hayes
Hefley
Hensarling
Herger
Herseth
Higgins
Hinojosa
Hoekstra
Holden
Honda
Hulshof
Jenkins
Kind
King (IA)
Kingston
Knollenberg
Kolbe
LaHood
Latham
Lucas
Manzullo
Marchant
Marshall
Matheson
McCaul (TX)
McCrery
McDermott
McHenry
McHugh
McKeon
McMorris Rodgers
Melancon
Miller (MI)
Moran (KS)
Murphy
Musgrave
Neugebauer
Norwood
Oberstar
Osborne
Otter
Pastor
Paul
Pearce
Peterson (MN)
Peterson (PA)
Petri
Pickering
Poe
Pombo
Pomeroy
Price (GA)
Putnam
Radanovich
Rehberg
Rogers (AL)
Rohrabacher
Ross
Ryan (WI)
Ryun (KS)
Salazar
Schwarz (MI)
Sensenbrenner
Sessions
Shadegg
Sherwood
Shimkus
Simpson
Skelton
Smith (TX)
Snyder
Sodrel
Souder
Stearns
Sullivan
Tancredo
Terry
Thomas
Thornberry
Tiahrt
Udall (CO)
Walden (OR)
Weldon (FL)
Westmoreland
Wicker
Wilson (NM)

ANSWERED ''PRESENT''—1

Obey

NOT VOTING—22

Beauprez
Bilirakis
Doyle
Evans
Gallegly
Green (WI)
Harris
Istook
Johnson, Sam
Lewis (CA)
McKinney
Miller (FL)
Miller, Gary
Nadler
Nunes
Nussle
Oxley
Rangel
Sánchez, Linda T.
Strickland
Towns
Young (AK)

So the bill was passed.

A motion to reconsider the vote whereby said bill was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

¶80.15 MOTION TO INSTRUCT CONFEREES TO H.R. 5122—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mr. ADERHOLT, pursuant to clause 8 of rule XX, announced the unfinished business to be the question on the motion, by Mr. EDWARDS, to instruct the managers on the part of the House at the conference on the disagreeing votes of the two Houses on the amendment of the Senate to the bill (H.R. 5122) to authorize appropriations for fiscal year 2007 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe military personnel strengths for such fiscal year, and for other purposes.

The question being put,

Will the House agree to said motion?

The vote was taken by electronic device.

It was decided in the affirmative ..... { Yeas ..... 374; Nays 30

¶80.16 [Roll No. 434]

YEAS—374

Abercrombie
Ackerman
Aderholt
Akin
Alexander
Allen
Andrews
Baca
Bachus
Baird
Baldwin
Barrett (SC)
Barrow
Bartlett (MD)
Barton (TX)
Bass
Bean
Becerra
Berkley
Berman
Berry
Biggert
Bilbray
Bishop (GA)
Bishop (NY)
Bishop (UT)
Blackburn
Blumenauer
Boehlert
Bonilla
Bonner
Bono
Boozman
Boren
Boswell
Boucher
Boustany
Boyd
Bradley (NH)
Brady (PA)
Brown (OH)
Brown (SC)
Brown, Corrine
Brown-Waite, Ginny
Burgess
Burton (IN)
Butterfield
Calvert
Camp (MI)
Capito
Capps
Capuano
Cardin
Cardoza
Carnahan
Carson
Carter
Case
Castle
Chabot
Chandler
Chocola
Clay
Cleaver
Clyburn
Coble
Cole (OK)
Conaway
Conyers
Cooper
Costa
Costello
Cramer
Crenshaw
Crowley
Cubin
Cuellar
Culberson
Cummings
Davis (AL)
Davis (CA)
Davis (FL)
Davis (IL)
Davis (KY)
Davis (TN)
Davis, Jo Ann
Davis, Tom
Deal (GA)
DeFazio
DeGette
Delahunt
DeLauro
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Dicks
Dingell
Doggett
Doolittle
Drake
Dreier
Duncan
Edwards
Ehlers
Emanuel
Emerson
Engel
Eshoo
Etheridge
Everett
Farr
Fattah
Filner
Fitzpatrick (PA)
Foley
Forbes
Ford
Fortenberry
Fossella
Foxx
Frank (MA)
Gerlach
Gibbons
Gilchrest
Gillmor
Gohmert
Gonzalez
Goode
Goodlatte
Gordon
Granger
Graves
Green, Al
Green, Gene
Grijalva
Gutierrez
Gutknecht
Hall
Harman
Hart
Hastings (FL)
Hastings (WA)
Hayes
Hayworth
Hefley
Herger
Herseth
Higgins
Hinchey
Hinojosa
Hobson
Hoekstra
Holden
Holt
Honda

Hooley
Hostettler
Hoyer
Hulshof
Hyde
Inglis (SC)
Inslee
Israel
Issa
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Jenkins
Jindal
Johnson (CT)
Johnson (IL)
Johnson, E. B.
Jones (NC)
Jones (OH)
Kanjorski
Kaptur
Keller
Kelly
Kennedy (MN)
Kennedy (RI)
Kildee
Kilpatrick (MI)
Kind
King (NY)
Kingston
Kirk
Kline
Kolbe
Kucinich
Kuhl (NY)
LaHood
Langevin
Lantos
Larsen (WA)
Larson (CT)
Latham
LaTourette
Leach
Lee
Levin
Lewis (CA)
Lewis (GA)
Lewis (KY)
Lipinski
LoBiondo
Lofgren, Zoe
Lowey
Lucas
Lungren, Daniel E.
Lynch
Maloney
Manzullo
Markey
Marshall
Matheson
Matsui
McCarthy
McCaul (TX)
McCollum (MN)
McCotter
McDermott
McGovern
McHugh
McIntyre
McMorris Rodgers
McNulty
Meehan
Meek (FL)
Meeks (NY)
Melancon
Mica
Michaud
Millender-McDonald
Miller (MI)
Miller (NC)
Miller, George
Mollohan
Moore (KS)
Moore (WI)
Moran (KS)
Moran (VA)
Murphy
Murtha
Musgrave
Myrick
Napolitano
Neal (MA)
Ney
Northup
Norwood
Oberstar
Obey
Olver
Ortiz
Osborne
Otter
Owens
Pallone
Pascrell
Pastor
Paul
Payne
Pearce
Pelosi
Peterson (MN)
Peterson (PA)
Petri
Pickering
Pitts
Platts
Poe
Pombo
Pomeroy
Porter
Price (GA)
Price (NC)
Pryce (OH)
Radanovich
Rahall
Ramstad
Regula
Rehberg
Reichert
Renzi
Reyes
Reynolds
Rogers (AL)
Rogers (KY)
Rohrabacher
Ros-Lehtinen
Ross
Rothman
Roybal-Allard
Ruppersberger
Rush
Ryan (OH)
Ryan (WI)
Ryun (KS)
Sabo
Salazar
Sanchez, Loretta
Sanders
Saxton
Schakowsky
Schiff
Schmidt
Schwartz (PA)
Schwarz (MI)
Scott (GA)
Scott (VA)
Sensenbrenner
Serrano
Shaw
Shays
Sherman
Shimkus
Shuster
Simmons
Simpson
Skelton
Smith (NJ)
Smith (TX)
Smith (WA)
Snyder
Sodrel
Solis
Souder
Spratt
Stark
Stearns
Stupak
Sullivan
Sweeney
Tancredo
Tanner
Tauscher
Taylor (MS)
Taylor (NC)
Terry
Thompson (CA)
Thompson (MS)
Tiahrt
Tiberi
Tierney
Turner
Udall (CO)
Udall (NM)
Upton
Van Hollen
Velázquez
Visclosky
Walden (OR)
Walsh
Wamp
Wasserman Schultz
Waters
Watson
Watt
Waxman
Weiner
Weldon (FL)
Weldon (PA)
Weller
Westmoreland
Wexler
Whitfield
Wicker
Wilson (NM)
Wilson (SC)
Wolf
Woolsey
Wu
Wynn
Young (FL)

NAYS—30

Baker
Brady (TX)
Buyer
Campbell (CA)
Cannon
Cantor
Feeney
Ferguson
Flake
Franks (AZ)
Frelinghuysen
Garrett (NJ)
Gingrey
Hensarling
Hunter
King (IA)
Knollenberg
Linder
Mack
Marchant
McCrery
McHenry
McKeon
Neugebauer
Pence
Rogers (MI)
Sessions
Shadegg
Thomas
Thornberry

NOT VOTING—28

Beauprez
Bilirakis
Blunt
Boehner
Doyle
English (PA)
Evans
Gallegly
Green (WI)
Harris
Istook
Johnson, Sam
McKinney
Miller (FL)
Miller, Gary
Nadler
Nunes
Nussle
Oxley
Putnam
Rangel
Royce
Sánchez, Linda T.
Sherwood
Slaughter
Strickland
Towns
Young (AK)

So the motion to instruct the managers on the part of the House was agreed to.

A motion to reconsider the vote whereby said motion was agreed to was, by unanimous consent, laid on the table.

¶80.17 PROVIDING FOR A CLOSED CONFERENCE—H.R. 5122

Mrs. DRAKE moved, pursuant to clause 12(a)(2) of rule XXII, that the conference committee meetings between the House and the Senate on the bill (H.R. 5122) to authorize appropriations for fiscal year 2007 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe military personnel strengths for such fiscal year, and for other purposes; be closed to the public at such times as classified national security information may be broached; *Provided*, *however*, That any sitting Member of Congress shall have a right to attend any closed or open meeting.

The question being put,

Will the House agree to said motion?

The SPEAKER pro tempore, Mr. ADERHOLT, announced that the yeas and nays were required under clause 12(a)(2), rule XXII, and the call was taken by electronic device.

It was decided in the affirmative { Yeas ..... 397 / Nays ..... 10 }

¶80.18 [Roll No. 435]

YEAS—397

Abercrombie
Ackerman
Aderholt
Akin
Alexander
Allen
Andrews
Baca
Bachus
Baird
Baker
Baldwin
Barrett (SC)
Barrow
Bartlett (MD)
Barton (TX)
Bass
Bean
Becerra
Berkley
Berman
Berry
Biggert
Bilbray
Bishop (GA)
Bishop (NY)
Bishop (UT)
Blackburn
Blunt
Boehlert
Boehner
Bonilla
Bonner
Bono
Boozman
Boren
Boswell
Boucher
Boustany
Boyd
Bradley (NH)
Brady (PA)
Brady (TX)
Brown (OH)
Brown (SC)
Brown, Corrine
Brown-Waite, Ginny
Burgess
Burton (IN)
Butterfield
Buyer
Calvert
Camp (MI)
Campbell (CA)
Cannon
Cantor
Capito
Capps
Capuano
Cardin
Cardoza
Carnahan
Carson
Carter
Case
Castle
Chabot
Chandler
Chocola
Clay
Cleaver
Clyburn
Coble
Cole (OK)
Conaway
Conyers
Cooper
Costa
Costello
Cramer
Crenshaw
Crowley
Cubin
Cuellar
Culberson
Cummings
Davis (AL)
Davis (CA)
Davis (FL)
Davis (IL)
Davis (KY)
Davis (TN)
Davis, Jo Ann
Davis, Tom
Deal (GA)
DeGette
Delahunt
DeLauro
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Dicks
Dingell
Doggett
Doolittle
Drake
Dreier
Duncan
Edwards
Ehlers
Emanuel
Emerson
Engel
Eshoo
Etheridge
Everett
Farr
Fattah
Feeney
Ferguson
Filner
Fitzpatrick (PA)
Flake
Foley
Forbes
Ford
Fortenberry
Fossella
Foxx
Frank (MA)
Franks (AZ)
Frelinghuysen
Garrett (NJ)
Gerlach
Gibbons
Gilchrest
Gillmor
Gingrey
Gohmert
Gonzalez
Goode
Goodlatte
Gordon
Granger
Graves
Green, Al
Grijalva
Gutierrez
Gutknecht
Hall
Harman
Hart
Hastings (FL)
Hastings (WA)
Hayes
Hayworth
Hefley
Hensarling
Herger
Herseth
Higgins
Hinchey
Hinojosa
Hobson
Hoekstra
Holden
Holt
Hooley
Hostettler
Hoyer
Hulshof
Hunter
Hyde
Inglis (SC)
Inslee
Israel
Issa
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Jenkins
Jindal
Johnson (CT)
Johnson (IL)
Johnson, E. B.
Jones (NC)
Jones (OH)
Kanjorski
Kaptur
Keller
Kelly
Kennedy (MN)
Kennedy (RI)
Kildee
Kilpatrick (MI)
Kind
King (IA)
King (NY)
Kingston
Kirk
Kline
Knollenberg
Kolbe
Kuhl (NY)
LaHood
Langevin
Lantos
Larsen (WA)
Larson (CT)
Latham
LaTourette
Leach
Levin
Lewis (CA)
Lewis (KY)
Linder
Lipinski
LoBiondo
Lofgren, Zoe
Lowey
Lucas
Lungren, Daniel E.
Lynch
Mack
Maloney
Manzullo
Marchant
Markey
Marshall
Matheson
Matsui
McCarthy
McCaul (TX)
McCollum (MN)
McCotter
McCrery
McGovern
McHenry
McHugh
McIntyre
McKeon
McMorris Rodgers
McNulty
Meehan
Meek (FL)
Meeks (NY)
Melancon
Mica
Michaud
Millender-McDonald
Miller (MI)
Miller (NC)
Mollohan
Moore (KS)
Moore (WI)
Moran (KS)
Moran (VA)
Murphy
Murtha
Musgrave
Myrick
Napolitano
Neal (MA)
Neugebauer
Ney
Northup
Norwood
Oberstar
Obey
Olver
Ortiz
Osborne
Otter
Owens
Pallone
Pascrell
Pastor
Paul
Pearce
Pelosi
Pence
Peterson (MN)
Peterson (PA)
Petri
Pickering
Pitts
Platts
Poe
Pombo
Pomeroy
Porter
Price (GA)
Price (NC)
Pryce (OH)
Putnam
Radanovich
Rahall
Ramstad
Regula
Rehberg
Reichert
Renzi
Reyes
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Ros-Lehtinen
Ross
Rothman
Roybal-Allard
Royce
Ruppersberger
Rush
Ryan (OH)
Ryan (WI)
Ryun (KS)
Sabo
Salazar
Sanchez, Loretta
Sanders
Saxton
Schiff
Schmidt
Schwartz (PA)
Schwarz (MI)
Scott (GA)
Scott (VA)
Sensenbrenner
Serrano
Sessions
Shadegg
Shaw
Shays
Sherman
Sherwood
Shimkus
Shuster
Simmons
Simpson
Skelton
Smith (NJ)
Smith (TX)
Smith (WA)
Snyder
Sodrel
Solis
Souder
Spratt
Stearns
Stupak
Sullivan
Sweeney
Tancredo
Tanner
Tauscher
Taylor (MS)
Taylor (NC)
Terry
Thomas
Thompson (CA)
Thompson (MS)
Thornberry
Tiahrt
Tiberi
Tierney
Turner
Udall (CO)
Udall (NM)
Upton
Van Hollen
Velázquez
Visclosky
Walden (OR)
Walsh
Wamp
Wasserman Schultz
Waters
Watson
Watt
Waxman
Weiner
Weldon (FL)
Weldon (PA)
Weller
Westmoreland
Wexler
Whitfield
Wicker
Wilson (NM)
Wilson (SC)
Wolf
Woolsey
Wu
Wynn
Young (FL)

NAYS—10

Blumenauer
DeFazio
Honda
Kucinich
Lee
Lewis (GA)
McDermott
Miller, George
Schakowsky
Stark

NOT VOTING—25

Beauprez
Bilirakis
Doyle
English (PA)
Evans
Gallegly
Green (WI)
Green, Gene
Harris
Istook
Johnson, Sam
McKinney
Miller (FL)
Miller, Gary
Nadler

Nunes	Rangel	Strickland
Nussle	Sánchez, Linda T.	Towns
Oxley	Slaughter	Young (AK)
Payne		

So the motion was agreed to.

A motion to reconsider the vote whereby said motion was agreed to was, by unanimous consent, laid on the table.

¶80.19 ADJOURNMENT OVER

On motion of Mr. BOEHNER, by unanimous consent,

Ordered, That when the House adjourns today, it adjourn to meet on Friday, September 8, 2006, at 2 p.m.; and further, when the House adjourns on Friday, September 8, 2006, it adjourn to meet at 12:30 p.m. on Tuesday, September 12, 2006, for morning-hour debate.

¶80.20 CALENDAR WEDNESDAY BUSINESS DISPENSED WITH

On motion of Mr. BOEHNER, by unanimous consent,

Ordered, That business in order for consideration on Wednesday, September 13, 2006, under clause 6, rule XV, the Calendar Wednesday rule, be dispensed with.

¶80.21 APPOINTMENT OF CONFEREES—H.R. 5122

The SPEAKER pro tempore, Mr. CAMPBELL of California, by unanimous consent, appointed the following Members as managers on the part of the House to the conference with the Senate on the disagreeing votes of the two Houses on the amendment of the Senate to the bill (H.R. 5122) to authorize appropriations for fiscal year 2007 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe military personnel strengths for such fiscal year, and for other purposes:

From the Committee on Armed Services, for consideration of the House bill and the Senate amendment, and modifications committed to conference: Messrs. HUNTER, WELDON of Pennsylvania, HEFLEY, SAXTON, MCHUGH, EVERETT, BARTLETT of Maryland, THORNBERRY, HOSTETTLER, JONES of North Carolina, RYUN of Kansas, GIBBONS, HAYES, CALVERT, SIMMONS, Mrs. DRAKE, Messrs. DAVIS of Kentucky, SKELTON, SPRATT, ORTIZ, TAYLOR of Mississippi, ABERCROMBIE, MEEHAN, REYES, SNYDER, SMITH of Washington, Ms. Loretta SANCHEZ of California, Mrs. TAUSCHER, Messrs. BRADY of Pennsylvania, and ANDREWS .

From the Permanent Select Committee on Intelligence, for consideration of matters within the jurisdiction of that committee under clause 11 of rule X: Messrs. HOEKSTRA, LAHOOD, and Ms. HARMAN.

From the Committee on Education and the Workforce, for consideration of sections 571 and 572 of the House bill, and sections 571, 572, 1081, and 1104 of the Senate amendment, and modifications committed to conference: Messrs. MCKEON, KLINE, and George MILLER of California.

From the Committee on Energy and Commerce, for consideration of sections 314, 601, 602, 710, 3115, 3117, and 3201 of the House bill, and sections 332–335, 352, 601, 722, 2842, 3115, and 3201 of the Senate amendment, and modifications committed to conference: Messrs. BARTON of Texas, GILLMOR, and DINGELL.

From the Committee on Government Reform, for consideration of sections 343, 721, 811, 823, 824, 1103, 1104, and 3115 of the House bill, and sections 371, 619, 806, 823, 922, 1007, 1043, 1054, 1088, 1089, 1101, and 3115 of the Senate amendment, and modifications committed to conference: Messrs. Tom DAVIS of Virginia, SHAYS, and WAXMAN.

From the Committee on Homeland Security, for consideration of section 1026 of the House bill, and section 1044 of the Senate amendment, and modifications committed to conference: Messrs. KING of New York, REICHERT, and THOMPSON of Mississippi.

From the Committee on International Relations, for consideration of sections 1021–1023, 1201–1204, 1206, title XIII, sections 3113 and 3114 of the House bill, and sections 1014, 1021–1023, 1054, 1092, 1201–1208, 1210, 1214, title XIII, sections 3112 and 3113 of the Senate amendment, and modifications committed to conference: Messrs. HYDE, LEACH, and LANTOS.

From the Committee on the Judiciary, for consideration of section 1021 of the House bill, and sections 666, 1044, 1086, 1089, 1091, and 1094 of the Senate amendment, and modifications committed to conference: Messrs. SENSENBRENNER, COBLE, and CONYERS.

From the Committee on Resources, for consideration of sections 601, 602, and 1036 of the House bill, and section 601 of the Senate amendment, and modifications committed to conference: Messrs. POMBO, WALDEN of Oregon, and GRIJALVA.

From the Committee on Science, for consideration of sections 312 and 911 of the House bill, and sections 333, 874, and 1082 of the Senate amendment, and modifications committed to conference: Messrs. BOEHLERT, SODREL, and GORDON.

From the Committee on Small Business, for consideration of sections 874 and 1093 of the Senate amendment, and modifications committed to conference: Mr. MANZULLO, Mrs. KELLY, and Ms. VELÁZQUEZ.

From the Committee on Transportation and Infrastructure, for consideration of sections 312, 551, 601, 602, and 2845 of the House bill, and sections 333, 584, 601, 1042, 1095, 2842, 2851–2853, and 2855 of the Senate amendment, and modifications committed to conference: Messrs. YOUNG of Alaska, LOBIONDO, and OBERSTAR.

From the Committee on Veterans' Affairs, for consideration of sections 666, 682, 683, 687, 721, and 923 of the Senate amendment, and modifications committed to conference: Messrs. BUYER, BOOZMAN, and Ms. HERSETH.

Ordered, That the Clerk notify the Senate of the foregoing appointments.

¶80.22 LEAVE OF ABSENCE

By unanimous consent, leave of absence was granted to Ms. MCKINNEY, for today.

And then,

¶80.23 ADJOURNMENT

On motion of Mr. PAUL, pursuant to the previous order of the House, at 6 o'clock and 58 minutes p.m., the House adjourned until 2 p.m. on Friday, September 8, 2006.

¶80.24 PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XII, public bills and resolutions were introduced and severally referred, as follows:

By Ms. GINNY BROWN-WAITE of Florida:

H.R. 6039. A bill to expand retroactive eligibility of the Army Combat Action Badge to include members of the Army who participated in combat during which they personally engaged, or were personally engaged by, the enemy at any time on or after December 7, 1941; to the Committee on Armed Services.

By Mr. CRENSHAW:

H.R. 6040. A bill to establish the Accountable Budgeting Commission; to the Committee on the Budget.

By Mrs. JO ANN DAVIS of Virginia:

H.R. 6041. A bill to amend the Small Business Act to make service-disabled veterans eligible under the 8(a) business development program; to the Committee on Small Business.

By Mrs. EMERSON:

H.R. 6042. A bill to amend the Animal Health Protection Act to prohibit the Secretary of Agriculture from implementing or carrying out a National Animal Identification System or similar requirement and to require the Secretary to protect information obtained as part of any voluntary animal identification system; to the Committee on Agriculture.

By Mr. HASTINGS of Washington:

H.R. 6043. A bill to amend the Native American Graves Protection and Repatriation Act so that it will be interpreted in accordance with the original intent of Congress to require a significant relationship be found between remains discovered on federal lands and presently existing Native American tribes for those remains to be applicable under the Native American Graves Protection and Repatriation Act; to the Committee on Resources.

By Mr. HINOJOSA:

H.R. 6044. A bill to authorize appropriations for the rural housing and economic development program of the Department of Housing and Urban Development; to the Committee on Financial Services.

By Mrs. MALONEY (for herself, Mr. FOSSELLA, Mr. KING of New York, Mr. NADLER, Mr. RANGEL, Mr. HINCHEY, Mr. SERRANO, and Mr. ENGEL):

H.R. 6045. A bill to extend the time for filing certain claims under the September 11th Victim Compensation Fund of 2001, and for other purposes; to the Committee on the Judiciary.

By Mr. NADLER (for himself, Mr. OWENS, Mr. ISRAEL, Mr. CROWLEY, Mr. SERRANO, Mr. HINCHEY, Mr. ENGEL, Mrs. MCCARTHY, Mr. BISHOP of New York, Mr. TOWNS, Mr. ACKERMAN, Mrs. LOWEY, and Mr. WEINER):

H.R. 6046. A bill to amend title XVIII of the Social Security Act to provide for comprehensive health benefits for the relief of individuals whose health was adversely affected by the 9/11 disaster; to the Committee

on Energy and Commerce, and in addition to the Committee on Ways and Means, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. ORTIZ:

H.R. 6047. A bill to amend the Immigration and Nationality Act to waive inadmissibility based on a misrepresentation in the case of an immediate relative of an active duty or reserve member of the Armed Forces and to extent the V nonimmigrant visa program for spouses and children of such a member; to the Committee on the Judiciary.

By Mrs. WILSON of New Mexico:

H.R. 6048. A bill to amend title XVIII of the Social Security Act to provide incentives to Medicare participating suppliers and providers of services that are outpatient physical therapy services (including outpatient speech-language pathology services) and occupational therapy services to report quality and efficiency measures and to provide for a value-based purchasing program for payments for such services under the Medicare Program, and for other purposes; to the Committee on Energy and Commerce, and in addition to the Committee on Ways and Means, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Ms. FOXX:

H.J. Res. 94. A joint resolution recognizing the contributions of the Christmas tree industry to the United States economy and urging the Secretary of Agriculture to establish programs to raise awareness of the importance of the Christmas tree industry; to the Committee on Agriculture.

By Mr. BERMAN (for himself and Mr. DELAHUNT):

H. Res. 985. A resolution directing the Secretary of State to provide to the House of Representatives certain documents in the possession of the Secretary of State relating to the report submitted to the Committee on International Relations of the House of Representatives on July 28, 2006, pursuant to the Iran and Syria Nonproliferation Act; to the Committee on International Relations.

By Ms. GINNY BROWN-WAITE of Florida (for herself, Ms. JACKSON-LEE of Texas, and Mr. WALSH):

H. Res. 986. A resolution recognizing youth court programs for the efforts of such programs in enhancing the quality of the juvenile justice system in the United States and encouraging the recognition of a National Youth Court Month; to the Committee on Education and the Workforce.

By Mr. DOGGETT:

H. Res. 987. A resolution providing for consideration of the bill (H.R. 147) to amend title II of the Social Security Act to repeal the Government pension offset and windfall elimination provisions; to the Committee on Rules.

By Mr. POE:

H. Res. 988. A resolution honoring the life and accomplishments of Joe Rosenthal; to the Committee on Government Reform.

By Mr. POE:

H. Res. 989. A resolution commending the United Kingdom for its efforts in the War on Terror, and for other purposes; to the Committee on International Relations.

By Ms. WATERS:

H. Res. 990. A resolution expressing the sense of the House of Representatives that the original authorization for use of force against Iraq contained in Public Law 107-243 is outdated and Congress should vote on a new use of force resolution that reflects the current situation in Iraq; to the Committee on International Relations.

By Mr. WESTMORELAND (for himself, Mr. BISHOP of Georgia, Mr. GINGREY, Mr. KINGSTON, Mr. MARSHALL, Ms. MCKINNEY, Mr. LEWIS of Georgia, Mr. PRICE of Georgia, Mr. LINDER, Mr. NORWOOD, Mr. DEAL of Georgia, Mr. BARROW, Mr. SCOTT of Georgia, Mr. PETERSON of Pennsylvania, and Mr. SHERWOOD):

H. Res. 991. A resolution congratulating the Columbus Northern Little League Baseball Team from Columbus, Georgia, on its victory in the 2006 Little League World Series Championship games; to the Committee on Government Reform.

By Mr. WOLF (for himself, Mr. PAYNE, Mr. SMITH of New Jersey, Mr. LANTOS, Mr. CAPUANO, and Mr. TANCREDO):

H. Res. 992. A resolution urging the President to appoint a Presidential Special Envoy for Sudan; to the Committee on International Relations.

¶80.25 ADDITIONAL SPONSORS

Under clause 7 of rule XII, sponsors were added to public bills and resolutions as follows:

H.R. 19: Mr. WAMP.
H.R. 23: Mr. SABO, Mr. MOLLOHAN, and Mr. DENT.
H.R. 65: Mr. GOODE.
H.R. 111: Mr. PAUL.
H.R. 294: Mr. HIGGINS.
H.R. 303: Mrs. MALONEY.
H.R. 566: Mr. BISHOP of New York and Mr. ACKERMAN.
H.R. 615: Mr. MARCHANT.
H.R. 752: Ms. WATSON and Mr. KUCINICH.
H.R. 817: Mr. MARCHANT.
H.R. 823:. Mr. TERRY.
H.R. 896: Mr. FORTUÑO and Mr. LOBIONDO.
H.R. 941: Mr. GERLACH, Mr. ENGLISH of Pennsylvania, Mr. LATOURETTE, Mr. GOHMERT, Mr. SOUDER, Mr. COLE of Oklahoma, Mr. LUCAS, and Mr. POMBO.
H.R. 1070: Mr. BONNER.
H.R. 1188: Mr. DOYLE.
H.R. 1243: Mr. ISTOOK, Mr. MOLLOHAN, Mr. RYUN of Kansas, and Mr. PITTS.
H.R. 1264: Ms. MCCOLLUM of Minnesota, Mr. WYNN, Ms. WOOLSEY, and Mr. WEXLER.
H.R. 1288: Mr. DEFAZIO.
H.R. 1384: Mr. MARCHANT, Mr. GOHMERT, Mr. GRAVES, and Mr. CARDOZA.
H.R. 1405: Mr. DOYLE and Mr. MURPHY.
H.R. 1634: Mr. LEWIS of Kentucky and Mr. GINGREY.
H.R. 2047: Mr. SOUDER and Mr. WELDON of Pennsylvania.
H.R. 2088: Mr. GRAVES and Mr. CARDOZA.
H.R. 2343: Mr. GERLACH.
H.R. 2421: Mrs. KELLY, Mr. REICHERT, Mr. BAKER, Mr. JINDAL, Mr. MCINTYRE, Mr. INSLEE, Mr. NADLER, Mr. DOOLITTLE, Mr. BONNER, Mr. WALSH, Mr. HOLT, Mr. LATOURETTE, Mr. FERGUSON, Ms. ROYBAL-ALLARD, Mr. ETHERIDGE, Mr. YOUNG of Florida, Mr. DELAHUNT, Mr. BOUCHER, and Mr. KIRK.
H.R. 2567: Mr. EHLERS and Mrs. LOWEY.
H.R. 2671: Mr. GUTIERREZ and Mr. HIGGINS.
H.R. 2679: Mr. HAYES, Mr. KENNEDY of Minnesota, and Ms. HARRIS.
H.R. 2680: Mr. GERLACH.
H.R. 2694: Ms. MOORE of Wisconsin.
H.R. 2717: Mr. NADLER.
H.R. 2719: Ms. SCHWARTZ of Pennsylvania.
H.R. 2861: Mr. AL GREEN of Texas, Mr. EHLERS, and Mr. BILIRAKIS.
H.R. 2869: Mr. GERLACH.
H.R. 2945: Mr. NADLER.
H.R. 3005: Mr. CRENSHAW.
H.R. 3195: Mr. ANDREWS and Mr. OBERSTAR.
H.R. 3361: Mr. ALLEN.
H.R. 3436: Mr. PLATTS and Mr. MCCAUL of Texas.
H.R. 3478: Mr. AL GREEN of Texas, Mr. HINCHEY, Mr. FORTUÑO, and Mr. ALEXANDER.
H.R. 3479: Mr. UDALL of Colorado.
H.R. 3559: Mr. BISHOP of Georgia, Mrs. MILLER of Michigan, Mr. CUMMINGS, Mr. HAYWORTH, Mr. JEFFERSON, Mr. SCOTT of Georgia, and Mr. WICKER.
H.R. 3584: Mr. ANDREWS and Ms. DEGETTE.
H.R. 3762: Mr. SMITH of New Jersey, Mr. YOUNG of Florida, and Mr. WEXLER.
H.R. 3850: Mr. TURNER.
H.R. 3931: Mr. HINCHEY.
H.R. 3954: Mr. PAUL.
H.R. 4098: Mr. BOUCHER.
H.R. 4156: Mr. CONYERS and Mr. BOYD.
H.R. 4222: Mr. BROWN of Ohio.
H.R. 4232: Mr. FARR.
H.R. 4264: Mr. GRIJALVA.
H.R. 4277: Mr. PEARCE.
H.R. 4293: Mr. GENE GREEN of Texas.
H.R. 4304: Mr. ACKERMAN.
H.R. 4341: Mr. KIND.
H.R. 4347: Mr. BROWN of Ohio and Mr. KILDEE.
H.R. 4366: Mr. GORDON, Mr. DOYLE, Mr. WELDON of Pennsylvania, and Mr. BOYD.
H.R. 4429: Mr. KUCINICH.
H.R. 4491: Mr. FORD and Mr. MURPHY.
H.R. 4547: Mr. GENE GREEN of Texas and Mr. MOLLOHAN.
H.R. 4560: Mr. MORAN of Virginia, Mr. GILCHREST, and Mr. LEACH.
H.R. 4597: Ms. WOOLSEY, Mr. MARCHANT, and Mr. BURTON of Indiana.
H.R. 4609: Mr. FORD.
H.R. 4623: Mr. MCHUGH.
H.R. 4716: Mr. MCCOTTER and Mrs. MCMORRIS RODGERS.
H.R. 4747: Mr. BERMAN.
H.R. 4751: Mr. CUMMINGS, Mr. PLATTS, Mrs. MALONEY, and Mr. REHBERG.
H.R. 4771: Mr. MCCOTTER.
H.R. 4800: Mr. HINCHEY and Ms. WOOLSEY.
H.R. 4823: Mr. ENGLISH of Pennsylvania.
H.R. 4856: Mr. LEWIS of Georgia.
H.R. 4925: Mr. CONYERS.
H.R. 4964: Mr. BILBRAY.
H.R. 5005: Mr. MARCHANT and Mr. GRAVES.
H.R. 5056: Mr. MCCOTTER.
H.R. 5072: Ms. BORDALLO, Mr. NUSSLE, Mr. MICHAUD, and Mr. LAHOOD.
H.R. 5092: Mr. PETERSON of Minnesota, Mr. MARCHANT, and Mr. GRAVES.
H.R. 5099: Mr. EDWARDS.
H.R. 5100: Mr. WALSH, Mr. HINCHEY, Mr. PAYNE, and Mr. RUSH.
H.R. 5139: Mrs. DAVIS of California and Mr. WEXLER.
H.R. 5148: Mr. WOLF.
H.R. 5150: Mr. WEINER.
H.R. 5161: Mr. KUCINICH.
H.R. 5167: Mr. PRICE of North Carolina, Mr. LEACH, and Ms. HOOLEY.
H.R. 5173: Mr. REHBERG and Mr. WOLF.
H.R. 5179: Ms. EDDIE BERNICE JOHNSON of Texas and Mr. PETERSON of Pennsylvania.
H.R. 5182: Mrs. NAPOLITANO, Mr. MORAN of Virginia, Mr. UDALL of New Mexico, Mr. STUPAK, Ms. CORRINE BROWN of Florida, Mr. SALAZAR, Mr. HINCHEY, Mr. CUMMINGS, Mr. SMITH of Washington, and Mr. RYUN of Kansas.
H.R. 5185: Mr. BARROW and Ms. SCHAKOWSKY.
H.R. 5234: Mr. DOYLE and Ms. JACKSON-LEE of Texas.
H.R. 5236: Mr. CUMMINGS.
H.R. 5249: Mr. HALL, Mr. BARROW, Mr. SPRATT, Mr. SHIMKUS, and Mr. MURPHY.
H.R. 5255: Mr. MCINTYRE.
H.R. 5280: Mrs. MYRICK.
H.R. 5388: Mr. MATHESON.
H.R. 5452: Mr. PEARCE and Mr. ROGERS of Kentucky.
H.R. 5460: Mr. RENZI.
H.R. 5465: Mr. PASTOR.
H.R. 5478: Mr. GOHMERT and Mr. KLINE.
H.R. 5550: Mr. ABERCROMBIE and Mr. KUCINICH.
H.R. 5555: Mr. BOUSTANY.
H.R. 5557: Mr. STARK.
H.R. 5558: Mr. PENCE, Mr. POE, and Mr. MICHAUD.

H.R. 5562: Mr. MCINTYRE, Ms. ROS-LEHTINEN, and Mr. MCGOVERN.
H.R. 5575: Mr. ROSS.
H.R. 5579: Mr. TIERNEY.
H.R. 5608: Mr. FRANK of Massachusetts, Mr. MOORE of Kansas, Mr. RAMSTAD, Mr. GERLACH, and Mr. LATHAM.
H.R. 5624: Mr. LIPINSKI, Ms. EDDIE BERNICE JOHNSON of Texas, Mr. BOEHLERT, Mr. NEY, and Mr. PORTER.
H.R. 5630: Mr. UDALL of Colorado.
H.R. 5644: Mr. MCCOTTER and Mr. FORD.
H.R. 5650: Mr. MCCOTTER.
H.R. 5671: Mr. BOUSTANY.
H.R. 5680: Mrs. DAVIS of California and Ms. ZOE LOFGREN of California.
H.R. 5698: Mr. KENNEDY of Rhode Island and Mr. BOSWELL.
H.R. 5704: Mr. GERLACH and Mr. MCCAUL of Texas.
H.R. 5707: Mr. TERRY.
H.R. 5738: Mr. ALLEN.
H.R. 5743: Mr. RAMSTAD and Mr. PEARCE.
H.R. 5746: Ms. LEE, Mr. GEORGE MILLER of California, Mr. EHLERS, Ms. MATSUI, Ms. ESHOO, Mr. BEAUPREZ, Mr. FARR, Mr. BOUCHER, Ms. MCCOLLUM of Minnesota, and Mr. SALAZAR.
H.R. 5751: Mr. GONZALEZ, Mr. GENE GREEN of Texas, Mr. EDWARDS, Mr. MARCHANT, and Mr. WESTMORELAND.
H.R. 5755: Mr. TERRY and Mr. MARCHANT.
H.R. 5758: Ms. JACKSON-LEE of Texas and Mr. FORTENBERRY.
H.R. 5769: Mr. CANNON and Mr. BISHOP of Utah.
H.R. 5772: Mr. GALLEGLY and Mr. LOBIONDO.
H.R. 5803: Mr. TERRY.
H.R. 5805: Mr. ENGLISH of Pennsylvania.
H.R. 5806: Mr. WEXLER, Mr. MEEKS of New York, Mr. HONDA, and Mr. GUTIERREZ.
H.R. 5818: Mr. ENGLISH of Pennsylvania.
H.R. 5837: Mr. CARNAHAN.
H.R. 5862: Mr. PEARCE.
H.R. 5866: Mr. SESSIONS, Mr. GERLACH, Mr. THORNBERRY, Ms. GRANGER, Mr. HEFLEY, Mr. CARTER, Mr. MANZULLO, Mr. HALL, and Mr. WELDON of Pennsylvania.
H.R. 5871: Mr. EHLERS, Mr. HINOJOSA, Ms. JACKSON-LEE of Texas, Mr. FORD, Mr. BOEHLERT, and Mr. RUPPERSBERGER.
H.R. 5890: Mr. KLINE and Mr. MCHUGH.
H.R. 5905: Mr. VAN HOLLEN and Mr. CASE.
H.R. 5948: Mr. LIPINSKI.
H.R. 5977: Ms. HARRIS.
H.R. 5986: Mr. SAM JOHNSON of Texas.
H.R. 6033: Mr. GILLMOR.
H. J. Res. 79: Ms. PELOSI.
H. Con. Res. 222: Mr. LEWIS of Kentucky.
H. Con. Res. 346: Ms. WASSERMAN SCHULTZ.
H. Con. Res. 391: Mr. LEACH.
H. Con. Res. 424: Mr. MCCOTTER, Mr. PITTS, Mr. FORTUÑO, Mr. LIPINSKI, Mr. BRADLEY of New Hampshire, Mr. SANDERS, Mr. REHBERG, Mr. GILCHREST, Mr. MOORE of Kansas, Ms. JACKSON-LEE of Texas, and Mr. BERRY.
H. Con. Res. 465: Mr. PAUL, Ms. CORRINE BROWN of Florida, Mrs. JO ANN DAVIS of Virginia, Mr. FILNER, Mr. PLATTS, Mr. GORDON, Mrs. MALONEY, and Mr. ROTHMAN.
H. Res. 20: Mr. DAVIS of Kentucky.
H. Res. 518: Mr. TERRY, Mr. MCHUGH, Mr. RUPPERSBERGER, Mr. CARDIN, and Mr. MORAN of Kansas.
H. Res. 622: Mr. ENGEL, Mr. ABERCROMBIE, Mr. LANTOS, Mr. LEACH, Mr. ROHRABACHER, Ms. MCCOLLUM of Minnesota, Mr. CROWLEY, Mr. GEORGE MILLER of California, Mr. RUPPERSBERGER, and Mr. BURTON of Indiana.
H. Res. 745: Mr. BARRETT of South Carolina.
H. Res. 874: Mr. FOSSELLA.
H. Res. 938: Mr. GENE GREEN of Texas, Mr. PAYNE, and Ms. DEGETTE.
H. Res. 940: Mr. MCNULTY, Mr. BACA, Mr. BECERRA, Mrs. LOWEY, Mrs. NAPOLITANO, Mr. GRIJALVA, Mr. ORTIZ, Mr. HONDA, Ms. DELAURO, Mr. SMITH of Washington, Mr. HIGGINS, Mr. ACKERMAN, Mr. DOGGETT, Mr. CARDOZA, Mr. CARNAHAN, Mr. CLEAVER, Ms. WATSON, Mr. WAXMAN, Mr. PENCE, Mr. WEXLER, Mr. ISSA, Mr. WILSON of South Carolina, Mr. ROHRABACHER, Mr. KING of New York, Mr. MCCAUL of Texas, and Mr. SWEENEY.
H. Res. 943: Ms. KILPATRICK of Michigan.
H. Res. 971: Mr. SHAYS.
H. Res. 973: Mr. POMEROY, Mr. KUHL of New York, and Mr. KIND.
H. Res. 976: Mr. DINGELL and Mr. ROHRABACHER.
H. Res. 983: Mr. DENT.